



City of San Antonio

Legislation Details (With Text)

File #: 15-5437
Type: Zoning Case
In control: City Council A Session
On agenda: 11/19/2015
Title: ZONING CASE # Z2015291 HL (Council District 2): An Ordinance amending the Zoning District Boundary from "C-1 AHOD" Light Commercial Airport Hazard Overlay District to "C-1 HL AHOD" Light Commercial Historic Landmark Airport Hazard Overlay District on Lots 9, 10, and 11, Block 12, NCB 1531, located at 1918 Martin Luther King Drive. Staff and Zoning Commission recommend Approval.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Z2015-291 Location Map, 2. Z2015291HL Historic Certificate of Appropriateness, 3. Z2015291 HL Zoning Minutes, 4. DRAFT ORDINANCE, 5. Ordinance 2015-11-19-0988

Date	Ver.	Action By	Action	Result
11/19/2015	1	City Council A Session	Motion to Approve	

DEPARTMENT: Development Services

DEPARTMENT HEAD: Roderick Sanchez

COUNCIL DISTRICTS IMPACTED: 2

SUBJECT:

Zoning Case Z2015291 HL

SUMMARY:

Current Zoning: "C-1 AHOD" Light Commercial Airport Hazard Overlay District

Requested Zoning: "C-1 HL AHOD" Light Commercial Historic Landmark Airport Hazard Overlay District

BACKGROUND INFORMATION:

Zoning Commission Hearing Date: October 6, 2015

Case Manager: Oscar Aguilera, Planner

Property Owner: Beverly Ann and Calvin Dudley

Applicant: City of San Antonio Office of Historic Preservation

Representative: City of San Antonio Office of Historic Preservation

Location: 1918 Martin Luther King Drive

Legal Description: Lots 9, 10, & 11, Block 12, NCB 1531

Total Acreage: 0.4821

Notices Mailed

Owners of Property within 200 feet: 31

Registered Neighborhood Associations within 200 feet: Denver Heights Neighborhood Association

Planning Team: Arena District Planning Team # 21

Applicable Agencies: City of San Antonio Office of Historic Preservation

Property Details

Property History: The subject property is located within the city limits as recognized in 1938 and was originally zoned “B” Residence District. On December 16, 1993, Ordinance 79329 rezoned the property to “B-1” Business District. Upon adoption of the 2001 Unified Development Code, the base zoning district was reclassified to “C-1” Light Commercial District. According to the Office of Historic Preservation, the existing structure appears to have been constructed before 1906.

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

Adjacent Base Zoning and Land Uses

Direction: North

Current Base Zoning: RM-4

Current Land Uses: Church, Parking, & St. Phillip’s College

Direction: West

Current Base Zoning: RM-4

Current Land Uses: Single-Family Residential Homes

Direction: South

Current Base Zoning: RM-4

Current Land Uses: Single-Family Homes, Church, Vacant Lot

Direction: East

Current Base Zoning: RM-4

Current Land Uses: Single-Family Homes

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.

A number of surrounding properties carry the “HS” Historic Significant landmark designation, signifying the historic architectural character or cultural significance of the structure or location. Historic Landmark designations do not affect the possible uses of the property, but do regulate the exterior aesthetic of the structure. Building plans and permit applications will be subject to review by the Office of Historic Preservation and the Historic and Design Review Commission (HDRC) prior to any permits being issued.

Transportation

Thoroughfare: Martin Luther King Drive

Existing Character: Secondary Arterial Type B 70' - 86'

Proposed Changes: None known

Thoroughfare: Ferguson Street

Existing Character: Local Street; 1 lane in each direction with sidewalks

Proposed Changes: None known

Public Transit: Nearby VIA bus routes operate at the corner of Martin Luther King Drive at Walters Street.

Traffic Impact: A Traffic Impact Analysis (TIA) is not required.

Parking Information: There is no change of use proposed. The property is unoccupied home. Minimum Parking Requirement: 1 space per unit. Maximum Parking Requirement: none

ISSUE:

None.

ALTERNATIVES:

A denial of the request will result in the subject property retaining the current "C-1" zoning classification, restricting future land uses to those permissible in the "C-1" zoning district and the property will not be designated as Historic.

FISCAL IMPACT:

None.

RECOMMENDATION:

Staff Analysis and Recommendation: Staff and Zoning Commission (7-0) recommend 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 part of the Arena District / Eastside Community Plan. The requests for Historic Landmark designations do not change either the existing base zoning district or uses permitted by right; therefore, a finding of consistency is not required.

2. Adverse Impacts on Neighboring Lands:

Granting of the "HL" Historic Landmark designation will not have an adverse impact on the neighborhood. Historic designation does not affect the range of permitted uses, but does regulate the exterior aesthetic of the structure and any new construction. The purpose of the requested zoning change is to protect and preserve the structure and make the property eligible for tax incentives for rehabilitation.

3. Suitability as Presently Zoned:

The "C-1" base zoning district is consistent with the surrounding zoning and uses. There is no change proposed for the base zoning district.

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

6. Size of Tract:

The size of the subject property is not an issue for the consideration of historic landmark designation.

7. Other Factors:

On February 4, 2015, the Historic and Design Review Commission issued a Certificate of Appropriateness identifying the property as historically significant based on criteria listed in Section 35-607 of the Unified Development Code. The four criteria identified as being applicable to the subject property are specified in the attached Certificate of Appropriateness and Statement of Significance.

This request for Historic Landmark designation was initiated by the Owner of the property.