LEGEND

		• PROPERTYLINE
P	-OH	EXISTING OVERHEAD POWER
	JGE ———	EXISTING UNDERGROUND POWER
— т —	тт	EXISTING TELPHONE CONDUIT
C	ATV —	EXISTING CABLE TELEVISION CONDUIT
	FO —	EXISTING FIBER OPTIC CONDUIT
——— G ———	G	EXISTING NATURAL GAS SERVICE
	FP —	EXISTING FIRE PROTECTION SERVICE
—— W ——	W	EXISTING WATER SERVICE
	SS —	EXISTING SANITARY SEWER
	SD —	EXISTING ROOF DRAINS AND HEADER PIPES
		EXISTING STORM SEWER
(JGE ———	INSTALL POWER CONDUIT
— т —	тт	INSTALL TELPHONE CONDUIT
C	ATV —	INSTALL CABLE TELEVISION CONDUIT
	FO ———	INSTALL FIBER OPTIC CONDUIT
—— G ——	G	INSTALL NATURAL GAS SERVICE
	FP —	INSTALL FIRE PROTECTION SERVICE
—— w ——	w	INSTALL DOMESTIC WATER SERVICE
	ss —	INSTALL SANITARY SEWER SERVICE
	SD —	INSTALL ROOF DRAINS AND HEADER PIPES
		INSTALL STORM SEWER
		: INSTALL CURB & GUTTER

_____ INSTALL SLOTTED CURB

PROPOSED BUILDING
PROPOSED LIGHT DUTY CONCRETE PAVEMENT

NT (5") PROPOSED MEDIUM DUTY CONCRETE PAVEMENT (6")

PROPOSED CONCRETE SIDEWALK

PROPOSED HEAVY DUTY CONCRETE PAVEMENT (7")

NOTES:

- 1. EXISTING UTILITIES IN APPROXIMATE LOCATION. IT IS THE CONTRACTORS'S RESPONSIBILITY TO NOTIFY THE TEXAS ONE CALL CENTER PRIOR TO THE STATE OF ANY CONSTRUCTION. IT IS THE CONTRACTORS'S RESPONSIBILITY TO FIELD VERIFY THE EXACT LOCATION AND DEPTH OF ALL EXISTING UTILITIES BEFORE COMMENCING WORK.
- 2. ALL UTILITY SYMBOLS SHOWN REPRESENT APPROXIMATE LOCATIONS UNLESS OTHERWISE NOTED. CONTRACTOR SHALL REFER TO THE APPROPRIATE AGENCY'S STANDARD SPECIFICATIONS AND INSTALLATION DETAILS FOR ACTUAL LOCATIONS UNLESS OTHERWISE DIRECTED BY THE ENGINEER.

KEYNOTES (XXX (X-XX)

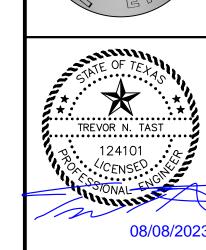
- 01 PROPOSED CONCRETE SIDEWALK
 02 PROPOSED ADA PARKING STALLS AND ACCESSIBLE RAMP
 03 PROPOSED TRASH ENCLOSURE RE: ARCH PLANS
 04 PROPOSED CAR WASH STRUCTURE RE: ARCH PLANS
 05 PROPOSED COMMERCIAL DRIVEWAY PER TXDOT PERMIT #19-40634.R1 PER CITY OF SAN MARCOS STANDARD DETAILS
- 06 PROPOSED FIRE HYDRANT 07 INSTALL SLOTTED CURB
- 08 PROPOSED BICYCLE RACK 09 PROPOSED 4' SIDEWALK
- 10 PROPOSED ADA WARNING PAD
- 11 PROPOSED BOLLARD (TYP. ALL PARKING STALLS ALONG SIDEWALKS)
 12 PROPOSED CURB DRAINAGE FLUME

IN THE VICINITY OF OVERHEAD POWER LINES.

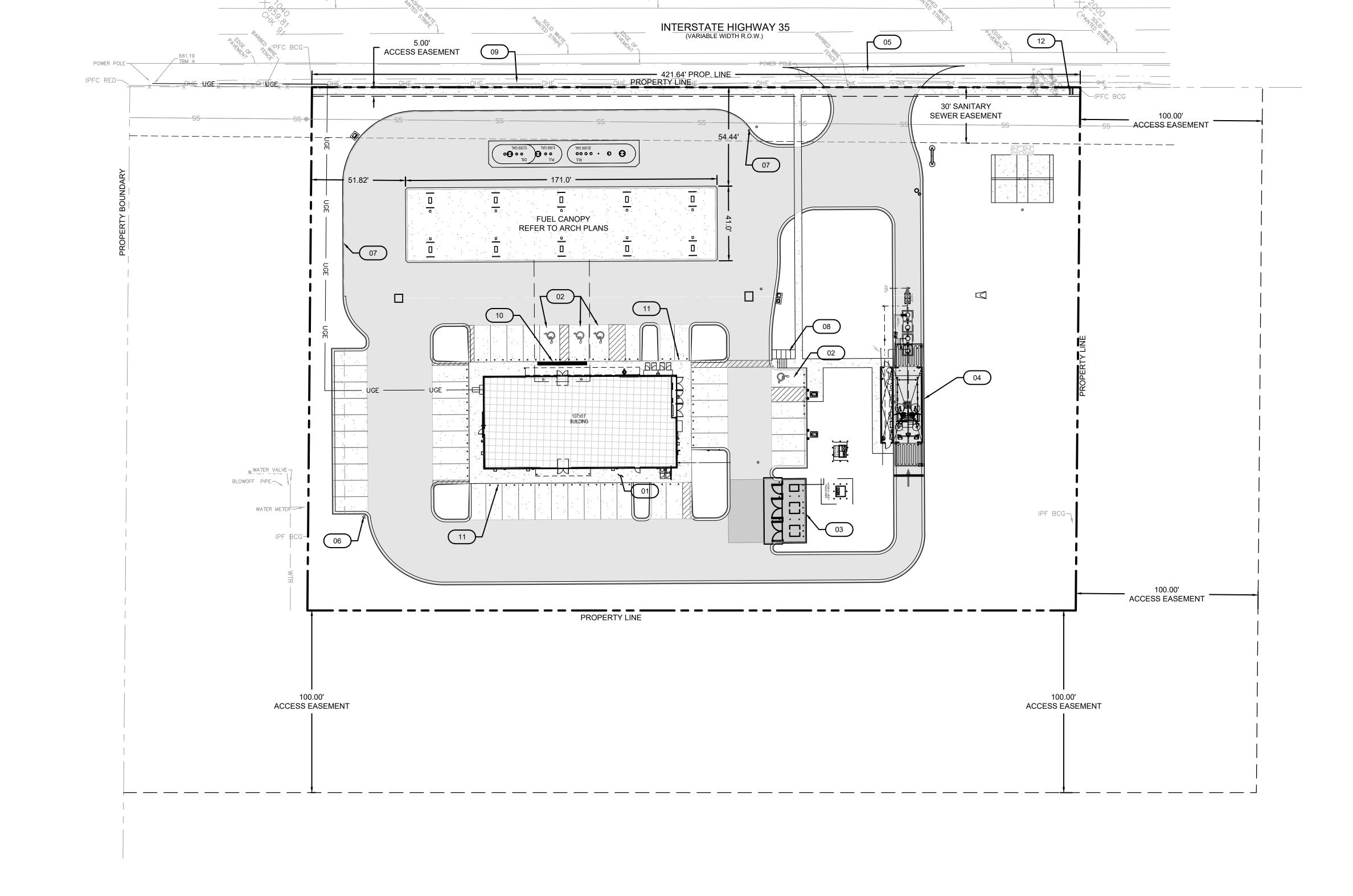
WARNING - OVERHEAD POWER LINES CONTRACTOR SHALL USE EXTREME CAUTION WHEN WORKING



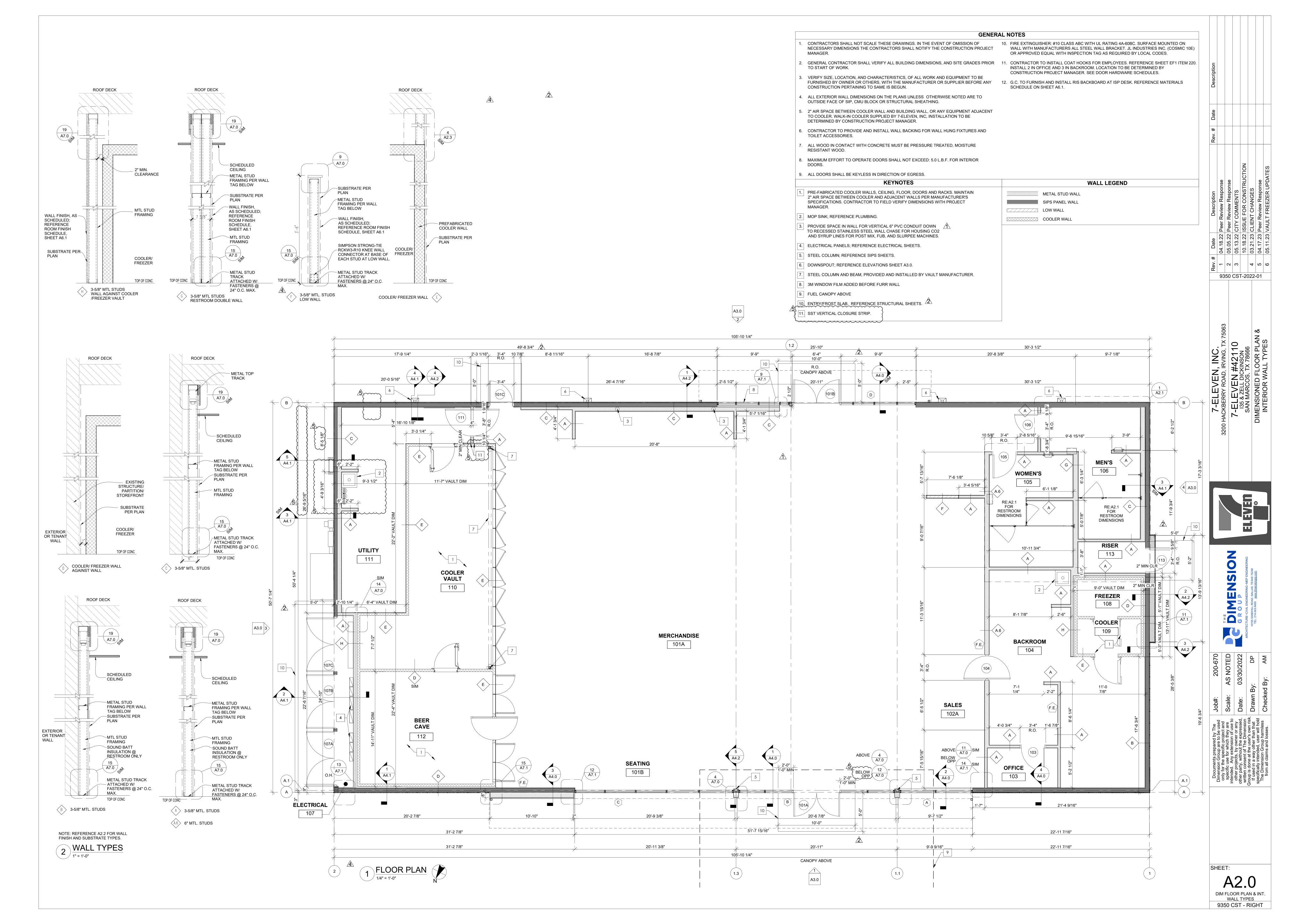
TX2 ENGINEERING

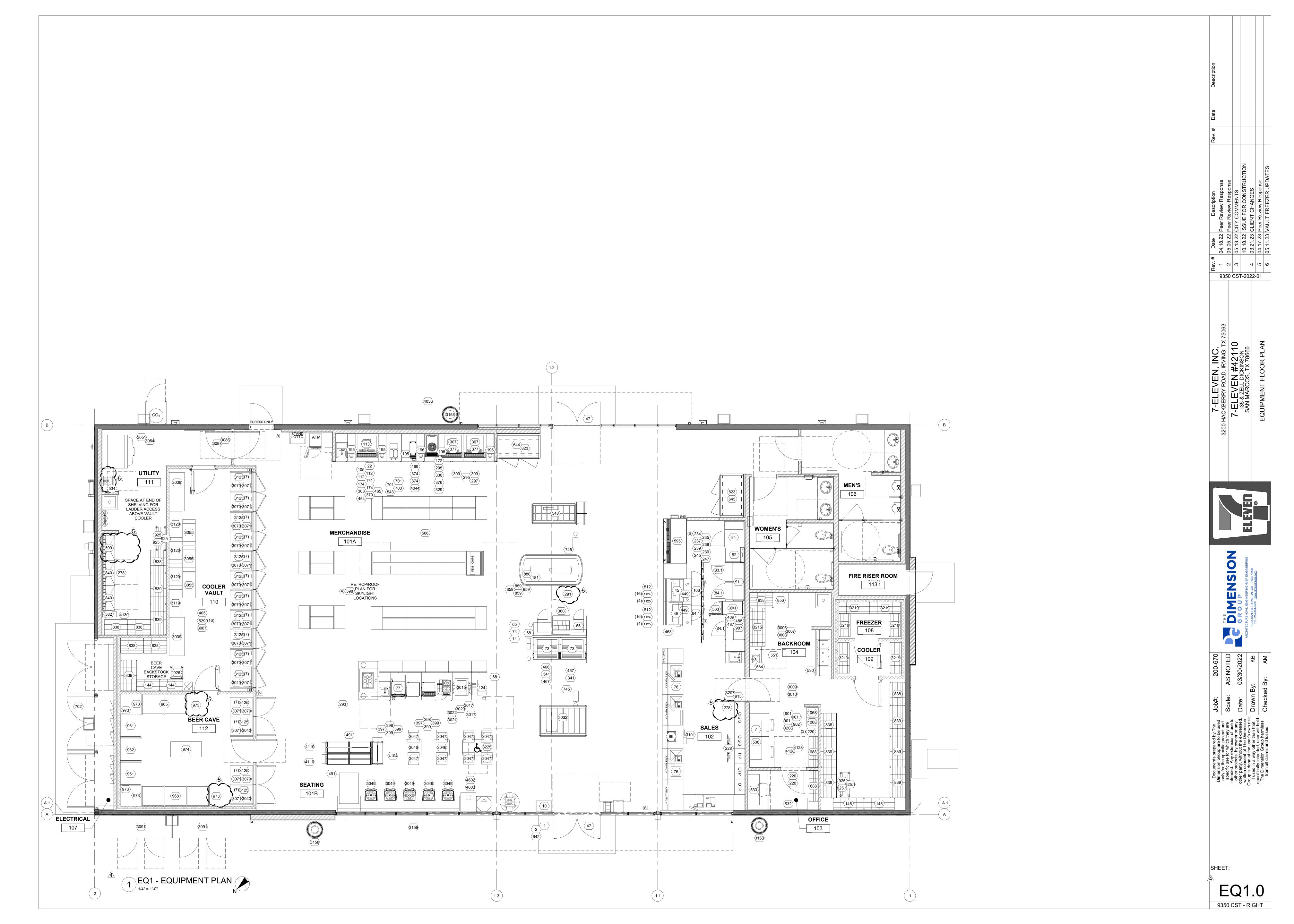


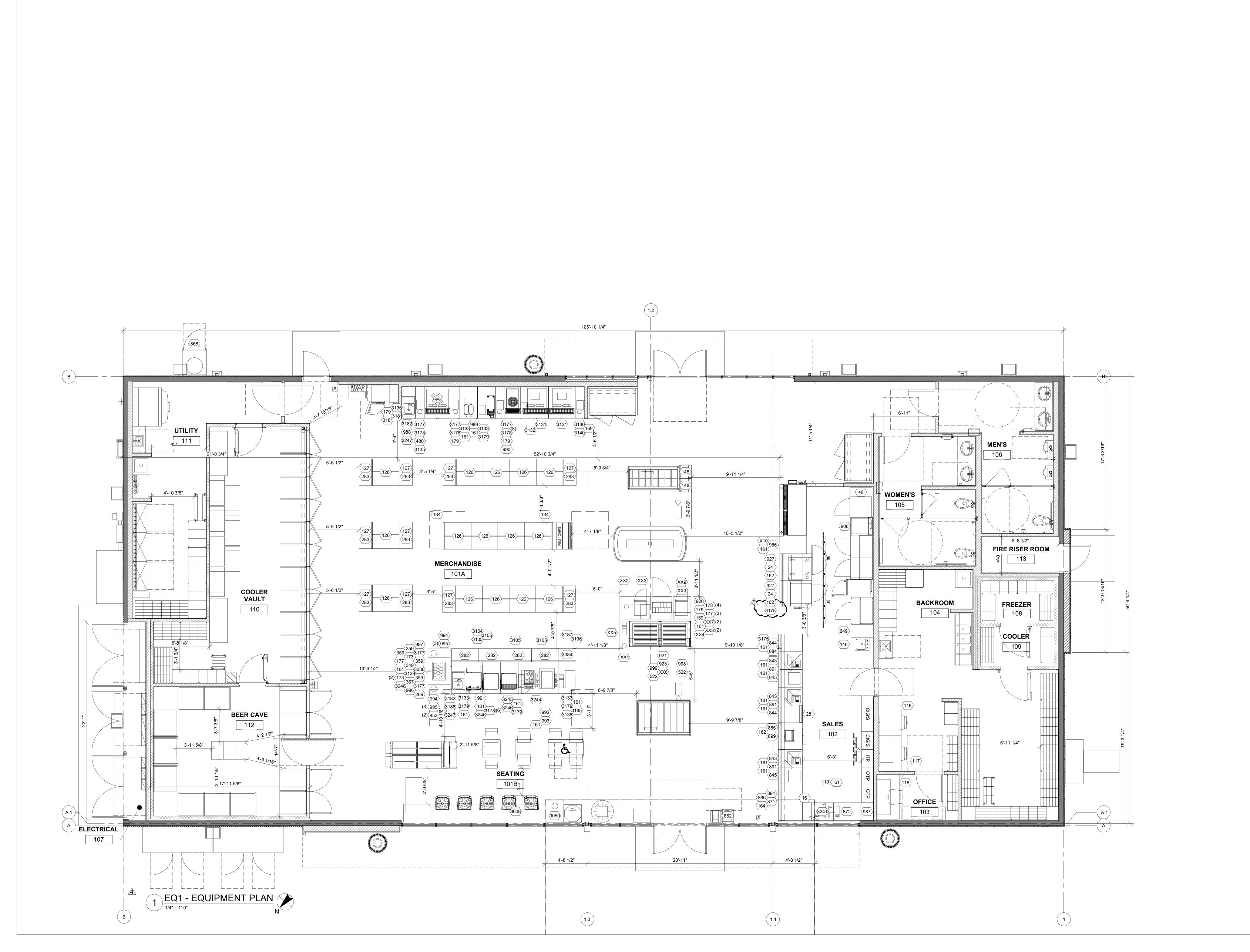
	REV.								
)R/	AWN E	3Y:							١
CHECKED BY:				EV					
APPROVED BY:							T		
QA/QC BY:							1T		
PROJECT NO.:					02	1-	000		
DWG NAME:									
DATE:				2	/1	7/:	20:		



659.73





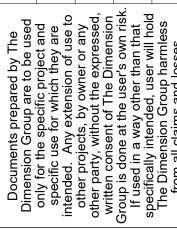


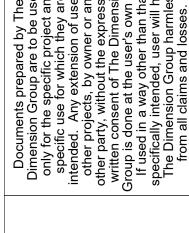
9350 CST-2022-01











EQ2.0 9350 CST - RIGHT



TX2 Engineering Firm F-20787 645 Floral Ave, Ste C New Braunfels, TX 78130 816-510-9151

July 25, 2023

Development Services Permit Center City of San Marcos 630 E. Hopkins St. San Marcos, TX 78666

Re: Alternative Compliance Application for Project No.: 2022-43254

Project Description:

The subject property is located at 5900 Block S IH 35 in the City of San Marcos. The property has been annexed, rezoned (CM), and approved for a conditional use permit (CUP) for a Commercial Convenience Store with associated infrastructure and car wash accessory building. The property will take access from TXDOT Right of Way. A proposed site plan for the property has been attached to this project description and application for review and approval. The proposed development consists of a commercial convenience store with a connected fuel canopy and associated car wash. The convenience store is proposed to have parking on four sides of the building for access to the building as is common for most convenience stores.

The Zoning case for the property was initially submitted as Heavy Commercial (HC) due to HC being the only permitted use for Gasoline sales within the City's Land Use Matrix (Development Code Table 5.1 attached). During the zoning process and the City planning meeting, the members discussed that they did not support the zoning of HC use as it allows for Truck Stops as well as gasoline services, and therefore recommended CM zoning with supplemental support of approval for a CUP for the use of gasoline sales as allowed. HC and CM zoning have different requirements for setbacks and build to zones. HC has no requirements for build to zone with minimums listed for setbacks, whereas CM requires the building to be located within minimums and maximums for setbacks with percents of the building facing primary and secondary streets as applicable for build to zones. The CM zone was approved at Planning and Zoning Meeting and the CUP was approved thereafter.

The subject property is located at 5900 IH 35 near the western edge of City Limits. The adjacent properties are outside of the corporate City limits. Other properties within the City and adjacent to the proposed development have zoning districts of General Commercial (GC) to the west, and Community Commercial (CC) to the east. GC and CC are both legacy districts that do not have maximum setback requirements or build to zone requirements. It is understood that these are legacy zoning districts and that newer standards have been created. The new zoning classification of CM and requirements have the potential to conflict with the adjoining districts from a standard of development which would look different as development pushes outward from the City center.

The existing Zoning Code for CM requires a Build To Zone and Setback maximums for the principal building as noted in Development code section 4.4.4.1 (attached). The property is proposed to be serviced by COSM Sanitary Sewer facilities that were installed under Permit PICP-2019-28429, the installed sewer line and associated 20' utility easement as shown in attached approved PICP Plan Sheet document an easement that is 20' in width centered on the constructed sewer line. The constructed sewer line has been installed approximately 20' from the property line creating an easement that extends 30' into the property. The sewer line and easement are shown in the attached project site plan. The sanitary sewer line and easement necessitate the need for a variance from CM zoning requirements for maximum setback requirements.



TX2 Engineering Firm F-20787 645 Floral Ave, Ste C New Braunfels, TX 78130 816-510-9151

In summary, the constructed sewer line and easement dictate that a proposed building cannot be located within the required maximum setback for a primary building. In addition to the permitted and installed sewer line, the proposed property is bounded by legacy zoning districts that allow buildings to be pushed back from the right of way with parking located between the building and right of way as well as less restrictive site planning requirements related to setbacks and build to zones. It is for these reasons that we request a variance from Maximum Setbacks, parking location and build to zone requirements for the proposed development. This request is proposed with the intention to create a cohesive development appearance as vehicles enter San Marcos along the I35 corridor.

Thanks for your consideration.

Sincerely,

Trevor Tast, P.E.

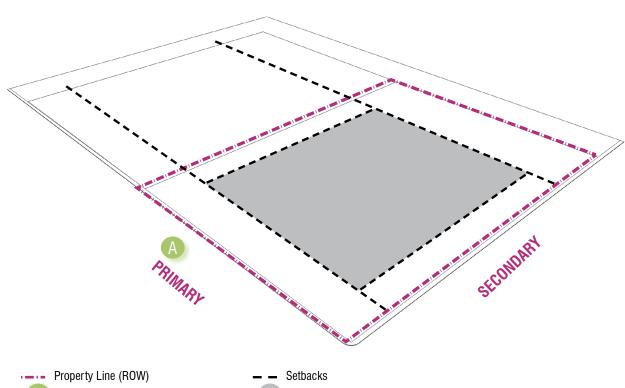
President

TX2 Engineering

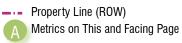
CC: File

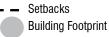
CM

SECTION 4.4.4.1 COMMERCIAL



KEY





DISTRICT INTENT STATEMENTS

CM is intended to serve as a commercial gateway and to take advantage of proximity to major roadways, therefore the quality and aesthetics of new development is very important. CM should be applied along highway corridors that serve as entrances to downtown or other pedestrian oriented activity areas.

DENSITY		
Impervious Cover	80% max.	
TRANSPORTATION		
Block Perimeter	5,000 ft. max.	Section 3.6.2.1
Streetscape Type	Conventional	Section 3.8.1.7

BUILDING TYPES ALLOWED		
Live/ Work	Section 4.4.6.10	
General Commercial	Section 4.4.6.12	
Mixed Use Shopfront*	Section 4.4.6.13	
Civic Building	Section 4.4.6.14	
*No Residential on the ground floor		

Building Standards		
Principle Building Height	4 stories max.	62 ft. max.
Accessory Structure Height	N/A	24 ft. max.

LOT			
BUILDING TYPE	LOT AREA	LOT WIDTH	A
Live/ Work	1,100 sq ft min.	15 ft min.	
General Commercial	4,000 sq ft min.	40 ft min.	
Mixed Use Shopfront	4,000 sq ft min.	40 ft min.	
Civic Building	4,000 sq ft min.	40 ft min.	

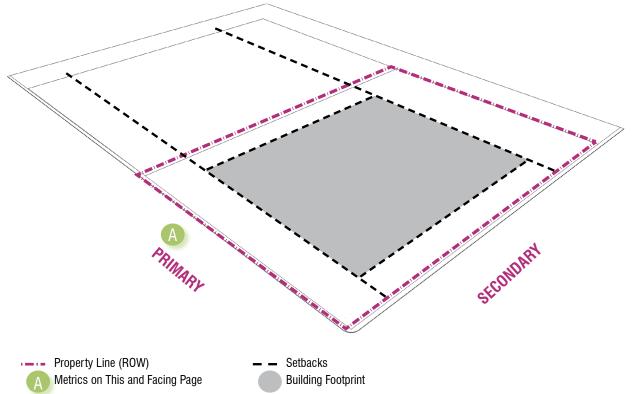
SETBACKS - PRINCIPAL BU	ILDING		
Primary Street		10 ft min/ 20 ft max.	
Secondary Street		10 ft min/ 15 ft max.	
Side		5 ft. min.	
Rear		20 ft. min.	
Rear, abutting alley		3 ft. min.	
SETBACKS - ACCESSORY S	TRUCTURE		
Primary Street		50 ft min.	
Secondary Street		20 ft. min.	
Side		5 ft. min.	
Rear		5 ft. min.	
PARKING LOCATION			
LAYER (SECTION 4.3.3.1)	SURFACE	GARAGE	
First Layer	Not Allowe	ed Not Allowed	
Second Layer	Allowed	Not Allowed	
Third Layer	Allowed	Allowed	
BUILD-TO ZONE (BTZ)			
Building Facade in primary street 50% min.			
Building Facade in secondary street 25% min.			

DURABLE BUILDING MATERIAL AND BLANK WALL AREA		
Primary Material 80% min.		
Secondary Material	20% max.	
Blank Wall Area	35 ft. max.	

(Employment Center (EC) renamed Commercial (CM) Ord. No. 2021-47 on 8-3-21)

SECTION 4.4.4.2 HEAVY COMMERCIAL





KEY



DISTRICT INTENT STATEMENTS

HC is intended to accommodate auto oriented and other heavy commercial uses. Development should be operated in a relatively clean and quiet manner, and should not be obnoxious to nearby residential or commercial uses.

DENSITY	
Impervious Cover	80% max.

TRANSPORTATION		
Block Perimeter	5,000 ft. max	Section 3.6.2.1
Streetscape Type	Conventional	Section 3.8.1.7

BUILDING TYPES ALLOWED	
General Commercial	Section 4.4.6.12
Civic Building	Section 4.4.6.14

Building Standards			
Principle Building Height	4 stories max.	62 ft. max.	
Accessory Structure Height	N/A	24 ft. max.	

Lot

BUILDING TYPE	LOT AREA	LOT WIDTH	A
General Commercial	6,000 sq ft min	60 ft min.	
Civic Building	6,000 sq ft min	60 ft min.	

SETBACKS - PRINCIPAL BU	ILDING										
Primary Street		20 ft min.									
Secondary Street		20 ft min.									
Side		5 ft min.									
Rear		20 ft min.									
SETBACKS - ACCESSORY STRUCTURE											
Primary Street		20 ft. min.									
Secondary Street		20 ft. min.									
Side		5 ft. min.									
Rear		5 ft. min.									
PARKING LOCATION											
LAYER (SECTION 4.3.3.1)	SURFACE		GARAGE								
First Layer	Allowed		Allowed								
Second Layer	Allowed		Allowed								
Third Layer	Allowed		Allowed								

DURABLE BUILDING MATERIAL AND BLANK WALL A	AREA
Primary Material	80% min.
Secondary Material	20% max.
Blank Wall Area	50 ft. max.

TABLE 5.1 LAND USE MATRIX

TYPES OF LAND USES	CONVENTIONAL RESIDENTIAL			I:MADAPTED HISTORITE							SPECIAL DISTRICTS					N S						
	æ	SF-R	SF-6	SF-4.5	S9	ND-3.2	ND-3.5	ND-4	M-CM	5	CD-2	CD-2.5	63	CD-4	65	09-00	呈	=	=	₹	2	DEFINITION USE Standards
Mobile Home Community / Manufactured Home Park / Tiny Home Village																				Р		Section 5.1.4.1
Community Home	L	L	L	L	L	L	L	Р	Р		Р	L	Р	Р	Р	Р				L		Section 5.1.4.12
Fraternity or Sorority Building								С	С					С	Р	Р						Section 5.1.4.12
COMMERCIAL USES																						
Professional Office								L	Р					L	Р	Р	Р	Р			Р	Section 5.1.5.1
Medical, except as listed below:								L	Р					L	Р	Р	Р				Р	Section 5.1.5.2
Urgent care, emergency clinic, or hospital									Р						Р	Р	Р	Р			Р	Section 5.1.5.2
Nursing/ retirement home					Ī			Р	Р					Р	Р	Р	Р				Р	Section 5.1.5.2
Personal Services, except as listed below:								L	Р					L	Р	Р	Р				Р	Section 5.1.5.3
Animal care (indoor)	С								Р						Р	Р	Р				Р	Section 5.1.5.3
Animal care (outdoor)	С																С				С	Section 5.1.5.3
Funeral Home									С						С	С	Р				Р	Section 5.1.5.3
Adult Oriented Businesses						<u> </u>	<u>L</u>	<u> </u>	See S	Sectio	n 18	, Arti	cle 6	of th	ne Cit	y Co	de					
All Retail Sales, except as listed below:								L	Р					L	Р	Р	Р				Р	Section 5.1.5.4
Gasoline Sales									L						С	С	Р				С	Section 5.1.5.4
Truck stop																	L					Section 5.1.5.4
Tattoo, body piercing								С	С					С	Р	Р	Р				Р	Section 5.1.5.4
Building material sales									С						С	С	Р	Р	Р		Р	Section 5.1.5.4
Vehicle Sales/ Rental									С						С	С	Р				Р	Section 5.1.5.4
Pawnshop									С					С	Р	Р	Р				Р	Section 5.1.5.4
Restaurant/ Bar, as listed below:																						
Eating Establishment								L	Р					L	Р	Р	Р				Р	Section 5.1.5.5
Bar									С						С	С	С				С	Section 5.1.5.5
Mobile Food Court									С						Р	Р						Section 5.1.5.5

LEGEND						
Р	Permitted Use	L	Limited Use	С	Conditional Use	 Uses Not Permitted

5149 - 5211 SOUTH INTERSTATE 35 SAN MARCOS, TEXAS PICP: PERMIT # 2019-28429

PROJECT ADDRESS:

THIS PROJECT IS LOCATED ALONG THE SOUTH INTERSTATE 35 FRONTAGE ROAD FROM APPROXIMATELY 5149 - 5211 ADDRESS BLOCK IN SAN MARCOS, TX IN HAYS COUNTY.

FLOODPLAIN:

A PORTION OF THIS PROJECT FALLS WITHIN THE 100 YEAR FLOODPLAIN AS SHOWN ON THE HAYS COUNTY FEMA FIRM MAPS 48055C0075E EFFECTIVE JUNE 19. 2012 AND 48209C0388F EFFECTIVE AS OF SEPTEMBER 2. 2005.

AQUIFER NOTE:

THIS PROJECT IS NOT IN THE EDWARDS AQUIFER RECHARGE ZONE.

GENERAL NOTES:

- 1. CONTRACTOR SHALL CALL (512) 353-7728 FOR ALL CITY OF SAN MARCOS
- 2. RESPONSIBILITY FOR THE ADEQUACY OF THESE PLANS REMAINS WITH THE ENGINEER WHO PREPARED THEM. IN ACCEPTING THESE PLANS, THE CITY OF SAN MARCOS MUST RELY UPON THE ADEQUACY OF THE WORK OF THE
- 3. THIS PROJECT IS SUBJECT TO T.P.D.E.S. REGULATIONS.
- 4. ALL CONSTRUCTION SHOULD COMPLY WITH CITY OF SAN MARCOS
- STANDARD SPECIFICATIONS. 5. ALL CONSTRUCTION SHOULD COMPLY WITH CITY OF SAN MARCOS
- CONSTRUCTION DETAILS AND CONSTRUCTION NOTES FOR MATERIAL AND INSTALLATION GUIDELINES.
- 6. THIS PROJECT IS SUBJECT TO TPDES REGULATIONS.
- 7. CONTRACTOR SHALL CEASE CONSTRUCTION AND NOTIFY THE CITY OF SAN MARCOS, TEXAS SHPO, AND STATE ARCHAEOLOGIST IF IN SITU CULTURAL DEPOSITS ARE ENCOUNTERED.
- 8. IF A CITY INSPECTOR FOR CITY INFRASTRUCTURE DETERMINES A DETAIL IS MISSING FROM THE PLAN, THE MOST CURRENT CITY DETAIL FOUND ON THE CITY WEB PAGE WILL APPLY TO THE PERMIT.
- 9. CITY SPECIFICATIONS, AT TIME OF PLAN APPROVAL, WILL APPLY TO THIS DEVELOPMENT.

BENCHMARK LIST

VERTICAL DATUM NAVD88 (GEOID 12A)

BM 005524 53 (AKA TRACE PROJECT BM 070091 53): MAG NAIL SET IN CONCRETE WEIR LOCATED ALONG EAST RIGHT-OF-WAY OF I-35, APPROX. 40 FEET SOUTH OF THE NORTHWEST CORNER OF THE CALLED 85 ACRE ELEVATION = 647.29'

BM 005524 672:

COTTON GIN SPINDLE SET IN WOOD UTILITY POLE LOCATED ALONG EAST RIGHT-OF-WAY OF I-35, APPROX. 370 FEET NORTH OF THE SOUTHWEST CORNER OF THE CALLED 85 ACRE TRACT. **ELEVATION = 659.87'**

BM 005524 3939:

COTTON GIN SPINDLE SET IN MULTI-TRUNK HUISACHE TREE, TAG NO. 8568, LOCATED ALONG SUBJECT TRACT'S NORTH PROPERTY LINE, APPROX. 475 FEET EAST OF THE NORTHWEST CORNER OF THE CALLED 85 ACRE SUBJECT TRACT **ELEVATION = 660.96'**

BM 005524 3941:

SQUARE CUT ON CONCRETE GAS VALVE, LOCATED ALONG SUBJECT TRACT'S NORTH PROPERTY LINE, APPROX. 1450 FEET EAST OF THE NORTHWEST CORNER OF THE CALLED 85 ACRE SUBJECT TRACT. **ELEVATION = 657.17'**

BM 005524 2412:

SQUARE CUT ON CONCRETE HEADWALL, LOCATED ALONG THE NORTHWEST RIGHT-OF-WAY LINE OF OLD BASTROP ROAD, APPROX. 168 FEET EAST OF THE NORTHEAST CORNER OF THE CALLED 85 ACRE SUBJECT TRACT. ELEVATION = 610.34'

BM 005524 3942:

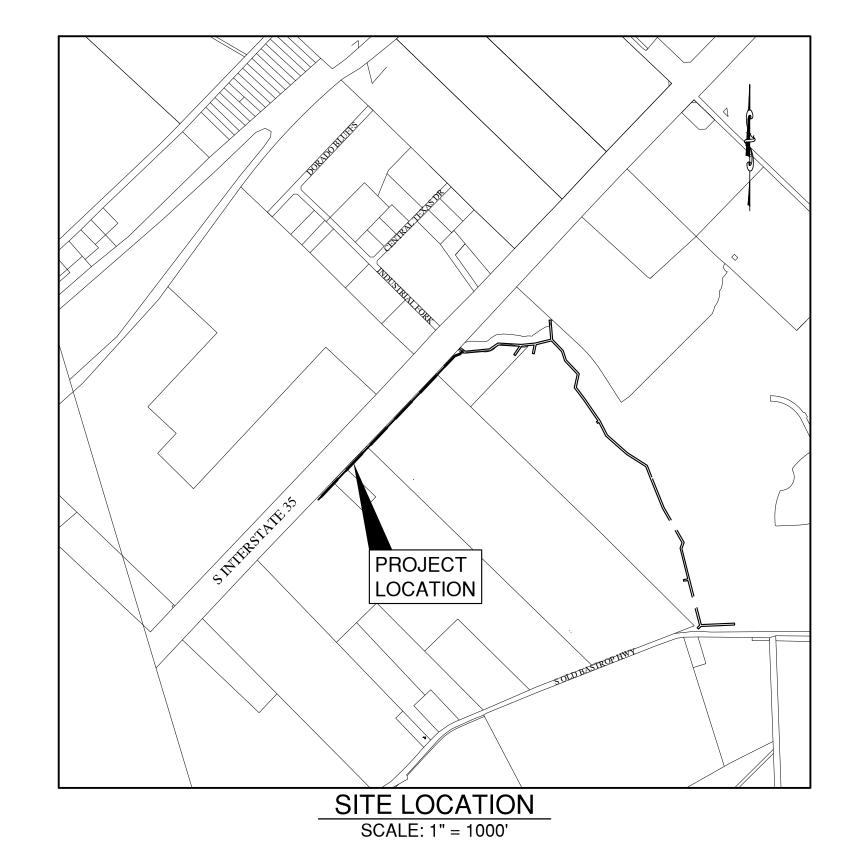
COTTON GIN SPINDLE SET LOCATED ALONG THE NORTHWEST RIGHT-OF-WAY LINE OF OLD BASTROP ROAD, APPROX. 22 FEET EAST OF THE SOUTHEAST CORNER OF THE CALLED 85 ACRE SUBJECT TRACT.

ELEVATION = 629.91

COTTON GIN SPINDLE SET IN WOOD UTILITY POLE LOCATED IN THE INTERIOR OF THE CALLED 85 ACRE SUBJECT TRACT. **ELEVATION = 676.02'**

SEQUENCE OF CONSTRUCTION

- 1. OBTAIN CITY APPROVED SITE PREPARATION PLANS, AND TPDES/SWPPP PERMIT (NOT A COPY OF THE TPDES APPLICATION TO TCEQ), IF
- 2. INSTALL TEMPORARY EROSION AND SEDIMENTATION CONTROLS.
- 3. SCHEDULE PRE-CON MEETING WITH CITY OF SAN MARCOS. 4. BEGIN DEMOLITION ACTIVITIES, IF APPLICABLE.
- 5. BEGIN SITE CLEARING AND GRADING.
- 6. INSTALL TEMPORARY SED POND AS APPROPRIATE. 7. RESTORE AND REVEGETATE ALL DISTURBED AREAS NOT UNDER IMPERMEABLE IMPROVEMENTS.
- 8. COMPLETE ANY REMAINING "PUNCH LIST" ITEMS.
- 9. CITY OF SAN MARCOS FINAL INSPECTION.
- 10. CONTRACTOR SHALL REMOVE TEMPORARY EROSION CONTROLS AFTER PERMANENT STABILIZATION IS AT LEAST 70% EVENLY ESTABLISHED. RYE IS NOT ACCEPTED.
- 11. CITY ISSUES CERTIFICATE OF ACCEPTANCE OR OCCUPANCY.



OWNER:

LAS COLINAS SAN MARCOS, PHASE 1 16238 RR 620 #F-126 Austin, Texas 78717 [Tel] 512-838-1660

ENGINEER:

BOWMAN CONSULTING GROUP, LTD 1120 S. Capital of Texas Hwy, Building 3, Suite 220 Austin, Texas 78746 [Tel] 512.327.1180 [Fax] 512.327.4062

SURVEYOR:

BOWMAN CONSULTING GROUP, LTD 1120 S. Capital of Texas Hwy Building 3, Suite 120 Austin, Texas 78746 [Tel] 512.327.1180 [Fax] 512.327.4062

Bowman

TBPE Firm Registration No. F-14309

Sheet List Table

1 COVER SHEET 2 GENERAL NOTES

3 EXISTING CONDITIONS & EROSION & SEDIMENTATION CONTROL PLAN

4 WASTEWATER LINE B PLAN 5 PLAN & PROFILE: WASTEWATER LINE B, STA: 1+00 - 11+75 6 PLAN & PROFILE: WASTEWATER LINE B, STA: 11+75 - END

7 CONSTRUCTION DETAILS

EMERGENCY CONTACT INFORMATION:

CITY OF SAN MARCOS DEPARTMENT OF ENVIRONMENT & ENGINEERING 512-393-8130 CITY OF SAN MARCOS ENGINEERING INSPECTION SERVICES CITY OF SAN MARCOS WATER/WASTEWATER UTILITIES 512-393-8010 PEDERNALES ELECTRIC COOPERATIVE 888-554-4732 AT&T (TELEPHONE UTILITY) 866-656-1630 SPECTRUM (CABLE UTILITY) 855-243-8892 CENTERPOINT ENERGY (NATURAL GAS) 800-376-9663

REVISIONS / CORRECTIONS

NUMBER	DESCRIPTION	REVISE (R) ADD (A) VOID (V) SHEET NO.'S	TOTAL # SHEETS IN PLAN SET	NET CHANGE IMPERVIOUS COVER (SQ. FT.)	TOTAL IMPERVIOUS COVER (SQ. FT.)/%	CITY OF SAN MARCOS APPROVAL DATE	DATE IMAGED
<u></u>	WASTEWATER LINE REALIGNMENT. EROSION CONTROL REVISIONS FOR WW REALIGNMENT	(R) 1, 3-6	7	NA	NA		4/29/20

SUBMITTED FOR APPROVAL BY:

RELEASED FOR CONSTRUCTION

TIRSO GONZALEZ, P.E. (# 123344)

TIRSO E. GONZALE

123344

OF 7

