

AGENDA



Thursday, August 21, 2008

Item(s) to Set Public Hearing(s)
RECOMMENDATION FOR COUNCIL ACTION**Item No. 38**

Subject: Set a public hearing to consider an appeal by Frank Bomar of the Director's denial of a request for variances from right-of-way dedication requirements for an administrative site plan permit (Washington Mutual, SP-2008-1075C) for a financial services building located at 5615 Burnet Road. (Suggested date and time: August 28, 2008, 6:00 p.m. at Austin City Hall, 301 West Second Street, Austin, TX.)

Fiscal Note: There is no anticipated fiscal impact. A fiscal note is not required.

For More Information: George Zapalac, 974-2725; Chris Yanez, 974-1810

The applicant has submitted a site plan for construction of a bank with a drive-through at 5615 Burnet Road. The Director of the Watershed Protection and Development Review Department has requested dedication of additional right-of-way for Burnet Road in accordance with the Austin Metropolitan Area Transportation Plan (AMATP). The plan calls for widening of the road from the existing four-lane undivided section to a four-lane divided section with bike lanes. An additional 20 feet of right-of-way from the subject property is required to accommodate this design. Due to the small size of the property, the applicant requested a variance from the requirement. The Director denied the variance. The applicant is appealing this decision to the Council. Under Section 25-6-86 of the Land Development Code, Council may deny the appeal or may grant the appeal if it determines that the additional right-of-way would place an undue hardship on the owner or render the property unsuitable for an economically viable use.