



City of San Antonio

Agenda Memorandum

Agenda Date: October 17, 2023

In Control: Zoning Commission Meeting

DEPARTMENT: Development Services Department

DEPARTMENT HEAD: Michael Shannon

COUNCIL DISTRICTS IMPACTED: District 2

SUBJECT:

Zoning Case Z-2023-10700191 CD

SUMMARY:

Current Zoning: "R-6 H AHOD" Residential Single-Family Dignowity Hill Historic Overlay Airport Hazard Overlay District

Requested Zoning: "R-6 CD H AHOD" Residential Single-Family Dignowity Hill Historic Overlay Airport Hazard Overlay District with a Conditional Use for four (4) dwelling units

BACKGROUND INFORMATION:

Zoning Commission Hearing Date: October 17, 2023

Case Manager: Camryn Blackmon, Zoning Planner

Property Owner: Jose Rodriguez

Applicant: Jose Rodriguez

Representative: Jose Rodriguez

Location: 420 Lamar Street

Legal Description: Lot 5, Block 2, NCB 529

Total Acreage: 0.2548

Notices Mailed

Owners of Property within 200 feet: 31

Registered Neighborhood Associations within 200 feet: Dignowity Hill

Applicable Agencies: Military, Office of Historic Preservation, Planning Department

Property Details

Property History: ADD

Code & Permitting Details:

Building Investigation (INV-BLD-INV22-23201018) – November 2022

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:

Current Land Uses: Single-Family Dwelling

Direction: East

Current Base Zoning:

Current Land Uses: Multi-Unit Complex

Direction: South

Current Base Zoning:

Current Land Uses: Single-Family Dwelling

Direction: West

Current Base Zoning:

Current Land Uses: Single-Family Dwelling

Overlay District Information:

The _____ Historic District, is an overlay district which was adopted in _____. This district does not regulate use of the property, but does enforce building exterior design standards meant to maintain the architectural character or cultural significance of the designated area. 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 "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: Lamar Street

Existing Character: Local

Proposed Changes: None Known

Thoroughfare: North Hackberry Street

Existing Character: Secondary Arterial B

Proposed Changes: None Known

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

Routes Served: 22, 222

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

ISSUE:

None.

ALTERNATIVES:

Current Zoning: 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: 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.

The “CD” Conditional Use would allow four (4) dwelling units.

FISCAL IMPACT:

None.

PROXIMITY TO REGIONAL CENTER/PREMIUM TRANSIT CORRIDOR:

Subject property is located within ½ a mile from Downtown Regional Center and within ½ a mile from the Commerce-Houston 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 Dignowity Hill Neighborhood Plan/Eastside Reinvestment Plan and is currently designated as “Low Density Residential” in the future land use component of the plan. The requested “R-6” 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 surrounding area. The proposed “R-6 CD” Residential Single-Family District with a Conditional Use for four (4) dwelling units is also appropriate. The request maintains the base “R-6” Residential Single-Family and the “CD” Conditional Use allows consideration of the additional density of four (4) units. The request is consistent with the surrounding area, there is mixed residential and multi-family east of the subject property. The request includes a prescribed site plan, which addresses different development aspects like parking, height and site layout of the four (4) units. The proposal is also consistent with the goals of the Strategic Housing Implementation Plan (SHIP), which encourages 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:** ADD

Relevant Goals and Strategies of the Dignowity Hill Neighborhood Plan/Eastside Reinvestment Plan may include:

- Goal 8: Increase homeownership through infill development and housing rehabilitation.
- Objective 8.1: Decrease the number of vacant lots and housing through rehabilitation and marketing of properties for infill housing.
- Goal 9: Well maintained and diverse housing stock
- Objective 9.1: Improve housing for mid-range level consumers that are cost efficient to allow the renovation of historic structures that are in disrepair.

6. **Size of Tract:** The 0.2548-acre site is of sufficient size to accommodate the proposed residential 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, 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.

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

The proposed rezoning maintains the residential base district but is seeking additional density for use as residential dwelling units. A rezoning application does not allow Short Term Rentals (STRs) as a use by right. Any applicant seeking to operate an STR must follow the appropriate City and Unified Development Code (UDC) processes and is required to apply and qualify for STR permit(s) through those processes. Short Term Rentals are governed by the UDC Section 16.1100. Also see Section 35-374.01 for STR density limitations, Section 35-399 for establishment regulations, and Section 35-482 for procedures regarding consideration of special exceptions.