



MEMORANDUM

TO: Planning Commission Members

FROM: Heather Chaffin, Case Manager

Planning and Zoning Department

DATE: September 8, 2015

RE: Greater Mount Zion Baptist Church

1801 Pennsylvania Avenue

District 1

Request to Initiate Rezoning and Neighborhood Plan Amendment (NPA)

On June 23, 2015, Planning Commissioners Jean Stevens and Nuria Zaragosa made a request to discuss City-initiated rezoning of property owned by Greater Mount Zion Church. In conjunction with that request, Staff is requesting that a Neighborhood Plan Amendment (NPA) be considered concurrently with any rezoning, if applicable.

The rezoning proposal originated during discussion of a restrictive covenant termination affecting 1801 Pennsylvania Avenue. The restrictive covenant remains in effect on the property. The rezoning proposal was modified to include 1800 Pennsylvania Avenue, but 1800 Pennsylvania Avenue was later removed from the rezoning and NPA request.

1801 Pennsylvania is currently zoned general office-neighborhood plan (GO-NP). Commissioners Stevens and Zaragosa have proposed:

• 1801 Pennsylvania Avenue to be rezoned to multifamily residence moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP), with the property limited to multifamily residence-limited density (MF-1) land uses and a maximum of 11 residential units.

If this rezoning is pursued, Staff recommends that the Future Land Use Map (FLUM) for the property be changed accordingly, from Civic to Multifamily.

The initiation of rezoning and an NPA was previously scheduled for the July 28, 2015, Planning Commission meeting, but was postponed to allow further discussion between

the Property Owner and Neighborhood representatives. As of the date of this memorandum, not every element has been agreed upon between the Owner and among individual neighbors, but the Property Owner supports the following rezoning and FLUM changes on the property:

- 1801 Pennsylvania Avenue to be rezoned to multifamily residence moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP), with the property limited to multifamily residence-limited density (MF-1) land uses; and
- 1801 Pennsylvania Avenue to be changed on the FLUM from Civic to Multifamily.

An exhibit showing the location of the property is attached, as well as a chart showing land uses and FLUM categories.



ZONING USE SUMMARY TABLE (LAND DEVELOPMENT CODE)

P = Permitted Use C = Conditional Use Permit -- = Not Permitted RESIDENTIAL USES 9 9 8 Bed & Breakfast (Group 1) Р P Р P Р Р P P P P P P Р P P P P P Ρ P P Bed & Breakfast (Group 2) Condominium Residential P P Р P P Ρ P P C P Р P P Conservation Single Family Residential Р Р Р Р Ρ Р P P P Р Р **Duplex Residential** C C P P P P P Group Residential P Mobile Home Residential P P P P C Multifamily Residential P P P Р P P P P P P P Ρ Ρ P Retirement Housing (Small Site) С C C C P Retirement Housing (Large Site) C C C C Ρ P P P P P Single-Family Attached Residential P P P P P P Single-Family Residential Ρ P P P P P P P P P P P P P P C 3 P P Small Lot Single-Family Residential P P P Р Ρ Ρ C Ρ Р P P Р P Р P Townhouse Residential P P P P P Р P Р P P P Two-Family Residential P Р P Р P P P Р P P P P Ρ Р Р P P Ρ Short -Term Rental 13 P COMMERCIAL USES K Œ PP Administrative and Business Offices CPP Р Р 2 3 P P Р Р Р Р 3 Agricultural Sales and Services 1 4 С C Р P Alternative Financial Servics 12 Р Р P Р Р P Р Ρ P Р P Ρ Р P P Р 3 1 4 Art Gallery Р Ρ Р Р P Р С Р Р Р P P Ρ Р Р Р Art Workshop 3 4 Ç C P Р P P Ρ C Р 2 4 **Automotive Rentals** 3 Р **Automotive Repair Services** Р Ç C C Р Р Р P 4 2 3 P P C C C Р Р P P **Automotive Sales** 3 4 2 Р C C C P Р Р P Automotive Washing (of any type) 3 4 Ball Bond Services 10 PC PC PC PC Ρ **Building Maintenance Services** Р P Р Р Р Ρ 3 4 **Business or Trade School** P P C Р P C P P P P Р P 3 4 **Business Support Services** P C Р Р P Р Р Р Р Р Р Р 3 4 C Р Р P 4 Campground P 3 Ç C P Carriage Stable Ç Р C C C Cocktall Lounge Commercial Blood Plasma Center Р C Ρ 2 C C P P 3 4 Commercial Off-Street Parking Р P Р Р Р Ç P P P Р Ρ P 2 3 Communications Services Construction Sales and Services P P P P 3 C Р С Р C Ρ Р P Consumer Convenience Services P Р 2 3 P P Consumer Repair Services Р C P P P Р Ρ P P Convenience Storage C 3 4 P Ρ P **Drop-Off Recycling Collection Facility** P P Ρ Ρ Ρ Ρ P Ρ Electronic Prototype Assembly 15 CP CP P P CP P P Ρ Ρ Electronic Testing 16 CP P P Ρ P P **Equipment Repair Services** C P 3 4 P P P Ρ P 3 4 **Equipment Sales** Ρ P Р С Р Ρ Р Р 3 **Exterminating Services** 4 Р Р C P P P Р P ₽ P Financial Services P 2 3 4 1 C Food Preparation P P Ρ P P P Р P P P 2 3 4 Ρ P P C P P P Р P Food Sales Р 1 2 3 4 Ρ P Р Р Р Р P 3 4 **Funeral Services**

1-Refers to 25-2-602 (13-2-225); 2-Refers to 25-2-602 (13-2-226); 3-Refers to Subchapter B, Art. 2, Div 5; 4 Refers to 25-2-624 (13-2-227); 5-Refers to 25-2-803 (13-2-233); 6-Subject to 25-2-805 (13-2-233); 8-Refers to 25-2-805 (13-2-235); 8-Refers to 25-2-805; 10-Subject to 25-2-650; 11-Subject to 25-2-587 (D); 12-Subject to 25-2-816; 13-Permitted in MU and V combining districts, subject to 25-2, Subchapter E, Art. 4, Subsec. 4.2.1.C; 14-Refers to 25-6-501; 15-Refers to 25-2-817; 16-Refers to 25-2-811.

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PC - Permitted in the district, but under some circumstances may be conditional; CP - Conditional in the district, but under some circumstances may be permitted

General Retail Sales (Convenience)

General Retail Sales (General)

Indoor Sports and Recreation

Hotel-Motel

Indoor Entertainment

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ZONING USE SUMMARY TABLE (LAND DEVELOPMENT CODE)

P = Permitted Use C = Conditional Use Permit - = Not Permitted **COMMERCIAL USES continued** Kennels C P Ç P P P P P **Laundry Services** C 3 P Ç Liquor Sales P P .. P C 3 4 P Marina •• 3 --1 4 Medical Offices --Р Р P C P C P Р P Р Р P Р 3 exceeding 5000 sq. ft. gross floor area Medical Offices --P P P C P P P P P P Р Р 2 3 4 not exceeding 5000 sq. it. gross floor area Monument Retail Sales P ρ 3 Р Ρ C P P P P Off-Site Accessory Parking14 CP P P P 2 3 4 C C **Outdoor Entertainment** C C Ç Ç C C C C C 2 3 4 P P P Ρ P **Outdoor Sports and Recreation** C P P P P 2 3 4 P Р Ρ P Pawn Shop Services Ρ P 2 3 P Pedicab Storage and Dispatch P P C C P P P P P P P P P C Р P P P Personal Improvement Services 11 P 2 3 C P P P P Personal Services C P P P P P P P 2 3 Pet Services P P P С Р Ρ Р 2 3 4 **Plant Nursery** C C Р P P P P Р Printing and Publishing P P Ρ Р P Р P P Р P Ρ P 2 3 4 P P P Professional Office P P C P Р P P Р P 2 Р 3 4 Ρ Recreational Equipment Maint, & Stor. 3 4 Recreational Equipment Sales P 3 4 Research Assembly Services 3 4 P P P P P P P P Research Services C P 1 3 4 **Research Testing Services** 3 4 Research Warehousing Services 3 4 Restaurant (General) C P C P Р Р P Р Р Р ρ 2 3 1 4 P Restaurant (Limited) C P P C Р P P P Ρ P P 1 2 3 4 Scrap and Salvage C C 1 3 4 C Service Station P P C C С P P P P 1 2 3 4 P Р Р Software Development P Ρ P P P P P P P P Special Use Historic C C C C C C C C C C C Ç C C C C C C C C C C Stables C 1 C P 3 4 P P Р P P Theater C P C P P Ρ 2 3 4 1 P C Vehicle Storage C P P P P 1 2 3 4 **Veterinary Services** DMO INDUSTRIAL USES Basic Industry P C C P Р Р Р P P **Custom Manufacturing** -P P P General Warehousing and Distribution Р P 2 4 P Light Manufacturing P 1 Р P P Р Limited Warehousing and Distribution P P P P Ρ P 1 2 3 **Recycling Center** P P Resource Extraction AGRICULTURAL USES 00 0 **Animal Production** P P Р P P Р Р P P Р Р P ρ P Р Р P Р Р P Р Ρ Р Ρ P Р Community Garden P Р P P Crop Production Horticulture Р Indoor Crop Production Р P Ρ P P Support Housing P Р P P Р P P Р P Ρ P P P P P P Р P P P P Р P Р Р Р P Р P Р P P P P P P Urban Farm 1-Refers to 25-2-602 (13-2-225); 2-Refers to 25-2-622 (13-2-226); 3-Refers to Subchapter B, Art. 2, Div 5; 4 Refers to 25-2-624 (13-2-227); 5-Refers to 25-2-803 (13-2-233); 6-Subject to 25-2-805 (13-2-224); 7-Subject to 25-2-839 (13-2-235 & 13-2-273); 8-Refers to 25-2-842; 9-Refers to 25-2-863; 10-Suject to 25-2-177 & 25-2-650; 11-Subject to 25-2-587 (D); 12-Subject to 25-2-816; 13-Permitted in MU and V combining districts, subject to 25-2, Subchapter E, Art. 4, Subsec. 4.2.1.C; 14-Refers to 25-6-501; 15-Refers to 25-2-817; 16-Refers to 25-2-811.

PC - Permitted in the district, but under some circumstances may be conditional; CP - Conditional in the district, but under some circumstances may be permitted

Updated March 5, 2015

ZONING USE SUMMARY TABLE (LAND DEVELOPMENT CODE)

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P = Permitted Use	C = Conditional Use Permit	= Not Permitter

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Standard Land Uses and Map Designations

		and Map Designations							
74	Land Use	Definition	Typical Zoning*	Color					
7	Rural Residential	The designation for low-density residential areas that are not suitable or desirable for urban development, generally at densities of one unit per acre or less.	RR, LA	Pale Yellow					
	Single Family	Single family detached, or two family residential uses at typical urban and/or suburban densities.	SF-1, SF-2, SF-3	Yellow					
ntial	Urban Single Family	Single family detached, small-lot single family, or two family residential uses at urban densities.	SF-4A and SF-4B	Yellow with Black Stipple					
Residential	Higher-Density Single Family	Single-family housing, generally up to 15 units per acre, which includes townhouses and condominiums as well as traditional small-lot single family.	SF-5, SF-6 and MH	Goldenrod					
	Mixed Residential	residential residential, townhouses, duplexes, apartments, and limited neighborhood- serving retail. Single-family residential should comprise at least half of a mixed residential area. MF-1, MF-2, MF-3, MF-4, MF 5, MF-6							
	Multifamily	Higher-density housing with 3 or more units on one lot.	MF-1, MF-2, MF-3, MF- 4, MF-5, MF-6 and MH	Orange					
	Neighborhood Mixed Use	An area that is appropriate for a mix of neighborhood commercial (small-scale retail or offices, professional services, convenience retail, and shopfront retail that serve a market at a neighborhood scale) and small to medium-density residential uses.	NO-MU, LO-MU, LR-MU (see note for vertical mixed use building "V" designation)	Brown w/ White Stipple					
Mixed Use	Mixed Use/Office	An area that is appropriate for a mix of residential and office uses.	NO-MU, LO-MU and GO- MU (see note for vertical mixed use building "V" designation)	Reddish Brown					
Mixec	Mixed Use	An area that is appropriate for a mix of residential and non-residential uses.	NO-MU, LO-MU, GO- MU, LR-MU, GR-MU, CS MU, CS-1-MU (see note for vertical mixed use "V" designation)	Brown					
	High Density Mixed Use	An area that is appropriate for a mix of residential and non-residential uses with floor-to-area ratios of 3.0 or higher.	CH, DMU, CBD (see note for vertical mixed use "V" designation)	Dark Brown					
01. 11.	Office	An area that provides for office uses as a transition from residential to commercial uses, or for large planned office areas. Permitted uses included business, professional, and financial offices as well as offices for individuals and non-profit organizations.	NO, LO, GO	Pink					
iustrial	Neighborhood Commercial	Lots or parcels containing small-scale retail or offices, professional services, convenience retail, and shopfront retail that serve a market at a neighborhood scale.	NO, LO, LR	Red w/ White Stipple					
Commercial/Industrial	Commercial	Lots or parcels containing retail sales, services, hotel/motels and all recreational services that are predominantly privately owned and operated for profit (for example, theaters and bowling alleys). Included are private institutional uses (convalescent homes and rest homes in which medical or surgical services are not a main function of the institution), but not hospitals.	LR, GR, CS, CS-1, CH, W/LO	Red					
	Industry	Areas reserved for manufacturing and related uses that provide employment but are generally not compatible with other areas with lower intensity use. Industry includes general warehousing, research and development, and storage of hazardous materials.	IP, MI, LI, R&D, W/LO	Purple					

Standard Land Uses and Map Designations

	Land Use	Definition	Typical Zoning*	Color				
	Environmental Conservation	Areas intended to be protected from development, including areas in the Drinking Water Protection zone, locations of critical environmental features, and areas where public services or facilities are not available.	P, DR, RR	Blue-Green				
Civic/Open Space	Recreation & Open Space	This category allows large public parks and recreation areas such as public and private golf courses, trails and easements, drainage-ways and detention basins, and any other public usage of large areas on permanent open land.	Varies	Green				
	Civic	Any site for public or semi-public facilities, including governmental offices, police and fire facilities, hospitals, and public and private schools. Includes major religious facilities and other religious activities that are of a different type and scale than surrounding uses. Varies (Typically P for gov't facilities)						
	Utilities	Land used or dedicated for public and private utilities, including pipelines, utility lines, water and wastewater facilities, substations, and telephone.	Р	Dark Grey				
	Agriculture	Rural areas used for agricultural purposes, including productive agricultural lands to be preserved for future farming or ranching activities.	AG	Pale Green				
Purpose	Major Impact Facilities	Facilities that serve community and regional need but have significant impacts on the surrounding area that require special location and compatibility considerations. Major Impact Facilities include airports, stadiums, landfills, resource extraction, and correctional facilities.	P, AV	Dark Purple				
Special Purpose		Master-planned developments for large multi-acre tracts that incorporate a wide variety of land uses that may include, but are not limited to, single family and multifamily residential, commercial, and clean industrial.	PUD, PDA	Lavender				
	Transportation	Areas dedicated to vehicle, air, or rail transportation. These include existing and platted streets, planned and dedicated rights-of-way, and rail and rail facilities.	ROW	Grey				
	Water	Any public waters, including lakes, rivers, and creeks.	_	Light Blue				

*Indicates zoning categories usually found in these land use designations. Not an exhaustive list of all zoning categories allowed in each land use. Refer to "Land Use and Zoning Matrix" for a complete list of zoning districts permitted in each land use category.

Note 1: The vertical mixed use building (V) designation is permitted in Mixed Use Future Land Use categories in combination with commercially zoned properties (1) along a Core Transit Corridor; or (2) in conjunction with the (MU) combining district.

Note 2: Refer to the Appendix of the Oak Hill Combined Neighborhood Plan for the Council amended Standard Land Use table.

	Map Designation	Definition	Regulating Plans	Color
Other	District	reviewed for development regulations.	Station Area Plan	Dark Olive w/ White Stipple