

## **ZONING CHANGE REVIEW SHEET**

**CASE:** C14-2011- 0032 – Time Warner Cable Hub - K Station

**P.C. DATE:** May 10, 2011 (Postponed by staff)  
May 24, 2011

**ADDRESS:** 801 ½ South 1<sup>st</sup> Street

**OWNER/APPLICANT:** Texas School for the Deaf (Gary Bego)

**AGENT:** Axiom Engineers, Inc. (Nicole Folta Findeisen)

**ZONING FROM:** UNZ

**TO:** SF-2-NP

**AREA:** .45 acres (19,800 ft<sup>2</sup>)

**SUMMARY STAFF RECOMMENDATION:** Staff recommends approval of SF-2-NP (Single Family Residence – Neighborhood Plan) district zoning.

**PLANNING COMMISSION RECOMMENDATION:** 5/24/11 – The Planning Commission approved the staff recommendation of SF-2-NP on consent (6-0; Anderson, Chimenti absent).

**DEPARTMENT COMMENTS:** This 0.45 acre tract is currently an unzoned portion of the existing Texas School for the Deaf property. The state of Texas has granted a ground lease to Time Warner for the placement of a cable hub station on the area to be rezoned. Staff supports the rezoning request to SF-2-NP.

**PLANNING COMMISSION RECOMMENDATION:** 5/24/11 - The Planning Commission approved the staff recommendation of SF-2-NP district zoning on consent (6-0; Anderson, Chimenti absent).

### **EXISTING ZONING AND LAND USES:**

	<b>ZONING</b>	<b>LAND USES</b>
<i>Site</i>	UNZ	State of Texas Public Education
<i>North</i>	MF-3-NP, CS-MU-V- CO-NP, CS-1-V-NP	Multifamily, Restaurant, Hotel
<i>South</i>	CS-MU-V-CO-NP, SF-3-NP	Restaurant, Single-Family
<i>East</i>	CS-MU-V-NP	Retail, Restaurant, Office
<i>West</i>	LO-MU-V-NP, GR-MU-V-CO-NP, MF-2-NP	Retail, Office, Mutltifamily

**NEIGHBORHOOD PLAN:** Bouldin Creek Neighborhood Plan

**TIA:** Waived

**WATERSHED:** East Bouldin Creek

**DESIRED DEVELOPMENT ZONE:** Yes

**CAPITOL VIEW CORRIDOR:** No

**HILL COUNTRY ROADWAY:** No

**NEIGHBORHOOD ORGANIZATIONS:**

Austin Neighborhoods Council  
South Central Coalition  
Bouldin Creek Neighborhood Association  
Viewpoint Condominium Homeowners Association

**BASIS FOR RECOMMENDATION**

1. ***Zoning should allow for reasonable use of the property.***

The recommended zoning will allow for a communication services facility use to be allowed for a ground lease for a cable hub for the surrounding community.

2. ***Zoning changes should promote compatibility with adjacent and nearby uses and should not result in detrimental impacts to the neighborhood character.***

The recommended zoning will promote a transition between nearby commercial and multi-family zoned properties and will facilitate service availability to the surrounding area.

**EXISTING CONDITIONS**

**Environmental**

The site is not located over the Edwards Aquifer Recharge Zone. The site is located in the East Bouldin Creek Watershed of the Colorado River Basin, which is classified as an Urban Watershed by Chapter 25-8 of the City's Land Development Code. It is in the Desired Development Zone.

Impervious cover is not limited in this watershed class; therefore the zoning district impervious cover limits will apply.

This site is required to provide on-site structural water quality controls (or payment in lieu of) for all development and/or redevelopment when 5,000 s.f. cumulative is exceeded, and detention for the two-year storm. At this time, no information has been provided as to whether this property has any pre-existing approvals which would preempt current water quality or Code requirements.

According to flood plain maps, there is no flood plain within the project area.

Trees will likely be impacted with a proposed development associated with this rezoning case. Please be aware that an approved rezoning status does not eliminate a proposed development's requirements to meet the intent of the tree ordinances. If further explanation or specificity is needed, please contact the City Arborist at 974-1876. At this time, site specific information is unavailable regarding other vegetation, areas of steep slope, or other environmental features such as bluffs, springs, canyon rimrock, caves, sinkholes, and wetlands.

Standard landscaping and tree protection will be required in accordance with LDC 25-2 and 25-8 for all development and/or redevelopment.

### **Water and Wastewater**

If the landowner intends to serve the site with City of Austin water and wastewater utilities, the landowner, at own expense will be responsible for providing the water and wastewater utility improvements, offsite main extensions, system upgrades, utility relocations and or abandonments required. The water and wastewater plan must be in accordance with the City of Austin utility design criteria. The water and wastewater utility plan must be reviewed and approved by the Austin Water Utility. All water and wastewater construction must be inspected by the City of Austin. The landowner must pay the City inspection fee with the utility construction. The landowner must pay the tap and impact fee once the landowner makes an application for a City of Austin water and wastewater utility tap permit.

### **Stormwater Detention**

At the time a final subdivision plat, subdivision construction plans, or site plan is submitted, the developer must demonstrate that the proposed development will not result in additional identifiable flooding of other property. Any increase in stormwater runoff will be mitigated through on-site stormwater detention ponds, or participation in the City of Austin Regional Stormwater Management Program if available.

### **Transportation:**

No additional right-of-way is needed at this time.

A traffic impact analysis is not required for this case because the traffic generated by the proposed land use will not exceed the threshold of 2,000 vehicle trips per day. LDC, 25-6-113.

S. 1<sup>st</sup> Street is classified in the Bicycle Plan as Bike Route No. 33.

Capital Metro bus service (Routes No. 10, 110, and 484) is available along S. 1<sup>st</sup> Street.

There are existing sidewalks along both sides of S. 1<sup>st</sup> Street.

### **Existing Street Characteristics:**

<b>Name</b>	<b>ROW</b>	<b>Pavement</b>	<b>Classification</b>	<b>ADT</b>
S. 1 <sup>st</sup> Street	Varies	MNR-4	Minor Arterial	24,650

### **Site Plan:**

Any new development is subject to Subchapter E. Design Standards and Mixed Use, and South 1<sup>st</sup> Street is a core transit corridor.

Please be aware of the height restrictions and other requirements of § 25-2-839 Telecommunication Towers.

Additional comments will be made when the site plan is submitted.

**CITY COUNCIL DATE:** June 9, 2011

**ACTION:**

**ORDINANCE READINGS:** 1st

2<sup>nd</sup>

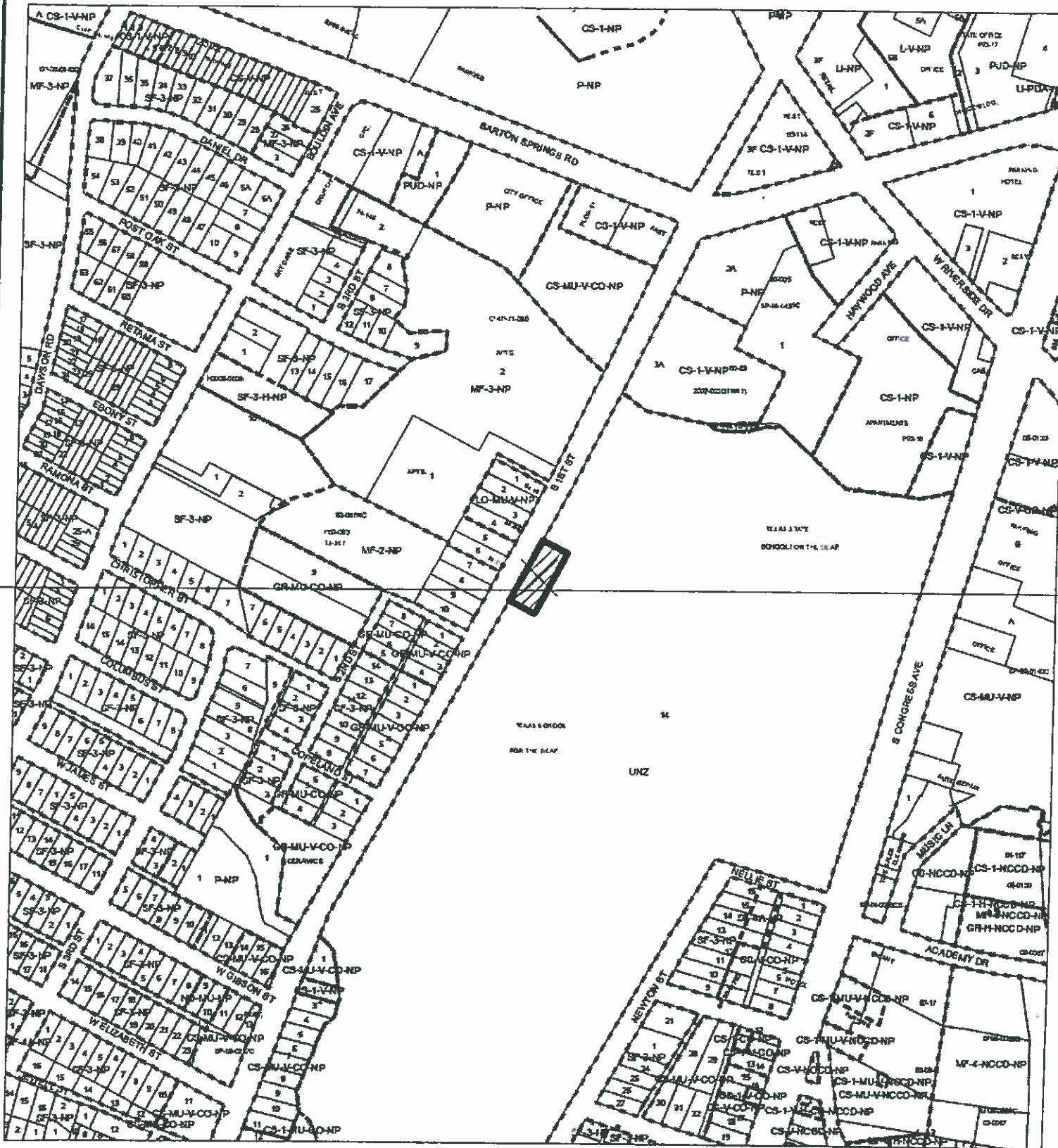
3<sup>rd</sup>

**ORDINANCE NUMBER:**

**CASE MANAGER:** Stephen Rye

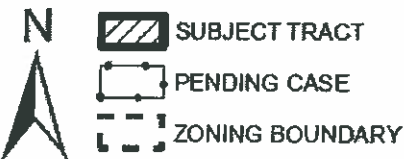
**PHONE:** 974-7604

[stephen.rye@ci.austin.tx.us](mailto:stephen.rye@ci.austin.tx.us)



### ZONING

ZONING CASE#: C14-2011-0032  
 LOCATION: 801 1/2 1ST ST  
 SUBJECT AREA: .45 ACRES  
 GRID: H21  
 MANAGER: STEPHAN RYE

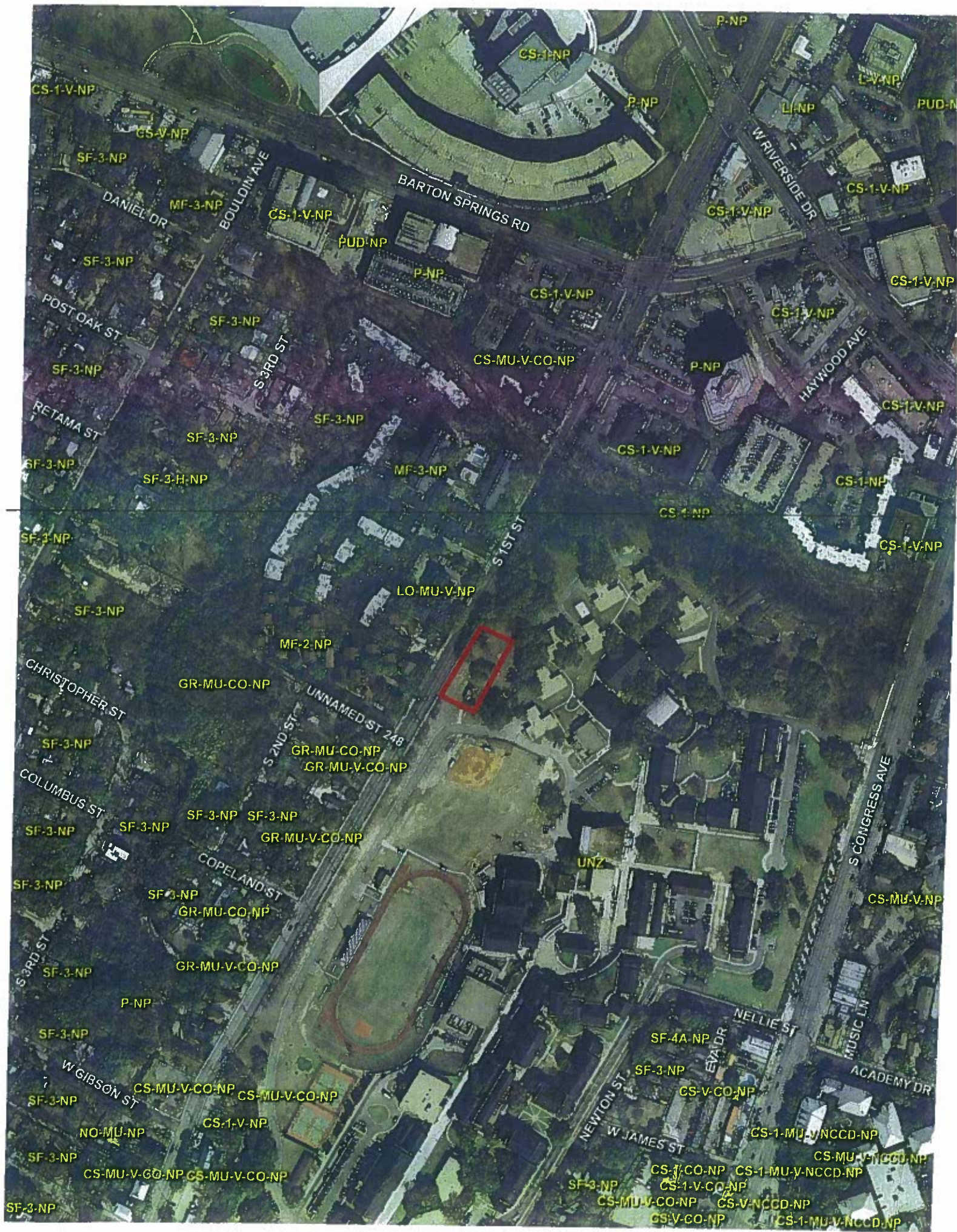


1"=400'

This map has been produced by the Communications Technology Management Dept. on behalf of the Planning Development Review Dept. for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.









## PUBLIC HEARING INFORMATION

This zoning/rezoning request will be reviewed and acted upon at two public hearings: before the Land Use Commission and 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 development or change. You may also contact a neighborhood or environmental organization that has expressed an interest in an application affecting your neighborhood.

During its 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 own 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 zoning request, or rezone the land to a less intensive zoning than requested but in no case will it grant a more intensive zoning.

However, in order to allow for mixed use development, the Council may add the MIXED USE (MU) COMBINING DISTRICT to certain commercial districts. The MU Combining District simply allows residential uses in addition to those uses already allowed in the seven commercial zoning districts. As a result, the MU Combining District allows the combination of office, retail, commercial, and residential uses within a single development.

For additional information on the City of Austin's land development process, visit our website:

[www.ci.austin.tx.us/development](http://www.ci.austin.tx.us/development)

Written comments must be submitted to the board or commission (or the contact person listed on the notice) before or at a public hearing. Your comments should include the board or commission's name, the scheduled date of the public hearing, and the Case Number and the contact person listed on the notice.

Case Number: C14-2011-0032

Contact: Stephen Rye, 512-974-7604

Public Hearing: May 24, 2011, Planning Commission  
June 9, 2011, City Council

MICHAEL HARVEY

Your Name (please print)

700 South First Street

Your address(es) affected by this application

Michael Harvey

Signature

Date

Daytime Telephone: (512) 936-0672

5/16/2011

☐ I am in favor  
☒ I object

Comments: This new time-walker facility will just add traffic to an area that already is very dangerous for cars entering South First St. from apartment and condos and houses and businesses in old houses. If this facility is to be added to the traffic mix, then a traffic light needs to be installed.

If you use this form to comment, it may be returned to:

City of Austin

Planning & Development Review Department

Stephen Rye

P. O. Box 1088

Austin, TX 78767-8810

## PUBLIC HEARING INFORMATION

This zoning/rezoning request will be reviewed and acted upon at two public hearings: before the Land Use Commission and 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 development or change. You may also contact a neighborhood or environmental organization that has expressed an interest in an application affecting your neighborhood.

During its 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 own 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 zoning request, or rezone the land to a less intensive zoning than requested but in no case will it grant a more intensive zoning.

However, in order to allow for mixed use development, the Council may add the MIXED USE (MU) COMBINING DISTRICT to certain commercial districts. The MU Combining District simply allows residential uses in addition to those uses already allowed in the seven commercial zoning districts. As a result, the MU Combining District allows the combination of office, retail, commercial, and residential uses within a single development.

For additional information on the City of Austin's land development process, visit our website:

[www.ci.austin.tx.us/development](http://www.ci.austin.tx.us/development)

Written comments must be submitted to the board or commission (or the contact person listed on the notice) before or at a public hearing. Your comments should include the board or commission's name, the scheduled date of the public hearing, and the Case Number and the contact person listed on the notice.

Case Number: C14-2011-0032

Contact: Stephen Rye, 512-974-7604

Public Hearing: May 24, 2011, Planning Commission  
June 9, 2011, City Council

BRUCE

Your Name (please print)

620 South First ST #206

Your address(es) affected by this application

Bruce

Signature

May 29 2011

Date

Daytime Telephone: 832 833 0560

Comments:

Too much Traffic

here! Need to preserve green space.

Shane OH School  
for Det. A. for selling drugs  
fence!

If you use this form to comment, it may be returned to:

City of Austin

Planning & Development Review Department

Stephen Rye

P. O. Box 1088

Austin, TX 78767-8810

☒ I am in favor  
of this object