

AN ORDINANCE 2019-01-17-0050

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 0.332 acres out of NCB 1002 from "C-3R AHOD" General Commercial Restrictive Alcoholic Sales Airport Hazard Overlay District and "C-2P AHOD" Commercial Pedestrian Airport Hazard Overlay District to "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with uses permitted in "C-2" Commercial District and "MF-40" Multi-Family 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.** 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 4.** 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 5.** This ordinance shall become effective January 27, 2019.

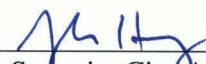
**PASSED AND APPROVED** this 17<sup>th</sup> day of January 2019.

  
M A Y O R  
Ron Nirenberg

ATTEST:

  
Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

  
Andrew Segovia, City Attorney

<b>Agenda Item:</b>	Z-8 ( in consent vote: Z-2, Z-3, Z-4, Z-5, P-1, Z-6, Z-7, Z-8, Z-9, Z-12, P-3, Z-14, P-4, Z-15, Z-16, Z-18, Z-19, P-5, Z-20, P-6, Z-21, Z-27, P-9, Z-28, Z-29, Z-30, Z-32, Z-33, Z-34, Z-35, Z-37, Z-38, Z-39, P-10, Z-40, Z-41, Z-44, Z-45, Z-46, Z-47, P-11, Z-49, Z-50, Z-51 )						
<b>Date:</b>	01/17/2019						
<b>Time:</b>	02:22:27 PM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	ZONING CASE # Z-2018-900035 (Council District 1): Ordinance amending the Zoning District Boundary from "C-3R AHOD" General Commercial Restrictive Alcoholic Sales Airport Hazard Overlay District and "C-2P AHOD" Commercial Pedestrian Airport Hazard Overlay District to "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with uses permitted in "C-2" Commercial District and "MF-40" Multi-Family District on 0.332 acres out of NCB 1002, located at 916 and 922 East Elmira Street. Staff and Zoning Commission recommend Approval.						
<b>Result:</b>	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x			x	
Art A. Hall	District 2		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				x
Clayton H. Perry	District 10		x				

# **EXHIBIT “A”**



## SouthCentral Surveyors of Texas

1514 S. Presa, San Antonio, Texas, 78210  
PH: 210.534.6700 Fax: 210.534.9673

### METES & BOUNDS DESCRIPTION OF A 0.332 OF AN ACRE TRACT

April 19<sup>th</sup>, 2007

Being a 0.332 of an acre tract of land, being Lot 5 and Lot 6, Block 8, New City Block 1002, of the City of San Antonio, Bexar County, Texas, Save & Except for those portions conveyed unto the State of Texas for roadway use as described in Volume 2892 Page 2488, and Volume 4081 Page 544, of the Real Property Records of Bexar County, Texas. Said 0.332 of an acre tract being more particularly described as follows;

**COMMENCING:** at a concrete Texas Department of Transportation (TxDot) monument found on the southerly right-of-way line of Elmira St. and being N 56°16'32" E, a distance of 111.06 feet from the intersection of the said southerly line of Elmira St. and the easterly line of St. Mary's St. for the northerly corner of Lot 3 & Lot 2. Thence, N 56°16'32" E, a distance of 111.07 feet to a point on the asphalt of said Elmira St. for the original northeast corner of Lot 4 and being the northwest corner of Lot 5. Thence, S 33°33'28" E, a distance of 22.00 feet to a 1/4" iron rod set for the northwest corner and the **POINT OF BEGINNING** of this tract;

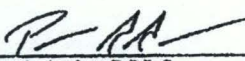
**THENCE:** N 71°24'10" E, a distance of 114.96 feet to a 1/4" iron rod set at the existing intersection of the said southerly line of Elmira St. at its intersection of the westerly line of McLane, for the northeast corner of this tract;

**THENCE:** S 33°46'25" E, a distance of 114.29 feet to a 1/4" iron rod set for the southeast corner of Lot 6 and of this tract. Said point being N33°46'25" W, a distance of 57.90 feet from a 1/4" iron rod found for the southeast corner of that certain tract of land called the north 57.90 feet of Lot 12 & Lot 11;

**THENCE:** S 55°53'24" W, a distance of 111.70 feet to a 1/4" iron rod found for the southeast corner of Lot 4 and being the southwest corner of Lot 5 and of this tract;

**THENCE:** N 33°28'46" W, a distance of 145.05 feet to the **POINT OF BEGINNING** and containing a 0.332 of an acre tract of land, more or less, according to a survey made on the ground.

SouthCentral Surveyors of Texas

  
Peter A. Aguirre, R.P.L.S.  
Registration No. 5464  
Job # 7-4035-148  
A drawing of even job number and date was also prepared



Any person herein which restricts the sale, or use of the described real property because of race is illegal and unenforceable under Federal law STATE OF TEXAS, COUNTY OF BEXAR  
I hereby certify that this instrument was FILED in File Number Sequence on the date and at the time stamped herein by me and was duly RECORDED in the Official Public Record of Real Property of Bexar County, Texas etc.

Doc# 28978136888 Fees: \$20.00  
09/13/2007 2:24PM # Pages 2  
Filed & Recorded in the Official Public  
Records of BEXAR COUNTY  
GERRY RICKHOFF COUNTY CLERK

JUN 13 2007



  
COUNTY CLERK BEXAR COUNTY, TEXAS

Exhibit "A"