

**Zoning Ordinance Approval
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**



**AGENDA ITEM NO.: 85
AGENDA DATE: Thu 12/15/2005
PAGE: 1 of 1**

SUBJECT: C14-05-0156 - 4909 Commercial Park Drive - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4909 Commercial Park Drive (Decker Creek Watershed) from interim-single-family residence-standard lot (I-SF-2) district zoning to limited industrial services-conditional overlay (LI-CO) combining district zoning. First reading approved on November 17, 2005. Vote: 7-0. Applicant: Jack Wolfe. Agent: Carroll Kelly. City Staff: Robert Heil, 974-2330.

REQUESTING Neighborhood Planning
DEPARTMENT: and Zoning

DIRECTOR'S
AUTHORIZATION: Greg Guemsey

SECOND / THIRD READINGS SUMMARY SHEET

ZONING CASE NUMBER: C14-05-0156

REQUEST:

Approve second / third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 4909 Commercial Park Drive (Decker Creek Watershed) from interim single-family residence standard lot (I-SF-2) district zoning to limited industrial-conditional overlay (LI-CO) combining district zoning.

DEPARTMENT COMMENTS:

The site is zoned Interim Single Family Standard Lot (I-SF-2) and is currently undeveloped, and relatively flat. Much of the surrounding property lies outside the Austin city limits and is unzoned. There are no physical constraints would make development of the site for light industrial uses either difficult or inappropriate.

The intent is to locate a shoe repair business that will repair shoes from several locations around Austin, but will not receive customers directly.

Case C14-05-0084 is located to the south of this site, at the intersection of Springdale and Manor Roads.

The property lies within the proposed LBJ Neighborhood Planning Area, which has not yet been scheduled.

OWNER/APPLICANT: Jack Wolfe

AGENT: Carroll Kelly

DATE OF FIRST READING: November 17, 2005 (7-0 on consent).

CITY COUNCIL HEARING DATE: December 15, 2005.

CITY COUNCIL ACTION: Approved LI-CO on first reading.

ORDINANCE NUMBER:

ASSIGNED STAFF: Robert Heil, e-mail: robert.heil@ci.austin.tx.us

ORDINANCE NO. _____

1 AN ORDINANCE ESTABLISHING INITIAL PERMANENT ZONING FOR THE
2 PROPERTY LOCATED AT 4909 COMMERCIAL PARK BOULEVARD AND
3 CHANGING THE ZONING MAP FROM INTERIM SINGLE FAMILY
4 RESIDENCE STANDARD LOT (I-SF-2) DISTRICT TO LIMITED INDUSTRIAL
5 SERVICES-CONDITIONAL OVERLAY (LI-CO) COMBINING DISTRICT.
6

7 BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:
8

9 PART 1. The zoning map established by Section 25-2-191 of the City Code is amended to
10 change the base district from interim single family residence standard lot (I-SF-2) district
11 to limited industrial services-conditional overlay (LI-CO) combining district on the
12 property described in Zoning Case No. C14-05-0156, on file at the Neighborhood Planning
13 and Zoning Department, as follows:
14

15 Lot 26, Northeast Commercial Business Park Section Two Subdivision, a
16 subdivision in the City of Austin, Travis County, Texas, according to the map or
17 plat of record in Plat Book 8, Page 145 of the Plat Records of Travis County,
18 Texas (the "Property"),
19

20 locally known as 4909 Commercial Park Boulevard, in the City of Austin, Travis County,
21 Texas, and generally identified in the map attached as Exhibit "A".
22

23 PART 2. The Property within the boundaries of the conditional overlay combining district
24 established by this ordinance is subject to the following conditions:
25

26 A site plan or building permit for the Property may not be approved, released, or
27 issued, if the completed development or uses of the Property, considered cumulatively with
28 all existing or previously authorized development and uses, generate traffic that exceeds
29 2,000 trips per day.
30

31 Except as specifically restricted under this ordinance, the Property may be developed and
32 used in accordance with the regulations established for the limited industrial services (LI)
33 base district and other applicable requirements of the City Code.
34
35
36
37

1 **PART 3.** This ordinance takes effect on _____, 2005.
2
3

4 **PASSED AND APPROVED**
5
6

7 _____, 2005
8
9

§
§
§

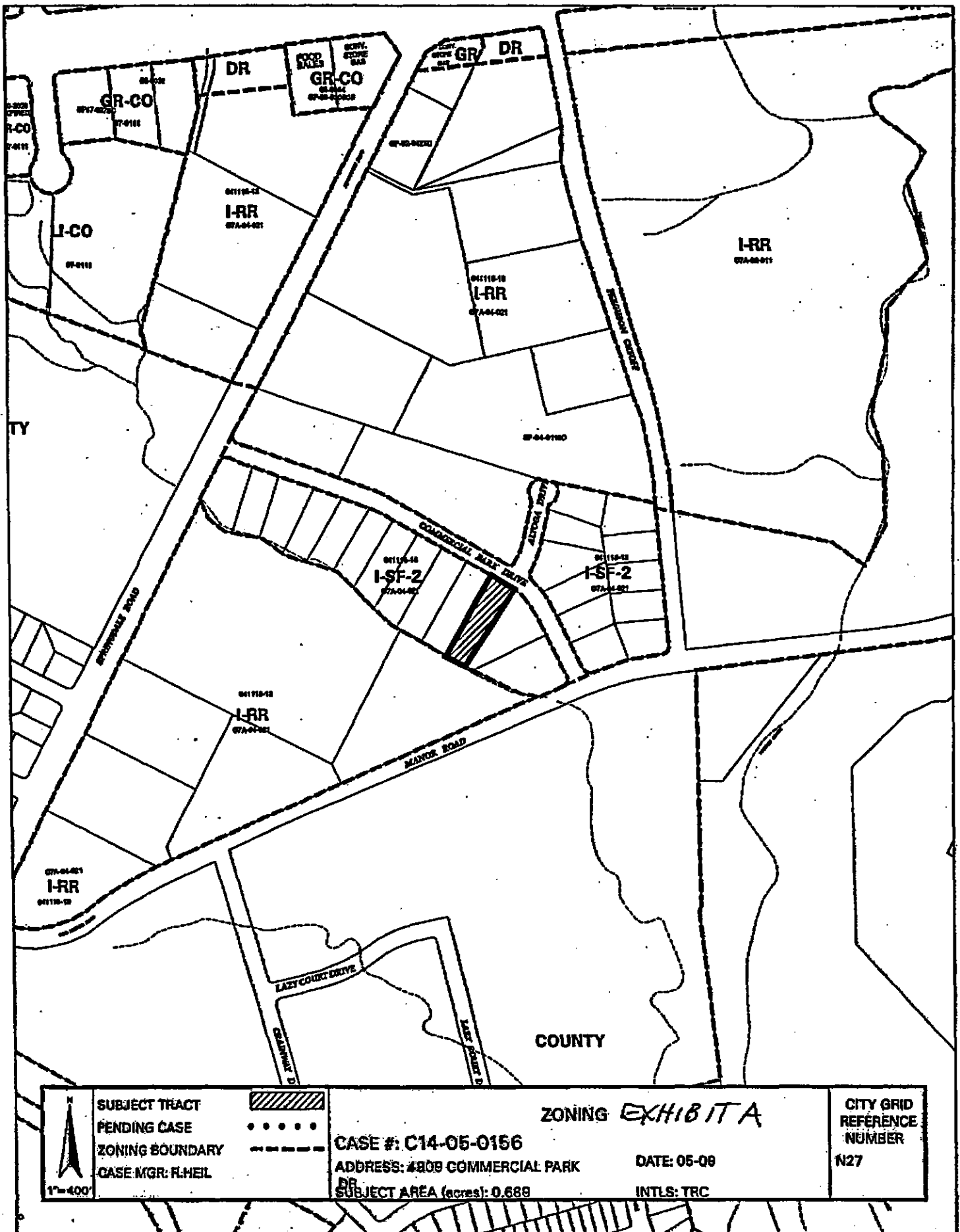
Will Wynn
Mayor

10
11
12
13 **APPROVED:** _____

David Allan Smith
City Attorney

ATTEST _____

Shirley A. Brown
City Clerk



 1" = 400'	SUBJECT TRACT		ZONING <i>EXHIBIT A</i>		CITY GRID REFERENCE NUMBER N27
	PENDING CASE				
	ZONING BOUNDARY		CASE #: C14-05-0156	DATE: 05-09	
	CASE MGR: R. HEIL		ADDRESS: 4809 COMMERCIAL PARK	INTLS: TRC	
			SUBJECT AREA (acres): 0.688		

ZONING CHANGE REVIEW SHEET

CASE: C14-05-0156

ZAP Date: October 4, 2005

ADDRESS: 4909 Commercial Park Drive.

OWNER/APPLICANT: Wolfe Commonwealth III Ltd (Jack Wolfe)

AGENT: Travis County Shoe Hospital (Carroll Kelly)

ZONING FROM: I-SF-2

TO: LI-CO

AREA: 0.689 acres

SUMMARY STAFF RECOMMENDATION:

Staff recommends approval of Limited Industrial Services- Conditional Overlay (LI-CO) combining district zoning. The Conditional Overlay would limit the vehicle trips to less than 2000 per day.

ZONING AND PLATTING COMMISSION RECOMMENDATION:

October 4, 2005: Approved staff recommendation of LI-CO on consent.

DEPARTMENT COMMENTS:

The site is zoned Interim Single Family Standard Lot (I-SF-2) and is currently undeveloped, and relatively flat. Much of the surrounding property lies outside the Austin city limits and is unzoned. There are no physical constraints would make development of the site for light industrial uses either difficult or inappropriate.

The intent is to locate a shoe repair business that will repair shoes from several locations around Austin, but will not receive customers directly.

Case C14-05-0084 is located to the south of this site, at the intersection of Springdale and Manor Roads.

Along Commercial Park Drive there are multiple industrial and intense commercial uses on Interim Family Residence (I-SF-2) zone land. These include a welding shop, a cable contractor, a self storage facility, two sign manufacturers and printers, a custom manufacturing facility and a semi-conductor manufacturing operation. There are also several undeveloped tracts along Commercial Park Drive.

To the north along Springdale road, there is a large tract of vacant land. North from Commercial Park Drive on Springdale road towards US Highway 290 East, there are several large vacant tracts, and tracts developed with various industrial or intense commercial uses including, a ice plant, a commercial plumbing supply business

(including a large yard storing PVC and concrete pipe), a Federal Express depot, a paint wholesaler, and a research and development site. At the intersection of Springdale Road and US Highway 290 East there are two convenience stores.

To the south along Old Manor road is a large vacant tract, a Starflight helicopter pad, and a concrete plant. Much of the land along Old Manor Road is undeveloped.

Further south, approaching Ed Bluestein Blvd (US Hwy 183) there are undeveloped tracts and a large AISD facility, the Delco Events Center.

The only residential uses near the site are further to the east along Pecan Brook drive, where a residential neighborhood surrounds LBJ High School.

The property lies within the proposed LBJ Neighborhood Planning Area, which has not yet been scheduled.

EXISTING ZONING AND LAND USES:

	ZONING	LAND USES
<i>Site</i>	I-SF-2	Vacant
<i>North</i>	I-RR	Warehouses and Industrial Uses
<i>South</i>	I-RR	Undeveloped & Industrial Uses
<i>East</i>	I-SF-2	Vacant & Industrial Uses
<i>West</i>	I-SF-2	Vacant & Industrial Uses

AREA STUDY: The property lies within the proposed LBJ Neighborhood Planning Area, which has not yet been scheduled.

TIA: N/A

WATERSHED: Walnut Creek

DESIRED DEVELOPMENT ZONE: Yes

CAPITOL VIEW CORRIDOR: No

HILL COUNTRY ROADWAY: No

REGISTERED NEIGHBORHOOD AND COMMUNITY ORGANIZATIONS

- LBJ Neighborhood Association
- North East Action Group
- Taking Action Inc.
- Austin Neighborhoods Council
- Austin Independent School District

SCHOOLS: (AISD)

Winn Elementary School

Dobie Middle School

LBJ High School

ABUTTING STREETS:

NAME	ROW	PAVEMENT	CLASSIFICATION
Commercial Park Drive	60'	40'	Collector

CITY COUNCIL DATE: December 15, 2005

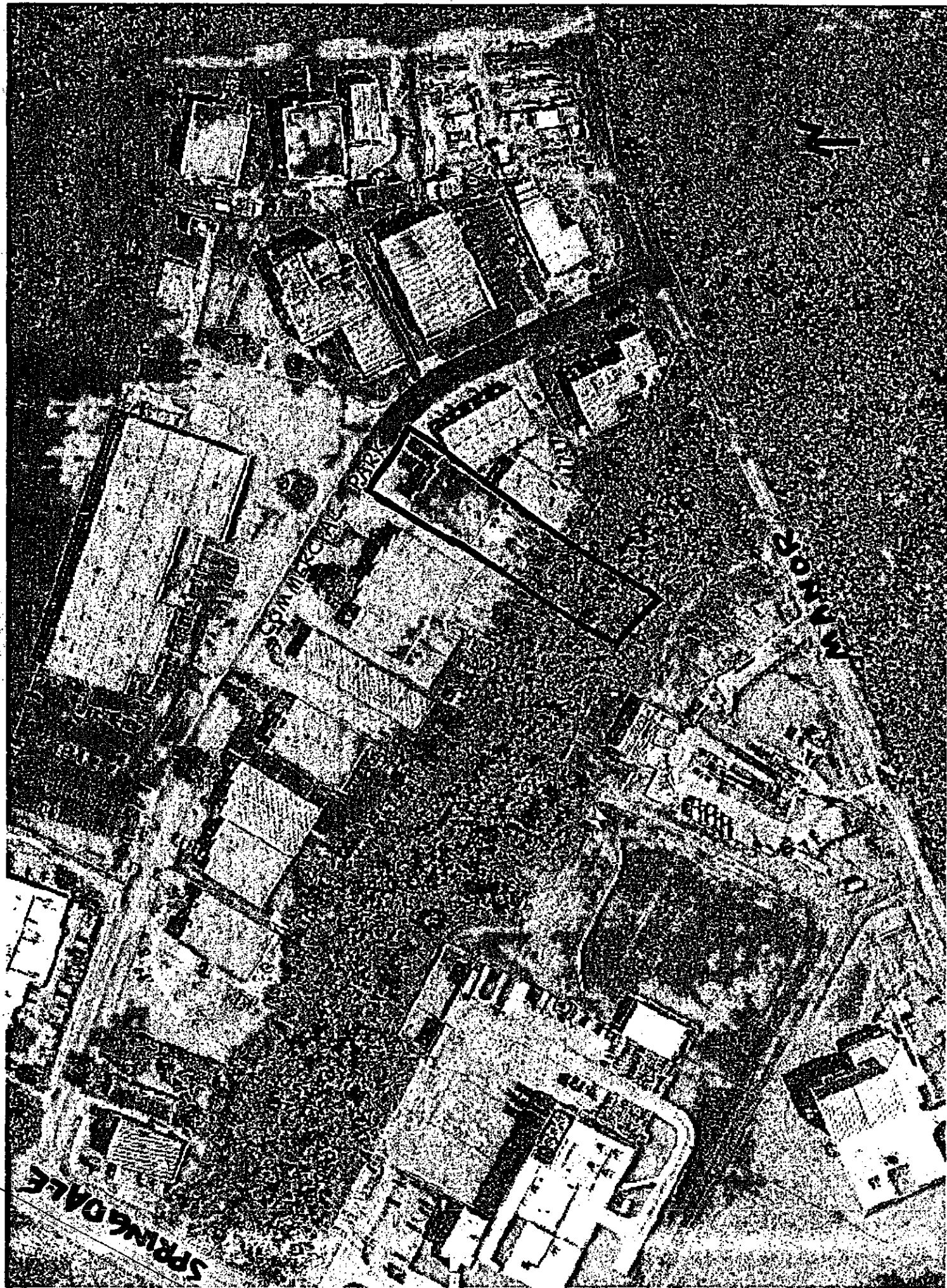
ACTION:

ORDINANCE READINGS: 1st 11/17/05 2nd 3rd

ORDINANCE NUMBER:

CASE MANAGER: Robert Heil
e-mail address: robert.heil@ci.austin.tx.us

PHONE: 974-2330



SUMMARY STAFF RECOMMENDATION

C14-05-0156

Staff recommends approval of Limited Industrial Service- Conditional Overlay (LI-CO) combining district zoning. The Conditional Overlay would limit the vehicle trips to less than 2000 per day.

The property lies within the proposed LBJ Neighborhood Planning Area, which has not yet been scheduled.

BASIS FOR LAND USE RECOMMENDATION (ZONING PRINCIPLES)

1. *Zoning changes should promote compatibility with adjacent and nearby uses.*

Commercial Park Drive, Springdale and Manor Roads are being developed with light industrial and intense commercial uses. Large truck traffic is common, especially along Springdale roads which links US 183 and US 290. Industrial use on the tract is appropriate.

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

Limited Industrial Service (LI) district is the designation for a commercial service use or limited manufacturing use generally located on a moderately-sized site.

EXISTING CONDITIONS

The site is zoned Interim Single Family Standard Lot (I-SF-2) and is currently undeveloped, and relatively flat. Much of the surrounding property lies outside the Austin city limits and is unzoned. There are no physical constraints would make development of the site for light industrial uses either difficult or inappropriate.

The intent is to locate a shoe repair business that will repair shoes from several locations around Austin, but will not receive customers directly.

Along Commercial Park Drive there are multiple industrial and intense commercial uses on Interim Family Residence (I-SF-2) zone land. These include a welding shop, a cable contractor, a self storage facility, two sign manufacturers and printers, a custom manufacturing facility and a semi-conductor manufacturing operation. There are also several undeveloped tracts along Commercial Park Drive.

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Further south, approaching Ed Bluestein Blvd (US Hwy 183) there are undeveloped tracts and a large AISD facility, the Delco Events Center.

The only residential uses near the site are further to the east along Pecan Brook drive, where a residential neighborhood surrounds LBJ High School.

RELATED CASES

Case	Address	Request	Status
C14-05-0084	7700 Old Manor Road	I-RR to LI	Council approved 1st reading 11/17
C14-05-0173	4903 Commercial Park Dr	I-SF-2 to LI	Council date Dec 15

Transportation

No additional right-of-way is needed at this time.

The trip generation under the requested zoning is estimated to be 3,106 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).

A traffic impact analysis was waived for this case because the applicant agreed to limit the intensity and uses for this development. If the zoning is granted, development should be limited through a conditional overlay to less than 2,000 vehicle trips per day beyond the existing trips. [LDC, 25-6-117]

Capital Metro bus service is not available within ¼ mile of this project.

Existing Street Characteristics:

NAME	ROW	PAVEMENT	CLASSIFICATION
Commercial Park Drive	60'	40'	Collector

Site Plan

Although the surrounding property is zoned Interim SF or RR, it appears compatibility is not triggered by any residential use.

Water and 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 the water and wastewater utility improvements, offsite main extension, system upgrades, utility relocation, and utility adjustment. 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 utility construction must be inspected by the City. The landowner must pay the associated and applicable City fees.

Environmental

The site is not located over the Edward's Aquifer Recharge Zone. The site is in the Desired Development Zone. The site is in the Walnut Creek Watershed of the Colorado River Basin, which is classified as a Suburban Watershed by Chapter 25-8 of the City's Land Development Code. Under current watershed regulations, development or redevelopment on this site will be subject to the following impervious cover limits:

<i>Development Classification</i>	<i>% of Net Site Area</i>	<i>% with Transfers</i>
Single-Family (minimum lot size 5750 sq. ft.)	50%	60%
Other Single-Family or Duplex	55%	60%
Multifamily	60%	70%
Commercial	80%	90%

According to flood plain maps, there is a floodplain within the project boundary. Based upon the close proximity of flood plain, offsite drainage should be calculated to determine the exact location of the boundaries. No development is permitted in the Critical Water Quality Zone, while impervious cover is limited to 30% in the Water Quality Transition Zone.

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 the following water quality control requirements:

- Structural controls: Sedimentation and filtration basins with increased capture volume and 2 year detention.

At this time, no information has been provided as to whether this property has any pre-existing approvals that preempt current water quality or Code requirements.