

Page 1 of 1

Hem #55ph

Zone Hearings/App Ordinances/Restrictive Covenants CITY OF AUSTIN RECOMMENDATION FOR COUNCIL ACTION

AGENDA DATE: 4/6/2006

Subject: C14-05-0210 - TX Far West Rezoning - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6835 Austin Center Boulevard (Shoal Creek Watershed) from limited office (LO) district zoning to community commercial (GR) district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Applicant: Kemp Management (Casey Beasley). Agent: Faulkner Engineering (Stephanie M. Stanford). City Staff: Jorge E. Rousselin, 974-2975.

Requesting Department: NPZD

For More Information:

ZONING REVIEW SHEET

<u>CASE</u>: C14-05-0210 <u>Z.A.P. DATE</u>: January 31, 2006

February 7, 2006 March 7, 2006

ADDRESS: 6835 Austin Center Boulevard

OWNER: Kemp Management (Casey Beasely)

AGENT: C. Faulkner Engineering

(Stephanie M.Stanford)

REZONING FROM: LO (Limited office) district

TO: GR (Community commercial) district AREA: 5 Acres

SUMMARY ZONING AND PLATTING RECOMMENDATION:

March 7, 2006

APPROVED STAFF'S RECOMMENDATION FOR GR-CO DISTRICT ZONING WITH A LIMITED VEHICLE TRIPS TO LESS THAN 3,500 VEHICLE TRIPS PER DAY; ADDED CONDITION TO LIMIT THE USES TO ONLY:

- MEDICAL OFFICE (EXCEEDING AND NOT EXCEEDING 5,000 SQ.FT.)
- PROFESSIONAL OFFICE;
- COUNSELING SERVICES;
- DAY CARE SERVICES (LIMITED);
- GUIDANCE SERVICES;
- HOSPITAL SERVICES (LIMITED);
- PERSONAL IMPROVEMENT SERVICES (LIMITED TO 2,500 SQ.FT.);
- RESTAURANT (LIMITED; LIMITED TO 2,500 SQ.FT.)
- RESEARCH SERVICES (LIMITED TO 2,500 SQ.FT.); BY CONSENT.

[J.MARTINEZ, J.PINNELLI 2ND] (9-0)

Prohibited uses:

- Administrative and business offices
- Art gallery
- Art workshop
- Automotive repair services
- Automotive sales
- Automotive washing (of any type)
- Bail bond services
- Bed & breakfast (Group 1)
- Bed & breakfast (Group 2)
- Business or trade school
- Business support services
- Club or lodge
- College and university facilities
- Commercial off-street parking
- Communication service facilities
- Communications services
- Community events

- Community recreation (private)
- Community recreation (public)
- Congregate living
- Consumer repair services
- Cultural services
- Custom manufacturing
- Day care services (commercial)
- Day care services (general)
- Drop-off recycling collection facility
- Exterminating services
- Family home
- Financial services
- Food preparation
- Food sales
- Funeral services
- General retail sales (convenience)
- General retail sales (general)

- Group home, Class I (general)
- Group home, Class I (limited)
- Group home, Class II
- Hospital services (general)
- Hotel-motel
- Indoor entertainment
- Indoor sports and recreation
- Off-site accessory parking
- Outdoor entertainment
- Outdoor sports and recreation
- Pawn shop services
- Personal services
- Pet services
- Plant nursery
- Printing and publishing

- Private primary educational facilities
- Private secondary educational facilities
- Prohibited uses:
- Public primary educational facilities
- Public secondary educational facilities
- Residential treatment
- Restaurant (general)
- Safety services
- Service station
- Software development
- Special use historic
- Telecommunication tower
- Theater
- Urban farm

SUMMARY 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 3,500 vehicle trips per day.

DEPARTMENT COMMENTS:

The subject rezoning area is a 5 acre area including an existing medical office and clinic building housing the Austin Regional Clinic zoned LO. The applicant proposes to rezone the property to community commercial (GR) district to allow for increased impervious cover at approximately 84% and to meet required parking needs. A proposed expansion of the existing structure from a two-story, 43,600 square foot structure to a four-story, 90,000 square foot structure is proposed which will include a structure with 2 levels of parking and 2 levels of medical offices. The proposed parking garage is proposed to accommodate approximately 450 parking spaces. Access to the property is via an existing driveway entrance off Austin Center Boulevard.

Staff recommends community commercial – conditional overlay combining district zoning (GR-CO). The recommended conditional overlay will limit the vehicle trips to less than 3,500 vehicle trips per day. The recommendation is based on the following considerations:

- 1.) The proposed land use is compatible with existing commercial uses along Mo-Pac Expressway;
- 2.) Established commercial uses along Mo-Pac Expressway allow for a compatibility of commercial intensities and uses:
- 3.) The proposed rezoning is at the intersection of two major arterials, Far West Boulevard and Mo-Pac Expressway; and
- 4.) More intensive commercial uses are best situated near major arterials and expressway to facilitate access and circulation.

EXISTING ZONING AND LAND USES:

	ZONING	LAND USES
Site	LO	Medical Offices and Clinic
North	GR	Office Building
South	MF-3-CO	Apartments
East	N/A	Mo-Pac Expressway
West	GO-CO/LO	Office Buildings

AREA STUDY: N/A

TIA: N/A (See Transportation comments)

WATERSHED: Shoal Creek and North Edwards Aquifer Recharge Zone **<u>DESIRED DEVELOPMENT ZONE</u>**: Yes

CAPITOL VIEW CORRIDOR: N/A

HILL COUNTRY ROADWAY: N/A

NEIGHBORHOOD ORGANIZATIONS:

53--Northwest Austin Civic Association

511-Austin Neighborhoods Council

742-Austin Independent School District

SCHOOLS:

Austin Independent School District

- Doss Elementary School
- Murchison Middle School
- Anderson High School

RELATED CASES:

NUMBER	REQUEST	COMMISSION	CITY COUNCIL
C14-79-232	"A" Residence – 1" H&A to "O" Office - 1" H&A	08/05/80: Recommended granting to "O" Office - 1st H&A subject to site plan review by Planning Commission. Restricted to office use only and to include landscape plans.	03/19/81: Approved "O", 1ST H&A 3RD RDG.

CASE HISTORIES:

NUMBER	REQUEST	COMMISSION	CITY COUNCIL
C14-99-0041	GR to CS-1	5/20/99: Approved staff recommendation of CS-1-CO W/COND. (7-0)	07/01/99: Approved PC recommendation of CS-1-CO W/COND. (6-0) Conditions: No AOB's.
C14-02-0179	GO-CO to GO-CO	12/17/02: ZAP: APVD STAFF REC OF GO-CO BY CONSENT (9-0). CO: Max height of 45';	02/13/03: APVD GO-CO (7-0); 2ND/3RD RDGS CO:

	10' landscaping buffer 10	SW; Prohibited uses:
[along SW;	
	Prohibited uses:	 Art and craft studio (limited)
!	 Art and craft studio 	 Business or trade school
	(limited)	 Business support services
	 Business or trade school 	 Off-site accessory parking
	 Business support services 	 College and university
	 Off-site accessory parking 	facilities
	 College and university 	 Communication service
	facilities	facility
	 Communication service 	 Guidance services
	facility	Personal services
	■ Guidance services	
i i	 Personal services 	

ABUTTING STREETS:

Name	ROW	Pavement	Classification	Sidewalks	Name	ROW
Loop 1	Varies	Varies	Major Arterial	Yes	Loop 1	Varies
Austin Center Boulevard	80,	2 @ 22'	Collector	Yes	Austin Center Boulevard	80'

CITY COUNCIL DATE:

ACTION:

April 6, 2006

ORDINANCE READINGS: 1"

and

 3^{rd}

ORDINANCE NUMBER:

CASE MANAGER: Jorge E. Rousselin, NPZD

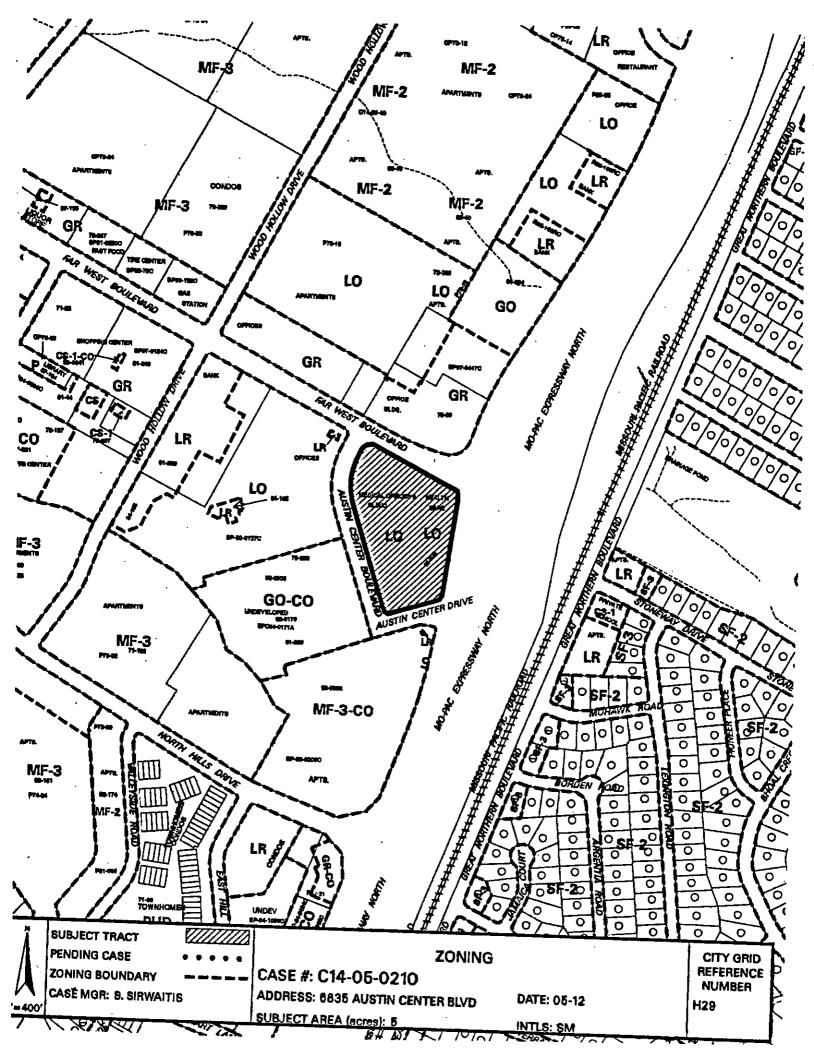
PHONE: 974-2975

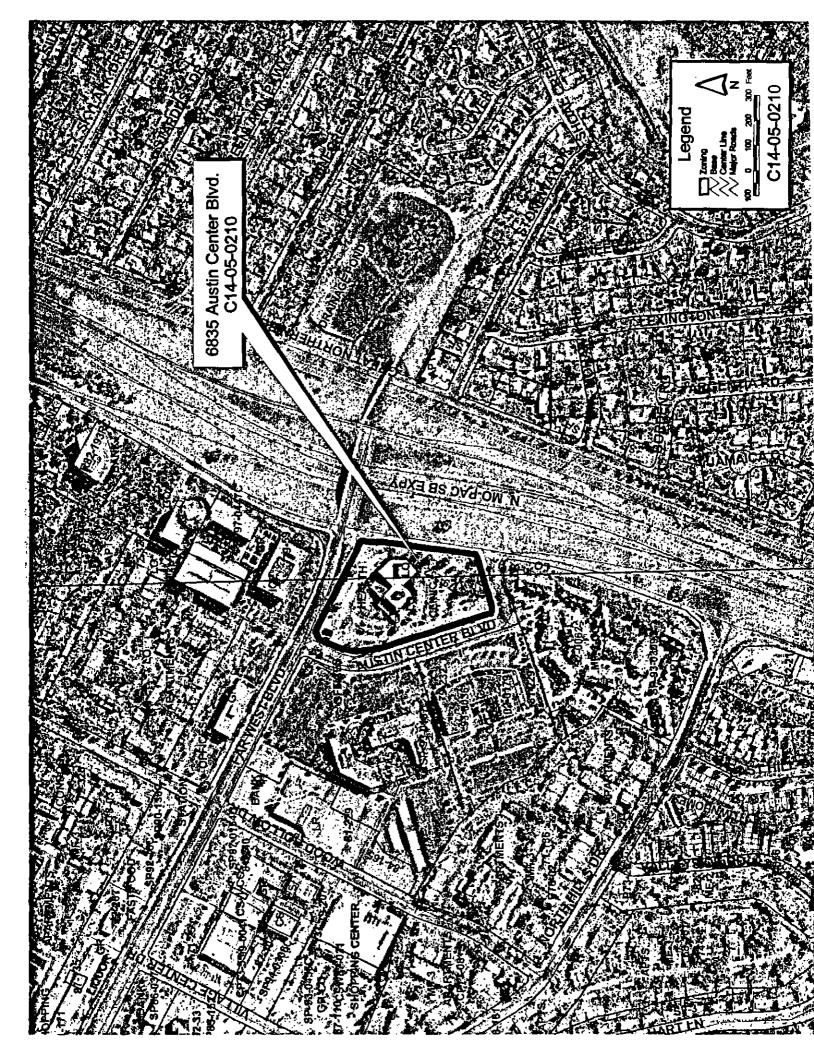
E-MAIL: jorge.rousselin@ci.austin.tx.us

CITY OF AUSTIN TRAFFIC IMPACT ANALYSIS (TIA) DETERMINATION WORKSHEET

APPLICANT MUST FILL IN WORKSHEET PRIOR TO SUBMITTING FOR TIA DETERMINATION PROJECT NAME: <u>TX Far West Re-Zoning</u> LOCATION: 6835 Austin Center Boulevard TELEPHONE NO: 512-433-2513 APPLICANT: Stephanie M. Stanford -APPLICATION STATUS: DEVELOPMENT ASSESSMENT: ZONING: X SITE PLAN: FOR OFFICE USE ONLY **EXISTING:** TRACT TRACT BLDG SQ.FT. ZONING LAND USE L.T.E CODE TRIP RATE TRIPS PER **NUMBER ACRES** DAY 5.000 43,600 LO Medical Office 1568 **PROPOSED** FOR OFFICE USE ONLY TRACT-BLDG SQ.FT. ZONING LAND USE L.T.E CODE TRIP RATE TRIPS PER TRACT **ACRES** DAY NUMBER 90.000 5.000 GR Medical Office 3465 FOR OFFICE USE ONLY **ABUTTING ROADWAYS** STREET NAME PROPOSED ACCESS? PAVEMENT WIDTH CLASSIFICATION Far West Boulevard No Yes (Existing) Austin Center Boulevard Yes, right in, right out Austin Center Drive Mo-Pac Boulevard (southbound access road) FOR OFFICE USE ONLY A traffic impact analysis is required. The consultant preparing the study must meet with a transportation planner to discuss the scope and requirements of the study before beginning the study. A traffic impact analysis is NOT required. The traffic generated by the proposal does not exceed the thresholds established in the Land Development Code. The traffic impact analysis has been waived for the following reason: A neighborhood traffic analysis will be performed by the City for this project. The applicant may have to collect existing traffic counts. See a transportation planner for information. REVIEWED BY: DISTRIBUTION: CAP METRO TRANS, REV. _TRAVIS CO. TPSD TOTAL FILE COPIES: NOTE: A TIA determination must be made prior to submittal of any zoning or site plan application, therefore, this completed and reviewed form MUST ACCOMPANY any subsequent application for the IDENTICAL project. CHANGES to the proposed project will REQUIRE a new TIA determination to be made.

Zoning





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 3,500 vehicle trips per day.

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 existing medical office and proposed expansion will provide services to surrounding commercial and residential uses. The site is adjacent to office and commercial uses and is compatible with existing commercial uses along Mo-Pac Boulevard and Far West Boulevard.

- 2. Zoning changes should promote an orderly and compatible relationship among land uses.
- 1.) The proposed land use is compatible with existing commercial uses along Mo-Pac Expressway;
- 2.) Established commercial uses along Mo-Pac Expressway allow for a compatibility of commercial intensities and uses:
- 3.) The proposed rezoning is at the intersection of two major arterials, Far West Boulevard and Mo-Pac Expressway; and
- 4.) More intensive commercial uses are best situated near major arterials and expressway to facilitate access and circulation.

EXISTING CONDITIONS

Site Characteristics

The subject rezoning area is a 5 acre area including an existing medical office and clinic building housing the Austin Regional Clinic zoned LO. The medical offices and clinic are accessed via an existing driveway off Austin Center Boulevard. While the building fronts on Mo-Pac Expressway, there is no direct access to Mo-Pac other than via Austin Center Boulevard.

Transportation

- 1. No additional right-of-way is needed at this time.
- 2. The trip generation under the requested zoning is estimated to be 11,264 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 existing 43,600sf medical office generates 1,568 vehicle trips per day. The proposed addition of 46,400sf of medical office will generate an additional 1,897 vehicle trips per day.

- 3. If the requested zoning is granted, development should be limited to uses that will not exceed 2,000 trips per day beyond the number of trips currently generated by the site.
- 4. Capital Metro bus service is available along Loop 1 and Far West Boulevard.
- 5. Far West Boulevard is classified in the Bicycle Plan as a Priority 1 bike route.

Environmental and Impervious Cover

- 1. The site is located over the North Edwards Aquifer Recharge Zone. The site is located in the Shoal Creek Watershed of the Colorado River Basin, which is classified as an Urban Watershed by Chapter 25-8 of the City's Land Development Code. It is in the Drinking Water Protection Zone.
- 2. Impervious cover is not limited in this watershed class; therefore the zoning district impervious cover limits will apply.
- 3. This site is required to provide on-site structural water quality controls (or payment in lieu of) for all development and/or redevelopment when 5,000 s.f. cumulative is exceeded, and detention for the two-year storm. At this time, no information has been provided as to whether this property has any pre-existing approvals which would preempt current water quality or Code requirements.
- 4. According to flood plain maps, there is no flood plain within the project area.
- 5. This site is currently developed. At this time, site-specific information is unavailable regarding existing trees and other vegetation.
- 6. Standard landscaping and tree protection will be required in accordance with LDC 25-2 and 25-8 for all development and/or redevelopment.

Water and Wastewater

1. The landowner intends to serve the site with City of Austin water and wastewater utilities. If water or wastewater utility improvements, or offsite main extension, or system upgrades, or utility adjustments, or relocation are required, the landowner, at own expense, will be responsible for providing. Also, the 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 City fees.

Site Plan and Compatibility Standards

- 1. Compatibility Standards not applicable
- 2. Hill Country Roadway not applicable
- Additional design regulations will be enforced at the time of a site plan application for review and approval

Austin, Texas 78703

Mailing Address: PO Box 1528 Austin, Texas 78767-1528

> P: 512.495.9470 F: 512.495.9473



January 20, 2006

Mr. Greg Guernsey, Director Nieghborhood Planning and Zoning Department City of Austin 505 Barton Springs Road Austin, Texas 78704

JAN 2 3 2006

RECEIVED

Re: Texas Far West Re-Zoning C.O.A. Case Number: C14-05-0210

Request for Postponement

Neighborhood Planning & Zoning

Dear Mr. Guernsey

The above referenced zoning case has been scheduled for the January 31 Zoning and Platting Commission Meeting. We hereby request that this application be postponed until the February 7 Meeting.

We are currently negotiating with the North West Austin Civic Association to propose a use restriction on the property. We would prefer to come before the Commission with an agreement between the property owner and this neighborhood group.

Thank you for your consideration in this matter. Should you have any questions pertaining to this request, please feel free to call me at 433-2513.

Sincerely. Rephanie M. Amfur

Stephanie M. Stanford, P.E.

CA-05-0210

C FAULKNER ENGINEERING, L.P. 400 Bowle Street, Suite 250 Austin, Texas 78703

> Mailing Address: PO Box 1528 Austin, Texas 78767-1528

> > P: 512.495.9470 F: 512.495.9473



February 7, 2006

Mr. Greg Guernsey, Director Neighborhood Planning and Zoning Department City of Austin 505 Barton Springs Road Austin, Texas 78704

RECEIVED

FEB 0 7 2006

Re: Texas Far West Re-Zoning C.O.A. Case Number: C14-05-0210 Request for Postponement

Neighborhood Planning & Zoning

Dear Mr. Guernsey,

The above referenced zoning case has been scheduled for the February 7 Zoning and Platting Commission Meeting. We hereby request that this application be postponed until the March 7 Meeting.

Per a conversation I just had with the owner's representative Casey Beasley, I was told that Karla Villalon, president of the Northwest Austin Civic Association, spoke with Jorge Ruosselin who agreed that if the Association and the applicant both requested that the Zoning Case be deferred to a later date it could be postponed.

Thank you for your consideration in this matter. Should you have any questions pertaining to this request, please feel free to call me at 433-2513.

Sincerely,

Stephanle M. Stanford, P.E.

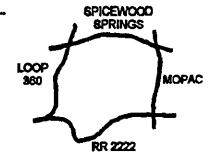
Cc: Casey Beasley – Kemp Management Karla Villalon - Northwest Austin Civic Association



P.O. BOX 28654 • AUSTIN, TEXAS 78755

RECEIVED

FEB 0 7 2006



Feb. 7, 2006

Neighborhood Planning & Zoning

enning & Zoning Via fort: 974 – 6054

Mr. Greg Guernsey, Director City of Austin Neighborhood Planning and Zoning Dept. 505 Barton Springs Road Austin, TX 78704

Re: C14-05-00210 /ARC Rezoning at Far West - Applicant request for postponement

Dear Mr. Guernsey,

The Northwest Austin Neighborhood Association supports the request of the applicant for a second postponement of this case from tonight's ZAP agenda so we can have time to reach an agreement with them. We respectfully request the ZAP Commission honor this request.

We concur with the applicant's request for a one month postponement until March 7, 2006.

Thank you for your attention to this matter. I may be reached at 922-3666.

Regards,

Karla Taylor Villaion

President

North West Austin Civic Association (NWACA)

Cc: NWACA Zoning Committee Casey Beasley - Kemp Management Stephanie Stanford - C.Faulkner Engineering Jorge Rousselin

C FAULKNER ENGINEERING, L.P.

400 Bowle Street, Suite 250 Austin, Texas 78703

Mailing Address: PO Box 1528 Austin, Texas 78767-1528

> P: 512.495.9470 F: 512.495.9473



March 3, 2006

RECEIVED

Mr. Greg Guernsey, Director
Neighborhood Planning and Zoning Department
City of Austin
505 Barton Springs Road
Austin, Texas 78704

MAR 0 6 2006

Neighborhood Planning & Zoning

Re: Texas Far West Re-Zoning C.O.A. Case Number: C14-05-0210 Request for Conditional Overlay

Dear Mr. Guernsey,

The above referenced zoning case has been scheduled for the March 7, 2008 Zoning and Platting Commission Meeting.

The Applicant and the North West Austin Civic Association have met and agreed on allowed uses under the proposed zoning change and future building expansion.

The zoning application has a staff recommendation for approval of GR-CO Zoning. In addition to the staff recommendation, the applicant agrees to limit themselves to the following uses:

Medical Office
Professional Office
Counseling Services
Day Care Services (Limited)
Guidance Services
Hospital Services (Limited)
Personal Improvement Services, limited to 2,500 square feet
Restaurant (Limited), limited to 2,500 square feet
Research Services, limited to 2,500 square feet



Thank you for your consideration in this matter. Should you have any questions pertaining to this request, please feel free to call me at 433-2513.

Sincerely,

Stephanie M. Stanford, P.E.

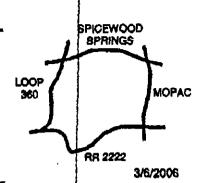
cc: Karla Taylor Villalon, President - NWACA Casey Beasley - Kemp Management Mac Holder - L.M. Holder III, FAIA Jorge Rousselin - City of Austin



P.O. BOX 26654 . AUSTIN, TEXAS 78755

RECEIVED

MAR 0 7 2006



Neighborhood Planning & Zoning

Zoning and Planning Commission,

Re: C14-05-0210

We have met with the applicant and we have all agreed to the following GR uses with all others being specifically excluded in the Conditional Overlay:

Medical Office
Professional Office
Counseling Services
Day Care Services (Limited)
Guidance Services
Hospital Services (Limited)
Personal Improvement Services, limited to 2,500 square feet
Restaurant (Limited), limited to 2,500 square feet
Research Services, limited to 2,500 square feet.

Regards, Karla Villalon

BOR Budley, zoung committee : For Kanta

North West Austin Civic Association (NWACA)

FAX - 974-6054

RECEIVED

MAR 0 7 2006

3/7/06

Neighborhood Planning & Zoning

70: Jorge Rousselen

FROM. Karla Villalon NWACA President

This note is to apply that

NWACA concurs with The

recommendation of phomogo

recommendation of phomogo

to The ARC grapetty; as

to the ARC grapetty; as

Atoted in the email your reid

from Bill Bradley and our

roning commettee This morning.

Thanks — Karla Jaylar Villalan

922-3666

AN ORDINANCE REZONING AND CHANGING THE ZONING MAP FOR THE PROPERTY LOCATED AT 6835 AUSTIN CENTER BOULEVARD FROM LIMITED OFFICE (LO) 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 limited office (LO) district to community commercial-conditional overlay (GR-CO) combining district on the property described in Zoning Case No. C14-05-0210, on file at the Neighborhood Planning and Zoning Department, as follows:

Lot 1, Austin Center Phase One Subdivision, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat of record in Plat Book 80, Page 271, of the Plat Records of Travis County, Texas (the "Property"),

locally known as 6835 Austin Center 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 site plan or building permit for the Property may not be approved, released, or issued, if the completed development or uses of the Property, considered cumulatively with all existing or previously authorized development and uses, generate traffic that exceeds 3,500 trips per day.
- 2. The following uses of the Property are limited to an area not to exceed 2,500 square feet of gross floor area:

Personal improvement services
Research services

Restaurant (limited)

Draft: 3/22/2006

Page 1 of 3

COA Law Department

Administrative and business offices	Art gallery
Art workshop	Automotive repair services
Automotive sales	Automotive washing (of any type)
Bail bond services	Bed and breakfast (Group 1)
Bed and breakfast (Group 2)	Business or trade school
Business support services	Club or lodge
College and university facilities	Commercial off-street parking
Communication service facilities	Communications services
Community events	Community recreation (private)
Community recreation (public)	Congregate living
Consumer repair services	Cultural services
Custom manufacturing	Day care services (commercial)
Day care services (general)	Drop-off recycling collection facility
Exterminating services	Family home
Pinancial services	Food preparation
Food sales	Funeral services
General retail sales (convenience)	General retail sales (general)
Group home, Class I (general)	Group home, Class I (limited)
Group home, Class II	Hospital services (general)
Hotel-motel	Indoor entertainment
Indoor sports and recreation	Off-site accessory parking
Outdoor entertainment	Outdoor sports and recreation
Pawn shop services	Personal services
Pet services	Plant nursery
Printing and publishing	Private primary educational facilities
Private secondary educational facilities	Public primary educational facilities
Public secondary educational facilities	Residential treatment
Restaurant (general)	Safety services
Service station	Software development
Special use historic	Telecommunication tower
Theater	Urban farm
roant or sincifically material and on this	dinana the December were by June 1
xcept as specifically restricted under this or	
sed in accordance with the regulations estal	
ase district and other applicable requirements	s of the City Code.
ART 3. This ordinance takes effect on	, 20

Page 2 of 3

COA Law Department

Draft: 3/22/2006

	California (California)	<u> </u>	
	•	•	
	•		
PASSED AND APP	ROVED	4 ▲û	
	ę.	Marin	
	9	And the second second	
		*****	<u> </u>
		Will Wynn - Mayor	
APPROVED:	· AT T	TEST:	
	David Allan Smith	Shirley A. Gentry	
	City Attorney	City Clerk	
		And the state of t	
	A.		
	AN	- 7 370,2 - 37 - 7.	
3.	2006		
gar de feat	The state of the s		
·	and the second of the second o		
,	helden Kinder		
	idule.	•	
	·	•	
٠.		•	
•		•	
.			
Draft: 3/22/2006	Page 3 of 3	COA Law Department	

