

**ZONING CHANGE REVIEW SHEET**

**CASE:** C14-2016-0045 – Austin River Oaks Apartments **Z.A.P. DATE:** May 17, 2016

**ADDRESS:** 6707 Brodie Lane

**DISTRICT AREA:** 5

**OWNER:** CPF River Oaks Austin, LLC  
(John R. Wooten)

**AGENT:** Graves, Dougherty, Hearon  
& Moody (Peter J. Cesaro)

**ZONING FROM:** I-RR

**TO:** MF-2

**AREA:** 39.673 acres

**SUMMARY STAFF RECOMMENDATION:**

The Staff recommendation is to grant multi-family residence – low density (MF-2) district zoning.

**ZONING AND PLATTING COMMISSION RECOMMENDATION:**

May 17, 2016:

**ISSUES:**

None at this time.

**DEPARTMENT COMMENTS:**

The subject zoning area is an unplatted tract that contains a 290 unit apartment development, has access to Brodie Lane and is zoned interim – rural residence (I-RR) district. The tract was originally part of the City of Sunset Valley's extra-territorial jurisdiction and the apartments were constructed in the late 1990s. The tract was subsequently annexed into the City's full purpose jurisdiction in April 2003. There are single family residences on large lots to the north within the City of Sunset Valley; Kincheon Branch of Williamson Creek, undeveloped land and single family residences to the southeast (SF-2; RR-CO); a restaurant, service station with food sales, and auto washing at the northeast intersection with William Cannon Drive (GR); and a grocery store and home improvement center across Brodie Lane to the west (GR; CS-CO). Please refer to Exhibits A (Zoning Map) and A-1 (Aerial Exhibit).

The Applicant purchased the property in 2015 and requests multi-family residence-low density (MF-2) district zoning in accordance with the existing development. Additional development on the site is not planned.

Staff thinks the rezoning request is consistent and appropriate in the context of the surrounding zoning and land uses, and roadway. The property has access to a major arterial

roadway, provides a transition from the commercial uses at the intersection and single family residences to the north and southeast, and is consistent with the existing development.

**EXISTING ZONING AND LAND USES:**

	<b>ZONING</b>	<b>LAND USES</b>
<i>Site</i>	I-RR	Apartments
<i>North</i>	N/A	Single family residences on large lots in the City of Sunset Valley
<i>South</i>	GR; SF-2	Service station with food sales; Restaurant (limited); Auto washing; Kincheon Branch of Williamson Creek; Single family residences within the Western Hills at Cherry Creek subdivision
<i>East</i>	SF-2; RR-CO; N/A	Kincheon Branch of Williamson Creek (City of Austin and City of Sunset Valley)
<i>West</i>	GR; CS-CO	Food sales; Construction sales and services

**AREA STUDY:** N/A

**TIA:** Is not required

**WATERSHED:** Williamson Creek – Barton Springs Zone – Recharge Zone

**DESIRED DEVELOPMENT ZONE:** No

**CAPITOL VIEW CORRIDOR:** No

**SCENIC ROADWAY:** No

**SCHOOLS:**

Sunset Valley Elementary School      Covington Middle School      Crockett High School

**NEIGHBORHOOD ORGANIZATIONS:**

12 – Brodie Lane Homeowners Association  
 298 – Oak Hill Association of Neighborhoods (OHAN)  
 384 – Save Barton Creek Association  
 511 – Austin Neighborhoods Council      627 – Onion Creek Homeowners Association  
 742 – Austin Independent School District  
 779 – Oak Hill Neighborhood Plan – COA Liaison  
 943 – Save Our Springs Alliance      1228 – Sierra Club, Austin Regional Group  
 1340 – Austin Heritage Tree Foundation      1363 – SEL Texas  
 1424 – Preservation Austin      1429 – GO! Austin/Vamos! Austin (GAVA)-78745  
 1528 – Bike Austin      1530 – Friends of Austin Neighborhoods  
 1550 – Homeless Neighborhood Association

**CASE HISTORIES:**

NUMBER	REQUEST	COMMISSION	CITY COUNCIL
C14-96-0139 – M-Tract (HEB Grocery) – NW corner of W William Cannon Dr and Brodie Ln	LI-PDA to GR	To Grant GR with conditions in a Restrictive Covenant.	Apvd GR w/two RCs: 1) for impervious cover limits and design and maintenance standards, and 2) the conditions of the Traffic Impact Analysis (4-24-1997).
C14-05-0196A and C14-05-0196B – Lowe's on Brodie Lane – City Initiated – Brodie Lane and Ben Garza Ln	I-RR to CS-CO	To Grant CS-CO w/CO for list of prohibited and conditional uses	Apvd CS-CO as Commission recommended (12-15-2005).

**RELATED CASES:**

The zoning area is unplatted. A site plan was approved during the time the property was in the extra-territorial jurisdiction of the City of Sunset Valley.

The property was annexed into the City's Full Purpose Jurisdiction on April 14, 2003 (C7a-03-005).

**EXISTING STREET CHARACTERISTICS:**

Name	ROW	Pavement	Classification	Sidewalks	Bike Route	Capital Metro (within ¼ mile)
Brodie Lane	130 feet	65 feet	Major Arterial Divided (MAD4)	Yes	Yes	Yes, Route #333

**CITY COUNCIL DATE:** June 16, 2016

**ACTION:**

**ORDINANCE READINGS:** 1<sup>st</sup>

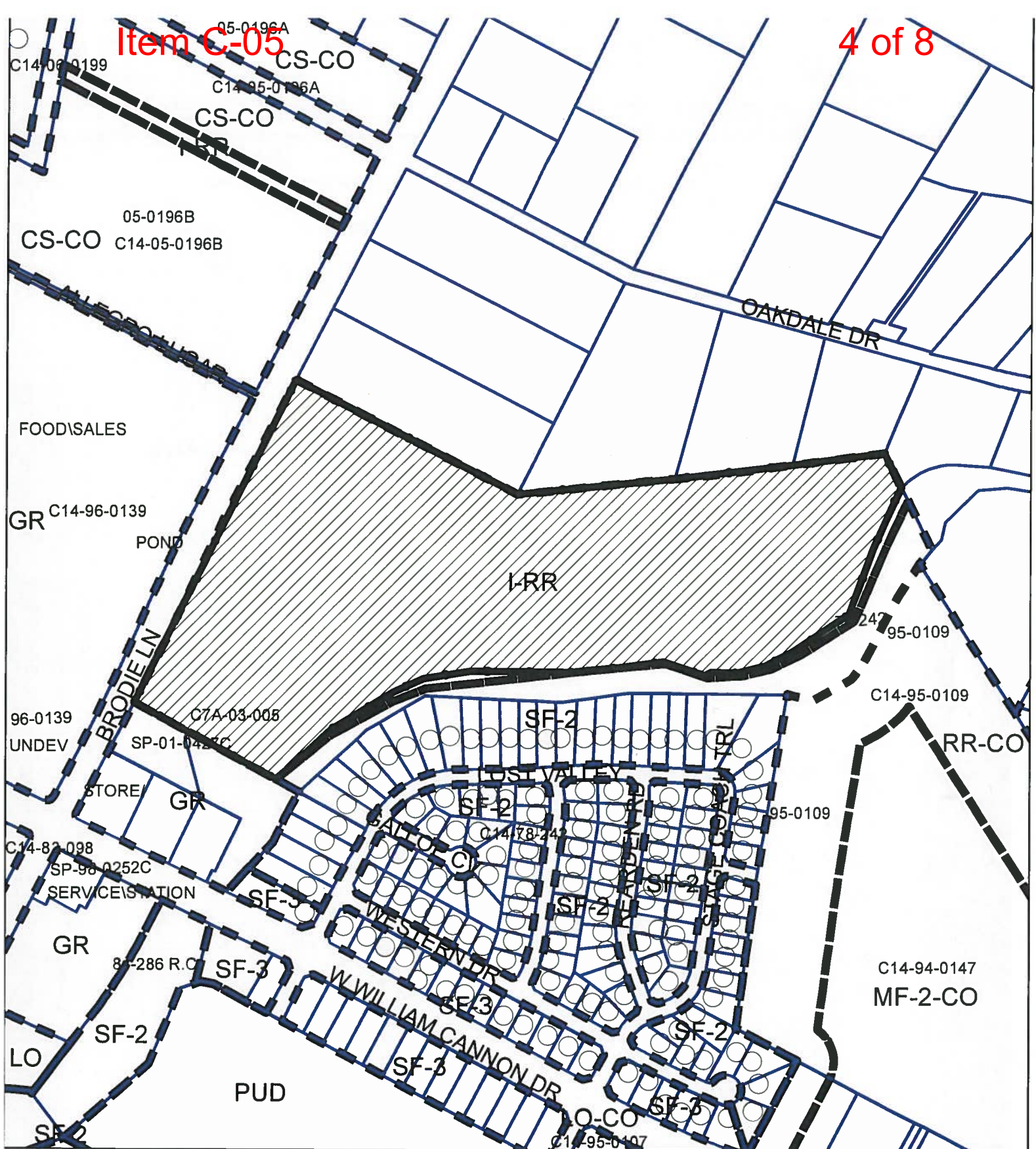
2<sup>nd</sup>




3<sup>rd</sup>

**ORDINANCE NUMBER:**

**CASE MANAGER:** Wendy Rhoades  
e-mail: wendy.rhoades@austintexas.gov

**PHONE:** 512-974-7719



-  SUBJECT TRACT  
 PENDING CASE  
 ZONING BOUNDARY

$$1'' = 417'$$

## ZONING

**Zoning Case: C14-2016-0045**

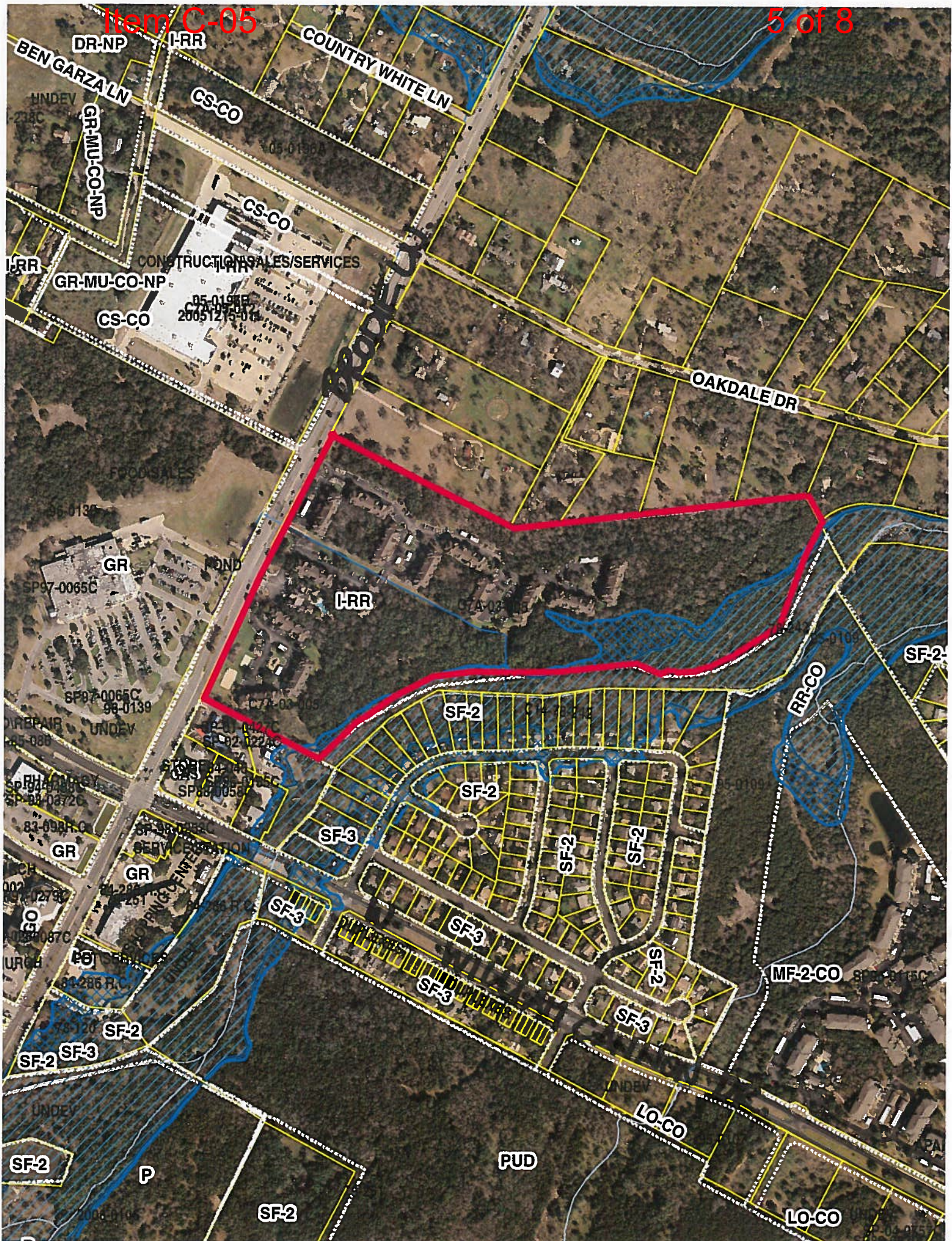
EXHIBIT A



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.







**SUMMARY STAFF RECOMMENDATION:**

The Staff recommendation is to grant multi-family residence – low density (MF-2) district zoning.

**BASIS FOR LAND USE RECOMMENDATION (ZONING PRINCIPLES)**

1. *The proposed zoning should be consistent with the purpose statement of the district sought.*

The multi-family residence low density (MF-2) district is intended to accommodate multifamily use with a maximum density of 23 units per acre, depending on unit size. This district is appropriate for multifamily residential areas located near single family neighborhoods or in an area for which low density multifamily use is desired.

2. *The proposed zoning should allow for a reasonable use of the property.*

Staff thinks the rezoning request is consistent and appropriate in the context of the surrounding zoning and land uses, and roadway. The property has access to a major arterial roadway, provides a transition from the commercial uses at the intersection and single family residences to the north and southeast, and is consistent with the existing development.

**EXISTING CONDITIONS****Site Characteristics**

The zoning area contains an apartment development and has dense vegetative cover.

**Impervious Cover**

The maximum impervious cover allowed by the *MF-2 zoning district* is 15%, which is based on the more restrictive *watershed* regulations.

**Comprehensive Planning**

This zoning case is located on the west side of Brodie Lane, on 39.7 acre tract of land that contains an existing multi-family apartment complex. The property is located outside the boundaries of a neighborhood planning area. Surrounding land uses includes undeveloped land and a house to the north, an apartment complex and undeveloped land to the south, undeveloped land to the east, and undeveloped land to the west. The proposed use is to obtain multi-family zoning for the existing multifamily use.

**Connectivity:** There is a public sidewalk located along the eastern side of Brodie Lane, and a transit stop located less than a third of mile away. A transit stop is located less than 100 ft.

walking distance from this project area. The Walkscore for this is 43/100, meaning most errands require a car.

**Imagine Austin**

Based on the comparative scale of this existing multi-family property to other existing multifamily and residential uses along this heavily travelled corridor, as well as the site not being located along an Activity Corridor or within an Activity Center, this case falls below the scope of Imagine Austin, which is broad in scope, and consequently the plan is neutral on this proposed rezoning.

**Environmental**

This site is located over the Edwards Aquifer Recharge Zone. The site is in the Williamson Creek Watershed of the Colorado River Basin, which is classified as a Barton Springs Zone Watershed by Chapter 25-8 of the City's Land Development Code. It is in the Drinking Water Protection Zone.

Project applications at the time of this report are subject to the SOS Ordinance that allows 15% impervious cover in the recharge zone.

According to floodplain maps there is a floodplain within the project location. Based upon the location of the floodplain, offsite drainage should be calculated to determine whether a Water Quality Transition Zone / Critical Water Quality Zone exist within the project location.

Standard landscaping and tree protection will be required in accordance with LDC 25-2 and 25-8 for all development and/or redevelopment.

At this time, site specific information is unavailable regarding other vegetation, areas of steep slope, or other environmental features such as bluffs, springs, canyon rimrock, caves, sinkholes, and wetlands.

Under current watershed regulations, development or redevelopment requires water quality controls with increased capture volume and control of the 2 year storm on site. Runoff from the site is required to comply with pollutant load restrictions as specified in Land Development Code.

**Site Plan**

Site plans will be required for any new development other than single-family or duplex residential.

Any development which occurs in an SF-6 or less restrictive zoning district which is located 540-feet or less from property in an SF-5 or more restrictive zoning district will be subject to compatibility development regulations.

Site is in the Barton Springs Zone. Any future site plan will be subject to the development standards of the Barton Springs Zone.

Development on this site will be subject to Subchapter E: Design Standards. The Principal Street will be classified as Suburban Roadway. Additional comments will be provided upon submittal of site plans by the applicant.

Compatibility standards are triggered by the row of SF-2-zoned properties adjoining the subject tract to the south. These standards include height and setback provisions, and other design regulations as indicated in Article 10: Compatibility Standards in the City of Austin Land Development Code.

### **Transportation**

Additional right-of-way may be required at the time of subdivision and/or site plan.

While this particular section is not called out in the Urban Trail Master Plan, aerial photographs appear to show an existing trail at the back of the property. A recreational easement or constructed trail on this property could connect to existing and planned trails in the vicinity. This would meet the goals of the IACP for connected, healthy, affordable Austin.

A traffic impact analysis was not required for this case because the traffic generated by the proposed zoning does not exceed the threshold of 2,000 vehicle trips per day [LDC, 25-6-113].

Additional comments may be provided when more complete information is obtained.

### **Water / Wastewater**

The landowner intends to serve the site with City of Austin water and wastewater utilities. The landowner, at own expense, will be responsible for providing any water and wastewater utility improvements, offsite main extensions, utility relocations and or abandonments required by the land use. The water and wastewater utility plan must be reviewed and approved by the Austin Water Utility for compliance with City criteria and suitability for operation and maintenance. Depending on the development plans submitted, water and or wastewater service extension requests may be required. All water and wastewater construction must be inspected by the City of Austin. The landowner must pay the City inspection fee with the utility construction. 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.