

October 5, 2006

Item #53

April 18, 2006

Mayor Will Wynn
City Hall
301 W. 2nd St. 2nd Floor
Austin, Texas 78701

Dear Mayor Wynn:

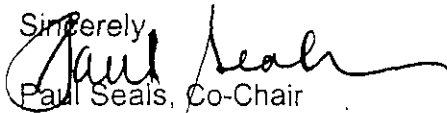
The purpose of this letter is to advise the City of Austin that the Old West Austin Neighborhood Association ("OWANA") has no objection to the alcoholic beverage waiver requested by Kelly Chappell and Chris Courtney on behalf of Galaxy Café, located at 1000 West Lynn St. This matter was considered by OWANA on March 7, 2006, at which time the General Membership voted to support the waiver request for the Galaxy Café.

We understand from the owners of Galaxy Cafe, Kelly Chappell and Chris Courtney, that, under the rules of the Texas Alcoholic Beverage Commission ("TABC"), there is a minimum setback requirement (300 feet) from school property. Mathews Elementary is located at 906 West Lynn St. We also understand that the setback requirement is measured from "property-line-to-property-line"; formerly it was measured from "door-to-door". We also understand that the distance between the Galaxy Café property-line and the Mathews Elementary property-line is approximately 275 feet. Under the rules of the TABC, a waiver of the setback requirement may be approved by the City.

After a presentation by Mr. Chappell, describing the new restaurant and the TABC setback issue at the March 7, 2006 General Membership Meeting, OWANA voted to support the alcoholic beverage waiver for Galaxy Café at the new restaurant location, 1000 West Lynn St.

Please do not hesitate to contact me if you have any questions.

Sincerely,


Paul Seals, Co-Chair
OWANA Steering Committee
(512) 499-6203 (o)