

ORDINANCE NO.

AN ORDINANCE AMENDING ORDINANCE NO. 890720-E TO MODIFY THE LAND USE PLAN FOR THE AUSTIN AMERICAN STATESMAN PLANNED UNIT DEVELOPMENT AND REZONING AND CHANGING THE ZONING MAP FROM PLANNED UNIT DEVELOPMENT-NEIGHBORHOOD PLAN (PUD-NP) COMBINING DISTRICT TO PLANNED UNIT DEVELOPMENT-NEIGHBORHOOD PLAN (PUD-NP) COMBINING DISTRICT FOR THE PROPERTY LOCATED AT 305 SOUTH CONGRESS AVENUE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Austin-American Statesman Planned Unit Development (“Statesman PUD”) is comprised of approximately 18.856 acres of land locally known as the Austin-American Statesman tract located generally at South Congress Avenue and Miller Street, in Austin, Travis County, Texas, and more particularly described in the metes and bounds in the land use plan incorporated into Ordinance No. 890720-E.

PART 2. The Statesman PUD was approved July 20, 1989, under Ordinance No. 890720-E (the “Original Ordinance”) and amended under Ordinance No. 931202-H.

PART 3. The zoning map established by Section 25-2-191 of the City Code is amended to change the base district from planned unit development-neighborhood plan (PUD-NP) combining district to planned unit development-neighborhood plan (PUD-NP) combining district on the property generally known as the Austin-American Statement Planned Unit Development, described in Zoning Case No. C814-89-0003.02 on file at the Housing and Planning Department, and more particularly described in **Exhibit “A”** (the “Property”), and being locally known as 305 South Congress Avenue, and generally identified in the map attached as **Exhibit “B”**.

PART 4. This ordinance and the attached Exhibits A through M are the amended land use plan for the Statesman PUD and amends the Original Ordinance. Development of and uses within the Statesman PUD shall conform to the limitations and conditions set forth in this ordinance and in the land use plan exhibits attached as **Exhibit “C”, Exhibit “D”, and Exhibit “M”** (collectively, the “Land Use Plan”). If this ordinance and the attached exhibits conflict, this ordinance controls. Except as otherwise provided by this ordinance and the Land Use Plan, all other rules, regulations, and ordinances of the City apply to the Statesman PUD.

PART 5. The attached exhibits are incorporated into this ordinance in their entirety as though set forth fully in the text of this ordinance. The exhibits are as follows:

- A. Legal Description
- B. Zoning Map
- C. Setbacks and Land Use Map
- D. Sub Area Height Map
- E. Property Boundary and Right-of-Way Map
- F. Street Sections and Internal Private Driveway Typical Sections
- G. Conceptual Open Space Map
- H. Conceptual Phasing Plan
- I. Trail Realignment Plan
- J. Environmental Protection and Restoration Plan
- K. Tree Preservation and Mitigation Plan
- L. Street Trees
- M. Data Table and Notes
- N. (To Be Added)
- O. (To Be Added)

PART 6. Definitions.

- A) “Landowner” shall mean the owner of the Property, or the owner’s successors and assigns.
- B) The term “Public Realm” is defined as public rights-of-way, private streets, and open space areas.
- C) Unless otherwise specifically defined, all terms in this ordinance shall have the meaning established in Title 25 of Code of the City of Austin, Texas (the “Land Development Code”).

PART 7. Community Amenities.

- A) The Landowner at the time of initial site plan review shall dedicate by deed in a form acceptable to the City of Austin (“City”) a minimum of 6.53 acres of land adjacent to Lady Bird Lake (“Parkland”), as well as a minimum of 1.59 acres through public access easements (“Public Easements”) to access the waterfront as shown on **Exhibit** (To Be Added).
- B) The Landowner at the time of initial site plan review shall reconstruct and relocate to the extent deemed appropriate by the City, approximately 1,700 linear feet of the Hike and Bike Trail to ‘best practice’ standards detailed in the “Safety

1 & Mobility Study" commissioned by The Trail Foundation, PARD and Public
2 Work as shown on **Exhibit (To Be Added)**.
3

- 4 C) The Landowner at the time of site plan review shall provide a minimum of five
5 Americans with Disability Act (ADA) access points to the Hike and Bike trail
6 within the proposed development, including one located adjacent to the Great
7 Steps that provides access from the South Congress Avenue right-of-way.
8
- 9 D) The Landowner shall provide a larger and enhanced bat viewing area on the
10 Property that will include signage, educational elements, and cameras for virtual
11 bat viewing and education, and as further described in **Exhibit M: Data Table**
12 **and Notes**.
13
- 14 E) The Landowner shall provide on the Property: (i) a minimum of one building
15 with a primary office use, (ii) a minimum of three buildings with a primary
16 residential or hotel use, and (iii) not less than 40,000 net operating square feet of
17 Pedestrian Oriented Uses, including general retail sales, food sales, cocktail
18 lounge, restaurant, or health club.
19
- 20 F) The Landowner shall provide and maintain a 2,000 square foot vertical green
21 wall within the Public Realm in an area that receives more than four (4) hours of
22 sunlight and will either be composed of vine and mesh or a living wall system.
23
- 24 G) The Landowner shall provide educational signage located in the Parkland for the
25 rain gardens that describe the benefits to the ecosystem. The Landowner shall
26 obtain approval from the Director of Parks and Recreation Department
27 ("PARD") and the Director of the Watershed Protection Department ("WPD")
28 for any educational or interpretive signage within the Parkland. Each rain garden
29 shall have one bench located along the perimeter. Excluding the rain garden
30 cistern, rain gardens located in the Parkland and will be limited to a maximum of
31 0.9 surface acres. All rain gardens located in the Parkland will be designed in
32 accordance with the Environmental Criteria Manual (ECM) design
33 specifications and will include a minimum of 30 species of native pollinator
34 plants and will be managed to less than five percent invasive species.
35
36
37
38
39
40

1 **PART 8. Land Use.**

2
3 All residential use defined in Section 25-2-3 (Residential Uses Described) is prohibited
4 within 400 feet of the northwest corner of the Property and below 20 feet above the
5 elevation of the South Congress Avenue bridge.

6 **PART 9. Environmental.**

7
8 A) Green Building Rating

9
10 All buildings in the Statesman PUD shall achieve a three-star or greater rating
11 under the Austin Energy Green Building program using the applicable rating
12 version in effect at the time a rating registration application is submitted for the
13 building.

14
15 B) The Landowner shall treat 100 percent of the required onsite water quality
16 volume through green stormwater infrastructure, including but not limited to rain
17 gardens, underground cisterns, pervious pavers, porous pavement, non-required
18 vegetation, and filter strips. The Landowner shall be responsible for maintenance
19 of the rainwater cistern and rainwater gardens located within the Parkland. Upon
20 redevelopment of the Property under this ordinance, onsite green stormwater
21 controls located in the Parkland shall be limited to the amount necessary to treat
22 86,800 cubic feet of stormwater volume. When conveying Parkland, the
23 Landowner must reserve the rights necessary to maintain green stormwater
24 controls if determined necessary by the City. The reservation of rights shall be in
25 a form acceptable to the city attorney.

26
27 C) To allow for a larger and enhanced bat viewing area near the Congress Avenue
28 bridge, the Landowner shall construct an underground rainwater cistern, as
29 shown on **Exhibit G: Conceptual Open Space Map**, to irrigate Parkland. The
30 underground rainwater cistern shall be constructed prior to issuance of the first
31 certificate of occupancy.

32
33 D) The Landowner shall preserve 100 percent of the Heritage trees, except for the
34 trees that are dead, fatally diseased or poses an imminent hazard. The
35 Landowner shall provide on the Property, as new plantings 75 percent of the
36 caliper inches associated with native, protected size trees and 75 percent of all
37 native caliper inches as defined in ECM, Appendix F (*Descriptive Categories of*
38 *Tree Species*).
39

- 1 E) All street trees will have at least 1,000 cubic volume of soil volume per tree. Up
2 to 25 percent of the soil volume can be shared with adjacent trees in contiguous
3 plantings. Where necessary, load bearing soil cells shall be used to meet the soil
4 volume requirement. Nothing in this Subsection limits the City's authority to
5 reduce the minimum soil volume if necessary to reduce utility conflict or to
6 address other constructability issues. If the City reduces the minimum soil
7 volume, the Landowner remains compliant with this Ordinance and the ECM.
- 8
- 9 F) Except when authorized by the city arborist, street trees will change at every
10 block length. The Landowner shall install at least five tree species on the
11 Property. The trees must be approved species under the ECM, Appendix F, "SS-
12 Significant Shade Provider" and "SE-Streetscape" list. The street trees will be a
13 minimum of 3-inch caliper as measured 6-inches above grade, and the sizing will
14 comply with the standards for nursery stock (ANSIZ60.1-2014). No more than
15 25 percent of street trees will be from the same species. Nothing in this
16 subsection limits the authority of the city arborist to allow for alternative species
17 on a case-by-case basis and to suggest alternative species based on current
18 availability and site and climate condition.
- 19
- 20 G) Typical spacing of street trees will be 30 feet on center. The city arborist may
21 waive this requirement for the spacing of street trees when the spacing
22 requirement is infeasible due to location of utilities, loading docks, and entrances
23 into the parking garage.
- 24
- 25 H) A soil management plan will direct amendment for specific management areas
26 throughout the site associated with soil components, texture, and flora to
27 optimize conditions for the Streetscape, Rain Gardens, Floodplain Forest,
28 Herbaceous Riparian, Lawn, Wetland Fringe, and other landscape types. Soil
29 management is an ongoing process occurring at regular intervals. Soil testing,
30 decompaction, incorporation of organic matter based on best practices for each
31 landscape type shall be required as indicated on **Exhibit J: Environmental and**
32 **Restoration Plan.**
- 33
- 34 I) Hardscape materials including concrete, pavers, and other non-impervious
35 materials will be removed by the Landowner from the half-critical root zones of
36 impacted trees unless removal is infeasible at the discretion of the city arborist.
37 The Landowner is required to receive approval from the city arborist before any
38 site plan with impacted trees is approved. All plant material for streetscape and
39 Parkland will be sourced from nurseries within 300 miles of the site, and trees
40 will be selected from the ECM, the descriptive categories for tree species. All

1 other plant material shall be selected from **ECM, Appendix N: (Preferred Plant**
2 **List).**

- 3
- 4 J) The Landowner shall realign the existing trail and construct formalized water
5 access points as illustrated on the **Exhibit I: Trail Realignment Plan**, allowing
6 for no less than an average of 25 feet from the shoreline, excluding trails sections
7 built specifically to access water access points. Trail placement shall be finalized
8 during the development review process and are subject to the approval by the
9 Director of Watershed Protection.
- 10
- 11 K) Shoreline restoration shall follow the details established in **Exhibit J**. Split rail
12 fence or other landscape barriers will be installed by the Landowner to prevent
13 impact to restored and protected natural areas on the shoreline.
- 14
- 15 L) Impervious cover for development within the Statesman PUD within the Critical
16 Water Quality Zone (CWQZ) shall be limited to no more than five percent.
- 17
- 18 M) Impervious cover calculations exclude (i) multi-use trails, trails open to the
19 public and located on public land or located in a public easement, (ii) areas with
20 gravel placed over pervious surfaces that are used only for landscaping or by
21 pedestrians and are not constructed with compacted base, (iii) porous pavement
22 designed in accordance with the ECM, (iv) sidewalks located in a public right-of-
23 way or public easement, and (v) an underground rainwater cistern.
- 24
- 25 N) A completed version of Austin Water's current Water Balance Calculator tool
26 shall be submitted with each site plan application for development within the
27 Statesman PUD to assess non-potable water demands and alternative water
28 supplies for the project.
- 29
- 30 O) The Landowner shall provide a minimum of 1,500 cubic feet of rain gardens
31 along the extension of Barton Springs Road to treat stormwater runoff from the
32 right-of-way. If a license agreement is required for the stormwater quality
33 controls within the right-of-way, the City shall waive the annual fee associated
34 with this improvement.
- 35
- 36 P) Water quality shall meet or exceed requirements for each corresponding phase for
37 the development of the Property within the respective phase of development,
38 provided that the existing sedimentation filtration pond may be used to achieve
39 temporary compliance until the permanent water quality controls for any phase
40 are constructed, and that all new controls added for any phase are green
41 stormwater controls. Temporary compliance may continue until the issuance of

1 the certificate of occupancy. Upon completion of the development of the
2 Property, 100 percent of the water quality controls shall be green infrastructure as
3 defined by the ECM as amended.
4

- 5 Q) Subject to approval by the Director of the Watershed Protection Department, and
6 adequate conveyance, the Landowner shall provide water quality treatment for up
7 to 1.4 acres of off-site developed area.
8
- 9 R) The Statesman PUD shall meet the goals and requirements of Water Forward (to
10 be defined), including dual plumbing within the buildings.
11
- 12 S) The Landowner shall construct a 24-inch reclaimed water main across the Barton
13 Springs Road / East Riverside intersection, build an offsite reclaimed main from
14 Riverside / Barton Springs to the development, and build internal distribution
15 reclaimed mains to serve buildings within the Statesman PUD and to facilitate
16 looping distribution of distribution reclaimed mains to the south. Any site
17 development permit application within the Statesman PUD will comply with the
18 City's mandatory connection requirements for commercial developments located
19 in proximity to a reclaimed water distribution line.
20
- 21 T) The Stateman PUD shall use reclaimed water as a primary water source for all
22 landscape irrigation, except where prohibited.
23
- 24 U) Reclaimed water shall not be used for outdoor irrigation within the CWQZ and
25 the 100-year floodplain.
26
- 27 V) The Landowner must provide an integrated pest management ("IPM") plan that
28 complies with Section 1.6.9.2 (D) (*Pesticides and Herbicides*) and (F) (*Public*
29 *Education Program*) of the ECM, as amended, with a site plan application filed
30 for commercial, mixed use, multifamily residential, or open space development.
31 The IMP plan must be approved before the site plan may be approved. The
32 Landowner shall provide copies of the IPM Plan to homeowners and commercial
33 property owners.
34
- 35 W) The Landowner shall comply with the City's Dark Sky regulations as follows:
36
37 1. Use of low Kelvin rated lights (3000 Kelvin or less) for outdoor lighting.
38
39 2. Outdoor light shall be shielded so that neither the light fixture's light source
40 nor the lens shall be visible from a distance less than the mounting height of
41 the fixture.

1
2 3. Focus light on activity and use activity-appropriate lighting.

3
4 **PART 10. Parks and Recreation.**

- 5 A) The Landowner shall pay as an additional park development fee, an additional
6 \$100.00 per dwelling unit over the fee required under City Code. The Parkland
7 Development Fee and the parkland Fee in-lieu of Parkland Dedication may be
8 used to build park amenities within the Statesman PUD.
9
- 10 B) Parkland dedication shall occur prior to issuance of a Certificate of Occupancy
11 for the northernmost building in each phase as shown in **Exhibit H: Phasing**
12 **Plan** or before the ninth year after the first site plan approval, whichever comes
13 first.
14
- 15 C) Annual Programming Plan.
- 16
- 17 1. The Landowner shall provide to Director of PARD for approval an annual
18 programming plan for the programming of the Parkland (the “Annual
19 Programming Plan”). The Annual Programming Plan shall include a plan for
20 community engagement to include coordination and cooperation with PARD
21 with regular reporting requirements and consistent with the City’s Public
22 Participation Principles. Within 90 days of the first certificate on the Property
23 the Landowner shall provide to the Director an Annual Programming Plan for
24 the first full calendar year (the “Initial Annual Programming Plan”). Except
25 for the Initial Annual Programming Plan, each Annual Programming Plan will
26 include an annual programming report providing information regarding the
27 previous year, including, but not limited to, events, activities and issues, and
28 vendors’ performance.
29
- 30 2. Prior to PARD approving an Annual Programming Plan the South Central
31 Waterfront Advisory Board and Parks and Recreation Board shall make a
32 recommendation to PARD.
33
- 34 3. Annual Programming Plan must be submitted to PARD for the Director’s
35 approval at least ninety (90) days prior to the beginning of each calendar year.
36 The requirements of the Annual Programming Plan include a biennial
37 amendment process, and PARD shall solicit and consider comments about the

Annual Programming Plan requirements from the Director of WPD and Bat Conservation International.

- D) The Landowner shall construct the Great Steps, the Great Lawn, Pier, Amenitized Water Quality Ponds, Water Steps (*all terms to be defined*) and 1,700 linear feet of reconstructed Hike and Bike Trail, contingent upon PARD design approval. The Landowner shall provide fiscal surety deposits to the City in amounts equaling the costs of construction for each improvement pursuant to City Code.
- E) After dedication of the Parkland to the City, the Landowner shall keep and maintain the Parkland in a good state of appearance and repair to at least a “Level One” standard based on current PARD maintenance standards, as amended, at the sole expense of the Landowner, and its successor and assigns. Level One standard includes specific maintenance requirements by PARD for Turf Care, Fertilizer, Irrigation, Litter Control, Graffiti, Pruning, Disease and Pest Management, Tree and Plant Care, Security Lights, Flag Poles, Park Signage, Trails, and Sustainability.
- F) The Landowner shall provide a minimum 10-foot wide vegetative buffer along the Parkland adjacent to the South Congress Avenue bridge, excluding the reconstructed Hike and Bike Trail.
- G) If the Project Connect Blue Line reduces the amount of Parkland below 6.5 acres, the Landowner will pay a fee in-lieu to the City in an amount calculated pursuant to the City Code at the time the Parkland is condemned to offset the reduction in acreage of Parkland.

PART 11. Transportation and Parking.

- A) The Landowner shall dedicate to the City in a form of deed acceptable to the City Attorney, the land necessary to construct all improvements for the Barton Springs Road extension as shown in **Exhibit F: Street Sections and Internal Private Driveway Typical Sections**. The construction of Barton Springs Road shall be completed and accepted by the City before the first certificate of occupancy can be issued for any development on the Property.

- 1 B) Bollards, or other similar type of barrier will be used to close the Pedestrian
2 Walkway, as shown on **Exhibit F** as Section EE, from vehicular traffic. Any
3 public right-of-way shall not be gated.
4
- 5 C) The Landowner shall reserve an area, generally shown on **Exhibit C: Setbacks
6 and Land Use Map** and **Exhibit G** for the development of a pedestrian bridge
7 and transit station for a period of 15 years after the effective date of this PUD.
8 The Landowner is not obligated to construct any improvements associated with a
9 future pedestrian bridge and transit system.
- 10 D) The Landowner shall either fund or construct up to \$200,000 of any planned
11 bicycle and pedestrian safety upgrades near the Congress Avenue and Riverside
12 Drive intersection required for the completion of a protected bike lane between
13 the Congress Avenue bridge and East Riverside Drive.
14
- 15 E) All development within the PUD shall be subject to a Transportation Demand
16 Management Plan (“TDM”). Once the development reaches 7,700 calculated
17 unadjusted vehicle trips per day, the Landowner shall monitor the number of trips
18 and report to the Director of Austin Transportation Department (“ATD”) on a bi-
19 annual basis for a period of five (5) years. The means and methodology for
20 conducting traffic counts shall be submitted by Landowner and approved by the
21 Director of ATD. The Landowner shall construct 95 percent of required number
22 of spaces for the development as described in the TDM plan within a below
23 grade structure(s).
24
- 25 F) Landowner shall comply with the recommendations listed in the Transportation
26 Impact Analysis (TIA) memo dated December 13, 2021, or as amended. If the
27 TIA memo and the attached exhibits conflict, the TIA memo controls.
28

29 **PART 12. Affordable Housing.**

30 The Landowner shall provide onsite affordable housing as follows:

- 31 1. A minimum of ten percent of the residential units within a residential development
32 shall be reserved as affordable for at least 40 years from the date of issuance of the
33 certificate of occupancy, for lease and occupancy by households earning 60 percent
34 or less of the current Austin-Round Rock Metropolitan Statistical Area Medium
35 Family Income as determined by the Director of the Housing and Planning
36 Department

2. A minimum of five percent of the residential units within an owner-occupied residential development shall be reserved as affordable, for at least 99 years from the date of initial sale, for ownership and occupancy by households earning 80 percent or less of the current Austin-Round Rock Metropolitan Statistical Area Medium Family Income as determined by the Director of the Housing and Planning Department, including approval of a plan for managing homeowner association fees or including an assumption that a homeowner will be required to pay an ownership association fee when determining the maximum affordable sales price.
3. Unless otherwise approved by the Director of Housing and Planning Department Require affordable rental units and affordable owner-occupied units shall include a mix of bedroom units comparable to the bedroom count for market-rate units.
4. All affordable rental units and affordable owner-occupied units shall meet the following requirements:
 - a) Provide equal access and use of on-site amenities, common areas, and parking facilities as provided to market rate units;
 - b) include interior components that are functionally equivalent to market-rate units; and
 - c) have shared access routes among affordable rental units and affordable owner-occupied and market-rate residential units.
5. The affordable rental units and affordable owner-occupied units will be dispersed throughout the market-rate residential units within the development.
6. The Landowner shall prohibit discrimination on the basis of an individual's source of income as defined in Section 5-1-13 (*Definitions*).

PART 13. Affordable Commercial Space.

- A) The Landowner shall provide a minimum of four percent of the commercial square footage at affordable rates inclusive of the space dedicated to bat education. Affordable commercial rates shall be determined and approved by the Director of the Economic Development Department.
- B) The Landowner shall provide a minimum of 1,000 square feet of commercial ground floor space adjacent to the Parkland or plaza at no cost for bat education, in coordination with Bat Conservation International, Austin Bat Refuge, and Merlin Tuttle's Bat Conservation.

1 **PART 14. Public Art.**

2 The Statesman PUD will participate in the Art in Public Places (AIPP) program. The
3 Landowner shall provide a minimum of two art pieces approved by the Director of
4 Economic Development Department to be displayed in a prominent location on the
5 Property, or the Landowner shall make an approved contribution to the AIPP program.
6 The Landowner will review the public art plan with the City's AIPP Manager for
7 approval. The City shall not issue the final certificate of occupancy for any
8 development in the Statesman PUD until the approved art pieces are on display or
9 receipt of contribution has been made to the AIPP.

10
11 **PART 15. Code Modifications.**

12 A) General Requirements and Procedures

- 13 1. Section 25-1-21(105) (*Definitions, Site*) is modified to provide that a site may
14 cross a public street or right-of-way.
15
16 2. Chapter 25-1, Article 14 (*Parkland Dedication*) is modified such that parkland
17 dedication shall be satisfied in accordance with **Exhibit G**.

18
19 B) Zoning

- 20
21 1. Section 25-2-491 (*Permitted, Conditional and Prohibited Uses*) is modified to
22 establish the specific set of permitted uses in Note 6 of **Exhibit M: Data**
23 **Table and Notes**, allowed within Area 2 identified in **Exhibit C**.
24
25 2. Section 25-2-517(A) (*Requirements for Amphitheaters*) is modified to allow a
26 site plan approved under Section 25-5, Article 2 (*Administrative Site Plan*) for
27 the construction of an amphitheater associated with a commercial, civic, or
28 residential use.
29
30 3. Section 25-2-691(C) (*Waterfront Overlay (WO) District Uses*) is modified to
31 allow as a pedestrian-oriented use those uses provided on Note 5 of **Exhibit I**.
32
33 4. Section 25-2-691(D)(2) (*Waterfront Overlay (WO) District Uses*) is modified
34 to permit pedestrian-oriented uses above the ground floor of a structure.
35
36 5. Section 25-2-692(F) (*Waterfront Overlay (WO) Subdistrict Uses*) is modified

1 to require “Not less than 50 percent of the net usable floor area on the ground
2 level of a structure within 50 feet of the exterior wall directly adjacent to and
3 facing Lady Bird Lake must contain pedestrian-oriented uses.”
4

- 5 6. Section 25-2-721(B)(2) (*Waterfront Overlay (WO) Combining District*
6 *Regulations*) is modified to allow uses, within Area 1 as identified in **Exhibit**
7 **C**, to be consistent with the allowable uses in Section 25-2-624 (Public (P)
8 Public District Uses).
9
- 10 7. Section 25-2-721(C)(1) (*Waterfront Overlay (WO) Combining District*
11 *Regulations*) is modified to allow the following additional uses within a
12 secondary setback area: charging stations, bike/scooter repair facilities, shared
13 bicycle facilities, restrooms facilities with or without showers, food and
14 beverage vendors, bike valet, music vendors, retail vendors, boat rentals,
15 bicycle rentals, performance and special events facilities, exercise courses,
16 sports equipment rentals, storm water facilities, and child playscapes/activities.
17
- 18 8. Section 25-2-721 (C)(2) (*Waterfront Overlay (WO) Combining District*
19 *Regulations*) is modified to allow a maximum of 60 percent impervious cover
20 within the secondary setback area.
21
- 22 9. Section 25-2-721(E) (*Waterfront Overlay (WO) Combining District*
23 *Regulations*) is modified to impose a single regulation on the Property
24 requiring that all building glazing systems shall have a 15 percent maximum
25 reflectivity.
26
- 27 10. Section 25-2-721(G) (*Waterfront Overlay (WO) Combining District*
28 *Regulations*) is modified to allow loading and unloading from any internal
29 driveway without being screened from public view. Loading and unloading
30 locations on private internal driveways are subject to Transportation Criteria
31 Manual (“TCM”), as amended, spacing and dimensional requirements subject
32 to ATD approval.
33
- 34 11. Sections 25-2-742(B)(1) (*South Shore Central Subdistrict Regulations*) is
35 modified to reduce the primary setback line to 90 feet landward from the
36 shoreline as shown on the **Exhibit C**.
37

12. Section 25-2-742(C)(1) (*South Shore Central Subdistrict Regulations*) is modified to require a “50 feet landward from the primary setback line”.
13. Section 25-2-742(D)(1) (*South Shore Central Subdistrict Regulations*) is modified to require “For a ground level wall that is visible from parkland or a public right-of-way that adjoins parkland, at least 60 percent (exclusive of service areas, loading docks, and parking ramps) of the wall area that is between 2 and 10 feet above grade must be constructed of clear or lightly tinted glass.”
14. Section 25-2-742(D)(3) (*South Shore Central Subdistrict Regulations*) is modified to allow exposed architectural concrete as a natural building material.
15. Development of the Property is exempt from Section 25-2-742(G)(3) and (G)(4) (*South Shore Central Subdistrict Regulations*).
16. Section 25-2-1176(A)(1) (*Site Development Regulations for Docks, Marinas and Other Lakefront Uses*) is modified to allow the construction of a pier to extend up to a maximum of 70 feet from the shoreline.
17. Section 25-2-1176(A)(4) (*Site Development Regulations for Docks, Marinas and Other Lakefront Uses*) is modified to allow for construction of the pier, and park elements and dimensions, except for the boardwalk, as shown in **Exhibit G**.
18. ECM Section 1.13.5(B)(3) (*Recommended Guidance for Appropriate Method for Shoreline Stabilization and Modification*) is modified to allow structural modification of the shoreline and associated steps as shown on **Exhibit G**. The dimension of the Water Steps and bulkhead are not to exceed 30 linear feet of shoreline frontage and not to exceed 30 feet inland. Steps going into the water are allowed if in compliance with Section 25-2-1174 (Structural Requirements) and ECM Section 1.13 (*Design Guidelines for Shoreline Modification, Stabilization and Access*) and Section 25-8-368 (*Restrictions on Development Impacting Lake Austin, Lady Bird Lake, and Lake Walter E. Long*).

C) Subchapter E (*Design Standards and Mixed Use*)

1. The Barton Springs Road extension shall be considered an Urban Roadway for the purposes of complying with Chapter 25-2, Subchapter E (*Design Standards and Mixed Use*), and will be designed in accordance with the Statesman PUD street sections on **Exhibit F**.
2. Development of the Property is exempt from Chapter 25-2, Subchapter E (*Design Standards and Mixed Use*), Article 2.2, Article 2.3, and Article 2.4.
3. Chapter 25-2, Subchapter E (*Design Standards and Mixed Use*), Article 2.6 is modified so that loading and unloading shall be allowed from any internal driveway and not required to be screened from South Congress Avenue or Barton Springs Road.
4. Chapter 25-2, Subchapter E (*Design Standards and Mixed Use*), Article 2.7 is modified to allow public open space and parkland to satisfy private common open space and pedestrian amenity gross site area requirements in the Statesman PUD.
5. Chapter 25-2, Subchapter E (*Design Standards and Mixed Use*), Article 2.8 is modified to exclude from the 50% calculation for shaded sidewalk the designated drop-off zone area.
6. Development of the Property is exempt from Chapter 25-2, Subchapter E (*Design Standards and Mixed Use*), Article 3.2.2.E.

D) Subdivision

1. Any extension of Barton Springs Road is exempt from Section 25-4-51 (*Preliminary Plan Requirement*).
2. Section 25-4-171(A) (*Access to Lots*) is modified to require each lot in a subdivision shall abut a dedicated public right-of-way, private street, or driveway.

E) Site Plan

Section 25-5-81(B) (*Site Plan Expiration*) is modified to require except as provided Subsection (C), (D), or (E) of Section 25-5-81, a site plan expires eight (8) years after the date of its approval.

1 F) Transportation

- 2 1. Section 25-6-381 (*Minimum Frontage for Access*) is modified to allow access
3 to South Congress Avenue with South Congress Avenue. Access is limited to
4 one single lane driveway for right-out only vehicular egress for the entirety of
5 the South Congress Avenue frontage.
6
7 2. Sections 25-6-477 (*Bicycle Parking*), 25-6-478 (*Motor Vehicle Reductions*
8 *General*), 25-6-532 (*Off-Street Loading Standards*), and Appendix A (*Tables*
9 *of Off-Street Parking and Loading Requirements*) will not apply to the
10 development. Instead, the minimum off-street parking, bicycle parking, and
11 loading requirements will be outlined in the TDM Plan approved by the
12 Director of ATD.
13
14 3. Section 25-6-532 (*Off-Street Loading Standards*) is modified to allow shared
15 off-street loading facility and common loading spaces for multiple uses in a
16 building irrespective of the location of the shared off-street loading facility
17 and common loading spaces within the Statesman PUD.
18
19 4. TCM Section 1.3.2 (*Classification Design Criteria*) is modified to allow the
20 construction of Barton Springs Road to adhere to the street cross-sections as
21 shown in **Exhibit F**.
22
23 5. The general alignment of Barton Springs Road will conform to the alignment
24 shown in the TIA Memo dated December 13, 2021, as generally represented
25 on **Exhibit F**. If the alignment of Barton Spring Road requires any
26 administrative modifications or waivers, the Director of ATD may grant the
27 mortification or waivers from applicable administrative design criteria,
28 providing the modification or waiver does not result in an unsafe road design
29 as determined by Traffic Engineer based on their engineering judgement.
30
31 6. TCM Table 5-2 is modified to allow the construction of the driveways within
32 the Statesman PUD to adhere to the cross-sections identified in **Exhibit F**.
33

38 G) Environmental

1. Section 25-8-63(C)(11) (*Impervious Cover Calculations*) is modified to exclude a parking structure from impervious cover calculations when the parking structure is constructed below the finished grade of the land, is covered by soil having a minimum depth of two feet with an average depth of not less than four (4) feet, and the Landowner shall at the time of site plan submit documentation to the City evidencing the discharge or impoundment of groundwater from the parking structure, if any, will be managed to avoid adverse effects on public health and safety, the environment, and adjacent property. A parking structure meeting the requirements of this Part 15, G (1) may exceed 15 percent of the site area.
2. Section 25-8-261 (*Critical Water Quality Zone Development*) and the ECM is modified to allow development within the Critical Water Quality Zone (CWQZ) that is in accordance with the **Exhibit C** and **Exhibit G**. This includes vegetation filter strips, rain gardens, underground rainwater cisterns, stormwater outfall structures designed in accordance with the ECM, park improvements including hard surface trails, bicycle trails, picnic facilities, playscapes, concessions including food and beverage vendors, bicycle rentals, sports equipment rentals, boat rentals, dining facilities, performance and special events facilities, boardwalks, sidewalks, pavilions, gazeboes, exercise equipment and courses, water steps, boat landings, piers, rail station, stream bank stabilization to the proposed steps. Additional open space park elements not documented on the **Exhibit C** and **Exhibit G** can be located within the CWQZ with the following limitations: impervious cover is limited to five (5) percent of the total CWQZ, impervious cover must be located in the outer half of the CWQZ, must be situated to avoid areas shown to be restored with native vegetation on **Exhibit J**, and may not include restrooms.
3. Section 25-8-261(H)(4) is modified to allow no more than a maximum of 10% of the green stormwater controls as defined by the ECM within the 100-year floodplain. Encroachment into the 100-year floodplain is limited to the areas shown on **Exhibit G**. City staff can administratively modify the boundaries of the encroachment to allow greater design flexibility during the site plan process.
4. Section 25-8-367 (*Relocation of Shoreline Between Tom Miller Dam and Longhorn Dam*) is modified to allow relocation of earthen material for the steps on Lady Bird Lake below the 435-foot contour.

H) Sign Regulations

1
2 All signage on the Property shall comply with the requirements of Section 25-10-
3 129 (*Downtown Sign District Regulations*).
4

5 **PART 19.** Except as otherwise provided in this ordinance, the Property is subject to
6 Ordinance No. 20050929-Z003 that established zoning for the South River City
7 Neighborhood Plan.
8

9 **PART 20.** Except as otherwise provided for in this ordinance, the terms and conditions of
10 the Original Ordinance, as amended, remain in effect.
11

12
13 **PART 21.** This ordinance takes effect on _____, 2022.
14

15
16 **PASSED AND APPROVED**
17

18 §
19 §
20 _____, 2022 § _____
21 Steve Adler
22 Mayor
23

24
25 **APPROVED:** _____ **ATTEST:** _____
26 Anne L. Morgan Myrna Rios
27 City Attorney City Clerk
28

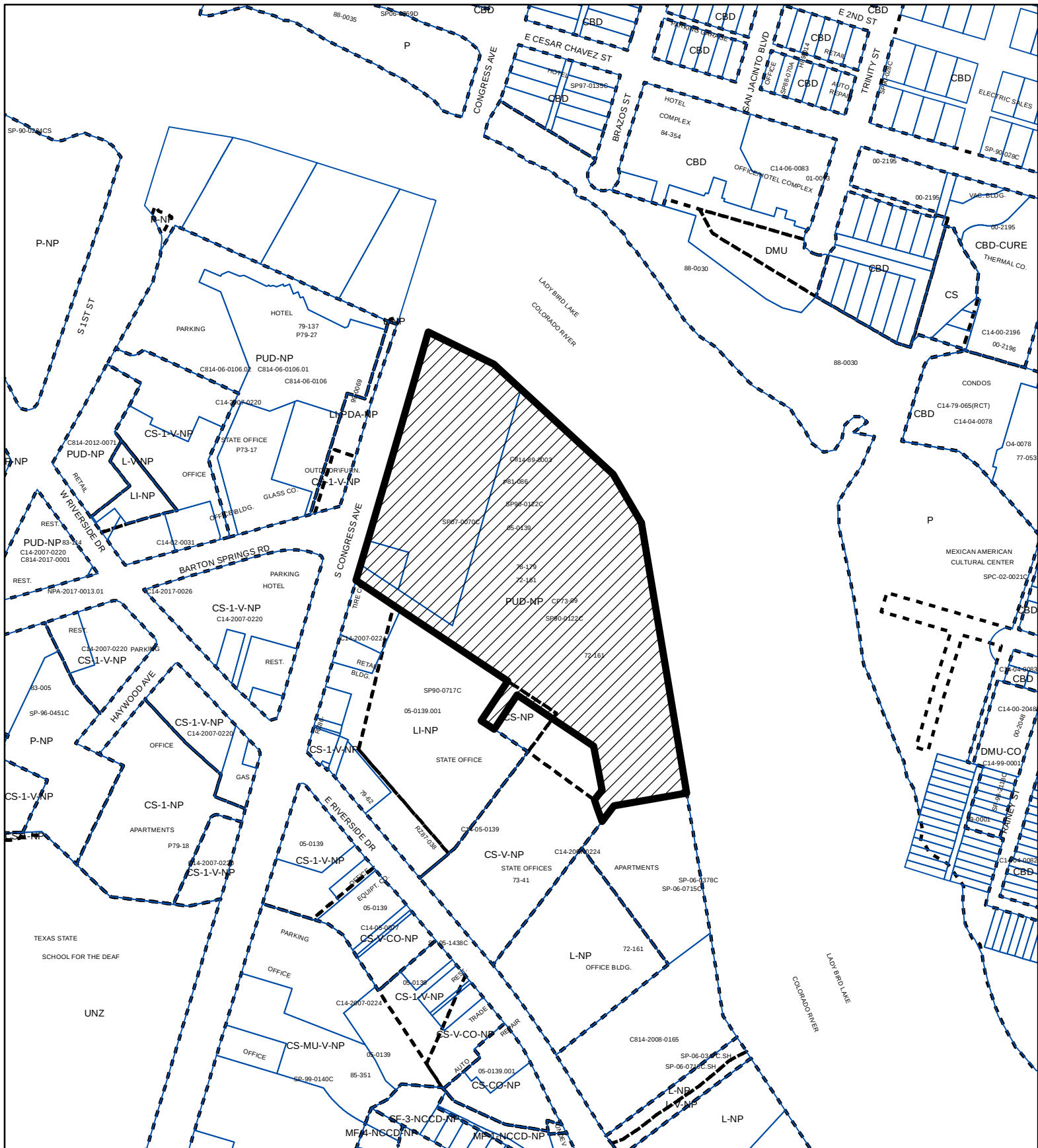
Exhibit A

Legal Description

Lot 1, WATERFORD II, a subdivision in Travis County, Texas, according to the map or plat thereof recorded in Volume 88, Page 257, Plat Records of Travis County, Texas, and

Lot 1, Block A, WATERFORD, a subdivision in Travis County, Texas, according to the map or plat thereof recorded in Volume 82, Page 327, Plat Records of Travis County, Texas, and

Lot 1, MILLER SUBDIVISION, a subdivision in Travis County, Texas, according to the map or plat thereof recorded in Volume 77, Page 284, Plat Records of Travis County, Texas.



SUBJECT TRACT



PENDING CASE



ZONING BOUNDARY

PLANNED UNIT DEVELOPMENT

ZONING CASE#: C814-89-0003.02

1" = 400'

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.

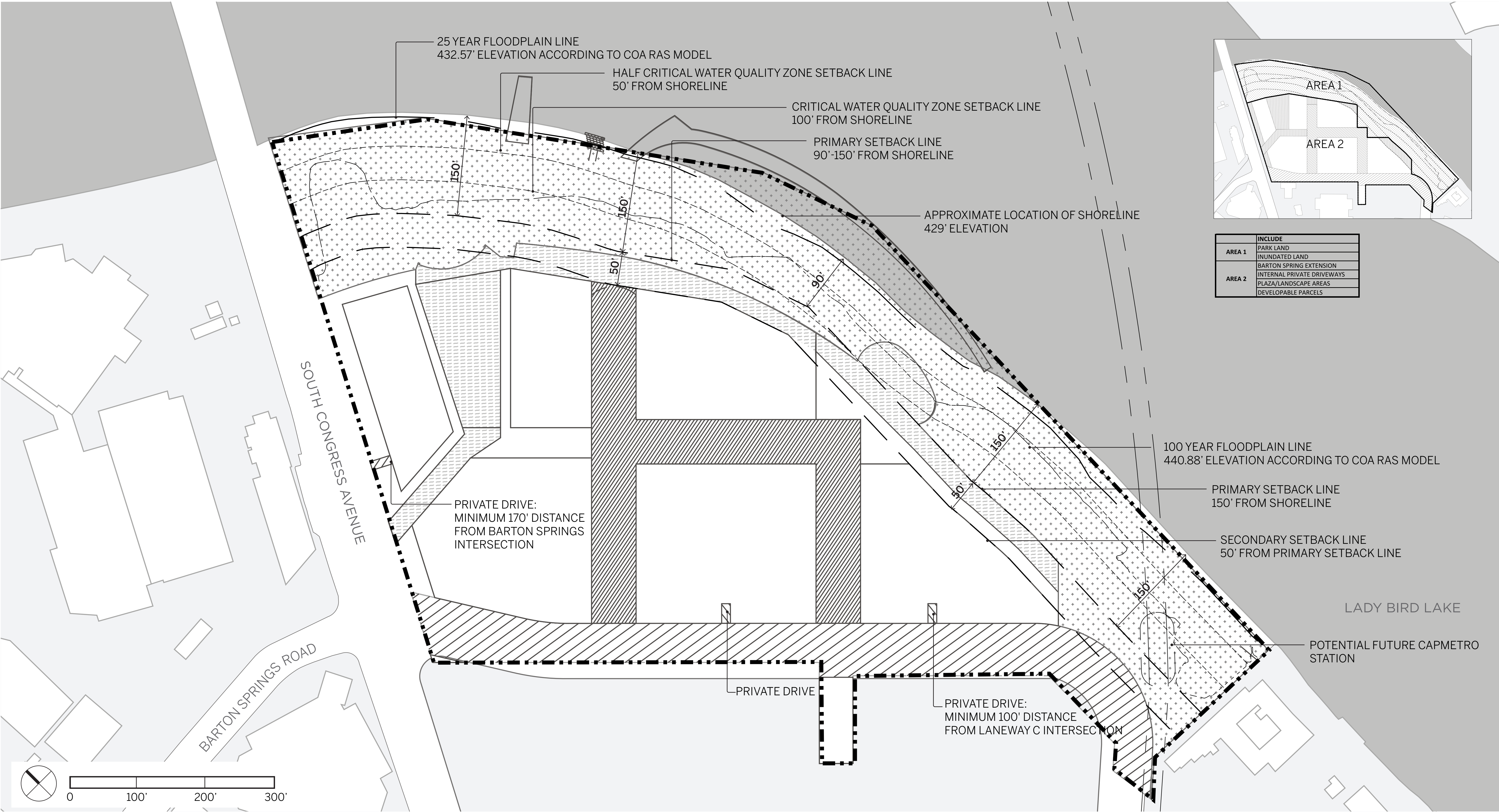
This product has been produced by CTM for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.



305 S. CONGRESS PUD

Setbacks and Land Use Map

Exhibit C

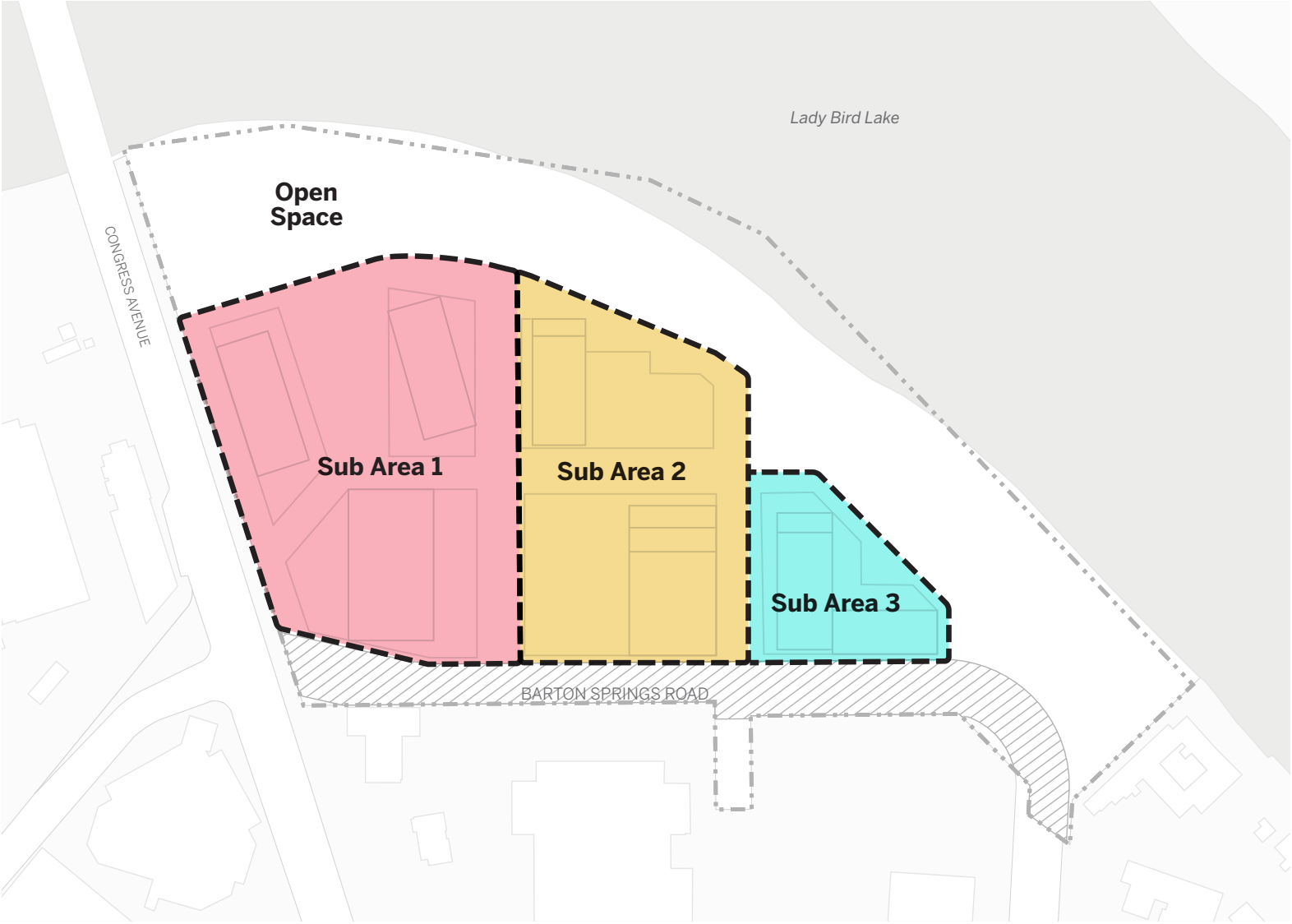


- Site Boundary (821,517 sf/18.86 acre)
- Area 1: Park Land (284,447 sf/6.53 acre, which includes the inundated land.)
- Area 1: Inundated Land (24,342 sf / 0.56 acres)

- Area 2: Future Barton Springs R.O.W. (83,815 sf/1.92 acre)
- Area 2: Internal Private Driveway (77,078 sf/1.77 acre)
- Area 2: Plaza/Landscape Area (69,233 sf/1.59 acre)

- Area 2: Developable Parcel (307,098 sf/7.05 acre)

Sub Area Height Map



Sub Area 1

Maximum Building Height: 525'

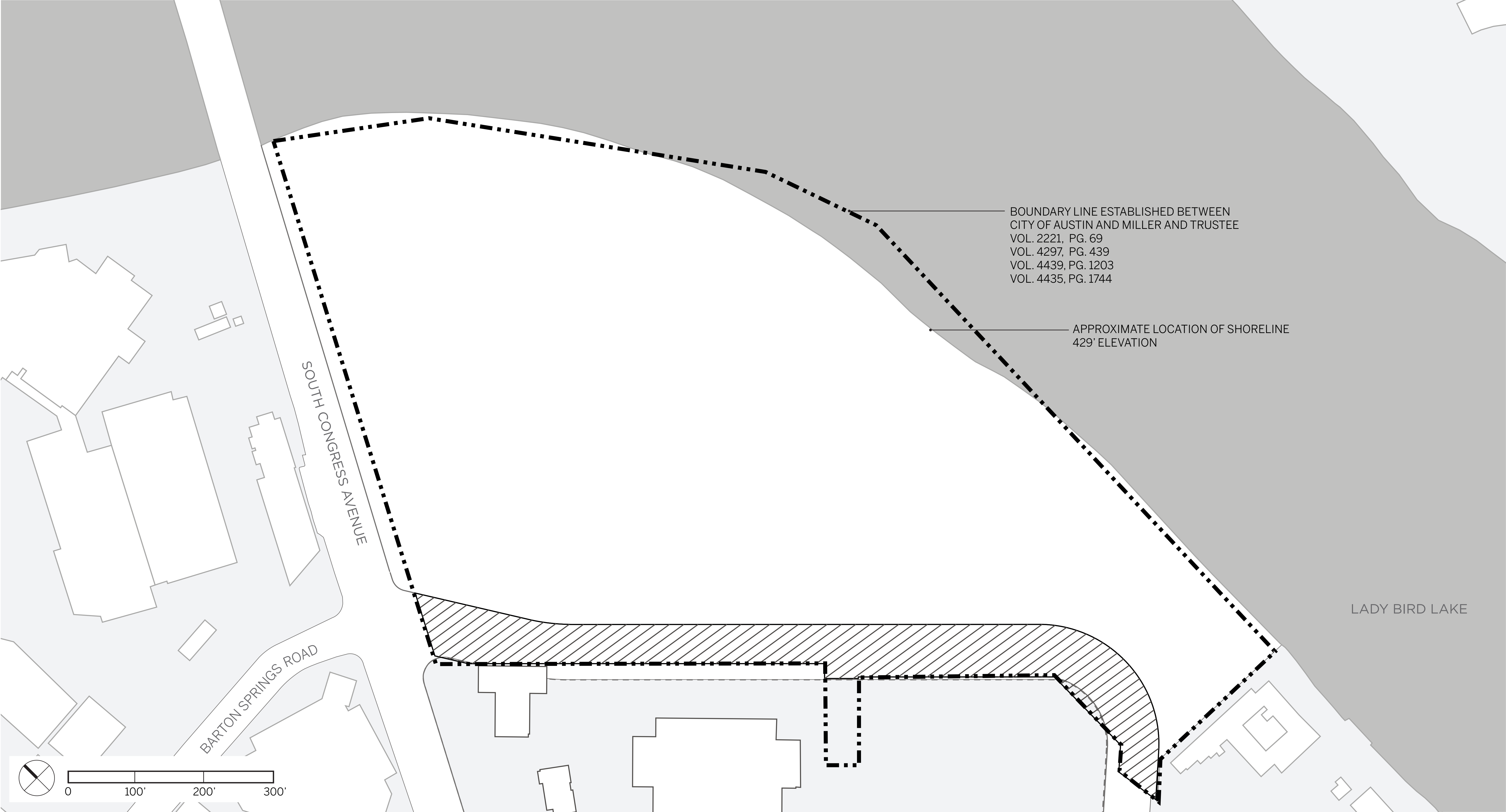
Sub Area 2

Maximum Building Height: 485'

Sub Area 3

Maximum Building Height: 250'

305 S. CONGRESS PUD
Property Boundary and Right of Way Map



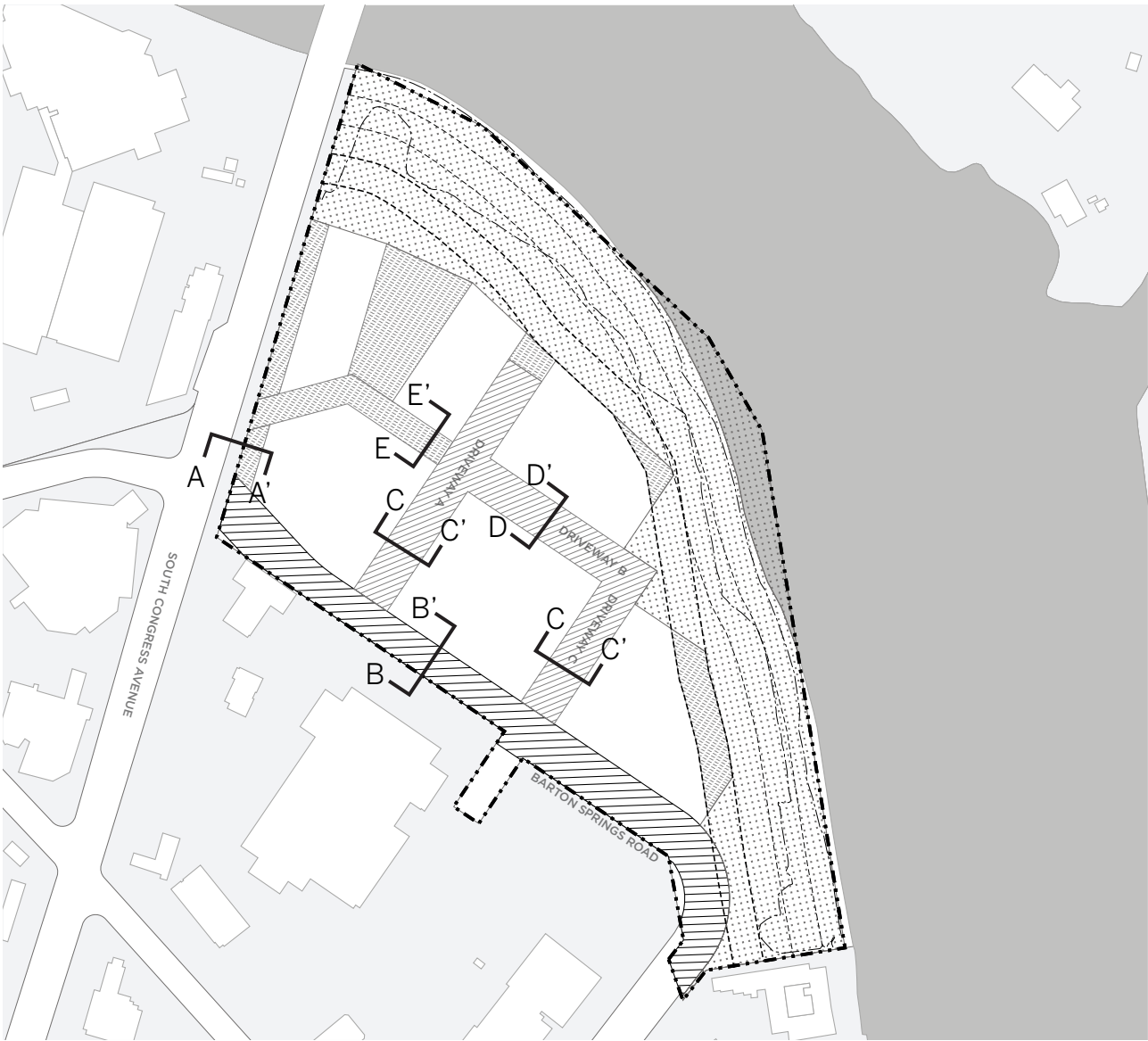
- Site Boundary (821,517 sf/18.86 acre)
- Area 2: Future Barton Springs R.O.W. (83,815 sf/1.92 acre)

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305 S. CONGRESS PUD

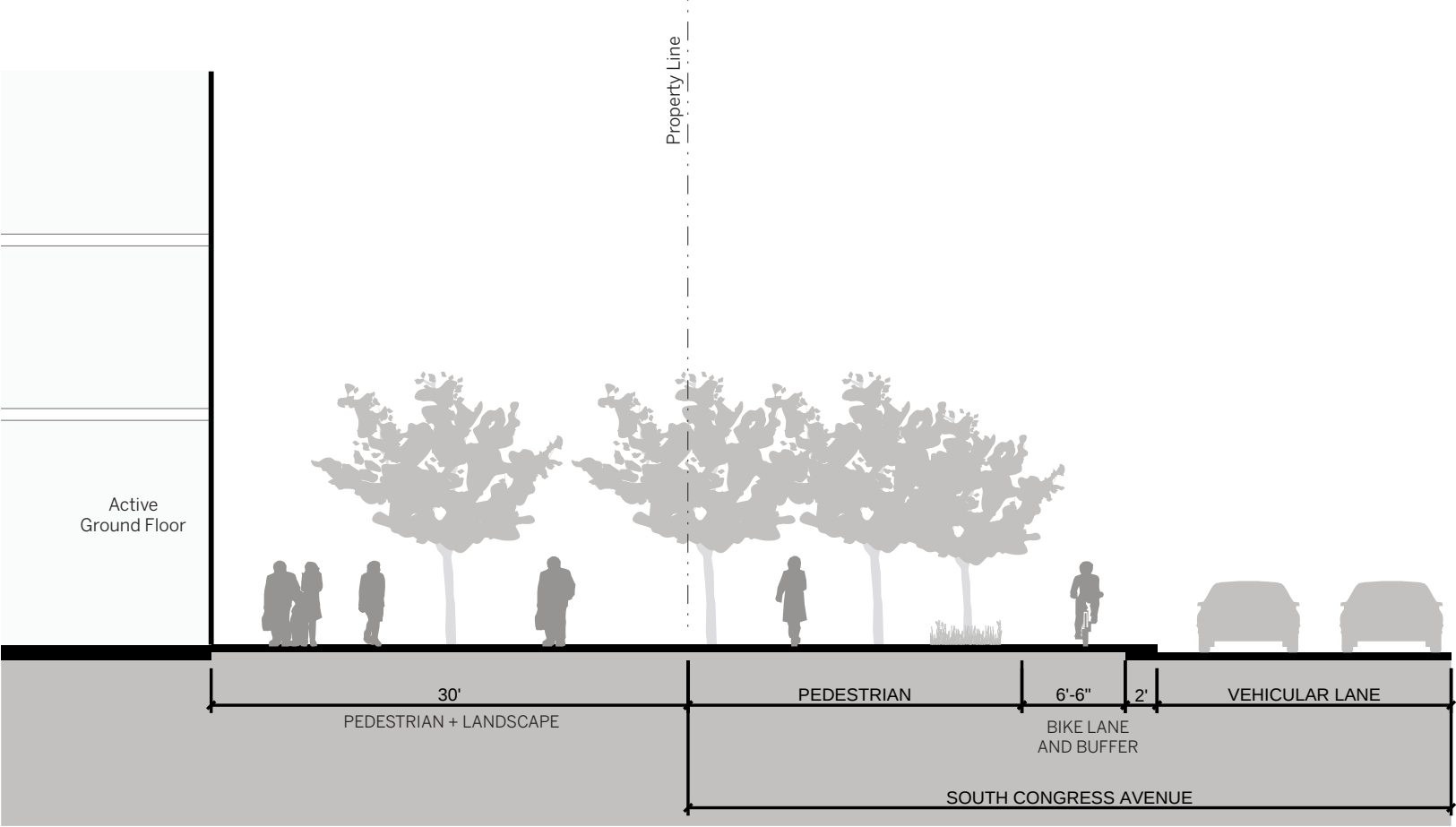
Street Sections and Internal Private Driveway Typical Sections

Exhibit F

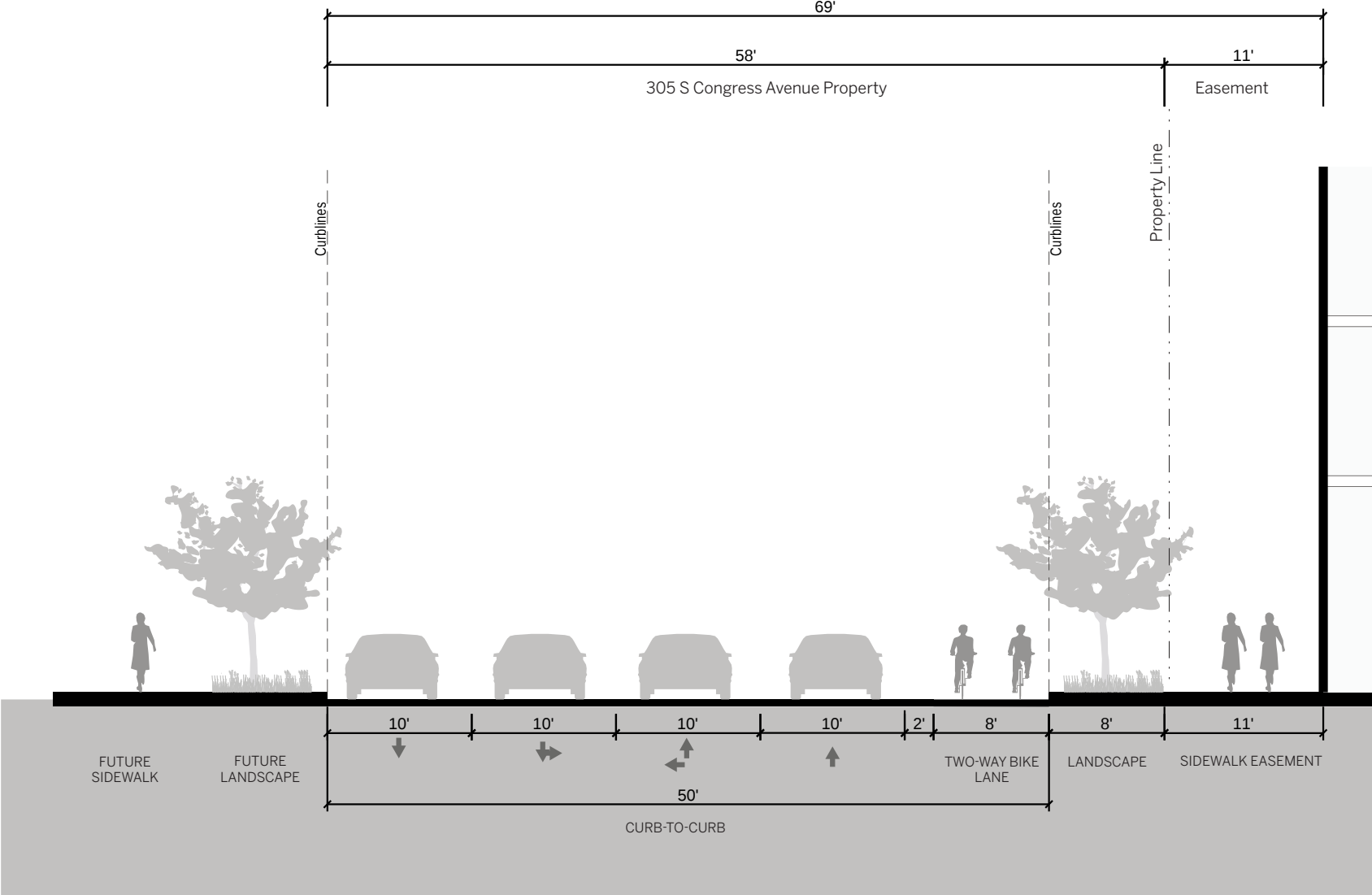


STREET SECTION A-A'
SOUTH CONGRESS AVENUE EDGE CONDITION

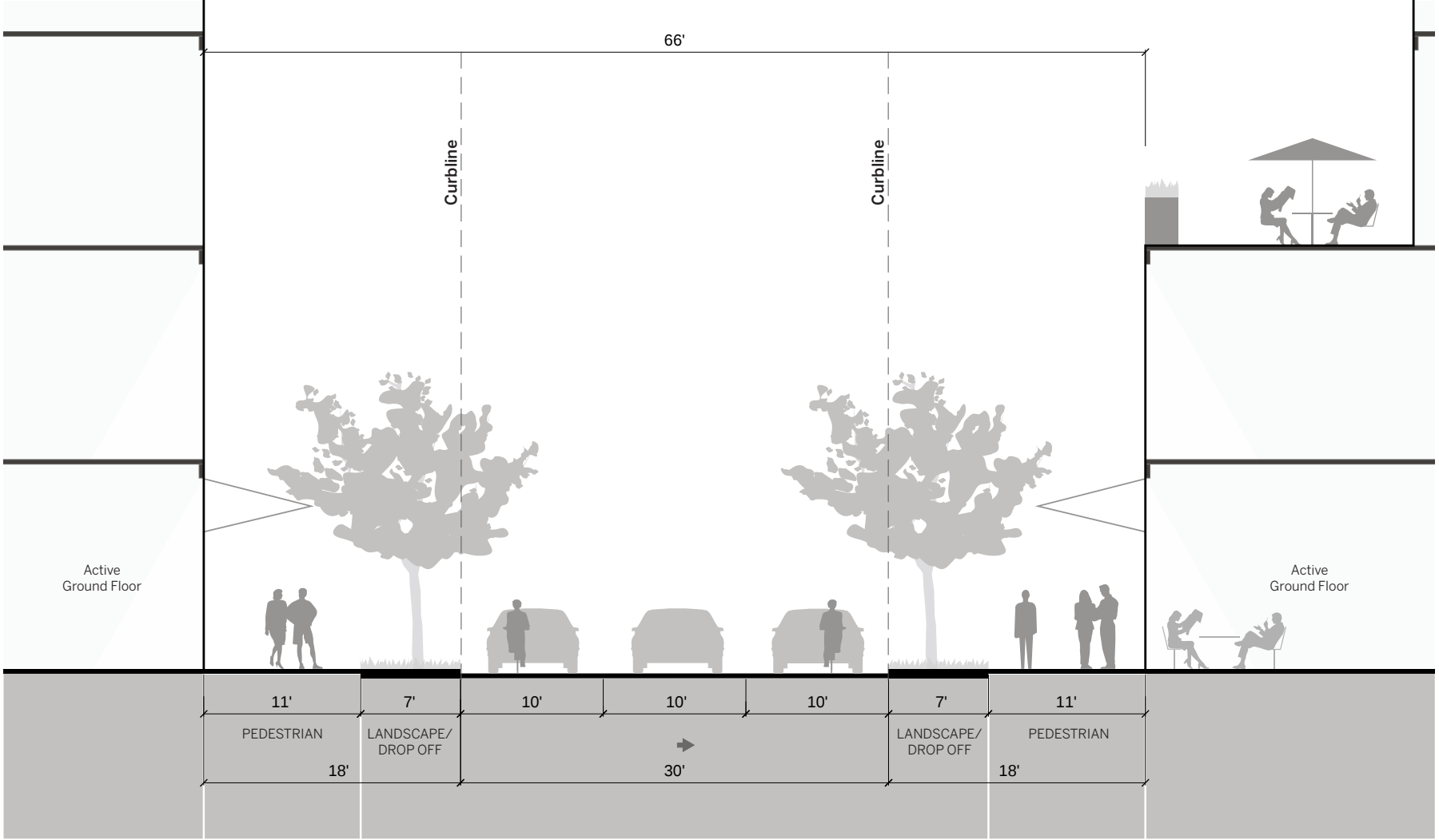
Note: Congress Avenue section represents the condition where the finished floor of the new development aligns with the adjacent elevation of Congress Avenue.



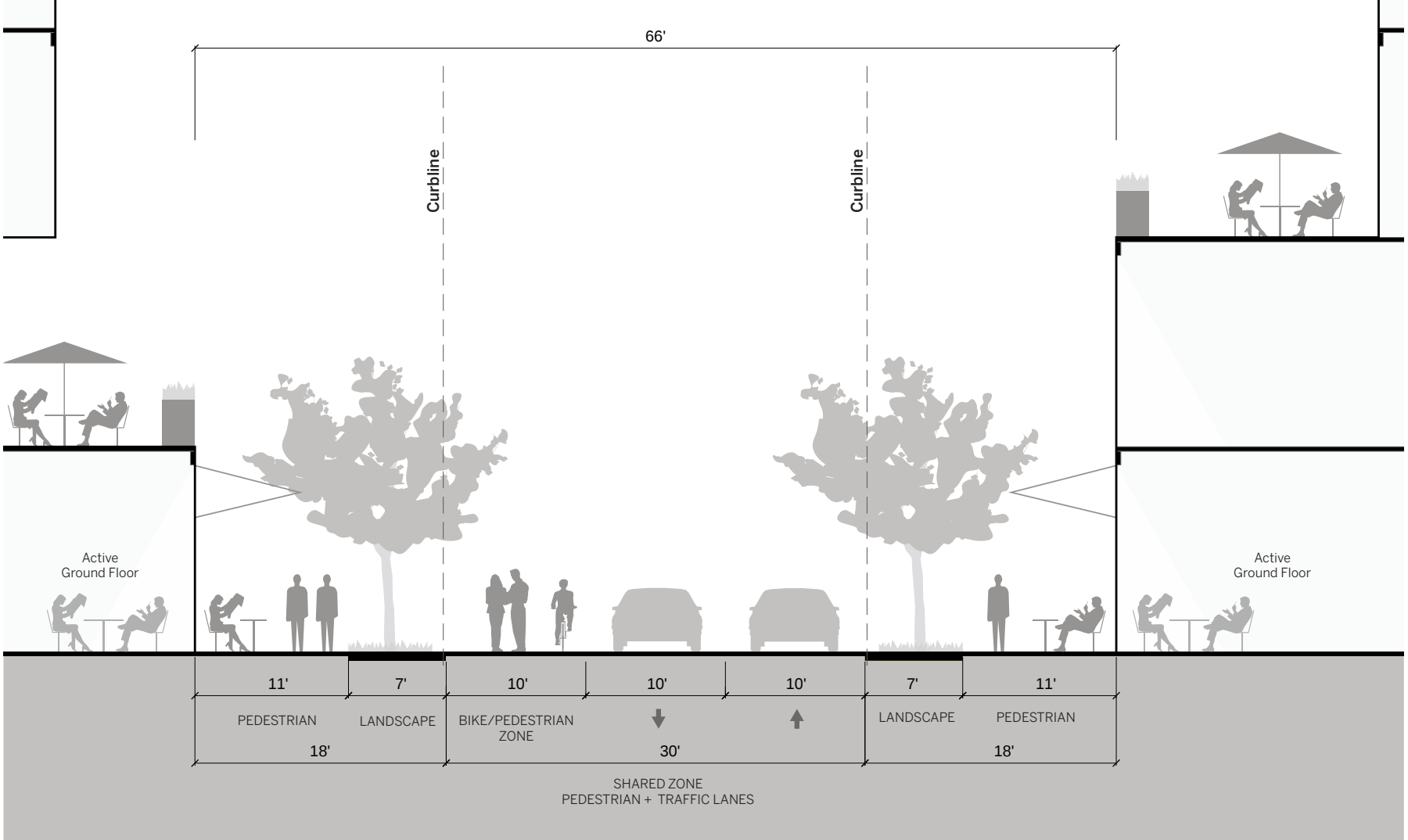
STREET SECTION B-B'
BARTON SPRINGS AVENUE TYPICAL SECTION 58' WIDE



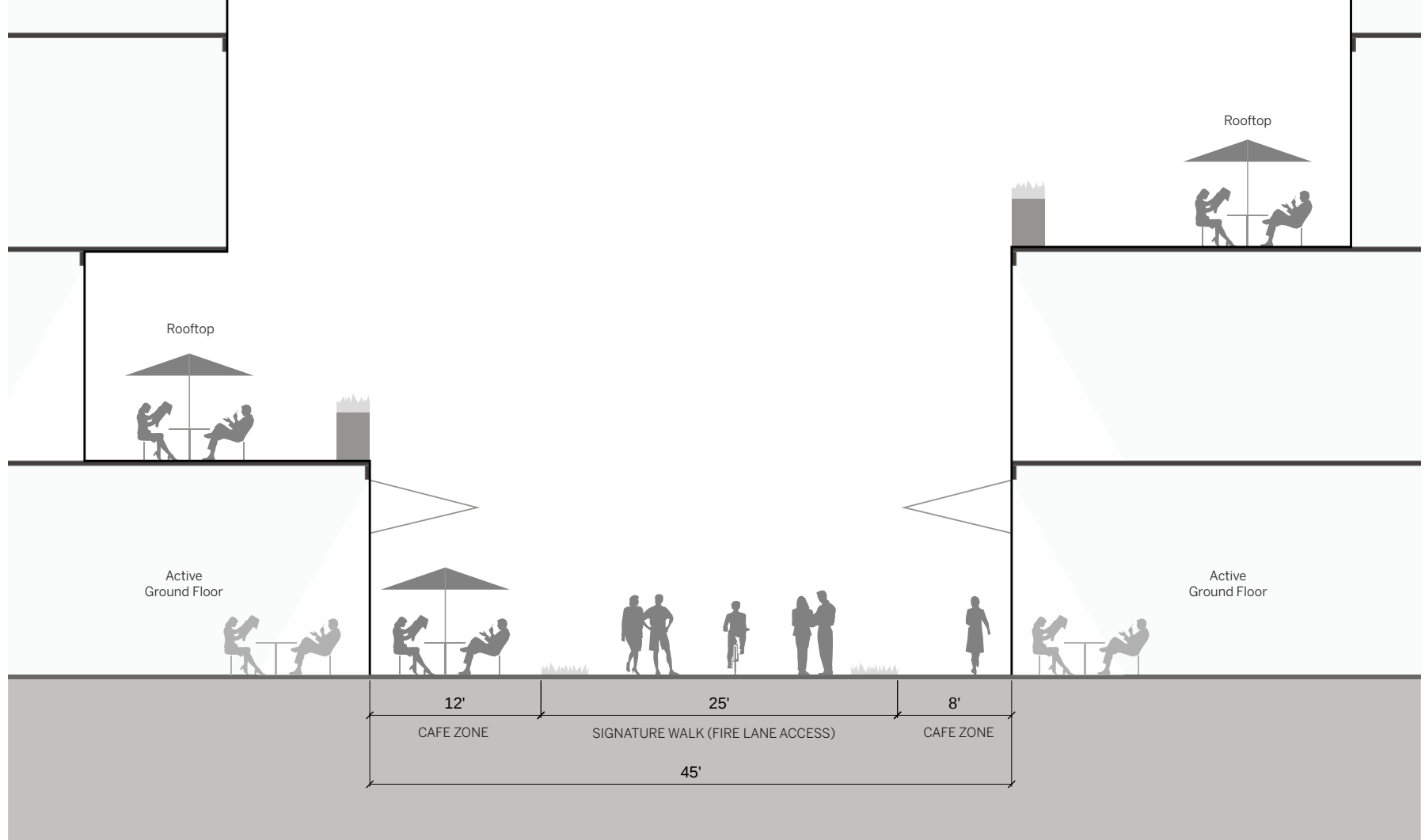
INTERNAL PVT DRIVEWAY SECTION C-C'
ENTRY STREET TYPICAL SECTION 66' WIDE



INTERNAL PVT DRIVEWAY SECTION D-D'
SHARED STREET TYPICAL SECTION 66' WIDE



PEDESTRIAN WALKWAY TYPICAL SECTION E-E' 45' WIDE

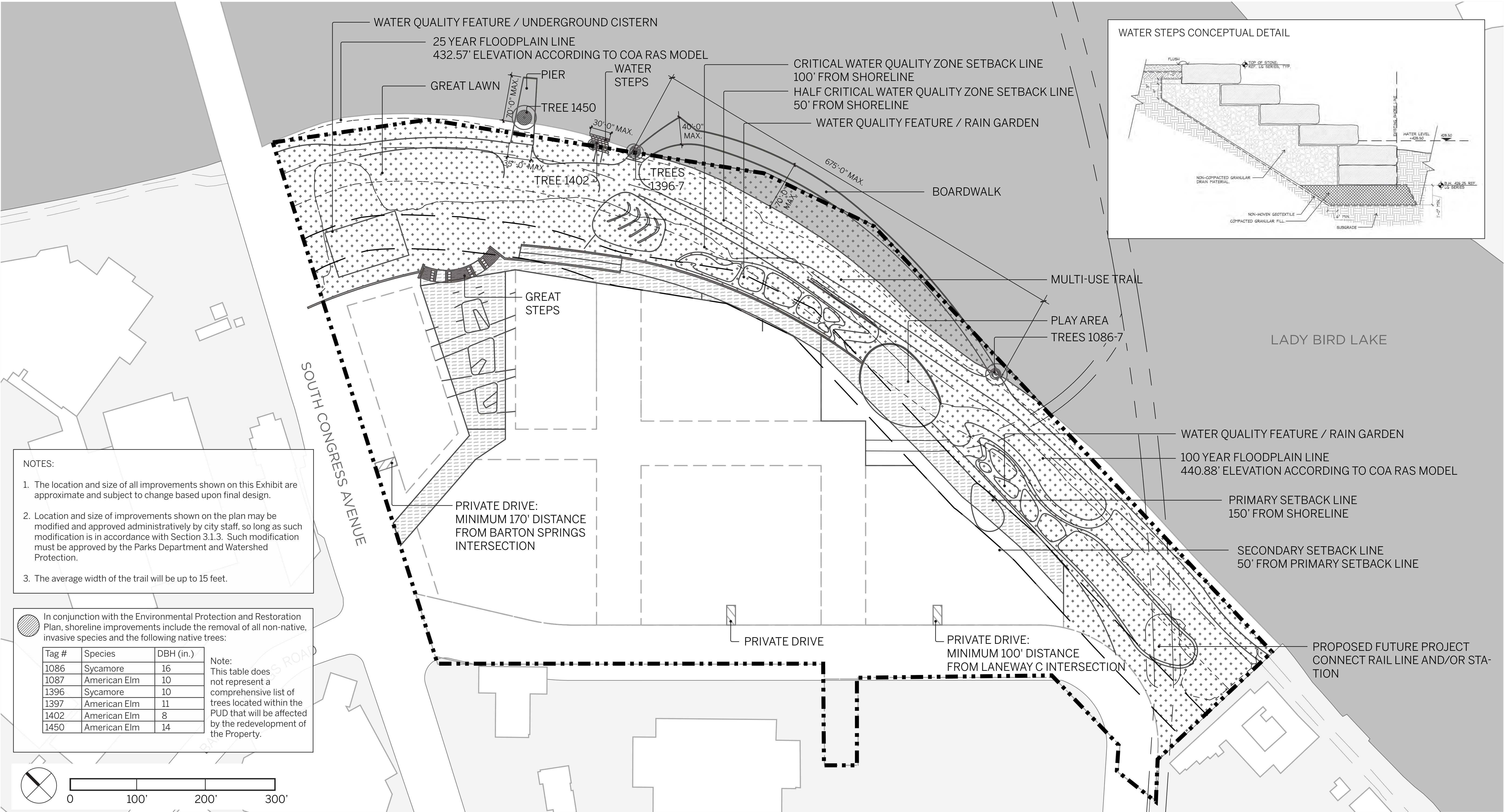


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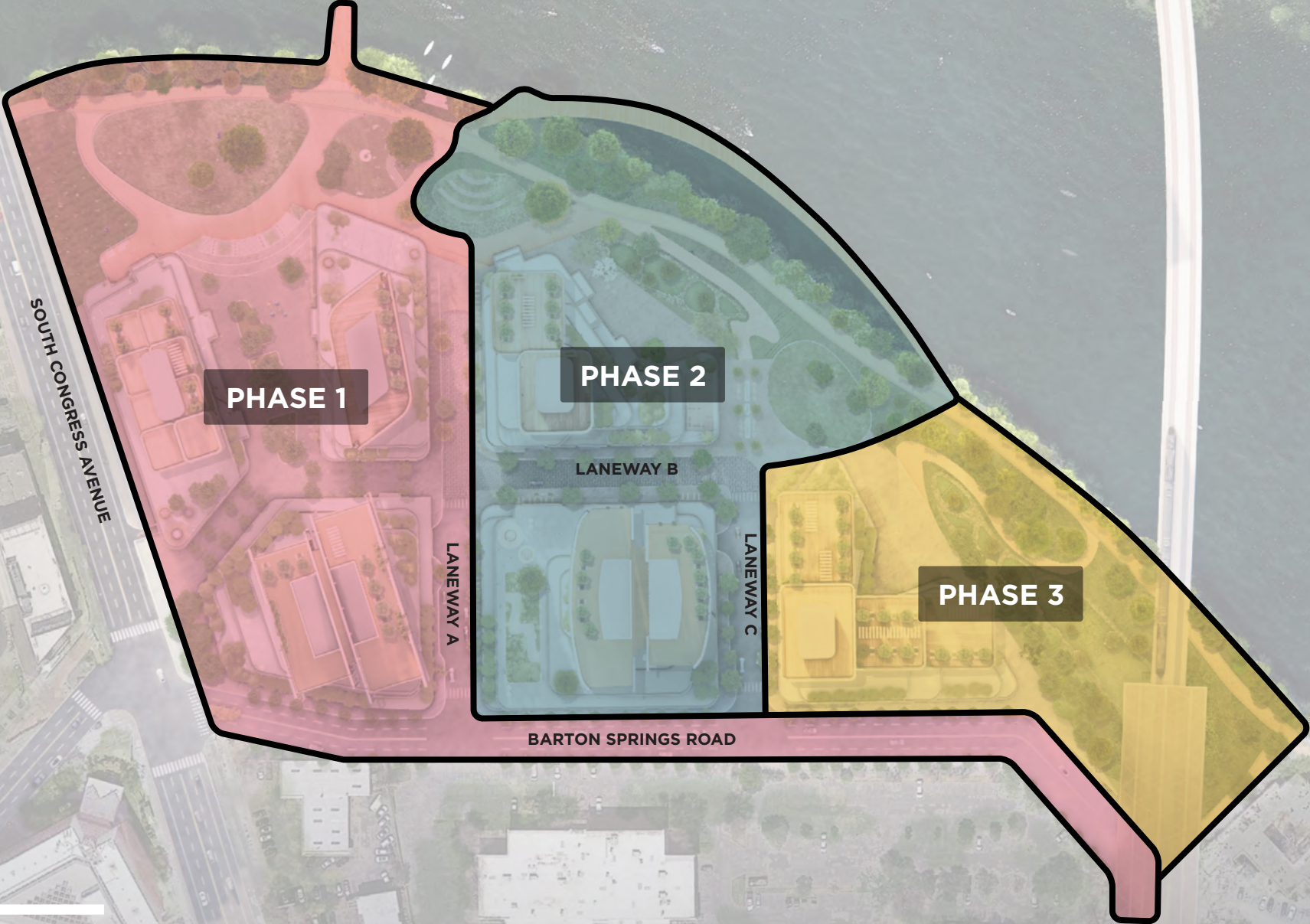
Conceptual Open Space Map

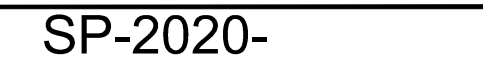
Exhibit G



305 S. Congress Avenue
Conceptual Phasing Plan

Exhibit H

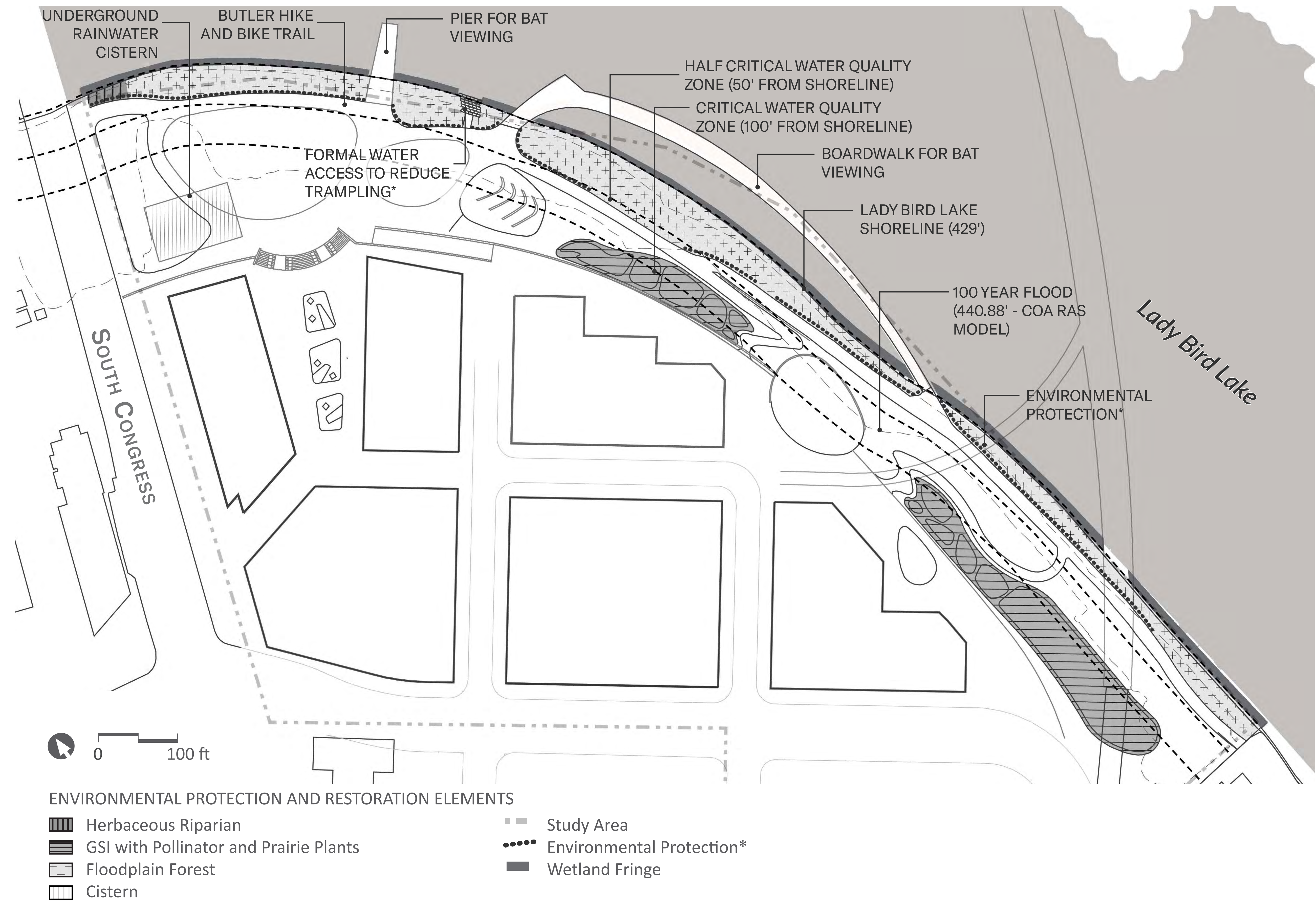




305 S. CONGRESS PUD

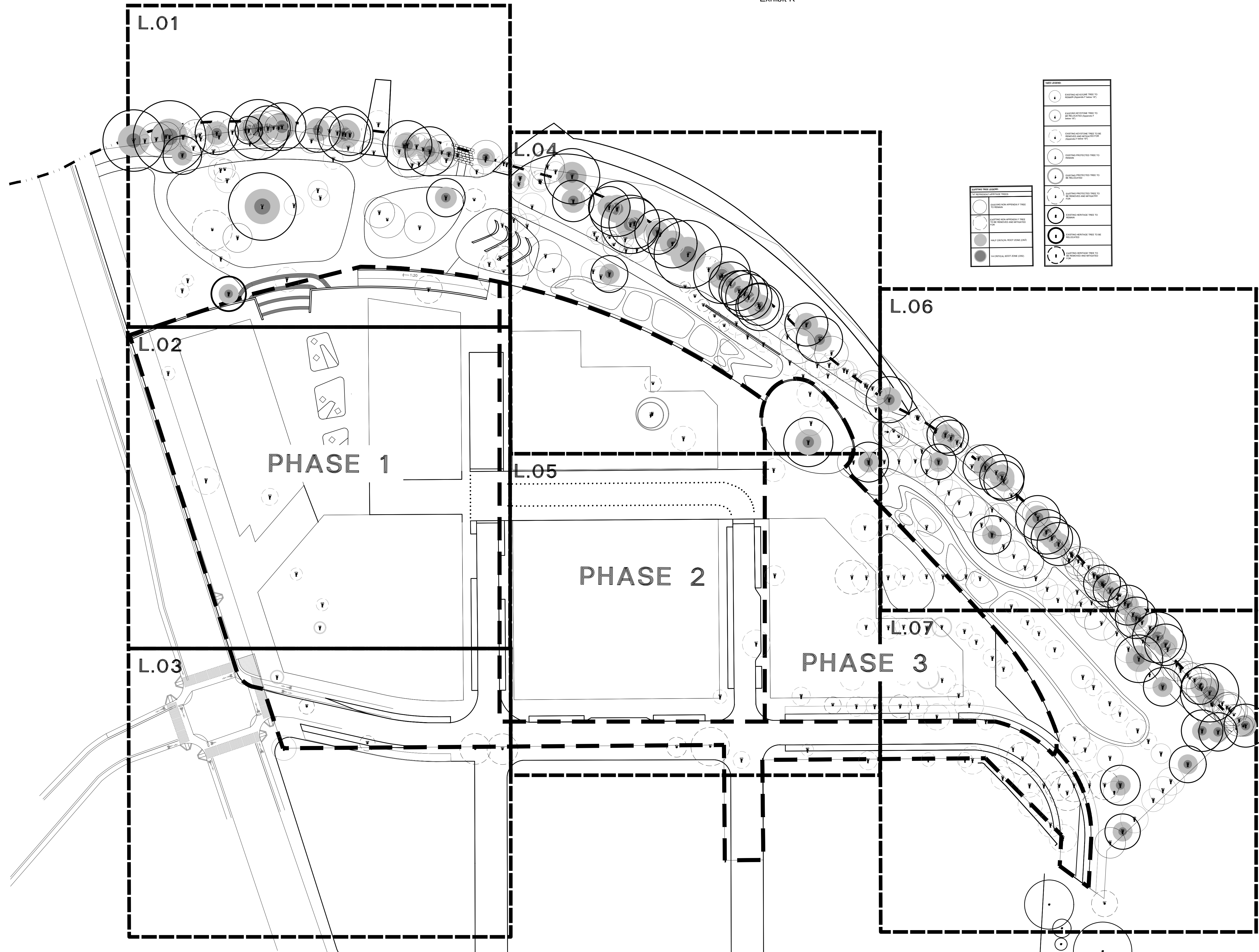
Environmental Protection and Restoration Plan

Exhibit J



- Notes:**
- 1. Environmental protection and enhanced cultural experience:**
A major threat to environmental superiority of the site is the regular degradation of areas due to heavy use of the property by the public to view the bats and access the water. To accommodate additional park users, reduce trampling of restored areas, create additional bat viewing areas, and improve the views of Lady Bird Lake and the downtown Austin skyline, this project proposes to construct a pier; a boardwalk, and one hardened water access point. By directing users to these landscape features, other parts of the open space can be protected, restored, and maintained to create an environmentally superior site. Please refer to the Open Space Map for maximum shoreline amenity dimensions.
- 2. Bat conservation:**
The project will protect the Austin Bat Colony by using dark sky compliant lighting (as defined in Note 62 on Sheet 8) within 75' of the shoreline, creating safe vantages for bat viewing that do not disturb bat behavior, maintaining the bald cypress fringe along the shoreline critical for bat navigation, and maintaining an area free of trees directly east of the Congress Avenue Bridge at the lakeshore for bats to congregate before flight. The applicant will also continue to coordinate with local bat conservation groups for best practices during the design and construction phases of the project.
- 3. Protect critical environmental features, floodplain forest, and wetland plantings:**
A combination of split rail fence, cable fence, boulders, and/or equivalent will be used to protect the wetland fringe and floodplain forest adjacent to the trail and will include at least 800 linear feet of protection.
- 4. Restore floodplain forest:**
Restore at least 1 acre of riparian woodland forest between the water edge and the trail. Restoration includes the invasive species removal (Ligustrum, Nandina, Chinaberry, Chinese tallow, Arundo, Japanese honeysuckle, lacebark elm, tree of heaven, English Ivy, Asian Jasmine, Vitex, and poison ivy along with other invasives will occupy no more to less than 5% vegetative cover), temporary irrigation, soil amendments where needed (up to 3" of native compost gently raked into upper surface), planting 500 native herbaceous and ground cover plants (1 gallon) planted in clumps 18" on center, as well as seeding 28 pounds of native riparian seed.
- 5. Restore and enhance the wetland fringe:**
The wetland fringe is shaded out by invasive understory and is trampled in numerous areas. Restoration of the 1,000 square feet of wetland fringe will entail the removal of invasive species as described above in note 4 and begin the establishment of wetland plants where feasible with a total planting of at least 15 obligate and facultative wetland species, planting at least 200 one gallon containers in up to 10 clumps.
- 6. Restore riparian herbaceous vegetation:**
At least 800 square feet of herbaceous riparian vegetation will be planted adjacent to Congress Avenue Bridge between the trail and the lake to keep the area open for the bats and to add plant diversity. The planting will include at least 300 plants (1 gallon) planted in clumps 18" on center to reduce weeds and will include physical barriers to help minimize trampling. Preparation of the area will include woody species removal, invasive species removal, soil amendments as necessary, and temporary irrigation installation.
- 7. Pollinator plants:**
The project will include at least 30 native pollinator and prairie species (both planted and seeded) in green stormwater infrastructure that covers at least 0.75 acre of the site.
- 8. Sustainable management plan:**
The applicant is committed to creating a sustainable land management plan for the site in coordination with appropriate entities that could include the Trail Foundation, bat conservation organizations, South Central Waterfront entities, and others. The plan will use an adaptive management framework that focuses on an enhanced user experience and ecological functionality that results in long-term, sustainable management of the site. At a minimum, the land management plan will include bi-annual management of invasive species (as listed above), increases in diversity through planting and seeding, ensuring native vegetative cover, and annual monitoring.

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project
305 South
Congress -
PUD Tree
Preservation
Plan

305 South Congress
Avenue
Austin, TX 78731

project number
A20224

issue date
March 21, 2022

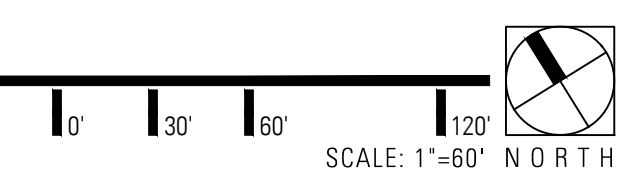
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reviewed: XXX

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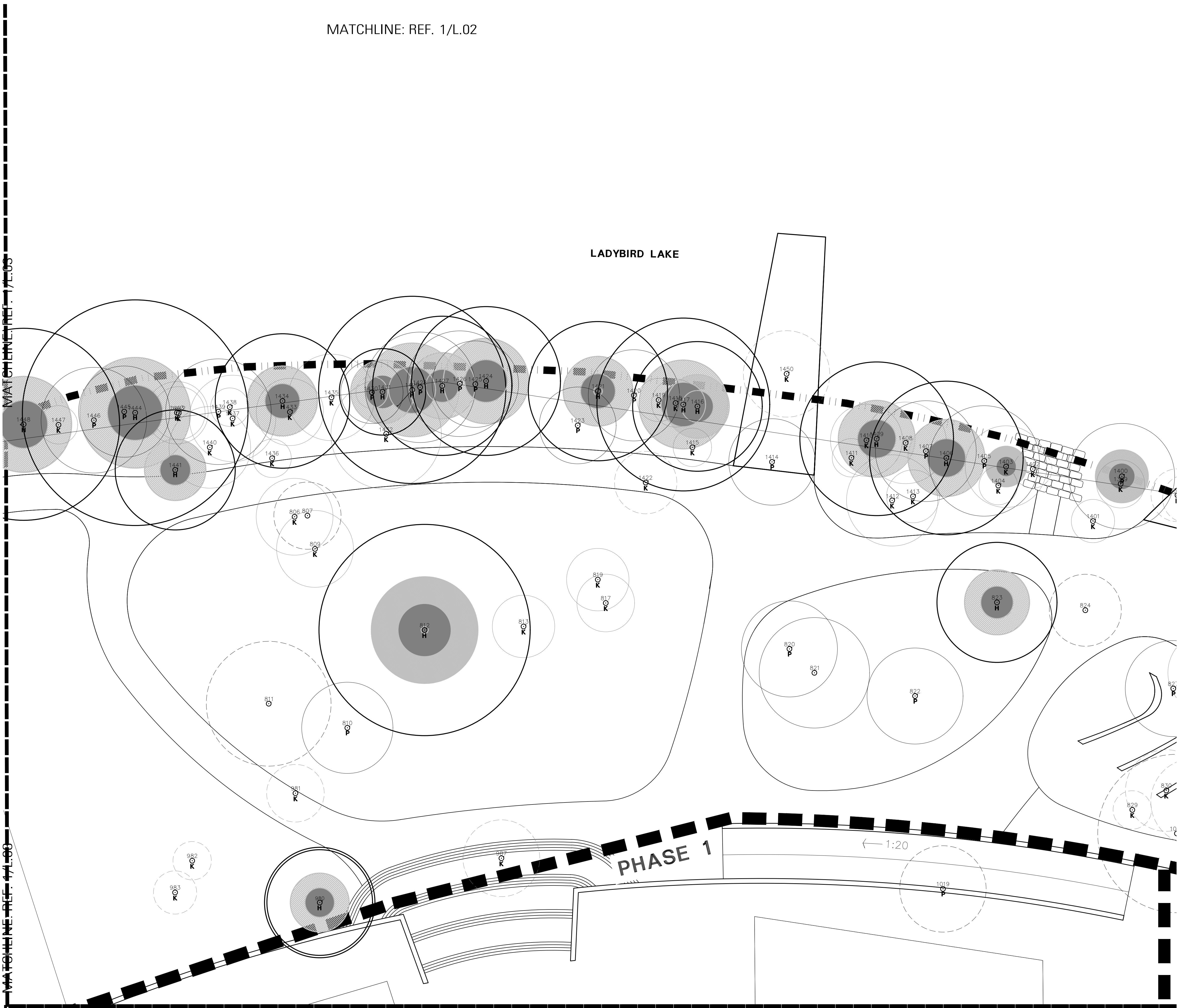
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site plan

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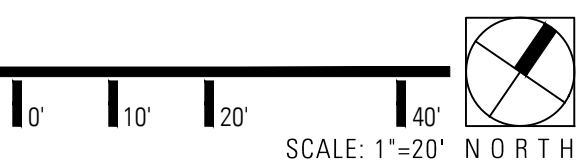
1 OVERALL PLAN



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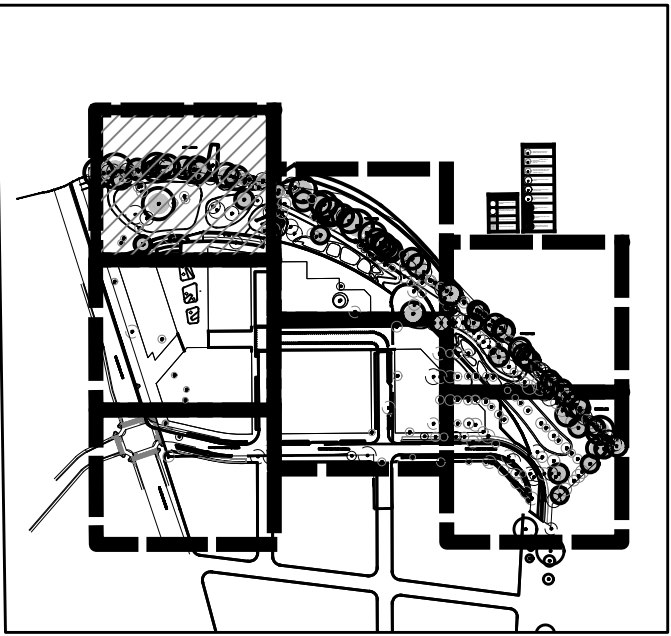


1 LANDSCAPE PLAN



TREE LEGEND:	
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	HALF CRITICAL ROOT ZONE (CRZ)
	1/4 CRITICAL ROOT ZONE (CRZ)



KEY MAP



TBG

landscape architects, planners & designers

1705 guadalupe street
suite 500
austin, tx 78701

[512] 327-1011
tbgpartners.com

project

305 South Congress - PUD Tree Preservation Plan

305 South Congress Avenue
Austin, TX 78731

project number
A20224

issue date
March 21, 2022

designed: XXX
drawn: XXX
reviewed: XXX

sheet title

permit site plan

sheet

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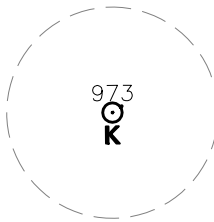
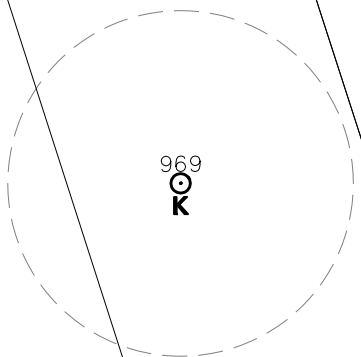
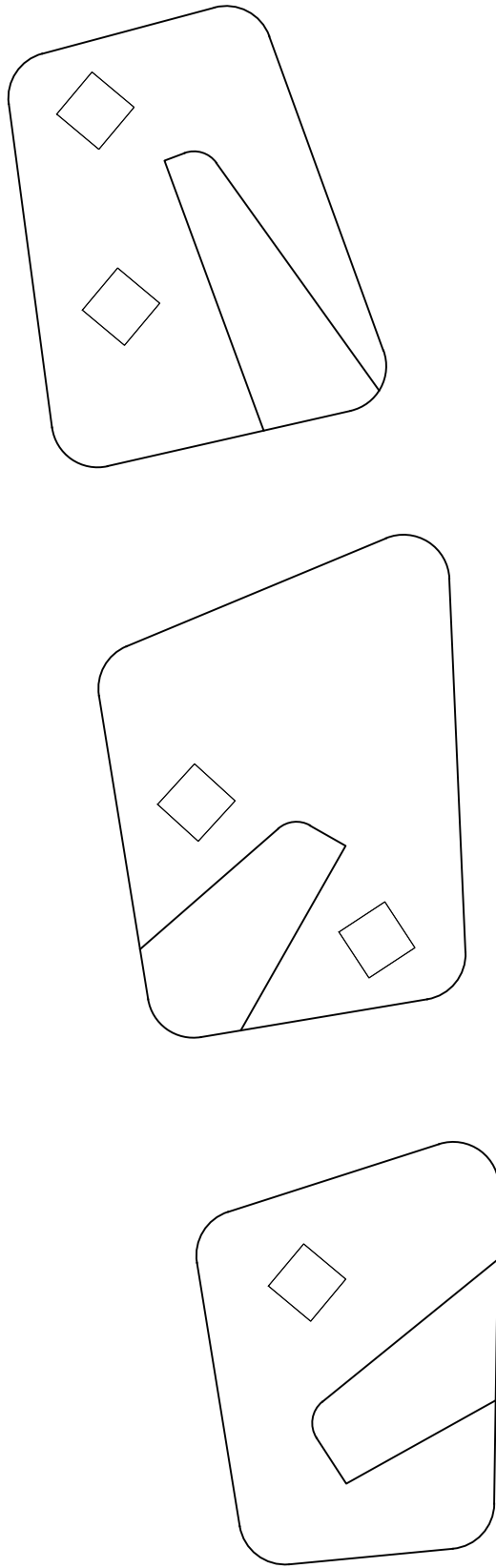
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SOUTH CONGRESS AVENUE

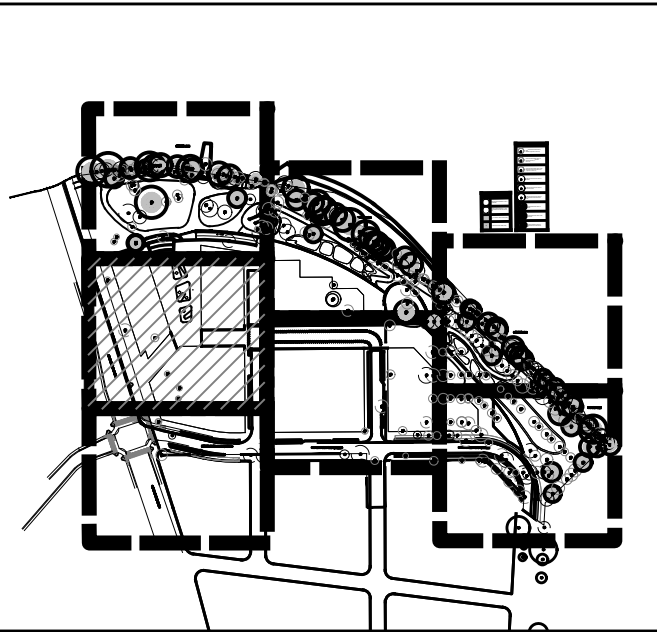
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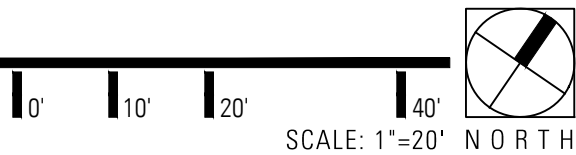


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project

305 South Congress - PUD Tree Preservation Plan

305 South Congress
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project number
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issue date
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designed: XXX
drawn: XXX
reviewed: XXX

sheet title

permit site plan

sheet

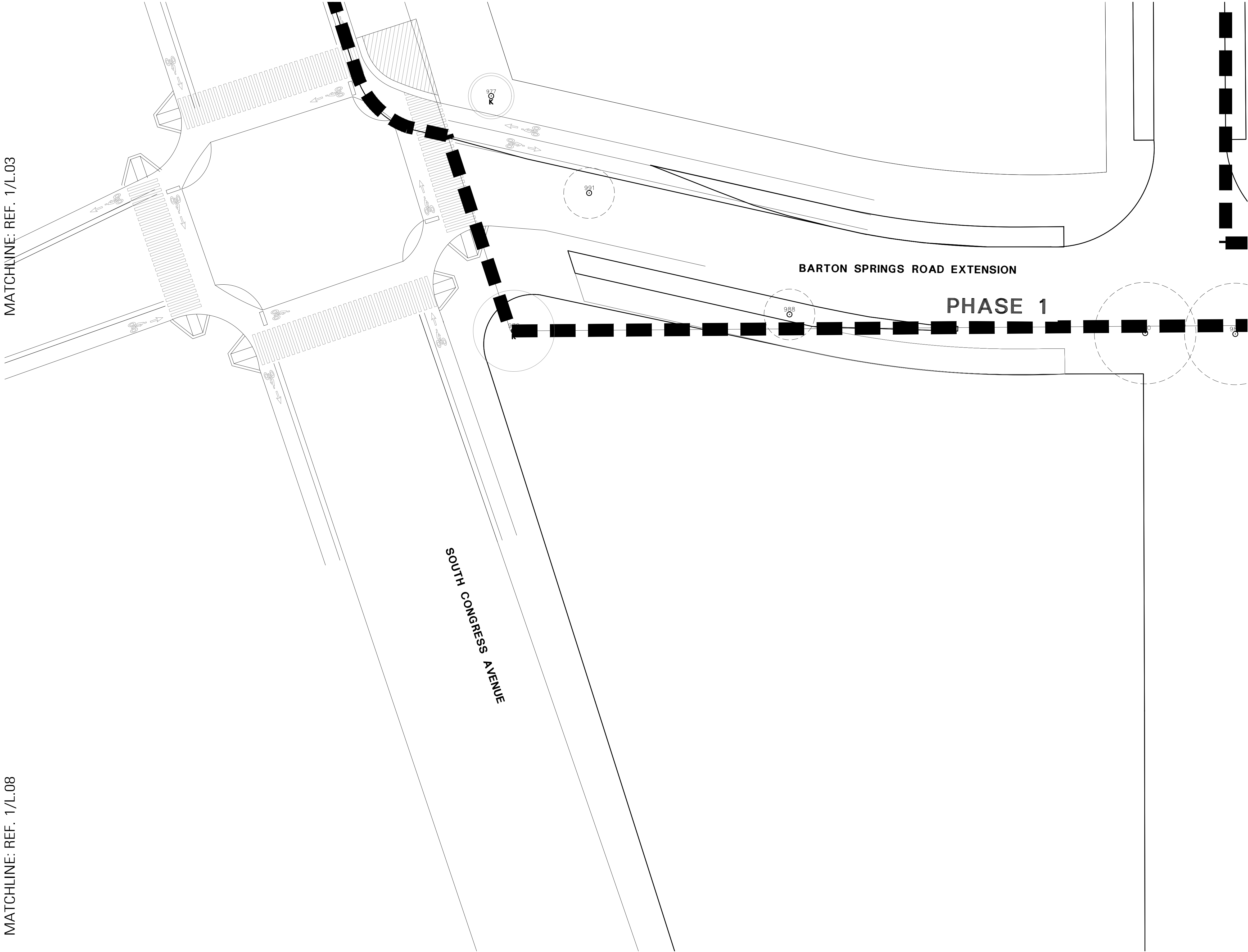
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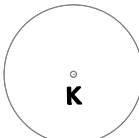
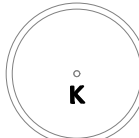
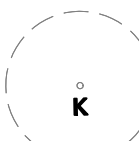
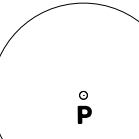
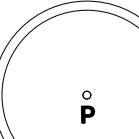
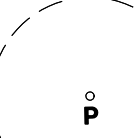
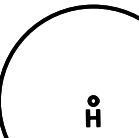
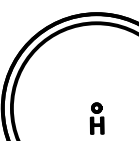
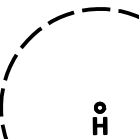
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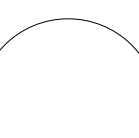
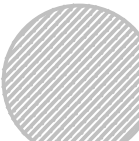
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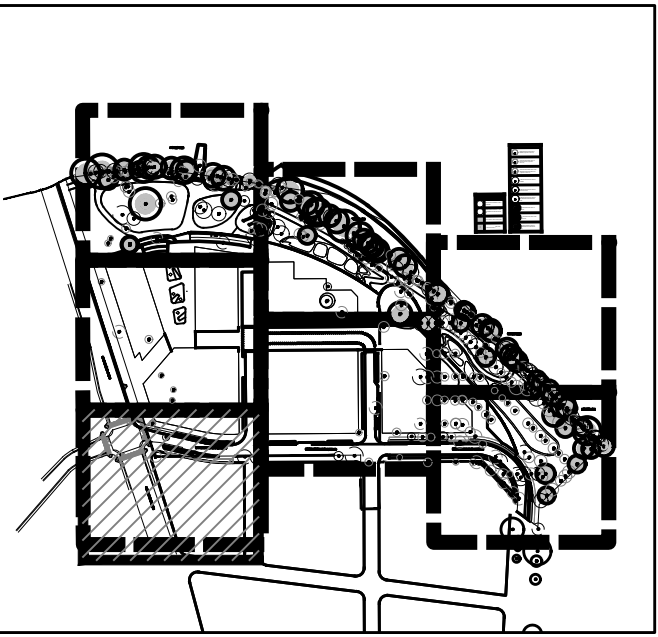
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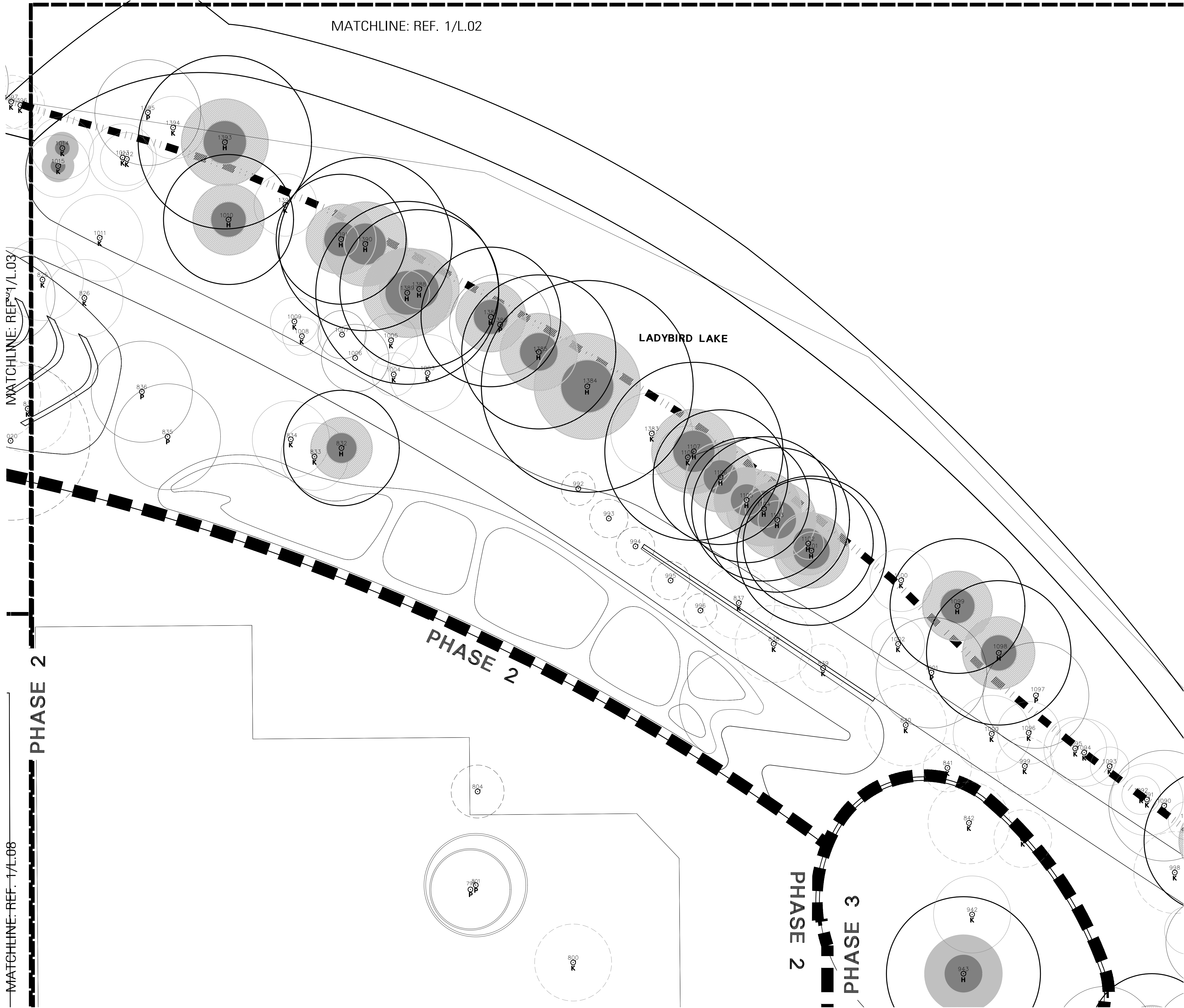
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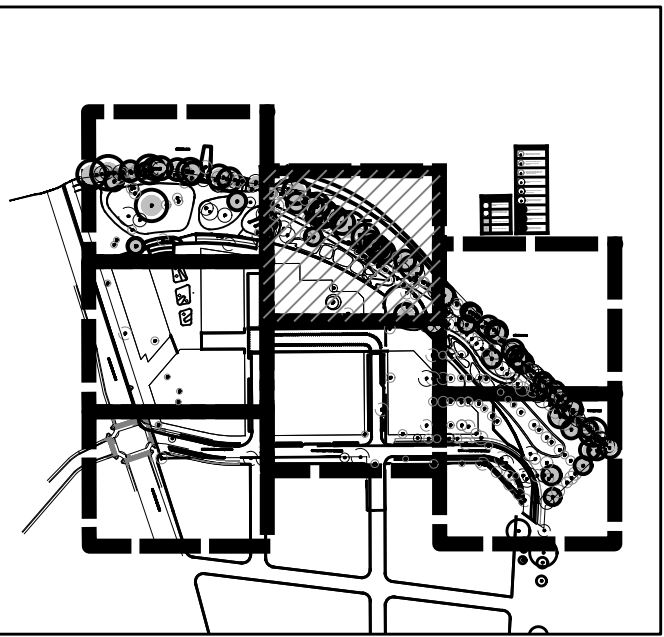
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TREE LEGEND:	
	EXISTING KEYSTONE TREE TO REMAIN (Appendix F below 19")
	EXISTING KEYSTONE TREE TO BE RELOCATED (Appendix F below 19")
	EXISTING KEYSTONE TREE TO BE REMOVED AND MITIGATED FOR (Appendix F below 19")
	EXISTING PROTECTED TREE TO REMAIN
	EXISTING PROTECTED TREE TO BE RELOCATED
	EXISTING PROTECTED TREE TO BE REMOVED AND MITIGATED FOR
	EXISTING HERITAGE TREE TO REMAIN
	EXISTING HERITAGE TREE TO BE RELOCATED
	EXISTING HERITAGE TREE TO BE REMOVED AND MITIGATED FOR

EXISTING TREE LEGEND:	
"H" REPRESENT HERITAGE TREES	
	EXISTING NON APPENDIX F TREE TO REMAIN
	EXISTING NON APPENDIX F TREE TO BE REMOVED AND MITIGATED FOR
	HALF CRITICAL ROOT ZONE (CRZ)
	1/4 CRITICAL ROOT ZONE (CRZ)



KEY MAP



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project

305 South Congress - PUD Tree Preservation Plan

305 South Congress
Avenue
Austin, TX 78731

project number
A20224

issue date
March 21, 2022

designed: XXX
drawn: XXX
reviewed: XXX

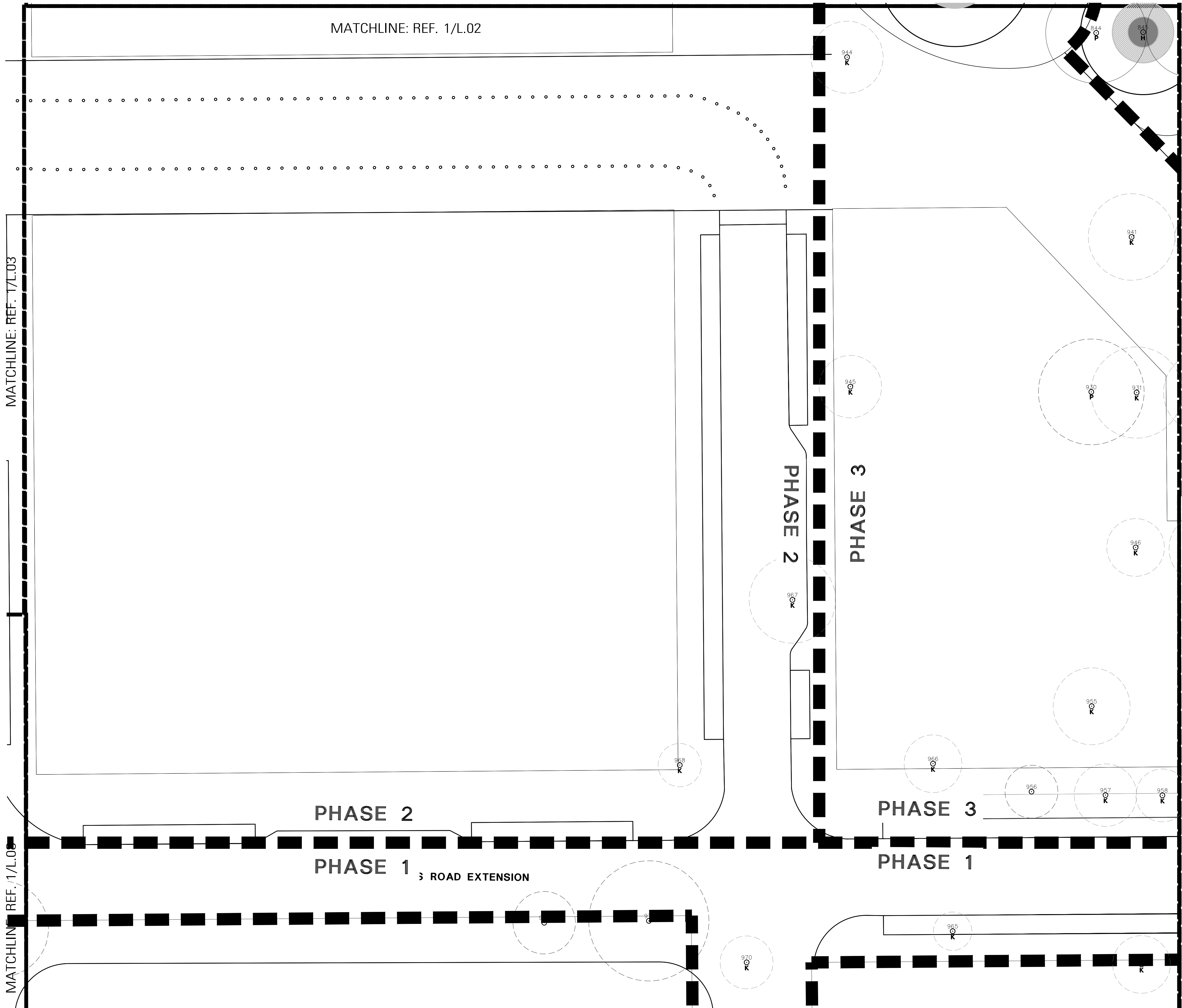
sheet title

permit site plan

sheet

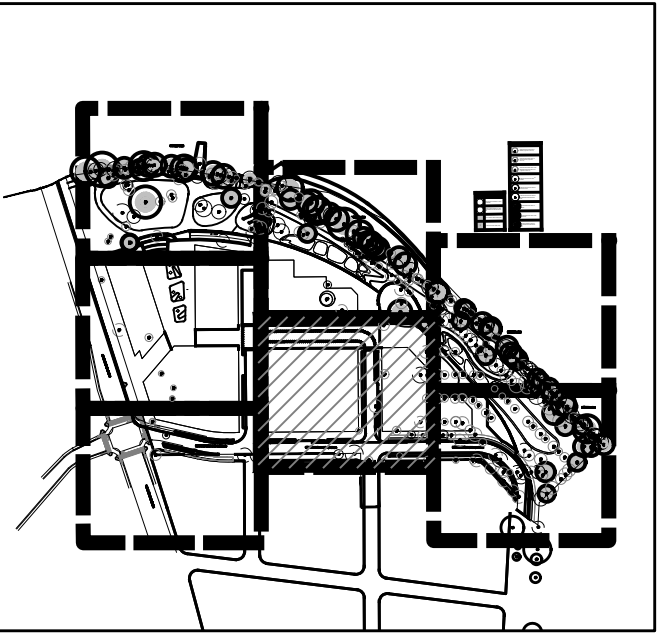
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KEY MAP



1 LANDSCAPE PLAN



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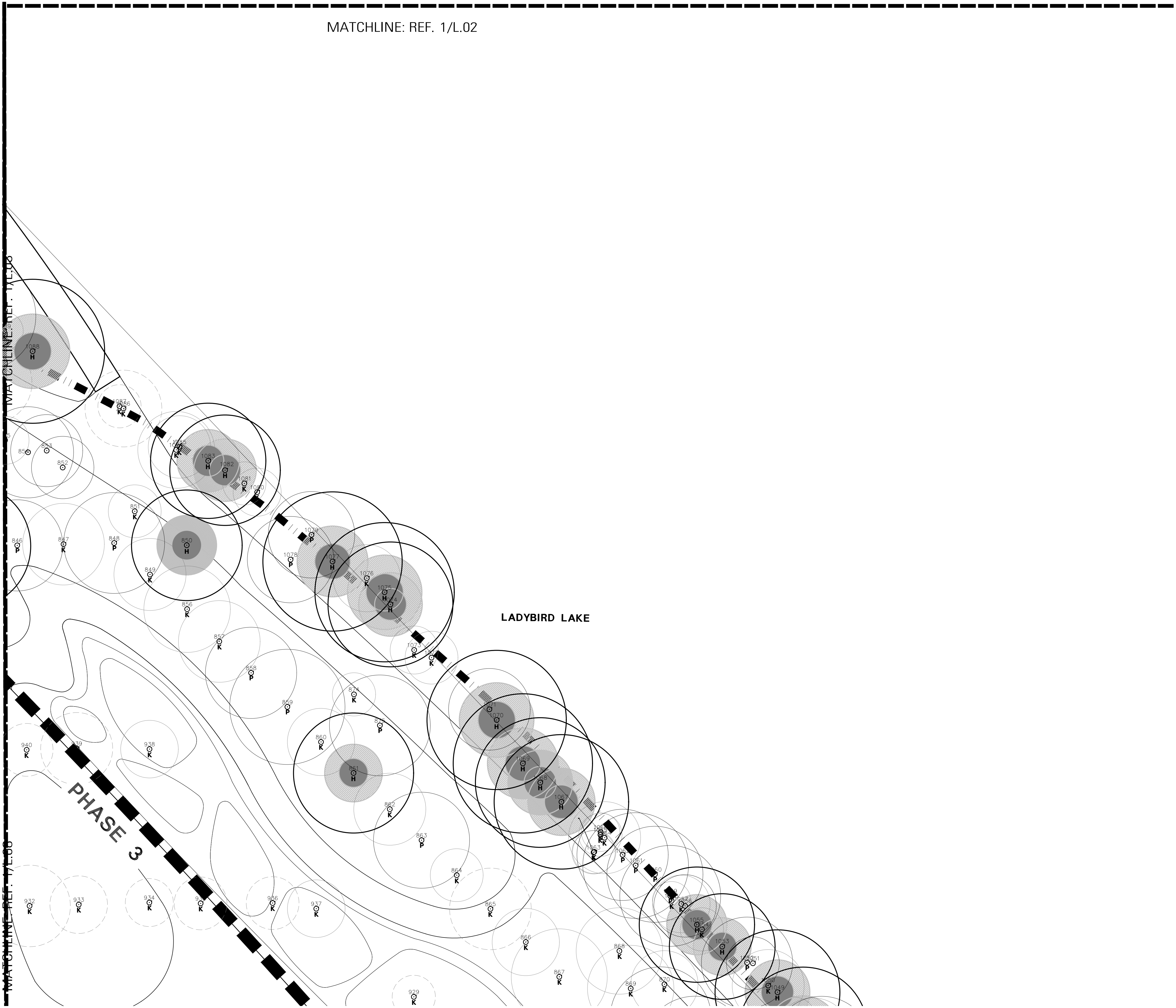
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permit site plan

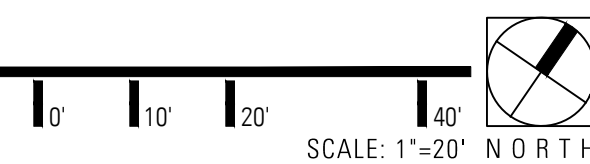
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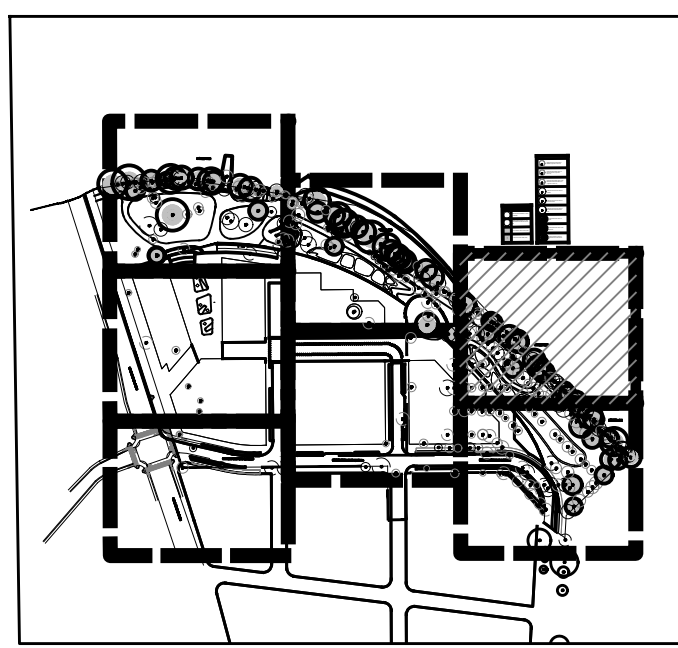


1 LANDSCAPE PLAN



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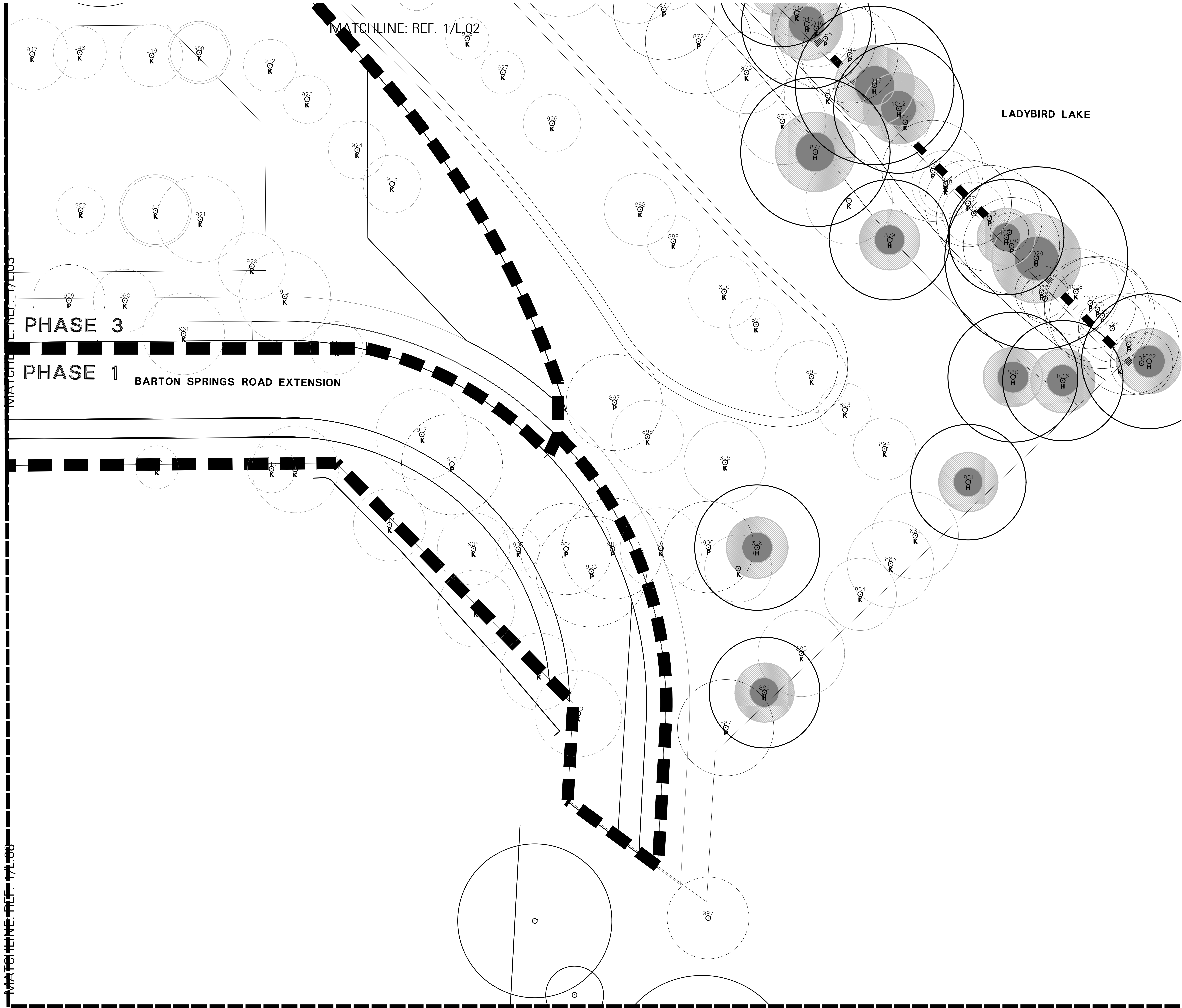
issue date
March 21, 2022

designed: XXX
drawn: XXX
reviewed: XXX

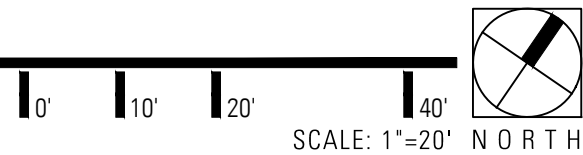
sheet title
permit site plan

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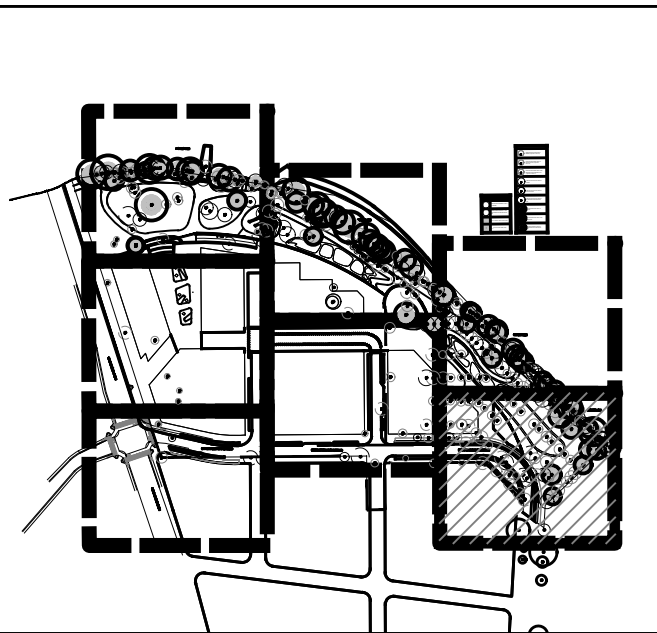


1 LANDSCAPE PLAN



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reviewed: XXX

sheet title

permit site plan

sheet

L.07

Job Number: A20224

POOR HEALTH TREES IN BLUE

														Trees Removed										Trees Preserved											
														Heritage Trees		ECM 3.5.1 (A)(2) - Tree Type Categories								Heritage Trees		ECM 3.5.1 (A)(2) - Tree Type Categories								APDX-F TREES INSTALLEAD PER SPC-2014-0356C	
HERITAGE	MULTI-TRUNK	DEAD OR POOR	TAG#	* removed	SPECIES	CAL 1	CAL 2	CAL 3	CAL 4	CAL 5	CAL 6	(=)		HERITAGE 30"+	HERITAGE 24"+	APDX-F 19" & UP	APDX-F 8"-18.9"	NON-APDX-F 19" & UP	NON-APPDX-F 8"-18.9"	APDX-F <8"	NON-APPDX-F <8"	INVASIVE	TREE HEALTH GRADED AS POOR	HERITAGE E 30"+	HERITAGE E 24"+	APDX-F 19" & UP	APDX-F 8"-18.9"	NON-APDX-F 19" & UP	NON-APPDX-F 8"-18.9"	APDX-F <8"	NON-APPDX-F <8"	INVASIVE			
					799	LIVE OAK	17																												
	X	P			800*	LIVE OAK	12	7					15.5				15.5												17						
	X				801	LIVE OAK	17	9					21.5																						
					806	HACKBERRY	16						16.0															21.5							
					809	PECAN	16						16.0																16						
					810	LIVE OAK	21						20.5																20.5						
X	X				812	PECAN	36	18					45.0												45										
					813	AMERICAN ELM	13						13.0																	13					
					817	AMERICAN ELM	12						12.0																	12					
					819	AMERICAN ELM	13						13.0																	13					
					820	PECAN	22						22.0																22						
					822	LIVE OAK	24						23.5																23.5						
X					823	LIVE OAK	27						27.0													27									
					825	CEDAR ELM	17						17.0																	17					
					826	CEDAR ELM	16						16.0																	16					
					827	LIVE OAK	22						22.0																22						
					829*	HACKBERRY	8						8.0				8																		
					830*	LIVE OAK	17						17.0				17																		
					831*	LIVE OAK	18						18.0				18																		
X					832	LIVE OAK	26						25.5														25.5								
					833	LIVE OAK	14						14.0																						
					834	LIVE OAK	16						16.0																	16					
					835	LIVE OAK	24						23.5																23.5						
					836	LIVE OAK	22						22.0																22						
					837*	LIVE OAK	15						15.0				15																		
					838*	LIVE OAK	16						16.0				16																		
					839*	LIVE OAK	10						10.0				10																		
					840*	LIVE OAK	17						17.0				17																		
					841*	LIVE OAK	10						10.0				10																		
					842*	LIVE OAK	17						17.0				17																		
					843*	LIVE OAK	12						12.0				12																		
					844	LIVE OAK	22						22.0																22						
X					845	LIVE OAK	26						25.5														25.5								
					846	LIVE OAK	20						20.0																20						
					847	LIVE OAK	17						17.0																						
					848	LIVE OAK	22						22.0																22						
					849	LIVE OAK	15						15.0																						
X	X				850	SPANISH OAK	18	13					24.5														24.5								
					851	BALD CYPRESS	11						11.0																						
					855	LIVE OAK	10						10.0																						
					856	LIVE OAK	18						18.0																						
					857	LIVE OAK	17						17.0																						
					858	LIVE OAK	20						19.5																19.5						
					859	LIVE OAK	23						23.0																23						
					860	LIVE OAK	14						14.0																						
X					861	LIVE OAK	24						23.5																23.5						
					862	LIVE OAK	15						15.0																						
					863	LIVE OAK	20						20.0																20						
					864	LIVE OAK	11						11.0																						

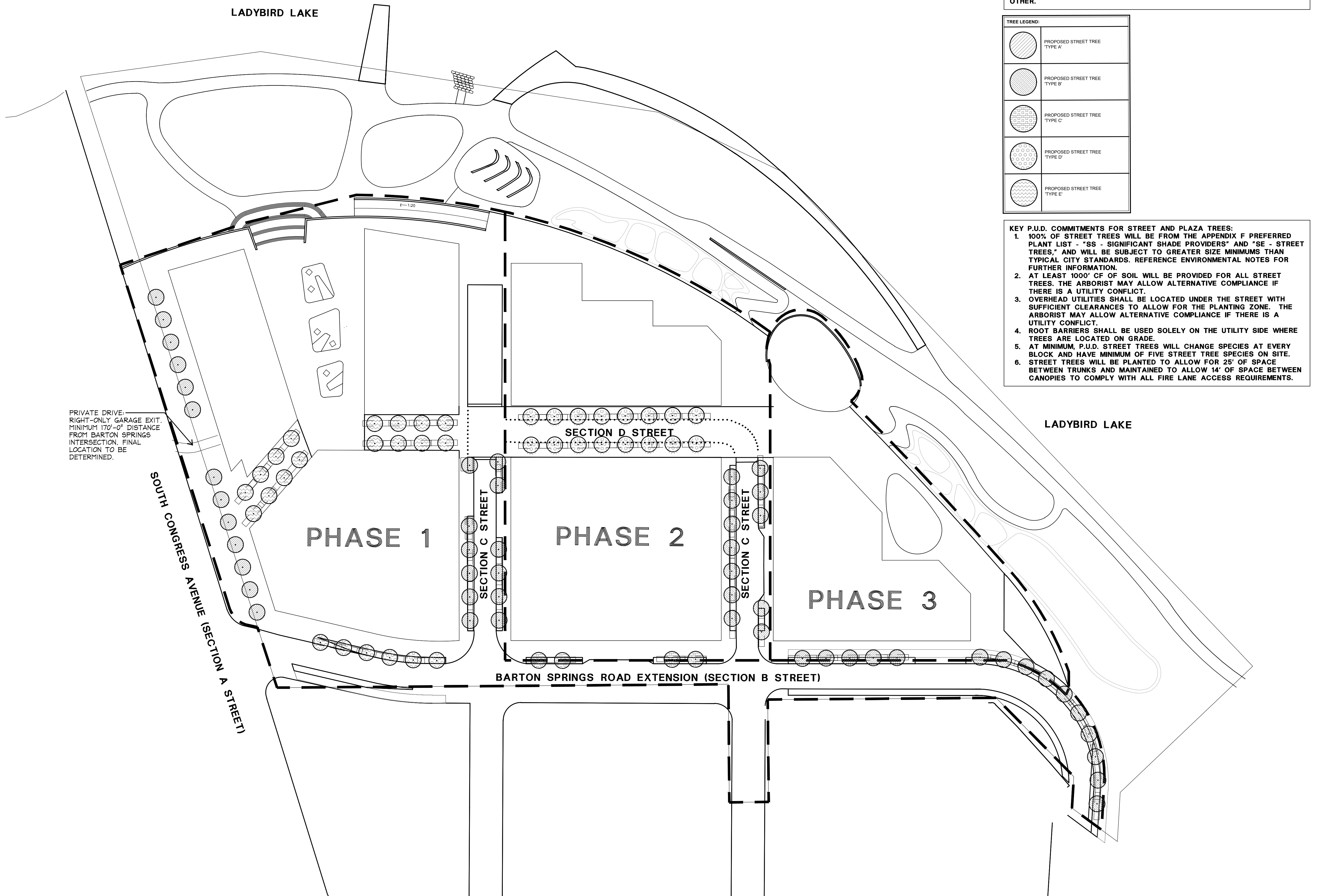
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												0																							
Total cal. inch removed per category:													0	0	224	1109	0	0	0	0	0	0	0	0	0										
Grand Total Cal. Inch Removed:													1333										4556												
COA Minimum Replacement replace @ %													300%	300%	100%	50%	50%	25%	0%	0%	0%	0%	100%												
Subtotal Replacement Inches:													0.0	0.0	224.0	554.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0												
Total Replacement: (cal. Inches)													779																						
													Tree REMOVAL Accounting Summary Total Caliper Inches Surveyed 5,889										Tree PRESERVATION Accounting Summary 5,889 Total Caliper Inches Surveyed												
													Total heritage cal. inches 30"+ removed 0										940 Total heritage cal. inches 30"+ preserved												
													Total heritage cal. inches 24"+ removed 0										991 Total heritage cal. inches 24"+ preserved												
													Total cal. inches removed, Appendix F, 19" & up 224										1137.5 Total cal. Inches preserved, Appendix F, 19" & up												
													Total cal. inches removed, Appendix F, 8"-18.9" 1109.0										1487.5 Total cal. Inches preserved, Appendix F, 8"-18.9"												
													Total cal. inches removed, NON-Appendix F, 19" & up 0										0 Total cal. Inches preserved, NON-Appendix F, 19" & up												
													Total cal. inches removed, NON-Appendix F, 8"-18.9" 0										0 Total cal. Inches preserved, NON-Appendix F, 8"-18.9"												
													Total cal. inches removed, Appendix F, <8" 0										0 Total cal. Inches preserved, Appendix F, <8"												
													Total cal. inches removed, NON-Appendix F, <8" 0										0 Total cal. Inches preserved, NON-Appendix F, <8"												
													Total cal. inches removed, Invasives 0										0 Total cal. Inches preserved, Invasives												
													Total cal Inches removed: 1333										4556 Total cal Inches PRESERVED												
													TOTAL APPENDIX F PRESERVATION RATE: 77.36%																						
													PROTECTED TREE APPENDIX F PRESERVATION RATE: 83.55%																						

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Exhibit L



1 OVERALL PLAN

NOTE:
LOCATION OF THE STREET TREES ARE SUBJECT TO CHANGE BASED ON VEHICLE DROP OFF AND FINAL BELOW GRADE GARAGE PARKING ENTRANCES.

NOTE:
THE PURPOSE OF THIS EXHIBIT IS TO ILLUSTRATE THE OBJECTIVE TO CHANGE STREET TREE SPECIES AT EACH BLOCK LENGTH. THE CITY ARBORIST MAY ALLOW FOR ALTERNATIVE EQUIVALENT COMPLIANCE ON THE TREE "TYPE" TO CHANGE AT TIME OF DESIGN AND PERMITTING BASED ON CASE-BY-CASE BASIS DUE TO UNIQUE SITE AND CLIMATE CONDITIONS, OTHER.

TREE LEGEND:	
	PROPOSED STREET TREE TYPE A
	PROPOSED STREET TREE TYPE B
	PROPOSED STREET TREE TYPE C
	PROPOSED STREET TREE TYPE D
	PROPOSED STREET TREE TYPE E

- KEY P.U.D. COMMITMENTS FOR STREET AND PLAZA TREES:
- 100% OF STREET TREES WILL BE FROM THE APPENDIX F PREFERRED PLANT LIST - "SS - SIGNIFICANT SHADE PROVIDERS" AND "SE - STREET TREES," AND WILL BE SUBJECT TO GREATER SIZE MINIMUMS THAN TYPICAL CITY STANDARDS. REFERENCE ENVIRONMENTAL NOTES FOR FURTHER INFORMATION.
 - AT LEAST 1000' CF OF SOIL WILL BE PROVIDED FOR ALL STREET TREES. THE ARBORIST MAY ALLOW ALTERNATIVE COMPLIANCE IF THERE IS A UTILITY CONFLICT.
 - OVERHEAD UTILITIES SHALL BE LOCATED UNDER THE STREET WITH SUFFICIENT CLEARANCES TO ALLOW FOR THE PLANTING ZONE. THE ARBORIST MAY ALLOW ALTERNATIVE COMPLIANCE IF THERE IS A UTILITY CONFLICT.
 - ROOT BARRIERS SHALL BE USED SOLELY ON THE UTILITY SIDE WHERE TREES ARE LOCATED ON GRADE.
 - AT MINIMUM, P.U.D. STREET TREES WILL CHANGE SPECIES AT EVERY BLOCK AND HAVE MINIMUM OF FIVE STREET TREE SPECIES ON SITE.
 - STREET TREES WILL BE PLANTED TO ALLOW FOR 25' OF SPACE BETWEEN TRUNKS AND MAINTAINED TO ALLOW 14' OF SPACE BETWEEN CANOPIES TO COMPLY WITH ALL FIRE LANE ACCESS REQUIREMENTS.



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project

305 South Congress - PUD Street Tree Plan

305 South Congress Avenue
Austin, TX 78731

project number
A20224

issue date
March 21, 2022

sheet title

street trees

sheet

L.01

305 S. CONGRESS PUD

Data Table and Notes

Exhibit M

Total Site Area		821,517 sf / 18.858 acres
Minimum Lot Size		5,750 sf
Minimum Lot Width		50 feet
Maximum Height		525 feet
Maximum Impervious Cover *		68%
Maximum Building Coverage		55%
Maximum Floor Area Ratio *		4.3 : 1
Minimum Setbacks	Front Yard	0 feet
	Street Side Yard	0 feet
	Interior Side Yard	0 feet
	Rear Yard	0 feet

* Impervious cover, building coverage, and floor-to-area is based on gross site area of all of the land within the PUD.
* Impervious cover and building coverage will be higher on a parcel by parcel calculation.

NOTES:

1.

The maximum height of any structure within Area 2 shall not exceed 525 feet from finished grade. Exceptions from the maximum height limit under 25-2-531 shall apply.
2.

The maximum height of any structure within Area 1 shall not exceed 35 feet from finished grade. Exceptions from the maximum height limit under 25-2-531 shall apply.
3.

Intentionally omitted.
4.

Section 25-2-491 (Permitted, Conditional, and Prohibited Uses) is modified to allow so that following uses are conditional uses within Area 2:
 - General Warehousing and Distribution
 - Light Manufacturing
 - Limited Warehousing and Distribution
5.

5. In addition to the uses described in Section 25-2-691 (Waterfront Overlay (WO) District Uses), the following are additional pedestrian-oriented uses allowed in Area 2:
 - Administrative and Business Offices
 - Automotive Sales
 - Automotive Rentals
 - Automotive Repair Services
 - Financial Services
 - Hotel – Motel
 - Indoor Entertainment
 - Indoor Sports/Recreation
 - Medical Offices – exceeding 5,000 sq. ft. gross floor area
 - Medical Office – not exceeding 5,000 sq. ft. gross floor area
 - Personal Improvement Services
 - Personal Services
 - Pet Services
 - Professional Office
 - Recreation and Equipment Sales
 - Theater
 - Transportation Terminal
 - Temporary Uses Described in Section 25-2-921
 - Veterinary Service
6.

Section 25-2-491 (Permitted, Conditional, and Prohibited Uses) is modified so that the following uses are permitted uses within Area 2:
 - Bed & Breakfast (Group 1)
 - Bed & Breakfast (Group 2)
 - Condominium Residential
 - Multifamily Residential
 - Townhouse Residential
 - Short-Term Rental (Types 1 and 3)
 - Administrative and Business Office
 - Art Gallery
 - Art Work Shop
 - Automotive Sales
 - Automotive Rentals
 - Automotive Repair Services
 - Business or Trade School
 - Business Support Services
 - Cocktail Lounge
 - Commercial Off-Street Parking
 - Communications Services
 - Consumer Convenience Services
 - Consumer Repair Services
 - Convenience Storage
 - Electronic Prototype Assembly
 - Electronic Testing
 - Financial Services
 - Food Preparation
 - Food Sales
 - General Retail Sales (Convenience)
 - General Retail Sales (General)
 - Hotel-Motel
 - Indoor Entertainment
 - Indoor Sports and Recreation
 - Kennels
 - Laundry Services
 - Liquor Sales
 - Marina
 - Medical Offices – exceeding 5,000 sq. ft. gross floor area
 - Medical Office – not exceeding 5,000 sq. ft. gross floor area
 - Off-Site Accessory Parking
 - Outdoor Entertainment
 - Outdoor Sports and Recreation
 - Pedicab Storage and Dispatch
 - Personal Improvements Services
 - Personal Services

- Pet Services
 - Plant Nursery
 - Professional Office
 - Recreational Equipment Maint. & Stor.
 - Recreational Equipment Sales
 - Research Assembly Services
 - Research Services
 - Restaurant (General)
 - Restaurant (Limited)
 - Service Station
 - Stables
 - Software Development
 - Theater
 - Vehicle Storage
 - Veterinary Services
 - Custom Manufacturing
 - Community Garden
 - Indoor Crop Production
 - Urban Farm
 - Administrative Services
 - Camp
 - Club or Lodge
 - College and University Facilities
 - Communication Service Facilities
 - Community Events
 - Community Recreation (Private)
 - Community Recreation (Public)
 - Congregate Living
 - Convalescent Services
 - Counseling Services
 - Cultural Services
 - Day Care Services (Commercial)
 - Day Care Services (General)
 - Day Care Services (Limited)
 - Family Home
 - Group Home, Class I (General)
 - Group Home, Class I (Limited)
 - Group Home, Class II
 - Hospital Services (General)
 - Hospital Services (Limited)
 - Local Utility Services
 - Maintenance and Service Facilities
 - Park and Recreation Services (General)
 - Park and Recreation Services (Special)
 - Private Primary Educational Facilities
 - Private Secondary Educational Facilities
 - Public Primary Educational Facilities
 - Public Secondary Educational Facilities
 - Religious Assembly
 - Safety Services
 - Telecommunication Tower 7
 - Transportation Terminal
7.

The construction of the water steps shall not be considered placement of fill within Lady Bird Lake.
8.

New site controls will be constructed to meet or exceed current requirements for the limits of construction of each phase and the impervious cover within the respective phase.
9.

Electrical easements shall be required for all developments. Their location and size on-site will be mutually determined at the subdivision plat/site plan submittal and may require more space than minimum building setback.
10.

Riparian restoration, including removal of invasive species, is allowed as long as it does not destabilize the shoreline and is done as part of a restoration plan submitted for review and approved by the Watershed Protection Department.
11.

A minimum of 9 points will be achieved by participation in the City’s Carbon Statement Pilot Program.
12.

Impervious cover will be reduced in the CWQZ by 10.07%, in the primary setback by 35.44% and the secondary setback by 4%.
13.

Signage and wayfinding will be used to provide information on Bat Conservation, Water Quality and Riparian Restoration, Tree Preservation and Relocation, and Pollinator Plants.

		Breakdown	Total Acres	Total GSF	Percentage
Public Realm	R.O.W.	Future Barton Springs Road Extension	1.92	83,815	10.2%
		Internal Private Driveways	1.77	77,078	9.4%
	Open Space	Park Land **	6.53	284,447	34.6%
		Plaza / Landscape Area	1.59	69,233	8.4%
	Total Public Realm Area		11.81	514,573	62.6%
Developable Land	Development Parcel		7.03	307,098	37.4%
	Total Developable Area		7.03	307,098	37.4%
Total Land Area			18.86	821,517	100%

** Park Land includes inundated land totaling 0.56 acres / 24,342 sf

Land Use Summary	
Residential	1,378 units
Hotel	275 keys
Commercial	150,000 gsf
Office	1,500,000 gsf

Land use and intensities may change so long as development subject to the PUD adheres to the limitations outlined in the TIA dated July 2, 2021