NEIGHBORHOOD PLAN AMENDMENT REVIEW SHEET

NEIGHORHOOD PLAN: East Riverside/Oltorf Combined (Parker Lane)

CASE#: NPA-2022-0021.02 **DATE FILED**: July 28, 2022

PROJECT NAME: Burleson & Ben White

CITY COUNCIL DATE: July 20, 2023

ADDRESS: 3507 Burleson Rd.

DISTRICT AREA: 3

SITE AREA: 10.87 acres

OWNER/APPLICANT: Stoneridge Capital Partners LTD

AGENTS: Michael J. Whellan, April Brown, and Michael Gaudini, Armbrust & Brown PLLC

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CASE MANAGER: Kathleen Fox PHONE: (512) 974-7877

STAFF EMAIL: Kathleen.Fox@austintexas.gov

TYPE OF AMENDMENT:

Change in Future Land Use Designation

From: Office, Commercial and Single Family To: Mixed Use

Base District Zoning Change

Related Zoning Case: C14-2024-0052

From: LO-CO-NP, SF-3-NP and SF-2-NP To: CS-MU-V-CO-NP

NEIGHBORHOOD PLAN ADOPTION DATE: November 16, 2006

PLANNING COMMISSION RECOMMENDATIONS:

November 15, 2022 Motion to grant Staff's request for postponement of this item to December

20, 2022 was approved on the consent agenda. [A. Azhar -1^{st} ; P. Thompson -2^{nd}]. Vote: 9-0-3 [Commissioners Cox, Shieh and Schneider absent.] One

vacancy on the dais.

December 20, 2022 Motion to grant Staff's request for postponement of this item to January 10,

2023 was approved on the consent agenda. [A. Azhar -1^{st} ; P. Howard -2^{nd}]. Vote: 9-0-3. [Commissioners Cox, Mushtaler and Schneider absent.] One

vacancy on the dais.

| January 10, 2023 | Motion to grant Staff's request for postponement of this item to February 28, 2023 was approved on the consent agenda. [A. Azhar – 1 st ; P. Howard – 2 nd]. Vote 11-0-1. [Commissioner Howard absent.] One vacancy on the dais. |
|------------------|---|
| Feb 28, 2023 | Motion to grant Staff's request for postponement of this item to April 25, 2023 was approved on the consent agenda. [R. Schneider – 1 st ; P. Howard – 2 nd]. Vote: 11-0-1 [Commissioner Flores absent]. One vacancy on the dais. |
| April 25, 2023 | Motion to grant Staff's request for postponement of this item to June 13, 2023 was approved on the consent agenda. [N. Barrera-Ramirez–1st; F. Maxwell – 2nd]. Vote: 8-0-4 [Commissioners Connolly, Azhar, Woods, Haynes were absent]. One vacancy on the dais. |
| June 13, 2023 | Motion to grant Agent's request for postponement of this item to June 27, 2023 was approved on the consent agenda. [A. Wood 1 st ; A. Azhar – 2 nd]. Vote: 11-0-1 [Commissioner Hempel absent]. One vacancy on the dais. |
| June 27, 2023 | Motion to grant Staff's request to Mixed Use was approved on the approved on the consent agenda. [A. Azhar -1^{st} ; F. Maxwell -2^{nd}]. Vote 9-0-3. [Commissioners Anderson, Barrera-Ramirez, Howard were absent.] One vacancy on the dais. |

<u>CITY COUNCIL DATES:</u> Postponements: December 8, 2022, January 26, 2023, March 9, 2023, May 4, 2023, June 8, 2023, July 20, 2023

STAFF RECOMMENDATION: To grant the applicant's request for Mixed Use land use.

BASIS FOR STAFF'S RECOMMENDATION: The applicant is proposing a 350-unit multifamily apartment complex, which under the City of Austin's Vertical Mixed Use Ordinance requires that 10 percent of units be made affordable to households making no more than 60 percent of the Median Family Income. The applicant is requesting a change in the future land use map from Office, Commercial and Single Family to Mixed-Use. Approximately 4 acres of the 10.8-acre site will be used for the mixed-use development, while the remainder of the property will remain wooded and used as dedicated parkland.

The long-range planning staff recommends the applicant's request to the Mixed Use land use district because the property/project:

- it is located along the Burleson Road Activity Corridor, which supports dense mixed use and multifamily projects; and
- it is located in an area with multifamily uses to the west, and single-family housing to the north:
- it would add additional multifamily units, including 35 units classified as affordable, in support of the Strategic Housing Blueprint, and supply much needed workforce housing to the adjacent McKinney Job Center, which is located to the south of the property; and
- it is located along a Austin Strategic Mobility Plan Transit Priority Network Roadway.

Staff noted that air pollution from SH71 located next to the subject property could possibly negatively impact residents living in the project area.

East Riverside/Oltorf Combined Neighborhood Plan Policies Related to this case.

Land Use

Goal 1

Preserve and enhance the character of existing residential neighborhoods.

- R2 Consider existing residential densities and current housing stock in future land use and zoning decisions to promote compatibility (NPZD; Neighborhood).
- R3 Promote and support compatibility between single family residences by (NPZD; Neighborhood):
 - retention of scale between structures regarding height, mass and impervious cover in both remodeling and new home construction.
 - encouraging City Council to incorporate the following recommendation developed by neighborhood stakeholders into their proposed Single Family Development Regulations:
 - Retain the existing scale and massing in new single family structures and remodels adjacent to residences and limit height to 35 feet, measured from existing grade of the adjacent residences.
- Obj 1.1 Minimize the negative effects between differing intensities of uses by:
 - R5 Requiring strict adherence to Compatibility Standards (NPZD).
 - R6 Encouraging City Council to modify the Land Development Code to require compatibility standards between residential uses (including multifamily) and all office and commercial uses,

and require vegetative buffers of 25 feet within the setback (Neighborhood).

Goal 2

Increase home ownership opportunities that are compatible with surrounding properties.

- Obj 2.1 Apply zoning tools or options in specified areas that promote housing types which are traditionally owner-occupied.
 - R24 Allow condominium, townhouse, and single-family residential uses and prohibit multifamily residential uses on properties designated as mixed use along Riverside Drive, Pleasant Valley Road north of Riverside Drive and on the west side of Grove Blvd. north of Riverside Dr. (NPZD).

Goal 4

Encourage a balanced mix of residential, civic, commercial, office and other land uses without adversely affecting adjacent residential neighborhoods.

Obj. 4.1 Apply land use and zoning tools or options in specified areas to promote a mixture of uses.

Affordable Housing:

<u>Goal 8 - Provide affordable rental housing opportunities through the redevelopment of existing multifamily developments.</u>

Obj. 8.1 Apply redevelopment tools that encourage provisions for affordable home rental. These redevelopment recommendations apply only to the following specific existing developments:

The Arbor–1500 Royal Crest; Barcelona I & II—2101 Elmont*; Brookstone Apartments—2315 Town Lake Circle*; Garden Oaks—2425 Elmont*; Las Palmas—2409 Town Lake Circle*; London Square—2400 Town Lake Circle*; and Vista Lago—2215 Town Lake Circle*

Note: *Indicates properties located within the Community Preservation & Revitalization Zone

Goal 12 - Promote multifamily structures that relate well to the surrounding environment, utilize a variety of building forms, have a thoughtful parking scheme, provide public open space and include a variety of appropriate landscape options

Burleson Road Recommendations:

R105 Provide a safe pedestrian crossing across Burleson Road near Country Club Creek (PW).

R106 Work with private property owners and the Parks and Recreation Department to acquire land or recreational use easements for trail access along the Country Club Creek

> corridor. Possible locations include the undeveloped land in the floodplain between Burleson Road and Pleasant Valley Road (Neighborhood).

Recommendation:

Investigate the feasibility of closing Burleson Road at Ben White Blvd. to increase safety and reduce disruptions to the single-family neighborhoods along Burleson Road (PW).

Departmental Comments (PW):

Burleson Road is classified as an arterial roadway contained in the AMATP Plan. We cannot terminate its connection to a freeway. If in future the roadway is removed from the AMATP, this issue can be reconsidered.

LAND USE DESCRIPTIONS

EXISTING LAND USES ON THE PROPERTY

Single family - Detached or two-family residential uses at typical urban and/or suburban densities.

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.

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.

PROPOSED LAND USE FOR THE PROPERTY

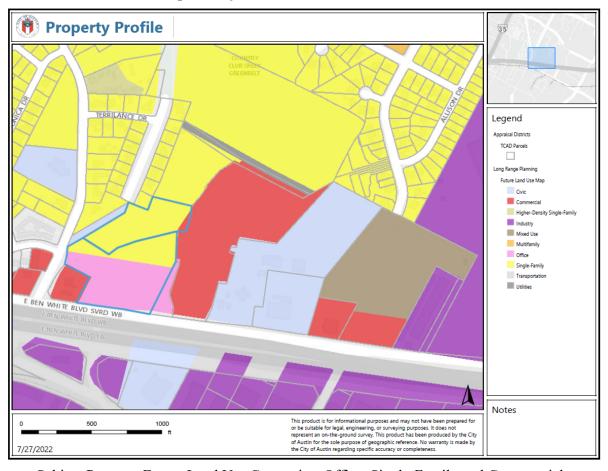
Mixed Use - An area that is appropriate for a mix of residential and non-residential uses.

Purpose

- 1. Encourage more retail and commercial services within walking distance of residents;
- 2. Allow live-work/flex space on existing commercially zoned land in the neighborhood;
- 3. Allow a mixture of complementary land use types, which may include housing, retail, offices, commercial services, and civic uses (with the exception of government offices) to encourage linking of trips;
- 4. Create viable development opportunities for underused center city sites;
- 5. Encourage the transition from non-residential to residential uses;
- 6. Provide flexibility in land use standards to anticipate changes in the marketplace;
- 7. Create additional opportunities for the development of residential uses and affordable housing; and
- 8. Provide on-street activity in commercial areas after 5 p.m. and built-in customers for local businesses.

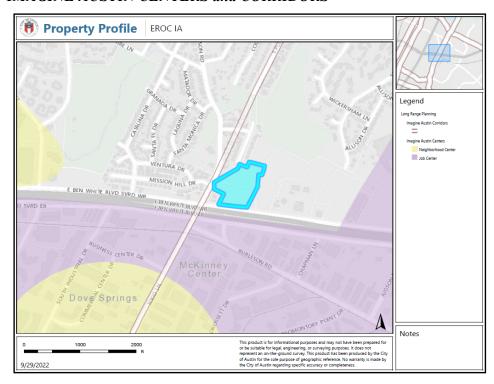
Application

- 1. Allow mixed use development along major corridors and intersections;
- 2. Establish compatible mixed-use corridors along the neighborhood's edge
- 3. The neighborhood plan may further specify either the desired intensity of commercial uses (i.e. LR, GR, CS) or specific types of mixed use (i.e. Neighborhood Mixed Use Building, Neighborhood Urban Center, Mixed Use Combining District);
- 4. Mixed Use is generally not compatible with industrial development; however, it may be combined with these uses to encourage an area to transition to a more complementary mix of development types;
- 5. The Mixed Use (MU) Combining District should be applied to existing residential uses to avoid creating or maintaining a non-conforming use; and
- 6. Apply to areas where vertical mixed-use development is encouraged such as Core
- 7. Transit Corridors (CTC) and Future Core Transit Corridors.



EROC Future Land Use Map in Subject Area

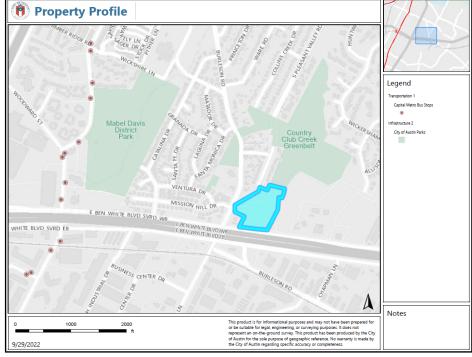
Subject Property Future Land Use Categories: Office, Single-Family and Commercial



IMAGINE AUSTIN CENTERS and CORRIDORS

Located along the Burleson Road Activity Corridor and adjacent to the McKinney Job Center

PUBLIC TRANSPORTATION and PARK MAP Property Profile



The nearest public bus stop is located 0.63 miles away. The property is located next to Country Club Creek Greenbelt and close to the Mabel Davis District Park





• Google Map of surrounding area



• Zoning on and around subject property

Imagine Austin Decision Guideline Checklist

Project Name: 3507 Burleson Road. 350 Unit VMU multifamily project

| Yes | Imagine Austin Decision Guidelines | | |
|-----|--|--|--|
| 165 | Complete Community Measures | | |
| Y | Imagine Austin Growth Concept Map: Located within or adjacent to an Imagine | | |
| 1 | Austin Activity Center, Imagine Austin Activity Corridor, or Imagine Austin Job | | |
| | Center as identified the Growth Concept Map. Name(s) of Activity Center/Activity | | |
| | Corridor/Job Center: Along the Burleson Road Activity Corridor and adjacent | | |
| | to the McKinney Job Center | | |
| | Mobility and Public Transit: Located within 0.25 miles of public transit stop and/or | | |
| | light rail station. | | |
| Y | Mobility and Bike/Ped Access: Adjoins a public sidewalk, shared path, and/or bike | | |
| | lane. | | |
| Y | Connectivity, Good and Services, Employment: Provides or is located within 0.50 | | |
| | miles to goods and services, and/or employment center. | | |
| | Connectivity and Food Access: Provides or is located within 0.50 miles of a grocery | | |
| | store/farmers market. | | |
| | Connectivity and Education: Located within 0.50 miles from a public school or | | |
| | university. | | |
| Y | Connectivity and Healthy Living: Provides or is located within 0.50 miles from a | | |
| | recreation area, park or walking trail. | | |
| | Connectivity and Health : Provides or is located within 0.50 miles of health facility | | |
| | (ex: hospital, urgent care, doctor's office, drugstore clinic, and/or specialized outpatient | | |
| | care.) | | |
| Y | Housing Affordability : Provides a minimum of 10% of units for workforce housing | | |
| | (80% MFI or less) and/or fee in lieu for affordable housing. | | |
| Y | Housing Choice: Expands the number of units and housing choice that suits a variety | | |
| | of household sizes, incomes, and lifestyle needs of a diverse population (ex: | | |
| | apartments, triplex, granny flat, live/work units, cottage homes, and townhomes) in | | |
| | support of Imagine Austin and the Strategic Housing Blueprint. | | |
| | Mixed use: Provides a mix of residential and non-industrial uses. | | |
| | Culture and Creative Economy: Provides or is located within 0.50 miles of a cultural | | |
| | resource (ex: library, theater, museum, cultural center). | | |
| | Culture and Historic Preservation: Preserves or enhances a historically and/or | | |
| | culturally significant site. | | |
| | Creative Economy: Expands Austin's creative economy (ex: live music venue, art | | |
| | studio, film, digital, theater.) | | |
| | Workforce Development, the Economy and Education: Expands the economic base | | |
| | by creating permanent jobs, especially in industries that are currently not represented in | | |
| | particular area or that promotes a new technology, and/or promotes educational | | |
| | opportunities and workforce development training. | | |
| | Industrial Land: Preserves or enhances industrial land. | | |
| 6 | Total Number of "Yes's" | | |
| | | | |

IMAGINE AUSTIN GROWTH CONCEPT MAP DEFINITIONS

Neighborhood Centers - The smallest and least intense of the three mixed-use centers are neighborhood centers. As with the regional and town centers, neighborhood centers are walkable, bikable, and supported by transit. The greatest density of people and activities in neighborhood centers will likely be concentrated on several blocks or around one or two intersections. However, depending on localized conditions, different neighborhood centers can be very different places. If a neighborhood center is designated on an existing commercial area, such as a shopping center or mall, it could represent redevelopment or the addition of housing. A new neighborhood center may be focused on a dense, mixed-use core surrounded by a mix of housing. In other instances, new or redevelopment may occur incrementally and concentrate people and activities along several blocks or around one or two intersections. Neighborhood centers will be more locally focused than either a regional or a town center. Businesses and services—grocery and department stores, doctors and dentists, shops, branch libraries, dry cleaners, hair salons, schools, restaurants, and other small and local businesses—will generally serve the center and surrounding neighborhoods.

Job Centers - Job centers accommodate those businesses not well-suited for residential or environmentally- sensitive areas. These centers take advantage of existing transportation infrastructure such as arterial roadways, freeways, or the Austin-Bergstrom International airport. Job centers will mostly contain office parks, manufacturing, warehouses, logistics, and other businesses with similar demands and operating characteristics. They should nevertheless become more pedestrian and bicycle friendly, in part by better accommodating services for the people who work in those centers. While many of these centers are currently best served by car, the growth Concept map offers transportation choices such as light rail and bus rapid transit to increase commuter options.

Corridors - Activity corridors have a dual nature. They are the connections that link activity centers and other key destinations to one another and allow people to travel throughout the city and region by bicycle, transit, or automobile. Corridors are also characterized by a variety of activities and types of buildings located along the roadway — shopping, restaurants and cafés, parks, schools, single-family houses, apartments, public buildings, houses of worship, mixed-use buildings, and offices. Along many corridors, there will be both large and small redevelopment sites. These redevelopment opportunities may be continuous along stretches of the corridor. There may also be a series of small neighborhood centers, connected by the roadway. Other corridors may have fewer redevelopment opportunities, but already have a mixture of uses, and could provide critical transportation connections. As a corridor evolves, sites that do not redevelop may transition from one use to another, such as a service station becoming a restaurant or a large retail space being divided into several storefronts. To improve mobility along an activity corridor, new and redevelopment should reduce per capita car use and increase walking, bicycling, and transit use. Intensity of land use should correspond to the availability of quality transit, public space, and walkable destinations. Site design should use building arrangement and open space to reduce walking distance to transit and destinations, achieve safety and comfort, and draw people outdoors.

BACKGROUND: The plan amendment application was filed on July 28, 2022, which is in cycle for neighborhood planning areas located on the east side of I.H.-35.

The applicant proposes to change the future land use map from Office, Commercial and Single Family to Mixed-Use. No zoning application was submitted concurrently with the NPA application. The Zoning Application will be submitted later.

<u>VIRTUAL COMMUNITY MEETING</u>: October 18, 2022, NPA Virtual Community Meeting, conducted from 6 PM to 6:34 PM. 207 community meeting notices were mailed out within 500 feet of the subject property. The EROC contact team received an email notice of this community meeting. Total attendees: 13.

City Staff: Kathleen Fox, and Mark Walters. Agent Representatives: Michael Whellan (MW) with Armbrust & Brown PLLC, Vanessa Mendez - Dunaway Associates, Isabelle Parcell - Dunaway Associates, April Brown – Dunaway Associates, and John Noell (JN) an engineer representing the applicant from Dunaway Associates,

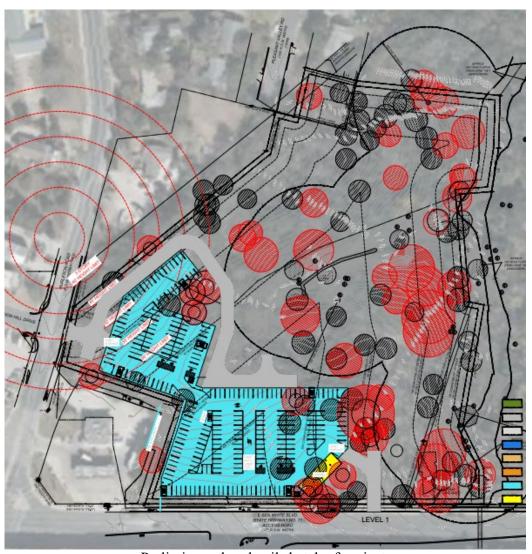
Staff gave a summary on the case, the NPA process, and explained this project did not have an associated zoning application with it. Michael Whellan, (MW) the agent gave a summary on his client's proposal. He stated that the request was to amend the Future Land Use Map from Office, Single Family and Commercial to Mixed Use. MW highlighted how the property was located along an Activity Corridor, and along a Austin Strategic Mobility Plan Transit Priority Network Roadway (Burleson). A Metro Rapid Route was planned near the site and how his client was working to have access to that station. MW highlighted that the ASMP's first land use policy is to "promote transit-supportive densities along the Transit Priority Network", which this project would accomplish.

MW discussed how the existing conditions of the site (large trees and adjoining single family development to the north) constrained the 10.8 acre lot to approximately just four developable acres. The majority of the parcel would remain heavily wooded and include a parkland dedication. MW showed a preliminary thumbnail sketch of the site (see below).

Q: Will the city require that South Pleasant Valley Road be extended through to Burleson? Ms. Fox explained that review of the unopened right-of-way would not be reviewed as part of the Neighborhood Plan Amendment process, and that a Traffic Impact Analysis would be required to be submitted when the zoning application filed, which the Austin Transportation Department (ATD) would review. When the site plan application was submitted for this property, ATD would further determine if any traffic and road improvements were needed in the area. JN, an engineer of the applicant, said there no plans to extend South Pleasant Valley Road through to Burleson Rd.

Q: The Applicant owns a vacant single-family lot at the south end of South Pleasant Valley Road. What is the plan for this property? JN: It will be part of the parkland dedication. He added that it would be hard to put a road through the property with all the trees, parkland dedication, and land constraints.

The meeting adjourned at 6:34 PM.



Preliminary thumbnail sketch of project, shown during the October 18, 2022 Virtual Community Meeting

Applicant Summary Letter from NPA Application



July 15, 2022

Jerry Rusthoven, Chief Zoning Officer City of Austin Housing and Planning Department 1000 E. 11th St. Austin, TX 78702

Re: Neighborhood Plan Amendment application for TCAD Parcel Nos. 0311040612 and 0311040611 (the "Property")

Dear Mr. Rusthoven:

I am submitting the enclosed Neighborhood Plan Amendment ("NPA") application to change the Future Land Use Map ("FLUM") designation for the Property from Office, Commercial, and Single-Family to Mixed Use.

The Property is located in the East Riverside/Oltorf Combined Neighborhood Planning Area (Parker Lane) along an Imagine Austin Corridor (Burleson/Pleasant Valley) and E. Ben White Boulevard. It is currently undeveloped and zoned LO-CO-NP, SF-3-NP, AND SF-2-NP.

Following the submission of this NPA application, we intend to submit a rezoning application seeking CS-V-MU-NP on the Property. Our request is consistent with policy direction to allow residential uses on commercially zoned property and to encourage growth along our corridors. The envisioned project would create needed residential units in the city, including a meaningful number of onsite affordable units as a condition of participation in the city's Vertical Mixed Use program.

Thank you your consideration. I am available to answer your questions and provide further details,

Sincerely,

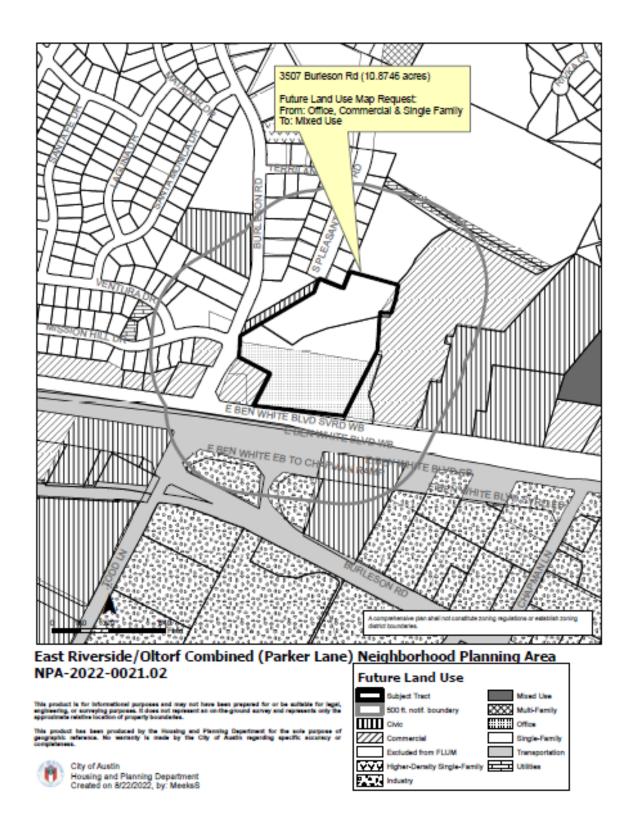
DUNAWAY ASSOCIATES, LLC a Texas limited liability company

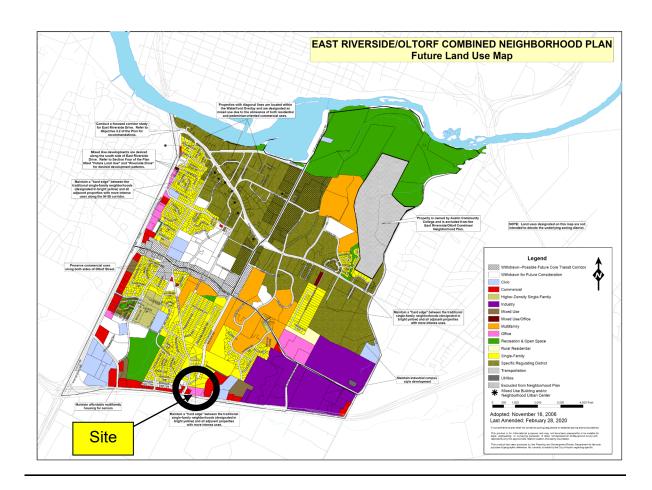
John Noell, PE, RPLS

Civil engineering Manager

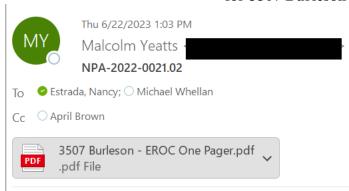
5707 Southwest Parkway. Building 2, Suite 250 ≥ Austin, Texas 78735 ≥ Tel: 512.306.8252 ≥ Fax: 512.306.7240 ≥ dunawayassociates.com

Texas Registered Engineering Firm No: F-1114





EROC Contact Team Recommendation for NPA and Zoning Request for 3507 Burleson Road



The EROC Contact Team has approved the Plan Amendment NPA-2022-0021.02 and the zoning case C14-2023-0052 with the understanding that a Conditional Overlay will be added to the zoning case that specifies a 150-foot buffer measured from the south boundary of the Country Club Creek Greenbelt as detailed in the attachment 3705 Burleson- EROC One Pager.pdf.

Malcolm Yeatts Chair, EROC Contact Team

(copy of EROC One Pager below)

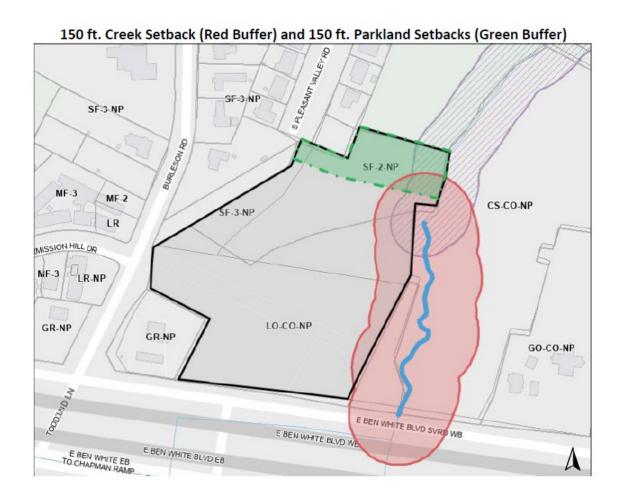
3507 Burleson Rezoning and FLUM Change C14-2023-0052 and NPA-2022-0021.02

Request

- <u>Future Land Use Map (FLUM)</u>: Amend the neighborhood plan to change the FLUM from Commercial, Office, and Single Family to <u>Mixed Use</u>.
- Zoning: Rezone from LO-CO-NP, SF-3-NP, and SF-2-NP to CS-MU-V-CO-NP.
- Codify and clarify the existing conditional overlay requiring a 150 ft. setback from the Country Club Creek centerline east of the property boundary (red buffer), as established in Part 5 of Ord. 20061116-056.
- Offer a conditional overlay establishing a 150 ft. setback from the parkland to the north
 of the property (green buffer) to expand the Country Club Greenbelt.

Proposal

- A mixed use residentially-focused project set back from the single family neighborhood to the north via the parkland buffer.
- Estimated 350 units with a possible eye clinic on the site.
- On site parkland dedication connecting to the existing parkland.
- Project would result in clean up and development of this land, which has struggled with health and safety concerns related to encampments on the site.



Communication Received on NPA Application

ATION

ed upon at two public d then before the City re expected to attend a er, if you do attend, you e proposed amendment. ironmental organization ication affecting your

postpone or continue an aluate the City staff's recommendation to the a specific date and time than 60 days from the

grant or deny a plan endment requested.

ase contact the City of aber shown on the first position to this request,

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or commission (or the public hearing. Your 's name, the scheduled and the contact person submitted to the City of Act (Chapter 552) and

misión (o a la persona udiencia pública. Sus la fecha de la audiencia la en la noticia oficial. Ciudad de Austin están Capítulo 552) y pueden

PUBLIC HEARING COMMENT FORM

If you use this form to comment, it may be submitted to:

City of Austin

Housing and Planning Department

Kathleen Fox

P. O. Box 1088

Austin, TX 78767-8810

If you do not use this form to submit your comments, you must include the name of the body conducting the public hearing, its scheduled date, the Case Number and the contact person listed on the notice in your submission.

Case Number: NPA-2022-0021.02

Contact: Kathleen Fox, 512-974-7877 or Kathleen.Fox@austintexas.gov

Public Hearings: November 15, 2022 - Planning Commission

December 8, 2022 - City Council

PELFER

Poper Name (please print)

24 14 VENTURA PRESENTAL AUSTIN, IX 7874/

Your address(es) affected by this application

Signature

Comments NE USED TO LIVE IN A PARE TEAM FOREST.

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IS DIRRESTRULAND ARCHAIC, WENTED NO MORE CONCRETE TEAT.

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STOP OVER DEVELOPMENT! ENOUGH CONCRETE HEAT!