



# City of San Antonio

## Legislation Details (With Text)

**File #:** 18-4075

**Type:** Zoning Case

**In control:** City Council A Session

**On agenda:** 8/2/2018

**Title:** ZONING CASE # Z2018177 S (Council District 8): Ordinance amending the Zoning District Boundary from "R-20 MLOD-1 MSAO-1" Residential Single-Family Camp Bullis Military Lighting Overlay Camp Bullis Military Sound Attenuation Overlay District to "L S MLOD-1 MSAO-1" Light Industrial Camp Bullis Military Lighting Overlay Camp Bullis Military Sound Attenuation Overlay District with a Specific Use Authorization for a Construction Contractor Facility with Outside Storage on Lot 52, Lot 53, Lot 54, Lot 55, NCB 35733, located at 20951 Milsa Drive. Staff recommends Denial. Zoning Commission recommends Approval with Conditions, pending Plan Amendment. (Associated Plan Amendment 18055)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Location Map, 2. Site Plan, 3. Zoning Minutes, 4. Draft Ordinance, 5. Ordinance 2018-08-02-0599

Date	Ver.	Action By	Action	Result
8/2/2018	1	City Council A Session	Motion to Appr w Cond	Pass

**DEPARTMENT:** Development Services

**DEPARTMENT HEAD:** Michael Shannon

**COUNCIL DISTRICTS IMPACTED:** 8

**SUBJECT:**

Zoning Case Z2018177 S

(Associated Plan Amendment 18055)

**SUMMARY:**

**Current Zoning:** "R-20 MLOD-1 MSAO-1" Residential Single-Family Camp Bullis Military Lighting Overlay Camp Bullis Military Sound Attenuation Overlay District

**Requested Zoning:** "L S MLOD-1 MSAO-1" Light Industrial Camp Bullis Military Lighting Overlay Camp Bullis Military Sound Attenuation Overlay District with a Specific Use Authorization of a Construction Contractor Facility with Outside Storage

**BACKGROUND INFORMATION:**

**Zoning Commission Hearing Date:** June 19, 2018. This case is continued from the May 15, 2018 and June 5, 2018 Zoning hearing.

**Case Manager:** Kayla Leal, Planner

**Property Owner:** Carlo & Vera Salvatore

**Applicant:** Paolo Salvatore

**Representative:** UP Engineering, LLC

**Location:** 20951 Milsa Drive

**Legal Description:** Lot 52, Lot 53, Lot 54, Lot 55, NCB 35733

**Total Acreage:** 4.0

**Notices Mailed**

**Owners of Property within 200 feet:** 10

**Registered Neighborhood Associations within 200 feet:** Friends of Friedrich Wilderness Park

**Applicable Agencies:** Parks Department and Camp Bullis JBSA

**Property Details**

**Property History:** The subject property was annexed into the City of San Antonio on December 31, 1998 and zoned "Temporary R-1" Temporary Residential District, established by Ordinance 88824. The zoning changed to "R-8" Large Lot Home District on February 25, 1999, established by Ordinance 89324. Upon adoption of the 2001 Unified Development Code (Ordinance 93881, dated May 3, 2001), the current "R-20" Residential Single-Family District zoning converted from the previous "R-8" base zoning district.

**Topography:** The subject property is located within the Leon Creek watershed area.

**Adjacent Base Zoning and Land Uses**

**Direction:** North

**Current Base Zoning:** L

**Current Land Uses:** Construction Contractor Facility Outdoor Storage

**Direction:** East

**Current Base Zoning:** I-1

**Current Land Uses:** Construction Contractor Facility

**Direction:** South

**Current Base Zoning:** R-20

**Current Land Uses:** Friedrich Wilderness Park

**Direction:** West

**Current Base Zoning:** R-20

**Current Land Uses:** Friedrich Wilderness Park

**Overlay and Special District Information:** All surrounding properties carry the "MLOD-1" Military Lighting Overlay District, due to their proximity to Camp Bullis. The "MLOD-1" 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.

All surrounding properties carry the "MSAO-1" Camp Bullis Military Sound Attenuation Overlay District, due

to their proximity to Camp Bullis. The "MSAO-1" does not restrict permitted uses, but does enforce construction standards intended to lessen the impact of external noise from the nearby military installation. The "MSAO-1" regulations apply to new construction of habitable structures.

### **Transportation**

**Thoroughfare:** Milsa Drive

**Existing Character:** Secondary Arterial Type A

**Proposed Changes:** None known

**Thoroughfare:** Heuermann Road

**Existing Character:** Local Street

**Proposed Changes:** None known

**Public Transit:** There are no nearby VIA bus routes.

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

**Parking Information:** A Contractor Facility requires a minimum of one (1) parking space per 1,500 square-feet of the Gross Floor Area (GFA) and a maximum of one (1) parking space per 300 square-feet of the GFA.

### **ISSUE:**

None.

### **ALTERNATIVES:**

Denial of the requested zoning change would result in the subject property retaining the present zoning district designation. The "R-20" base zoning district permits single-family dwellings (detached) with a minimum lot size of 20,000 square feet and a minimum lot width of 90 feet, accessory dwelling, foster family home, public and private schools.

### **FISCAL IMPACT:**

None.

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

The subject property is not located within a Regional Center nor a Premium Transit Corridor.

### **RECOMMENDATION:**

**Staff Analysis and Recommendation:** Staff recommends Denial. Zoning Commission recommends Approval (10-0), with Conditions.

**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 Sector Plan and is currently designated "Rural Estate Tier" in the land use component of the plan. The requested "L" base zoning district is not consistent with the adopted land use designation. The applicant submitted a Plan Amendment for "Agribusiness Tier." Staff recommends Denial of the Plan Amendment request. Planning Commission continued the case to May 23, 2018.

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

Staff has found evidence of likely adverse impacts on neighboring lands in relation to this zoning change request to “L” Light Industrial. Allowing more industrial zoning to seep into the neighborhood is not consistent with the land use or the adjacent “R-20” zoning designation.

**3. Suitability as Presently Zoned:**

The existing “R-20” base zoning district is appropriate for the surrounding area. There are single-family residential uses in the vicinity is an appropriate use for the subject property.

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

Staff has found indication of likely adverse effects on the public health, safety, or welfare. The propose “L” Light Industrial District creates further encroachment of an industrial uses into a residential area.

**5. Public Policy:**

The request does appear to conflict with public policy objectives. The requested zoning is not consistent with the future land use designated in the North Sector Plan.

**6. Size of Tract:**

The 4.00 acre site is of sufficient size to accommodate the proposed development. The proposed use is outdoor storage for the adjacent construction contractor facility.

**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 Camp Bullis Awareness Zone/Military Influence Area. In accordance with the signed Memorandum of Understanding, the Military was sent notice of the case.

If approved, the Zoning Commission recommends the following Conditions:

- 1) No outdoor speakers.
- 2) Booms to be in down position from 6:00p.m. to 7:00a.m. and on the weekends.
- 3) Plantings to be utilized in accordance with the UDC Appendix E.
- 4) An 8-foot fence along the west and south property lines.
- 5) A 30-foot landscape buffer on the west and south property lines.
- 6) A limit of a 20-foot vertical height of storage materials.