



# City of San Antonio

## Agenda Memorandum

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**Agenda Date:** June 1, 2023

**In Control:** City Council

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**DEPARTMENT:** Development Services Department

**DEPARTMENT HEAD:** Michael Shannon

**COUNCIL DISTRICTS IMPACTED:** District 3

**SUBJECT:**

ZONING CASE Z-2023-10700076

(Associated Plan Amendment PA-2023-11600020)

**SUMMARY:**

**Current Zoning:** "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District

**Requested Zoning:** "MF-18 AHOD" Limited Density Multi-Family Airport Hazard Overlay District

**BACKGROUND INFORMATION:**

**Zoning Commission Hearing Date:** May 2, 2023

**Case Manager:** Adolfo Gonzalez

**Property Owner:** Infinity Real Properties

**Applicant:** One Stop Contractors

**Representative:** One Stop Contractors

**Location:** the 200 Block of Cosgrove Street

**Legal Description:** Lot 27 and Lot 28, Block 21, NCB 3815

**Total Acreage:** 0.4821

**Notices Mailed****Owners of Property within 200 feet:** 34**Registered Neighborhood Associations within 200 feet:** Highland Park Neighborhood Association**Applicable Agencies:** Not applicable**Property Details**

**Property History:** The subject property was located within the original 36 square miles of the City of San Antonio and zoned "B" Residence District. The property was rezoned by Ordinance 92506, dated September 14, 2000, to "B-2 NA" Business Non-Alcoholic Sales District. Under the 2001 Unified Development Code, established by Ordinance 93881, dated May 03, 2001, the property zoned "B-2 NA" Business Non-Alcoholic Sales District converted to "C-2 NA" Commercial Nonalcoholic Sales District. The property was rezoned by Ordinance 2011-02-03-0099, dated February 3, 2011, to the current "R-6" Residential Single-Family District.

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

**Adjacent Base Zoning and Land Uses****Direction:** North**Current Base Zoning:** "RM-4" and "R-6"**Current Land Uses:** Residential Dwelling**Direction:** East**Current Base Zoning:** "R-6"**Current Land Uses:** Vacant Property**Direction:** South**Current Base Zoning:** "R-6"**Current Land Uses:** Vacant Property**Direction:** West**Current Base Zoning:** "I-1"**Current Land Uses:** Restaurant**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:** South Gevers Street

**Existing Character:** Collector

**Proposed Changes:** None known.

**Thoroughfare:** Cosgrove Street

**Existing Character:** Local

**Proposed Changes:** None known.

**Public Transit:** VIA bus routes are within walking distance of the subject property.

**Routes Served:** 32

**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 minimum parking requirement for multifamily dwelling is 1.5 spaces per unit.

**ISSUE:**

None.

**ALTERNATIVES:**

Current Zoning: "R-6" Residential Single-Family District permits single-family dwelling (detached) with a minimum lot size of 6,000 square feet and a minimum lot width of 50 feet, foster family home, public and private schools.

Proposed Zoning: "MF-18" Limited Density Multifamily District permits 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.

**FISCAL IMPACT:**

None.

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

The subject property is not located within a Regional Center and within ½ a mile from the New Braunfels Avenue 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 Southeast Community Area Plan and is currently designated as "Urban Low Density Residential" in the future land use component of the plan. The requested "MF-18" 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.
3. **Suitability as Presently Zoned:** The existing "R-6" Residential Single-Family District is an appropriate zoning for the property and established single-family use for surrounding area. The proposed "MF-18" Limited Density Multi-Family District is also an appropriate zoning for the property and surrounding area. The subject property equals 21,000 square feet, and in the current "R-6" Residential Single-Family base zoning district, the subject property could potentially be replatted into three separate lots, potentially allowing a main dwelling unit along with accessory detached dwelling unit on each lot, giving an overall count of six (6) dwelling units. The proposed "MF-18" base zoning district would permit up to nine (9) dwelling units and would be appropriate in accordance with the established future land use classification and established density.
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 appears to conflict with public policy objective of the Southeast Community Plan. Goals, objectives, and recommendations may include:
  - Housing Recommendation #1: Attract a greater diversity of housing product types and options for existing and new residents, in all stages of life.
  - Land Use Recommendation #1: Maintain residential and nonresidential densities that are consistent with historic patterns, to strengthen and preserve established neighborhoods.
  - Strategy 1.1 (Regulatory and Policy): Oversee City-initiated rezoning efforts in areas where current zoning districts are not aligned with land uses designated by the Southeast Community Area Plan.
  - Strategy 1.2 (Regulatory and Policy): Review development standards to ensure infill, revitalization, and adaptive reuse projects consistent with historic patterns (particularly as they relate to setbacks, encroachments, scale, parking, and first floor uses) are possible and not disproportionately burdensome.
6. **Size of Tract:** The 0.4821 acre site is of sufficient size to accommodate the proposed residential development.
7. **Other Factors** The applicant intends to develop nine (9) dwelling units on the subject property.