



# City of San Antonio

## Legislation Details (With Text)

**File #:** 19-6795

**Type:** Zoning Case

**In control:** Zoning Commission

**On agenda:** 9/17/2019

**Title:** ZONING CASE Z-2019-10700182 S (Council District 2): A request for a change in zoning from "C-2 MLOD-3 MLR-1" Commercial Martindale Army Airfield Military Lighting Overlay District Military Lighting Region 1 to "C-2 S MLOD-3 MLR-1" Commercial Martindale Army Airfield Military Lighting Overlay District Military Lighting Region 1 with Specific Use Authorization for a Carwash on Lot 14, NCB 10757, located at 1845 South WW White Road. Staff recommends Approval. (Michael Pepe, Planner, (210) 207-8208, michael.pepe@sanantonio.gov, Development Services Department)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Location Map, 2. Site Plan

Date	Ver.	Action By	Action	Result
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**DEPARTMENT:** Development Services

**DEPARTMENT HEAD:** Michael Shannon

**COUNCIL DISTRICTS IMPACTED:** 2

**SUBJECT:**

Zoning Case Z-2019-10700182 S

**SUMMARY:**

**Current Zoning:** "C-2 MLOD-3 MLR-1" Commercial Martindale Army Airfield Military Lighting Overlay District Military Lighting Region 1

**Requested Zoning:** District "C-2 S MLOD-3 MLR-1" Commercial Martindale Army Airfield Military Lighting Overlay District Military Lighting Region 1 with Specific Use Authorization for a Carwash

**BACKGROUND INFORMATION:**

**Zoning Commission Hearing Date:** September 17, 2019

**Case Manager:** Michael Pepe, Planner

**Property Owner:** MCR Enterprises, Ltd

**Applicant:** Vizza Wash, LP

**Representative:** Patrick Christensen

**Location:** 1845 South WW White Road

**Legal Description:** Lot 14, NCB 10757

**Total Acreage:** 1.996 acres

### **Notices Mailed**

**Owners of Property within 200 feet:** 34

**Registered Neighborhood Associations within 200 feet:** Dellcrest Area Neighborhood Association

**Applicable Agencies:** Texas Department of Transportation, Martindale Army Airfield

### **Property Details**

**Property History:** The property was annexed in 1952 and was originally zoned "A" Single Family Residence District. The previous zoning district converted to "R-5" Residential Single-Family District with the adoption of the 2001 Unified Development Code, established by Ordinance 93881, dated May, 03, 2001. The property was zoned from "R-5" to "C-2" Commercial District by Ordinance 2014-08-21-0627 on August 21, 2014.

**Topography:** The property does not include any abnormal physical features such as slope or incursion in a flood plain.

### **Adjacent Base Zoning and Land Uses**

**Direction:** West

**Current Base Zoning:** "C-3R"

**Current Land Uses:** Undeveloped Property

**Direction:** North

**Current Base Zoning:** "R-5", "I-2", "R-5 CD"

**Current Land Uses:** Office, Salon, Undeveloped Property, Auto Repair

**Direction:** East

**Current Base Zoning:** "C-2"

**Current Land Uses:** Shopping Center

**Direction:** South

**Current Base Zoning:** "C-3"

**Current Land Uses:** Undeveloped Property, Auto Parts Retail

### **Overlay and Special District Information:**

"MLOD-3"

All surrounding properties carry the "MLOD-3" Military Lighting Overlay District, due to their proximity to Martindale Army Airfield. The "MLOD-3" does not restrict permitted uses, but does regulate outdoor lighting in an effort to minimize night-time light pollution and its effects on operations at the military installation.

### **Transportation**

**Thoroughfare:** South WW White Road

**Existing Character:** Primary Arterial A  
**Proposed Changes:** None Known

**Public Transit:** VIA bus routes are within walking distance of the subject property.  
Routes Served: 550, 551

**Traffic Impact:** A Traffic Impact Analysis (TIA) is not required. The traffic generated by the proposed development does not exceed the threshold requirements.

**Parking Information:** The parking minimum for a car wash is 1 space per 500 square foot of building space including wash tunnel.

**ISSUE:**  
None.

**ALTERNATIVES:**

Denial of the requested zoning change would result in the subject property retaining the present zoning district designation of “C-2” Commercial.

**Current:** “C-2” Commercial districts accommodate community commercial uses, with unlimited building size, and building height limitation of 25 feet. Examples of permitted uses: liquor store, miniature golf and other indoor gaming facilities, small indoor movie theater, pet cemetery, auto & light truck oil, lube & tune-up, auto glass tinting, tire repair (sale and installation only), gas station, appliance sales & repair, charitable food & clothing banks and dry cleaning. No outdoor storage or display of goods shall be permitted except for outdoor dining

**Proposed:** “C-2” Commercial districts accommodate community commercial uses, with unlimited building size, and building height limitation of 25 feet. Examples of permitted uses: liquor store, miniature golf and other indoor gaming facilities, small indoor movie theater, pet cemetery, auto & light truck oil, lube & tune-up, auto glass tinting, tire repair (sale and installation only), gas station, appliance sales & repair, charitable food & clothing banks and dry cleaning. No outdoor storage or display of goods shall be permitted except for outdoor dining. The addition of the “S” will allow for a carwash at the proposed location.

**FISCAL IMPACT:**  
None.

**PROXIMITY TO REGIONAL CENTER/PREMIUM TRANSIT CORRIDOR:**

The property is located not located within a regional center and but is within a premium transit corridor.

**RECOMMENDATION:**

**Staff Analysis and Recommendation:** Staff recommends Approval.

**Criteria for Review:** According to Section 35-421, zoning amendments shall be based on the approval criteria below.

**1. Consistency:**

The subject property is located within the Eastern Triangle Community Plan and is currently designated as “Community Commercial” in the future land use component of the plan. The requested “C-2” base zoning district is consistent with the adopted land use designation.

## **2. Adverse Impacts on Neighboring Lands:**

Staff does not find evidence of likely adverse impacts on neighboring lands in relation to this zoning change request. The base zoning of “C-2’ will remain the same.

## **3. Suitability as Presently Zoned:**

The current “C-2” zoning is appropriate for the property and surrounding area.

The proposed “C-2 S” utilizes the Specific Use Authorization to allow the use of a carwash. The Specific Use authorization also allows consideration of additional conditions in relation to the use, such as: hours of operation, prohibited signage, fencing, buffers, and other similar restrictions.

## **4. Health, Safety and Welfare:**

Staff has not found indication of likely adverse effects on the public health, safety, or welfare.

## **5. Public Policy:**

The subject property is located within the Eastern Triangle Community Plan. The proposed rezoning does not appear to conflict with the following goals, principles, and objectives of the Eastern Triangle Community Plan.

Objective 7.2: Attract new businesses to the Eastern Triangle

Goal 8: Expand and build thriving commercial corridors

Objective 8.1: Identify specific corridors for revitalization and develop strategic plans for redevelopment

8.1.3. Focus on S. W.W. White and Rigsby as a commercial corridors and encourage the establishment of more service industry businesses

## **6. Size of Tract:**

The subject property is 1.996 acres, which could reasonably accommodate commercial uses and the proposed car wash.

## **7. Other Factors:**

The purpose of the Specific Use Authorization is to provide for certain uses which, because of their unique characteristics or potential impacts on adjacent land uses, are not generally permitted in certain zoning districts as a matter of right, but may, under the right set of circumstances and conditions be acceptable in certain specific locations.

The subject property is located within the Martindale Army Air Field Awareness Zone/Military Influence Area. In accordance with the signed Memorandum of Understanding, Texas Army National Guard and JB SA were notified of the proposed request.