### Wylie Planning & Zoning Regular Commission Meeting

May 02, 2023 – 6:00 PM

Council Chambers - 300 Country Club Road, Building #100, Wylie, Texas 75098



#### CALL TO ORDER

#### INVOCATION & PLEDGE OF ALLEGIANCE

#### COMMENTS ON NON-AGENDA ITEMS

Any member of the public may address Commission regarding an item that is not listed on the Agenda. Members of the public must fill out a form prior to the meeting in order to speak. Commission requests that comments be limited to three minutes for an individual, six minutes for a group. In addition, Commission is not allowed to converse, deliberate or take action on any matter presented during citizen participation.

#### CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the Commission and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

- A. Consider and act upon, minutes from the April 18, 2023 Regular Meeting.
- B. Consider, and act upon a recommendation to City Council regarding a Preliminary Plat of Lots 1-2, Block A of Stealth BTS Addition, establishing two Light Industrial lots on 14.030 acres, generally located at 2200 W Alanis Drive.

#### REGULAR AGENDA

- 1. Consider, and act upon, a Site Plan for Lot 1, Block A of Stealth BTS Addition, for a warehouse distribution use on 7.654 acres. Property generally located at 2200 W Alanis Dr.
- 2. Hold a Public Hearing, consider and act upon a recommendation to City Council regarding the writing of an Ordinance to amend the City of Wylie Zoning Ordinance, Articles 5.1 Land Use Charts, 5.2 Listed Uses, 7.0 General Development Regulations, as they relate to Smoke Shops, Smoking Establishments and Alcohol uses.

#### WORK SESSION

WS1. Hold a Work Session to discuss a potential change of zoning from Neighborhood Services to Planned Development (PD-Mixed Use) on approximately 14.24 acres, generally located on the southeast corner of Country Club Road and Park Boulevard.

#### **ADJOURNMENT**

#### CERTIFICATION

I certify that this Notice of Meeting was posted on April 28, 2023 on the outside bulletin board at Wylie City Hall,

	a place convenient and readily accessible to the public at all
times.	
Stephanie Storm, City Secretary	Date Notice Removed

The Wylie Municipal Complex is wheelchair accessible. Sign interpretation or other special assistance for disabled attendees must be requested 48 hours in advance by contacting the City Secretary's Office at 972.516.6020. Hearing impaired devices are available from the City Secretary prior to each meeting.

If during the course of the meeting covered by this notice, the Commission should determine that a closed or executive meeting or session of the Commission or a consultation with the attorney for the City should be held or is required, then such closed or executive meeting or session or consultation with attorney as authorized by the Texas Open Meetings Act, Texas Government Code § 551.001 et. seq., will be held by the Commission at the date, hour and place given in this notice as the Commission may conveniently meet in such closed or executive meeting or session or consult with the attorney for the City concerning any and all subjects and for any and all purposes permitted by the Act, including, but not limited to, the following sanctions and purposes:

Texas Government Code Section:

§ 551.071 – Private consultation with an attorney for the City.



## **AGENDA REPORT**

Department:	Planning	ltem:	A	
Prepared By:	Lillian Baker			
Subject				
	on, minutes from the April	18, 2023 Regular Meeting.		
	_			
Recommendati	ion			
Motion to approve Ite				
Discussion				
	ched for your consideration	1		
	,			

### Wylie Planning & Zoning Regular Commission Meeting

April 18, 2023 – 6:00 PM

2nd Floor Conference Room #230 - 300 Country Club Road, Building #100, Wylie, Texas 75098



#### CALL TO ORDER

Chair Bryan Rogers called the meeting to order at 6:00PM. Commissioners present: Chair Bryan Rogers, Vice Chair Joshua Butler, Commissioner Jacques Loraine, Commissioner Jennifer Grieser, Commissioner Rod Gouge, Commissioner James Byrne, Commissioner Keith Scruggs, Staff Present: Director of Community Services Jasen Haskins, Senior Planner Kevin Molina, City Engineer Tim Porter, and Secretary Lillian Baker.

#### INVOCATION & PLEDGE OF ALLEGIANCE

Commissioner Gouge gave the invocation and Commissioner Lorraine led the pledge of allegiance.

#### COMMENTS ON NON-AGENDA ITEMS

Any member of the public may address Commission regarding an item that is not listed on the Agenda. Members of the public must fill out a form prior to the meeting in order to speak. Commission requests that comments be limited to three minutes for an individual, six minutes for a group. In addition, Commission is not allowed to converse, deliberate or take action on any matter presented during citizen participation.

None approached the Commissioners.

#### **CONSENT AGENDA**

All matters listed under the Consent Agenda are considered to be routine by the Commission and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

A. Consider, and act upon, minutes from the March 21, 2023 Regular Meeting.

#### **BOARD ACTION ON CONSENT AGENDA**

A motion was made by Commissioner Gouge and seconded by Commissioner Grieser to approve the Consent Agenda as presented. A vote was taken and the motion passed 7-0.

#### REGULAR AGENDA

1. Consider, and act upon, a Site Plan for Lot 3R, Block A of Woodlake Village, for a drive-thru restaurant on 1.034 acres. Property generally located at 1804 N State Highway 78.

#### STAFF COMMENTS

Staff presented that a Starbucks would be opening next to the existing Fuel City. Staff provided an overview of the development plans as submitted. Staff stated that the plan met all design requirements by the city and that the location would be a predominantly drive-thru service.

#### BOARD ACTION ON REGULAR AGENDA

A motion was made to make a recommendation to approve as submitted by Commissioner Grieser and seconded by Vice Chair Butler. A vote was taken and the motion was passed 7-0.

#### **WORK SESSION**

WS1. Hold a Work Session to discuss a potential change of zoning from Agricultural to Planned Development (PD-Mixed Use) on approximately 24 acres, generally located on the west side of Country Club Road approximately 1200' north of Brown Street.

#### STAFF COMMENTS

Staff presented the College Park development and provided an overview. Applicants Ahmet and Smith answered questions from the Commission. Applicants stated that the development would include high end townhomes, single family homes, and commercial buildings. Applicants noted that residential properties would be for purchase, not rental and include an HOA. In addition, Applicants stated that the development would include a playground and soccer field. It was noted by staff that townhomes do create less traffic. Commissioner Byrne inquired on location of a/c units and the Applicant verified they would be located on the roof tops with roofing over cover. Question was raised by Commission Byrne as to why no residential homes were shown on exhibit, to which Applicant stated that was still in developmental stages. Staff reiterated that the main focus of the Commission was on the uses. Clarification was made by staff on the detention pond and agreement with the Fire Department on sufficient access, as well as the option for the developer to consider a connection with the existing walking trails. Staff discussed the potential concern of it being a high-density property. City Engineer Porter stated that the Applicants have done all requested by City Engineering. Chair Rogers closed the work session.

#### **ADJOURNMENT**

A motion to adjourn was made by Vice Chair Butler and seconded by Commissioner Grieser. A vote was taken and passed 7-0. The meeting was adjourned at 6:51PM.

	Bryan Rogers, Chair	_
ATTEST		
Lillian Baker, Secretary		



### **AGENDA REPORT**

**APPLICANT: Arco Murray** 

Department:	Flaming	item number:	
Prepared By:	Kevin Molina		
Subject			
•		Council regarding a Preliminary Plat 14.030 acres, generally located at 2.	of Lots 1-2, Block A of Stealth BTS 200 W Alanis Drive.
Recommendation			
Motion to recommend a	pproval as presented.		

#### **Discussion**

Dlanning

#### **OWNER: James Rentrfrow VIII**

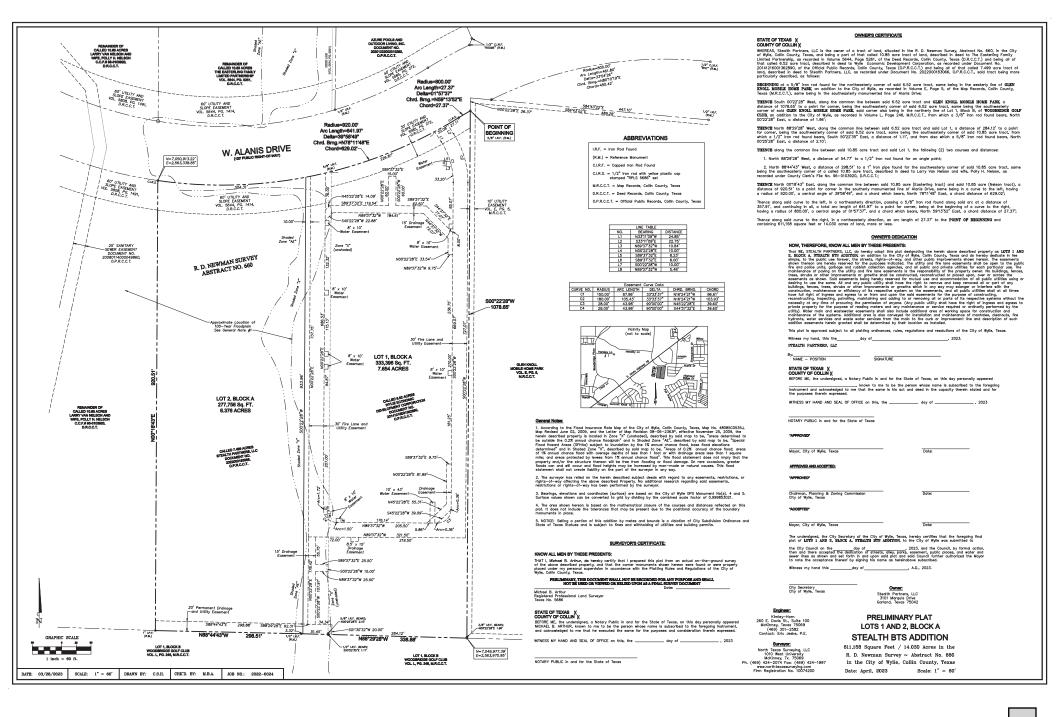
The applicant has submitted a Preliminary Plat to create Lots 1-2 Block A of Stealth BTS Addition on 14.030 acres. The property is generally located at 2200 W Alanis Drive. The purpose of the Preliminary Plat is to create two lots for the development of a warehouse distribution use on Lot 1 Block A of Stealth BTS Addition. Lot 2 Block A of Stealth BTS Addition is located within the 100 year Floodplain and has no plans for development at this time.

The site plan for the proposed development is on the regular agenda.

This plat is dedicating access, fire and utility easements for the developable lot Two access points are provided from W Alanis Drive.

The plat is technically correct and abides by all aspects of the City of Wylie Subdivision Regulations. Approval is subject to additions and alterations as required by the City Engineering Department.

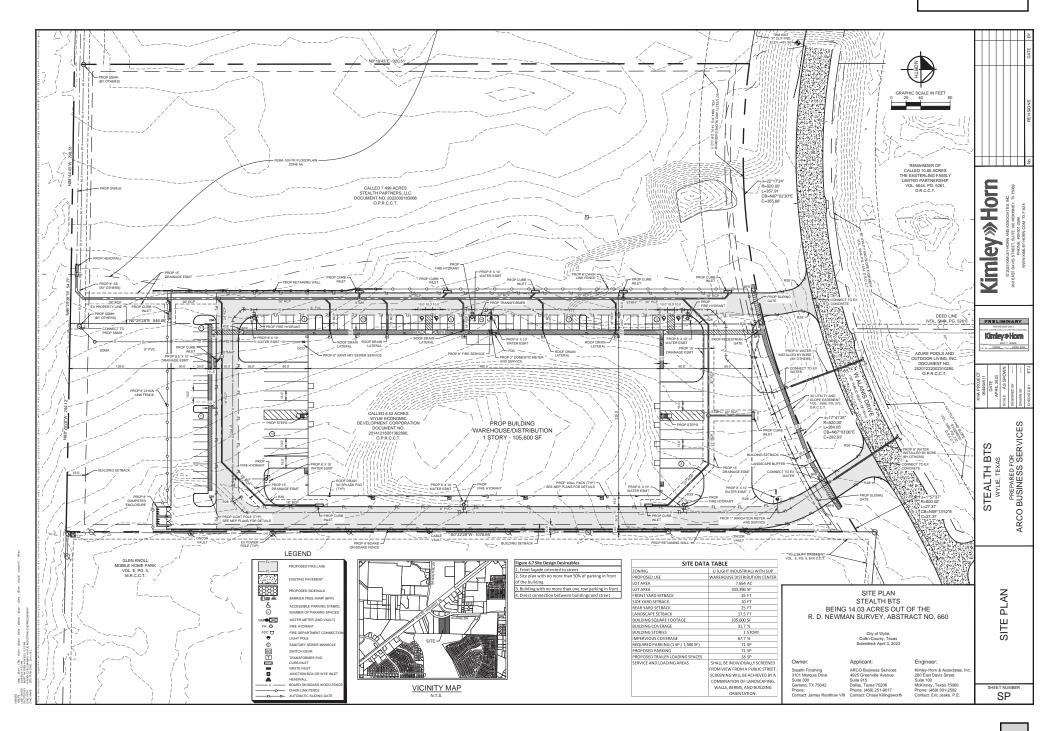
The Planning and Zoning Commission must provide a written statement of the reasons for conditional approval or disapproval to the applicant in accordance with Article 212, Section 212.0091 of the Texas Local Government Code.

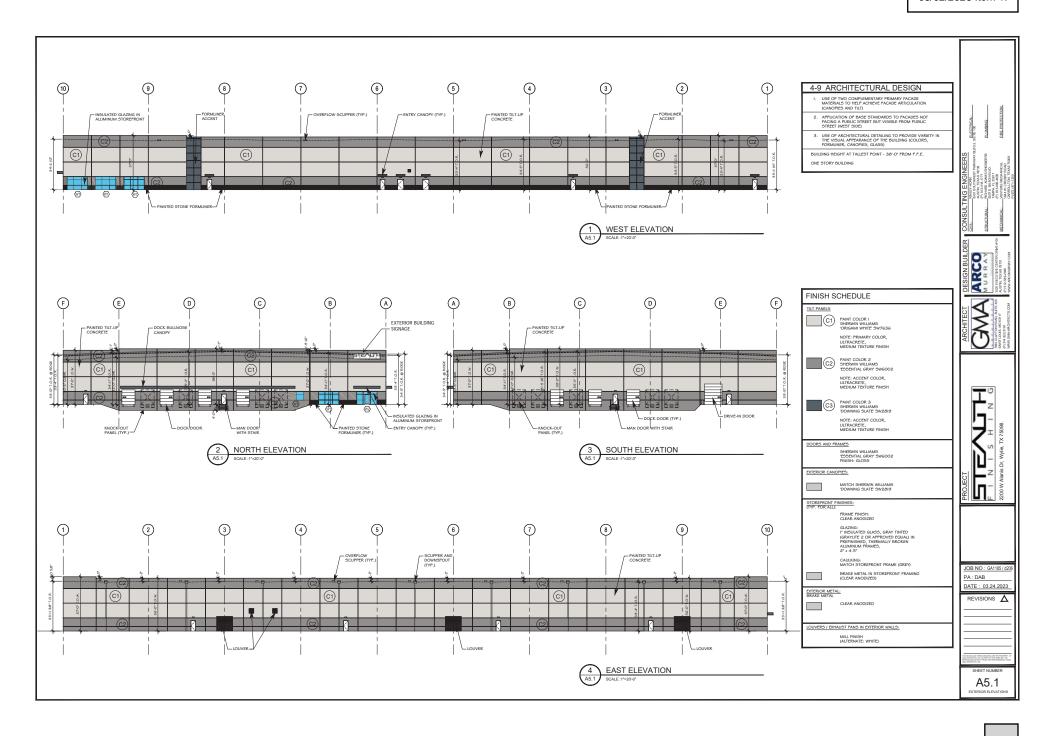




## **AGENDA REPORT**

Planning	Item Number:	_1
Kevin Molina		
		a warehouse distribution use on 7.654
resented.		
frow VIII		APPLICANT: Arco Murray
coviding 36% landscaping	g which includes screening of the	
vo accent points from W A	lanis Drive and is in compliance w	with fire code safety standards.
		* *
	Revin Molina  a Site Plan for Lot 1, Blocky located at 2200 W Alanist resented.  frow VIII  Ing to develop a 105,600 streep roposed use.  des 71 parking spaces with roviding 36% landscaping ping, walls, berms and built he structure contains tilt was be constructed along the element of the property was rezoned to roposed use.  des 71 parking spaces with roviding 36% landscaping ping, walls, berms and built he structure contains tilt was be constructed along the element of the property was rezoned to roviding 36% landscaping ping, walls, berms and built he structure contains tilt was be constructed along the element of the property was rezoned to roviding a structure contains tilt was be a structure contains tilt was because to the structure contains tilt was because	Revin Molina  a Site Plan for Lot 1, Block A of Stealth BTS Addition, for y located at 2200 W Alanis Drive.  resented.  frow VIII  Ing to develop a 105,600 sf warehouse distribution developm the property was rezoned to Light Industrial with a Special U proposed use.  des 71 parking spaces with four being ADA accessible. 18 stroviding 36% landscaping which includes screening of the ping, walls, berms and building orientation.  The structure contains tilt wall construction with formliner accessible constructed along the eastern boundary per SUP 2023-04.





#### PLANTING NOTES:

- UTILITIES, PRES. STRICTURES, AND LISE RISE IN THE RELIPPORT TO THE STRITLLAND OF ANY PLANT MATERIAL.

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#### TREE PROTECTION NOTES:

- CONTACT DEVELOPMENT SERVICES FOR A TREE REMOVAL PERMIT AT 972-292-5300 PRIOR TO REMOVAL OR TRANSPLANTING OF ANY TREES.

- LOUISILET GREGOREST SERVICES FOR A TIEST BERSONUE STREAM AT 972-202-2020 FORD TO RESIDUAL OR TOWNING THE TOWNING AND THE SERVICES AND THE SERVICES AT THE SERVICES AND THE SERVI

#### CODE LANDSCAPE CALCULATIONS TABLE:

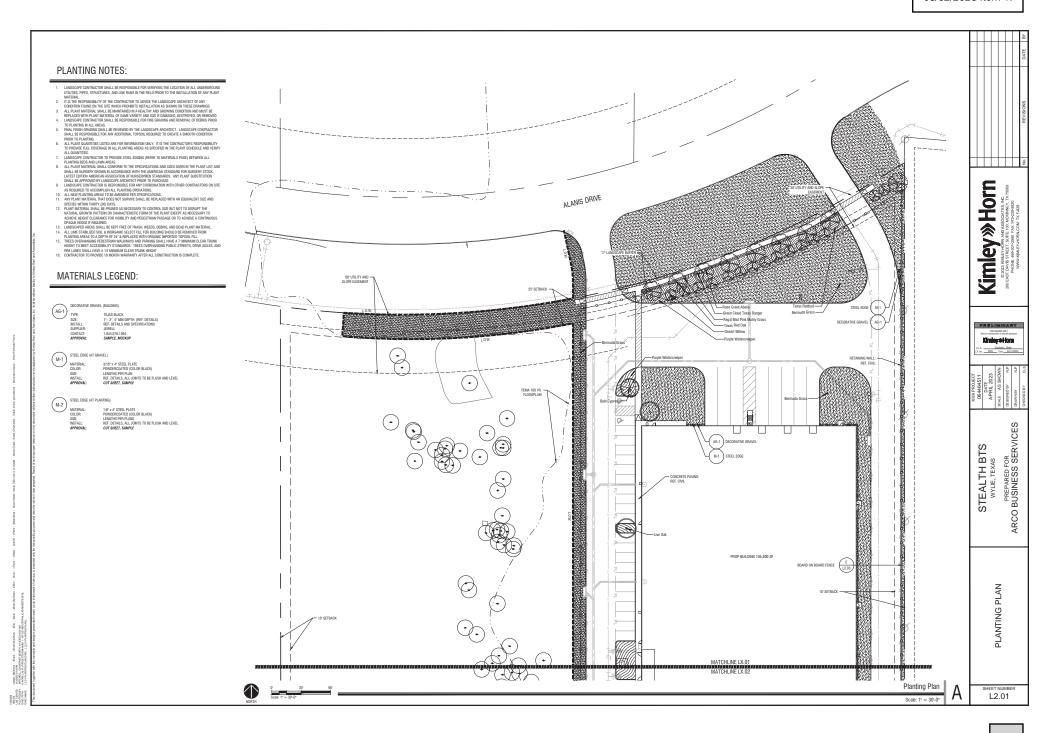
Wylie Industrial - Wylie Code Calculations Chart		
Site Data	AC	SF
Total Site Area	14.03	611,152
Surface Parking Spaces		72
Landscaping Required in Yard	Required (SF)	Provided (SF)
20% of site to be landscaped	122,230	397,291
Landscaping in front yard	Yes	Yes
Landscaping required in side and mar yards adjacent to residential	No	No
Landscape of Parking Lots	Required	Provided
1 Tree / 12 Parking Spaces	9	9
50 SF Landscape / Parking Space	3,600	3,929
No parking space futher than 60' from landscaped area on site	Yes	Yes
Landscaped areas every 12 spaces	Yes	Yes
Street Frontage Landscape	Required	Provided
Alanis Drive		
At least 50% of required front yard developed as 10° landscaped buffer	Yes	Yes
1 Tree (3" cal.)/ 30-40 LF	9	9
4 Meandering concrete walkway on perimeter when adjacent to thoroughfare	Yes	Yes
Visual Screening	Required	Provided
Front Yard (Loading and Service Areas)		
1 Flowering Tree/ 20 LF	15	15
5' wide screening strip, plants 3' in height when planted	Yes	Yes
Side Yard		
Board on Board Fence	Yes	Yes

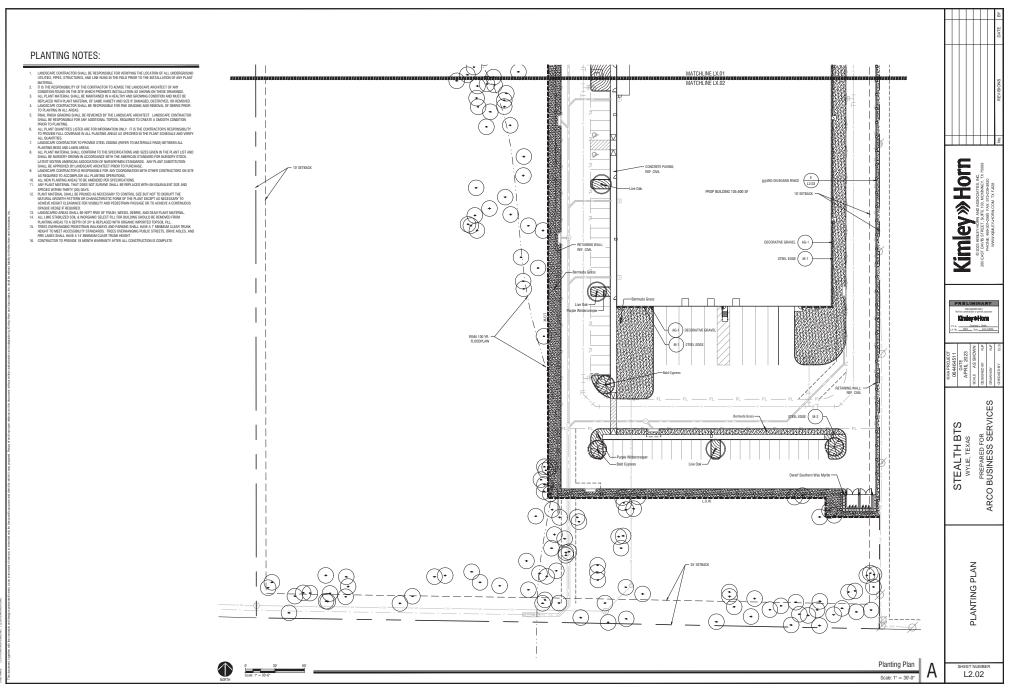
Figure 4.5 Desirable Landscape Design Requirements	Required	Provided
(Desirable) Landscaping 10% more in excess of 50 sq.ft,/space	3,960 SF	5915 SF
(Desirable) Increase in minimum width of Landscape Buffer by 20%	10' Wide	17.5 Wide
(Desirable) Landscaped pedestrian connection to main entrance	No	Yes
(Decirable) I and coming exceeds the minimum by 10%	183346 SE	397291 SF

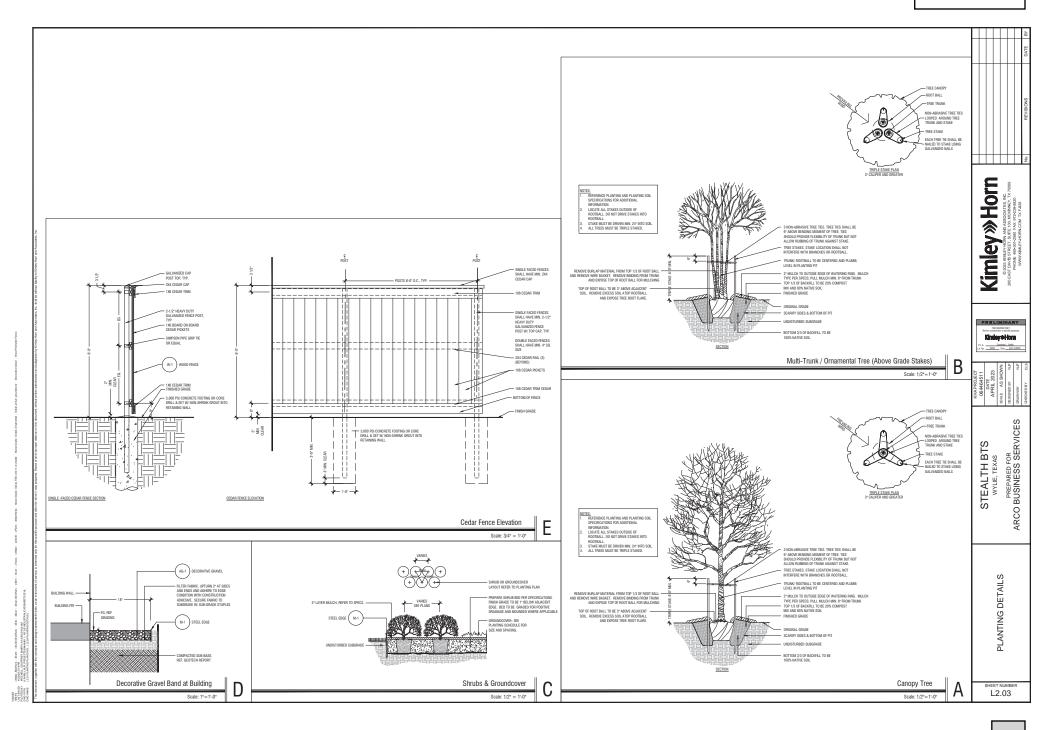
#### **PLANT SCHEDULE**

	TREES	COMMON / BOTANICAL NAME	CONT.	SIZE	SPACING		REMARKS
_		Baid Cypress / Taxodium distichum	3" cal. min.	14"-16" ht			B&B, NURSERY GROWN, MATCHED, FULL, WELL-BRANCHED, STRONG CENTRAL LEADER, 7" CLEAR AT SIDEWALKS
٠	)	Live Oak / Quercus virginana	3" cal min.	14"-16" ht			B&B, NURSERY GROWN, MATCHED, FULL, WELL-BRANCHED, STRONG CENTRAL LEADER, 7" CLEAR AT SIDEWALKS
		Texas Red Oak / Quercus buckleyi	3" cal min.	14"-16" ht			B&B, NURSERY GROWN, MATCHED, FULL, WELL-BRANCHED, STRONG CENTRAL LEADER; 7" CLEAR AT SIDEWALKS
	FLOWERING TREES	COMMON / BOTANICAL NAME	CONT.	SIZE	SPACING		REMARKS
	$\Diamond$	Desert Willow / Chilopsis linearis	45 gal	8"-10" ht			CONTAINER, NURSERY GROWN, MATCHED, FULL, WELL-BRANCHED, MULTI-TRUNK (3 MIN.)
2	)	Texas Redbud / Cercis canadensis texensis	45 gal	8"-10" ht			CONTAINER, NURSERY GROWN, MATCHED, FULL, WELL-BRANCHED
	SHRUBS	COMMON / BOTANICAL NAME	CONT.	SIZE	SPACING		REMARKS
	$\odot$	Dwarf Southern Wax Myrtle / Myrica pusilla	5 gal	36" h x 24" w	36° OC		CONTAINER, NURSERY GROWN, MATCHED AND WELL ROOTED
	Ø	Green Cloud Texas Ranger / Leucophyllum frutescens `Green Cloud` TM	5 gal	36° h x 24° w	36° OC		CONTAINER, NURSERY GROWN, MATCHED AND WELL ROOTED
	$\odot$	Regal Mist Pink Muhly Grass / Muhlenbergia capillaris "Regal Mist"	5 gal	36" h x 18" w	30° OC		CONTAINER, NURSERY GROWN, MATCHED AND WELL ROOTED
	$\otimes$	Rose Creek Abelia / Abelia x 'Rose Creek'	5 gal	36° h x 24° w	36° OC		CONTAINER, NURSERY GROWN, MATCHED AND WELL ROOTED
	GROUND COVERS	COMMON / BOTANICAL NAME	CONT.	SIZE		SPACING	
		Bermuda Grass / Cynodon dactylon	sod				REFER TO SPECIFICATIONS
		Purple Wintercreeper / Euonymus fortunei 'Coloratus'	4"pot	8"h x 8"w		12" o.c.	CONTAINER, NURSERY GROWN, MATCHED AND WELL ROOTED

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	DO 100.		Kimley » Horn  200 DET ON PARTY-THE OF THE ACT  200 DET ON PER SALT THE OF THE ACT  PROFILE ACT THE ACT OF THE ACT  WITH A THE ACT OF THE A
10 SETIMOX		PROP BUILDING 105,000 SF  MATCHLINE LX.01  MATCHLINE LX.02	VANA PRICE OF CAME AND A
FEMA 1500 P. AUGUSTA A		FL FL FL	STEALTH BTS WYLE, TEXAS PREPARED FOR ARCO BUSINESS SERVICES
       <del> </del>		LOW Job SETIMOX	OVERALL LANDSCAPE PLAN
6 250 100 2000 10000 1	1	Overall Landscape  Scale: 1" =	<b>— — — — — — — — — —</b>









### **AGENDA REPORT**

Department:	Planning	Item Number:	2
Prepared By:	Jasen Haskins, AICP		

#### Subject

Hold a Public Hearing, consider and act upon a recommendation to City Council regarding the writing of an Ordinance to amend the City of Wylie Zoning Ordinance, Articles 5.1 Land Use Charts, 5.2 Listed Uses, 7.0 General Development Regulations, as they relate to Smoke Shops, Smoking Establishments and Alcohol uses.

#### Recommendation

Motion to recommend approval as presented

#### Discussion

In February 2023, the P&Z Commission held a work session with staff regarding Smoke Shops, Smoking Establishments, and Alcohol Use requirements. The impetus for this work session was the need to offer clearer requirements for certain tobacco and alcohol related uses. At that work session the Commission directed staff to draft amendments to the Zoning Ordinance that would:

- Establish Smoke Shops as a use and create requirements.
- Establish Smoking Establishments as an use and create requirements.
- Establish Winery, Brewery, and Distillery uses and create requirements.
- Reorganize the requirements for alcohol related uses for readability and usefulness.
- Establish a formal procedure for property owners to request a variance to alcohol related requirements.

#### **Smoke Shops**

Currently, the City of Wylie allows Smoke Shops under the General Merchandise Store use category. This allows for smoke shops to be allowed by-right in many areas of the city that may be detrimental to the health, safety, and welfare of Wylie's citizens and their property.

The proposed amendments to the zoning ordinance include creating a 'smoke shop' use and its definition. The amendment allows the use in Commercial Corridor districts by Special Use Permit and Light Industrial Districts by-right. The definition includes uses that sell tobacco and 'vape' products. The use also specifies distance requirements from schools and other smoke shops of 300 and 1500 feet, respectively.

#### **Smoking Establishments**

Currently, the City of Wylie does not allow Smoke Shops as a stand alone use. Smoking Establishments in the city currently operate as restaurant uses, in which food is served and extensive ventilation is provided. Creating a use will allow for stand alone establishments and provide for defined requirements.

The proposed amendments to the zoning ordinance include creating a 'smoking establishment' use and its definition. The amendment allows the use in most non-residential districts by Special Use Permit, and Light Industrial Districts by-right. The definition includes uses typical of a cigar or hookah lounge. The use also specifies distance requirements from schools and other smoke shops of 300 and 500 feet, respectively along with the requirement for the use to be located in a stand alone structure, i.e. not in a 'strip mall'.

#### Alcohol Uses

Currently, the City of Wylie does not have a defined use for breweries, brewpubs, wineries, or distilleries. These establishments in the city currently operate as uses as they are defined by the Texas Alcohol Beverage Code along with Planned Development or Special Use Permit conditions as appropriate. Creating a use will codify the use and provide for clear, defined requirements.

The proposed amendments to the zoning ordinance include creating the uses and their definition. The amendment allows the use in most non-residential districts by-right, as allowed by State Law and the City's local option elections. However, the Special Use Permit option is being proposed to allow for other associated uses, such as event centers and food truck parks.. The definition references the use as allowed by the Texas Alcohol Code.

#### **Alcohol Provisions**

Currently the zoning ordinance has alcohol provisions listed under several different uses even though these provisions are identical and based on State Law. The amendments propose to relocate these provisions to Chapter Seven of the ordinance, which also includes other 'general provisions' that apply to multiple uses, such as noise, parking, and tree preservation. Relocation makes these provisions both easier to locate and understand and reduce the chance for clerical error due to the same material being located in multiple locations throughout the zoning ordinance.

Additionally, a section has been added that formally codifies the requirements for an applicant to request a variance from the distance requirements. As part of the request procedure, staff is recommending that the school or church be notified along with a notice be published in the newspaper before City Council consider the request, however, neither of these are required by State Law.



Permitted Uses	Permitted Uses Residential Districts				Non-Residential Districts						Parking					
		ow sity		Hig	gh Den	sity			Comn	nercial		Indus	strial	Mixe	d-Use	
F. Retail, Personal Service & Commercial Cont.	AG/ 30	SF- ED	SF- 20/ 26	SF- 10/ 24	ТН	MF	МН	NS	CR	СС	BG	LI	ні	DT H	SB O	
29. Smoke Shop										S		P				1 per 300 sq ft
30. Smoking Establishment									S	S		P		S	S	1 per 150 sq ft
31.Brewery, Winery, Distillery									P*	P*		P*		P*	P*	1 per 500 sq ft

P=Permitted P\*=Permitted with additional requirements when located in this district. S=Special Use Permit T=Temporary Use Permit (L)=Loading spaces are required

#### 29. Smoke Shop

a. **Definition:** A retail establishment engaged in the sale of smoking and vaping products and/or paraphernalia for the consumption of smoking related products. These products include, but are not limited to; Cigarettes, cigars, e-cigarettes, pipes, hookahs, bongs, tobacco, vape cartridges, and chewing tobacco. A business shall be classified as being within this use if more than 25% of the floor space, including displays and aisles, is based on the retail sale of the aforementioned products.

#### b. Additional Provisions:

- (1) A Special Use Permit shall be required in CC Districts.
- (2) No smoke shop shall be established within 1,500 feet of another smoke shop.
- (3) Shall not be closer than 300 feet to a public or private school measured in direct line from property line to property line, and in direct lines across intersections.

#### 30. Smoking Establishment

a. **Definition:** An establishment that primarily caters to the on-site consumption of tobacco, such as a cigar or hookah lounge.

#### **b. Additional Provisions:**

- (1) A Special Use Permit shall be required in all permitted districts except LI Districts.
- (2) Smoking Establishment shall only be allowed in stand alone structures, not sharing a common wall with another use operated by a separate entity.



- (3) No smoking establishment shall be within 500 feet of another smoking establishment.
- (4) Shall not be closer than 300 feet to a public or private school measured in direct line from property line to property line, and in direct lines across intersections.

#### 31. Brewery, Winery, Distillery

a. **Definition:** An establishment that primarily caters to the on-site manufacturing of alcoholic beverages in accordance with the Texas Alcohol Beverage Code for Breweries, Brewpubs, Distillers, and Wineries.

#### b. Additional Provisions:

- (1) The General Provisions listed in Section 7.10 shall apply.
- (2) A Special Use Permit shall be required when there are additional uses on the property. Those accessory uses can include but are not limited to; events center, food truck park, restaurant without drive-thru service, and commercial entertainment.



#### 19. Restaurant with Drive-in or Drive-through Service

- a. **Definition:** Restaurant with drive-in or drive through service means
  - (1) A restaurant with drive-in service is an establishment principally for the sale and consumption of food where food service is provided to customers in motor vehicles for consumption on the premises.
  - (2) A restaurant with drive-through service is an establishment principally for the sale and consumption of food which has direct window service allowing customers in motor vehicles to pick up food for off-premises consumption. This use applies for the pick-up of delivery service and / or customer pre-orders of food for off-premises consumption.

#### b. Additional Provisions:

- (1) The minimum stacking space for the first vehicle stop for a commercial drivethrough shall be a minimum of 100-feet, and a minimum of 40-feet thereafter, for any other stops.
- (2) CR District: Drive through and stacking area shall not be located adjacent to residential uses.
- (3) The General Provisions listed in Section 7.10 shall apply.

#### 20. Restaurant without Drive-in or Drive-through Service

- a. **Definition:** Restaurant without drive-in or drive through service means an establishment principally for the sale and consumption of food on the premises.
- b. **Additional Provisions:** The General Provisions listed in Section 7.10 shall apply

#### 23. Beer & Wine Package Sales.

- a. **Definition:** An establishment, including but not limited to General Merchandise or Food Store of any size or Motor Vehicle Fueling Station, engaged in the selling of beer and/or wine to the general public for off-site personal or household consumption and rendering services incidental to the sale of such goods.
- b. **Additional Provisions:** The General Provisions listed in Section 7.10 shall apply.

#### SECTION 7.10 ALCOHOL PROVISIONS

- **A.** *General Provisions*: The sale of alcohol shall be subject to compliance with the Texas Alcoholic Beverage Code, as it exists or may be amended, and to the following development criteria:
- 1. Establishments are only permitted to sell alcohol by right if the subject property was located within the City limits as of May 13, 2006. For property annexed into the City after

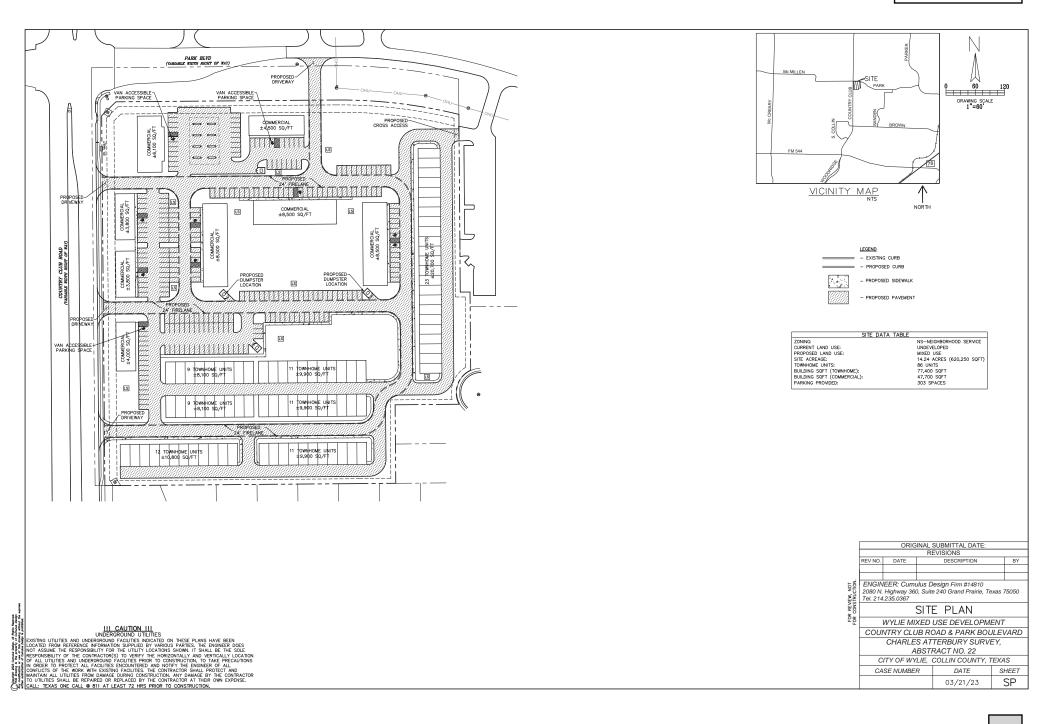


- May 13, 2006, an establishment that sells alcohol must obtain a permit for a Private Club from the Texas Alcoholic Beverage Commission for the ability to sell alcohol.
- 2. An establishment that sells alcohol shall not be located closer than 300 feet to a church and/or public hospital measured along the property lines of the street fronts from front door to front door, and in direct lines across intersections.
- 3. An establishment that sells alcohol shall not be located closer than 300 feet to a public or private school measured in a direct line from property line to property line, and in direct lines across intersections.
- 4. The distance between an establishment that sells alcohol and a private school can be increased to 1,000 feet if the City Council receives a request from the governing body of the private school to do so.
- 5. Establishments that derive more than 75% of their revenue from the sale of alcohol are only permitted by specific use permit.
- 6. In the BG District restaurant Use must be incorporated into the Civic Center facility and owned, managed, operated, or contracted through, in whole or in part by a governmental agency.
- B. Appeal of distance requirements: As allowed under Chapter 109 of the Texas Alcoholic Beverage Code the City Council may allow variances to the regulation if it is determined that enforcement of the regulation in a particular instance is not in the best interest of the public, constitutes waste or inefficient use of land or other resources, creates an undue hardship on an applicant for a license or permit, does not serve its intended purpose, is not effective or necessary, or for any other reason the City Council, after consideration of the health, safety, and welfare of the public and the equities of the situation, determines is in the best interest of the community.
- 1. The property owner shall request the variance, in writing, to the City Planner and provide any additional information that may be required.
- 2. A fee shall be required equal to the fee of a commercial request for a variance to the Zoning Board of Adjustments.
- 3. The City Planner shall notify the owner of the property subject to the distance requirement, according to current year County tax rolls, and cause notification to be published in the newspaper of record a time and place of the City Council meeting in which the request for the distance variance will be considered. The notifications shall occur at least 10 days prior to the City Council meeting.



## **AGENDA REPORT**

Department:	Planning	Item Number:	1
Prepared By:	Kevin Molina		
Subject			
Hold a Work Session			Services to Planned Development (PD- orner of Country Club Road and Park
Recommendat	ion		
Discussion			
Discussion			
		ut from the Planning and Zoning southeast corner of Country Club	g Commission for a potential Planned Road and Park Boulevard.
approximately 47,70 residential developn	00 sq.ft. of commercial devel	lopment. Townhome units are p	o Road and Park Boulevard totalling roposed as a buffer from the existing aft. The development is proposing to
a single-family detac zoned undeveloped l	ched residential development. and. The property to the east of	The property to the north contain	Plan. The property to the south contains ns a day care center and commercially gle family residential development. The hed homes.





/			
05/02	/2023	Item	WS1.



This concept design booklet has been prepared for City of Wylie by Majestic Enterprises LLC and only includes the general approaches.

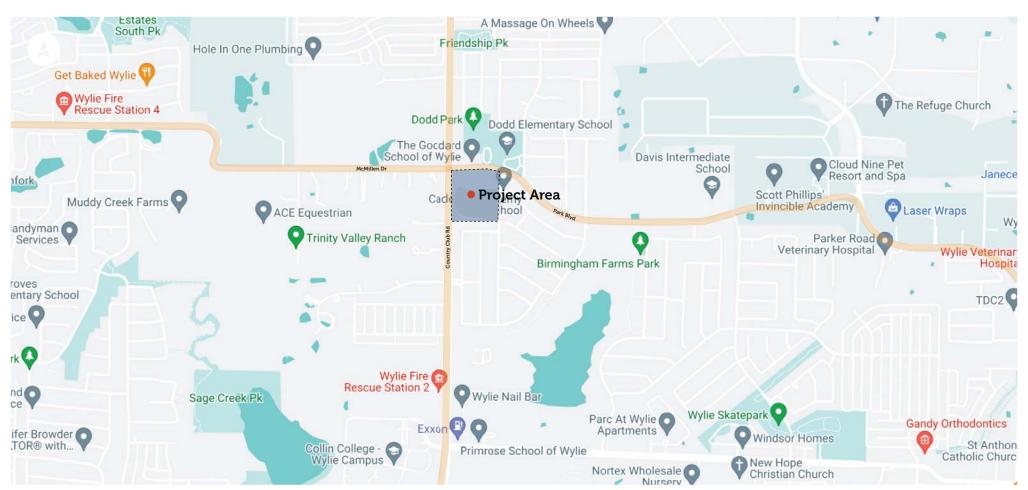
The technical requirements may vary depending on designs, materials, or general decisions.

April 2023

Wylie Square Park - Concept Design Booklet

#### Location





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### Visualizations



Wylie Square Park - Concept Design Booklet







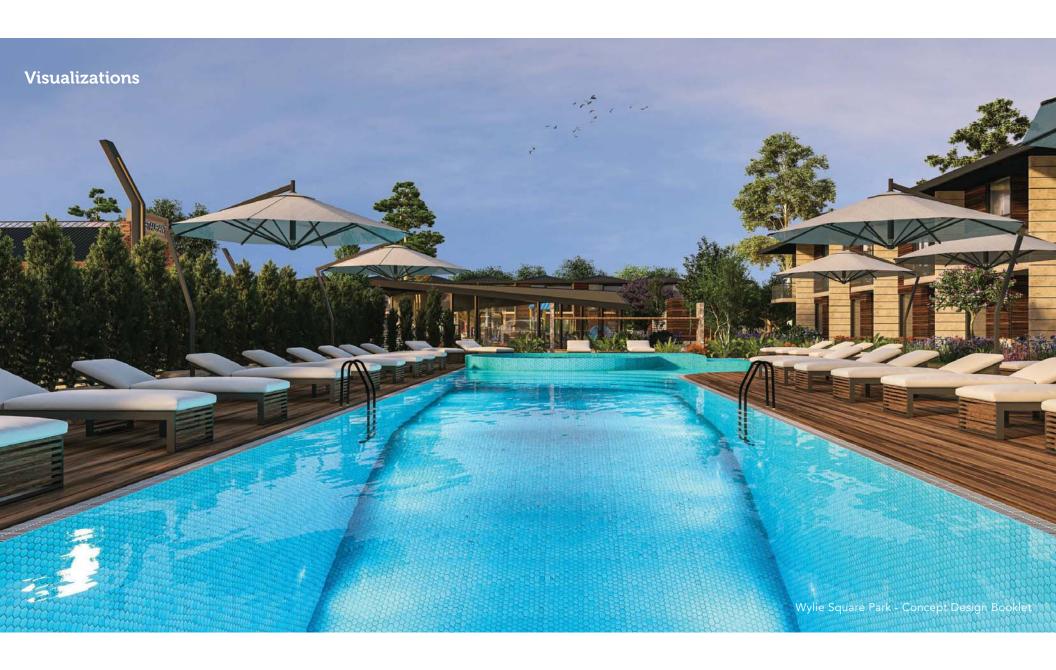












## Thank You