



Legislation Details (With Text)

File #: ZC-20-20 **Version:** 1 **Name:**

Type: Action Item **Status:** Reported to Council

File created: 7/28/2020 **In control:** Planning and Zoning Commission

On agenda: 10/7/2020 **Final action:**

Title: ZC-20-20 (The Mayan CD-3) Hold a public hearing and consider a request by Todd Burek on behalf of The Mayan at San Marcos River LLC, for a zoning change from “FD” Future Development to “CD-3” Character District-3, for approximately 220.023 acres, more or less, out of the William Burnett Jr. Survey, Abstract No. 56 and the Benjamin & Graves Fulcher Survey, Abstract No. 813, Hays County, and the Benjamin & Graves Fulcher Survey, Abstract No. 21, Guadalupe County, located at 2801 Staples Road. (S. Caldwell)

Sponsors:

Indexes:

Code sections:

Attachments: 1. ZC-20-20 Staff Report, 2. ZC-20-20_Maps, 3. ZC-20-20 Code Comparison, 4. ZC-20-20 Comprehensive Plan Checklist, 5. ZC-20-20 Personal Notification Letter, 6. ZC-20-20 Application, 7. ZC-20-20 PZ Presentation

| Date | Ver. | Action By | Action | Result |
|-----------|------|--------------------------------|--------------------------|--------|
| 8/11/2020 | 1 | Planning and Zoning Commission | recommended for approval | Pass |

AGENDA CAPTION:

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Meeting date: August 11, 2020

Department: Planning & Development

Amount & Source of Funding

Funds Required: n/a
Account Number: n/a
Funds Available: n/a
Account Name: n/a

Fiscal Note:

Prior Council Action: n/a

City Council Strategic Initiative: [Please select from the dropdown menu below]

n/a

Choose an item.

Choose an item.

Comprehensive Plan Element (s): [Please select the Plan element(s) and Goal # from dropdown menu below]

- Economic Development - Choose an item.
- Environment & Resource Protection - Choose an item.
- Land Use - Direct Growth, Compatible with Surrounding Uses
- Neighborhoods & Housing - Choose an item.
- Parks, Public Spaces & Facilities - Choose an item.
- Transportation - Safe, Well coordinated transportation system implemented in an environmentally sensitive manner
- Core Services
- Not Applicable

Master Plan: [Please select the corresponding Master Plan from the dropdown menu below (if applicable)]

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Background Information:

The subject property is within City limits and was annexed in 2008. The property is currently vacant and is surrounded almost exclusively by vacant, rural/agricultural land as well as the San Marcos River along the northernmost extent of the subject tract and some existing residential and commercial uses in the Redwood community along the southernmost extent of the subject tract. In addition, FM 110 is proposed to be located adjacent to the subject property and right-of-way has already been dedicated in order to provide for the future construction of FM 110.

The purpose of this zoning change to “Character District-3” is to allow for the development of approximately 220 acres of single-family residential uses along the future FM 110 corridor.

The applicant is also requesting a rezoning to LI, CD-4, and CD-5 for approximately 160 additional acres in the vicinity of the future FM 110 corridor between Staples Road and the San Marcos River. These requests are being considered as separate zoning requests (ZC-20-17, ZC-20-18 and ZC-20-19).

The City of San Marcos will provide wastewater services at the site and as the property is within the Crystal Clear CCN, Crystal Clear Special Utility District will provide water service. The developer will be responsible for extending water and wastewater facilities through the site as needed. Bluebonnet Electric Cooperative will provide electric service to this development.

Council Committee, Board/Commission Action:

n/a

Alternatives:

n/a

Recommendation:

Although the proposed zoning change to Character District-3 is to be “Considered” in Low Intensity areas and is compatible with the single-family residential uses envisioned in the Comprehensive Plan for Low Intensity areas, the area immediately adjacent to the future FM 110 thoroughfare is not appropriate for single family lot development. The proposed single-family zoning does not align with the goals and intent for the FM 110 “Employment Corridor” stated in the Comprehensive Plan and block and access standards as well as privacy fence standards in the Development Code discourages this type of development along major thoroughfares such as FM 110.

Due to the varying factors regarding current and future land configurations around the subject property, staff is providing a **neutral** recommendation and leaves a decision of approval, denial, or a recommendation of a lesser zoning district up to the Planning and Zoning Commission and City Council.