



City of San Antonio

Legislation Details (With Text)

File #: 17-6647

Type: Zoning Case

In control: City Council A Session

On agenda: 1/18/2018

Title: ZONING CASE # Z2017290 CD (Council District 1): An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "C-1 CD AHOD" Light Commercial Airport Hazard Overlay District with Conditional Use for Motor Vehicle Sales on the East 186.59 feet of Lot 12, NCB 10102, located at 6811 San Pedro Avenue. Staff and Zoning Commission recommend Denial.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Location Map, 2. Site Plan, 3. Zoning Minutes, 4. Draft Ordinance

| Date | Ver. | Action By | Action | Result |
|-----------|------|------------------------|----------------|--------|
| 1/18/2018 | 1 | City Council A Session | Motion to Deny | Pass |

DEPARTMENT: Development Services

DEPARTMENT HEAD: Michael Shannon

COUNCIL DISTRICTS IMPACTED: 1

SUBJECT:

Zoning Case Z2017290 CD

SUMMARY:

Current Zoning: "C-2 AHOD" Commercial Airport Hazard Overlay District

Requested Zoning: "C-1 CD AHOD" Light Commercial Airport Hazard Overlay District with Conditional Use for Motor Vehicle Sales

BACKGROUND INFORMATION:

Zoning Commission Hearing Date: November 7, 2017

Case Manager: Daniel Hazlett, Planner

Property Owner: KMA Development Group, LLC

Applicant: Majid Mahrafza

Representative: Kevin Estajlou

Location: 6811 San Pedro Avenue

Legal Description: East 186.59 feet of Lot 12, NCB 10102

Total Acreage: 0.4506

Notices Mailed

Owners of Property within 200 feet: 14

Registered Neighborhood Associations within 200 feet: North Shearer Hills Neighborhood Association, Shearer Hills/Ridgeview Neighborhood Association

Applicable Agencies: None.

Property Details

Property History: The subject property was annexed and zoned "F" Local Retail District by Ordinance 12611, dated August 31, 1950. The "F" converted to "B-1" Business District with the adoption of the 1965 Unified Development Code (Ordinance 33412, dated June 28, 1965). The subject property was rezoned from "B-1" to "B-2" Business District by Ordinance 35668, dated August 17, 1967. The subject property converted from "B-2" to the current "C-2" Commercial District with the adopted of the 2001 Unified Development Code (Ordinance 93881, dated May 3, 2001).

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: North

Current Base Zoning: "R-4", "C-2"

Current Land Uses: Single Family Residences, Strip Mall

Direction: East

Current Base Zoning: "C-2"

Current Land Uses: Hotel

Direction: South

Current Base Zoning: "C-2"

Current Land Uses: Mattress Store

Direction: West

Current Base Zoning: "R-4"

Current Land Uses: Single Family Residences

Overlay and Special District Information:

"AHOD"

All surrounding properties carry the "AHOD" Airport Hazard Overlay District, due to their proximity to an airport or approach path. The "AHOD" does not restrict permitted uses, but can require additional review of construction plans by both the Development Services Department and the Federal Aviation Administration.

Transportation

Thoroughfare: San Pedro Avenue

Existing Character: Primary Arterial

Proposed Changes: None Known

Thoroughfare: Linda Drive
Existing Character: Local Street
Proposed Changes: None Known

Thoroughfare: Oblate Drive
Existing Character: Local Street
Proposed Changes: None Known

Public Transit: Via bus routes 3, 4, and 204 are within walking distance of the subject property.

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 minimum parking requirement for Motor Vehicle sales is 1 parking space per 500 square feet gross floor area of sales and service building.

ISSUE:

None.

ALTERNATIVES:

Denial of the requested zoning change would result in the subject properties retaining the present zoning district designation of “C-2”, which allows car washes, minor automobile repair and service, amusement establishments, theaters, arcades, fitness centers, plant nurseries, paint and wall paper stores, gasoline stations with repair service, fix-it shops, community shopping centers, small motels; low to mid rise office buildings; no outdoor storage or display of goods except for outdoor dining.

FISCAL IMPACT:

None.

PROXIMITY TO REGIONAL CENTER/PREMIUM TRANSIT CORRIDOR:

The subject property is within a ½ of a mile of the Greater Airport Area Regional Center and the San Pedro Avenue Premium Transit Corridor.

RECOMMENDATION:

Staff Analysis and Recommendation: Staff and Zoning Commission (8-1) recommend Denial.

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 North Central Community Plan and is currently designated as “Neighborhood Commercial” in the future land use component of the plan. The requested “C-1” base zoning district is consistent with the future land use designation.

2. Adverse Impacts on Neighboring Lands:

Staff finds evidence of likely adverse impacts on neighboring lands in relation to this zoning change request. The proposed rezoning to “C-1 CD” for the development of a Motor Vehicle Sales office has the potential of

negatively impact the neighboring properties. There is a high saturation of automotive uses along San Pedro Avenue, specifically south of the subject property.

3. Suitability as Presently Zoned:

The current “C-2” base zoning is consistent with the surrounding area and established development of the San Pedro Avenue Corridor; however the future land use designation of “Neighborhood Commercial” is incompatible with the base zoning.

4. Health, Safety and Welfare:

Staff has found no indication of likely adverse effects on the public health, safety, or welfare. The zoning change will not pose a threat to the health, safety, or welfare of the residents within the area.

5. Public Policy:

The rezoning request appears to conflict with the following land use goals and objectives of the North Central Community Plan.

The North Central Community Plan Goals and Objectives:

- GOAL 1: Support and promote business and employment development along the commercial corridors that provide for a healthy business climate while supporting the needs of the North Central Neighborhoods Community by aesthetically and environmentally reinforcing their community cultural identity and providing an attractive destination for visitors and shoppers from around the city.
- GOAL 2: Encourage the establishment of neighborhood-friendly businesses along the commercial corridors that promote pedestrian accessibility.
- Objective 2.1: Initiate comprehensive rezoning on the southern end of San Pedro Avenue and Blanco Road between Hildebrand and Basse Rd. to discourage higher intensity uses.

6. Size of Tract:

The subject properties measure approximately 0.4506 of an acre, which should reasonably accommodate a small Motor Vehicle Sales office.

7. Other Factors:

The purpose of the Conditional Use 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 which may under the right set of circumstances and conditions be acceptable in certain specific locations.

Should City Council approve the rezoning, staff recommends the following conditions:

1. No outdoor amplification speakers permitted.
2. Downward Lighting.
3. No temporary signs, no pennant flags, no feather flags, and no streamers or strings.