



City of San Antonio

Agenda Memorandum

File Number:18-3262

Agenda Item Number: 10.

Agenda Date: 5/15/2018

In Control: Zoning Commission

DEPARTMENT: Development Services

DEPARTMENT HEAD: Michael Shannon

COUNCIL DISTRICTS IMPACTED: 2

SUBJECT:

Zoning Case Z2018174

(Associated Plan Amendment 18053)

SUMMARY:

Current Zoning: "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District and "R-6 CD AHOD" Residential Single-Family Airport Hazard Overlay District with Conditional Use for a Duplex

Requested Zoning: "O-2" High-Rise Office Airport Hazard Overlay District

BACKGROUND INFORMATION:

Zoning Commission Hearing Date: May 15, 2018

Case Manager: Marco Hinojosa, Planner

Property Owner: Education Service Center, Region 20

Applicant: Eddy Hernandez Perez, Walsh Gallegos Trevino Russo & Kyle, P.C.

Representative: Eddy Hernandez Perez, Walsh Gallegos Trevino Russo & Kyle, P.C.

Location: 1314 Hines Avenue

Legal Description: 5.84 acres out of NCB 12831 and NCB 12836

Total Acreage: 5.84

Notices Mailed

Owners of Property within 200 feet: 43

Registered Neighborhood Associations within 200 feet: Government Hill Alliance Neighborhood Association

Applicable Agencies: Fort Sam Houston; Planning Department; Texas Department of Transportation

Property Details

Property History: The subject property was rezoned from “I-1” General Industrial District to “R-6” Residential Single-Family District and “R-6 CD” Residential Single-Family District with a Conditional Use for a Duplex by Ordinance 2008-10-16-0955, dated October 16, 2008.

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” and “R-6 CD”

Current Land Uses: Single-Family Residences and Duplexes

Direction: East

Current Base Zoning: “O-2” and “M-R”

Current Land Uses: Fort Sam Houston and Educational Institution

Direction: South

Current Base Zoning: “R-6 CD” and “C-2P S”

Current Land Uses: Duplexes and Hotel

Direction: West

Current Base Zoning: “R-6” and “R-6 CD”

Current Land Uses: Single-Family Residences and Duplexes

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: Hines Avenue

Existing Character: Local

Proposed Changes: None Known

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

Routes Served: 21

Thoroughfare: IH-35

Existing Character: Freeway

Proposed Changes: None Known

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

Routes Served: 21

Traffic Impact: A Traffic Impact Analysis (TIA) is required. The traffic generated by the proposed development does exceed the threshold requirements.

Parking Information:

There is no minimum parking requirement for a noncommercial parking lot.

ISSUE:

None.

ALTERNATIVES:

Denial of the requested zoning change would result in the subject property retaining the present zoning district designations of “R-6” and “R-6 CD”. “R-6” allows for uses such as single-family dwellings with a minimum lot size of 6,000 square feet and a minimum lot width of 50 feet, foster family home, public and private schools. “R-6 CD” allows for all the uses within its base zoning district, but also the use of a duplex.

FISCAL IMPACT:

None.

PROXIMITY TO REGIONAL CENTER/PREMIUM TRANSIT CORRIDOR:

The property is located on the border of the Fort Sam Houston Regional Center.

RECOMMENDATION:

Staff Analysis and Recommendation: Staff recommends Denial, with Alternate recommendation of “O-1.5” Mid-Rise Office District.

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 Government Hill Neighborhood Plan and is currently designated as “Low Density Residential” in the future land use component of the plan. The requested “O-2” base zoning is not compatible with the future land use designation. The applicant is requesting a Plan Amendment from “Low Density Residential” to “Public Institutional” to accommodate the proposed rezoning. Staff and Planning Commission recommend Approval of the Plan Amendment.

2. Adverse Impacts on Neighboring Lands:

Staff finds evidence of likely adverse impacts on neighboring lands in relation to this zoning change request. The request to “O-2” is not an appropriate buffer between the residential neighborhoods and surrounding higher intensity development. An alternate recommendation of “O-1.5” will establish an appropriate buffer and place a maximum height of sixty (60) feet or five (5) stories on all building developed on the property.

3. Suitability as Presently Zoned:

The current “R-6” Residential Single-Family District and “R-6 CD” Residential Single-Family District with Conditional Use for a Duplex are appropriate zonings 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.

5. Public Policy:

The proposed rezoning does appear to conflict with the following goals, principles, and objectives of the Government Hill Neighborhood Plan

Government Hill Neighborhood Plan Relevant Goals and Objectives:

- To encourage and support any revitalization and redevelopment efforts consistent with this plan.
- Improve neighborhood open spaces and community facilities and make the neighborhood pedestrian friendly.

Relevant Goals and Policies of the SA Tomorrow Comprehensive Plan may include:

- GCF P8: Continue to focus on the revitalization of neighborhoods adjacent to downtown and extend these efforts to regional centers, urban centers and transit corridors.
- GCF P14: Establish appropriate buffers and transitions (land use, form and/or landscaping) between residential neighborhoods and surrounding higher-density development.
- H P28: Explore commercial and industrial areas in the core of the city for conversion to residential or mixed-use

The requested O-2 zoning is not consistent with establishing buffers between residential neighborhoods and surrounding higher intensity development, in that it would encourage commercial/parking uses closer to existing residential areas than is currently supported and currently exists. North of Carson the requested plan amendment and rezoning would be appropriate, in that the current use is already surface parking and in that O-2 zoning in this area would accommodate the parking and office building square footage if either were more vertically oriented. This would be more consistent with the comprehensive plan than replacing land currently available and designated for housing in a residential area with surface parking.

The request to for plan amendment and rezoning north of Carson and east of Hines is generally consistent with the policies of the Comprehensive Plan. The request for rezoning south of Carson and west of Hines is not generally consistent with the policies of the Comprehensive Plan.

Rather than encroachment into the neighborhood, the applicant should consider construction of a vertically integrated parking structure and office on the tract north of Carson to fulfill the additional parking and office space needs. As a second, less preferable alternative, it is recommended that the O-2 zoning for the portion south of Carson and west of Hines be denied in favor of a less intense zoning.

6. Size of Tract:

The subject property is 5.84 acres, which would adequately support a noncommercial parking lot and a single story office building.

7. Other Factors:

The applicant is agreeable with staff's alternate recommendation and will be amending at the meeting.