

AN ORDINANCE 2013-06-20-0482

AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SAN ANTONIO BY AMENDING CHAPTER 35, UNIFIED DEVELOPMENT CODE, SECTION 35-304, OF THE CITY CODE OF SAN ANTONIO, TEXAS BY CHANGING THE ZONING DISTRICT BOUNDARY OF CERTAIN PROPERTY.

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WHEREAS, a public hearing was held after notice and publication regarding this amendment to the Official Zoning Map at which time parties in interest and citizens were given an opportunity to be heard; and

WHEREAS, the Zoning Commission has submitted a final report to the City Council regarding this amendment to the Official Zoning Map of the City of San Antonio; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Chapter 35, Unified Development Code, Section 35-304, Official Zoning Map, of the City Code of San Antonio, Texas is amended by changing the zoning district boundary of 1.07 acres out of Lot 32, NCB 7899 from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-6 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for a Non-Commercial Parking Lot on 0.59 of an acre, and "C-2NA AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District on 0.48 of an acre.

SECTION 2. A description of the property is attached as **Attachment "A"** and made a part hereof and incorporated herein for all purposes.

SECTION 3. The City Council finds as follows:

- A. The conditional use will not be contrary to the public interest.
- B. The conditional use will not substantially nor permanently injure the appropriate use of adjacent conforming property in the same district.
- C. The conditional use will be in harmony with the spirit and purpose for conditional uses as set forth in Section 35-422, Conditional Zoning, of the Unified Development Code.
- D. The conditional use will not substantially weaken the general purposes of the regulations as set forth in Section 35-422, Conditional Zoning, of the Unified Development Code.
- E. The conditional use will not affect adversely the public health, safety and welfare.

SECTION 4. The City Council approves this Conditional Use so long as the attached site plan is adhered to. A site plan is attached as **Attachment "B"** and made a part hereof and incorporated herein for all purposes.

SECTION 5. All other provisions of Chapter 35 except those expressly amended by this ordinance shall remain in full force and effect including the penalties for violations as made and provided for in Section 35 -491.

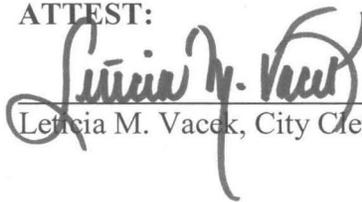
SECTION 6. The Director of Development Services shall change the zoning records and maps in accordance with this ordinance and the same shall be available and open to the public for inspection.

SECTION 7. This ordinance shall become effective June 30, 2013.

PASSED AND APPROVED this 20th day of June 2013.

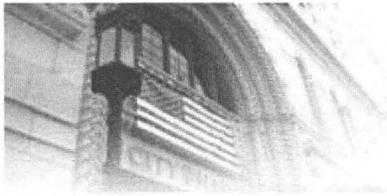

M A Y O R
Julián Castro

ATTEST:

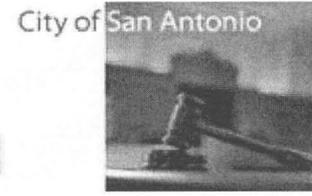

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:


Michael D. Bernard, City Attorney



Request for
**COUNCIL
ACTION**



Agenda Voting Results - Z-5

Name:	51, Z-2, Z-5, Z-6, Z-7, Z-8, Z-9, P-3, Z-10, Z-12						
Date:	06/20/2013						
Time:	02:44:52 PM						
Vote Type:	Motion to Approve						
Description:	ZONING CASE # Z2013117 CD (District 5): An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-6 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for a Noncommercial Parking Lot on 0.59 of an acre, and "C-2NA AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District on 0.48 of an acre on 1.07 acres out of Lot 32, NCB 7899 located on a portion of 733 Pleasanton Road. Staff and Zoning Commission recommend approval and waiver of conditions listed in Section 35-422 of the Unified Development Code.						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor	x					
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2		x				x
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x			x	
Shirley Gonzales	District 5		x				
Ray Lopez	District 6	x					
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				

Barrera Land Surveying
7715 Mainland Drive, Suite 114
San Antonio, Texas 78250
(210) 444-9023 - Office
barreralandsurveying.david@gmail.com

2013117 CD

STATE OF TEXAS

COUNTY OF BEXAR

LEGAL DESCRIPTION

For 0.59 Acre Tract
(R-6CD)

Field notes describing a 0.59 acre tract of land being out and part of Lot 32, New City Block 7899 of the Hawlowetz Subdivision as recorded in the Deed and Plat Records Volume 9635, Page 208 of Bexar County, Texas. Said 0.59 acre tract, being more particularly described as follows:

COMMENCING: At a found 1/2" steel rod along the west Right-of-Way of Pleasanton Road also being the southeast corner of Lot 32, New City Block 7899 of the Hawlowetz Subdivision as recorded in the Deed and Plat Records, Volume 9635, Page 208 of Bexar County, Texas;

THENCE: S 89°39'50" W, for a distance of 300 feet to a set 1/2" steel rod, for the **POINT OF BEGINNING**;

BEGINNING: At a set 1/2" steel rod along the south property line Lot 32, New City Block 7899 of the Hawlowetz Subdivision as recorded in the Deed and Plat Records, Volume 9635, Page 208 of Bexar County, Texas;

THENCE: S 89°39'50" W, for a distance of 183.50 feet to a found 1/2" steel rod, for the southwest corner of this herein described tract;

THENCE: N 00°19'00" W, for a distance of 140.29 feet to a found 1/2" steel rod, for the northwest corner of this herein described tract;

THENCE: N 89°39'50" E, for a distance of 183.50 feet to a found 1/2" steel rod, for the northeast corner of this herein described tract;

THENCE: S 00°19'11" E, for a distance of 140.29 feet to the **POINT OF BEGINNING**.

Containing 0.59 acres (25,744 sq.ft.) of land, Survey prepared this date.

Date: 0617-2013


David Barrera, R.P.L.S. No. 5286



ATTACHMENT A

Barrera Land Surveying
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Z2013117 CD

STATE OF TEXAS

COUNTY OF BEXAR

LEGAL DESCRIPTION

For 0.48 Acre Tract
(C-2NA)

Field notes describing a 0.48 acre tract of land being out and part of Lot 32, New City Block 7899 of the Hawlowetz Subdivision as recorded in the Deed and Plat Records Volume 9635, Page 208 of Bexar County, Texas. Said 0.48 acre tract, being more particularly described as follows:

COMMENCING: At a found 1/2" steel rod along the west Right-of-Way of Pleasanton Road also being the northeast corner of Lot 32, New City Block 7899 of the Hawlowetz Subdivision as recorded in the Deed and Plat Records, Volume 9635, Page 208 of Bexar County, Texas;

THENCE: S 89°39'50" W, for a distance of 130 feet to a set 1/2" steel rod, for the **POINT OF BEGINNING;**

BEGINNING: At a set 1/2" steel rod along the north property line Lot 32, New City Block 7899 of the Hawlowetz Subdivision as recorded in the Deed and Plat Records, Volume 9635, Page 208 of Bexar County, Texas;

THENCE: S 00°19'11" E, for a distance of 95.04 feet to a point, for a corner of this herein described tract;

THENCE: S 89°41'48" W, for a distance of 70.00 feet to point, for a corner of this herein described tract;

THENCE: S 00°19'11" E, for a distance of 45.33 feet to point, for a corner of this herein described tract;

THENCE: S 89°39'50" W, for a distance of 100.00 feet to point, for a corner of this herein described tract;

THENCE: N 00°19'11" W, for a distance of 140.29 feet to point, for a corner of this herein described tract;

THENCE: N 89°39'05" E, for a distance of 170.00 feet to the **POINT OF BEGINNING.**

Containing 0.48 acres (20,681E (C sq.ft.) of land, Survey prepared this date.

Date: 06-17-2013


David Barrera, R.P.L.S. No. 5286



