Zoning Public Hearing CITY OF AUSTIN RECOMMENDATION FOR COUNCIL ACTION

AGENDA ITEM NO.: Z-5 AGENDA DATE: Thu 03/09/2006 PAGE: 1 of 1

<u>SUBJECT:</u> C14-05-0212 - 2222 Business Park Lot 4 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6612 Sitio Del Rio Boulevard (West Bull Creek & North Edwards Aquifer Recharge Zone) from general office-conditional overlay (GO-CO) combining district zoning to community commercial-conditional overlay (GR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Joint (GR-CO) combining district zoning. Applicant: International Bank of Commerce (Pete Dwyer). Agent: Urban Design (Laura Toups). City Staff: Jorge E. Rousselin, 974-2975.

REQUESTINGNeighborhood Planning**DIRECTOR'SDEPARTMENT:**and Zoning**AUTHORIZATION:** Greg Guernsey

ZONING REVIEW SHEET

<u>CASE</u>: C14-05-0212

Z.A.P. DATE: February 7, 2006

ADDRESS: 6612 Sitio Del Rio Boulevard

<u>OWNER:</u> International Bank of Commerce (Pete Dwyer) AGENT: Urban Design (Laura Toups)

<u>**REZONING FROM</u>:** GO-CO (General office – conditional overlay) combining district zoning</u>

<u>TO</u>: GR (Community commercial) district

AREA: 2.4 Acres

SUMMARY ZAP RECOMMENDATION:

February 7, 2006:

APPROVED STAFF'S RECOMMENDATION FOR GR-CO DISTRICT ZONING; LIMITED TO DANCE STUDIO AS THE ONLY GR USE & PERMITTED GO USES. [M.HAWTHORNE, J.PINNELLI 2ND] (6-0) K.JACKSON, J.GOHIL, J.MARTINEZ – ABSENT

Prohibited uses:

- Automotive rentals
- Automotive repair services
- Automotive sales
- Automotive washing (of any type)
- Bail bond services
- Commercial off-street parking
- Consumer convenience services
- Consumer repair services
- Custom manufacturing
- Drop-off recycling collection facility
- Exterminating services
- Financial services
- Food preparation
- Funeral services

- General retail sales (convenience)
- General retail sales (general)
- Hotel-motel
- Indoor entertainment
- Indoor sports and recreation
- Outdoor entertainment
- Outdoor sports and recreation
- Pawn shop services
- Pet services
- Plant nursery
- Research services
- Restaurant (general)
- Service station
- Theater

SUMMARY STAFF RECOMMENDATION:

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Staff recommends community commercial – conditional overlay combining district zoning (GR-CO). The recommended conditional overlay will limit the vehicle trips to less than 2,000 vehicle trips per day. Furthermore, on all structures constructed beyond 1,000 feet from F.M. 2222 and which will be for office and retail uses, the maximum height shall not

exceed 40 feet from ground level. An existing restrictive covenant under document No. 12791-0717 limits vehicular access and imposes a traffic impact analysis.

DEPARTMENT COMMENTS:

The subject rezoning area is a 2.4 acre site of undeveloped land zoned GO-CO. The applicant proposes to rezone the property to community commercial (GR) district to allow for an office and dance studio. Access to the property is via an existing 50-foot access easement located off Sitio Del Rio Boulevard. The applicant offers to limit the uses to only GO uses with the exception of the only GR use allowed is a dance studio (personal improvement services). The subject property was rezoned on August 15, 1996 under Ordinance No. 960815 which imposed a conditional overlay addressing a maximum height limitation of 40 feet from ground level on all structures constructed beyond 1,000 feet from F.M. 2222 and which will be for office and retail uses. Furthermore, there is an existing restrictive covenant limiting vehicular access and imposing a traffic impact analysis.

Staff recommends community commercial – conditional overlay combining district zoning (GR-CO). The recommended conditional overlay will limit the vehicle trips to less than 2,000 vehicle trips per day. Furthermore, on all structures constructed beyond 1,000 feet from F.M. 2222 and which will be for office and retail uses, the maximum height shall not exceed 40 feet from ground level. An existing restrictive covenant under document No. 12791-0717 limits vehicular access and imposes a traffic impact analysis. The recommendation is based on the following considerations:

- 1.) The proposed land use is compatible with existing commercial uses along FM 2222 and Sitio del Rio Boulevard;
- 2.) Established adjacent commercial uses allow for a compatibility of commercial intensities and uses; and
- 3.) A vehicle trip limitation of less than 2,000 vehicle trips per day is recommended.

EXISTING ZONING AND LAND USES:

ZONING		LAND USES	
Site	GO-CO	Undeveloped land	
North	GO-CO	Undeveloped land	
South	Р	Water Tower	
East	GO-CO	Undeveloped land	
West	GR-CO	Undeveloped land	

AREA STUDY: N/A

<u>TIA</u>: N/A

WATERSHED: West Bull Creek and North Edwards Aquifer Recharge Zone

CAPITOL VIEW CORRIDOR: N/A

DESIRED DEVELOPMENT ZONE: Yes

HILL COUNTRY ROADWAY: Yes (See Site Plan comments)

NEIGHBORHOOD ORGANIZATIONS:

- 157--Courtyard Homeowner Assn.
- 269--Long Canyon Homeowners Assn.
- 426--River Place Residential Community Assn., Inc.
- 434--Lake Austin Business Owners
- 439--Concerned Citizens For P&B of FM 2222
- 475--Bull Creek Foundation
- 965--Old Spicewood Springs Rd. Neighborhood Assn.

SCHOOLS:

- Steiner Ranch Elementary School
- Murchison Middle School
- Anderson High School

RELATED CASES:

NUMBER	REQUEST	COMMISSION	CITY COUNCIL
C3V-85-018	Variance request to allow cut exceeding 4' at Steiner ranch	N/A	N/A ·

CASE HISTORIES:

NUMBER	REQUEST	COMMISSION	CITY COUNCIL
C14-95-0193	SF-2 to GO-CO	04/16/96: PC: APVD GR (TR 1/2); GO (TR 3); MF-2-CO (TR 4) W/CONDS (8-2). Conditions:	08/15/96: APVD GR (1-2); GO (3); MF-2-CO (4) W/CONDS (6- 1, DS-NO). Conditions:
		 RC limiting access to Riverplace Blvd.; Traffic signal at F.M. 2222 & Business Park Dr.; Approval by Riverplace Home owners Assn, 	 RC limiting access to Riverplace Blvd.; Traffic signal at F.M. 2222 & Business Park Dr.; Approval by Riverplace Home owners Assn. CO:
		CO: On all structures constructed beyond 1,000 feet from F.M. 2222 and which will be for office and retail uses, the maximum height shall not exceed	 On all structures constructed beyond 1,000 feet from F.M. 2222 and which will be for office and retail uses, the maximum height shall not exceed 40 feet from ground level.

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		40 feet from ground level.	
C14-97-0083	DR to LR-CO	09/30/97: PC: APVD LR-CO PROHIBITING SERV. STATIONS (8-1)	04/09/098: APVD LR-CO W/CONDITIONS (6-1, JG-NO) 2 & 3 RDGS Conditions: Prohibiting Service station
C14-99-0128	DR to NO-CO	08/31/99: APVD NO-CO W/2,000 VEHICLE TRIPS LIMIT (7-0).	09/30/99: APVD NO W/LIMITATION OF 500 VEHICLE TRIPS PER DAY, ALL 3 RDGS (6-1, WATSON- NAY).
C14-99-2130	DR to GR	09/26/00: PC: APVD STAFF REC OF NO-CO BY CONSEN W/AGREEMT BY NEIGH/AP INCLUDED (8-0)	10/26/00: APVD NO-CO W/CONDS (7-0) ALL 3 RDGS CO: 2,000 Vehicle trip limit
C14-99-2130	SF-5 to NO	08/22/00: PC: APVD STAFF REC OF NO-CO BY CONSENT (8-0); SA- ABSENT	09/28/00: APVD NO-CO (7-0) ALL 3 RDGS CO: LIMITATION OF 500 VEHICLE TRIPS PER DAY
C14-01-0121	RR to NO	09/25/01: DENIED STAFF ALT REC OF NO-CO (9-0)	12/06/01: APVD NO-CO (7-0); 2ND/3RD RDGS CO: 2,000 Vehicle trip limit
C14-04-0063	GO-CO to GR-CO	 11/02/04: ZAP APVD STAFF ALT REC OF GR-CO W/TIA INCL BY CONSENT (9-0) Prohibited uses: Automotive rentals Automotive repair services Automotive sales Automotive washing (of any type) 	 12/16/04: APVD GR-CO (7-0); 2ND/3RD RDGS Prohibited uses: Automotive rentals Automotive repair services Automotive sales Automotive washing (of any type)
C14-04-0208	GO-CO to GR-CO	09/26/00: PC: APVD STAFF REC OF NO-CO BY CONSEN W/AGREEMT BY NEIGH/AP INCLUDED (8-0)	10/26/00: APVD NO-CO W/CONDS (7-0) ALL 3 RDGS CO: 2,000 Vehicle trip limit
C14-05-0075	GR to CS	06/21/05: ZAP APVD CS-CO W/CONDS (7-0-1, MW- ABSTAIN) Prohibited uses: Pawn shop services Campground Consumer convenience services	 07/28/05: APVD CS-CO (7-0); ALL 3 RDGS Prohibited uses: Pawn shop services Campground Consumer convenience services Drop-off recycling center

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1		 Drop-off recycling 	 Equipment repair services
{		center	 Kennels
		Equipment repair	 Off-site accessory parking
		services '	 Vehicle storage
		 Kennels 	 General warehousing and
		 Off-site accessory 	distribution
{		parking	Transportation terminal
		 Vehicle storage 	 Agricultural sales and
		 General warehousing and 	-
		distribution	 Commercial blood plasma
		 Transportation terminal 	center
		 Agricultural sales and 	 Convenience storage
1		services	 Electronic prototype
		 Commercial blood 	assembly
		plasma center	 Equipment sales
1	/	 Convenience storage 	 Monument retail sales
		Electronic prototype	 Plant nursery
1		assembly	 Veterinary services
		 Equipment sales 	 Transitional housing
		Monument retail sales	5
		Plant nursery	
		 Veterinary services 	
		 Transitional housing 	
C14-05-0076	GR to CS-1	06/21/05: ZAP: APVD CS-1-	07/28/05: APVD CS-1-CO (7-0);
		CO W/CONDS (7-0-1, MW-	ALL 3 RDGS
		ABSTAIN).	Prohibited uses:
		Prohibited uses:	Pawn shop services
	l	Pawn shop services	 Campground
		 Campground 	 Consumer convenience
		 Consumer 	services
		convenience services	Drop-off recycling center
		 Drop-off recycling 	 Equipment repair services
		center	Kennels
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l.		Equipment repair	 Off-site accessory parking
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		 services Kennels Off-site accessory parking Vehicle storage General warehousing and distribution Transportation terminal Agricultural sales and 	 Vehicle storage General warehousing and distribution Transportation terminal Agricultural sales and services Commercial blood plasma center Convenience storage

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plasma center Convenience storage Electronic prototype assembly Equipment sales Monument retail sales Plant nursery Veterinary services Transitional housing Cocktail lounge	 Monument retail sales Plant nursery Veterinary services Transitional housing Cocktail lounge
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<u>ABUTTING STREETS</u>:

Name	ROW	Pavement	Classification
Sitio del Rio Blvd.	90'	70'	Collector
River Place Blvd.	300'	2 @30'	Arterial
RM 2222	170'	70'	Arterial

CITY COUNCIL DATE: March 9, 2006

ACTION:

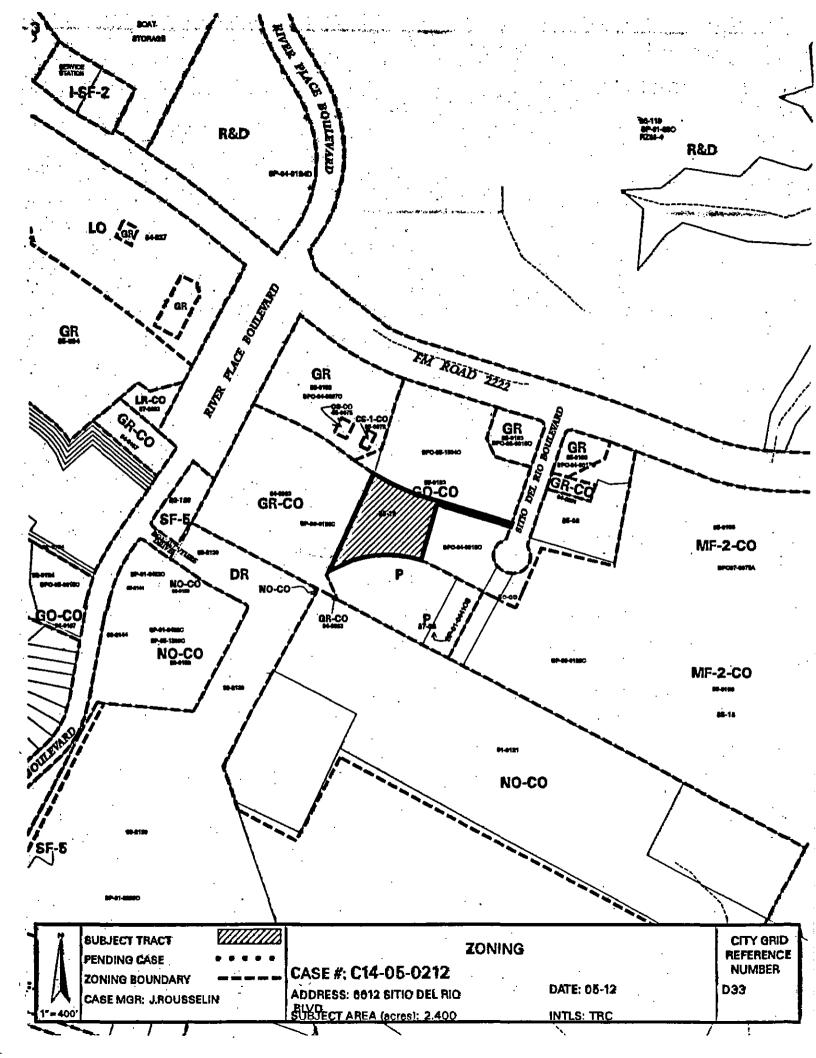
ORDINANCE READINGS: 1st 2nd 3rd

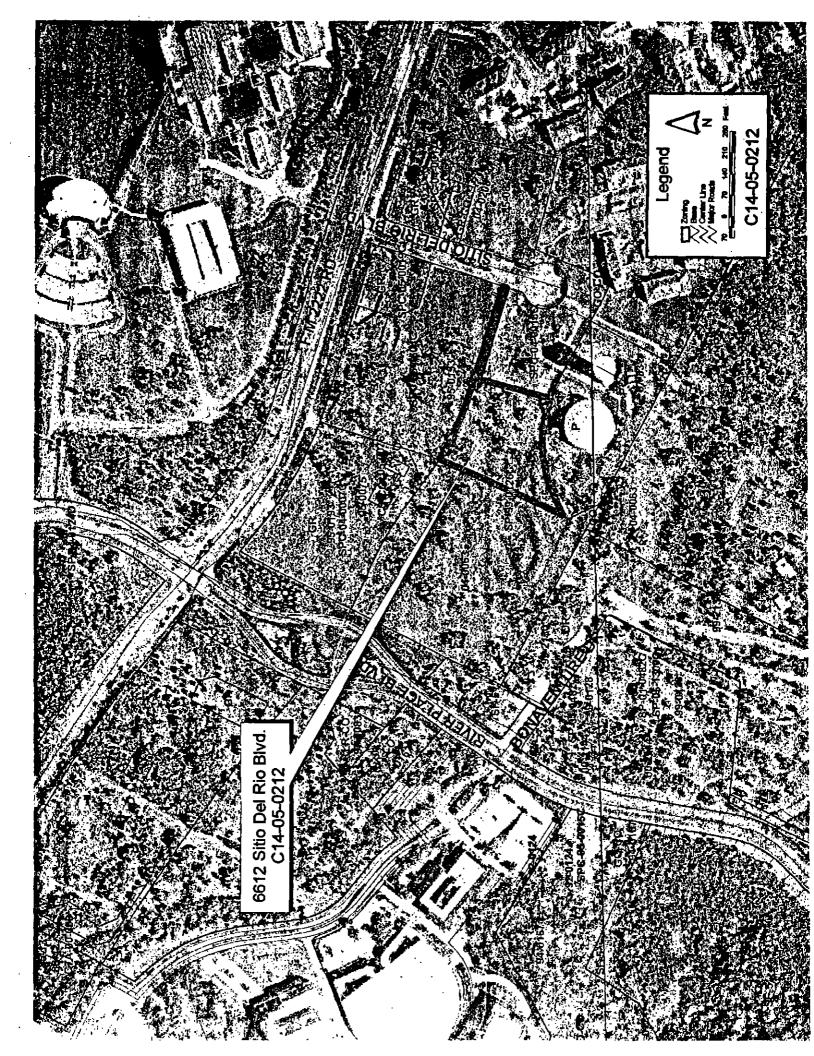
ORDINANCE NUMBER:

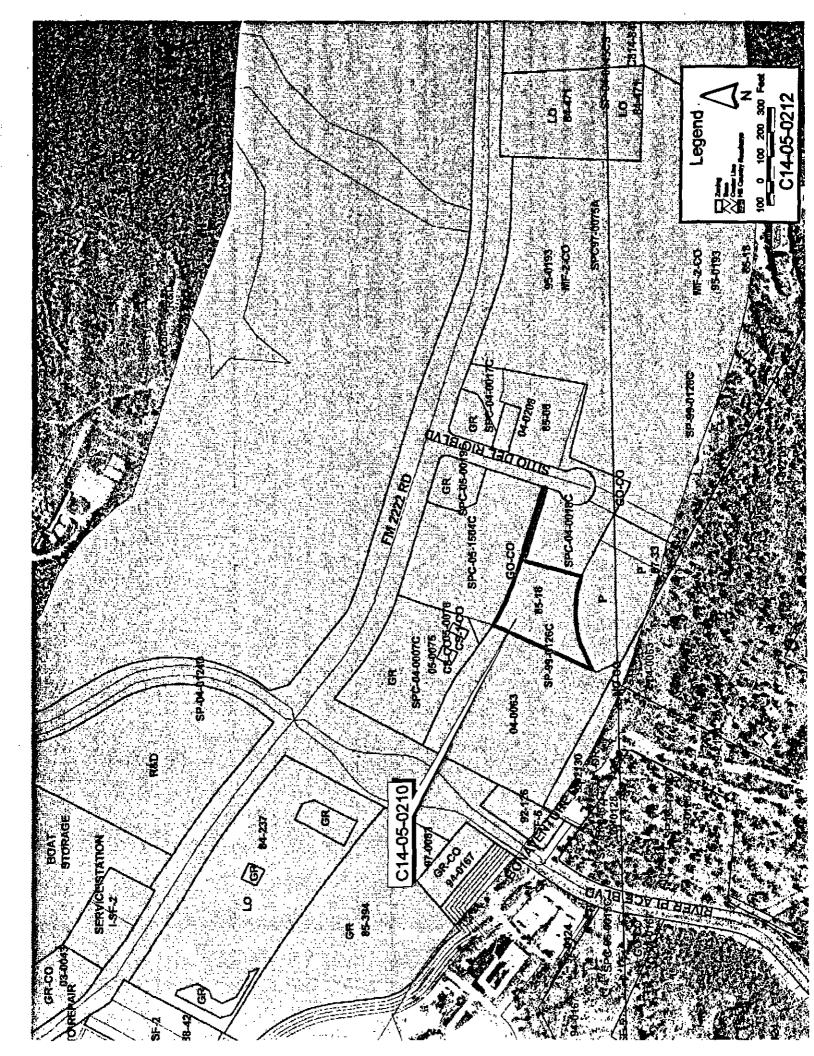
CASE MANAGER: Jorge E. Rousselin, NPZD

PHONE: 974-2975

E-MAIL: jorge.rousselin@ci.austin.tx.us







STAFF RECOMMENDATION

Staff recommends community commercial – conditional overlay combining district zoning (GR-CO). The recommended conditional overlay will limit the vehicle trips to less than 2,000 vehicle trips per day. Furthermore, on all structures constructed beyond 1,000 feet from F.M. 2222 and which will be for office and retail uses, the maximum height shall not exceed 40 feet from ground level. An existing restrictive covenant under document No. 12791-0717 limits vehicular access and imposes a traffic impact analysis.

BASIS FOR RECOMMENDATION

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

Community commercial (GR) district is the designation for an office or other commercial use that serves neighborhood and community needs and that generally is accessible from major traffic ways.

The proposed rezoning meets the purpose statement set forth in the Land Development Code. The proposed office and dance studio will provide services to surrounding commercial uses. The site is adjacent to office and commercial uses and is compatible with existing commercial uses along F.M. 2222.

2. Zoning changes should promote an orderly and compatible relationship among land uses.

The recommendation is based on the following considerations:

- 1.) The proposed land use is compatible with existing commercial uses along F.M. 2222 and Sitio Del Rio Boulevard;
- 2.) Established adjacent commercial uses allow for a compatibility of commercial intensities and uses; and
- 3.) A vehicle trip limitation of less than 2,000 vehicle trips per day is recommended.

EXISTING CONDITIONS

Site Characteristics

The subject rezoning area is a 2.4 acre site of undeveloped land zoned GO-CO. The subject property was rezoned on August 15, 1996 under Ordinance No. 960815 which imposed a conditional overlay addressing a maximum height limitation of 40 feet from ground level on all structures constructed beyond 1,000 feet from F.M. 2222 and which will be for office and retail uses.

Transportation

- 1. No additional right-of-way is needed at this time.
- 2. The trip generation under the requested zoning is estimated to be 6,990 trips per day, assuming that the site develops to the maximum intensity allowed under the zoning classification (without consideration of setbacks, environmental constraints, or other site characteristics). The proposed use of 2,500sf office and 9,000sf dance studio will generate approximately 501 trips per day.
- 3. This tract is subject to the 2222 Business Park TIA dated February 22, 1996, and subsequent addendums.
- 4. There are existing sidewalks along River Place Boulevard.
- 5. Capital Metro bus service is available along RM 2222.
- 6. RM 2222 is classified in the Bicycle Plan as a Priority 1 bike route.

Environmental and Impervious Cover

1. The site is located over the North Edward's Aquifer Recharge Zone. The site is in the Lake Austin Watershed of the Colorado River Basin, and is classified as a Water Supply Rural Watershed by Chapter 25-8 of the City's Land Development Code. Under the current watershed regulations, development or redevelopment on this site will be subject to the following impervious cover limits:

Development Classification	% of Net Site Area	% NSA with Transfers	Allowable Density
One or Two Family Residential	n/a	n/a	1 unit/2 acres net site area
Multifamily Residential	20%	25%	_n/a
Commercial	20%	25%	n/a

- 2. Single family or duplex development within a Water Quality Transition Zone may not exceed a density of one unit per three acres, exclusive of land within a 100-year floodplain, and must have a minimum lot size of 2 acres.
- 3. According to flood plain maps, there is no flood plain in, or within close proximity of, the project location.
- 4. Standard landscaping and tree protection will be required in accordance with LDC 25-2 and 25-8 for all development and/or redevelopment.
- 5. At this time, site specific information is unavailable regarding existing trees and other vegetation, areas of steep slope, or other environmental features such as bluffs, springs, canyon rimrock, caves, sinkholes, and wetlands.

- 6. Under current watershed regulations, development or redevelopment on this site will be subject to providing structural sedimentation and filtration basins with increased capture volume and 2 year detention.
- 7. At this time, no information has been provided as to whether this property has any preexisting approvals which would preempt current water quality or Code requirements.

Water and Wastewater

1. 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 the water and wastewater utility improvements and system upgrades to serve the site and land use. 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 design criteria. The water and wastewater utility construction must be inspected by the City. The landowner must pay the associated and applicable City fees.

Site Plan and Compatibility Standards

1. The site is located within 1,000 feet of RM 2222 and within a Hill Country Roadway Corridor. The site is located within the moderate intensity zone of the Hill Country Roadway. The site may be developed with the following maximum floor-to-area ratio (FAR):

Slope	Maximum FAR
0-15%	.25:1
15-25%	.10:1
25-35%	.05:1

- 2. Except for clearing necessary to provide utilities or site access, a 100 foot vegetative buffer will be required along RM 2222. However this buffer may not be required since the subject site is more than 400 feet from the right of way. At least 40% of the site (excluding dedicated right-of-way) must be left in a natural state. The allowable height is as follows: Within 200 feet of RM 2222 the maximum height is 28 feet, and beyond 200 feet the maximum height is 40 feet.
- 3. Prior to the issuance of a building permit for the proposed use, a site plan must be approved by the Zoning and Platting Commission.

PAGE 02/0;

RIVER PLACE RESIDENTIAL COMMUNITY ASSOCIATION, INC. Co Certified Management of Austin 2127 West Panner Lane Austin, Texas 78727 (512) 339-5992 (ax (512) 339-1817

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VIA FAX 343-1678

December 16, 2005

Linda Holland 8605 Chalkatone Cove Austin, Texas 78730

RE: River Place Village - Zoning Case

Dear Mis. Holland:

The Board of Directors of River Place Residential Community Association, Inc. supports your application for site zoning for an approximately 9,000 square foot dance school offering courses in ballroom dancing, hallet, plates, yoga and social dancing.

The intended use of the property is office with a dance studio with a combined square foolage at 11,500 square feet.

The zoning change would be from Go to GR with a conditional overlay exclusive to the use outlined above.

Sincerely,

CERTIFIED MANAGEMENT OF AUSTIN Management Agent for River Place Residential Community Association, Inc.

ra in the

Besa M. Watson, CPM: PCAM, CMCA Property Managor

RMW/a Gr. Board of Directors

ORDINANCE NO.

AN ORDINANCE REZONING AND CHANGING THE ZONING MAP FOR THE PROPERTY LOCATED AT 6612 SITIO DEL RIO BOULEVARD FROM GENERAL OFFICE-CONDITIONAL OVERLAY (GO-CO) COMBINING DISTRICT TO COMMUNITY COMMERCIAL-CONDITIONAL OVERLAY (GR-CO) COMBINING DISTRICT.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. The zoning map established by Section 25,2,191 of the City/Code is amended to change the base district from general office-conditional overlays (GO-CO) combining district to community commercial-office-conditional overlay (GR-CO) combining district on the property described in Zoning Case Nor C14-05 0212; on file at the Neighborhood Planning and Zoning Department, as follows:

Lot 4, Block A, Twenty-Two I wenty-Two Business Park Subdivision, a subdivision in the City of Austin Eravis County, Texas, according to the map or plat of record in Plat Book 100 Pages 170-172, of the Plat Records of Travis County, Texas (the "Property").

locally known as bold Sitio DellRig Boulevard, in the City of Austin, Travis County, Texas, and generally identified in the map attached as Exhibit "A".

PART 2. The Property within the boundaries of the conditional overlay combining district established by this ordinance is subject to the following conditions:

- 1. A building or structure constructed beyond 1000 feet from F.M. 2222, and which is used for those office uses partitited in a general office (GO) zoning district under this ordinance, may not exceed 40 feet in height.
- 2. The following uses are prohibited uses of the Property:

Automotive rentals Automotive sales Bail boud services Consumer convenience services

Custom manufacturing

Exterminating services

Automotive repair services Automotive washing (of any type) Commercial off-street parking Consumer repair services Drop-off recycling collection facility Financial services

Draft: 2/28/2006

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COA Law Department

