We are currently needing all signatures by Friday, May 10, 2019 to make our application deadline. Our hearing with the City of Austin will be in June 2019 in front of the Board Of Adjustments.

We would be most grateful if you would sign below and return to us in the addressed envelope as soon as possible. If you receive this and live in the neighborhood we would also be happy to pick it up or you may drop it off in our mail-box.

We are happy to answer any questions you may have. Thank you for your time and consideration,

Mark and Holly Odom 2121 Saratoga Drive, Austin, TX 78733

Mark phone : 512-563-6373

Mark email : Holly phone : 512-669-3003 Holly email :

Please sign below to declare your support for the variance being requested:

EDGEWATER

Owner Address

K McKE

Owner Name

Owner Signature

		C	
(a)	F		NA.
VDEN		C	FA
2			S
1		N	1

options awarded to the lot(s). The additional Impervious Square Footage would allow us to build a moderate home for our family so that a single family home can be constructed. Due to the steep slope of land code indicates that there is zero impervious coverage the Land Development Code. The variance would allow me the ability to Gain additional Impervious Square Footage on lot(s) 7 & 8 I, Mark & Holly Odom, am applying for a variance from the Board of Adjustment regarding Section S25-2-551 // (C) // (3) of

By signing this form, I understand that I am declaring my support for the variance being requested.

Barbara Jaylor	Property Owner Name (Printed)
2905 Edgewater Dr	Address
Barbara Jaylor	Signature



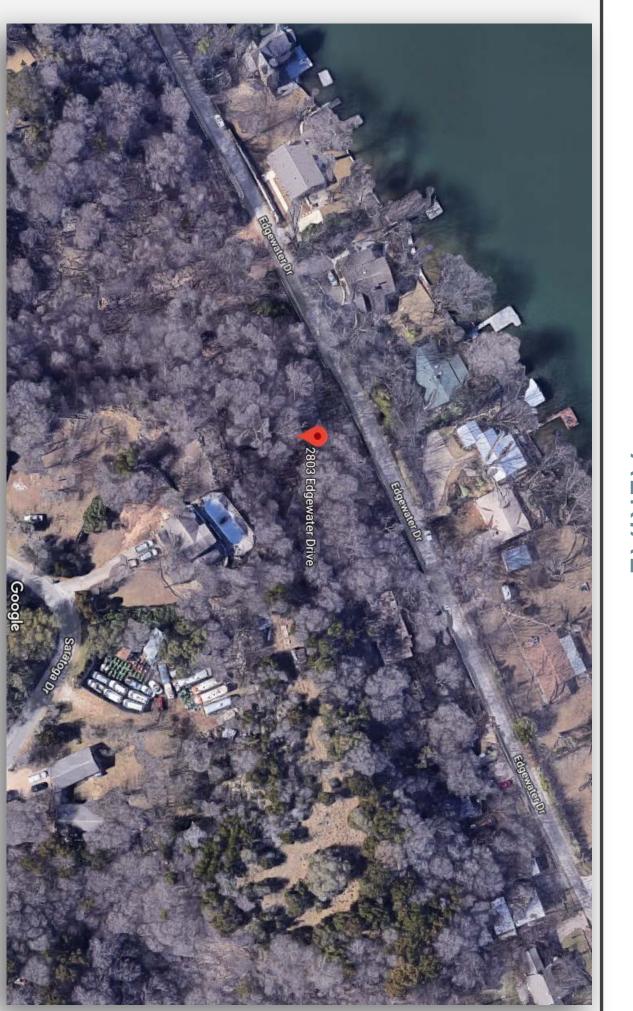
Case# C15-2019-0055



VARIANCE REQUEST

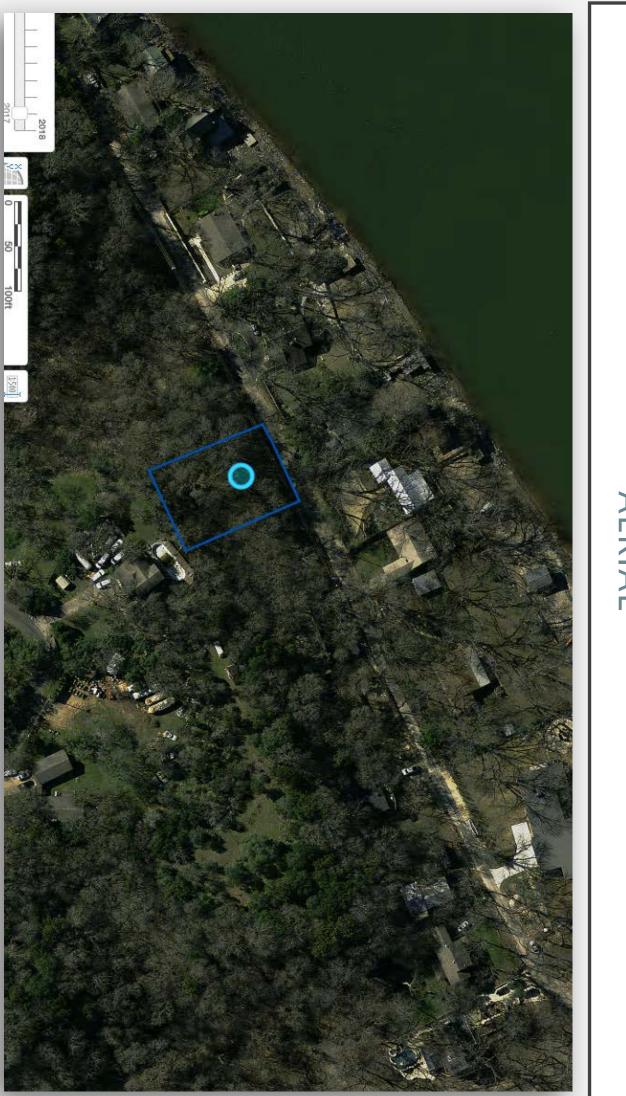
- 1. LDC 25-2-551(c)(3)(c) increase impervious coverage from 0% IC existing to 66% IC proposed in the 25-35% slope category, which allows 5% IC
- 2 LDC 25-2-55I(e)(2) increase impervious coverage from 0% IC existing to 29% IC proposed in a slope category greater that 35% which allows 0% IC





AERIAL

P-2/96



AERIAL

REASONABLE USE

- aforementioned impervious coverage percentages are requested single-family structure and associated improvements. To do so in a reasonable manner, the The property owner is requesting increased impervious cover to accommodate a proposed
- This is a fair and reasonable use in Lake Austin zoning category as that zoning category specifically prescribes development of a residential nature
- improvements are in the most reasonable location. The area proposed for the new residence is the flattest area of the lot. The proposed
- far exceed what is allowed by code. This is unreasonable. The project proposes the most reasonable use of the lot. The lot is so steep that the allowable square footage and related impervious coverage amounts

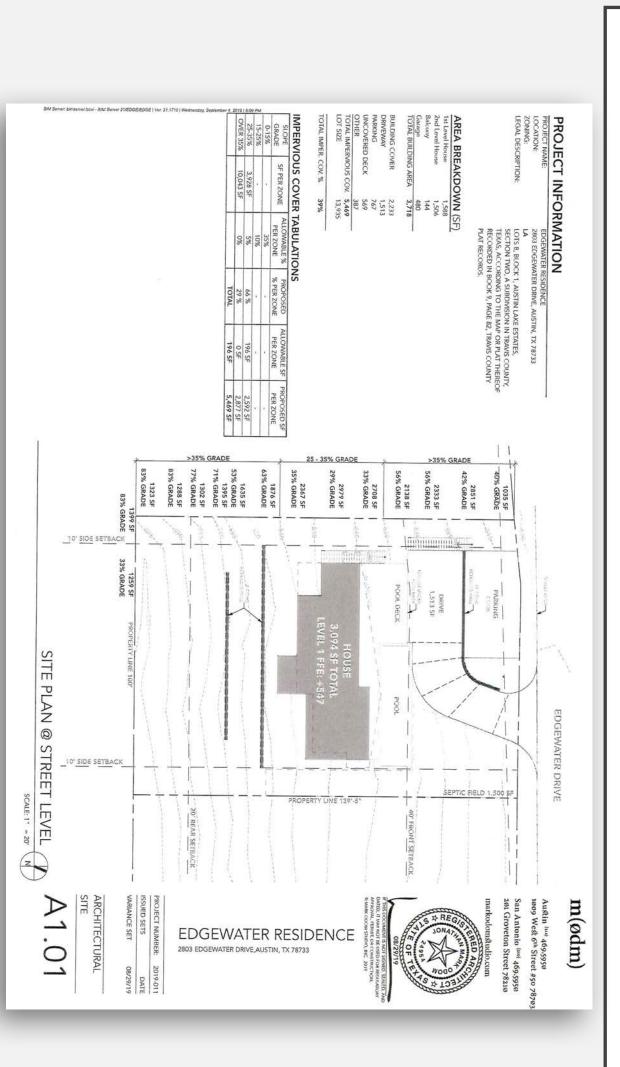
NOT GENERAL TO THE AREA

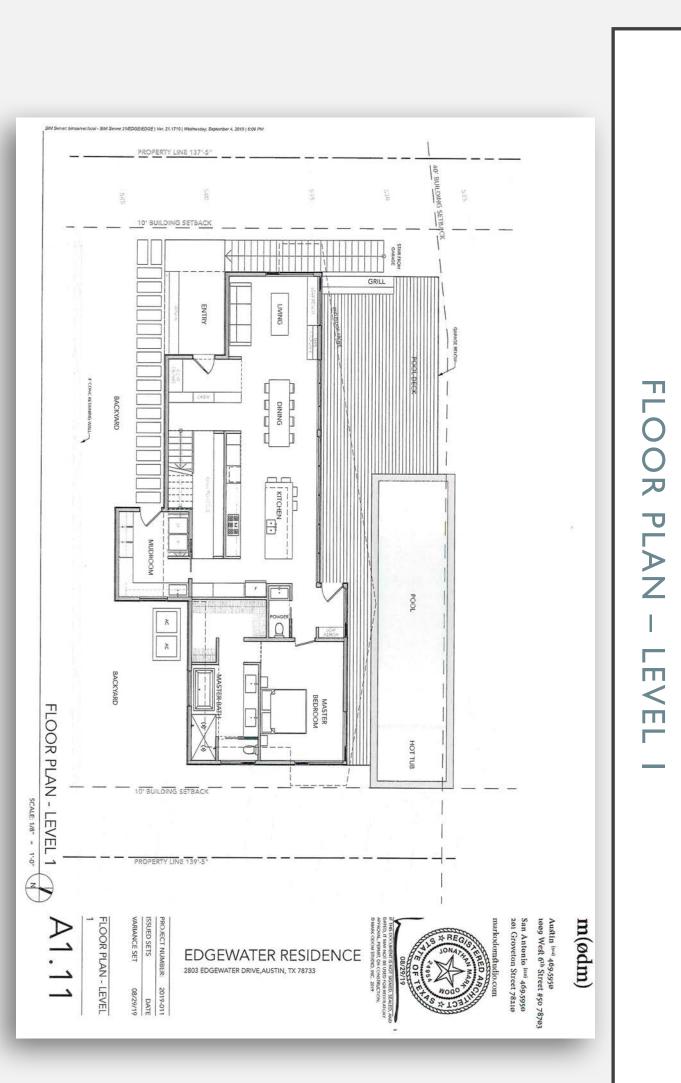
and no frontage on Lake Austin which prohibit a significant amount of land from being utilized in a There are no known vacant lots in the immediate area with the combined hardships of topography reasonable manner.

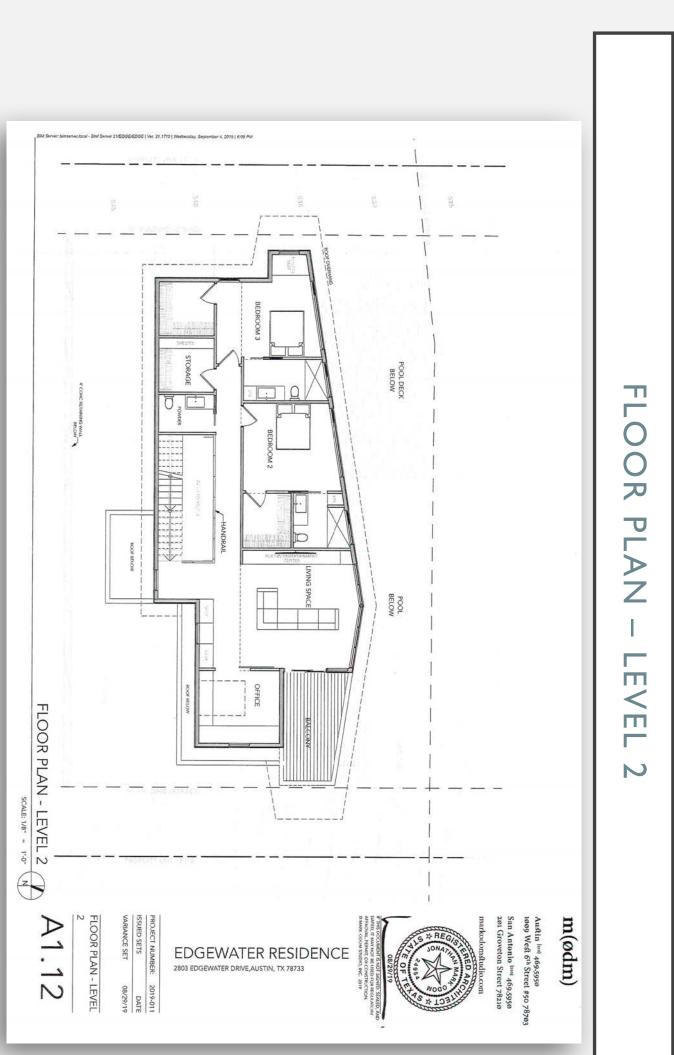
AREA OF CHARACTER

Any construction will be in keeping the varied construction styles found throughout west Austin. There will be no adverse impact to adjacent properties.

SITE PLAN STREET LEVEL

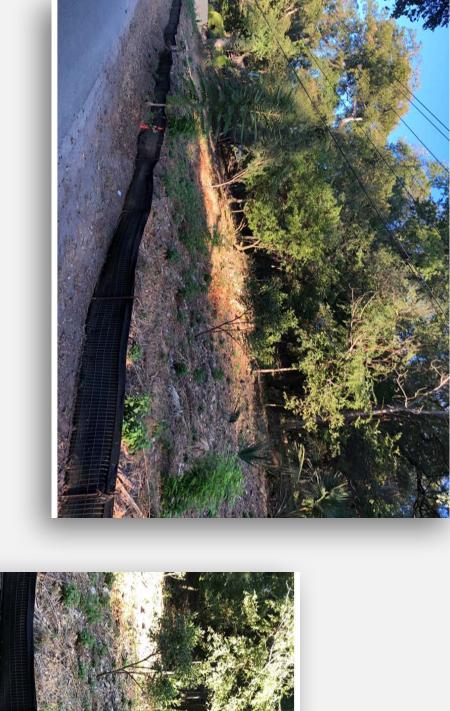






P-2/103 RENDERINGS SD4.01 VIEW PROJECT NUMBER: 2019-011 ISSUED SETS DATE VARIANCE SET m(ødm) San Antonio ^[and] 469.595ø 2ø1 Groveton Street 7821ø Austin ⁽³¹²⁾ 469,5950 1009 West 6th Street #50 78703 markodomstudio.com EDGEWATER RESIDENCE 2803 EDGEWATER DRIVE,AUSTIN, TX 78733 08/29/19

P-2/104





2803 EDGEWATER DR. (SUBJECT SITE)

P-2/105

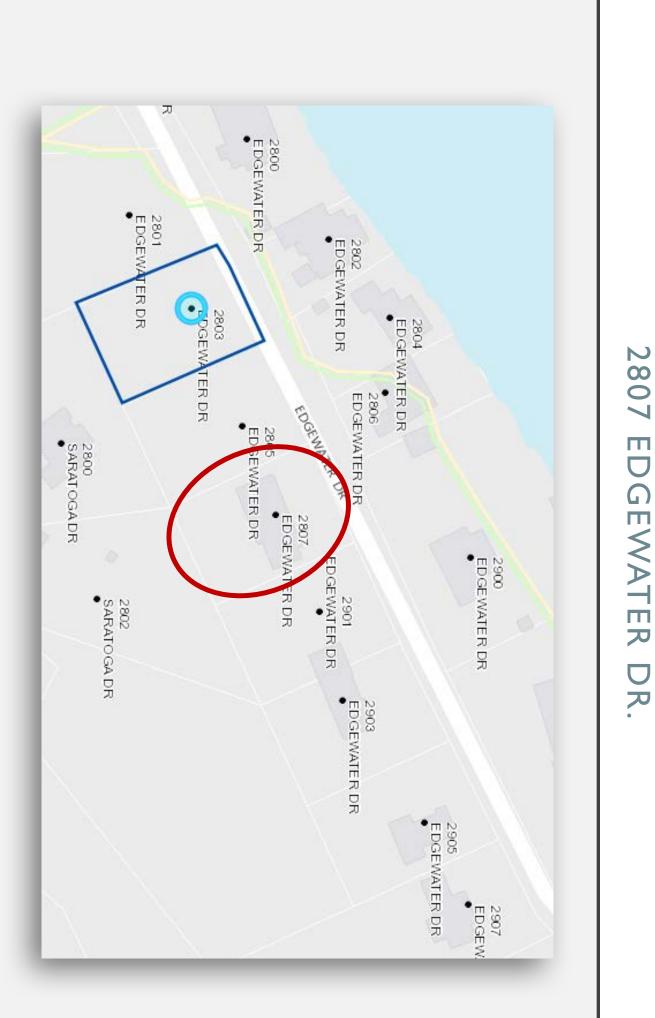


2803 EDGEWATER DR. (SUBJECT SITE)

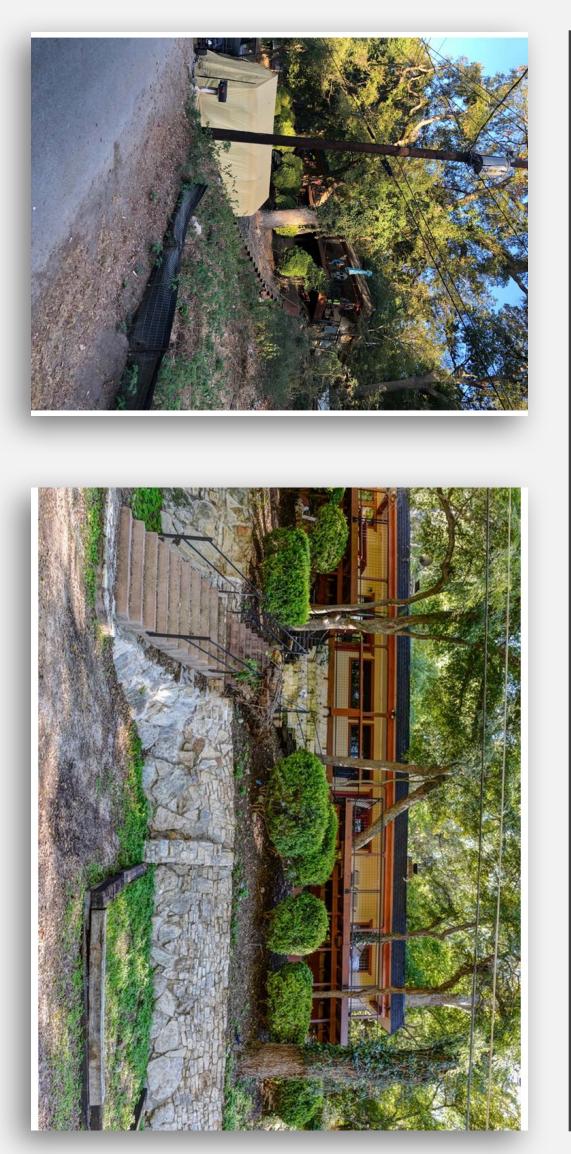
P-2/106



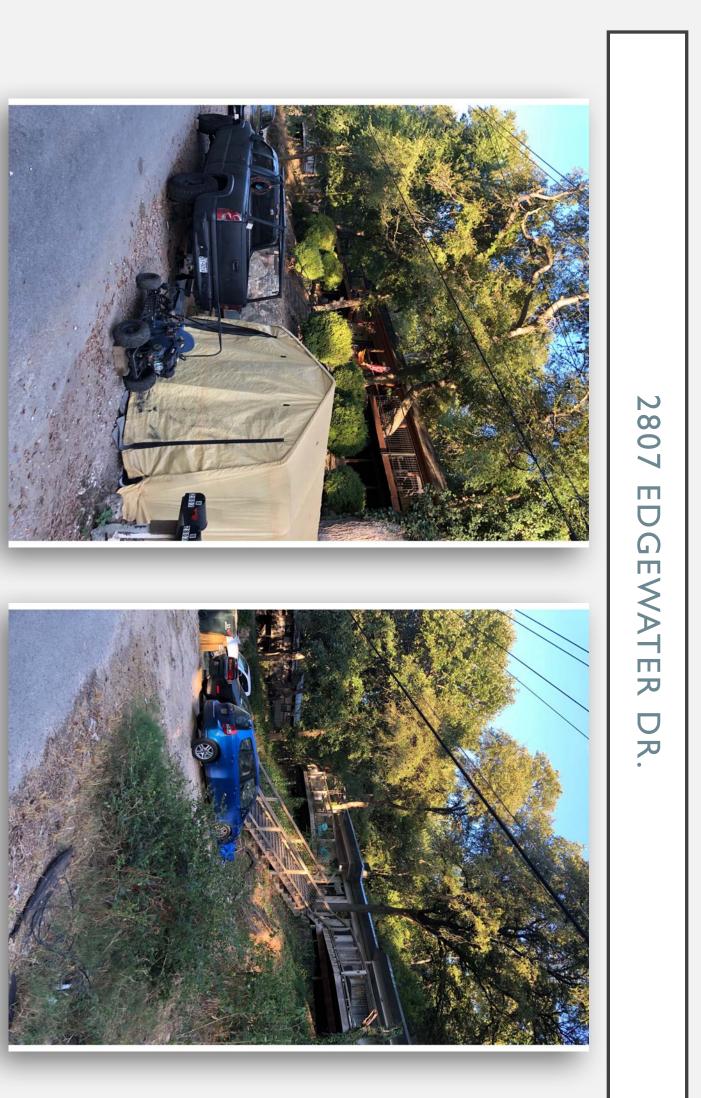
2803 EDGEWATER DR. (SUBJECT SITE)

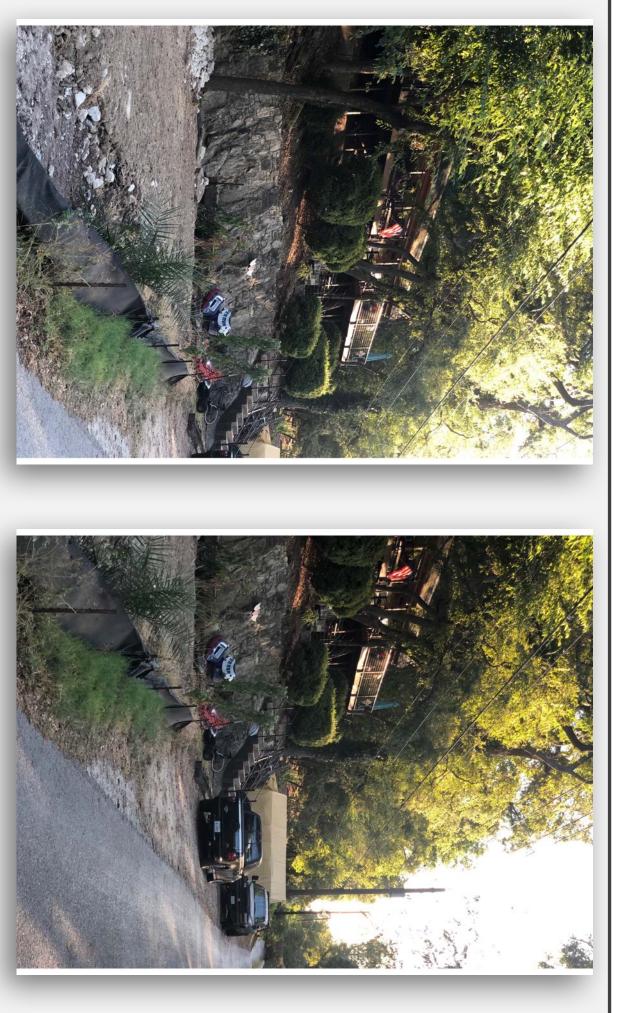


P-2/108

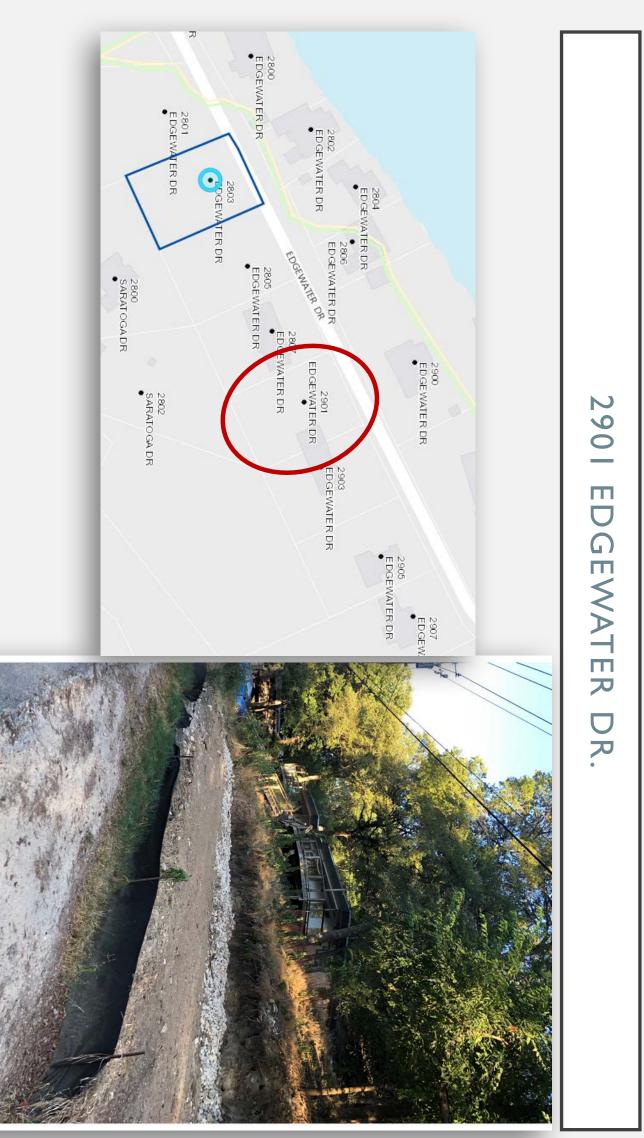


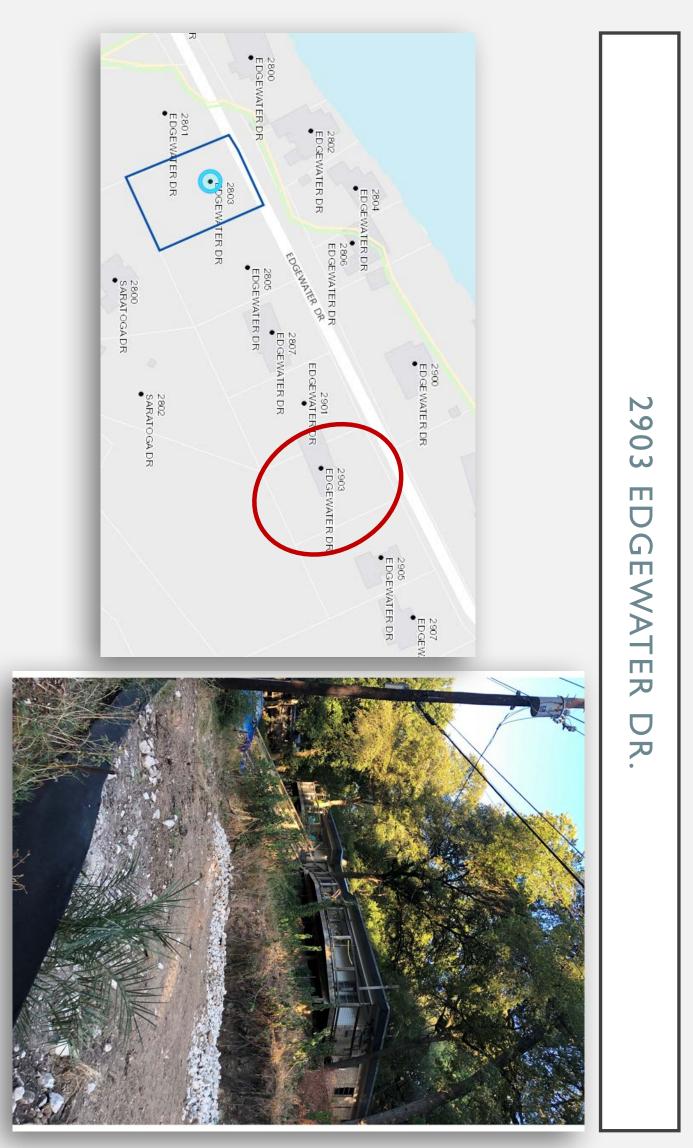
2807 EDGEWATER DR.





2807 EDGEWATER DR.









October 10, 2019

David Cancialosi 2803 Edgewater Dr Austin TX, 78733

Property Description: LOT 8 BLK 1 AUSTIN LAKE ESTATES SEC 2

Re: C15-2019-0055

Dear David,

Austin Energy (AE) has reviewed your application for the above referenced property, requesting that the Board of Adjustment consider variance(s) from the following section of the Land development code:

Section 25-2-551 (C) (3) (c) increase Impervious Cover from 5 percent, on a slope with a gradient of more than 25 percent and not more than 35 percent (required) to 66% (requested); 0% (existing) and; (E) (2) to increase Impervious Cover to 29% for a driveway;

In order to erect a Single-Family Residential home, being in the (LA) Zoning District and Lake Austin, neighborhood.

Austin Energy does not oppose requested variances, provided all proposed and existing improvements follow AE clearance criteria requirements, The National Electric Safety Code and OSHA. Any removal or relocation of existing electric facilities will be at owners/applicants' expense.

Please use this link to be advised of our clearance and safety requirements which are additional conditions of the above review action:

https://library.municode.com/tx/austin/codes/utilities_criteria_manual?nodeId=S1AUENDECR_1 .10.0CLSARE

If you require further information or have any questions regarding the above comments, please contact our office.

Thank you for contacting Austin Energy.

Eben Kellogg - Property Agent Austin Energy - Public Involvement | Real Estate Services 2500 Montopolis Drive Austin, TX 78741 (512) 322-6050

2803 EDGEWATER CI5-2019-0055 **BOA INTERESTED PARTY OPPOSITION**

"The purpose of the Lake Austin (LA) overlay district is to protect the scenic, recreational, and environmental benefits of Lake Austin by restricting the scale and intensity of development near the lake."

from Code of the City of Austin, Texas § 25-2-180 - LAKE AUSTIN (LA) OVERLAY DISTRICT.

2803 EDGEWATER CI5-2019-0055 BOA INTERESTED PARTY CONCERNS PURPOSE OF LA ZONING

- intensity of development near the lake." recreational, and environmental benefits of Lake Austin by restricting the scale and "The purpose of the Lake Austin (LA) overlay district is to protect the scenic,
- from Code of the City of Austin, Texas § 25-2-180 LAKE AUSTIN (LA) OVERLAY DISTRICT.
- We are neighbors and longtime property owners who believe that a variance should not be granted to granting of this variance wish to conserve the Lake Austin environment for the future. We have seen a decade of extremes of that the LA Zoning overlay, which dates to 1982, is far-sighted and EMINENTLY REASONABLE. We becoming the 100 year flood plain. We are determined to walk with courage in opposition to the heat, rainfall, and flooding, of losses of hillsides to erosion and subsidence, of the 500 year flood plain Edgewater. The people who created the plat for Austin Lake Estates in March 1959 might today agree remove most of the impervious cover from the steep hillsides of the Odom family's lot at 2803
- for that project. 2019 the Residential Zoning, Tech Master, Tree Ordinance, OSSF, and Fire Reviews were all REJECTED Application for 2803 and 2805 Edgewater Proposed Development 2019-080248 PR. Note that in June Request C15-2019-2055 as well as documents from the owners' previous Development Review Initial [*This presentation will reference the owners' current BOA Land Code Development Variance

2803 EDGEWATER CI5-2019-0055 BOA INTERESTED PARTY CONCERNS **NOT REASONABLE USE**

- Reasonable Use:
- by code... The impervious coverage numbers [requested] are high". "The lot is <u>so steep</u> that the allowable square footage and related impervious coverage amounts far exceed what is allowed
- They said it! 0% to 66%, 0% to 29% with a "gross lot area's" coverage of ... 39%. We feel that the lot should remain unbuildable with the LA overlay's mandated percentages left intact. The LA Zoning overlay prescribes residential development within the limits mandated. Siting the residence on the flattest part of the lot is irrelevant. In 2019 we believe that the most reasonable use of the lot would be to construct a tiny house in a pier and beam style
- Hardship: All the hardships described ARE general to the street on which the lot is located.
- No Financial Hardship: Many of the persuasive arguments here reference ancient history.
- 2019-080248 PR, was rejected as part of the Development Review, hence the mentioned "legal remedy". We believe that the zoning of the lot was changed from A to LA zoning 37 years ago FOR A GOOD REASON. All the The owners' previous Chapter 245 Vested Rights application for their previous project, proposed development lots on Edgewater are zoned LA.
- LA zoned properties without lake frontage pay Travis County and Eanes ISD taxes, not City of Austin taxes.
- "Substantially less valuable" for 37 years is not a unique hardship. Undeveloped LA zoned lot prices move with Austin's real estate market.
- No Unique Topographical Hardship: There are several lots with similarly steep slopes right there on Edgewater Drive.

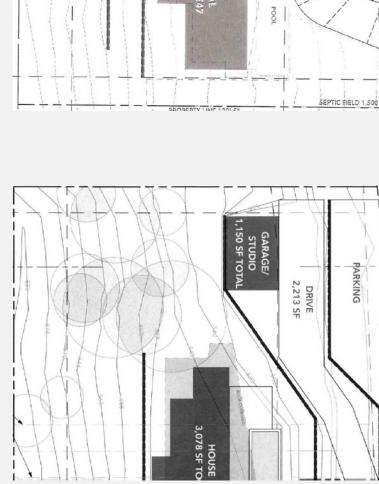
2803 EDGEWATER CI5-2019-0055 BOA INTERESTED PARTY CONCERNS ADVERSE IMPACTS TO ADJACENT PROPERTIES

"There is NO 0-15% slope. There is no 15-25% slope. 28% is 25-35%, 72% is 35% or greater."

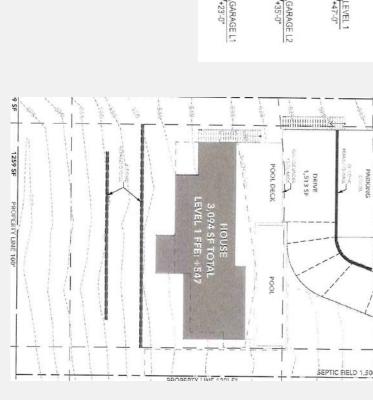
- The requested variance, if granted, WILL alter the character of the area adjacent to the property, WILL zoning district impair the use of adjacent LA zoned properties, and WILL impair the purpose of the regulations of the LA
- Tree removal, trenching, and cutting and filling this steep hillside will completely alter the by homeowners who live beyond it. character of the hillside and may result in erosion, subsidence, and flooding which will effect properties above, below, and alongside the lot, as well as impairing the use of Edgewater Drive

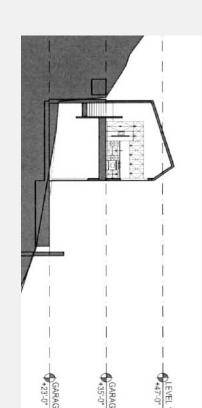


From 2019-080248 PR



Variance Request C15-2019-0055





But it is possible to view this by comparing what was needed in the plan for the garage in 2019-080248 PR.

need to happen in order to cut and fill the hillside and create the [3] needed retaining walls.

No drawings in Variance Request C15-2019-2055 show the amount of trenching which will

alone appears to need a 12' cut and fill. The garage appears to be sited where the pool deck and garage underneath it will now be located. This

*Retaining Walls are shown as bold black lines

9

2803 EDGEWATER CI 5-2019-0055 BOA INTERESTED PARTY CONCERNS TRENCHING EXTENT NOT SHOWN

2803 EDGEWATER C15-2019-0055 BOA EXTENSIVE TREE REMOVAL

Removal of 28 trees which constitute a beautiful Texas wildscape will completely alter the area's character.

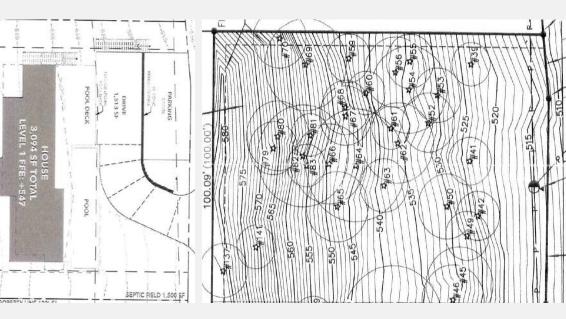
This will destroy the existing ecosystem, greatly impact the privacy of the property at 2800 Saratoga Drive, and guarantee an increased risk of subsidence, hillside erosion, and flooding which will affect all adjacent properties.

*Tree Survey taken from 2019-080248 PR with a comparably sized version of Site Plan C15-2019-2055.

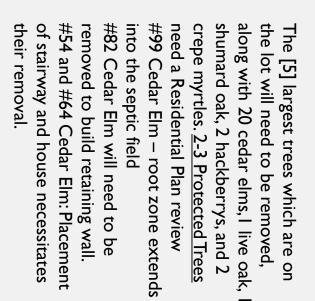
9 SF

1259 SF

PROPERTY LINE 100







2803 EDGEWATER CI 5-2019-0055 BOA INTERESTED PARTY CONCERNS DOMINO EFFECT

- Finally, we worry that approval of a variance for this project could set a precedent which might have a "domino effect" resulting in unwished-for gentrification which risks displacing longtime neighborhood residents.
- This information is provided to alert the Board of Adjustment of our specific concerns. We appreciate your consideration and thank you for your services to the City of Austin.



Susan C Spruance Owner, 2704 Del Rio since 1995 Earl R Hunt and Susan C Spruance Owners, 2701 Saratoga since 2010

A notice of appeal must be filed with the director of the responsible department no later than 10 days after the decision. An appeal form may be available from the responsible department. For additional information on the City of Austin's land development process, visit our web site: <u>www.austintexas.gov/devservices</u> .	 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. 	 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 (<i>it may be delivered to the contact person listed on a notice</i>); or appearing and speaking for the record at the public hearing; and: 	specific date and time for a postponement or continuation that is not later than 60 days from the announcement, no further notice is required.A board or commission's decision 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.	application affecting your neighborhood. During a public hearing, the board or commission may postpone or bontinue an application's hearing to a later date, or recommend approval or denial of the application. If the board or commission aimounces a	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
It you use this form to comment, it may be returned to: City of Austin-Development Services Department/ 1st Floor Elaine Ramirez P. O. Box 1088 Austin, TX 78767-1088 Fax: (512) 974-6305 Scan & Email to: <u>elaine.ramirez@austintexas.gov</u>		Daytime Telephone: Date Date Date Date Date Comments: Grentrification concerns, Concerns, Precedent, Jomino - effect concerns, Precedent, Jomino - effect concerns,	please print	0055 512-974-2202 Adjustment, October 14	Written comments must be submitted to 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. All comments received will become part of the public record of this case.

	ustin's land development <u>s.gov/devservices</u> .	A notice of appeal must be filed with the director of the responsible department no later than 10 days after the decision. An appeal form may be available from the responsible department.	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.	 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 	8 4	a written statement to the board or commission before or public hearing that generally identifies the issues of may be delivered to the contact person listed on a		ho	ices a t later			Although applicants and/or their agent(s) are expected to attend a public be hearing, you are not required to attend . However, if you do attend, you have the opportunity to speak FOR or AGAINST the proposed Ca
ocan & Email to: elaine.ramirez@austintexas.gov	P. O. Box 1088 Austin, TX 78767-1088 Fax: (512) 974-6305	If you use this form to comment, it may be returned to: City of Austin-Development Services Department/ 1st Floor Elaine Ramirez			the Austin halke vacin by avound it	Comments: The lost in a vestion can not Caviromentally be devoloped	U = Signature Date Daytime Telephone: $5 2 - 263 - 8024$	Your address(es) affected by this application		Contact: Elaine Ramirez, 512-974-2202 Public Hearing: Board of Adjustment, October 14 th , 2019	received will become part of the public record of this case.	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. All comments

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specific date and time for a postponement or continuation that is not later than 60 days from the announcement, no further notice is required.	Your Name (please print)
A board or commission's decision 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 multic bearing on an appeal	$\frac{2605-517}{Your address(es)}$ affected by this application
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• appearing and speaking for the record at the public hearing; and:	survival returning walls
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• 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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• appearing and speaking for the record at the public hearing; and:	mour course destable aug
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 For additional information on the City of Austin's land development process, visit our web site: www.austintexas.gov/devservices .	notice of appeal must be filed with the director of the responsible partment no later than 10 days after the decision. An appeal form may available from the responsible department.	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.	I: 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	acturing the public heating that generally identifies the issues of concern (<i>it may be delivered to the contact person listed on a notice</i>); or appearing and speaking for the record at the public hearing;	 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 the board or commission be	A board or commission's decision 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.	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.	Although applicants and/or their agent(s) are expected to attend a public hearing, <u>vou are not required to attend</u> . 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.	PUBLIC HEARING INFORMATION
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Austin, TX 78767-1088 Fax: (512) 974-6305 Scan & Email to: elaine ramirez@austintexas gov	 Figure 10 and 10 comment, it may be returned to: City of Austin-Development Services Department/ 1st Floor Elaine Ramirez P. O. Box 1088 	a la	They wants to prest free and	Man the Sucht the Most	Daytime Telephone: 5/2-422-7015 Comments: 1 appose any and all	Simulation	Public Hearing: Board of Adjustment, October 14 th , 2019 Your Name (please print) Your Name (please print) Your Name (please print) Your Name (please print)	 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. All comments received will become part of the public record of this case. Case Number: C15-2019-0055 Contact: Elaine Ramirez, 512-974-2202 	Written comments must be submitted to the contact person listed on the notice

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Austin, TX 78767-1088 Fax: (512) 974-6305 Scan & Email to: <u>elaine.ramirez@austintexas.gov</u>	For additional information on the City of Austin's land development process, visit our web site: <u>www.austintexas.gov/devservices</u> .
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Your address(es) affected by this application Your address(es) affected by this application I M M Intell Ruger i0/12/19 Signature Date	A board or commission's decision 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.
FRED W. LANGAGER	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.
Case Number: C15-2019-0055 Contact: Elaine Ramirez, 512-974-2202 Public Hearing: Board of Adjustment, October 14 th , 2019	application affecting your neighborhood. Iburing a public hearing, the board or commission may postpone or
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For additional information on the City of Austin's land developrocess, visit our web site: www.austintexas.gov/devservices	A notice of appeal must be filed with the department no later than 10 days after the de be available from the responsible department.	or proposed development, on is an officer of an environmental or neighborh has an interest in or whose declared boundarie the subject property or proposed development.	occupies a primary residence that is property or proposed development; is the record owner of property with	 outcoin (<i>it may be delivered to the condict person listed on</i> appearing and speaking for the record at the public hearing; and: 	 delivering a written statement during the public hearing that 	interested party is defined as a part of the subject property, or w	oard or commission's decision and nding to appeal, or an interested appeal the decision. The body l determine whether a person ha	continue an application's hearing to a later date, or recommend a or denial of the application. If the board or commission anno specific date and time for a postponement or continuation that is r than 60 days from the announcement, no further notice is required.	environmental organization that has application affecting your neighborhood. During a public hearing, the board of	Although applicants and/or their agent(s) hearing, you are not required to attend. have the opportunity to speak FOR levelopment or change. You may all
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Austin, TX 78767-1088 Fax: (512) 974-6305 Scan & Email to: <u>elaine.ramirez@austintexas.gov</u>	It you use this form to comment, it may be returned to. City of Austin-Development Services Department/ 1st Floor Elaine Ramirez P. O. Box 1088	prease of glug sicul size of structure.	Charge Ploved my to be onces allow will, Income Spructural integrity of terrain up hilly and be un sightly to adving cent property own	areas I'm applicant's proposed structure, for A- (veryal ar in invirmmental disester. It	Comments: We believe the applicant's request is excession und will "pave" the way lar similar requests in the	Daytime Telephone: 512-263-4239	Your address(es) affected by this application Your address(es) affected by this application Job /11/19 Job /11/19 Date	Your Name (please print) Your Name (please print) 7504 L. L. D. Antur TV 70727	Case Number: C15-2019-0055 Contact: Elaine Ramirez, 512-974-2202 Public Hearing: Board of Adjustment, October 14 th , 2019	written comments must be submitted to the contract period 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. All comments received will become part of the public record of this case.

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October 5, 2019

Regarding the City of Austin Board of Adjustment case C15-2019-0055 for 2803 Edgewater Dr, after further review, I wish to rescind my approval of this request for variance in impervious cover which was previously documented in the form of a letter dated September 15, 2019 from Mark and Holly Odom, Applicants, and submitted as part of the Applicant's backup material.

My signature below indicates that I no longer approve of this request.

2Eur Edgention

Owner Address

SEVE WIMM

Owner Name

Owner Signature

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 department no later than 10 days after the decision. An appeal form may be available from the responsible department. For additional information on the City of Austin's land development process, visit our web site: <u>www.austintexas.gov/devservices</u>. 	 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. A notice of appeal must be filed with the director of the responsible 	 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 (<i>it may be delivered to the contact person listed on a notice</i>); or appearing and speaking for the record at the public hearing; 	A board or commission's decision 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.	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.	ARING INFORMATION heir agent(s) are expected to attend a pub d to attend. However, if you do attend, y peak FOR or AGAINST the propo- ou may also contact a neighborhood
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 City of Austin-Development services Department/1st Floor Elaine Ramirez P. O. Box 1088 Austin, TX 78767-1088 Fax: (512) 974-6305 Scan & Email to: <u>elaine.ramirez@austintexas.gov</u> 	Change the restricted of and Change the variable sould Canage the parches event Danage the people's properties If you use this form to comment, it may be returned to:	Daytime Telephone: 5/2-422-7015 Comments: I oppose any and all Nearestant and all Me applicant benefits the proper	plication Leve 2 That 10-1	Case Number: C15-2019-0055 Contact: Elaine Ramirez, 512-974-2202 Public Hearing: Board of Adjustment, October 14 th , 2019 ARRIE AND FINCE Lam in favor Your Name (please print)	Written comments must be submitted to 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. All comments received will become part of the public record of this case.

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