



City of San Antonio

Agenda Memorandum

Agenda Date: December 5, 2023

In Control: Zoning Commission Meeting

DEPARTMENT: Development Services Department

DEPARTMENT HEAD: Michael Shannon

COUNCIL DISTRICTS IMPACTED: District 3

SUBJECT:
ZONING CASE Z-2023-10700325

SUMMARY:

Current Zoning: "R-5" Residential Single-Family District, "MF-18" Limited Density Multi-Family District, and "C-2" Commercial District

Requested Zoning: "R-4" Residential Single-Family District on 49.814 acres out of CB 4167, "MF-18" Limited Density Multi-Family District on 4.077 acres out of CB 4167, and "C-2" Commercial District on 2.726 acres out of CB 4167

BACKGROUND INFORMATION:

Zoning Commission Hearing Date: December 5, 2023

Case Manager: Joseph Leos, Zoning Planner

Property Owner: Lonesome Dove Investment Group, LLC

Applicant: Ron and Vanessa LLC

Representative: Patrick Christensen, PLLC

Location: Generally located in the 20400 - 20900 block of Gus McCrae Lane

Legal Description: 56.703 acres out of CB 4167

Total Acreage: 56.703 acres

Notices Mailed

Owners of Property within 200 feet: 38

Registered Neighborhood Associations within 200 feet: No registered Neighborhood Association within 200'

Applicable Agencies: Planning Department, Texas Department of Transportation

Property Details

Property History: The property was subject to a limited purpose annexation agreement by Ordinance 2014-01-09-0001, dated January 9, 2014, and zoned "C-2" Commercial District and "RE" Residential Estate District. The southern portion of the subject property was fully annexed into the City of San Antonio by Ordinance 201611100883 dated November 9, 2016. The northern portion of the property was fully annexed into the City of San Antonio by Ordinance 201611100881 dated November 9, 2016. A significant majority of the subject property was rezoned by Ordinance 2018-03-01-0169 dated March 11, 2018 to "R-5" Residential Single-Family District. A portion of the property was rezoned by Ordinance 2022-11-03-0857 to "MF-18" Limited Density Multi-Family District.

Code & Permitting Details:

No code or permitting details associated with the subject property.

Topography: The property does not include any abnormal physical features such as slope or incursion in a flood plain.

Adjacent Base Zoning and Land Uses

Direction: North

Current Base Zoning: "C-2", "R-4"

Current Land Uses: Commercial structure, Residential dwelling

Direction: South

Current Base Zoning: OCL

Current Land Uses: Vacant land (outside city limits)

Direction: East

Current Base Zoning: "I-2", OCL

Current Land Uses: Residential Dwelling

Direction: West

Current Base Zoning: "R-20", OCL

Current Land Uses: Residential Dwelling, Vacant land (outside city limits)

Overlay District Information:

There are no overlay districts.

Special District Information:

There is no special district information.

Transportation

Thoroughfare: Gus McCrae Lane

Existing Character: Local road

Proposed Changes: None Known

Public Transit: There are no VIA bus routes within walking distance of the subject property.

Routes Served: NA

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

Parking Information: The minimum parking requirement for most commercial oriented uses is 1 parking space per 300 square feet of gross floor area. The minimum parking requirement for multi-family residential uses is 1.5 parking spaces per unit. The minimum parking requirement for single-family residential uses is 1 parking space per unit.

ISSUE: None.

ALTERNATIVES:

Current Zoning: "C-2" Commercial Districts accommodate community commercial uses, with unlimited building size, and building height limitation of 25 feet. Examples of permitted uses: liquor store, miniature golf and other indoor gaming facilities, small indoor movie theater, pet cemetery, auto & light truck oil, lube & tune-up, auto glass tinting, tire repair (sale and installation only), gas station, appliance sales & repair, charitable food & clothing banks and dry cleaning. No outdoor storage or display of goods shall be permitted except for outdoor dining.

"MF-18" Limited Density Multi-Family Districts permit multi-family dwelling, single-family dwelling (detached, attached or townhouse), two-family dwelling, three-family dwelling, four-family dwelling, row-house or zero-lot line dwelling, with a maximum density of 18 units per acre, assisted living home, skilled nursing facility, foster family home, public and private schools.

"R-5" Residential Single-Family District permits single-family dwelling (detached) with a minimum lot size of 5,000 square feet and a minimum lot width of 45 feet, foster family home, public and private schools.

Proposed Zoning: "C-2" Commercial Districts accommodate community commercial uses, with unlimited building size, and building height limitation of 25 feet. Examples of permitted uses: liquor store, miniature golf and other indoor gaming facilities, small indoor movie theater, pet cemetery, auto & light truck oil, lube & tune-up, auto glass tinting, tire repair (sale and installation only), gas station, appliance sales & repair, charitable food & clothing banks and dry cleaning. No outdoor storage or display of goods shall be permitted except for outdoor dining.

"MF-18" Limited Density Multi-Family Districts permit multi-family dwelling, single-family dwelling (detached, attached or townhouse), two-family dwelling, three-family dwelling, four-family dwelling, row-house or zero-lot line dwelling, with a maximum density of 18 units per acre, assisted living home, skilled nursing facility, foster family home, public and private schools.

"R-4" Residential Single-Family District permits single-family dwelling (detached) with a minimum lot size of 4,000 square feet and a minimum lot width of 45 feet, foster family home, public and private schools.

FISCAL IMPACT: None.

PROXIMITY TO REGIONAL CENTER/PREMIUM TRANSIT CORRIDOR:

The subject property is not located within a Regional Center or within a ½ mile of a Metro Premium 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 Heritage South Sector Plan, adopted September 2010, and is currently designated as “Suburban Tier” and “Rural Estate Tier” in the future land use component of the plan. The requested “R-5”, “MF-18”, and “C-2” base zoning districts are not consistent with the “Rural Estate Tier” future land use designation. The applicant has requested a Plan Amendment to “Suburban Tier”. Staff recommends Approval, and the Planning Commission recommendation is pending the December 13, 2023 hearing.
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.
3. **Suitability as Presently Zoned:** The current "R-5" Residential Single-Family District, "MF-18" Limited Density Multi-Family District, and "C-2" Commercial Districts are appropriate zonings for the property and surrounding area. The proposed "R-4" Residential Single-Family District, "MF-18" Limited Density Multi-Family District, and "C-2" Commercial District are also appropriate. The intention of the rezoning is to allow for mixed use development on this portion of Gus Mcrae Lane, which already accommodates residential and commercial zoning designations. While there is already potential for the proposed mixed-use development, the rezoning will allow for a greater residential density than is currently permitted. This is consistent with the goals of the Strategic Housing Implementation Plan, which encourages the development of housing stock to accommodate the City’s growing population.
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 Heritage South Sector Plan:
 - Goal HOU-1 An array of housing choices throughout the area with an appropriate mix of densities and housing types

- HOU-1.1 Encourage a mix of housing types, including multi-family homes, custom homes, garden homes, and single-family detached homes to provide “life cycle” housing options (ranging from college students, young adults, families, and retired/ senior) within the area
- HOU-1.2 Encourage higher-density housing at strategic nodes
- Goal LU-1 Land uses that are compatible with neighboring properties that preserve natural and cultural resources, neighborhood character, and economic viability

6. Size of Tract: The subject property is 56.703 acres, which can reasonably accommodate the proposed development.

7. Other Factors: The applicant intends to rezone to "R-4" Residential Single-Family District, "MF-18" Limited Density Multi-Family District, and "C-2" Commercial District to allow for mixed use development across the subject area.