



# City of San Antonio

## Legislation Details (With Text)

**File #:** 18-2110

**Type:** Zoning Case

**In control:** City Council A Session

**On agenda:** 4/5/2018

**Title:** ZONING CASE # Z2018085 CD (Council District 2): An Ordinance amending the Zoning District Boundary from "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-5 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for a Beauty Salon on Lot 82, Block 7, NCB 16612, located at 6203 Binz-Engleman Road. Staff and Zoning Commission recommend Approval.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Location Map, 2. Site Plan, 3. Zoning Minutes, 4. Draft Ordinance, 5. Ordinance 2018-04-05-0234

Date	Ver.	Action By	Action	Result
4/5/2018	1	City Council A Session	Motion to Approve	

**DEPARTMENT:** Development Services

**DEPARTMENT HEAD:** Michael Shannon

**COUNCIL DISTRICTS IMPACTED:** 2

**SUBJECT:**

Zoning Case Z2018085 CD

**SUMMARY:**

**Current Zoning:** "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District

**Requested Zoning:** "R-5 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for a Beauty Salon

**BACKGROUND INFORMATION:**

**Zoning Commission Hearing Date:** February 20, 2018

**Case Manager:** Nyliah Acosta, Planner

**Property Owner:** Maria and Raul Gonzalez

**Applicant:** Raul Gonzalez

**Representative:** Raul Gonzalez

**Location:** 6203 Binz-Engleman Road

**Legal Description:** Lot 82, Block 7, NCB 16612

**Total Acreage:** 0.4825

**Notices Mailed**

**Owners of Property within 200 feet:** 20

**Registered Neighborhood Associations within 200 feet:** Sunrise Neighborhood Association

**Applicable Agencies:** No

**Property Details**

**Property History:** The subject property was annexed into the City of San Antonio in 1994 and was zoned "R-5" Single Family Residence District. Upon the adoption of the 2001 Unified Development Code, the previous "R-5" converted to the current "R-5" Residential Single-Family District.

**Topography:** The property does not include any abnormal physical features such as slope or inclusion in a floodplain.

**Adjacent Base Zoning and Land Uses**

**Direction:** North

**Current Base Zoning:** R-4, R-5

**Current Land Uses:** Single-Family Residences

**Direction:** East

**Current Base Zoning:** R-5

**Current Land Uses:** Single-Family Residences

**Direction:** South

**Current Base Zoning:** Outside City Limits (Kirby)

**Current Land Uses:** Gas Station, Vacant Lots, Single-Family Residences

**Direction:** West

**Current Base Zoning:** R-5

**Current Land Uses:** Vacant Lots, Single-Family Residences

**Overlay and Special District Information:** 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:** Binz-Engleman Road

**Existing Character:** Secondary Arterial

**Proposed Changes:** None Known

**Thoroughfare:** Mystic Sunrise Drive

**Existing Character:** Local Road

**Proposed Changes:** None Known

**Public Transit:** VIA route 630 is caddy corner to 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:** Minimum vehicle spaces- 1 per unit.

**ISSUE:**

None.

**ALTERNATIVES:**

A denial of the request will result in the subject property retaining the current base zoning district. The “R-5” Residential Single-Family district allows for a single-family dwelling (detached) with a minimum lot size of 5,000 square feet and a minimum lot width of 45 feet, foster family home, public and private schools.

**FISCAL IMPACT:**

None.

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

The subject property is not with a Regional Center or a Premium Transit Corridor.

**Staff Analysis and Recommendation:** Staff and Zoning Commission (9-0) recommend Approval, with Conditions.

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

**1. Consistency:**

The property is located within the IH-10 East Corridor Perimeter Plan, and is currently designated as “Low Density Residential” in the future land use component of the plan. The requested “R-5” Residential Single-Family base zoning district is consistent with the future land use designation.

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

Staff finds no evidence of likely adverse impacts on neighboring lands in relation to this zoning change request. The applicant proposes to keep the base zoning district, and add a Conditional Use for a Beauty Salon. The subject property is located on a large corner lot at the intersection of an arterial and local road, and the façade of the structure is within keeping of the surrounding residential homes. In addition, conditions may be added for additional regulation.

**3. Suitability as Presently Zoned:**

The current “R-5” base zoning district is appropriate for the subject property’s location. The base zoning will not change with the request.

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

Staff has found no indication of likely adverse effects on the public health, safety, or welfare.

**5. Public Policy:**

The rezoning request does not appear to conflict with any public policy objective.

**6. Size of Tract:**

The subject property totals 0.4825 acres in size, which reasonably accommodates the uses permitted in “R-5” Residential Single-Family District.

**7. Other Factors:** The Conditional Use zoning procedure is designed to provide for a land use that is not permitted by the established zoning district, but due to individual site considerations or unique development requirements would be compatible with adjacent land uses under given conditions

The following conditions shall apply to the operation of nonresidential conditional uses permitted within any residential district, unless otherwise approved by the City Council:

- A. There shall be no exterior display or sign with the exception that a nameplate, not exceeding three (3) square feet in area, may be permitted when attached to the front of the main structure.
- B. No construction features shall be permitted which would place the structure out of character with the surrounding residential neighborhood.
- C. Business hours operation shall not be permitted before 7:00 a.m. or after 6:00 p.m.