Wylie Planning and Zoning Commission Regular Meeting

March 07, 2023 – 6:00 PM

City 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 the approval of the February 21, 2023 Minutes.
- B. Consider, and act upon a recommendation to City Council regarding a Preliminary Plat for Dominion of Pleasant Valley Phase 6 creating 153 single family residential lots and two open space lots on 36.113 acres, generally located at the southwest intersection of Dominion Drive and Pleasant Valley Road.

REGULAR AGENDA

- 1. Consider, and act upon, a recommendation to City Council regarding a change in zoning from Agricultural (AG/30) & Commercial Corridor (CC) to Light Industrial Special Use Permit (LI-SUP) on 14.03 acres generally located on the southwest corner of Old Alanis and W Alanis Drive. ZC 2023-01
- 2. Hold a Public hearing to consider, and act upon a recommendation to the City Council regarding an amendment to Planned Development 2014-28 and a zoning change from Commercial Corridor to Planned Development Light Industrial (PD-LI) to allow for an expansion of the area where light industrial uses are allowed. Property generally located east of the intersection of Business Way and Commerce Drive. ZC 2023-03
- 3. Hold a Public hearing to consider, and act upon a recommendation to the City Council regarding an amendment to the Browngate Pointe Planned Development 2020-43 to allow for a modification of the construction schedule terms of the townhome/commercial development. Property generally located on the northeast corner of Brown Street and Sanden Blvd.. ZC 2023-06

WORK SESSION

<u>WS1.</u> Hold a work session to discuss potential amendments to the Zoning Ordinance regarding uses for smoke shops, smoking establishments, breweries, wineries, distilleries and other related alcohol requirements.

RECONVENE INTO REGULAR SESSION

EXECUTIVE SESSION

RECONVENE INTO OPEN SESSION

Take any action as a result from Executive Session.

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on March 03, 2023 at 5:00 p.m. on the outside bulletin board at Wylie City Hall, 300 Country Club Road, Building 100, Wylie, Texas, 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.



Planning & Zoning Commission

AGENDA REPORT

Department:	Planning	Item:	A
Prepared By:	Lillian Baker		
Cubiost			
Subject Consider, and act upon,	minutes from the February 21, 2023	Regular Meeting.	
, ,	•		
Recommendation			
Motion to <u>approve</u> Iten			
	•		
Discussion	A for your consideration		
The minutes are attache	ed for your consideration		

Wylie Planning and Zoning Commission Regular Meeting Minutes

CITY OF WYLIE

February 21, 2023 – 6:00 PM Council Chambers - 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 III, Commissioner Harold Gouge, and Commissioner James Byrne. Staff present were: Community Services Director Jasen Haskins, Senior Planner Kevin Molina, and Secretary Lillian Baker. Commissioners Absent: Commissioner Keith Scruggs and Commissioner Jennifer Grieser

INVOCATION & PLEDGE OF ALLEGIANCE

Commissioner Gouge gave the Invocation and Commissioner Loraine let the Pledge of Allegiance.

COMMENTS ON NON-AGENDA ITEMS

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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, the approval of the February 7, 2023 Minutes.
- B. Consider, and act upon a recommendation to City Council regarding a Final Plat for Emerald Vista Phase 2, establishing 76 single family residential lots and three open space lots on 24.3 acres, generally located at the northeast corner of S Ballard Avenue and Pleasant Valley Road.

BOARD ACTION

A motion was made by Commissioner Gouge and seconded by Vice Chair Butler, to approve the Consent Agenda as presented. A vote was taken and the motion passed 4-0.

WORK SESSION

WS1. Hold a work session to discuss potential amendments to the Zoning Ordinance regarding uses for smoke shops, smoking establishments, breweries, wineries, distilleries and other related alcohol requirements.

STAFF COMMENTS

Director Haskins suggested that the Work Session be tabled until more Commission members were in attendance.

BOARD ACTION

A motion was made by Commissioner Loraine to table the Work Session and seconded by Commissioner Gouge. A vote was taken and the motion was passed 4-0.

ADJOURNMENT

A motion was made by Commissioner	Gouge and seconded by '	Vice Chair Butler to a	adjourn the meeting a	t 6:05PM.
A vote was taken and carried 4-0.				

	Bryan Rogers, Chair
ATTEST:	
Lillian Baker, Secretary	



Wylie Planning & Zoning Commission

AGENDA REPORT

Department:	Planning	Item Number:	В
Prepared By:	Kevin Molina		
Subject			
Consider, and act up	oon a recommendation to City C	Council regarding a Preliminary P	Plat for Dominion of Pleasant Valley
	153 single family residential section of Dominion Drive and	* *	n 36.113 acres, generally located at
Recommenda	ition		
Motion to recomme	end approval as presented.		

Discussion

OWNER: Wylie DPV, LP

APPLICANT: J. Volk Consulting

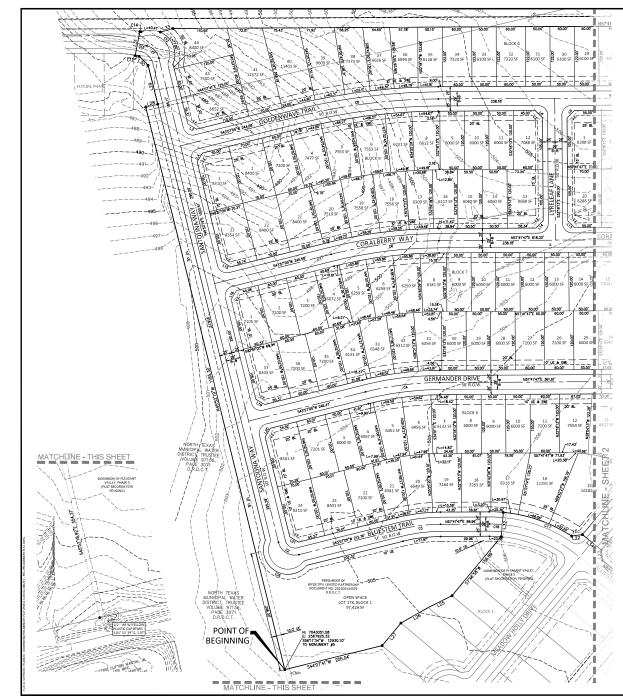
The applicant has submitted a Preliminary Plat for Dominion of Pleasant Valley Phase 6. Zoning for the single family development was approved by the City Council in October 2020 as Planned Development Ordinance 2020-54.

The plat consists of 153 residential lots, and two open space lots. The Planned Development allows for a maximum of 1,104 single family residential lots. Within Phase 1-6 of the Dominion of Pleasant Valley Development there are 873 residential lots leaving 231 residential lots that can be developed in future phases.

The plat dedicates the necessary rights-of-way and utility easements. Open space lots are to be dedicated to the City of Wylie and maintained by the H.O.A.

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.



- stes:

 Selling a portion of this addition by metes and bounds is a violation of city ordinance and state law and is subject to fines and withholding of utilities and building permits.

 Open space lots shall be dedicated to the City of Wylle and maintained by the H.O.A per Ordinance 2020-54 (See Exhibit B, General Standards No. 4).

- per Ordinance 2002-54 (See Enhith R, General Sanadradi No. 4).

 No appurtuence between the height of 21 and 17 may be placed in vizibility triangles.

 Per FEMA RISM Panel 4813(20025K dated July 7, 2014, the Final Plat limits lie in the "Zone X" rare of minimal flood bases.

 Per the City of Vilyile Ordinance No. 2002-54 the zonling of this property was amended to allow a 51 rear yard excreasing the property until all the offsize civil improvements, screening wall, and detention pond are constructed and accepted by the City.
- the City.

 7. The City shall not be responsible for the maintenance of any easement areas, although it retains the right to enter upon easements for public purposes.

 8. Maintenance responsibility of private drainage easements and appurtenances is the property owner on which the easement is located.

PROPOSED UNITS THIS PLAT	
SINGLE FAMILY "TYPE A" LOTS (70')	26
SINGLE FAMILY "TYPE B" LOTS (60')	54
SINGLE FAMILY "TYPE C" LOTS (50')	73
TOTAL PHASE 6	153

Line Table			
Line # Length Direction			
L1	25.00	S89" 24' 00.72"E	
L2	15.43	N89" 26' 37.51"W	
L3	21.18	S89" 02" 23.04"W	
L4	21.25	S00° 57' 36.96"E	
L5	21.21	S12" 41' 47.08"W	
L6	21.21	N77" 18' 12.92"W	
L7	20.38	S46" 38' 30.42"E	
L8	19.36	N43* 40' 35.85"E	
L9	19.97	S47" 39' 15.70"E	
L10	22.20	N42" 52' 47.48"E	
L11	21.22	N44° 23' 31.48"W	
L12	21.21	N45" 36' 28.52"E	
L13	21.21	S77" 18' 12.92"E	
L14	21.21	S12" 41" 47.08"W	
L15	21.18	S89" 02' 23.04"W	
L16	21.25	S00" 57' 36.96"E	
L17	22.59	N48" 53' 28.88"E	

	Line	lable
Line #	Length	Direction
L18	19.43	S41" 51" 16.42"E
L19	21.18	S89" 02" 23.04"W
L20	21.25	N00" 57' 36.96"W
L21	21.18	N89" 02' 23.04"E
L22	22.16	S50" 10" 32.41"W
L23	21.21	N37° 13′ 02.24*W
L24	43.61	N40" 29" 29.54"E
L25	54.63	S31" 31' 55.94"W
L26	64.12	S28' 26' 40.54"W
L27	60.00	S07° 46' 57.76"W
L28	25.00	N44" 50' 20.44"E
L29	81.89	N45" 52' 18.92"W
L30	25.78	S76° 38' 14.69"E
L31	50.00	N21" 01' 15.16"W
L32	50.00	S26' 56' 15.04"E
L33	26.86	N42* 20* 15.10"E
L34	50.00	N82' 59' 15.62"W



VICINITY MAP N.T.S.

	LEGEN	۷D	
۰f	C	~	Tananna

Point of Curvature or Tangency on Center Line 1/2" Iron rod set with a yellow plastic of stamped "JVC" (unless otherwise noted)

1/2" IRF

Curve No. Control Monument Drainage Easement Easement Esmt

R.O.W. Square Feet

Sr square Feet
UE & SWE Uitlift Cosement & Sidewalk Easement
V.E. Visibility Cosement
W.M.E. Visibility Cosement
D.R.D.C.T. = Deed Records of Dallos County, Texas
D.R.C.C.T. = Deed Records of Collin County, Texas
M.R.C.C.T. = Map Records of Collin County, Texas

CITY BENCHMARKS:

CITY MONUMENT #2: Located north of State Highway No. 78 and west of South Ballard Street approximately 10.0' west and 10.4' south of the southeast corner of the building located at 104 South Ballard Street.

N: 7057346.78 E: 2569521.04 ELEV: 550.24' (PLAN) 550.37' (FIELD)

CITY MONUMENT #4: Located in the northeast corner of Quail Meadow Park south of alley and west of White Ibis Way. 14.5 feet south for the south line of alley concrete paving. 7.3 feet perpendicular to b.c. parking area.

N: 7065787.60 E: 2560973.93 ELEV: 562.91' (PLAN) 562.86' (FIELD)

CITY MONUMENT #5: Located north of the northeast intersection of Troy Road and County Road 732 (Beaver Creek). The monument is located approximately 8.5' west of the southeast corner of a chain link fence and 5.3" south of the south chain link fence.

N: 7050245.80 E: 2578669.15 ELEV: 454.28' (PLAN) 454.17' (FIELD)

			Curve Table		
Curve #	Length	Radius	Delta	Chord Length	Chord Bearing
C1	36.80	34.50	61"06"49"	35.08	N76*25'43.42"W
C2	54.30	34.50	9010'36"	48.87	N89'02'23.04"E
C3	83.96	350.00	13*44'42"	83.76	S50*49*26.04"W
C4	153.53	640.00	13"44'42"	153.17	S50'49'26.04"W
C5	187.22	280.00	3818'37"	183.75	S76"51"05.75"W
C6	223.10	930.00	13'44'42"	222.57	S50'49'26.04"W
C7	160.88	280.00	32'55'11"	158.67	S74'09'22.42"W
C8	292.67	1220.00	13"44'42"	291.97	S50'49'26.04"W
C9	160.58	280.00	32'51'35"	158.39	S74"07"34.79"W
C10	125.37	1000.00	710'58"	125.28	N04"11"28.52"E
C11	8.60	255.00	1"55'58"	8.60	S69*56'43.18"W
C12	77.80	50.00	89'09'26"	70.19	N53*34*50.08*W
C13	184.35	50.00	211'14'57"	96.30	S33*28*44.03"W
C14	2.70	305.00	0"30"26"	2.70	N6913'57.73"E
C15	19.72	280.00	4'02'08"	19.72	S70'59'48.22"W
C16	143.04	50.00	163'54'59"	99.02	N89"02"23.04"E
C17	149.57	305.00	28'05'49"	148.07	S77'06'39.71"W
C18	26.22	280.00	5"21"58"	26.21	S60"22"46.02"W
C19	124.47	280.00	25"28"09"	123.44	S74'36'03.64"W



Owner/Applicant: Wylie DPV Limited Partnership c/o Team Phillins Inc. c/o Team Phillips, Inc. 1914 Skillman Street, Suite 110-310 Dallas, Texas 75206 Phone: 214-535-1758 Contact: Nancy E. Phillips Email: nancy@teamphillipsinc.com

Engineer/Surveyor: Johnson Volk Consulting, Inc. 704 Central Parkway East, Suite 1200 Plano, Texas 75074 Phone: 972-201-3102 Contact: Claudio Segovia Email: claudio.segovia@johnsonvolk.com

PRELIMINARY PLAT

DOMINION OF PLEASANT VALLEY PHASE 6

36.113 ACRES

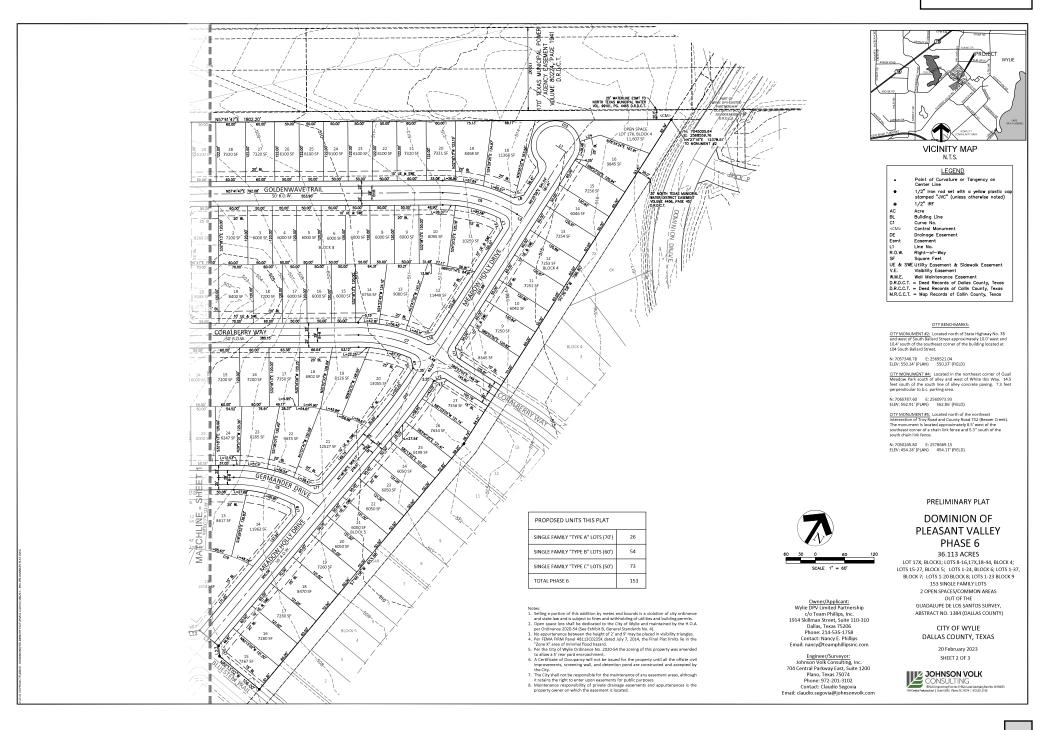
LOT 17X, BLOCK1: LOTS 8-16.17X,18-44, BLOCK 4: LOTS 15-27, BLOCK 5; LOTS 1-24, BLOCK 6; LOTS 1-37, BLOCK 7; LOTS 1-20 BLOCK 8; LOTS 1-23 BLOCK 9 153 SINGLE FAMILY LOTS

2 OPEN SPACES/COMMON AREAS OUT OF THE GUADALUPE DE LOS SANTOS SURVEY, ABSTRACT NO. 1384 (DALLAS COUNTY)

CITY OF WYLIE DALLAS COUNTY, TEXAS

> 20 February 2023 SHEET 1 OF 3





LEGAL DESCRIPTION DOMINION AT PLEASANT VALLEY

BEING a tract of land situated in the Guaddupe De Los Sontas Survey, Abstract Number 1384, Delias County, Texas and being a portion of those tracts of land conveyed to Wille DPV Limited Portnership, according to the documents filled of record in Document Number 201300334379 and 20131029001473050, Deed Record Delias County, Texas (DR.D.C.T.) said croto theiry annor particularly described as follows:

BEGINNING at a 1/2" time and with plantic and stamped suffice at in the southwesterly line of soid Wife DPV toot recorded is Document Number 2013/03/14/39/13, some being the common northeasts line of that too performs on the source of land conveyed to North Texas Municipal Water District, Trustee, according to the document field of record in Johnson 97, page 3071 (DR.O.C.1) and being the south corner of this tract, from which the south corner of this tract, from which the south corner of 50 50 10° E, 354.37 feet, from sold corner a 1/2" from rod with yellow plastic copy found for reference to said corner boars 50° 15° 30° E, 10° 53° 30° E, 10°

THENCE, N. 45' 52' 19" W, with sold common line, a distance of 1185.30 feet to a 1/2" iron rod found in the southeasterly line of the above mentioned Wyle DPV Limited Portnership tract recorded in Document Number 2013029001745056, for the north comer of sold North Texas Municipal Water District, Trustee tract, some being the common west corner of sold Wyle DPV tract recorded in Document Number 201300334379 and for the west corner fits tract;

THENCE, N 44° 50° 20° E, with said southeasterly line, same being common with the northwesterly line of said Wyle PPV tract recorded in Document Number 201300334379 for a distance of 25.00 feet to a 1/2° fron rad with plastic cap stamped VVC set for a corner of this trans.

THENCE, leaving said common line, over and across said Wylie DPV tracts the following twenty-one (21) courses

N 45" 52" 19" W, a distance of 81.89 feet to a 1/2" iron rod with plastic cap stamped "JVC" set for a corner of this tract:

N 76' 38' 15" W, a distance of 25.78 feet to a 1/2" iron rod with plastic cap stamped "JVC" set for a corner of this tract at the beginning of a non-tangent curve to the left having a rodulus of 255.00 feet, a central angle of 01' 55' 58' and a chard bearing and distance of 5' 69' 56' 43' W, 8.60 feet).

With said curve to the left an arc distance of 8.60 feet to a 1/2" iron rod with plastic cap stamped "JVC" set for a corner of this tract;

N 21 01 15 W, a distance of 50.00 feet to a 1/2 iron rod with plastic cap stamped "UVC" set for a corner of this tract at the beginning of a non-tangent curve to the right, having a radius of 305.00 feet, a central angle of 00 30 25 and a chard bearing and distance of N 69 13 5 55 E, 2.70 feet.

With sold curve to the right on arc distance of 2.70 feet to a $1/2^n$ iron rad with plastic cap stamped "WC" set for a corner of this fract at the beginning of a non-tangent curve to the right, having a radius of 50.00 feet, a central angle of 46 16 23 and a chotol bearing and distance of N 56 41 16 \mathbb{Z} , 59.22 the control of the first of the first operation operation of the first operation operation of the first operation operatio

With said curve to the right an arc distance of 40.41 feet to a 1/2" iron rod with plastic cap stamped "JVC" set for a corner of this tract:

N 42" 20" 15" E, a distance of 26.86 feet to a 1/2" iron rod with plastic cap stamped "UVC" set for a corner of this tract;

N 57° 41′ 47" E, a distance of 1802.20 feet to a 1/2" iron rod with plastic cap stamped "JVC" set for the

S 00" 36" 58" W, a distance of 786.80 feet to a 1/2" iron rod with plastic cap stamped "JVC" set for a corner of this tract;

S 07" 46° 58" W, a distance of 653.88 feet to a 1/2" iron rod with plastic cap stamped "JVC" set for a corner of this tract;

N 82° 13' 02" W, a distance of 106.00 feet to a 1/2" iron rad with plastic cap stamped "JVC" set for a corner of this tract:

N 37" 13" 02" W, a distance of 21.21 feet to a 1/2" iron rod with plastic cap stamped "UVC" set for a corner of this tract:

N 82° 59° 16" W, a distance of 50.00 feet to a 1/2" iron rod with plastic cap stamped "JVC" set for a corner of this tract;

S 50° 10° 32° W, a distance of 22.16 feet to a 1/2° iron rod with plastic cap stamped "JVC" set for a corner of this tract at the beginning of a non-tangent curve to the left, having a radius of 305.00 feet, a central angle of 28° 05′ 49°, and a chard bearing and distance of 5 77° 06′ 40° W, 148.07 60° W.

With said curve to the left an arc distance of 149.57 feet to a $1/2^{\circ}$ iron rod with plastic cap stamped "JVC" set for a corner of this tract;

S 26° 56° 15° E, a distance of 50.00 feet to a $1/2^\circ$ iron rod with plastic cap stamped "UVC" set for a corner

S 07" 46" 58" W, a distance of 156.89 feet to a 1/2" iron rad with plastic cap stamped "JVC" set for a corner of this tract;

S 31° 31′ 56° W, a distance of 54.63 feet to a $1/2^\circ$ iron rod with plastic cap stamped "JVC" set for a corner of this tract;

S 28° 26′ 41″ W, a distance of 64.12 feet to a 1/2″ iron rod with plastic cap stamped "JVC" set for a corner of this tract;

S 07" 46" 58" W, a distance of 60.00 feet to a 1/2" iron rod with plastic cap stamped "UVC" set for a corner of this tract:

S 44" 07' 41" W, a distance of 205.04 feet to the POINT OF BEGINNING and containing 1,573,084 square feet or 36.113 acres of land

OWNER'S DEDICATION:

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

NAT WILL DOWN LINE PARTIESSING, acting herein by and through its duly outhorized officers, does hereby adopt this plot designating the hereinoboxe described property as DOMNION OF PLEASANT VALLEY, PHASE 6, and addition to the City of Wije, resox, and does hereby dedicate, in fee simple, to the public use forewer the streets, rights—of-way and other public improvements shown thereon. The streets and alleys, if any, are dedicated for street purposes. The cessments and public uses forewer, for the purposes indicated on this plot. No buildings, fences, trees, shrubs or other improvements or grawths shall be constructed or blocked purpover or provise her essements can show, except that londscape or grawths shall be constructed or blocked purpover or provise her essements can show, except that londscape addition, utility exerements may doe be used for the mutual use and accommodation of all public utilities desiring to use or using the same unless the essement limits the use to particular utilities, said use by public utilities being subordinated to the public's and City of Wylle's use thereof.

The City of Wyle and public utility entitles shall have the right to remove and keep removed all or parts of any buildings, fences, trees, shrubs or other improvements or graviths within may in any way endanger or interfere with the construction, maintenance, or efficiency of their respective systems in sold essements. The City of Wyle and public utility entities shall at all times have the full right of ingress and egrees to or from their respective ensements for the purpose of constructing, reconstructing, inspecting, partorling, maintaining, reading maters, and adding to or removing all or parts of their respective systems without the necessity at any time producing permission from anysets.

This plat approved subject to all platting ordinances, rules, regulations and resolutions of the City of Wylie,

WITNESS MY HAND this _____ day of ____

WYLIE DPV LIMITED PARTNERSHIP,

A Texas Limited Partnership

By Webb Peak Development Partners LP

By: RNH Development Company,

Its General Partner

Ronald N. Havnes, Jr., President

STATE OF TEXAS COUNTY OF

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas on this date personally appeared owner's Agent, known for me to be the person whose name is subscribe personally owner's Agent, known to me to be the person whose name is subscribe to the foregoing instrument and acknowledged to me that he executed the same for the purpose and considerations therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of ___

Notary Public in and for the State of Texas

My Commission Expires: _____

SURVEYORS CERTIFICATE:

KNOW ALL MEN BY THESE PRESENTS: That I, Ryan S. Reynolds, do hereby certify that I prepared this plat from an actual and accurate survey of the land and that the corner monuments shown thereon as set were properly placed under my personal supervision in accordance with the Subdivision Ordinance of the City of Wylle.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of

FOR REVIEW PURPOSES ONLY. PRELIMINARY, THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE.

RYAN S. REYNOLDS, R.P.L.S. Registered Professional Land Surveyor No. 6385

STATE OF TEXAS COUNTY OF COLLIN §

BEFORE ME, the undersigned authority, a Notory Public in and for the State of Texas on this day personally appeared Ryon S. Reynolds, Land Surveyor known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purpose and considerations therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of

Notary Public in and for the State of Texas

My Commission Expires:

"RECOMMENDED FOR APPROVAL" Date Chairman, Planning & Zoning Commission City of Wylie, Texas "APPROVED FOR CONSTRUCTION" Mayor City of Wylie, Texas Mayor City of Wylie, Texas The undergreed, the CIIP Secretary of the CIIP of Myline, Texas, hereby curtifies the the required files left on the COMMONO OF DEFARMY MULTI, POREST, validations and addition to the CIIP of Myline was submitted, by formal action, then and there accepted the dedication of stress, silley, parts, a secretare, public places, and water and severe indedication of stress, silley, parts, a secretare, public places, and water and severe indecident on of stress, silley, parts, a secretare, public places, and water and severe indecident on of stress or the control of the complication of th Witness my hand this day of . A.D., 20 City Secretary City of Wylie Texas

VISIBILITY, ACCESS, MAINTENANCE AND DRAINAGE EASEMENTS

he area or areas shown on the just as Vability, Access, Mointenance, and/or Drainago Ecaments ore hereby given and granted to the City, its successors and assigns, as easements to provide viability, right of access for mointenance, and drainage upon and across sold easements. He City shall have the right but not the obligation to mointain any and all undecoming within the easements to the obligation to mointain any and all undecoming within the easements crowned and dispose of any and all landscaping improvements, including without limitation, any trees, shrubs, flowers, ground cover and flutures. The City may withrow mointenance of the consensat at any time. The ultimate maintenance responsibility for the easements stall rest upon the owners. No building, fence, or interfere with the visibility, shall be constructed in, or, over or across the visibility easements. The City shall also have the right but not the collipation to device or signs on the easements on the easements, to erect any traffic control devices or signs on the easements or any part thereof for the purposes and with all rights and privileges set forth herein. The area or areas shown on the plat as Visibility, Access, Maintenance, and/or

STREET 20' BL VISIBILITY | d ESMT (TYP) NO APPURTENANCE □ NO APPURIENANCE — BETWEEN THE HEIGHT OF 2' AND 9' SHALL BE PLACED IN THE VISIBILITY TRIANGLE

-ROW

45' x 45' VISIBILITY EASEMENT (V.E.) DETAIL

REAR YARD SETBACK REAR YARD REAR YARD SETBACK SIDE YARD SETBACK 5.0" 5.0 5.0" 5.0" 5.0 15' CORNER LOT SETBACK 15' CORNER LOT SETBACK 15' CORNER LOT SETBACK FRONT YARD BUILDING FRONT YARD FRONT YARD BUILDING LINE 28 BUILDING LINE TYPICAL 70' LOT TYPICAL 60' LOT TYPICAL 50' LOT SETBACK DETAIL SETBACK DETAIL SETBACK DETAIL

PRELIMINARY PLAT

DOMINION OF PLEASANT VALLEY PHASE 6

36.113 ACRES

LOT 17X, BLOCK1: LOTS 8-16.17X,18-44, BLOCK 4: LOTS 15-27, BLOCK 5; LOTS 1-24, BLOCK 6; LOTS 1-37, BLOCK 7; LOTS 1-20 BLOCK 8; LOTS 1-23 BLOCK 9 153 SINGLE FAMILY LOTS

2 OPEN SPACES/COMMON AREAS OUT OF THE GUADALUPE DE LOS SANTOS SURVEY. ABSTRACT NO. 1384 (DALLAS COUNTY)

Owner/Applicant: Wylie DPV Limited Partnership

c/o Team Phillins Inc. 1914 Skillman Street, Suite 110-310 Dallas, Texas 75206

Phone: 214-535-1758

Contact: Nancy E. Phillips

Email: nancy@teamphillipsinc.com

Engineer/Surveyor: Johnson Volk Consulting, Inc

704 Central Parkway East, Suite 1200

Plano, Texas 75074 Phone: 972-201-3102

Contact: Claudio Segovia Email: claudio.segovia@johnsonvolk.com

CITY OF WYLIE DALLAS COUNTY, TEXAS

> 20 February 2023 SHEET 3 OF 3





Wylie Planning & Zoning Commission

AGENDA REPORT

APPLICANT: Arco Murray

Department:	Planning	Item Number:	1
Prepared By:	Kevin Molina		
Subject			
Consider, and act upon,	a recommendation to City Counci	l regarding a change in zo	ning from Agricultural (AG/30) &
Commercial Corridor (C	CC) to Light Industrial - Special U	Jse Permit (LI-SUP) on 14	4.03 acres generally located on the

Recommendation

Motion to recommend approval, approval with amendments, denial.

southwest corner of Old Alanis and W Alanis Drive. ZC 2023-01

Discussion

OWNER: Wylie EDC & Hamey Renfrow VIII

The applicant is requesting to rezone 14.03 acres located on the south side of West Alanis Drive. The property is currently zoned Agricultural and Commercial Corridor. The applicant is requesting to change the zoning to Light Industrial with a Special Use Permit to allow for a Warehouse / Distribution Center that measures 105,600 square feet. If zoning is approved a site plan and amended plat shall be required.

The Special Use Permit conditions allow for the facade offset requirements to be achieved via canopies above dock doors on the north side of the building and above entrances along the west side of the building. Landscaped screening shall also be provided on the north side of the loading area.

In an effort to provide screening from the adjacent manufactured homes a board on board wooden fence shall be provided along the eastern property line. There are existing overhead electric lines that run north to south adjacent to the proposed fence. The developer made attempts to also include ornamental trees along the eastern boundary; However it was not feasible due to a lack of width for the trees to survive. The shifting of the development further west to increase the landscaped width would have required a Letter of Map Revision with FEMA and updated flood study. This in part is due to the 30' width driveway requirements and requirement for the building to be setback 15' from the fire lanes.

The development shall be in compliance with all applicable regulations of the Zoning Ordinance including the noise regulations which state that noise shall not exceed 56 dBA at the property line during daytime hours or 49 dBA between 10 PM and 6 AM.

The uses listed below shall be allowed by-right:

- Warehouse / Distribution
- General Office
- Office Showroom/ Warehouse
- Light Assembly & Fabrication
- Industrial (Inside)

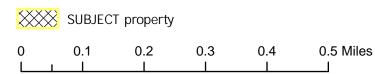
The Future Land Use Plan has the subject property listed as being in the Regional Commercial sector and allows for light industrial uses depending on the compatibility with the surrounding areas. The property is bordered by vacant land to the north, floodplain to the west, a golf course to the south and a manufactured home park to the east.

Notifications were mailed to six surrounding property owners with one response returned in favor and none in opposition of the request.



ZONING CASE:

ZC 2023-01; Stealth BTS







STEALTH BTS

EXHIBIT "B"

CONDITIONS FOR SPECIAL USE PERMIT

I. PURPOSE:

The purpose of this special use permit is to allow for the Warehouse / Distribution Center use within the Light Industrial District.

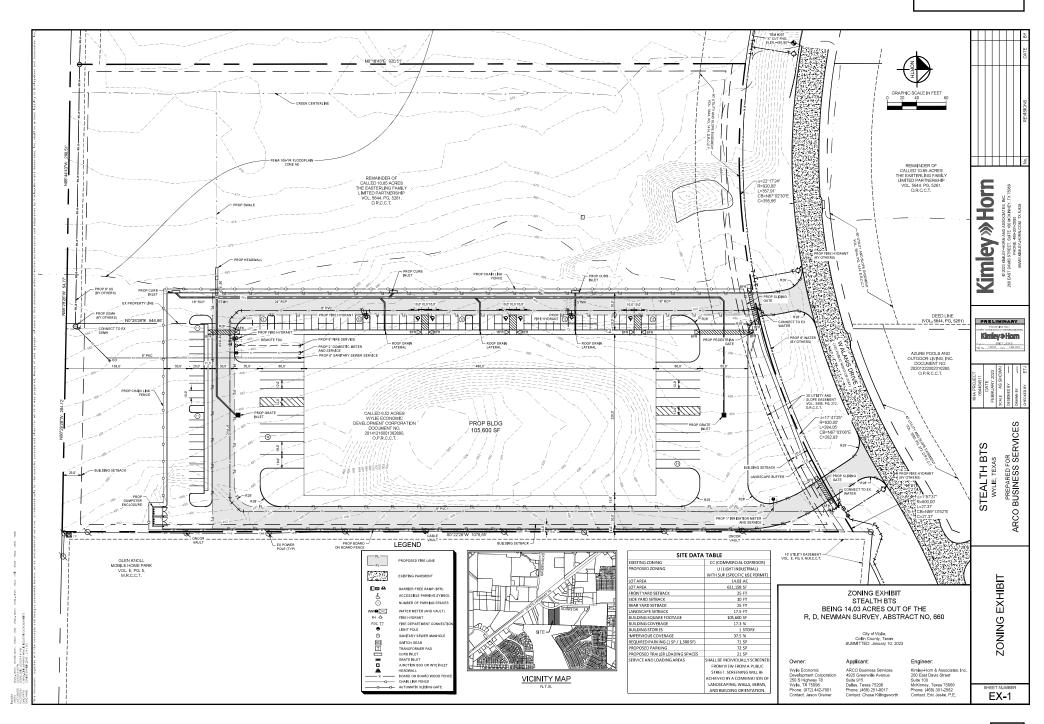
II. GENERAL CONDITIONS:

- 1. This exhibit shall not affect any regulations within the Zoning Ordinance (adopted as of April 2021 and amended April 2022), except as specifically provided herein.
- 2. The design and development of the Warehouse / Distribution Center shall be in accordance with Section III below and the Zoning Exhibit (Exhibit "C").

III. SPECIAL CONDITIONS:

- 1. The following listed use as defined in Article 5 of the Zoning Ordinance (adopted as of April 2021) and as depicted in the Zoning Exhibit (Exhibit "C") shall be allowed by-right:
 - a. Warehouse / Distribution
 - b. General Office
 - c. Office Showroom / Warehouse
 - d. Light Assembly & Fabrication
 - e. Industrial (Inside)
- 2. The subject property shall be developed in conformance with all regulations of the Light Industrial Zoning District set forth in, Section 4.3, and Section 5.2 of the Zoning Ordinance (adopted as of April 2021) in every respect with exception to the uses indicated in Section III.1, above
- 3. Design criteria shall be in conformance with Light Industrial Architectural Design Requirements of the Zoning Ordinance (adopted as of April 2021), except as follows:

- a. Façade offsets to be achieved via canopies above dock doors on the north side of the building and above entrances along the west side of the building.
- b. Landscaped screening shall be provided on the north side of the loading area along West Alanis Drive.



PLANTING NOTES:

- LANDSCAPE CONTRACTOR SHALL BE RESPONSIBLE FOR VERIFING THE LOCATION OF ALL UNDERSPOUND UTLIFIES, PPES, STRUCTURES, AND LINE RUNS IN THE FIELD PRIOR TO THE INSTALLATION OF ANY PLANT
- UTILES, PIES, STRUCTURES, AND LIKE RISK IN THE RED PRIENT TO THE RETURNATION OF ANY PLANT AND THE REST. AND THE RE

- ALL DUNTHIES.

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TREE PROTECTION NOTES:

- OWNERS CONTINUE CONTINUES STORACES FOR A TIME ERROWN A FEMAL AT 972-095-2000 PRIDE TO RELAYING A TRIVER FROM THE REPORT OF THE PROPERTY OF THE

CODE LANDSCAPE CALCULATIONS TABLE:

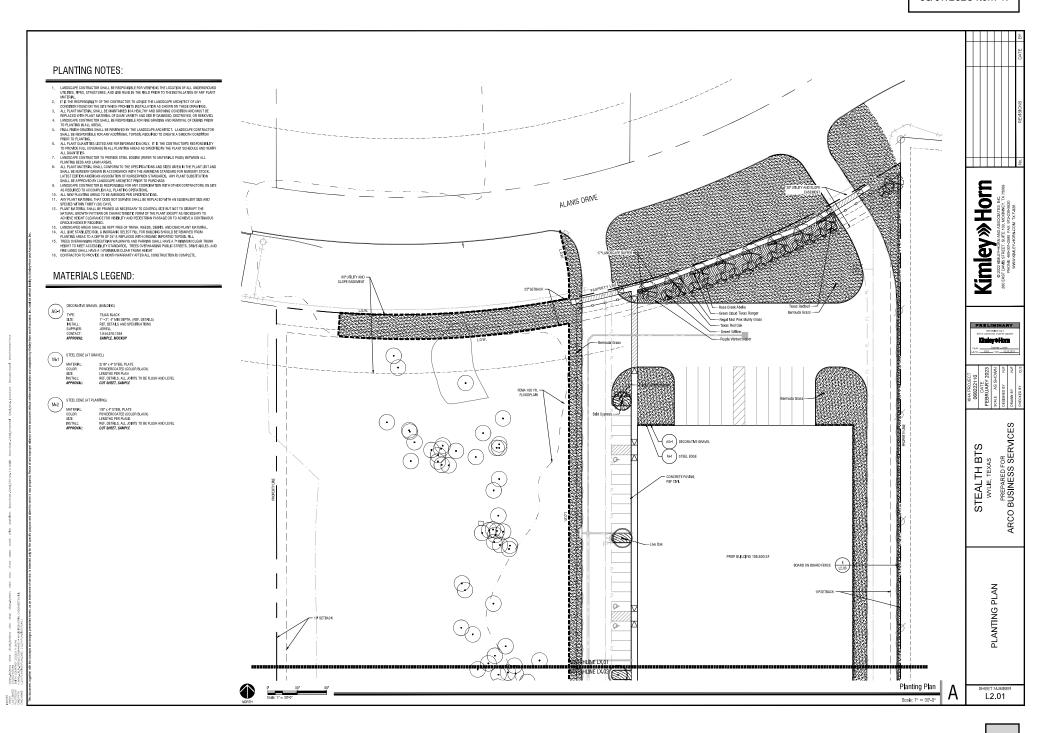
Wylie Industrial - Wylie Code Calculations Chart		
Site Data	AC	SF
Total Site Area	14.03	611,152
Surface Parking Spaces		72
Landscaping Required in Yard	Required (SF)	Provided (SF)
20% of site to be landscaped	122,230	397,291
Landscaping in front yard	Yes	Yes
Landscaping required in side and rear yards 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.)/ 39-40 LF	9	9
4' Meandering concrete walkway on perimeter when adjacent to thoroughfare	Yes	Yes
Visual Screening	uednian	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

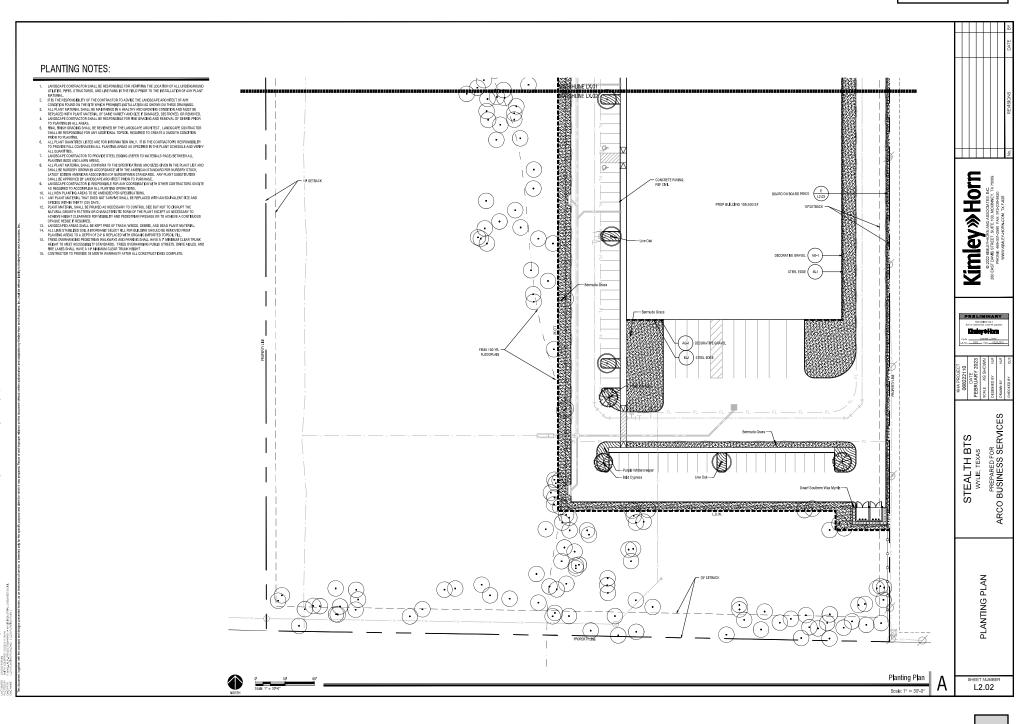
igure 4.5 Desirable Landscape Design Requirements	Required (SF)	Provided (SF
(Desirable) Landscaping 10% more in excess of 50 sq.ft/space	3,960	5,915
(Desirable) Increase in minimum width of Landscape Buffer by 20%	No	Yes
(Desirable) Landscaped pedestrian connection to main entrance	No	Yes
(Desirable) Landscaping exceeds the minimum by 10%	183,346	397,291

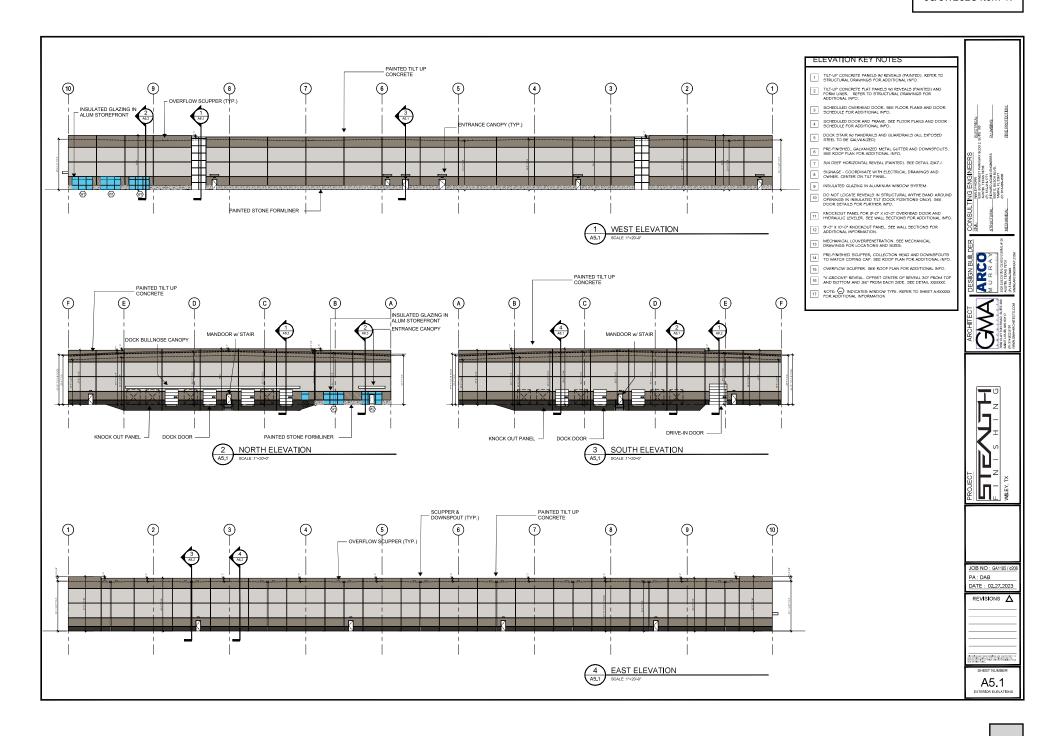
PLANT SCHEDULE

	COLLEGE					
BUS	COMMON/RODANCH, NAME	CONT	32	SPACING		ROMAKS
	Bild Opress / Toxodum distribun	Fall nin.	14"-15" N			BAR, NURSERY GROWN, MATCHED, FULL, WELL-BRANCHED, STRONG CEVTRAL LEADER, 7: CLEAR AT STORWALKS
Э	Use Oak/ Quecus ringinares	Folinis	141-161 H			BSB, NURSERY GROWN, MATCHED, FULL, WELL-BRANCHED, STRONG CENTRAL LENGER, 7" OLDAR AT SIDEWALKS
	Texas Red Colky Querous buoldeyi	Fall nin.	14"+15" ht			BAR MURSERY GROWN, MATCHED, FULL, WELL-BRANCHED, STRONG CENTRAL LEADER, IF CLEAR AT SIDEWALKS
FLOWERING TREES	COMMON / BOTHANCH NAME	DONT	<u>88</u>	SPACING		REMAKS
(Deset Willow / Chilopsis Invaris	45 pg	8.410. W			CONTRINER, NURSERY GROWN, WATCHED, RULL, WELL-BRANCHED, MULTI-TRUNK (FMN).
₽	Texas Redbod / Cercis canadensis texensis	45 gal	8"-10" M			CONTINUER, NURSERY GROWN, MATCHED, RULL, WELL-BRANCHED
SHRUBS	COMMON / BOTANICAL NAME	CONT	925	SPACING		REWAKS
0	Dwarf Southern Wax Myr 1e / Myrlan pusilla	5 gal	39° h x 24° w	99° 00		CONTAINER, NURSERY GROWN, WATCHED AND WELL ROOTED
	Green Claud Toxos Ranger / Leucophyllum fratescens: 'Green Claud' 'TM	5 gal	39° h x 24° w	39° 00		CONTINUER, NURSERY GROWN, WATCHED AND WELL ROOTED
⊘	Regal Mist Prick Marky Cross / Multimbergia capillaris "Regal Mist"	5 gal	38° h x 18° w	30° 00		CONTINUER, NURSERY GROWN, WATCHED AND WELL ROOTED
Φ	Rose Creek Abella / Abella x 'Rose Creek'	5 gal	30° h x 24° w	30° 00		CONTINUER, NURSERY GROWN, WATCHED AND WELL ROOTED
GROUND CONERS	COMMON / BOTIVACAL NAME	CONT	<u>936</u>		SPACING	
	Bermuda Grass / Cynoden dach jus	end				REFER TO SPECIFICATIONS
	Purple Wintercreeper / Eucrymus fortunel Collinatus*	4°pct	811.x81w		12" 0.0	CONTINUER, NURSERY GROWN, WATCHED AND WELL ROOTED

				DATE BY
\	ALANIS DRIVE		IV UTILITY AND SLOPE EASEMENT	4
	GO VILITY AND SLOPE EASINERST	ENGINEERS EURIS		REVISIONS
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X PROPERTY LINE				TIEV»
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		PROP BUILDING 10	5,600 SF	PRELIMINARY TORROROGY Act control day repair Maley 64 for (A) Control, Set (A) Control, Set (A) Control, Set
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Œ	FEAS 100 VR, R. P.	FL FL	N TO CANADAM	S
				APE PLAN
	 0 0 0 0 0 0 0 0 0	LD.W.		OVERALL LANDSCAPE PLAN
				OVERA
NORTH	0 500 100 100 100 100 100 100 100 100 10		Overall Landscape Plan Scale: 1" = 50'-0"	SHEET NUMBER LO.01







Metes and Bounds Description:

Being a fost of long situated in the R. D. Nemmon Survey, Abelinot No. 65(h, in the City of No. Coult, Courty, Marine and Courty, Marine and Courty, C

BECINNING at a 5.78" Your rad found for the north-scatterly corner of said 6.52 core tract, same being in the settlerly the of GEN KNOLL MORILE HOME PARK, on addition to the City of Wyler, as recorded in Volume E, Page 6, of the May Records, Colin County, Tense (M.R.C.C.T.), some being in the southeasterly movumented is of Admis Drive.

THENCE Suit 002278" liest, doing the common line between sold 6.52 acre street and GLEN EXOLI, MORIEZ BOME PARK, a distance of 1076.85 to a point for comm, being the southeasterly corner of said 6.52 core tree, and GLEN EXOLI, MORIEZ ROME PARK, and commercials being in the commercial being of the commercial being in the commercial being and GLEN EXOLI, MORIEZ ROME PARK, and Commercial being in the Valura L. Page 246, M.R.C.C.L., from which a 3/8" from roal found bears, North 0072728" East, a distance of 1.65;

THENCE North 8529'26' West, doing the common line between sold 6.52 are tract and sold Lot 1, a distance of 284.12' to a point for corner, being the southeesterly corner of sold 6.52 core tood, some being the southeesterly corner of sold 6.55 core troot, from either of 12' line rad Good beers, South 502725' East, a distance of 1.11', and from also which a 5/8' from rad found beers, North 00725'28' East, a distance of 2.10';

1. North 88"29"28" West, a distance of 54.77" to a 1/2" iron rod found for an angle point;

North 8814/43" West, a distance of 298.51" to a 1" iron pipe found for the southwesterly corner of sold 10.85 acre tract, some being the southeasterly corner of a called 10.85 acre tract, described in deed to Larry Yen Nesson and wife, Polly it. Nesson, as recorded under County Cark's File No. 95–0103920, D.R.C.C.T.;

TRIBACE Nath 0078/43" East, class the common line between sold 10.85 are (Casierlin, tract) and sold 10.85 are (Casierlin, tract) and sold 10.85 are (Casierlin, tract) and sold 10.85 are for (Video Introduced International Casierlin, the Casierlin and Ca

Thence along sold curve to the left, in a northesisterly direction, passing a $5/8^\circ$ from rod found along sold are at a distance of 35/39f, and continuing in al., a total are length of 641.97 to a point for corner, being at the beginning of a curve to the right, handing a radius of 800.09, a central angle of 015/737°, and a chiral which bears, North 5913/52° [East, a chard distance of 27.37°;

Thence along said curve to the right, in a northeasterly direction, an are length of 27.37° to the **POINT OF BEGINNING** and containing 611,158 square feet or 14.050 cores of land, more or less.

SYMBOLS LEGEND

x x	Wire Fence	⋈₩	Water Valve
	Wood Fence	o we	Water Meter
	Chain Link Fence	φ	Fire Hydrant
	Concrete	• EV	Irrigation Control Valve
7 7	Asphalt	000	Sanitary Sewer Cleanout
*	Light Standard	0	Sanitary Sewer Manhole
-	Guy Wire/Anchor	⊙ ###	Storm Drain Manhale
ø	Utility Pole	• •	Gas Meter
	Overhead Wires		Gas Valve

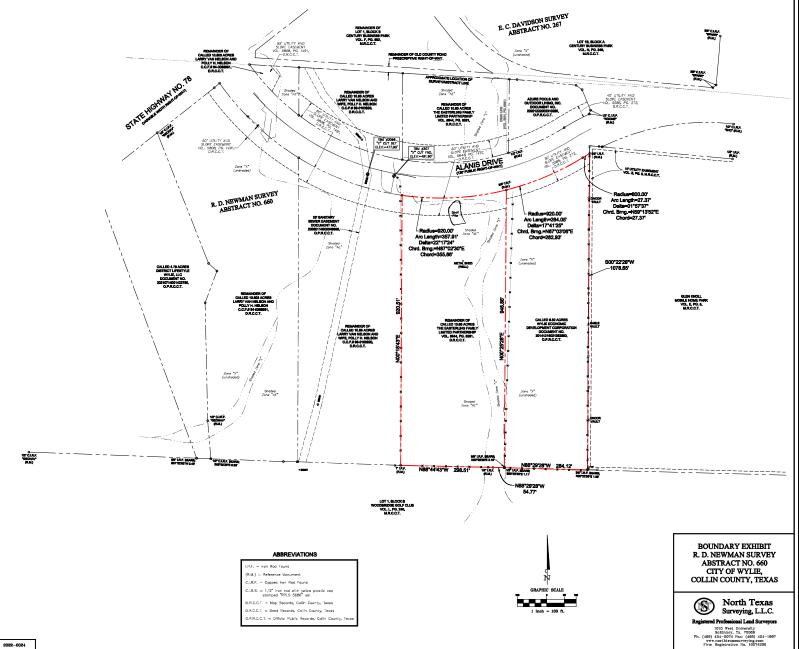
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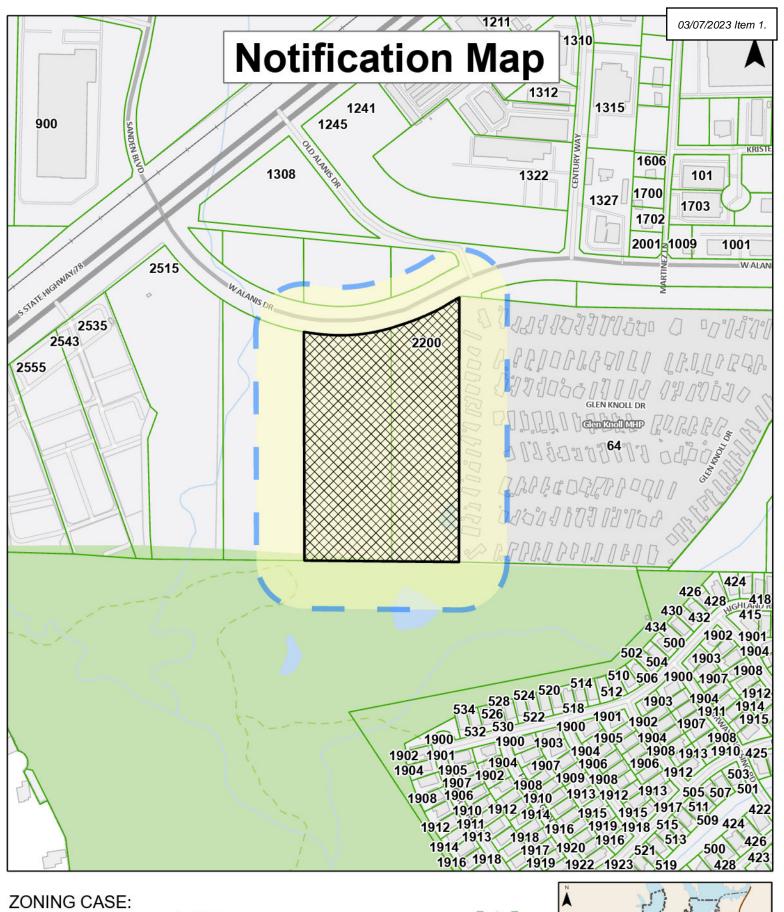
1. According to the Tipud character size that or it not try or mile, come county, Text. May be, disposed to the try of the Common transport of the Common trans

The surveyor has relied on the herein described subject deeds with regard to any easements, restrictions, or rights—of-way offecting the obove described Property. No additional research regarding soils assements, restrictions or rights—of-way has been performed by the surveyor.

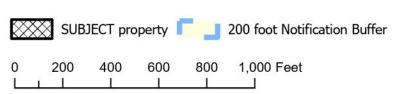
Bearings, elevations and coordinates (surface) are based on the City of Wylle GPS Monument No(s). 4 and 5. Surface to Grid conversion factor is 0.999853021, at base point 0,0.

DATE: 03/08/2022 SCALE: 1" = 100' DRAWN BY: C.S.H. CHK'D. BY: M.B.A. JOB NO.: 2022-0024





ZONING CASE: ZC 2023-01; Stealth BTS





Date: 2/6/2023



PUBLIC COMMENT FORM

(Please type or use black ink)

Department of Planning 300 Country Club Road Building 100 Wylie, Texas 75098

	d zoning as explained on the attached public notice for Zoning Case #2023-01. quested zoning as explained on the attached public notice for Zoning Case #2023-01.
	ning Department at 972.516.6320 with questions or concerns
Date, Location & Time of Planning & Zoning Commission meeting:	Tuesday, March 07, 2023 6:00 pm Municipal Complex, 300 Country Club Road, Building 100, Wylie, Texas
Date, Location & Time of City Council meeting:	Tuesday, March 28, 2023 6:00 pm Municipal Complex, 300 Country Club Road, Building 100, Wylie, Texas
Name: Address: Signature:	PHIL TIBBALS (HF TIBBALS ETAL) (please print) OWNERS OF CCAD PROPERTY ID # 2592717 All Tille 2-15-23
COMMENTS:	
- 4	
-	



Wylie Planning & Zoning Commission

AGENDA REPORT

APPLICANT: Kimley-Horn

Department:	Planning	Item Number:	2
Prepared By:	Kevin Molina		

Subject

Hold a Public hearing to consider, and act upon a recommendation to the City Council regarding an amendment to Planned Development 2014-28 and a zoning change from Commercial Corridor to Planned Development - Light Industrial (PD-LI) to allow for an expansion of the area where light industrial uses are allowed. Property generally located east of the intersection of Business Way and Commerce Drive. **ZC 2023-03**

Recommendation

Motion to recommend **approval** as presented.

Discussion

OWNER: Wylie Economic Development Corporation

The Wylie Economic Development Corporation is requesting to amend Planned Development 2014-28 and expand the area where light industrial uses are allowed from 2.655 acres to 6.805 acres. The property is generally located east of the intersection of Business Way and Commerce Drive on Lots 5-7, Block A of 544 Gateway Addition.

The purpose of the request is to allow for compatible light industrial uses on three lots out of seven lots of the development platted as 544 Gateway Addition. The remaining four lots, Lots 1-4 shall remain with the Commercial Corridor zoning designation.

The Zoning Exhibit (Exhibit C) generally shows the location of the existing PD 2014-28 and proposed area of expansion. The exhibit also provides a conceptual layout of a local lumberyard business that is requesting to relocate to Lot 6, Block A of 544 Gateway Addition. If zoning is approved a site plan and amended plat shall be required.

The Planned Development conditions allow for the area labeled as lumberyard on the Zoning Exhibit (Exhibit C) to be developed with a gravel surface. The conditions shall also permit for no screening to be required along the north border facing the railroad right-of-way.

The uses listed below shall be prohibited:

- Animal Boarding/Kennel without Outside Pens
- Hotel/Motel
- Financial Institution (with or without drive-thru, Alternative)
- Automobile Rental
- Equipment Rental
- Food Processing
- Motor Vehicle Fueling Station
- Truck Machinery & Heavy Equipment Sales, Service or Repair
- Water Treatment Plant, Reservoir or Water Storage
- Industrial (Outside)

- Mini-warehouse (Self-storage)
- Recycling Collection Center

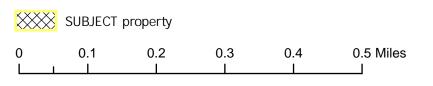
The Future Land Use Plan has the subject property listed as being in the Regional Commercial sector and allows for light industrial uses depending on the compatibility with the surrounding areas. The property is bordered by railroads to the north and east. The properties to the west contain office/warehouse use and church use. The properties to the south contain an office/warehouse use and vacant commercial land owned by the applicant.

Notifications were mailed to 43 surrounding property owners with one responses returned in favor and none in opposition of the request.



ZONING CASE:

ZC 2023-03; 544 Gateway





Date: 2/7/2023



544 Gateway

EXHIBIT "B"

Conditions For Planned Development

I. PURPOSE:

The purpose of this Planned Development is to amend Planned Development Ordinance 2014-28 by expanding the area where the listed light industrial uses are allowed.

II. GENERAL CONDITIONS:

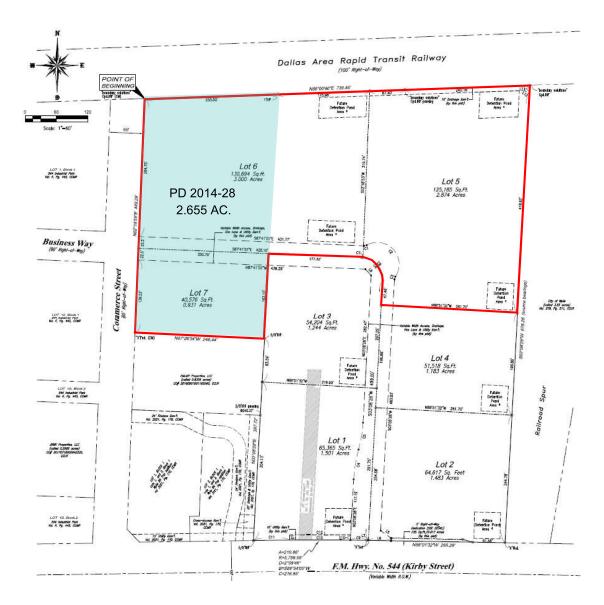
- 1. This Planned Development shall not affect any regulations within the Zoning Ordinance (adopted as of April 2021), except as specifically provided herein.
- 2. The design and development of the 544 Gateway development shall take place in general accordance with the Zoning Exhibit (Exhibit C).
- 3. All regulations of the Light Industrial District (LI) set forth in Article 4, Section 4.2 of the Zoning Ordinance (adopted as of April 2021) are herby replaced with the following:

Figure 4-5 – Light Industrial District (LI)				
Height				
Height of Main Structure (feet)	50			
Number of Stories	4			
Residential Proximity	3:1 slope from residential lot line			
Building Placement and Coverage				
Front Yard Setback (feet)	25			
Side Yard Setback (feet)	10			
Rear Yard Setback (feet)	25			
Lot Coverage	50 %			
Buffering and Screening				
Service and Loading Areas	May face a public street or adjacent residential uses			

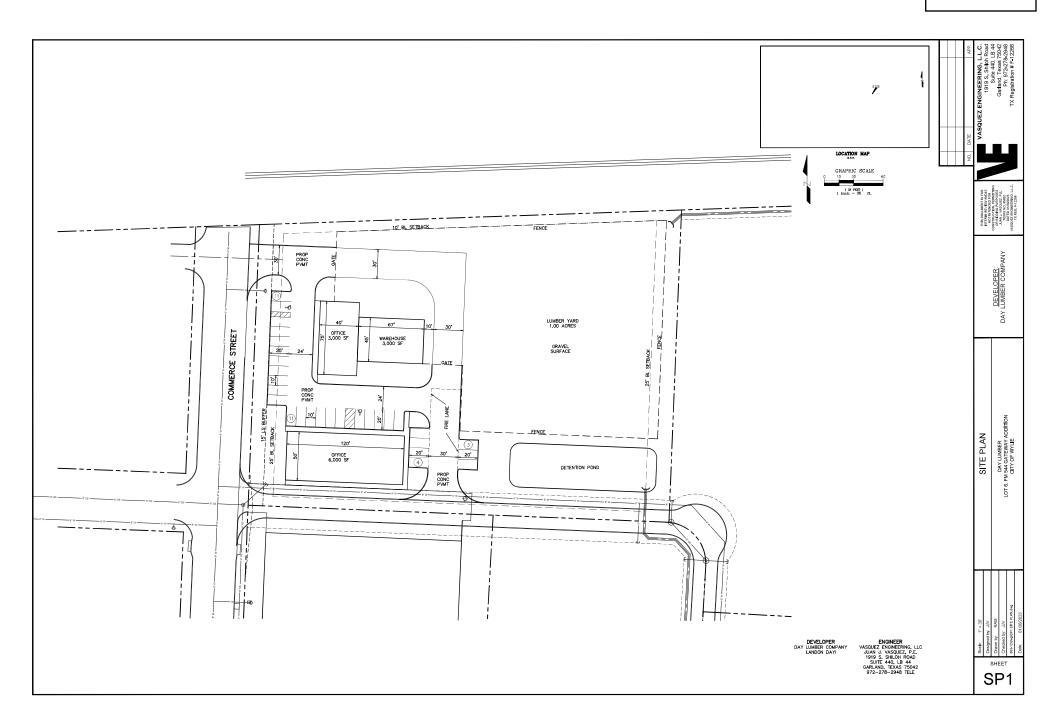
III. SPECIAL CONDITIONS:

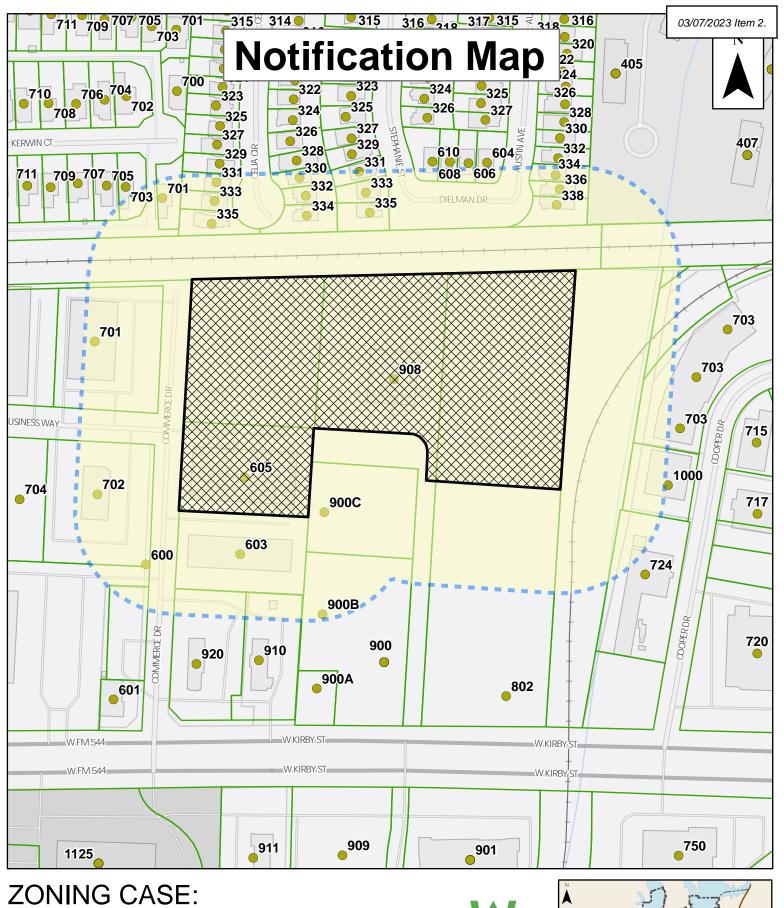
- 1. The following uses as defined in the Zoning Ordinance shall be permitted as follows on the subject property:
 - a. Contractor's Maintenance Yard with accessory outside storage (Retail, Personnel Service & Commercial or Wholesale, Distribution & Storage) permitted by right.
- 2. The following uses as defined in the Zoning Ordinance shall be prohibited on the subject property:
 - a. Animal Boarding/Kennel without Outside Pens
 - b. Hotel/Motel
 - c. Financial Institution (with or without drive-thru, Alternative)
 - d. Automobile Rental
 - e. Equipment Rental
 - f. Food Processing
 - g. Motor Vehicle Fueling Station
 - h. Truck Machinery & Heavy Equipment Sales, Service or Repair
 - i. Water Treatment Plant, Reservoir or Water Storage
 - j. Industrial (Outside)
 - k. Mini-warehouse (Self-storage)
 - I. Recycling Collection Center
- 3. No screening required along the north border along the railroad right-of-way.
- 4. The area labeled as lumberyard on the Zoning Exhibit (Exhibit C) shall be allowed to be developed with a gravel surface.

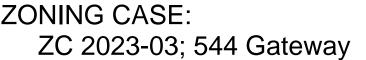
Zoning Exhibit

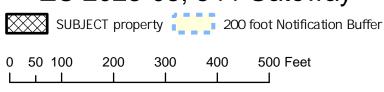


- Area of Existing PD 2014-28 (2.655 AC.)
- Area of Proposed (6.805 AC.)













PUBLIC COMMENT FORM

(Please type or use black ink)

Department of Planning 300 Country Club Road Building 100 Wylie, Texas 75098

I am FOR the requeste	d zoning as explained on the attached public notice for Zoning Case #2023-03.
I am AGAINST the re-	quested zoning as explained on the attached public notice for Zoning Case #2023-03.
Please feel free to contact the Plan	ning Department at 972.516.6320 with questions or concerns
Date, Location & Time of Planning & Zoning Commission meeting:	Tuesday, March 07, 2023 6:00 pm Municipal Complex, 300 Country Club Road, Building 100, Wylie, Texas
Date, Location & Time of City Council meeting:	Tuesday, March 28, 2023 6:00 pm Municipal Complex, 300 Country Club Road, Building 100, Wylie, Texas
Name: Address; Signature: Date:	Daniel S. Ross (please print) 703 Cooper Dr. Wylie, Tx. 75098 Daniel S. Ross Land S. Double 2-27-23
COMMENTS:	



Wylie Planning & Zoning Commission

AGENDA REPORT

Department:	Planning	Item Number:	3
Prepared By:	Kevin Molina		

Subject

Hold a Public hearing to consider, and act upon a recommendation to the City Council regarding an amendment to the Browngate Pointe Planned Development 2020-43 to allow for a modification of the construction schedule terms of the townhome/commercial development. Property generally located on the northeast corner of Brown Street and Sanden Blvd.. **ZC 2023-06**

Recommendation

Motion to recommend **approval** as presented.

Discussion

OWNER: Browngate Land Investments

APPLICANT: Browngate Land Investments

The applicant for the Browngate Pointe Planned Development 2020-43, generally located on the northeast corner of Brown Street and Sanden Blvd, is requesting an amendment to the construction schedule terms of the planned development.

Zoning for the development was approved in July of 2020. The preliminary plat was approved in December of 2020 and the Final Plat was approved in February of 2023.

The purpose of the request is to change the overall construction schedule to allow for more townhomes to be built before the commercial development is completed. The original PD required that:

- 1. No residential townhome units shall receive a final inspection/Certificate of Occupancy prior to an approval final foundation inspection by the City of Wylie of the commercial development.
- 2. No more than 50% of the townhome units shall receive a final inspection/Certificate of Occupancy prior to an approved final framing inspection by the City of Wylie of the commercial development.
- 3. No more than 85% of the townhome units shall receive a final inspection/Certificate of Occupancy prior to an approved Shell building Certificate of Completion by the City of Wylie of the commercial development.

The requested amendments to the development standards are:

- 1. No more than 22 of the townhome units shall receive a final inspection/Certificate of Occupancy prior to an approved final foundation inspection by the City of Wylie of the commercial development.
- 2. No more than 33 of the townhome units shall receive a final inspection/Certificate of Occupancy prior to a final approved shell building Certificate of Occupancy by the City of Wylie of the commercial development.

These amendments would allow 56% of the townhomes to be built before substantial commercial development began as opposed to no allowed townhome development in the original PD. The framing inspection stage is removed and the shell building requirements remain essentially unchanged.

The flat work for the commercial development (Tract 1, Lot 1) is completed.

Additionally, the applicant is requesting the PD be amended to allow for the filing of the Final Plat of the subdivision prior to the reconstruction of the sidewalk on Sanden Blvd. Normally, all public improvements must be completed prior to the

release of the final plat for filing, however, the applicant is asking for an exception in order to delay the sidewalk improvement until some of the townhome lots are sold.

There is currently a sidewalk in place on Sanden that is aged and narrower than current standards.

The request is not altering any of the previously approved design elements of the subdivision. The development remains with 39 residential townhome lots, one commercial lot and nine open space lots.

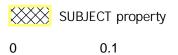
Notifications were mailed to 14 surrounding property owners with no responses returned in favor or in opposition of the request..



ZONING CASE: ZC 2023-06 Browngate Pointe Townhomes Planned Development Amendment

0.2

0.3 Miles





Y OF YLIE /2023

Date: 2/13/2023

EXHIBIT B

Browngate Pointe

Planned Development Standards

(ZONING CASE 2023-06)

I. Purpose:

The intent of this planned development district is to allow for a gated townhome neighborhood with commercial uses that provides affordable housing for the community of Wylie.

II. GENERAL CONDITIONS:

- a. This Planned Development shall not affect any regulations within the 2019 Zoning Ordinances except as provided herein.
- b. The residential and commercial tracts (identified as Tract 2 Lots 1-39 and Tract 1 Lot 1, respectively on the Zoning Exhibit) shall be required to be developed concurrently with the following guidelines:
 - 1. No more than 22 of the townhome units shall receive a final inspection prior to an approved final foundation inspection by the City of Wylie of the commercial development on Tract 1. Lot 1.
 - 2. No more than 33 of the townhome units shall receive a final inspection prior to a shell building Certificate of Occupancy by the City of Wylie of the commercial development on Tract 1, Lot 1.
- c. All regulations of the Townhome District (TH) set forth in Article 3, Section 3.3 of the Comprehensive Zoning Ordinance (adopted as of 2019) are hereby replaced with the following:

Figure B.1 – Townhome (TH)

Townhome Subdistrict			
Lot Size			
Minimum Lot Area (sq. ft.)	2,950		
Minimum End Lot Area (sq.ft.)	3,450		
Minimum Lot Width (ft.)	35		

Minimum Lot Width of End Lot (ft.)	40
Minimum Lot Depth (ft.)	84.5
Minimum Lot Depth Double Front Lot (ft.)	N/A
Dwelling Regulations	
Minimum Square Footage	1400
Design Standards Level of Achievement	
Yard Requirements – Main Structures	
Minimum Front Yard Setback (ft.)	20
Minimum Side Yard Setback (ft.)	0 for interior, 0 and 5 for Exterior
Minimum Side Yard for Corner Lots (ft.)	15
Minimum Rear Yard Setback (ft.)	25
Minimum Rear Yard Double Front Lots (ft.)	N/A
Maximum Lot Coverage	60%
Height of Structures	
Main Structure (ft.)	40

II. SPECIAL CONDITIONS

- 1. Maximum number of Townhome residential lots not to exceed 40 lots
- 2. A tree survey shall not be required and no trees on the property are classified as protected within the tree preservation section 7.6 of the Zoning Ordinance.
- 3. H.O.A. shall be established to maintain exterior screening wall, private street(s) and other community features.
- 4. Average lot size shall be a minimum of 3,180 square feet. Lot sizes shall range from a minimum of 2,950 to a maximum of 4,000.
- 5. The streets, though private, shall conform to all aspects of the City of Wylie Design Standards in place at the time of construction.
- 6. Garages shall be a minimum of 400 square feet
- 7. Parkland will not be dedicated. Fees in lieu of dedication based on current parkland fees at the time of Planned Development adoption
- 8. As part of construction phase, the sidewalk along Sanden Blvd that does not meet city standard shall be rebuilt to match the current City standard

of 5' width meandering. The Final Plat shall be allowed to be filed prior to the sidewalk being rebuilt.

9. Landscape shall be provided around any detention area in order to screen said area from view of a public right of way. The living screen shall consist of bushes, shrubs, trees, or other mutually agreed upon flora, at a minimum of 18" at planting. The HOA shall be responsible for the maintenance of the screening.

III. RESIDENTIAL DESIGN STANDARDS

1. Architectural Standards:

a. Building Bulk and Articulation In order to avoid large blank facades, variations in the elevation of the residential facades facing the public street shall be provided in both the vertical and the horizontal dimensions. At least 25% of the façade shall be offset of 1 foot either protruding from or recessed back from the remainder of the façade.

b. House Numbers

All Townhome residential units shall have a wall plaque with the resident address accenting/matching the exterior wall material beside the main entry of the dwelling unit.

c. Exterior Façade Material

All Townhome residential units shall have exterior building materials as required by Section 3.4 of the September 2019 City of Wylie Zoning Ordinance and the executed Development Agreement attached to this Ordinance.

d. Exterior Façade – Porches

Each Townhome residential unit shall have a combined total covered front or side entry of 50 square feet of floor area.

e. Exterior Structure – HeightMain Structures shall be a maximum of 40 feet in height.

2. Repetition of Residential Unit Designs

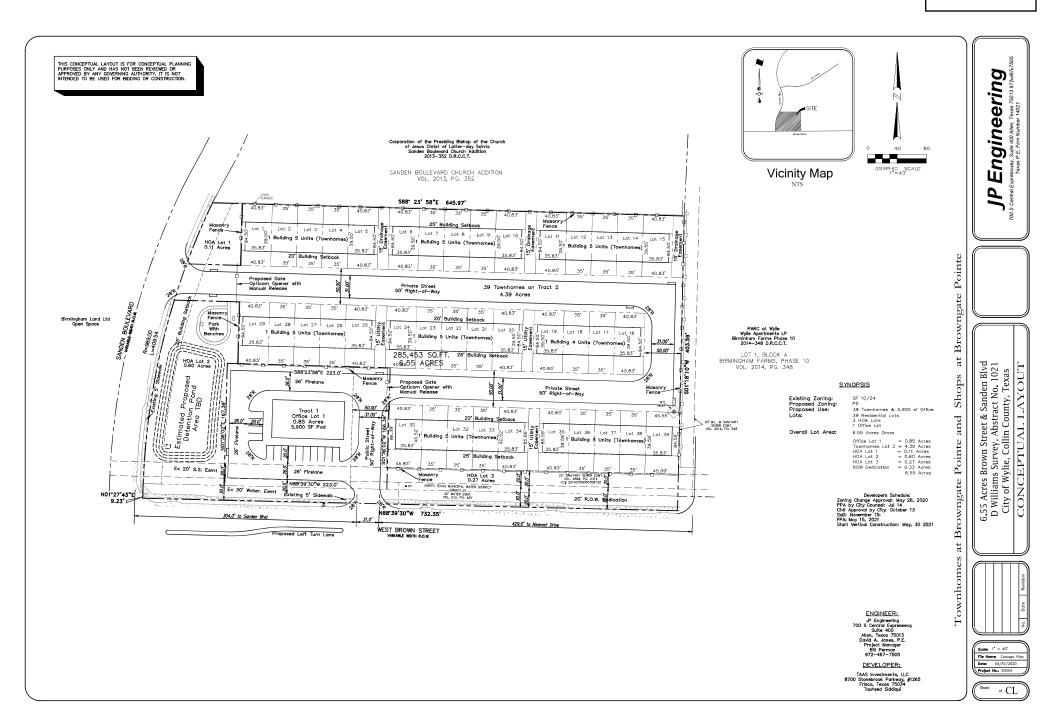
Each building within the Planned Development shall contain either 4 or 5 individually platted attached residential units. Each lot within a single structure shall have a different elevation, but each overall building will be similar.

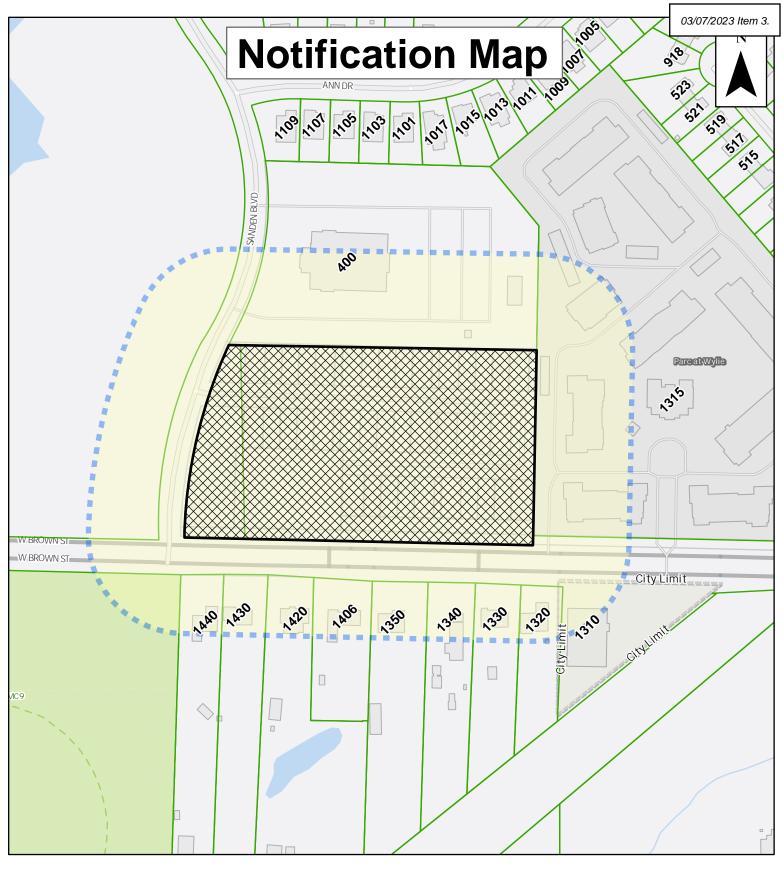
3. Neighborhood Features

- **a.** This neighborhood shall be enclosed with a combination of masonry and wrought iron fencing.
- b. A landscaped buffer of at least 18 feet in width with a berm of at least three feet in height at a 3:1 slope shall be installed along the Brown Street frontage of Tract 2 (townhome residential lots as shown on Zoning Exhibit).
- c. An automatic sliding gate on each of the two entrances to the proposed private streets to give a gated community secure environment to the Townhome residential units. City services including police and fire protection shall have access to entry for the gates.

IV. COMMERCIAL DESIGN STANDARDS

a. Lot 1 of Tract 1 on the zoning exhibit is planned for an approximately 5,900 square feet commercial / office use. The design requirements for this portion of the development shall conform to Article 4 of the 2019 Zoning Ordinance for regulations of development within the Neighborhood Services District.





ZONING CASE: ZC 2023-06 Browngate Pointe Townhomes Planned Development Amendment





Date: 2/13/2023





Wylie Planning & Zoning Commission

AGENDA REPORT

Department:	Planning	Item Number:	WS - a
Prepared By:	Kevin Molina		
Subject			
	•	ents to the Zoning Ordinance reg any other related alcohol require	garding uses for smoke shops, smoking ements.
Recommendat	ion		
Direction			

Discussion

REMOVE FROM TABLE

Smoke Shops and Smoking Establishments

Currently, the City of Wylie allows Smoke Shops under the General Merchandise Store use category and Smoking Establishments are permitted as a restaurant use with the requirement that food be sold.

The State Local Government Code permits Municipalities from establishing zoning regulations that promote the public health, safety, morals, or general welfare (Sec. 211.001). Staff believes that the City of Wylie is relatively unrestrictive in its allowances related to these uses.

Possible amendments to the Zoning Ordinance include:

- Creating a smoke shop use thereby separating the use from General Merchandise.
- Creating a smoking establishment use, separating it from the restaurant use.
- Proving for zoning categories where those new uses are allowed.
- Including additional provisions for the uses including, requiring the businesses in standalone structures, establishing distance requirements from schools, and requiring Special Use Permits.

Alcohol Uses

While Wylie does have distillery, brewery, and winery uses operating, there are no official uses within the Zoning Ordinance. Additionally, the alcohol regulations are spread out among the different uses within the Zoning Ordinance. Lastly, there is no set procedure for an operator of such an establishment to request exceptions as allowed by state law.

Possible Amendments include:

- Creating uses for distillery, brewery, and winery
- Allowing the uses either by-right, with an SUP, or a combination thereof
- If created, set requirements for the uses such as distance from other uses
- Create a new section of the Zoning Ordinance that deals with the standard requirements of alcohol related businesses.

03/07/2023 Item WS1.

- Create a formal procedure for the consideration of exceptions.