







































**From:** [REDACTED]  
**Subject:** C15-2018-0004, 4303 Victory Dr POSTPONEMENT REQUEST  
**Date:** Monday, January 08, 2018 9:41:15 AM

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Dear Ms. Heldenfels,  
We live at 2109 Fort View Road and are requesting a postponement on the BOA hearing for this case to allow neighbors to communicate concerns and understand how these variances will affect us.  
Thank you,  
Mary Lovell & Richard Llewellyn  
ph 512.282.2818

BCC to Ms. Meade

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;

- and:
- 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 has an interest in or whose declared boundaries are within 500 feet of the subject property or proposed development.

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 website:

www.austintexas.gov/department/development-services

Written comments must be submitted to the contact person listed on the notice before or at a public hearing. Your comments should include the name of the board or commission, or Council; the scheduled date of the public hearing; the Case Number; and the contact person listed on the notice. All comments received will become part of the public record of this case.

Case Number: C15-2018-0004, 4303 Victory Dr.

Contact: Leane Heidenfels, 512-974-2292, leane.heidenfels@austintexas.gov

Public Hearing: Board of Adjustment, Mon January 8, 2018

JUAN PHAM

Your Name (please print)

MRS EMERSON WARD

Your address(es) affected by this application

[Handwritten Signature]

Signature

Date

Daytime Telephone:

512 961 6278

Comments: You could do anything. Lower Building

Observation views lower building

views. construction would have no bank.

could not identify material in forward had

plv please do not place these on trees in

been written.

Comments must be returned by 10am the day of the hearing to be seen by the Board at this hearing. They may be sent via:

Mail: City of Austin-Development Services Department/ 1st Floor

Leane Heidenfels

P. O. Box 1088

Austin, TX 78767-1088

(Note: mailed comments must be postmarked by the Fed prior to the hearing to be seen by the Board at this hearing.)

Fax: (512) 974-6305

Email: leane.heidenfels@austintexas.gov

From: [REDACTED]  
[REDACTED]  
[REDACTED]  
Subject: Request for Postponement - Item O-9 - C15-2018-0004; 4303 Victory Drive  
Date: Monday, February 12, 2018 9:22:32 AM

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Leane,

On behalf of the applicant in Case No. O-9 on tonight's agenda, we are requesting a second postponement of the case and ask that it be postponed to the March 12<sup>th</sup> meeting of the Board. We are working with the neighbors in the vicinity of the subject property to address any concerns and have not completed those discussions. We believe we will be able to complete those discussions prior to the March 12<sup>th</sup> meeting.

I am copying our nearest neighbors, Mark Tosch, Richard Llewellyn, and Mary Lovell.

Please let me know if you have any questions about our request or need any additional information.

Thank you.

**Nikelle Meade**  
Partner

**HUSCH BLACKWELL LLP**  
111 Congress Avenue, Suite 1400  
Austin, TX 78701-4093  
Direct: 512.479.1147  
Mobile: 512.992.6001  
Fax: 512.226.7373

[REDACTED]  
[View Bio](#) | [View VCard](#)

*Named a first-tier national real estate law firm by U.S. News-Best Lawyers in 2017*

From: [REDACTED]  
[REDACTED]  
[REDACTED]  
Subject: Re: Request for Postponement - Item O-9 - C15-2018-0004: 4303 Victory Drive  
Date: Monday, February 12, 2018 9:36:30 AM

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Hello Leane,

This is Mark Totsch and I am one of the concerned neighbors. I would also like to request a postponement as I am out of town on business and still have several questions about the proposed construction. I would like to be at the hearing as this would directly impact my wife and I. If you can't postpone please let me know so I have time to talk to my wife as she would have to talk on my behalf at this meeting.

Thanks,

Mark Totsch  
(c) 913.634.3534

On Mon, Feb 12, 2018 at 9:21 AM, Meade, Nikelle <[REDACTED]>  
wrote:

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Please let me know if you have any questions about our request or need any additional information. Thank you.

**Nikelle Meade**  
Partner

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Fax: [512.226.7373](tel:512.226.7373)

[REDACTED]