

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, SEPTEMBER 25, 1997.

*** * * ***

97-40 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following items(s):

Presentation of the incorporation of design enhancements for Capital Improvement Projects of the City of San Antonio - case-by-case basis determination directed by City Council.

"B" Session adjourned at 12:05 P.M.

The Council members present were: Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster and Peak. **ABSENT:** None.

— — —

97-40 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Howard W. Peak, with the following members present: Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster and Peak. **ABSENT:** None.

— — —

97-40 Invocation - Rev. Herman Price, Jr., St. John's Missionary Baptist Church.

— — —

97-40 Pledge of Allegiance to the flag of the United States.

— — —

CEREMONIAL ITEMS

MACEDONIAN MAYORS

Mayor Peak noted that the City of San Antonio has been hosting an official visit from a delegation from Macedonia. These distinguished visitors have been provided with the opportunity to visit with various City departments and to receive presentations from the departmental directors regarding the functions and responsibilities of each department. He asked Ms. Elizabeth Costello, International Affairs Department Director, to make the introductions.

Ms. Costello spoke to details of the group's visit to San Antonio and to their future plans.

Mayor Peak then read the text of the Alcalde proclamation and presented one to each of the three visitors present.

A representative of the group thanked the U.S. government for sponsoring this visit to the United States to study local governments in this nation, and thanked the Mayor and City Council for the Alcalde presentations.

* * * *

GLOBAL NETWORK OF CHRISTIAN MINISTRIES FALL RETREAT

Mayor Peak stated that the Global Network of Christian Ministries Annual Fall Retreat is being held in San Antonio this week, and he introduced Rev. David Hagen, Vice Chairman. He then read a formal proclamation designating the event, and presented it to Rev. Hagen.

Rev. Hagen thanked the Mayor and City Council for the proclamation, and noted that people from throughout the nation are converging on San Antonio for this event.

* * * *

SAN ANTONIO MISSIONS

Mayor Peak presented a Certificate of Congratulations to the San Antonio Missions baseball club recognizing them as the Texas League champions for 1997, and he introduced Mr. Burl Yarborough, General Manager.

Mr. Yarborough thanked the Mayor and City Council for this honor and recognition, noting that it has been 33 years since the San Antonio team last won a Texas League title. He spoke to the team's winning record during the season and in the playoffs, and introduced other team officials and team members present in the audience today. He then displayed the championship trophy won by the Missions, noting that the team was first formed in 1888, and has won five Texas League titles since then.

* * * *

RETIREMENT OF CITY ATTORNEY LLOYD GARZA

Mayor Peak stated that, after 10 years of dedicated service to the City of San Antonio, Mr. Lloyd Garza was leaving City employ as City Attorney. He then read a Resolution of Appreciation and presented it to Mr. Garza.

Mr. Garza thanked the Mayor and City Council for this expression of appreciation, and reminisced about his 10 years as City Attorney, the City's change, and its growth during that time.

Mayor Peak and City Council members individually congratulated Mr. Garza for his accomplishments and addressed their own remembrances of working with him over that time.

Mr. Alexander E. Briseño, City Manager, spoke to the depth of the outgoing City Attorney's hard work for the City, and his community contributions.

* * * *

97-40 It was the consensus of City Council members present to undertake consideration of Agenda Item 51 at this time.

The Clerk read the following Resolution:

A RESOLUTION
97-40-34

APPROVING AND RECOGNIZING THE WESTFORT ALLIANCE
NEIGHBORHOOD PLAN.

* * * *

Mr. Salas made a motion to approve the proposed Resolution. Ms. Guerrero seconded the motion.

Mr. Emil Moncivais, Director of Planning, spoke to the background history of the Westfort Alliance Neighborhood Plan in narration of a video presentation, a copy of which is made a part of the papers of this meeting. He noted that City staff recommended approval of the plan.

The following citizen(s) appeared to speak:

Ms. Carolyn Peterson, representing the neighborhood alliance, narrated a brief video presentation on the plan itself, noting that this area once was part of the Mahncke Park neighborhood when its own plan was approved in 1983. She then addressed plans for neighborhood improvements.

Mr. Jack Peterson, also representing the neighborhood alliance, spoke briefly to a history of the neighborhood and its planning, and spoke against combining neighborhoods and their association simply for convenience, noting that each individual neighborhood has its own unique problems.

Mr. Salas congratulated the neighborhood alliance and its plan.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Prado, Menendez, Garza, Marbut, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Guerrero, Vásquez, Bannwolf.

Mayor Peak then presented a copy of the Resolution to representatives of the alliance.

CONSENT AGENDA

Mr. Vásquez made a motion to approve Agenda Items 10 through 43f, constituting the Consent Agenda, with items 11, 12, 14, 25, 26, 27, 28, and 32 having been pulled for individual consideration, and Item 29 having earlier been removed from consideration by the City Manager. Mr. Webster seconded the motion.

After consideration, the motion carrying with it the passage of the following Ordinances, prevailed by the following vote: **AYES:** Salas, Prado, Vásquez, Menendez, Garza, Marbut, Webster, Peak. **NAYS:** None; **ABSENT:** Flores, Guerrero, Bannwolf.

AN ORDINANCE 86661

ACCEPTING THE LOW, QUALIFIED BID OF DOUGLAS W. KING COMPANY, GOLD STAR SEED COMPANY AND SEED RESEARCH OF OREGON TO PROVIDE THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH GRASS SEED FOR THE WINTER OVERSEEDING PROGRAM AT THE MUNICIPAL GOLF COURSES AND GOLF DRIVING RANGES, FOR A TOTAL OF \$206,766.85.

* * * *

AN ORDINANCE 86662

AUTHORIZING AN ADDITIONAL AMOUNT OF \$40,000.00 PAYABLE TO THE DABNEY GROUP, INC. FOR ENGINEERING SERVICES IN CONNECTION WITH THE MAYFIELD-SOMERSET TO LAREDO HWY. COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 86663

AMENDING THE CONTRACT WITH ROSIN-COOK, INC. BY AUTHORIZING ADDITIONAL FUNDS IN THE AMOUNT OF \$16,833.70 IN CONNECTION WITH THE GENERAL MCMULLEN DRIVE - ROSELAWN TO COMMERCE STREET PROJECT, LOCATED IN COUNCIL DISTRICTS 5 & 6; AUTHORIZING \$3,596.70 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 86664

AUTHORIZING A ONE (1) YEAR LICENSE AGREEMENT WITH THE RIVER ART GROUP, INC. FOR THE 1997 RIVER ART SHOW IN LA VILLITA AND ON A PORTION OF THE SAN ANTONIO RIVER WALK.

* * * *

AN ORDINANCE 86665

AUTHORIZING THE EXECUTION OF A TWENTY-FOUR (24) MONTH LEASE AND SERVICES AGREEMENT WITH ALLIANCE BUSINESS CENTERS FOR OFFICE SPACE FOR THE CONVENTION & VISITORS BUREAU WASHINGTON SALES OFFICE AT 1215 17TH STREET, WASHINGTON, D.C. FOR A TOTAL FIXED MONTHLY RENTAL OF \$1,225.00 FROM OCTOBER 1, 1997 THRU SEPTEMBER 30, 1998 AND \$1,290.00 FROM OCTOBER 1, 1998 THRU SEPTEMBER 30, 1999, INCLUDING FEES FOR FURNITURE RENTAL, TELEPHONE CHARGES, AND FAX/MODEM LINE CHARGES IN EACH MONTHLY AMOUNT, AND WITH AN OPTION TO RENEW AND EXTEND THE LEASE AGREEMENT FOR AN ADDITIONAL TWELVE (12) MONTHS.

* * * *

AN ORDINANCE 86666

AUTHORIZING THE EXECUTION OF A MONTH TO MONTH LEASE AGREEMENT WITH 99TH STREET, INC. TERMINATING NO LATER THAN FEBRUARY 29, 2004 FOR LEASE OF 72,004 SQUARE FEET OF GROUND AREA AND THE BUILDING SITUATED THEREUPON FOR A TOTAL ANNUAL RENTAL OF \$17,846.87 AT STINSON MUNICIPAL AIRPORT.

* * * *

AN ORDINANCE 86667

AUTHORIZING THE EXECUTION OF A MONTH TO MONTH LEASE AGREEMENT WITH MESA AIRLINES, INC. TERMINATING NO LATER THAN SEPTEMBER 30, 2001, FOR A TOTAL OF 1,055 SQUARE FEET OF BUILDING

97-40
September 25, 1997
lmr

SPACE IN TERMINAL 2 AT SAN ANTONIO INTERNATIONAL AIRPORT FOR USE BY THE TENANT FOR THE PROVISION OF SCHEDULED AIR SERVICE, AND FOR A TOTAL ANNUAL RENT OF \$56,343.10.

* * * *

AN ORDINANCE 86668

AUTHORIZING AN AGREEMENT WHICH AMENDS A LEASE WITH FEDERAL EXPRESS CORPORATION AT THE SAN ANTONIO INTERNATIONAL AIRPORT BY ADDING 4,579 SQUARE FEET OF UNFINISHED BUILDING SPACE AND 6,959 SQUARE FEET OF APRON SPACE TO PREMISES LEASED AT THE AIR CARGO FACILITY EAST BUILDING AT AN ADDITIONAL RENTAL OF \$32,880.45 PER YEAR.

* * * *

AN ORDINANCE 86669

SELECTING ECKMANN, GROLL, RUNYAN & WATERS, INC. TO PROVIDE REAL ESTATE APPRAISAL SERVICES IN CONNECTION WITH THE ACME ROAD - OLD HIGHWAY 90 TO W. COMMERCE STREET METROPOLITAN PLANNING ORGANIZATION PROJECT LOCATED IN COUNCIL DISTRICT 6; AUTHORIZING THE EXECUTION OF A CONTRACT FOR AN AMOUNT NOT TO EXCEED \$3,000.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 86670

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$165,000.00 OUT OF CAPITAL IMPROVEMENT RESERVE FUNDS PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO FOR FEE SIMPLE TITLE TO ONE PARCEL IN CONNECTION WITH THE WEST AVENUE INTERSECTION METROPOLITAN PLANNING ORGANIZATION PROJECT LOCATED IN COUNCIL DISTRICT 9; AND PROVIDING FOR PAYMENT.

* * * *

97-40
September 25, 1997
lmr

AN ORDINANCE 86671

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$54,541.00 FOR FEE SIMPLE TITLE AND A TEMPORARY EASEMENT IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80; ACQUIRING FEE SIMPLE TITLE TO ONE PARCEL IN CONNECTION WITH THE TEZEL ROAD AT TIMBER PATH METROPOLITAN PLANNING ORGANIZATION PROJECT; ACQUIRING FEE SIMPLE TITLE AND A PERMANENT EASEMENT IN CONNECTION WITH THE CALLAGHAN ROAD - OLD HIGHWAY 90 TO COMMERCE METROPOLITAN PLANNING ORGANIZATION PROJECT; ACCEPTING DEDICATION OF FEE SIMPLE TITLE AND A TEMPORARY EASEMENT IN CONNECTION WITH THE WURZBACH PARKWAY PROJECT; AND ACCEPTING A PERMANENT PEDESTRIAN SIDEWALK EASEMENT DEDICATION FOR THE AMERICAN GI FORUM HOUSING DEVELOPMENT.

* * * *

AN ORDINANCE 86672

APPROVING THE EXECUTION OF AMENDMENTS TO THE OPERATING AGENCY GRANT FUND CONTRACTS WITH CENTRO DEL BARRIO AND THE BEXAR COUNTY HOSPITAL DISTRICT D/B/A UNIVERSITY HEALTH SYSTEM TO REALLOCATE \$7,922.00 OF UNUSED FUNDS TO SAID SUB-CONTRACTORS IN CONNECTION WITH THE RYAN WHITE TITLE I PROJECT; REVISING THE PROJECT BUDGET ORIGINALLY PASSED AND APPROVED BY ORDINANCE NO. 85697 ON MARCH 6, 1997; AND AUTHORIZING PAYMENTS TO THE SUB-CONTRACTORS.

* * * *

AN ORDINANCE 86673

ACCEPTING THE PROPOSALS OF SECURITY SERVICE CREDIT UNION ("SECURITY") AND BANK ONE TEXAS, N.A. ("BANK ONE") AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AGREEMENTS PURSUANT THERETO FOR AUTOMATED TELLER MACHINE CONCESSIONS AT SAN ANTONIO INTERNATIONAL AIRPORT FOR THREE YEAR TERMS AND PROVIDING FOR AN ANNUAL PAYMENT TO THE CITY OF THE GREATER OF FIFTY-ONE PERCENT (51% BY SECURITY), AND FIFTY

97-40

September 25, 1997

lmr

PERCENT (50% BY BANK ONE) OF REVENUES RECEIVED FROM AIRPORT OPERATIONS OR A MINIMUM ANNUAL GUARANTEE OF \$20,400.00.

* * * *

AN ORDINANCE 86674

AMENDING THE TRAFFIC CONTROL DEVICES SCHEDULES ESTABLISHED BY CHAPTER 19 (TRAFFIC REGULATIONS), ARTICLE III (TRAFFIC CONTROL DEVICES), SECTION 19-68(B) TO INCLUDE CERTAIN ADDITIONS TO THE OFFICIAL TRAFFIC-CONTROL DEVICE SCHEDULE FOR "STOP" SIGNS, "YIELD RIGHT-OF-WAY" SIGNS, AND "PROHIBITED PARKING AT ALL TIMES" SIGNS; AUTHORIZING THE PERMANENT INSTALLATION OF SAID DEVICES; DECLARING THEM AS OFFICIAL TRAFFIC CONTROL DEVICES OF THE CITY OF SAN ANTONIO; AND DECLARING VIOLATIONS OF THESE TRAFFIC REGULATIONS, EXCEPT THE CIVIL PARKING VIOLATIONS, TO BE MISDEMEANOR CRIMES PUNISHABLE BY A FINE OF NOT MORE THAN \$200.00, AND DECLARING VIOLATIONS OF THE CIVIL PARKING VIOLATIONS TO BE SUBJECT TO THE ENFORCEMENT PROVISIONS OF CITY CODE SECTION 19-225 (ADMINISTRATIVE ADJUDICATION OF STOPPING, STANDING, AND PARKING VIOLATIONS).

* * * *

AN ORDINANCE 86675

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO COMPROMISE AND SETTLE CAUSE NO. 96-CI-06925 IN THE 166TH JUDICIAL DISTRICT COURT, STYLED PATRICK AND LAURA CLEARY V. CITY OF SAN ANTONIO AND DAVID VILLANUEVA, FOR AN AMOUNT NOT TO EXCEED \$150,000.00.

* * * *

97-40
September 25, 1997
lmr

AN ORDINANCE 86676

AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE TEXAS COMMISSION ON THE ARTS IN THE AMOUNT OF \$10,000.00 TO SUPPORT ACTIVITIES RELATED TO THE 1997 GRANTMAKERS IN THE ARTS CONFERENCE IN SAN ANTONIO, NOVEMBER 2-5, 1997; AND AUTHORIZING THE APPROPRIATION AND PAYMENT OF SAID AMOUNT TO GRANTMAKERS IN THE ARTS.

* * * *

AN ORDINANCE 86677

AUTHORIZING THE TEMPORARY CLOSURE OF CROCKETT STREET BETWEEN NAVARRO AND PRESA STREETS FROM 6:00 A.M., SATURDAY, OCTOBER 25, 1997 UNTIL 11:00 P.M, SUNDAY, OCTOBER 26, 1997 FOR THE 3RD ANNUAL TEXAS BREWERS FESTIVAL; THIS CLOSURE IS LOCATED IN COUNCIL DISTRICT 1.

* * * *

AN ORDINANCE 86678

AUTHORIZING THE TEMPORARY CLOSURE OF GUADALUPE STREET BETWEEN BRAZOS AND SAN JACINTO STREETS FROM 8:00 A.M. UNTIL 8:00 P.M., SATURDAY, OCTOBER 25, 1997 FOR THE OCTOBER FEST '97, AS REQUESTED BY THE SAN ANTONIO APARTMENT ASSOCIATION.

* * * *

AN ORDINANCE 86679

AUTHORIZING THE TEMPORARY CLOSURE OF CLOWER STREET BETWEEN BRAD STREET AND THE ACCESS ROAD TO INTERSTATE HIGHWAY-10 SOUTH FROM 6:00 A.M. UNTIL 12:00 MIDNIGHT, SUNDAY OCTOBER 5, 1997 FOR THE ST. MARY MAGDALEN CHURCH FESTIVAL.

* * * *

AN ORDINANCE 86680

APPROVING A RUN/WALK PERMIT IN CONNECTION WITH THE HOLY FAMILY CHURCH MARCH OF FAITH WALK AND AUTHORIZING THE TEMPORARY CLOSURE OF ONE LANE OF THE FOLLOWING STREETS FROM 7:45 A.M. UNTIL 9:00 A.M., SATURDAY, OCTOBER 25, 1997 FOR SAID EVENT: FROM 152 FLORENCIA STREET TO AURORA STREET, AURORA STREET FROM FLORENCIA TO BENRUS, BENRUS FROM AURORA TO STAINS, STAINS FROM BENRUS TO GRIGGS, GRIGGS FROM STAINS TO FIG, FIG FROM GRIGGS TO BOQUE, BOQUE FROM FIG TO GROFF, GROFF FROM BOQUE TO FLORENCIA, FLORENCIA, ENDING IN THE HOLY FAMILY CHURCH PARKING LOT (152 FLORENCIA).

* * * *

AN ORDINANCE 86681

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF ONE LANE OF ALAMO PLAZA, COMMERCE STREET, AND MAIN STREET FROM 7:00 P.M. UNTIL 8:00 P.M., WEDNESDAY, OCTOBER 15, 1997 IN CONNECTION WITH THE AIDS PROCESSION OF HOPE, SPONSORED BY THE HISPANIC AIDS COMMITTEE.

* * * *

AN ORDINANCE 86682

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF BRACKENRIDGE FROM THE JOSKES PAVILION (IN

97-40
September 25, 1997
lmr

BRACKENRIDGE PARK), TO WILDERNESS, WILDERNESS FROM BRACKENRIDGE TO TULETA, TULETA FROM WILDERNESS TO BRACKENRIDGE BEGINNING AT 6:30 A.M. UNTIL 9:00 A.M., SUNDAY, OCTOBER 19, 1997 IN CONNECTION WITH THE AIDS COALITION 5K RELAY, SPONSORED BY THE RUN AWAY STORE.

* * * *

AN ORDINANCE 86683

APPROVING A RUN/WALK PERMIT IN CONNECTION WITH THE HABITAT FOR HUMANITY 5K RUN AND AUTHORIZING THE TEMPORARY CLOSURE OF ONE LANE OF THE FOLLOWING STREETS FROM 7:00 A.M. UNTIL 10:00 A.M., SATURDAY, NOVEMBER 29, 1997 FOR SAID EVENT: NUEVA STREET FROM LA VILLITA TO SAINT MARY'S, SAINT MARY'S FROM NUEVA TO MADISON, MADISON FROM SAINT MARY'S TO GUENTHER, GUENTHER FROM MAIN TO WEST RIVERWALK RAMP, WEST BANK OF RIVERWALK FROM RAMP TO NUEVA STREET BRIDGE, NUEVA STREET BRIDGE FROM NUEVA STREET TO EAST BANK STAIRWAY, STAIRWAY FROM NUEVA STREET BRIDGE TO EAST BANK OF RIVERWALK, EAST BANK OF RIVERWALK FROM STAIRWAY TO WASHINGTON STREET STAIRWAY, WASHINGTON STREET STAIRWAY FROM RIVERWALK TO WASHINGTON STREET, WASHINGTON STREET FROM STAIRWAY TO PANCOAST, PANCOAST FROM WASHINGTON TO DURANGO, DURANGO FROM PANCOAST TO SAINT MARY'S, SAINT MARY'S FROM DURANGO TO NUEVA, NUEVA FROM SAINT MARY'S TO PRESA, ENDING BETWEEN PRESA AND ALAMO ON THE NORTH SIDE OF NUEVA.

* * * *

AN ORDINANCE 86684

APPROVING A RUN/WALK PERMIT IN CONNECTION WITH THE SAN ANTONIO AIDS FOUNDATION AWARENESS WALK AND AUTHORIZING THE TEMPORARY CLOSURE OF ONE LANE OF THE FOLLOWING STREETS FROM 12:30 P.M. UNTIL 3:00 P.M., SUNDAY, NOVEMBER 2, 1997, FOR SAID EVENT: COMMERCE FROM SAN SABA TO SANTA ROSA, SANTA ROSA FROM COMMERCE TO DURANGO, DURANGO FORM SANTA ROSA TO PANCOAST, PANCOAST FORM DURANGO TO WASHINGTON, WASHINGTON FORM

97-40

September 25, 1997

lmr

PANCOAST TO ARSENAL, ARSENAL FROM WASHINGTON TO MAIN, MAIN FROM ARSENAL TO GUENTHER, GUENTHER FROM MAIN TO KING WILLIAM, KING WILLIAM FROM GUENTHER TO WASHINGTON, WASHINGTON FROM KING WILLIAM TO PANCOAST, PANCOAST FROM WASHINGTON TO DURANGO, WESTBOUND LANE OF DURANGO FROM PANCOAST TO SANTA ROSA, NORTHBOUND LANE OF SANTA ROSA FROM DURANGO TO COMMERCE, COMMERCE TO DISBAND AT MARKET SQUARE.

* * * *

AN ORDINANCE 86685

APPOINTING DR. PATTI MANESS (DISTRICT 3) TO THE ANIMAL CONTROL ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON APRIL 3, 1998.

* * * *

AN ORDINANCE 86686

REAPPOINTING RICHARD D. ROLL (DISTRICT 10) TO THE BOARD OF APPEALS FOR A TERM OF OFFICE TO EXPIRE ON JULY 31, 1999.

* * * *

AN ORDINANCE 86687

APPOINTING LESTER J. HASH (DISTRICT 10) TO THE MECHANICAL BOARD OF APPEALS FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 1999.

* * * *

AN ORDINANCE 86688

APPOINTING JAMES FENIMORE (DISTRICT 3) TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY FOR A TERM OF OFFICE TO EXPIRE ON MAY 9, 2000.

* * * *

97-40
September 25, 1997
lmr

AN ORDINANCE 86689

APPOINTING DON R. COUNTS (DISTRICT 10) TO THE SAN ANTONIO PUBLIC LIBRARY BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 30, 1999.

* * * *

AN ORDINANCE 86690

APPOINTING JOHN ANDERSON (DISTRICT 6) TO THE ZONING COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON JUNE 30, 1999.

* * * *

— — — — —
97-40 The Clerk read the following Ordinance:

AN ORDINANCE 86691

ACCEPTING THE LOW BID OF WHEELED COACH INDUSTRIES, INC. TO PROVIDE THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH TWENTY (20) AMBULANCES FOR A TOTAL OF \$1,460,371.00.

* * * *

Mr. Prado made a motion to approve the proposed Ordinance. Mr. Salas seconded the motion.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, noted that these vehicles only replace older ones, and are not additions to the fleet. He spoke to the need for additional Emergency Medical Service vehicles, and spoke against requiring Emergency Medical Technicians to be firefighters, first. He also stated his belief that the EMS system should be separate and apart from the Fire Department, and spoke to the need to acquire more EMTs and EMS vehicles.

* * * *

97-40
September 25, 1997
lmr

In response to a question by Mr. Salas, Fire Chief Robert Ojeda spoke to the rationale for acquiring these EMS vehicle replacements, citing advanced age and mileage of the old vehicles being replaced. He stated that the EMS system currently has some 47 vehicles in its fleet.

Ms. Janie Cantu, Director of Purchasing & General Services, noted that the older units are being traded in for new ones, while they still have a good resale value.

In response to a question by Mr. Prado, Chief Ojeda spoke to where the newer vehicles will be assigned, on a rotation basis.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Guerrero.

— — —
97-40 The Clerk read the following Ordinance:

AN ORDINANCE 86692

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR THE 1997-98 FISCAL YEAR FOR A TOTAL OF APPROXIMATELY \$1,355,000.00. (COPIES OF BID PACKETS ARE AVAILABLE FOR REVIEW IN THE PURCHASING DEPARTMENT AND A LIST OF SUCCESSFUL BIDDERS ARE AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE)

* * * *

Mr. Flores made a motion to approve the proposed Ordinance. Mr. Salas seconded the motion.

Ms. Janie Cantu, Director of Purchasing & General Services, explained the 16 contracts involved.

97-40
September 25, 1997
lmr

Mr. Jim Britton, representing Britton's Bicycle Shop, stated that he is the current contractor, and that the Police Department allegedly recommended changing contractors because of complaints. He stated his belief that he still is the lowest bidder, and he spoke to the handling of complaints from the Police Department about services. He spoke to the 'learning curve' involved.

Deputy Police Chief Manuel Longoria spoke to the complaints from the Police Department on the services performed, including a 10-day turnaround time on those services. He stated that some of the repairs were unacceptable. He further stated that the department within the next six months will have its own bicycle mechanic on staff, and will not need this contract.

In response to questions from Mayor Peak and Mr. Webster, Ms. Cantu addressed specifics of the bid.

Mr. Webster spoke in support for the staff recommendation.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Guerrero.

— — —
97-40 City Council at this time interrupted its consideration of Consent Agenda items pulled for individual consideration, in order to hear scheduled zoning cases.

ZONING HEARINGS

3A. CASE #Z95008 - The request of Olmos Congregation of Jehovah's Witnesses (owner), to rezone and reclassify Lot 8, NCB 11924, 139 Hiler from "R-1" Single Family Residence District to "O-1" Office District. The property is located on the east side of Blanco Road, 200 feet south west of the intersection of Blanco Road and Lariat Drive, having 345.54 feet on Blanco Road and a depth of 577.70 feet. Staff's recommendation was for denial.

The Zoning Commission has recommended denial of this request.

Mr. Gus Cuellar, Land Development Services, noted that nine affirmative votes of City Council will be required for approval of this rezoning case.

97-40
September 25, 1997
lmr

Mr. Bannwolf made a motion to accept the recommendation of the Zoning Commission and to deny this requested rezoning. Mr. Salas seconded the motion.

After consideration, the motion to deny this zoning case prevailed by the following vote: **AYES:** Flores, Salas, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Guerrero, Webster.

Zoning Cased Z97008 was denied.

— — —

3B. CASE # Z97092- The request of Tierra Oil Company (owners), to rezone and reclassify the north 50 feet of P-17C, NCB 18398 and “B-2” ERZD Business Edwards Recharge Zone District on P-17 and P-17C, save and except the north 50 feet, NCB 18398, 17220 Blanco Road from Temporary “R-1” ERZD Edwards Recharge Zone District to “O-1” ERZD Office Edwards Recharge Zone District. The property is located on the east side of Blanco Road, 200 feet south west of the intersection of Blanco Road and Lariat Drive, having 345.54 feet on Blanco Road and a depth of 577.70 feet. Staff’s recommendation was for approval.

The Zoning Commission has recommended approval of this request.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

Mr. Bannwolf made a motion to deny the recommendation of the Zoning Commission, and to grant “O-1” Office District zoning on the entire tract, except for the footprint of the structure itself, which shall retain its “B-2” non-conforming rights. Mr. Flores seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

AN ORDINANCE 86693

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS P-17 AND P-17C, NCB 18398, 17220 BLANCO ROAD FROM TEMPORARY “R-1” ERZD SINGLE

FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "O-1" ERZD
OFFICE EDWARDS RECHARGE ZONE DISTRICT.

* * * *

— — —
3C. CASE #Z97184 CC- The request of R. O'Neal Gray (owner: Royal Oaks Veterinary Corp.), to rezone and reclassify over 2.5 acres on P-13B and P-13C, NCB 15825, 13141 I.H. 10 Expressway from "B-3" ERZD Business Edwards Recharge Zone District and "B-3" ERZD (UC-1) Business Edwards Recharge Zone Urban Corridor-1 District to "B-3" ERZD CC Business Edwards Recharge Zone District with special City Council approval for a mini-warehouse facility and "B-3" ERZD (UC-1) CC Business Edwards Recharge Zone Urban Corridor-1 District with special City Council approval for a mini-warehouse facility. Staff's recommendation was for approval.

The Zoning Commission has recommended approval of this request.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

Mr. Marbut first made a motion to approve the requested rezoning, which was seconded by Ms. Guerrero, but the maker and seconder later withdrew the motion following discussion that the proponent in this rezoning case had submitted a letter, asking for a postponement of the case.

After discussion, Mr. Marbut made a motion to postpone this rezoning case indefinitely. Mr. Salas seconded the motion.

After consideration, the motion to postpone prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Peak. **NAYS:** None. **ABSENT:** Bannwolf, Webster.

Zoning Case Z97184 CC was postponed indefinitely.

— — —
3D. CASE #Z97175- The request of Allen B. Polunsky (owners: John H. Chavana, Ralph R. Gray & James M. Walker), to rezone and reclassify Lots 7, 8, 9, 10 and the east 56.69 feet of Lot 6, NCB 16072, 5300 Block of Casa Bella Street from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District and Temporary "R-1" UC-1 Single Family Residence Urban Corridor District to "B-2" ERZD Business Edwards Recharge Zone District and "B-2" UC-1 Business Urban Corridor

District. The property is located on the north side of Casa Bella Street, 177.79 feet east of the intersection of Casa Bella Street and I.H. 10 Expressway, having 450.04 feet on Casa Bella Street and a depth of 378.15 feet. Staff's recommendation was for approval.

The Zoning Commission has recommended approval of this request.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

The following citizen(s) appeared to speak:

Mr. Jody Sherrill, 8503 Knights Knoll, spoke in favor of the rezoning request, but asked to see firm plans for the use of the property.

* * * *

Mr. Marbut made a motion to approve the proposed zoning Ordinance. Mr. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Peak; **NAYS:** None; **ABSENT:** Bannwolf, Webster.

AN ORDINANCE 86694

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 7, 8, 9, 10 AND THE EAST 56.69 FEET OF LOT 6, NCB 16072, 5300 BLOCK OF CASA BELLA STREET FROM TEMPORARY "R-1" ERZD SINGLE FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT AND TEMPORARY "R-1" UC-1 SINGLE FAMILY RESIDENCE URBAN CORRIDOR DISTRICT TO "B-2" ERZD BUSINESS EDWARDS RECHARGE ZONE DISTRICT AND "B-2" UC-1 BUSINESS URBAN CORRIDOR DISTRICT.

* * * *

— — —
97-40
September 25, 1997
lmr

3E. CASE #Z97155- The request of A.A. Clark (owner), to rezone and reclassify 1.810 acre out of NCB 18307, Tezel Road and Old Tezel Road from Temporary "R-1" Single Family Residence District to "B-2" Business District. The property is located on the west side of Quail Sun, having 50 feet on Quail Sun and a depth of 146.58 feet. Staff's recommendation was for approval.

The Zoning Commission has recommended approval of this request.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

Mr. Garza made a motion to continue this rezoning case to the Council meeting of October 9, 1997. Mr. Prado seconded the motion.

After consideration, the motion to continue this rezoning case prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Peak; **NAYS:** None; **ABSENT:** Flores, Bannwolf, Webster.

Zoning Case Z97155 was postponed until October 9, 1997.

— — —

3F. CASE #97169CC.: The request of Jennifer Michelle Dhaemers (owner), to rezone and reclassify Lot 21, Block 8, NCB 18878, 8523 Quail Sun from "R-5" Single Family Residence District to "R-5" CC Single Family Residence District with special City Council approval for a group day care center. The property is located on the west side of Quail Sun, having 50 feet on Quail Sun and a depth of 146.58 feet. Staff's recommendation was for denial.

The Zoning Commission has recommended approval of this request.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

Mr. Garza made a motion to approve the proposed zoning Ordinance. Mr. Prado seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Peak; **NAYS:** None; **ABSENT:** Flores, Bannwolf, Webster.

AN ORDINANCE 86695

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 21, BLOCK 8, NCB 18878, 8523 QUAIL SUN FROM "R-5" SINGLE FAMILY RESIDENCE DISTRICT TO "R-5" CC SINGLE FAMILY RESIDENCE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A GROUP DAY CARE CENTER.

* * * *

3G. CASE #Z97183- The request of Regent Asset Management Co. (owner: Virginia L. Murchison), to rezone and reclassify 2.89 acre and 4.02 acres out of NCB 15008, Tezel Road and Silent Sunrise from "B-2" Business District and "B-2NA" Non-Alcoholic Sales Business District to "R-1" Single Family Residence District. The property is located Staff's recommendation was for approval.

The Zoning Commission has recommended approval of this request.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

Mr. Garza made a motion to approve the proposed zoning Ordinance. Mr. Salas seconded the motion.

The following citizen(s) appeared to speak:

Mr. Jody Sherrill, representing the Northwest Neighborhood Association, noted this his organization has worked with the developer on this matter, and he spoke in favor.

* * * *

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

AN ORDINANCE 86696

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 2.89 ACRE AND 4.02 ACRES OUT OF NCB 15008, TEZEL ROAD AND SILENT SUNRISE FROM "B-2" BUSINESS DISTRICT AND "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT TO "R-1" SINGLE FAMILY RESIDENCE DISTRICT.

* * * *

— — —
(At this point, Mayor Peak was obliged to leave the meeting. Mayor Pro Tem Garza presided.)

— — —
3H. CASE # Z97174- The request of Rafael De Leon (owner), to rezone and reclassify Lot 5, Block 30, NCB 18080, 8047-8075 Culebra Road from "B-2" Business District to "B-3" Business District. Staff's recommendation was for denial.

The Zoning Commission has recommended denial of this request.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

Mr. Ron Ross, attorney representing the applicant, spoke to a preponderance of business zonings in this area, including those who sell alcoholic beverages. He then spoke to a background history of the property concerned.

(At this point, Mayor Peak returned to the meeting to preside.)

Ms. Ursula Schlaeger, property manager of the Huntington Apartments, spoke in opposition to the requested rezoning, noting that most of her apartments nearby are leased to families.

Mr. Ross, in rebuttal, stated that tavern operations have been located on this site for four years already, without complaints.

97-40
September 25, 1997
lmr

After discussion, Mr. Menendez made a motion to disapprove the recommendation of the Zoning Commission, and to grant a B-2 SUP Business District zoning only on the actual footprint of the structure involved, with the intent of insuring that the usage will not expand on this property. Mr. Salas seconded the motion.

Mr. Ross stated his belief that this is a fair compromise.

Mr. Raymond Lozano, Land Development Services, stated that to rezone only the actual footprint of the structure itself would involve only 0.058 acres out of Lot 5, Block 30, NCB 18080.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

AN ORDINANCE 86697

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 0.058 ACRES (2530.05 SQUARE FEET) OUT OF LOT 5 BLOCK 30, NCB 18080, 8047-8075 CULEBRA ROAD FROM "B-2" BUSINESS DISTRICT TO "B-2" SUP BUSINESS DISTRICT FOR A LOUNGE.

* * * *

3I. CASE # Z97176- The request of San Antonio Housing Development Corporation (owner: Geraldo, Roberto, Consuelo and Roberto L. Chapa), to rezone and reclassify Lot 7, Block 6, NCB 8134, 1021 S. San Eduardo Avenue from "B-3NA" Non-Alcoholic Sales Business District and "B-3R" Restrictive Business to "R-3" Multiple Family Residence District. Property is located on the west side of San Eduardo Avenue, 137.95 feet north of the intersection of Castroville road and San Eduardo Avenue, having 152.07 feet on San Eduardo Avenue and a depth of 362.54 feet. Staff's recommendation was for approval.

The Zoning Commission has recommended approval of this request.

Mr. Menendez offered a motion to continue this rezoning case until the Council meeting of October 9, 1997. Ms. Guerrero seconded the motion.

The following citizen(s) appeared to speak:

At this time, Mr. Jose Castoreno, representing San Antonio Housing Authority, came forward, apologizing for having been absent from two previous Zoning Commission hearings on this case, and explained that this request was for a senior citizen apartment complex, the third such complex in San Antonio under SAHA.

Ms. Mary Paccione, representing Communities Organized For Public Service (COPS) spoke in support for granting this rezoning in order to have new housing for the elderly.

Mr. Menendez spoke to his concern with opposition to the rezoning registered from the neighborhood, and asked COPS representatives to meet with these opponents to explain plans for the senior citizen apartments.

At this time, both maker and seconder of the pending motion agreed to withdraw their motion and second.

Mr. Menendez then made a motion to approve the recommendation of the Zoning Commission. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Webster.

AN ORDINANCE 86698

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 7, BLOCK 6, NCB 8134, 1021 S. SAN EDUARDO AVENUE FROM "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT AND "B-3R" RESTRICTIVE BUSINESS TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT.

* * * *

3J. CASE # Z97188- The City of San Antonio has under consideration of rezoning and reclassifying Lots 40, 41 and 42, Block 2, NCB 3992, 1307 Colima Street from "R-7" Small Lot Home Residence District to "B-1" Business District. The property is located on the south side of Colima Street, being 61.2 feet west of the intersection of San Jacinto and Colima Street, having 91.62 feet on Colima Street and a depth of 74.5 feet. Staff's recommendation was for denial.

The Zoning Commission has recommended approval of this request.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

Mr. Vásquez made a motion to approve the proposed zoning Ordinance. Mr. Salas seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Menendez, Webster.

AN ORDINANCE 86699

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 40, 41 AND 42, BLOCK 2, NCB 3992, 1307 COLIMA STREET FROM "R-7" SMALL LOT HOME RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT.

* * * *

3K. CASE # Z97152- The request of Ray Perusquia (owner), to rezone and reclassify Lot 14, Block 5, NCB 10871, Glasglow Drive from "B" Residence District to "R-4" Manufactured Home Residence District. The property is located northwest of the intersection of Glasglow Drive and Blyth Avenue, having 89.7 feet on Glasglow Drive and 106.48 feet on Blyth Avenue. Staff's recommendation was for approval.

The Zoning Commission has recommended approval of this request.

Ms. Guerrero asked the applicants in this rezoning case to meet with representatives of the neighborhood, expressing her desire to see "R-1" Single Family Residence usage on this property.

Ms. Guerrero than made a motion to reject the recommendation of the Zoning Commission, and to deny the requested rezoning. Mr. Salas seconded the motion.

After consideration, the motion to deny the rezoning request prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Vásquez, Menendez, Webster.

Zoning Case Z97152 was denied.

— — —

3L. CASE # Z97178- The request of Adolfo V. Mendoza and Yolanda Guerra (owner: Rodolfo Astorga), to rezone and reclassify Lots 32 and 33, Block 13, NCB 10895, 223 and 225 San Juan Road from "B" Residence District to "R-4" Manufactured Home Residence District. The property is located on the north side of San Juan Road, 550 feet east of the intersection of San Juan Road and Ganllant Street, having 100 feet on San Juan Road and a depth of 150 feet. Staff's recommendation was for approval.

The Zoning Commission has recommended approval of this request.

Ms. Guerrero made a motion to continue this rezoning case to the Council meeting of October 9, 1997. Mr. Salas seconded the motion.

After consideration, the motion to continue this rezoning case to the October 9, 1997 meeting prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Vásquez, Menendez, Webster.

Zoning Case Z97178 was continued to October 9, 1997.

— — —

3M. CASE # Z97182- The request of Peter Fratt c/o Ugly Ducking Corporation (owners), to rezone and reclassify 2.006 acres out of Lot 8, NCB 10614, 4535 E. Houston Street from "F" Local Retail District to "B-3R" Restrictive Business District. The property is located northeast of the intersection of South W.W. White Road and E. Houston Street, having 277.70 feet on South W.W. White Road and 217.55 feet on E.

Houston Street. Staff's recommendation was for denial of the "B-3" and approval of the "B-3NA".

The Zoning Commission has recommended approval of the "B-3R".

Mr. Salas made a motion to continue this rezoning case to be Council meeting of October 23, 1997. Mr. Prado seconded the motion.

After consideration, the motion to continue this rezoning case to the October 23, 1997 Council meeting prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Vásquez, Menendez.

Zoning Case Z97182 was continued to October 23, 1997.

— — —

3N. CASE # Z97191- The request of Denny and Lynden Kosub (owner), to rezone and reclassify Lots 5 and 6, Block 1, NCB 10768, 2329 S.W.W. White Road from "A" Single Family Residence District to "B-1" Business District. The property is located on the southwest corner of S. W.W. White Road and Retta Drive, having 204.8 feet on S. W.W. White Road and 207.8 feet on Retta Drive. Staff's recommendation was for denial of the "B-1" and approval of the "O-1".

The Zoning Commission has recommended approval of "O-1" Office District.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

Mr. Salas made a motion to approve the proposed zoning Ordinance. Mr. Flores seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Vásquez, Menendez, Garza, Webster.

AN ORDINANCE 86700

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 5 AND 6,

97-40
September 25, 1997
lmr

BLOCK 1, NCB 10768, 2329 S.W.W. WHITE ROAD FROM "A" SINGLE FAMILY RESIDENCE DISTRICT TO "B-1" BUSINESS DISTRICT.

* * * *

3-O. CASE # Z97177- The request of Ronald Travis (owner), to rezone and reclassify the north 89 feet of Lot 1, and the north 89 feet of the west 25.68 feet of Lot 2, NCB 2242, 2824 W. Martin from "GG" Local Retail District to "B-3NA" Non-Alcoholic Sales Business District. The property is located southeast of the intersection of W. Martin Street and N. Calaveras Street having 77.04 feet on W. Martin Street and 88. 1 feet on N. Calaveras Street. Staff's recommendation was for denial.

The Zoning Commission has recommended approval of this request.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

Mr. Ronald Travis, owner of the property in question, provided a brief background history of the property, noting that it was constructed for auto repair work years ago.

Mr. Flores made a motion to approve the proposed zoning Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

AN ORDINANCE 86701

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS THE NORTH 89 FEET OF LOT 1, AND THE NORTH 89 FEET OF THE WEST 25.68 FEET OF LOT 2, NCB 2242, 2824 W. MARTIN FROM "GG" LOCAL RETAIL DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT.

* * * *

3P. CASE # Z97185- The request of Lino and Sylvia Tejada (owner), to rezone and reclassify Lots 31 through 36, Block 6, NCB 6541, 727-731 W. Hildebrand Avenue from "B-3R" Restrictive Business District to "B-3" Business District. The property is located 100 feet east of the intersection of W. Hildebrand Avenue and Againer avenue, having 150 feet on W. Hildebrand and a depth of 112.5 feet. Staff's recommendation was for denial.

The Zoning Commission has recommended denial of this request.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

The following citizen(s) appeared to speak:

Ms. Sylvia Tejada, owner of the property, stated her belief that the neighborhood supports her rezoning request, and submitted several letters of support.

* * * *

Mr. Flores made a motion to approve the proposed zoning Ordinance. Mr. Prado seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

AN ORDINANCE 86702

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 31 THROUGH 36, BLOCK 6, NCB 6541, 727-731 W. HILDEBRAND AVENUE FROM "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "B-3" BUSINESS DISTRICT.

* * * *

3Q CASE. # Z97190- The request of Butter Krust Bakery, Inc. (owners), to rezone and reclassify 0.241 acre (10,500 sq. ft.) out of Lot 13, NCB 922, Aresenal and South Laredo Street from "B-3NA" Non-Alcoholic Sales Business District to "I-1" Light Industry

97-40
September 25, 1997
lmr

District. The property is located on the southeast corner of Arsenal Street and South Laredo Street, having 448.6 feet on Arsenal Street and 157.46 feet on South Laredo Street. Staff's recommendation was for approval.

The Zoning Commission has recommended approval of this request.

Mr. Flores made a motion to approve the proposed zoning Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Prado, Vásquez, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Salas, Guerrero, Menendez, Garza, Webster.

AN ORDINANCE 86703

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 0.241 ACRE (10,500 SQ. FT.) OUT OF LOT 13, NCB 922, ARESENAL AND SOUTH LAREDO STREET FROM "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT.

* * * *

— * * * —

3R. CASE #96081- Alta Vista/Beacon Hill CDBG Rezoning Project: The City of San Antonio has under consideration changing the zoning on Appeal #7 Appeal #8 Appeal #9 Appeal #10 The areas bounded by the Alta Vista/Beacon Hill CDBG Rezoning Project are bounded by San Pedro Avenue to the west I.H. 10 on the east and the north, Hildebrand to the south, and West Laurel Street to the north and the area north of N. Laredo Street.

Mr. Gus Cuellar, Land Development Services, explained that five separate appeals have been filed concerning zoning designations on five properties within the overall Alta Vista/Beacon Hill CDBG Rezoning Project, and that each appeal (Appeal #4, Appeal #7, Appeal #8, Appeal #9 and Appeal #10) would be considered individually at this time, prior to a final motion and vote on the entire Rezoning Project.

Appeal #4:

A representative of the Alta Vista Neighborhood Association (owner: David Trayen), spoke requesting a change in zoning on NCB 6425, Block 3, Lots 16, 18, 19, 20 and the east 15.7 feet of 17, the east 15 feet of Lot 15, and the west 9.3 feet of Lot 17, 403 and 411 W. Elsmere from "D" Apartment (Historic Landmark) District to "R-3" SUP Multiple Family Residence District with special use permit for a fraternity home.

The Zoning Commission has recommended approval of a "B-1".

The following citizen(s) appeared to speak:

Mr. Kris Banta, representing the property owner, David Trayen, spoke to his client's plans for an art gallery and apartments on the property.

Mr. Hector Cardena, President of Alta Vista Neighborhood Association, spoke to the need to preserve this property for residential uses such as R-1 or R-2, and read from some 10 letters in opposition to the owner's requested zoning. He also spoke to his group's concern for parking in the area, but stated that they would support an R-3 zoning, even though the proposed use of the property is not in compliance with the neighborhood's master plan.

* * * *

(At this point, Mayor Peak was obliged to leave the meeting. Mayor Pro Tem Garza presided.)

Mr. Flores made a motion to grant R-3 SUP zoning on the property in question. Mr. Prado seconded the motion.

After discussion, the motion to grant R-3 SUP zoning on the property involved with Appeal #4 was approved by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, **NAYS:** None. **ABSENT:** Salas, Webster, Peak.

Appeal #7:

Linda and Jonathan Pevey (owners), spoke for a change in zoning from "D" Apartment District to "R-2" Two Family Residence District on NCB 6434, Block 12, Lots 20, 21 and the west 20 feet of 22, 535 W. Kings Hwy.

97-40
September 25, 1997
lmr

The Zoning Commission has requested approval of "R-1".

Ms. Linda Pevey, owner of the property, asked to amend her request to R-1 SUP. A representative of the neighborhood association stated that the group has no objections to an R-1 SUP zoning on the property.

Mr. Flores made a motion to grant R-1 SUP zoning on the property in question. Mr. Prado seconded the motion.

After discussion, the motion to grant R-1 SUP zoning on the property involved with Appeal #7 was approved by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf. **NAYS:** None. **ABSENT:** Salas, Webster, Peak.

Appeal #8:

J. Stephen Smith & M.B. Smith (owners), spoke requesting a change in zoning from "D" Apartment District to "R-2A" Three and Four Family Residence District on NCB 1841, Block 29, Lot 20, 501 W. Woodlawn Avenue. Zoning Commission has recommended approval of "R-1".

A representative of the neighborhood association stated that the group has no objections to an R-2 SUP zoning with non-conforming rights.

Mr. Flores made a motion to grant R-2 SUP zoning on the property in question. Mr. Prado seconded the motion.

After discussion, the motion to grant R-2 SUP zoning on the property involved with Appeal #8 was approved by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf. **NAYS:** None. **ABSENT:** Salas, Webster, Peak.

Appeal #9:

Ron and Carla Bird (owners), requesting a change in zoning from "B" Residence District to "R-2" Two Family Residence District on NCB 3113, Block 12, Lots 15, 16, and 17, 1125 W. Lullwood.

The Zoning Commission has recommended approval of "R-1" (Council District 1).

Mr. Jerry Arredondo, representing the property owner, spoke in favor of R-2 zoning on the property.

Mr. Flores made a motion to grant R-2 zoning on the property in question. Mr. Prado seconded the motion.

After discussion, the motion to grand R-2 zoning on the property involved with Appeal #9 was approved by the following vote: AYES: Flores, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf. NAYS: None. ABSENT: Salas, Webster, Peak.

(At this point, Mayor Peak returned to the meeting to preside.)

Appeal #10:

A request of Marshall Fairbanks (owner), for a change in zoning from “J” Commercial District to “B-3” Business District on NCB 2045, Block 7, Lots 21 and 22, 114 and 108 University Avenue.

The Zoning Commission has recommended approval of “R-3”.

A representative of Land Development Services noted that the property owner now has amended his requested zoning to B-3NA Non-Alcoholic Sales Business District.

Mr. Marshall Fairbanks, the property owner, stated that the lots in question have been used for commercial purposes for years, even though the zoning has been residential. He spoke to a background history of the property and its usage, noting that its zoning is ‘grandfathered’ by non-conforming rights, but expressed his desire for a B-3-level zoning for future development.

Mr. Flores made a motion to grant B-3NA zoning on the property in question. Mr. Prado seconded the motion.

After discussion, the motion to grant B-3NA zoning on the property involved in Appeal #10 was approved by the following vote: AYES: Flores, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Peak. NAYS: None. ABSENT: Salas, Webster.

Mr. Flores then made a motion to approve the recommendation of the Zoning Commission on the Alta Vista/Beacon Hill CDBG Rezoning Project, with the exception of the zonings to be granted in conjunction with the five appeals just concluded. Mr. Prado seconded the motion.

97-40
September 25, 1997
lmr

After discussion, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Peak. **NAYS:** None. **ABSENT:** Salas, Webster.

AN ORDINANCE 86704

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS FOLLOWS: FROM: "B" RESIDENCE DISTRICT, "C" APARTMENT DISTRICT, "D" APARTMENT DISTRICT, "D" APARTMENT (HISTORIC LANDMARK) DISTRICT, "E" OFFICE DISTRICT, "F" LOCAL RETAIL DISTRICT, "H" LOCAL RETAIL DISTRICT, "H(UC)" LOCAL URBAN CORRIDOR RETAIL DISTRICT, "J" COMMERCIAL DISTRICT, "JJ" COMMERCIAL DISTRICT, "L" FIRST MANUFACTURING DISTRICT, "LL" FIRST MANUFACTURING DISTRICT, "M" SECOND MANUFACTURING DISTRICT, "MM" SECOND MANUFACTURING DISTRICT; TO: "R-1" SINGLE FAMILY RESIDENCE DISTRICT, "R-1 S.U.P." SINGLE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR DETACHED LIVING QUARTERS, "R-2" TWO FAMILY RESIDENCE DISTRICT, "R-2 S.U.P. WITH SPECIAL USE PERMIT FOR DETACHED LIVING QUARTERS, "R-2A" THREE AND FOUR FAMILY RESIDENCE DISTRICT, "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT, "R-3" MULTIPLE FAMILY (HISTORIC LANDMARK) RESIDENCE DISTRICT, "R-3SUP" MULTIPLE FAMILY RESIDENCE DISTRICT WITH SPECIAL USE PERMIT FOR A NURSING HOME, "R-3" MULTIPLE FAMILY HISTORIC LANDMARK RESIDENCE DISTRICT, "R7" SMALL LOT HOME DISTRICT, , "O-1" OFFICE DISTRICT, "B-1" BUSINESS DISTRICT, "B-2" BUSINESS DISTRICT, "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, "B-3" BUSINESS DISTRICT, "B-3(UC)" URBAN CORRIDOR BUSINESS DISTRICT, "B-3R" RESTRICTIVE BUSINESS DISTRICT, "B-3R(UC)" RESTRICTIVE URBAN CORRIDOR BUSINESS DISTRICT, "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT, "B-3 S.U.P." BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR OUTSIDE STORAGE AND WAREHOUSING, "B-3NA S.U.P." BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR A WAREHOUSE, "B-3NA S.U.P." NON-ALCOHOLIC SALES DISTRICT WITH SPECIAL USE PERMIT FOR WHOLESALE BAKERY, DISTRIBUTION, AND ACCESSORY USES, "B-3NA S.U.P." WITH SPECIAL USE PERMIT FOR THE MANUFACTURE, REPAIR, AND REFURBISHING OF AIRCRAFT PARTS, "B-3NA S.U.P." BUSINESS DISTRICT WITH SPECIAL USE

97-40

September 25, 1997

lmr

PERMIT FOR OUTSIDE STORAGE, "B-3R S.U.P." RESTRICTIVE BUSINESS DISTRICT WITH SPECIAL USE PERMIT FOR CLOCK AND BROOM MANUFACTURING, WAREHOUSING, AND OUTSIDE STORAGE, "I-1" LIGHT INDUSTRY DISTRICT, AS FOLLOWS:

"B", "C", "D", "E", "F", "H", & "J" TO "R-1"; NCB 1777 BLOCK 2 LOTS 1 THROUGH 23, & 29 THROUGH 42; NCB 1778 BLOCK 3 LOTS 1 THROUGH 17, 20, 21, 24 THROUGH 37, & 40 THROUGH 46; NCB 1779 BLOCK 4 LOTS 1 THROUGH 18, 25, 26, 29, 30, 31, 32, & 35 THROUGH 44; NCB 1780 BLOCK 8 LOTS 1 THROUGH 10, WEST 22.35 FT. OF 11, EAST 3.4 FT. OF 13, 14 THROUGH 18, & 25 THROUGH 44; NCB 1781 BLOCK 7 LOTS EAST 3 FT OF 2, 3 THROUGH 40, 43, & 44; NCB 1782 BLOCK 6 LOTS 1 THROUGH 10, 13 THROUGH 39, 42, 43, & 44; NCB 1785 BLOCK 10 LOTS 1, 2, 3, 6 THROUGH 11, 16 THROUGH 32, 35, 36, & 39 THROUGH 46; NCB 1786 BLOCK 11 LOTS 1 THROUGH 8, 11 THROUGH 16, 19 THROUGH 25, & 38 THROUGH 46; NCB 1787 BLOCK 12 LOTS ALL OF BLOCK; NCB 1788 BLOCK 16 LOTS 1 THROUGH 10, & 13 THROUGH 46; NCB 1789 BLOCK 17 LOTS ALL OF BLOCK; NCB 1790 BLOCK 18 LOTS ALL OF BLOCK; NCB 1791 BLOCK 19 LOTS ALL OF BLOCK; NCB 1792 BLOCK 20 LOTS ALL OF BLOCK EXCEPT LOTS 12, 13, 14, 23, & 24; NCB 1795 BLOCK 3 LOTS ALL OF BLOCK; NCB 1796 BLOCK 4 LOTS THE EAST 28.38 FT. OF 3, 4, 5, 6, 7, & 11 THROUGH 20; NCB 1797 BLOCK 5 LOTS ALL OF BLOCK, P-100 & P-101; NCB 1798 BLOCK 10 LOTS ALL OF BLOCK, & P-102; NCB 1799 BLOCK 9 LOTS ALL OF BLOCK EXCEPT LOT 10; NCB 1800 BLOCK 8 LOTS 1 THROUGH 7, THE NORTH 41.67 FT. OF LOTS 8, 9, & 10, ARB A22, 11 THROUGH 19; NCB 1803 BLOCK 24 LOTS ALL OF BLOCK; NCB 1804 BLOCK 23 LOTS ALL OF BLOCK EXCEPT LOTS 22, & 23; NCB 1805 BLOCK 22 LOTS 3 THROUGH 26, & 33 THROUGH 46; NCB 1806 BLOCK 21 LOTS ALL OF BLOCK; NCB 1807 BLOCK 25 LOTS ALL OF BLOCK; NCB 1808 BLOCK 26 LOTS 3 THROUGH 23, 26 THROUGH 32, & 37 THROUGH 46; NCB 1809 BLOCK 27 LOTS 1 THROUGH 20, & 24 THROUGH 46; NCB 1810 BLOCK 28 LOTS 9 THROUGH 13, EAST 12.5 FT. OF 19 THROUGH 30, & 37 THROUGH 46; NCB 1813 BLOCK 13 LOTS 1 THROUGH 8, & 11 THROUGH 20; NCB 1814 BLOCK 14 LOTS ALL OF BLOCK; NCB 1815 BLOCK 15 LOTS 1 THROUGH 8, 11 THROUGH 16; NCB 1816 BLOCK 20 LOTS 3, 7 & THE EAST 12.5 FT. OF 6, 14, 16, & 17; NCB 1817 BLOCK 19 LOTS 3 THROUGH 16, 18, & 19; NCB 1818 BLOCK 18 LOTS ALL OF BLOCK EXCEPT LOT 11; NCB 1821 BLOCK 32 LOTS 4 THROUGH 9, & 25 THROUGH 36; NCB 1822 BLOCK 31 LOTS 6 THROUGH 23, & 27 THROUGH 46; NCB 1823 BLOCK 30 LOTS 1 THROUGH 15, 18 THROUGH 40, 43 & 44; NCB 1824 BLOCK 29 LOTS ALL OF BLOCK; NCB 1825 BLOCK 33 LOTS ALL OF BLOCK; NCB 1826 BLOCK 34 LOTS ALL OF BLOCK EXCEPT LOTS 42 & 43; NCB 1827 BLOCK 35 LOTS 1 THROUGH 8, 12 THROUGH 19, 24 THROUGH 31, 35, 36, 39, 40, 45, & 46; NCB

97-40

September 25, 1997

lmr

1828 BLOCK 36 LOTS THE EAST 10 FT. OF 5 THROUGH THE WEST 15 FT. OF 10, THE EAST 15 FT. OF 15 THROUGH 24, THE EAST 15 FT. OF 39 THROUGH THE WEST 15 FT. OF 42, THE EAST 10 FT. OF 29 THROUGH THE WEST 15 FT. OF 34, & THE EAST 5 FT. OF 45, 46, 47, & 48 & 1/2 PORTIONS OF ALLEY ADJACENT TO LOTS; NCB 1829 BLOCK 21 LOTS 1 THROUGH 6, 9, 10, THE EAST 10 FT. OF 12, & 13 THROUGH 20; NCB 1830 BLOCK 22 LOTS ALL OF BLOCK; NCB 1831 BLOCK 23 LOTS 3, 5, 6, 7, & 11 THROUGH 17 & 1/2 PORTIONS OF ALLEY ADJACENT TO LOTS; NCB 1832 BLOCK 24 LOTS 1, 2, 3, 6, 7, 10, 15 THROUGH 19, & THE EAST 25 FT. OF 9, & PORTIONS OF ALLEY ADJACENT TO LOTS; NCB 1833 BLOCK 25 LOTS 1, 2, 4, 5, THE WEST 33.33 FT. OF 6, 11 & THE WEST 19 FT. OF 12, 15 & THE EAST 10 FT. OF 14, & 1/2 PORTIONS OF ALLEY ADJACENT TO LOTS; NCB 1840 BLOCK 30 LOTS 1, 2, 3, 4, 11, 12 & THE EAST 15 FT. OF 13 AR-B A12, 6 & THE WEST 25 FT. OF 7; NCB 1841 BLOCK 29 LOTS 3, THROUGH 8, 13 THROUGH 19; NCB 1842 BLOCK 28 LOTS ALL OF BLOCK EXCEPT LOTS 1, 3 THROUGH 17; NCB 1843 BLOCK 27 ALL OF BLOCK; NCB 1844 BLOCK 26 LOTS 1 THROUGH 11 & THE EAST 2 FT OF 12, 20, & THE EAST 25 FT. OF 19; NCB 1845 BLOCK 40 LOTS ALL OF BLOCK EXCEPT LOTS 25 & 26; NCB 1846 BLOCK 39 LOTS THE EAST 12.5 FT. OF 3 THROUGH 32, & 36 THROUGH 46; NCB 1847 BLOCK 38 LOTS 4 THROUGH 23, & THE EAST 12.5 FT. OF 29 THROUGH 46; NCB 1848 BLOCK 37 LOTS 6 THROUGH 13; NCB 1850 BLOCK 42 LOTS 4 THROUGH 9, 21, 22, 23, & 31 THROUGH 46; NCB 1851 BLOCK 43 LOTS 1, 2, 5, 6, 7, 8, THE EAST 10 FT. OF 15, 16 THROUGH 19, 24 THROUGH 31, 34 & THROUGH 46; NCB 1852 BLOCK 44 LOTS 6 THROUGH 42; NCB 1853 BLOCK 31 LOTS 1, 3, 4, 5, 8, 9, & 14 THROUGH 20; NCB 1854 BLOCK 32 LOTS ALL OF BLOCK EXCEPT LOT 14; NCB 1856 BLOCK 34 LOTS 3 THROUGH 10, 17,18, & 24; NCB 1857 BLOCK 35 LOTS 1, 2, 11, 12, 13, THE WEST 15 FT. OF 3, & THE WEST 20 FT. OF 14; NCB 1864 BLOCK 40 LOTS 1 THROUGH 7, 11 THROUGH 14, & 17; NCB 1865 BLOCK 39 LOTS 4 THROUGH 10, & 14 THROUGH 20; NCB 1866 BLOCK 38 LOTS 1, 2, 7, & 11 THROUGH 18; NCB 1867 BLOCK 37 LOTS 1, 8, 14, 15, & THE SOUTH 62.5 FT OF 6 & 7, ARB A7; NCB 1868 BLOCK 36 LOTS 2 THROUGH 20; NCB 1869 BLOCK 47 LOTS 5, 6, 7, 8, 12 THROUGH 20, & 29 THROUGH 48; NCB 1870 BLOCK 46 LOTS 1 THROUGH 27, & 35 THROUGH 46; NCB 1871 BLOCK 45 LOTS 6 THROUGH 17, 19 THROUGH 34, & THE EAST 12.5 FT. OF 5; NCB 1872 BLOCK 48 LOTS 3, & 4; NCB 1873 BLOCK 49 LOTS ALL OF BLOCK EXCEPT LOTS 10, 11, 12, & 13; NCB 1874 BLOCK 50 LOTS 1 THROUGH 21 & WEST 12.5 FT. OF 22; NCB 1875 BLOCK 1 LOTS 2 THROUGH 8, 11 THROUGH 16, THE SOUTH 13.4 FT. OF 4, THE WEST 50 FT OF THE SOUTH 108.35 FT. OF 9, THE NORTH 28 FT. OF 9 & 10; NCB 1876 BLOCK 3 LOTS ALL OF BLOCK EXCEPT LOTS 6, 7, & 8; NCB 1877 BLOCK 5 LOTS 4, A5, A6, A7, A8,13, A14, & A15; NCB 1878 BLOCK 7 LOTS 5, 7, 8, & 9;

97-40

September 25, 1997

lmr

NCB 1879 BLOCK 9 LOTS 9 THROUGH 13; NCB 1891 BLOCK 8 LOTS 4, 8, 13 THROUGH 16, & THE 50 FT. OF 3; NCB 1892 BLOCK 6 LOTS 5, 9, 10, 13, 14, AL, A2, A3, A4, A6, A7, A17, 8A & THE EAST 39.37 FT. OF 12; NCB 1893 BLOCK 4 LOTS 4 THROUGH 8, 12 THROUGH 14, & THE WEST 8 FT. OF 15; NCB 1894 BLOCK 2 LOTS 1, 2, THE NORTH 99.7 FT. OF LOTS 5, 6, 7, & 8 (RED K); NCB 1922 BLOCK 5 LOT THE EAST 430.55 FT. OF 3; NCB 1927 BLOCK 14 LOTS 1 THROUGH 21, & 24 THROUGH 46; NCB 1928 BLOCK 15 LOTS 1, 2, & 6 THROUGH 46; NCB 1994 BLOCK 4 LOTS 5 THROUGH 9, & 19 THROUGH 24; NCB 1995 BLOCK 7 LOTS 5 THROUGH 10; NCB 1996 BLOCK 6 ALL OF BLOCK; NCB 2020 BLOCK 9 LOTS 1, 3 THROUGH 8, & 15 THROUGH 20; NCB 2021 BLOCK 10 LOTS 5 THROUGH 14, 18 THROUGH 22, 24 & 25; NCB 2022 BLOCK 8 LOTS THE EAST 36.6 FT. OF THE NORTH 50 FT. OF 2, THE SOUTH 105.6 FT. OF 2 & LOT 3; NCB 2045 BLOCK 7 LOTS 1 THROUGH 10, 14, 16, 17, 18, & 19; NCB 2047 BLOCK 4 LOTS 1 THROUGH 9, 12, 13, 15, & 16; NCB 2048 BLOCK 5 LOTS 1 THROUGH 10, 16 THROUGH 19, 12, & THE NORTH 42 FT. OF 11; NCB 2076 BLOCK 3 LOTS 13, 14, 18, 19, 20, 21, & 24; NCB 2077 BLOCK 2 LOTS 13 THROUGH 20; NCB 2937 BLOCK 1; NCB 2937 BLOCK 2 ALL OF BLOCK EXCEPT LOTS 4, THE EAST 10 FT. OF 3, THE WEST 5 FT. OF 5 ARB; A4, THE EAST 45 FT. OF 5, THE WEST 20 FT. OF 6 OR A5 AT 714 W. SUMMIT, THE EAST 30 FT. OF 6, THE WEST 35 FT. OF 7 OR A6, 10 OR A9, 8 & THE EAST 15 FT. OF 7 OR A7, 9 OR A8, 14, & 15; NCB 2938 BLOCK 3 ALL OF BLOCK EXCEPT LOT 26; NCB 3030 BLOCK 1 LOTS 5 THROUGH 13, 16, 21, 22, 23, & THE EAST 10 FT. OF 4; NCB 3031 BLOCK 2 LOTS 3 THROUGH 9, 18 THROUGH 23, 27 THROUGH 31, 39, 40 & 41; NCB 3032 BLOCK 3 LOTS 3, 4, 9 THROUGH 17, & 22 THROUGH 29; NCB 3033 BLOCK 4 LOTS 2 THROUGH 8, 14 THROUGH 19, & THE NORTH EAST IRR. 30 FT. OF 13; NCB 3082 BLOCK LOTS 1, 7 THROUGH 18; NCB 3102 BLOCK 1 LOTS 5 THROUGH 24, & 29 THROUGH 48; NCB 3103 BLOCK 2 LOTS 1 THROUGH 32, & 35 THROUGH 40; NCB 3104 BLOCK 3 ALL OF BLOCK; NCB 3105 BLOCK 4 LOTS 5 THROUGH 16, 19 THROUGH 22, & 29 THROUGH 48; NCB 3106 BLOCK 5 ALL OF BLOCK EXCEPT LOTS 7, 8, & 9; NCB 3107 BLOCK 6 ALL OF BLOCK; NCB 3108 BLOCK 7 LOTS 5 THROUGH 14, 17 THROUGH 24, & 37 THROUGH 48; NCB 3109 BLOCK 8 ALL OF BLOCK EXCEPT LOTS 22 & 23; NCB 3110 BLOCK 9 ALL OF BLOCK EXCEPT LOTS 22, 23, 44, & 45; NCB 3111 BLOCK 10 LOTS 8 THROUGH 24; NCB 3112 BLOCK 11 LOTS 1 THROUGH 19; NCB 3113 BLOCK 12 LOTS 5, 6, 7, 8, 9, 12, 13, 14, 18, 19, 20; NCB 3165 BLOCK 1 ALL OF BLOCK; NCB 3166 BLOCK 2 LOTS 2, 3, 4, 8, 10, 13, 14, & 16 THROUGH 20; NCB 3167 BLOCK 3 LOTS ALL OF BLOCK; NCB 3168 BLOCK 4 LOTS 2, 3, 7 THROUGH 12, 17, 20, THE EAST 25 FT. OF 19, THE NORTH 100.3 FT. OF 4, & THE NORTH 115.3 FT. OF 5; NCB 3169 BLOCK 5 ALL OF BLOCK; NCB 3170 BLOCK 6 ALL OF BLOCK EXCEPT LOTS 1 & 19; NCB 3171 BLOCK 7 ALL OF

97-40

September 25, 1997

lmr

BLOCK EXCEPT 10; NCB 3172 BLOCK 8 LOTS 1, 2, 3, 4, 6, 7, 8, & 11 THROUGH 17; NCB 3173 BLOCK 9 LOTS 2, 3, & 4; NCB 3174 BLOCK 10 LOTS 1, 2, 3, 4, 7, 8, & THE NORTH 95 FT. OF 5 & 6; NCB 3527 BLOCK 1A, 2A, 3A(OR A3), 5A, 6A, & THE WEST 99.5 FT. OF A2; NCB 3596 BLOCK 1 LOTS 10, 12, 13, 14, 18 THROUGH 28, 38, 39, 41, & 42; NCB 6400 BLOCK 1 LOTS 27 THROUGH 38; NCB 6401 BLOCK 2 LOTS 7 THROUGH 20, 24 THROUGH 38; NCB 6402 BLOCK 3 LOTS 7,8, 11 THROUGH 20, & 25 THROUGH 38; NCB 6403 BLOCK 4 LOTS 7 THROUGH 12,15 THROUGH 20, & 27 THROUGH 40; NCB 6404 BLOCK 5 LOTS 5 THROUGH 10, 13 THROUGH 20, & 25 THROUGH 40; NCB 6405 BLOCK 6 LOTS 7, 8, 13 THROUGH 20, & 27 THROUGH 40; NCB 6406 BLOCK 7 LOTS ALL OF BLOCK; NCB 6407 BLOCK 8 LOTS 4 THROUGH 14,17 THROUGH 20,27 THROUGH 24,39, & 40; NCB 6408 BLOCK 9 LOTS 1, 2, 3, 4, 7, 8, 13, 14, 15, 16, 19, 20, & 23 THROUGH 37; NCB 6409 BLOCK 10 ALL OF BLOCK EXCEPT LOTS 25,26, & 27; NCB 6410 BLOCK 11 ALL OF BLOCK; NCB 6411 BLOCK 12 LOTS 1, 2, 3, 4, 5, 8 THROUGH 16, & 22 THROUGH 36; NCB 6412 BLOCK 13 LOTS 1 THROUGH 8; NCB 6413 BLOCK 14 ALL OF BLOCK EXCEPT 5, 6, & 7; NCB 6414 BLOCK 15 LOTS 3 THROUGH 32, 41 THROUGH 59, 61, 63, & THE EAST 9 FT. OF 2; NCB 6415 BLOCK 16 ALL OF BLOCK; NCB 6416 BLOCK 17 ALL OF BLOCK EXCEPT LOTS 12 THROUGH 16; NCB 6417 BLOCK 18 ALL OF BLOCK; NCB 6418 BLOCK 19 LOTS 21 THROUGH 40; NCB 6419 BLOCK 20 LOTS 43 THROUGH 77; NCB 6420 BLOCK 21 ALL OF BLOCK EXCEPT LOTS 1 & 2; NCB 6421 BLOCK 22 ALL OF BLOCK EXCEPT LOTS 1 & 2; NCB 6422 BLOCK 23 ALL OF BLOCK; NCB 6423 BLOCK 1 ALL OF BLOCK; NCB 6424 BLOCK 2 ALL OF BLOCK; NCB 6425 BLOCK 3 LOTS 4, 5, 14, & THE WEST 10 FT. OF 15; NCB 6426 BLOCK 4 LOTS 1, 2, 3, 4, 10 THROUGH 15, & 19 THROUGH 22; NCB 6427 BLOCK 5 LOTS 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 24, 25, 28, 29, 30, 31, 34, & 35; NCB 6428 BLOCK 6 LOTS 5, 6, 7, 8, 12 THROUGH 20, & 28 THROUGH 35; NCB 6429 BLOCK 7 ALL OF BLOCK EXCEPT LOTS 7, & 8; NCB 6430 BLOCK 8 ALL OF BLOCK; NCB 6431 BLOCK 9 LOTS 4, 5, 8, 9, 10, 11, 20, 21, 22, 26 THROUGH 40, THE WEST 6 FT. OF 23, & THE EAST 22 FT. OF 25; NCB 6432 BLOCK 10 LOTS 3 THROUGH 17, 21, 22, 25 THROUGH 30, 35, 36, 37, & THE WEST 21 FT. OF 18; NCB 6433 BLOCK 11 ALL OF BLOCK EXCEPT LOTS 1, & 2; NCB 6434 BLOCK 12 LOTS 4 THROUGH 11, THE EAST 5 FT. OF 22 THROUGH 25, & 30 THROUGH 35 ; NCB 6435 BLOCK 13 LOTS 4 THROUGH 15, & 21 THROUGH 37; NCB 6436 BLOCK 14 LOTS 1 THROUGH 21, & 27 THROUGH 44; NCB 6437 BLOCK 15 LOTS 4, 5, 6, 7, 16, 17, 21 THROUGH 29, & 32 THROUGH 40 NCB 6438 BLOCK 16 LOTS 4 THROUGH 9, 21 THROUGH 34, & THE EAST 12.5 FT. OF 3; NCB 6521 BLOCK ALL OF BLOCK EXCEPT LOTS 28, C, THE EAST 50 FT. OF B, & THE SOUTH 50 FT. OF THE EAST 100 FT. OF 14; NCB 6522 BLOCK ALL OF BLOCK EXCEPT THE WEST 100 FT. OF L; NCB 6523 BLOCK LOTS 6 (EXCEPT THE

97-40

September 25, 1997

lmr

SOUTH 10 FT. OF THE WEST 150 FT. OF LOT 6), 7, THE SOUTH 58 FT. OF 8, THE WEST 50 FT. OF THE EAST 90 FT. OF B (ARB A19), THE EAST 40 FT. OF THE EAST 90 FT. OF B (ARB A20), T, S, R, Q, & THE NORTH 52 FT. OF 1 AT 915 AGANIER; NCB 6596 BLOCK 17 LOTS 18 THROUGH 32; NCB 6597 BLOCK 18 LOTS 1 THROUGH 7, 11, 12, 13, 24 THROUGH 31, 35, 36, 39, 40, THE WEST 16.66 FT. OF 8, & THE EAST 16.66 FT. OF 10; NCB 6598 BLOCK 11 ALL OF BLOCK; NCB 6599 BLOCK 20 ALL OF BLOCK EXCEPT LOTS 6, & 7; NCB 6600 BLOCK 21 LOTS 5 THROUGH 13, 24, 25, 26, 35, 36, 39, 40, & THE WEST 8.3 FT. OF 14; NCB 6601 BLOCK 22 LOTS 1 THROUGH 9, 12, 13, 14, 15, 35, 36, 37, & 38; NCB 6602 BLOCK 23 LOTS 1 THROUGH 11, 16, 17, 18, 19, & 22 THROUGH 34; NCB 6603 BLOCK 24 LOTS 1, 2, 3, & 4; "D" TO "R-1SUP" WITH SPECIAL USE PERMIT FOR DETACHED LIVING QUARTER; NCB 6434 BLOCK 12 LOTS 20, 21, & THE WEST 20 FT. OF LOT 22; "B", "C", "D", "E", "F", "H", & "J" TO "R-2"; NCB 1777 BLOCK 2 LOTS 24 THROUGH 28, 43, THE WEST IRR. 8.3 FT. OF 44, THE NORTH IRR. 70 FT. OF 45 & 46; NCB 1778 BLOCK 3 LOTS 18, 19, 22, 23, 38, & 39; NCB 1779 BLOCK 4 LOTS 27, 29, 33, & 34; NCB 1780 BLOCK 8 LOTS 12, 19, 20, THE EAST 2.65 OF 11, & THE WEST 16.66 FT. OF 13; NCB 1781 BLOCK 7 LOTS 1, THE WEST 22 FT. OF 2, THE IRR. 41.66 X .8 FT. WEST OF LOT 1, 41, 42, 45 & 46; NCB 1782 BLOCK 6 LOTS 11, 12, 40, & 41; NCB 1785 BLOCK 20 LOTS 4, 5, 12, 13, 14, 15, 33, 34, 37, & 38; NCB 1786 BLOCK 11 LOTS 9, 10, 17, 18, 26, & 27; NCB 1788 BLOCK 16 LOTS 11, 12, 23, & 24; NCB 1792 BLOCK 20 LOTS 12, 13, 14, 23, & 24; NCB 1799 BLOCK 9 LOT 10; NCB 1800 BLOCK 8 LOT 20 & THE EAST 7.7 FT. OF LOT 19; NCB 1804 BLOCK 23 LOTS 22, & 23; NCB 1805 BLOCK 22 LOTS 1, 2, & 27 THROUGH 32; NCB 1808 BLOCK 26 LOTS 1, 2, 24, & 25; NCB 1809 BLOCK 27 LOTS 21, 22, & 23; NCB 1810 BLOCK 28 LOTS 1 THROUGH 8, 14, 15, 16, 35, & 36; NCB 1816 BLOCK 20 LOTS 2, & 3; NCB 1817 BLOCK 19 LOT 17; NCB 1818 BLOCK 18 LOT 11; NCB 1821 BLOCK 32 LOTS 1, 2, & 3; NCB 1822 BLOCK 31 LOTS 1 THROUGH 5, 24, 25, & 26; NCB 1823 BLOCK 30 LOTS 16, 17, 41, 42, 45, & 46; NCB 1826 BLOCK 34 LOTS 42, & 43; NCB 1827 BLOCK 35 LOTS 9, 10, 11, 20, 21, 22, 23, 37, 38, 41, 42, 43, & 44; NCB 1828 BLOCK 36 LOTS 1, 2, 3, 4, 25, 26, 27, 28, THE WEST 15 FT. OF 5, THE WEST 15 FT. OF 29, & 1/2 PORTIONS OF ALLEY ADJACENT TO LOTS; NCB 1829 BLOCK 21 LOTS 7, 8, 11, THE WEST 4 FT. OF 9, THE NORTH 10 FT OF ALLEY ADJACENT TO LOT 8, & THE WEST 40 FT. OF 12; NCB 1831 BLOCK 22 LOTS 4, 8, 9, 10, & THE NORTH 1/2 OF ALLEY ADJACENT TO LOTS; NCB 1832 BLOCK 24 LOTS 4, 5 & THE NORTH 1/2 OF ALLEY ADJACENT TO LOTS, 8 & THE WEST 25 FT. OF LOT 9 & THE NORTH 10.850 FT. OF ALLEY ADJACENT TO LOTS, 12, 13, 14, 20 & THE SOUTH 1/2 OF ALLEY ADJACENT TO LOTS; NCB 1833 BLOCK 25 LOTS 3 & THE NORTH 10.850 FT. OF ALLEY ADJACENT TO LOT, 7 & THE EAST 16.67 FT. OF 6 & THE NORTH 10.850 FT OF ALLEY ADJACENT TO LOTS, THE EAST 30 FT. OF 12 & THE WEST 30 FT.

97-40

September 25, 1997

lmr

OF 13 (ARB A12) & THE SOUTH 1/2 OF ALLEY ADJACENT TO LOTS, 16,17, & THE SOUTH OF ALLEY ADJACENT TO LOTS; NCB 1840 BLOCK 30 LOTS 5, THE EAST 25FT. OF 7 & THE WEST 25 FT. OF 8 (ARB A22), 16 & THE EAST 4 FT. OF 15; NCB 1841 BLOCK 29 LOT 2; NCB 1842 BLOCK 28 LOTS 2, 18, & 19; NCB 1844 BLOCK 27 LOTS THE EAST 48 FT. OF 12, 13 THROUGH 18, & THE WEST 25 FT. OF 19; NCB 1845 BLOCK 40 LOTS 25, & 26; NCB 1846 BLOCK 39 LOTS 1, 2 & THE WEST 12.5 FT. OF 3; NCB 1847 BLOCK 38 LOTS 1, 2, & 3; NCB 1850 BLOCK 42 LOTS 18, 19, & 20; NCB 1851 BLOCK 39 LOTS 12,13,14 & THE WEST 15 FT. OF 15,32, & 33; NCB 1853 BLOCK 31 LOTS 2, 6, 7, & 10; NCB 1854 BLOCK 32 LOT 14; NCB 1856 BLOCK 34 LOTS 13 & THE EAST 10 FT, OF 12, 14, 15, & 16; NCB 1857 BLOCK 35 LOTS 15 & THE EAST 30 FT. OF 14, & 21; NCB 1866 BLOCK 38 LOTS 3, 4, 5, 6, & 19; NCB 1869 BLOCK 47 LOTS 1, 2, 3, 4, 21, 22, 25, 26, 27, & 28; NCB 1870 BLOCK 46 LOTS 33 & 34; NCB 1872 BLOCK 48 LOTS 5 & 6; NCB 1873 BLOCK 49 LOTS 12 & 13; NCB 1875 BLOCK 1 LOTS 1, THE EAST 11.41 FT OF THE SOUTH 108.35 FT. OF 9, THE 108.35 FT. 10, THE WEST 1.41 FT OF THE SOUTH 108.35 FT. OF 11 FT. OF 10, & THE WEST 1.41 FT. OF S; NCB 1876 BLOCK 3 LOT 7; NCB 1877 BLOCK 5 LOTS A9 & THE WEST 44.23 FT. OF 14; NCB 1878 BLOCK 7 LOTS 6, & 10; NCB 1879 BLOCK 9 LOTS 1, 2, 3, & THE WEST 49.5 FT. OF 4; NCB 1891 BLOCK 8 LOT 1 EXCEPT FOR THE SOUTH 50 FT. OF LOT 1; NCB 1892 BLOCK 6 LOTS THE EAST 1.22 FT. OF THE WEST 28 FT. OF THE SOUTH 110.31 FT. OF 11, THE EAST 33.41 FT. OF 11 & THE WEST 22.02 FT. OF 12; NCB 1893 BLOCK 4 LOT THE NORTH 32.5 FT. OF THE EAST 50.4 FT. OF 16 OR ARB A16 & THE SOUTH 33.28 FT. OF THE NORTH 65.78 FT. OF THE EAST 45.75 FT. OF 16 OR ARB A16; NCB 1920 BLOCK 2 LOT THE SOUTH 44 FT. OF THE EAST 106 FT. OF A25; NCB 1927 BLOCK 14 LOTS 22, & 23; NCB 1928 BLOCK 15 LOTS 3, 4, & 5; NCB 1994 BLOCK 4 LOTS 15, 16, 17, & 18; NCB 2020 BLOCK 9 LOTS 2,14, & 21; NCB 2021 BLOCK 10 LOTS 15,16, & 17; NCB 2022 BLOCK 8 LOTS THE SOUTH 118.2 FT. OF 9, 10, & 11; NCB 2045 BLOCK 7 LOTS 11, 15, & 20; NCB 2047 BLOCK 4 LOT 14; NCB 2048 BLOCK 5 LOTS 13, 14, 15, 11 EXCEPT THE NORTH 42 FT. OF 11, & THE EAST 11.3 FT. OF 21 & THE WEST 33 FT. OF 22; NCB 2076 BLOCK 3 LOTS 15, 16, 17, 22, & 23; NCB 2077 BLOCK 2 LOT 21; NCB 3030 BLOCK 1 LOTS 15,17, & 18; NCB 3031 BLOCK 2 LOTS 10, 12 & THE WEST 40 FT. OF 13; NCB 3032 BLOCK 3 LOT 21; NCB 3103 BLOCK 2 LOTS 33, & 34; NCB 3105 BLOCK 4 LOTS 17, & 18; NCB 3106 BLOCK 5 LOTS 7, 8, & 9; NCB 3108 BLOCK 7 LOTS 15, & 16; NCB 3109 BLOCK 8 LOTS 22, & 23; NCB 3113 BLOCK 12 LOTS 15,16, & 17; NCB 3166 BLOCK 2 LOTS 1, 5, 6, 7, 9, 11, 12, & 15; NCB 3168 BLOCK 4 LOTS 6, 13, 16, 14 & THE SOUTH 35 FT. OF 4, 15 & THE SOUTH 20 FT. OF 5, 18 & THE WEST 25 FT. OF 19, & THE SOUTH 36 FT. OF 2; NCB 3170 BLOCK 6 LOTS 1 & 19; NCB 3171 BLOCK 7 LOT 10; NCB 3172 BLOCK 8 LOTS 5, 9, 10, 18, 19, & 20; NCB 3527 BLOCK LOT 4A; NCB 3596

97-40

September 25, 1997

lmr

BLOCK 1 LOT 11; NCB 6400 BLOCK 1 LOTS 39 & 40; NCB 6401 BLOCK 2 LOTS 39 & 40; NCB 6402 BLOCK 3 LOTS 9, 10, 39, & 40; NCB 6403 BLOCK 4 LOTS 13 & 14; NCB 6404 BLOCK 5 LOTS 11 & 12; NCB 6405 BLOCK 6 LOTS 9, 10, 11, & 12; NCB 6407 BLOCK 8 LOTS 15, 16, 25, 26, 35, 36, 37, & 38; NCB 6408 BLOCK 9 LOTS 5, 6, 9, 10, 11, 12, 17, 18, 38, 39, & 40; NCB 6411 BLOCK 12 LOTS 6, 7, 20, & 21; NCB 6412 BLOCK 13 LOTS 9, 10, 11, & 12; NCB 6414 BLOCK 15 LOTS 62, & 64; NCB 6416 BLOCK 17 LOTS 12, 13, 14, 15, & 16; NCB 6419 BLOCK 20 LOTS 41 & 42; NCB 6421 BLOCK 22 LOTS 21 & 22; NCB 6425 BLOCK 3 LOTS 1, 2, & 3; NCB 6426 BLOCK 4 LOTS 6, 5, 16, 17, & 18; NCB 6427 BLOCK 5 LOTS 6, 7, 14 THROUGH 20, 26, 27, 32, 33, 36 & 37; NCB 6431 BLOCK 9 LOTS 6, 7, 24 & THE EAST 19 FT. OF 23 & THE WEST 3 FT. OF 25; NCB 6432 BLOCK 10 LOTS 1, 2, 23, & 24; NCB 6433 BLOCK 11 LOTS 1 & 2; NCB 6434 BLOCK 12 LOTS 12, 13, 14, 15, 16, 26, 27, 28, & 29; NCB 6435 BLOCK 13 LOTS 1, 2, 3, 38, 39 & 40; NCB 6437 BLOCK 15 LOTS 11, 12, 13, 14, 15, 30, & 31; NCB 6521 BLOCK LOTS C, THE EAST 5 FT. OF B & THE SOUTH 50 FT. OF THE EAST 100 FT. OF 14; NCB 6597 BLOCK 18 LOTS 9 & THE EAST 8.34 FT. OF 8 & THE WEST 8.34 FT. OF 10, 37, & 38; NCB 6599 BLOCK 20 LOTS 6 & 7; NCB 6600 BLOCK 21 LOTS 1, 2, 3, 4, 27 THROUGH 34, 37, & 38; NCB 6601 BLOCK 22 LOTS 10, 11, 30, 31, 32, 33, 34, 39 & 40; NCB 6602 BLOCK 23 LOTS 12, 13, 14, 15, 20, & 21; NCB 6603 BLOCK 24 LOTS 5 THROUGH 17; "D" TO "R-2 S.U.P." WITH SPECIAL USE PERMIT FOR DETACHED LIVING QUARTERS; NCB 1841 BLOCK 29 LOT 20; "B", "C", "D", "E", "F", "H", & "J" TO "R-2A"; NCB 1810 BLOCK 28 LOTS 17, 18 & THE WEST 12.5 FT. OF 19; NCB 1816 BLOCK 20 LOTS THE EAST 25 FT. OF 5 & THE WEST 37.5 FT. OF 6, & 13; NCB 1817 BLOCK 19 LOT 20; NCB 1825 BLOCK 35 LOTS 32, 33, & 34; NCB 1833 BLOCK 25 LOTS THE EAST 20 FT. OF 13 & THE WEST 40 FT. (ARB A14) & THE SOUTH 1/2 ALLEY ADJACENT TO LOTS; NCB 1850 BLOCK 42 LOTS 10, 11, 12, & 13; NCB 1852 BLOCK 44 LOTS 1, 2, 3, 4, & 5; NCB 1874 BLOCK 50 LOTS 22, 23, & 24; NCB 1876 BLOCK 3 LOT 6; NCB 1877 BLOCK 5 LOT 12; NCB 1878 BLOCK 7 LOTS 11, 12, 13, 14, 15, & 16; NCB 1891 BLOCK 8 LOTS 5, 6, & 7; NCB 1892 BLOCK 6 LOT 4; NCB 1893 BLOCK 4 LOT THE EAST 54 FT. OF 15 & THE WEST 9 FT. OF 16 (ARB A15) NCB 1920 BLOCK LOT THE EAST 70.3 FT. OF A; NCB 3030 BLOCK 1 LOTS 19 & 20; NCB 3108 BLOCK 7 LOTS 29 & 30; NCB 3110 BLOCK 9 LOTS 22, 23, 44 & 45; NCB 3168 BLOCK 4 THE NORTH 100 FT. OF I; NCB 6420 BLOCK 21 LOTS 1 & 2; NCB 6426 BLOCK 4 LOTS 7, 8, & 9; NCB 6427 BLOCK 5 LOTS 21, 22, 23, 38, 39, & 40; NCB 6428 BLOCK 6 LOTS 24, 25, 26, & 27; NCB 6429 BLOCK 7 LOTS 7 & 6; NCB 6431 BLOCK 9 LOTS 1, 2, 3, 15, 16, 17, & 18 ; NCB 6434 BLOCK 12 LOTS 1, 2, & 3; NCB 6437 BLOCK 15 LOTS 8, 9, & 10; NCB 6600 BLOCK 21 LOTS 35 & 36; "B", "C", "D", "E", "F", "H", & "J" TO "R-3"; NCB 1796 BLOCK 4 LOTS 1, 8, 9, 10, 2 & THE WEST 21.62 FT. OF 3; NCB 1800 BLOCK 8 LOTS THE SOUTH 83.33 FT. OF

97-40

September 25, 1997

lmr

8, 9, & 10 (ARB A21); NCB 1810 BLOCK 28 LOTS 31, 32, 33, & 34; NCB 1813 BLOCK 13 LOTS 9 & 10; NCB 1815 BLOCK 15 LOT 17; NCB 1816 BLOCK 20 LOT 4 & THE WEST 25 FT. OF 5 & 11, 12 & 13; NCB 1821 BLOCK 32 LOTS 49 & 50; NCB 1828 BLOCK 36 LOTS 11, 12, 13, 14 & THE EAST 10 FT. OF 10 & THE WEST 10 FT. 15, 35, 36, 37, 38 & THE EAST 10 FT. OF 34 & THE WEST 10 FT. OF 39, 43, 44 & THE EAST 42 & THE WEST 20 FT. OF 45; NCB 1831 BLOCK 23 LOTS 1 & 2; NCB 1833 BLOCK 25 LOTS 8 & 18; NCB 1840 BLOCK 30 LOTS 14 & THE EAST 35 FT. OF 13 & THE WEST 46 FT. OF 15 (ARB A13 & A15); NCB 1841 BLOCK 31 LOTS 9 & 10; NCB 1846 BLOCK 39 LOTS 33,34, & 35; NCB 1850 BLOCK 42 LOTS 4, 5, 6, & 7; NCB 1851 BLOCK 43 LOTS 3, 4, 9, 10, 11, 20, 21, 22, & 23; NCB 1852 BLOCK 44 LOTS 43, 44, 45, 46, 47,& 48; NCB 1853 BLOCK 31 LOTS 11, 12, & 13; NCB 1857 BLOCK 36 LOTS 4, 5, & THE EAST 35 FT. OF 3; NCB 1864 BLOCK 40 LOTS 15 & 16; NCB 1866 BLOCK 38 LOTS 8, 9, & 10; NCB 1869 BLOCK 47 LOTS 9,10,11,23, & 24; NCB 1870 BLOCK 46 LOTS 28,29, & 30; NCB 1873 BLOCK 49 LOTS 10 & 11; NCB 1877 BLOCK 5 LOTS 5, 6, A16, & THE SOUTH 33 FT. OF 7 & 8; NCB 1878 BLOCK 7 LOTS 1, 2, 3, & 4; NCB 1879 BLOCK 9 LOTS 5 & THE EAST 11.91 FT OF 4 & THE WEST 26.51 FT. OF 6; NCB 1890 BLOCK 10 LOTS 3, 4, 11, 12, 13, 14, 15, & 16; NCB 1891 BLOCK 8 LOTS 2 & THE WEST 11.41 FT OF 3; NCB 1894 BLOCK 2 LOTS 3 & 4; NCB 1922 BLOCK 5 LOTS THE EAST 430.55 FT. OF I & 2; NCB 3031 BLOCK 2 LOTS 14, 15, 16, 17, 33, 34, 35, 36, 37, 38, & THE EAST 10 FT. OF 13; NCB 3032 BLOCK 3 LOTS 6, 7, & 8; NCB 3527 BLOCK LOTS A4, A2 EXCEPT THE WEST 99.5 FT; NCB 6425 BLOCK 3 LOTS 6, 7, 8, 9, 10, 11, & 12; NCB 6428 BLOCK 6 LOTS 1, 2, 3, 4, 9, 10, 11, 21, 22, 23, 36, 37, 38, 39, & 40; NCB 6431 BLOCK 9 LOTS 12, 13, & 14; NCB 6432 BLOCK 10 LOTS 31, 32, 33, & 34; NCB 6434 BLOCK 12 LOTS 17, 18, 19, 36, 37, & 38; NCB 6435 BLOCK 13 LOTS 16, 17, 18, 19, & 20; NCB 6436 BLOCK 14 LOTS 22, 23, 24, 25, 26, 45, & 45; NCB 6437 BLOCK 15 LOTS 1, 2, 3, 18, 19, & 20; NCB 6438 BLOCK 16 LOTS 1, 2 & THE WEST 12.5 FT. OF 3, 11, 12, 13, 14, 15, 41, & THE EAST 12.5 FT. OF 10; NCB 6523 BLOCK LOTS 2, 3, 4, 5, 18, THE SOUTH 10 FT. OF THE WEST 150 FT. OF LOT 6 & LOT I; EXCEPT THE NORTH 52 FT. OF 1 AT 915 AGANIER; NCB 6597 BLOCK 18 LOTS 21, 22, 23, 32, 33, & 34; NCB 6600 BLOCK 21 LOTS 21, 22, & 23; NCB 6601 BLOCK 22 LOTS 21, 22, 23, 24, 25, 26, 27, 28, & 29; NCB 6604 BLOCK 24 LOTS 18, 19, & 20; "D" HISTORIC LANDMARK TO "R-3" HISTORIC LANDMARK; NCB 6425 BLOCK 3 LOTS 16, 17, 18, 19, 20, & THE EAST 15 FT. OF 15; "D"& "F" TO "R-3 S.U.P." WITH A SPECIAL USE PERMIT FOR A NURSING HOME; NCB 1855 BLOCK 33 LOTS 11 THROUGH 20; "D" TO "R-3 S.U.P." WITH A SPECIAL USE PERMIT FOR MEDICAL, DENTAL, AND PSYCHOLOGIST OFFICE'S AND CLINIC'S; NCB 6600 BLOCK 21 LOT 41; NCB 6601 BLOCK 22 LOTS 16,17,18,19, & 20; "B", "C", "D", "E", "F", "H", & "J" TO "R-7"; NCB 1817 BLOCK 19 LOTS 1 & 2; NCB 1865 BLOCK 39 LOTS 1, 29 & 3; NCB 1876 BLOCK

97-40

September 25, 1997

lmr

3 LOT 8; NCB 1877 BLOCK 5 LOT A1, A2, A3, A4; NCB 1919 BLOCK LOTS 9 & 10; NCB 1920 BLOCK 2 ALL OF BLOCK EXCEPT LOTS THE NORTH & SOUTH 44 FT. OF THE EAST 106 FT. OF A25; NCB 1921 BLOCK ALL OF BLOCK; NCB 2022 BLOCK 9 LOT 1; NCB 2045 BLOCK 7 LOT 13 & THE NORTH 105.6 FT. OF 23; NCB 3082 BLOCK LOT 40; NCB 3103 BLOCK 2 LOTS 43, 44, 45, & 46; NCB 3105 BLOCK 4 LOTS 23 & 24; NCB 3112 BLOCK 11 LOTS 20, 21, 22, & 23; NCB 3113 BLOCK 12 LOTS 1, 2, 3, & 4; NCB 3526 BLOCK LOTS ALL OF BLOCK EXCEPT LOTS; NCB 6076 BLOCK LOTS ALL OF BLOCK EXCEPT LOT A; NCB 6413 BLOCK 14 LOTS 5, 6, & 7; NCB 6611 BLOCK A ALL OF BLOCK EXCEPT LOTS ALL, A12, 1, 2, & 3; NCB 6612 BLOCK, BLOCK 8, BLOCK B ALL OF BLOCKS; NCB 6613 BLOCK LOTS ALL OF BLOCK; "B", "C", "D", "E", "F", "H", & "J" TO "O-1"; NCB 1779 BLOCK 4 LOTS 19 & 20; NCB 1890 BLOCK 10 LOT 6; NCB 2022 BLOCK 8 LOTS 4, 5, & 6; NCB 2938 BLOCK 3 LOT 26; NCB 3031 BLOCK 2 LOT 26; NCB 6405 BLOCK 6 LOTS 5, 6, 259 & 26; NCB 6438 BLOCK 16 LOTS 35 THROUGH 40; "B", "C", "D", "E", "F", "H", & "J" TO "B-1"; NCB 1815 BLOCK 15 LOT 18; NCB 1816 BLOCK 20 LOT 18; NCB 1842 BLOCK 28 LOT 20; NCB 1855 BLOCK 33 LOTS 1 THROUGH 10; NCB 1857 BLOCK 35 LOT THE WEST 75 FT. OF 22; NCB 1864 BLOCK 40 LOTS 8 & 18; NCB 1877 BLOCK 5 LOTS THE NORTH 105.73 FT. OF 7 & 8; NCB 2937 BLOCK 2 LOT 14; NCB 6403 BLOCK 4 LOTS 5 & 6; NCB 6432 BLOCK 10 LOTS 38, 39 & 40; NCB 6522 BLOCK LOT WEST 100 FT. OF L; NCB 6523 BLOCK THE SOUTH 57 FT. OF B EXCEPT ARB A19 & ARB A20; NCB 6611 BLOCK A LOTS THE SOUTH 62 FT. OF 2, LOT 3 & THE NORTH 38.7 FT. OF THE WEST 45 FT. OF 2, THE EAST 83 FT. OF THE NORTH 38.7 FT. OF 2, 11A & 12A; "B", "C", "D", "E", "F", "H", & "J" TO "B-2"; NCB 1779 BLOCK 4 LOTS 21, 22, 23, & 24; NCB 1780 BLOCK 8 LOTS 21, 22, 23, & 24; NCB 1815 BLOCK 15 LOTS 9 & 10; NCB 1816 BLOCK 25 LOTS 9, 10, 19, 20, & 1/2 PORTIONS OF ALLEY ADJACENT TO LOTS; NCB 1831 BLOCK 23 LOTS 18, 19, 20, & THE SOUTH 1/2 OF ALLEY ADJACENT TO LOTS; NCB 1832 BLOCK 24 LOT 11 & THE SOUTH 1/2 OF ALLEY ADJACENT TO LOT; NCB 1840 BLOCK 30 LOTS 9, 10, & THE EAST 25 FT. OF 8; NCB 1841 BLOCK 29 LOTS 1, 11, & 12; NCB 1856 BLOCK 34 LOTS 1, 2, 21, & 22; NCB 1857 BLOCK 35 LOTS 8, & THE EAST IRR. 82.8 FT. OF 22; NCB 1864 BLOCK 40 LOTS 9, 10, 19, & 20; NCB 1866 BLOCK 38 LOT 20; NCB 1871 BLOCK 45 LOTS 1 & 18; NCB 1879 BLOCK 9 LOTS 14, 15, 16, 17, 18, & 19; NCB 1890 BLOCK 10 LOTS 7 & 8; NCB 1891 BLOCK 8 LOTS THE NORTH 60 FT. OF 10 & THE EAST 60.41 FT. OF THE SOUTH 80.31 FT. OF 10; NCB 1892 BLOCK 6 LOTS 15 & 16; NCB 1994 BLOCK 4 LOT 4; NCB 2022 BLOCK 8 LOTS THE NORTH 90 FT. OF 9, 10, & 11; NCB 3108 BLOCK 7 LOTS 1, 2, 9, 3, 4, 259, 26, 279 & 28; NCB 3105 BLOCK 4 LOTS 3, 4, 25, 26, 27, & 28; NCB 3111 BLOCK 10 LOTS 35 & 36; NCB 3596 BLOCK 1 LOT I; NCB 6401 BLOCK 2 LOTS 21, 22, & 23; NCB 6403 BLOCK 4 LOTS 25 & 26; NCB 6404 BLOCK 5 LOTS 1, 2, 3,

97-40

September 25, 1997

lmr

4, 21, 22, 23, & 24; NCB 6405 BLOCK 6 LOTS 1, 2, 3, 4, 21, 22, 23, & 24; NCB 6407 BLOCK 8 LOTS 21, 22, THE SOUTH 56.5 FT. OF 1, 2, & 3; NCB 6408 BLOCK 9 LOTS 21 & 22; "B", "C", "D", "E", "F", "H", & "J" TO "B-2NA"; NCB 1850 BLOCK 42 LOTS 24, 25, 26, 27, & THE WEST 15 FT. OF 28; NCB 1918 BLOCK 1 LOTS A3, A4 & THE EAST IRR. 108.5 FT. OF THE NORTH IRR. 130.2 FT. OF 1; NCB 1920 BLOCK 2 LOT THE NORTH 44 FT. OF THE EAST 106 FT. OF A25; NCB 1891 BLOCK 8 LOTS 9 & THE WEST IRR. 1 FT. OF THE SOUTH 80.31 FT. OF 10; "B", "C", "D", "E", "F", "H", & "J", TO "B-S.U.P." WITH A SPECIAL USE PERMIT FOR A; DRY CLEANING FACILITY WITH MORE THAN 5 EMPLOYEES; NCB 1788 BLOCK 16 LOTS 47 & 48; "B", "C", "D", "E", "F", "H", & "J" TO "B-3"; NCB 1917 BLOCK LOT 11 & 12; NCB 1816 BLOCK 20 LOT 19; NCB 1840 BLOCK 30 LOTS THE REMAINDER OF LOT 21 NOT PREVIOUSLY ZONED "B-3"; NCB 1857 BLOCK 35 LOTS 9 & 10; NCB 2045 BLOCK 7 LOTS 24 & THE SOUTH 50 FT. OF 23; NCB 3033 BLOCK 4 LOT 1; NCB 3105 BLOCK 4 LOTS 1 & 2; NCB 3034 BLOCK 5 LOT 1; NCB 3111 BLOCK 10 LOTS 25 THROUGH 33; NCB 3113 BLOCK 12 LOTS 43 & 44; NCB 6400 BLOCK 1 LOTS 1 THROUGH 6, & 21 THROUGH 26; NCB 6402 BLOCK 3 LOTS 21, 22, 23, & 24; NCB 6403 BLOCK 4 LOTS 1, 2, 3, 4, 23, & 24; NCB 6419 BLOCK 20 LOTS 1 THROUGH 6, & 36 THROUGH 40; NCB 6596 BLOCK 17 LOTS 1 THROUGH 17; H(UC)" TO "B-3(UC)"; NCB 354 BLOCK 43 LOTS 13,14,15, CKE SUBD UNIT - 4; NCB 3077 BLOCK 1 LOTS 36,37, NCS SUBD UT 1; "B", "C", "D", "E", "F", "H", & "J" TO "B-3R"; NCB 1918 BLOCK 3 LOT 2; NCB 1865 BLOCK 39 LOTS 11, 12, & 13; NCB 2021 BLOCK 10 LOTS 26 & 27; NCB 2022 BLOCK 8 LOTS 12A, 13A, 14A; "B", "C", "D", "E", "F", "H", & "J" TO "B-3NA"; NCB 104 BLOCK LOT TR-A; NCB 345 BLOCK 1 ALL OF BLOCK; NCB 347 BLOCK 38 LOTS 1 THROUGH 6; NCB 1776 BLOCK 1 LOTS ALL OF BLOCK; NCB 1779 BLOCK 4 LOTS 45, 46, 47, & 48; NCB 1780 BLOCK 8 LOTS 45, 46, 47, & 48; NCB 1783 BLOCK 5 LOTS ALL OF BLOCK; NCB 1784 BLOCK 9 LOTS ALL OF BLOCK; NCB 1872 BLOCK 48 LOTS THE WEST 76.8 FT. OF THE NORTH 71.6 FT. OF 1, 2 & 1 EXCEPT THE WEST IRR. 76.8 FT. OF THE NORTH 71.6 FT. OF 1 ARB A2; NCB 1894 BLOCK 2 LOTS 9, 10, 11, & 12; NCB 1917 BLOCK LOTS 1, 2, 3, 4, 5, 6, 13, 14, & 15; NCB 1919 BLOCK 5 LOT 4; NCB 1920 BLOCK 3 LOT 12; NCB 1925 BLOCK 3 ALL OF BLOCK; NCB 1994 BLOCK 4 LOTS 1, 2, 3, 25, & 26; NCB 1995 BLOCK 7 LOTS 1, 2, 3, & 4; NCB 2021 BLOCK 10 LOTS 1, 2, 3, & 4; NCB 2022 BLOCK 8 LOTS 6, 7, & 8; NCB 2045 BLOCK 7 LOTS 21 & 22; NCB 2046 BLOCK 6 ALL OF BLOCK; NCB 2047 BLOCK 4 LOTS 10, 11, 17, & 18; NCB 2078 BLOCK 1 LOTS 6 & 7; NCB 2930 BLOCK ALL OF BLOCK; NCB 2937 BLOCK 2 LOTS 4 & THE EAST 10 FT. OF 3 & THE WEST 5 FT. OF 5 (ARB A4), THE EAST 45 FT. OF 5 & THE WEST 20 FT. OF 6 OR A5 AT 714 W. SUMMIT, THE EAST 30 FT. OF 6 & THE WEST 35 FT. OF 7 OR A6; NCB 3030 BLOCK 1 LOTS 1, 2, 3, & THE WEST 40 FT. OF 4; NCB 3031 BLOCK 2 LOTS

97-40

September 25, 1997

lmr

1, 2, 24, 25, 42, 43, & 44; NCB 3032 BLOCK 3 LOTS 1, 2, 18, 20, 30, & 31; NCB 3033 BLOCK 4 LOTS 9, 10, 11, 12, & 20; NCB 3034 BLOCK 5 LOT 2; NCB 3077 BLOCK 1 REMAINING PORTIONS OF LOT 35 NOT PREVIOUSLY ZONED "I-1" OR "B-3"; NCB 3082 BLOCK LOTS 2, 3, 4, 5, & 6; NCB 3111 BLOCK 10 LOTS 33, 34, 37 THROUGH 45, THE NORTH 47 FT. OF 1, 2, 3, 4, & THE SOUTH 55 FT. OF 46, 47, & 48; NCB 3112 BLOCK 11 LOTS 32, 33, 34, 35, 47, & 48; NCB 3113 BLOCK 12 LOTS 24 THROUGH 35; NCB 3114 BLOCK LOTS ALL OF BLOCK EXCEPT THE NORTH 64 FT. OF 1 & 2 & THE SOUTH 82 FT. OF 3; NCB 3596 BLOCK 1 LOTS 6, 7, 8, & 9; NCB 6301 BLOCK 1 LOT THE EAST 87 FT. OF THE SOUTH 140 FT. OF 1; NCB 6400 BLOCK 1 LOTS 1 THROUGH 12, & LOTS 17 THROUGH 20; NCB 6401 BLOCK 2 LOTS 41 & 42; NCB 6402 BLOCK 3 LOTS 1 THROUGH 6; NCB 6418 BLOCK 18 LOTS 1 THROUGH 20; NCB 6419 BLOCK 20 LOTS 7 THROUGH 35; NCB 6697 BLOCK 18 LOTS 14 THROUGH 20; "B", "C", "D", "E", "F", "H", & "J" TO "B-3 S.U.P." WITH A SPECIAL USE PERMIT FOR OUTSIDE STORAGE AND WAREHOUSING; NCB 1893 BLOCK 4 LOTS 2, 3, 10, & 11; NCB 2937 BLOCK 2 LOTS 10 OR 9A, 8 & E 15 FT. OF 7 OR 7A, 9 OR 8A, 890, & 150, THE EAST 50; FEET OF THE NORTH 50 FEET OF 9, THE EAST 25 FEET OF THE SOUTH 50 FEET OF 9, THE EAST IRREGULAR; 147.3 FEET OF 10; "B", "C", "D", "E", "F", "H" & "J" TO "B-3R SUP" WITH A SPECIAL USE PERMIT FOR CLOCK AND BROOM MANUFACTURING, WAREHOUSING, AND OUTSIDE STORAGE. ; NCB 1919 BLOCK 5 LOTS 5 & 6; "B", "C", "D", "E", "F", "H" & "J" TO "B-3NA SUP" WITH A SPECIAL USE PERMIT; FOR OUTSIDE STORAGE AND WAREHOUSING; NCB 1867 BLOCK 37 LOTS 2, 3, 4, 5, 9, 10, 11, 12, & 13; NCB 1894 BLOCK 2 LOTS 13, 14, 15, & THE SOUTH 40.61 FT. OF 5, 6, 7, & 8 (RED K, L, M); NCB 3111 BLOCK 10 LOTS 5, 6, 7, & THE SOUTH 98 FT. OF 1, 2, 3, & 4; NCB 3596 BLOCK 1 LOTS 2, 3, 4, 5, 15, 16, & 17; NCB 3597 BLOCK 2 LOTS 29, 30, 31, 32, 33, 34, 35, 36, & 37; "B", "C", "D", "E", "F", "H", & "J" TO "B-3NA SUP" WITH A SPECIAL USE PERMIT FOR OUTSIDE STORAGE; NCB 2020 BLOCK 9 LOTS 9, 10, 11, 12, & 13; "B", "C", "D", "E", "F", "H", & "J" TO "B-3NA S.U.P." WITH A SPECIAL USE PERMIT; FOR A WAREHOUSE; NCB 3034 BLOCK 5 LOTS 3, 4, 5, 6, & 7; "B", "C", "D", "E", "F", "H", & "J" TO "B-3NA S.U.P." WITH A SPECIAL USE PERMIT FOR A WHOLESALE BAKERY, DISTRIBUTION, AND ACCESSORY USES; NCB 1922 BLOCK 5 LOTS THE WEST 248.8 FT. OF 1, 2, & 3, ; NCB 1925 LOT B, C, D, E, F, G, & THE NORTH 64.6 FT. OF A9; "B", "C", "D", "E", "F", "H", & "J" TO B-3NA S.U.P." WITH A SPECIAL USE PERMIT; FOR THE MANUFACTURE, REPAIR, AND REFURBISHING OF AIRCRAFT PARTS; NCB 1923 BLOCK ALL OF BLOCK & 4 FT. STRIP ADJACENT TO AL & A2; "B", "C", "D", "E", "F", "H", "J", "L", "M", & "MM" TO "I-1"; NCB 207 BLOCK 4 ALL OF BLOCK; NCB 208 BLOCK 6 ALL OF BLOCK; NCB 209 BLOCK 8 ALL OF BLOCK; NCB 210 BLOCK 7 ALL OF BLOCK; NCB 211 BLOCK 5 ALL OF

97-40

September 25, 1997

lmr

BLOCK; NCB 212 BLOCK I LOTS 1, 2, 3, & 4; NCB 355 BLOCK 3 ALL OF BLOCK; NCB 1013 BLOCK 3 ALL OF BLOCK; NCB 1014 BLOCK 4 ALL OF BLOCK; NCB 1015 BLOCK 2 ALL OF BLOCK; NCB 1016 BLOCK 1 ALL OF BLOCK; NCB 1017 BLOCK 6 ALL OF BLOCK; NCB 1018 BLOCK 4 ALL OF BLOCK; NCB 1019 BLOCK 5 ALL OF BLOCK; NCB 1020 BLOCK 7 ALL OF BLOCK; NCB 1038 BLOCK 1 LOTS 6, 7, 8, 9, 10, 11 & 12; NCB 1771 BLOCK 5 LOTS 19 THROUGH 29, 58, 59, & 60; NCB 1773 BLOCK 3 LOTS 25 THROUGH 30 & 52 THROUGH 60; NCB 1774 BLOCK 2 ALL OF BLOCK; NCB 1968 BLOCK 2 LOTS 1, 2,3 EXCEPT THE EAST 10.6 FT. OF 1, 29 & 3, & LOTS 4 THROUGH 10; NCB 1994 BLOCK 4 LOTS 10, 11, 12, 13, & 14; NCB 2076 BLOCK 3 LOTS 1 THROUGH 12; NCB 2077 BLOCK 2 LOTS 3 THROUGH 12, 25, & 26; NCB 2078 BLOCK 1 LOTS 1, 2, 3, 4, & 5; NCB 2079 BLOCK 5 ALL OF BLOCK; NCB 2080 BLOCK ALL OF BLOCK; NCB 3077 BLOCK 1 LOTS; NCB 3173 BLOCK 9 LOTS 5, 6, & 7; NCB 3174 BLOCK 10 LOTS 9, 10, 11, 12, 14, 15, THE EAST 45 FT. OF WEST 90 FT. OF A13, SOUTH OF EAST 16.44 FT. OF 5 & SOUTH 9 FT. OF THE WEST 16 FT. OF 6, THE WEST 45 FT. OF A13, & THE EAST 45.49 FT. OF THE SOUTH 9 FT. OF 6; NCB 3247 BLOCK 92 LOTS 13, 14, 15, 16, 29, 30, & 31; NCB 3248 BLOCK 91 LOT 33; NCB 3251 BLOCK 88 LOTS 1 THROUGH 16 - 19 THROUGH 27 & PART OF 17, & THE NORTHWEST IRR. 25 FT. OF TR A; NCB 6615 BLOCK 1 LOTS 13 THROUGH 22.

* * * *

\$180,959.00; ESTABLISHING A FUND; ADOPTING A BUDGET; AUTHORIZING CONTRACTUAL SERVICES; AND APPROVING A PERSONNEL COMPLEMENT.

* * * *

Mr. Flores made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

Dr. Fernando Guerra, Director, Metropolitan Health District, noted that this is the renewal of an existing program.

The following citizen(s) appeared to speak:

Mr. Fred Reynolds, 1202 Waverly, spoke to his concern with the distribution of condoms as part of this program, and asked that this item be postponed for one week in order to hear from opponents to this program.

Mr. Jack Finger, P.O. Box 12048, noted that the Metropolitan Health District distributes birth control devices and services to minors, and noted that their hands are tied on these matters by federal law. He stated his opinion that this program is wrong in promoting promiscuity with tax monies, and asked the Council to vote against this Ordinance.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Menendez, Marbut, Peak; **NAYS:** None; **ABSENT:** Vásquez, Garza, Bannwolf, Webster.

— — —
97-40 The Clerk read the following Ordinance:

AN ORDINANCE 86708

AUTHORIZING A ONE (1) YEAR EXTENSION OF THE CURRENT THREE YEAR CONTRACT WITH THE ALAMO AREA COUNCIL OF GOVERNMENTS (AACOG) IN THE AMOUNT OF \$1,741,870.00 FOR THE CONTINUATION OF THE COMPREHENSIVE NUTRITION PROGRAM FROM OCTOBER 1, 1997 THROUGH SEPTEMBER 30, 1998; APPROVING A BUDGET AND PERSONNEL COMPLEMENT FOR FY 97/98; APPROPRIATING FUNDS; AUTHORIZING THE EXECUTION OF CONTRACTS WITH NOT-FOR-PROFIT AGENCIES FOR OPERATION OF SERVICE SITES; AUTHORIZING THE ALLOCATION OF

97-40
September 25, 1997
lmr

CARRY-OVER SURPLUS FUNDS; AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE CONTRACT.

* * * *

Mr. Salas made a motion to approve the proposed Ordinance. Mr. Flores seconded the motion.

Ms. Diane Sherman, Acting Director of Community Initiatives, briefly explained the senior citizen nutrition program.

The following citizen(s) appeared to speak:

Ms. Julie Oldham stated her belief that some senior citizen nutrition centers should not be refunded, although the program is a good one. She asked to have input into selection of sites for these nutrition centers.

* * * *

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Marbut, Peak; **NAYS:** None; **ABSENT:** Menendez, Garza, Bannwolf, Webster.

— — —
97-40 The Clerk read the following Ordinance:

AN ORDINANCE 86709

ESTABLISHING CITY AD VALOREM TAX COLLECTION SUB-STATIONS AT VARIOUS H.E.B. GROCERY STORES AND LA FIESTA SUPERMARKETS OF SAN ANTONIO, INC. WHEREIN THE CITY WILL PAY \$0.50 PER TRANSACTION AT EACH SUB-STATION.

* * * *

Mr. Salas made a motion to approve the proposed Ordinance. Mr. Vásquez seconded the motion.

97-40
September 25, 1997
lmr

Mayor Peak declared the Public Hearing to be open.

Mr. Emil Moncevais, Director of Planning, explained the proposed annexations and spoke to the timeline for those annexations.

The following citizen(s) appeared to speak:

Mr. Fred Reynolds, 1202 Waverly, representing Citizens Advisory Council, spoke against annexing any more property without providing adequate City services.

Mr. Faris Hodge, Jr., 140 Dora, asked the Council to hold off annexing the Stone Oak area for a year because of what he felt was a lack of fire, police, and Emergency Medical services. He also spoke to the need for additional Code Compliance officers and Park Rangers, and stated that a recall election is possible over the issue.

Ms. Julie Oldham, representing the Citizens Advisory Council, spoke against annexing Stone Oak until full city services are available to the remainder of the city.

Mr. Nazarite R.P. Perez, 627 Hearne Avenue, asked for a delay of one year in annexing Stone Oak.

Mr. Jack Finger, P.O. Box 12048, stated his belief that providing City services to Stone Oak will dilute those services elsewhere in the city.

* * * *

There being no further citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

Mr. Vásquez addressed his concern with possible dilution of City services if Stone Oak is annexed and given accelerated or enhanced services not given to other areas of the city.

Mr. Moncevais and Mr. John German, Director of Public Works, explained the services to be provided to Stone Oak upon annexation.

Mr. Alexander E. Briseño, City Manager, explained the services to be provided to newly-annexed areas.

Mr. Vásquez spoke to the need to examine the budget policies before the next annexations, expressing his belief that it is not fair to the rest of the community.

Mr. Briseño and Ms. Terry Brechtel, Director of Budget & Management Services, noted that what is being provided is basic services, not enhanced services, and are available elsewhere in the city, as well.

In response to a question by Mr. Salas, Fire Chief Robert Ojeda spoke to the status of fire stations and EMS operations in Stone Oak, as compared to other City areas, and discussed emergency response times in these areas.

Mr. Salas stated that he might not vote for this proposed annexation.

Mr. Bannwolf explained the lengthy emergency response times to Encino Park, as compared to the better response times to older areas of the city.

Mr. Prado noted that the City is planning to cover the Kelly Air Force Base area with fire protection without new equipment or personnel, and stated his belief that the City could save \$1 million by not annexing these new areas. He urged that there be no annexations this year.

— — —

97-40 PUBLIC HEARING AND SECOND READING OF AN ORDINANCE GRANTING BROOKS FIBER COMMUNICATIONS OF TEXAS, INC., (BROOKS) A 15-YEAR FRANCHISE AGREEMENT.

Mayor Peak declared the Public Hearing to be open on the Second Reading Of An Ordinance Granting Brooks Fiber Communications Of Texas, Inc., (Brooks) A 15-Year Franchise Agreement.

Mr. Octavio Pena, Director of Internal Review, narrated a video presentation on this matter, and spoke to details of the proposed franchise agreement.

There being no citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

Mr. Vásquez made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

Mr. Vásquez spoke to certain complaints against the firms involved in the two Second Readings of franchise ordinances being considered, citing their cuts through streets and private properties, and alleged rudeness of certain of their subcontractors doing the work. He asked that these problems be addressed with the companies concerned.

Discussion ensued concerning the street-cut process involved.

In response to a question by Mr. Salas, Mr. Glen Hodges, attorney representing Brooks, explained how his client handles customer complaints.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Guerrero, Webster.

AN ORDINANCE 86558

GRANTING BROOKS FIBER COMMUNICATIONS OF TEXAS, INC. (BROOKS) A FIFTEEN (15) YEAR FRANCHISE AGREEMENT TO ERECT, CONSTRUCT, RECONSTRUCT, REPLACE, MAINTAIN AND OPERATE A TELECOMMUNICATIONS SYSTEM THAT UTILIZES THE CITY'S PUBLIC RIGHT-OF-WAY; PROVIDING FOR THREE READINGS AND A PUBLIC HEARING; AND SETTING THE EFFECTIVE DATE SIXTY (60) DAYS AFTER THE THIRD AND FINAL READING OF THIS ORDINANCE; AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A FRANCHISE AGREEMENT WITH BROOKS; AND TERMINATING THE CURRENT FRANCHISE AGREEMENT BETWEEN THE CITY AND BROOKS FOR THE USE OF THE CITY'S PUBLIC RIGHT-OF-WAY UPON THE EFFECTIVE DATE OF THIS FRANCHISE AGREEMENT.(TERMINATES ORDINANCE NO. 84473, DATED JULY 25, 1996, AUGUST 15, 1996, AND SEPTEMBER 5, 1996)

* * * *

97-40 PUBLIC HEARING AND THE SECOND READING OF AN ORDINANCE GRANTING MCI METRO ACCESS TRANSMISSION SERVICES, INC. , A FOUR YEAR FRANCHISE AGREEMENT

Mayor Peak declared the Public Hearing to be open.

Mr. Octavio Pena, Director of Internal Review, narrated a video presentation speaking to the details of the proposed franchise agreement with MCI Metro Access Transmission Services, Inc. (MCI).

There being no citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 86559

GRANTING MCI METRO ACCESS TRANSMISSION SERVICES, INC. (MCI) A FOUR (4) YEAR FRANCHISE AGREEMENT TO ERECT, CONSTRUCT, RECONSTRUCT, REPLACE, MAINTAIN AND OPERATE A TELECOMMUNICATIONS SYSTEM THAT UTILIZES THE CITY'S PUBLIC RIGHTS-OF-WAY; PROVIDING FOR THREE READINGS AND A PUBLIC HEARING; AND SETTING THE EFFECTIVE DATE SIXTY (60) DAYS AFTER THE THIRD AND FINAL READING OF THIS ORDINANCE; AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A FRANCHISE AGREEMENT WITH MCI; AND TERMINATING THE CURRENT AGREEMENT BETWEEN THE CITY AND MCI FOR THE USE OF THE CITY'S PUBLIC RIGHTS-OF-WAY UPON THE EFFECTIVE DATE OF THIS FRANCHISE AGREEMENT.(TERMINATES ORDINANCE NO. 62022, DATED NOVEMBER 4, 1985)

* * * * *

Mr. Salas made a motion to approve the proposed Ordinance. Mr. Garza seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Menendez, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Guerrero, Prado, Vásquez, Webster.

**97-40 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE
DECLARING THE DRAINAGE OF THE CITY TO BE A PUBLIC UTILITY**

Mayor Peak declared the Public Hearing to be open.

Mr. John German, Director of Public Works, narrated a video presentation on proposed drainage regulations developed by the Drainage Regulations Committee, a copy of which is made a part of the papers of this meeting. He explained the chronology of the proposed drainage regulations and staff recommendations.

The following citizen(s) appeared to speak:

Mr. Jack W. DeVaughn, Sr., President, Southeast Side Community Organization and Chairman, Salado Creek Nature Trails, spoke to concerns about District 2 drainage problems, the materials to be used in drainage projects and project planning input, and citizen input into projects.

Mr. Gene Dawson, Jr. stated that professional organizations support the proposed Ordinance, and he spoke to its impact, including the possible need for inter-local agreements.

Mr. Charlie Conner and Mr. Norman Dugas, both committee members, spoke in support for the proposed drainage regulations.

Mr. Loris Perkins, speaking for the Open Space Advisory Board, read from a letter from Chairwoman Ms. Susan Rust, supporting the proposed ordinance, and addressed certain concerns raised in the letter.

* * * *

There being no further citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

Mayor Peak thanked everyone involved in the creation of these drainage recommendations, going back to the idea's inception in 1993. He spoke to the damage caused by various flooding events in the city that triggered the new regulations to prevent this from happening again.

Mr. Vásquez noted that these are significant development regulations which will affect how development will occur in San Antonio. He then spoke to how these proposed new regulations might affect the matter of affordable housing.

In response to a question by Mr. Garza, Mr. German discussed the matter of water retention ponds, their costs, and maintenance responsibilities.

In response to a question by Mr. Salas, Mr. German stated that City staff would look into certain problems at J Street Park and along Salado Creek.

Mr. Salas spoke to his desire to set up a study committee to look into what could be done along Salado Creek.

Ms. Guerrero stated that she was glad to see neighborhoods and developers working together.

Mr. Bannwolf commended Mayor Peak and the committee for a good product.

Mr. Menendez noted that floodplains can enhance community open-space recreational areas.

Mr. Bannwolf made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Marbut.

AN ORDINANCE 86711

DECLARING THE DRAINAGE OF THE CITY TO BE A PUBLIC UTILITY; ADOPTING THE PROPOSED DRAINAGE REGULATIONS DEVELOPED BY THE DRAINAGE REGULATIONS COMMITTEE TO REQUIRE ON-SITE DETENTION OF STORMWATER AND ADDITIONAL REGULATION OF STORMWATER CONVEYANCE; ADOPTING A FEE-IN-LIEU OF ON-SITE DETENTION POND POLICY; AUTHORIZING THE FOLLOWING ONE TIME FEES (RESIDENTIAL - \$1,200.00, MULTI-FAMILY - \$1,600.00, NON-RESIDENTIAL LESS THAN 65% IMPERVIOUS COVER - \$2,600.00, GREATER THAN 65% IMPERVIOUS COVER - \$3,000.00 PER ACRE); APPROPRIATING \$100,000.00 FROM THE STORMWATER

97-40

September 25, 1997

lmr

DRAINAGE UTILITY FUND TO PROVIDE FOR STAFFING AND ADMINISTRATIVE COSTS ASSOCIATED WITH THE PROGRAM DURING THE FISCAL YEAR 1997-98; AMENDING THE CITY CODE TO REFLECT SUCH CHANGES INCLUDING AMENDING THE UNIFIED DEVELOPMENT CODE AS FOLLOWS: 1) ARTICLE I, DIVISION 3, ADDING THE DEFINITIONS FOR "DRAINAGE SYSTEM," "STORMWATER DRAINAGE FEE," "SWALE," "WATERCOURSE," AND "WATER SHED" AND AMENDING THE DEFINITION OF FLOOD INSURANCE SITE MAP; 2) ARTICLE II, DIVISION 1, ADDING "DRAINAGE MASTER PLAN," AMENDING IMPACT FEES; AND AMENDING PRELIMINARY OVERALL DEVELOPMENT PLAN (POADP) INFORMATION REQUIREMENTS; AND 3) ARTICLE IV TO REFLECT NEW DRAINAGE REGULATIONS THAT REQUIRE ON-SITE STORMWATER DETENTION OR PAYMENT OF FEE-IN-LIEU OF DETENTION AND REQUIRING COMPLIANCE WITH ADDITIONAL REGULATIONS RELATED TO STORMWATER CONVEYANCE, TO BE EFFECTIVE OCTOBER 20, 1997. (AMENDS CHAPTER 34 AND 35 OF THE CITY CODE)

* * * *

— — —
97-40 It was the consensus of City Council members present to undertake Agenda Item 44 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 86712

AUTHORIZING THE TEMPORARY CLOSURE OF DOLOROSA ALLEY BETWEEN MARKET AND DWYER STREETS FROM 6:00 P.M., MONDAY, SEPTEMBER 29, 1997 UNTIL 6:00 P.M., MONDAY, DECEMBER 29, 1997 FOR THE CONSTRUCTION OF THE INTERNATIONAL CENTER PROJECT, AS REQUESTED BY THE CONVENTION CENTER EXPANSION OFFICE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE OF EIGHT (8) AFFIRMATIVE VOTES; THIS CLOSURE IS LOCATED IN COUNCIL DISTRICT 1.

* * * *

97-40
September 25, 1997
lmr

Mr. Salas made a motion to approve the proposed Ordinance. Mr. Vásquez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Marbut, Bannwolf.

— — —
97-40 The Clerk read the following Resolution:

A RESOLUTION
97-40-35

EXPRESSING CITY COUNCIL'S SUPPORT OF A BID PROPOSAL INVITING THE INTERNATIONAL INSTITUTE OF MUNICIPAL CLERKS TO HOLD ITS 2002 ANNUAL INTERNATIONAL CONFERENCE IN THE CITY OF SAN ANTONIO.

* * * *

Mr. Salas made a motion to approve the proposed Resolution. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Bannwolf.

— — —
97-40 The Clerk read the following Ordinance:

AN ORDINANCE 86713

APPOINTING MEMBERS TO THE GREATER KELLY DEVELOPMENT CORPORATION.(DICK GRANT, DISTRICT 1; MILES CABELL, DISTRICT 2; FRANK HERRERA, DISTRICT 6; THOMAS LARRALDE, DISTRICT 7; TULLOS WELLS, DISTRICT 9.)

* * * *

97-40
September 25, 1997
lmr

Mr. Salas made a motion to approve the proposed Ordinance. Mr. Menendez seconded the motion.

The following citizen(s) appeared to speak:

Mr. Fred Reynolds, representing Citizens Advisory Council, addressed his concern with board members who live outside the city of San Antonio, stating his belief that they do not have the interests of San Antonio at heart.

Mr. Jack Finger, P.O. Box 12048, also spoke to his concern for having non-San Antonio residents appointed to the board of the Greater Kelly Development Corporation.

* * * *

In response to a question by Mr. Vásquez, Acting City Attorney Frank Garza stated that non-profit organizations are exempt from the provisions of the City's ethics ordinance.

Mr. Vásquez made a motion to direct City staff to investigate why non-profit organizations were deleted from the requirements of the City's ethics ordinance. Mr. Prado seconded the motion.

Acting City Attorney Garza then spoke to a background of the exemption, noting that this is a City Council policy issue.

After consideration, the main motion, carrying with it the passage of the Ordinance prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores.

The direction to City staff, as moved by Mr. Vásquez and seconded by Mr. Prado, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores.

Mr. Phil Barshop, also representing the Greater San Antonio Chamber of Commerce, stated his opinion that the section will preserve the spirit and intent of vested rights, under the law.

Mr. Mario Hernandez, representing the Economic Development Foundation, stated that his group does not want to slow San Antonio's economic development.

Ms. Susan Hughes, member of the ad hoc committee which drafted the new section, provided details of negotiations involving all sides, and spoke to her concern that the Edwards Aquifer is not harmed with pollutants.

Mr. Charlie Conner, 13306 Hunters Hollow, stated that he is encouraged that developers and neighborhood representatives are now talking to each other. He spoke to a background summary of the negotiations and its results, but spoke to his concern with a City Council memo about a time-line for this issue, written in the midst of the negotiations. He spoke to the need to hold a public hearing on pollution over the Edwards Aquifer Recharge Zone.

Mr. Ray Hamilton, representing Northside Neighborhoods for Organized Development, noted that the repeal of a state law dealing with vested developer rights produced a level playing field and created a middle-ground for discussion of this issue. He addressed his concern with the rush to get this ordinance on today's agenda, but spoke in support for the ordinance.

Ms. Evelyn Bonavita, representing the League of Women Voters, asked for more time to study the proposed ordinance and see what other cities are doing in this area.

Ms. Paula Piper, President, San Antonio Conservation Society, spoke to the need to have a full hearing on the proposed ordinance, and asked that its adoption be delayed for study.

Mr. David Foster, representing Clean Water Action, spoke to the need to protect the Edwards Aquifer, and stated that he objects to the ordinance process and the sped-up in its approval. He asked that the issue be postponed one month, and addressed how the City of Austin handled this issue. He spoke against the time-line for completion of developments.

Ms. Jody Sherrill, 8503 Knights Knoll, representing San Antonio Coalition of Neighborhood Associations and Northwest Neighborhood Alliance, stated that this is a good first step, but that her constituents need time to study the ordinance.

Mr. Ermani Falcone, 9322 Beowulf, stated that he personally agreed with the compromise, but his organization has not had time to study it. He asked for a delay in the vote so that neighborhoods can study the matter over the next 30 days.

Mr. Norman Dugas, 10115 Pemhaven, urged the passage of the proposed ordinance, stating his belief that this is a long-term economic development project, and he spoke to examples.

Ms. Annalisa Peace, 247 Army Blvd., spoke against the compromise, and addressed the need to protect the aquifer.

Mr. Lewis Westerman spoke to the background of the demise of House Bill 4, and committee actions leading up to this proposed ordinance.

Mr. Mike Harris, President, San Antonio Manufacturers Association, urged passage of the proposed ordinance to preserve the economic development of San Antonio.

Mr. Jerry Morrissey, representing the Alamo Group of the Sierra Club, congratulated the process which created the proposed ordinance, but stated that his group cannot endorse it until its details have been studied.

Ms. Danielle Milam, committee member, stated that the committee worked on this proposed ordinance for some 12 days with little information available, and spoke to the need for the public to study it. She spoke against rushing into this ordinance, voicing her concern with creating new rights for developers.

Mr. Steve Avery spoke of the need to take the issue to the citizens, and urged a delay in the action to approve the ordinance.

Mr. John Salmons, 214 Meadow Glen, President, Greater San Antonio Homebuilders Association, spoke in support for the proposed ordinance and for affordable housing, stating that developers need to know that their costs will remain stationary.

Mr. Gene Dawson, Jr., 555 East Ramsey, committee member, spoke of the need for the proposed ordinance in order to maintain the vested rights of the developers, and spoke to the importance of the developer/real estate community. He asked for passage of the ordinance today.

Mr. David Earl, 11239 Jade Spring, committee member, stated his belief that this is a good consensus document which replaces a state law which had been in effect for 10 years. He noted that the proposed ordinance is more restrictive than the old state law, and urged its passage.

Mr. Fred Reynolds, 1202 Waverly, representing Citizens Advisory Council, spoke against rushing into passage of the proposed ordinance.

* * * *

Mayor Peak spoke to a background of the issue and the advantages of the proposed ordinance. He noted that the WorldCom development is on hold due to uncertainty in this area, and is looking to City Council's action today.

Ms. Rebecca Waldman, Assistant to the City Manager, stated that the City spoke with WorldCom representatives earlier today, and noted that their option on purchase of Brooks Communications ends at the end of the month. She stated that they are concerned with the status of the proposed development, in light of the Council's decision.

Mayor Peak outlined details of the WorldCom issue and the effects of removal of the "grandfathering" law. He noted that the Council still can re-work the development rules, and called this a compromise.

Mr. Garza spoke to his concern with the timing issue, and promised to involve citizens in major issues. He spoke in support for the committee and its work, but stated he cannot support it without a temporary delay to discuss it with the neighborhoods and check possible legal loopholes. He stated that he would be moving for a two-week delay in this matter, noting that he had spoken to WorldCom representatives, and expressed his belief that this decision is up to the local people. He spoke to the need to assure WorldCom that their development is important to San Antonio.

There being no further citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Webster seconded the motion.

After discussion, Mr. Garza made a motion to postpone action on the proposed ordinance for two weeks. Mr. Salas seconded the motion.

97-40
September 25, 1997
lmr

Ms. Guerrero noted that this issue is urgent to the development and the lending industries, and noted that San Antonio cannot afford to lose out on new jobs. She spoke to the need to send a message of stability to WorldCom and other industries looking at San Antonio, and spoke in support for the main motion.

Mr. Webster noted that time is of the essence, and the committee has worked hard on this compromise. He noted that the City Council memo in question was signed in order to assure WorldCom of the Council's commitment. He noted that time is limited and the Council needs to make a decision, calling it a matter of landowners' rights.

Mr. Frank Garza, Acting City Attorney, stated that he has had two staff attorneys working on this issue, full time, and the matter also has been evaluated by an outside attorney. He stated his belief that the proposed ordinance has had sufficient review time and is legally defensible.

Mr. Vásquez spoke in objection to the process used to prepare the ordinance, and stated his opinion that the issue is not 'developer versus environmentalist'. He spoke in support for the main motion, and stated his desire that future such committees include representatives of District 5.

Mr. Menendez stated that he has explained the issues to his District 6 community leaders, and spoke in support for the main motion, noting that Council can 'tweak' the matter later.

Mr. Salas stated that he has no problem with a delay of two weeks in the vote.

Mr. Prado noted that jobs are a key matter, and he spoke in support for passage of the proposed ordinance.

Mr. Bannwolf noted that Council agree that this is a good Ordinance, and that the issue has been before us for the past two and one-half months. He spoke to his briefings to District 9 leaders and their support. He stated that WorldCom may have 3,000 well-paying jobs, eventually, in San Antonio, and he spoke in support for the main motion.

At this time, the substitute motion failed to carry by the following vote: **AYES:** Salas, Garza. **NAYS:** Flores, Guerrero, Prado, Vásquez, Menendez, Marbut, Bannwolf, Webster, Peak. **ABSENT:** None.

The main motion, carrying with it the passage of the following Ordinance, then prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 86715

AMENDING CHAPTER 35, ARTICLE I, DIVISION 2 ADMINISTRATION AND ENFORCEMENT OF THE SAN ANTONIO CITY CODE BY ADDING A NEW SECTION 35-1027 (ENTITLED "DEVELOPMENT PERMITS") TO ESTABLISH CRITERIA FOR ALLOWING DEVELOPMENT PROJECTS TO CONTINUE UNTIL COMPLETION UNDER SPECIFIC CIRCUMSTANCES UNDER THE DEVELOPMENT RULES AND REGULATIONS IN PLACE AT THE INITIATION OF THE CITY'S PERMITTING PROCESS; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE OF EIGHT (8) AFFIRMATIVE VOTES.

* * * *

— — —
97-40 City Council recessed its regular meeting at 8:27 P.M. for dinner, and reconvened at 9:00 P.M.

— — —
97-40 The Clerk read the following Ordinance:

AN ORDINANCE 86716

AMENDING PRIOR APPROPRIATIONS; CLOSING ACCOUNTING RECORDS IN CERTAIN FUNDS; CARRYING FORWARD CERTAIN FUNDS; APPROPRIATING FUNDS FOR REQUIREMENTS IN CITY PROJECTS AND DEPARTMENTS; AND APPROPRIATING CERTAIN CAPITAL PROJECT FUNDS.

* * * *

97-40
September 25, 1997
lmr

Mr. Flores made a motion to approve the proposed Ordinance. Mr. Webster seconded the motion.

Ms. Terry Brechtel, Director of Budget and Management Analysis, narrated a brief video presentation on the 'closing ordinance'.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Prado, Vásquez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Guerrero, Menendez, Marbut.

— — —
97-40 The Clerk read the following Resolution:

A RESOLUTION
97-40-36

REAFFIRMING THE CITY'S COMMITMENT TO MAINTENANCE OF THE SAN ANTONIO RIVER; AUTHORIZING THE CITY MANAGER TO NEGOTIATE AN AGREEMENT WITH BEXAR COUNTY THAT PROVIDES FOR COOPERATIVE EFFORTS TO IDENTIFY PUBLIC AND PRIVATE FUNDING FOR IMPROVEMENTS TO THE RIVER AND FOR THE MAINTENANCE OF THE RIVER BY THE CITY; PLEDGING A COOPERATIVE EFFORT TO DETERMINE THE APPROPRIATE SEQUENCING OF IMPROVEMENTS; REQUESTING BEXAR COUNTY COMMISSIONER'S COURT TO AUTHORIZE THE SAN ANTONIO RIVER AUTHORITY TO BEGIN PRELIMINARY ENGINEERING FOR POTENTIAL FLOOD CONTROL IMPROVEMENTS TO THE RIVER AND TO BEGIN ENGINEERING FOR RESTORATION OF RIVER WALL FAILURES BETWEEN HOUSTON AND LEXINGTON STREETS.

* * * *

Mr. Flores made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

Mr. John German, Director of Public Works, narrated a video presentation and noted that City Council had reviewed this issue during "B" Session last week. He then spoke to staff recommendations.

Mayor Peak spoke to the need for commitments on the part of the City in order to improve the river.

97-40
September 25, 1997
lmr

Mr. Vásquez then offered an amendment to authorize City staff to negotiate with Bexar County to seek funding from San Antonio River Authority for various sections of the river work, including \$15 million for Sections 1 and 2, and \$15 million for Section 3. Ms. Guerrero seconded the motion.

Discussion then took place concerning specifics of the negotiations with Bexar County, and who would appropriate the funds and make contracts with San Antonio River Authority for the work to be done.

Discussion also took place on any possible postponement of the amendment in order to allow time for City staff to study the matter, after which both the maker and seconder of the amendment agreed to withdraw their motion.

The main motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Garza, Bannwolf, Webster, Peak. **NAYS:** None. **ABSENT:** Menendez, Marbut.

— — —
97-40 The Clerk read the following Ordinance:

AN ORDINANCE 86717

AMENDING ORDINANCE NO. 85918, WHICH APPROVED THE ICG TELECOM GROUP, INC. (ICG) FRANCHISE AGREEMENT, BY INCLUDING LANGUAGE WHICH WILL REQUIRE ICG TO ROUTINELY ABATE GRAFFITI ON THEIR FACILITIES.

* * * *

Mr. Flores made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

Mr. Octavio Pena, Director of Internal Review, briefly explained the amendment to the existing franchise agreement with ICG Telecom Group, Inc.

Discussion took place concerning the ramifications of any non-compliance.

97-40
September 25, 1997
lmr

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Marbut.

— — —

97-40 The Clerk read the following Ordinance:

AN ORDINANCE 86718

AMENDING ORDINANCE NO. 85917, WHICH APPROVED THE SOUTHWESTERN BELL TELEPHONE COMPANY (SWBT) FRANCHISE AGREEMENT, BY INCLUDING LANGUAGE WHICH WILL REQUIRE SWBT TO ROUTINELY ABATE GRAFFITI ON THEIR FACILITIES.

* * * *

Mr. Flores made a motion to approve the proposed Ordinance. Mr. Webster seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Marbut.

— — —

97-40 Agenda Item 52, being a proposed ordinance approving the terms and conditions and authorizing the execution of a three (3) year contract for Emergency Medical Services (EMS) with the Bexar County Hospital District d/b/a University Health System to provide services to citizens of unincorporated Bexar County effective October 1, 1997 through September 30, 2000 for a fee determined by pro-rata share of run minutes, pro-rata share of residential electrical connections and the EMS net operating budget for each respective fiscal year, was earlier removed from consideration by the City Manager.

— — —

97-40
September 25, 1997
lmr

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Prado, Vásquez, Menendez, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Guerrero, Marbut.

— — —

97-40

CITIZENS TO BE HEARD

MR. HART MURPHY

Mr. Murphy, 3119 Sagehill, spoke to the Council regarding the public art Ordinance and asked the City Council to support funding for the arts and support the present Ordinance.

* * * *

NAZERITE R.F. PEREZ

Mr. Perez, 627 Hearne Avenue, spoke his observations of current events and liken life to being "like a bullfrog".

* * * *

MR. FARIS HODGE, JR.

Mr. Faris Hodge, 140 Dora, spoke to the City Council on several issues including his suggestion that the City Council review the curfew ordinance in six months. He also asked that City Council hire more firefighters and EMS Technicians. He spoke against the current one percent for arts Ordinance.

* * * *

MR. RAY LEWIS

Mr. Lewis, 1224 Country Road, spoke to the City Council regarding recent court actions which occurred which resulted in his son being taken off the list to begin training at the Fire Academy.

97-40
September 25, 1997
lmr

A discussion ensued regarding this recent lawsuit and Mr. Frank Garza, acting City Attorney, spoke to the City Council regarding three separate lawsuits being filed against the Fire Department recently which resulted in several persons which were to begin training getting displaced.

A discussion also took place regarding the pending trial which is to begin in three weeks.

In response to Council questions, Fire Chief Robert Ojeda explained the "conditional offer of employment" statement.

* * * *

MR. LOUIE RUSTON

Mr. Ruston, 3002 Spokane, spoke on the fire academy issue and stated that his own son had been "bumped" off the list by the Court. He asked that his son and others who were taken off the list be added to the class beginning on Monday.

* * * *

MR. STEVEN AVERY

Mr. Avery spoke on the issue of public art and asked the City Council to support the present arts Ordinance.

* * * *

MR. MICHAEL RANKIN

Mr. Michael Rankin, President of the Firefighters Union, spoke regarding the fire issue discussion and stated that proper procedures were not followed. He also spoke to the reason why the Union had to intervene in this particular Court

At this time a discussion took place between Mr. Rankin and the Council regarding the authorized number of positions; the number of fire trainees scheduled to begin the class and prior history of the number of persons in a class.

In response to a question by Council, Acting City Attorney Garza stated that were the Court to order additions to the present class, the City would be forced to be obliged to follow the order.

* * * *

MR. DOUGLAS JONES

Mr. Jones, firefighters 735 W. Magnolia, stated that capacity of a class is not the issue and that more firefighters are needed in the field. He asked the City Council to take this class to a maximum capacity.

* * * *

MR. JERRY CORTES

Mr. Cortes, firefighters 6822 Forest Meadow, stated that he had brought this issue up to the City and stated that the City was in violation of state law. He stated that his wife had no recourse but to file a lawsuit against the Fire Department.

* * * *

DR. RAPHAEL GUERRA

Dr. Guerra spoke on behalf of the public art Ordinance and stated that as a member of PICASA he is concerned about the possibility of rescinding this Ordinance.

* * * *

MR. PEDRO PRECIADO

Mr. Preciado, 3300 W. Commerce, stated that the Public Works Department and Code Compliance Department did not do an effective job of cutting the weeds in his area.

Mayor Peak asked Mr. Preciado to meet with a representative of the City Manager's Office to address the specific area.

* * * *

MS. UTE MAROTTA

Ms. Marotta stated that she is concerned about the operations at the SAMM Shelter. She had been living there and is now living back on the streets. She also stated that the San Antonio Police Department is harassing her.

* * * *

MR. CHRIS ACRES

Mr. Chris Acres, a client of the Center for Health Care Services, asked the City Council to work with this agency to find a place for expansion.

Mr. Chris Brady, Assistant to the City Manager, stated that the City has been working with this agency to try to find areas for new facilities.

Mr. Acres also stated that more police officers are needed to patrol the area around the Regency Falls Apartments.

* * * *

MR. LEWIS

Mr. Lewis approached the City Council again regarding what the individuals who were told they could begin class on Monday only to be told different at a later time.

* * * *

MS. ELLEN RIOJAS CLARK

Ms. Clark spoke to the City Council regarding the importance of art in our city and asked the City Council to be proactive not reactive. She spoke in support of retaining the present Arts Ordinance.

* * * *

— — —

97-40 At this point, Mr. Frank Garza, Acting City Attorney, suggested in order to brief the City Council on the pending lawsuits against the Fire Department, he asked that the City Council convene in Executive Session.

Mayor Peak recessed the A Session meeting at 11:10 P.M. for the purpose of receiving a briefing by the Acting City Attorney on the pending lawsuits against the Fire Department.

Mayor Peak reconvened the A Session at 12:00 A.M. on September 26, 1997 and stated that the City Council had been briefed on the above stated matter, but had not taken any official action.

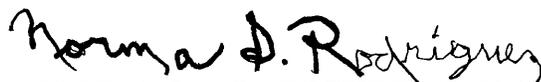
97-40 There being no further business to come before the Council, the meeting was adjourned at 12:01 A.M. September 26, 1997.

A P P R O V E D



HOWARD W. PEAK
M A Y O R

Attest:


NORMA S. RODRIGUEZ, CMCAAE
City Clerk

97-40
September 25, 1997
lmr