



City of San Antonio

Agenda Memorandum

File Number:17-4858

Agenda Item Number: 18.

Agenda Date: 9/5/2017

In Control: Zoning Commission

DEPARTMENT: Development Services

DEPARTMENT HEAD: Michael Shannon

COUNCIL DISTRICTS IMPACTED: 5

SUBJECT:

Zoning Case Z2017222 CD

SUMMARY:

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

Requested Zoning: "R-6 CD AHOD" Residential Single-Family Airport Hazard Overlay District with Conditional Use for Two Dwelling Units

BACKGROUND INFORMATION:

Zoning Commission Hearing Date: September 5, 2017

Case Manager: Nyliah Acosta, Planner

Property Owner: Sirius Orion LLC

Applicant: Charles O'Brien

Representative: Charles O'Brien

Location: 2722 Leal Street

Legal Description: Lot 1, Block 42, NCB 3641

Total Acreage: 0.2241

Notices Mailed

Owners of Property within 200 feet: 27

Registered Neighborhood Associations within 200 feet: Prospect Hill Neighborhood Association and West End Hope in Action Neighborhood Association

Applicable Agencies: None

Property Details

Property History: The property is a part of the original 36 square miles of San Antonio and was zoned "C" Apartment District. Upon adoption of the 2001 Unified Development Code, the previous base zoning district converted to "MF-33" Multi-Family District. Later a 2003 case, Ordinance 97385, rezoned the property from "MF-33" Multi-Family District to "R-6" Residential Single-Family District.

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

Adjacent Base Zoning and Land Uses

Direction: North

Current Base Zoning: R-6, R-4

Current Land Uses: Single-Family Residences, and Vacant Lots

Direction: East

Current Base Zoning: R-6 and R-4

Current Land Uses: Single-Family Residences

Direction: South

Current Base Zoning: R-6 and R-4

Current Land Uses: Single-Family Residences, and Vacant Lot

Direction: West

Current Base Zoning: R-5

Current Land Uses: Single-Family Residences, and Vacant Lot

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: Leal Street

Existing Character: Local Road

Proposed Changes: None Known

Thoroughfare: NW 26th Street

Existing Character: Local Road

Proposed Changes: None Known

Public Transit: VIA route 79 is within walking distance from the subject property.

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: Two Family: Minimum vehicle spaces- 1 per unit. Maximum vehicle spaces- 2 per unit.

ISSUE:

None.

ALTERNATIVES:

A denial of the request will result in the subject property retaining the current base zoning district. In general, “R-6” zoning allows single-family dwellings (detached) with a minimum lot size of 6,000 square feet and a minimum lot width of 50 feet. Other allowable uses include foster family home and public/private schools.

FISCAL IMPACT:

None.

PROXIMITY TO REGIONAL CENTER/PREMIUM TRANSIT CORRIDOR:

The subject property is not within a Regional Center or within a half mile of a Premium Transit Corridor.

Staff Analysis and Recommendation: Staff recommends Approval.

Criteria for Review: According to Section 35-421, zoning amendments shall be based on the approval criteria below.

1. Consistency:

The property is not located within any adopted Neighborhood, Community, Perimeter, or Sector Plan, therefore a finding of consistency is not required.

2. Adverse Impacts on Neighboring Lands:

Staff finds no evidence of likely adverse impacts on neighboring lands in relation to this zoning change request. The property currently has a primary structure and an additional unit in the back. The applicant is requesting to change the zoning to allow for the second unit and add an additional CPS meter. This change will not alter the character of the neighborhood and is within scale of the surrounding residences.

3. Suitability as Presently Zoned:

The current “R-6” base zoning district is appropriate for the subject property’s location. The base zoning district will not change, and the duplex will offer a different housing option for the neighborhood.

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

6. Size of Tract:

The subject property totals 0.2241 acres in size, which reasonably accommodates the uses permitted in “R-6” Residential Single-Family District.

7. Other Factors:

The conditional use zoning procedure is designed to provide for a land use that is not permitted by the established zoning district, but due to individual site considerations or unique development requirements would be compatible with adjacent land uses under given conditions.

