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Heldenfels, Leane

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From: newcastle homes [REDACTED]  
Sent: Monday, October 10, 2016 8:38 AM  
To: Heldenfels, Leane  
Cc: judy zwarun; Jamie Crawley  
Subject: 2100 e14th IMPORTANT update

Withdrawing

morning,

i just got off the phone wth carl wren and he advised us to not pursue this variance-- tonight or in general.

his take is that the BOA was wrong in the first place to issue a variance based on something they (the BOA) cannot control: the granting of historic zoning.

additionally, he said if we complete the project, apply for HZ, and steve and/or the HLC does not support it, he would 'defend the CO'. that is, we would not have done anything wrong since we would have fulfilled our obligation (re-create the lillie scott and apply for HZ) and would not be at fault for failing to get HZ since that is beyond our control.

thus, leane, we are withdrawing our variance request and ask to be removed from tonight's agenda. we will build the best darn lillie scott we can, apply for HZ, and let steve and the HLC decide if we get HZ. if we do, the lillie scott becomes historic. if we do not, carl will defend our CO and the project will be complete and legal.

according to carl and for future dealings, leane, perhaps the BOA should be reminded that it should not issue variances cotangent on something (historic zoning) that the applicant nor the BOA itself can control--that was a key point carl made (and something that is bigger than just this case, obviously).

thanks--truly appreciate al your help! this conversation tool 4 minutes--sure wish we could have it weeks ago, but better late than never, right?

good luck tonight, hope you get to bed before the sun comes up, and again, thanks so much for all your outstanding help and patience!

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newcastle homes  
design \* build \* develop  
[austinnewcastlehomes.com](http://austinnewcastlehomes.com)  
512.454.4600 o  
512.796.5707 m