Staff Report – Planning & Zoning Item



Date:October 18, 2016Case No.:Z-16-15Request:MF to NSApplicant:Bethany Rosebrock

Agenda Item

Z-16-15 Hold a public hearing and consider a zoning change request from Multiple Family to Neighborhood Services Zoning District at 508 North Wall Street, located on the west side of North Wall Street, between East 5th and East 6th Avenues.

Originating Department

Planning – Erin Smith, Director of Planning

Case Summary

The applicant has submitted this request for a zone change to allow for a Neighborhood Service business or office use. To the north are Valvoline and Sheer Bliss; to the east are Montgomery Chiropractic and single family homes; to the west are State Farm Insurance, Community Counseling Center, and ; and to the south are the 1874 Church, Bell Fine Arts Association, and single family homes.

Current Zoning

Proposed Zoning

Multiple Family

Neighborhood Service

Design Standards Type Area: 7 Recommended Type Area: 7

This property is in Type Area 7 in the Design Standards. If approved, a Neighborhood Service District use would be required to comply with all the Design Standards for Type Area 7.

Land Use Table/Allowable Uses

The Neighborhood Service Zoning District allows the following land uses, and would accommodate this request:

- Antique Shop
- Bakery or confection shop, retail
- Barber or beauty shop
- Church

P&Z Agenda Item October 18, 2016 Page 1 of 3

- Child care center or day care center
- Food or convenience stores (no gasoline sales)
- Health studio, gym or exercise class area
- Personal service shop
- Service or retail, incidental to the main use
- Veterinarian office, no hospital (No outside kennels or pens)

Project Analysis and Discussion

This property is located amidst a variety of office, neighborhood service, retail, and single family uses. The applicant is proposing this zone change to allow for a proposed business or office use in conjunction with the Future Land Use Plan which identifies this area as High Density/Mixed Use.

The applicant is proposing to utilize the existing building as a future Neighborhood Service use. Currently, there is not adequate on-site parking for a Neighborhood Service use. According to the Bell County Tax Appraisal District, this structure is 1,778 square feet in size. Section 34, Off-Street Parking and Loading Requirements, of the Zoning Ordinance, states an office use shall provide one parking space for each 300 square feet of gross floor area and a retail or personal service use shall provide one parking space for each 200 square feet of gross floor area. An office use will require a total of 6 on-site parking spaces and a retail or personal service use will require a total of 9 on-site parking spaces. The parking surface shall be concrete, asphalt, or brick.

This property is located in the Central Belton Historic District. If changes are proposed to the exterior of the structure, the Historic Preservation Commission will review to determine if the changes maintain the integrity of this historic building.

After careful review of the City's Design Standards and the applicability of this use among surrounding properties, this requested zone change appears to be reasonable in this location.

Recommendation

Recommend approval of zone change from Multiple Family to Neighborhood Service District with development regulated under the Design Standards for Type Area 7 standards as follows:

- 1. The allowable uses of the property shall conform to the Neighborhood Service Zoning District in all respects.
- 2. The development of the property shall conform to all applicable Type Area 7 Design Standards, as identified in Ordinance 2014-17, Section 7.1 of the Zoning Ordinance, including:
 - a. Site Development Standards discussed above

P&Z Agenda Item October 18, 2016 Page 2 of 3

- b. Building Design Standards
- c. Landscape Design Standards
- 3. Sign Standards shall conform to Ordinance 2008-11.
- 4. On-site parking is required prior to issuance of a Certificate of Occupancy.

Attachments:

- 1. Zoning application
- 2. Property Location Map
- 3. Zoning map
- 4. Aerial photo
- 5. Map with zoning notice boundary (200')
- 6. Zoning notice to owners
- 7. Property owners list

P&Z Agenda Item October 18, 2016 Page 3 of 3

City of Belton Request for Zoning Change

	To the City Council a Planning and Zoning Co	and the ommission	recommenteritors are nova
	Fee: \$250.00		
Date Received:	9/27/16 Date Due: 09-30-10	Deadline for a zon business day of th	ning change request is the last ne month.
Applicant:	BETHANY ROSEBROCK	Phone Number:	254 721 -6-255
Mailing Address:	618 N WALL	City: BELTON	State: 7X
Email Address:	betho 33 @ ymail. com	energia anti-anti-anti- regionale munimità energia in babilitati	
Owners Name:	BETHANY ROSEBRACK	Phone Number:	
Mailing Address:	some	City:	State:
Email Address:	is may have supplemental outa ceschaince standards regin development of the near Crevelopment Extend which	. 1. Al Bavelopment 18 data per li citto na	
Applicant's Interest in Property:	3 Would like to zone	property a	mwercuit
Legal Description	of Property: SMITH'S SECOND ADDIT	ION BLOCK A3.	2 LOT 8 PT9N25 FI
Is this property be	ing simultaneously platted?		BF 9
Street Address:	508 N Wall		
Zoning changing f	from: RESIDENTIAL to: DETGH SET Multi-Family tank Rosebrock 9	RVICE	
Signature of Applic	any posibioin 9	Date	
Signature of Owne	er (if not applicant)	Date	

Checklist for Zoning Items to be submitted with application:

Signed Application

Fees Paid

Complete Legal Description of the property to be re-zoned

Site Plans per Section 32, Planned Development, of the Zoning Ordinance. Please see the back for specific guidelines.

In the event the request involves more than one lot of irregular tracts or acreage, a drawing of the property must be submitted.

Zoning Case # Z-16-15 Location

140

10 50 90 M

ZONING CHANGE: Multi Family to Neighborhood Service

BELTON Planning Department

LEGAL DESCRIPTION:

ALEXANDERS ADDITION BLOCK 006, LOT PT 2

PROPERTY OWNER: ROSEBROCK, JAMES ETUX BETHANY

ADDRESS/LOCATION:

508 N Wall St



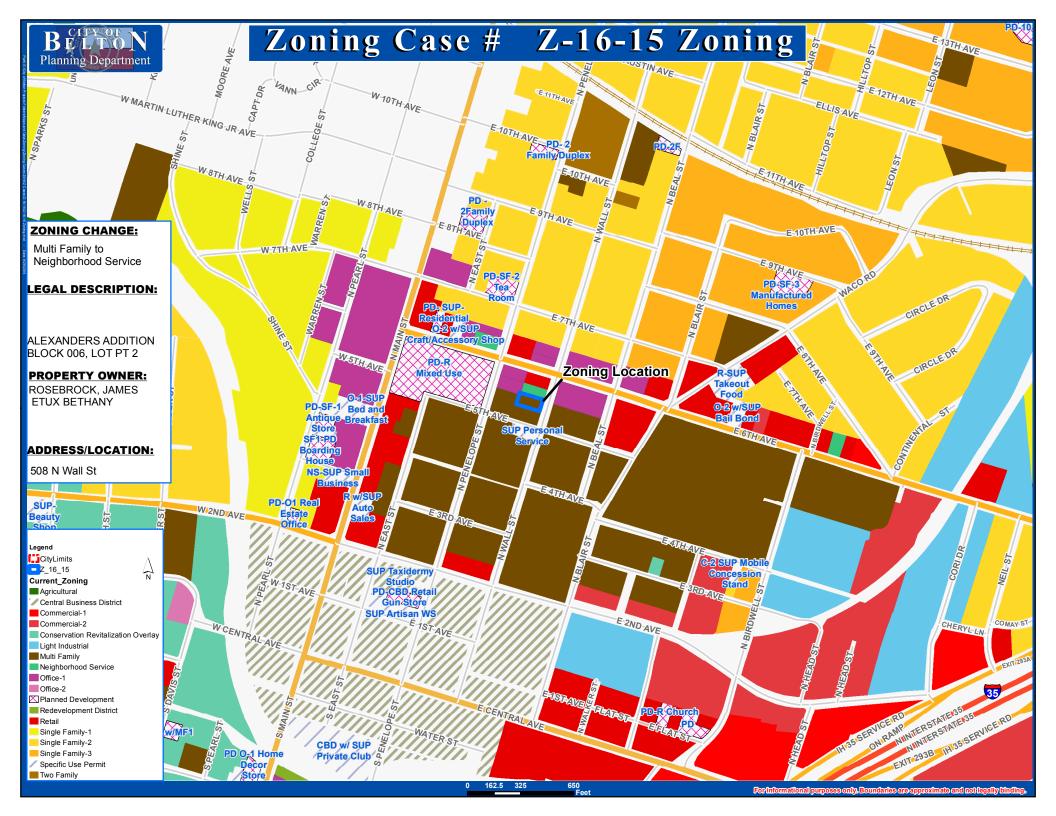
 \mathcal{A}



Zoning Location

35

2ND



Zoning Case # Z-16-15 Aerial

ZONING CHANGE: Multi Family to Neighborhood Service

BELTON Planning Department

LEGAL DESCRIPTION:

ALEXANDERS ADDITION BLOCK 006, LOT PT 2

PROPERTY OWNER: ROSEBROCK, JAMES ETUX BETHANY

ADDRESS/LOCATION:

508 N Wall St





NOTICE OF APPLICATION FOR AN AMENDMENT TO THE ZONING ORDINANCE OF THE CITY OF BELTON

THE CITY OF BELTON HAS RECEIVED A REQUEST FROM: \underline{B}	BETHANY ROSEBROCK ,
TO CHANGE THE FOLLOWING DESCRIBED PROPERTY: 50	08 NORTH WALL STREET,
FROM A(N) MULTI-FAMILY	ZONING DISTRICT,
TO A(N) NEIGHBORHOOD SERVICE	ZONING DISTRICT.

The Planning & Zoning Commission of the City of Belton, Texas will hold a public hearing pursuant to this request at <u>5:30 P.M., Tuesday, October 18, 2016</u> in the Wright Room at the T.B. Harris Center, 401 N. Alexander, Belton, Texas.

IF APPROVED BY THE PLANNING & ZONING COMMISSION, THIS ITEM WILL BE PLACED ON THE AGENDA FOR A PUBLIC HEARING BY THE CITY COUNCIL. THAT MEETING WILL BE AT <u>5:30 P.M., Tuesday, October 25, 2016</u>, AT THE T. B. HARRIS COMMUNITY CENTER, 401 ALEXANDER STREET, BELTON, TEXAS.

As an interested property owner, the City of Belton invites you to make your views known by attending these hearings. You may submit written comments about this zoning change by completing this form and returning it to the address below.

IF YOU REQUIRE INTERPRETER SERVICES FOR THE DEAF OR HEARING IMPAIRED, PLEASE CONTACT THE CITY CLERK AT CITY HALL AT LEAST 48 HOURS BEFORE THESE MEETINGS.

circle one

AS AN INTERESTED PROPERTY OWNER, I (PROTEST) (APPROVE) THE REQUESTED ZONING AMENDMENT PRESENTED IN THE APPLICATION ABOVE FOR THE REASONS EXPRESSED BELOW:

1	
2.	
3.	
	(FURTHER COMMENTS MAY BE EXPRESSED ON A SEPARATE SHEET OF PAPER)
DATE:	SIGNATURE:

PLANNING DEPARTMENT CITY OF BELTON P. O. BOX 120 BELTON, TEXAS 76513 254-933-5812

5014

LARANCE, JOHN EDWARD JR ETUX ROXANA T 501 N PENELOPE ST BELTON, TX 76513

7433 SMITH, JUANITA L 509 N WALL ST BELTON, TX 76513-2676

19610 KELLY, BETHEL W 504 N WALL ST BELTON, TX 76513-2677

58631 ROSEBROCK, JAMES ETUX BETHANY 508 N WALL ST BELTON, TX 76513-2677

75530 MONTGOMERY L&P FAMILY TRUST 401 E 6TH AVE BELTON, TX 76513-2667

100292 GONZALEZ, JOSE ETUX MARIA DEJESUS 439 N PENELOPE ST BELTON, TX 76513-6007

127540 GODOY, JOSE LUIS ETUX MARIA M 507 N PENELOPE ST BELTON, TX 76513-2675

SUPERINTENDENT DR. SUSAN KINCANNON BELTON I.S.D. P O BOX 269 BELTON TEXAS 76513 5015 MCGOLDRICK ENTERPRISES INC 806 CHATHAM RD BELTON, TX 76513-6708

7923 POWELL, RANDY 2907 TIMBER RIDGE DR TEMPLE, TX 76502-8810

22636 MOBLEY, GORDON E & SHIRLEY M 503 N WALL ST BELTON, TX 76513-2676

63537 LACANNE, BRENT PO BOX 56 SALADO, TX 76571-0056

94338 POOLE, NORMAN F 413 GUTHRIE DR BELTON, TX 76513-1219

109706 SHERTZER, DEBORAH FAITH ETAL 445 N WALL ST BELTON, TX 76513

405016 BELL FINE ARTS ASSOCIATION PO BOX 624 BELTON, TX 76513-0624 5183 STEPHENSON, TIM STATE FARM INC 1344 RIDGEWOOD DR NORTHBROOK, IL 60062

15793 525 NORTH MAIN STREET CROSSING LTD 3839 BEE CAVE RD STE 305 AUSTIN, TX 78746

38371 FUENTES, ISABEL M & PHILLIP 445 N PENELOPE ST BELTON, TX 76513-6007

73523 3513 L C 3114 RIVER PLACE DR BELTON, TX 76513-1014

94341 BOWLES, DYLAN ETUX JESSE 1237 COUNTY ROAD 197 JONESBORO, TX 76538

125832 DUNLAP, LESLEIGH 12179 LANDFILL RD HOLLAND, TX 76534

405017 1874 CHURCH RESTORATION COMMITTEE 430 N WALL ST BELTON, TX 76513-6009

NOTICE OF APPLICATION FOR AN AMENDMENT TO THE ZONING ORDINANCE OF THE CITY OF BELTON

THE CITY OF	BELTON HAS RECEIVED A REQUEST FROM	: BETHANY ROSEBROCK	,
TO CHANGE T	HE FOLLOWING DESCRIBED PROPERTY:	508 NORTH WALL STREET	
FROM A(N)_	Multi-Family		ZONING DISTRICT,
TO A(N)	NEIGHBORHOOD SERVICE		ZONING DISTRICT.

THE PLANNING & ZONING COMMISSION OF THE CITY OF BELTON, TEXAS WILL HOLD A PUBLIC HEARING PURSUANT TO THIS REQUEST AT <u>5:30 P.M., Tuesday, October 18, 2016</u> IN THE WRIGHT ROOM AT THE T.B. HARRIS CENTER, 401 N. ALEXANDER, BELTON, TEXAS.

IF APPROVED BY THE PLANNING & ZONING COMMISSION, THIS ITEM WILL BE PLACED ON THE AGENDA FOR A PUBLIC HEARING BY THE CITY COUNCIL. THAT MEETING WILL BE AT **5:30 P.M., Tuesday, October 25, 2016**, AT THE T. B. HARRIS COMMUNITY CENTER, 401 ALEXANDER STREET, BELTON, TEXAS.

As an interested property owner, the City of Belton invites you to make your views known by attending these hearings. You may submit written comments about this zoning change by completing this form and returning it to the address below.

IF YOU REQUIRE INTERPRETER SERVICES FOR THE DEAF OR HEARING IMPAIRED, PLEASE CONTACT THE CITY CLERK AT CITY HALL AT LEAST 48 HOURS BEFORE THESE MEETINGS.

N INTERESTED PROPE	CALLY CALLS - SET AND SELECTION OF A SECOND		EQUESTED ZONIN	G AMENDMENT PRESENTED I
	approve			
(Furi	, HER COMMENTS M	AY BE EXPRESSED ON A S	SEPARATE SHEET	OF PAPER)
<u>10/9/1</u>	4	SIGNATURE:	quante	» Smut
				PLANNING DEPARTMEN CITY OF BELTON P. O. BOX 120 BELTON, TEXAS 76513 254-933-5812
7433 SMITH, JUANITA L				

509 N WALL ST

BELTON, TX 76513-2676

Staff Report – Planning & Zoning Item



Date: October 18, 2016 Case No.: Z-16-16 Request: AG to LI Applicant: Will Morris – Charter Real Estate

Agenda Item

Z-16-16 Hold a public hearing and consider a zoning change from Agricultural to Light Industrial Zoning District for a UPS parking lot on a 5.00 acre tract of land, located east of South Interstate 35 and south of Grove Road.

Originating Department

Planning – Erin Smith, Director of Planning

Case Summary

The applicant has submitted this request for a zone change to allow for a UPS parking lot addition. To the north are UPS and Frito-Lay zoned Light Industrial; to the east are Armstrong WSC pump station and undeveloped land; to the south is Cedar Crest Hospital; and to the west are Interstate Highway 35 roadway, Sunbelt RV, and Bell County Expo Center.

Current Zoning

Proposed Zoning

Agricultural

Light Industrial

Design Standards Type Area: 2

Recommended Type Area: 2

This property is in Type Area 2 in the Design Standards. If approved, a Light Industrial District use would be required to comply with all the Design Standards for Type Area 2.

Land Use Table/Allowable Uses

The Light Industrial Zoning District allows the following land uses, and would accommodate this request:

- Apparel and other products assembled from finished textiles
- Contractor's yard
- Electronic products manufacturing

P&Z Agenda Item October 18, 2016 Page 1 of 3

- Facilities for the manufacturing, fabrication, processing or assembly of products provided that such facilities are completely enclosed and provided that no effects from noise, smoke, glare, vibration, fumes or other environmental factors are measurable at the property line.
- Farm implement manufacturing
- Industrial and manufacturing plants including the processing or assembling of parts for production or finished equipment where the process of manufacturing or treatment of materials is such that no dust, odor, gas, smoke or noise is emitted and not more than twenty percent (20%) of the lot or tract is used for the open storage of products, materials, or equipment
- Newspaper printing
- Plastic products manufacture, but not including the processing of raw materials
- Sporting and athletic equipment manufacture

Project Analysis and Discussion

This property is located amidst other industrial uses, such as the existing Frito-Lay and UPS properties. The applicant is proposing this zone change to allow for a UPS parking lot addition. The Future Land Use Plan identifies this area as High Density/Mixed Use and it is staff's judgment a light industrial use is compatible with nearby uses.

UPS recently purchased 5 acres directly south of the existing UPS property. Staff went by the UPS site and noticed several trees had been removed and a large asphalt parking lot was constructed without obtaining the required permits. Staff contacted the contractor and requested they meet with staff immediately to discuss the matter. Staff met with the contractor and stated that a detailed site plan, drainage study, and parking lot specifications are needed for the required permit. The contractor has provided those items to City staff for review. Staff also requested a tree survey; however, a tree survey was not completed prior to tree removal. The contractor stated that the trees removed were cedar trees below the heritage tree size requirement.

The site plan identifies a total of 151 parking spaces and access lanes that have been constructed on a portion of this 5 acre piece of property. There are 141 employee parking spaces, 7 customer parking spaces, and 3 handicap parking spaces. The eastern portion of this 5 acre property is undeveloped and the existing trees are remaining in this area. A tree survey is requested at this time for this undeveloped portion of the property to determine if new landscaping is required in the parking lot. According to the Design Standards landscape requirements, a large tree is required in a median at the end of each parking bay, so a total of 16 large trees are required. If the tree survey of the undeveloped eastern portion of the property identifies existing trees that will provide credits for the 16 required trees, then no additional landscaping will be required. When the undeveloped portion of this property is proposed for development, a detailed landscape plan will be required to satisfy the landscape requirements, a landscape requirements, a landscape requirements, a landscape requirements for this parking lot and the new development proposed. If the tree credits will not satisfy the landscape requirements for the parking lot addition.

P&Z Agenda Item October 18, 2016 Page 2 of 3 This property has not been platted, so a subdivision plat is required for the developed portion of this property.

After careful review of the City's Design Standards and the applicability of this use among surrounding properties, this proposed zone change appears to be reasonable in this location.

Recommendation

Recommend approval of zone change from Agricultural to Light Industrial District with development regulated under the Design Standards for Type Area 2 standards as follows:

- 1. The allowable uses of the property shall conform to the Light Industrial Zoning District in all respects.
- 2. The development of the property shall conform to all applicable Type Area 2 Design Standards, as identified in Ordinance 2014-17, Section 7.1 of the Zoning Ordinance, including:
 - a. Site Development Standards discussed above
 - b. Building Design Standards
 - c. Landscape Design Standards, to include a tree survey for the undeveloped portion of the property. A landscape plan may be required if there are not enough tree credits to satisfy the landscape requirements for the parking lot addition. When the undeveloped portion of this property is proposed for development, a detailed landscape plan will be required to satisfy the landscape requirements for this parking lot and the new development proposed.
- 3. Sign Standards shall conform to Ordinance 2008-11.
- 4. A subdivision plat on the developed portion of this property is required.

Attachments:

- 1. Zoning application
- 2. Property Location Map
- 3. Zoning map
- 4. Aerial photo
- 5. Map with zoning notice boundary (200')
- 6. Zoning notice to owners
- 7. Property owners list
- 8. Site Plan
- 9. Survey

P&Z Agenda Item October 18, 2016 Page 3 of 3

City of Belton Request for Zoning Change

To the City Council and the Planning and Zoning Commission Fee: \$250.00

Date Received:	9/30/16 Date Due: 9/30/1	Deadline for a business day of	zoning change rec of the month.	uest is the last
Applicant:	Will Morris IV	Phone Number:	254-778-6675	
Mailing Address:	3000 S 31st Street, Suite 500	City: Temple	State:	ТХ
Email Address:	will@charterres.com			
Owners Name:	Westwood Associates, LLC	Phone Number:	254-778-6675	
Mailing Address:	c/o 3000 S 31st Street, Suite 500	City: Temple	State:	ТХ
Email Address:]		
Applicant's Interest in Property: Legal Description o Is this property bei	President of Agent representing Owner of Property: A0006BC, M F Connell, 89-2, Acres 5.000 also kn ing simultaneously platted? Has already been platted	own as Bell Cad Pro	perty ID# 466685	
Street Address:	Im Grove Spur, Belton, Texas 76513			
Zoning changing f	Money agent for	9/30/16		
Signature of Applic	cant West Wood As Sociatos, CCC	Date		
Signature of Owne	r (if not applicant)	Date	<u></u>	

Checklist for Zoning Items to be submitted with application:

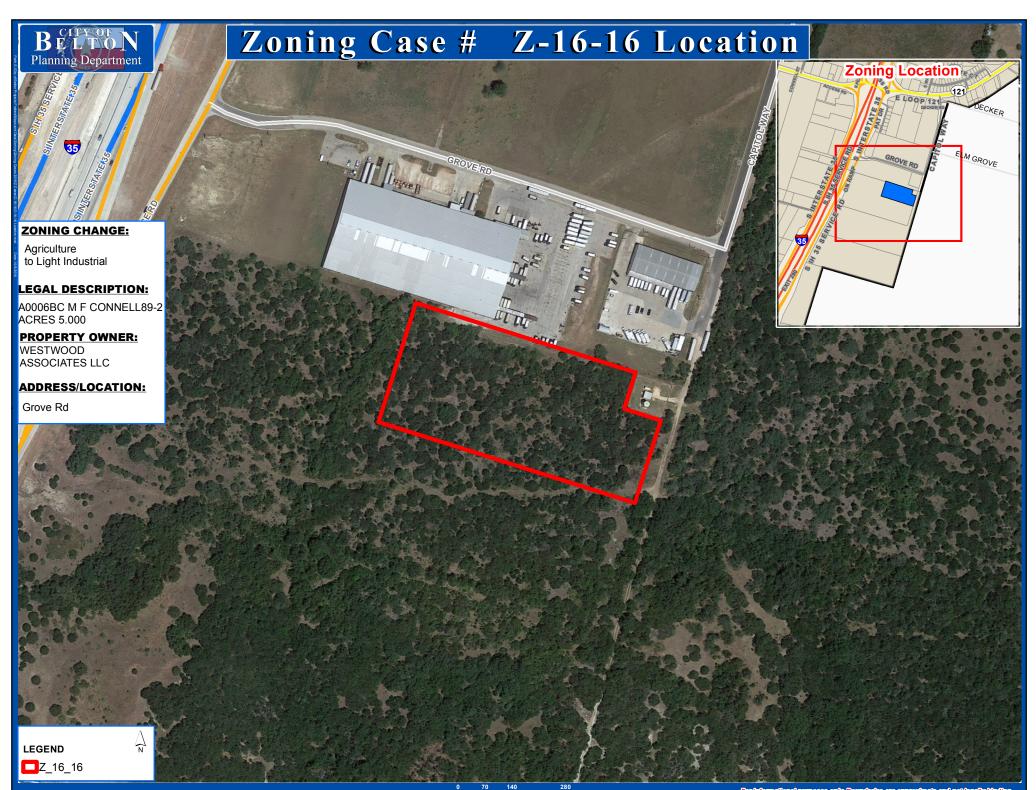
Signed Application

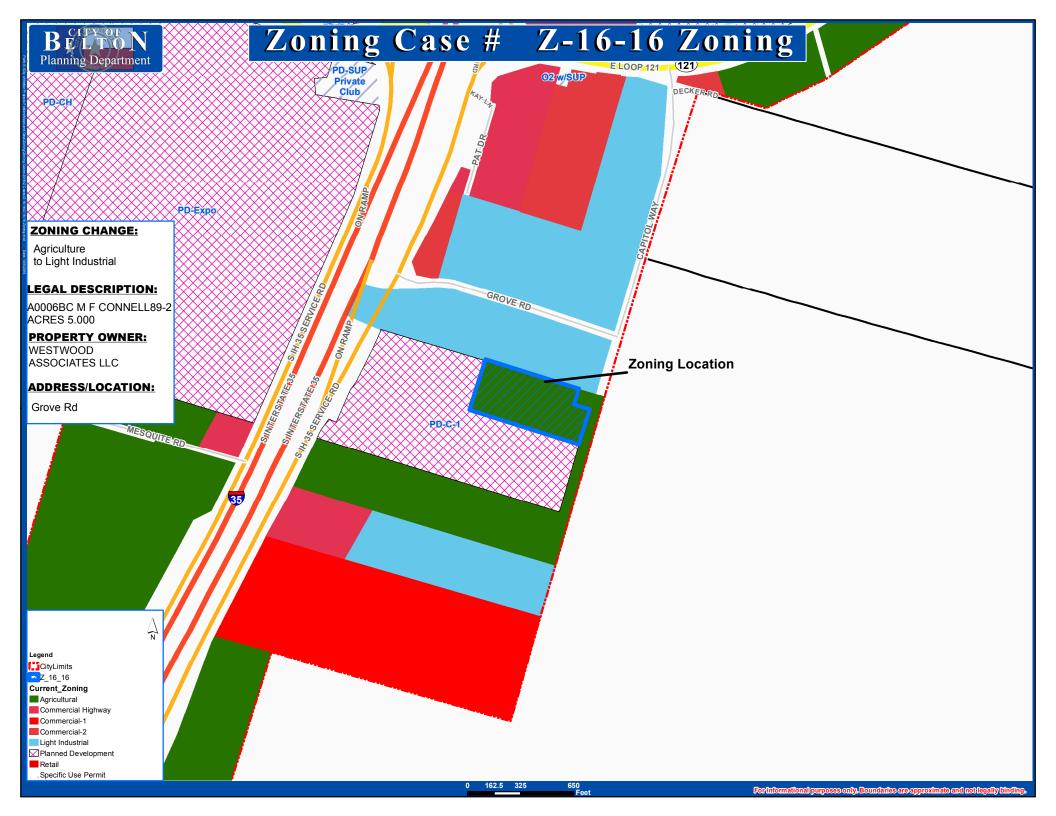
Fees Paid

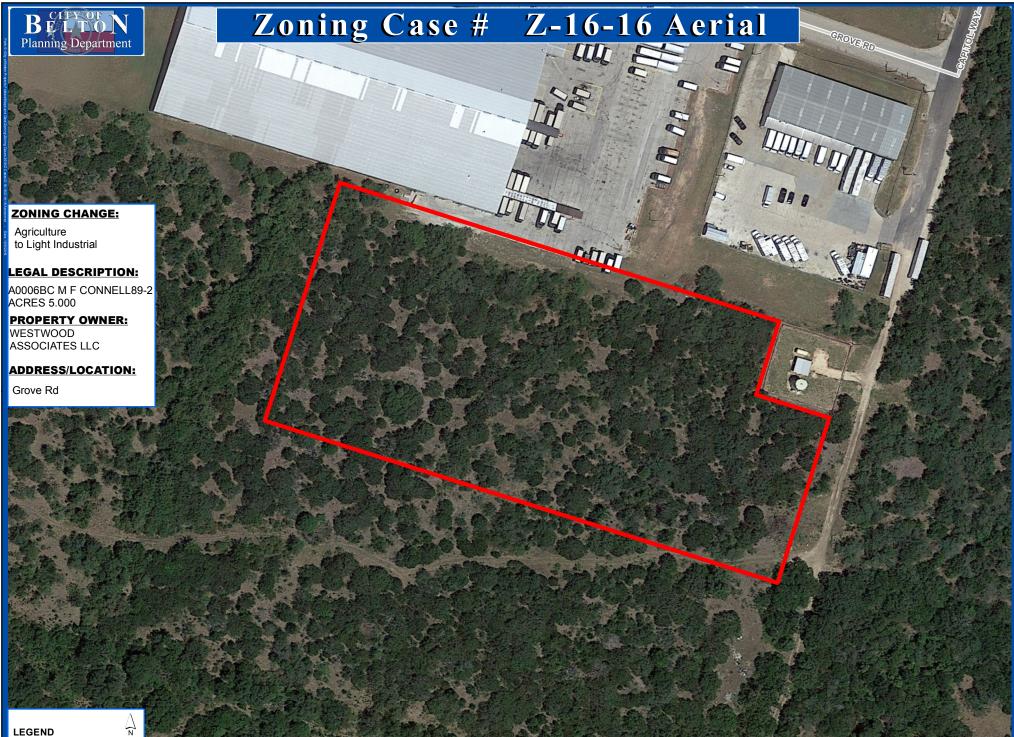
Complete Legal Description of the property to be re-zoned

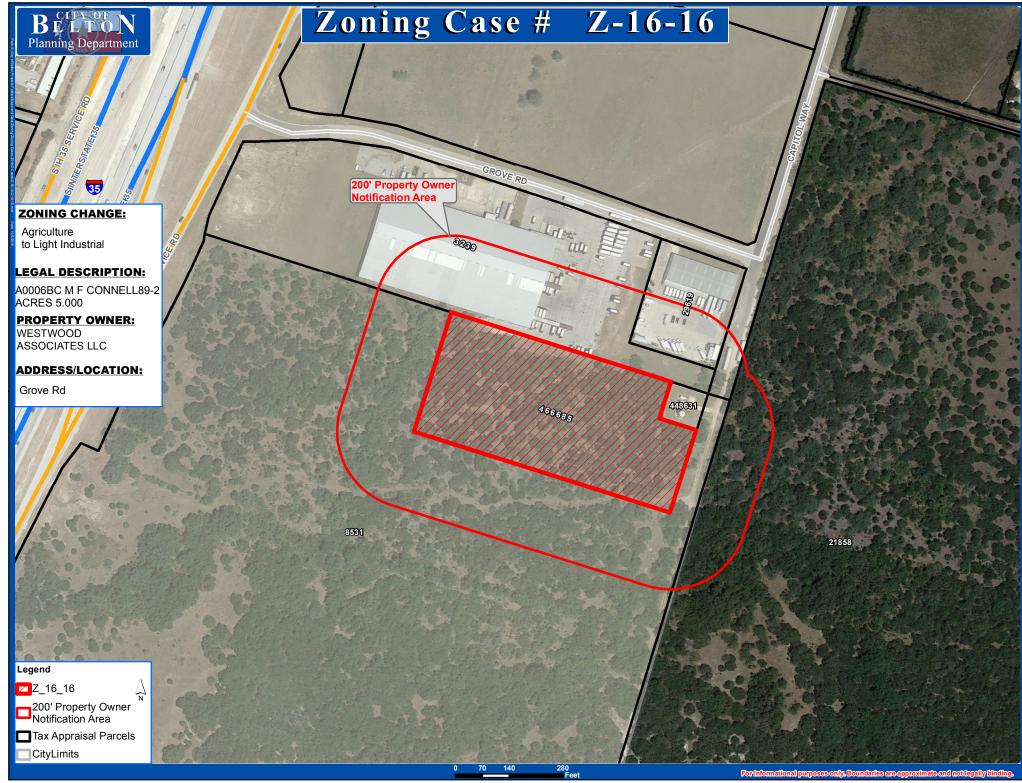
Site Plans per Section 32, Planned Development, of the Zoning Ordinance. Please see the back for specific guidelines.

In the event the request involves more than one lot of irregular tracts or acreage, a drawing of the property must be submitted.









140

NOTICE OF APPLICATION FOR AN AMENDMENT TO THE ZONING ORDINANCE OF THE CITY OF BELTON

THE CITY OF BELTON HAS RECEIVED A REQUEST FROM	M: WILL MORRIS IV	,
TO CHANGE THE FOLLOWING DESCRIBED PROPERTY:	5.0 Acres, 204 Grove Road	,
FROM A(N) AGRICULTURAL		ZONING DISTRICT,
TO A(N) LIGHT INDUSTRIAL		ZONING DISTRICT.

The Planning & Zoning Commission of the City of Belton, Texas will hold a public hearing pursuant to this request at <u>5:30 P.M., Tuesday, October 18, 2016</u> in the Wright Room at the T.B. Harris Center, 401 N. Alexander, Belton, Texas.

IF APPROVED BY THE PLANNING & ZONING COMMISSION, THIS ITEM WILL BE PLACED ON THE AGENDA FOR A PUBLIC HEARING BY THE CITY COUNCIL. THAT MEETING WILL BE AT <u>5:30 P.M., Tuesday, October 25, 2016</u>, AT THE T. B. HARRIS COMMUNITY CENTER, 401 ALEXANDER STREET, BELTON, TEXAS.

As an interested property owner, the City of Belton invites you to make your views known by attending these hearings. You may submit written comments about this zoning change by completing this form and returning it to the address below.

IF YOU REQUIRE INTERPRETER SERVICES FOR THE DEAF OR HEARING IMPAIRED, PLEASE CONTACT THE CITY CLERK AT CITY HALL AT LEAST 48 HOURS BEFORE THESE MEETINGS.

circle one

AS AN INTERESTED PROPERTY OWNER, I (PROTEST) (APPROVE) THE REQUESTED ZONING AMENDMENT PRESENTED IN THE APPLICATION ABOVE FOR THE REASONS EXPRESSED BELOW:

1	
2.	
3.	
	(FURTHER COMMENTS MAY BE EXPRESSED ON A SEPARATE SHEET OF PAPER)
DATE:	SIGNATURE:

PLANNING DEPARTMENT CITY OF BELTON P. O. BOX 120 BELTON, TEXAS 76513 254-933-5812 448631

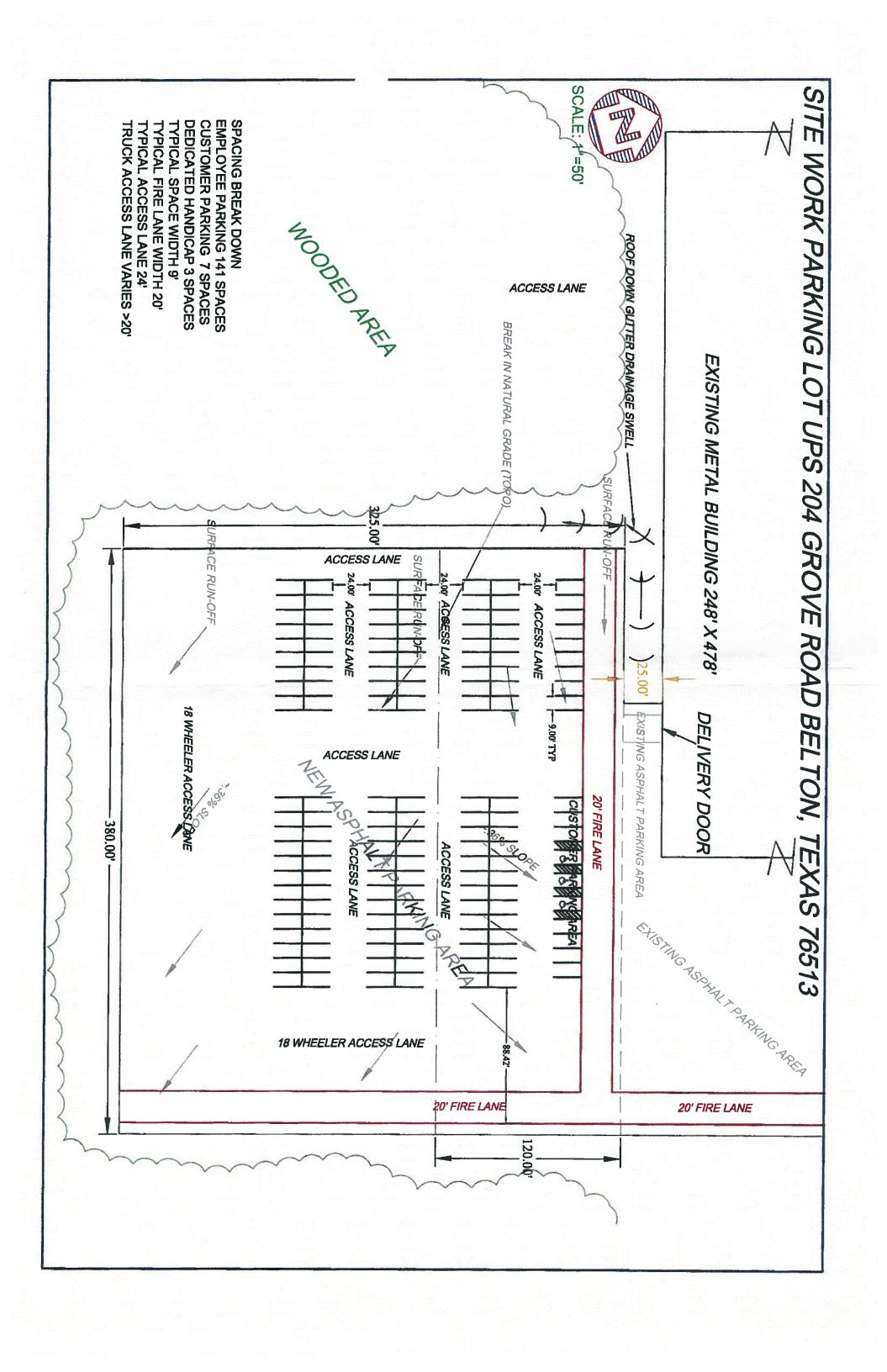
ARMSTRONG WATER SUPPLY CORP PO BOX 155 HOLLAND, TX 76534-0155

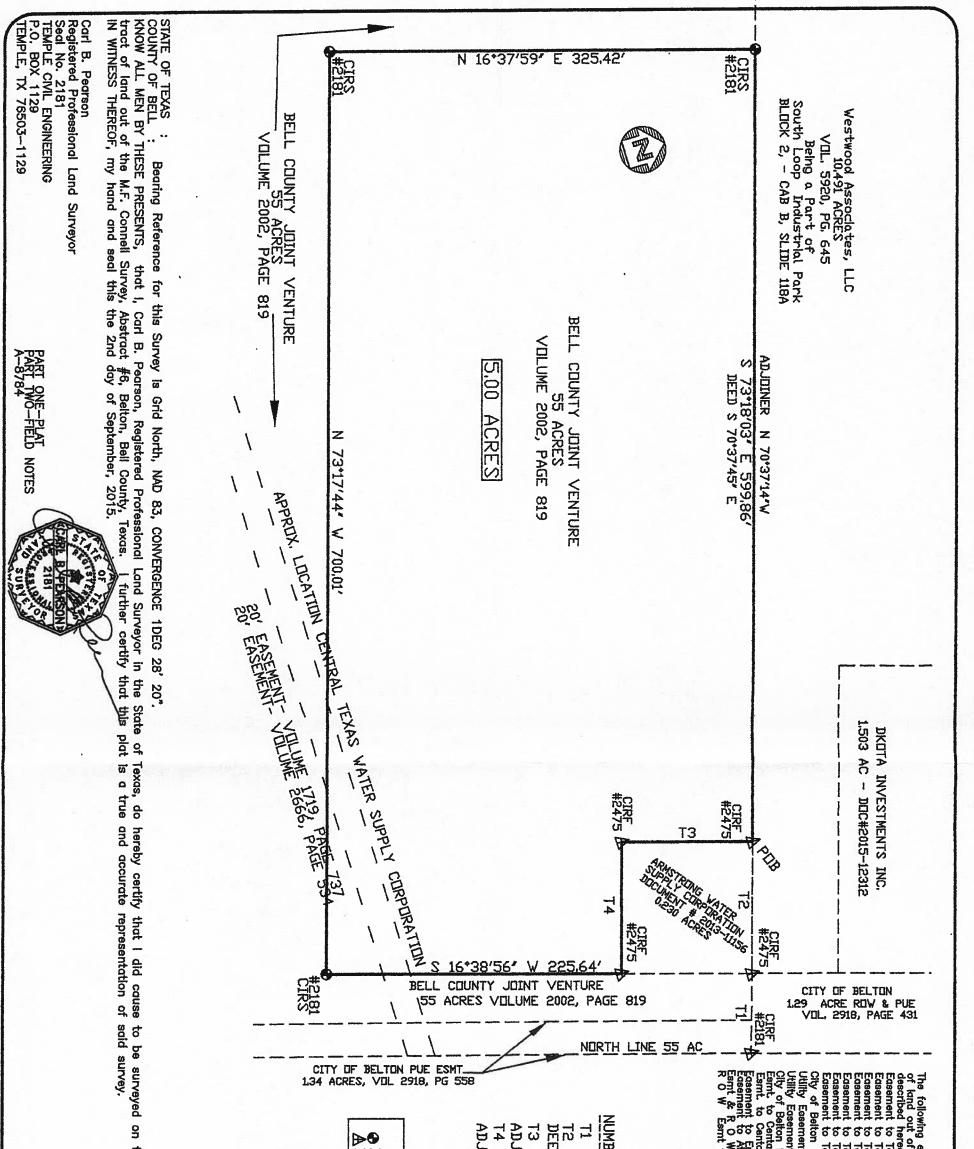
21858 ROVELLI, GAILEN CLARK & GARY B CLARK 204 TAYLORS DR TEMPLE, TX 76502-3529

SUPERINTENDENT DR. SUSAN KINCANNON BELTON I.S.D. P O BOX 269 BELTON TEXAS 76513 8531 BELL COUNTY JOINT VENTURE 1010 5TH AVE NEW YORK, NY 10028-0130

466685 WESTWOOD ASSOCIATES LLC 3000 SO 31ST ST STE 500 TEMPLE, TX 76502 29619 DKOTA INVESTMENTS INC 5600 W LOVERS LN STE 116 DALLAS, TX 75209-4360

3239 WESTWOOD ASSOCIATES LLC ETAL 3000 S 31ST ST STE 500 TEMPLE, TX 76502-1822





TANGENT TABLE TANGENT TABLE DISTANCE 60.09' 100.00' S 70*37'14' E 100.00' N 72*51'05' W 100.00' N 72*51'05' W 100.00' N 72*51'05' W 100.00' N 72*51'05' W 100.00' N 73*14'32' W 100.00' N 70*37'14' W 100.00' N 70*30'10' N 70*30' N 70*30' N 70*30' N	 equements and/or instruments do not affect the 5.00 acre tract of the M.F. CONNELL Survey, Abstract #6, Bell County, Texas, Texas Power & Light Company, recorded in Vol. 457, Page 582, Texas Power & Light Company, recorded in Vol. 555, Page 112, Texas Power & Light Company, recorded in Vol. 555, Page 507, Texas Power & Light Company, recorded in Vol. 556, Page 507, Texas Power & Light Company, recorded in Vol. 556, Page 507, Texas Power & Light Company, recorded in Vol. 556, Page 507, Texas Power & Light Company, recorded in Vol. 556, Page 507, Texas Power & Light Company, recorded in Vol. 556, Page 507, Texas Power & Light Company, recorded in Vol. 556, Page 507, Texas Power & Light Company, recorded in Vol. 560, Page 400, Texas Power & Light Company, recorded in Vol. 560, Page 400, Texas Power & Light Company, recorded in Vol. 560, Page 507, Texas Power & Light Company, recorded in Vol. 560, Page 507, Texas Power & Light Company, recorded in Vol. 560, Page 507, Texas Power & Light Company, recorded in Vol. 560, Page 507, Texas Power & Light Company, recorded in Vol. 560, Page 507, Texas Power & Light Company, recorded in Vol. 560, Page 556, no. 10, 10, 10, 10, 10, 10, 10, 10, 10, 10,
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Staff Report – Planning & Zoning Item



Date:October 18, 2016Case No.:P-16-29Request:Preliminary/Final PlatApplicant:Eckermann Engineering, Inc.

Agenda Item

P-16-29 Consider a preliminary/final plat for Nolan Creek Industrial Park, an 84.958 acre tract of land beginning 855 feet south of FM 93, and located east of Interstate 35, west of the Temple Belton Wastewater Treatment Plant, and north of Nolan Creek.

Originating Department

Planning – Erin Smith, Director of Planning

Case Summary

This is a 1-lot subdivision proposed for a concrete batch plant.

Project Analysis and Discussion

This is a 1-lot subdivision plat for a concrete batch plant, proposed as Nolan Creek Industrial Park. This property is zoned Heavy Industrial and a concrete batch plant is an allowable use in this zoning district. There is a 50 foot wide private access easement extending south from FM 93 for access to this property. This access easement was created when the City platted the Central Belton Industrial Park, Section I, a portion of the former Rockwool property. There was an existing access easement to this property on its far west side, along Nolan Creek, before the Central Belton Industrial Park, Section I plat was created. The Central Belton Industrial Park, Section I plat was created. The Central Belton Industrial Park, Section I plat was created to this central location to provide access from FM 93 to the tract in this request, as well as to the two new lots created with the plat: one (east) proposed for expansion of the wastewater treatment plant and the other (west) proposed for future wastewater plant expansion needs (see attached plat).

The applicant is proposing to construct a 40 foot wide concrete driveway with 30 foot radii extending from FM 93 to this property (850 feet). The applicant is proposing to extend an 8 inch waterline 1,177 linear feet and install four fire hydrants from FM 93 to this property. In order to extend the waterline and install fire hydrants, a 15 foot City of Belton waterline easement is needed to facilitate these improvements. The applicant is proposing to create a 15 foot City of Belton waterline easement by separate instrument along the western side of the existing access easement on City of Belton property. The applicant is also proposing to install an overhead electric power line and three street lights along the west side of the

P&Z Agenda Item October 18, 2016 Page 1 of 3 proposed City of Belton easement. The street lights will be spaced every 300 feet, with a street light at the intersection of FM 93 and this proposed driveway. In order to install the required electrical service, a 10 foot Public Utility Easement is needed to facilitate the overhead electric power line. Finally, a slope easement is needed as well on the east side of the private access easement.

The applicant recognizes the need to compensate the City for use of public property (utility and slope easements) to service the concrete batch plant, and has submitted a letter proposing the following improvements to satisfy the use of public property and compensate the City:

- A. Install +/-850 linear feet of 40-foot wide concrete pavement along the existing 50-foot access easement.
- B. Install a 55-foot x 35-foot concrete driveway stub to the Belton Wastewater Treatment Plant.
- C. Install a new 40-foot wide TXDOT concrete driveway with 30-foot radii onto FM 93.
- D. Maintain the 40-foot concrete pavement section until the City develops their adjacent tracts. After such, a shared maintenance responsibility agreement will be made.
- E. Install 1,177 linear feet of 8-inch water line and four (4) fire hydrants along the proposed western side of the proposed access driveway and southern property line of the City of Belton property.
- F. Install an overhead electric power line and three (3) street light mast arms along the west side of the proposed access driveway.

The combination of utility easements (30,900 square feet) and slope easement (6,400 square feet) total 37,300 square feet in area that the city needs to be compensated for this development to occur, a total of 0.857 acres. Based on a Broker's Opinion of Value for the overall Rockwool site in 2013, the 94 acres was valued at \$910,000, \$9,681 per acre. Based on the required use of 0.857 acres, the City needs to be compensated in an amount of at least \$8,297.

It is staff's judgment that the proposed improvements satisfactorily compensate the City for the use of City property for the proposed 15 foot City of Belton waterline easement, the 10 foot Public Utility Easement, and the slope easement, since the associated improvements will benefit the existing City/TBWWTP properties, and provide improved access to the TBWWTP. We do recommend creation of a maintenance agreement that addresses the owner's obligation to maintain this driveway.

The concrete batch plant will initially be constructed as a <u>temporary</u> facility. All improvements stated above will be required prior to issuance of a Certificate of Occupancy for this <u>temporary</u> facility, except for the 850' of 40' wide concrete pavement, which will be built using concrete made at the plant soon after the facility is operational. Staff is currently reviewing construction plans for the <u>temporary</u> concrete batch plant. Once the temporary concrete batch plant is constructed, the applicant will begin design of the permanent concrete facility for staff review. A required TCEQ public hearing was conducted on October 6, 2016 at the Harris Community Center and the applicant stated there were no objections to this

P&Z Agenda Item October 18, 2016 Page 2 of 3 project at the hearing. We are awaiting TCEQ's approval of the proposed development at this time.

The southern portion of this 84.958 acre property is located within the 100-year floodplain. The applicant has stated that no development will occur within the floodplain. There will be no tree removal for the construction of the temporary and permanent concrete batch plant.

We have reviewed the plat and find it acceptable, subject to conditions contained in the letter to the applicant's engineer dated September 26, 2016.

Recommendation

Recommend approval of a preliminary/final plat for Nolan Creek Industrial Park, an 84.958 acre tract of land beginning 855 feet south of FM 93, and located east of Interstate 35, west of the Temple Belton Wastewater Treatment Plant, and north of Nolan Creek, subject to the following:

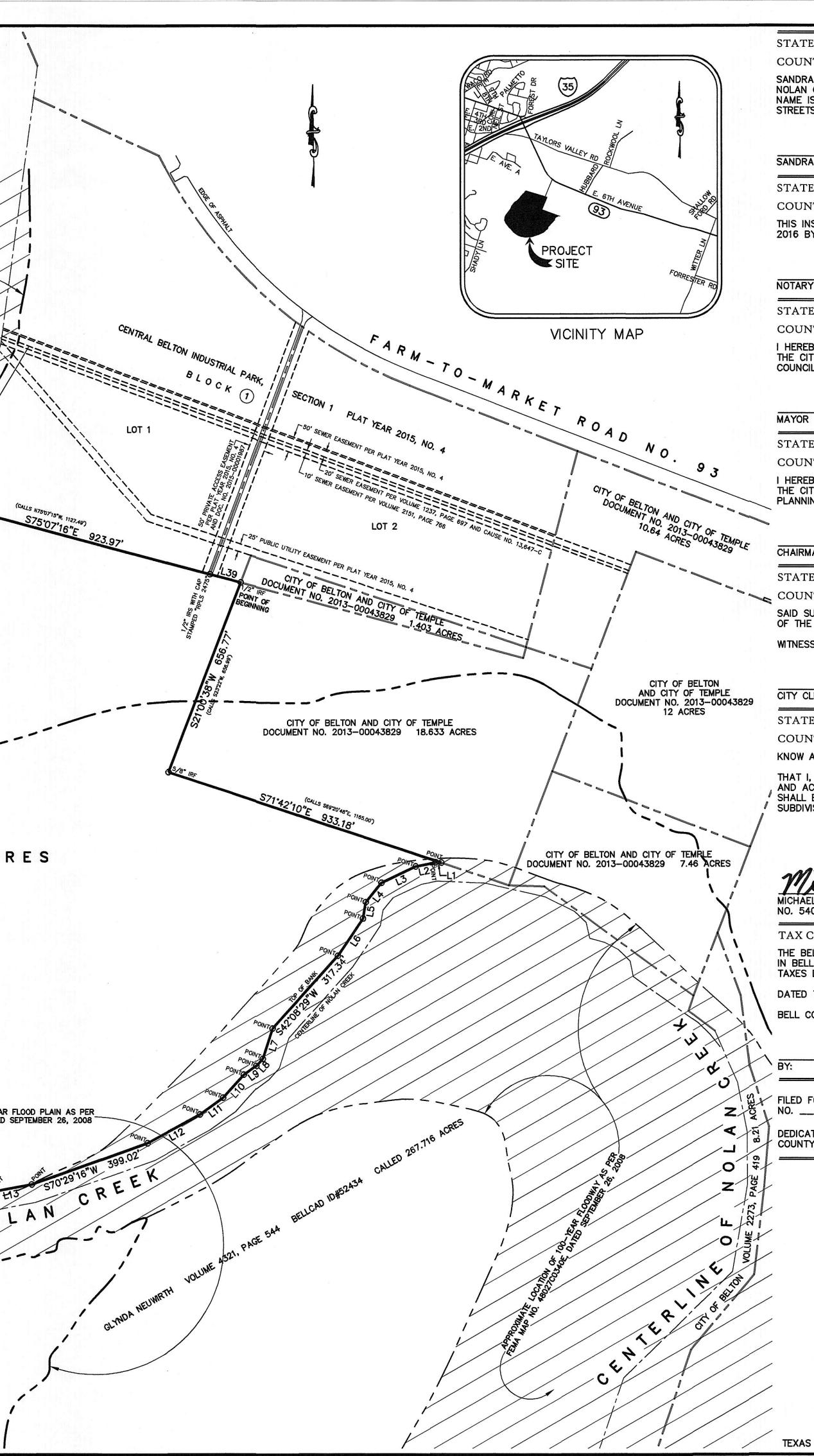
- 1. Conditions contained in the letter to the applicant's engineer dated September 26, 2016; and
- 2. Creation of a maintenance agreement that addresses the owner's obligation to maintain the 850' driveway serving the concrete batch plant.

Attachments

- 1. Final Plat Application
- 2. Final Plat
- 3. Location Map
- 4. Letter from Applicant
- 5. Central Belton Industrial Park, Section 1 Plat

P&Z Agenda Item October 18, 2016 Page 3 of 3

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	84.598 ACRE
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L16 N74'23'42"W 142.53'	
L17 N65°24'39"W 145.00'	
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CLERK TE OF TEXAS TO OF TEXAS TO OF BELL ALL MEN BY THESE PRESENTS: I, MICHAEL E. ALVIS, DO HEREBY CERTIFY THAT I PREPARED THIS PLAT FROM AN ACTUAL ACCURATE SURVEY OF THE LAND AND THAT THE CORNER MONUMENTS SHOWN THEREON BE PROPERLY PLACED, UNDER MY PERSONAL SUPERVISION, IN ACCORDANCE WITH THE VISION REGULATIONS OF THE CITY OF BELTON, TEXAS. EL E. ALVIS, R.P.L.S. LE E. ALVIS, R.P.L.S. CERTIFICATE ELL COUNTY TAX APPRAISAL DISTRICT, THE TAXING AUTHORITY FOR ALL TAXING ENTITIES LL COUNTY, TEXAS, DOES HEREBY CERTIFY THAT THERE ARE CURRENTLY NO DELINQUENT	FINAL PLAT OF: FINAL PLAT OF: NOLAN CREEK INDUSTRIAL PARK 0. T. TYLER SURVEY, ABSTRACT NO. 20 BELL COUNTY, TEXAS PLOL BOLL COUNTY, TEXAS F.O. BOX 388 P.O. BOX 388 LAMPASAS, TEXAS 76550
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NOTES: 1. OWNER IS SANDRA BARNETT. 2. A PORTION OF THIS TRACT IS WITHIN THE SPECIAL FLOOD HAZARD AREA AS PER THE FEDERAL EMERGENCY MANAGEMENT AGENCY FEDERAL INSURANCE ADMINISTRATION MAP NO. 48027C0340E, DATED SEPTEMBER 26, 2008. 3. PLEASE NOTE THAT U.E. = UTILITY FASEMENT, B.L. = BUILDING SETBACK LINE, AND D.E. = DRAINAGE EASEMENT, R.O.W. = RIGHT-OF-WAY. FINAL PLAT OF: FINAL PLAT OF: NOLAN CREEK INDUSTRIAL PARK 1 LOT, 1 BLOCK 84.598 ACRES 0. T. TYLER SURVEY, ABSTRACT NO. 20 A SUBDIVISION IN THE CITY OF BELTON, BELL COUNTY, TEXAS 84.598 ACRES MORE FULLY DESCRIBED BY METES AND BOUNDS BY SEPARATE FIELD NOTES PREPARED AND ATTACHED TO DEDICATION INSTRUMENT.	JOB NUMBER: ₩ ~ 6 16-1129 ₩ ~ 6

P-16-29 Nolan Creek Industrial Park

PROPOSED PLAT: Final Plat Nolan Creek Industrial Park 84.598 acres

BELTON Planning Department

PROPERTY OWNER: BARNETT, SANDRA & JAN DENSMAN

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P-16-29 Nolan Creek Industrial Park

Proposed Nolan Creek Industrial Park

PROPOSED PLAT: Final Plat Nolan Creek Industrial Park 84.598 acres

BELTON Planning Department

PROPERTY OWNER: BARNETT, SANDRA & JAN DENSMAN

TRATIZETHER STORE

230

460 Feet

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September 9, 2016

Erin Smith Director of Planning City of Belton PO Box 120 Belton, TX 76513

Re: Engineer's Summary Letter Nolan Creek Industrial Park Subdivision Application Belton, Texas

Dear Mrs. Smith,

Please accept this final subdivision plat application summary letter for a subdivision to support the proposed Tex-Mix concrete plant in Belton, Texas. The project site consists of an 84.598-acre tract of land and is not proposed for development as part of this application. The subject site is located on FM 93 (E. 6th Avenue) approximately 2,200 LF southeast of the intersection of Taylors Valley Road and FM 93 and is within the full purpose jurisdiction of the City of Belton, Bell County, Texas.

The proposed subdivision will consist of one lot (Lot 1, Block 1) and will be known as the Nolan Creek Industrial Park Subdivision. The Final Plat is included with this submittal for review and approval. The site is partially located within the 100-year floodplain based upon FEMA Map Number 48027C0340E, dated September 26, 2008 and is currently zoned Heavy Industrial (HI). No construction is proposed as part of this application and the future Tex-Mix concrete batch plant design plans will be submitted under a separate application.

Water service for the subdivision will be provided by a proposed 8-inch water line that will connect to an existing 12-inch water line running parallel to FM 93 and along the southern side of the roadway. Design plans to support the water line extension will be provided in a subsequent application, per discussions with City Staff. Wastewater service is not available to the property and will be provided by an On-Site Septic Facility when required. Electric service will be provided by an existing overhead 3phase electric line located just north of the subject tract. Easements to support the subject utility extensions will be provided via separate instrument and will be finalized as part of the subsequent plan applications.

In summary, the proposed final plat application substantially conforms to the City of Belton requirements. If you should have any questions, or need additional information regarding the Nolan Creek Industrial Park Subdivision, please feel free to contact us at 512-556-8160.

Sincerely,

ECKERMANN ENGINEERING, INC.

Sam N. Walker, P.E. Vice President

Attachments:

Final Plat Application Package

P. O. Box 388 • Lampasas, Texas 76550 • 512-556-8160 • Firm # F-10496



October 14, 2016

Erin Smith City of Belton - Planning Director 333 Water Street Belton, TX 76513

Re: Easement and Grading Consideration Summary Tex-Mix Belton Concrete Batch Plant Development Belton, Texas

Dear Mrs. Smith:

As discussed in multiple meetings with City Staff, Tex-Mix Concrete acknowledges that upgrades to the existing access driveway, the addition of a 15-foot waterline easement, and the additional of a 10-foot electrical easement across City of Belton property are required to develop the proposed concrete batch plant. Tex-Mix also recognizes the need to provide consideration to the City for the use of said property/easements.

As consideration to the City, Tex-Mix proposes to:

- Install +/-850 linear feet of 40-foot wide concrete pavement along the existing 50-foot access easement.
- Install a 55-foot x 35-foot concrete driveway stub to the Belton Wastewater Treatment Plant.
- Install a new 40-foot wide TXDOT concrete driveway with 30-foot radii onto FM 93.
- Maintain the 40-foot concrete pavement section until the City develops their adjacent tracts. After such, a shared maintenance responsibility agreement will be made.
- Install 1,177 linear feet of 8-inch water line and four (4) fire hydrants along the proposed western side of the proposed access driveway and southern property line of the City of Belton property.
- Install an overhead electric power line and three (3) street light mast arms along the western side of the proposed access driveway.

The above mentioned improvements will not only benefit the proposed concrete batch plant, but will also enhance the value and development potential of the City of Belton properties located along FM 93 by enhancing access, electrical connectivity, and completing two sides of the water/fire loop around the subject tracts. In summary, we believe that the value of the proposed improvements exceeds and/or offsets any consideration that should owed to the City of Belton for the dedication of said easements. If you should have any questions regarding the Tex-Mix Belton development, please feel free to contact us at 512-968-5820.

Sincerely,

TEX-MIX CONCRETE

Logan Owens

