



# City of San Antonio

## Legislation Details (With Text)

**File #:** 19-7537

**Type:** Zoning Case

**In control:** City Council A Session

**On agenda:** 11/7/2019

**Title:** ZONING CASE Z-2019-10700184 (Council District 5): Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District on Lot 7, Lot 8, and the west 31.25 feet of Lot 9, Block 4, NCB 2575, located at 332 East Fest Street. Staff recommends Denial. Zoning Commission recommends Approval.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Location map, 2. Zoning Minutes, 3. Draft Ordinance, 4. Ordinance 2019-11-07-0942

Date	Ver.	Action By	Action	Result
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**DEPARTMENT:** Development Services

**DEPARTMENT HEAD:** Michael Shannon

**COUNCIL DISTRICTS IMPACTED:** 5

**SUBJECT:**  
Zoning Case Z-2019-10700184

**SUMMARY:**  
**Current Zoning:** "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District

**Requested Zoning:** "R-4 AHOD" Single-Family Residential Airport Hazard Overlay District

**BACKGROUND INFORMATION:**  
**Zoning Commission Hearing Date:** October 1, 2019. This case is continued from the September 17, 2019 zoning hearing.

**Case Manager:** Patricia Franco, Planner

**Property Owner:** 332 East Fest LLC

**Applicant:** 332 East Fest LLC

**Representative:** Patrick W. Christensen

**Location:** 332 East Fest Street

**Legal Description:** Lot 7, Lot 8, and the west 31.25 feet of Lot 9, Block 4, NCB 2575

**Total Acreage:** 0.4298

**Notices Mailed**

**Owners of Property within 200 feet:** 38

**Registered Neighborhood Associations within 200 feet:** Lone Star Neighborhood Association

**Applicable Agencies:** None

**Property Details**

**Property History:** The property was annexed by the City of San Antonio in 1905 and was part of the original 36 square miles of the 1936 City Limits and was originally zoned as "L" First Manufacturing District. The property converted from "L" to "I-2" Heavy Industrial District following the adoption of the 2001 Unified Development Code (UDC), established by Ordinance 93881, on May 3, 2001. Later, the properties were rezoned from "I-2" Heavy Industrial District to "R-6" Residential Single-Family District by Ordinance 2006-12-14-1441 on December 14, 2006.

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

**Adjacent Base Zoning and Land Uses**

**Direction:** North

**Current Base Zoning:** "R-6"

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

**Direction:** East

**Current Base Zoning:** "R-6"

**Current Land Uses:** Vacant Lot

**Direction:** South

**Current Base Zoning:** "R-4"

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

**Direction:** West

**Current Base Zoning:** "R-6"

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

**Overlay and Special District Information:**

"AHOD"

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:** Fest Street

**Existing Character:** Local

**Proposed Changes:** None Known

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

Routes Served: 43, 44 and 243

**Traffic Impact:** A Traffic Impact Analysis (TIA) determination cannot be determined at this time.

**Parking Information:** Minimum parking space requirements for Residential-Single Family use is 1space per resident

**ISSUE:**

The existing and appropriate zoning for the subject property is R-6 and is consistent with the surrounding established single-family residential homes. Introducing five single family homes with lots that are 50% smaller in area than the established R-6 character of the neighborhood will introduce density that is inconsistent and will adversely impact the area.

**ALTERNATIVES:**

**Current:** Denial of the requested zoning change would result in the subject property retaining the present zoning district designations of “R-6”. Low-Density Residential uses include single-family houses on individual lots. The “R-6” Residential Single-Family District allows for a minimum lot size of 6,000 square feet and a minimum lot width of 50 feet, foster family home, nursery (1-acre minimum), public and private schools.

**Proposed:** Approval of the requested zoning change would result in the subject property’s zoning district designation becoming “R-3”. Low-Density Residential uses include single-family houses on individual lots. The “R-3” Residential Single-Family District allows for a minimum lot size of 3,000 square feet and a minimum lot width of 20 feet, designed to provide options for developing dwelling units for specialized housing markets such as affordable housing, started homes, and empty nester homes.

**FISCAL IMPACT:**

None.

**Proximity to Regional Center/Premium Transit Corridor**

The property is located within the Downtown Regional Center and is located within a Metro Premium corridor buffer.

**RECOMMENDATION:**

**Staff Analysis and Recommendation:** Staff recommends Denial. Zoning Commission 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 Lone Star Community Plan and is currently designated as “Low Density Mixed Use” in the future land use component of the plan. The requested “R-4” base zoning district is consistent with the adopted land use designation.

**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 is inconsistent with the established development pattern of the surrounding area.

**3. Suitability as Presently Zoned:**

The existing “R-6” Single-Family Residential base zoning is an appropriate zoning district is appropriate for

the surrounding area. The proposed “R-4” is unsuitable to the area and introduces too much density in a predominantly “R-6” zoned neighborhood. Additionally, the proposed increase in density is midblock rather than on a corner lot or at an intersection, where density is generally located and more appropriate.

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

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

**5. Public Policy:**

The proposed rezoning does not appear to conflict with the following goals, principles, and objectives of the Lone Star Neighborhood Plan:

**Housing Affordability**

**LU-6:** Establish policies that provide for a range of housing types that are affordable to people at most income levels.

Strategy LU-6.1: Rezone to provide for a range of housing types including single family detached, townhouses, senior housing, live/work units, and apartments.

**6. Size of Tract:**

The subject property is 0.4298 acres, which would adequately support single-family residential homes.

**7. Other Factors:**

The applicant is proposing to construct four (4) single-family homes at the subject property.