



## **ENVIRONMENTAL BOARD MEETING MINUTES**

**Wednesday, January 18, 2012**The Environmental Board convened in a public hearing meeting on Wednesday, January 18, 2012, at City Hall Council Chambers, 301 W. Second Street, Austin, Texas 78701

Board Members in Attendance:

**Bob Anderson, Robin Gary, Mary Gay Maxwell, Mary Ann Neely, James Schissler & Jennifer Walker**

Staff in Attendance:

- **Bart Jennings**
- **Bob Gedert**
- **Brad Jackson**
- **Chuck Lesniak**
- **David Johns**
- **Erin Wood**
- **Jana Atkinson**
- **Jean Drew**
- **Kelly Gagnon**
- **Marilla Shepherd**
- **Matt Hollon**
- **Mike Personett**
- **Thais Perkins**

### **CALL TO ORDER**

The Environmental Board meeting was called to order by Vice Chair Robin Gary at 6:05 p.m.

#### **1. CITIZEN COMMUNICATIONS: GENERAL**

**There were no citizens signed up to speak under item 1.**

**There were 6 citizens signed up to speak on agenda items:**

- **item 6a - Margaret Scott**
- **item 6a - Mayor Dave Claunch**
- **item 6a - Stephen Brolliba**
- **item 6b - Andrew DeVilling**
- **item 6b - Johanna Viteri**
- **item 6b - Ronnie Volkening**

2. APPROVAL OF MINUTES AND ACTION ITEMS

Approve the minutes of the Environment Board regular meeting on December 7, 2011.

**The minutes were approved on Board members James Schisslers' motion and Board members Jennifer Walkers second. Board member Mary Gay Maxwell was off the dais and Board member Marisa Perales absent. [Vote 5-0-2]**

3. 10 MINUTES OF CONTINUING EDUCATION

State of Our Environment Report – Erin Wood, Watershed Protection Department

**This item was conducted as posted.**

**Board member Bob Anderson suggested that he would like to see more information about Austin's Colorado River in the next State of Our Environment report.**

4. PUBLIC HEARINGS

a. **Name:** Steiner Ranch Apartments/ SP-2011-0200D

**Applicant:** Crocker Consultants (Sarah Crocker agent)

**Location:** 4800 Steiner Ranch Blvd.

**Staff Reviewer:** Brad Jackson, Planning and Development Review Department

**Ordinance:** Comprehensive Watershed Ordinance, as amended by the Steiner Ranch Subdivision Settlement Agreement

**Watershed:** Bear West (Lake Austin) Watershed (Water Supply Rural) Drinking Water Protection Zone

**Request:**

1. To allow cut up to a maximum of 20 feet. (LDC 25-8-341)

2. To allow fill over 4 feet but not to exceed 16 feet. (LDC 25-8-342)

**Recommended with conditions.**

**Recommendation approved on Board Member Schissler' motion and Board member Bob Anderson's second vote 6-0-1. See attached motion.**

5. ACTION ITEM

a. Jean Drew, Watershed Protection Department

1. Recommend approval of an ordinance consenting to the creation of the proposed Pilot Knob Municipal Utility Districts 1-5 ("MUDs") subject to adoption of an ordinance approving a strategic partnership agreement between the City and each MUD.

**Recommended with conditions.**

**Recommendation approved on Board Member Schissler' motion and Board member Bob Anderson's second vote 6-0. See attached motion.**

2. Recommend approval of an ordinance consenting to the creation of the proposed Southeast Travis County Municipal Utility Districts 1-4("MUDs") subject to adoption of an ordinance approving a strategic partnership agreement between the City and each MUD

**Recommended with conditions.**

**Recommendation approved on Board Member Schissler' motion and Board member Robin Gary's second vote 6-0-1. See attached motion.**

#### 6. STAFF BRIEFINGS AND POSSIBLE ACTION

- a. Recommend approval for the City Manager to negotiate and execute an amendment to the wholesale wastewater service agreement between the City of Austin and the City of West Lake Hills allowing wholesale wastewater service to be provided to new commercial development located within the City of West Lake Hills without increasing the level of service specified in the agreement. Chuck Lesniak, Watershed Protection Department.

**Not Recommended approved on Board Member Mary Ann Neely's motion and Board member Robin Gary's second vote 6-2-1. See attached motion.**

- b. Briefing on Single Use Carryout Bags Ordinance – An Ordinance amending City Code Chapter 15-6 phasing in prohibition of single-use carryout bags within the city limits; providing exemptions; and establishing a limited duration surcharge. Bob Gedert, Austin Resource Recovery Director

**This item was conducted as posted. Chair Mary Gay Maxwell requested to convene the Water Quality Regulations Committee which consists of Board members Mary Ann Neely, Chair, Robin Gary and Jennifer Walker, to discuss further the proposed ordinance and to prepared a recommendation for Board approval at the February 1, 2012 Board meeting.**

- c. Monthly Report on Environmental Commissioning for the Water Treatment Plant No. 4 Jollyville Transmission Main – Thais Perkins and David Johns, Watershed Protection Department

**This item was conducted as posted.**

#### 7. OLD BUSINESS AND REPORTS

- 1) Update on the Joint Environmental/Parks Board Subcommittee – Mary Gay Maxwell, Mary Ann Neely, and Jennifer Walker.

**Board members Mary Ann Neely and Mary Gay Maxwell reported on this item. The next meeting is scheduled for February 6, 2012.**

- 2) Urban Growth Policy Committee – Mary Gay Maxwell, James Schissler, P. E., and Marisa Perales

**Board member Mary Gay Maxwell reported on this item. The next Watershed Protection Ordinance meeting is on January 20, 2012.**

- 3) Water Treatment Plant #4 Committee – Mary Gay Maxwell, Chair, Bob Anderson, & Mary Ann Neely.  
**Board member Mary Gay Maxwell proposed to convene a WTP4 committee within the next 2 weeks.**
- 4) Development Committee – Bob Anderson, Chair, Mary Gay Maxwell, Marisa Perales, & James Schissler.  
**Board member Bob Anderson reported on this item. The next meeting is scheduled for January 31, 2012 from 2:00 p.m. to 4:00 p.m.**
- 5) Water Quality Regulations Committee – Mary Ann Neely, Chair, & Robin Gary.  
**The Environmental Board requested to convene a WQR Committee meeting to discuss Single Use Carryout Bags Ordinance.**
- 6) Watershed Protection Budget Committee – Mary Gay Maxwell, & Bob Anderson.  
**No report this week.**
- 7) Reports from Board representative to other committees.  
**No reports this week.**
8. **NEW BUSINESS** - Future agenda items  
**None.**
9. **ADJOURNMENT**  
**Chair Mary Gay Maxwell adjourned the meeting at 10:00 p.m.**



## ENVIRONMENTAL BOARD MOTION 092111 5b

Date: January 18, 2012

Subject: **Steiner Ranch Apartments SPC-2011-0200D**

Motioned By: James Schissler

Seconded By: Bob Anderson

### RECOMMENDATION:

The Environmental Board recommends **approval with conditions** of variance:

1. To allow cut up to a maximum of 20 feet. (LDC 25-8-341)
2. To allow fill over 4 feet but not to exceed 16 feet. (LDC 25-8-342)

### Staff Conditions

1. All areas of disturbance outside of the landscaped entrance drive will be revegetated with native grasses. Additionally, slope of 3:1 or greater near the BCP shall be stabilized with soil retention blankets per City specifications.
2. The applicant/developer shall plant 1000 inches of native trees within the development.

Vote 6-0-0-1

For: Anderson, Maxwell Neely, Gary, Schissler and Walker

Against: None

Abstain: None

Absent: Perales

Approved By:

Mary Gay Maxwell, Environmental Board Chair



## ENVIRONMENTAL BOARD MOTION 011812-5a1

Date: January 18, 2012

Subject: Recommend approval of an ordinance consenting to the creation of the proposed Pilot Knob Municipal Utility Districts 1-5 ("MUDs") subject to adoption of an ordinance approving a strategic partnership agreement between the City and each MUD.

Motioned By: James Schissler

Seconded By: Bob Anderson

### Recommendation

The Environmental Board recommends **approval with conditions** of an ordinance consenting to the creation of the proposed Pilot Knob Municipal Utility Districts 1-5 ("MUDs") subject to adoption of an ordinance approving a strategic partnership agreement between the City and Pilot Knob MUD.

### Staff Conditions:

As provided in backup information see attachment.

### Board Conditions:

The Environmental Board receives a copy of the substantially complete ordinance that is presented to City Council backup at the same time or prior to City Council.

### Rationale

1. The intent of discussions is admirable but there is no substitute for oversight and public buy-in
2. The agreements will allow the City to have greater control over the development of land in the City of Austin Extra Territorial Jurisdiction.

Vote 6-0-0-1

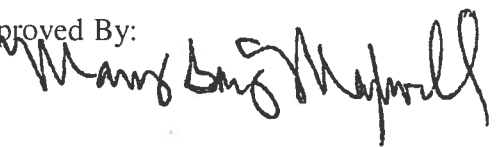
For: Anderson, Gary, Maxwell, Neely, Schissler, and Walker

Against:

Abstain: None

Absent: Perales

Approved By:

A handwritten signature in black ink, appearing to read "Mary Gay Maxwell". The signature is written in a cursive, flowing style with a large initial "M".

Mary Gay Maxwell, Environmental Board Chair



## ENVIRONMENTAL BOARD MOTION 011812-5a2

Date: January 18, 2012

Subject: Southeast Travis County MUD

Motioned By: James Schissler

Seconded By: Robin Gary

**Recommendation:**

The Environmental Board recommends **approval with conditions** of an ordinance consenting to the creation of the proposed Southeast Travis County Municipal Utility Districts 1-4("MUDs") subject to adoption of an ordinance approving a strategic partnership agreement between the City for Southeast Travis County MUD.

**Staff Conditions:** As provided in backup information.

**Board Conditions:** The Environmental Board receives a copy of the substantially complete ordinance that is presented to City Council backup at the same time or prior to City Council

**Rationale:**

1. The agreements will allow the City to have greater control over the development of land in the City of Austin Extra Territorial Jurisdiction.

Vote 6-0-0-1

For: Anderson, Gary, Maxwell, Neely, Schissler and Walker

Against: None

Abstain: None

Absent: Perales

Approved By:

Mary Gay Maxwell, Environmental Board Chair





## ENVIRONMENTAL BOARD MOTION 011812-6a

Date: January 18, 2012

Subject: West Lake Hills Wholesale Wastewater Agreement

Motioned By: Mary Ann Neely

Seconded By: Robin Gary

### Recommendation:

The Environmental Board recommends **disapproval** for the City Manager to negotiate and execute an amendment to the wholesale wastewater service agreement between the City of Austin and the City of West Lake Hills allowing wholesale wastewater service to be provided to new commercial development located within the City of West Lake Hills without increasing the level of service specified in the agreement

### Rationale

1. The 2005 revised agreement was reached by careful deliberations of a stakeholder group.
2. The allocation given to West Lake Hills was to allow current residential and commercial customers to connect to services.
3. Changing the agreement would and could take away the allocation to the current customers.

Vote 4-2-0-1

For: Gary, Maxwell, Neely, and Walker

Against: Anderson and Schissler

Abstain: None

Absent: Perales

Approved By:

Mary Gay Maxwell, Environmental Board Chair