

**Zoning Public Hearing  
CITY OF AUSTIN  
RECOMMENDATION FOR COUNCIL ACTION**



**AGENDA ITEM NO.: Z-8  
AGENDA DATE: Thu 08/18/2005  
PAGE: 1 of 1**

**SUBJECT:** C814-88-0001.08 - Gables at Westlake - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3100-3320 North Capital of Texas Highway (Lake Austin Watershed) from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant planned unit development (PUD) district zoning with conditions. Applicant: Protestant Episcopal School Council (Brad Powell). Agent: Drenner Stuart Metcalfe von Kreisler (Steve Drenner). City Staff: Glenn Rhoades, 974-2775.

**REQUESTING** Neighborhood Planning  
**DEPARTMENT:** and Zoning

**DIRECTOR'S**  
**AUTHORIZATION:** Greg Guernsey

## **ZONING CHANGE REVIEW SHEET**

**CASE:** C814-88-0001.08

**Z.A.P. DATE:** November 16, 2004  
January 4, 2005  
January 18, 2005

**C.C. DATE:** February 17, 2005  
March 24, 2005  
April 28, 2005  
May 12, 2005  
May 19, 2005  
May 26, 2005  
June 9, 2005  
June 23, 2005  
July 28, 2005  
August 18, 2005

**ADDRESS:** 3100-3320 N. Capitol of Texas Hwy.

**OWNER/APPLICANT:** Protestant Episcopal Church  
(Brad Powell)

**AGENT:** Drenner Stuart Wolff  
Metcalf von Kriesler (Michele  
Haussmann)

**ZONING FROM:** PUD

**TO:** PUD

**AREA:** 31.844 acres

### **ZONING AND PLATTING COMMISSION RECOMMENDATION:**

January 4, 2005 -- Approved the amendment to the P.U.D. with SF-6 development regulations; a maximum of 323 units; height limit of 40 feet; maximum building coverage limited to 20%; impervious coverage limited to 35%; no parking within the front setback so that there is a buffer between Westlake Loop and the development. Also include all of the Environmental Boards conditions and recommendations; applicant/project to be responsible for what is defined in the restrictive covenant as the Phase 3 Roadway Improvement; Applicant has to construct that intersection whether there is sufficient fiscal posting or not; applicant is responsible for the remaining cost of the intersection. Loop 360/Westlake, Phase 3 intersection be constructed prior to the CO on this site. As the agreement requires, to construct Westlake from Royal Approach, to construct an alternate entry to St. Stephen's school; Waymaker Way. Applicant to install traffic improvements on Royal Approach and Westlake Drive to prohibit the turning of vehicles into the neighborhood; TIA to be revised to reflect the new Waymaker Way intersection and that this provides a reduction of traffic into the neighborhood. In addition, 10% of the units must be affordable as defined by the City's Smart Housing Department.

January 18, 2005 -- Brought back to rescind and reconsider. However, it failed to garner the required two Commissioners to sponsor rescinding and reconsideration.

### **ISSUES:**

At this time the applicant and the neighborhood are working towards finalizing an agreement. The agreement consists of reducing the height and density of the current proposal. Staff is working with both parties in order to clarify language that may be added to create an ordinance reflecting what is to

be agreed upon. As of July 20, 2005, staff does not have a signed agreement. However, both parties agree that an agreement is close to being finalized.

The applicant in this case is proposing to change the existing Davenport Planned Unit Development (PUD) land use plan, which was approved on January 19, 1989. The PUD as it stands today, designates this portion of the PUD property as an office and retail use (see exhibit A) and the owner is proposing to amend the land plan in order to allow for multifamily residential. The applicant is proposing 328 dwelling units. In addition to amending the land plan to allow for multifamily, the applicant is requesting two variances from the Code for construction on steep slopes and to the cut and fill requirements. The variance requests were considered by the Environmental Board on October 6, 2004 and were recommended with conditions. The motion from the Environmental Board is attached (see exhibit C).

In addition to the application to amend the PUD land plan, the applicant has also filed an application to amend an associated restrictive covenant. There is a restrictive covenant that limits the property to commercial and single-family uses (see exhibit B). This must also be amended in order to allow a multifamily residential use.

There has been substantial neighborhood opposition to the proposed change and at the November 16, 2004 Zoning and Platting Commission hearing a subcommittee was formed to see if there could be any compromise between the neighborhood and the property owners. The first meeting was held on November 22, 2004 and several representatives from both sides were in attendance. At the meeting it was agreed that Mr. Steve Drenner, representative for the property owner, would forward a proposal to the neighborhood for review and the subcommittee would reconvene on December 13, 2004. The purpose of the second meeting was to find out if an agreement had been reached or if there was any room for compromise. At the end of the meeting it was determined that a compromise could not be reached at that time, but that dialogue between the neighborhood and the applicant would continue. Please attached signatures in opposition to the proposed change.

#### **BASIS FOR RECOMMENDATION:**

The proposed multifamily use is appropriate at this location. Generally, land uses transition from more intense uses to lower intensive uses between single-family neighborhoods and arterial roadways. The subject tract is adjacent to Capitol of Texas Highway to the east and a single-family neighborhood to the west. Presently, the property is proposed for an office/retail park and staff believes that a multifamily project would be more compatible with the single-family neighborhood to the west.

In addition, when the PUD was originally approved there was a Traffic Impact Analysis (TIA) that was conducted. The TIA allows 6,720 vehicle trips per day for the approved office retail complex. However, if the site were developed with 328 multifamily units, the trip generation would be significantly reduced to 2,070 vehicle trips per day (see transportation comments).

As previously stated, the applicant has requested two environmental variances from the Land Development Code, from cut and fill and building on steep slopes. The City's environmental staff recommended the variances to the Environmental Board and the Board has recommended their approval to City Council. The Board believes that the current proposal will "...provide for greater environmental protection than the approved PUD..." (see exhibit C).

**EXISTING ZONING AND LAND USES:**

	<b>ZONING</b>	<b>LAND USES</b>
<i>Site</i>	PUD	Undeveloped
<i>North</i>	PUD	Commercial
<i>South</i>	PUD	Undeveloped
<i>East</i>	SF-1	Single Family
<i>West</i>	PUD	Single Family

**AREA STUDY:** N/A**TIA:** N/A**WATERSHED:** Lake Austin**DESIRED DEVELOPMENT ZONE:** No**CAPITOL VIEW CORRIDOR:** No**HILL COUNTRY ROADWAY:** Yes**NEIGHBORHOOD ORGANIZATIONS:**

#153 – Rob Roy Homeowners Association  
#303 – Bridgehill Homeowners Association  
#331 – Bunny Run Homeowners Association  
#434 – Lake Austin Business Owners  
#511 – Austin Neighborhoods Council  
#605 – City of Rollingwood  
#920 – The Island on Westlake Homeowners Association  
#965 – Old Spicewood Springs Neighborhood Association

**CASE HISTORIES:**

There have been no recent zoning cases in the immediate vicinity.

**RELATED CASES:**

There is an associated restrictive covenant amendment (C814-88-0001(RCA)) that is to be heard concurrently with this application.

**CITY COUNCIL DATE AND ACTION:**

February 17, 2005 – Postponed at the request of the applicant until March 24, 2005 (Vote: 7-0).

March 24, 2005 – Postponed at the request of the neighborhood until April 21, 2005 (Vote: 7-0).

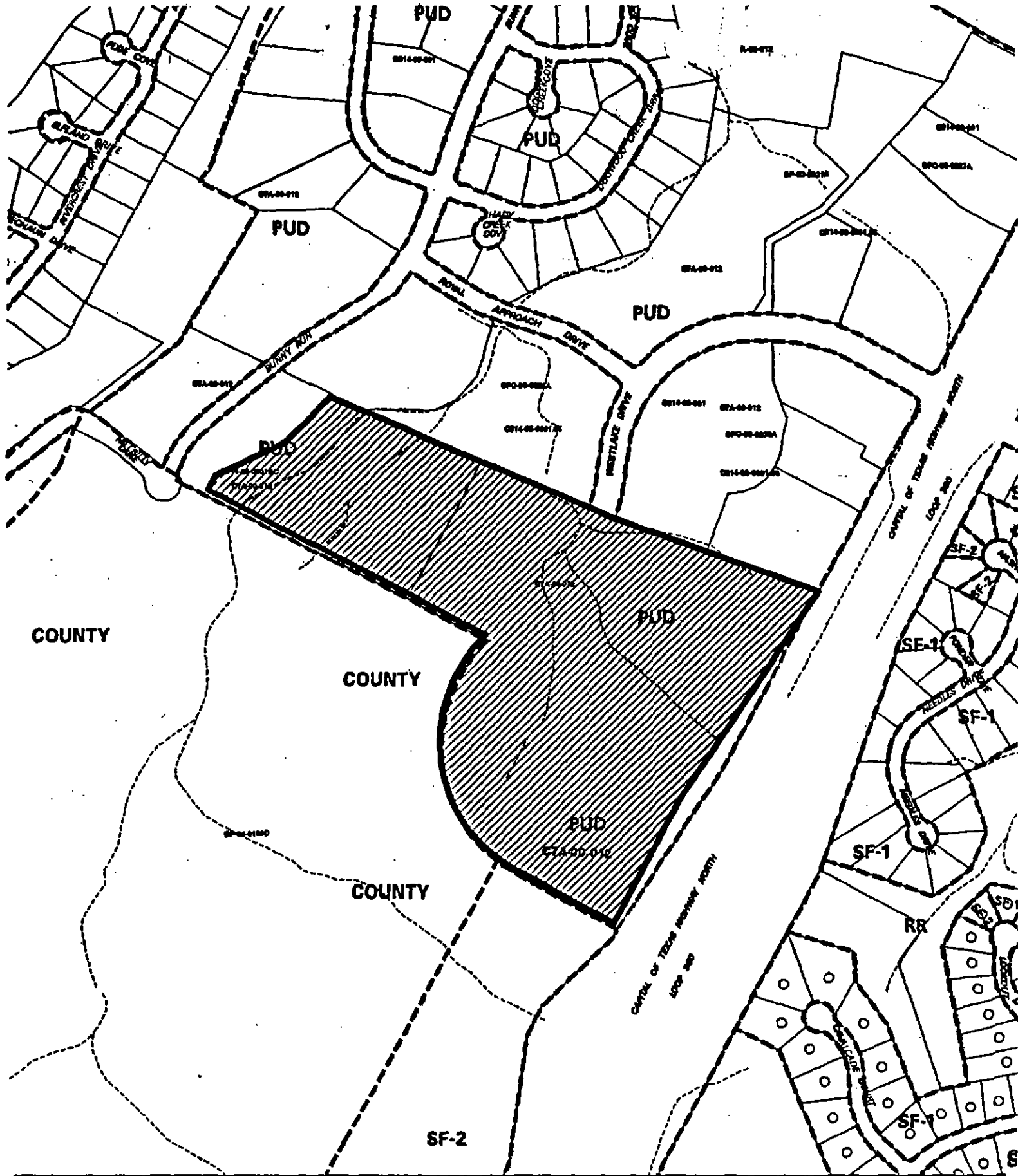
April 28, 2005 – Postponed at the request of the applicant until May 12, 2005 (Vote: 5-0, W. Wynn and B. McCracken – off dais).





May 12, 2005 – Postponed at the request of Council to May 19, 2005 (Vote: 7-0).

May 19, 2005 – Postponed at the request of staff to May 26, 2004 (6-1, D. Thomas – off dais).

May 26, 2005 – Postponed at the request of staff to June 9, 2005 (7-0).

**E-MAIL:** glenn.rhoades@ci.austin.tx.us



 1" = 400'	SUBJECT TRACT		<b>PLANNED UNIT DEVELOPMENT</b> <b>CASE #: C814-88-0001.08</b> <b>ADDRESS: N CAPITAL OF TEXAS HWY</b> <b>SUBJECT AREA (acres): 31.844</b>	<b>DATE: 04-06</b> <b>INTLS: 6M</b>	<b>CITY GRID REFERENCE NUMBER</b> <b>F27</b>
	PENDING CASE				
	ZONING BOUNDARY				
	CASE MGR: G. RHOADES				

## **STAFF RECOMMENDATION**

**C814-88-0001.08**

Staff recommends amending the Planned Unit Development to allow for multifamily residential.

## **BASIS FOR RECOMMENDATION**

Staff believes the proposed multifamily use is appropriate at this location. Generally, land uses transition from more intense uses to lower intensive uses between single-family neighborhoods and arterial roadways. The subject tract is adjacent to Capitol of Texas Highway to the east and a single-family neighborhood to the west. Presently, the property is proposed for an office/retail park and staff believes that a multifamily project would be more compatible with the single-family neighborhood to the west.

In addition, when the PUD was originally approved there was a Traffic Impact Analysis (TIA) that was conducted. The TIA allows 6,720 vehicle trips per day for the approved office retail complex. However, if the site were developed with 328 multifamily units, the trip generation would be significantly reduced to 2,70 vehicle trips per day (see transportation comments).

As previously stated, the applicant has requested two environmental variances from the Land Development Code, from cut and fill and building on slopes. The City's environmental staff recommended the variances to the Environmental Board and the Board has recommended their approval to City Council. The Board believes that the current proposal will "...provide for greater environmental protection than the approved PUD..." Please see the attached recommendation from environmental staff and the motion from the Environmental Board.

### **Transportation**

The proposed site generates significantly less trips than the originally approved use for this tract (office/retail). The TIA was waived for this revision because of the significantly reduced trips from the earlier application. The applicant is proposing to develop a multi family site with approximately 328 dwelling units which will generate approximately 2,070 trips per day. This is a difference of 4,650 vehicles per day less than what was approved with the original TIA. This site is still subject to all of the conditions assumed in the original TIA and will be required to post the appropriate pro rata share based on peak hour trips established with the TIA and as stated in the restrictive covenants and subsequent amendments.

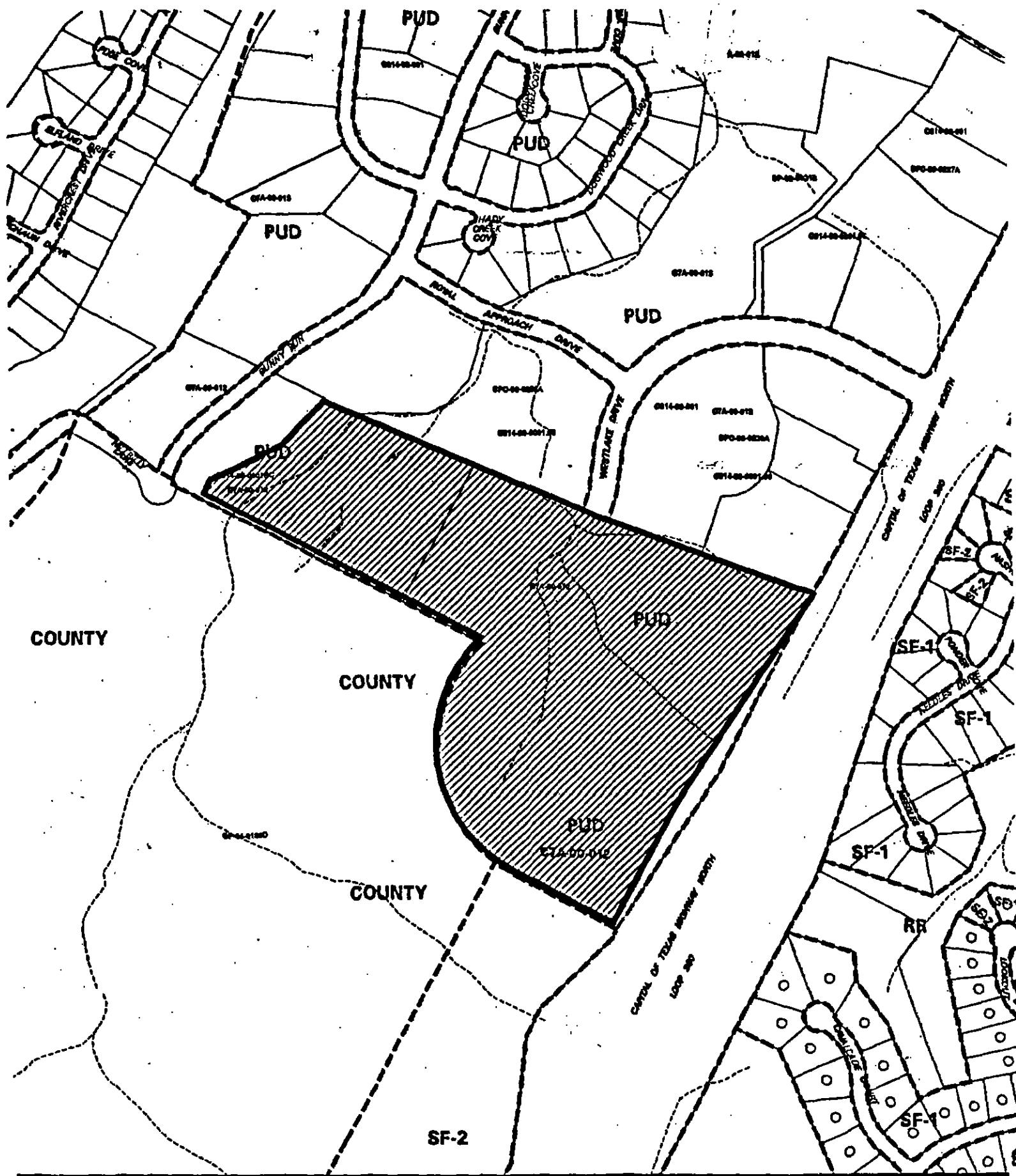
Design and construction of the proposed Westlake Drive will be reviewed at the time of subdivision. At that time approval from TXDOT will be required and may modify the ultimate connection location between the proposed Westlake Drive and Capital of Texas Highway.

As stated in the summary letter no direct access to Capital of Texas Highway is proposed.

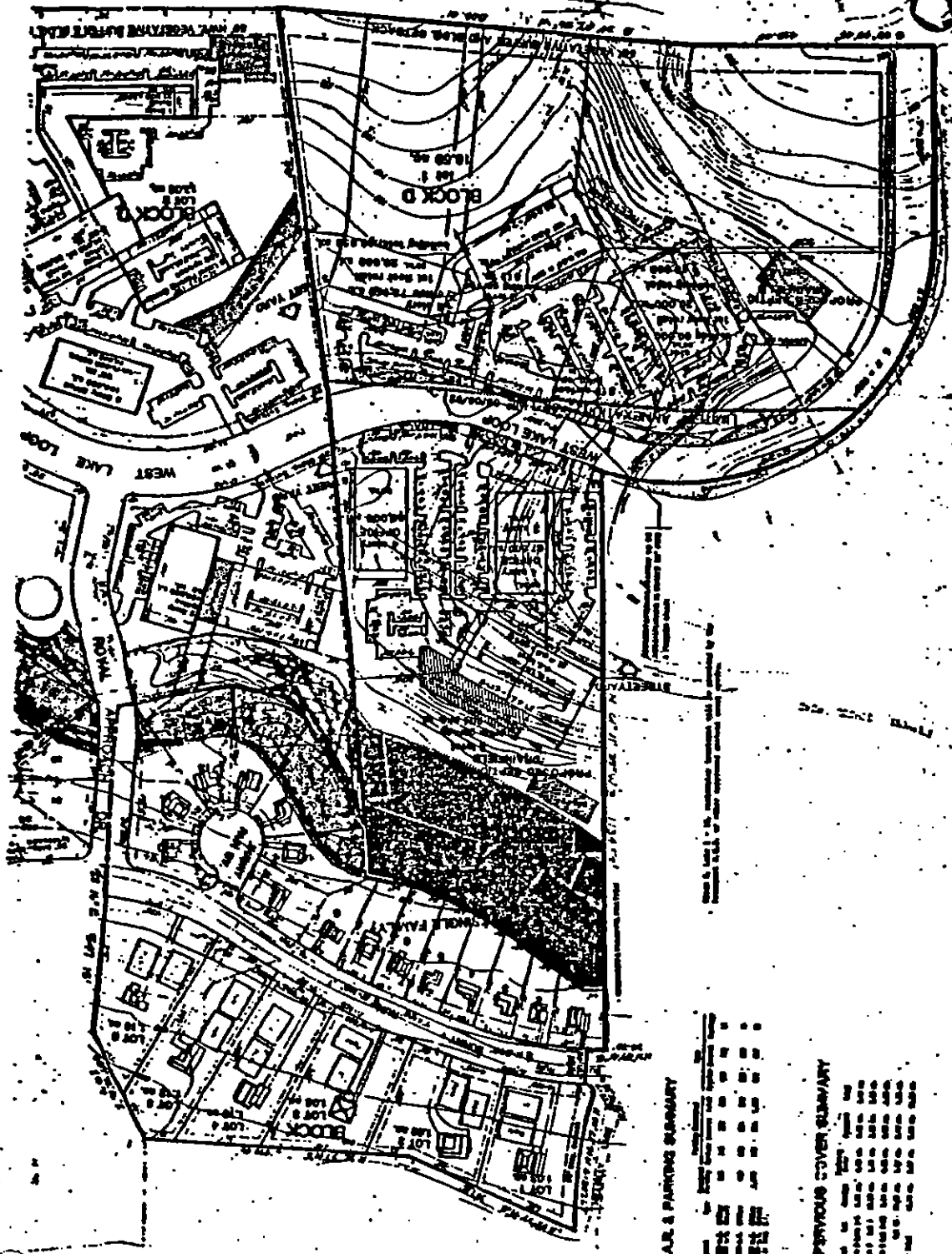
## **EXISTING CONDITIONS**

### **Site Characteristics**

The site is currently undeveloped.







# CONCEPTUAL SITE PLAN

## Davenport Ranch



PROJECT OWNER: WESTVIEW DEVELOPMENT, INC.  
8000 Paces On The Lake, Suite 250, Austin, Texas 78746

### PARK & PARKING SUMMARY

Area	Area (sq. ft.)	Area (acres)	Notes
Block A	10,000	0.23	
Block B	10,000	0.23	
Block C	10,000	0.23	
Block D	10,000	0.23	
Block E	10,000	0.23	
Total	50,000	1.15	

### ADJACENT COVER SUMMARY

Area	Area (sq. ft.)	Area (acres)	Notes
Block A	10,000	0.23	
Block B	10,000	0.23	
Block C	10,000	0.23	
Block D	10,000	0.23	
Block E	10,000	0.23	
Total	50,000	1.15	

### OROVANCE CALCULATIONS

Area	Area (sq. ft.)	Area (acres)	Notes
Block A	10,000	0.23	
Block B	10,000	0.23	
Block C	10,000	0.23	
Block D	10,000	0.23	
Block E	10,000	0.23	
Total	50,000	1.15	

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developed according to City standards as if it were within the limited purpose jurisdiction of the City, as and to the extent expressly set forth in this Restriction. Declarant agrees that the Property may remain in the status of being within the jurisdiction of the City for limited purposes for forty (40) years from the effective date of this Restriction, and expressly waives the right to request and require annexation for full purposes within three (3) years of the annexation for limited purposes. The City may from time to time annex all or a portion of the Property for full purposes at any time provided that such annexations shall be in accordance with this Restriction and all statutory requirements of the State of Texas regarding annexation of territory for full purposes.

1.10 Commercial use within the Property shall be limited to the commercial portions of the Property (as identified on the Concept Plans). The remainder of the Property shall be developed for single family residential uses.

1.11 The uses of the Property shall not be more intensive than the uses, and shall be subject to the restrictions, set forth on Exhibit B attached hereto and made a part hereof for all purposes. As to portions of the Property within the city limits of the City, uses shall be in accordance with the permanent zoning classifications fixed in the above referenced City of Austin Zoning Case. Development intensities as set forth on the Concept Plans and on Exhibit B may be subject to reduction on a lot by lot basis upon submittal to and review by the City of final site development permit plans containing full vegetative and tree survey information and grading plans, based on such information and plans.

1.12 (a) The total developed area of the commercial portions of each Tract within the Property shall not exceed the floor-to-area ratio ("FAR") and the impervious cover ("Impervious Cover") as set forth on the Concept Plans.



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### ITEM FOR ENVIRONMENTAL BOARD AGENDA

BOARD MEETING  
DATE REQUESTED: October 6, 2004

NAME/NUMBER  
OF PROJECT: Davenport PUD (Gables Westlake)/C814-88-0001.08

NAME OF APPLICANT  
OR ORGANIZATION: Gables Residential  
Jim Knight (Agent), 328-0011

LOCATION: 3100-3320 North Capital of Texas Highway

PROJECT FILING DATE: June 9, 2004

WATERSHED PROTECTION  
STAFF: Chris Dolan 974-1881  
chris.dolan@ci.austin.tx.us

CASE MANAGER: Glenn Rhoades 974-2775  
glenn.rhoades@ci.austin.tx.us

WATERSHED: Lake Austin (Water Supply Rural)

ORDINANCE: West Davenport PUD (Ordinance # 890202-B)

REQUEST: Amendment to PUD Ordinance that includes exceptions  
(variances) from Lake Austin Ordinance Sections 9-10-  
383 (Construction on Slopes), and 9-10-409 (Cut/Fill).

STAFF RECOMMENDATION: RECOMMENDED WITH CONDITIONS.

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## MEMORANDUM

**TO:** Betty Baker  
Chairman, City of Austin Zoning and Platting Commission

**FROM:** J. Patrick Murphy, Environmental Services Officer  
Watershed Protection and Development Review Department

**DATE:** October 19, 2004

**SUBJECT:** Gables Westlake C814-88-0001.08

### Description of Project Area

The proposed Gables residential project is located on Lot 1 of Block D and Lot 16 of Block E, within the Davenport West Planned Unit Development (PUD). The site is located within the full purpose jurisdiction of the City of Austin, on the west side of the Capital of Texas highway (Loop 360), just south of Westlake Drive. The referenced lots are currently zoned for office and retail development per the approved PUD Land Use Plan. The two lots have a combined acreage of 28.98 acres, and were allocated a total of 9.49 acres of impervious cover when the PUD Ordinance (89-02-02-B) was approved by City Council in 1989. The site is bordered by Loop 360 to the east, commercial development and undeveloped property to the north and west, and St Stephens School to the south. The site is within the Lake Austin Watershed, which is classified as a Water Supply Rural Watershed by the City's Land Development Code (LDC).

The lots in question (Lot 1, Block D; and Lot 16, Block E) are subject to the Lake Austin Ordinance (Ordinance Number 840301-F), as modified by the PUD Ordinance. Impervious cover limitations are dictated on an individual slope category basis for development subject to the Lake Austin Ordinance. Per the PUD Ordinance, allowable impervious cover is 5.13 acres for Lot 1, Block D, and 4.36 acres for Lot 16, Block E. In order to achieve the level of impervious cover allocated by the PUD Ordinance, exceptions (variances for cut/fill and construction on slopes) to the Ordinance requirements are being requested. The requested exceptions are typical for development sites in and adjacent to the Planned Unit Development. There is floodplain adjacent to St. Stephens Creek located at the west end of the site. No development is proposed within the floodplain.

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### Existing Topography and Soil Characteristics

The topography of the site generally slopes to the west/northwest, away from Loop 360, and toward St. Stephens Creek. The majority of the steep slopes on the site are located between Loop 360 and the proposed development on Lot 1. The site includes some relatively small areas with slopes (most of which are in the 15-25% category) upon which some development must occur in order to achieve the impervious cover limit allocated by the PUD Land Use Plan. Elevations range from approximately 774 feet above mean sea level (MSL) at the east end of Lot 1, to approximately 634 feet above MSL at the north end of Lot 16.

The soils on the site are classified as Brackett and Volente series soils. The Brackett soils are shallow and well drained, and the Volente soils consist of deep, well drained, calcareous soils occupying long and narrow valleys.

### Vegetation

The majority of the site is dominated by Ashe juniper/oak woodlands, with multi-trunked Ashe juniper (cedar) intermixed with spots of Live oak and Texas oak. The project was designed to preserve the mature oaks to the maximum extent that was feasible. A majority of the protected size oaks are located in the floodplain, and will not be disturbed by the proposed development. Shrubs on the site include persimmon, agarita, flaming sumac, greenbriar and Mexican buckeye.

- Tree replacements will be installed on the site to the maximum extent that is practical. As a condition of staff support, all replacement trees will be container grown from native seed.

The Hill Country Roadway Corridor Ordinance (HCRC), as modified by the PUD Ordinance, requires that 7.44 acres of Lot 1, and 4.32 acres of Lot 16 (for a total of 11.76 acres) be set aside as HCRC Natural Area. This project proposes to set aside 12.7 acres of Natural Area. As a condition of staff support, all revegetation within disturbed Natural Areas (which will be limited to vegetative filter strip areas) will be specified to be with a native grass/wildflower mix.

### Critical Environmental Features/Endangered Species

Based on an Environmental Assessment, as well as a site visits by Watershed Protection Staff, there are no critical environmental features located on, or within 150 feet of the limits of construction. The issue of endangered species was addressed during the PUD approval process, and on June 7, 1990 a letter from the United States Fish and Wildlife Service was provided, indicating that the property did not contain endangered species habitat.

### Requested Exceptions to the PUD Ordinance Requirements

The exceptions to the PUD Ordinance that are being requested by this project are to Environmental Sections 9-10-383 (Construction on Slopes) and 9-10-409 (Cut/Fill) of the Lake Austin Watershed Ordinance (Ordinance Number 840301-F). As previously noted, the

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site is part of an approved PUD Land Use Plan for which impervious cover was allocated on an individual lot basis during the PUD Ordinance approval process. During the PUD approval process, a conceptual, zoning site plan for office/retail was approved for this site. In order to achieve the level of impervious cover allocated by the PUD Ordinance, the same exceptions (variances for cut/fill and construction on slopes) to the Ordinance requirements that would have been required for the approved conceptual office/retail plan are being requested for this PUD Amendment. While both the approved office/retail plan, and the proposed multi-family plan, would require the same cut/fill variance, the multi-family project will require less than one third of the cut, and just over half of the fill required by the approved office/retail plan. The majority of the proposed cut and fill would be from four to eight feet. There are small areas of cut (approximately 9,855 square feet) exceeding 8 feet, to a maximum of 16 feet. There are also a couple small areas of fill (4,995 square feet) exceeding 8 feet, to a maximum of 10 feet. All proposed cut/fill will be structurally contained.

Due to the topography of the site, as well as the proposed design that includes an improved WQ Plan, impervious cover for the 15-25% slope category exceeds what is allowable under the Lake Austin Ordinance (LAO). Allowable impervious cover for this slope category is .65 acres, and approximately .77 acres is proposed by the multi-family project. The applicant worked diligently with Staff to reduce impervious cover on the 15-25% slopes, and the resulting .12 acres (approximately 6100 square feet) that exceeds what is allowable under the LAO is still less than would have been requested with the office/retail plan. The applicant has worked closely with COA Water Quality Review Staff to provide a WQ Plan for the site that exceeds the Lake Austin Ordinance requirements. The proposed capture volume depth will be approximately double the requirement of the LAO. Water Quality for the multi-family plan will treat and remove pollutants for approximately 4.42 acres of TXDOT ROW, and 4.2 acres of the Westlake Drive extension ROW. The proposed multi-family plan will provide overland flow and grass lined channels over most of the site allowing the use of vegetative filter strips which, along with the standard WQ ponds, will result in an overall WQ Plan that meets current code requirements (as opposed to the less stringent requirements of the LAO). The vegetative filter strip areas will be restored with native vegetation, and an IPM Plan will be provided. In addition, the office/retail plan was approved with on-site wastewater treatment (septic), and the proposed multi-family project will convey wastewater to a COA wastewater treatment facility.

#### **Lake Austin Watershed Ordinance, Section 9-10-383, Construction on Slopes**

Section 9-10-383 of the Lake Austin Watershed Ordinance limits impervious based on individual slope category. Forty (40) percent impervious cover is allowed on slopes under 15%; ten (10) percent impervious cover is allowed on slopes between 15 and 25%; five (5) percent impervious cover is allowed on slopes between 25 and 35%.

#### **Lake Austin Watershed Ordinance, Section 9-10-409, Cut and Fill Requirements**

Section 9-10-409 of the Lake Austin Watershed Ordinance limits cut and fill, with the exception of what is required for structural excavation (defined as excavation required for building foundations), to 4 feet. The Ordinance also states that all slopes exceeding a 3 to 1

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ratio, that were generated by the cut and fill, shall be stabilized by a permanent structural means.

The proposed PUD Amendment, including exceptions to the standards of the PUD Ordinance, is recommended by Staff with conditions.

**Conditions**

1. All cut/fill to be structurally contained.
2. All restoration of disturbed natural areas (including vegetative filter strips) to be with native grass/wildflower mix.
3. Replacement trees to be a diverse selection of Class 1 trees, container grown from native seed.
4. Provide Water Quality measures that meet all current code requirements (as opposed to the less stringent requirements of the LAO).
5. Provide an IPM Plan.
6. Provide a minimum of 12.7 acres of Hill Country Natural Area (per the PUD Ordinance, only 11.76 acres are required).

If you have any questions or require further assistance, please contact Chris Dolan at 974-1881.

Patrick Murphy, Environmental Officer  
Watershed Protection and Development Review Department

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## **LAKE AUSTIN WATERSHED ORDINANCE VARIANCES – FINDINGS OF FACT**

**Project:** Gables at Westlake - VARIANCE #1  
**Ordinance Standard:** LAO Section 9-10-384 to allow impervious cover for commercial development to exceed the allowable percentages within individual slope categories.

### **JUSTIFICATION**

1. The variance shall be the minimum departure necessary to avoid such deprivation of privileges enjoyed by such other property and to facilitate a reasonable use, and which will not create significant probabilities of harmful environmental consequences.

**Yes/ This project is subject to Lake Austin Ordinance (LAO), as amended by the Davenport West PUD (Ordinance #89-02-02-B). The Davenport West PUD Land Use Plan assigned design criteria (including impervious cover limitations) for each of the lots within the PUD. This site (Lot 1, Block D and Lot 16, Block E) was allocated 9.49 acres of IC. The site could not be developed to the allowable intensity without exceeding the impervious cover limitations (10%) of the 15-25% slopes. The applicant worked with Staff to reduce construction on the 15-25% slopes, while at the same time preserving as many mature, Class 1 trees as practical. Site visits the City's Environmental Resource Management Division indicated that no Critical Environmental Features were located on, or within 150 feet of the LOC.**

2. The variance shall not provide the applicant with any special privileges not enjoyed by other similarly situated properties with similarly timed development.

**Yes/ This variance will not provide the applicant with any special privileges not enjoyed by other projects in the area. Variances to allow construction to exceed impervious cover limitations for individual slope categories have been approved for other projects within the Lake Austin Watershed. As stated in the previous finding, this project is subject to Lake Austin Ordinance, as amended by the West Davenport PUD (Ordinance #89-02-02-B).**

3. The variance shall not be based on a special or unique condition which was created as a result of the method by which a person voluntarily subdivides land after October 20, 1983.



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**Yes/ Although site specific topography was not available to staff during the PUD (or preliminary plan) approval process, it was anticipated that impervious cover would need to exceed the limitations of individual slope categories in order to approach the allowable IC that was designated for this site at the time the PUD was approved.**

**To support granting a variance all applicable criteria must be checked "yes".**

#### **LAKE AUSTIN WATERSHED ORDINANCE VARIANCES - FINDINGS OF FACT**

**Project: Gables at Westlake - VARIANCE #2**  
**Ordinance Standard: LAO Section 9-10-409 to allow cut and fill to exceed four feet.**

##### **JUSTIFICATION**

4. The variance shall be the minimum departure necessary to avoid such deprivation of privileges enjoyed by such other property and to facilitate a reasonable use, and which will not create significant probabilities of harmful environmental consequences.

**Yes/ This project is subject to Lake Austin Ordinance (LAO), as amended by the Davenport West PUD (Ordinance #89-02-02-B). The Davenport West PUD Land Use Plan assigned design criteria (including impervious cover limitations) for each of the lots within the PUD. This site (Lot 1, Block D and Lot 16, Block E) was allocated 9.49 acres of IC. The topography of the site dictates that a cut/fill variance would be required to allow any development to meet the West Davenport PUD design criteria. The development associated with the proposed PUD Amendment will require less cut/fill than the existing, approved zoning site plan for the site. In addition, the applicant worked closely with City Staff to produce a WQ Plan that exceeds the WQ requirements of the approved, zoning site plan. Site visits by the City's Environmental Resource Management Division indicated that no Critical Environmental Features were associated with the site. *All cut/fill will be structurally contained. that was associated with PUD requires a maximum of 24 feet of cut and 16 feet of fill. With the exception of a small portion of the parking lot, all of the required cut is associated with the Water Quality Pond located behind the building. The pond is sized to provide Water Quality that exceeds (by 25%) the required WQ volume.***

5. The variance shall not provide the applicant with any special privileges not enjoyed by other similarly situated properties with similarly timed development.

**Yes/ The variance will not provide the applicant with any special privileges not enjoyed by other properties in the area. Numerous cut/fill variances have been approved within the Lake Austin Watershed. As stated in the previous finding, this project is subject to Lake Austin Ordinance, as amended by the West Davenport PUD (Ordinance #89-02-02-B).**

6. The variance shall not be based on a special or unique condition which was created as a result of the method by which a person voluntarily subdivides land after October 20, 1983.

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**Yes/ Based on the topography that was available to Staff at the time of PUD approval, it was anticipated that a cut/fill variance would be required to develop this site according to the criteria established by the PUD Ordinance (9.49 acres of IC). However, based on the previously referenced topography, Staff was unable to anticipate the maximum extent of the cut/fill at that time.**

**To support granting a variance all applicable criteria must be checked "yes".**



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## ENVIRONMENTAL BOARD MOTION 100604-B1

**Date:** October 6, 2004

**Subject:** Amendments to the Davenport PUD Ordinance # 890202-B

**Motioned By:** Tim Riley

**Seconded By:** Dave Anderson

### Recommendation

The Environmental Board recommends **conditional approval** of the amendment to the Davenport PUD (Ordinance # 890202-B) including the exceptions to the Lake Austin Ordinance Sections 1) 9-10-383 – to allow construction on slopes and 2) 9-10-409 – to allow cut and fill in excess of 4' with the following conditions:

### Staff Conditions

1. All cut/fill to be structurally contained;
2. All restoration of disturbed natural areas (including vegetative filter strips to be with native grass/wildflower mix;
3. All replacement trees to be Class I trees, container grown from native seed;
4. Provide water quality measures that meet all current code requirements (as opposed to the less stringent requirements of the LAO);
5. Provide an IPM Plan;
6. Provide a minimum of 12.7 acres of Hill Country Natural Area (per the PUD Ordinance, only 11.76 acres required).

### Additional Board Conditions

7. The construction of the level spreaders and berms associated with the vegetative filter strips will be performed by non-mechanical equipment.
8. The project will comply with City of Austin Green Builder Program at a one star level.

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9. Require 194-3 inch container grown Class 1 trees. Trees will be selected to provide overall species diversity and shall have a 2-year fiscal posting (this Board condition supersedes Staff condition 3).
  10. Reduction of impervious cover for Westlake Drive by reducing the roadway lanes from four lanes to two lanes (with appropriate turn bays).
  11. Capture and treatment of 4.42 acres of right-of-way for Capital of Texas Highway (Loop 360).
  12. Coal-tar based sealants shall not be used.

#### Rationale

The proposed amendments, on balance, provide for greater environmental protection than the approved PUD Ordinance. The proposed amendments and conceptual design provide for greater protection of the existing tree canopy than the approved PUD Ordinance. The proposed multi-family plan provides for greater water quality protection through the use of sedimentation/filtration ponds and vegetative filter strips. Additionally, the applicant agrees with the staff condition that the development will meet current code requirements relative to water quality measures. The multi-family plan significantly reduces the required cut and fill needed as compared to the original approved office/retail plan. Also, the multi-family plan reduces impervious cover on slopes 15-25% and slopes greater than 35%. The applicant guarantees that 194 3" container grown Class 1 trees will be planted and that there will be a diversity of species incorporated into the site design. The applicant states that the multi-family plan will reduce traffic by 60%, thereby reducing associated non-point source pollution. The multi-family plan also reduces impervious cover by downsizing the Westlake Drive extension from 4-lanes to 2-lanes. The multi-family plan will also incorporate an Integrated Pest Management Program and will voluntarily comply with the City of Austin's Green Builder Program at the one star level.

Vote 7-0-0-1

For: Ascot, Anderson, Holder, Leffingwell, Maxwell, Moncada, Riley

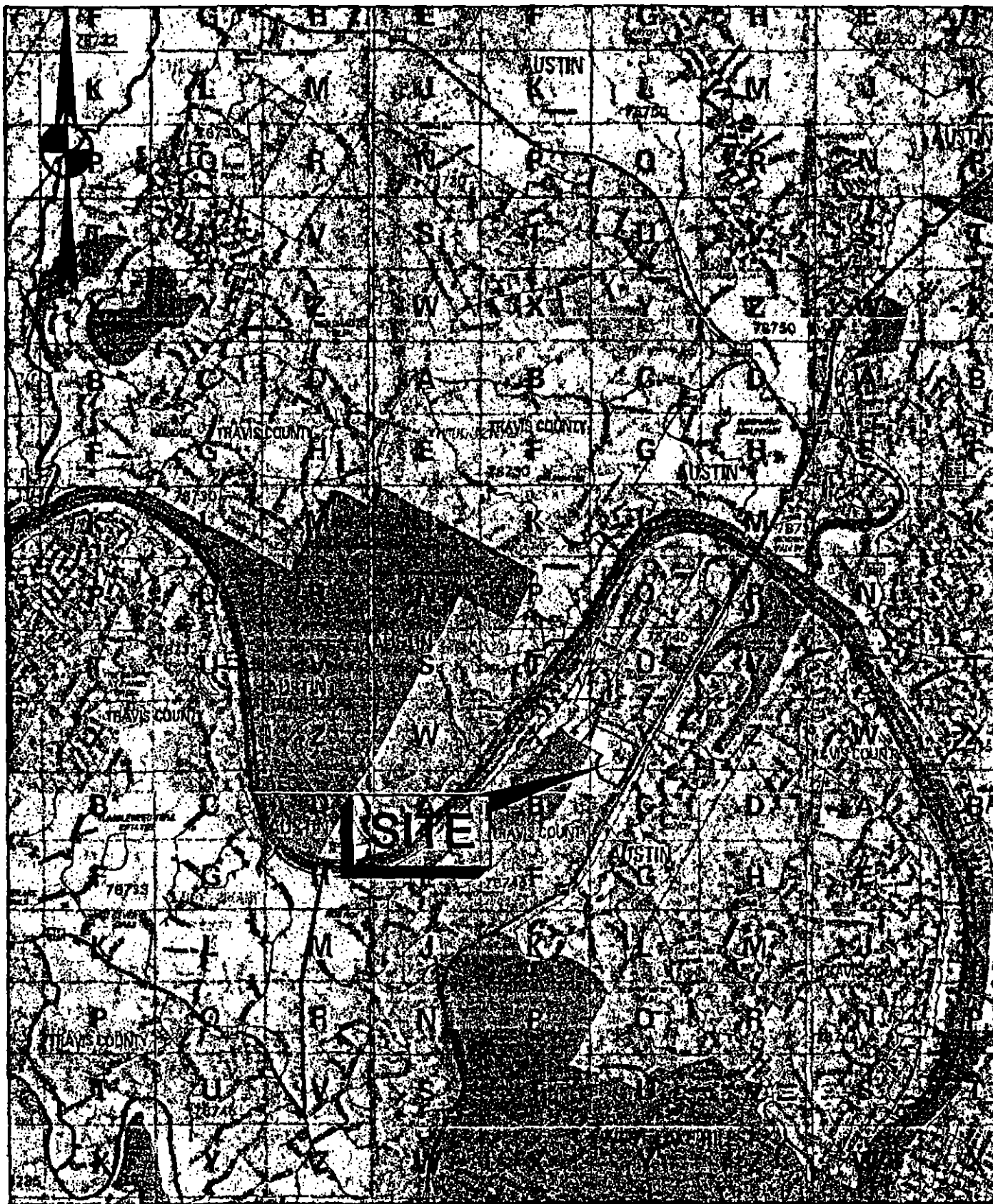
Against: None

Abstain: None

Absent: Curra

Approved By:

Lee Leffingwell, Chair



**Bury+Partners**

Consulting Engineers and Surveyors  
Austin, Texas Tel 512/329-0011 Fax 512/329-0025  
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**GABLES WESTLAKE  
LOOP 860 AND WESTLAKE DRIVE**

**GABLES RESIDENTIAL**

**SITE LOCATION**

DATE: 03/05/04

SCALE: N.T.S.

DRAWN BY: RWM

FILE: G:\659\15\EXHIBITS\65915EXH12

PROJECT No.: 659-15.56

**GABLES-WESTLAKE  
DAVENPORT RANCH PALNNED UNIT DEVELOPMENT  
CUT/FILL AREA COMPARISON**

**MULTI FAMILY PLAN**

<u>CUT (feet)</u>	<u>AREA (SF)</u>
4 - 6	31,050
6 - 8	10,650
8 - 10	5,025
10 - 12	2,025
12 - 14	1,395
14 - 16	<u>1,410</u>
	51,555 SF

<u>FILL (feet)</u>	<u>AREA (SF)</u>
4 - 6	67,950
6 - 8	11,470
8 - 10	<u>4,995</u>
	84,415 SF

**OFFICE PLAN**

<u>CUT (feet)</u>	<u>AREA (SF)</u>
4 - 8	85,700
8 - 12	52,600
12 - 16	23,550
16 - 20	14,400
20 - 24	<u>11,400</u>
	187,650 SF

<u>FILL (feet)</u>	<u>AREA (SF)</u>
4 - 8	100,000
8 - 12	55,200
12 - 16	<u>1,100</u>
	156,300 SF

1:\659\15\Admin\AREA COMPARISON.doc\ans

**Davenport Ranch West PUD**  
**Tract F, Block D, Lot 1 and Tract F, Block E, Lot 16**

Land Use:	Original Approved Office/Retail Plan	Proposed Multi-Family Plan	Comparison
Office Retail Parking Garage Multi-Family	261,450 sf 40,000 sf 182,500 sf 0	0 sf 0 sf 0 sf 323 units	-
Water Quality Standards: <u>Onsite:</u> Methodology Capture Volume  <u>Offsite:</u> Treating Loop 380 Treating Westlake Dr. Extension	60" French drain pipe  0.5"  No No	Vegetative filter strips Sedimentation/filtration ponds 0.9"x1.0"	Multi-family plan provides approximately 23,300 cubic feet of additional water quality volume
Wastewater:	Onsite septic	Connecting to City of Austin enclosed system	-
Cut/Fill:  Max. Cut  Max. Fill	24 ft  16 ft	16 ft  10 ft - -	Office/Retail plan provides 3 1/2 times more total cut area than the proposed MF plan*  Office/Retail plan provides 1 1/2 times more total fill area than the proposed MF plan* *See summary table
Impervious Cover on Slopes: 0 - 15% 15% - 25% 25 - 35% >35%	8.31 Ac. 0.85 Ac.* 0.05 Ac. 0.02 Ac.* *Would require Env. Variances	8.41 Ac. 0.77 Ac.* 0.05 Ac. 0.00 Ac. *Requested variance (over by ±8,185 SF)	Multi-family plan reduces impervious cover on slopes 15-25% and slopes >35%
Tree Replacements:	No guarantee of tree replacement	194-3" container grown trees guaranteed	Multi-family plan guarantees 194-3" container grown trees.
Traffic:	6,720 trips per day 4-lane Westlake Dr. Extension cross-section	2,070 trips per day 2-lane Westlake Dr. Extension cross-section	Multi-family plan will reduce traffic (69%) and related pollutants. Reduces impervious cover for Westlake Drive Extension.
Integrated Pest Management Program:	No	Yes	
Green Builder Program:	No	Yes	

**Bunny Run Neighborhood Association  
6604 Live Oak Drive  
Austin, Texas 78746  
512-917-3348**

**HAND DELIVERED**

**July 29, 2 004**

**Mr. Glenn Rhoades  
Neighborhood Planning and Zoning Department  
City of Austin**

**Re: Gables Residential proposed zoning change /PUD amendment from office /retail to multi-family for the St. Stephens track off Westlake Drive**

**Dear Mr. Rhoades,**

I am the president of the Bunny Run Neighborhood Association (BRNA). In our recent BRNA annual meeting, Steve Drenner on behalf of Gables Residential, made a presentation regarding the above-referenced project and elicited questions from the BRNA membership. Following this presentation, the BRNA membership discussed this proposed development project and concluded by unanimous vote that the proposed development was not in the best interest of the neighborhood. The neighborhood residents concluded that the original retail /office land use, as presently permitted, was preferable to the proposed multi family land use.

You may not be aware that the presently permitted retail/office zoning was the result of a lengthy negotiated process occurring in 1988 between the City of Austin, BRNA, Beth Moran of Davenport Ranch Westview Development Inc. and St. Stephens, the current owner of the property. These negotiations led to a neighborhood zoning plan and resulted in a settlement known as the "Davenport PUD/ St Stephen's land swap". As a part of the 1988 negotiations, the Davenport developer put forward a proposal for multifamily land use and the parties rejected it. As a result, this is why there is no multifamily zoning authorized in the agreement covering the Davenport PUD in our neighborhood (now Hill Partners "San Clemente") and the St Stephens track in question.

It is the opinion of the BRNA neighborhood that not only does the proposed zoning change negatively impact our neighborhood, it constitutes a breach of the agreed upon 1988 land uses for this tract of land. Please note BRNA's opposition to this development and notify us of any deadlines, hearing dates or other calendared items pertaining to this application.

Based on this historical information that I have now provided you, BRNA requests that the Neighborhood Planning and Zoning Department staff reconsider it's recommended approval of the proposed zoning change/PUD amendment. This proposed zoning change clearly violates and significantly changes our agreed to neighborhood zoning plan covering the Davenport PUD commercial property and the St. Stephens commercial track.



BRNA requests that Neighborhood Planning and Zoning honor the letter and the spirit of the 1988 deal between BRNA, Davenport and St. Stephens by recommending denial of Gables Residential's request that the zoning /PUD amendment be changed from office/retail to multifamily land use.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in cursive script that reads "Tom Burns".

Tom Burns  
President,  
Bunny Run Neighborhood Association

**HAND DELIVERED,  
(COPY BY EMAIL)**

**Scott R. Crawley  
3702 Rivercrest Drive  
Austin, TX 78746**

**December 27, 2004**

**Mr. Glenn Rhoades  
Neighborhood Planning and Zoning Department  
City of Austin  
505 Barton Springs Rd  
Mail room 475  
Austin, TX 78704**

**Re. Gables Westlake-Case Number C814-88-0001.08**

**Mr. Rhoades:**

**My fellow residents on Rivercrest Drive (approximately 75 homes), in the absence of an official HOA, have asked me to write to you to voice and register our overwhelming opposition to the Gables Westlake's proposed zoning change in case number C814-88-0001.08.**

**After meetings with officials from Gables, discussions with city officials and careful review of the proposal and potential implications and impact on our neighborhood, the residents of Rivercrest Drive have concluded that the proposed development is not in the best interests of the neighborhood.**

**Our list of concerns is considerable and includes the certainty that the neighborhood will be adversely affected by issues related to safety, impervious land usage and adverse traffic patterns. In addition, we are yet to experience the full effect of several recently completed, currently under-occupied, high density housing developments in the area (at least one by Gables). Further to these concerns, I would ask you to make careful note of the following points:**

- The original 1988 agreement between St Stephens School, the Bunnyrun Neighborhood Association and the Owners/Developers of the land in question, granted specific consideration to each party in carefully planning and ultimately agreeing on equitable usage of the land. The consideration granted to the neighborhood was an agreement that the land would not be used for multi-family or high density housing. Any moves to discard this agreement or its intent would amount to a serious breach of contract.
- The increase in general residential development in the Davenport area and usage of the 360 corridor over the past few years has put an enormous strain on traffic in the neighborhood. What the neighborhood requires more than anything is more local commercial development to service the local community. Commercial development would have the added advantage of creating captive traffic within the neighborhood that would not require use of 360. I understand that minimizing or reducing traffic flow on 360 is one of the city's major concerns.

Consequently, the Residents of Rivercrest Drive have concluded that the original retail/office land use, as presently permitted is preferable to the proposed multi-family land use.

Please note the Rivercrest Drive residents' opposition to this development and notify us of any deadlines, hearing dates or other calendar items pertaining to this application.

Thank you for your assistance with this matter.

Yours Sincerely,



Scott R. Crawley

cc: Beverly Dorland  
Hank Coleman  
Steve Wagh

**TERRENCE L. IRION****ATTORNEY AT LAW****3660 STONE RIDGE ROAD, STE. B-102****AUSTIN, TEXAS 78746**

TELEPHONE: (512) 347-4977

FAX (512) 347-7085

September 23, 2004

slleffingwell@austin.tx.com**AND U.S. MAIL****Mr. S. Lee Leffingwell****4001 Bradwood Road****Austin, Texas 78722**

**Re: St. Stephen's School Property - Tract F, Block D, Lot 1 and Block E, Lot 16; C814-88-0001.08; Davenport PUD/Gables**

**Dear Mr. Leffingwell:**

I represent the Creek at Riverbend Homeowners Association, Hunterwood Homeowners Association and an association of property owners living in the Bunny Run Peninsula, Rivercrest and Bridgehill neighborhoods.

Reference is made to my letter to Joe Pantaloni, et al., dated September 15, 2004, a copy of which is attached for your reference.

While I never received any response to this letter, item no. 2 from the September 15, 2004 Environmental Board Agenda entitled "Davenport PUD (Gables Westlake)" was pulled from that agenda. It has come to the attention of my clients that this item may be working its way back on to the Environmental Board Agenda of October 6, 2004.

The purpose of this letter is to request that you, as Chairman, direct that this matter be permanently removed from the agenda because it seeks an advisory opinion and recommendation regarding a re-zoning request which is outside the jurisdiction of the Environmental Board to consider.

By copy of this letter to David Smith, Austin City Attorney, I am requesting that he advise you on this matter.

The enclosed copy of my September 15, 2004 letter lays out the legal basis for this request; namely that i) the request requires a re-zoning from "non-residential PUD" to "residential PUD" before any site plan can be considered; ii) the Order or Process in Section 25-1-61 requires that approvals be obtained in the proper order; iii) no re-zoning application has ever been filed; iv) no site plan has been submitted to Watershed Protection Development Review and Inspection Department for a determination if the revised site plan and land use constitutes the same project with respect to the portion of the PUD which is being re-zoned.

The purpose of this letter is to give you a very brief background on the extensive stakeholder process that resulted in the original PUD zoning and why my clients feel so passionate about the maintenance of all land use designations in the PUD unless the re-zoning of the PUD is approved by the City Council after a public hearing process in which all the stakeholders in the original PUD

Mr. Leffingwell  
September 23, 2004  
Page 2

zoning case have had an opportunity to fully address their concerns with any proposed amendments to Zoning Ordinance No. 890202B.

The subject Tract F (Block D, Lot 1 and Block E, Lot 16) was zoned "non-residential" as a result of a land swap which involved St. Stephen's School, Davenport, Ltd. and the City of Austin. It included the following components:

1. Davenport Ltd., would sell 150 acres of land abutting Wild Basin, which was destined for commercial development, and donate an additional 60 acres for the proposed Wild Basin Preserve. This would remove almost all the commercial development from the Rob Roy neighborhood entrance.
2. Davenport Ltd. would swap 100 acres which abutted St. Stephen's School campus and which St. Stephen's School desired to protect as a view corridor in return for 75% of Tract F owned by St. Stephen's School at the extension of Westlake Drive west of Loop 360.
3. The Davenport Ltd. Wild Basin sale was conditioned on the City's approval of the Davenport West PUD, which would allow St. Stephen's and Davenport Ltd. to obtain commercial zoning on Tract F, including the subject Properties.
4. Each participant received something through the Agreement:
  - a) Davenport Ltd., by working with the City of Austin on the 200-acre Wild Basin set aside, could secure the right to develop the balance of the Davenport Ranch without U.S. Fish and Wildlife intervention.
  - b) The City of Austin, by purchasing 150 acres from Davenport Ltd. for \$2,000,000.00 and obtaining an additional 60-acre dedication from Davenport Ltd., could preserve the largest breeding colony of Black Capped Vireos in the world.
  - c) St. Stephen's School would benefit by being able to protect their view corridor along Loop 360 just north of the entrance to the Rob Roy neighborhood on Pascal Lane.

The original Concept Plan for the swapped land included multi-family high density residential along Bunny Run, multi-family where the Creek at Riverbend now exists, a hotel on Cedar Street, and other multi-family residential. These plans were opposed by the neighborhoods and the final approved PUD Zoning Ordinance resulted in agreements between the neighborhoods and Davenport Ltd. and St. Stephen's School which are reflected in the approved PUD. The land use designation on the PUD for Tract F was very intentionally designated "non-residential". It was not designated "commercial" because it was the intent of all parties participating in the original PUD hearings that Tract F would never be developed with "multi-family" and all parties wanted to make it clear that whether multi-family was considered "commercial" or not, it would not be developed with multi-family housing.

Mr. Leffingwell  
September 23, 2004  
Page 3

My clients feel like a deal was made; a deal in which St. Stephen's School and Davenport Ltd. participated and benefitted. The deal can not and should not now be undone by an administrative review process that looks only at environmental plan modifications to the existing PUD concept site plan; a PUD site plan that is not governed by the new Division V, Chapter 25-2, Section 25-2-391 et sequitur, as adopted by Ordinance No. 031211-11, because it was subject to the PUD requirements adopted before December 15, 1988.

The neighborhoods believe they are entitled to a full debate on the merits and equities of a wholesale change to the land use, which was approved through the consensus building process that resulted in PUD Zoning Ordinance No. 890202-B.

Finally, my clients believe that if the project changes from commercial to residential, the administrative process for determining whether the project retains its vested rights pursuant to H.B. 1704 should be followed. While zoning regulations are generally exempt from H.B. 1704 consideration, where they affect lot size, lot dimensions, lot coverage, building size, or development rights controlled by restrictive covenant, H.B. 1704 rights may be affected. It is our understanding from the limited review my clients have had of the multi-building apartment plan proposed by Gables, that it would require the use of the entire 40% impervious cover entitlements of the existing approved PUD. The irony is that my clients have hired their own experts to determine the economic feasibility of developing a residential project on the site that complies with current environmental ordinance requirements, and has found that such a plan is feasible.

The Gables Plan appears to be neither the most environmentally appropriate alternative to the existing approved project, nor anything close to resembling the agreed upon PUD land uses approved by all stakeholders in the 1989 PUD Ordinance.

Accordingly, we ask that you support our request that any change to the approved project as proposed by Gables go through the orderly process mandated by the Land Development Code and require a debate on the propriety of changing the land use through a re-zoning case before any site plan review is made to any Board or Commission.

Sincerely,

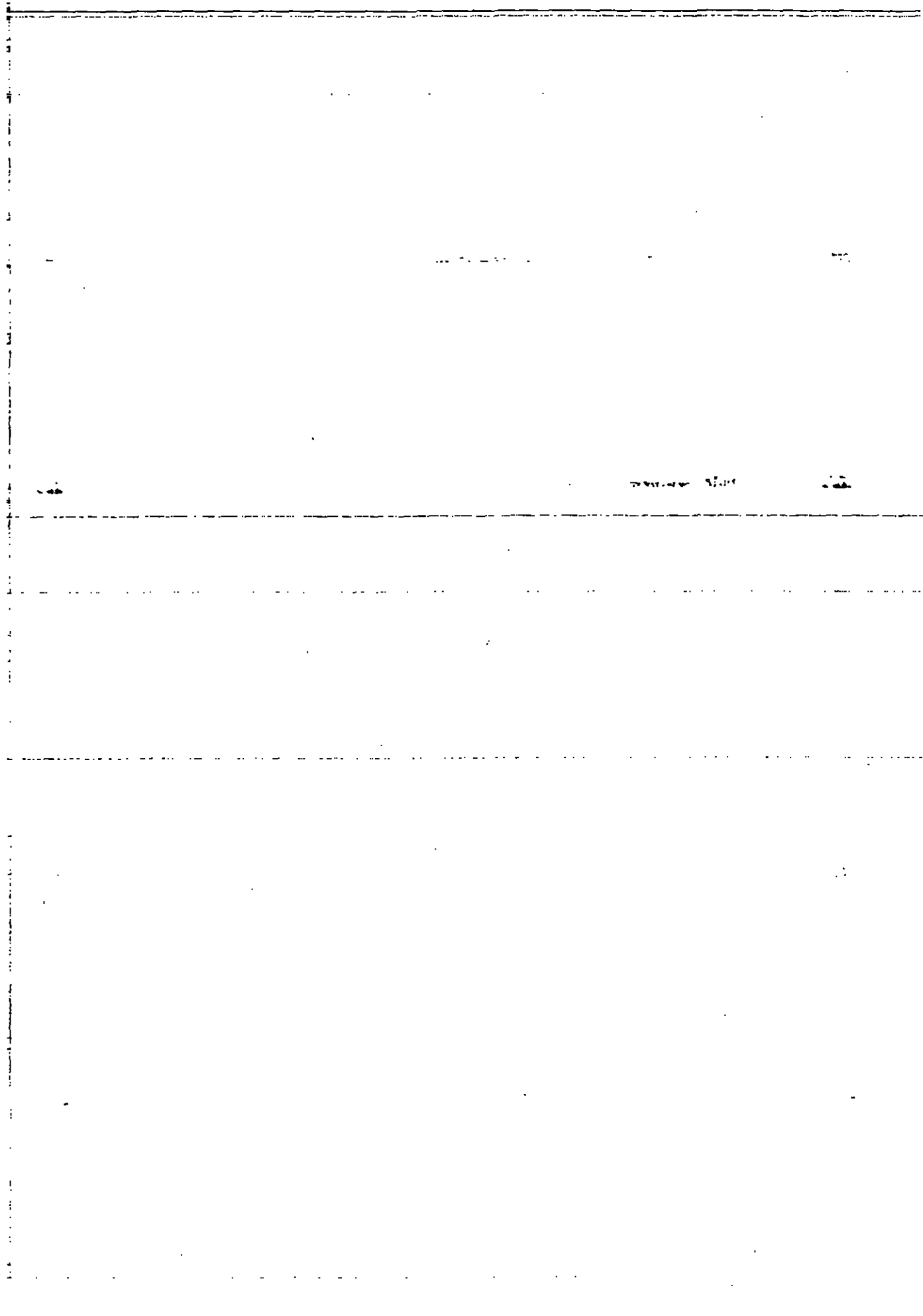


Terrence L. Union

Attorney for Creek at Riverbend HOA, Hunterwood HOA and the Bunny Run Peninsula, Rivercrest and Bridgehill Neighborhoods

TLI:lm:Enclosure

cc: The Honorable Betty Baker  
Chair, Zoning and Platting Commission



CASE # 814-88-0001.08

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Carol Driscoll	6104 Ashburn Ct	732-7299	<i>[Signature]</i>	10/11/04
Jim Copeland	6106 Ashburn Ct	379-9017	<i>[Signature]</i>	10/11/04
MARILANNE KYER	6105 NASHUA CT	MEKAK@AOL.COM 327-9423	<i>[Signature]</i>	10/11/04
CHARLES T. MANGUM	6103 NASHUA COURT	dmangum@texnet.net 327-1225	<i>[Signature]</i>	10/11/04
DIANNE MANGUM	6103 NASHUA CT.	"	<i>[Signature]</i>	10/11/04
Scott Bleck	3503 Needles Dr	732-8336 hcdie6@austin.net	<i>[Signature]</i>	10/11/04
Betsy Davis	3509 Native Dancer Loop	330-9184 Krtails@prodigy	<i>[Signature]</i>	10/12/04
Kristy Knippa	604 Gun Bow	7306-9748 KRISTY_KNIPPA@yahoo.com	<i>[Signature]</i>	10/12/04
Barbette Cooper	6105 Gun Bow Ct	329-0596 barbette@austin.net	<i>[Signature]</i>	10/12/04
John Cooper	6105 Gun Bow Ct	329-0596 jcooper@austin.net	<i>[Signature]</i>	10/12/04



CASE # 814-83-0001.03  
PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

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2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
RAYMOND DEVINE	6003 MESSENGER STAKE AUSTIN, TX 78746	RAYDEV@JUNO.COM	<i>Raymond Devine</i>	11/8/04
MARILYN DEVINE	"	MARDEV@JUNO.COM	<i>Marilyn Devine</i>	11/8/04
JOAN LONGMIRE	6008 MESSENGER STAKE AUSTIN, TX 78746	JELIOS@AUSTIN.PE.COM	<i>Joan Longmire</i>	11/17/04
LOYD LONGMIRE	"	"	<i>Lloyd Longmire</i>	11/17/04
Philip L. Spicer	6000 DARTMOUTH STAKE AUSTIN, TX 78746	512-321-3030 PS18146@PS16	<i>Philip L. Spicer</i>	11/10/04
Mari Carmen Lopez	6000 Messenger Stake Austin Texas 78746	✓	<i>Mari Carmen Lopez</i>	11/17/04
Dan Sizemore	6001 Messenger Stake Austin, TX 78746	512 752-8364 DLSizemore@aol.com	<i>Dan Sizemore</i>	11/17/04
Noel J. Sizemore	6001 MESSENGER STAKE Austin, TX 78746	512-752-8364 NJSizemore@aol.com	<i>Noel J. Sizemore</i>	11/17/04
Bob Tresch	6007 Messenger Stake Austin TX 78746	512 306 1545	<i>Bob Tresch</i>	11/18/04
Jenny Tresch	6007 Messenger Stake Austin TX 78746	"	<i>Jenny Tresch</i>	11/18/04




Printed Name	Street address	Phone	E Mail	Please Contact Me About			
				Up date Emails	Meeting Notices	Hearing Notices	Contributions
RAYMOND DEVINE	6003 MESSENGER STAKE	328-7104	RAYDEV@JUNO.COM	✓	✓	✓	—
MARILYN DEVINE	6003 MESSENGER STAKE	328-0603	mardev@juno.com	✓	✓	✓	—
TAN LONGMIRE	6008 MESSENGER STAKE	327-3228	TEL105@AUSTIN.EMIL.COM	✓	✓	✓	—
LLOYD LONGMIRE	6008 MESSENGER STAKE	327-3228					—
NORMAN J. SIZEMORE	6001 MESSENGER STAKE	732-8364	NJSIZEMORE@AOL	✓			—
DANIEL L. SIZEMORE	6001 MESSENGER STAKE	732-8364	DL512EMORE@AOL	✓			—
Philip. Spier	6006 MESSENGER STAKE	327-7076	PSPIER@JUNO	✓	✓	✓	—
Mari Galtier Spier	6006 MESSENGER STAKE	327-3030	marcibau@yahoo	✓	✓	✓	—
MURKIN B SPOPE	6005 MESSENGER STAKE	329-8261			✓	✓	—
Ralph Spier	6005 MESSENGER STAKE	329-8261	ralphspier@att	✓	✓	✓	—
Jenny Tresch	6007 MESSENGER STAKE	306-1575					
Bob Tresch	6007 MESSENGER STAKE	306-1575					

CASE # 814-88-0001.08

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

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2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
STEVE STRATTON	4104 BELMONT PARK DR	347-8001	Steve A Stratton	10/3/04
SUZANNE STRATTON	4104 BELMONT PARK DR	347-8002	Suzanne Stratton	10/31/04
SEAN C FORBES	4100 BELMONT PARK DR	328-6703		11/02/04
BRENDA S FORBES	4100 BELMONT PARK DR	328-6703	Brenda S Forbes	11/02/04
DON TEW	4107 BELMONT PARK	328-6730	Don Tew	12/1/04
BARBARA TEW	4107 BELMONT PARK	328-6730	Barbara Tew	12/1/04

CASE # 814-83-0001.03  
 PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY

- I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I wish to state my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:
1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the zoning authorized by the 1988 comprehensive neighborhood land use plan.
  2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Ryan + Margaret DullMont	3602 Rivercrest	328-0328	Margaret DullMont	10/6/04
Hank Colon	3604 Rivercrest	328-8874	Hank Colon	10/6/04
Jane Colon	3601 Rivercrest	328-8874	Jane Colon	10/6/04
Jim Knox	2801 Rivercrest	328-3097	Jim Knox	10/6/04
ANGELA SMOGUR	3307 RIVERCREST	327-7926	Angela Smogur	10/6/04

CASE # 814-88-000103  
 PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENTS  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY

- I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I wish to state my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:
- In 1988, the Buncy Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the zoning authorized by the 1988 comprehensive neighborhood land use plan.
  - It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Susie Bruen	3004 Rivercrest	jbruce4@comcast.net	[Signature]	10/4/04
Tamara Bruen	3004 Rivercrest	306 1557	[Signature]	10/4/04
TOE & LILLIE	3500 RIVERCREST	327-3275	[Signature]	10/5/04
Lillian Foster	3500 Rivercrest	327-3279	[Signature]	10/5/04
STEVE FICKARS	6701 E. FLAMINGO DR	328-6663	[Signature]	10/5/04
PAUL HUNTER	6705 E. FLAMINGO DR	328-1042	[Signature]	10/5/04
Lenae Ezell	6706 E. FLAMINGO DR	329-6101	[Signature]	10/5/04
Rod Graves	3511 Rivercrest	329-0857	[Signature]	10/5/04
ARTHUR THOMPSON	6703 Pipe Cove	327-4090	[Signature]	10-5-04
Wanda Thompson	6703 Pipe Cove	327-4090	[Signature]	10-5-04
MIKE D MAORX	6705 PIPE COVE	327-6705	[Signature]	10/5/04
Dana Crawley	3702 Rivercrest Dr.	306 0068	[Signature]	10/5/04

**CASE # 814-88-0001.03**  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE**  
**FROM OFFICE/RETAIL TO MULTI-FAMILY**

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Michael Craig	2101 Far Gallant Dr.	512-330-9336	Michael Craig	10/18/04
Angela Craig	2101 Far Gallant Dr.	512-330-9336	Angela Craig	10/18/04
Karla Lee	3510 Needles Dr	512-329-0025	Karla Lee	10-18-04
M.V. Sheneman	6009 Long Champ	347-0374	M.V. Sheneman	10-20-04
John Vukovich	6009 Long Champ	347-0560	John Vukovich	10-20-04
Cory Sheneman	6009 Long Champ	347-0374	Cory Sheneman	10-20-04

CASE # 814-88-0001.08

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

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2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
H. H. Beebe	3502 Riva Ridge Rd	371-4792	H. H. Beebe	10/11/04
Sylvia Custer	3500 Riva Ridge Rd	328-0348	Sylvia Custer	10/11/04
Jennifer Chandler	2400 Canoneo Dr.	569-1149	Jennifer Chandler	10/11/04
Sue & Sam	3400 Riva Ridge	330-0420	Sue & Sam	10/11/04
Mary A. Pedrick	3308 Riva Ridge	327-3212	Mary A. Pedrick	10/11/04
Naomi Tate	3210 Riva Ridge	329-5621	Naomi Tate	10/11/04
Nick Schumacher	3208 Riva Ridge	306-1428	Nick Schumacher	10-11-04
SATISH BHATT	3204 Riva Ridge	327-2414	SATISH BHATT	10/11/04
Steve Borge	3108 " "	732-0863	Steve Borge	
Ling Allen	3102 Cascade Ct	306-1726	Ling Allen	10-11-04



**CASE # 814-88-0001.08**  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE**  
**FROM OFFICE/RETAIL TO MULTI-FAMILY**

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2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Andy McLean	1701 Pearl Wind Cove	419-3579	Andy McLean	10/11
Karen Boulton	1803 Pearl Wind Cove	328-1092	Karen Boulton	10/11
Kim Weatherford	3404 Riva Ridge	329-5508	Kim Weatherford	10/11
Brad Weatherford	3404 Riva Ridge	329-5508	Brad Weatherford	10/11
Rebecca White	6304 Ayres	328-8869	Rebecca White	10/11
Ragim Khanja	6320 Ayres Dr	329-6571 Ragim Khanja - P.O. Box	Ragim Khanja	10/11
Joyce Turner	6328 Ayres Dr	328-5961	Joyce Turner	10/11
Earl Hansen	1904 Canonero	327-9652	Earl Hansen	10/11
Zela Hansen	1904 Canonero	327-9652	Zela Hansen	10-11
Tony McDowell	1901 Canonero	328-7115	Tony McDowell	10/11

# PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE

## FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

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2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME STREET ADDRESS PHONE/EMAIL SIGNATURE DATE

ROSEMARY CARPENTER 6010 LONG CHAMP CT. #107  
512-347-7672 - rosemarycarpenter@stglobal.net - Rosemary Carpenter - 10/23/04

M.H. PROCTOR 6010 Long Champ Ct 109  
512 328 9857 sig M.H. Proctor 10-23-2004

ELYANE MARTIN 6010 Long Champ Ct. #121  
327-7490 Elyane F. Martin 10-26-04

LORI K. HOLLEMAN 6010 Long Champ Ct #115, Austin 78746  
306-8786 L.K. Holleman 10/27/04

DEBORAH BELCHER 6010 Long Champ Ct. 78746 #119  
329-8505 10/28/04

(DEBORAH BELCHER)

# PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE

## FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition -- include the following:

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I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.

2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME STREET ADDRESS PHONE/EMAIL SIGNATURE DATE

JANE B THOMPSON

6010 LONG CHAMP CT 512-328-4675  
#106

Jane B. Thompson 10/25/04

Kirk Lawson

6010 Long Champ Ct #116 Austin, TX 78746

512-328-5482

Kirk L. Lawson

10/31/04

PENNY APPLEBY

6010 LONG CHAMP CT #108 306-8936

Penny Appleby 10/31/04

# PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE

## FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

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2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME STREET ADDRESS PHONE/EMAIL SIGNATURE DATE

Sue Wells Bradford 6010 Long Champ Ct #111  
327-1158 Sue Wells Bradford 11-3-2004

Halley Oren Bradford 6010 Long Champ Ct #111  
327-1158 Halley Oren Bradford 11/3/04

Scott Olson 6010 Long Champ Ct #117

300-0054 Scott Olson 11/6/04

Jennette Olson 6010 Long Champ Ct #117

300-0054 Jennette Olson 11/6/04

CASE # 814-88-0001.08

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

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2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Barbara Humphrey	3605 Needles Dr	328-4455 bhumphrey@austin.rr.com	Barbara Humphrey	10/17/04
Dennis Corrigan	6100 Gun Bow Ct.	328-7603 dcorrigan@austin.rr.com	Dennis Corrigan	10/17/04
Peggy Corrigan	6100 Gun Bow Ct.	328-7603 p1corrigan@austin.rr.com	Peggy Corrigan	10/17/04
Daniel Corrigan	6100 Gun Bow Ct.	328-7603 dcorrigan@austin.rr.com	Daniel Corrigan	10/17/04
Jenny Humphrey	3602 Needle Dr	328-4455 jhumphrey@austin.rr.com	Jenny Humphrey	10/17/04
GERALD COX	3603 Needle Dr	327-0960 gcox@austin.rr.com	Gerald Cox	10/18/04
DOLORES A. COX	3603 Needle Dr	327-0960	Dolores A. Cox	10/18/04
Bill Williams	3701 NEEDLES	328-9222	Bill Williams	10/18/04
SHARON WILLIAMS	3701 NEEDLES	328-9223	Sharon Williams	10/18/04

I live in the Darvaupt Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1983, the Barry Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Darvaupt Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. i continues to support the office/retail zoning on this tract authorized by the 1983 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1983 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

[illegible]

CASE # 814-88-0001.08  
 PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
 FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Karen Berns	3101 Riva Ridge Rd	328-6647	Karen Berns	10/11/04
Nilda Williams	3203 Riva Ridge Rd.	328-2767	Nilda Williams	10/11/04
Linda Williams	" " "		Linda Williams	10/11/04
John M. Williams	3205 Riva Ridge	327-0772	John M. Williams	10/11/04
Mary Wilbur	3211 Riva Ridge	328-0899	Mary Wilbur	10/11/04
Claudia Woods	3205 Riva Ridge	327-0097	Claudia Woods	10/11/04
Scott Sechovec	3307 Riva Ridge	328-2641	Scott Sechovec	10/11/04
Stacie Fowler	2902 Mill Reef Ct	330-9113	Stacie Fowler	10-11-04

CASE # 814-88-0001.08

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

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PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
C. MAMEKAWA	3104 CAVALCADE CT AUSTIN	512-658-7850	<i>C. Mamekawa</i>	10-2-04
Caroline Mabery	3106 Cavalcade Ct Austin	512-347-1510	<i>C. Mabery</i>	10-11-04
Nancy Wiken	3116 Cavalcade Ct.	329-8180	<i>Nancy Wiken</i>	10/11/04
Trey Chambers	3111 Cavalcade Ct	512-327-7337	<i>Trey Chambers</i>	10-11-04



**CASE # 814-88-0001.08**  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE**  
**FROM OFFICE/RETAIL TO MULTI-FAMILY**

I live in the Devonport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1983, the Barry Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Devonport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1983 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1983 Comprehensive Neighborhood Land Use Plan is less invasive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Anita Glickert	5905 Northern Dancer Dr.	328-1138	Anita Glickert	10-18-04
Louise Berndt	4101 Triple Crown	330-0527	Louise Berndt	10-18-04
Alma Bennett	6100 WASHA	327-2058	Alma Bennett	10-18-04
Robb Burns	6108 WASHA	327-2058	Robb Burns	10-18-04
George Dupere	3505 Needles Drive	328-5355	George Dupere	10/19/04
Sam Dupere	3505 Needles Drive	328-5355	Sam Dupere	10/19/04
Katherine Dupere	3505 Needles Dr.	328-5355	Katherine Dupere	10/19/04
Mark Dupere	3505 Needles Drive	328-5355	Mark Dupere	10/19/04
NEAL BURNS	5407 Needles Dr.	347-7667	Neal Burns	10/19/04

CASE # 814-88-0001.03

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

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PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Carolina Kander	1801 Canonero Dr	329-0566	Carolina Kander	10/11/04
Mita Thaker	1733 Canonero Dr	347-8855	Mita Thaker	10/11/04
Carolina Kander	1729 Canonero Dr.	327-3995	Carolina Kander	10/11/04
Sarah Senterfitt	2820 Water Banker.	328-7780	Sarah Senterfitt	10/11/04

CASE # 814-82-0001.08

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

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2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Loretta Miri	5909 Waymaker Cove	306-8185	Loretta Miri	10/12/14
Jeff Bolke	5912 Waymaker Cv	347-0334	Jeff Bolke	10/16/14

CASE # 814-88-0001.08

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

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PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
R. Michael Allen	1908 Cannon Drive	329-8302	R. Michael Allen	10/14/04
Audrey Buttriss	5401 Sir Ivor Cove	347-1151	A. Buttriss	10/14/04
Louise Slaughter	5923 Bold Ruler Way	732-2157	Louise Slaughter	10/14/04
Blake Byram	5902 Bold Ruler Way	452-8626	Blake Byram	10/14/04
Monica Byram	5910 Bold Ruler Way	452-8626	Monica Byram	10/14/04
Flexii Hayden	2212 Fox Gallant Dr	320-9535	Flexii Hayden	10/14/04
Gymel Duff	2208 Fox Gallant Dr	732-2442	Gymel Duff	10/14/04
VISH PRABHU	2106 FOX GALLANT DRIVE	323-0862	Vish Prabhu	10/14/04
Allen Enold	2105 Fox Gallant Dr	328-0989	Allen Enold	10/14/04
Bob Enold	2105 Fox Gallant	328-0989	Bob Enold	10-14-04

CASE # 814-88-0001.08

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

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PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Donald Kelley	2113 Far Gallant Dr	858-4632	Donald Kelley	10/14/04
Sharon Austin	2209 Far Gallant Dr	347-7990	Sharon Austin	10/14/04
Sandy Allen	1908 Canonero Dr	329-8302	Sandy Allen	10/14/04
Sam Gambarese	1816 Far Gallant Dr.	329 8626	Sam Gambarese	10/16/04
Kim Gambarese	1816 Far Gallant Dr	329 6626	Kim Gambarese	10/16/04
Wendy Goldberg	2413 Newer Bend Cv.	329-3277	W. Goldberg	10/16/04
Tyler Goldberg	2413 Newer Bend Cv	329-3277	Tyler Goldberg	10/16/04
Sue Ornelas	2408 Newer Bend Cv	328 8680	Sue Ornelas	10/16/04
Stacy Finemery	5605 Claxon Cove	732-2336	Stacy Finemery	10/16/04
Steve Finemery	5605 Claxon Cove	732-2336	Steve Finemery	10/16/04

CASE # 814-83-000108

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Devenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

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PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Michelle Bjork	5609 Clarion Cr.	Mjork@Cantata.rn.ca	Michelle Bjork	10/16
David Bjork	5609 Clarion Cove	Djork@cantata.rn.ca	David Bjork	10/16
Lynn Jones	5606 Clarion Cove	lyn@bcsa.org	Lynn Jones	10/16
Karen Jones	5616 Clarion Cove	Karen.Jones@comcast.net	Karen Jones	10/16
Laura Spertus	5612 Clarion Cove		Laura Spertus	10/16
John Spertus	5612 Clarion Cove	ids-consulting.com	John Spertus	10/16
Jeff Muradian	5600 Clarion Cove	jeff.muradian@comcast.net	Jeff Muradian	10/16
Claire Meredith	2900 WaterBank Cr.	cm@meredith.com	Claire Meredith	10/14
Gina Zedeck	2904 WaterBank Cr.	ginazedeck@comcast.net	Gina Zedeck	10/16
Paul Ard	2908 WaterBank Cr.	sp@ard.com	Paul Ard	10/16

**CASE # 814-88-00001.08**

**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY**

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[illegible]

**CASE # 814-88-0001.08**  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE**  
**FROM OFFICE/RETAIL TO MULTI-FAMILY**

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2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.







PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Kheaula Mahmood	1603 Gumboro	Sami, M. at home 789-7979	[Signature]	10/12/04
Scott W. Brennan, Jr.	3402 Needles Dr.	308-2290 BILLY@CABLEONE.COM	[Signature]	10/12/04
Linda Broadus	3402 Needles Dr.	328-2290 LBROADUS@CABLEONE.COM	Linda Broadus	10/12/04
Gina Schroeder	3515 Needles Dr.	327-9205 ginschroeder@CableOne.com	[Signature]	10/12/04
Jamie Schroeder	3515 Needles Dr.	327-9205 jschroeder@CableOne.com	[Signature]	10/12/04
Sarah Malik	3601 Needles Dr.	329-0666 sarahshahband@Yahoo.com	[Signature]	10/12/04
Sarah Tapley	3107 Riva Ridge Dr.	337-0068	[Signature]	10/14/04
JERRY TAPLEY	3107 Riva Ridge Dr.	327-0068	[Signature]	10/14/04
John B. Mayo	2204 Far Gallant Dr.	Unlisted	[Signature]	10/14/04
NITA LOUISE MAYO	2204 FAR GALLANT DR.	"	[Signature]	10/14/04



**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY**

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Scott Wells	2201 Far-Galant Dr, Austin	306-1355		10/25/04
MARY WELLS	2201 Farbolant Dr.	306-1355		10/25/04
LUCIA DUEY	2009 FAR Gallat	325-5656		10/27/04
Michael Duey	2009 FAR Gallant	325-5656		10/27/04
Katherine Martinez	5621 Clanton CV	329 9221		11-1-04
Carlos Martinez	5621 Clanton CV	329 9221		11-1-04

**CASE # 814-88-0001.03**  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE**  
**FROM OFFICE/RETAIL TO MULTI-FAMILY**

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.










PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Hesley Sackville	1820 Fairview Ln	327-5380	[Signature]	10/16/04
Marcia Moore	3307 Lookout Lane	327-3439	[Signature]	10/16/04
MCARDER	3309 Lookout Ln	327-0092	[Signature]	10/16/04
Mary Arcades	3309 Lookout Ln	327-0092	[Signature]	10/16/04
Breck Spradley	3313 Lookout Ln	329-8054	[Signature]	10/16/04
Spranne Spradley	3313 Lookout Ln	329-8084	[Signature]	10/16/04
BRENT KOBAYASHI	3315 LOOKOUT LN	732-0039	[Signature]	10/16/04
SERENA SCOTT	3315 LOOKOUT LN	732-0039	[Signature]	10/16/04
Maria Serna OSORIO	3317 Lookout Ln	327-7112	[Signature]	10-16-04
JAY SCHULTANS	3317 LOOKOUT LN	327-7112	[Signature]	10/16/04

# CASE # 814-88-0001.08

## PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Devenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:





1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Devenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
MICHAEL AYER	3502 NATIVE DANCER COVE AUSTIN, TX 78746	328-2522 drn@mail@hotmail.com		10/10/09
Ruby Ayer	3500 Native Dancer Cove Austin, TX 78746			10-10-09
Diane Davidson	3507 NATIVE DANCER AUSTIN, TX	327-3770 dianem.davidson@aol.com		10/10/09
Amy Baker	3511 NATIVE DANCER AUSTIN, TX	329-4732 amy.baker@att.net		10/10/09
CLAUDE DUCLOUX	3512 NATIVE DANCER	327-6534 cdcloux@aol.com		10/10/09
SUSAN DUCLOUX	3512 NATIVE DANCER	327-6536 susan.ducloux@aol.com		10/10/09
<del>STEVE</del> MARY THERIOT	3500 NATIVE DANCER COVE	326-8477 jtheriot@aol.com		10/10/09
MARY THERIOT	3702 NEEDLES DR AUSTIN, TX 78746	328-2648 merry345@aol.com		10/11/09
JOE THERIOT	3702 NEEDLES DR AUSTIN, TX 78746	328-2648 jtheriot@aol.com		10/11/09
Kristine Holland	6102 Nashville Ct Austin, TX 78746	329-9981 KHolland@aol.com		10/11/09

**CASE # 814-88-0001.08**  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE**  
**FROM OFFICE/RETAIL TO MULTI-FAMILY**

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
JOHN MCCANN	1701 Redwood Lane	johnmccann@att.net		10/22/04
Ann HALLAD	638 Ayres Dr	ann@hallad.com		10/22/04
Liz Newell	2915 Round Table	liznewell@comcast.net		10/22/04
PHILIP NEWELL	2915 Round Table	Chadnewell@comcast.net		10/22/04

CASE # 814-88-0001.08

**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE**

**FROM OFFICE/RETAIL TO MULTI-FAMILY**

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Wendi Arons	5800 Carry Back Lane	328-7279	Wendi Arons	10-24-04
Becky Hendry	3511 RWA RIDGE	732-2058	Becky Hendry	10-24-04
Julie Benish	6006 Carry Back	328-0970	Julie Benish	10-24-04
DONNA TAPPOX	5908 CARRY BACK	327-1990	D. Tappox	10-24-04
John Tarbox	5908 Carry Back Lane	913-9888	John Tarbox	10-24-04
Harold Barkin	16006 Carey Back Ln	928-1970	Harold Barkin	10-24-04
Perry White	3981 Westlake Dr.	327-7507	Perry White	10-24-04
Brian McCune	5907 CARRY BACK	327-5638	Brian McCune	10-24-04
Pat Winder	5903 Carey Back	328-3707	Pat Winder	10-24-04
Gabrielle Hornood	5811 Carry Back Lane	328-4559	Gabrielle Hornood	10-24-04

**CASE # 814-88-0001.08**

**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY**

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:







1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

[illegible]

**CASE # 814-88-0001.08**  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE**  
**FROM OFFICE/RETAIL TO MULTI-FAMILY**

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
ERIK NELSON	3411 DAY STAR COVE AUSTIN, TX	347-7975		10/10
Sherri Pullen	3409 Daystar Cove Austin, TX 78746	732-2682		10/10
Helen Lewis	3412 Daystar Cove Austin TX 78746	347-8811		10/10
Glenda Rhynne	3410 Day Star Cove Austin TX 78746	327-8396	Glenda Rhynne	10/10
Thomas Rhynne	46	327-8396	Tom Rhynne	10/10
Robyn Grill	3401 Daystar Cove Austin, TX 78746	328-7999		10/10
Lisa Cohen	6305 Spruwood CV Austin TX 78731	527-8897		10/10
CARRIE DENISON	2882 BARTON SKWY AUSTIN, TX 78746	203-4475		10/10
Sam Price	3402 Daystar Cove Austin, TX 78746	347-7811	Sam Price	10/10
Billy Kuykendall	3500 Day Star Cove Austin TX 78746	327 2839	Billy Kuykendall	10/10

Original

CASE # 814-88-0001.08  
PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Edward Grober	4100 TRIPLE CROWN AUSTIN TX 78746	512 300 1419 edgrober@aol.com	Edward Grober	10/31/04
Elaine Coffman	4103 Triple Crown Austin TX 78746	512 347 9097	Elaine Coffman	10/31/04
Deanna King	4009 Belmont Park Dr. Austin TX 78746	732 0787 kingdea@aol.com	Deanna King	11/1/04
Kathy Grober	4100 Triple Crown Austin TX 78746	306 1419	Kathy Grober	10/31/04
JOHN VIROSTEL	4105 Triple Crown Austin TX 78746	732 0504	John Virostel	10/31/04
DAYE VIROSTEL	4105 Triple Crown Austin TX 78746	732 0504	Daye Virostel	10/31/04
Nancy Blackburn	4102 Triple Crown Austin TX 78746	328-8557	Nancy Blackburn	10/31/04



# PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Buddy Patten	Austin, TX 78746 4201 Churchill Downs	328 5533 bpatten@intellimark.com	Buddy Patten	10-31-04
Tracey Spriggs	4102 Churchhill Downs Austin, TX 78746	413-2134	[Signature]	10-31-04
Tommy K. Garver	Austin, TX 78746 4106 Churchhill Downs	westlake Tom.Garver@westlake.net	Tom K. Garver	10-31-04
VA Lambiose	4301 Churchhill Downs Austin, TX 78746	Vince@lambiose.net 413-2134	[Signature]	10-31-04
Carolyn Lambiose	4301 Churchhill Downs Austin, TX 78746	Carolyn Lambiose	[Signature]	10-31-04
Alicia Davis	4305 Churchhill Downs Austin, TX 78746	alicia-davis@att.net	Alicia Davis	10-31-04
Cary McNair	4306 Churchhill Downs Austin TX 78746	347-0082	Cary McNair	10-31-04
Ray Troop Jr	4307 Churchhill Downs Austin TX 78747	327-2584	[Signature]	10/31/04
Bob Chen	4200 Churchhill Downs Austin TX 78746	304-7311	[Signature]	10/31/04
Carl Everett	4311 Churchhill Downs Austin TX 78746	330-0548	[Signature]	11/2/04
Don Williams	4106 Churchhill Downs Austin TX 78746	732-0258	[Signature]	11/2/04

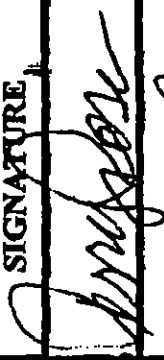





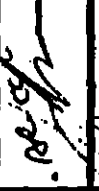


Original

CASE # 814-88-0001.08

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Perry Rose	4000 Belmont Park Dr	328-2930 PRDSE246@AOL.com		10/29/04
Corinne Rose	4000 Belmont Park Dr.	"	Corinne Rose	10-29-04
Tanima Gupta	5813 Kentucky Derby Ct	329-6111 tanimgu@att.net		10/29/04
Neeraj Gupta	5813 Kentucky Derby Ct	"		10/29/04
ANN ROYAL	5902 CANEFACE CT	330 0101 ANNR@BUELLROYAL.COM		10/29/04
Ken Shih	4004 Belmont Park Dr.	424 328 8320 Shih@physics.utah.edu		10/30/04
Alice Shih	4004 Belmont Park Dr.	"		10/30/04
JOHN PEESEE	5903 CANEFACE CT	RResc@A55.W		11/01/04
ROBIN PEESEE	5903 CANEFACE CT	512 330 0014		11/01/04
STEPHEN SCALAPPA	5904 CANEFACE CT	512 306 9513 slimane@windstream.net		11/01/04

CASE # 814-88-0001.08

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
LAURIE WHEELER	5809 CAREY BACK LANE	327-3012	Laurie Wheeler	
SHANNON ZAPATA	5801 BUCKPASSER CV	327-8838	Shannon Zapata	
Andre' B...	5803 Buckpasser cv	329-0439	Andre' B...	
Moore DeLeon	5803 Buckpasser Cr	329-0639	Moore DeLeon	10/28/04
ALEN HARDIN	5806 BUCKPASSER CV	329 5274	Alen Hardin	10
Bryant Dawning	5808 Buckpasser CV	306 1006	Bryant Dawning	
Scott Hyten	5710 Carey Back Ln	327 0922	Scott Hyten	10/21/04
BRIAN PRICE	3402 DAYSTAR COVE	347-7811	Brian Price	10/25/04

**CASE # 814-88-0001.08**  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

**I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:**

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.
2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

[illegible]

**CASE # 814-88-0001.03**

**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE FROM OFFICE/RETAIL TO MULTI-FAMILY**

**I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:**

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

[illegible]

Original

CASE # 814-88-0001.08  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
 FROM OFFICE/RETAIL TO MULTI-FAMILY**

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bumpy Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
BWELL MUSE	5802 KENTUCKY DERBY CT	512/322-1232	EWELL MUSE	1 Nov 04
ELEAN MUSE	5802 KENTUCKY DERBY CT	512/322-1232	ELEAN MUSE	1 Nov 04
Jim Cartwright	5804 Kentucky Derby Ct.	512/328-4373	Jim Cartwright	1 Nov 04
Josephine Cartwright	5804 Kentucky Derby Ct.	512/328-4373	Josephine Cartwright	1 Nov 04
BETTYE GORDON	5805 KENTUCKY DERBY CT.	512/328-5814	Bettye Gordon	1 Nov 04
HERBERT GORDON	5805 KENTUCKY DERBY CT.	512/328-5814	Herbert P. Gordon	1 Nov 04
Charles Oman	5809 Kentucky Derby Ct.	512/306-9978	Charles Oman	11-1-04
Betty Q. Oman	5809 Kentucky Derby Ct.	512/306-7978	Betty Oman	11-1-04
STUART SHIPNESS	5811 KENTUCKY DERBY CT	512/349-2630	Stuart Shipness	11-2-04
JOAN SHIPNESS	5811 KENTUCKY DERBY CT.	512/349-2630	Joan Shipness	11-2-04

CASE # 83-0001.03

PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Louise Meyer	6006 Ascot Cove 78746	347-8150 / LMeyer@dunham.com	Louise Meyer	10/26/04
Jeanne Leggett	6004 Ascot Cv. 78746	732-2716 jeanne57@comcast.net	J. Leggett	10/24/04
Beverly Dickens	6002 Specter Cove 78746	328-2973	B. Dickens	10/26/04
MEISSA LEVINE	6001 Ascot Cove 78746	658-8952 meissa@comcast.net	M. Levine	10/26/04
Sara Crawford	5900 Saratoga Cv.	328-8638	Sara Crawford	10/26/04
Michael Better	6003 Ascot Cv 78746	328-8433	Michael Better	10/26/04
Matt Clark	5900 Saratoga Cove	328-8628	Matt Clark	10/22/04
Vronica Legarreta	6004 Ascot Cove	327-3125	V. Legarreta	11/01/04
Jaya Legarreta	6004 Ascot Cove	327-3125	Jaya Legarreta	
Claudia Legarreta	6004 Ascot Cove	327-3125	C. Legarreta	11/11/04

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D.
2. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
3. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

[illegible]



original

CASE # 814-88-0001.03  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE**  
**FROM OFFICE/RETAIL TO MULTI-FAMILY**

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
LINDA L. NEESAN	4022 HAMBLETONIAN CT.	512-327-0288	[Signature]	11/1/04
AMY B. NEESAN	4022 HAMBLETONIAN CT.	512-327-0288	[Signature]	11/1/04
Mary Jane Lang	4008 Hambletonian Ct.	512-329-5208	[Signature]	11/1/04
Beth Spangenberg	4007 Hambletonian Ct	(512)423-4829	[Signature]	11/6/04
Beth Spangenberg	4007 Hambletonian Ct	328-8477	[Signature]	11/6/04
GARY R. JENNINGS	4003 HAMBLETONIAN CT	612)328-8477	[Signature]	11/6/04
GARY R. JENNINGS	4003 HAMBLETONIAN CT	612)328-8477	[Signature]	11/6/04
MAURICE DURHAM	4001 Hambletonian	Durham Home	[Signature]	11/6-04
John P. Lang	4008 Hambletonian Ct	512-329-5208	[Signature]	11/7/04
Sara Dawson	4009 Hambletonian Ct	512-306-7213	[Signature]	11/7/04
Bill Dawson	4009 Hambletonian Ct	512-306-7213	[Signature]	11/7/04

original

CASE # 814-83-0001.03  
 PETITION CONCERNING GABLES WESTLAKE PROPOSED P.U.D. AMENDMENT/ZONING CHANGE  
 FROM OFFICE/RETAIL TO MULTI-FAMILY

I live in the Davenport Ranch neighborhood across from the land subject to the above-referenced proposed P.U.D. Amendment. By my signature below I am stating my opposition to the proposed P.U.D. Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a Comprehensive Neighborhood Land Use Plan with the Davenport Ranch Westview Development Inc. and St. Stephen's Episcopal School which rejected proposed multi-family land use as part of the P.U.D. I continue to support the office/retail zoning on this tract authorized by the 1988 Comprehensive Neighborhood Land Use Plan.
2. It is my belief that the zoning authorized by the 1988 Comprehensive Neighborhood Land Use Plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of this area.

PRINTED NAME	STREET ADDRESS	PHONE/EMAIL	SIGNATURE	DATE
Charles G. Chaffin	5806 Kentucky Derby <sup>Austin</sup> 78746	328-2784	Charles G. Chaffin	11-4-04
Kathleen H. Chaffin	5806 Kentucky Derby <sup>Austin</sup> 78746	512-328-2784	Kathleen H. Chaffin	11-4-04
GIL Kuykendall	5800 KENTUCKY DERBY	328 4430	Gil Kuykendall	11-5-04
JEAN KUYKENDALL	5800 KENTUCKY DERBY	328 4430	Jean Kuykendall	11-5-04
James C. Hay	4002 Hambletonian Ct.	512-327-7824	James C. Hay	11-7-04
Betty S. Hay	4002 Hambletonian Ct.	512-327-7824	Betty S. Hay	11-7-04
Kimberly Kohlhaas	4105 Belmont Park Dr.	329-5122	Kj N. Kohlhaas	11-7-04

**CASE # 814-88-0001.08**  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.
2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Madelina Aldrey	4210 Agua Verde Dr.	a1bridgerecreation	Madelina Aldrey	8/26/04
Dora T. Cersonsky	4512 Agua Verde Dr.	306-8700	Dora Cersonsky	8-26-04
Rosanne Clark	4505 Agua Verde Dr.	329-8289	Rosanne Clark	8/26/04
Jane Huang	4509 Agua Verde Dr.	330-9594	Jane Huang	8/26/04
Becky McKinn	4502 AQUA VERDE	329-6780	Becky McKinn	8/26/04
Joseph Kalmowitz	" "	" "	Joseph Kalmowitz	8-26-04
Catherine Budiman	4305 Agua Verde	306-0186	Catherine Budiman	8-26-04
Jeannie Lightsey	4301 Agua Verde Dr.	lightsey@caushin.com	Jeannie Lightsey	8/26/04
Nassor Sabir	4203 Agua Verde	347-8577	Nassor Sabir	8/26/04
Susan Norton	4102 Agua Verde Dr.	328-3780	Susan Norton	8/26/04
Elizabeth Hunter	4105 Agua Verde Dr.	327-5697	Elizabeth Hunter	8/26/04
Green Kohn	4104 Agua Verde	328-3030	Green Kohn	8/26/04

CASE # 814-88-0001.08  
 PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY

I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.

2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
DAVID DIMSTON	4405 BUNNY RUN	306-0878 dimstone@austin.rr.com	<i>David Dimston</i>	8-29-04
DON WILHELM	4509 BUNNY RUN IV	don.wilhelm@austin.rr.com	<i>Don Wilhelm</i>	8-29-04
GEOFF FINDLUM	4303 Agua Verde	347-1136	<i>Geoff Findlum</i>	8-29-04
Trissilla L. Foster	4302 Agua Verde	327-1182	<i>Trissilla L. Foster</i>	8-29-04
Daniel Bates	4614 Bunny Run	327-5575	<i>Daniel Bates</i>	8/29/04
Karen Chitwood	4305 Agua Verde	328-2446	<i>Karen Chitwood</i>	8-29-04
Alexandra Simko	4504 Bunny Run	328-2950	<i>Alexandra Simko</i>	8-29-04
LILLIAN LARSEN	3806 BUNNY RUN	347-7837	<i>L. Larsen</i>	9-02-04
Erika Burneister	1821 WestHale Dr	347-2425	<i>Erika Burneister</i>	9-2-04
ZVI YANIV	4610 Agua Verde Dr	349-2043	<i>Zvi Yaniv</i>	9-2-04
MONICA YANIV	- - - -	349-2043	<i>Monica Yaniv</i>	9-2-04
DAVE Siegel	4440 Bunny Run	680-6340	<i>Dave Siegel</i>	9-2-04

CASE # 814-88-0001.08  
 PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY

I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.
2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Laurie Reece	4600 Bunny Run 78746	327-5523	<i>Laurie Reece</i>	8-29-04
CONNIE L. REECE	4400 BUNNY RUN 78746	327-5523	<i>Connie L. Reece</i>	8-29-04
David Holmes	4603 Charles Ave. 78746	<i>David Holmes</i>	<i>David Holmes</i>	8-29-04
BILL HANSPARD	4401 AQUA VERDE DR 78746	328-4741	<i>Bill Hanspard</i>	8-29-04
MARJORIE HANSPARD	4401 AQUA VERDE	328-4741	<i>Marjorie Hanspard</i>	8-29-04
Benita Dwyer	4311 Bunny Run	330-0525	<i>Benita Dwyer</i>	8-29-04
Paula Wetherly	4314 Bunny Run	328-4465	<i>Paula Wetherly</i>	8-29-04
<del>Terrence Carter</del>	4600 Bunny Run	324-0177	<i>T. J. Carter</i>	8-29-04
Teresa Carter	4600 Bunny Run	324-0177	<i>Teresa Carter</i>	8/29/04
LuAnn Gillette	5207 Arivecrest	328-4668	<i>LuAnn Gillette</i>	9/1/04
TERREN A. POTTS	4500 AQUA VERDE DR.	306-0821	<i>Terrence A. Potts</i>	9/1/04

CASE # 814-88-000108  
 PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY

I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.

2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Karen Hackett	4110-9 Bunny Run	Karen Hackett, name	<i>[Signature]</i>	8/29/04
<del>Don Hackett</del>	4110-9 Bunny Run	Don Hackett, name	<i>[Signature]</i>	8-29-04
Maggie Scaff	4110-10 Bunny Run	Maggie Scaff.com	<i>[Signature]</i>	8/30-04
<del>Roger Scaff</del>	<del>4110-8</del>	<del>Roger Scaff.com</del>	<i>[Signature]</i>	8/30/04
Laura Gannon	4110-7 Bunny Run	lgannon2@rogers.com	<i>[Signature]</i>	8-30-04
Carol Call	4110-1 Bunny Run	ccall@keystone-media.com	<i>[Signature]</i>	8-30-04
Roger Gannon	4110-7 Bunny Run	rgannon@austin.ri.com	<i>[Signature]</i>	8/30/04
Lynn Neely	4110-4 Bunny Run	lneely41@att.net	<i>[Signature]</i>	9/2/04
Brian Scaff	4110-10 Bunny Run	scaff@csaff.com	<i>[Signature]</i>	9/2/04

**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/ ZONING CHANGE FROM OFFICE RETAIL TO MULTIFAMILY**

I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.
2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

[illegible]

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.

2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

[illegible]



CASE # 814-88-0001.08  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:

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2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
HILTON PUCKETT	4500 BUNNY RUN	328-5469	<i>[Signature]</i>	8/28/04
LEAH PETRI	4509 Bunny Run #1	347-0337	<i>[Signature]</i>	8/28/04
TERRY HELLER	4401 AQUA VERDE	328-1688	<i>[Signature]</i>	8/28/04
Rhea Copening	4401 Aqua Verde Drive	rheacopeni@earthlink.net	<i>[Signature]</i>	8/28/04
Rachel Sandoval	4509 Bunny Run-2	328-5028	<i>[Signature]</i>	8/28/04
Tony Sandoval	4509 Bunny Run-2	"	"	8/28/04
GREG BLACKBURN	4102 TRIPLE CROWN	308-8057	<i>[Signature]</i>	8/28/04
Wayne Radwanski	4502 Bunny Run	327-8126	<i>[Signature]</i>	8/29/04
LINDA RADWANSKI	4502 Bunny Run	327-6124	<i>[Signature]</i>	8/29/04
TREV SEYMOUR	4501 Bunny Run	327-2296	<i>[Signature]</i>	8/29/04
DAN W STEINLE	4403 AQUA VERDE DR.	dws@csbglobal.net	<i>[Signature]</i>	8/29/04
CONNIE M. REECE	4607 Live Oak DR	327-2004	<i>[Signature]</i>	8/29/04

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CASE # 814-88-0001.03  
 PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY

- I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:
1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.
  2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
PS Lowell	3308 Rivercrest	327-5570	<i>PS Lowell</i>	6 Aug 04
DM Smager	3307 Rivercrest Dr	SMOCHORCA	<i>DM Smager</i>	8/6/04
PA Sanger	6707 Troll Haven	329-8612	<i>PA Sanger</i>	8/6/04
G Karin	6702 Troll Haven	329-0310	<i>G Karin</i>	8/6/04
D. H. Hynnie	6700 Troll Haven	327-1611	<i>D. H. Hynnie</i>	8-6-04
J. H. Hynnie	6700 Troll Haven	327-1611	<i>J. H. Hynnie</i>	8-6-04
Jeanette Gray	3300 Rivercrest Dr	327-8401	<i>Jeanette Gray</i>	8-6-04
ARVA Reyna	3302 Rivercrest Dr	330-1766	<i>ARVA Reyna</i>	8-7-04
David Chamberlain	"	"	<i>David Chamberlain</i>	8-7-04
Jim Root	3304 Rivercrest	328-3624	<i>Jim Root</i>	8-7-04
Ann Root	3304 Rivercrest	328-3624	<i>Ann Root</i>	8-7-04
Lisa Lowell	3308 Rivercrest	327-5570	<i>Lisa Lowell</i>	8-7-04
Logan Lowell	3308 Rivercrest Dr	327-5570	<i>Logan Lowell</i>	8/7/04

CASE # 814-88-0001.08  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.

2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Jennifer Findlay	4303 Agua Verde	347-1136	<i>Jennifer Findlay</i>	9/18/04
Dan Gardner	4201 Agua Verde Dr	327-1548	<i>Dan Gardner</i>	9/19/04
Pam Gardner	4201 Agua Verde Dr	327-1548	<i>Pam Gardner</i>	9/19/04
LYNN KEE	4503 CHARLES AVE.	327-7375	<i>Lynn Kee</i>	9/20/04
MARK FLORES	4503 Agua Verde Dr	327-9607	<i>Mark Flores</i>	9/20/04
Jesse C.G. Ramirez	4104 Rivercrest Dr	306-1302	<i>Jesse C.G. Ramirez</i>	9/21/04
River P. Ramirez	"	"	<i>River P. Ramirez</i>	9/21/04
SARA Dinston	4405 BUNNY RUN	306-0878	<i>Sara Dinston</i>	9/21/04
MARJORIE HANSEN	4101 AGUA VERDE DR.	320-4741	<i>Marjorie Hansen</i>	9/24/04

CASE # 814-88-0001.08  
 PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY

I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:

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2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Lynn Perry	3106 Rivercrest Dr.	Lynn_H_Perry@yahoo.com	<i>Lynn Perry</i>	9-13-04
Leslie Brown	4312 Bunny Run	1 Brown 346@austin.rr.com	<i>Leslie Brown</i>	9-13-04
Greg Crouch	3206 Rivercrest Dr.	greg@couchfamily.usa.net	<i>Greg Crouch</i>	9-14-04
Eileen F. Steiner	4405 Aquaverve Dr	ef3@sbceglobal.net	<i>Eileen F. Steiner</i>	9-15-04
MADEAN PHILIPS	4306 AQUA VERDE DR	327-3715	<i>Maureen Dineen</i>	9-15-04
RALPH PHILIPS	4306 AQUA VERDE DR	327-3715	<i>Ralph Philips</i>	9-15-04
Sally Perry	3106 Rivercrest Dr.	---	<i>Sally Perry</i>	9-15-04
Jeffrey C. Blend	4312 Bunny Run	327-0755	<i>Jeffrey C. Blend</i>	9/17/04
ANGELA SMOGUR	8307 Rivercrest	347 7926	<i>Angela Smogur</i>	9/17/04
STEPHEN A. WAGH	3500 Upper Rivercrest Dr.	347-1812	<i>Stephen A. Wagh</i>	9/18/04
VICKIE WAGH	3500 Upper Rivercrest Dr.	347-1812	<i>Vickie Wagh</i>	9-18-04
Bill Hanshaw	4101 Aqua Verde Dr.	328-4741	<i>Bill Hanshaw</i>	9-18-04

CASE # 814-88-0001.08  
 PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY

I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:

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PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Huagun Wea	4110 Bunny Run	680-6339	Huagun Wea	9/2/2004
Kathy Johnson	4007 Bunny Run	347-8589	Kathy Johnson	9/8/2004
Jim Johnson	4007 Bunny Run	"	Jim Johnson	9/6/2004
Jojo Cims	4207 Agua Verde Dr.	328-8438	Jojo Cims	9/6/2004
Pat Cims	4207 Agua Verde Dr	328-8438	Pat Cims	9/6/2004
Tom Windley	4202 Agua Verde	327-4144	Tom Windley	9/7/04
JENNIFER NICHOLS	4007 Agua Verde	329-8404	JENNIFER NICHOLS	9/7/04

FW

CASE # 814-88-0001.08

**PETITION CONCERNING GABLES WESTLAKE PROPOSED FUD AMENDMENT/  
ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

I live in the neighborhood adjoining the land subject to the above-referenced proposed FUD Amendment. By my signature below I am stating my opposition to the proposed FUD Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the FUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.
2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
✓ JOHN + Caryl WILKINSON	3710 Hunterwood	306-9617	[Signature]	8/19/04
✓ Robert + Deborah Canby	3701 Hunterwood	306-9244	[Signature]	8/19/04
✓ Cheryl + Ro Parra	3725 Hunterwood Pt.	771-2917	Cheryl Parra	8/19/04
✓ Erik + Sheri Mcneil	3801 Hunterwood Pt.	329-5568	[Signature]	8/19/04
✓ Kim + Steve Widner	3807 Hunterwood Pt.	347-9919	Kim Widner	8/19/04
✓ Annie + Brian Zucker	3827 Hunterwood Pt.	328-6444	AB Zucker	8/22/04
✓ STEVE + STACEY PRICE	3845 HUNTERWOOD PT. AUSTIN 78746	328-0221	[Signature]	8/22/04
✓ Jay WESTERMAN	3844 HUNTERWOOD	329-9973	[Signature]	8/22/04
✓ SHANNON + BOB WONG	3888 Hunterwood Dr.	330-9893	[Signature]	8-22-04
✓ Jennie [unclear]	3820 Hunterwood Pt.	[unclear]	[Signature]	8/22/04
✓ Jimmy + Sarah Mansour	3824 Hunterwood	328-5609	[Signature]	8/22/04

**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.
2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

[illegible]

CASE # 814-88-0001.08  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I wish to state my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:

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2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Sundra Balarsky	2108 Real Catorce Austin TX 78746	(512) 736-5778	Sundra Balarsky	9/27/04
Brian Balarsky	2128 REPAL CATORCE AUSTIN TX 78746	Brian Balarsky 6PL230	Brian Balarsky	9/27/04
Gary Little	2806 Rivercrest Austin TX 78746	AUL-6000	Gary Little	9/27/04
Francie Little	2806 Rivercrest Austin TX 78746	Francie Little	Francie Little	9/27/04
AL Bentley	3306 Rivercrest Dr	306 8710	AL Bentley	9-27-04
JOHN Bentley	3306 Rivercrest Dr	306 8710	JOHN Bentley	9-27-04
Paula Mizell	3007 Rivercrest Austin TX 78746	328-4811	Paula Mizell	10.1.04
FREDERICK KOPEC	2806 Rivercrest Austin TX 78746	328-4811	FREDERICK KOPEC	10-2-04

X



**CASE # 814-88-0001.08**

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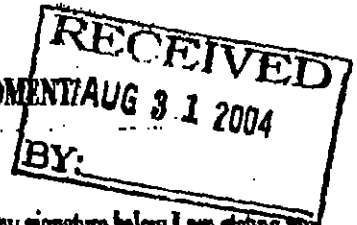
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[illegible]

# BRIDGEHILL HOMEOWNER ASSOCIATION

CASE #814-88-0001.08

## PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/ ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY



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PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
ED BUSTER	6709 BRIDGEHILL	328-1174	[Signature]	8/4/04
WITCHER	6707			
McCullough	Bridge Hill Cove	327-2044	[Signature]	8/4/04
Buster, Donna	6709 Bridge Hill	328-1174	[Signature]	8-7-04
Lebhu Levari	6700 Bridge Hill Cove	329-5005	[Signature]	8-7-04
Lisa Thomas	6701 Bridgehill Ct. 78746	328-3965	[Signature]	8-7-04
Liz Blah	6706 Bridgehill Cv	329-8127	[Signature]	8-7-04
Jeff Blah	6706 Bridgehill Cv.	329-8127	[Signature]	8/7/04
PAT THOMAS	6701 Bridgehill	328-3965	[Signature]	8/8/04
Barry McCullough	6707 Bridgehill Cove	327-2044	[Signature]	8/8/04
Rosemarie Durbin	6708 Bridgehill	328-8416	[Signature]	8/8/04
Stephanie Wotnick	6705 Bridgehill	328-6600	[Signature]	8/10/04

**CASE # 814-88-0001.03**  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

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2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood.

[illegible]

**CASE # 214-88-0001.08**  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED FUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

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[illegible]



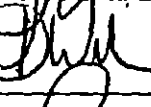
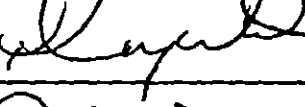
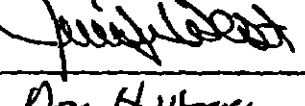

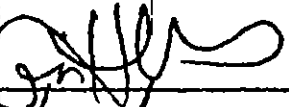
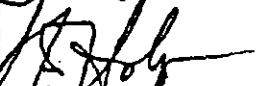
# Creek at Riverbend

CASE # 814-88-0001.08

## PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/ ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY

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	PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Marcus	Janyu Marcus	3800 Meandering Creek Cove	633 7006 janyu		8/5/04
Wilson	Jerome Wilson	6104 DOGWOOD CREEK DR AUSTIN TX 78746	329 9974		8/6/04
Wilson	Dagna Wilson	6104 DOGWOOD CREEK DR AUSTIN TX 78746	329 9974		8/6/04
West	Tom West	3704 Dogwood Creek AUSTIN TX 78746	347-7758		8/6/04
West	Quinn West	3704 Dogwood Creek AUSTIN TX 78746	347-9756		8/6/04
Magee	Don Magee	3700 Dogwood Creek Cove Austin TX 78746	330 0522	Don H. Magee	8-6-04
Magee	Shannon Magee	3700 Dogwood Creek Cove Austin, TX 78746	330-0522	Shannon M. Magee	8/6/04
Dorland	Mark Dorland	6251 Dogwood Creek Dr. Austin, TX 78746	380-9808	Mark A Dorland	8/6/04
Woodard	Sabrina Woodard	3105 Dogwood Creek Cove Austin, TX 78746	347-9905		8/10/04
Holzman	Grace Holzman	6624 Dogwood Creek Dr. Austin, TX 78746	328 8222		8/10/04
Holzman	Steven Holzman	"	"		8/10/04

# Creek at Riverbend

CASE #814-88-0001.08

## PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/ ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY

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	PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
✓ Dorland	Beverly Dorland	6637 Dogwood Creek Drive	bdorland@juno.com	BADorland	8/7/04
Woodford	Shayne Woodard	3705 Dogwood Creek Cove	shayne.woodard@global.net	Shayne Woodard	8/4/04
✓ Gruber	Raymond Gruber	6625 Dogwood Creek Drive Austin	rgruber@excite.com	Ray Gruber	8/4/04
✓ Hillary	Daphn Hillary	6619 Dogwood Cr Drive, Austin	dannahewitt@rr.com	Daphn Hillary	8/5/04
✓ Hillary	J. Z.	6619 Dogwood Cr Drive Austin		J. Z.	8/5/04
Bordas	Mark Bordas	6609 Dogwood Creek Dr. Austin TX 78746	236-9242	Mark Bordas	
Bordas	DENISE BORDAS	6609 Dogwood Creek Dr Austin, TX 78746	347-7735	Denise Bordas	8/5/04
Gauthreaux	Tamie Gauthreaux	6601 Dogwood Creek	306-9996	Tamie Gauthreaux	8/5/04
Gauthreaux	Kyle Gauthreaux	6601 Dogwood Creek TX 78746	306-9996	Kyle Gauthreaux	8/5/04
Gutierrez	G. Gutierrez	3601 Shady Creek Cr.	genaro.j.g@mail.utexas.edu	Gutierrez	8/5/04
Gutierrez	A. Gutierrez	3601 Shady Creek Cr	3060143	A. Gutierrez	8/5/04

# Creek at Riverbend

CASE # 814-88-0001.08

## PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/ ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY

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	PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Stupeck	Tom Stupeck	6616 Dogwood Creek Dr Austin, TX 78746	512 327-7369	Thomas Stupeck	8/5/04
Stupeck	Jill Stupeck	6616 Dogwood Creek Austin, TX 78746	"	Jill Stupeck	8-5-04
Rose	DEAN ROSE	6628 Dogwood Creek Dr Austin, TX 78746	PFA @ AUSTIN. TX.GOV	Dean W. Rose	8-5-04
Scholar	Jonathan i Marilyn Scholar	6640 Dogwood Creek Austin, TX 78746	347-8833	Jonathan Scholar	8/5/04
	Chris i Stefanie March	6632 Dogwood Creek Dr Austin, TX 78746	732-2104	Stefanie March	8-5-04
Payley	Robin Payley	6631 Dogwood Creek DR AUSTIN TX 78746	347-0813	Robin Payley	8/5/04
Ward	Holly Ward	3805 Meandering Creek Austin 78746	306-7919	H Ward	8/5/04
Pullen	Sherrri i Corey Pullen	3409 Day Star Cove Austin 78746	732-2682	Sherrri Pullen	8/6/04
Loeffel	Karen Loeffel	3801 Meandering Creek Austin, TX 78746	347-9380	Karen Loeffel	8/6/04
oeffel	ERIC LOEFFEL	3801 Meandering Creek Austin, TX 78746	747-9380	Eric Loeffel	8/6/04
Narcus	ANDREW NARCUS	3800 MEANDERING CREEK Austin, TX 78746	330-0007	Andrew Narcus	8/6/04

**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

*Creek at  
Riverside*

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PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
FRANK D. HANZLIK	3709 Dogwood Creek	512-347-7832	<i>Frank Hanzlik</i>	8/15/04
TINA C HANZLIK	3709 Dogwood Creek	512-347-7832	<i>Tina C Hanzlik</i>	8/15/04
Sue Snyder	6615 Dogwood	512-347-7320	<i>Sue Snyder</i>	8/15/04
Alyson Perrine	6612 Dogwood Creek	512-347-8799	<i>Alyson Perrine</i>	8/15/04
Michael Perrine	6612 Dogwood Creek	512-347-8799	<i>Mike Perrine</i>	8-15-04
Peter Miller	3605 Shady Creek Cr.	512-826-3038 347-9470	<i>Pete Miller</i>	8/15/04
Linda Miller	3605 Shady Creek Cr.	347-9470	<i>Linda Miller</i>	8/15/04
SCOTT SNYDER	6615 DOGWOOD CREEK	347-7320	<i>Scott Snyder</i>	8/15/04
Luann Dunn	6605 Dogwood Cr.	329-3250	<i>Luann Dunn</i>	8/15/04
D Nick Dunn	-	-	<i>D Nick Dunn</i>	8/15/04
Paul Pagley	6631 Dogwood Creek	347-8813	<i>Paul Pagley</i>	8/15/04

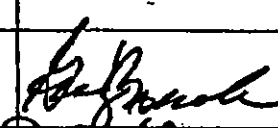
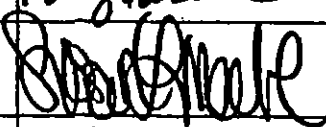
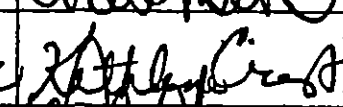
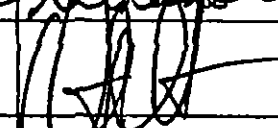
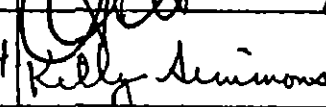
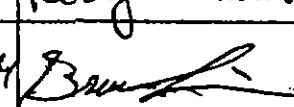


Creek at  
Quintessence

CASE # 814-88-0001.08  
PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
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PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Greg Meserle	3600 Shady Creek Ct Austin TX 78746	512- 347-7724		8/15/04
Susie Meserle	3600 Shady Creek Ct Austin TX 78746	512- 347-7724		8/15/04
Kathlene Crist	6620 Dogwood Cr. Austin, TX	328-6212		8/15/04
David Crist	6620 Dogwood Cr. Austin, TX	328-6212		8/15/04
Kelly Simmons	6636 Dogwood Cr. Austin, TX 78746	347-0904		8/16/04
Bruce Simmons	6636 Dogwood Cr. Austin, TX 78746	347-0904		8/11/04

**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

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PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Carol Driscoll	1604 Nashua Ct.	32-1299	[Signature]	8/21/04
Julia Lydich	374 Westlake		[Signature]	8/21/04
Hallie Ferguson Smith	5425 Pellicoat Ln.	347-1963	[Signature]	8/20/04
Padmaja Man	3108 Crowhears CV		[Signature]	8/20/04
Tracy Anderson	4505 Charles Ave	304-8752	[Signature]	8/20/04
Kayla Stone	5900 Whymaker Dr	306-0473	[Signature]	8/20/04
J. Matton	5701 Mary Ann Ave	329-0516	[Signature]	
Lynn Jones	5616 Clarion Ave	330-0684	[Signature]	8-20-04
Kelly Sakai	4700 Manly Hill Dr	347-8575	[Signature]	8/20/04
Obi Dickey	2902 Trailview West Dr	732-2293	[Signature]	8/20/04
Louise Meyer	6006 Ascot CV.	347-0150	[Signature]	8/20/04

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[illegible]

**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
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PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Elena Neal	4701 Rae Pipe Path		Elena Neal	8/18/04
Joy Butler	4800 Mark Dr.	patricia@yahoo.com	Joy Butler	8/18/04
Lisa Larson	309 N Wagon Dr		Lisa Larson	8/18/04
Chris O'Connell	2801 Calais Cove	694-1854	Chris O'Connell	8/18/04
Cheryl Vallar	2800 W Waymeyer	784-0791	Cheryl Vallar	8/18/04
Joyce Turner	6377 Alyce Dr.	3285901	Joyce Turner	"
Genia Riddle	9800 Vista Vista	996-9152	Genia Riddle	8/18/04
Daniela Knight	3200 Rithowa CV	327-2254	Daniela Knight	8/18/04
Eric Parker	4010 Longchamp	329-6109	Eric Parker	8/18/04
Karen Berns	3101 Riva Ridge	328-6647	Karen Berns	8/18/04
Lisa Savage	6000 Northern Dancer	327-7304	Lisa Savage	8/18/04

**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
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PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Billy Limes	#7 Eulich Rd	plines@austin.rr.com	<i>[Signature]</i>	8/18/04
TANIA Schwartz	4136 WESTLAKE DR	taniashwartz@austin.rr.com	<i>[Signature]</i>	8/18/04
CHRISTINE HALL	2011 PRIZANO RD	blanchehall@austin.rr.com	<i>[Signature]</i>	8/18/04
Tracey Petersen	3501 Native Dancer	tpetersen@austin.rr.com	<i>[Signature]</i>	8/18/04
Ann Stott	4104 Shadow Oak Ln	astott@austin.rr.com	<i>[Signature]</i>	8/18/04
Holley Boyd	3987 Westlake	holleyboya@austin.rr.com	<i>[Signature]</i>	8/18/04
Sue Ellen Young	2906 Mill Reef Cove	syounge@austin.rr.com	<i>[Signature]</i>	8/18/04

**Rhoades, Glenn**

---

**From:** LeAnn Gillette [LGILLETTE@austin.rr.com]  
**Sent:** Wednesday, August 04, 2004 3:59 PM  
**To:** Rhoades, Glenn; Ramirez, Diana  
**Cc:** tbums@swsoft.com  
**Subject:** The St Stephens/ Gables Westlake Apartment zoning

Dear Mr. Rhoades and Ms. Ramirez:

As a member of the Bunnyrun/Rivercrest Neighborhood Association my husband and I have the following objections to the shift from office to multi-family zoning on the Gables Westlake project.

Last year our family moved back to Austin after 12 years in the congested Washington DC area. We were so glad to be back in Austin in a lovely old quiet one-street neighborhood with minimal traffic. Therefore, we were surprised and dismayed at the zoning change proposal.

First, a change to multi-family zoning will create a serious traffic issue. With the possibility of 2 cars per unit, that means close to 700 more cars on Bunny Run and Royal Approach. Neither of these roads can accommodate this type of increase. Bunny Run and Royal Approach already have severe traffic congestion due to St. Stephen's morning and afternoon traffic.

Furthermore we are concerned with more cars, joggers, and bike riders going down Hillbilly Lane to Rivercrest Drive to see the lake. The increase in traffic on the narrow winding Hillbilly Lane will badly alter the original character and intended use of the street from residential access to a congested dangerous route.

We respectfully and strongly request you reconsider your proposal and keep this project zoned as office only. Please put us on the email list relating the Gables Westlake project. Thank you.

Sincerely,

Michael and LeAnn Gillette  
3207 Rivercrest Drive  
328-4668

8/5/2004

**Rhoades, Glenn**

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**From:** Elizabeth Baskin [ebaskin@baskin.com]

**Sent:** Wednesday, August 04, 2004 12:20 PM

**To:** Rhoades, Glenn; Ramirez, Diana

**Subject:** Gables Westlake Project

Please be advised that there is much opposition in our neighborhood to the proposed zoning change from office/retail to multi-family on the St. Stephens tract. We are strongly opposed to this change and would like to be informed regarding any meetings or new information on this project. The increased traffic in our neighborhood would be a disaster. The traffic created by St. Stephens School is pushing the limit during peak times as it now stands. The loss of natural green space would be tragic. Thank you for registering our opinion on this matter and keeping us informed.

Very truly yours,  
Elizabeth Baskin  
4110-2 Bunny Run  
Austin, TX 78748

8/4/2004

Rhoades, Glenn

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From: CDALAMO@aol.com  
Sent: Tuesday, August 03, 2004 1:40 PM  
To: Rhoades, Glenn  
Cc: tburns@swsoft.com  
Subject: St. Stephens/Gables Apts

Dear Mr. Rhoades,

As a homeowner at 4204 Aqua Verde in the Bunny Run neighborhood, I strongly oppose the zoning change of the St. Stephens' property from retail/office to residential.

The number of single dwelling homes will be overwhelmed by the number of multi-family homes west of 360 between Lake Austin and Westlake. The multi-housing development will squeeze out the value and the feel of our neighborhood, making us a small, odds-out strip of homes between the Lake and the apartments.

The zoning change also means the change of the value, the texture, and the tone of this long established and respected neighborhood.

Please let us assimilate the new apartments just south of the Lake before making this decision that is monumental to the many families who live here.

Please let us assimilate the new threat of making 360 a toll road (without the voice of the people) before making this decision that is monumental to the many families who live here.

I am new to Austin and am constantly amazed at the number of old-time Austinites from all over town who know Bunny Run Road and its history. It is part of the legacy of Austin.

We bought our properties in good faith, under the current zoning restrictions. Please help us maintain this historical patch of Austin.

Debbie Fisher



**Rhoades, Glenn**

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**From:** Cathy Romano [cathyr@austin.rr.com]

**Sent:** Saturday, July 31, 2004 9:12 PM

**To:** Rhoades, Glenn

**Subject:** Rivercrest opposes zoning changes

Glen,

I know you've heard from me before about issues that involve Rivercrest, but now I am asking you to hear me about another issue that also involves everyone who lives down here. We are all, and I feel confident that I speak for all 74 homeowners on our street, opposed to the proposed apartments that are supposed to be built above us for the following reasons:

1. Increased traffic problems, as apartment dwellers will be on the same schedule as those of us who live here and already deal with the huge lines of cars coming and going into St. Stephens school and leaving the elementary school and our neighborhoods.
2. More transients in our neighborhood. We are experiencing this already, as the hot weather has drawn many people to our street. Many joggers and bikers have already discovered Rivercrest and if 300 or more families rent apartments, then they, too, will add to the congestion which already exists making both Bunny Run and Rivercrest less safe.
3. Additional families adding to our already overcrowded Eanes School District, namely Bridgepoint Elementary. The numbers that we received from the developers were not accurate and I would urge you to call the school at 732-9200 and find out for yourself just how crowded the school is. Add 300 more families, plus the 250 from the other apartment complex just south of the 360 bridge, and the classrooms will be even more crowded than they are now. Teachers will get frustrated, kids won't be able to learn.
4. Environmental issues--where will the animals live? Less trees mean less oxygen. Soil erosion and land alterations lead to run-offs and who is at greatest risk here since we live at the bottom of it all? Rivercrest.

Glen, despite what you may have already heard, we are *all* opposed of the zoning change from commercial to multi-family. Please come visit the area and I think you will be shocked at the amount of growth that has occurred and the increased joggers, bikers, walkers, dogs, kids and students commuting to school presently. An increase in those numbers and a dangerous situation will exist, if it doesn't already. If you would like me to organize a neighborhood meeting so that you can come speak to the group, I'd be happy to do that and I'm sure you will be amazed at the opposition to the proposed project by all who will attend. And for this issue, you will get a tremendous turn-out from folks who want their voices heard and their safety and lifestyles considered before it is too late.

Please don't hesitate to call me if you have any questions. We have circulated a petition that should arrive in your office sometime this week.

Cathy Romano  
[cathyr@austin.rr.com](mailto:cathyr@austin.rr.com)  
(512)329-5111

**Rhoades, Glenn**

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**From:** Brian Scaff [scaff@scaff.com]  
**Sent:** Monday, August 02, 2004 7:49 AM  
**To:** Rhoades, Glenn  
**Cc:** Tom Burns  
**Subject:** RE: Westlake Gables

Just wanted to let you know I OPPOSE the change of zoning. Please leave it as planned.

Brian Scaff  
4110 Bunny Run #10

**Rhoades, Glenn**

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**From:** carter@trilogy.com**Sent:** Sunday, August 01, 2004 10:17 PM**To:** Rhoades, Glenn; Ramirez, Diana**Subject:** proposed zoning change could reduce home values by \$100,000 per home

My name is Tom Carter, and I live at 4600 Bunny Run. I am writing to voice my objection to the proposed zoning change of the St. Stephen's property because I believe such a change may reduce the local home values by as much as \$100,000 per home in as little as 5 years.

The overwhelming majority of my neighbors, perhaps even 100%, oppose the zoning change for one reason or another. I'm sure you've heard many of the reasons, from subjective analyses of traffic patterns to the lack of proper support (sidewalks, park/open area, etc.) on Bunny Run for additional families. I'm sure many of the complaints have appeared to be subjective, perhaps with a tone of whining. Please allow me a moment to make a simple economic argument against the zoning change. I believe an economic view of this is the most objective way for you to make your decision and recommendation.

My argument starts with the assertion that housing prices are largely a function of supply & demand. I hope that is a basic enough principal that you would agree with that statement. Assuming that to be true, let's individually look at what will happen to the supply and demand for housing in our neighborhood if the zoning is changed.

First, let's look at the future demand for homes in this area based on the current zoning agreement for commercial development. Assuming some number of businesses occupy the St. Stephen's land, then I believe it is a fair assumption that demand would increase because some percentage of the employees that would work in the area would also want to live in the area. When fully developed into business property, the development will easily support hundreds and possibly a thousand or more employees. These employees are likely to be well-paid professionals who could certainly afford to live in our neighborhood, and I believe many would like to live in the neighborhood. The building of businesses on the St. Stephen's land would generate a much greater demand for our houses, and in turn should raise property values by a significant amount.

By contrast, a change in the zoning from commercial development will eliminate the future employees that will want homes in our neighborhood, resulting in a reduction in the future demand for our homes. By eliminating the future commercial development, the future employees, and the future demand, our property values will decrease compared to the current expectation based on the 1988 zoning agreement.

Now let's look at the future supply for homes in the area if the zoning is changed to allow multi-family homes. That change will increase the number of residences in our neighborhood by ~350, a figure that has been provided by the potential developers. This is in fact more residences that we currently have in the neighborhood. The supply of residences in the area will increase dramatically with the building of multi-family homes, lowering the current homeowners' property values.

The net of this is that a change to the zoning of the St. Stephen's land doubly punishes our neighborhood both by denying us an increase in demand for our homes and by increasing the supply of other homes. Based on what I have seen in the neighborhood over the past several years as other housing areas have been added to Bunny Run, I believe that your decision will directly affect the value of my home by at least \$100,000 over the next 5 years. My house is one of the oldest and least expensive in the neighborhood, so I believe that this estimate may in fact be low when considering the greater number of more expensive homes in the neighborhood. A change in the current zoning could collectively inflict tens of millions of dollars of damage to the property values in this neighborhood.

While my financial estimates may be subjective and open to discussion, I believe every economist in the world would agree with the basic premise that a dramatic increase in supply and a concurrent reduction in demand will have a damaging effect on our home values. Are you really prepared to take away what could be tens of

millions of dollars from the individual homeowners? We're no longer talking about subjective opinions on traffic. We're talking about a large economic impact on the current neighborhood.

I believe the proposed zoning change would amount to the opposite of the Robin Hood principle. A zoning change will effectively steal money from individual home owners and give money to the very large businesses of St. Stephen's and Gables. If the current zoning was already stated to be multi-family, I could understand why you might resist taking action to change it, since it's always easier to leave things as they stand. However, the current neighborhood zoning plan was explicitly put in place back in 1988. That 1988 agreement involved a much broader view of the entire area and a plan for the area's future. Who is St. Stephen's and Gables to revisit just one little piece of that larger plan and agreement? Do you believe the conditions of the 1988 agreement have changed radically enough to justify revisiting that entire decision?

St. Stephen's and Gables will (of course) only present their limited view of their impact on the neighborhood, but I believe you have a responsibility to the community. St. Stephen's and Gables are putting up a smoke-screen by getting people to focus only on subjective matters like the impact on traffic, but you need to see through their smoke screen, be objective, and look at the economic impact to the area. The community spoke and made a decision back in 1988 which did consider the future of our neighborhood. The community is speaking again. We stand to lose a tremendous amount on our property values with a change that would allow multi-family homes. Please be objective and listen to the full story.

I don't know if anyone has presented this argument to you until now. I would like to give you the benefit of the doubt and believe you simply have not been fully aware of the economic consequences of your decisions and recommendations. Now that you are aware of those consequences, I ask that you strongly support the individual property owners of the area and object to the proposed zoning change. Will you support the wishes of the individual property owners in their decision in 1988 and their decision today?

I stand ready to discuss and defend my assertions. Please contact me personally if you have even the smallest inclination to go against the wishes of every individual property owner and allow the zoning change. We can get past this event without lawyers if we all try to remain objective, understand the history of the 1988 decision, and look at the true economic impact of any zoning change to the neighborhood. That is the best way to decide the proper future for our neighborhood.

Sincerely,

Thomas Carter  
carter@trilogy.com  
4600 Bunny Run  
Austin, TX 78746  
(512) 874-3140 w  
(512) 329-0177 h

**Rhoades, Glenn**

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**From:** Dave Kolar [davekolar@yahoo.com]  
**Sent:** Monday, August 02, 2004 4:26 PM  
**To:** Rhoades, Glenn; Ramirez, Diana  
**Cc:** Tom Burns  
**Subject:** Opposition to Gables Westlake project

Mr Rhoades and Ms. Ramirez,

I am a resident in the Bunny Run neighborhood and would like to tell you my family and I are opposed to your proposed "high density" zoning change regarding the Gables Westlake project. We would like to see you make your investment in another neighborhood. I would like to ask you to put me on the email list regarding this project.

Dave Kolar, 4405 Aqua Verde Ln

**Rhoades, Glenn**

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**From:** Jim Johnstone [jjohnstone@austin.rr.com]  
**Sent:** Saturday, July 31, 2004 7:02 PM  
**To:** Rhoades, Glenn  
**Subject:** Gables Westlake Project

I am a resident of Bunny Run and I am opposed to the zoning change that permits the Gables Westlake apartment Project over the Commercial office building that is already approved for this tract.

Adding apartments in an area already glutted by apartments at the corner of 2222 and 360 does not seem like a great idea. A condo project is also just being completed on 360 near the river.

I believe the apartments will lower my property value more than the commercial development that is approved. The traffic generated by the Apartments may be less but it will be 24x7 whereas the office complex would be heaviest twice a day for 5 days a week when traffic is already heavy due to St Stephens School.

I hope you are listening to the Bunny Run Neighbors who recently met to hear about the Gables project from its developers. We had a lengthy discussion of this topic which led me to oppose this zoning change.

Regards

Jim Johnstone  
4007 Bunny Run  
Austin, Tx 78746

**Rhoades, Glenn**

---

**From:** Kateva Rossi [kateva@austin.rr.com]  
**Sent:** Monday, August 02, 2004 6:53 AM  
**To:** Rhoades, Glenn; Ramirez, Diana; glen.rhoades@cl.austin.tx.us  
**Cc:** tburns@swsoft.com  
**Subject:** Zoning Change for the Bunny Run/Rivercrest Neighborhood Area

Dear Mr. Rhoades and Ms. Rameriz,

My husband and I purchased our home on Rivercrest Drive ten years ago in order to enjoy a quiet life in the city and to have a place that would hold its value so that we could eventually sell our investment and use the proceeds to retire. We were fully prepared for the growth that would come around 360 and later were aware of the area that was zoned office retail and were prepared for the impact that would have on our investment.

It is our understanding that you do not believe that the neighborhood objects to the zoning change from office to multi-family. You couldn't be more wrong. Please add me to your e mail list regarding the Gables West Lake project so I can be informed about this issue.

We are very concerned that, if you allow this zoning change to take place, that our most important investment will suffer a significant loss. We currently have a wonderful, quiet place where children can grow up in a comfortable, safe, and secure group of families who know and care about each other. Having an office building where you have people in and out of the neighborhood during the day is one thing, but adding 350 families to a quiet neighborhood as this in such a small space will change it forever, destroy our way of life, and plummet our property values.

Personally, if the value of our home is negatively impacted, retirement will be out of the question.

For every story like ours, there is another family with another similar story. Please, before you change all of our ways of life with your action, visit Rivercrest. See if you don't agree that it is a special place and look at the surrounding area to see if you really believe you can make your zoning change without damaging a lot of families.

Growth is important, but neighborhoods need to be protected. We feel it is your responsibility to help us protect ours.

Kateva Rossi  
3101 Rivercrest Drive  
Austin, Texas 78746  
512 327-1969

**Rhoades, Glenn**

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**From:** Kathy Johnstone [kjohnstone@austin.rr.com]

**Sent:** Monday, August 02, 2004 8:57 AM

**To:** Rhoades, Glenn; Ramirez, Diana

**Cc:** tburns@swsoft.com

**Subject:** St. Stephens zoning issue

**To:** Glenn Rhodes  
Diana Ramirez

**Subject:** proposed St. Stephens zoning change

**I am Kathy Johnstone, and I live at 4007 Bunny Run.**

**I know that the Bunny Run Neighborhood Association, as well as individual neighbors, have written to express opposition to the re-zoning of the St. Stephens property. I would like to add my comments as well.**

**In addition to the probable loss of property values that would be caused by the change of zoning from commercial to residential (see Tom Carter's email to you ), this change would negatively affect the quality of life in our neighborhood.**

**For example, we already get very heavy traffic from St. Stephens parents dropping off their children each morning and picking them up each afternoon. For those St. Stephens families arriving from Loop 360 heading south, instead of staying on Loop 360 through the line waiting for an extra traffic light (at Westlake Dr./360) these people take a right turn (thus also avoiding the light at Cedar/360) and travel down Bunny Run. By making this turn on Cedar, the motorists also save themselves waiting at a very long line of traffic waiting to turn left from Royal Approach onto Bunny Run.**

**Now imagine what this traffic each day does to those of us who are trying to get out of our driveways to leave for work each morning! Then, trying to return home in the afternoon can also be difficult due to St. Stephens people exiting the Bunny Run area.**

**Now add the traffic caused by residents of the proposed apartment complex to the existing traffic. This would be intolerable.**



Due to the major increase of residents to this area, the "rural" atmosphere of this neighborhood will be ruined if this zoning change is permitted.

After the slap in the face Austin residents received when their elected officials didn't listen to opposition to toll roads, it would be salt in the wound for the city once again to ignore the voices of the residents of the Bunny Run area in their opposition to this zoning change.

A couple of years ago my section of Bunny Run was annexed into the city. This has caused a major increase in our taxes and even in an increase of our garbage pick-up fees (for less service, I might add). One saving grace for the price we are paying for residing within the city limits of Austin could be that at least our city acts on the concerns and values of its residents.

Please do not abandon our 1988 agreement to allow this zoning change.

Kathy Johnstone  
4007 Bunny Run  
347-8589

**Rhoades, Glenn**

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**From:** lbemis [lbemis@brrlaw.com]  
**Sent:** Monday, August 02, 2004 7:51 PM  
**To:** Rhoades, Glenn  
**Subject:** St Stephens/ Gables Westlake Apartment zoning case

Dear Mr. Rhoades,

I am the Vice-President of the Bunny Run Neighborhood Association and a resident of the Bunny Run neighborhood. My wife and I are both opposed to the proposed change of development of the St. Stephens' property from office-retail to multi-family. This proposal will lead to a significant decline in our neighborhood and all of the neighbors with whom I have discussed the matter share this opinion.

My concerns are heightened by the fact that the Gables Company has not demonstrated themselves to be a good steward of the lands which they have previously developed. Their development on the corner of 360 and 2222 demonstrates their disregard for both Austin's landscape and the ability of our fire and emergency services to adequately respond to a fire or other emergency at this facility.

We are also concerned that if this development is allowed it will discourage neighborhoods and owners from working together to arrive at an agreed development plan. When this site was originally allowed to be zoned as office-retail development it was the result of an agreement between the neighborhood and St. Stephens in the late 1980's. It is my understanding that the original developer also sought multi-family zoning, but it was rejected by the neighborhood and St. Stephens. St. Stephens, by its proposed development plan with Gables, is now seeking to breach its original agreement with the neighborhood. While it appears that St. Stephens now feels that its development profits will be maximized by multi-family development, this does not justify a breach of the original development agreement.

Please advise me of any hearing dates or other deadlines that I will need to calendar to pursue a protest of this proposal.

Sincerely,

Lloyd E. Bemis, III  
Bemis, Roach and Reed  
4100 Duval Rd., Building 1, Suite 200  
Austin, Texas 78759  
Phone (512) 454-4000  
Facsimile (512) 453-6335

Rhoades, Glenn

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From: lightsey@csr.utexas.edu  
Sent: Monday, August 02, 2004 11:19 AM  
To: Rhoades, Glenn; Ramirez, Diana  
Cc: tburns@swsoft.com  
Subject: AGAINST proposed St. Stephens zoning change

Dear Mr. Rhoades and Ms. Ramirez,

Despite the fact that my family and I are presently out of the state on vacation, I wanted to take the time to assure you that we are strongly opposed to the proposed St. Stephens/Gables Westlake Apartments re-zoning from residential to commercial. We think this proposal, if approved, would significantly damage our quality of life, our environment, and our family values that we have grown to cherish about our neighborhood. We are much more willing to accept the currently zoned office/commercial development of the property. The differences have to do with the density of population and housing, land and water quality, the impacts on our schools and other community services, and additional traffic that a residential project of this size would bring to the area. As I am sure that you know, the Loop 360 area within a mile of the proposed site has already added several new apartment and single home complexes, and the additional residential growth would not be helpful to the neighborhood.

The president of our Bunny Run Neighborhood Association, Mr. Tom Burns, has told us that you stated you heard little from our neighborhood about this proposal. I would like to witness that I was present at one of the largest meetings of the BRNA that I have ever seen (more than 100 households present), and everyone there was unanimously opposed to the re-zoning proposal. We are all united in our belief that the proposed re-zoning is not in the best long term interests of the neighborhood and the community at large. I hope that you will take this into consideration when you make your decision.

Sincerely,

Glenn and Jeannie Lightsey  
4301 Aqua Verde Dr.

**Rhoades, Glenn**

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**From:** Matthew O'Hayer [matthew@ohayer.com]

**Sent:** Monday, August 02, 2004 10:00 PM

**To:** Rhoades, Glenn; Ramirez, Diana

**Subject:** proposed zoning change for St. Stephens

My name is Matthew O'Hayer and I live at 4100 Rivercrest Drive in the Bunny Run neighborhood. I am writing to voice my objection to the proposed zoning change of the St. Stephen's property. This is a travesty. If you like to hear my litany of reasons, feel free to reply. But, I am sure that you have heard them from my neighbors. We appear to be 100% against it. I am sure we will all be asking for reductions in our property taxes if this goes through, since it will kill the value of our homes.

8/3/2004

**Rhoades, Glenn**

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**From:** Paula Mizell [pmizell@austin.rr.com]  
**Sent:** Saturday, July 31, 2004 1:02 PM  
**To:** Rhoades, Glenn; Ramirez, Diana  
**Cc:** tburns@swsoft.com  
**Subject:** Proposed St. Stephen's/Gables apartments

As a Rivercrest subdivision resident, I strongly oppose the apartments/zoning change proposed on the former St. Stephen's land. This feels as though it is being swept through the process without outside opinion solicitation. There will be increased traffic issues, increased resource depletion, property value decreases, etc. We all oppose this change. Please let me know what we can do to stop this.

Thank you-  
Paula Mizell 3007 Rivercrest Drive

Rhoades, Glenn

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From: pcbeaman@juno.com  
Sent: Saturday, July 31, 2004 9:59 PM  
To: Rhoades, Glenn; Ramirez, Diana  
Cc: tburns@swsoft.com; cathyr@austin.rr.com  
Subject: St Stephens/Gables Apt Zoning

Dear Mr Rhoades,

I live in the Rivercrest subdivision and want to let you know I think a serious mistake will be made if the St Stephens track is rezoned for Apts.

There are many reasons that are frequently discussed, however there is one that may be overlooked. That is the fact that Austin needs to work to balance the traffic flow so that everyone will not be headed to and from downtown at the same period. That can be accomplished if offices are built miles from downtown. Then some of the traffic flow will be in the reverse from normal and some will never have to jam the streets going downtown or other neighborhoods to go to work.

The constraint of the amount of traffic that can be accommodated by the loop 360 bridge and the number of cars that can travel down 2222 and 2244 make this site ideal for an office where people living west of 360 and north and south of Westlake Dr can avoid adding to the congestion on those roads and Mopac.

Building apartments in this area is a very bad idea and will not add to the liveability of Austin.

I am interested in this project so please let me know when this case will be coming up.

Paul Beaman  
3001 Rivercrest Dr. 78746

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**Rhoades, Glenn**

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**From:** Ramirez, Diana  
**Sent:** Tuesday, August 03, 2004 7:22 AM  
**To:** Rhoades, Glenn  
**Subject:** FW: St Stephens/ Gables Westlake Apartment zoning case

-----Original Message-----

**From:** lbemis [mailto:lbemis@brrlaw.com]  
**Sent:** Monday, August 02, 2004 7:52 PM  
**To:** Ramirez, Diana  
**Subject:** St Stephens/ Gables Westlake Apartment zoning case

Dear Ms. Ramirez,

I am the Vice-President of the Bunny Run Neighborhood Association and a resident of the Bunny Run neighborhood. My wife and I are both opposed to the proposed change of development of the St. Stephens' property from office-retail to multi-family. This proposal will lead to a significant decline in our neighborhood and all of the neighbors with whom I have discussed the matter share this opinion.

My concerns are heightened by the fact that the Gables Company has not demonstrated themselves to be a good steward of the lands which they have previously developed. Their development on the corner of 360 and 2222 demonstrates their disregard for both Austin's landscape and the ability of our fire and emergency services to adequately respond to a fire or other emergency at this facility.

We are also concerned that if this development is allowed it will discourage neighborhoods and owners from working together to arrive at an agreed development plan. When this site was originally allowed to be zoned as office-retail development it was the result of an agreement between the neighborhood and St. Stephens in the late 1980's. It is my understanding that the original developer also sought multi-family zoning, but it was rejected by the neighborhood and St. Stephens. St. Stephens, by its proposed development plan with Gables, is now seeking to breach its original agreement with the neighborhood. While it appears that St. Stephens now feels that its development profits will be maximized by multi-family development, this does not justify a breach of the original development agreement.

Please advise me of any hearing dates or other deadlines that I will need to calendar to pursue a protest of this proposal.

Sincerely,

Lloyd E. Bemis, III  
Bemis, Roach and Reed  
4100 Duval Rd., Building 1, Suite 200  
Austin, Texas 78759  
Phone (512) 454-4000  
Facsimile (512) 453-6335

8/3/2004

**Rhoades, Glenn**

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**From:** Rich Witek [rich\_witek@mac.com]  
**Sent:** Saturday, July 31, 2004 8:10 PM  
**To:** Rhoades, Glenn; Ramirez, Diana  
**Subject:** St. Stephens / Gables zoning

I live a 4110-6 Bunny run. I was not able to make the open meeting on this

but am opposed and want you to know this. I would much rather have an office building then the planned appts. I have expressed this at the meetings

at st. stephens on with the developers. they tried to make an office building sound bad. I use to work on plaza on the lake and biked to work.

I would love to see more office/home mixes in the area.

Please do not change the zoning.

Rich Witek  
4110-6 Bunny Run



**Rhoades, Glenn**

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**From:** Sybil Raney [sybliraney@hotmail.com]  
**Sent:** Sunday, August 01, 2004 2:55 PM  
**To:** Rhoades, Glenn; diana.ramierz@cl.austin.tx.us  
**Cc:** tburns@swsoft.com; cathy@austin.rr.com  
**Subject:** Opposition to Westlake Gables

Dear Mr. Rhoades and Ms. Ramierz,

We are distressed upon hearing of the proposed zoning change from office/retail to multifamily of the area between Royal Approach and Bunny Run to accomodate the Westlake Gables project. This area by no means can handle the amount of people and traffic that are part and parcel of an apartment complex of this size. Surely both of you, who have served us well in the past, have overlooked the impact this will have on our tiny neighborhood. Please reconsider the effects of changing the zoning to accomodate this behemoth! We are very concerned as are all our neighbors!

Sincerely,

Sybil and Jim Raney  
3704 Rivercrest Dr.  
Austin, Tx. 78746

8/3/2004

**Rhoades, Glenn**

---

**From:** Sybil Raney [sybilraney@hotmail.com]  
**Sent:** Sunday, August 01, 2004 3:01 PM  
**To:** Rhoades, Glenn  
**Cc:** tburns@awsoft.com; cathy@austin.rr.com  
**Subject:** Opposition to Westlake Gables

Dear Mr. Rhoades and Ms. Ramierz,

We are distressed upon hearing of the proposed zoning change from office/retail to multifamily of the area between Royal Approach and Bunny Run to accomodate the Westlake Gables project. This area by no means can handle the amount of people and traffic that are part and parcel of an apartment complex of this size. Surely both of you, who have served us well in the past, have overlooked the impact this will have on our tiny neighborhood. Please reconsider the effects of changing the zoning to accomodate this behemoth! We are very concerned as are all our neighbors!

Sincerely,

Sybil and Jim Raney  
3704 Rivercrest Dr.  
Austin, Tx. 78746

CASE # 814-88-0001.08  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
 ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Davenport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.
2. It is my belief that the zoning authorized by the 1988 comprehensive neighborhood land use plan is less intrusive on the neighborhood and best maintains the original rural/suburban character of the greater Bunny Run Neighborhood area.

PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Lyle Bemis	4508 Agua Verde	343-6116	Lyle Bemis	8-26-04
Charles Smith	4504 Agua Verde	322-1757	Charles Smith	8-26-04
Lisa Poth	4500 Agua Verde	306-0824	Lisa Poth	8-26-04
Randy Dill	4402 Agua Verde	527-5634	Randy Dill	8-26-04
Robert Foster	4302 Agua Verde	327-1122	Robert Foster	8-26-04
D. Fisher	4204 Agua Verde	732-2733	D. Fisher	8-26-04
C. Fisher	4204 Agua Verde	732-2733	C. Fisher	8-26-04
C. Petri	4509 Bunny Run	347-0337	C. Petri	8-28-04
W. Nahl	4507 Bunny Run	347-7800	W. Nahl	8-28-04
Geoffrey Allen	4509 Bunny Run	328-9980	Geoffrey Allen	8-28-04
Ginny Rogers	4509 - V Bunny Run	347-0454	Ginny Rogers	8/28/04
Laura Colangelo	4507 Agua Verde	328-1878	Laura Colangelo	8/28/04

**CASE # 814-88-0001.08**  
**PETITION CONCERNING GABLES WESTLAKE PROPOSED PUD AMENDMENT/  
ZONING CHANGE FROM OFFICE RETAIL TO MULTI-FAMILY**

I live in the neighborhood adjoining the land subject to the above-referenced proposed PUD Amendment. By my signature below I am stating my opposition to the proposed PUD Amendment/Zoning Change. My reasons for this opposition include the following:

1. In 1988, the Bunny Run Neighborhood Association, on behalf of the entire neighborhood, entered into a comprehensive neighborhood land use plan with the Daveport Ranch Westview Development Inc. and St. Stephens, which rejected proposed multi-family land use as part of the PUD. I continue to support the office/retail zoning on this tract authorized by the 1988 comprehensive neighborhood land use plan.
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[illegible]

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PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Carol Winkley	4202 Aqua Verde	327-4144	Carol Winkley	8/30/04
David Reichert	4508 Bunny Run	327-2522	David Reichert	8/31/04
JAM BATES	4614 Bunny Run	327-5579	JAM BATES	8/31/04
BILL WILHE	4615 Bunny Run	327-2666	Bill Wilhe	8/31/04
CHRISTIE MALLIE	" "	" "	Christie Mallie	8/31/04

10/26/04

CASE # 814-88-0001.08  
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PRINTED NAME	STREET ADDRESS	PHONE # OR EMAIL	SIGNATURE	DATE
Cathy Romano	3006 Rivercrest Dr.	cathy@astoria.com	Cathy Romano	8-5-04
Robert Romano	3006 Rivercrest Dr.	rrromano@aol.com	Robert Romano	8-5-04
Duke Bohn	3201 Rivercrest	327 1614	Duke Bohn	8-7-04
Conrad Bohn	3201 Rivercrest	327 1616	Conrad Bohn	8-7-04
MIL RHODES	6708 LEYRECREAN	MILRHODES@AOL.COM	MIL RHODES	8-7-4
Dwaine Rhodes	6708 LEYRECREAN	"	Dwaine Rhodes	8-7-4
John Ripley	3003 Rivercrest Drive	jrip@astoria.com	John Ripley	8-7-4
Paul Beaman	3001 Rivercrest Dr.	PEBEAMAN@AOL.COM	Paul Beaman	8-7-4
Marilyn Beaman	3001 Rivercrest Dr.	<del>PEBEAMAN@AOL.COM</del>	Marilyn Beaman	8-7-4
John Allan	3005 Rivercrest	Dr. Rusty Allan	John Allan	8-7-4
Susie Bruce	3004 Rivercrest	jbruce@astoria.com	Susie Bruce	8-7-04
James Bruce	3004 Rivercrest	306-1557	James Bruce	8-7-04

## **MEMORANDUM**

**TO:** Betty Baker, Chair and Members of the Zoning & Platting Commission

**FROM:** Dora Anguiano, ZAP Commission Coordinator  
Neighborhood Planning and Zoning Department

**DATE:** February 15, 2005

**SUBJECT:** ZAP Commission Summary

Attached is a ZAP Commission summary, which will be forwarded to the City Council.

**CASE # C814-88-0001.08; C814-88-0001(RCA)**

10. Zoning: C814-88-0001.08 - Gables at Westlake  
Location: 3100-3320 North Capitol of Texas Highway, Lake Austin Watershed  
Owner/Applicant: Protestant Episcopal School Council (Brad Powell)  
Agent: Stuart Wolff Metcalfe von Kriesler (Michele Haussmann)  
Request: PUD to PUD. To amend an existing PUD to allow for multifamily residential use.  
Staff Rec.: Recommended  
Staff: Glenn Rhoades, 974-2775, glenn.rhoades@ci.austin.tx.us  
Neighborhood Planning and Zoning Department

**APPROVED P.U.D. ZONING WITH SF-6 DEVELOPMENT REGULATIONS; A MAXIMUM OF 323 UNITS; HEIGHT LIMIT OF 45'; MAXIMUM BUILDING COVERAGE LIMITED TO 20%; IMPERVIOUS COVERAGE LIMITED TO 35%; NO PARKING WITHIN THE FRONT YARD SETBACK SO THAT THERE'S A BUFFER BETWEEN WESTLAKE LOOP & THE DEVELOPMENT. ALSO INCLUDE ALL OF THE ENVIRONMENTAL BOARD'S CONDITIONS & RECOMMENDATIONS; APPLICANT/PROJECT TO BE RESPONSIBLE FOR WHAT IS DEFINED IN THE RESTRICTIVE COVENANT AS THE PHASE 3 ROADWAY IMPROVEMENT; APPLICANT HAS TO CONSTRUCT THAT INTERSECTION WHETHER THERE IS SUFFICIENT FISCAL POSTING OR NOT; APPLICANT IS RESPONSIBLE FOR THE REMAINING COST OF THE INTERSECTION. LOOP 360/WESTLAKE, PHASE 3 INTERSECTIONS, BE CONSTRUCTED PRIOR TO THE CO ON THIS SITE. AS THE AGREEMENT REQUIRES, TO CONSTRUCT WESTLAKE FROM ROYAL APPROACH, TO CONSTRUCT AN ALTERNATE ENTRY TO ST. STEPHEN'S SCHOOL; WAYMAKER WAY. APPLICANT TO INSTALL THE TRAFFIC IMPROVEMENTS ON ROYAL APPROACH & WESTLAKE DRIVE TO PROHIBIT THE TURNING OF VEHICLES INTO THE NEIGHBORHOOD; TIA BE REVISED TO REFLECT THE NEW WAYMAKER WAY INTERSECTION AND THAT THIS PROVIDES A REDUCTION OF TRAFFIC INTO THE NEIGHBORHOOD". IN ADDITION, 10% OF THE UNITS MUST BE AFFORDABLE AS DEFINED BY THE CITY'S SMART HOUSING DEPARTMENT.**

**[K.J; T.R 2<sup>ND</sup>] (5-4) C.H; J.M; B.B; J.P - NAY**

11. Restrictive Covenant Amendment: C814-88-0001(RCA) - Gables at Westlake  
Location: 3100-3320 North Capitol of Texas Highway, Lake Austin Watershed  
Owner/Applicant: Protestant Episcopal School Council (Brad Powell)  
Agent: Drenner Stuart Wolff Metcalfe von Kriesler (Michele Haussmann)  
Request: To amend an existing restrictive covenant to allow for multifamily residential use, and to amend the peak hour trips as defined by the restrictive covenant  
Staff Rec.: Recommended  
Staff: Glenn Rhoades, 974-2775, glenn.rhoades@ci.austin.tx.us  
Neighborhood Planning and Zoning Department

**MOTION MADE TO AMEND THE EXISTING RESTRICTIVE COVENANT TO BRING THEM INTO CONFORMANCE WITH THE ACTION ABOVE, ITEM #10; AMENDING THE PUD.  
[K.J; T.R 2<sup>ND</sup>] (5-4) C.H; J.M; B.B; J.P - NAY**



### SUMMARY

Glenn Rhoades, staff – Gave his presentation to the commission. "This is for Items #10 & #11; the applicant is proposing to change an existing plan unit development land use plan. The PUD as it stands today, designates this portion of the property as office and retail use, as well as single-family. The owner is proposing to amend the land plan in order to allow for multi-family residential. In addition to amending the land plan to allow for multi-family, the applicant is requesting two variances from the code for construction on steep slopes and cut/fill requirements; the variances were considered by the Environmental Board on October 6, 2004, and were recommended with conditions. Item #11, the applicant has filed an application to amend an associated restrictive covenant; the restrictive covenant limits the property to commercial office and single-family uses and must also be amended in order to allow for multi-family residential use. Staff does recommend the proposed change, we believe it's appropriate at this location; generally land uses transition for more intense uses to lower intense uses between single-family neighborhoods and arterial roadways. The subject tract is adjacent to Capital of Texas Highway to the east; presently the property is proposed for an office retail park and staff believes that the multi-family project would be compatible with the single-family neighborhood to the west. In addition, the property is allowed 6,700 trips per day and the proposed multi-family would generate 2,070 trips, which would be a substantial reduction. I would like to make a correction to the posting for the restrictive covenant amendment, when that was first posted at one time we thought that there was an exhibit within the restrictive covenant that dealt with peak hour trips and we thought that would have to be amended, but it turns out that it does not need to be, so all that is being requested is to change the use to allow for multi-family".

Commissioner Baker – "This is something that was not or could not have been administratively approved?"

Mr. Rhoades – "That is correct".

Commissioner Baker – "So it is a change in use?"

Mr. Rhoades – "Yes".

Commissioner Martinez – "This is a change to a PUD, the vote here tonight and its interaction with City Council; what happens if we vote yes or no either way or we take no vote?"

Mr. Rhoades – "I believe if you vote against it, that it would require a 6/7 majority whenever it does go to City Council; if you send it with no recommendation, I believe we would need a simple majority; or Ms. Terry can explain it".

Marty Terry, City Attorney – "I will need to look it up and give you an answer later".

Steve Drenner, applicant – Gave his presentation to the commission. Mr. Drenner gave a Power Point presentation. "You have 5 projects in that 11,000 acres, you have a total of 650 apartment units, if you a person who is looking for that sort of a housing prospect you can not find it unless you're fortunate enough to be able to buy 650 units. So I do think it provides and satisfies a real public need. Zoning change should provide compatibility with adjacent nearby uses, it should not result in detrimental impacts to the neighborhood character. I do think we are compatible with the neighborhood. The property is not bounded by any current single-family residence, the closest one is more than 500-feet away; the majority of the folks live more than ½ a mile away from this site; so it is not as if we are putting an apartment project in the middle of a single-family area; it's the tract that has direct access to the major arterials. Zoning changes should promote the health, welfare and safety and fulfill the purposes of zoning set forth in the local government code. The fact that we are changing from office retail to multi-family reduces the traffic from this project by 60%. We will be building this loop road that connects back to 360; it does provide relief for this office project to the north. We will build a new entrance from St. Stephen's, so that all the traffic that presently goes down Bunny Runny and Royal Approach and Westlake Drive will be directly fed on Loop 360. We will build additional turning capacity to allow northbound and an additional turn lane to get out and additional turn lane to get into the neighborhood for those traveling from the south. Finally, because we have heard a lot about potential cut through traffic that might leave this project and go through the neighborhood, frankly we see very little chance that that can happen, but to make sure that it would not happen we would propose this sort of traffic impediment that prohibits left turn from our project into the neighborhood". Mr. Drenner continued with his presentation speaking on traffic reduction. "You'll hear about the concept about "a deal is a deal"; there was NO deal with regard to this tract of land, there was a deal with regard to other tracts of land. There was a letter agreement that was entered into in '88 and it referred to property that fronts on Bunny Run, there was a map attached to that, the property that the Diocese was to own, this is the tract that we're talking about, it does not front on Bunny Run. It called out those tracts specifically; it calls for Block A and lots 1-15 on Block E that was what was reflected in their deal. The tract that we're talking about was not a part of that. The deal has been honored by St. Stephen's and will continue to be so; there has been some confusion with regard to the restrictive covenant and PUD notes; that's not a deal; that document clearly reflects the idea that you can change things. There wasn't a deal".

Commissioner Whaley – "How are do you live from this tract?"

Mr. Drenner – "I live down Westlake Drive to the east, probably 3 or 4 miles, I use this intersection and traffic artery quite a bit".

### FAVOR

Roger Boel, Head of St. Stephen's – Spoke in favor of the proposal.

Rick Whitley, Legal Council for St. Stephen's – "I was involved with the land swap back in the late 80's, I can attest that St. Stephen's did enter into an agreement with the neighborhood regarding the land that was part of the Davenport West PUD, but no part of that agreement dealt with the land that's in question tonight". "There was an agreement with St. Stephen's contracted with Davenport to trade this 98 acre tract for 104 acre tract to the south, as part of that contract, Davenport was to obtain entitlements that Steve described earlier on this tract as well as entitlements on the 46 acres. The proposed PUD dealt with 100's of acres up and down 360 and the part that is west of 360, was called Tract F; there was a Davenport portion of Tract F and a St. Stephen's portion of Tract F. The surrounding neighbors had a number of issues with the Davenport proposal as it came forward. There were numerous meetings and I was active in attending those meetings. Both St. Stephen's and Davenport reached an agreement with the neighborhood in writing; there was a St. Stephen's agreement with the neighborhood and there was a Davenport portion of Tract F and there was a St. Stephen's portion of Tract F, those were two separate agreements". Mr. Whitley continued speaking about the agreement.

Christine Aubrey, Former member of St. Stephen's Board of Trustees – Spoke in favor. Ms. Aubrey spoke about the deal between St. Stephen's and the neighborhood.

Mike McKedda, Board of Trustees at St. Stephen's – Spoke in favor. Spoke in regards to the "deal" between St. Stephen's and the neighborhood.

Lynn Meredith, Board of Trustees – Spoke in favor. Spoke about the land and the history of the land.

Jim Knight, Project Engineer – Spoke in favor. Spoke about the Environmental Board's action and things that they want to accomplish on the proposed site. Mr. Knight spoke in regards to water quality.

Alice Tucker, teacher at St. Stephen's – Spoke in favor. Ms. Tucker spoke about the history of Bunny Run and St. Stephen's School.

Owen Linch, Teacher at St. Stephen's – Spoke in favor.

Lawrence Sampleton, Director of Admissions at St. Stephen's – Spoke in favor.

(inaudible), Parent of a student at St. Stephen's – Spoke in favor.

Mike Davis, Head of School – Spoke in favor.

Catherine Resbess, Former President of St. Stephen's Neighborhood Association – Spoke in favor.

Brad Powell – Spoke in favor.

Commissioner Hammond – “Can you tell us why this land sell is so important to the current finances of St. Stephen’s?”

Mr. Powell – “St. Stephen’s is looking to plan for the future and gain financial stability and this is a method of us to do so; so that we could continue to education kids at the level that we have been educating them for 50 years. It gives us that ability to do that”.

Commissioner Hammond – “Thank you”.

Jack Holford – Spoke in favor.

James Vaughn – Spoke in favor.

Commissioner Martinez – “If that young man is an indication of the kinds of young people that St. Stephen’s is preparing to move into our communities, wherever they are, all of us in this room, not just the St. Stephen’s folks but everyone in this room should be very proud”.

Alexa Knight, Gables residential – Spoke in favor.

Paul Hornsby - Spoke in favor.

Jerry Winethrob, Real Estate Broke – Spoke in favor.

Barney Knight – Spoke in favor.

Harry Lorenz, parent – Spoke in favor.

Michael Whalen, behalf of St. Stephen’s – Spoke in favor.

Commissioner Baker – “Do you have an answer to Commissioner Martinez’s question?”

Marty Terry, City Attorney – “The Code’s language in that provision is that the affirmative vote of 3/4<sup>th</sup> of the members of Council is required to approve a proposed zoning if, 1; the land use commission recommends denial of an application to rezone property to a planned unit development. It does not speak to denial only; it does not require 3/4<sup>th</sup> vote in the event you send up a “no recommendation”. Since it is a PUD to PUD, we are talking about rezoning this PUD, so we are talking about the 3/4<sup>th</sup> vote being triggered at City Council by denial of the request of rezoning”.

Commissioner Baker – “Thank you”.

A motion was made and seconded to continue pass 10:00 p.m.

## **OPPOSITION**

Sarah Crocker, representing 1400 homeowners, Davenport & Bunny Run Defense Alliance – Spoke in regards to comments that have been made about the neighborhood. Ms. Crocker stated that the comments were untrue and that her clients were not confused. [Technical Problems occurred].... "You will hear from several people. No one has ever said that St. Stephen's does not have the right to rezone their property, all the documents that Mr. Drenner referred to are standard language and restrictive covenants. It would be illegal for the City to tell anybody that they couldn't rezone their property. What that RC does is the same thing that a zoning case does, zoning cases don't permit all the time and most of the time they prohibit in regard to uses, but it would be illegal for anybody to come in and file a zoning case and have the city put in there "sorry this is what you get and you'll never get anything else", I've never seen that and nobody has ever contended that; no one has ever said that St. Stephen's couldn't come in and make an application to rezone their property. They have to go through the process just like everyone else". Ms. Crocker spoke on impervious cover, traffic and number of units being proposed on the property. "Bottom line is we have to have a zoning change in order to have multi-family; there isn't one GO use prohibited in the PUD. My clients accepted all of the GR uses and all of the GO uses, but the one thing they didn't want was multi-family. I guess a preliminary plan is not a legal document either; there's a lot more to this, this is not a bunch people who are against development; they support it. Nobody has anything against St. Stephen's, they are a great school, but they have more than adequate uses to market this property. This is more to me perhaps marketing failure; an inability to get out and sell your property and get fair market value for it".

John Hickman – Spoke in opposition. Spoke in regards to transportation, traffic issues.

**Speaking about a chart that was handed to the commission:**

Commissioner Jackson – "You think the best case is Scenario #4?"

Mr. Hickman – "I like #4, yes".

Commissioner Jackson – "So when we look at the entering in the A.M, you have 394 vs. 32; if you compare it to the multi-family".

Mr. Hickman - "Correct".

Commissioner Jackson – "On the exiting, you have 64 vs. 130; which I think correlates to the 66 that Mr. Drenner told us about".

Discussion continued in regards to the entering and exiting peaks of traffic in the A.M and P.M.

Paul Linehan – Spoke in opposition. Mr. Linehan gave an overall prospective of the proposal and the agreement that was made between St. Stephen's and the neighborhood.

Commissioner Baker – “They are proposing a change from office retail to multi-family; does that change the requirements and the needs for LUE’s?”

Mr. Linehan – “Yes, in 1997, there was an agreement worked out with the City of Austin regarding the participation agreement, that was done on November 4, 1997. It was a Waste Water agreement that was done at that time, that would allow for 145 LUE’s for St. Stephen’s, that agreement has been changed; I talked to city staff and those LUE’s for St. Stephen’s has been knocked up to 205. It was my understanding that when St. Stephens extend that waste water line to their site that there would be about 24 LUE’s that would need to be reserved for St. Stephen’s. So you would have to deduct that amount from the 205. It went from 145 in 1997 to 205 in a revision to that agreement in 2003. Is there enough to do 323 apartments?? I’m not an engineer, but I do multiples of .7 for LUE’s for apartments and that would not allow for 323 apartments to be built with the number of LUE’s that are done without doing a service extension request; that would have to go to City Council”.

Commissioner Baker – “So basically, you do not professionally feel that there is sufficient LUE’s for the proposed multi-family?”

Mr. Linehan – “I do not believe that there is enough LUE’s”.

Commissioner Hammond – “What are the significance of the PUD notes from a legal point of view?”

Mr. Linehan – “I’m not an attorney; the notes that I put on a plan are based on the agreements we have; I never planned multi-family on the St. Stephen’s school tract, that is true. I had three other sites that I was trying to get multi-family approved on; when the agreement was reached that .... End of tape. “We agreed that we would not put anymore multi-family on the plans; so when we did the PUD plans there was no multi-family”.

Commissioner Jackson – “Over your years of doing PUD’s in the City of Austin, how many of your PUD’s have you gone back and changed?”

Mr. Linehan – “Probably every one of them; as far as how I changed them, it has not been a land use change; they are administrative changes”.

Rocky Klossner, Water and Wastewater – “Mr. Linehan was correct about the 1997 agreement; the city originally had about 55% of the capacity. This tract and one other has taken part of that capacity, the city shares just less than ½ ; this tract has submitted service extension requests. I believe they have been approved; as far as the utility is concerned, there is capacity and they can obtain enough LUE’s to service the property”.

Commissioner Baker – “Thank you”.

Tom Burns, President of Bunny Run Neighborhood Association – Spoke in opposition. Mr. Burns spoke in regards to the agreement that was made between the neighborhood and St. Stephen's.

Jimmy Mansour – Spoke in opposition.

Commissioner Whaley – “What did you think about the traffic improvements that were proposed with the Gable's plan for the moving of the entrance; does any of that have any appeal?”

Mr. Mansour – “The neighborhood is open always to work with the developer. Sarah will talk to that”.

Mike Hare – Spoke in opposition.

Lloyd Beamus, Vice-President of Bunny Run – Spoke in opposition.

Beverly Dorland – Spoke in opposition. Ms. Dorland spoke in regards to traffic; she spoke about how the applicant did not meet with the neighborhood in a proper way, no maps were provided to them. Ms. Dorland spoke about the failing intersection, Westlake Drive.

Steve Way, resident – Spoke in opposition.

Peter Gaylord, resident – Spoke in opposition. Stated that no a lot of information was presented to the neighborhood.

Ralph Bissard, resident – Spoke in opposition. Spoke in regards how the neighborhood lacks diversity and the neighborhood's character.

Jack Williams, Past President of Bunny Run – Spoke in opposition.

Jorge Ramirez, resident – Spoke in opposition.

Meredith Landry – Spoke in opposition.

Hank Coleman – Spoke in opposition.

[End of tape; Technical difficulties]

### REBUTAL

Steve Drenner, applicant – “With respect to traffic, there is a little bit of frustration, I will admit. What we have is, some experts that would disagree with have one set of numbers that has been looked at and approved by the city staff, and I should suggest to you that they should carry more weight. I would also suggest to you that traffic is not about just

the particular numbers, it's to some degree a common sense issue. I think with respect to the traffic improvements, it doesn't take much beyond common sense to say "if we're providing a new entrance for St. Stephen's, surely that's having a positive traffic impact. It's not just a traffic impact for the school or the neighborhood; it's for this entire area. We talked about providing a traffic signal, so instead of taking that scary move that the lady who spoke is talking about, we're going to enhance traffic safety, assuming that TXDOT would warrant the signal as we believe that they will. With regard to environmental issues, we started this process understanding that in order to have an economically viable process we couldn't reduce the impervious cover to current code. Our first conversation with city staff, we told them that, we asked what else we could do; we talked about doing SOS style water quality. They said that they would rather we do this style of water quality; they want us to look at the run off from Loop 360. There was been signs all around the neighborhood that says "our neighborhood is at risk", we continue to ask "at risk from what?" "Is it the traffic improvements that we're going to make that's going to make it safer; it is the fact that we're going to have a more environmentally sensitive project that otherwise ~~would be built~~...at risk from what? Tonight, I got my first answer, at risk from student parties. Looking back at planning principles and what this area needs, not just this particular neighborhood, what this neighborhood needs is housing alternatives; that's exactly what we're offering to provide".

Commissioner Jackson - "There was a gentleman that was talking about property values; did I hear it wrong?"

Mr. Drenner - "No, he had it backwards, he looked at it two ways, it looked at the impact of the apartments out at Barton Creek, on the residential and he found no negative impact, in fact the sales for the area close to the apartments were slightly higher than the area down the street. Then he looked at the Lost Creek impact and he found a very slight 3 to 7% negative impact on the neighborhood".

Commissioner Jackson - "I understand from your investment if you start taking a 7% lost, that's ..."

Mr. Drenner - "According to Mr. Hornsby study they would experience the 7% lose if that office project is built".

Commissioner Martinez - "What were you going to say about affordability?"

Mr. Drenner - "To some agree as we began the conversations with the neighbors; we started talking with this neighborhood far before we ever filed a zoning application; I would tell you that from the outset we heard "oh my gosh, we have problems with apartments" and it was a question about quality; and we tried to assure folks that we were going to build a quality project. If you would like to condition any recommendation on our ability to meet the city's affordable standards and their SMART Housing standards, we would be happy to do that; if I understand, that's 10% of the units must be affordable



by people making 80% of the median income in the city; we'll be pleased to have that as part of our conditions".

Commissioner Whaley and Martinez moved to close the public hearing.

Commissioner Baker – "How did staff look at the projected traffic for the retail?"

Emily Barron, staff – "Generally, as a rule, staff looks at shopping centers; we generally don't take into account specialty retail unless we know a specific user. The code allows for a wide variety of square footages in shopping centers for a small shopping center to a million square foot shopping center. So we have used shopping center and office and compare that with the apartments".

Commissioner Baker – "So you took the high end?"

Ms. Barron – "Correct".

Commissioner Martinez – "I want clarification in terms of our vote tonight, so I clearly understand what it does. If we vote yes to do the rezoning, does it go to Council?"

Ms. Terry – "It does go to Council".

Commissioner Martinez – "If we vote no.."

Ms. Terry – "It still goes to Council; it requires a super majority vote".

Commissioner Martinez – "A super majority vote on the "no".

Ms. Terry – "That's correct".

Commissioner Martinez – "If it's a tie or if someone abstains?"

Ms. Terry – "No, super majority vote".

Commissioner Baker – "So commissioners, what's your pleasure?"

Commissioner Donisi – "I was going to ask, was there a recommendation or any outcome from the subcommittee meetings?"

Commissioner Baker – "I think the best way to describe the subcommittee would be frustration. All commissioners who were not aware of some of the discussions, we heard a lot of what we heard tonight, at our last meeting, it became very apparent that we were totally at a standoff. Whatever issue you wanted to bring, whether it was traffic or apartments, there was no compromise. The Chair just decided that it was not being productive and that we would just come back to the full commission and punt; I'm sorry, we tried".

Commissioner Jackson – "I want to clear up some numbers. Glenn, we saw a slide from the neighborhood that showed that when this deal was put together, it reduced the office square footage from 1.6 million square feet of office on this site to 1 million square feet; then I heard from another speaker that Hill Partners, on their site alone has 1 million square feet and this particular site has 300,000 square feet, is that right?"

Mr. Rhoades – "I think when that was discussed they were talking about negotiations that went on back in the 80's".

Commissioner Jackson – "Yes".

Mr. Rhoades – "In '88 I was 17 yrs old, I don't remember anything"... [Laughter]

Commissioner Jackson – "I think the better question to ask is, the total office that Hill Partners site has and this site, what is that total square footage?"

Mr. Rhoades – "I just know that this site has 321,000 of office and retail; I don't know what the other site has".

Commissioner Baker – "Commissioner Whaley, you have been indirectly involved in the Hill Partners square footage...."

Commissioner Whaley – "Why not ask Mr. Linehan or Mr. Drenner?"

Mr. Drenner – "The portion that's built is 27,000 feet of retail; what is unbuilt and approved is 774,000 feet of office".

Mr. Linehan – "I agree".

Commissioner Martinez – "I want to thank all the individuals who came out this evening and who has been involved in their neighborhood". Commissioner Martinez commented and praised the neighborhood; Mr. Martinez spoke about the neighborhood he grew up in. "I make a motion to deny the zoning change".

Commissioner Pinnelli – "I'll second. I feel like this is a big change in use of the land; I can see why it passed the environmental board, but I do feel that this is a change in use and that it should come under current regulation".

Commissioner Jackson – "I'd like to make a substitute motion. I want to thank all of you here; as contested as this case has been; it's been civil here tonight and through emails. I appreciate the vain in which that was offered, they were well written. I would like to make a substitute motion that we zone the property SF-6 and it be developed under SF-6 development regulations; that there be a maximum of 323 units on this 31 acre site. A height limitation of 45-feet; they be allowed to develop with one site development permit; the maximum building coverage be limited to a maximum of 20% impervious

cover; limited to 35%; no parking within the front yard setback so you have a buffer between Westlake Loop and the development; incorporating all the environmental board conditions. This project be responsible for or be defined in the restrictive covenant, as the Phase 3 roadway improvements; I'm saying that the applicant has to construct that intersection whether there is sufficient fiscal posted or not; they are responsible for the remaining cost to construct that intersection. And that intersection is constructed prior to the CO on this site; the Loop 360 and Westlake intersection, what's defined in the Phase 3 improvements of the covenant. As the agreement requires, they construct Westlake Drive from Royal Approach to Loop 360, that they construct an alternate entry to St. Stephen's school via Way Maker Way; I'd like to impose that they have to do a traffic signal, but that has to be warranted by TxDot. That the applicant installs the traffic improvements on Royal Approach and Westlake Drive to prohibit the turning movement back into the neighborhood; that the TIA be revised to reflect the new Way Make Way intersection and that this provide a reduction of traffic back into the neighborhood and that it is approved by the city staff".

Commissioner Rabago – "I'll second the motion".

Commissioner Jackson – Spoke to his motion.

Commissioner Baker – "Would you include in your motion; the SMART Housing and the Affordable Housing that's volunteered by Mr. Drenner?"

Commissioner Jackson – "Yes".

Commissioner Rabago – "I certainly would accept that".

Mr. Rhoades – "Just to clarify, we are still going from PUD to PUD; what could be said is that you wish to go from PUD to PUD with SF-6 developments regulations and all the conditions".

Commissioner Jackson – "Yes, sorry I wasn't clear there".

Commissioner Rabago – Spoke to her second to motion.

Commissioner Hammond – Spoke in opposition the motion.

Commissioner Gohil – Spoke in favor of the motion.

Commissioner Donisi – Spoke in favor of the motion.

Commissioner Whaley – Spoke in favor of the motion.

Commissioner Baker – Spoke in opposition to the motion. "I don't know of anything that has been more difficult; as this came forward, it didn't get any easier, it got worse. I have respect for everyone who spoke. Mr. Linehan and I do not agree on a lot of things, but I

have never had reason to question his honesty and his credibility. I think for a neighborhood, I think there is a degree of predictability that should be anticipated. I live on a neighborhood that's on SF-3 and the lots are sufficient size, but you could have a duplex, there's deed restrictions, so you can't. If someone is going to try to build a duplex, they are going to hear from me because I bought that with the understanding, I know it and they should have known it. I don't know how it changes from preliminary to final with the land use issue; if we have to approve a preliminary as it is". Ms. Baker continued to speak on the motion. "If I lived in that neighborhood, I probably would be in the opposition tonight to the proposal".

Mr. Rhoades, staff - "I'm sorry, this motion here covers only Item #10, which is the zoning; there's still Item #11, which deals with the RCA Amendment".

Commissioner Baker - "Yes, I understand".

Motion carried; vote 5-4.

**ITEM #11**

Commissioner Baker - "I'll ask both Mr. Drenner and Ms. Crocker if they wish to speak on the amendment to the RCA?"

Sarah Crocker - "All the conditions are all in the restrictive covenant".

Commissioner Jackson - "We are about to make a motion on the restrictive covenant".

Commissioner Baker - "Is there a motion?"

Commissioner Martinez and Gohil moved to close the public hearing.

Commissioner Jackson - "For Item #11; I make a motion to amend the existing restrictive covenant to bring them into conformance with our action we just took, amending the PUD".

Commissioner Rabago - "Second".

Motion carried. (5-4)

**COMMISSION ACTION:**  
**MOTION:**  
**AYES:**

**NAY:**

**JACKSON, RABAGO**  
**SEE ABOVE, UNDER EACH CASE.**  
**RABAGO, GOHIL, JACKSON,**  
**WHALEY, DONISI**  
**HAMMOND, MARTINEZ, BAKER,**  
**PINNELLI**

**MOTION CARRIED WITH VOTE: 5-4.**

**RESTRICTIVE COVENANT**

**OWNER:** The Protestant Episcopal Church Council of the Diocese of Texas

**ADDRESS:** 2900 Bunny Run, Austin, Texas 78746

**CONSIDERATION:** Ten and No/100 Dollars (\$10.00) and other good and valuable consideration paid by the City of Austin to the Owner, the receipt and sufficiency of which is acknowledged.

**PROPERTY:** A 31.844 acre tract of land, more or less, out of the Burke Trammell Survey No. 3 and the Antonio Rodriguez Survey No. 4 in Travis County, the tract of land being more particularly described by metes and bounds in Exhibit "A" incorporated into this covenant.

WHEREAS, the Owner of the Property and the City of Austin have agreed that the Property should be impressed with certain covenants and restrictions;

NOW, THEREFORE, it is declared that the Owner of the Property, for the consideration, shall hold, sell and convey the Property, subject to the following covenants and restrictions impressed upon the Property by this restrictive covenant. These covenants and restrictions shall run with the land, and shall be binding on the Owner of the Property, its heirs, successors, and assigns.

1. At least ten percent of the residential units constructed by the Owner on the Property shall be reasonably priced.

"Reasonably priced" is defined by the City of Austin's S.M.A.R.T. Housing Program as housing available to a family whose earnings do not exceed 80 percent of median family income.

2. If any person or entity shall violate or attempt to violate this agreement and covenant, it shall be lawful for the City of Austin to prosecute proceedings at law or in equity against such person or entity violating or attempting to violate such agreement or covenant, to prevent the person or entity from such actions, and to collect damages for such actions.
3. If any part of this agreement or covenant is declared invalid, by judgment or court order, the same shall in no way affect any of the other provisions of this agreement, and such remaining portion of this agreement shall remain in full effect.
4. If at any time the City of Austin fails to enforce this agreement, whether or not any violations of it are known, such failure shall not constitute a waiver or estoppel of the right to enforce it.
5. This agreement may be modified, amended, or terminated only by joint action of both (a) a majority of the members of the City Council of the City of Austin, and (b) by the owner(s) of the Property subject to the modification, amendment or termination at the time of such modification, amendment or termination.

EXECUTED this the \_\_\_\_\_ day of \_\_\_\_\_, 2005.

**OWNER:**

**The Protestant Episcopal Church Council  
of the Diocese of Texas**

By: \_\_\_\_\_  
Robert J. Biehl, Assistant Secretary

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Assistant City Attorney  
City of Austin

**THE STATE OF TEXAS           §**

**COUNTY OF \_\_\_\_\_ §**

This instrument was acknowledged before me on this the \_\_\_\_\_ day of \_\_\_\_\_  
2005, by Robert J. Biehl, Assistant Secretary of the Protestant Episcopal Church Council of the  
Diocese of Texas, on behalf of the church council.

\_\_\_\_\_  
Notary Public, State of Texas

**After Recording, Please Return to:**  
**City of Austin**  
**Department of Law**  
**P. O. Box 1088**  
**Austin, Texas 78767-8828**  
**Attention: Diana Minter, Legal Assistant**

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Assistant City Attorney  
City of Austin

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