

AN ORDINANCE 2018-12-06-0986

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 Lot P-12, NCB 15318 from "R-6 MLOD-2 MLR-1 AHOD" Residential Single-Family Lackland Military Lighting Overlay Military Lighting Region 1 Airport Hazard Overlay District to "C-2 CD MLOD-2 MLR-1 AHOD" Commercial Lackland Military Lighting Overlay Military Lighting Region 1 Airport Hazard Overlay District with Conditional Use for a Bar/Tavern.

SECTION 2. The City Council finds as follows:

- A. The conditional use will not be contrary to the public interest.
- B. The conditional use will not substantially nor permanently injure the appropriate use of adjacent conforming property in the same district.
- C. The conditional use will be in harmony with the spirit and purpose for conditional uses as set forth in Section 35-422, Conditional Zoning, of the Unified Development Code.
- D. The conditional use will not substantially weaken the general purposes of the regulations as set forth in Section 35-422, Conditional Zoning, of the Unified Development Code.
- E. The conditional use will not affect adversely the public health, safety and welfare.

SECTION 3. The City council approves this Conditional Use so long as the attached site plan is adhered to. A site plan is attached as **Exhibit "A"** 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


SG/lj
12/06/2018
Z-15

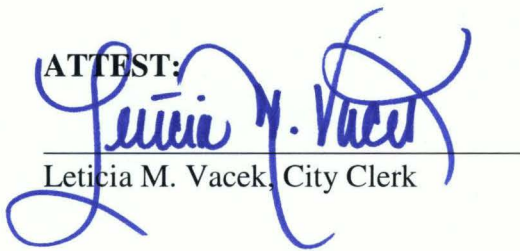
CASE NO. Z2018343 CD

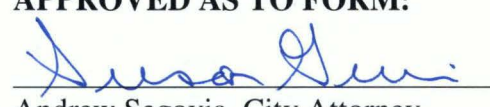
in accordance with this ordinance and the same shall be available and open to the public for inspection.

SECTION 6. This ordinance shall become effective December 16, 2018.

PASSED AND APPROVED this 6th day of December 2018.


M A Y O R
Ron Nirenberg

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

For Andrew Segovia, City Attorney

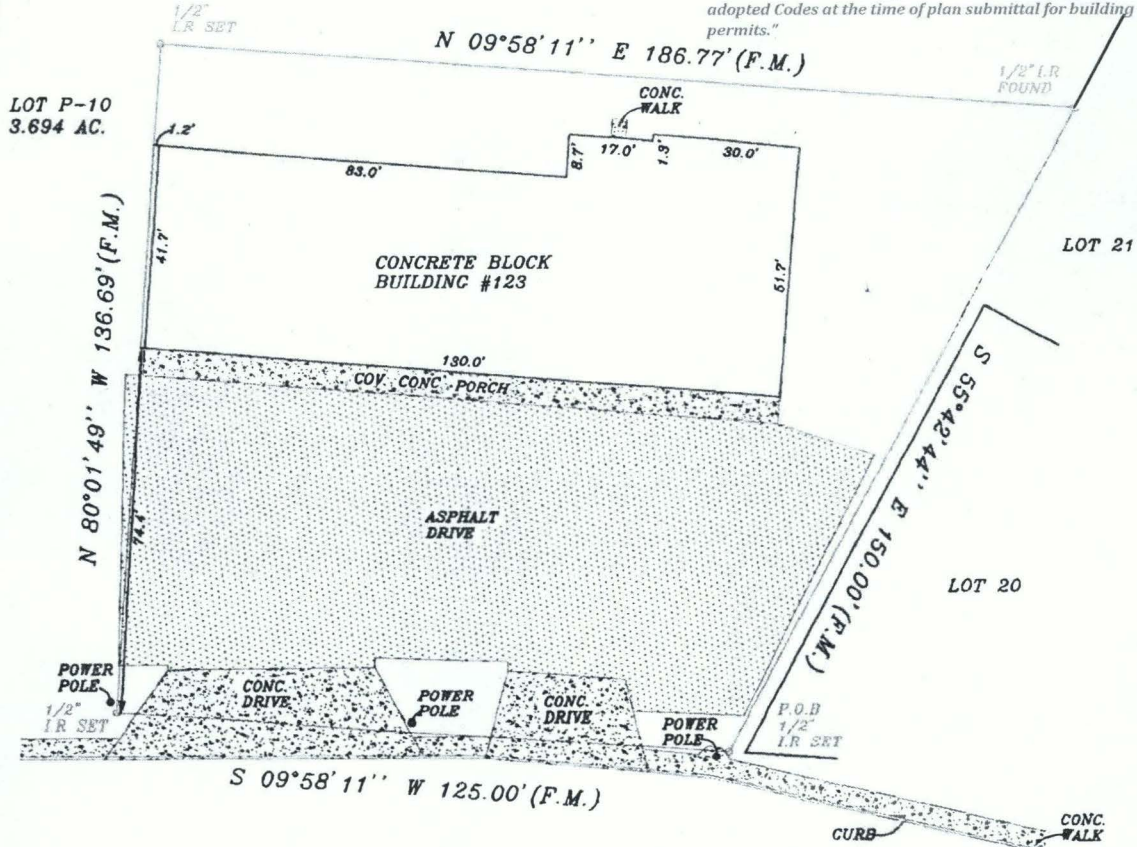
Agenda Item:	Z-15 (in consent vote: Z-2, Z-4, P-1, Z-5, Z-6, Z-7, Z-8, P-2, Z-9, P-5, Z-12, Z-13, P-6, Z-14, Z-15, Z-16, P-7, Z-19, Z-20, Z-21, P-8, Z-22, P-9, Z-23)						
Date:	12/06/2018						
Time:	02:18:11 PM						
Vote Type:	Motion to Approve						
Description:	ZONING CASE # Z2018343 CD (Council District 4): Ordinance amending the Zoning District Boundary from "R-6 MLOD-2 MLR-1 AHOD" Residential Single-Family Lackland Military Lighting Overlay Military Lighting Region 1 Airport Hazard Overlay District to "C-2 CD MLOD-2 MLR-1 AHOD" Commercial Lackland Military Lighting Overlay Military Lighting Region 1 Airport Hazard Overlay District with Conditional Use for a Bar/Tavern on Lot P-12, ABS 16, NCB 15318, located at 121 Whitewood Drive. Staff and Zoning Commission recommend Approval.						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ron Nirenberg	Mayor	x					
Roberto C. Treviño	District 1		x			x	
William Cruz Shaw	District 2		x				x
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4	x					
Shirley Gonzales	District 5		x				
Greg Brockhouse	District 6		x				
Ana E. Sandoval	District 7		x				
Manny Pelaez	District 8		x				
John Courage	District 9		x				
Clayton H. Perry	District 10		x				

From: "R-6" Residential Single-Family District
 To: "C-2 CD" Commercial District with Conditional Use for a Bar/Tavern

Z2018343

LOT P-10
 3.694 AC.

The following statement: "I, Louis Magro, the property owner, acknowledge that this site plan submitted for the purpose of rezoning this property is in accordance with all applicable provisions of the Unified Development Code. Additionally, I understand that City Council approval of a site plan in conjunction with a rezoning case does not relieve me from adherence to any/all City-adopted Codes at the time of plan submittal for building permits."



WHITEWOOD DRIVE

* SEE ATTACHED LEGAL DESCRIPTION.

SUBJECT TO: VOLUME 2515, PAGE 259; VOLUME 3119, PAGE 18.

Exhibit "A"

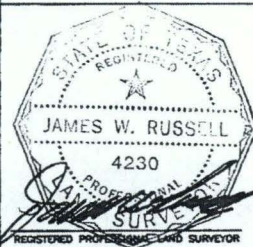
ALL OTHER SETBACKS AND EASEMENTS ARE PER PLAT

LOT NO. * _____ BLOCK NO. ~ _____ N.C.B. 15318 ADDITION OR SUBDIVISION M.F. RODRIGUEZ SURVEY #4, ABST. #16

UNIT ~ _____ PHASE ~ _____ VOLUME ~ _____ PAGE ~ _____ DEED AND PLAT RECORDS OF BEXAR COUNTY, TEXAS

REFERENCE NAME LOUIS MAGRO OR ASSIGNS STREET ADDRESS #123 WHITEWOOD DRIVE

CITY SAN ANTONIO COUNTY BEXAR STATE OF TEXAS



TO THE LIENHOLDER AND/OR OWNERS OF THE PREMISES SURVEYED AND TO
 LAWYERS TITLE CO.

I DO HEREBY CERTIFY THAT THIS SURVEY WAS THIS DAY MADE ON THE GROUND UNDER MY SUPERVISION OF THE PROPERTY LEGALLY DESCRIBED HEREON AND IS CORRECT AND THERE ARE NO VISIBLE ENCROACHMENTS OR EASEMENTS UNLESS SHOWN.

ONLY THOSE PRINTS CONTAINING THE SURVEYOR'S ORIGINAL SIGNATURE AND SEAL SHOULD BE CONSIDERED OFFICIAL AND RELIED UPON BY THE USER. THIS DOCUMENT IS PREPARED SPECIFICALLY FOR THE PARTIES DESIGNATED HEREON. MODIFICATION, ALTERATION, DUPLICATION, OR USE WITHOUT THE PRIOR CONSENT OF LANDATA FIELD SERVICES IS PROHIBITED.

NO.	REVISION	DATE
JOB NO.: 9-140-98		

LANDATA FIELD SERVICES
 SAN ANTONIO DIVISION

2929 Mossrock Drive, Ste. 120, San Antonio, Tx. 78230
 Tel.: (210) 341-1408 Fax.: (210) 377-0867

SCALE: 1"=30'
DATE: 9-21-98
SURVEYED BY: J.G
DRAWN BY: VERO
GF #: 98AO3300B4-A(8)