

AN ORDINANCE 2012-06-21-0533

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 0.5 acres out of Lot 160, NCB 8237 from "C-2NA AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District to "C-2NA CD AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District with a Conditional Use for Motor Vehicle Sales.

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 finds as follows:

- A. The conditional use will not be contrary to the public interest.
- B. The conditional use will not substantially nor permanently injure the appropriate use of adjacent conforming property in the same district.
- C. The conditional use will be in harmony with the spirit and purpose for conditional uses as set forth in Section 35-422, Conditional Zoning, of the Unified Development Code.
- D. The conditional use will not substantially weaken the general purposes of the regulations as set forth in Section 35-422, Conditional Zoning, of the Unified Development Code.
- E. The conditional use will not affect adversely the public health, safety and welfare.

SECTION 4. The City Council approves this Conditional Use 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 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.

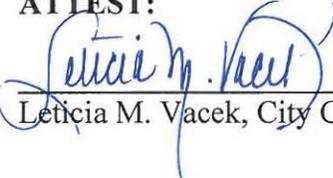
SECTION 6. The Director of Development Services shall change the zoning records and maps in accordance with this ordinance and the same shall be available and open to the public for inspection.

SECTION 7. This ordinance shall become effective July 1, 2012.

PASSED AND APPROVED this 21st day of June 2012.


M A Y O R
Julián Castro

ATTEST:



Leticia M. Vacek, City Clerk

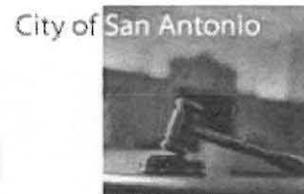
APPROVED AS TO FORM:



for Michael D. Bernard, City Attorney



Request for
**COUNCIL
ACTION**



Agenda Voting Results - Z-10

Name:	Z-1, Z-3, Z-4, P-4, Z-10, Z-11, P-6, Z-12, P-7, Z-13						
Date:	06/21/2012						
Time:	03:15:54 PM						
Vote Type:	Motion to Approve						
Description:	ZONING CASE # Z2012088 CD (District 6): An Ordinance amending the Zoning District Boundary from "C-2NA AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District to "C-2NA CD AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District with a Conditional Use for Motor Vehicle Sales on 0.5 acres out of Lot 160, NCB 8237 located at 555 Old US Highway 90. Staff recommends approval. Zoning Commission recommendation pending the June 5, 2012 public hearing.						
Result:	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				
Leticia Ozuna	District 3	x					
Rey Saldaña	District 4	x					
David Medina Jr.	District 5		x				x
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x			x	
Carlton Soules	District 10		x				

22012088

METES AND BOUNDS DESCRIPTION

0.50 ACRE TRACT OF LAND OUT OF LOT 160, NEW CITY BLOCK 8237, OLD HWY. 90, CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, AS RECORDED IN VOLUME 9596, PAGE 148, DEED AND PLAT RECORDS OF BEXAR COUNTY, TEXAS, AND MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

- BEGINNING at the southwest corner of Lot 161, New City Block 8237, Amended Lifshutz Subd. No. 11, as recorded in Volume 9631, Page 11, Deed and Plat Records of Bexar County, Texas and the northwest right-of-way of Old U.S. Highway 90;
- THENCE: along the northwest right-of-way of Old U.S. Highway 90, S 62°10'00" W, a distance of 111.84 feet to a point, for the southwest corner of this tract;
- THENCE: departing the northwest right-of-way of Old U.S. Highway 90, N 27°50'00" W, a distance of 48.73 feet to a point, for the a corner of this tract;
- THENCE: N 06°05'00" E, a distance of 168.98 feet to a point at the southwest corner of Lot 133, Lifshutz Subdivision No. 11, as recorded in Volume 2575, Page 40, Deed and Plat Records of Bexar County, Texas, for the northwest corner of this tract;
- THENCE: S 84°06'40" E, a distance of 120.00 feet to a point at the southeast corner of Lot 135, for the northeast corner of this tract;
- THENCE: S 06°05'00" W, a distance of 147.42 feet to the POINT OF BEGINNING and containing 0.50 acres of land.



Armando A. Aranda
Registered Public Land Surveyor No. 1398

3230
March 8, 2012
AAA/amg



78012088



405 N. ST. MARY'S ST., # 105
 SAN ANTONIO, TEXAS 78205
 (210) 554-1433 - FAX 210-554-1434

Project: REZONING OF CURRENT PLATED PROPERTY - PLAT NO. 080204
 OWNER: NAWASH I. ALAKHRAS
 PROPERTY ADDRESS: 555 OLD U.S. HWY. 90
 SAN ANTONIO, TEXAS

Date: MARCH 16, 2012
 Sheet No. Z-1 of 1



PAVING & IMPERVIOUS COVER PLAN
 SCALE: 1"=40'-0"



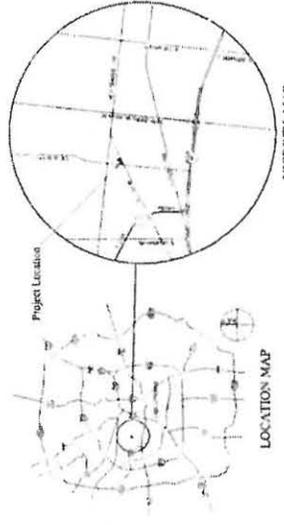
LEGEND:

- PROPERTY LINE
- LANDSCAPE BUFFER
- BUILDING SETBACK
- PERVAZONES
- PERVAZONES
- IMPERVIOUS COVER
- BUILDING

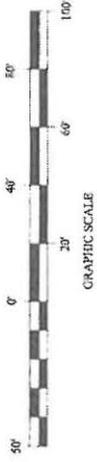
SITE DATA SUMMARY

SUBDIVISION NAME	OLD HWY 90
ADDRESS	115 CEDARS 90
DATE PREPARED	MARCH 16, 2012
PROJECT NUMBER	14-008 SF
PERVAZONES COVER	9,722 SF
PERVAZONES PERCENTAGE	AUTO SALES

T. DAVARIL, ALAKHRAS, THE PROPERTY OWNER, ACKNOWLEDGES THAT THIS SITE PLAN SUBMITTED FOR THE PURPOSE OF REZONING THIS PROPERTY IS IN ACCORDANCE WITH THE CITY OF SAN ANTONIO'S ZONING ORDINANCE. THE CITY ENGINEER HAS REVIEWED THIS SITE PLAN AND HAS APPROVED IT FOR THE CITY OF SAN ANTONIO. THE CITY ENGINEER'S REVIEW IS LIMITED TO TECHNICAL ASPECTS AND DOES NOT CONSTITUTE A GUARANTEE OF THE ACCURACY OF THE INFORMATION PROVIDED HEREIN. THE CITY ENGINEER'S REVIEW IS LIMITED TO TECHNICAL ASPECTS AND DOES NOT CONSTITUTE A GUARANTEE OF THE ACCURACY OF THE INFORMATION PROVIDED HEREIN.



100 ARCHITECTURAL SITE PLAN
 SCALE: 1"=20'-0"



ATTACHMENT B