

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

**DATE: Monday June 8, 2020**

**CASE NUMBER: C16-2020-0001**

Y  Brooke Bailey  
 Y  Jessica Cohen  
 Y  Ada Corral  
 -  Melissa Hawthorne (abstained) OUT  
 Y  William Hodge  
 Y  Don Leighton-Burwell  
 Y  Rahm McDaniel  
 Y  Darryl Pruett  
 Y  Veronica Rivera  
 Y  Yasmine Smith  
 Y  Michael Von Ohlen  
 Y  Kelly Blume (Alternate)  
 -  Martha Gonzalez (Alternate)

**APPLICANT: Jason Thumlert**

**OWNER: Capital Metro Transportation Authority (Julie Barr)**

**ADDRESS: 901, 1011, 1109, 1211 E. 5<sup>th</sup> Street and 1300 & 1304 E. 4<sup>th</sup> Street**

**VARIANCE REQUESTED: The applicant is requesting a sign variance(s) from Section 25-10-133 (University Neighborhood Overlay Zoning District Signs) (G) to allow for up to eighteen (18) illuminated wall signs in order to provide signage for a Mixed Use buildings in a “TOD-CURE-NP”, Transit Oriented District/Plaza Saltillo – Central Urban Redevelopment – Neighborhood Plan zoning district. (East Cesar Chavez)**

**Note: The Land Development Code sign regulations 25-10-133 University Neighborhood Overlay Zoning Districts Signs (G) states a sign may not be illuminated or contain electronic images or moving parts.**

**BOARD’S DECISION: BOA meeting May 11, 2020**

**Board member Jessica Cohen motions to Grant neighborhood associations postponement request to June 8, 2020, Board member Brooke Bailey seconds on a vote 11-0 (Board member Melissa Hawthorne abstained); POSTPONED TO JUNE 8, 2020, June 8, 2020 The public hearing was closed by Chair Don Leighton-Burwell, Board Member Michael Von Ohlen motions to Grant, Board Member William Hodge seconds on an 11-0 vote; GRANTED.**

**EXPIRATION DATE: June 8, 2021**

**FINDING:**

1. The variance is necessary because strict enforcement of the Article prohibits and reasonable opportunity to provide adequate signs on the site, considering the unique features of a site such as its dimensions, landscape, or topography, because: this variance is necessary because (i) the ordinance was not written to address this part of town, (ii) to allow signage of appropriate size to be seen by vehicles passing on 5<sup>th</sup>, Waller and San Marcos

OR,

2. The granting of this variance will not have a substantially adverse impact upon neighboring properties, because: n/a

OR,

3. The granting of this variance will not substantially conflict with the stated purposes of this sign ordinance, because: n/a

AND,

4. Granting a variance would not provide the applicant with a special privilege not enjoyed by others similarly situated or potentially similarly situated, because: the request variance will provide only the option to illuminate signs within the Saltillo development

  
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Elaine Ramirez  
Executive Liaison

Diana Ramirez  
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Don Leighton-Burwell  
Chairman