PLANNING COMMISSION FINAL REPORT

Case No. 0416-03 **HTE No.** 16-10000012

Planning Commission Hearing Date: April 20, 2016

Applicant	& Legal	Description
⋖	-0	å

Applicant/Owner: Magellan Terminals Holdings, LP

Legal Description/Location: Lots 22-26, 34-42 and 55-56, Country Club Place, located on the north side of Interstate Highway 37, between Up River

Road and Poth Lane.

Zoning Request From: "RS-6" Single-Family 6 District, "ON" Office District and "RM-1"

Multifamily 1 District

To: "IL" Light Industrial District

Area: 4.8 acres

Purpose of Request: To allow light industrial uses.

Existing Zoning

		District	Existing Land Use	Future Land Use
Existing Zoning and Land Uses	Site	"RS-6" Single- Family 6 District, "ON" Office District and "RM-1" Multifamily 1 District	Vacant and Office	Low Density Residential
	North	"RS-6" Single- Family 6 and "ON" Office District	Vacant	Low Density Residential and Professional Office
	South	"RS-6" Single- Family 6 District and "CN-1" Neighborhood Commercial District	Vacant and Low Density Residential	Commercial and Low Density Residential
	East	"RS-6" Single- Family 6	Vacant	Low Density Residential
	West	Outside City Limits	Heavy Industrial	Heavy Industrial

ADP, Map & Violations

Area Development Plan: The subject property is located within the boundaries of the Westside Area Development Plan and is planned for low density residential uses. The proposed rezoning to the "IL" Light Industrial District is not consistent with the adopted Future Land Use Map or the Westside Area Development Plan.

Map No.: 049045

Zoning Violations: None

Transportation

Transportation and Circulation: The subject property has approximately 715 feet of street frontage along the north side of Interstate Highway 37 Access Road, which is an "F1" Freeway/Expressway.

Street R.O.W.	Street	Urban Transportatio n Plan Type	Proposed Section	Existing Section	Traffic Volume (2013)	
	Interstate Highway 37 Access Road	"F1" Freeway/ Expressway	400' ROW Paved-Varies	310' ROW 260' paved	1,697 ADT	

Staff Summary:

Requested Zoning: The applicant is requesting a rezoning from the "RS-6" Single-Family 6 District to the "IL" Light Industrial District to allow industrial uses.

Development Plan: The applicant is proposing rezoning to the "IL" Light Industrial District to accommodate office and warehousing uses to support existing industrial development as well as to create opportunity for future development typically found in a light industrial district.

Existing Land Uses & Zoning: The subject property is zoned "RS-6" Single-Family 6 District, "ON" Office District and "RM-1" Multifamily 1 District and is vacant except for one lot which consists of medium density residential. To the north is zoned "RS-6" Single-Family 6 and "ON" Office District and is vacant. South of the subject property is zoned "RS-6" Single-Family 6 District, "ON" Office District and "RM-1" Multifamily 1 District and consists of the northbound side of Interstate Highway 37 Access Road. To the east is vacant land zoned "RS-6" Single-Family 6 and west of the subject property is Outside City Limits and consists of heavy industrial uses.

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

Plat Status: The subject property is platted.

Comprehensive Plan & Area Development Plan Consistency: The subject property is located within the boundaries of the Westside Area Development Plan (ADP). The proposed rezoning to the "IL" Light Industrial District is not consistent with the Westside ADP or the adopted Future Land Use Plan's designation of the property as low density residential. In this case, however, it is clear that a change to the Future Land Use Map is warranted. The following are policies that warrant consideration in deliberating on this matter.

- Infill development should be encouraged on vacant tracts within developed areas (Comprehensive Plan Residential Policy Statement H)
- Incompatible industrial and commercial land uses should not abut residential areas (Comprehensive Plan Residential Policy Statement I)
- Provide adequate and suitably-zoned land for both light and heavy industries (Comprehensive Plan Industrial Policy Statement A)
- High-intensity commercial and industrial areas should be buffered to provide transition from residential areas through the existence of (b) public institutional buildings (d) scale of design. (Westside Area Development Plan, Policy Statement C.5).
- Industrial properties should be required to minimize undesirable "spillover effects" into residential and commercial areas (this includes noise, air pollution, negligent visual blight, etc.) by means of property layout and organization of activities by screening and maintaining buffer areas or zones for their activities. (Westside Area Development Plan, Policy Statement C.6).

Department Comments:

- The proposed rezoning deviates from the Comprehensive Plan Future Land Use map, however, based on existing development, lack of redevelopment of the subject property and ownership patterns in the immediate vicinity, a change to the Future Land Use Map is warranted.
- The subject property is located in an abandoned single-family subdivision in a heavy industrial area of Corpus Christi adjacent to Refinery Row. Ownership records with the Nueces County Appraisal District indicate the lots in the neighborhood currently are owned by several different industrial companies, including Citgo Refining and Chemicals, Flint Hills Resources and Mark West Javelina Co., LLC. It is staff's opinion the abandoned neighborhood should be rezoned and redeveloped to provide uses needed to support industry, meanwhile also establishing compatibility with existing uses.
- It is staff's opinion that the proposed rezoning would not negatively impact the surrounding residential properties even though the property to be rezoned is not consistent with the Future Land Use Plan's designation of the property as a low density residential use. There are no homes in the neighborhood, which has remained empty of any redevelopment for years.
- An "IL" Light Industrial District would allow uses that are compatible with the neighboring industrial users to the north and west abutting the abandoned residential subdivision.
- The property to be rezoned is suitable for uses permitted by the zoning district that would be applied by the proposed amendment.

Planning Commission and Staff Recommendation:

Approval of the change of zoning from the "RS-6" Single-Family 6 District, "ON" Office District and "RM-1" Multifamily 1 District to the "IL" Light Industrial District.

Vote Results:
For: Unanimous
Opposed: 0
Abstained: 0
Absent: 0

Number of Notices Mailed - 16 within 200-foot notification area

5 outside notification area

Public Notification

As of April 26, 2016:

In Favor – 4 inside notification area

- 0 outside notification area

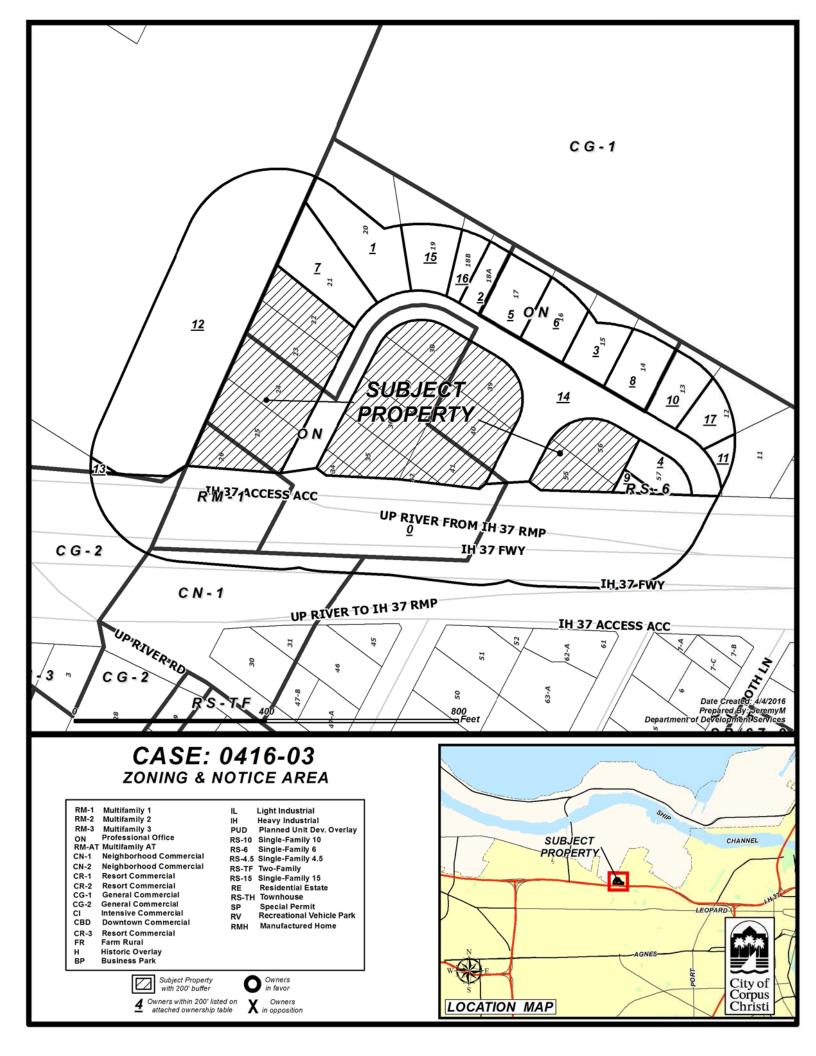
In Opposition – 0 inside notification area

- 0 outside notification area

Totaling 0.00% of the land within the 200-foot notification area in opposition.

Attachments:

- 1. Location Map (Existing Zoning & Notice Area)
- 2. Application
- 3. Public Comments Received (if any)



16-10000012



Development Services Dept. P.O. Box 9277

REZONING APPLICATION

ce Use Only

Case No.: 0416-03 Map No.: 049045

PC Hearing Date: 4-20-16 _____Proj.Mgr:_____

Hearing Location: City Hall, Council Chambers, 1201 Leopard Street
Hearing Time: 5:30 p.m.

	(361) 826-3240 Located at 2406 Leopard Street * A MAXIMUM OF FIVE REZONINGS CASES ARE SCHEDULED PER HEARING. * INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED.
1.	Applicant: Magellan Terminals Holdings, L.P. Contact Person: Michael C. Pearson
	Mailing Address: One Williams Center, OTC 9
	City: Tulsa, OK State: OK ZIP: 74172 Phone: ()
	E-mail:Cell: ()
2.	Property Owner(s): Magellan Terminals Holdings, L.P. Contact Person: Michael C. Pearson
	Mailing Address: One Williams Center, OTC 9
	City: Tulsa State: OK ZIP: 74172 Phone: ()
	E-mail: Cell: ()
3.	Subject Property Address: See Attached Sheet Area of Request (SF/acres): 209, 128 sf/4.801Ac
	Current Zoning & Use: ON & RS-6, VACANT Proposed Zoning & Use: IL
	12-Digit Nueces County Tax ID: See Attached
	Subdivision Name: Country Club Place Block: Lot(s): See Attached List
	Legal Description if not platted: N/A
4.	Submittal Requirements: Early Assistance Meeting: Date Held 01/19/16 ; with City Staff Steven Rhea, Ratna Pottumutho, Bill Green Land Use Statement Disclosure of Interest Copy of Warranty Deed
Ow	as or on behalf of the Property Owner(s); and the information provided is accurate. Applicant's Signature
Rea	ice Use Only: Date Received: 3-16-16 Received By: BRP ADP: WS zoning Fee: 1692.50 + PUD Fee + Sign Fee 10.00 = Total Fee 1702.50 Signs Required @ \$10/sign Sign Posting Date:

MAGELLAN TERMINALS HOLDINGS, L.P.

I, the undersigned, SUZANNE H. COSTIN, Secretary of Magellan NGL, LLC, a Delaware limited liability company (the "Company") and general partner of Magellan Terminals Holdings, L.P. (the "Partnership"), do hereby certify that Michael C. Pearson serves as Vice President of Technical Services of the Company and is authorized to execute contracts, applications for change in zoning, disclosure of interests and any other related documentation pertaining to property zoning in or near the City of Corpus Christi for and on behalf of the Company and the Partnership.

IN WITNESS WHEREOF, I have hereunto set my hand this 8th day of April, 2015.

Magellan Terminals Holdings, L.P.

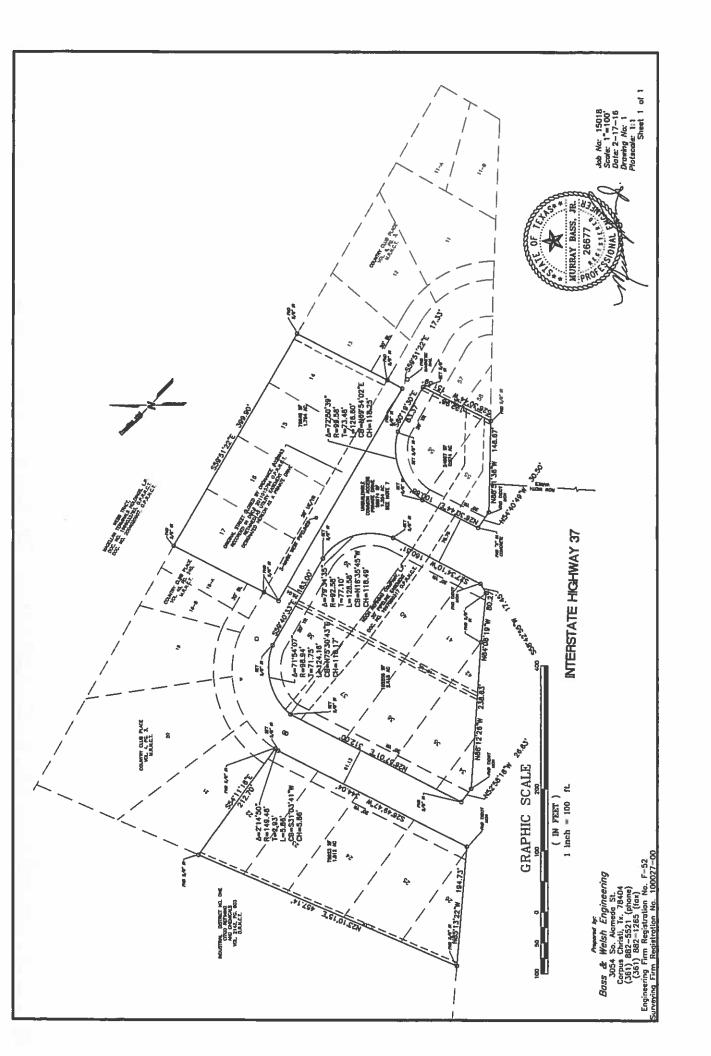
By: Magellan NGL, LLC, its general partner

s: Julyne 141

Secretary

MAGELLAN TERMINAL HOLDINGS, LP COUNTRY CLUB PLACE REZONING DATA

LOT NO.	COUNTY TAX ID NO.	STREET ADDRESS						
22	1913-0000-0220	22 N. COUNTRY CLUB PLACE						
23	1913-0000-0230	23 N. COUNTRY CLUB PLACE						
24	1913-0000-0240	24 N. COUNTRY CLUB PLACE						
25	1913-0000-0250	25 N. COUNTRY CLUB PLACE						
PORTION OF 26	1913-0000-0260	26 N. COUNTRY CLUB PLACE						
PORTION OF 34	1913-0000-0340	34 N. COUNTRY CLUB PLACE						
PORTION OF 35	1913-0000-0350	35 N. COUNTRY CLUB PLACE						
36	1913-0000-0360	36 N. COUNTRY CLUB PLACE						
37	1913-0000-0370	37 N. COUNTRY CLUB PLACE						
38	1913-0000-0370	37 N. COUNTRY CLUB PLACE						
39	1913-0000-0390	39 COUNTRY CLUB PLACE						
40	1913-0000-0400	39 COUNTRY CLUB PLACE						
PORTION OF 41	1913-0000-0410	41 COUNTRY CLUB PLACE						
PORTION OF 42	1913-0000-0420	42 COUNTRY CLUB PLACE						
PORTION OF 55	1913-0000-0540	56 COUNTRY CLUB PLACE						
56	1913-0000-0540	56 COUNTRY CLUB PLACE						



LAND USE STATEMENT

1. State the purpose of the request and include applicable background information as to the development plan for the property, i.e., usage of property, number and square footage(s) of existing and/or proposed building(s)/unit(s), building(s)/unit(s) height, parking plans/spaces, phasing schedule of development, number of employee(s) associated with the office, business or industrial development, hours of operation, modification or demolition plans for existing structure(s), type, area and setback of signage, etc.

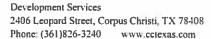
The site is currently unused. There are two existing buildings on the entire area covered by this rezoning request. One, will be remodeled for office space. A second building, a metal one, will possibly be remodeled in the future for warehousing use. Most anticipated uses of the subject property will require light industrial (IL) zoning.

North -	Petroleum Tank Farm
South -	I.H. 37 R.O.W.
East -	Vacant

Identify the existing land uses adjoining the area of request:

West - Petroleum Tank Farm

2.





PEAK HOUR TRAFFIC (PHT) FORM

A Traffic Impact Analysis (TIA) determination must be made prior to the submittal of any rezoning application, site plan or street closure request. The Peak Hour Traffic Generation (PHT) Form is required to be completed for developments that are projected to contain 500 or fewer weekday peak hour (A.M. or P.M.) trips (UDC Section 3.29.4).

Property Ad	dress: See attache	d list									
Legal Descr	iption (Subdivisio	on, Lot, Block): See a	attache	ed list							
Applicant N	ame: Magellan Ten	minals Holdings, L.P.								_	
Address: Or	ne Williams Center, O	TC 9			City/Stat	e/Zip: Tuls	a, OK 7417	1		_	
Telephone:			Er	mail: michael.	pearson@r	nagellanip.co	m				
Application	Status (Select On	ne): X Rezoning		Site Plan	Stree	Closure					
Existing Lar	nd Use										
Tract Acres	Unit of Measure	Zoning		and Use	I.T.E. Code	A.M. Trip Rate	Peak A.M. Trips	P.M. Trip Rate	Peak P.M. Trips		
4.801	Dwelling Unit (10)	RS-6	/2 du	ildings on 1 lot	210	0.77	7.7	1.02	1072]z,04	
				····				_		-	
							7.7		_10.2	2.04	
Proposed La	nd Use										
Tract Acres	Unit of Measure	Zoning	L	and Use	I.T.E. Code	A.M. Trip Rate	Peak A.M. Trips	P.M. Trip Rate	Peak P.M. Trips		
4.801	1000 sf (2.4k)	IL		Office	710	1.56	3.7	1.49	3.6	~	
	1000 sf (3.8k)	IL.	W	arehousing	150	0.32	1.2	0.32	1.2	/	
							36				
	<u> </u>				1	Total	4.9	Total	4.8		
Abutting Str	eets										
	Street Name			Access Pro			nt Width T)		W Width (FT)		
1.15	l. 37 Frontage Ro	ad (N. Bound)		Existi	ng	2	28		56		
				<u> </u> 						\dashv	
				I			***************************************			pienesis.	
	the City to disci A Traffic Impac exceed the estal	t Analysis <u>IS</u> required, uss the scope and requi t Analysis is <u>NOT</u> requi blished threshold, act Analysis has been to	The (iremendation in the contract of the cont	nts of the anal The proposed	ysis prior traffic ge	to beginning nerated does	the TIA.				
Pav	iewed By:	20 Paring	(D.	ate: 4	1 20	160		
P.CV.	iewed by.	10.41	<u> </u>			D	arc	11100	14		

Note: This completed and reviewed form must accompany any subsequent application for the IDENTICAL project. CHANGES to the proposed project will require a new TIA determination to be made.



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. <u>Every question must be answered</u>. If the question is not applicable, answer with "NA".

NAN	ME: <u>IV</u>	lagellar	1 6	<u>ermina</u>	als Ho	oldir	igs,	LP								
STR	EET:	One Willia	ams	Center	OTC !	9	CITY	Tuls	a, Oł	<				ZIP:	7417	2
FIRM	VI is:	Corporat	ion	Part	nership	C)Sole	Owner	0	Associa	ation	0	Other_		<u> </u>	
						DISC	CLOSI	JRE Q	UEST	IONS						
If ad	ditiona	l space is n	eces	sary, ple	ase use	the r	revers	e side	of this	page or	attac	:h se	parate	sheet.		
		the names tuting 3% o										hav	ing an	"own	ership	interest"
	Name N/A							_	Jo	b Title a	and C	ity D	epartm	ent (if I	(nown)	
C	State 1 constit	the names outing 3% o	of or mo	each "ore of the	officiai' e owne	' of rship	the C	ity of	Corp e nam	ed "fim	risti n".	havi	ng an	"own	ership	interest"
	N/A															
-								_	_							
١	Name N/A	uting 3% o		10						ard, Co		sion,	or Cor	mmittee		
C	n any	ne names of matter reli f the owne	ated	to the s	ubject (of thi	s con	tract a	sultai	nt" for t s an "o	the C	ity o	f Corp inters	us Chr st" co	isti wh	o worked ing 3% or
N	lame								Co	nsultant	t					
l	N/A															
	177	£:											= = 50	800		-
				- 42				_	15			015				
I ce with	ertify th nheld d	at all informisclosure of	nation f any	informat	tion requ	Jeste:	corred	that su	the da	ate of th nental st change	tatem	ents	ent, tha will be	t I have promp	not kn tly subr	nowingly mitted to
Certif	iying P	erson	cha nt Na	nel C. I	Pears	on					Ti	tle: _	Vice P	res Te	chnical	Services
3igna	ature of	Certifying	Pers	on:	Mich	arf	Per	400	_		D	ate: _	3	///	14	

www.bass-welsh.com e-mail: <u>nixmw@aol.com</u> 3054 S. ALAMEDA, ZIP 78404 361 882-5521~ FAX 361 882-1265 e-mail: murrayjr@aol.com

BASS & WELSH ENGINEERING

TX Registration No. F-52 Survey Registration No. 100027-00 P.O. Box 6397 Corpus Christi, TX 78466-6397

February 17, 2016

Field Note Description Rezoning

Being three tracts situated in Corpus Christi, Nueces County, Texas, comprised of lots and portions of lots in Country Club Place Subdivision, as shown on the map thereof recorded in Volume 4 at Page 3 of the Map Records of Nueces County, Texas, and being more particularly as described in the following description:

Tract No. 1

Comprised of Lots 22, 23, 24, 25, and that portion of Lot 26 lying outside of the right-of-way of Interstate Highway 37;

BEGINNING at a point in the west boundary of Lot 26 where it is intersected by the north right-of-way line of Interstate Highway 37 for the southwest corner of this tract;

THENCE N 23°10'15" E along the west boundary of Lots 26, 25, 24, 23 and 22 a distance of 457.14 to the northwest corner of Lot 22 for the northwest corner of this tract;

THENCE S 54°11"16" E along the north boundary of Lot 22, a distance of 212.70 feet to a point in the east boundary of Lot 22, said point lying in the west boundary of the former North Country Club Place Street that was closed by Ordinance No. 028963 and retained as a utility easement, said point lying on a curve to the left;

THENCE along said curve to the left whose radius is 149.46 feet in a southwesterly direction, a distance of 5.86 feet; said curve having a chord bearing S 31°03'41" W with a chord length of 5.86 feet to the point of tangency of said curve;

THENCE S 26°49'47" W along the east boundary of Lots 22, 23, 24 and 25, a distance of 344.04 feet to a point of intersection with the north right-of-way line of Interstate Highway 37;

THENCE N 85°13'22" W along the north right-of-way line of Interstate Highway 37 along the current south boundary of Lots 25 and 26 a distance of 194.73 feet to the **POINT OF BEGINNING** forming a tract embracing 1.812 acres.

Tract No. 2

Comprised of Lots 36, 37, 38, 39, 40 and those portions of Lots 34, 35, 41 and 42 lying north of the north right-of-way line of Interstate Highway 37 in the Country Club Place Subdivision;

BEGINNING at the intersection of the west boundary of Lot 34 with the north right-of-way line of Interstate Highway 37 for the southwest corner of this tract;

THENCE N 26°57'01" E a distance of 312.00 feet to the point of curvature of a curve to the right;

THENCE along said tangent curve to the right, whose radius is 98.94 feet in a northeasterly and southeasterly direction, a distance of 124.16 feet; said curve having a chord bearing N75°30'43"E with a chord length of 116.17' to the point of tangency of said curve;



THENCE along the north line of Lots 38 and 39, S 59°40'33" E a distance of 163.00 feet to the point of curvature of a curve to the right;

THENCE along said tangent curve to the right whose radius is 92.58 feet in a southeasterly and southerly direction, a distance of 128.58 feet; said curve having a chord bearing S16°35'45"E with a chord length of 118.49' to the point of tangency of said curve;

THENCE S 27°34'10" W along the east boundary of Lots 39, 40 and 41, and distance of 160.51 feet to a point where the east boundary of Lot 41 intersects the north right-of-way line of Interstate Highway 37;

THENCE with the current south boundary of Lots 41, 42, 35 and 34 on the north boundary along the north right-of-way line of Interstate highway 37 as follows:

S 58°42'55" W a distance of 17.45 feet to a point; N 84°08'19" W a distance of 80.27 feet to a point; N 86°12'26" W a distance of 238.63 feet to a point;

THENCE N 52°58'18" W a distance of 26.63 feet to the **POINT OF BEGINNING**, forming a tract embracing 2.415 acres.

Tract No. 3

Comprised of Lot 56 and that portion of Lot 55, lying north of the north right-of-way line of Interstate Highway 37;

BEGINNING at the intersection of the west boundary of Lot 55 with the north right-of-way line of Interstate Highway 37 for the southwest corner of this tract;

THENCE N 26°30'44" E along the west boundary of Lot 55 and 56 a distance of 100.68 feet to the point of curvature of a curve to the right;

THENCE along said tangent curve to the right, whose radius is 99.58 feet said curve having a chord bearing of N69°54'02"E with a chord length of 118.25, in a northeasterly and southeasterly direction, a distance of 126.60 feet to the point of tangency of said curve;

THENCE along the north boundary of Lot 56, S 60°19'30" E a distance of 83.37 feet to a point for the northeast corner of this tract;

THENCE S 26°30'44" W along the east boundary of Lot 56 and 55 a distance of 122.98 feet to its intersection with the north right-of-way line of Interstate Highway 37 for the southeast corner of this tract;

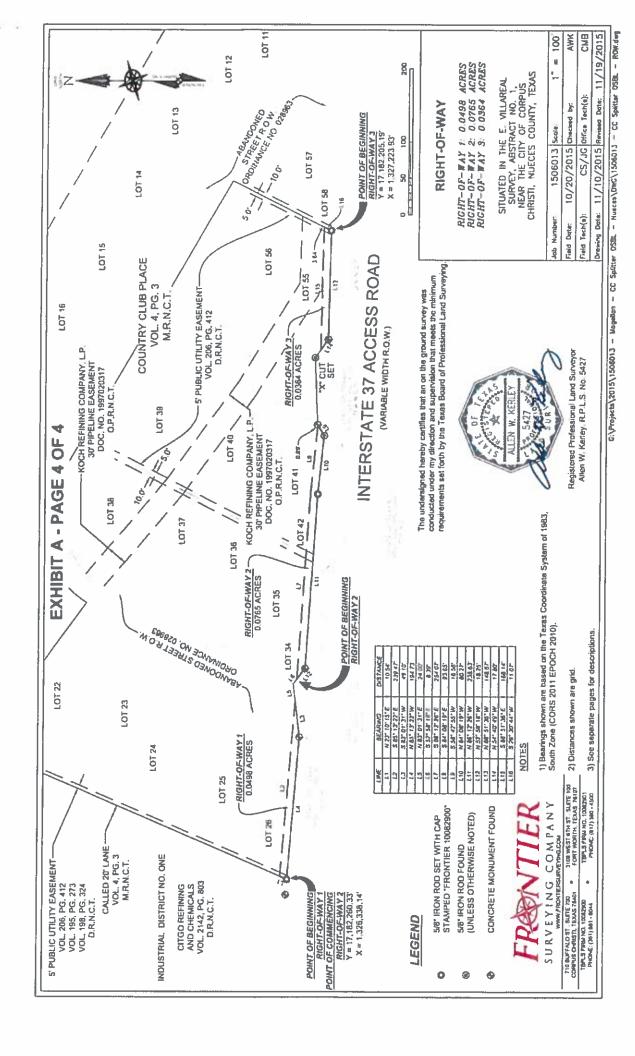
THENCE N 88°51'36" W along the south boundary of Lot 55 a distance of 148.67 feet to a point for an intermediate corner of this tract;

THENCE continuing along the north right-of-way line of Interstate Highway 37, N 54°40'49" W a distance of 30.50 feet to the **POINT OF BEGINNING** forming a tract embracing 0.574 acres.

Myrray Bass, Jr., R.P.L.S.

Note: Basis of Bearing is State of Texas Lambert Grid, South Zone, NAD 1983.

MBJ:sab



Persons with disabilities planning to attend this meeting, who may require special services, are requested to contact the Development Services Department at least 48 hours in advance at (361) 826-3240. Personas con incapacidades, que tienen la intención de asistir a esta junta y que requieren servicios especiales, se les suplica que den aviso 48 horas antes de la junta llamando al departamento de servicios de desarrollo, al número (361) 826-3240.

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 liamar 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. 0416-03

Magellan Terminals Holdings, LP has petitioned the City of Corpus Christi to consider a change of zoning from the "RS-6" Single-Family 6 District, "ON" Office District and "RM-1" Multifamily 1 District to the "IL" Light Industrial District, resulting in a change to the Future Land Use Map from low density residential uses to light industrial uses. The property to be rezoned is described as:

Lots 22-26, 34-42 and 55-56, Country Club Place, located on the north side of Interstate Highway 37, between Up River Road and Poth Lane.

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>April 20, 2016</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: Wesley Pullin - Sr. Ray Estate rap. representing Margellan terminals	Ho
Address: One Williams Confu OTC-8 City/State: That OK 74172	L
(V) IN FAVOR () IN OPPOSITION Phone: 918 - 574 - 7973	
REASON: APR 1 9 2016	
DEVELOPMENT SERVICES SPECIAL SERVICES WITH THE PROPERTY OF TH	
SEE MAP ON REVERSE SIDE	

SEE MAP ON REVERSE SIDE Property Owner ID: 8 HTE# 18-10000012

FID #'s 3, 5, 6, 8

Properties owned by Magellan Terminals Holdings

Case No. 0416-03 Project Manager: Dolores Wood