AGENDA CITY OFALLEN PLANNING AND ZONING COMMISSION REGULAR MEETING – 7:00 P.M. TUESDAY, OCTOBER 20, 2009 COUNCIL CHAMBERS ALLEN CITY HALL 305 CENTURY PARKWAY ALLEN, TEXAS 75013

Call to Order and Announce a Quorum is Present

Pledge of Allegiance

Director's Report

- 1. Action taken on the Planning & Zoning items by City Council at the October 5, 2009 Special Called City Council meeting.
- 2. Action taken on the Planning & Zoning items by City Council at the October 13, 2009 City Council meeting.

Election of Officers

3. Elect Chair, Vice Chair and Second Vice Chair.

Consent Agenda (Routine P&Z business. Consent Agenda is approved by a single majority vote. Items may be removed for open discussion by a request from a Commission member or member of staff.)

- 4. Approve minutes of the October 5, 2009, Special Called meeting.
- 5. Approve minutes of the October 6, 2009, Regular meeting.
- Final Plat Consider a Final Plat for Greenville Center Addition, Lot 8, Block A for Jack in the Box, being .9293± acres located southwest of Stacy Road and Greenville Avenue. (FP-9/21/09-74)
- 7. Combination Plat Consider a request for a Combination Plat for Greenville Montessori Addition, Lots 1 & 2, Block A, being 2.749± acres located at the southwest corner of Trinity Drive and Greenville Avenue. (FP-9/21/09-76)

Regular Agenda

- 8. General Development Plan Consider a request for a General Development Plan for McCoy and Roth Addition, being 13.794± acres located southeast of Stacy Road and Angel Parkway. (GDP-8/31/09-70)
- 9. Public Hearing/Replat Conduct a Public Hearing and consider a Replat for Bray Central One, Lots 1R, 2, 3X & 4X, Block C for The Aspens at Twin Creeks, being a Replat of part of Bray Central One, Lot 1, Block C; being 22.283± acres located north of the intersection of Bray Central Drive and Watters Road. (FP-9/25/09-77)

Executive Session (As needed)

As authorized by Section 551.071(2) of the Texas Government Code, this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed herein.

Adjournment

This notice was posted at Allen City Hall, 305 Century Parkway, Allen, Texas, at a place convenient and readily accessible to the public at all times. Said notice was posted on Friday, October 16, 2009, at 5:00 p.m.

Shelley B. George, City Secretary

Allen City Hall is wheelchair accessible. Access to the building and special parking are available at the entrance facing Century Parkway. Requests for sign interpreters or special services must be received forty-eight (48) hours prior to the meeting time by calling the City Secretary at 214-509-4105.

Director's Report from 10/05/09 Special Called City Council Meeting

There was one item taken to the October 5, 2009 Special Called City Council meeting for consideration. A public hearing was held and the first reading of the ordinance to adopt and impose a 90 day moratorium for new assembly uses and expansion of existing assembly uses on commercial property was approved.

Director's Report from 10/13/09 City Council Meeting

There was one item taken to the October 13, 2009 City Council meeting for consideration. The second reading was approved and an ordinance was adopted to impose a 90 day moratorium for new assembly uses and expansion of existing assembly uses on commercial property.

AGENDA DATE: October 20, 2009

Election of Officers - Elect a Chair, Vice Chair, and

Second Vice Chair.

STAFF RESOURCE: Ogden "Bo" Bass, AICP

Director, Planning and Development

PREVIOUS COMMISSION/COUNCIL

ACTION: None

BACKGROUND

The Commission should elect a Chair, Vice Chair and Second Vice Chair.

STAFF RECOMMENDATION

Elect officers.



PLANNING AND ZONING COMMISSION

Special Called Meeting October 5, 2009

ATTENDANCE:

Commissioners Present:

Jeff Cocking Douglas Dreggors John Kelley Shirley Mangrum Steven Platt, Jr. James Rushing Robert Wendland

Commissioners Absent:

None

City Staff Present:

Ogden "Bo" Bass, AICP, Director of Planning & Development Lee Battle, AICP, Assistant Director of Planning & Development Shelley George, City Secretary Helen-Eve Liebman, Senior Planner Tiffany McLeod, Planner Pete Smith, City Attorney Peter Vargas, City Manager

Call to Order and Announce a Quorum is Present:

With a quorum of the Commissioners present, Chairman Wendland called the meeting to order at 12:00 p.m. in the City Hall Council Chambers at Allen City Hall, 305 Century Parkway.

Regular Agenda

Agenda Item #1: Conduct a Public Hearing and consider the imposition and adoption of a

moratorium for new assembly uses and expansion of existing assembly

uses on commercial property.

Ogden "Bo" Bass, Director of Planning and Development, presented to the Commission. The purpose of the meeting is to establish a 90 day moratorium for property development for general assembly uses on all commercial property throughout the City. The moratorium will allow City staff, the Commission and Council time to study the compatibility of land uses, the requirements of state and federal law and interpretations of the ALDC.

If the City Council chooses to adopt the moratorium ordinance, it will be in effect until January 11, 2010.

Staff recommends that the Commission recommend approval of ordinance to the City Council.

Chairman Wendland opened the Public Hearing.

With no one wishing to speak, Chairman Wendland closed the Public Hearing.

Commissioner Cocking asked if the moratorium prevents assembly uses from being developed in the Community Facilities zoning district. Mr. Bass stated the moratorium could affect projects in the Community Facilities zoning district, however the ordinance provides that any project currently in the development process is vested.

Motion: Upon a motion by Commissioner Rushing, and a second by Commissioner

Dreggors, the Commission voted 7 IN FAVOR, and 0 OPPOSED, to recommend adoption of the moratorium ordinance. The motion carried.

Tiffany McLeod, Planner

Adjournment

Robert Wendland, Chairman

Motion:	Upon a motion by Commissioner Dreggors and adopted by acclamation the Planning and Zoning Commission meeting adjourned at 12:10 p.m.			
These minute	s approved this	day of	2009.	



PLANNING AND ZONING COMMISSION

Regular Meeting October 6, 2009

ATTENDANCE:

Commissioners Present:

Jeff Cocking Douglas Dreggors John Kelley Shirley Mangrum Steven Platt, Jr. James Rushing Robert Wendland

Commissioners Absent:

None

City Staff Present:

Ogden "Bo" Bass, AICP, Director of Planning & Development Chris Flanigan, P.E., Assistant Director of Engineering Kevin Laughlin, Attorney Tiffany McLeod, Planner

Call to Order and Announce a Quorum is Present:

With a quorum of the Commissioners present, Chairman Wendland called the meeting to order at 7:00 p.m. in the City Hall Council Chambers at Allen City Hall, 305 Century Parkway.

Director's Report

1. Director's Report is attached for action taken on the Planning & Zoning items by City Council at the September 22, 2009 City Council meeting.

Consent Agenda

- 2. Approve minutes of the September 15, 2009 meeting.
- 3. Final Plat Extension Consider a request for an extension for filing a Final Plat for Morgan Crossing Phase 3, being 14.864± acres located at the southwest corner of Angel Parkway and Chaparral Drive. (Z-6/30-08-74)

Chairman Wendland removed Item #2 (approve minutes of the September 15, 2009) from the Consent Agenda to consider separately.

Motion: Upon a motion by Commissioner Rushing, and a second by Commissioner

Dreggors, the Commission voted 7 IN FAVOR, and 0 OPPOSED, to approve

Item #3 on the Consent Agenda. The motion carried.

Motion: Upon a motion by Commissioner Rushing, and a second by Commissioner

Dreggors, the Commission voted 7 IN FAVOR, and 0 OPPOSED, to approve

the minutes of the September 15, 2009 meeting. The motion carried.

Regular Agenda

Agenda Item #4: Preliminary Plat – Consider a request for a Preliminary Plat for

Walmart Supercenter, Lots 1, 2, 3, 4 and 5, Block A, being 36.218± acres located at the northwest corner of US75 and Exchange

Parkway. (PP-9/14/09-73)

Tiffany McLeod, Planner, presented to the Commission. The property is located at the northwest corner of US75 and Exchange Parkway and is zoned PD Planned Development 54 for CC Corridor Commercial and IT Industrial Technology uses.

The Preliminary Plat illustrates a 27.7± acre lot for the new Wal-Mart Supercenter store and four peripheral lots to accommodate other corridor commercial sites. A GDP for the Wal-Mart Supercenter was reviewed and approved at the September 15, 2009 meeting. The plat meets all of the requirements of the *Allen Land Development Code* and is consistent with the General Development Plan.

Staff recommends approval.

Commissioner Cocking asked if there was a gas station planned for the Wal-Mart. Ogden "Bo" Bass answered there was a fuel station planned at one time, but that plan has been changed.

Commissioner Cocking questioned if the traffic impact for the western most entrance off of Exchange Parkway had been thoroughly reviewed. Chris Flanigan answered that a standard deceleration lane will be provided off of Exchange Parkway. The intersection will also be signalized.

Commissioner Rushing inquired about the plans for the proposed detention area. Chris Biggers, Dunaway Associates, L.P., 1501 Merrimac Circle, Suite 100, Fort Worth, applicant, stated the detention pond will be a standard basin that is heavily landscaped.

Commissioner Dreggors asked about the difference in the level of detail on the Preliminary Plat. Mr. Bass stated that the General Development Plan is required to show more detail than the Preliminary Plat. Wal-Mart is still bound to that level of detail, however the purpose of the plat is to define ownership and public right-of-way.

Motion:	Upon a motion by Commissioner Manga Platt, the Commission voted 6 IN Commissioner Dreggors), to approve Supercenter. The motion carried.	FAVOR, and 1 OPPOSED (by
Other Busine	<u>ss</u>	
None.		
Adjournment	<u>t</u>	
Motion:	Upon a motion by Commissioner Kelle Planning and Zoning Commission meeting	· ·
These minutes	s approved thisday of	2009.
Robert Wendl	and, Chairman	Tiffany McLeod, Planner

Director's Report from 9/22/09 City Council Meeting

There was one item taken to the September 22, 2009 City Council meeting for consideration. The amendments to the Future Land Use Plan, as part of the 2002-2022 Comprehensive Plan, were approved.

AGENDA DATE: October 20, 2009

SUBJECT: Consider a Final Plat for Greenville Center Addition,

Lot 8, Block A. The property is .9293± acres located south of Stacy Road and west of Greenville Avenue.

STAFF RESOURCE: Tiffany McLeod

Planner

PREVIOUS COMMISSION/COUNCIL

ACTION: A General Development Plan was approved October,

2007, and a Preliminary Plat was approved February,

2008.

BACKGROUND

The property is located southwest of the Greenville Avenue and Stacy Road intersection and is zoned SC Shopping Center. The property to the north, across Stacy Road, is the Town of Fairview. The property to the east, across State Highway 5 is zoned SC Shopping Center; the property to the west is zoned CC Corridor Commercial. The property to the south is zoned R-5 Residential.

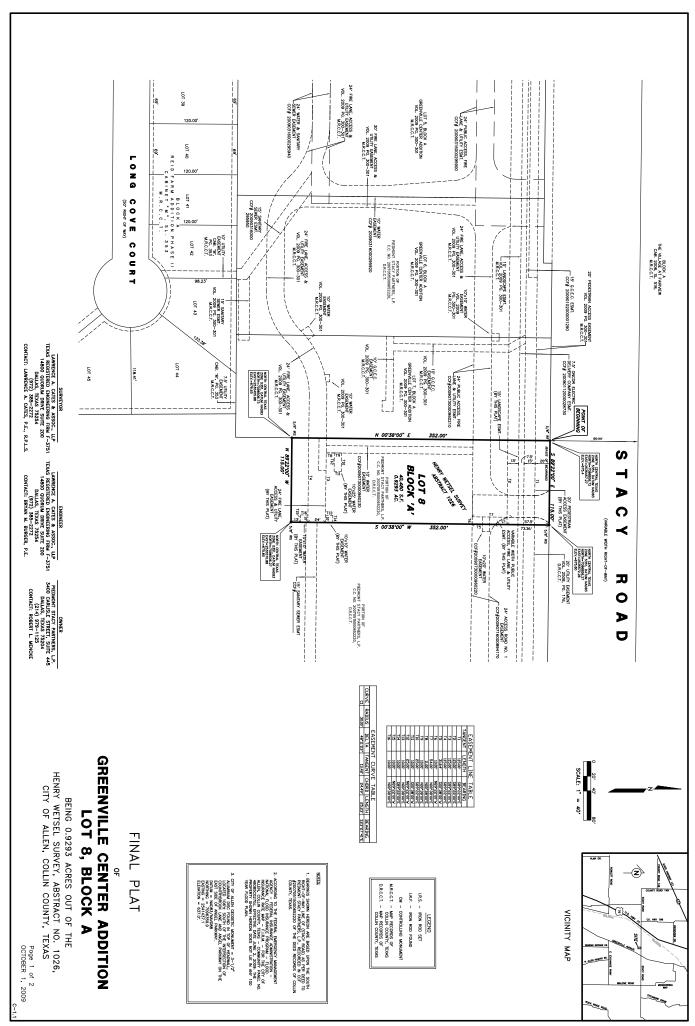
A Site Plan for a Jack In The Box restaurant has been reviewed by staff and approved for this property. The plat meets all the standards of the *Allen Land Development Code* and is consistent with the General Development Plan and Preliminary Plat.

STAFF RECOMMENDATION

Approval

ATTACHMENT

Final Plat



AGENDA DATE: October 20, 2009

SUBJECT: Consider a Combination Plat for Greenville Montessori

Addition, Lots 1 & 2, Block A, being 2.749± acres located at the southwest corner of Trinity Drive and

Greenville Avenue.

STAFF RESOURCE: Tiffany McLeod

Planner

PREVIOUS COMMISSION/COUNCIL

ACTION: None

BACKGROUND

The property is located southwest of Greenville Avenue and Trinity Drive. The property to the north, across Trinity Drive, is zoned SC Shopping Center. The property to the east, across Greenville Avenue, is zoned R-7 Residential. The property to the south is zoned Planned Development No. 58 for SC Shopping Center, and the property to the west is zoned R-7 Residential.

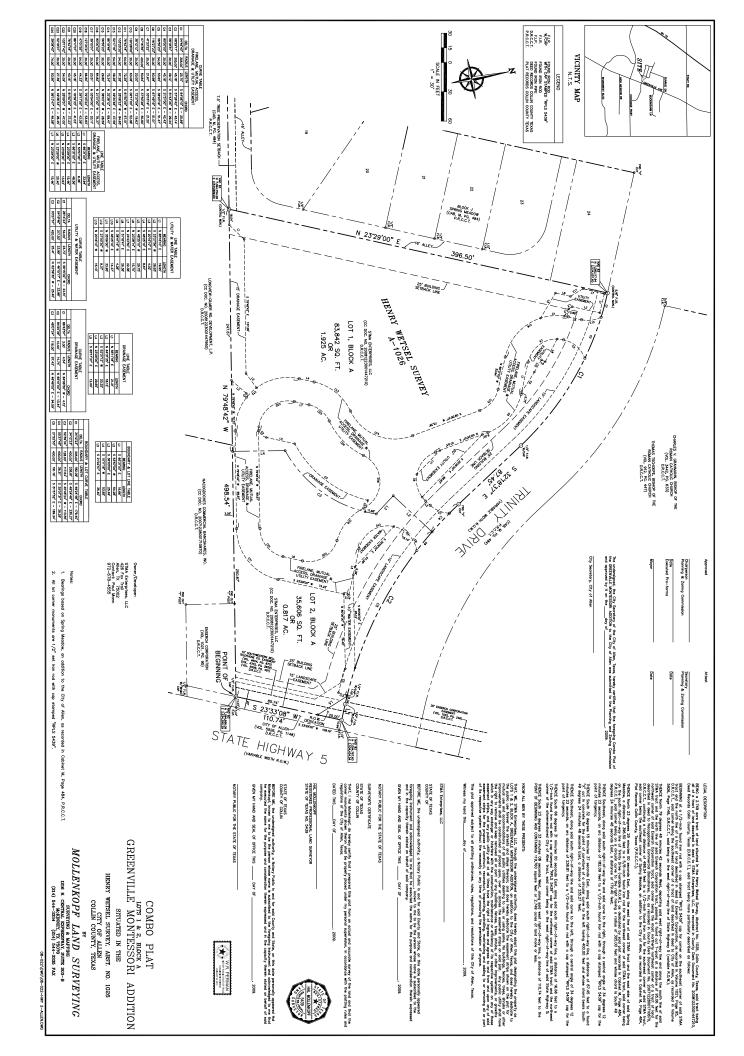
A Site Plan for a Montessori school on Lot 1 has been reviewed by staff and approved. A medical office building has been proposed for Lot 2, however formal plans have not been submitted. The plat meets all the standards of the *Allen Land Development Code*.

STAFF RECOMMENDATION

Approval

ATTACHMENT

Combination Plat



AGENDA DATE: October 20, 2009

SUBJECT: Consider a General Development Plan for McCoy and

Roth Addition, being 13.794± acres located southeast of

Stacy Road and Angel Parkway.

STAFF RESOURCE: Helen-Eve Liebman

Senior Planner

PREVIOUS COMMISSION/

COUNCIL ACTION: June 15, 2004 - General Development Plan approved.

May 6, 2008 - Public Hearing held and SUP approved for Goodyear. May 5, 2009 - Preliminary Plat approved

for McCoy and Roth Addition.

BACKGROUND

The property is located at the southeast corner of Stacy Road and Angel Parkway and is zoned PD Planned Development No. 61 for SC Shopping Center. The property to the north is the Town of Fairview. The property to the east, across Goodman Drive, is zoned R-3 Residential, the property to the south is zoned PD Planned Development No. 61 for single family, the property to the west and southwest is zoned PD Planned Development No. 69 for SC Shopping Center and single family.

A General Development Plan for the property was approved in June of 2004. Since that time the development vision for the tract has changed. The revised General Development Plan illustrates three lots for the property and is submitted for review to facilitate the development of the lot west of the anticipated Goodyear site as a dry cleaner.

The General Development Plan has been reviewed by staff and meets all of the requirements of the *Allen Land Development Code*.

STAFF RECOMMENDATION

Approval

ATTACHMENTS

General Development Plan

DWG FILE: 2467-09-234BA1.DWG XREF FILE: 2467-09.234CV.DWG

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AGENDA DATE: October 20, 2009

SUBJECT: Conduct a Public Hearing and consider a Replat for

Bray Central One, Lots 1R, 2, 3X & 4X, Block C, being a Replat of part of Bray Central One, Lot 1, Block C, for The Aspens at Twin Creeks. The property is 22.283± acres located north of the intersection of Bray

Central Drive and Watters Road.

STAFF RESOURCE: Helen-Eve Liebman

Senior Planner

PREVIOUS COMMISSION/

COUNCIL ACTION: Planning and Zoning Commission recommended

approval of an amendment to the PD to MF-12 to allow for an active adult senior residential community on June 2, 2009. City Council approved the PD Amendment on June 23, 2009 to allow for an active adult senior

residential community.

BACKGROUND

The property is located north and west of the Watters Road and Bray Central Drive intersection and is zoned PD Planned Development No. 54 MF-12 Multifamily Residential for an active adult senior community. The property to the north and east is zoned PD Planned Development No. 54 for IT Industrial Technology. The property to the southwest is zoned PD Planned Development No. 54 for TH Townhome, the property to the west and northwest is zoned PD Planned Development No. 54 for MF Multi-Family, and the property to the southeast is zoned PD Planned Development No. 54 for CC Corridor Commercial.

The zoning for the tract was recently amended to allow for an active adult senior residential community. The Site Plan has completed the review process and the Replat is the next step in the development approval process.

The Replat has been reviewed by staff and meets all of the requirements of the *Allen Land Development Code*.

STAFF RECOMMENDATION

Approval

ATTACHMENTS

Replat

BENTON DRIVE LOT 2, BLOCK A
BENTON POINTE
ADDITION
(CAB. 0, SLIDE 525) The coordinates shown are based on the Texas State Plane Coordinate System (NAD 83, North Central Zone 4202, Epoch 2002.00) The purpose of this Replat is to combine part of Lot 1, Block C and decided property, creating Lots R, 2, X, and 4X, Block C. Barring system for this survey is bosed on a hearing of South 30 degrees, 18 minutes, 43 seconds West for the northwest right-of-way line of Westree Road seconding 10 the plot of Broy Central One, on addition to the City of Allen, Texas recorded in Cabherl G, Silvie 120 of the Plat Records of Colin County, Texas. The distances shown haveon for adjoining and adjacent properties have been compiled from recorded plats and deeds, and do not necessarily represent field verified or monumented distances. Selling a portion of a platted lot is a violation of City Ordinance and State Law. NORTH CENTRAL TEXAS STATE
PLANE COORDINATE
Y = NORTHING = 7090825.80
X = EASTING = 2523754.53 NORTH CENTRAL TEXAS STATE
PLANE COORDINATE
Y = NORTHING = 7089810.99
X = EASTING = 2524712.52 10" WATER EASEMENT Y THIS PLAT) 10" WATER EASMENT (BY THIS PLAT) CREEK VILLA, LTD. (VOL. 5980, PG. 4727) BRAY CENTRAL DRIVE (VARIABLE WIDTH RO.W.) 15' LANDSCAPE EASEMENT (BY THIS PLAT) 1 DETAIL HORIZONTAL CONTROL DATA LOT 4X, BLOCK C 10,775 SF (0.247 ACRES) 10' WATER LASSMENT (BY THIS PLAT)
10' WATER EASURYT — (BY THIS PLAT)
SEE DETAIL (D) Δ=22*44*27"
R=2376.00'
L=943.04'
T=477.81'
CB=N 39*19*08" W
CD=936.86' NORTH CENTRAL TEXAS STATE PLANE COORDINATE

Y = NORTHING = 7090478.75

X = EASTING = 2525262.36 NORTH CENTRAL TEXAS STATE
PLANE COORDINATE
Y = NORTHING = 7090830.30
X = EASTING = 2525386.61 LOT 3X, BLOCK C 43,353 SF (0.995 ACRES) 20' DRAINAGE EASEMENT (BY THIS PLAT) (by Mescape — (b LOT 1, BLOCK C 3-INCH ALUMINUM DISK-STAMPED "RPLS 5686" IN CONCRETE FOUND (C.M.) The state of the s N 55'53'01" W 24' FIRELANE, ACCESS — & UTILITY EASEMENT (BY THIS PLAT) N 89*41'04" E ---------3-INCH ALUMINUM DISK -STAMPED "RPLS 5686" IN CONCRETE FOUND (C.M.) 5/8-INCH IRON ROD-W/ CARTER&BURGESS CAP FOUND LOT 1R, BLOCK C
LOT 2, BLOCK C
LOT 3X, BLOCK C
LOT 4X, BLOCK C
R.O.W. DEDICATION POINT OF 20' DRAINAGE EASEMENT (BY THIS PLAT) PART OF TRACT 11
BOSSY BOOTS HOLDINGS, LTD.
(VOL. 5398, PG. 6447) ROADWAY EASEMENT (BY THIS PLAT) 10.986 10.995 0.995 0.014 BRAY CENTRAL ONE
ADDITION
(CAB. P. SLIDE 142) N CONCRETE 478,548 478,548 437,371 43,353 10,775 812 970,659 -20'X20' DRAINAGE EASEMENT (BY THIS PLAT) -10'X15' SANITARY SEWER EASEMENT (BY THIS PLAT) EASOMENT (BY THIS PLAT) -20'X20' DRAINAGE EASEMENT (BY THIS PLAT) S' UTILITY &
ROADWAY EASEMENT
(BY THIS PLAT) PART OF LOT 1, BLOCK C BRAY CENTRAL ONE (CAB. G, SLIDE 120) - 35'X35' R.O.W. DEDICATION 612 SF (0.014 ACRE) (BY THIS PLAT) LOT 1R, BLOCK C 10.986 ACRES (478,548 SF) 15" TREE PRESERVATION EASEMENT (INST. NO. 20090708000855790) WATTERS. LOT 2-R, BLOCK E
BRAY CENTRAL ONE
ADDITION
(CAB. Q, SLIDE 474) ROAD THE ASPENS AT TWIN CREEKS, LLC 580 DECKER DRIVE, SUITE 280 IRVING, TX 75062 (972) 402-8905 LOT 4X, BLOCK C LOT 3X, BLOCK C LOT 2, BLOCK C LOT 1R, BLOCK C 0 M Z 0 S' UTILITY &ROADWAY EASEMENT
(BY THIS PLAT) (PHASE II)
THE ASPENS AT TWIN
CREEKS-PHASE II, LLC
(INST. NO. 20090708000 (PART OF TRACT 11)
BOSSY BOOTS HOLDINGS, LTD.
(VOL. 5398, PG. 6447) (PART OF PHASE I)
THE ASPENS AT
TWIN CREEKS, LLC
(INST. NO. 20090708000855800) (PART OF PHASE I)
THE ASPENS AT
TWIN CREEKS, LLC
(INST. NO. 20090708000855800 IRON ROD W/NELSON CORP CAP FOUND OWNER:
THE ASPENS AT TWN CREEKS-PHASE II, LLC
580 DECKER DRIVE, SUITE 280
IRVING, TX 75662
(972) 402-8905 A=40°00'00" R=545.00' L=380.48' T=198.36' CB=S 1918'43" W CD=372.80' BRAY CENTRAL ONE
ADDITION
(CAB. Q. SLIDE 474) A.B. PERRIN SURVEY, ABSTRACT NO. 713 S 00*41*17" E 0.36 LOT 2-R, BLOCK E BRAY CENTRAL ONE ADDITION (CAB. Q, SLIDE 474) OWNER:

BOSSY BOOTS HOLDINGS, LTD.

5910 N CENTRAL EXPY, STE 1445

DALLAS, TX 75206

(214) 891-6110 | Col. | TANGE DELTA RADRIS LENGTH TANGENT CHONO BEARING CHORD CONTAINING 22.283 ACRES AND
BENG A REPLAT OF
BENG A PERPLAT OF
PART OF LOT 1, BLOCK C. BRAY CENTRAL ONE,
AN ADDRING NO TO THE GY OF THE TAXS
CATHERINE PARSONS SURPEY, ABSTRACT NO. 711
COLLIN COUNTY, TEAKS Pacheco Koch Consulting Engineers some community transmitted to the property of the consultance of the consu LOTS 1R, 2, 3X & 4X, BLOCK C, BRAY CENTRAL ONE SHEET 1 OF 2 REPLAT TCINITY MAP DWG FILE: 2357-09-216PP1.DWI XREF FILE: 2357-06-223E7.DWI