



# City of San Antonio

## Agenda Memorandum

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**Agenda Date:** July 18, 2023

**In Control:** Zoning Commission Meeting

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**DEPARTMENT:** Development Services Department

**DEPARTMENT HEAD:** Michael Shannon

**COUNCIL DISTRICTS IMPACTED:** District 5

**SUBJECT:**  
ZONING CASE Z-2023-10700098 CD

**SUMMARY:**

**Current Zoning:** "R-4 CD MLOD-2 MLR-1 AHOD" Residential Single-Family Lackland Military Lighting Overlay Military Lighting Region 1 Airport Hazard Overlay District with a Conditional Use for two (2) dwelling units

**Requested Zoning:** "R-4 CD MLOD-2 MLR-1 AHOD" Residential Single-Family Lackland Military Lighting Overlay Military Lighting Region 1 Airport Hazard Overlay District with a Conditional Use for four (4) dwelling units

**BACKGROUND INFORMATION:**

**Zoning Commission Hearing Date:** July 18, 2023

**Case Manager:** Camryn Blackmon, Zoning Planner

**Property Owner:** Robert Encina

**Applicant:** Rene LaFuente

**Representative:** Rene LaFuente

**Location:** 243 Moraima Street

**Legal Description:** Lots 32-34, Block 3, NCB 8540

**Total Acreage:** 0.2135

**Notices Mailed****Owners of Property within 200 feet:** 36**Registered Neighborhood Associations within 200 feet:** Los Jardines Neighborhood Association**Applicable Agencies:** Lackland Military and Planning Department**Property Details**

**Property History:** The property was annexed into the City of San Antonio by Ordinance 1258, dated August 3, 1944, and zoned "C" Apartment District. The property was rezoned by Ordinance 72510, dated October 18, 1990, to "R-7" SUP Small Lot Home District with special use permit for two (2) residences. Under the 2001 Unified Development Code, established by Ordinance 93881, dated May 03, 2001, the property zoned "R-7" SUP Small Lot Home District with special use permit for two (2) residences converted to the current "R-4 CD" Residential Single-Family District with a conditional use for two (2) dwelling units.

**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:** "R-4"**Current Land Uses:** Single-Family Dwelling**Direction:** East**Current Base Zoning:** "R-4"**Current Land Uses:** Single-Family Dwelling**Direction:** South**Current Base Zoning:** "R-4"**Current Land Uses:** Single-Family Dwelling**Direction:** West**Current Base Zoning:** "C-2NA CD" Conditional Use for Wrecker Service**Current Land Uses:** Trucking Service**Overlay District Information:**

The "MLOD-2" Lackland Military Lighting Overlay District does not restrict permitted uses but does regulate outdoor lighting in an effort to minimize night-time light pollution and its effects on operations at the military installation.

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:** Moraima Street

**Existing Character:** None

**Proposed Changes:** None Known

**Thoroughfare:** Castroville Road

**Existing Character:** Secondary Arterial A

**Proposed Changes:** None Known

**Public Transit:** There is public transit within walking distance of the subject property.

**Routes Served:** 68, 268

**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 a four (4) family dwelling is 1.5 per unit. The maximum parking requirement for a four (4) family dwelling is 2 per unit.

**ISSUE:**

None.

**ALTERNATIVES:**

Current Zoning: "R-4" Residential Single-family Districts allows Single-family dwelling (detached) with a minimum lot size of 4,000 square feet and a minimum lot width of 35 feet, foster family home, public and private schools.

The "CD" Conditional Use allows for two (2) dwelling units.

Proposed Zoning: Residential Single-family Districts allows Single-family dwelling (detached) with a minimum lot size of 4,000 square feet and a minimum lot width of 35 feet, foster family home, public and private schools.

The "CD" Conditional Use would allow for four (4) dwelling units.

**FISCAL IMPACT:**

None.

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

Subject property is not located within a Regional Center and is not within ½ a mile from the 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 West/Southwest Sector Plan and is currently designated as “General Urban Tier” in the future land use component of the plan. The requested “R-4” 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-4 CD” Residential Single-Family District with a Conditional Use for two (2) dwelling units is an appropriate zoning for the property and surrounding area. The proposed “R-4 CD” Residential Single-Family District with a Conditional Use for four (4) dwelling units is also an appropriate. The request maintains the base “R-4” Residential Single-Family and the “CD” Conditional Use allows consideration of additional density for four (4) units. The request includes a prescribed site plan, which addresses different development aspects like parking, height and site layout of the four (4) units. The additional density is also consistent with the West/Southwest Sector Plan and the Strategic Housing Implementation Plan for diverse housing options for all income levels.
- 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 Comprehensive Plan and the West/Southwest Sector Plan:
  - HOU-1.2 Provide a range of housing types and prices to accommodate all residents within the Sector and within the same neighborhood.
  - HOU-3.1 Re-invest in existing residential neighborhoods.
  - LU-3.1 Consider re-zoning corridors in accordance with the West/Southwest Sector Land Use Plan
- 6. Size of Tract:** The 0.2135-acre site is of sufficient size to accommodate the proposed residential development.
- 7. Other Factors:** The subject property is located within the Lackland AFB Awareness Zone/Military Influence Area. In accordance with the signed Memorandum of Understanding, JBSA was notified of the proposed request. The Military has indicated that there are no objections to this request.

The Conditional Use zoning procedure is designed to provide for a land use that is not permitted by the established zoning district, but due to individual site considerations or unique

development requirements would be compatible with adjacent land uses under given conditions.

The applicant is rezoning to develop four (4) dwelling units.