NOTICE OF MEETING CITY OF SOUTH PADRE ISLAND PLANNING AND ZONING COMMISSION

NOTE: One or more members of the City of South Padre Island City Council may attend this meeting; if so, this statement satisfies the requirements of the OPEN MEETINGS ACT.

NOTICE IS HEREBY GIVEN THAT THE PLANNING AND ZONING COMMISSION OF THE CITY OF SOUTH PADRE ISLAND, TEXAS, WILL HOLD A REGULAR MEETING ON:

THURSDAY, AUGUST 20, 2015

3:00 P.M. AT THE MUNICIPAL BUILDING, CITY COUNCIL CHAMBERS, 2ND FLOOR 4601 PADRE BOULEVARD, SOUTH PADRE ISLAND, TEXAS

- 1. Call to Order.
- 2. Pledge of Allegiance.
- 3. Public Comments and Announcements: This is an opportunity for citizens to speak to Commissioners relating to agenda or non-agenda items. Speakers are required to address Commissioners at the podium and give their name before addressing their concerns. [Note: State law will not permit the Planning and Zoning Commission to discuss debate or consider items that are not on the agenda. Citizen Comments may be referred to City Staff or may be placed on the agenda of a future Planning and Zoning Commission meeting]
- Approval of the July 16, 2015 Regular Meeting Minutes.
- 5. Discussion and action regarding the proposed "Replat of "Lots 25, Block 20, the Shores Subdivision, Marina Village Phase, Section 2, South Padre Island, TX to subdivide the land into "Lots 1 through 15".
- 6. Adjournment.

DATED THIS THE 14TH DAY OF AUGUST 2015

Susan Hill, City Secretary

I, THE UNDERSIGNED AUTHORITY, DO HEREBY CERTIFIED THAT THE ABOVE NOTICE OF MEETING OF THE PLANNING AND ZONING COMMISSION OF THE CITY OF SOUTH PADRE ISLAND, TEXAS IS A TRUE AND CORRENT COPY OF SAID NOTICE AND THAT I POSTED A TRUE AND CORRECT COPY OF SAID NOTICE ON THE BULLETIN BOARD AT CITY HALL/MUNICIPAL BUILDING ON AUGUST 14, 2015 AT/OR BEFORE 12:30 P.M. AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULED TIME OF SAID MEETING.

Susan Hill, City Secretary

FIELS FACILITY IS WHEELCHAIR ACCESSIBLE, AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICES MUST BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT BUILDING OFFICIAL, JAY MITCHIM; ADA DESIGNATED RESPONSIBLE PARTY AT (956)761-8103

PLANNING AND ZONING COMMISSION MEETING MINUTES JULY 16, 2015

1. Call to Order.

Patrick McNulty called the meeting to order at 3:00 p.m. in the City Council Chambers on the Second Floor of the Municipal Complex Building: 4601 Padre Boulevard and declared a quorum of members present. Commission members in attendance were: Russell Judah, Gary Olle, Patrick McNulty, Robert Bujanos, Kori Marra, and Chris Huffman. Member with an excused absence was Beth Vance. Staff members present were Development Director Sungman Kim and Marta Martinez. Also present was Council Member Sam Listi.

2. Pledge of Allegiance.

Mr. McNulty led those present in the Pledge of Allegiance.

3. Public Comments and Announcements.

Mr. McNulty announced the item from the agenda and asked if anyone had any comments and/or announcements. Mr. Judah stated that this Commission approved an action at last month's meeting with conditions, and asked how the Planning and Zoning Commission knows if the conditions were met. Mr. McNulty stated there was an email sent out with conditions. Mr. Judah then stated that at the July 15, 2015 the City Council moved forward with the annexation; approximately 4 acres north of South Padre Island.

4. Approval of the June 18, 2015 Regular Meeting Minutes.

Mr. McNulty announced the item from the agenda and asked the Commission members if they had any corrections to the June 18, 2015 regular meeting minutes. Mr. Olle made a motion to approve the minutes with correction. Mr. Judah seconded the motion. The motion carried unanimously.

5. Discussion and regarding the proposed "Replat of "Lots 5 and 6" in Block 71, Padre Beach Subdivision, Section VI", South Padre Island, TX to have them combined into a single "Lot 5".

Mr. McNulty announced the item from the agenda and asked for a staff report. Dr. Kim gave a brief summary regarding the proposed "Replat of "Lots 5 and 6" in Block 71, Padre Beach Subdivision, Section VI", South Padre Island, TX to have them combined into a single "Lot 5".

Mr. McNulty then opened it up for discussion by the Commission. The Commissioners expressed their comments/concerns regarding this matter. After some discussion Mr. Olle made a motion to approve the Replat. Mr. Huffman seconded the motion. The motion carried unanimously.

6. Public Hearing regarding text amendments to Table 5.1 – Schedule of Uses and Table 5.2 – Use Criteria of the form-based code, so that "Auto-related Sales or Service Establishment" are allowed within Town Center Crossing Zone.

Mr. McNulty announced the item from the agenda and asked for a staff report. Dr. Kim gave a brief summary regarding this agenda item. Mr. McNulty then opened the public hearing at 3:26 p.m. and asked if anyone from the public wished to speak in favor of this agenda item. Hearing none, Mr. McNulty then asked if any member from the public wished to speak in opposition to this matter. Hearing none, Mr. McNulty closed the public hearing at 3:27 p.m.

Planning and Zoning Commission Minutes July 16, 2015 Page 2 of 2

7. <u>Discussion and action regarding text amendments to Table 5.1 – Schedule of Uses and Table 5.2 – Use Criteria of the form-based code, so that "Auto-related Sales or Service Establishment" are allowed within Town Center Crossing Zone.</u>

Mr. McNulty then opened it up for discussion by the Commission. The Commissioners expressed their comments/concerns regarding this matter. After much discussion Mr. Judah made a motion to deny the text amendment. Mr. McNulty seconded the motion. The motion passed on a 4:1:1 vote. Mr. Olle voted in opposition and Mr. Bujanos abstained.

8. Public Hearing regarding the designation of Lot 1, Block 1 Padre Island Inn Subdivision (aka Ocean Tower Property) into a District "PBN" Padre Boulevard North Character Zone or a District "B" Multi-family dwelling, apartment, motel, hotel, condominium, townhouse district.

Mr. McNulty announced the item from the agenda and asked for a staff report. Dr. Kim gave a brief summary regarding this agenda item. Mr. McNulty then opened the public hearing at 3:51 p.m. and asked if anyone from the public wished to speak in favor of this agenda item. Sam Listi spoke in favor of this agenda item and also stated that the owner is requesting the property to be zoned District "B". Mr. McNulty then asked if any member from the public wished to speak in opposition to this matter. Hearing none, Mr. McNulty closed the public hearing at 3:53 p.m.

9. <u>Discussion and action regarding the designation of Lot 1, Block 1 Padre Island Inn Subdivision (aka Ocean Tower Property) into a District "PBN" Padre Boulevard North Character Zone or a District "B" Multi-family dwelling, apartment, motel, hotel, condominium, townhouse district.</u>

Mr. McNulty then opened it up for discussion by the Commission. The Commissioners expressed their comments/concerns regarding this matter. After some discussion Mr. Olle made a motion to approve the property be zoned District "B" Multi-family dwelling, apartment, motel, hotel, condominium, townhouse district. Ms. Marra seconded the motion. The carried unanimously.

10. Discussion and action regarding the Transportation Plan.

Mr. McNulty announced the item from the agenda and turned it over to Mr. Judah who took it through the next steps with further explanation. Mr. Judah stated that he would like for staff to clarify the relationship between the Transportation Plan and efforts of the Planning and Zoning Commission. Dr. Kim stated that Kimley-Horn was working on the transportation plan along with the recommended additional alternatives at the earlier city council workshop. Staff also stated that he would bring the plan before this Commission as soon as it is available for review and further study.

11. Adjournment

Since the	Commission l	had no	further	business	to discuss,	Mr.	McNulty	adjourned	the meeting	g at
4:05 p.m.										

Marta Martinez, Secretary	Patrick McNulty, Chairman

PLANNING & ZONING COMMISSION AGENDA REQUEST FORM

MEETING DATE: August 20, 2015

TO: Planning and Zoning Commission

FROM: Sungman Kim, Director of Development Services

ITEM DESCRIPTION:

Discussion and action regarding the proposed "Replat of Lot 25, Block 20, the Shores Subdivision, Marina Village Phase, Section 2, South Padre Island, TX" to subdivide the land into "Lots 1 through 15".

DISCUSSION:

The Ownership

1. The entire lot belongs to VAR ISLA LLC.

The PDD Requirements

- 1. The site has been zoned into R-2 allowing low-rise multiple family, apartments, condominium, and townhouse developments. At the same time, according to PDD 2.6(A) Use Regulation, any use authorized in an R-1 (single family) could be built under R-2 district. If it is to be developed for single family use, it should to be developed under the guidelines of R-1 district.
- 2. R-1 Single Family District
 - a. Setback at Lot Type VIII (PDD 2.5(D))
 - i. Front 20'-24'
 - ii. Side 5'
 - iii. Rear 20'
 - b. The minimum area of a lot shall be 5,000 square feet. (PDD 2.5(I))
 - c. Width of lot: minimum 25' (PDD 2.5(J))
 - d. Depth of lot: the minimum depth of a lot shall be as required to meet the 5,000 square feet minimum lot size. (PDD 2.5(K))
- 3. Minimum Standards for Street Design and Construction (PDD 3.1) Streets and sidewalks are already built-in currently to the Shores and does not require any construction.
 - a. Type A 22' R.O.W. Access Street: There are driveways typically used to serve commercial and/or multi-family residential developments. Typically used to direct traffic into designated parking areas with no sidewalks or shoulders and provides 11' drive lanes. (PDD 3.1.1)
 - b. Type G 44' R.O.W. Street: These are private streets that may be used for internal drives or streets primarily serving single-family, townhouse or multi-family developments. This street type is characterized with a 44' ROW, 13.5' drive

PLANNING & ZONING COMMISSION AGENDA REQUEST FORM

lanes, including 18" rollover curb, 4.5' planter, and 4' sidewalk on both sides of the street. (PDD 3.1.7)

A Minor Error to be fixed at the Submission of the Final Replat Mylar

Although it is not visible, the "**Point in Water**", on the property boundary line, identified on "Replat" section should also be identified on "Property Prior to Replat." The applicant is well aware of this issue and will provide the final replat mylar with the correction at the Planning and Zoning Commission meeting.

Additional Clarification

The surveyor set a new ½" **Iron Rod with AGH Cap** at a distance of 184.90 feet from the beginning, toward South 78 degrees 09 minutes 28 seconds West. The new Iron Rod has been shown on the "Replat" section, but not on the "Property Prior to Replat" because it has not been existing until this Replat application.

Staff Recommendation

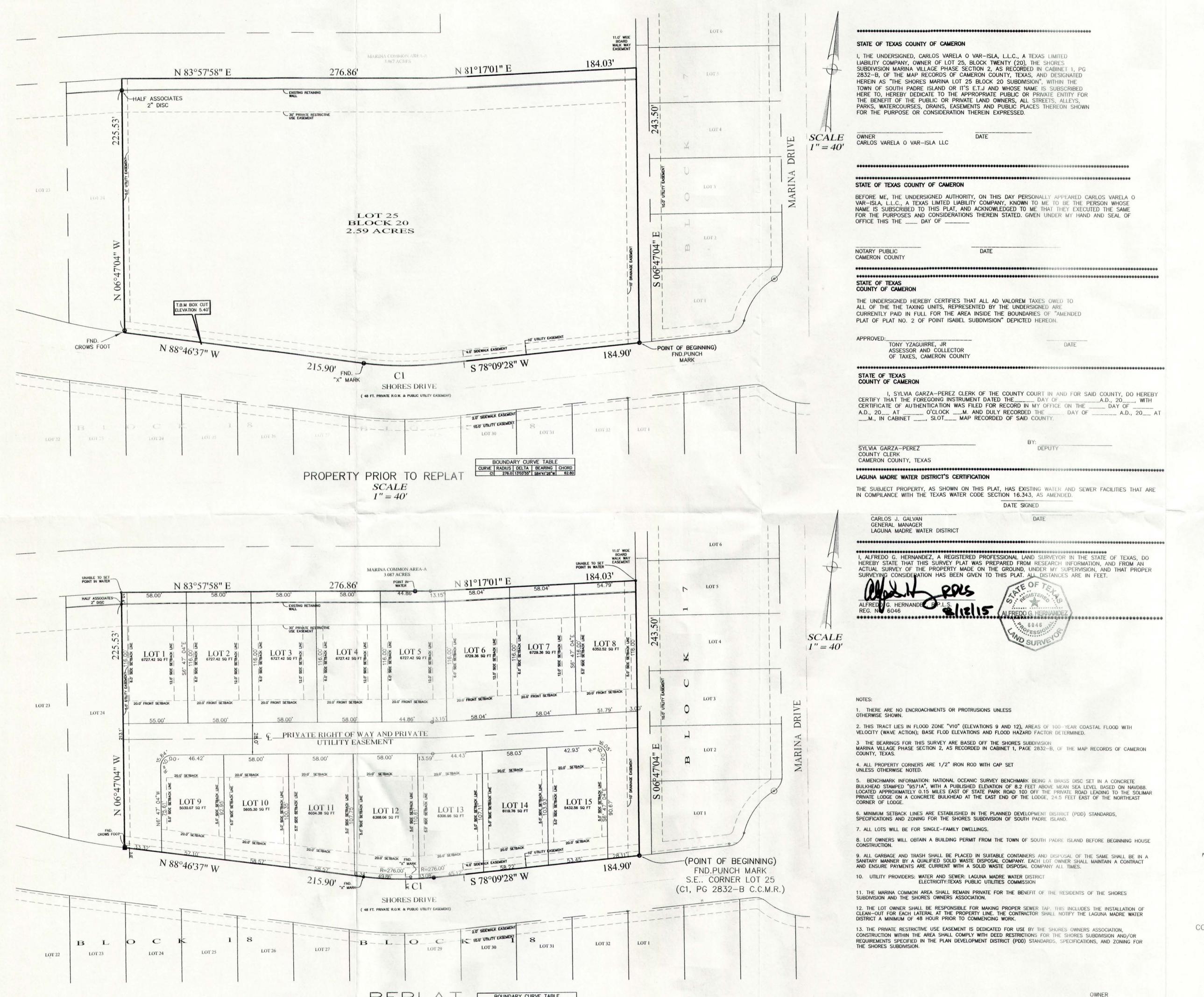
Under the condition that the applicant provides the final replat mylar with the correction and required signatures, staff recommends the Planning and Zoning Commission approve the replat through a fast track process.

More specifically, the proposed subdivision meets all minimum requirements of the Shores PDD:

The replat is not requiring street, access drive, and/or utility installation; staff does not require any changes in the preliminary plat as submitted; and, per Section 23.10, staff recommends approving this item through a fast track process.

COMMISSION ACTION:

MOTION:									
BY:			_ SECOND BY:						
McNulty	Huffman	Vance	Bujanos	Judah	Marra	Olle			
Yes	Yes	Yes	Yes	Yes	Yes	Yes			
No	No	No	No	No	No	No			
Abstain	Abstain	Abstain	Abstain	Abstain	Abstain	Ahstain			



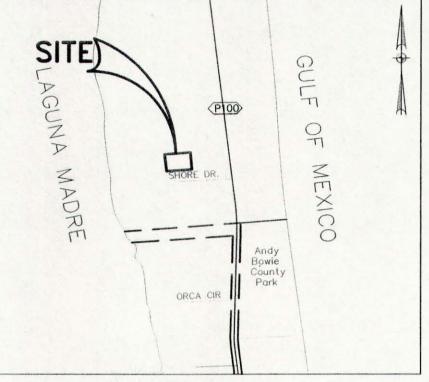
SCALE

1'' = 40'

LEGEND

- SET 1/2" IRON ROD WITH AGH CAP
- SET 2" IRON ROD IN CONC. WITH AGH CAP
- (P.O.C) POINT OF COMMENCING
 (P.O.B) POINT OF
- O FND 2" IRON ROD UNLESS NOTED OTHERWISE

BEGINNING



VICINITY MAP SCALE 1:2000

STATE OF TEXAS COUNTY OF CAMERON

APPROVED BY THE PLANNING AND ZONING COMMISSION OF THE CITY OF SOUTH PADRE ISLAND, THIS _____ DAY OF _____ 20__.

ACTING CHAIR

PUBLIC WORKS DIRECTOR

BEING A 2.59 ACRE TRACT COMPRISED OF ALL OF LOT 25, BLOCK 20 THE SHORES SUBDIVISION, MARINA VILLAGE PHASE, SECTION 2, CAMERON COUNTY, TEXAS, ACCORDING TO THE MAP RECORDED IN CABINET 1, PAGES 2832—B AND 2833—A, OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS. SAID 2.59 ACRE TRACT BEING MRE PARTICULARLY DESCRIBED AS FOLLOW:

BEGINNING, AT A FOUND PUNCH MARK FOR THE SOUTHEAST CORNER OF LOT 25 BLOCK 20, AND THE SOUTHWEST CORNER OF AN 11.0 FOOT WIDE WALK WAY EASEMENT BETWEEN BLOCK 17, OF THE SAID SHORES SUBDIVISION, MARINA VILLAGE PHASE, SECTION 2, AND THE EAST LINE OF THE TRACT HEREIN DESCRIBED, AND FURTHERMORE ALSO BEING A POINT ON THE NORTH RIGHT-OF-WAY LINE OF SHORES DRIVE (48.0' PRIVATE R.O.W & PUBLIC EASMENT).

THENCE, ALONG THE NORTH RIGHT-OF-WAY LINE OF SHORES DRIVE, SOUTH 78 DEGREES 09 MINUTES 28 SECONDS WEST, A DISTANCE OF 184.90 FEET TO A SET 1/2" IRON ROD WITH AGH CAP, FOR A POINT ON SAID NORTH RIGHT-OF-WAY LINE, AND A POINT ON THIS TRACT, AND FURTHERMORE THE POINT OF CURVATURE OF A CURE TO THE RIGHT HAVING A RADIUS OF OF 276.0 FEET.

THENCE, ALONG SAID CURVE TO THE RIGHT, CHORD BEARING SOUTH 84 DEGREES 41 MINUTES 26 SECONDS WEST, 62.80 FEET, TO THE POINT OF TANGENCY, AND A FOUND "X" PUNCH MARK, ON THE SAID NORTH RIGHT-OF-WAY LINE OF SHORES DRIVE, AND A POINT ON THE TRACT HEREIN DESCRIBED.

THENCE, CONTINUING ALONG THE SAID NORTH RIGHT-OF-WAY LINE, NORTH 88 DEGREES 46 MINUTES 37 SECONDS WEST, AT 215.90 FEET, TO A SET 1/2" IRON ROD WITH AGH CAP IN CONCRETE, FOR THE SOUTH WEST CORNER OF THIS TRACT FROM WHICH FOUND "X" MARK BEARS NORTH 06 DEGREES 47 MINUTES 04 SECONDS WEST A DISTANCE OF 2.0 FEET;

THENCE, LEAVING THE NORTH R.O.W. LINE OF SHORES DRIVE AND ALONG THE EAST LOT LINE OF LOT 24 BLOCK 20, AND THE WEST LINE OF THIS TRACT, NORTH 06 DEGREES 47 MINUTES 04 SECONDS PASSING AT 2.0 FEET A FOUND CROWS FOOT AND CONTINUING AT 213.10' TO A FOUND 2" DISC MARKED HALFF & ASSOCIATES, AND CONTINUING AT 10.40 FEET, FOR A TOTAL DISTANCE OF 225.53 FEET FOR THE NORTHWEST CORNER OF THIS TRACT, AND A POINT ON THE SOUTH LINE OF THE MARINA COMMON AREA—A, CONTINAING 3.087 ACRES AS SHOWN IN THE AFOREMENTIONED SHORES SUBDIVISION, MARINA VILLAGE PHASE, SECTION 2.

THENCE, ALONG THE SAID SOUTH LINE OF MARINA COMMON AREA-A, AS FOLLOWS:

NORTH 83 DEGREES 57 MINUTES 58 SECONDS EAST, AT 276.86 FEET, TO A POINT;

NORTH 81 DEGREES 17 MINUTES 01 SECONDS EAST, AT 184.03 FEET, TO SET "X" MARK ON BRICK WALK, FOR THE NORTHEAST CORNER OF THISTRACT

THENCE, ALONG THE WEST LINE OF EXISTING 11.0 FEET WIDE BOARD WALK EASEMENT, OF THE SHORES SUBDIVISION MARINA VILLAGE PHASE SECTION 2, AND THE EAST LINE OF THIS TRACT, SOUTH 6 DEGREES 47 MINUTES 04 SECONDS EAST A DISTANCE OF 243.50 FEET TO A FOUND PUNCH MARK AND THE POINT OF BEGINNING OF THIS TRACT, CONTAINING 2.59 ACRES MORE OR LESS.

SUBDIVISION PLAT OF

THE SHORES MARINA LOT 25 BLOCK 20

TEXAS.

BEING A RE-SUBDIVISION OF

A 2.59 ACRE TRACT COMPRISED OF ALL OF LOT 25, BLOCK 20 THE SHORES SUBDIVISION, MARINA VILLAGE PHASE, SECTION 2, CAMERON COUNTY, TEXAS, ACCORDING TO THE MAP RECORDED IN CABINET 1, PAGES 2832-B AND 2833-A, OF THE MAP RECORDS OF CAMERON COUNTY,

AGH

Tel. (956) 574-8300

ENGINEERING

TBLS FIRM No. 100840-00

8- SURVEYING

3-4180 6305 Paredes Line Road 78526
TBPE FIRM No. F-5197 FAX. (956) 574-8305

P.O. BOX 4180 Brownsville, Texas 78523-4180

Date JUNE 2015

Scale: AS SHOWN

Drawn T.S.

VAR-ISLA, L.L.C 805 MEDIA LUNA#720

BROWNSVILLE, TEXAS 78520

Sheet 1 OF 1

Job No. 2015-0065