AGENDA<br>CITY OF ALLEN<br>PLANNING AND ZONING COMMISSION REGULAR MEETING TUESDAY, AUGUST 16, 2022 - 7:00 PM<br>CITY COUNCIL CHAMBERS<br>ALLEN CITY HALL<br>305 CENTURY PARKWAY<br>ALLEN, TEXAS 75013

## 1. Call to Order and Announce a Quorum is Present.

2. Pledge of Allegiance.
3. 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.)
3.1 Approve Minutes from the August 2, 2022, Planning and Zoning Commission Regular Meeting.
3.2 Receive the Director's Report on action taken on the Planning and Zoning Commission items by City Council at the August 9, 2022, Regular Meeting.
3.3 Consider a request for a Preliminary Plat for Wind of Changes being approximately 1.4348 acres in the James L. Read Survey Abstract No. 758; generally located on the southeast corner of Coats Drive and Butler Drive. [PL-Pre 062422-0005] (Townhomes)
3.4 Consider a request for a Preliminary Plat of The Avenue Addition, being approximately 12.53 acres located James W. Parsons Survey, Abstract No. 705; North of Ridgeview Drive and West of Alma Road. [PL-072222-0006] (The Avenue Single Family Subdivision)
3.5 Consider a Request for a Final Plat for Lot 1, Block A, and Lot 1, Block X, Allen Gateway Addition, Being 12.513 Acres in the S. Jackson Survey, Abstract No. 489, Generally Located at the Northwestern Corner of the Intersection of Ridgeview Drive and Exchange Parkway. [PL-051322-0008] (Allen Gateway Addition)
3.6 Consider a request for a Final Plat of Lots 1-3, Block A, 121 Technology Park, being 84.3632 acres located in the George Fitzhugh Survey, Abstract No. 321 and Francis Dosser Survey, Abstract No. 280; generally located at the southwestern corner of State Highway 121 and Chelsea Boulevard. [PL-072222-0015] (121 Technology Park)

## 4. Regular Agenda.

4.1 Conduct a Public Hearing and consider a request to amend the Development Regulations of PD-73 relating to the development and use of the Property to increase the maximum height of
certain structures (net poles) allowed from 160 feet to 170 feet and adopt the related Concept Plan relating to the development and use of Lot 2RA, Block B, Saint Andrews Park Addition located at 1500 Andrews Parkway. [ZN-052722-0010] (Top Golf)
4.2 Conduct a Public Hearing and consider a request to amend the Development Regulations of Planned Development No. 63 with a Base Zoning of Local Retail and Community Facilities; relating to the development and use of $17.145 \pm$ acres located in the Jesse H. Gough Survey, Abstract No. 347, and the Chadrick Jackson Survey, Abstract No. 489 generally located directly south of Ridgeview Drive and directly east of Custer Road. [ZN-041522-0006] (Advantage Storage Ridgeview).

## 5. 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.

## 6. 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 12, 2022, 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 214-5094105.

## PLANNING AND ZONING COMMISSION REGULAR MEETING AGENDA

 COMMUNICATION
## AGENDA DATE:

AGENDA CAPTION:

STAFF RESOURCE:
STRATEGIC PLANNING GOAL:

August 16, 2022
Approve Minutes from the August 2, 2022, Planning and Zoning Commission Regular Meeting.

Jessica Johnsen, Planner
Financially Sound and Transparent City Government.

## MOTION

I make a motion to approve the minutes from the August 2, 2022, Planning and Zoning Commission Regular Meeting.

## ATTACHMENT(S)

Minutes

## REGULAR MEETING

August 2, 2022

## ATTENDANCE:

## Commissioners Present:

Michael Smiddy, $1^{\text {st }}$ Vice-Chair
Kenneth Cook, $2^{\text {nd }}$ Vice-Chair
Elias Shaikh
Brent Berg
Gary Stocker
Jason Wright

## Commissioners Absent:

Dan Metevier, Chair

## City Staff Present:

Marc Kurbansade, AICP, Director of Community Development
Hayley Angel, AICP, Planning Manager
Kim Yockey, AICP, Senior Planner
Jordan Caudle, Planner
Kevin Bates, Program Manager
Kate Meacham, Director of Parks and Recreation
Kevin Laughlin, City Attorney

1. Call to Order and Announce a Quorum is Present.

With a quorum of the Commissioners present, $1^{\text {st }}$ Vice-Chair Smiddy called the meeting to order at 7:00 p.m. in the City Hall Council Chambers Room at Allen City Hall, 305 Century Parkway, Allen, Texas, 75013.

## 2. Pledge of Allegiance.

3. 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.)
3.1 Receive the Director's Report on action taken on the Planning and Zoning Commission items by City Council at the July 26, 2022, Regular Meeting.
3.2 Approve Minutes from the July 19, 2022, Planning and Zoning Commission Regular Meeting.
3.3 Consider a request for a Final Plat of Lots 2, 3, and 4, Block A, Priya Living Addition, being approximately 6.005 acres located in the John Fyke Survey, Abstract No. 325; generally located east of Bossy Boots Drive and north of Stockton Drive. [PL-071422-0014] (Senior Independent Living)
3.4 Consider a request for a Final Plat for Twin Creeks Watters, being approximately 35.740 acres in the John Fyke Survey, Abstract No. 325; generally located at the northeastern corner
of the intersection of Exchange Parkway and Watters Road. [PL-070822-0013] (Twin Creeks Watters)

Motion: Upon a motion by Commissioner Berg, and a second by Commissioner Wright, the Commission voted 6 IN FAVOR and 0 OPPOSED to approve the Consent Agenda items as presented.

## The motion carried.

## 4. Regular Agenda.

4.1 Conduct a Public Hearing and consider a request to amend the development regulations of Parcel 3 of Planned Development No. 68 with a base zoning of Corridor Commercial by adding additional permitted uses relating to the development and use of Lot 3, Block 1, Allen Tech Center Addition; generally located north of Bethany Drive and approximately 440 feet east of Central Expressway, (and commonly known as 604 Bethany Dr.) [ZN-070122-0013] (Bethany Crossing)

Mr. Caudle presented the item to the Commission and stated that staff recommends approval of the item.
$1^{\text {st }}$ Vice-Chair Smiddy opened the public hearing.
With no one speaking, $1^{\text {st }}$ Vice-Chair Smiddy closed the public hearing.
Motion: Upon a motion by Commissioner Shaikh, and a second by Commissioner Berg, the Commission voted 6 IN FAVOR and 0 OPPOSED to recommend approval of an ordinance to amend the development regulations of Parcel 3 of PD-68 with a base zoning of CC for Lot 3, Block 1, Allen Tech Center Addition as presented.

## The motion carried.

4.2 Consider a request for the approval of the 2023-2027 Capital Improvement Program.

Mr. Bates and Ms. Meacham presented the item to the Commission and stated that staff recommends approval of the item.

The Commission discussed the following:

- Ridgeview Drive improvements;
- Replacement of city owned building roofs;
- Improvements at Allen Drive and US Highway 75;
- Water and sewer improvements;
- Smart water meter replacement;
- Shade structures program; and
- Programming at new parks.

Motion: Upon a motion by Commissioner Stocker, and a second by Commissioner Berg, the Commission voted 6 IN FAVOR and 0 OPPOSED to recommend approval of the 2023-2027 Capital Improvement Program as presented.

The motion carried.
5. Executive Session. (As needed)

The Executive Session was not held.
6. Adjournment.

The meeting adjourned at 8:07 p.m.
These minutes were approved this $16^{\text {th }}$ day of August 2022.

## PLANNING AND ZONING COMMISSION REGULAR MEETING AGENDA COMMUNICATION

## AGENDA DATE:

AGENDA CAPTION:

STAFF RESOURCE:

STRATEGIC PLANNING GOAL:

August 16, 2022
Receive the Director's Report on action taken on the Planning and Zoning Commission items by City Council at the August 9, 2022, Regular Meeting.

Marc Kurbansade, Director of Community Development

Vibrant Community with Lively Destinations and Successful Commercial Centers.

## BACKGROUND

At the August 9, 2022, Regular Meeting, City Council approved the request to amend Planned Development No. 73 for 22 Prestige Circle and approved a request to amend Specific Use Permit No. 167 for Hero Training LLC.

## PLANNING AND ZONING COMMISSION REGULAR MEETING AGENDA COMMUNICATION

## AGENDA DATE:

## AGENDA CAPTION:

## STAFF RESOURCE:

PREVIOUS COUNCIL ACTION:

## STRATEGIC PLANNING GOAL:

## BACKGROUND

The subject property comprises the entire block at the northeast corner of the intersection of Butler Drive and Boyd Drive. The subject site and surrounding properties are in the Central Business District (CBD).

In May 2022, City Council adopted Specific Use Permit No. 183 to establish design standards for the townhome community called Wind of Changes.

The Preliminary Plat shows approximately 1.4348 acres of land subdivided into 16 attached singlefamily lots and six HOA lots. All townhomes are rear-loaded from an alley in the center of the property. Vehicular access to each driveway via the alley is accessible from Coats Drive and Boyd Drive. The lot area ranges from 2,400 square feet to 3,137 square feet, exceeding the zoning district's minimum lot area of 2,160 square feet. The Preliminary Plat also shows various easements and right-of-way dedications required for the development of the property.

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

## STAFF RECOMMENDATION

Staff recommends approval.

## MOTION

## I move to approve the Preliminary Plat for Wind of Changes, as presented.

## ATTACHMENT(S)

Preliminary Plat




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## PLANNING AND ZONING COMMISSION REGULAR MEETING AGENDA COMMUNICATION

## AGENDA DATE:

AGENDA CAPTION:

## STAFF RESOURCE:

## BOARD/COMMISSION ACTION:

PREVIOUS COUNCIL ACTION:

## STRATEGIC PLANNING GOAL:

August 16, 2022
Consider a request for a Preliminary Plat of The Avenue Addition, being approximately 12.53 acres located James W. Parsons Survey, Abstract No. 705; North of Ridgeview Drive and West of Alma Road. [PL-072222-0006] (The Avenue Single Family Subdivision)

Kim Yockey, AICP, Senior Planner
May 4, 2021 - Preliminary Plat Approved
February 11, 2020 - Planned Development No. 142 Approved - Ordinance No. 3732-2-20
March 23, 2021 - Planned Development No. 142 Approved - Ordinance No. 3813-3-21

Safe and Livable Community for All.

## BACKGROUND

The subject property is generally located north of Ridgeview Drive, east of Collin College Technical Campus, and west of Alma Drive. The zoning designations of the surrounding properties are as follows:

- North: Planned Development No. 142 with a base zoning of Mixed Use.
- East: Planned Development No. 142 with a base zoning of Mixed Use.
- South: Planned Development No. 67 with a base zoning of Townhome, Planned Development No. 98 with a base zoning of Single-Family Residential (R-7), and Planned Development No. 98 with a base zoning of Single-Family Residential (R-5).
- West: Planned Development No. 135 with a base zoning of Commercial Corridor.

The property is in the Planned Development No. 142 zoning district with a base zoning of Mixed Use. A Concept Plan for the proposed preliminary plat was approved in March 2021. Section 8.03.3.6 of the Allen Land Development Code (ALDC) regarding Preliminary Plats states that they expire one year after the date of commission action on the application unless a final plat is submitted and approved for the property. The previous Preliminary Plat expired May 4, 2022. As a result, the applicant is required to submit a new application for Preliminary Plat approval.

The Preliminary Plat shows approximately 12.53 acres of land subdivided into 94 single-family lots and 16 HOA lots. The site is accessible off Ridgeview Drive with interior streets to accommodate each lot. The lot area ranges from 2,047 square feet to 2,992 square feet, exceeding the zoning district's minimum lot area of 1,800 square feet. The Preliminary Plat also shows various easements and right-of-way dedications required for the development of the property.

The plat has been reviewed by the Technical Review Committee, is generally consistent with the 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 of The Avenue Addition, as presented. ATTACHMENT(S)

Preliminary Plat



## PLANNING AND ZONING COMMISSION REGULAR MEETING AGENDA COMMUNICATION

## AGENDA DATE:

## AGENDA CAPTION:

## STAFF RESOURCE:

## BOARD/COMMISSION ACTION:

## PREVIOUS COUNCIL ACTION:

## STRATEGIC PLANNING GOAL:

August 16, 2022
Consider a Request for a Final Plat for Lot 1, Block A, and Lot 1, Block X, Allen Gateway Addition, Being 12.513 Acres in the S. Jackson Survey, Abstract No. 489, Generally Located at the Northwestern Corner of the Intersection of Ridgeview Drive and Exchange Parkway. [PL-051322-0008] (Allen Gateway Addition)

Hayley Angel, Planning Manager
April 2022 - Preliminary Plat Approved
June 2022 - Final Plat Approved
January 23, 2007 - Planned Development No. 101 Approved - Ordinance No. 2586-1-07
January 28, 2020 - Planned Development No. 141
Approved - Ordinance No. 3730-1-20
January 11, 2022 - Planned Development No. 141
Approved - Ordinance No. 3886-1-22
Vibrant Community with Lively Destinations and Successful Commercial Centers.

## BACKGROUND

The subject property is generally located at the northwest corner of Ridgeview Drive and Exchange Parkway. The zoning designations of the surrounding properties are as follows:

- North and West - Planned Development No. 141 (PD-141) with a base zoning of Mixed Use (MIX)
- South - Planned Development No. 54 with a base zoning district of Single Family Residential 6
- East (across Exchange Parkway) - PD-141 with a base zoning of MIX

In January 2020, City Council adopted a Planned Development for Allen Gateway, a mixed-use development comprised of approximately 74.877 acres. In January 2022, City Council subsequently adopted some minor amendments for the same property. A Preliminary Plat for the entire development was approved by the Planning and Zoning Commission in April 2022. A Site Plan for the subject site, which is a portion of the overall development, showed the first phase of Urban Residential and the Gateway Forest open space area. It was approved in April 2022. In June 2022, the Final Plat for the property was approved. A change in ownership occurred, and a new plat application is required to be submitted and approved. The subject Final Plat shows only changes related to the two owners and otherwise remains unchanged from the previously approved plat.

The subject Final Plat shows $12.513 \pm$ acres of land subdivided into two lots. There are three major points of access into the site--two from Ridgeview Drive and a future access point on Exchange Parkway. The plat shows all necessary easements and right-of-way dedications for development of this
phase.
The Final Plat has been reviewed by the Technical Review Committee, is generally consistent with the 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 Final Plat for Allen Gateway Addition, as presented.

## ATTACHMENT(S)

Final Plat




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| $\llcorner 6$ | 53.48' | $50400^{\circ \prime 0} 10^{\prime \prime} \mathrm{E}$ |  |  |  |  |  |  |
| ${ }^{\text {L7 }}$ | 225.49' | N 8559958"E |  |  |  |  |  |  |
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| L26 | 531.148 | 568 |
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| L39 | 10.00 | N $035735^{\prime \prime}$ |
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| L41 | $10.00^{\circ}$ | N 0557 |
| 142 | $10.00^{\circ}$ | 5179 |
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| L59 | 10.00' | $\cdots$ | L79 | 55.33 | $503500^{\circ} 36^{\circ} \mathrm{E}$ |
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| L61 | $18.56^{\prime}$ | $55^{57735}$ | L81 | 4.71 | 50343 |
| 162 | ${ }^{11.48}$ | N $0357355^{\text {w }}$ | 182 | ${ }^{19.88}$ | $58626^{\circ}$ |
| 163 | 10.00 | N 0357 '35" | 183 | 103.3 | S 0356 |
| ${ }^{6} 4$ | $10.00^{\circ}$ | N 8602225" | $\stackrel{184}{ }$ | 10.0 | 52200 |
| ${ }^{165}$ | 10.00 | N $0357735^{\circ}$ | $\llcorner 85$ | 10.00 | 5680 |
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| 1.38 | 52.09 | 585885 |
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| 142 | ${ }^{15.27}$ | N 6542115 |
| L4,3 | ${ }^{8.32}$ | ${ }^{4} 4830$ |
| ${ }_{4} 144$ | ${ }^{4262}$ | N 200751 |
| 14.5 | $26.16^{\prime}$ | 58805 |
| 144 | 58.05 | N 6557 |
| 147 | 35.49' | 58246 |
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| 154 | $29.16^{\circ}$ | N 5336 |
| $\underline{L 55}$ | 34.70 | 5800 |
| $\stackrel{156}{ }$ | ${ }^{18.21}$ | N 8271813" |
| L157 | 18.84 | N 6 |
| $\stackrel{158}{ }$ | $31.88^{\prime}$ | $N 49244$ |
| L159 | $38.20^{\circ}$ | N 1242 |
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| $\underline{L 65}$ | $46.23^{\prime}$ | $\sim 5546$ |
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| L177 | 54.29 | $58944515^{5}$ E |
| 1778 | 70.60' | 57938 |
| 479 | ${ }^{42} 888^{8}$ | N 6352 |
| L180 | 64.43 | $57470^{\prime 2} 25^{\circ \prime}$ E |
| L181 | 42.95' | 5434402 |
| 482 | $60.82^{\prime}$ | N $85^{464640}$ |
| L183 | 46.00 | $54320^{\circ} 5^{\circ} \mathrm{E}$ E |
| 1884 | ${ }^{121.82^{\prime}}$ | N $87455^{\circ} 95^{\prime \prime} \mathrm{E}$ |
| L185 | 96.26' | N 52315152 |
| 1186 | 22.92 | $579377^{\circ} 4^{\circ}$ |
| 487 | 30.34 | N7852'30 |
| $\stackrel{1888}{ }$ | ${ }_{35.27}$ |  |



















| Eosement Curve Toder |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  | Lemst | Ratas | arad | cord bealis |  |
| ${ }^{2} 24$ | 42.36' | 56.00 | ${ }^{41.36}$ | N 174245 | ${ }^{4320339}$ |
| c25 | $23.1{ }^{\prime}$ | 22.96 | $22.20^{\circ}$ | S 37979099\% |  |
| c26 | 27.77 | 30.00 | 26.79 | 530885 |  |
| ${ }^{\text {c27 }}$ | ${ }^{9.32}$ | 30.00' | ${ }_{9.28^{\prime}}$ | V $0455^{\prime} 3^{\prime \prime}$ E |  |
| ${ }^{\text {c28 }}$ | 34.40 | $1009.00^{\circ}$ | 34,40 | 58504410 |  |
| c29 | 206.80' | $1275.00^{\circ}$ | 20.5 | 5812355 |  |
| c30 | 165.79 | 26.150 | 163.05 | 503095 |  |
| c31 | 503.31 | ${ }^{638}$ | 490 | N $888445^{\prime \prime} \mathrm{E}$ |  |
| c32 | 68.93 | 77.50 | ${ }^{66.68}$ | ${ }^{\text {N } 6033}$ |  |
| ${ }^{\text {c33 }}$ | 55.59' | ${ }^{62.50}$ | 53.71 | N 6033339 |  |
| ${ }^{6} 34$ | $13.9{ }^{\prime}$ | 38.00 | ${ }^{13,83}$ | S $0729551{ }^{\text {a }}$ W |  |
| ${ }^{6} 37$ | 141 | 979.00' | 14.16 | S $7953544^{*}$ W |  |
| ${ }^{\text {c } 38}$ | 91.74 | 980.00 | $9.170^{\circ}$ | 5635455 | 521 |
| ${ }^{\text {c }} 3$ | ${ }^{17.47^{\prime}}$ | 30.00 | ${ }^{17.23}$ | $58522^{12}$ |  |
| ${ }_{4} 40$ | 42.61 | 40.00 | 40.63 | S $0145^{\prime 2} 7^{\prime \prime}$ W |  |
| ${ }^{\text {c } 41}$ | $100.62^{2}$ | 1027.10 ${ }^{\circ}$ | 100.58 | 53153 | 5364 |
| $\mathrm{C}_{4}$ | 43.50 | 28.01 | 43.46 | 530202 |  |
| c43 | 59.35 | 288.00 | 59.24 | 531 | ${ }^{11488}$ |
| c50 | $148.9{ }^{\circ}$ | 1009.00 | 148.7 | 579515 |  |
| C51 | 241.45 | 1255.00 |  |  |  |

final plat
ALLEN GATEWAY ADDITION LOT 1, BLOCK A \& LOT 1 , BLOCK X
ND 0.067 ACRES RIGHT OF WAY DEDICATION SITUATED IN THE C. JACKSON SURVEY, ABSTRACT NO. 489 IN THE CITY OF ALLEN, COLLIN COUNTY, TEXAS 12.513 Acres (Gross)
12.446 Acres (Net)



## PLANNING AND ZONING COMMISSION REGULAR MEETING AGENDA COMMUNICATION

## AGENDA DATE:

AGENDA CAPTION:

## STAFF RESOURCE:

PREVIOUS COUNCIL ACTION:

## STRATEGIC PLANNING GOAL:

August 16, 2022
Consider a request for a Final Plat of Lots 1-3, Block A, 121 Technology Park, being 84.3632 acres located in the George Fitzhugh Survey, Abstract No. 321 and Francis Dosser Survey, Abstract No. 280; generally located at the southwestern corner of State Highway 121 and Chelsea Boulevard. [PL-072222-0015] (121 Technology Park)

Jordan Caudle, Planner
July 3, 1986 - Planned Development No. 37 Approved - Ordinance No. 708-7-86
March 23, 2004 - Planned Development No. 92
Approved - Ordinance No. 2272-3-04
November 22, 2005 - Planned Development No. 92
Approved - Ordinance No. 2463-11-05
October 26, 2021 - Planned Development No. 147
Approved - Ordinance No. 3917-10-21
May 24, 2022 - Planned Development No. 147A
Approved - Ordinance No. 3917-5-22

Vibrant Community with Lively Destinations and Successful Commercial Centers.

## BACKGROUND

The subject property is generally located at the southwest corner of State Highway 121 and Chelsea Boulevard. The zoning designations of the surrounding properties are as follows:

- North (across State Highway 121) - City of McKinney
- West - Planned Development No. 92 with a base zoning of Corridor Commercial (CC)
- South - Planned Development No. 130 with base zoning districts of Residential (R-5) and Residential (R-6)
- East - Planned Development No. 139 with a base zoning of CC and Light Commercial

In October 2021, City Council adopted a Planned Development for 121 Technology Park, a light industrial development. In May 2022, City Council subsequently amended the planned development to add requirements for the corridor commercial and townhome portions of this development along with minor revisions to the previously established zoning. A site plan for Lot 1 was approved in June 2022 for a warehouse use.

The Final Plat shows $84.3632 \pm$ acres of land subdivided into three lots. There are two major points of access to the site--one from Ridgeview Drive and one from State Highway 121. Additional points of access for Lots 2 and 3 off of Chelsea Boulevard will be dedicated at time of replat for each of these
lots. The plat shows all necessary easements for the development of Lot 1.
The Final Plat has been reviewed by the Technical Review Committee, is generally consistent with the 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 Final Plat for 121 Technology Park, as presented.

## ATTACHMENT(S)

Final Plat



## PLANNING AND ZONING COMMISSION REGULAR MEETING AGENDA COMMUNICATION

## AGENDA DATE:

## AGENDA CAPTION:

STAFF RESOURCE:

## BOARD/COMMISSION ACTION:

## PREVIOUS COUNCIL ACTION:

## STRATEGIC PLANNING GOAL:

August 16, 2022
Conduct a Public Hearing and consider a request to amend the Development Regulations of PD-73 relating to the development and use of the Property to increase the maximum height of certain structures (net poles) allowed from 160 feet to 170 feet and adopt the related Concept Plan relating to the development and use of Lot 2RA, Block B, Saint Andrews Park Addition located at 1500 Andrews Parkway. [ZN-052722-0010] (Top Golf)

Jessica Johnsen, Planner
March 2009 - Final Plat Approved June 2017 - Replat Approved

November 28, 2006 - Planned Development No. 73 Approved - Ordinance No. 2577-11-06
July 13, 2010 - Planned Development No. 73 Approved - Ordinance No. 2930-7-10
September 28, 2010 - Specific Use Permit Approved - Ordinance No. 2955-9-10

Vibrant Community with Lively Destinations and Successful Commercial Centers.

## BACKGROUND

The subject property is approximately 13.80 acres, generally located directly south and east of Andrews Parkway (commonly known as 1500 Andrews Parkway). The surrounding properties are zoned as follows:

- North: Planned Development No. 73 (PD-73) with a base zoning of Shopping Center (SC)
- South: Planned Development No. 58 with a base zoning of Multi-Family 18 (MF-18)
- East: PD-73 with a base zoning of Single Family Residential (R-7)
- West: PD-73 with a base zoning of SC

The subject property is zoned PD-73 with a base zoning of SC. The applicant is requesting to amend the Development Regulations of PD-73 by increasing the maximum height of the netting poles by 10 feet and adopting the related Concept Plan.

The Concept Plan shows the site with the exterior netting poles located on the north, east, and south portion of the property. The current maximum height in the zoning district is 12 stories and/or 160 feet. An increase in maximum height is being requested to install taller netting at the Top Golf facility from 160 feet to 170 feet.

This request has been reviewed by the Technical Review Committee.

## STAFF RECOMMENDATION

Staff recommends approval.

## MOTION

I move to recommend approval of the request to amend the development regulations of PD-73 with a base zoning of SC for Lot 2RA, Block B, Saint Andrews Park Addition, as presented

## ATTACHMENT(S)

Property Notification Map
Draft Ordinance


Public Notification Map


ORDINANCE NO.

> AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AMENDING THE ALLEN LAND DEVELOPMENT CODE AND ZONING MAP AS PREVIOUSLY AMENDED BY AMENDING THE REGULATIONS RELATING TO THE DEVELOPMENT AND USE OF LOT 2RA, BLOCK 9, SAINT ANDREWS PARK ADDITION, CURRENTLY ZONED PLANNED DEVELOPMENT 73 WITH A BASE ZONING OF SHOPPING CENTER "SC" AND SUBJECT TO SPECIFIC USE PERMIT NO. 112 TO INCREASE THE AUTHORIZED MAXIMUM HEIGHT OF CERTAIN STRUCTURES ON SAID PROPERTY AND ADOPTING A FENCING EXHIBIT; PROVIDING A CONFLICTS RESOLUTION CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS $(\$ 2,000)$ FOR EACH OFFENSE; AND PROVIDING AN EFEECTIVE DATE.

WHEREAS, the Planning and Zoning Commission and the governing body of the City of Allen, Texas, in compliance with the laws of the State of Texas and the Ordinances of the City of Allen, Texas, have given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all property owners generally and to all persons interested and situated in the affected area, and in the vicinity thereof, and in the exercise of its legislative discretion, the City Council has concluded that the Allen Land Development Code Zoning Regulations and Zoning Map of the City of Allen, Texas, as previously amended, should be further amended as follows:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, THAT:

SECTION 1. The Allen Land Development Code Zoning Regulations and Zoning Map of the City of Allen, Texas, as amended, be further amended by amending the regulations of Planned Development "PD" No. 73 as set forth in Ordinance No. 2930-7-10 (the "PD-73 Regulations") relating to the development and use of Lot 2RA, Block B, Saint Andrews Park Addition, Collin County, Texas, according to the plat thereof recorded in Volume 2009, Page 76, Plat Records, Collin County, Texas ("the Property") by authorizing the pole structures holding the safety nets located on the Property to be (i) 170 feet in height notwithstanding Section 2.C of the PD 73 Regulations and (ii) generally located as set forth in the Fencing Exhibit attached hereto as Exhibit "A" and incorporated herein by reference.

SECTION 2. To the extent of any irreconcilable conflict with the provisions of this Ordinance and other ordinances of the City of Allen governing the use and development of the Property and which are not expressly amended by this Ordinance, the provisions of this Ordinance shall be controlling.

SECTION 3. Should any word, sentence, paragraph, subdivision, clause, phrase, or section of this Ordinance, or the Allen Land Development Code, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said Ordinance or the Allen Land Development Code, as amended hereby, which shall remain in full force and effect.

SECTION 4. An offense committed before the effective date of this Ordinance is governed by prior law and the provisions of the Allen Land Development Code Zoning Regulations, as amended, in effect when the offense was committed, and the former law is continued in effect for this purpose.

SECTION 5. Any person, firm, or corporation violating any of the provisions or terms of this Ordinance shall be subject to the same penalty as provided for in Allen Land Development Code Zoning Regulations as previously
amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand Dollars $(\$ 2,000)$ for each offense.

SECTION 6. This Ordinance shall take effect immediately from and after its passage and publication of the caption in accordance with the provisions of the Charter of the City of Allen, and it is accordingly so ordained.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, ON THIS THE $13{ }^{\text {TH }}$ DAY OF SEPTEMBER 2022.

## APPROVED:

## Kenneth M. Fulk, MAYOR

## APPROVED AS TO FORM:

Peter G. Smith, CITY ATTORNEY
(kbl:8/4/2022:130886

## ATTEST:



## PLANNING AND ZONING COMMISSION REGULAR MEETING AGENDA COMMUNICATION

## AGENDA DATE:

## AGENDA CAPTION:

August 16, 2022
Conduct a Public Hearing and consider a request to amend the Development Regulations of Planned Development No. 63 with a Base Zoning of Local Retail and Community Facilities; relating to the development and use of $17.145 \pm$ acres located in the Jesse H. Gough Survey, Abstract No. 347, and the Chadrick Jackson Survey, Abstract No. 489 generally located directly south of Ridgeview Drive and directly east of Custer Road. [ZN-0415220006] (Advantage Storage Ridgeview).

Hayley Angel, Planning Manager
October 2, 1997 - Planned Development No. 63 Approved - Ordinance No. 1536-10-97

Vibrant Community with Lively Destinations and Successful Commercial Centers.

## BACKGROUND

The subject property is approximately 17.145 acres, generally located directly south of Ridgeview Drive and directly east of Custer Road. The zoning designations of the surrounding properties are as follows:

- North: Planned Development No. 63 (PD-63) with a base zoning of Local Retail (LR), PD-63 with a base zoning of Multi-Family (MF), and Community Facilities (CF).
- South: Planned Development No. 88 with a base zoning of Single Family Residential (R-5).
- East: PD-63 with a base zoning of Single Family Residential (R-7).
- West: City of Plano

This property is zoned PD-63 with a base zoning of LR and PD-63 with a base zoning of CF. The applicant is requesting to amend the Development Regulations of PD-63 by changing the base zoning of Local Retail and Community Facilities to Local Retail, increasing allowable building stories from 2.5 stories to 3 stories, adding alternative screening, and adding Mini-Warehouse/Self-Storage as a permitted use.

The Concept Plans show an approximately 17.145 -acre site with the proposed self-storage facility located on the eastern portion of the property (identified as Lot 2 on the Concept Plan). Lot 2 is approximately 12.125 acres and includes an approximately 109,260 square foot building. The northern portion of the building (facing Ridgeview Drive) will be a maximum of three stories. The southern and eastern portions of the building will have two stories, then decrease to one story moving south.

The western portion of the property (identified as Lot 1 on the Concept Plan) is approximately 5.020 acres, and the applicant is including it in this request to change the portion currently zoned PD-63 CF to PD-63 LR. The applicant did provide preliminary sketches to demonstrate the feasibility of developing
a retail building. However, as the property exceeds five acres, the applicant is choosing not to include a Concept Plan for this portion.

There are two points of access into Lot 2, both to the north on Ridgeview Drive. One of these points of access is on the proposed lot line, granting access to Lot 1 on the west.

The building elevations show the approximately 35 -foot-tall building with building materials that include stone, brick, glass, and metal panels. While most storage units are proposed to be accessed through the interior of the building, there are exterior accessed storage units with loading doors proposed on the south and west sides of the building, where the height decreases to one story.

Section 7.07.4 of the Allen Land Development Code requires screening for commercial properties that are adjacent to residential zoning. The landscape plan shows the proposed alternative landscaped screening of eight-foot-tall shrubs on the eastern portion of Lot 1.

The development regulations address the mini-warehouse/self-storage use, the increased allowable building stories, and allow alternative landscaped screening on the eastern portion of the property adjacent to residential zoning.

The request has been reviewed by the Technical Review Committee. The Future Land Use Map in the Comprehensive Plan identifies this property as "Open Space," though the established zoning has a base zoning of Local Retail outside of the floodplain. Local Retail is intended for local serving and lowintensity uses. A mini-warehouse/self-storage use is not compatible within this zoning district. Zoning and development south of Ridgeview Drive have maintained low-intensity, single-story uses throughout the corridor. The proposal does not conform with the adopted policy. For these reasons, staff is recommending denial.

## STAFF RECOMMENDATION

Staff recommends denial of the request.

## MOTION

I move to recommend denial of the request to amend the development regulations of PD-63 with a base zoning of Local Retail and Community Facilities, as presented.

## ATTACHMENT(S)

Property Notification Map
Draft Ordinance


## 5 <br> CITY OF ALLEN

Public Notification Map


ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AMENDING THE ALLEN LAND DEVELOPMENT CODE ZONING REGULATIONS, AND ZONING MAP, AS PREVIOUSLY AMENDED, BY AMENDING THE REGULATIONS RELATING TO THE USE AND DEVELOPMENT OF 17.145 $\pm$ ACRES LOCATED IN THE JESSE H. GOUGH SURVEY, ABSTRACT NO. 347, AND THE CHADRICK JACKSON SURVEY, ABSTRACT NO. 489 PRESENTLY ZONED AS PLANNED DEVELOPMENT (PD) NO. 63 WITH A BASE ZONING OF LOCAL RETAIL AND COMMUNITY FACILITIES BY CHANGING THE BASE ZONING TO LOCAL RETAIL; ALLOWING THE PRINCIPAL USE OF MINIWAREHOUSE/SELF STORAGE; AND ADOPTING A CONCEPT PLAN, LANDSCAPE PLAN, AND BUILDING ELEVATIONS; AND AMENDING THE COMPREHENSIVE PLAN (ALLEN 2030) TO MAKE IT CONSISTENT WIT̂H SUCH AMENDMENT; PROVIDING FOR A CONFLICTS RESOLUTION CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS $(\$ 2,000)$ FOR EACH OFFENSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission and the governing body of the City of Allen, Texas, in compliance with the laws of the State of Texas and the Ordinances of the City of Allen, Texas, have given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all property owners generally and to all persons interested and situated in the affected area, and in the vicinity thereof, and in the exercise of its legislative discretion, the City Council has concluded that the Allen Land Development Code Zoning Regulations and Zoning Map of the City of Allen, Texas, as previously amended, should be further amended as follows:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, THAT:

SECTION 1. The Allen Land Development Code Zoning Regulations and Zoning Map of the City of Allen, Texas, as amended, be further amended by amending as set forth in Section 2 of this Ordinance the regulations relating to the use and development of $17.145 \pm$ acres of land in located in the Jesse H. Gough Survey, Abstract No. 347, and Chadrick Jackson Survey, Abstract No. 489, described in "Exhibit A," attached hereto and incorporated herein by reference ("the Property").

SECTION 2. The Property shall be developed and used only in accordance with the applicable provisions of the Allen Land Development Code, as amended ("ALDC") and the development and use regulations of Planned Development "PD" No. 63, as set forth in Ordinance No. 1536-10-97 ("the PD-63 Regulations"), as such regulations have been amended, except to the extent modified by the Development Regulations set forth below:
A. BASE ZONING: The Property shall be developed and used only in accordance with the regulations of the Local Retail "LR" zoning district except as otherwise provided in this Section 2.
B. PERMITTED USES: In addition to the principal uses allowed by right in PD No. 63, the portion of the Property described in Exhibit "A" hereto as "Proposed Lot 2" may be developed and used for a Mini-Warehouse/Self Storage use.
C. CONCEPT PLAN: The Property shall be developed in general conformance with the Concept Plan attached hereto as Exhibit " B " and incorporated herein by reference (the "Concept Plan").
D. LANDSCAPE PLAN: The Property shall be developed in general conformance with the Landscape Plan attached hereto as Exhibit "C" and incorporated herein by reference (the "Landscape Plan").
E. BUILDING ELEVATIONS: The buildings constructed on the Property shall be developed in general conformance with the architectural style set forth on the Building Elevations attached hereto as Exhibit "D" and incorporated herein by reference (the "Building Elevations").
F. SCREENING: Screening for the Property shall be developed in general conformance with the Landscape Plan.
G. MAXIMUM NUMBER OF STORIES: The maximum building height shall not exceed the lesser of three (3) stories and 35 feet in height.

SECTION 3. The Allen 2030 Comprehensive Plan, as amended, be further amended by amending the Comprehensive Plan together with its Proposed Land Use Plan, as necessary to make it consistent with the amendment to the Allen Land Development Code authorized by this Ordinance, to include amending the Future Land Use designation on the Proposed Land Use Plan from Parks \& Open Space (PK) to Commercial Retail (C) as it relates to the Property.

SECTION 4. To the extent of any irreconcilable conflict with the provisions of this Ordinance and other ordinances of the City of Allen governing the use and development of the Property and which are not expressly amended by this Ordinance, the provisions of this Ordinance shatl be controlling.

SECTION 5. Should any word, sentence, paragraph, subdivision, clause, phrase, or section of this Ordinance, or the Allen Land Development Code, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said Ordinance or the Allen Land Development Code, as amended hereby, which shall remain in full force and effect.

SECTION 6. An offense committed before the effective date of this Ordinance is governed by prior law and the provisions of the Allen Land Development Code Zoning Regulations, as amended, in effect when the offense was committed, and the former law is continued in effect for this purpose.

SECTION 7. Any person, firm, or corporation violating any of the provisions or terms of this Ordinance shall be subject to the same penalty as provided for in Allen Land Development Code Zoning Regulations as previously amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand Dollars $(\$ 2,000)$ for each offense.

SECTION 8. This Ordinance shall take effect immediately from and after its passage and publication of the caption in accordance with the provisions of the Charter of the City of Allen, and it is accordingly so ordained.
$\qquad$

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, ON THIS THE $13{ }^{\text {TH }}$ DAY OF SEPTEMBER 2022.

## APPROVED:

## Kenneth M. Fulk, MAYOR

APPROVED AS TO FORM:

## ATTEST:

Peter G. Smith, CITY ATTORNEY
(kbl:8/11/2022:130887)

Shelley B. George, CITY SECRETARY


$\qquad$ , Page 3

## EXHIBIT "A" <br> DESCRIPTION OF THE PROPERTY

Remainder of Tract 1 Situated in the Shadrick Jackson Survey (Abstract No. 489) \& Jesse H. Gough Survey (Abstract No. 347) City of Allen, Collin County, Texas

## PROPOSED LOT 1 (5.020 ACRE TRACT):

BEING a 5.020 acre or 221,295 square foot tract of land situated in the Shadrick Jackson Survey, Abstract No. 489, and the Jesse H. Gough Survey, Abstract No. 347, City of Allen, Collin County, Texas; said tract also being part of that certain tract of land described in Special Warranty Deed With Vendors Lien to Gulf Coast Package, LTD recorded in Collin County Clerks Document Number 94-0060164 and being more particularly described as follows:

COMMENCING at $1 / 2$-Inch iron rod set in the South right-of way (ROW) line of Ridgeview Drive, a variable width ROW, according to the plat of Ridgeview Drive recorded in Cabinet L, Page 31, of the Plat Records of Collin County, Texas, (PRCCT) and being the most westerly northwest corner of Lot 20, Block E, according to the plat of Bridgewater Crossing Addition, An Addition to the City of Allen recorded in Cabinet L, Page 52, (PRCCT), and being in Rowlett Creek and from which point an X-Cut found at the radius point of a 50 -foot cul-de-sac in Deercreek Drive, according to said Bridgewater Crossing plat, bears North 59 degrees 56 minutes 25 seconds East, a distance of 198.68 feet and from said radius point, an X-Cut found for the centerline of said Deercreek Drive, a 50 -foot wide road according to said Bridgewater plat bears North 49 degrees 47 minutes 42 seconds East, a distance of 25.00 feet;

THENCE South 49 degrees 47 minutes 42 seconds West, along the said south ROW of Ridgeview Drive, and the North line of the proposed 12.125 acre tract, a distance of 175.00 feet to a $1 / 2$-iron rod with orange cap stamped "U.S. Plus Survey", hereinafter referred to as "with cap", set for corner and being the beginning of curve to the right, said curve having a central angle of 17 degrees 29 minutes 51 seconds, a radius of 470.44 feet and a chord which bears South 58 degrees 32 minutes 37 seconds West, a distance of 143.11 feet;

THENCE continuing along said south ROW line of Ridgeview Drive and the north line of said proposed 12.125 acre tract, an arc distance of 143.67 feet to a $1 / 2$-inch iron rod set "with cap" being the northwest corner of said proposed 12.125 acre tract and the northeast corner of the herein described tract and being the POINT OF BEGINNING;

THENCE South 24 degrees 08 minutes 04 seconds East, departing said South ROW line of Ridgeview Drive, over and across said Tract 1, passing a $1 / 2$-inch iron rod found "with cap" set for witness, at a distance of 110.00 feet, continuing in a total distance of 223.70 feet to the South line of said Tract 1, and being in Young's Branch creek, said point being the southeast corner of the herein described tract and the southwest corner of said proposed 12.125 acre tract and from which point an X-Cut found for the radius point of the 50 -foot cul-de-sac on Glenmount Court, a 50 -foot wide ROW according to the Final Plat of Custer Meadows, Phase A, an Addition to the City of Allen recorded in Cabinet K, Page 853 (PRCCT) bears South 37 degrees 06 minutes 28 seconds East, a distance of 306.59 feet;

THENCE along the said south line of Tract 1 and meandering along said Young's Branch creek the following bearings and distances:

South 80 degrees 14 minutes 24 seconds West, a distance of 44.70 feet to a point for corner;

South 56 degrees 36 minutes 46 seconds West, a distance of 141.84 feet to a point for corner;
South 37 degrees 13 minutes 32 seconds West, a distance of 322.28 feet to a point for corner;

South 56 degrees 51 minutes 04 seconds West, a distance of 268.03 feet to a point for corner in the east ROW of Custer Road;

THENCE departing the said south line of Tract 1 and said Young's Branch creek, along said east ROW of Custer Road, over and across said Tract 1, the following bearings and distances:

North 00 degrees 48 minutes 38 seconds West, a distance of 95.84 feet to a $1 / 2$-iron rod set
"with cap" for corner;
South 89 degrees 11 minutes 22 seconds West, a distance of 10.00 feet to a $1 / 2$-inch iron rod set "with cap" for corner;

North 00 degrees 48 minutes 38 seconds West, a distance of 29.03 feet to a $1 / 2$-inch iron rod set "with cap" for corner;

North 00 degrees 21 minutes 40 seconds West, a distance of 449.69 feet to a $1 / 2$-inch iron rod set "with cap" for corner at the intersection of the said east ROW of Custard Road and the said south line of Ridgeview drive, being the southwest corner of said Ridgeview drive plat and being the northwest corner of the herein described tract;

THENCE along the said south ROW line of Ridgeview driye the following bearings and distances:
North 89 degrees 01 minute 42 seconds East, a distance of 56.46 feet to a $1 / 2$-inch iron rod set "with cap" for a corner at the beginning of a compound curve to the left, said curve having a central angle of 01 degree 49 minutes 44 seconds, a radius of 1115.00 feet, a chord which bears North 88 degrees 06 minutes 49 seconds East, a distance 35.59 feet;

Along said curve to the left an, aro distance of 35.59 to a $1 / 2$-inch iron rod set "with cap" at the beginning of a curve to the left, said curve having a central angle of 13 degrees 38 minutes 15 seconds, a radius of 590.00 feet, a chord which bears North 80 degrees 22 minutes 51 seconds East, a distance of 140.10 feet;

Along said curve to the left, an arc distance of 140.43 feet to a $1 / 2$-inch iron rod set "with cap", from which point a $5 / 8$-inch iron rod found with red cap stamped "KHA" for the Southwest corner of Lot 1 , of the West Rowlett Creek Addition, an Addition to the City of Allen, according to the plat recorded in County Clerk's Instrument Number 20120525010001170 bears North 03 degrees 52 minutes 19 seconds West, a distance of 136.19 feet;

North 73 degrees 33 minutes 44 seconds east, a distance of 125.16 feet to a $1 / 2$-inch iron rod set "with cap" at the beginning of a curve to the left, said curve having a central angle of 06 degrees 16 minutes 12 seconds, a radius of 1105.00 feet, and a chord which bears North 70 degrees 25 minutes 38 seconds East, a distance of 120.86 feet;

Along said curve to the left, an arc distance of 120.92 feet to a $1 / 2$-inch iron rod set "with cap" for corner;

North 67 degrees 17 minutes 32 seconds East, a distance of 44.35 feet to the POINT OF BEGINNING and containing 5.020 acres or 221,295 square feet of land more or less.

## PROPOSED LOT 2 ( 12.125 ACRE TRACT):

BEING a 12.125 acre or 525,334 square foot tract of land situated in the Shadrick Jackson Survey, Abstract No. 489, and the Jesse H. Gough Survey, Abstract No. 347, City of Allen, Collin County, Texas; said tract also being part of that certain tract of land described as Tract 1 in Special Warranty Deed With Vendors Lien to Gulf

Ordinance No. $\qquad$ , Page 2

Coast Package, LTD recorded in Collin County Clerks Document Number 94-0060164 and being more particularly described as follows:

BEGINNING at a $1 / 2$-Inch iron rod set in the south right-of-way (ROW) line of Ridgeview Drive, a variable width ROW, according to the plat of Ridgeview Drive recorded in Cabinet L, Page 31 of the Plat Records of Collin County, Texas (PRCCT) and being the most westerly Northwest corner of Lot 20, Block E, according to the plat of Bridgewater Crossing Addition, an Addition to the City of Allen recorded in Cabinet L, Page 52, (PRCCT), being in Rowlett Creek and from which an X-Cut found at the radius point of a 50 -foot cul-de-sac in Deercreek Drive, dedicated by said Bridgewater Crossing plat, bears North 59 degrees 56 minutes 25 seconds East, a distance of 198.68 feet and from said radius point an X-Cut found for the centerline of said Deercreek Drive, a 50 -foot wide road bears North 49 degrees 47 minutes 42 seconds East, a distance of 25.00 feet;

THENCE along the common easterly lines of the herein described tract, the southwest lines of said Lot 20, Block E and meandering along Rowlett Creek the following bearings and distances:

South 41 degrees 10 minutes 26 seconds East, a distance of 44.70 feet to a point for corner;
South 55 degrees 29 minutes 06 seconds East, a distance of 327.50 feet to a point for corner;
South 15 degrees 40 minutes 38 seconds East, a distance of 356.46 feet to a point for corner;
South 62 degrees 24 minutes 44 seconds East, a distance of 553.03 feet to a point for corner;
South 66 degrees 29 minutes 44 seconds East, a distance of 130.00 feet to a point for corner in the
South line of said Tract 1, and being near the center of the confluence of said Rowlett Creek and Young's Branch creek;

THENCE along the South line of said Tract 1 and meandering along said Young's Branch creek the following bearings and distances:

South 35 degrees 17 minutes 40 seconds West, a distance of 57.73 feet to a point for corner;
North 84 degrees 13 minutes 47 seconds West, a distance of 373.09 feet to a point for corner;
South 81 degrees 32 minutes 10 seconds West, a distance of 310.15 feet to a point for corner;
North 30 degrees 52 minutes 22 seconds West, a distance of 170.02 feet to a point for corner;
North 67 degrees 22 minutes 09 seconds West, a distance of 132.48 feet to a point for corner;
North 21 degrees 47 minutes 27 seconds West, a distance of 96.95 feet to a point for corner;
North 70 degrees 49 minutes 08 seconds West, a distance of 296.51 feet to a point for corner;
North 63 degrees 43 minutes 56 seconds West, a distance of 126.12 feet to a point for corner;
South 80 degrees 14 minutes 24 seconds West, a distance of 74.23 feet to a point for corner, said point being the Southwest corner of the herein described tract and the Southeast corner of a proposed 5.020 acre tract, from which an X-Cut found for the Radius point of a 50 -foot cul-de-sac of Glenmount Court, a 50 -foot wide ROW according to the Final Plat of Custer Meadows, Phase A, an Addition to the City of Allen recorded in Cabinet K, Page 853 (PRCCT) bears South 37 degrees 06 minutes 28 seconds East, a distance of 306.59 feet;

THENCE North 24 degrees 08 minutes 04 seconds West, departing said South line of Tract 1 , and said Young's
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Branch Creek, over and across said Tract 1, passing at a distance of 113.70 feet, a $1 / 2$-inch iron rod with orange cap stamped "U.S. Plus Survey", hereinafter referred to as "with cap", set for a witness corner, in all a total distance of 223.70 feet to a $1 / 2$-inch iron rod set "with cap" in said south ROW line of Ridgeview, said point being the common northwest corner of the herein described tract and the Northeast corner of the said proposed 5.020 acre tract;

THENCE North 67 degrees 17 minutes 32 seconds East, along the said South ROW line of Ridgeview Drive, a distance of 275.25 feet to a $1 / 2$-inch iron rod set "with cap" at the beginning of a curve to the left, having a central angle of 17 degrees 29 minutes 51 seconds, a radius of 470.44 feet, and a chord which bears North 58 degrees 32 minutes 37 seconds East, a distance of 143.11 feet;

THENCE along said south ROW of Ridgeview Drive, and along said curve to the left, an arc distance of 143.67 feet to a $1 / 2$-iron rod set "with cap" for corner;

THENCE North 49 degrees 47 minutes 42 seconds East, along said south ROW of Ridgeview Drive, a distance of 175.00 feet to the POINT OF BEGINNING and containing 12.125 acres or 525,334 square feet of land more or less.


Ordinance No. $\qquad$ , Page 4







DUMPSTER ENCLOSURE ELEVATIONS


3 SOUTH ELEVATION


2 WEST ELEVATION


