

880623.

Item J. 2. on the June 23, 1988 agenda:

Revisions to Floor Area Ratios (FARs) in the LO, LR, CS, CS-1 and CH districts.

COMMENTS:According to the records at the City Clerk's Office, Council did not approve an ordinance. Council approved Planning Commission recommendation that this proposed ordinance amendment be referred to AustinPlan. [For further reference, see attached document & transcript on this item.]

2. Tr. 3 no loading docks at rear of tracts adjacent to residential usage.
3. Dedication of 40' right-of-way from center line of Rutherford Lane.
4. June 3, 1988 TIA memo conditions for phasing agreement & fiscal for signalization & intersection improvements.

(On Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, 7-0 Vote)

PUBLIC HEARING - CAPITAL RECOVERY FEE ORDINANCE

Mayor Cooke opened the public hearing set for 5:00 P.M. on the Water and Wastewater Capital Recovery Fee Ordinance. People who spoke have registration cards on file in City Clerk's office.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, closed the public hearing and approved in concept the water and wastewater capital recovery fee ordinance; ordinance will be brought back June 30, 1988 for passage. (7-0 Vote)

PUBLIC HEARING - REVISIONS TO FARs

Mayor Cooke opened the public hearing set for 5:30 p.m. on revisions to Floor Area Ratios (FARs) in the LO, LR, CS, CS-1 and CH districts.

People who spoke have registration cards on file in the City Clerk's office.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, closed the public hearing, ~~waived the requirement for three readings and finally passed an ordinance~~ *the Planning Commission recommended and approved* revising Floor Area Ratios (FARs) in the LO, LR, CS, CS-1 and CH districts, as recommended by the Planning Commission. (7-0 Vote)

PUBLIC HEARING - WASTE-to-ENERGY AND RECYCLING CORRELATIONS

Mayor Cooke opened the public hearing on Waste-to-Energy and Recycling Correlations. People who spoke have registration cards on file in the City Clerk's office.

Motion

The Council, on Councilmember Humphrey's motion, Councilmember Nofziger's second, closed the public hearing, and directed staff to suspend spending on mass burn plant until July 14, 1988. (4-3 Vote, Mayor Cooke, Councilmembers Urdy and Carl-Mitchell voted No.)

ADJOURNMENT - Council adjourned its meeting at 11:55 P.M.

J. PUBLIC HEARINGS

- ✓ 1. 5:00 P.M. - Water and Wastewater Capital Recovery Fee Ordinance Fee; and passage of ordinance. *Agenda 6/30 - ord*
- ✓ 2. 5:30 P.M. - Revisions to Floor Area Ratios (FARs) in the L0, LR, CS, CS-1 and CH districts. *NOT AN ORDINANCE - See TRANSCRIPT*
- ✓ 3. 6:00 P.M. - Waste-to-Energy and Recycling Correlation.

K. 4:00 P.M. - ZONING HEARINGS AND CONSIDERATION OF ORDINANCES1. ZONING DISTRICTSa. Recommended by the Planning Commission, As Requested:

- | | | | | |
|------------|------------------|---|---------------------------|--|
| <i>G</i> ✓ | (1) h-87
0015 | MCDONAD BUILDING
By City of
Austin | 607 San Jacinto
Street | From "CBD"
To "CBD-H"
RECOMMENDED
<i>Done</i> |
| <i>H</i> ✓ | (2) h-88
0001 | MCCALEB HOUSE
By City of
Austin | 609 West 32nd
Street | From "SF-3"
To "SF-3-H"
RECOMMENDED
<i>Done</i> |
| <i>I</i> ✓ | (3) h-88
0004 | STEINER BUILDING
By City of
Austin | 807 Congress
Avenue | From "CBD"
To "CBD-H"
RECOMMENDED
<i>Done</i> |
| <i>J</i> ✓ | (4) h-88
0019 | CITY OF AUSTIN
By Office of
Land Development | 6604 Cooper
Lane | From "I-SF-3"
To "SF-3"
RECOMMENDED
<i>Done</i> |
| <i>K</i> ✓ | (5) h-88
0027 | BRADLEY
DEVELOPMENT CO.
By Haynie, Kallman
& Gray Wally Grabbe | 7200-7299 F.M.
2244 | From "SF-2"
To "P"
RECOMMENDED
<i>Done</i> |
| <i>L</i> ✓ | (6) h-88
0002 | THORNTON HOUSE
By City of Austin | 1909 Nueces
Street | From "MF-4"
To "MF-4-H"
RECOMMENDED
<i>Done</i> |

b. Recommended by the Planning Commission, With Conditions:

- ✓ (7) h-88 183 LIMITED 13409-13499 Research From "I-SF-2", "SF-2"
0024 By Armbrust & Boulevard To "GR"
Brown

J. PUBLIC HEARINGS

2. 5:30 P.M. - Revisions to Floor Area Ratios (FARs) in the L0, LR, CS, CS-1 and CH districts.

SHIPMAN: Then, with a moment of personal privilege, I'd like to personally thank the members of the Zoning Oversight Committee for giving us two years of your life on a voluntary basis and for even coming here tonight because you actually finished your work about some..7 months ago. I can count to four..and I can not count to four to make a motion to adhere to your recommendations but I would like to ask, specifically though, the City Manager is that the staff provide, in writing within the next 30 days to the City Council and to the Austin Plan Land Use Committee how the FAR study and it's recommendations, which were unanimously passed by the Zoning Oversight Committee are going to be incorporated into Austin Plan because I think we need a definitive explanation. A lot of work went into this and interestingly enough, so everyone will know, the impetus for the FAR study did not come from homeowners, did not come from people who are really active in preserving the quality of life in their neighborhoods. It came from zoning agents. It came from lobbyists and it came from attorneys who really worked with the process and realized that our..the ordinance that we adopted in 1984 was a false expectation and we're not the reality. That's where it came from and that's how the unanimous recommendation came forward out of the Zoning Oversight Committee. So, with all of that said, I would like to again request, in writing, within 30 days, how this is going to be covered in Austin Plan.

MAYOR: Seconded.

SHIPMAN: No, it's not a motion.

MAYOR: Oh, it's not a motion.

SHIPMAN: No, sir. No motion.....that is not a motion. (talking at the same time)

MAYOR: That's a request.

SHIPMAN: Because the motion that I want to make doesn't have support. So, I'm not going to make it.

MAYOR: Do I have a motion? Do I have a motion?

CARL-MITCHELL: Yeah. I'll move the Planning Commission's recommendation on this.

NOFZIGER: Second.

MAYOR: ..Move the Planning Commission's recommendation...Any additional discussion?

CARL-MITCHELL: Mayor, just one quick item on that because I'm..I want to state it for the record that most of the changes in FAR's are appropriate. There are some areas like the West University Area where we need to make an adjustment but I think we may be putting, as one of my colleagues said, "The cart before the horse", and the Planning Commission motion says that .."To defer any action on FAR changes and there may be some additional changes we'd have to make once the Austin Plan is adopted". But I certainly concur with Ms. Shipman's request that this be the method of how this is being integrated into the Austin Plan process. So..

MAYOR: Okay. It's moved and seconded.
Is there any other discussion? All in favor of the motion, signify by saying, "Aye".

COUNCIL: "Aye".

MAYOR: All opposed, same sign.
Passes. Okay, ..(end of issue)