

**Grant, Jennifer**

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**From:** Mark Knapp [REDACTED]  
**Sent:** Wednesday, September 14, 2011 3:57 PM  
**To:** CLMD Land Management  
**Subject:** F#8957-1109

Today I received a letter from your office that I don't understand and seems woefully incomplete as a basis for making any decision. I could be wrong, but it appears you want to build an electric substation and a chilled water cooling plant on the block of land indicated. There is no information on what this will look like, how tall it will be, why it needs to be built, or why it needs to be built here. I recall several years ago we were told that as soon as the construction materials that are there now are gone, that that property would be restored to its natural form—trees and grass. A patch of green like that is needed in a city place that is otherwise covered with concrete. East Ave. is the only way out of the Towers of Town Lake so we have to go by that property every day. So I guess you can count me as having an objection until I find out more about what's planned, when, and why.

Mark Knapp  
40 N. IH35, PC2  
Austin, Texas 78701

9/15/2011

**Grant, Jennifer**

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**From:** [REDACTED]  
**Sent:** Wednesday, September 14, 2011 6:34 PM  
**To:** CLMD Land Management  
**Subject:** DOWNTOWN ELECTRIC SUBSTATION DEVELOPMENT PLAN-----STRONGLY OBJECT!!!  
DEAR SIR/MADAM,

As property owner of nearby house, We Strongly object to the development of a electric substation in the downtown area bounded by River Street, I-35, and East Avenue. (F#8957-1109- Right of Way Vacation)

Having such facility in our area will greatly affect the property value in a currently desirable area to live, (direct correlation to tax revenue decrease)not to mention unwanted construction/maintenance vehicle traffic on already congested streets.

Thank you for your attention.

Concerned resident.

[REDACTED]

9/15/2011

**Grant, Jennifer**

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**From:** Catherine Chen [REDACTED]  
**Sent:** Wednesday, September 14, 2011 6:57 PM  
**To:** CLMD Land Management  
**Subject:** objection to newly planned electric substation in Downtown area!  
**Importance:** High

DEAR Ms. Grant,

We are writing, as property owner of nearby house to Strongly object to the development of a electric substation in the downtown area bounded by River Street, I-35, and East Avenue. (F#8957-1109- Right of Way Vacation)

Thank you for your attention.

Concerned resident.  
Catherine Chen  
[REDACTED]

9/15/2011

**Grant, Jennifer**

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**From:** al and jean sander [REDACTED]  
**Sent:** Thursday, September 15, 2011 12:30 PM  
**To:** Lazarus, Howard; Leffingwell, Lee; Morrison, Laura; Martinez, Mike [Council Member]; CLMD Land Management; Cole, Sheryl  
**Cc:** RNABoard RNABoard  
**Subject:** Sonny Poole  
Albert A Sander Jr  
40 North I-H 35 #10A2  
Austin, Texas 78701

9-14-2011

Mr. Sonny Poole,

I object to the use of the land on East Avenue for an electric substation for the following reasons:

The entire Rainey Street neighborhood has evolved since this plan was originally developed into a high density residential area

The location is in close proximity to the Waller Creek project and would not compliment the Master plan for Waller Creek

This is the main entrance to the M.A.C.C. and it would not be fitting to have a structure of this type at the entrance

This structure does not fit into the master plan the City has developed for the area

We have lived with this area as a staging area for construction companies and I have the commitment from the City to stop this use and return the area to a natural space once the Brazos project is complete

This project would have negative effect on my property values

When will a public hearing be held on the project?

Al Sander  
512-215-0947

9/15/2011

**Grant, Jennifer**

**From:** [REDACTED]  
**Sent:** Thursday, September 15, 2011 2:06 PM  
**To:** CLMD Land Management  
**Cc:** Lazarus, Howard; Leffingwell, Lee; Morrison, Laura; Martinez, Mike [Council Member]; Riley, Chris; bill.spellman@ci.austin.tx.us; Cole, Sheryl; Tovo, Kathie  
**Subject:** Right of way vacation notice for portion of East Ave F#8957-1109  
**Importance:** High  
**Attachments:** Legal Disclaimer

Mr. Sonny Poole,

I object to the use of the land on East Avenue for an electric substation for the following reasons:

The entire Rainey Street neighborhood has evolved since this plan was originally developed into a high density residential area

The location is in close proximity to the Waller Creek project and would not compliment the Master plan for Waller Creek

This is the main entrance to the M.A.C.C. and it would not be fitting to have a structure of this type at the entrance

This structure does not fit into the master plan the City has developed for the area

We have lived with this area as a staging area for construction companies and I have the commitment from the City to stop this use and return the area to a natural space once the Brazos project is complete

This project would have negative effect on my property values  
I live and have lived at 54 Rainey St. for almost 5 years.

Rusty Tally, CIMA®  
Sr. Vice President - Investments  
Wealth Advisor  
Advisory and Brokerage Services

UBS Financial Services Inc. | The Tally Group  
98 San Jacinto Blvd., Suite 600  
Austin, TX 78701

(512) 542-7530 direct  
(877) 542-7530 toll-free  
(855) 558-9431 toll-free fax

[REDACTED]  
[www.ubs.com/team/thetallygroup](http://www.ubs.com/team/thetallygroup)

**Grant, Jennifer**

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**From:** Trecia Roberts [REDACTED]  
**Sent:** Thursday, September 15, 2011 2:39 PM  
**To:** Lazarus, Howard; Leffingwell, Lee; Morrison, Laura; Martinez, Mike [Council Member]; CLMD Land Management; Cole, Sheryl  
**Cc:** 'RNAboard RNAboard'  
**Subject:** Electric Sub Station

September 15, 2011

Tom and Trecia Roberts

40 North IH 35 #12C1

Austin, TX 78701

Dear Mr. Poole,

We have lived at the Towers of Town Lake for the past 15 years and have seen the Rainey Street neighborhood evolve over the years into a high density residential area and most recently into a bar destination similar to 6<sup>th</sup> Street. I know that the plan to locate the electric substation on the specified piece of land was made before all the new development and construction began in the area. We urge you to reconsider your plan for the substation for the land on East Avenue for the following reasons:

1. This is the only street leading to the main entrance of the M.A.C.C. which is a very positive addition to the neighborhood. Having a substation at the beginning of the entrance does not make sense, either aesthetically or logistically. By no means does it fit into the master plan that the city has laid out for the development of the Rainey Street area.
2. It does not enhance the nearby Waller Creek Project in any way and is not appropriate for an area that is being developed to bring visitors to Waller Creek.
3. The land is now being used as a staging area for City construction companies and after 2 years of conversations with the City, we do have a commitment from the City that after the Brazos project is completed the area will be returned to a natural space. We can only trust that the City will do what they have promised! The noise, dust, truck traffic, and driving hazards that have existed for the past few years has been devastating to the community.
4. A substation at this location will be an eye sore for the entire community and will negatively affect property values in the area.

When will we be notified of the public hearing regarding this electric substation project?

Trecia Roberts

512 477-2920

9/15/2011

**Muraida, Chris**

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**From:** Dave Reedy [REDACTED]  
**Sent:** Thursday, September 15, 2011 8:44 PM  
**To:** CLMD Land Management  
**Subject:** right of way vaduation

Re: F#8957-1109

I am a neighboring property owner and I am opposed to this right of way vacation.

David Reedy  
I H 35 #4B4  
Austin, Tx  
Towers of Town Lakes

**Muraida, Chris**

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**From:** Angela Hovis [REDACTED]  
**Sent:** Friday, September 16, 2011 9:03 AM  
**To:** Poole, Sonny  
**Cc:** Leffingwell, Lee; Martinez, Mike [Council Member]; CLMD Land Management; Morrison, Laura; Cole, Sheryl; Lazarus, Howard  
**Subject:** Re: Sonny Poole

Dear Mr. Poole,

I live at 54 Rainey Street and am writing to voice my objections to the use of the land on East Avenue for an electric substation:

- We now have a beautiful Mexican American Cultural Center and four (soon to be five) high rise residences in the neighborhood. These neighborhood improvements make the location of a substation no longer appropriate to our setting - especially with Waller Creek project also finally taking shape.
- The city's vision for Rainey Street District is not consistent with such a structure. And as the area continues to improve in this fragile economy, we need all the help we can get to make our District as beautiful and downtown proud as we can.
- The city has promised us that this land would be returned to a natural space once they are finished with the Brazos St. project.
- The substation would have a negative effect on all the property values (and therefore local taxes) for the entire Rainey Street District.

Please let me know if there will be a public hearing on the project.

Thank you for your help.

Angela Hovis  
[REDACTED]

9/16/2011



# George H. Russell

1401 19<sup>th</sup> Street

Huntsville, Texas 77340

936.295.5767 Telephone

936.294.0233 Fax

17 September 2011

Ref: F#8957-1109

By Fax: 512-974-7088

I object very strongly to the "Right-of-Way Vacation proposed adjacent to

THE TOWERS OF TOWN LAKE

An electrical substation would have the following extremely damaging effects:

1. Cause serious health problems for all residents living in the Towers in close proximity to the Sub-Station due to the extremely high levels of EMF Radiation that would be emitted.
2. Cause a very serious decrease in property values on any nearby property, especially THE TOWERS OF TOWN LAKE.
3. Be an eyesore that would detract from the beauty of the area around Town Lake and its green belts.
4. Cost THE CITY OF AUSTIN a serious loss in tax revenue due to decreased property values.

For the above and other reasons not listed in this letter, I pray that THE CITY OF AUSTIN reject with prejudice any attempt to change the status of the subject public property to allow it to become a public health and welfare nuisance.

George H. Russell

CC: Towers of Town Lake Fax: 512-477-5096

Sept 17, 2011

Jennifer Grant  
Office of Real Estate Services

I received your registered letter today regarding the right-of-way vacation dated September 12, 2011.

Please refer to the protest sent to you by Al Sander of the Lower of Town Lake. I agree with Mr. Sander and understand that your office has made some modification to meet his protest. I feel Mr. Sander's protest and the modifications you offered as a result are more appropriate to your request. Please keep me informed of future plans for this property, as I do not believe your initial proposal is in the best interest of the owners of the surrounding property.

Copy: Al Sander

Johnnie Clarke  
12271 Cort Real - 2404  
Dallas TX 75244

**Grant, Jennifer**

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**From:** Tibor Ruff [REDACTED]  
**Sent:** Saturday, September 17, 2011 12:01 PM  
**To:** CLMD Land Management  
**Subject:** proposed electric substation on East Ave

Dear Ms. Jennifer Grant:

Thank you for your notification regarding the Austin Energy proposal for the electric substation.

We purchased our condominium 5 years ago. At that time there was much excitement about how the city of Austin would increase the density of downtown by encouraging redevelopment of neglected neighborhoods including the Rainey Street area, the waterfront, the Waller Creek and East Austin.

We spent money on redesigning the condo unit we bought and waited for the changes in downtown. The recession brought a halt to new construction; the city allowed bars into Rainey Street which is more like reproducing 6th Street than upgrading the street and we watched with dismay the dust and the construction debris pile up day after day on the block that Austin Energy now proposes to convert permanently into an industrial looking area. We understood from the City that the plan was to change the lot in question into a park... at least that is what we were told about a year ago when the area homeowners protested to the City about the mess of the construction storage site.

We doubt that our investment in our condominium was a very good one. We feel tricked by the rhetoric of the City "fathers" about the plans to turn Austin into a vibrant downtown centered urban environment. It is time for the City to step up and help the homeowners in improving our district. We think an electric substation will just make potential owners recoil at the idea of living in this area.

We also agree with the objections raised by the Rainey Neighborhood Association. Hoping that the City will consider our reservations,  
your truly,

Cynthia and Tibor Ruff,

Towers of Town Lake, 40 N IH35, Apt 9D1, Austin, TX 78701 (Tel:512 947 4612)

Barbara Allen Wedel  
40 North IH35, Apt. 12A2  
Austin, TX 78701-4377

September 19, 2011

City of Austin  
Contract and Land Management Dept.  
Real Estate Services Division  
505 Barton Springs Rd.  
Suite 1350  
Austin, Texas 78704

Attention: Jennifer Grant

In regard to the proposal for the Right of Way Vacation, I am against its purchase for the building of an electric substation in this area. There is already too much traffic and too many residential high rise apartments to add this building.

Incidentally, you addressed this notification both to me and to my late husband, Alfred Wedel, who died on November 28, 2003.

Most sincerely,  
Barbara R. Allen

**Grant, Jennifer**

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**From:** Bill Farrell [REDACTED]  
**Sent:** Monday, September 19, 2011 2:58 PM  
**To:** Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Tovo, Kathie; Morrison, Laura; Spelman, William; Cole, Sheryl; Poole, Sonny; CLMD Land Management  
**Subject:** East Avenue - electric substation - OBJECTION

*Mr. Sonny Poole,*

*I object to the use of the land on East Avenue for an electric substation for the following reasons:*

*The entire Rainey Street neighborhood has evolved since this plan was originally developed into a high density residential area.*

*The location is in close proximity to the Waller Creek project and would not compliment the Master plan for Waller Creek.*

*This is the main entrance to the M.A.C.C. and it would not be fitting to have a structure of this type at the entrance.*

*This structure does not fit into the master plan the City has developed for the area.*

*We have lived with this area as a staging area for construction companies and have the commitment from the City to stop this use and return the area to a natural space once the Brazos project is complete.*

*This project would have negative effect on my property values. I live and have lived at 54 Rainey St. for almost 3 years.*

**Bill  
Farrell**

**54 Rainey St # 311  
Austin, TX 78701**

**Grant, Jennifer**

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**From:** Dave Hildebrand [REDACTED]  
**Sent:** Monday, September 19, 2011 3:05 PM  
**To:** CLMD Land Management  
**Subject:** No electric substation on East Avenue!!!!

To whom it may concern,

I object to the use of the land on East Avenue for an electric substation for the following reasons:

The entire Rainey Street neighborhood has evolved since this plan was originally developed into a high density residential area.

The location is in close proximity to the Waller Creek project and would not compliment the Master plan for Waller Creek.

This is the main entrance to the M.A.C.C. and it would not be fitting to have a structure of this type at the entrance.

This structure does not fit into the master plan the City has developed for the area.

We have lived with this area as a staging area for construction companies and have the commitment from the City to stop this use and return the area to a natural space once the Brazos project is complete.

This project would have negative effect on my property values. I live and have lived at 54 Rainey St. for almost 4.5 years.

Please consider these points.

Thanks,

Dave Hildebrand

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**Dave Hildebrand**  
**VP, Engineering**  
**SailPoint Technologies**

**c 512.971.6754**  
[REDACTED]

**Grant, Jennifer**

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**From:** stacey stein [REDACTED]  
**Sent:** Monday, September 19, 2011 3:44 PM  
**To:** Poole, Sonny  
**Cc:** Martinez, Mike [Council Member]; Tovo, Kathie; Morrison, Laura; Spelman, William; Cole, Sheryl; CLMD Land Management; Leffingwell, Lee; Riley, Chris  
**Subject:** Proposed Electrical Substation on East Avenue  
Mr. Poole,

I object to the use of the land on East Avenue for an electric substation for the following reasons:

- The entire Rainey Street neighborhood has evolved since this plan was originally developed into a high density residential area,
- The location is in close proximity to the Waller Creek Tunnel project and would not compliment the Master Plan for Waller Creek,
- This is the main entrance to the M.A.C.C. and it would not be fitting to have a structure of this type at the entrance,
- This structure does not fit into the Master Plan the City has developed for the area,
- I have lived with this locale as a staging area for construction companies and have the commitment from the City to stop this type of use and return the area to a natural space once the Brazos Project is complete,
- This project would have a negative effect on my property values.

I live at 54 Rainey Street and have lived at this location for nearly five years.

I appreciate your consideration of this objection.

Sincerely,

Stacey Vesterfelt Stein  
Owner, Milago Condominiums

9/19/2011

**Grant, Jennifer**

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**From:** Mickey Johnson [REDACTED]  
**Sent:** Monday, September 19, 2011 3:45 PM  
**To:** Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Tovo, Kathie; Morrison, Laura; Spelman, William; Cole, Sheryl; Poole, Sonny; CLMD Land Management  
**Subject:** Electrical Substation in the Rainey Street District

Mr. Sonny Poole,

I object to the use of the land on East Avenue for an electric substation for the following reasons:

The entire Rainey Street neighborhood has evolved since this plan was originally developed into a high density residential area.

The location is in close proximity to the Waller Creek project and would not compliment the Master plan for Waller Creek.

This is the main entrance to the M.A.C.C. and it would not be fitting to have a structure of this type at the entrance.

This structure does not fit into the master plan the City has developed for the area.

We have lived with this area as a staging area for construction companies and have the commitment from the City to stop this use and return the area to a natural space once the Brazos project is complete.

This project would have negative effect on my property values. I live and have lived at 54 Rainey St. for almost 6 years.

Mickey Johnson  
54 Rainey St. #310  
Austin, TX 78701

9/19/2011



**Grant, Jennifer**

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**From:** Lois Langsweirdt [REDACTED]  
**Sent:** Monday, September 19, 2011 7:35 PM  
**To:** Poole, Sonny  
**Cc:** Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Tovo, Kathie; Morrison, Laura; Spelman, William; Cole, Sheryl; CLMD Land Management  
**Subject:** Electric Substation Right of Way Vacation Notice F#8957-1109

*Mr. Sonny Poole, Mr. Mayor and Esteemed Council Members:*

*I object to the use of the land on 47 East Avenue for an electric substation for the following reasons:*

*The entire Rainey Street neighborhood has evolved since this plan was originally developed into a high density residential area.*

*The location is in close proximity to the Waller Creek project and would not compliment the Master plan for Waller Creek.*

*This is the main entrance to the M.A.C.C. and it would not be fitting to have a structure of this type at the entrance.*

*This structure does not fit into the master plan the City has developed for the area.*

*I have lived with this area as a staging area for construction companies and have the commitment from the City to stop this use and return the area to a natural space once the Brazos project is complete.*

*This project would have negative effect on my property values. I live and have lived at 54 Rainey St. for 5 years now.*

*Thank you for your consideration of this objection.*

*Lois Langsweirdt  
54 Rainey St.  
Austin, TX 78701.*

9/20/2011

**Grant, Jennifer**

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**From:** Daron Allen [REDACTED]  
**Sent:** Monday, September 19, 2011 9:43 PM  
**To:** Poole, Sonny  
**Cc:** Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Tovo, Kathie; Morrison, Laura; Spelman, William; Cole, Sheryl; CLMD Land Management; tltorbert@aol.com  
**Subject:** Objection to Electric Sub Station on East Ave.  
**Importance:** High  
Mr. Sonny Poole,

I am writing to formally object to the use of the land on East Avenue for an electric substation for the following reasons:

1. The entire Rainey Street neighborhood has evolved (since this plan was originally developed) into a high density residential area.
2. The location is in close proximity to the Waller Creek project and would not compliment the Master plan for Waller Creek.
3. This is the main entrance to the M.A.C.C. and it would not be fitting to have a structure of this type at the entrance.
4. This structure does not fit into the master plan the City has developed for the area.

We have lived with this area as a staging area for construction companies and have the commitment from the City to stop this use and return the area to a natural space once the Brazos project is complete.

This project would have negative effect on my property values. I currently live, and have lived, at 54 Rainey St. since 2007.

Please take serious consideration in matter.

Thanks!

**Daron Allen - President / CEO**

**M - 817-296-2150** [REDACTED]

**F - 877-837-1212**

[www.vfp.us](http://www.vfp.us)



[www.vfpsalesfusion.com](http://www.vfpsalesfusion.com)

**Grant, Jennifer**

**From:** Joan Lowe [REDACTED]  
**Sent:** Monday, September 19, 2011 11:09 PM  
**To:** CLMD Land Management  
**Subject:** Public Notice of Right of Way Vacation  
Attention: Jennifer Grant

This is in response to your certified mail letter dated September 13, 2011, regarding the following:

F#8957-1109 – Right-of-Way Vacation being a portion of East Avenue bounded on the North by River Street, the East by Interstate 35, adjacent to 55 East Avenue, to be used as part of an electric substation development plant that could potentially have a chilled water cooling plant integrated into the design.

I vehemently object to the proposed vacation on the property now used as a city dump. Over the past two to three years, we have been told repeatedly that the dump would be removed but nothing has been done about it. The dump as well as the proposed electric substation with chilled water cooling plant are both unsightly and undesirable in a high-rise residential neighborhood and will ultimately reduce the value of surrounding property. A small green public area would be a welcome addition for that property.

Joan C. Lowe  
40 North Interstate 35, 6C4  
Austin, Texas 78701

9/20/2011

**Grant, Jennifer**

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**From:** Kristi Morgan [REDACTED]  
**Sent:** Tuesday, September 20, 2011 8:49 AM  
**To:** Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Tovo, Kathie; Morrison, Laura; Spelman, William; Cole, Sheryl; Poole, Sonny; CLMD Land Management  
**Cc:** drweitz@me.com  
**Subject:** Electric Substation

Dear Mr. Poole, Mayor, and City Council:

We object to the use of the land on East Avenue for an electric substation for the following reasons: 1) The entire Rainey Street neighborhood has evolved into a high density residential area since this plan was originally developed; 2) The location is in close proximity to the Waller Creek project and would not compliment the Master plan for Waller Creek; 3) This is the main entrance to the M.A.C.C., and it would not be fitting to have a structure of this type at the entrance; 4) This structure does not fit into the master plan the City has developed for the area.

We have lived with this area as a staging area for construction companies and have the commitment from the City to stop this use and return the area to a natural space once the Brazos project is complete.

This project would have negative effect on our property value, and as such we request that you reconsider using the land for an electric substation.

Sincerely,

Mark Weitz & Kristi Morgan (Milago Condominium)

**Grant, Jennifer**

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**From:** Vikki Nicholas [REDACTED]  
**Sent:** Tuesday, September 20, 2011 10:52 AM  
**To:** Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Tovo, Kathie; Morrison, Laura; Spelman, William; Cole, Sheryl; Poole, Sonny; CLMD Land Management; Deb Elder  
**Subject:** Resident Objection - East Ave Electric Substation

Mr. Sonny Poole,

I strongly object to the use of the land on East Avenue for an electric substation for the following reasons:

- This structure does not fit into the master plan the City has developed for the area.
- We have lived with this area as a staging area for construction companies and have the commitment from the City to stop this use and return the area to a natural space once the Brazos project is complete.
- The entire Rainey Street neighborhood has evolved into a high density residential area since this plan was originally developed.
- The location is in close proximity to the Waller Creek project and would not compliment the Master plan for Waller Creek.
- This is the main entrance to the M.A.C.C. and it would not be fitting to have a structure of this type at the entrance.
- This project would have negative effect on my property values. I live and have lived at 54 Rainey St. for almost 6 years.

Once you carefully consider these facts, I think everyone will agree that an electric substation clearly does not belong on East Avenue.

Thank you

Vikki Nicholas

Resident 54 Rainey Street

**Grant, Jennifer**

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**From:** james casale [REDACTED]  
**Sent:** Tuesday, September 20, 2011 2:06 PM  
**To:** CLMD Land Management  
**Subject:** Opposition to Proposed Electric Substation

To whom it may concern:

My wife and I have been a resident of Milago Condominiums (54 Rainey Street) for the past two years. Since moving in, we have dealt with the constant noise of the bulldozers moving materials from the proposed Electric Substation site. We vehemently object to the proposed plan for the electrical substation for the following reasons:

- We moved to this area because of the master plan adopted by the City. This construction is totally at odds with this plan.
- The location is in close proximity to the Waller Creek project and would not compliment the Master plan for Waller Creek. Simply put, the station would be an eyesore.
- We have lived with this area as a staging area for construction companies and have the commitment from the City to stop this use and return the area to a natural space once the Brazos project is complete.
- This project would have a negative effect on my property values.

We are highly motivated to see this proposed construction halted and kindly request your support for our efforts.

Cordially,

James Casale  
Resident at 54 Rainey Street, Milago Condominiums, Apt 811

9/20/2011

**Grant, Jennifer**

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**From:** Amy Campbell [REDACTED]  
**Sent:** Tuesday, September 20, 2011 4:14 PM  
**To:** Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Tovo, Kathie; Morrison, Laura; Spelman, William; Cole, Sheryl; CLMD Land Management  
**Subject:** East Avenue Electric Substation

I object to the use of the land on East Avenue for an electric substation for the following reasons:

- The entire Rainey Street neighborhood has evolved since this plan was originally developed into a high density residential area
- The location is in close proximity to the Waller Creek Project and would not compliment the Master Plan for Waller Creek
- This is the main entrance to the M.A.C.C. and it would not be fitting to have a structure of this type at the entrance
- This structure does not fit into the master plan the City has developed for the area
- We have lived with this area as a staging place for construction companies and have the commitment from the City to stop this use and return the area to natural space once the Brazos Project is complete

This project would have negative effect on my property values. I live and have lived at 54 Rainey St. for almost 3 years.

Cordially,

Amy and Ray Baca  
Milago Homeowner

9/21/2011

**Grant, Jennifer**

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**From:** Ana Maria Cope [REDACTED]  
**Sent:** Tuesday, September 20, 2011 4:15 PM  
**To:** Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Tovo, Kathie; Morrison, Laura; Spelman, William; Cole, Sheryl; Poole, Sonny; CLMD Land Management  
**Subject:** Electric Substation

Mr. Sonny Poole:

We object to the use of the land on East Avenue for an electric substation for the following reasons:

- The entire Rainey Street neighborhood has evolved since this plan was originally developed into a high density residential area.
- The location is in close proximity to the Waller Creek project and would not compliment the Master plan for Waller Creek.
- This is the main entrance to the M.A.C.C. and it would not be fitting to have a structure of this type at the entrance.
- This structure does not fit into the master plan the City has developed for the area.
- We have lived with this area as a staging area for construction companies and have the commitment from the City to stop this use and return the area to a natural space once the Brazos project is complete.

This project would have negative effect on my property values. I live and have lived at 54 Rainey St. for almost 5 years.

Ana and Johnny Cope  
Milago Unit 607

9/21/2011



**Grant, Jennifer**

**From:** Don Wold, PhD [REDACTED]  
**Sent:** Tuesday, September 20, 2011 6:42 PM  
**To:** Leffingwell, Lee; CLMD Land Management; Poole, Sonny; Riley, Chris; Martinez, Mike [Council Member]; Tovo, Kathie; Morrison, Laura; Spelman, William; Cole, Sheryl  
**Cc:** Deb Elder  
**Subject:** East Avenue Electric Substation

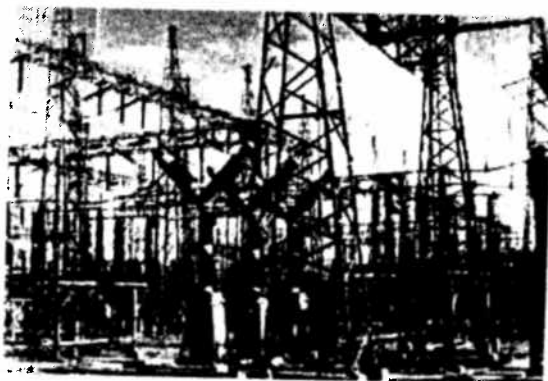
Dear Mayor Leffingwell:

Please stop this project.

I strongly object to the proposed electric substation for a number of reasons, probably all of which you have heard before if any of the residents in the nearby community have responded to it. My wife and I have lived at the Milago, 54 Rainey Street, for some five years. We have seen the community change for the better over that time. We were attracted to it because of its proximity to the lake and downtown as well as its distance from industry. We are pleased about the prospects for the area, hoping that it's original attractiveness will be preserved. The city Master Plan for Waller Creek will enhance the area, actually exponentially enhance it. It is unnecessary to rehearse the positive benefits here; they are well known. I applaud the city council for the master plan as it will not only beautify the area but will pay off economically and socially.

To consider putting an electric substation in the midst of the Waller Project is absurd. It is the antithesis of an improvement. We do not like to see power lines anywhere near our residence, never mind a substation! The proposed electric substation can only have a deleterious effect on home and business values in the area, not to mention the fact that it would be flat out ugly.

Would you want to put this project next to your home? In your neighborhood?



Cordially,

--

Don Wold, PhD

9/21/2011

**Grant, Jennifer**

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**From:** Holly Huddleston [REDACTED]  
**Sent:** Tuesday, September 20, 2011 9:15 PM  
**To:** Poole, Sonny  
**Cc:** Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Tovo, Kathie; Morrison, Laura; Spelman, William; Cole, Sheryl; CLMD Land Management  
**Subject:** Electric Substation on East Ave.

*Mr. Sonny Poole,*

*I object to the use of the land on East Avenue for an electric substation for the following reasons:*

- *The entire Rainey Street neighborhood has evolved since this plan was originally developed into a high density residential area.*
- *The location is in close proximity to the Waller Creek project and would not compliment the Master plan for Waller Creek.*
- *This is the main entrance to the M.A.C.C. and it would not be fitting to have a structure of this type at the entrance.*
- *This structure does not fit into the master plan the City has developed for the area.*
- *We have lived with this area as a staging area for construction companies and have the commitment from the City to stop this use and return the area to a natural space once the Brazos project is complete.*
- *This project would have negative effect on my property values. I live and have lived at 54 Rainey St. for almost 3 years.*

-Holly Huddleston

9/21/2011

**Grant, Jennifer**

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**From:** Tom Collins [REDACTED]  
**Sent:** Tuesday, September 20, 2011 9:31 PM  
**To:** CLMD Land Management  
**Cc:** Zan Ray

**Subject:** Proposed Substation at the intersection of River East and Lambie Street, Austin, Texas

Zan Ray and I, H. Thomas Collins, own a condominium at The Towers of Town Lake, 40 North I H 35 Unit 5d4, Austin, Texas.

Both of us are opposed to the construction of the proposed substation.

Reasons for this opposition is as follows:

The proposed construction of the referenced electrical substation raises certain questions in our minds as follows:

1. What are the long term health effects to occupants of the surrounding residences in close proximity to the proposed substation?
2. Is the City's existing commitment to return the area to its natural state now null and void? and
3. What about the existing large diameter trees that are on the property? Will these trees be removed in violation of the existing City Ordinances?

Discussion:

1. The following web site address indicates some of the research that has been done on the effects of "Living Near Power Lines" and is indicative of the possible increased health effects of constructing and operating a substation in this area close to occupied structures. <<http://www.emwatch.com/PowerLines.htm>> Additionally, substations are not hazardous because they are substations. It is because they are surrounded by electromagnetic fields that the equipment and cables they contain produce, that they have to be treated with caution. Measured electromagnetic fields such as those produced by substations have been associated with health effects such as cancer, depression, dementia, infertility, miscarriage, heart problems, etc. <<http://www.powerwatch.org.uk/elf/substations.asp>>
2. Does the City of Austin plan on forgetting about the commitment is has to return the area that has for so many years for a marshaling yard for construction work to its natural state?
3. The City of Austin has existing Tree Ordinances in place that specifically state

**"What size trees are protected?**

A protected size tree is determined by measuring the tree trunk at 4 feet above ground. This is commonly known as DBH (diameter at breast height). The tree, within the Austin city limits, is protected once it reaches 8 inches in diameter (19 inches at a single family home). Diameter =

Circumference / 3.1416 and Circumference = Diameter X 3.1416."

These issues must be addressed to the satisfaction of the local and adjacent land and homeowners in the close proximity to this proposed construction.

Sincerely,

H. Thomas Collins, P.E.

9/21/2011

**Grant, Jennifer**

**From:** Paul Morin [REDACTED]  
**Sent:** Wednesday, September 21, 2011 11:57 AM  
**To:** CLMD Land Management  
**Subject:** F#8957-1109-Right of Way Vacation

Dear Jennifer Grant, Property Agent  
Office of Real Estate Services

Please take notice that I object to the above referenced Right-of-Way Vacation referenced as F#8957-1109, I object to any planned electric substation development plan, and/or chilled water cooling plant located near or adjacent to my property. Thank you.

Homeowner: 40 North IH35 Unit 10-D-4, Austin, Texas 78701.

Paul T. Morin, P.C.  
Board Certified Civil Trial Law  
Texas Board of Legal Specialization  
503 W. 14th Street  
Austin, Texas 78701  
512-499-8200  
512-499-8203 fax  
[REDACTED]

CONFIDENTIALITY NOTICE: The information contained in this ELECTRONIC MAIL transmission is confidential. It may also be subject to the attorney/client privilege or be privileged work product or proprietary information. This information is intended for the exclusive use of the addressee(s). If you are not the intended recipient, you are hereby notified that any use, disclosure, dissemination, distribution {other than to the intended addressee(s)}, copying or taking of any action because of this information is strictly prohibited.

IRS CIRCULAR 230 NOTICE REQUIREMENT: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. Federal tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of avoiding taxes or penalties under the Internal Revenue Code or promoting, marketing or recommending to another party any transaction or matter addressed herein.

9/21/2011



**GRAVES DOUGHERTY HEARON & MOODY**  
A Professional Corporation

**Marcy McKnight Darsey**  
512.480.5656  
512.480.5856 (fax)

MAILING ADDRESS:  
P.O. Box 98  
Austin, TX 78767-9998

September 22, 2011

City of Austin  
Contract and Land Management Department  
Real Estate Services Division  
505 Barton Springs Road, Suite 1350  
Austin, Texas 78704  
Attn: Jennifer Grant

Via: Fax to (512) 974-7088 and email to [landmanagement@ci.austin.tx.us](mailto:landmanagement@ci.austin.tx.us)  
Certified Mail - Return Receipt Requested 70051820000375055046

RE: Objection to Right-of-Way Vacation F#8957-1109 (the "**Proposed Vacation**"): Right-of-Way Vacation being a portion of East Avenue bounded on the North by River Street, the East by Interstate 35, adjacent to 55 East Avenue (the "**Subject Property**"), to be used as part of an electric substation development plan that could potentially have a chilled water cooling plant integrated into the design.

Dear Ms. Grant:

This Firm represents Branch Banking and Trust Company ("**BB&T**"), which owns Lot 1 and Lot 3, Block 4 of Elm Grove, a Subdivision out of Outlot Nos. 54 and 55, Division "O", City of Austin, which are near the Subject Property. BB&T objects to the Proposed Vacation due to potentially adverse impacts such vacation may have on BB&T's property. Among other things, the development of an electric substation and the construction of a chilled water cooling plant on the Subject Property may adversely impact the economic value of BB&T's property.

Please send future communications and notices regarding this matter to the following:

Branch Banking & Trust Company  
1522 Gross Road  
Mesquite, Texas 75149  
Attn: Randall Jenkins

with a copy to:

Graves, Dougherty, Hearon & Moody, P.C.  
401 Congress Avenue, Suite 2200  
Austin, Texas 78701  
Attn.: Marcy McKnight Darsey

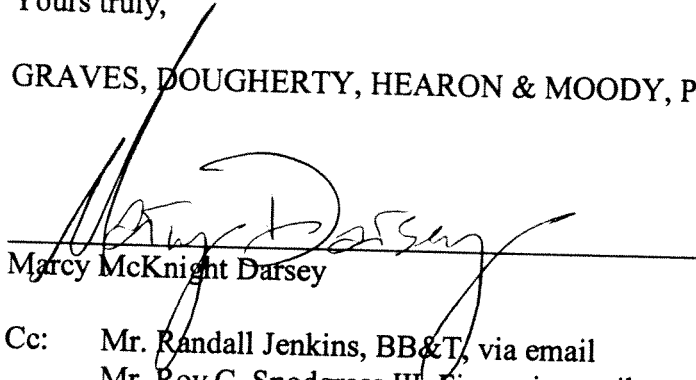
1566229.1 9/22/2011

September 22, 2011  
Page 2

Please feel free to contact me should you have any questions regarding this objection.

Yours truly,

GRAVES, DOUGHERTY, HEARON & MOODY, P.C.



\_\_\_\_\_  
Marcy McKnight Darsey

Cc: Mr. Randall Jenkins, BB&T, via email  
Mr. Roy C. Snodgrass III, Firm, via email

**Grant, Jennifer**

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**From:** [REDACTED]  
**Sent:** Thursday, September 22, 2011 11:00 AM  
**To:** CLMD Land Management

**Subject:** Opposition to the Planned Construction of a sub power station on the Lambie - IH 35 Triangle.

To the City of Austin,

I OPPOSE the planned construction of the sub power station on the triangle bordered by Lambie, River, East and IH 35! I have lived in Austin for 40 years, and 24 of those years I have lived at the Towers of Town Lake. I have walked the neighborhood and the lake for many years now watching the growth of the neighborhood. A power station would be an absolute eyesore, health hazard, and totally inconsistent with overall long-term plans.

I have watched The Towers strong security fence on the access road of IH 35 knocked over at least once a year by a drunken driver coming around the curve at that location. Can you imagine if they hit that power substation and the fire that would result? And you have a MHMR facility right across the back street from there--with HUNDREDS of condominium residences to the south of the station? The planned Waller Creek project, the River Street gateway to the Emma Barrientos Mexican American Cultural Center, and the EXISTING commitment from the City of Austin that the space would be returned to a "natural space", have all been violated with even the thought of such a project at that location. I can only imagine the legal issues that the city would have to continuously endure since this proposed power station is SO CLOSE to businesses and residences.

That property is prime real estate. Do you really want to see property values go down? You could do something better with that land that would benefit the City and the neighborhood.

Please re-consider the location of the power substation.  
Fran Prudhomme  
Towers of Town Lake resident

9/22/2011



**Grant, Jennifer**

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**From:** Vinson J Hudson [REDACTED]  
**Sent:** Thursday, September 22, 2011 12:19 PM  
**To:** CLMD Land Management  
**Subject:** Sub-Power Station  
**To:** City of Austin, TX

**Subject:** Power Substation proposed for River, East, and Lambie Streets near IH-35

**From:** Jewel C. and Vinson J. Hudson  
Towers of Town Lake Condos  
40 IH-35 North, Unit 1B3  
Austin, TX 78701

The Power Substation has to be located somewhere. I don't believe the location of the substation will be stopped unless there is a severe noise or safety issue. Therefore, I would like to suggest the following:

- Include a beautification program such as decorative exterior that is city-like with trees to hide power equipment.
- Seriously consider the value impact to the community and taxes to the city.
- KEEP DOWNTOWN AUSTIN BEAUTIFUL. It benefits all.

The Towers of Town Lake residence have endured years of construction eye-sores. Now we are asked to endure a Power Substation forever.

Who benefits?

Vinson J. Hudson

Jewson Enterprises  
6425 South IH-35, Suite 150-177  
Austin, TX 78744  
Telephone: 512-320-1505  
Fax: 512-320-1572  
[REDACTED]

websites: [www.jewsonenterprises.com](http://www.jewsonenterprises.com); Website: [www.yoursonline.net](http://www.yoursonline.net)

PRIVACY STATEMENT - JEWSON ENTERPRISES

9/22/2011

**Grant, Jennifer**

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**From:** Tom [REDACTED]  
**Sent:** Thursday, September 22, 2011 2:45 PM  
**To:** CLMD Land Management  
**Cc:** totl@att.net  
**Subject:** Construction of Sub Power Station - River Street, East Street, and Lambie Street  
City of Austin and to Whom It May Concern,

I am an owner/resident of The Towers of Town Lake Condominiums. I am writing you today to express my deep concerns regarding the construction of the proposed Sub Power Station bordered by River Street, East Street, and Lambie Street.

Are you kidding me? This property has been used as a construction staging area for the last 2 years! It is a terrible eyesore already and you are proposing another 4 years of trucks and construction plus raising a permanent eyesore?

The current noise and debris is already effecting our quality of living and my happiness personally. My unit faces this mess.

- This planned construction does not work with the plans for the neighborhood.
- It will negatively impact my property value and the aesthetics of our condos forever.
- This location is next to residences; this is absurd. What about safety and security concerns? Noise?
- You have already committed to us this space was to remain a natural space. What is natural about this substation?
- This is the frontage entrance "gateway" to both the Emma S. Barrientos Mexican American Cultural Center and the Rainey Street District. What a disgrace to our community!

I own, pay taxes, and I vote. Stop this madness and let this piece of land contribute to our neighborhood and not continue to be a detriment. Thanks for your time and consideration.

Kindest Regards,

**Tom Krischke**  
**Towers of Town Lake**  
[REDACTED]

9/22/2011



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**jennifer grant**2 messages

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to: landmanagment@ci.austin.tx.us

Thu, Sep 22, 2011 at 8:51 PM

to whom it may concern

i herby oppose the right of way vacation,,number ##8957-1109 being a portion of east avenue

bounded on the north by river street, the east by ih 35, adjacent to 55 east avenue, to be used as part of an electric

substation plan that could potentially have a chilled water cooling plant integrated into the design

respectfully

jo and joanne elmiger-baker

40 ih 35 north

unit 12b4

austin tx 78701

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**Mail Delivery Subsystem** <mailer-daemon@googlemail.com>

Thu, Sep 22, 2011 at 8:51 PM

To: aguelmiger@gmail.com

Delivery to the following recipient failed permanently:

landmanagment@ci.austin.tx.us

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the recipient domain. We recommend contacting the other email provider for further information about the cause of this error. The error that the other server returned was: 550 550 5.7.0 <landmanagment@ci.austin.tx.us>... Local Policy Violation (state 14).

— Original message —

MIME-Version: 1.0

Received: by 10.42.77.4 with SMTP id g4mr38718ick.121.1316742670445; Thu, 22 Sep 2011 18:51:10 -0700 (PDT)

Received: by 10.42.174.197 with HTTP; Thu, 22 Sep 2011 18:51:10 -0700 (PDT)

Date: Thu, 22 Sep 2011 20:51:10 -0500

Message-ID: &lt;CABrEpiYSHdKQshkDBJ60Bp1opT21QmPmuVtTnnpzWhUYyf8A@mail.gmail.com&gt;

Subject: jennifer grant

From: joe elmiger &lt;aguelmiger@gmail.com&gt;

**Grant, Jennifer**

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**From:** Shaun Cox [REDACTED]

**Sent:** Thursday, September 22, 2011 9:01 PM

**To:** CLMD Land Management

**Subject:** Right-of-Way Vacation on East Avenue

**TO:** Sonny Poole, Jennifer Grant

Contract & Land Management Department, Office of Real Estate Services

**RE:** F#8957-1109 East Ave Right-of-Way Vacation for Proposed Electric Substation/Chilled Water Cooling Plant

As the owner of Unit 1A1 at Towers of Town Lake, we oppose the building of the Electric Substation/Chilled Water Cooling Plant on East Avenue. This is an up-and-coming high-density residential neighborhood, and we believe this plant would detract from the neighborhood and have a negative effect on local property values, driving down tax revenue for the city which currently is in the millions of dollars from this Rainey Street/Waterfront area.

Sincerely,

Kevin and Shaun Cox  
1125 Garlock Lane  
Colorado Springs, CO 80918

719-264-6884  
[REDACTED]

Grant, Jennifer

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From: Koren Sherrill [REDACTED]  
Sent: Thursday, September 22, 2011 9:40 PM  
To: CLMD Land Management  
Subject: OPPOSE F#8957-1109 right-of-way vacation for electric substation

Dear Sir/Madam:

Re: Request by Sonny Poole, on behalf of Austin Energy, for a right-of-way vacation on a tract adjacent to 55 East Avenue

As a 9-year resident (and owner) of a condo in the Towers of Town Lake, a 188-unit residential building close to this site, I am strongly opposed to the vacation request and to the construction of an electric substation on this tract. A substation would be an eyesore and would lower property values for years. Construction would be noisy and messy and could scare off potential buyers.

About a year or so ago, the City said that it would return this property to open land, after it no longer needs the property for a construction staging area. I hope the City will stick to this plan.

Surely Mr. Poole and his colleagues at the Electric Dept. can find another location for this substation, and one that is not nearly adjacent to a large residential building.

Sincerely,

Koren Sherrill, owner and occupant  
40 North IH 35 Apt. 7B3  
Towers of Town Lake  
Austin, Texas 78701-4358

512-473-2221

SEPT. 23, 2011

EMAIL:  
LANDMANAGEMENT@CI.AUSTIN.TX.US

FROM: SARA YORK  
TOWERS OF TOWN LAKE  
12-B-2 40 N. I-435  
TO: CITY OF AUSTIN

RE: PROPOSED CONSTRUCTION  
OF SUB POWER STATION  
ON TRIANGLE BOUNDED  
BY RIVER, EAST, AND  
LAMBIE STS.

PLEASE FIND ANOTHER LOCATION  
FOR POWER STATION -

THIS PROPOSED SITE NEEDS TO  
BE RETURNED TO A "NATURAL  
SPACE" PER EXISTING COMMITMENT  
FROM THE CITY.

SINCERELY,

SARA YORK / *Sara York*

**Grant, Jennifer**

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**From:** Lisa Volle [REDACTED]  
**Sent:** Friday, September 23, 2011 6:17 AM  
**To:** CLMD Land Management  
**Subject:** Protesting Sub Power Station Proposed for Lambie/River/East/IH-35

Dear City of Austin Land Management Staff,

I would like to go "on record" to protest the construction of the Sub Power Station proposed on land adjacent to my new residence.

I recently purchased a condo at the Towers of Town Lake (Dec. 2010). I did my due diligence in selecting the neighborhood and have seen the plans for renovating the downtown area. The proposed sub power station is not consistent with the plans or promises to this area of town. There are new businesses in development in the neighborhood which will cease before, during and after the construction of proposed sub station.

Furthermore, the main street entrance to the Mexican-American Center is precisely at this proposed street nexos. The noise that is created by the sub station will further impact the area. There were promises made to return this land to its natural state after the area was no longer needed to hold equipment and supplies for road improvements. The current use of the land was to be temporary.

During the construction phase, the entrances to my residence will be negatively impacted for 12-14 months. After construction, the views from the residences will be negatively impacted and reduce my home's value.

Please record my protest and let me know what else I can do to stop this Power Station from being built in my backyard.

Thank you for your time,

Dr. Lisa M. Volle  
Towers of Town Lake  
40 N IH-35  
Austin, TX 78701  
(254) 291-9760

**Grant, Jennifer**

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**From:** April Hollis Bacon [REDACTED]  
**Sent:** Friday, September 23, 2011 12:53 PM  
**To:** CLMD Land Management  
**Cc:** cruff46@yahoo.com  
**Subject:** Right-of-Way Vacation F#8957-1109

Dear Ms. Grant:

Thank you for your public notice inviting comments/objections on ROW F#8957-110.9 I object to the vacation of the referenced easement for industrial infrastructure, or any other purpose that is not clearly identified for the affected citizens.

The September 13, 2011 notice of ROW vacation states the area is part of an electric substation development plan but the notice provided inadequate details about the plan. Your mention of a proposed use as a water cooling plant does not describe what emissions, effluents, or other environmental impacts the identified possible use will have, or what other potential uses have been identified. I understand why starting the project before it is fully vetted helps move the process once plans are approved. However, the comments you receive cannot possibly be thoughtful, fully informed feedback. While I appreciated the photo of what *might* go on the site *might* look like, a more transparent process would be to decide on its use and provide interested citizens with adequate information about that decision. Adequate information would include what is actually planned, what it will actually look like, what noise, smells, particles, moisture, waves, it will emit, etc.

My tour of the city's websites could not locate plan details. If there is a link where I could review the development plan, I would appreciate your sharing the link, or you could email the plan if it is in electronic form.

I live in the Towers of Town Lake. It is on the edge of the neighborhood under the Holly Power Plant settlement agreement. As a new resident I do not have a history with the area, but removing the Holly Plant while continuing to use the remainder of the neighborhood for unappealing industrial activities seems contradictory. The city land in question is currently used as a staging area for city construction activities creating an unattractive passageway to the Emma Barrientos Cultural Center. The land is in close proximity to Fiesta Gardens and in sight of a Holly neighborhood school. I have not seen the language in the Holly settlement agreement but I question whether the current or proposed use is within the spirit, if not the letter of the agreement.

Further, this area is in the Rainey Street District and part of the city's plan for downtown revival. It is in close proximity to the Waller Street project and is roughly a block from Town Lake. While I understand there must be infrastructure to power the city's downtown plan, I question why industrial infrastructure projects continue to hover around the Holly neighborhood.

Please don't put this cart before the horse. Starting the ROW vacation process before you

9/23/2011



have something more than potential uses for the site creates the perception that the city will proceed notwithstanding their promises to the neighborhood and for this site in particular. You won't need the easement vacation unless you plan to use the land for energy production/transfer despite any potential opposition. The discussion on whether city plans for this site are consistent with its promises should occur before taking ROW or other energy development plan actions.

Thank you in advance for your consideration of my concerns.

Respectfully,

April Bacon

c: Cyndy Ruff, President  
Towers of Townlake Homeowners Association

9/23/2011