Zoning Public Hearing CITY OF AUSTIN RECOMMENDATION FOR COUNCIL ACTION

AGENDA ITEM NO.: Z-4 AGENDÅ DATE: Thu 07/28/2005 PAGE: 1 of 1

<u>SUBJECT:</u> C14-05-0075 - The Shops at Riverplace - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 10601 FM 2222 (West Bull Creek Watershed) from community commercial (GR) district zoning to general commercial services (CS) district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Applicant: Spasco Ltd. (Sandy Aron). Agent: Offices of Bradley Greenblum (Bradley Greenblum). City Staff: Thomas Bolt, 974-2755.

REQUESTINGNeighborhood Planning**DEPARTMENT:**and Zoning

DIRECTOR'S AUTHORIZATION: Greg Guernsey

ZONING CHANGE REVIEW SHEET

CASE: C14-05-0075

Z.A.P. DATE: June 21, 2005

ADDRESS: 10601 FM 2222

OWNER/APPLICANT: Spasco Ltd. (Sandy Aron) AGENT: Offices of J. Bradley Greenblum (J. Bradley Greenblum)

ZONING FROM: GR TO: CS AREA: 3,991 sq. ft.

SUMMARY STAFF RECOMMENDATION:

Recommend approval of rezoning from community commercial (GR) district zoning to general commercial services (CS) district zoning.

ZONING AND PLATTING COMMISSION RECOMMENDATION:

Rezoning:	C14-05-0075 - Shops at Riverplace
Location:	10601 FM 2222 Rd., West Bull Creek Watershed
Owner/Applicant:	Spasco Ltd.
Agent:	Law Offices of J. Bradley Greenblum (J. Bradley Greenblum)
Request:	GR to CS
Staff Rec.:	RECOMMENDED CS
Staff:	Thomas Bolt, 974-2755, thomas.bolt@ci.austin.tx.us
	Neighborhood Planning and Zoning Department

APPROVED CS-CO ZONING WITH LAUNDRY SERVICES AS THE ONLY PERMITTED CS USE; AND PERMITTED GR USES, EXCEPT FOR PAWNSHOP SERVICES. [J.M; J.G 2ND] (7-0-1) M.W - ABSTAINED; K.J - ABSENT

DEPARTMENT COMMENTS:

The proposed laundry services use will occupy 3,991 sq. ft. of tenant space. A laundry service is listed as a permitted use in the CS zoning district. The establishment will provide a service to the residents of River Place without having to exit the subdivision on to FM 2222.

	ZONING	LAND USES		
Site	GR	Shopping plaza under construction nearing completion		
North	GR & R&D	Balance of plaza property, FM 2222 & 3M Company		
South	GR-CO	Undeveloped		
East	GO :	Undeveloped		
West	GR-CO, LO-CO, LO, GR & GO	Miscellaneous occupancies – offices		

EXISTING ZONING AND LAND USES:

AREA STUDY: No

<u>TIA:</u> No

WATERSHED: West Bull Creek

DESIRED DEVELOPMENT ZONE: No

CAPITOL VIEW CORRIDOR: No

HILL COUNTRY ROADWAY: Yes

NEIGHBORHOOD ORGANIZATIONS:

#157 Courtyard Homewoner Association
#426 River Place Residential Community Association Inc.
#434 Lake Austin Business Owners
#439 Concerned Citizens For P&B of FM2222
#488 Canyon Creek Homeowners Association
#475 Bull Creek Foundation
#965 Old Spicewood Springs Rd. Neighborhood Association.

<u>\$CHOOLS:</u>

This property is located within the Leander Independent School District

CASE HISTORIES:

NUMBER	REQUEST	PLANNING COMMISSION	CITY COUNCIL
C14-94-0167	Multi-tract	APPROVED R&D-PDA, GO-C-, GR-CO. COND F.A.R. LIMITS	APPROVED R&D-PDA, GO-C-, GR-CO. COND F.A.R. LIMITS 04/27/95
C14-95-0193	Multi- tract	APPROVED GR-CO, MF2- CO, GO-CO. COND HEIGHTS & DENSITY 04/26/96	APPROVED GR-CO, MF2-CO, GO-CO. CONDHEIGHTS & DENSITY 08/25/96
C14-97-0083	I-SF-2	APPROVED LR-CO W/COND NO SERVICE STATION 09/30/97	APPROVED LR-CO W/COND – NO SERVICE STATION 04/09/98
C14-04-0063	GO-CO TO GR-CO	APPROVED GR-CO W/COND. PROHIBITED USES 12/02/04	APPROVED GR-CO W/COND. PROHIBITED USES 02/16/04

RELATED CASES:

C14-05-0076 – Application to rezone from GR to CS-1 for a liquor store in a tenant space within the same building.

ABUTTING STREETS:

NAME	ROW	PAVEMENT	CLASSIFICATION
RM 2222	191'	75'	Arterial
River Place Boulevard	Varies	Varies	Arterial

CITY COUNCIL DATE: July 28, 2005

ACTION:

ORDINANCE READINGS: 1st

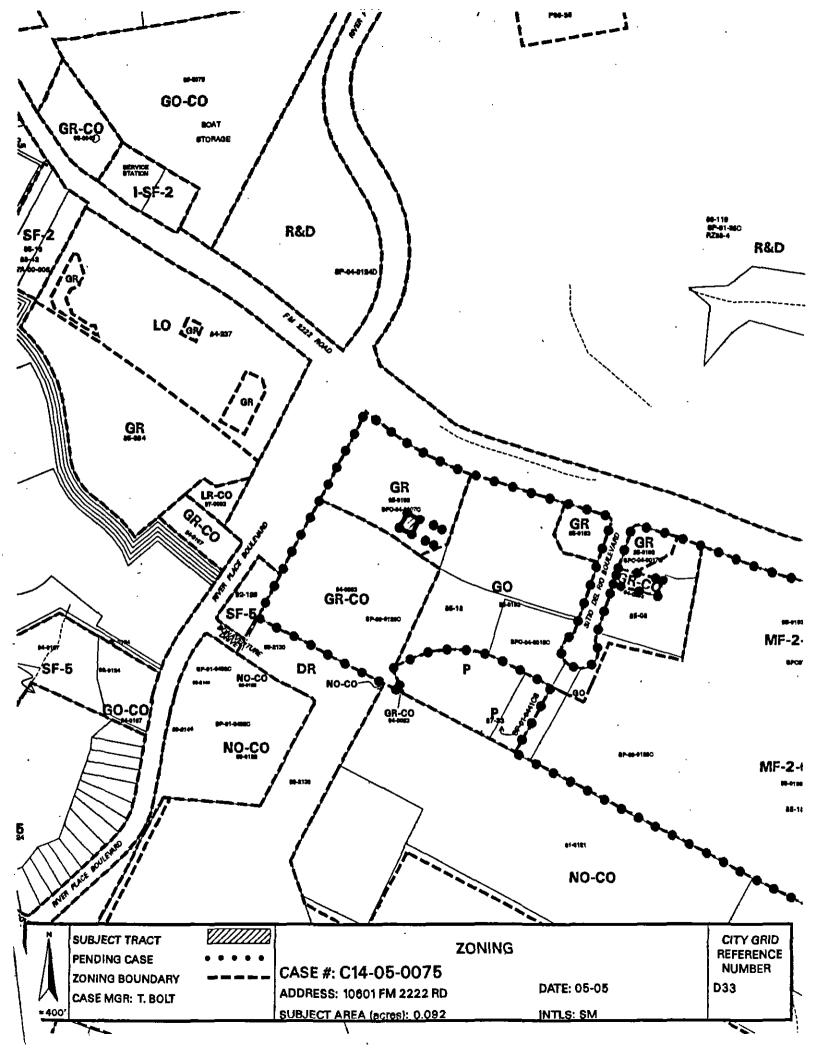
2nd

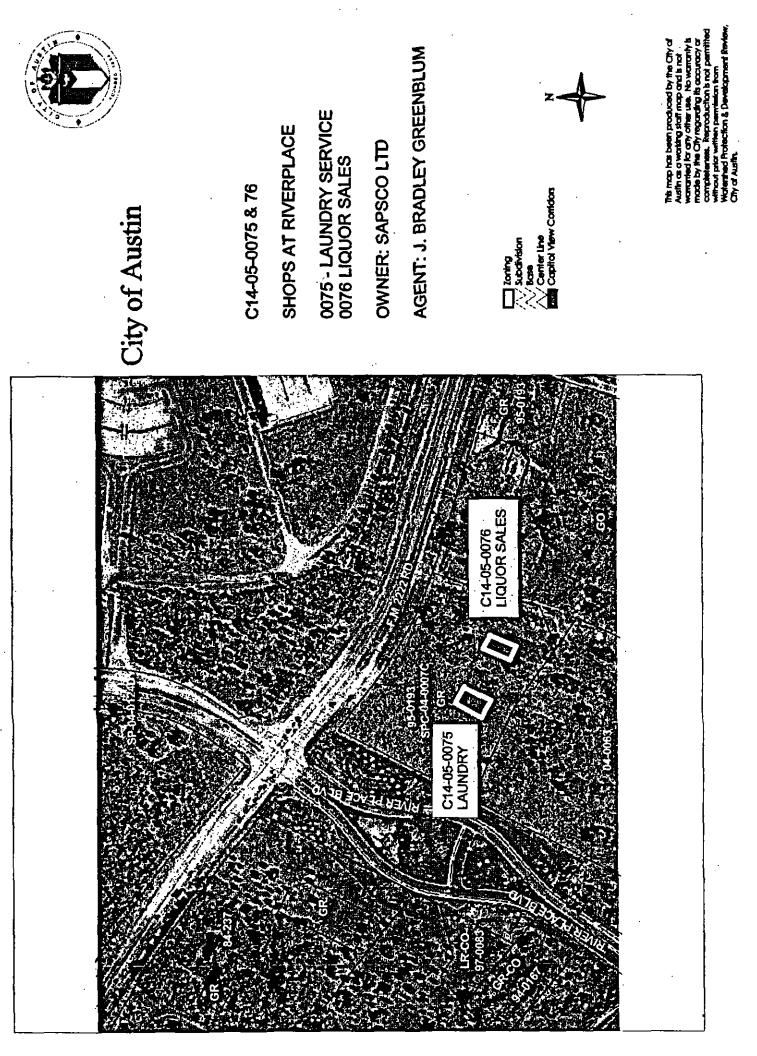
3rd

ORDINANCE NUMBER:

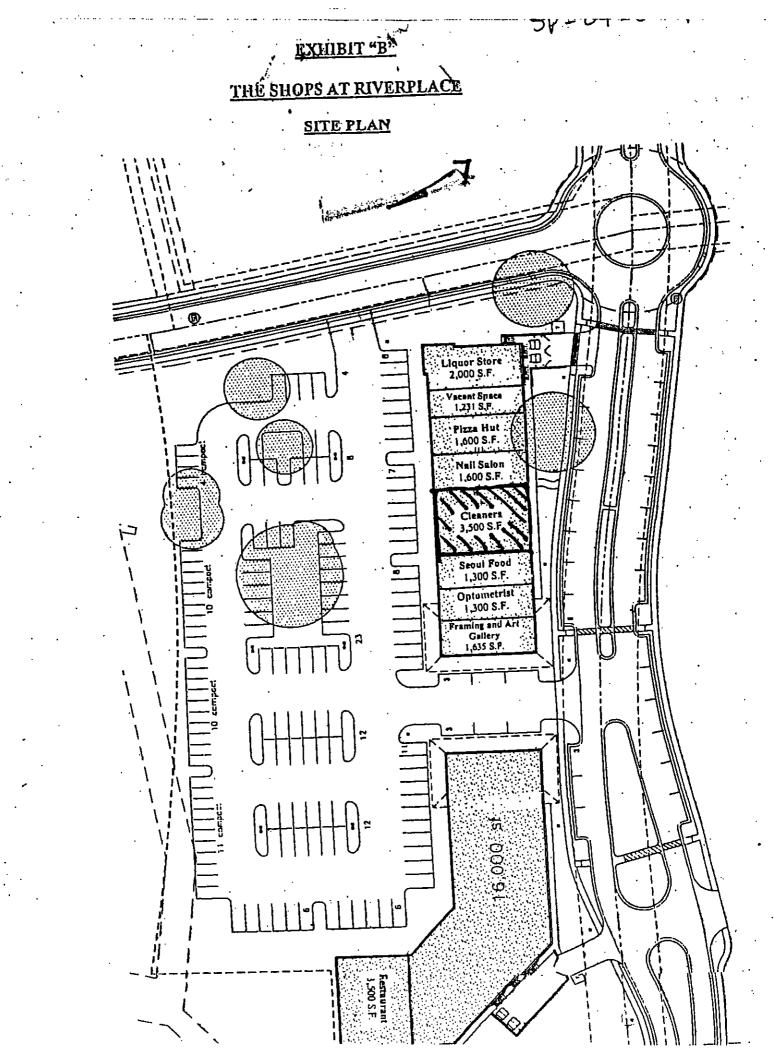
CASE MANAGER: Thomas Bolt e-mail address: Thomas.bolt@ci.austin.tx.us

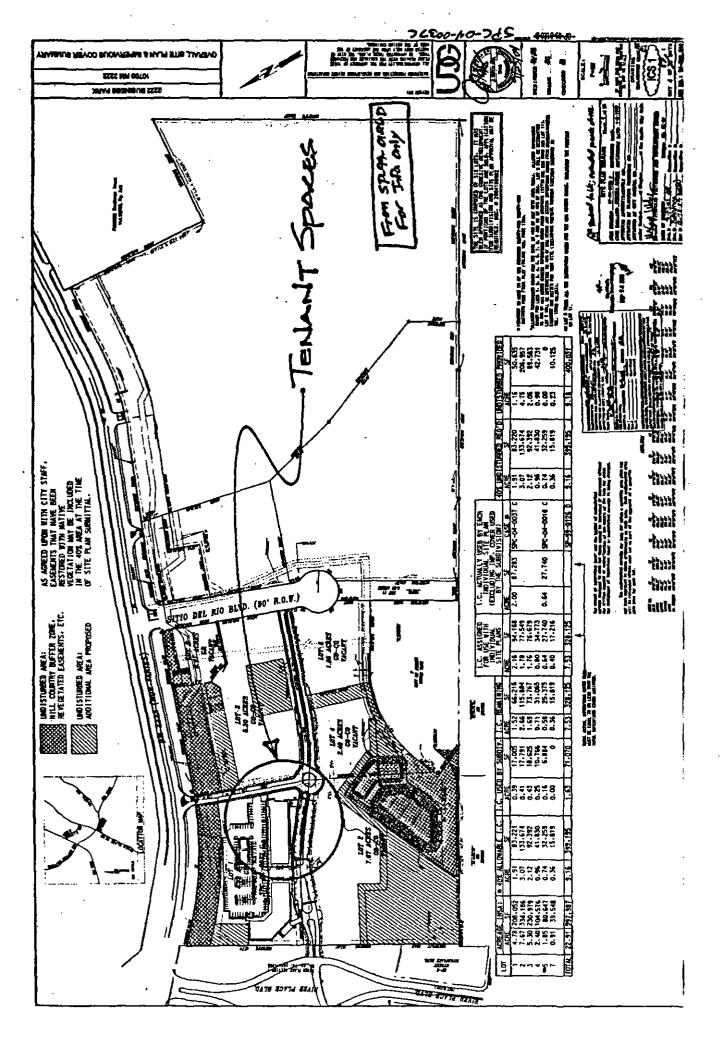
PHONE: 974-2755





Thu Jun 16 08:55:39 2005





STAFF RECOMMENDATION

Recommend approval of rezoning from community commercial (GR) district zoning to general commercial services (CS) district zoning.

BASIS FOR RECOMMENDATION

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

General commercial services (CS) district is the designation for a commercial or industrial use of a service nature that has operating characteristics or traffic service requirements that are incompatible with residential environments

Zoning should promote the policy of locating retail and more intensive zoning near the intersections of arterial roadways or at the intersections of arterials and major collectors.

The site is located at the intersection of two arterial rights-of-way. The site has been developed for multi-tenant use with access from River Place Blvd. Residents of the Neighborhood will not have to enter FM 2222 to access neighborhood serving businesses. The laundry service is first listed as a permitted use in the CS zoning district.

EXISTING CONDITIONS

Hill Country Roadway

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

Except for clearing necessary to provide utilities or site access, a 100/50-foot vegetative buffer will be required along RM2222. At least 40% of the site (excluding dedicated rightof-way) must be left in a natural state. The allowable height is as follows: Within 200 feet of the nearest right-of-way boundary the maximum height is 28 feet, and beyond 200 feet the maximum height is 40 feet.

This site is located on a Scenic Roadway [Sec. 25-10-6 & 25-10-124].

Impervious Cover

The site is located over the 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. It is in the Drinking Water Protection Zone. 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

Environmental

The site is located within the endangered species survey area and must comply with the requirements of Chapter 25-8 Endangered Species in conjunction with subdivision and/or site plan process.

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 existing trees and 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 on this site will be subject to providing structural sedimentation and filtration basins with increased capture volume and 2 year detention.

Water Quality Control Requirements

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.

Transportation

The trip generation under the requested zoning is estimated to be 1,317 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 traffic impact analysis for this site was waived because this site is subject to the conditions of a previously approved traffic impact analysis.

Capital Metro bus service is not available within 1/4 mile of this property.

RM 2222 is classified in the Bicycle Plan as a Priority 2 bike route.

There are existing sidewalks along River Place Boulevard.

Water and Wastewater

The landowner intends to serve the tract with City of Austin water and wastewater utility service. If water or wastewater utility improvements are required, the landowner will be responsible for all cost and for providing the utility improvements.

Stormwater Detention

At the time a final subdivision plat, subdivision construction plans, or site plan is submitted, the developer must demonstrate that the proposed development will not result in additional identifiable flooding of other property. Any increase in storm water runoff will be mitigated through on-site storm water detention ponds, or participation in the City of Austin Regional Storm water Management Program if available.

ORDINANCE NO.

AN ORDINANCE REZONING AND CHANGING THE ZONING MAP FOR THE PROPERTY LOCATED AT 10601 FM 2222 ROAD FROM COMMUNITY COMMERCIAL (GR) DISTRICT TO GENERAL COMMERCIAL SERVICES-CONDITIONAL OVERLAY (CS-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 community commercial (GR) district to general commercial services-conditional overlay (CS-CO) combining district on the property described in Zoning Case No. C14-05-0075, on file at the Neighborhood Planning and Zoning Department, as follows:

A 0.092 acre (3,991 square feet) tract of land, more or less, out of Lot 1, Block A, Twenty-Two Twenty-Two Business Park Subdivision, the tract of land being more particularly described by metes and bounds in Exhibit "A" incorporated into this ordinance (the "Property"),

locally known as 10601 FM 2222 Road, in the City of Austin, Travis County, Texas, and 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:

1. The following uses are prohibited uses of the Property:

- 27 Pawn shop services
- 28 Campground
- 29 Consumer convenience services
- 30 Drop-off recycling center
- 31 Equipment repair services
- 32 Kennels
- 33 Off-site accessory parking
- 34 Vehicle storage
- 35 General warehousing and distribution
- 36 Transportation terminal
- 37

3

5

6 7

8

9

10

11 12

13

14

15

16

17 18

19

20 21

22

23 24

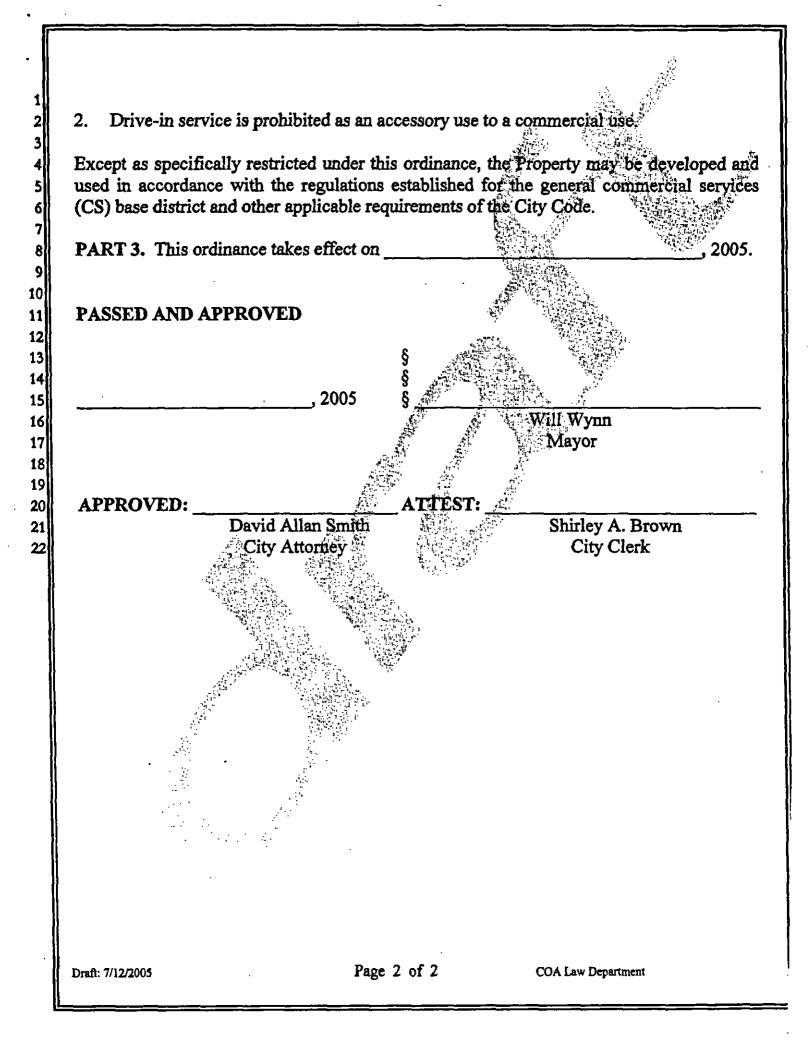
25 26

> Agricultural sales and services Commercial blood plasma center Convenience storage Electronic prototype assembly Equipment sales Monument retail sales Plant nursery Veterinary services Transitional housing

Draft: 7/12/2005

Page 1 of 2

COA Law Department



MAY 13, 2005 JOB NO. 747-13 FIELD NOTE NO. 747-02 CLIENT: BRAD GREENBLUM PROJECT: 0.092 ACRE ZONING TRACT COA GRID NO. D-33

EX#IBIT A

FIELD NOTES

A DESCRIPTION OF 0.092 ACRE (3,991 SQUARE FEET) OF LAND SITUATED IN LOT 1, BLOCK A, TWENTY-TWO TWENTY-TWO BUSINESS PARK A SUBDIVISION WHOSE PLAT IS RECORDED IN VOLUME 100, PAGES 170-172 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS, SAID 0.092 ACRE AS SHOWN ON THE ACCOMPANYING SKETCH, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING, for reference, at a 60d nail found for the southeast corner of said Lot 1, the northeast corner of Lot 2 of said Block A, the northwest corner of Lot 4 of said Block A and the southwest corner of Lot 3 of said Block A from which a 1/2 inch iron rod found for a point of curvature bears a distance of 91.57 feet along the arc of a curve to the right, being the south line of said Lot 1 and the north line of said Lot 2, whose radius is 1045.00, central angle is $05^{\circ}01'14''$ and whose chord bears. N55°17'49'W, 91.54 feet;

THENCE along the east line of said Lot 1 and the west line of said Lot 3, N18°35'48"E, 77.46 feet to a point;

THENCE, departing the east line of said Lot 1 and the west line of said Lot 3, crossing said Lot 1, N61°24'24"W, 156.93 feet to the southeast corner and the POINT OF BEGINNING of the herein described 0.092 acre;

THENCE continuing across said Lot 1 with the south, west, north and east lines of the herein described 0.092 acre the following four (4) courses:

- 1. N61°24'24"W, 58.69 feet to a point,
- 2. N28°35'36"E, 68.00 feet to a point,
- 3. S61°24'24"E, 58.69 feet to a point,
- 2. S28°35'36"W, 68.00 feet to the POINT OF BEGINNING containing 0.092 acre of land more or less.

Page 1 of 1

