

AGENDA



Thursday, February 11, 2010

**Public Hearings and Possible Actions
RECOMMENDATION FOR COUNCIL ACTION****Item No. 34**

Subject: Conduct a public hearing and consider an appeal by North University Neighborhood Planning Team regarding the decision to approve an Outdoor Music Venue Permit for Little Woodrow's, located at 2610 Guadalupe.

For More Information: Clara Hilling, 974-2686; Sylvia Arzola, 974-6448

Prior Council Action: December 10, 2009 - Council set the public hearing for January 14, 2010.

January 14, 2010 - Council postponed the public hearing to February 11, 2010.

On July 15, 2009, the Planning and Development Review Department approved an Outdoor Music Venue Permit (OMV) for a venue known as Little Woodrow's, located at 2610 Guadalupe.

The North University Neighborhood Planning Team has appealed approval of the permit on the basis that the venue is in direct conflict with the goals of the Central Austin Combined Neighborhood Plan, which seeks to develop and foster existing mixed use on commercial corridors such as Guadalupe Street in a way which is pedestrian oriented, neighborhood friendly, neighborhood scaled, and serves neighborhood needs.

Chapter 9-2-25(B) and 9-2-27 of the City Code provides that an interested party may appeal a decision if they are:

1. The applicant;
2. the notice owner of a single-family use located within 600 feet of the proposed outdoor music venue;
3. the notice owner of a multi-family use located adjacent to the venue (for new permits only); or
4. a registered neighborhood organization whose declared boundaries are within 600 feet of the proposed venue.

Staff recommends denial of the appeal due to the following:

1. the application complies with Chapter 9-2 of the City Code, Noise and Amplified Sound;
2. the property has buffering along the property line to mitigate sound from the outdoor patio.
3. surrounding properties are commercially zoned (CS-NP); the property abutting the north property line is an existing legal residential use.