MINUTES

PLANNING AND ZONING COMMISSION WORK SESSION MEETING CITY HALL, 385 SOUTH GOLIAD, ROCKWALL, TEXAS JUNE 30, 2020 IN THE CITY COUNCIL CHAMBERS AT 6:00 PM

I. CALL TO ORDER

Chairman Eric Chodun called the meeting to order at 6:04 PM. The Commissioners present were John Womble, Tracey Logan, Mark Moeller, Annie Fishman, Sedric Thomas and Vice-Chairman Jerry Welch. Staff members present were Planning and Zoning Director Ryan Miller, Planning and Zoning Manager David Gonzales, Planner Henry Lee, and City Engineer Amy Williams. Absent from the meeting were Planning and Zoning Coordinator Angelica Gamez and Civil Engineers Sarah Johnston and Jeremy White.

II. OPEN FORUM

Chairman Chodun explained how open forum is conducted and asked if anyone wished to speak to come forward at this time. There being no one coming forward, Chairman Chodun closed the open forum.

III. APPOINTMENTS

1. Appointment with the Architectural Review Board Chairman to receive the Architectural Review Board's recommendations and comments for items on the agenda requiring architectural review.

Planning and Zoning Director Ryan Miller explained that the recommendations made by the Architectural Review Board would be explained with each case.

IV. CONSENT AGENDA

2. P2020-023 (HENRY LEE)

Discuss and consider a request by Chris Fergusson, PE of Kimley-Horn & Associates on behalf of Dennis Bailey of Rockwall County for the approval of a replat for Lot 2, Block A, Rockwall Law Enforcement Center Addition being a 13.3597-acre parcel of land identified as Lot 1, Block A, Rockwall Law Enforcement Center Addition and Lot 1, Block 1, Cedar Grove Christian Church Addition, City of Rockwall, Rockwall County, Texas, zoned Commercial (C) District, addressed as 810 & 950 T. L. Townsend Drive, and take any action necessary.

3. P2020-024 (HENRY LEE)

Discuss and consider a request by Bill Thomas of Engineering Concepts & Design, LP on behalf of Ridge Pointe Horizon, LP for the approval of a replat for Lots 7 & 8, Block A, Maverick Ranch Addition being a 2.113-acre parcel of land identified as Lot 6, Block A, Maverick Ranch Addition, City of Rockwall, Rockwall County, Texas, zoned Commercial (C) District, addressed as 5701 – 5739 Horizon Road [*FM*-3097], and take any action necessary.

4. P2020-025 (HENRY LEE)

Discuss and consider a request by Zan Gates of Eric L. Davis Engineering on behalf of Jimmy McClintock of Washington Place on Highway 66 for the approval of a replat for Lots 4 & 5, Block A, Washington Place Addition being a 0.987-acre parcel of land identified as a portion of Block 14, Lowe & Allen Addition and a 0.28-acre portion of Lot 2-R, Block A, Washington Place Addition, City of Rockwall, Rockwall County, Texas, zoned Downtown (DT) District, situated within the SH-66 Overlay (SH-66 OV) District, addressed as 409 W. Washington Street, and take any action necessary.

5. P2020-026 (HENRY LEE)

Discuss and consider a request by Craig Smiley of USA Professional Services Group, Inc. on behalf of Clay Shipman for the approval of a replat for Lot 24, Block A, La Jolla Pointe Addition, Phase 2 being a 1.280-acre parcel of land identified as Lot 21, Block A, La Jolla Pointe Addition, Phase 2, City of Rockwall, Rockwall County, Texas, zoned Commercial (C) District, addressed as 1020 La Jolla Pointe Drive, and take any action necessary.

Commissioner Mark Moeller made a motion to approve the consent agenda. Commissioner Thomas seconded the motion which passed by a vote of 7-0.

55 V. DISCUSSION ITEMS

6. Z2020-023 (RYAN MILLER)

Hold a public hearing to discuss and consider a request by James Best for the approval of a <u>Specific Use Permit (SUP)</u> for *Residential Infill in an Established Subdivision* for the purpose of constructing a single-family home on a 2.60-acre parcel of land identified as Lot 1, Block A, Best Estate Addition, City of Rockwall, Rockwall County, Texas, zoned Single-Family 16 (SF-16) District, addressed as 54 Shadydale Lane, and take any action necessary.

Planning and Zoning Director Ryan Miller provided a brief summary in regards to the case. The applicant is requesting a Specific Use Permit (SUP) for a single-family home in the Fox Chase neighborhood on the northeast corner of Shadydale and Ridge Road. There are a couple of subdivisions requiring this property to get an SUP such as Chandlers Landing and the Fox Chase, as well as the Benton Woods subdivision. This would be a 7,000 square foot single-family house and the primary building material would be stucco. Mr. Miller advised the Commission that the case would be brought back on July 14, 2020 for a Public Hearing and he was available to answer questions.

Commissioner Chodun asked if anyone had any questions for Staff. There being none Chairman Chodun indicated the case will return to the Commission for action at the next scheduled meeting on July 14, 2020.

7. Z2020-024 (RYAN MILLER)

Hold a public hearing to discuss and consider a request by Chris Cuny, PE of Teague, Nall & Perkins on behalf of the Nick DiGiuseppe of Discovery Lakes, LLC for the approval of a <u>Zoning Amendment</u> to Planned Development District 78 (PD-78) [Ordinance No. 15-24] for the purpose of changing the concept plan and development standards on a 316.315-acre tract of land identified as Tract 1 of the M. E. Hawkins Survey, Abstract No. 100 and Tract 2 of the R. K. Brisco Survey, Abstract No. 16, City of Rockwall, Rockwall County, Texas, zoned Planned Development District 78 (PD-78) for General Retail (GR) District and Single-Family 10 (SF-10) District, generally located at the northeast corner of the intersection of SH-276 and Rochelle Road, and take any action necessary.

Planning and Zoning Director Ryan Miller advised the Commission that the applicant was present and Chairman Chodun asked the applicant to come forward.

Chris Cuny 825 Waters Drive Allen, TX 75013

The applicant came forward and provided a brief summary in regards to the request. The reason for rezoning the property is to increase the density and create a new category of lots. The applicant then gave background information regarding Planned Development 78 and went thru a PowerPoint presentation. He would like the Commission to consider rezoning a portion of the planned development to convert a portion of the 9,600 square foot lots to 32,670 square foot lots. Mr. Cuny explained that they will not replat into the floodplain and will instead leave that as open space. The total number of lots created would then decrease from 507 to 428. The sewer service would turn into a two (2) stage process. During Stage I, there would be aerobic systems with drip irrigation versus spray systems. Stage II includes the connection to the sanitary sewer system by each resident. Connection to the City Sewer, when available, would be mandatory and shall be at the cost of the homeowner. Mr. Cuny explained that the Planned Development would incorporate the following: two (2) lakes, open space, biking trails, a community center and pool, and 55 acres for use as a public park. The applicant then advised the Commission that he was available for questions.

Commissioner Womble asked why the applicant was going for more density overall. The applicant answered that the zoning change would be needed to start construction since the project had been still since 2015. From past projects, the larger lots seemed to have been more successful.

Commissioner Fishman asked City Engineer Amy Williams if the City had ever used the desired OSSF aerobic systems in a planned development before. Ms. Williams answered that it had but they were in 1 acre or 1 ½ acre lots. Planning and Zoning Director Ryan Miller added that the City's OSSF program was run by the County who reviews all OSSF systems running inside the City and have an Interlocal Agreement that facilitates it. Through that, we have to meet the City's lot size requirements in order for them to review those. In the past, we have approved OSSF systems in as small as one (1) acre but have never gone below the acre mark on new developments. The reason why is because when we go below an acre and a half, we have to facilitate an outside engineer who will have to sign off and inspect those systems. The City has approved them in other Planned Developments but never in any lots the size of an acre.

Commissioner Logan asked if the 4,000- 5,000 square foot area was usable in any way or could you plant on top of it. Mr. Cuny answered that it is usable and that present developments such as Kingsbridge are using the drip system irrigations there. Terrabella in Heath also uses these systems which is how he got familiar with them. You would be able to plant on top but cannot place any trees there. Commissioner Logan then had a question in regards to the financials of the project.

She also asked whether the developer would be required to still pay the impact fees. Planning and Zoning Director Ryan Miller answered that the builder would be responsible for paying those impact fees still. Mr. Cuny added that that is something he would have to talk to the City about participating in a discount since they're going to be building the systems but no agreements have been made at the moment. Mr. Miller explained that whenever total costs come up, then the discount Mr. Cuny was looking for would have to be entertained and approved by City Council.

Commissioner Moeller stated that there were two (2) areas in the original concept plan that required sprinkler systems and he wanted to know if that was still something that would still take place. Mr. Cuny answered that given the size of the home then most likely they would have a sprinkler system but that is a detail that would still need to be worked out. Commissioner Moeller explained that due to the fire suppression system that they would require sprinkler systems regardless of the size of the home.

Chairman Chodun asked City Engineer Amy Williams if there would be City water issued for sure. Ms. Williams answered that there was already city water there. She added that they were doing some major infrastructure work in this project. Mr. Cuny answered that city water would be used for this and that the main issue was the wastewater. With wastewater, the lines will be there but there would be a connection and disconnection fee.

Chairman Chodun asked if there were any further questions for the applicant and Planning and Zoning Director Ryan Miller added some points for clarification. He explained that the ordinance given that night did not reflect the changes made and the updated ordinance would be presented at the next meeting. He also stated that the applicant mentioned everything that Staff recommended except for two (2) things. One being the boulevard that was the spine street that ran through the development has been shortened through just the first phase and that stops at the roundabout by the larger lots. The second being that 1.2 miles of trail has been taken out from the original request. Mr. Miller stated that the developer would meet the anti-monotony requirements, the updated fence standards, and the new setbacks for flat furniture garages and those changes will be issued at the next meeting as well. One last thing that would be required for this project is a letter from the NRCS essentially stating that this development can happen because there are two (2) NRCS lights on this property. This will not come into play until the site plan phase.

There being no further questions Chairman Chodun indicated the case will return to the Commission for action at the next scheduled meeting on July 14, 2020.

8. Z2020-025 (RYAN MILLER)

Hold a public hearing to discuss and consider a request by Hallie Fleming for the approval of a <u>Specific Use Permit (SUP)</u> for a General Retail Store and Hair Salon and/or Manicurist on a 0.2254-acre parcel of land identified as Lot 1, Block A, Artventures Studio Addition, City of Rockwall, Rockwall County, Texas, zoned Planned Development District 50 (PD-50) for Residential-Office (RO) District, addressed as 507 N. Goliad Street, and take any action necessary.

Planning and Zoning Director Ryan Miller advised the Commission that the applicant was present and Chairman Chodun asked the applicant to come forward.

Hallie Fleming 507 N. Goliad Street Rockwall, TX 75087

The applicant came forward and provided a brief summary in regards to the request. She explained that due to Covid-19, her goal is to help keep businesses afloat and provide a larger retail space and bring in one chair for a mixologist.

Planning and Zoning Director Ryan Miller added that the business has grown organically and it is no longer the type of business that the City had originally issued a Certificate of Occupancy (CO) for. The applicant was asked to find a way to find as much flexibility as possible to allow them to be an incubator space and the idea to bring this through is to facilitate that request. In regards to parking, the parking requirement was sufficient when they got the original SUP. Since they aren't changing the floor area then the parking requirement does not change either. There also has not been any code violations related to parking. The only violation they had was in 2019 for parking a popsicle ice cream truck in the middle of the yard. Mr. Miller advised the Commission that a copy of the draft ordinance was placed in their packets and it shows the operational guidelines, with the only addition to facilitate allowing to have one hair salon manicurist limited to one (1) chair. Mr. Miller then advised the Commission that he was available for questions.

Commissioner Fishman asked the applicant how she handled the advertising and signage of the building. Ms. Fleming
answered that the signage would not change.

178		There being no further questions Chairman Chodun indicated the case will return to the Commission for action at the next
179		scheduled meeting on July 14, 2020.
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181	9.	Z2020-026 (DAVID GONZALES)
182		Hold a public hearing to discuss and consider a request by Jake Fears, PE of Wier & Associates, Inc. on behalf of Chad DuBose of
183		JCDB Goliad Holdings, LLC for the approval of a Specific Use Permit (SUP) for Restaurant with Drive-Through, Less Than 2,000
184		SF on a 2.542-acre parcel of land identified as Tract 1 of the S. King Survey, Abstract No. 131, City of Rockwall, Rockwall County,
185		Texas, zoned Planned Development District 65 (PD-65) for General Retail (GR) District, situated within the North SH-205 Overlay
		(N. SH-205 OV) District, addressed as 150 Pecan Valley Drive, and take any action necessary.
186 187		(N. SH-205 OV) District, addressed as 1501 ecan valicy birve, and take any determinedeced y.
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188		Planning and Zoning Manager David Gonzales advised the Commission that the applicant was present and Chairman Chodun
189		asked the applicant to come forward.
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191		Priya Acharia
192		2201 E. Lamar Boulevard, Suite 200E
192		Arlington, TX 76006
193		Annigton, TX Toooo
		The applicant provided a brief summary in regards to the request. They are requesting an SUP for a restaurant with a drive-
195		thru at the northwest corner of SH205 and Pecan Valley Drive. The SUP is needed due to the fact that the establishment is
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197		less than 2,000 square feet.
198		Commissioner Logan made a comment stating that other restaurants have failed to take place there due to not having the
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200		proper placing.
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202		Commissioner Fishman thought that the last time the Commission reviewed something like this they thought a drive-thru
203		was not feasible. Mr. Gonzales explained that last time they had the drive coming out of Pecan Valley and they weren't able
204		to do that due to spacing requirements. This plan has its drive coming out of Quail Run and not Pecan Valley Drive.
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206		Commissioner Womble asked if the applicant knew of how many variances would be requested and what they would be. Ms.
207		Acharia replied that she was not aware of any at the moment. Mr. Gonzales added that there was going to be some
208		landscaping requirements such as headlight screening.
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210		Commissioner Thomas asked what kind of concept was going to be in the establishment. The applicant answered that it
211		might possibly be a Smoothie King or something of that nature.
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213		There being no further questions Chairman Chodun indicated the case will return to the Commission for action at the next
214		scheduled meeting on July 14, 2020.
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216	10.	Z2020-027 (RYAN MILLER)
217		Hold a public hearing to discuss and consider a request by Leslie & Scott Milder for the approval of a Specific Use Permit (SUP) for
218		a General Retail Store and Banquet Facility/Event Hall on a 0.66-acre parcel of land identified as Lot 1, Block A, Our House Addition,
219		City of Rockwall, Rockwall County, Texas, zoned Planned Development District 50 (PD-50) for Residential-Office (RO) District,
220		situated within the North Goliad Corridor Overlay (NGC OV) District, addressed as 803 N. Goliad Street, and take any action
221		necessary.
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223		Planning and Zoning Director Ryan Miller advised that the applicant was present and asked him to come forward.
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225		Kurt Naumann
226		168 Stoneleigh Drive
227		Heath, TX 75032
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229		The applicant provided a brief summary in regards to the request. He explained that their request is to bring an upscale cigar
230		lounge to the area similar to the one they have in McKinney. He wants to create an environment for cigar enthusiasts and
231		believes Downtown Rockwall would be a great place for it. In addition, they would offer BYOB so patrons can bring in their
231		own spirits that they like to pair with their cigars.
232		onn opinto and any ino to put that and organis.
233		Planning and Zoning Director Ryan Miller added that the establishment is Our House and is currently a banquet facility and
234		event home. The applicant would just be adding to the retail store aspect and will keep renting out the event home in that
		manner. We have carried over the previous requirements to the previous SUP even though this new one would supersede
236 237		that. As part of that SUP, the applicant received a waiver to pave the cross axis easement until the property facing Alamo
201		man As part of mat oor, the approach too a matter to part the erect and eacement and preparty feering manne

Street was converted to Commercial, and eventually brought in as a Commercial property. We've had to put that back into this SUP in order for that to still be valid and that would be a part of the approval process. Mr. Miller advised the Commission that Staff was present to answer any questions.

There being no further questions Chairman Chodun indicated the case will return to the Commission for action at the next scheduled meeting on July 14, 2020.

11. Z2020-028 (RYAN MILLER)

Hold a public hearing to discuss and consider a request by Lucas Altoe on behalf of STAR Hubbard, LLC for the approval of a <u>Zoning Amendment</u> to Planned Development District 10 (PD-10) for the purpose of allowing an office on a 32.6546-acre parcel of land identified as Lot 1, Block A, Mansions Family Addition, City of Rockwall, Rockwall County, Texas, zoned Planned Development District 10 (PD-10) for Multi-Family 14 (MF-14) District land uses, situated within the SH-205 By-Pass Overlay (SH-205 BY OV) District, addressed as 1650 S. John King Boulevard, and take any action necessary.

Planning and Zoning Director Ryan Miller provided a brief summary in regards to the request. The applicant is requesting to add the Office Use to this property but since it is in a Planned Development, and PD-10 is large, then all those property owners had to be notified. The applicant is requesting to turn his space into a co-working space and in order to do that then the entire Planned Development district must be amended. There have been many ordinances in this planned development throughout the years, and there was only one line added to the ordinance for this request. Mr. Miller then advised the Commission that he was available for questions.

There being no questions Chairman Chodun indicated the case will return to the Commission for action at the next scheduled meeting on July 14, 2020.

12. Z2020-029 (DAVID GONZALES)

Hold a public hearing to discuss and consider a request by Donald and Cathy Wallace for the approval of a <u>Zoning Change</u> from an Agricultural (AG) District to a Single-Family Estate 2.0 (SFE-2.0) District for a two (2) acre tract of land identified as a portion of Tract 44-01 of the W. W. Ford Survey, Abstract No. 80, City of Rockwall, Rockwall County, Texas, zoned Agricultural (AG) District, generally located northeast of the intersection of H. Wallace Lane and Horizon Road [*FM-3097*], and take any action necessary.

Planning and Zoning Manager David Gonzales provided a brief summary in regards to the request. Since the last meeting the family has decided to forego two (2) acres of the property. They are still going forward with the zoning change on the remaining two (2) acres for a single-family home. Mr. Gonzales then advised the Commission that he was available to answer any questions.

There being no questions Chairman Chodun indicated the case will return to the Commission for action at the next scheduled meeting on July 14, 2020.

13. P2020-022 (DAVID GONZALES)

Discuss and consider a request by Ryan Joyce of Northgate Rockwall LD, LP for the approval of a <u>Final Plat</u> for the Northgate Subdivision being a 61.45-acre tract of land identified as Tract 4 of the W. M. Dalton Survey, Abstract No. 72, City of Rockwall, Rockwall County, Texas, zoned Planned Development District 88 (PD-88) for Single-Family 1 (SF-1) District land uses, located at the southwest corner of the intersection of Stodghill Road [*FM*-3549] and Clem Road, and take any action necessary.

Planning and Zoning Manager David Gonzales advised the Commission that the applicant was present but the only reason this item is listed under Discussion Items is due to the fact that it needs to go through the Parks and Recreation Board for recommendation. He explained that this will be in the Consent Agenda at the next meeting.

Chairman Chodun asked if the applicant had anything to add to come forward at this time.

Ryan Joyce 1189 Waters Edge Drive Rockwall, TX 75087

The applicant came forward and thanked the Commission for their support with this project. At the moment, they have sold out about 80% of their lots.

There being no questions Chairman Chodun indicated the case will return to the Commission for action at the next scheduled meeting on July 14, 2020.

14. SP2020-010 (DAVID GONZALES)

Discuss and consider a request by Greg Wallis of Mershawn Architects on behalf of Adat Estate of Vats Akhil and Deepti for the approval of a <u>Site Plan</u> for a medical office building on a 0.70-acre parcel of land being identified as Lot 6, Block A, Ellis Centre #2 Addition, City of Rockwall, Rockwall County, Texas, zoned Light Industrial (LI) District, situated within the IH-30 Overlay (IH-30 OV) District, located at the western corner of the intersection of Alpha Drive and Beta Drive, and take any action necessary.

Planning and Zoning Manager David Gonzales advised the Commission that the applicant was present and Chairman Chodun asked them to come forward.

Greg Wallis 1520 E. I-30 Rockwall, TX 75087

The applicant came forward and provided a brief summary in regards to the request. He explained that this will be a 7,200 square foot medical office housing two doctors, general practice, and psychiatry. A large extension of it will be an imaging center with X-Rays and MRIs/CTs. The center portion of the building will hold an open lease until they find a use for it. They are asking for one (1) variance along the back with the horizontal articulation and the Architectural Review Board did not have a problem with the situation. Additional landscape will be provided as well as an overage on the masonry requirement. There will also be a spring wall added to the back due to the Ag and the school considered Residential. Mr. Wallis then advised the Commission that he was available to answer questions.

Mr. Gonzales added that the Architectural Review Board did review this and they'll be forwarding a recommendation of approval including the variance requested and the variance that will come in front of the Commission during the site plan process.

There being no questions Chairman Chodun indicated the case will return to the Commission for action at the next scheduled meeting on July 14, 2020.

15. SP2020-011 (DAVID GONZALES)

Discuss and consider a request by Mark W. Pross of Pross Design Group, Inc. on behalf of Ed Burke of Channell Commercial Corporation for the approval of an <u>Amended Site Plan</u> for an existing industrial building on an 18.762-acre parcel of land identified as Lot 2, Block A, Channell Subdivision Addition, City of Rockwall, Rockwall County, Texas, zoned Light Industrial (LI) District, situated within the SH-205 By-Pass Overlay (SH-205 BY OV) District, addressed as 1700 John King Boulevard, and take any action necessary.

Planning and Zoning Manager David Gonzales provided a brief summary in regards to the request. The request would be associated with Phase II of an outside storage area. He then advised the Commission that he was available for questions.

Chairman Chodun asked what he meant by outside storage area. Mr. Gonzales explained that there was some additional product that they had along with extra storage space. They are required to screen the storage with a screening wall so the details of that will come during the site plan process. The screening walls need to be at least one (1) foot higher than what is being stored along with additional landscaping. Planning and Zoning Director Ryan Miller added that this will be one of the variances associated with this. The applicant is going to be proposing a smooth face wall, which was approved during the first phase because it was a part of Corporate Landing. They will also be requesting a drive way variance due to them adding a second driveway along Industrial Blvd.

Commissioner Moeller asked if this new driveway was for access to the storage area. Mr. Gonzales replied that it would create access to Phase I portion as well. Commissioner Moeller then asked if this driveway would be lightly used. Mr. Gonzales replied that there would be a future building coming in as well as additional parking making the drive way highly used.

Commissioner Fishman asked if there were any concessions requested for the variances wanted. Mr. Gonzales answered that any variance requires two (2) compensatory measures and those would be covered during the site plan phase.

There being no further questions Chairman Chodun indicated the case will return to the Commission for action at the next scheduled meeting on July 14, 2020.

- 16. Director's Report of post City Council meeting outcomes for development cases (RYAN MILLER).
 - ✓ P2020-019: Replat for Lot 9, Block C, Remington Park, Phase 2 Addition [APPROVED]
 - ✓ P2020-020: Final Plat for Terracina Estates, Phase 1 Addition [APPROVED]

- ✓ Z2020-016: SUP for a Guest Quarters/Secondary Living Unit, Detached Garage and Carport for 844 Zion Hill Circle [APPROVED; 1st READING]
 - ✓ Z2020-018: SUP for Residential Infill Adjacent to an Established Subdivision for 1055 Dalton Road [APPROVED; 1st READING]
 - ✓ Z2020-019: SUP for Residential Infill in an Established Subdivision for 247 Chris Drive [APPROVED; 1st READING]
- ✓ Z2020-020: SUP for a Guest Quarters/Secondary Living Unit and Carport for 1308 Ridge Road [APPROVED; 1st READING]
- ✓ Z2020-021: Zoning Change (AG to SFE-2.0) [WITHDRAWN]
- ✓ Z2020-022: SUP for a Detached Garage for 803 Kernodle Street [APPROVED; 1st READING]

Planning and Zoning Director Ryan Miller provided a brief update about the outcome of the above referenced cases at the City Council meeting.

VI. ADJOURNMENT

Chairman Chodun adjourned the meeting at 7:06 pm.

PASSED AND APPROVED BY	THE PLANNING & ZONING	COMMISSION OF	THE CITY OF ROCKWALL,	Texas, this
14 day of JULY	, 2020.			

Eric Chodun, Chairman

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Attest:

Angelica Gamez, Planning and Zoning Coordinator