CITY OF AUSTIN
Board of Adjustment
Decision Sheet
DATE: Monday, May 11, 2020
CASE NUMBER: C16-2020-0002
$\qquad$ Brooke Bailey Jessica Cohen Ada Corral Melissa Hawthorne William Hodge Don Leighton-Burwell Rahm McDaniel Darryl Pruett Veronica Rivera (out) Yasmine Smith Michael Von Ohlen Kelly Blume (Alternate)
Martha Gonzalez (Alternate)

## APPLICANT: Alkesh Patel

OWNER: Loin Veldt
ADDRESS: 2600 BROCKTON DR
VARIANCE REQUESTED: The applicant is requesting a sign variance(s) from Section 25-10-133 (University Neighborhood Overlay Zoning District Signs) (G) to allow for one (1) 6 ft . tall freestanding monument sign and two (2) 217 sq . ft. wall signs, all illuminated in order to provide signage for the new Hilton Garden Inn in a "NBG-NP", North Burnet/Gateway - Neighborhood Plan zoning district. (North Burnet)

Note: The Land Development Code sign regulations 25-10-133 University Neighborhood Overlay Zoning Districts Signs (G) states a sign may not be illuminated or contain electronic images or moving parts.

BOARD'S DECISION: May 11, 2020 The public hearing was closed by Chair Don Leighton-Burwell, Board Member Michael Von Ohlen motions to postpone to June 8, 2020, Board Member Melissa Hawthorne seconds on an 11-0 vote; POSTPONED TO JUNE 8, 2020. (RE-NOTICE)

## FINDING:

1. The variance is necessary because strict enforcement of the Article prohibits and reasonable opportunity to provide adequate signs on the site, considering the unique features of a site such as its dimensions, landscape, or topography, because:

OR,
2. The granting of this variance will not have a substantially adverse impact upon neighboring properties, because:

OR,
3. The granting of this variance will not substantially conflict with the stated purposes of this sign ordinance, because:

AND,
4. Granting a variance would not provide the applicant with a special privilege not enjoyed by others similarly situated or potentially similarly situated, because:


| Diana Ramirez for |
| :--- |
| Don Leighton-Burwell |
| Chairman |

# D-2/3 

## BOA SIGN REVIEW COVERSHEET <br> RE-NOTIFICATION

CASE: C16-2020-0002
ADDRESS: 2600 Brockton Dr OWNER: Alkesh Patel

BOA DATE: June 8, 2020
COUNCIL DISTRICT: 7
AGENT: Jennifer Garcia

ZONING: NBG-NP (North Burnet/Gateway)
LEGAL DESCRIPTION: LOT 2 BLK A LONGHORN BUSINESS PARK NO 3 RESUB LT 2 \& LTS A-B BLK A LONGHORN BUSINESS PARK NO 2

VARIANCE REQUEST: (updated) exceed sign area from one (1) $150 \mathrm{sq} . \mathrm{ft}$. to two (2) $217 \mathrm{sq} . \mathrm{ft}$. wall signs each and illuminate both signs

SUMMARY: achieve appropriate signage
ISSUES: proposed signs and location are in line with existing signs

|  | ZONING | LAND USES |
| :--- | :--- | :--- |
| Site | NBG-NP | North Burnet/Gateway |
| North | NBG-NP | North Burnet/Gateway |
| South | NBG-NP | North Burnet/Gateway |
| East | NBG-NP | North Burnet/Gateway |
| West | NBG-NP | North Burnet/Gateway |

NEIGHBORHOOD ORGANIZATIONS:
Austin Independent School District
Austin Lost and Found Pets
Austin Neighborhoods Council
Bike Austin
Friends of Austin Neighborhoods
Homeless Neighborhood Association
Neighborhood Empowerment Foundation
North Burnet/Gateway Neighborhood Plan Staff Liaison
North Growth Corridor Alliance
SELTexas
Sierra Club, Austin Regional Group

## D-2/4

## Board of Adjustment Sign Variance Application

## WARNING: Filing of this appeal stops all affected construction activity.

This application is a fillable PDF that can be completed electronically. To ensure your information is saved, click here to Save the form to your computer, then open your copy and continue.

The Tab key may be used to navigate to each field; Shift + Tab moves to the previous field. The Enter key activates links, emails, and buttons. Use the Up \& Down Arrow keys to scroll through drop-down lists and check boxes, and hit Enter to make a selection.

The application must be complete and accurate prior to submittal. All information is required (if applicable).

## For Office Use Only

Case \# ROW \# Tax \#

## Section 1: Applicant Statement

Street Address: 2600 Brockton Dr.

Subdivision Legal Description:
LOT 2 BLK A LONGHORN BUSINESS PARK NO 3 RESUB LT 2 \& LTS A-B BLK A LONGHORN BUSINESS PARK NO 2

Lot(s): 2 Block(s): A
Outlot:
Division:
Zoning District:
Sign District:

IWe Alkesh Patel on behalf of myself/ourselves as authorized agent for Lion Veldt affirm that on

Month January , Day 16 , Year 2020 , hereby apply for a hearing before the Board of Adjustment for consideration to (select appropriate option below):
Erect
© Attach
Complete
Remodel
Maintain
Other:
$\qquad$
Type of Sign: (2) illuminated wall signs
Portion of the City of Austin Land Development Code applicant is seeking a variance from:
Applicant is requesting sign variance from Section 25-10-133(C) A sign may not exceed 150 square feet of sign area. We are requesting 127 sq . ft. on the South and West elevations. We are also requesting a sign variance from SEction 25-10-133 (G) A sign may not be illuminated or contain eletronic images or moving parts. Both signs are face lit with LED's

## D-2/5

## Section 2: Variance Findings

The Board must determine the existence of, sufficiency of, and weight of evidence supporting the findings described below. In order to grant your request for a variance, the Board must first make one or more of the findings described under 1, 2, and 3 below; the Board must then make the finding described in item 4 below. If the Board cannot make the required findings, it cannot approve a sign variance.

Therefore, you must complete each of the applicable Findings Statements as part of your application. Failure to do so may result in your application being rejected as incomplete. Please attach any additional supporting documents.

I contend that my entitlement to the requested variance is based on the following findings:

1. The variance is necessary because strict enforcement of the Article prohibits any reasonable opportunity to provide adequate signs on the site, considering the unique features of the site such as dimensions, landscaping, or topography, because:

The proposed signs and locations are in line with the existing signs at the neighboring businesses and are appropriately scaled to the size of the building. Due to the nature of this business and customers tryng to find this location at night lllumination of the signs would greatly improve traffic to this upcoming business and get in the turning lane on approch.
-OR-
2. The granting of this variance will not have a substantially adverse impact upon neighboring properties, because:

Other businesses right by them including but not limited to is Compass Bank and an entire strip center next to this property all have illuminated signs, it would be very hard to find the location.
-OR-
3. The granting of this variance will not substantially conflict with the stated purposes of this sign ordinance, because:

The proposed signs were appropriately scaled to the size of the hotel building, which falls in line with the sizes of signs in neighboring businesses. Also, the signs fall within the typical exterior identification for hotels in the surrounding area.

AND,
4. Granting a variance would not provide the applicant with a special privilege not enjoyed by others similarly situated or potentially similarly situated, because:

Due to the nature of this hotel business there will be customers looking for this location at night time. Without illuminated signs and no monument or pylon, it would be very hard to find the location. This a growing area near the Domain and would benefit all to see this location at night.

## D-2/6

## Section 3: Applicant Certificate

I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.

| Applicant Signature: $\qquad$ |  | Date: $\underline{01 / 16 / 2020}$ |
| :---: | :---: | :---: |
| Applicant Name (typed or printed): Alkesh Patel |  |  |
| Applicant Mailing Address: $\mathbf{2 8 0 0}$ Esperanza Crossing | State: TX |  |
| City: Austin |  | _ Zip: 78758 |
| Phone (will be public information): |  |  |
| Email (optional - will be public information): |  |  |

## Section 4: Owner Certificate

I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.
Owner Signature:
 Date: 01/16/2020
Owner Name (typed or printed): Alkesh Patel
Owner Mailing Address: 2800 Esperanza Crossing
City: Austin
State: TX Zip: 78758
Phone (will be public information): $\qquad$
Email (optional -- will be public information): $\qquad$

## Section 5: Agent Information

Agent Name: Liberty Signs, Inc. - Jennifer Garcia
Agent Mailing Address: PO Box 1259
City: Liberty Hill State: TX_Zip: 78642
Phone (will be public information): 512-255-3887
Email (optional - will be public information):

May 8, 2020

Alkesh Patel
2600 Brockton Dr
Austin TX, 78758
Property Description: LOT 2 BLK A LONGHORN BUSINESS PARK NO 3 RESUB LT 2 \& LTS A-B BLK A LONGHORN BUSINESS PARK NO 2

Re: C16-2020-0002
Dear Alkesh,

Austin Energy (AE) has reviewed your application for the above referenced property, requesting that the Board of Adjustment consider a sign variance(s) from-

Section 25-10-133 (University Neighborhood Overlay Zoning District Signs) (G);
to allow two (2) 217 sq. ft. wall signs, all illuminated;
In order to provide signage for the new Hilton Garden Inn in a "NBG-NP", North Burnet/Gateway Neighborhood Plan zoning district. (North Burnet)

Austin Energy does not oppose the above sign variance request, provided any proposed and existing improvements follow Austin Energy's clearance criteria requirements, the National Electric Safety Code and OSHA. Any removal or relocation of existing electric facilities will be at owners /applicants' expense.

The monument sign proposed location, conflicts with an existing electric and telecommunications easement being dedicated in the plat recorded in O.P.R.T.C.TX as doc. \# 201600165. This sign will need to be relocated to be outside of the said easement.

Please use this link to be advised of our clearance and safety requirements which are additional conditions of the above review action: https://austinenergy.com/wcm/connect/8bb4699c-7691-4a74-98e7-56059e9be364/Design+Criteria+Manual+Oct+2015.pdf?MOD=AJPERES

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

# D-2/8 

## BOA SIGN REVIEW COVERSHEET

CASE: C16-2020-0002
ADDRESS: 2600 Brockton Dr OWNER: Alkesh Patel

BOA DATE: May 11, 2020
COUNCIL DISTRICT: 7
AGENT: Jennifer Garcia

ZONING: NBG-NP (North Burnet/Gateway)
LEGAL DESCRIPTION: LOT 2 BLK A LONGHORN BUSINESS PARK NO 3 RESUB LT 2 \& LTS A-B BLK A LONGHORN BUSINESS PARK NO 2

VARIANCE REQUEST: Sign illumination of one (1) 6 ft . tall freestanding monument sign and two (2) 217 sq. ft. wall signs

SUMMARY: achieve appropriate signage
ISSUES: proposed signs and location are in line with existing signs

|  | ZONING | LAND USES |
| :--- | :--- | :--- |
| Site | NBG-NP | North Burnet/Gateway |
| North | NBG-NP | North Burnet/Gateway |
| South | NBG-NP | North Burnet/Gateway |
| East | NBG-NP | North Burnet/Gateway |
| West | NBG-NP | North Burnet/Gateway |

## NEIGHBORHOOD ORGANIZATIONS:

Austin Independent School District
Austin Lost and Found Pets
Austin Neighborhoods Council
Bike Austin
Friends of Austin Neighborhoods
Homeless Neighborhood Association
Neighborhood Empowerment Foundation
North Burnet/Gateway Neighborhood Plan Staff Liaison
North Growth Corridor Alliance
SELTexas
Sierra Club, Austin Regional Group


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## Case \#

$\qquad$ ROW \#
Tax \#

## Section 1: Applicant Statement

Street Address: 2600 Brockton Dr.
Subdivision Legal Description:

## LOT 2 BLK A LONGHORN BUSINESS PARK NO 3 RESUB LT 2 \& LTS A-B BLK A LONGHORN BUSINESS PARK NO 2

Lot(s): $\underline{2}$ $\qquad$ Block(s): A
Outlot: $\qquad$ Division: $\qquad$
Zoning District: $\qquad$
Sign District:
I/We Alkesh Patel
authorized agent for Lion Veldt on behalf of myself/ourselves as

Month January $\square$, Day $16 \square$, Year $2020 \quad \square$, hereby apply for a hearing before the Board of Adjustment for consideration to (select appropriate option below):
$\otimes$ Erect
※ Attach
O Complete
O Remodel
O Maintain
O Other: $\qquad$

Type of Sign:
(2) wall signs and one freestanding monument sign

Portion of the City of Austin Land Development Code applicant is seeking a variance from:
The applicant is requesting sign variances from Section 25-10-133 NBG-NP-TOD to allow for (1) 6' tall freestanding monument sign and
(2) 217 sq. ft. wall signs, providing signage for the new Hilton Garden Inn.

## Section 2: Variance Findings

The Board must determine the existence of, sufficiency of, and weight of evidence supporting the findings described below. In order to grant your request for a variance, the Board must first make one or more of the findings described under 1,2 , and 3 below; the Board must then make the finding described in item 4 below. If the Board cannot make the required findings, it cannot approve a sign variance.

Therefore, you must complete each of the applicable Findings Statements as part of your application. Failure to do so may result in your application being rejected as incomplete. Please attach any additional supporting documents.

I contend that my entitlement to the requested variance is based on the following findings:

1. The variance is necessary because strict enforcement of the Article prohibits any reasonable opportunity to provide adequate signs on the site, considering the unique features of the site such as dimensions, landscaping, or topography, because:

## -OR-

2. The granting of this variance will not have a substantially adverse impact upon neighboring properties, because:

The proposed signs and locations are in line with the existing signs at the neighboring businesses and are appropriately scaled
to the size of the building. The monument sign will benefit traffic flow in the area by properly guiding hotel guests to their proper destination.

## -OR-

3. The granting of this variance will not substantially conflict with the stated purposes of this sign ordinance, because:

AND,
4. Granting a variance would not provide the applicant with a special privilege not enjoyed by others similarly situated or potentially similarly situated, because:

The proposed signs were appropriately scaled to the size of the hotel building, which falls in line with the sizes of signs in neighboring businesses. Also, the signs fall within the typical exterior identification for hoteis in the surrounding area.

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## Section 3: Applicant Certificate

I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.
Applicant Signature:


Date: 01/16/2020
Applicant Name (typed or printed): Alkesh Patel
Applicant Mailing Address: 2800 Esperanza Crossing
City: Austin
State: TX Zip: 78758
Phone (will be public information): $\qquad$
Email (optional - will be public information): $\qquad$

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Phone (will be public information): $\qquad$
Email (optional - will be public information):

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Agent Mailing Address: PO Box 1259
City: Liberty Hill
State: TX Zip: 78642

Phone (will be public information): 512-255-3887
Email (optional - will be public information):
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 RECOMMENDATIONS． （G．ET．OR APPROVED EQUV．）
INSTALL PRR MANUFACTURER＇S



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 HSINI SSSOTפ／（ 1 SヨกOヨy NOdn METALLIC（SAMPLE AVAILABLE ．040＂（1mm）THK．ALUM．RETURN．
PAINTED AKZO 354C2 SILVER
 TO FURNISH \＆INSTALL A COMPLETE PHOTOCELL AND／OR TIME CLOCK TRICIAN


 LOGO：． 177 ＂（ 4.5 mm ）THK WRT30 WHITE CYRO SG FACES
with 1st SURFACE 3 M （OR APPROVED EQUIV．） $3630-73$ RED LETTERS ILLUMINATED with RED L．E．D．（G．E．OR APPROVED EQUIV．）．
INSTALL PER MANUFACTURER＇S RECOMMENDATIONS．

 $.040 "(1 \mathrm{~mm})$ THK．ALUM．RETURNS with .063 ＂$(1.6 \mathrm{~mm})$ THK．ALUM．
CAD CUT BACKS．RETURNS PAINTED AKZO $354 C 2$ SILVER METALLIC
（SAMPLE AVAILABLE UPON REQUEST）／GLOSS FINISH．LETTER INTERI

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     BY CUSTOMER＇S ELECTRICAL CONTRACTOR－COORDINATE
    WITH SIGN MANUFACTURER AS TO PRIMARY VOLTAGE
    REQUIREMENTS．SIGN CONTRACTOR TO MAKE FINAL UNDERGROUND ELECTRICAL SERVICE PROVIDED TO SIGN
    BY CUSTOMER＇S ELECTRICAL CONTRACTOR－COORDINATE
     SIGNS INTERNALLY ILLUMINATED WITH 800 mA HI－OUTPUT
     コวナ
    

    HSINI』 SSOTפ／（ $\llcorner$ SヨกOヨy NOdก ヨาg ALUMINUM BASE PANELS（RECESSED）AND CONVEX
    SHAPED COVERS WITH CAPS ON END FILLERS OF SIGN －REVERSE WEEDED FOR WHITE＂FLORET＂LOGO GRAPHIC
    TO SHOW THRU．
     ＂HILTON GARDEN INN＂LETTERS ． 125 ＂$(3.2 \mathrm{~mm})$ THK．WRT30 WHITE CYRO SG
    SHOW THRU TRANSLUCENT ACRYLIC ヨІІHM פNIJN甘HNヨ FACES AND FILLERS PRIMED \＆PAINTED TO MATCH
    PMS 2756c BLUE SATIN FINISH－PAINT INTERIOR LIGHT FABRICATED ALUMINUM SIGN CABINET WITH ROUTED OUT
    OPENINGS FOR LETTERS AND SQUARE OPENING FOR LOGO
    FACES AND FILLERS PRIMED \＆PAINTED TO MATCH

