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ORDINANCE NO.
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343536373839

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AN ORDINANCE REZONING AND CHANGING THE ZONING MAP FOR THE PROPERTY LOCATED AT 1108 AND 1110 SOUTH 1ST STREET, IN THE BOULDIN CREEK NEIGHBORHOOD PLAN AREA FROM COMMUNITY **COMMERCIAL-MIXED USE-VERTICAL MIXED** USE **BUILDING-**CONDITIONAL **OVERLAY-NEIGHBORHOOD PLAN** (GR-MU-V-CO-NP) COMBINING DISTRICT TO GENERAL COMMERCIAL SERVICES-MIXED **USE USE-VERTICAL** MIXED **BUILDING-CONDITIONAL OVERLAY-**NEIGHBORHOOD PLAN (CS-MU-V-CO-NP) 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 community commercial-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district to general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district on the property described in Zoning Case No. C14-2022-0081, on file at the Housing and Planning Department, as follows:

Being 1.76 acres of land out of the I. DECKER SURVEY, Abstract No. 8, Travis County, Texas, and being all of Tract 1, Tract 2, Tract 3, Tract 5, Tract 6, and Tract 7, recorded in Document No. 2021053479, Deed Records of Travis County, Texas, said 1.76 acres of land being more particularly described by metes and bounds in **Exhibit "A"** incorporated into this ordinance (the "Property"),

locally known as 1108 and 1110 South 1st Street in the City of Austin, Travis County, Texas, 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 uses are conditional uses on the Property:

A general retail sales (general) use that exceeds 20,000 square feet of gross floor area.

(B) The following uses are prohibited uses on the Property:

Alternative financial services Automotive rentals

Auto	motive repair services	Automotive sales
Auto	motive washing (of any	Commercial off-street parking
type)		
	munications services	Convenience storage
	e-In services as an	Drop-off recycling collection facility
uses	ssory use to commercial	
	rminating services	Funeral services
	ted warehousing and	Pawn shop services
	bution	Tawn shop services
	ce station	Vehicle storage
(C) Parkin	ng is prohibited in a required f	Front yard setback.
developed and us commercial servi	ed in accordance with the reg	er this ordinance, the Property may be ulations established for the general use (MU) combining district, and other
-		his ordinance, the Property is subject to ing for the Bouldin Creek Neighborhood
PART 5. This or	rdinance takes effect on	. 2022.
PASSED AND A	APPROVED	
	§	
	30228	
	, 2022§	Steve Adler
		Mayor
		way or
APPROVED: _	AT	TEST:
	Anne L. Morgan	Myrna Rios
	City Attorney	City Clerk

METES AND BOUNDS DESCRIPTION **BOUNDARY SURVEY** OF A 1.76 ACRE TRACT A 1.76ACRE TRACT OF LAND LYING WITHIN THE I. DECKER SURVEY, ABSTRACT NO. 8, AND BEING ALL OF TRACT 1, TRACT 2, TRACT 3, TRACT 5, TRACT 5 AND TRACT 7, TRACTS 1 though 7 conveyed to SB-George, LLC, recorded, on March 12, 2021, in/under Document No RECORDED IN DOCUMENT NUMBER 2021053479, OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED BY METES AND **EXHIBIT A** 2021053479, of the Official Public Records of Travis County, Texas; BEGINNING AT A FOUND ⅓ INCH IRON ROD (N: 10,065,446.39', E: 3,110,884.64') ON THE SOUHTWEST RIGHT-OF-WAY LINE OF COPELAND STREET, SAME BEING THE TRACTS I through VIII conveyed to SB-George, LLC, recorded, on March 12, 2021, in/under Document No. SOUTHEAST RIGHT-OF-WAY LINE OF SECOND STREET, FOR THE NORTH CORNER OF SAID TRACT 1 AND THE NORTH CORNER OF THIS HEREIN DESCRIBED TRACT; 2021053478, of the Official Public Records of Travis County, Texas; THENCE WITH THE SOUTHWEST RIGHT-OF-WAY LINE OF COPELAND STREET, S 60°40′52″ E, 61.41 FEET (RECORD=S 59°16′ E, 61.50 FEET) TO A FOUND IRON ROD AT THE 1) Surveyor makes no expressed or implied The west 81' of Lots 8 and 9, Block 1 of Oak Cliff Addition, recorded in Volume 3, Page 81 of the Plat Records of warranties as to the fee ownership of the THENCE CONTINUING WITH THE SOUTHWEST RIGHT-OF-WAY LINE OF COPELAND STREET S 61\*46'40" E, 61.60 FEET (RECORD=S 59\*16' E, 61.50 FEET) TO A FOUND 1/2 INCH Travis County, Texas, conveyed to Thomas Esparza, Jr. and Janice Marie Gammill, recorded in/under Volume IRON PIPE FOR AN ANGLE POINT OF THIS HEREIN DESCRIBED TRACT; 9483. Page 63. of the Real Property Records of Travis County. Texas: property shown. 2) No subsurface utility investigation was performed THENCE CONTINUING WITH THE SOUHTHWEST RIGHT-OF-WAY LINE OF COPELAND STREET S 61°24'40" E, AT 6.00 FEET, PASS A CALCULATED CORNER BEING THE EAST CORENR OF SAID TRACT 2, SAME BEING THE NORTH CORNER OF SAID TRACT 3, AND CONTINUING IN ALL A DISTANCE OF 11.99 FEET, TO A FOUND ½ INCH IRON PIPE FOR by ATS for the benefit of this survey. Lot 6, Block 1 of Oak Cliff Addition, recorded in Volume 3, Page 81 of the Plat Records of Travis County, Texas, 3) Directional control is based on the Texas State AN ANGLE POINT OF THIS HEREIN DESCRIBED TRACT: conveyed to Darrell J. Stamp, recorded in/under Volume 7531, Page 495, of the Real Property Records of Travis Plane Coordinate System, Central Zone (4203). County, Texas; and, THENCE CONTINUING WITH THE SOUHTHWEST RIGHT-OF-WAY LINE OF COPELAND STREET S 61\*29'56" E, A DISTANCE OF 122.73 FEET (RECORD = 123.00 FEET) TO A SET ½ 4) Coordinate shown hereon are grid coordinates. INCH IRON ROD WITH CAP STAMPED "ATS ENGINEERS" ON THE NORTHWEST RIGHT-OF-WAY LINE OF FIRST STREET, BEING THE EAST CORNER OF SAID TRACT 3, FOR THE The entirety of a 12 foot Alley, traversing Block I of the Plat of Record, Oak Cliff Addition, recorded in Volume 3, EAST CORNER OF THIS HEREIN DESCRIBED TRACT: Page 81 of the Plat Records of Travis County, Texas. THENCE WITH THE NORTHWEST RIGHT-OF-WAY LINE OF FIRST STREET, S 28°50'00" W, A DISTANCE OF 52.37 FEET (RECORD = 52.7 FEET) TO A FOUND ¾ INCH IRON PIPE Ownership Note: FOR AN ANGLE POINT OF THIS HEREIN DESCRIBED TRACT The entity SB-George, LLC has changed THENCE CONTINUING WITH THE NORTHWEST RIGHT-OF-WAY LINE OF FIRST STREET, S 27\*38′59" W, A DISTANCE OF 52.74 FEET (RECORD = 52.7 FEET) TO A FOUND ¾ INCH its name to SB-Frank South, LLC., according to a CERTIFICATE OF THENCE CONTINUING WITH THE NORTHWEST RIGHT-OF-WAY LINE OF FIRST STREET, S 28°24′53" W, A DISTANCE OF 53.41 FEET (RECORD = 52.7 FEET) TO A FOUND ¾ INCH AMENDMENT TO THE CERTIFICATE OF IRON PIPE AT THE SOUTH CORNER OF SAID TRACT 3, SAME BEING THE EAST CORNER OF SAID TRACT 5, FOR AN ANGLE POINT OF THIS HEREIN DESCRIBED TRACT; FORMATION OF SB-GEORGE, LLC THENCE CONTINUING WITH THE NORTHWEST RIGHT-OF-WAY LINE OF FIRST STREET, S 28°18'42" W, A DISTANCE OF 48.89 FEET (RECORD = S 30°56'07" W, 49.88 FEET) TO A SET ½ INCH IRON ROD WITH CAP STAMPED "ATS ENGINEERS" AT THE SOUTH CORNER OF SAID TRACT S, SAME BEING THE EAST CORNER OF TRACT 6, FOR AN ANGLE POINT Secretary of State File No. 803854590 OF THIS HEREIN DESCRIBED TRACT: THENCE CONTINUING WITH THE NORTHWEST RIGHT-OF-WAY LINE OF FIRST STREET, S 28°18'42" W, A DISTANCE OF 50.00 FEET (RECORD = S 30°47'17" W, 50.00 FEET) TO A FOUND 1/2 INCH IRON ROD AT EAST MOST SOUTH CORNER OF SAID TRACT 6, SAME BEING THE EAST CORNER OF TRACT 7, FOR AN ANGLE POINT OF THIS HEREIN DESCRIBED THENCE CONTINUING WITH THE NORTHWEST RIGHT-OF-WAY LINE OF FIRST STREET, S 28°28′22″ W, A DISTANCE OF 49.81 FEET (RECORD = S 30°00′00″ W, 49.93 FEET) TO A FOUND ½ INCH IRON ROD AT THE SOUTH CORNER OF SAID TRACT 7, FOR THE SOUTH CORNER OF THIS HEREIN DESCRIBED TRACT; THENCE N 62°32′10" W, A DISTANCE OF 100.94 FEET (RECORD = N 60°34′20" W, 100.04 FEET) TO A FOUND ⅓ INCH IRON ROD AT THE WEST CORNER OF SAID TRACT 7, SAME BEING THE WESTERLY SOUTH CORNER OF SAID TRACT 6. FOR AN ANGLE POINT OF THIS HEREIN DESCRIBED TRACT: THENCE N 61°26′22" W, A DISTANCE OF 45.23 FEET (RECORD = N 59°41′24" W, 45.23 FEET), TO A SET ½ INCH IRON ROD WITH CAP STAMPED "ATS ENGINEERS" AT A POINT THENCE N 06°55'30" E, A DISTANCE OF 7.54 FEET (RECORD = N 08°42'00" E, 7.54 FEET), TO A FOUND NAIL FOR AN INTERIOR CORNER OF SAID TRACT 6, BEING AN INTERIOR THENCE N 37°54′51" W, A DISTANCE OF 127.07 FEET (RECORD = N 36°08′21" W, 127.07 FEET), TO A SET ½ INCH IRON ROD WITH CAP STAMPED "ATS ENGINEERS" AT THE WEST CORNER OF SAID TRACT 6, BEING THE SOUTH CORNER OF TRACT 4, A 2.118 ACRE TRACT OF LAND, DESCRIBED BY DEED IN DOCUMENT NUMBER 2021053479, OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS, BEING THE WEST CORNER OF THIS HEREIN DESCRIBED TRACT; THENCE N 24°15′41″ E, AT 36.65 FEET (RECORD = N 26°43′28″ E, 38.11 FEET) PASS A FOUND ½ INCH IRON ROD AND CONTINUING IN ALL A DISTANCE OF 38.11 FEET TO A LOT 3 AND SOUTH 15' OF CALCULATED CORNER AT THE NORTH CORNER OF TRACT 6, SAME BEING THE WEST CORNER OF TRACT 5, FOR AN ANGLE POINT OF THIS HEREIN DESCRIBED TRACT: LOT 2, BLOCK 4 THENCE N 28°20'09" E, A DISTANCE OF 47.68 FEET (RECORD = N 32°51'48" E, 49.99 FEET) TO A FOUND NAIL AT THE NORTH CORNER OF SAID TRACT 5, BEING THE EAST AND HALF 12' ALLEYWAY OAK CLIFF ADDITION THENCE S 62°54'56" E. A DISTANCE OF 9.85 FEET (RECORD = \$ 60°17'38" E. 130.96 FEET), TO A FOUND % INCH IRON ROD ON THE SOUTHEAST RIGHTOF-WAY LINE OF VOLUME 3, PAGE 81 SECOND STREET, BEING THE WEST CORNER OF SAID TRACT 1, AND A POINT FOR CORNER OF THIS HEREIN DESCRIBED TRACT; P.R.T.C.T. THENCE WITH THE SOUTHEAST RIGHT-OF-WAY LINE OF SECOND STREET, THE NORTHWEST BOUNDARY LINE OF SAID TRACT 1, N 28°27'08" E, A DISTANCE OF 165.80 FEET, TO THE POINT OF BEGINNING AND CONTAINING WITHIN THESE METES AND BOUNDS 1.76 ACRES OF LAND, MORE OR LESS. AMY RIGHTER AND MARTINE 0.118 ACRES LEE TORRES APONTE VOLUME 10553, PAGE 129 (0.122 ACRES) O.P.R.T.C.T. SB-GEORGE, LLC DOCUMENT NO. 2021053479 TRACT III, 0.081 ACRES SB-FRANK SOUTH, LLC DOCUMENT NO. 2021053478 JUDY FRANKLIN SUBDIMSION NORTH 3.4' VOLUME 55, PAGE 79, OF LOT 11 AND SOUTH 25.2' OF LOT 12, BLOCK 1 P.R.T.C.T. OAK CLIFF ADDITION VOLUME 3, PAGE 81, P.R.T.C.T. (N 32°51'48" E 49.99 **SECOND STREET** SECOND STREET N 28°20'09" POINT OF BEGINNII

N 28°27'08" E 165.80'

N 28°25'03" E 163.09'

(N 30:51' E 163.2**0**')

N 28°26'59" E 161.71'

S 27'38'59"

52.74

(52.7')

RAGLAND SUBDIVISION

VOLUME 9, PAGE 15

P.R.T.C.T.

AND HALF OF ADJACENT

12' ALLEYWAY RAGLAND SUBDIVISION VOLUME 9, PAGE 15 P.R.T.C.T.

LOTS 1 THROUGH 3,

BLOCK 5

AND HALF 12'

OAK CLIFF ADDITION

VOLUME 3, PAGE 81

P.R.T.C.T.

S 28'50'00" W

52.37'

(527)

ALLEYWAY

0.232 ACRES

SB-GEORGE, LLC DOCUMENT NO.

2021053479

O.P.R.T.C.T.

0.252 ACRES SB-GEORGE, LLC DOCUMENT NO.

2021053479 O.P.R.T.C.T.

0.4734 ACRES

SB-GEORGE, LLC DOCUMENT NO. 2021053479

O.P.R.T.C.T.

S 28'24'53" W

53.41'

(52.7')

FIRST STREET

N 28°24'37" E 100.32'

0.187 ACRES

SB-FRANK SOUTH, LLC | THE WEST 81 FEET OF |

N 28°27'31" E 100.80'

100.42

N 28°24'14" E 100.65'

LOTS 8 AND 9, BLOCK 1,

OAK CLIFF ADDITION

VOLUME 3, PG.

LOT 9, BLOCK 1
OAK CLIFF ADDITION

VOLUME 3, PAGE 81, P.R.T.C.T.

(50.40')

LOT 6, BLOCK 1

OAK CLIFF ADDITION

YOL. 3, PAGE 81)

P.R.T.C.T.

SB—FRANK SOUTH, LLC
DOC. NO. 2022028711

0.P.R.T.C.T.

50.46

5 28°15'25" W 151.82°

81-P.R.T.C.T.

r50.40°)

DOCUMENT NO.

2022029289 O.P.R.T.C.T.

TRACT VI, 0.097 ACRES

SB-FRANK SOUTH, LLC

DOCUMENT NO.

O.P.R.T.C.T.

LOT 8, BLOCK 1
OAK CLIFF ADDITION
VOLUME 3, PAGE 81,

P.R.T.C.T.

(50.4¢')

(50.40')

TRACT VII, 0.143 ACRES

DOCUMENT NO.

2021053478

O.P.R.T.C.T.

LOT 7, BLOCK 1

OAK CLIFF ADDITION VOLUME 3, PAGE 81,

P.R.T.C.T.

(50, 40') 50.98

SB-FRANK SOUTH, LLC

ш

N 29°23'20" E 50.00'

0.142 ACRES

DOCUMENT NO.

2021053478 O.P.R.T.C.T.

LOT 10, BLOCK 1

OAK CLIFF ADDITION

LOT 5, BLOCK 1

\* OAK CLIFF ADDITION

✓ VOLUME 3, PAGE 81,

P.R.T.C.T.

50.39

**≤** (50.40)

VOLUME 3, PAGE 81,

SB-FRANK SOUTH.

N 28°00'26" E | 201.91'

28.80

N 28°24'14" E 252.73'

SB-FRANK SOUTH, LLC

DOCUMENT NO.

2021053478

O.P.R.T.C.T.

LOT 3, BLOCK 1

OAK CLIFF ADDITION

VOLUME 3, PAGE 81, P.R.T.C.T.

S 28'28'02" W 202.12'

TRACT II, 0.213 ACRES

SB-FRANK SOUTH, LLC

DOCUMENT NO. 2021053478

O.P.R.T.C.T.

LOT 13 & NORTH 25'

OF LOT 12 BLOCK 1

OAK CLIFF ADDITION

VOLUME 3, PAGE 81,

P.R.T.C.T.

75.36'

12' ALLEY (PER PLAT)

LOT 2, BLOCK 1

OAK CLIFF ADDITION VOLUME 3, PAGE 81,

P.R.T.C.T.

126.85

(50.40')

TRACT I

0.144 ACRES

DOCUMENT NO.

O.P.R.T.C.T.

LOT 14. BLOCK 1

OAK CLIFF ADDITION

VOLUME 3, PAGE 81 P.R.T.C.T.

50.44

LOT 1, BLOCK 1

VOLUME 3, PAGE 81,

P.R.T.C.T.

OAK CLIFF ADDITION

LOT 1B 900 SOUTH 1ST PLAT

DOCUMENT No. 201500266

0.P.R.T.C.T.

2021053478

SB-FRANK SOUTH,

47.00'

TRACT IV, 0.132 ACRES

SB-FRANK SOUTH, LLC

DOCUMENT NO.

2021053478

O.P.R.T.C.T.

SOUTH 47'

SOURCE SOURCE STATE OF STATE

P.R. T.C.T.

OAK CLIFF ADDITION

VOLUME 3, PAGE 81, P.R.T.C.T.

75.27

FIRST STREET

G OF LOT 11, BLOCK 1

47.68

0.298 ACRES

(0.304 ACRES)

SB-GEORGE, LLC

DOCUMENT NO.

2021053479 O.P.R.T.C.T.

S 2848'42" W

48.89'

(5305607 W

24°15'41"

N 24°15'41"

0.399 ACRES

(0.395 ACRES)

SB-GEORGE, LLC

DOCUMENT NO.

2021053479

O.P.R.T.C.T.

50.00'

(S 3047'17" W

"უეიი")"

€ (5 3 °18'33" W

N 29"53'~27" E

49.98'

0.115 ACRES

(0.11 ACRES)

2021053479 O.P.R.T.C.T.

S 28'28'22" W

49.81

(S 30°00'00" W

49.93',)'

(N 30°27'29" [

SB-GEORGE, LLC

€ DOCUMENT NO.

38.11

MONUMENTS ½" IRON ROD FOUND (OR AS NOTED) 光" (ID) IRON PIPE FOUND OR AS NOTE) (IRON ROD FOUND W/CAP (AS NOTED) 1/2" IRON ROD SET "ATS ENGINEERS" NAI FOUND (TYPE NOTED) NAIL SET "ATS ENGINEERS" COTTON SPINDLE FOUND CALCULATED POINT BENCHMARK "X" CH SELED IN CONCRETE LAND HOOK - BETWEEN PARCELS WITH THE SAME OWNER P.O.B. POINT OF BEGINNING P.O., W. RECORD INFORMATION D.R.T.C.T. DEED RECORDS TRAVIS COUNTY, TEXAS PLAT PLAT PLAT PLOPPS TRAVIS COUNTY TEXAS O.P.R.T.C.T. OFFICIAL PUBLIC RECORDS TRAVIS-R.P.R.T.C.T. REAL PROPERTY RECORDS TRAVIS— TO.P.R.T.C.T. OFFICIAL PUBLIC RECORDS TRAVIS— AIR COND, TIO, JER GAS METER ELECTRIC METER CABLE RISER TFL FPHONE P SFR -ELEPHONE CABINET ELECTRIC RISER ELECTRIC TRANSFORMER EVLT UNDERGROUND ELECTRIC VAULT FRE HYDRALLT CVLT UND+ CROUND CABLE TV VAU GAS STUBOUT / MARKER UNDERGROUND TELEPHOLE VAJLT LIGHT STANDARD MANHOLE (TYPE & SIZE ON DRAWING) SEWER VALVE WASTE WATEP MA FOLE WATER MANHOLE SD STORM DRAIN MANHOLE SIGN UVLT UNK WNDERGROUND UT TY VAN T (UP) UNDERGROUND FROMANE TANK UNKNOWN UTILITY STYBOUT IRRIGATION CONTROL VALVE WASTEWATER CLEANOUT WM WATER METER WATER VALVE BB BREAKER BOX t ⊕ Tower b hor IB ELECTRIC JUNCTION BOX DRAIN GRATE/AREA INLE MB MALBOX PROPANE TAN GUY WIRE X ARD LIGHT GAS LINE MARKER O BO LARD FOS STOP SIGN

ATS Job # 21121001s

	LINE TYPES
	BUILDING SETBACK
4-24-11-12	EASTMENT
	POLNER INE
	LAND GRANT ABSTRACT
	WOOD FENJE
X	WRE ENCE
	YETAL FENCE
	CHAIN LINE FENCE
	CENTER LINE
	GUARD RAIL
E	OVERHEAD ELECTRIC LINE

SURVEYOR'S CERTIFICATION: I, Andrew Jimenez a Registered Professional Land Surveyor in the State of Texas, R.P.L.S. No. 6270, hereby certifies that this survey plat is true and correct to the best of my knowledge and is based on an on the ground survey performed under my direct supervision during the months of December and January, 2022.

ANDREW JIMENEZ Registered Professional Land Surveyor No. 6270 - State of Texas Client: Storybuli t

Date of Field Work: 10/21/2021

Field: RBonds/GF atton



**Tech:** № Leonardo Date Drawn: 02/14/2022 Revised 03/17/2022 Revised 1/1702/2022

Path: \ \ Projects\\_D e\elopment\Rrajects\Copelard&STSt- 2 121001s\ Product and Dwgs\Copel and S1stStreet - fullbndry.dwg

6270

1.1306 ACRES

CITY OF AUSTIN

LOT 1 AND 2, BLOCK 1

SOUTH HEIGHTS

AND 0.967 ACRES OF BOULDIN

J.E. ESTATE (TCAD PARCEL 101013)

49.90'

S 28°29'40" W

= 50x100 FEET OUT O

THE SULLIVAN TRACT

J.C. BOULDIN ESTATE DOCUMENT No. OUT OF LOT 1C

S 28'30'43"

50.17

2008039450 O.P.R.T.C.T.

0.160 ACRES

BOULDIN WATER

OAKS, LLC

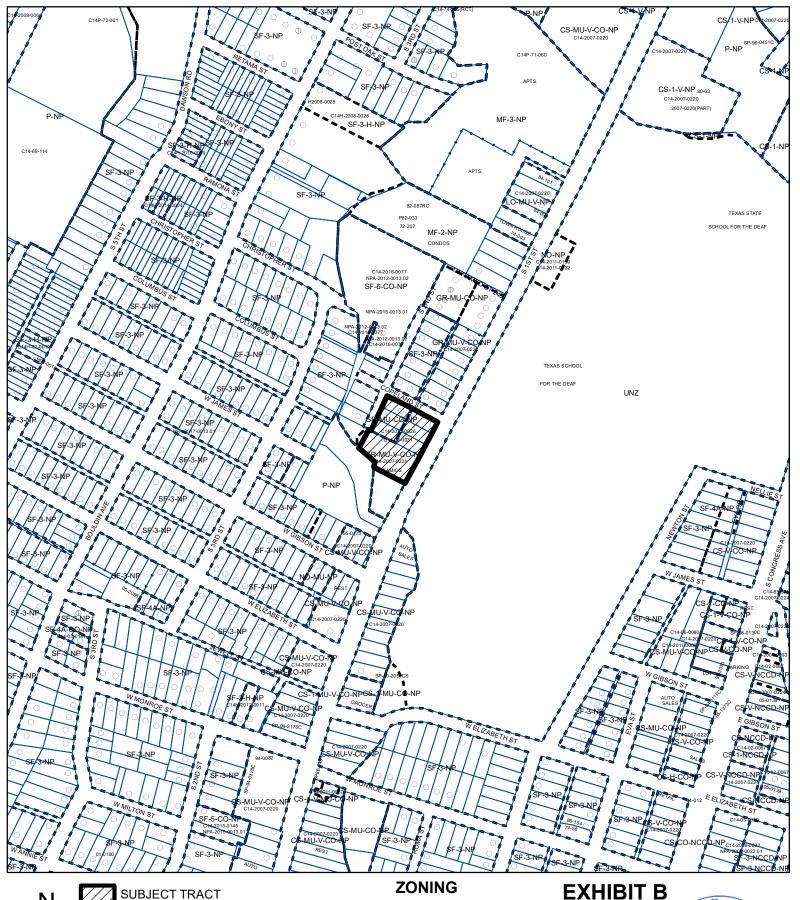
DOCUMENT No.

2019068940

O.P.R.T.C.T.

45.90'

VOLUME \_, PAGE \_



SUBJECT TRACT

PENDING CASE

ZONING BOUNDARY

ZONING CASE#: C14-2022-0081

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 the Housing and Planning Department for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or



Created: 11/8/2022