



Legislation Details (With Text)

File #: 21-00452 **Version:** 1 **Name:**
Type: Legislative Action Item **Status:** Agenda Ready
File created: 5/13/2021 **In control:** City Council
On agenda: 6/17/2021 **Final action:**
Enactment date: **Enactment #:**
Title: REQUEST FOR LICENSE TO USE RIGHT OF WAY - 1715 E. GONZALEZ STREET
Sponsors: Grover C. Robinson, IV
Indexes:
Code sections:

Attachments: 1. License to Use Right of Way Application, 2. Code Enforcement Authority Minutes 3-16-21, 3. Planning Board Minutes May 11, 2021 DRAFT, 4. OVERHEAD SLIDES, 5. PROPERTY OWNER HANDOUT, 6. EMAIL FROM PHILLIP ROBERTS, 7. ARTICLE - BLOOMBERG BUSINESSWEEK

Date	Ver.	Action By	Action	Result
6/17/2021	1	City Council	Failed	Fail
6/14/2021	1	Agenda Conference	Placed on Regular Agenda	Pass

LEGISLATIVE ACTION ITEM

SPONSOR: Grover C. Robinson, IV, Mayor

SUBJECT:

REQUEST FOR LICENSE TO USE RIGHT OF WAY - 1715 E. GONZALEZ STREET

RECOMMENDATION:

That City Council consider the request for a License to Use Right of Way for a parking area at 1715 E. Gonzalez Street.

HEARING REQUIRED: No Hearing Required

SUMMARY:

Margaret Hostetter is requesting approval for a License to Use for three (3) gravel parking spaces within the Right of Way in front of 1715 E. Gonzalez Street. The purpose of this request is to allow for a parking area to accommodate the two existing rental units/Airbnb.

On March 16, 2021, the applicant went before the City's Code Enforcement Authority based on a Code violation, citing Section 12-4-1 of the Land Development Code that was first noted by the City's Engineering Division in January of this year. Multiple other applicable City Code Sections were cited in the Notice of Violation (attached). The Special Magistrate Judge found the parking located in the right of way adjacent to the property to be in violation and gave the applicant until May 4, 2021 to

correct the violation. The property owner is requesting approval of a license to use to address the violation.

On May 11, 2021, the Planning Board voted 4-0 to recommend denial of the request. Subsequent to the Planning Board review of the request, the Special Magistrate tabled the case until the July Code Enforcement Authority meeting in order to allow the applicant additional time to receive City Council review of the request.

PRIOR ACTION:

None

FUNDING:

N/A

FINANCIAL IMPACT:

None

LEGAL REVIEW ONLY BY CITY ATTORNEY: Yes

5/21/2021

STAFF CONTACT:

Keith Wilkins, City Administrator

Kerrith Fiddler, Deputy City Administrator - Community Development

Sherry Morris, AICP, Planning Services Director

David Forte, Interim Director Public Works & Facilities Department - Capital Improvements Projects Manager

Steve Richards, Code Enforcement Administrator

ATTACHMENTS:

- 1) License to Use Right of Way Application
- 2) Code Enforcement Authority Minutes March 16, 2021
- 3) Planning Board Minutes May 11, 2021 DRAFT

PRESENTATION: No