## MAYOR AND COUNCIL COMMUNICATION

DATE: September 20, 2022 M&C # 2022-09-20-4981 M. TEAGUE

TO: Mayor and Council

Melinda Moritz, Public Works Director FROM:

**THROUGH:** Crystal Caldera, City Manager

**SUBJECT:** Discussion and Possible Action of an Ordinance Granting the Rezoning of an Approximately 9.174 acre Tract of Land from R-3 Multiple Family, B-1 Small Business, and B-2 Retail Zoning, with Sustainability Overlay Zoning, to Planned Development District with R-6 Garden Home Base Zoning and no Sustainability Overlay, on an Unplatted Parcel Generally Located at the Corner of Evers and Seneca Roads, Being P-4A, Abstract 530, CB 4432 (1st Read was Held on 8-2-2022)

## **PURPOSE**

The purpose of this item is to consider approval of an Ordinance granting a request to rezone approximately 9.174 acres from R-3 Multiple Family, B-1 Small Business, and B-2 Retail zoning, with Sustainability Overlay zoning, to Planned Development District with R-6 Garden Home base zoning and no Sustainability Overlay, with proposed Code variances, on an unplatted parcel of land generally located at the corner of Evers and Seneca Roads, being P-4A, Abstract 530, CB 4432.

CASE:	<u>ZC No. 2022- 31</u>
Applicant/ Property Owner:	Mr. Samir Chehade, STS Partners, LP
Request:	To rezone approximately 9.174 acres from R-3 Multiple Family, B-1 Small Business, and B-2 Retail zoning to Planned Development District (PD) with R-6 Garden Home base zoning with no Sustainability Overlay.
Site:	The site consists of 9.174 acres, generally located at the corner of Evers and Seneca Roads, being P-4A, Abstract 530, CB 4432, an unplatted parcel of land.
History:	1968-1972 - property rezoned from Temporary R-1 Single Family Dwelling R-3 Multiple Family, B-1 Small Business, and B-2 Retail zoning, At the time of the rezoning, the City did not have Mixed Use or Planned Development District zoning, but it was planned to have apartments, retail, and some small businesses on this tract. It remains undeveloped.

## **Proposed PDD:**

- Rezone to R-6 Garden Home base zoning with PD to entire tract, with no Sustainability Overlay
- Proposing smaller lot size
- Keep existing code requirements for landscaping, lighting, parking
- Private streets, gated HOA development
- Right-of-way 40 ft, with pavement width of 28' curb to curb
- Reducing other code requirements as follows:

<b>R-6 Regulation</b>	Code Requirement	Request
Lot Area (min)	4,500 sq ft	1,900 sq ft
Lot Depth (min)	100 ft	70 ft
Floor Space (min)	1 story = 1,000 sq ft 2 story = 1,400 sq ft 2 1/2 story = 1,800 sq ft	1,350 sq ft
Frontage (min)	45 ft	N/A - private street
Height (max)	2 1/2 stories	2 1/2 stories
Front Yard (min)	20 ft	10 ft
Rear Yard (min)	15 ft	5 ft
Side Yard (min)	5 ft, if "0" lot line, other side	2 1/2 ft, if "0" lot line, other
	must be 10 ft	side must be 5 ft
Corner lot (min)	side same as front	5 ft or greater

## **Traffic Impact Analysis**

• 98 units with 100 peak hour trips

## Staff Analysis:

The applicant has modified their rezoning request to remove the R-3 Multiple Family zoning option after hearing from the adjacent residential property owners and the concerns raised by the City Council. The requested R-6 Garden Home zoning is compatible with the surrounding zoning and implements the purpose of the PD Ordinance and the PD applicability standards. The applicant will be required to follow all granted / existing code requirements and will have to plat the property. The application is complete, and the Project Plan details the following:

- Final site plan
- Specific land use plan
- Signage plan
- Phasing plan
- Landscape plan
- Site or building materials specifications
- Trash receptacle locations

- Screening fences or walls
- Fire lanes and hydrants

## Alternatives:

- Recommend approval of the rezoning request
- Denial of the rezoning request if denied, the applicant will have to wait for a period of six months prior to resubmitting an application for rezoning on this property.

## SEE LEON VALLEY

- Social Equity The request will facilitate the development of more diverse housing options in Leon Valley.
- Economic Development The request will promote development and an increase in sales and ad valorem tax.
- Environmental Stewardship New construction includes modern building standards, which include environmentally friendly options.

## FISCAL IMPACT

The City will see an increase in ad valorem and sales and use taxes.

## RECOMMENDATION

At their July 26, 2022 meeting, the Planning and Zoning Commission recommended approval of this request as presented.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rey Orozco, Mayor Pro Tem, Council Place 4
SECONDER:	Benny Martinez, Council Place 1
AYES:	Orozco, Martinez, Stevens, Hefner, Bradshaw

ATTEST :

SAUNDRA PASSAILAIGUE **JTRMC** 

City Secretary



## ORDINANCE No. 2022-41

AN ORDINANCE OF THE CITY OF LEON VALLEY, TX, CITY COUNCIL GRANTING A ZONE CHANGE ON AN APPROXIMATELY 9.174 ACRE TRACT OF LAND FROM R-3 MULTIPLE FAMILY, B-1 SMALL BUSINESS, AND B-2 RETAIL ZONING, WITH SUSTAINABILITY OVERLAY, TO PLANNED DEVELOPMENT DISTRICT WITH R-6 GARDEN HOME BASE ZONING AND NO SUSTAINABILITY OVERLAY, BEING GENERALLY LOCATED IN THE 6300 BLOCK OF EVERS ROAD, KNOWN AS PARCEL P-4A, ABSTRACT 530, CB 4432; PROVIDING FOR REPEALER, SEVERABILITY, AND SAVINGS CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS** Chapter 211 of the Vernon's Local Government Code empowers cities to enact zoning regulations and provide for their administration, enforcement, and amendment; and

**WHEREAS** the City has previously deemed it necessary and desirable to adopt zoning regulations to provide for the orderly development of property within the City, in order to promote the public health, safety, and welfare of the residents of the City; and

**WHEREAS** the Leon Valley Code of Ordinances Chapter 15 Zoning constitutes the City's Zoning regulations and requires the property to be zoned in accordance with proper designations as defined by the City: and

**WHEREAS**, on July 26, 2022, the Planning and Zoning Commission of the City of Leon Valley recommended granting a zone change from R-3 Multiple Family, B-1 Small Business, and B-2 Retail zoning, with Sustainability Overlay zoning, to Planned Development District with R-6 Garden Home base zoning and no Sustainability Overlay, on an unplatted parcel of land generally located at the corner of Evers and Seneca Roads, being P-4A, Abstract 530, CB 4432; and

**WHEREAS,** the City Council, after proper notice and public hearing determined that the request is consistent and compatible with the surrounding zoning and with the City's Future Land Use Plan, and

**WHEREAS** the City Council of the City of Leon Valley now wishes to grant the zone change, as requested at the subject location.

## NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEON VALLEY, THAT:

**SECTION 1**. Approximately 9.174 acres is rezoned from R-3 Multiple Family, B-1 Small Business, and B-2 Retail zoning, with Sustainability Overlay zoning and shall hereafter bear the zoning classification of Planned Development District with R-6 Garden Home base zoning and no Sustainability Overlay, and other variances as shown in Ordinance Exhibits A through K attached hereto, said tract of land generally located in the 6300 block of Evers Road, being P-4A, Abstract 530, CB 4432.

**SECTION 2. REPEALER CLAUSE.** The provisions of the Ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein, provided, however, that all prior ordinances or parts of ordinances inconsistent or in conflict with any of the provisions of this ordinance are hereby expressly repealed to the extent that such inconsistency is apparent by any other ordinance.

**SECTION 3. SEVERABILITY CLAUSE.** If any provision, section, sentence, clause, or phrase of this ordinance or application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this ordinance or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council of Leon Valley in adopting, and the Mayor in approving this Ordinance, that no portion thereof or provisions or regulation contained herein shall become inoperative or fall by reason of any unconstitutionally or invalidity of any portion, provision, or regulation.

**SECTION 4. SAVINGS CLAUSE.** The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue, or as affecting any rights of the City under any section or provisions of any ordinances at the time of passage of this ordinance.

**SECTION 5. EFFECTIVE DATE.** The Ordinance shall be effective upon passage and publication as required by law.

**PASSED, ADOPTED AND APPROVED** by the City Council of the City of Leon Valley this the 20th day of September 2022.

APPROVED

CHRIS RILEY MAYOR

Attest :

SAUNDRA PASSAILAIGUE, TRMC City Secretary

Approved as to Form:

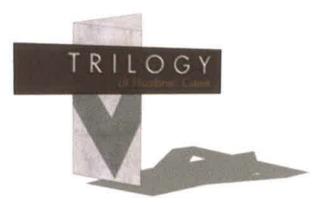
City Attorney



EXHIBIT A

To Ordinance \_\_\_\_

Of The City of Leon Valley



EVERS TRIANGLE PROPERTY

## PLANNED DEVELOPMENT DISTRICT REVISED PROJECT PLAN

September 20, 2022



Approved September 20, 2022

## **Property Description**

The property is a 9-acre triangular tract Generally Located North-West Side of the Evers Rd and Seneca Rd intersection.

## **Property Information (the "Property"):**

Address:Triangular Property generally located at the NW corner ofEvers and Seneca intersection – No municipal address

Legal Description:	<u>CB 4432 P-4A ABS 530</u>
Current Owner:	Ramon Gonzalez
Tract under contract by:	STS Partners, LP
Current Zoning:	B-1 Small Business, B-2 Retail, R-3 Multi-family, with SO, Sustainability Overlay District.

Project Name:

TRILOGY at Huebner Creek



## **REVISED PDD PROJECT PLAN**

Land Use plan:	The Land Use of the Property shall be changed to:
	<u>Base Zoning:</u> The use and development of the Property shall comply with the zoning requirements in Sec. 15.02.312 - R-6 Garden House District Zoning Ordinance as revised and attached to this Plan under <b>Exhibit "B-1"</b> , and with Sec. 10.02.251 – Applicable standards and specifications as revised and attached to this Plan under <b>Exhibit "B-2"</b> . The SO Sustainability Overlay requirements shall all be removed.
Description of how the proposed PD fulfills the goals and objectives of the City's Master Plan	Plan Component 3 of the City's Comprehensive Master Plan: Housing & Neighborhood, specifically addresses the Seneca/Sun Valley Area. It states that:
	"The land use in this area <u>should encourage consolidation of</u> <u>triangular shaped property</u> , located on the west side of Evers Road and strongly encourage zoning unification of this area to: <ul> <li>low density residential uses (such as Single-Family),</li> <li>Multiple-Family, or</li> <li><u>Garden House</u>."</li> </ul>
	Our request for a rezoning to a PDD with a base zoning of R-6 Garden House, is wholly consistent with this City's Comprehensive Master Plan.
Dedicated Park Land to the City	During our meeting with the Tree Advisory Board, it was brought to our attention that the corridor along the Powerlines located on the property is often used by the deer as access to and from the Huebner Onion Natural Area. We are also aware that some local residents use that corridor to access the Natural Area.
	In an effort to provide a permanent connection for wild life and the neighbors between Evers and the Natural Area, our Group would like to initiate discussions with the City about the potential of dedicating the 40' corridor from Evers on the one end, to the property line at the tip of the Triangle on the other end, approximately 0.75 Acres of the property spanning the entire CPS easement, as Park Land.
Project phasing schedule	We expect that this project will be built in one phase, but dependent on market demand.

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modifications to Sec. 15.02.312 - R-6 Garden House District Zoning Ordinance Below Ta		oreviou L5.02.3 w Tabl	he Neighbors' and usly proposed moo 312 is attached her le provides a sumn ons, and our revise	lifications to this se rein as <b>Exhibit "B-1</b> nary of all previous	ection. The updat "
Paragraph	Section 15.02.312 - R-6 Single Family Dwelling – Zoning Ordinances		Current R-6 Standard	Requested Revisions Aug 16	Requested Revisions Sept 20
b.2	Minimum Area of Each lot		4500 SQFT	1400 SQFT	1900 SQFT
b.3	Minimum Depth		100 ft	65 ft	70 ft
b.4	Minimum Floor Space		1,800 SQFT	1,250 SQFT	1,350 SQFT
b.6	Maximum Height		2-1/2 stories	3-1/2 stories	2-1/2 stories
b.5	Minimum frontage		45ft	Private ROW / NA	Private ROW / NA
c.1	Minimum Front yard setback		20 ft	10 ft	10 ft
c.2	Minimum Rear yard setback		15 ft	10 ft	5 ft
c.3	Minimum Side yard setback		5 ft	3 ft	2-1/2 ft
c.5	Minimum Side yard setback (Corner Lot)		20 ft	10 ft	5 ft

\* A minimum 2-1/2 ft side yard setback making a total of 5' wall to wall is allowed by the IFC and does not require a fire wall. The homes must however be sprinkled.

modification	s to Sec. 10.02.251 standards and s				
Paragraph	Section 15.02.312 - R-6 Single Family Dwelling – Zoning Ordinances		Current R-6 Standard	Previously Proposed Modifications	Newly Revised Modifications
L.iv	Minor or Private Street Minimum Right Of Way		50 ft	40 ft	40 ft
L.iv	Minor or Private Street Minimum Pavement Width		30 ft	28 ft	28 ft

## Plan Continues on the next page

Site plan	Attached as <b>Exhibit "C-1"</b> is the proposed Site Plan Attached as <b>Exhibit "C-2"</b> is the proposed Site Plan with CPS Easement and Reserved Detention Basin Area highlighted in color.		
	Please Note that:		
	<ol> <li>We have revised the average lot size to 1960 SQFT with an average lot width of 28' and depth of 70'. Certain cul-de-sac lots require a narrower lot-front and a wider back.</li> </ol>		
	<ol><li>To address the neighbors' privacy concerns, we have lowered the maximum height back to the 2-1/2 stories as originally.</li></ol>		
Landscape plan	Attached as Exhibit "D-1" is the Landscape Plan		
	Attached as Exhibit "D-2" is the Tree Inventory		
Traffic Impact Analysis	Attached as <b>Exhibit "E"</b> is the TIA Worksheet for a maximum of 98 lots		

Drainage analysis	We have conducted a preliminary high-level Drainage Analysis based on the data currently available to us, which we attach herein as <b>Exhibit "F".</b> In this analysis, grading and drainage patterns were not taken into consideration. These patterns will only be available upon the completion of our Engineering Construction Plans. This data will then be used to perform a detailed Storm Water Management Plan ("SWMP").
ю.	Although the initial assessment found that there may be no downstream impact, we believe that this can only be determined with certainty upon the completion of the SWMP.
	Our initial review of the City of Leon Valley's Code did not take into
8	consideration that Chapter 14 of the City's Code of Ordinances refers to adopting the standards of Chapter 13.1 of the City of San Antonio's Storm Water Design Criteria Manual (January 2016). Council Member Stevens brough this matter to our attention, and he is correct. Since then, we have planned for a detention pond and have reflected the same in our proposed revised Site Plan.
	If, later in the Construction Planning process, the SWMP determines that there is no-rise or impact from the development, Our group may decide to submit a request for a variance to remove the detention requirement, which will require Council approval.
	Attached <b>Exhibit "F"</b> includes the following: 1. <b>Exhibit "F-1":</b> d2Hydrology DAM – Showing that the Triangle is not in the Flood Plain

2. Exhibit "F-2": FEMA Data for Huebner Creek Drain 2
3. Exhibit "F-3": A revised Site Survey showing the reserved
location of the Detention Pond as required.
We also refer to the 2016 Forest Oak Drainage Feasibility Report created by Kimley Horn, and commissioned by the City for further information on this matter.

Building elevations	Examples of Building Elevations are attached as Exhibit "G"
Parking plan	Every Garden House shall have a double garage, which provides for two (2) off-street parking stalls, meeting the code requirements.
Signage plan	Attached as Exhibit "H"
Site or building material specifications	As per Code
Topography and Survey	Attached as Exhibit "I"
Floodplain information	Attached as Exhibit "F-1"
Adjacent properties	Detailed list of the owners of adjacent properties within 200 ft of the development was provided as part of our application submission.
Ingress/egress	Shown on Fire Plan, attached as Exhibit "J"
Fire lanes and hydrants.	Shown on Fire Plan, attached as Exhibit "J"
Existing buildings	No Existing Buildings on site
Parking and loading bays	Not Applicable
Large tree groupings	Shown on Landscape Plan <b>Exhibit "D-1"</b> – and as per requested Tree variance
Trash receptacle locations	Single Family dwelling – Bins
Lots	As shown on Site Plan, attached as Exhibit "C"
Building materials	We shall meet the code requirements
Facade features	Examples are attached as Exhibit "G"
Street rights-of-way, curb lines, widths	As shown on Site Plan, attached as <b>Exhibit "C"</b> - Right Of Way = 40' - Curb-to-Curb Street width = 28' - Sidewalk and Curb line = 6'
Screening fences or walls.	An example is attached as <b>Exhibit "K"</b>
level of deviation from the PD Plan that may be internally approved by the Planning and Zoning Director for subsequent development applications	15%

## Please Refer to attached Exhibits B to K.

## Evers and Seneca Triangle Property

Summary of Requested Revisions to Sec. 15.02.312 - R6 Garden House District:

Paragraph	Section 15.02.312 - R-6 Single Family Dwelling – Zoning Ordinances	Current R-6 Standard	Requested Revisions Aug 16	Requested Revisions Sept 20
b.2	Minimum Area of Each lot	4500 SQFT	1400 SQFT	1900 SQFT
b.3	Minimum Depth	100 ft	65 ft	70 ft
b.4	Minimum Floor Space	1,800 SQFT	1,250 SQFT	1,350 SQFT
b.5	Minimum frontage	45ft	Private ROW /	Private ROW /
			NA	NA
b.6	Maximum Height	2-1/2 stories	3-1/2 stories	2-1/2 stories
c.1	Minimum Front yard setback	20 ft	10 ft	10 ft
c.2	Minimum Rear yard setback	15 ft	10 ft	5 ft
c.3	Minimum Side yard setback	5 ft	3 ft	2-1/2 ft
c.5	Minimum Side yard setback (Corner Lot)	20 ft	10 ft	5 ft

## EXHIBIT B-2 VARIANCES PLANNED DEVELOPMENT DISTRICT # 04 Trilogy at Huebner Creek

## Zoning Code Variances

The following variances from the Leon Valley Code of Ordinances, Chapter 15 Zoning are hereby applied to the property known as P-4A, ABS 530, CB 4432, being a 9.174-acre tract of land in the 6300 block of Evers Road, generally located at the corner of Evers and Seneca Streets, as a part of the approved Planned Development District with a base zoning district of R-6 Garden Home. Red text with strikeouts means that portion of the code is stricken:

## Sec. 15.02.312 "R-6" garden house district

(a) <u>Purpose and description</u>. The R-6 district is composed mainly of areas containing singlefamily dwellings. The R-6 district regulations implement the policies of the master plan by 1) protecting the residential character of the areas by prohibiting commercial and industrial activities, apartments, two-family dwellings and manufactured homes; 2) encouraging a suitable neighborhood environment; 3) preserving the openness of the area by requiring that certain minimum yard and area standard requirements be met, however, with greater density being permitted than in the R-1 district.

## (b) Lot regulations.

(1) <u>Area of total development</u>. Not less than three (3) lots with common side lot lines will be zoned for "R-6" garden house. When facing on the same street within the same block, "R-1" single-family dwellings and "R-6" garden houses will not be mixed. However, this does not preclude "R-1" on one side of a street with an "R-6" on the opposite side of the street within the same block or different blocks.

- (2) <u>Area of each lot</u>. 4,500 1,900 square feet average minimum lot area.
- (3) <u>Depth</u>. A minimum of <del>100</del> 70 feet.

(4) <u>Floor space</u>. There shall be a heated living area in each garden house of not less than 1,350 square feet the following: one story - 1000 square feet; two story - 1400 square feet; two and one-half story - 1800 square feet. When "R-6" is mixed with "R-1" in the same subdivision, the average heated living area of "R-6" housing shall be at least seventy five (75) percent of the average size of the "R-1" structures, but in no event shall the minimum square footage be less than as described above.

(5) Frontage. A minimum of 45 feet on a public right-of-way is required.

(6) <u>Height</u>. A maximum of two three (2-3) stories is allowed for interior lots and lots along Evers Road. Maximum height on lots abutting R-1 Single Family zoned lots shall not exceed two and one-half stories (2-1/2).

## (c) Setback requirements.

(1) <u>Front yard</u>. There shall be a front yard having a minimum depth of twenty (20) ten (10) feet, except as hereinafter provided.

(2) <u>Rear yard</u>. There shall be a rear yard having a minimum depth of fifteen (15) five (5) feet except where the garage is entered from the rear in which case the minimum rear yard shall be twenty-five (25) feet exclusive of the area used as a garage. Total square footage of accessory buildings exclusive of a detached garage shall not exceed 150 square feet.

(3) <u>Side yard</u>. There shall be a side yard on each side of all lots of not less than five (5) two and one-half (2-1/2) feet, except on corner lots on which external side yard shall not be less than ten (10) three (3) feet. Alternatively, one side yard may be reduced to zero (0) feet provided the other side yard is increased to ten (10) five (5) feet. However, in no event shall the outside walls of a structure be closer than ten (10) five (5) feet to the outside walls of a structure built on an adjacent lot.

(4) <u>Zero lot line exterior wall</u>. When a structure is built with a side yard of zero (0) feet, no windows or doors will be built into an exterior side wall so situated. In addition, a six-foot privacy fence will be constructed and maintained by the owner from the rearmost point of such an exterior wall to the rear lot line of the property.

(5) <u>Corner lot</u>. Where lots abut on two (2) intersecting or intercepting streets, where the interior angle of intersection or interception does not exceed 135 degrees, a side yard shall be provided on the street side equal to the front yard.

(6) <u>Double frontage</u>. Where lots front upon two (2) parallel streets or front upon two (2) streets that do not intersect at the boundaries of the lot, a rear yard shall be provided on the street side equal to the front yard.

(7) <u>Reverse frontage</u>. On corner lots, where interior lots have been platted or sold, fronting on the side street, a side yard shall be provided on the street side equal to the front yard on the lots in the rear. No accessory building on said corner lot shall project beyond the front line of the lots in the rear.

## (d) <u>Other</u>.

(1) <u>Accessory building</u>. Shall be allowed but shall be located no closer than 5 feet from any property line and must be located in the rear yard. In no case shall an accessory building occupy more than 20% of the total open space in the rear yard.

(2) <u>Landscaping</u>. A total of 35% of street yard area must be landscaped. The use of drought tolerant turf grasses, such as zoysia or buffalo tif or combination, or other drought tolerant plantings and hardscape is strongly recommended.

(3) <u>Lighting</u>. All outdoor lighting shall be hooded and all light emissions shielded and shall be oriented such that light is directed towards the property and does not trespass onto surrounding properties. Lights affixed to the buildings shall be mounted no higher

than the eaves of said building. Lights affixed to a pole shall be mounted no higher than 40% of the distance from the front property line to the main structure.

(4) <u>Masonry required</u>. Garden houses shall be constructed of masonry or other similar noncombustible materials to the extent of not less than seventy-five (75) percent of overall exterior walls.

(5) <u>Nonconforming dwellings</u>. The provisions above shall not be applicable to nonconforming dwellings in existence on the date of the adoption thereof or to dwellings built hereafter on the same lot to replace such nonconforming dwellings as may be destroyed by fire, windstorm or other involuntary cause.

(6) <u>Parking</u>. A total of two off-street parking spaces shall be provided.

(7) <u>Public facilities</u>. "R-6" garden houses are permitted only on lots that are connected to the city's water and public sewage disposal system and must conform to the regulations in <u>article 10.02</u> (subdivision ordinance).

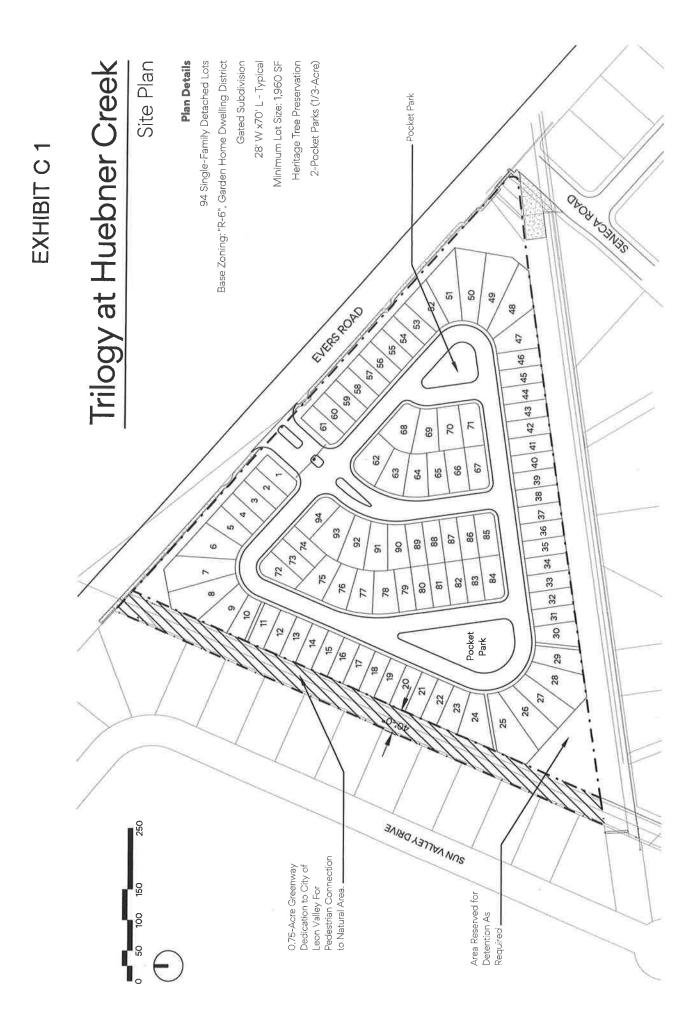
(8) <u>Storage</u>. Outside storage is not allowed in the R-6 district, with the exception of vehicles, trailers, recreational vehicles and boats in accordance with <u>article</u> <u>3.05</u> and <u>article 12.03</u> of the Leon Valley City Code. Items to be stored shall be completely contained in either the main structure, garage, or an accessory building.

## Subdivision Code Variances

The following variances from the Leon Valley Code of Ordinances, Chapter 10 Subdivision Regulations are hereby applied to the property known as P-4A, ABS 530, CB 4432, being a 9.174-acre tract of land in the 6300 block of Evers Road, generally located at the corner of Evers and Seneca Streets, as a part of the approved Planned Development District with a base zoning district of R-6 Garden Home. Red text with strikeouts means that portion of the code is stricken:

Sec. 10.02.251 Applicable Standards and Specifications, (2) Streets.

(iv) Minor or private streets shall have a right-of-way of at least fifty (50) forty (40) feet and a pavement width of at least thirty (30) twenty-eight (28) feet.







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**EXHIBIT D 1** 

# TRILOGY at Huebner Creek (Evers Triangle) TREE INVENTORY

Tree Inventory Summary	ummary
Heritage	11
Large	155
Medium	75

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Species Inventory	Quantity
ASH - MU	1
Glossy Privet - Multi	F
Hackberry	5
OAK	m
Velvet Ash	1

\* Exempt = Dead / Diseased or Hazardous

Total	155
(empt*	15

uite	/ Privet 13	11	- Multi 1	10	2	and a second second	Quantify 2 2 10 11 11 11 13 55 55 34 9 9	Species Inventory China China - Multi China - Multi ELM Glossy Privet Hackberry Mesquite OAK
berry		let	et	lfti et	- Multi Privet erry ite	- Multi Privet erry ite	10	Sugarberry
		<b>U</b>	G	Ξ W	- Multi Privet erry ite	- Multi Privet erry lite	40	Valuat Ach

EXHIBIT D 2

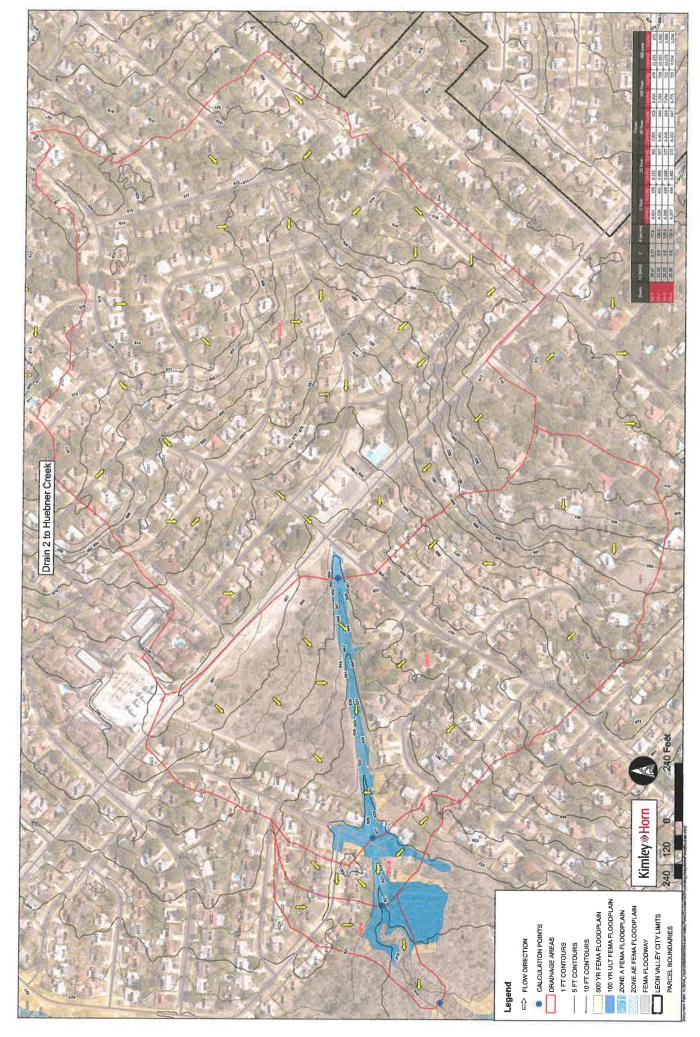
Inedium	
Total	75
Exempt*	ъ
Species Inventory	Quantity
China	1

Species Inventory	Quantity
China	1
China Pistache	1
ELM	m
Glossy Privet	10
Hackberry	46
Mesquite	11
OAK	2
PRIVOT	1

## EXHIBIT E

City of Leon	valley - 1n	LITIC Impact Analysis Office Use Only: CASE #	(TIA) Threshold Worksheet
			nalysis, as per city code, Sect. 15.02.551
Project Name: EVERS	s et se	ENECA	
Location: EVERS			
Applicant: <u>SAMIR</u> C	HEHA	DE Owner:	SAME CUNDER CONTRAS
Agent/Applicant			** Submit Letter of Authorization**
Type of Development Request: (ci	rcle one)		
ZONING SPECIF	IC USE PERI	MIT PL,	AT CERTIFICATE OF OCCUPANCY
SECTION A (Initial Traffic Impact	Analysis) RE	SIDENTIAL DEVELO	PMENT
ANTICIPATED LAND USE	NUM	BER OF UNITS	OTHER - SPECIFY
SF		98	
PEAK HOUR?? (i.e, 5-6 p.m. Weekday)	) PEAK	HOUR TRIPS	TRIP RATE SOURCE +ITE CODE:
pm	1.02/	UNIT = 100	2/0
NTICIPATED LAND USE	PROJECT SIZE	OTH	IER — SPECIFY
	ACRES	GROSS FLOOR AREA	
EAK HOUR?? (i.e, 5-6 p.m. Weekday)	PEAK	HOUR TRIPS	TRIP RATE SOURCE •ITE CODE:
54 - C			
*A TRAFFIC IMPACT ANALYS Refer to Section 15.02.551, 2007 Zo *NOTE** FILL OUT PORTION I ECTION C (To Be Completed By	oning Code for D & E OF TH	Details)	TRIPS <u>EXCEED</u> 100.** IA PEAK HOUR TRIPS <u>EXCEED</u> <u>100</u>
	C		and the second
EVIEWED BY: Moline	Dif	- All on provide the second second	
RAFFIC IMPACT ANALYSIS RE	OUIRED: (Cir	cle One) YES	(NQ)
EVEL REQUIRED: (Circle One of			2 3
			, Suite 410, Washington DC 20024-2729; (202) 554-8050
ignature of Applicant:	0-	Date of Subr	
11-			

EXHIBIT F 1



Effective Date: July 2, 2018

Case No.: 17-06-2511P

LOMR-APP



## Federal Emergency Management Agency

Washington, D.C. 20472

## LETTER OF MAP REVISION DETERMINATION DOCUMENT

	COMMUNITY AND REVISION INFORMATION		PROJECT DESCRIPTION	BASIS OF REQUEST		
COMMUNITY	City of Leon Valley Bexar County Texas		NO PROJECT	FLOODWAY HYDRAULIC ANALYSIS HYDROLOGIC ANALYSIS UPDATED TOPOGRAPHIC DATA		
IDENTIFIER	Huebner Creek Drain 1 & 2		APPROXIMATE LATITUDE & LONGIT SOURCE: USGS QUADRANGLE	JDE: 29.487, -98.617 DATUM: NAD 83		
	ANNOTATED MAPPING ENCLOSURES		ANNOTATED ST	JDY ENCLOSURES		
TYPE: FIRM*	NO.: 48029C0380G DATE: September 2	9, 2010 [	DATE OF EFFECTIVE FLOOD INSURA PROFILE(S): 209P, 210P, 216P, 2 FLOODWAY DATA TABLE: 10 SUMMARY OF DISCHARGES TAB	17P and 218P		
Enclosures reflect of * FIRM - Flood Insu	changes to flooding sources affected by this revision. urance Rate Map					
	FLOODING SO	OURCES AN	ID REVISED REACHES See Pa	ge 2 for Additional Flooding Sources		
Drain 1 Huebner Creek - from the confluence with Huebner Creek to approximately 2,410 feet upstream of the confluence with Huebner Creek						
	SUM	MARY OF	REVISIONS			
Flooding Source	Effec	tive Floodir	ng Revised Flooding Increa	ses Decreases		
Drain 1 Huebner Cr	reek Zone	AE	Zone AE YES	YES		
	Zone	X (shaded)	Zone X (shaded) YES	YES		
	BFEs	*	BFEs YES	YES		
	Flood	lway	Floodway YES	YES		
* BFEs - Base Floo	d Elevations					
DETERMINATION						
This document provides the determination from the Department of Homeland Security's Federal Emergency Management Agency (FEMA) regarding a request for a Letter of Map Revision (LOMR) for the area described above. Using the information submitted, we have determined that a revision to the flood hazards depicted in the Flood Insurance Study (FIS) report and/or National Flood Insurance Program (NFIP) map is warranted. This document revises the effective NFIP map, as indicated in the attached documentation. Please use the enclosed annotated map panels revised by this LOMR for floodplain management purposes and for all flood insurance policies and renewals in your community.						
any questions about LOMC Clearinghout	is based on the flood data presently available. The en ut this document, please contact the FEMA Map Informa use, 3601 Eisenhower Avenue, Suite 500, Alexandria, V ov/national-flood-insurance-program.	ation eXcha	nge toll free at 1-877-336-2627 (1-877-F	EMA MAP) or by letter addressed to the		

Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration

17-06-2511P

Effective Date: July 2, 2018



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Washington, D.C. 20472

## LETTER OF MAP REVISION DETERMINATION DOCUMENT (CONTINUED)

## **OTHER FLOODING SOURCES AFFECTED BY THIS REVISION**

FLOODING SOURCES AND REVISED REACHES

Drain 2 to Huebner Creek - from the confluence with Huebner Creek to approximately 2,680 feet upstream of the confluence with Huebner Creek

Flooding Source	SUMMARY OF REVISIONS			
	Effective Flooding	<b>Revised Flooding</b>	Increases	Decreases
Drain 2 to Huebner Creek	Zone A	Zоле AE	YES	YES
	Floodway	Floodway	YES	YES
	BFEs*	BFEs	YES	YES
	Zone X (shaded)	Zone X (shaded)	YES	YES
* DEE - Base Elevel Eleveltane				

\* BFEs - Base Flood Elevations

This determination is based on the flood data presently available. The enclosed documents provide additional information regarding this determination. If you have any questions about this document, please contact the FEMA Map Information eXchange toll free at 1-877-336-2627 (1-877-FEMA MAP) or by letter addressed to the LOMC Clearinghouse, 3601 Eisenhower Avenue, Suite 500, Alexandria, VA 22304-6426. Additional Information about the NFIP is available on our website at http://www.fema.gov/national-flood-insurance-program.

Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration

17-06-2511P

Page 3 of 5 Issue Date: February 15, 2018



## Federal Emergency Management Agency

Washington, D.C. 20472

## LETTER OF MAP REVISION DETERMINATION DOCUMENT (CONTINUED)

## **COMMUNITY INFORMATION**

## APPLICABLE NFIP REGULATIONS/COMMUNITY OBLIGATION

We have made this determination pursuant to Section 206 of the Flood Disaster Protection Act of 1973 (P.L. 93-234) and in accordance with the National Flood Insurance Act of 1968, as amended (Title XIII of the Housing and Urban Development Act of 1968, P.L. 90-448), 42 U.S.C. 4001-4128, and 44 CFR Part 65. Pursuant to Section 1361 of the National Flood Insurance Act of 1968, as amended, communities participating in the NFIP are required to adopt and enforce floodplain management regulations that meet or exceed NFIP criteria. These criteria, including adoption of the FIS report and FIRM, and the modifications made by this LOMR, are the minimum requirements for continued NFIP participation and do not supersede more stringent State/Commonwealth or local requirements to which the regulations apply.

We provide the floodway designation to your community as a tool to regulate floodplain development. Therefore, the floodway revision we have described in this letter, while acceptable to us, must also be acceptable to your community and adopted by appropriate community action, as specified in Paragraph 60.3(d) of the NFIP regulations.

### **COMMUNITY REMINDERS**

We based this determination on the 1-percent-annual-chance discharges computed in the submitted hydrologic model. Future development of projects upstream could cause increased discharges, which could cause increased flood hazards. A comprehensive restudy of your community's flood hazards would consider the cumulative effects of development on discharges and could, therefore, indicate that greater flood hazards exist in this area.

Your community must regulate all proposed floodplain development and ensure that permits required by Federal and/or State/Commonwealth law have been obtained. State/Commonwealth or community officials, based on knowledge of local conditions and in the interest of safety, may set higher standards for construction or may limit development in floodplain areas. If your State/Commonwealth or community has adopted more restrictive or comprehensive floodplain management criteria, those criteria take precedence over the minimum NFIP requirements.

We will not print and distribute this LOMR to primary users, such as local insurance agents or mortgage lenders; instead, the community will serve as a repository for the new data. We encourage you to disseminate the information in this LOMR by preparing a news release for publication in your community's newspaper that describes the revision and explains how your community will provide the data and help interpret the NFIP maps. In that way, interested persons, such as property owners, insurance agents, and mortgage lenders, can benefit from the information.

This determination is based on the flood data presently available. The enclosed documents provide additional information regarding this determination. If you have any questions about this document, please contact the FEMA Map Information eXchange toll free at 1-877-336-2627 (1-877-FEMA MAP) or by letter addressed to the LOMC Clearinghouse, 3601 Eisenhower Avenue, Suite 500, Alexandria, VA 22304-6426. Additional Information about the NFIP is available on our website at http://www.fema.gov/national-flood-insurance-program.

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17-06-2511P

Effective Date: July 2, 2018



Federal Emergency Management Agency

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## LETTER OF MAP REVISION DETERMINATION DOCUMENT (CONTINUED)

We have designated a Consultation Coordination Officer (CCO) to assist your community. The CCO will be the primary liaison between your community and FEMA. For information regarding your CCO, please contact:

Ms. Sandy Keefe Director, Mitigation Division Federal Emergency Management Agency, Region VI Federal Regional Center, Room 206 800 North Loop 288 Denton, TX 76209 (940) 898-5127

## STATUS OF THE COMMUNITY NFIP MAPS

We will not physically revise and republish the FIRM and FIS report for your community to reflect the modifications made by this LOMR at this time. When changes to the previously cited FIRM panel and FIS report warrant physical revision and republication in the future, we will incorporate the modifications made by this LOMR at that time.

This determination is based on the flood data presently available. The enclosed documents provide additional information regarding this determination. If you have any questions about this document, please contact the FEMA Map Information eXchange toll free at 1-877-336-2627 (1-877-FEMA MAP) or by letter addressed to the LOMC Clearinghouse, 3601 Eisenhower Avenue, Suite 500, Alexandria, VA 22304-6426. Additional Information about the NFIP is available on our website at http://www.fema.gov/national-flood-insurance-program.

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17-06-2511P

Page 5 of 5 | Issue Date: February 15, 2018

Effective Date: July 2, 2018



Federal Emergency Management Agency

Washington, D.C. 20472

## LETTER OF MAP REVISION DETERMINATION DOCUMENT (CONTINUED)

## PUBLIC NOTIFICATION OF REVISION

A notice of changes will be published in the *Federal Register*. This information also will be published in your local newspaper on or about the dates listed below, and through FEMA's Flood Hazard Mapping website at https://www.floodmaps.fema.gov/fhm/bfe\_status/bfe\_main.asp

LOCAL NEWSPAPER

Name: Helotes Echo

Dates: February 23, 2018 and March 2, 2018

Within 90 days of the second publication in the local newspaper, any interested party may request that we reconsider this determination. Any request for reconsideration must be based on scientific or technical data. Therefore, this letter will be effective only after the 90-day appeal period has elapsed and we have resolved any appeals that we receive during this appeal period. Until this LOMR is effective, the revised flood hazard determination presented in this LOMR may be changed.

This determination is based on the flood data presently available. The enclosed documents provide additional information regarding this determination. If you have any questions about this document, please contact the FEMA Map Information eXchange toll free at 1-877-336-2627 (1-877-FEMA MAP) or by letter addressed to the LOMC Clearinghouse, 3601 Eisenhower Avenue, Suite 500, Alexandria, VA 22304-6426. Additional Information about the NFIP is available on our website at http://www.fema.gov/national-flood-insurance-program.

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17-06-2511P

			Peak Discharges (cubic feet per second)				
Flooding Source and Location	Drainage Area <u>(square</u> <u>miles)</u>	10-Percent- <u>Annual-</u> <u>Chance</u>	2-Percent- Annual-Chance	1-Percent- Annual-Chance	0.2-Percent- Annual-Chance		
CULEBRA TRIBUTARY A							
Just above confluence with	0.05	0.075	5 000	0.004	0.544		
Culebra Creek CULEBRA TRIBUTARY B	3.25	3,975	5,966	6,821	9,514		
Just above confluence with							
Culebra Creek	1.72	1,753	2,896	3,403	4,976		
CULEBRA TRIBUTARY C							
Just above confluence with	5.00						
Culebra Creek	5.88	3,726	6,711	8,018	12,661		
CULEBRA TRIBUTARY C-1 Just above confluence with							
Culebra Tributary C	1.00	1,526	2,576	3,025	4,433		
CULEBRA TRIBUTARY D			_,	_ ,	.,		
Just above confluence with							
Culebra Creek	5.50	2,708	4,928	5,974	9,581		
CULEBRA TRIBUTARY E							
Just above confluence with Culebra Creek	1.68	1,310	2,379	2,856	4,355		
	1.00	1,010	2,070	2,000	4,000		
Just above confluence with							
Culebra Creek	1.84	1,187	2,295	2,803	4,436		
DRAIN 1 HUEBNER							
CREEK							
At the confluence with Huebner Creek	0.14	323	569	676	991		
Approximately 770 feet	0.14	525	209	070	551		
upstream of Grass Hill							
Drive	0.04	129	205	230	321	0.00	
DRAIN 1-A HUEBNER	0.01		200			- <del>K</del>	
CREEK							
At the confluence with							
Huebner Creek	0.36	71	118	140	202		
DRAIN 2 HUEBNER CREEK							
Approximately 725 feet							
upstream of the confluence	0.21	335	578	660	963		
with Huebner Creek Approximately 1,120 feet	0.21	555	570	000	303		
rippioninatory 1, 120 leet							

## Table 6C – Summary of Discharges – Leon Creek Watershed (continued)

REVISED

DATA

**REVISED TO REFLECT LOMR** EFFECTIVE: July 2, 2018

611

1,158

677

23,316

18,555

7,967

## 34

230

439

256

8,369

7,049

3,167

378

718

416

14,029

11,131

4,865

428

812

469

16,323

12,965

5,664

upstream of Evening Sun

**DRAIN 3 HUEBNER** 

Approximately 370 feet

with Huebner Creek

FRENCH CREEK

Leon Creek

upstream of the confluence

Just above confluence with

Approximately 3,800 feet

downstream of FM 1604

downstream of FM 1560

Approximately 1,800 feet

Approximately 320 feet upstream of Forest Mont Street

0.12

0.20

0.11

11.63

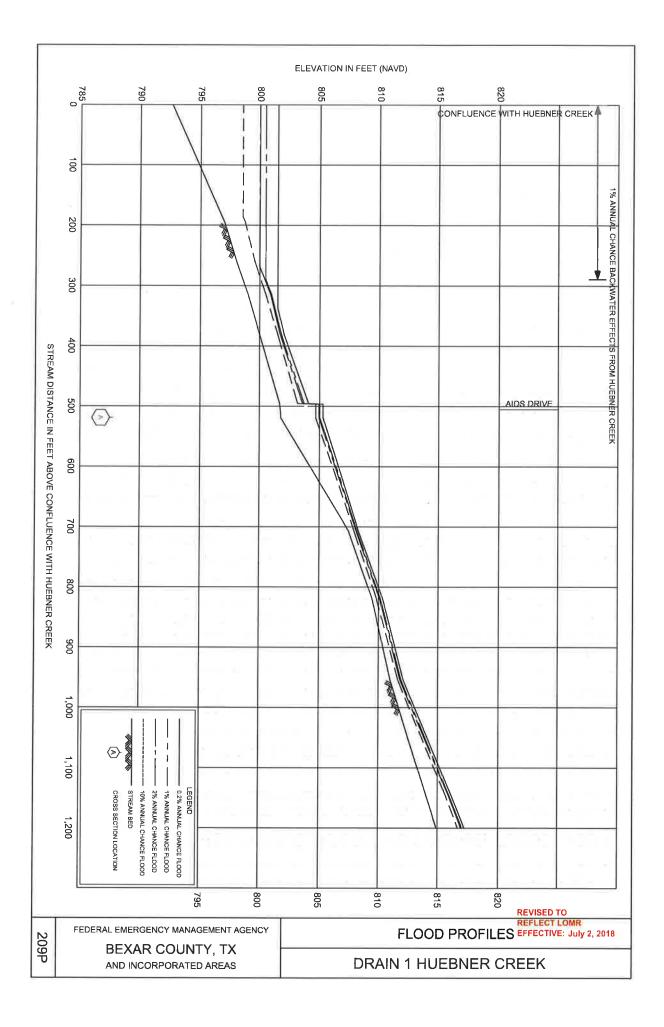
5.94

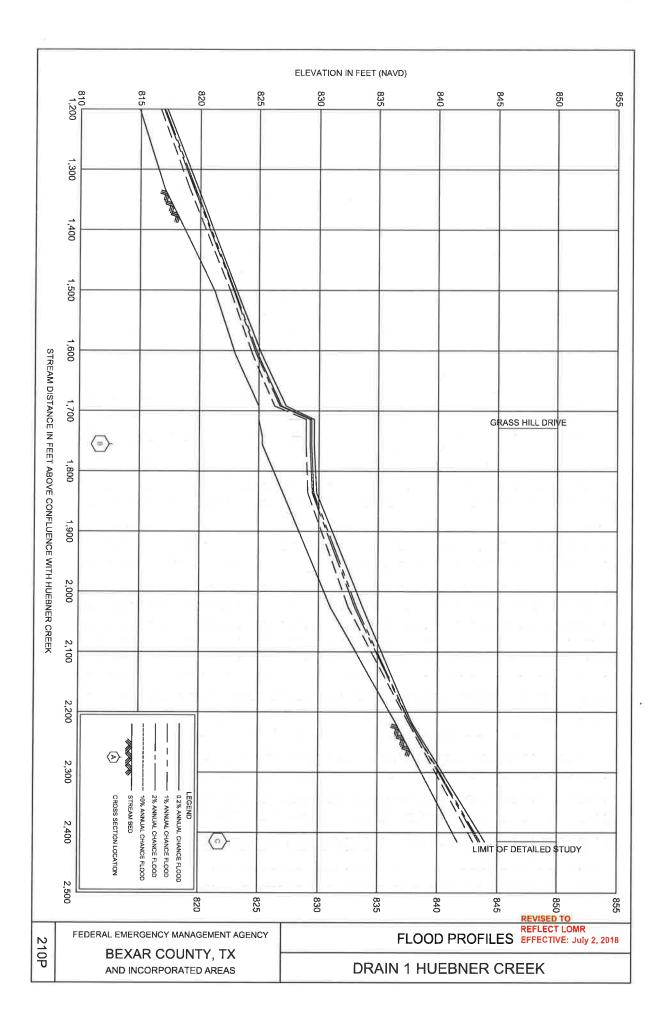
2.14

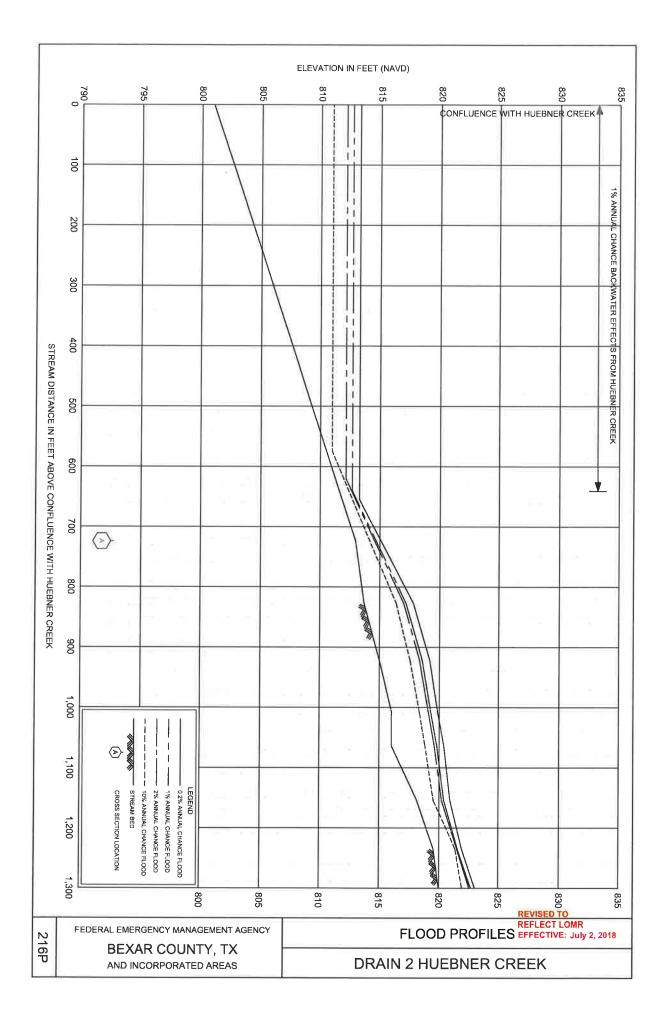
Street

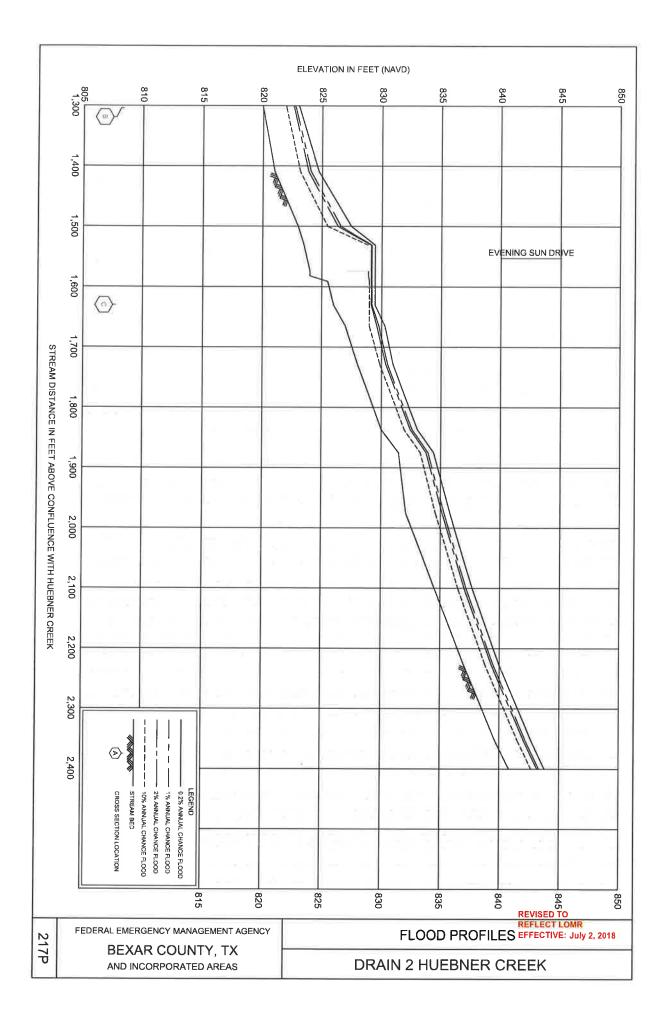
CREEK

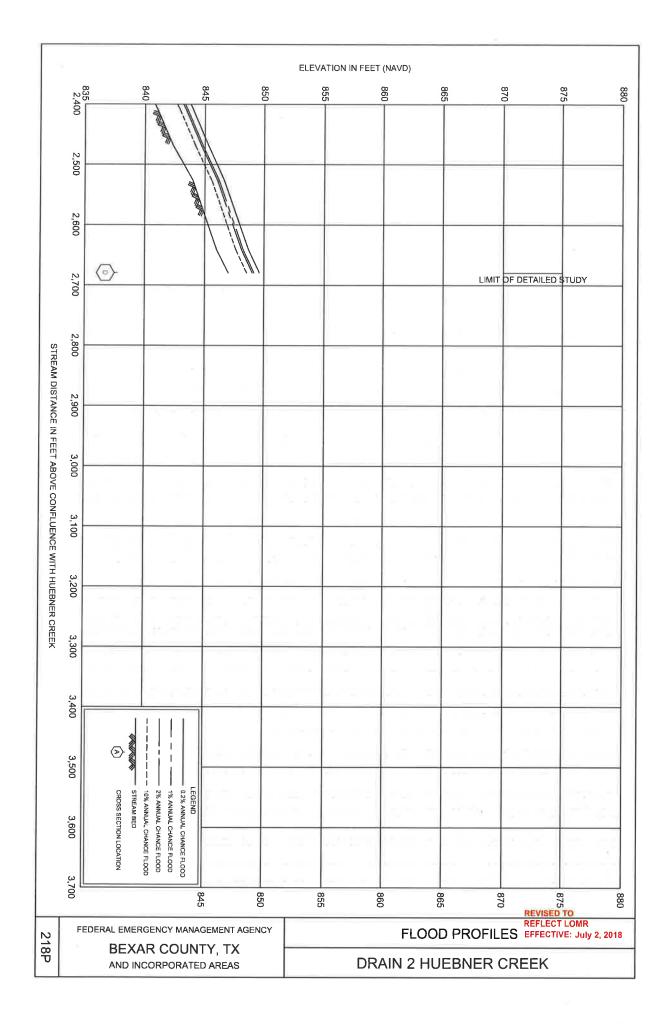
37E 10	<b>A</b> T				1	(	1	
FEDERAL EMERGENCY MANAGEMENT AGENCY BEXAR COUNTY, TX AND INCORPORATED AREAS		<sup>1</sup> Feet above confluence with Huebner Creek <sup>2</sup> Elevation computed without consideration of backwater effects from Huebner Creek		Drain 2 Huebner Creek A	Drain 1A Huebner Creek A	Drain 1 Huebner Creek A B C	CROSS SECTION	FLOODING SOURCE
		ith Huebner Cr out consideratic		724	115	519 1,755 2,415	DISTANCE <sup>1</sup>	JRCE
		eek on of backwate		72	40	104 120 18	WIDTH (FEET)	
$\vdash$	er effects from	er effects from	191	223 272 31	SECTION AREA (SQUARE FEET)	FLOODWAY		
	FLOOD	Huebner Creek		6.5	0.7	3.0 1.8 7.5	MEAN VELOCITY (FEET PER SECOND)	
DRAIN 1 H DRAIN 1A DRAIN 2 H	FLOODWAY DATA -			814.7	805.1	805.0 829.4 843.6	REGULATORY (FEET NAVD)	1-PE
			814.7	804.5 <sup>2</sup>	805.0 829.4 843.6	WITHOUT FLOODWAY (FEET NAVD)	ERCENT-ANNUA WATER SURFA	
CREEK - CREEK - CREEK	LEON CREEK WATERSHED	REVISED TO		814.7	805.4	805.5 829.6 843.6	WITH FLOODWAY (FEET NAVD)	1-PERCENT-ANNUAL-CHANCE-FLOOD WATER SURFACE ELEVATION
	July 2, 2018 RSHED	MR .	 REVISED	0.0	0.9	0.5 0.2 0.0	INCREASE (FEET)	Ō
					$\rightarrow$			

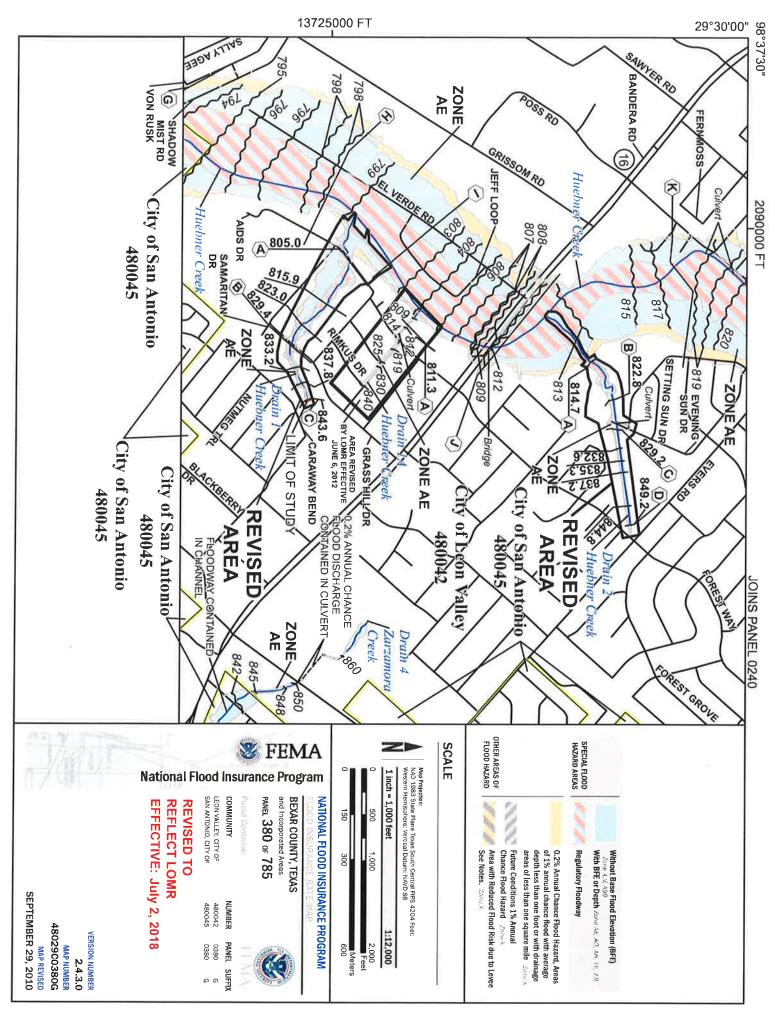












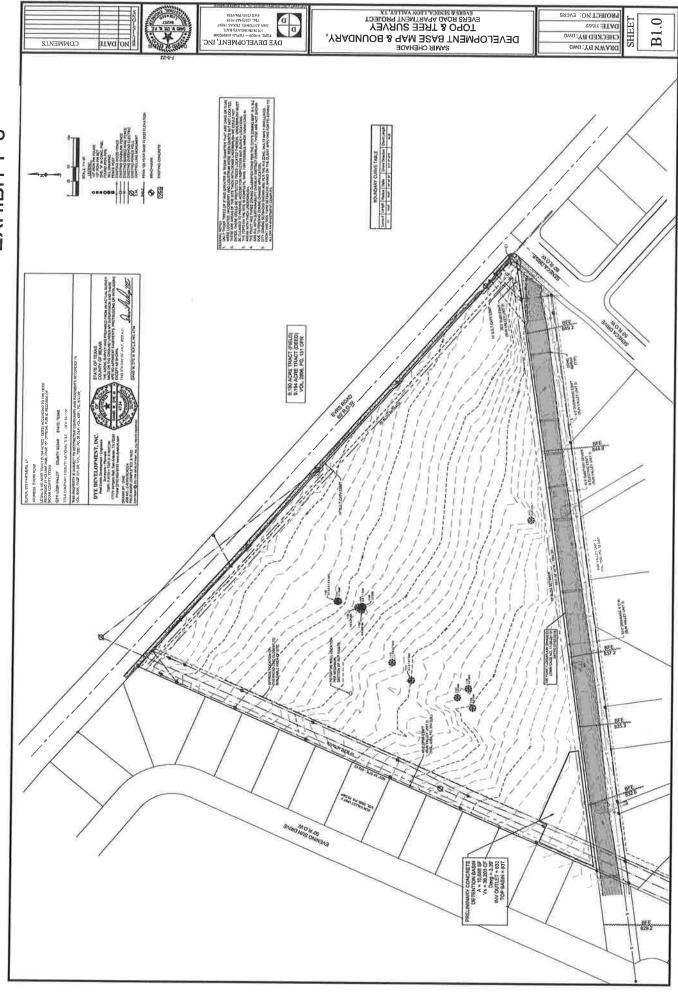
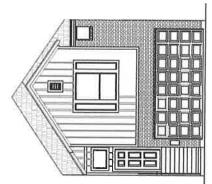
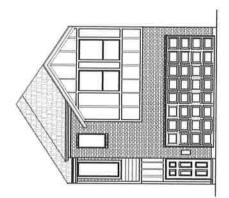


EXHIBIT F 3

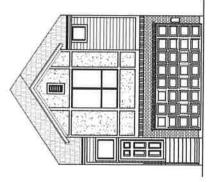
## EXHIBIT G







## **ELEVATIONS - EXAMPLES**



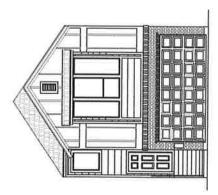


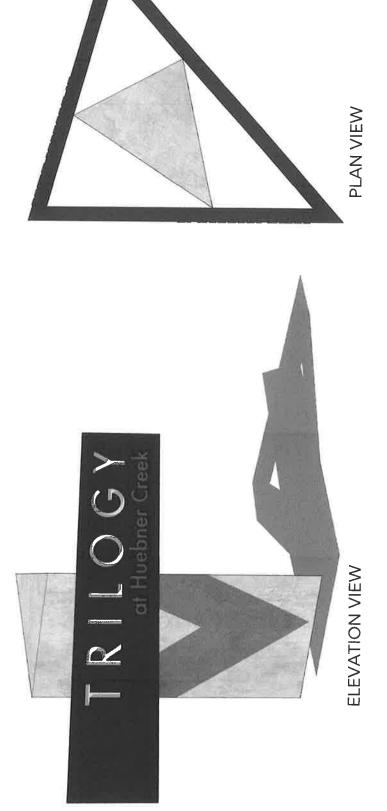
EXHIBIT H

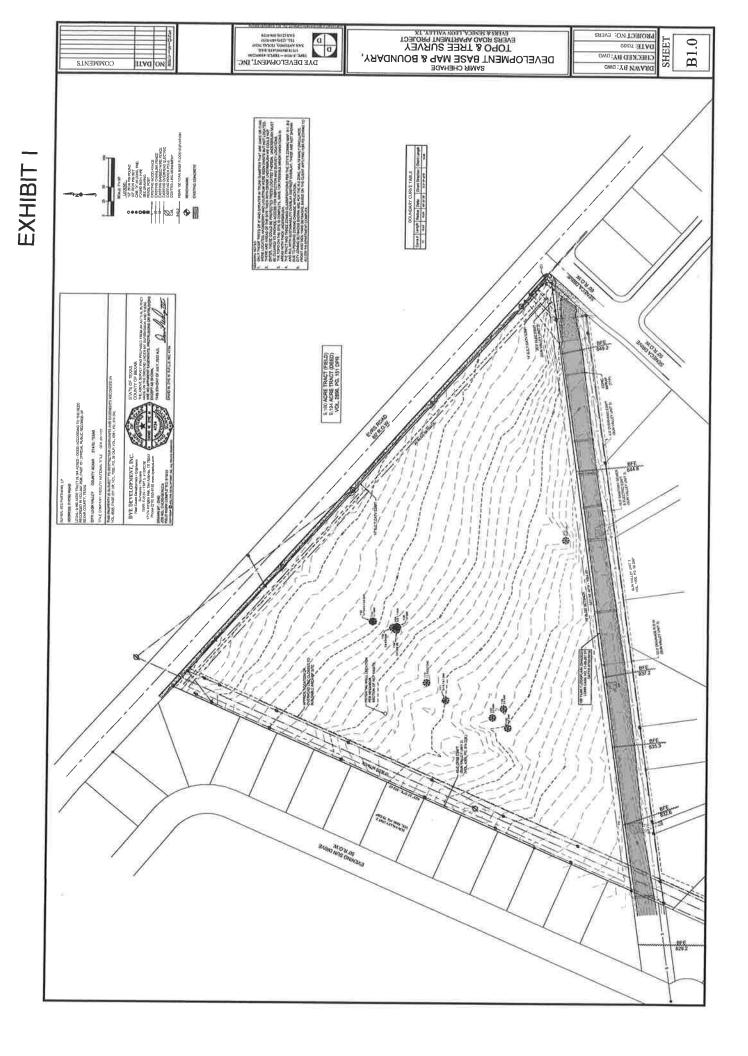
# The Trilogy at Huebner Creek

Signage Plan

Plan Details

5 Foot Tall Entryway Monument Sign Materials: Cor-Ten Steel & Concrete







**EXHIBIT K** 

SCREENING FENCE - EXAMPLE

