## ZONING CHANGE, OVERLAY OR ESTABLISHMENT OF A HISTORIC DISTRICT/LANDMARK APPLICATION



Updated: October, 2019

### **CONTACT INFORMATION**

Applicant's Name	Hermann Vigil	Property Owner	Robert W. McDonald, III, Manager
Company	Vigil & Associates	Company	BR2020 Land Bank, LLC
Applicant's Mailing Address	4005 Banister Lane, Suite 225-C	Owner's Mailing Address	9811 S. IH-35, Building 3, Suite 100, Austin, Texas, 78744
Applicant's Phone #	512 326-2667	Owner's Phone #	512 280-5353
Applicant's Email	hermann@vigilandassoc.com	Owner's Email	txrwmc3@yahoo.com

### **PROPERTY INFORMATION**

Subject Property A	ddress(es): Riverwa	iy Avenue			
Legal Description:	Lot1	Block	F	Subdivision	Blanco Riverwalk Subdivision
Total Acreage:	15.2331	Ac.		Tax ID #: R	R144330 & R130469
Preferred Scenario	Designation: LO	w Intensity	/	Existing Zoni	ng: <u>CC</u>
Existing Land Use	(s): <u>Agricultural</u>				

### **DESCRIPTION OF REQUEST**

Proposed Zoning District(s): HC

Proposed Land Uses / Reason for Change: The change to HC is so that outdoor storage will be an acceptable use.

### AUTHORIZATION

I certify that the information on this application is complete and accurate. I understand the fees and the process for this application. I understand my responsibility, as the applicant, to be present at meetings regarding this request.

Filing Fee\* \$1,057 plus \$100 per acreTechnology Fee \$13M.\*Existing Neighborhood Regulating Plan Included.

MAXIMUM COST \$3,013

Submittal of this digital Application shall constitute as acknowledgement and authorization to process this request.

### **APPLY ONLINE – WWW.MYGOVERNMENTONLINE.ORG/**

I, <u>Robert W. McDoanld, III</u> (owner name) on behalf of BR2020 Land Bank, LLC (company, if applicable) acknowledge that I/we am/are the rightful owner of the property located at Lot 1, Block F, Blanco Riverwalk Subd. on Riverway Avenue (address).
Hermann Vigil       (agent name) on behalf of         Vigil and Associates       (agent company) to file this application for         Zoning       (application type), and, if necessary, to work with         the Responsible Official / Department on my behalf throughout the process.
Signature of Owner:   Printed Name, Title:   Robert W. McDonald, III, Partner MSC   Signature of Agent:   Mathematical Mathematica

### AGREEMENT TO THE PLACEMENT OF NOTIFICATION SIGNS AND ACKNOWLEDGEMENT OF NOTIFICATION REQUIREMENTS

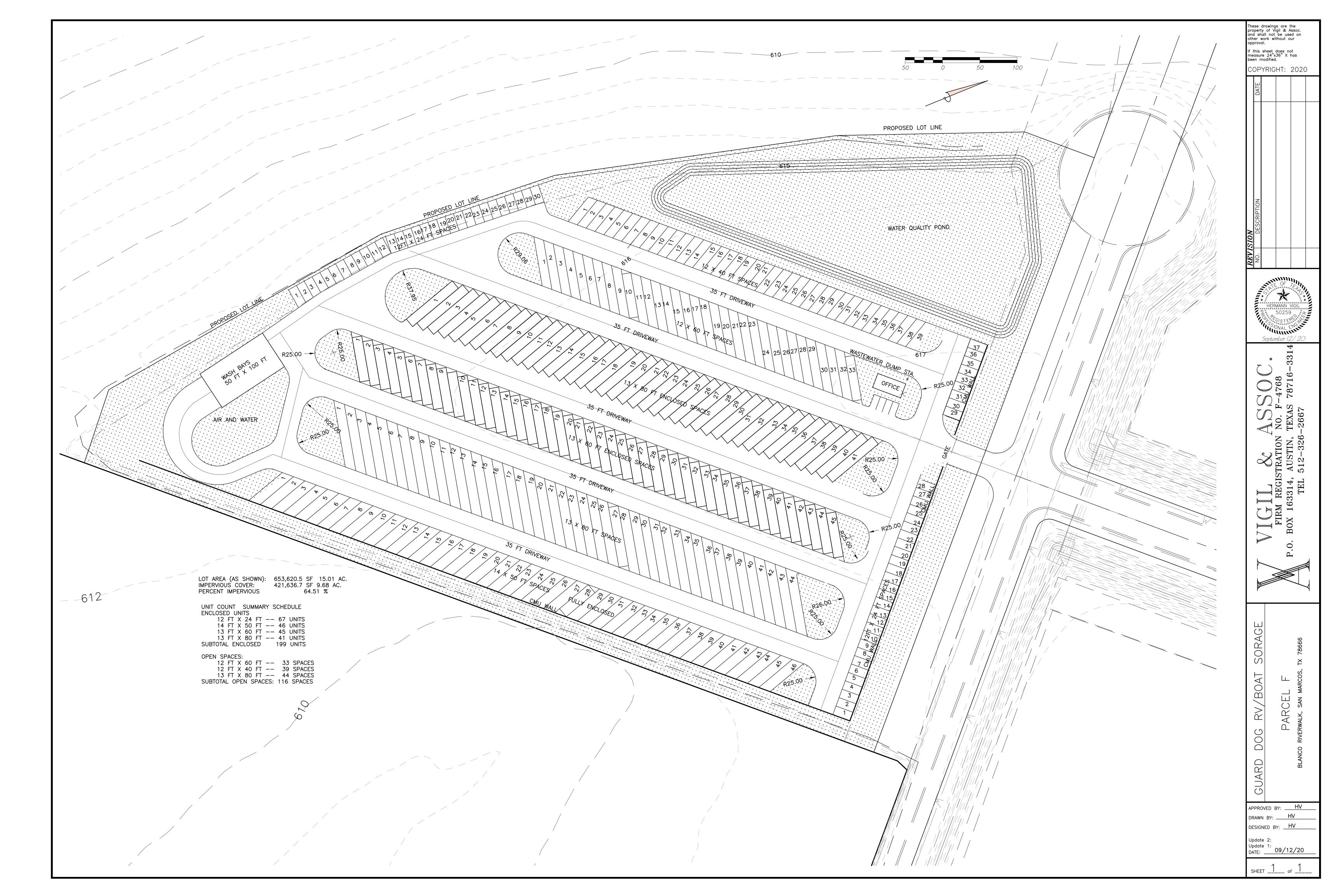
The City of San Marcos Development Code requires public notification in the form of notification signs on the subject property, published notice, and / or personal notice based on the type of application presented to the Planning Commission and / or City Council.

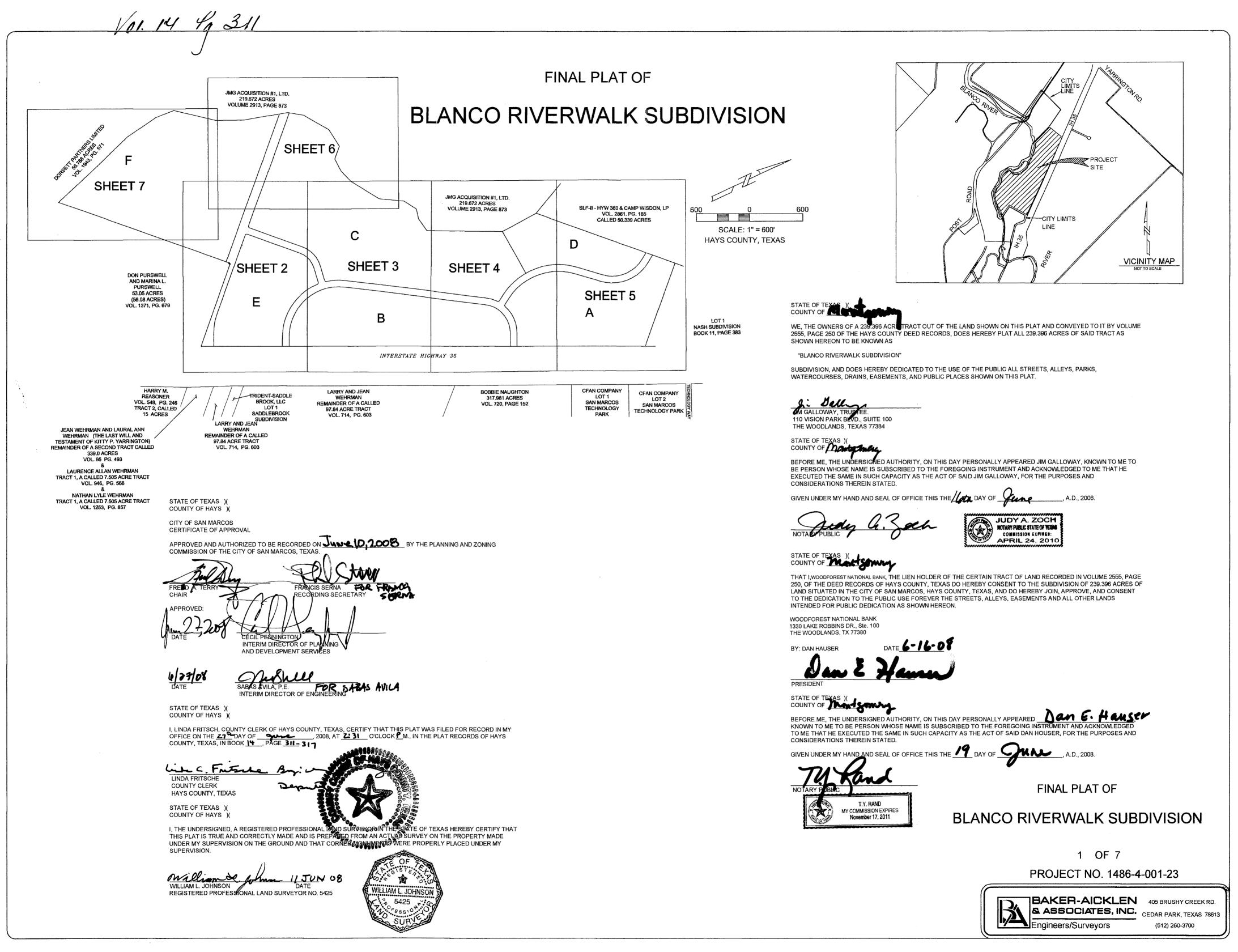
- Notification Signs: if required by code, staff shall place notification signs on each street adjacent to the subject property and must be placed in a visible, unobstructed location near the property line. It is unlawful for a person to alter any notification sign, or to remove it while the request is pending. However, any removal or alteration that is beyond the control of the applicant shall not constitute a failure to meet notification requirements. It shall be the responsibility of the applicant to periodically check sign locations to verify that the signs remain in place had have not been vandalized or removed. The applicant shall immediately notify the responsible official of any missing or defective signs. It is unlawful for a person to alter any notification sign, or to remove it while the case is pending; however, any removal or alteration that is beyond the control of the applicant shall not constitute a failure to meet notification sign.
- Published Notice: if required by code, staff shall publish a notice in a newspaper of general circulation in
  accordance with City Codes and the Texas Local Government Code. If, for any reason, more than one notice
  is required to be published it may be at the expense of the applicant. The renotification fee shall be \$91
  plus a \$13 technology fee.
- Personal Notice: if required by code, staff shall mail personal notice in accordance with City Codes and the Texas Local Government Code. If, for any reason, more than one notice is required to be mailed it may be at the expense of the applicant. The renotification fee shall be \$91 plus a \$13 technology fee.

I have read the above statements and agree to the required public notification, as required, based on the attached application. The City's Planning and Development Services Department staff has my permission to place signs, as required, on the property and I will notify City staff if the sign(s) is/are damaged, moved or removed. I understand the process of notification and public hearing and hereby submit the attached application for review by the City.

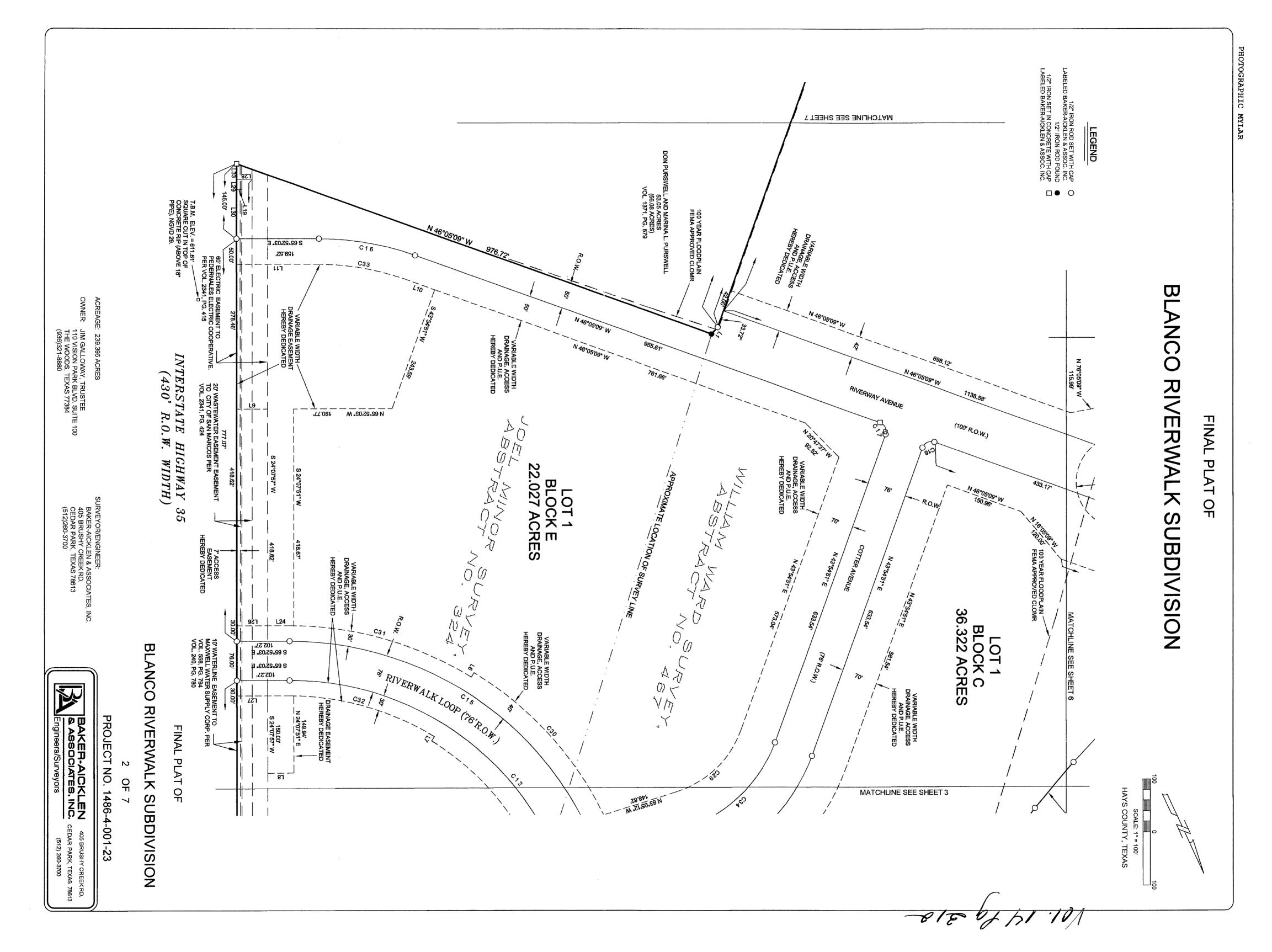
Signature: 9/13/20
Print Name: Robert W. McDonald, III
Form Updated October, 2019

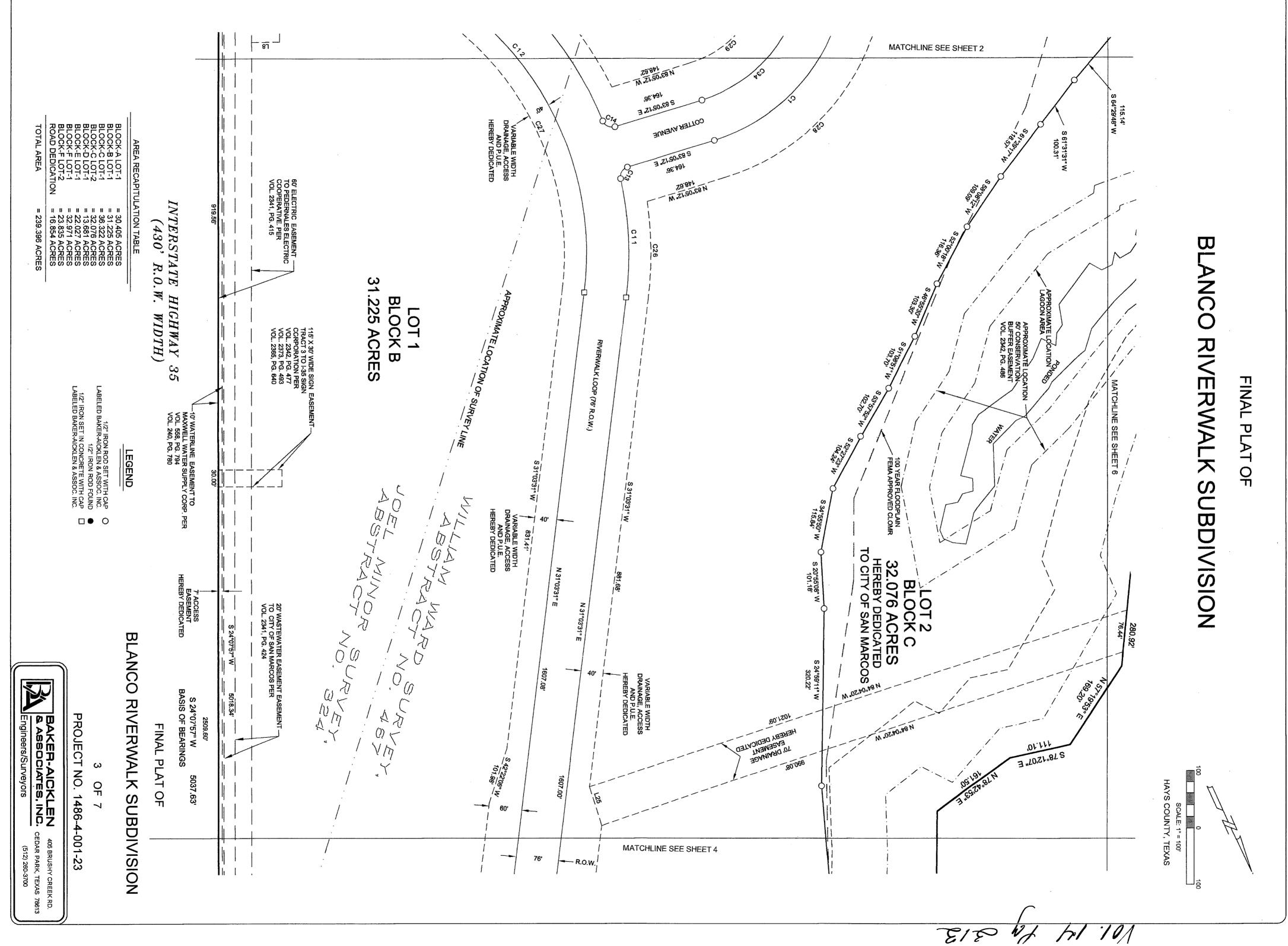
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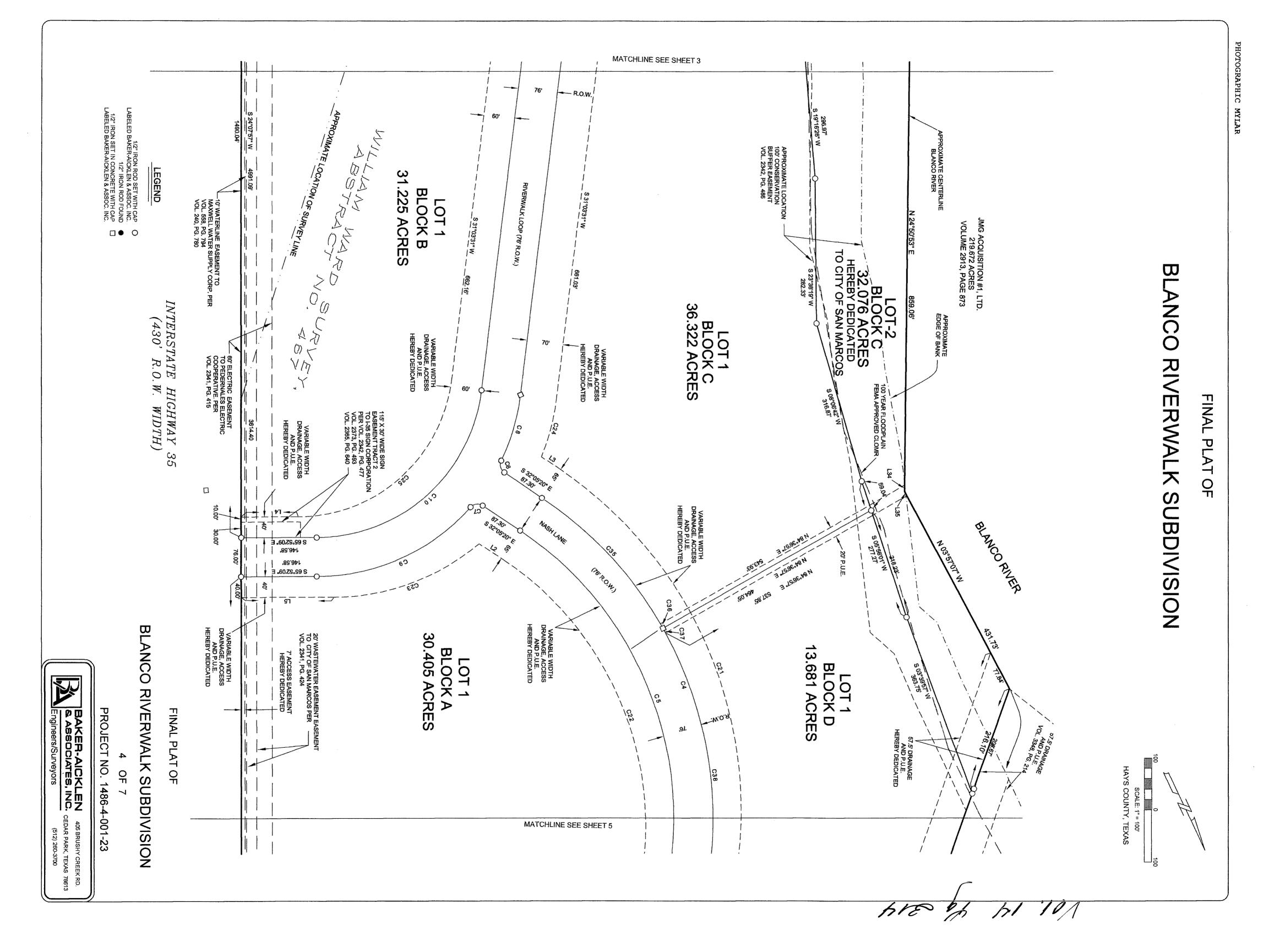


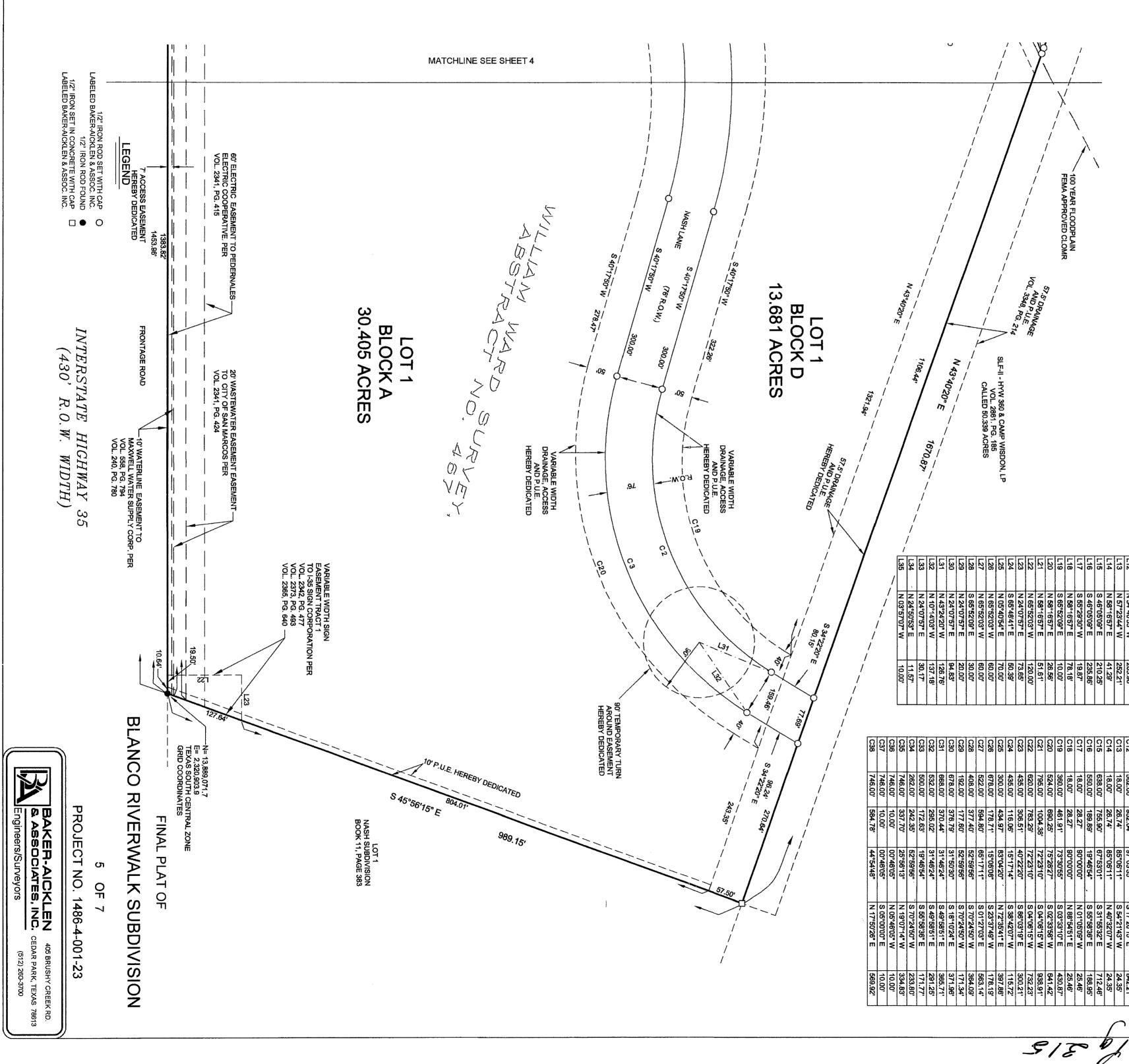
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FINAL PLAT OF

# BLANCO RIVERWALK SUBDIVISION

SCALE: 1" = 100' HAYS COUNTY, TEXAS

p1:101

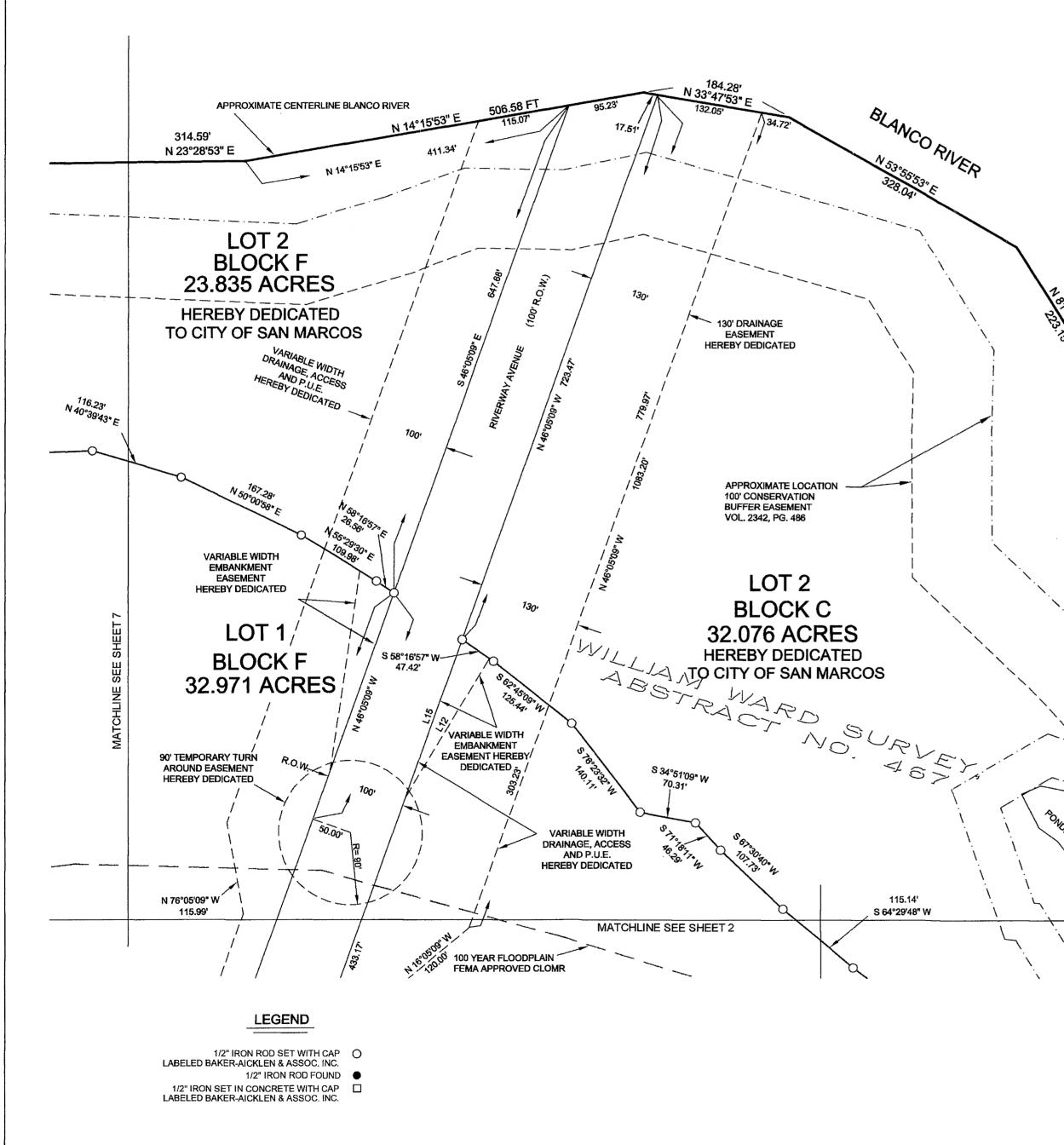
100	/	34	L33	L32	L31	L30	L29	128	127	L26	125	124	123	122	Ŀ	120	L19	L18	L17	L16	L15	L14	L13	L12	L11	L10	61	61	5	16	5٦	L4	ĽЗ	5	1	NU	
		<u>,</u>																																		NUMBER	Ē
	N 03°57'07" W		N 24°07'57" E	N 10°14'03" W	N 43°24'20" W	N 24°07'57" E	N 24°07'57" E	S 65°52'09" E	N 65°52'03" W	N 65°52'03" W	N 05°40'54" E	S 65°48'41" E		N 65°52'03" W	N 58°16'57" E	N 58°16'57" E	S 65°52'09" E	N 58°16'57" E	S 55°29'30" W	S 46°05'09" E	S 46°05'09" E	N 58°16'57" E	N 57°23'44" W	N 34°46'33* W	S 65°52'03" E	S 46°05'09" E	S 65°52'03" E	S 65°52'03" E		- 1	S 65°52'09" E	S 65°52'09" E	N 32°05'20" W	S 32°05'20" E	S 66°29'53" W	BEARING	INE TABLE
10.00	10 00'	11.57	30.17'	137.18'	126.76'	94.83'	20.00'	30.00'	60.00'	60.00'	70.00'	50.39'	73.65'	120.00'	51.61'	26.56'	10.00'	78.18'	19.87'	235.86'	210.25'	41.29'	252.21'	203.96'	159.52'	58.30'	60.00'	50.40'	10.00'	10.00'	179.46'	110.48'	40.32'	56.82'	17.64'	DISTANCE	

NUMBER	RADIUS	ARC	CEN. ANGLE	CH. BRG	G.
3 3 3	338.00	312.65	52°59'56"	S 70°24'50" W	50" W
្លេ្ត	480.00	625.55	74°40'11"	S 02°57'45" W	745" W
<u>2</u>	746.00'	942.48	72°23'10"	S 04°0	S 04°06'15" W
C5	670.00'	846.46'	72°23'10"	S 04°06'15" W	8'15" W
Co	18.00'	25.84'	82°15'49"	0°60 S	09°02'35" W
C7	18.00'	25.84'	82°15'49"	S 73°1;	73°13'14" E
ĉ	398.00'	132.79'	19°08'59"	S 40°3	S 40°37'00" W
C9	398.00'	336.78'	48°29'00"	S 89°5	S 89°53'21" W
C10	322.00'	466.86'	83°04'20"	S 72°3	S 72°35'41" W
C11	638.00'	215.73'	19°22'25"	S 21°2	21°29'50" W
C12	562.00'	952.04'	97°03'35"		17°20'15" E
C13	18.00'	26.74'	85°06'11"	S 54°2	S 54°21'43" W
C14	18.00"	26.74'	85°06'11"	N 40°3	N 40°32'07" W
C15	638.00'	755.90'	67°53'01"	S 31°5	5'32" E
C16	550.00'	189.89'	19°46'54"	S 55°58'36" E	8'36" E
C17	18.00'	28.27'	"00'00"	N 01°05'09" W	W "60.5
C18	18.00'	28.27	"00'00"	5°88 N	4'51" E
C19	360.00'	461.91	73°30'55"	S 03°33'10" E	3'10" E
C20	524.00'	690.25'	75°28'27"	S 02°3	S 02°33'58" W
C21	795.00	1004.38'	72°23'10"	S 04°0	S 04°08'15" W
C22	620.00	783.29'	72°23'10"	S 04°06'15" W	3'15" W
C23	435.00'	306.51	40°22'20"	S 86°03'19" E	3'19" E
C24	435.00'	116.06"	15°17'14"	S 38°42'07" W	2'07" W
C25	300.00'	434.97'	83°04'20" (	N 72°35'41"	5'41" E
C26	678.00'	178.71'	15°06'08"	S 23°3	23°37'49" W
C27	522.00'	594.80"	65°17'11"	S 01°2	01°27'03" E
C28	408.00'	377.40'	52°59'56"	S 70°24'50" W	4'50" W
C29	192.00'	177.60'	52°59'56"	S 70°2	70°24'50" W
C30	678.00'	376.79'	31°50'30"	S 18°1	0'24" E
C31	668.00'	370.44"	31°46'24"	S 49°5	8'51" E
C32	532.00'	295.02'	31°46'24"	S 49°5	3 49°58'51" E
C33	500.00'	172.63'	19°46'54"	S 55°58'36" E	8'36" E
C34	262.00'	242.35	52°59'56"	S 70°24'50" W	4'50" W
C35	746.00'	337.70'	25°56'13"	N 19°07'14" W	7'14" W
C36	746.00'	10.00'	00°46'05"	N 05°4	N 05°46'05" W
C37	746.00'	10.00'	00°46'05"	S 05°00'00" E	0'00" E
2	748 00'	584 79'	44°54'48"	N 17°50'26"	ם "אכיח

VOI. 14 Pg 31 Ce

FINAL PLAT OF

# **BLANCO RIVERWALK SUBDIVISION**



M C) DGRAPH PHOT

100 SCALE: 1" = 100' HAYS COUNTY, TEXAS

### NOTES:

1. SIDEWALKS AND STREET TREE PLANTINGS ARE REQUIRED AND WILL BE CONSTRUCTED TO CITY OF SAN MARCOS STANDARDS AT THE TIME OF LOTS IMPROVEMENTS CONSTRUCTION.

2. ALL STREETS AND DRAINAGE HAVE BEEN CONSTRUCTED TO CITY OF SAN MARCOS STANDARDS CITY FINAL ACCEPTANCE OF SAME HAS BEEN OBTAINED ...

3. LOW IMPACT DEVELOPMENT METHODS FOR STORMWATER CONTROL SUCH AS GRASS LINED SWALES AND DISCONNECTION OF IMPERVIOUS AREAS WILL BE UTILIZED WITHIN THE DEVELOPMENT.

4. STORMWATER DETENTION WAIVER IS APPROVED BY THE CITY OF SAN MARCOS ENGINEERING DEPARTMENT.

5. NO PORTION OF THIS SUBDIVISION LIES WITHIN THE BOUNDARIES OF THE EDWARDS AQUIFER RECHARGE ZONE OR TRANSITION ZONE.

6. NO MORE THAN FOUR (4) DRIVEWAYS ACCESSING THE IH 35 FRONTAGE ROAD WILL BE ALLOWED IN ADDITION TO THE STREETS SHOWN HEREON. DRIVEWAY LOCATIONS SHALL BE REVIEWED BY THE CITY OF SAN MARCOS ENGINEERING DEPARTMENT AND APPROVED BY THE TEXAS DEPARTMENT OF TRANSPORTATION. SHARED ACCESS EASEMENTS SHALL BE PROVIDED WHERE AND IF APPLICABLE FOR APPROPRIATE ACCESS TO FUTURE RE-SUBDIVIDED LOTS WITHIN A **RESERVE TRACT FRONTING IH 35.** 

7. CURRENT WASTEWATER UTILITY SERVICE AGREEMENTS ALLOT 1200 SERVICE UNITS FOR THE ENTIRE 239.3 ACRE DEVELOPMENT MASTER PLAN. REQUEST FOR ANY ADDITIONAL SERVICE CAPACITY WILL BE SUBJECT TO APPROVAL BY THE CITY OF SAN MARCOS.

8. THIS PLAT IS SUBJECT TO ORDINANCE NO. 2007-57, APPROVED BY THE CITY OF SAN MARCOS CITY COUNCIL ON OCTOBER 2, 2007.

9. THE 100 YEAR FLOODPLAIN BOUNDARY SHOWN HEREON, HAS BEEN REDEFINED BY CONDITIONAL LETTER OF MAP REVISION (CLOMR) BASED UPON THE FINDINGS OF FEMA CASE NUMBER 0606-BD59R.

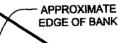
11. ALL OWNERS OF PRIVATE PROPERTY WITHIN THIS SUBDIVISION SHALL BE RESPONSIBLE FOR MAINTENANCE OF ALL DRAINAGE EASEMENTS, FACILITIES AND CONDITIONS UPON THEIR INDIVIDUAL PRIVATE PROPERTY

12. ALL DEVELOPMENT AND OPERATIONS OF PROPERTY WITHIN THIS SUBDIVISION IS SUBJECT TO THE DECLARATION OF CODES, COVENANTS AND RESTRICTIONS RECORDED IN VOLUME 3419, PAGE 425 OF THE DEED RECORDS OF HAYS COUNTY, TEXAS. THESE SUPPLEMENTAL DEVELOPMENT STANDARDS SHALL BE UTILIZED ALONG WITH APPLICABLE CITY CODES IN THE REVIEW AND APPROVAL OF ALL DEVELOPMENT APPLICATIONS.

13. LOT 2, BLOCK C (32.076 ACRES) AND LOT 2, BLOCK F (23.853 ACRS) IS HEREBY DEDICATED TO CITY OF SAN MARCOS FOR PARK LAND.

VOLUME 2913, PAGE 873

JMG ACQUISITION #1, LTD.



MATCHLINE SEE SHEET 3

FINAL PLAT OF

N 29°36'53" E

178.60

**BLANCO RIVERWALK SUBDIVISION** 

6 OF 7

280.92'

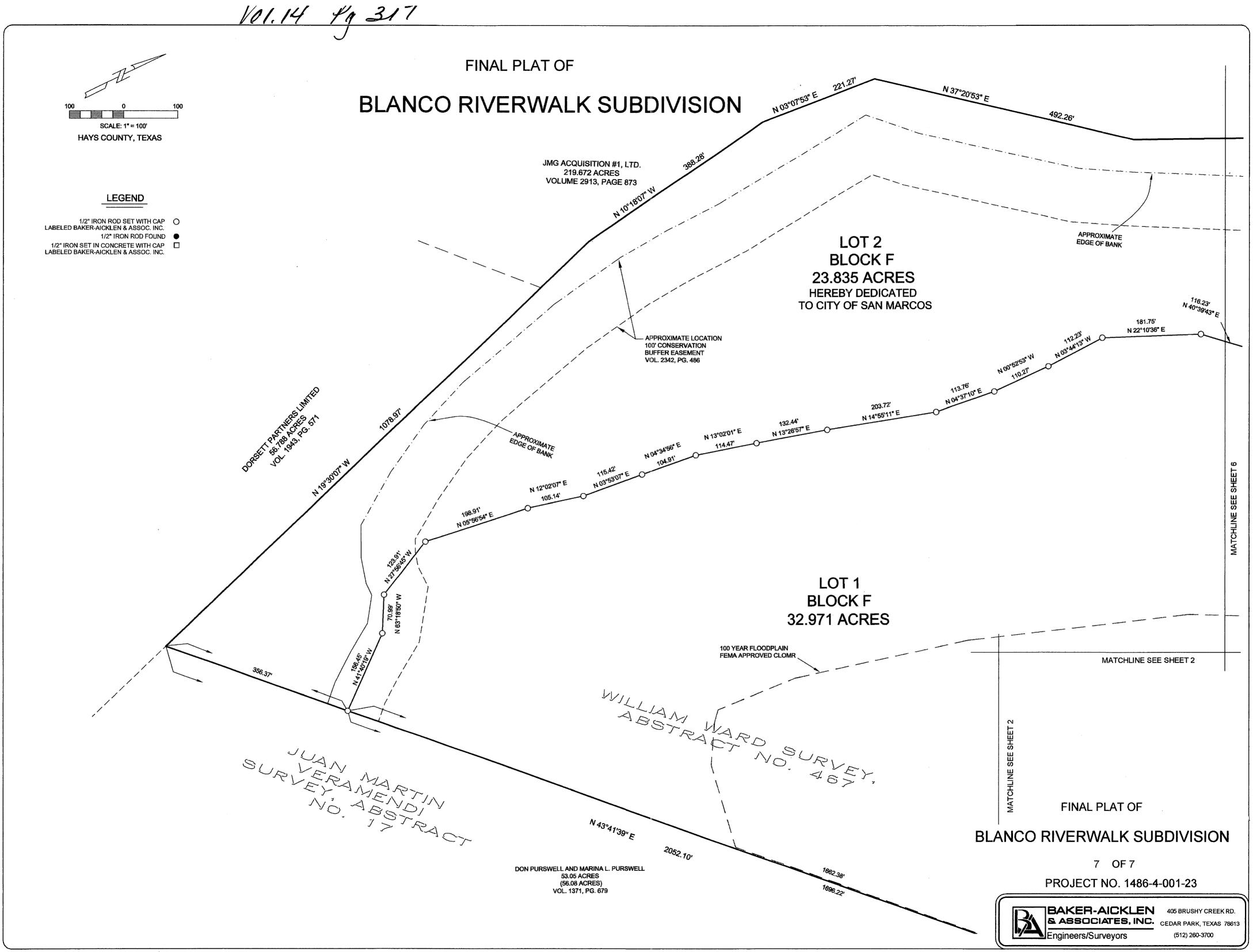
5>

76.44

PROJECT NO. 1486-4-001-23



219.672 ACRES



### FIELD NOTES FOR A 15.2331 ACRE TRACT ZONING CHANGE

A 15.2331 acre tract of land, being a portion of Lot 1, Block F, of the Final Plat of Blanco Riverwalk Subdivision, as recorded in Volume 14, Page 311 of the Plat Records of Hays County, Texas, also being out of the William Ward Survey, Abstract No. 467 and being described by metes and bounds as follows:

**Commencing** at a point in the centerline of Riverway Avenue, said point being 976.72 feet northwest of the right-of way of Interstate Highway 35, thence, S 66°29'53" W, 27.64 feet to a point, thence, S 43°41'39" W, 33.72 feet to the most southeastern corner of the described tract and the **Point of Beginning.** 

1. Thence, in a southwesterly direction, following the southeast line of Lot 1, Block F, of the Final Plat of Blanco Riverwalk Subdivision, as recorded in Volume 14, Page 311 of the Plat Records of Hays County, Texas, thence **S** 43°41'39'' W, a distance of **1,126.12 feet** to the most southerly corner of the herein described tract;

Thence, leaving the southeasterly line of Lot 1, Block F, of the Final Plat of Blanco Riverwalk Subdivision, as recorded in Volume 14, Page 311 of the Plat Records of Hays County, Texas, and over and across said Lot 1, block F the following courses:

- 2. N 47°54'03" W, a distance of 103.22 feet;
- 3. Thence, N 06°11'03" W, a distance of 420.16 feet;
- 4. Thence, N 04°53'10" E, a distance of 245.52 feet;
- 5. Thence, N 15°31'31" E, a distance of 381.80 feet;
- 6. Thence, N 22°28'07" E, a distance of 251.15 feet;
- 7. Thence, N 43°54'51'' E, a distance of 99.48 feet to the most northeasterly corner of said tract, also being in the southwesterly right-of-way line of Riverway Avenue;

8. Thence, following the southwesterly right-of-way of Riverway Avenue, S 46°05'09'' E, a distance of 849.13 feet, to the Point of Beginning containing 663,552 square feet or 15.2331 acres.

