



# City of San Antonio

## Agenda Memorandum

**File Number:**18-2980

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**Agenda Item Number:** Z-16.

**Agenda Date:** 5/17/2018

**In Control:** City Council A Session

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**DEPARTMENT:** Development Services

**DEPARTMENT HEAD:** Michael Shannon

**COUNCIL DISTRICTS IMPACTED:** 7

**SUBJECT:**

Zoning Case Z2018129 CD

**SUMMARY:**

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

**Requested Zoning:** "R-5 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for a Non-Commercial Parking Lot

**BACKGROUND INFORMATION:**

**Zoning Commission Hearing Date:** April 3, 2018

**Case Manager:** Marco Hinojosa, Planner

**Property Owner:** Centro Cristiano Internacional Church

**Applicant:** German Ballesteros

**Representative:** German Ballesteros

**Location:** 5135 Rita Lane

**Legal Description:** Lot 10 and Lot 11, Block 12, NCB 11487

**Total Acreage:** 0.071

**Notices Mailed**

**Owners of Property within 200 feet:** 27

**Registered Neighborhood Associations within 200 feet:** Culebra Park Neighborhood Association

**Applicable Agencies:** None.

### **Property Details**

**Property History:** The subject property was rezoned from “A” Temporary Residence District to “A” Single Family Residence District by Ordinance 24195, dated January 10, 1957. The property converted from “A” Single Family Residence District to the current “R-5” Residential Single-Family 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:** “R-5”

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

**Direction:** East

**Current Base Zoning:** “R-5”

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

**Direction:** South

**Current Base Zoning:** “R-5”

**Current Land Uses:** Church

**Direction:** West

**Current Base Zoning:** “R-5”

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

### **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:** Rita Lane

**Existing Character:** Local

**Proposed Changes:** None Known

**Public Transit:** VIA bus routes are within walking distance of the subject property. Routes served: 82 and 282

**Thoroughfare:** Culebra

**Existing Character:** Secondary Arterial Type A

**Proposed Changes:** None Known

**Public Transit:** VIA bus routes are within walking distance of the subject property. Routes served: 82 and 282

**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:**

There are no parking requirements for this proposed zoning.

### **ISSUE:**

None.

**ALTERNATIVES:**

Denial of the requested zoning change would result in the subject property retaining the present zoning district designation of “R-5”. The “R-5” zoning district allows for a single-family dwelling with a minimum lot size of 5,000 square feet as well as a foster family home, and a public or private school.

**FISCAL IMPACT:**

None.

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

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

**RECOMMENDATION:**

**Staff Analysis and Recommendation:** Staff and Zoning Commission (10-0) 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 West/Southwest Sector Plan and is currently designated as “General Urban Tier” in the future land use component of the plan. The requested “R-5 CD” base zoning is compatible with the future land use designation.

**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 is currently being used as a parking lot and has shown no negative impacts to the surrounding neighborhood since its existence.

**3. Suitability as Presently Zoned:**

The current “R-5” Residential Single-Family District is an appropriate zoning for the property and surrounding area. The adjacent properties carry the “R-5” base zoning districts.

**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 proposed rezoning does appear to conflict with the following goals, principles, and objectives of the West/Southwest Sector Plan.

West/Southwest Sector Plan Relevant Goals and Objectives:

- Goal LU-1: Land use pattern emphasizes compatibility and appropriateness between uses, and protects neighborhoods and businesses from incompatible land uses.
- LU-1.1: Limit encroachment of commercial uses into established low-density residential areas

**6. Size of Tract:**

The subject property is 0.3202 acres, which adequately supports a parking lot.

**7. Other Factors:**

The applicant is proposing the zoning change in order to bring the current use of the property as a parking into compliance.

