

**ORDINANCE NO. 20141106-107**

**AN ORDINANCE REZONING AND CHANGING THE ZONING MAP FOR THE PROPERTY LOCATED AT 11821-12124 SOUTH IH-35 SERVICE ROAD NORTHBOUND FROM GENERAL COMMERCIAL SERVICES-MIXED USE-CONDITIONAL OVERLAY (CS-MU-CO) COMBINING DISTRICT TO GENERAL COMMERCIAL SERVICES-MIXED USE-CONDITIONAL OVERLAY (CS-MU-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 general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district to general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district on the property described in Zoning Case No. C14-2014-0081, on file at the Planning and Development Review Department, as follows:

58.3885 acre tract of land, more or less, out of the Santiago Del Valle Grant the tract of land being more particularly described by metes and bounds in Exhibit "A" incorporated into this ordinance (the "Property"),

locally known as 11821-12124 IH-35 Service Road Northbound in the City of Austin, Travis County, Texas, and generally identified in the map attached as Exhibit "B".

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

A. The following are conditional uses of the Property:

Drop-off recycling collection facility  
Custom manufacturing  
Food preparation  
Plant nursery  
Special use historic

B. The following uses are not permitted uses of the Property:

Adult-oriented business	Agricultural sales and services
Building maintenance services	Campground
Commercial blood plasma center	Construction sales and services
Convenience storage	Electronic prototype assembly
Electronic testing	Equipment repair services
Equipment sales	Kennels
Laundry services	Maintenance and service facilities
Monument retail sales	Pawn shop services
Transitional housing	Transportation terminal
Vehicle storage	Veterinary services

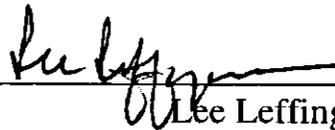
Except as specifically restricted under this ordinance, the Property may be developed and used in accordance with the regulations established for the general commercial services (CS) base district, the mixed use combining district, and other applicable requirements of the City Code.

**PART 3.** This ordinance takes effect on November 17, 2014.

**PASSED AND APPROVED**

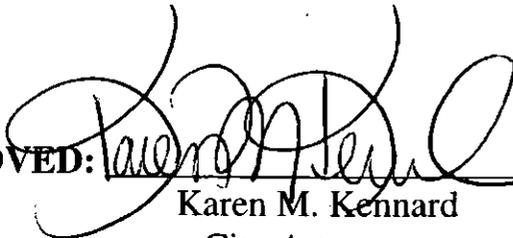
November 6, 2014

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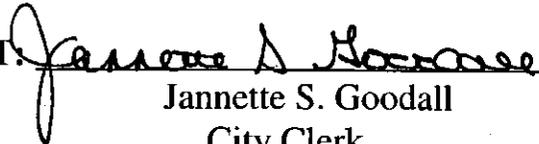
Lee Leffingwell  
Mayor

APPROVED:



Karen M. Kennard  
City Attorney

ATTEST:



Jannette S. Goodall  
City Clerk

58.3885 Acres

Santiago Del Valle Grant  
September 20, 2006

STATE OF TEXAS           §  
  §  
COUNTY OF TRAVIS       §

FIELDNOTE DESCRIPTION of a tract or parcel of land containing 58.3885 acres situated in the Santiago Del Valle Grant, Travis County, Texas; being the same 58.46 acres described in a special warranty deed to George C. Conn Trustee recorded in Document No. 2000080218 of the Official Public Records of Travis County, Texas, and conveyed to Nancy Scanlan and Renate Conn, Co-Trustees, by the deed recorded in Document No. 2005136378, of the Official Public Records of Travis County, Texas, the said 58.3885 acre tract more particularly described by metes and bounds as follows;

BEGINNING at a calculated point in the intersection of the east right-of-way line of State Highway IH35 with the northeast line of the above said 58.46 acre tract, and the southwest line of Lot 1, "St. Alban's Addition", a subdivision of record in Book 86, Page 88-C of the Plat Records of Travis County, Texas; Said point of intersection bears S66°13'01"E, 1.16 feet from a ½" iron rod found for the common west corner of said Lot 1 and the 58.46 acre tract;

THENCE, S66°13'01"E, leaving the east line of State Highway IH35, at a distance of 1011.15 feet pass a ½" iron rod found 0.43 feet to the southwest for the southeast corner of above said "Lot 1" and the most westerly corner of a 8.17 acre tract conveyed to Protestant Episcopal Church Council by the deed recorded in Document No. 1999161671 of the said Official Public Records; and for a total distance of 1591.62 feet to a ½" iron rod found (marked "M&S 1838") for the northeast corner of the said 58.46 acre tract in the west line of a 27.0 acre tract, conveyed to Richard Spillman et al, by the deed recorded in Volume 6287, Page 218 of the Deed Records of Travis County, Texas; for the beginning of a boundary line agreement recorded in Volume 7640, Page 122 of the said Deed Records;

THENCE, in a southerly direction, with the common line between the 58.46 acre tract and the Spillman tract along the said boundary line agreement recorded in Volume 7640, Page 122 of the said Deed Records, with the following nine (9) courses:

1. S19°38'09"W, 419.23 feet to a 3/8" iron rod found;
2. S17°49'27"E, 176.11 feet to a ½" iron rod set with a plastic cap stamped "Capital Surveying Company, Inc.";
3. S27°39'33"E, 18.22 feet to a ½" iron rod set with a plastic cap stamped "Capital Surveying Company, Inc." for the north corner of a 0.138 acre tract conveyed to Richard Spillman by the deed recorded in Volume 7640, Page 122 of the said Deed Records;
4. S18°40'08"W, 135.04 feet to a ½" iron rod found (marked 'M&S 1838'), for the south corner of the said 0.136 acre tract;
5. S78°33'28"W, 4.54 feet to a ½" iron rod found (marked "M&S 1838");

SCANNED

58.3885 Acres

Santiago Del Valle Grant  
September 20, 2006

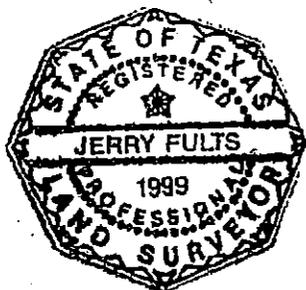
6. S00°42'24"E, 227.38 feet to a 1/2" iron rod found (marked "M&S 1838");
7. S45°58'10"W, 143.14 feet to a 3/8" iron rod found;
8. S25°24'11"W, 207.00 feet to a 3/4" iron rod found;
9. S07°45'17"E, 418.85 feet to a 5/8" iron rod found for the southeast corner of the said 58.46 acre tract and the end of the said boundary line agreement, being in the northeast line of a 449.05 acre tract described in a deed to Turnersville Development LTD recorded in Document No. 2000089761 of the said Official Public Records, said iron rod bears N62°13'05"W, 209.78 feet from a 100-D nail found in a 20" hackberry for an east corner of the 449.05 acre tract;

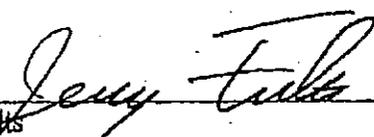
THENCE, N62°11'08"W, with the common line between the 449.05 acre tract and the 58.46 acre tract 1773.60 feet to the calculated point of intersection of this common line with the east right-of-way line of said State Highway IH35, said intersection point bears S62°11'08"E 1.78 feet from an iron pipe found for the southwest corner of the 58.46 acre tract;

THENCE, N18°15'36"E, with the east right-of-way line of said State Highway IH35; 1527.53 feet to the POINT OF BEGINNING, and CONTAINING within these metes and bounds 58.3885 acres of land area.

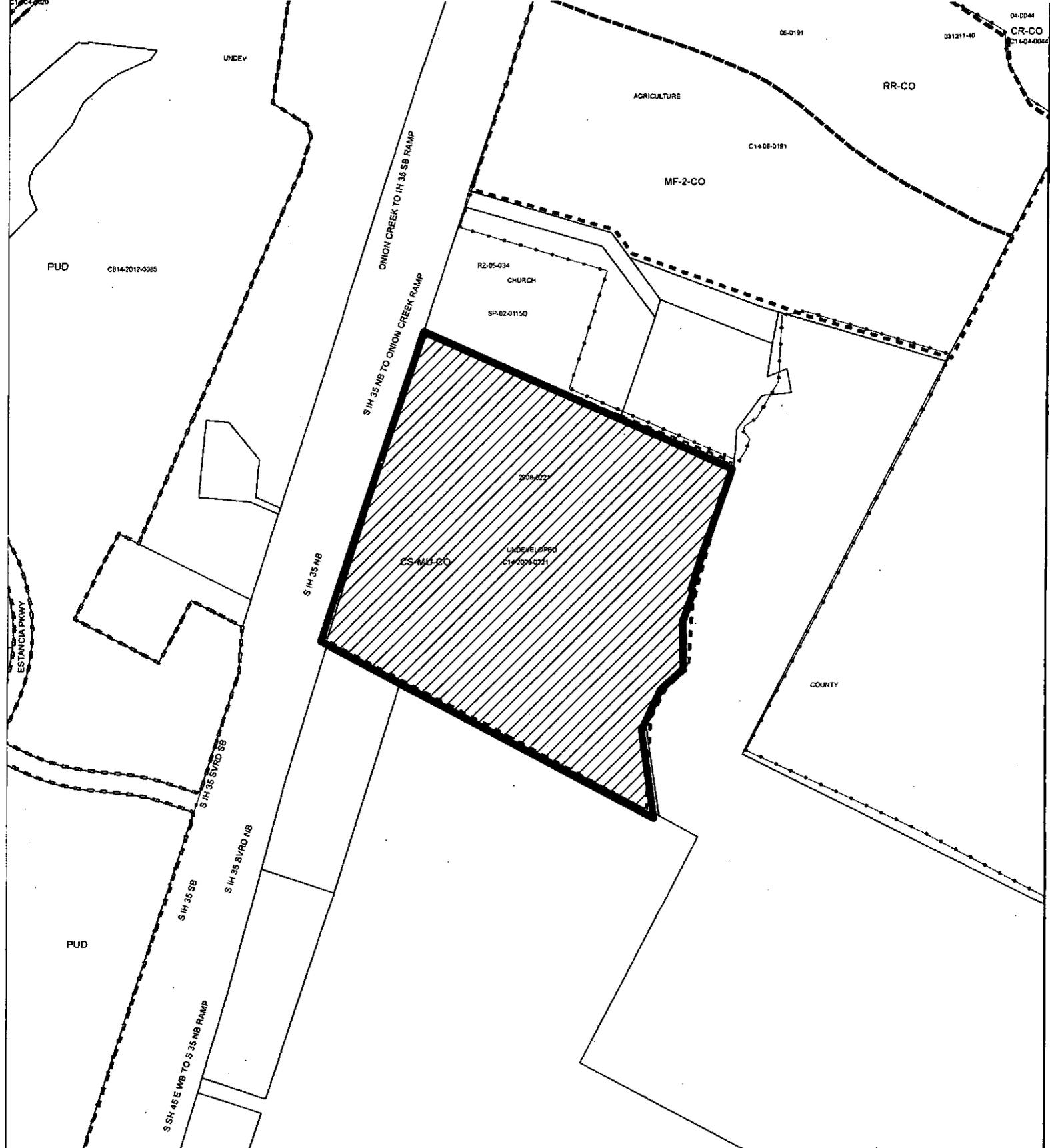
That I, Jerry Fults, a Registered Professional Land Surveyor, do hereby certify that the above description is true and correct to the best of my knowledge and that the property described herein was determined by a survey made on the ground under my direction and supervision.

WITNESS MY HAND AND SEAL at Austin, Travis County, Texas, this the 20th day of September, 2006.



  
Jerry Fults  
Registered Professional Land Surveyor  
No. 1999 - State of Texas

SCANNED



**ZONING**

**ZONING CASE#: C14-2014-0081**

-  N
-  SUBJECT TRACT
-  PENDING CASE
-  ZONING BOUNDARY



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 property boundaries.

1" = 600'

This product has been produced by CTM for the sole purpose of geograp by the City of Austin regarding specific accuracy or completeness.

**Exhibit B**