

AN ORDINANCE      2011-04-21-0335

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

\* \* \* \* \*

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

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

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

**SECTION 1.** Chapter 35, Unified Development Code, Section 35-304, Official Zoning Map, of the City Code of San Antonio, Texas is amended by changing the zoning district boundary of Lot 26, Block 120, NCB 227 and Lots 7 through 15, Block 118, NCB 228 from "I-2 AHOD" Heavy Industrial Airport Hazard Overlay District to "C-3 S IDZ AHOD" General Commercial Infill Development Zone Airport Hazard Overlay District with a Specific Use Authorization for a Correctional Institution.

**SECTION 2.** The City Council finds as follows:

- A. The specific use will not be contrary to the public interest.
- B. The specific use will not substantially nor permanently injure the appropriate use of adjacent conforming property in the same district.
- C. The specific use will be in harmony with the spirit and purpose as set forth in Section 35-423, Specific Use Authorization, of the Unified Development Code.
- D. The specific use will not substantially weaken the general purposes or the regulations as set forth in Section 35-423, Specific Use Authorization, of the Unified Development Code.
- E. The specific use will not adversely affect the public health, safety and welfare.

**SECTION 3.** The City Council finds that the following conditions shall be met to insure compatibility with the surrounding properties:

- A. Correctional institution uses shall be limited to a restitution center, defined as follows:  
Restitution center. A community-based corrections facility, which provides twenty-four-hour close supervision and a highly structured environment for non-violent felons.

Offenders are confined to the center except to go to their place of employment, to perform community service work, or to attend education or rehabilitation programs.

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

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

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

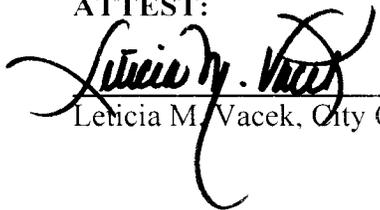
**SECTION 7.** This ordinance shall become effective May 1, 2011.

**PASSED AND APPROVED** this 21<sup>st</sup> day of April 2011.



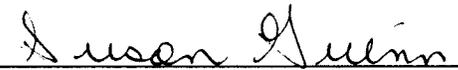
M A Y O R  
Julián Castro

ATTEST:



\_\_\_\_\_  
Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



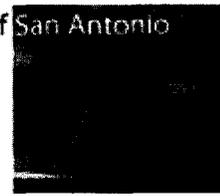
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for Michael D. Bernard, City Attorney



Request for

# COUNCIL ACTION

City of San Antonio



## Agenda Voting Results - Z-3

<b>Name:</b>	Z-1, P-2, Z-3, Z-4, Z-5, Z-7, Z-8						
<b>Date:</b>	04/21/2011						
<b>Time:</b>	02:25:35 PM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	ZONING CASE # Z2011066 S (District 5): An Ordinance amending the Zoning District Boundary from "I-2 AHOD" Heavy Industrial Airport Hazard Overlay District to "C-3 S IDZ AHOD" General Commercial Infill Development Zone Airport Hazard Overlay District with a Specific Use Authorization for a Correctional Institution on Lot 26, Block 120, NCB 227 and Lots 7 through 15, Block 118, NCB 228 located at 800 Buena Vista Street and 826 Monterrey Street. Staff and Zoning Commission recommend approval, with one condition, pending plan amendment.						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Julián Castro	Mayor		x				
Mary Alice P. Cisneros	District 1		x				x
Ivy R. Taylor	District 2		x				
Jennifer V. Ramos	District 3		x				
Philip A. Cortez	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Justin Rodriguez	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x			x	
John G. Clamp	District 10		x				

