

AN ORDINANCE 2013-05-16-0342

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.

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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 0.47 of an acre out of Lots 85 and 86, Block 2, NCB 3099 from "C-3NA AHOD" General Commercial Nonalcoholic Sales Airport Hazard Overlay District to "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with uses permitted in "C-2" Commercial District and a Microbrewery.

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. The City Council approves this Infill Development Zone so long as the attached site plan is adhered to. A site plan is attached as **Attachment "B"** and made a part hereof and incorporated herein for all purposes.

SECTION 4. 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 5. 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 6. This ordinance shall become effective May 26th, 2013.

PASSED AND APPROVED this 16th day of May, 2013.


M A Y O R
Julián Castro

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



Michael D. Bernard, City Attorney
For



Request for
**COUNCIL
 ACTION**

City of San Antonio



Agenda Voting Results - Z-2

Name:	Z-2						
Date:	05/16/2013						
Time:	02:41:30 PM						
Vote Type:	Motion to Approve						
Description:	ZONING CASE # Z2013059 (District 1): An Ordinance amending the Zoning District Boundary from "C-3NA AHOD" General Commercial Nonalcoholic Sales Airport Hazard Overlay District to "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with uses permitted in "C-2" Commercial District and a Microbrewery on 0.47 of an acre out of Lots 85 and 86, Block 2, NCB 3099 located at 2806 North St. Mary's Street. Staff recommends approval of "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with uses permitted in "C-2" Commercial District and denial of the request for a Microbrewery. Zoning Commission recommends approval.						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x			x	
Ivy R. Taylor	District 2		x				
Leticia Ozuna	District 3	x					
Rey Saldaña	District 4		x				x
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				

METES & BOUNDS DESCRIPTION

OF A 0.47 ACRE TRACT OF LAND SITUATED IN THE SAN ANTONIO TOWN TRACT, ABSTRACT 20, BEXAR COUNTY, TEXAS, BEING PART OF LOT 85 AND LOT 86, BLOCK 2, NEW CITY BLOCK 3099, CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, BEING THE SAME TRACT OF LAND DESCRIBED IN DEED OF TRUST VOLUME 5132, PAGE 359, DEED PROPERTY RECORDS OF BEXAR COUNTY, TEXAS, BEING THE SAME TRACT OF LAND DESCRIBED AS THE WEST IRREGULAR 118.34 FEET OF LOT 85 AND THE WEST IRREGULAR 222.34 FEET OF LOT 86 IN A GIFT DEED FROM JOSEPH A. MACNAK AND MARY J. MACNAK TO THE MACNAK LIVING TRUST 2000 AS RECORDED IN VOLUME 8338, PAGE 1439, REAL PROPERTY RECORDS OF BEXAR COUNTY, TEXAS, SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING at a set 1/2" iron rod at the intersection of the easterly R.O.W. line of N. St. Mary's St. (A/K/A St. Mary's, a 55.6' Public R.O.W.) and the southerly R.O.W. line of E. Craig Pl. (A/K/A Craig Place, a 40' Public R.O.W.) from which a found PK Nail bears South 89°04'30" West, a distance of 74.72 feet at the intersection of the westerly R.O.W. line of N. St. Mary's St. and the southerly R.O.W. line of E. Craig Pl., for the northwest corner of the herein described tract, the northwest corner of said Lot 85;

THENCE along and with the southerly R.O.W. line of said E. Craig Pl., along and with the northerly boundary line of said Lot 85, North 89°41'33" East, a distance of 117.83 feet (called East, a distance of 117.60 feet) to a set 1/2" iron rod for the northeast corner of the herein described tract,

THENCE into and across said Lot 85 and Lot 86, South 00°13'37" East, a distance of 120.14 feet (called south, a distance of 120.00 feet) to a set 1/2" iron rod for the southeast corner of the herein described tract, said point being in the northerly R.O.W. of E. Russell Pl. (A/K/A Russell Place, a 30' Public R.O.W.),

THENCE along and with said R.O.W., along the southerly boundary line of said Lot 86, South 89°36'27" West, a distance of 222.34 feet (called West, a distance of 222.34 feet) to a set 1/2" iron rod at the intersection of the northerly R.O.W. line of E. Russell Pl. and the said, easterly R.O.W. line of N. St. Mary's St., for the southwest corner of the herein described tract, the southwest corner of said Lot 86;

THENCE along and with the easterly R.O.W. line of said N. St. Mary's St., North 40°56'10" East, a distance of 160.22 feet (called North easterly, a distance of 160.14 feet) to the **POINT OF BEGINNING** and containing 0.47 acres, more or less.

BASIS OF BEARING TEXAS SOUTH CENTRAL NAD 83.

STATE OF TEXAS §

January 7, 2013

COUNTY OF BEXAR §

It is hereby certified that the above description was prepared from an actual survey on the ground of the described tract made under my supervision



Roy John Ronnfeldt,
Registered Professional Land Surveyor
Registration No. 3520



22013059

I, Glenn R. Maenak, James K. Maenak and Joseph A. Maenak, Jr., trustees of the Maenak Living Trust 2000, the property owner, acknowledge that this site plan submitted for the purpose of rezoning this property is in accordance with the all applicable provisions of the Unified Development Code. Additionally, I understand that City Council approval of a site plan in conjunction with a rezoning case does not relieve me from adherence to any all City-adopted Codes at the time of plan submission for building permits.

Intended Uses: Office, Service, Retail and Microbrewery

ATTACHMENT B

