PLANNING COMMISSION FINAL REPORT

Case No. 0915-06 **HTE No.** 15-10000051

Planning Commission Hearing Date: September 23, 2015

Planning Commission Hearing Date: September 23, 2015				
Applicant & Legal Description	Applicant/Owner: Point Development, LLC Representative: Urban Engineering Legal Description/Location: Being a 10-acre tract of land out of the east half of Lot 8, Section 21, Flour Bluff and Encinal Farm and Garden Tracts, located on the southwest corner of Airline Road and Rodd Field Road.			
Zoning Request	From: "FR" Farm Rural District To: "CG-2" General Commercial District Area: 10 Acres Purpose of Request: To allow for the construction of a fueling station and retail development.			
		Existing Zoning District	Existing Land Use	Future Land Use
75	Site	"FR" Farm Rural District	Vacant	Commercial
ıg anc s	North	"CG-2" General Commercial District	Vacant	Commercial
Existing Zoning and Land Uses	South	"FR" Farm Rural and "CG-2" General Commercial District	Vacant	Commercial
cistin La	East	"RS-6" Single-Family 6 District	Low Density Residential	Low Density Residential
Û	West	"RS-6" Single-Family 6 District and "RM-2" Multifamily 2 District	Low Density Residential and Vacant	Low Density Residential and High Density Residential
ADP, Map & Violations	Area Development Plan: The subject property is located within the boundaries of the Southside Area Development Plan and is planned for commercial uses. The proposed rezoning to the "CG-2" General Commercial District is consistent with the adopted Future Land Use Map. Map No.: 042031 Zoning Violations: None			
Transportation	Transportation and Circulation: The subject property is located on the southwest corner of Airline Road and Rodd Field Road. Airline Road is classified as an "A1" Minor Arterial Undivided street and Rodd Field Road is classified as an "A3" Primary Arterial Divided street. The subject property has approximately 570 feet of frontage along Airline Road and approximately 960 feet along Rodd Field Road. Currently, the portion of Airline Road located west of the subject property has been physically closed but not legally abandoned by its owner, the City of Corpus Christi.			

R.O.W.	Street	Urban Transportation Plan Type	Proposed Section	Existing Section	Traffic Volume (2013)
Street R.(Airline Road	"A1" Minor Arterial Undivided	95' ROW 64' paved	135' ROW 80' paved	3,301 ADT
Str	Rodd Field Road	"A3" Primary Arterial Divided	130' ROW 79' paved	115' ROW 35' paved	N/A

Staff Summary:

Requested Zoning: The applicant is requesting a rezoning from the "FR" Farm Rural District to the "CG-2" General Commercial District to allow for the construction of a fueling station and commercial development.

Development Plan: The applicant has indicated an initial plan to develop a 4,650-square foot building for a convenience store with seven pump islands, car wash/vacuum/air station on 1.78-acre portion of the 10-acre tract. The initial development would be located at the intersection of Airline Road and Rodd Field Road. Specific use of the remainder of the property is unknown but the owner is marketing the property as a site for a retail center. As part of the rezoning application, the applicant did not provide a proposed site plan for the convenience store and the remaining property.

Existing Land Uses & Zoning: To the north of the subject property is vacant land in the "CG-2" General Commercial District. To the west, there is vacant land zoned for "RM-2" Multifamily 2 District and a subdivision under construction in the "RS-6" Single-Family 6 District. To the south is vacant land zoned "FR" Farm Rural and "CG-2" General Commercial Districts. To the east are homes within a single-family subdivision zoned "RS-6" Single-Family 6 District.

AICUZ: The subject property is <u>not</u> located in one of the Navy's Air Installation Compatibility Use Zones (AICUZ).

Comprehensive Plan & Area Development Plan Consistency: The subject property is located within the boundaries of the Southside Area Development Plan (ADP). The proposed rezoning to the "CG-2" Commercial District is generally consistent with the Southside ADP and the adopted Future Land Use Map's designation of the property for commercial uses. The following are pertinent elements of the Comprehensive Plan that should be considered:

- Corpus Christi Policy Statements:

- New development should occur in a pattern which is cost effective. The
 City should encourage new development where services can be provided
 economically and, wherever possible, promote contiguous development.
- Commercial activities which generate large volumes of traffic should have direct access to an arterial road without having to traverse low-density areas.

- Commercial service areas designed to serve local neighborhoods should be conveniently located and in harmony with the surrounding neighborhood.
- Expansion of commercial uses into or within residential areas may be permitted only if such expansion maintains or improves the residential desirability of the impacted neighborhood (Comprehensive Plan, Commercial Policy Statement d).
- Encouraging infill development on vacant tracts within developed areas (Comprehensive Plan, Residential Policy Statement F).

Plat Status: The subject property is not platted.

Department Comments:

- The requested rezoning is generally consistent with both the Southside Area Development Plan and designation of commercial uses for the property on the adopted Future Land Use Map.
- The proposed rezoning abuts a proposed multi-family development to the west.
- It is staff's opinion that the proposed rezoning to the "CG-2" General Commercial
 District is located in a manner that will service the surrounding residential
 neighborhood with minimal negative impacts. Staff's opinion is that the proposed
 "CG-2" General Commercial District rezoning would increase the residential
 desirability of this neighborhood, which is one of the findings required of the
 Comprehensive Plan when deciding which commercial uses to allow within
 residential areas.
- Given that the subject property will likely qualify for at least one driveway to Airline Road, and that the spacing between adjacent intersections is only 700 feet, maintaining traffic flow will be a challenge to the City's Traffic Engineering Department. Still, the location of the proposed use is consistent with comprehensive plan policies to locate high traffic generating uses at the intersection of arterial streets.
- The subject property is suited for uses allowed by the proposed "CG-2" General Commercial District.

Planning Commission and Staff Recommendation:

Approval of the rezoning to the "CG-2" General Commercial District.

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Number of Notices Mailed – 26 within 200-foot notification area

1 outside notification area

As of September 28, 2015:

In Favor – 0 inside notification area

- 0 outside notification area

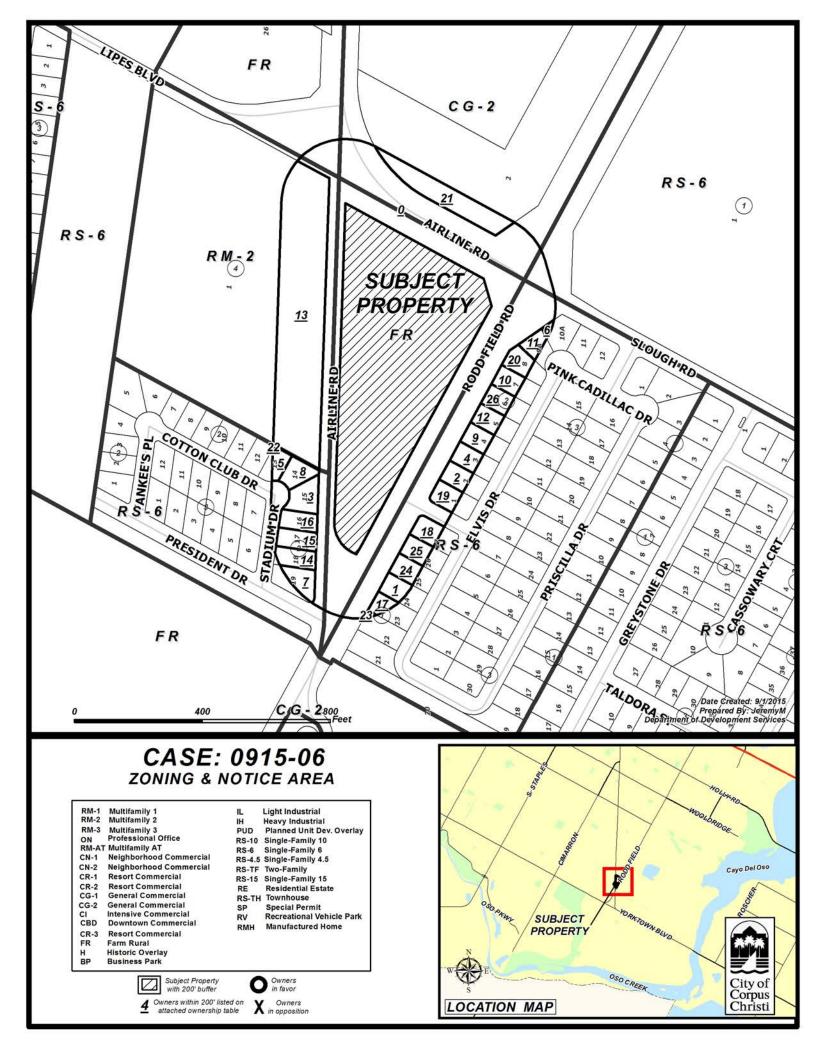
In Opposition – 9 inside notification area

- 0 outside notification area

Totaling 27.97% of the land within the 200-foot notification area in opposition.

Attachments:

- 1. Location Map (Existing Zoning & Notice Area)
- 2. Application
- 3. Notices Returned





REZONING APPLICATION

Use Only

Case No.: _____0915-06 _____ Map No.: ____042031

PC Hèaring Date: 9/23/15 Proj.Mgr:

Hearing Location: City Hall, Council Chambers, 1201 Leopard Street

(P.O. Box 9277 Corpus Christi, Texas 78469-9277 (361) 826-3240 Located at 2406 Leopard Street Hearing Time: 5:30 p.m. * A MAXIMUM OF FIVE REZONINGS CASES ARE SCHEDULED PER HEARING. * INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED.		
1.	Applicant: Urban Engineering Contact Person : Xavier Galvan		
	Mailing Address: 2725 Swantner Drive		
	City: Corpus Christi State: TX ZIP: 78404 Phone: (361)854-3101		
	E-mail:		
2.	Property Owner(s): Point Development, LLC Contact Person : Frank Manning		
	Mailing Address: 3535 South Staples		
	City: Corpus Christi State: TX ZIP: 78411 Phone: (361)438-5397		
	E-mail: Cell: ()		
3.	Subject Property Address: North of Airline Rd., South of Slough Road & West of Rodd Field Road Area of Request (SF/acres): 10.00 Acres		
	Current Zoning & Use: FR Proposed Zoning & Use: CG-2		
	12-Digit Nueces County Tax ID: 2476 0021 0080		
	Subdivision Name:Block:Lot(s):		
	Legal Description if not platted: 10.00 acres out of Lot 8, Section 21, Flour Bluff and Encinal Farm and Garden Tracts		
4.	Submittal Requirements:		
	■ Early Assistance Meeting: Date Held April 28, 2015 ; with City Staff		
	■ Land Use Statement ■ Disclosure of Interest ■ Copy of Warranty Deed IF APPLICABLE:		
	☐ Peak Hour Trip Form (if request is inconsistent with Future Land Use Plan) ☐ Site Plan for PUD or Special Permit		
	■ Metes & Bounds Description with exhibit if property includes un-platted land (sealed by RPLS) ☐ Lien Holder Authorization		
	Appointment of Agent Form if landowner is not signing this form		
l ce	rtify that I have provided the City of Corpus Christi with a complete application for review; that I am authorized to initiate this rezoning as or on behalf of the Property Owner(s); and the information provided is accurate.		
Ow	ner or Agent's Signature Applicant's Signature		
	Frank K. Manning, President Rhodes Urban - Urban Engineering		
Ow	ner or Agent's Printed Name Applicant's Printed Name		
Office Use Only: Date Received: 8/14/15 Received By: AG ADP: SS			
Rezoning Fee:			
No. Signs Required 5 @ \$10/sign Sign Posting Date: 9/8/15			

LAND USE STATEMENT

1.	State the purpose of the request and include applicable background informato the development plan for the property, i.e., usage of property, number and footage(s) of existing and/or proposed building(s)/unit(s), building(s)/unit(s) parking plans/spaces, phasing schedule of development, number of emploassociated with the office, business or industrial development, hours of open modification or demolition plans for existing structure(s), type, area and sett signage, etc.	square height, byee(s) eration,
2.	Identify the existing land uses adjoining the area of request:	
۷.		
	North -	
	South -	
	East	
	Wost	



Job No. 43015.00.02 July 31st, 2015

Exhibit A 10.00 Acre Zoning Tract

STATE OF TEXAS COUNTY OF NUECES

Fieldnotes, for a 10.00 Acre Zoning Tract, of Lot 8, Section 21, Flour Bluff and Encinal Farm and Garden Tracts, a map of which is recorded in Volume A, Pages 41-43, Map Records of Nueces County, Texas; said 10.00 Acres, being more fully described by metes and bounds as follows:

Beginning, at the Centerline Intersection of Slough Road and Rodd Field Road, a public roadway, the South corner of Lot 25, Section 20, said Flour Bluff & Encinal Farm & Garden Tracts, the West corner of Lot 31, Section 26, said Flour Bluff & Encinal Farm & Garden Tracts, the North corner of Lot 1, Section 25, said Flour Bluff & Encinal Farm & Garden Tracts, for the East corner of the said Lot 8 and this tract;

Thence South 29°00'00" West, with the Northwest line of the said Lot 1, the Southeast line of the said Lot 8, the Centerline of Road Field Road, 1320.00 feet, to the West corner of the said Lot 1, the North corner of Lot 16, said Section 25, the East corner of Lot 9, said Section 21, for the South corner of the said Lot 8 and this tract;

Thence North 02°26'06" East, with the Centerline of Airline Road, a public roadway, 1475.80 feet, to the Intersection of the said Airline Road and the said Slough Road, the East corner of Lot 7, said Section 21, the South corner of Lot 26, said Section 20, the West corner of the said Lot 25, for the North corner of the said Lot 8 and this tract;

Thence, South 61°00'00" East, with the said Centerline of Slough Road, the Southwest line of the said Lot 25, the Northeast line of the said Lot 8, 660.00 feet, to the Point of Beginning, containing 10.00 acres (435,597 Square Feet) of land, more or less.

Bearings are based on the recorded plat of Flour Bluff and Encinal Farm and Garden Tracts, a map of which is recorded in Volume A, Pages 41-43, of the Map Records of Nueces County, Texas. This description was prepared from record information and does not represent a current on the ground Survey.

Unless this fieldnote description, including preamble, seal and signature, appears in its entirety, in its original form, surveyor assumes no responsibility for its accuracy.

Also reference accompanying sketch of tract described herein.

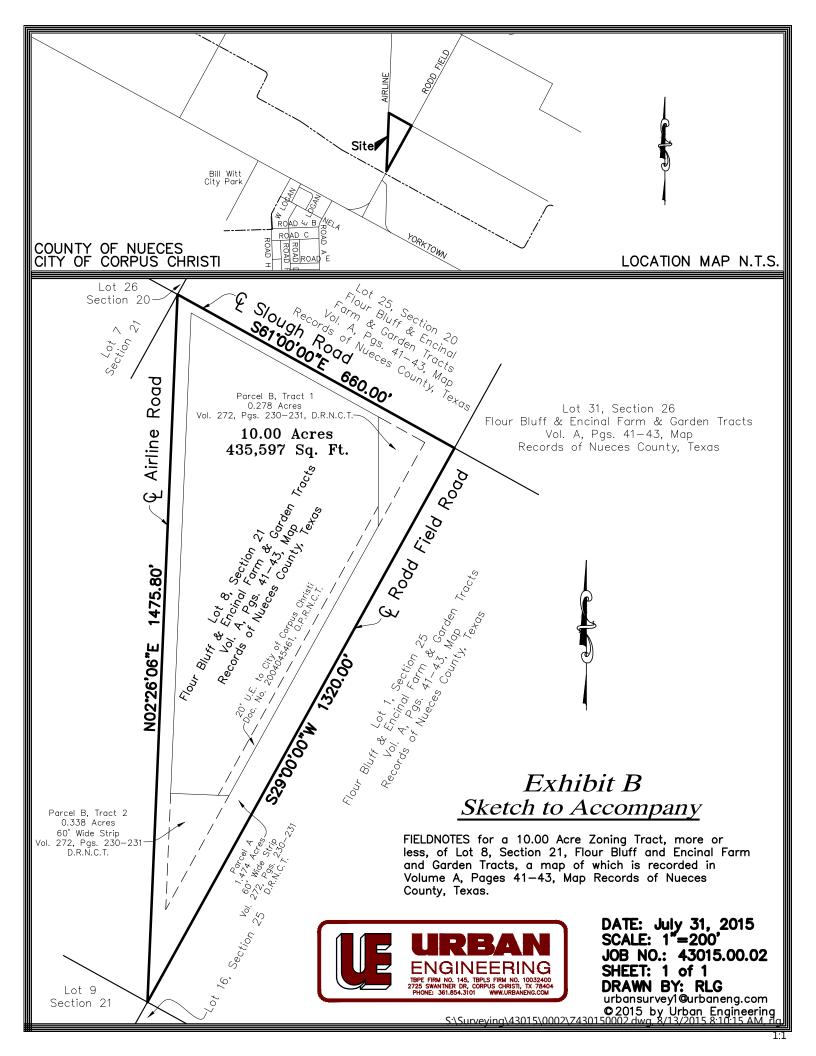
URBAN ENGINEERING

Keith W. Wooley, R.P.L.S.

License No. 5463

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Page 1 of 1





DISCLOSURE OF INTERESTS

City of Corpus Christi Ordinance 17112, as amended, requires all persons or firms seeking to do business with the City to provide the following information. *Every question must be answered*. If the question is not applicable, answer with "NA".

NAME: Point Development, LLC	
	orpus Christi, Texas ZIP: 78411
FIRM is: Corporation Partnership Sole Own	ner Association Other Limited Liability Company
	9
DISCLOSURE	QUESTIONS
If additional space is necessary, please use the reverse side	de of this page or attach separate sheet.
1. State the names of each "employee" of the City constituting 3% or more of the ownership in the ab	
Name	Job Title and City Department (if known)
N/A	
2. State the names of each "official" of the City constituting 3% or more of the ownership in the ab	
Name	Title
N/A	
3. State the names of each "board member" of the Constituting 3% or more of the ownership in the ab	City of Corpus Christi having an "ownership interest" ove named "firm"
Name	Board, Commission, or Committee
N/A	board, commission, or committee
19/74	
	consultant" for the City of Corpus Christi who worked et and has an "ownership interest" constituting 3% or
Name	Consultant
N/A	
CERTIF	
I certify that all information provided is true and correct as withheld disclosure of any information requested; and that the City of Corpus Christi,	It supplemental statements will be promptly submitted to Texas as changes occur.
Certifying Person: Frank K. Manning	_{Title:} President
(Print Name)	
Signature of Certifying Person:	Data: 7 - 14 - 7 010



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NAME:	Urban	Engineering			
STREE	T: 2725 S	Swantner Drive	CITY: Corpu	s Christi, Texas	ZIP: 78404
FIRM is	s: OCorpo	oration Partnership	Sole Owner	Association O	Other
			DISCLOSURE QUE	ESTIONS	
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Nar	me			Job Title and City De	epartment (if known)
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on a	any matter		of this contract and		of Corpus Christi who worked interest" constituting 3%
Nan	ne			Consultant	
N/	A				
_					
I certif	fv that all in	formation provided is true	CERTIFICAT		ent, that I have not knowingly
		e of any information requ	iested; and that sup		will be promptly submitted to
Certifyin	g Person:	Rhodes Urban		Title:	Authorized agent
Signatur	re of Certify	(Print Name)	Mus	// Data:	

If you wish to address the Commission during the meeting and your English is limited, please call the Development Services Department at (361) 826-3240 at least 48 hours in advance to request an interpreter be present during the meeting. Si usted desea dirigirse a la commission durante la junta y su inglés es limitado, favor de llamar al departamento de servicios de desarrollo al número (361) 826-3240 al menos 48 horas antes de la junta para solicitar un intérprete ser presente durante la junta.

CITY PLANNING COMMISSION PUBLIC HEARING NOTICE Rezoning Case No. 0915-06 SEP . 7 2015

DEVELOPMENT SERVICES

SPECIAL FRIVICES

Point Development, LLC has petitioned the City of Corpus Christi to consider a change of zoning from the "FR" Farm Rural District to the "CG-2" General Commercial District, not resulting in a change to the Future Land Use Map. The property to be rezoned is described as:

Being a 10-acre tract of land out of the east half of Lot 8, Section 21, Flour Bluff and Encinal Farm and Garden Tracts, located on the southwest corner of Airline Road and Rodd Field Road.

The Planning Commission may recommend to City Council approval or denial, or approval of an intermediate zoning classification and/or Special Permit. Approval of a change of zoning, if inconsistent with the City's Comprehensive Plan, will also have the effect of amending the Comprehensive Plan to reflect the approved zoning.

The Planning Commission will conduct a public hearing for this rezoning request to discuss and formulate a recommendation to the City Council. The public hearing will be held on <u>Wednesday</u>, <u>September 23, 2015</u>, during one of the Planning Commission's regular meetings, which begins at <u>5:30 p.m.</u>, in the City Council Chambers, 1201 Leopard Street. You are invited to attend this public hearing to express your views on this rezoning request. For more information, please call (361) 826-3240.

TO BE ON RECORD, THIS FORM MUST BE FILLED OUT, SIGNED BY THE CURRENT PROPERTY OWNER(S) AND MAILED IN ITS ENTIRETY TO THE DEVELOPMENT SERVICES DEPARTMENT, P. O. BOX 9277, CORPUS CHRISTI, TEXAS 78469-9277. ANY INFORMATION PROVIDED BELOW BECOMES PUBLIC RECORD.

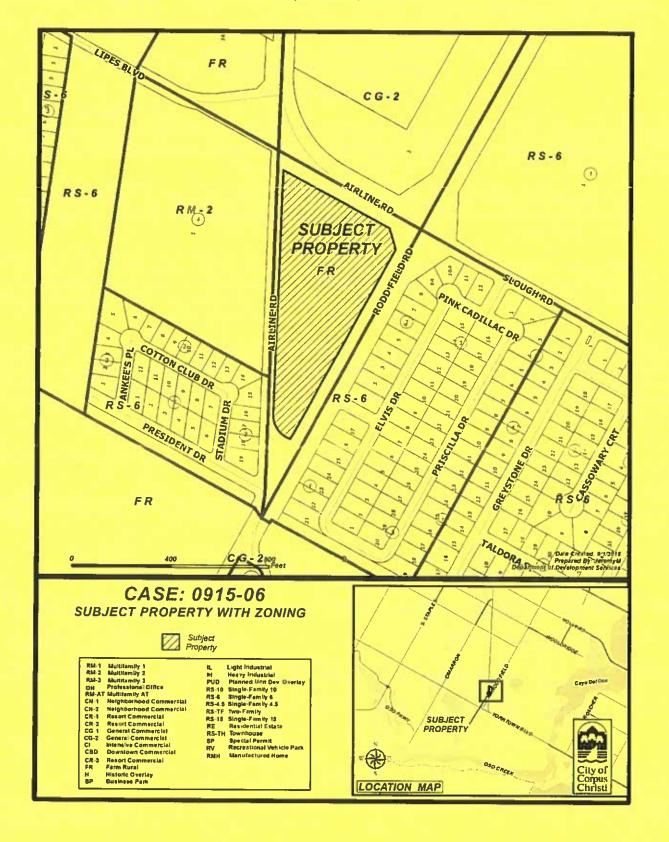
NOTE: In accordance with the Planning Commission By-Laws, no discussion shall be held by a member or members of this Commission with an applicant or appellant concerning an application or appeal, either at home or office, or in person, by telephone call or by letter.

Printed Name: Mostaghasi Injestment Trust
Address: 5929 Wooldridge Road City/State: Corpus Christi TR
() IN FAVOR (XIN OPPOSITION Phone: 361-865-4422
REASON: Have Residential lots next to this property and will affect the sell of homes
will affect the sell of homes
Tours of
Signature

SEE MAP ON REVERSE SIDE Property Owner ID: 3 HTE# 15-10000051



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MOSTAGHASI INVESTMENT TRUE
GEORGE CONTRACTING & DEV
8026 Bar le Doc Dr
Corpus Christi, TX 78414



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CITY PLANNING COMMISSION PUBLIC HEARING NOTICE Rezoning Case No. 0915-06 DEVELOPMENT SERVICES

SPECIAL SERVICES

<u>Point Development, LLC</u> has petitioned the City of Corpus Christi to consider a change of zoning from the <u>"FR" Farm Rural District</u> to the <u>"CG-2" General Commercial District, not resulting in a change to the <u>Future Land Use Map.</u> The property to be rezoned is described as:</u>

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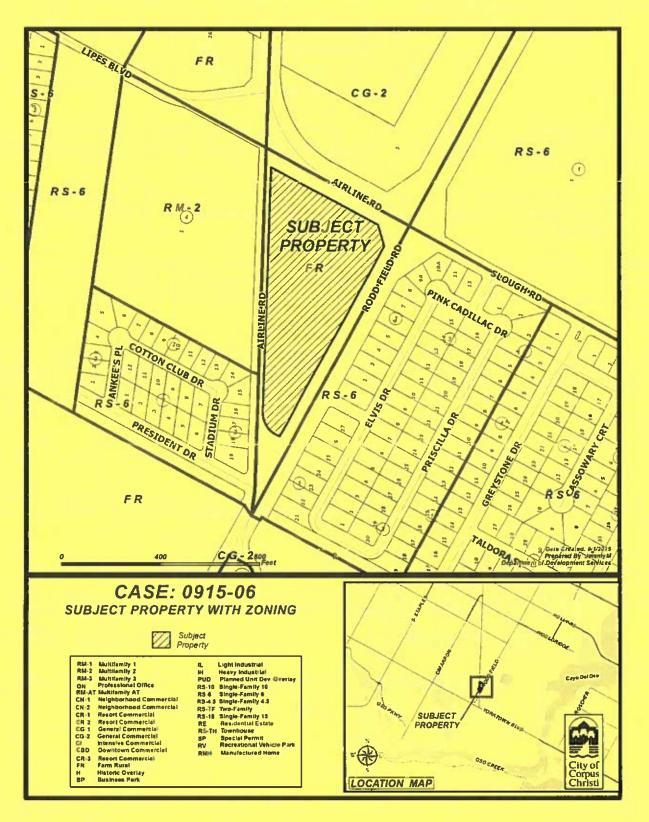
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Printed Name: Mostaghasi Investment Trust
Printed Name: Mostaghasi Investment Trust Address: 5929 Wooldridge Road city/state: Corpus Christi I
() IN FAVOR (XIN OPPOSITION Phone: 361-765-4422
REASON: Have Residential lots next to this property and will affect the sell of homes

SEE MAP ON REVERSE SIDE Property Owner ID: 5 HTE# 15-10000051



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MOSTAGHASI INVESTMENT TRU
GEORGE CONTRACTING & DEV
8026 Bar le Doc Dr
Corpus Christi, TX 78414



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CITY PLANNING COMMISSION PUBLIC HEARING NOTICE Rezoning Case No. 0915-06 DEVELOPMENT SERVICES

SPECIAL SERVICES

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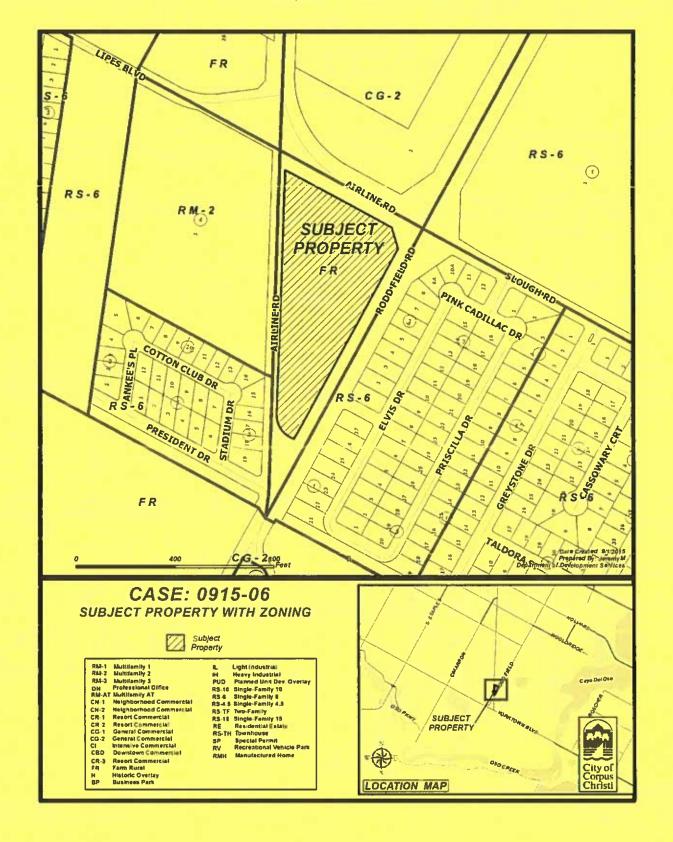
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8026 Bar le Doc Dr
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DEVELOPMENT SERVICES
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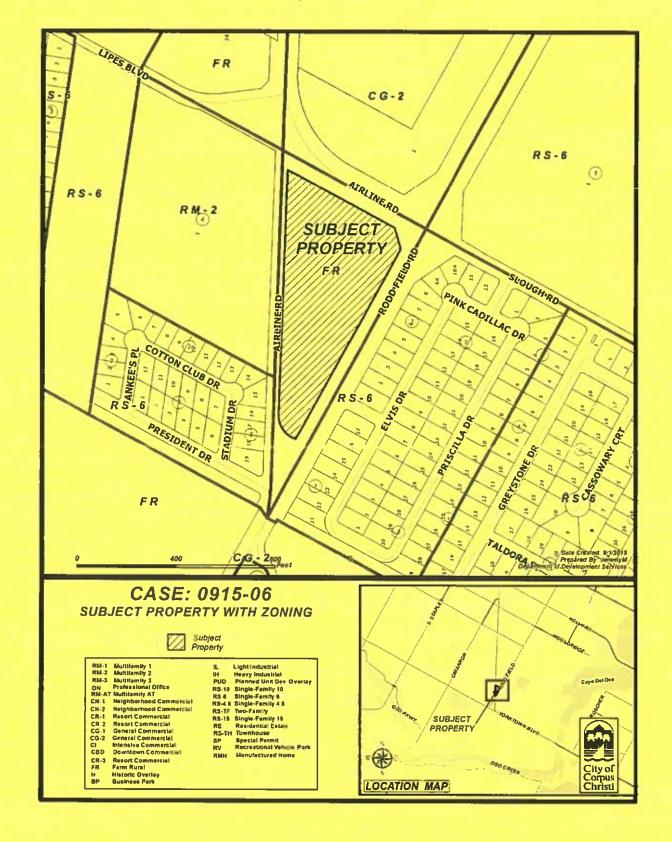
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TO BE ON RECORD, THIS FORM MUST BE FILLED OUT, SIGNED BY THE CURRENT PROPERTY OWNER(S) AND MAILED IN ITS ENTIRETY TO THE DEVELOPMENT SERVICES DEPARTMENT, P. O. BOX 9277, CORPUS CHRISTI, TEXAS 78469-9277. ANY INFORMATION PROVIDED BELOW BECOMES PUBLIC RECORD.

NOTE: In accordance with the Planning Commission By-Laws, no discussion shall be held by a member or members of this Commission with an applicant or appellant concerning an application or appeal, either at home or office, or in_person, by telephone call or by letter.

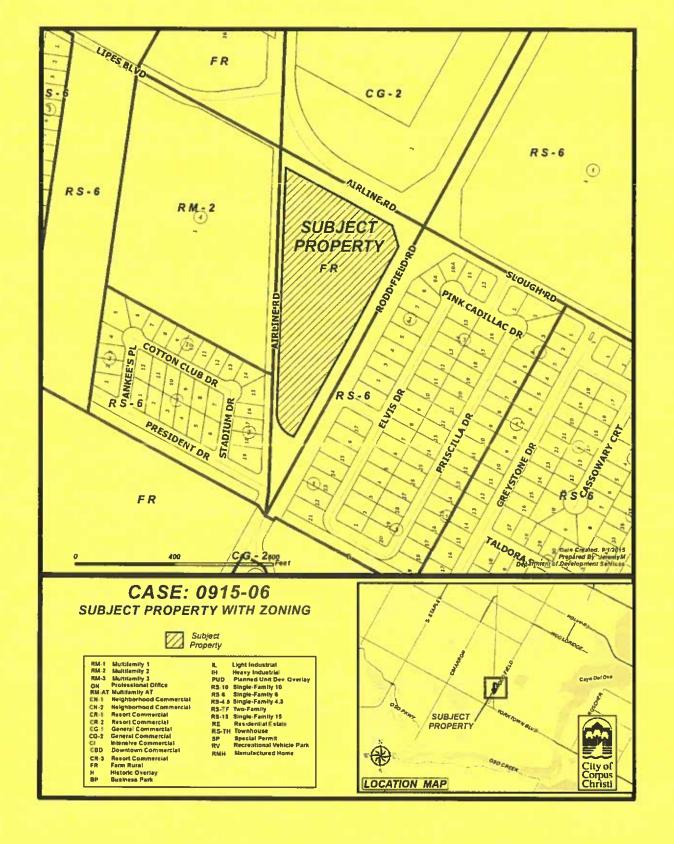
Printed Name: Mostaghesi Invest	ment Trust
Address: 5929 Woodbridge	city/State: Corpus Christi TX
() IN FAVOR (YNN OPPOSITION	Phone: 361-765-4422
REASON: Have Residential Will affect the	sell of homes

SEE MAP ON REVERSE SIDE Property Owner ID: 13 HTE# 15-10000051

D10
INVESTMENT TRU



13 474300040010
MOSTAGHASI INVESTMENT TRU
GEORGE CONTRACTING & DEV
8026 Bar le Doc Dr
Corpus Christi, TX 78414



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CITY PLANNING COMMISSION PUBLIC HEARING NOTICE Rezoning Case No. 0915-06 SEP 17 2015

DEVELOPMENT SERVICES

SPECIAL SERVICES

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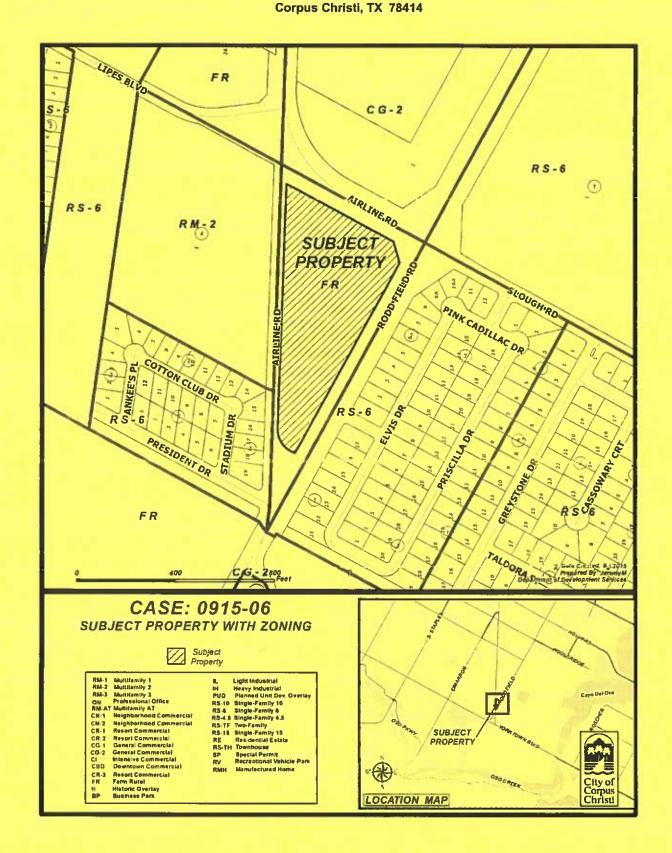
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Printed Name: MDStaghasi Investment	Trust
Address: 5929 Workhidge Enad	City/State: Corpus Christi TX
() IN FAVOR (YAIN OPPOSITION	Phone: 361-765-4422
REASON: Have Residential lots next Will affect the sell of	to this property and
Will affect the sell of	homes
hoest .	
Signature	-

SEE MAP ON REVERSE SIDE Property Owner ID: 14 HTE# 15-10000051

14 474300020180
MOSTAGHASI INVESTMENT TRU
GEORGE CONTRACTING & DEV
8026 Bar le Doc Dr





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CITY PLANNING COMMISSION PUBLIC HEARING NOTICE Rezoning Case No. 0915-06

DEVELORMENT SERVICES
STOCK SERVICES

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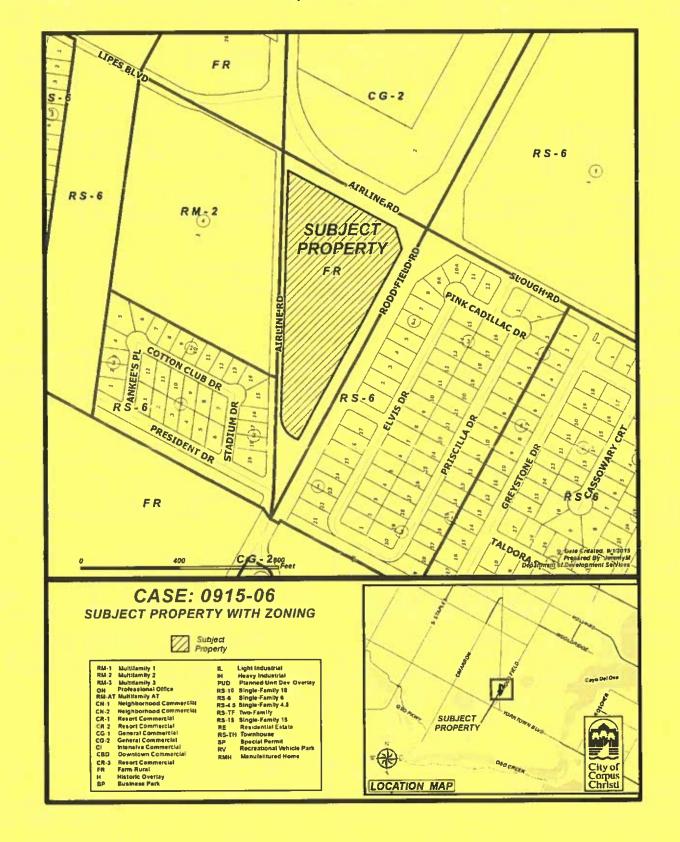
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Printed Name: Mostaghasi Investment Tr	est
Address: 5929 Wooldridge Prad	_city/StateCorpus Christi TX
() IN FAVOR (χ) IN OPPOSITION	Phone: 361-765-4422
REASON: Have Residential lots nex will affect the sell of	

SEE MAP ON REVERSE SIDE Property Owner ID: 15 HTE# 15-10000051

02 1M \$ 00.486 000 4287110 SEP 11 2015 MAILED FROM ZIP CODE 78412

15 474300020170
MOSTAGHASI INVESTMENT TRU
GEORGE CONTRACTING & DEV
8026 Bar le Doc Dr
Corpus Christi, TX 78414



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CITY PLANNING COMMISSION PUBLIC HEARING NOTICE Rezoning Case No. 0915-06 SEP 17 2015

DEVELOPMENT SERVICES
SPECIAL SERVICES

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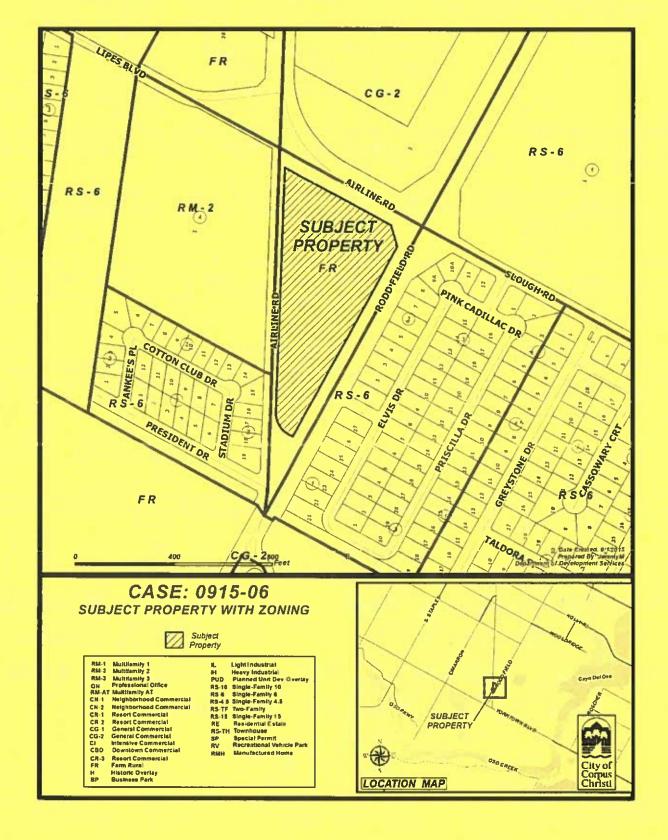
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Printed Name: Mostaghasi Investmen	A Trust	
Address: 5929 Woddridge Road	City/State: Corpus Christ, TX	
() IN FAVOR (XIN OPPOSITION	Phone: 361-765-4422	
REASON: Have Residential lots	next to this property and	
REASON: Have Residential lots next to this property and will affect the sell of homes		
W	weed	
Signature		

SEE MAP ON REVERSE SIDE Property Owner ID: 16 HTE# 15-10000051



16 474300020160
MOSTAGHASI INVESTMENT TRU
GEORGE CONTRACTING & DEV
8026 Bar le Doc Dr
Corpus Christi, TX 78414



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CITY PLANNING COMMISSION PUBLIC HEARING NOTICE Rezoning Case No. 0915-06 SEP 17 2015

DEVELOPMENT SERVICES

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Printed Name: Mostaghasi Investn	nent Trust	
Address: 5928 Wooldridge	city/State: Corpus Christi TX	
() IN FAVOR (XIN OPPOSITION	Phone: 361-765-4422	
REASON: Have Residential lots Will affect the sell		
Signature Signat		

SEE MAP ON REVERSE SIDE Property Owner ID: 22 HTE# 15-10000051



22 474300020120 MOSTAGHASI INVESTMENT TRU **GEORGE CONTRACTING & DEV** 8026 Bar le Doc Dr Corpus Christi, TX 78414

SEP 11 2015 MAILED FROM ZIPCODE 78412

