CITY COUNCIL APPPROVAL MANAGED GROWTH AGREEMENT REVIEW SHEET

CITY COUNCIL DATE: June 23, 2011

CASE NUMBER: SPC-2010-0071C.MGA

PROJECT NAME: Tarlton 360 Townhomes

ADDRESS: 2500-2530 Walsh Tarlton Road

AREA: 16.24 Acres

APPLICANT: CRVI Loop 360, LP

(Cypress Realty Advisors, Inc. - John Burnham)

301 Congress Ave., Suite 500

Austin, TX 78701

Telephone: (512) 494-8610

AGENT: Armbrust & Brown (David Armbrust)

100 Congress Avenue, Ste. 1300

Austin, TX 78701

Telephone: (512) 435-2368

ENGINEER: Longaro & Clarke (Alex Clarke)

7501 N. Capitol of Texas Highway, Bldg. A, Ste. 250

Austin, TX 78731

Telephone: (512) 306-0228

CASE MANAGER: Sue Welch Telephone: 974-3294

Sue.Welch@ci.austin.tx.us

PROPOSED DEVELOPMENT: The applicant is proposing a mixed use project consisting of 226 residential units and approximately 75,819 square feet of office use, 8,300 square feet of retail, and 3500 sq. ft. of restaurant use, parking garage and other associated improvements. The applicant requested and received approval from City Council for the Redevelopment Exception in the Barton Springs Zone per City Code Section 25-8-27 (approved 8/26/2010).

<u>APPLICANT'S REQUEST FOR MGA</u>: The applicant is requesting a 10 year permit life to a new site development permit through the Managed Growth Agreement process. A Managed Growth Agreement is intended for large, long-term projects, or other projects which have special benefits that are in the public interest. The purpose of this agreement is to provide certainty that this project will not be required to undergo design changes as a result of changes to City regulations over a long period of time. The owner feels that this

amount of time is required in order to obtain buyers for each unit and complete the project in phases. This would extend the life of the permit to May 17, 2021.

<u>SUMMARY STAFF RECOMMENDATION</u>: Staff recommends approval of the Managed Growth Agreement. The site plan complies with all requirements of the Land Development Code and is a large, long-term mixed-use project and is the first redevelopment exception in the Barton Springs Zone.

PREVIOUS ZONING AND PLATTING COMMISSION ACTION:

Not required for the approval of the MGA, managed growth agreement.

RELATED CASES:

Redevelopment Exception in the Barton Springs Zone: City Council approved (by consent) 8/26/2010.

C14-2010-0019 - Zoning and Platting Commission: On May 4, 2010 approved staff's recommendation of the zoning GR-MU (by consent 8-0). City Council approved (by consent) 8/26/2010.

C8J-2010-0106.0A – Amended Plat approved administratively and recorded on May 17, 2010.

SPC-2010-0071.MGA – Hill Country Roadway site plan with waivers, ZAP approved on May 17, 2011 with staff recommendations and eliminate building #24. ZAP also made a recommendation to City Council that the MGA be for 5 years, rather than the requested 10 years.

PROJECT INFORMATION

PROJECT INFORMATION					
Site Area	16.24 Acres	707,414 sq. ft.			
Proposed Zoning	GR-MU (C14-2010-0019)				
Jurisdiction	Full & Limited				
Watershed	Barton Creek (Edwards Aquifer Recharge Zone)				
Watershed Ordinance	Barton Springs Redevelopment Exception				
Traffic Impact Analysis	A T.I.A. has been submitted.				
Capitol View Corridor	Not In View Corridor				
Proposed Access	Loop 360 & Walsh Tarlton				
	Allowed/Required	Existing	Proposed		
Floor-to-Area Ratio	1:1	.07:1	0.675:1*		
Building Coverage	75%	7 %	34%		
Impervious Coverage	15% (SOS)	54%	54%**		
Height	40' per HCRO	63'	40'/50' w/waiver		
Number of Units (per MU)	589***		229		
Parking	817		921		
I tilling	+ - :				

^{*} requesting waiver for FAR on slopes

^{**} allowed per Redevelopment Exception in Barton Springs Zone (approved by Council on 8/26/2010)

^{***}is limited by 40% natural area per Hill Country requirements

<u>LEGAL DESCRIPTION</u>: Lot 1-A, Amended Plat of Lot 1, M-P Addition and Lot 1 Block A, Texas Commerce Bancshares Subdivision

SUMMARY COMMENTS ON SITE PLAN:

Land Use: The applicant is proposing a mixed use project consisting of 229 residential units and approximately 75,819 square feet of office use, 8,300 square feet of retail, 3500 sq. ft. of restaurant uses, parking garage and other associated improvements. The majority of the site is located within the full purpose jurisdiction, with a small area being within the City's limited purposed annexation area. The site was partially developed under the provision of a 1986 Council approved site plan (C14r-86-136 & 137) and is primarily covered with the existing (vacant) theater which will be demolished, along with parking lots, utilities, drainage and water quality facilities. There was also a previously approved 2006 site plan matching the 1986 that had 62% impervious coverage with 3 office/retail buildings (approximately 304,000 sq. ft.) and parking garages.

The site is located within a Moderate Intensity area of the Hill Country Roadway (HCR) Corridor (LDC Section 25-2-1121). The site is requesting waivers to Hill Country Roadway for LDC Section § 25-2-1123: Construction on Slopes; LDC Section § 25-2-1122, for the Floor-To-Area Ratio of a Nonresidential Building; and LDC Section § 25-2-1124, for the height of the building to exceed the requirement from 40' to 53' in a moderate intensity zone. Staff recommended approval of the waivers and the HCR site plan. The Zoning and Platting Commission moved to approve with staff recommendations and with the exclusion of Building 24 on May 17, 2011. The Commission also made a recommendation to Council that the MGA only be approved for 5 years, rather than the 10 years requested by the applicant.

The site is located within a Moderate Intensity area of the Hill Country Roadway (HCR) Corridor (LDC Section 25-2-1121). The site is requesting three waivers to Hill Country Roadway from LDC Section § 25-2-1123: Construction on Slopes; LDC Section § 25-2-1122, for the Floor-To-Area Ratio of a Nonresidential Building; and LDC Section § 25-2-1124, for the height of the building to exceed the requirement from 40' to 53' in a moderate intensity zone.

The applicant is requesting a waiver to LDC § 25-2-1123: Construction on Slopes. No buildings or parking areas shall be constructed on slopes in excess of fifteen (15%), provided, however, that building and parking structures may be located on slopes of 15-25% when the four criteria under Section 25-2-1123 and 25-8-302, "Construction on Steep Slopes" are met. The applicant is also requesting development on slopes over 25%. The slopes are primarily man-made due to the existing development and were constructed with the previous cinema site plan. That site plan was approved and constructed prior to enactment of the construction on slopes provision (old Loop 360 ordinance). The applicant is proposing to use terracing techniques, and re-vegetate the disturbed areas with native vegetation and stabilizing the slope per 25-8-032. Please see Exhibit B of the applicants' packet for additional information. Staff recommends approval of the waiver.

It should also be noted the applicant is requesting two other waivers to the Hill Country Roadway Ordinance (HCRO). One waiver to HCRO under LDC § 25-2-1122, is for the Floor-To-Area Ratio (FAR) of a Nonresidential Building. This waiver is for Building 3. HCRO limits the FAR to .10 on slopes more 15-25%, and the applicant is requesting .36. On slopes 25-35%, HCRO limits the FAR to .05 and the applicant is requesting .15; and for slopes over 35% the request is .08. These slopes are man-made due to the existing development and were constructed with the previous cinema site plan. Please see Exhibit C of the applicants' packet for additional information. Staff recommends approval of the waiver.

The last waiver is for the height of the building to exceed the requirement from 40' to 53' in a moderate intensity zone (LDC § 25-2-1124). The Land Use Commission must approve the Development Bonus, under the criteria for 25-2-1129 (see page 5 for criteria). The applicant is proposing to meet 7 of the 12 criteria (only 6 are required). The existing cinema is approximately 63 ft. Please see Exhibit D of the applicants' packet for additional information. Staff recommends approval of the waiver.

The applicant will be restoring the previously-disturbed 40% natural area per Hill Country requirements. The site will comply with compatibility standards as well as the Subchapter E Design Standards. The project will also comply with the One-Star Green Building Program and will provide a Grow Green /native landscaping program. Several neighborhood groups have expressed support of the project although there is opposition from South Bee Caves Woods Neighborhood Association.

Environmental: It is within the Barton Creek Watershed and over the Edwards Aquifer Recharge Zone. The site is proposing to be redeveloped under the Redevelopment Exception to the Barton Springs Zone (BSZRE), per Land Development Code (LDC) § 25-8-27. This section supersedes Article 12 (Save Our Springs Initiative), to the extent of conflict. This tract has approximately 54% impervious coverage that will be allowed to be retained. Redevelopment of the property includes on-site water quality controls with sedimentation/sand filtration equivalency and is proposing to mitigate its impervious cover through the purchase of off-site mitigation land per LDC §25-8-27 (I). applicant is proposing to pay approximately \$410,525 into the Barton Spring Zone Mitigation Fund to achieve this off-site land mitigation. A Redevelopment Exception to the Barton Springs Zone (per LDC§25-8-27) was approved by City Council on August 26, 2010. This site will also have an Integrated Pest Management Plan for pollution prevention and source control of pesticides and herbicides. This project will be constructed and maintained in accordance with the terms and conditions of the SOS Ordinance provisions under the Redevelopment Exception.

Transportation: A traffic impact analysis was done in conjunction with the site plan for this development, and was also reviewed by the Transportation Department and Texas Department of Transportation. The proposed mixed use development is anticipated to generate approximately 4,193 daily trips. The proposed plan will also generate 5,487 trips less than the previously-approved site plan on the property, although much of it was

never built. The applicant is proposing to take access from three existing driveways; one driveway to Capital of Texas Highway (Loop 360) and two driveways along Walsh Tarlton.

The applicant will post a pro-rata share of fiscal surety for improvements to several intersections (approximately \$71,483). The applicant will improve the existing driveway to Loop 360 per TxDOT's driveway standards to provide improved access. The applicant has also agreed to reserve 15 spaces for car-pooling vehicles and 3 spaces for COA car sharing program on the site plan, encourage flexible work schedule for workers to reduce the am/pm peak travel, and provide free bus passes to all employees who give up their parking space in the garage.

SURROUNDING CONDITIONS: Zoning/Land Use

North: LR – existing bank

East: ROW for Walsh Tarlton, then GR/LO, office & Barton Creek mall (retail)

South: LO, office building, and ROW for Hwy – Loop 360 **West:** GR/LR-CO, vacant and SF-2-CO single family residence

ABUTTING STREETS:

Street	R.O.W.	Surfacing	Classification
Loop 360	250°	2 @ 42' (each way)	Highway (MAD4)
Walsh Tarlton	80'	2 @ 24' (each way)	Arterial (MAD4)

NEIGHBORHOOD ORGANIZATIONS:

Austin Parks Foundation

Austin Neighborhood Council

Austin Monorail Project

Barton Creek North Property Owners

City of Rollingwood

League of Bicycling Voters

Homeless Neighborhood Association

Home Builders Association of Greater Austin

Real Estate Council of Austin

Save Barton Creek Association

Save Our Springs Alliance

Sierra Club, Austin Regional Group

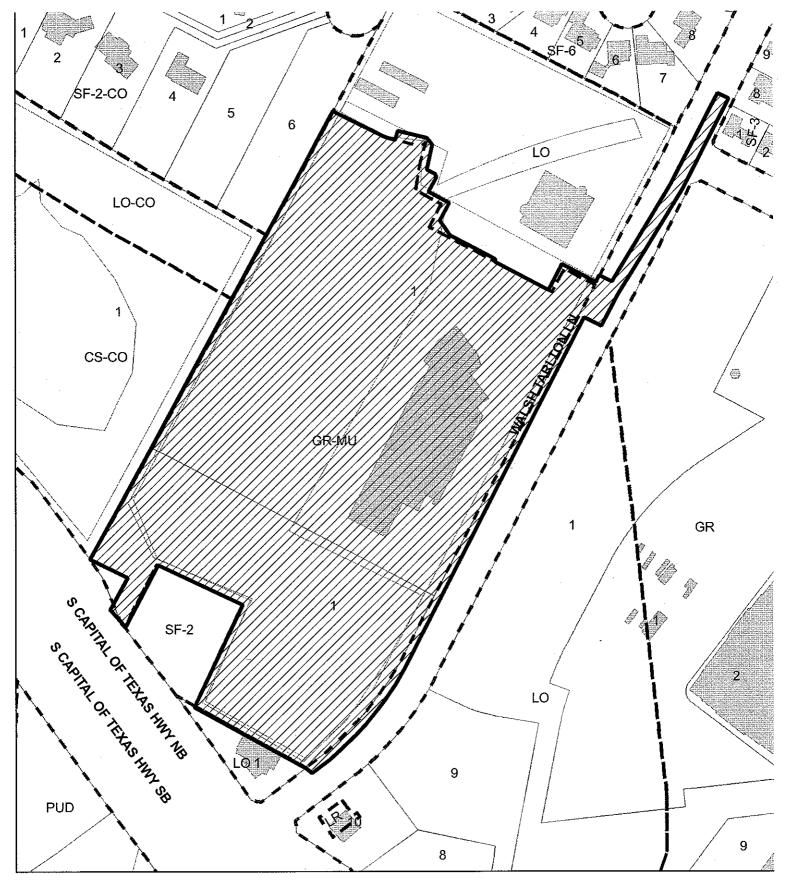
South Bee Cave Woods Neighborhood Assn.

Stoneridge Neighborhood Association

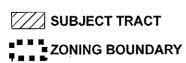
Super Duper Neighborhood Objectors and Appealers Organization

Pressure Lose 960 Zose
Related Come C&L-2009-01150A(VAC).
Ca-Re-H600H8VAC,SP-2010-01957D
MAPSOD Cad No. 790-22
MAPSOD Page No. 383,613
Izange C&MJ, CAL-2010-00950, 2000-01959
IMA Panel FRM 4845-500-45H
Zomes C&MJ, CAL-2010-0099, 2000-01959
ICEG Reductor Zone Edward Aquifer
COA Reductor Zone Edward Aquifer
Submitted Doise March 17, 2010 The state of the s Applicable Watershed Ordinasce 2007II08-121 (IDC 25.8.27)
Operating Ferralt Warre Applicable Under 25.8-27 (FIC) OP-07-10008 16/18/10 The region of the second of th 01/22/5 384/10 5. UNIV 81, TEXA CENES MANCH MICH. DECORAT THE THE ONE SET OF THE ONE SET OF THE SECTION OF THE WANTED WITH SECTION WHITE CHARLES HAVE THE SECTION. HAVES COUNT TANGFOLIATION AND MATERAL RESOURCE de yearle PLANTING AND DEVELORABLE EFFEW DEPARTMENT TAN'S COUNT DEVILONMEN FROM KINGE SPC-2010-0071C. MGA Sit plus / benzonest reservation PDRD Saga-Off and Date SOMETTED TOR APPROVAL. C8J-2009-0122.0A March 17, 2000 Project Duration SHEET 1 OF 123 REPUBIND BY. ATTACKED BY wall of the control of a 1 to 222 states and control states through in the control and estimated the states of the NAME OF CALIFORNIA WAS A WAS SELECT TO SERVICE TO SERVI NAME OF TAXABLE PARTY. THE CALLES SECTION IN THE PARTY AND ADDRESS OF PROTECTION OF CONTRACT CONTRAC B. SERENDER IN R. CONTROL OF THE WIND SOUTH OF THE STEED FILEDISE, NO ALTHOUGH OF THE COST OF ACTION TO THE TELEMEN EXAMELY IN THE STEED SOUTH OF THE STEED THE STEED SOUTH OF THE STEED 40. Inc. site mat whereart the relatione Traverse cannot acknow as process to absorpt any three into acknowing the Subsequence reasons estimate the to the rest the control of the restriction. PAGE TO CORESTS OF ALL STADS APPROVEDING ASSOCIATED WITH THE TARITOR SAY SWINNESS ALAL Tarlton 560 Townhomes SATISTICS OF THE STATE OF THE S AND COLLINGUA SHIP CO TO TO TO TO THE PARTY OF THE PA Plans for Site Improvements MINER STATE PRESSOR, ST. PS. LONGARO & CLARKE Consulting Engineers Land Development & Stormvales Management & Water Resources 70018-to Cariol of Item Hoberts - Briddog As San 2001 Aust, Iran 1823 0/83/06-0728 - veral segmentaissons - Tally Reg. No. F.3-4 Legal Description Assembal Plat of Lat IM-P Addition and Lat Block A, Ford Commerce Baracherse Subdirtion Don No. A CORREST DESCRIPTION OF A CORREST OF A CORR Bilds 1–2200 Wolds Tarlien Less Bilds 2–2250 Wolds Tarlien Less Bilds 3–2550 Wolds Tarlien Less ATTENDED FOR METERAL FIRST. A. WHITE THE UP FIRST, CHINDENTON IN SOMES MALE EST EMETER. A. A WHITE THE UP FIRST, THE PARK A A MANAGEMENT METERS A LARGEMENT METERS TON MALE MASS TON MANUEL. PROJECT LOCATION Surveyor Shopstral Professional Land Surveying 3500 McAll Lan Austra, TX 78744 (519) 443-1724 Lankeane Architect. TBG Partners 2005. Mor-Pac, Butlding II, Suite 330 Aurila, TS 746 (379) 327-1011 Owner/Developer: CRVI Loop 560 LP 501 Congistess Avenue #500 Austin, Issa: 78701 (512) 494-8510 DICK CLARK 207 WEST AB STREET AUSTIN, TEXAS 20721 TEL 342,672,445 FAX 542,472,4451 PAYATE LIT STATION DETAILS AND CALCULATIONS
CHALE BANK THAYEL LIT STATIONS DETAILS
CHALE BANK PRIVATE LIT STATION DETAILS AND CALCULATIONS
REPRICATION WATER RESEATION LINE LAYOUT FRE-CONSTRUCTION EXCHON/SEDIMENTATION CONTROL FLAN MID-CONSTRUCTION ESCHIOL/SEDIMENTATION CONTROL FLAN FOST-CONSTRUCTION EXCHON/SEDIMENTATION CONTROL FLAN STORM SEWER LINES AO, AJ, AS, AS, & AJO PROFILES STORM SEWER LINE & PROFILE Compatability cross section Demolition & utility construction phasing plan ASTEWATER PORCEMAIN A STA 3+18.35 TO EN Structural Ceneral Notes & Specifications Overall site flar erosion control 6-ther protection details water quality pond plah Water quality pond splitter box details Water quality pond wet well defails STORM SEWER LINES BY & 60 ROPILES STORM SEWER LINES C. CL. CR & C.S. PROPILES CHANNEL A FLAN & PROJICE EXISTING CONDITIONS DEAINAGE AREA HAP INTERNAL CONDITIONS DEAINAGE AREA HAF STORM SÉWEN LINES BY, B4, & B5 PROPILES PROSTON CONTROL & TREE PROTECTION NOTES Site retaining wall sections & scredule Site retaining wall sections & details Wastewater line d. e. f & g kopier Wastewater forceman h profile Wastewater line j & k profile WATER QUALITY POND PLANS WATER QUALITY POND SECTIONS & DETAILS 2 [1] SITE PLAN NOTES & CALCULATIONS SITE PLAN DETAILS 11:2 STORM SEWER LINE LAYOUT PHIVATE LIFT STATION DETAILS TRAFFIC CONTROL DETAILS TRAFFIC CONTROL PLAN LANDSCAPE SHEETS CENERAL DETAILS 6 WW6 67 WW7 68 WW6 69 TCI

01/5/15







SITE PLAN

CASE#: SPC-2010-0071C.MGA ADDRESS: 2500-2530 Walsh Tarlton

GRID:

MANAGER: Sue Welch

OPERATOR:

This map has been produced by site plan review for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.

