

AN ORDINANCE 2013-02-21-0152

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 1.966 acres out of Lots 27, 28, 80, 81, 86 and 91, NCB 11888 from "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District and "C-2NA AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District to "MF-40 AHOD" Multi-Family Airport Hazard Overlay District.

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

SECTION 3. 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 March 3, 2013.

PASSED AND APPROVED this 21<sup>st</sup> day of February, 2013.

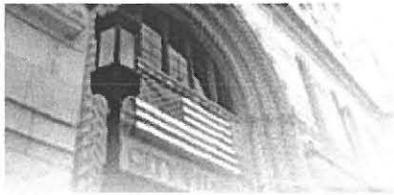
M A Y O R  
Julián Castro

ATTEST:

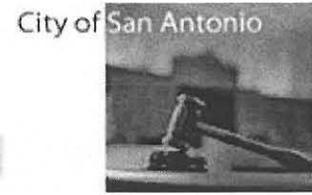
\_\_\_\_\_  
Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

fo \_\_\_\_\_  
Michael D. Bernard, City Attorney



Request for  
**COUNCIL  
ACTION**



## Agenda Voting Results - Z-10

<b>Name:</b>	Z-2, Z-3, P-1, Z-4, Z-5, P-2, Z-6, P-4, Z-10						
<b>Date:</b>	02/21/2013						
<b>Time:</b>	02:09:38 PM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	ZONING CASE # Z2013046 (District 9): An Ordinance amending the Zoning District Boundary from "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District and "C-2NA AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District to "MF-40 AHOD" Multi-Family Airport Hazard Overlay District on 1.966 acres out of Lots 27, 28, 80, 81, 86 and 91, NCB 11888 located at 214, 220, 226, and 232 West Sunset Road, 426 and 430 Everest Avenue. Staff recommends approval pending the plan amendment. Zoning Commission recommendation pending the February 19, 2013 public hearing. (Associated Plan Amendment Case # 13007)						
<b>Result:</b>	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor	x					
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2		x				x
Leticia Ozuna	District 3		x				
Rey Saldaña	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6	x					
Cris Medina	District 7	x					
W. Reed Williams	District 8		x			x	
Elisa Chan	District 9		x				
Carlton Soules	District 10	x					

METES AND BOUNDS DESCRIPTION  
FOR  
ZONING EXHIBIT

A 1.966 acre, more or less, tract of land being the remaining portion of Lot 27 and the remaining portion of Lot 28, New City Block 11888, Loma Vista Subdivision, recorded in Volume 642, Page 265 of the Deed and Plat Records of Bexar County, Texas, all of Lot 80, New City Block 11888, Tereso Guerrero Tract Subdivision, recorded in Volume 4960, Page 274 of the Deed and Plat Records of Bexar County, Texas, all of Lot 91, New City Block 11888, Alarcon Subdivision, recorded in Volume 9535, Page 212 of the Deed and Plat Records of Bexar County, Texas, all of Lot 86, New City Block 11888, Resubdivision Plat of a Portion of Loma Vista Subdivision recorded in Volume 6400, Page 81 of the Deed and Plat Records of Bexar County, Texas, and the remaining portion of Lot 81, New City Block 11888, Resubdivision Plat of a Portion of Loma Vista Subdivision recorded in Volume 6400, Page 81 of the Deed and Plat Records of Bexar County, Texas. Said 1.966 acre tract being more particularly described as follows:

**BEGINNING:** At a point on the south right-of-way line of W. Sunset Road at the east end of a curve at the southeast corner of the intersection of Everest Avenue, and W. Sunset Road;

**THENCE:** Along and with the south right-of-way line of said W. Sunset Road, S 89° 58'34" E, a distance of 280.40 feet to the northeast corner of said Lot 91;

**THENCE:** S 00° 01'26" W, along and with the east line of said Lot 91, a distance of 295.00 feet to the southeast corner of said Lot 91, the northwest corner of Lot 82, Resubdivision Plat of a Portion of Loma Vista Subdivision recorded in Volume 5940, Page 135 of the Deed and Plat Records of Bexar County, Texas and the northeast corner of Lot 78, Loma Vista Addition recorded in Volume 4600, Page 77 of the Deed and Plat Records of Bexar County, Texas;

**ATTACHMENT A**

22013046

1.966 acres  
Job No. 9106-11  
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- THENCE: N 89°58'34" W, along the north line of Lots 78 and 77 of said Loma Vista Addition, the north line of the remaining portion of Lot 74, Loma Vista Subdivision recorded in Volume 642, Page 265 of the Deed and Plat Records of Bexar County, Texas, the north line of Lot 84, Martinez Subdivision recorded in Volume 5940, Page 217 of the Deed and Plat Records of Bexar County, Texas, the south line of said Lot 91, the south line of said remaining portion of Lot 28 and the south line of said Lot 80, a distance of 290.40 feet to the east right-of-way line of Everest Avenue, the southwest corner of said Lot 80, the northwest corner of said Lot 84;
- THENCE: N 00°01'26" E, along and with the east right-of-way line of said Everest Avenue, a distance of 285.00 feet to a point of curvature;
- THENCE: Along a curve to the right having a radius of 10.00 feet, a central angle of 90°00'00" and a length of 15.71 feet to the POINT OF BEGINNING, and containing 1.966 acres in the City of San Antonio, Bexar County, Texas.

"This document was prepared under 22TAC663.21, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared."

PREPARED BY: Pape-Dawson Engineers, Inc.  
DATE: November 30, 2012 REVISED December 18, 2012  
Job No.: 9106-11  
N: Survey 11 11-9100 9106-11 WORD 9106-11 1.966AC.docx  
TBPE Firm Registration #470  
TBPLS Firm Registration # 100288-00

