To: Clara Hilling

City of Austin Planning and Development Review Department
505 Barton Springs Rd. Suite 175 / P.O. Box 1088 / Austin, Texas 78707-8835

OUTDOOR MUSIC VENUE APPEAL

If you are an applicant and/or property owner or interested party, and you wish to appeal a decision on an Outdoor Music Venue permit, the following form must be completed and filed with the Director of Planning and Development Review Department, City of Austin, at the address shown above. The deadline to file an appeal is 14 days after the decision was issued by the accountable official. If you need assistance, please contact at (512) 974-2686.

OUTDOOR MUSIC VENUE NAME: Home Slice Pizza

CASE NO.: 50-2012-0032
DATE APPEAL FILED: 3/20/2012

VENUE ADDRESS: 1415 South Congress, Austin, TX 78704

CITY CONTACT: Clara Hilling

SECTION OF CODE APPEALED: 9-2-390

INTERESTED PARTY STATUS: Indicate how you qualify as an interested party who may file an appeal by the following criteria: (Check one)

☐ I am the notice owner of single family use (2)
☐ I am the applicant or agent representing the applicant
☐ I am a representative of a neighborhood association and submitted my opposition in writing (date)
☐ I am the notice owner of a multifamily use located adjacent to the venue (new permits only)

In addition to the above criteria, I qualify as an interested party by one of the following criteria: (Check one)
☐ I am the notice owner of single family use located within 600 feet of the subject site.
☐ I am the notice owner of a multifamily use located adjacent to the venue.
☐ I am an officer of a neighborhood or environmental organization whose declared boundaries are within 600 feet of the subject site.

DECISION TO BE APPEALED*: (Check one)
☐ Approval of an Outdoor Music Venue Permit
☐ Denial of an Outdoor Music Venue Permit

Date of Decision: 3-12-2012

STATEMENT: Please provide the decision being appealed and the specific grounds for the appeal. If specific grounds are not provided appeal will not be considered valid:

Home Slice Pizza is extremely close to a residential use historic home. The noise would be intolerable. In addition, Home Slice is a special use violation as within 100 feet SF-3 property and has inadequate parking even without additional music venue. This permit should never have been granted and we sincerely hope it will be denied on appeal. Thank you!

(Attach additional page if necessary)
OUTDOOR MUSIC
VENUE APPEAL

If you are an applicant and/or property owner or interested party, and you wish to appeal a decision on an Outdoor Music Venue permit, the following form must be completed and filed with the Director of Planning and Development Review Department, City of Austin, at the address shown above. The deadline to file an appeal is 14 days after the decision was issued by the accountable official. If you need assistance, please contact at (512) 974-2686.

CASE NO. 2012-02691 SO 50282-0032  DATE APPEAL FILED 3/20/2012

VENUE NAME Home Slice Pizza

VENUE ADDRESS 1415 South Congress

CITY CONTACT Clara Helling

SECTION OF CODE APPEALED: 9-2-35

INTERESTED PARTY STATUS: Indicate how you qualify as an interested party who may file an appeal by the following criteria: (Check one)

☑ I am the notice owner of single family use

☐ I am the applicant or agent representing the applicant

☐ I am a representative of a neighborhood association and submitted my opposition in writing (date)

☐ I am the notice owner of a multifamily use located adjacent to the venue (new permits only)

In addition to the above criteria, I qualify as an interested party by one of the following criteria: (Check one)

☑ I am the notice owner of single family use located within 600 feet of the subject site.

☐ I am the notice owner of a multifamily use located adjacent to the venue.

☐ I am an officer of a neighborhood or environmental organization whose declared boundaries are within 600 feet of the subject site.

DECISION TO BE APPEALED*: (Check one) Approval of an Outdoor Music Venue Permit

☐ Denial of an Outdoor Music Venue Permit

Date of Decision: 3/12/2012

STATEMENT: Please provide the decision being appealed and the specific grounds for the appeal. If specific grounds are not provided appeal will not be considered valid:

1. Joseph Strickland promised in Dec 2004 in Sec. Sec Meeting that HS would not have outdoor music. 2. Sec. Sec voted against OMV for HS in December. 3. Lack of space for audience as stage platform for OMV is directly against SF residences. 4. There is not ample parking to allow for another OMV in the neighborhood who have significant impact to residents. 5. Too many SF residences will be affected by this OMV 6. There are complaints regarding HS parking issues, blocking residents, and issues regarding loudness of music (as we witnessed during SXSW). Multiple complaints registered on 3/16/12.

(Attach additional page if necessary)
OUTDOOR MUSIC VENUE APPEAL

If you are an applicant and/or property owner or interested party, and you wish to appeal a decision on an Outdoor Music Venue permit, the following form must be completed and filed with the Director of Planning and Development Review Department, City of Austin, at the address shown above. The deadline to file an appeal is 14 days after the decision was issued by the accountable official. If you need assistance, please contact at (512) 974-2686.

CASE NO. 2012-012691SD
VENUE NAME Home Slice Pizza

DATE APPEAL FILED March 23, 2012
YOUR NAME Mary Lowell

VENUE ADDRESS 1415 S. Congress
Austin, TX 78704

SIGNATURE

CITY CONTACT Clara Hilling
YOUR ADDRESS 1401 S. Congress
Austin, TX 78704

YOUR PHONE NO. 512-282-2818 WORK

SECTION OF CODE APPEALED: 9.2.23 +9.2.29 +9.2.55 +9.2.54 +9.2.27

512-282-2818 HOME

INTERESTED PARTY STATUS: Indicate how you qualify as an interested party who may file an appeal by the following criteria: (Check one)

☐ I am the notice owner of single family use
☐ I am the applicant or agent representing the applicant
☒ I am a representative of a neighborhood association and submitted my opposition in writing (date) FEB 16, 2012
☐ I am the notice owner of a multifamily use located adjacent to the venue (new permits only)

In addition to the above criteria, I qualify as an interested party by one of the following criteria: (Check one)

☒ I am the notice owner of single family use located within 600 feet of the subject site.
☐ I am the notice owner of a multifamily use located adjacent to the venue.
☐ I am an officer of a neighborhood or environmental organization whose declared boundaries are within 600 feet of the subject site.

DECISION TO BE APPEALED*: (Check one)

☒ Approval of an Outdoor Music Venue Permit
☐ Denial of an Outdoor Music Venue Permit

Date of Decision: March 12, 2012

STATEMENT: Please provide the decision being appealed and the specific grounds for the appeal. If specific grounds are not provided appeal will not be considered valid:

Please read attached two (2) pages.

RECEIVED

MAR 29, 2012

(Attach additional page if necessary.)
Appeal of Home Slice Pizza’s OMV
Specific grounds why approval of Home Slice Pizza’s outdoor music venue permit should be denied:

Joseph Strickland, owner of Home Slice promised in Dec. 2004 SRCC meeting that he wouldn’t have outdoor music. This will be a credibility issue for future promises or compromises.

SRCC general membership voted unanimously at our March annual meeting to oppose Home Slice having an OMV. *See attached excerpt of minutes.

There is a lack of sufficient space for audience in outside area at Home Slice to host concerts. Adjacent residents shouldn’t be denied use and access to their homes or off street parking due to an outdoor music venue added draw of more customers.

Parking issues specifically in the S. Congress area have been problematic and years of study and months of mediation including merchants & neighbors have not provided any solutions or increased capacity for the visitors we already have, particularly on weekends. Adding outdoor music to Home Slice will make situation even worse.

Home Slice is bordered on north side by SF use (an historic property, owned by same family for many, many decades,) on the east side after a 16ft. alley by SF zoned & used, and within the HS block nine of the 12 lots are SF use with 13 households within earshot.
Please note, there has not been signs produced at 1410 Nickerson in decades, it is an SF use (and has been continuously used by same family since 1957) and HS vendors & customers already frequently block the garage to the property.

There are too many SF properties within 200 to 600 ft. that will be negatively impacted by the noise and more crowds from outdoor music.

More entertainment venues will negatively impact the retail, personal services, and other varied day uses along the Avenue. The mix of businesses along S Congress and the many hours of use align with Greater South River City’s Neighborhood Plan & Bouldin Creek’s NP and adding more outdoor music will obstruct sustainable commerce.

There have been complaints against HS vendors & visitors blocking the alley, making access to residents’ houses impossible. There have also been complaints about volume Home Slice canned music from speakers attached to the fence adjoining the SF use. These complaints were not routed to APD but directly from the homeowner to HS. Conditions have not improved in this regard over the years.

There were multiple complaints on March 16, 2012 for over permitted dbs that were called into 311. There were also calls to 311 for blocking the alley during HS’s carnival November 2011. In addition, speakers and amplification were used within 20ft. of SF zoned and used properties, contrary to City Sound Department’s instructions to Home Slice for that event.

It is not possible to mitigate adverse impacts of the proposed venue on adjacent residential and still permit for the peaceable enjoyment of the resident’s homes. It is not possible to protect the health and safety of residents living in areas adjacent to the proposed venue.
The substantial investments homeowners have made into the properties should not be discounted for the interests of one commercial enterprise that will negatively impact the residents, other businesses, churches and schools. Our residents have invested time, energy and funds to improve the entire neighborhood and should not bear the burden of becoming the new entertainment district. Many of the most involved and invested residents are families with young children, and keeping the neighborhood diverse and one that will populate our public schools is desirable and smart long-term planning.

The single family zoned and used lots along S Congress are half block in on either side of the Avenue, and if this OMV is not overturned, one would expect that Perla’s, Hop Doddy, South Congress Café, Wahoo Fish Tacos, Magnolia’s, Doc’s Motorworks, Zen, Amy’s and future restaurant foot prints to follow as outdoor music venues. We have a good and truly diverse demographic of interesting visitors already and shouldn’t do something that will make South Congress akin to Sixth Street or like SXSW throughout the year.

Given the peculiar problems we already experience in South Congress area with parking and safe walking along the side streets, this is a very bad addition to a single family neighborhood.

*SRCC General Meeting Minutes March 6, 2012*

NEW BUSINESS
9. 7:40 Home Slice Pizza Outdoor Music Venue Request
Presenter: Mary Lovell, Member
Home Slice has applied for an outdoor music venue permit despite being within 100ft of a private residence. Some residents only have access to their homes via the alleyway next to Home Slice and expect a large outdoor event will make getting home difficult if not impossible.

MOTION: Mary Lovell / Russell – to register the SRCC as an interested party and to oppose the outdoor music permit for Home Slice = PASSED
OUTDOOR MUSIC VENUE APPEAL

If you are an applicant and/or property owner or interested party, and you wish to appeal a decision on an Outdoor Music Venue permit, the following form must be completed and filed with the Director of Planning and Development Review Department, City of Austin, at the address shown above. The deadline to file an appeal is 14 days after the decision was issued by the accountable official. If you need assistance, please contact at (512) 974-2686.

CASE NO. 2012-01269150
VENUE NAME Home Slice Pizza
VENUE ADDRESS 1514 S Cong Ave
Austin, TX 78704
CITY CONTACT Clara Hilling

DATE APPEAL FILED 3/26/12
YOUR NAME Connie Todd
SIGNATURE

YOUR ADDRESS 1403 South Cong Ave
Austin, TX 78704

YOUR PHONE NO. ( ) WORK (512) 443-588 HOME

SECTION OF CODE APPEALED: 9.2-23; 9.2-55;
9.2-54; 9.2-25; 9.2-27

INTERESTED PARTY STATUS: Indicate how you qualify as an interested party who may file an appeal by the following criteria: (Check one)

☐ I am the notice owner of single family use
☐ I am the applicant or agent representing the applicant
☐ I am a representative of a neighborhood association and submitted my opposition in writing (date)

☐ I am the notice owner of a multifamily use located adjacent to the venue (new permits only)

In addition to the above criteria, I qualify as an interested party by one of the following criteria: (Check one)

☐ I am the notice owner of single family use located within 600 feet of the subject site.
☐ I am the notice owner of a multifamily use located adjacent to the venue.
☐ I am an officer of a neighborhood or environmental organization whose declared boundaries are within 600 feet of the subject site.

DECISION TO BE APPEALED*: (Check one)

☐ Approval of an Outdoor Music Venue Permit *
☐ Denial of an Outdoor Music Venue Permit

Date of Decision: 3/12/12

STATEMENT: Please provide the decision being appealed and the specific grounds for the appeal. If specific grounds are not provided appeal will not be considered valid:

* Decision - see above. Grounds were 1403 South Congress, directly adjoining Home Slice Pizza, for DENIAL.
1. SECC PBA association opposed officially
2. 24 hour parking would exacerbate already critical parking situation
3. Peace of all ST properties within 200-400' will be disrupted by noise and crowds
4. Owner/manager promised there would be no outdoor music

(Attach additional page if necessary.)

Pamela M. Preston
11:57

DECEIVED
MAR 26 2012
(5) Outdoor concerts impede or deny access to adjoining residences by owners or emergency vehicles.

(6) Venue is bordered on north and east by residential properties.

(7) Outdoor concerts will obstruct commerce.

(8) Excessive noise calls to HS generally ignored.

(9) Music played on outdoor speakers at HS often until after midnight and beginning as early as 8 AM.

(10) Multiple noise complaints on 3/16/12 to 3/31.

(11) Speakers placed within 20' of residential or residential-use property at HS outdoor music events - an infraction.

(12) Health & safety of nearby residents jeopardized by noise, disruption, smoking, drunken behavior, reckless driving, public urination, etc. that accompany outdoor music events that cannot be adequately policed.

(13) Residential property values negatively impacted, as well as rental income.

(14) Bad precedent for other restaurant venues.

(15) Within 600' of at least 3 day-care facilities.

(16) Within 1400 block of S. Congress Nickerson (HS block), 9 of 12 lots are SF use & include 13 households.

(17) 15-foot setback triggered by 1403 South Congress residence is not observed by HS.
OUTDOOR MUSIC VENUE APPEAL

If you are an applicant and/or property owner or interested party, and you wish to appeal a decision on an Outdoor Music Venue permit, the following form must be completed and filed with the Director of Planning and Development Review Department, City of Austin, at the address shown above. The deadline to file an appeal is 14 days after the decision was issued by the accountable official. If you need assistance, please contact at (512) 974-2686.

CASE NO. 2012-012602

VENUE NAME Home Slice Pizza

VENUE ADDRESS 1415 South Congress
Austin, TX 78704

CITY CONTACT Brandy Holling

DATE APPEAL FILED 3/26/12

YOUR NAME Connie Todd, Terry Todd

SIGNATURE

YOUR ADDRESS 1403 South Congress (78704)
10001 Wild Dunes, Austin 78747

YOUR PHONE NO. ( ) WORK

SECTION OF CODE APPEALED: 9-2-23; 9-2-55; 9-2-54; 9-2-25; 9-2-27

INTERESTED PARTY STATUS: Indicate how you qualify as an interested party who may file an appeal by the following criteria: (Check one)

☐ I am the notice owner of a single family use
☐ I am the applicant or agent representing the applicant
☐ I am a representative of a neighborhood association and submitted my opposition in writing (date)
☐ I am the notice owner of a multifamily use located adjacent to the venue (new permits only)

In addition to the above criteria, I qualify as an interested party by one of the following criteria: (Check one)

☐ I am the notice owner of a single family use located within 600 feet of the subject site.
☐ I am the notice owner of a multifamily use located adjacent to the venue.
☐ I am an officer of a neighborhood or environmental organization whose declared boundaries are within 600 feet of the subject site.

DECISION TO BE APPEALED*: (Check one)

☐ Approval of an Outdoor Music Venue Permit Date of Decision: 3/12/12
☐ Denial of an Outdoor Music Venue Permit

STATEMENT: Please provide the decision being appealed and the specific grounds for the appeal. If specific grounds are not provided appeal will not be considered valid:

Appeal approval of OMV for HS Pizza on behalf of Nick Dullum and thru FL Carlson, resident, we ask

Please see attached appeal - same grounds apply.

(Attach additional page if necessary.)
OUTDOOR MUSIC
VENUE APPEAL

If you are an applicant and/or property owner or interested party, and you wish to appeal a decision on an Outdoor Music Venue permit, the following form must be completed and filed with the Director of Planning and Development Review Department, City of Austin, at the address shown above. The deadline to file an appeal is 14 days after the decision was issued by the accountable official. If you need assistance, please contact at (512) 974-2686.

CASE NO. 2012-012691 SO

VENUE NAME Home Slice Pizza

VENUE ADDRESS 1514 South Congress Ave. Austin, TX 78704

CITY CONTACT Clara Hilling

DATE APPEAL FILED 3/26/12

YOUR NAME Connie Todd

SIGNATURE Connie Todd

YOUR ADDRESS 1403 S Congress Ave. Filing for 1402 Nickerson (78704)

YOUR PHONE NO. WORK (512) 443-5861 HOME (512) 974-2686

SECTION OF CODE APPEALED: 9-2-23; 9-2-55; 9-2-54; 9-2-25; 9-2-27

INTERESTED PARTY STATUS: Indicate how you qualify as an interested party who may file an appeal by the following criteria: (Check one)

☑ I am the notice owner of a single family use
☐ I am the applicant or agent representing the applicant
☐ I am a representative of a neighborhood association and submitted my opposition in writing (date)
☐ I am the notice owner of a multifamily use located adjacent to the venue (new permits only)

In addition to the above criteria, I qualify as an interested party by one of the following criteria: (Check one)

☑ I am the notice owner of a single family use located within 600 feet of the subject site.
☐ I am the notice owner of a multifamily use located adjacent to the venue.
☐ I am an officer of a neighborhood or environmental organization whose declared boundaries are within 600 feet of the subject site.

DECISION TO BE APPEALED*: (Check one)

☑ Approval of an Outdoor Music Venue Permit Date of Decision: 3/12/12
☐ Denial of an Outdoor Music Venue Permit Date of Decision: 

STATEMENT: Please provide the decision being appealed and the specific grounds for the appeal. If specific grounds are not provided appeal will not be considered valid:

Applying approval of OMV for HS Pizza

On behalf of 1402 Nickerson Residence I own.

Please see attached appeal - same grounds apply

(Attach additional page if necessary.)
OUTDOOR MUSIC
VENUE APPEAL

If you are an applicant and/or property owner or interested party, and you wish to appeal a decision on an Outdoor Music Venue permit, the following form must be completed and filed with the Director of Planning and Development Review Department, City of Austin, at the address shown above. The deadline to file an appeal is 14 days after the decision was issued by the accountable official. If you need assistance, please contact at (512) 974-2686.

CASE NO. 2012-012691-50

VENUE NAME Home Slice Pizza

VENUE ADDRESS 1415 South Congress, Austin 78704

CITY CONTACT Clara Hilling

DATE APPEAL FILED 3/26/12

YOUR NAME Connie Todd

SIGNATURE

YOUR ADDRESS 1403 South Congress, Austin 78704

YOUR PHONE NO. ( ) WORK (512) 443-5861 HOME


INTERESTED PARTY STATUS: Indicate how you qualify as an interested party who may file an appeal by the following criteria: (Check one)

☐ I am the notice owner of a single family use
☐ I am the applicant or agent representing the applicant
☐ I am a representative of a neighborhood association and submitted my opposition in writing (date)
☐ I am the notice owner of a multifamily use located adjacent to the venue (new permits only)

In addition to the above criteria, I qualify as an interested party by one of the following criteria: (Check one)

☐ I am the notice owner of a single family use located within 600 feet of the subject site.
☐ I am the notice owner of a multifamily use located adjacent to the venue.
☐ I am an officer of a neighborhood or environmental organization whose declared boundaries are within 600 feet of the subject site.

DECISION TO BE APPEALED*: (Check one)

☐ Approval of an Outdoor Music Venue Permit
☐ Denial of an Outdoor Music Venue Permit

Date of Decision: 3/12/12

STATEMENT: Please provide the decision being appealed and the specific grounds for the appeal. If specific grounds are not provided appeal will not be considered valid:

Approval of OMV for Home Slice Pizza on behalf of 1300 Notkinsson, a residence townhouse.

Please see attached appeal - same grounds apply.

(Append additional page if necessary.)
OUTDOOR MUSIC
VENUE APPEAL

If you are an applicant and/or property owner or interested party, and you wish to appeal a decision on an Outdoor Music Venue permit, the following form must be completed and filed with the Director of Planning and Development Review Department, City of Austin, at the address shown above. The deadline to file an appeal is 14 days after the decision was issued by the accountable official. If you need assistance, please contact at (512) 974-2686.

CASE NO. 2012-012691 SU 2012-00 3
VENUE NAME Home Slice Pizza

VENUE ADDRESS 1415 S. Congress
Austin, TX 78704
CITY CONTACT Clara Hilliard
SECTION OF CODE APPEALED:

INTERESTED PARTY STATUS: Indicate how you qualify as an interested party who may file an appeal by the following criteria: (Check one)
☐ I am the notice owner of single family use
☐ I am the applicant or agent representing the applicant
☐ I am a representative of a neighborhood association and submitted my opposition in writing (date)
☐ I am the notice owner of a multifamily use located adjacent to the venue (new permits only)

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☐ I am the notice owner of single family use located within 600 feet of the subject site.
☐ I am the notice owner of a multifamily use located adjacent to the venue.
☐ I am an officer of a neighborhood or environmental organization whose declared boundaries are within 600 feet of the subject site.

DECISION TO BE APPEALED*: (Check one)
☐ Approval of an Outdoor Music Venue Permit
☐ Denial of an Outdoor Music Venue Permit
Date of Decision: March 12, 2012

STATEMENT: Please provide the decision being appealed and the specific grounds for the appeal. If specific grounds are not provided appeal will not be considered valid:

Please see attached Exhibit A (4 pages), which is incorporated herein in its entirety as if set forth in full.

(Attach additional page if necessary.)
OUTDOOR MUSIC
VENUE APPEAL

If you are an applicant and/or property owner or interested party, and you wish to appeal a decision on an Outdoor Music Venue permit, the following form must be completed and filed with the Director of Planning and Development Review Department, City of Austin, at the address shown above. The deadline to file an appeal is 14 days after the decision was issued by the accountable official. If you need assistance, please contact at (512) 974-2686.

CASE NO. 2012-01269150

VENUE NAME Home Slice Pizza

VENUE ADDRESS 1415 S. Congress

AUSTIN TX 78704

DATE APPEAL FILED March 23, 2012

YOUR NAME Mary Lovell

SIGNATURE

YOUR ADDRESS 1401 S. Congress

AUSTIN TX 78704

YOUR PHONE NO. 512-282-2818 WORK

SECTION OF CODE APPEALED: 9-2.23 + 9.1.55

SECTION OF CODE APPEALED: 9-2.23 + 9.1.55

INTERESTED PARTY STATUS: Indicate how you qualify as an interested party who may file an appeal by the following criteria: (Check one)

☐ I am the notice owner of single family use

☐ I am the applicant or agent representing the applicant

☐ I am a representative of a neighborhood association and submitted my opposition in writing (date)

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In addition to the above criteria, I qualify as an interested party by one of the following criteria: (Check one)

☐ I am the notice owner of single family use located within 600 feet of the subject site.

☐ I am the notice owner of a multifamily use located adjacent to the venue.

☐ I am an officer of a neighborhood or environmental organization whose declared boundaries are within 600 feet of the subject site.

DECISION TO BE APPEALED: (Check one)

☒ Approval of an Outdoor Music Permit

☐ Denial of an Outdoor Music Permit

Date of Decision: March 12, 2012

STATEMENT: Please provide the decision being appealed and the specific grounds for the appeal. If specific grounds are not provided appeal will not be considered valid:

Please read attached two (2) pages. RECEIVED

Exhibit A
Appeal of Home Slice Pizza’s OMV
Specific grounds why approval of Home Slice Pizza’s outdoor music venue permit should be denied:

Joseph Strickland, owner of Home Slice promised in Dec. 2004 SRCC meeting that he wouldn't have outdoor music. This will be a credibility issue for future promises or compromises.

SRCC general membership voted unanimously at our March annual meeting to oppose Home Slice having an OMV. *See attached excerpt of minutes.

There is a lack of sufficient space for audience in outside area at Home Slice to host concerts. Adjacent residents shouldn't be denied use and access to their homes or off street parking due to an outdoor music venue added draw of more customers.

Parking issues specifically in the S. Congress area have been problematic and years of study and months of mediation including merchants & neighbors have not provided any solutions or increased capacity for the visitors we already have, particularly on weekends. Adding outdoor music to Home Slice will make situation even worse.

Home Slice is bordered on north side by SF use (an historic property, owned by same family for many, many decades,) on the east side after a 16ft. alley by SF zoned & used, and within the HS block nine of the 12 lots are SF use with 13 households within earshot.
Please note, there has not been signs produced at 1410 Nickerson in decades, it is an SF use (and has been continuously used by same family since 1957) and HS vendors & customers already frequently block the garage to the property.

There are too many SF properties within 200 to 600 ft. that will be negatively impacted by the noise and more crowds from outdoor music.

More entertainment venues will negatively impact the retail, personal services, and other varied day uses along the Avenue. The mix of businesses along S Congress and the many hours of use align with Greater South River City’s Neighborhood Plan & Bouldin Creek’s NP and adding more outdoor music will obstruct sustainable commerce.

There have been complaints against HS vendors & visitors blocking the alley, making access to residents’ houses impossible. There have also been complaints about volume Home Slice canned music from speakers attached to the fence adjoining the SF use. These complaints were not routed to APD but directly from the homeowner to HS. Conditions have not improved in this regard over the years.

There were multiple complaints on March 16, 2012 for over permitted db’s that were called into 311. There were also calls to 311 for blocking the alley during HS’s carnival November 2011. In addition, speakers and amplification were used within 20ft. of SF zoned and used properties, contrary to City Sound Department’s instructions to Home Slice for that event.

It is not possible to mitigate adverse impacts of the proposed venue on adjacent residential and still permit for the peaceable enjoyment of the resident’s homes. It is not possible to protect the health and safety of residents living in areas adjacent to the proposed venue.

Exhibit A
The substantial investments homeowners have made into the properties should not be discounted for the interests of one commercial enterprise that will negatively impact the residents, other businesses, churches and schools. Our residents have invested time, energy and funds to improve the entire neighborhood and should not bear the burden of becoming the new entertainment district. Many of the most involved and invested residents are families with young children, and keeping the neighborhood diverse and one that will populate our public schools is desirable and smart long-term planning.

The single family zoned and used lots along S Congress are half block in on either side of the Avenue, and if this OMV is not overturned, one would expect that Perla’s, Hop Doddy, South Congress Café, Wahoo Fish Tacos, Magnolia’s, Doc’s Motorworks, Zen, Amy’s and future restaurant foot prints to follow as outdoor music venues. We have a good and truly diverse demographic of interesting visitors already and shouldn’t do something that will make South Congress akin to Sixth Street or like SXSW throughout the year.

Given the peculiar problems we already experience in South Congress area with parking and safe walking along the side streets, this is a very bad addition to a single family neighborhood.

*SRCC General Meeting Minutes March 6, 2012*

NEW BUSINESS
9. 7:40 Home Slice Pizza Outdoor Music Venue Request
Presenter: Mary Lovell, Member
Home Slice has applied for an outdoor music venue permit despite being within 100ft of a private residence. Some residents only have access to their homes via the alleyway next to Home Slice and expect a large outdoor event will make getting home difficult if not impossible.

MOTION: Mary Lovell / Russell – to register the SRCC as an interested party and to oppose the outdoor music permit for Home Slice = PASSED
OUTDOOR MUSIC
VENUE APPEAL

If you are an applicant and/or property owner or interested party, and you wish to appeal a decision on an Outdoor Music Venue permit, the following form must be completed and filed with the Director of Planning and Development Review Department, City of Austin, at the address shown above. The deadline to file an appeal is 14 days after the decision was issued by the accountable official. If you need assistance, please contact at (512) 974-2686.

CASE NO. 80-2012-0032
VENUE NAME Home Slice Pizza
VENUE ADDRESS 1415 S Congress Ave
Austin, TX 78704
CITY CONTACT Clara Hilling

DATE APPEAL FILED 3/1/12
YOUR NAME Mare Hopkins
SIGNATURE Mare Hopkins
YOUR ADDRESS 201 Park Lane
Austin, TX 78704

SECTION OF CODE APPEALED: 9-2-262

INTERESTED PARTY STATUS: Indicate how you qualify as an interested party who may file an appeal by the following criteria: (Check one)
☐ I am the notice owner of single family use
☐ I am the applicant or agent representing the applicant
☐ I am a representative of a neighborhood association and submitted my opposition in writing (date)
☐ I am the notice owner of a multifamily use located adjacent to the venue (new permits only)

In addition to the above criteria, I qualify as an interested party by one of the following criteria: (Check one)
☐ I am the notice owner of single family use located within 600 feet of the subject site.
☐ I am the notice owner of a multifamily use located adjacent to the venue.
☐ I am an officer of a neighborhood or environmental organization whose declared boundaries are within 600 feet of the subject site.

DECISION TO BE APPEALED*: (Check one)
☐ Approval of an Outdoor Music Venue Permit
☐ Denial of an Outdoor Music Venue Permit

STATEMENT: Please provide the decision being appealed and the specific grounds for the appeal. If specific grounds are not provided appeal will not be considered valid:

The Home Slice proposed venue is simply too close to residences. Also, the noise level is too loud by itself - let alone added to the already (too many) established outdoor music venues when all of them have music playing it is not music and more. It is just horrible noise... I am adamantly opposed to Home Slice having an outdoor music permit!

Date of Decision: ___________________

(Attach additional page if necessary.)