STAFF REPORT

Case No. 0717-03 INFOR No. 17ZN1023

Planning Commission Hearing Date: August 9, 2017

Applicant & Legal Description	Owner: B. L. Marina Properties, L.P. Applicant/Representative: Urban Engineering/Xavier Galvan Location Address: 101 Caribbean Drive Legal Description: Being 7.95 acres out of Lots 22 and 23, Section 53, Flour Bluff & Encinal Farm & Garden Tracts, located east of Laguna Shores Road, on the south side of Caribbean Drive at the Laguna Madre.			
Zoning Request	 From: "CG-2" General Commercial To: "RV" Recreational Vehicle Park Area: 7.95 acres Purpose of Request: To allow for the construction of a 60-pad Recreational Vehicle (RV) Resort. 			
		Existing Zoning District	Existing Land Use	Future Land Use
Existing Zoning and Land Uses	Site	"CG-2" General Commercial	Vacant	Flood plain Conservation Formerly Commercial
	North	"CR-2/PUD" Resort Commercial with a Planned Unit Development and "CG-2" General Commercial	Low Density Residential, Park and Vacant	Low Density Residential Formerly Commercial
Existin, La	South	"CR-1" Resort Commercial	Vacant	Flood plain Conservation Formerly Commercial
	East	"RS-6" Single-Family 6 and the Laguna Madre	Laguna Madre	Laguna Madre
	West	"RS-6" Single-Family 6	Low Density Residential	Low Density Residential
ADP, Map & Violations	 Area Development Plan: The subject property is located within the boundaries of the Flour Bluff Area Development Plan and is planned for flood plain conservation uses. The proposed rezoning to the "RV" Recreational Vehicle Park District is consistent with the adopted Future Land Use Map which calls for flood plain conservation. Map No.: 035028 Zoning Violations: None 			r flood plain reational Vehicle

Fransportation	Transportation and Circulation : The subject property will share approximately 350 feet of street frontage along Caribbean Road which is designated as a "C1" Minor Residential Collector.
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Street	Street	Urban Transportation	Proposed	Existing	Traffic
R.O.W.		Plan Type	Section	Section	Volume
St R.(Caribbean Drive	"C1" Residential Collector	60' ROW 40' paved	50' ROW Not Paved	N/A

Staff Summary:

Requested Zoning: The applicant is requesting a rezoning from the "CG-2" General Commercial District to the "RV" Recreational Vehicle Park District to allow for the construction of a 60-pad recreational vehicle park and supporting improvements.

Development Plan: The subject property is comprised of 7.95 acres. The proposed resort will accommodate approximately 60 RV pad sites, each with an improved pad, water, electric, sewer service, 2 parking spots and other amenities. The site will include an improved road within the site, a pool, and a community center. The Park office will be open during normal business hours 7a.m.-6p.m., and will be contained in a building on the front of the site. The existing property is unimproved with the exception of an existing boat ramp. The existing boat ramp is to be improved for use by the RV resort. The building on the front of the site will also be used to facilitate public access to the boat ramp.

Existing Land Uses & Zoning: The subject property is currently zoned "CG-2" General Commercial and is vacant land. To the west is single-family zoned "RS-6" Single-Family 6 District. To the north is a low density residential planned unit development rezoned in 2014. To the south of the property is vacant and was rezoned "CR-1" Resort Commercial in 1982. To the east is the Laguna Madre.

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

Plat Status: The property is <u>not</u> platted.

PlanCC & Area Development Plan Consistency: The subject property is located within the boundaries of the Flour Bluff Area Development Plan (ADP). The proposed rezoning to the "RV" Recreational Vehicle Park District is <u>consistent</u> with the Future Land Use Map and the following policies of the Flour Bluff ADP and PlanCC:

• Promote a balanced mix of land uses to accommodate continuous growth and promote the proper location of land uses based on compatibility, locational

needs, and characteristics of each use (Future Land Use, Zoning, and Urban Design Policy Statement 1).

 The City encourages expanded and additional recreation vehicle areas to serve tourists. Rezoning of proposed commercial and/or multi-family land use near South Padre Island Drive (SPID) and adjacent to the Laguna Madre for recreational vehicle usage should be encouraged. Zoning this area for recreation vehicles would take advantage of the natural resource of the Laguna Madre, excellent access to SPID and would meet community objectives to minimize potential for property losses in flood prone areas (due to the mobile nature of this use)(Policy Statement B.9).

Department Comments:

- The proposed rezoning is compatible with the Future Land Use Map, PlanCC, and the Flour Bluff Area Development Plan (ADP). The proposed rezoning is also compatible with neighboring properties and with the general character of the surrounding area. The former Future Land Use map identified the subject property for commercial uses.
- Flood Plain Conservation are properties that are within the 100-year flood plain, preferably preserved for environmental reasons. The flood plain conservation designation should be updated when new Federal Emergency Management Agency (FEMA) maps are adopted to better represent which lands are impacted by flooding. The subject property is within the 100-year flood plain and has an elevation requirement of 10 as per the adopted 1985 maps. The proposed FEMA flood maps show the elevation requirement of 10 feet to for permanent structures.
- A portion of the property has a designated wetland (Estuarine and Marine Wetland). The Estuarine System describes deep water tidal habitats and adjacent tidal wetlands that are influenced by water runoff from and often semi-enclosed by land. They are located along low-energy coastlines and they have variable salinity. Intertidal areas are defined as the area from extreme low water to extreme high water and associated splash zone. Unconsolidated Shores include all wetland habitats having two characteristics: (1) unconsolidated substrates with less than 75 percent areal cover of stones, boulders or bedrock and; (2) less than 30 percent areal cover of vegetation. Landforms such as beaches, bars, and flats are included in the Unconsolidated Shore class.
- According to the National Wetland Inventory the portion of the property is regularly flooded by tidal waters which alternately floods and exposes land surfaces at least once daily.
- The property is currently vacant and has not been developed since Flour Bluff was annexed in 1961.
- The proposed RV resort will have to abide by all of the requirements of the Unified Development Code (UDC) including appropriate density, access to a public street, separation between pad sites, an internal drive, buffering/screening, and any amenities.
- According to section 6.1.2.D.2 of the UDC, "Trailer pads shall be rented by the day or week only and the occupant of a trailer pad shall remain in the same Recreational Vehicle Park not more than 180 continuous days."
- According to section 6.1.2.D.3.a and b, "The following uses shall be permitted as accessory uses to a Recreational Vehicle park provided that such uses do not

occupy more than one-third of the area within the Recreational Vehicle park development. (Barber shops, beauty parlors, car wash, convenience grocery stores of less than 4,000 square feet, day care centers, dry cleaning receiving stations, fuel sales, restaurants excluding bars, taverns or pubs, and self-service laundries.) None of the described uses shall be allowed to operate within the proposed recreational vehicles. A single-family dwelling unit or Manufactured Home for resident watchmen or caretakers employed on the premises shall be permitted.

Staff Recommendation:

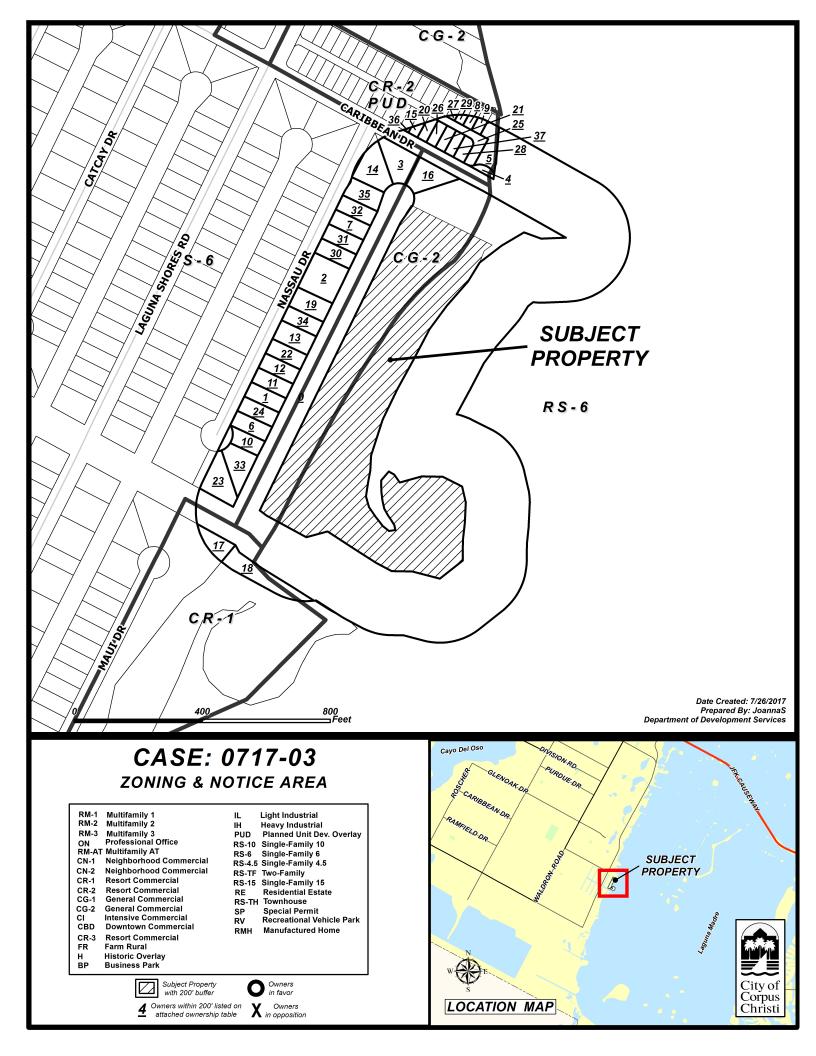
Approval of the change of zoning from the "CG-2" General Commercial District to the "RV" Recreational Vehicle Park District.

u	Number of Notices Mailed – 37 within 200-foot notification area 8 outside notification area		
Notification	<u>As of August 4, 2017</u> : In Favor	 – 1 inside notification area – 0 outside notification area 	
Public 1	In Opposition	 – 8 inside notification area – 4 outside notification area 	
	Totaling 7.12% of the land within the 200-foot notification area in opposition.		

Attachments:

- A. Location Map (Existing Zoning & Notice Area)
- B. Public Comments Received (if any)

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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. <u>Si usted desea dirigirse a la commission durante la junta y su inglés es limitado, favor de llamar al</u> <u>departamento de servicios de desarrollo al número (361) 826-3240 al menos 48 horas antes de la junta para solicitar</u> <u>un intérprete ser presente durante la junta.</u>

CITY PLANNING COMMISSION PUBLIC HEARING NOTICE Rezoning Case No. 0717-03

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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, August 9, 2017</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.

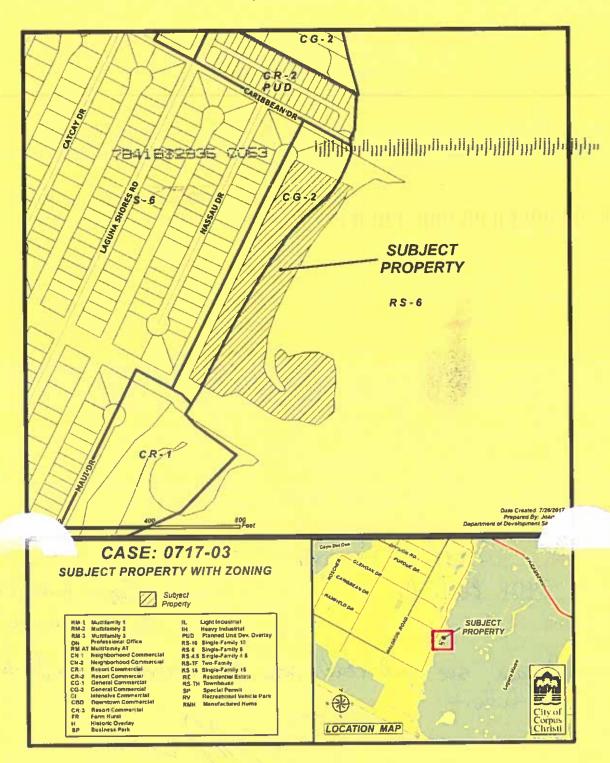
TO BE ON RECORD, THIS FORM MUST BE FILLED OUT, SIGNED BY THE CURRENT PROPERTY OWNER(S) AND MAILED IN ITS ENTIRETY TO THE DEVELOPMENT SERVICES DEPARTMENT, P. O. BOX 9277, CORPUS CHRISTI, TEXAS 78469-9277. ANY INFORMATION PROVIDED BELOW BECOMES PUBLIC RECORD.

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Printed Nan	ne: Jerr	y Hopper	r	
Address:	3401 Bali	Dr.	City/State: Corpus Christ, TX	_
()IN FAV	OR (XIN OPPO	OSITION	Phone: 361 549 403 5	
REASON:	Please see affiduit.	and read i	into the record the attached	
SEE MAP ON INFOR Case N Property Owne		Signature	e Case No. 0717 Project Manager: Andrew Din Email: andrewd2@cctexas.c	nas



Jerry Hooper Jr. Tropic Isles Assoc. HOA President 3401 Bali Drive Corpus Christi, TX 78418



AFFIDAVIT FOR ZONING CHANGE CASE # 0717-03 PUBLIC HEARING AUGUST 9, 2017, 5:30 PM

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STATE OF TEXAS

JERRY L. HOOPER, JR.

COUNTY OF NUECES

BEFORE ME, the undersigned authority, on this day personally appeared JERRY L. HOOPER, JR. who upon being duly sworn testified and deposed as follows:

1. "My name is JERRY L. HOOPER, JR. I am over 21 years of age and am competent to make this affidavit. I have personal knowledge of the matters contained in this affidavit, and all matters contained in this affidavit are true and correct.

2. I am a Taxpayer and Homeowner in Tropic Isles at 3401 Bali Drive, Corpus Christi, Texas 78418.

3. I am also the President of the Tropic Isles Association, Inc. ("Association") which is the homeowner's association for Tropic Isles subdivision. The Association has the responsibility for the property, i.e. canals, adjacent on two sides of the property being considered for the zoning change.

4. This affidavit is offered in lieu of oral evidence and argument at the Zoning Change Public Hearing asserting that:

- a. The proposed change is not in harmony with the established land use pattern of the adjacent properties or developments.
- b. The proposed change does not maintain the same or similar population density patterns for the adjacent and surrounding areas.
- c. The proposed change does not positively influence living conditions in the neighborhood.
- d. The proposed change has a much greater negative impact on property values in the adjacent property and subdivisions, i.e. Tropic Isles.
- e. There are substantial reasoning as to why the use of the property is fairly limited under the existing zoning.
- f. As a homeowner in Tropic Isles with a specific interest in the canals, there is significant issue with rezoning and its impact on the canals and waterways which are maintained by the homeowner's association, i.e. Tropic Isles Association, Inc., for which I pay dues to maintain the canal system. The proposed zoning change to allow an RV Park would negatively impact the efforts of the Tropic Isles Association, Inc. and, thus, it would impact the cost of maintenance of the canals and result in my cost increasing.

5. As a Taxpayer in the adjacent subdivision of Tropic Isles with common interest of the canal adjacent to the subject property zoning change and as the Member of the Tropic Isles Association with standing in regards to the adjacent canal system, I request

that the Commission and/ or Council of the City of Corpus Christi, Texas in Nueces County enter an order:

a. Finding that the rezoning of the subject property be denied.

FURTHER Affiant sayeth not.

øer, Jr. Jerfy Hog

Notary Public in and for the State of Texas

SUBSCRIBED AND SWORN to before me by JERRY L. HOOPER, JR. on the _____ day of ______ 2017.

JACQUELINE FAYE SPEARS Notary Public, State of Texas Comm. Expires 04-20-2021 Notary ID 131096883

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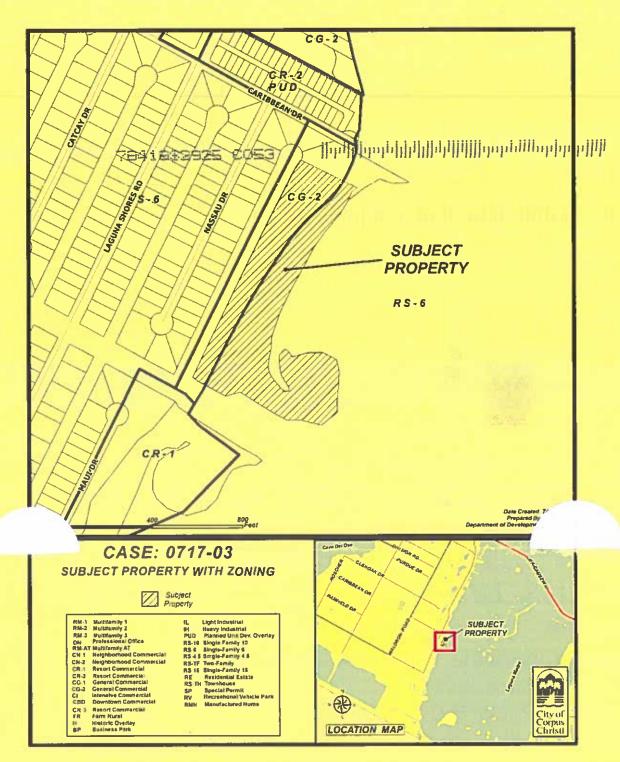
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Printed Name: Benny M. & Allison E	Franklin
Address: 3221 Nassau Drive	
	City/State: Corpus Christi Tx Phone: 78418 361-438-0419
REASON: 1. Decrease value of our	home and land, 361-462-1702
a Or la laltet	
3. The difference in how	the homes + ITVS 1000.
Re	my Mi Julli' allion Etrasklin
Signatu Signatu	Ir€∕ Case No. 0717-03
INFOR Case No.: 17ZN1023 Property Owner ID: 1	Project Manager: Andrew Dimas Email: andrewd2@cctexas.com



1 884700010065 FRANKLIN BENNY MARK AND W 3221 NASSAU DR Corpus Christi, TX 78418



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Printed Name:	FRANCES	H. F	RuGelei	1
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Address: 3229 Nass AW DRIVE

City/State: Corpus Christi Tx 78418

() IN FAVOR (X) IN OPPOSITION

Phone: 361-960-1405

REASON: I Am extremely concerned of displacement & nesting Grounds OF birds + animals. Also high winds & storms causing Debri into the surrounding Waters, damage to my home & others! also Who will be enforcing the plan! Amen for Republic

Signature

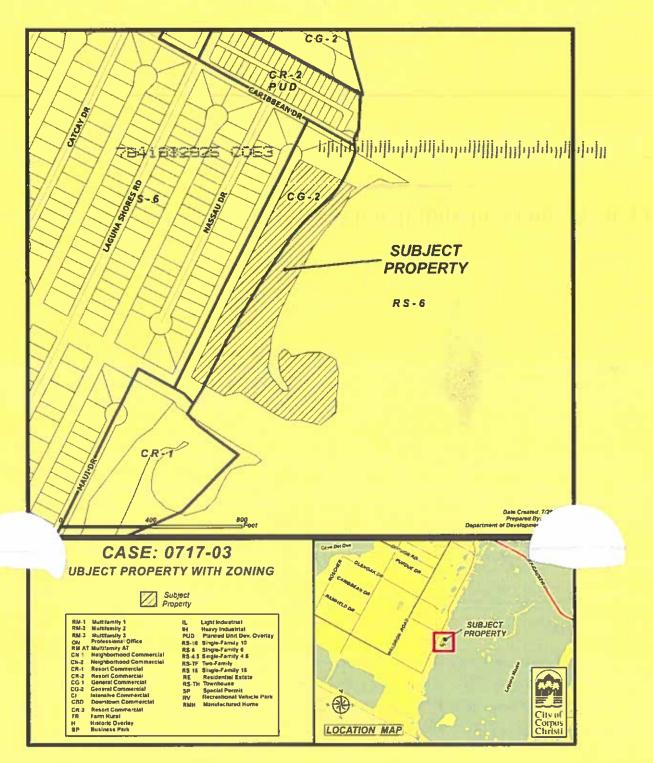
Case No. 0717-03 Project Manager: Andrew Dimas

Email: andrewd2@cctexas.com

SEE MAP ON REVERSE SIDE INFOR Case No.: 17ZN1023 Property Owner ID: 6



6 884700010040 RUGELEY FRANCES H 3229 NASSAU DR Corpus Christi, TX 78418



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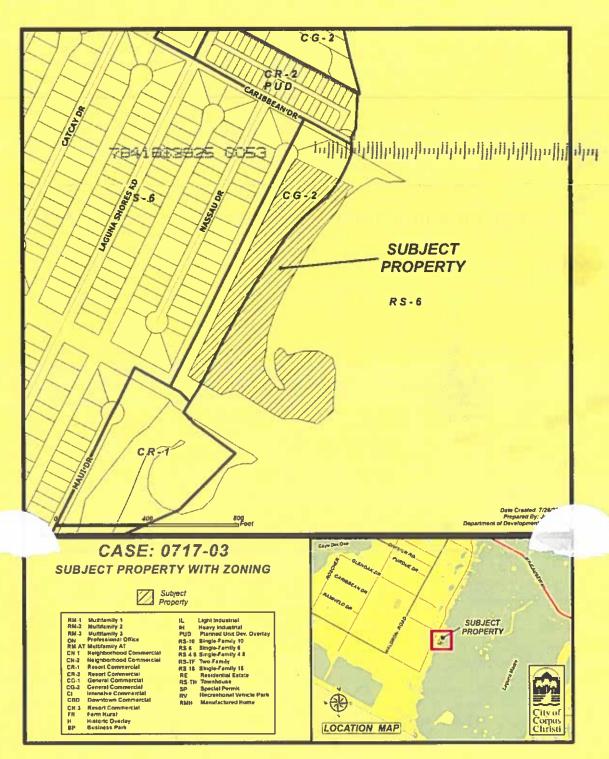
Printed Name: MARDE & SANDRA	GIDEON
Address: 3217 NASSAU DR.	City/State: CC., TX
	Phone: 361-737-4406
REASON: R.V PARKS REQUIRE DUM THESE TAXES TO BE DOWN U	"p STATIONS" DO NOT PROY ALC
THESE TAXES TO BE DOWN W	IND FROM DUMP STATIONS.
RASH, CRIME & EYE SORES. My	laund End
Signature	Carr & Carry -)

SEE MAP ON REVERSE SIDE INFOR Case No.: 17ZN1023 Property Owner ID: 11

Case No. 0717-03 Project Manager: Andrew Dimas Email: andrewd2@cctexas.com



11 884700010070 GIDEON MARDE C & SANDRA C 3217 Nassau Dr Corpus Christi, TX 78418



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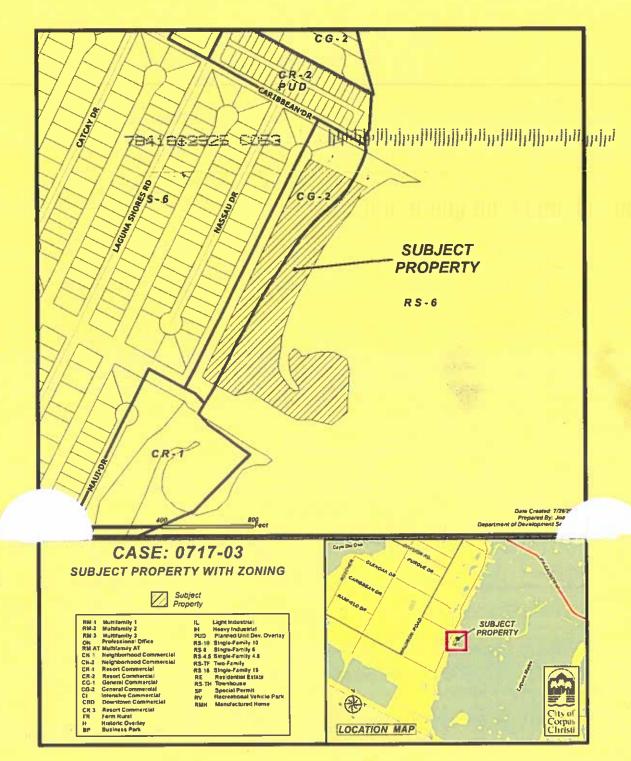
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Printed Name: Address: . () IN FAVOR **N** IN OPPOSITION REASON: Elas a negative effect on property value 361215 a 2) elevation of to low for proper domans drainage causing pollution to 3) impact on all utitities 4 environmental study on impact of delvelopment need to be done. Signature

SEE MAP ON REVERSE SIDE INFOR Case No.: 17ZN1023 Property Owner ID: 13 Case No. 0717-03 Project Manager: Andrew Dimas Email: andrewd2@cctexas.com



13 884700010100 WINTERS PAUL S AND DEBORAH J WINTERS WFE 3205 NASSAU DR Corpus Christi, TX 78418



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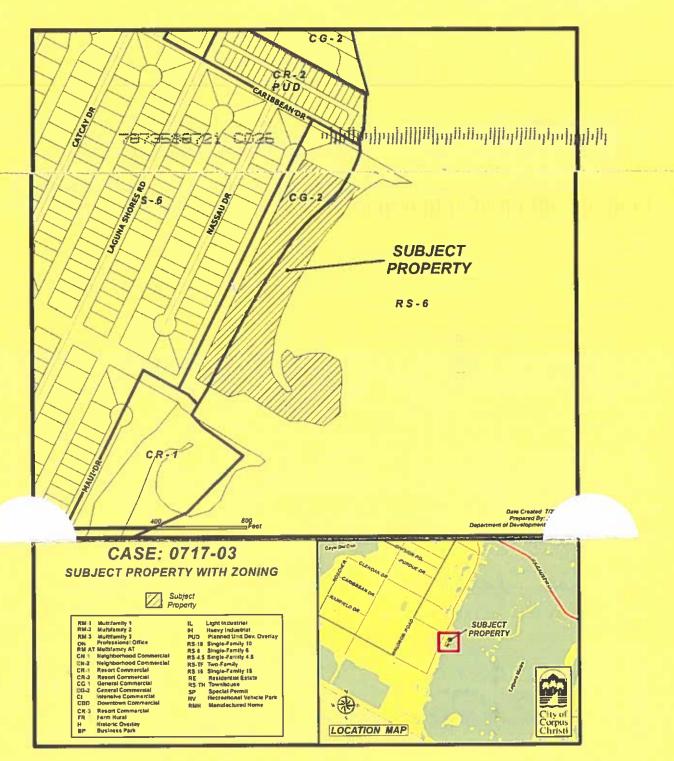
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Printed Name: Kris Hawkin	2		
Address: 161 Caribean	Drive City/St	ate: (orpvs Christi TX	,
() IN FAVOR () IN OPPOSITION	Phone	ate: (orpvs Christi TX 512 892-6000	
REASON: I am very excited to The subject property and burn comps.	see something is often a site Rus Hawkin	Portive happen. for dumping trav	ኯ
SEE MAP ON REVERSE SIDE	Signature	Case No. 0717-03	

INFOR Case No.: 17ZN1023 Property Owner ID: 16 Case No. 0717-03 Project Manager: Andrew Dimas Email: andrewd2@cctexas.com



16 884700010230 BL MARINA PROPERTIES LP 5716 HWY 290 W STE 200 Austin, TX 78735



Property Owner ID: 19 INFOR Case No.: 17ZN1023 SEE MAP ON REVERSE SIDE Address: 5/4/5 Nassau De () IN FAVOR WIN OPPOSITION REASON: Printed Name: JOHN C. of AMECON RT 2) porourine Fore storem debreis to damage tomes across canal OUT OF CHARACTER with residential Nature of the Subdivision TRopic Isles Signature Phone: 540.974-1964 City/State: / AUCANI / Case No. 0717-03 Project Manager: Andrew Dimas Email: andrewd2@cctexas.com 15 May

- Not appropriate location for 128 - (Sof Jenuly hours - change character of mangh backord - Lower with - puricane debress - Ranal une SUBJECT PROPERTY WITH ZONING 9 릒 Э Ŷ AT Mututanity AT Professional Office Wutterson y Muttinently 1 usiness Park Monic Dverlay um Kurai ighborhood Commercial Ion Commercial ort Commercial tral Commercial ort Commercial Aporthood Commercial CASE: 0717-03 ø town Commercial d Commercial ve Commercial N Subject Property nolent 22 RS-TH 22-10 20 Light Indestrui **Name** Actured Nome Townhouse Single-Family 10 Heavy Industrial Planned Und Dev. Overlay opecial Permit acceptional Vehicle Parts esidential Estate vo-Family App-Lynny of -Family 0 Cape Del Ova LOCATION MAP Ð rea. 08 5 PROPERTY Arsa Corpus Christi Citval values?

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CITY PLANNING COMMISSION PUBLIC HEARING NOTICE Rezoning Case No. 0717-03

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Being a 7.95 acres out of Lots 22 and 23, Section 53, Flour Bluff & Encinal Farm & Garden Tracts, located east of Laguna Shores Road, on the south side of Caribbean Drive at the Laguna Madre.

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.

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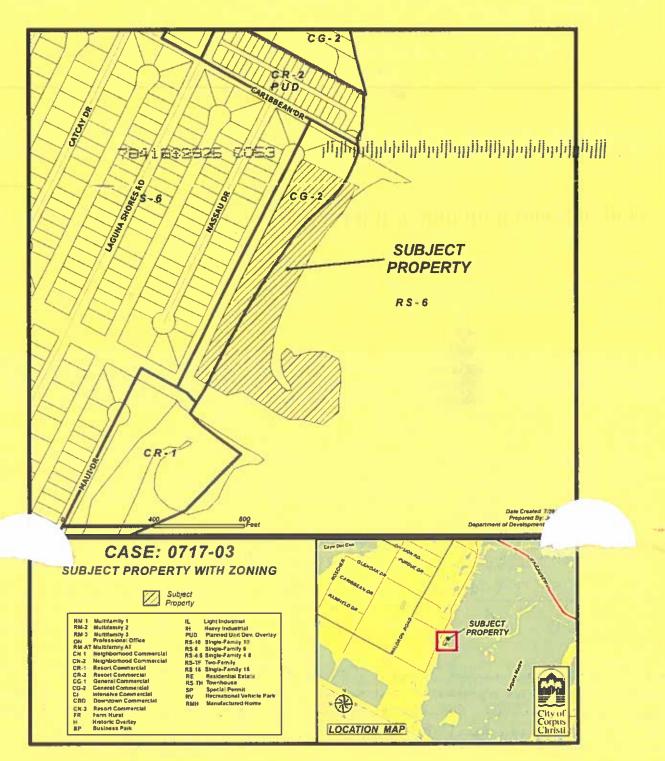
TO BE ON RECORD, THIS FORM MUST BE FILLED OUT, SIGNED BY THE CURRENT PROPERTY OWNER(S) AND MAILED IN ITS ENTIRETY TO THE DEVELOPMENT SERVICES DEPARTMENT, P. O. BOX 9277, CORPUS CHRISTI, TEXAS 78469-9277. ANY INFORMATION PROVIDED BELOW BECOMES PUBLIC RECORD.

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Printed Name:	stephen + Shan	ina Grohike
Address: 323	7 Nassau Dr.	City/State: CC-TX
() IN FAVOR	() IN OPPOSITION	Phone: 3101-774-1348
REASON:	creased traffice, Crew	me noise. Inspect on the environment
ud habitat of loca	al species. Concern	ne noise. Inspect on the environment regarding supronuent of property such heads JRP. park worread not face uncen Stiller
e same Rules as I	to service the RV Parte.	Stalille
SEE MAP ON REVERS		ture Case No. 0717-03
INFOR Case No.: 17ZN Property Owner ID: 33	V1023	Project Manager: Andrew Dimas Email: andrewd2@cctexas.com



33 884700010020 GOHLKE STEPHEN & SHANNA P 3237 Nassau Dr Corpus Christi, TX 78418



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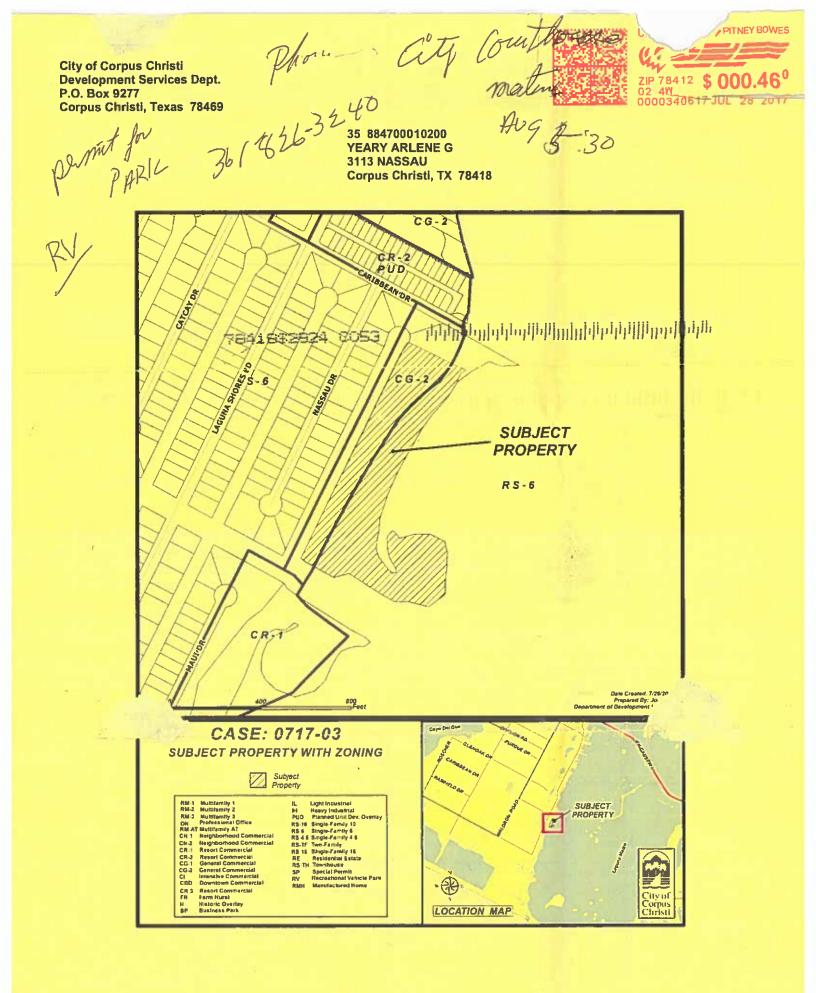
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Printed Name: ARIENE G YEAR TX 78tig Address: 3/13 WASSAU City/State Colors CHRIST Phone: 361 937 . 2780 () IN FAVOR M IN OPPOSITION REASON: #FFECT PROPERTY VALUE, AFFECT GROUND WATER, INTO BAP, AND SEWAGE + TRASH. GROUND AND BAT DAMAGE TO ROADS. Signature SEE MAP ON REVERSE SIDE Case No. 0717-03 INFOR Case No.: 17ZN1023 Project Manager: Andrew Dimas Property Owner ID: 35 Email: andrewd2@cctexas.com XIUMBER 0217-03 ASP



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Printed Name: Skirley J. Bryant	T 84-
Address: 3/34 Massaw Dr.	City/State: Flour Bluff CC, Texas
	Phone: 361-937-6292 78418
REASON: Not only does this have no say no way to drain except in ground sewage will affect the environment (By badway (Laguna, Massal Dr, etc and owar the value & our homus and Shile see MAP ON REVERSE SIDE INFOR Case No.: 17ZN1023 Property Owner ID: 22	awall (was denied before), also has or Bay which will destroy out Bay Water pland+see), which alters owe health, also, y <u>Agyant</u> Case No. 0717-03 Project Manager: Andrew Dimas Email: andrewd2@cctexas.com

112982

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Printed Name: CAROL W. RITTER City/State: Corpus Christi, TX Phone: (361)937-2421 Address: 3206 Nassau Dr. () IN FAVOR () IN OPPOSITION REASON: Windstorm damage t We already lost what little water pressure we had also doesn't city ord. pan a). RV parks in city limits? Signature SEE MAP ON REVERSE SIDE Case No. 0717-03

SEE MAP ON REVERSE SIDE INFOR Case No.: 17ZN1023 Property Owner ID: 22

Case No. 0717-03 Project Manager: Andrew Dimas Email: andrewd2@cctexas.com

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Printed Name: Roy Tiemeye	V
Address: 3(18 Nassau	City/State: Coupos chuisting
() IN FAVOR (VIN OPPOSITION REASON: Detracts France existing hours, Un	Value Value Astable infunstructure;
See Attached:	15 2 Main
SEE MAP ON REVERSE SIDE INFOR Case No.: 17ZN1023	Case No. 0717-03 Project Manager: Andrew Dimas

Email: andrewd2@cctexas.com

Property Owner ID: 22

These sites are built of dredge spoil, dating from the original development of Tropic Isles subdivision. At that time the developers reached an agreement with officials of the state - either with what is now TCEQ and/or the GLO - that it would remain undeveloped. This was in exchange for the permits to build the rest of the subdivision on fill/spoil; also common use structures such as the boat ramp, and a structure on the end of the spit that was for community use described as a "party house". This structure burned down years ago.

Even without this agreement, there are restrictions on building on spoil in the Laguna Madre.

Roy L. Tiemeyer DDS