

AN ORDINANCE 2009-05-07-0360

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 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 0.377 of an acre out of NCB 8785 from "I-1" General Industrial District to "L" Light Industrial District.

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

SECTION 3. 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 4. 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 5. This ordinance shall become effective May 17, 2009.

PASSED AND APPROVED this 7<sup>th</sup> day of May 2009.

  
M A Y O R

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
For City Attorney

<b>Agenda Item:</b>	<b>Z-1 ( in consent vote: P-1, Z-1, Z-2, Z-5, Z-7, Z-8 )</b>						
<b>Date:</b>	05/07/2009						
<b>Time:</b>	06:08:26 PM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	ZONING CASE # Z2009050 (District 5): An Ordinance amending the zoning district boundary from "I-1" General Industrial District to "L" Light Industrial District on 0.377 acres out of NCB 8785 located at 227 New Laredo Highway (US Highway 81). Staff and Zoning Commission recommend approval.						
<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>
Phil Hardberger	Mayor	x					
Mary Alice P. Cisneros	District 1		x				
Sheila D. McNeil	District 2		x				
Jennifer V. Ramos	District 3		x				
Philip A. Cortez	District 4		x				
Lourdes Galvan	District 5		x				
Delicia Herrera	District 6		x				x
Justin Rodriguez	District 7		x				
Diane G. Cibrian	District 8		x			x	
Louis E. Rowe	District 9		x				
John G. Clamp	District 10		x				

**Z2009050**

January 15, 2009

**FIELD NOTES**

a 0.377 acre tract of land out of that certain 3.210 acre tract of land described in Special Warranty Deed from W. ROSS VAIL, acting by and through his authorized agent and attorney in fact, RANDALL S. VAIL, and RANDALL S. VAIL, individually, and as Independent Executor of the Estate of DELVERENE POULTON VAIL, Deceased, and as Trustee of the Testamentary Trust(s) established under Probate Cause No. 2005-PC-3204 of Bexar County, Texas, to RANDALL S. VAIL, individually, dated November 14, 2005, recorded in Volume 11797 at Page 1247 of the Real Property Records of Bexar County, Texas and being situated within the corporate limits of the City of San Antonio, in N.C.B. 8785, and being more particularly described, as follows:

BEGINNING at a point on the Northeast right-of-way line of a 100 foot wide S.A.U. & G. R.R. right-of-way, the most Southerly corner of the herein described tract, said point being Northwesterly - 101.19 feet along said right-of-way line along the arc of a circular curve to the left, whose radius is 5779.65 feet, from its intersection with the Northwest right-of-way line of the New Laredo Highway;

THENCE N. 14° 47' 04" W. - 201.16 feet along the said right-of-way, to a point in same, the most Westerly corner of the herein described tract;

THENCE N. 76° 12' 30" E. - 86.25 feet to the most Northerly corner of the herein described tract;

THENCE S. 13° 43' 40" E. - 144.32 feet a point;

THENCE N. 75° 55' 23" E. 11.00 feet to a corner;

THENCE S. 14° 04' 37" E. - 14.30 feet to a corner;

THENCE S. 75° 55' 23" W. - 12.10 feet to a corner;

THENCE S. 14° 04' 37" E. - 12.60 feet to a corner;

THENCE S. 75° 55' 23" W. - 21.60 feet to a corner;

THENCE S. 14° 05' 37" E. - 29.50 feet to a corner; and

THENCE S. 75° 55' 23" W. - 60.20 feet, to the POINT OF BEGINNING.

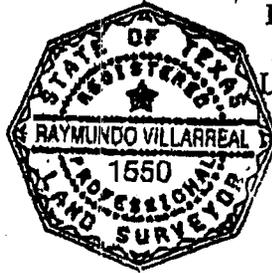
**EXHIBIT A**

**72009050**

CONTAINING 16,440.90 square feet or 0.377 acres of land, more or less.

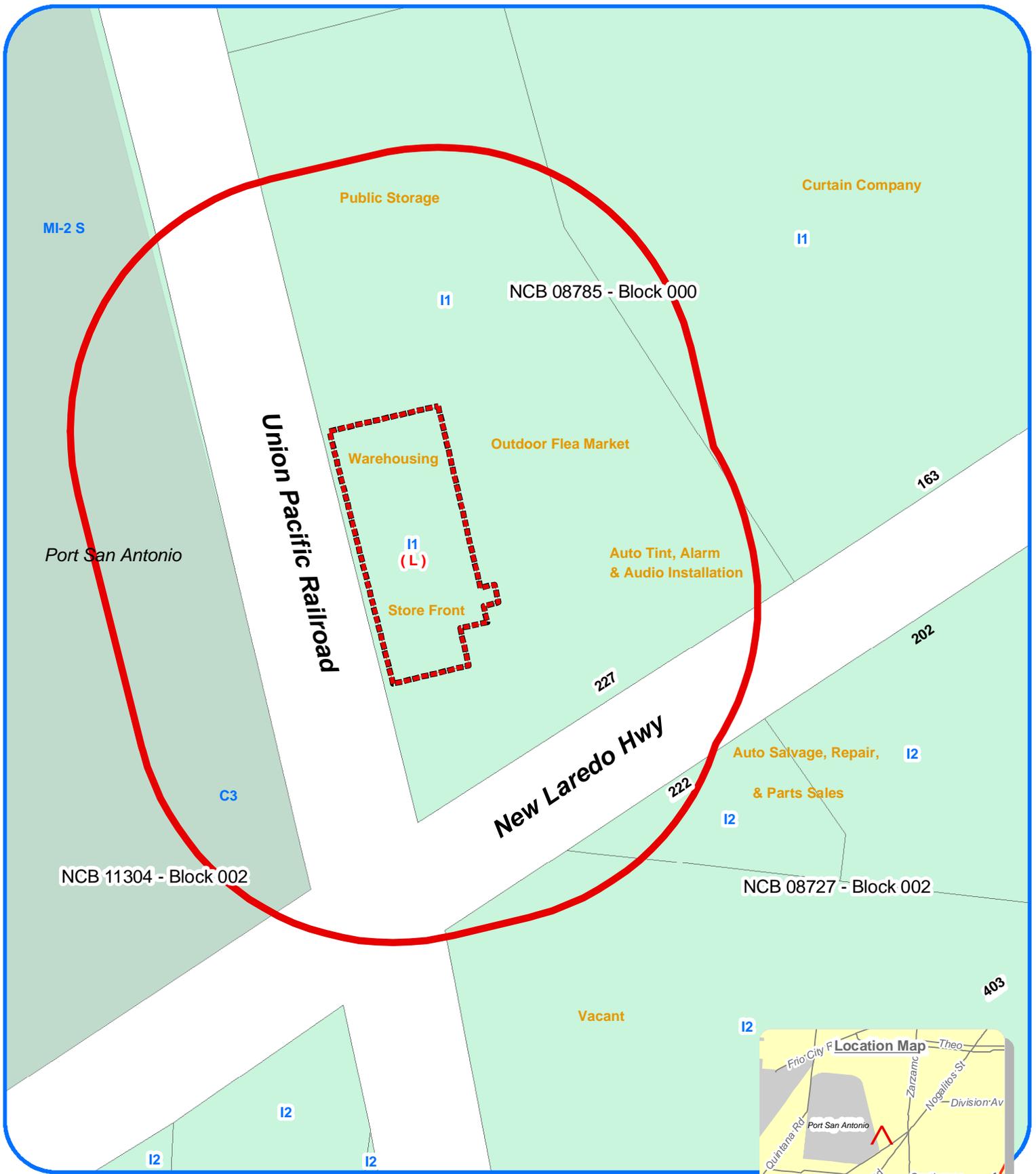
NOTE: BASE BEARING = S. 56° 28' 00" W., from TxDot R.O.W. map.

Job No. 12527-D-01-09



*Raymundo Villarreal*  
RAYMUNDO VILLARREAL

Registered Professional  
Land Surveyor No. 1550



## Zoning Case Notification Plan

### Case Z2009050

Council District 5

Scale: 1" approx. = 100'

Subject Property Legal Description(s): 0.377 acres out of NCB 8785

#### Legend

- Subject Property  (0.377 Acres)
- 200' Notification Buffer
- Current Zoning **R6**
- Requested Zoning Change **(R6)**
- 100-Year FEMA Floodplain



Planning & Development Services Dept  
City of San Antonio  
(02/19/2009 - E Hart)

**AFFIDAVIT OF PUBLICATION**

Before me, the undersigned authority, on this day personally appeared Helen I. Lutz, who being by me duly sworn, deposes and says that she is the Publisher of ***The Hart Beat***; that said newspaper is generally circulated in San Antonio, Bexar County, Texas; that the attached notice was published in said newspaper on the following date(s):

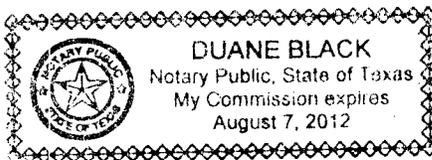
**May 11, 2009**

Subscribed and sworn to before me this 11th day of May, 2009, to certify which witness my hand and seal of office.

**PUBLIC NOTICE**

**AN ORDINANCE**  
**2009-05-07-0360**

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 0.377 of an acre out of NCB 8785 TO WIT: From "I-1" General Industrial District to "L" Light Industrial District. "THE PEN-ALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".  
5/11



*Helen I. Lutz, Publisher*

*Notary Public in and for the State of Texas*

Duane Black

*Name of Notary*

*My commission expires August 7, 2012*