

# AGENDA



## Recommendation for Council Action

Austin City Council		Item ID	64735	Agenda Number	70.
Meeting Date:	11/10/2016		Department:	Development Services	
Subject					
Conduct a public hearing and consider an appeal of an outdoor music venue permit, approved by the Development Services Department, for the Scoot Inn at 1308 E. 4th Street.					
Amount and Source of Funding					
Fiscal Note					
Purchasing Language:					
Prior Council Action:					
For More Information:	Bryan Walker, (512) 974-2686; Christopher Johnson, (512) 974-2769; Amber Mitchell, (512)974-3428				
Council Committee, Boards and Commission Action:					
MBE / WBE:					
Related Items:					

## Additional Backup Information

On July 1, 2016, the Development Services Department approved an Outdoor Music Venue (OMV) permit for a venue known as the Scoot Inn, located at 1308 E. 4th Street.

On July 14, 2016, Daniel & Anne Alvarez, the notice owners of a single-family use located within 600 feet of Scoot Inn, appealed approval of the permit on the basis that the volume and bass are excessive, and that a lack of parking negatively impacts the surrounding area.

Chapter 9-2-54(B) and 9-2-56 of the City Code provides that an interested party may appeal a decision if they are:

- The applicant;
- The notice owner of a single-family use located within 600 feet of the proposed outdoor music venue;
- The notice owner of a multi-family use located adjacent to the venue (for new permits only); or
- A registered neighborhood organization whose declared boundaries are within 600 feet of the proposed venue.

Staff recommends denial of the appeal due the following reasons:

- Permitted decibel limits and periods of amplified sound are consistent with Chapter 9-2-14(C) (Restrictions on Permits Impacting Residential Property) of the City of Austin Land Development Code.
- East Cesar Chavez Neighborhood Planning Team and the Scoot Inn maintain an Outdoor Music Venue permit agreement.