

ORDINANCE NO. _____

AN ORDINANCE REZONING AND CHANGING THE ZONING MAP FOR THE PROPERTY LOCATED AT 1701 EAST 3RD STREET AND 207 CHALMERS AVENUE IN THE EAST CESAR CHAVEZ NEIGHBORHOOD PLAN AREA FROM COMMUNITY COMMERCIAL-MIXED USE-CONDITIONAL OVERLAY NEIGHBORHOOD PLAN (GR-MU-CO-NP) COMBINING DISTRICT TO GENERAL COMMERCIAL SERVICES-MIXED USE-CONDITIONAL OVERLAY-NEIGHBORHOOD PLAN (CS-MU-CO-NP) 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 community commercial-mixed use-conditional overlay neighborhood plan (GR-MU-CO-NP) combining district to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district on the property described in Zoning Case No. C14-2021-0153, on file at the Housing and Planning Department, as follows:

A 29,385 square foot tract, being out of and a part of the Outlot 22, Division "O", Government Outlots City of Austin as recorded in the General Land Office of Texas, situated in Travis County, Texas, also being all of Tract 1, Tract 2, Tract 3, and Tract 4 as described in Document No. 2008066977 of the Travis County Deed Records, said 29,385 square foot land being more particularly described by metes and bounds in **Exhibit "A"** incorporated into this ordinance (the "Property"),

locally known as 1701 East 3rd Street and 207 Chalmers Avenue in the City of Austin, Travis County, Texas, generally identified in the map attached as **Exhibit "B"**.

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

(A) The following uses are prohibited uses on the Property:

Automotive rentals	Automotive repair services
Automotive sales	Automotive washing (of any type)
Bail bond services	Commercial off-street parking
Drop-off collection facility	Exterminating services
Food preparation	Food sales
Funeral services	Hotel-motel
Off-site accessory parking	Outdoor entertainment

Outdoor sports and recreation
Service station

Pawn shop services

PART 3. Except as specifically restricted under this ordinance, the Property may be developed and used in accordance with the regulations established for the general commercial services (CS) base district, mixed use (MU) combining district, and other applicable requirements of the City Code.

PART 4. Except as specifically modified by this ordinance, the Property is subject to Ordinance No. 001214-20 that established zoning for the East Cesar Chavez Neighborhood Plan.

PART 5. This ordinance takes effect on _____, 2021.

PASSED AND APPROVED

_____, 2021 §
 §
 §

Steve Adler
Mayor

APPROVED: _____ **ATTEST:** _____
Anne L. Morgan Jannette S. Goodall
City Attorney City Clerk

DESCRIPTION

OF A 29,385 SQUARE FEET TRACT, BEING OUT OF AND A PART OF THE OUTLOT 22, DIVISION "O", GOVERNMENT OUTLOTS CITY OF AUSTIN AS RECORDED IN THE GENERAL LAND OFFICE OF TEXAS, SITUATED IN TRAVIS COUNTY, TEXAS, ALSO BEING ALL OF TRACT 1, TRACT 2, TRACT 3 AND TRACT 4 AS DESCRIBED IN DOCUMENT#2008066977 OF THE TRAVIS COUNTY DEED RECORDS, SAID 29,385 SQUARE FEET TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS;

Beginning at a ½" Iron Rod Found at the Southeast corner of the intersection of Chalmers Avenue (60' Right-of-Way) and East 3rd Street (60' Right-of-Way), Being the Northwest corner of Tract 4 as described in Document #2008066977 of the Travis County Deed Records;

Thence, S67°05'03"E, with the South Right-of-Way of East 3rd Street and the North line of the said Tract 4 and Tract 3 for a distance of 193.72' feet to a Calculated Point at the Northeast corner of the said Tract 3 and the Northwest corner of a tract as conveyed to Saul Leon and San Juana Puente as recorded in Document #2002007874 of the Travis County Deed Records;

Thence, S23°02'59"W, with the common line between the said Tract 4, Tract 2 and the said Saul Leon Tract, for a distance of 151.38 feet to a Calculated Point for the Southeast corner of the said Tract 2 and the Southwest corner of the said Saul Leon tract and being in the North line of a tract as conveyed to 2nd Street LLC as recorded in Document #2006213319 of the Travis County Deed Records, From Which a ½" Iron Rod Found Bears S67°35'33"E, 99.47' feet;

Thence, N67°15'50"W with the common line between the said Tract 2, Tract 1 and the said 2nd Street LLC for a distance of 193.73' feet to a ½" Iron Rod Found at the Southwest corner of the said Tract 1 and the Northwest corner of the said 2nd Street LLC tract, being in the East Right-of-Way of Chalmers Avenue (60' Right-of-Way);

00000000

Thence, N23°02'59"E, with the East line of the said Chalmers Avenue and the West line of Tract 1, Tract 4 for a distance of 151.99' feet to the Place of Beginning, containing 29,385 Square Feet of land area.


The bearings for the above description are based upon the City of Austin Base line on East 2nd Street per District Map #15 Dated August 20, 1940

STATE OF TEXAS)(

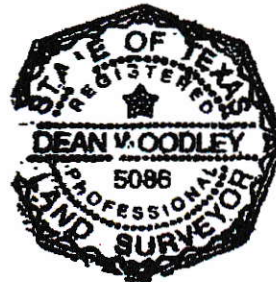
COUNTY OF TRAVIS)(

I hereby certify that this field note description was prepared from the results of an actual survey made on the ground under my supervision and that it is true and correct to the best of my knowledge.

LIVE OAK SURVEYING
12421 Wycliff Lane
Austin, Texas 78727-5220

 7.22.2010

DEAN A. WOODLEY DATE
REGISTERED PROFESSIONAL
LAND SURVEYOR NO. 5086



8890110FiledNotes.wps

604667

 ZONING BOUNDARY

Created: 9/16/2021