SG/lj 12/01/2016 # Z-23

AN ORDINANCE 2016-12-01-0953

AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SAN ANTONIO BY AMENDING CHAPTER 35, UNIFIED DEVELOPMENT CODE, SECTION 35-304, OF THE CITY CODE OF SAN ANTONIO, TEXAS BY CHANGING THE ZONING DISTRICT BOUNDARY OF CERTAIN PROPERTY.

* * * * *

WHEREAS, a public hearing was held after notice and publication regarding this amendment to the Official Zoning Map at which time parties in interest and citizens were given an opportunity to be heard; and

WHEREAS, the Zoning Commission has submitted a final report to the City Council regarding this amendment to the Official Zoning Map of the City of San Antonio; NOW THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Chapter 35, Unified Development Code, Section 35-304, Official Zoning Map, of the City Code of San Antonio, Texas is amended by changing the zoning district boundary of 31.0331 acres out of NCB 17365 from "C-2" Commercial District to "MPCD" Master Planned Community District.

SECTION 2. A description of the property is attached as **Exhibit "A"** and made a part hereof and incorporated herein for all purposes.

SECTION 3. The City council approves this Master Plan Community District- so long as the attached site plan is adhered to. A site plan is attached as **Exhibit "B"** and made a part hereof and incorporated herein for all purposes.

SECTION 4. All other provisions of Chapter 35 except those expressly amended by this ordinance shall remain in full force and effect including the penalties for violations as made and provided for in Section 35 -491.

SECTION 5. The Director of Development Services shall change the zoning records and maps in accordance with this ordinance and the same shall be available and open to the public for inspection.

SECTION 6. This ordinance shall become effective the 10th day of December 2016.

PASSED AND APPROVED this 1st day of December 2016.

A Y O R Ivy R. Taylor

M. Vacek City

APPROVED AS TO FORM: ity Attorney

Agenda Item:	Z-23 (in consent vote: Z-1, Z-2, P-1, Z-3, P-2, Z-4, Z-5, Z-6, P-3, Z-7, P-4, Z-8, Z-10, Z-11, Z-12 Z-13, P-6, Z-15, Z-16, Z-17, P-7, Z-18, P-8, Z-19, Z-20, Z-21, Z-23)							
Date:	12/01/2016							
Time:	02:48:23 PM							
Vote Type:	Motion to Approve							
Description:	ZONING CASE # Z2016231 (Council District 10): An Ordinance amending the Zoning District Boundary from "C-2" Commercial District to "MPCD" Master Planned Community District on 31.033 acres out of NCB 17365, located in the 17100 block of Bulverde Road. Staff and Zoning Commission recommend Approval.							
Result:	Passed							
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second	
Ivy R. Taylor	Mayor		x					
Roberto C. Treviño	District 1		x			x		
Alan Warrick	District 2		x					
Rebecca Viagran	District 3		x					
Rey Saldaña	District 4		x					
Shirley Gonzales	District 5		x					
Ray Lopez	District 6		x					
Cris Medina	District 7		x					
Ron Nirenberg	District 8		x					
Joe Krier	District 9		x					
Michael Gallagher	District 10		x				x	

Z2016231



MACINA - BOSE - COPELAND and ASSOCIATES, INC CONSULTING ENGINEERS AND LAND SURVEYORS

1035 Central Parkway North, San Antonio, Texas 78232 (210) 545-1122 FAX (210) 545-9302 TBPE Firm Registration #784 | TBPLS Firm Registration #10011700 | SBE Certified #214046463 www.mbcengineers.com

4.17 ACRE TRACT

BEING A 4.17 ACRE (181,642 SQUARE FEET +/-) TRACT OF LAND, BEING COMPRISED OF ALL OF LOT 5, BLOCK 30, NEW CITY BLOCK 17365, ALL OF LOT 902, BLOCK 30, NEW CITY BLOCK 17365 (OPEN SPACE), AND A PORTION OF LOT 901, BLOCK 30, NEW CITY BLOCK 17365 (PERMEABLE - OPEN SPACE), SITUATED IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, ALL OF BULVERDE MARKET 3, ACCORDING TO PLAT THEREOF RECORDED IN VOLUME 9674, PAGES 200-202, OF THE DEED AND PLAT RECORDS OF BEXAR COUNTY, TEXAS; AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING at a TXDOT Brass Disc Found on the South Right-of-Way Line of Classen Road and being on the North end of a cutback of the Southwest Right-of-Way of said Classen Road and marking the Northeast corner of said Lot 902, Block 30, New City Block 17365;

THENCE S 56°39'23" E a distance of 191.98 feet along and with the Southwest Right-of-Way line of said Classen Road to a 1/2 Inch Iron Rod with cap "MBC" Set marking the south line of an existing 16 foot wide Sanitary Sewer Easement recorded in Volume 6865, Pages 166-175, of the Official Public Records of Bexar County, Texas and the **POINT OF BEGINNING**;

THENCE S 56°39'23" E a distance of 82.93 feet along and with the Southwest Right-of-Way line of Classen Road to a 1/2 Inch Iron Rod with cap "PD" Found;

THENCE S 44°50'41" E a distance of 203.10 feet continuing along and with the Southwest Right-of-Way line of said Classen Road to a Mag Nail "MBC" Set and marking the Northern most corner of a 0.0956 of an Acre as described in Special Warranty Deed recorded in Volume 15976, Page 2117 of the official public records of Bexar County, Texas;

THENCE along and with the common line of said 0.0976 of an Acre Tract the following courses;

S 67°25'45" W a distance of 75.00 feet departing the Southwest Right-of-Way line of said Classen Road to a 1/2 Inch Iron Rod with cap "PD" Found;

S 44°50'41" E a distance of 60.00 feet to a 1/2 Inch Iron Rod with cap "PD";

N67 44°25'45" E a distance of 75.00 feet to a 1/2 Inch Iron Rod with cap "PD" Found on the Northwest Right-of-Way line of said Classen Road;

THENCE S 44°50'41" E a distance of 36.72 feet along and with the Southwest Right-of-way line of said Classen Road to a 1/2 Inch Iron Rod with cap "MBC" Set for the point of curvature of a curve to the right and marking the West Right-of-Way line of Classen Spur;

THENCE Along said curve to the right along and with the West Right-of-Way line of said Classen Spur having the following parameters: Radius = 70.00 feet, Arc Length = 26.90 feet, Chord Bearing = S 01°37'58" E and a Chord Distance = 26.74 feet to a 1/2 Inch Iron Rod with cap "MBC" Set;

Page 1 of 3

Exhibit "A"

P:\1576\31305-Bulverde Market Apartments\Letters\4.17 acre jja.docx

THENCE S 09°22'38" W a distance of 43.54 feet continuing along and with the West Right-of-Way line of said Classen Spur to a 1/2 Inch Iron Rod with cap "MBC" Set for the point of curvature of a curve to the right;

THENCE Along said curve to the right having the following parameters: Radius = 35.00 feet, Arc Length = 52.24 feet, Chord Bearing = S $52^{\circ}08'03''$ W and a Chord Distance = 47.52 feet to a 1/2 Inch Iron Rod with cap "MBC" Set on the North Right-of-Way line of Classen Road and marking the point of curvature of a curve to the left;

THENCE along and with the North Right-of-Way line of Classen Road the following courses;

Along said curve to the left having the following parameters: Radius = 796.00 feet, Arc Length = 154.92 feet, Chord Bearing = S 89°18'57" W and a Chord Distance = 154.67 feet to a 1/2-Inch Iron Rod with cap "MBC" Set for the point of curvature of a curve to the right;

Along said curve to the right having the following parameters: Radius = 285.00 feet, Arc Length = 38.92 feet, Chord Bearing = S $87^{\circ}28'46"$ W and a Chord Distance = 38.89 feet to a 1/2 Inch Iron Rod with cap "MBC" Set for the point of curvature of a curve to the left;

Along said curve to the left having the following parameters: Radius = 315.00 feet, Arc Length = 93.90 feet, Chord Bearing = S $82^{\circ}51'09"$ W and a Chord Distance = 93.55 feet to a 1/2 Inch Iron Rod with cap "MBC" Set for the point of curvature of a curve to the left;

Along said curve to the left having the following parameters: Radius = 808.00 feet, Arc Length = 178.25 feet, Chord Bearing = S 67°59'34" W and a Chord Distance = 177.89 feet to a 1/2 Inch Iron Rod with cap "MBC" Set;

S 61°40'23" W a distance of 256.98 feet to a 1/2-Inch Iron Rod with cap "MBC" Set on the South end of a curve return of the East Right-of-Way line of Bulverde Road;

THENCE Along said curve return (to the right) having the following parameters: Radius = 80.00 feet, Arc Length = 150.35 feet, Chord Bearing = N $64^{\circ}29^{\circ}11^{\circ}$ W and a Chord Distance = 129.18 feet to a 1/2Inch Iron Rod with cap "MBC" Set and marking the South line of said 16 foot wide Sanitary Sewer Easement;

THENCE N 56°17'08" E a distance of 40.41 feet along and with the South line of said 16 foot wide Sanitary Sewer Easement to a 1/2-Inch Iron Rod with cap "MBC" Set;

THENCE N 47°19'26" E a distance of 712.16 feet continuing along and with the South line of said 16 foot wide Sanitary Sewer Easement to the **POINT OF BEGINNING** and containing 4.17 Acres of land, (181,537 SQUARE FEET +/-) more or less as surveyed by Macina, Bose, Copeland, and Associates, Inc. under the direct supervision of Joel Christian Johnson, R.P.L.S.;

Note: A Survey Sketch that is made a part hereof and shall accompany this instrument.



Joel Christian Johnson, R.P.L.S. No.5578 TBPLS FIRM REGISTRATION #10011700

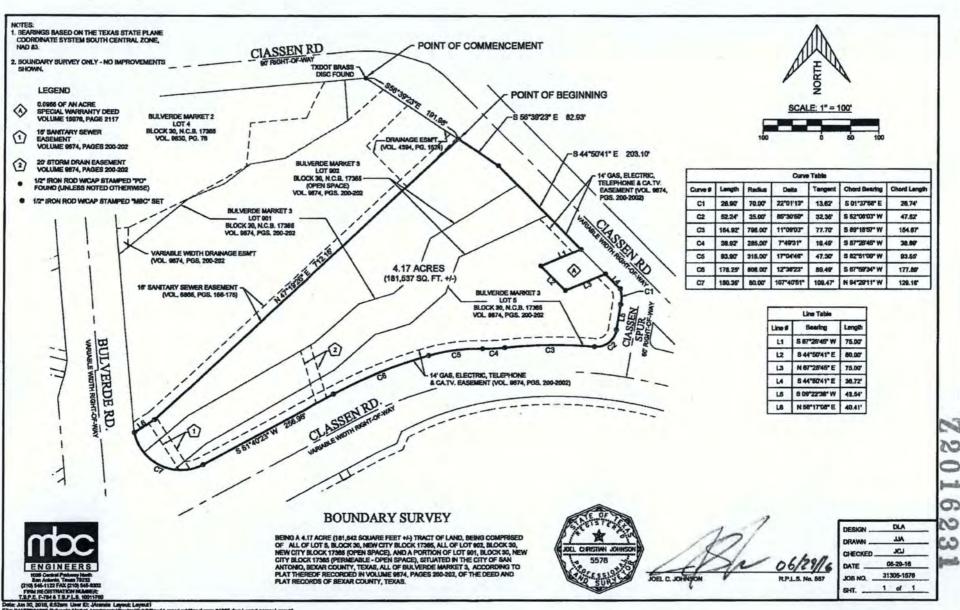
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30991-1567 March 23, 2016



Page 3 of 3



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Z2016231 MACINA • BOSE • COPELAND and ASSOCIATES, INC CONSULTING ENGINEERS AND LAND SURVEYORS

1035 Central Parkway North, San Antonio, Texas 78232 (210) 545-1122 FAX (210) 545-9302 TBPE Firm Registration #784 | TBPLS Firm Registration #10011700 | SBE Certified #214046463 www.mbcengineers.com

METES AND BOUNDS DESCRIPTION TO ACCOMPANY ZONING EXHIBIT

BEING A 26.71ACRE (1,163,723 SQUARE FEET +/-) TRACT OF LAND OUT OF A 104.026 ACRE TRACT AS DESCRIBED IN SPECIAL WARRANTY DEED RECORDED IN VOLUME 15976, PAGE 2124, OF THE OFFICIAL PUBLIC RECORDS OF BEXAR, COUNTY, TEXAS; SAID 26.71 ACRE TRACT ALSO BEING OUT OF A 61.089 ACRE TRACT AS DESCRIBED IN DEED OF TRUST RECORDED IN VOLUME 16919, PAGE 2187, OF THE OFFICIAL PUBLIC RECORDS OF BEXAR COUNTY, TEXAS; AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING at a 1/2-Inch Iron Rod with cap stamped "MBC" Found on the Old East Right-of-Way line of Bulverde Road and marking the southwest corner of said 104.026 acre tract;

THENCE Along the south line of said 104.026 Acre Tract the following courses;

S 52°34'02" E a distance of 56.55 feet to a 1/2-Inch Iron Rod Found;

N 82°24'42" E a distance of 59.94 feet to a 1/2-Inch Iron Rod Found marking the point of curvature of a curve to the right;

Along said curve to the right having the following parameters: Radius =743.00 feet, Arc Length = 159.52 feet, Chord bearing = S 88°33'44" W and a Chord Distance = 159.21 feet to a 1/2" Iron Rod Found;

S 85°17'14" E a distance of 100.00 feet to a 1/2-Inch Iron Rod Found marking the point of curvature of a curve to the left;

Along said curve to the left having the following parameters: Radius =1457.00 feet, Arc Length = 553.05 feet, Chord bearing = S 83°50'19" W and a Chord Distance = 549.74 feet to a 1/2" Iron Rod Found;

N 72°57'52" E a distance of 335.72 feet to a point and the POINT OF BEGINNING;

THENCE N 17°19'37" W a distance of 315.77 feet departing the South line of said 104.026 acre tract to a point;

THENCE N 72°57'52" E a distance of 741.05 feet to a point;

THENCE N 17°02'08" W a distance of 45.94 feet to a point;

THENCE N 67°25'06" W a distance of 33.72 feet to a point;

THENCE N 17°19'37" W a distance of 297.94 feet to a point;

THENCE N 37°35'41" W a distance of 6.45 feet to a point marking the point of curvature of a curve to the left;

THENCE Along said curve to the left having the following parameters: Radius = 872.84 feet, Arc Length = 11.60 feet, Chord Bearing = N 59°55'42" E and a Chord Distance = 11.60 feet to a point;

Page 1 of 3

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THENCE N 60°55'38" E a distance of 24.91 feet to a point marking the point of curvature of a curve to the right;

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THENCE Along said curve to the right having the following parameters: Radius = 300.00 feet, Arc Length = 56.88 feet, Chord Bearing = N 66°36'21" E and a Chord Distance = 56.79 feet to a point;

THENCE N 72°02'12" E a distance of 460.45 feet to a point;

THENCE N 42°23'19" E a distance of 209.50 feet to a point;

THENCE N 47°36'44" W a distance of 202.35 feet to a point;

THENCE N 28°19'37" W a distance of 33.63 feet to a point marking the curved South Right-of-Way line of Bulverde Road (to the left) according to plat thereof recorded in Volume 9674, Pages 200-202, of the Deed and Plat Records of Bexar County, Texas;

THENCE along the South Right-of-Way line of said Bulverde Road the following courses;

Along said curve to the left having the following parameters: Radius = 312.00 feet, Arc Length = 62.50 feet, Chord Bearing = N $67^{\circ}24'44''$ E and a Chord Distance = 62.40 feet to a 1/2-Inch Iron Rod with cap stamped "MBC" Set;

N 61°40'23" E a distance of 164.02 feet to a 1/2-Inch Iron Rod with cap stamped "MBC" Set marking the point of curvature of a curve to the right;

Along said curve to the right having the following parameters: Radius = 683.00 feet, Arc Length = 56.05 feet, Chord Bearing = N $64^{\circ}01'26''$ E and a Chord Distance = 56.03 feet to a 1/2-Inch Iron Rod with cap stamped "PD" Found;

N 22°25'25" E a distance of 22.60 feet to a 1/2-Inch Iron Rod with cap stamped "MBC" Set marking the point of curvature of a curve to the right;

Along said curve to the right having the following parameters: Radius = 476.00 feet, Arc Length = 154.10 feet, Chord Bearing = N 70°56'51" E and a Chord Distance = 153.43 feet to a 1/2-Inch Iron Rod with cap stamped "MBC" Set marking the point of curvature of a curve to the right;

Along said curve to the right having the following parameters: Radius = 707.00 feet, Arc Length = 36.64 feet, Chord Bearing = N 81°42'25" E and a Chord Distance = 36.64 feet to a point;

THENCE S 06°48'30" E a distance of 33.48 feet departing the South Right-of-Way line of Classen Road to a 1/2" Iron Rod with cap "PD" Found marking the Northern most corner of a 3.728 Acre Tract as described in Special Warranty Deed recorded in Volume 15347, Page 383, of the Official Public Records of Bexar County, Texas;

THENCE along and with the common line of said 3.728 Acre Tract the following courses;



S 42°18'03" W a distance of 207.67 feet to a Mag Nail Found;

S 47°47'12" E a distance of 264.83 feet to a 1/2" Iron Rod with cap "PD" Found;

N 42°30'19" E a distance of 129.67 feet to a1/2-Inch Iron Rod with cap stamped "MBC" Set;

S 50°40'29" E a distance of 418.42 feet to a 1/2" Iron Rod with cap "PD" Found on the South line of said 104.026 Acre Tract and the North line of a 244 ½ Acre Tract as described in Warranty Deed recorded in Volume 5795, Page 948, of the Official Public Records of Bexar County, Texas;

THENCE along and with the common line of said 104.026 Acre Tract and said 244 ½ Acre Tract the following courses;

S 39°16'25" W a distance of 498.68 feet to a 1/2" Iron Rod with cap "PD" Found marking the point of curvature of a curve to the right;

Along said curve to the right having the following parameters: Radius = 957.00 feet, Arc Length = 562.91 feet, Chord Bearing = S 56°06'05" W and a Chord Distance = 554.83 feet to a 1/2-Inch Iron Rod with cap stamped "PD" Found;

S 72°57'52" W a distance of 1163.75 feet to the POINT OF BEGINNING and containing 26.71 Acres of land, (1,163,723 SQUARE FEET +/-) more or less as surveyed by Macina, Bose, Copeland, and Associates, Inc. under the direct supervision of Joel Christian Johnson, R.P.L.S.;

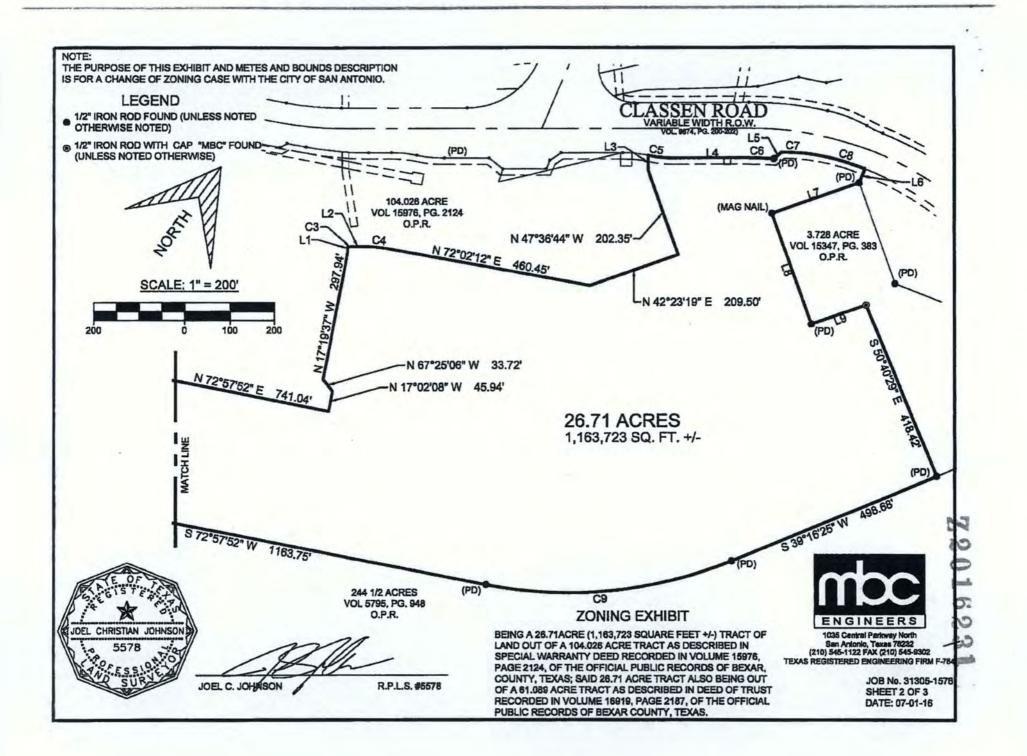
Note: A Survey Sketch that is made a part hereof and shall accompany this instrument.

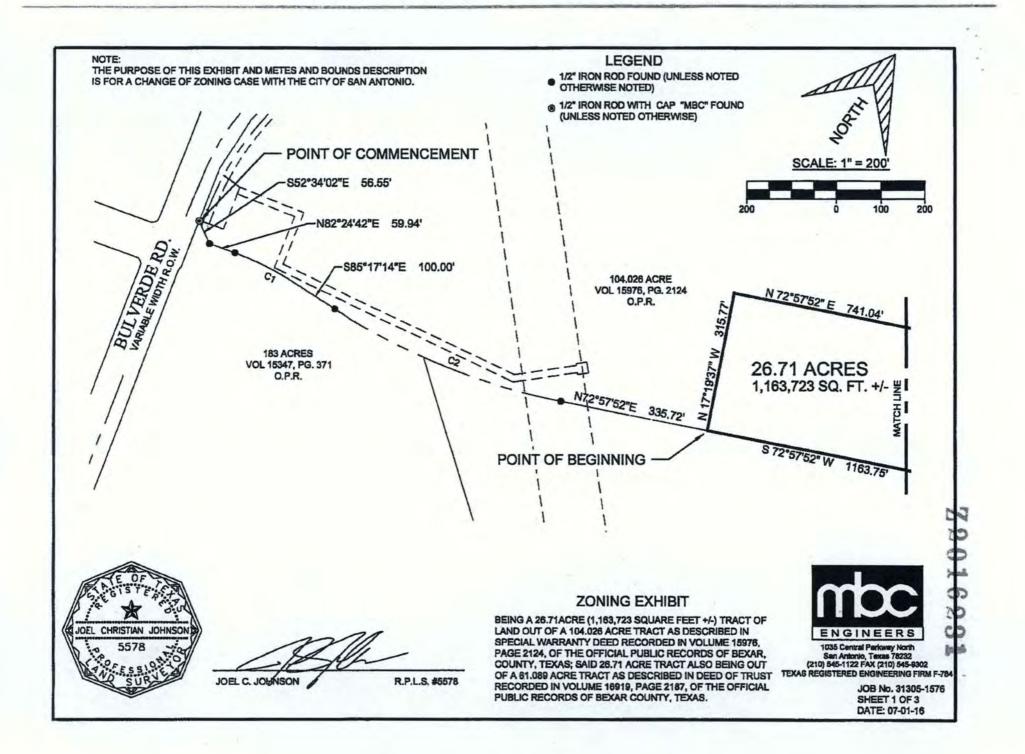


Joel Christian Johnson, R.P.L.S. No.5578 TBPLS FIRM REGISTRATION

31305-1576 July 01, 2016







NOTE:

THE PURPOSE OF THIS EXHIBIT AND METES AND BOUNDS DESCRIPTION IS FOR A CHANGE OF ZONING CASE WITH THE CITY OF SAN ANTONIO.

Curve Table							
Curve #	Length	Radius	Deita	Tangent	Chord Bearing	Chord Length	
C1	159.52	743.00	12*18'05"	80.07	N 88"33'44" E	159.21'	
C2	553.05'	1457.00'	21*44'54*	279,89	N 83*50'19" E	549.74'	
C3	11.60'	872.84'	0°45'41"	5,80'	N 69"55'42" E	11.60'	
C4	56.88'	300.00	10*51'44*	28.52	N 66*36'21" E	56.79'	
C5	62.50	312.00"	11"28'42"	31.36	N 67"24'44" E	62.40'	
C6	56.05	683.00*	4*42'07*	28.04'	N 64"01"26" E	56.03'	
C7	154.10'	476.00	18*32'56"	77.73	N 70*56'51" E	153.43'	
C8	154.10'	476.00'	18°32'56*	77.73'	N 70*56'51" E	153.43'	
C9	562.91'	957.00*	33"42'05"	289.86	S 56*06'05* W	554.83'	

R.P.L.S. #5578

Line Table				
Line #	Bearing	Length		
L1	N 37*35'41" W	6.45'		
L2	N 60*55'38" E	24.91		
L3	N 28°19'37" W	33.63		
L4	N 61°40'23" E	164.02		
L5	N 22°25'25" E	22.60		
L6	S 06°48'30" E	33.48		
L7	S 42"18'03" W	207.67		
LB	S 47"47"12" E	264.83		
Lg	N 42"30'19" E	129.67		

CHRISTIAN JOHNSON

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ZONING EXHIBIT

BEING A 28.71ACRE (1,163,723 SQUARE FEET +/-) TRACT OF LAND OUT OF A 104.026 ACRE TRAGT AS DESCRIBED IN SPECIAL WARRANTY DEED RECORDED IN VOLUME 15976, PAGE 2124, OF THE OFFICIAL PUBLIC RECORDS OF BEXAR, COUNTY, TEXAS; SAID 26.71 ACRE TRACT ALSO BEING OUT OF A 61.089 ACRE TRACT AS DESCRIBED IN DEED OF TRUST RECORDED IN VOLUME 16919, PAGE 2187, OF THE OFFICIAL PUBLIC RECORDS OF BEXAR COUNTY, TEXAS,



1035 Control Parkway North San Antonio, Texas 78232 (210) 545-1122 FAX (210) 845-8302 TEXAS REGISTERED ENGINEERING FIRM F-784

> JOB No. 31305-1576 SHEET 3 OF 3 DATE: 07-01-16



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METES AND BOUNDS DESCRIPTION TO ACCOMPANY ZONING EXHIBIT

BEING A 0.1531 ACRE (6,670 SQUARE FEET +/-) TRACT OF LAND OUT OF A 33.57 ACRE TRACT AS DESCRIBED IN GENERAL WARRANTY DEED RECORDED IN VOLUME 17850, PAGE 1988, OF THE OFFICIAL PUBLIC RECORDS OF REAL PROPERTY BEXAR, COUNTY, TEXAS; BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 1/2-Inch Iron Rod with cap stamped "MBC" Found on the Southeast Right-of-Way line of Classen Road according to plat thereof recorded in Volume 9674, Pages 200-202, said 1/2-Inch Iron Rod marking the Northwest corner of said 33.57 acre tract and the Northeast corner of a remainder portion of a 104.026 Acre Tract recorded in Volume 15976, Page 2124, of the official Public Records of Bexar County, Texas;

THENCE along and with the Southeast Right-of-Way line of Classen Road the following courses;

N 61°40'23" E a distance of 97.96 feet to a point;

N 05°04'09" W a distance of 20.74 feet to a point;

N 28°18'07" E a distance of 30.80 feet to a point;

N 61°40'23" W a distance of 138.20 feet to a point;

THENCE S 47°34'43" W a distance of 181.04 feet departing the Southwest Right-of-Way line of said Classen Road across and through said 33.57 Acre tract to a point;

S 05°04'09" E a distance of 29.73 feet to a point;

S 61°40'23" E a distance of 92.62 feet to a point;

THENCE N 12°44'44" W a distance of 36.75 feet to the POINT OF BEGINNING and containing 0.1531 Acre Tract of land, (6,670 SQUARE FEET +/-) more or less as surveyed by Macina, Bose, Copeland, and Associates, Inc. under the direct supervision of Joel Christian Johnson, R.P.L.S.;

Note: A Survey Sketch that is made a part hereof and shall accompany this instruments



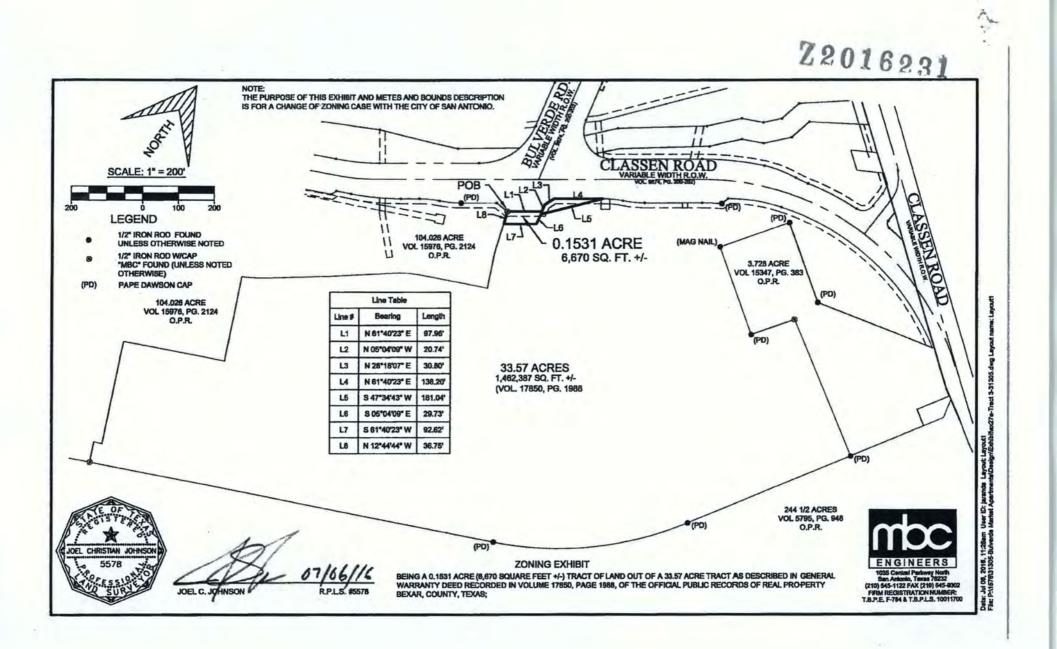
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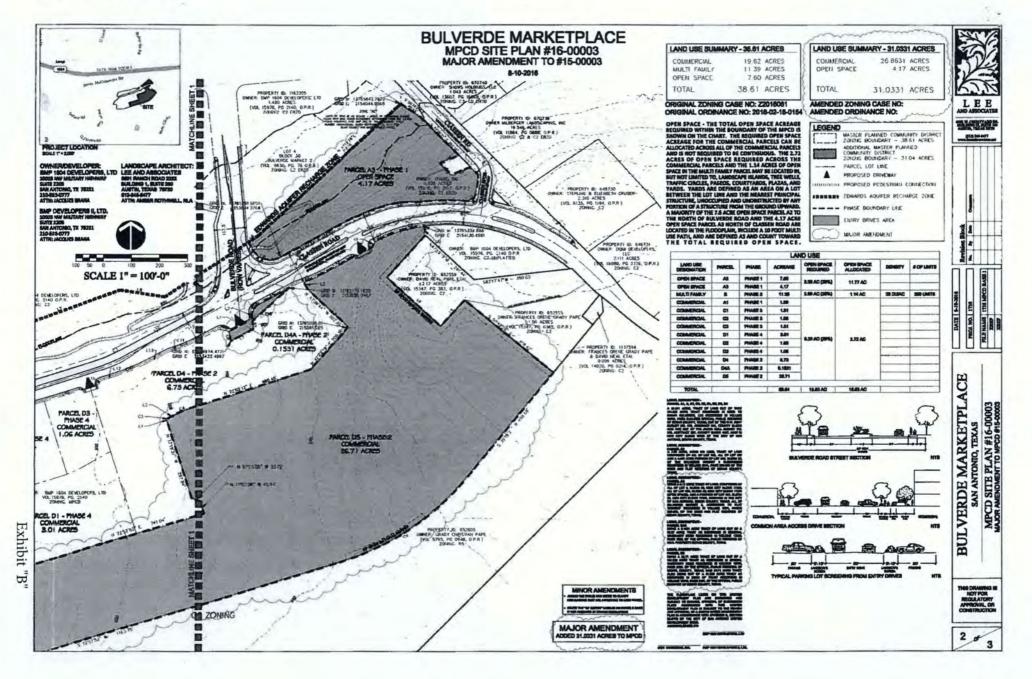
Joel Christian Johnson, R.P.L.S. No.5578 TBPLS FIRM REGISTRATION

31305-1576 July 6, 2016

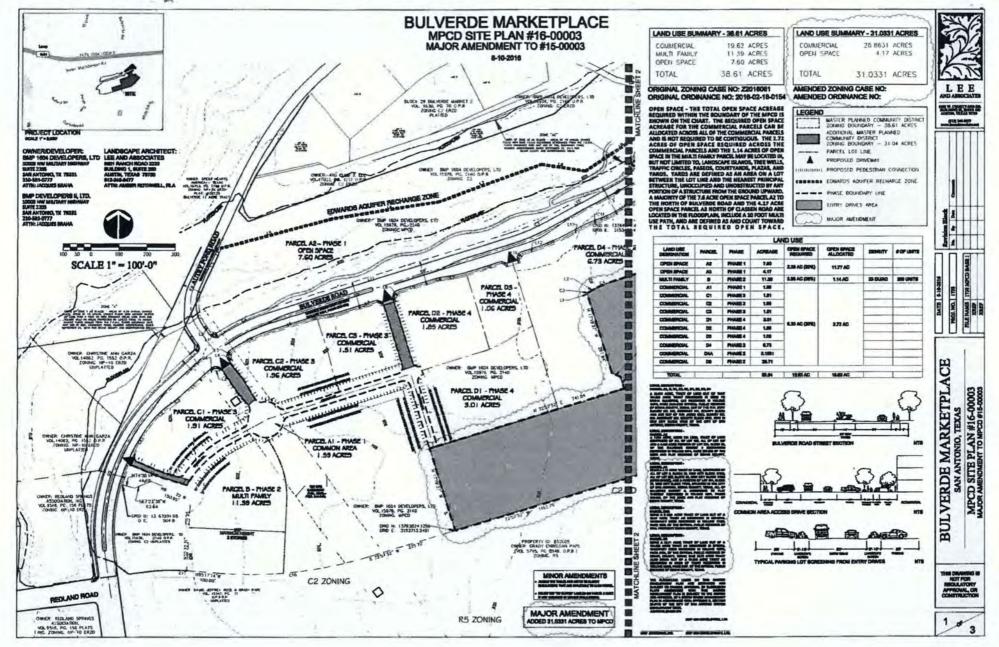
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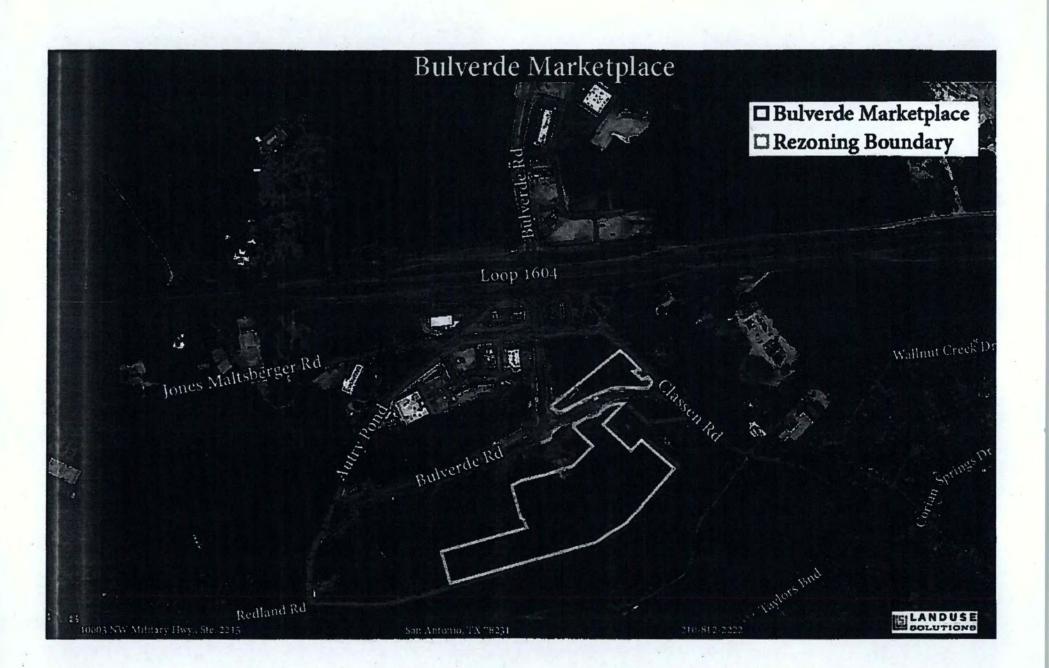




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Notes Included on Bulverde Marketplace MPCD Master Site Plan

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P. Lat and Building Dissurations Table

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C.Diarist Boundaries

The sens puzzland and regulations not firsts in the MPCD bioater files Plan apply to the development and use of the Property on Mentified on the MPCD blocks files Plan.

only provided below, of development within the MPCD shall Example at an

(c) District and provides are both broken and Qi to the state that and a state of the state. A replacing regulation is in the Qip of the Astronom United Dynamics Calls in State of the State of the





<u>Common Anno Annon Peyror David (A)</u>¹ The property of the Common Anno Annon Davies proved is to provide publicly and validation arrays from Annon Davies proved is to provide publicly and validation arrays that a davies and the AUCO II and the second of the Automation of the Automation and AUCO II and the second of the Automation of the Automation and AUCO II and the Automation Automation of the Automation and Automation and Automation Automation of the Automation and Automation and Automation Automation of the Automation and Automation and Automation Automation Automation and Automation and Automation and Automation and Automation and Automation and Automation Automation and Automation Automation and Automation Automati

The Lot and Boliding Dimensions Table 310-1 and Radae for Insupersides of Table 310-1 are delated and replaced by the Lot and Boliding Dimensions Tables and Radae for Insupersidian to this Section.

The differences is the applicable Lot and Daliding Dimensions Tables for the property in the MPCD.

Table 1: MPCD Lat and Building Dimensions for Parmin R, C1, C2, C1, Di and D3

Table in HPCD Lat and Radding Minamians for Parents 20, 20(204) terführ Seite Bert Bert wie Binderten Binderten Bin Beigens Bert Bert Bert wie Binderten Bert Binderten Bi

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