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#### ZONING CHANGE REVIEW SHEET

<u>CASE</u>: C14-2021-0174 – 815 W. 11<sup>th</sup> Street <u>DISTRICT</u>: 9

ZONING FROM: LO TO: DMU-CO

ADDRESS: 815 W. 11th Street

SITE AREA: 0.15 acres

PROPERTY OWNER: AGENT:

BSF Land Ventures LLC (Steven Bell, Ben Drenner Group, PC (Leah M Bojo)

Snyder, and Kevin Fleming (Managers))

<u>CASE MANAGER</u>: Kate Clark (512-974-1237, <u>kate.clark@austintexas.gov</u>)

### STAFF RECOMMENDATION:

Staff recommends downtown mixed use-conditional overlay (DMU-CO) combining district zoning. The conditional overlay is for a maximum building height of 60 feet. For a summary of the basis of staff's recommendation, see page 2.

### PLANNING COMMISSION ACTION / RECOMMENDATION:

January 11, 2022 Scheduled for Planning Commission

### CITY COUNCIL ACTION:

February 3, 2022 Scheduled for City Council

### **ORDINANCE NUMBER:**

### **ISSUES**

Staff has received comments on this rezoning request. For all written or emailed comments, please see *Exhibit C: Correspondence Received*.

### CASE MANAGER COMMENTS:

This property is located on the south side of W. 11<sup>th</sup> Street and is approximately 0.15 acres in size. It is currently zoned LO and is developed with a single-family residential unit. Adjacent zoning consists of GO-MU to the east and LO to the west. Across the alley to the south and to the north across W. 11<sup>th</sup> Street are properties zoned GO, please see *Exhibit A: Zoning Map* and *Exhibit B: Aerial Map*.

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The applicant is requesting DMU zoning to allow for a higher intensity of use and a mix of commercial and residential uses. This block of the Downtown Austin Plan (DAP) has identified a mixture of DMU-40 and DMU-60 properties. While the DAP identifies this property as DMU-40, it is surrounded by DMU-60 properties on three sides. Additionally, within this area there have been three rezoning cases in the last two years where the City Council has approved DMU-CO with height limits of either 60 or 90 feet.

Within the applicant's rezoning application, they stated they were agreeable to a conditional overlay to limit the building height to 60 feet on the property. Staff supports the addition of this CO.

The Downtown Austin Plan does not have a future land use map (FLUM) and therefore does not require a neighborhood plan amendment (NPA) to be considered with the rezoning request.

### **BASIS OF RECOMMENDATION:**

1. Zoning changes should promote compatibility with adjacent and nearby uses.

This property is adjacent to and surrounded by GO zoned properties to the north, south and east. The GO zoning district has a maximum building height of 60 feet. Rezoning this property to DMU-CO with a height limit of 60 feet would be consistent with the existing zoning pattern.

### **EXISTING ZONING AND LAND USES:**

	Zoning	Land Uses	
Site	LO	Residential	
North	GO	Residential, and Administrative and Business Offices	
South	GO	Administrative and Business Offices and Personal Improvement	
		Services	
East	GO-MU	Medical Offices	
West	LO	Administrative and Business Offices	

### NEIGHBORHOOD PLANNING AREA: Downtown Austin

<u>TIA</u>: A traffic impact analysis shall be required at the time of site plan if triggered per LDC 25-6-113.

WATERSHED: Shoal Creek Watershed

OVERLAYS: ADU Approximate Area Reduced Parking, Capitol View Corridor (MOPAC BRIDGE - SDCC, MOPAC BRIDGE), Criminal Justice Center Overlay, Downtown Austin Plan Districts: Northwest, Residential Design Standards and Selected Sign Ordinances

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### **SCHOOLS**: Mathews Elementary, O Henry Middle and Austin High Schools

## NEIGHBORHOOD ORGANIZATIONS

Austin Independent School District

Austin Lost and Found Pets

Austin Neighborhoods Council

Central Austin Community Development

City of Austin Downtown Commission

Downtown Austin Neighborhood Assn.

(DANA)

Friends of Austin Neighborhoods

Historic Austin Neighborhood Association

Homeless Neighborhood Association Neighborhood Empowerment Foundation Old Austin Neighborhood Association

**Preservation Austin** 

**SELTexas** 

**Shoal Creek Conservancy** 

Sierra Club, Austin Regional Group West Downtown Alliance, Inc.

### **AREA CASE HISTORIES:**

Number	Request	Commission	City Council	
C14-2021-0078 Shoal Cycle	From LO to DMU-CO	Approved DMU-CO; CO included a maximum building height of 90 feet and establishing office use as conditional above the first floor.	Approved DMU-CO as Commission recommended (8/26/21).	
C14-2020-0036 827 W. 12 <sup>th</sup> Street	From DMU-CO to DMU-CO	Approved DMU-CO; CO included a maximum building height of 90 feet.	Approved DMU-CO as Commission recommended (6/4/20).	
C14-2019-0050 827 W. 12 <sup>th</sup> Street	From CS to DMU-CO	Approved DMU-CO; CO included a maximum building height of 60 feet.	Approved DMU-CO as Commission recommended (6/20/19).	
C14-2016-0110 West House LLC 1005 West Avenue	From MF-4 to DMU-CO as amended	Approved DMU-CO; CO included a maximum building height of 60 feet.	Approved DMU-CO as Commission recommended (1/26/17).	
C14-2011-0010 821 W. 11 <sup>th</sup> Street	From MF3 to DMU	Approved DMU-CO; CO included a maximum building height of 40 feet, minimum front yard setback of 15 feet, vehicle trip limit of 2,000/day, and a set of land uses.	Approved DMU-CO as Commission recommended (4/28/11).	

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Number	Request	Commission	City Council
C14-03-0085 813 W. 11 <sup>th</sup> Street	From LO to GO	Approved GO-MU.	Approved GO-MU as Commission recommended (7/13/03).
C14-01-0054 814 W. 10 <sup>th</sup> Street	From MF-3 to LO-MU	Approved LO-MU-CO; CO would require the applicant to maintain a gross floor area of 20% of the structure to be residential.	Approved LO-MU (6/27/02).

### **RELATED CASES:**

There are no related cases.

### **EXISTING STREET CHARACTERISTICS:**

Street	ROW	Pavement	Classification	Sidewalks	Bike	Capital Metro
					Route	(within ¼ mile)
W. 11 <sup>th</sup> Street	60'	40'	Level 2	Yes	Wide	Yes
					Curb	
					Lane	

### **OTHER STAFF COMMENTS:**

### Comprehensive Planning

### Downtown Austin Plan

The property is in the Northwest District of the Downtown Austin Plan (DAP). The applicant is proposing to change the zoning from Limited Office (LO) to Downtown Mixed Use (DMU). Currently the property is occupied with single-family residential use. The purpose of the rezoning request is to allow for higher intensity of use and a mix of commercial and residential uses as envisioned in the Downtown Austin Plan. Staff would support the conditional overlay limiting building height on the property to 60 feet.

Some of the Northwest District specific goals are:

- Preserve the neighborhood's historic character (p.38)
- To improve the pedestrian environment. (p.38)
- Improve conditions for bicycling (p.38)
- Great Streets improvements are a public improvement priority for this district (p.38)

The following DAP goals are relevant to this case:

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- AU-1.1: Replace Single Use zoning districts with mixed-use zoning designations
- AU-2.5: Make downtown housing more family friendly
- AU-5.1: Provide incentives for Downtown office and employment uses. (p.22)
- DD-1.1: Maintain height and density limits as a baseline with some adjustments on the surrounding context. (p.23)
- DD-3.1: Promote a compatible relationship between new and historic buildings (p.24)

Based on the information above, staff believes that the proposed zoning change is supported by the Downtown Austin Plan

### Environmental

- 1. The site is not located over the Edwards Aquifer Recharge Zone. The site is located in the Shoal Creek Watershed of the Colorado River Basin, which is classified as an Urban Watershed by Chapter 25-8 of the City's Land Development Code.
- 2. Zoning district impervious cover limits apply in the Urban Watershed classification.
- 3. According to floodplain maps there is no floodplain within or adjacent to the project location.
- 4. Standard landscaping and tree protection will be required in accordance with LDC 25-2 and 25-8 for all development and/or redevelopment.
- 5. At this time, site specific information is unavailable regarding vegetation, areas of steep slope, or other environmental features such as bluffs, springs, canyon rimrock, caves, sinkholes, and wetlands.
- 6. This site is required to provide on-site water quality controls (or payment in lieu of) for all development and/or redevelopment when 8,000 s.f. cumulative is exceeded, and on site control for the two-year storm.
- 7. At this time, no information has been provided as to whether this property has any preexisting approvals that preempt current water quality or Code requirements.

### PARD Review

PR1: Parkland dedication will be required for any new residential units proposed by this development, mixed use with DMU zoning, at the time of subdivision or site plan, per City Code § 25-1-601. Whether the requirement shall be met with fees in-lieu or dedicated land will be determined using the criteria in City Code Title 25, Article 14, as amended. Should fees in-lieu be required, those fees shall be used toward park investments in the form of land acquisition and/or park amenities within the surrounding area, per the Parkland Dedication Operating Procedures § 14.3.11 and City Code § 25-1-607 (B)(1) & (2).

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If the applicant wishes to discuss parkland dedication requirements in advance of site plan or subdivision applications, please contact this reviewer: <a href="mailto:thomas.rowlinson@austintexas.gov">thomas.rowlinson@austintexas.gov</a>. At the applicant's request, PARD can provide an early determination of whether fees in-lieu of land will be allowed.

### Site Plan

- SP1. Site plans will be required for any new development other than single-family or duplex residential.
- SP2. Any development which occurs in an SF-6 or less restrictive zoning district which is located 540 feet or less from property in an SF-5 or more restrictive zoning district will be subject to compatibility development regulations.
- SP3. Any new development is subject to Subchapter E. Design Standards and Mixed Use. Additional comments will be made when the site plan is submitted.
- SP4. FYI: Additional design regulations will be enforced at the time a site plan is submitted.

### Compatibility Standards

- SP5. It appears there are single family uses within 540 feet of the subject property. The site appears to be subject to compatibility standards (small site standards 25-2-1062) due to proximity of single family uses along 10<sup>th</sup> and 11<sup>th</sup> Streets. The following standards apply:
  - For compatibility setback requirements from adjacent triggering properties, please refer to the specific frontage width of the subject property. It appears to be nearly exactly 50 feet. If it is less than 50 feet, the required compatibility setback is 15 feet from adjacent properties triggering compatibility. If it is between 50.01 52.50 feet, the side and rear setback requirements are 15 feet. If between 52.51 and 54.99, the side and rear setbacks requirements are 15.5 feet.
  - No structure in excess of two stories or 30 feet in height may be constructed within 50 feet of the property line.
  - No structure in excess of three stories or 40 feet in height may be constructed within 100 feet of the property line.
  - For a structure more than 100 feet but not more than 300 feet from property zoned SF-5 or more restrictive, height limitation is 40 feet plus one foot for each 10 feet of distance in excess of 100 feet from the property zoned SF-5 or more restrictive.
  - For a structure more than 300 feet but not more than 540 feet from property zoned SF-5 or more restrictive, 60 feet plus one foot for each four feet of distance in excess of 300 feet from the property zoned SF-5 or more restrictive.

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• No parking or driveways are allowed within 15 feet of the property line of triggering properties.

- Landscaping or screening is required along property lines of triggering properties. in accordance with the screening requirements (Section 25-2-1006 and ECM 2.9.1.), Parking Design Standards (Section 25-6-563) and/or Screening Standards (Section 25.2.1066) to screen adjoining properties from views of parking, mechanical equipment, storage, and refuse collection.
- An intensive recreational use, including a swimming pool, tennis court, ball court, or playground, may not be constructed 50 feet or less from property in an SF-5 or more restrictive zoning district.

### Demolition and Historic Resources

SP6. The applicant is responsible for requesting relocation and demolition permits once the site plan is approved. The City Historic Preservation Officer will review all proposed building demolitions and relocations prior to site plan approval. If a building meets city historic criteria, the Historic Landmark Commission may initiate a historic zoning case on the property.

## Criminal Justice Center Overlay

SP7. The project is required to meet the requirements of § 25-2-650.

### Transportation

### ASMP Assessment

The Austin Strategic Mobility Plan (ASMP) calls for 80 feet of right-of-way for W. 11<sup>th</sup> Street. It is recommended that 40 feet of right-of-way from the existing centerline should be dedicated for W. 11<sup>th</sup> Street according to the Transportation Plan with the first subdivision or site plan application. [LDC 25-6-51 and 25-6-55].

### Transportation Assessment

Assessment of required transportation mitigation, including the potential dedication of right of way and easements and participation in roadway and other multi-modal improvements, will occur at the time of site plan application. A traffic impact analysis shall be required at the time of site plan if triggered per LDC 25-6-113.

### **Austin Water Utility**

AW1. The landowner intends to serve the site with City of Austin water and wastewater utilities. The landowner, at own expense, will be responsible for providing any water and wastewater utility improvements, offsite main extensions, utility relocations and or abandonments required by the land use. The water and wastewater utility plan must be

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reviewed and approved by Austin Water for compliance with City criteria and suitability for operation and maintenance.

Depending on the development plans submitted, water and or wastewater service extension requests may be required. All water and wastewater construction must be inspected by the City of Austin.

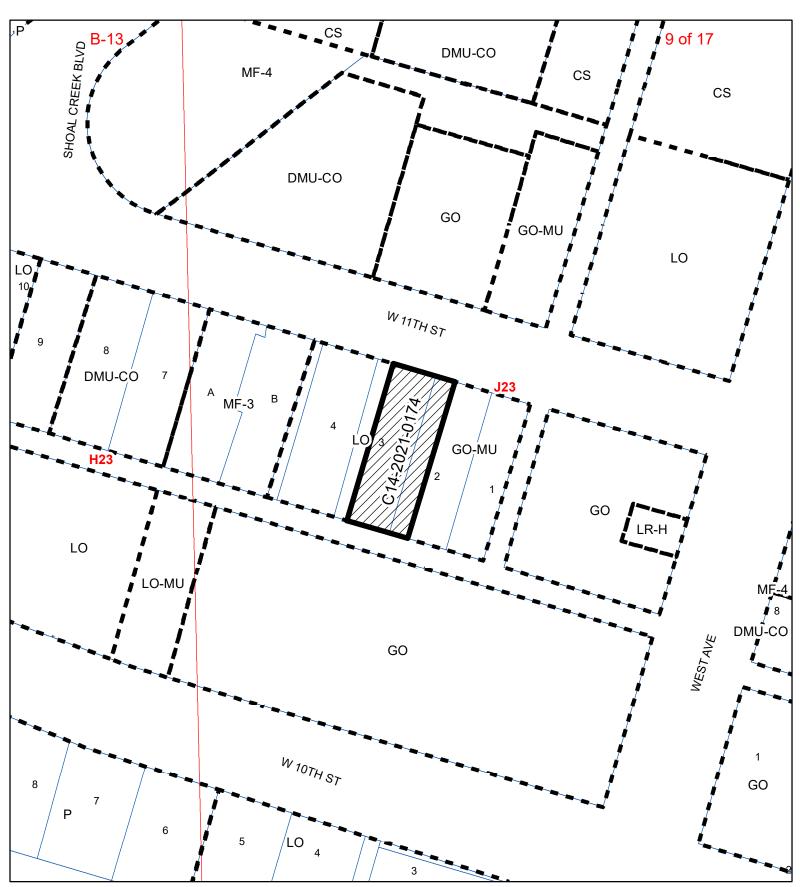
The landowner must pay the City inspection fee with the utility construction. The landowner must pay the tap and impact fee once the landowner makes an application for a City of Austin water and wastewater utility tap permit.

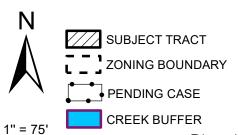
### INDEX OF EXHIBITS TO FOLLOW

Exhibit A: Zoning Map

Exhibit B: Aerial Map

Exhibit C: Correspondence Received





# **815 W 11TH STREET**

# Exhibit A

ZONING CASE#: C14-2021-0174

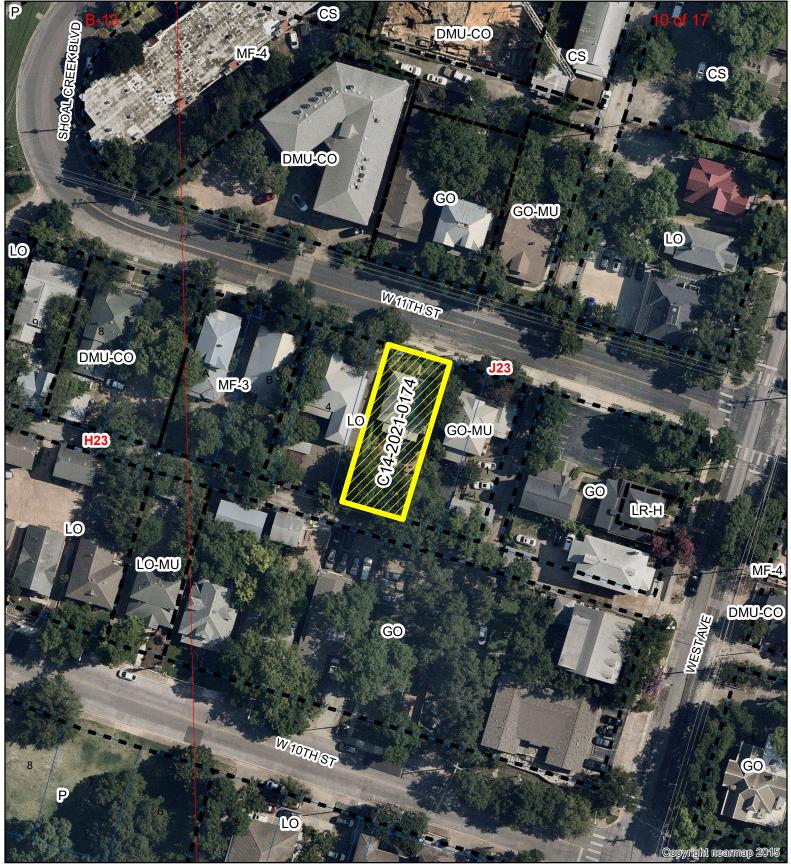
LOCATION: 815 West 11TH STREET

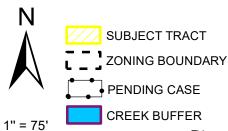
SUBJECT AREA: 0.1469 Acres

GRID: J23

MANAGER: KATE CLARK







# **815 W 11TH STREET**

### Exhibit B

ZONING CASE#: C14-2021-0174

LOCATION: 815 West 11TH STREET

SUBJECT AREA: 0.1469 Acres

GRID: J23

MANAGER: KATE CLARK



# PUBLIC HEARING INFORMATION

This zoning/rezoning request will be reviewed and acted upon at two public hearings: before the Land Use Commission and the City Council. 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 development or change. You may also contact a neighborhood or environmental organization that has expressed an interest in an application affecting your neighborhood.

During its public hearing, the board or commission may postpone or continue an application's hearing to a later date or may evaluate the City staff's recommendation and public input forwarding its own recommendation to the City Council. 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 is required.

During its public hearing, the City Council may grant or deny a zoning request or rezone the land to a less intensive zoning than requested but in no case will it grant a more intensive zoning.

However, in order to allow for mixed use development, the Council may add the MIXED USE (MU) COMBINING DISTRICT to certain commercial districts. The MU Combining District simply allows residential uses in addition to those uses already allowed in the seven commercial zoning districts. As a result, the MU Combining District allows the combination of office, retail, commercial, and residential uses within a single development.

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

Written comments must be submitted to the board or commission (or the contact person listed on the notice) before the public hearing. Your comments should include the board or commission's name, the scheduled date of the public hearing, and the Case Number and the contact person listed on the notice. Correspondence and information submitted to the City of Austin are subject to the Texas Public Information Act (Chapter 552) and will be published online.

Contact: Kate Clark, 512-974-1237 Public Hearing: January 11, 2022, Planning Comm	ission
_ JARED HAAS	✓I am in favor
Your Name (please print)	☐ I object
1110 WEST AYE.	Contraction of Support
Your address(es) affected by this application (optional)	
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Signature	Date
Daytime Telephone (Optional): 512.277.0945	y across the remailment
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If you use this form to comment, it may be returned to: City of Austin, Housing & Planning Department Kate Clark	Combinate simpless where the para conserva Com-Combineds, street, 34

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### Clark, Kate

From: Blake Tollett

Sent: Sunday, January 2, 2022 3:38 PM

To: Clark, Kate

**Subject:** C14-2021-0174; 815 W. 11th Street

\*\*\* External Email - Exercise Caution \*\*\*

Good Afternoon City of Austin:

Please record me as in favor of the requested rezoning from the LO District to the DMU District, but only with the restriction of 40 feet of height entitlement, the current height entitlement commiserate with the LO District.

DMU-40 reflects what has been recommended under the Downtown Austin Plan/Northwest District as well as under the more recent CodeNext recommendations.

Personally, and as a decades long property owner in the close-by area, I have several concerns. There has been a recently approved DMU-90 residential project going in directly across the street from this property, and I question whether the existing infrastructure for this stretch of W. 11th Street is set up for this intense of development the two projects would generate; the street basically ends with a dog leg up to W. 12th Street where there is another moderate residential density project nearing completion. My understanding is this project anticipates accessing the property through the alley between W. 11th and W. 10th Streets, and my understanding is this alley is substandard at best. Yes, these infrastructure questions can be addressed further along in the property's development, but why ask them at all? What is the justification for the increase in entitlements beyond those available under the Downtown Austin Plan and CodeNext?

As a member of the City's Historic Landmark Commission, I have concerns about how this increase in entitlements will affect the historic fabric of this corner of our neighborhood. There are several historic properties along this block, and their owners will take notice of how this rezoning is done. Let's be honest, this is about money. Once it becomes precedence that you can take down properties in anticipation of redeveloping something beyond what your current zoning district allows, then the properties will come down. Avoiding or at least modifying this scenario is one of the guiding principals of the Downtown Austin Plan and the subsequent revamping of the plan under CodeNext.

Thank you for your consideration, and my regards;

**Blake Tollett** 

601-603 W. 12th Street

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### Clark, Kate

From: Ted Siff

Sent: Monday, January 3, 2022 11:00 AM

To: Clark, Kate

**Subject:** 815 West 11th Street - C14-2021-0174

### \*\*\* External Email - Exercise Caution \*\*\*

#### Hello Kate:

At its meeting on December 13<sup>th</sup>, the Old Austin Neighborhood Association (OANA) board of directors voted to support this requested zoning change to DMU but with the height entitlement restricted to 40 feet.

DMU-40 reflects what has been recommended under the Downtown Austin Plan/Northwest District as well as under the more recent CodeNext recommendations.

All the properties on the southern face of the 800 block of West 11<sup>th</sup> are included as contributing properties in the <u>OANA sponsored & city supported West Downtown Historic Survey</u>. If the additional height is granted at 815 W 11<sup>th</sup> it will surely be used as a precedent for other variance requests.

I'd appreciate you communicating this position and these concerns on behalf of OANA to the Planning Commission.

Additionally, I've been told that staff supports a 90' height entitlement. If this is true, on behalf of OANA's board, I ask: What is staff's justification for this increase in entitlements beyond those available under the Downtown Austin Plan and CodeNext?

Best, Ted

Ted Siff, Board President
Old Austin Neighborhood Association
www.orginalaustin.org
512-657-5414

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### Clark, Kate

From: Donna D. Carter, FAIA

**Sent:** Tuesday, January 4, 2022 4:53 PM

To: Clark, Kate

**Subject:** C14-2021-0174; 815 W. 11th Street **Attachments:** 2022\_0103 815 W 11th ltr Signed.pdf

### \*\*\* External Email - Exercise Caution \*\*\*

Ms. Clark and Members of the Planning Commission.

Attached is my letter outlining my concerns about the above referenced case. I know you may not have time to read the entire letter. Please look at the pictures on the last page.

Although I do not agree with the decision to allow demolition of the existing property, in theory, I have no objection to rezoning from LO to DMU-CO, but with a height restriction of 40 feet. My concerns are as follows:

- 1. In allowing the demolition permit, our unique heritage area will lose a contributing structure. At the very least, the height should be limited to what was allowed with LO zoning.
- 2. The city has already approved a 90' behemoth across the street without regard to its historic neighbors, or the dangerous terrain and traffic conditions at the Shoal Creek W. 11th St. curve, we do not need more density across the street.
- 3. A rezoning to DMU is consistent with the Downtown Plan and the new Preservation Guidelines
- 4. The alley is substandard, with no options for improvement one way in and out, 15' width, no drainage and steep terrain.
- 5. The area is now prone to flash flooding where urban run-off meets Shoal Creek flooding. We need to preserver our permeable surfaces.

Piecemeal rezoning rewards removing heritage trees, increasing impervious cover and demolishing historic properties. There are much more creative ways to increase density without the removal of historic resources.

--

#### Donna D. Carter, FAIA

#### **CARTER • DESIGN ASSOCIATES**

817 West Eleventh Street Austin, TX 78701

Austin, 1X /8/01

Phone: 512-476-1812 Fax: 512-476-1819

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04 January 2022

RE: C14-2021-0174, Rezoning from LO to DMU-CO

815 W. 11<sup>th</sup> St., Austin, TX

### Planning Commissioners:

Let me be perfectly clear, I have no objection to the change in zoning from LO to DMU-CO. I do have an objection to a height greater than would be allowed under the current LO zoning or commensurate with DMU-40. And I strenuously object to making lot by lot, ad hoc decisions that disregard the recommendations of approved planning documents, including the Downtown Plan and Austin's new Preservation Guidelines. This project offers no urban design or public enhancements in exchange for enhanced entitlements, and does not address any of basic infrastructure deficiencies of the area.

I strenuously object to a 60' height allowance. At 60' the project will be out of scale with its historic neighbors, and the residentially scaled infill to the east. The Original Austin Neighborhood has a rich mixture of historic residences, historic structures that have been converted to offices, historic public buildings and schools. As a neighborhood community we value the historic setting, encourage preservation, enjoy enhanced urban green space, support multi-modal transportation including pedestrian access and new denser development when it is *respectful* of the historic context.

Buying into the fool's gold of residential density, the city has already allowed a 90' high behemoth across the street. The piecemeal, lot by lot decimation of a genial historic neighborhood should not be continued. A developer who promised one type of development at the historic review/demolition hearing should not be rewarded with increased density at each review by the city. It is not respectful of a graceful urbanization of Austin as envisioned by the Downtown Austin Plan, nor does it provide much reassurance that future community planning efforts will be honored.

However, height and history are not at the heart of my objections. My concerns are centered on lack of infrastructure planning to accommodate the increased density and the arrogant premise that all residential density is good. If a developer says they will add a few residential units to the project, they will get an affirmative vote. The building will primarily be office and given the configuration of the lot and the market, the final use may not be known until after construction. Asking for additional height affords the developer more rights than others in a similar situation or basically says this area will be far denser than the Downtown Plan, the Preservation Plan or even Imagine Austin envisioned. The piecemeal decision gut this special area of Austin from within, lot by lot. Death by a thousand cuts.

The approval of the 90' behemoth on the north side of the street, where a narrow 11<sup>th</sup> St doglegs into a dangerous curve at Shoal Creek; where urban flooding from the North now meets historical Shoal Creek flood waters; and where this clash of forces flooded my porch (which did not flood in 1981 or 2015) with the rains of 2021; should never have happened. Adding additional density on this short block will only make matters worse before the proper infrastructure plan can be budgeted, developed and scheduled. In the meantime, when it rains heavily, we become landlocked with the only way out of the neighborhood during a

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04 January 2022 C14-2021-0174, Rezoning from LO to DMU-CO 815 W. 11<sup>th</sup> St., Austin, TX

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storm is 15<sup>th</sup> St. So far the approved plans for the area including the mixed use and institutional development on 12<sup>th</sup> St., Shoal Cycle and now this project have not addressed the area infrastructure issues.

Traffic and mobility are also an issue for the area. The planning reviews often note an 80 foot ROW on 11<sup>th</sup>. However at this end of the street and the ROW of Shoal Creek is far less. Pre-pandemic, traffic routinely backed up through several cycles at Shoal Creek and 12<sup>th</sup>. These traffic delays will be exacerbated with the already approved Shoal Cycle, the new commercial building on 12th and can only be made worse with another oversized building on the block and the future ACC parking expansion. I don't know what will happen with the 90' tower, but know it will not be helped by adding a 60' office across the street.

Finally, the subject property's only access is from what can be termed a dysfunctional alley, at best. There is only one legal, public way in and out. The alley measures 15' at the most. There is a 10' grade change at the ingress/egress turn. In addition, the alley does not drain, so after a ½" rain, there is standing water at the back of the subject property. It takes at least 24 hours before the water finds a place to go.

Thanks to the city's actions, we have 90' modern intrusion on a genteel street that forms a gateway to the Shoal Creek greenbelt and trail, we will lose a contributing property to our historic district that could have been restored added onto which would have augmented our district. Please do not add insult to injury by providing more entitlement than was ever envisioned for this area. Such entitlements should only be considered when there is true public benefit, not neighborhood decimation and disregard for the qualities that draw people to the neighborhood in the first place. Given the historic homes and offices nearby DMU-40 is more than reasonable.

Respectfully,

Donna D. Carter, FAIA

Donna D. Carta

President

Carter Design Associates

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January 2022
 C14-2021-0174, Rezoning from LO to DMU-CO
 815 W. 11<sup>th</sup> St., Austin, TX

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Figure 1: Receding Flood Waters August 2021 at 817 W 11th St



Figure 2: Standing water behind subject property after rain