



## MEMORANDUM

**TO:** Andrew Rivera, Planning Commission

**FROM:** Mashell Smith, Real Estate Services Agent  
Land Management, Development Services Department

**DATE:** June 27, 2023

**SUBJECT:** F# 2022-100931 LM Street Right-of-Way Vacation 4,572 square feet abutting 2408 S. 3<sup>rd</sup> Street

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Attached is the Application Packet and Master Comment Report pertaining to the street right-of-way vacation application for an approximately 4,572 square foot portion of land, being the unpaved/undeveloped right of way abutting 2408 S. 3<sup>rd</sup> Street, situated in the Isaac Decker League, A-8, Travis County Texas, being out of that certain 60' foot wide tract of land conveyed to the City of Austin (For "Street Purposes") by street deed of record in Volume 390, Page 1213, Deed Records of Travis County, Texas. The proposed vacation tract will be added to the abutting parcel. The abutting property is owned by Third Street Austin, LLC. Per the transmittal letter dated July 19, 2022, received by the City of Austin, the applicant states, "How do you plan to develop the area to be vacated? Response: The Subject Area will be used as parking and detention area to support the development of the entire Property."

All affected departments and private utility franchise stakeholders have reviewed the application and recommend approval, subject to the reviewers' conditions shown on the attached Master Comment Report. AT & T as well as Austin Energy have "Approved with Conditions".

Per City Code §14-11-71 – Notice to Interested Property Owners: Public notice will be sent to owners within 300' of the area to be vacated. The director of the Public Works Department may approve the application after the 10<sup>th</sup> day that the notice is issued; and an affected property owner may submit comments regarding the proposed vacation.

Public Notice was sent to appropriate parties on May 31, 2023. No objections have been received by staff as of the date of this memorandum.

The applicant has requested that this item be submitted for placement on the **July 11, 2023, Planning Commission Agenda**.

Staff contact: Mashell Smith, Real Estate Services Agent,  
Transportation and Public Works, 512-974-7191, Mashell.smith@austintexas.gov

Applicant: Michele R. Lynch, Metcalfe Wolffe Stuart Williams, LLC  
(512) 404-2251 [mlynch@mwswtexas.com](mailto:mlynch@mwswtexas.com)

Abutting Landowners: Third Street Austin, LLC

The applicant and/or property owner's representative will be present at the meeting to answer any questions regarding future development and the vacation request.

Attachments:  
Application Packet  
Master Comment Report