



Legislation Details (With Text)

File #: Ord. 2023-38 **Version:** 1 **Name:**
Type: Ordinance **Status:** Individual Consideration
File created: 4/10/2023 **In control:** City Council
On agenda: 5/2/2023 **Final action:**
Title: Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2023-38, amending the Official Zoning Map of the City in Case ZC-23-03, by rezoning approximately 67.121 acres out of the Edward Burleson Survey, No. 18, Abstract No. 63 in Hays County, Texas, located at and near 3830 South IH 35 (Centerpoint and IH 35), from "FD" Future Development and "LI" Light Industrial to "CD-5" Character District 5, or, subject to consent of the owner, another less intense zoning district classification, including procedural provisions; and providing an effective date, and consider approval of Ordinance 2023-38, on the first of two readings.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ZC-23-03 Presentation, 2. Ordinance, 3. ZC-23-03 Staff Report, 4. ZC-23-08 Maps, 5. ZC-23-03 Code Comparison, 6. ZC-23-03 Comp Plan Checklist, 7. ZC-23-03 Application Documents

Date	Ver.	Action By	Action	Result
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AGENDA CAPTION:

Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2023-38, amending the Official Zoning Map of the City in Case ZC-23-03, by rezoning approximately 67.121 acres out of the Edward Burleson Survey, No. 18, Abstract No. 63 in Hays County, Texas, located at and near 3830 South IH 35 (Centerpoint and IH 35), from "FD" Future Development and "LI" Light Industrial to "CD-5" Character District 5, or, subject to consent of the owner, another less intense zoning district classification, including procedural provisions; and providing an effective date, and consider approval of Ordinance 2023-38, on the first of two readings.

Meeting date: May 2, 2023

Department: Planning and Development Services

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:

N/A

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 - Set appropriate density & impervious cover limitations in environmentally sensitive areas to avoid adverse impacts on water supply
- ☐ 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:

Vision San Marcos - A River Runs Through Us

Background Information:

Property has remained vacant since annexation in 2001, Ordinance 2001-76. The applicant is requesting to zone the property from Future Development, and a small area of Light Industrial, to Character District 5.

Two other properties in the area were zoned CD-5 within the last two years. Ordinance 2021-38 zoned 6.69 acres from FD to CD-5 and is planned for dense Multifamily near the intersection of Hunter Road and Centerpoint Road. Ordinance 2022-09 zoned 62.5 acres to CD-5 and is the site of the newly permitted Alta at Centrepont Apartments.

Council Committee, Board/Commission Action:

At their April 12, 2023 meeting, the Planning & Zoning Commission recommended **approval** of ZC-23-03 with an 8-0 vote. The Commission discussed flooding concerns as a portion of the property is in a flood zone and how the development will prevent flooding of the development itself, as well as causing no adverse impact to surrounding properties.

Alternatives:

Click or tap here to enter text.

Recommendation:

Staff recommends **approval** of ZC-23-03 as presented.