

PLANNING AND ZONING COMMISSION MISSION CITY HALL OCTOBER 01, 2025 at 5:30 PM

AGENDA

Pursuant to V.T.C.A. Gov. Code Section 551.001, et. Seq., the Planning and Zoning Commission of the City of Mission, Texas will hold a Regular Meeting on **Wednesday**, **October 1, 2025** at **5:30 p.m**. in the **City Hall's Council Chamber, 1201 E. 8th Street** to consider the following matters:

REGULAR MEETING

- 1. Call to Order and Establish Quorum
- 2. Disclosure of Conflict of Interest
- 3. Citizens Participation

APPROVAL OF MINUTES

Approval of Minutes for P&Z Meeting - September 17, 2025

PUBLIC HEARINGS

CONDITIONAL USE PERMIT

- Conduct a public hearing and consideration of a Conditional Use Permit for an Event Center Le Jardin, in a General Business (C-3) District, being Lot 1, J. Reyes Subdivision, located at 3009 N. Conway Avenue, Suite 5. Applicant: Nora Marroquin Cervantes
- Conduct a public hearing and consideration of a Conditional Use Permit for an Event Center Partytorium, in a General Business (C-3) District, being Lot 1, Treme Subdivision, located at 2210 E. IH 2, Suites F & G. Applicant: Elizabeth Fregoso-Glass Cervantes
- 4 Conduct a public hearing and consideration of a Conditional Use Permit Renewal to allow a Home Occupation We Care Family Daycare in a (R-1) Single Family Residential District, being the West ½ of Lots 1 & 2, Block 103, Mission Original Townsite Subdivision, located at 311 W. Leo Najo Street, Apts. A, B, C, Applicant: Jose de la Garza Cervantes
- 5 Conduct a public hearing and consideration of a Conditional Use Permit Renewal for the Sale & Onsite Consumption of Alcoholic Beverages El Itacate Restaurant in a (C-3) General Commercial District, being Lot 2, Shary Town Plaza Subdivision, located at 301 N. Shary Road, Suite 240, Applicant: Las Pupusas Del Itacate, LLC, c/o Claudia Bajos Cervantes

ORDINANCE AMENDMENT

Conduct a public hearing and consideration of the adoption of an ordinance amending the code of ordinances Appendix A - Zoning, Article VIII – Use Districts and Conditional Uses, Section 1.36 (3) (L) – AO-I (Agricultural Open Interim Use District); Conditional Uses to add Bed & Breakfast and Event Centers to the list of possible conditional uses. Applicant: City of Mission - Cervantes

SINGLE LOT VARIANCE

Single Lot Variance for a 0.3244 of one acre out of Lot 19, Los Ebanos Village Subdivision, in a property zoned for Single Family Residential (R-1), located at 1500 Esperanza Avenue. Applicant: Victoria M. Bazan – Cervantes

ADJOURNMENT

Signed this the <u>25th</u> day of September, 2025

Xavier Cervantes, Director of Planning
CERTIFICATE

I, the undersigned City Secretary do certify that the above notice of meeting was posted on the bulletin board of City Hall, 1201 E. 8th Street, Mission, Texas on this the 25th day of September, 2025 and will remain posted continuously for at least three business days preceding the scheduled date of said meeting, in compliance with Chapter 551 of the Government Code.

Anna Carrillo, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations for a disability must be made 48 hours prior to this meeting. Please notify the City Secretary's Office at 580-8668.

NOTICE OF REGULAR MEETING OF THE PLANNING AND ZONING COMMISSION OF THE CITY OF MISSION

Notice is hereby given that on the **1st day of October**, **2025** the Planning and Zoning Commission of the City of Mission will hold a regular meeting at 5:30 p.m. at 1201 E. 8th Street, Mission, Texas to consider the following matters. The subjects to be discussed are listed on the agenda, which is attached to and made a part of this Notice.

If, during the course of the meeting covered by this Notice, the Planning and Zoning Commission should determine that a closed or executive meeting or session of the Council is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the Commission at the date, hour and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the Commission may conveniently meet in such closed or executive meeting or session concerning any and all purposed permitted by the Act, including, but not limited to the following sections and purposes.

Texas Government Code Section:

551.071 (1) (2)	Consultation with Attorney.
551.072	Deliberation regarding real property.
551.073	Deliberation regarding prospective gifts.
551.074	Personnel matters.
551.076	Deliberation regarding security devices or security audits.
551.0785	Deliberations involving medical or psychiatric records of individuals.
551.084	Investigation; exclusion of witness from hearing.
551.087	Deliberation regarding economic development negotiations
551.088	Deliberation regarding test item

Should any final action, final decision, or final vote be required in the opinion of the Commission with regard to any matter considered in such closed or executive meeting or session, then the final action, final decision, or final vote shall be either:

- (a) in the open meeting covered by the Notice upon the reconvening of the public meeting; or
- (b) at a subsequent public meeting of the Commission upon notice thereof; as the Commission shall determine.

On this the **25th day of September, 2025** this Notice was emailed to news media who had previously requested such notice and an original copy was posted on the bulletin board at City Hall, 1201 E. 8th Street on said date and will remain posted continuously for at least three business days preceding the scheduled date of said meeting, in compliance with Chapter 551 of the Government Code.

Anna Carrillo,	City Secretary	

PLANNING AND ZONING COMMISSION SEPTEMBER 17, 2025 CITY HALL'S COUNCIL CHAMBERS @ 5:30 P.M.

P&Z PRESENT
Diana Izaguirre
Connie Garza
Omar Guevara

Kevin Sanchez

P&Z ABSENT Irene Thompson Steven Alaniz Raquenel Austin

Xavier Cervantes Alex Hernandez Elisa Zurita Gabriel Ramirez Jessica Munoz Susie De Luna

GUEST PRESENT Emigdio Villanueva Jr. Jose Gonzalez Rick Rodriguez Maria Anita Rodriguez Rosa Cedillo Humberto Garza

CALL TO ORDER

Chairwoman Izaguirre called the meeting to order at 5:30 p.m.

DISCLOSURE OF CONFLICT OF INTEREST

There was none.

CITIZENS PARTICIPATION

There was none.

APPROVAL OF MINUTES FOR SEPTEMBER 3, 2025

Chairwoman Izaguirre asked if there were any corrections to the minutes for September 3, 2025. Ms. Garza moved to approve the minutes as presented. Mr. Sanchez seconded the motion. Upon a vote, the motion passed unanimously.

Started: 5:30 p.m. Ended: 5:32 p.m.

Item #2 Rezoning:

Being a 9.851 acres tract out of the South 12 acres out of the East 26.49 acres out of Lot 296, John H. Shary Subdivision, the site is located along the West side of Taylor Road approximately 170 feet North of Mile 2 Road

AO-I to R-1A

RGV Villa Development, LLC

Mr. Cervantes stated the applicant is requesting to rezone the subject property from Agricultural Open Interim District ("AO-I") to Large Lot Single-family Residential District ("R-1A") to develop a Single Family Residential development. The irregular-shaped tract of land has 9.851 acres in area and measures 405.31 feet along N. Taylor Road and 358.4 feet along E. Mile 2 Road. The surrounding zones are Agricultural Open Interim (A-OI) to the West, Large Lot Single Family Residential (R-1A) to the North, Large Lot Single Family Residential (R-1A), Single Family Residential (R-1), Agricultural Open Interim (A-OI), Office Building (C-1) to the South, and outside the city limits to the East. The surrounding land uses include Single Family homes in all directions and an office building with parking at the Northwest corner of Mile 2 and N. Taylor Roads. The subject property has stables and is vacant. The Future Land Use Map shows the property designated for lower density residential uses. The requested rezoning is in line with the comprehensive plan

designation. Notices were mailed to 40 surrounding property owners. Planning staff received no phone calls from the surrounding property owners. Staff recommends approval to the rezoning request.

Chairwoman Izaguirre asked if there was any input in favor or against the request.

There was none.

Chairwoman Izaguirre entertained a motion to close the public hearing. Mr. Sanchez moved to close the public hearing. Mr. Guevara seconded the motion. Upon a vote, the motion passed unanimously.

Chairwoman Izaguirre asked if the board had any questions.

There was none.

There being no discussion, Chairwoman Izaguirre entertained a motion. Ms. Garza moved to approve the rezoning request. Mr. Guevara seconded the motion. Upon a vote, the motion passed unanimously.

Started: 5:32 p.m. Ended: 5:33 p.m.

Item #3 Rezoning:

Being a 26.65 acre tract of land being a part of Lot 29-9,

West Addition to Sharyland Subdivision, This site is located along the East side of

Mayberry Road approximately 104 feet South of

Sonoma Ranch Street.

AO-I to R-1 Carlos I. Garza

Mr. Cervantes stated the applicant is requesting to rezone the subject property from Agricultural Open Interim District ("AO-I") to Single-family Residential District ("R-1") to develop a single-family residential development. The irregular-shaped tract of land has 26.65 acres in area and measures 179.64 feet along N. Mayberry Road. The property is located just south of the recently recorded Sonoma Ranch Phase 1 Subdivision. The surrounding zones are Agricultural Open Interim (A-OI) to the South and West, Single Family Residential (R-1) to the North and Large Lot Single-family Residential (R-1A) to the East. The surrounding land uses include vacant single-family lots to the North and East and an irrigation canal to the South and West. In addition, there are existing single-family homes to the West and South. The subject property is vacant. The Future Land Use Map shows the property designated for low density residential uses. The requested rezoning is in line with the comprehensive plan designation. Notices were mailed to 28 surrounding property owners. Planning staff received one phone call from one of the surrounding property owners. The person expressed a desire for the property to be zoned R-1A instead of R-1. Staff recommends approval to the rezoning request.

Chairwoman Izaguirre asked if there was any input in favor or against the request.

There was none.

Chairwoman Izaguirre entertained a motion to close the public hearing. Mr. Sanchez moved to close the public hearing. Mr. Guevara seconded the motion. Upon a vote, the motion passed unanimously.

Chairwoman Izaguirre asked if the board had any questions.

There was none

There being no discussion, Chairwoman Izaguirre entertained a motion. Ms. Garza moved to approve the rezoning request. Mr. Guevara seconded the motion. Upon a vote, the motion passed unanimously.

Started: 5:33 p.m. Ended: 5:36 p.m.

Item #4 Rezoning:

Being a 0.6026 of one acre tract of land out of Lot 182, John H. Shary Subdivision 200 N. Glasscock Road

R-1 to R-3

Jose R. & Veronica L. Gonzalez

Mr. Cervantes stated the applicant is requesting to rezone the subject property from Single-family Residential District ("R-1") to Multi-family Residential District ("R-3") to develop an apartment complex. The tract of land has 0.6026 acres in area and measures 150 feet along Glasscock Road and has a depth of 175 feet. The surrounding zones are Neighborhood Commercial (C-2) to the North, Single-family Residential (R-1) to the West and South, and Multi-family Residential (R-3) to the East. The surrounding land uses include single-family homes to the West, North and South. The land uses to the East include apartments. The subject property is vacant. The Future Land Use Map shows the property designated for low density residential uses. The requested rezoning is not in line with the comprehensive plan, but staff feels that the area is in transition to multi-family residential uses. In January 2021, there was an attempt to rezone the property to R-3, but due to opposition from the surrounding property owners, the application was denied by the City Council. Subsequently In April of 2023, the property across the street to the East was rezoned from R-2 to R-3 and was later developed as a subdivision for apartments. The property to the North was zoned Neighborhood Commercial (C-2) prior to the year 2012. Notices were mailed to 23 surrounding property owners. Planning staff received no phone calls in opposition to the rezoning. Staff recommends approval to the rezoning request.

Chairwoman Izaguirre asked if there was any input in favor or against the request.

Mr. Humberto Garza resides at 909 Barnes Street and he is in support of the rezoning. He stated he doesn't live in the particular area, but his friend owns the property. He mentioned he has seen what his friend has been struggling with his property. He stated his friend bought the property 2018 and people have been using the property to dump illegally on the property. He mentioned his friend has some pictures that he would like to show the board members. He stated the property owner has invested thousands of dollars in cleaning up the property, and he would like to beautify the area by building some nice apartments.

Chairwoman Izaguirre entertained a motion to close the public hearing. Mr. Sanchez moved to close the public hearing. Mr. Guevara seconded the motion. Upon a vote, the motion passed unanimously.

Chairwoman Izaguirre asked if the board had any questions.

There was none.

There being no further discussion, Chairwoman Izaguirre entertained a motion. Mr. Guevara moved to approve the rezoning request. Mr. Sanchez seconded the motion. Upon a vote, the motion passed unanimously.

Started: 5:36 p.m. Ended: 5:41 p.m.

Item #5 Rezoning:

Being a 27.07 acre tract of land out of Lot 17-2, West Addition to Sharyland Subdivision, This site is located along the West side of Los Ebanos Road approximately 1,232 feet South of U.S. Expressway 83

AO-I to R-1

M2 Engineering, PLLC

Mr. Cervantes stated the applicant is requesting to rezone the subject property from Agricultural Open Interim District ("AO-I") to Single-family Residential District ("R-1") to develop a single-family residential development. The irregular-shaped tract of land has 27.07 acres in area and measures 692 feet along Los Ebanos Road and 207.84 feet along Mile 1 South Road. The property is located just North and West of the Leal Elementary School. The surrounding zones are Light Industrial (L-I) to the North, Single-family Residential (R-1) to the East, Multi-family and Agricultural Open Space (A-OI) to the West and Public (P) and Townhouse Residential (R-1T) to the South. The surrounding land uses include industrial businesses to the North such as Rio Grande Valley Logistics, R&R Cooling, Heating & Electrical Services and IPE Aggregate. In addition, the Balli's Terrace Event Center is also located to the North. To the East there are single family homes. To the South is the Leal Elementary school and recently constructed townhouses. To the West are the Rio de Vida Apartments, vacant land and a single-family home. The subject property is vacant. The Future Land Use Map shows the property designated for moderate density residential uses. The requested rezoning is less dense compared to the comprehensive plan designation. Notices were mailed to 50 surrounding property owners. Planning staff received no phone calls from the surrounding property owners. Staff recommends approval to the rezoning request.

Chairwoman Izaquirre asked if there was any input in favor or against the request.

Ms. Maria Anita Rodriguez resides at 307 Erma Avenue, she asked how would it affect her in that neighborhood building this property there.

- Mr. Cervantes asked her what's her address.
- Ms. Rodriguez stated she resides at 307 Erma Avenue.
- Mr. Cervantes stated it would not be affecting her neighborhood.

Ms. Rodriguez mentioned that when the city rezones and creates a nicer neighborhood in that area, will this affect her neighborhood? She asked whether this would impact her property taxes and

whether she would benefit from living in this neighborhood. She asked if their streets would be better. She stated they do have a nice school However; they don't have any sidewalks or similar features. So, how will this benefit us, or how will it affect us. Since she doesn't want a year or two from now to come and surprise found out there's a problem why this was built.

Mr. Cervantes stated "No, in my opinion, your property taxes should not be affected". He mentioned Los Ebanos in the future may be improved and the city in the future may widen the street. There are no plans right now to widen the street. He stated there could be some sidewalk improvements along Los Ebanos maybe. The developer will be required to do additional asphalt along their side of Los Ebanos. So that will be a requirement on this developer. But other than that, your neighborhood should not be affected in any way.

Ms. Rodriguez asked would it be something that the City of Mission would consider since the traffic jam is going to get worse once we bring another neighborhood. Additionally, there will be more children at Leal Elementary. As you said, it is a plus, as it means more children for the school district. She isn't sure how effective that is, given that teachers are often overwhelmed with the number of children in each classroom. However, the traffic there is the main concern. What are we going to do to keep things safe? She mentioned as of Right now, nothing has been done. Obviously, you have kids crossing the road from our neighborhood to Los Ebanos to get to school. she often has seen cars speeding, she stated she has called Mission PD because she has seen that there's going to be a lot more traffic going through there. There will be a lot more traffic in the neighborhood. She asked How can we improve this for everyone. She mentioned she doesn't have a problem with a new neighborhood and with beautifying the area because it will look nicer.

Chairwoman Izaguirre entertained a motion to close the public hearing. Mr. Guevara moved to close the public hearing. Mr. Sanchez seconded the motion. Upon a vote, the motion passed unanimously.

Chairwoman Izaguirre asked if the board had any questions.

There was none.

There being no further discussion, Chairwoman Izaguirre entertained a motion. Ms. Garza moved to approve the rezoning request. Mr. Guevara seconded the motion. Upon a vote, the motion passed unanimously.

Started: 5:41 p.m. Ended: 5:42 p.m.

Item #6

Conditional Use Permit: To allow a Mortgage Lending Company

In a (C-2) Neighborhood Commercial District

Being Lot 1, Bannworth Business Center Subdivision

1821 N. Sharv Road, Suite 6

C-2

Synergy One Lending, Inc.

Mr. Cervantes stated the subject site is located along the west side of Shary Road between Village Drive and Mulberry Street. Per Code of Ordinance, loan companies in a Neighborhood Commercial District require the approval of a Conditional Use Permit by the City Council. The applicant is leasing a 1,152 square foot suite within a commercial plaza for a mortgage lending company. Access to the site is via a 30' driveway off of Shary Road. The proposed days and hours of operation are Monday—

Friday from 8:00 am to 5:00 pm, Staff: 4 employees. Parking: Based on the square footage of the suite, there are a total of 6 parking spaces required for this business. It is noted that the parking area is held in common; 58 existing parking spaces are shared with other businesses, thus meeting code. Staff has seen this type of businesses in C-2 zones without creating a negative impact on the surrounding areas since the hours of operation are reasonable. Staff notes that there is an ordinance that regulates the distance between loan companies, which is 1,500 feet. This distance requirement was focused on payday loans. The Planning staff has not received any objections to the request from the surrounding property owners. Staff mailed out (20) legal notices to surrounding property owners. In accordance with the zoning ordinance, the P&Z and City Council may impose requirements and conditions of approval to ensure that a use requested by a Conditional Use Permit is compatible and complementary to adjacent properties. Staff recommends approval of the request subject to compliance with the following conditions: 1) Life of the Use with the understanding that the permit could be revoked due to noncompliance; 2) Continued compliance with all City Codes (Building, Fire, Health, Sign codes, etc.); 3) CUP is not transferable to others; and 4) Hours of operation to be as follows: Monday – Friday from 8:00 am to 5:00 pm.

Chairwoman Izaguirre asked if there was any input in favor or against the request.

There was none.

Chairwoman Izaguirre entertained a motion to close the public hearing. Mr. Sanchez moved to close the public hearing. Mr. Guevara seconded the motion. Upon a vote, the motion passed unanimously.

Chairwoman Izaguirre asked if the board had any questions.

There was none.

There being no discussion, Chairwoman Izaguirre entertained a motion. Mr. Sanchez moved to approve the conditional use permit request. Mr. Guevara seconded the motion. Upon a vote, the motion passed unanimously.

Started: 5:42 p.m. Ended: 5:44 p.m.

Item #7

Conditional Use Permit: To allow two (2) 36 feet by 60 feet

portable buildings for office use Being a 15.07 acre tract of land, out of Lot 13-6,

Of Porcion 55, West Addition to Sharyland Subdivision

1921 S. Conway Avenue

1-1

Ryan Clark (Granite Construction Company)

Mr. Cervantes stated the subject site located 1 mile south of U.S. Expressway 83 along the West side of S. Conway Avenue. Pursuant to Section 1.45 (3)(F) of the City of Mission Code of Ordinances, a portable building requires the approval of a conditional use permit by the City Council. The applicant desires a conditional use permit to place two (2) portable buildings for office use for a granite construction company. The applicant was contracted for the construction of the border wall for a maximum of two (2) years. The hours of operation are as follows: Monday through Friday from 7:00 a.m. to 7:00 pm. Staff: 20 employees. Parking: A total of 126 parking spaces exist at the location. The Planning Staff has not received any objections to the request from the surrounding

property owners. Staff mailed out (9) legal notices to the surrounding property owners. In accordance with the zoning ordinance, the P&Z and City Council may impose requirements and conditions of approval as are needed to ensure that a use requested by a conditional use permit is compatible and complementary to adjacent properties. Staff recommends approval for 2-year reevaluation subject to: 1) Must comply with all City Codes (Building, Fire, Health, etc.); 2) Hours of operation are Monday through Friday from 7:00 a.m. to 7:00 p.m.; 3) Acquisition of a business license prior to occupancy.; 4) Must comply with the noise ordinance; and 5) CUP is not transferable to others.

Chairwoman Izaguirre asked if there was any input in favor or against the request.

There was none.

Chairwoman Izaguirre entertained a motion to close the public hearing. Mr. Sanchez moved to close the public hearing. Mr. Guevara seconded the motion. Upon a vote, the motion passed unanimously.

Chairwoman Izaguirre asked if the board had any questions.

Mr. Sanchez asked if it was a 2 year project or a 3 year project.

Mr. Cervantes stated it is a 2 year project which is why staff is recommending a 2 year approval.

There being no discussion, Chairwoman Izaguirre entertained a motion. Mr. Sanchez moved to approve the conditional use permit request. Mr. Guevara seconded the motion. Upon a vote, the motion passed unanimously.

Started: 5:44 p.m. Ended: 5:46 p.m.

Item #8

Conditional Use Permit:

An Event Center – Events on Conway Being All of Lots 1 & 1-A through 1-K, Re-subdivision of Lots 1 and 1L, Conway Plaza Subdivision

2002 N. Conway Avenue, Suite E

C-3

Christopher Rosales

Mr. Cervantes stated the subject is located 260 feet North of East 20th. Street along the East side of N. Conway Avenue. Pursuant to Section 1.43 (3)(F) of the City of Mission Code of Ordinances, an Events Center requires the approval of a conditional use permit by the City Council. The applicant proposes to apply for a conditional use permit for the Event Center. The hours of operation are as follows: Sunday through Saturday from 10:00 a.m. to 12:00 am. Staff: 2 employees. The applicant is proposing that alcoholic beverages be consumed at the establishment, but no alcoholic beverages are proposed to be sold at the venue. The applicant's background check for the proposed BYOB (bring your own beer) will be required. Parking: Due to the total of 40 seating spaces, which requires 13 parking spaces (40 seats/ 1 space for every 3 seats = 13 parking spaces. It is noted that the parking area is held in common (57 existing parking spaces) and shared with other businesses. The Planning Staff has not received any objections to the request from the surrounding property owners. Staff mailed out (21) legal notices to the surrounding property owners. In accordance with the zoning ordinance, the P&Z and City Council may impose requirements and conditions of approval as are

needed to ensure that a use requested by a conditional use permit is compatible and complementary to adjacent properties. Staff recommends approval for 1 year re-evaluation subject to: 1) Hours of operation are Sunday through Saturday from 10:00 a.m. to 12:00 a.m.; 2) Maximum occupancy being 42; 3) Must comply with the noise ordinance; and 4) CUP is not transferable to others.

Chairwoman Izaguirre asked if there was any input in favor or against the request.

There was none.

Chairwoman Izaguirre entertained a motion to close the public hearing. Mr. Sanchez moved to close the public hearing. Mr. Guevara seconded the motion. Upon a vote, the motion passed unanimously.

Chairwoman Izaguirre asked if the board had any questions.

Ms. Garza stated she had a question regarding the parking. She asked do they have enough parking spaces to accommodate the event center there.

Mr. Cervantes stated that it is a small event center, but staff is recommending one year approval. He mentioned after one year approval; staff will advertise for public hearings. So, if there are parking problems, we will know from the other suites and from all the other renters if there's a parking issue, but staff doesn't foresee any because it's a very small event center.

There being no further discussion, Chairwoman Izaguirre entertained a motion. Mr. Guevara moved to approve the conditional use permit request. Mr. Sanchez seconded the motion. Upon a vote, the motion passed unanimously.

Started: 5:46 p.m. Ended: 5:48 p.m.

Item #9

Site Plan Approval:

Construction of a Townhouse Regime On all of Lot 2, and the south half of Lot 3, The Retreat at Cimarron Subdivision,

801 San Angel Street

R-3

Desarrollos Mosi, LLC

Mr. Ramirez stated the property is located approximately 238 feet South of Expressway 83 (IH 2) along the East side of Glasscock Road. This project will have access from Brazos Street, a public street. The complex was designed for R-3 type construction and will be prepped with thru traffic drives and alleys complete with curb and gutters, drainage, and utilities. The proposed structures meet all the zoning setback requirements. Proposed are 33 Living Units within 12 structures throughout the 4.79-acre complex. Each unit will have 2 parking spaces meeting the minimum number of paved, off-street parking spaces for this project. A master landscaping plan shall be applied to all green spaces to comply with the subdivision ordinance Ch. 98 Subdivision – Landscaping regulations; and a Lighting plan will be reviewed as to not affect nearby neighborhoods. The developer will install a perimeter opaque fence as privacy for the entire site and will include a security gate at all entrances. This buffer will comply with the separation required between commercial and residential properties. Staff recommends approval of the Site Plan as submitted.

Chairwoman Izaguirre asked if the board had any questions.

There was none.

There being no discussion, Chairwoman Izaguirre entertained a motion. Mr. Guevara moved to approve the site plan request. Mr. Sanchez seconded the motion. Upon a vote, the motion passed unanimously.

Started: 5:48 p.m. Ended: 5:50 p.m.

Item #10

Single Lot Variance: A tract of land being the East $\frac{1}{2}$ of

1.0 gross acre of land out of Lot 23-4, West Addition to Sharyland Subdivision

1003 W. 20th Street

R-1

Javier Cedillo

Mr. Ramirez stated This property is located along the South side of W. 20th Street approximately 580 feet West of N. Holland Road. The land measures 163.70 feet by 104.35 feet being a .5 acre tract of land out of the East half of an acre per map records. The owner proposes to build a residential home on their currently vacant land zoned for single family residential construction. A building permit will be submitted and reviewed separate and apart and upon approval from this single lot variance request. This site has frontage to W. 20th Street, being a public street, and access to all city utilities and services to include street lighting, fire hydrants, and drainage meeting the criteria set forth on Sec. 98-8 – Single-lot Variance; approval and procedures (b). A Capital Sewer Recovery fee (\$200.00), Parks Fee (\$650), and Water Rights Fee (\$1500) will be imposed as a condition for approval. Staff recommends approval of the Single Lot Variance.

Chairwoman Izaguirre asked if the board had any questions.

Mr. Sanchez asked What's the variance they are requesting.

Mr. Ramirez stated this is a single lot variance for the purpose of not having to subdivide.

Ms. Garza asked if there any other structures on that property.

Mr. Ramirez stated No. it's a vacant lot. Or a vacant piece of land.

Ms. Garza asked if they only plan to use half of the lot.

Mr. Ramirez stated yes only half of the lot.

Mr. Garza asked what are the adjacent lots? How are they classified?

Mr. Ramirez stated it'd acreage itself is (R-1) Single-Family Residential District. He mentioned the rest on the east side is agricultural.

Chairwoman Izaguirre stated what Ms. Garza is asking if none of the lots are subdivided? All the adjacent lots?

Mr. Ramirez stated All that strip of land is all by meets and bounds.

Mr. Cervantes stated it's hard to find an engineering firm that does a 1 Lot Subdivision for a house. He mentioned there is an ordinance to build a home on an empty lot which is a Single Lot Variance.

Mr. Ramirez stated as long as all city services are available they do qualify under the ordinance.

There being no further discussion, Chairwoman Izaguirre entertained a motion. Mr. Guevara moved to approve the Single Lot Variance request. Mr. Sanchez seconded the motion. Upon a vote, Ms. Garza nayed vote was 3 to 1 the motion passed unanimously.

Started: 5:50 p.m. Ended: 5:50 p.m.

Item #11

Plat Approval

Subject to Conditions:

Bellwood Manor Subdivision Phase I,

A tract of land containing 26.79 acres of land, Being part or portion of Lot 39, Lot 40, Lot 41, And a 70.00 strip of canal right-of-way between

Lot 40 and Lot 41, Bell-woods Company Subdivision "C", This site is located on the East side of Trosper Road

And approximately 1,970 linear feet North of W. Mile 2 Road

R-2

Developer: Dina Salinas

Engineer: S2 Engineering, PLLC

Mr. Ramirez stated the subdivision is located on the East side of Trosper Road and approximately 1,970 linear feet North of W. Mile 2 Road. This project is a proposed 70 multi-family lot subdivision that will be built out in two phases as part of a master plan. Phase I will consist of 30 multi-family lots. The proposed lots are in line with the required lot sizes for R-2 zoning. The average lot size measures 82 feet by 130 feet with an area of 10,660 square feet. The site is in a Zone "C" (no shading), defined as an area of minimal flooding, according to the FEMA Firm Community Panel No.480334 0400 C, map revised dated November 16, 1982. The development surface will be graded to direct storm water toward curb and gutters and intercepted by type "A" curb inlets that lead to a detention facility. This system will bleed into City of Mission systems. The Engineering Department has reviewed and approved the drainage report. Water service will be provided by connecting to an existing 8" water line located along the East side of N. Trosper Road and looped to an existing main line within the recorded Amber Groves Estates Subdivision which is prepped with a flush valve that will be removed. Each lot will be serviced by a 2" water line to accommodate each duplex/fourplex. There is a total of 3 fire hydrants as per the Fire Marshall's directive. The sanitary sewer line runs to and thru the subdivision collecting from 4" sewer stub. A Capital Sewer Recovery Fee is required at \$670 per lot which equates to \$20,100,00. Required fees include Park Fee (\$500xUnit), Conveyance or Payment of Water Rights (\$3000 per acre), and all other format findings will be complied with prior to the recording of the plat. The internal street is public 32 feet back-to-back within a 50 feet rightof-way and an access only thru N. Trosper Road. Staff recommends approval of the Plat subject to conditions: Payment of Capital Sewer Recovery Fees, Payment of Park Fees, Conveyance or Payment of Water Rights, and approval of the infrastructure from the different City departments as per the approved construction plans.

Chairwoman Izaguirre asked if the board had any questions.

There was none.

There being no discussion, Chairwoman Izaguirre entertained a motion. Mr. Guevara moved to approve the Plat approval request. Ms. Garza seconded the motion. Upon a vote, the motion passed unanimously.

ITEM#12 ADJOURNMENT

There being no discussion, Chairwoman Izaguirre entertained a motion. Mr. Sanchez moved to adjourn the meeting. Mr. Guevara seconded the motion. Upon a vote, the motion to adjourn passed unanimously at 5:53 p.m.

Diana Izaguirre, Chairwoman Planning and Zoning Commission



AGENDA ITEM & RECOMMENDATION SUMMARY

MEETING DATE: October 1, 2025

PRESENTED BY: Xavier Cervantes, AICP, CPM Director of Planning

AGENDA ITEM: Conduct a public hearing and consideration of a Conditional Use Permit for an

Event Center – Le Jardin, in a General Business (C-3) District, being Lot 1, J. Reyes Subdivision, located at 3009 N. Conway Avenue, Suite 5. Applicant: Nora

Marroquin – Cervantes

NATURE OF REQUEST:

Project Timeline:

- September 2, 2025 Application for a Conditional Use Permit ("CUP") submitted to the City.
- September 19, 2025 Following State and local law, notice of the required public hearings mailed to all property owners within 200 feet of the subject tract.
- October 1, 2025 Public hearing and consideration of the requested Conditional Use Permit by the Planning and Zoning Commission (P&Z).
- October 14, 2025 Public hearing and consideration of the requested Conditional Use Permit by the City Council.

Summary:

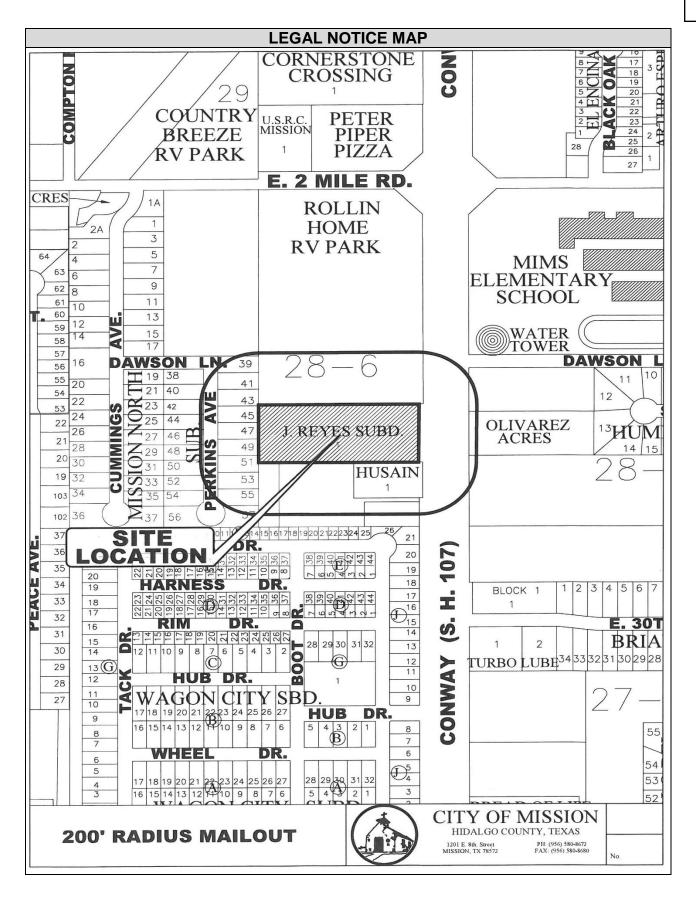
- The site is located along the West side of Conway Avenue approximately 970 feet South of Mile 2 Road.
- Pursuant to Section 1.43 (3)(F) of the City of Mission Code of Ordinances, an Events Center requires the approval of a conditional use permit by the City Council.
- The applicant is leasing a 1,500 square foot suite in a commercial plaza for an Event Center that will be named "Le Jardin".
- The applicant is proposing to host birthdays, baby showers, small weddings and quinceaneras.
- The proposed hours of operation are as follows: Every day from 9:00 a.m. to 1:00 a.m.
- Staff will be 3 employees
- Parking: Due to the total of 77 chairs allowed by the maximum occupancy, a total of 26 parking spaces is required. There is a total of 70 parking spaces held in common for the plaza.
- The Planning Staff has not received any objections to the request from the surrounding property owners. Staff mailed out (25) legal notices to the surrounding property owners.
- In accordance with the zoning ordinance, the P&Z and City Council may impose requirements
 and conditions of approval as are needed to ensure that a use requested by a conditional use
 permit is compatible and complementary to adjacent properties.

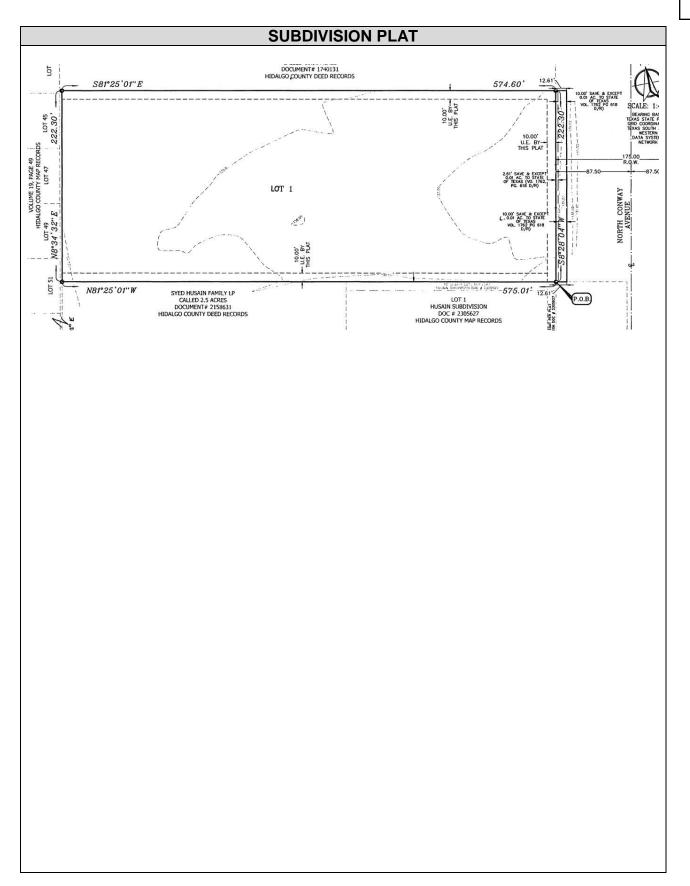
STAFF RECOMMENDATION:

- Approval for 1 year to evaluate the operations
- Must comply with all City Codes (Building, Fire, Health, etc.),
- Hours of operation are Every Day from 9:00 a.m. to 1:00 a.m.

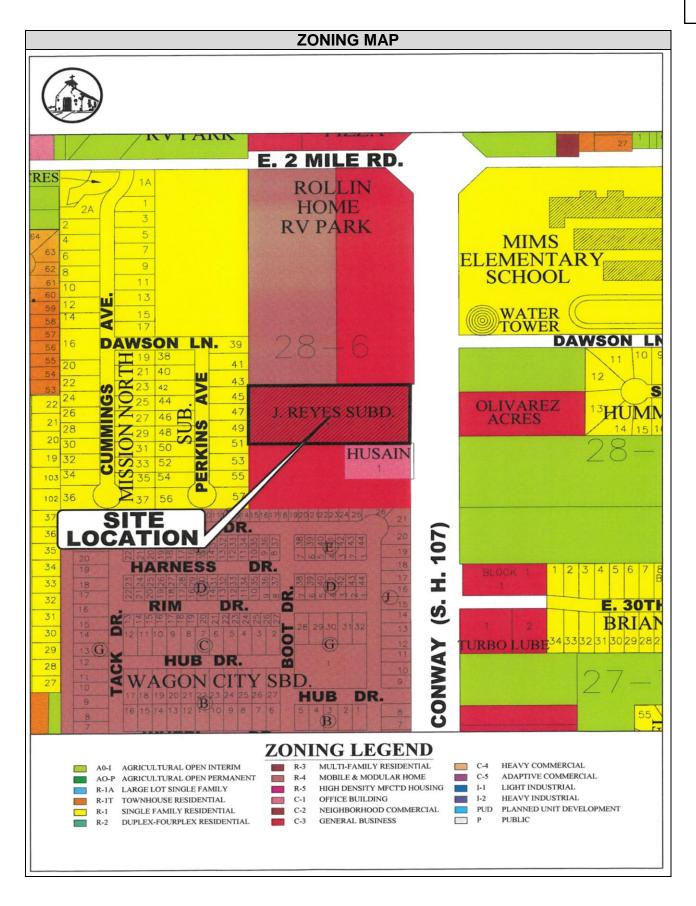
- Must comply with the noise ordinance
- Must obtain a business license prior to occupancy
- Maximum occupancy is 80 people
- Must have security cameras inside and outside with a minimum 30-day retention.
- CUP is not transferable to others

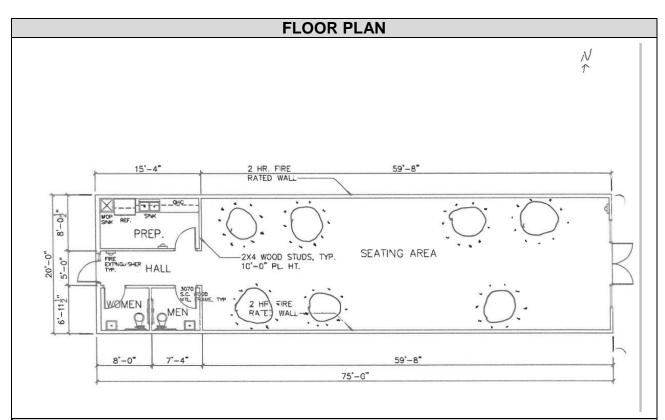
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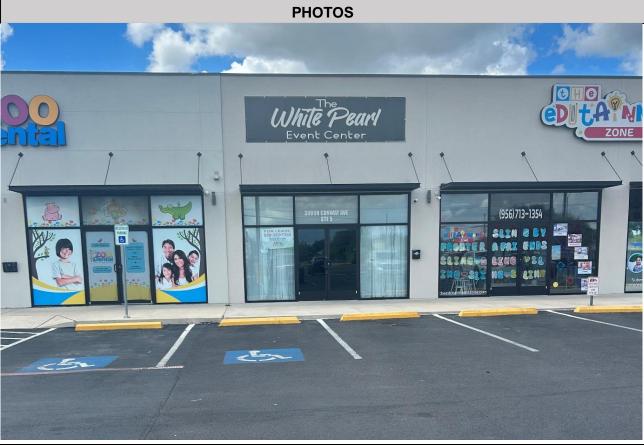




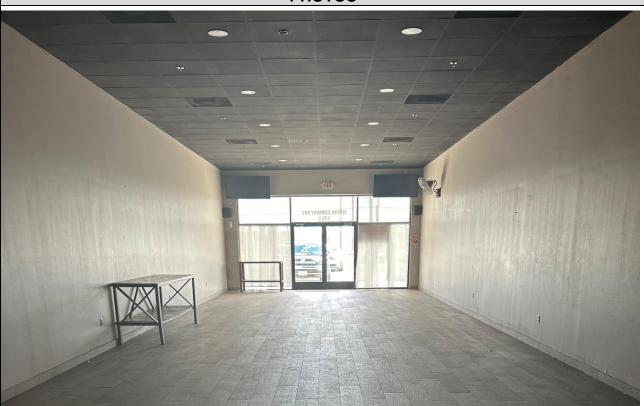








PHOTOS





MAILOUT LIST PROP ID geoID addrDelive addrCity addrState addrZip name W0100-00-028-0006-00 SYED HUSAIN FAMILY LP 317181 7020 N 1ST ST MCALLEN TX 78504-1928 238747 M5150-00-000-0052-00 LOPEZ DIANA S & SANTOS A MORENO JR 3005 PERKINS AVE MISSION TX 78574-2112 238743 M5150-00-000-0048-00 SANCHEZ YOLANDA G 3009 N PERKINS AVE MISSION TX 78572 M5150-00-000-0050-00 ESTRADA RAUL FRANCISCO & MARTHA N 78577-6427 238745 1302 F NOFMI ST PHARR TX 238737 M5150-00-000-0042-00 CANTU MARIA REBECA 101 E SIOUX RD UT 1478 PHARR TX 78577 78574-2111 238736 M5150-00-000-0041-00 WYANT STANLEY & JOHNICE 3016 PERKINS AVE MISSION TX 238752 M5150-00-000-0057-00 CHAVEZ IORGE I 3000 PERKINS AVE MISSION TX 78574-2111 238734 M5150-00-000-0039-00 WYANT STANLEY 3018 PERKINS AVE MISSION TX 78574-2111 W0100-00-028-0007-00 GUAJARDO ELIA MONICA & GABRIELA MONTOYA 2210 E 28TH ST MISSION TX 78574 317190 HOUSTON 77043-2943 317193 W0100-00-028-0007-04 HEITSHUSEN ELMER 1935 TRIWAY LN TX 915 W BUSINESS HIGHWAY 83 MISSION 78572-3649 587214 O3200-00-000-0001-00 CAVAZOS BEN A TX 238741 M5150-00-000-0046-00 GALVAN MARCOS JR 204 SOLAR DR MISSION TX 78574-2332 238739 M5150-00-000-0044-00 ZUNIGA RODOLFO & ANABEL **3013 PERKINS AVE** MISSION TX 78574-2112 238735 M5150-00-000-0040-00 MERCADO ADELAIDO G IR & YOLANDA GONZALEZ MERCADO 3017 PERKINS AVE MISSION 78574-2112 TX 238750 M5150-00-000-0055-00 SANCHEZ ELEAZAR Jr 3002 PERKINS AVE MISSION TX 78574-2111 238748 M5150-00-000-0053-00 PEREZ OSCAR J & LINDA 3004 PERKINS AVE MISSION TX 78574-2111 MISSION 238746 M5150-00-000-0051-00 VILLEGAS SANTIAGO JR 3006 PERKINS AVE TX 78574-2111 238738 M5150-00-000-0043-00 GARCIA ROGELIO F & JUANITA 3014 PERKINS AVE MISSION TX 78574-2111 M5150-00-000-0047-00 GUAJARDO MARIA M 3010 PERKINS AVE MISSION 78574-2111 238742 TX MISSION 78574-2111 238744 M5150-00-000-0049-00 FLORES JESUS A III & KATY ZAMORA 3008 PERKINS AVE TX 238740 M5150-00-000-0045-00 CYFLY INVESTMENTS LLC 9806 LAS PALMAS MCALLEN TX 78504 317183 W0100-00-028-0006-03 YUCCA STREET INVESTMENTS LLC 1301 E 8TH ST MISSION TX 78572-5813 W0100-00-028-0006-05 LATIN AMERICAN DISTRICT CONFERENCE OF MISSION 317185 301 W 2 MILE RD TX 78574 895247 F3901-00-000-0001-00 SYED HUSAIN FAMILY LP 7020 N 1ST ST MCALLEN TX 78504-1928 F3901-00-000-0002-00 SYED HUSAIN FAMILY LP 7020 N 1ST ST MCALLEN 78504-1928 895250 TX 895251 F3901-00-000-0003-00 SYED HUSAIN FAMILY LP 7020 N 1ST ST MCALLEN TX 78504-1928 1935 TRIWAY LN HOUSTON TX 77043-2943 317194 W0100-00-028-0007-05 HEITSHUSEN ELMER 1238657 J1845-00-000-0001-00 **REYES JUAN RAMON** 705 SINATRA DR EDINBURG TX 78542-1503



AGENDA ITEM & RECOMMENDATION SUMMARY

MEETING DATE: October 1, 2025

PRESENTED BY: Xavier Cervantes, AICP, CPM Director of Planning

AGENDA ITEM: Conduct a public hearing and consideration of a Conditional Use Permit for an

Event Center – Partytorium, in a General Business (C-3) District, being Lot 1, Treme Subdivision, located at 2210 E. IH 2, Suites F & G. Applicant: Elizabeth Fregoso-

Glass - Cervantes

NATURE OF REQUEST:

Project Timeline:

- September 2, 2025 Application for a Conditional Use Permit ("CUP") submitted to the City.
- September 19, 2025 Following State and local law, notice of the required public hearings mailed to all property owners within 200 feet of the subject tract.
- October 1, 2025 Public hearing and consideration of the requested Conditional Use Permit by the Planning and Zoning Commission (P&Z).
- October 14, 2025 Public hearing and consideration of the requested Conditional Use Permit by the City Council.

Summary:

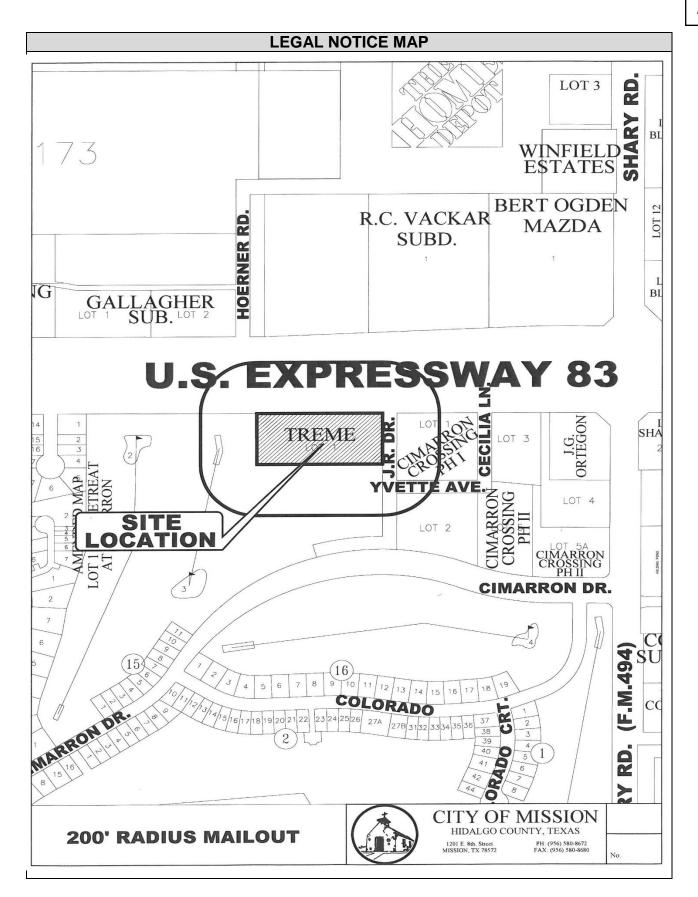
- The site is located along the South side of U.S. Expressway 83 approximately 200 feet West of Junior Drive.
- Pursuant to Section 1.43 (3)(F) of the City of Mission Code of Ordinances, an Events Center requires the approval of a conditional use permit by the City Council.
- The applicant is leasing a total of 3,800 square feet in two suites in a commercial plaza for an Event Center that will be named "Partytorium".
- The applicant is proposing to host kid's birthday parties.
- The proposed hours of operation are as follows: Every day from 9:00 a.m. to 9:00 p.m.
- Staff will be 1 employee
- Parking: Due to the total of 81 proposed chairs, a total of 27 parking spaces are required. There
 are a total of 70 parking spaces held in common for the plaza.
- The Planning Staff has not received any objections to the request from the surrounding property owners. Staff mailed out (25) legal notices to the surrounding property owners.
- In accordance with the zoning ordinance, the P&Z and City Council may impose requirements
 and conditions of approval as are needed to ensure that a use requested by a conditional use
 permit is compatible and complementary to adjacent properties.

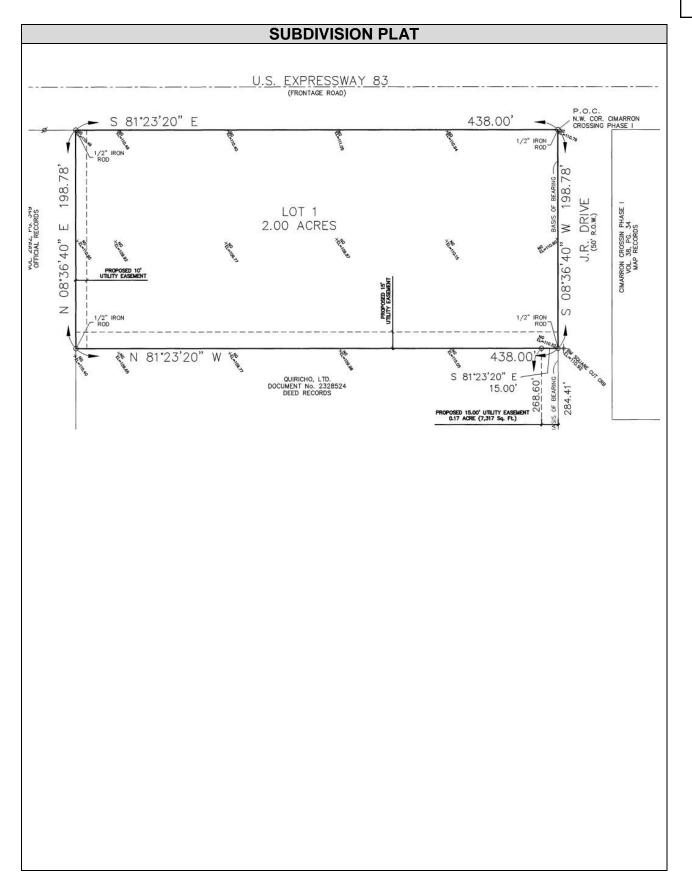
STAFF RECOMMENDATION:

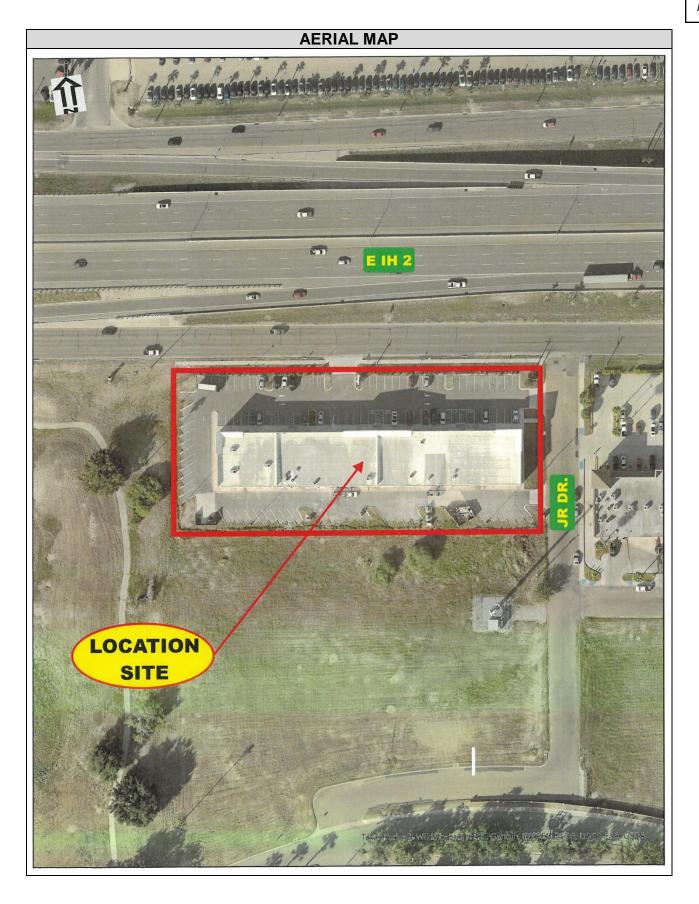
- Approval for 1 year to evaluate the operations
- Must comply with all City Codes (Building, Fire, Health, etc.),
- Hours of operation are every day from 9:00 am to 9:00 pm

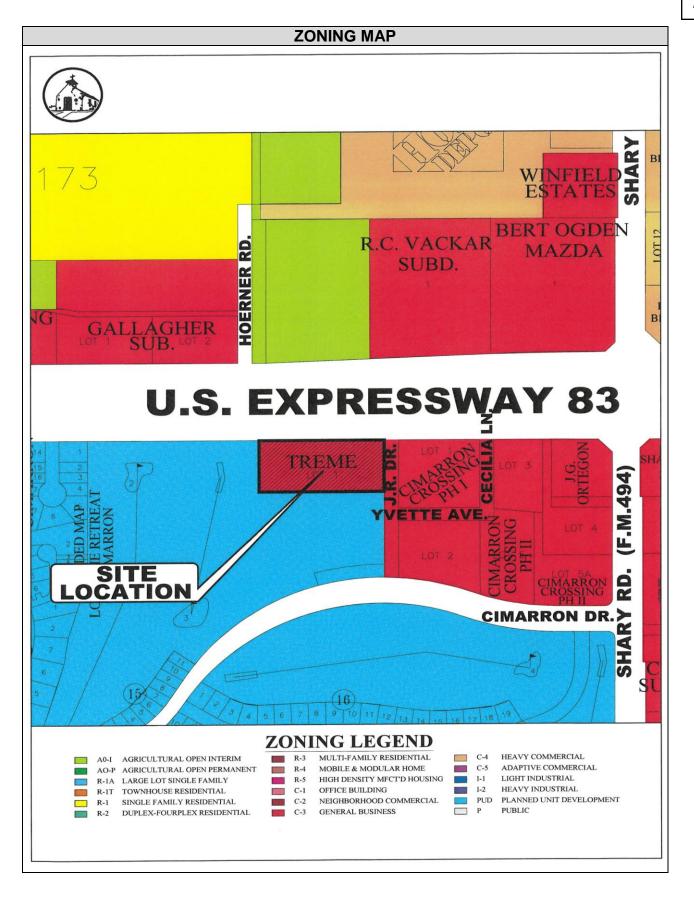
- Must comply with the noise ordinance
- Must obtain a business license prior to occupancy
- Maximum occupancy is 82 people
- Must have security cameras inside and outside with a minimum 30-day retention.
- CUP is not transferable to others

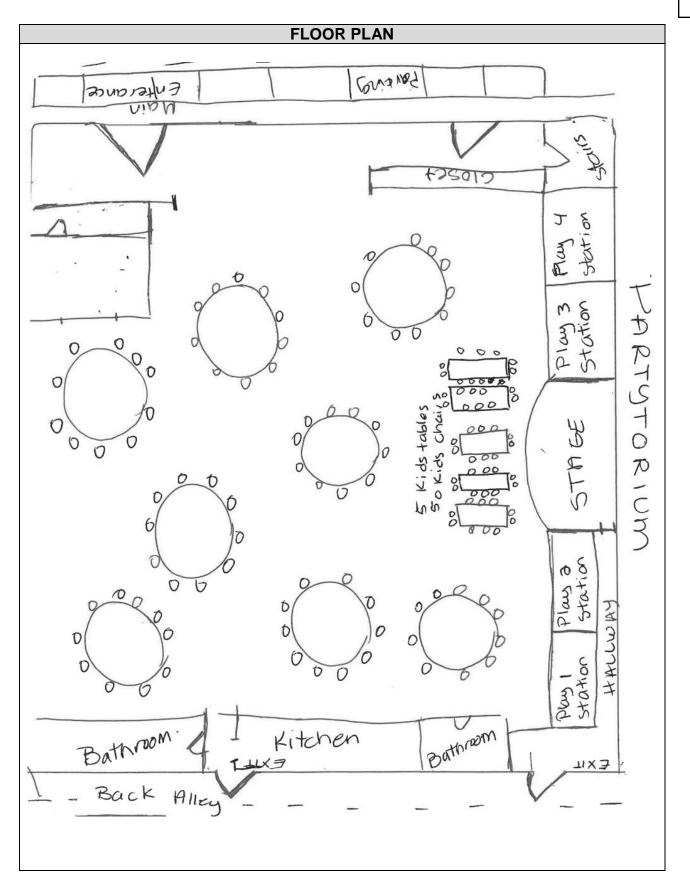
RECORD OF VOTE:	APPROVED: DISAPPROVED: TABLED:	
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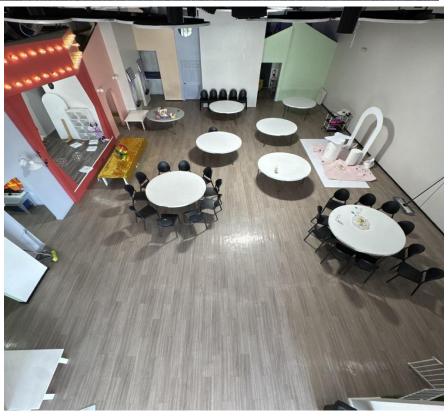


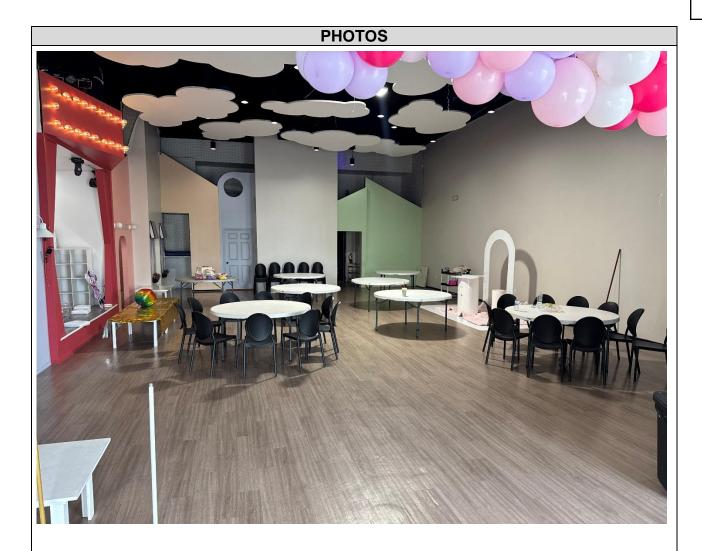




PHOTOS







MAILOUT LIST PROP ID geoID addrState addrZip name addrDelive addrCity 629916 C4443-01-000-0002-00 QUIRICHO LTD & 210 S BRYAN RD STE 5-A MISSION TX 78572-6204 629915 SEPEC LLC MISSION C4443-01-000-0001-00 2306 E EXPRESSWAY 83 STE 5 TX 78572-2108 840959 P1650-01-000-0000-05 CARRERAS JOSE R & SYLVIA Y 1016 E GRIFFIN PKWY MISSION TX 78572-2406 254449 P1650-02-000-0000-00 BLACK DIAMOND DEVELOPERS LLC 2807 SANTA ERICA MISSION TX 78572-7185 1129582 B1865-00-000-000A-00 **BPI PROPERTY GROUP LLC** 2210 W EXPY 83 MISSION TX 78572 1129583 B1865-00-000-000B-00 **BPI PROPERTY GROUP LLC** 2210 W EXPY 83 MISSION TX 78572 BPI PROPERTY GROUP LLC 1129584 B1865-00-000-000C-00 2210 W FXPY 83 MISSION TX 78572 1129585 B1865-00-000-000D-00 CDX DEVELOPMENT LLC 708 PADRE BLVD UT 605 SOUTH PADRE ISLAND TX 78597 1129586 B1865-00-000-000E-00 FASHION ONE SERVICES LLC 2432 CARIANNA AVE MISSION TX 78572-1929 1129587 B1865-00-000-000F-00 CDX DEVELOPMENT LLC 708 PADRE BLVD UT 605 SOUTH PADRE ISLAND TX 78597 1129588 B1865-00-000-000G-00 CDX DEVELOPMENT LLC 708 PADRE BLVD UT 605 SOUTH PADRE ISLAND 78597 TX 1129589 B1865-00-000-000H-00 COMMOSA VALLEY LLC 2210 F I H-2 MISSION TX 78575 1129590 B1865-00-000-000I-00 QUIRICHO LTD 210 S BRYAN RD STE 5-A MISSION TX 78572-6204 1129591 B1865-00-000-000J-00 ACSS PROPERTIES LLC 4009 EVERGLADE DR 78599-3306 WESLACO TX 1129592 B1865-00-000-000K-00 FASHION ONE SERVICES LLC 2432 CARIANNA AVE MISSION TX 78572-1929 1129593 B1865-00-000-000L-00 MARMUR LLC PLAZA HACIENDA EL ROSARIO SAN PEDRO GARZA GARCIA NL NULL NULL 1129594 B1865-00-000-000M-00 MARMUR LLC PLAZA HACIENDA EL ROSARIO SAN PEDRO GARZA GARCIA NL NULL NULL 1129595 B1865-00-000-000N-00 MARMUR LLC PLAZA HACIENDA EL ROSARIO SAN PEDRO GARZA GARCIA NL NULL NULL 4124 N 23RD ST STE 1 1129596 B1865-00-000-000-00 TREME VALLEY LLC **MCALLEN** TX 78504-4102 1129597 B1865-00-000-000P-00 TREME VALLEY LLC 4124 N 23RD ST STE 1 **MCALLEN** TX 78504-4102 **MCALLEN** 78504-4102 1129598 B1865-00-000-0000-00 TREME VALLEY LLC 4124 N 23RD ST STE 1 TX



AGENDA ITEM & RECOMMENDATION SUMMARY

MEETING DATE: October 1, 2025

PRESENTED BY: Xavier Cervantes, AICP, CPM – Director of Planning

AGENDA ITEM: Conduct a public hearing and consideration of a Conditional Use Permit Renewal

to allow a Home Occupation – We Care Family Daycare in a (R-1) Single Family Residential District, being the West ½ of Lots 1 & 2, Block 103, Mission Original Townsite Subdivision, located at 311 W. Leo Najo Street, Apts. A, B, C, Applicant:

Jose de la Garza – Cervantes

NATURE OF REQUEST:

Project Timeline:

- August 15, 2025 Application for Conditional Use Permit submitted to the City for processing.
- <u>September 19, 2025</u> In accordance with State and local law, notice of required public hearings was mailed to all property owners within 200 feet of the subject tract, and notice of public hearings was published in the Progress Times.
- October 1, 2025 Public hearing and consideration of a Conditional Use Permit by the Planning and Zoning Commission.
- October 28, 2025 Public hearing and consideration of a Conditional Use Permit by the City Council.

Summary:

- The subject site is located at the Southeast corner of Cummings and Leo Najo Street.
- Per Code of Ordinance, a daycare center in a residential zone requires the approval of a Conditional Use Permit by the City Council.
- The applicant has been running the daycare at this location since October 2018.
- The applicant has a total of 25 children ranging from infants to 12 year old at different times.
- The last conditional use permit for this home occupation at this location was approved on October 10, 2022 for a period of 3 years. Staff notes that this would be the applicants 4th renewal.
- Since the applicant does not reside at this location, he needs to comply with Section 1.56(1)(g) of the Zoning Code which states: The Planning and Zoning Commission may, under extenuating or special circumstances unique to the home occupation, recommend waiver of this provision on a temporary or permanent basis to the City Council who shall have, the ultimate authority on the matter. Subsections 1.56-1(a), (d), and/or (f), states that a minimum of 90 percent of the property owners within 200' mailout radius shall provide written support for the proposed home occupation since the applicant has a daycare center.
- The proposed days and hours of operation are Monday–Friday from 7:00 am to 6:00 pm, and Saturday from 7:00 am to 2:00 pm
- Staff: 5 employees
- Parking: Being a triplex, 6 parking spaces can be used for the daycare operation. Parking has not been an issue since most of the children are dropped off or picked up by the applicant.
- The applicant is the owner of the apartments.
- Since the applicant has obtained 90% of the signatures and has complied with all the requirements, staff does not object to renewing the conditional use permit.
- The Planning staff has not received any objections to the request from the surrounding property owners. Staff mailed out (18) legal notices to surrounding property owners.

Item 4

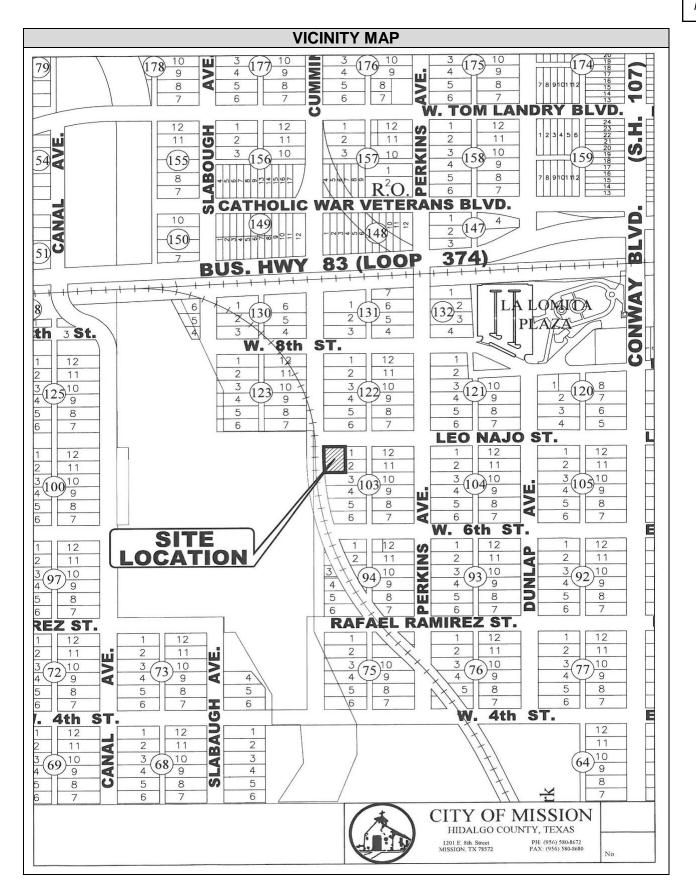
• In accordance with the zoning ordinance, the P&Z and City Council may impose requirements and conditions of approval to ensure that a use requested by a Conditional Use Permit is compatible and complementary to adjacent properties.

STAFF RECOMMENDATION:

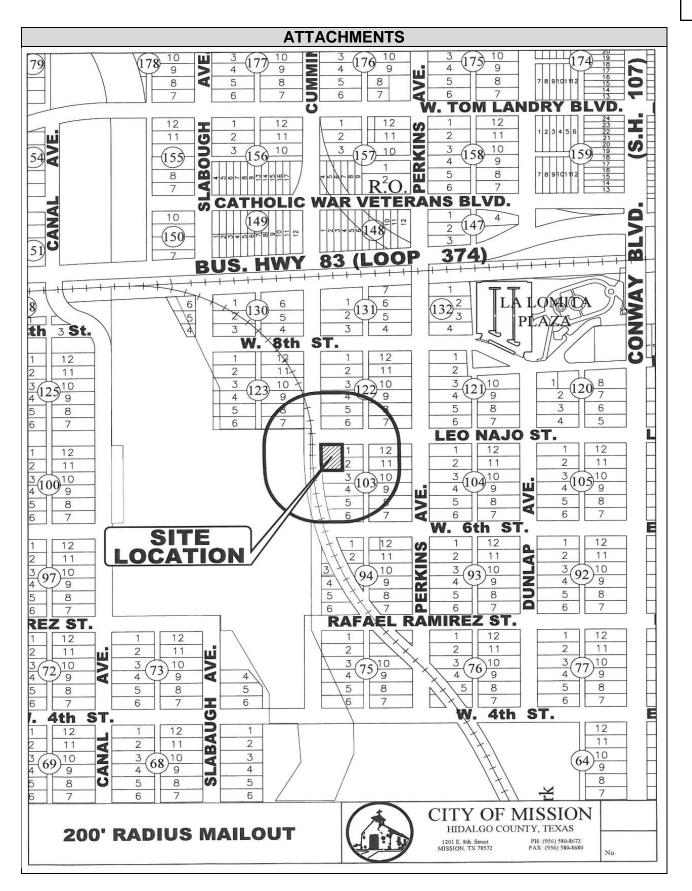
Staff recommends approval of the request subject to compliance with the following conditions:

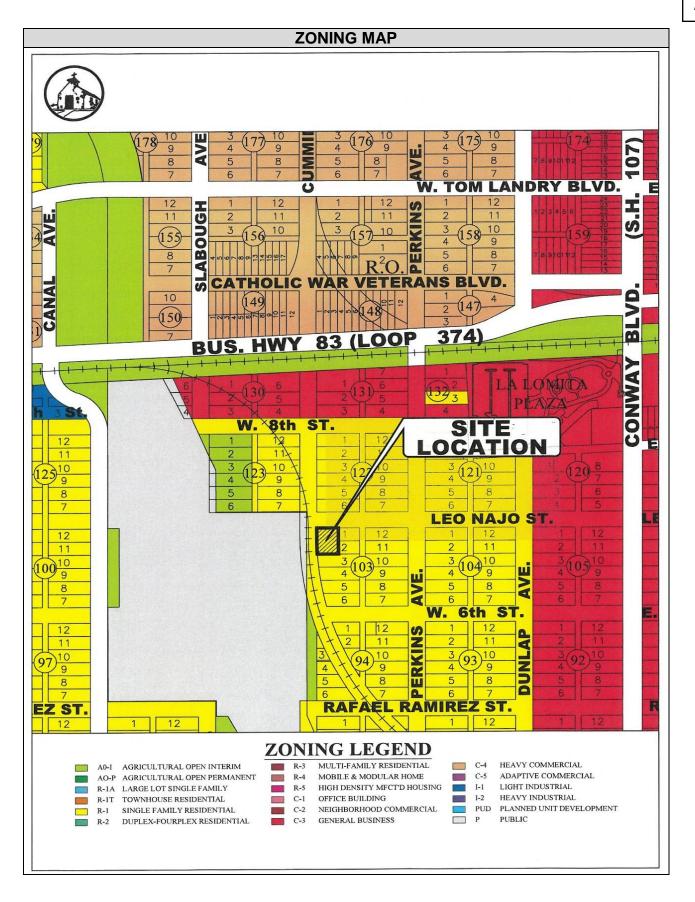
- 1. 4 year re-evaluation to continue to assess this home occupation.
- 2. Continued compliance with all City Codes (Building, Fire, Health, Sign codes, etc.).
- 3. Must comply with DHS Certification.
- 4. CUP is not transferable to others.
- 5. Hours of operation to be as follows: Monday Friday from 7:00 am to 6:00 pm, and Saturday from 7:00 am to 2:00 pm

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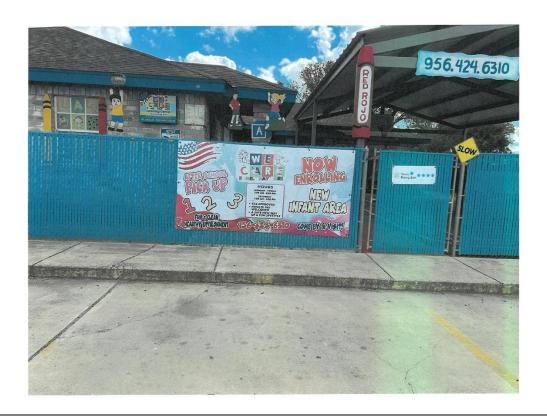














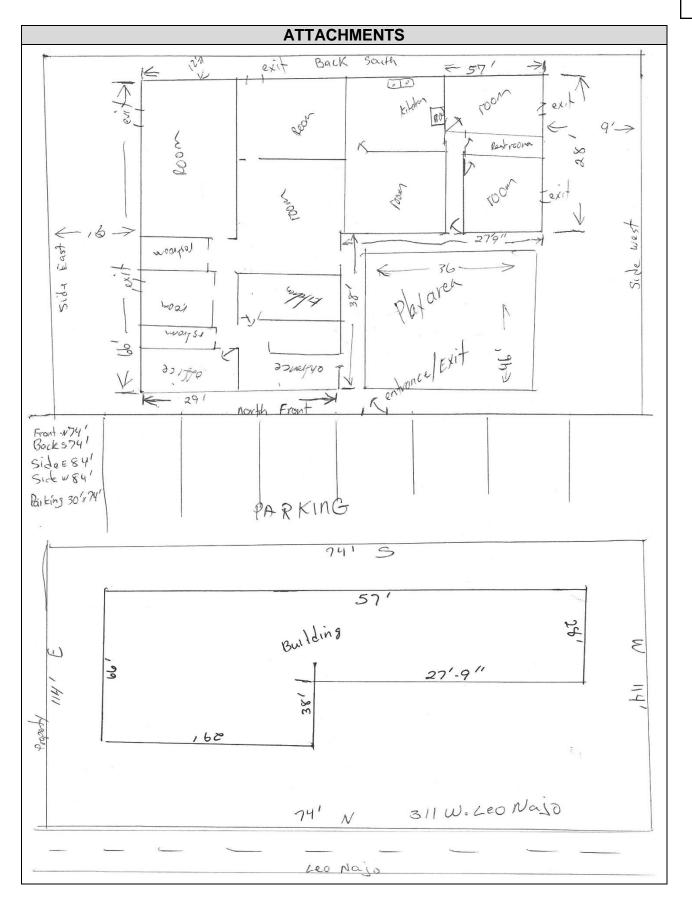












ATTACHMENTS addrState addrZip addrCity addrDelive PROP_ID geoID name IL 62269-0099 M5200-00-123-0007-00 MISSOURI PACIFIC RAILROAD COMPANY **PO BOX 99** O FALLON 239579 M5200-00-103-0005-00 BUSTOS CARMEN 320 W 6TH ST MISSION TX 78572-5126 239378 609 PERKINS AVE MISSION TX 78572-5157 239382 M5200-00-103-0010-00 CABRERA DEMETRIA 78572-5157 M5200-00-103-0011-00 PACHECO CYNTHIA ZAMORA & OCTAVIO 617 PERKINS AVE MISSION TX 239383 TX 78572-5131 M5200-00-103-0012-00 MENDENHALL CRYSTAL & JASON 307 W LEO NAJO ST MISSION 239384 78501-3858 239381 M5200-00-103-0009-00 RAMOS MIGUEL A 1519 MARIGOLD AVE **MCALLEN** TX TX 78572-5159 MISSION 239572 M5200-00-122-0009-00 ALANIZ MARIA DEL ROSARIO 707 PERKINS AVE 78572-5166 704 N CUMMINGS AVE MISSION TX 239569 M5200-00-122-0005-00 ALANIZ DALIA M M5200-00-122-0004-00 ALANIZ DALIA M 704 N CUMMINGS AVE MISSION TX 78572-5166 239568 608 N CUMMINGS AVE MISSION TX 78572-5144 M5200-00-103-0004-00 FLORES RAUL & MA DEL CARMEN 239377 **601 PERKINS AVE** MISSION TX 78572-5157 M5200-00-103-0007-00 ELIZONDO EDUARDO JR & SANDRA Y 239379 78572-5144 610 N CUMMINGS AVE MISSION TX 239376 M5200-00-103-0003-00 SALINAS TERESA R M5200-00-103-0008-00 GARCIA MARIA CELLA 512 ALDRICH AVE LIVINGSTON CA 95334 239380 78572-5131 MISSION TX 239374 M5200-00-103-0001-00 LONGORIA MA AURORA SALINAS 309 W LEO NAJO ST 78573-7007 921 S INSPIRATION BLVD MISSION TX M5200-00-103-0001-10 DE LA GARZA JOSE M & NORMA L 239375 304 W LEO NAJO ST MISSION TX 78572-5132 M5200-00-122-0007-00 ALANIZ ELIDA 239571 705 PERKINS AVE APT B MISSION TX 78572-5136 S3573-00-000-0001-00 GUERRA OMAR M & ANA L 548601 14702 MEDUSA **SELMA** TX 78154-3404 239570 M5200-00-122-0005-01 ALANIZ ALBERTO



AGENDA ITEM & RECOMMENDATION SUMMARY

MEETING DATE: October 1, 2025

PRESENTED BY: Xavier Cervantes, AICP, CPM – Director of Planning

AGENDA ITEM: Conduct a public hearing and consideration of a Conditional Use Permit Renewal

for the Sale & On-site Consumption of Alcoholic Beverages – El Itacate Restaurant in a (C-3) General Commercial District, being Lot 2, Shary Town Plaza Subdivision, located at 301 N. Shary Road, Suite 240, Applicant: Las Pupusas Del Itacate, LLC,

c/o Claudia Bajos – Cervantes

NATURE OF REQUEST:

Project Timeline:

- September 4, 2025 Application for Conditional Use Permit submitted to the City for processing.
- <u>September 19, 2025</u> In accordance with State and local law, notice of required public hearings
 was mailed to all property owners within 200 feet of the subject tract, and notice of public hearings
 was published in the Progress Times.
- October 1, 2025 Public hearing and consideration of a Conditional Use Permit by the Planning and Zoning Commission.
- October 28, 2025 Public hearing and consideration of a Conditional Use Permit by the City Council.

Summary:

- The subject site is located approximately 450' north of 1st Street along the west side of Shary Road.
- Per Code of Ordinance, the Sale & On-site Consumption of Alcoholic Beverages requires the approval of a Conditional Use Permit by the City Council.
- The applicant is leasing a 4,004 square foot suite within a commercial plaza for a Mexican Restaurant. She has been in operation at this location since February of this year. She would like to continue to offer alcohol with her meals. Therefore, the need to renew her conditional use permit. Access to the site is via two 30' driveways off Shary Road.
- The proposed days and hours of operation are Monday-Sunday from 7:00 am to 12:00 am.
- Staff: 15 employees in different shifts
- Parking: In reviewing the floor plan, there is a total of 113 seating spaces proposed, which require 38 parking spaces (113 seats/1 space for every 3 seats – 37.6 parking spaces). It is noted that the parking is held in common. There are 143 existing parking spaces available and are shared with the other businesses within the commercial plaza.
- Sale of Alcohol: The restaurant includes a 'bar' component. Section 1.56(3)(a) of the Zoning Code requires a minimum separation of 300' from the property line of any church, school, publicly owned property, or residence. There are no land uses within the above radius, measured doorto-door for churches or hospitals, or measured lot line to lot line for schools.
- The Planning staff has not received any objections to the request from the surrounding property owners. Staff mailed out (15) legal notices to surrounding property owners.
- Staff asked PD for any reports of this location regarding alcohol. As of this date, no incidents have been reported.

Item 5

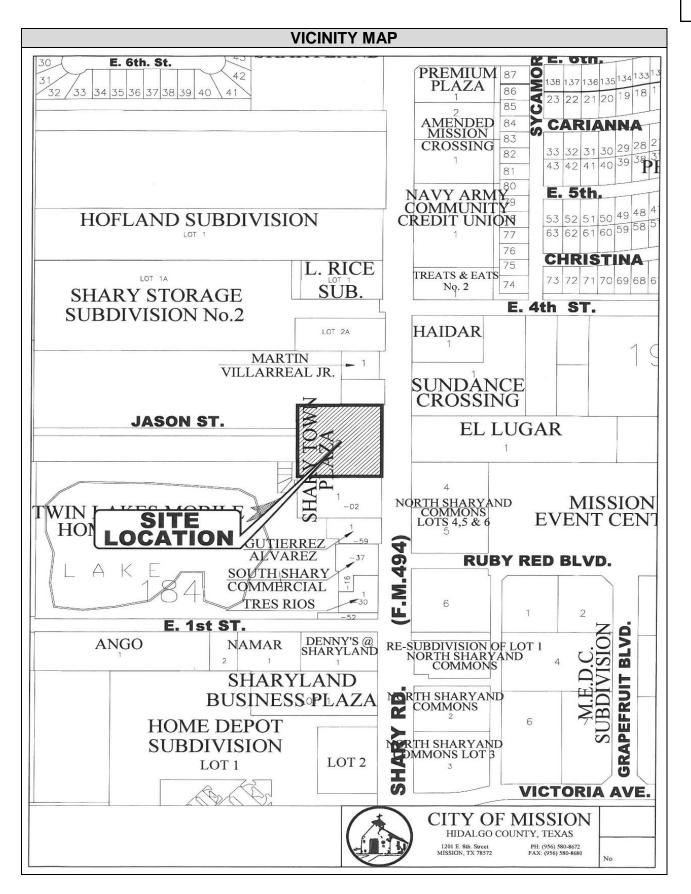
• In accordance with the zoning ordinance, the P&Z and City Council may impose requirements and conditions of approval to ensure that a use requested by a Conditional Use Permit is compatible and complementary to adjacent properties.

STAFF RECOMMENDATION:

With no incidents occurring during their last approval, Staff recommends approval of the request subject to compliance with the following conditions:

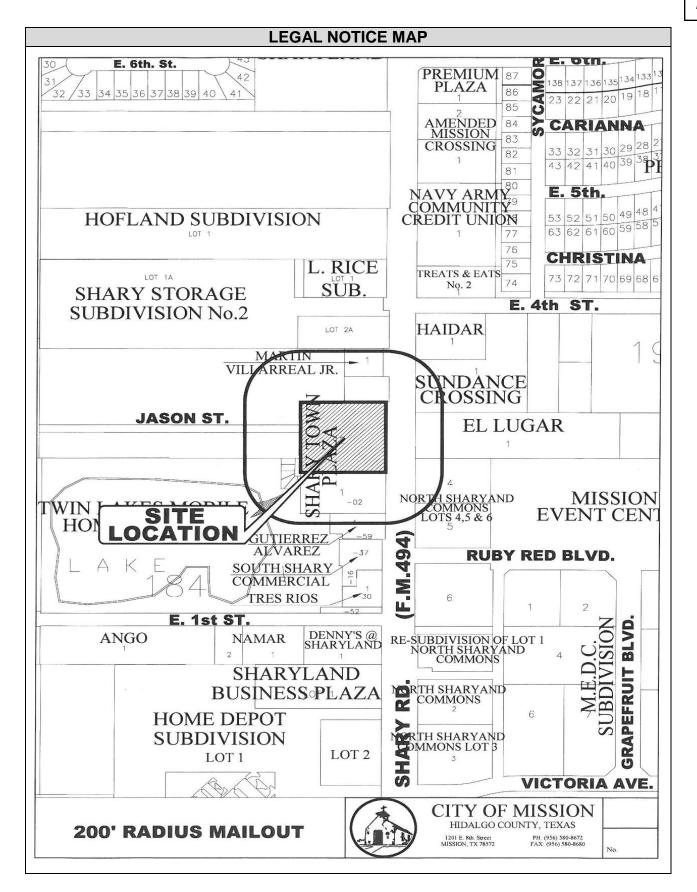
- 1. Life of the Use with the understanding that the permit could be revoked due to noncompliance.
- 2. Continued compliance with all City Codes (Building, Fire, Health, Sign codes, etc.).
- 3. CUP is not transferable to others
- 4. Hours of operation to be as follows: Monday Sunday from 7:00 am to 12:00 am

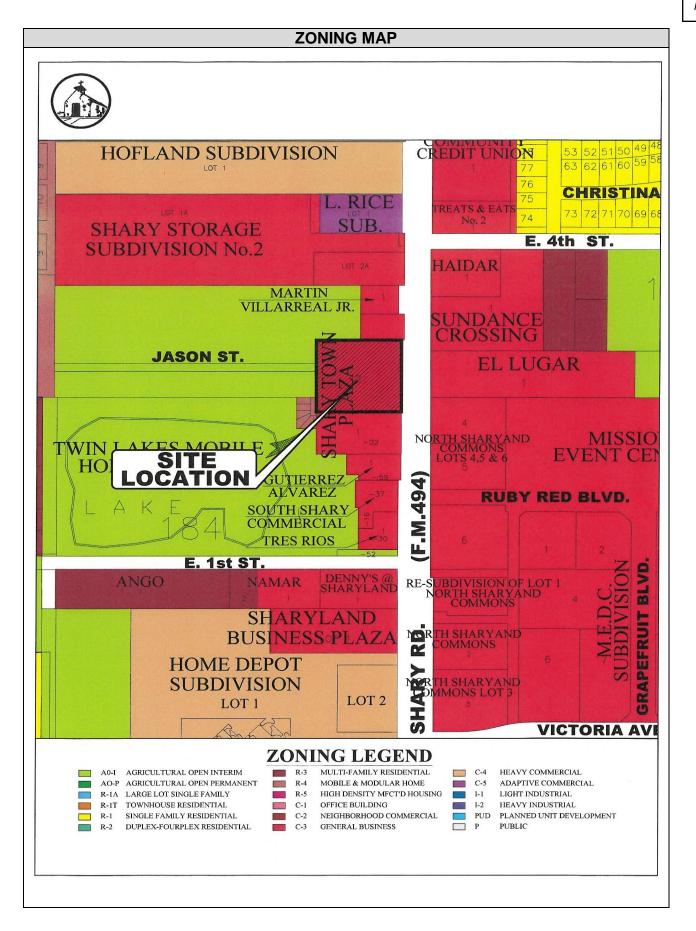
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DISSENTING		 -



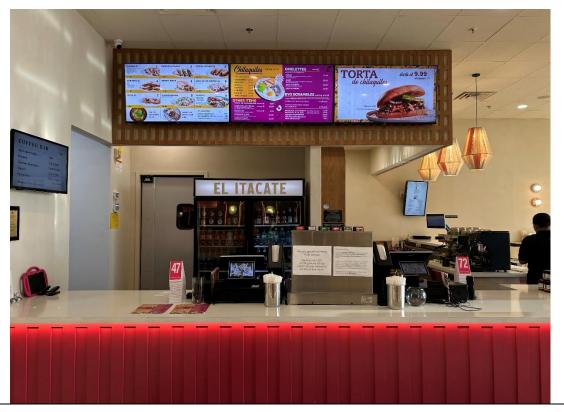
ARIEL MAP

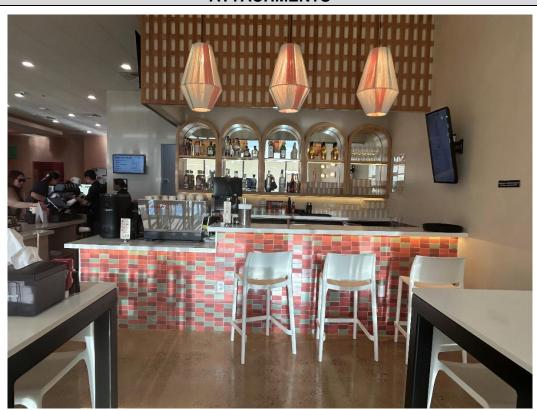


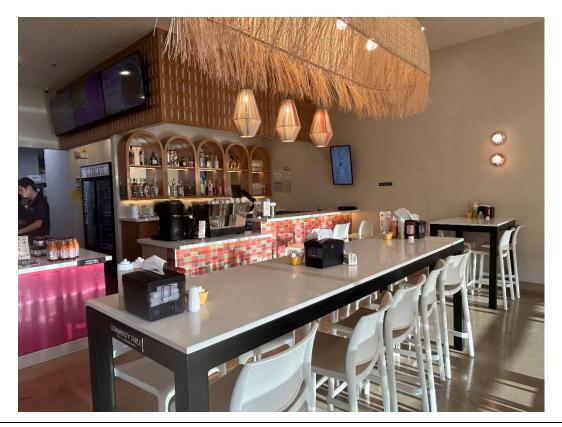


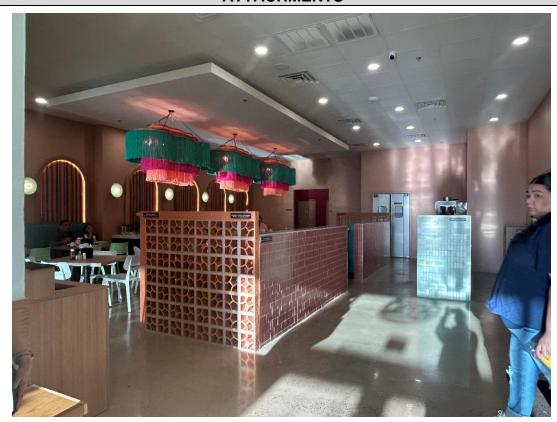




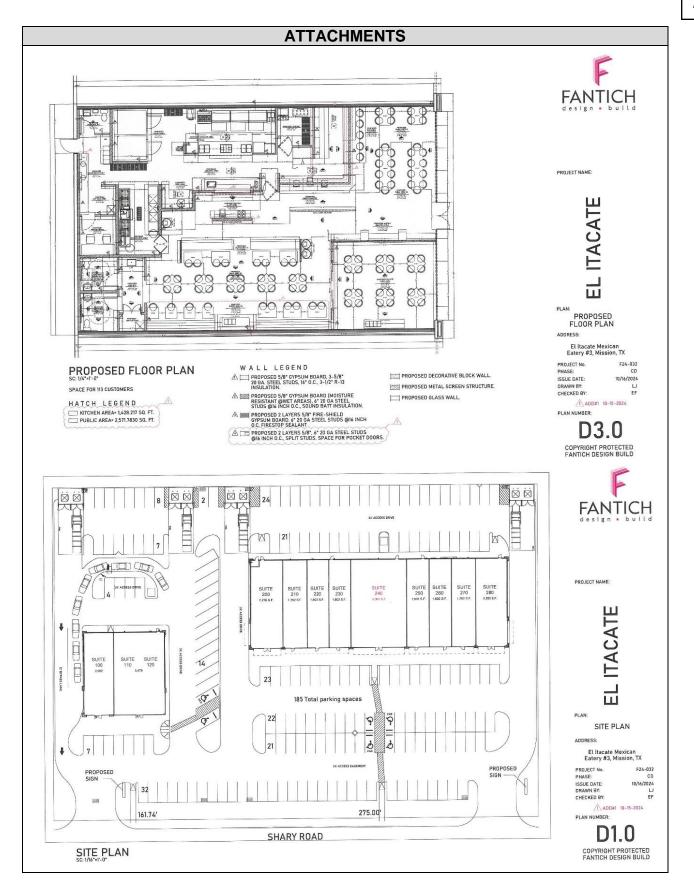














runch Plates PUPUSAS (3) pork, beans & cheese beef, beans & cheese 9.99 chicharron, beans & cheese rajas poblanas & cheese beans & cheese cheese TACOS A LA PLANCHA (4) 9.99 flour tortilla, beans, cheese, shredded beef topped with lettuce and avocado. TACOS LLORARAS (3) 9.99 handmade corn tortilla filled with beef guiso and topped with a *cheese-stuffed jalapeno*. GORDITAS (4) pork w/salad 9.99 beef w/salad beans & cheese chicharron en salsa (green or red) **TORTA & PAPAS** 9.99 shredded pork with lettuce, tomato, avocado and cream. ENCHILADAS SAN MIGUEL 9.99 5 red tortillas filled with queso fresco topped with our special salsa (made with dried red peppers and almonds), lettuce, potatoes and cream. **OVNIS (2)** two flour tortillas filled with ground pork & beef, 6.99 bacon, cream and cheese. **FLAUTAS & PAPAS** 9.99 beef or chicken. ATACATE 9.99 pupusa original pork gordita taco a la plancha taco lloraras TACOS DE CHICHARRON (3) 10.99 On handmade corn tortillas, topped with avocado, bacon and cilantro. choose your salsa!

Some items are available by the piece.

CALDOS CALDO TLALPENO 10.99 chicken & vegetable soup. Served with handmade corn tortillas a side of our special rice, lime and CARNE EN SU JUGO friday & salurday only jalisco-style beef stew with tomatillo, beans & bacon. 11.99 Topped with cilantro and a fried serrano pepper. Served with handmade corn tortillas. CAZUELAS CAZUELA DE PANELA CHEESE V 9.99 grilled panela cheese topped with piquin alioli or with salsa ranchera! CAZUELA DE CHICHARRON EN SALSA chicharron prensado en salsa, topped with avocado and served with handmade corn tortillas. 10.99 CAZUELA DE FRIJOLES "CON VENENO" refried pinto beans mixed with chorizo. yum! DESSERT

PAN DE ELOTE 9.99 vanilla ice-cream, pecans and cajeta.

8.99

GORDITAS DE AZUCAR our warm sweet gorditas come topped with vanilla ice-cream, pecans and cajeta.

All menu available all day



Back Export to Excel

Print Results

License #:
AIMS License Type:
AIMS License #: МВ 200149035 Trade Name: EL ITACATE

LAS PUPUSAS DEL ITACATE LLC

Location Address: 301 N Shary Rd

STE 240 Mission , TX 78572 United States Mailing Address:

916 Keeton Ave McAllen , TX 78503

United States

Hidalgo Active County: Status:

Orig. Issue Date: Exp. Date: Wine Percent:

1/27/2025 1/26/2027

BLUE

Location Phone No.:

Subordinates: Related To:

Gun Sign:

MAILOUT LIST addrState addrZip PROP_ID geoID addrDelive addrCity name 78572-8210 20829990 E4397-01-000-0001-00 SARAM DEVELOPMENT LLC 300 N SHARY RD MISSION TX ELIZONDO DOLLY L 78572-0205 281054 S2950-00-000-0194-10 305 N SHARY RD MISSION TX TX 78572-0205 M1455-00-000-0001-00 DEERFIELD ACQUISITION GROUP LLC MISSION 305 N SHARY RD 711991 DRAGONFLY 6265 LLC 305 A N SHARY RD MISSION TX 78572-2025 281055 \$2950-00-000-0194-15 MISSION TX 78572-2025 281053 S2950-00-000-0194-05 DRAGONFLY 6265 LLC 305 A N SHARY RD MISSION TX 78572-2025 DRAGONFLY 6265 LLC 305 A N SHARY RD 280961 S2950-00-000-0184-15 TX 78572-2025 \$2950-00-000-0184-17 DRAGONFLY 6265 LLC 305 A N SHARY RD MISSION 346138 TX 78504-3037 400 W NOLANA AVE STE N2 MCALLEN MPJ GROUP LLC 716978 G9955-00-000-0001-00 514708 T9100-02-000-0001-00 DRAGONFLY 6265 LLC 305 A N SHARY RD MISSION TX 78572-2025 78504-3997 400 W NOLANA AVE STE H2 TX MCALLEN 1179904 \$2950-00-000-0184-43 MPJ GROUP LLC WEINGARTEN SHARY NORTH JV 500 N BROADWAY STE 201 **JERICHO** NY 11753 N6761-00-001-0004-00 1236067 GREENWOOD VILLAGE 80111 7400 E ORCHARD ROAD 2605 CO 1236070 N6761-00-001-0005-00 MDC COASTAL 5 LLC GRAPEVINE TX 76051-8247 **GUERRERO JUAN DAVID & DARIELA G** 960 FALL CRK 1236061 57035-00-000-0001-00 78504-1403 1569217 \$2965-00-000-0001-00 AURIEL INVESTMENTS LLC 1200 AUBURN AVE STE 250 **MCALLEN** TX 1200 AUBURN AVE STE 250 MCALLEN TX 78504-1403 **AURIEL INVESTMENTS LLC** 1569218 \$2965-00-000-0002-00



AGENDA ITEM & RECOMMENDATION SUMMARY

MEETING DATE: October 1, 2025

PRESENTED BY: Xavier Cervantes, AICP, CPM, Director of Planning

AGENDA ITEM: Conduct a public hearing and consideration of the adoption of an ordinance

amending the code of ordinances Appendix A - Zoning, Article VIII – Use Districts and Conditional Uses, Section 1.36 (3) (L) – AO-I (Agricultural Open Interim Use District); Conditional Uses to add Bed & Breakfast and Event Centers to the list of

possible conditional uses. Applicant: City of Mission - Cervantes

NATURE OF REQUEST:

Project Timeline:

- October 1, 2025 Ordinance reviewed and approved by the Planning and Zoning Commission
- October 14, 2025 Consideration of the adoption of the ordinance by the City Council.

Summary:

- Due to other factors on November 25, 2019, a provision was removed from the list of
 possible conditional uses that would previously allow event centers and bed and breakfasts
 to be established in a property zoned Agricultural Open Interim.
- The language that was removed would allow as a conditional use other uses which, as determined by the Planning and Zoning Commission, are not contrary to the purpose established for the district.
- By the removal of that language from the code of ordinance, an event center or a bed and breakfast facility became not a possible conditional use under this zoning category.
- The proposed ordinance would allow those types of facilities with a conditional use permit after public hearings are held.

STAFF RECOMMENDATION:

Staff recommends the adoption of the ordinance.

RECORD OF VOTE:	APPROVED: DISAPPROVED: TABLED:	
AYES		
NAYS		
DISSENTING_		

ORDINANCE NO.

AN ORDINANCE AMENDING THE CITY OF MISSION CODE OF ORDINANCES APPENDIX A – ZONING, ARTICLE VIII – USE DISTRICTS AND CONDITIONAL USES, SECTION 1.36(3)(L) – AO-I (AGRICULTURAL OPEN INTERIM USE DISTRICT); CONDITIONAL USES TO ADD BED & BREAKFAST AND EVENT CENTERS, PROVIDING REPEALER CLAUSE; PROVIDING SEVERABILITY CLAUSE; PROVIDING EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION.

<u>WHEREAS</u>, The City of Mission is a home-rule municipality possessing the full power of local self-governance pursuant to Article XI, Section 5 of the Texas Constitution; and

WHEREAS, Pursuant to the laws of the State of Texas, including Section 51.001 of the Texas Local Government Code, the City Council has the authority to adopt an ordinance that, among other things, is for good government peace or order of Mission; and

WHEREAS, The Planning and Zoning Commission has reviewed the proposed amendment and has recommended approval; and

<u>WHEREAS</u>. The City Council of the City of Mission finds that it is in the best interest of the citizens of Mission to amend the Code of Ordinances as set forth below;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, THAT:

SECTION 1: That the City of Mission Code of Ordinances, Appendix A – Zoning, Article VIII.- Use Districts and Conditional Uses Subsection 3(l) be hereby amended by adding the language underlined (added) to read in full as follows:

(L) Bed & Breakfast and Event Centers

SECTION 2: REPEALER All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: SEVERABILITY If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and any remaining provision shall continue in effect notwithstanding the invalidity of such section, subsection, clause, phrase or portion.

SECTION 4: EFFECTIVE DATE: This ordinance shall take effect immediately upon its passage and publication as required by law.

PASSED, APPROVED, AND ADOPTED THIS _____ DAY OF _______, 2025, at a regular meeting of the City Council Elective Commission of the City of Mission, Texas at

CODE, CHAPTER 551.	
	CITY OF MISSION
	Norie Gonzalez Garza, Mayor
ATTEST:	
Anna Carrillo, City Secretary	
APPROVED AS TO FORM:	
Patricia A. Rigney, City Attorney	

which a quorum was present and which was held in accordance with TEXAS GOVERNMENT



AGENDA ITEM & RECOMMENDATION SUMMARY

MEETING DATE: October 1, 2025

PRESENTED BY: Xavier Cervantes, Director of Planning

AGENDA ITEM: Single Lot Variance for a 0.3244 of one acre out of Lot 19, Los Ebanos Village

Subdivision, in a property zoned for Single Family Residential (R-1), located at

1500 Esperanza Avenue. Applicant: Victoria M. Bazan – Cervantes

NATURE OF REQUEST:

Project Timeline:

- <u>September 19, 2025</u> Original Planning and Zoning Application submitted to the City for a Single Lot Variance.
- October 1, 2025 Consideration of the Single Lot Variance by the Planning and Zoning Commission.

Summary:

- This property is located at the Northwest corner of N. Los Ebanos Road and Esperanza Avenue.
- The land measures 154.00 feet by 92.50 feet, being a .0.3244 acre tract of land out of Lot 19, Los Ebanos Village, per map records.
- Lot 19 got split into two separate tracts of land by metes and bounds description on February 28, 2025.
- The owner proposes to build a residential home on their currently vacant land zoned for single family residential construction. A building permit will be submitted and reviewed separate and apart and upon approval from this single lot variance request.
- This site has double frontage to N. Los Ebanos Road and Esperanza Ave, both being public streets, and access to all city utilities and services to include street lighting, fire hydrants, and drainage meeting the criteria set forth on Sec. 98-8 – Single-lot Variance; approval and procedures (b).
- A Capital Sewer Recovery fee (\$200.00), Parks Fee (\$650), and Water Rights Fee (\$1500) will be imposed as a condition for approval.

STAFF RECOMMENDATION:

There is a provision in the subdivision to allow single-lot variances to assist property owners develop small tracts of land without going through the subdivision process. The applicant meets the criteria in the ordinance. Staff recommends approval.

RECORD OF VOTE:	APPROVED: DISAPPROVED: TABLED:	
AYES		
NAYS		
DISSENTING		

