



ENVIRONMENTAL BOARD MEETING MINUTES
Wednesday, November 6, 2013

The Environmental Board convened a public hearing meeting on Wednesday, November 06, 2013 at City Hall Council Chambers, 301 W. Second Street, Austin, Texas 78701

Environmental Board Members in Attendance:

James Schissler
Jennifer Walker
Mary Gay Maxwell
Robert Deegan
Mary Ann Neely

Environmental Board Member absent.

Robin Gary
Marisa Perales

Staff in Attendance:

Jim Dymkowski
Chris Herrington
Sue Barnett
Sylvia Pope
Brent Lloyd
Colleen Kirk
Teresa Lutes
Daryl Slusher
Chuck Lesniak
Jacqueline Ramos

1. CALL TO ORDER

Chair Mary Gay Maxwell called the Environmental Board meeting to order at 6:03 p.m.

2. CITIZEN COMMUNICATIONS: GENERAL

No citizens signed up to speak during citizens' communication.

3. APPROVAL OF MINUTES AND ACTION ITEMS

- a. Approve the minutes of the Environmental Board regular meeting of October 16, 2013.
Board member James Schisser moved to approve the minutes of Environmental Board meeting of October 16, 2013. Robert Deegan seconded. Vote: 5-0-0-2 Board members Robin Gary and Marisa Perales were absent.

- b. Adoption of meeting schedule for 2014.

Board member James Schisser moved to approve the meeting schedule for 2014 Mary Ann Neely seconded with the following amendments: Cancel the meeting for July 2, 2013. Vote: 5-0-0-2. Board members Robin Gary and Marisa Perales were absent.

- c. Environmental Officer's report on hot topics and past Board actions – Chuck Lesniak, Watershed Protection Department
- Water Treatment Plant No. 4 Update
This item was conducted as posted.

4. PUBLIC HEARINGS POSTPONED FROM OCTOBER 16, 2013

- a. **Name:** Overlook At Davenport SPC-2012-0425C

Applicant: Hanrahan Pritchard Engineering Inc.

Location: 6001 Bold Ruler Way

Staff Reviewer: Jim Dymkowski, PDRD Environmental Reviewer

Watershed: St. Stephen's Creek Watershed (Water Supply Rural) Drinking Water Protection Zone

Ordinance: Lake Austin Watershed Ordinance (840301-F)

Request:

1. To allow fill greater than 4 feet not to exceed 11.8 feet. Lake Austin Watershed Ordinance Section 9-10-409(a)

Staff Recommendation: Recommended with conditions

Board member James Schissler moved to approve and Robert Deegan seconded. Vote 5-0; Board member Robin Gary and Marisa Perales were absent. See attached motion.

5. PUBLIC HEARINGS

- a. **Name:** APAC Texas – Buck SP-2013-0301D

Applicant: Murfee Engineering Co. Inc.

Location: 4220 Buck Lane

Staff Reviewer: Jim Dymkowski, PDRD Environmental Reviewer

Watershed: Colorado River Watershed (Suburban)

Ordinance: Comprehensive Watershed Ordinance (Current Code)

Request: 1. To allow construction in the Critical Water Quality Zone Land Development Code (CWQZ) 25-8-392

Staff Recommendation: Recommend approval.

Board member James Schissler moved to approve and Robert Deegan seconded. Vote 5-0; Board member Robin Gary and Marisa Perales were absent. See attached motion.

- b. **Name:** Boat Dock for 5 Humboldt Lane SP-2013-0133 D

Applicant: Braun & Gresham Attorneys at Law Agent David Braun

Location: 5 Humboldt Lane

Staff Reviewer: Liz Johnston, PDRD Environmental Reviewer

Watershed: Lake Austin (Water Supply Rural) Drinking Water Protection Zone

Ordinance: Comprehensive Watershed Ordinance (Current Code)

Request:

1. To allow construction of a boat dock access trail within a Critical Environmental Feature buffer, 25-8-281(C)(1)(a);

Staff Recommendation: Recommended

Board member Mary Ann Neely moved to postpone to 11/20/13 Environmental Board meeting and James Schissler seconded. Vote 5-0; Board member Robin Gary and Marisa Perales were absent.

c. **Name:** Austin Oaks Restaurant SP-2013-0058CT

Applicant: Jones & Carter, Inc.

Location: 7601 Wood Hollow Drive

Staff Reviewer: Liz Johnston, PDRD Environmental Reviewer

Watershed: Shoal Creek (Urban) Desired Development Zone

Ordinance: Comprehensive Watershed Ordinance (Current Code)

Request:

1. To allow construction of a restaurant and associated structure down slope of and at a distance less than 150 feet from a Critical Environmental Feature buffer, 25-8-281(C)(1)(a);

Staff Recommendation: Recommended

Board member Robert Deegan moved to approve and Jennifer Walker seconded. Vote 5-0; Board member Robin Gary and Marisa Perales were absent. See attached motion.

6. STAFF BRIEFINGS AND POSSIBLE ACTION POSTPONED FROM OCTOBER 16, 2013

a. Briefing on the Drought - Daryl Slusher, Assistant Director, Austin Water Utility
This item was conducted as posted no action taken.

7. STAFF BRIEFINGS AND POSSIBLE ACTION

a. Briefing on Water Service Extension Request #3298 46 Acre Hwy 290 Tract – Kelly Gagnon, Watershed Protection Department
Board member James Schissler moved to approve and Robert Deegan seconded. Vote 5-0; Board member Robin Gary and Marisa Perales were absent. See attached motion.

b. Briefing on Wastewater Service Extension Request #3299 46 Acre Hwy 290 Tract – Kelly Gagnon, Watershed Protection Department
Board member James Schissler moved to approve and Mary Ann Neely seconded. Vote 5-0; Board member Robin Gary and Marisa Perales were absent. See attached motion.

8. COMMITTEE REPORTS

- a. Update on the Joint Environmental/Parks Board Subcommittee – Mary Ann Neely, Jennifer Walker, and James Schissler, P.E. **No report this week.**
- b. Urban Growth Policy Committee – Mary Gay Maxwell, James Schissler, P. E., and Marisa Perales. **No report this week.**
- c. Water Treatment Plant #4 Committee – Mary Gay Maxwell, Robin Gary and Mary Ann Neely - **No report this week.**

- d. Development Committee –Mary Gay Maxwell, Marisa Perales, Robert Deegan and James Schissler. **No report this week**
 - e. Water Quality Regulations Committee – Mary Ann Neely, Chair, Robin Gary and Jennifer Walker. **No report this week.**
 - f. Watershed Protection Budget Committee – Mary Gay Maxwell, and Mary Ann Neely **No report this week.**
 - g. **Other reports from Board member**
No report this week.
9. **NEW BUSINESS - Future agenda items**
- **Report from the joint Parks and Environmental Board Committee**
 - **Report from staff about the impact from the recent flood.**
 - **Report on the Barton Hills subdivision water flow project.**
10. **ADJOURNMENT**
Chair Mary Gay Maxwell adjourned the meeting at 8:47 p.m.



ENVIRONMENTAL BOARD RECOMMENDATION 20131106 004a

Date: November 6, 2013

Subject: Variance request at 6001 Bold Ruler Way Overlook at Davenport SPC-2012-0425C:

To allow fill greater than 4 feet, not to exceed 11.8 feet, Lake Austin Watershed Ordinance Section 9-10-409(a).

Motioned by: James Schissler

Seconded by: Robert Deegan

RATIONALE:

Whereas, the project has met the Findings of Fact required allowing approval of the variance;

And whereas, the applicant has worked with the neighborhood and staff to minimize the amount of impervious cover;

Therefore, the Environmental Board recommends approval with staff conditions of the request for a variance to allow fill greater than 4 feet not to exceed 11.8 feet per Ordinance 840301-F.

Conditions for Staff Approval

1. The remaining allowable impervious cover on this site may only be used for site plan revisions in which no additional environmental variances will be required.”

Date of approval: November 6, 2013

Record of the Vote [5-0-0-2]

For: Deegan, Maxwell, Neely, Schissler and Walker

Against: None

Abstained: None

Absent: Gary and Perales

Attested by:

Wang Bing Heppell



ENVIRONMENTAL BOARD RECOMMENDATION 20131106 005c

November 6, 2013

Subject: Austin Oaks Restaurant SP-2013-0058C

Motioned By: Robert Deegan

Seconded by: Jennifer Walker

RATIONALE:

WHEREAS, the applicant has met the Findings of Fact;

AND WHEREAS, the applicant has agreed to substantial mitigation in the form of removal of invasive species and restoration of the critical environmental feature area; now

THEREFORE, the Environmental Board recommends approval of the request for a variance with the following conditions:

Remove invasive species with CEF setback and restore with native 609S vegetation.

Date of approval: November 6, 2013

Record of the Vote [4-0-1-2]

For: Deegan, Maxwell, Neely, and Walker

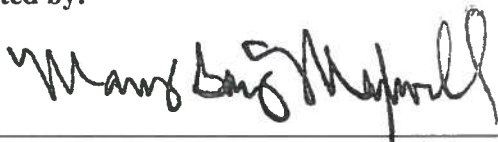
Against: None

Abstained: None

Recusal: James Schissler

Absent: Gary and Perales

Attested by:





ENVIRONMENTAL BOARD RECOMMENDATION 20131106 007a

November 06, 2013

Subject: Water Service Extension Request 3298 for 46 Acre Hwy 290

Motioned By: James Schissler

Seconded by: Robert Deegan

RATIONALE:

Whereas the project meets the review criteria that allow approval of the service extension request.

And whereas the project is within the Austin CCN.

Therefore, the Environmental Board recommends approval of the request for a water service extension request.

VOTE 5-0-0-2

For: Deegan, Maxwell, Neely, Schissler and Walker

Against:

Abstain:

Absent: Gary and Perales

Approved By:

A handwritten signature in black ink, appearing to read "Mary Gay Maxwell".

Mary Gay Maxwell, Environmental Board Chair



ENVIRONMENTAL BOARD RECOMMENDATION 20131106 007b

Date: November 06, 2013

Subject: Wastewater Service Extension Request 3298 for 46 Acre Hwy 290

Motioned By: James Schissler

Seconded by: Mary Ann Neely

RATIONALE:

Whereas, the project meets the review criteria that allow approval of the wastewater service extension request;

And whereas, the connection to the City of Austin wastewater collection system would have less environmental impact than on on-site sewage septic facility.

Therefore, the Environmental Board recommends approval of the request for a wastewater service extension request.

VOTE 5-0-0-2

For: Deegan, Maxwell, Neely, Schissler and Walker

Against:

Abstain:

Absent: Gary and Perales

Approved By:

Mary Gay Maxwell, Environmental Board Chair