



CITY OF BELTON

Planning & Zoning Commission Meeting
Tuesday, May 16, 2023 - 5:30 p.m.
Harris Community Center
401 N. Alexander, Belton, Texas

AGENDA

1. Call to order.
 - a. Invocation
 - b. Pledge of Allegiance

2. Public comments.

Citizens who desire to address the Commission on any matter, not on the agenda, may do so during this item. Please state your name and address for the record and limit your comments to three minutes. Please understand while the commission appreciates hearing your comments, State law (Texas Gov't Code §551.042) prohibits them from (1) engaging in discussion other than providing a statement of specific factual information or reciting existing City policy, and (2) taking action other than directing Staff to place the matter on a future agenda.

3. Recognize David Covington for his service on the Planning and Zoning Commission.
4. Consider the minutes of April 18, 2023, regular meeting.
5. Z-23-10 - Hold a public hearing and consider a zoning change from Agricultural to Commercial-2 District on an approximately 0.898-acre property located at 7272 Rattlesnake Trail, south of Interstate 14 and east of Simmons Road. **PREVIOUSLY POSTPONED.**
6. Z-23-07 - Hold a public hearing and consider a zoning change from Agricultural to Commercial-2 District on an approximately 1.96-acre property located at 5880 W. US Hwy 190 Service Road, north of Interstate 14 and east of George Wilson Road.
7. P-23-15 - Consider a final plat for West Avenue O Professional Center, comprising 1.456 acres, located at 1261 W. Hwy 190 Service Road, on Interstate 14 Frontage Road east of Loop 121 and west of Connell Street.
8. Receive a report on Administrative Plat Approvals.

If interpreter services for the deaf or hearing impaired are required, please contact the City Clerk at (254) 933-5817 at least 48 hours in advance.

Minutes of the
Planning and Zoning Commission (P&ZC)
City of Belton
Tuesday, April 18, 2023

The Planning and Zoning Commission met at 5:30 p.m. at the Harris Community Center, 401 North Alexander Street. Commission members who were present: Chair Brett Baggerly, Vice Chair Dave Covington, Nichole Fischer, Zachary Krueger, Quinton Locklin, David Jarratt, and Alton McCallum. The following members were absent: Luke Potts and Joshua Knowles. The following staff members were present: Director of Planning Bob van Til, Planner Tina Moore, Planning Administrator Melinda Brice, and IT System Analyst Alex Munger.

1. Call To Order.

Chair Brett Baggerly called the meeting to order at 5:30 p.m.

Invocation – Commission Member David Jarratt gave the Invocation.

Pledge of Allegiance – Chair Brett Baggerly led the Pledge.

2. Public comments. (*Audio 00:00*)

There were no public comments.

3. Consider approval of minutes from the previous meeting. (*Audio 00:15*)

Commission Member Zachary Krueger motioned to approve minutes from March 21, 2023, meeting, seconded by Commission Member Nicole Fischer. The motion passed with 7 ayes and 0 nays.

4. Z-23-09 Hold a public hearing and consider a zoning change from Agricultural (A) and Single Family-1 (SF-1) Residential District to Light Industrial on approximately 51.341 acres located at 849 Elm Grove Spur, at the southeast intersection of Elm Grove Spur and Capitol Way. (*Audio 00:33*)

City Planner Ms. Moore presented the staff report.

Chair Brett Baggerly opened the public hearing.

Cynthia Hernandez, BEDC Executive Director, and applicant spoke in favor of this change. She stated that the property on the future land use plan (FLUM) doesn't show light industrial, but because there is industrial in the area we do feel like it is a natural extension of the existing industry that is there now.

Commission Member David Jarratt made a motion to approve Z-23-09 as presented. The motion was seconded by Vice Chair Dave Covington. The motion passed with 7 ayes and 0 nays.

5. Z-23-10 - Hold a public hearing and consider a zoning change from Agricultural to Commercial-2 District on an approximately 0.898-acre property located at 7272 Rattlesnake Trail, south of Interstate 14 and east of Simmons Road. (*Audio 10:07*)

City Planner Ms. Moore presented the staff report.

Chair Brett Baggerly opened the public hearing.

With no public comments, the public hearing was closed.

City Planner Ms. Moore answered questions from the commission members.

Vice Chair Dave Covington wasn't in favor of going straight to Commercial-2 District and would rather it go to Commercial-2 District with a PD.

Commission Member Dave Covington made a motion to postpone Z-23-10 until the May 16, 2023, meeting. The motion was seconded by Commission Member Quinton Locklin. The motion passed with 7 ayes and 0 nays.

6. P-23-02 – Consider a Final Plat for Tradition Industrial, comprising 27.560 acres, located on Interstate 14 and Digby Drive. (Audio 19:35)

City Planner Ms. Moore presented the staff report.

City Planner Ms. Moore answered questions from the commission members.

Vice Chair Dave Covington made a motion to approve P-23-02 as presented. Commission Member Zachary Krueger seconded the motion. The motion was approved with 7 ayes and 0 nays.

7. Hold a public hearing and consider an amendment to Section 49.8(D) relating to the three-fourths vote requirements. (Audio 22:59)

Planning Director Bob van Til presented the amendment to Section 49.8(D) to the commission.

Chair Brett Baggerly opened the public hearing.

With no public comments, the public hearing was closed.

Planning Director Bob van Til answered questions from the commission members.

Vice Chair Dave Covington made a motion to approve the proposed amendment to Section 49.8(D) relating to the three-fourths vote requirements. The motion died for lack of a second. Commission Member Zachary Krueger made a motion to remove the word "acknowledged (notarized)" from the proposed ordinance and have it read "written and signed" only with no requirement for notarization. Commission Member Nicole Fischer seconded the motion. The motion was approved with 6 ayes and 1 nay. Vice Chair Dave Covington provided the dissenting vote.

8. Receive a report on Administrative Plat Approvals. (Audio 40:34)

City Planner Ms. Moore stated there weren't any this time.

With no other city business, the Planning and Zoning Commission was adjourned at 6:12 p.m. (Audio ends at 41:18)

Chair, Planning and Zoning Commission

P&Z

Agenda Item #5

Z-23-10

Staff Report – Planning and Zoning Agenda Item



Date: May 16, 2023
Case No.: Z-23-10
Request: Agricultural to C-2
Applicant/Owner: MWS Holdings Series 1, LLC.
DBA Mount Storage

Agenda Item #5

Z-23-10 - Hold a public hearing and consider a zoning change from Agricultural to Commercial-2 District on approximately 0.898 acres located at 7272 Rattlesnake Trail, south of Interstate 14 and east of Simmons Road. **Previously postponed.**

Originating Department

Planning Department – Tina Moore, Planner

Current Zoning: Agricultural District (A)

Proposed Zoning: Commercial Two (C-2) District

Existing/ Proposed Uses: Mini-Storage Facility

Future Land Use Map (FLUM) Designation:

The FLUM identifies this general area as a Commercial Corridor.

Design Standards Type Area 4:

The projected growth for Type Area 4 is primarily commercial, retail, and neighborhood service uses with higher design standards as they are gateways to other areas.

Background/Case Summary

The site currently has a warehouse/mini storage facility with outside storage for boats and recreational vehicles on it.

This rezoning request provides an appropriate zoning district for the current use of the property.

This property and the surrounding area were annexed in January 2009 and zoned Agricultural per the adopted annexation policy. According to BellCad, the existing warehouse structures were constructed in 2010. The City has no record of a building permit for the

existing structures, but an electrical permit was issued for a temporary power pole for this address. The structures may have been under construction when the property was being annexed.

The existing structures are considered non-conforming. They do not meet the current setbacks, parking, and design standards. As a non-conforming structure normal repairs and maintenance are permitted. However, future expansions will have to comply with adopted City standards. Additionally, in case of a natural disaster or a fire that destroys more than 60% of the reasonable value of the property, replacement structures will need to comply with the adopted standards. If the destruction is less than 60% of the value of the property, reconstruction is allowed but the size cannot be expanded. However, the requested rezoning will assist the owner with possible future improvements to the property.

Project Analysis and Discussion

Existing Conditions: The surrounding uses are:

<i>Direction</i>	<i>Zoning</i>	<i>Use</i>
North	Agricultural	Detached single-family home.
South	Agricultural	Detached single-family home
East	Agricultural	Detached single-family home
West	Agricultural	Detached single-family home

Allowable Land Uses: The proposed zoning change would allow for the existing mini-storage facility and outdoor storage of boats and recreational vehicles, and other C-2 related activities.

Area & Setback Requirements: The subject lot exceeds the minimum area requirement for the C-2 District, which requires a minimum lot size of 5,000 SF, a minimum width of 50', and a minimum depth of 100'. This lot is over 39,000 SF and meets the minimum area requirements. However, the existing buildings do not meet the required setbacks.

Water and Wastewater:

This property is within the Dog Ridge Water Supply Corporation Certificate of Convenience (CCN) service area. There are also no City sewer lines nearby. There is also no fire protection at this location. According to the owner, wet utilities are not necessary for their current operation. For future expansion, the applicant will need to provide fire protection to the site. Should wastewater be needed in the future, the applicant will be required to obtain approval from the Bell County Public Health Department to install an on-site septic system.

Rattlesnake Trail

This property is accessed via Rattlesnake Trail, which is a privately maintained gravel road.

Recommendation

At the April 18, 2023 meeting, the Planning and Zoning Commission unanimously recommended postponing this item to allow for reclassification to a Planned Development – Commercial -2 Zoning District to allow for a mini-storage use and prohibit other intrusive C-2 uses, citing concerns with residential adjacency.

At this juncture, the applicant has not resubmitted for the recommended zoning classification. Staff recommends that this item be postponed until the applicant submits a new application for the recommended Planned Development - Commercial-2 Zoning District.

Attachments

Zoning application

Property Location Map

Zoning map

Aerial

Zoning notice to owners

Property owner list

Map with zoning notice boundary (200')



ZONING CHANGE APPLICATION

Fee: \$300.00

Date received:	
APPLICANT NAME: Kammie Marshall / Mount Storage	
EMAIL: KMarshall@OlivosGroup.com	PHONE NUMBER: 512-878-3940
MAILING ADDRESS: PO BOX 162624 Austin, TX 78716	
PROPERTY OWNER NAME: MWS Holding Series 1, LLC DBA Mount Storage	
EMAIL: Same as above	PHONE NUMBER: Same as above
MAILING ADDRESS: Same as above	

Proposed Use of Structures (building) and Property (exterior property): Storage
Current Use: Storage
LOCATION/STREET ADDRESS OF PROPERTY TO BE REZONED: 7272 Rattlesnake Trail, Belton, TX 76513
Legal Description of Property: Abstract Survey John Beal Survey Abstract 70
Lot(s): _____ Block(s): _____ of Subdivision _____
Existing Zoning: A- Agricultural District Proposed Zoning: ^{C-2} C-1 Commercial District 1

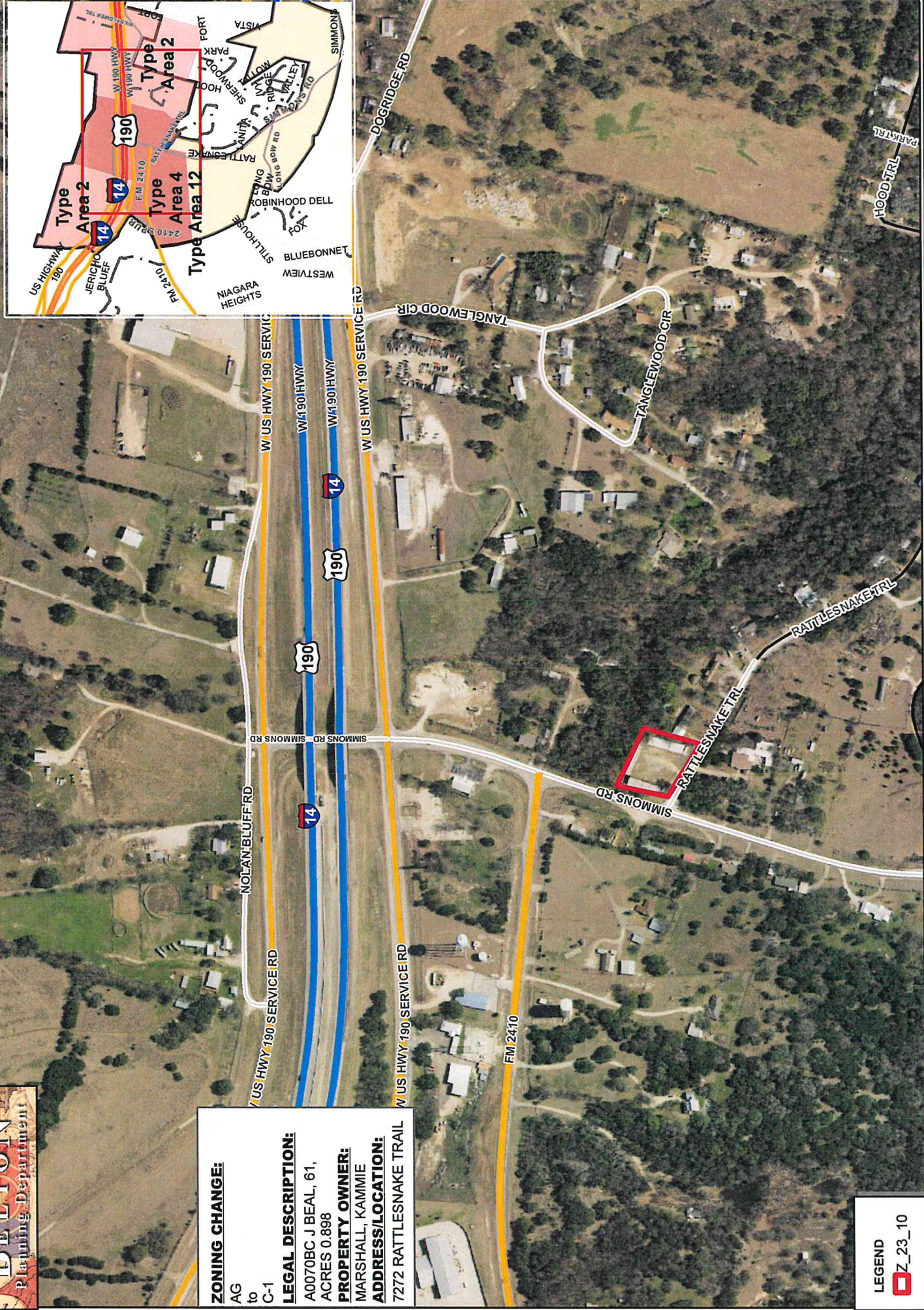
Signature of Applicant: Kammie Marshall Date: 3/16/2023

Signature of Owner (if not applicant): _____ Date: _____

City of Belton Planning Department
333 Water Street ★ Belton, Texas 76513 ★ Phone (254) 933-5812 ★ Fax (254) 933-5822



Zoning Case # Z-23-10 Location



ZONING CHANGE:
AG
to
C-1

LEGAL DESCRIPTION:
A0070BC J BEAL, 61,
ACRES 0.898

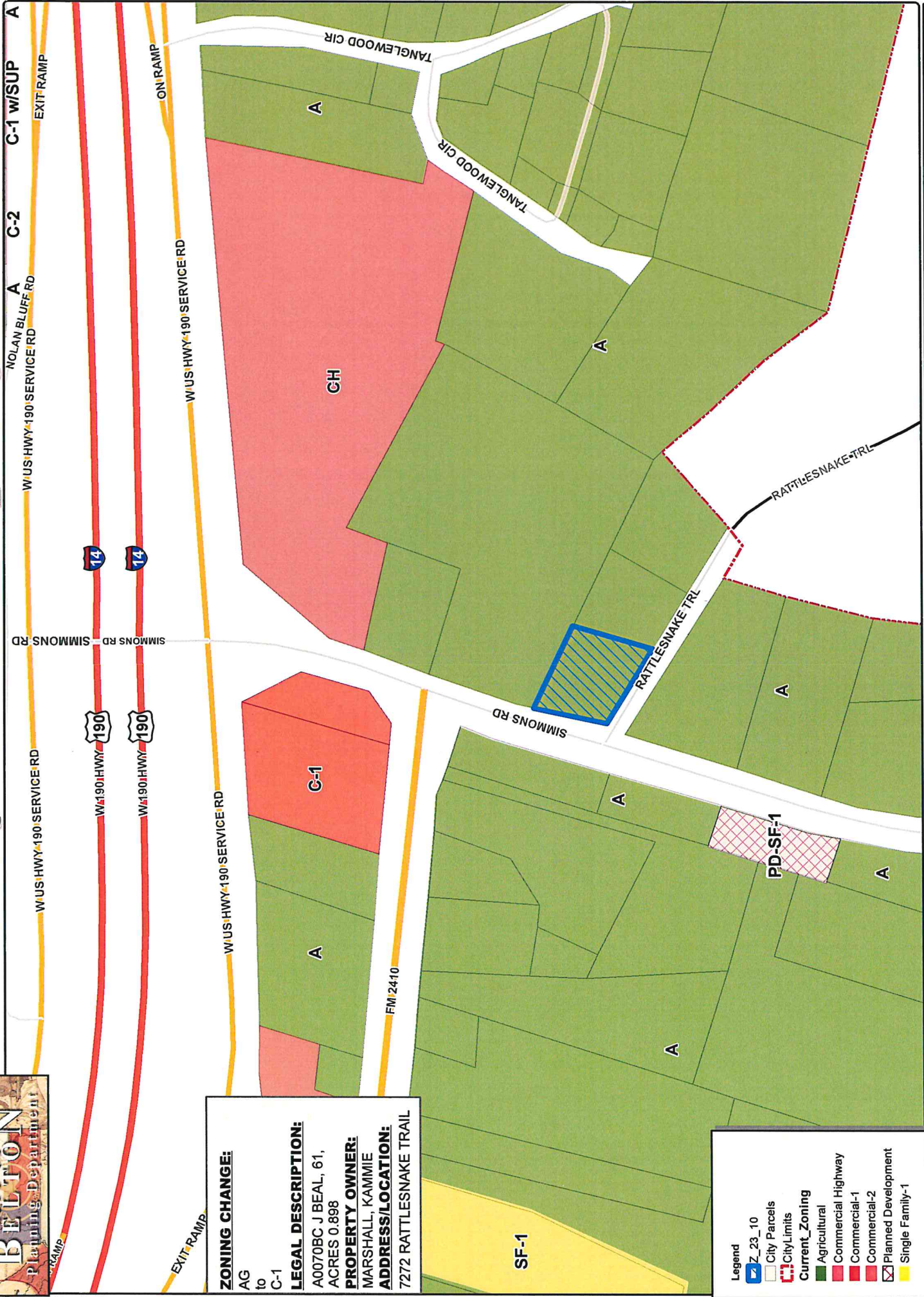
PROPERTY OWNER:
MARSHALL, KAMMIE

ADDRESS/LOCATION:
7272 RATTLESNAKE TRAIL

LEGEND
 Z_23_10



Zoning Case # Z-23-10_Zoning



ZONING CHANGE:
AG
to
C-1

LEGAL DESCRIPTION:
A0070BC J BEAL, 61,
ACRES 0.898

PROPERTY OWNER:
MARSHALL, KAMMIE

ADDRESS/LOCATION:
7272 RATTLESNAKE TRAIL

Legend

- Z-23_10
- City Parcels
- City Limits
- Current_Zoning**
 - Agricultural
 - Commercial Highway
 - Commercial-1
 - Commercial-2
 - Planned Development
 - Single Family-1

Zoning Case # Z-23-10_Aerial



ZONING CHANGE:
AG
to
C-1

LEGAL DESCRIPTION:
A0070BC J BEAL, 61,
ACRES 0.898

PROPERTY OWNER:
MARSHALL, KAMMIE

ADDRESS/LOCATION:
7272 RATTLESNAKE TRAIL

LEGEND
 Z_23_10



Maps and data are for informational purposes and may not have been prepared for or be suitable for legal, engineering or surveying purposes. They do not represent an on-the-ground survey and represent only approximate relative locations. Accuracy is not warranted. No warranty is made by the City of Belton regarding specific accuracy or completeness.

0 50 100 Feet

Map Date: 3/17/2023

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

THE CITY OF BELTON HAS RECEIVED A REQUEST FROM: MOUNT STORAGE (MWS HOLDING SERIES 1, LLC),
TO CHANGE THE FOLLOWING DESCRIBED PROPERTY: 7272 RATTLESNAKE TRAIL,
FROM A(N) AGRICULTURAL (AG) ZONING DISTRICT,
TO A(N) COMMERCIAL-2 ZONING DISTRICT,
TO ALLOW FOR THE CURRENT USE AS A LIMITED WAREHOUSE/MINI-STORAGE AND OUTDOOR STORAGE.

THE PLANNING & ZONING COMMISSION OF THE CITY OF BELTON, TEXAS WILL HOLD A PUBLIC HEARING PURSUANT TO THIS REQUEST AT **5:30 P.M., Tuesday, April 18, 2023**, 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, April 25, 2023**, AT THE T. B. HARRIS COMMUNITY CENTER, 401 ALEXANDER STREET, BELTON, TEXAS.

YOU ARE RECEIVING THIS NOTICE BECAUSE YOU RESIDE WITHIN 200' OF THE PROPOSED ZONING CHANGE. PER STATE LAW, THE CITY IS REQUIRED TO NOTIFY YOU OF THE REQUESTED ZONING CHANGE. AS AN INTERESTED PROPERTY OWNER, THE CITY OF BELTON INVITES YOU TO MAKE YOUR VIEWS KNOWN REGARDING THIS ZONING CHANGE. YOU MAY SUBMIT WRITTEN COMMENTS BY COMPLETING THIS FORM AND RETURNING IT TO **P.O. Box 120, BELTON, TX 76513**, OR VIA EMAIL TO PLANNING@BELTONTXAS.GOV, PRIOR TO 1:00 P.M. ON APRIL 25, 2023.

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. _____

(ADDITIONAL COMMENTS MAY BE ADDED ON A SEPARATE SHEET OF PAPER)

SIGNATURE OF PROPERTY OWNER: _____ DATE: _____
ADDRESS: _____

NOTARIZATION

STATE OF TEXAS
COUNTY OF BELL

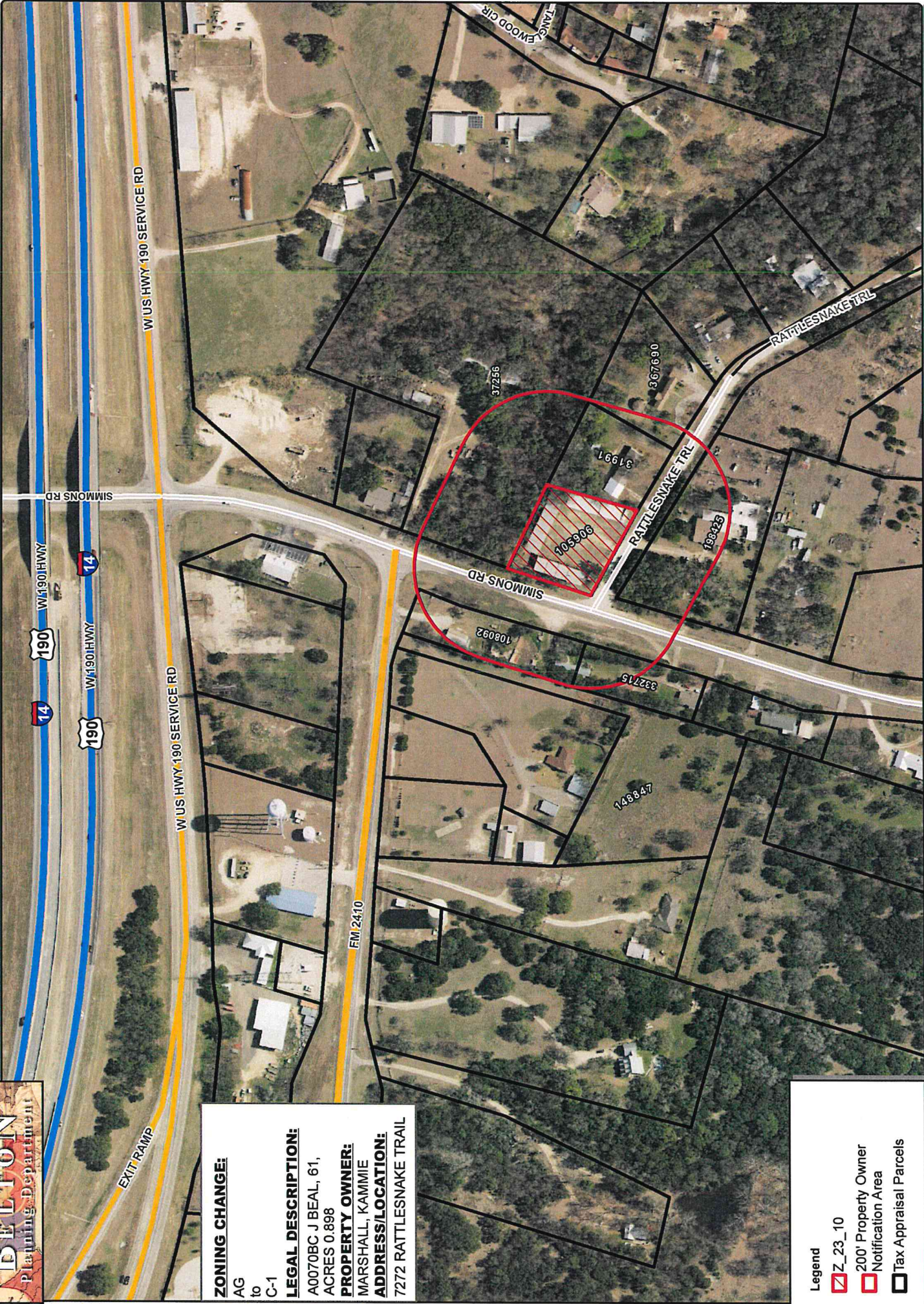
THIS DOCUMENT WAS ACKNOWLEDGED BEFORE ME ON THE _____ DAY OF _____, 202__, BY (NAME OF PROPERTY OWNER) _____

(NOTARY SEAL)

NOTARY PUBLIC, STATE OF TEXAS



Zoning Case # Z-23-10



ZONING CHANGE:

AG
to
C-1

LEGAL DESCRIPTION:

A0070BC J BEAL, 61,
ACRES 0.898

PROPERTY OWNER:

MARSHALL, KAMMIE

ADDRESS/LOCATION:

7272 RATTLESNAKE TRAIL

Legend

- ☒ Z_23_10
- ☐ 200' Property Owner Notification Area
- ☐ Tax Appraisal Parcels

Maps and data are for informational purposes and may not have been prepared for or be suitable for legal, engineering or other purposes. The City of Belton is not responsible for any errors or omissions on this map or the accuracy of the information presented. No warranty is made by the City of Belton regarding specific accuracy or completeness.



Map Date: 3/17/2023

31991	37256	105906
JEWELL, BRANDY	FOSTER, STEPHEN K ETUX SUDIE	MWS HOLDINGS SERIES I LLC
7228 RATTLESNAKE TRL	2805 SIMMONS RD	5766 BALCONES DR STE 204
BELTON, TX 76513	BELTON, TX 76513-7890	AUSTIN, TX 78731
108092	148847	332715
LOS CHICOS SOCIEDAD ANONYMA LLC-SERIES J	ROVETTO, JOHN MARTIN	AYRES, JAMES A
PO BOX 2	3076 SIMMONS RD	2922 SIMMONS RD
NOLANVILLE, TX 76559-0002	BELTON, TX 76513	BELTON, TX 76513-7888
367690		
JIMENEZ, LEONARDO		
3740 CEDAR COVE SPUR		
BELTON, TX 76513		

P&Z

Agenda Item #6

Z-23-07

Staff Report – City Council Agenda Item



Date: May 16, 2023
Case No.: Z-23-07
Request: Agricultural to C-2
Applicant/Owner: Steven Wright, Wrights
Builders/ James Construction
Group

Agenda Item #6

Z-23-07 - Hold a public hearing and consider a zoning change from Agricultural to Commercial-2 District on an approximately 1.96-acre property located at 5880 W. US Hwy 190 Service Road, north of Interstate 14 and east of George Wilson Road.

Originating Department

Planning Department – Tina Moore, Planner

Current Zoning: Agricultural District (A)

Current Use(s): Construction Office and Yard

Proposed Zoning: Commercial Two (C-2) Districts

Proposed Uses: Construction Office and Yard

Future Land Use Map (FLUM) Designation:

The FLUM identifies this general area as a commercial corridor.

Design Standards Type Area 4:

The projected growth for Type Area 4 is primarily commercial, retail, and neighborhood service uses with higher design standards as they are gateways to other areas.

Background/Case Summary

This property was annexed into the city limits in 2006 and zoned Agricultural at that time.

The applicant recently applied for a building permit to remodel the interior of the existing office building, which was originally constructed in 1985, and is now a non-conforming structure per Zoning Ordinance Section 46, *Nonconforming Uses and Structures*.

The building does not meet current setbacks and design standards. As a non-conforming structure normal repairs and maintenance are permitted. The remodeling triggered the need for a zoning change. Staff requested that the applicant submit a zoning change application to bring the property into compliance with the zoning ordinances. The zoning change will also prepare the owner for any future expansions or buildings.

A subdivision plat is currently not required as the applicant does not intend to subdivide the property into separate lots. Future buildings may require a subdivision plat and the extension of water or wastewater services.

There are currently no City water or wastewater services at this location. The current building has an existing septic system. Domestic water service is provided by Dog Ridge WSC. Future buildings or expansion of the existing building will require provisions for fire protection as there are no fire hydrants or adequate water pressure for firefighting purposes.

Project Analysis and Discussion

Existing Conditions: The surrounding uses are:

<i>Direction</i>	<i>Zoning</i>	<i>Use</i>
North and East	Agricultural	James Construction Group – Construction yard
South	Commercial Highway	Belton Circle T Truck Stop
West	Agricultural	Flea Market

Allowable Land Uses: The proposed zoning change would allow for the existing construction office use and outdoor storage.

Area & Setback Requirements: The subject lot exceeds the minimum area requirement for the C-2 District, which requires a minimum lot size of 5,000 sq. ft, minimum width of 50', and depth of 100'. This lot is approximately 2 acres and meets the minimum lot requirements.

Recommendation

Recommend approval of the requested zoning change from Agricultural District to Commercial-2 District for the property located at 5880 W. US Hwy 190 Svc. Road.

1. The use of this property shall conform to the Commercial-2 District in all respects.
2. The development of each property shall conform to all applicable Type Area 4 Design Standards, as identified in Ordinance 2014-17, Section 7.1 of the Zoning Ordinance, including:
 - a. Site Development Standards
 - b. Landscape Design Standards
 - c. Tree Protection, Preservation and Mitigation Standards.

Attachments

Zoning application
Property Location Map
Zoning map
Aerial
Map with zoning notice boundary (200')/Zoning notice to owners/Property owner list
P&Z Minutes Excerpt
Ordinance

ZONING CHANGE APPLICATION

Fee: \$300.00



Date received:	
APPLICANT NAME: Steve Wright	
EMAIL: steve@wrightbuilders.com	PHONE NUMBER: 254-913-6013
MAILING ADDRESS: 5640 Kegley Place Lane, Temple, TX 76502	
PROPERTY OWNER NAME: James Construction Group	
EMAIL: jschuetze@prim.com	PHONE NUMBER: 254-939-8610
MAILING ADDRESS: 5880 W. Highway 190, Belton, TX 76513	

Proposed Use of Structures (building) and Property (exterior property): Existing construction company. Interior renovations only
Current Use: Construction Company
LOCATION/STREET ADDRESS OF PROPERTY TO BE REZONED: 5880 W. Highway 190, Belton, TX 76513
Legal Description of Property: Abstract Survey A0433BC W M HEAD, 7, ODELL GEER CONST CO, ACRES 1.96 Lot(s): 7 Block(s): 1.96 acres of Subdivision A0433BC - W M HEAD
Existing Zoning: Agriculture Proposed Zoning: Commercial-2

Signature of Applicant: Steve Wright Date: 3-10-2023
Signature of Owner (if not applicant): John Schuetze Date: 3-10-23

City of Belton Planning Department
333 Wate Street * Belton Texas 76513 * Phone (254) 933-5812 * Fax (254) 933-5822

2-23-07

5880 W. HIGHWAY 190

Man Date: 5/8/2023





Zoning Case # Z-23-07_Zoning

ZONING CHANGE:

AG
to
C-2

LEGAL DESCRIPTION:

A0433BC W M HEAD, 7,
ODELL GEER CONSTRUCTION CO,
ACRES 1.96

PROPERTY OWNER:

JAMES CONSTRUCTION GROUP

ADDRESS/LOCATION:

5880 W. HIGHWAY 190

Legend

- Z-23-07
- City Parcels
- City Limits
- Current Zoning
- Agricultural
- Commercial Highway
- Commercial-1
- Multi Family
- Office-1
- Planned Development
- Specific Use Permit

GEORGE WILSON RD

PD-MH

C-1 w/CR
Overlay

TEX-ANN LN

EXIT RAMP

ON RAMP

W US HWY 190 SERVICE RD

W US HWY 190 SERVICE RD

CEDAR TREE LN

CORDELL LN

SALEE RD

STANLEY RD

BRENT RD

STANLEY RD

STANLEY RD

STANLEY RD

STANLEY RD

STANLEY RD

STANLEY RD

STANLEY RD

STANLEY RD

STANLEY RD

Maps and data are for informational purposes and may not have been prepared for or be suitable for legal, engineering or other purposes. They do not represent an on-the-ground survey and represent only the approximate relative location of property boundaries. No warranty is made by the City of Belton regarding specific accuracy or completeness.



Zoning Case # Z-23-07_Aerial

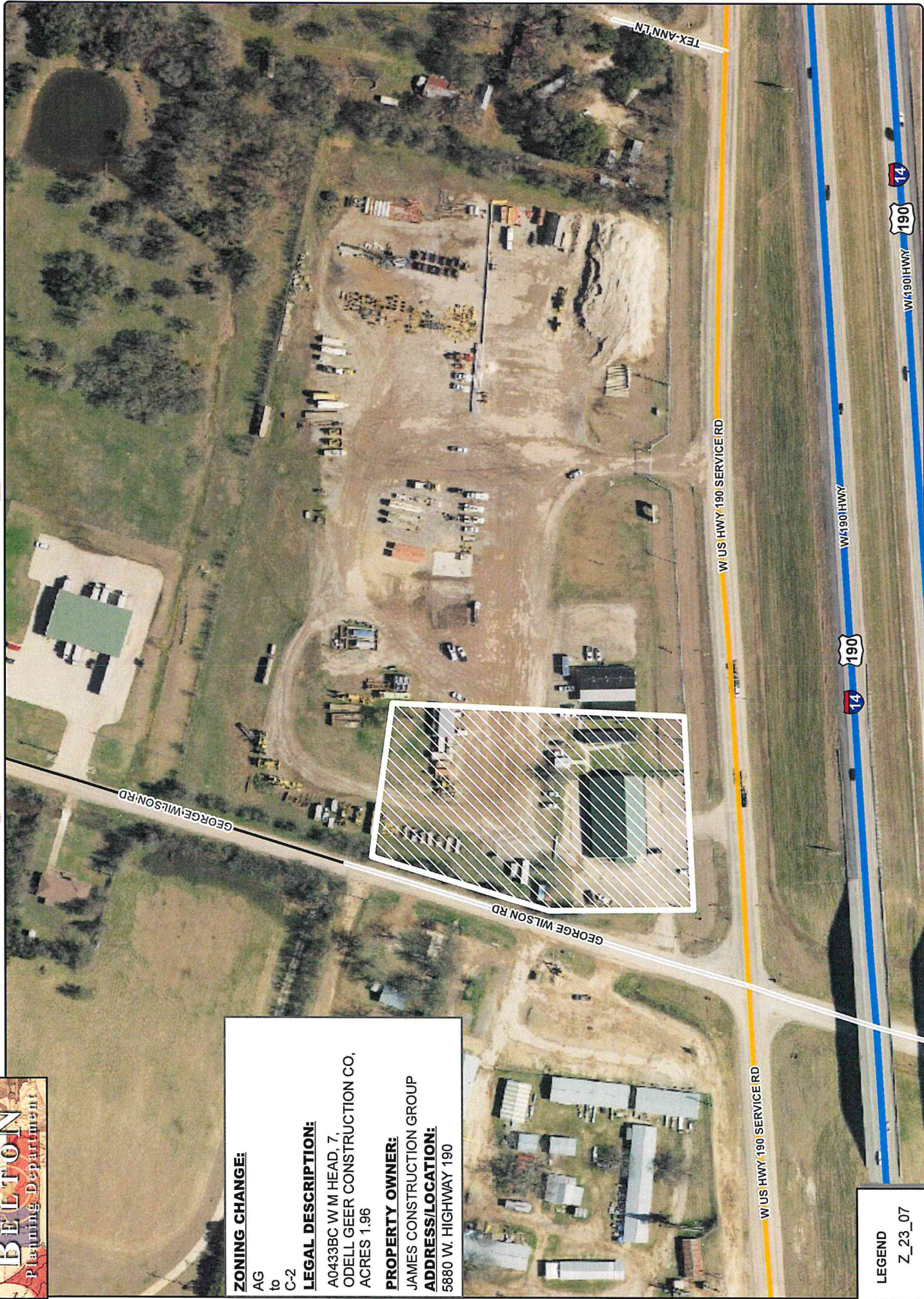


ZONING CHANGE:
AG
to
C-2

LEGAL DESCRIPTION:
A0433BC W M HEAD, 7,
ODELL GEER CONSTRUCTION CO,
ACRES 1.96

PROPERTY OWNER:
JAMES CONSTRUCTION GROUP

ADDRESS/LOCATION:
5880 W. HIGHWAY 190



LEGEND
Z_23_07

Maps and data are for informational purposes and may not have been prepared for or be suitable for legal, engineering or surveying purposes. They do not represent an on-the-ground survey and represent only the approximate relative location of property boundaries. The user assumes all responsibility for any use of this information.

0 100 200 Feet

Map Date: 5/8/2023

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

THE CITY OF BELTON HAS RECEIVED A REQUEST FROM: JAMES CONSTRUCTION GROUP,
TO CHANGE THE FOLLOWING DESCRIBED PROPERTY: 5880 W. US HIGHWAY 190,
FROM A(N) AGRICULTURAL (AG) ZONING DISTRICT,
TO A(N) COMMERCIAL-2 ZONING DISTRICT,
TO ALLOW FOR AN EXISTING CONSTRUCTION OFFICE AND STORAGE YARD.

THE PLANNING & ZONING COMMISSION OF THE CITY OF BELTON, TEXAS WILL HOLD A PUBLIC HEARING PURSUANT TO THIS REQUEST AT **5:30 P.M., Tuesday, May 16, 2023**, 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, May 23, 2023**, AT THE T. B. HARRIS COMMUNITY CENTER, 401 ALEXANDER STREET, BELTON, TEXAS.

YOU ARE RECEIVING THIS NOTICE BECAUSE YOU RESIDE WITHIN 200' OF THE PROPOSED ZONING CHANGE. PER STATE LAW, THE CITY IS REQUIRED TO NOTIFY YOU OF THE REQUESTED ZONING CHANGE. AS AN INTERESTED PROPERTY OWNER, THE CITY OF BELTON INVITES YOU TO MAKE YOUR VIEWS KNOWN REGARDING THIS ZONING CHANGE. YOU MAY SUBMIT WRITTEN COMMENTS BY COMPLETING THIS FORM AND RETURNING IT TO **P.O. BOX 120, BELTON, TX 76513** OR VIA EMAIL TO PLANNING@BELTONTXAS.GOV, PRIOR TO 1:00 P.M. ON MARCH 25, 2023.

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. _____

(ADDITIONAL COMMENTS MAY BE ADDED ON A SEPARATE SHEET OF PAPER)

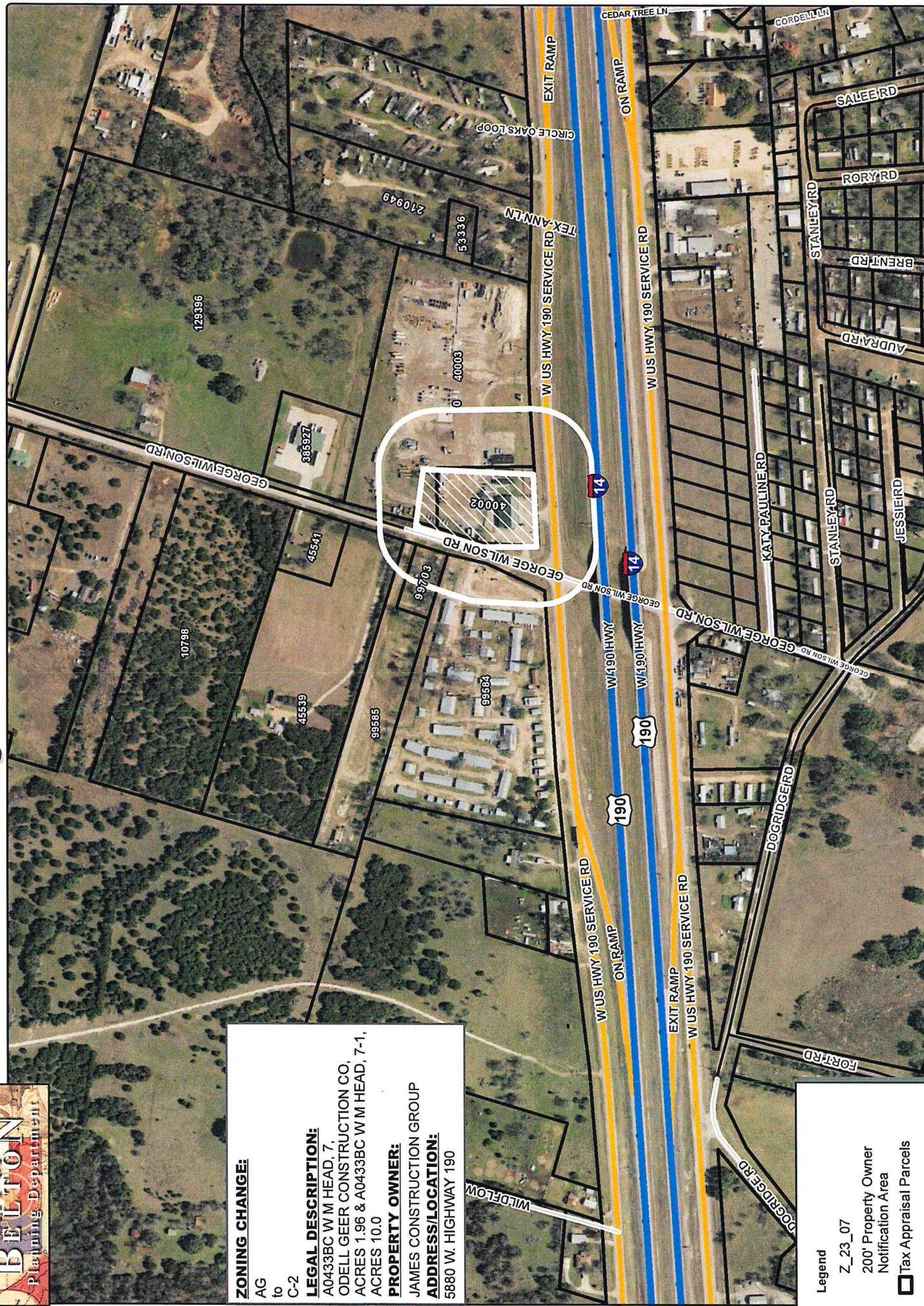
SIGNATURE OF PROPERTY OWNER: _____ DATE: _____
ADDRESS: _____

*A notarized signature may be required for a written protest letter, if more than 20% of the adjacent neighbors protest the requested zoning change.

CITY OF
BELTON
Planning Department

Man Date: 5/8/2023

Maps and data are for informational purposes and may not have been prepared for or be suitable for legal, engineering or surveying purposes. They do not represent an on-the-ground survey and represent only the approximate relative location of property.



40002
JAMES CONSTRUCTION GROUP LLC
PO BOX 90022
BATON ROUGE, LA 70879-9022

99584
ROBERTS, DWIGHT H ETUX PEGGY
PO BOX 772
BELTON, TX 76513-0772

40003
JAMES CONSTRUCTION GROUP LLC
PO BOX 90022
BATON ROUGE, LA 70879-9022

99585
ROBERTS, DWIGHT H ETUX PEGGY
PO BOX 772
BELTON, TX 76513-0772

45539
HAMPTON, LORENA
1810 GEORGE WILSON RD
BELTON, TX 76513

99703
ROBERTS, DWIGHT H ETUX PEGGY
PO BOX 772
BELTON, TX 76513-0772

P&Z

Agenda Item #7

P-23-15



Staff Report – Planning & Zoning Item

Date: May 16, 2023
Case No.: P-23-15
Request: Final Plat
Applicant: Clark Associates
Owner/Developer: RSWB Partners

Agenda Item #7

P-23-15 - Consider a final plat for West Avenue O Professional Center, comprising 1.456 acres, located at 1261 W. Hwy 190 Service Road, on Interstate 14 Frontage Road east of Loop 121 and west of Connell Street.

Originating Department

Planning – Tina Moore, Planner

Case Summary

This final plat proposes a one-block, one lot for commercial retail/office development. The plat proposes public improvements including off-site water and sewer utility extensions and sidewalks on both Interstate 14 Frontage Road and West Avenue O.

Project Analysis and Discussion

This lot is zoned Commercial Highway (CH) and the proposed lot and development plans satisfy the zoning requirements.

Water: This property is located within the City of Belton Certificate of Convenience and Necessity (CCN). The applicant plans to connect to an existing 6" water line east of the property. This will be adequate for fire protection. The water line will be extended to the adjacent western property owner.

Sewer: This is located within the City's Wastewater CNN. An off-site extension is proposed west of the lot to connect to an 8" sewer main. The sewer line will be extended to the adjacent eastern property owner.

Access: Access is provided from both Interstate 14 and West Avenue O.

Streets: Interstate 14 Frontage Road is north of this site and is a TxDOT facility. The applicant received an approved Driveway Facilities on Highway Right of Way Permit from TxDOT for the proposed sidewalk and driveway access.

West Avenue O is a major collector roadway. It requires 80' of right of way (ROW) and 44' - 56' of pavement. There is currently 120' of ROW and 42' of pavement. No perimeter street improvements are required.

Sidewalks: A 6' sidewalk is required along Interstate 14 Frontage Road. A 5' sidewalk is required along West Avenue O, which they will construct.

Drainage: Topography and drainage have been reviewed by staff. The civil construction plans and pre- and post-drainage calculations are under review with minor comments to be addressed by the applicant.

Parkland Dedication/Fee: Parkland fees are not applicable to commercial developments.

Recommendation

Recommend approval of the final plat for the West Avenue O Professional Center.

Attachments

1. Final Plat Application
2. Location Map
3. Final Plat
4. Proposed Water and Wastewater layout
5. Site plan



City of Belton
Request for Subdivision Plat
to the Planning and Zoning Commission and City Council

Application is hereby made to the City Council for the following:

- ☐ General Development Plan Review
- ☐ Preliminary Subdivision
- ☒ Final Subdivision
- ☐ Administrative Plat
- ☐ Replat

Fees due \$ 325

- ☐ ETJ
☒ Inside Belton City Limits

Date Received: _____ Date Due: _____

(All plans are to be returned to the Planning Department according to the Plat Submission Calendar.)

Applicant: Trey Simpson - Clark Associates Phone: 254-899-0899

Address: 215 North Main St.

Email: TSimpson@Clark-Assoc.com

Owner: RSWB Partners, LLC Phone: (254)379-4422

Mailing Address: 8004 Woodway Dr. Suite 100, Waco, TX 76712

Email Address: rickltullis@gmail.com

Current Description of Property:

Lot: 1 Block: 1 Subdivision: _____

Acres: 1.456 Survey: _____

Abstract #: 165 Street Address: 1261 W Hwy 190 Service Road

Frontage in Feet: _____ Depth in Feet: _____

Does Zoning comply with proposed use? Yes Current Zoning: CH

Name of proposed subdivision: West Avenue O Professional Center

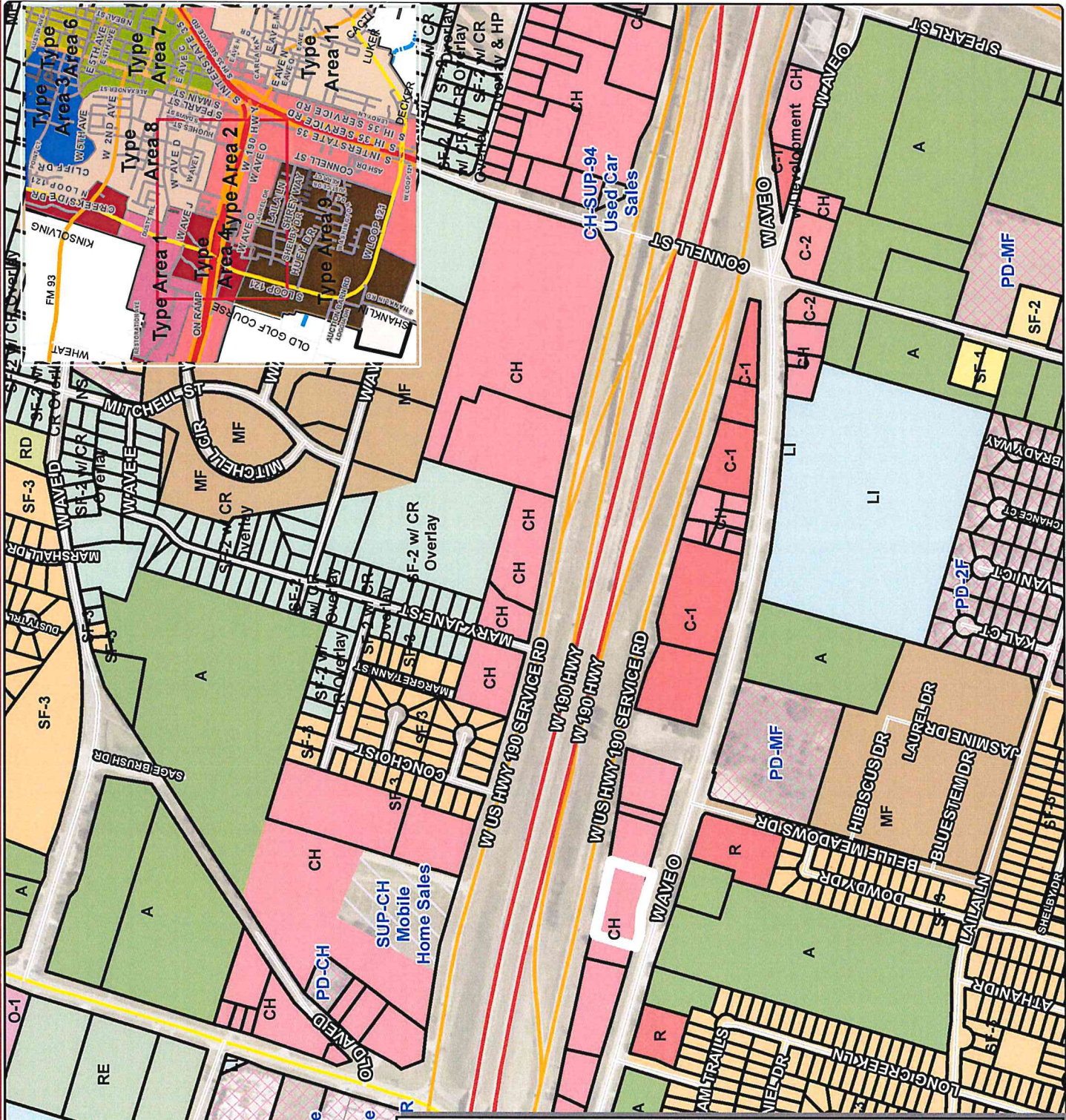
Number of Lots: 1 Fee: \$ 325

Signature of Applicant: _____ Date: 3/28/2023

Signature of Owner: _____ Date: 04-03-2023

NOTE: Variances to code requirements may be considered by P&ZC and City Council.

P-23-03 LOCATION - WEST AVE O PROFESSIONAL CENTER



PROPOSED PLAT:
Final Plat
West Ave O
Professional Center

PROPERTY OWNER:
RSWB Partners, LLC

- LEGEND**
- P_23_03
- City Limits
 - Zoning**
 - Agricultural
 - Commercial Highway
 - Commercial-1
 - Commercial-2
 - Conservation Revitalization Overlay
 - Historic Preservation Overlay
 - Light Industrial
 - Multi Family
 - Neighborhood Service
 - Office-1
 - Office-2
 - Planned Development
 - Redevelopment District
 - Residential Estate
 - Retail
 - Single Family-1
 - Single Family-2
 - Single Family-3
 - Specific Use Permit



P-23-03 - WEST AVE O PROFESSIONAL CENTER



PROPOSED PLAT:
Final Plat
West Ave O
Professional Center

PROPERTY OWNER:
RSWB Partners, LLC

Legend
P_23_03

FINAL PLAT OF
WEST AVENUE O
PROFESSIONAL CENTER
a subdivision within the City of Belton, Bell County, Texas.

1.456 ACRES, situated in the PETER CONRAD SURVEY,
ABSTRACT 165, Bell County, Texas.

STATE OF TEXAS
COUNTY OF BELL
I, RICHARD L. LUTHER, Surveyor, do hereby certify that the foregoing plat was duly recorded in the Public Records of the County of Bell, Texas, on the 14th day of May, 2023, at 1:45 PM, and that the same is a true and correct copy of the original plat as the same appears in the Public Records of the County of Bell, Texas.

NOTARIAL PUBLIC STATE OF TEXAS

My Comm. Expires 08/28/2025

STATE OF TEXAS

COUNTY OF BELL

NOTARIAL PUBLIC STATE OF TEXAS
My Comm. Expires 08/28/2025

STATE OF TEXAS
COUNTY OF BELL

NOTARIAL PUBLIC STATE OF TEXAS
My Comm. Expires 08/28/2025

STATE OF TEXAS
COUNTY OF BELL

NOTARIAL PUBLIC STATE OF TEXAS
My Comm. Expires 08/28/2025

STATE OF TEXAS
COUNTY OF BELL

NOTARIAL PUBLIC STATE OF TEXAS
My Comm. Expires 08/28/2025

STATE OF TEXAS
COUNTY OF BELL

NOTARIAL PUBLIC STATE OF TEXAS
My Comm. Expires 08/28/2025

STATE OF TEXAS
COUNTY OF BELL

NOTARIAL PUBLIC STATE OF TEXAS
My Comm. Expires 08/28/2025

STATE OF TEXAS
COUNTY OF BELL

NOTARIAL PUBLIC STATE OF TEXAS
My Comm. Expires 08/28/2025

STATE OF TEXAS
COUNTY OF BELL

NOTARIAL PUBLIC STATE OF TEXAS
My Comm. Expires 08/28/2025

STATE OF TEXAS
COUNTY OF BELL

NOTARIAL PUBLIC STATE OF TEXAS
My Comm. Expires 08/28/2025

STATE OF TEXAS
COUNTY OF BELL

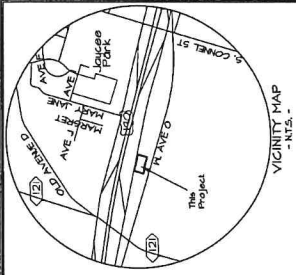
NOTARIAL PUBLIC STATE OF TEXAS
My Comm. Expires 08/28/2025

STATE OF TEXAS
COUNTY OF BELL

NOTARIAL PUBLIC STATE OF TEXAS
My Comm. Expires 08/28/2025

NOTES:

1. Record copy shall be submitted to the City of Belton, Texas, for recording in the Public Records of the County of Bell, Texas, on or before the date of recording of this plat.
2. The City of Belton does not regulate the use of the property.
3. The City of Belton does not regulate the use of the property.
4. The City of Belton does not regulate the use of the property.
5. The City of Belton does not regulate the use of the property.
6. The City of Belton does not regulate the use of the property.
7. The City of Belton does not regulate the use of the property.



LOTS - ONE (1)
ACRES - 1.456 ACRES
AREA - 1.456 ACRES

OWNER:
RMB PARTNERS, LLC, A TEXAS
LIMITED LIABILITY COMPANY

FINAL PLAT OF
WEST AVENUE O
PROFESSIONAL CENTER
a subdivision within the City of Belton, Bell County, Texas.
ABSTRACT 165, Bell County, Texas.

Plat Date: 05-28-2023
Survey: 08-04-2022
Scale: 1" = 30'
Acres: 1.456
Dwg No.: 220801
Drawn by: JPL
Surveyor: JPL
Surveyor License No.: 12550

ALL COUNTY SURVEYING, INC.
10000 Highway 190, Suite 200
Belton, Texas 77705
Phone: 817-251-1000
Fax: 817-251-1001
www.allcountysurveying.com

RECORDATION INFORMATION:
FILED FOR RECORD THIS _____ DAY OF _____, 20____
IN THE PUBLIC RECORDS OF BELL COUNTY, TEXAS.



CHARLES C. LUSK
NOTARY PUBLIC
STATE OF TEXAS
COMMISSION EXPIRES 08/28/2025

MEMORANDUM OF A CALLED MAP AS
ORDERED BY THE COURT IN THE MATTER OF
THE ESTATE OF RICHARD L. LUTHER

JOE A. HODGES, 24% ACRES
CALLED 24% ACRES
VOL. 178, PG. 801

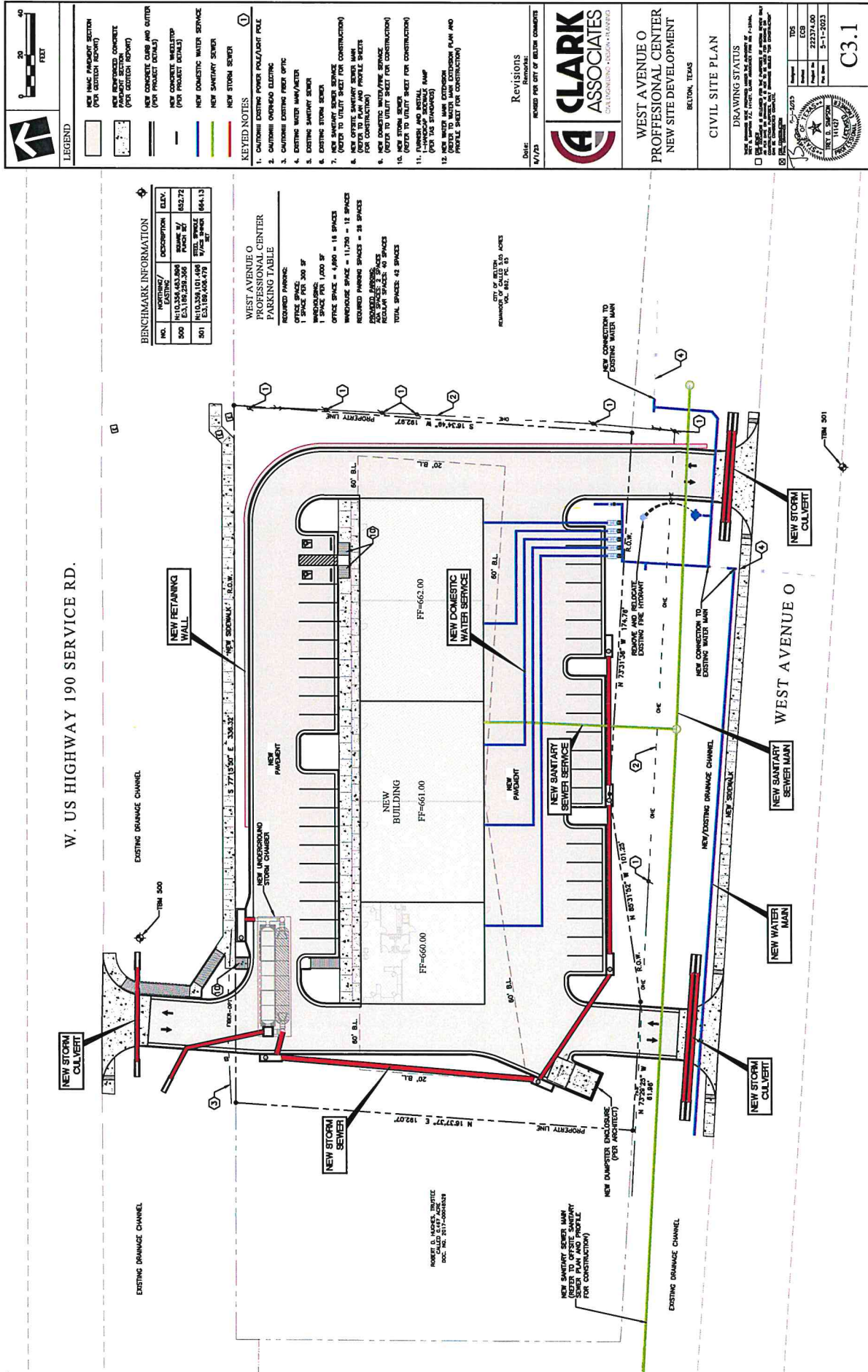
CALLED 10% ACRES
VOL. 178, PG. 801

REMAINDER OF A CALLED 10% ACRES
VOL. 178, PG. 801

CALLED 0.41% ACRES
VOL. 178, PG. 801

CALLED 3 ACRES
VOL. 178, PG. 801

U.S. HIGHWAY 190
INTERSTATE HIGHWAY 14



P&Z

Agenda Item #8

Administrative Plats

Approved

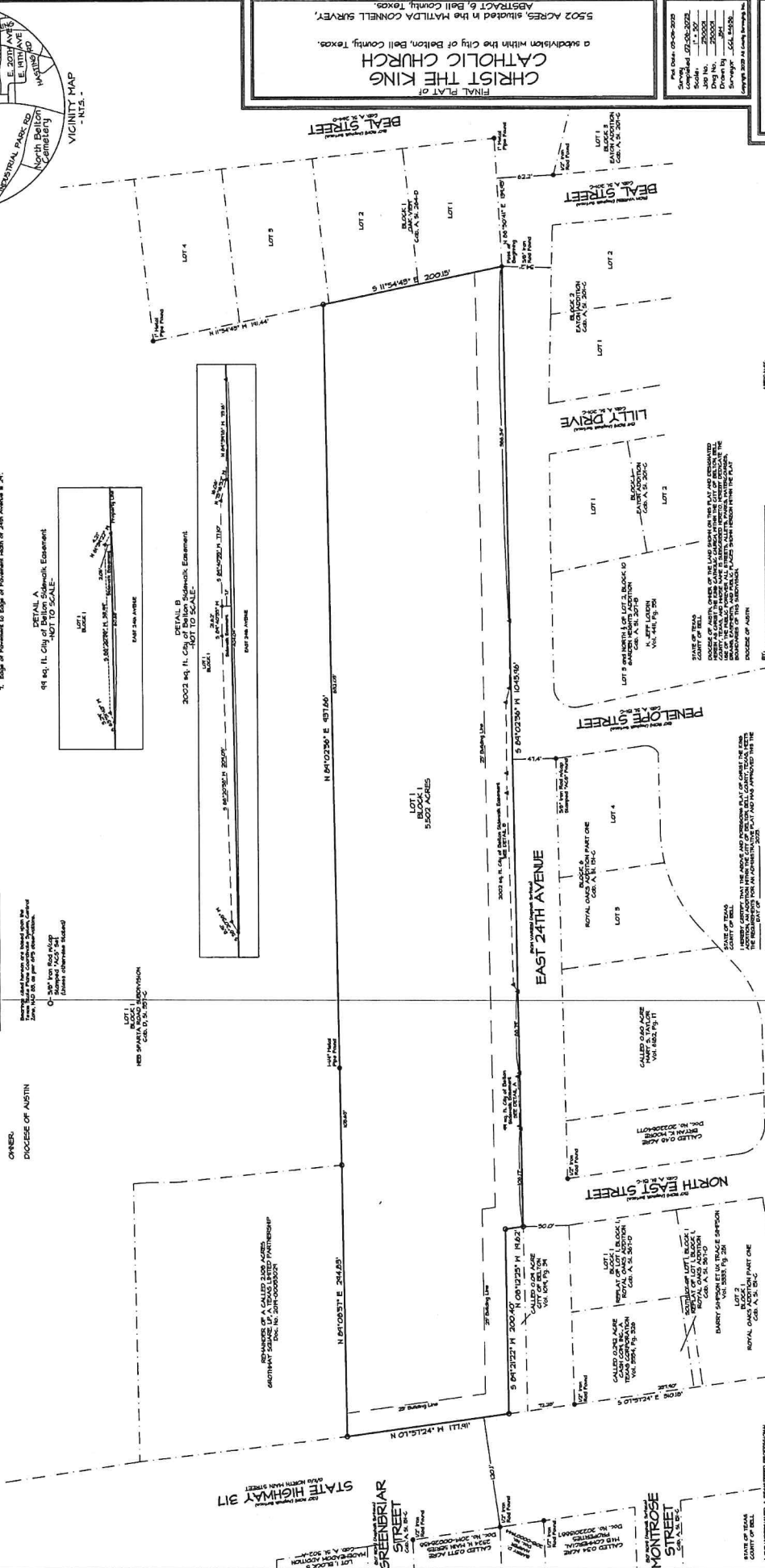
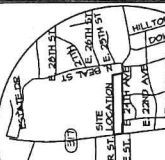
Administrative Plat Approvals						
Approval Date	Subdivision Name	Acreage / Location	No. of Lots	Description	Waivers	
3/7/2023	Christ the King	5.502 Acres; 210 E. 24th Street	1	One block - one lot for commercial development	Sidewalk easement provided in lieu of ROW per the 24th Avenue Public Improvement Plans	
3/3/2023	South Wall Estates Amending Plat	0.308 Acres, 2542 Leroy Lane	1	Lot line adjustments	none	
4/21/2023	Mayfield Lake House -ETJ	1.192 Acres; 3700 Canyon View Dr	1	Consolidation of three lots	ROW dedication and Perimeter Street Improvements	
4/27/2023	Arizu Addition ETJ	0.3460; 4245 Sherwood Drive	1	Consolidation of three lots	Fire Protection	
4/27/2027	Reid Ranch	2.008 Acres; 1915 S. Wall Street	2	Lot line adjustments	None - Provided a 5' ROW dedication on Wall Street	

FINAL PLAT OF **CHRIST THE KING CATHOLIC CHURCH** a subdivision within the City of Belton, Bell County, Texas.

5502 ACRES, situated in the MATILDA CONNELL SURVEY,
 ABSTRACT 6, Bell County, Texas.

RECORDATION INFORMATION:
 FILED FOR RECORD THIS _____ DAY OF _____ 20____
 IN DOCUMENT NO. _____ OFFICIAL PUBLIC RECORDS OF
 REAL PROPERTY, BELL COUNTY, TEXAS.

OWNER:
 DIOCESE OF AUSTIN



ALL COUNTY SURVEYING, INC.
 1411 N. W. 100th Ave., Suite 100
 Fort Worth, TX 76177
 Phone: 817-441-4400
 Fax: 817-441-4401
 www.allcountysurveying.com

NOTARY PUBLIC, STATE OF TEXAS
 I, _____, Notary Public, State of Texas, do hereby certify that the foregoing is a true and correct copy of the original plat of the Christ the King Catholic Church, as the same appears in the records of the County Clerk of Bell County, Texas.

STATE OF TEXAS
 COUNTY OF BELL
 I, _____, County Clerk of Bell County, Texas, do hereby certify that the foregoing is a true and correct copy of the original plat of the Christ the King Catholic Church, as the same appears in the records of the County Clerk of Bell County, Texas.

STATE OF TEXAS
 COUNTY OF BELL
 I, _____, County Clerk of Bell County, Texas, do hereby certify that the foregoing is a true and correct copy of the original plat of the Christ the King Catholic Church, as the same appears in the records of the County Clerk of Bell County, Texas.

STATE OF TEXAS
 COUNTY OF BELL
 I, _____, County Clerk of Bell County, Texas, do hereby certify that the foregoing is a true and correct copy of the original plat of the Christ the King Catholic Church, as the same appears in the records of the County Clerk of Bell County, Texas.

STATE OF TEXAS
 COUNTY OF BELL
 I, _____, County Clerk of Bell County, Texas, do hereby certify that the foregoing is a true and correct copy of the original plat of the Christ the King Catholic Church, as the same appears in the records of the County Clerk of Bell County, Texas.

5502 ACRES, situated in the MATILDA CONNELL SURVEY,
 a subdivision within the City of Belton, Bell County, Texas.
**CHRIST THE KING
 CATHOLIC CHURCH**
 FINAL PLAT OF

BEAL STREET
 LOT 1
 LOT 2
 LOT 3
 LOT 4
 LOT 5
 LOT 6
 LOT 7
 LOT 8
 LOT 9
 LOT 10

LILLY DRIVE
 LOT 1
 LOT 2
 LOT 3
 LOT 4
 LOT 5
 LOT 6
 LOT 7
 LOT 8
 LOT 9
 LOT 10

PENELLOPE STREET
 LOT 1
 LOT 2
 LOT 3
 LOT 4
 LOT 5
 LOT 6
 LOT 7
 LOT 8
 LOT 9
 LOT 10

EAST 24TH AVENUE
 LOT 1
 LOT 2
 LOT 3
 LOT 4
 LOT 5
 LOT 6
 LOT 7
 LOT 8
 LOT 9
 LOT 10

NORTH EAST STREET
 LOT 1
 LOT 2
 LOT 3
 LOT 4
 LOT 5
 LOT 6
 LOT 7
 LOT 8
 LOT 9
 LOT 10

MONTROSE STREET
 LOT 1
 LOT 2
 LOT 3
 LOT 4
 LOT 5
 LOT 6
 LOT 7
 LOT 8
 LOT 9
 LOT 10

FINAL PLAT OF
MAYFIELD LAKE HOUSE
a subdivision within the E.T.J. of the City of Belton, Bell County, Texas

--- VICINITY MAP
not to scale

LAKE BELTON

[illegible]

Year	United States (%)	Japan (%)	Germany (%)
1950	7	7	15
1960	8	8	16
1970	9	10	17
1980	10	13	17
1990	11	16	17
2000	12	18	17
2010	13	19	17
2020	14	20	17
2030	14.5	20	17.5
2040	15	20	18
2050	15	20	18

[illegible]

4. The pavement width of Canyon Heights Drive is 30.5'.
5. All public roadways are shown on the plat are free of taxes.
6. Water service is provided by city water.
7. The City of Madison does not regulate lot to lot drainage.

Surveyor Name & Number: ROY MICHAEL SMITH, BRIS 57438
 Release Date: APRIL 18, 2023

PAKISTAN-CHINA-INDIA
TRINITY PARTIALS

CALIFORNIA
 ETHEL E. HAYFEL
 (N.M. 4750, Pg.

Crystal structure

18 JANUARY 2005

1

NATION, SCOTLAND AND IRELAND. ONE OF ITS 1999 LAWS MADE IT A CRIME FOR ANY PLANT, AND COMMUNITARIANISM IS ALSO BANNED WITHIN THE CITY LIMITS OF THE CITY OF WESTON, ON THE TEXAS AND MISSISSIPPI RIVERS. HUNTERSTOCK, HERBERT DEDICATES THE USE OF THE PUBLIC'S FOREIGN AIR, STREET, AND OTHER PLACES IN BACKGROUND, DRINKING, DRUGS, AND PUBLIC PLACES SHOWN HEREON FROM THE CITY DEPARTMENT OF THE SUPERVISOR.

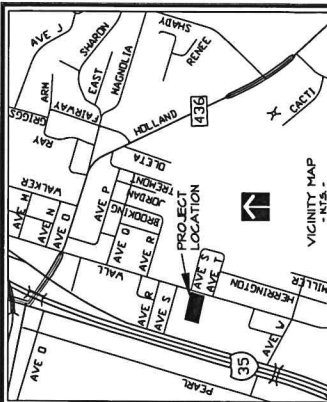
[illegible]

CHARGED IS THE REGULATORY AUTHORITY FOR GROUNDWATER WELLS IN BELL COUNTY AND HEREBY CERTIFIES THAT THIS PROPOSED SUPERVISION HAS BEEN EVALUATED FOR ON-SITE GROUNDWATER PROTECTION WELLS. IN ITS CURRENT CONDITION THE PROPOSED SUPERVISION MEETS OUR REGULATIONS DESCRIBED BY DISTRICT POLICY AND AFFIRMED BY DISTRICT STAFF.

THE UNDERSIGNED, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, HEREBY CERTIFY, TO THE BEST OF MY KNOWLEDGE AND BELIEF, THAT THIS PLAT IS TRUE AND CORRECT, THAT IT WAS PREPARED FROM AN ACTUAL SURVEY OF THE PROPERTY MADE UNDER MY SUPERVISION ON THE 12TH DAY OF JANUARY, 2007, AND THAT ALL NECESSARY SURVEY MEASUREMENTS ARE CORRECTLY SHOWN THEREON.

DATE SURVEYED: April 24, 2023

Being 2.008 ACRES, situated in the M.F.
CONNELL SURVEY, ABSTRACT 6, a subdivision
within the City of Belton, Bell County, Texas.



LOTS - TWO (2)
BLOCKS - ONE (1)
AREA - 2.000 ACRES

OWNERS, MATTHEW and MISTIE



FINAL PLAT OF
REID RANCH
Being 2.008 ACRES, situated in the M.F.
CONNELL SURVEY, ABSTRACT 6, a subdivision
within the City of Belton, Bell County, Texas.

Plot Date: 04-24-2023
 Survey Completed: 04-24-2023
 Scale: 1" = 40'
 Job No. 221582
 Drawn No. 221582P
 Drawn by RSO
 Surveyor RSO = 8748



ALL COUNTY SURVEYING, INC.
 TX. PERM. NO. 100725600
 4200 South 2nd Street
 Temple, Texas 76702
 254-716-7272 FAX 254-434-4636
www.allcountysurveying.com

FILED FOR RECORD THIS _____ DAY OF _____, 2023,
IN DOCUMENT NO. _____, OFFICIAL PUBLIC RECORDS
OF REAL PROPERTY, BELL COUNTY, TEXAS.

Based upon what can be located from the graphics shown on Federal Inmate Rate Map (FIRM), Community Parcel No. 46072729-002, dated September 26, 2008, the above shown property does not appear within the "Special Flood Hazard Area", and appears to be located in Zone X. The flood statement does not imply that the tract will never flood, nor does it create any liability in such event on the part of this mortgage or company.

PRELIMINARY - FOR REVIEW ONLY

Preliminary, this document shall not be recorded for any purpose.
 Release Date APRIL 26, 2023
 Surveyor Name & Number ROY MICHAEL SMITH, RPLS 6748

APPENDIX.

The Tax Appraisal District of Bell County does hereby certify there are currently no delinquent taxes or delinquent loans due to the Tax Appraisal District of Bell County on the property described by this plat.

Noted this the _____ day of _____, 2028 A. D.

Bill County Tax Assessment District

RECORDATION INFORMATION:

FILED FOR RECORD THIS _____ DAY OF _____, 2025, OFFICIAL PUBLIC RECORDS
IN DOCUMENT NO. _____ OF REAL PROPERTY, BELL COUNTY, TEXAS.

