

**CITY OF AUSTIN
Board of Adjustment - Interpretation
Decision Sheet**

DATE: Monday, July 11, 2016

CASE NUMBER: C15-2015-0147

☒ Y Brooke Bailey
☒ Y Michael Benaglio
☒ Y William Burkhardt
☒ Y Eric Goff
☒ Y Melissa Hawthorne **Motion to approve the postponement request**
☒ Y Bryan King
☒ Y Don Leighton-Burwell **2nd the motion**
☒ Y Rahm McDaniel
☒ Y Melissa Neslund
☒ Y James Valadez
☒ Y Michael Von Ohlen
☐ - Kelly Blume (Alternate)

**APPELLANT: Robert Kleeman
ADDRESS: 8901 SH 71**

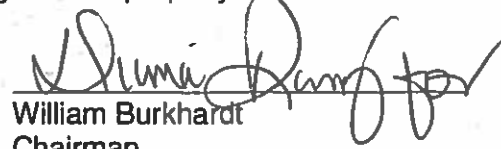
VARIANCE REQUESTED: The appellant has filed an appeal challenging a Land Use Determination and related development approvals made in connection with the approval of an outdoor amphitheater located at LifeAustin Church, 8901 West State Highway 71, including decisions to classify the use as "religious assembly" and to subsequently approve Site Plan No. SP-2011-0185C, an associated restrictive covenant, and a building permit. The appellant disagrees that, among other things, the Land Use Determination and related development approvals incorrectly treat various outdoor activities held at educational and religious assembly facilities as part of the principal use rather than as temporary activities subject to City Code Section 25-2-921(C) in an "RR-NP", Rural Residential – Neighborhood Plan zoning district. (West Oak Hill)

BOARD'S DECISION: November 9, 2016 POSTPONED TO A SPECIAL CALLED MEETING DECEMBER 9, 2015, CITY COUNCIL CHAMBERS AT 7:00PM BY BOARD MEMBER ERIC GOFF, MELISSA HAWTHORNE SECOND ON A 9-0 VOTE;
FEB 8TH, 2016- REQUESTING POSTPONEMENT TO APRIL 11, 2016; APRIL 11, 2016 POSTPONED TO JUNE 13, 2016; JUNE 13, 2016 POSTPONED TO JULY 11, 2016 BY APPLICANT; July 11, 2016 POSTPONED TO AUGUST 8, 2016 BY APPLICANT; BOARD WILL NOT ENTERTAIN ADDITIONAL POSTPONEMENTS BEYOND AUGUST 8, 2016

FINDING:

1. There is a reasonable doubt of difference of interpretation as to the specific intent of the regulations or map in that:
2. An appeal of use provisions could clearly permit a use which is in character with the uses enumerated for the various zones and with the objectives of the zone in question because:
3. The interpretation will not grant a special privilege to one property inconsistent with other properties or uses similarly situated in that:


Leane Heldenfels
Executive Liaison


William Burkhardt
Chairman