### SECOND/THIRD READINGS SUMMARY SHEET

ZONING CASE NUMBER: C14-2013-0053 – Still Waters

### REQUEST:

Approve second/third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 515 East Slaughter Lane (Onion Creek Watershed) from multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning to multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning, with conditions. The Conditional Overlay limits development of the property to 517 dwelling units (22.74 units per acre). The Restrictive Covenant covers the conditions of the Neighborhood Traffic Analysis performed in June 2013 and the Traffic Impact Analysis performed in February 2003.

### **DEPARTMENT COMMENTS:**

Staff does not recommend that the Narrow Glen Parkway access point be removed as a condition of the zoning. Please refer to attached memo from Transportation review staff.

The Applicant met with the Crossings at Onion Creek HOA on June 26, 2013. The Applicant met with residents of the Crossings at Onion Creek on August 8, 2013 and is neutral on limiting access to Narrow Glen Parkway to emergency only.

A petition has been filed by the adjacent property owners in opposition to this rezoning request. Petition information is located at the back of the Staff report.

OWNER & APPLICANT: Westwood Residential 48 LP (Jeff Lindsey)

AGENT: Jones & Carter, Inc. (James M. Schissler, P.E.)

<u>DATE OF FIRST READING</u>: August 8, 2013, Approved MF-3-CO combining district zoning, with conditions, on First Reading (7-0).

CITY COUNCIL HEARING DATE: August 22, 2013

**CITY COUNCIL ACTION:** 

**ORDINANCE NUMBER:** 

<u>ASSIGNED STAFF</u>: Wendy Rhoades e-mail: <u>wendy.rhoades@austintexas.gov</u>



Founded by Congress, Republic of Texas, 1839 Planning and Development Review Department P.O. Box 1088, Austin, Texas 78767

TO:

Wendy Rhoades, PDR Zoning Case Manager

FROM:

Caleb Gutshall, PDR Transportation Review

DATE:

August 15<sup>th</sup>, 2013

SUBJECT:

Still Waters Rezoning Case, C14-2013-0053

On June 25<sup>th</sup>, 2013, a Neighborhood Traffic Analysis (NTA) was conducted by City staff for Narrow Glen Parkway. Since the NTA demonstrates that the projected traffic on Narrow Glenn Parkway will continue to operate within the desirable level established by the Land Development Code, staff is not recommending that the Narrow Glen Parkway access point be removed as a condition of the zoning. Below is additional information regarding the NTA and other contributing factors that influenced the recommendation.

- 1.) Staff reviewed current traffic counts in regard to existing right-of-way, pavement widths, proposed driveway placement, existing street cross-sections, and anticipated traffic movement through the area. Based on the analysis, staff recommended that the applicant work with the Austin Transportation Department (ATD) during the site plan process to determine if traffic calming measures are warranted for the intention of slowing down or reducing motor-vehicle traffic in the residential neighborhood as well as promote pedestrian safety and the reduction of noise and local air pollution. It was also recommended the applicant coordinate with Public Works Department (PWD) for planning and installation of future bike lane facilities along Slaughter Lane to promote multi-modal mobility options in the area. The site plan application for the site has been submitted (Case No. SP-2013-0162C). The applicant has begun conversations with both ATD and PWD regarding the NTA recommendations. The outcome of their discussions should help mitigate traffic concerns associated with the proposed driveway along Narrow Glen Parkway.
- 2.) A priority of the Imagine Austin Comprehensive Plan is to create a compact and connected city. Prohibiting access to the local street system does not adhere to this priority. By prohibiting access along Narrow Glen Parkway, the entire 23 acre site's traffic will be pushed onto Slaughter Lane instead of tying into other access points in the street network.
- 3.) The original TIA was completed assuming three driveways. The TIA assumed that one of these driveways would be along Narrow Glen Parkway. Therefore the recommendation for the conditional overlay limiting the development to 528 units was reached with the assumption that a driveway would be along Narrow Glen Parkway. If access to Narrow Glen Parkway is prohibited as a condition of the zoning, then an addendum to the TIA may be required with the site plan application to re-evaluate the operational levels of service for the remaining two driveway locations on Slaughter Lane.

Thank you for the opportunity to comment,

Caleb Gutshall

City of Austin, Senior Planner Planning and Development Review Department

505 Barton Springs Rd, 4th floor Austin, TX 78704

Tel 512-974-6420

Fax 512-974-3010 caleb.gutshall@austintexas.gov

### **ZONING CHANGE REVIEW SHEET**

<u>CASE</u>: C14-2013-0053 – Still Waters <u>Z.A.P. DATE</u>: July 2, 2013

**ADDRESS:** 515 East Slaughter Lane

**OWNER:** Westwood Residential 48 LP **AGENT:** Jones & Carter, Inc.

(Jeff Lindsey) (James M. Schissler, P.E.)

**ZONING FROM:** MF-2-CO **TO:** MF-3-CO **AREA:** 22.730 acres

### **SUMMARY STAFF RECOMMENDATION:**

The Staff recommendation is to grant multi-family residence-medium density – conditional overlay (MF-3-CO) combining district zoning. The Conditional Overlay limits the number of units to 517 and continues the conditions of the Traffic Impact Analysis.

If the requested zoning is recommended for this site, then Staff recommends a Restrictive Covenant to include all recommendations listed in the Neighborhood Traffic Analysis memorandum, dated June 25, 2013, as provided in Attachment A.

### **ZONING AND PLATTING COMMISSION RECOMMENDATION:**

July 2, 2013: APPROVED MF-3-CO DISTRICT ZONING WITH CONDITIONS OF THE NEIGHBORHOOD TRAFFIC ANALYSIS, AS STAFF RECOMMENDED, BY CONSENT [G. ROJAS; R. MCDANIEL – 2<sup>ND</sup>] (5-0) B. BAKER; S. COMPTON - ABSENT

### **ISSUES:**

Staff does not recommend that the Narrow Glen Parkway access point be removed as a condition of the zoning. Please refer to attached memo from Transportation review staff.

The Applicant met with the Crossings at Onion Creek HOA on June 26, 2013. The Applicant met with residents of the Crossings at Onion Creek on August 8, 2013 and is neutral on limiting access to Narrow Glen Parkway to emergency only.

A petition has been filed by the adjacent property owners in opposition to this rezoning request. Petition information is located at the back of the Staff report.

### **DEPARTMENT COMMENTS:**

The subject property consists of a platted lot that has frontage on East Slaughter Lane and Narrow Glen Parkway and is zoned multi-family residence – low density – conditional overlay (MF-2-CO) district. There are apartments to the north and east (MF-2; MF-2-CO), single family residences within the Crossing at Onion Creek subdivision, general retail sales uses, a service station and food sales use, and liquor sales to the south (SF-4A; GR; CS-1) and

single family residences within the Crossing at Onion Creek subdivision to the west (SF-4A). Please refer to Exhibits A (Zoning Map), A-1 (Aerial View) and B (Recorded Plat).

As established by a 2002 zoning case, the conditional overlay (CO) included a Traffic Impact Analysis (TIA) which limits development of the property to 528 dwelling units (3,502 average daily trips). The unit cap was based on a site plan that was filed prior to the property's annexation into the City limits (a "D" site plan) and while the resulting MF-2-CO zoning of the property was consistent with the approved site plan, it may not have taken into account the minimum site area requirement prescribed by the MF-2 zoning district. The 2002 site plan has expired, and the proposed unit mix on the site plan in process exceeds the minimum site area for each dwelling unit requirement (LDC 25-2-651(B) – MF-2 District Regulations). Therefore, in order to meet the density requirements, the Applicant proposes to rezone the property to the multi-family residence – medium density – conditional overlay (MF-3-CO) district so that it may be developed up to 517 units. The proposed number of units is well within the average daily trips identified in the approved 2002 TIA. Driveway access to the site will be taken to East Slaughter Lane as well as one driveway to Narrow Glen Parkway.

Staff believes the rezoning request is incremental and in the context of the surrounding land uses and roadway, MF-3-CO zoning is appropriate. The property has access to East Slaughter Lane, a major arterial roadway. There are also four other properties zoned for multi-family residential uses that take access to Slaughter Lane in the immediate vicinity. The Conditional Overlay established with the 2002 case would be continued which is the conditions of the Traffic Impact Analysis, and includes the number of average daily trips.

### **EXISTING ZONING AND LAND USES:**

	ZONING	LAND USES
Site	MF-2-CO	Undeveloped
North	MF-3-CO; MF-2-CO	Apartments
South	SF-4A	Single family residences within the Crossing at Onion Creek subdivision
East	MF-2; MF-2-CO	Undeveloped; Apartments
West	SF-4A; I-RR; County	Single family residences within the Crossing at Onion Creek subdivision; Single family residence and automotive repair (County)

**AREA STUDY:** N/A

NTA: Is required – Please refer to Attachment A

**WATERSHED:** Onion Creek

**DESIRED DEVELOPMENT ZONE:** Yes

**CAPITOL VIEW CORRIDOR:** No

SCENIC ROADWAY: Yes – East Slaughter Lane

# **NEIGHBORHOOD ORGANIZATIONS:**

96 - Southeast Corner Alliance of Neighborhoods (SCAN)

511 - Austin Neighborhoods Council 627 - Onion Creek Homeowners Association

742 - Austin Independent School District

1037 - Homeless Neighborhood Organization 1075 - Bike Austin

1200 - Super Duper Neighborhood Objectors and Appealers Organization

1228 - Sierra Club, Austin Regional Group

1224 - Austin Monorail Project

1236 - The Real Estate Council of Austin, Inc.

1258 - Del Valle Community Coalition

1340 - Austin Heritage Tree Foundation 1363 - SEL Texas

1408 - GO! Austin/VAMOS! Austin - Dove Springs

### **SCHOOLS:**

Blazier Elementary School Bedichek Middle School Crockett High School Note: An Educational Impact Statement (EIS) is required. Please refer to Attachment B.

### **CASE HISTORIES:**

NUMBER	REQUEST	COMMISSION	CITY COUNCIL
C14-2012-0073 – 729 East Slaughter Lane, Unit B	GR to CS-1	To Grant	Apvd. (9-27-2012).
C14-2007-0189.SH – Residences at Onion Creek – 2500 Brandt Rd.	I-RR to MF-3	To Grant MF-2-CO with CO for 2,000 trips/day	Apvd. MF-2-CO as ZAP recommended (12-6-2007).
C14-02-0081 – Stone Creek Ranch Apartments Phases II and III – 515 E. Slaughter Ln.	I-RR to MF-2	To Grant MF-2-CO with a CO for the TIA	Apvd. MF-2-CO as ZAP recommended (4-3-2003).
C14-02-0080 – 8 acres Slaughter Lane – 516 E. Slaughter Ln.	I-RR to MF-2	To Grant MF-2	Apvd. MF-2 (8-29-2002).

## **RELATED CASES:**

The property was annexed into the City limits on April 15, 2002 (C7a-02-003, Ordinance No. 020404-39).

The property is platted as Lot 1 Block A, Stone Creek Ranch Section Two, recorded on May 8, 2002 (C8-01-0247.0A). There is a site plan in process (SP-2013-0162C – Still Waters). Please refer to Exhibits B, B-1 and B-2.

### **ABUTTING STREETS:**

Name	ROW	Pavement	Classification	Daily Traffic
East Slaughter Lane	130 feet	2 @ 35 feet		12,394
Narrow Glen Parkway	60 – 72 feet	40 – 48 feet	Residential Collector	2,248 (June, 2013)

**CITY COUNCIL DATE:** August 8, 2013

ACTION: Approved MF-3-CO district zoning with a Restrictive Covenant for the conditions of the Neighborhood Traffic Analysis, as the Zoning and Platting Commission recommended, on First Reading (7-0).

August 22, 2013

**ORDINANCE READINGS: 1st** 

August 8, 2013

2<sup>nd</sup>

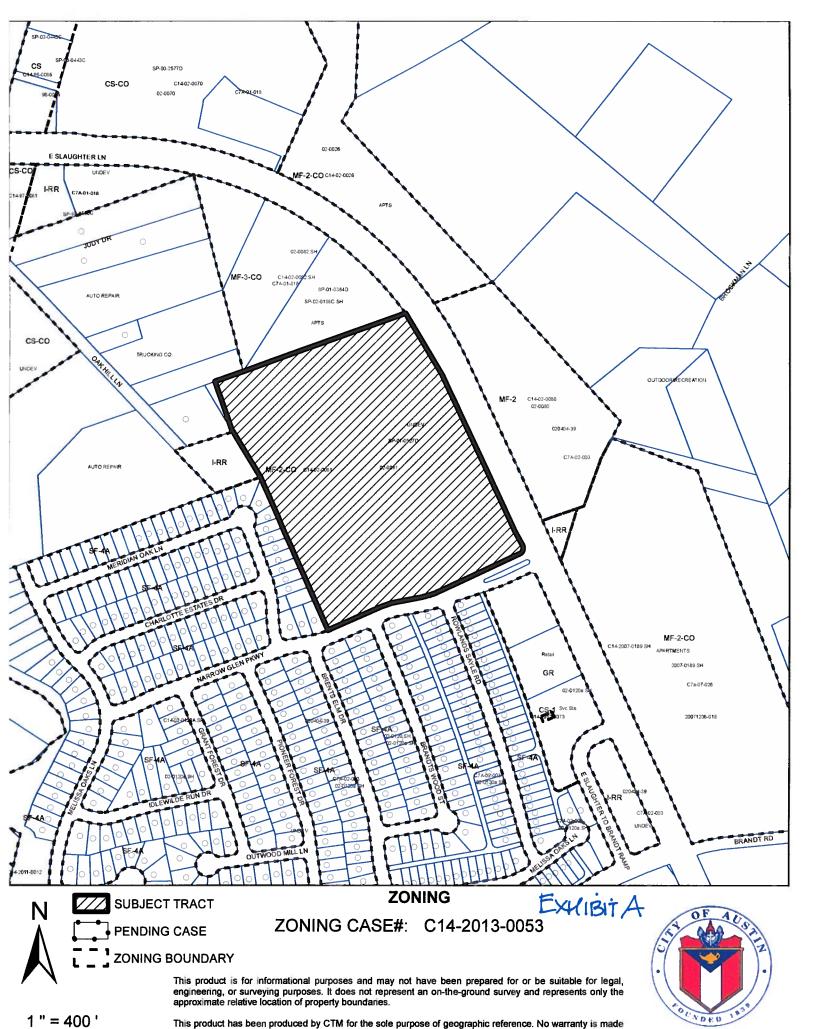
3<sup>rd</sup>

**ORDINANCE NUMBER:** 

CASE MANAGER: Wendy Rhoades

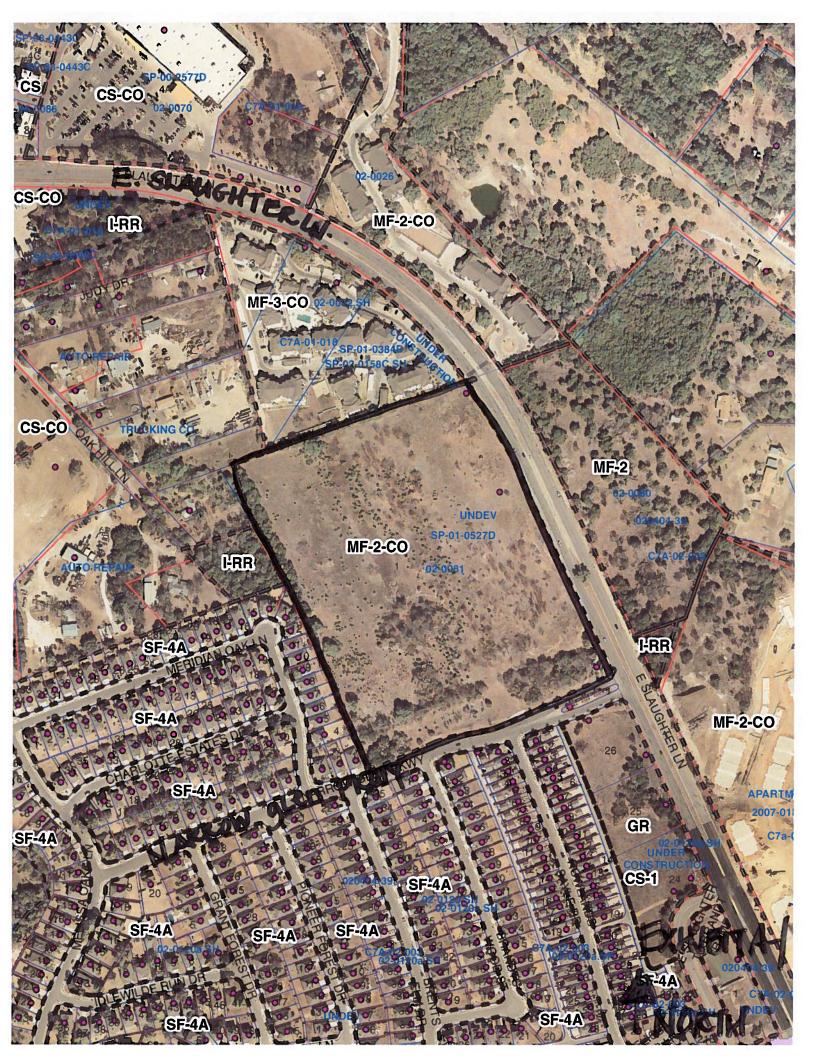
e-mail: wendy.rhoades@austintexas.gov

**PHONE:** 974-7719

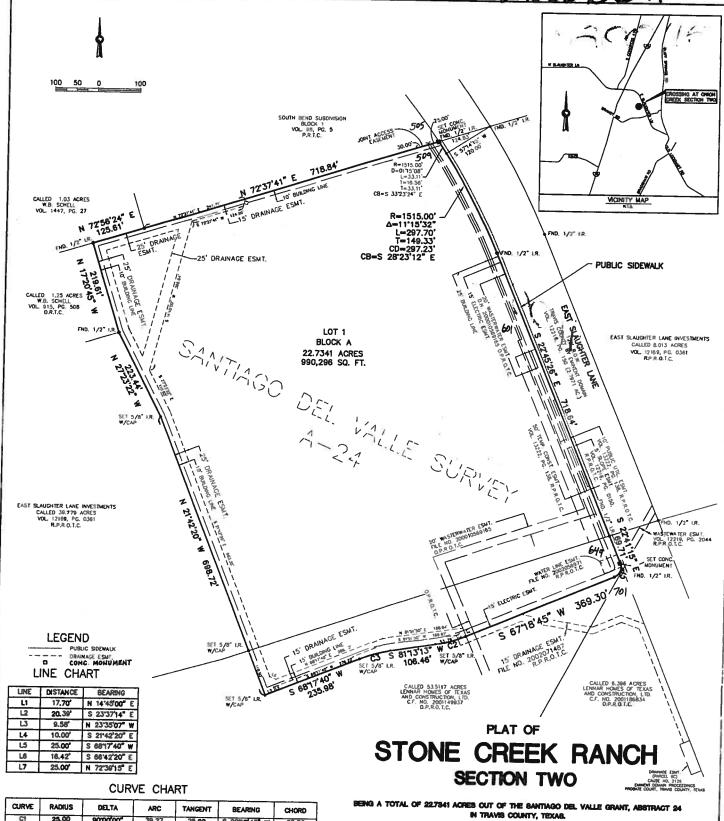


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This product has been produced by CTM for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.



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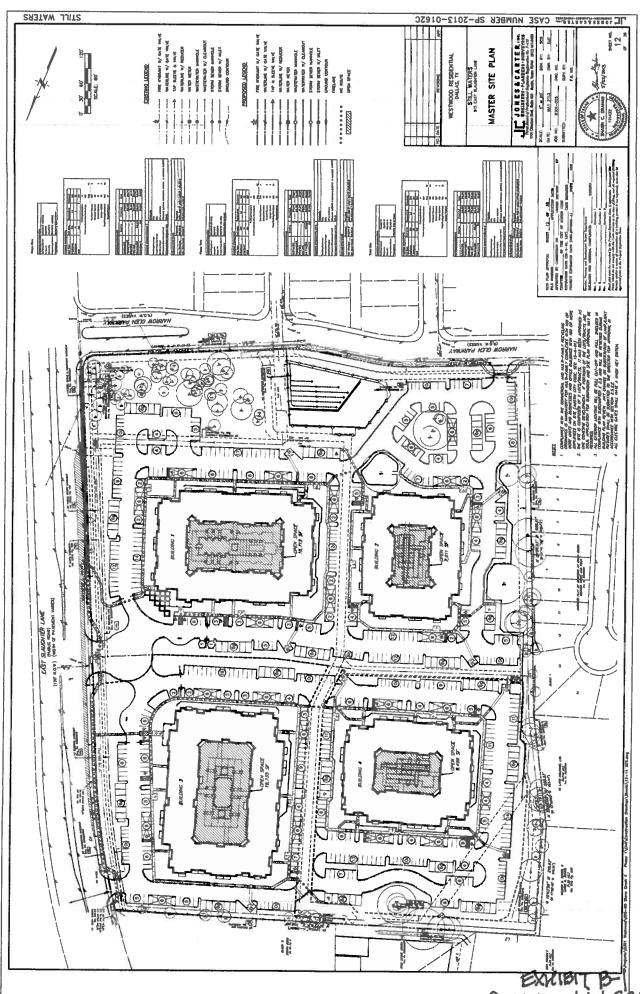
1 LOTS 1 BLOCKS

SOUTH AUSTIN LAND VENTURE, LTD. A TEXAS LIMITED PARTNERSHIP

EXHIBIT B MDA HOLDINGS, LLC.
A TEXAS LIMITED PARTHERING
BY
MDA HOLDINGS, LLC.
A TEXAS LIMITED LIABLITY COMPANY
GENERAL PARTHER - MCHAEL D. ATILAS
HOLSTON, TEXAS 77092

APRIL 2002

C8-01-0247.0A



SITE PLAN IN PROCESS

S15 EAST SLAUGHTER LANE WESTWOOD RESIDENTIAL SILE LEVALING

I PARTIE LEVALING

ENAIRO DESIGN DATE 05-03-13 TITLE LANDSCAPE PLAN STILL WATERS YARRAW CLEN PARKWAY Y 0 00

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SITE PHASING PLAN

### **ORDINANCE NO. 030403-Z-1**

AN ORDINANCE ESTABLISHING INITIAL PERMANENT ZONING FOR THE PROPERTY LOCATED AT 515 EAST SLAUGHTER LANE AND CHANGING THE ZONING MAP FROM INTERIM RURAL RESIDENCE (I-RR) DISTRICT TO MULTIFAMILY RESIDENCE LOW DENSITY-CONDITIONAL OVERLAY (MF-2-CO) COMBINING DISTRICT.

### BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. The zoning map established by Section 25-2-191 of the City Code is amended to change the base district from interim rural residence (I-RR) district to multifamily residence low density-conditional overlay (MF-2-CO) combining district on the property described in Zoning Case No.C14-02-0081 on file at the Neighborhood Planning and Zoning Department, as follows:

Lot 1, Block A, Stone Creek Ranch Section Two Subdivision, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat of record in Document No. 200200115, Official Records of Travis County, Texas, (the "Property")

locally known as 515 East Slaughter Lane, in the City of Austin, Travis County, Texas, and generally identified in the map attached as Exhibit "A".

PART 2. The Property within the boundaries of the conditional overlay combining district established by this ordinance is subject to the following conditions:

A site plan or building permit for the Property may not be approved, released, or issued, if the completed development or uses of the Property, considered cumulatively with all existing or previously authorized development and uses, generates traffic that exceeds the total traffic generation for the Property as specified in that certain Traffic Impact Analysis ("TIA") prepared by Alliance-Texas Engineering Company, dated December 3, 2002, or as amended and approved by the Director of the Watershed Protection and Development Review Department. Development on the Property is subject to the recommendations contained in the memorandum from the Transportation Review Section of the Watershed Protection and Development Review Department dated February 27, 2003. The TIA shall be kept on file at the Watershed Protection and Development Review Department

EXHIBITC
2003 ZONING ORDINANCE

Except as specifically restricted under this ordinance, the Property may be developed and used in accordance with the regulations established for the multifamily residence low density (MF-2) base district and other applicable requirements of the City Code.

PART 3. The Council waives the requirements of Sections 2-2-3 and 2-2-7 of the City Code for this ordinance.

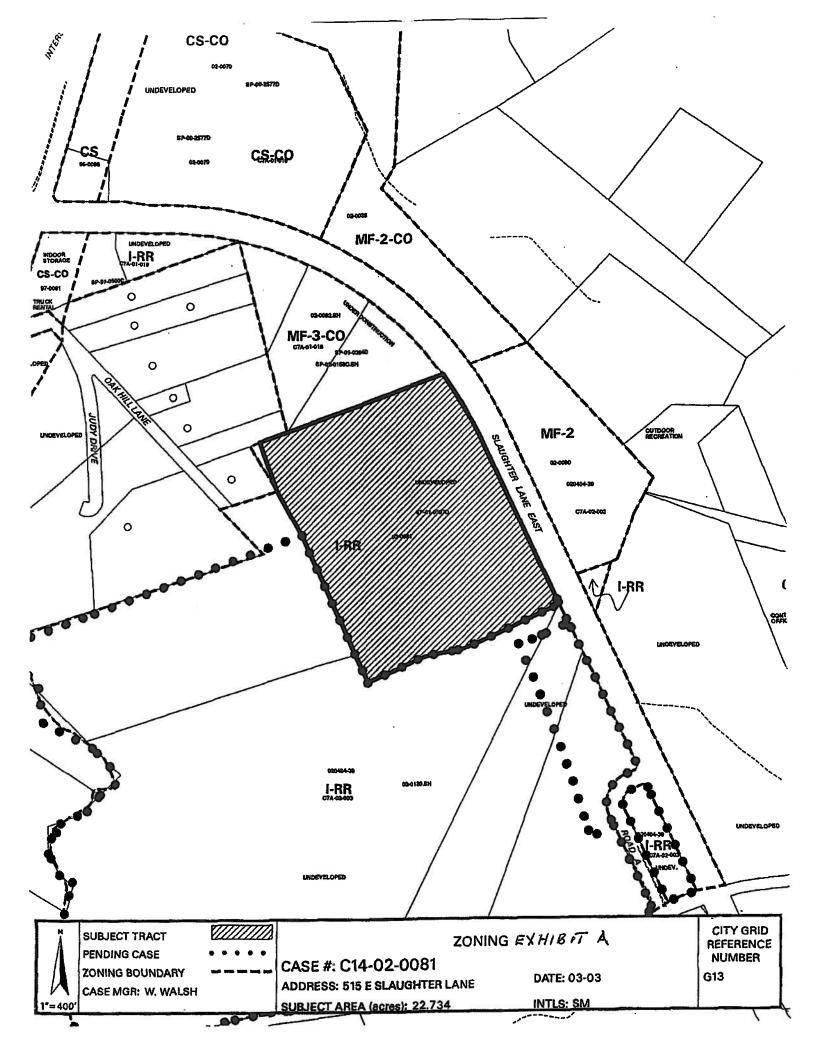
PART 4. This ordinance takes effect on April 14, 2003.

PASSED AND APPROVED

2003

Mayor

City Clerk





### **MEMORANDUM**

TO:

Wendy Rhoades, Case Manager

CC:

James Schissler, Jones and Carter, Inc., Consulting Engineers

FROM:

Caleb Gutshall, Transportation Planner

DATE:

June 25, 2013

SUBJECT:

Neighborhood Traffic Analysis for Still Waters

Zoning Case No. C14-2013-0053

Section 25-6-114 of the Land Development Code requires that a neighborhood traffic analysis be conducted for a project proposed with a zoning application if:

(1) the project has access to a residential local or collector street; and

the projected number of vehicle trips generated by the project exceeds the vehicle trips per day generated by existing uses by at least 300 vehicle trips per day.

The 22.73 acre tract is located in southeast Austin at 515 East Slaughter Lane with proposed access to East Slaughter Lane and Narrow Glen Parkway. The site is currently located in the City of Austin Full Purpose zoning area. Surrounding development includes the single family residential development, Crossing at Onion Creek, zoned SF-4A to the west and south along Narrow Glen Parkway, Stone Creek Ranch apartments north of the site zoned MF-3-CO along Slaughter Lane, and undeveloped land east of the site across Slaughter Lane. The applicant's zoning request is for multifamily residential MF-3. The existing conditional overlay limits the development of the site to 528 units. The applicant is planning to develop 512 multi-family apartment units, which is estimated to generate approximately 3,226 vehicle trips per day. The applicant has concurrently submitted site plan SP-2013-0162C for the site, which is currently under review.

#### Roadways

The tract proposes access to Slaughter Lane via two driveways and access to Narrow Glen Parkway via one driveway.

Slaughter Lane is classified as a Major Arterial Divided 6-lane (MAD 6) roadway with 130 feet of right-of-way. However, the pavement width narrows to roughly 70 feet. In November 2010, the traffic volume on East Slaughter Lane was 12,394 vehicles per day 0.2 miles south of the site.

Narrow Glen Parkway is considered a residential collector street because at least 50 percent of its frontage is zoned for SF-5 or more restrictive uses. Existing right-of-way varies between 60-72 feet with 40-48 feet of pavement. In June 2013, the traffic volume on Narrow Glen Parkway was 2,248 vehicles per day (500 feet west of Rowlands Sayle Road).

### **Trip Generation and Traffic Analysis**

Based on the Institute of Transportation Engineer's publication <u>Trip Generation</u>, 8<sup>th</sup> <u>Edition</u>, the 512 apartment dwelling units proposed with this development will generate 3,226 vehicle trips per day (vpd). Site traffic is expected to use East Slaughter Lane, a MAD 6, and Narrow Glen Parkway, a residential collector with predominately single-family residential usage. Approximately 33% of the site traffic will be directed south on Narrow Glen Parkway towards Interstate Highway 35 via East Slaughter Lane and Brandt Road while 67% of the site traffic will be directed north on Slaughter Lane towards Interstate Highway 35. Trip generation for the 512 apartment dwelling unit is summarized in Table 1.

Table 1.			
Land Use	Size	Trip Generation	
Apartments	512 d.u.	3,226	

Table 2 represents the expected distribution of the 3, 226 trips:

Table 2.		
Street Traffic Distribution by Perce		
Narrow Glen Parkway	33%	
Slaughter Lane	67%	

According to Section 25-6-116 of the Land Development Code, streets which are less than 30 feet in width are considered to be operating at an undesirable traffic level if the average daily traffic volume for such roadways is less than 1,200 vehicle trips per day. Streets which are 30 feet in width but less than 40 feet in width have a desirable operating level of 1,800 vehicle trips per day or less. Streets which are greater than 40 feet in width have a desirable operating level of 4,000 vehicle trips per day or less. In 2013, the existing daily traffic volume on Narrow Glen Parkway was 2,248 vehicles per day.

For this study, existing traffic counts on Narrow Glen Parkway were taken since this collector serves as a major collector for the surrounding Crossing at Onion Creek development. Narrow Glen Parkway is a roadway with 40 to 48 feet of pavement. The existing roadway is lined with curb and gutter and has 4 feet of sidewalks on both sides. The existing roadway is also landscaped on both sides and mailboxes serving the Crossing at Onion Creek development are situated along the north side of the roadway just west of Rowlands Sayle Road.

Along the southeast corner of the site, Narrow Glen Parkway terminates into an intersection with East Slaughter Lane. There is not currently a median break along East Slaughter Lane at the intersection. Therefore, traffic entering Narrow Glen Parkway must come from the north along East Slaughter Lane. Traffic exiting Narrow Glen Parkway must turn right (south) along East Slaughter Lane. Southwest of the site, Brent Elms Drive runs parallel to East Slaughter Lane and connects Narrow Glen Parkway through Crossing at Onion Creek to Brandt Road. Brandt Road provides an additional connection to Interstate Highway 35 approximately 1.0 mile southwest of the site.

Table 3 represents a breakdown of existing traffic, proposed site traffic, total traffic after development and percentage increase in traffic on Narrow Glen Parkway and East Slaughter Lane.

Street	Pavement Width (ft)	Maximum Desirable Volume (vpd)	Existing Traffic (vpd)	Proposed New Site Traffic	Overall Traffic	Percentage Increase in Traffic
Narrow Glen Parkway	40'-48'	4,000	2,248	1,075	3,323	48%
East Slaughter Lane	70'	*	12,394	2,151	14,545	17%

### **Recommendations/Conclusions**

- 1. No additional right-of-way will be required at this time.
- 2. All proposed Type II driveway approaches should comply with the design, location, and construction standards in accordance with the Transportation Criteria Manual and Standard Detail No. 433S-2 unless otherwise approved by the Austin Transportation Department and/or the Public Works Department.
- 3. As a condition of site plan approval and release, the applicant should coordinate with Austin Transportation Department to determine if traffic calming measures are warranted for the intention of slowing down or reducing motor-vehicle traffic in the residential neighborhood as well as promote pedestrian safety, and the reduction of noise and local air pollution which are side effects of higher traffic volumes.
- 4. As a condition of site plan approval and release, the applicant should coordinate with Public Works Department for the planning and installation of future bicycle lane facilities along Slaughter Lane in accordance with the 2009 Bicycle Plan Update.
- 5. Development of this site shall be limited to uses and intensities which will not exceed or vary from the projected traffic conditions assumed in the NTA, including peak hour trip characteristics, traffic distributions, roadway conditions, and other traffic related characteristics.

If you have any questions or require additional information, please contact me 974-6420.

Caleb Gutshall

Senior Planner, City of Austin

Planning and Development Review Department

# **EDUCATIONAL IMPACT STATEMENT**

Prepared for the City of Austin

### Austin Independent School District



/G	NAME: 515 E. S			
	C14-2013-0053	5 E. Slaughter Lane CITY	COUNCIL DATE:	
☐ NEW SING	SLE FAMILY		DEMOLITION OF MULTIFAM	ILY
<b>⊠</b> NEW MUL	TIFAMILY		TAX CREDIT	
# SF UNITS:			STUDENTS PER UNIT ASSUMPT	ION:
,, 0, 0,,,,,,,	20 1- bedroom an	d 92 2-bedroom units)	STUDENTS PER UNIT ASSUMPT	ION: 0.15
ELEMENTARY SCHOOL	)L: Blazier		RATING: Academically Accep	table
ADDRESS: 8601 Ver % QUALIFIED FOR FR	rtex Blvd	CH: 81%	PERMANENT CAPACITY: 598 MOBILITY RATE: -14%	
ELEMENTARY SCHOOL STUDENTS	Current Population	5- Year Projected Population	5-Year Projected Population (w/ proposed development)	<b>⊠</b> INCREASE
Number	1,136	1,195	1,233	DECREASE
% of Permanent Capacity	190%	200%	206%	☐ NO IMPACT
MIDDLE SCHOOL: I ADDRESS: 6800 Bil % QUALIFIED FOR FR		CH: 86%	PERMANENT CAPACITY: 943 MOBILITY RATE: -12%	
MIDDLE SCHOOL STUDENTS	Current Population	5- Year Projected Population	5-Year Projected Population (w/ proposed development)	<b>⊠</b> INCREASE
Number	1,170	1,151	1.168	☐ DECREASE
% of Permanent Capacity	124%	122%	124%	☐ NO IMPACT
HIGH SCHOOL: Cr	ockett		RATING: Academically Acce	otable
ADDRESS: 5601 M % QUALIFIED FOR FF	anchaca Road REE/REDUCED LUN	ICH: 75%	PERMANENT CAPACITY: 2,1 MOBILITY RATE: -9%	63
HIGH SCHOOL STUDENTS	Current Population	5- Year Projected Population	5-Year Projected Population (w/ proposed development)	☐ INCREASE
Number	1,846	1,900	1,922	DECREASE
% of Permanent Capacity	85%	88%	89%	NO IMPACT



# **EDUCATIONAL IMPACT STATEMENT**

Prepared for the City of Austin

Austin Independent School District



### IMPACT ON SCHOOLS

At a rate of 0.15 students per multi-family unit, the proposed development is projected to add approximately 77 AISD students over all grade levels to the current projected student population. It is estimated that of the 77 students, 38 will be assigned to Blazier Elementary School, 17 to Bedichek Middle School and 22 to Crockett High School. These additional students would increase the percentage of permanent capacity to 206%, 124% and 89% respectively.

The additional students from the development will have a negative impact on the operating capacity at Blazier Elementary School and Bedichek Middle School. Although the additional 38 elementary students and 17 middle school students does not increase the functional capacity beyond the target range (75- 115%), it is important to note a large number of portables have been added to both campuses to accommodate the enrollment and overcrowding at the schools is severely stressing the core facilities (cafeteria, gym and library).

Crockett High School will be able to accommodate the additional students with a functional capacity of 76%.

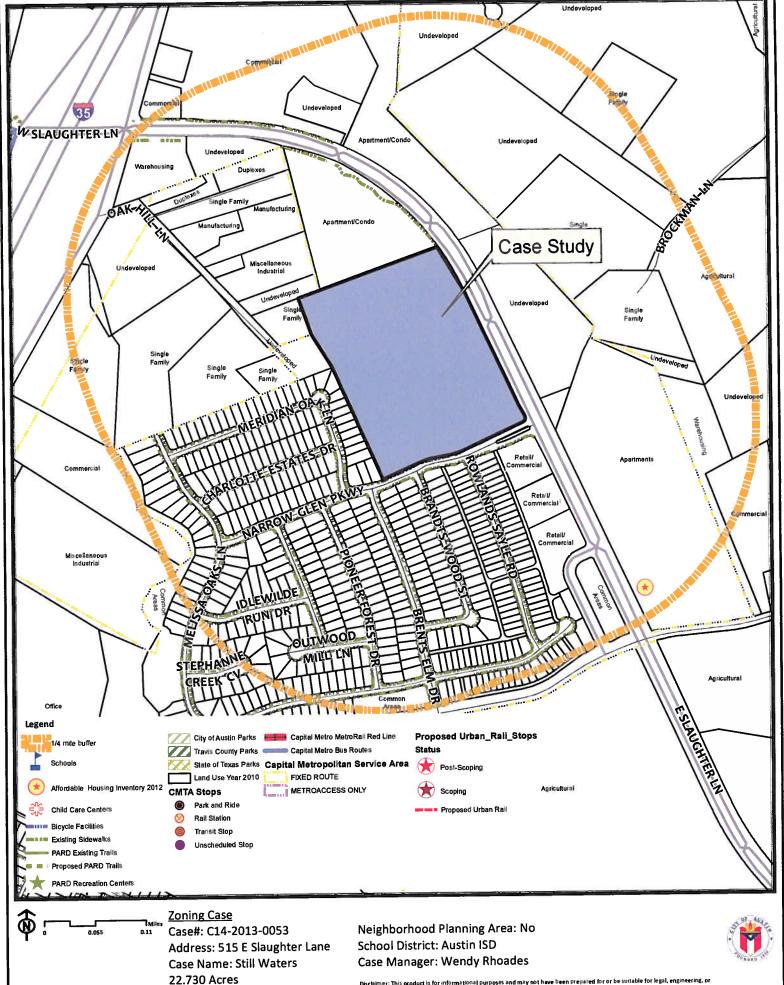
# All students within the development attending Blazier Elementary School, Bedichek Middle School or Crockett High School would qualify for transportation. The projected number of students would have a considerable impact on transportation resources, requiring three new bus routes and one additional school bus.

# SAFETY IMPACT

There are no safety concerns identified at this time.

Date Prepared: 06/14/2013

Director's Signature:



**Educational Impact Assessment** 

Disclaimer: This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of properly boundaries. This product has been produced by the Planning and Development Review for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.

### **SUMMARY STAFF RECOMMENDATION:**

The Staff recommendation is to grant multi-family residence-medium density – conditional overlay (MF-3-CO) combining district zoning. The Conditional Overlay limits the number of units to 517 and continues the conditions of the Traffic Impact Analysis.

If the requested zoning is recommended for this site, then Staff recommends a Restrictive Covenant to include all recommendations listed in the Neighborhood Traffic Analysis memorandum, dated June 25, 2013, as provided in Attachment A.

# BASIS FOR LAND USE RECOMMENDATION (ZONING PRINCIPLES)

1. The proposed zoning should be consistent with the purpose statement of the district sought.

The MF-3, Multi-family Residence (Medium Density) district is intended for multifamily developments with a maximum density of up to 36 units per acres located near supporting transportation and commercial facilities.

This property is accessible from East Slaughter Lane.

2. Zoning changes should promote an orderly and compatible relationship among land uses.

Staff believes the rezoning request is incremental and in the context of the surrounding land uses and roadway, MF-3-CO zoning is appropriate. The property has access to East Slaughter Lane, a major arterial roadway. There are also four other properties zoned for multi-family residential uses that take access to Slaughter Lane in the immediate vicinity. The Conditional Overlay established with the 2002 case would be continued which is the conditions of the Traffic Impact Analysis, and includes the number of average daily trips.

### **EXISTING CONDITIONS**

### Site Characteristics

The subject property is undeveloped and is generally flat. There are no known critical environmental features on the site.

### Impervious Cover

The maximum impervious cover allowed by the MF-3 zoning district would be 65%, which is based on the more restrictive zoning regulations.

### **Comprehensive Planning**

The zoning case is not located with the boundaries of a neighborhood planning area. It involves a 22.73 acre lot of undeveloped land on Slaughter Lane east of Highway 35. Surrounding land uses include auto-oriented businesses and an apartment complex to the north, vacant land across the street to the east, and a single-family subdivision to the west and

south. Also to the south, the property fronting East Slaughter Lane is zoned GR "Community Commercial" and is under construction. The requested zoning change is from MF-2-CO to MF-3-CO.

The Imagine Austin Growth Concept Map, found in the Imagine Austin Comprehensive Plan (IACP), identifies the subject property as being located along an **Activity Corridor**. Activity corridors identify locations for additional people and jobs above what currently exists on the ground. They are characterized by a variety of activities and types of buildings located along the roadway — shopping, restaurants and cafés, parks, schools, single-family houses, apartments, public buildings, houses of worship, mixed-use buildings, and offices.

The following policies are taken from Chapter 4 of the IACP, which specifically discusses promoting a variety of land uses, including a variety of housing types, and growing a compact and connected city:

- LUT P1. Align land use and transportation planning and decision-making to achieve a compact and connected city in line with the growth concept map.
- **LUT P10.** Direct housing and employment growth to activity centers and corridors, preserving and integrating existing affordable housing where possible.
- HN P1. Distribute a variety of housing types throughout the City to expand the choices available to meet the financial and lifestyle needs of Austin's diverse population.

The requested zoning change from MF-2-CO to MF-3-CO would increase the allowable density of housing on the subject property and would therefore create opportunity for additional homes along an **Activity Corridor**. Based on the Imagine Austin policies referenced above that direct housing growth to activity corridors, and support a mix of housing types, staff believes that the proposed zoning change is supported by the Imagine Austin Comprehensive Plan.

### **Environmental**

The site is not located over the Edwards Aquifer Recharge Zone. The site is in the Desired Development Zone. The site is in the Onion Creek Watershed of the Colorado River Basin, which is classified as a Suburban Watershed by Chapter 25-8 of the City's Land Development Code. Under current watershed regulations, development or redevelopment on this site will be subject to the following impervious cover limits:

Development Classification	% of Net Site Area	% with Transfers
Single-Family	50%	60%
(minimum lot size 5750 sq. ft.)		
Other Single-Family or Duplex	55%	60%
Multifamily	60%	70%
Commercial	80%	90%

According to flood plain maps there is no flood plain within or adjacent to the project boundary.

Standard landscaping and tree protection will be required in accordance with LDC 25-2 and 25-8 for all development and/or redevelopment.

Trees will likely be impacted with a proposed development associated with this rezoning case. Please be aware that an approved rezoning status does not eliminate a proposed development's requirements to meet the intent of the tree ordinances. If further explanation or specificity is needed, please contact the City Arborist at 974-1876. At this time, site specific information is unavailable regarding other vegetation, areas of steep slope, or other environmental features such as bluffs, springs, canyon rimrock, caves, sinkholes, and wetlands.

Under current watershed regulations, development or redevelopment on this site will be subject to the following water quality control requirements:

 Structural controls: Sedimentation and filtration basins with increased capture volume and 2 year detention.

### **Transportation**

Additional right-of-way may be required at the time of subdivision and/or site plan.

A traffic impact analysis was waived for this case because the applicant agreed to limit the intensity and uses for this development to 528 units. If the zoning is granted, development should be limited through a conditional overlay to the number of units negotiated.

A Neighborhood Traffic Analysis is required and will be performed for this project by the Transportation Review staff. Results are provided in Attachment A. Traffic Counts on Narrow Glen Parkway need to be provided by applicant [LDC, Sec. 25-6-114].

### **Water and Wastewater**

FYI: The landowner intends to serve the site with City of Austin water and wastewater utilities. The landowner, at own expense, will be responsible for providing any water and wastewater utility improvements, offsite main extensions, utility relocations and or abandonments required by the proposed land use. Depending on the development plans submitted, water and or wastewater service extension requests may be required. Water and wastewater utility plans must be reviewed and approved by the Austin Water Utility for compliance with City criteria. All water and wastewater construction must be inspected by the City of Austin. The landowner must pay the City inspection fee with the utility construction. The landowner must pay the tap and impact fee once the landowner makes an application for a City of Austin water and wastewater utility tap permit.

C14-2013-0053

### Site Plan and Compatibility Standards

Site plans will be required for any new development other than single-family or duplex residential.

The site is subject to compatibility standards. Along the West and South property lines, the following standards apply:

- No structure may be built within 25 feet of the property line.
- No structure in excess of two stories or 30 feet in height may be constructed within 50 feet of the property line.
- No structure in excess of three stories or 40 feet in height may be constructed within 100 feet of the property line.
- No parking or driveways are allowed within 25 feet of the property line.
- A landscape area at least 15 feet wide is required along the property line. In addition, a fence, berm, or dense vegetation must be provided to screen adjoining properties from views of parking, mechanical equipment, storage, and refuse collection.
- for a structure more than 100 feet but not more than 300 feet from property zoned SF-5 or more restrictive, 40 feet plus one foot for each 10 feet of distance in excess of 100 feet from the property zoned SF-5 or more restrictive.
- An intensive recreational use, including a swimming pool, tennis court, ball court, or playground, may not be constructed 50 feet or less from adjoining SF-3 property.

Additional design regulations will be enforced at the time a site plan is submitted.



1701 Directors Blvd., Suite 400 Austin, Texas 78744-1024 TEL 512 441 9493 FAX 512 445 2286

AUSTIN

DALLAS

HOUSTON SAN ANTONIO BRENHAM ROSENBERG

**BRYAN/COLLEGE STATION** 

THE WOODLANDS

Texas Board of Professional Engineers Registration No. F-439

Mr. Greg Guernsey, Director Planning and Development Review 505 Barton Springs Road, 4<sup>th</sup> Floor Austin, Texas 78704

Re:

May 15, 2013

Zoning Application 515 E. Slaughter Lane Austin, Texas 78744

Dear Mr. Guernsey,

On behalf of our client, Westwood Residential 48 LP, Jones & Carter, Inc. has prepared the zoning application package for the lot at 515 E. Slaughter Lane. The zoning application is to increase the density of the 512-unit multi-family apartment project proposed for the tract by changing the zoning from MF-2 to MF-3. The 22.730-acre site is currently undeveloped and is located northwest of the E. Slaughter Lane and Narrow Glen Parkway intersection, within the city limits of Austin. The site is currently zoned MF-2-CO per Ordinance 030403-Z-1; the conditional overlay is that the trip generation cannot exceed the TIA amount, which is shown as 3502 trips per day based on 528 apartments in the zoning case backup material.

Prior to annexation and zoning of the tract, there was a site development permit, SP-01-0527D, approved that showed 528 units; the zoning backup material acknowledged that the owner was entitled to build 528 units on the site, while it did not specify the bedroom count used to calculate the density per the Land Development Code. The site development permit expired and the property was acquired back by the bank. Our client purchased it from the bank and designed a 512 unit apartment project with 420 one-bedroom and 92 two-bedroom units. Based on the density requirements, the project exceed the density requirement in LDC 25-2-561(B) although the project is less than the 23 units per acre stated in 25-2-63. To meet the density requirements, we request to up-zone the property from MF-2-CO to MF-3-CO and the conditional overlay can limit the number of units to the 517 units that was stated on page 1 of the original zoning backup material, as well as limit the trip generation to 3502 trips per day.

The site is not over the Edwards Aquifer Recharge Zone and there are no known critical environmental features on the site.

If you have any questions or require additional information, please contact me at (512) 441-9493.

Sincerely,

James M. Schissler, P.E.

JMS/jms

J:\Projects\D301\005\General\Letters\Zoning Cover Letter.doc

Attachments

cc: Mr. Jeff Lindsey - Westwood Residential 48, L.P.

SCANNED

# PUBLIC HEARING INFORMATION

This zoning/rezoning request will be reviewed and acted upon at two public hearings: before the Land Use Commission and the City Council. Although applicants and/or their agent(s) are expected to attend a public hearing, you are not required to attend. However, if you do attend, you have the opportunity to speak FOR or AGAINST the proposed development or change. You may also contact a neighborhood or environmental organization that has expressed an interest in an application affecting your neighborhood.

During its public hearing, the board or commission may postpone or continue an application's hearing to a later date, or may evaluate the City staff's recommendation and public input forwarding its own recommendation to the City Council. If the board or commission announces a specific date and time for a postponement or continuation that is not later than 60 days from the announcement, no further notice is required.

During its public hearing, the City Council may grant or deny a zoning request, or rezone the land to a less intensive zoning than requested but in no case will it grant a more intensive zoning.

However, in order to allow for mixed use development, the Council may add the MIXED USE (MU) COMBINING DISTRICT to certain commercial districts. The MU Combining District simply allows residential uses in addition to those uses already allowed in the seven commercial zoning districts. As a result, the MU Combining District allows the combination of office, retail, commercial, and residential uses within a single development.

For additional information on the City of Austin's land development process, visit our website:

www.austintexas.gov

**PIS 7** though our ☐ I am in favor comments should include the board or commission's name, the scheduled Written comments must be submitted to the board or commission (or the for a date of the public hearing, and the Case Number and the contact person contact person listed on the notice) before or at a public hearing. Your charge would X I object Public Hearing: July 2, 2013, Zoning and Platting Commission I object to the papesal is filled with traffic on increase in valicles soing If you use this form to comment, it may be returned to: 78744 August 8, 2013, City Council ride their Daytime Telephone: 5/2-587-2397 I be lieve this 2001mg Planning & Development Review Department Contact: Wendy Rhoades, 512-974-7719 Your address(es) affected by this application side walts. 9206 Brents Elm. Dr Signature more Case Number: C14-2013-0053 Our neighboshood Krisha D. Allen who neighborhood Your Name (please print) moh Austin, TX 78767-8810 listed on the notice. Wendy Rhoades on the City of Austin P. O. Box 1088 20ming ause Comments:

### **Rhoades, Wendy**

From:

Krisha Allen < krish87@hotmail.com>

Sent:

Wednesday, August 07, 2013 9:14 AM

To:

Rhoades, Wendy

Subject:

C14-2013-0053

Attachments:

1626\_001.pdf

Hi Wendy,

I have attached a petition regarding Case Number C14-2013-0053. The residences at the Crossing at Onion Creek are opposed to the zoning change and the apartment exit onto Narrow Glen Parkway. I'm still gathering signatures and can send you the final petition tomorrow morning. The HOA and other residences will be present tomorrow at the City Council Hearing at 2pm. Please let me know if this case will still be heard tomorrow. Let me know if you have questions or need more info. Thank you.

Krisha Allen 9206 Brents Elm Dr Austin TX 78744

Date: 8/4

File Number: C14-2013-0053

Address of Rezoning Request: 515 East Slaughter Lane Austin, TX 78744

To: Austin City Council

We, the undersigned owners of property affected by the requested zoning change described in the referenced file, do hereby protest against any change of the Land Development Code which would zone the property to any classification other than MF-2-CO.

The main concern for the objection is due to the impact it will have on traffic in our neighborhood, The Crossing at Onion Creek. At this point traffic has already increased due to the growing population around this area. In our neighborhood, Brents Elm Dr cuts through to Brandt Rd which connects to I35. Many residents around this area already use this route on a daily basis. Our neighborhood is filled with small children who ride their bikes and play on the sidewalks.

If this proposal does pass, we are requesting that Still Waters will not have access to Narrow Glen Parkway. Also, that additional green buffer space is added between the Crossing at Onion Creek and Still Waters. Thank you for your consideration in this matter.

Signature	Printed Name	Address
	4 Maria de Amays	9208 Brest 5 Eln Pc 78744
	Chad Timmons	9212 Breats Elm Dr. 78744
16/Lowers 4	Tisk InDOROZNY	9216 KRENTS ELM DR 2844
100	Auliana Pardo	9216 Breats Clm 11. 78944
Shannon Roman	Shankon Roman	9300 Brents Elm 78744
Holmerdo Haros	Bonnando Have	8 9306 Brents clan 78749
Molleto	Ydanda Barnentos	9308 brents Elm 18149
ALL BORS	Letria Lopez	9312 Brent Elm 78744
Sharale Gud.	Shalonda Hurd	9316 Parents Elm 28744
Cladup - Popling	The GUNDISN Regulio Pa	hag 404 BranTS ELM PR 78744
Beatra Rios	Beatriz Rios	9201 BrenTS ElMDY 78744
Casheria Vores	Patherine Muin	2204 Namow Ghen Pkury 75744
Biblia Cando	Barbara Cantwell	2200 Haron Bles Phuy 88766
Lind San Rlynon	IT LINDSAI PUJPPUCCI	9203 Brents Elm Dr 1874
Charles Ruorne	11 CHARTES HUPPLA	9203 Brents Elaser 18744
110.11	Krisha D. Allen	9206 Brents Elm Dr 78744
100-00		18194

Krisha Allen 512-587-2397

Date: 8/6

File Number: C14-2013-0053

Address of Rezoning Request: 515 East Slaughter Lane Austin, TX 78744

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Signature, O (11.1.1	Printed Name	Address
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Janssey	Jennie Russell	9208 Brankles Wood 87
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Date: 8/6

File Number: C14-2013-0053

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Signature	Printed Name	Address ./ /
Moria Ruesto.	Puente	9205 BrenIseLN DV
Claudy Cuchia	Claudin Cuchia	9210 Brenkelm Dr
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Triant paring	Brian Dearing	(1)
BSych	BRIAN SIREK O	2200 MELICIA DALC UN.
Ponce Siper	Brooke Sidek	2200 Meliosa Oaks Lane
Jose Carlo Cruz	J.C. Chri	2005 Harrow Glen
Der Sh	DONE SALAZAR	9206 PIONEER FOREST DA
Da Mush	Dary Munsterman	3800 Heridian Oak Lu
25-47-252		

Date: 8/7

File Number: C14-2013-0053

Address of Rezoning Request: 515 East Slaughter Lane Austin, TX 78744

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Signature	Printed Name Keila Muni2	Address 9201 Pionger Forector.
Eller Tress	Ellen Treio	9203 Pioneer Forest Dr.
Break Tago	RICARDO TRESO	9203 Proved Forest DR.
James Joden	Laura Georgian	9202 Bonner Forest Dr.
Carol Dornt	Carol Joynt	9210 Pioneer Forest Dr.
San De	John Lathrop	9209 Rouger Forest Dr.
Com X of map	Elvira Lathrop	9209 Pioncer Forest Dr.
protes	PHIL 09TE>	9213 PLOWEER FOREST DE.
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marker lings	Brandon Boyd	2010 Narrow Clan Dr.
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- Sur	CAPINA ORUZ	2005 Narian Glen

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Signature 01 h-	Printed Name ( Address	
7/1/20 de de 11	Stephanie Titus Bopple 1903 Idlewilde Run Dr	
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(xillel Bayis	Rachel Davis 2201 Melissa Oakslane	
Thannon Volazguez		
Soakegaladou )	Dara Regalatio 9321 Brands Wood St	
Todd Rogalach	Edd Regrendo asal Brankts wood GT.	
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Signature	Printed Name  Martin Benavides	Address SSOS Meriden DOK Low
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