

AN ORDINANCE 2008-04-03-0281

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 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 Lot 14, Block 31, NCB 1482 from "RM-4 EP-1" Residential Mixed District, Facility Parking/Traffic Control Overlay District-1 to "RM-4 CD EP-1" (CD-Dwelling - 4 Family) Residential Mixed, Facility Parking/Traffic Control Overlay District-1 with a Conditional Use for a Dwelling - Four Family.

SECTION 2. 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 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 on April 13, 2008.

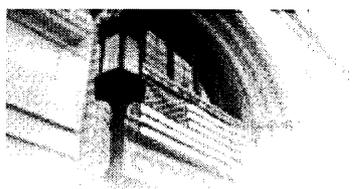
PASSED AND APPROVED this 3rd day of April 2008.

Mary Anne Casner

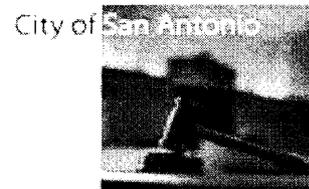
for M A Y O R

ATTEST: *Leticia M. Reed*
City Clerk

APPROVED AS TO FORM: *Luisa Stein*
for City Attorney



Request for
COUNCIL
ACTION



Agenda Voting Results - Z-7

Name:	Z-7						
Date:	04/03/2008						
Time:	04:06:36 PM						
Vote Type:	Motion to Approve						
Description:	ZONING CASE # Z2008096 CD (District 2): An Ordinance changing the zoning district boundary from "RM-4 EP-1" Residential Mixed District, Facility Parking/Traffic Control Overlay District-1 to "RM-4 CD EP-1" (CD-Dwelling - Four Family) Residential Mixed, Facility Parking/Traffic Control Overlay District-1 with a Conditional Use for a Dwelling - Four Family on Lot 14, Block 31, NCB 1482, 340 Maryland Street as requested by Malcolm Thomas, J & N Land Development, LLC, Applicant for Malcolm Thomas, J & N Land Development, LLC, Owner. Staff recommends denial. Zoning Commission recommends Approval.						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Phil Hardberger	Mayor	x					
Mary Alice P. Cisneros	District 1		x				
Sheila D. McNeil	District 2		x			x	
Jennifer V. Ramos	District 3		x				
Philip A. Cortez	District 4		x				
Lourdes Galvan	District 5	x					
Delicia Herrera	District 6		x				
Justin Rodriguez	District 7		x				
Diane G. Cibrian	District 8		x				
Louis E. Rowe	District 9		x				x
John G. Clamp	District 10		x				



Zoning Case Notification Plan

Case Z-2008-096

Council District 2

Scale: 1" approx. = 100'

Subject Property Legal Description(s): Lot 14 - NCB 01482 - Block 031

Legend

- Subject Property (0.1433 Acres)
- 200' Notification Buffer
- Current Zoning **R6**
- Requested Zoning Change **(R6)**
- 100-Year FEMA Floodplain



City of San Antonio - Development Services Dept
(02/21/2008)

Affidavit of Publisher

STATE OF TEXAS
COUNTY OF BEXAR
S.A. - CITY CLERK

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: Lot 14, Block 31, NCB 1482 TO WIT: From "RM-4 EP-1" Residential Mixed District, Facility Parking/Traffic Control Overlay District-1 to "RM-4 CD EP-1" (CD-Dwelling - 4 Family) Residential Mixed, Facility Parking/Traffic Control Overlay District- with a Conditional Use for a Dwelling - 4 Family provided all conditions imposed by the City Council are adhered to. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".
4/8

Before me, the undersigned authority, on this day personally appeared Helen I. Lutz, who being by me duly sworn, says on oath that she is Publisher 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 2008-04-03-0281 here to attached has been published in every issue of said newspaper on the following days, to wit:

04/08/2008.

Helen I. Lutz

Sworn to and subscribed before me this 8th day of of April, 2008.

Martha L. Machuca

