Ordinance amending the Unified Development Code ("UDC"), upon application by Doug Shaw and Jill Shaw ("Owners"), by changing the UDC Zoning Map in reference to Lots 1-3, Block 2, Section E, Padre Island - Corpus Christi, from the "RM-AT/IO" Multifamily AT District with an Island Overlay to the "RM-AT/IO/PUD" Multifamily AT District with an Island Overlay and a Planned Unit Development Overlay; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

WHEREAS, the Planning Commission has forwarded to the City Council its final report and recommendation regarding the application of Doug Shaw and Jill Shaw ("Owners"), for an amendment to the City of Corpus Christi's Unified Development Code ("UDC") and corresponding UDC Zoning Map;

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, August 28, 2013, during a meeting of the Planning Commission, and on Tuesday, September 24, 2013, during a meeting of the City Council, during which all interested persons were allowed to appear and be heard; and

WHEREAS, the City Council has determined that this amendment would best serve the public health, necessity, convenience and general welfare of the City of Corpus Christi and its citizens.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:

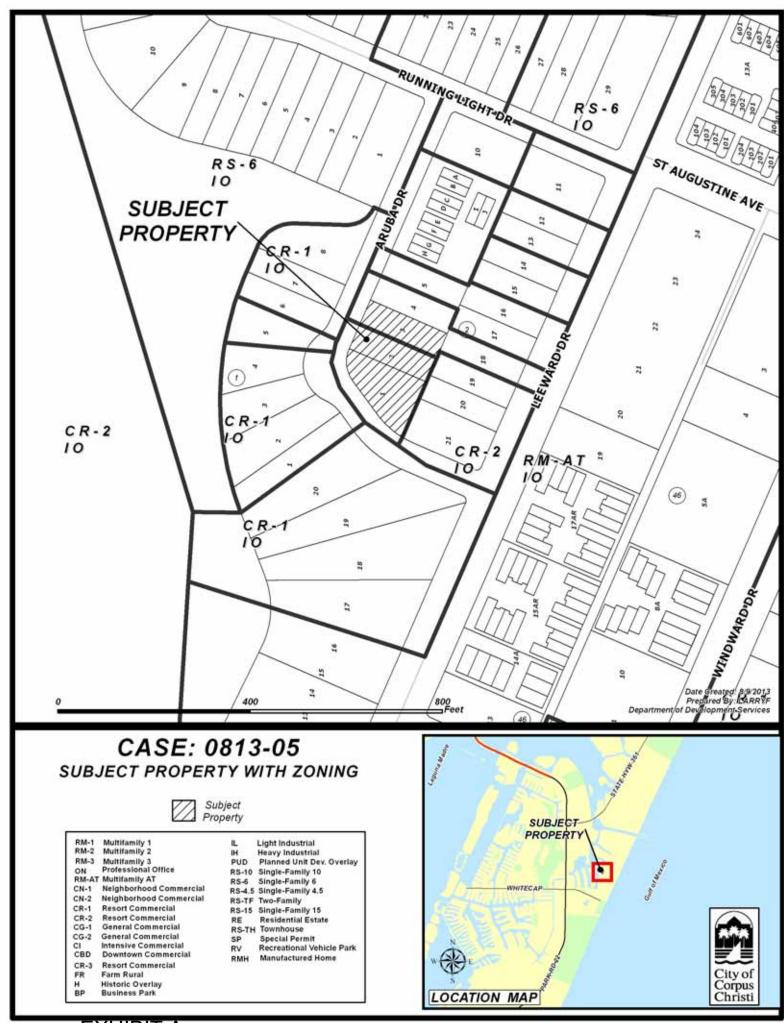
SECTION 1. Upon application made by Doug Shaw and Jill Shaw ("Owners"), the Unified Development Code ("UDC") of the City of Corpus Christi, Texas ("City"), is amended by changing the zoning on Lots 1-3, Block 2, Section E, Padre Island - Corpus Christi (the "Property"), located along the east side of Aruba Drive, approximately 175 feet west of Leeward Drive, from the "RM-AT/IO" Multifamily AT District with an Island Overlay to the "RM-AT/IO/PUD" Multifamily AT District with an Island Overlay and a Planned Unit Development Overlay (Zoning Map No. 029028), as shown in Exhibit "A," "B," and "C." Exhibit A, which is a location map pertaining to the Property, Exhibit B, which is the master site plan ("Master Site Plan"), and Exhibit C, which is the subdivision plat ("Plat"), are attached to and incorporated in this ordinance by reference as if fully set out herein in their entireties.

SECTION 2. The Planned Unit Development Overlay granted in Section 1 of this ordinance is subject to the following 10 conditions:

- 1. **Master Site Plan**: The Owners shall develop the Property in accordance with the Master Site Plan as shown in Exhibit B and the Plat as shown in Exhibit C. The development of the Property is to consist of 14 townhouse units and common area amenities and shall be constructed in one phase.
- 2. **Dwelling Units per Acre**: The density of dwelling units on the Property shall not exceed 17.72 dwelling units per acre.

- 3. **Building Height**: The maximum height of any structure on the Property is 30 feet.
- 4. **Parking**: The property must have a minimum of 28 standard parking spaces (9 feet wide by 18 feet long) and four parallel parking spaces (8 feet wide by 20 feet long). Parking is prohibited within the private street and pedestrian walkways.
- 5. Setbacks and Lot Width: Minimum setback along Aruba Drive shall be 20 feet. Minimum 20-foot wide front yard setbacks shall be provided for each lot along the private street. Minimum rear yard setbacks for all lots shall be five feet. Minimum building separation between unattached townhouse units shall be 10 feet. Minimum five-foot wide side yard is required along Lots 5 and 7. Minimum width for townhouse lots shall be 20 feet.
- 6. **Open Space**: The Property must maintain a minimum of 37% open space. Any surfaces constructed within the required open space must be constructed of pervious material.
- 7. **Private Street Access**: The property shall provide a one-way private street with a width of not less than 20 feet. The private street shall be striped to indicate "Fire Lane/No Parking."
- 8. **Pedestrian Access**: A minimum five-foot wide sidewalk shall be constructed along one side of the private street.
- 9. **Dumpster Screening**: A minimum six-foot tall screening fence shall be constructed, maintained, and remain in place around a dumpster placed in the street yard.
- 10. **Time Limit**: Construction of the development shall commence within 24 months from the date this modified Planned Unit Development ordinance is approved by the City Council.
- **SECTION 3.** The official UDC Zoning Map of the City is amended to reflect changes made to the UDC by Section 1 of this ordinance.
- **SECTION 4.** The UDC and corresponding UDC Zoning Map of the City, made effective July 1, 2011, and as amended from time to time, except as changed by this ordinance, both remain in full force and effect.
- **SECTION 5.** To the extent this amendment to the UDC represents a deviation from the City's Comprehensive Plan, the Comprehensive Plan is amended to conform to the UDC, as it is amended by this ordinance.
- **SECTION 6.** All ordinances or parts of ordinances specifically pertaining to the zoning of the Property and that are in conflict with this ordinance are hereby expressly repealed.
- **SECTION 7.** Publication shall be made in the City's official publication as required by the City's Charter.

Armando Chapa City Secretary		Nelda Martinez Mayor
ATTEST:		
	KOVED this the	day of, 20
David Loeb		
Priscilla Leal		Mark Scott
Rudy Garza		Lillian Riojas
Kelley Allen		Colleen McIntyre
Nelda Martinez		Chad Magill
		ne second time and passed finally on , 20, by the following vote:
David Loeb		
Priscilla Leal		Mark Scott
Rudy Garza		Lillian Riojas
Kelley Allen		Colleen McIntyre
Nelda Martinez		Chad Magill
		ne first time and passed to its second reading on, 20, by the following vote:



Planned Unit Development for: Smuggler's Cove



Padre Island, Corpus Christi, Texas

Doug Shaw [Owner]

Submitted By:

Naismith Engineering, Inc. 4501 Gollihar Road Corpus Christi, TX 78411 TBPE F-355 South Texas Prime Design Group, Inc. 15217 S. Padre Island Drive Suite 201 Corpus Christi, TX 78418

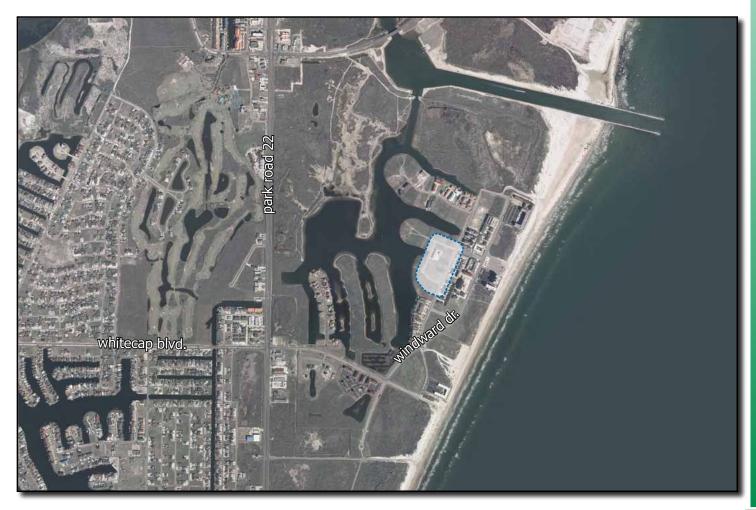
Engineer: Craig B. Thompson, P.E. Designer: Jon Hall



table of contents

location map	2
general info	3
adjacent zoning	3
property description	4
deviations table	5
development guidelines	5
lot layout	6
open space layout	7
vehicular / pedestrian access	8
preliminary plat	9

location map



general info

The Planned Unit Development for Smuggler's Cove consists of a Re-Plat of Lots 1-3 on Block 2, Padre Island-Corpus Christi Section E, along Aruba Dr. on Padre Island. This development will be non-gated with attached single-family units.

Smugglers Cove will be a Re-Plat of lots 1-3 into 16 lots consisting of 14 Single Family Units and 2 Common Area lots. The property sits on 0.79 acres of vacant land and and has an existing zoning of RM-AT/IO. The Future Land Use plan designates this area as 'Tourist'.

adjacent zoning

The area around Smugglers Cove has a variety of different existing zoning designations. The properties to the westand south, across Aruba are zoned CR-1/IO. The adjacent area to the North is zoned RM-AT/IO while the property to the East is CR-2/IO.



property description

The Planned Unit Development for Smuggler's Cove consists of a Re-Plat of Lots 1-3 Block 2, Padre Island-Corpus Christi Section E.

Smugglers Cove is a 0.79 acre tract of land along Aruba Dr. The existing zoning on the property is RM-AT/IO with a 'Tourist' designation on the Future Land Use Plan for the City of Corpus Christi. According to the Flood Insurance Rate Map (FIRM), this property is in Zone A13 EL 9.

This devlopment fits with the existing characteristics of the surrounding properties and will fit with the culture of Padre Island.



deviations table | smuggler's cove

Description	Zong / Platting Ordinance Requirement (RS-TH)	Smuggler's Cove
Min. Site Area (SF)	20,000	34,445
Min. Area per Dwelling Unit (SF) Front Access	2,600	1,380
Rear Access	2,200	n/a
Shared Parking	1,600	1,380
Min. Dwelling Unit Width (FT) Front Access	26	20
Rear Access	22	n/a
Shared Parking	16	20
Min. Yards (FT) Street Street (corner)	10 10	10 3
Side (single) Side (total)	0 0	0 0
Rear	5	5
Min. Building Separation (FT)	10	10
Min. Open Space	30 %	37%
Max. Height (FT)	45	30
Curb Type	6" Curb & Gutter	2' Ribbon Curb: See Exhibit 6 - Page 8
Parking Requirement	2.2 / lot	2.2 / lot (32 total)
Sidewalks	5' on Both Sides of Road	5 ' on One Side of Road

development guidelines | smuggler's cove

Residential Lots:

Block 1, Lots 1-5, 7-15

1. Lot Size: 1,380 sf Minimum 2,819 sf Maximum 20 Feet 2. Lot Width: Minimum 48.30 Feet Maximum 3. Front Yard Requirement: 20 feet Minimum 4. Rear Yard Requirement: 5 feet Minimum 5. Side Yard Requirement: Zero Lot Line Lot owner and/or Home Owners 6. Maintenance: Association (HOA)

7. Building Spacing: 10'

8. Building Height: Maximum - 2 Stories, 30' Roof Peak of

Habitable space.

9. Parking Requirement: 2.2 Per Lot (31 Spaces Required)

32 Spaces Provided - See Parking Layout

on Page 8.

Single Family Residential

11. Improvements: Structure, decks, porches, etc. shall not

portrude beyond the Yard, Easement or Property Line (whichever is applicable). Rear Yard Patios to be constructed with

Pervious Material.

Private Access and Utility Easement:

Block 1, Lots 16

3. Usage:

10. Usage:

Home Owners Association (HOA) 1. Maintenance: 2. Parking Requirement: Parking allowed in Designated Areas

Four (4) parallel parking spaces are

provided adjacent to Lot 14.

Parking Spaces to be clearly marked. No Parking allowed on Smugglers Court.

Areas supporting the community:

Vehicular Access Drive, Pedestrian

Access, Walkways, etc.

Common Area:

Block 1, Lot 6

1. Lot Size: 4,099 sf 2. Lot Width: Minimum

64 Feet Maximum 3. Front Yard Requirement: 20 feet Minimum

Rear Yard Requirement: 5 feet Minimum Side Yard Requirement: 5 feet Minimum

Maintenance: Home Owners Association (HOA) 7.

Building Spacing:

Building Height: Maximum - 1 Stories

9. Building Note 1: Architectural style of non-residential

community structures must match style

7 Feet

of residential structures.

Building separation of non-residential 10. Building Note 2: structures will be subject to the 2009

International Building Code and may require increased spacing or

increased fire protection.

No parking allowed in Common Area, Lot 11. Parking Requirement:

12. Usage: Non-Residential Structures supporting

the community.

13. Improvements: Structure, decks, porches, etc. shall not

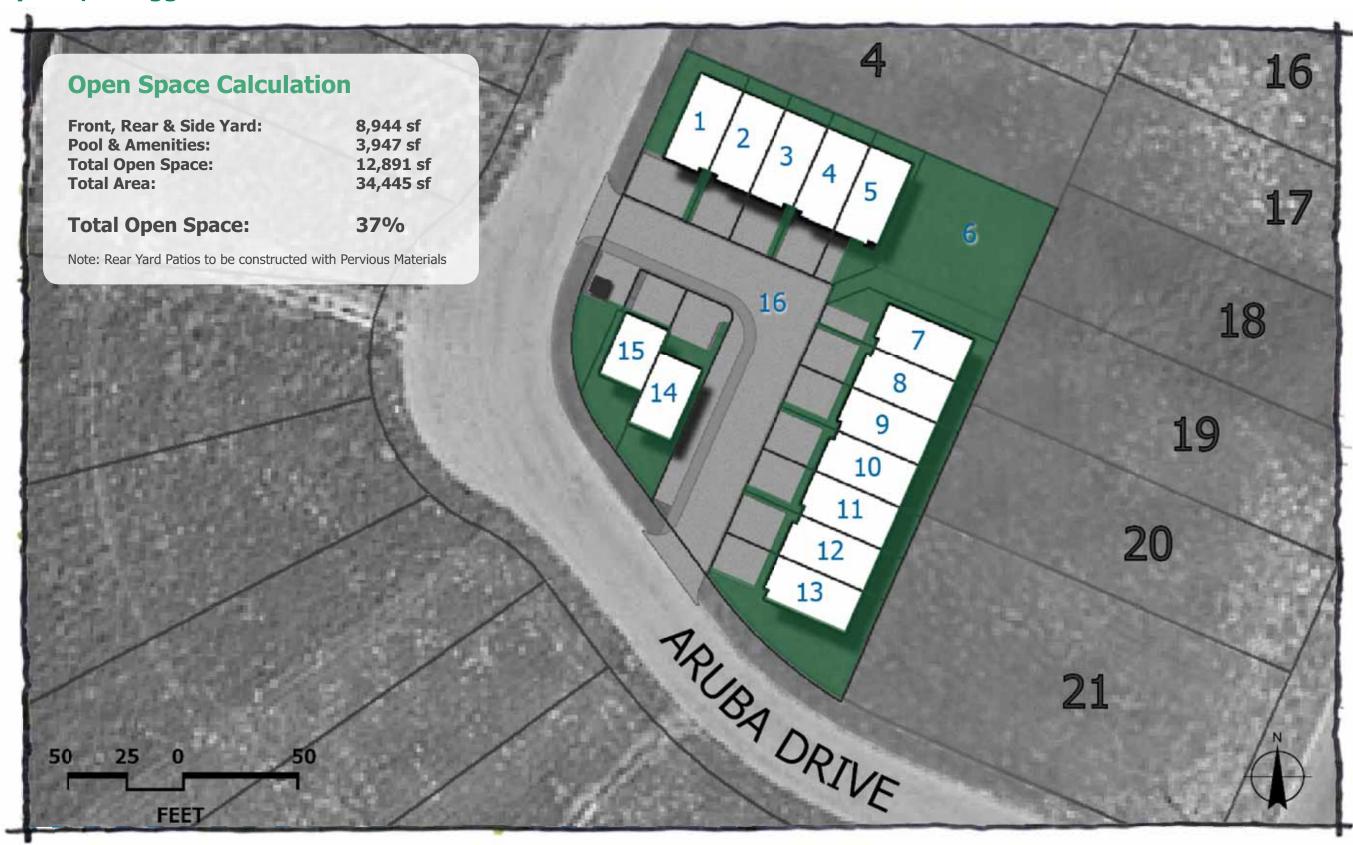
portrude beyond the Yard, Easement or Property Line (whichever is applicable).

EXHIBIT B - MASTER SITE PLAN

lot layout | smuggler's cove



open space layout | smuggler's cove



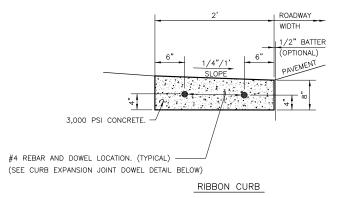
REVISION.V2 (FINAL)

vehicular / pedestrian access | smuggler's cove

Vehicular and Pedestrian access will be provided with a 20' back of curb to back of curb One-Way Private Access Drive named 'Smugglers Court' with access to each single family and common area lot. Smugglers Court will enter from Aruba Dr. on the Northwest side of the property and then exit back onto Aruba Dr. to the South. There will not be a security gate for entrance to or exit from the property.

Parking will be within designated parking areas for each unit including space for overflow parking. The Parking Layout is shown on the right.

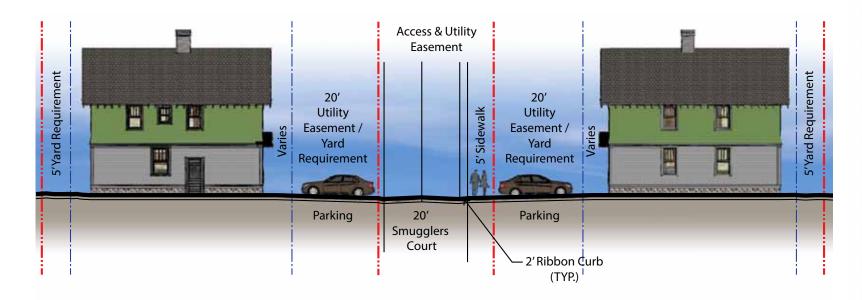
Pedestrian access will be within a designated 5' wide sidewalk adjacent to the Smugglers Court.

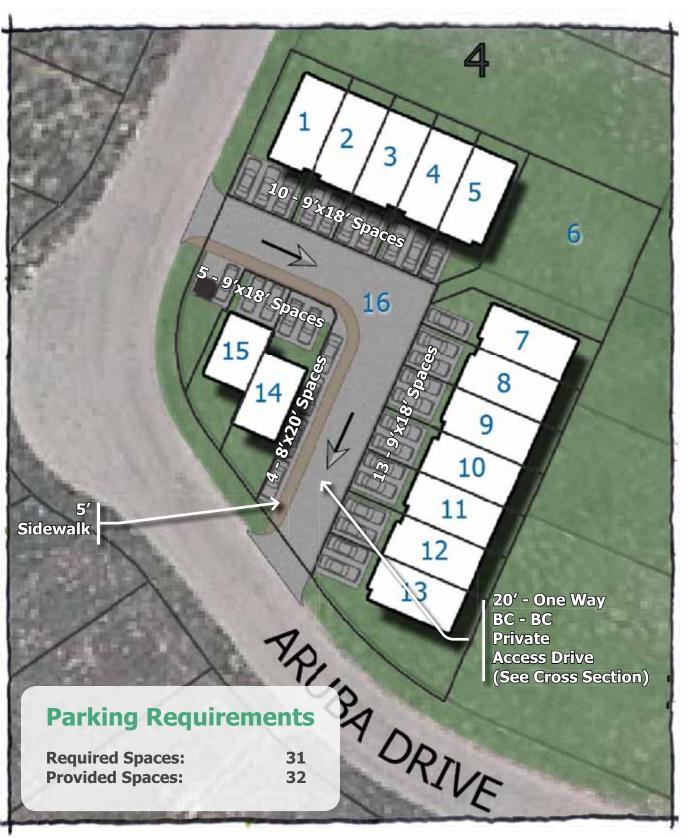


NOTES:

- ALL WORK AND MATERIAL SHALL CONFORM TO ASTM A615, A615M, C309 AND D1752.
 BROOM FINISH EXPOSED SURFACE.
- 2. CONTROL JOINT SPACING SHALL NOT EXCEED 10'-0'
- 3. EXPANSION JOINTS AS PER STANDARD ASTM D-1752.
 4. EXPANSION JOINT INTERVALS NOT TO EXCEED 40'-0" FOR ALL CURBS AND CONSTRUCTION METHODS.
- 5. ALL CURBS SHALL HAVE A MINIMUM OF 4" OF COMPACTED FLEXIBLE BASE BETWEEN BOTTOM OF CURB AND TOP SUBGRADE THAT SHALL EXTEND A MINIMUM OF 18" BEHIND BACK OF CURB. TOTAL DEPTH OF FLEXIBLE BASE UNDER AND BEHIND CURB SHALL BE: (TOTAL DEPTH OF FLEXIBLE BASE) LESS (6-INCHES).
- 6. ALL CURBS SHALL CONFORM TO THESE DETAILS INDEPENDANT OF THE CONSTRUCTION METHODS USED.

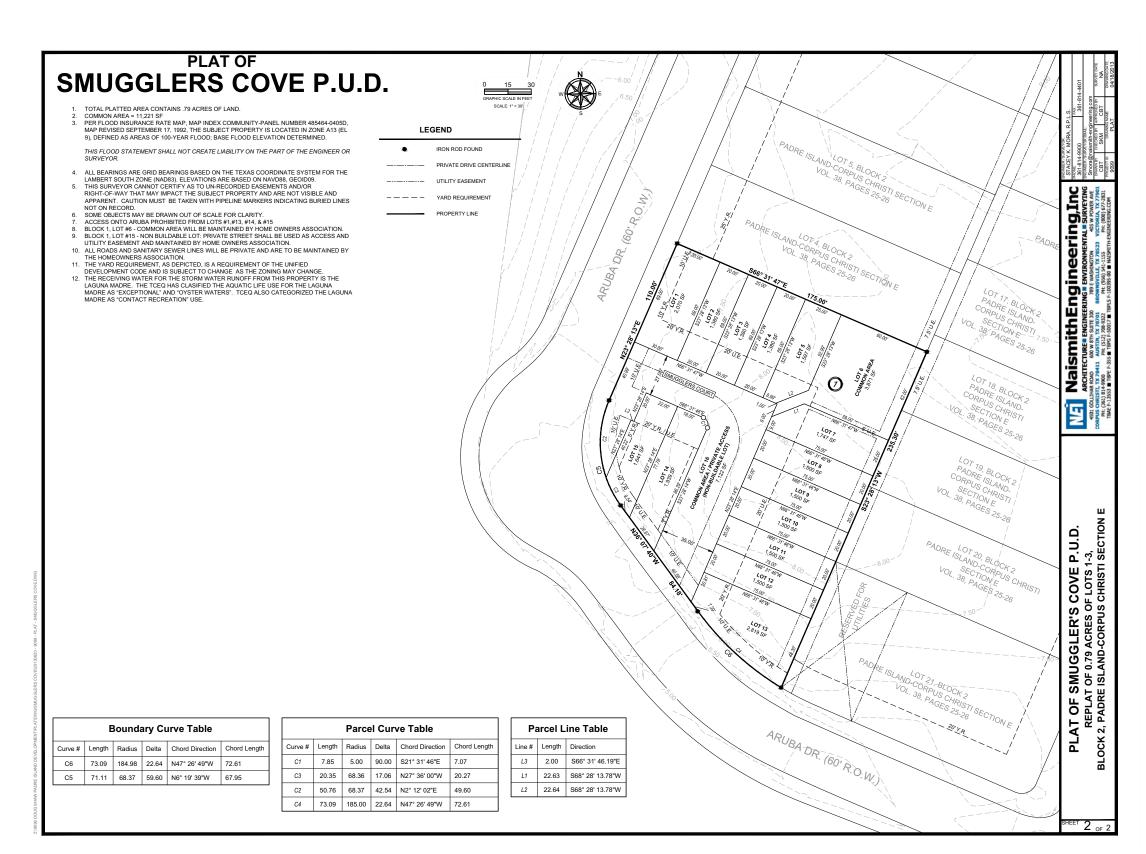
typical cross section | smuggler's court





REVISION.V2 (FINAL)

preliminary plat | smuggler's cove



naismith engineering, inc. ■ planned unit development: smuggler's cove ■ july 2013

EXHIBIT B - MASTER SITE PLAN

REVISION.V2 (FINAL)

PLAT OF SMUGGLER'S COVE P.U.D.

BEING A REPLAT OF LOTS 1-3, BLOCK 2, PADRE ISLAND-CORPUS CHRISTI SECTION E, A MAP OF WHICH IS RECORDED IN VOLUME 38, PAGES 25-26, MAP RECORDS OF NUECES COUNTY, TEXAS AND **CONTAINING 0.79 ACRE OF LAND**

PROJECT LOCATION

LOCATION MAP

STATE OF TEXAS **COUNTY OF NUECES**

We, Douglas J. Shaw and Jill R. Shaw, do hereby certify that we are the owners of Smuggler's Cove P.U.D.; the easements shown hereon are hereby dedicated to the public for the installation, operation and maintenance of public utilities. All streets, alley and rights-of-ways are hereby dedicated, in fee simple, to the City of Corpus Christi for municipal purposes.

۱h	is the	day of _			, 201	3.
Ву	•					
•	Douglas J. S	haw and	Jill R.	Shaw, O	wners	

STATE OF TEXAS **COUNTY OF NUECES**

This instrument was acknowledged before me by Douglas J. Shaw proven to me to be the person whose signature is made on the foregoing instrument of writing, and he acknowledged to me that he executed the same for the purpose and considerations therein expressed and in the capacity stated.

Given under	my	hand , 20	 seal	of	office,	this	the	 day	of
Notary Public									

STATE OF TEXAS **COUNTY OF NUECES**

I, Tony Gomez, Vice President of Navy-Army Federal Credit Union, do hereby certify that we are the holders of a lien on the land shown on the foregoing map of which Bright Star Construction L.P., are the owners, and we approve of the subdivision and dedication for the purposes and considerations therein expressed.

I his the	day of	, 2013.	
By:			
Tony Gom	ez, Vice President of	 f Navy-Army Federal Cre	edit Union

STATE OF TEXAS **COUNTY OF NUECES**

This instrument was acknowledged before me by Tony Gomez, Vice President of Navy-Army Federal Credit Union, proven to me to
be the person whose signature is made on the foregoing instrument of writing, and he acknowledged to me that he executed the same for the purpose and considerations therein expressed and in the capacity
stated.
Given under my hand and seal of office, this the day of, 2013.
Notary Public

STATE OF TEXAS COUNTY OF NUECES

I, Stacey King Mora, Registered Professional Land Surveyor, hereby certify that this survey map was prepared from an actual on the ground survey made under my direction and supervision, and represents the facts found at the time of survey, and that this survey substantially complies with the current standards adopted by the Texas Board of Professional Land Surveying.

Stacey King Mora
Registered Professional Land Surveyor
Texas Registration No. 6166
Naismith Engineering, Inc.

Date: ____

STATE OF TEXAS **COUNTY OF NUECES**

This plat of Nemo Cay, approved by the Department of Development Services of
the City of Corpus Christi, Texas, this the day of,
2013.

Renee T. Couture, P.E. **Development Services Engineer**

STATE OF TEXAS **COUNTY OF NUECES**

This plat of	Nemo Cay, appr	oved by the	Planning C	commission on	the behalf	O
the City of	Corpus Christi,	Texas, this tl	he	day of		_
2013.				•		

Govind Nadkarni, P.E., C.E.	Mark E. Van Vleck, P.E
Chairman	Secretary

STATE OF TEXAS COUNTY OF NUFCES

Deputy

COUNTY OF NOLOLO	
Texas, hereby certify that the foreg	County Court in and for said Nueces County, going map of the plat of Nemo Cay, dated the, 2013, with its certificate of authentication this the day of, nd duly recorded in Volume, Page Nueces County, Texas.
Witness my hand and seal of sa day of,	aid office in Corpus Christi, Texas, this the , 2013.
No Filed for record At o'clockM, 2013.	Diana T. Barrera County Clerk Nueces County, Texas

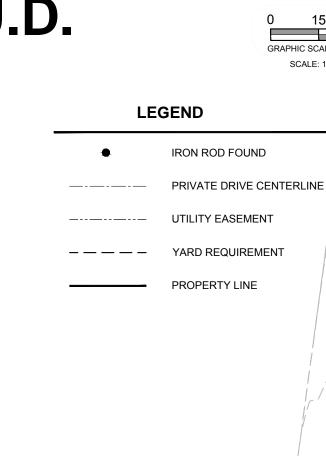
SMUGGLER'S
AT OF 0.79 ACRES OF
RE ISLAND-CORPUS OF

PLAT OF SMUGGLERS COVE P.U.D.

- TOTAL PLATTED AREA CONTAINS .79 ACRES OF LAND.
- COMMON AREA = 11,221 SF
- PER FLOOD INSURANCE RATE MAP, MAP INDEX COMMUNITY-PANEL NUMBER 485464-0405D, MAP REVISED SEPTEMBER 17, 1992, THE SUBJECT PROPERTY IS LOCATED IN ZONE A13 (EL 9), DEFINED AS AREAS OF 100-YEAR FLOOD; BASE FLOOD ELEVATION DETERMINED.

THIS FLOOD STATEMENT SHALL NOT CREATE LIABILITY ON THE PART OF THE ENGINEER OR SURVEYOR.

- 4. ALL BEARINGS ARE GRID BEARINGS BASED ON THE TEXAS COORDINATE SYSTEM FOR THE LAMBERT SOUTH ZONE (NAD83). ELEVATIONS ARE BASED ON NAVD88, GEOID09.
- THIS SURVEYOR CANNOT CERTIFY AS TO UN-RECORDED EASEMENTS AND/OR RIGHT-OF-WAY THAT MAY IMPACT THE SUBJECT PROPERTY AND ARE NOT VISIBLE AND APPARENT. CAUTION MUST BE TAKEN WITH PIPELINE MARKERS INDICATING BURIED LINES
- SOME OBJECTS MAY BE DRAWN OUT OF SCALE FOR CLARITY.
- ACCESS ONTO ARUBA PROHIBITED FROM LOTS #1,#13, #14, & #15
- BLOCK 1, LOT #6 COMMON AREA WILL BE MAINTAINED BY HOME OWNERS ASSOCIATION.
- 9. BLOCK 1, LOT #15 NON BUILDABLE LOT: PRIVATE STREET SHALL BE USED AS ACCESS AND
- UTILITY EASEMENT AND MAINTAINED BY HOME OWNERS ASSOCIATION. 10. ALL ROADS AND SANITARY SEWER LINES WILL BE PRIVATE AND ARE TO BE MAINTAINED BY THE HOMEOWNERS ASSOCIATION.
- 11. THE YARD REQUIREMENT, AS DEPICTED, IS A REQUIREMENT OF THE UNIFIED DEVELOPMENT CODE AND IS SUBJECT TO CHANGE AS THE ZONING MAY CHANGE.
- 12. THE RECEIVING WATER FOR THE STORM WATER RUNOFF FROM THIS PROPERTY IS THE LAGUNA MADRE. THE TCEQ HAS CLASIFIED THE AQUATIC LIFE USE FOR THE LAGUNA MADRE AS "EXCEPTIONAL" AND "OYSTER WATERS". TCEQ ALSO CATEGORIZED THE LAGUNA MADRE AS "CONTACT RECREATION" USE.



15

GRAPHIC SCALE IN FEET

Boundary Curve Table								
Curve #	Length	Radius	Delta	Chord Direction	Chord Length			
Curve #	Length 73.09	Radius 184.98	Delta 22.64	Chord Direction N47° 26' 49"W	Chord Length 72.61			
					72.61 67.95			
C6	73.09	184.98	22.64	N47° 26' 49"W	72.61			

Parcel Curve Table							
Curve #	Length	Radius	Delta	Chord Direction	Chord Length		
C1	7.85	5.00	90.00	S21° 31' 46"E	7.07		
<i>C</i> 3	20.35	68.36	17.06	N27° 36' 00"W	20.27		
C2	50.76	68.37	42.54	N2° 12' 02"E	49.60		
C4	73.09	185.00	22.64	N47° 26' 49"W	72.61		

