



# City of San Antonio

## Agenda Memorandum

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**Agenda Date:** November 7, 2024

**In Control:** City Council

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**DEPARTMENT:** Development Services Department

**DEPARTMENT HEAD:** Amin Tohmaz, Interim Director

**COUNCIL DISTRICTS IMPACTED:** District 1

**SUBJECT:**

ZONING CASE Z-2024-10700214 HL

**SUMMARY:**

**Current Zoning:** "C-3 UC-6 AHOD" General Commercial San Pedro Urban Corridor Overlay Airport Hazard Overlay District

**Requested Zoning:** "C-3 HL UC-6 AHOD" General Commercial Historic Landmark San Pedro Urban Corridor Overlay Airport Hazard Overlay District

**BACKGROUND INFORMATION:**

**Zoning Commission Hearing Date:** September 17, 2024

**Case Manager:** Bronte Frere, Zoning Planner

**Property Owner:** Family Service Association of San Antonio

**Applicant:** Office of Historic Preservation

**Representative:** Office of Historic Preservation

**Location:** 702 San Pedro Avenue

**Legal Description:** Lot 8, Block 12, NCB 361

**Total Acreage:** 0.3580 acres

### **Notices Mailed**

**Owners of Property within 200 feet:** 14

**Registered Neighborhood Associations within 200 feet:** Tobin Hill Community Neighborhood Association and San Antonio Texas District One Resident Association

**Applicable Agencies:** Fort Sam, Office of Historic Preservation

### **Property Details**

**Property History:** The subject property was located within the original 36 square miles of the City of San Antonio and zoned "H" Local Retail District. The property was rezoned by Ordinance 83331, dated December 14, 1995 to "B-3" Business District. Under the 2001 Unified Development Code, established by Ordinance 93881, dated May 03, 2001, the property zoned "B-3" Business District converted to the current "C-3" General Commercial District.

**Code & Permitting Details:** There is no code enforcement of permitting history for the subject property.

**Topography:** The property does not include any abnormal physical features such as slope or inclusion in a floodplain.

### **Adjacent Base Zoning and Land Uses**

**Direction:** North

**Current Base Zoning:** "C-3," "C-2 P," "MF-33"

**Current Land Uses:** Drugstore, Pharmacy, Apartments, Parking Lot

**Direction:** South

**Current Base Zoning:** "C-3," "C-2 P"

**Current Land Uses:** Vacant Land, Barber Shop, Soft Drinks Shop

**Direction:** East

**Current Base Zoning:** "O-1 IDZ," "C-1"

**Current Land Uses:** Coworking Space, Multi-Family Dwellings,

**Direction:** West

**Current Base Zoning:** "C-2 P"

**Current Land Uses:** Restaurants, Auto Repair Shop

### **Overlay District Information:**

The "HL" Historic Landmark, "HS" Historic Significant or "HE" Historic Exceptional overlay district designation signifies the historic architectural character or cultural significance of the structure or location. Historic Landmark designations do not affect the possible uses of the property but do regulate the exterior aesthetic of the structure. Building plans and permit applications will be subject to review by the Office of Historic Preservation and the Historic and Design Review Commission (HDRC) prior to any permits being issued.

The "UC-6" San Pedro Urban Corridor overlay was established because there are many roadway corridors which have been and/or will continue to be very significant to the city. The corridors are important because they have shaped the sense of what individual neighborhoods are in their role as historic entrances to the city. Other corridors are significant because they serve as gateways to the city or because of surrounding natural, historic, cultural, and aesthetic areas. The establishment of "UC" serves to preserve, enhance, and perpetuate the value of specific roadway corridors.

The "AHOD" Airport Hazard Overlay District, due to the location of the property and its proximity to an airport or approach path, does not restrict permitted uses, but can require additional review of construction plans by both the Development Services Department and the Federal Aviation Administration.

**Special District Information:**

N/A

**Transportation**

**Thoroughfare:** San Pedro Avenue

**Existing Character:** Primary Arterial Type B

**Proposed Changes:** None known.

**Thoroughfare:** West Poplar Street

**Existing Character:** Local

**Proposed Changes:** None known.

**Public Transit:** There are VIA bus routes within a ½ mile of the subject property.

**Routes Served:** 2, 3, 4, 82, 88, 95, 96, 97, 202, 204, 282, 288, 289, 296.

**Traffic Impact:** A Traffic Impact Analysis Worksheet was submitted. Any further traffic requirements will be evaluated at the Building Permit phase.

**Parking Information:** The parking requirements for commercial uses can be found at Unified Development Code, Table 526-3b.

**ISSUE:**

None.

**ALTERNATIVES:**

Current Zoning: "C-3" General Commercial Districts are intended to provide for more intensive commercial uses than those located within the NC, C-1 or C-2 zoning districts. C-3 uses are typically characterized as regional shopping centers, power centers, and/or assembly of similar uses into a single complex. There are no building size limitations, and building height is limited to 35 feet. Examples of permitted uses: bar/tavern & nightclub, amusement/theme parks, dance hall, indoor movie theater, auto repair, auto sales, auto glass sales (installation permitted), auto muffler (sales and installation only), hotel, bookbinder, dry cleaning or laundry plant, indoor flea market, home improvement center, body piercing/massage/tattoo parlor. No outdoor storage is permitted.

Outdoor operations and display shall be permitted in areas which are screened as provided in 35-510 of the Unified Development Code.

Proposed Zoning: "C-3 HL" General Commercial Districts are intended to provide for more intensive commercial uses than those located within the NC, C-1 or C-2 zoning districts. C-3 uses are typically characterized as regional shopping centers, power centers, and/or assembly of similar uses into a single complex. There are no building size limitations, and building height is limited to 35 feet. Examples of permitted uses: bar/tavern & nightclub, amusement/theme parks, dance hall, indoor movie theater, auto repair, auto sales, auto glass sales (installation permitted), auto muffler (sales and installation only), hotel, bookbinder, dry cleaning or laundry plant, indoor flea market, home improvement center, body piercing/massage/tattoo parlor. No outdoor storage is permitted. Outdoor operations and display shall be permitted in areas which are screened as provided in 35-510 of the Unified Development Code.

This request for "HL" Historic Landmark adds a Historic Overlay.

**FISCAL IMPACT:**

None.

**PROXIMITY TO REGIONAL CENTER/PREMIUM TRANSIT CORRIDOR:**

Subject property is located within the Midtown Regional Center and is within ½ a mile from the San Pedro Premium Transit Corridor.

**RECOMMENDATION:**

**Staff Analysis and Recommendation:** Staff and Zoning Commission recommend Approval.

**Criteria for Review:** According to Section 35-421, zoning amendments shall be based on approval criteria below.

- 1. Consistency:** The subject property is located within the Midtown Area Regional Center Plan, adopted June 2019, and designated as "Regional Mixed Use" in the future land use component of the plan. Application of the historic overlay is consistent with the goals and objectives of the adopted plan.
- 2. Adverse Impacts on Neighboring Lands:** Staff does not find evidence of likely adverse impacts on neighboring lands in relation to this zoning change request. The proposed rezoning is for the application of historic designation and does not change the current use or base zoning designation.
- 3. Suitability as Presently Zoned:** The proposed rezoning is for the application of "HL" Historic Landmark Overlay designation and does not change the current base zoning designation.
- 4. Health, Safety and Welfare:** Staff has not found indication of likely adverse effects on the public health, safety, or welfare.
- 5. Public Policy:** The request does not appear to conflict with any public policy objectives of the Midtown Area Regional Center Plan:

- **Goal 1:** Preserve the Midtown Area's Distinct Character
- **Land Use Recommendation #4:** Land use decisions should support the continued use or adaptive-reuse of existing structures that contribute to the essential character of the Midtown Area.

6. **Size of Tract:** The 0.3580-acre site is of sufficient size to accommodate the proposed residential development.
7. **Other Factors:** The request for landmark designation was initiated by the owner. The application is for an "HL" Historic Landmark designation for the "C-3" General Commercial District.

On August 21, 2024, the Historic and Design Review Commission (HDRC) approved a Finding of Historic Significance, identifying the property as historically significant based on criteria listed in Section 35-607 (b) of the Unified Development Code. The criteria identified as being applicable to the subject property are specified below. HDRC concurred with the applicant that 702 San Pedro Avenue met UDC criterion [35-607(b)3], [35-607(b)4], and [35-607(b)11] for a finding of historic significance in the process of seeking designation as a local historic landmark. In order to be eligible for landmark designation, a property must meet at least three of the criteria; 702 San Pedro Avenue meets six:

3. Its identification with a person or persons who significantly contributed to the development of the community, county, state, or nation;
4. Its identification as the work of a master builder, designer, architect, or landscape architect whose individual work has influenced the development of the community, county, state, or nation;
11. It is distinctive in character, interest or value; strongly exemplifies the cultural, economic, social, ethnic or historical heritage of San Antonio, Texas or the United States;

The subject property is located within the Fort Sam Houston Awareness Zone/Military Influence Area. In accordance with the signed Memorandum of Understanding, JB SA was notified of the proposed request. The Military has indicated that there are no objections to this request.