



City of San Antonio

Legislation Details (With Text)

File #: 16-4163

Type: Zoning Case

In control: City Council A Session

On agenda: 8/18/2016

Title: ZONING CASE # Z2016186 (Council District 1): An Ordinance amending the Zoning District Boundary from "C-3 NA AHOD" General Commercial Nonalcoholic Sales Airport Hazard Overlay District and "C-3 R AHOD" General Commercial Nonalcoholic Sales Airport Hazard Overlay District to "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with uses permitted in "C-2" Commercial District on 0.678 acres out of NCB 1002, located at 908 East Elmira Street and 1726 North St. Mary's Street. Staff and Zoning Commission recommend Approval.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Z2016-186, 2. Z2016186_SP, 3. Z2016186 ZC Minutes, 4. Draft Ordinance, 5. Ordinance 2016-08-18-0624

Date	Ver.	Action By	Action	Result
8/18/2016	1	City Council A Session	Motion to Approve	

DEPARTMENT: Development Services

DEPARTMENT HEAD: Roderick Sanchez

COUNCIL DISTRICTS IMPACTED: 1

SUBJECT:

Zoning Case Z2016186

SUMMARY:

Current Zoning: "C-3 NA AHOD" General Commercial Nonalcoholic Sales Airport Hazard Overlay District and "C-3 R" General Commercial Restrictive Alcoholic Sales Airport Hazard Overlay District.

Requested Zoning: "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with uses permitted in "C-2" Commercial District

BACKGROUND INFORMATION:

Zoning Commission Hearing Date: July 19, 2016

Case Manager: Ernest Brown, Planner

Property Owner: Master Property Partners, Ltd.

Applicant: Barclay Anthony

Representative: David Adelman

Location: 908 East Elmira Street and 1726 North St. Mary's Street

Legal Description: 0.678 acres out of NCB 1002

Total Acreage: 0.678

Notices Mailed

Owners of Property within 200 feet: 22

Registered Neighborhood Associations within 200 feet: Tobin Hill Neighborhood Association

Applicable Agencies: None

Property Details

Property History: The subject property is located within the city limits as established in 1938 and was zoned "J" Commercial District. In 1995 a portion of the subject property rezoned to "B-3NA" Business District Nonalcoholic Sales. In 1996 a portion of the subject property rezoned to "B-3R" Restrictive Business District. Upon adoption of the 2001 Unified Development Code, the previous base zoning district converted to the current "C-3NA" General Commercial Nonalcoholic Sales District and "C-3R" General Commercial Restrictive Sales. The subject property is not platted in its current configuration. A portion of the subject property was developed in 1920 with approximately 1,676 square foot Service Garage/Automotive structure.

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, West

Current Base Zoning: C-3NA, C-2P, RM-4, MF-33, C-3NA

Current Land Uses: Office Building, Parking Lot, Vacant, Apartments, Vacant, Vacant

Direction: East

Current Base Zoning: C-3, C-2P, C-3NA, R- 6, O-1, R-6

Current Land Uses: Vacant, Vacant, Vacant

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: Interstate 35

Existing Character: Expressway

Proposed Changes: None known

Thoroughfare: St. Marys Street

Existing Character: Secondary Arterial, Type A

Proposed Changes: None known

Thoroughfare: East Elmira Street, McLane

Existing Character: Local, Type A

Proposed Changes: None known

Public Transit: The nearest VIA bus line to the subject property is the number 8 which operate along St. Marys Street.

Traffic Impact: A Traffic Impact Analysis is not required. Infill Development Zone (IDZ) requests are exempt from the TIA requirement.

Parking Information: “IDZ” Infill Development Zone waives minimum parking requirements.

ISSUE:

None.

ALTERNATIVES:

Denial of the requested zoning change would result in the subject property retaining the present zoning district designation.

FISCAL IMPACT:

None.

RECOMMENDATION:

Staff Analysis and Recommendation: Staff and Zoning Commission (9-0) 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 located within the Tobin Hill Community Plan and is currently designated as Low Density Mixed Use in the future land use component of the plan. The proposed zoning is consistent with the future land use designation.

2. Adverse Impacts on Neighboring Lands:

Staff has found no evidence of likely adverse impacts on neighboring lands in relation to this zoning change request.

3. Suitability as Presently Zoned:

The existing “C-3” base zoning district is suitable as presently zoned.

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. The proposed development will enhance the area.

6. Size of Tract:

The subject property measures 0.6784 acres and is sufficient for the proposed development and parking requirements.

7. Other Factors:

Infill Development Zone (IDZ) provides flexible standards for developments. IDZ is to encourage and facilitate development on vacant, bypassed lands, or the redevelopment of underutilized buildings or structures, within existing built-up areas. IDZ may be approved as either a base zoning district or an overlay zoning district. Standards required in an IDZ district shall apply to either IDZ base zoning or the IDZ overlay district except where otherwise specifically stated. Typically IDZ gives flexibility to parking requirements, lots sizes, and setbacks.

The applicant is also in the process of negotiating a parking lease with TXDOT for parking under IH-35.