



Recommendation for Action

File #: 22-2802, Agenda Item #: 6.

9/1/2022

Posting Language

Authorize negotiation and execution of an encroachment agreement with River & Rainey Venture, LLC, a Delaware limited liability company, for the permanent aerial encroachment of public right-of-way for an aerial pool deck consisting of approximately 319 square feet, encompassing a volume of 5,102 cubic feet, extending along Rainey Street, between approximately 61 Rainey Street and 69 Rainey Street.

Lead Department

Development Services Department.

Fiscal Note

This item has no fiscal impact.

For More Information:

Jacquelyn Armstrong, Property Agent Senior, (512) 974-7149; Elizabeth Boswell, Managing Engineer, (512) 974-1849; Jennifer Verhulst, Assistant Director, (512) 974-9318

Council Committee, Boards and Commission Action:

June 14, 2022 - Approved by Planning Commission on the motion by Vice-Chair Hempel, seconded by Commissioner Shieh on a vote of 10-0. Commissioners Howard, Mushtaler, and Thompson were absent.

Additional Backup Information:

A request has been received for a permanent aerial encroachment of approximately 319 square feet of public right-of-way for aerial pool decking, extending along Rainey Street, at approximately 61 & 69 Rainey Street. The proposed encroachment area is approximately 112.75 feet above street level, encompassing a volume of 5,102 cubic feet. This project is a mixed-use high-rise development with the following uses: multifamily, restaurant, retail, cocktail lounge, and associated improvements.

The total appraised value for the encroachment is \$21,196.00. A check in the amount of the appraised value has been submitted to the Development Service Department for processing upon approval of this encroachment agreement request. In addition, the applicant has reimbursed the City for the cost of the appraisal and the cost of the public notice requirements sent by certified mail, return receipt requested, to registered neighborhood organizations whose boundaries are within all or a portion of the proposed encroachment areas. No objections were received.

Strategic Outcome(s):

Government that Works for All