AGENDA<br>CITY OFALLEN<br>PLANNING AND ZONING COMMISSION<br>REGULAR MEETING - 7:00 P.M.<br>TUESDAY, SEPTEMBER 4, 2012<br>COUNCIL CHAMBERS<br>ALLEN CITY HALL 305 CENTURY PARKWAY<br>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 Commission items by City Council at the August 28, 2012 regular meeting.

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.)
2. Approve minutes from the August 21, 2012 regular meeting.
3. Final Plat - Consider a request for a Final Plat for Waterford Parks Phase 9; being $21.693 \pm$ acres situated in the Henry Brandenburg Survey, Abstract No. 110, City of Allen, Collin County, Texas; located north of Exchange Parkway and west of Bray Central Drive. (FP-7/6/12-45) [Waterford Parks Phase 9]
4. Final Plat - Consider a request for a Final Plat for The Landings, Phase 1; being $38.133 \pm$ acres situated in the Henry Brandenburg Survey, Abstract No. 110 and the Michael Lee Survey, Abstract No. 544, City of Allen, Collin County, Texas; located south of Stacy Road and west of Watters Road. (FP-7/16/12-47) [The Landings, Phase 1]
5. Final Plat - Consider a request for a Final Plat for Creekside at Ridgeview, Phase 1; being $18 \pm$ acres situated in the Shadrick Jackson Survey, Abstract No. 489, City of Allen, Collin County, Texas; located north of Ridgeview Drive and east of Custer Road. (FP-7/26/12-49) [Creekside at Ridgeview, Phase 1]

## Regular Agenda

6. Preliminary Plat - Consider a request for a Preliminary Plat for Bossy Boots Addition, being $30.301 \pm$ acres located north of Exchange Parkway and east of Bossy Boots Drive. (8/13/12-55) [Bossy Boots Addition]

## 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, August 31, 2012, 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 8/28/12 City Council Meeting

There was one item taken to the August 28, 2012 City Council meeting for consideration:

- A request for a Specific Use Permit for a fitness and health center for Emler Swim School, located north of Stacy Road and east of Watters Road, was approved.


## ATTENDANCE:

## Commissioners Present:

Robert Wendland, Chairman
Jeff Cocking, $1^{\text {st }}$ Vice Chair
Shirley Mangrum, $2^{\text {nd }}$ Vice Chair
John Ogrizovich
Steven Platt, Jr.
Ben Trahan

## City Staff Present:

Ogden ‘Bo’ Bass, AICP, Director of Community Development
Chris Flanigan, PE, Director of Engineering
Shelby Griffin, Planner
Kevin Laughlin, City Attorney
Tiffany McLeod, Senior Planner

## Call to Order and Announce a Quorum is Present:

With a quorum of the Commissioners present, Chairman Robert 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. Action taken on the Planning \& Zoning Commission items by City Council at the August 14, 2012 regular meeting.

## Consent Agenda

2. Approve minutes of the August 7, 2012 regular meeting.
3. Final Plat - Consider a request for a Final Plat for Stacy-Chelsea Commercial Addition, Lot 2, Block A; being 1.395 $\pm$ acres situated in the Francis Dasser Survey, Abstract No. 280, City of Allen, Collin County, Texas; located northwest of Stacy Road and Chelsea Boulevard. (FP-5/7/12-36) [Stacy-Chelsea Commercial Addition]

Motion: Upon a motion by $2^{\text {nd }}$ Vice Chairman Mangrum, and a second by Commissioner Trahan, the Commission voted 6 IN FAVOR, and 0 OPPOSED to approve the Consent Agenda.

## The motion carried.

## Regular Agenda

Agenda Item \#3
Public Hearing - Conduct a Public Hearing and consider a request to change the zoning of $38.814 \pm$ acres situated in the J. W. Parsons Survey, Abstract No. 705, City of Allen, Collin County, Texas, from Single Family Residential R-5 to a Planned Development for Single Family Residential R-5; located south of Ridgeview Drive and west of Twin Creeks Drive. (Z-6/22/12-44) [Fall Creek Addition]

Tiffany McLeod, Senior Planner, presented to the Commission. The property is located south of Ridgeview Drive and west of Twin Creeks Drive. The property is currently zoned Single Family Residential R-5. Ms. McLeod explained that the applicant is requesting to change the zoning of the property to a Planned Development with the following development regulations as it relates to the proposed development:

1. The property shall be developed and used in accordance with the Single Family Residential R-5 zoning district regulations.
2. The minimum garage setback for front entry garages shall be eighteen (18) feet from the front building setback line; with the exception of the highlighted lots (as identified on the Concept Plan) which shall be allowed a minimum setback of twelve (12) feet from the front building setback line.

The Allen Land Development Code (ALDC) requires a front entry garage to be placed a minimum of twenty (20) feet behind the front building setback line.

Ms. McLeod identified the reason for the zoning request. She explained that with the eighteen (18) foot setback, $92 \%$ of the lots will have fourteen (14) floor plan options to provide to the buyer. The remaining nine (9) lots will have ten (10) options with the twelve (12) foot garage setback.

Ms. McLeod stated that staff supports the request to change the garage setback to eighteen (18) feet across the entire subdivision. Staff does not support the request for the garage setback to be twelve (12) feet for the nine (9) highlighted lots.

Commissioner Platt clarified that the third car garage option is not the primary garage. Ms. McLeod stated that the J -Swing garage is the primary garage.

Chairman Wendland opened the Public Hearing.
With no one else coming forward, Chairman Wendland closed the Public Hearing.
Chairman Wendland read the written citizen responses concerning this item:
Marianne Jeanes, 1600 Summer Oaks Drive, Allen, TX was in opposition for the request. Hemen Patel, 1484 Wesley Drive, Allen, TX was in favor of the request.

Warren Corwin, 200 W. Belmont, Allen, TX, applicant, presented to the Commission.
$2^{\text {nd }}$ Vice Chair Mangrum inquired about the number of product types that could be built with the twenty (20) foot garage setback. Mr. Corwin did not know the number. Ms. McLeod added that three of product options with the third car garage can be built without the eighteen (18) foot garage setback.

Chairman Wendland confirmed that staff was in support of the two (2) foot reduction. Ms. McLeod confirmed that staff was supportive of the garage setback being reduced to eighteen (18) feet throughout the entire subdivision.

Commissioner Platt asked the applicant if he knew the number of home buyers that select the third car garage option. Mr. Corwin stated that he did not know the exact number.

Commissioner Ogrizovich asked if the subject case would set a precedent. Ms. McLeod stated that the Fall Creek Planned Development would be the first subdivision to have varying garage setbacks.
$2^{\text {nd }}$ Vice Chair Mangrum stated she could support the eighteen (18) foot setback, but could not support the twelve (12) foot garage setback.
$1^{\text {st }}$ Vice Chair Cocking inquired about what "inconsistent street view" means. Ms. McLeod explained that the it is the intent to have the vehicles hidden by the J-Swing garage along the entire street. $1^{\text {st }}$ Vice Chair Cocking stated that he would be able to support the eighteen (18) foot request and that he could support a fifteen (15) garage setback only for the third car garage option on the highlighted lots.

Ms. McLeod added that the standard parking space is eighteen (18) feet in length. Any reduction from eighteen (18) feet pushed the vehicle into the street view.

Commissioner Platt stated that he would rather see a reduction in the garage setback than push the homes further into the lot.

Commissioner Trahan stated that he would be supportive of a twelve (12) foot garage setback for the nine (9) highlighted lots.

Chairman Wendland stated that he did not have a problem with the eighteen (18) foot garage setback. He added that he would be opposed to the twelve (12) foot garage setback for all of the nine (9) lots and that he would agree with $1^{\text {st }}$ Vice Chair Cocking's idea on some kind of modification to the eighteen (18) foot request.

Commissioner Trahan inquired about the possibility to table the item. Chairman Wendland stated his concern for holding up the building permits and that he would be in favor of trying to move forward with a recommendation.
$1^{\text {st }}$ Vice Chair Cocking inquired about the ability of the Director of Community Development to approve modifications. Mr. Bass stated that he would not be able to fluctuate from the zoning requirements. Chairman Wendland stated that it is a nondelegable item.

Commissioner Platt stated that the building setback is twenty-five (25) feet and with the twelve (12) foot garage setback, the garage would be a minimum of thirty-seven (37) feet from the street.

Mr. Corwin, the applicant, addressed the Commission again.
$2^{\text {nd }}$ Vice Chair Mangrum inquired about the number of bedrooms. The applicant stated that there are approximately 4 or 5 bedrooms. $2^{\text {nd }}$ Vice Chair Mangrum added that there would probably be teenage drivers.

Chairman Wendland stated that he was inclined to make a decision this evening. He added that he was more inclined to approve of the twelve (12) foot garage setback.

Motion: Upon a motion by Commissioner Platt, and a second by Commissioner Trahan, the Commission voted 4 IN FAVOR, and 2 OPPOSED ( $2^{\text {nd }}$ Vice Chair Mangrum and Commissioner Ogrizovich) to recommend approval of the request to change the zoning of $38.814 \pm$ acres of land from Single Family Residential R-5 to a Planned Development for Single Family Residential R-5 with the following condition:

- The minimum garage setback for the entire development shall be eighteen (18) feet from the front building setback line, and
- The minimum garage setback for Lots 5, 8, 10, 11, 18, and 19 of Block A and Lots 13, 20, and 21 of Block $D$ (highlighted lots) shall be a minimum of twelve (12) feet from the front building setback line.

The motion carried.

## Adjournment

Upon acclamation, the meeting adjourned at 7:53 p.m.

These minutes approved this $\qquad$ day of $\qquad$ 2012.

## Director's Report from 8/14/12 City Council Meeting

There were three items taken to the August 14, 2012 City Council meeting for consideration:

- A request for a Specific Use Permit for a fueling station for Racetrac, located north of Exchange Parkway and east of Bossy Boots Drive, was approved.
- A request to change the zoning for $0.8556 \pm$ acres from Single Family Residential R-5 to a Planned Development for Assisted Living Center use, located north of Exchange Parkway and east of Cabernet Drive, was approved.


## PLANNING \& ZONING COMMISSION AGENDA COMMUNICATION

## AGENDA DATE:

SUBJECT:

## STAFF RESOURCE:

## PREVIOUS COMMISSION/COUNCIL

## ACTION:

## PUBLIC NOTICE:

September 4, 2012
Final Plat - Consider a request for a Final Plat for Waterford Parks Phase 9; being 21.693 $\pm$ acres situated in the Henry Brandenburg Survey, Abstract No. 110, City of Allen, Collin County, Texas; located north of Exchange Parkway and west of Bray Central Drive. (FP-7/6/12-45) [Waterford Parks Phase 9]

Shelby Griffin
Planner

May, 1993 - PD 54 Zoning Approved December, 1998 - PD 77 Zoning Approved. April, 2006 - Preliminary Plat Approved August, 2010 - revised Preliminary Plat Approved September, 2010 - revised Preliminary Plat Approved

## BACKGROUND

The property is located north of Exchange Parkway and west of Bray Central Drive. The property is zoned Planned Development No. 77 for Single Family Residential R-5 and Planned Development No. 54 for Single Family Residential. The property to the north is zoned Planned Development No. 77 for Single Family Residential R-5. The property to the east (across Bray Central Drive) is zoned Community Facility. The property to the south is zoned Planned Development No. 77 for Single Family Residential R-5 and Planned Development No. 54 for Single Family Residential. The property to the west is zoned Planned Development No. 54 for Single Family Residential.

The subject Final Plat is $21.693 \pm$ acres and shows 72 residential lots, one (1) greenbelt lot, and one (1) open space lot. There are two (2) access points into phase 9 of Waterford Parks; the primary access point to the subdivision is off of Bray Central Drive and the second access point is through Waterford Parks, Phase 8 on Arches Park Drive.

Lot 7X, Block U is an open space lot that shall be owned and maintained by the City of Allen. Lot 8X, Block U shall be owned and maintained by the Waterford Parks HOA. A Hike and Bike trail will be located within the Lot 7X, Block U open space lot and will connect the entire trail system that runs on the eastern edge of Watters Creek from Ridgeview Drive to Bethany Drive. An eight (8) foot screening wall and sidewalk already exist along Bray Central Drive.

The Final Plat has been reviewed by the Technical Review Committee, meets the standards of the Allen Land Development Code, and is consistent with the revised Preliminary Plat.

## STAFF RECOMMENDATION

Approval

Planning \& Zoning Commission
September 4, 2012
Waterford Parks, Phase 9
Page 2

## ATTACHMENTS

Final Plat


PULTE HOMES OF TEXAS LP
Name: Clint Vincent
Tite: Vice President of Land Development STATE OF TEXAS
COUNTY OF COLIN


Notary Public in ond for the State of Texas SURVETYORS CERTFICATE
KNOW ALL MEN BY THESE PRESENTS:
THAT LSEA PATTON, do heraby cerifiy
shown thereon shall be property ploced,



STATE OF TEXAS
COUNTY of COLIN
 MTNESS MY HAND AND SEAL OF OffICE, this ____-_day of _______ 2012. Notary Public in and for the State of Texas

## approved

## Chairman, Plamning and Zoning Commission



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## PLANNING \& ZONING COMMISSION AGENDA COMMUNICATION

## AGENDA DATE:

SUBJECT:

## STAFF RESOURCE:

## PREVIOUS COMMISSION/COUNCIL

 ACTION:September 4, 2012
Final Plat - Consider a request for a Final Plat for The Landings, Phase 1; being $38.133 \pm$ acres situated in the Henry Brandenburg Survey, Abstract No. 110 and the Michael Lee Survey, Abstract No. 544, City of Allen, Collin County, Texas; located south of Stacy Road and west of Watters Road. (FP-7/16/12-47) [The Landings, Phase 1]

Shelby Griffin Planner

January and April, 2012 - Zoning Amended April, 2012 - General Development Plan Approved May, 2012 - Preliminary Plat Approved

None

## BACKGROUND

The property is located south of Stacy Road and west of Watters Road. The property is zoned Single Family Residential R-5. The property to the north and west is zoned Planned Development No. 77 for Single Family Residential R-5. The property to the south is zoned Planned Development No. 54 for Industrial Technology. The property to the east is zoned Planned Development No. 86 for Single Family Residential R-5.

The subject Final Plat is $38.133 \pm$ acres and shows phase one of two. There are 109 residential lots and five (5) Home Owner Association (HOA) maintained lots. There are two (2) access points shown; the primary access point to the subdivision is off of Stacy Road and the secondary access point is off of Hopewell Drive; connecting to the Waterford Parks subdivision.

An HOA maintained amenity center is located near the primary entrance of the subdivision, on Lot 12X, Block B. There will be an amenitized open space lot at the northeast corner of the site, on Lot 65X, Block A that will provide for water detention.

An eight (8) foot screening wall will be built along the northern property line of the residential lots in Block E, adjacent to Stacy Road and along the southern property line of the HOA Lot 65X, Block A. In addition, an eight (8) foot screening wall will be built along the entire southern property line and along residential Lots 42 and 43 of Block A, adjacent to Watters Road. The masonry wall will be built in its entirety as part of Phase 1.

The Final Plat has been reviewed by the Technical Review Committee and meets the standards of the Allen Land Development Code. The Final Plat is consistent with the approved Preliminary Plat and General Development Plan.

## STAFF RECOMMENDATION

## Approval

## ATTACHMENTS

Final Plat



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Legal descripton continued...


## PLANNING \& ZONING COMMISSION AGENDA COMMUNICATION

## AGENDA DATE:

SUBJECT:

## STAFF RESOURCE:

PREVIOUS COMMISSION/COUNCIL ACTION:

September 4, 2012
Final Plat - Consider a request for a Final Plat for Creekside at Ridgeview, Phase 1 ; being $18 \pm$ acres situated in the Shadrick Jackson Survey, Abstract No. 489, City of Allen, Collin County, Texas; located north of Ridgeview Drive and east of Custer Road. (FP-7/26/12-49) [Creekside at Ridgeview, Phase 1]

Shelby Griffin Planner

October, 1997 - PD 63 Zoning Approved January, 2012 - PD 63 Zoning Amendment Approved June, 2012 - Preliminary Plat Approved

None

## BACKGROUND

The property is located northeast of Ridgeview Drive and east of Custer Road. The property is zoned Planned Development No. 63 for Single Family Residential R-6. The property to the north is zoned Corridor Commercial. The property to the east is zoned Planned Development No. 63 Community Facilities. The property to the south (across Ridgeview Drive) is zoned Planned Development No. 63 Single Family Residential R-5. The property to the west (across West Rowlett Creek) is zoned Planned Development No. 63 Multi-family Residential.

The Final Plat is approximately $18 \pm$ acres and shows 49 single family residential lots and 4 common area lots. There are two access points shown; both points of access are along Ridgeview Drive.

Due to the proximity of this property to West Rowlett Creek, Lot 4, Block D (floodplain) will be dedicated to the City of Allen for park purposes. A trail will be constructed along the western end of the property to meet the requirements of the City's Trail Master Plan. A second hike and bike trail will run along Ridgeview Drive.

An eight (8) foot masonry wall will be built along the northern and eastern property lines and along the southern property line of the residential lots located adjacent to Ridgeview Drive. This plat also shows various landscape, maintenance, utility, and drainage easements.

The Final Plat has been reviewed by the Technical Review Committee, meets the standards of the Allen Land Development Code and is consistent with the approved Preliminary Plat.

## STAFF RECOMMENDATION

Approval

## ATTACHMENTS

Final Plat



## AGENDA DATE:

SUBJECT:

## STAFF RESOURCE:

## PREVIOUS COMMISSION/COUNCIL ACTION:

September 4, 2012
Preliminary Plat - Consider a request for a Preliminary Plat for Bossy Boots Addition, being $30.301 \pm$ acres located north of Exchange Parkway and east of Bossy Boots Drive. (8/13/12-55) [Bossy Boots Addition]

Shelby Griffin Planner

October, 1997-PD 54 Zoning Approved January, 2012- PD 63 Zoning Amendment Approved June, 2012-Preliminary Plat Approved

None

## BACKGROUND

The property is located north of Exchange Parkway and east of Bossy Boots Drive. The property is zoned Planned Development No. 108 for Mixed Use. The property to the north is zoned Single Family Residential R-6 and Multi-family. The property to the east is zoned Planned Development No. 54 for Industrial Technology and Planned Development No. 108 for Mixed Use. The property to the south (across Exchange Parkway) is zoned Planned Development No. 54 for Corridor Commercial. The property to the west (across Bossy Boots Drive) is zoned Planned Development No. 108 for Mixed Use.

The Preliminary Plat is approximately $30.301 \pm$ acres and shows 23 lots. There are five (5) access points shown into the site; three access points being off of Bossy Boots Drive, one access point through the Quail Run subdivision on Stockton Drive, and one access point off of the Private Street running along the western boundary of Wal-mart.

An eight (8) foot masonry wall and a thirty (30) foot landscape easement are shown along the northern property line, abutting the single family residential subdivision to the north. Along Stockton Drive there is a twenty (20) foot landscape setback on the eastern side of the road which will include the hike and bike trail. A hike and bike trail will also run along the north side of Exchange Parkway and along the east side of Bossy Boots Drive. This plat also shows various landscape, maintenance, utility, and drainage easements.

The Final Plat has been reviewed by the Technical Review Committee, meets the standards of the Allen Land Development Code and is consistent with the approved Planned Development No. 108 Concept Plan.

## STAFF RECOMMENDATION

Approval

## MOTION

## I make a motion to approve the Preliminary Plat for Bossy Boots addition.

## ATTACHMENTS

Preliminary Plat



