Item C-05 1 of 16

ZONING CHANGE REVIEW SHEET

<u>CASE:</u> C14-2016-0026 – Pleasant Valley <u>Z.A.P. DATE:</u> April 19, 2016

ADDRESS: 5411 East William Cannon Drive and 6709 South Pleasant Valley Road

DISTRICT AREA: 2

OWNER/APPLICANT: Kalogridis & Kalogridis AGENT: Bill Faust

Development LLC (Mitchell Kalogridis)

ZONING FROM: W/LO-CO **TO:** CS **AREA:** 3.639 acres

SUMMARY STAFF RECOMMENDATION:

The Staff's recommendation is to grant general commercial services – conditional overlay (CS-CO) combining district zoning. The Conditional Overlay limits the number of daily vehicle trips to 2,000 and prohibits the following uses: automotive rentals; automotive repair services, automotive sales, automotive washing (of any type), commercial off-street parking, construction sales and services, equipment repair services, equipment sales, exterminating services, laundry services, monument retail sales, plant nursery, service station, and vehicle storage.

If the requested zoning is granted, then 70 feet of right-of-way should be dedicated from the existing centerline of William Cannon in accordance with the Transportation Plan.

ZONING & PLATTING COMMISSION RECOMMENDATION:

April 19, 2016:

ISSUES:

The Applicant is in agreement with the Staff recommendation.

DEPARTMENT COMMENTS:

The subject rezoning area is undeveloped and has access to East William Cannon Drive and South Pleasant Valley Drive. The property has had warehouse / limited office – conditional overlay (W/LO-CO) district zoning since February 2008, and the Conditional Overlay is for 2,000 trips and prohibits access to South Pleasant Valley Road. The southern portion of the property contains steep slopes. The adjacent property to the north is developed with a service station and convenience store. Across William Cannon to the north and east, there is undeveloped property, Williamson Creek (DR) and the South Austin Soccer Complex (P). To the south, there is the Onion Creek Greenbelt, as well as a vacated manufactured home community that was known as Onion Creek Forest (MH). The subdivision was vacated following a voluntary buyout program in response to past flooding events. Across Pleasant



Valley Drive to the west there are two churches and undeveloped land (SF-2; GR). Please refer to Exhibits A (Zoning Map), A-1 (Aerial View), B (Recorded Plats) and C (2008 Rezoning Ordinance).

The Applicant has requested general commercial services (CS) district zoning in order to pursue development of a convenience storage facility, which is first permitted in this district. As information, it is a conditional use in the W/LO district, and height is limited to 25 feet or one story.

In consideration of the Applicant's request, Staff believes that conditions have changed since W/LO-CO zoning was approved in 2008. The most significant change is the vacation of the residential subdivision to the south. Although unchanged since 2009, another consideration is the steep slopes on the southern portion of the property (a 30 foot change in topography), hence development of the property is largely limited to the more gradually sloped northern portion. The Applicant's proposed convenience storage project does not require high visibility, generate much heavy truck traffic or vehicle trips. Due to the property's proximity to Onion Creek, the Conditional Overlay prohibits the more intensive commercial uses.

EXISTING ZONING AND LAND USES:

	ZONING	LAND USES	
Site	W/LO-CO	Undeveloped	
North	DR; LR	Service station with food sales (directly north); Williamson Creek and undeveloped land across East William Cannon Drive	
South	W/LO-CO; MH; SF-3	Undeveloped; Onion Creek Greenbelt	
East	DR; P	Undeveloped; Soccer fields	
West	SF-2; GR	Undeveloped; One manufactured home; Two churches	

AREA STUDY: N/A TIA: Is not required

WATERSHED: Onion Creek DESIRED DEVELOPMENT ZONE: Yes

CAPITOL VIEW CORRIDOR: No SCENIC ROADWAY: No

NEIGHBORHOOD ORGANIZATIONS:

96 - Southeast Corner Alliance of Neighborhoods 511 - Austin Neighborhoods Council

627 - Onion Creek Homeowners Association

1228 - Sierra Club, Austin Regional Group

742 – Austin Independent School District1258 – Del Valle Community Coalition

1289 – Onion Creek Neighborhood Alliance

1340 - Austin Heritage Tree Foundation

1341 - Onion Creek Plantation Neighborhood Watch

1363 - SEL Texas

1408 - Go! Austin/ Vamos! Austin - Dove Springs

1431 - Indian Hills Neighborhood Watch



1438 – Dove Springs Neighborhood Association 1441 – Dove Springs Proud

1528 – Bike Austin 1530 – Friends of Austin Neighborhoods

1550 - Homeless Neighborhood Association

SCHOOLS:

Perez Elementary School Mendez Middle School Akins High School

CASE HISTORIES:

NUMBER	REQUEST	COMMISSION	CITY COUNCIL
C14-02-0030 -	DR to P	To Grant	Apvd P (5-9-2002).
South Austin			
Soccer Complex –			
5400-6300 E			
William Cannon Dr			

RELATED CASES:

The property was annexed into the Full-purpose Jurisdiction on September 14, 1972 (C7-72-4AA).

The northern portion of the rezoning area is platted as the Resubdivision of Lot 1 of Onion Creek Forest, Section 3, recorded in June 1975, and the southern portion is a portion of Onion Creek Forest, Section 3, recorded in March 1974 (C8s-75-079 and C8s-73-157, respectively). Please refer to Exhibit B. In November 1974, the City acquired a 0.87 acre area along the south property line for drainage purposes.

On February 28, 2008, the property was rezoned to W/LO-CO and the Conditional Overlay limits development to 2,000 trips per day and prohibits access to South Pleasant Valley Road (C14-06-0213 – Pleasant Valley Self Storage).

ABUTTING STREETS:

Name	ROW	Pavement	Classification	Sidewalks	Bike Facility	Capital Metro (within ¼ mile)
East William Cannon Drive	117 feet	88 feet	Arterial, Divided	Yes	Yes; bike lane	Yes
South Pleasant Valley Road	74 feet	55 feet	Arterial, Divided	Yes	Yes; shared lane	Yes

CITY COUNCIL DATE: May 12, 2016

ACTION:

ORDINANCE READINGS: 1st

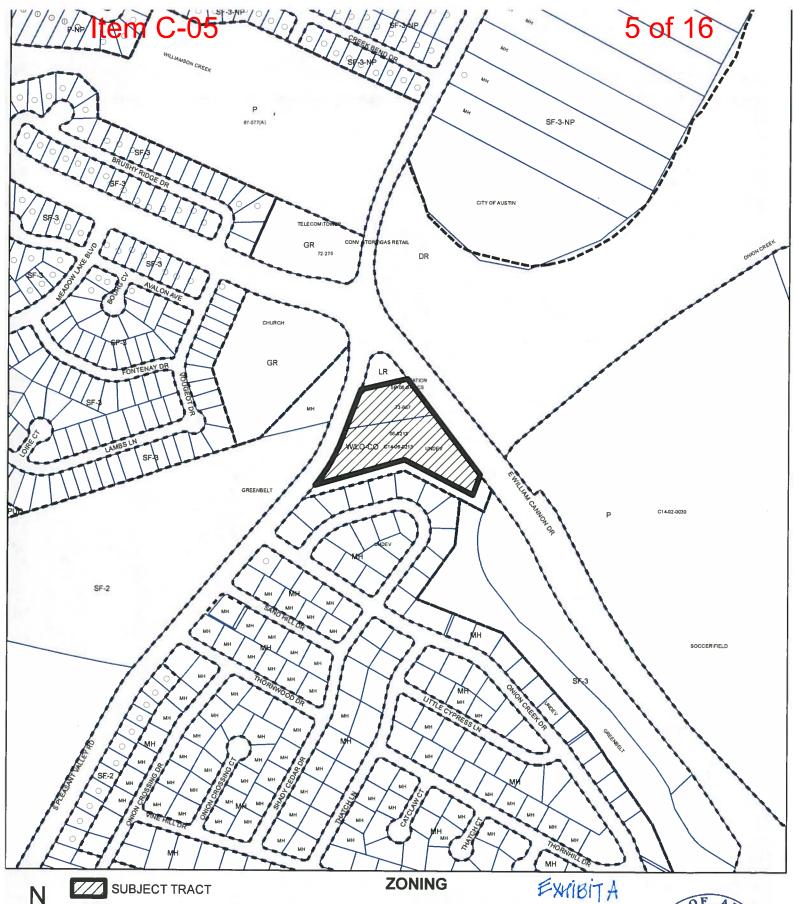
2nd

3rd

ORDINANCE NUMBER:

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

PHONE: 512-974-7719



SUBJECT TRACT

ZONING CASE#: C14-2016-0026

ZONING BOUNDARY

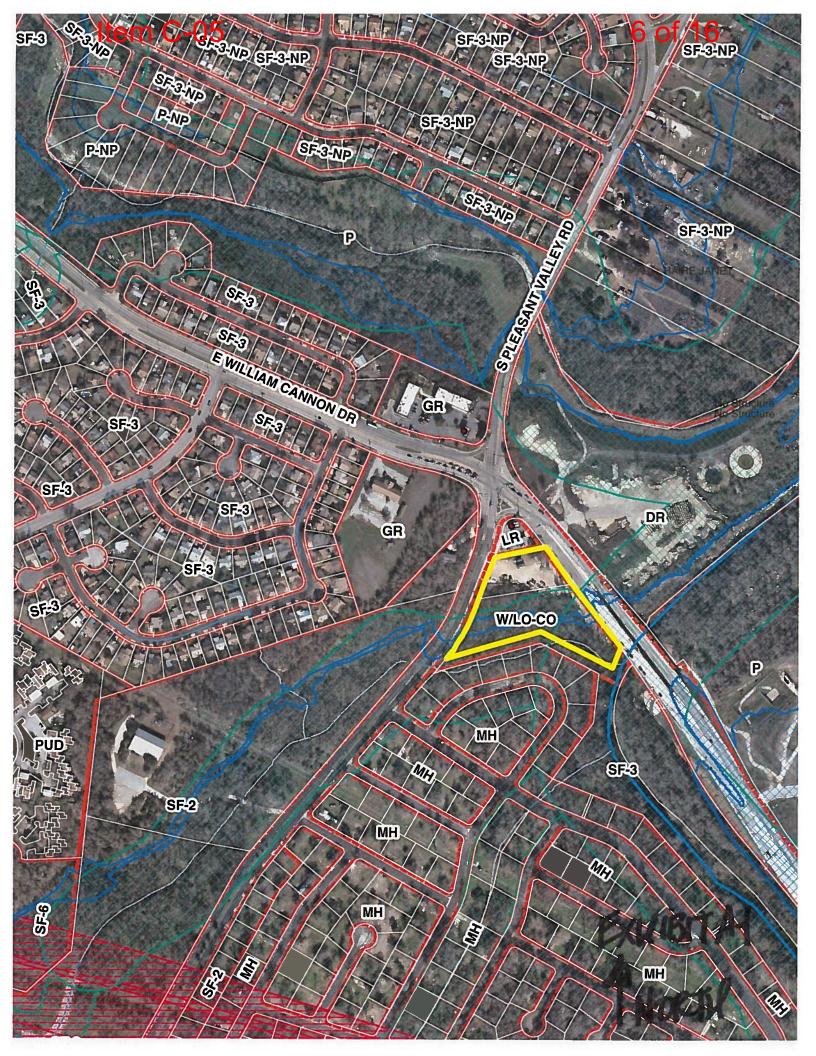
PENDING CASE

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"=400'

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.

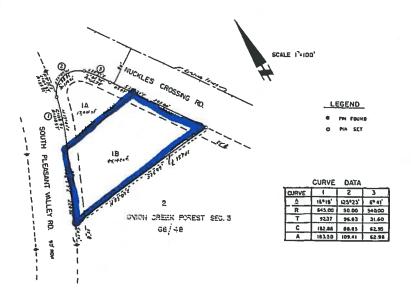




Item C-05

RESUBDIVISION OF LOT I OF

ONION CREEK FOREST, SECTION 3



DAVIS - WEBB

ENGINEERING

INC.

STATE OF TEXAS I COUNTY OF TRAVIS I

Know all men by these presents.

Know all men by these presents.

That CLEAR CREEK PROPERTIES, INC. a corporation organized and existing under the laws of the State of Toxas, and having it's principal office in Travis County, Texas, and acting herein by and through it's vice president, Carl B. Morris, and boing the owner of Lot 1 of Onion Creek Forest, Section 3, L subdivision ir the City of Austin, as recorded in Volume 68 Page 48 of the plat records of Travis County, Texas, as conveyed to us by deed recorded in Volume 564 Page 820 of the deed recorded in Volume 564 Page 820 of the deed recorded in Volume 565 Subdivision to known as "RESURDIVISION OF LOT 1 OF ONION CREEK FOREST, SECTION 3", and do horoby dedicate to the public the nereets and easements shown hereon, subject to any casements or restrictions heretofore granted.

Witness my hand this the 2 ad day of May A.D. 1975.

STATE OF TEXAS I COUNTY OF TRAVIS I

Before me, the undersigned authority, on this day personally appeared Carl B. Morris, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and considerations therein expressed, and in the capacity therein stated.

Given under my hand and seal of office this office this day of 17a4 A.D. 1975.

Sille Chair tary public, Travis County, Texas

This certify that Austin City Code, This 22,27 of 1954 has been complied with.

Jess Webb , P.E. Davis-Webb Engineering Surveyed By

Director of Planning

Accepted and authorized for record by the Planning Commission of the City of Austin, Texas, on this, the 12 day of June A.D. 1975.

Filed for record at /0 clock f. N. on the Shropshire, clark, County Court, Travis County, Texas.

STATE OF TEXAS I

I, Doris Shropshire, clerk of the County Court within and for the County and State aforesaid, do hereby certify that the foregoing instrument of writing with it's certification of authonication was fit a for record in my office on the day of the A.D. 1975, at 10.3 o'clock M. and duly recorded on the day of the A.D. 1975, at 10.3 o'clock M. if the Plat records of said County in Book day at Page

Witness my hand and seal of office, the date V_1 st written above.

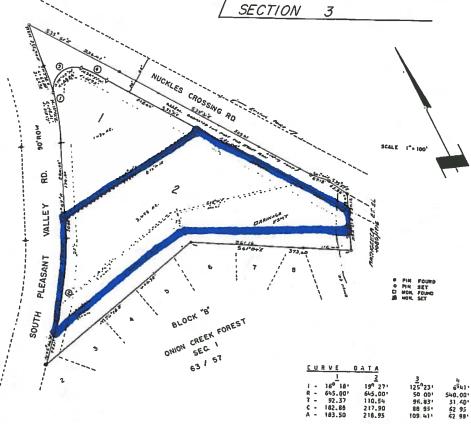
Poris Shropshire, Clerk, County Court, Travis

EXHIBIT B RECORDED PLAT

MAY 9 575

CBs-75-79

Item C-05 8 of 16 ONION CREEK FOREST SECTION



STATE OF TEXAS 0 COUNTY OF TRAVIS 0 KNCW ALL MEM BY THESE PRESENTS:

THAT EDWARD R. RATHGEBER, AN INDIVIDUAL; AND CLEAR CREEK PROPERTIES, INC., A CORPORATION GREAKLED AND EXISTING UNDER THE LAWS OF THE STATE OF TEXAS, AND HAVING ITS PRINCIPLE OFFICE III AUSTIN, TRAVIS GOUNTY, TEXAS, ACTING HEREIN BY AND THROUGH ITS PRESIDENT, VERNON B. REGEGER: OWNERS OF THAT CERTAIN THATCH TO AND A PART OF THE SANTIAGO DEL VALLE GRANT IN TRAVIS COUNTY, TEXAS, AS CONVEYED TO US BY OPED OF RECORD IN VOLUME 9275 PAGE 1430 OF THY DEED RECORDS OF TRAVIS COUNTY, TEXAS; DO HEREBY SUBDIVIDE 3.667 AGRES OF SAID TRACT TO BE MOUN AS:

ONION CREEK FOREST, SECTION 3

AND DO HEREBY DEDICATE TO THE PUBLIC THE STREETS AND EASEMENTS AS SHOWN HEREON.

WITHESS OUR HANDS THIS THE

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED EDWARD R. RATHICEBER: AND WERNON B. KROGER, PRESIDENT, W. E. ARCHER JR. SECRETARY, OF CLEAR CREEK PROPERTIES, INC.; KNOWN TO ME TO BE THE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING MINTERVENT, AND ACKNOALEDGED TO NO THAT THEY ACCUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED AND IN THE CAPACITY THEREIN STATED, AND THAT INSOFAR AS THE INTERESTS OF CLEAR CREEK PROPERTIES INC. ARE INVOLVED, THAT THIS IS AN ACT OF THE CORPORATION.

GIVEN UNDER BY HAND AND SEAL OF OFFICE THIS THE TAC.

5,1.1

Cynthia Jourch

THIS IS TO CERTIFY THAT AUSTIN CITY CODE, CHAPTER 23.27 OF 1954 HAS BEEN COMPLIED WITH.

SURVEYED BY DAVIS-WEBB ENGINEERING

APPROVED FOR ACCEPTANCE

ACCEPTED AND AUTHORIZED FOR RECORD BY THE PLANNING COMMISSION OF THE CITY OF AUSTIN, TEXAS ON THIS THE LAND OF MACCIN 1974.

FILED FOR RECORD AT 1/50 CLOCK AN ON THE 1/24

DORIS SHROPSHIRE, CLERK, COUNTY COURT, TRAVIS COUNTY, TEXAS

STATE OF TEXAS OF COUNTY OF TRAVES OF

I, DORIS SHADPSHIRE, CLERK OF THE COUNTY COURT WITHIN AND FOR THE COUNTY AND STATE AFORESAID, ON MEREBY CEATIFY THAT THE FOREGOING INSTRUMENT OF WRITING WITH ITS CERTIFICATE OF AUTHENTICATION WAS FILED FOR RECORD IN MY, OFFICE ON THE MY OF MACHINE METERS OF CLOCK MY, AND OULY SECONDS ON THE MACHINE METERS OF SAID COUNTY IN BOOK AT PAGE

UNITNESS BY HAND AND SEAL OF OFFICE, THE DATE LAST WRITTEN ABOVE.

OGRIS SHAOPSHIRE, CLERK, COUNTY COURT, TRAVIS COUNTY, TEXAS.

C85-73-157

ORDINANCE NO. 20080228-099

AN ORDINANCE REZONING AND CHANGING THE ZONING MAP FOR THE PROPERTY LOCATED AT THE SOUTHEAST CORNER OF EAST WILLIAM CANNON DRIVE AND SOUTH PLEASANT VALLEY ROAD FROM SINGLE FAMILY RESIDENCE STANDARD LOT (SF-2)DISTRICT COMMERCIAL (LR) NEIGHBORHOOD DISTRICT TO WAREHOUSE LIMITED OFFICE-CONDITIONAL OVERLAY (W/LO-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 single family residence standard lot (SF-2) district and neighborhood commercial (LR) district to warehouse limited office-conditional overlay (W/LO-CO) combining district on the property described in Zoning Case No. C14-06-0213, on file at the Neighborhood Planning and Zoning Department, as follows:

Lot 1B, Resubdivision of Lot 1 of Onion Creek Forest Section 3 Subdivision, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat of record in Plat Book 72, Page 61, of the Plat Records of Travis County, Texas; and

Lot 2, Onion Creek Forest Section 3 Subdivision, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat of record in Plat Book 68, Page 48, of the Plat Records of Travis County, Texas (the "Property"),

locally known as the property located at the southeast corner of East William Cannon Drive and South Pleasant Valley Road, 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. 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, generate traffic that exceeds 2,000 trips per day.

Page 1 of 2

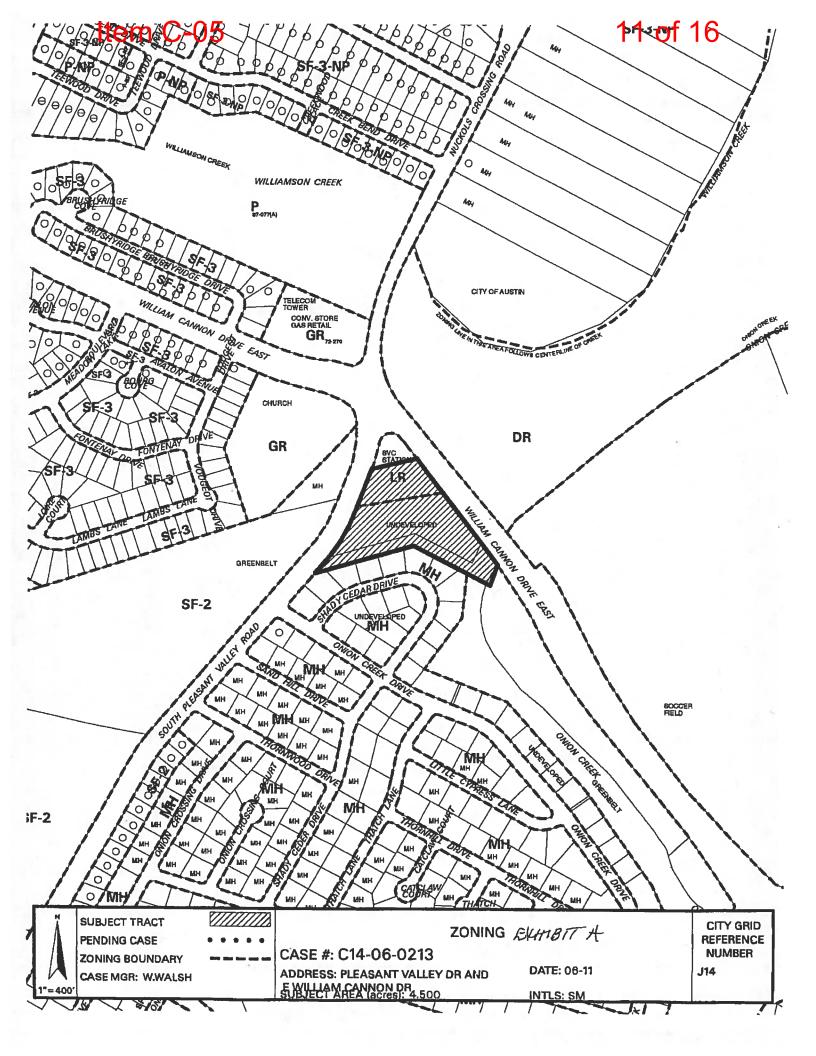
B. Vehicular access from the Property to South Pleasant Valley Road is prohibited. All vehicular access to the Property shall be from other adjacent public streets or through other adjacent property.

Except as specifically restricted under this ordinance, the Property may be developed and used in accordance with the regulations established for the warehouse limited office (W/LO) base district and other applicable requirements of the City Code.

PART 3. This ordinance takes effect on March 10, 2008.

PASSED AND APPROVED

February 28 , 2008	§ § —————	Win Wyn	
		Will Wynn	
		Mayor	
APPROVED:	ATTEST: _	Shirley a Sentry	
David Allan Smith		Shirley A. Gentry	
City Attorney		City Clerk	





SUMMARY STAFF RECOMMENDATION:

The Staff's recommendation is to grant general commercial services – conditional overlay (CS-CO) combining district zoning. The Conditional Overlay limits the number of daily vehicle trips to 2,000 and prohibits the following uses: automotive rentals; automotive repair services, automotive sales, automotive washing (of any type), commercial off-street parking, construction sales and services, equipment repair services, equipment sales, exterminating services, laundry services, monument retail sales, plant nursery, service station, and vehicle storage.

If the requested zoning is granted, then 70 feet of right-of-way should be dedicated from the existing centerline of William Cannon in accordance with the Transportation Plan.

BASIS FOR LAND USE RECOMMENDATION (ZONING PRINCIPLES)

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

Existing zoning: The warehouse/limited office (W/LO) district is intended for office or warehouse use for a building trade or other business that does not require a highly visible location or generate substantial volumes of heavy truck traffic, that generates low or moderate vehicular trips, and requires less access than a retail use.

Proposed zoning: The general commercial services (CS) district is intended predominantly for commercial and industrial activities of a service nature having operating characteristics or traffic service requirements generally incompatible with residential environments. The CS district is best suited for uses located at intersections of arterial roadways or arterials with collector status. The intention is to promote safe and efficient use of transportation facilities.

2. Zoning changes should allow for reasonable use of the property.

In consideration of the Applicant's request, Staff believes that conditions have changed since W/LO-CO zoning was approved in 2008. The most significant change is the vacation of the residential subdivision to the south. Although unchanged since 2009, another consideration is the steep slopes on the southern portion of the property (a 30 foot change in topography), hence development of the property is largely limited to the more gradually sloped northern portion. The Applicant's proposed convenience storage project does not require high visibility, generate much heavy truck traffic or vehicle trips. Due to the property's proximity to Onion Creek, the Conditional Overlay prohibits the more intensive commercial uses.



EXISTING CONDITIONS

Site Characteristics

The subject property is undeveloped. The northern portion has gradual slopes (ranging from 576 to 568 feet) and the southern portion is heavily treed and has steep slopes ranging from 566 to 534 feet.

Impervious Cover

The maximum impervious cover allowed by the CS district is 80%, based on the more restrictive watershed regulations.

Comprehensive Planning

This rezoning case is located on the east side of S. Pleasant Valley Road, and the south side of E. William Cannon Drive on an undeveloped piece of property that is approximately 3.7 acres in size. This project is located outside the boundaries of a neighborhood planning area. Surrounding land uses includes a gas station to the north; undeveloped land to the south and east, and undeveloped land and a single family house to the west. The proposed use for this property is a storage facility.

Connectivity: There are public sidewalks located along both street frontages of this property but no transit stops. The Walkscore for this site is 30/100, meaning most errands require a car.

Imagine Austin

The property is located along an 'Activity Corridor', as identified on the Imagine Austin's Growth Concept Map. Activity Corridors are characterized by a variety of activities and buildings, which are intended to allow people to reside, work, shop, access services, people watch, recreate, and hang out without traveling far distances.

The following IACP policies are relevant to this case:

- 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 P3. Promote development in compact centers, communities, or along corridors that are connected by roads and transit that are designed to encourage walking and bicycling, and reduce health care, housing and transportation costs.

Based on the property being located along an 'Activity Corridor', as identified on the Imagine Austin Growth Concept Map and the policies above, which supports commercial uses, the proposed case appears to comply with the Imagine Austin Comprehensive Plan.



Environmental

The site is not located over the Edwards Aquifer Recharge 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. The site is in the Desired Development Zone.

Under current watershed regulations, development or redevelopment on this site will be subject to the following impervious cover limits:

Development Classification	% of Gross Site Area	% of Gross 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 floodplain maps there is a floodplain within the project location. Based upon the location of the floodplain, offsite drainage should be calculated to determine whether a Critical Water Quality Zone exists within the project location.

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

Numerous 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 512-974-1876. 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 requires water quality control with increased capture volume and control of the 2 year storm on site.

Site Plan and Compatibility Standards

Any new development is subject to Subchapter E. Design Standards and Mixed Use. Additional comments will be made when the site plan is submitted. E William Cannon and S Pleasant Valley are both Suburban Roadways.

The site is subject to compatibility standards. Along a small portion of the southeast and the west 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 east and west property line.
- · No parking or driveways are allowed within 25 feet of 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.

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

Transportation

The Austin Metropolitan Area Transportation Plan calls for a total of 140 feet of right-of-way for William Cannon Dr. If the requested zoning is granted, then 70 feet of right-of-way should be dedicated existing centerline of William Cannon in accordance with the Transportation Plan [LDC, Sec. 25-6-51 and 25-6-55].

If the requested zoning is granted, it is recommended that joint access be provided for the 2 lots along William Cannon and Pleasant Valley.

A traffic impact analysis was waived for this case because the applicant agreed to limit the intensity and uses for this development. If the zoning is granted, development should be limited through a conditional overlay to less than 2,000 vehicle trips per day. [LDC, 25-6-117]

The Public Works Department will want to pull the curb alignments back on Pleasant Valley south of William Cannon to provide space for two through lanes and a protected bicycle lane. The future curb alignment will need to move back 6 feet. On William Cannon the curb alignment does not need to change.

According to the Austin 2014 Bicycle Plan approved by Austin City Council in November, 2014, a protected bike lane is recommended for William Cannon Drive and Pleasant Valley Rd.

At the time the 2006-07 case was under consideration, Transportation review staff looked at the Applicant's proposal for driveway access and gave a preliminary indication that driveway separation requirements (from the intersection and from the existing driveway serving the service station) could be achieved. Therefore, access is possible from either Pleasant Valley Drive or William Cannon Drive.

Water and Wastewater

The landowner intends to serve the site with City of Austin water and wastewater utilities. The landowner, at his own expense, will be responsible for providing any water and wastewater utility improvements, offsite main extensions, utility relocations and or abandonments required by the land use. The water and wastewater utility plan must be



reviewed and approved by the Austin Water Utility for compliance with City criteria and suitability for operation and maintenance. Depending on the development plans submitted, water and or wastewater service extension requests may be required. 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.