

AGENDA
CITY OF ALLEN
PLANNING AND ZONING COMMISSION
REGULAR MEETING
TUESDAY, JANUARY 6, 2015 – 7:00 P.M.
CITY COUNCIL CHAMBERS
ALLEN CITY HALL
305 CENTURY PARKWAY
ALLEN, TEXAS 75013

Call to Order and Announce a Quorum is Present

Pledge of Allegiance

Directors Report

1. Action taken on the Planning & Zoning Commission items by City Council at the December 23, 2014, regular meeting.

<u>Consent Agenda</u>(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.)

2. Approve minutes from the December 16, 2014, regular meeting.

Regular Agenda

- 3. Preliminary Plat Consider a request for a Preliminary Plat for Montgomery Ridge Phase I. The property is 40.8± acres situated in the Thomas G. Kennedy Survey, Abstract No. 500, City of Allen, Collin County, Texas; located south of Bethany Drive and west of Montgomery Boulevard. (PP-9/24/14-69) [Montgomery Ridge Phase I]
- 4. Preliminary Plat Consider a request for a Preliminary Plat for CLA Allen Addition, Lot 6A and 6B, Block A. The property is a 5.814± acre tract of land situated in the L.K. Pegues Survey, Abstract No. 702, City of Allen, Collin County, Texas; located at the northeast corner of US75 and Exchange Parkway. (PP-11/4/14-79) [Children's Learning Adventure]
- 5. Public Hearing Conduct a Public Hearing and consider a request for a Specific Use Permit for a Fitness and Health Center use. The property is an approximately 9,610 square foot portion of a building located on Lot 1, Block 1, Bethany Corner Addition, City of Allen, Collin County, Texas; generally located south of Bethany Drive and east of Greenville Avenue (and commonly known as 801 S. Greenville Ave., Suite 101, 108 and 115). (SUP-12/19/14-86) [Crossfit TX]
- 6. Tabled Item/Public Hearing Conduct a Public Hearing and consider a request to change the zoning to Community Facility "CF" for Public Park use. The properties are currently zoned Planned Development No. 72 for Residential "R-5" use, Planned Development No. 98 for Residential "R-4" use, Planned Development No. 109 for Residential "R-5" use, Planned Development No. 58 for Shopping Center "SC" use, Planned Development No. 58 for Light Industrial "LI" use, Planned Development No. 63 for Commercial Corridor "CC" use, and Planned Development No. 63 for Multi-Family "MF" use, Light Industrial "LI" use, and Garden Office "GO" use, Planned Development No. 54 for Garden Office "GO" use and Agricultural and Open Space "AO" use. The

properties are located south of Ridgeview and west of Bray Central Drive [Watters Branch], south of Ridgeview Drive and east of W. Exchange Parkway [Rowlett Creek Park], east of US 75 and north of W. Exchange Parkway, [Allen Historic Dam], north of Ridgeview Drive and east of N. Custer Road, [Custer-Ridgeview Park], north of W. McDermott Drive and west of Twin Creeks Drive [Bolin Park] and between US 75 and Greenville Avenue, at Chaparral Road, [Molson Farms].

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, January 2, 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 12/23/2014 City Council Meeting

• No meeting was held by City Council on December 23, 2014.



PLANNING AND ZONING COMMISSION

Regular Meeting December 16, 2014

ATTENDANCE:

Commissioners Present:

Jeff Cocking, Chair Shirley Mangrum, 1st Vice-Chair Ben Trahan, 2nd Vice-Chair Luke Hollingsworth John Ogrizovich Stephen Platt, Jr. Michael Orr

Absent:

City Staff Present:

Kevin Laughlin, City Attorney
Ogden "Bo" Bass, AICP, Director of Community Development
Lee Battle, AICP, Assistant Planning Director
Shawn Poe, PE, Assistant Director of Engineering
Tiffany McLeod, Senior Planner
Patrick Blaydes, Planner
Madhuri Kulkarni, Planner

Call to Order and Announce a Quorum is Present:

With a quorum of the Commissioners present, Chairman Cocking called the meeting to order at 7:04 p.m. in the City Hall Council Chambers Room at Allen City Hall, 305 Century Parkway.

Director's Report

1. Action taken on the Planning & Zoning Commission items by City Council at the December 9, 2014, regular meeting attached.

Consent Agenda

- 2. Approve minutes from the December 2, 2014, regular meeting.
- 3. Capital Improvement Program (CIP) Status Report

Motion: Upon a motion by 1st Vice-Chair Mangrum, and a second by

Commissioner Platt, the Commission voted 7 IN FAVOR, and 0 OPPOSED

to approve the Consent Agenda.

The motion carried.

Regular Agenda

4. Public Hearing/Replat – Conduct a Public Hearing and consider a request for a Replat for Lot 2-R-1, Block F, Bray Central One Addition, being a portion of Lot 2, Block F. The property is 2.489± acres generally located north of Village Way and west of US Highway 75. (R-12/4/14-84) [Junction Drive/Hyatt Place]

Ms. Madhuri Kulkarni, Planner, presented to the Commission. She stated this item is a public hearing and a replat for Junction Drive/Hyatt Place.

Ms. Kulkarni stated that the property is generally located north of Village Way and west of US Highway 75. The property to the north is zoned Planned Development PD No. 54 for Industrial Technology IT. The property to the west (across Junction Drive) is zoned Planned Development PD No. 108 for Mixed-Use MIX. To the south, the property is zoned Planned Development PD No. 54 for Corridor Commercial. Finally, to the east (across US Highway 75), the property is zoned Single-Family Residential R-5.

A Concept Plan for the property was approved in January 2014 for a limited service hotel. Site Plans for the hotel were subsequently reviewed and approved in September 2014. Replatting the property is the last step in the development process.

Ms. Kulkarni presented the replat and stated that it plats a portion of Lot 2 into an approximately 2.5-acre lot. There are three access points; one on the U.S. Highway 75 Service Road, and two through access easements on the adjacent property to the south. The replat also shows right-of-way dedication and various easements required for development.

The Replat is consistent with the approved Concept Plan and Site Plan. The Replat has also been reviewed by the Technical Review Committee and meets the standards of the <u>Allen Land Development Code</u>.

Chairmain Cocking opened the public hearing.

Chairmain Cocking closed the public hearing.

Chairman Cocking stated that no written notifications were received.

Motion:

Upon a motion by 2nd Vice-Chair Trahan, and a second by Commissioner Orr, the Commission voted 7 IN FAVOR, and 0 OPPOSED to approve the Replat for Lot 2-R-1, Block F, Bray Central One Addition, generally located north of Village Way and west of US Highway 75, for Junction Drive/Hyatt Place.

The motion carried.

5. Public Hearing/Residential Replat – Conduct a Public Hearing and consider a request for a Residential Replat for Lots 1R and 2R, Block AA, to adjust the shared line between Lots 1 and 2, Block AA, Lost Creek Ranch, Phase 3, generally located east of Poets Way and south of Stablerun Drive, Allen, Texas. (RP-4/14/14-82) [Lost Creek Ranch Phase 3]

Ms. Madhuri Kulkarni, Planner, presented to the Commission. She stated this item is a public hearing and a residential replat for Lost Creek Ranch Phase 3.

Ms. Kulkarni stated that the properties, Lots 1 and 2, Block AA, are generally located on the southeastern corner of Stablerun Drive and Poets Way, and are zoned Planned Development PD No. 69 for Single Family Residential District. The two lots are within the Lost Creek Ranch Phase 3 subdivision, with surrounding properties also zoned Planned Development PD No. 69 for Single Family Residential District.

The purpose of the replat is to adjust the shared lot line between Lots 1 and 2, whereby Lot 1 would gain additional land, about 692 square feet, from Lot 2. All other conditions remain the same. There are no impacts to existing utilities, setbacks, or structures.

The Replat has been reviewed by the Technical Review Committee and meets the standards of the <u>Allen</u> <u>Land Development Code</u>.

Commissioner Ogrizovich asked if there are already houses on the two lots, and Ms. Kulkarni answered yes. He also assumed that the homeowners agree to this adjustment in the lot line. Ms. Kulkarni answered yes.

2nd Vice-Chair Trahan was curious about the reason for the lot line adjustment, and asked if it was simply to gain more land. Ms. Kulkarni answered yes, the shift in the lot line is for Lot 1 to gain more land.

Chairmain Cocking opened the public hearing.

Chairmain Cocking closed the public hearing.

Chairman Cocking stated that no items were received.

Motion:

Upon a motion by Commissioner Hollingsworth, and a second by 1st Vice-Chair Mangrum, the Commission voted 7 IN FAVOR, and 0 OPPOSED to approve the Residential Replat for Lost Creek Ranch Phase 3 for Lots 1R and 2R, Block AA; being a Replat of Lots 1 and 2, Block AA, Lost Creek Ranch, Phase 3, and generally located east of Poets Way and south of Stablerun Drive.

The motion carried.

6. Public Hearing – Conduct a Public Hearing and consider a request to create a Planned Development, with a base zoning of Single Family Residential R-6, and adopt a Concept Plan, building elevations and development regulations. The property is Lot 1, Block A, Fellowship Christian Center Church Addition, City of Allen, Collin County, Texas; generally located northeast of Malone Road and Lake Travis Drive. (Z-9/16/14-66) [Malone Meadows]

Ms. Tiffany McLeod, Senior Planner, presented to the Commission. She stated this item is a public hearing for a request to create a Planned Development, with a base zoning of Single Family Residential R-6 for an approximately 9.9-acre property for Malone Meadows.

Ms. McLeod stated that the property is located east of Malone Road and north of Lake Travis Drive. The property to the north is zoned Agricultural Open Space (AO). The properties to the east and south are

zoned Single Family Residential (R-2). The property to the south is zoned Agriculture-Open Space (A-O). The properties to the west (across Malone Road) are zoned Planned Development No. 2 Community Facilities (CF) and Planned Development No. 59 Single Family Residential (R-5).

The property is currently zoned Single Family Residential (R-2). The applicant is requesting to change the zoning by creating a Planned Development for a single family residential subdivision, with a base zoning of R-6.

Ms. McLeod stated that staff has received a number of correspondences from surrounding property owners with concerns regarding the change from R-2 to R-6. She touched on three points:

- 1. The subject property was actually zoned R-2 29 years ago in 1985. Every 10 years, the City evaluates its Comprehensive Plan, including updates to the Thoroughfare Plan, Park Plan, Future Land Use Plan, and so on. The City recently went through this evaluation, and with input from citizens, P&Z, and Council, the plan was adopted in October of this year. This Comprehensive Plan now designates this area as "Suburban Residential," which is Single-Family residential with a density of one to five acres. This proposed subdivision has a density of 4.5 units per acre, and meets this category in the current Comprehensive Plan.
- 2. This is an infill site, and there is development surrounding the site. Infill cases are complicated because of outdated zoning. Other complications can include the site having a number of encumbrances that makes it difficult to develop. The Comprehensive Plan addresses infill it is stated that as the market evolves, flexibility should be provided.
- 3. Although the base zoning is R-6, the minimum lot dimensions (width, depth, dwelling unit size) exceed R-6 standards. The proposal is for 65' X 110' lots, which is an R-5 standard. This R-5 zoning is established in the south, east, and northeast, and across Malone Road to the west. The minimum dwelling unit is 2,200 square feet, which exceeds the R-5 and even R-2 District. Surrounding units range from 2,150 square feet to 2,850 square feet.

For these reasons, staff believes the proposed development is compatible.

The proposed residential development (for R-6) is approximately 10 acres. The original Concept Plan shows a total of 45 front entry lots with a double-sided street on the southern end of the property and a single loaded street on the northern end of the property with access on Malone Road and on the extension of Windmill Crossing.

The day prior to this meeting, the developer requested to submit a revised Concept Plan as a result of discussion between the developer and the property owners on the southern end of the property.

Ms. McLeod presented the new Concept Plan. This Plan still shows 45 front entry lots. She explained that the only change with this revised plan is that the change in the streets; the single loaded street is now on the southern end of the property and the double loaded street is on the northern end, so the plan is essentially flipped. The minimum dwelling unit is 2,200 square feet, with 65' x 110' lots, minimum area of 7,150 square feet, and a density of 4.5 units per acre. There are four (4) access points into the development. There are two (2) access points on Malone Road and two (2) access points on Windmill Crossing. Windmill Crossing currently terminates southeast of the site (within The Orchards, Phase 2 subdivision). The roadway will be extended, as shown on the Concept Plan, in conjunction with this development. Other improvements made with the development include a section of Malone Road which will be improved and widened, and an existing sidewalk which will be widened to an 8-foot trail that would connect to the existing trail of Story Park, which would then connect to the future park on the eastern side of the property. For screening, a full row of Red Oak and Cypress trees would be planted on the southern property boundary. Along Malone Road, an 8' masonry wall will be built.

Ms. McLeod then presented the proposed building elevations. There would be a variation of front entry and J-swing garage products, all with decorative garages. Exterior building materials proposed are brick stone and composition shingle roofing. The development regulations require that a maximum of 45% of the lots be developed with front facing garages. The remaining 55% would be J-Swing garages. The development regulations also require that no more than three consecutive lots can have the same elevations in order to create variation of elevations within the subdivision.

Ms. McLeod then went through the Development Regulations for the property:

- Base Zoning of Single Family Residential R-6
- Lot Design establishing lot width, depth, area, dwelling unit, and coverage, along with building setbacks established. She emphasized that the width, depth, and area of the lots exceed the R-6 standard. However, even though these criteria exceed R-6, staff's practice is that if only some of the criteria meet the higher base district, a lower base district must be used.
- Landscaping: Row of trees on the south (maintained by the HOA)
- Sidewalks: Not required on the single-loaded street; the language will have to change on the Development Regulations to reflect the Concept Plan change
- Public Improvements: Windmill Crossing to be extended and an 8' wide public trail along Malone Road
- Building Elevations: Promoting variety through no more than three lots with the same elevation and through the garage orientation (front or J-swing). Garages will be decorative.

Ms. McLeod concluded by stating that staff recommends approval of this request. She emphasized that this is an infill site. If the market within the last 29 years could have supported an R-2 development, it would have occurred by now. The market and the Comprehensive Plan have both changed. The proposed subdivision is compatible with the overall area and meets the criteria in the current Comprehensive Plan.

Although the revised Concept Plan was submitted the previous day, staff has conducted a cursory review. A recommendation can be made that staff conducts a full review with updated supplemental materials prior to City Council. The case will be on the January 13th City Council on the agenda.

Commissioner Ogrizovich asked about the park boundary on the east side of this development. Ms. McLeod answered that the Park makes an "L" shape, and extends until Lake Travis Drive.

Commissioner Ogrizovich then said that there is still a sign on this property that states it is the future home of a church. Ms. McLeod answered she is not sure why that sign is still there, and clarified that the proposal is to change the zoning to single-family residential.

Commissioner Ogrizovich asked if the house on that property will be taken down. Ms. McLeod replied yes, the house will be taken down.

Chairman Cocking opened the public hearing.

Robert Thurgood, 7 Highpoint Drive, Allen TX, addressed the Commission. He said he was speaking on behalf of E.T. Boon and himself. They live on the north side of this proposed development. He said there was nothing mentioned about what is going on with the property line on the north. He said he does not know the setback in that area. He wondered where the church was going to be. It is unclear about what is happening behind his home. He said there has been no consideration about utility easements. This second Concept Plan is less attractive than the first. They would prefer a road. Another concern both Mr. Thurgood and Mr. Boon have is congestion – R-2 to R-6 is 45 lots, which triples what could go there.

They worry about traffic and crime. He concluded by stating he wishes to know what is proposed on the northern property line of this development.

Boutros Andari, 1605 Lake Travis Drive, Allen, TX, spoke to the Commission. He said he and his brother moved to this area because they like the space. With the first design, there would be lots of balconies and doors facing their back yard. He stated he also did not like this design because his brother would have three streets by his property. It is not a good idea to have a road behind them and in the front. He really likes the space in the backyard.

Bron Davies, 1627 Lake Travis Drive, Allen, TX, spoke to the Commission. He said he is a homeowner in the Orchard's neighborhood to the south of this proposed development. He has lived in Allen for 10 years. He is an "unofficial" spokesperson for the majority of the people that live on that row directly to the south. He has looked at the plan and met with the builder. The City has had the R-2 zoning for a long time there and has adhered to that zoning. He gave examples of the High Points Estates, The Orchards, Roundrock, and Clearview, and stated that the City has been consistent about enforcing the existing zoning (which is more compatible). The homeowners in the Orchards purchased their lots with the expectation that the zoning would remain. Their concerns include privacy (high-density homes), aesthetic impact (no compatibility maintained), impact on property values, and rush with the last minute change of the plan. He said they met with the developer last week, and are still open to continue discussion for compatible zoning. He requests the City to retain the R-2 zoning. They understand that profit is a motivator for higher density, but in due time, the value of the property on R-2 lots would fit better with the rest of the neighborhood.

Eric Free, 1627 Balboa Lane, Allen, TX, addressed the Commission. He stated he lives in The Orchards and is the President of the Orchard's HOA. He is not directly adjacent to this proposed development, but wants to provide a voice to his homeowners. The homeowners want to work something out. They realize something will be built on the lot someday. He pointed out that when these folks bought their houses 8-9 years ago, they spent time researching the area, evaluated the zoning, and paid a premium. To be told there would be three neighbors instead of one is quite a jump. A lot of progress has been made since meeting with the developer, as indicated by the switch in the Concept Plans. However, the greater concern is regarding privacy – two story homes facing downhill to the residents' private property. The main request is for more time and for further negotiations. The City should understand the homeowners' perspective. This is a big hit for the homeowners.

Marvin Brooke, 1531 Pebblestone Court, Allen, TX, spoke to the Commission. He said he lives across Malone Road, and is against the rezoning. Their lot is a 1/3 acre and the lots south on Travis are ½ acre. On the other side, the lots are ½ acre larger. These are small lots, and would be degrading. They are not against development, but want the R-2 to remain so that surrounding property values would not be degraded.

Jerry Carroll, 1615 Lake Travis Drive, Allen, TX, addressed the Commission. He said he's lived in Allen since 1998. He purchased the ½ acre because of open space. They have a garden in the back and their family spends a lot of time in the backyard as do his neighbors. These lots would directly look into their backyard. The primary concern he has is privacy. The secondary issue is that during school days, Malone Road is highly congested and almost unsafe. Adding 45 more homes with about 90 additional cars would pose a safety issue.

Mark Guest, 1609 Lake Travis Drive, Allen, TX, spoke to the Commission. He and his family has lived on his property for 28 years. They paid a premium for their property. They don't mind neighbors, but just don't want this plan. They understand that the lot will be developed. He said he understands that markets change, but this plan, if approved, would be permanent. They want something more compatible. Given a

chance, other developers would go to R-2. Lucas is selling larger lots. More people are looking for larger lots. They are not interested in this plan and are opposed to the change.

Gene Myers, 1621 Lake Travis Drive, Allen, TX, addressed the Commission. He stated he is speaking for his son, Greg Myers, who lives on 1613 Lake Travis Drive. They would like the R-2 zoning to remain. There is always change. He noticed that there would be trees in to the south, but what about a fence? They would like to see an 8' secure fence. They want more time to see if something can be worked out. If not, they want the project turned down.

Riki Salmeron, 1631 Lake Travis Drive, Allen, TX, spoke to the Commission. She said they are located to the south of the proposed development. Her and her husband purchased their home in 2006 because of the way the property was zoned. They said this was their ideal location. They had an understanding that the land in the back would be developed, but that the R-2 would not have 40-50 homes as is proposed. They will lose their privacy because of multiple neighbors staring in their yard. Their street is already used as a cut-through. If the zoning is changed, that would mean more traffic. They oppose the change and wish to see a different proposal.

Dr. W.L. Stafford Sr., 2144 Estes Park Court, Allen, TX, addressed the Commission. He is the pastor of the Fellowship Christian Church. They purchased the land six years ago, and since then, have sold a portion to the City for the Park. The best use of this land is for residential use. He said he purchased his house with an airfield nearby. He understands the residents' points of view. He thinks that whatever would best benefit the area would make sense. He said he understands this land has a better use for residential property. His members are excited not because the land is sold, but because that community would be developed.

Michael Buckley, 9 Highpoint Drive, Allen, TX, spoke to the Commission. He moved to Allen in 1986 and has owned a few homes in Allen. His wife started "Keep Allen Beautiful." He focused on two things: 1) The valuation of the homes (he's skeptical that the homes would be \$300,000/home). 2) There's a phase two after Phase 1. He's concerned about the impact on Story Elementary. Two kids per house would mean 90 kids – he was curious if there were any thoughts on additional children in school. An R-6 doesn't seem necessary. This is a rushed plan, the valuation is off, and he does not know the impact on the elementary school.

Joseph Baker, 1623 Lake Travis, Allen, TX, addressed the Commission. He said he is opposed; he wants to see it remain R-2. He wants to add that when the R-2 lots were put on the market, 8 of the 10 lots had a demand.

Asghar Afghani, 503 S. Malone Road, Allen, TX, spoke to the Commission. He said there are five houses backing to his property. He has lived in Allen for 26 years and in that house for 17 years. He bought that house because of the surrounding vacant land. He knew it would be developed, but not so densely. The utility easement is a major issue that needs to be addressed. Fencing and what type or wall/barrier has not been mentioned either.

Shane Jordan, 16475 Dallas Parkway Suite #540, Addison, TX, Applicant, addressed the Commission. He said they have been working on this project for four months. The project has met the expectation of staff. They sought out talking to adjoining neighbors to get feedback. They met December 11th. Concerns he heard were on adjacency and proximity of the homes to the backyards. They modified their plan to bring the street to the south for a greater separation between the backyards (back of the existing homes to the front of the houses that would be on Road B). He said he looked at the aerial and the distance would range from 175 feet to 200 feet from back of home to front of home. On the north side, the distance is 144' to 283' from the back of a house to a property line. They wanted to serve both adjoining neighbors, so

flipped the project. But due to the mature tree line on the northern property line, the street to the south (because of greater separation) would be a better option. The church that was planned there allows basketball, bowling, and outside activities that could be held. That activity would be more intrusive to the neighborhood and have a great potential for devaluation. He thinks this infill project would help Allen. The homes would utilize new technology in construction and materials. The average price of a house would be from \$300,000 to \$350,000. This is a \$15 million investment in the City. These products will be \$100-150,000 more than the current homes in the immediate area. The project would also increase property values because this project extends the street on the east and connects to the park. The sidewalk along Malone Road would be increased in width. Malone Meadows creates a sense of community as well. Mr. Jordan read residential information from the 2030 Comprehensive Plan. He said they are connecting parks and neighborhoods that are currently not connected. These homes meet or exceed a lot of the criteria more restrictive than R-6. There is a demand for single-family homes in Allen and Dallas. It is difficult to have larger lots because of the high land prices. They have changed their plans to satisfy both the northern and southern property owners. The zoning request is consistent with the land use plan.

Jerry Carroll, 1615 Lake Travis Drive, Allen, TX, addressed the Commission again to talk about the linear distance Mr. Jordan mentioned between the properties. The linear distance is provided by their half acre back yards. The concern is not the front to the back of the house. The concern is the distance in the back yard which becomes a lack of privacy.

Chairman Cocking closed the public hearing.

Chairman Cocking stated a variety of letters were provided for the members to read. They will be a part of the case for Council. These include:

- Jana Brooke, 1531 Pebblestone Court, Allen, TX opposed
- ET Boon, 11 Highpoint Drive, Allen, TX opposed
- Susan Guest, Susan_guest@allenisd.org opposed
- Bron Davies, 1627 Lake Travis Drive, Allen, TX More Time
- Greg Myers, Greg_myers@bmc.com More Time
- Joseph E Baker, Jebaker350@sbcglobal.net More Time
- Jerry Carroll, 1615 Lake Travis, Allen, TX More Time
- Gayle Boon, 11 Highpoint Drive, Allen, TX opposed
- Harry & Zelma Myers, 1621 Lake Travis, Allen, TX opposed
- Eric Free, Eric.free@att.net More Time

Chairman Cocking and Ms. McLeod discussed several of the issues that were brought up.

Chairman Cocking asked about the property to the east. It is owned by the City and a future City Park. He asked about the timing of that property. Ms. McLeod answered that the park is in the design phase and a public meeting was recently held to propose that design to the neighborhood. The entire "L" shape will be a City Park owned and maintained by the City.

Chairman Cocking asked about the utility easements and how they will be defined. Ms. McLeod answered that utilities are worked out at the platting stage. Full utility, grading, and civil plans will be submitted to the Engineering Department. Utilities and easements would be vetted at the platting stage.

Chairman Cocking asked about traffic and impact on Malone Road. Shawn Poe, Assistant Director of Engineering, answered that this development is not large enough to require a Traffic Impact Analysis as there are only 45 lots. That roughly generates 450 trips per day. Traffic on Malone Road has 4,000

cars/day. This development would increase traffic by about 10%. Engineering thinks that Malone Road can accommodate for the increase.

Chairman Cocking brought up the school district and the impact on schools. Ms. McLeod stated that a representative from the school district participates in the Technical Review Committee and he expressed no concern with the additional students entering Story Elementary.

Chairman Cocking expressed his curiosity about the reference to Phase 2. Ms. McLeod stated there is no Phase 2. The 45 lots would all be built at one time. The portion to the east, again, is a City Park, and not part of this development.

Chairman Cocking asked about the cement or masonry fence between this property and the Orchards and the standard policy in Allen. Ms. McLeod answered that a masonry wall is not a requirement between two single-family residential developments. On the southern end, there is already a row of wood fences for the properties to the south in The Orchards. The applicant has committed to planting a full row of trees along the southern property boundary for screening and maintenance by the HOA and established in the Development Regulations.

Chairman Cocking asked about drainage standards. Ms. McLeod answered that drainage was vetted by the Engineering Department. A detention pond will be built on the City Park by this development so drainage will be handled by this detention pond to the east.

Commissioner Ogrizovich asked about the wall to the south. Originally the plan showed houses and Commissioner Ogrizovich checked that there would have been no requirement for a masonry fence. Ms. McLeod answered yes, it would be street, then row of trees, and then builder fences that exist. Commissioner Ogrizovich confirmed that the developer is only putting the row of trees along the southern end, and Ms. McLeod answered yes.

Commissioner Ogrizovich asked that if the houses to the south were not built, and there was a road put there, and then the houses were built, would they have had to put a masonry wall? Ms. McLeod answered that there is no masonry wall requirement between single-family residential developments.

Commissioner Ogrizovich asked about the street specifically and if that would require a masonry wall. Ms. McLeod answered that a residential street does not require a masonry wall, only main thoroughfares, which is why a wall is shown along Malone Road.

Commissioner Ogrizovich wanted to clarify again that there would not be a church there. Ms. McLeod answered correct, there would not be a church on that property.

Commissioner Ogrizovich wondered about the utility easement comment. Ms. McLeod said the Engineering Department has not looked at the utility easement, but it will be reviewed during platting.

Commissioner Orr asked if there was a consideration for a less dense design. Ms. McLeod stated that staff supports the 65' X 110' lots because even if the immediately adjacent property is larger, the surrounding properties include R-5 zoning.

Commissioner Orr asked if the developer came up with the zoning they wanted, and where it was generated. Ms. McLeod stated that the developer proposed the lot sizes and standards and through the staff review process, staff determined the criteria. It was determined they would fit under the R-6 zoning district with comparable lots.

Chairman Cocking stated it is always interesting when there is a vacant property with development around it. The challenge is that Allen is continuing to build out. This vacant property is now desirable by developers. What was planned ten years ago now doesn't work. Chairman Cocking said he was actually on the Planning and Zoning Commission when The Orchards came in. He said he pushed the developers at that time to have those half acre lots to the north as it was to develop rather quickly. The challenge now, however, is that a house built on a half-acre lot would be in the half million to three quarter of a million dollars – and is not economically viable. That's why the property has not developed as R-2. The question now is if the property becomes denser or if it continues to be vacant. He said there are lots now in Allen that are 30' wide. He said he has not seen this larger lot size in a few years as there is a demand for smaller lots now. He said this development is compatible with the surrounding area. On a personal level, he said he owns a large lot with five houses that front the back of his property and that it's not so bad. He said he is supportive of this development.

Chairman Cocking said this item will go to the City Council on January 13, 2014.

Motion:

Upon a motion by Commissioner Platt, and a second by Commissioner Hollingsworth, the Commission voted 7 IN FAVOR, and 0 OPPOSED to recommend approval of the request to create a Planned Development, with a base zoning of Single Family Residential R-6, and adopt a Concept Plan, building elevations and development regulations for the property known as Lot 1, Block A, Fellowship Christian Center Church Addition, and generally located northeast of Malone Road and Lake Travis Drive, for Malone Meadows, with the conditions of amending the development regulations for the sidewalk on the south side of Road B and City Staff conducting a full review of the new Concept Plan.

The motion carried.

7. Public Hearing – Conduct a Public Hearing and consider amendments to the Allen Land Development Code Sec. 4.20.4 "Schedule of Principal Uses" by adding the use "Private Park", amending. 7.09 "Sign Regulations" by amending the definition of "vehicle signs", and the definition of "electronic message board"; and amending Appendix A "Definitions" by amending the definition of "Park or playground (public)" and adding the definition of "Private Park."

Mr. Lee Battle, Assistant Planning Director, presented to the Commission.

The <u>Allen Land Development Code (ALDC)</u> is periodically amended to improve the effectiveness and efficiency of the code, address changing development trends and new technologies, and make changes necessary for compliance with state and federal laws.

Mr. Battle stated that there are three pieces to this amendment.

The first amendment is regarding parkland. There is one definition in the Code today for public park, but it's not inclusive of all park activities, so it is problematic for when other uses (such as athletic fields) are not included in the definition but exist in the use table. There is a conflict about where it fits in the zoning district. In addition, there is no definition for Private Parks, which are mostly owned by HOAs. An update would modify the definition of Public Park and create a definition for a Private Park to cover parkland owned by entities other than the City. Because the new definition of "Private Park" is being added, it is

also recommended for it to be put into the use chart as it does not currently exist. Both public and private parks would be permitted in the same zoning districts.

The second item is related to signage, particularly to Electronic Message Boards, which are digital signs that restaurants or businesses might have. These signs cannot be animated or flash or move, and their message can only be changed once every hour. Change of messages used to be permitted to only once a day. That was changed to once an hour for more flexibility. More of these signs are now used. Mr. Battle stated that time has been spent on researching this type of sign and comparing it to different municipalities. Discussions with City Council have occurred as well. For more flexibility, the proposal is that the sign will be permitted to change every five minutes.

The third item relates to vehicular signs. This proposal was brought earlier to the Planning and Zoning Commission, and then to City Council, but the City Council was not comfortable. Vehicular signs are where a business sign is on a vehicle parked in front of a business. The intent of this regulation is to prevent the vehicles from being used as signage. The Ordinance today has a 24-hour rule, which is hard to enforce. The only change with this definition would be to take out the 24-hour rule and leave everything else the same to be enforceable.

Chairman Cocking asked if this does not prevent real estate agents from having magnetic signs on their vehicles. Mr. Battle answered that is correct. The only regulation of this definition would be to prevent additional signage that would act as permanent signage.

Chairman Cocking opened the public hearing.

Chairman Cocking closed the public hearing.

Chairman Cocking stated that there are no letters. This item will go to Council on January 13, 2015.

Motion:

Upon a motion by $\mathbf{1}^{ST}$ Vice-Chair Mangrum, and a second by Commissioner Hollingsworth, the Commission voted 7 IN FAVOR, and 0 OPPOSED to recommend approval of the proposed amendments to the Allen Land Development Code.

The motion carried.

8. Public Hearing – Conduct a Public Hearing and consider a request to change the zoning to Community Facility "CF" for Public Park use. The properties are currently zoned Planned Development No. 72 for Residential "R-5" use, Planned Development No. 98 for Residential "R-4" use, Planned Development No. 109 for Residential "R-5" use, Planned Development No. 58 for Shopping Center "SC" use, Planned Development No. 58 for Light Industrial "LI" use, Planned Development No. 63 for Commercial Corridor "CC" use, and Planned Development No. 63 for Multi-Family "MF" use, Light Industrial "LI" use, and Garden Office "GO" use, Planned Development No. 54 for Garden Office "GO" use and Agricultural and Open Space "AO" use. The properties are located south of Ridgeview and west of Bray Central Drive [Watters Branch], south of Ridgeview Drive and east of W. Exchange Parkway [Rowlett Creek Park], east of US 75 and north of W. Exchange Parkway, [Allen Historic Dam], north of Ridgeview Drive and east of N. Custer Road, [Custer-Ridgeview Park], north of W. McDermott Drive and west of Twin Creeks Drive [Bolin Park] and between US 75 and Greenville Avenue, at Chaparral Road, [Molson Farms].

Chairman Cocking stated that it was determined by Staff that there was a notification challenge and that the property owners will have to be re-notified for this item. Staff can make their presentation and the public hearing will be open, and then it will be continued to a date certain for the next P&Z meeting so citizens can get proper notification.

Mr. Lee Battle, Assistant Planning Director, presented to the Commission.

Mr. Battle stated that this is a City initiated zoning for parkland. When the City acquires parkland through land dedicated, purchased, donated, or acquired through other means, it already has a certain zoning designation. Over time, the City gets parkland with different zoning designations, so the purpose of this rezoning is to change all the different zoning designations to Community Facility (CF) zoning. The rezoning would only apply to major park sites.

Mr. Battle explained that as a matter of policy, all parks should be classified as the Community Facility (CF) zoning district to prevent unintended consequences. If parkland is zoned something else, use limitations can occur for that land. For example, athletic fields would not be permitted if a park was zoned as a residential district. Another example is in platting – again, if a property is zoned residential, and if a replat was required, it would be a "residential replat" which would require notifications and public hearings. This rezoning, thus, is to clean up the zoning districts.

There are six areas as a part of this zoning request:

- 1. Custer-Ridgeview Park: Located north of Ridgeview Drive and east of N. Custer Road; currently zoned CC, MF, and R-6.
- 2. Rowlett Creek: Located south of Ridgeview Drive and east of W. Exchange Parkway; currently zoned R-4 and AO.
- 3. Watters Branch Park: Located south of Ridgeview Drive and west of Bray Central Drive; currently zoned R-5 and AO.
- 4. Allen Historic Dam: Located east of US Highway 75 by the railroad track; currently zoned LI, SC, and CC.
- 5. Molson Farms: Located between US 75 and Greenville Avenue, at Chaparral Road; currently zoned LI and GO.
- 6. Bolin Park: Located north of McDermott Drive and west of Twin Creeks Drive; currently zoned GO.

Mr. Battle summarized that the request would be to change the various zoning districts of all of the land mentioned above to Community Facilities as a cleanup.

He also stated that because there was an error in the notices, it is requested that this item be continued to the next Planning and Zoning Commission meeting on January 6, 2015.

Chairman Cocking opened the public hearing.

Kristen Ogg, 1614 Summer Oaks, Allen, TX, spoke to the Commission. She said she was curious about what uses are permitted in the CF district. She said she moved to a property adjacent to one of the parks six months ago, and wondered what is allowed within the parks.

Chairman Cocking said we will take her information.

Chairman Cocking continued the public hearing to the January 6, 2015 Planning and Zoning Commission meeting.

Adj	ournm	ent
-----	-------	-----

The meeting adjourned at 8:42 p.m.	
These minutes approved thisday of	2014.
Jeff Cocking, Chairman	Madhuri Kulkarni, Planner

Director's Report from 12/9/2014 City Council Meeting

• The request to adopt an Ordinance for Specific Use Permit SUP No. 141 for a Fitness and Health Center use (Orange Theory Fitness), an approximately 3,006 square foot portion of a building located on Lot 1R-2, Block A, Watters Village (generally located south of Stacy Road and east of Watters Road and commonly known as 945 W. Stacy Road, Suite 180), was approved.

PLANNING & ZONING COMMISSIONAGENDA COMMUNICATION

AGENDA DATE: January 6, 2015

SUBJECT: Consider a request for a Preliminary Plat for Montgomery

Ridge Phase I. The property is 40.8± acres situated in the Thomas G. Kennedy Survey, Abstract No. 500, City of Allen, Collin County, Texas; located south of Bethany Drive and west of Montgomery Boulevard. (PP-9/24/14-69)

[Montgomery Ridge Phase I]

STAFF RESOURCE: Madhuri Kulkarni

Planner

PREVIOUS COMMISSION/COUNCIL

ACTION: PD 74 Adopted – October, 1998

Preliminary Plat – April, 2005 PD 74 Amended – August, 2014

BACKGROUND

The property is generally located south of Bethany Drive and west of Montgomery Boulevard. The property to the north is zoned Planned Development PD No. 105 for Single-Family Residential R-5. The property to the east is zoned Planned Development PD No. 74 for Office O. The property to the south is zoned Planned Development PD No. 105 for Agriculture Open Space AO and Planned Development PD No. 74 for Office O. The property to the west is zoned Planned Development PD No. 105 for Agriculture Open Space AO.

A Concept Plan for a new residential community (Montgomery Ridge) intended to offer diverse lot sizes, housing sizes, and architectural styles, was approved in August 2014. Preliminary platting is the next phase in the development process. The subject Preliminary Plat, approximately 40.8± acres, shows the property subdivided into 170 residential lots and 12 open space/HOA lots.

The main access point for the development is Montgomery Boulevard; which connects to Bethany Drive. Ultimately, Montgomery Boulevard will be extended to the US 75 access road. The plat also shows various easements required for development of the site.

The Preliminary Plat has been reviewed by the Technical Review Committee, is consistent with the PD Concept Plan and meets the requirements of the *Allen Land Development Code*.

STAFF RECOMMENDATION

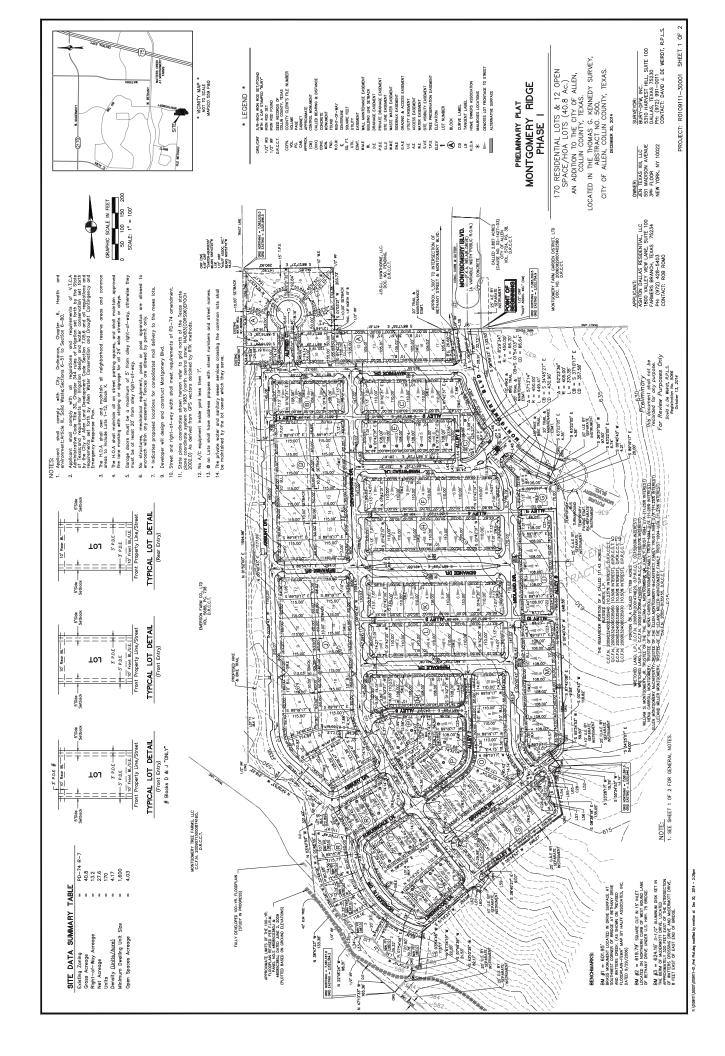
Staff recommends approval.

MOTION

I make a motion to approve the Preliminary Plat for Montgomery Ridge Phase I, generally located southwest of Bethany Drive and Montgomery Boulevard.

ATTACHMENTS

Preliminary Plat



OWNER'S CERTIFICATION

BECANING AT 1 1/2-MOH MON NOT WITH CAP STAMPED "MALFF ASSOC IN" FOUND, FOR THE SOUTHESTST CORNERS
AT THE TERMING SE CHATCHERS BECAUSED IS THE LEAR AND AT A THE TERMING SE CHATCHERS BECAUSE OF THE CHATCHER AND AT A THE STOWN THE STOWN THE CHATCHER AND AT A THE STOWN THE ADMINISTRATING THE CHATCHER AND AT A THE STOWN THE ADMINISTRATING THE ADMINISTRATING

THENCE OVER AND ACROSS SAID 111.789 ACRE TRACT OF LAND, THE FOLLOWING:

SOUTH 06'59'27" EAST, A DISTANCE OF 132,50 FEET TO THE POINT OF CHRATINE OF A MON-TANGENT CHRIFT OF LIFE THANKS A RANDE FORM THATH BEASS WHATH TASTASS CEARLY, A DISTANCE OF 315,00 FEET TO A 5/5-MCM RIGN ROW THELLOW PLASTIC OAP STANCED "BIRM" SEET FOR CORNERS.

SOUPEASTERY WITH SAD CLINE. TO THE LETT THROUGH A CONTRAL, MACE OF 5223'39" FOR AN ARC LEICHT OF 350.38 FEET, A CHORD BEARING OF SOUTH 3710'17" EAST AND A CHORD DISTANCE OF 327.38 FEET TO A 5/6-4/CH RON ROD WITH TELLOW PLASTIC CAP SYMMED "BLINE" SET FOR THE DID OF SUD CAPIFEL, CAPIFEL AND A CHORD DISTANCE OF SUD CAPIFEL. CAP

SOUTH 63'22'05" EAST, A DISTANCE OF 4.36 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC (STAMPED "BURY" SET FOR CORNER;

SOUTH 26'37'55" WEST, A DISTANCE OF 97.50 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BURY" SET FOR CORNER.

SOUTH 63'22'05" EAST, A DISTANCE OF 6.74 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BUR" SET FOR CORNER;

FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP SOUTH 00'40'43" WEST, A DISTANCE OF 4.21 STAMPED "BURY" SET FOR CORNER;

COUTH 891917" EAST, A DISTANCE OF 20,00 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BURY" SET FOR CORRER; SOUTH 0040'43" WEST, A DISTANCE OF 648.38 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BURY" SET FOR CORNER;

SOUTH 8742'08" EAST, A DISTANCE OF 2.03 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BURY" SET FOR CORNER;

SOUTH 00'40'43" WEST, A DISTANCE OF 118.82 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC (STAMPED "BURY" SET FOR CORNER; SOUTH 55'34'53" WEST, A DISTANCE OF 59.50 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC (STAMPED "BUR" SET FOR CORNER;

SOUTH 3425'07" EAST, A DISTANCE OF 54.00 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BURY" SET FOR CORNER. SOUTH 232817" WEST, A DISTANCE OF 15.79 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC (STAMPED "BURY" SET FOR CORNER, TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC SOUTH 55'34'53" WEST, A DISTANCE OF 14.31 FEET STAMPED "BURY" SET FOR CORNER;

CAP CAP SOUTH 0873818" EAST, A DISTANCE OF 135.05 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BUR" SET FOR CORNER; SOUTH 5534'53" WEST, A DISTANCE OF 298.27 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BURY" SET FOR CORNER;

SOUTH 5/19/33" WEST, A DISTANCE OF 292.98 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BURY" SET FOR CORNER. SOUTH 0754'48" WEST, A DISTANCE OF 117.17 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BURY" SET FOR CORNER; FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP SOUTH 38'40'27" EAST, A DISTANCE OF 9.07 STAMPED "BURY" SET FOR CORNER;

SOUTH 0749'39" WEST, A DISTANCE OF 21.53 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BURY" SET FOR CORNER; SOUTH 437035" WEST, A DISTANCE OF 82.17 FEET TO A 5/P-MCH RON ROD WITH TELLOW PLASTIC CAP STAMPED BLIEF SET FROM SERVING SERVING SERVING SERVING THAT OF LAND SAME BERN THE WERNELSTERLY UNE OF A CALLED 145.3 AGE THAT OF LAND ESCREED IN THE SPECIAL WINDRANT DEED TO WANDERFY THEE FARMS, LLC RECORDED IN COUNTY CLERK'S FILE NO.

NORTH 6734'19" WEST, A DISTANCE OF 22.20 FEET TO A 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BURY" SET FOR CORNER;

HENCE ALONG THE COMMON LINE OF SAID 111,789 ACRE TRACT OF LAND AND SAID 145,3 ACRE TRACT OF LAND, THE FOLLOWING:

NORTH 4713'33" WEST, A DISTANCE OF 163.36 FEET TO A 1/2-INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "BURY" SET FOR CORNER;

NORTH 38'47'23" WEST, A DISTANCE OF 133.38 FEET TO A POINT FOR CORNER IN A 42-INCH ELM TREE; NORTH 2218'24" WEST, A DISTANCE OF 98.31 FEET TO A 1/2-INCH IRON ROD FOUND;

HENCE WORTH OXYTSY WEST, CONTINUING ALONG SAD COMMON LINE, AT A DISTANCE OF 50.8 FEET PASSING A MORTH-EASTER CANCERS OF SAN CANCERS OF SAN CANCERS OF A MORTHERAT COMMENT OF A PRECIDENCE WITH A COMMENT OF A MORTHERAT COMMENT OF A MORTHERAT COMMENT OF A MORTHERAT COMMENT OF LAND AND SAD SAN CANCER FRACT OF LAND THE OWN CANCER FRACT OWN CANCER FRACT OF LAND THE OWN CANCER FRACT OWN CANCER FRACT OF LAND THE OWN CANCER FRACT OF LAND THE OWN CANCER FRACT OWN CANCER FRACT OF LAND THE OWN CANCER FRACT OWN CANCER FRACT OF LAND THE OWN CANCER FRACT OF LAND THE OWN CANCER FRACT OWN CANCER FRACT

THENCE CONTINUING ALONG THE COMMON LINE OF SAID 111,789 AGRE TRACT OF LAND AND SAID 203.0 AGRE OF LAND, THE FOLLOWING:

NORTH 54'32'53" WEST, A DISTANCE OF 216.22 FEET TO A 1/2-INCH IRON ROD FOUND FOR CORNER;

NRTH DYZUV EAST, A DISTANCE OF 1,594,90 FEET TO 5/P-HOH RION ROO WITH TRLIUM PLASTIC CUP.
SISTEMATOR THE STANDARD OF A PAIN OF THE STANDARD OF TO STANDARD THE STOLLAND
WERE STANDARD OF TO STANDARD OF TO STANDARD OF TO STANDARD THE STOLLAND
REMAINMENT OF THE DISTANDARD OF THE STANDARD O

THENCE ALONG THE COMMON LINE OF SAID 111,789 ACRE TRACT OF LAND AND SAID 14,438 ACRE TRACT OF LAND, THE FOLLOWING:

SOUTH 88'27'27" EAST, A DISTANCE OF 290.92 FEET TO A 1/2-INCH IRON ROD FOUND FOR CORNER; SOUTH 01'03'21" WEST, A DISTANCE OF 203.73 FEET TO A 1/2-INCH IRON ROD FOUND FOR CORNER;

SUTH BETT'SS, TATA DETAINED OF 3816 ITET ASSEND THE SQUIPLEST CORREGO SO A60 14439
ARE TROOT C LUNG SHORT BETT AND THE SQUIPLEST CORREGO SO A60 14439
ARE TROOT C LUNG SHOWN ING OF 360 11,739 ARE TROOT STANDARD TO THE SQUIPLEST CONTINUE ALONG CONTINUE ACCOUNTING TO SHOW 11,739 ARE TROOT STANDARD IN THE STANDARD IN ALL FOR A DETAINED OF 3716 ITET TO THE FORM OF

CONTAINING A COMPUTED AREA OF 1,778,818 SQUARE FEET OR 40,836 ACRES OF LAND, MORE OR LESS.

KNOW ALL MEN BY THESE PRESENTS:

NOTIVESTATION OF THE FRONT TO LOSS THIS, LIGHTSPIES TO PRESENCE TO THE PRESENCE. THE PRESENCE TO THE STATEMENT OF THE PRESENCE OF THE STATEMENT OF THE PRESENCE OF THE STATEMENT OF THE PRESENCE OF THE STATEMENT OF THE STATEMENT

AND THIS PLAT IS APPROVED SUBJECT TO ALL PLATTING ORDINANCES, RULES, REGULATIONS RESOLUTIONS OF THE CITY OF ALLEN, TEXAS.

2014. DAY OF WITNESS MY HAND THIS

CAP CAP

JEN TEXAS X111, LLC PRINTED NAME:

JEN TEXAS X111, LLC

WRETCHED LAND

SURVEYOR'S CERTIFICATE

LELAND MONTGOMERY

PRINTED NAME:

THAT I, DAND J, DE WERDT, DO HEREBY STATE TO THE BEST OF MY KNOWLDGE, INFORMATION AND MOBILIES, THAT HAVE PROPERED THIS PLAT FROM AN ACTUAL SPREY. OF THE LAND AND THAT THE CORNER KNOWLDRINS STOWN THEREOF SHALL BEPRETENT WISCOD WERE CHOOL UNDER MY SUPERISON, IN ACCORDANCE WITH THE SIBDINGSON REQULATIONS OF THE OTY OF ALLIN, ISTAS.

DAVID J. DE WERDT, R.P.L.S.
TEXAS RECISATION NO. 5066
BURY-DEW, INC.
3730 HARVEST HILL ROAD, SUITE 100
DALLAS, TEXAS 75230
(972) 991-0011

DATE

COUNTY OF DALLAS * STATE OF TEXAS

CONTROLLER METAL THE STATE OF T

SECRETARY
PLANNING & ZONING COMMISSION ATTEST: DATE DATE CHAIRPERSON PLANNING & ZONING COMMISSION DATE EXECUTED PRO-FORMA MAYOR

HEREBY 1, AN ZONING TEXAS, HE PHASE OF ALLEN, TE) FARM RIDGE, P THE PLANNING 2014. THE UNDERSIGNED, THE CITY SECRETARY OF THE CITY CERTIFIES THAT THE FORECOME PLAT OF MONTGOMERY ADDITION TO THE CITY OF ALLEN WAS SUBMITTED TO COMMISSION AND APPROVED BY IT ON THE DAY OF

CITY SECRETARY, CITY OF ALLEN

Centerline Line	Line # Bearing	L1 N88'24'59"	L2 S41'26'52"	L3 N8919'17"	L4 S8919'17"	L5 N34'25'07"	L6 N8'38'18"V	L7 N50'49'35"	L8 S72'44'02"	
9	Distance	22.26	53.68	36.02	11.12	3.91	33.85	79.30		
Phase Line Table	Bearing	N56'36'08"W	N3315'42"W	N67'01'03"W	S74'35'44"W	S61'16'09"E	S45'42'16"E	S34'46'44"E		
1										

Curve	үдбиа	Radius	Delta	Chord Lenth	Bearing
5	75.32*	100.00	43'09'23"	73.55	S70° 07' 49.81"W
22	76.47*	104.00	42,07,34*	74.75	S20" 23" 04.56"E
23	61.26	100.00	35.05'50*	60.30	S16" 52" 12.32"E
2	22.50'	50.00	25'46'49"	22.31	N21' 31' 42.50"W
cs	28.02	25.00	6413'11"	26.58	N23' 28' 17.50'E
90	.42'89	250.00	14'36'51"	63.59	S43' 31' 09.29"E
C2	358.40	272.82	7516'02	333.18	S34" 56" 43.18"E
88	78.58*	82.00	545410	75.60	N28' 07' 47.68"E
8	21.20	150.00	8.02,28	21.19	S32" 09" 44.77"E
CTO	16.56	50.00	18.58'29"	16.48	S82" 13" 16.64"W
CI1	50.25	100.00	28.47,28*	49.72	S13" 43" 01.52"E
C12	57.00	45.50	71.46'50"	53.35	S82" 13" 20.61"E
C13	123.07	150.00	47.00.38	119.65	S22' 49' 36.48'E

Table

enterline Curve

			Lot Curve Table	Table	
Curve	Length	Radius	Delta	Chord Lenth	Bearing
2	23.56	15.00	*00,00.06	21.21	N44 19 17.38 W
C22	23.56	15.00	.00,00.06	21.21	N45' 40' 42.62"E
C23	23.56	15.00	.00,00.06	21.21	N44' 19' 17.38'W
C24	.99'21	30.00	91,01,49	42.81	N46' 11' 36.98'E
C25	46.58	30.00	88"58"11"	42.04	N43 48 23.02 W
C26	6.62	15.00	2517'28	6.57	NO4" 00" 26.04"E
22	15.38	40.00	22'01'38"	15,28	N19" 39' 06.54"W
28	24.38	60.00	2316'45"	24.21	N20" 16" 40.48"W
C29	46.90	77.00	3454'01"	46.18	N66 00 08.76 E

MONTGOMERY RIDGE PRELIMINARY PLAT PHASE

170 RESIDENTIAL LOTS & 12 OPEN SPACE/HOA LOTS (40.8 Ac.) AN ADDITION TO THE CITY OF ALLEN, COLLIN COUNTY, TEXAS.

LOCATED IN THE THOMAS G. KENNEDY SURVEY, ABSTRAGT NO. 500, CITY OF ALLEN, COLLIN COUNTY, TEXAS. RECABER 50, 2014

OWNER: JEN TEXAS XIII, ILC 551 MADISON AVENUE 3RD. FLOOR NEW YORK, NY 10022 APPLICANT.
ASHTON DALLAS RESIDENTIAL, LLC
1800 VALLEY WEW LANE, SUITE 100
FARNERS RRANCH, TEXAS 75234
PH: (972) 428-5403
CONTACT: ROB FOMO

Preliminary
This document shall not be recorded for any purpose.
For Review Purposes Only
Doud J. De Wertst, R.P.L.S.
Residenden 13, 2014

SURVEYOR.
S10 HAVEST HIL, SUIT 100
510 HAVEST HIL, SUIT 100
HALS, TEXA 75230
PH. (972) 991-001
CONTACT: DAVID J. DE WEIRDT, R.P.L.S.

PROJECT: R0109111-30001 SHEET 2 OF 2

NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS

modified by Jivory of Dec 30, 2014 -

PLANNING & ZONING COMMISSION AGENDA COMMUNICATION

AGENDA DATE: January 6, 2015

SUBJECT: Consider a request for a Preliminary Plat for CLA Allen

Addition, Lot 6A and 6B, Block A. The property is a 5.814±

acre tract of land situated in the L.K. Pegues Survey, Abstract No. 702, City of Allen, Collin County, Texas; located at the northeast corner of US75 and Exchange

Parkway. (PP-11/4/14-79) [Children's Learning Adventure]

STAFF RESOURCE: Madhuri Kulkarni

Planner

PREVIOUS BOARD/COUNCIL

ACTION: Planned Development 58 Adopted - March, 1996

Amended PD 58 – October, 2014

BACKGROUND

The property is generally located east of US Highway 75 and north of Exchange Parkway. The properties to the north and east are zoned Planned Development PD No. 58 for Shopping Center SC. The property to the south (across Exchange Parkway) is zoned Planned Development PD No. 21 for Garden Office GO. The property to the west (across US Highway 75) is zoned Planned Development PD No. 54 for Corridor Commercial CC.

A Concept Plan for Children's Learning Adventure (daycare use) was approved in October 2014. Preliminary platting is the next phase in the development process. The subject Preliminary Plat shows the approximately 5.8± acre property subdivided into two (2) lots, one for the daycare use (Lot 6A) and the other for future development (Lot 6B).

There are a total of five (5) access points for the property. One point of access is on Exchange Parkway. The remaining access points are provided through access easements from the surrounding properties. The plat also shows various easements and ROW dedication required for development of the site.

A Site Plan for the day care facility (on Lot 6A), has been submitted and is currently under review.

The Preliminary Plat has been reviewed by the Technical Review Committee, is consistent with the PD Concept Plan and meets the requirements of the *Allen Land Development Code*.

STAFF RECOMMENDATION

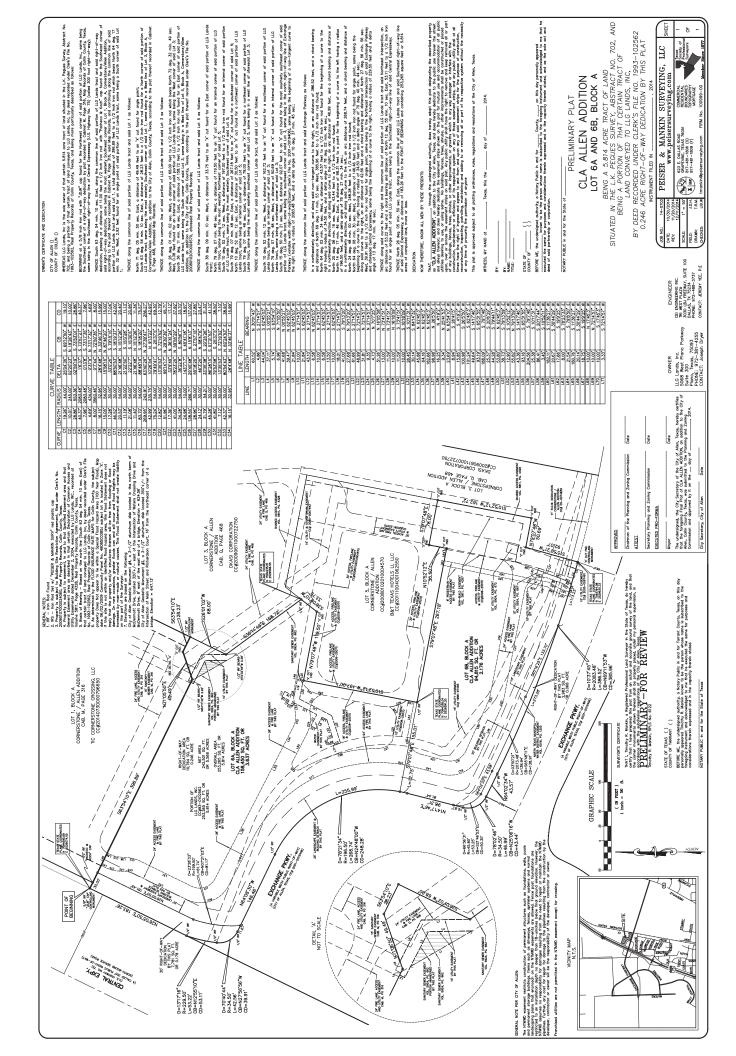
Staff recommends approval.

MOTION

I make a motion to approve the Preliminary Plat for CLA Allen Addition, Lots 6A and 6B, Block B, for Children's Learning Adventure.

ATTACHMENTS

Preliminary Plat



PLANNING & ZONING COMMISSION AGENDA COMMUNICATION

AGENDA DATE: January 6, 2015

SUBJECT: Conduct a Public Hearing and consider a request for a

Specific Use Permit for a Fitness and Health Center use. The property is an approximately 9,610 square foot portion of a building located on Lot 1, Block 1, Bethany Corner Addition, City of Allen, Collin County, Texas; generally located south of Bethany Drive and east of Greenville Avenue (and commonly known as 801 S. Greenville Ave., Suite 101, 108 and 115). (SUP-12/19/14-86) [Crossfit TX]

STAFF RESOURCE: Madhuri Kulkarni

Planner

PREVIOUS COMMISSION/COUNCIL

ACTION:

Preliminary Plat – April, 1985

LEGAL NOTICES: Public Hearing Sign – December 23, 2014

Public Hearing Notices – December 26, 2014

ANTICIPATED COUNCIL DATE: January 27, 2015

BACKGROUND

The property is generally located on the southeast corner of Greenville Avenue and Bethany Drive. The property to the north (across Bethany Drive) and to the south of the subject property is zoned Planned Development PD No. 4 for Shopping Center SC. The property to the west (across Greenville Avenue) is zoned Light Industrial LI. The property to the east is zoned Multi-Family Residential MF-24.

The applicant is proposing to tenant three suites in the Bethany Corner shopping center: Suite 101 (1,440 square feet), Suite 108 (5,970 square feet), and Suite 115 (2,200 square feet) in an existing building for weightlifting, Crossfit group classes, and wellness and corrective exercise, respectively, as part of a CrossFit exercise facility. Staff categorizes all of these types of uses within this facility as "Fitness and Health Center."

The property is zoned Planned Development PD No. 4 for Shopping Center SC. The <u>Allen Land Development Code</u> requires a Specific Use Permit (SUP) for a Fitness and Health Center use within the SC zoning district.

The applicant submitted a business summary in conjunction with the SUP application. The following is a summary of the proposed business operations:

Suite 101 (Weightlifting)

• Purpose: Platforms for weightlifting

• Class Size: 1-5 people

• Class Frequency: Every hour on the hour

• Total Classes per Day: 8

• Hours of Operation:

o Monday-Friday: 8:00 a.m. to 12:00 p.m. and 4:00 p.m. to 8:00 p.m.

o Saturday: 9:00 a.m. to 12:00 p.m.

Suite 108 (Crossfit)

• Purpose: Group classes led by a coach for all level of athletes

Planning & Zoning Commission January 6, 2015 Crossfit TX Page 2

- Class Size: 2-15 people
- Class Frequency: Every hour on the hour
- Total Classes per Day: 10
- Hours of Operation:
 - o Monday-Friday: 5:00 a.m. to 11:00 a.m. and 4:00 p.m. to 8:00 p.m.
 - o Saturday: 9:00 a.m. to 12:00 p.m.

Suite 115 (Wellness)

- Purpose: Low impact classes for older adults and beginner classes; focus on corrective exercise with Corrective Exercise Specialist
- Class Size: 3-10
- Class Frequency:
 - o 4 classes Monday, Wednesday, and Friday
 - o 2 classes Tuesday and Thursday
 - o No classes Saturday, but open for 2 people per hour
- Total Classes per Day: 2-4
- Hours of Operation:
 - o Monday-Friday: 9:00 a.m. to 7:00 p.m.
 - o Saturday: 9:00 a.m. to 1:00 p.m.

Parking on site complies with the <u>Allen Land Development Code</u> standards.

There are no proposed changes to the exterior of the building.

STAFF RECOMMENDATION

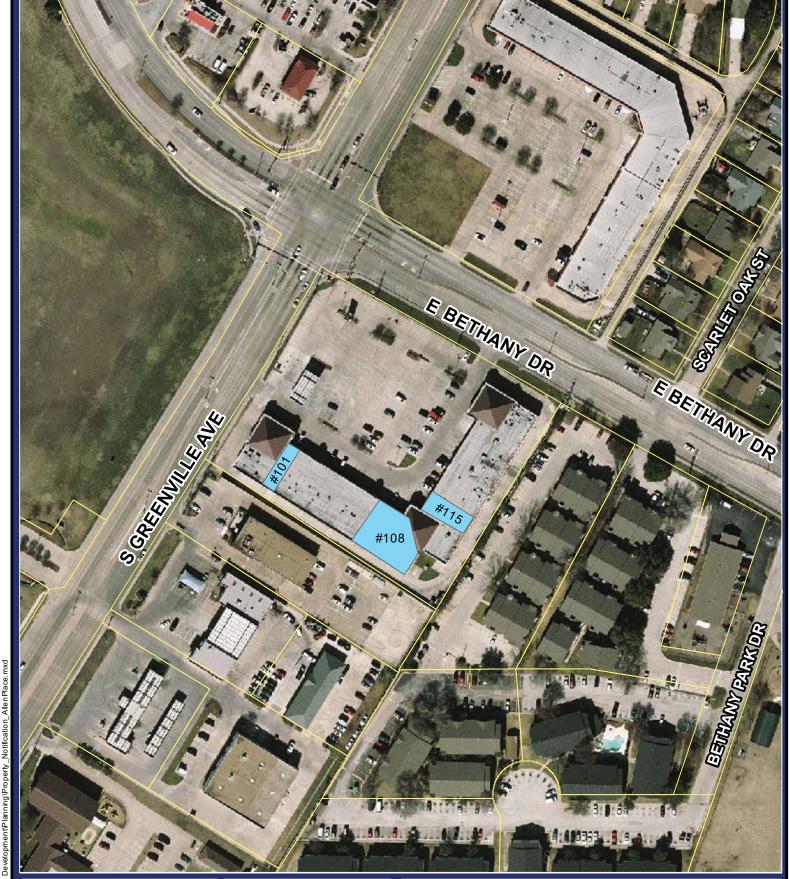
Staff recommends approval.

RECOMMENDED MOTION

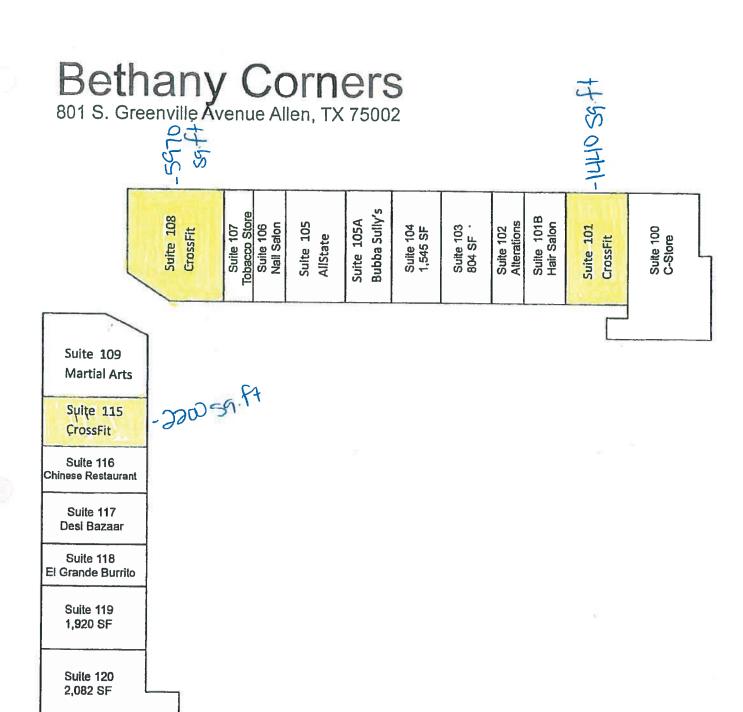
I make a motion to recommend approval of the Specific Use Permit request for a Fitness and Health Center use for the property located on Lot 1, Block 1, Bethany Corner Addition, and commonly known as 801 S. Greenville Avenue, Suites 101, 108, and 115, for Crossfit TX.

ATTACHMENTS

Aerial Map Lease Plan Property Notification Map

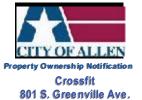


AERIAL MAP



Suite 121 Pizza Hut





#101, #108, #115





Crossfit





Railroad

CollinCAD Parcels





Planning & Development - GIS
Date Saved: 12/22/2014



PLANNING & ZONING COMMISSIONAGENDA COMMUNICATION

AGENDA DATE: January 6, 2015

SUBJECT: Tabled Item/Public Hearing – Conduct a Public Hearing and consider a request to change the zoning to Community

Facility "CF" for Public Park use. The properties are currently zoned Planned Development No. 72 for Residential "R-5" use, Planned Development No. 98 for Residential "R-4" use, Planned Development No. 109 for Residential "R-5" use, Planned Development No. 58 for Shopping Center "SC" use, Planned Development No. 58 for Light Industrial "LI" use, Planned Development No. 63 for Commercial Corridor "CC" use, and Planned Development No. 63 for Multi-Family "MF" use, Light Industrial "LI" use, and Garden Office "GO" use, Planned Development No. 54 for Garden Office "GO" use and Agricultural and Open Space "AO" use. The properties are located south of Ridgeview and west of Bray Central Drive [Watters Branch], south of Ridgeview Drive and east of W. Exchange Parkway [Rowlett Creek Park], east of US 75 and north of W. Exchange Parkway

[Allen Historic Dam], north of Ridgeview Drive and east of N. Custer Road [Custer-Ridgeview Park], north of W. McDermott Drive and west of Twin Creeks Drive [Bolin

Park] and between US 75 and Greenville Avenue, at Chaparral Road [Molson Farms].

STAFF RESOURCE: Lee Battle, AICP, LEED AP

Assistant Director

PREVIOUS COMMISSION/COUNCIL

ACTION: The Planning and Zoning Commission continued the request

from the December 16, 2014 Planning and Zoning Commission meeting to the January 6, 2015 Planning and

Zoning Commission meeting.

LEGAL NOTICES: Public Hearing Sign – December 5, 2014

Public Hearing Notices -December 5, 2014

ANTICIPATED COUNCIL DATE: January 13, 2015

BACKGROUND

The City is initiating a zoning change for six different parks sites across the City. The current zoning for these sites ranges from Single Family Residential to Shopping Center. The City is proposing to change the zoning for these six areas to Community Facility (CF) zoning for use as a Public Park. The properties are listed below.

Rowlett Creek

The property is located south of Ridgeview Drive and east of W. Exchange Parkway. The property to the north is Planned Development No. 98 Single Family Residential (R-4). The property to the west is zoned Planned Development No. 54 Community Facility (CF). The property to the east is zoned Planned Development No. 109 Single Family Residential (R-5). The properties to the south are zoned

Planning & Zoning Commission January 6, 2015 Parkland Rezoning Page 2

Planned Development No. 54 Single Family Residential (SF) and Planned Development No. 54 Community Facility (CF).

The property is currently zoned Planned Development No. 98 for Residential "R-4" use, Planned Development No. 109 for Residential "R-5" use, and Agricultural and Open Space "AO" use.

Allen Historic Dam

The property is located east of US 75 and north of W. Exchange Parkway. The properties to the north are zoned Planned Development No. 45 Corridor Commercial (CC) and Planned Development No. 58 Light Industrial (LI). The property to the west is zoned Planned Development No. 54 Corridor Commercial (CC). The properties to the south are zoned Planned Development No. 58 Shopping Center (SC) and Planned Development No. 58 Community Facility (CF). The property to the east is zoned Planned Development No. 58 Light Industrial (LI).

The property is currently zoned Planned Development No. 58 Shopping Center (SC) and Planned Development No. 58 Light Industrial (LI).

Bolin Park

The property is located north of W. McDermott Drive and west of Twin Creeks Drive. The properties to the north and east are zoned Planned Development No. 54 Single Family Residential. The property to the west is zoned Planned Development No. 54 Community Facility (CF). The properties to the south are zoned Planned Development No. 31 Community Facility (CF) and Agricultural and Open Space (AO).

The property is currently zoned Planned Development No. 54 Garden Office (GO).

Custer-Ridgeview Park

The property is located north of Ridgeview Drive and east of N. Custer Road. The property to the north is zoned Corridor Commercial (CC). The property to the west is zoned Planned Development No. 63 Multi-Family (MF). The properties to the south and east are zoned Planned Development No. 63 Multi-Family (MF) and Planned Development No. 63 Single Family Residential (R-6).

The property is currently zoned Planned Development No. 63 for Commercial Corridor "CC" use, and Planned Development No. 63 for Multi-Family "MF" use.

Molson Farms

The property is located between US 75 and Greenville Avenue, at Chaparral Road. The properties to the north are zoned Light Industrial (LI), Heavy Industrial (HI) and Garden Office (GO). The properties to the east are zoned Light Industrial (LI) and Local Retail (LR). The property to the south is the City of Plano. The property to the west across U.S. 75 is zoned Office (O).

The property is currently zoned Light Industrial (LI) and Garden Office (GO).

Watters Branch Park

The property is located south of Ridgeview and west of Bray Central Drive. The properties to the north are zoned Agricultural and Open Space (AO) and Corridor Commercial (CC). The properties to

Planning & Zoning Commission January 6, 2015 Parkland Rezoning Page 3

the east and south are zoned Planned Development No. 77 Single Family Residential (R-5). The property to the south is zoned Planned Development No. 54 Single Family Residential (MDSF). The properties to the west are zoned Planned Development No. 72 Single Family Residential (R-5) and Planned Development No. 81 Single Family Residential (R-5).

The property is currently zoned Agricultural and Open Space (AO) and Planned Development No. 72 Single Family Residential (R-5).

STAFF RECOMMENDATION

Staff recommends approval.

MOTION

I make a motion to recommend approval of the request to change the zoning of various park facilities to Community Facility "CF" for Public Park use.

ATTACHMENTS

Property Notification Maps City Wide Map



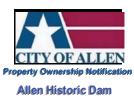
Map Legend



CollinCAD Parcels







Map Legend

200' Notification Buffer

Railroad

CollinCAD Parcels

City Limit





Planning & Development - GIS

Date Saved: 12/5/2014

NOTE: This map is only for illustration purpose only, please contact the City of Allen Planning & Development Department for specific rules and regulations.

GLEN ROSE DR

Path: Q:\MXD Templates\Community Development\Planning\Property Notification

CITY OF ALLEN

Property Ownership Notification

Bolin Park

Railroad

CollinCAD Parcels



Map Legend

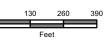
200' Notification Buffer

Surrounding Cities

/ Railroad

CollinCAD Parcels





Planning & Development - GIS

Date Saved: 12/5/2014







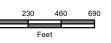


Surrounding Cities

Railroad

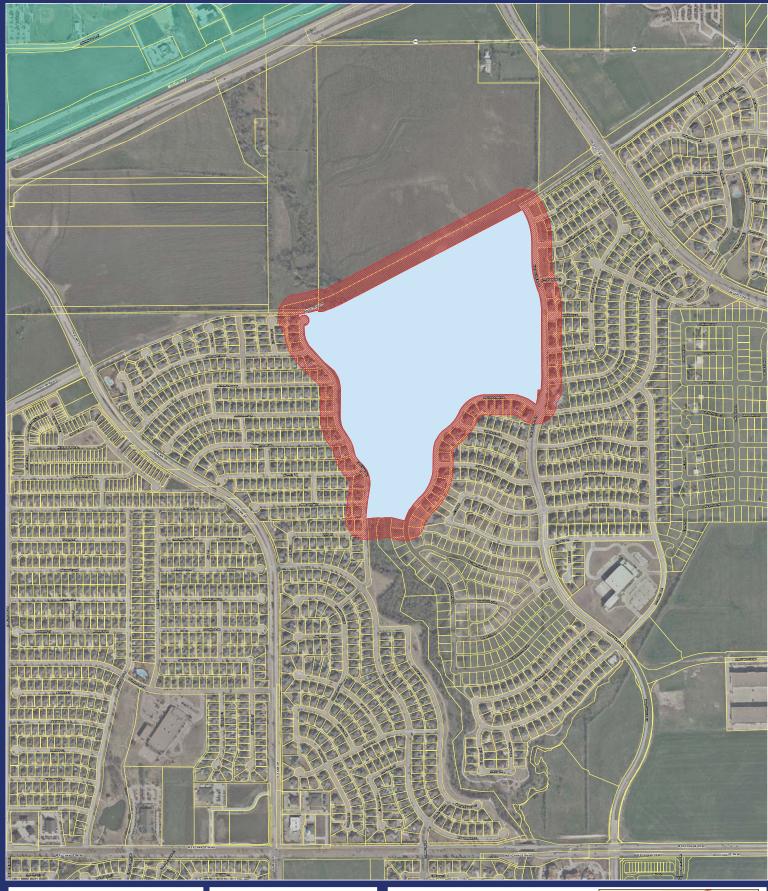
CollinCAD Parcels





Planning & Development - GIS Date Saved: 12/5/2014







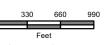
Map Legend

200' Notification Buffer

√ Railroad

CollinCAD Parcels
Surrounding Cities





Planning & Development - GIS

Date Saved: 12/5/2014



