

**ORDINANCE NO. 20070726-024**

**AN ORDINANCE AMENDING ORDINANCE NO. 20070607-088 TO CORRECT THE LEGAL DESCRIPTION FOR PROPERTY LOCATED AT 4367 SOUTH CONGRESS AVENUE IN THE EAST CONGRESS NEIGHBORHOOD PLAN AREA.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** Part 1 of Ordinance No. 20070607-088 is amended to read:

The zoning map established by Section 25-2-191 of the City Code is amended to change the base district on the property described in Zoning Case No. C14-07-0009, on file at the Neighborhood Planning and Zoning Department, as follows:

From general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district and limited industrial service-neighborhood plan (LI-NP) combining district to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district for an area measured from ground level to a height of 60 feet; and

From general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district and limited industrial service-neighborhood plan (LI-NP) combining district to multifamily residence highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district for an area measured from 60 feet above ground level to a height of 90 feet.

Lot 1, St. Elmo-Tel Addition, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat of record in Plat Book 56, Page 12, of the Plat Records of Travis County, Texas, and Lot 1, Block A, Chen Resubdivision, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat of record in Document No. 2000400167, of the Official Public Records of Travis County, Texas; and,

A 0.896 acre tract of land, more or less, out of Lot 2, St. Elmo-Tel Addition, in Travis County, the tract of land being more particularly described by metes and bounds in Exhibit "A" incorporated into this ordinance (the "Property"),

locally known as 4367 South Congress Avenue, in the City of Austin, Travis County, Texas, and generally identified in the map attached as Exhibit "B" [~~"A"~~].

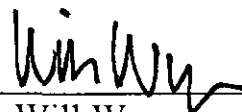
**PART 2.** In all other respects the terms and conditions in Ordinance No. 20070607-088 remain in effect.

**PART 3.** This ordinance takes effect on August 6, 2007.

**PASSED AND APPROVED**

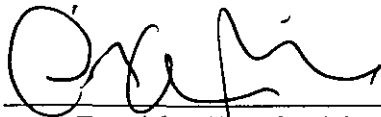
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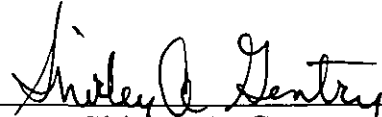
Will Wynn  
Mayor

**APPROVED:**

\_\_\_\_\_  


David Allan Smith  
City Attorney

**ATTEST:**

\_\_\_\_\_  


Shirley A. Gentry  
City Clerk

# AUSTIN SURVEYORS

P.O. BOX 180743  
AUSTIN, TEXAS 78718

2195 JUSTIN LANE #103  
(512) 454-6605

Accompaniment to plat 1500-1P

## FIELD NOTES FOR 0.896 ACRES OF LAND

All that certain tract or parcel of land situated in the Isaac Decker League in Travis County, Texas and being part of Lot 2 of the St. Elmo - Tel Addition to the City of Austin recorded in Book 56, Page 12 of the Plat Records of Travis County and also being that same 0.90 acre tract described in a deed to the Calbow Living Trust recorded in Doc. 2005224032 of the Real Property Records of Travis County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at a PK nail found in pavement on the East line of South Congress Avenue, in the Southwest corner of the above mentioned said Calbow tract and the Northwest corner of the Chen Resubdivision as recorded in Doc. 200400167 of the above mentioned Real Property Records, for the Southwest corner of this tract.

THENCE N 30°00'47" E with the East line of South Congress Avenue 22.08 feet to a capped iron pin set in the Southwest corner of a 1.156 acre tract conveyed to Congress Access, Ltd. by deed recorded in Vol. 13257, Pg. 1252 of the Deed Records of Travis County, Texas for the Northwest corner of said Calbow tract and the Northwest corner of this tract.

THENCE S 60°03'16" E 356.84 feet to a capped iron pin marked "CMN" found on the West line of the Lone Star Subdivision as recorded in Book 56, Page 60 of said Plat Records for the Southeast corner of said Congress Access, Ltd. tract, the Northeast corner of said Calbow tract, and the Northeast corner of this tract.

THENCE S 26°38'56" W with the West line of the above mentioned Lone Star Subdivision 205.10 feet to a capped iron pin set in the Northeast corner of Lot 1 of the St. Elmo-Tel Addition for the Southeast corner of said Calbow tract and the Southeast corner of this tract.

THENCE N 60°18'06" W with the North line of the above mentioned St. Elmo-Tel Addition 170.39 feet to an iron found pin found in an ell corner of said Calbow tract and the Southeast corner of said Chen Resubdivision for an ell corner of this tract.

THENCE with the West line of said Calbow tract for the following two (2) courses:

- 1) N 26°37'33" E 174.57 feet to a PK nail found in pavement at the beginning of a curve to the left, said curve having a radius of 10.00 feet and a delta angle of 86°47'10".
- 2) with the arc of the said curve 15.15 feet said curve having a long chord which bears N 16°44'14" W 13.74 feet to a PK nail set in pavement for the end of said curve.

THENCE N 60°18'40" W 178.17 feet to the POINT OF BEGINNING containing 0.896 acres of land, more or less.

I, Claude F. Hinkle, Jr., a Registered Professional Land Surveyor, do hereby certify that these field notes accurately represent the results of an on-the-ground survey made under my supervision during July of 2006 and are correct to the best of my knowledge and belief. These field notes are to be used only for the transfer of title to Cobalt Partners. Any use by these or any other parties for any other purpose or transaction is expressly prohibited.



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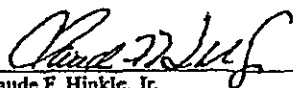
  
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Claude F. Hinkle, Jr.  
R.P.L.S. No. 4629  
AUG 01 2006  
Date 1500-Calbow.doc

Exhibit "A"

CS-MU-NP

LI-NP

PLUMBING  
AIR/HEAT

INDUSTRIAL

P83-023

APARTMENTS

OFFICE

AUTO  
REPAIR

STORAGE

CS-MU-NP

LI-CO-NP

LI-CO-NP

AUTO  
RENTAL

LI-NP

PAINT/DECAL  
SHOP

ELMO ROAD WEST

APTS.

2-50

CO-NP

3

CS-1-MU-CO-NP

CS-1-MU-CO-NP

AUTO  
REPAIR

SP85-144

LOUNGE

-NP

MINI WHSE.

GIFT SHOP

OFFICE  
PARKING

SHOP

MONUMENT CO.

CS-MU-NP

05-0107

70-000193.2

SAINT ELMO ROAD EAST

AUTO  
RENTAL

OFFICE-  
WAREHOUSE

94-94

96-76

LI-NP

SP96-0335C

05-0107

LI-NP

05-0107

UNDEV.

SP-98-2018C

MH

VEHICLE  
STORAGE

LANE

AUTO  
REPAIR

SP89-0162C

05-0107

CS-CO-NP

89-019

COMMERCIAL  
COMPANY

WAREHOUSE

05-0107

LI-NP

WAREHO

CASTING  
COMPANY

WAREHOUSING/  
DISTRIBUTION

WAREHOUSE

05-0107

LI-NP

INDU  
WARE



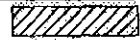
1" = 200'

SUBJECT TRACT

PENDING CASE

ZONING BOUNDARY

CASE MGR: R. HEIL



CASE #: C14-07-0009

ADDRESS: 4367 S. CONGRESS AVE.

SUBJECT AREA (acres): 2.680

ZONING EXHIBIT B

DATE: 07-01

INTLS: TRC

CITY GRID  
REFERENCE  
NUMBER

H18