

SECOND/THIRD READINGS SUMMARY SHEET**CASE:** C14-2019-0165 - 6207 Ross Road**DISTRICT:** 2**ADDRESS:** 6207 Ross Road**SITE AREA:** Tract 1 (9.19 acres), Tract 2 (1.5 acres)**PROPERTY OWNER:**

Wehbe Properties (Najib Webhe)

AGENT:

South Llano Strategies (Glen Coleman)

CASE MANAGER: Kate Clark (512-974-1237, kate.clark@austintexas.gov)**REQUEST:**

Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 6207 Ross Road. Applicant Request: To rezone from single family residence – small lot (SF-4A) district zoning to multifamily residence – moderate – high density (MF-4) district zoning for Tract 1 and neighborhood commercial – mixed use (LR-MU) combining district zoning for Tract 2.

PREVIOUS CITY COUNCIL ACTION:**May 21, 2020**

Approved MF-4 for Tract 1 and LR-MU for Tract 2 for First Reading on the consent agenda. (11-0) [D. Garza, L. Pool – 2nd].

ISSUES:

N/A

ZONING CHANGE REVIEW SHEETCASE: C14-2019-0165 – 6207 Ross RoadDISTRICT: 2ZONING FROM: SF-4ATO: MF-4 (Tract 1) and LR-MU (Tract 2)ADDRESS: 6207 Ross RoadSITE AREA: Tract 1 (9.19 acres), Tract 2 (1.5 acres)PROPERTY OWNER:

Wehbe Properties (Najib Webhe)

AGENT:

South Llano Strategies (Glen Coleman)

CASE MANAGER: Kate Clark (512-974-1237, kate.clark@austintexas.gov)STAFF RECOMMENDATION:

Staff recommends multifamily residence – medium density (MF-3) district zoning for Tract 1, and neighborhood commercial – mixed use (LR-MU) combining district zoning for Tract 2.

For a summary of the basis of staff's recommendation, see page 2 and 3.

ZONING AND PLATTING COMMISSION ACTION / RECOMMENDATION:

**February 4, 2020 Approved MF-4 for Tract 1 and LR-MU for Tract 2. Vote 9-0.
[H. Smith, B. Evans 2nd; J. Kiolbassa was absent, one vacancy].**

CITY COUNCIL ACTION:

July 30, 2020 Scheduled for City Council.

May 21, 2020 Approved MF-4 for Tract 1 and LR-MU for Tract 2 for First Reading on the consent agenda. (11-0) [D. Garza, L. Pool – 2nd].

April 23, 2020 Approved staff's request to postpone to May 21, 2020 on the consent agenda. (11-0) [P. Ellis, D. Garza – 2nd].

March 12, 2020 Approved applicant's request to postpone to April 23, 2020 on the consent agenda. (9-0) [J. Flannigan, G. Casar – 2nd; S. Adler and N. Harper-Madison were off the dais].

February 20, 2020 Approved applicant's request to postpone to March 12, 2020 on the consent agenda. (11-0) [D. Garza, S. Renteria - 2nd].

ORDINANCE NUMBER:ISSUES

This property has been assigned the address of 6207 Ross Road by the City of Austin. The Travis County Appraisal District assigned a SITUS address (6021 Ross Road) to this parcel which will be updated once a site plan has been approved and a project breaks ground. Currently this property may reflect different addresses depending on the entity or source of the address. See attached *Exhibit D: Addressing Question* from the Addressing Office confirming that 6207 Ross Road is the correct address for the purposes of this rezoning case.

Prior to the Zoning and Platting Commission, Commissioner Denkler asked the following questions, answers were provided by the Austin Transportation Department:

- 1) Is ROW needed?
 - a. Ross Road is in the Austin Strategic Mobility Plan (ASMP) that was adopted by City Council in April 2019. Ross Road is identified as a Level 3, or minor arterial that will provide north-south connectivity and mobility in this quickly developing area.
- 2) What year can we expect Ross Road to be widened. Will it incorporate this stretch of Ross Road?
 - a. Travis County has funding through their Capital Improvement Program to widen this segment of Ross Road (Pearce Lane to Heine Farm Road) from the existing 2 lane roadway to a 3-lane divided roadway with bike lanes and sidewalks. Construction is anticipated to begin winter 2021.

CASE MANAGER COMMENTS:

This property is currently undeveloped and approximately 10.69 acres in size. It is located on the east side of Ross Road. Property across Ross Road to the west and adjacent to the east are within the City's extraterritorial jurisdiction (ETJ) and not zoned. Properties adjacent to the north and south are zoned single family residence – small lot (SF-4A), see *Exhibit A: Zoning Map* and *Exhibit B: Aerial Map*.

This property is part of a larger development. Only the portion of this development within the City limits is being rezoned. The applicant is requesting the rezoning in order to construct a multifamily project and to provide some associated neighborhood commercial services. The portion of the development east of the subject property is within the City's ETJ. The applicant is proposing to build a mobile home community in this ETJ area. Once the subject property is rezoned, it is the applicant's intent to develop a site plan that can accommodate the circulation needs of the future adjacent mobile home community through this site.

BASIS OF RECOMMENDATION:

Staff recommends multifamily residence – medium density (MF-3) district zoning for Tract 1, and neighborhood commercial – mixed use (LR-MU) combining district zoning for Tract 2.

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

The LR zoning district is intended for neighborhood shopping facilities which provide limited business service and office facilities predominately for the convenience of residents of the neighborhood. Ross Road is classified by the Austin Strategic Mobility Plan (ASMP) as a Level 3 road but has limited exiting commercial zoning along it. Rezoning a small tract adjacent to Ross Road to a LR base zoning district would allow for some neighborhood commercial uses while still maintaining a level of compatibility with the existing SF-4A zoning.

2. Zoning changes should promote compatibility with adjacent and nearby uses.

Intensive multi-family zoning should be located on major arterials and highways.

The MF-4 zoning district is appropriate for moderate-high density housing in centrally located areas near supporting transportation and commercial facilities, in areas adjoining downtown Austin and major institutional or employment centers, and in other selected areas where moderate-high density multifamily use is desirable. Staff recommends MF-3 for the remainder of the property because it can only be accessed by Ross Road, it is not located at a major intersection, or near a major institutional/employment center. While Ross Road is classified by the ASMP as a Level 3 road, all of the closest intersecting roads are a Level 1 classification. Additionally, within a MF-4 zoning district, buildings may be constructed up to 60 feet in height. Whereas, within both the MF-3 and LR zoning districts, buildings can only be built to a maximum height of 40 feet. This property is adjacent to existing SF-4A zoning which has a maximum building height of 35 feet. Rezoning the property to MF-3 and LR-MU would be more consistent with the surrounding existing land uses and site development regulations.

EXISTING ZONING AND LAND USES:

	Zoning	Land Uses
Site	SF-4A	Undeveloped
North	SF-4A	Water Quality, Single Family Residential
South	SF-4A	Water Quality, Single Family Residential
East	City ETJ (not zoned)	Undeveloped
West	City ETJ (not zoned)	Single Family Residential, Commercial and Undeveloped

NEIGHBORHOOD PLANNING AREA: not applicable

TIA: is deferred until site plan submittal

WATERSHED: Dry Creek East

OVERLAYS: Airport Overlay (Controlled Compatible Land Use Area)

SCHOOLS: Popham Elementary, Del Valle Middle and Del Valle High Schools.

NEIGHBORHOOD ORGANIZATIONS

Bike Austin	Friends of Austin Neighborhoods
Del Valle Community Coalition	Neighborhood Empowerment Foundation
Del Valle Independent School District	Onion Creek Homeowners Assoc.
Elroy Neighborhood Association	Seltexas
Far Southeast Improvement Association	Sierra Club, Austin Regional Group

AREA CASE HISTORIES:

Number	Request	Commission	City Council
C14-02-0074 12501 Pearce Lane and 5821 Ross Road	DR to SF-4A	Granted SF-4A as staff recommended	Approved AF-4A as Commission recommended

RELATED CASES:

C14-2016-0057: this property was rezoned from development reserve (DR) district to SF-4A, ordinance number 20161013-016.

EXISTING STREET CHARACTERISTICS:

Street	ROW	Pavement	Classification	Sidewalks	Bike Route	Capital Metro (within ¼ mile)
Ross Road	64'	25'	Level 3	None	None	No

OTHER STAFF COMMENTS:

Comprehensive Planning

This rezoning case is located on an undeveloped 10.69-acre parcel, which is located on the east side of Ross Road. The property is located outside the boundaries of a community with an adopted neighborhood plan and is not situated along or near an Activity Corridor or Center. Surrounding land uses includes vacant land and a single-family subdivision to the north; to the south is vacant land and a single-family subdivision; to the east is undeveloped land and a ranch house; and to the west is an autobody shop and ranch houses on large lots. The proposed use is multifamily housing on 9.19 acres and 1.5 acres of mixed use.

Connectivity

Ross Road is a two-lane road and this portion of the road has no public sidewalks, curb or gutters, bike lanes or public transit. The closest public transit stop is 2,600 linear feet walking distance from the subject property. Two public schools and two public parks are located over a mile away. The mobility and connectivity options in this area are below average.

Imagine Austin

The following Imagine Austin policies are applicable to this case:

- 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.
- LUT P7. Encourage infill and redevelopment opportunities that place residential, work, and retail land uses in proximity to each other to maximize walking, bicycling, and transit opportunities.
- HN P10. Create complete neighborhoods across Austin that have a mix of housing types and land uses, affordable housing and transportation options, and access to healthy food, schools, retail, employment, community services, and parks and recreation options.

Analysis and Conclusion:

Analyzing the land uses located within a half of a mile radius of this subject property, there appears to be a lack mobility options (no public transit, public sidewalks or bike lanes), and a lack of local goods and services, civic uses or major employers. However, there are several single-family subdivisions located within a half of a mile radius of this location. If this property is thoughtfully developed, it has the potential to provide much needed local goods and services in the mixed-use portion of the project area and residential uses beyond single family housing and mobile home parks in this area. Based on the Imagine Austin text and policies above that supports a variety of housing types and neighborhood serving uses, but a lack of mobility and connectivity in the area, this project appears to only partially support the Imagine Austin Comprehensive Plan.

Environmental

The site is not located over the Edwards Aquifer Recharge Zone. The site is in the Dry Creek East 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:

<i>Development Classification</i>	<i>% of Gross Site Area</i>	<i>% of Gross Site Area with Transfers</i>
Single-Family (minimum lot size 5750 sq. ft.)	50%	60%

Other Single-Family or Duplex	55%	60%
Multifamily	60%	70%
Commercial	80%	90%

According to floodplain maps there is a floodplain within or adjacent to 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.

At this time, site specific information is unavailable regarding 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.

At this time, no information has been provided as to whether this property has any preexisting approvals that preempt current water quality or Code requirements.

Site Plan

Site plans will be required for any new development other than single-family or duplex residential. Any development which occurs in an SF-6 or less restrictive zoning district which is located 540 feet or less from property in an SF-5 or more restrictive zoning district will be subject to compatibility development regulations. Any new development is subject to Subchapter E. Design Standards and Mixed Use. Additional comments will be made when the site plan is submitted.

Compatibility Standards

The site is subject to compatibility standards. Along the north 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 25 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, height limitation is 40 feet plus one foot for each 10 feet of distance in excess of 100 feet from the property line.
- 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.
- A landscape area at least 25 feet in width is required along the property line if the tract is zoned LR, GO, GR, L, CS, CS-1, or CH.

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

Airport Overlay

This site is located within the Austin-Bergstrom Airport Controlled Compatible Land Use Area Overlay. No use will be allowed that can create electrical interference with navigational signals or radio communications between airport and aircraft, make it difficult for pilots to distinguish between the airport lights and others, result in glare in the eyes of pilots using the airport, impair visibility in the vicinity of the airport, create bird strike hazards or otherwise in any way endanger or interfere with the landing, taking off, or maneuvering of aircraft intending to use the Austin-Bergstrom Airport. Height limitations and incompatible uses with each Airport Overlay zone are established in the Airport Overlay Ordinance. Airport Hazard Zoning Committee review may be required prior to Planning Commission Hearing. Additional comments may be generated during the site plan review process.

Aviation Department

The Aviation Department conducted a review for this property to determine whether height would be restricted due to the property being located within the Controlled Compatible Land Use Area (CCLUA). The applicant is requesting a MF-4 zoning district. Current site development regulations allow buildings within this zoning district to be a maximum of 60 feet in height. The Aviation Department's review concluded the maximum height within this zoning district would be permitted. Other potential hazards with airport operations would be discussed or determined at the submittal of a site plan. Please see *Exhibit C: CCLUA Analysis* for a full copy of Aviation Department's review.

Transportation

The Austin Strategic Mobility Plan (ASMP) adopted 04/11/2019, calls for 120 feet of right-of-way for Ross Road. It is recommended that 60 feet of right-of-way from the existing centerline should be dedicated for Ross Rd according to the Transportation Plan prior to 3rd reading of City Council. [LDC 25-6-51 and 25-6-55].

At the time of submittal of any site plan on the Property, a traffic impact analysis ("TIA") is required if the proposed development or uses on the Property, considered cumulatively with all

existing or previously authorized development and uses, generates traffic that exceeds 2,000 trips per day.

Austin Water Utility

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 land use. The water and wastewater utility plan must be reviewed and approved by Austin Water 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.

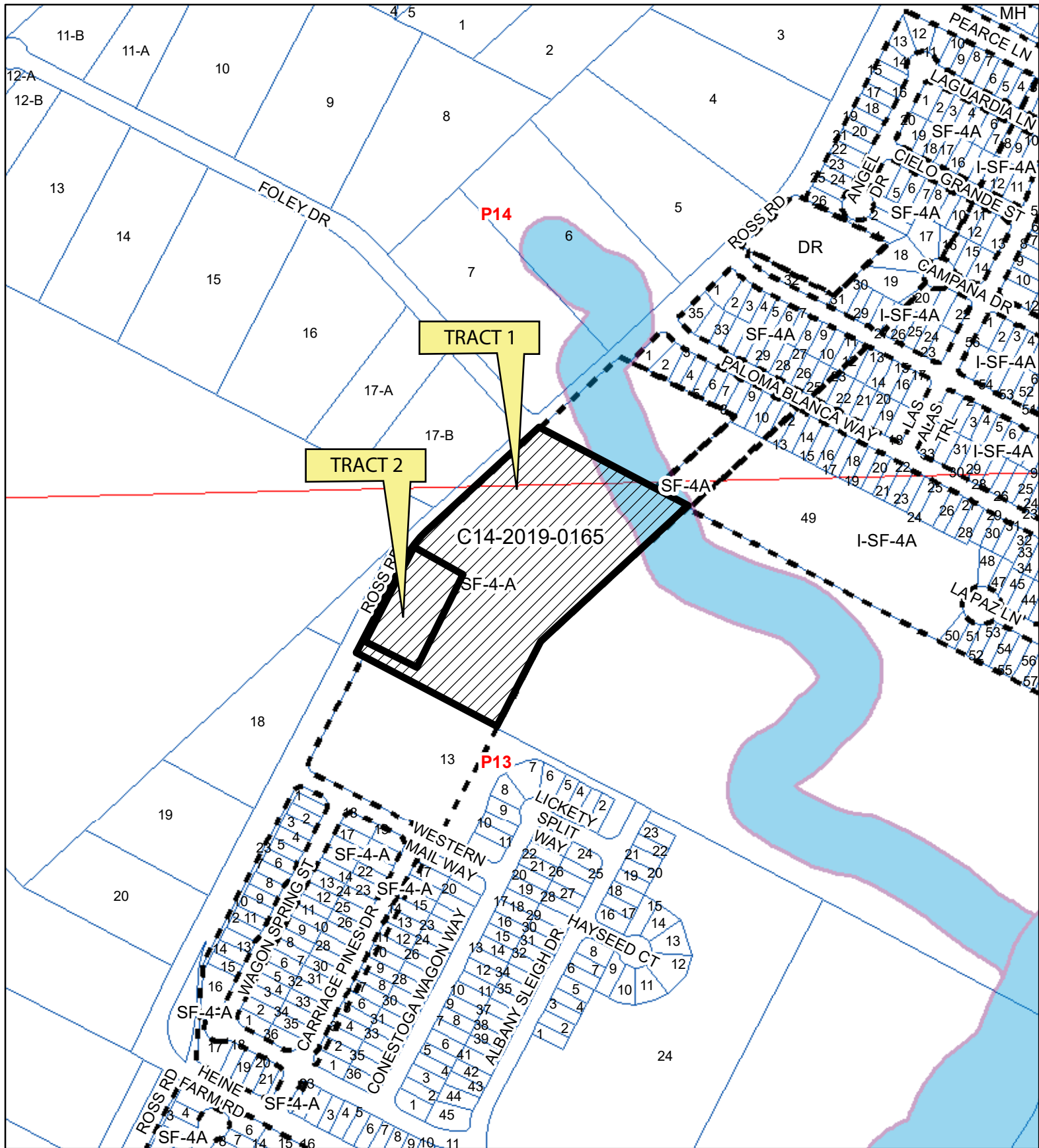
INDEX OF EXHIBITS TO FOLLOW

Exhibit A: Zoning Map





Exhibit B: Aerial Map

Exhibit C: CCLUA Analysis

Exhibit D: Addressing Question



1" = 500'

-  SUBJECT TRACT
-  ZONING BOUNDARY
-  PENDING CASE
-  CREEK BUFFER

6207 ROSS ROAD

ZONING CASE#: C14-2019-0165
 LOCATION: 6207 ROSS ROAD
 SUBJECT AREA: 10.69 Acres
 GRID: P13
 MANAGER: KATE CLARK

Exhibit A



This map has been produced by the Communications Technology Management Dept. on behalf of the Planning Development Review Dept. 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" = 500'



SUBJECT TRACT



ZONING BOUNDARY



PENDING CASE



CREEK BUFFER

6207 ROSS ROAD

ZONING CASE#: C14-2019-0165

LOCATION: 6207 ROSS ROAD

SUBJECT AREA: 10.69 Acres

GRID: P13

MANAGER: KATE CLARK

Exhibit B



This map has been produced by the Communications Technology Management Dept. on behalf of the Planning Development Review Dept. for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.



City of Austin

Exhibit C

Aviation Department

Austin-Bergstrom International Airport

3600 Presidential Blvd., Ste. 411, Austin, Texas 78719
512/530-5543 Fax: 512/530-6630

FROM: Jennifer Williams, P.E.
Airport Planning and Development Supervisor
City of Austin - Aviation Department

DATE: January 28, 2020

SUBJECT: 6021 Ross Rd.
Del Valle, TX 78617
Case No. C14-2019-0165

The Department of Aviation staff has completed a review for the address 6021 Ross Rd. Del Valle, TX 78617 and can be found under site plan number C14-2019-0165. The purpose of this analysis is to determine the restrictions on this property as it applies to operations at Austin-Bergstrom International Airport.

The project site is not within the Airport Overlay, but it is within the boundaries of the Controlled Compatible Land Use Area (CCLUA). All locations within the CCLUA and the Airport Overlay are subject to conforming to the City of Austin's Land Development Code, Chapter 25-13 Airport Hazard and Compatible Land Use Regulations.

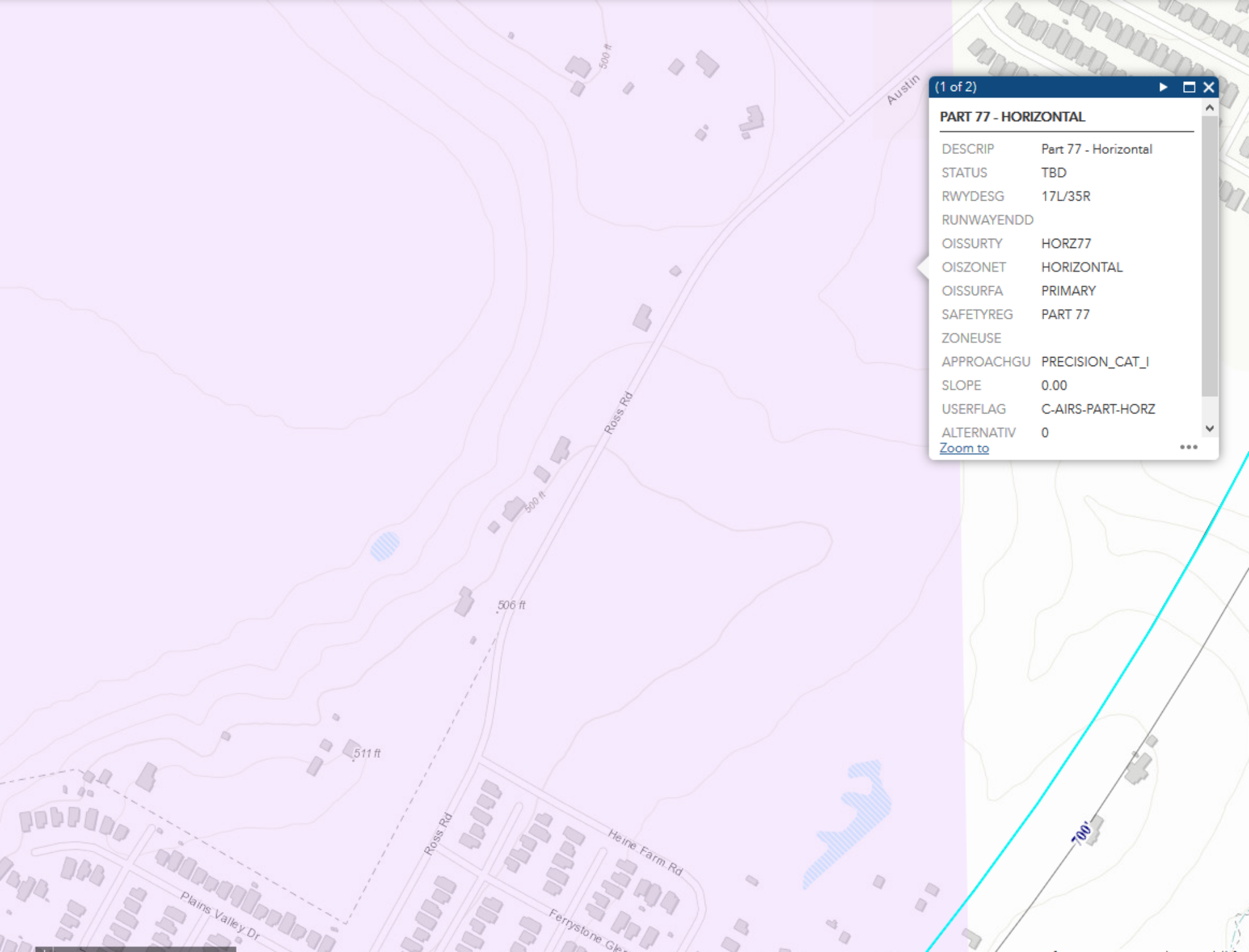
The proposed project site is at an elevation of approximately 507 feet Mean Sea Level (MSL) at its highest point and is located under the Federal Aviation Administration's (FAA) Part 77 imaginary Horizontal Surface for runway 35L. As such, the maximum height of a structure (including any structures on top of a roof such as radio frequency antennas, HVAC systems) that could be built within this area is approximately 184 feet above ground level (691' MSL). Any construction or alteration exceeding 184 ft. above ground level would require the submittal of the FAA 7460 form for FAA review.

Hazards to airport operations include any land use, structure, or object of natural growth located within the CCLUA that exceeds height limitations, creates electronic interference with aircraft navigation or radio communications, inhibits a pilot's ability to distinguish airport lighting from other lighting, results in glare in the eyes of a pilot, impairs visibility in the vicinity of the airport, creates a wildlife hazard (i.e., bird attractants), or otherwise endangers or interferes with the landing, taking off, or maneuvering of aircraft is prohibited.

Should you have any questions or require additional information, feel free to contact me.

Sincerely,

Joseph Mercer
Engineering Technician
PH: 512-530-6622
Austin-Bergstrom International Airport
2716 Spirit of Texas Dr.
Austin, Texas 78719-2353



PART 77 - HORIZONTAL	
DESCRIP	Part 77 - Horizontal
STATUS	TBD
RWYDESG	17L/35R
RUNWAYENDD	
OISSURTY	HORZ77
OISZONET	HORIZONTAL
OISSURFA	PRIMARY
SAFETYREG	PART 77
ZONEUSE	
APPROACHGU	PRECISION_CAT_I
SLOPE	0.00
USERFLAG	C-AIRS-PART-HORZ
ALTERNATIV	0
Zoom to [More options]	

Clark, Kate

From: Winfrey, Cathy
Sent: Thursday, January 30, 2020 2:38 PM
To: Clark, Kate
Subject: RE: C14-2019-0165 Addressing Question 6021 vs 6207 Ross Rd

Hello Kate

6207 Ross Rd is the address assigned for a number of repeating mobile home park Site Plans submitted. These go back to 2015. They keep trying, and trying.

6021 is the *SITUS* of the parcel, a piece of information maintained by the Travis County Appraisal district for each parcel, and is to aid the County Appraiser in locating the property.

Because many of the projects described in Site Plans submitted (and addressed) don't get off the ground, we do not automatically update the Situs information with Travis County Appraisal District *until* the project breaks ground, at least.

That's why the situs info in TCAD still shows 6021 and 6207 is the address that has been assigned for the latest Site Plan presented.

Which one is correct depends upon what you need to do with it.

We cannot change 6207 back into 6021 (original address for the parcel) – there may be Site Plan Review in work all referencing that address. Everything in AMANDA would come undone.

If your process is stuck, then the only thing I can do is ask TCAD Staff to update situs to 6207.

Given the number of times a Site Plan for a Mobile Home Park has been presented, I am a little reluctant to change the situs, but can do this if you require it.

If you would like to pursue this topic, please call me

Cathy Winfrey

Address Management Services,
911 Addressing -- Travis County & City of Austin
Addressing@austintexas.gov
Addressing: 512-974-2398

From: Clark, Kate <Kate.Clark@austintexas.gov>
Sent: Thursday, January 30, 2020 11:18 AM
To: Winfrey, Cathy <Cathy.Winfrey@austintexas.gov>
Subject: C14-2019-0165 Addressing Question

Good Morning Cathy,

I work with Wendy Rhoads in zoning case management and she suggested I contact you with an addressing question we have on one of my cases. I am attaching a map of the parcel the applicant is trying to rezone. There is a question on whether this is 6207 Ross Road or 6021 Ross Road. Is this something you can help figure out? If not, could you please refer someone else that might be able to help?

Kate Clark, AICP, LEED AP

Senior Planner

City of Austin | Planning and Zoning Department

Mailing Address: P.O.Box 1088, Austin, Texas 78767

Physical Address: [505 Barton Springs Rd, 5th floor, Austin, Texas 78704](#)

Tel: 512-974-1237

Email: kate.clark@austintexas.gov