



# City of San Antonio

## Agenda Memorandum

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**Agenda Date:** September 17, 2024

**In Control:** Zoning Commission Meeting

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**DEPARTMENT:** Development Services Department

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

**COUNCIL DISTRICTS IMPACTED:** District 2

**SUBJECT:**

ZONING CASE Z-2024-10700169 (Council District 2)

**SUMMARY:**

**Current Zoning:** "I-1 AHOD" General Industrial Airport Hazard Overlay District

**Requested Zoning:** "IDZ-2 AHOD" Medium Intensity Infill Development Zone Airport Hazard Overlay District with uses permitted in "C-2" Commercial District, Bar/Tavern, Microbrewery, Mobile Food Truck Court, Mobile Food Truck Vending (Base Operations), and Reception Hall

**BACKGROUND INFORMATION:**

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

**Case Manager:** Eradio Gomez

**Property Owner:** Josephine Hospitality LLC

**Applicant:** Patrick Shearer

**Representative:** Patrick Shearer

**Location:** 610 East Josephine

**Legal Description:** 0.358 acres out of NCB 981

**Total Acreage:** 0.358

### **Notices Mailed**

**Owners of Property within 200 feet:** 29

**Registered Neighborhood Associations within 200 feet:** Government Hill Alliance, Westfort Alliance

**Applicable Agencies:** Fort Sam Houston

### **Property Details**

**Property History:** The property was part of the original 36 square miles of the City of San Antonio and zoned "J" Commercial District. Under the 2001 Unified Development Code, established by Ordinance 93881, dated May 02, 2001, the property was converted into "I-1" General Industrial District.

**Topography:** There is no code enforcement or permitting history for the subject property.

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

**Direction:** North

**Current Base Zoning:** "C-2", "IDZ"

**Current Land Uses:** Alamo Colleges, Gas Station, Clinic

**Direction:** South

**Current Base Zoning:** "IDZ-2", "C-3 IDZ", "IDZ", "I-1"

**Current Land Uses:** Bar, Food Service, Food Truck Park, Single-Family Dwellings, Multi-Family Dwellings

**Direction:** East

**Current Base Zoning:** "IDZ", "IDZ-2", "I-1"

**Current Land Uses:** Bar, Food Service, Commercial Uses, Multi-Family Dwellings

**Direction:** West

**Current Base Zoning:** "IDZ"

**Current Land Uses:** Single-Family Dwellings, Multi-Family Dwellings

### **Overlay District Information:**

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:**

None.

### **Transportation**

**Thoroughfare:** East Josephine Street

**Existing Character:** Collector

**Proposed Changes:** None known

**Thoroughfare:** North Alamo Street  
**Existing Character:** Minor  
**Proposed Changes:** None known

**Thoroughfare:** East Grayson Street  
**Existing Character:** Minor  
**Proposed Changes:** None known

**Thoroughfare:** Austin Street  
**Existing Character:** Local  
**Proposed Changes:** None known

**Public Transit:** There is public transit within walking distance of the subject property.  
**Routes Served:** 20, 9, 14, 209, 214

**Traffic Impact:** A Traffic Impact Worksheet was submitted. Any additional traffic requirements will be reviewed at the build permit phase of the project.

**Parking Information:** The parking requirements for commercial uses can be found at Unified Development Code, Table 526-3a and Table 526-3b. The minimum parking requirements Bar/Tavern is 1 per 100 sf of GSF. The minimum parking requirements for Mobile Food Court is 2 per mobile food establishment unit. The minimum parking requirements for a Reception Hall is 1 per 2 seats.

The “IDZ-2” base zoning district reduces parking requirements by fifty (50) percent.

**ISSUE:**  
None

**ALTERNATIVES:**

**Current Zoning:** The general industrial district accommodates areas of heavy and concentrated fabrication and manufacturing and industrial uses which are suitable based on the character of adjacent development. Examples of permitted uses: auto & light truck auction, truck stop, abrasives manufacturing, food & drug manufacturing, sand & gravel storage & sales, outdoor flea market, manufactured homes/oversized vehicles sales, service and storage.

**Proposed Zoning:** Allows rezoning requests up to 50 units per acre, and uses permitted in “C-2” and “O-1.5”. All approved uses must be requested and stated within the ordinance. Provide flexible standards for setbacks and parking for the development and reuse of underutilized parcels within a qualifying area of the city.

The proposed “IDZ-2” would allow for with uses permitted in “C-2” Commercial District, Bar/Tavern, Microbrewery, Mobile Food Truck Court, Mobile Food Truck Vending (Base Operations), and Reception Hall.

**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 New Braunfels Avenue Metro Premium Plus Transit Corridor.

**RECOMMENDATION:**

**Staff Analysis and Recommendation:** Staff recommends 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 6, 2019, and is currently designated as “Regional Mixed Use” in the future land use component of the plan. The requested “IDZ-2” base zoning district is consistent with the future land use designation.
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 use is consistent with the established development pattern of the surrounding area. There is “IDZ” Infill Development Zones and “IDZ-2” Medium Intensity Infill Development Zones within proximity to the subject property.
3. **Suitability as Presently Zoned:** The existing “I-1” General Industrial District is an appropriate zoning for the property and surrounding area. The proposed “IDZ-2” Medium Intensity Infill Development Zone is also appropriate. The proposed zoning allows for the consideration of uses permitted in “C-2” Commercial District, Bar/Tavern, Microbrewery, Mobile Food Truck Court, Mobile Food Truck Vending (Base Operations), and Reception Hall. The area is comprised of commercial uses, making the proposal consistent with what is currently present. The prescribed site plan would prevent expansion of the building footprint and deviation from the approved document could potentially warrant additional council consideration.
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. Relevant Goals and Policies of the Comprehensive Plan may include: - GCF Goal 5: Growth and city form support improved livability in existing and future neighborhoods. Relevant Goals and Policies of the Midtown Area Regional Center Plan may include: - Goal 1: Preserve the Midtown Area’s Distinct Character - Goal 4: Support Unique, Mixed Activity Areas - Goal 7: Stimulate a Thriving Economy - Goal 10: Pursue Transformative Projects - Goal 11: Grow Unique Destinations  
Relevant Goals and Policies of the Comprehensive Plan may include:

- GCF Goal 5: Growth and city form support improved livability in existing and future neighborhoods.

Relevant Goals and Policies of the Midtown Area Regional Center Plan may include:

- Goal 1: Preserve the Midtown Area's Distinct Character
- Goal 4: Support Unique, Mixed Activity Areas
- Goal 7: Stimulate a Thriving Economy
- Goal 10: Pursue Transformative Projects
- Goal 11: Grow Unique Destinations

6. **Size of Tract:** The 0.358 acre site is of sufficient size to accommodate the proposed commercial development.
7. **Other Factors:** 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.

The applicant has submitted a site plan in accordance with the requirements of the code. The site plan indicates commercial uses.