

# Late Backup

Motion Sheet  
City Council Hearing  
April 22, 2010  
C14-2009-0102(PART)

AGENDA ITEM #52

VMU Application Area: Upper Boggy Creek Neighborhood Planning Area						
Motion	Proposed Action	Prior City Council Action (March 11, 2010)	Valid Petition by Property Owner	Planning Commission Recommendations (February 9, 2010)	Neighborhood Recommendation	Staff Comments
1	Amend the VMU Overlay District to exclude Tract 3.	The first reading of the ordinance to exclude Tract 3 from the VMU Overlay District was approved on Council Member Morrison's motion, Council Member Spelman's second (5-1). Mayor Pro Tem Martinez voted nay. Council Member Shade abstained.	Yes, therefore 6 votes are required to exclude the property from the VMU overlay district	Recommended the approval of vertical mixed use building (V) designation with all VMU-related standards to Tract 3.  Small, Dealley. Approved 8-0 (Reddy absent).	The Upper Boggy Creek Neighborhood Plan Contact Team recommended to apply vertical mixed use building (V) designation with all VMU-related standards to Tract 3.	There is a public restrictive covenant attached to a 1985 rezoning ordinance that establishes permitted uses, fencing, and other site design standards for Tract 3.
2	Amend the VMU Overlay District to exclude Tracts 11, 13, 15, 17, 19, 21, and 22.	The first reading of the ordinance to exclude Tracts 11, 13, 15, 17, 19, 21 and 22 from the VMU Overlay District was approved on Council Member Morrison's motion, Council Member Spelman's second (5-1). Mayor Pro Tem Martinez voted nay. Council Member Shade abstained.	No	Recommended amending the VMU Overlay District to exclude Tracts 11, 13, 15, 17, 19, 21, and 22.  Small, Dealley. Approved 8-0 (Reddy absent).	The Upper Boggy Creek Neighborhood Plan Contact Team recommended to amend the VMU Overlay District to exclude Tracts 11, 13, 15, 17, 19, 21, and 22.	None.

