



ZONING CASE: Z2003-090

City Council District NO. 8
 Requested Zoning Change
 From: "R-6" To "C-2" and "C-3R"
 Date: March 25, 2004
 Scale: 1" = 350'

Subject Property
 200' Notification

I-16
 p.548
 E-4



C: MAY 20, 2003



CASE NO: Z2003090

Staff and Zoning Commission Recommendation - City Council

Zoning Commission continuance from May 20, 2003, June 3, 2003 and June 15, 2003
City Council continuance from August 14, 2003, September 11, 2003 December 04, 2003, January 22,

Date: March 25, 2004

Zoning Commission Meeting Date: July 15, 2003

Council District: 8

Ferguson Map: 548 E-4

Appeal: No

Applicant: Owner

Brown, P.C.

Judith N. Morton; Contact: Sam Parnes

Zoning Request: From "R-6" Residential Single-Family District to "C-2" Commercial District (22.44 acres) and "C-3R" General Commercial District, Restrictive Alcoholic Sales (3.47 acres)

25.91 acres of land out of Block 2, NCB 14864

Property Location: North of Huebner Road., south of Prue Road and west of the proposed New Prue Road

Between Huebner Road and Prue Road, having 429.17 feet on Huebner Road and 738.48 feet on Prue Road.

Proposal: So that the owner may market the individual parcels for all uses included under each requested zoning classification.

Neighborhood Association: Oakland Estates Neighborhood Association

Neighborhood Plan: Oakland Estates Neighborhood Plan

TIA Statement: A traffic impact analysis is not required.

Staff Recommendation:

Approval of the requested "C-3R" General Commercial District, Restrictive Alcoholic Sales (3.47 acres). Denial of the requested "C-2" Commercial District (22.44 acres) and Approval of "C-2 NA" Commercial Non-Alcoholic Sales District (22.44 acres). The land use goals outlined in the Oakland Estates Neighborhood Plan indicate a desire to retain the existing zoning. The Oakland Estates Neighborhood Plan, however, does support commercial zoning along Huebner Road.

Zoning Commission Recommendation

Approval

VOTE

FOR 9

AGAINST 0

ABSTAIN 0

RECUSAL 0

CASE MANAGER : Pedro G. Vega 207-7980

Z2003090

ZONING CASE NO. Z2003090 – May 20, 2003

Applicant: Earl & Brown, P. C.

Zoning Request: "R-6" Residential Single Family District to "C-2" Commercial District (22.44 acres) and "C-3R" Commercial District Restrictive Alcoholic Sales (3.47 acres).

Ken Brown, 111 Soledad, representing the owner, stated he is in agreement with the neighborhood association in requesting an "NA" designation on the subject property. He stated they are requesting this change in zoning so that the owner may market the individual parcels for all uses included under each requested zoning classification.

OPPOSE

Ross Laughead, stated he is concerned with the road dedication and drainage issues. He stated he would like to discuss this case further with Mr. Brown to reach an agreement.

Staff stated there were 30 notices mailed out to the surrounding property owners, 0 returned in opposition and 16 returned in favor and Oakland Estates and Northwest Coalition Neighborhood Association is in opposition.

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 Morell and seconded by Commissioner McAden to recommend a continuance until June 3, 2003.

1. Property is located on 25.91 acres of land out of Block 2, NCB 14864 at north of Huebner Road, south of Prue Road and west of the proposed New Prue Road.
2. There were 30 notices mailed, 0 returned in opposition and 16 in favor.
3. Staff recommends approval.

AYES: Martinez, Grau, Cardenas-Gamez, Kissling, McGowan, Hophan, Sherrill, McAden, Avila, Morell, Mehringer

NAYS: None

THE MOTION CARRIED.

Z2003090

Zoning Request: "R-6" Residential Single Family District to "C-2" Commercial District (22.44 acres) and "C-3R" Commercial District, Restrictive Alcoholic Sales (3.47 acres).

Ken Brown, 111 Soledad, representing the owner, stated he would like to request a continuance until July 15, 2003.

Staff stated there were 30 notices mailed out to the surrounding property owners, 0 returned in opposition and 16 returned in favor and Oakland Estates Neighborhood Association and the Northwest Interstate Coalition of Neighbors are in opposition.

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 Morell and seconded by Commissioner Grau to recommend a continuance until July 15, 2003.

1. Property is located on 25.91 acres of land out of Block 2, NCB 14864 at North of Huebner Road, south of Prue Road and west of the proposed New Prue Road.
2. There were 30 notices mailed, 0 returned in opposition and 16 in favor.
3. Staff recommends approval.

AYES: Martinez, Grau, Cardenas-Gamez, Kissling, Hophan, Sherrill, Avila, Morell, Mehringer

NAYS: None

ABSTAIN: McAden

THE MOTION CARRIED.

ZONING CASE NO. Z2003090 – July 15, 2003

Applicant: Earl & Brown, P. C.

Zoning Request: "R-6" Residential Single Family District to "C-2" Commercial District (22.44 acres) and "C-3R" Commercial District, Restrictive Alcoholic Sales (3.47 acres).

Ken Brown, 111 Soledad, representing the owner, stated this property is adjacent to the previous case. This property is a "C-2" with "C-2" uses all around the subject property. He stated their intent is to market the individual parcels for all uses included under each requested zoning classifications.

Z2003090

FAVOR

Ross Laughead, stated he is in support of this request. He further stated he has been working with Mr. Brown on this case and an agreement has been reached.

Staff stated there were 30 notices mailed out to the surrounding property owners, 0 returned in opposition and 6 returned in favor and 16 and Oakland Estates Neighborhood Association and Northwest Interstate Coalition is in opposition.

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 Morell and seconded by Commissioner McAden to recommend approval.

1. Property is located on 25.91 acres of land out of Block 2, NCB 14864 at North of Huebner Road, south of Prue Road and west of the proposed New Prue Road.
2. There were 30 notices mailed, 0 returned in opposition and 6 in favor.
3. Staff recommends approval.

AYES: Martinez, Grau, Cardenas-Gamez, Kissling, Sherrill, McAden, Avila, Morell, Mehringer

NAYS: None

THE MOTION CARRIED.

RESULTS OF COUNCIL HEARING August 14, 2003

City Council granted a continuance on this case until September 11, 2003

RESULTS OF COUNCIL HEARING September 11, 2003

City Council granted a continuance on this case until December 4, 2003

RESULTS OF COUNCIL HEARING December 4, 2003

City Council granted a continuance until January 22, 2004

RESULTS OF COUNCIL HEARING January 22, 2004

City Council granted a continuance until February 26, 2004

Z2003090

RESULTS OF COUNCIL HEARING March 11, 2004

City Council granted a continuance until March 25, 2004

RESULTS OF NOTICE FOR COUNCIL HEARING

To be provided at Council hearing.