## PLANNING COMMISSION FINAL REPORT

Case No. 0416-03
HTE No. 16-10000012
Planning Commission Hearing Date: April 20, 2016

|  | Applicant/Owner: Magellan Terminals Holdings, LP <br> 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. |  |  |  |
| :---: | :---: | :---: | :---: | :---: |
|  | From: "RS-6" Single-Family 6 District, "ON" Office District and "RM-1" Multifamily 1 District <br> To: "IL" Light Industrial District <br> Area: 4.8 acres <br> Purpose of Request: To allow light industrial uses. |  |  |  |
|  |  | Existing Zoning District | Existing Land Use | Future Land Use |
|  | Site | "RS-6" SingleFamily 6 District, "ON" Office District and "RM-1" Multifamily 1 District | Vacant and Office | Low Density Residential |
|  | North | "RS-6" SingleFamily 6 and "ON" Office District | Vacant | Low Density Residential and Professional Office |
|  | South | "RS-6" SingleFamily 6 District and "CN-1" Neighborhood Commercial District | Vacant and Low Density Residential | Commercial and Low Density Residential |
|  | East | "RS-6" SingleFamily 6 | Vacant | Low Density Residential |
|  | West | Outside City Limits | Heavy Industrial | Heavy Industrial |


|  | 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. <br> Map No.: 049045 <br> Zoning Violations: None |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  | 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 | $\begin{gathered} \hline \text { Urban } \\ \text { Transportatio } \\ \text { n Plan Type } \\ \hline \end{gathered}$ | 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" SingleFamily 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 not 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


## Attachments:

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



## 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 $8^{\text {th }}$ day of April, 2015.
Magellan Terminals Holdings, L.P.
By: Magellan NGL, LLC, its general partner

By:


Suzanne H. Costin
Secretary

LOT NO. COUNTY TAXID 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 |
| 26 | $1913-0000-0260$ | 26 N. COUNTRY CLUB PLACE |
| 34 | $1913-0000-0340$ | 34 N. COUNTRY CLUB PLACE |
| 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 |
| 41 | $1913-0000-0410$ | 41 COUNTRY CLUB PLACE |
| 42 | $1913-0000-0420$ | 42 COUNTRY CLUB PLACE |
| 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.
2. Identify the existing land uses adjoining the area of request:

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

Development Services
2406 Leopard Street, Corpus Christi, TX 78408
Phone: (361)826-3240 www.celexas.com

## PEAK HOUR TRAFFIC (BHT) 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 Address: See attached list
Legal Description (Subdivision, Lot, Block): See attached list
Applicant Name: Magellan Terminals Holdings, L.P.
Address: One Williams Center ${ }_{+}$OTC 9 City/State/Zip: Tulsa, OK 74171

Telephone: $\qquad$ Email: michael pearson@magellanlp.com

Application Status (Select One): $\square$ Rezoning $\square$ Site Plan $\square$ Street Closure

Existing Land Use


Proposed Land Use

| Tract <br> Acres | Unit of <br> Measure | Zoning | Land Use | I.T.E. <br> Code | ATM. <br> Trip <br> Rate | Peak <br> A.M. <br> Trips | PM. <br> Trip <br> Rate | Peak <br> PM. <br> Trips |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 4.801 | $1000 \mathrm{sf}(2.4 \mathrm{k})$ | IL | Office | 740 | 1.56 | 3.7 | 1.49 | 3.6 |
|  | $1000 \mathrm{sf}(3 \mathrm{k})$ | IL | Warehousing | 150 | 032 | 1.2 | 0.32 | 1.2 |
|  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |

Abutting Streets

| Street <br> Name | Access Proposed <br> To Street? | Pavement Width <br> (FT) | ROW Width <br> (FT) |
| :---: | :---: | :---: | :---: |
| I.H. 37 Frontage Road (N. Bound) | Existing | 28 | 56 |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |

## For City Use Only

$\square$A Traffic Impact Analysis IS required. The consultant preparing the TIA must meet with
X the City to discuss the scope and requirements of the analysis prior to beginning the TIA.
A Traffic Impact Analysis is NOT required. The proposed traffic generated does not

$\square$exceed the established threshold.
The Traffic Impact Analysis has been waived for the following reasons):
Reviewed By:


Note: This completed and review ed 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. Every question must be answered. If the question is not applicable, answer with "NA".
name: Magellan Terminals Holdings, LP
STREET: One Williams Center, OTC 9 CITY: Tulsa, OK ZIP: 74172 FIRM is: Corporation ©artnership Sole Owner $O$ Association $O$ Other $\qquad$

## DISCLOSURE QUESTIONS

If additional space is necessary, please use the reverse side of this page or attach separate sheet.

1. State the names of each "employee" of the City of Corpus Christi having an "ownership interest" constituting $3 \%$ or more of the ownership in the above named "firm".
Name
Job Title and City Department (if known)
N/A
2. State the names of each "officiaf" of the City of Corpus Christi having an "ownership interest" constituting 3\% or more of the ownership in the above named "firm".
Name Title
N/A
3. State the names of each "board member" of the City of Corpus Christi having an "ownership interest" constituting 3\% or more of the ownership in the above named "firm".
Name Board, Commission, or Committee
N/A
$\qquad$
4. State the names of each employee or officer of a "consultant" for the City of Corpus Christi who worked on any matter related to the subject of this contract and has an "ownership interest" constituting 3\% or more of the ownership in the above named "firm".

| Name <br> N/A |  |
| :--- | :--- |

## CERTIFICATE

I certify that all information provided is true and correct as of the date of this statement, that I have not knowingly withheld disclosure of any information requested; and that supplemental statements will be promptly submitted to the City of Corpus Christi, Texas as changes occur.


KLDEVELOPMENTSVCSISHAREDLLAND DEVELOPMENTLAPPUCATION FORMSWREZONINGDISCLOSURE OF INTERESTS STATEMENT_5, 12.2015.DOC

# BASS \& WELSH ENGINEERING <br> TX Registration No. F-52 <br> Survey Registration No. 100027-00 <br> P.O. Box 6397 <br> Corpus Christi, TX 78466-6397 <br> 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 $N 23^{\circ} 10^{\prime} 15^{\prime \prime}$ 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 $54^{\circ} 11^{\prime \prime} 16^{\prime \prime}$ 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 $31^{\circ} 03^{\prime} 41^{\prime \prime} \mathrm{W}$ with a chord length of 5.86 feet to the point of tangency of said curve;

THENCE S $26^{\circ} 49^{\prime} 47^{\prime \prime}$ 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 $85^{\circ} 13^{\prime} 22^{\prime \prime}$ 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 $26^{\circ} 57^{\prime} 01^{\prime \prime}$ 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 $N 75^{\circ} 30^{\prime} 43^{\prime \prime} E$ 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 $59^{\circ} 40^{\prime} 33^{\prime \prime} \mathrm{E}$ 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 $\mathrm{S} 16^{\circ} 35^{\prime} 45^{\prime \prime} \mathrm{E}$ with a chord length of 118.49 ' to the point of tangency of said curve;

THENCE S $27^{\circ} 34^{\prime} 10^{\prime \prime} \mathrm{W}$ 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 $58^{\circ} 42^{\prime} 55^{\prime \prime} \mathrm{W}$ a distance of 17.45 feet to a point; $\mathrm{N} 84^{\circ} 08^{\prime} 19^{\prime \prime} \mathrm{W}$ a distance of 80.27 feet to a point;
$\mathrm{N} 86^{\circ} 12^{\prime} 26^{\prime \prime} \mathrm{W}$ a distance of 238.63 feet to a point;
THENCE N $52^{\circ} 58^{\prime} 18^{\prime \prime}$ 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 $26^{\circ} 30^{\prime} 44^{\prime \prime}$ 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 ${ }^{\circ} 54^{\prime} 02^{\prime \prime} E$ 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 $60^{\circ} 19^{\prime} 30^{\prime \prime} \mathrm{E}$ a distance of 83.37 feet to a point for the northeast corner of this tract;

THENCE S $26^{\circ} 30^{\prime} 44^{\prime \prime}$ 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 $88^{\circ} 51^{\prime} 36^{\prime \prime}$ 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 $54^{\circ} 40^{\prime} 49^{\prime \prime} \mathrm{W}$ a distance of 30.50 feet to the POINT OF BEGINNING forming a tract embracing 0.574 acres.


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 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. 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 wilt be held on Wednesday, April 20, 2016, during one of the Planning Commission's regular meetings, which begins at 5:30 p.m... 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, elther at home or office, or in.person,
by telephone call or by letter. by telephone call or by letter.


