CITY OF EL PASO, TEXAS AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: Planning & Inspections, Planning Division

AGENDA DATE: December 15, 2020

PUBLIC HEARING DATE: January 5, 2021

CONTACT PERSON NAME AND PHONE NUMBER: Philip F. Etiwe, (915) 212-1553 Adriana Martinez, (915) 212-1611

DISTRICT(S) AFFECTED: 6

STRATEGIC GOAL: #3 Promote the Visual Image of El Paso

SUBGOAL: 3.1 Provide business friendly permitting and inspection processes 3.2 Improve the visual impression of the community

SUBJECT:

An Ordinance changing the zoning of Tract 2-A, Block 52, Ysleta Grant, City of El Paso, El Paso County, Texas from R-F (Ranch-Farm) and R-F/H (Ranch-Farm/Historic) to R-5 (Residential) and R-5/H (Residential/Historic). The penalty being as provided in Chapter 20.24 of the El Paso City Code. **THIS IS AN APPEAL**

The proposed rezoning meets the intent of the Future Land Use designation for the property and is in accordance with *Plan El Paso*, the City's Comprehensive Plan.

Subject Property: South of Americas and West of Socorro Road Applicants: B&B Socorro, LLC PZRZ20-00019

BACKGROUND / DISCUSSION:

The applicant is requesting to rezone from R-F (Ranch-Farm) and R-F/H (Ranch-Farm/Historic) to R-5 (Residential) and R-5/H (Residential/Historic) to allow for a residential development. City Plan Commission recommended 6-1 to deny the proposed rezoning on November 19, 2020. As of December 7, 2020, the Planning Division has received an email from Corridor 20 Civic Association and public comment at the City Plan Commission Meeting held on November 19, 2020 from both Mission Valley Civic and Corridor 20 Civic Association in opposition to the rezoning request. See attached staff report for additional information. (THIS IS AN APPEAL).

PRIOR COUNCIL ACTION: N/A

AMOUNT AND SOURCE OF FUNDING: N/A

DEPARTMENT HEAD:

Philip F. Etiwe - Planning and Inspections Director

ORDINANCE NO.

AN ORDINANCE CHANGING THE ZONING OF TRACT 2-A, BLOCK 52, YSLETA GRANT, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM [R-F (RANCH-FARM) and R-F/H=(RANCH-FARM/HISTORIC) TO R-5 (RESIDENTIAL) AND R-5/H (RESIDENTIAL/HISTORIC). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

Pursuant to Section 20.04.360 of the El Paso City Code, the zoning of Tract 2-A, Block 52, Ysleta Grant, located in the City of El Paso, El Paso County, Texas, more particularly described by the metes and bounds attached as Exhibit "A", be changed from R-F (Ranch-Farm) and R-F/H (Ranch-Farm/Historic) to R-5 (Residential) and R-5/H (Residential/Historic), as defined in Section 20.06.020, and that the zoning map of the City of El Paso, attached hereto as Exhibit "B", be revised accordingly.

The penalties for violating the standards imposed through this rezoning ordinance are found in Section 20.24 of the El Paso City Code.

ADOPTED this _____ day of ______, 2020.

THE CITY OF EL PASO

ATTEST:

Dee Margo, Mayor

Laura D. Prine, City Clerk

APPROVED AS TO FORM:

Lehi Ah - Thi

Leslie B. Jean-Pierre Assistant City Attorney

APPROVED AS TO CONTENT:

Philip F. Etiwe, Director Planning & Inspections Department

(Exhibits on the following pages)

ORDINANCE NO. _____ 20-1007-2665 | 1042331 South of Americas and West of Socorro Road LBJ

PZRZ20-00019

Page 1 of 1

EXHIBIT "A"

PROPERTY DESCRIPTION

Zone R-5 in Tract 2-A, Block 52, Ysleta Grant

Description of a parcel of land being zoned R-5 and lying in Tract 2-A, Block 52, Ysleta Grant, El Paso County, Texas, being that same parcel recorded in Clerk's File #20150030552, El Paso County Clerks Records, and also being a portion of Peaceful Valley Subdivision (not yet recorded), and described as follows;

Commencing at a 1/2" rebar found for the northeast corner of Tract 2-A, Block 52, Ysleta Grant; from which a 1/2" rebar found for the southeast corner of Tract 2-A bears South 28°35'11" East a distance of 364.10', Thence along the northerly boundary line of Tract 2-A, North 81°00'00" West a distance of 151.10' to the northeasterly corner of this parcel, and being the "Point of Beginning";

Thence, leaving the northerly boundary line of Tract 2-A and along a line 150' westerly and parallel with the centerline of said Socorro Road, South 28°31'00" East a distance of 417.77' to a point on the south boundary of said Tract 2-A;

Thence, along said south boundary of Tract 2-A. South 79°09'49" West a distance of 799.74' to a 1" rebar found at an angle point;

Thence, continuing along said south boundary of Tract 2-A, South 89°18'49" West a distance of 192.70' to a 5/8" rebar with cap stamped "5372" set at the southwest corner of said Tract 2-A;

Thence, along the west boundary of said Tract 2-A, North 00°33'07" East a distance of 611.32' to a 5/8" rebar with cap stamped "5372" found at the northwest corner of said Tract 2-A;

Thence, along the northerly boundary of said Tract 2-A, South 86°00'00" East a distance of 349.74' to a 5/8" rebar with cap stamped "5372" found at an angle point;

Thence, continuing along the northerly boundary of said Tract 2-A, South 81°00'00" East a distance of 429.22' to the "Point Of Beginning" and containing 451,364 sq. ft. or 10.3619 acres.

Based on a field survey performed under my supervision and dated 05/21/2020.

John A Eby, Fexas R.P.L.S. 5372 NM PLS 17779

Paso Del Norte Surveying Inc. TBPLS FIRM #10001200 13998 Bradley Road El Paso, TX. 79938 915-241-1841 TBPLS FIRM #10001200



EXHIBIT "B"



20-1007-2665 | 1042331 South of Americas and West of Socorro Road | LBJ

PZRZ20-00019

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Subject:

FW: PZRZ20-00019

From: Sylvia Carreon <<u>longhorn 1989@hotmail.com</u>> Sent: Wednesday, December 2, 2020 4:00 PM To: Garcia, Raul <<u>GarciaR1@elpasotexas.gov</u>>; Fabiola Lopez <<u>cl fabiola@yahoo.com</u>> Subject: PZRZ20-00019

Hello Mr. Garcia, Sylvia Carreon with Mission Valley Civic Association and the request on this rezone was denied as myself and Fabiola Campos Lopez with the Corridor 20 Civic Association requested denial due to issues on this request. They are requesting R-5 which is the smallest area lot for homes and they requested 61 lots. There will only be one exit to Socorro Rd and that will be too many vehicles for that area to exit without some traffic management and I understand that Socorro Rd (TX20) is a historical road.

I have been contacted by a representative of the project asking what would satisfy us to continue with the request. I am saying they can request to R-1 or R-2 which would give them space to build larger area homes and less lots! Is this a feasible request on our part and I still need to hear from Vince Perez as to the Historic value on that RD. Please help me understand and you can call me 915-227=2738. Thank you

South of Americas and West of Socorro Road

City Plan Commission — November 19, 2020

CASE NUMBER:	PZRZ20-00019
CASE MANAGER:	Adriana Martinez, (915) 212-1611, <u>MartinezAD@elpasotexas.gov</u>
PROPERTY OWNER:	B&B Socorro, LLC
REPRESENTATIVE:	Sitework Engineering LLC
LOCATION:	South of Americas Ave. and West Socorro of Road (District 6)
PROPERTY AREA:	10.36 acres
REQUEST:	Rezone from R-F (Ranch-Farm) and R-F/H (Ranch-Farm/Historic) to
	R-5 (Residential) and R-5/H (Residential/Historic)
RELATED APPLICATIONS:	N/A
PUBLIC INPUT:	Planning has received an email from Corridor 20 Civic Association
	in opposition to the rezoning request.

SUMMARY OF REQUEST: The applicant is requesting to rezone from R-F (Ranch-Farm) and R-F/H (Ranch-Farm/Historic) to R-5 (Residential) and R-5/H (Residential/Historic) to allow for a residential development.

SUMMARY OF STAFF RECOMMENDATION: Staff recommends **APPROVAL** of the rezoning request. The proposed zoning district is consistent with the surrounding neighborhood. Further, the proposed development meets the intent of the G-3, Post-War land use designation of *Plan El Paso*, the City's Comprehensive Plan in the Mission Valley Planning area.



Figure A. Subject Property & Immediate Surroundings

DESCRIPTION OF REQUEST: The applicant proposes to rezone approximately 10.36 acres of land from R-F (Ranch-Farm) and R-F/H (Ranch-Farm/Historic) to R-5 (Residential) and R-5/H (Residential/Historic). The property is located at South of Americas Avenue and West of Socorro Road within the Mission Valley Planning Area. The conceptual site plan shows 61 residential lots and one (1) drainage pond. Residential lots range between 5,000 square feet to 7,542 square feet. The configuration of lots will be addressed at the subdivision stage. Primary access to the proposed development is from Socorro Road.

COMPATIBILITY WITH NEIGHBORHOOD CHARACTER: The proposed development is consistent with the adjacent residential development within its vicinity and meets the established character of its surrounding neighborhood. Further, the proposed development meets the intent of G-3, Post-war Future Land Use Designation in the Mission Valley Planning area. The nearest park is Caribe Park (1.03 miles) and the nearest school is Socorro High School (1.05 miles).

COMPLIANCE WITH PLAN EL PASO/REZONING PC	DLICY – When evaluating whether a proposed			
rezoning is in accordance with Plan El Paso, consider the following factors:				
Criteria	Does the Request Comply?			
Future Land Use Map: Proposed zone change is compatible with the Future Land Use designation for the property: <u>G-3, Post-War</u> : This sector applies to transitional neighborhoods typically developed from the 1950s through the 1980s. Streets were laid out with curvilinear patterns without alleys and shopping centers are located at major intersections behind large parking lots. This sector is generally stable but would benefit from strategic suburban retrofits to supplement the limited housing stock and add missing civic and commercial uses.	Yes, the G-3 designation is compatible with the R-5 zoning district. The area is primarily a single- family residential development with pockets of low density-commercial and multi-family. The proposed development will supplement the housing stock in this within its vicinity.			
Compatibility with Surroundings: The proposed zoning district is compatible with those surrounding the site: <u>R-5 (Residential) District:</u> Low density of dwelling units supporting a suburban-urban interface that permits developments utilizing varying lot configurations, permit primarily single-family and two-family residential areas, and recreational and institutional uses incidental to and serving the neighborhood.	Yes, the properties across the street and in the immediate area are zoned R-3 (Residential) and R-4 (Residential). Surrounding residential districts have single-family dwellings built in a similar manner to the proposed development scheme.			
Preferred Development Locations: Is the property in a "Compact Urban" area?	No, the proposed development is outside the Compact Urban area.			
THE PROPOSED ZONING DISTRICT'S EFFECT ON TH AFTER EVALUATING THE FOLLOWING FACTORS:	E PROPERTY AND SURROUNDING PROPERTY,			
Historic District or Special Designations & Study Area Plans: Any historic district or other special designations that may be applicable. Any adopted small areas plans, including land-use maps in those plans.	Yes, the proposed development lies within Mission Trail historic district. The development requires review from the Historic Landmark Commission (HLC) at the building stage.			

COMPLIANCE WITH PLAN EL PASO/REZONING POLICY – When evaluating whether a proposed rezoning is in accordance with Plan El Paso, consider the following factors:				
Potential Adverse Effects: Potential adverse effects that might be caused by approval or denial of the requested rezoning.	There are no adverse effects anticipated from the proposed rezoning. The existing infrastructure was originally designed for the proposed district and uses.			
Natural Environment: Anticipated effects on the natural environment.	No effect on the natural environment anticipated as the subject property is in an already developed area.			
Stability: Whether the area is stable or in transition.	The area is stable. The most recent rezoning was for a property to the north On August 9, 2016, the subject property was rezoned (PZRZ16-00004) from A-2 (Apartment) and C-4 (Commercial) to S-D (Special Development).			
Socioeconomic & Physical Conditions : Any changed social, economic, or physical conditions that make the existing zoning no longer suitable for the property.	N/A			

ADEQUACY OF PUBLIC FACILITIES, SERVICES AND INFRASTRUCTURE: The property is currently unplatted and does not have adequate public facilities, services or infrastructure; however, there is an existing 6-inch diameter water main extending along Socorro Road that is available for main extensions. An extension looping the above described main with the existing 8-inch diameter water main on La Joya Rd. and existing 8-inch diameter water main on La Morenita Cir. is necessary for service to proposed subdivision in order to provide adequate fire protection. The Owner is responsible for extension and on-site/off-site easement acquisition costs.

PUBLIC COMMENT: The subject property lies within the Mission Valley Civic and Corridor 20 Civic Association. As of November 12, 2020, Planning has received an email from Corridor 20 Civic Association in opposition to the rezoning request; notices sent to property owners within 300 feet on November 5, 2020.

CITY PLAN COMMISSION OPTIONS:

The purpose of the Zoning Ordinance is to promote the health, safety, morals and general welfare of the City. The City Plan Commission (CPC) has the authority to advise City Council on Zoning matters. In evaluating the request, the CPC may take any of the following actions:

- 1. **Recommend Approval** of the rezoning request, finding that the request is in conformance with the review criteria of *Plan El Paso* as reflected in the Staff Report, or that the request is in conformance with other criteria that the CPC identifies from the Comprehensive Plan. (Staff Recommendation)
- 2. **Recommend Approval of the rezoning request With Modifications** to bring the request into conformance with the review criteria of *Plan El Paso* as reflected in the Staff Report, or other criteria that the CPC identifies from the Comprehensive Plan.
- 3. **Recommend Denial** of the rezoning request, finding that the request does not conform to the review criteria of *Plan El Paso* as reflected in the Staff Report, or other criteria that the CPC identifies from the Comprehensive Plan.

ATTACHMENTS:

- 1. Future Land Use Map
- 2. Department Comments
- 3. Neighborhood Notification Boundary Map
- 4. Notice of Opposition
- 5. Conceptual Site Plan

ATTACHMENT 1



ATTACHMENT 2

Planning and Inspections Department – Planning

No objections to the Rezoning.

Note:

All existing and/or proposed paths of travel (accessible sidewalks, wheelchair access curb ramps and driveways) located within public rights-of-way shall follow the City of El Paso Design Standards for Construction and be ADA/TAS compliant.

Planning and Inspections Department – Plan Review & Landscaping Division

Recommended Approval.

Planning and Inspections Department – Land Development

Recommended Approval.

- 1. Show proposed drainage flow patterns on the site plan and identify the discharge and/or storage location(s) for all storm-water runoff within the subdivision.
- 2. Add note on detailed site plan: "On-site ponding of all storm-water runoff discharge volumes is required within each subdivided lot and shall comply with all provisions of Municipal-Code Section 19.19.010A, DSC panel 1-4C-J, and DDM section 11.1".
- 3. Coordinate with the Water Improvement District #1 for requirements of development abutting irrigation ditches and laterals at time of subdivision improvements.

Fire Department

Recommended approval.

Historic Preservation Office

The property is located in the Mission Trail historic district. Work on the parcel requires review from the Historic Landmark Commission (HLC) and new construction requires a Certificate of Appropriateness.

<u>Sun Metro</u>

Recommended approval.

Streets & Maintenance

Recommend approval.

Note:

- A TIA will not be required since the proposed development does not generate more than 100 peak hour trips or 1,000 average daily trips.
- All construction shall be in compliance with ADA, DSC, state and local laws and regulations.

El Paso Water

We have reviewed the request described above and provide the following comments:

El Paso Water (EPWU) does not object to this request.

On-site and off-site water and sewer mains are required to provide service to the subdivision. The Owner is to coordinate the location of the easements with EPWater.

Socorro Rd. is a Texas Department of Transportation (TxDOT) right-of-way. All proposed water and sanitary sewer work to be performed within Socorro Rd. right-of-way requires written permission from TxDOT.

Water:

There is an existing 6-inch diameter water main extending along Socorro Road that is available for main extensions. An extension looping the above described main with the existing 8-inch diameter water main on La Joya Rd. and existing 8-inch diameter water main on La Morenita Cir. is necessary for service to proposed subdivision in order to provide adequate fire protection. The Owner is responsible for extension and on-site/off-site easement acquisition costs.

Previous water pressure readings from fire hydrant # 4430 located at the northeast corner of Isaiah Dr. and Jericho Dr., have yielded a static pressure of 110 pounds per square inch, a residual pressure of 80 pounds per square inch, and a discharge flow of 750 gallons per minute. The lot owner should, for his own protection and at his own expense, install at the discharge side of each water meter a pressure regulator, strainer and relief valve, to be set for pressure as desired by the customer. The lot owner shall be responsible for the operation and maintenance of the above-described water pressure regulating device.

Sewer:

Sanitary sewer is critical. There is an existing 8-inch diameter sanitary sewer main extending along Socorro Road, the sewer main is located approximately 57.5 ft south from the center line of the right-of-way. Said main ends approximately 270-ft south of Isaiah Street. This main is approximately 9 feet in depth.

There is an existing 48-inchsanitary sewer interceptor that extends along a 30-foot PSB easement located south of and parallel to the northern property line of 9830 Socorro Rd, (Block 52 Ysleta Tract 4-C. This property is located directly north of the subject property

A sanitary sewer main extension to the above described 48-inch sanitary sewer interceptor is required to provide sanitary sewer service to the subject property. The Owner is responsible for extension and on-site/off-site easement acquisition costs.

General:

All easements dedicated for public water and/or sanitary sewer facilities are to comply with the EPWater-PSB Easement Policy. The PSB easements shall be improved to allow the operation of EPWater maintenance vehicles. EPWater-PSB requires access to the proposed water, sanitary sewer facilities, appurtenances, and meters within the easement 24 hours a day, seven (7) days a week.

No building, reservoir, structure, parking stalls or other improvement, other than asphaltic paving (HMAC), shall be constructed or maintained on the above referenced EPWater-PSB easement without the written consent of EPWater-PSB. The Developer shall refrain from constructing rock walls, signs, buildings, curbs or any structure that will interfere with the access to the PSB easements. There shall be at least 5-foot setback from the easement line to any building, sign or structure. All easements dedicated for public water and sanitary sewer facilities shall comply with the EPWater-PSB Easement Policy. The PSB easements shall be improved to allow the operation of EPWater maintenance vehicles. EPWater-PSB requires access to the proposed water, sanitary sewer facilities, appurtenances, and meters within the easement 24 hours a day, seven (7) days a week.

EPWU requires a new service application to provide additional service to the property. New service applications are available at 1154 Hawkins, 3rd floor and should be made 6 to 8 weeks in advance of construction to ensure water for construction work. A site plan, utility plan, grading and drainage plans, landscaping plan, the legal description of the property and a certificate-of-compliance are required at the time of application. Service will be provided in accordance with

the current EPWU – PSB Rules and Regulations. The applicant is responsible for the costs of any necessary on-site and off-site extensions, relocations or adjustments of water and sanitary sewer lines and appurtenances.

El Paso County Water Improvement District #1

The application has been reviewed and recommend the following: An application and fee of \$1,000.00 must be submitted to our main office located at 13247 Alameda.

ATTACHMENT 3



ATTACHMENT 4

Subject:	FW: Peaceful Valley Subdivision - Rezoning Application - Neighborhood Assoc Notice
Sent: Wednesday, Au To: Jorge Garcia <jgar Cc: Garcia, Raul <<u>Garc</u></jgar 	<u>cl_fabiola@yahoo.com</u> > gust 26, 2020 10:08 AM cia@siteworkengineering.com> <u>iaR1@elpasotexas.gov</u> > Valley Subdivision - Rezoning Application - Neighborhood Assoc Notice
Good Morning, Mr. Jo	rge Garcia:
Thank you for providin	t realize that your reply was received almost immediately since August 18. g the information requested by section 2.1 from the Municipal Code. At this time your application is code (notification to neighborhood associations).
The rezoning applicati a very heavy-traffic ro	on as proposed (R-F zone to R-5) is a high-density plan considering that Socorro Road as it is, it is ad, incapable to sustain higher affluence of traffic. P lease reconsider your application.
	ssociation welcomes livelihood to all parts of the Mission Valley area but with responsible growth n the quality of life of established neighborhoods as well as the safety and health of future
Best Regards,	
C O F c	RRIDOR 20 ivic association
Fabiola Campos-Lope CORRIDOR20 civica: Coordinator	





South of Americas and West of Socorro Road Rezoning

PZRZ20-00019









Aerial





Existing Zoning

This map is designed for illustrative purposes only. The features depicted here are approximate and more site-specific studies may be required to draw accurate conclusions. Enlargements of this map to scales greater than its original can induce errors and may lead to misinterpretations of the data. The Planning & Inspections Department Ranning Division makes no claim to its accuracy or completeness.



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Fee





Future Land Use

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Subject Property

Surrounding Development



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Public Input

• As of November 19, 2020, Planning has received two emails in opposition and one email of inquiry to the rezoning request; notices sent to property owners within 300 feet on November 5, 2020.





Recommendation

• Staff recommends APPROVAL of the rezoning request.



Mission

Deliver exceptional services to support a high quality of life and place for our community

Vision

Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government

☆ Values

Integrity, Respect, Excellence, Accountability, People