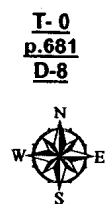
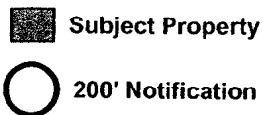
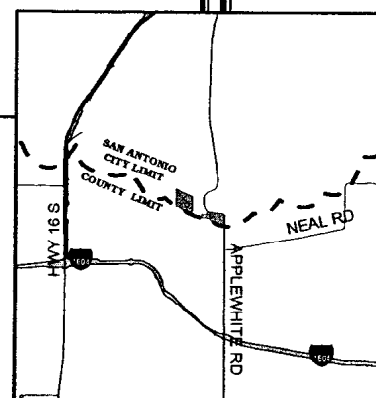


# **ZONING CASE: Z2003-173-2A**

City Council District NO. 3  
 Requested Zoning Change  
 From: "DR" To "RP"  
 Date: December 4, 2003  
 Scale: 1" = 600'



C:\NOV\_18\_2002



# CASE NO: Z2003173-2A

## Staff and Zoning Commission Recommendation - City Council

Zoning Commission continuance from September 16, 2003

**Date:** December 04, 2003

**Zoning Commission Meeting Date:** October 07, 2003

**Council District:** 3

**Ferguson Map:** 715

**Appeal:** No

**Applicant:**

City of San Antonio

**Owner:**

Ernest D. Chacon (Tract I), Nellie E. Bell (Tract II)

**Zoning Request:** From "DR" Development Reserve District to "RP" Resource Protection District

**Property Location:** 2660 West Jett, 18729 Applewhite Road

The general area of Jett Road and the intersection of South Applewhite Road

**Proposal:** To implement the goals and objectives of the Southside Initiative Community Plan

**Neighborhood Association:** None

**Neighborhood Plan:** Southside Initiative Community Plan

**TIA Statement:** A traffic impact analysis is not required.

### Staff Recommendation:

Approval. The proposed zoning is consistent with the land use component in the Southside Initiative Community Plan. The proposed zoning districts enable a variety of community development patterns reflecting and preserving the rural character and culture of the southside community including preserving sensitive areas and promoting public safety. Tract I is approximately a one hundred eighty-two (182) acre tract of land located at 2600 W. Jett Road. The property owner has cattle on the property. The landowner is in opposition of "RP" Resource Protection District, however he has no alternative proposal but may be willing to entertain an "FR" Farm and Ranch District. Tract II is approximately a one hundred nineteen (119) acre tract of land located at 18729 Applewhite Road. The landowner is in opposition but has no alternative proposal.

### Zoning Commission Recommendation:

Approval

### VOTE

**FOR** 9

**AGAINST** 0

**ABSTAIN** 0

**RECUSAL** 0

**CASE MANAGER :** Richard Ramirez 207-5018

**Z2003173-2A**

**ZONING CASE NO. Z2003173** – September 16, 2003

Applicant: City of San Antonio

Zoning Request: "DR" Development Reserve; "R-4", "R-5", "R-6" Residential Single Family District; "MF-25" and "MF-33" Multi Family District, "MH" Manufactured Home; "PUD" Planned Unit Development; "NP-10" Neighborhood Preservation; "C-2" Light Commercial District; "C-3" General Commercial District; "C-2NA" Commercial Nonalcoholic Sales District; "C-3NA" Commercial Nonalcoholic Sales District; "C-3R" General District Restrictive Alcohol Sales District; "I-1" General Industrial District and "I-2" Heavy Industrial District to "UD" Urban Development District, "RD" Rural Development District, "FR" Farm and Ranch District, "MI-1" Mixed Light Industry District, "MHP" Manufactured Housing Park, "R-4" Residential Single Family District.

Bill Telford, Special Project Coordinator, stated zoning by state statute must be consistent with a City's adopted master Plan. Therefore the zoning considered for the Southside Initiative area must be consistent with the Southside Initiative Land Use Plan. He stated city staff and stakeholders, in the community forums, formulated the goals and objectives for a Community Master Plan. He further stated the new zoning districts provide for more parks and open space; more restrictive sign standards; higher landscaping standards, and requires design criteria for some structures. Subdivisions with existing development and/or approved Preliminary Overall Area Development Plan (POADP) or Master Development Plans (MDP) are not being rezoned to ensure that development within the project may proceed as presently approved. Recently approved zoning cases for properties within the Southside Initiative Plan boundary within the past six months shall retain their current zoning.

**OPPOSE**

James Langford, 14420-3 Old Somerset Road, stated he is in opposition of this proposed plan. He does not support the increase in urban development. He expressed concerns with the present high volume of traffic in the area and feels this would only add to the existing problem.

JanRuzza, 3076 Wright Carpenter Road, stated she is in support of the recommendations made by the Planning Department. She did express concerns with a traffic impact analysis not being required.

Tom Wood, 11373 Southton Road, stated he owns 50 acres within this area and is concerned with this would affect his property.

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Ken Brown, 111 Soledad, representing several property owners, stated he would like having several properties removed from this proposed plan. He would like tract 14, Philips tract. This tract is approximately 80 acres. It is currently in the Farm and Ranch District. He further stated staff has agreed to bring it back and a Rural District. The next tract is 15. It is approximately 180 acres owned by Hugo Gutierrez. This case has been postponed until October 7, 2003. The following tract is the Blue Wing Club, which is currently a Hunting Club. He stated it is currently under the Farm and Ranch District and would like to remain Farm and Ranch. Tract 13 is approximately 500 acres, which is owned by John Schaffer. It currently has 500 single-family lots. Harry Hausman owns the next tract, which is approximately 50 acres. It is currently platted for single-family use. It is currently in the Farm and Ranch District and requested that it be pulled and brought back and Rural or Urban District. The Marshall tract which is 30 acres, it is Farm and Ranch District. He is requested this be considered as Urban District. Tract 12, Arciniega tract is approximately 200 acres and is Rural District. He stated they have a master plan that calls for a higher density to seek an Urban District. Tract 8, it currently has Farm and Ranch District. They are requesting Mixed Light Industry District. Tract 7 is Hunter's Pond and would like to be considered under Urban District. Tract 2 is Ballard One Tract and would like to remain "C-3". Tract 5 Ballard Two Tract is approximately 440 acres and is requesting base district consideration.

John Cooke, 2503 Old Gate, stated he would like his property to remain its "C-3" zoning designation.

Andy Guerrero, 3134 Ranker, representing Jesus M. Vasquez, stated he is requesting his property be excluded from the proposed rezoning.

Gabe Zapata, stated is requesting their support in excluding Mr. Vasquez property from the proposed rezoning plan.

Elvin Rolson, 1370 Patten Way, stated is requesting a continuation. He stated they are in the process of redevelopment 400 acres for residential use.

Cuauhtemoc Valencia, 10011 Moursund Blvd., stated he would like his 20 acres tract of land maintain its industrial use. He currently operates a Flea Market.

Wayne Hensley, 10703 Moursund Blvd., stated he would like to maintain his current "C-3" zoning designation. He currently operates a tavern.

Tom Flores, 12915 Jones Maltsberger, representing Mr. Jones, stated they are requesting their property be excluded from the proposed rezoning plan.

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Mamie Gilleland, 16800 Hwy. 281 S. stated she has owned this property since 1970. She stated it is approximately 20 acres and is requesting to maintain its manufacturing home zoning designation.

Edgar Dodson, 2432 S. W. Loop 410, stated has owned 3 parcel of property for 35 years. He stated his operates a house moving business. He further stated he is requesting his property be excluded from the proposed rezoning plan.

Alice Morrison, stated her property is currently zoned commercial. She is requested a Urban Development District zoning designation.

Maria Foley, 11245 Applewhite, stated her property is approximately 32 acres and is currently use as a mobile home park. She stated her only concern is would this proposed rezoning plan have a negative impact on their property.

Jackie Mitchell, Watson Road, stated her property is currently zoned Farm and Ranch District and would like to request it be considered for Rural District.

R. Burrell Day, 5531 Wayes Road, stated he operates a ranch and would like to request a continuance of his property to maintain its existing use.

Staff stated there were 2,600 notices mailed out to the surrounding property owners, 29 returned in opposition and 33 returned in favor.

Everyone present, for and against having been heard and the results of the written notices having been received, the Chairman declared the public hearing closed.

### **COMMISSION ACTION**

The motion was made by Commissioner Dutmer and seconded by Commissioner Avila to recommend approval of the requested rezoning, except the continue to October 7, 2003, those property owners of which requested a continuance at the public hearing, and to postpone those properties requested postponement by the City of San Antonio.

1. An area generally bound by Loop 410 to the north, Interstate Highway 37 to the east, the San Antonio city limits to the south (1350 feet south of the centerline of the Medina River) and Interstate Highway 35 to the west.
2. There were 2, 600 notices mailed, 29 returned in opposition and 23 in favor.
3. Staff recommends approval.

**AYES: Martinez, Grau, Cardenas-Gamez, Kissling, Dutmer, Dixon, McAden, Avila, Morell, Peel**

**NAYS: None**

**Z2003173-2A**

**THE MOTION CARRIED**

**ZONING CASE NO. Z2003173-2** – October 7, 2003

Applicant: City of San Antonio

Zoning Request: "DR" Development Reserve District to "RP" Resource Protection District.

City staff represented this case.

**OPPOSE**

Eldon Rolson, 1370 Pantheon Way, stated he owns 397 acres on the north side of Neal Road. He stated they are currently in the process of working with Denton Development and is requesting a 60-day continuance to refine the land use plan and continue to work with City staff.

Jack Finger, 339 W. Woodlawn, Ave., stated he feels the developer has not been cooperative and feels action should be taken. He further stated he would like to change his opposition to being in favor. He stated he is for an increase of lot sizes.

Everyone present, for and against having been heard and the results of the written notices having been received, the Chairman declared the public hearing closed.

**COMMISSION ACTION**

The motion was made by Commissioner Dutmer and seconded by Commissioner Avila to recommend a continuance on Tract 3 until November 4, 2003.

1. Property is located along Jett Road and the intersection of South Applewhite Road and East Neal Road.
2. Staff recommends approval.

**AYES:** Martinez, Cardenas-Gamez, Kissling, Dutmer, Dixon, Sherrill, Avila, Peel

**NAYS:** None

**ABSTAIN:** McAden

**THE MOTION CARRIED.**

**A SEPARATE VOTE WAS TAKEN ON TRACTS 1 AND 2 OF ZONING CASE Z2003173-2**

**Z2003173-2A**

**COMMISSION ACTION**

The motion was made by Commissioner Dutmer and seconded by Commissioner Avila to recommend approval of Tracts 1 and 2.

1. Property is located along Jett Road and the intersection of South Applewhite Road and east Neal Road.
2. Staff recommends approval.

**AYES: Martinez, Cardenas-Gamez, Kissling, Dutmer, Dixon, Sherrill, McAden, Avila, Peel**

**NAYS: None**

**THE MOTION CARRIED.**

**RESULTS OF NOTICE FOR COUNCIL HEARING**

To be provided at Council hearing.