

PLANNING & ZONING COMMISSION MEETING

Tuesday, December 27, 2022 at 5:30 PM

Glen Rose City Hall, Council Chambers,
201 NE Vernon, Glen Rose, TX 76043



AGENDA

City Hall will be open to the public.

Citizens can view or listen live by tuning in to the following Zoom.com webinar:

Meeting ID: 813 9027 4124 • Passcode 142999 • or dial 1-346-248-7799

CALL TO ORDER

Pledge of Allegiance, Roll Call

PUBLIC HEARING

1. Public hearing regarding a request to *rezone the property located at 404 Paluxy St, Glen Rose, TX 76043; also known as Acres 7.890, Tract 21, Abst A41, A41 J A HERNANDEZ, TRACT 21, ACRES 7.89, from R-1 (Single-Family Residential District) to B-1 (Restricted Commercial).*

INDIVIDUAL ITEMS FOR CONSIDERATION

2. Discussion, consideration and possible action regarding a request to *rezone the property located at 404 Paluxy St, Glen Rose, TX 76043; also known as Acres 7.890, Tract 21, Abst A41, A41 J A HERNANDEZ, TRACT 21, ACRES 7.89, from R-1 (Single-Family Residential District) to B-1 (Restricted Commercial).*
3. Discussion, consideration and possible action to change date of regular meetings to the last Tuesday of every month.

WORKSHOP

4. Review and discussion of Parking requirements for the City of Glen Rose Parking Provisions (Sec. 14.02.101) as listed in the Schedule of Uses (at the end of Appendix A).

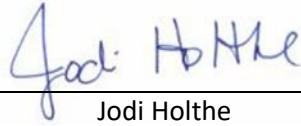
ADJOURNMENT

In accordance with the Americans with Disabilities Act, persons who need accommodation to attend or participate in the is meeting should contact the City Secretary's office at (254) 897-2272 x 102 at least 48 hours prior to the meeting to request such assistance.

CERTIFICATION

I, the undersigned authority, do hereby certify that this NOTICE OF MEETING was posted in accordance with the regulations of the Texas Open Meetings Act on the bulletin board located at the entrance of the City of Glen Rose

City Hall, a place convenient and readily accessible to the general public, as well as to the City's website at www.glenrosetexas.org and said notice was posted on the following date and time: **Wednesday, December 21, 2022, by 10:30 AM** and remained posted for at least two hours after said meeting was convened.



Jodi Holthe
Building, Planning Code Enforcement Department

Certification of NOTICE OF MEETING was removed on: _____ at _____ am/pm
by _____ . _____



CITY COUNCIL AGENDA ACTION FORM

AGENDA DATE:	Tuesday, December 27, 2022		
AGENDA SUBJECT:	Public hearing regarding a request to rezone the property located at 404 Paluxy St, Glen Rose, TX 76043; also known as Acres 7.890, Tract 21, Abst A41, A41 J A HERNANDEZ, TRACT 21, ACRES 7.89, from R-1 (Single-Family Residential District) to B-1 (Restricted Commercial).		
PREPARED BY:	Building/Planning/Code Enforcement Assistant Holthe	DATE SUBMITTED:	12/21/22
EXHIBITS:			
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
	Amount Budgeted:	\$00.00	
	Appropriation Required:	\$00.00	
CITY ADMINISTRATOR APPROVAL:			
SUMMARY:			
RECOMMENDED ACTION:			



CITY COUNCIL AGENDA ACTION FORM

AGENDA DATE:	Tuesday, December 27, 2022		
AGENDA SUBJECT:	Discussion, consideration and possible action regarding a request to rezone the property located at 404 Paluxy St, Glen Rose, TX 76043; also known as Acres 7.890, Tract 21, Abst A41, A41 J A HERNANDEZ, TRACT 21, ACRES 7.89, from R-1 (Single-Family Residential District) to B-1 (Restricted Commercial).		
PREPARED BY:	Building/Planning/Code Enforcement Assistant Holthe	DATE SUBMITTED:	12/21/22
EXHIBITS:	<div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> 1. Request for New Zoning Use Application 2. Property Notification Letter 3. Property Return Letter 4. 200' Surrounding Property map 5. Current Zoning Map </div> <div style="width: 48%;"> 6. Future Land Use Map 7. R-1 Single-Family Residential District 8. B-1 Restricted Commercial </div> </div>		
BUDGETARY IMPACT:		Required Expenditure:	\$00.00
		Amount Budgeted:	\$00.00
		Appropriation Required:	\$00.00
CITY ADMINISTRATOR APPROVAL:			
SUMMARY: <ul style="list-style-type: none"> 11/21/2022 – Request for New Zoning Use Application received 12/09/2022 - Notice of Public Hearing was posted in the local newspaper 12/12/2022 - 17 Property owner letters were sent representing 18 properties. <p>06 Letters have been confirmed as received 10 Letters unconfirmed as received 01 Letters were returned 00 Favorable response has been returned 00 Opposition responses have been returned</p>			
RECOMMENDED ACTION:			
Move to approve or deny as presented.			



Building, Planning & Code Enforcement
City of Glen Rose, Texas 76043 Tel: (254) 897-9373 Fax: (254) 897-7989

Staff use only Date Received: <u>11/21/22</u>	Item 2.
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New Zoning Use Application

Address of property: 404 PAULY ST, GLEN ROSE 76043

Applicant's Name: Rex Miller Date: 11/22/22

Property Owner Information

Full Name: REX & LISA MILLER

Address: 404 PAULY ST GLEN ROSE TX 76043

Telephone No: _____ Email: _____

Applicant/Owner's Representative (if not the owner)

Full Name: _____

Address: _____

Telephone No: _____ Email: _____

Present zoning at site: B1 Requested new zoning use: B1

Form of Ownership of the property: ☒ Individual ☐ Partnership ☐ Corporation

Intended use of property (must be specific):

A MEETING BUILDING FOR COMMUNITY & BUSINESS.
WE WILL HAVE A WARMER KITCHEN TO SUPPORT
CATERING

I/We, am/are the owner(s) of the property. I/We hereby certify that all the information provided is true and correct.

Owner(s) Signature: _____

Date: 11/22/22

Fee's →



Building, Planning and Code Enforcement Department
201 NE Vernon Street, PO Box 1949, Glen Rose, Texas 76043
(254) 897-2272 Fax: (254) 897-7989

Item 2.

NOTIFICATION

December 12, 2022

NOTICE OF PUBLIC HEARING ON PROPERTY LOCATED AT 404 Paluxy St, Glen Rose, TX 76043

Public hearings will be held at 5:30 p.m. at City Hall (201 NE Vernon Street, Glen Rose, Texas) on December 27, 2022 before the Planning and Zoning Commission and on January 10, 2023 before the City Council on a request by owner / Owner's Representative, Rex Miller, to rezone the property located at 404 Paluxy St, Glen Rose, TX 76043; also known as Acres 7.890, Tract 21, Abst A41, A41 J A HERNANDEZ, TRACT 21, ACRES 7.89, from R-1 (Single-Family Residential District) to B-1 (Restricted Commercial.).

Dear Property Owner:

You are receiving this notice because our records indicate you own property within 200' of the property located referenced above. That is the subject of these hearings. Included with this letter is a Property Owner Response Form, the application for rezoning which is under consideration, and a map showing all the properties within 200' of the property referenced above. If you would like to register your opinion in favor or in opposition to granting the rezoning request, please complete the form and either mail or email it to us, or deposit it in one of the drop boxes at City Hall.

If the owners of 20% or more of the land within 200' of property referenced above provide written notice of their objection to the issuance of the rezoning request, instead of a simple majority it will require a vote of $\frac{3}{4}$ of the City Council members present to approve the request.

You are welcome to attend and participate in either or both of the Public Hearings. If you are unable to attend, but would like to listen to the hearings, generally, those proceedings are broadcast via Zoom. Instructions for accessing those broadcasts are available in the "Latest Events" section at the bottom of the City's website at www.glenrosetexas.org.

Should you have any questions, please contact us at jodi.holthe@glenrosetexas.org or at (254) 897-2272 ext. 109.

Sincerely,

Building, Planning, and Code Compliance Department

NOTICE OF PUBLIC HEARING

Item 2.



City of Glen Rose, Texas
Building, Planning, Code Enforcement Department
P.O. Box 1949, Glen Rose, TX 76043
Ph: (254) 897-2272 Fax: (254) 897-7989
Email: buildingofficial@glenrosetexas.org

Re: Rex Millers request to rezone the property located at 404 Paluxy St, Glen Rose, TX 76043; also known as Acres 7.890, Tract 21, Abst A41, A41 J A HERNANDEZ, TRACT 21, ACRES 7.89, from R-1 (Single-Family Residential District) to B-1 (Restricted Commercial).

This letter may be deposited in either of the two drop boxes located at City Hall, 201 NE Vernon Street, Glen Rose, Texas or mailed to City Hall, Attention: Planning and Zoning Department, PO Box 1949, Glen Rose, Texas 76043.

NAME: _____ DATE: _____

ADDRESS: _____

I AM () IN FAVOR () IN OPPOSITION TO THIS REQUEST.

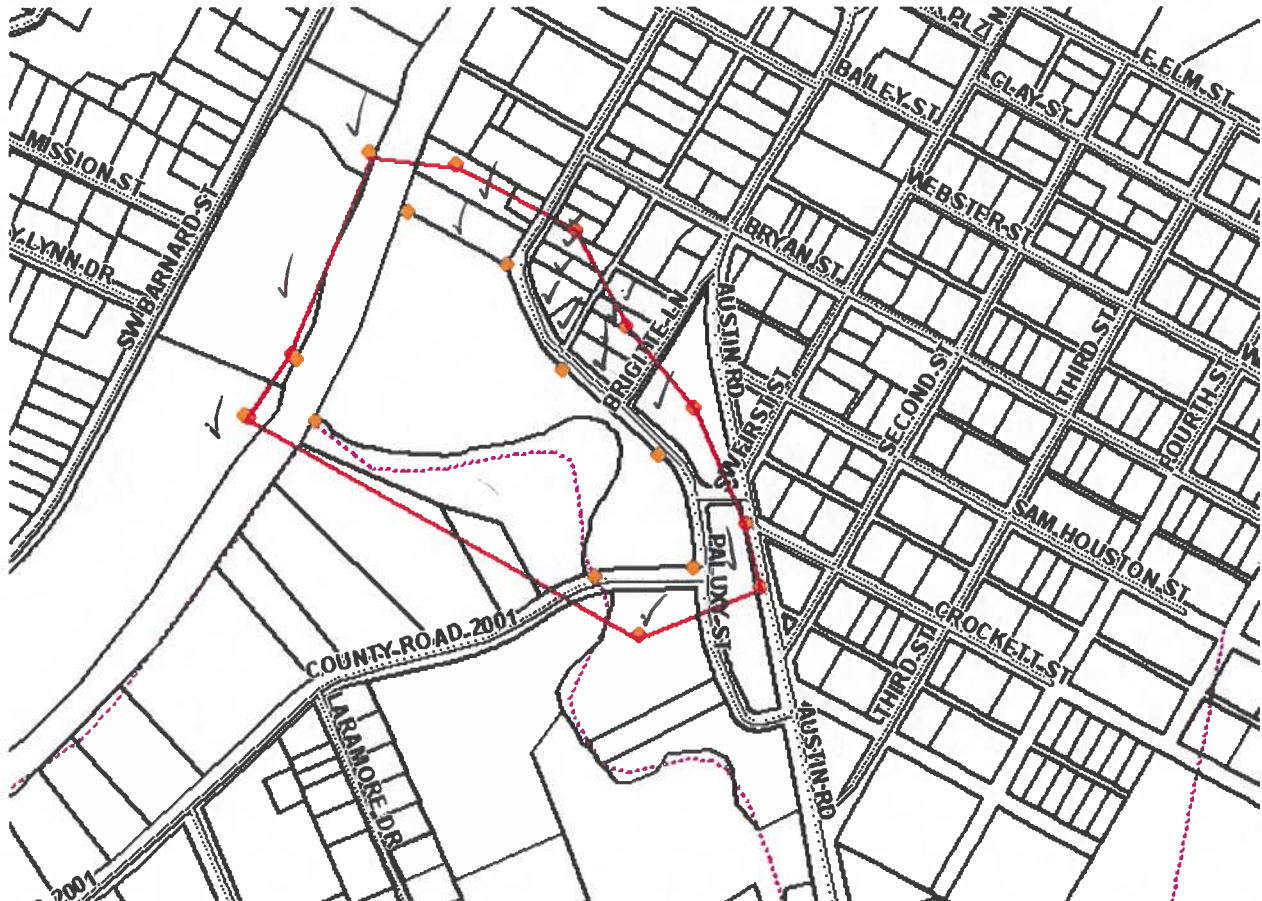
Reasons/Comments:

Jodi Holthe,
Planning and Zoning (P&Z)

404 Paluxy St

R-1 to B-1

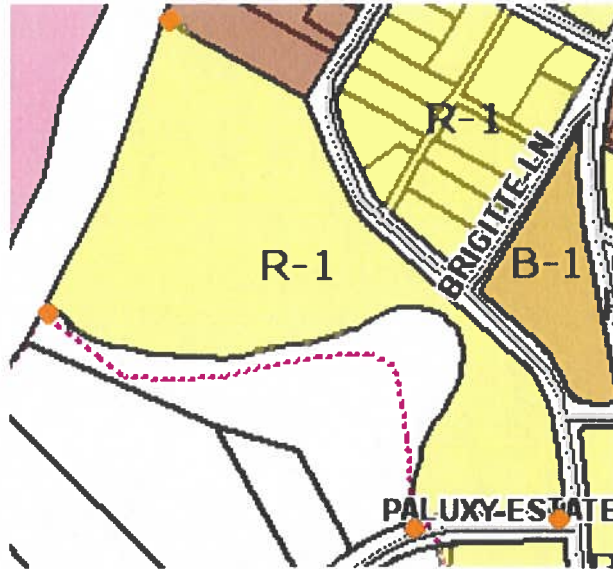
200 ft Radius



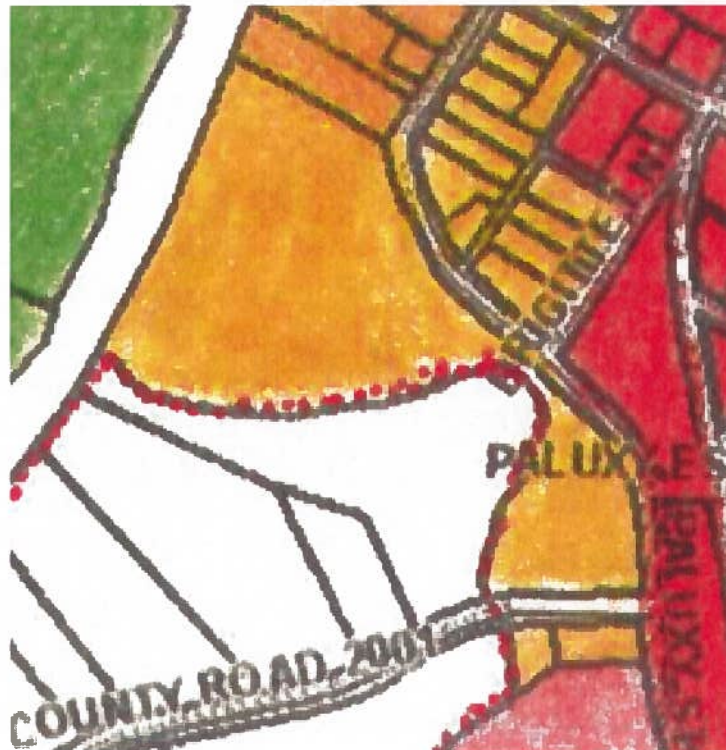
404 Paluxy St

Zoning Request

Current Zoning




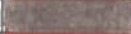

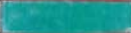

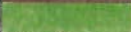





Future Zoning



Future Zoning Legend

LEGEND

Zone	Map Section/Area	Color	Color Name
R-1	Single Family		Golden Yellow
R-2M	Single Family/Duplex/Cabin		Pink
R-3	Single/Two-Four/MH		Tan
R-4	Multi-Family		Gray
B-1	Restricted Commercial		Orange
B-2	General Commercial		Aqua Green
I	Industrial		Brown
OSP	Open Space Parks		Yellow Green
PD	Planned Development		Mahogany Overlay
PF	Public Facilities		Violet Purple Overlay
H	Historic District		Black Overlay

14.02.042 R-1 Single-Family Residential District

- (a) Purpose. The R-1 Single-Family Residential District is established to allow for single-family dwellings.
- (b) Permitted uses. The uses permitted in the R-1 district include those listed in the schedule of uses found in appendix A of this article. Any use not expressly authorized and permitted herein is expressly prohibited in this district, unless otherwise allowed in conformance with section 14.02.107 dealing with new and unlisted uses.
- (c) Specific use permit. In order to allow for certain uses which, because of their nature or unusual character, cannot be unconditionally permitted in this district, yet would or could be an appropriate or compatible use under certain controlled circumstances and locations, the planning and zoning commission shall forward its recommendations of action to the city council, after public hearing thereon. The city council shall hold a public hearing and may authorize and grant the issuance of a specific use permit for those uses allowed in the schedule of uses in appendix A of this article. The issuance of the permit by the city council shall be contingent upon reasonable and appropriate conditions and safeguards, including the length of time, so as to properly protect any adjacent property, use or neighborhood character, as well as ensure the appropriate conduct of the conditional use of the land and buildings granted.
- (d) Area, yard, height, lot coverage and building size. The requirements regulating the minimum lot size, minimum yard sizes (front, side and rear), maximum building height, maximum percentage of lot coverage by buildings and the minimum size of buildings, as pertains to this district, shall conform with the provisions of the schedule of district regulations found in section 14.02.041 and any other applicable regulations as herein provided.
- (e) Parking requirements. Off-street parking space requirements shall be in accordance with the parking schedule found in appendix A of this article and section 14.02.104. Parking for at least 2 motor vehicles shall be provided by an enclosed garage or carport for any single-family dwelling constructed after the date of adoption of this article.
- (f) Sales displays prohibited.
- (1) Garage sales shall be permitted in accordance with this Code of Ordinances.
 - (2) It shall be unlawful for any person to display or allow to be displayed for sale or lease at one time on any lot any motor vehicle; boat or vessel subject to registration under Texas Parks & Wildlife Code chapter 31; or camper shell designed for use on a motor vehicle unless such vehicle is owned by the actual occupant of the premises. However, no person or persons shall be permitted to display more than 2, or combination thereof, of the following: motor vehicles; boats or other similar vessels subject to registration under Texas Parks and Wildlife Code chapter 31; or camper shells per lot at any time.
- (g) Minimum setback requirements for carports and accessory buildings. Detached accessory buildings shall be located within the rear portion of the lot and shall not exceed one story in height, nor shall any structure be located closer than 3 feet to the main building nor 4 feet to a side lot line, nor closer than 5 feet to any rear lot line nor closer than 10 feet to any side street. Small structures of 200 square feet or less may be placed anywhere in the rear half of the lot.

(Ordinance 240 adopted 3/15/94; Ordinance adopted 9/9/97; 2007 Code, sec. 155.16; Ordinance 17.02.13A adopted 2/13/17)

14.02.047 B-1 Restricted Commercial District

- (a) Purpose. The B-1 Restricted Commercial District has been established to limit commercial uses and operations within enclosed buildings and prohibiting the outside storage and display of goods, materials, vehicles and equipment. This district is intended to accommodate the basic shopping and service needs of residents and to provide retail and office space for merchants and financial, administrative, government and business services.
- (b) Permitted uses. The uses permitted in the B-1 district include those listed in the schedule of uses found in appendix A of this article. Any use not expressly authorized and permitted herein is expressly prohibited in this district, unless otherwise allowed in conformance with section 14.02.107 dealing with new and unlisted uses.
- (c) Specific use permit. In order to allow for certain uses which, because of their nature or unusual character, cannot be unconditionally permitted in this district, yet would or could be an appropriate or compatible use under certain controlled circumstances and locations, the planning and zoning commission shall forward its recommendations of action to the city council, after public hearing thereon. The city council shall hold a public hearing and may authorize and grant the issuance of a specific use permit for such uses allowed in the schedule of uses in appendix A of this article. The issuance of the permit by the city council shall be contingent upon reasonable and appropriate conditions and safeguards, including the length of time, so as to properly protect any adjacent property, use or neighborhood character, as well as ensure the appropriate conduct of the conditional use of the land and buildings granted.
- (d) Area, yard, height, lot coverage and building size. The requirements regulating the minimum lot size, minimum yard sizes (front, side and rear), maximum building height, maximum percentage of lot coverage by buildings and the minimum size of buildings, as pertains to this district, shall conform with the provisions of the schedule of district regulations found in section 14.02.041 and any other applicable regulations as herein provided.
- (e) Parking requirements. Off-street parking space requirements shall be in accordance with the parking schedule found in appendix A of this article and section 14.02.104. No enclosed or covered parking is specifically required.
- (f) All commercial operations and sales to be enclosed; exception. All commercial uses, operations and sales, except for off-street parking and off-street loading facilities, shall be conducted within completely enclosed buildings. However, the city council may grant a permit to businesses for sidewalk sales for a period up to 30 days.

(Ordinance 240 adopted 3/15/94; 2007 Code, sec. 155.21)



CITY COUNCIL AGENDA ACTION FORM

AGENDA DATE:	Tuesday, December 27, 2022		
AGENDA SUBJECT:	Discussion, consideration and possible action to change date of regular meetings to the last Tuesday of every month.		
PREPARED BY:	Building/Planning/Code Enforcement Assistant Holthe	DATE SUBMITTED:	12/15/22
EXHIBITS:			
BUDGETARY IMPACT:	Required Expenditure:	\$00.00	
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SUMMARY:			
RECOMMENDED ACTION:			