

AN ORDINANCE **42754**

AMENDING CHAPTER 42 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

\* \* \* \* \*

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

SECTION 1. That Section 42-22 of Chapter 42 of the City Code that constitutes the comprehensive zoning ordinance of the City of San Antonio be and the same is hereby amended, so that it shall hereafter include the following described changes in classification and the rezoning of the hereinafter designated property, to-wit:

(CASE NO. 5163 )

The rezoning and reclassification of property from "B" Two Family Residential District to "B-2" Business District, listed below as follows:

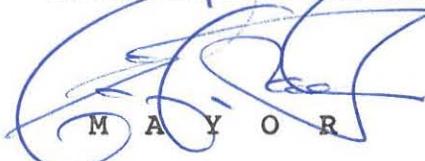
1.68 acres out of NCB 10866, located on the northeast side of Goliad Road, being approximately 1455.61' southeast of the intersection of Interstate Highway 37 Expressway and Goliad Road; having 210' on Goliad Road with a maximum depth of 319.3', being further described by field notes filed in the Office of the City Clerk.

Providing that proper replatting is accomplished.

SECTION 2. That all other provisions of said Chapter 42, as amended, shall remain in full force and effect, including the penalties for violations as made and provided in Section 42-11.

SECTION 3. That the Director of Planning shall change his records and zoning maps in accordance herewith and the same shall be available and open to the public for inspection.

PASSED AND APPROVED this 6<sup>th</sup> day of September 1973.

  
M A Y O R

Charles L. Becker

ATTEST:   
C I T Y C L E R K

APPROVED AS TO FORM: \_\_\_\_\_  
City Attorney

DISTRIBUTION

ITEM NO. I.

SEP 6 1973

MEETING OF THE CITY COUNCIL DATE: \_\_\_\_\_

MOTION BY: Rory SECONDED BY: San Martin

ORD. NO. 42754 ZONING CASE 5163

RESOL. \_\_\_\_\_ PETITION \_\_\_\_\_

AVIATION DIRECTOR	
BUILDING & PLANNING ADMIN.	<u>✓</u>
CITY WATER BOARD	
COMMERCIAL RECORDER	<u>1</u>
COMMUNITY DEVELOPMENT OFFICER	
COMMUNITY ANALYSIS DIVISION	
COMPREHENSIVE PLANNING	
CONVENTION BUREAU	
CONVENTION CENTER	
FINANCE DIRECTOR	
ASSESSOR	<u>1</u>
BUDGET	
CONTROLLER	
TREASURY DIVISION	
FINANCE-MODEL CITIES	
FINANCE-GRANT SECTION	
INTERNAL AUDIT	
MANAGEMENT ANALYSIS	
PROPERTY RECORDS	
FIRE CHIEF	
HEALTH DIRECTOR	
HEMISFAIR PLAZA	
LAND DIVISION	
LEGAL	
BACK TAX ATTORNEY	
LIBRARY DIRECTOR	
MARKET & PARKING	
MODEL CITIES	
MUNICIPAL COURTS	
PARKS & RECREATION DEPT.	
PERSONNEL DIRECTOR	
POLICE CHIEF	
PRESS ROOM	
PUBLIC INFORMATION	
PUBLIC WORKS DIRECTOR	
ENGINEERING DIV.	
ENGINEERING - SEWERS	
PUBLIC SAFETY - ASSOC. MGR.	
PURCHASING	
SPECIAL SERVICES	
TRAFFIC & TRANSPORTATION	
ASSOC. MGR. C. GUERRA	

COUNCIL MEMBER	ROLL CALL	AYE	NAY
LILA COCKRELL PLACE NO. 1		<u>at</u>	
DR. JOSE SAN MARTIN PLACE NO. 2		<u>✓</u>	
CHARLES L. BECKER PLACE NO. 3		<u>✓</u>	
REV. CLAUDE BLACK PLACE NO. 4		<u>✓</u>	
GLENN LACY PLACE NO. 5		<u>✓</u>	
CLIFFORD MORTON PLACE NO. 6		<u>✓</u>	
ALFRED BECKMANN PLACE NO. 7		<u>✓</u>	
ALVIN G. PADILLA, JR. PLACE NO. 8		<u>at</u>	
LEO MENDOZA, JR. PLACE NO. 9		<u>at</u>	

planning

no opp.

replanning

**73-48**

ORDER NO. 141347

DATE: May 22, 1973 - CCW

FIELD NOTE DESCRIPTION:

1.68 acres, more or less, being out of the Justo Esqueda Survey No. 100, Abstract 213, situated within Bexar County, Texas; said 1.68 acres of land being the S. part of a 5.48 acre tract conveyed to T. D. Fountain by Louis Polk and wife, recorded in Volume 1578, Page 627, of the Bexar County Deed Records, and being more particularly described as follows:

BEGINNING at the S. W. corner of a tract conveyed to Archie Fountain by T. D. Fountain, by Deed recorded in Volume 2243, Page 289, of the Bexar County, Deed Records, for the N. W. corner of this tract;

THENCE in Southeasterly direction and along the East line of Goliad Road to S. W. corner of aforesaid 5.48 acre tract for S. W. corner of this tract;

THENCE Easterly with fence 224 feet, to S. E. corner of said 5.48 acre tract for S. E. corner of this tract;

THENCE N.<sup>185'</sup> with fence along E. line of said 5.48 acre tract to S. E. corner of said Archie Fountain tract;

THENCE W.<sup>319.3'</sup> with S. line of Archie Fountain tract to PLACE OF BEGINNING.

DATE August 16, 1973

TO: CITY CLERK

REQUEST FOR NOTICE FOR PUBLIC HEARING:

CASE 5163 NAME Seymour Palans

The rezoning and reclassification of:

1.68 acres out of NCB 10866, being further described by field notes filed in the office of the Building and Planning Administration Department.

FOR INFORMATION ONLY

Located on the northeast side of Goliad Road, being approximately 1455.61' southeast of the intersection of Interstate Highway 37 Expressway and Goliad Road; having 210' on Goliad Road with a maximum depth of 319.3'.

FROM: "B" Two Family Residential District

TO: "B-2" Business District

The Planning and Zoning Commission has recommended that this request of change of zone be approved by the City Council.

BUILDING AND PLANNING ADMINISTRATION

APPLICANT: Seymour Palans

ZONING CASE 5163

DATE OF APPLICATION: June 4, 1973

Appeal Case

Yes \_\_\_\_\_

No XXX

LOCATION OF PROPERTY:

1.68 acres out of NCB 10866, being further described by field notes filed in the office of the Building and Planning Administration Department.

FOR INFORMATION ONLY

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ZONING CHANGE REQUESTED:

From "B" Two Family Residential District to "B-2" Business District.

ZONING COMMISSION PUBLIC HEARING ON AUGUST 1, 1973:

Information Presented by Applicant:

Mr. Seymour Palans, stated to the Commission that this particular property is almost surrounded by retail and therefore, he is requesting the same type of zoning.

IN OPPOSITION:

There was no opposition present.

STAFF RECOMMENDATIONS:

Discussion:

Property in question fronts onto a major arterial with other uses and zoning classifications which are compatible with the requested change. The staff has no objections to this request.

Recommendations:

Approval  
Proper platting

Traffic and Transportation Department Recommendations:

A report from the Traffic Department states that Goliad Road is adequate to handle traffic generated with proper location of access and off-street parking.

Results of Notices Received Before Hearing:

There were eleven notices mailed to the surrounding property owners; none returned in opposition and two notices returned in favor. One notice was returned indifferent and two were returned "unclaimed".

COMMISSION ACTION:

By a vote of nine in favor the Commission recommended approval of this request.

Reasons for Action:

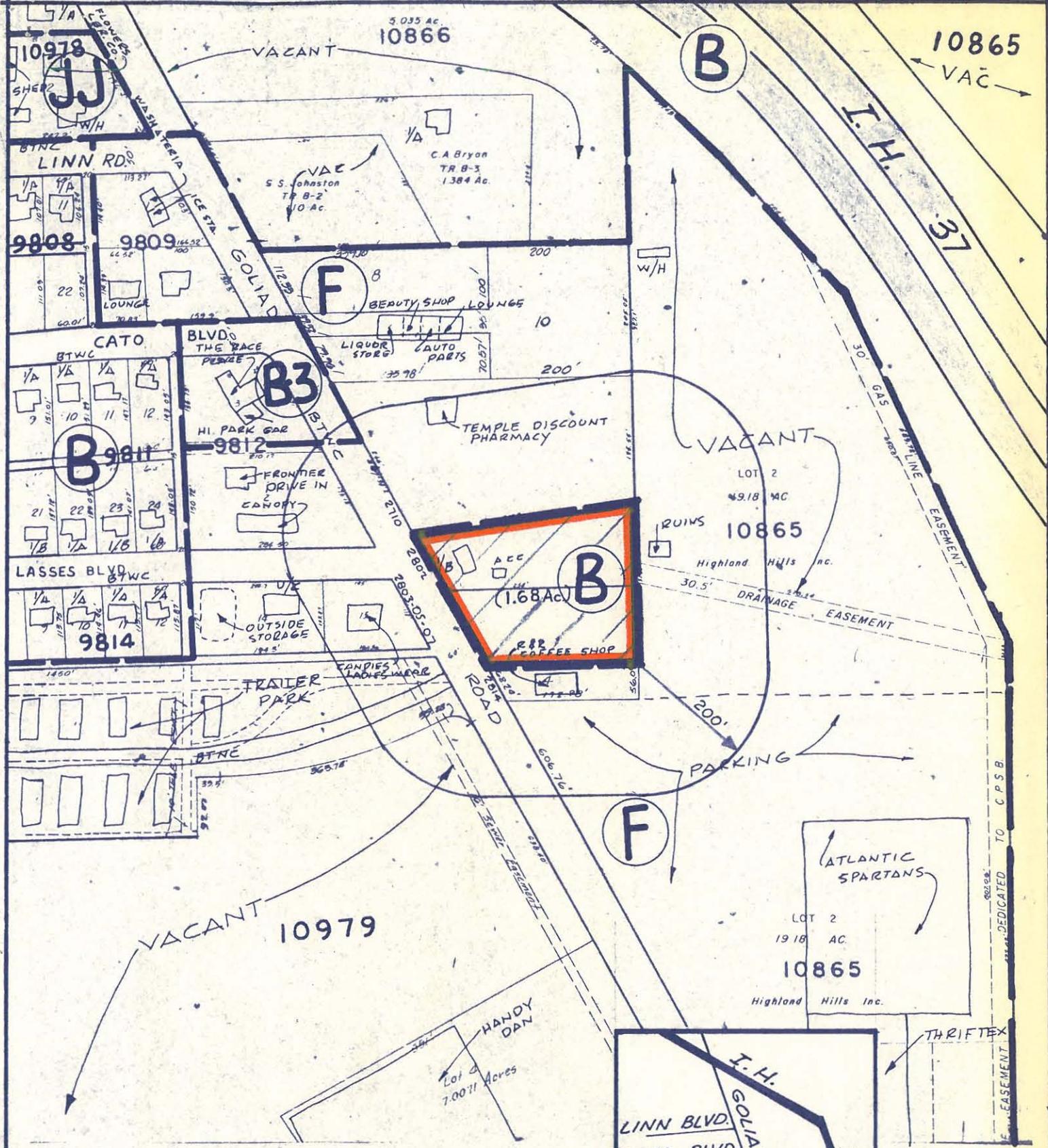
- (1) Property is located on the northeast side of Goliad Road.
- (2) It is directly across Goliad to the east from the intersection of Goliad and Lasses Blvd.
- (3) Property is surrounded on three sides, north, east and south by retail zoning.
- (4) There is "B-3" zoning to the northwest of the subject property.
- (5) Goliad is a major arterial street along which business uses have become the pattern.
- (6) The petition would be in harmony with and compatible with the surrounding uses.

Other Recommendations:

It is further recommended that the property be replatted and that applicant work with the Traffic Department.

RESULTS OF NOTICES FOR COUNCIL HEARING:

(To be provided at Council Hearing.)



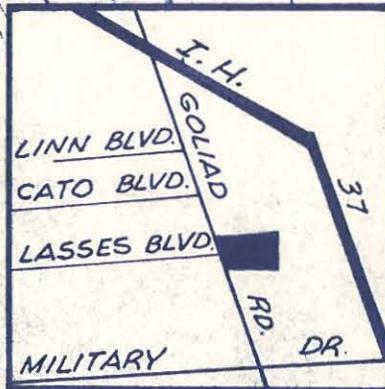
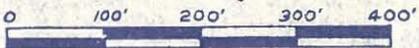
# ZONING CASE 5163

REQUESTED ZONING CHANGE

FROM "B" TWO FAM. RES. TO "B-2" BUS. DIST.

DATE SEPTEMBER, 1973

SCALE



NORTH

DEPT. OF BUILDING &  
 PLANNING ADMINISTRATION  
 SAN ANTONIO, TEXAS

# Affidavit of Publisher

THE STATE OF TEXAS, }

COUNTY OF BEXAR  
CITY OF SAN ANTONIO }

Before me, the undersigned authority, on this day personally appeared \_\_\_\_\_

Mrs. Charles D. Treuter, who being by me duly sworn,

says on oath that she is ~~one~~ of the publishers of the Commercial Recorder

a newspaper of general circulation in the City of San Antonio, in the State and County aforesaid, and

that the Ordinance 42754 Case No. 5163 hereto attached has been published in

every issue of said newspaper on the following day~~s~~, to-wit: \_\_\_\_\_

September 7, \_\_\_\_\_, 1973

## AN ORDINANCE 42754

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PASSED AND APPROVED this 6th day of September, 1973.

CHARLES L. BECKER  
Mayor

ATTEST:  
J. H. INSELMANN  
City Clerk

Mrs. Charles D. Treuter

Sworn to and subscribed before me this 7th day of September, 1973

Stella Orozco

Notary Public in and for Bexar County Texas