



SPECIALLY CALLED PLANNING AND ZONING COMMISSION

City Hall Council Chambers, 298 W. Washington
Wednesday, October 30, 2024 at 5:30 PM

AGENDA

CALL TO ORDER

CITIZENS GENERAL DISCUSSION

REGULAR AGENDA

1. RZ2024-016

Applicant Patrick K. Windley Representing The Stable Development LLC is Requesting a Rezone of Property Located at 0 Wolfe Nursery Road, Parcel 77613, 9705 20 ACRE DEVELOPMENT ON WASHINGTON; LOT 1 to the City of Stephenville, Erath County, Texas from IND Industrial to B-2 Retail and Commercial Business

2. PUBLIC HEARING

RZ2024-016

3. Consider Recommendation to City Council for Rezone of Property Located at 0 Wolfe Nursery Road, Parcel 77613, 9705 20 ACRE DEVELOPMENT ON WASHINGTON; LOT 1 to the City of Stephenville, Erath County, Texas from IND Industrial to B-2 Retail and Commercial Business

ADJOURN

In accordance with the Americans with Disabilities Act, persons who need accommodation to attend or participate in this meeting should contact City Hall at 254-918-1287 within 48 hours prior to the meeting to request such assistance.

STAFF REPORT



SUBJECT: Case No.: RZ2024-016

Applicant Patrick K. Windley representing The Stable Development LLC is requesting a rezone of Property Located at 0 Wolfe Nursery Road, Parcel 77613, 9705 20 ACRE DEVELOPMENT ON WASHINGTON; LOT 1 to the City of Stephenville, Erath County, Texas from IND Industrial to B-2 Retail and Commercial Business.

DEPARTMENT: Development Services

STAFF CONTACT: Steve Killen, Director of Development Services

RECOMMENDATION:

To provide the City Council with a recommendation for the rezone request.

BACKGROUND:

Industrial zoning does not allow retail as a permitted use. The intended project will be a stand-alone retail building.

PROPERTY PROFILE:



Complete Neighborhood

The Complete Neighborhood land use accommodates a mix of uses at a moderate density. A mix of housing types is encouraged to accommodate a range of residents. Local retail and service businesses are located on active corridors and parks and green spaces are integrated within the district.



Sec. 154.06.2. Retail and commercial business district (B-2).

6.2.A Description. The Retail and Commercial Business District provides areas for the grouping of retail shops and stores offering goods and services for the residents in general. These shopping areas will generally be more densely concentrated and more traffic intensive than allowed in the Neighborhood Business Districts.

6.2.B Permitted Uses.

- (1) Animal grooming;
- (2) Antique shop/art gallery—sales in building;
- (3) Assisted living center;
- (4) Athletic field;
- (5) Automobile service station and car care center;
- (6) Auto parking lot or building (commercial);
- (7) Auto parts sales;
- (8) Auto repair/mechanic garage;
- (9) Auto sales;
- (10) Automobile rental;
- (11) Bail bond service;
- (12) Bakery—Retail;
- (13) Banks or other financial institutions;
- (14) Bicycle sales and rental;
- (15) Boat sales;
- (16) Bottling works (wholesale);
- (17) Building material sales;
- (18) Cabinet and upholstery shop;
- (19) Car wash;
- (20) Care facility for narcotic, alcoholic or psychiatric patients;
- (21) Cemetery/mausoleum;
- (22) Church, temple or mosque;
- (23) Civic/community center;
- (24) Cleaning and pressing—small shop, pickup and delivery;
- (25) Clinic;
- (26) College or university;
- (27) Commercial amusement (indoor);
- (28) Commercial amusement (outdoor);
- (29) Convalescent, nursing or long term care facility;
- (30) Convenience/grocery store (without pumps) convenience store (with pumps);
- (31) Construction equipment rental and sales;
- (32) Construction yard (temporary);
- (33) Contractor shop and storage yard;

- (34) Department store;
- (35) Discount warehouse store;
- (36) Drapery, needlework or weaving shop;
- (37) Farmers Market;
- (38) Feed, seed and fertilizer store—no bulk storage;
- (39) Field office (temporary);
- (40) Florist;
- (41) Fraternal organization, lodge or civic club;
- (42) Furniture or appliance store;
- (43) Golf course or country club, driving range;
- (44) Greenhouse or nursery for retail plant sales with outside storage;
- (45) Handcraft shop;
- (46) Health club, weight and aerobic center;
- (47) Home improvement center;
- (48) Hospital—general acute care (human);
- (49) Hotels and motels;
- (50) Household appliance service and repair;
- (51) Kennel;
- (52) Kiosk;
- (53) Laboratory (medical);
- (54) Landscaping service;
- (55) Laundry and cleaning (self service);
- (56) Lawn equipment and small engine sales and services;
- (57) Micro brewery;
- (58) Mini storage/warehouses;
- (59) Monument retail sales (outside storage);
- (60) Mortuary or funeral home;
- (61) Moving company;
- (62) Neighborhood grocery store (no fuel service);
- (63) Office—professional and general administration;
- (64) Park, playground, public community recreation center;
- (65) Pawn shop;
- (66) Personal service shop (beauty, barber and the like);
- (67) Pet shop—small animals within building;
- (68) Plumbing shop;
- (69) Portable building sales;
- (70) Printing;
- (71) Produce stand;
- (72) Psychic/Tarot card reader;

- (73) Recreational vehicle sales;
- (74) Recycling kiosk;
- (75) Research lab (non-hazardous);
- (76) Restaurant (drive-in type);
- (77) Restaurant or cafeteria—without drive-in service;
- (78) Restaurant with alcoholic beverage service;
- (79) Retail shops and stores other than listed;
- (80) Roofing and siding supply;
- (81) Sale of alcohol as licensed by the Texas Alcoholic Beverage Commission;
- (82) Schools—public, private and parochial;
- (83) Shopping center;
- (84) Storage or repair of furniture and appliances (display inside of building);
- (85) Studio (photographer, musician, artist);
- (86) Studio for radio and television;
- (87) Tattoo parlor/body piercing studio;
- (88) Taxidermy;
- (89) Theater—indoor;
- (90) Tobacco shop;
- (91) Tool and equipment rental shop;
- (92) Trailer rental and sales;
- (93) Veterinary clinic or hospital; and
- (94) Veterinary services.

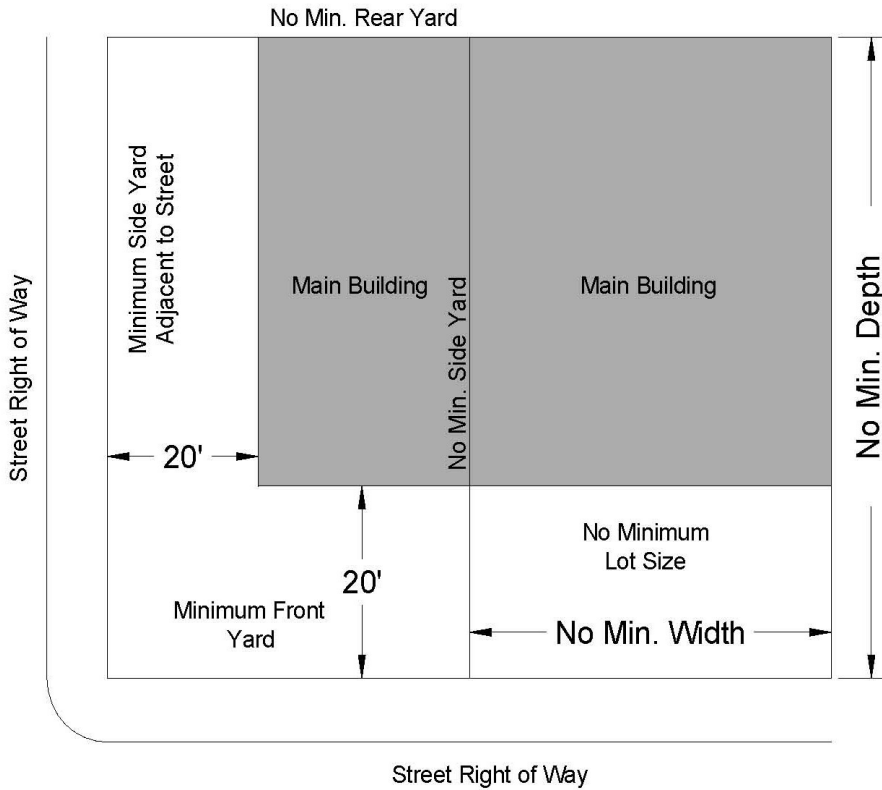
6.2.C Conditional Uses (Special Use Permit required).

- (1) Day care center—12 or more children;
- (2) Flea market;
- (3) Frozen foods locker;
- (4) Scientific and research laboratories;
- (5) Theater (drive-in); and
- (6) Trade and commercial schools.

6.2.D Height, Area, Yard and Lot Coverage Requirements.

- (1) Maximum density: There is no maximum density requirement.
- (2) Minimum lot area: There is no minimum area requirement.
- (3) Minimum lot width: There is no minimum width requirement.
- (4) Minimum lot depth: There is no minimum depth requirement.
- (5) Minimum depth of front setback: 20 feet.
- (6) Minimum depth of rear setback: There is no minimum rear setback requirement unless the lot abuts upon a Residential District, then a minimum ten feet is required.
- (7) Minimum width of side setback:
 - (a) Internal lot: There is no minimum side setback requirement unless the lot abuts upon a Residential District, then a minimum five feet is required.

- (b) Corner lot: 20 feet.
- (8) Building size: There are no minimum size regulations.
- (9) Maximum height of structures: 35 feet.
- (10) Public, semi-public or public service buildings, hospitals, institutions or schools may not exceed a height of 60 feet. Churches, temples and mosques may not exceed 75 feet, if the building is set back from each yard line at least one foot for each two feet additional height above the height limit in this district.



Note: No rear or side yard except when the lot abuts upon a Residential District, then the minimum setback for rear yard is 10 feet and side yard is five feet.

6.2.E Parking Regulations. All uses permitted in the B-2 District: See Section 11 Parking Regulations.

6.2.F Sign Regulation. See Section 12 for Sign Regulations.

6.2.G Exceptions to Use, Height and Area Regulations. See Section 10.

6.2.H Garbage Regulations. Retail and Commercial District businesses will provide a serviceable area specifically for refuse collection designed for refuse canisters. Each designated canister area will be nine feet wide and eight feet deep (72 square feet), with a cement slab base. If the location of the cement slab is adjacent to a residential district, the slab must be at least five feet from the property line. The refuse area will be enclosed on three sides by a privacy fence. Approach areas will meet the requirements of Subsection 6.2.I.

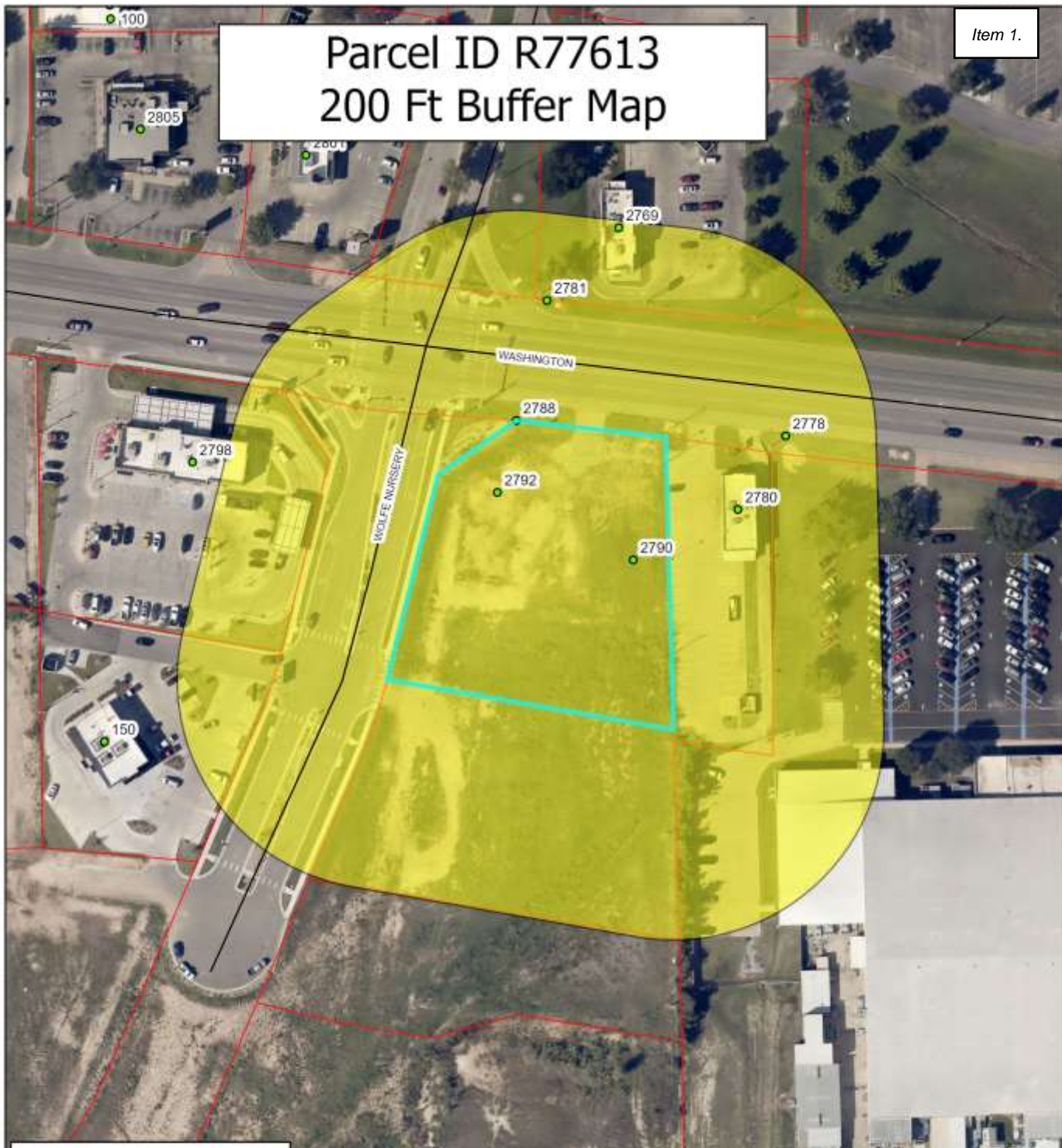
6.2.I Loading and Unloading Regulations. All loading, unloading and maneuvering of vehicles connected with the activity must be on the premises and will not be permitted in any street. Loading and unloading areas must be paved with a sealed surface pavement and maintained in such a manner that no dust will be produced.

(Am. Ord. 2008-07, passed 5-6-2008; Am. Ord. 2009-23, passed 12-1-2009; Am. Ord. No. 2018-O-25, § 1, 8-7-2018; Ord. No. 2021-O-17, §§ 1, 3, passed 6-1-2021; Ord. No. 2021-O-32, § 1, passed 8-3-2021)

ALTERNATIVES:

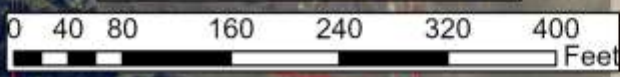
- 1) Recommend the City Council approve the rezoning request.
- 2) Recommend the City Council deny the rezoning request.

Parcel ID R77613 200 Ft Buffer Map



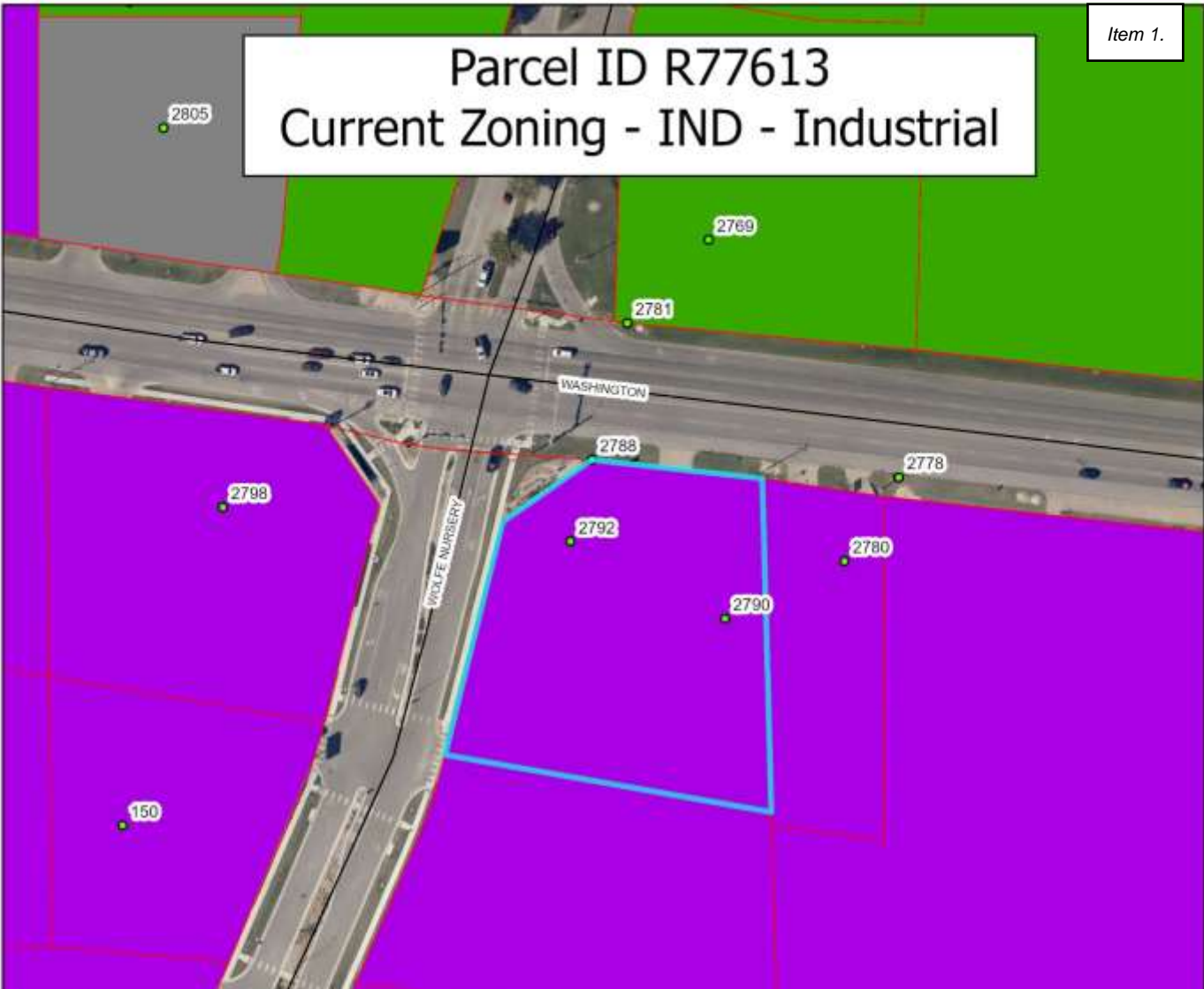
Legend

- Addresses
- Roads
- ▭ Parcels
- ▭ 200 ft. Buffer



The City of Stephenville makes every effort to ensure this map is free of errors, but does not warrant the map or its features. The City of Stephenville provides this map without any warranty of any kind whatsoever, either expressed or implied.

Parcel ID R77613 Current Zoning - IND - Industrial

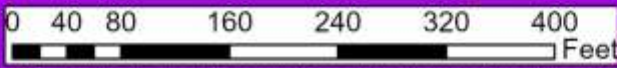


Legend

- Addresses
- Roads
- ▭ Parcels

ZONING

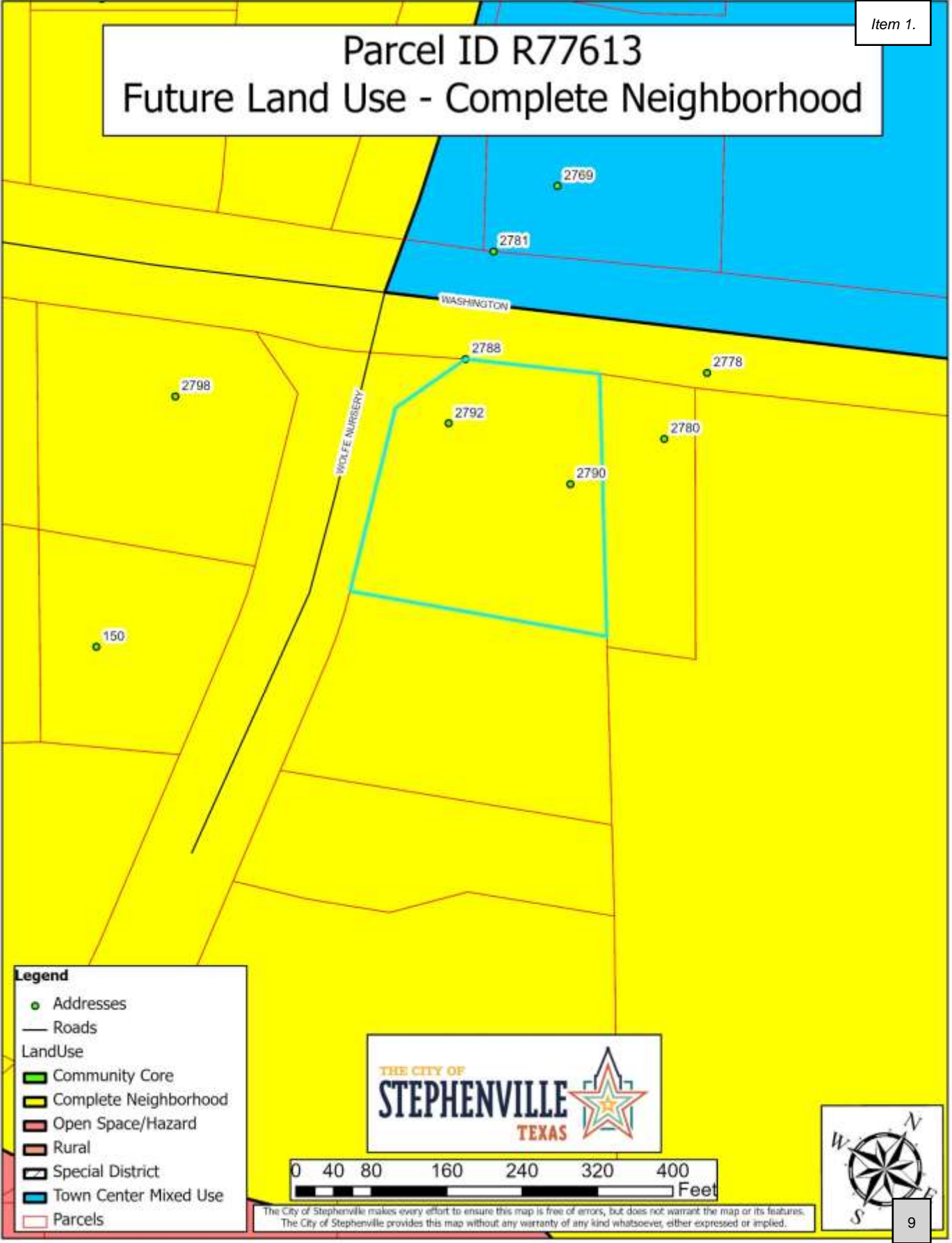
- AG - Agricultural
- B-1 - Neighborhood Business
- B-2 - Retail and Commercial Business
- B-3 - Central Business
- B-4 - Private Club
- CTS - City, Tarleton, School
- DT - Downtown
- IND - Industrial
- PD - Planned Development
- R-1 - Single Family - 7,500
- R-1.5 - Single Family - 6,000
- R-2 - One and Two Family
- R-2.5 - Integrated Housing
- R-3 - Multiple Family
- RE - Single Family - 1 Acre



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Parcel ID R77613

Future Land Use - Complete Neighborhood

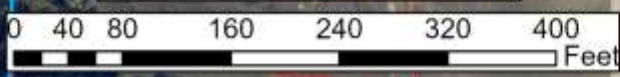


Parcel ID R77613 Water & Sewer Utilities

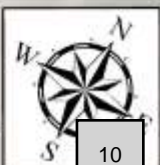


Legend

- Addresses
- Roads
- Sewer Lines
- Water Lines
- Parcels



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Parcel ID R77613
 200 Ft Buffer
 Addresses

Item 1.

Parcel ID	Parcel Address	Parcel Owner	Owner Address	City	State	Zip Code
R000060084	0 WOLFE NURSERY RD	CITY OF STEPHENVILLE	298 W WASHINGTON	STEPHENVILLE	TX	76401-4257
R000022338	0 WOLFE NURSERY RD	CITY OF STEPHENVILLE	298 W WASHINGTON	STEPHENVILLE	TX	76401-4257
R000077618	2798 W WASHINGTON	PACIFIC COMMODITIES, LLC	PO BOX 777790	HENDERSON	NV	89077
R000060646	2769 W WASHINGTON	PLAZA REALCO, LLC	101 E CHEROKEE ST	JACKSONVILLE	TX	75766
R000067107	2801 W WASHINGTON	RIENSTRA BILL & SIDNEY LLC	106 ANGELA CT	STEPHENVILLE	TX	76401
R000030554	2770 W WASHINGTON	SAINT GOBAIN ABRASIVES INC	750 SWEDESFORD RD	VALLEY FORGE	PA	19482
R000077617	150 S WOLFE NURSERY RD	SAXTON PROPERTIES HOLDINGS, LLC	2288 MONITOR STREET	DALLAS	TX	75207
R000077613	0 WOLFE NURSERY RD	THE STABLE DEVELOPMENT LLC	200 CONCORD PLAZA DR SUITE 240	SAN ANTONIO	TX	78216
R000077614	0 WOLFE NURSERY RD	THE STABLE DEVELOPMENT LLC	200 CONCORD PLAZA DR SUITE 240	SAN ANTONIO	TX	78216
R000077615	0 WOLFE NURSERY RD	THE STABLE DEVELOPMENT LLC	200 CONCORD PLAZA DR SUITE 240	SAN ANTONIO	TX	78216
R000022355	2780 W WASHINGTON	UFO 143 LLC	430 N CENTER ST	LONGVIEW	TX	75601
R000060088	2765 W WASHINGTON	WAL-MART REAL EST BUS TRUST STORE #610	PO BOX 8050-MS0555	BENTONVILLE	AR	72716-0555