CITY OF ROCKWALL 102 East Washington

Rockwall, Texas APPLICATION FOR ZONING CHANGE Date JULY 17,1986 Filing Fee_ Phone 722-6708 WOODED /RAIL, Kockware TX. Mailing Address LEGAL DESCRIPTION OF PROPERTY SOUGHT TO BE REZONED: (if additional space is needed for description, the description may be put on a separate sheet

and attached hereto.)

DEE ATTACHED.

S.F10	District Classification
	District Classification
to G.R.	District Classification
for the following reasons: (attach sepa	rate sheet if necessary)
1. To DEVELOP ENTIRE PROPERTY	INTO A BUSINESS USE.
2. THIS PRESENT S.F10 ZONING A CONFORMITY WITH ZONING ON TA S. SUAPE OF THE PARCEL CREATES UN There (Are Not) deed restrictions perta-	DN THE O.S AC. TRACT IS NOT IN
CONPORMITY WITH ZONING ON TA	US MAJOR PROPERTY TO BE USUEL
SUADE OF THE PARCEL CREATES UN	DESINABLE USE EXCEPT TO BE A) PA
There deed restrictions perta	ining to the intended use of the
(Are Not)	ining to the intended use of the
property.	
Status of Applicant: Owner Tenan	nt Prospective Purchaser
I have attached hereto as Exhibit "A" a is the subject of this requested zoning note concerning the importance of my sublegal description.	change and have read the following
	medicare BUKKS
510	ned Portes
NOTE: The legal description is used to	publish notice of the required
	f the final ordinance granting the

nearing and in the preparation of the final ordinance granting the zoning change. The description must be sufficient so as to allow a qualified surveyor to take the description and locate and mark off the tract on the ground. Each applicant should protect himself by having a surveyor or his attorney approve his legal description. Failure to do so by the applicant may result in delay in passage of the final ordinance or the ordinance being declared invalid at some later date because of an insufficient legal description.

(The following Certificate may be used by the applicant to give notice to the City of the sufficiency of the legal description, however, the same is not a requirement of the Application.)

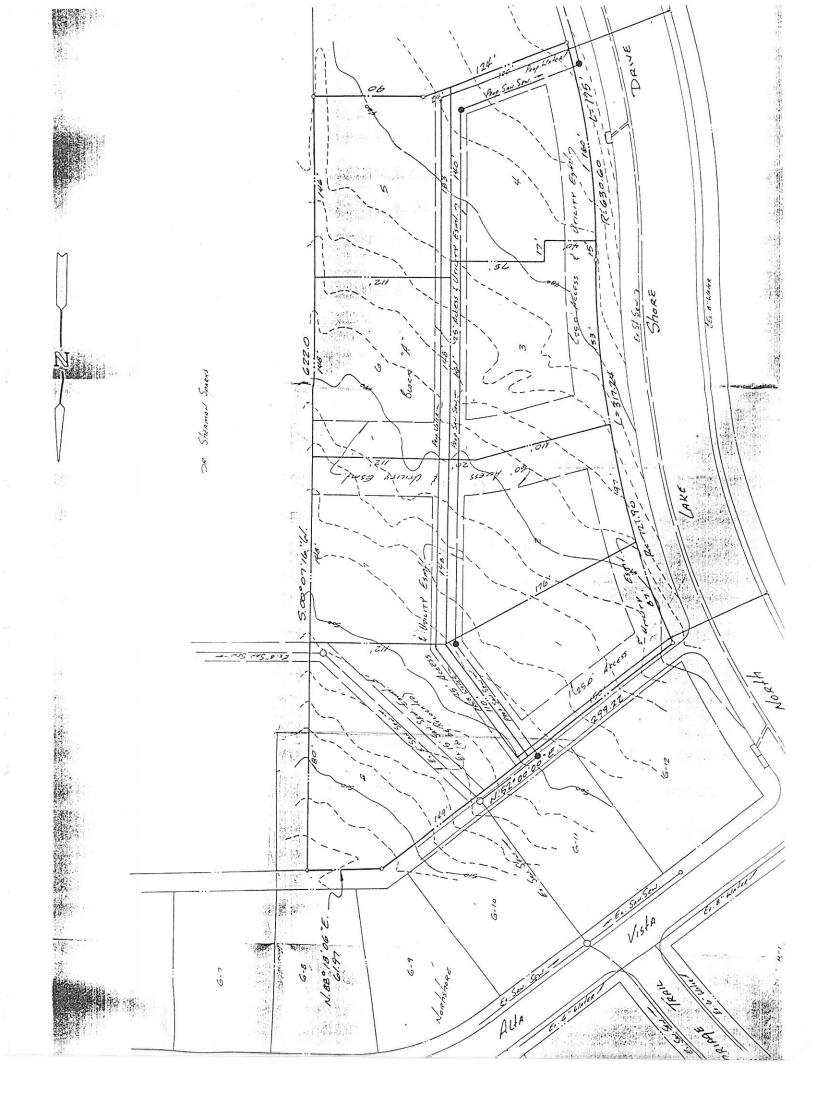
CERTIFICATE

I hereby certify that I have checked the legal description of the property described in this Application and the same describes the tract of land shown on the Plat attached hereto as Exhibit "A" and said description is sufficient to allow qualified surveyor to locate and mark off said tract on the ground.

> Surveyor for Applicant

(Mark out one)





SITE PLAN APPLICATION

	Date: July 23 1986
NAME OF PROPOSED DEVELOPMENT hon	thehre Plaza
NAME OF PROPERTY OWNER/DEVELOPER	Tene Burhs
ADDRESS 603 Wooded Frail, R	orbual Les PHONE 722-6708
NAME OF LAND PLANNER/ENGINEER 4.	Evans
ADDRESS Forland L	PHONE
TOTAL ACREAGE	CURRENT ZONING
NUMBER OF LOTS/UNITS	
Si	gned Jew Buss
	*
Following is a checklist of items the site plan. In addition, other informacessary for an adequate review of a	mation may be required if it is
Provided or Shown Not on Site Plan Applicable	
	1. Location of all existing and planned structures on the subject property and approximate locations of structures on adjoining property within 100 ft.
	 Landscaping, lighting, fencing and/or screening of yards and set- back areas
	3. Design and location of ingress

and egress

facilities

6. Proposed Uses

4. Off-street parking and loading

7. Location and types of all signs, including lighting and heights

8. Elevation drawings citing proposed exterior finish materials

5. Height of all structures

Provided or Shown on Site Plan	Not Applicable	
		9. Street names on proposed streets
		10. The following additional information:
· ·		
included.	premmary	plans or development plans must be
, ,	g Ž	
*		
Makes bu		File No
Taken by:		
Date:		
Fee:		

SITE PLAN REVIEW

Applicant/owner Sens Burgs Scheduled for Council Name of Proposed Development A Latal M. Scheduled for Council Total Acreage 3.3 acres Number Lots/Units B. Total Acreage 3.3 acres Number Lots/Units B. Total Restrictions Secretal Restrictions Surrounding Zoning SF-10 G-R MF-1 Planning 1. Is the site zoned properly? G-P June 2. Does the use conform to the Land Use Plan 3. Is this project in compliance with the provisions of a Concept Plan? 4. Is the property platted? 5. If not, is this site plan serving as a preliminary plat? 6. Does the plan conform to the Comprehensive Zoning Ordinance or PD Ordinance a. Lot size b. Building line c. Buffering Shew a Concept plan		Date Submitted
Applicant/Owner Mene Burks Name of Proposed Development A Latarian Auritable Location 1. daks and 1. fruit for the Location of the Location	*	Scheduled for P&Z
Applicant/Owner General Burger Name of Proposed Development A Catalon Aurilian Filana Total Acreage 3.3 acres Number Lots/Units Total Acreage 3.3 acres Number Lots/Units Special Restrictions Surrounding Zoning SF-10 G-R, MF-15 Planning 1. Is the site zoned properly? G-P Acres 2. Does the use conform to the Land Use Plan 2. Is this project in compliance with the provisions of a concept Plan? 4. Is the property platted? 5. If not, is this site plan serving as a preliminary plat? 6. Does the plan conform to the Comprehensive Zoning Ordinance or PD Ordinance a. Lot size b. Building line c. Buffering - Show a conduct of the conformation of Landscaping deposits of the conduct of the conformation of Landscaping deposits of the conduct of the conformation of the conform		Scheduled for Council
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	2. Does the use conform to 3. Is this project in compliance with provisions of a Concept Plan? 4. Is the property platted? 5. If not, is this site plan serving preliminary plat? 6. Does the plan conform to the Complete Coning Ordinance or PD Ordinance a. Lot size b. Building line c. Buffering — Show — Gong and the ordinance of the Complete Concept Plan Conform to the Complete Conform to the Conf	as a prehensive In screen In also need In the property of
	h. Building Materials	

		Yes	No	N/A
7.	Does the site plan contain all required information from the application checklist?	V	***	
8.	Is there adequate access and circulation?	V	-	
9.	Are street names acceptable?			V
10.	Was the plan reviewed by a consultant? (If so, attach copy of review.)			
11.	Does the plan conform to the Master Park Plan?			V
Com	ments:			
15	i, s			
Bui	lding Codes			
1. 2.	Do buildings meet setback requirements? all but undering Dol Uines were from the wall Do buildings meet fire codes?			
3.	Do signs conform to Sign Ordinance?			
Com	ments:			
Eng	ineering			
1.	Does plan conform to Thoroughfare Plan?			
2.	Do points of access align with adjacent ROW?			
3.	Are the points of access properly spaced?			
4.	Does plan conform with Flood Plain Regulations?			
5.	Will escrowing of funds or construction of substandard roads be required?			
Tim	e Spent on Review			
	Name Date	Time Spe	nt (hour	s)
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PROPOSED ZONING

STATE OF TEXAS COUNTY OF ROCKWALL

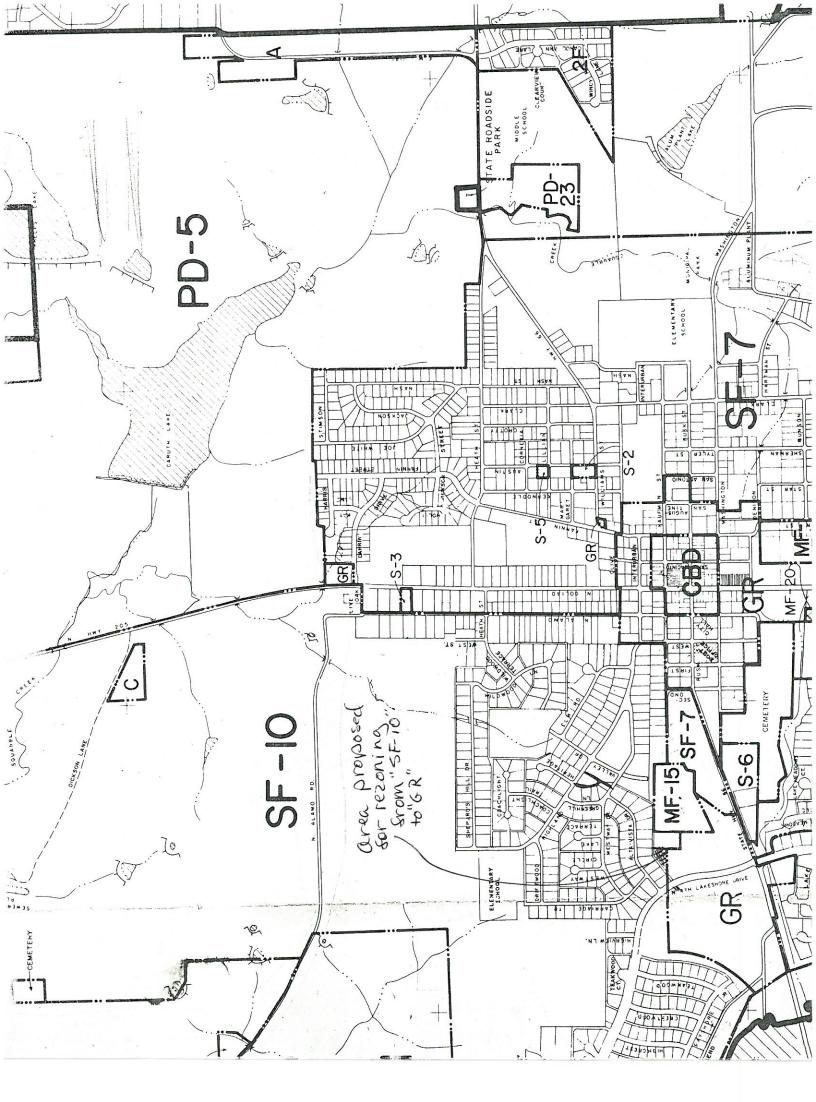
BEING a tract or parcel of land situated in the B.F. Boydston Survey, Abstract No. 14, City of Rockwall, Rockwall County, Texas, and being a part of that tract of land conveyed to Billy Ray Cameron by deed dated December 6, 1961, and recorded in Volume 64, Page 457, Deed Records, Rockwall County, Texas, and being more particularly described as follows:

COMMENCING at a point for a corner at the intersection of the Northeast line of North Lake Shore Drive and the most westerly South line of Northshore Phase One, an addition to the City of Rockeall, according to the plat recorded in Slide A at Page 181 of the plat records of Rockwall County, Texas, THENCE: North 52° 00' 00" East a distance of 59.78 feet along the Southerly line of said addition to the point of beginning; THENCE: North 52° 00' 00" East a distance of 239.44 feet along the Southerly line of said addition to an angle point in said addition line; THENCE: North 88° 18' 06" East a distance of 61.97 feet to the Northeast corner of said Cameron tract and the Northwest corner of a tract of land owned by Dr. Sherman Sparks;

THENCE: South 0° 07' 16" West a distance of 149.25 feet with the East line of said Cameron tract and West line of said Sparks tract to a point for a

corner;

THENCE: West a distance of 250.30 feet to the point of beginning and containing 23,071 square feet or 0.5296 acres of land.





205 West Rusk

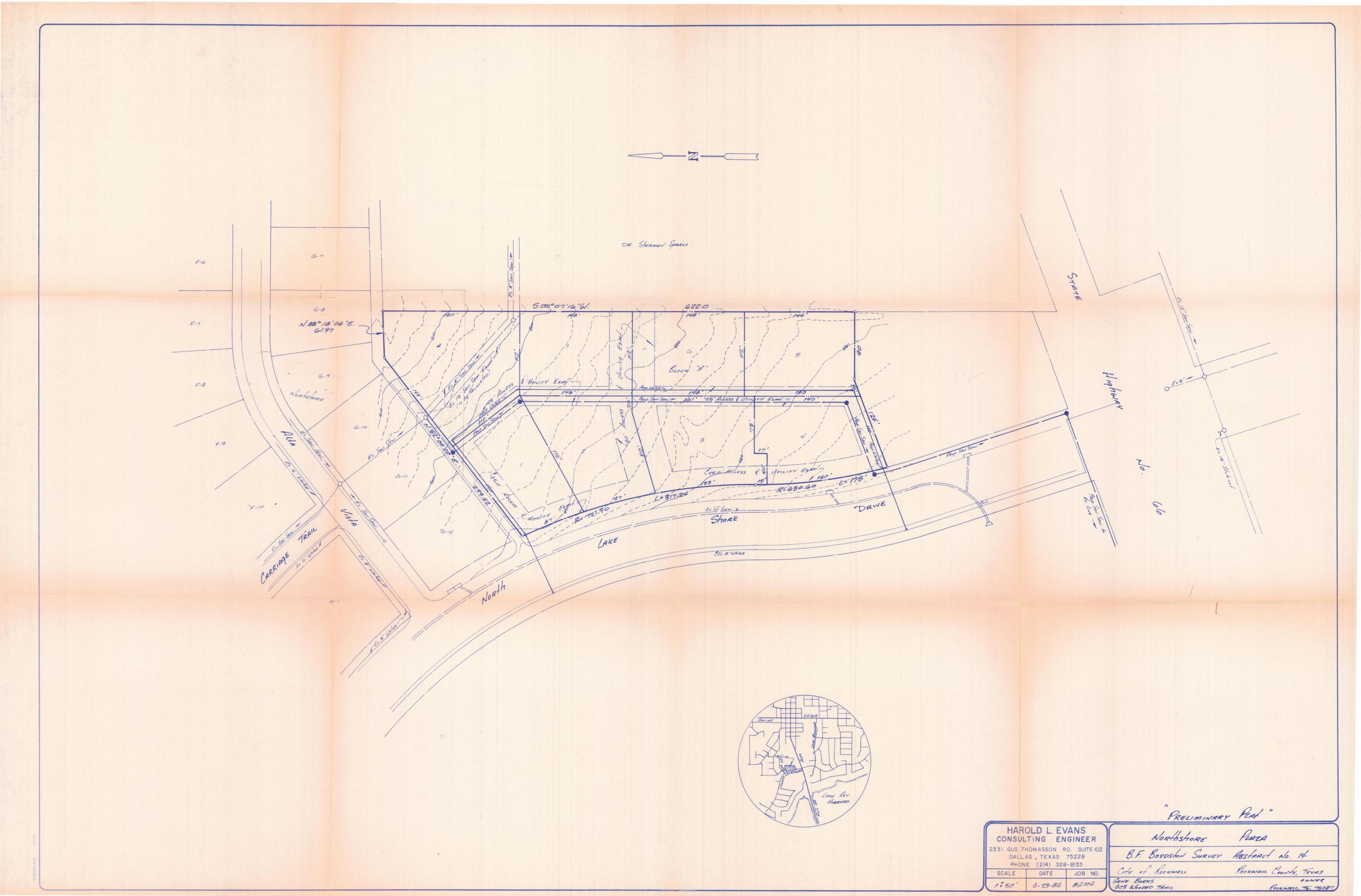
CITY OF ROCKWALL

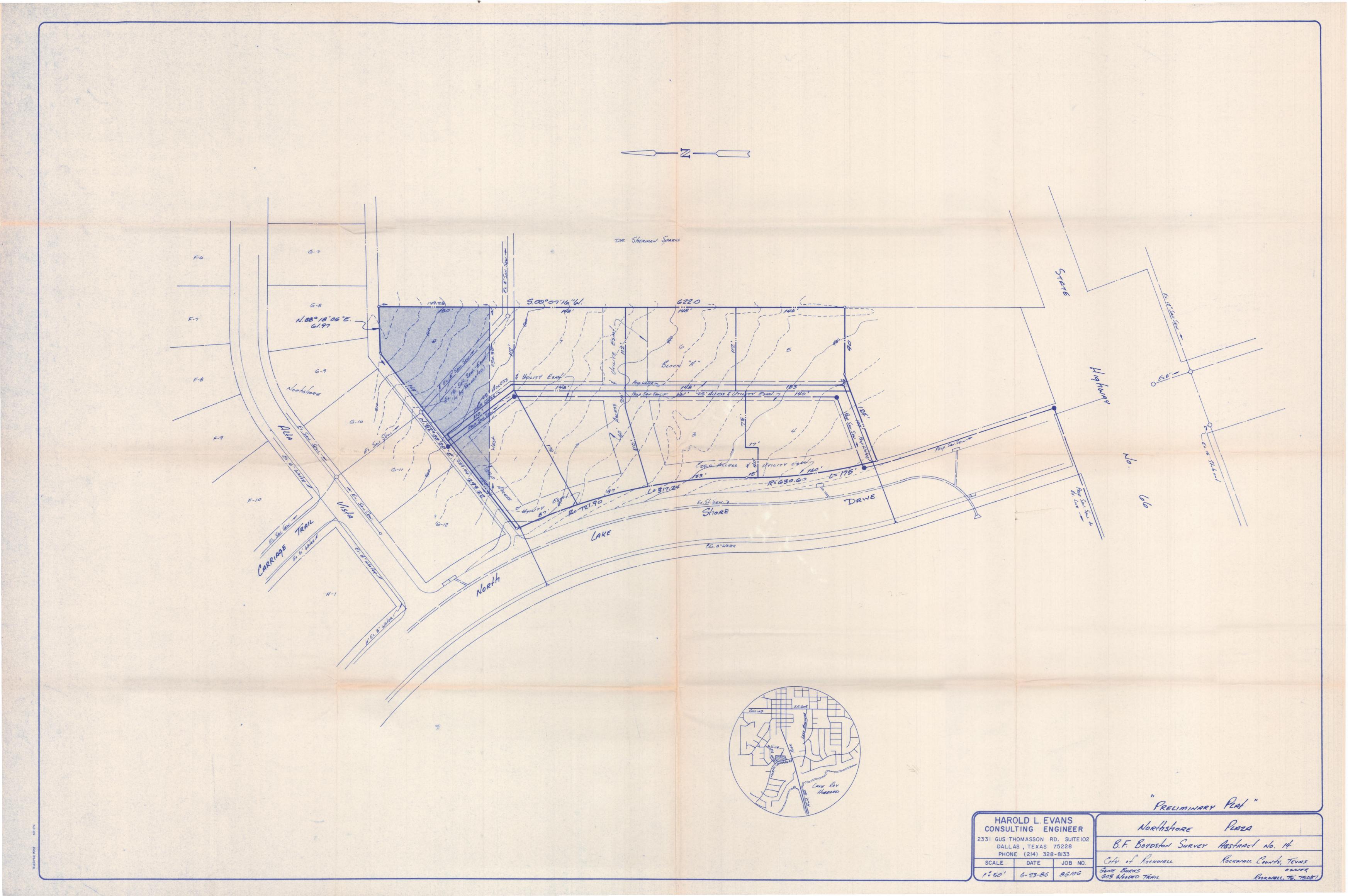
THE NEW HORIZON" Rackwall, Texas 75087-3628 Nº 4614

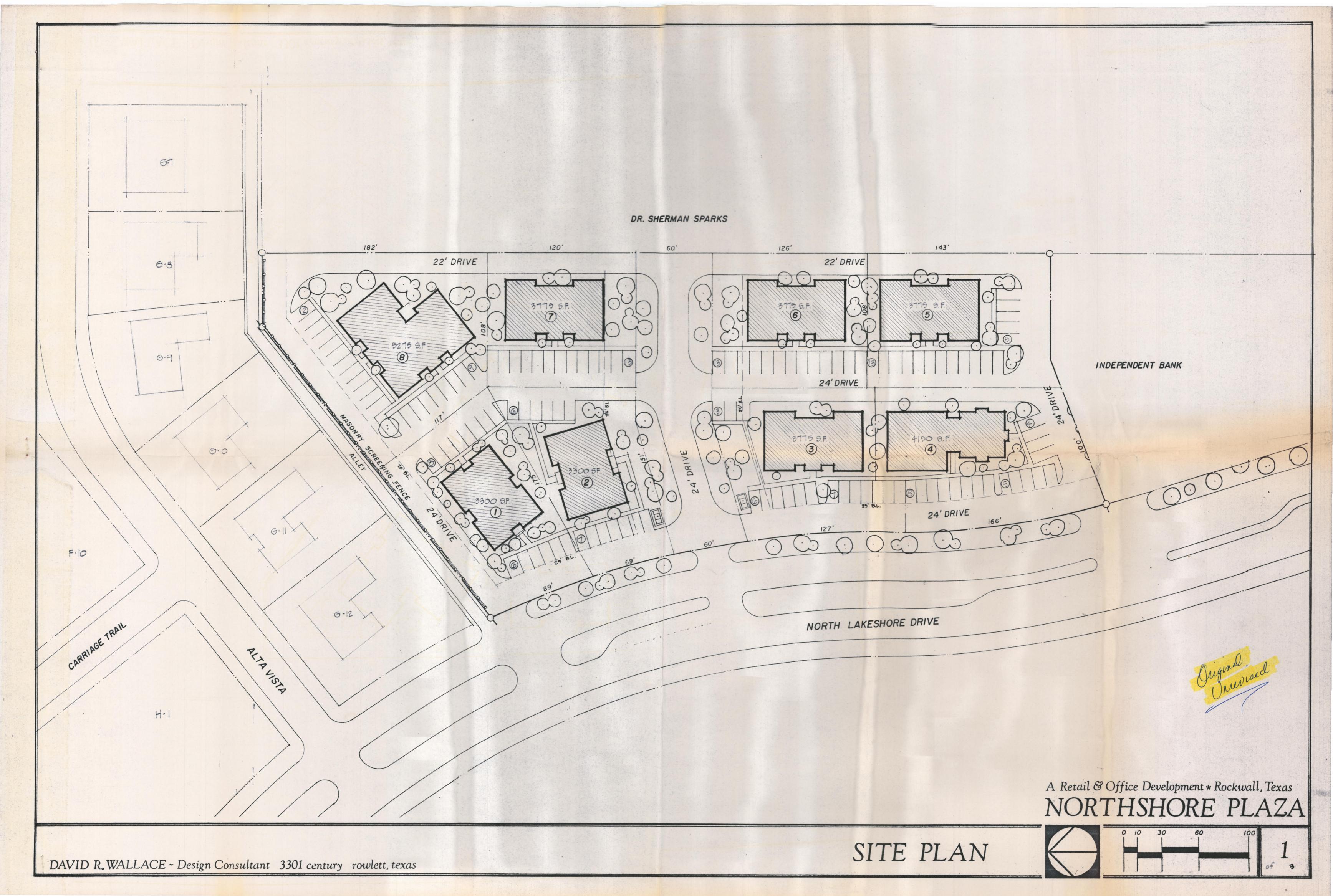
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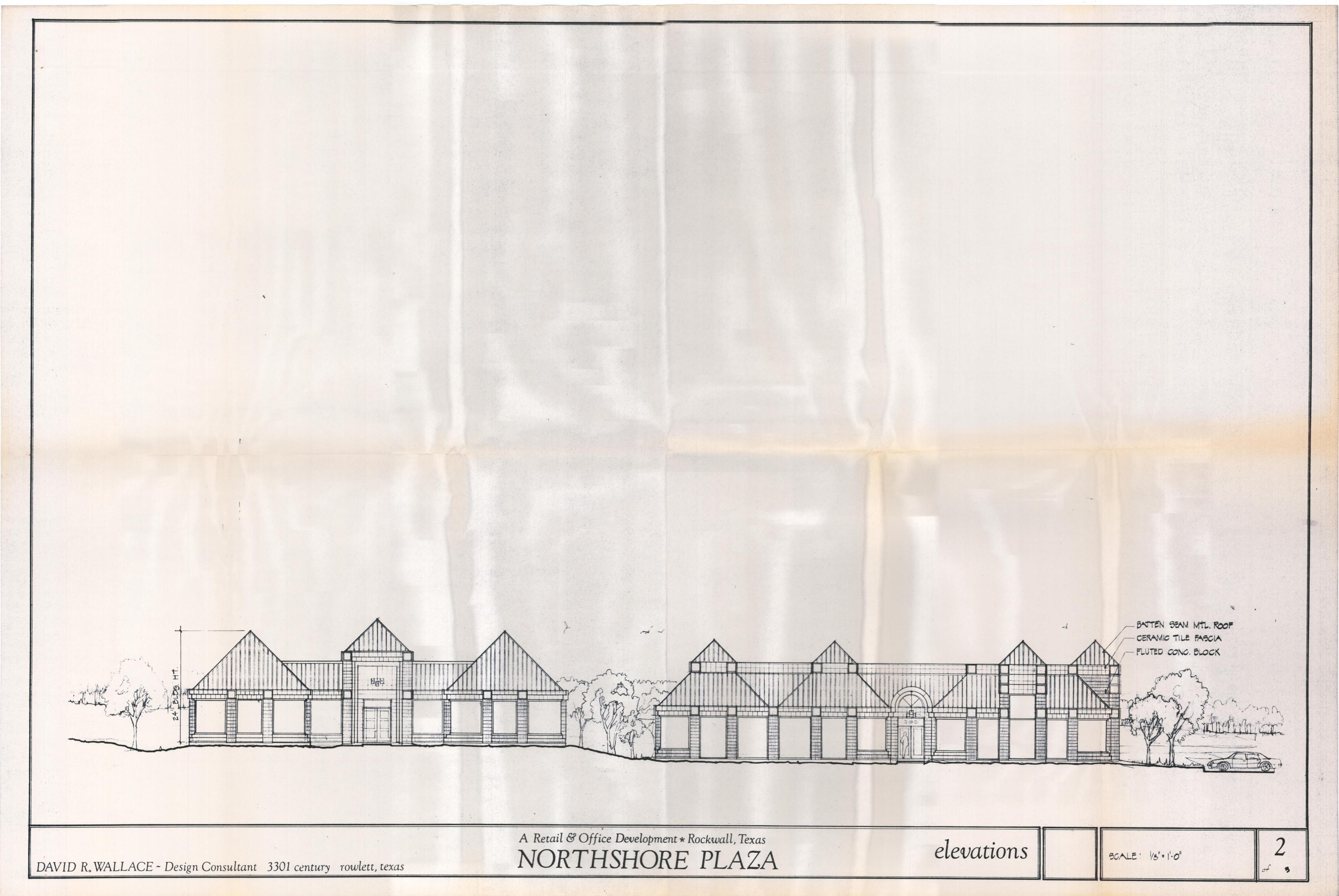
(214) 722-1111 Metro 226-7885

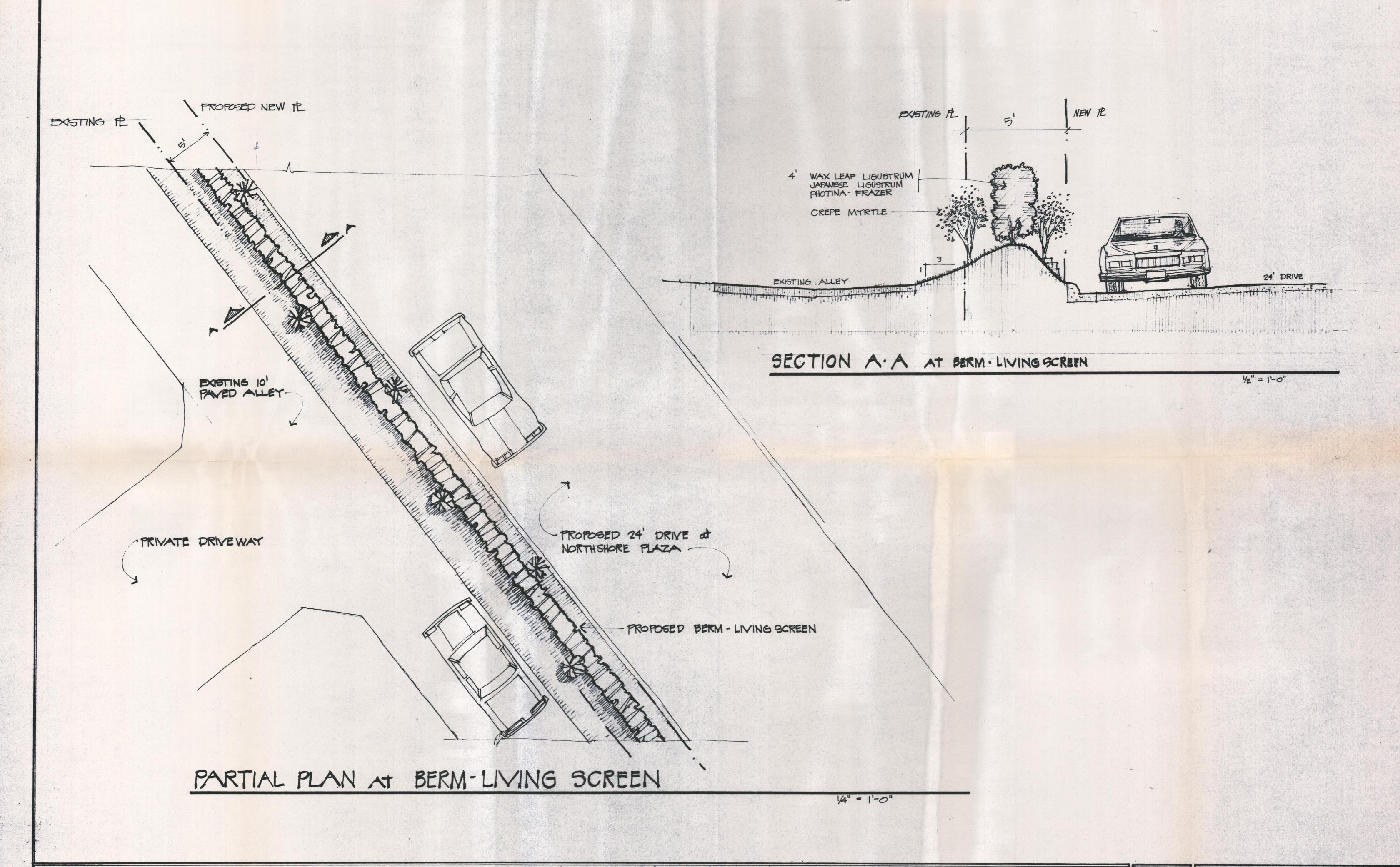
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Job Address				_Permit No	
-	Check 📮	Cash	Other 🗆		
General	Fund Revenue	01	Wase	und Revenue	02
DESCRIPTION	Acct, Code	Amount		Acct. Code	Amount
General Sales Tax	00-00-3201		RCH	00-00-3211	
Beverage Tax	00-00-3204		Blackland	00-00-3214	
Building Permit	00-00-3601		Water Tap	00-00-3311	
Fence Permit	00-00-3602		10% Fee	00-00-3311	
Electrical Permit	00-00-3604		Sewer Tap	00-00-3314	
Plumbing Permit	00-00-3607		Reconnect Fees	00-00-3318	
Mechanical Permit	00-00-3610		Water Availability	33-00-3835	
Zoning, Planning, Board of Adj.	00-00-3616	1100	Sewer Availability	34-00-3836	
Subdivision Plats	00-00-3619		Meter Deposit	00-00-2201	
Sign Permits	00-00-3628		Portable Meter Deposit	00-00-2202	
Health Permits	00-00-3631		Misc. Income	00-00-3819	
Garage Sales	00-00-3625		Extra Trash	00-00-1129	
Misc. Permits	00-00-3625		Check Charge	00-00-3819	
Misc. License	00-00-3613		NSF Check	00-00-1128	
Misc. Income	00-00-3819		ì		
Sale of Supplies	00-00-3807				
TOTAL G	ENERAL		TOTAL V	VATER /	
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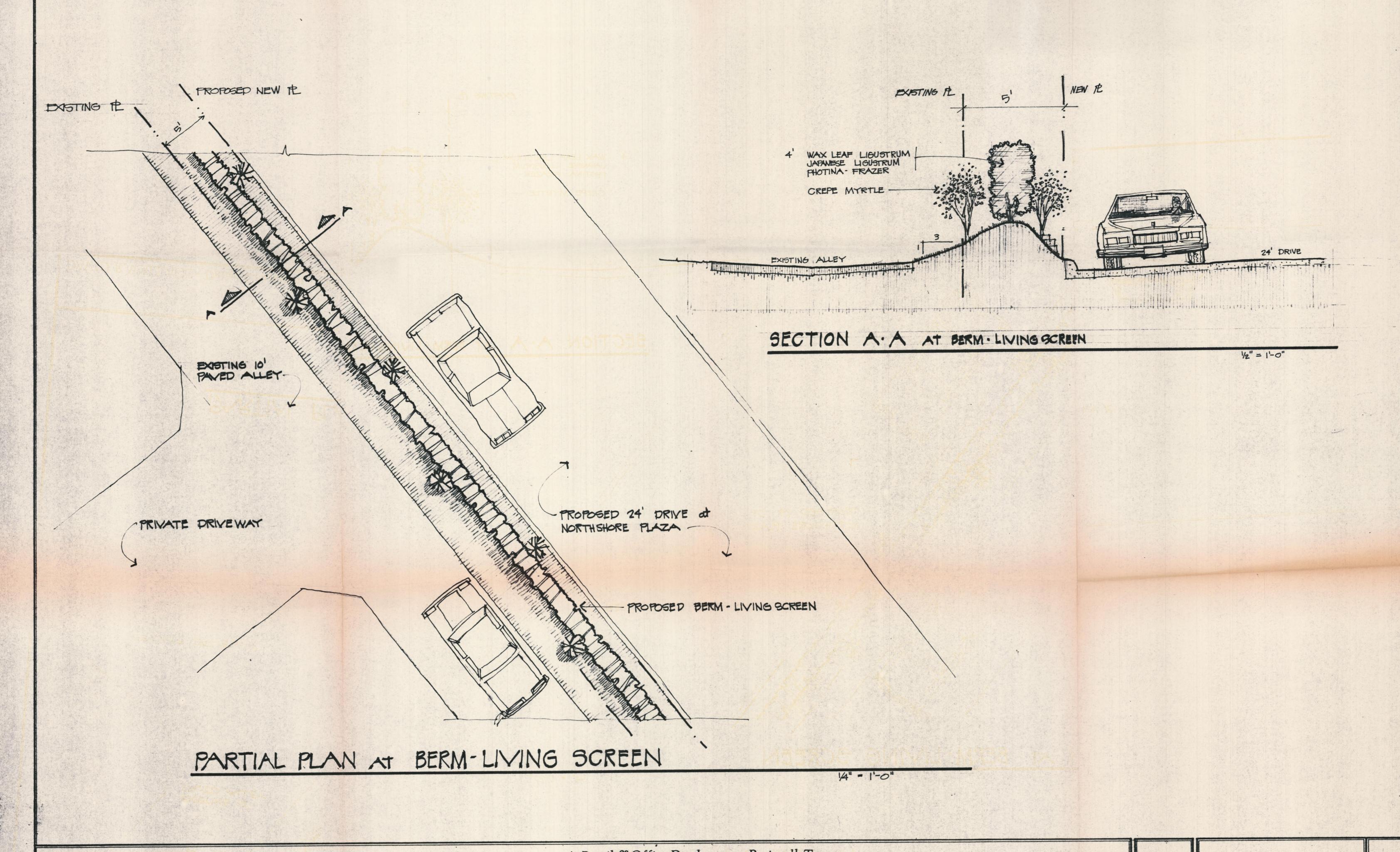




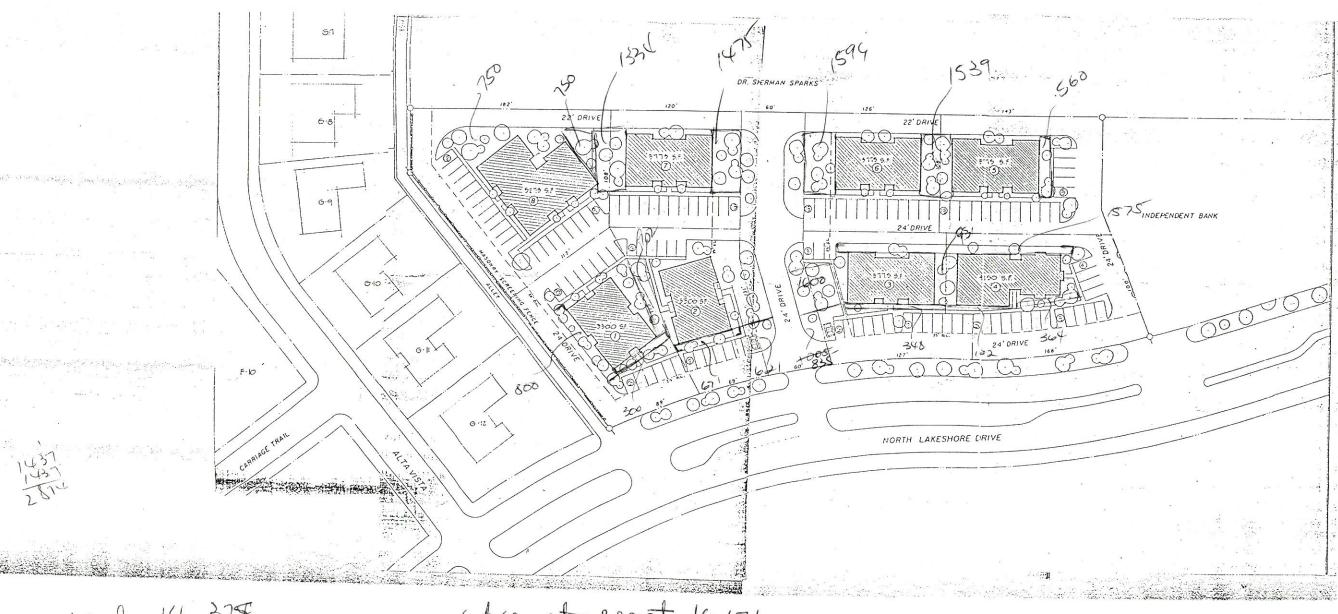








A Retail & Office Development * Rockwall, Texas
NORTHSHORE PLAZA



reed 14,375 need 2,874 infront of Blog

chas at least 3,261



CITY OF ROCKWALL

"THE NEW HORIZON"

September 10, 1986

Mr. Gene Burks 603 Wooded Trail Rockwall, Texas 75087

Dear Mr. Burks:

On September 8, 1986, the Rockwall City Council considered your request for a change in zoning from "SF-7" Single Family to "GR" General Retail on a .5296 acre tract of land located off North Lakeshore Drive and considered approval of a site plan and preliminary plat on approximately 6 acres.

In order to give further consideration to the site plan Council decided to continue the public hearing until 7:30 P.M. September 15, 1986, at the City Hall, 205 West Rusk, at which time they will consider action on your request. We recommend that you be present at this meeting.

Please feel free to call if you have any questions.

Sincerely,

Mary Nichols

Administrative Aide

Mary Nichals

MN/mmp



CITY OF ROCKWALL

"THE NEW HORIZON"

September 16, 1986

Mr. Gene Burks 603 Wooded Trail Rockwall, Texas 75087

Dear Mr. Burks:

On September 15, 1986, the Rockwall City Council voted to approve your request for a change in zoning from "SF-10" Single Family to "GR" General Retail on a .5296 acre tract of land located off North Lakeshore Drive.

On same said date, the Rockwall City Council also approved a site plan for the proposed development of Northshore Plaza with the following conditions:

- 1. A total of 12 1/2 feet from the property line must be dedicated to landscaping.
- The berm must begin not less than five feet from pavement; not less than two and one half feet from the property line.

Please submit four copies of the site plan reflecting the aforementioned requirements within twenty days.

If you have any questions, please do not hesitate to call.

Sincerely,

Mary Michals

Administrative Assistant

MN/mmp

III. Hold Public Hearing and Consider Approval of a Request from Gene Burks for a Change in Zoning from "SF-10" Single Family to "GR" General Retail on a .5296 Acre Tract of Land Located Off of North Lakeshore Drive and Approval of a Site Plan on Approximately 6 Agres

As you will recall, at the last meeting the Commission reviewed a preliminary plat on a tract of land located at the corner of SH-66 and North Lakeshore south of Alta Vista in the Northshore Subdivision. The bulk of the property is already zoned General Retail. A small corner of the property located to the rear along the northernmost property line is still zoned Single Family "SF-10". As a condition of the preliminary plat the Commission required that an application to rezone that parcel be submitted for consideration along with the site plan. The applicant has submitted a site plan consistent with the Concept Plan shown at your last meeting, and he has submitted his request for a zone change on this small parcel. The parcel as it exists is not useable for "SF-10" by itself. It is cut off from the existing residential by the alley to the north, and by itself has no street access for construction of single family dwellings. Attached you will find a copy of the location map, site plan and returned notices we have received to date.

III. B. P&Z 86-51-P - Continue Public Hearing and
Consider Approval of a Request from Gene Burks
for a Change in Zoning from "SF-10" Single
Family to "GR" General Retail on a .5296 Acre
Tract of Land Located off North Lakeshore
Drive and Approval of a Site Plan on
Approximately 6 Acres and Preliminary Plat

The Council also continued the public hearing and tabled this item until Monday night as well. The Council requested that the applicant review his site plan to look at possibly providing additional buffering along the north end of the property between the alley behind Alta Vista and the Commercial development. Mr. Burks, who plans to be at the meeting Monday night, has proposed additional setback and that is reflected on the attached plan. Mr. Burks has presented revised site information dealing with possible extension of the proposed main entrance into his property through Dr. Sparks' property as a public street and tying into the existing Kaufman Street. Attached also is a proposed route for this possible street. Mr. Burks has provided a proposed future street width of 60 ft. which would be more than adequate to provide for a street. His concern about shifting his development down much will be the effect it might have on the ultimate alignment of the extension of the street.

SeneBurks

MINUTES OF THE ROCKWALL CITY COUNCIL September 15, 1986

Mayor Leon Tuttle called the meeting to order at 7:30 P.M. with the following Councilmembers present: Nell Welborn, Ken Jones, Jean Holt, John Bullock, Bill Fox and Frank Miller.

Council first considered approval of the minutes of September 8, 1986. Welborn made a motion to approve the minutes. Holt seconded the motion. The motion was voted on and passed unanimously.

The Mayor reopened a public hearing on a request from Davenport/Smith for a change in zoning from "SF-7" Single Family to "GR" General Retail on a lot at Storrs and South Goliad (501 South Goliad.

Bullock verified with Staff that no additional homeowner responses had been received since the previous meeting. Fox pointed out that two out of five homeowners were opposed. There being no one present who wished to be heard on this matter, Tuttle closed the public hearing. Welborn stated that due to lack of response from adjacent homeowners, she felt that the homeowners realized that General Retail would be the direction property fronting on Goliad was ultimately going and made a motion to approve the request. Dr. Miller seconded the motion. Holt added that homeowners she had spoken with agreed that General Retail was probably the ultimate use of the property in that vicinity. Miller pointed out the invalidity of the two objections received. The motion was voted on and passed unanimously.

Holt and Miller stated that they would abstain from participating in the next item due to a conflict of interest and both members left the room. Council then continued a public hearing on a request from Gene Burks for a change in zoning from "SF-10" Single Family to "GR" General Retail on a .5296 acre tract of land located off North Lakeshore Drive and approval of a site plan on approximately 6 acres and preliminary plat.

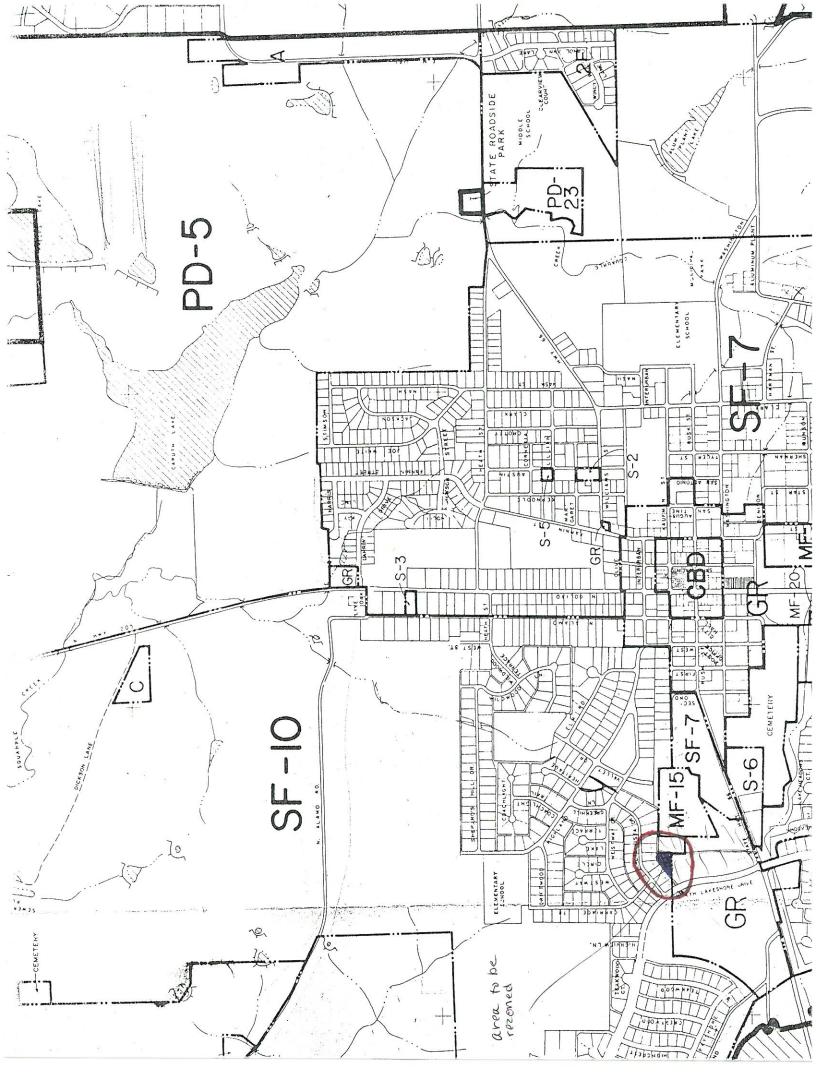
Van Hall, Consulting Engineer for the applicant, addressed previous questions Council had raised regarding the site plan and introduced David Wallace, project designer. Wallace explained the proposed buffer, maintenance plans, and stated that the project was allowing for a ten foot buffer zone. Fox confirmed with Wallace that the proposed berm would start at the property line, two and one half feet from the pavement. Fox then addressed the previous proposition which was to build a brick wall five feet from the pavement. He added that the

berm was recommended by the Planning and Zoning Commission as opposed to the wall because of the smaller risk involved for a motorist who might back into the berm. discussed with Wallace and Burks at what distance from the pavement the berm should begin and what distance would be in the best interest of the adjacent homeowners. Jones stated agreement with Fox that two and one half feet more should be dedicated, making the berm begin five feet from the pavement. Bill Eisen, City Manager, clarified that the property did not necessarily have to be dedicated; an additional two and one half foot setback requirement would be of equal effect. Welborn clarified the slope of the berm and commended his choice of foliage. She then questioned the mixture of Office and General Retail, the location of the sewer line and the amount of control there would be over the landscaping if the property was sold. Wallace indicated retail would probably be in the front of the property and explained his intentions for the construction of the berm. Hall stated that the sewer line would be relocated. There being no one else wishing to speak, Tuttle closed the public hearing. Fox made a motion to approve the rezoning. Bullock seconded the The motion was voted on and passed unanimously. motion. Fox then made a motion to approve the site plan with the condition that an additional two and one half feet be allowed from the property line to the beginning of the berm and that the berm retain the maximum height. seconded the motion. Welborn made a motion to amend Fox's motion to add that a total of twelve and one half feet be allocated for landscaping, that it be irrigated, and that the berm begin no less than five feet from the pavement. Jones seconded the motion to amend. The motion to amend was voted on and passed unanimously. The amended main motion was then voted on and passed unanimously. At this time Holt and Miller returned to the room.

Eisen then addressed Council and gave a brief report regarding the completion of the downtown parking lot and the upcoming meeting of the Public Utility Commission where he anticipated a decision on Rockwall's EAS case.

Council then considered recommendations by the Sign Review Committee for revisions of the Sign Ordinance. Eloise Cullum addressed Council to explain the careful consideration given to both homeowners and businessmen's interests during the Committee's evaluation. Welborn made a motion to table the review in order that Council members given time to review the recommendations thoroughly. Miller seconded the motion. The motion was voted on and passed, with all members voting in favor except Bullock who was opposed. Eisen explained to Council that the Committee's recommendations would not change the current requirement that billboards may only be located in a Light Industrial zoning category. Cullum added that each

The Planning and Zoning Commission will	hold a public hearing at 7:30
o'clock P.M. on the 19th day o	fAugust, 1986in
the Rockwall City Hall, 205 West Rusk S	treet, Rockwall, Texas, at the re-
quest of Gene Burks	
for a change in zoning from "SF-10"	" Single Family to "GR" General
Retail on the following descri	•
See attached propand location map	perty description
* ₁ .	
As an interested property owner, it is ing or notify the Commission of your feturning the form below. In replying, p	eling in regard to the matter by re-
The following form may be filled out and Zoning Commission, 205 West Rusk Street	d mailed to the City Planning and , Rockwall, Texas 75087.
Case NO. P&Z 86-53-Z	
I am in favor of the request for the rea	asons listed below
I am opposed the request for the reasons	s listed below
1.	
2.	
3.	
	gnature
Add	dress
Check one item PLEASE and return the not	tice to this office IMMEDIATELY.
	ank you, ty of Rockwall



Gene Burks

3 regarded some lope of the sort of the so

PR. Sherman Sparks 224 Alta Visa Rockwall Richard Petersen, JR. 216 Alta Vista Rockwall

First Texas Savings Attn: Bill Corbin P.O. Box 4248 Dallas, 75208 Leslie E. Hornath 218 Alta Vista Rockwall

Vonny G. 4 Sharyn Grace 204 Alta Vista Rockwall Logan M. Gray 207 Alta Vista Rockwall

Bobby J. Carroll 206 Alta Vista Rockwall John E. Lewis 209 Alta Vista Rochwall

Robert Leland Miller Phattie L. Mays 208 Alta Vista Rockwall Gary L. Little 211 Alta Vista Rockwall

Mathie L. Mays 210 Alta Vista Rockwall Gale R. Jones 213 Alta Vista Rockwall

Orlando E. Oliver 212 Alta Vista Rockwall L.P. Mac Farland 215 Alta Vista Rockwall

Russell Phelps 214 Alta Vista Rodlwad Wade K. Brown 217 Alta Vista Rockevan Gene Burks

Terry Dale Harp 301 Carriage TR. Rockwall

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Retail on the following described tract:
See attached property description and location map.
As an interested property owner, it is important that you attend this hearing or notify the Commission of your feeling in regard to the matter by returning the form below. In replying, please refer to Case No. P&Z 86-53-Z City of Rockwall, Texas
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Case NO. P&Z 86-53-Z
I am in favor of the request for the reasons listed below
I am opposed the request for the reasons listed below.
1. Will reduce groperty value of adjacent residential groperties
1. Will reduce property value of adjacent residential properties 2. Will lower quality of life for neighborhood 3. Retail businesses in the area, particularly those backing up to the alley will mean additional trash, filth, rodents, etc. There should be a buffer between, residential and retail areas. I recommend signature Sto Carrole that the property be left as is. Address 206 Alta Vista
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I am in favor of the request for the reasons listed below.
I am opposed the request for the reasons listed below.
1. The adjaces preparty of A Zonod
2.
Signature Mounten grands Address 224 Atta VSTA t
Check one item PELSE And Peturn the notice to this office IMMEDIATELY. Thank you, City of Rockwall

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Case NO. P&Z 86-53-Z
I am in favor of the request for the reasons listed below.
I am opposed the request for the reasons listed below.
1. Too Close To WonThstore Residential Mrea,
2. This is within 200 yds. of my House No Businesses
3. I Thought my property was protected by codes and restrictions
700111
Signature Wale K Heoun
Address 217 alta Vista, Rochardo
Check one item PLEASE and return the notice to this office IMMEDIATELY.
Thank you, City of Rockwall

PLANNING AND ZONING ACTION SHEET

Applicant Sule Bules	Case No
Property Description 33 acres	
Case Subject Matter Purpose Staces.	St-10 to GR of
Site plan 3.3 acres	
3 7 J. J. W.	
CASE ACTION	
	Disapproved Tabled
Date to P&Z 8/19/84	4 4 4 7 4 4
Conditions approved w @ seed rest. Sild	W Sinal plad for oppound D
5 of be dedicated soralley 3 celevateurs be	e approved as submitted except
actual Sacade inaterials, @ Site plan be a	
MF Sale	
Date to City Council 9/8/86	
Conditions	
Ordinance no.	Date
ITEMS IN FILE	
Zoning Cases	Plat/Site Plan Cases
Application	✓ Application
Site Plan	V Filing Fee
Filing Fee	Plat/Plan
Notice to Paper	NA Engineer's Review
Notice to Residents	Consultant's Review
List of Residents Notified	Agenda Notes P
Residents' Responses	Minutes
DA Consultant's Review	Correspondence
Agenda Notes	County File Number
Minutes	7
Ordinance	
Correspondence	con C
	John Stranger