

CITY OF AUSTIN
Board of Adjustment
Decision Sheet
ITEM 3

DATE: November 14, 2022

CASE NUMBER: C16-2022-0011

- Thomas Ates NO VOTE
 Y Brooke Bailey
 Y Jessica Cohen
 - Melissa Hawthorne ABSTAINED
 Y Barbara McArthur
 - Darryl Pruett ABSTAINED
 - Agustina Rodriguez OUT
 - Richard Smith OUT
 Y Michael Von Ohlen
 - Nicholl Wade OUT
 Y Kelly Blume (Alternate)
 Y Carrie Waller (Alternate)
 Y Marcel Gutierrez-Garza (Alternate)

APPLICANT: Ezzi Signs

OWNER: Michael Mann

ADDRESS: 7309 LAZY CREEK DR

VARIANCE REQUESTED:

The applicant is requesting a sign variance(s) from the Land Development Code, Section 25-10 Sign Regulations, Article 5 Regulations applicable to all Sign Districts, Section 25-10-101 (*General On-Premise Signs*), requesting a total of 1 sign(s) on the property

- a) (B)(1)(b) to exceed sign area of 12 square feet (maximum allowed) to 80 square feet (requested)
and
b) (B) (1)(c)(ii) to exceed sign height of building façade, 30 feet (maximum allowed) to 36 feet (requested) in order to attach a wall sign on a two-story school building in a “SF-3”, Single-Family zoning district.

*Note: The Land Development Code **Sign Regulations 25-10-101 General On-Premise signs (B) Signs for Commercial, Multi-Family, Civic and Industrial Uses.** Unless specifically limited to a particular use, the following signs are allowed on a site containing any lawfully permitted commercial, multi-family, civic, or industrial use;*
(1) A freestanding or wall sign, such as those typically used to direct the movement or placement of vehicular or pedestrian traffic, provided that:
(a) no more than one sign is allowed for each building or curb cut;
(b) sign area may not exceed 12 square feet; and

- (c) sign height may not exceed:*
(i) four feet, for a freestanding sign; or
(ii) the height of the building façade, for a wall sign.

BOARD'S DECISION: The public hearing was closed by Madam Chair Jessica Cohen, Board member Brooke Bailey motions to approve with a friendly amendment this will not be a lit sign; Board member Michael Von Ohlen second on 7-0 vote (Board members Thomas Ates no vote, Melissa Hawthorne and Darryl Pruett abstained); GRANTED WITH A FRIENDLY AMENDMENT THIS WILL NOT BE A LIT SIGN.

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: due to the location of the building being on a low density residential area, an indicator is needed to identify the type of establishment it's proposing to be.

OR,

2. The granting of this variance will not have a substantially adverse impact upon neighboring properties, because: the sign will be mounted on the wall while also being at the height that will not be reached by any pedestrians and this will not be a lit sign.

OR,

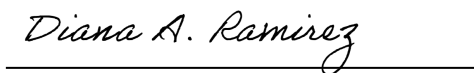
3. The granting of this variance will not substantially conflict with the stated purposes of this sign ordinance, because: N/A

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: it will be as an identification factor for an AISD School, which all schools have a signage.



Elaine Ramirez
Executive Liaison



Jessica Cohen
Madam Chair