



City of San Antonio

Legislation Details (With Text)

File #: 18-4358

Type: Zoning Case

In control: City Council A Session

On agenda: 8/2/2018

Title: ZONING CASE # Z2018202 (Council District 4): Ordinance amending the Zoning District Boundary from "C-1 AHOD" Light Commercial Airport Hazard Overlay District to "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District on Lot 1, Block 6, NCB 9855, located at 403 Carmel Avenue. Staff recommends Denial. Zoning Commission recommends Approval.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Location Map, 2. Zoning Minutes, 3. Draft Ordinance, 4. Ordinance 2018-08-02-0587

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

DEPARTMENT: Development Services

DEPARTMENT HEAD: Michael Shannon

COUNCIL DISTRICTS IMPACTED: 4

SUBJECT:

Zoning Case Z2018202

SUMMARY:

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

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

BACKGROUND INFORMATION:

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

Case Manager: Marco Hinojosa, Planner

Property Owner: Jose R. & Maricela Mendoza (c/o E & O Homes, LLC)

Applicant: Jose R. & Maricela Mendoza (c/o E & O Homes, LLC)

Representative: Jose R. & Maricela Mendoza (c/o E & O Homes, LLC)

Location: 403 Carmel Avenue

Legal Description: Lot 1, Block 6, NCB 9855

Total Acreage: 0.14

Notices Mailed

Owners of Property within 200 feet: 27

Registered Neighborhood Associations within 200 feet: Quintana Community Neighborhood Association

Applicable Agencies: Lackland Air Force Base

Property Details

Property History: The subject property was zoned "B-1" Business District by Ordinance 45631, dated August 21, 1975. The property converted from "B-1" Business District to the current "C-1" Light Commercial District with the adoption of the 2001 Unified Development Code (UDC), established by Ordinance 93881, on May 3, 2001

Topography: The subject property is not located within the 100-year flood plain.

Adjacent Base Zoning and Land Uses

Direction: North

Current Base Zoning: "C-1" & "R-6"

Current Land Uses: Vacant Lot and Single-Family Residences

Direction: East

Current Base Zoning: "R-6"

Current Land Uses: Single-Family Residences

Direction: South

Current Base Zoning: "C-1" & "R-6"

Current Land Uses: Vacant Lot and Single-Family Residences

Direction: West

Current Base Zoning: "C-3" & "I-1"

Current Land Uses: Vacant Lots

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: Carmel Avenue

Existing Character: Local

Proposed Changes: None Known

Public Transit: VIA bus routes are within walking distance of the subject property.

Routes Served: 251, 515, 524, 550 and 551

Thoroughfare: SW Military Drive

Existing Character: Primary Arterial Type A

Proposed Changes: None Known

Public Transit: VIA bus routes are within walking distance of the subject property.

Routes Served: 251, 515, 524, 550 and 551

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 a single-family dwelling is 1 space per unit.

ISSUE:

None.

ALTERNATIVES:

Denial of the requested zoning change would result in the subject property retaining the present zoning district designation of “C-1”. “C-1” allows for uses such as arcade, boarding house, noncommercial athletic field, retail furniture sales, grocery store, nursery (retail - no growing plants on site permitted), retail office equipment and supply, and retail rug or carpet sales.

FISCAL IMPACT:

None.

PROXIMITY TO REGIONAL CENTER/PREMIUM TRANSIT CORRIDOR:

The property is located within Half a Mile of a Premium Transit Corridor.

RECOMMENDATION:

Staff Analysis and Recommendation: Staff recommends Denial. Zoning Commission (6-4) recommends 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 Kelly/South San Pueblo Community Plan and is currently designated as “Low Density Residential” in the future land use component of the plan. The requested “R-5” base zoning is compatible with the future land use designation. During the SA Tomorrow planning process, this area should be reviewed for compatibility with a nearby military installation.

2. Adverse Impacts on Neighboring Lands:

Staff has found evidence of likely adverse impacts on neighboring lands in relation to this zoning change request. The proposed use will diminish the appropriate buffer between the residential uses to the east and the higher intensity uses to the west.

3. Suitability as Presently Zoned:

The current “C-1” Light Commercial District is an appropriate zoning for the property and surrounding area.

4. Health, Safety and Welfare:

Staff has found indication of likely adverse effects on the public health, safety, or welfare. The subject property

falls within the 70-74 db Noise decibel zone. The Air Force Air Installation Compactible Use Zone Study (AICUZ) for Kelly Field does not recommend Residential units within the 70-74db Noise decibel Zone.

5. Public Policy:

The proposed rezoning does not appear to conflict with the goals, principles, and objectives of the Kelly/South San Pueblo Community Plan.

6. Size of Tract:

The subject property is 0.14 acres, which would adequately support a single-family development.

7. Other Factors:

The subject property is located within the Lackland Notification Area. In accordance with the signed Memorandum of Understanding between Joint Base San Antonio (JBSA) and the City of San Antonio, the Military was notified of the request and do not concur. Should the rezoning request be approved, it is encouraged that the construction include sound attenuating measures.