



Austin City Council MINUTES

For FEBRUARY 7, 1985 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

City Council

Ron Mullen
Mayor

John Treviño, Jr.
Mayor Pro Tem

Council Members
Mark Rose
Roger Duncan
Sally Shipman
Mark E. Spaeth
Charles E. Urdy

Jorge Carrasco
City Manager

Elden Aldridge
City Clerk

Memorandum To:

Mayor Mullen called to order the meeting of the Council scheduled for 1:00 p.m., noting the absence of Councilmember Urdy and Mayor Pro Tem Trevino, who entered the Council Chamber later in the day. The meeting recessed at 1:15 for an Austin Housing meeting and recessed meeting resumed at 1:19 p.m.

MINUTES APPROVED

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, approved the minutes for regular meetings of January 10, 1985 and January 31, 1985. (5-0 Vote, Councilmember Urdy and Mayor Pro Tem Trevino absent.)

CONSENT ORDINANCES

The Council, on Councilmember Duncan's motion, Mayor Mullen's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (5-0 Vote, Councilmember Urdy and Mayor Pro Tem Trevino absent)

Operating Budget Amendment

Amended the 1984-85 Annual Operating Budget
by:

- a. Accepting \$15,000 from the University of Texas Health Science Center at Houston for OB/Gyn physician services.

Water Conservation Plan

Approved amendments to the Water Conservation Plan.

Flora-Rama

Approved an ordinance to limit free access to Zilker Municipal Gardens for two days and admission be by donation of \$1 for entrance to the 28th Annual Flora-Rama to be held Saturday and Sunday, May 4 & 5, 1985.

Speed Zones

Amended the Austin City Code to modify the following speed zones:

Section 11-2-99(d) (School Speed Zone) 20 mph

DELETE: South 1st Street from 200 feet north of West Annie to 200 feet south of West Annie (Becker School)

William Cannon Drive from 300 feet east of South Congress Avenue (west curb).

ADD: South 1st Street from 365 feet south of the north curb line of Monroe Street (south intersection) to 390 feet north of the south curb line of Monroe Street (north intersection)

Section 11-2-99(i) (School Speed Zone) 25 mph

ADD: William Cannon Drive from 300 feet east of South Congress Avenue (east curb) to 300 feet west of South Congress Avenue (west curb). (Pleasant Hill Elementary School)

Zoning Ordinances

Approved amending Chapter 13-2 of the Austin City Code (Zoning Ordinance) to cover the following changes:

JUDSON F. CARY
By David C. Graeber
C14-84-184

4926 Spicewood Springs
Road

From Interim "SF-2"
to "LO"

EMERGENCY PASSAGE OF ORDINANCE

MARY C. TORRES
By Thomas W. Remley
C14-84-073

6101 Sheridan Avenue

From "SF-3"
to "GO"

ZONING - (Continued)

NORMA E. CORLEY, ET AL C14-84-185	1615-1617 E. 7th Street	From "SF-3" to "GR"
BRAKER LAND JOINT VENTURE By Cunningham-Graves, Inc.	824-930 Braker Lane	From Interim "SF-2" to "GR" and "SF-3"
AUSTIN CENTER NORTH By G.W. Thompson C14r-83-128	8033 Research Blvd.	From Interim "SF-3" to "CS" & "SF-3"
GIL KUYKENDALL C14-84-368	1215 Parkway	From "MF-3" to "LO"
HELEN D. NOHRA C14-84-411	4123 Avenue G	From "MF-2" to "SF-6"
WILLIAM C. DAMERAU C14-84-176	3900 Valley View Road	From "SF-3" to "MF-2"

CONSENT RESOLUTIONS

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, adopted the following resolutions in one consent motion: (6-0 Vote, Councilmember Urdy absent)

Release of Easements

Authorized release of the following easements:

- a. The 5' Public Utility Easement on the common lot line of Lot 7 and 8, Shoal Terrace, 1110 Claire Avenue. (Request submitted by Mrs. Carol Chambers)
- b. A portion of the Public Utility and Drainage Easement on Lot 11, Block J, Walnut Creek Business Park, Phase A, Section I, Centre Creek Drive at Cross Park Drive. (Request submitted by Mr. Wayne Stolz)

Item Pulled

Postponed dedication of 2,159 square feet for public utilities easement and .7240 acre for wastewater easement upon and across a City-owned tract of land.

Eminent Domain Proceedings

Authorized eminent domain proceedings to acquire a tract of land for the Cameron Road Street Improvement program. (Jack White, et ux Susan G. White, owners)

Sale of Land

Approved the sale of surplus-City-owned real estate (S-139) to the First City National Bank of Austin, Texas, Trustee, and approving the dedication of right-of-way to Travis County.

Payment to Valero

Authorized payment to Valero Transmission Company in the amount of \$7,898.94 to reimburse the Valero Transmission Company for the adjustment of an existing petroleum pipe line located in a private easement across right-of-way for Stassney Lane. CAPITAL IMPROVEMENTS PROGRAM No. 81/61-11.

Contracts Approved

Approved the following contracts:

FRU-CON OF HOUSTON, TEXAS
10255 Richmond Avenue
Houston, Texas

- CAPITAL IMPROVEMENTS PROGRAM -
1985-87 Hydraulic Capacity
Improvements at the Albert R.
Davis Water Treatment Plant -
\$12,799,000.00 C.I.P. No. 76/22-84

SHARED MEDICAL SYSTEMS (SMS)
800 East Campbell Road, Suite 295
Richardson, Texas

- Patient Accounting System,
Brackenridge Hospital
Total \$685,000 BH4180

West Bull Creek Water System

Approved agreement regarding the construction of improvements to the water system in the West Bull Creek Area.

Master Plan

Approved acceptance of the East 11th/Rosewood and East 12th Urban design master plan submitted by Carter and Parshall Associates.

CableVision

Granted Austin CableVision an additional twelve month deferral for providing a home and business security system until January 16, 1986.

River Place MUD

Approved out-of-district service by the River Place MUD.

Child Assault Prevention Project

Authorized submission of a grant application to the Capital Area Planning Council for funding of a Child Assault Prevention Project.

Austin Housing Finance Corporation

Affirmed the action of the Austin Housing Finance Corporation (1) Program Guidelines for 1985 Mortgage Revenue Bond Issue; (2) Selection of an Administrator and Trustee for the 1985 Series Program.

No Action

Council took no action on a resolution to consider granting waivers from compliance with the Northwest Land Use Guidance Plan pursuant to Ordinance No. 841220-FF to certain development projects reviewed by the City Manager, because none were scheduled for action.

Public Hearings Set

Set public hearings on the following;

- a. Fern Bluf MUD: February 21, 1985 at 2:45 p.m.
- b. Dedication of road right-of-way out of a portion of a City-owned park tract which lies along Boston Lane: March 14, 1985 at 2:15 p.m.
- c. 1985-86 Community Development Block Grant Program:
 - (1) Community Needs: February 21, 1985 at 3 p.m.
 - (2) General Topic Areas for the 1985-86 CDBG Program:
April 18, 1985 at 2:30 p.m.
- d. Appeals from Mr. James R. Retherford and Mr. James Austin Pinedo, of the Planning Commission decision to grant a Special Permit for property at 1101-1129 Barton Springs Road and 500-508 Dawson (Lola's Site) C14p-84-106:
February 28 at 5:01 p.m.
- e. Consider rate request by the Apache Shores Utility Corporation: February 14, 1985 at 3 p.m.

City Council Sub-committee on Water Quality and Conservation

Approved creation of City Council Sub-committee on Water Quality and Conservation and appointed Councilmembers Urdy, Rose and Shipman to serve.

ITEMS PULLED

Two items from Council were pulled from the agenda and not considered:

1. Consider declaring the month of February 1985 Peace and Justice Month.
2. Consider requesting the City Manager to update the Youth Facilities Policy and meet with representatives of Youth Sports Organizations that utilize City facilities.

CITY MANAGER REPORTS

City Manager Carrasco reported on MBE/WBE Contracts. He also discussed the Austin Civic Center Feasibility Study. Mr. Carrasco said \$140,000 has been set aside for a consultant but there should be a total allotment of \$159,200 in order to include a traffic study.

The report on Evaluation of Home Energy Improvement Program was postponed until February 14, 1985.

CONTRACT APPROVED

The Council, on Councilmember Shipman's motion, Councilmember Spaeth's second, adopted a resolution approving a contract for Skidmore, Owens & Merrill, 33 West Monroe Street, Chicago, Illinois for project consulting services for Austin Civic Center, Public Event Facilities - \$159,200.00 84-S352-FW. (7-0 Vote)

OPERATING BUDGET AMENDMENT

The Council, on Councilmember Shipman's motion, Councilmember Spaeth's second, waived the requirement for three readings and finally passed an ordinance amending the 1984-85 Operating Budget by transferring \$22,700 from the Civic Center Reserve Fund and appropriating to the CIP Civic Center Feasibility Study project. (7-0 Vote)

CIVIC CENTER FEASIBILITY REPORT

Amended the Capital Improvements Program by accepting \$22,700 for the Capital Improvements Program Civic Center Feasibility Study Project.

2/7/85

EAST 6TH STREET DEVELOPMENT PLAN

City Manager Carrasco told Council the City will pick up garbage on East 6th Street and asked to proceed with a pilot program and develop an ordinance after the program. Councilmember Rose said he agrees but does not think there should be a pilot program. If it can be worked out, then the City should go ahead, after discussion with the merchants. Mayor Mullen and Councilmember Duncan agreed and said the program shall begin in 30 days, if it is ready, at that time, to begin at all.

HYDE PARK BAPTIST CHURCH DEVELOPMENT

Andy Martin, Assistant City Attorney, discussed violations of Hyde Park Church concerning parking lots and use of houses for classrooms.

ZONING ORDINANCE

The Council, on Councilmember Duncan's motion, Mayor Mullen's second, waived the requirement for three readings and finally passed an ordinance, on an emergency basis, granting the following zoning: (6-1 Vote, Councilmember Shipman voted No.)

ESTATE OF LYNDON B.
CRIDER

12148 Jollyville
Road

From Interim "SF-2"
to "MF-2 & SF-3"

By Mike Guerrero
C14-82-113

CONTRACT FOR SOUTH PRESSURE ZONE WATER TRANSMISSION

The Council, on Councilmember Shipman's motion, Councilmember Spaeth's second, adopted a resolution approving a contract award for the construction of the South Pressure Zone Water Transmission Main Phase II, Water and Wastewater Department, CAPITAL IMPROVEMENTS PROGRAM No. 73/22-23, as recommended by staff. (5-2 Vote, Mayor Mullen and Councilmember Rose voted No.)

ACTION POSTPONED - The 2:15 p.m. scheduled action to consider adoption of an office/R&D allocation mechanism for the Northwest Land Use Guidance Plan was postponed to
February 21, 1985.

At this point Mayor Mullen stated he would be gone from the Council Chamber for a short time and asked Mayor Pro Tem Trevino to take the chair.

RECESS

Council recessed its meeting at 2:20 p.m. and resumed its recessed meeting at 2:55 p.m.

EXECUTIVE SESSION

Mayor Mullen announced Council would go into Executive Session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated to discuss the following matter; and action, if any, on the matters will be taken during the public meeting after conclusion of the Executive Session:

Pending Litigation, including but not limited to the following items - Section 2, Paragraph e.

- (1) Houston Lighting and Power Company, et al v. Brown and Root, et al in Matagorda County, and City of Austin vs. Houston Lighting and Power Company in Travis County - Section 2, Paragraph e.

RECESS

Council recessed for executive session at 2:57 p.m. and resumed its executive session at 3:35 p.m.

CONTRACT APPROVED

The Council, on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, approved the following contract: (5-0 Vote, Mayor Mullen abstained, Councilmember Spaeth out of the room.)

CEAVCO AUDIO-VISUAL COMPANY, INC.
1650 Webster Street
Denver, Colorado

- Television Production System
Communications Department
Total \$377,538.00 85-S123-LK

PUBLIC HEARING - MASS TRANSPORTATION SYSTEM

Mayor Mullen opened the public hearing set for 2:30 p.m. on an application to the Urban Mass Transportation Administration for the City of Austin FY 1985, Section 9 formula apportionment for Capitol and Operating Assistance.

No one appeared to be heard.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, closed the public hearing and approved. (6-0 Vote, Councilmember Spaeth out of the room.)

SALVATION ARMY SITE DISCUSSED

Ms. Brooks Kasson appeared before Council to discuss the Salvation Army proposed location. She said they do not want it in their neighborhood.

CITIZEN DID NOT APPEAR

Dr. Lawrence Cranberg, who had requested to discuss City-sponsored consumer advice, did not appear.

COUNCIL THANKED

Ms. Christina S. Little, appeared before Council to thank them for prompt action in addressing cumulative impacts of wastewater discharges and to present Councilmembers of League Water Study Committee paper on "Advanced Wastewater Treatment".

CITIZEN DID NOT APPEAR

Mr. Bruce Marshall had requested to appear before Council to ask their consideration in the purchase of the painting "Lamar's Vision of Austin".

STREET DEDICATION

The Council, on Councilmember Shipman's motion, Councilmember Duncan's second, approved the request of Mr. Leon J. Barish for waiver of street right-of-way dedication in Zoning Case No. C14-84-158. (6-0 Vote, Councilmember Spaeth was out of the room.)

ITEM POSTPONED

Mr. Martin Camp's request for a License Agreement for air and subsurface rights and waiver of licensing fees for use of such rights, will be discussed on February 14, 1985.

MORATORIUM REQUEST STUDIED

Ms. Janet Klotz appeared before Council to discuss consideration of a possible moratorium of Collingwood Subdivision area. Staff will assess request and report to Council on February 14, 1985.

REQUEST FOR NEW BUILDING PERMIT

Ms. Mary Lou Shirer appeared before Council requesting Council to instruct the Building Inspection Department to have Diamond Shamrock submit a new and correct application for a building permit for building at Spicewood Springs Road and Mesa Drive.

Jim Nias, representing Ms. Shirer, appeared to state there are a number of discrepancies. He said a waterway development permit should have been required and that drainage problems will be affected

PERMIT - (Continued)

and that crews have gone out to investigate, after the fact.

Bob Leonard, representing Balcones Civic Association, stated the original permit was only for a gas station and said staff's recommendation, Alternate 4, is appropriate because of the waterway development.

Melvin Driscoll, Northwest Austin Civic Association, stated there never was a convenience store on the site, therefore building permit should not have said it was to rebuild a convenience store. Mr. Driscoll stated going in and out of the area will be a hazard and the permit should be looked at again.

Scott Moore, representing Diamond-Shamrock, argued in their favor.

Tom Hensel, OLDS, said the case had been reviewed and no increase in impervious cover was found, and the flow is not being redirected.

Councilmember Urdy said he does not know how this building can be put up without a waterway permit. Councilmember Rose asked how "replace a convenience store" could be written on the application when there was nothing but a closet with a Coke machine there before.

Jim Smith, Building Inspection, said the process was proper.

Jim Nias returned to state the waterway process should have gone through first.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, accepted staff's Alternate 4 to go through the process of obtaining a building permit. (6-0 Vote, Councilmember Spaeth was out of the room.)

PUBLIC HEARING - APPEAL RE HANCOCK APARTMENTS

Mayor Mullen opened the public hearing set for 4:00 p.m. on an appeal from Mr. & Mrs. David G. Epstein and Glen E. Mellenbruck of the Planning Commission decision on a Special Permit for a 63-unit apartment project known as Hancock Park Apartments, to be located at 909-915 Duncan Lane. C14p-84-095.

Appellants were not present. Appeal was DENIED. No motion was made.

ZONING HEARINGS

Mayor Mullen announced Council would hear zoning cases scheduled for 4:00 p.m. Council heard, closed the public hearings, granted and instructed the City Manager to instruct the City Attorney to draw the necessary ordinances on the following cases:

C14	-84	CFC/HARDIN JOINT	8200-8336 Cross Park	From Interim "AA" 1st H&A
	402	VENTURE	Drive	(I-SF-2)
		By William Faust		To IP
				RECOMMENDED
				<u>GRANTED AS RECOMMENDED</u>
			EMERGENCY PASSAGE OF ORDINANCE	

C14	r-84	DWYER-SANDERS	4000 Block, R. R.	From Interim "AA" 1st H&A
	414	GROUP PARTNERS	620	(I-SF-2)
		By Karen		To "GR" 1st H&A (GR)
		Steingrabor		RECOMMENDED
				<u>GRANTED AS RECOMMENDED</u>

C14	r-84	SKYLINE LTD/	1504 Capital of	From Interim "SR" 1st H&A
	420	JOHNSON FAMILY	Texas Hwy. S.	(I-RR)
		By Miguel	<u>SUBJECT TO NEIGHBORHOOD</u>	To Tr. 1 "O-1" 1st H&A (LO)
		Guerrero	<u>AGREEMENT & ROADWAY</u>	Tr. 2 "O-1" & "GR" 2nd H&A
			<u>IMPROVEMENTS</u>	Tr. 3 "GR" 1st H&A (GR)
				Tr. 4 "BB" 1st H&A (MF-2)
				Tr. 5 "A-2" 1st H&A (SF-6)
				RECOMMENDED
				<u>GRANTED AS RECOMMENDED</u>

C14	-84	CITY OF AUSTIN	7804-8006, 7803-8007	From Interim "SR" 1st H&A
	425	By Office of Land	Forest Wood Road	(I-RR)
		Development	1003-1105, 1000-1104	To "MH" 1st H&A (MH)
			Reno Drive	RECOMMENDED
			Dymalor Circle	<u>GRANTED AS RECOMMENDED</u>
			Darvone Circle	
			Persimmon Trail	
			Wynne Lane	

C14	-72	BARNES/CONNALLY	Lakeshore Drive and	AMENDMENT TO RESTRICTIVE
	204	PARTNERSHIP	Crossing Place	COVENANT
		By William C.		RECOMMENDED
		Skeen		

C14	-84	TRIPLE CREEK JT.	8407 RR 620 North	<u>GRANTED AS RECOMMENDED</u>
	430	VENTURE/NPC		From Interim "SR" 1st H&A
		By Donna H.		(I-RR)
		Kristaponis		To "DL" 1st H&A (LI)
				RECOMMENDED
				<u>GRANTED AS RECOMMENDED</u>

ZONING - (Continued)

C14 -84 433	BECKETT MEADOWS DEVELOPMENT CO. By David B. Armbrust	5111-5309 Convict Hill	From Interim "AA" 1st H&A (I-SF-2) To "LR", "A-2" & "A" 1st H&A (LR, SF-6 & SF-3) <u>RECOMMENDED</u> <u>GRANTED AS RECOMMENDED</u>
C14 -84 439	REX & RUDIE STALLING By Martin L. Camp, Hughes & Hill	12807-12809 Tomanet Trail 12806-12808 Chromite	From Interim "AA" 1st H&A (I-SF-2) To "A-2" 1st H&A (SF-5) <u>RECOMMENDED</u> <u>GRANTED AS RECOMMENDED</u>
C14 -73 065	KEN PITTMAN By Michael McCluskey	3426 Greystone Drive	AMENDMENT TO RESTRICTIVE COVENANT <u>RECOMMENDED</u> <u>GRANTED AS RECOMMENDED</u>
C14 -84 159	NORTH LOOP 1 JOINT VENTURE By Patricia Gregory	612-616 North Loop	SITE PLAN APPROVAL <u>RECOMMENDED</u> <u>GRANTED AS RECOMMENDED</u>
C14 -81 197	BIG BROTHERS/BIG SISTERS OF AUSTIN By Jeremiah Jarvis	4806-4908 Springdale Road	AMENDMENT TO RESTRICTIVE COVENANT <u>RECOMMENDED</u> <u>GRANTED AS RECOMMENDED</u>
C14 -85 004	ROY & DOROTHY SMITH By Jack Morton	Rear of 5608 Burnet Road	From "SF-2" To "CS" <u>RECOMMENDED</u> <u>GRANTED AS RECOMMENDED</u>

EMERGENCY PASSAGE OF ORDINANCE

C14 -84 401	CFC/HARDIN JOINT VENTURE By William Faust	1605-1615 Headway Circle	From "GR" 1st & "DL" 1st H&A To IP <u>RECOMMENDED</u> <u>GRANTED AS RECOMMENDED</u>
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EMERGENCY PASSAGE OF ORDINANCE

ZONING - (Continued)

C14 -84 406	CAROLYN JANE COLLINS By Clarence Rose	622 & 624 W. St. Johns	From "A" 1st H&A (SF-3) To "O" 1st H&A (LO) RECOMMENDED subject to 45' of right-of-way from centerline of W. St. Johns. <u>GRANTED AS RECOMMENDED</u>
C14 -84 408	GARRY W. ENTRESS By Hubert L. Gill	409 West Johanna	From "A" 1st H&A (SF-3) To "A-2" 1st H&A RECOMMENDED (as amended) subject to dedication of up to 30' of right-of-way from centerline of W. Johanna St. and vacation of Alley/easement. <u>GRANTED AS RECOMMENDED</u>
C14 -84 416	PHILIP HOGAN & GINA HOGAN	2404 Lake Austin Boulevard	From "A" 1st H&A (SF-3) To "LR" 1st H&A (LR) RECOMMENDED subject to conditions as agreed to by applicant and neighborhood. <u>GRANTED AS RECOMMENDED</u>
C14 -84 417	PHILIP HOGAN	1200 South First	From "A" 1st H&A (SF-3) To "O-1" 1st H&A RECOMMENDED <u>GRANTED AS RECOMMENDED</u>
C14 -84 437	LORI E. HILLIS & MARK S. HILLIS	2101-2105 Howard Lane & Boricco Lane	From Interim "SR" 1st H&A (I-RR) To "DL" 1st H&A (LI) RECOMMENDED subject to dedication of up to 40' of right-of-way from centerline of Howard Lane. <u>GRANTED AS RECOMMENDED</u>
C14 -84 438	MARSHALL BRIDGES By Mark S. Hillis	2611 Howard Lane	From Interim "SR" 1st H&A To "GR" 1st H&A RECOMMENDED subject to right-of-way requirements for Howard Lane. <u>GRANTED AS RECOMMENDED</u>
C14r-84 379	ANDERSON MILL JOINT VENTURE By James M. Nias	12233 Ranch Road 620 North	From Interim "AA" 1st H&A (I-SF-1) To "C" 1st H&A (CS) RECOMMENDED subject to compatibility standards. <u>GRANTED AS RECOMMENDED</u>

ZONING - (Continued)

C14 -84 MANUEL C. TABOADA, 606-608 W. Oltorf
259 INC.
By Linda Carter

5-1-0 Vote. Councilmember Shipman voted
No, Councilmember Rose out of room

C14 -84 ROBERT L. CLEMENT 3405 Glenview
389 By Sarah E. Woelk

From "A" 1st H&A (SF-3)
To "NO"

RECOMMENDED (as amended)
subject to right-of-way
conditions.

GRANTED AS RECOMMENDED

From "A" 1st H&A

To "O" 1st H&A (LO)
RECOMMENDED subject to
dedication of 30' of
right-of-way from center-
line of Glenview.

GRANTED AS RECOMMENDED

C14 -84 QUARRY PARTNERSHIP End Trent Drive,
364 By Donna proposed Braker Lane
Kristaponis & rear of 10923 U.S.
183

From Tr. 1 "BB" 1st H&A
(MF-2)

Tr. 2 E. "BB" 1st H&A

(MF-2)

Tr. 2 W. "B" 1st H&A

(MF-3)

To Tr. 1 "O-1" 2nd H&A
(LO)

Tr. 2 E. "O-1" 2nd H&A

(LO)

Tr. 2 W. "DL" 1st H&A
(LI)

RECOMMENDED Tr. 1 "O-1" 2nd
save and except 150' of
"O-1" 1st H&A on north
property line; Tr. 2 East
"O-1" 2nd H&A & Tr. 2 West
"DL" 1st H&A subject to
60' of right-of-way from
centerline of Braker Lane,
noting "DL" uses will
comply with proposed
Research and Development
Ordinance. Restrictive
covenant must be amended
prior to final passage of
ordinance.

GRANTED AS RECOMMENDED

C14 -84 TEXAS PROPERTIES 5603 & 5606 S. 1st
419 By Harold Eubanks Street

From Interim "A" 1st H&A
(SF-3)

To "GR" 1st H&A (GR)

NOT RECOMMENDED

RECOMMENDED "LR" 1st H&A
as amended restricted
against apartment use.

GRANTED AS RECOMMENDED

(On Mayor Pro Tem Trevino's motion, Mayor Mullen's second, 6-0 Vote, Councilmember
Rose absent.)

Zoning - (Continued)

Motion

All zoning cases on pages 11-14 were done in a consent motion on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, 6-0 Vote, Councilmember Rose absent.

C14r-81 AUSTIN BOWL-O-
233 RAMA
By Thomas J.
O'Meara Jr.

4614 U.S. 290 West

From "O" 1st H&A

(I-SF-2)

To "GR" & "O" 2nd H&A

RECOMMENDED "GR" & "O"
1st H&A

GRANTED "GR" & "O" 2nd H&A

Mr. O'Meara, representing the applicant, reviewed the case.

Donnie Hurwitz, president, Austin Bowl-O-Rama, said unless the property is zoned as requested for "O" second, it will ruin him financially.

Les Cole, an engineer, spoke in favor of the zoning change.

Howard Kells told Council a building with 1st H&A would not be seen from the highway because of the topography and requested Council grant 2nd H&A.

Bill Dolsford spoke in favor.

A man who did not identify himself, said he is against the zoning change. He owns property adjacent and said the traffic is too much and the sewage facilities are poor.

Mr. O'Meara returned to discount the traffic count and showed charts of elevations to show why his client needs 2nd H&A.

Marie Gaines, Office Land Development Service, stated they recommend 1st H&A rather than 2nd because the question is one of density.

(On Councilmember Rose's motion, Councilmember Urdy's second, 5-2 Vote, Councilmembers Duncan and Shipman voted No.)

PUBLIC HEARING - LOST CANYON CONDOMINIUMS

Mayor Mullen opened the public hearing, set for 4:00 p.m. on Lost Canyon Condominiums.

Donna Kristaponis, representing the applicant, showed slides and said the Kinney Avenue access to the area is safe.

The following people spoke against because they stated the Kinney Avenue entrance would not be safe. The road is too steep and winding for safe ingress and egress.

Karen Cope, Joan Moss, Shudde Fath, Glenna Balch,
Larry Akers, Susan Frost, Paul Robbins

Councilmember Rose asked if the opening is left on Barton Springs, "Are we liable for lawsuit?" Discussion followed. Mr. Allan Brecher, Director of Urban Transportation, said the safest entrance to Lost Creek Condominiums is off Kinney Avenue. He said the way the developers have designed the entrance, all criteria are met.

Councilmember Duncan stated Council may have to rule the Kinney Avenue unsafe and not have a Special Permit.

Motion

Councilmember Duncan made a motion, seconded by Councilmember Shipman to approve a Barton Springs access.

Further discussion followed and the following motion was voted upon.

Motion

The Council, on Councilmember Rose's motion, Councilmember Duncan's second, voted to bring the question of Lost Canyon Condominiums back on the agenda February 28, 1985 at 5:30 p.m. to reconsider the special permit. (7-0 Vote)

RECESS - Council recessed at 7:00 p.m. and resumed its recessed meeting at 7:45 p.m.

ZONING HEARINGS CONTINUED

Mayor Mullen announced Council would continue with their zoning hearings.

2/7/85

ZONING - (Continued)

C14 r-84 CARPENTER-
071 MARCELLA JOINT
VENTURE
By J. Powell

11909 Research Blvd. From Interim "AA" 1st H&A
(I-SF-2)
To "O-1" 1st H&A (LO)
RECOMMENDED (as amended)
subject to dedication of
up to 35' of right-of-way
from centerline of Tweed
Court.

GRANTED

J. Powell said they are requesting the zoning change in order to put up a 16,000 square foot office building. He said they will put up a no right turn sign. There was some concern expressed by members of the audience re increased traffic.

(On Councilmember Shipman's motion, Mayor Mullen's second, 6-0
Vote, Councilmember Rose out of the room.)

C14 r-84 BRAKER LANE
398 JOINT VENTURE
By Cunningham-
Graves, Inc.

Plaza Drive & IH 35
North

From Interim "AA" 1st H&A
(I-SF-2)
To "BB" 1st H&A (MF-2)
NOT RECOMMENDED
RECOMMENDED "A" 1st from
I.H. 35 to the easternmost
property line for a depth
of 100 ft. from Plaza Street
south, noting that applicant
has the option to request
"A-2" 1st H&A prior to City
Council hearing, grant "BB"
1st H&A for remainder of
tract, subject to deletion
of driveway located
nearest I.H. 35

GRANTED "BB" 1st H&A, REDUCE TO 372 UNITS - UNITS
CLOSEST TO NEIGHBORHOOD PULLED BACK FROM STREET,
MINIMUM SET-BACK 35' FROM RIGHT-OF-WAY OF PLAZA

(On Councilmember Urdy's motion, Councilmember Spaeth's second, 6-0 Vote, Councilmember
Rose out of the room)

C14-84 JOHN SCHNEIDER
100 By T.J. Morton

3004 Hemphill

From "B" 1st H&A (MF-3)
To "O" 1st H&A (LO)
RECOMMENDED "O" 1st H&A
(LO) tied to site plan and
subject to restrictive coven-
ant as agreed to by appli-
cant and neighborhood.

GRANTED, STAFF REVIEW AND SITE PLAN REQUIRED

(On Councilmember Shipman's motion, Mayor Mullen's second, 7-0 Vote)

2/7/85

ZONING - (Continued)

C14-84 ARTHUR W.
432 PLIMBLEY
By Santiago Moreno

4304, 4306 & 4310
James Casey

From "A" 1st H&A (SF-3)
To "O-1" 1st H&A (LO)
RECOMMENDED "O-1" 1st H&A
(LO) for entire tract,
subject to dedication of
30' of right-of-way for
James Casey St., applicant
is to post fiscal for
upgrading the portion of
James Casey which exists
in front of the subject
tract; the Planning
Commission recommends
against the extension of
Emerald Forest Drive.

GRANTED, NO CUL-DE-SAC ON EMERALD
FOREST DRIVE, NO FISCAL TO BE POSTED

(On Councilmember Duncan's motion, Councilmember Shipman's second,
6-0 Vote, Councilmember Rose absent.)

Zoning Cases Postponed, Denied or Withdrawn

The following zoning cases were either postponed, denied or
withdrawn as stated:

C14 -84 STEVE WIMBERLY
428 By John Joseph

1101-1129 Barton
Springs Rd.
500-508 Dawson

From "C" 2nd H&A
To "C-2" 2nd H&A
(CS-1)
RECOMMENDED

POSTPONED TO 2/28/85 at 5:01 p.m.

(No vote taken)

C14 r-84 RETENTION,
334 ENHANCEMENT &
RECLAMATION
COMPANY
By T. J. Morton

8100 Block of MoPac

From Interim "A" 1st H&A
(I-SF-3)
To "O" 2nd H&A (GO)
RECOMMENDED

POSTPONED TO APRIL 4, 1985 AT 4 P.M.
STAFF TO DO A RISK ANALYSIS WITH
APPLICANT AND NEIGHBORHOOD BEING
INFORMED OF PROGRESS

2/7/85

ZONING - (Continued)

C14 r-84 TOM W. BRADFELD 3400-3402 Northland From "A" 1st H&A (SF-3)
169 & DONALD H. Drive To "O-1" 1st H&A (LO)
CUMINS RECOMMENDED subject to
By Jerry Harris dedication of 60' of
right-of-way from
centerline of Northland
Drive.

IF DIFFERENCES CANNOT BE RESOLVED
IN 30 DAYS, APPLICANT WILL WITHDRAW
AGENDA ITEM MARCH 7, 1985

C14r-84 CUNNINGHAM & 8000 Block Capitol From Interim "AA" 1st H&A
397 ASSOC. NUMBER II of Texas Highway Interim "SR" 1st H&A
By David Armbrust (I-SF-2) (I-RR)
To "GR" 2nd H&A (GR)
"LR" 2nd H&A (LR)
"BB" 2nd H&A (MF-3)
"O-1" 2nd H&A (LO)
"O-1" CTH (O-1, CTH)
"AG" Trs. 1-9
RECOMMENDED subject to
compliance with ordinance
requirements and
departmental recommend-
ations.

(On Mayor Pro Tem Trevino's motion, Mayor
Mullen's second, 6-0 Vote, Councilmember
Rose out of the room)

POSTPONED TO MARCH 7, 1985 AT 4 P.M.

C14 -84 JOE SEIDERS 5700-6112 Springdale From Interim "A" 1st H&A
381 By Mac Spellmann Road (I-SF-3)
To Tr. 1 "GR" 1st H&A
Tr. 2 "B" 1st H&A
NOT RECOMMENDED
RECOMMENDED "A" 1st H&A
POSTPONED TO MARCH 7, 1985 , 4 P.M.

(On Mayor Pro Tem Trevino's motion, Mayor Mullen's second, 6-0 Vote, Councilmember
Rose out of the room.)

ZONING - (Continued)

C14 -84	NASH PHILLIPS/	4601 Springdale-	From Interim "A" 1st H&A
382	CLYDE COPUS	Lot 67	(I-SF-3)
	By Mac Spellman,	4621 Springdale-	To "GR" 1st H&A (GR)
	Jr.	Lot 66	NOT RECOMMENDED
		4950 Springdale-	RECOMMENDED "A-2" 1st H&A
		Lot 68	subject to site plan.
		4950 Martin Luther	
		King Boulevard	<u>POSTPONED TO MARCH 7,</u>
			<u>1985 AT 4 P.M.</u>

(On Mayor Pro Tem Trevino's motion, Mayor Mullen's second, 6-0 Vote, Councilmember Rose absent)

C14-84	TED G. DAVIS	101 E. Applegate	From Interim "AA" 1st H&A
413	By Linda B. Davis	106 & 108 Grady	(I-SF-2)
		10408, 10505, 10507	To "A" 1st H&A (SF-3)
		& 10604 Georgian Dr.	NOT RECOMMENDED
		<u>Motion</u>	<u>WITHDRAWN</u>

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, voted to DENY the zoning application. (6-0 Vote, Councilmember Spaeth out of the room.)

LATERMotion to Reconsider

The Council, on Councilmember Rose's motion, Mayor Pro Tem Trevino's second, voted to reconsider. (7-0 Vote)

Motion

The Council, on Councilmember Rose's motion, Mayor Pro Tem Trevino's second, voted to WITHDRAW the zoning application. (7-0 Vote)

C14 -84	DON C. BUCK	603 E. Oltorf	From "A" 1st H&A (SF-3)
407		2401 Sherwood	To "GR" 1st H&A (GR)
			NOT RECOMMENDED
			<u>DENIED</u>

(On Councilmember Duncan's motion, Councilmember Shipman's second, 6-1 Vote, Mayor Mullen voted No.)

ZONING - (Continued)

C14-84 327	FRANK R. RUNDELL COMPANY By Tom Curtis	1508 W. 34th Street	From "B" 1st H&A (MF-3) To "O-1" 1st H&A (LO) <u>NOT RECOMMENDED</u> <u>MARCH 7, 4 P.M.</u>
C14-84 292	DAMON-BROWN- PIERCE, INC. Donna Kristaponis	1110 E. 32nd	From "A" 1 H&A (SF-3) To "O-1" 1st (LO) <u>NOT RECOMMENDED</u> <u>WITHDRAWN</u>
C14-84 353	JERRY A. SMITH, JR.	904 West 29th Street	From "BB" 1st H&A (MF-2) To "O" 1st H&A (LO) <u>NOT RECOMMENDED</u> <u>MARCH 7, 1984, 4 P.M.</u>
C14-84 418	GEORGE E. & MARILYN A. HUMAN By George Human	606 Gaylor Street	From "A" 1st H&A (SF-3) To "BB" 1st H&A (MF-6) <u>NOT RECOMMENDED</u> <u>WITHDRAWN</u>
C14 -84 431	DR. WALTER MEYER By Michael E. Miguire	2607 Raedell Avenue	From "A" 1st H&A (SF-3) To "A-2" 1st H&A (SF-6) <u>NOT RECOMMENDED</u> <u>MARCH 7, 1985, 4 P.M.</u>
C14 -84 194	LEONARD H. MEISKE ET UX DOUGLAS W. TERRY	4210-4214 Marathon Boulevard	From "A" 1st H&A (SF-4) To "O-1" 1st H&A (LO) <u>NOT RECOMMENDED</u> <u>APRIL 4, 1985 at 4 P.M.</u>
C14 -84 187	JAMES & KATHERINE TAYLOR, ET AL By Katherine Taylor	4203-4207 Bellvue Avenue	From "A" 1st H&A (SF-4) To "O-1" 1st H&A <u>NOT RECOMMENDED</u> <u>APRIL 4, 1985 4 P.M.</u>

(On Councilmember Shipman's motion, Mayor Mullen's second, 6-0 Vote,
Councilmember Rose out of the room.)

C14-84 410	ELBERT RILEY LEGGETT By E. C. Thomas	2108 Payne Avenue	From "A" 1st H&A (SF-3) To "LR" 1st H&A <u>DENIED</u>
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(On Councilmember Shipman's motion, Mayor Pro Tem Trevino's second,
4-3 Vote, Councilmembers Rose and Urdy and Mayor Mullen voted No.)

RECESS - Council recessed its meeting at 9:45 p.m. and resumed its
recessed meeting at 10 p.m.

STATE LEGISLATIVE MATTERS

A report was presented by Pieter Sybesma concerning State Legislative matters and bills under consideration which are of concern the the City.

EXECUTIVE SESSION

Mayor Mullen asked to be excused from the executive session, and it was announced by Mayor Pro Tem Trevino that Council would go into Executive Session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss the following matters, and action, if any, on the matters will be taken during the public meeting after conclusion of the Executive Session.

RECESS

Council recessed its meeting at 10:55 and resumed its recessed meeting at 11:15 p.m.

BOARD & COMMISSION APPOINTMENTS

The Council, on Councilmember Spaeth's motion, Councilmember Rose's second, approved the following appointments to the Ethics Review Commission: Jean Dahlquist, Alicia Mitchell, Debs Szymanski, Steve Harris and Fred Robinson. (6-0 Vote, Mayor Mullen abstained)

The Council, on Councilmember Spaeth's motion, Mayor Mullen's second, approved the appointment of Ram Vepa, Dorothy Richter and Natalie DeBlois to the Board of Adjustment. (7-0 Vote)

The Council, on Councilmember Rose's motion, Councilmember Shipman's second, appointed Ted Miller as a member of the Urban Transportation Commission. (7-0 Vote)

The Council, on Councilmember Rose's motion, Mayor Mullen's second, appointed John Hildreth, Alexander Salone, Browning Ware, Frances McIntyre, Evelyn Ireland and Jim Couser to the Blue Ribbon Ethics Committee. (7-0 Vote)

The Council, on Councilmember Urdy's motion, Councilmember Spaeth's second, appointed LeRoy Beck to the Capital Metropolitan Transportation Authority Board. (7-0 Vote)

ADJOURNMENT

Council adjourned its meeting at 11:25 p.m.