

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

**DATE: Monday May 13, 2019**

**CASE NUMBER: C15-2019-0013**

<input type="checkbox"/>	Y	Ada Corral
<input type="checkbox"/>	Y	William Burkhardt
<input type="checkbox"/>	N	Darryl Pruett
<input type="checkbox"/>	N	Eric Goff
<input type="checkbox"/>	Y	Melissa Hawthorne
<input type="checkbox"/>	N	Yasmine Smith
<input type="checkbox"/>	N	Don Leighton-Burwell
<input type="checkbox"/>	Y	Rahm McDaniel
<input type="checkbox"/>	-	Martha Gonzalez (Alternate)
<input type="checkbox"/>	Y	Veronica Rivera
<input type="checkbox"/>	Y	Jessica Cohen
<input type="checkbox"/>	Y	Michael Von Ohlen
<input type="checkbox"/>	-	Kelly Blume (Alternate)
<input type="checkbox"/>	-	Alternate (Vacant)

**APPLICANT: Dave Anderson**

**OWNER: North Central Catholic School Corp**

**ADDRESS: 9400 NEENAH AVE**

**VARIANCE REQUESTED: The applicant has requested a variance from 25-2-Subchapter E (Design Standards and Mixed Use), Section 2.3. (Connectivity Between Sites) 1. (Improvements to Encourage Pedestrian, Bicycle, and Vehicular Connectivity) B. (Standards) 1. (Vehicular and Pedestrian Connections Between Sites)**

**A. a. to not provide either private drive or public street connections to existing private drives or public streets on adjacent sites or stub-outs if connections are not feasible; and to**

**B. b. where a public street is adjacent to the property line, to not provide direct pedestrian and bicycle access from that street to a customer entrance in order to amend the connectivity portion of the site plan at this address in a GO-CO (General Office – Conditional Overlay) zoning district.**

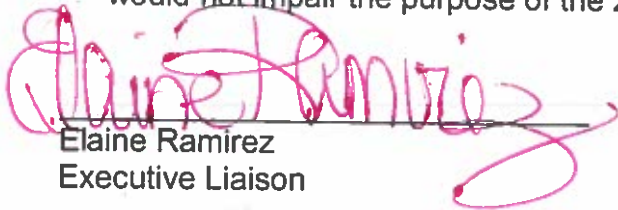
**BOARD'S DECISION: March 11, 2019 The public hearing was closed on Board Member Melissa Hawthorne motion to postpone to April 8, 2019, Board Member Michael Von Ohlen second on a 6-5 vote (Board members William Burkhardt, Eric Goff, Bryan King, Veronica Rivera, James Valadez nay); POSTPONED TO APRIL 8, 2019. April 8, 2019 POSTPONED TO MAY 13, 2019 BY APPLICANT; May 13, 2019 The public hearing was closed by Chair William Burkhardt, Board Member Michael Von Ohlen motion to Grant with conditions to remove the exiting leg of the fence from the north**

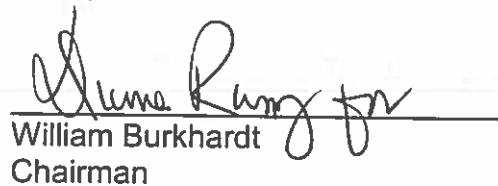
corner to the south corner of the ball field, Board Member Veronica Rivera second on a 7-4 vote (Board members Darryl Pruett, Eric Goff, Yasmine Smith and Don Leighton-Burwell nay); MOTION FAILED DUE TO NOT ENOUGH VOTES, DENIED.

**EXPIRATION DATE:** May 13, 2020

**FINDING:**

1. The Zoning regulations applicable to the property do not allow for a reasonable use because: creates an extremely unsafe area directly adjacent to the school and neighbors' backyards; negatively impacts ability for school to use a portion of site
2. (a) The hardship for which the variance is requested is unique to the property in that: Ordinance 20080618-077 requires connectivity from the property to the subdivision to the north, this is unique to this property and has been accomplished; the connection to Neenah from the existing pathway is unique to the characteristics of this property  
(b) The hardship is not general to the area in which the property is located because: property is the only school in immediate area with requirement to construct a trail for connectivity purposes
3. 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: property would remain constructed as is, would not impact adjacent properties, would not impair the purpose of the zoning district

  
Elaine Ramirez  
Executive Liaison

  
William Burkhardt  
Chairman