

ZONING CHANGE REVIEW SHEET

CASE: C814-95-0002.10

(Four Points Centre PUD Amendment #10)

Z.A.P. DATE: October 18, 2011

November 1, 2011

ADDRESS: 7013 and 7318 ½ River Place Boulevard, 11120 and 11034 Four Points Drive

OWNER/APPLICANT: New TPG-Four Points, L.P. (Tom Paradise)

ZONING FROM: PUD

TO: PUD

AREA: Tract 1: 9.953 acres

Tract 2: 5.078 acres

Tract 3: 5.360 acres

Tract 4: 18.000 acres

Total Area: 38.391 acres

SUMMARY STAFF RECOMMENDATION:

The staff's recommendation is to grant the 10th amendment to the Four Points Centre P.U.D., thereby permitting GR-MU uses for Lots 4, 5, and 6 of Block A and Lot 1 of Block C within the PUD and revising notes 46, 47, 48, 49, 50, 64, and 66 on the PUD land use plan to clarify the uses allowed on these lots within the PUD.

In addition, the staff's recommendation includes a note that shall be placed in the PUD amendment ordinance that states the following:

Transportation Section Language for ordinance:

In accordance with Part 7 of Ordinance No. 960613-O, the Four Points Centre PUD is subject to the conditions of the Traffic Impact Analysis (TIA) prepared by Carter & Burgess, Inc., as revised in February 1998 by WHM Traffic Engineers Consultants, Inc., submitted in support of the Four Points Centre PUD zoning request, and on file at the City of Austin Planning and Development Review Department (or its successor). If the completed development or uses authorized by any proposed site plan or building permit, considered cumulatively with all existing or previously authorized development or uses of the Property, generates traffic exceeding 2,943 adjusted a.m. or p.m. peak-hour trips (PHTs), then no site plan for development of the Property or any portion of the Property shall be approved or released, and no building permit for construction of a building on the Property shall be issued by the Planning and Development Review Department (or its successor). Any such change in adjusted peak hour trips shall not be construed as a minor change and shall require an ordinance of the City to authorize such change.

The Four Points Centre PUD landowner and successors and its assigns may reallocate PHT's between the Four Points Centre PUD properties by providing the City of Austin Planning and Development Review Department (or its successor) with documentation of such reallocation. Reallocation will be effective upon receipt of such notice by the City of Austin. If reallocation is made, the Four Points Centre PUD TIA Allocation Table may thereafter be appropriately revised and approved administratively with any new site plan for development or site plan correction or site plan revision to an approved site plan for development. In no event will any such reallocation be deemed to increase the development or traffic intensity of the PUD beyond 2,943 adjusted peak hour trips.

No site plan for development of the Property or any portion of the Property shall be approved and released unless the following standard note is shown on any site plan for development of the Property:

"The PUD TIA PHT Allocation Table summarizes allocation of PHT's from the PUD TIA, and any modifications of or additions thereto, as of November 1, 2011. The Four Points Centre PUD landowner and successors and its assigns may reallocate PHT's between PUD properties by providing the City of Austin Planning and Development Review Department (or its successor) with documentation of such reallocation. Reallocation will be effective upon receipt of such notice by the City of Austin. If reallocation is made, the PUD TIA Allocation Table may thereafter be appropriately revised and approved administratively with any new site plan for development or site plan correction or site plan revision to an approved site plan for development. In no event will any such reallocation be deemed to increase the development or traffic intensity of the PUD beyond 2,943 adjusted peak hour trips."

ZONING AND PLATTING COMMISSION RECOMMENDATION:

10/18/11: Postponed to November 1, 2011 at the neighborhood's request (6-0); G. Rojas, S. Baldrige.

11/01/11: Approved staff's recommendation for PUD zoning on consent (7-0); P. Baldrige-1st, G. Bourgeois-2nd, with the following additional conditions agreed to by the applicant and the neighborhood:

- 1) Lots 5 and 6 of Block A and Lot 1 of Block C shall have no Drive-In Service for Restaurant uses.
- 2) There shall be no underground storage tanks (with the exception of rainwater harvesting storage) on Lots 4, 5 and 6 of Block A and Lot 1 of Block C.
- 3) The following uses are prohibited on Lots 4, 5 and 6 of Block A and Lot 1 of Block C:
Automotive Rentals,
Automotive Repair Services,
Automotive Sales
Automotive Washing (of any type),
Bail Bond Services,
Commercial-Off Street Parking,
Exterminating Services,
Funeral Services,
Pawn Shop Services,
Service Stations
- 4) On Lots 4, 5 and 6 of Block A, Lots 4, 5 and 6 of Block B, and Lot 1 of Block C there will be a maximum allowable of 375,000 square feet of GR (retail) uses that can be allocated among these specific seven lots. The land owner, TPG-Four Points, L.P., its successor and assigns, may allocate this 375,000 square feet of GR (retail) uses among these seven lots by providing the City of Austin Planning and Development Review Department or its successor with documentation of such allocation. The 375,000 square feet of GR (retail) uses for these seven lots may not be exceeded administratively, but may only be allocated administratively.

DEPARTMENT COMMENTS:

The applicant is requesting an amendment to the Four Points Centre Planned Unit Development (PUD) to change the uses on four lots within the PUD from office use to office/retail-mixed use. The applicant proposes to amend the PUD to allow GR-MU (Community Commercial-Mixed Use Combining District) uses on Lots 4, 5 and 6 of Block A and Lot 1 of Block C within the PUD (Please see Request Letter- Attachment A). In conjunction with this request, the applicant also proposes to revise notes 46, 47, 48, 49, 50, 64, and 66 on the PUD land use plan to clarify the development standards and the uses allowed within these lots within the PUD (Please see Four Points Centre PUD Proposed Revised Notes – Attachment B).

The staff is recommending the proposed PUD amendment because the mixed-use component will allow for a combination of office, retail, and residential developments, which will provide for a greater variety and mixture of uses within the PUD. In addition, the property in question is located near the intersection of two major arterial roadways, FM 620 and FM 2222, and will provide needed services to the surrounding areas. This proposed amendment is consistent with the Four Points Centre PUD Amendment #4 that was approved by the City Council in April of 2003. Zoning case C814-95-0002.04 was a request to amend the Four Points Centre PUD to allow GR-MU (Community Commercial-Mixed Use Combining District) uses on Lots 2, 4, 5 and 6 of Block B within the PUD.

The applicant agrees with the staff recommendation.

EXISTING ZONING AND LAND USES:

	ZONING	LAND USES
<i>Site</i>	PUD	Undeveloped Lots
<i>North</i>	PUD	Undeveloped (Habitat Preserve)
<i>South</i>	PUD, R&D	Retail (Target, HEB, etc.), Office (Four Points Centre), Undeveloped (Habitat Preserve), Industrial (3M)
<i>East</i>	PUD	Undeveloped
<i>West</i>	PUD, I-RR	Multifamily (Tintara Apartments), Restaurant (Taco Cabana, McDonald's, Taco Bell), Automotive Repair (Lamb's Tire and Auto)

AREA STUDY: N/A

TIA: Waived

WATERSHED: Bull Creek

DESIRED DEVELOPMENT ZONE: Yes

CAPITOL VIEW CORRIDOR: No

HILL COUNTRY ROADWAY: Yes

NEIGHBORHOOD ORGANIZATIONS:

Austin Heritage Tree Foundation
 Austin Monorail Project
 Austin Parks Foundation
 Bull Creek Foundation
 Comanche Trail Community Association
 Courtyard Homeowner Association
 Glenlake Neighborhood Association
 Home Builders Association of Greater Austin

Homeless Neighborhood Association
 Lake Austin Collective
 League of Bicycling Voters
 Leander ISD Population and Survey Analysts
 Long Canyon Homeowners Association
 Long Canyon Phase II & LLL Homeowners Association Inc.
 Sierra Club, Austin Regional Group
 Steiner Ranch Community Association
 Super Duper Neighborhood Objectors and Appeals Organization
 The Parke HOA
 The Real Estate Council of Austin, Inc.
 2222 Coalition of Neighborhood Associations
 Volente Neighborhood Association

CASE HISTORIES:

NUMBER	REQUEST	COMMISSION	CITY COUNCIL
C14-04-0206 (7400 R.M. 620 North and 11620 Bullick Hollow Road)	I-RR to CS-MU	11/15/05: Approved staff's rec. of GR-CO zoning, with a CO to prohibit the Service Station use and a public RC to encompass the TIA recommendations., by consent (7-0, J. Martinez, J. Gohil-absent); K. Jackson-1 st , M. Hawthorne-2 nd .	12/15/05: Approved ZAP rec. of GR-CO zoning by consent (7-0); 1 st reading 1/26/06: Approved GR-CO (6-0); 2 nd /3 rd readings
C14-03-0177 (Four Points Centre-Jack Brown Site - 11500 R.R. 2222	SF-2 to CS* *Amended to GR	1/6/04: Approved GR-CO zoning, with conditions: 1) A maximum of 2,000 vehicle trips per day; 2) Prohibit the following uses: Automotive Rentals, Automotive Repair Services, Automotive Sales, Automotive Washing, Pawn Shops; Vote: (9-0); J. Martinez-1 st , J. Donisi-2 nd	2/05/04: Granted GR-CO (7-0); all 3 readings
C14-01-0058	SF-2 to GR	5/8/01: Approved GR-CO w/ trip limitation conditions maintained as per staff rec. & prohibit auto related uses (6-2, JM/RC-No)	7/19/01: Approved GR-MU-CO w/ conditions & RR (6-0) 7/19/02: Expired-No 3 rd reading (Administrative)

C14-01-0057	SF-2 to GR	5/8/01: Approved GR-CO w/ trip limitation conditions maintained as per staff rec. & prohibit auto related uses (6-2, JM/RC-No)	7/19/01: Approved GR-CO w/ conditions (6-0); all 3 readings
C14-01-0056	SF-2 to GR	5/8/01: Approved GR-CO w/ trip limitation conditions maintained as per staff rec. & prohibit auto related uses (6-2, JM/RC-No)	7/19/01: Approved GR-CO w/ conditions (6-0); all 3 readings
C14-99-2075	RR to GO	11/16/99: Approved GO, limited to 'LO' development regulations and 1,500 trips per day (8-0)	1/27/00: Approved PC rec. of GO-CO (5-0); 1 st reading 3/23/00: Approved GO-CO w/ restrictions: 1) Office size limited to 150,000, 2) Limited traffic to 1,850 TPD, 3) Limited any single tenant lease space to 75,000 sq ft (6-0, DS-out of room); 2 nd reading 6/1/00: Approved 3 rd reading (7-0)
C14-98-0236	I-RR to LI	4/6/99: Approved LI w/ conditions (8-0)	5/6/99: Approved PC rec. of LI-CO w/ conditions and provision to rollback to GR if current use ceases for more than 90 days (6-0); 1 st reading 7/1/99: Approved LI-CO w/ conditions: 1) Allow all restaurant uses, 2) Rollback to 'GR' if use ceases for more than 180 days (subj. to discussion taken at 3 rd reading) (6-0); 2 nd reading 7/15/99: Approved LI-CO w/ conditions (4-2, Griffith/ Slusher-Nay); 3 rd reading

C14-98-0225	I-RR to GR	2/2/99: Send case to CC without recommendation	3/4/99: Approved GR-MU-CO w/ conditions (6-1, DS-Nay) 7/1/99: Approved GR-MU-CO w/ conditions (5-1, DS-No); 2 nd reading 7/22/99: Approved GR-MU-Co w/ conditions (6-1, Slusher-No)
C14-98-0214	SF-2, DR to CS	3/2/99: Approved GR (comply with HCS), CS only for storage (6-2, BB/SA-Nay)	4/15/99: Approved GR-CO for entire site w/ LR uses and Automotive Sales and Automotive Repair as only GR uses & other conditions (6-0); 3 rd reading
C14-98-0027	I-SF-2 to GR	4/14/98: Approved GR-CO w/ conditions (6-2)	6/11/98: Approved PC rec. of GR-CO w/ conditions: deleted ROW dedication sue to waiver by TXDOT (6-0); 1 st reading 7/9/98: Approved GR-CO w/ conditions (7-0); 2 nd / 3 rd readings
C814-95-0002.09 (Four Points Centre PUD Amendment #9)	PUD to PUD: To amend the PUD to permit Liquor Sales use within a 6,419 sq. ft. area on Lot 1 of Block B within the PUD	8/17/10: Approved staff's recommendation to grant the PUD amendment on consent (6-0, P. Seeger-absent); D. Tiemann-1 st , G. Bourgeois-2 nd .	8/26/10: Approved the first reading of PUD zoning on consent (7-0); Spelman-1 st , Martinez-2 nd . 9/30/10: Approved PUD amendment on 2 nd /3 rd readings on consent (7-0); Spelman-1 st , Martinez-2 nd .
C814-95-0002.04 (Four Points Centre PUD Amendment #4)	PUD to PUD: To amend the PUD to allow GR-MU (Community Commercial-Mixed Use Combining District) uses on Lots 2, 4, 5 and 6 of Block B within	2/4/03: Approved staff's recommendation of PUD zoning by consent (7-0, K. Jackson, J. Martinez-absent); J. Gohil-1 st , M. Whaley-2 nd .	3/06/03: Granted PUD zoning on 1 st reading (6-0, Dunkerley-absent) 4/24/03: Approved 2 nd /3 rd readings (6-0-1 Garcia-absent)

	the PUD		
C814-95-0002 (Four Points Centre PUD Amendment #1)	PUD to PUD	12/12/95: Approved PUD revision w/ conditions (5-3)	12/14/95: Approved PUD subject to list of conditions (4-0); 1 st reading; (Public hearing closed but speakers will be allowed to speak at 2 nd /3 rd readings) 6/13/96: Approved PUD subject to conditions

RELATED CASES: C814-95-0002 (Four Points Centre PUD)

ABUTTING STREETS:

Name	ROW	Pavement	Class	Sidewalk?	Bus Route?	Bike Route?
River Place	100'	Mad 4	Arterial	No	No	No
Four Points Drive	85'	Mad 4	Arterial	No	No	Yes

CITY COUNCIL DATE: November 10, 2011

ACTION: Approved PUD zoning with the minor corrections read into the record on consent on 1st reading (7-0); B. Spelman-1st, M. Martinez-2nd. The corrections read into the record are as follows: The Transportation Section language for ordinance shall be amended to state the following:

Transportation Section Language for ordinance:

In accordance with Part 7 of Ordinance No. 960613-O, the Four Points Centre PUD is subject to the conditions of the Traffic Impact Analysis (TIA) prepared by Carter & Burgess, Inc., as revised in February 1998 by WHM Traffic Engineers Consultants, Inc., submitted in support of the Four Points Centre PUD zoning request, and on file at the City of Austin Planning and Development Review Department (or its successor). If the completed development or uses authorized by any proposed site plan or building permit, considered cumulatively with all existing or previously authorized development or uses of the Property, generates traffic exceeding 2,943 adjusted a.m. or p.m. peak-hour trips (PHTs), then no site plan for development of the Property or any portion of the Property shall be approved or released, and no building permit for construction of a building on the Property shall be issued by the Planning and Development Review Department (or its successor). Any such change in adjusted peak hour trips shall not be construed as a minor change and shall require an ordinance of the City to authorize such change.

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December 8, 2011

ACTION:

ORDINANCE READINGS: 1st 11/10/11

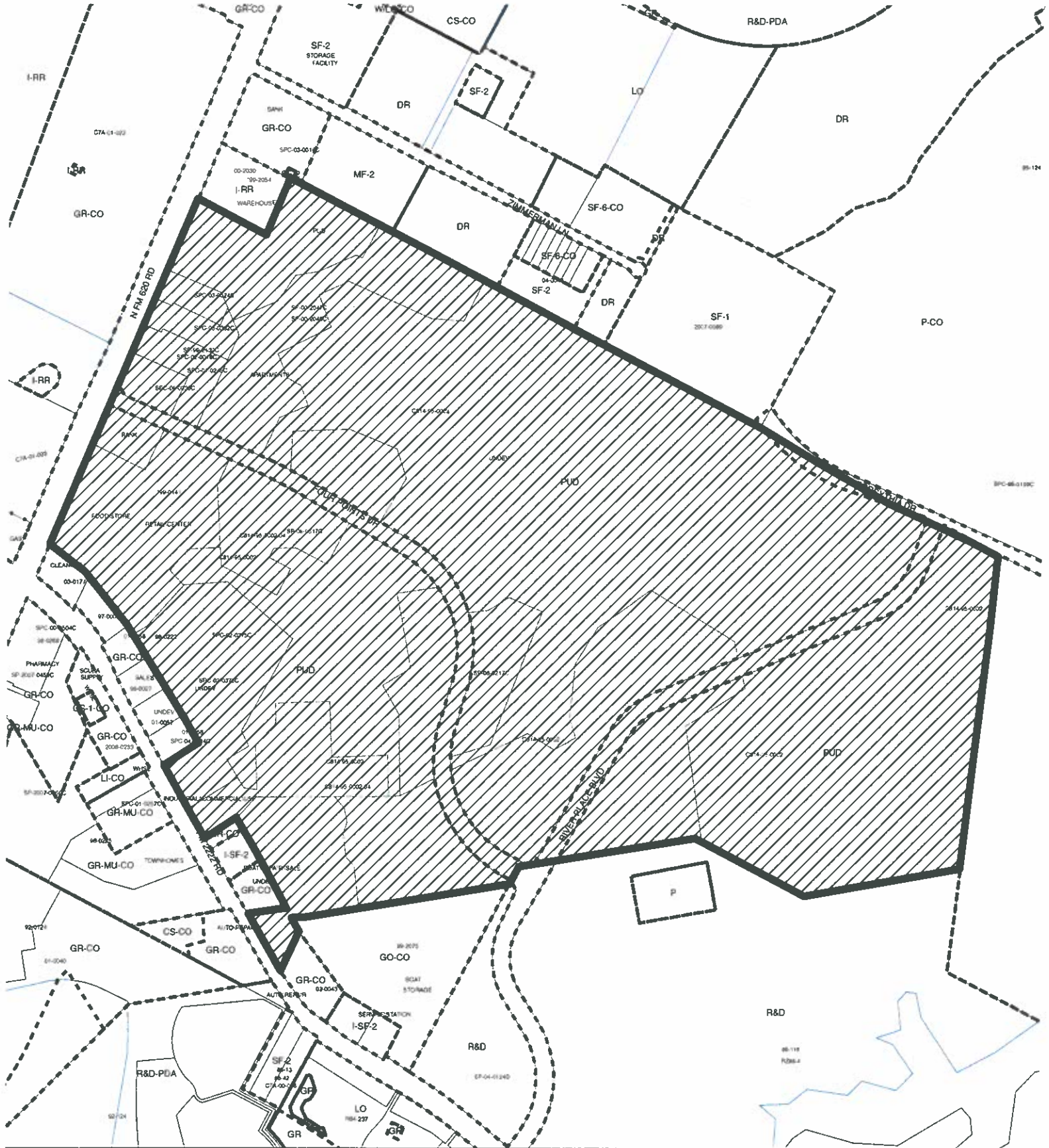
2nd

3rd




ORDINANCE NUMBER:

CASE MANAGER: Sherri Sirwaitis

PHONE: 974-3057,
sherri.sirwaitis@austintexas.org



N

-  SUBJECT TRACT
-  PENDING CASE
-  ZONING BOUNDARY

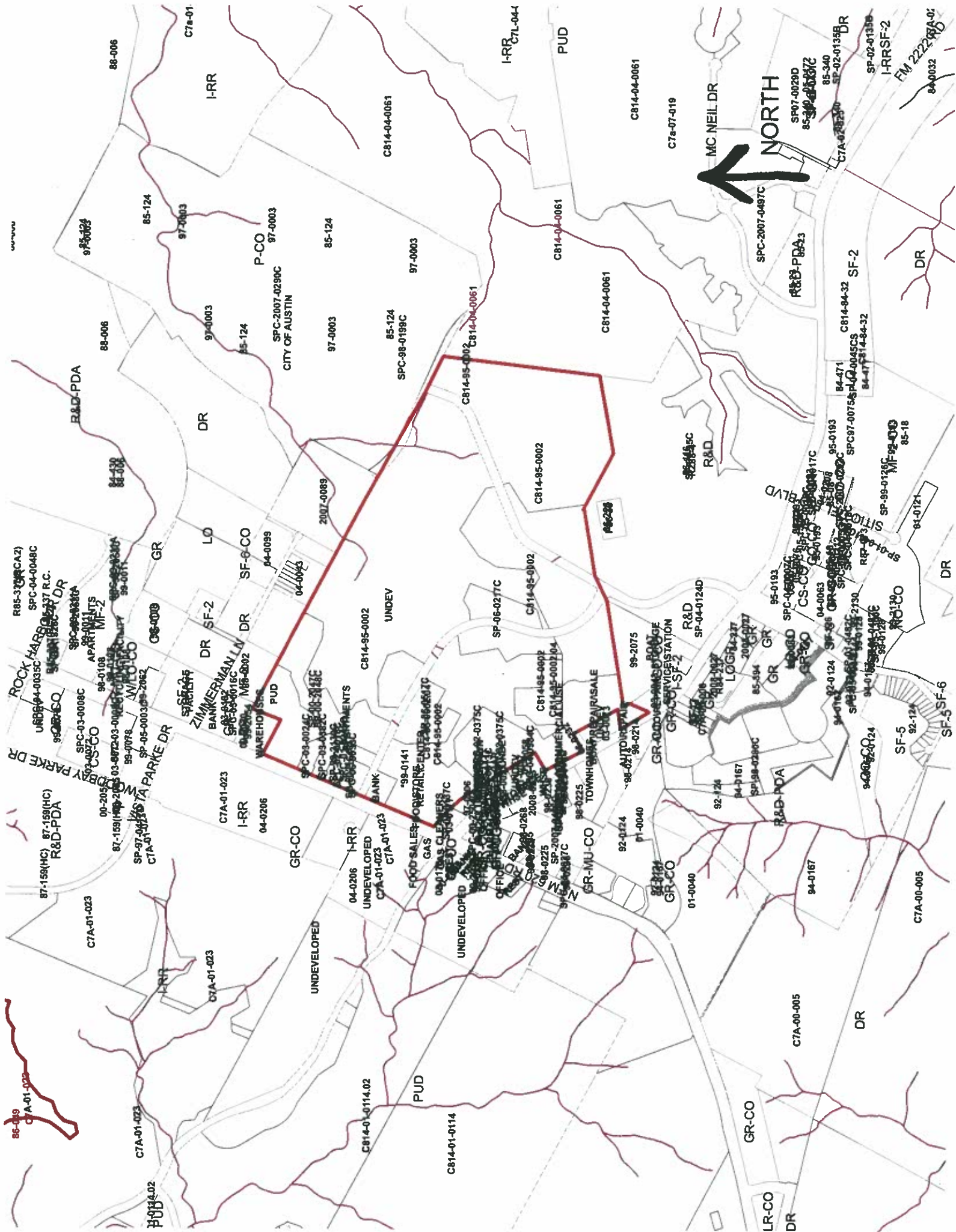
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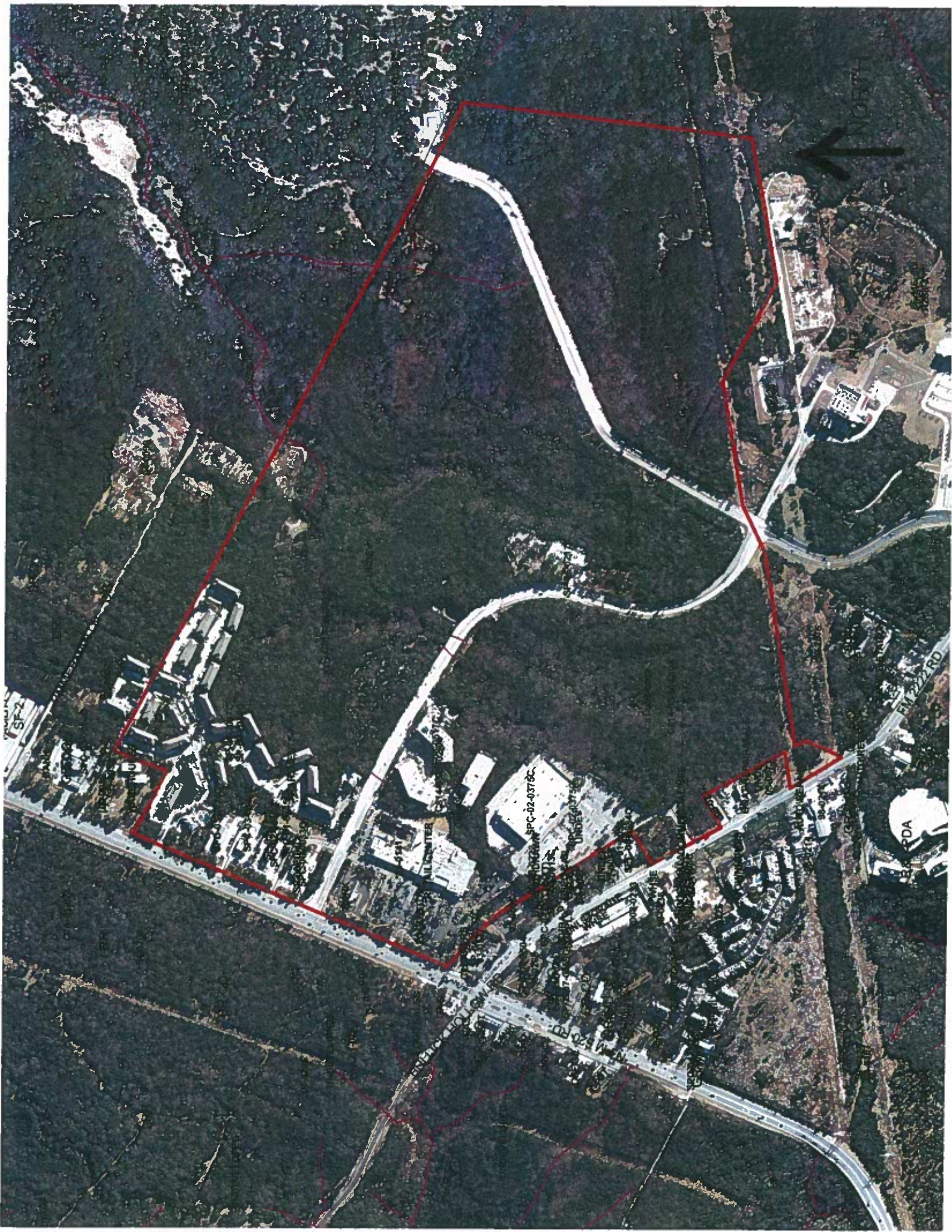
ZONING CASE#: C814-95-0002.10

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.

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







STAFF RECOMMENDATION

The staff's recommendation is to grant the 10th amendment to the Four Points Centre P.U.D., thereby permitting GR-MU uses for Lots 4, 5, and 6 of Block A and Lot 1 of Block C within the PUD and revising notes on the PUD land use plan to clarify the uses allowed on these lots within the PUD.

In addition, the staff's recommendation includes a note that shall be placed in the PUD amendment ordinance that states the following:

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In accordance with Part 7 of Ordinance No. 960613-O, the Four Points Centre PUD is subject to the conditions of the Traffic Impact Analysis (TIA) prepared by Carter & Burgess, Inc., as revised in February 1998 by WHM Traffic Engineers Consultants, Inc., submitted in support of the Four Points Centre PUD zoning request, and on file at the City of Austin Planning and Development Review Department (or its successor). If the completed development or uses authorized by any proposed site plan or building permit, considered cumulatively with all existing or previously authorized development or uses of the Property, generates traffic exceeding 2,943 adjusted a.m. or p.m. peak-hour trips (PHTs), then no site plan for development of the Property or any portion of the Property shall be approved or released, and no building permit for construction of a building on the Property shall be issued by the Planning and Development Review Department (or its successor). Any such change in adjusted peak hour trips shall not be construed as a minor change and shall require an ordinance of the City to authorize such change.

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BASIS FOR RECOMMENDATION

1. *The proposed zoning should satisfy a real public need and not provide special privilege to the owner.*

The addition of the GR-MU (Community Retail-Mixed Use Combining District) permitted uses to within the Four Points Centre PUD will provide retail services for the existing River Place residential development to the south (along River Place Boulevard) and for the multi-family residential development (Tintara Apartments) to the west of these tracts within the PUD.

The mixed-use component that is requested for Lots 4, 5 and 6 of Block A and Lot 1 of Block C, will allow for a combination of office, retail, and residential developments, which will provide for a greater variety and mixture of uses within the PUD.

2. *Zoning should promote the policy of locating retail and more intensive zoning near the intersections of arterial roadways or at the intersections of arterials and major collectors.*

The proposed GR-MU uses for the PUD are located near the intersection of two major arterial roadways, North FM 620 and FM 2222. The property is easily accessible from the River Place Boulevard and Four Points Drive, which are arterial roadways that run through the PUD development.

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

The proposed GR-MU uses within the PUD will allow for reasonable use of the property. The properties in question are adequate in size to support office-retail-mixed use development.

EXISTING CONDITIONS

Site Characteristics

The lots under consideration are currently undeveloped. These sites are located within an existing retail shopping complex located at the northeastern corner of FM 2222 and North FM 620 Road.

Environmental

No EV review comments.

The site is located over the Edward's Aquifer Recharge Zone. The site is in the Bull Creek Watershed of the Colorado River Basin, and is classified as a Water Supply Suburban Watershed by Chapter 25-8 of the City's Land Development Code.

Impervious Cover

Environmental issues at the site, including but not limited to Impervious Cover, are controlled by the Lake Austin Watershed Ordinance (Ordinance No. 840301-F), as amended by the Four Points Centre PUD Ordinance.

Site Plan/Compatibility Standards

Unless specifically exempted in the PUD ordinance, all new development will be subject to Subchapter E, Commercial Design Guidelines.

No other comments.

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 update may be required at time of site plan.

Existing Street Characteristics:

Name	ROW	Pavement	Class	Sidewalk?	Bus Route?	Bike Route?
River Place	100'	Mad 4	Arterial	No	No	No
Four Points Drive	85'	Mad 4	Arterial	No	No	Yes

Water Quality

FYI. The landowner intends to serve the development with City of Austin water and wastewater utilities. The landowner, at own expense, will be responsible for providing any water and wastewater utility improvements, offsite main extensions, utility relocations and or abandonments required by the land use. All water and wastewater utility plans must be reviewed and approved by the Austin Water Utility for compliance with City criteria. 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.



Attachment A

August 8, 2011

Frost Bank Tower
401 Congress Avenue
Suite 1850
Austin, TX 78701

www.tpgre.com

512.536.8400
Fax 512.536.8451

Mr. Greg Guernsey
Director
Planning and Development Review Department
City of Austin
505 Barton Springs Road
Austin, Texas 78704

Re: Rezoning Application/PUD Amendment ("Application")
Four Points Centre PUD ("PUD")

Dear Mr. Guernsey:

I represent TPG Four Points Land, L.P., the applicant in this Application to amend the uses set forth in the PUD.

The Application provides for Office/Retail Mixed Use on four lots, similar to the application that was made and approved in 2003. The four lots are Lots 4, 5, and 6 of Block A, and Lot 1 of Block C.

Please note the Application does not seek to change any trip limitations or site development regulations, such as impervious cover, height, F.A.R., and setbacks.

To modify the PUD Conceptual Land Use Plan to show "Office/Retail Mixed Use" for the four lots, Note 66 will need to be modified to add the four lots at the very beginning of that Note. Because Hotel use is a permitted retail use, there is no need to have "Hotel" on the Conceptual Land Use Plan or within the notes and, therefore, Notes 47 and 64 also should be modified to eliminate "Hotel" from the list of uses within those notes. Similarly, the Plan should be modified to eliminate "Garden Office" as the label for Lot 5, Block A. Finally, the Plan and notes will need to clarify that a research and development use may not be on the same lot as a residential use, for Lot 6, Block A and Lot 1, Block C.

There may be other changes to the Conceptual Land Use Plan and Table, all of which will be consistent with this request.

I want to emphasize that the Application is not seeking an increase in any traffic-related provision set forth in the PUD, and that the land use modification being sought will simply allow for continued development of the Four Points property according to the development standards and regulations set forth in the PUD.

Mr. Greg Guernsey
August 8, 2011
Page Two

As you are reviewing the enclosed Application, please feel free to give me a call at (512) 536-8400 so that we can answer any questions or provide you with any additional information.

Sincerely,

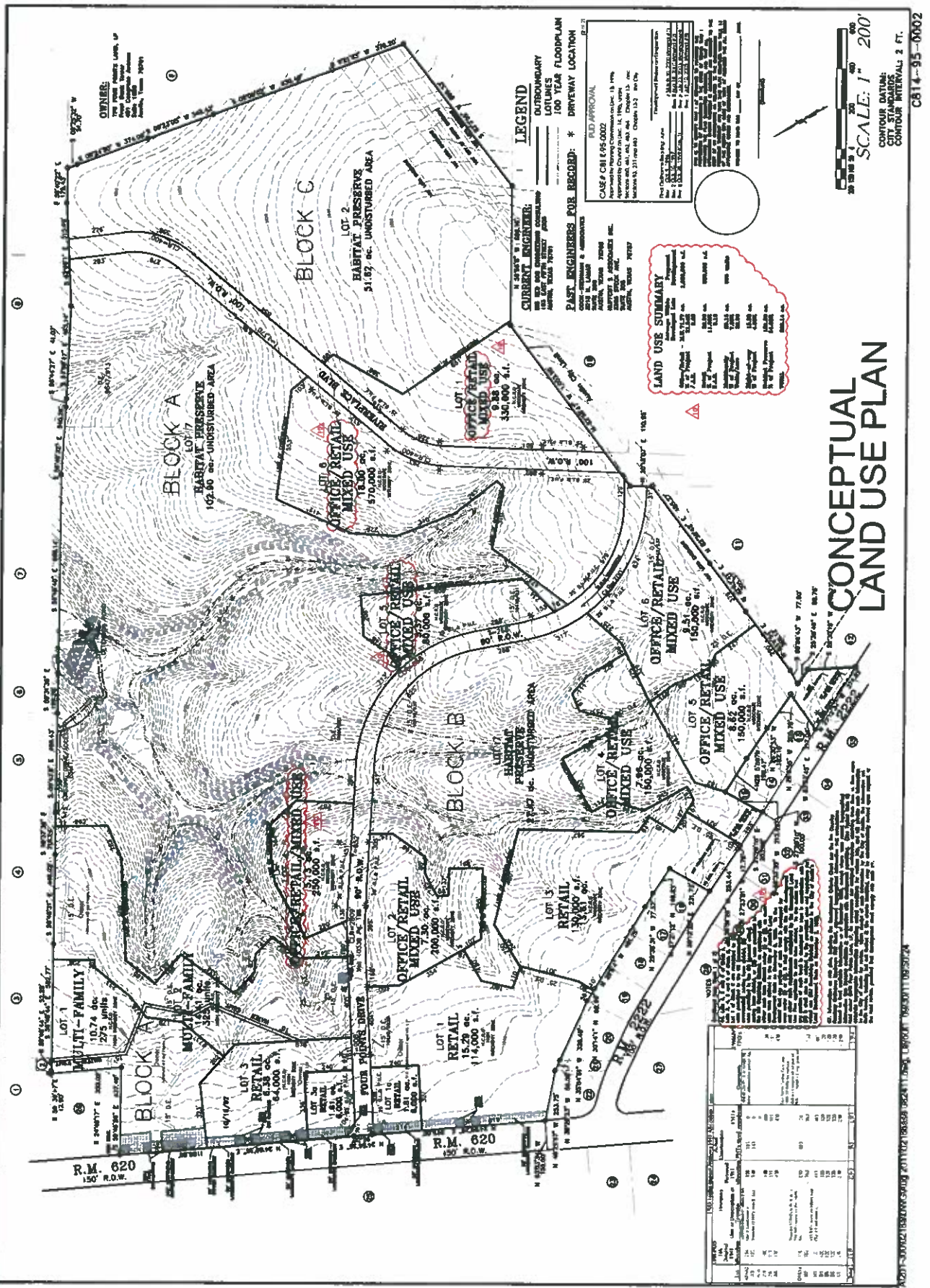
TPG Four Points Land, L.P.



Tom Paradise
Vice President

Enclosure

cc: Mr. Tom Ricci
Mr. Robert Kane



CONCEPTUAL LAND USE PLAN

FOUR POINTS CENTRE

CONCEPTUAL LAND USE PLAN
LAND USE PLAN NOTES AND TABULATIONS

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PAUL LINDH & ASSOCIATES

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TYPICAL NOTES

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Date		Time		Place		Remarks	
1900	10	10	10	10	10	10	10
1900	11	11	11	11	11	11	11
1900	12	12	12	12	12	12	12
1900	13	13	13	13	13	13	13
1900	14	14	14	14	14	14	14
1900	15	15	15	15	15	15	15
1900	16	16	16	16	16	16	16
1900	17	17	17	17	17	17	17
1900	18	18	18	18	18	18	18
1900	19	19	19	19	19	19	19
1900	20	20	20	20	20	20	20
1900	21	21	21	21	21	21	21
1900	22	22	22	22	22	22	22
1900	23	23	23	23	23	23	23
1900	24	24	24	24	24	24	24
1900	25	25	25	25	25	25	25
1900	26	26	26	26	26	26	26
1900	27	27	27	27	27	27	27
1900	28	28	28	28	28	28	28
1900	29	29	29	29	29	29	29
1900	30	30	30	30	30	30	30
1900	31	31	31	31	31	31	31

Development of Cinema

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MSI Country Readiness or Distance Calculations				MSI Country Readiness or Distance Calculations			
Intercontinent AI Calculations				Intercontinent LAC Calculations			
Dist. to A	Lat	Long	Cont	Dist. to A	Lat	Long	Cont
1	39.00	98.00	NA	1	39.00	98.00	NA
2	38.00	97.00	NA	2	38.00	97.00	NA
3	37.00	96.00	NA	3	37.00	96.00	NA
4	36.00	95.00	NA	4	36.00	95.00	NA
5	35.00	94.00	NA	5	35.00	94.00	NA
6	34.00	93.00	NA	6	34.00	93.00	NA
7	33.00	92.00	NA	7	33.00	92.00	NA
8	32.00	91.00	NA	8	32.00	91.00	NA
9	31.00	90.00	NA	9	31.00	90.00	NA
10	30.00	89.00	NA	10	30.00	89.00	NA
11	29.00	88.00	NA	11	29.00	88.00	NA
12	28.00	87.00	NA	12	28.00	87.00	NA
13	27.00	86.00	NA	13	27.00	86.00	NA
14	26.00	85.00	NA	14	26.00	85.00	NA
15	25.00	84.00	NA	15	25.00	84.00	NA
16	24.00	83.00	NA	16	24.00	83.00	NA
17	23.00	82.00	NA	17	23.00	82.00	NA
18	22.00	81.00	NA	18	22.00	81.00	NA
19	21.00	80.00	NA	19	21.00	80.00	NA
20	20.00	79.00	NA	20	20.00	79.00	NA
21	19.00	78.00	NA	21	19.00	78.00	NA
22	18.00	77.00	NA	22	18.00	77.00	NA
23	17.00	76.00	NA	23	17.00	76.00	NA
24	16.00	75.00	NA	24	16.00	75.00	NA
25	15.00	74.00	NA	25	15.00	74.00	NA
26	14.00	73.00	NA	26	14.00	73.00	NA
27	13.00	72.00	NA	27	13.00	72.00	NA
28	12.00	71.00	NA	28	12.00	71.00	NA
29	11.00	70.00	NA	29	11.00	70.00	NA
30	10.00	69.00	NA	30	10.00	69.00	NA
31	9.00	68.00	NA	31	9.00	68.00	NA
32	8.00	67.00	NA	32	8.00	67.00	NA
33	7.00	66.00	NA	33	7.00	66.00	NA
34	6.00	65.00	NA	34	6.00	65.00	NA
35	5.00	64.00	NA	35	5.00	64.00	NA
36	4.00	63.00	NA	36	4.00	63.00	NA
37	3.00	62.00	NA	37	3.00	62.00	NA
38	2.00	61.00	NA	38	2.00	61.00	NA
39	1.00	60.00	NA	39	1.00	60.00	NA
40	0.00	59.00	NA	40	0.00	59.00	NA
41	0.00	58.00	NA	41	0.00	58.00	NA
42	0.00	57.00	NA	42	0.00	57.00	NA
43	0.00	56.00	NA	43	0.00	56.00	NA
44	0.00	55.00	NA	44	0.00	55.00	NA
45	0.00	54.00	NA	45	0.00	54.00	NA
46	0.00	53.00	NA	46	0.00	53.00	NA
47	0.00	52.00	NA	47	0.00	52.00	NA
48	0.00	51.00	NA	48	0.00	51.00	NA
49	0.00	50.00	NA	49	0.00	50.00	NA
50	0.00						

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Source: *Journal of American Studies*, 14, 1980, pp. 1-20. Reprinted by permission of Cambridge University Press.

Four Points Centre P.U.D.
Proposed Revised Notes

46. Office uses on any portion of any lot~~The office tracts shown hereon~~ are limited to those uses permitted in the GO (general office) zoning base district as they existed on December 5, 1995.
47. Retail uses on any portion of any lot~~The hotel and retail tracts shown hereon~~ are limited to those uses permitted in the GR (community commercial) zoning base district as they existed on December 5, 1995.
48. ~~Note deleted—The research and development (R&D) tracts shown hereon are restricted to the following uses: (i) research assembly services, (ii) research services, (iii) research testing, (iv) research warehousing services, and (v) uses permitted in the general office (GO) zoning base district, as these uses were defined in the City of Austin's Land Development Code on December 5, 1995. To the extent any such tract is developed for uses under (i), (ii), (iii), and (iv), it shall comply with Notes 49 and 50, and to the extent that any such tract is developed for uses under (v), it shall comply with Note 51.~~
49. Research assembly services, research services, research testing, and/or research warehousing services uses on any portion of any lot~~Development of the research and development (R&D) tracts~~ will comply with the Planned Area Development Performance Standards as outlined in § 13-2-269 of the Land Development Code, as such standards existed on December 5, 1995.
50. ~~Note deletedThe research and development (R&D) tracts shall be subject to the regulations which are listed in the Development Criteria Table on Sheet 1 of 2 of this PUD Land Use Plan.~~
64. Notes 45 through 49~~48~~ are amended to permit the following: each of the Office/Retail/Mixed Use~~office, hotel, retail, and research and development (R&D)~~ tracts shown hereon may be used, in whole or in part, for (i) office, retail, and/or residential uses, (ii) research assembly services, research services, research testing, and/or research warehousing services uses, or (iii) any less intense commercial and/or industrial uses. ~~Less intense commercial and/or industrial use shall be determined as to each such tract based on the use shown hereon for each such tract,~~ as defined in the City of Austin's Land Development Code on December 5, 1995. ~~If~~To the extent any portion of any~~such~~ tract shown hereon is used for research assembly services, research services, research testing, and/or research warehousing services uses, that portion of such tract may not have developed for a residential use and shall comply with Note 49. Development of all such tracts~~less intense use, it shall comply with the site development and other requirements established by this Conceptual Land Use Plan for the uses that occur thereon~~such less intense use.
66. Lots 4, 5 and 6 of Block A, Lots 2, 4, 5 and 6 of Block B, and Lot 1 of Block C~~shown hereon~~ are restricted to (i)~~1~~ uses permitted in the GR (community commercial) zoning

base district, (ii) uses permitted in the GO (general office) zoning base district, (iii) uses permitted in the MU Combining District, as combined with either such base district under (i) or (ii), as such uses were defined in the City of Austin's Land Development Code on December 5, 1995. To the extent that any portion of such tract is developed for uses under (i) or (ii), it shall comply with the site development and other such requirements established by the Conceptual Land Use Plan applicable to such base district. To the extent that any portion of such tract is developed for uses in combination with (iii), it shall also be subject to the permitted uses and regulations for mixed use (MU Combining District) as defined in the City of Austin's Land Development Code on December 5, 1995.

Land Use Map Labels and Summary Table: Delete "Hotel" (Lot A-4), "Garden Office" (Lot A-5), and "Research Development/Office" (Lots A-6 and C-1); replace with "Office/Retail/Mixed Use."

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

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: C814-95-0002.10

Contact: Sherri Sirwaitis, 974-3057

Public Hearing: Oct 18, 2011, Zoning and Platting Commission
Nov 10, 2011, City Council

Lyle Grimes

Your Name (please print)

11350 Four Points Dr, Austin, TX

Your address(es) affected by this application

[Signature]

Signature

Date

Daytime Telephone: 512 704 7760

Comments: Traffic, there are already several built office buildings that are vacant ~~on~~ on Four Points Dr. The change would just add more vacant buildings; ~~add~~

☐ I am in favor
☒ I object

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

City of Austin
Planning & Development Review Department
Sherri Sirwaitis
P. O. Box 1088
Austin, TX 78767-8810

PUBLIC HEARING INFORMATION

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Case Number: C814-95-0002.10

Contact: Sherri Sirwaitis, 974-3057

Public Hearing: Oct 18, 2011, Zoning and Platting Commission

Nov 10, 2011, City Council

Elvis Grimes

Your Name (please print)

11350 Four Points Dr #1228 Austin TX 78724

Your address(es) affected by this application

[Signature]

Signature

10/21/11

Date

Daytime Telephone: 512-704-7760

Comments:

We already have 1 complete shopping center in front of Target empty and an additional office space on four points with only 1 business in it and 2 or 3 additional empty buildings. Please do not bulldoze beautiful green area when we have existing space ~~empty~~ empty.

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

City of Austin

Planning & Development Review Department

Sherri Sirwaitis

P. O. Box 1088

Austin, TX 78767-8810

Agreement Between

2222 CONA and Thomas Properties Group

Four Points Centre PUD Amendment 10

The requested amendment seeks to change the uses on four lots within the PUD from office use to office/retail-mixed use. To achieve this change, the applicant is proposing to amend the PUD to allow GR-MU uses on Lots 4, 5, and 6 of Block A and Lot 1 of Block C.

The following represents the parties' agreement:

1. Lots 5 and 6 of Block A and Lot 1 of Block C shall be subject to the following restrictions:
 - A. Drive-in or drive-through facilities are prohibited for restaurants only; other drive-in or drive-through facilities are permitted.
2. Lots 4, 5, and 6 of Block A and Lot 1 of Block C shall be subject to the following restrictions:
 - A. Except for rainwater collection, underground storage tanks are prohibited.
 - B. The following uses as defined in the City of Austin Land Development Code are prohibited:
 - a. Automotive rentals;
 - b. Automotive repair or service;
 - c. Automotive sales;
 - d. Automotive washing (of any type);
 - e. Bail bond services;
 - f. Commercial off-street parking;
 - g. Exterminating services;
 - h. Funeral services;
 - i. Pawn shop services;
 - j. Service stations.
3. A total of 375,000 square feet of space for retail uses may be allocated among Lots 4, 5, and 6 of Block A, Lots 4, 5, and 6 of Block B, and Lot 1 of Block C. The landowner (TPG Four Points Land, LP, its successors and assigns) may allocate this 375,000 square feet of space for retail uses among these seven (7) lots by providing the City of Austin Planning and Development Review Department (or its successor department) with documentation of such allocation. The 375,000 square feet of space for retail uses among these seven lots may not be exceeded without an ordinance of the City to authorize such change, but the 375,000 square feet of space for retail uses may be allocated administratively among Lots 4, 5, and 6 of Block A, Lots 4, 5, and 6 of Block B, and Lot 1 of Block C.

These items will be accomplished by incorporation into the PUD amendment ordinance and Land Use Plan.