

ITEM FOR ENVIRONMENTAL COMMISSION AGENDA

COMMISSION MEETING DATE:	March 4, 2020	
NAME & NUMBER OF PROJECT:	HEB 10 SP-2019-0034C	
NAME OF APPLICANT OR ORGANIZATION:	Joe Farias Stantec Consulting Services	
LOCATION:	7901 W US 290 Hwy, Austin, TX 78749	
COUNCIL DISTRICT:	District 8	
Environmental Review staff:	Pamela Abee-Taulli, Environmental Review Specialist Senior, Development Services Department, 512-974-1879	
WATERSHED:	Williamson Creek Watershed, Barton Springs Zone Classification, Edwards Aquifer Contributing Zone, Drinking Water Protection Zone	
REQUEST:	 Variance request is as follows: Request to vary from LDC 25-8-341 to allow cut in excess of 4 feet (maximum cut 7 feet) in the Barton Springs Zone. Request to vary from LDC 25-8-342 to allow fill in excess of 4 feet (maximum fill 14 feet) in the Barton Springs Zone. Request to vary from LDC 25-8-302(A)(1) to construct a building on a slope with a gradient of more than 25 percent. Request to vary from LDC 25-8-302(A)(2) to construct a parking area that is not a parking structure on a slope with a gradient of more than 15 percent. 	

STAFF Recommendation:	Staff recommends this variance, having determined the findings of fact to have been met, with the following conditions:
	 Engineered structural containment for fill exceeding 4 feet; No non-organic mulch (including stone of any size) allowed in the landscaped areas;
	 Rainwater harvesting storage tanks shall have a total volume of at least 3,000 gallons;
	4. Condensate storage tanks shall have a total volume of at least 3,000 gallons;
	$5 = C_{-1} + 1 + 11 + 1 + 1 + 1 + 1 + 1 + 1 + 1 $

- 5. Cut shall be limited to a maximum of 7 feet and limited to the areas as generally noted on the site plan; and
- 6. Fill shall be limited to a maximum of 14 feet and limited to the areas as generally noted on the site plan.



Development Services Department Staff Recommendations Concerning Required Findings

Project Name:	HEB 10
Ordinance Standard:	Watershed Protection Ordinance
Variance Request:	Request to vary from LDC 25-8-341 to allow cut in excess of 4 feet
	(maximum cut 7 feet) in the Barton Springs Zone.

Include an explanation with each applicable finding of fact.

- A. Land Use Commission variance determinations from Chapter 25-8-41 of the City Code:
 - 1. The requirement will deprive the applicant of a privilege available to owners of similarly situated property with approximately contemporaneous development subject to similar code requirements.

Yes The site elevation rises briefly and then slopes down, southward from Hwy. 290 toward an unclassified waterway (draining less than 64 acres). With a gross site area of 30.3 acres, 29.2 acres are relative flat. 1.0 acres have slopes between 15 and 25 percent, 0.1 acres have slopes from 25 to 35 percent, and there are no slopes over 35 percent.

The project has a large footprint, comprised of a surface parking lot and grocery store. The proposed cut between 4 and 7 feet is to level the parking area and make it even with the store.

Owners of similarly situated properties have been allowed to grade more than 4 feet in the Barton Springs Zone.

- 2. The variance:
 - a) Is not necessitated by the scale, layout, construction method, or other design decision made by the applicant, unless the design decision provides greater overall environmental protection than is achievable without the variance;
 - Yes The design provides increased environmental protection by building engineered structural containment for fill over 4 feet. This will decrease the development footprint, increase the amount of undisturbed area, and minimize chances for erosion during the construction process.

- b) Is the minimum deviation from the code requirement necessary to allow a reasonable use of the property;
 - Yes Development with the variance is the minimum deviation from the code requirement necessary to allow construction of this project.
- c) Does not create a significant probability of harmful environmental consequences.
 - Yes Development with the variance does not create a probability of harmful environmental consequences.
- 3. Development with the variance will result in water quality that is at least equal to the water quality achievable without the variance.

Yes Development with the variance will result in water quality that is at least equal to the water quality achievable without the variance as water quality controls, structural containment of the fill, and erosion and sedimentation controls will be used as required by current code.

- B. The Land Use Commission may grant a variance from a requirement of Section 25-8-422 (Water Supply Suburban Water Quality Transition Zone), Section 25-8-452 (Water Supply Rural Water Quality Transition Zone), Section 25-8-482 (Barton Springs Zone Water Quality Transition Zone), Section 25-8-368 (Restrictions on Development Impacting Lake Austin, Lady Bird Lake, and Lake Walter E. Long), or Article 7, Division 1 (Critical Water Quality Zone Restrictions), after determining that::
 - 1. The criteria for granting a variance in Subsection (A) are met; NA
 - 2. The requirement for which a variance is requested prevents a reasonable, economic use of the entire property; NA
 - 3. The variance is the minimum deviation from the code requirement necessary to allow a reasonable, economic use of the entire property. NA

<u>Staff Determination</u>: Staff determines that the findings of fact have been met. Staff recommends the following conditions:

- 1. Engineered structural containment for fill exceeding 4 feet;
- 2. No non-organic mulch (including stone of any size) allowed in the landscaped areas;
- 3. Rainwater harvesting storage tanks shall have a total volume of at least 3,000 gallons;
- 4. Condensate storage tanks shall have a total volume of at least 3,000 gallons;
- 5. Cut shall be limited to a maximum of 7 feet and limited to the areas as generally noted on the site plan; and
- 6. Fill shall be limited to a maximum of 14 feet and limited to the areas as generally noted on the site plan.

Environmental Reviewer (DSD)

Saulh Tamle Aber

Date: 2/26/20

(Pamela Abee-Taulli)

M

Environmental Review Manager (DSD) (Mike McDougal)

Date: 2/26/20

Environmental Officer (WPD) (Chris Herrington)

Date: 2/27/20



Development Services Department Staff Recommendations Concerning Required Findings

Project Name:	HEB 10
Ordinance Standard:	Watershed Protection Ordinance
Variance Request:	Request to vary from LDC 25-8-342 to allow fill in excess of 4 feet
	in the Barton Springs Zone.

Include an explanation with each applicable finding of fact.

- A. Land Use Commission variance determinations from Chapter 25-8-41 of the City Code:
 - 1. The requirement will deprive the applicant of a privilege available to owners of similarly situated property with approximately contemporaneous development subject to similar code requirements.

Yes. The site slopes generally southward from Hwy. 290 toward an unclassified waterway (draining less than 64 acres). With a gross site area of 30.3 acres, 29.2 acres are relative flat. 1.0 acres have slopes between 15 and 25 percent, 0.1 acres have slopes from 25 to 35 percent, and there are no slopes over 35 percent.

The project has a large footprint, comprised of a surface parking lot and grocery store. The proposed fill between 4 and 14 feet is to provide a single-level parking lot, grocery store, and access for delivery trucks at the back.

Owners of similarly situated properties have been allowed to grade more than 4 feet in the Barton Springs Zone.

- 2. The variance:
 - a) Is not necessitated by the scale, layout, construction method, or other design decision made by the applicant, unless the design decision provides greater overall environmental protection than is achievable without the variance;
 - Yes The design provides increased environmental protection by building engineered structural containment for fill over 4 feet. This will decrease the development footprint, increase the amount of undisturbed area, and minimize chances for erosion during the construction process.

- b) Is the minimum deviation from the code requirement necessary to allow a reasonable use of the property;
 - Yes Development with the variance is the minimum deviation from the code requirement necessary to allow construction of this project.
- c) Does not create a significant probability of harmful environmental consequences.
 - Yes Development with the variance does not create a probability of harmful environmental consequences.]
- 3. Development with the variance will result in water quality that is at least equal to the water quality achievable without the variance.

Yes Development with the variance will result in water quality that is at least equal to the water quality achievable without the variance as water quality controls, structural containment of the fill, and erosion and sedimentation controls will be used as required by current code.

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 - 1. The criteria for granting a variance in Subsection (A) are met; NA
 - 2. The requirement for which a variance is requested prevents a reasonable, economic use of the entire property; NA
 - 3. The variance is the minimum deviation from the code requirement necessary to allow a reasonable, economic use of the entire property. NA

<u>Staff Determination</u>: Staff determines that the findings of fact have been met. Staff recommends the following conditions:

- 1. Engineered structural containment for fill exceeding 4 feet;
- 2. No non-organic mulch (including stone of any size) allowed in the landscaped areas;
- 3. Rainwater harvesting storage tanks shall have a total volume of at least 3,000 gallons;
- 4. Condensate storage tanks shall have a total volume of at least 3,000 gallons;
- 5. Cut shall be limited to a maximum of 7 feet and limited to the areas as generally noted on the site plan; and
- 6. Fill shall be limited to a maximum of 14 feet and limited to the areas as generally noted on the site plan.

Environmental Reviewer (DSD)

Tamele Aber Daulli

Date: 2/26/20

(Pamela Abee-Taulli)

Environmental Review Manager (DSD)

(Mike McDougal)

Date: 2/26/20

Environmental Officer (WPD)

A

(Chris Herrington)

Date: 2/27/20



Development Services Department Staff Recommendations Concerning Required Findings

Project Name:	HEB 10
Ordinance Standard:	Watershed Protection Ordinance
Variance Request:	Request to vary from LDC 25-8-302(A)(1) to construct a building
	on a slope with a gradient of more than 25 percent.

Include an explanation with each applicable finding of fact.

- A. Land Use Commission variance determinations from Chapter 25-8-41 of the City Code:
 - 1. The requirement will deprive the applicant of a privilege available to owners of similarly situated property with approximately contemporaneous development subject to similar code requirements.

Yes The applicant proposes to construct a single-story grocery store and a surface parking lot on a sloped site.

Owners of similarly situated properties have been allowed to construct a building on a slope with a gradient of more than 25 percent in the Barton Springs Zone.

- 2. The variance:
 - a) Is not necessitated by the scale, layout, construction method, or other design decision made by the applicant, unless the design decision provides greater overall environmental protection than is achievable without the variance;
 - Yes The design provides increased environmental protection by building engineered structural containment for fill over 4 feet. This will decrease the development footprint, increase the amount of undisturbed area, and minimize chances for erosion during the construction process.
 - b) Is the minimum deviation from the code requirement necessary to allow a reasonable use of the property;
 - Yes Development with the variance is the minimum deviation from the code requirement necessary to allow construction of this project.

- c) Does not create a significant probability of harmful environmental consequences.
 - Yes Development with the variance does not create a probability of harmful environmental consequences.
- 3. Development with the variance will result in water quality that is at least equal to the water quality achievable without the variance.

Yes Development with the variance will result in water quality that is at least equal to the water quality achievable without the variance as water quality controls, structural containment of the fill, and erosion and sedimentation controls will be used as required by current code.

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Date: 2/26/20

(Pamela Abee-Taulli)

Environmental Review Manager (DSD)

(Mike McDougal)

Date: 2/26/20

Environmental Officer (WPD)

(Chris Herrington)

Date: 2/27/20



Development Services Department Staff Recommendations Concerning Required Findings

Project Name: Ordinance Standard: Variance Request:	HEB 10 Watershed Protection Ordinance Request to vary from LDC 25-8-302(A)(2) to construct a parking area that is not a parking structure on a slope with a gradient of more than 15 percent.
	more than 15 percent.

Include an explanation with each applicable finding of fact.

- A. Land Use Commission variance determinations from Chapter 25-8-41 of the City Code:
 - 1. The requirement will deprive the applicant of a privilege available to owners of similarly situated property with approximately contemporaneous development subject to similar code requirements.

Yes The applicant proposes to construct a single-story grocery store and a surface parking lot on a sloped site.

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(Pamela Abee-Taulli)

Date: 2/26/20

Environmental Review Manager (DSD)

(Mike McDougal)

Date: 2/26/20

Environmental Officer (WPD)

(Chris Herrington)

Date: 2/27/20

H-E-B Store #10

Environmental Commission Variance



TBPE No. 6324 TBPLS No. 10194230



ENVIRONMENTAL COMMISSION VARIANCE APPLICATION FORM

PROJECT DESCRIPTION Applicant Contact Information

Name of Applicant	Reece Whitley
Street Address	1905 Aldrich St, Suite 300
City State ZIP Code	Austin, TX 78723
Work Phone	512-328-0011
E-Mail Address	Reece.Whitley@stantec.com
Variance Case Information	
Case Name	H-E-B Store #10
Case Number	SP-2019-0034C
Address or Location	7901 West Highway 290 US
Environmental Reviewer Name	Pamela Abee-Taulli
Environmental Resource Management Reviewer Name	Pamela Abee-Taulli
Applicable Ordinance	Ordinance 920903-D
Watershed Name	Williamson Creek Watershed
Watershed Classification	UrbanSuburbanWater Supply RuralBarton Springs Zone

Edwards Aquifer Recharge Zone	 Barton Springs Segment Northern Edwards Segment Not in Edwards Aquifer Zones
Edwards Aquifer Contributing Zone	■ Yes □ No
Distance to Nearest Classified Waterway	5270 feet
Water and Waste Water service to be provided by	City of Austin
Request	The variance request is as follows (Cite code references:

Impervious cover	Existing	Proposed
square footage:	0	_322,344_
acreage:	_30.29	_30.29
percentage:	0%	_25%
Provide general description of the property (slope range, elevation range, summary of vegetation / trees, summary of the geology, CWQZ, WQTZ, CEFs, floodplain, heritage trees, any other notable or outstanding characteristics of the property)	The proposed H-E-B Store #10 located at 79 purpose jurisdiction of City of Austin, Travis been provided as Vicinity Map Exhibit. The approximately 88,000 square feet of retail a The Proposed site is a ±30.96 acre tract of u vegetation, small and heritage cedar and oa 12%. The surface elevations range from a lo Level (MSL) located at the east end of the tr MSL located on the west edge of the proper property slopes west to east, draining towa property. According to the US Department of Agricult consists of soil classified as Brackett-Rock o silty clay loam (VoD), and Hydraulic Soils Gr Resources Conservation Service (NRCS), soil potential. There are no critical environment the property. An Environmental Resource Ir 2017 is included. The proposed site is classified as Williamsor Contributing Zone, as Defined by the City of Edward's Aquifer Contributing Zone, and no	County, Texas. A site vicinity map has proposed development will consist of grocery store with on-site parking. Indeveloped land with nature ak trees, and a gradual slopes of 1% to pw point elevation of ±908 Mean Sea ract, to a high point elevation of ±977 rty along FM 1826. Overall, the rd the existing channel within the ure's Web Soil Survey, the property utcrop complex (BID) and Volente oup C and D. According to the Natural is in these groups have a high runoff cal features on or within 150 feet of nventory by Horizon dated July 27,

	Edward's Aquifer Recharged Zone.	

Clearly indicate in what way the proposed project does not comply with current Code (include maps and exhibits)	The proposed H-E-B Store #10 required up to 8 feet of cut and more than 8 feet of fill.
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FINDINGS OF FACT

As required in LDC Section 25-8-41, in order to grant a variance the Land Use Commission must make the following findings of fact:

Include an explanation with each applicable finding of fact.

Project: H-E-B Store #10

Ordinance:

- A. Land Use Commission variance determinations from Chapter 25-8-41 of the City Code:
 - 1. The requirement will deprive the applicant of a privilege available to owners of similarly situated property with approximately contemporaneous development subject to similar code requirements.



The requirement from Chapter 25-8-41 City of Austin code is restricting the proposed H-E-B Store #10 to provide:

- Sidewalks within the parking lot that comply with Texas Accessibility Guidelines
- Fire Access that complies with IFC throughout the site.
- 5% maximum grade within the parking lot which would prevent vehicle doors from swinging and hitting adjacent vehicles.
- Provide safe routes for customers from vehicle to store under wet/icy conditions.

- 2. The variance:
 - a) Is not necessitated by the scale, layout, construction method, or other design decision made by the applicant, unless the design decision provides greater overall environmental protection than is achievable without the variance;



The City of Austin standard for parking of 1:270 is considerably higher than most cities in Texas. It's more common to find parking requirements of 1:200 in central and south Texas. In our years of operating grocery stores in this region, we know that our stores do not perform well with parking lots at a 1:200 ratio. A typical HEB store this size might have 100 employees on an average day, and considerably more during peak times. The more customers we see in a store, the more employees we tend to have as with most retail businesses. We set our standard for parking our stores at 1:150.

In order to provides greater overall environmental protection for large scale parking, the proposed H-E-B Store #10 proposed to use all the captured condensate for landscape irrigation.

b) Is the minimum deviation from the code requirement necessary to allow a reasonable use of the property;



The minimum deviation of the code requirement will allow the proposed H-E-B Store #10 to:

- reduce the amount of cut for the proposed building and parking lot.
- reduce the amount of fill for the proposed building and parking lot.
- Place the proposed building and parking lot near the intersection of HWY 290 and FM 1826.
- Reduce amount of large tree from being demo from the building and parking lot layout.
- c) Does not create a significant probability of harmful environmental consequences.



To ensure the proposed H-E-B Store #10 does not create significant probability of harmful environmental consequences, the Retention/Irrigation pond has been designed to treat all proposed impervious cover.

3. Development with the variance will result in water quality that is at least equal to the water quality achievable without the variance.

Yes) No

the Retention/Irrigation pond has been designed to treat all proposed impervious cover without any additional variance.

- B. Additional Land Use Commission variance determinations for a requirement of Section 25-8-422 (Water Quality Transition Zone), Section 25-8-452 (Water Quality Transition Zone), Article 7, Division 1 (Critical Water Quality Zone Restrictions), or Section 25-8-368 (Restrictions on Development Impacting Lake Austin, Lady Bird Lake, and Lake Walter E. Long):
 - 1. The criteria for granting a variance in Subsection (A) are met;



[provide summary of justification for determination]

2. The requirement for which a variance is requested prevents a reasonable, economic use of the entire property;

Yes/ No

The requirement for the 8 feet cut/fill prevents the reasonable development of the property. With the approved variance the following could be achieved:

- reduce the amount of cut for the proposed building and parking lot.
- reduce the amount of fill for the proposed building and parking lot.
- Place the proposed building and parking lot near the intersection of HWY 290 and FM 1826.
- Reduce amount of large tree from being demo from the building and parking lot layout.
- 3. The variance is the minimum deviation from the code requirement necessary to allow a reasonable, economic use of the entire property.



This variance will allow the proposed H-E-B Store #10 to maximize the allowable impervious cover with the less amount of cut, fill and maintain a maximum of 5% slope for the safety of the public.

**Variance approval requires all above affirmative findings.

Exhibits for Commission Variance

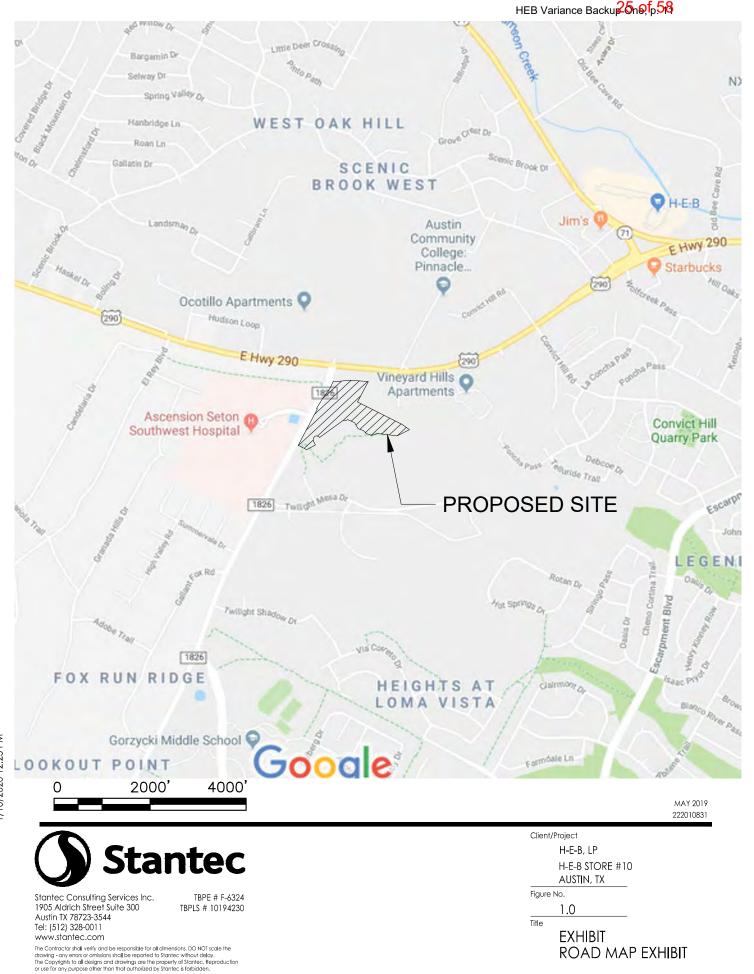
- o Aerial photos of the site
- o Site photos
- Aerial photos of the vicinity
- Context Map—A map illustrating the subject property in relation to developments in the vicinity to include nearby major streets and waterways
- Topographic Map A topographic map is recommended if a significant grade change on the subject site exists or if there is a significant difference in grade in relation to adjacent properties.
- For cut/fill variances, a plan sheet showing areas and depth of cut/fill with topographic elevations.
- Site plan showing existing conditions if development exists currently on the property
- Proposed Site Plan- full size electronic or at least legible 11x17 showing proposed development, include tree survey if required as part of site or subdivision plan
- Environmental Map A map that shows pertinent features including Floodplain, CWQZ, WQTZ, CEFs, Setbacks, Recharge Zone, etc.
- An Environmental Resource Inventory pursuant to ECM 1.3.0 (*if required by 25-8-121*)
- Applicant's variance request letter

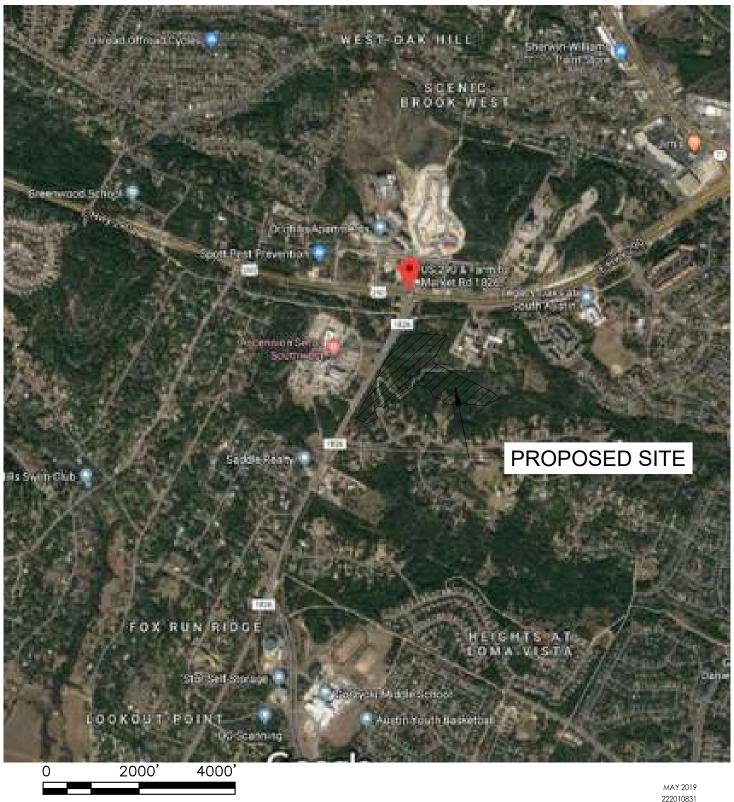
LIST OF EXHIBITS

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EXHIBITS

EXHIBIT 1 AERIAL PHOTOS OF THE SITE







Stantec Consulting Services Inc. 1905 Aldrich Street Suite 300 Austin TX 78723-3544 Tel: (512) 328-0011 www.stantec.com

TBPE # F-6324 TBPLS # 10194230

H-E-B STORE #10 AUSTIN, TX Figure No. 1.0

Client/Project

Title

H-E-B, LP

EXHIBIT ROAD MAP EXHIBIT

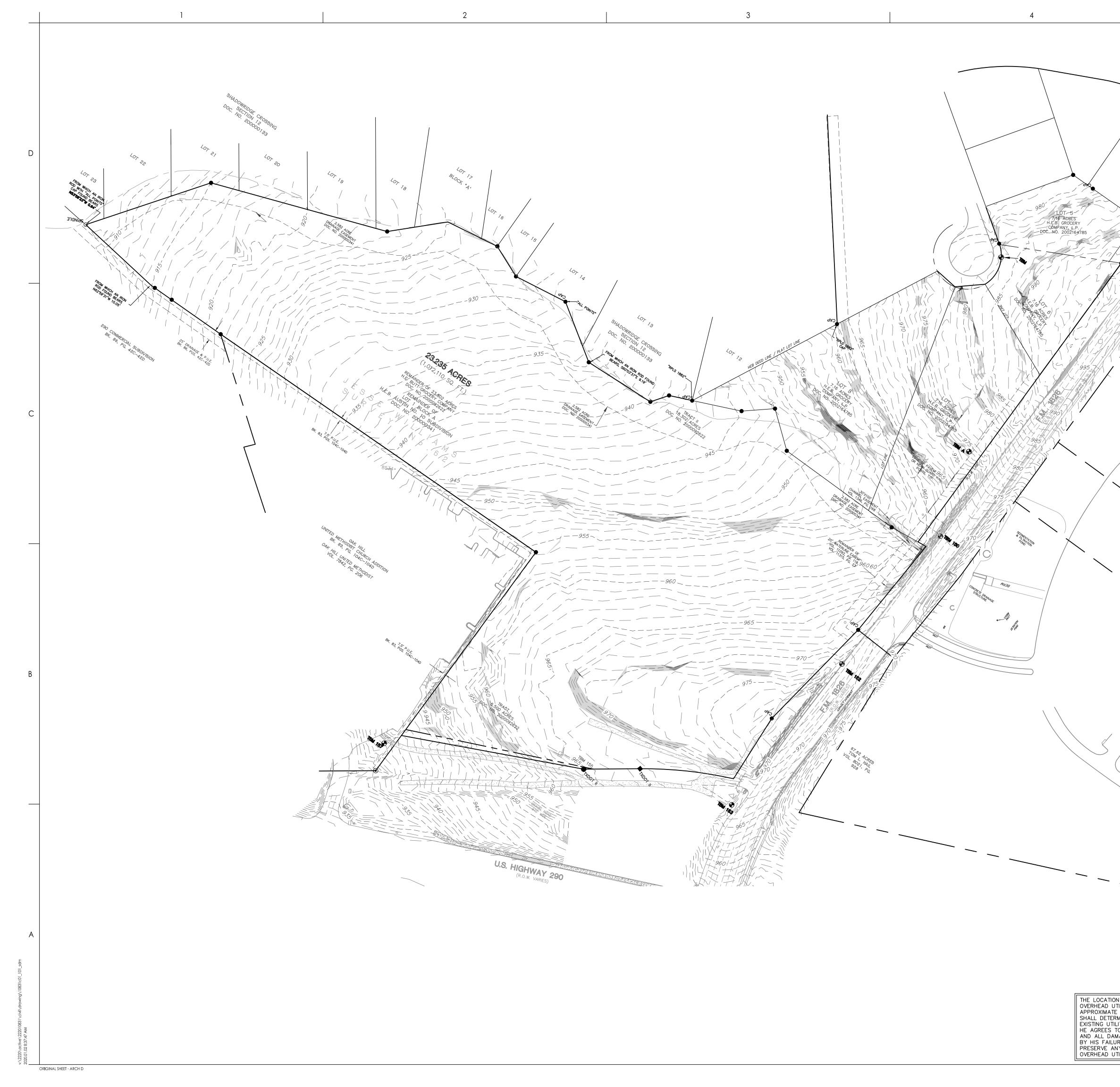
The Contractor shall verify and be responsible for all dimensions. DO NOT scale the drawing - any errors or amisians shall be reported to Stantec without delay. The Copyrights to all designs and drawings are the property of Stantec. Reproduction or use for any purpose other than that authorized by Stante is farbidden.

EXHIBIT 2 SITE PHOTOS





EXHIBIT 4 CONTEXT MAP



N	
100'	

Slopes	Tabl

Number	Minimum Slope	Maximum Slope	Area (Acres)	Color
1	0.00%	15.00%	29.2	
2	15.00%	25.00%	1.0	
3	25.00%	35.00%	0.1	
4	35.00%	ABOVE 35.00%	0.0	
		TOTAL	30.3	

	Stantec Consulting Services Inc. TBPE # F-6324 Invaso 1905 Aldrich Street Suite 300 TBPLS # 10194230 TBPLS # 10194230 Tel: (512) 328-0011	WWW.SIGNIEC.COM The Contractor shall verify and be responsible for all dimensions. DO NOT scale the drawing - any errors or omissions shall be reported to Stantec without delay. The Copyrights to all designs and drawings are the property of Stantec. Reproduction or use for any purpose other than that authorized by Stantec is forbidden.
H	E-B	
		By Appd YYYY.MM.DD
		By Appd <u>YYYY.MM.DD</u> Revision
Permit/Seal	Mo	75 % REVIEW SET Issued
	OF 72 NG D. PHO 21923 EN 9 EN 9 EN 9 EN 9 EN 9 EN 9 EN 9 EN 9	
Client/Project H-E-B, LP Project NO:: 57 EXISTING C M-E-B, LP Dvn. Dsgn. Title EXISTING C SLOPE MA	JF 2020 Chkd. YYYY. GROUND	AUSTIN, TEXAS 78703
Revision: 0 Drawing No. 09	Sheet: 09	of 63



Know what's **below.** Call before you dig.

THE LOCATION OF EXISTING UNDERGROUND AND OVERHEAD UTILITIES ARE SHOWN IN AN APPROXIMATE WAY ONLY. THE CONTRACTOR SHALL DETERMINE THE EXACT LOCATION OF ALL EXISTING UTILITIES BEFORE COMMENCING WORK. HE AGREES TO BE FULLY RESPONSIBLE FOR ANY AND ALL DAMAGES WHICH MIGHT BE OCCASIONED BY HIS FAILURE TO EXACTLY LOCATE AND PRESERVE ANY AND ALL UNDERGROUND AND OVERHEAD UTILITIES.

	_ APPLICATION DATE: <u>1/24/2019</u> UNDER SECTION <u>112</u> OF
Director, Planning and Development Review D RELEASED FOR GENERAL COMPLIAN	Department
Rev. 1	
Rev. 2	Correction 2
Rev. 3	Correction 3

SP-2019-0034C



NUMBER

481026

480624

481679

PANEL

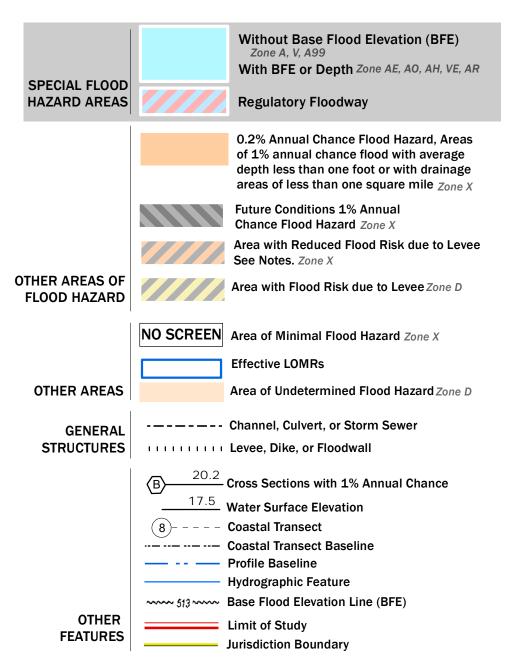
0560

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FLOOD HAZARD INFORMATION

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT



NOTES TO USERS

For information and questions about this Flood Insurance Rate Map (FIRM), available products associated with this FIRM, including historic versions, the current map date for each FIRM panel, how to order products, or the National Flood Insurance Program (NFIP) in general, please call the FEMA Map Information eXchange at 1-877-FEMA-MAP (1-877-336-2627) or visit the FEMA Flood Map Service Center website at http://msc.fema.gov. Available products may include previously issued Letters of Map Change, a Flood Insurance Study Report, and/or digital versions of this map. Many of these products can beordered or obtained directly from the website.

Communities annexing land on adjacent FIRM panels must obtain a current copy of the adjacent panel as well as the current FIRM Index. These may be ordered directly from the Flood Map Service Center at the number listed above.

For community and countywide map dates refer to the Flood Insurance Study Report for this jurisdiction.

To determine if flood insurance is available in this community, contact your Insurance agent or call the National Flood Insurance Program at 1-800-638-6620.

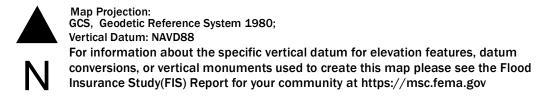
Basemap information shown on this FIRM was provided in digital format by USDA, Farm Service Agency (FSA). This information was derived from NAIP, dated April 11, 2018.

This map was exported from FEMA's National Flood Hazard Layer (NFHL) on 11/28/2018 2:41:28 PM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time. For additional information, please see the Flood Hazard Mapping Updates Overview Fact Sheet at https://www.fema.gov/media-library/assets/documents/118418

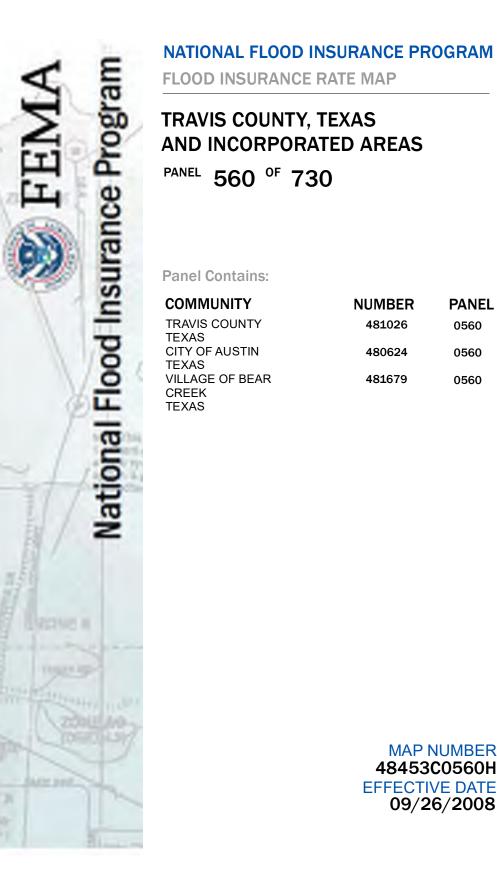
This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

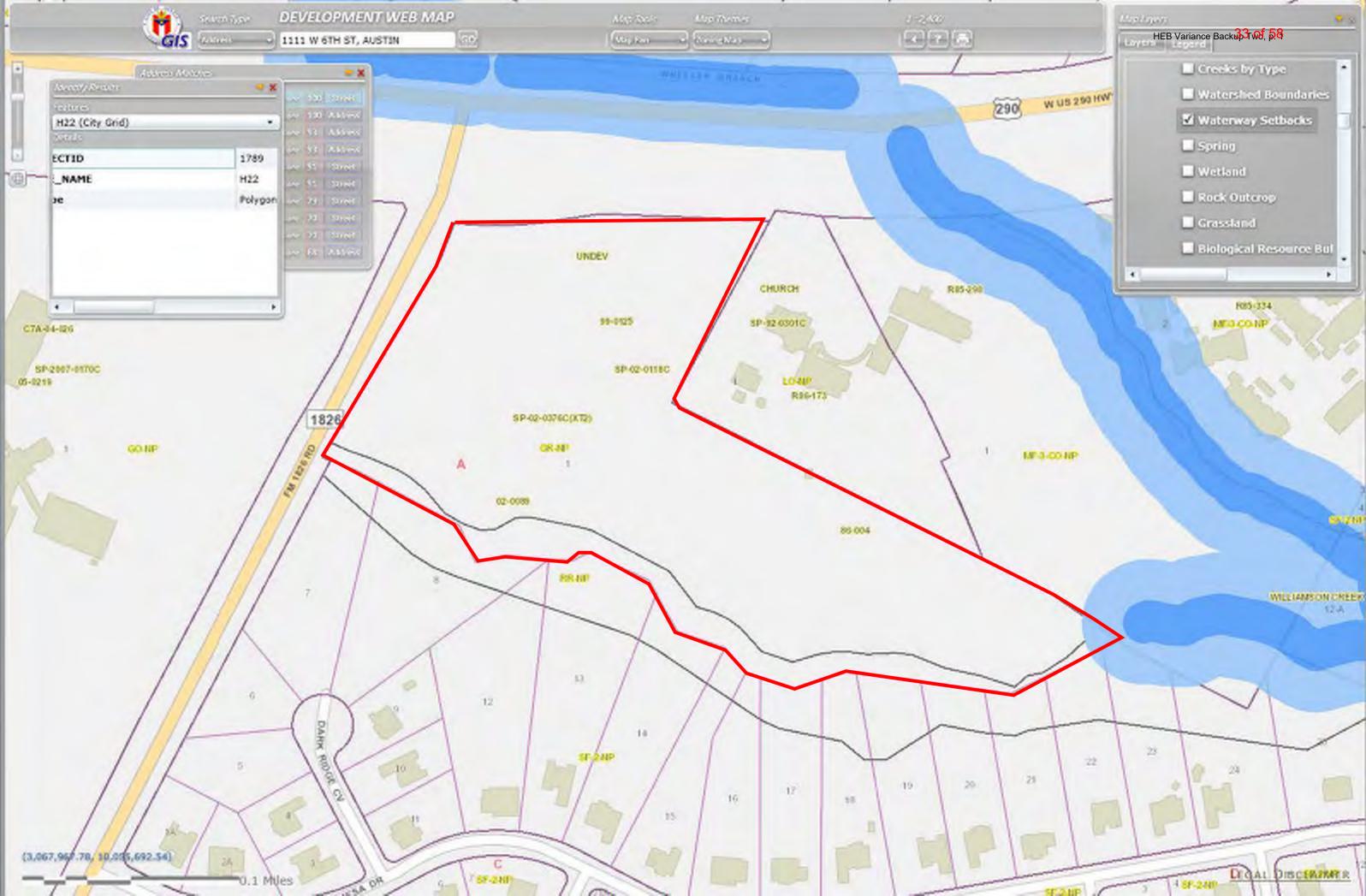
This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date

SCALE



1 inch = 1,000 feet			1:12,0	000	
0	500 1,	000	2,000	3,000	4,000 Feet
				Meters	1 001
0	105 210	420	630	840	



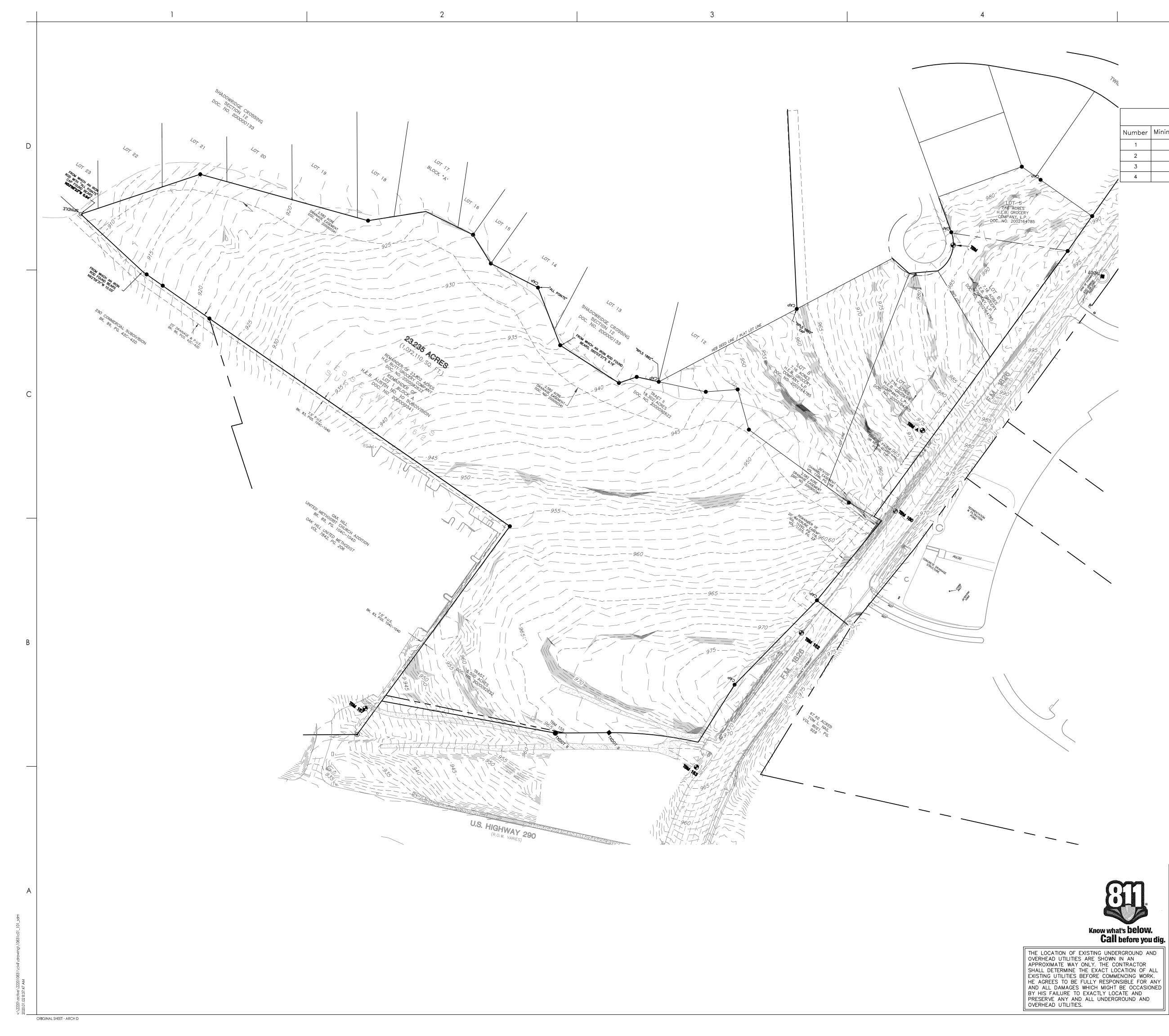


H-E-B STORE #10

Exhibit 5 Topographic Map January 10, 2020

EXHIBIT 5 TOPOGRAPHIC MAP





100'	200'

	Slopes Table				
	Number	Minimum Slope	Maximum Slope	Area (Acres)	Color
	1	0.00%	15.00%	29.2	
	2	15.00%	25.00%	1.0	
-	3	25.00%	35.00%	0.1	
1	4	35.00%	ABOVE 35.00%	0.0	
			TOTAL	30.3	

	Stantec Consulting Services Inc. TBPE # F-6324 Page 1905 Aldrich Street Suite 300 TBPLS # 10194230 Austin TX 78723-3544 Tel: (512) 328-0011	e responsible for all dimensions. DO NOT scale the shall be reported to Stantec without delay. I drawings are the property of Stantec. Reproduction in that authorized by Stantec is forbidden.
		EW SETByAppdYYYY.MM.DDRevisionByAppdYYYY.MM.DD
	OF 75- NG D. PHO 21923	15 % REVIEW Issued
Client/Project H-E-B, LP Client/Project H-E-B, LP Client/Project H-E-B, LP Core: M-M Date: M-M Date: M-M Date: M-M Date: M-M M M M M M M M M M M M M M M M M M	101_SDM JF202 ChkdYYY	AUSTIN, TEXAS 78703
SLOPE MA Revision: 0 Drawing No. 09		9 of 63



FOR CITY USE ONLY:

Know what's **below.** Call before you dig.

CHAPTER <u>25-5</u> OF THE CITY C EXPIRATION DATE (25-5-81,LDC)	APPLICATION DATE: 1/24/2019 UNDER SECTION 112 OF
Director, Planning and Development Review RELEASED FOR GENERAL COMPLIA	Department NCE: ZONING: <u>CS & Ll</u>
	Correction 1
Rev. 2	_ Correction 2
Rev. 3	_ Correction 3
APPLICABLE. SUBSEQUENT SITE P. CODE CURRENT AT THE TIME OF F.	Y THE PROJECT EXPIRATION DATE, IF LANS WHICH DO NOT COMPLY WITH THE ULING, AND ALL REQUIRED BUILDING NSTRUCTION (IF A BUILDING PERMIT IS PPROVED PRIOR TO THE PROJECT

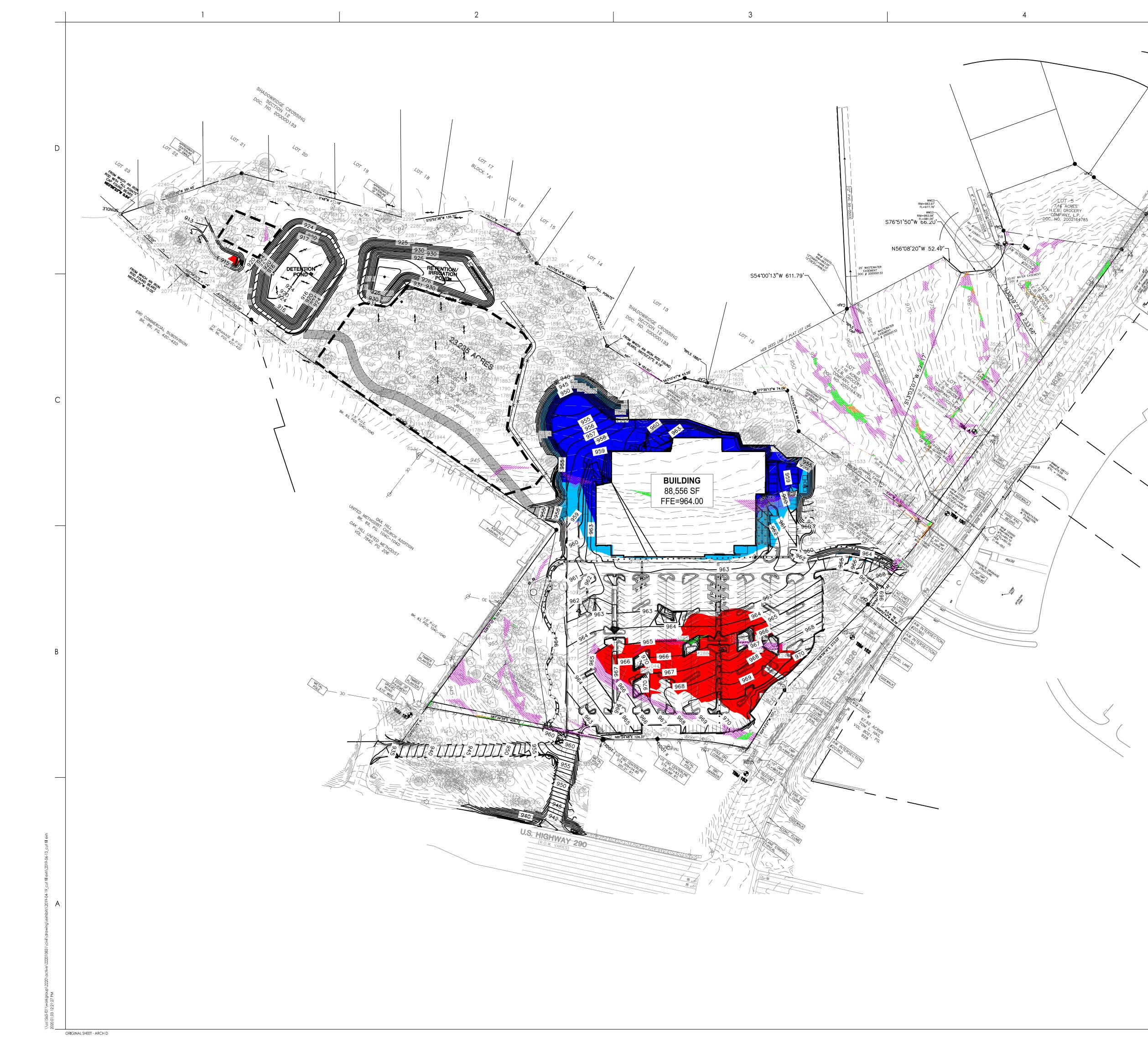
SP-2019-0034C

H-E-B STORE #10

Exhibit 6 For Cut/Fill Variances January 10, 2020

EXHIBIT 6 FOR CUT/FILL VARIANCES

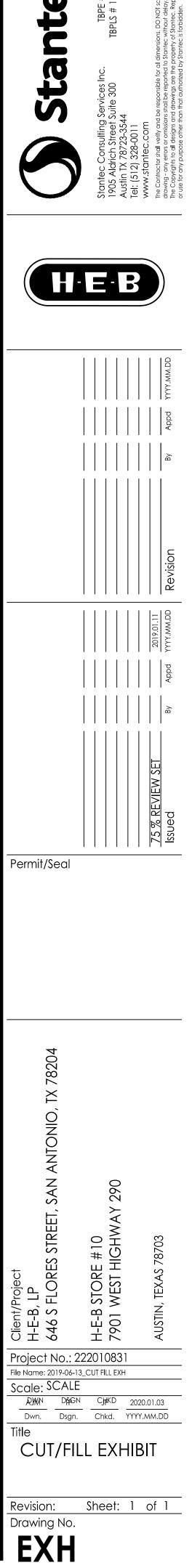




	F		
		N	
	0	100' 200'	
		GEND	
EXISTING	PROPOSED	DESCRIPTION	
(XXX)		PROPERTY LINE/ (R.O.W.) LINE RECORD INFORMATION	
¢ ¢		LIGHT POLE GROUND LIGHT	
Ø €-		POWER POLE DOWN GUY	
TMH () WTRMH 🌑		TELEPHONE MANHOLE WATER MANHOLE	
O <u>CMKR</u>		WATER LINE MARKER UNDERGROUND CABLE MARKER	
GMKR		UNDERGROUND GAS LINE MARKER	
<u>UGTM</u> <u>GRSR</u>		UNDERGROUND TELEPHONE MARKER GAS RISER	
<u>IRSR</u>	Æ	TELEPHONE RISER	
SPC	SW	SPRINKLER CONTROL BOX SWITCH GEAR & PAD	
		TRANSFORMER (SIZE VARIES)	
Φ_{\otimes}	÷	FIRE HYDRANT WATER VALVE	
0 Ø		WATER METER	
A		WATER METER VAULT (SIZE VARIES) CABLE TV RISER	
E	E	ELECTRIC BOX	
EM G	EM G	ELECTRIC METER GAS METER	
© TCB□	© TCB ■	GAS VALVE TRAFFIC CONTROL BOX	
<i>TSP</i> °	TSP●	TRAFFIC SIGNAL POST	
		CURB INLET (SIZE VARIES) GREASE TRAP (SIZE VARIES)	
		STORMSEWER LINE	
W		WATER LINE FIRE LINE	
WW		WASTEWATER LINE SINGLE WATER SERVICE	
		DOUBLE WATER SERVICE	
		SINGLE WW SERVICE	
0		DOUBLE WW SERVICE GAS LINE	
G 	G UE	UNDERGROUND ELECTRIC LINE	
0E UT	OE	OVERHEAD ELECTRIC UNDERGROUND TELEPHONE	
UC	uc	UNDERGROUND CABLE AND INTERNET	
ТС ЕМН ()	—— U-сомм ——	TELECOMMUNICATIONS LINE ELECTRIC MANHOLE (SIZE VARIES)	
WWMH O	\bigcirc	WASTEWATER MANHOLE (SIZE VARIES)	
SSMH O		STORMSEWER MANHOLE (SIZE VARIES)	
TMH ()	TMH •	TELEPHONE MANHOLE (SIZE VARIES)	
<i>co</i> °	CO•	WASTEWATER CLEANOUT WIRE FENCE	
		WOOD FENCE CHAIN LINK FENCE	
		CURB & GUTTER EDGE OF PAVEMENT	
	9	CONCRETE SIDEWALKS	
	• • • • • • • •	HANDICAP ACCESSIBLE ROUTE WALL	
	.	SIGN WHEELSTOP	
*	÷	BOLLARD	
(HC)		HANDICAP SPACE BIKE PARKING	
678	<u> </u>	CONTOUR	
	— — ┾ᡰҎ╴ — — →> · · · —	- HIGHPOINT - SWALE	
	TW	DIRECTION OF FLOW	
	TC	TOP OF WALL TOP OF CURB	
100.0 x	G FFE 100.0 ×	GUTTER FINISH FLOOR ELEVATION	
100.0 x	100.0 x	SPOT ELEVATION TREE TO BE SAVED	
(\cdot)		HERITAGE/MATURE TREE	

Elevations Table				
Number	Minimum Elevation	Maximum Elevation	Color	
1	-8.000	-4.000		
2	-4.000	0.000		
3	0.000	4.000		
4	4.000	8.000		
5	8.000	ABOVE 8.00 FEET		

Existing Slopes Table				
Number	Minimum Slope	Maximum Slope	Color	
1	0.00%	15.00%		
2	15.00%	25.00%		
3	25.00%	35.00%		
4	35.00%	ABOVE 35.00%		



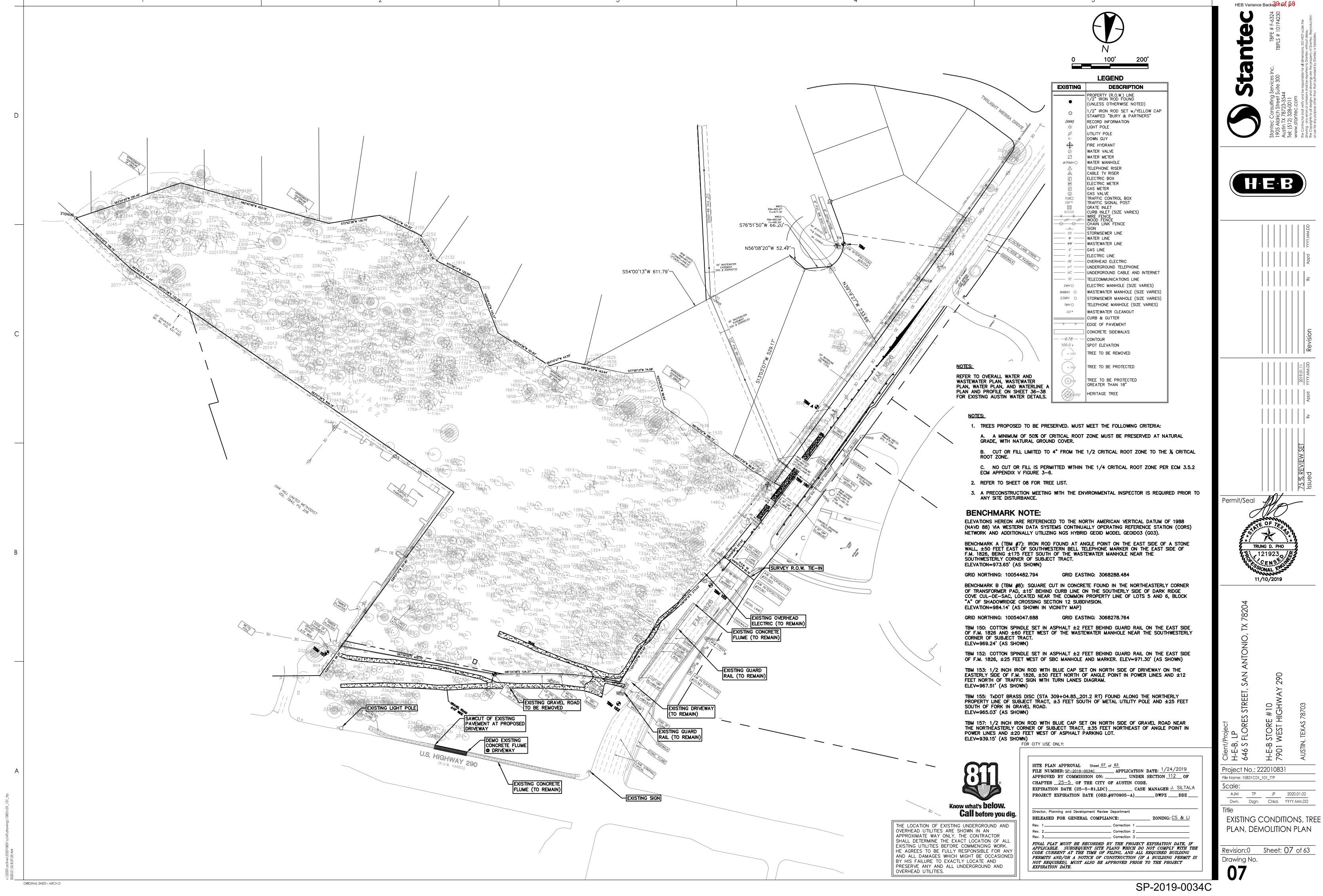
HEB Variance Back 37 w. 58

SP-2019-0034C

Exhibit 7 Site Plan January 10, 2020

EXHIBIT 7 SITE PLAN





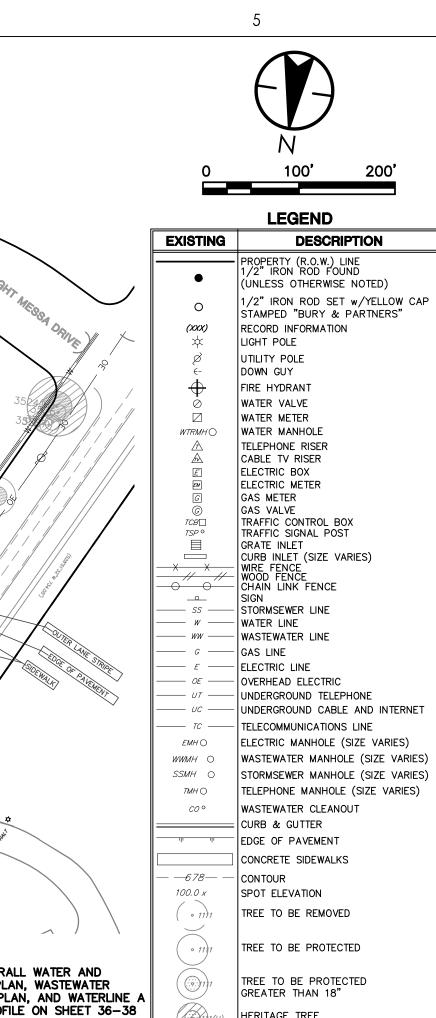
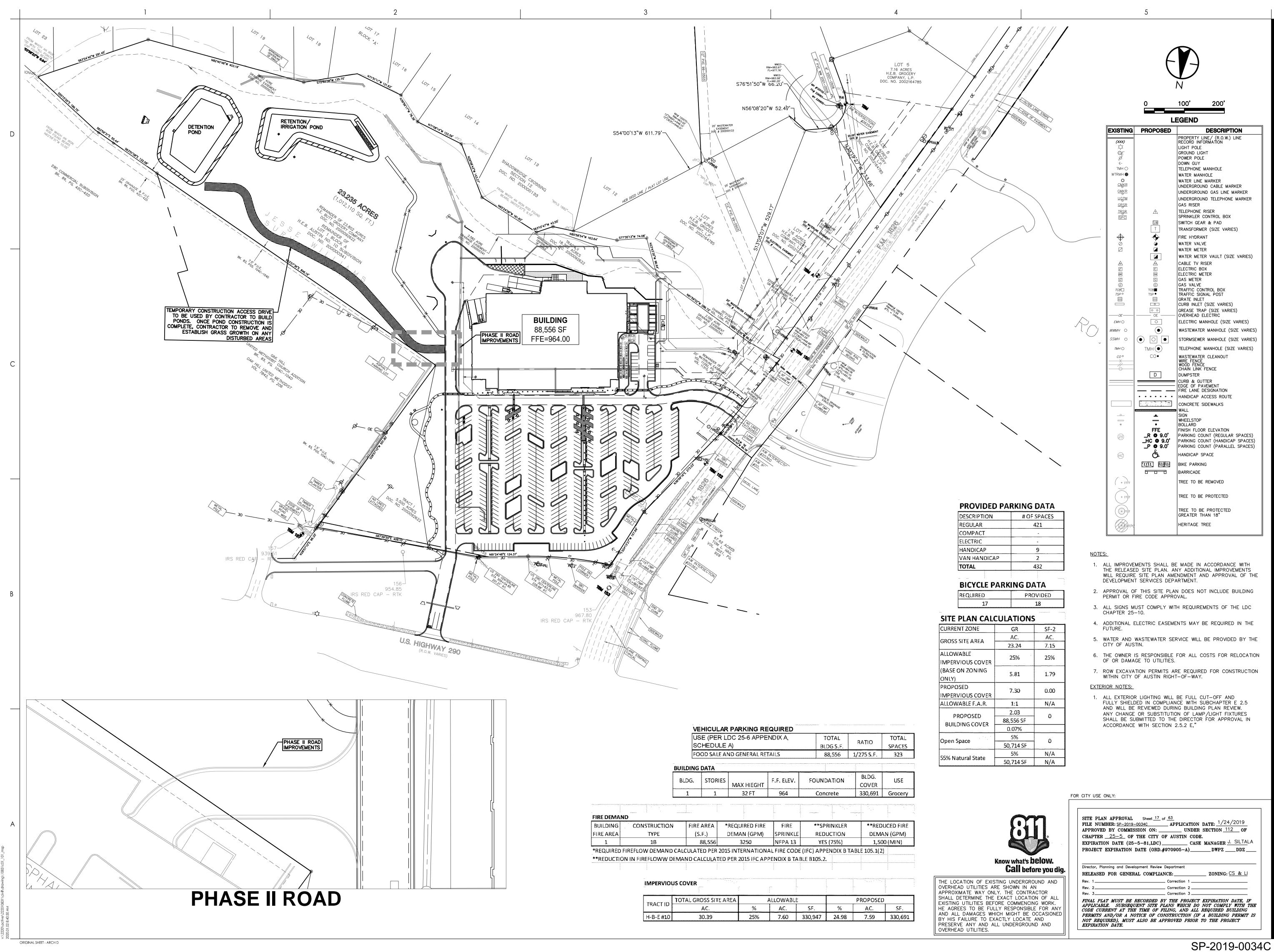


Exhibit 8 Proposed Site Plan January 10, 2020

EXHIBIT 8 PROPOSED SITE PLAN





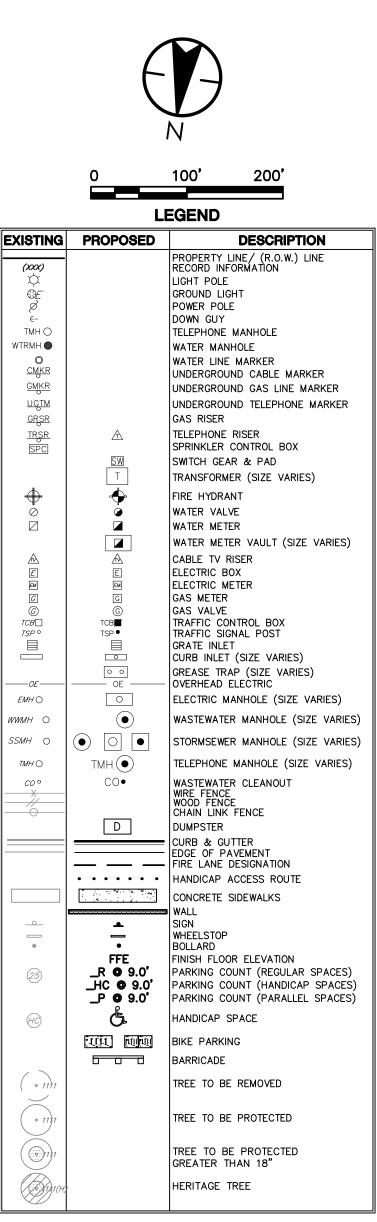
		VE	HICULAR	PARKING RE	QUIRED			
			SE (PER LI CHEDULE	DC 25-6 APPE A)	NDIX A,	TOTAL BLDG S.F.	RATIO	TOTAL SPACES
		FO	OD SALE A	ND GENERAL RET	TAILS	88,556	1/275 S.F.	323
		BUILDING	DATA					
		BLDG.	STORIES	MAX HIEGHT	F.F. ELEV.	FOUNDATION	BLDG. COVER	USE
		1	1	32 FT	964	Concrete	330,691	Grocery
							· · · · · · · · · · · · · · · · · · ·	·····
RE DEMA								
UILDING	CONSTRUCTION	V FIRE	AREA *	REQUIRED FIRE	FIRE	**SPRINKLER	**RED	UCED FIRE
RE ARËA	ТҮРЕ	(S	.F.)	DEMAN (GPM)	SPRINKLE	REDUCTION	DEM/	AN (GPM)
1	10		00 EEC	2750	NCDA 12	VEC (750/)	1 50	10 (5 8151)

трастир	TOTAL GROSS SITE AREA	A	ALLOWABLE			PROPOSED		
TRACTID	AC.	%	AC.	SF.	%	AC.	SF.	
H-B-E #10	30.39	25%	7.60	330,947	24.98	7.59	330,691	

TOTAL	432
VAN HANDICAP	2
HANDICAP	9
ELECTRIC	
СОМРАСТ	-
REGULAR	421
DESCRIPTION	# OF SPACES

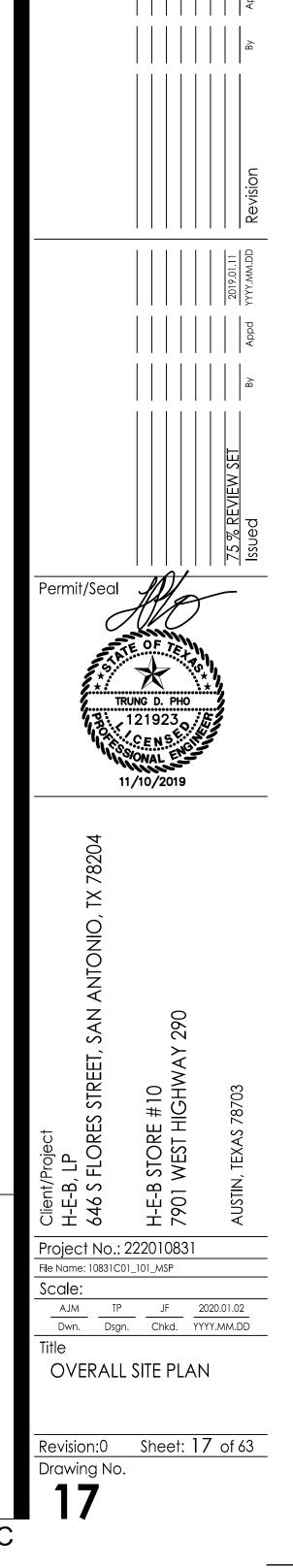
BICYCLE PARKING DATA				
REQUIRED	PROVIDED			
17	18			

PLAN CALCULATIONS				
NT ZONE	GR	SF-2		
	AC.	AC.		
SITE AREA	23.24	7.15		
VABLE	25%	25%		
VIOUS COVER	2.5%	2376		
ON ZONING	5.81	1.79		
DSED	7.30	0.00		
VIOUS COVER	7.50	0.00		
VABLE F.A.R.	1:1	N/A		
ROPOSED	2.03	0		
DING COVER	88,556 SF	U		
	0.07%			
Space	5%	0		
	50,714 SF	v		
atural State	5%	N/A		
atural state	50 744 65			



- THE RELEASED SITE PLAN. ANY ADDITIONAL IMPROVEMENTS WILL REQUIRE SITE PLAN AMENDMENT AND APPROVAL OF THE
- 2. APPROVAL OF THIS SITE PLAN DOES NOT INCLUDE BUILDING
- 4. ADDITIONAL ELECTRIC EASEMENTS MAY BE REQUIRED IN THE

- 7. ROW EXCAVATION PERMITS ARE REQUIRED FOR CONSTRUCTION
- ANY CHANGE OR SUBSTITUTION OF LAMP/LIGHT FIXTURES SHALL BE SUBMITTED TO THE DIRECTOR FOR APPROVAL IN



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Exhibit 9 Environmental Map January 10, 2020

EXHIBIT 9 ENVIRONMENTAL MAP



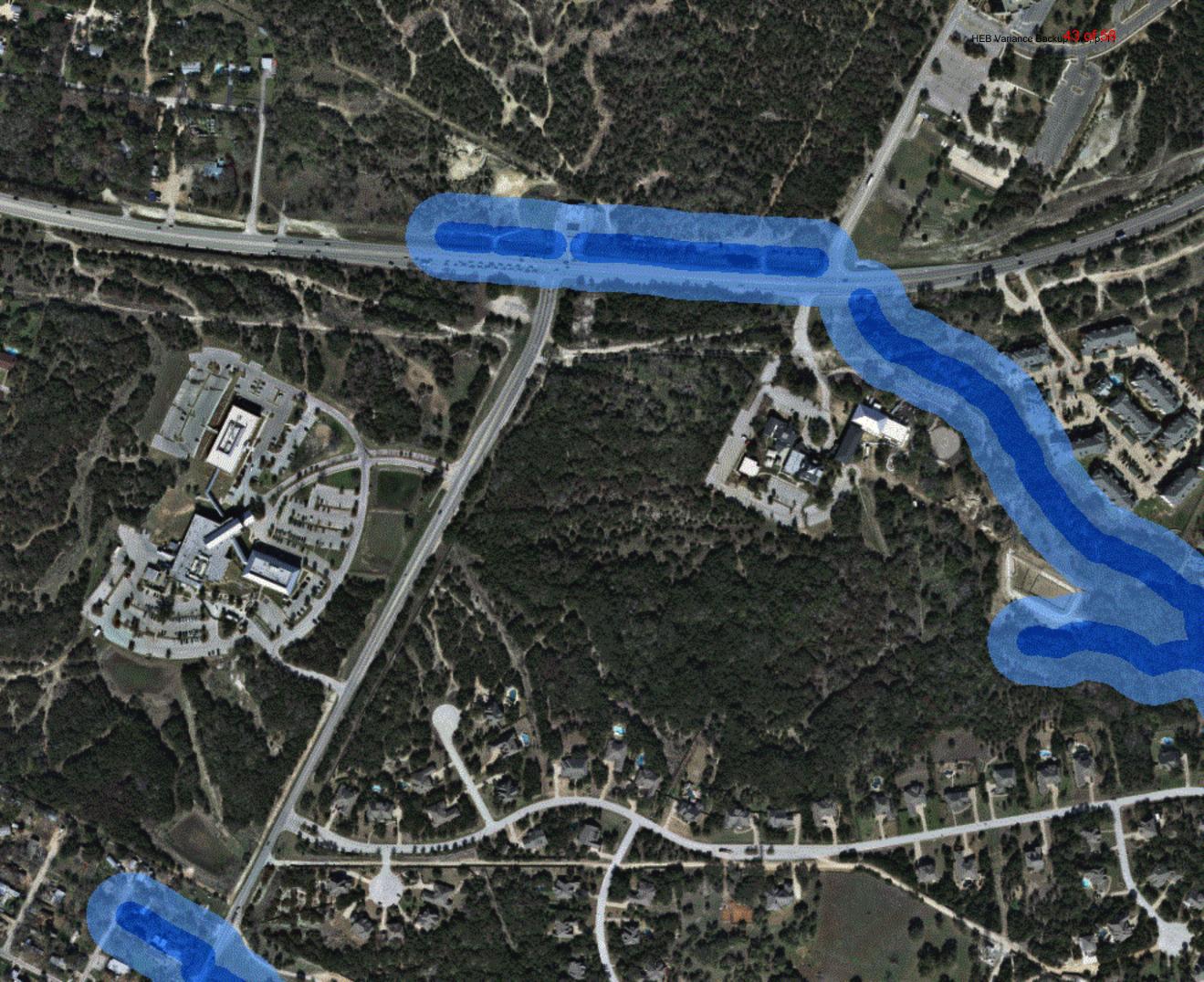


Exhibit 10 Environmental Resource Inventory January 10, 2020

EXHIBIT 10 ENVIRONMENTAL RESOURCE INVENTORY



Environmental Resource Inventory

For the City of Austin

Related to LDC 25-8-121, City Code 30-5-121, ECM 1.3.0 & 1.10.0

The ERI is required for projects that meet one or more of the criteria listed in LDC 25-8-121(A), City Code 30-5-121(A).

- 1. SITE/PROJECT NAME: HEB Austin # 10
- 2. COUNTY APPRAISAL DISTRICT PROPERTY ID (#'s): 315313 & 511018
- 3. ADDRESS/LOCATION OF PROJECT: 7909 FM 1826
- 4. WATERSHED: Williamson Creek
- 5. THIS SITE IS WITHIN THE (Check all that apply)

Edwards Aquifer Recharge Zone* (See note below)	⊡No
Edwards Aquifer Contributing Zone*	□No
Edwards Aquifer 1500 ft Verification Zone*	⊡No
Barton Spring Zone* 🗹 YES	ΠNο
*(as defined by the City of Austin – LDC 25-8-2 or City Code 30-5-2)	

Note: If the property is over the Edwards Aquifer Recharge zone, the Hydrogeologic Report and karst surveys must be completed and signed by a Professional Geoscientist Licensed in the State of Texas.

- 6. DOES THIS PROJECT PROPOSE FLOODPLAIN MODIFICATION?......□YES** INO If yes, then check all that apply:
 - (1) The floodplain modifications proposed are necessary to protect the public health and safety;
 - □ (2) The floodplain modifications proposed would provide a significant, demonstrable environmental benefit, as determined by a **functional assessment** of floodplain health as prescribed by the Environmental Criteria Manual (ECM), or
 - (3) The floodplain modifications proposed are necessary for development allowed in the critical water **quality zone under LDC 25-8-261 or 25-8-262**, City Code 30-5-261 or 30-5-262.
 - (4) The floodplain modifications proposed are outside of the Critical Water Quality Zone in an area determined to be in poor or fair condition by a **functional assessment** of floodplain health.

** If yes, then a functional assessment must be completed and attached to the ERI (see ECM 1.7 and Appendix X for forms and guidance) unless conditions 1 or 3 above apply.

***If yes, then riparian restoration is required by LDC 25-8-261(E) or City Code 30-5-261(E) and a functional assessment must be completed and attached to the ERI (see ECM1.5 and Appendix X for forms and guidance).

8. There is a total of <u>0</u> (#'s) Critical Environmental Feature(s)(CEFs) on or within150 feet of the project site. If CEF(s) are present, attach a detailed **DESCRIPTION** of the CEF(s), color **PHOTOGRAPHS**, the **CEF WORKSHEET** and provide **DESCRIPTIONS** of the proposed CEF buffer(s) and/or wetland mitigation. Provide the number of each type of CEFs on or within 150 feet of the site (*Please provide the number of CEFs*):

____ (#'s) Spring(s)/Seep(s) ____ (#'s) Point Recharge Feature(s) ____ (#'s) Bluff(s)

0 (#'s) Canyon Rimrock(s) 0 (#'s) Wetland(s)

Note: Standard buffers for CEFs are 150 feet, with a maximum of 300 feet for point recharge features. Except for wetlands, if the standard buffer is <u>not provided</u>, you must provide a written request for an administrative variance from LDC 25-8-281(C)(1) and provide written findings of fact to support your request. <u>Request forms for administrative variances from requirements stated in LDC 25-8-281 are available from Watershed Protection Department.</u>

9. The following site maps are attached at the end of this report (Check all that apply and provide):

All ERI reports must include:

- ☑ Site Specific Geologic Map with 2-ft Topography
- ☑ Historic Aerial Photo of the Site
- ☑ Site Soil Map
- □ Critical Environmental Features and Well Location Map on current Aerial Photo with 2-ft Topography

Only if present on site (Maps can be combined):

- □ Edwards Aquifer Recharge Zone with the 1500-ft Verification Zone (Only if site is over or within 1500 feet the recharge zone)
- **Edwards Aquifer Contributing Zone**
- □ Water Quality Transition Zone (WQTZ)
- □ Critical Water Quality Zone (CWQZ)
- □ City of Austin Fully Developed Floodplains for all water courses with up to 64-acres of drainage
- 10. **HYDROGEOLOGIC REPORT** Provide a description of site soils, topography, and site specific geology below (*Attach additional sheets if needed*):

Surface Soils on the project site is summarized in the table below and uses the SCS Hydrologic Soil Groups*. If there is more than one soil unit on the project site, show each soil unit on the site soils map.

Soil Series Unit Names, Infiltration Characteristics & Thickness				
Soil Series Unit Name & Subgroup**	Group*	Thickness (feet)		
Brackett-Rock outcrop complex, 1-12% slopes (BID)	D	2.5		
Volente silty clay loam, 1-8% slopes (VoD)	С	4.5		

*Soil Hydrologic Groups Definitions (*Abbreviated*)

- A. Soils having a <u>high infiltration</u> rate when thoroughly wetted.
- B. Soils having a <u>moderate</u> <u>infiltration</u> rate when thoroughly wetted.
- C. Soils having a <u>slow infiltration</u> rate when thoroughly wetted.
- D. Soils having a <u>very slow</u> <u>infiltration</u> rate when thoroughly wetted.

**Subgroup Classification – See <u>Classification of Soil Series</u> Table in County Soil Survey.

Description of Site Topography and Drainage (Attach additional sheets if needed):

The subject site is located within the Edwards Plateau ecoregion (Gould, 1975) and the Live Oak-Ashe Juniper Parks vegetational area of Texas (McMahan et al., 1984). Elevation on the site ranges from 994 feet above mean sea level (AMSL) to 904 feet AMSL, with surface water flowing west to east towards the Wheeler Branch of Williamson Creek.

List surface geologic units below:

Geologic Units Exposed at Surface				
Group	Formation	Member		
Trinity	Upper Glen Rose Limestone			

Brief description of site geology (Attach additional sheets if needed):

The upper member of the Glen Rose Limestone is relatively impermeable and described as the lower confining unit of the Edwards Aquifer. It has a maximum thickness of about 350 to 500 feet. Stair-step topography is characteristic of the upper member of the Glen Rose Limestone. The Upper Glen Rose Limestone is described as yellowish-tan, thinly bedded limestone and marl (Garner and Young, 1976). The upper member of the Glen Rose Limestone is relatively more thinly bedded, more dolomitic, and less fossiliferous than the lower member of the Glen Rose Limestone. The top of the upper member of the Glen Rose Limestone is red-stained, lumpy, irregular, and bored, with oysters cemented onto the surface (Rose, 1972).

Wells – Identify all recorded and unrecorded wells on site (test holes, monitoring, water, oil, unplugged, capped and/or abandoned wells, etc.):

There are <u>0</u>(#) wells present on the project site and the locations are shown and labeled

____(#'s)The wells are not in use and have been properly abandoned.

____(#'s)The wells are not in use and will be properly abandoned.

____(#'s)The wells are in use and comply with 16 TAC Chapter 76.

There are <u>0</u>(#'s) wells that are off-site and within 150 feet of this site.

11. THE VEGETATION REPORT – Provide the information requested below:

Brief description of site plant communities (Attach additional sheets if needed):

Vegetation observed on the Property includes Ashe juniper (Juniperus ashei), plateau live oak (Quercus fusiformis), cedar elm (Ulmus crassifolia), elbow bush (Forestiera angustifolia), (agarita (Berberis trifoliolata), Texas prickly pear (Opuntia engelmannii var. lindheimeri), hackberry (Celtis laevigata), chinaberry (Melia azedarach), evergreen sumac (Rhus virens), various forbs and grasses

There is woodland community on siteVYES \square NO *(Check one).* If yes, list the dominant species below:

Woodland species			
Common Name	Scientific Name		
Ashe juniper	Juniperus ashei		
Plateau live oak	Quercus fusiformis		
Cedar elm	Ulmus crassifolia		

There is grassland/prairie/savanna on site......□YES ☑ NO (*Check one*). If yes, list the dominant species below:

Grassland/prairie/savanna species		
Common Name	Scientific Name	

There is hydrophytic vegetation on site□YES ✓ NO (*Check one*). If yes, list the dominant species in table below (*next page*):

Hydrophytic plant species		
Common Name	Scientific Name	Wetland Indicator Status

A tree survey of all trees with a diameter of at least eight inches measured four and onehalf feet above natural grade level has been completed on the site.

YES NO (Check one).

12. WASTEWATER REPORT – Provide the information requested below.

Wastewater for the site will be treated by (Check of that Apply):

- \Box On-site system(s)
- City of Austin Centralized sewage collection system
- Other Centralized collection system

Note: All sites that receive water or wastewater service from the Austin Water Utility must comply with City Code Chapter 15-12 and wells must be registered with the City of Austin

The site sewage collection system is designed and will be constructed to in accordance to all State, County and City standard specifications. $\overrightarrow{IYES} \square$ NO (*Check one*).

Calculations of the size of the drainfield or wastewater irrigation area(s) are attached at the end of this report or shown on the site plan. \Box YES \Box NO \Box Not Applicable (*Check one*).

Wastewater lines are proposed within the Critical Water Quality Zone? \Box YES \checkmark NO (*Check one*). If yes, then provide justification below:

Is the project site is over the Edwards Aquifer? \Box YES \checkmark NO *(Check one).*

If yes, then describe the wastewater disposal systems proposed for the site, its treatment level and effects on receiving watercourses or the Edwards Aquifer.

One (1) hard conv and one (1) electronic conv of the completed assessment have been

13. One (1) hard copy and one (1) electronic copy of the completed assessment have been provided.

Date(s) ERI Field Assessment was performed: 27 July 2017

Date(s)

My signature certifies that to the best of my knowledge, the responses on this form accurately reflect all information requested.

Jeremy Mantooth	512-328-2430
Print Name	Telephone
Very Jan	jeremy_mantooth@hroizon-esi.com
Signature	Email Address
Horizon Environmental Services, Inc.	23 August 2017
Name of Company	Date

For project sites within the Edwards Aquifer Recharge Zone, my signature and seal also certifies that I am a licensed Professional Geoscientist in the State of Texas as defined by ECM 1.12.3(A).

P.G. Seal





ENVIRONMENTAL RESOURCE INVENTORY ATTACHMENTS

HEB AUSTIN # 10 7909 FM 1826 HJN 170141

170141 ERI Attachments



DATA RESOURCES USED IN COMPLETING THIS ERI

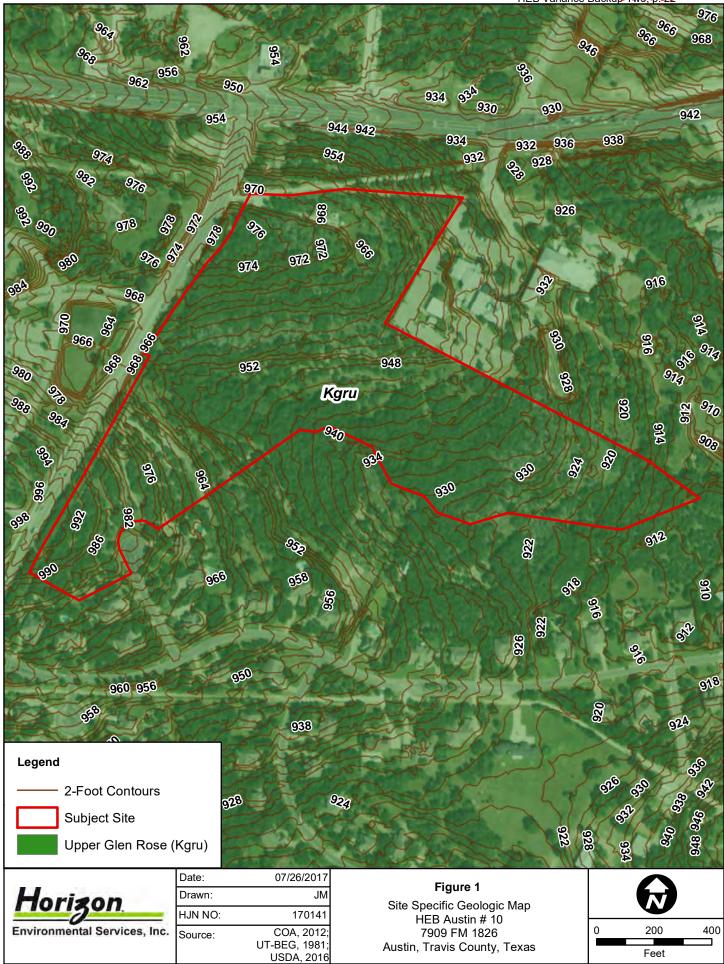
- (COA) City of Austin. *GIS Data Sets*, Year 2003 2-foot contours of the City of Austin and ETJ only, <ftp://ftp.ci.austin.tx.us/GIS-Data/Regional/coa_gis.html>. Updated by City of Austin 2012.
- . *GIS Data Sets,* Recharge Zone, Contributing Zone, and Edwards Contributing Zone 1500' Buffer, <ftp://ftp.ci.austin.tx.us/GIS-Data/Regional/ coa_gis.html>. Updated by City of Austin 2007.
- _____. *Development Web Map*, <http://www.austintexas.gov/GIS/developmentwebmap/ Viewer.aspx>. Accessed 26 July 2017.
- Gould, F.W. *Texas Plants A Checklist and Ecological Summary*. College Station: Texas A&M University. 1975.
- McMahan, Craig A., Roy G. Frye, and Kirby L. Brown. *The Vegetation Types of Texas Including Cropland*. Austin: Texas Parks and Wildlife Department. 1984.
- (NRCS) Natural Resources Conservation Service (formerly Soil Conservation Service), US Department of Agriculture. Web Soil Survey, http://websoilsurvey.aspx. Accessed 26 July 2017.
- Rose, P.R. *Edwards Group, Surface and Subsurface, Central Texas.* Report of Investigations 86. The University of Texas at Austin, Bureau of Economic Geology. 1972.
- (TWDB) Texas Water Development Board. Water Information Integration and Dissemination System. TWDB Groundwater Database (ArcIMS), <http://wiid.twdb.state.tx.us/ ims/wwm_drl/viewer.htm?>. Accessed 26 July 2017.
- (USDA) US Department of Agriculture. National Agriculture Imagery Program, Farm Service Agency, Aerial Photography Field Office. Travis County, Texas. 2016.
- (USGS) US Geological Survey. Digital Orthophoto Quarter-Quadrangle, Signal Hill NE, Texas. 1995.
- (UT-BEG) University of Texas Bureau of Economic Geology, C.V. Proctor, Jr., T.E. Brown, J.H. McGowen, N.B. Waechter, and V.E. Barnes. *Geologic Atlas of Texas*, Austin Sheet, Francis Luther Whitney Memorial Edition. 1974; reprinted 1995.



ERI WORKSHEET SECTION 9: SITE MAPS

- Figure 1. Site-Specific Geologic Map
- Figure 2. Historical Aerial Photo
- Figure 3. Site Soil Map Figure 4. Edwards Aquifer Map

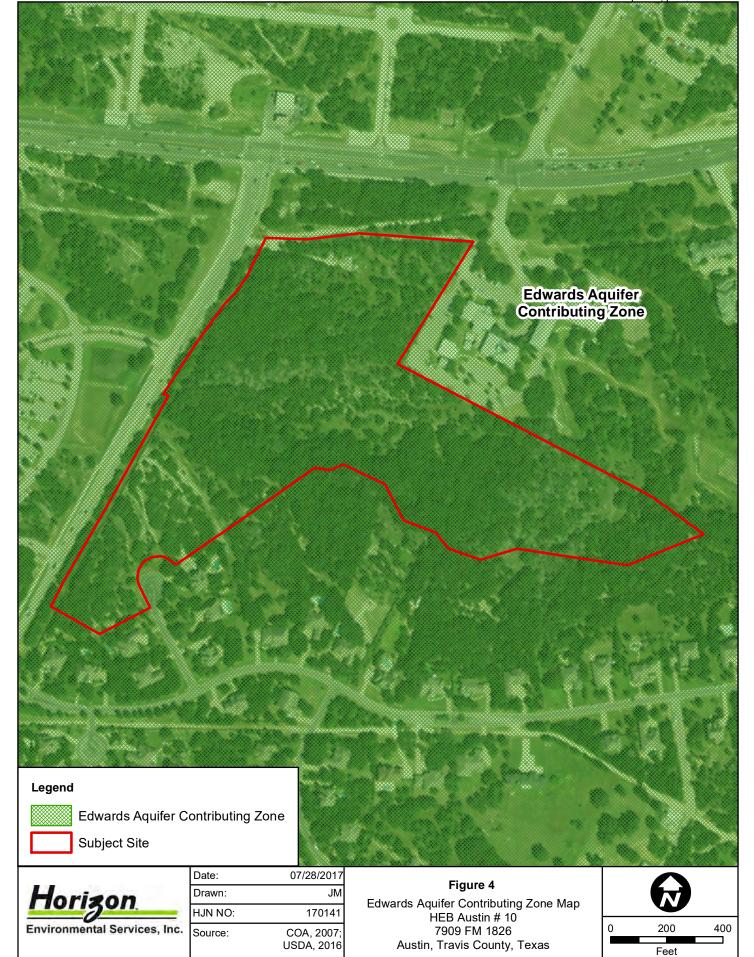
HEB Variance Backup 4wo fp 528



170141 - HEB Austin 10 ERI HA\Graphics\170141ERI_01A_Geo







170141 - HEB Austin 10 ERI HA\Graphics\170141ERI_04A_Edwards

Exhibit 11 Variance Request Letter January 10, 2020

EXHIBIT 11 VARIANCE REQUEST LETTER

