PUBLIC NOTICE

City of Lockhart
Planning and Zoning Commission
7:00 PM, Wednesday, January 13, 2021
Municipal Building – Glosserman Room
308 W. San Antonio St.

COMMISSION MEMBER AUDIO CONFERENCE PARTICIPATION

One or more members of the Lockhart Planning and Zoning Commission may participate in a meeting remotely. The member of the Commission presiding over the meeting will be physically present at the above public location. Audio conference equipment providing two-way audio communication with each member participating remotely will be made available, and each portion of the meeting held by audio conference that is required to be open to the public can be heard by the public at the location specified.

CITIZEN AUDIO CONFERENCE PARTICIPATION

- Call-in number: 1-408-418-9388. Attendee Access Code: 626-304-323#.
- Citizens wishing to listen or participate must call in prior to the start of the meeting, and should identify themselves. Attendees may call in to listen only, if desired.
- Those wishing to speak will be called upon to address the Commission.
- Planning and Zoning Commission agenda packets can also be viewed on-line at <u>www.lockhart-tx.org</u> starting two days before the meeting. Navigate from the Departments tab at the top to <u>Development Services</u> <u>Meeting Minutes/Schedules</u> (on left side) <u>Agendas & Minutes</u> <u>Planning & Zoning Commission Agendas & Minutes</u> <u>Agenda Packets</u>.

AGENDA

- 1. Call meeting to order.
- 2. Citizen comments not related to an agenda item.
- 3. Consider the Minutes of the December 9, 2020, meeting.
- 4. FP-20-06. Consider a request by Moore Group Engineering and Surveying on behalf of Lockhart 130 North/South, LTD, for approval of a **Final Plat** for *Centerpoint Meadows Subdivision*, on 25.77 acres in Cornelius Crenshaw Survey, Abstract No. 68, zoned RHD Residential High Density District and located along the 200 Block of City Line Road.
- 5. Discuss the date and agenda of next meeting, including Commission requests for agenda items.
- 6. Adjourn.

Posted on the bulletin board in the Municipal Building, 308 West San Antonio Street, Lockhart, Texas, at 2:30 PM on the 6th day of January, 2021.

City of Lockhart Planning and Zoning Commission December 9, 2020

MINUTES

Members Present: Philip Ruiz, Philip McBride, Rick Arnic, Manuel Oliva, Bradley Lingvai (via

phone), Paul Rodriguez (via phone), Chris St. Leger (via phone)

Member Absent: None

Staff Present: Dan Gibson, Christine Banda, Kevin Waller

Visitors/Citizens Addressing the Commission: Meredith Knight, Spencer Collins, Bill Kirby, Johnny Hernandez, Chris Van Heerde

1. Call meeting to order. Chair Ruiz called the meeting to order at 7:00 p.m.

- 2. Citizen comments not related to an agenda item. None.
- 3. Consider the Minutes of the November 18, 2020, meeting.

Commissioner Oliva moved to approve the November 18, 2020 minutes. Commissioner McBride seconded, and the motion passed by a vote of 7-0.

4. ZC-20-12. Hold a PUBLIC HEARING and consider a request by Meredith Knight, on behalf of 2HK, LLC, for a Zoning Change from PI Public and Institutional District to CMB Commercial Medium Business District for 0.556 acre in the Cornelius Crenshaw Survey, Abstract No. 68, located at 1511 West San Antonio Street (SH 142).

Mr. Gibson explained that the subject property was previously proposed by the applicant to be parkland for the neighboring Windridge Subdivision and was zoned appropriately. She offered the opportunity to the Windridge Subdivision Homeowners Association to make it a private park under their ownership if they would provide and maintain improvements in the park. However, a vote of the HOA members resulted in an insufficient number of votes in favor of the proposal. Therefore, the applicant is proposing to rezone the parkland area, which was never formally accepted by the City for a public park, to CMB so that it would have the same zoning classification as the larger front portion of the property. Mr. Gibson mentioned that the Director of Public Works said that the parcel reserved for parkland was not an ideal size or shape, and the City did not have the funds for park improvements. After approval of the zoning change request, the property would be platted as a single lot at the intersection of West San Antonio Street and North Mockingbird Lane.

Chair Ruiz opened the public hearing and asked the applicant to come forward.

Meredith Knight, of 307 E. 2nd Street in Austin, explained her original intentions for the park site, but would now like to be able to sell the entire property with a single zoning classification.

Chair Ruiz asked for any other speakers and, seeing or hearing from none, he closed the public hearing and asked for the staff recommendation.

Mr. Gibson said staff recommended approval.

Commissioner McBride moved to recommend approval of ZC-20-12 to City Council. Commissioner Oliva seconded, and the motion passed by a vote of 6-1 with Commissioner Rodriguez abstaining.

5. ZC-20-13. Hold a PUBLIC HEARING and consider a request by Umesh M. Patel for a Zoning Change from CHB Commercial Heavy Business District to IL Industrial Light District on Lot 13, Block 1, Amending Plat for Resubdivision Plat of Lockhart Industrial Park II, Revision No. 2, consisting of 7.069 acres located at 115 East MLK Jr. Industrial Boulevard.

Mr. Gibson explained that the property had been rezoned from IL to CHB in October 2012 because the owner wanted to develop a hotel on the site. Those plans changed, and there is now a potential buyer who proposes an industrial use for the property. Therefore, it is necessary to rezone the property back to IL Industrial Light District. Mr. Gibson said that the proposed IL zoning classification is consistent with the future land use plan.

Chair Ruiz opened the public hearing and asked the applicant to come forward.

Spencer Collins of McAllister & Associates Real Estate said he was in charge of selling the property for Mr. Patel. He confirmed that they have a potential buyer needing an industrial site.

Commissioner McBride asked what the use would be, and how many employees it would have.

Mr. Collins said he would leave that up to Mr. Kirby, who represented the buyer.

Bill Kirby, of 301 South Cameron Street in Harrisburg, Pennsylvania, said that it would be a distribution facility for Hershey's ice cream. The building would contain 23,000 to 25,000 square feet consisting mostly of freezer storage along with a small office area. There would be 10 to 12 employees to start with, which could then grow to 20 to 35 employees in the next five years.

Chair Ruiz asked for any other speakers and, seeing or hearing from none, he closed the public hearing and asked for the staff recommendation.

Mr. Gibson said staff recommended approval.

Commissioner Oliva moved to recommend approval of ZC-20-13 to City Council. Commissioner Arnic seconded, and the motion passed by a vote of 7-0.

 SUP-20-14. Hold a PUBLIC HEARING and consider a request by Johnny P. Hernandez on behalf of Tom and Sandra Ford, for a Specific Use Permit to allow a Food Processing and Preparation Plant on 0.708 acre in the Francis Berry Survey, Abstract No. 2, and in the James George Survey, Abstract No. 9, zoned CHB Commercial Heavy Business District and located at 1420 South Colorado Street (US 183).

Mr. Gibson explained that the applicant will be using the former restaurant building as a catering kitchen only, with no dine-in option for at least 8 months. The applicant has a contract to provide food for the TESLA construction site and was looking for a location closer than his restaurants in San Antonio. The proposed use is classified as a Food Processing and Preparation Plant, which requires a specific use permit in the CHB district. Mr. Gibson stated that the applicant does intend to reopen the dining room as a restaurant after the interior is remodeled and the pandemic has eased.

Chair Ruiz opened the public hearing and asked the applicant to come forward.

Johnny Hernandez, of 411 East Cevallos in San Antonio, said he has been in the restaurant business for 25 years. He was offered an opportunity to cater food at the TESLA construction site for the next 10 to 12 months. He said he just closed on the sale of the subject property, and will be remodeling the inside for reopening the building as a restaurant later. He believes the subject property is a great location for a catering kitchen and a restaurant.

Chair Ruiz asked for any other speakers and, seeing or hearing from none, he closed the public hearing and asked for the staff recommendation.

Mr. Gibson said that staff recommended approval.

Commissioner Arnic moved to approve SUP-20-14. Commissioner Rodriguez seconded, and the motion passed by a vote of 7-0.

 FP-18-02. Consider a request by Continental Homes of Texas, LP, dba DR Horton, on behalf of Cottonwood Commons LLC, for approval for a Final Plat for Vintage Springs Subdivision, Section One-A, on 15.283 acres consisting of all of Lot 2, Block 1, Texas Heritage Subdivision, zoned PDD Planned Development District and located on the west side of the 300-400 blocks for Mockingbird Lane.

Kevin Waller explained that the zoning, PDD development plan, and preliminary plat for Vintage Springs Subdivision were previously approved, and after some delay DR Horton is now ready to begin development of the first two sections. He summarized the features of the Section One-A final plat.

Chair Ruiz asked the applicant to come forward.

Chris Van Heerde of HMT Engineering & Surveying said that the Homeowners Association would be responsible for the maintenance of the parks and common areas, and that drainage in the neighborhood would be improved by the development.

Chair Ruiz asked for any other speakers and, seeing or hearing from none, he asked for the staff recommendation.

Mr. Waller said that staff recommended approval.

Commissioner McBride moved to approve FP-18-02. Commissioner Arnic seconded, and the motion passed by a vote of 7-0.

 FP-18-03. Consider a request by Continental Homes of Texas, LP, dba DR Horton, on behalf of Cottonwood Commons, LLC, for approval of a Final Plat for Vintage Spring Subdivision, Section One-B, on 12.089 acres consisting of a part of Lot 1, Block 2, Texas Heritage Subdivision, zoned PDD Planned Development District and located on the east side of the 300-400 blocks of Mockingbird Lane.

Mr. Waller summarized the features of the Section One-B final plat, and mentioned that since the preliminary plat was approved minor changes had been made to Lots 7-9, Block 4, regarding the building setbacks to allow for better utilization of the lots.

Chris Van Heerde added that the setback adjustment was due to the shallow lot configuration of those cul-de-sac lots

Chair Ruiz asked for any other speakers and, seeing or hearing from none, he asked for the staff recommendation.

Mr. Waller said that staff recommended approval.

Commissioner Arnic moved to approve FP-18-03. Commissioner Oliva seconded, and the motion passed by a vote of 6-1 with Commissioner Rodriguez against.

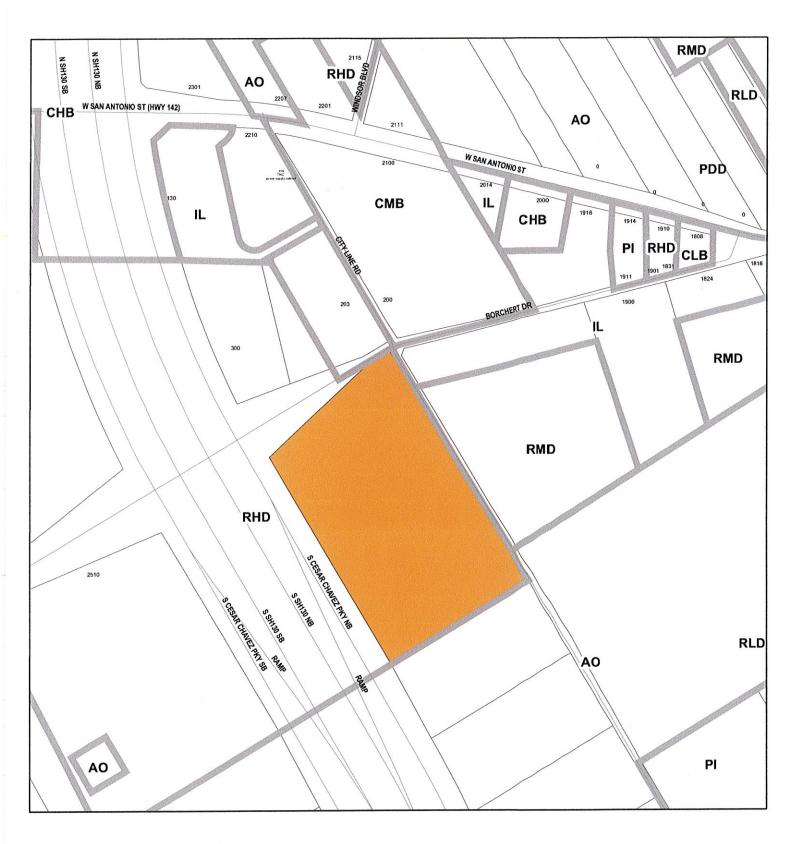
9. Discuss the date and agenda of next meeting, including Commission requests for agenda items.

Mr. Gibson stated that the next regular meeting would be held on January 13, 2021.

10. Adjourn.

Commissioner Arnic moved to adjourn, and Commissioner McBride seconded. The motion passed by a unanimous vote, and the meeting adjourned at 8:34 p.m.

Арр	proved:
	(date)
Christine Banda, Recording Secretary	Philip Ruiz, Chair





FINAL PLAT

PLANNING DEPARTMENT REPORT

FINAL PLAT

CASE NUMBER: FP-20-06

CASE SUMMARY

STAFF CONTACT: Kevin Waller, Assistant City Planner

REPORT DATE: January 6, 2021

PLANNING & ZONING COMMISSION DATE: January 13, 2021

STAFF RECOMMENDATION: Approval

SUGGESTED CONDITION: Approval of Engineering Plans by City Engineer

BACKGROUND DATA

SURVEYOR: Jack Tobin, The Moore Group Engineering & Surveying ENGINEER: Ed Moore, The Moore Group Engineering & Surveying

OWNER: Jean Pelissero, Lockhart 130 North/South, Ltd.

SITE LOCATION: 200 City Line Road

SUBDIVISION NAME: Centerpoint Meadows Subdivision

SIZE OF PROPERTY: 25.77 acres

NUMBER OF LOTS: 121 single-family residential lots, one parkland / detention lot, one parkland lot

EXISTING USE OF PROPERTY: Vacant

ZONING CLASSIFICATION: RHD (Residential High Density District)

ANALYSIS OF ISSUES

PROPOSED DEVELOPMENT: The proposal includes 121 single-family residential lots, in addition to six new public streets, one public parkland lot, and one dual-purpose parkland and stormwater detention lot. The preliminary plat was approved by the Planning and Zoning Commission on April 13, 2016, which was followed by a 6-month extension of the one-year approval period. The final plat was approved by the Commission on October 11, 2017. However, after the expiration of both the one-year final plat approval period and a one-time, 6-month extension, the applicant was required to resubmit a new application form, plat, and fee, which is the subject of the current proposal.

NEIGHBORHOOD COMPATIBILITY: The property is bordered by South Cesar Chavez Parkway Northbound (SH 130) to the west. To the north and across Borchert Drive is the Lockhart Springs apartment complex. The surrounding properties to the east and south are in seasonal agricultural use. The proposed single-family residential lots are allowed in the RHD zoning district, but result in a density (approximately 4.7 units per gross acre) that is much lower than envisioned by the Residential High Density designation of the Lockhart 2020 Future Land Use Plan. The greatest impact of the proposed development would be increased traffic on abutting City Line Road, Borchert Drive, and South Cesar Chavez Parkway. The development will provide two ingress/egress points along City Line Road, and one along South Cesar Chavez Parkway Northbound.

FORM AND CONTENT: The plat conforms to all minimum requirements for form and content.

COMPLIANCE WITH STANDARDS: The plat complies with all applicable standards. In addition to the internal streets and sidewalks, 4-foot wide public sidewalks will be constructed along the City Line Road and Borchert Drive frontages, and a 5-foot wide public sidewalk will be constructed along the South Cesar Chavez Parkway Northbound frontage. Approval of the engineering plans by the City Engineer will be secured no later than the time of the meeting, and a copy of the approval letter will be emailed to you as soon as it is received.

CONCURRENT VARIANCES REQUESTED: None

SUBDIVISION PLAT APPLICATION

Lockhart

(512) 398-3461 • FAX (512) 398-3833 P.O. Box 239 • Lockhart, Texas 78644 308 West San Antonio Street

APPLICANTS		
surveyor NAME Jack Tobin	ADDRESS 1000 Cuernavaca Dr	
DAY-TIME TELEPHONE 512-442-0377	512-442-0377	
E-MAIL jtobin@mooregroup.net		
ENGINEER NAME Ed Moore	ADDRESS 1000 Cuernavaca Dr	
DAY-TIME TELEPHONE 512-442-0377	Austin, TX 78733	
E-MAIL emoore@mooregroup.net		
OWNER NAME Jean Pelissero	ADDRESS Jean Pelissero, Mgr.	
DAY-TIME TELEPHONE 512-264-9605	3600 Bee Creek Road	
E-MAIL jpelissero@gmail.com	Spicewood, Texas 78669	
TYPE OF APPLICATION SUBDIVISION DEVELOPMENT PLAN REPLAT/RESUBDIVISION VARIANCE PRELIMINARY PLAT AMENDING PLAT MINOR PLAT TINAL PLAT DEVELOPMENT PLAT		
PROPERTY		
SUBDIVISION NAME Centerpoint Meadow	ws Subdivision Tax、エルサンテランタロ	
	Lane @ City Line Rd - 200 City Line R	
	TSETJ (COUNTY)PDD	
TOTAL LAND AREA 25.7 ACRE(S)	PROPOSED NUMBER OF LOTS 123	
ZONING CLASSIFICATION(S) RHD (Resider	ntial High Density)	
PROPOSED USE OF LAND Single-Family F	Residential	

SUBMITTAL REQUIREMENTS

NAME(S) AND ADDRESS(ES) OF PROPERTY LIEN-HOLDERS, IF ANY.

IF THE APPLICATION IS FOR AN AMENDING PLAT OR REPLAT/RESUBDIVISION - A COPY OF EXISTING DEED RESTRICTIONS OR RESTRICTIVE COVENANTS, IF ANY.

IF THE APPLICATION IS FOR A FINAL PLAT INVOLVING PUBLIC IMPROVEMENTS - TWO FULL-SIZE PAPER COPIES OF THE ENGINEERING PLANS.

IF THE APPLICATION IS FOR, OR INCLUDES, A SUBDIVISION CODE VARIANCE - COMPLETED VARIANCE SECTION ON NEXT PAGE AND REQUIRED STATEMENT NOTED THEREIN.

PLAT DOCUMENTS, AS FOLLOWS, CONTAINING THE INFORMATION REQUIRED IN ARTICLE 23-6. (Amending Plats, Replat/Resubdivision Plats, and Minor Plats are considered the same as Final Plats for the purpose of content and format). All plat copies shall be full-size paper copies.

One copy for staff's completeness review; six copies after plat is deemed complete.

Ten copies after initial staff reviews above (preliminary plats, final plats, and replats/resubdivisions).

Two copies after initial staff reviews for amending and minor plats.

Two signed and sealed mylar reproducibles (three if applicant wants to keep one) of approved amending plat, replat/resubdivision, final plat, or minor plat, for recording. reproducible is filed at the County Clerk's office, and the other is returned to the City.

FEE, AS FOLLOWS (NO FEE FOR VARIANCES, APPEALS, SUBDIVISION DEVELOPMENT PLANS, OR DEVELOPMENT PLATS):

Preliminary Plat

\$600.00 payable to the City of Lockhart

Final Plat or Replat/Resubdivision

\$400.00 plus \$20.00 per acre, payable to the

City of Lockhart

Amending plat, Minor plat, or

Minor replat not requiring a public hearing

\$100.00 payable to the City of Lockhart

Recording fee for Amending Plat, Replat/Resubdivision, Final Plat.

or Minor Plat

\$71.00 for the first sheet, and \$50.00 for each additional sheet, payable to the Caldwell County Clerk

To the best of my knowledge, this application and associated documents conform to all requirements of the City of Lockhart Subdivision Regulations. By signing below I agree that if any part of this plat and/or associated construction plans is found to be incorrect, incomplete, or otherwise deficient with regard to applicable City standards, the deadline imposed by the Texas Local Government Code, Section 212.009 for approval or denial of the plat and/or associated construction plans by the City within 30 days of the date this application is deemed complete is automatically extended for an additional 30 days. I further agree that if any part of this plat and/or associated construction plans remains deficient at such time that the plat and/or associated construction plans cannot be approved prior to the expiration of the second 30 days, the plat or construction plans will be subject to denial by the approval authority. It is understood that I or another representative should be present at all public meetings concerning this application.

PRINTED NAME Edward Moore, PE

DATE 4 November 2020

TELEPHONE 512-442-0377

PLAT APPROVAL PERIODS

A preliminary plat approval period expires if a final plat for one or more sections is not submitted within 12 months of approval. Upon written request received prior to the expiration, a maximum of two six-month extensions may be considered by the Planning and Zoning Commission.

A final plat approval period expires if any required infrastructure construction is not begun within 12 months of approval. Upon written request received prior to the expiration, one six-month extension may be considered by the City Planner.

ARIANCE TO SECTION(S) N/A	
	OF THE SUBDIVISION REGULATIONS
URRENT ORDINANCE REQUIREMENT(S) N/A	
N/A	
EQUESTED VARIANCE(S) N/A	
UBMIT A WRITTEN STATEMENT DOCUMENTING TH ICLUDING EVIDENCE THAT THE REQUEST COMPLIES EQUIRED FOR APPROVAL OF A VARIANCE:	E REASON FOR THE VARIANCE(S) WITH THE FOLLOWING CRITERIA AS
 Special circumstances or conditions affect the land provisions of the Code would deprive the applicant rea 	involved such that strict application of the asonable use of the land;
The variance is necessary for the preservation and e the applicant;	enjoyment of a substantial property right o
 The variance will not be detrimental to the public I injurious to other property in the area; and, 	health, safety, or welfare, and will not be
 The variance will not have the effect of preventing the area in accordance with the provisions of the Code. 	ne orderly subdivision of other lands in the
FFICE USE ONLY	
CCEPTED BY Kevin Walker	RECEIPT NUMBER 97/273
ATE SUBMITTED 11/13/2020	RECEIPT NUMBER 971273 CASE NUMBER FP 20 06
ATE APPLICATION IS DEEMED COMPLETE	
ATE NOTICES MAILED DATE NO or certain Replats/Resubdivisions without vacating preceding pl	TICE PUBLISHED
ANNING AND ZONING COMMISSION MEETING DATE	(13/202)
ECISION	
ONDITIONS	

UTILITY SERVICE FORM W & WW

THIS FORM SHOULD BE COMPLETED BY REPRESENTATIVES OF EACH TYPE OF UTILITY LISTED FOR ALL PLATS, EXCEPT AMENDING PLATS, AND FINAL PLATS THAT ARE CONSISTENT WITH APPROVED PRELIMINARY PLATS. THE FOLLOWING UITLITY SERVICE CODES ARE TO BE INDICATED, AS APPLICABLE, IN THE SPACE PROVIDED FOR EACH ACKNOWLEDGEMENT.

- A Adequate service is currently available to the proposed subdivision.
- Adequate service is not currently available, but arrangements have been made to provide it.
- Adequate service is not available, and arrangements have *not* been made to provide it from the utility.
- D Additional easements are needed for the utility within the subject property.

NAME OF WATER SERVICE PROVIDER City of Lockhart
APPLICABLE UTILITY SERVICE CODE(S) "A"
COMMENTS/CONDITIONS There is an existing 12" P.V.C. water main located of the east side of City Line Road.
SIGNATURE OF WATER UTILITY OFFICIAL Sean Kelley
CITY OF LOCKHART WASTEWATER U TILITY
APPLICABLE UTILITY SERVICE CODE(S) "A" The depth of the manhole on the northwest corner of City Line Road and Borchert Lane is 6.96'. There is no
COMMENTS/CONDITIONS wastewater main on City Line Road in front of this proposed subdivision.
SIGNATURE OF WASTEWATER UTILITY OFFICIAL Seam Le May
TEXAS GAS SERVICE GAS COMPANY
APPLICABLE UTILITY SERVICE CODE(S)
COMMENTS/CONDITIONS
SIGNATURE OF GAS UTILITY OFFICIAL
NAME OF ELECTRIC SERVICE PROVIDER
APPLICABLE UTILITY SERVICE CODE(S)
COMMENTS/CONDITIONS (Indicate if underground)
SIGNATURE OF ELECTRIC UTILITY OFFICIAL

UTILITY SERVICE FORM GAS

THIS FORM SHOULD BE COMPLETED BY REPRESENTATIVES OF EACH TYPE OF UTILITY LISTED FOR ALL PLATS, EXCEPT AMENDING PLATS, AND FINAL PLATS THAT ARE CONSISTENT WITH APPROVED PRELIMINARY PLATS. THE FOLLOWING UITLITY SERVICE CODES ARE TO BE INDICATED, AS APPLICABLE, IN THE SPACE PROVIDED FOR EACH ACKNOWLEDGEMENT.

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UTILITY SERVICE FORM BLUEBONNET BLECKING

THIS FORM SHOULD BE COMPLETED BY REPRESENTATIVES OF EACH TYPE OF UTILITY LISTED FOR ALL PLATS, EXCEPT AMENDING PLATS, AND FINAL PLATS THAT ARE CONSISTENT WITH APPROVED PRELIMINARY PLATS. THE FOLLOWING UITLITY SERVICE CODES ARE TO BE INDICATED, AS APPLICABLE, IN THE SPACE PROVIDED FOR EACH ACKNOWLEDGEMENT.

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NAME OF WATER SERVICE PROVIDER
APPLICABLE UTILITY SERVICE CODE(S)
COMMENTS/CONDITIONS
SIGNATURE OF WATER UTILITY OFFICIAL
STATE OF THE STATE
Want and a state of a 100° record for the analysis of the anal
CITY OF LOCKHART WASTEWATER U TILITY
APPLICABLE UTILITY SERVICE CODE(S)
COMMENTS/CONDITIONS
SIGNATURE OF WASTEWATER UTILITY OFFICIAL
TEXAS GAS SERVICE GAS COMPANY
APPLICABLE UTILITY SERVICE CODE(S)
COMMENTS/CONDITIONS
SIGNATURE OF GAS UTILITY OFFICIAL
NAME OF ELECTRIC SERVICE PROVIDER Bluebonnet Electric Cooperative, INC.
APPLICABLE UTILITY SERVICE CODE(S) C+D
COMMENTS/CONDITIONS (Indicate if underground)
SIGNATURE OF ELECTRIC UTILITY OFFICIAL Ros ney Genit