

**STAFF REPORT
OUTDOOR MUSIC VENUE PERMIT**

CASE NUMBER: SO-2013-0035

NAME AND LOCATION OF BUSINESS: Tiniest Bar In Texas, 817 W 5th St

ZONING: DMU

APPLICANT/AGENT: Jason Subt

APPELLENT: Austin City Lofts Neighborhood Association (Ian Inglis)

REQUEST: Outdoor Music Venue Permit

TIMELINE/SUMMARY OF ACTIONS:

- Application Received: January 30, 2013
- Notice Mailed: February 5, 2013
- Date to Register as Interested Party: February
- Application Approval: February 25, 2013
- Appeal Received: March 9, 2013
- Deadline To Appeal Decision: March 11, 2013

STAFF RECOMMENDATION: Staff recommends denial of appeal for the following reasons:

- Hours for which permit is issued are consistent with those established by City Code and a condition on Tiniest Bar in Texas's site plan agreed upon by Tiniest Bar in Texas and the Austin City Lofts Neighborhood Association.
- Venue has a good record of compliance with several temporary sound permits obtained since 2010.
- Construction of stage structure has mitigated previous negative impacts.

HOURS OF OPERATION:

10:00 a.m. to 10:00 p.m. Sunday
10:00 a.m. to 10:00 p.m. Monday
10:00 a.m. to 10:00 p.m. Tuesday
10:00 a.m. to 10:00 p.m. Wednesday
10:00 a.m. to 11:00 p.m. Thursday
10:00 a.m. to Midnight Friday
10:00 a.m. to Midnight Saturday
75 Decibels

LEGAL INTERESTED PARTIES:

- Austin City Lofts Neighborhood Association (Ian Inglis)

EXISTING ZONING AND LAND USES:

	ZONING	LAND USES
SITE	DMU	Cocktail Lounge
NORTH	DMU-CURE	Parking Lot
SOUTH	DMU-CURE-CO	Office
EAST	P	Shoal Creek
WEST	DMU	Office

COMPLAINTS SINCE PERMIT ISSUED: (Provided by Tara Long, APD)

See Attached Report