# CITY OF AUSTIN Board of Adjustment Decision Sheet

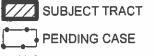
DATE: Monday, April 10, 2017	CASE NUMBER: C15-2017-0015
YBrooke BaileyNWilliam BurkhardtYEric GoffYMelissa HawthorneYBryan KingYDon Leighton-BurwellYRahm McDanielYVeronica RiveraJames Valadez AbsentYMichael Von OhlenYKelly Blume (Alternate)Martha Gonzalez (Alternate)Pim Mayo (Alternate)	
OWNER/APPLICANT: Sudhakar Allada	
ADDRESS: 911 22ND ST	
(A) (Parking Requirements for University N number of required parking spaces from 2 by Appendix A) to 8 spaces (requested) in	y Residence Medium Density – Conditional
motion to Postpone to April 10, 2017, Board Mo	blic hearing was closed on Board Member Eric Goff ember Rahm McDaniel second on a 10-1 vote (Board APRIL 10, 2017. April 10, 2017 POSTPONED TO
<ul><li>2. (a) The hardship for which the variance is r</li><li>(b) The hardship is not general to the area</li><li>3. The variance will not alter the character of</li></ul>	in which the property is located because: the area adjacent to the property, will not impair and will not impair the purpose of the regulations of

# CITY OF AUSTIN Board of Adjustment Decision Sheet

DATE: Monday, March 13, 2017	CASE NUMBER: C15-2017-0015
Brooke Bailey (Absent)yWilliam BurkhardtyEric Goff	ue to lack of training
OWNER/APPLICANT: Sudhakar Allada	
ADDRESS: 911 22ND ST	
VARIANCE REQUESTED: The applicant has re (A) (Parking Requirements for University Neigh number of required parking spaces from 21 spa by Appendix A) to 8 spaces (requested) in ordefamily use in a "MF- 4 - CO - NP" Multifamily Re Overlay - Neighborhood Plan zoning district. (V	borhood Overlay District) to reduce the aces (required, 60% of the spaces required to erect a 20 unit, 62 bedroom multi-
BOARD'S DECISION: March 13, 2017 The public I motion to Postpone to April 10, 2017, Board Member member Bryan King nay); POSTPONED TO APRIL	r Rahm McDaniel second on a 10-1 vote (Roard
FINDING:  1. The Zoning regulations applicable to the proper 2. (a) The hardship for which the variance is reque (b) The hardship is not general to the area in wh 3. The variance will not alter the character of the a the use of adjacent conforming property, and we the zoning district in which the property is located the conforming district in which the property is located to the property is located to the zoning district in which the property is located to the zoning district in which the property is located to the zoning district in which the property is located to the zoning district in which the property is located to the zoning district in which the property is located to the zoning district in which the property is located to the zoning district in which the property is located to the zoning district in which the property is located to the zoning district in which the property is located to the zoning district in which the property is located to the zoning district in which the property is located to the zoning district in which the property is located to the zoning district in which the property is located to the zoning district in which the zoning dis	ested is unique to the property in that:  nich the property is located because:  rea adjacent to the property, will not impair  ill not impair the purpose of the regulations of



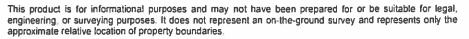




**ZONING BOUNDARY** 

# **NOTIFICATIONS**

CASE#: C15-2017-0015 LOCATION: 911 W 22nd Street





# Board of Adjustment General/Parking Variance Application

WARNING: Filing of this appeal stops all affected construction activity.

Case # (1/2-2010) (015 POW # 1/1/27/20)

This application is a fillable PDF that can be completed electronically. To ensure your information is saved, click here to Save the form to your computer, then open your copy and continue.

The Tab key may be used to navigate to each field; Shift + Tab moves to the previous field. The Enter key activates links, emails, and buttons. Use the Up & Down Arrow keys to scroll through drop-down lists and check boxes, and hit Enter to make a selection.

The application must be complete and accurate prior to submittal. *If more space is required, please complete Section 6 as needed.* All information is required (if applicable).

# For Office Use Only

9017	TCAD TCAD
Section 1: Applicant Statement	
Street Address: 911 W 22nd St, Austin, Tx, 78705	
Subdivision Legal Description:	
0.156 acres of land, being a portion of Outlot 2	5, Division "D"
Lot(s):	Block(s):
Outlot: 25	_ Block(s): Division: D
Zoning District: MF-4-CO-NP, in the UNO District	
Sudhakar Allada	on behalf of myself, as
authorized agent for Allada Uno, LLC	affirm that on
Month February , Day 13 , Year	, hereby apply for a hearing before the
Board of Adjustment for consideration to (select	
	odel O Maintain O Other:
Type of Structure: 4-story student housing build	ing (20 Units - 18 3 bedroom, 12BD)

TOWN GOID NICEDO

Portion of the City of Austin Land Development Code applicant is seeking a variance from:
Reduction from University Neighborhood Overlay (UNO) ordinance parking and loading (?)
requirements After UNO 60% reduction:
REQUIRED 21, PROPOSED 8 (PARKING)
REQUIRED 1, PROPOSED O (LOADING)
PROPOSING I PARKING SPOT TO BE A LOADING SPOT
Section 2: Variance Findings
The Board must determine the existence of, sufficiency of, and weight of evidence supporting the findings described below. Therefore, you must complete each of the applicable Findings Statements as part of your application. Failure to do so may result in your application being rejected as incomplete. Please attach any additional supporting documents.
NOTE: The Board cannot grant a variance that would provide the applicant with a special privilege not enjoyed by others similarly situated or potentially similarly situated.
I contend that my entitlement to the requested variance is based on the following findings:  Reasonable Use
The zoning regulations applicable to the property do not allow for a reasonable use because:
The UNO zoning promotes high density, affordable student housing in a pedestrian oriented environment. This was in part to promote the construction of student housing in and around west campus and to keep dense student housing out of the surrounding single-family neighborhoods. The parking requirements restrict the ability of the proposed development to provide affordable housing.
<ul> <li>Hardship <ul> <li>a) The hardship for which the variance is requested is unique to the property in that:</li> <li>The small size of this lot does not allow for the construction of a multi-level parking garage as the ramps required would take up the majority of the lot area, minimizing the area allowed for actual parking stalls. Furthermore, this project has opted into 25-6-601 C2 of the LDC to provide at least 10% of the dwelling units to house persons whose household income is less than 50% of the Austin-median income, on option not taken by the majority of west campus developments.</li> <li>b) The hardship is not general to the area in which the property is located because:</li> <li>Most of the lots in the UNO are not this small and therefore can sustain a parking garage, including ramps for different levels of parking.</li> </ul> </li> </ul>

# **Area Character**

The variance will not alter the character of the area adjacent to the property, will not impair the use of adjacent conforming property, and will not impair the purpose of the regulations of the zoning district in which the property is located because:

UNO requires the leasing of the parking spaces separate from the leasing of an apartment.

One of the goals of the UNO district is to discourage students from bringing private cars to
Austin. However, should a student wish to have a car nearby, other UNO projects who are not
as constrained by the geometry of their site, have excess parking that they lease out to the
public. It is possible for those who wish to have a car to enter a yearly lease with these public
garages.

Parking (additional criteria for parking variances only)

Request for a parking variance requires the Board to make additional findings. The Board may grant a variance to a regulation prescribed in the City of Austin Land Development Code Chapter 25-6, Appendix A with respect to the number of off-street parking spaces or loading facilities required if it makes findings of fact that the following additional circumstances also apply:

 Neither present nor anticipated future traffic volumes generated by the use of the site or the uses of sites in the vicinity reasonably require strict or literal interpretation and enforcement of the specific regulation because:

The calculated parking requirement for student housing no longer corresponds to the current or anticipated future parking needs for UNO residents. Students are not allowed to park on campus; they must utilize public transportation or walk to get to and around campus. There are plenty of garages nearby for students who choose to bring a car to west campus to lease.

2. The granting of this variance will not result in the parking or loading of vehicles on public streets in such a manner as to interfere with the free flow of traffic of the streets because:

The onsite parking will be sufficient for ADA requirements and will provide an area of loading and unloading for residents. All on street parking is in the UNO parking benefit district and is metered. This was done to regulate on street parking and prevent the interference with the free flow of traffic. No additional cars will be allowed to park in areas not currently slated for parking.

3. The granting of this variance will not create a safety hazard or any other condition inconsistent with the objectives of this Ordinance because:

UNO's goal is to create a predominately pedestrian area, nudging students to use public transportation when at all possible. The University furthers this cause: walking or taking the bus is the only way to access campus during the school day. Reducing the number of cars is a goal of UNO. This principal is furthered along by the inclusion of car and ride sharing programs.

4. The variance will run with the use or uses to which it pertains and shall not run with the site because:

The change of use from a small house of students to a multi-story student housing structure with the parking variance will be a long term use and use of the site will be in place for decades.

# **Section 3: Applicant Certificate**

my knowledge and beli	ents contained in the complete lef.		
Applicant Signature: _	Sidhor		Date: 02/13/2017
Applicant Name (typed	or printed): Sudhakar Allada		
Applicant Mailing Addre	ess: 10007 Stone Harbor Way		
City: Irving		State: TX	Zip: 75063
Phone (will be public in	formation): (512) 339-9518		
Email (optional – will be	e public information): sallada@	yahoo.com	-0.
Section 4: Owne	er Certificate		
l affirm that my stateme my knowledge and beli		application are true	and correct to the best of
Owner Signature:	Sylher		Date: <u>02/13/2017</u>
Owner Name (typed or	printed): <u>Sudhakar Allada, ma</u>	nager of Allada Unc	, LLC
Owner Mailing Address	: 10007 Stone Harbor Way		
City: Irving		State: TX	Zip: 75063
Phone (will be public in	formation): <u>(512) 339-9518</u>		107
Email (optional – will be	e public information): sallada@	yahoo.com	
Section 5: Agen	t Information		
Agent Name: Michael	R. McHone		
Agent Mailing Address:	P.O. Box 8142		
City: Austin		State: Tx	Zip: 78713
Phone (will be public in	formation): (512) 554-8440		
Email (optional – will bo	e public information): mchone	1234@sbcglobal.ne	t
, ,			
Section 6: Addit	tional Space (if applica	ble)	
Please use the snace b	pelow to provide additional info	rmation as needed	To ensure the information
referenced to the prope	er item, include the Section and	d Field names as we	ell (continued on next page



# City of Austin

P.O. Box 1088, Austin. TX 78767 www.cityofaustin.org/ housing

# **Neighborhood Housing and Community Development Department**

February 9, 2016

S.M.A.R.T. Housing- Preliminary Certification Allada UNO LLC - AVON at 22nd (ID #66060)

TO WHOM IT MAY CONCERN:

Allada UNO LLC - AVON at 22nd (development contact: Sudhakar Allada, 512.339,9518 (m); sallada@yahoo.com) has submitted a S.M.A.R.T. Housing application for the construction of a 22 unit (63 bedroom) multi-family development at 911 W 22nd Street, Austin TX 78705 in the University Overlay District of the West Campus Neighborhood Planning Area. The project will be subject to a forty (40) year affordability period after issuance of certificate of occupancy. Per the UNO Ordinance, 20140213-056, the applicant has elected to rent by the unit. This project is electing to pay the fee-in-lieu versus providing an additional 10% of affordable units or bedrooms. Prior to issuance of the certificate of occupancy, the fee-in-lieu calculation must be finalized and paid in full to the Neighborhood Housing and Community Development office and the applicant must enter into a Restrictive Covenant stating the affordability requirements and terms which will be filed for record at the Travis County Clerk Office.

NHCD certifies that the proposed construction will meet the S.M.A.R.T. Housing standards at the pre-submittal stage. Since 10% of the units (2 units) will serve households at or below 60% Median Family Income (MFI), the development will be eligible for 25% waiver of the fees listed in Exhibit A of the S.M.A.R.T. Housing Resolution adopted by the City Council. The expected fee waivers include, but are not limited to, the following fees:

Capital Recovery Fees **Building Permit** Concrete Permit Electrical Permit Mechanical Permit Plumbing Permit

Site Plan Review Misc. Site Plan Fee Construction Inspection Subdivision Plan Review Misc. Subdivision Fee Zoning Verification

Land Status Determination Building Plan Review Parkland Dedication (by separate ordinance)

In addition, the development must:

- Pass a final inspection and obtain a signed Final Approval from the Green Building Program. (Separate from any other inspections required by the City of Austin or Austin Energy, Contact Austin Energy Green Building: 512-482-5300 or greenbuilding@austinenergy.com).
- Pass a final inspection to certify that accessibility standards have been met.

The applicant must demonstrate compliance with the reasonably-priced standard after the completion of the units, or repay the City of Austin in full the fees waived for this S.M.A.R.T. Housing certification.

Please contact me by phone 512.974.3128 or by email at Sandra.harkins@austintexas.gov if you need additional information.

Sandra Harkins

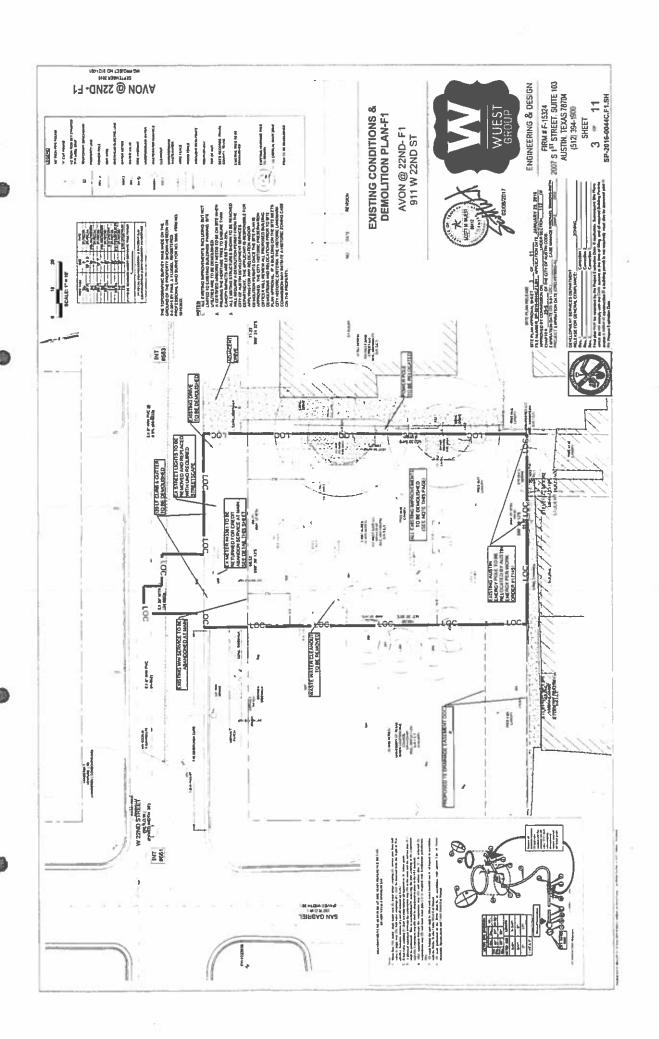
Neighborhood Housing and Community Development

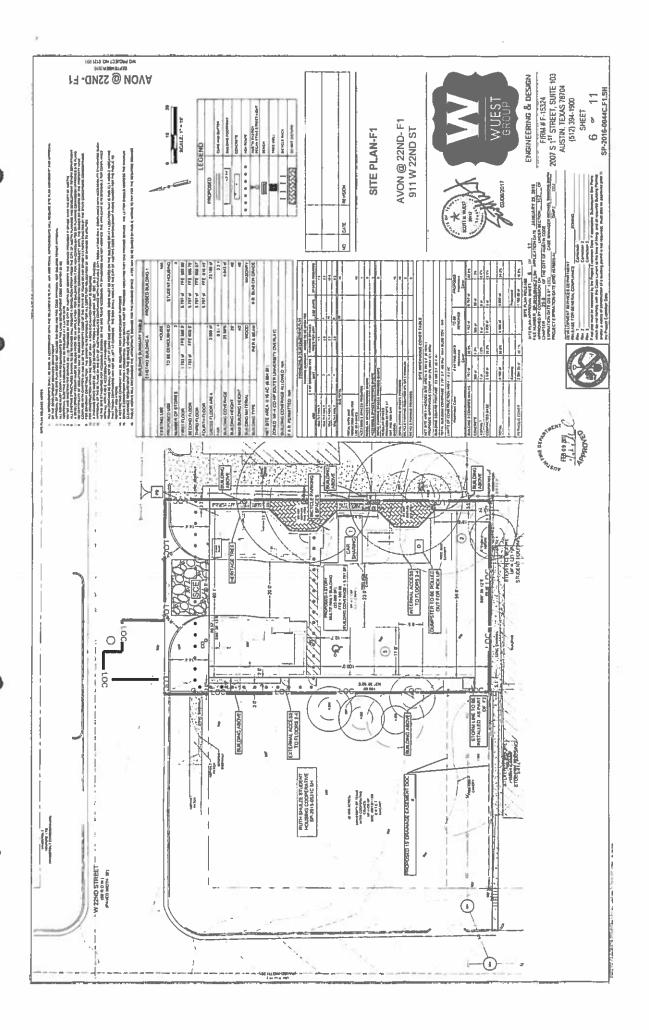
Cc: Laurie Shaw, Capital Metro Maureen Meredith, PZD M. Simmons-Smith, DSD Katherine Murray, Austin Energy Randi Jenkins, AWU Ellis Morgan, NHCD

Bryan Bomer, AEGB Gina Copic, NHCD Marilyn Lamensdorf, PARD Heidi Kasper, AEGB Carl Wren, DSD

Alma Molieri, DSD Susan Kinel, NHCD Stephen Castleberry, DSD Lynda Courtney, DSD Cande Coward, DSD

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F1 SUBMITTAL  FAST TRACK SITE DEVELOPMENT PERMIT  AVON @ W 22ND  911 WEST 22ND STREET  CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, 78705  OPTING INTO THE UNIVERSITY MEICHBORHOOD OVERLAY  DISTRICT (UNO) - INNER WEST CAMPUS DISTRICT	The state of the s	The late of	Principal Conference of the Co	10   10   10   10   10   10   10   10	SUGMETTED DATE	THE STATE OF THE THE STATE OF T	DESCHIPTION ADD NO. 1071A 6 CHARGE NO. 1071A 6 CHAR		
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# Heldenfels, Leane

C15-2017-0015

From:

Sent:

Wednesday, March 08, 2017 4:32 PM

To:

Heldenfels, Leane

**Subject:** 

Re: 2/13 Board of Adjustment agenda, back up

Attachments:

Avon Variance Request1.pdf

Leane.

Attached is a presentation that I would like to present at the meeting. I did meet with UAP and CANPAC. I waiting for their response.

Thanks Sudhakar

From: "Heldenfels, Leane" < leane.Heldenfels@austintexas.gov>

To: Gavino Fernanda-

Sent: Wednesday, March 8, 2017 4:01 PM

Subject: FW: 2/13 Board of Adjustment agenda, back up

Greetings 3/13 Board of Adjustment Applicants, Agents and involved staff:

Please see attached meeting agenda and Austin Energy report.

If you would like to request to have your case postponed or withdrawn from the Board's agenda please reply to just me (not all) by noon Monday and advise.

I will then announce any known requests for postponement or withdraw at the beginning of the hearing, 5:30, and then these requests are voted on by the Board at that time.

If your case if proceeding Monday please print out a copy of the agenda and bring to the hearing to keep track of cases as we will <u>not</u> have paper copies at the hearing.

The agenda and case back up are now posted online at the Board's website:

http://www.austintexas.gov/cityclerk/boards\_commissions/meetings/15\_1.htm

(If this link doesn't work go to austinexas.gov, click on government tab near top of page, click on Boards and Commissions small tab near top of page, highlight Board of Adjustment and click view website, open agenda folder to left of page, see the December 12 meeting materials).

Please go to the Board's website now to take a look at the back up material posted there.

NOTICE OF CONFIDENTIALITY RIGHTS: If you are a natural person, you may remove or strike any or all of the following information from any instrument that transfers an interest in real property before it is filed for record in the public records: your Social Security number or your driver's license number.

# Memorandum of Parking Agreement (AVON at W 22nd)

Date:

March 08, 2017

Landlord:

1909 SAN GABRIEL LLC, A TEXAS LIMITED LIABILITY COMPANY

1909 SAN GABRIEL, Austin, Travis County, TX 78705

Tenant:

ALLADA UNO L.L.C, a Texas limited liability company

**Tenant Address:** 

Landlord Address:

10007 Stone Harbor Way

Irving, Dallas County, Texas 75063

Benefited Property:

0.1567 (0.1570) acres of land, being a portion of Outlot 25, Division "D", in the City of Austin in Deed Records of Travis County. Texas, and having received Legal Lot Status per City of

Austin Case Number C81-2015-0345.

**Benefited Property Address:** 

911 W 22<sup>nd</sup> street

Austin, Travis County, Texas 78705

**Benefited Property Site Plan:** 

City of Austin Site Plan No. SP-2017-0044CT.F1.SH

as amended, revised or corrected from time to time

Parking Agreement:

The parking agreement executed by and between Landlord and Tenant, dated on or about March 08, 2017, and concerning the terms and conditions of making the Parking Spaces available to the Benefited Property at the off-site Parking Facility Location in order to comply with the parking requirements of the

Benefited Property Site Plan.

**Parking Facility Location:** 

1909 and 1907 San Gabriel Street

Austin, Travis County, Texas 78705

**Parking Spaces:** 

10 spaces

**Termination Date:** 

December 31<sup>sl</sup>, 2050

Consideration:

TEN AND No/100 DOLLARS (\$10.00) and other good and valuable consideration advanced by Tenant to the Landlord pursuant to the Parking Agreement, the receipt

and sufficiency of which is acknowledged.

WHEREAS, the Tenant entered into the Parking Agreement with Landlord;

WHEREAS, as part of the Consideration under the Parking Agreement, Landlord has agreed to make available to the Benefited Property the Parking Spaces at the Parking Facility Location to satisfy the parking requirements of the City of Austin under the Benefited Property Site Plan;

NOW, THEREFORE, the parties represent that on the Date the Landlord and Tenant agreed to the Parking Agreement with respect to the Benefited Property for the period stated in the Parking Agreement.

When the context requires, singular nouns and pronouns include the plural.

Executed effective the Date first above stated.

LANDLORD:

1909 SAN GABRIEL LLC, A TEXAS LIMITED

LIABILITY COMPANY

Name: Nick Cochtage

Title: Manager

STATE OF TEXAS

COUNTY OF TRAVIS

Before me, Notary Public, on this day personally appeared, <u>NICK COCHRANE</u>
Manager of 1909 SAN GABRIEL LLC, A TEXAS LIMITED LIABILITY COMPANY, known to
me personally to be the person whose name is subscribed to the foregoing instrument
and acknowledged that he executed the same for the purposes and consideration
therein expressed.

Given under my hand and seal of office on March 1, 2017.

[Seal]

Notary Public, State of TEXAS



TENANT:

ALLADA UNO LLC, A TEXAS LIMITED LIABILITY

COMPANY

Name:Sudhakar Allada

Title: Manager

STATE OF TEXAS
COUNTY OF TRAVIS

Before me, Notary Public, on this day personally appeared, Manager ALLADA UNO LLC, A TEXAS LIMITED LIABILITY COMPANY, known to me personally to be the person whose name is subscribed to the foregoing instrument and acknowledged that he executed the same for the purposes and consideration therein expressed.

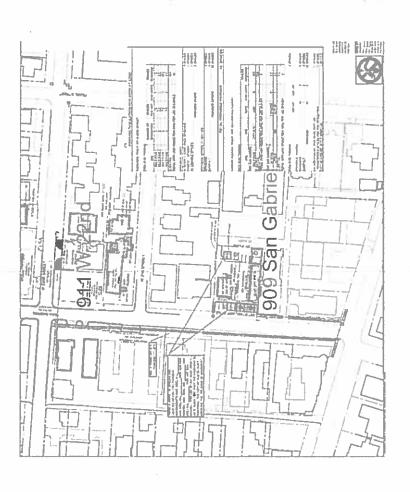
Given under my hand and seal of office on Warch 9, 2017.

[Seal]

Notary Public, State of TEXAS

JENNIFER ETHEREDGE Notary Public, State of Texas My Commission Expires July 01, 2017

# Parking Availability at 1909 San Gabriel



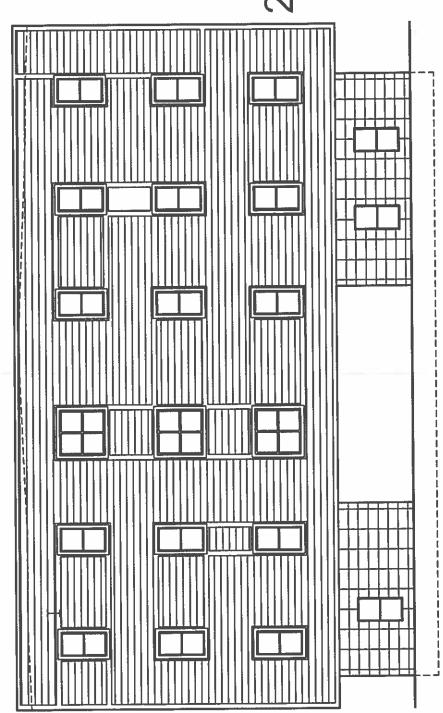
# Parking Table

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Parking Availability at 1909 San Gabriel

# AVON @ 22nd



911 West 22nd Street

# Project Highlights

20 unit 62 bedroom student housing

Affordability planned for 10% of Units

Opted into Smart Housing

# Variances Requested:

Reduce the required number of on-site parking spaces from 21 to 8 (section 25-2-601C)

Off site parking may be provided at 1907/1909 San Gabriel

# UNO Zoning for 911 West 22nd

Allows for building on 100% of the lot

40 foot height limit due to conditional overlay

Requires parking to be leased seperately from the Unit

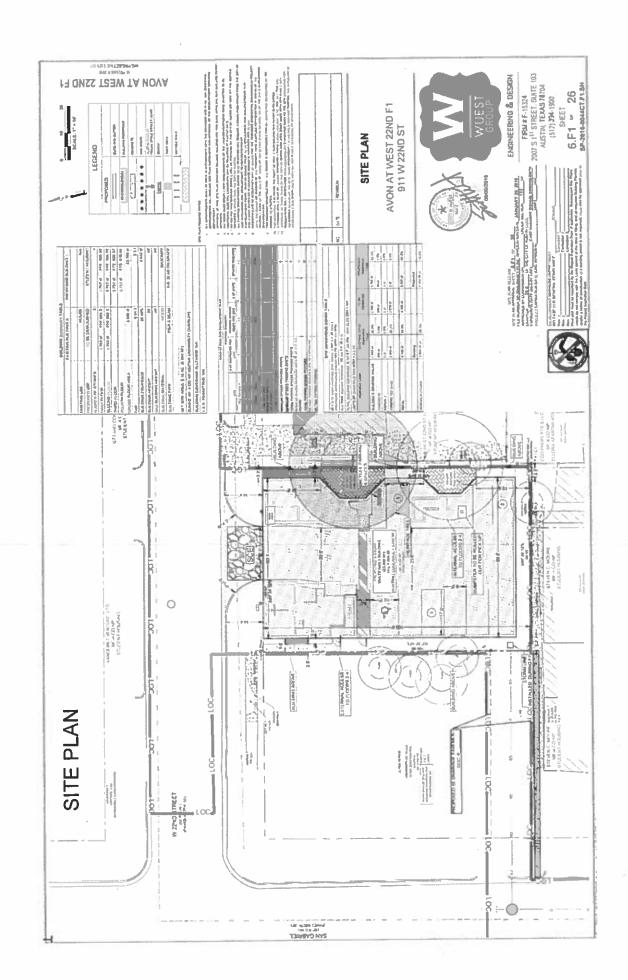


911 West 22nd, Narrow lot, No Alley Access

# Hardships

The small size of this lot does not allow for the construction of a multi-level parking garage as the ramps required would take up the majority of the lot area, minimizing the area allowed for actual parking stalls.

Lack of alley access and narrow site dimensions severely restrict the ability to construct a parking structure Most of the lots in the UNO are not this small and therefore can sustain a parking garage, including ramps for different levels of parking.





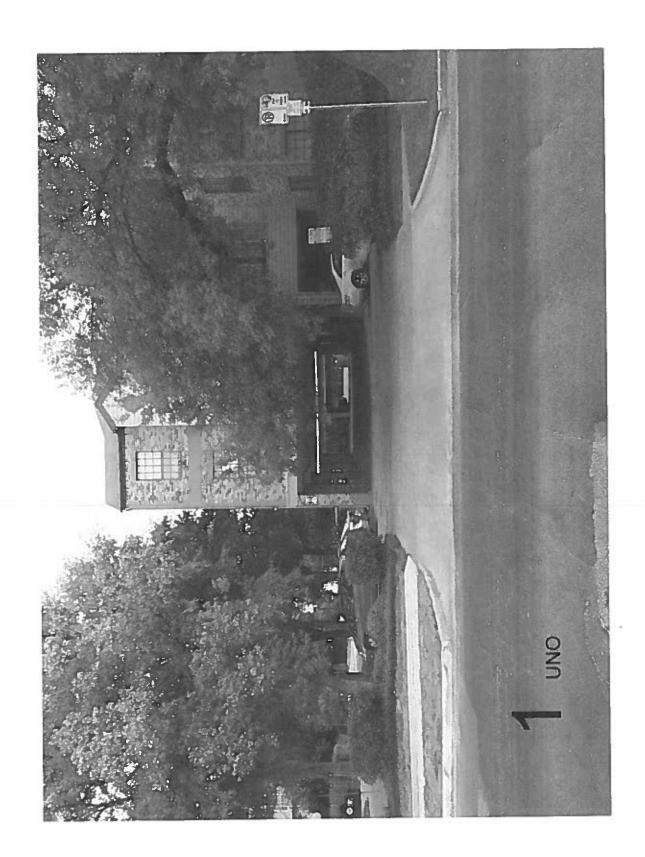
Drainage issue and proposed easement area

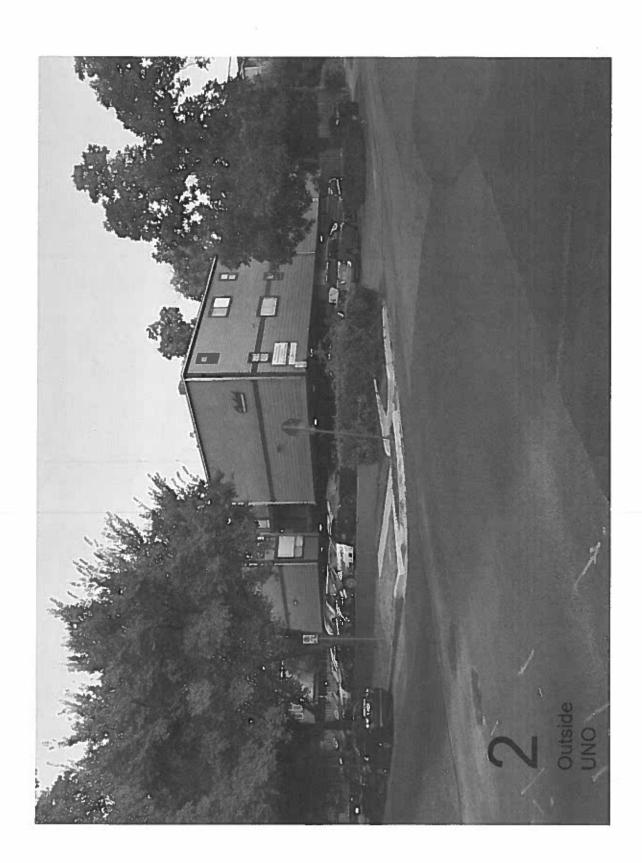
# Area Character

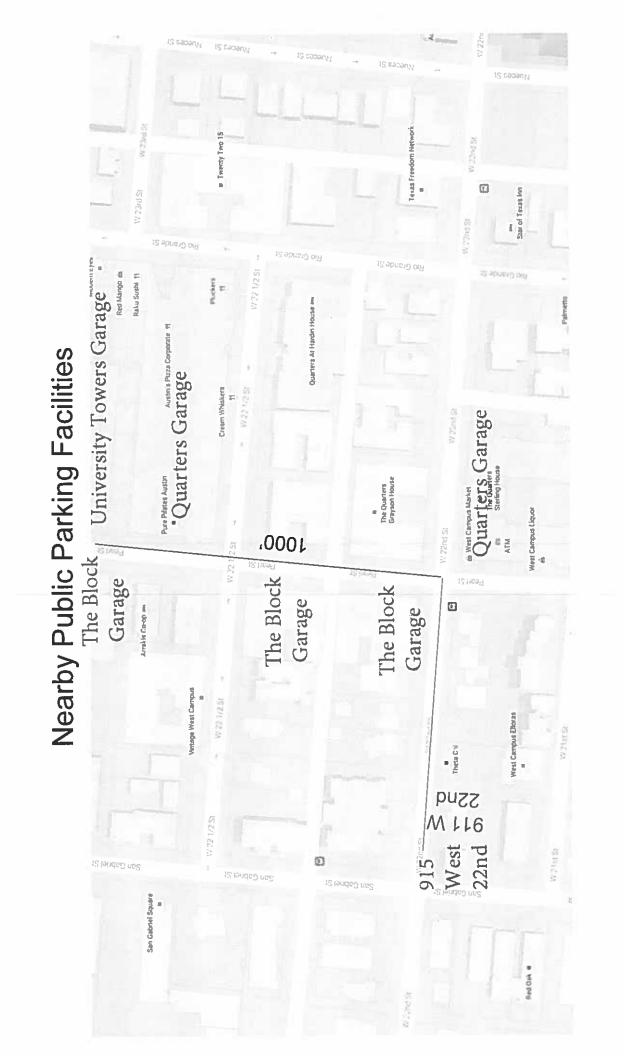
both with future UNO projects, as well as the adjacent properties outside the UNO A small parking garage will be in character with the surrounding neighborhood, area.

# 911 W 22nd W 22nd St \* 915 West 22nd 9 . W 22nd St \* **UNO Boundary** . landeð ne2 San Gabriel St San Gabriel St **\*** \* S \* W 22nd St Dak m

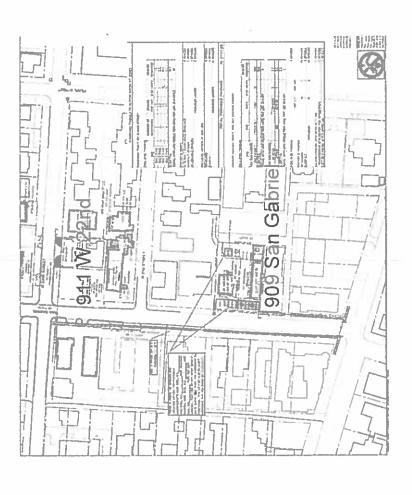
# Neighboring Garage Parking







# Parking Availability at 1909 San Gabriel



# Parking Table

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SENTENDE SEN

Parking Availability at 1909 San Gabriel

# Heldenfels, Leane

From:

Jesse 🖳

Sent:

Thursday, March 09, 2017 12:37 PM

To: Subject: Heldenfels, Leane 911 w 22nd project

Attachments:

20170307171741393.pdf

Hi Leane,

Attached is Nick Cochrane's letter supporting Sudhakar Allada's 911 w 22nd street variance for parking.

Thanks,

Jesse R Mamuhewa

>

> Scan Date: 03.07.2017 17:17:41 (-0500) Queries to:

standing to appeal, or an interested party that is identified as a person who can appeal the decision. The body holding a public hearing on an appeal will determine whether a person has standing to appeal the decision A board or commission's decision may be appealed by a person with

board or commission by: owner of the subject property, or who communicates an interest to a An interested party is defined as a person who is the applicant or record

- delivering a written statement to the board or commission before or concern (it may be delivered to the contact person listed on a during the public hearing that generally identifies the issues of notice); or
- appearing and speaking for the record at the public hearing;
- occupies a primary residence that is within 500 feet of the subject property or proposed development;
- is the record owner of property within 500 feet of the subject property or proposed development; or
- is an officer of an environmental or neighborhood organization that the subject property or proposed development. has an interest in or whose declared boundaries are within 500 feet of

department no later than 10 days after the decision. An appeal form may A notice of appeal must be filed with the director of the responsible be available from the responsible department.

process, visit our web site: www.austintexas.gov/devservices For additional information on the City of Austin's land development

Fax:

(512) 974-6305

the hearing to be received timely

Email:

leane.heldenfels@austintexas.gc

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Mail: City of Austin-Development Ser Leane Heldenfels P. O. Box 1088 Austin, TX 78767-1088 (Note: mailed comments must be	Comments must be returned by noon seen by the Board at this hearing. Th		Comments:	Signature Signature  Daytime Telephone: \$17-\$67-

# Heldenfels, Leane

From:

Gabe Tiberius Colombo ◀

Sent:

Wednesday, March 08, 2017 10:19 AM

To:

Heldenfels, Leane

Subject:

Comment on Case No. C15-2017-0015, 911 W. 22nd St

Dear Ms. Heldenfels,

I am writing to express my opinion in favor of granting a parking variance for the proposed multifamily housing project at the listed address.

As an urban studies senior at UT, I have developed an understanding of the way individual decisions on seemingly inconsequential matters such as parking spaces can impact the way the city grows, and the way we experience the city, in significant ways.

I have a strong conviction that building denser housing with fewer parking spaces, which both discourages driving and makes streets more pleasant to walk on, is essential to creating the 'compact and connected' Austin that is stated as a goal in the ImagineAustin plan. This means we must make the right decisions in each small instance.

West Campus has already developed a significant density as to allow many daily needs to be met without the use of a car; and improving street design in the neighborhood is, slowly but surely, making it a safer and more pleasant place to walk. Of all places to allow for fewer parking spaces, West Campus is in the best condition to mitigate a variance's potential impact on the transportation needs of a project's future residents.

For a more in-depth exploration of the relationship between parking requirements and building great cities, please take a look at this article.

I will reiterate that I am strongly in favor of granting the parking variance to allow fewer parking spaces to be built at this property.

Thank you for your time and hard work.

Warm regards,

Gabe

Gabe Colombo
The University of Texas at Austin | Class of 2017
Plan II Honors and Urban Studies

# PUBLIC HEARING INFORMATION

Although applicants and/or their agent(s) are expected to attend a public hearing, you are not required to attend. However, if you do attend, you have the opportunity to speak FOR or AGAINST the proposed application. You may also contact a neighborhood or environmental organization that has expressed an interest in an application affecting your neighborhood.

During a public hearing, the board or commission may postpone or continue an application's hearing to a later date, or recommend approval or denial of the application. If the board or commission announces a specific date and time for a postponement or continuation that is not later than 60 days from the announcement, no further notice will be sent.

A board or commission's decision may be appealed by a person with standing to appeal, or an interested party that is identified as a person who can appeal the decision. The body holding a public hearing on an appeal will determine whether a person has standing to appeal the decision.

An interested party is defined as a person who is the applicant or record owner of the subject property, or who communicates an interest to a board or commission by:

- delivering a written statement to the board or commission before or during the public hearing that generally identifies the issues of concern (it may be delivered to the contact person listed on a notice); or
- appearing and speaking for the record at the public hearing; ad:
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A notice of appeal must be filed with the director of the responsible department no later than 10 days after the decision. An appeal form may be available from the responsible department.

For additional information on the City of Austin's land development process, visit our web site: www.austintexas.gov/devservices

Fax:

(512) 974-6305

the hearing to be received timely

Austin, TX 78767-1088

(Note: mailed comments must be postmarked by the Wed prior to

Email: lcanc.hcldcnfels@austintexas.gov

received will become part of the public record of this case. Case Number; and the contact person listed on the notice. All comments board or commission, or Council; the scheduled date of the public hearing; the before or at a public hearing. Your comments should include the name of the Written comments must be submitted to the contact person listed on the notice Your Name (please print) seen by the Board at this hearing. They may be sent via: Mail: City of Austin-Development Services Department/ 1st Floor Daytime Telephone: Your address(es) effected by this application Comments must be returned by noon the day of the hearing to be Comments:\_ 904 W 2125 Street HOURADHA VAKMA Public Hearing: Board of Adjustment, March 13, 2017 Case Number: C15-2017-0015, 911 W. 22nd St. Contact: Leane Heidenfels, 512-974-2202, leane.heldenfels@austintexas.gov P. O. Box 1088 Leane Heldenfels 10010 DO A COMMENT adelipmois Yan ma-X32-578 Signature 16wall 19 ☐ I am in favor Helica

# PUBLIC HEARING INFORMATION

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# PUBLIC HEARING INFORMATION

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# Heldenfels, Leane

C15-2017-0015

From:

Eric Goff

Sent:

Friday, March 17, 2017 1:55 PM

To:

Heldenfels, Leane

Subject:

Fwd: 911 W. 22nd St. BOA case

In order to increase the chances of a win-win outcome that satisfies both sides on the 911 W. 22nd case, I'm wondering whether we could involve Larry Schooler as a facilitator/mediator to help the parties find consensus solutions.

Not sure what the procedure is for this, but wanted to forward this along for the record.

----- Forwarded message -----

From: Schooler, Larry < larry.schooler@austintexas.gov >

Date: Fri, Mar 17, 2017 at 1:08 PM Subject: 911 W. 22nd St. BOA case

To:

Hey, Eric-long time, no talk; hope you're well.

I just finished working on a case for Planning and Zoning along Thornton Road, functioning as a facilitator/mediator of sorts between the developer and neighbors, and I'm curious whether you think it might be helpful to have a similar type of meeting with Sudhakar Allada and the nearby neighbors on that project. LMK your thoughts. Thanks.

Larry Schooler
Manager, Public Engagement Division, Communications and Public Information Office
(512) 974-6004
ConversationCorps.org
SpeakUpAustin.org
Austintexas.gov/community

From: Sudhakar
To: Heldenfels, Leane

Subject: Re: 4/10 Board of Adjustment agenda, back up

**Date:** Monday, April 10, 2017 11:26:03 AM

## Leane,

We are redesigned the parking level and therefore we request to postpone our case hearing at the BOA today.

Thanks Sudhakar

Sent from my iPhone

On Apr 5, 2017, at 1:35 PM, Heldenfels, Leane < Leane. Heldenfels@austintexas.gov > wrote:

If the number of parking spaces is correct in terms or required/requested then we're OK with you just adjusting, revising the number of bedrooms in a update letter to the Board – I can include it in their late backup if you send it to me by noon Monday. If the bedroom number increases the required/requested parking space number then we'll have to postpone for this hearing and resend it/the notice for the 5/8 hearing. If the new bedroom number decreases the required/requested parking number then we can proceed, no new notice needed (and you can provide an update to the Board in the form of a progress letter, update).

FYi – Leane

From: sudhakar allada

**Sent:** Wednesday, April 05, 2017 12:14 PM

To: Heldenfels, Leane

Subject: Re: 4/10 Board of Adjustment agenda, back up

Hi Leane,

There seems to be mistake in the number of bedrooms in the application. Is there any way to correct it?

Thanks Sudhakar

From: "Heldenfels, Leane" < Leane. Heldenfels@austintexas.gov >

To: Gavino Fernandez



<Tony.Hernandez@austintexas.gov>
Sent: Wednesday, April 5, 2017 11:31 AM

Subject: 4/10 Board of Adjustment agenda, back up

Greetings 3/13 Board of Adjustment Applicants, Agents and involved staff:

Please see attached meeting agenda, Austin Energy report will follow in a separate email.

If you would like to request to have your case postponed or withdrawn from the Board's agenda please <u>reply to just me (not all)</u> by noon Monday and advise.

I will then announce any known requests for postponement or withdraw at the beginning of the hearing, 5:30, and then these requests are voted on by the Board at that time.

If your case if proceeding on Monday please print out a copy of the agenda and bring to the hearing to keep track of cases as we will **not** have paper copies at the hearing. Note that the Chair may call for the P&Z CodeNext briefing to occur at 6pm instead of during New Business where it's listed on the agenda, so we actually may not get to cases until 6:30pm – FYI.

The agenda and case back up are now posted online at the Board's website:

http://www.austintexas.gov/cityclerk/boards\_commissions/meetings/15\_1.htm

(If this link doesn't work go to <u>austinexas.gov</u>, click on government tab near top of page, click on Boards and Commissions small tab near top of page, highlight Board of Adjustment and click view website, open agenda folder to left of page, see the December 12 meeting materials).

Please go to the Board's website now and take a look at the back up material posted there.

If you see anything you've submitted that is either missing or not legible please bring 15 sets of that info to Monday's hearing. You can also see the packet page numbers that we've added to the evidence so you can know what page numbers the Board members may refer to during the hearing, feel free to print out all of your numbered case evidence so you

have those page numbers, too.

Also, remember to go back to this link **after 3pm on Monday** to see any late back up that has been received on your case.

It will normally consist of replies received from our public notice mailing. Print out a copy of that late back up info for your reference and bring it to the hearing in the event that the Board has questions about any of the responses received.

You can bring a copy of all of the evidence you'd like to present on a usb flash drive to the hearing and the AV staff person can help you project it and run thru the info as you speak on your case. That staff prefers that you label your flash drive w/ your agenda number and give the drive to him ahead of your case being called so he can make sure it's able to be projected correctly when your case is called.

If you add any new/revised information to your presentation that is not in the packet so far, email me with a pdf of that new information on Tuesday after the hearing.

We can validate your parking stub from the garage below City Hall, so try to remember to bring it up with you. The garage entrance is off of Guadalupe.

We will issue decision sheets from the meeting on our website page for searching case and permit info 2 weeks after the hearing, so this month that will be by 4/24. Here's a link to the page where we'll file them:

https://www.austintexas.gov/devreview/a\_gueryfolder\_permits.jsp

(If this link doesn't work go to <u>austintexas.gov</u>, click on development tab near top of page, then click on Search)

Once at this page you can input your case number or address, then click submit. Open the BA case and scroll down to attachments and see the final ds (decision sheet) there. You can print it out for use in a resubmittal for a permit, site plan or subdivision or email it to your code officer for any pending violation.

If your case is denied or if you don't agree with any part of the Board's decision (for example, a condition imposed on a granted case) you have until noon **Th 4/20** to request a reconsideration and provide new or clarified evidence to show how you feel the Board erred in its decision (see attached rules, cost for sending out re-notification of a reconsidered case is \$582.40 – check made out to the City of Austin will need to be dropped to my mailbox by close of lobby same day, Th 4/20).

If your case is postponed to the 5/8 hearing you'll have until end of day 4/24 to email me any revised, additional evidence that we'll add to that meeting's advance packet along with all the evidence that was provided in the 4/10 packet and late back up.

I look forward to seeing you all on Monday – <u>reply just to me, not to all,</u> to advise if you have questions, concerns.

## Leane Heldenfels

Board of Adjustment Liaison

City of Austin Development Services Department

One Texas Center, 1st Floor, Development Assistance Center

505 Barton Springs Road Office: 512-974-2202

<image001.png>

Follow us on <u>Facebook</u>, <u>Twitter</u> & <u>Instagram</u> @DevelopmentATX We want to hear from you! Please take a few minutes to complete our <u>online customer survey</u>.

Nos gustaría escuchar de usted. Por favor, tome un momento para completar nuestra encuesta.