

**CITY OF AUSTIN**  
**Board of Adjustment**  
**Decision Sheet**  
**ITEM03**

**DATE: August 14, 2023**

**CASE NUMBER: C16-2023-0003**

Y  Thomas Ates  
 Y  Jessica Cohen  
 Y  Melissa Hawthorne  
 Y  Brian Poteet  
 Y  Marcel Gutierrez-Garza  
 -  Margaret Shahrestani (OUT)  
 -  Richard Smith (OUT)  
 Y  Janel Venzant  
 Y  Michael Von Ohlen  
 Y  Yung-ju Kim  
 Y  Kelly Blume (Alternate)  
 -  VACANT (Alternate)  
 -  Suzanne Valentine (Alternate)

**APPLICANT: Shana Gardner**

**OWNER: Marco Veneziano**

**ADDRESS: 2270 GUADALUPE ST**

**VARIANCE REQUESTED: The applicant is requesting a sign variance(s) from the Land Development Code, Section 25-10-133 (*University Neighborhood Overlay Zoning District Signs*) (H) to allow for illumination of one (1) Neon Wall Sign and one (1) internally lit blade sign, in order to provide signage for Foxtrot Market in a “CS-CO-NP”, General Commercial Services – Conditional Overlay - Neighborhood Plan zoning district. (West University Neighborhood Plan) (UNO sign district)**

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

**BOARD’S DECISION: The public hearing was closed by Madam Chair Jessica Cohen, Board member Michael Von Ohlen motions to approve; Madam Chair Jessica Cohen seconds on 9-0 votes; GRANTED.**

**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: by strictly enforcing the code barring the installation of illuminated signage, our clients are at a distinct disadvantage from the other businesses in the nearby area that offer similar services

OR,

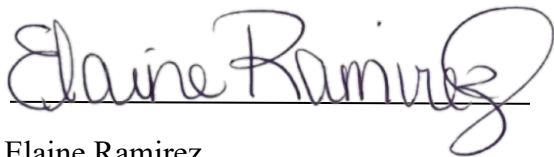
2. The granting of this variance will not have a substantially adverse impact upon neighboring properties, because: N/A

OR,

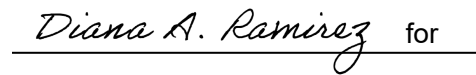
3. The granting of this variance will not substantially conflict with the stated purposes of this sign ordinance, because: N/A

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: Most of these businesses in the surrounding blocks already enjoy the benefit of illuminated signage to direct potential customers to their building



Elaine Ramirez  
Executive Liaison



Jessica Cohen  
Madam Chair