

Date: September 15, 2017




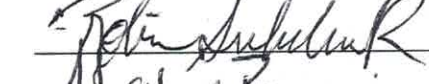
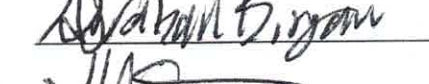



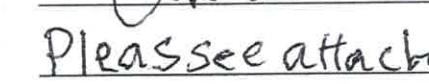
Case Number: C14-2017-0042

Item # 42
P&Z Dept.

To: Austin City Council

Address of Rezoning: 6610 McNeil Drive? 12602 Blackfoot Trail

We undersigned property owners adjacent to the referenced property **in favor and supporting** the requested zoning change to CS-MU for all of the property (Lot 2 Indian oaks 2 Subdivision) because: (1) Since 1985, the property is no longer restricted to use for residential purposes only and may be use for any lawful purpose. (2) The property has been purchased and developed since 1989 with no restriction to operate any type lawful businesses until City annexed the property in 1998. (3) The property has been developed with large detention pond which prevent flooding during heavy rain at corner of McNeil Drive and Blackfoot trail which benefit us. (4) There are much larger properties adjacent to our properties which zoned by city of Austin to CS-CO, W/L-CO and LI therefore the CS-MU code is very compatible with those commercial properties around us. (5) Beside Blackfoot Trail entrance to neighborhoods, there are four other entrances from McNeil to Neighborhoods close to us. On the eastside CORPUS CHRISTI DR and DAKOTA LN, on the westside LOS INDIOS TRL and SAN FELIPE Blvd, each one of these entrances has one or more properties that zoned to GR-CO or CS/GR-CO and none them has been divided to smaller tract, there is no justifiable reason this property singles out and treat poorly and over regulated with heavy restriction to become useless. It is time distinguished council members correct unjust, restore his right to his property and provide equal opportunity for the property owner too.

Signature	Print Name	Address
	MEHDI ZARCHI	12603 Blackfoot Trl. 78729
	Elham Tarkashvand	12603 Blackfoot trl. 78729
	DAVID SIEBELINK	12605 BLACKFOOT TR 78729
	Robin Siebelink	12605 BLACKFOOT TR 78729
	Abraham Birgani	12604 Blackfoot trl 78729
	Mana Birgani	12604 Blackfoot TR 78729
	Lorenzo M Garcia.	7205 NORTH UTE TRAIL 78729
	MEHDI ZARCHI	6516 McNeil Dr. 78729
	Elham Tarkashvand	6516 mcNeil Dr. 78729

Please see attached copy of legal agreement for following two properties:
R322630- 6702 McNeil Drive LOT 4 of Indian Oaks 2 subdivision
R322627- 6616 McNeil Drive LOT 3 of Indian Oaks 2 subdivision

STATE OF TEXAS §
COUNTY OF WILLIAMSON §

18833

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, by Deed recorded in Volume 500, Page 496, of the Deed Records of Williamson County, Texas, a copy of which is attached hereto as Exhibit "A", RAYMOND FLOYD DAVIS and wife, ALINE DAVIS, and BEULAH DAVIS, as Grantors, did convey to ROSCOE E. MILLEGAN and wife, ANNIE MILLEGAN, as Grantees, those six (6) tracts of land situated in Williamson County, Texas, as are more fully described on Exhibit "A"; and

WHEREAS, BEULAH DAVIS is now deceased and DIANA EICHSTATDT, joined herein by her husband, DONALD L. EICHSTATDT, is her only heir; and

WHEREAS, ELAINE BARNES, wife of DALE BARNES, is now deceased; and

WHEREAS, RICHARD BOUTON and wife, DIANE BOUTON, CRAIG H. SHERPERT and wife, BARBARA SHERPERT, DALE BARNES and FRANK C. WOLCHICK, JR., are successors in title to portions of the hereinabove referenced property; and

WHEREAS, the above named MILLEGANS, BOUTONS, BARNES, SHERPERTS and WOLCHICK constitute all of the parties with any interest in and to the property described on Exhibit "A"; and

WHEREAS, the Deed attached as Exhibit "A" contains certain restrictions restricting the use of the property for residential purposes only, and the parties hereto now desire to amend said restrictions to permit any lawful use;

NOW THEREFORE, for and in consideration of the sum of TEN AND 00/100 DOLLARS (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned agree that the restrictions imposed upon the property are hereby amended and modified to provide that the property is no longer restricted to use for residential purposes only and may be used for any lawful purpose.

EXECUTED this 21st day of April, 1985.

Roscoe C. Millegan
ROSCOE C. MILLEGAN

Annie Millegan
ANNIE MILLEGAN

Diana Eichstadt
DIANA EICHSTATDT

Donald L. Eichstadt
DONALD L. EICHSTATDT

Richard Bouton
RICHARD BOUTON

Diane Bouton
DIANE BOUTON

Craig H. Sherpert
CRAIG H. SHERPERT

Barbara J. Sherpert
BARBARA J. SHERPERT

Frank C. Wolchick, Jr.
FRANK C. WOLCHICK, JR.

Dale Barnes
DALE BARNES

STATE OF TEXAS §
COUNTY OF Texas §

This instrument was acknowledged before me on April 21, 1985, by Roscoe D. Millegan and wife, Annie Millegan.

Christine S. Long
NOTARY PUBLIC, State of Texas

Christine S. Long
(Printed or typed name of Notary)
My Commission Expires: 3-3-87

