

Julie Leonard, Place 1
Jacob Hammersmith, Place 2
Gil Burrell, Place 3
Mike Burke, Place 4
Lian Stutsman, Place 5
Keith Miller, Place 6
Bill Myers, Place 7

# PLANNING AND ZONING COMMISSION REGULAR MEETING AGENDA

Wednesday, June 12, 2019

6:30 p.m.

Manor City Hall – Council Chambers 105 E. Eggleston Street

### CALL TO ORDER AND ANNOUCE A QUORUM IS PRESENT

### REGULAR SESSION - 6:30 P.M.

### **PUBLIC COMMENTS**

Comments will be taken from the audience on non-agenda related topics for a length of time, not to exceed three (3) minutes per person. Comments on specific agenda items must be made when the item comes before the Commission. To address the Planning and Zoning Commission, please complete the white card and present it to the Planning Coordinator prior to the meeting. *No Action May be Taken by the Planning and Zoning Commission During Public Comments* 

### **CONSENT AGENDA**

All of the following items on the Consent Agenda are considered to be self-explanatory by the Commission and action will be taken in one motion. There will be no separate discussion of these items unless requested by a Commission Member; in which event, the item will be removed from the consent agenda and considered separately.

 Consideration, discussion, and possible action on denying a Concept Plan for Manor RV Addition, three (3) on 31 acres, more or less, located at 13119 US Hwy 290 East, Manor, TX. Applicant: Kimley-Horn & Assoc. Owner: Gordon Weir. Scott Dunlop, Assistant Development Director

### **PUBLIC HEARINGS**

2. <u>Public Hearing and First Reading:</u> Consideration, discussion and possible action on a rezoning request for 24.15 acres of land out of the James Manor Survey No. 40, Abstract 546, near Gregg Manor Road and Hill Lane and known as Las Entradas North, from Single Family (R-2) and Light Commercial (C-1) to Multi-Family (R-3) and Light Commercial (C-1). **Applicant:** Kimley-Horn & Assoc. **Owner:** Las Entradas Development Corporation

Scott Dunlop, Assistant Development Director

3. <u>Public Hearing and First Reading:</u> Consideration, discussion and possible action on a rezoning request for 0.93 acres of land, Lot 3, Block A, Las Entradas North Section 1, locally known as 12424 Gregg Manor Road, from Light Commercial (C-1) to Medium Commercial (C-2). **Applicant:** Pape Dawson **Owner:** Las Entradas Development Corporation

Scott Dunlop, Assistant Development Director

4. <u>Public Hearing and First Reading:</u> Consideration, discussion and possible action on a rezoning request for 5.091 acres of land out of the A C Caldwell Survey No. 52, Abstract 154, locally known as 15105 US Hwy 290 E, from Agricultural (A) to Medium Commercial (C-2). **Applicant:** AAA Storage LLC **Owner:** AAA Storage LLC

Scott Dunlop, Assistant Development Director

5. Public Hearing and First Reading: Consideration, discussion and possible action on a rezoning request for 18.67 acres of land out of the Gates G Survey No. 63, Abstract 315, locally known as 12511 and 12601 US Hwy 290 E, from Agricultural (A) to Multi-Family (R-3) and Medium Commercial (C-2). Applicant: Callaway Architecture Owner: Pilot and Legacy Opportunity Fund, LLC

Scott Dunlop, Assistant Development Director

### REGULAR AGENDA

6. Consideration, discussion, and possible action on the Planning and Zoning Commission Minutes of the May 8<sup>th</sup> 2019 Regular Meeting.

Scott Dunlop, Assistant Development Director

7. Consideration, discussion, and possible action on a Setback Waiver for Lot 10, Block 6, Town of Manor, locally known as 109 West Brenham to allow for a 10-foot rear setback. **Applicant:** Daniel Ramirez **Owner:** Daniel Ramirez

Scott Dunlop, Assistant Development Director

8. Consideration, discussion, and possible action on a Setback Waiver for Lot 5, Block 34, Town of Manor, locally known as 501 Jessie Road to allow for a 10-foot rear setback. **Applicant:** Adrian Barbosa **Owner:** Adrian Barbosa

Scott Dunlop, Assistant Development Director

### **ADJOURNMENT**

In addition to any executive session already listed above, the Planning and Zoning Commission reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by <u>Texas Government Code</u> Section §551.071 (Consultation with Attorney), §551.072 (Deliberations regarding Real Property), §551.073 (Deliberations regarding Gifts and Donations), §551.074 (Personnel Matters), §551.076 (Deliberations regarding Security Devices) and §551.087 (Deliberations regarding Economic Development Negotiations).

### POSTING CERTIFICATION

I, the undersigned authority do hereby certify that this Notice of Meeting was posted on the bulletin board, at the City Hall of the City of Manor, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time: Friday, June 7, 2019, by 5:00 p.m. and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Lluvia Tijerina City Secretary for the City of Manor, Texas

### **NOTICE OF ASSISTANCE AT PUBLIC MEETINGS:**

The City of Manor is committed to compliance with the Americans with Disabilities Act. Manor City Hall and the Council Chambers are wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary at 512.272.5555 or e-mail <a href="mailtijerina@cityofmanor.org">tijerina@cityofmanor.org</a>



	1
AGENDA ITEM NO	). <u> </u>

AGENDA ITEM SUMMARY FORM	
PROPOSED MEETING DATE: June 12, 2019	
PREPARED BY: Scott Dunlop, Assistant Development Director	
DEPARTMENT: Development Services	
AGENDA ITEM DESCRIPTION:	_
Consideration, discussion, and possible action on denying a Concept Plan for Manor RV Addition, three (3) on 31 acres, more or less, located at 13119 US Hwy 290 East, Manor, TX. Applicant: Kimley-Horn & Assoc. Owner: Gordon Weir.	
BACKGROUND/SUMMARY:	
PRESENTATION:   YES  NO	
ATTACHMENTS: □YES (IF YES, LIST IN ORDER TO BE PRESENTED) □NO  Plan Engineer Comment	
STAFF RECOMMENDATION:	_
It is City staff's recommendation that the Planning Commission deny as submitted a Concept Plan for Manor RV Addition, three (3) on 31 acres, more or less, located at 13119 US Hwy 290 East, Manor, TX.	
PLANNING & ZONING COMMISSION: $\square$ RECOMMENDED APPROVAL $\square$ DISAPPROVAL $\square$ NONE	

CITY OF MANOR EIT 525 523 524 525 ·52> 527-257 --529 LOT 2 PHASE 2 COMME **(530**) 530-\$2705 58 W LOT 1
PHASE
COMMI 53A 34,57 Sign 535 CITY OF MANOR 531 SGRW 53 2 EAST BOUND US HIGH LANES TO SERVE SUBJ

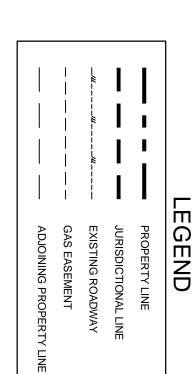
This document, together with the concepts and designs presented herein, as an instrument of service, is intended only for the specific purpose and client for which it was prepared. Reuse of and improper reliance on this document without written authorization and adaptation by Kimley—Horn and Associates, Inc.

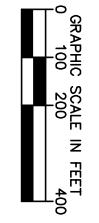
ENGINEER:
ANDREW EVANS, P.E.
KIMLEY-HORN
2600 VIA FORTUNA, TERRACE I, STE. 300
AUSTIN, TX 78746 RECORD OWNER: GORDON WIER 13119 US 290 E. MANOR, TX 78653 P: 512-646-2239

Plotted By:Barr, Bryce Date: April 30, 2019 05:18:43pm File Path: K:\SAU\_Civil\\_Marketing\Manor RV Park\CAD\Exhibits\Concept Plan.\Concept Pla

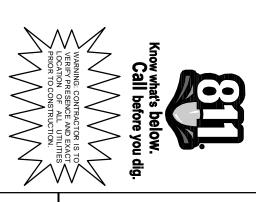
DEVELOPER:
JEREMY BOYNTON
LAUREATE WEALTH MANAGEMENT
460 N. MAIN ST, SUITE 304
GLEN ELLYN, IL 60137
P: 312-300-6765

CONTACT INFORMATION









MANOR RV ADDITION CITY OF MANOR

**CONCEPT PLAN** 

KHA PROJECT 069259016 DATE APRIL 2019 SCALE: AS SHOWN DESIGNED BY: BAB DRAWN BY: BAB CHECKED BY: ASE





No.	REVISIONS	DATE	BY
_			



Jay Engineering Company, Inc. P.0. Box 1220 Leander, Texas 78646-1220 Tel. (512) 259-3882 Fax. (512) 259-8016

TEXAS REGISTERED ENGINEERING FIRM F-4780

Date: Tuesday, June 4, 2019

Bryce Barr Kimley-Horn 2600 Via Fortuna Austin 78746 bryce.barr@kimley-horn.com

Permit Number 2019-P-1195-CP Job Address: 13119 US 290 E, Manor, TX. 78653

Dear Bryce Barr,

The first submittal of the 13119 US Hwy 290 E Concept Plan (*Concept Plan*) submitted by Kimley-Horn and received on May 10, 2019, have been reviewed for compliance with the City of Manor Subdivision Ordinance 263B.

6/4/2019 9:00:56 AM 13119 US Hwy 290 E Concept Plan 2019-P-1195-CP Page 2

### **Engineer Review**

The review of the submittal package has resulted in the following comments. Should you have any questions or require additional information regarding any of these comments, please contact Pauline Gray, P.E. by telephone at (512) 259-3882 or by email at pgray@jaeco.net.

- 1. There were exhibits submitted with the Concept Plan that were NOT and will NOT be reviewed as they are not required to be submitted with the Concept Plan. The exhibits that WILL NOT be reviewed as part of the Concept Plan are: plat drainage exhibit, plat driveway exhibit and plat utility exhibit.
- 2. Per City of Manor Code of Ordinances Chapter 10, Section 10.02 Exhibit A Subdivision Ordinance 263B Section 21(c)(3), a location map drawn at a scale of 2000 feet per inch showing the area within a one-mile radius of the proposed subdivision should be shown on the Concept Plan.
- 3. Per City of Manor Code of Ordinances Chapter 10, Section 10.02 Exhibit A Subdivision Ordinance 263B Section 21(c)(7), proposed major categories of land use by acreage should be shown on the Concept Plan.
- 4. Per City of Manor Code of Ordinances Chapter 10, Section 10.02 Exhibit A Subdivision Ordinance 263B Section21(c)(8)(i), the estimated number of LUEs required for each category of lots should be shown on the Concept Plan.
- 5. Per City of Manor Code of Ordinances Chapter 10, Section 10.02 Exhibit A Subdivision Ordinance 263B Section 21(c)(8)(ii), the traffic volume to be generated by all proposed development other than single family should be listed on the Concept Plan.
- 6. Per City of Manor Code of Ordinances Chapter 10, Section 10.02 Exhibit A Subdivision Ordinance 263B Section 21(c)(9), proposed and existing arterial and collector streets to serve the general area should be shown on the Concept Plan.
- 7. Per City of Manor Code of Ordinances Chapter 10, Section 10.02 Exhibit A Subdivision Ordinance 263B Section 21(c)(11), significant drainage features and structures including any regulatory one hundred year floodplains should be shown on the Concept Plan.
- 8. Per City of Manor Code of Ordinances Chapter 10, Section 10.02 Exhibit A Subdivision Ordinance 263B Section 21(c)(12), significant existing features on, or within 200 feet of, the property, such as railroads, roads, buildings, utilities and drainage structures should be shown on the Concept Plan.
- 9. Per City of Manor Code of Ordinances Chapter 10, Section 10.02 Exhibit A Subdivision Ordinance 263B Section 21(c)(15) the location of City Limit lines and/or the outer border of the City's ETJ, as depicted on the City's most recent base map, if either such line traverses the development or is contiguous to the development's boundary should be shown on the Concept Plan.
- 10. Per City of Manor Code of Ordinances Chapter 10, Section 10.02 Exhibit A Subdivision Ordinance 263B Section 21(c)(16), a proposed phasing plan for the development should be provided on the Concept Plan.
- 11. The City of Manor signature blocks should be added to the Concept Plan. A copy will be provided.
- 12. A submittal date should be listed on the Concept Plan.

6/4/2019 9:00:56 AM 13119 US Hwy 290 E Concept Plan 2019-P-1195-CP Page 3

Please revise the project plans to address the comments noted above. Following revision, please upload one full set of the revised drawings in PDF format. Please include a comment response narrative indicating how comments have been addressed with your plan resubmittal. To access your project online, please go to www.mygovernmentonline.org and use the online portal to upload your drawings in PDF format.

Additional comments may be generated as requested information is provided. Review of this submittal does not constitute verification that all data, information and calculations supplied by the applicant are accurate, complete, or adequate for the intended purpose. The engineer of record is solely responsible for the completeness, accuracy, and adequacy of his/her submittal, whether or not City Engineers review the application for Ordinance compliance.

Thank you,

Pauline Gray, P.E. Staff Engineer

Jay Engineering Company, Inc.

Pauline M Gray



			2	
<b>AGENDA</b>	<b>ITEM</b>	NO.	_	

### AGENDA ITEM SUMMARY FORM

PROPOSED MEETING DATE: June 12, 2019

PREPARED BY: Scott Dunlop, Assistant Development Director

**DEPARTMENT:** Development Services

### AGENDA ITEM DESCRIPTION:

Public Hearing and First Reading: Consideration, discussion and possible action on a rezoning request for 24.15 acres of land out of the James Manor Survey No. 40, Abstract 546, near Gregg Manor Road and Hill Lane and known as Las Entradas North, from Single Family (R-2) and Light Commercial (C-1) to Multi-Family (R-3) and Light Commercial (C-1). Applicant: Kimley-Horn & Assoc. Owner: Las Entradas Development Corporation

### **BACKGROUND/SUMMARY:**

This rezoning is for the portion of Las Entradas north of 290. They are seeking to expand Light Commercial (C-1) acreage, add Multi-Family (R-3) and diminish single family (R-2). There are ongoing PID negotiations that the city council and staff are engaged in with the developer and as part of that discussion land use and proposed commercial square footages are being discussed. At this time the proposed land use and resulting commercial square footage calculations have not been approved so it is to early to be rezoning the area in accordance with an unapproved land plan. Staff requests a postponement of the public hearing and consideration until the July 10th P&Z meeting.

PRESENTATION: □YES □NO
ATTACHMENTS: □YES (IF YES, LIST IN ORDER TO BE PRESENTED) □NO
Letter of Intent
Rezoning Map
Notice Letter
Mailing Labels
STAFF RECOMMENDATION:

It is City staff's recommendation that the Planning Commission postpone a rezoning request for 24.15 acres of land out of the James Manor Survey No. 40, Abstract 546, near Gregg Manor Road and Hill Lane and known as Las Entradas North, from Single Family (R-2) and Light Commercial (C-1) to Multi-Family (R-3) and Light Commercial (C-1) until July 10, 2019.

PLANNING & ZONING COMMISSION: ☐ RECOMMENDED APPROVAL ☐ DISAPPROVAL ☐ NONE



April 25, 2019

City of Manor Attn: Scott Dunlop 105 E. Eggleston St. Manor, Texas 78653

Re: Las Entradas North

12.6-Acre Multi-Family, 1.69/9.86-Acre Tracts – Letter of Intent Northwest of the Intersection of US Highway 290 and Gregg Manor Road Manor, Texas 78653

Dear Staff:

Please accept this Summary Letter for the above referenced project. The proposed Las Entradas North development is located along the westbound frontage of US Highway 290 in Manor, Texas. The existing property consists of a 12.3-acre developed tract, and approximately 92 acres of undeveloped land.

A concept plan for the parent tract was previously approved on 08/14/2013, which had originally designated the subject tracts as single-family residential use. Due to market demand, multi-family and commercial uses are now being considered for 12.6 acres and 11.55 acres of land within the existing single family residential use, respectively. Therefore, the Owner intends to submit an application to rezone these tracts of land from R-2 (Single Family Residential) to R-3 (Multi-Family Residential) and C-1 (Light Commercial).

If you have any questions or comments regarding this request, please contact me at 512-418-1771.

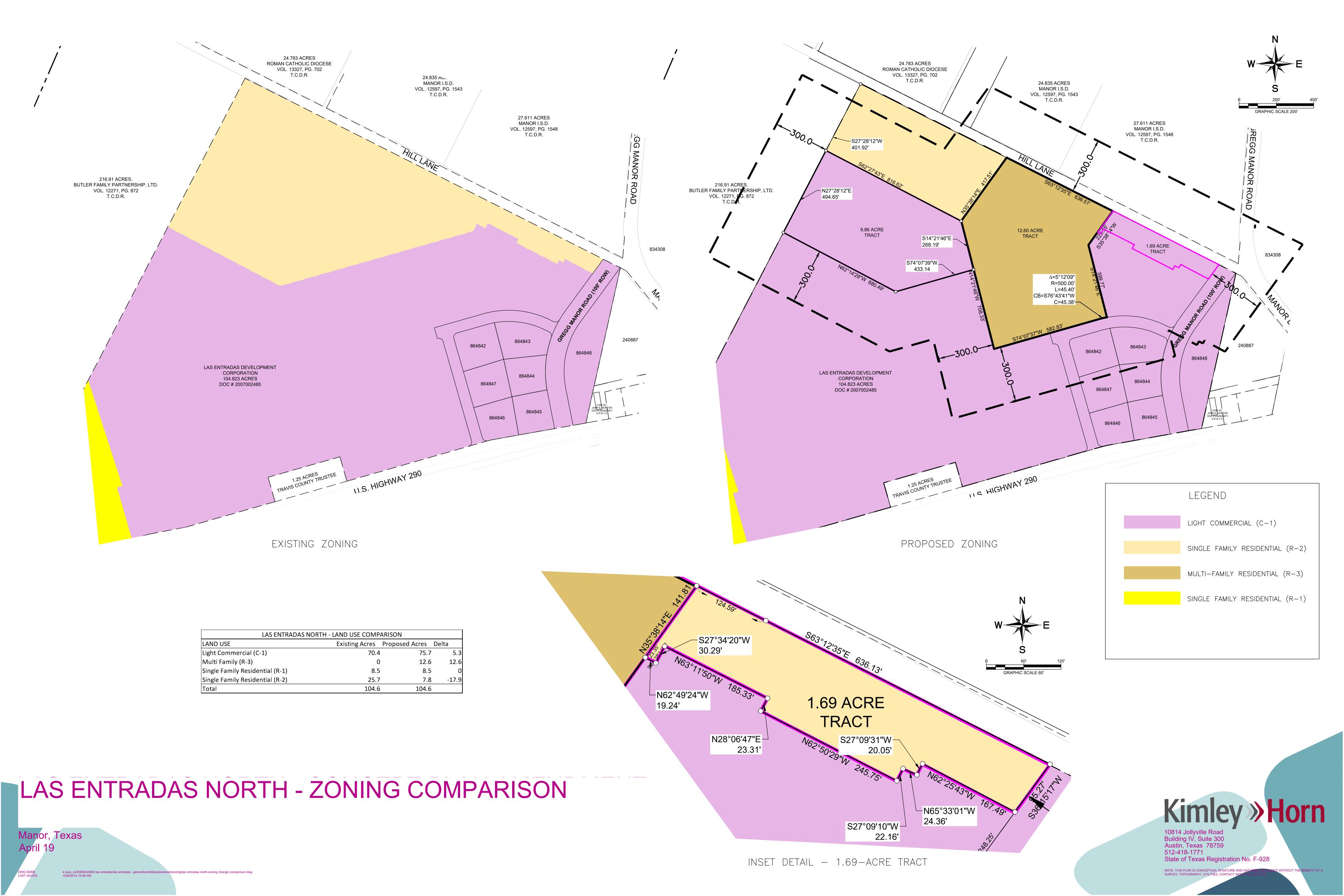
Sincerely,

KIMLEY-HORN AND ASSOCIATES, INC.

**Brett Burke** 

**Project Manager** 

Buth Bake





May 28, 2019

RE: Las Entradas North Rezoning

Dear Property Owner:

The City of Manor Planning and Zoning Commission and City Council will be conducting public hearings to consider a rezoning request for Las Entradas North. You are being notified because you own property within 300 feet of the property for which this request is being made. The request will be posted on the agenda as follows:

<u>Public Hearing:</u> Consideration, discussion and possible action on a rezoning request for 24.15 acres of land out of the James Manor Survey No. 40, Abstract 546, near Gregg Manor Road and Hill Lane and known as Las Entradas North, from Single Family (R-2) and Light Commercial (C-1) to Multi-Family (R-3) and Light Commercial (C-1).

The Planning and Zoning Commission will convene at 6:30PM on June 12, 2019 at 105 E. Eggleston St. in the City Council Chambers.

The City Council will convene at 7:00PM on June 19, 2019 at 105 E. Eggleston St. in the City Council Chambers.

If you have no interest in the case there is no need for you to attend. You may address any comments to me at the address or phone number listed below. Any communications I receive will be made available to Commission and Council members during the discussion of this item. For your convenience, my email address is sdunlop@cityofmanor.org

Sincerely,

Scott Dunlop

Assistant Development Director

512-272-5555 ext. 5

Manor Independent School District P.O. Box 359 Manor, Texas 78653-0359

COTTONWOOD HOLDINGS LTD % DWYER REALTY COMPANIES 9900 US HIGHWAY 290 E MANOR, TX 78653-9720 Scott Baylor & White Health MS-20-D642 2401 S 31<sup>st</sup> Street Temple, Texas 76508-0001

LAS ENTRADAS DEVELOPMENT CORPORATION 9900 US HIGHWAY 290 E MANOR, TX 78653-9720 Butler Family Partnership Ltd. P.O. Box 9190 Austin, Texas 78766-9190



	3	
<b>AGENDA ITE</b>	M NO.	

### **AGENDA ITEM SUMMARY FORM**

PROPOSED MEETING DATE:

PREPARED BY: Scott Dunlop, Assistant Development Director

**DEPARTMENT:** Development Services

### AGENDA ITEM DESCRIPTION:

Public Hearing and First Reading: Consideration, discussion and possible action on a rezoning request for 0.93 acres of land, Lot 3, Block A, Las Entradas North Section 1, locally known as 12424 Gregg Manor Road, from Light Commercial (C-1) to Medium Commercial (C-2). Applicant: Pape Dawson Owner: Las Entradas Development Corporation

### BACKGROUND/SUMMARY:

This property is between Frontier Bank and Baylor, Scott, and White. The proposed use (quick lube and minor auto repair) would fall under "automotive repair services" which is not allowed in C-1 zoning but is allowed under C-2. C-2 allows for activities associated with the use of the property to occur outside the confines of the building as well as storing materials on all-weather surfaces. There are also other uses within C-2 that would be inconsistent with the adjacent C-1 properties such as building maintenance services and construction sales and services. Staff recommends denial for these reasons. However, it is noted that staff does not take issue with the use as presented, just the higher commercial zoning and the other associated uses and activities that would allow. There will be a proposed amendment to the zoning code later this year that, among other changes, would make the distinction to permit "minor automotive repair" in C-1 and "major automotive repair" in C-2, where "minor" would include activities like oil changes or brake pad replacement conducted within the confines of a structure with no outdoor activity/storage and "major" would include overhauling engines and body repairs. If approved, this proposed use would be allowed in C-1 as currently presented.

PRESENTATION: ☐YES ■ NO

ATTACHMENTS: ■YES (IF YES, LIST IN ORDER TO BE PRESENTED) □NO

Letter of Intent
Owner Authorization
Rezoning Map
Proposed Layout
Notice Letter & Mailing Labels

### STAFF RECOMMENDATION:

It is City staff's recommendation that the Planning Commission deny a rezoning request for 0.93 acres of land, Lot 3, Block A, Las Entradas North Section 1, locally known as 12424 Gregg Manor Road, from Light Commercial (C-1) to Medium Commercial (C-2).

PLANNING & ZONING COMMISSION: ☐ RECOMMENDED APPROVAL ☐ DISAPPROVAL ☐ NONE



May 10, 2019

City of Manor Planning and Zoning 105 E. Eggleston Street Manor, TX 78653

Re: Las Entradas North Section 1, Lot 3 – Rezoning Letter of Intent

Pape-Dawson Engineers would like to request a change in zoning for Lot 3, Block, A of Las Entradas North Section 1. The site is currently zoned as light commercial (C-1). We are submitting this application to request a change in zoning to medium commercial (C-2). Proposed use of the lot will be an automobile maintenance service station for oil changes.

Due to the size of the property, 0.972-acre, and adjacent land use. It is our belief that a rezoning to C-2 for our propose use will not cause any adverse impact to adjacent properties and conforms with the intent of the zoning regulations of the City of Manor.

Please feel free to contact our office with any questions or concerns.

Sincerely, Pape-Dawson Engineers, Inc.

James Yu P.E. Project Manager



May 17, 2019

Mr. Scott Dunlop City of Manor 105 E. Eggleston Street Manor, Tx 78653

RE:

Las Entradas North Section 1 Lot 3 Block A Jiffy Lube Rezoning Request

Dear Mr. Dunlop:

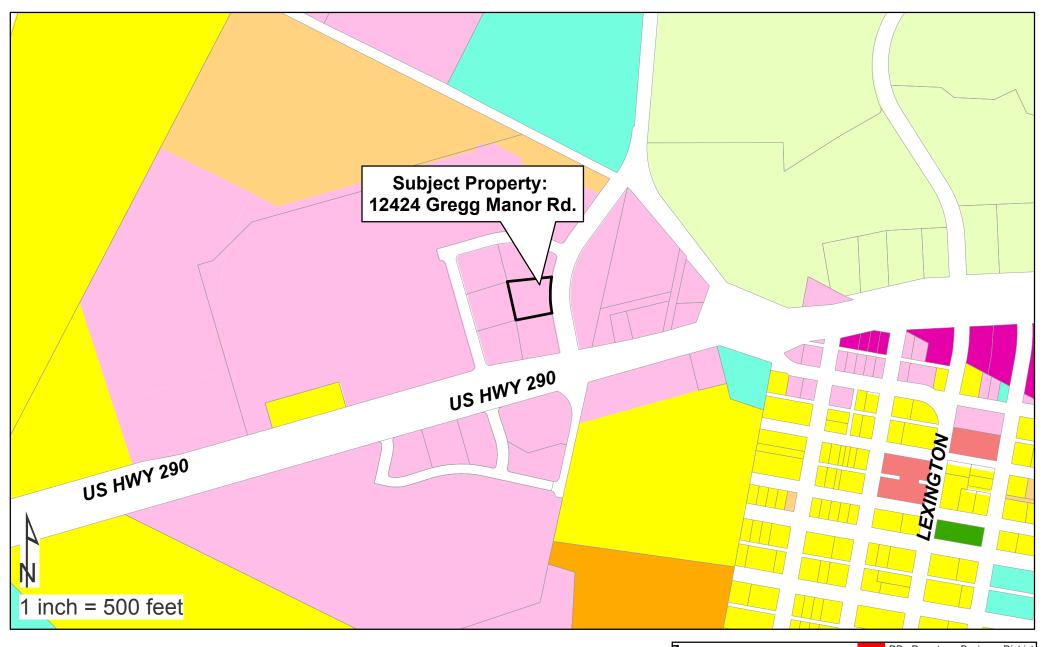
Owner Las Entradas Development Corporation does not object to Jiffy Lube's rezoning, if necessary, for their proposed use based on the understanding that the premium building facility elevations will be used and the Las Entradas Architectural Guidelines will be adhered to when the project is finally constructed.

Sincerely,

Peter A. Dwyer, President

Las Entradas Development Corporation



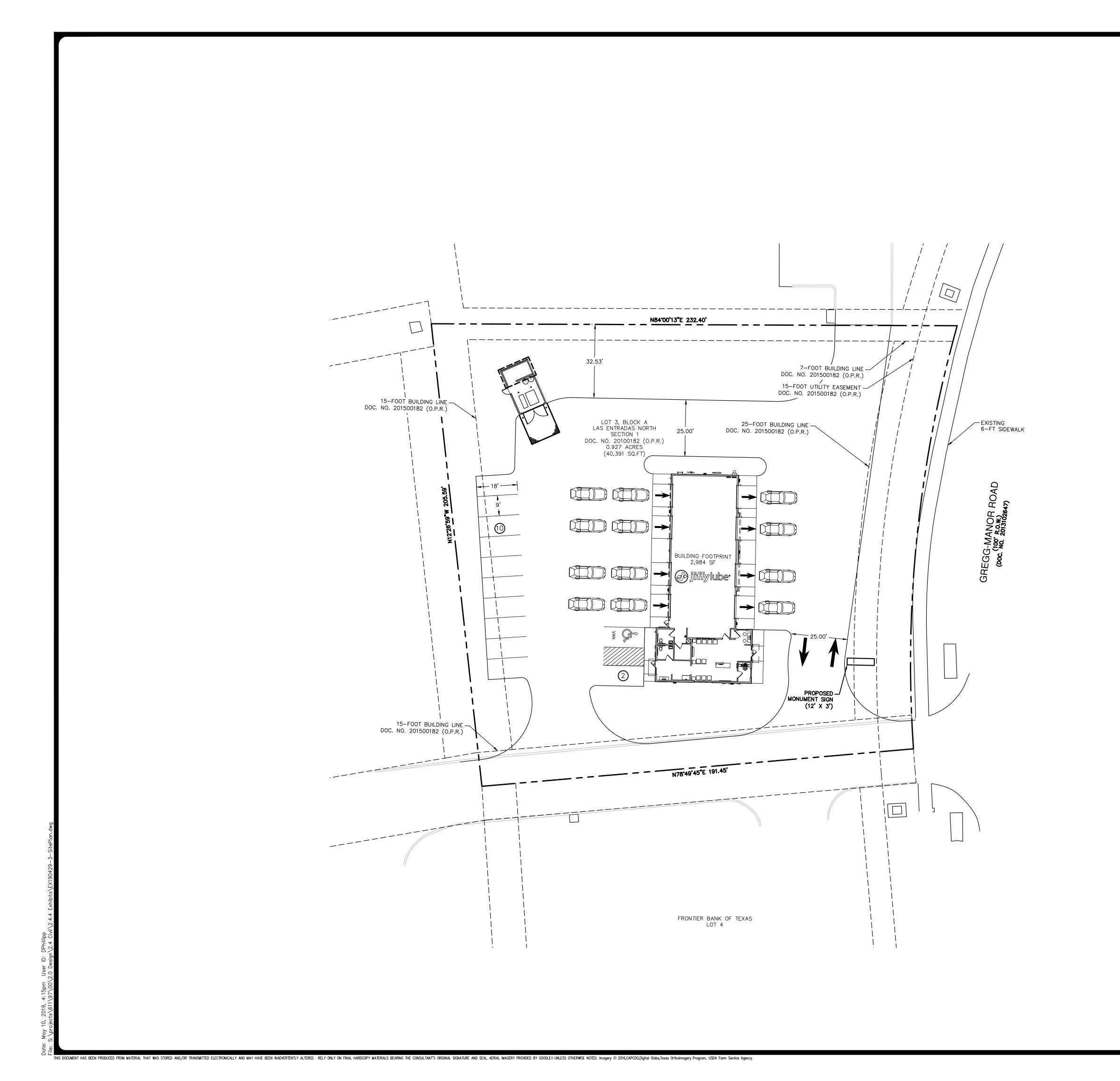


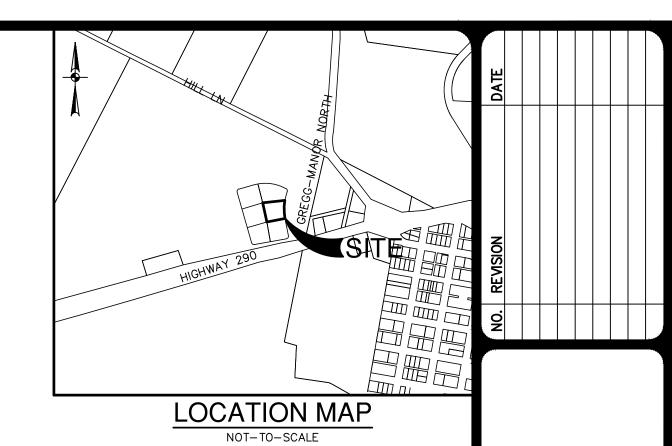


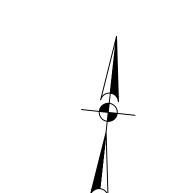
# Proposed Zoning: Medium Commercial (C-2)

Current Zoning District: Light Commercial (C-1)









SCALE: 1"= 20'
0' 20' 40'

CONCEPTUAL	SITE DATA
SITE AREA	0.93 AC (±40,931 SF)
LOWER BAY AREA	1,058 SF
BUILDING	2,984 SF
TOTAL BUILDING AREA	4,042 SF
PARKING REQUIRED	12 SPACES
PARKING PROVIDED	11 SPACES
H.C. PARKING REQUIRED	1 SPACE
H.C. PARKING PROVIDED	1 SPACE
TOTAL PARKING	12 SPACES
IMPERVIOUS COVER	±25,488 SF
PERVIOUS COVER	±15,443 SF

ALL SITE BOUNDARIES, DIMENSIONS, LOCATION OF EXISTING FEATURES, ETC. ARE BASED ON GIS DATA AND GOOGLE EARTH AERIAL IMAGERY AND ARE FOR CONCEPTUAL SITE PLANNING ONLY.

# PAPE-DAWSO

JIFFY LUBE HWY 290 & GREGG-MANOR NORTH - 20-SCALE WITHOUT AE

PLAT NO.

JOB NO. 11851-00

DATE JAN. 2019

DESIGNER JV

CHECKED VH DRAWN JV

SHEET 1 OF 4



May 28, 2019

RE: 12424 Gregg Manor Road Rezoning

Dear Property Owner:

The City of Manor Planning and Zoning Commission and City Council will be conducting public hearings to consider a rezoning request for 12424 Gregg Manor Road. You are being notified because you own property within 300 feet of the property for which this request is being made. The request will be posted on the agenda as follows:

<u>Public Hearing:</u> Consideration, discussion and possible action on a rezoning request for 0.93 acres of land, Lot 3, Block A, Las Entradas North Section 1, locally known as 12424 Gregg Manor Road, from Light Commercial (C-1) to Medium Commercial (C-2).

The Planning and Zoning Commission will convene at 6:30PM on June 12, 2019 at 105 E. Eggleston St. in the City Council Chambers.

The City Council will convene at 7:00PM on June 19, 2019 at 105 E. Eggleston St. in the City Council Chambers.

If you have no interest in the case there is no need for you to attend. You may address any comments to me at the address or phone number listed below. Any communications I receive will be made available to Commission and Council members during the discussion of this item. For your convenience, my email address is sdunlop@cityofmanor.org

Sincerely,

Scott Dunlop

Assistant Development Director

512-272-5555 ext. 5

Las Entradas Development Corporation 9900 US Highway 290 E Manor, TX 78653-9720 Scott Baylor & White Health MS-20-D642 2401 S 31<sup>st</sup> St Temple, TX 76508-0001

Gabs Inc. 407 Talkeetna Ln Cedar Park, TX 78613-2532 Frontier Bank of Texas PO Box 551 Elgin, TX 78621-0551

Cottonwood Holdings LTD 9900 US Highway 290 E Manor, TX 78653-9720

John E Horton 5201 Rain Creek Pkwy Austin, TX 78759-5641



	4
<b>AGENDA ITEM</b>	NO.

### **AGENDA ITEM SUMMARY FORM**

PROPOSED MEETING DATE:	June 12, 2019
------------------------	---------------

PREPARED BY: Scott Dunlop, Assistant Development Director

**DEPARTMENT:** Development Services

### AGENDA ITEM DESCRIPTION:

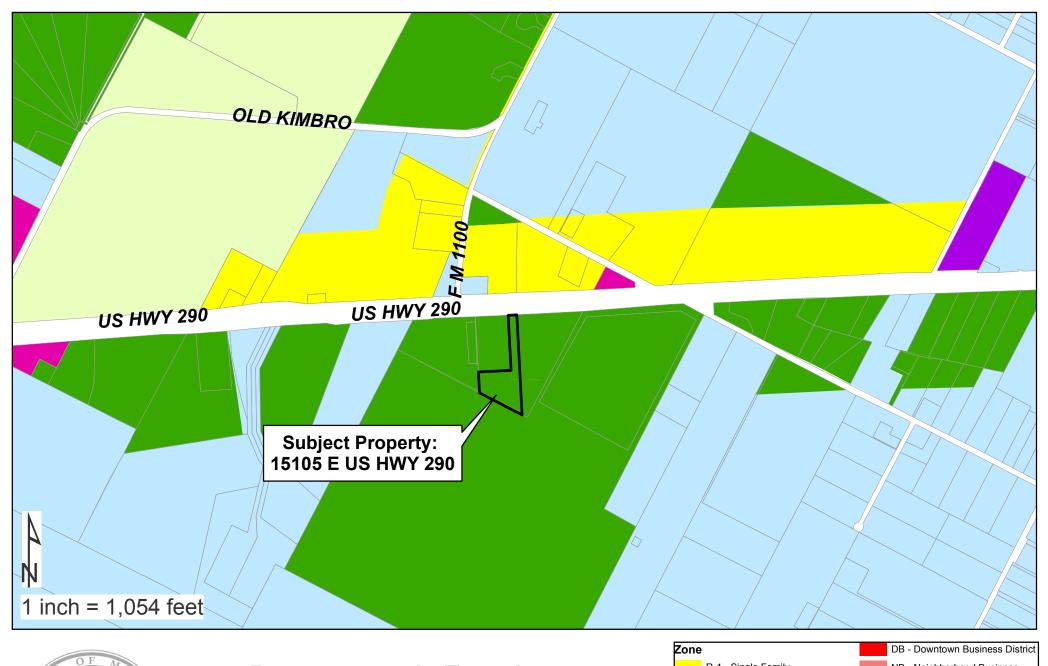
Public Hearing and First Reading: Consideration, discussion and possible action on a rezoning request for 5.091 acres of land out of the A C Caldwell Survey No. 52, Abstract 154, locally known as 15105 US Hwy 290 E, from Agricultural (A) to Medium Commercial (C-2). Applicant: AAA Storage LLC Owner: AAA Storage LLC

### BACKGROUND/SUMMARY:

This property was annexed in 2017 and was zoned Agricultural as the default zoning. The property had a site development permit with Travis County prior to the annexation to construct storage units. As a vested use, they were not required to rezone the property when they applied for their building permit. However, sign permits are not associate with vested rights so when an application was made for signs they were informed for properties within the city allowable signs and sign face areas are based on current zoning. Agricultural zones currently don't allow for signs so they are proposing to zone the property to C-2 Medium Commercial, which allows for the current use of the property as "convenience storage" so they can receive sign permits.

within the city allowable signs and sign face areas are based on current zoning. Agricultural zones currently don't allow for signs so they are proposing to zone the property to C-2 Medium Commercial, which allows for the current use of the property as "convenience storage" so they can receive sign permits.
PRESENTATION: □YES □NO
ATTACHMENTS: $\square$ YES (IF YES, LIST IN ORDER TO BE PRESENTED) $\square$ NO
Rezoning map
Area Image
Notice Letter  Mailing labels
ividilitig labels
STAFF RECOMMENDATION:
It is City staff's recommendation that the Planning Commission approve a rezoning request for 5.091 acres of land out of the A C Caldwell Survey No. 52, Abstract 154, locally known as 15105 US Hwy 290 E, from Agricultural (A) to Medium Commercial (C-2).

PLANNING & ZONING COMMISSION: ☐ RECOMMENDED APPROVAL ☐ DISAPPROVAL ☐ NONE





# Proposed Zoning: Medium Commercial (C-2)

Current Zoning District: Agricultural (A)







May 28, 2019

RE: 15105 US Hwy 290 E Rezoning

Dear Property Owner:

The City of Manor Planning and Zoning Commission and City Council will be conducting public hearings to consider a rezoning request for 15105 US Hwy 290 E. You are being notified because you own property within 300 feet of the property for which this request is being made. The request will be posted on the agenda as follows:

<u>Public Hearing:</u> Consideration, discussion and possible action on a rezoning request for 5.091 acres of land out of the A C Caldwell Survey No. 52, Abstract 154, locally known as 15105 US Hwy 290 E, from Agricultural (A) to Medium Commercial (C-2).

The Planning and Zoning Commission will convene at 6:30PM on June 12, 2019 at 105 E. Eggleston St. in the City Council Chambers.

The City Council will convene at 7:00PM on June 19, 2019 at 105 E. Eggleston St. in the City Council Chambers.

If you have no interest in the case there is no need for you to attend. You may address any comments to me at the address or phone number listed below. Any communications I receive will be made available to Commission and Council members during the discussion of this item. For your convenience, my email address is sdunlop@cityofmanor.org

Sincerely,

Scott Dunlop

Assistant Development Director

512-272-5555 ext. 5

PURTLE HERBERT GUY 13105 FM 1100 MANOR , TX 78653-4528 SCHULTZ TERRY LEE 15201 VOELKER LN MANOR, TX 78653-4521 JM ASSETS LP 4203 SPINNAKER CV AUSTIN, TX 78731-5130

CENTEX MATERIALS LLC 3019 ALVIN DEVANE BLVD STE 100 AUSTIN , TX 78741-7419 CAPITAL AREA YOUTH SOCCER
ASSOCIATION
PO BOX 352
MANOR, TX 78653-0352

JUBY EUGENE & SUE ELLEN 10708 HIBBS LN MANOR, TX 78653-5207



	5
AGENDA ITEM N	10.

### AGENDA ITEM SUMMARY FORM

PROPOSED MEETING DATE: June 12, 2019

PREPARED BY: Scott Dunlop, Assistant Development Director

**DEPARTMENT:** Development Services

### AGENDA ITEM DESCRIPTION:

Public Hearing and First Reading: Consideration, discussion and possible action on a rezoning request for 18.67 acres of land out of the Gates G Survey No. 63, Abstract 315, locally known as 12511 and 12601 US Hwy 290 E, from Agricultural (A) to Multi-Family (R-3) and Medium Commercial (C-2). Applicant: Callaway Architecture Owner: Pilot and Legacy Opportunity Fund, LLC

### **BACKGROUND/SUMMARY:**

This property was annexed in 2017 and was zoned Agricultural as the default zoning. The applicant has proposed a multi-family project with retail along the 290 frontage. Staff supports the use with the exception that additional depth of the commercial tracts was requested due to the increased ROW of 290 when the road is expanded, which could then make the commercial tracts narrow and less able to be developed. Staff would request the item be postponed until they July 10th meeting so the applicant can determine how and if they'd like to present the item with additional commercial acreage.

CTAFF DECOMMARND ATION.	
Mailing labels	
Notice Letter	
Area Image	
Rezoning map 1 and 2	
Letter of intent	
ATTACHMENTS: $\square$ YES (IF YES, LIST IN ORDER TO BE PRESENTED) $\square$ NO	
PRESENTATION: LIYES LINO	

### STAFF RECOMMENDATION:

DDECENTATION, DVEC DNO

It is City staff's recommendation that the Planning Commission postpone a rezoning request for 18.67 acres of land out of the Gates G Survey No. 63, Abstract 315, locally known as 12511 and 12601 US Hwy 290 E, from Agricultural (A) to Multi-Family (R-3) and Medium Commercial (C-2) to the July 10th Planning and Zoning Commission meeting.

PLANNING & ZONING COMMISSION: ☐ RECOMMENDED APPROVAL ☐ DISAPPROVAL ☐ NONE



Michael L. Walker, CPM
Pilot And Legacy Opportunity Fund, LLC
16051 Addison Rd, Suite 201
Addison, TX 75001
May 15, 2019

Thomas Bolt
Director of Development Services
City of Manor
105 E. Eggleston Street
Manor, TX 78653

### Dear Thomas Bolt:

Manor has been ranked the seventh fastest growing suburb in the country, driving a need for commercial and multifamily development along the Highway 290 corridor. Consequently, I wish to rezone the properties located at 12511 and 12601 U.S. Highway 290 E in Manor, TX. They are both currently zoned agricultural and, in my opinion, this does not allow development to their highest and best use. I propose to re-subdivide the tracts into three parcels: two sites that front on Highway 290 and the third set back behind them. The two highway sites would be zoned Medium Commercial (C-2) and the third site would be zoned Multi-family Residential (R-3). I believe this change in use would be consistent with most of the existing properties along Highway 290 and would prove to benefit the vitality of a growing, prosperous City of Manor.

Thank you for your consideration.

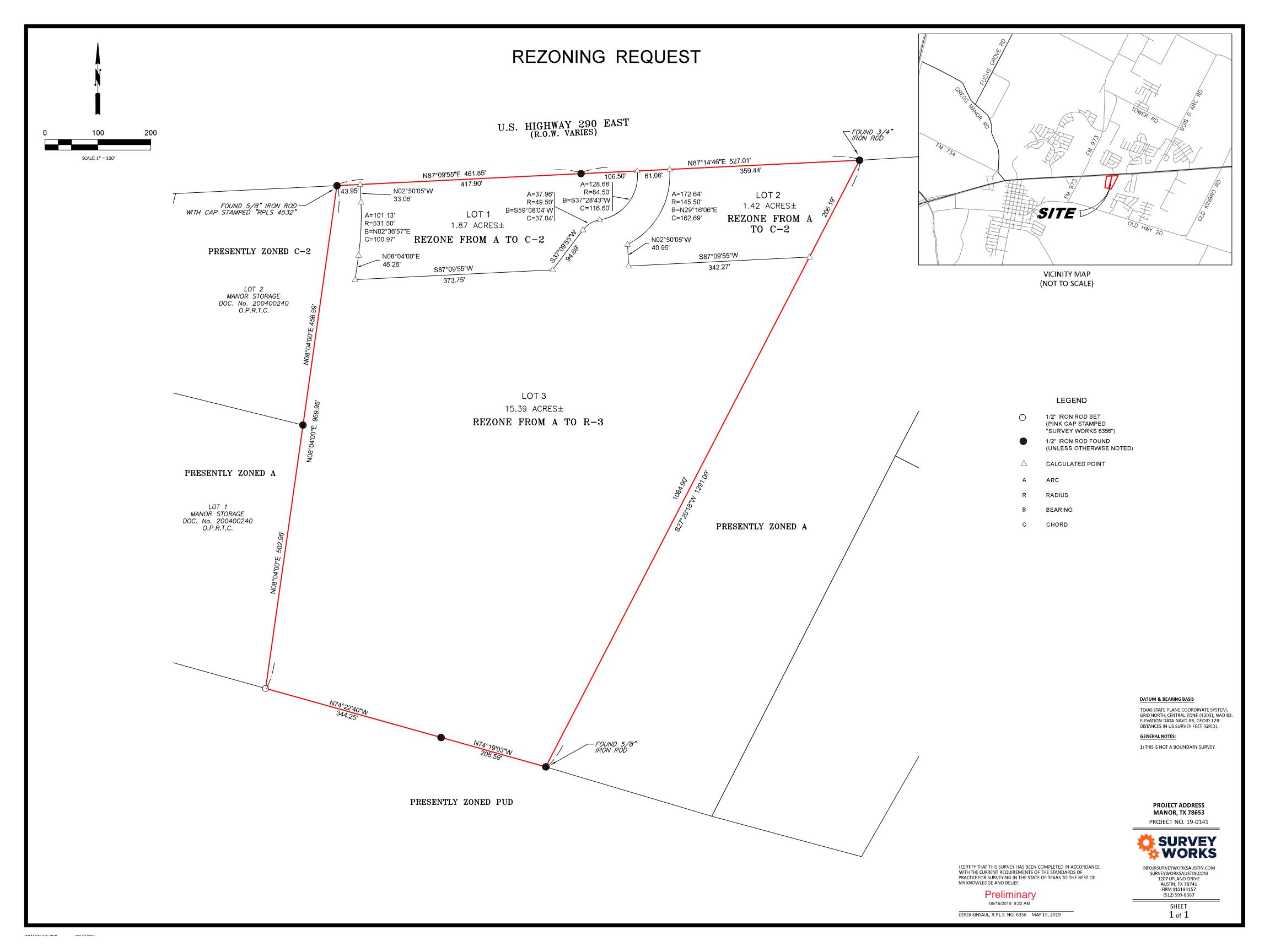
Sincerely,

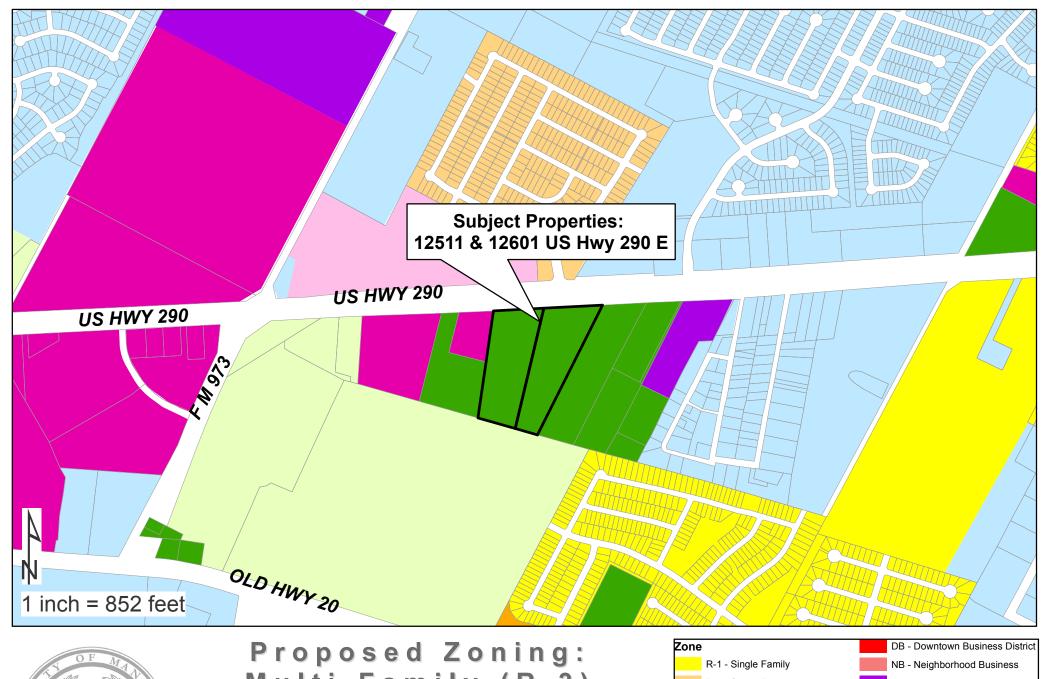
Michael L. Walker, CPM

**Managing Partner** 

Pilot And Legacy Opportunity Fund, LLC

Walker Holder Residential, Inc







# Multi-Family (R-3) Medium Commercial (C-2)

Current Zoning District: Agricultural (A)







May 28, 2019

RE: 12511/12601 US Hwy 290 E Rezoning

Dear Property Owner:

The City of Manor Planning and Zoning Commission and City Council will be conducting public hearings to consider a rezoning request for 12511 & 12601 US Hwy 290 E. You are being notified because you own property within 300 feet of the property for which this request is being made. The request will be posted on the agenda as follows:

<u>Public Hearing:</u> Consideration, discussion and possible action on a rezoning request for 18.67 acres of land out of the Gates G Survey No. 63, Abstract 315, locally known as 12511 and 12601 US Hwy 290 E, from Agricultural (A) to Multi-Family (R-3) and Medium Commercial (C-2).

The Planning and Zoning Commission will convene at 6:30PM on June 12, 2019 at 105 E. Eggleston St. in the City Council Chambers.

The City Council will convene at 7:00PM on June 19, 2019 at 105 E. Eggleston St. in the City Council Chambers.

If you have no interest in the case there is no need for you to attend. You may address any comments to me at the address or phone number listed below. Any communications I receive will be made available to Commission and Council members during the discussion of this item. For your convenience, my email address is sdunlop@cityofmanor.org

Sincerely,

Scott Dunlop

Assistant Development Director

512-272-5555 ext. 5

### Terrell Timmermann

PO Box 4784 Austin, TX 78765-4784

### Bluebonnet Electric Cooperative Inc.

PO Box 260888 Plano, TX 75026-0888

### **Greenview Development Greenbury LP**

501 Vale St. Austin, TX 78746-5732

### City of Manor

201 E Parsons St Manor, TX 78653-4785

### Manor Plaza LLC

1150 CR 126 Georgetown, TX 78626-2454

### Cube HHF LP

5 Old Lancaster Rd Malvern, PA 19355-2132

### **IBC Partners LTD**

9900 US Highway 290 E Manor, TX 78653-9720



Julie Leonard, Place 1
Jacob Hammersmith, Place 2
Gil Burrell, Place 3
Mike Burke, Place 4
Lian Stutsman, Place 5
Keith Miller, Place 6
Bill Myers, Place 7

# PLANNING AND ZONING COMMISSION REGULAR MEETING MINUTES

Wednesday, May 08, 2019

6:30 p.m.

Manor City Hall – Council Chambers 105 E. Eggleston Street

### **COMMISSIONERS**

PRESENT:

Place 1: Julie Leonard

Place 3: Gil Burrell

Place 4: Mike Burke

Place 5: Lian Stutsman, Vice-Chair

Place 6: Keith Miller

Place 7: Bill Myers, Chairperson

### **ABSENT:**

Place 2: Jacob Hammersmith

### **CITY STAFF PRESENT:**

Scott Dunlop – Assistant Development Director

### REGULAR SESSION - 6:30 P.M.

With a quorum of the Planning and Zoning Commission present, the regular session of the Manor Planning and Zoning Commission was called to order by Chairperson Myers at 6:30 p.m. on Wednesday, May 08, 2019, in the Council Chambers of the Manor City Hall, 105 E. Eggleston Street, Manor, Texas.

### **PUBLIC COMMENTS**

No one appeared to speak at this time.

### **CONSENT AGENDA**

All of the following items on the Consent Agenda are considered to be self-explanatory by the Commission and action will be taken in one motion. There will be no separate discussion of these items unless requested by a Commission Member; in which event, the item will be removed from the consent agenda and considered separately.

- 1. Consideration, discussion, and possible action on denying a Final Plat for Shadowglen Phase 2 Section 22, seventy (70) lots on 13.72 acre, more or less, located near Misty Grove Boulevard and Silent Falls Way, Manor Tx. Applicant: Kimley-Horn & Associates. Owner: SG Land Holdings, LLC.
- 2. Consideration, discussion, and possible action on denying a Final Plat for Shadowglen Phase 2, Section 23A, eighty-four (84) lots on 21.76 acres, more or less, located near Misty Grove Boulevard and Silent Falls Way, Manor, TX. Applicant: Kimley-Horn & Associates. Owner: SG Land Holdings, LLC.
- 3. Consideration, discussion, and possible action on denying a Concept Plan for Las Entradas North, eighty-three (83) lots on 104.6 acres, more or less, located near US Hwy 290 East and Gregg Manor Road, Manor, TX. Applicant: Kimley-Horn & Associates. Owner: Las Entradas Development Corporation

Scott Dunlop, Assistant Development Director, was available to address any questions posed by the P&Z Commission.

**MOTION:** Upon a motion made by P&Z Commissioner Burke, and seconded by P&Z Vice-Chair Stutsman, the Planning and Zoning Commission voted five (5) For and none (0) Against to deny as submitted agenda items 1 - 3. The motion carried unanimously.

### **PUBLIC HEARINGS**

4. <u>Public Hearing and First Reading:</u> Consideration, discussion, and possible action on a Rezoning Request for Capital Area Youth Soccer Association for 1.39 acres, more or less, out of the A.C. Caldwell Survey No. 52, Abstract 154, and being located at 15209 E. US Hwy 290, Manor, TX. from Agricultural (A) to Medium Commercial (C-2). Applicant: Capital Area Youth Soccer Association Owner: Capital Area Youth Soccer Association

Scott Dunlop, Assistant Development Director, was available to address any questions posed by the P&Z Commission.

Chairperson Myers opened the public hearing.

No one appeared to speak at this time.

**MOTION:** Upon a motion made by P&Z Vice-Chair Stutsman, and seconded by P&Z Commissioner Burke, the Planning and Zoning Commission voted five (5) For and none (0) Against to close the public hearing. The motion carried unanimously.

**MOTION:** Upon a motion made by P&Z Commissioner Burke, and seconded by P&Z Commissioner Miller, the Planning and Zoning Commission voted five (5) For and none (0) Against to recommend approval of a rezoning request for Capital Area Youth Soccer Association for 1.39 acres, more or less, out of the A.C. Caldwell Survey No. 52, Abstract 154, and being located at 15209 E. US Hwy 290, Manor, TX. from Agricultural (A) to Medium Commercial (C-2). The motion carried unanimously.

Commissioner Leonard arrived at 6:35

### **REGULAR AGENDA**

5. Consideration, discussion, and possible action on the Planning and Zoning Commission Minutes of the April 10, 2019 Regular Meeting.

Scott Dunlop, Assistant Development Director, was available to address any questions posed by the P&Z Commission.

**MOTION:** Upon a motion made by P&Z Commissioner Burrell, and seconded by P&Z Commissioner Miller, the Planning and Zoning Commission voted six (6) For and none (0) Against to approve the April 10, 2019 Planning Commission meeting minutes. The motion carried unanimously.

6. Consideration, discussion, and possible action on Final Plat for Arnhamn Subdivision, eight (8) lots on 20.01 acre, more or less, located at 11811 Arnhamn Lane, Manor, TX. Applicant: SW Engineers, Inc. Owner: L4S, LLC

Scott Dunlop, Assistant Development Director, was available to address any questions posed by the P&Z Commission.

**MOTION:** Upon a motion made by P&Z Commissioner Leonard, and seconded by P&Z Vice-Chair Stutsman, the Planning and Zoning Commission voted five (5) For and one (1) Against to approve a Final Plat for Arnhamn Subdivision, eight (8) lots on 20.01 acre, more or less, located at 11811 Arnhamn Lane, Manor, TX. The motion carried.

7. Consideration, discussion, and possible action on Final Plat for Manor Commons SE Commercial Lots 12A and 12B, two (2) lots on 3.26 acres, more or less, located near N. FM 973 and Ring Road, Manor, TX. Applicant: ALM Engineering, Inc. Owner: Greenview Development 973, LP.

Scott Dunlop, Assistant Development Director, was available to address any questions posed by the P&Z Commission.

Planning & Zoning Commission Regular Meeting Minutes May 08, 2019

**MOTION:** Upon a motion made by P&Z Commissioner Burke, and seconded by P&Z Commissioner Miller, the Planning and Zoning Commission voted six (6) For and none (0) Against to approve a Final Plat for Manor Commons SE Commercial Lots 12A and 12B, two (2) lots on 3.26 acres, more or less, located near N. FM 973 and Ring Road, Manor, TX. The motion carried unanimously.

### **ADJOURNMENT**

The Regular Session of the Manor Planning and Zoning Commission adjourned at 6:40 p.m. on Wednesday, May 08, 2019.

These minutes approved by the Planning and Zoning Commission on the 12<sup>th</sup> day of June, 2019

APPROVE:	ATTEST:
Bill Myers,	Scott Dunlop,
Chairperson	Assistant Development Director



	7
<b>AGENDA ITEM</b>	NO.

### **AGENDA ITEM SUMMARY FORM**

PROPOSED MEETING DATE: June 12, 2019
PREPARED BY: Scott Dunlop, Assistant Development Director
DEPARTMENT: Development Services
AGENDA ITEM DESCRIPTION:
Consideration, discussion, and possible action on a Setback Waiver for Lot 10, Block 6, Town of Manor, locally known as 109 West Brenham to allow for a 10-foot rear setback. Applicant: Daniel Ramirez Owner: Daniel Ramirez
BACKGROUND/SUMMARY:
The applicant is proposing to construct a single family home and requires a reduced rear setback to accommodate the structure.
PRESENTATION: □YES □NO ATTACHMENTS: □YES (IF YES, LIST IN ORDER TO BE PRESENTED) □NO Setback Waiver request
STAFF RECOMMENDATION:
It is City staff's recommendation that the Planning Commission approve a Setback Waiver for Lot 10, Block 6, Town of Manor, locally known as 109 West Brenham to allow for a 10-foot rear setback.
PLANNING & ZONING COMMISSION: □RECOMMENDED APPROVAL □DISAPPROVAL □NONE



## SETBACK WAIVER REQUEST

On approval by the Planning Commission, lots platted prior to 1980 having approximately 5,750 square feet of lot area may request approval of reduced setbacks from one or more of the setback requirements for the zoning district. The Commission shall consider the adjoining lot uses to determine whether reduction of the setback requirements is appropriate. Upon approval of building plans, the setbacks may be not less than 5 foot side yard, 10 foot rear yard and 15 foot street side yard setback and 20 foot front yard setback. Lots owned by the same person may be combined into one building site.

City of Manor Code of Ordinance, Chapter 14, Exhibit A, Article II, Section 20(j)(2)

Applicant Contact Information
Name: Daviel Ramivez
Address: Briarciack WOP Manor, Th 78153
Phone Number (512) - 227-801 Email: MINE Example 20 amail are
Property Information
Address: 109 W. Brenham St.
Lot: Block:
Zoning District:
Requested Front Setback:
Requested Rear Setback: 0+
Requested Side Setback:
Daniel RMZ 5-8-19
Applicant Signature Date

STATE OF TEXAS COUNTY OF IVOVIS §	
Owner of the Property, and acknowledged that	on this day personally appeared with foregoing s/he is fully authorized to execute the foregoing for the purposes and consideration therein expressed
GIVEN UNDER MY HAND AND SI , 2019.  SUMMER STAHURA Notary Public, State of Texas Comm. Expires 08-26-2022 Notary ID 129933072	EAL OF OFFICE on this the 8th day of  Notary Public - State of Texas
PASSED AND APPROVED on this the da	ay of 201
	THE CITY OF MANOR, TEXAS
ATTEST:  Scott Dunlop Assistant Development Director	William Myers, Chairperson

After recording return to:

Development Services Dept. City of Manor 105 East Eggleston St. Manor, TX 78653



AGENDA ITEM	NO	8
AGLINDA ITLIVI	NO.	

### AGENDA ITEM SUMMARY FORM

	AGENDA ITEM SOMMANT TONM
PROPOSED MEET	ING DATE: June 12, 2019
PREPARED BY: S	cott Dunlop, Assistant Development Director
DEPARTMENT: D	Development Services
AGENDA ITEM DE	SCRIPTION:
	ssion, and possible action on a Setback Waiver for Lot 5, Block 34, Town of Manor, locally Road to allow for a 10-foot rear setback. Applicant: Adrian Barbosa Owner: Adrian Barbosa
BACKGROUND/SU	
The applicant is prop the structure.	osing to construct a single family home and requires a reduced rear setback to accommodate
PRESENTATION: [ ATTACHMENTS: [ Setback Waiver requ	□YES (IF YES, LIST IN ORDER TO BE PRESENTED) □NO
STAFF RECOMME	NDATION:
	nmendation that the Planning Commission approve a Setback Waiver for Lot 5, Block 34, Town own as 501 Jessie Road to allow for a 10-foot rear setback.
PLANNING & ZON	IING COMMISSION: □RECOMMENDED APPROVAL □DISAPPROVAL □NONE



### SETBACK WAIVER REQUEST

On approval by the Planning Commission, lots platted prior to 1980 having approximately 5,750 square feet of lot area may request approval of reduced setbacks from one or more of the setback requirements for the zoning district. The Commission shall consider the adjoining lot uses to determine whether reduction of the setback requirements is appropriate. Upon approval of building plans, the setbacks may be not less than 5 foot side yard, 10 foot rear yard and 15 foot street side yard setback and 20 foot front yard setback. Lots owned by the same person may be combined into one building site.

City of Manor Code of Ordinance, Chapter 14, Exhibit A, Article II, Section 20(j)(2)

Applicant Contact Information
Name: Adrian Barbosa
Address: 501 Jesse Rd. Manor, TX 78653
Phone Number: 512 436-1803 Email: Quranic atx agrail.com
Property Information
Address: 501 JESSIE Rd.
Lot:5Block:34
Zoning District: R-1
Requested Front Setback:
Requested Rear Setback: 0 Ft.
Requested Side Setback:
Adrian Barbosalo Pez 6.4.19
Applicant Signature Date

STATE OF TEXAS § COUNTY OF §	
Owner of the Property, and acknowledged that	t s/he is fully authorized to execute the foregoing for the purposes and consideration therein expressed
Rebecca Rodriquez Wy Commission Expires 04/10/2022 ID No 131523332	EAL OF OFFICE on this the 4 day of  Notary Public - State of Texas
PASSED AND APPROVED on this the d	ay of 201
PASSED AND APPROVED on this the d	THE CITY OF MANOR, TEXAS
PASSED AND APPROVED on this the d  ATTEST:	
	THE CITY OF MANOR, TEXAS  William Myers,

After recording return to:

Development Services Dept. City of Manor 105 East Eggleston St. Manor, TX 78653