Item C-21 1 of 10

SUBDIVISION REVIEW SHEET

CASE NO.: C8-2015-0113.0A **P.C. DATE:** December 8, 2015

SUBDIVISION NAME: Crest Haven Addition, Resubdivision of Lot 19, Block 1

<u>AREA</u>: 1.018 <u>LOT(S)</u>: 4

OWNER/APPLICANT: (Urban Ventures) **AGENT:** South Engineers

(Matt Dringenberg)

ADDRESS OF SUBDIVISION: 2102 E M Franklin Avenue

GRIDS: ML24 **COUNTY**: Travis

WATERSHED: Tannehill Branch **JURISDICTION:** Full-Purpose

EXISTING ZONING: SF-3-NP **DISTRICT:** 1

NEIGHBORHOOD PLAN: MLK

PROPOSED LAND USE: Single-family

ADMINISTRATIVE WAIVERS: None

<u>VARIANCES</u>: The applicant requests a variance from LDC Section 25-4-175(A)(2) to allow a resubdivision with a flag lots design. (RECOMMENDED, see attached memorandum from subdivision review staff).

SIDEWALKS: Sidewalks will be provided on both sides of all internal streets and the subdivision side of boundary streets.

DEPARTMENT COMMENTS: The request is for approval of the Crest Haven Addition, Resubdivision of Lot 19, Block 1. The proposed plat is composed of 4 lots on 1.018 acres. The applicant proposes to resubdivide one lot into four lots for residential use. The proposed lots will utilize a joint use access easement for access to E.M. Franklin Ave. All City of Austin utilities are available. The applicant has paid parkland fees in lieu of land dedication. The developer will be responsible for all costs associated with any required improvements.

STAFF RECOMMENDATION: The staff recommends approval of the plat subject to the Commission's approval of the above referenced variance request. This plat meets all applicable State and City of Austin LDC requirements.

PLANNING COMMISSION ACTION:

CITY STAFF: Don Perryman **PHONE:** 512-974-2786

e-mail: don.perryman@austintexas.gov

Item C-21 2 of 10



MEMORANDUM

TO: Members of the Planning Commission

FROM: Don E. Perryman, Planner Senior

Development Services Department

DATE: December 1, 2015

SUBJECT: C8-2015-0112.0A Cresthaven Addition, Resubdivision of Lot 7, Block 1

Flag Lot variance request

The applicant for the above referenced subdivision application has requested a variance from Section 25-4-175(A)(2) of the Land Development Code to utilize a flag lot design for a resubdivision creating 4 single family residential lots. In reviewing the variance request, staff evaluated the request based upon the criteria below, (see criteria and staff response):

(i)has provided accessibility for emergency responders;

The applicant has met with Austin Fire Department review staff and AFD staff has determined that the flag lot configuration proposed will not inhibit accessibility for emergency responders. However, improvements may be required including the possibility of a fire lane, installation of new hydrants, or sprinkling of structures.

(ii) has adequate room for required utilities

The applicant has provided a driveway and utility plan to reviewers for the City of Austin Water and Wastewater review and Austin Energy Departments. The reviewers have determined after review of the utility/driveway plan that there is adequate room to provide utility service to both lots and utilities will not cross the proposed new lot lines.

(iii) enhances environmental and tree protection;

Item C-21 3 of 10

The applicant has provided a tree survey to arborist staff with the City of Austin and the arborist have no objections or further recommendations.

(iv) is otherwise compatible with the surrounding neighborhood;

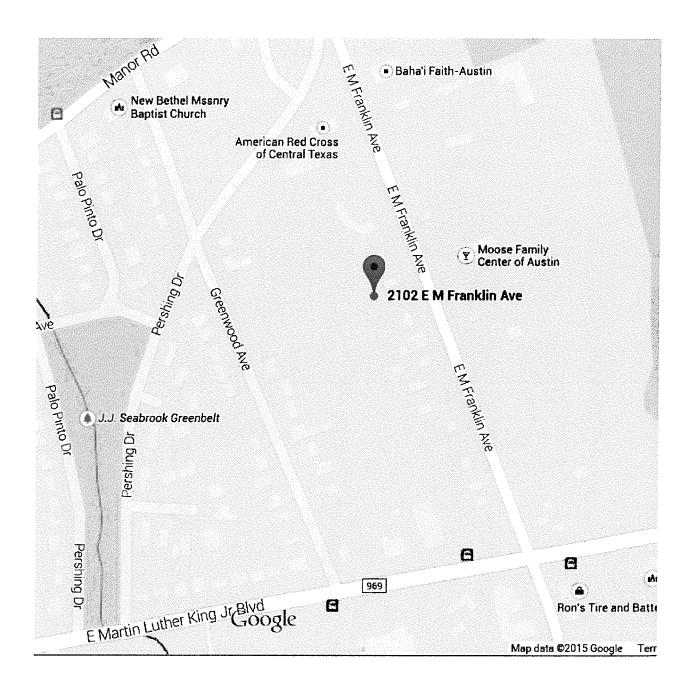
The applicant has provided an exhibit, (see attached, Surrounding Neighborhood Exhibit and applicant statement) which generally shows the development pattern in the immediate vicinity. According to the map provided, (attached), the proposed flag lots are generally keeping with the average lots size within the immediate vicinity. Staff believes that a flag lot design is compatible with the surrounding neighborhood.

(v) the applicant provides a copy of any existing private deed restrictions;

The applicant has determined that there are no existing private deed restrictions that apply to this property.

Based upon review of these criteria, staff **recommends** the variance request to develop a flag lot as a part of this resubdivision request.

LOCATION MAP



Item C-21 5 of 10

VICINITY MAP -NOT TO SCHE SITE LAST 12th STREET

EM FRANKLIN AVENUE

(PLATTED REDWOOD AVENUE - 70' R.O.W.)

58.73'

LOT F 9433 SQ.FT.

-10' E.T.E.

S 19*22*48*E 58.65* N 19*22*48*V 58.65* CREST HAVEN ADDITION VOL. 502, PG. 425

LOT 20

ROBERT JUSTIN

DOC# 2010089312

299

28

CREST HAVEN ADDITION

VOL. 502, PG. 425

LOT 8

JERALDINE R. MCBRYDE VOL. 4856, PG. 247

(\$ 19*49'E 148') 20*16'44'E 147.82'

59.09

15' E.T.E.

7.6E.BE.BL S 107397E 159.86 1423 SQ.FT 159.86

S 19*25'01'E 59.14'

16' P.H.F. &

J.U.A.E.

LOT H 12638 SQ.FT.

~08.741 3°E1'65°05 2

PROPOSED RESUBBIVISION OF LOT 7. BLOCK "1" OF THE CREST HAVEN ADDITION

LEGEND

10,263 SQ. FT. LOT G

SCALE: 1"=50"

™®<

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O PIPE FND.

E.T.E.

IRON ROD FND

IRON ROD SET

PROPOSED SIDEWALK

P.U.E. PUBLIC UTILITY EASEMENT
J.U.A.E. JOINT USE ACCESS EASEMENT

ELECTRIC & TELECOMMUNICATIONS EASIENT

CREST HAVEN ADDITION SEE

CREST HAVEN ADDITION

LOT 6

RUDOLPH H. & JOYCE K.

DOC.# 2001032882

VOL. 502, PG. 425

₹.

LOT 18

E-135 PROPERTIES DOC.# 2015024515

THE RESUBDIVISION OF LOT 19, BLOCK "1" OF THE CREST HAVEN ADDITION

STATE OF TEXAS

COUNTY OF TRAVIS

KNOW ALL MEN BY THESE PRESENTS:

That I. Rose Cole, being principal of Urban Verburs, LLC. a Limited Liability Corporation, owner of tot 19, Block 11, Creat Horen Addition, as received in Youans 502, Page 425, Plat Records of Travis Gounty, Texas, conveyed by deed of record in December to March 20, Page 425, Plat Records of Travis County, Ireas, and soid subdivision having been approved for resubdivision pursuant to the public netification and hearing provisions of Chapter 212,014 of the Local Covernment Code, do hereby cerebilities of the County of the County

"THE RESUBDIVISION OF LOT 19, BLOCK "1" OF CREST HAVEN ADDITION"

and do hereby dedicate to the public use of all streets and easements shown hereon, subject to any easements and/or restrictions heretafore granted and not released.

8y:
Ross Cole, President
Urban Ventures, LLC
405 W. 30TH ST.
AUSTIN, TX 78705

Print Nome Notory in and for the State of Texas My Commission expires:

A MARIMEE TO SECTION 254-175(AVS) OF THE LAND DEVELOPMENT CODE, WAS GRANTED BY THE ZONING AND PLATTING COMMESSION, PLANNING COMMESSION, PLANNING COMMESSION, COMPETED AND AUTHORIZED FOR RECORD BY THE DIRECTOR, DEVELOPMENT SERVICES DEPARTMENT, CITY OF AUSTIN, COUNTY OF TRANS, THIS THE

J. RODNEY GONZALEZ, DIRECTOR DEVELOPMENT SERVICES DEPARTMENT

STATE OF TEXAS:

DANA DEBEAUTOR, COUNTY CLERK, TRAVIS COUNTY, TEXAS

SURVEYED BY:
ROGER L. WAY
ALL POINTS SURVEYING
1714 FORTIVEW ROAD SUITE 200
AUSTIN, TEXAS 78704
(512)440-0071

ROGER L. WAY, RPLS #3910

FLOOD PLNIN NOTE: NO PORTION OF THIS TRACT IS WITHIN THE DESIGNATED FLOOD HAZARD AREA AS SHOWN ON THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FLOOD INSURANCE RATE MAP (FIRM) #48453C 0465H , TRANS COUNTY, TEXAS, DATED SEPTEMBER 26, 2008.

DATE

ENGINEERED BY:

MATTHEW A. DRINGENBERG, PE∯114250 SOUTHWEST ENGINEERS 142 CHAARRON PARK LOOP, SUITE A BUDA, TEXAS 78810 (512)312-4336

SURVEYOR'S NOTES

1. NO OBJECTS, INCLUDING BUT NOT LIMITED TO BUILDINGS, FENCES OR LANDSCAPING SHALL BE ALLOWED IN DRAINAGE EASEMENTS EXCEPT AS APPROVED BY THE CITY OF AUSTIN.

2. ALL DRAINAGE EASEMENTS ON PRIVATE PROPERTY SHALL BE MAINTAINED BY THE PROPERTY OWNER OR THEIR ASSIGNS.

3. PROPERTY OWNERS OR THEIR ASSIGNS SHALL PROVIDE FOR ACCESS TO DRAINAGE EASEMENTS AS MAY BE NECESSARY AND SHALL, NOT PROHIBIT ACCESS BY GOVERNMENTAL AUTHORITIES.

4. A CITY OF AUSTIN SITE DEVELOPMENT PERMIT IS REQUIRED PRIOR TO ANY SITE DEVELOPMENT.

5. THE OWNER SHALL BE RESPONSIBLE FOR INSTALLATION OF TEMPORARY EROSION CONTROL, REVEGETATION AND TREE PROTECTION. IN ADDITION TO THOSE MIDICATED, THE OWNER SHALL BE RESPONSIBLE FOR ANY TREE PRIMINGS AND TREE REQUAL, THAT IS WITHIN 10 FEET OF THE CEMPERALM OF THE PROPOSION OF T

6. THE OWNER OF THIS SUBDIVISION, AND HIS OR HER SUCCESSORS AND ASSIGNS, ASSUMES RESPONSIBILITY FOR PLANS FOR CONSTRUCTION OF SUBDIVISION IMPROVEMENTS WHICH COURTY WITH APPLICABLE CODES AND REQUIREMENTS OF THE CITY OF AUSTIN. THE OWNER UNDERSTANDS AND ACKNOWLEDGES THAT PLAT WANTON OR REPLATING MAY BE REQUIRED, AT THE OWNER'S SOLE EXPENSE, IF PLANS TO CONSTRUCT THE SUBDIVISION ON ONT COUNTY WITH SUCH CODES AND REQUIREMENTS.

7. PRIOR TO CONSTRUCTION ON LOTS IN THIS SUBOMISION, DRAINAGE PLANS WILL BE SUBMITTED TO THE OTHER AUSTIN FOR REVIEW. RAINFALL RUN-OFF SAUL BE HELD TO THE AMOUNT EXISTING AT UNDERVECTOR'S STATUS BY PORMON OR OTHER APPROVED METHODS.

E. BY APPROVINC THE PLAT. THE CITY OF AUSTIN ASSUMES NO GRUGATION TO CONSTRUCT MAY MEMBASTRUCTURE OF CONTROL METH HES SERRORSON AND AUSTINICITURE REQUIRED FOR THE DOYLD PRINCIPLE REQUIRED FOR THE DOYLD PRINCIPLE REQUIRED FOR THE DOYLD FOR THE LOTS IN THIS SUBDIVISION OF HER EMPROSED IN THE CONTROL OF THE LOTS. FULLIBLE TO CONSTRUCT ANY REQUIRED IMPASTRUCTURE TO CITY STANDARDS MAY BE JUST CAUSE FOR THE CITY TO DEPT APPLICATIONS FOR CERTIFICATE OF COUPLINGS.

9. PUBLIC SIDEWALKS, BUILT TO CITY OF AUSTIN STANDARDS, ARE REQUIRED ALONG THE FOLLOWING STREETS AND AS SHOWN BY A DOTTED LINE ON THE FACE OF THE FLAT: ELM FRANKLIN. THESE SDEWALKS SHALL BE IN PLACE PRIOR TO THE LOT BERIOR OCCUPIENCI, FAILURE TO CONSTRUCT THE REQUIRED SDEWALKS SHALL BY RESULT IN THE WITHHOLDING OF CERTIFICATES OF OCCUPANCY, BUILDING PERMITS, OR UTILITY COMPANY.

10. EROSION AND SEDIMENTATION CONTROLS ARE REQUIRED FOR ALL CONSTRUCTION IN THIS SUBDIMISION PURSUANT TO THE LAND DEVELOPMENT CODE.

11. ALL SIGNS SHALL COMPLY WITH THE CITY OF AUSTIN SIGN ORDINANCE.

12. BUILDING SETBACK LINES SHALL BE IN CONFORMANCE WITH THE CITY OF AUSTIN ZONING ORDINANCE REQUIREMENTS.

13. AUSTIN ENERGY MAS THE ROIT TO PRINE AND/OR REMOVE TREES, SHRIBBERT MAD GIVER DISTRICTIONS TO THE CYTENT HECESSAY! TO LEEP THE ASSENDENTS CLEAR AUSTIN ENERGY MILL PREFORM ALL TREE WORK IN COMPLIANCE WITH CHAPTER 25-8, SUBCHAPTER 8 OF THE CITY OF AUSTIN LAND DEVLOPMENT CODE.

14. THE CONVERY/IDSCLEPPER OF THIS SUBDOMSION/LOT SHALL PROVIDE AUSTIN ENERGY WITH ANY EASEMENT AND/OR ACCESS REQUIRED, IN ADDITION TO THOSE INDICATED FOR THE INSTALATION AND ONGOING MAINTENANCE OF THE CONTROL FOR ACCESSES AND ACCESSES AND ACCESSES THE STILL TO PROVIDE ELECTRIC STORCE OF CONTROL SO AS TO CAUSE THE STILL TO BE OUT OF COMPLIANCE WITH CHAPTER 25-8 OF THE CITY OF AUSTIN LAND.

15. THE WATER AND WASTEWATER UTILITY SYSTEM SERVING THIS SUBDIVISION MUST BE IN ACCORDANCE WITH THE CITY OF AUSTIN UTILITY DESIGN CRITERIA. THE WATER AND WASTEWATER UTILITY PLAN MUST BE REVIEWED AND APPROVED BY THE AUSTIN WATER UTILITY, ALL WATER AND WASTEWATER UTILITY PLAN MUST BE INSPECTED BY THE CITY OF AUSTIN. THE LANDOWNER MUST PAY THE CITY INSPECTION FEE WITH THE UTILITY CONSTRUCTION.

16. THE WATER AND WASTEWATER EASEMENTS INDICATED ON THIS PLAT ARE FOR THE PURPOSE OF CONSTRUCTION, OPERATION, MAINTENANCE, REPAIR, REPLACEMENT, UPGRADE, DECOMMISSIONING AND REMOVAL OF WATER AND/OR WASTEWATER FACULITIES AND APPURITEMANCES, NO OBJECTS, INCLUDING BUT NOT LIMITED TO BULDINGS, RETAINING WALLS, TREES OR OTHER STRUCTURES ARE PERMITTED IN WATER AND/OR WASTEWATER EASEMENTS EXCEPT AS APPROVED BY THE CITY OF AUSTIN AND TRANS COUNTY, TEMAS.

17. NO LOT SHALL BE OCCUPIED UNTIL THE STRUCTURE IS CONNECTED TO THE CITY OF AUSTIN WATER AND WASTEWATER UTILITY SYSTEM.

18. PRIOR TO CONSTRUCTION, EXCEPT DETACHED SINGLE FAMILY ON ANY LOT IN THIS SUBDIMISION, A SITE DEVELOPMENT PERMIT MUST BE OBTAINED FROM THE CITY OF AUSTIN.

19. ALL STREETS WILL BE CONSTRUCTED TO THE CITY OF AUSTIN STANDARDS.

20. THE OWNER OF THE PROPERTY IS RESPONSIBLE FOR MANTANNING CLEARANCES REQUIRED BY THE NATIONAL ELECTRIC SETEM CODE, OCCUMENTANDAL SAFETY AND HEALTH ADMINISTRATION (OSIAL) REGULATIONS, WORKING IN CLOSE PROXIMITY TO OVERHEAD PROPERT LINES. MORE PROPERTIES OF THE OFFICE OF THE OWNER OF THE OWNER CONTROL OF THE OWNER OWNER OF THE OWNER OWNER OWNERS OF THE OWNER OWNER OWNERS. RECORDER OF THE OWNER OWNERS OWNER OWNERS OWNER

21. ALL RESTRICTIONS AND NOTES FROM THE PREVIOUS SUBOMSION, CREST HAVEN ADDITION, SHALL APPLY TO THIS AMENDED/RESUBOMSION PLAT.

22. NO VEHICLES SHALL BE PARKED WITHIN THE JOINT USE ACCESS AND PUBLIC UTILITY EASEMENT.

23. The developer must post fiscal surety for the construction of the driveway prior to plot approval and must construct the driveway during construction of the streets within the subdivision, or within the term of the fiscal instrument if no streets are constructed within the subdivision.

24. The developer must construct a driverary, designed by a professional engineer, to have an oil—weather success and a powering structure meeting of least private street standards. The driverary must be sent to be a superior of the driverary confining the 100-year storm event.

25. The developer must erect signs indicating "private driveway" at the driveway entrance.

28. Lots A, B, C, and D shall have access from Greenwood Avenue only through the joint use access easement, as shown on the plat.

27. The developer must construct a turneround meeting City of Austin Fire Criteria at the end of the driveway, or no further than 200 feet from the end of the driveway, and must obtain a written signature from the error fire service providers ocknowledging their approval of the joint use driveway.

28. The driveway may be used by public service personnel and equipment for servicing public utilities.



ALL POINTS SURVEYING
1714 FORTVIEW ROAD - SUITE 200
AUSTIN TX. 78704
TELE. (512) 440-0071 - FAX. (512) 440-0199
FIRM REGISTRATION NO. 10118800

JOB NO. 05B16715 CASE NO. CB-2015-0113.0A 05-13-15 SCN





SOUTHWEST ENGINEERS

Civil | Environmental | Land Development

TBPE NO. F-1909

HEADQUARTERS

www.swengineers.com

CENTRAL TEXAS

307 St. Lawrence Street, Gonzales, TX 78629 P: 830.672.7546 F: 830.672.2034

(L

142 Cimarron Park Loop Ste. A, Buda, TX 78610

P: 512.312.4336

May 19, 2015

Mr. Greg Guernsey, Director City of Austin Planning and Development Review Department P.O. Box 1066 Austin, Texas 78767

RE:

Resubdivision of Lot 19, Block 1, Crest Haven Addition

SWE Project No. 0588-001-15

Variance from LDC Section 25-4-175(A)(2)

Dear Mr. Guernsey:

Please accept this letter as a request for a variance from Section 25-4-175(A)(2) of the City of Austin Drainage Land Development Code for Flag Lots. The tract is described as Lot 19, Block 1, Crest Haven Addition. This property is zoned for SF-3-NP and is in the Tannehill Branch Watershed, which is classified as Urban. It will be developed, constructed, and maintained in accordance with the terms and conditions of the Land Development Code, Chapter 25. No portion of this property is located within the limits of the 100-year flood plain, according to the Federal Flood Insurance Administration Firm Panel No. 48453C0465H, dated September 26, 2008.

The proposed development activity meets the criteria for Section 25-4-175(A)(2) of the Land Development Code; therefore, the proposed development is allowed to consist of flag lots. The conditions are satisfied as follows:

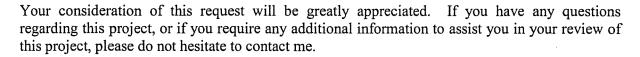
(a)

- (i) The site provides accessibility for emergency responders with a 16-ft driveway and access easement, as demonstrated on the attached Driveway and Utility Exhibit.
- (ii) The site has adequate room for required utilities as demonstrated on the attached Driveway and Utility Exhibit.
- (iii) The site enhances environmental and tree protection by minimizing the impacts to existing trees and/or obtaining the required Tree Permits.
- (iv) The site is compatible with the surrounding neighborhood.
- (b) There are no known existing private deed restrictions for this site.



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Page 2 of 2 May 19, 2015



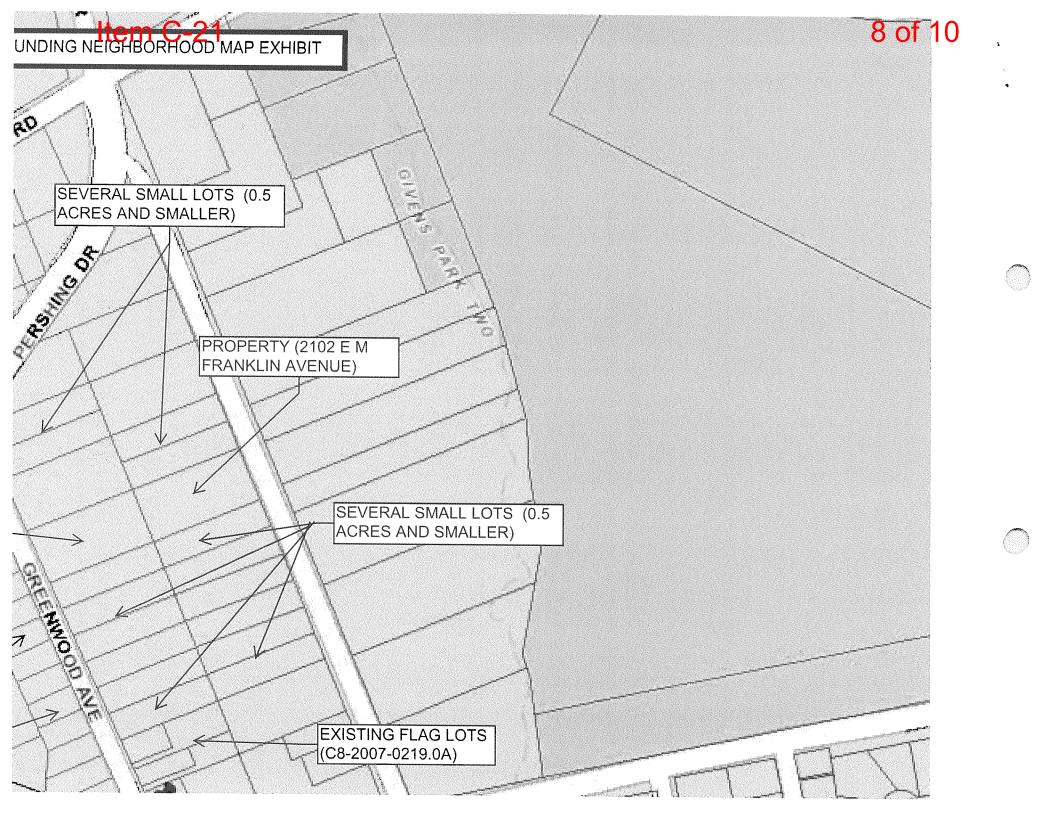
Respectfully submitted,

Matt Dringenberg, P.E.

Project Engineer

Attachments:

(1) Driveway and Utility Exhibit



9 of 10

PUBLIC HEARING INFORMATION

Although applicants and/or their agent(s) are expected to attend a public hearing, you are not required to attend. However, if you do attend, you have the opportunity to speak FOR or AGAINST the proposed development or change. You may also contact a neighborhood or environmental organization that has expressed an interest in an application affecting your neighborhood.

During a public hearing, the board or commission may postpone or continue an application's hearing to a later date, or recommend approval or denial of the application. If the board or commission announces a specific date and time for a postponement or continuation that is not later than 60 days from the announcement, no further notice is required.

Commission is required to approve the subdivision by State law if no variances are required, and if it meets all requirements. A board or commission's decision on a subdivision may only be appealed if it involves an environmental variance. A variance may be appealed by a person with standing to appeal, or an interested party that is identified as a person who can appeal the decision. The body holding a public hearing on an appeal will determine whether a person has standing to appeal the decision. A notice of appeal must be filed with the director of the responsible department no later than 14 days after the decision. An appeal form may be available from the responsible department.

An interested party is defined as a person who is the applicant or record owner of the subject property, or who communicates an interest to a board or commission by:

- delivering a written statement to the board or commission before or during the public hearing that generally identifies the issues of concern (it may be delivered to the contact person listed on a notice); or
- appearing and speaking for the record at the public hearing; and:
- occupies a primary residence that is within 500 feet of the subject property or proposed development;
- is the record owner of property within 500 feet of the subject property or proposed development; or
- is an officer of an environmental or neighborhood organization that has an interest in or whose declared boundaries are within 500 feet of the subject property or proposed development.

For additional information on the City of Austin's land development process, visit our web site: http://www.austintexas.gov/development.

Written comments must be submitted to the board or commission (or the contact person listed on the notice) before or at a public hearing. Your comments should include the name of the board or commission, or Council; the scheduled date of the public hearing; the Case Number; and the contact person listed on the notice.

| Case Number: C8-2015-0113.0A |
|--|
| Contact: Don Perryman, 512-974-2786 or |
| Cindy Casillas, 512-974-3437 |
| Public Hearing: Zoning and Platting Commission, Dec 8, 2015 |
| Leonardo V. Gutierrez Jr Dam in favor Your Name (please print) |
| 2102 B Freenwood. Ave Your address(es) affected by this application |
| Signature Nov 24/2018 |
| Signature Date |
| Daytime Telephone: 5/2 388 9795 |
| Comments: |
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| If you use this form to comment, it may be returned to: City of Austin – Development Services Department / 4 th Fl Don Perryman P. O. Box 1088 |
| Austin, TX 78767-8810 |

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Although applicants and/or their agent(s) are expected to attend a public hearing, you are not required to attend. However, if you do attend, you have the opportunity to speak FOR or AGAINST the proposed development or change. You may also contact a neighborhood or environmental organization that has expressed an interest in an application affecting your neighborhood.

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- appearing and speaking for the record at the public hearing; and:
- occupies a primary residence that is within 500 feet of the subject property or proposed development;
- is the record owner of property within 500 feet of the subject property or proposed development; or
- is an officer of an environmental or neighborhood organization that has an interest in or whose declared boundaries are within 500 feet of the subject property or proposed development.

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

City of Austin – Development Services Department / 4th Fl
Don Perryman
P. O. Box 1088
Austin, TX 78767-8810