Zoning Case No. 0823-01, Sharky Transportation Inc (District 1).

Ordinance rezoning property at or near 4757 Sharpsburg Road from the "IL" Light Industrial District to the "IL/SP" Light Industrial District with a Special Permit; providing for a penalty not to exceed \$2,000 and publication. (Planning Commission and Staff recommended approval).

WHEREAS, with proper notice to the public, a public hearing was held during a meeting of the Planning Commission during which all interested persons were allowed to appear and be heard;

WHEREAS, the Planning Commission has forwarded to the City Council its final report and recommendation regarding the application 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, a public hearing was held during a meeting of the City Council, during which all interested persons were allowed to appear and be heard;

WHEREAS, the City Council has determined that this rezoning is not detrimental to the public health, safety, or general welfare of the City of Corpus Christi and its citizens; and

WHEREAS, the City Council finds that this rezoning will promote the best and most orderly development of the properties affected thereby, and to be affected thereby, in the City of Corpus Christi.

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

SECTION 1. The Unified Development Code ("UDC") and corresponding UDC Zoning Map of the City of Corpus Christi, Texas is amended by changing the zoning on the subject property being 0.037 acre as described and shown in Exhibit "A," out of 2.1 Acres out of Tract D, Calallen Annex West from:

the "IL" Light Industrial District to the "IL/SP" Light Industrial District with a Special Permit.

The subject property is located at or near **4757 Sharpsburg Road**. Exhibit A, a Metes & Bounds Description with Exhibit, is attached to and incorporated in this ordinance.

The Special Permit granted in this Section of this ordinance is subject to the following conditions:

- 1. **Use**: The only use permitted under this Special Permit, other than those permitted by right in the "IL" Light Industrial District, is a wireless telecommunication facility of 105 feet in height and shall be designed to withstand a sustained wind speed of 130 mph.
- 2. Access: Access and placement shall be as per the site plan.
- 3. **Telecommunications Tower Standards**: The wireless communication tower is subject to all requirements of Section 5.5 of the Unified Development Code (UDC). These standards pertain to setbacks, screening, landscaping, and lighting.
- 4. **Other Requirements**: The Special Permit conditions listed herein do not preclude compliance with other applicable UDC, Building, and Fire Code Requirements.
- 5. **Time Limit**: In accordance with the UDC, this Special Permit shall be deemed to have expired within twelve (12) months of this ordinance, unless a complete building permit application has

been submitted, and the Special Permit shall expire if the allowed use is discontinued for more than six consecutive months.

SECTION 2. 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 including the penalties for violations as made and provided for in Article 10 of the UDC.

SECTION 3. 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 4. All ordinances or parts of ordinances specifically pertaining to the zoning of the subject property that are in conflict with this ordinance are hereby expressly superseded.

SECTION 5. A violation of this ordinance, or requirements implemented under this ordinance, constitutes an offense punishable by a fine not to exceed \$2,000.00 for each offense; as provided in Article 1, Section 1.10.1 of the UDC, Article 10 of the UDC, and/or Section 1-6 of the Corpus Christi Code of Ordinances.

SECTION 6. Publication shall be made in the official publication of the City of Corpus Christi as required by the City Charter of the City of Corpus Christi.

SECTION 7. This ordinance shall become effective upon publication.

Introduced and voted on the day of	, 2023.
PASSED and APPROVED on the day of	, 2023.
	ATTEST:
Paulette Guajardo, Mayor	Rebecca Huerta, City Secretary

(A) METES AND BOUNDS DESCRIPTION WITH EXHIBIT







4757 SHARPSBURG RD, CORPUS CHRISTI, TEXAS 78410 CALALLEN_EAST
SITE ID
705859
ADDRESS

DRAWN BY: CEK	CHECKED BY: WAM	date February 21, 2023	PLOT SCALE NO SCALE	DRAWING NAME	SURVEY PLAN	SHEET No.	SHEET 2 OF 2
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DATE	2/21/2023				
REVISIONS	ISSUED CERTIFIED	$\langle \forall$	B		

THIS DRAWING IS COPYRICHTED AND IS THE SOLE PROPERTY OF THE OWNER. IT IS PRODUCED SOLELY FOR USE BY THE OWNER AND ITS AFFILIATES. REPRODUCTION OR USE OF THIS DRAWING AND/OR THE OWNER, IT IS PRODUCED SOLELY FOR USE OF THE OWNER.

PROPOSED COMMUNICATIONS TOWER SITE SURVEY NAD 83) NAD 84) NAD 85) NAD 85) NAD 86) NAD	
PROPOSED CENTER OF TOWER LOCATION: LATITUDE: 27° 52° 04.39" N (NAD 83) LONGITUDE: -97° 37′ 09.91" W (NAD 83) GROUND ELEV: 23′ AMSL (NAVD 88) NOTE: REFER TO GRAPHIC "SCALE IN FEET" IF DRAWING WAS NOT PRINTED	NACEL—AS RECIILD FROM ARCEL—AS RECIILD FROM ANCEL—AS RECIILD FROM The Control of the Southerty boundary line of the Collene Annex. Th. to a point marked by the Southerty boundary line of the Collene Annex. Th. to a point marked by the Southerty boundary line of the Southerty boundary line of the Southerty boundary line of this tract, also being the tout of soid Tract D, Colallen Annex. and along the north line tout of soid Tract D, Colallen Annex. and along the existing the Northeastery boundary line of this tract, also being the of this tract, also being the tout of soid Tract D, Colallen Annex. and along the north line curve to the left; being the Missouri Pacific Railroad, an or less, out of TRACT D, soid of the Southerty Westerly an Annex. and along the north line curve to the left; being the Missouri Pacific Railroad to a point fract; 1.37 Page 1006, Deca Records or less, out of TRACT D, soid Long feet along the north line curve to the left; being the Missouri Pacific Railroad of the State along the north line curve to the left; being the Missouri Pacific Railroad to soid 10,001 of one acre of land, reactive of the same lond as 1747, Page 1000, Tabe Solutions, File No. UST71787, uV 6-BEGINNING and annex, and along the existing fract; I Shown Herean (SH) this plat; are noted as well. Those property are noted as well. Those property are noted as well. Those property are noted as well. To FBESSON Hereau of survey are not listed. To FBESSON Hereau of survey are not listed. To FBESSON PROFICE. To FBESSON PROFICE. To FBESSON PROFICE. To FBES

