

#### PLANNING COMMISSION

MINUTES December 20, 2022

The Planning Commission convened in a meeting on December 20, 2022 in Board and Commissions Room and Council Chambers of City Hall, 301 W. 2nd Street, Austin, Texas and via videoconference @ http://www.austintexas.gov/page/watch-atxn-live

Chair Shaw called the Commission Meeting to order at 5:11 p.m.

### **Commission Members in Attendance:**

Greg Anderson Awais Azhar Yvette Flores Claire Hempel – Vice-Chair Patrick Howard Carmen Llanes Pulido Todd Shaw – Chair James Shieh Jeffrey Thompson

Jessica Cohen - Ex-Officio

**Absent:** 

Grayson Cox Robert Schneider Jennifer Mushtaler

Arati Singh – Ex -Ex-Officio Richard Mendoza – Ex-Officio Spencer Cronk – Ex-Officio

One vacancy on the Commission (District 2)

#### **PUBLIC COMMUNICATION**

The first four (4) speakers signed up prior to the commencement of the meeting will each be allowed a three-minute allotment to address their concerns regarding items not posted on the agenda.

#### APPROVAL OF MINUTES

1. Approve the minutes of November 15, 2022.

Approval of the minutes of November 15, 2022 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

#### **PUBLIC HEARINGS**

2. Plan Amendment: <u>NPA-2022-0021.02 - Burleson & Ben White; District 3</u>

Location: 3507 Burleson Road, Country Club West Watershed; East

Riverside/Oltorf (Parker Lane) NP Area

Owner/Applicant: Stoneridge Capital Partners, LTD

Agent: Dunaway Associates (Vanessa Mendez)

Request: Single Family, Office and Commercial to Mixed Use land use.

Staff Rec.: **Pending** 

Staff: Kathleen Fox, 512-974-7877, kathleen.fox@austintexas.gov

Housing and Planning Department

Postponement Staff postponement request to January 10, 2023

Request

Motion to grant Staff' request for postponement of this item to January 10, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

3. Plan Amendment: NPA-2022-0017.01 - Crestview Village; District 7

Location: 6916, 6926, 6928 N. Lamar Blvd and 808, 810, 812, 906 Justin Ln,

Waller Creek Watershed; Crestview/Wooten Combined NP Area

and Lamar/Justin Station Area Plan

Owner/Applicant: 3423 HOLDINGS LLC (Peter Barlin, Manager)
Agent: Armbrust & Brown, PLLC (Michael Gaudini)

Request: To amend the Lamar/Justin Station Area Plan to allow a maximum

building height of 160 feet on the subject tract. The existing land use on the future land use map is Specific Regulating District. There is

no proposed change to the future land use map.

Staff Rec.: Pending

Staff: Maureen Meredith, 512-974-2695,

maureen.meredith@austintexas.gov Housing and Planning Department

Postponement Staff postponement request to February 14, 2023

Request:

Motion to grant Staff' request for postponement of this item to February 14, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

4. Plan Amendment: <u>NPA-2022-0007.01 - 10</u>810 Newmont Rd; District 4

Location: 10810 Newmont Road, Little Walnut Creek Watershed; North

Austin Civic Association (NACA) NP Area

Owner/Applicant: 10810 Newmont Apartments, LLC (Kinereth Polner)

Agent: Kim Polner

Request: From Single Family to Mixed Use/Office land use.

Staff Rec.: Recommended

Staff: Maureen Meredith, 512-974-2695,

maureen.meredith@austintexas.gov Housing and Planning Department

Motion to grant Staff' request for postponement of this item to January 10, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

5. Rezoning: <u>C14-2022-0136 - 10810 Newmont Rd; District 4</u>

Location: 10810 Newmont Road, Little Walnut Creek Watershed; North

Austin Civic Association (NACA) NP Area

Owner/Applicant: 10810 Newmont Apartments LLC (Kinereth Polner)

Request: SF-2-NP to GO-MU-NP

Staff Rec.: Recommended

Staff: Sherri Sirwaitis, 512-974-3057, sherri.sirwaitis@austintexas.gov

Housing and Planning Department

Motion to grant Staff' request for postponement of this item to January 10, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

6. Rezoning: C814-2022-0095 - 517 South Lamar PUD; District 9

Location: 517 South Lamar Boulevard, West Bouldin Creek Watershed
Owner/Applicant: Murphey-Gray Properties, a 50 /50 Joint Venture of Dhanis, LLC &

M & B Investment Company

Agent: Armbrust & Brown, PLLC (Richard Suttle)

Request: CS-V to PUD Staff Rec.: **Pending** 

Staff: Heather Chaffin, 512-974-2122, heather.chaffin@austintexas.gov

Housing and Planning Department

Postponement Request for Indefinite Postponement by the Staff

Request:

Motion to grant Staff' request for Indefinite Postponement of this item was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

7. Plan Amendment: NPA-2021-0010.01 - 2400 E. Cesar Chavez Parking Expansion;

**District 3** 

Location: 2317 E. 2nd Street, Lady Bird Lake Watershed; Holly NP Area

Owner/Applicant: Stephen Nava

Agent: Armbrust & Brown, PLLC (Ferris Clements)

Request: Single Family to Mixed Use land use

Staff Rec.: Recommended

Staff: Maureen Maureen, 512-974-2695,

maureen.meredith@austintexas.gov Housing and Planning Department

Public Hearing closed.

Motion to grant Staff's recommendation of Mixed Use land use for NPA-2021-0010.01 - 2400 E. Cesar Chavez Parking Expansion located at 2317 E. 2nd Street was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

8. Rezoning: <u>C14-2021-0121 - 2400 E. Cesar Chavez Parking; District 3</u>

Location: 2317 E. 2nd Street, Lady Bird Lake Watershed; Holly NP Area

Owner/Applicant: Stephen Nava

Agent: Armbrust & Brown, PLLC (Ferris Clements)

Request: SF-3-NP to CS-MU-NP

Staff Rec.: Not Applicable; Case Withdrawn by Applicant

Staff: Heather Chaffin, 512-974-2122, heather.chaffin@austintexas.gov

Housing and Planning Department

Item withdrawn; no action.

9. Rezoning: C14-2022-0205 - Denny's Condos; District 1

Location: 1601 North IH 35 Service Road Northbound, Waller Creek

Watershed; Central East Austin NP Area

Owner/Applicant: McGrane Living Trust

Agent: Alice Glasco Consulting (Alice Glasco)

Request: CH-CO-NP to CH-V-PDA-NP

Staff Rec.: Pending

Staff: Heather Chaffin, 512-974-2122, heather.chaffin@austintexas.gov

Housing and Planning Department

Planning Commission postponement of this item to January 24, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

10. Rezoning: C814-97-0001.15 - Leander Rehabilitation PUD Amendment

**#16**; District 6

Location: 13430 1/2 through 13450 1/2 Lyndhurst Drive, Lake Creek

Watershed

Owner/Applicant: Austin 129, LLC

Agent: Drenner Group, PC (Leah M. Bojo)

Request: PUD to PUD, to change a condition of zoning

Staff Rec.: **Pending** 

Staff: Sherri Sirwaitis, 512-974-3057, sherri.sirwaitis@austintexas.gov

Housing and Planning Department

Postponement Postponement request by Staff to February 14, 2023

Request

Motion to grant Staff' request for postponement of this item to February 14, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

11. Rezoning: <u>C14-2021-0191 - Domain Central; District 7</u>

Location: 11500 Alterra Parkway, Walnut Creek Watershed; Northwest Park

and Ride Town Center TOD

Owner/Applicant: TR Domain, LLC

Agent: Drenner Group, PC (Amanda Swor)

Request: To rezone from MI-PDA to MI-PDA, to change a condition of

zoning.

Staff Rec.: Recommended

Staff: Sherri Sirwaitis, 512-294-0246, sherri.sirwaitis@austintexas.gov

Housing and Planning Department

#### Public Hearing closed.

Motion to grant Staff's recommendation of MI-PDA, to change a condition of zoning, combining district zoning for C14-2021-0191 - Domain Central located at 11500 Alterra Parkway was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

12. Rezoning: <u>C14-2022-0076 - 3100 Guadalupe</u>; <u>District 9</u>

Location: 3100 Guadalupe Street, Waller Creek Watershed; Central Austin

Combined (West University) NP Area

Owner/Applicant: Leigh Family Trust (Alice G. Kaspar, Trustee)

Agent: Drenner Group, PC (Amanda Swor)

Request: CS-CO-NP to CS-1-CO-NP

Staff Rec.: Recommended

Staff: Wendy Rhoades, 512-974-7719, wendy.rhoades@austintexas.gov

Housing and Planning Department

Planning Commission postponement of this item to January 10, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

13. Rezoning: C14-2022-0093 - SDC-MLK; District 9

Location: 607, 611, 615 W. Martin Luther King Jr. Boulevard & 1809 Rio

Grande Street, Shoal Creek Watershed; Downtown Austin Plan

(Northwest District)

Owner/Applicant: Jack Brown Family II Limited Partnership (Paul Brown)

Agent: Alice Glasco Consulting (Alice Glasco)

Request: CS to DMU-V Staff Rec.: Recommended

Staff: Sherri Sirwaitis, 512-974-3057, sherri.sirwaitis@austintexas.gov

Housing and Planning Department

Planning Commission postponement of this item to January 10, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

14. Rezoning: <u>C14-2022-0141 - 12th & West Rezoning</u>; <u>District 9</u>

Location: 801 and 807 West 12th Street and 1108, 1110, and 1112 West

Avenue, Shoal Creek Watershed; Downtown Austin Plan

(Northwest District)

Owner/Applicant: Ellis Real Estate Development LLC, Brian Larson, Brad Burns

Agent: Drenner Group (Amanda Swor)

Request: CS to DMU

Staff Rec.: Recommendation of DMU-CO

Staff: Sherri Sirwaitis, 512-974-3057, sherri.sirwaitis@austintexas.gov

Housing and Planning Department

Planning Commission postponement of this item to January 10, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

15. Rezoning: <u>C14-2022-0211 - 909 Montopolis; District 3</u>

Location: 907, 909, & 913 Montopolis Drive, Carson Creek, Country Club

East Watersheds; Montopolis NP Area

Owner/Applicant: Montopolis Real Estate Holdings, LP (Gerald S. Webberman)

Agent: Jackson Walker, LLP (Pamela Madere)

Request: MF-3-NP, SF-3-NP to SF-6-NP

Staff Rec.: Recommended

Staff: Sherri Sirwaitis, 512-974-3057, sherri.sirwaitis@austintexas.gov

Housing and Planning Department

#### Public Hearing closed.

Motion to grant Staff's recommendation of SF-6-NP combining district zoning for C14-2022-0211 - 909 Montopolis located at 907, 909, & 913 Montopolis Drive was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

16. Rezoning: C14-2022-0062 - Industrial Blvd and Terry O Ln; District 3

Location: 439-511 and 515 Industrial Boulevard (odd only), and 4208 Terry O

Lane, Blunn Creek, Williamson Creek Watersheds; South Congress

Combined (East Congress) NP Area

Owner/Applicant: Basalt Cannon LLC; Delwau LLC; Jasdayal LLC; Ungar Holdings

LLC; Twin Oaks Associates Ltd., and Lunar Y, LLC

Agent: Civilitude (Nhat Ho)
Request: LI-NP to LI-PDA-NP

Staff Rec.: **Pending** 

Staff: Wendy Rhoades, 512-974-7719, wendy.rhoades@austintexas.gov

Housing and Planning Department

Postponement Request for Indefinite Postponement by the Staff

Request:

Motion to grant Staff' request for Indefinite Postponement of this item was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

17. Rezoning: C14-2022-0084 - 705 Brownlee Circle Rezone; District 9

Location: 705 Brownlee Circle, Lady Bird Lake Watershed; Old West Austin

NP Area

Owner/Applicant: Bradley Hoskins

Agent: Keepers Land Planning (Ricca Keepers)

Request: SF-3-NP to MF-3-NP

Staff Rec.: Recommended

Staff: Wendy Rhoades, 512-974-7719, wendy.rhoades@austintexas.gov

Housing and Planning Department

Planning Commission postponement of this item to January 10, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

18. Rezoning: <u>C14-2022-0090 - 2239 Cromwell Cir; District 3</u>

Location: 2239, 2239 1/2, and 2309 1/2 Cromwell Circle, Country Club West

Watershed; Old West Austin NP Area

Owner/Applicant: 2239 Cromwell Circle LLC (Cooper Drenner)

Agent: Drenner Group PC (Leah M. Bojo)

Request: ERC-UR to ERC-CMU and to amend Figure 1-6 (East Riverside

Corridor Hub Map) to include the entire lot in the Hub boundary, and to Figure 1-8 (East Riverside Corridor Development Bonus Height Map), to increase the maximum building height up to 120

feet through participation in a density bonus program.

Staff Rec.: Pending

Staff: Wendy Rhoades, 512-974-7719, wendy.rhoades@austintexas.gov

Housing and Planning Department

Postponement Request for Indefinite Postponement by the Staff

Request:

Motion to grant Staff' request for Indefinite Postponement of this item was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

19. Rezoning: <u>C14-2022-0137 - 1304 Nueces DMU Zoning; District 9</u>

Location: 1304 Nueces Street, Shoal Creek Watershed; Downtown Austin

Plan (Northwest District)

Owner/Applicant: Charles Baxter

Agent: Sandlin Services, LLC (Adam Hughes)

Request: GO to DMU

Staff Rec.: Recommendation of DMU-CO

Staff: Wendy Rhoades, 512-974-7719, wendy.rhoades@austintexas.gov

Housing and Planning Department

## Public Hearing closed.

Motion to grant Staff's recommendation of DMU-CO combining district zoning for C14-2022-0137 - 1304 Nueces DMU Zoning located at 1304 Nueces Street was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 8-0. Commissioner Thompson abstained. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

20. Rezoning: C14-2022-0070 - Springdale Commercial (Tract 2) Amended;

**District 3** 

Location: 1113 Airport Boulevard, Boggy Creek Watershed; MLK/183

Combined NP Area

Owner/Applicant: 809 Vargas LC

Agent: Alice Glasco Consulting (Alice Glasco)

Request: GR-MU-CO-NP to CS-MU-NP

Staff Rec.: **Pending** 

Staff: Heather Chaffin, 512-974-2122, heather.chaffin@austintexas.gov

Housing and Planning Department

Postponement to January 24, 2023

Request:

Motion to grant Staff' request for postponement of this item to January 24, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

21. Rezoning: C14-2022-0015 - Springdale Commercial; District 3

Location: 1005 Springdale Road, Boggy Creek Watershed; MLK/183

Combined NP Area

Owner/Applicant: 809 Vargas LC

Agent: Alice Glasco Consulting (Alice Glasco)

Request: RR-CO-NP and GR-MU-CO-NP to CS-MU-NP

Staff Rec.: **Pending** 

Staff: Heather Chaffin, 512-974-2122, heather.chaffin@austintexas.gov

Housing and Planning Department

Postponement to January 24, 2023

Request:

Motion to grant Staff' request for postponement of this item to January 24, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

22. Rezoning: C14-2022-0094 - 7601 Cameron Road; District 1

Location: 7601 and 7601 1/2 Cameron Road, Buttermilk Branch Watershed;

St. John / Coronado Hills Combined NP Area

Owner/Applicant: Area 51st, LLC

Agent: Drenner Group (Leah M. Bojo)
Request: GR-CO-NP to GR-MU-V-CO-NP

Staff Rec.: Recommended

Staff: Heather Chaffin, 512-974-2122, heather.chaffin@austintexas.gov

Housing and Planning Department

Motion to grant Staff' request for postponement of this item to January 10, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

23. Site Plan: SPC-2022-0141A - Republic Square Conditional Use; District 9

Location: 422 Guadalupe St, Shoal Creek Watershed, Lady Bird Lake

Watershed; Downtown Austin Plan

Owner/Applicant: City of Austin Parks and Recreation Department

Agent: City of Austin Parks and Recreation Department (Reynaldo

Hernandez)

Request: Conditional Use Permit to allow alcohol sales in Republic Square

Park

Staff Rec.: **Pending** 

Staff: Christine Barton-Holmes, 512-974-2788, christine.barton-

holmes@austintexas.gov

**Development Services Department** 

Postponement Staff Postponement request to January 24, 2023

Request:

Motion to grant Staff' request for postponement of this item to January 24, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

24. Site Plan: SPC-2021-0228A - Petite Ecole International; District 3

Location: 831 Springdale Rd, Boggy Creek Watershed; Govalle NP Area

Owner/Applicant: Blair Langlinais

Agent: Petite Ecole International

Request: Conditional Use Permit to allow a preschool in an existing building.

Staff Rec.: Recommended

Staff: Christine Barton-Holmes, 512-974-2788, christine.barton-

holmes@austintexas.gov

**Development Services Department** 

#### Public Hearing closed.

Motion to grant Staff's recommendation for SPC-2021-0228A - Petite Ecole International located at 831 Springdale Road was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

25. Resubdivision: C8-2022-0007.0A - Replat of Lot 2, Drew Lane Addition;

District 5

Location: 2414 Drew Lane, Slaughter Creek Watershed
Owner/Applicant: Fortunate Foundations (Laurence Ramirez)
Agent: Southwest Engineers (Campbell Key)
Request: Approval of Resubdivision Application
Staff Rec.: Disapproval for Reasons per Exhibit C

Staff: Amy Combs, 512-974-2786, amy.combs@austintexas.gov

Development Services Department

Motion for Disapproval for Reasons per Exhibit C for C8-2022-0007.0A - Replat of Lot 2, Drew Lane Addition located at 2414 Drew Lane was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

26. Imagine Austin CPA-2022-0001 - Palm District Plan

**Amendment:** 

Request: Discussion and possible action recommending approval of the Palm

District Plan.

Staff Rec.: Recommended

Staff: Stevie Greathouse, (512) 974-7226,

Stevie.Greathouse@austintexas.gov

Mark Walters, (512) 974-7695, mark.walters@austintexas.gov

Housing and Planning Department

Planning Commission postponement of this item to January 10, 2023 was approved on the consent agenda on the motion by Commissioner Azhar, seconded by Commissioner Howard on a vote of 9-0. Commissioners Cox, Mushtaler and Schneider absent. One vacancy on the dais.

#### **FUTURE AGENDA ITEMS**

Future agenda items will not be discussed at the current meeting, but will be offered for initiation, discussion or possible recommendation at a future meeting.

Chair Shaw and Commissioner Azhar – Palm District

## **BOARDS, COMMITTEES & WORKING GROUPS UPDATES**

Codes and Ordinances Joint Committee

(Chair Shaw, Vice-Chair Hempel and Commissioners: Anderson and Azhar)

No report provided.

Comprehensive Plan Joint Committee

(Commissioners: Cox, Flores, Llanes Pulido, and Schneider)

No report provided.

## Joint Sustainability Committee

(Commissioner Schneider alternate)

No report provided.

## Small Area Planning Joint Committee

(Commissioners: Howard, Mushtaler, Shieh, and Thompson)

No report provided.

## South Central Waterfront Advisory Board

(Commissioner Thompson)

Commissioner Thompson provided an update.

Design Guidelines Update Working Group (Vice-Chair Hempel and Commissioner Cohen) Vice-Chair Hempel provided an update.

Housing Working Group (Commissioners Anderson, Azhar, Cohen, Howard, Llanes Pulido, and Shieh)

No report provided.

# Chair Shaw adjourned the meeting without objection on Tuesday, December 20, 2022 at 5:34 p.m.

Minutes approved on January 10, 2022 on the consent agenda on the motion by Commissioner Azhar, seconded by Thompson on a vote of 11-0. Commissioner Howard absent. One vacancy on the dais.

The City of Austin is committed to compliance with the American with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request.

Meeting locations are planned with wheelchair access. If requiring Sign Language Interpreters or alternative formats, please give notice at least 4 days before the meeting date. Please call Jerry Rusthoven at the Housing and Planning Department, at 512-974-3207, for additional information; TTY users route through Relay Texas at 711.