

O JULY SEPT | O 2007

The Chestnut

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News etter

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The Chesthin Neighborhood Assolation would like to extend a warm decome to all residents new & old and book forward to seeing everyone at the monthly the ighborhood meetings

Sign up to the Yahoo Group to stay through with your neighbors. The Yahoo group link is - http://groups.yahoo com/group/ChestnutAddition

Newsletter Article Suggestions for the October I December edition? (Contact Jarod at: E-mail: Insece@gmail.com 2005/12.626.3988

nveit in Oriestriut Neighborhood Fig. Website at Chestnutcana.com

ou are experiencing ongoing drugitelated crime in your neighborhood please call our bits ghated Police Officer-Shaldon A Sallsbury Senior Police Officer Central East Area Command

L Joe M. Regalado entral East Area Command 812 Springdale Road Austin Texas 78702 542 874-4418 el Regalado@cl.austin.tx.us

CANA to Consider VMU Development Incentives

By Marian J. Barber

The Chestnut Addition Neighborhood Association (CANA) will vote on whether and where to offer a set of City of Austin-sponsored development incentives at a special called meeting at 7 p.m. July 10 at David Chapei Missionary Baptist Church.

The incentives, known as the Vertical Mixed Use zoning overlay (VMU), are intended to combat sprawl and create more pedestrian-friendly neighborhoods by encouraging developers to combine commercial and residential uses in each project, usually by placing apartments above ground-floor commercial space.

The City has offered neighborhood planning teams and neighborhood associations such as CANA the right to decide which of several incentives will be offered within their areas and which properties will actually carry the incentives. Forty-three properties within the Chestnut neighborhood were designated VMU-eligible.

Concerns have been raised, particularly in East Austin, about the effects of VMU on affordable housing. It is difficult to know what kinds of commercial and residential development will be attracted by VMU and how they will affect property values and rents.

The VMU ordinance requires each project to include at least two units of housing. If offered for rent, at least 10 percent of the units must be affordable to families earning no more than 80 percent of the median family income (MFI) for Austin. Neighborhood groups may choose a deeper affordability standard, restricting these units to families earning no more than 60 or 70 percent of MFI. If the developer offers the housing units for sale as condominiums, 5 percent must be affordable to purchasers earning no more than 80 percent of MFI and 5 percent to purchasers earning no more than 100 percent of MFI. A project with two through ten rental units would have one "affordable" apartment, while one with ten through 20 units would have two, and so on.

Even if CANA votes to offer VMU overlay zoning on a particular property, the developer is not required to make use of the incentives, but may proceed under the provisions of the commercial zoning that would apply if VMU were not available. VMU incentives do not trump compatibility standards, so a vertical mixed use development next to a single family home would still have to abide by height and other restrictions. Finally, in Chestnut's case, some of the VMU-eligible properties will also be included in the Martin Luther King Station Transit Oriented Development (TOD) district, the requirements of which do trump VMU.

For a list of properties the VMU study group will recommend to CANA, see the neighborhood website, www.chestnutcana.com. For more information on VMU, contact me at marianj.barber@mail.utexas.edu or 512-479-8168.

CANA Saverile in the second section of the contract of the con

The CANA tree-planting project has been selected as part of Keep Austin Beautiful Neighborhood Beautification Grants Program. KAB is proud to award the Chestnut Neighborhood Association funding in the amount of \$1,500 to plant trees along Chestnut Avenue; a \$500 cash grant and a \$1,200 in-kind donation of trees provided by Austin Energy along with mulch donation provided by Parks and Recreation.

Keep Austin Beautiful will arrange a time to meet with the Chestriut Area Neighborhood Association and residents in August 2007 to consult on the neighborhood tree-planting portion of the incorporation of the meeting with KAB. Austin Energy, and the City of Austin Parks and Recreation Department would provide an opposituality for these agencies to provide guidance and oversight for the project. Tree planting can begin in November 2007. Thanks to everyone who helped get the grant and to everyone who is eager to help with the planting. For more information go to http://www.keepaustinbeautiful.org/

Chestnut Addition Neighborhood Association

"A Community of Sharing and Caring"

June 30, 2007

RECEIVED

Mr. William H. Leach 2411 E. Martin Luther King, Jr. Blvd. Austin, TX 78702-1446 AUG -9 200/

Neighborhood Planning & Zoning

Dear Mr. Leach:

This letter is inform you that on Tuesday, July 10, 2007, the Chestnut Addition Neighborhood Association (CANA) will vote on whether to recommend that the City of Austin include the property at **2411 E.**Martin Luther King, Jr. Bivd. In the neighborhood's Vertical Mixed Use Overlay District. Travis County Appraisal District records indicate you are the owner of this property, which CANA's VMU Study Group proposes to Include in the District.

The Vertical Mixed Use Overlay District (VMU) is a special zoning overlay proposed by the City for certain commercially zoned properties. CANA has been charged by the City with recommending which properties in our area to Include in the District and what incentives to offer on each of them. In general, the overlay will offer property owners and/or developers greater flexibility than under current zoning in return for creating projects with greater density and a more "urban" feel, usually by including residences above ground floor commercial space. Under certain circumstances, acceptance of these incentives will obligate the owner/developer to reserve a portion of the residences for persons with limited incomes.

The most important thing to remember about the Overlay District is that owner/developers are not required to make use of the incentives, even if the neighborhood opts to offer them. You will be free to leave the property as is, or to develop it under pre-overlay zoning, without accepting the incentives or the obligations they carry. However, if the City accepts a CANA recommendation not to include your property in the Overlay District, it will not be eligible for the VMU incentives.

For more information on the options available to us and their potential effect on your property, you may wish to visit the City's website at:

http://www.ci.austin.bx.us/planning/designstandards.htm and http://www.ci.austin.bx.us/planning/verticalmixeduse.htm

You are invited to attend our meeting and take part in our discussion. We will convene at 7:00 p.m. at David Chapel Baptist Church, at the corner of Martin Luther King, Jr. Blvd. and Chestnut Ave. I have enclosed two City-provided map grids that show the VMU-eligible properties we will be considering.

If you have questions, please do not hesitate to contact me at:

mariani.barber@mail.utexas.edu

All best wishes,

Marian J. Barber CANA VMU Study Group



Chestnut Addition Neighborhood Association

"A Community of Sharing and Caring"

July 17, 2007

Mr. David Edwin Ramert 1110 E. 10th St. Austin, TX 78702-2615 RECEIVED

AUG -9 2007

Neighborhood Planning & Zoning

Dear Mr. Ramert:

This letter is to inform you that on Tuesday, July 10, 2007, the Chestnut Addition Neighborhood Association (CANA) voted to recommend that the City of Austin include the property at **2001 E. Martin Luther King, Jr. Blvd.** in the neighborhood's Vertical Mixed Use Overlay District. Travis County Appraisal District records indicate you own this property. CANA has been charged by the City with recommending which properties in our area to include in the District and the incentives to offer on each.

The Vertical Mixed Use Overlay District (VMU) is a special zoning overlay proposed by the City for certain commercially zoned properties. In general, the overlay will offer property owners and/or developers greater flexibility than under current zoning in return for creating projects with greater density and a more "urban" feel, usually by including residences above ground floor commercial space. Use of these incentives will obligate the owner/developer to reserve a portion of the residences for persons with limited Incomes.

The most important thing to remember about the Overlay District is that owner/developers are <u>not</u> required to make use of the incentives, even if the City opts to offer them. You will be free to leave the property as is, or to develop it under pre-overlay zoning, without accepting the incentives or the obligations they carry.

There are two kinds of incentives possible for your property: dimensional incentives and parking incentives. The dimensional incentives allow you to build a larger project that can occupy a greater proportion your property. The parking incentives reduce the amount of parking you are required to provide. CANA voted to allow the dimensional incentives on all properties in the Overlay and to allow property owners to decide whether they want their properties also to be eligible for the parking incentives.

Please let me know by 5 p.m. Tuesday, July 31, if you want CANA to recommend to the City that your property carry the parking incentives. If I do not hear from you by that date, we will recommend that your property carry only the dimensional incentives.

I can be reached by regular mail at 1813 Cedar Ave., Austin, TX 78702 and by e-mail at mariani.barber@mail.utexas.edu.

For more information on the incentives and other aspects of the Vertical Mixed Use Overlay District, you may wish to visit the City's website at:

http://www.ci.austin.tx.us/planning/designstandards.htm and http://www.ci.austin.tx.us/planning/verticalmixeduse.htm

If you have questions, please do not hesitate to contact me.

All best wishes.

Marian J. Barber, CANA VMU Study Group

ATTACHMENT 7

MINUTES
Chestnut Addition Neighborhood Association
Special Called Meeting on Vertical Mixed Use
July 10, 2007 -- 7 p.m.
David Chapel Missionary Baptist Church

RECEIVED

AUG -9 200/

Neighborhood Planning & Zoning

The Chestnut Addition Neighborhood Association met in a special called meeting to vote on its recommendations to the City of Austin on which commercially zoned properties in the neighborhood should be included in the Vertical Mixed Use Overlay District. This meeting was a follow-up to a discussion held at CANA's regular monthly meeting held June 24.

CANA President Eliga Ervin, Jr. called the meeting to order with a prayer at approximately 7:15. Vice-President Susan Wallace welcomed those in attendance, especially property owners and other neighborhood residents new to the group. Steven R. Aleman was asked to serve as secretary.

After self-introductions of those present, CANA Vertical Mixed Use Study Group member Marian J. Barber explained Vertical Mixed Use, the Vertical Mixed Use Overlay District, and the opt-out/opt-in process. She used a City of Austin-supplied map of the Chestnut Neighborhood Planning Area to point out three groups of properties eligible to be Included In the Chestnut VMU Overlay District: those along Martin Luther King, Jr. Blvd., a core transit corridor; those along urban roadways Chicon Street and 12th Street; and a few commercial properties in the interior of the Chestnut neighborhood. She noted that CANA had attempted to notify the owners of all properties that would be considered for opt-out/opt-in and invited them to participate in the meeting.

Discussion ensued. Concerns were voiced about the kinds of development that VMU might bring to the neighborhood. In a discussion about the requirement that a portion of the residential units in a VMU project be affordable to persons with limited incomes, a member asked if students would be excluded, as they are in certain other affordable housing programs. Chestnut Neighborhood Revitalization Corporation President Sean Garretson explained that they would not and discussed other technical aspects of VMU. Ms. Barber emphasized that the inclusion of a property in the Overlay would not force the owner to make use of the VMU incentives. Owners could continue the current use, redevelop according to underlying zoning, or make use of VMU incentives; only in the last case would the affordability requirements kick in. Concerns were also expressed about how any decisions the group might make about VMU would be affected by the Transit Oriented Development zoning surrounding the new Martin Luther King, Jr. Blvd. rail station.

Under the opt-out/opt-in process, the properties along MLK would be included in the Overlay District unless the neighborhood voted to opt them out. After a quick review of which properties were under consideration, the group voted unanimously not to opt out any of these properties, thus choosing to recommend that they all be part of the VMU Overlay District. They chose to hold off their decision on 2901 E. Martin Luther King, Jr. Blvd., the northern portion of the former Featherlite tract, so that it could be voted upon together with the other portions of the tract.

Under the opt-out/opt-in process, the properties along Chicon and 12th streets would not be included in the Overlay District unless the neighborhood voted to opt them in. The owners of 2000 E. 12th street asked that their property not be opted in. After a quick review of which properties were under consideration, the group voted unanimously to include all eligible properties along Chicon and all eligible properties on 12th Street except 2000 E. 12th street in the Overlay.

RECEIVED

AUG -9 200/

CANA Special Called Meeting Minutes - July 10, 2007 - page 2

Neighborhood Planning & Zoning

Under the opt-out/opt-in process, the properties in the interior of the Chestnut neighborhood would not be included in the Overlay District unless the neighborhood voted to opt them in. After a quick review of which properties were under consideration, the group voted 18 to 2 to opt in all eligible properties except 1705 Cedar Ave., a commercially zoned property that has been used solely as a residence for a number of years.

Under the opt-out/opt-in process, the northern portion of the former Featherlite tract, which borders MLK, Jr. Bivd., would be included in the Overlay unless the Association voted to opt it out. The two southern portions of the tract, 1701 Miriam and 1601 Miriam, would need to be opted in in order to be included. The group voted unanimously NOT to opt out 2901 MLK, Jr. Blvd. and to opt in 1701 Miriam and 1601 Miriam, thus including the entire tract in the Overlay District.

The group then voted unanimously to allow the dimensional incentives on all properties included in the VMU Overlay District. They voted 18 to 2 to allow owners of properties included in the VMU Overlay District to decide whether to request that CANA recommend the parking incentive for their properties. All property owners present requested the parking incentive. The group voted unanimously to direct Ms. Barber to contact property owners who were not present to determine their preferences on the parking incentive.

The group then voted 18 to 2 to set the affordability level for 10 percent of the rental units in projects utilizing either the dimensional or parking incentive at 60 percent of median family income.

The meeting was adjourned at approximately 9:00 p.m.

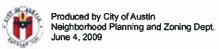
Respectfully submitted,

Steven R. Aleman

Addendum: After the July 10 meeting, the owners of 2100 E. 12th, who could not be present at the meeting, requested that their property not be included in the VMU Overlay District. At its regular monthly meeting on July 26, CANA voted unanimously to amend the minutes of the July 10 meeting to correct this and to direct Ms. Barber to make any other changes to the Chestnut VMU application that might be necessitated prior to submission.



Chestnut Neighborhood Planning Area Aerial Map with VMU Tracts Identified C14-2009-0054



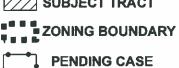




This map has been produced by the City of Austin for the sole purpose of aiding regional planning and is not warranted for any other use. No warranty is made regarding its accuracy or completeness.







ZONING CASE#: C14-2009-0054
ADDRESS: E MLK JR BLVD
SUBJECT AREA: 8.25 ACRES

GRID: K23
MANAGER: V. CRAIG





Chestnut Planning Area VMU Neighborhood Recommendations C14-2009-0054

		VMU Ove	rlay District		
			OPT OUT (2)	CONSTRUCTION CONTRACTOR	
Tract # (1	All VMU- Related Standards Apply	Dimensional Standards	Parking Reduction	Additional Ground Floor Uses in Office Districts	Exclude from VMU Overlay District
1, 3, 6-8			Х	Х	
2, 4, 5, 9				Х	

VMU Opt-In Properties				
			OPT IN (2)	
Tract # (1)	All VMU Related Standards Apply	Dimensional Standards	Parking Reduction	Additional Ground Floor Uses in Office Districts
102, 104, 108, 109, 111, 112, 114, 117, 118	x			
100, 103, 105- 107, 110, 113, 115, 116		x	5	

RECOMMENDED AFFORDABILITY LEVEL FOR 10% OF RESIDENTIAL UNITS FOR RENTAL WITHIN A VERTICAL MIXED USE BUILDING: 60%

- (1) The tract number refers to the numbered tracts on the Vertical Mixed Use (VMU) Tract Maps.
- (2) Please refer to attached information for explanations of Opt-In and Opt-Out options.

DATE: June 9, 2009

TIME: 6:00 P.M.

LOCATION: City Hall, Rm. 1002, Council Chambers

301 W. 2nd Street, Austin

CITY COUNCIL HEARING

DATE: July 23, 2009

TIME: 4:00 P.M

LOCATION: City Hall, Rm. 1002, Council Chambers

301 W. 2nd Street, Austin

For questions regarding the vertical mixed use application for the Highland Neighborhood Planning Area, please call Victoria Craig (512) 974-2857 or email at: Victoria Craig@ci.austin.tx.us. Si Ud Necesita información en Español, favor de llamar a Jacob Browning (512) 974-7657. Office hours are 8:00 AM to 5:00 PM Monday through Friday. Please be sure to refer to the File Number on the first page when you call. See attached sheets for more information.

PLANNING COMMISSION COMMENT FORM

You may send your written comments to the Neighborhood Planning and Zoning Department, P. O. Box 1088, C/O Victoria Craig, Austin, TX 78767-8835.

File # C14-2009-0054

Planning Commission Hearing Date: June 9, 2009

Name (please pr	int) ALAN HA	MPTON	\ B (I am in favor
	2106 E. 20-			(Estoy de acuerdo) I object
			. 1	(No estoy de acuerdo)

Comments Our NEIGHBORHOOD WANTS THIS TYPE OF VMU.

INFORMATION ON PUBLIC HEARINGS

THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT HAS FILED AN APPLICATION TO IMPLEMENT THE VERTICAL MIXED-USE (VMU) LAND USE REGULATIONS. THIS NOTICE HAS BEEN MAILED TO YOU BECAUSE YOU OWN PROPERTY, ARE A REGISTERED ENVIRONMENTAL OR NEIGHBORHOOD ORGANIZATION, OR HAVE A UTILITY SERVICE ADDRESS WITHIN 500 FEET OF A VMU ELIGIBLE PROPERTY.

This request for zoning/rezoning will be reviewed and acted upon at two public hearings: First, before the Planning Commission and then before the City Council. After a public hearing, the Planning Commission reviews and evaluates City staff recommendation and public input and then sends its own recommendation on the proposed VMU land use regulations to the City Council. Meeting dates and locations are shown on this notice.

PLANNING COMMISSION HEARING DATE: June 9, 2009 TIME: 6:00 I LOCATION: City Hall, Rm. 1002, Council 301 W. 2nd Street, Austin				
CITY COUNCIL HEARING DATE: July 23, 2009 TIME: 4:00 P LOCATION: City Hall, Rm. 1002, Council 0 301 W. 2nd Street, Austin				
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PLANNING COMMISSION COMMENT FORM	PLANNING COMMISSION COMMENT FORM			
You may send your written comments to the Neighborhood Planning and Zoning Department, P. O. Box 1088, C/O Victoria Craig, Austin, TX 78767-8835.				
File # C14-2009-0054 Planning	Commission Hearing Da	ite: June 9, 2009		
Name (please print) Ray Cyple Ja Address 2/66 E. 20TH		I am in favor (Estoy de acuerdo) I object (No estoy de acuerdo)		
Comments		(140 estoy de acuerdo)		
INFORMATION ON PU	JBLIC HEARINGS			
THE NEIGHBORHOOD PLANNING AND ZONING DEPART THE VERTICAL MIXED-USE (VMU) LAND USE REGULA BECAUSE YOU OWN PROPERTY, ARE A REGISTERED ENVIR HAVE A UTILITY SERVICE ADDRESS WITHIN 500 FEET OF A	ATIONS. THIS NOTICE HA ONMENTAL OR NEIGHBORI	S BEEN MAILED TO YOU HOOD ORGANIZATION, OR		
This request for zoning/rezoning will be reviewed and a	cted upon at two public h	earings: First, before the		

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File # C14-2009-0054 Planning Commission Hearin	g Date:	: June 9, 2009		
Name (please print) Veronica Barrio Address 1710 E. 147 Austin, 7x 78702 Comments		am in favor Estoy de acuerdo) object No estoy de acuerdo)		
INFORMATION ON PUBLIC HEARINGS				
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10321	44	4	4 3000	0054
RHE	#	U . I	4-2009	-IRP4

Planning Commission Hearing Date: June 9, 2009

Name (please print)	Robert Lehr	\	I am in favor
Address	1703 Maple Ave		(Estoy de acuerdo) I object
Comments		,,, 	(No estoy de acuerdo)

INFORMATION ON PUBLIC HEARINGS

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Planning Commission Hearing Date: June 9, 2009

Name (please print)	Jenik L. Sulst		I am in favor
Address 2205	Enst 14 th street histing Texts		(Estoy de acuerdo) I object
Comments Chesta	ent Neighborhood is for single of Building I am many Chamin	from y	(No estoy de acuerdo)

NON Residents to Quild Office building in our Neighborhood. Fed free to Call Me INFORMATION ON PUBLIC HEARINGS At Office # 455-7111 X2860 OV Cell 461-0119. Tanks, Jennite Build

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PUBLIC HEARING INFORMATION

The proposed amendment will be reviewed and acted upon at two public hearings: first, before the Planning Commission and then before the City Council. Although applicants and/or their agent(s) are expected to attend a public hearing, you are not required to attend. However, if you do attend, you have the opportunity to speak FOR or AGAINST the proposed amendment. You may also contact a registered neighborhood or environmental organization that that has expressed an interest in an application affecting your neighborhood.

During a public hearing, the board or commission may postpone or continue an application's hearing to a later date, or may evaluate the City staff's recommendation and public input forwarding its won recommendation to the City Council. If the board or commission announces a specific date and time for a postponement or continuation that is not later than 60 days from the announcement, no further notice is required.

During its public hearing, the City Council may grant or deny a plan amendment request, or approve an alternative to the amendment requested.

If you have any questions concerning this notice, please contact the City of Austin Neighborhood Planning & Zoning Department at the number shown on the first page. If you would like to express your support or opposition to this request, you may do so in several ways:

- by attending the Public Hearing and conveying your concerns at that meeting
 - by submitting the Public Hearing Comment Form
- by writing to the city contact listed on the previous page

For additional information on Neighborhood Plans, visit the website: www.ci.austin.tx.us/zoning/

PUBLIC HEARING COMMENT FORM

	no Commercial no mined in	7
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PLANNING COMMISSION HEARING **DATE:** June 9, 2009 TIME: 6:00 P.M. LOCATION: City Hall, Rm. 1002, Council Chambers 301 W. 2nd Street, Austin CITY COUNCIL HEARING **DATE: July 23, 2009** TIME: 4:00 P.M LOCATION: City Hall, Rm. 1002, Council Chambers 301 W. 2nd Street, Austin For questions regarding the vertical mixed use application for the Highland Neighborhood Planning Area. please call Victoria Craig (512) 974-2857 or email at: Victoria. Craig@ci.austin.tx.us. Si Ud Necesita información en Español, favor de llamar a Jacob Browning (512) 974-7657. Office hours are 8:00 AM to 5:00 PM Monday through Friday. Please be sure to refer to the File Number on the first page when you call. See attached sheets for more information. PLANNING COMMISSION COMMENT FORM You may send your written comments to the Neighborhood Planning and Zoning Department, P. O. Box 1088, C/O Victoria Craig, Austin, TX 78767-8835. File # C14-2009-0054 Planning Commission Hearing Date: June 9, 2009 Name (please print) Oel Bennell ☐ I am in favor

INFORMATION ON PUBLIC HEARINGS

Address POBOX 767 Diobject (No esta

Comments It changes the characte

(Estoy de acuerdo)

(No estoy de acuerdo)

THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT HAS FILED AN APPLICATION TO IMPLEMENT THE VERTICAL MIXED-USE (VMU) LAND USE REGULATIONS. THIS NOTICE HAS BEEN MAILED TO YOU BECAUSE YOU OWN PROPERTY, ARE A REGISTERED ENVIRONMENTAL OR NEIGHBORHOOD ORGANIZATION, OR HAVE A UTILITY SERVICE ADDRESS WITHIN 500 FEET OF A VMU ELIGIBLE PROPERTY.

This request for zoning/rezoning will be reviewed and acted upon at two public hearings: First, before the Planning Commission and then before the City Council. After a public hearing, the Planning Commission reviews and evaluates City staff recommendation and public input and then sends its own recommendation on the proposed VMU land use regulations to the City Council. Meeting dates and locations are shown on this notice.

DATE: June 9, 2009

TIME: 6:00 P.M.

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301 W. 2nd Street, Austin

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File # C14-2009-0054

Planning Commission Hearing Date: June 9, 2009

Name (please print) Jewell Jackson

Address 1704 E. 18th St. - Aastin 78702 (Estoy de acuerdo)

I object
(No estoy de acuerdo)

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File # C14-2009-0054	Planning Commission Hearing Da	ite: June 9, 2009
Name (please print) Charlotte Address 2504 New York Dr Comments What will Happe People 3 will they of	: Apt.# 108	I am in favor (Estoy de acuerdo) I object (No estoy de acuerdo) W Income Keep
their housing? Will	The People Over ion on public hearings	the project e fair in who

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