ZONING CHANGE REVIEW SHEET

CASE NUMBER: C14H-2008-0033

HLC DATE:

October 27, 2008 December 9, 2008

APPLICANT: Mike and Sue Phillips, owners

HISTORIC NAME: Reilly House

WATERSHED: Shoal Creek

ADDRESS OF PROPOSED ZONING CHANGE: 1406 Wathen Avenue

ZONING FROM: SF-3 to SF-3-H

<u>SUMMARY STAFF RECOMMENDATION</u>: Staff recommends the proposed zoning change from single family residence (SF-3) district to single family residence – Historic Landmark (SF-3-H) combining district zoning.

HISTORIC LANDMARK COMMISSION ACTION: Recommended the proposed zoning change from single family residence (SF-3) district to single family residence – Historic Landmark (SF-3-H) combining district zoning. Vote: 5-0 (Cuppett and Myers absent).

<u>PLANNING COMMISSION ACTION</u>: Recommended the proposed zoning change from single family residence (SF-3) district to single family residence – Historic Landmark (SF-3-H) combining district zoning. Vote: 8-0.

<u>DEPARTMENT COMMENTS</u>: The house is beyond the bounds of the Comprehensive Cultural Resources Survey (1984).

CITY COUNCIL DATE: December 18, 2008 ACTION:

ORDINANCE READINGS: 1ST 2ND 3RD ORDINANCE NUMBER:

CASE MANAGER: Steve Sadowsky

PHONE: 974-6454

<u>NEIGHBORHOOD ORGANIZATION</u>: Pemberton Heights Neighborhood Association

BASIS FOR RECOMMENDATION:

The ca. 1937 house is an excellent example of Colonial Revival architecture, designed and built by prominent local builder Ernest Parker, and is associated with Margaret Reilly, for whom Reilly Elementary School is named, and J. Aubrey Reilly, a prominent Austin insurance executive.

Architecture:

Two-story rectangular-plan side-gabled Colonial Revival house with 8:8 fenestration and a recessed entry framed with fluted pilasters and a segmental-arched pediment.

Historical Associations:

Miss Margaret Reilly purchased the property in 1937 and obtained a building permit for a frame residence and box garage on May 14, 1937; however, it appears that Margaret Reilly never lived in the house, but purchased and built the house for her nephew, J. Aubrey Reilly, who owned and occupied the property from around 1938 to 1970, when he and his wife moved to Vista Lane. Margaret Reilly was a prominent schoolteacher and principal of several schools in Austin. Margaret Reilly was born in Cairo, Illinois, and began teaching in Austin in 1888. She served as principal of the John B. Winn School from 1906 through 1939, and had also taught at Austin High School and Bickler Elementary School, and served as principal of Bickler and Ridgetop schools. She was named outstanding female teacher in Texas by the Delta Kappa Gamma national honorary educational sorority. Margaret Reilly Elementary School on Denson Drive was named in her honor in 1954.

According to the 1910 U.S Census, Margaret Reilly was a 42-year old single woman, living at 502 E. 8th Street with her mother, Nellie Reilly. Nellie Reilly was a widow who had been born in Florida; Margaret's deceased father had been born in Ireland. With Margaret and her mother also lived Margaret's brother Walter, aged 44, who worked as a clerk, a sister, Nellie, with no occupation listed, and a brother, Joe, aged 33, who worked as a cotton weigher at the compress. Margaret, Walter, and Nellie Reilly had all been born in Illinois; Joe Reilly had been born in Austin, according to his World War I draft registration card, and listed Margaret Reilly as his next of kin. His draft card shows that he worked as a cotton weigher at the compress in Austin. Margaret Reilly listed her occupation in the census report as a public school teacher. When she died in 1941, her obituary stated that she resided at 502 E. 8th Street, the home she is listed as living at with her mother in 1910, and city directories for 1939 through 1941 show the owners and occupants of the house on Wathen as J. Aubrey and Florence Reilly.

J. Aubrey Reilly appears in the 1930 U.S. Census report as the son of Margaret's brother Hamilton and his wife Justine; they lived at 702 W. 25th Street. Aubrey Reilly is shown as a 32-year old insurance salesman, and had been born in Texas. His father, Hamilton, then 66, was a cashier for a cotton firm. Aubrey Reilly's World War I draft registration card shows that he was then employed by the State Fire Insurance Commission.

J Aubrey and Florence Reilly lived in this house from around 1938 through 1970. The 1937 city directory shows J. Aubrey and Florence Reilly living at 712 Harris Avenue; the 1939, 1940, and 1941 directories show them living at this house on Wathen Avenue, while Margaret Reilly is shown as living at the family home at 502 E. 8th Street. J. Aubrey Reilly was the assistant manager of the Texas Insurance Checking Office on the 6th floor of the Scarbrough Building for many years; in 1965, he established his own firm, Insurance Service Associates, with offices at 1204 Perry-Brooks Building. When Aubrey and Florence Reilly sold the Wathen Avenue house in 1970, they moved to 2006-B Vista Lane. In addition to his insurance business, Aubrey Reilly also served on several charitable and civic boards, including the Board of Child and Family Services and Brackenridge Hospital. He served as director of the Austin Club, the Downtown Austin Rotary Club, and was named man of the year by the Austin Club in 1968. He died in Austin in 1979. Florence Reilly was one of the first members of the Seton Hospital Auxiliary, and was active

in the Guild of the Home of the Holy Infancy (now Marywood). She died in Austin in 1996.

The house was built by prominent local contractor Ernest Parker, who designed and built many of the houses in Pemberton Heights. Parker specialized in the construction of period styles, especially the popular Colonial Revival, which is seen throughout the neighborhood.

The Reillys sold the house in 1970 to Floyd D. and Bobbie J. Shelton. Floyd Shelton was a senior trust consultant at City National Bank, and later worked with Jack Crosby in the cable television business. They sold the house in 1975 to Laurens and Julia Corley Fish, proprietors of Austin's most prominent funeral home business. Julia Corley Fish was born in Mexia, Texas in a family which had been in the funeral home business there since 1877. The Corley family moved to Austin in 1941 when Julia's father formed a partnership with Thurlow W. Weed, to create Weed-Corley Funeral Home, which was at 17th and Lavaca Streets until 1956, when the business moved to its current location at 3125 N. Lamar Boulevard. Laurens Fish, Jr. became the managing partner in the business in 1970, when the business became known as Weed-Corley-Fish. He also entered a partnership with the owners of the Wilke-Clay funeral home on South Congress Avenue, and moved its operations to a newer building, changing the name to Wilke-Clay-Fish. Julia and Laurens Fish, Jr. sold the house in 2000 to the current owners, ob/gyn Michael Phillips, and his wife, Sue, a pharmacist for Texas Oncology.

PARCEL NO.: 01160014100000

LEGAL DESCRIPTION: The east 63 feet of Lot 5, and the west 10 feet of Lot 6, Block 21, Pemberton Heights, Section 5.

ANNUAL TAX ABATEMENT: \$11,439 (owner-occupied); city portion: \$2,009 (1/2 of city taxes).

APPRAISED VALUE: \$907,144

PRESENT USE: Single-family residence.

CONDITION: Excellent

PRESENT OWNER:

Michael and Sue Phillips 1406 Wathen Avenue Austin, Texas 78703

DATE BUILT: ca. 1937

<u>ALTERATIONS/ADDITIONS</u>: Floyd Shelton added an 808-square foot one-story rear addition in 1970; Laurens and Julia Corley Fish added a second-story to the addition in 1975, and constructed a pool with a pool enclosure in the back yard in 1978.

ORIGINAL OWNER(S): Margaret T. Reilly (1937)

OTHER HISTORICAL DESIGNATIONS: None.

LOCATION MAP





SUBJECT TRACT ZONING BOUNDARY

PENDING CASE

ZONING CASE# C14H-2008-0033 GRID: H24 MANAGER S. SADOWSKY

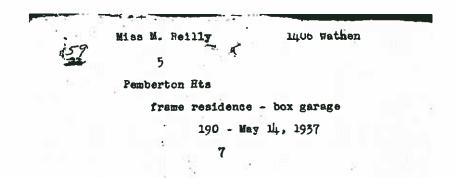
ADDRESS 1406 WATHEN AVE SUBJECT AREA 0.000 ACRES



OPERATOR: S. MEEKS
This map has been produced by 0.1.5. Services for the sole purpose of geographic reference. No warranty is made by the City of Austria regarding specific accuracy or completeness.

The Reilly House 1406 Wathen Avenue ca. 1937





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Water service p	ermit to J. Aubrey Rei	illy (1937)
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OWNER Floyd Shelton	ADDRESS 1406 Wa	then Avenue
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Building permit to Floyd Shelton for the construction of an 808-square foot rear addition (1970), and a second-story rear addition to Laurens Fish (1975). Ernest Parker was the contractor for both additions.

OWNER Mr & Mrs. Fish	ADDA	RESS 140	Wathen Ave	•
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Permit to Laurens and Julia Corley Fish for the construction of an enclosed swimming pool (1978)



Obituary of Margaret Reilly Austin American, September 4, 1941

Miss Margaret T. Reilly, Teacher for 50 Years, Dies

Funeral Is Set Friday at 9 A.M.

been associated with the public schools here. Miss Reilly died at her hime at 502 East Eighth street at 7:45 p.m. Wednesday. Miss Reilly began learning here in 1888 and was penning of the

in 1888 and was principal of the



a lifetime member of the Winn

P.-T. A. The national convention of Delta Gamma **in Washington Funerat services will be held find woman teacher in Texas, and the first teacher in the figurine which was en exact likeness of her. I was later given to the national as sociation and placed in its museum.

Miss Reilly was also a life-mem ber of the State Teachers' associa tion of Texas.

Miss Cousins Gregg, secretary t Supt. A. N. McCailum, said the downtown office of the school aya tem would close for the funeral.

Miss Reilly is survived by the brothers. Hamilton A. Reilly and Fred M. Reilly, both of Austing niece. Sister Mary Aubrey of the ronto. Ohio: a nephew. Aubre Reilly of Austin, and a great-niece. Katheryn Ann Reiliy, also of Au-

Rosary services will be held the Cook Funeral home at 8.30 p. r the Cook Funeral home at 8.30 p. f. Thursday. Funeral services will a held at St. Mary's church at 2 a. f. Friday, the Rev. James O'Brien. 1 S. C., officiating. Burial will be Mount Calvary cemetery.

Pattheerers will be Robert Han by, Dennis Macken, Fairen McN.

Mars. Dr. I. I. Nelson. Geori Weils and E. A. Murchisnn.

-Buy Defense Bonds and Slamp

Obituary of Margaret Reilly Austin Statesman, September 4, 1941

Leading Austinite dies; funeral services today

J. Aubrey Reilly, director of Insurance Service Associates and the Austin Club, died Friday at the age of 82.

Reilly was active in many civic affairs, having served as a board member on the Board of Child and Family Service and Brackenridge Hospital, past president of the Serra Club of Austin (a Catholic men's club), member and past director of the Downtown Austin Rotary Club and 1968 Man of the Year of the Austin Club.

He is survived by his wife, Florence M. Reilly of Austin; daughter, Mrs. Jack McKay Jr. of Austin; sister; Sister Mary Aubrey of St. Louis, Mo.; two grandchildren.

Funeral services are scheduled for 10 a.m. today at St. Austin's Catholic Church, with burial in Assumption Cemetery.

Obituary of J. Aubrey Reilly
Austin American-Statesman, September 1, 1979

Florence M. Reilly

Florence M. Reilly, of Austin died Monday, December 2, 1996.

Born in San Antonio, she was a graduate of Incarnate Word College in San Antonio. She was one of the first members of Seton Auxiliary, was active in the Guild at the Home of the Holy Infancy (now Marywood) and was a member of St. Austin's Catholic Church.

Survivors include her daughter, Kathryn Reilly McKay and her husband, Jack, of Austin; granddaughter, Kay McKay Merritt of Waco; grandson, Jack (Mike) McKay III, and his wife, Regina, of Austin.

Funeral Mass will be celebrated at 10:30 a.m. Wednesday in the Assumption Mausoleum Chapel with Monsignor Edward Matocha officiating. Burial will be in Assumption Cemetery.

Arrangements by Weed-Corley-Fish Funeral Home, 3125 N. Lamar, 452-8811.

Obituary of Florence Reilly
Austin American-Statesman, December 4, 1996

A. APPLICATION FOR HISTORIC ZONING

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10b. METES AND BO	OUNDS (Attach two copies	of certified field notes if subdivision reference is not available or
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PEED REFERENCE CO	DNVEYING PROPERTY TO	PRESENT OWNER AND TAX PARCEL I.D.:
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2. IS PROPERTY IN	ZONING COMBINING DI	STRICT / OVERLAY ZONE? YES (NO)
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Revised February 15, 2005

D. SUBMITTAL VERIFICATION AND INSPECTION AUTHORIZATION

SUBMITTAL VERICATION

My signature attests to the fact that the attached application package is complete and accurate to the best of my knowledge. I understand that proper City staff review of this application is dependent upon the accuracy of the information provided and that any inaccurate or inadequate information provided by me/my firm/etc., may delay the proper review of this application.

Firm (if applicable)

	PLEASE TYPE OR PRINT NAME BELOW SIGNATURE AND INDICATE FIRM REPRESENTED, IF APPLICABLE. Signature Date Name (Typed or Printed)
	Firm (If applicable)
As owner or sutherized agent, my co	INSPECTION AUTHORIZATION
application is being submitted.	ignature authorizes staff to visit and inspect the property for which this
	PLEASE TYPE OR PRINT NAME BELOW SIGNATURE AND INDICATE FIRM REPRESENTED, IF APPLICABLE.
	Suphulips 9/25/08 Signature Date
	She Phillips Name (Typed or Printed)

E. ACKNOWLEDGMENT FORM

concerning Subdivision Plat Notes, Deed Restrictions, Restrictive Covenants and / or

Zoning Conditional Overlays

Zoning Conditional	Overlays
I, Sue Phillips have restrictions, (Print name of applicant)	checked for subdivision plat notes, deed
restrictive covenants and/or zoning conditional overlays pr development restrictions i.e. height, access, screening etc. on	ohibiting certain uses and/or requiring certain this property, located at
(Address or Logal Description)	
(Address or Logal Description) Hustin, Ix. 7870.	3
If a conflict should result with the request I am submitting to deed restrictions, restrictive covenants and/or zoning condition it. I also acknowledge that I understand the implications of result of a subdivision plat notes, deed restrictions, restrictive of understand that if requested, I must provide copies of any a restrictive covenants and/or zoning conditional overlay informations.	nal overlays it will be my responsibility to resolve use and/or development restrictions that are a covenants and/or zoning conditional overlays. and all subdivision plat notes, deed restrictions.
Suchillers	9/25/08
(Applicant's signatury)	(Date)

TAX CERTIFICATE Nelda Wells Spears Travis County Tax Assessor-Collector P.O. Box 1748 Austin, Texas 78767 (512) 854-9473

ACCOUNT NUMBER: 01-1600-1410-0000

PROPERTY OWNER:

PROPERTY DESCRIPTION:

PHILLIPS MICHAEL & SUSAN R 1406 WATHEN AVE AUSTIN, TX 78703-2528

E 63 FT OF LOT 5 *& W 10 FT OF LOT 6 BLK 21 PEMBERTON HEIGHTS SEC 5

ACRES 0.000 MIN% .00000 TYPE

SITUS INFORMATION: 1406 WATHEN

AV This is to certify that after a careful check of tax records of this office, the following taxes, delinquent taxes, penalties and interests are due on the described property of the following tax unit(s):

YEAR ENTITY
2007 AUSTIN ISD
CITY OF AUSTIN (TRAV)
TRAVIS COUNTY
TRAVIS COUNTY HEALTHCARE DISTRICT
ACC (TRAVIS)

ALL PAID
ALL PAID
ALL PAID

TOTAL

TOTAL SEQUENCE Ω

ALL PAID *ALL PAID*

TOTAL TAX: UNPAID FEES: INTEREST ON FEES: COMMISSION: TOTAL DUE ==>

NONE NONE

IES PAID FOR YEAR 2007

\$18,984.01

ALL TAXES PAID IN FULL PRIOR TO AND INCLUDING THE YEAR 2007 EXCEPT FOR UNPAID YEARS LISTED ABOVE.
The above described property may be subject to special valuation based on its use, and additional rollback taxes may become due. (Section 23.55, State Property Tax Code).
Pursuant to Section 31.08 of the State Property Tax Code, there is a fee of \$10.00 for all Tax Certificates. GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS DATE OF 09/25/2008

Fee Paid: \$10.00

Nelda Wells Spears Tax Assessor-Collector

RUIZV printed on 09/25/2008 @ 10:14:02:38

Page#

Historical Documentation-Deed Chronology

Transaction

Volume/Page

Bradfield, Brush to Miss Margaret Reilly April 6, 1937 All of lot 5, Block 21 Section 5 of Pemberton Heights except the west 15 feet of lot 5

564/102

Bradfield, Brush & Jarratt to J. Aubrey Reilly and wife Florence Reilly February 3, 1939 The west 10 feet of lot 6 Block 21, section 5 of Pemberton Heights

609/187

J. Aubrey and Florence Reilly to Floyd D. and Bobbie Shelton October 2, 1970 the east 63 feet of lot 5 and the west 10 feet of lot 6, Section 5 of Pemberton Heights

3940/532

Floyd D. and Bobbie J. Shelton To Laurens B. Fish and Julia Corley Fish September 2, 1975 the east 63 feet of lot 5 and the west 10 feet of lot 6, Section 5 of Pemberton Heights 5277/1270

Laurens B. Fish and Julia Corley Fish to Michael F. Phillips and Susan R. Phillips November 8, 2000 The east 63 feet of lot 5 and The west 10 feet of lot 6, block 21, Pemberton Heights section 5

Historical Documentation-Occupancy History

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_1	Cal	L

Occupant Name

1940-70

J. Aubrey and Florence Reilly

1971-72

No listing

1973-75

Bobbie & Floyd D. Shelton

1976-2000

Laurens and Julia Corley Fish

2001-present

Mike and Sue Phillips