

AGENDA



Thursday, January 27, 2011

**Public Hearings and Possible Actions
RECOMMENDATION FOR COUNCIL ACTION****Item No. 55**

Subject: Conduct a public hearing and consider an appeal by Camille Perry on a decision to approve an Outdoor Music Venue Permit for Irie Bean Coffee Bar, located at 2310 S. Lamar Blvd., Unit 102.

For More Information: Clara Hilling, 974-2696; Sylvia Arzola, 974-6448.

Prior Council Action: January 13, 2011 - Council postponed to January 27, 2011.

On August 19, 2010, the Planning and Development Review Department approved an Outdoor Music Venue Permit (OMV) for a venue known as Irie Bean Coffee Bar at 2310 S. Lamar Blvd.

Ms. Camille Perry has appealed approval of the permit based on the following:

1. prior record of violations; 2. amount of opposition; 3. sound mitigation installed has not been tested; 4. proximity of venue to single family homes.

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); 4. a registered neighborhood organization with declared boundaries and within 600 feet of the proposed venue.

Staff recommends denial of the appeal due to the following:

1. hours were adjusted per agreement with Zilker Neighborhood Association; 2. decibel level is restricted to 70db; 3. venue over 220 feet from multi-family zoned property and over 400 feet from single family zoned property.