



Zoning
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION

AGENDA ITEM NO.: Z-4
AGENDA DATE: Thu 04/07/2005
PAGE: 1 of 1

SUBJECT: C814-01-0038.02 - Parmer/Walnut Creek PUD Amendment #2 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1200-1210 West Parmer Lane (Walnut Creek Watershed) from community commercial (GR) district zoning and planned unit development (PUD) district zoning to planned unit development (PUD) district zoning. Zoning and Platting Commission Recommendation: To grant planned unit development (PUD) district zoning with conditions. Applicant: Edgar and Linda Perry, Exxon Corporation (Sandra L. Heysinger). Agent: McLean & Howard, L.L.P. (William P. McLean). City Staff: Sherri Sirwaitis, 974-3057.

REQUESTING Neighborhood Planning
DEPARTMENT: and Zoning

DIRECTOR'S
AUTHORIZATION: Greg Guernsey

ZONING CHANGE REVIEW SHEET

CASE: C814-01-0038.02

Z.A.P. DATE: January 4, 2005
February 1, 2005
February 15, 2005
March 1, 2005

ADDRESS: 1200-1210 West Parmer Lane

APPLICANT/OWNER: Edgar and Linda Perry, Exxon Corporation (Sandra L. Heysinger)

AGENT: McLean & Howard, L.L.P. (William P. McLean)

ZONING FROM: GR, PUD **TO:** PUD **AREA:** Tracts 3, 4, and new Tract 5 =
5.083 acres

The applicant is requesting amendments to the Parmer/Walnut Creek Planned Unit Development to change the following conditions of the PUD zoning (Request Letter-Attachment A):

- 1) Incorporate a 1.792 acre tract (proposed "Tract 5"), which is currently zoned GR, into the existing PUD;
- 2) On the new Tract 5, allow GR, Community Commercial District, development standards;
- 3) Add Convenience Storage as a permitted use for Tracts 3, 4, and 5 of the PUD;
- 4) Allow GR, Community Commercial District, uses for Tracts 3, 4, and 5, except for (prohibit) the following uses:
 - a) Automotive Rentals
 - b) Automotive Repair Services
 - c) Automotive Sales
 - d) Automotive Washing (of any type)
 - e) Bail Bond Services
 - f) Congregate Living
 - g) Consumer Repair Services
 - h) Exterminating Services
 - i) Funeral Services
 - j) Off-Site Accessory Parking
 - k) Pawn Shop Services
 - l) Pet Services
 - m) Stables
 - n) Theater
 - o) Residential Treatment
 - p) Urban Farm
- 5) Incorporate Design Standards for the proposed Convenience Storage use on Tracts 3, 4, and 5.*

*On January 20, 2005, the staff received a letter (Attachment C) from the new agent for the case, Bill McLean, seeking to clarify some discrepancies between the zoning request conditions (listed in Attachment A) and the private restrictive covenant that the applicant has agreed to with the neighborhood. In this letter, the applicant asked to amend the proposed height for Convenience Storage uses on Tracts 3, 4, and 5 to no more than 42 feet. The applicant has also requested to amend the proposed fencing conditions in described in Attachment A to state that a Convenience Storage use will be fenced along the north, property

line of Tracts 3, 4, and 5, along the south property line of Tract 5, and along the east property line of Tract 4.

After conferring with staff, the applicant amended the requested height for the proposed Convenience Storage use on Tracts 3, 4, and 5 to no more than 38 feet. A new provision in the Land Development Code for height limit exceptions would allow the applicant to exceed a zoning district height by 15 % for the development of ornamental towers [LDC- Sec. 25-2-531]. The applicant is requesting additional height for Tracts 3, 4, and 5 to accommodate decorative (non occupied) corner towers on the proposed self-storage facility (Exhibit-Attachment D).

SUMMARY STAFF RECOMMENDATION:

The staff's recommendation is to grant the proposed amendments and the addition of 1.792 acres (proposed 'Tract 5') to the Parmer/Walnut Creek Planned Unit Development. The staff's recommendation includes the following conditions:

- 1) The development should be limited through a conditional overlay to less than 2,000 vehicle trips per day for Tracts 2-5. [LDC, 25-6-117]
- 2) Tract 1 is limited to 630 vpd as established with the original zoning and prior amendments to the zoning of the property.
- 3) The applicant is required to post their pro rata share of an eastbound through lane on Parmer Lane at the Lamar Boulevard intersection prior to approval of any site plans on this property (Tracts 1-5).
- 4) The following notes should be added to the PUD Land Use Plan in regards to the addition of Tract 5:

"Prior to construction on Tract 5 in this PUD, drainage plans will be submitted to the City of Austin for review. Rainfall run-off shall be held to the amount established by the regional detention plans approved by the City of Austin, except that run-off in excess of the amount established for the regional detention system shall be detained by the use of on-site ponding or other approved methods.

Regional Stormwater Management Program participation fees must be paid to the City of Austin prior to issuance of any development permit(s) for Tract 5."

In regards to item #5 in the applicant's request listed above, the "Proposed Standards for Convenience Storage Use", the staff has no recommendation on 1(b), 1(c), 1(d), 1(e), 1(f), 1(g), and 6. These conditions cannot be placed in a zoning ordinance (not referenced in the Code) and would need to be set out in a private restrictive covenant agreement between the applicant and the neighborhood.

ZONING AND PLATTING COMMISSION RECOMMENDATION:

1/04/05: Postponed to February 1, 2005 by staff (9-0); J. Martinez-1st, J. Gohil-2nd.

2/01/05: Postponed to February 15, 2005 by applicant and staff (9-0); J. Martinez-1st, J. Gohil-2nd.

2/15/05: Postponed to March 1, 2005 by staff (8-0, K. Jackson-absent); J. Martinez-1st, J. Gohil-2nd.

3/01/05: Approved staff's recommendation of PUD zoning by consent (8-0, K. Jackson-absent); J. Martinez-1st, J. Gohil-2nd.

DEPARTMENT COMMENTS:

The property in question is undeveloped. Tracts 3 & 4 of the PUD recently contained a single-family residence with amenities. The structure was removed last year before the City of Austin began construction on a regional detention facility on Tract 2. The applicant is requesting an amendment to the existing PUD to develop a Convenience Storage (mini-storage) use on Tracts 3, 4, and the proposed Tract 5 of the PUD. The staff recommends the applicant's request for amendments to the Parmer/Walnut Creek PUD because the proposed amendments will not alter the overall benefits or intent of the PUD development. The amendments will permit the Convenience Storage use, with limitations, while prohibiting additional traffic generating uses on these tracts. The proposed amendments to the Parmer/Walnut Creek PUD will result in a superior development than that which could have occurred using conventional zoning and subdivision regulations, because the creation of a new Tract 5 will allow for additional access from N. Lamar Boulevard to the Tracts 3 and 4. The proposed Convenience Storage use on Tracts 3, 4, and 5 will generate less vehicle traffic than some of the original uses that were allowed on these tracts. The applicant has also proposed to utilize Conditional Use Design Standards for the design of the requested Convenience Storage use.

The applicant agrees with the staff recommendation.

EXISTING ZONING AND LAND USES:

	ZONING	LAND USES
<i>Site</i>	PUD, GR	Undeveloped Area, Service Station/Convenience Store
<i>North</i>	MF-2-CO	Undeveloped, Single Family Residence
<i>South</i>	SF-1, GR	Single-Family Residential Neighborhood, Service Station/Convenience Store
<i>East</i>	GR-CO	Retail Sales (Walmart)
<i>West</i>	PUD	Detention Facility (under construction), Undeveloped

AREA STUDY: North Lamar Area Study

TIA: Waived

WATERSHED: Walnut Creek

DESIRED DEVELOPMENT ZONE: Yes

CAPITOL VIEW CORRIDOR: No

HILL COUNTRY ROADWAY: No

NEIGHBORHOOD ORGANIZATIONS:

64 - River Oaks Lakes Estates Neighborhood
114 - North Growth Corridor Alliance
287 - North Lamar- IH 35 Association
480 - Scofield Farms Residents Association
902 - Scofield Residential Owners Association

CASE HISTORIES:

NUMBER	REQUEST	COMMISSION	CITY COUNCIL
C814-01-0038.01	PUD to PUD	8/3/04: Approved staff's recommendation of PUD zoning; with conditions that apply from the agreement between applicant & neighborhood by consent (8-0, J.P. – Absent)	8/26/04: Postponed by Neighborhood to 9/30/04
C814-01-0038	SF-6, RR, LO to PUD	10/30/01: Approved staff's rec. of PUD zoning with conditions of: 1. No structures within 100' of the west property line; 2. No access from Dapplegrey Lane, except for emergency vehicles when needed; 3. Impervious cover of 53% for Tract 1 (Lot 1) 4. Include Environmental Board's Recommendation, with the exception of impervious cover for Tract 1 (8-0, N. Spelman- absent)	11/29/01: Approved PUD zoning with clarification that parking and carports are allowed within the 100' buffer along the west property line (7-0), 1 st reading. 8/8/02: Approved 2 nd reading with the following modified conditions (7-0): 1) One-story carport and/or garages shall be allowed within 100-feet, but not closer than 50 feet, from the western property line of Tract 1. Architectural guidelines contained within the Scofield Farms Neighborhood Homeowners Association shall apply to the construction of garages. 2) The deletion of the Environmental Board's requirement that a certificate of occupancy not be issued for Tract 1 until construction of the flood/erosion control pond is completed. 3) The proposal by the applicant to allow SF-6, Townhouse & Condominium Residence, zoning district uses to the permitted uses for Tract 1, with a unit limit of 80 townhomes/or single- family detached. 4) An increased trip limit of 2,500 vehicle trips for the entire Parmer/Walnut Creek PUD to satisfy current requirements for Tracts 2, 3, and 4 and to account for the inclusion of the SF-6; townhouse/or single-family detached uses on Tract 1, without

			<p>the requirement of a Traffic Impact Analysis (TIA).</p> <p>5) To redefine the transfer process for the dedication of Tract 2 to the City of Austin so that the entire dedication of this portion of land does not need to be made with the PUD approval at third reading. The timing of the conveyance of Tract 2 of the PUD should be as follows: a) To dedicate the dam area of Tract 2 at the approval of zoning (before third reading of the PUD ordinance); b) The dedication of a drainage easement for the remaining portion of Tract 2 at the approval of zoning (before third reading of the PUD ordinance); c) Fee simple dedication of the drainage easement on the Perry property, at the eastern side of Tract 2, before subdivision (final plat) approval; d) Fee simple dedication of the drainage easement on the Schofield/Chilek property, at the northwestern side of Tract 2, before site plan approval.</p> <p>4/24/03: Approved (6-0-1, Garcia-absent); 3rd reading</p>
C14-01-0085	GO to GR	6/26/01: Approved staff rec. of GR-CO by consent (7-0)	8/2/01: Approved Planning Commission's rec. of GR-CO by consent on all 3 readings (6-0)
C14-99-2137	I-RR to MF-3	5/9/00: Approved staff rec. of MF-3-CO, limited to 458 units, by consent (8-0)	<p>6/8/00: Approved MF-3-CO (TR1) and RR (TR2) as rec. by PC on 1st reading (7-0)</p> <p>6/29/00: Approved 2nd/3rd readings (7-0)</p>
C14-96-0008	DR to RR, MF-2-CO	3/5/96: Approved MF-2-CO, RR subject to engineering study	3/28/96: Approved MF-2-CO (TR1), RR (TR2-floodplain area); (5-0); all 3 readings
C14-91-0086	LR, GR, P to GR, LR SF-6 to SF-2, P MF-3 to MF-1	11/26/91: Approved GR, LR, SF-6, MF-1, LO, MF-3, MF-1, SF-2, P	12/19/91: Approved GR, LR, SF-6, MF-1, LO, SF-6, MF-3, SF-2, P; all 3 readings

RELATED CASES: C814-01-0038.01

ABUTTING STREETS:

NAME	ROW	PAVEMENT	CLASSIFICATION	DAILY TRAFFIC
Lamar Blvd.	120'	Varies	Major Arterial	N/A
Parmer Lane	150'	2@50'	Major Arterial	33,000 ('97)

CASE MANAGER: Sherri Sirwaitis

PHONE: 974-3057

sherri.sirwaitis@ci.austin.tx.us

CITY COUNCIL DATE: April 7, 2005

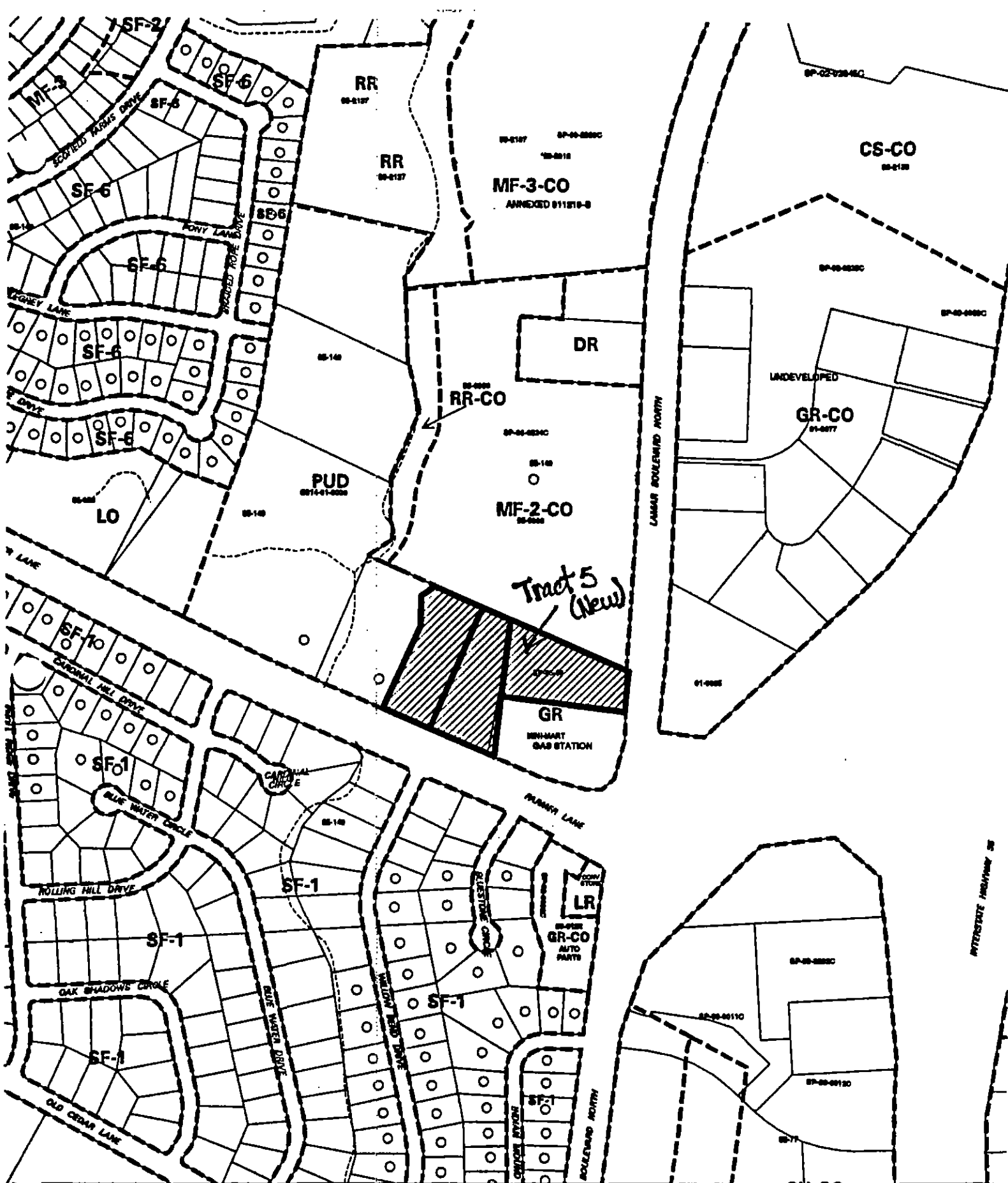
ACTION:





ORDINANCE READINGS: 1st

2nd

3rd

ORDINANCE NUMBER:



 1" = 400' SUBJECT TRACT  PENDING CASE  ZONING BOUNDARY  CASE MGR: S. GAGER	PLANNED UNIT DEVELOPMENT CASE #: C814-01-0038.02 ADDRESS: 1200-1210 W FARMER LANE SUBJECT AREA (acres): 21.808		CITY GRID REFERENCE NUMBER M34
	DATE: 04-07 INTLS: SM		



STAFF RECOMMENDATION

The staff's recommendation is to grant the proposed amendments and the addition of 1.792 acres (proposed "Tract 5") to the Parmer/Walnut Creek Planned Unit Development. The staff's recommendation includes the following conditions:

- 5) The development should be limited through a conditional overlay to less than 2,000 vehicle trips per day for Tracts 2-5. [LDC, 25-6-117]
- 6) Tract 1 is limited to 630 vpd as established with the original zoning and prior amendments to the zoning of the property.
- 7) The applicant is required to post their pro rata share of an eastbound through lane on Parmer Lane at the Lamar Boulevard intersection prior to approval of any site plans on this property (Tracts 1-5).
- 8) The following notes should be added to the PUD Land Use Plan in regards to the addition of Tract 5:

"Prior to construction on Tract 5 in this PUD, drainage plans will be submitted to the City of Austin for review. Rainfall run-off shall be held to the amount established by the regional detention plans approved by the City of Austin, except that run-off in excess of the amount established for the regional detention system shall be detained by the use of on-site ponding or other approved methods.

Regional Stormwater Management Program participation fees must be paid to the City of Austin prior to issuance of any development permit(s) for Tract 5."

In regards to item #5 in the applicant's request listed above, the "Proposed Standards for Convenience Storage Use", the staff has no recommendation on 1(b), 1(c), 1(d), 1(e), 1(f), 1(g), and 6. These conditions cannot be placed in a zoning ordinance (not referenced in the Code) and would need to be set out in a private restrictive covenant agreement between the applicant and the neighborhood.

BASIS FOR RECOMMENDATION

1. *The Planned Unit Development District (PUD) is intended for large or complex developments under unified control planned as a single contiguous project. The PUD is intended to allow single or multi-use projects within its boundaries and provide greater flexibility for development proposed within the PUD.*

The Parmer/Walnut Creek PUD has a mixture of residential and commercial, with open space/ dedicated land to be utilized by the City of Austin for the development of a regional water quality and storm-water detention facility.

The proposed amendments to the Parmer/Walnut PUD will not alter the overall benefits or intent of the PUD development. The amendments will permit the Convenience Storage use, with limitations, while prohibiting additional traffic generating uses.

2. *Use of a PUD District should result in development superior to that which would occur using conventional zoning and subdivision regulations. PUD zoning is appropriate if the PUD enhances preservation of the natural environment; encourages high quality*

development and innovative design; and ensures adequate public facilities and services for development with in the PUD.

The proposed amendments to the Parmer/Walnut Creek PUD will result in a superior development than that which could have occurred using conventional zoning and subdivision regulations, because the creation of a new Tract 5 will allow for additional access from N. Lamar Boulevard to the Tracts 3 and 4. The proposed Convenience Storage use on Tracts 3, 4, and 5 will generate less vehicle traffic than some of the original uses that were allowed on these tracts. The applicant has proposed to utilize Conditional Use Design Standards for the design of the requested Convenience Storage use.

Zoning and Land Use

The property in question is part of an existing PUD that consists of 20.21 acres that is located to the west of the intersection of North Lamar Boulevard and Parmer Lane. The site currently contains one single-family residence and undeveloped land. The property is heavily wooded and has a creek (Walnut Creek) that runs through the middle of it (known as Tract 2). The city is in the process of constructing a detention facility on Tract 2 of the PUD.

Impervious Cover

Under current watershed regulations, development or redevelopment on this site will be subject to the following impervious cover limits:

Development Classification	% of Net Site Area	% with Transfers
Single-Family (minimum lot size 5750 sq. ft.)	50%	60%
Other Single-Family or Duplex	55%	60%
Multifamily	60%	70%
Commercial	80%	90%

According to flood plain maps, a portion of the site lies within the 100-year flood plain. The site also contains Critical and Transitional Water Quality Zones. No development is allowed in the Critical Water Quality Zone.

The adopted PUD has a 53% impervious cover limit on Tract 1 and a 60% impervious cover limit on Tracts 3 & 4.

Environmental

The site is in the Desired Development Zone in the Walnut Creek Watershed of the Colorado River Basin, which is classified as a Suburban Watershed by Chapter 25-8 of the City's Land Development Code. It is not located over the Edward's Aquifer Recharge Zone.

There are a large number of trees on the site, including many protected size trees. Standard landscaping and tree protection will be required in accordance with LDC 25-2 and 25-8 for all development and/or redevelopment. Any Critical Environmental features and wetlands that are located on the site will have to be protected as per the LDC. {Sec 25-8-281 and 25-8-282}.

Floodplain

Provided contour information is accurate, the fully developed 100-yr floodplain should not encroach on Tract 3.

Transportation

Transportation staff has no objection to the proposed revision with the following condition: If the zoning is granted, development should be limited through a conditional overlay to less than 2,000 vehicle trips per day for Tracts 2-5. [LDC, 25-6-117] Tract 1 is limited to 630 vpd as established with the original zoning and prior amendments to the zoning of the property. The applicant is required to post their pro rata share of an eastbound through lane on Parmer Lane at the Lamar Boulevard intersection prior to approval of any site plans on this property (Tracts 1-5).

There are no sidewalks along Parmer Lane or Lamar Boulevard.

Existing Street Characteristics:

NAME	ROW	PAVEMENT	CLASSIFICATION	DAILY TRAFFIC
Lamar Blvd.	120'	Varies	Major Arterial	N/A
Parmer Lane	150'	2@50'	Major Arterial	33,000 ('97)

Water and Wastewater

The landowner intends to serve the site with City water and wastewater utilities. Water and wastewater utility improvements are necessary to serve the site and land use. The landowner will be responsible for all costs and providing. Also, the water and wastewater utility plan must be reviewed and approved by the Austin Water Utility. The plan must be in accordance with the City's utility design criteria and specifications.

The landowner must pay the tap and impact fee once the landowner makes an application for a City of Austin water and wastewater utility tap permit.

Water Quality

This site is located on West Parmer Lane in the Walnut Creek Watershed, which is classified as a Suburban Watershed.

Provide that the conditions as outlined in the Environmental Board Motion dated September 19, 2001 be met, there is no outstanding water quality control comment.

Drainage Construction

This site is located on West Parmer Lane in the Walnut Creek Watershed, which is classified as a Suburban Watershed.

Provide that the conditions as outlined in the Environmental Board Motion dated September 19, 2001 be met, there is no outstanding drainage engineering comment.

Stormwater Detention

At the time a final subdivision plat, subdivision construction plans, or site plan is submitted, the developer must demonstrate that the proposed development will not result in additional identifiable flooding of other property. Any increase in stormwater runoff will be mitigated through on-site stormwater detention ponds, or participation in the City of Austin Regional Stormwater Management Program, if available.

Floodplain

A portion of this site is within the 100-year floodplain as per FEMA FIRM 48453C 0115E, dated 16 June 1993 for Travis County, Texas.

Site Plan

The revised land use table identifies the allowable uses for Tract 5 as "Certain GR permitted uses". Please note that this notation would NOT include Convenience Storage, since Convenience Storage is never a permitted use in the GR zoning district.

The letter states that Convenience Storage would have "superior design standards" however the design standards proposed do not seem superior to the minimum standards required for any convenience storage facility that is subject to compatibility regulations.

The proposed 25-foot vegetative buffer described in the land use plan, does not seem that significant if the developer is permitted to simply have 25-feet of lawn area between the parking/building and the street. The proposed vegetative buffer should spell out more stringent and aesthetically pleasing landscaping requirements than simply "vegetative buffer" which would be satisfied by any type of vegetation.



INTERSTATE HIGHWAY 35

INTERSTATE HIGHWAY 35
US HIGHWAY 79 & 81

U.S. F.

LAMAR BOULEVARD NORTH

LAMAR BOULEVARD NORTH

PANNER LANE

YARD NORTH

BLUESTONE CIRC

WILLOW

BLUE

OAK SHADOWS CIRC

DRIVE

BLUE WATER C

DRIVE

KNOLL RIDGE DRIVE

WILLOW WILD DRIVE

BARK

SHAW

DRIVE

WILLOW WILD DRIVE

SHAW

DRIVE

PANNER LANE

CARDINAL HILL

KNOLL RIDGE DRIVE

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MICHELE R. ALLEN
SENIOR DEVELOPMENT PLANNER

(512) 404-2251
mra@lawdsw.com

July 13, 2004

Ms. Alice Glasco
Neighborhood Planning and Zoning Department
City of Austin
505 Barton Springs Road, 5th Floor
Austin, TX 78704

VIA HAND DELIVERY

RE: Star Storage
Amendment of the Parmer/Walnut Creek PUD - City File Number
C814-01-0038 - Approximately 5.083 Acres (Tracts 3, 4 & 5) Located at
1200-1210 West Parmer Lane ("Property"); Application for an
Amendment to a Land Use Plan

Dear Alice:

As representatives of the prospective purchaser of the above stated Property, we respectfully submit the enclosed zoning application packet. The project is titled Star Storage. The original PUD zoning was approved on April 24, 2003 (Zoning Ordinance 030424-30). A copy of the zoning ordinance is enclosed for your review. In accordance with Section 25-2-403, the requested rezoning is considered an amendment to the Land Use Plan that requires a rezoning. The proposed amendment affects only Tracts 3, 4 and a new proposed Tract 5. Tracts 1 and 2 are not affected by this amendment. At this time, the Property is undeveloped. The prospective owner intends to develop the Property with convenience storage.

The proposed amendments to the Land Use Plan and Zoning Ordinance are included in the attached documents. The following is a summary of the proposed amendments:

- 1) Incorporate a 1.792 acre tract "Tract 5", which is currently zoned GR (Amend Ordinance Parts 5 and 11 and Exhibit D);
- 2) Add Convenience Storage as Permitted Use for Tracts 3, 4 & 5 (Amend Ordinance Part 11B);
- 3) Remove 16 Permitted Uses (Amend Ordinance Part 11B);
- 4) Incorporate Design Standards for Convenience Storage Use (Amend Ordinance and Exhibit D).

The proposed amendment allows for a superior development in that: 1) Tract 2 (9.248 acres) was donated to the City of Austin with the original PUD zoning and allows for the construction of the Parmer/Walnut Creek Regional Detention Facility to service not only the Property, but the entire region; 2) the proposed amendment will incorporate and apply restrictions to a GR tract that currently has no restrictions to be known as "Tract 5"; 3) the amendment allows for the construction of Convenience Storage, which generates significantly reduced vehicle trips per day; 4) the

Ms. Alice Glasco
July 13, 2004
Page 2



amendment to add an additional tract "Tract 5" allows for the Property to be serviced by an access point on Lamar Boulevard in addition to Parmer Lane; and 5) the proposed amendment will incorporate design standards, vegetative buffers and setbacks applicable to the development of a Convenience Storage use.

The proposed convenience storage development does not generate traffic that exceeds the 2,000 vehicle trips per day limit established by the existing ordinance. A Traffic Impact Analysis (TIA) Determination Form related to the limit of 2,000 vehicle trips per day is enclosed for your review.

The Property is currently undeveloped with no approved or pending subdivision or site plan applications. The engineering summary letter, which was submitted with the original PUD application (approved in 2003), is included as part of the zoning application package. The proposed amendment does not alter or revise the drainage or environmental information from the original application.

Please let me know if you or your team members require additional information or have any questions. Please keep me updated throughout the review process and when we can discuss a Zoning and Platting Commission date. Thank you for your time and attention to this project.

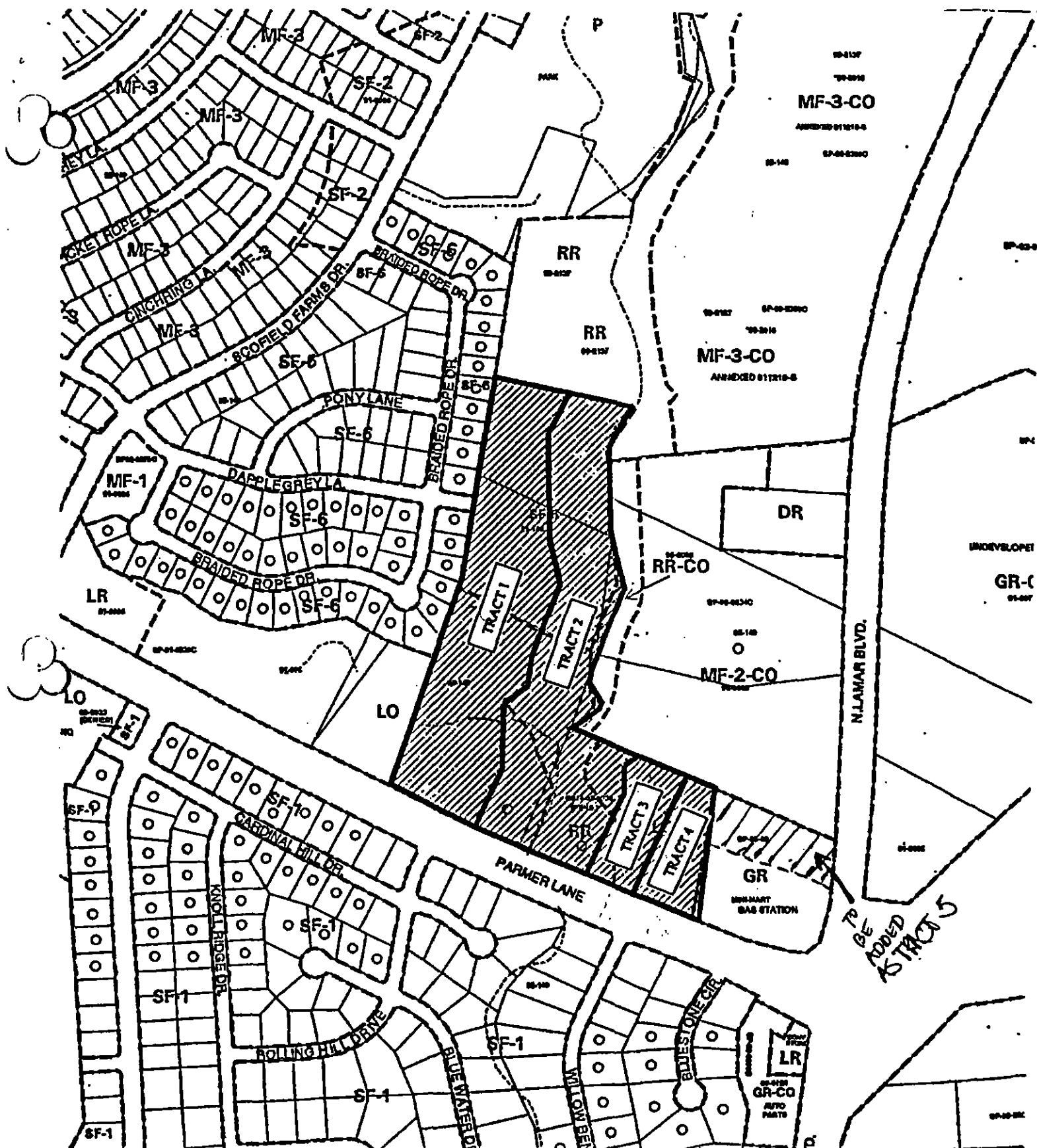
Very truly yours,



A handwritten signature in cursive script that reads "Michele R. Allen".

Michele Rogerson Allen

Enclosures

cc: Greg Guernsey, Neighborhood Planning and Zoning Department (*via hand delivery with enclosures*)
Sherri Gager, Neighborhood Planning and Zoning Department (*via hand delivery with enclosures*)
James Carter, Star Storage (*via regular mail with enclosures*)
Augie Valdez, Stutzman, Bromberg, Esserman & Plifka (*via regular mail with enclosures*)
Edgar and Linda Perry (*via regular mail with enclosures*)
Sandra L. Heysinger, Exxon Mobil Corporation (*via regular mail with enclosures*)
K.C. Willis, The Willis Company (*via hand delivery with enclosures*)
John Sanford, (*via regular mail with enclosures*)
Jim Knight and Danielle Simmers, Bury + Partners, via facsimile (512) 328-0325 (*without enclosures*)
Steven C. Metcalfe, Firm



 1" = 400'	SUBJECT TRACT 	PLANNED UNIT DEVELOPMENT <i>EXHIBIT B</i>		CITY GRID REFERENCE NUMBER M34
	PENDING CASE			
	ZONING BOUNDARY - - - - -	CASE #: C814-01-0038	DATE: 02-07	
	CASE MGR: S.GAGER	ADDRESS: 1200 BLK. OF PARMER LA.	INTLS: 6M	
		SUBJECT AREA (acres): 21.808		

Star Storage

Proposed Amendment to the Parmer/Walnut Creek PUD Land Use Plan and Development Regulations

Amended Land Use Plan Exhibit D and Amendments to Zoning Ordinance

City File Number C814-01-0038.02

Amendment to Zoning Ordinance 030424-30

Part 5 (Page 2 of 6)

- Add vehicle trips per day limit for proposed Tract 5

Part 11B (Pages 4 & 5 of 6)

- Add Tract 5
- Add Convenience Storage to the permitted uses table

Part 11B (Pages 4 & 5 of 6)

- Add Tract 5
- Remove the following uses from the permitted uses table:

Automotive rentals	Automotive repair services
Automotive sales	Automotive washing (of any type)
Bail bond services	Exterminating services
Consumer repair services	Funeral services
Pet services	Off-site accessory parking
Pawn shop services	Stables
Theater	Congregate Living
Residential Treatment	Urban Farm

NEW

- Add Field Notes for Tract 5.
- Add GR Development Standards for Tract 5
- Add Proposed Design Standards for Development of Convenience Storage Use on Tracts 3, 4 & 5

Amendment to Exhibit D: Land Use Plan

Sheet 1 – Site Area & Proposed Development Table Amended

	Land Use	Area	Impervious Cover	Percent	F.A.R.	Building Height
Tract 3	Certain GR Permitted Uses					
Tract 4	Certain GR Permitted Uses					
Tract 5	Certain GR Permitted Uses	1.792 AC	1.43 AC	80%	1	35 FT

Sheet 1 – Parking Table Amended

	Proposed Project	Parking Provided
Tracts #3 & #4	Certain GR Permitted Uses	
Tract 5	Certain GR Permitted Uses	65

New Sheet 2 – Revisions to Tracts 3 & 4 and Addition of Tract 5

- 1) Tracts 3 & 4 moved from Sheet 1 to Sheet 2
- 2) Proposed Tract 5 added to Sheet 2
- 3) "Retail Development" revised to "Commercial Development" for Tracts 3, 4 & 5

**STAR OF TEXAS
PARMER AND LAMAR PROJECT**

PROPOSED STANDARDS FOR CONVENIENCE STORAGE USE

1. **Access.** The Project will be designed in such a manner that permits vehicular access from both Parmer Lane and North Lamar Boulevard.
2. **Lighting.** All outdoor lighting fixtures shall be hooded, shielded, or screened to minimize glare and light trespass to the surrounding neighborhood.
3. **Architectural/Design Standards.** The following architectural standards shall apply to the entire Project:
 - (a) No building shall exceed thirty-five (35) feet in height;
 - (b) The Project shall be permitted flat roofs provided that segments of the front elevation and side elevation shall include architectural elements such that the roof line of a building is not 100% horizontal. Such elements may be non-structural, decorative features, and may include pitched awnings, cupolas, or covers and shutters over doors and windows, provided that some portion of such pitched element extends above the horizontal portion of the roof line;
 - (c) The Project shall incorporate masonry building materials (which may include brick, stone, stucco or other similar masonry products) into the facade of the building(s) in earthen tone colors in order to add architectural interest and contribute to the aesthetic quality of the Project;
 - (d) The Project shall provide for a minimum of eighty percent (80%) of the units to be accessed internally as defined by access to units via interior stairwells and elevators;
 - (e) The Project shall include a minimum of sixty percent (60%) of climate-controlled air conditioned units;
 - (f) The Project shall be gated and fenced around the perimeter, shall have security cameras, and access to the facility shall be controlled with cards, codes or a similar method; and
 - (g) No roll up bay doors shall be permitted to face the surrounding neighborhoods, unless such doors are reasonably screened by another building, decorative fencing, berms, or landscaping located on the Project.

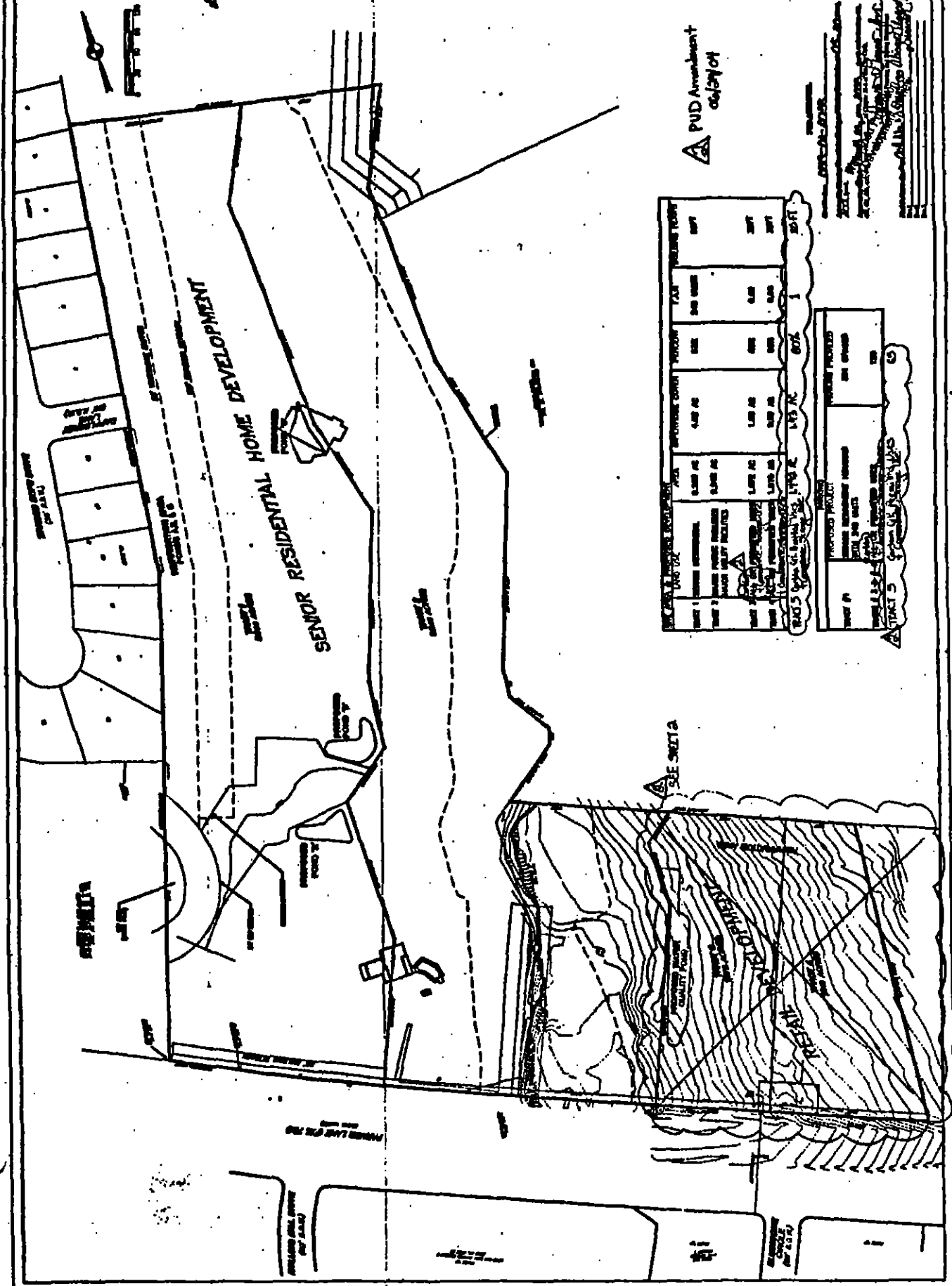
(h) Notwithstanding the allowable floor-to-area ratio (FAR) on the approved Planned Unit Development (PUD) plan, the cumulative FAR for Tracts 3, 4 and 5 will not exceed .7:1.

(i) Notwithstanding the allowable parking provided on the approved PUD plan, the cumulative parking required for Tracts 3, 4 and 5 will not exceed the minimum City of Austin Code requirements for off-street parking.

4. Vegetative Buffer Strips. The Project shall have a 25-foot vegetative buffer strip fronting Parmer Lane (the "Buffer Strip"). Except for driveways, signage, and improvements relating to utility service and additional landscaping (including irrigation), no development shall be permitted in the Buffer Strip. The phrase "utility service" shall mean underground water and wastewater pipes, electrical lines, gas lines and any other public utility lines.

5. Setbacks. The building(s) in the Project shall have a minimum of 75-foot setback from Parmer Lane.

6. On-Site Management. A manager shall live on site within the Project.



M&H

McLEAN & HOWARD, L.L.P.

FILE COPYAttachment *C*1004 Mopac Circle
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Austin, TX. 78746

phone 512.328.2008

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www.mcleanhowardlaw.com

January 13, 2005

Ms. Sherri Gager
City of Austin
505 Barton Springs
Austin, TX 78701

Via Facsimile 974-6054

Re: Amendment of Farmer/Walnut Creek PUD - City File Number C814-01-0038.02
- Approximately 5.083 Acres (Tracts 3, 4 & 5) located at 1200-1210 West Farmer
Lane ("Property")

Dear Sherri:

It has come to our attention that a few discrepancies exist between the site development guidelines that are part of the above-referenced case and our client's proposed site design as worked out with the various neighborhood groups. We are entering into a Restrictive Covenant with the neighborhood and the following changes would make the zoning, as recommended by staff, mirror the Restrictive Covenant, which is our preference. Please note the following discrepancies;

1. In the Attachment A to the staff backup, "Proposed Standards for Convenience Storage Use", paragraph 3(a) reads, "No building shall exceed thirty-five (35) feet in height". Our preference is to keep the 35 foot building height, with the exception that any Convenience Storage building constructed on the Property shall not exceed forty-two feet (42) in height. The building itself would have a height of thirty-five (35) feet with no more than forty-two (42) feet at the building corner towers.
2. In the Attachment A to the staff backup, "Proposed Standards for Convenience Storage Use", paragraph 3(f) reads, "The Project shall be gated and fenced around the perimeter....." and our preference is to provide that the project be fenced (i) along the north property line of Tracts 3, 4 & 5, (ii) along the south property line of Tract 5 and (iii) along the east property line of Tract 4.

Please let me know if it is possible to change staff recommendation accordingly.

Also, Part 14 of the original PUD Ordinance No. 030424-30 allows for all tracts within the PUD to meet the onsite detention requirements through regional detention. I would appreciate it if you would please confirm whether Tract 5, which is proposed to be added to the PUD, will be permitted to employ regional detention as well.

Thank you for your attention to this matter and I look forward to hearing back from you.

Sincerely,



William P. McLean

cc: Kenny Hill

M&H
McLEAN & HOWARD, L.L.P.

1004 Mopac Circle
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Austin, TX. 78746
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fax 512.328.2409
www.mcleanshowardlaw.com

February 23, 2005

Ms. Sherri Sirwaitis
City of Austin
505 Barton Springs
Austin, TX 78701

Via Facsimile 974-6054

Re: Amendment of Parmer/Walnut Creek PUD - City File Number C814-01-0038.02
- Approximately 5.083 Acres (Tracts 3, 4 & 5) located at 1200-1210 West Parmer
Lane ("Property")

Dear Sherri:

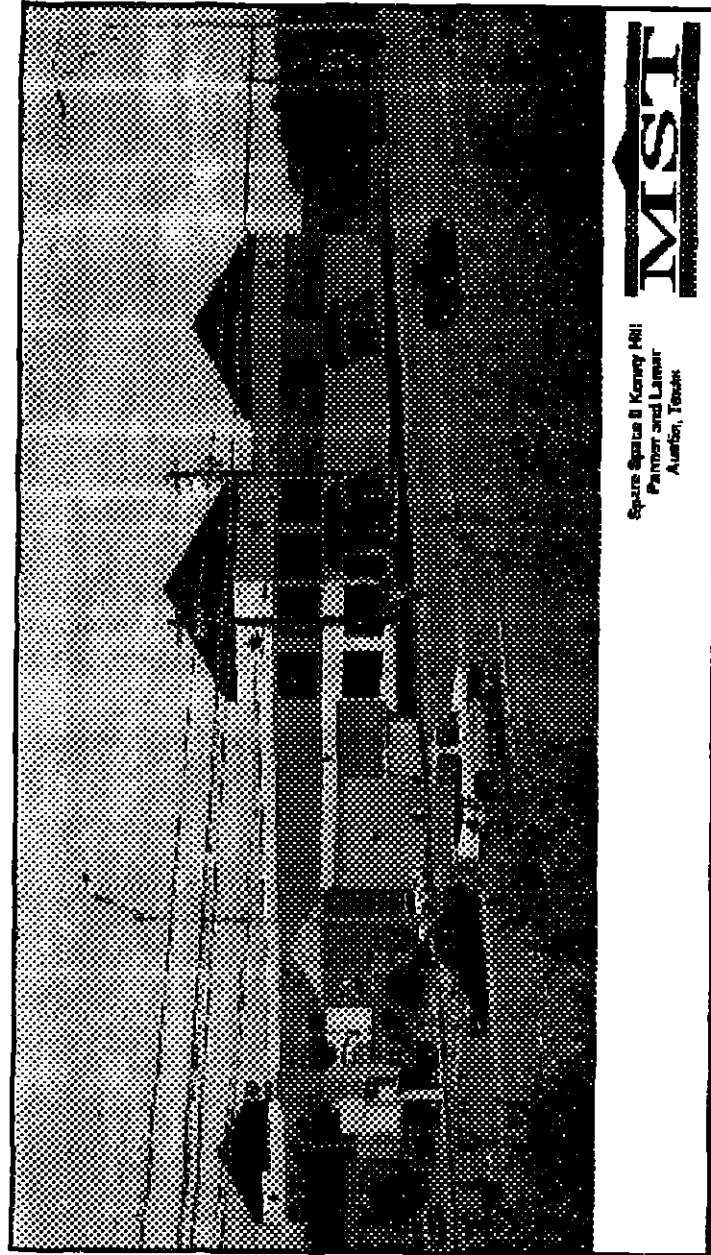
Per our previous conversations, we are seeking to revise the height limit for Convenience
Storage to 38 feet for Tracts 3, 4, and 5 instead of the 42 feet requested previously.

Thank you for your attention to this matter and I look forward to hearing back from you.

Sincerely,

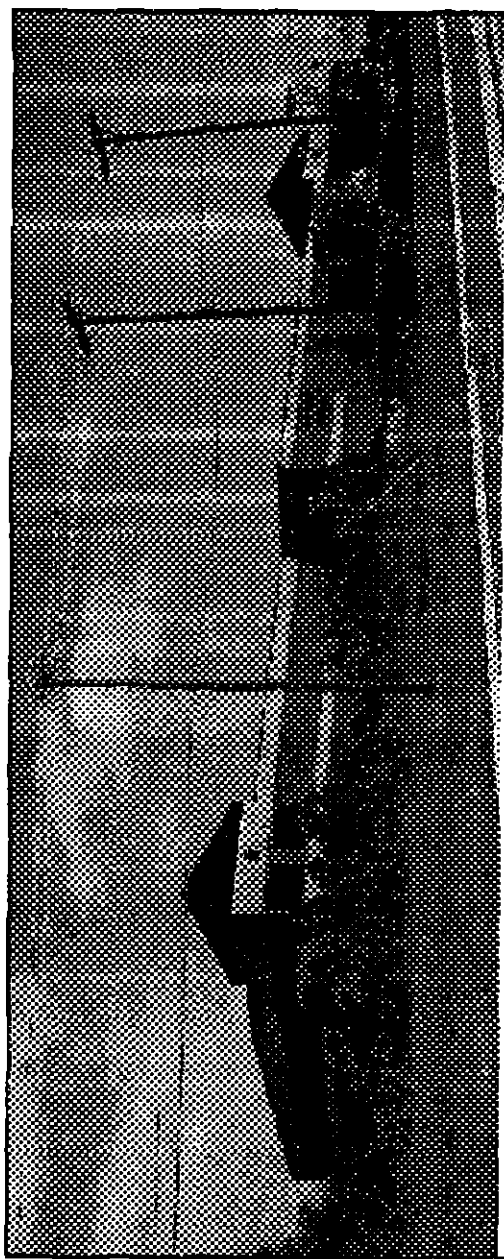

William F. McLean

cc: Kenny Hill



MST

Squire Spitzer & Kersey, PLLC
Partner and Counsel
Austin, Texas



Spivey, Spivey & Koenig, Hill
Partner and Lamar
Austin, Texas

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March 31, 2005

Ms. Sherri Sirwaltis
City of Austin
505 Barton Springs
Austin, TX 78701

Via Facsimile 974-6054

RE: C814-01-0038.02 (Parmer/Walnut Creek PUD Amendment #2) Postponement
Request

Dear Sherri:

Applicant is requesting a postponement of the Council hearing on the above mentioned case. The first reading on this matter is set for April 7, 2005. Applicant is requesting to be rescheduled on the May 12, 2005 agenda. The reason for this postponement request is that Applicant needs additional time to facilitate changes to the existing application. I will contact you soon regarding the revisions.

Thank you for your cooperation. Should you have any questions, please do not hesitate to call me.

Sincerely,


William P. McLean

cc: Kerry Hill