submitted.

(6/87)

CITY OF ROCKWALL 205 West Rusk Rockwall, Texas

APPLICATION FOR CONDITIONAL USE PERMIT and Zoning

	Case No. 91-15- CUP Date Submitted 4/27/92
	Filing Fee \$ <u>115.00</u>
	Applicant PATSY ANDERTON
	Address ROUTE 2 BOX 121E Phone No. 214-424-4023
	ROYCE CITY, TEXAS 75189
	Owner X Tenant Prospective Purchaser 1
	Legal description of property for which Conditional Use. Permit is requested (if additional space is needed, the description may be typed legibly on a separate sheet and attached hereto:) FOR LEGAL DESCRIPTION PLEASE SEE ATTACHED PLANS
	I hereby request that a Conditional Use Permit be issued for the above described property for: HIGHWAY COMMERCIAL AND COMMERCIAL AMUSEMENT
	and the zoning be changed from Ag to highway commercial and commercial amusement
line-	The current zoning on this property is Ag There are not deed restrictions pertaining to the intended use of this property.
	I have attached hereto as Exhibit A a plat showing the property which is the subject of this requested Conditional Use Permit and have read the following note concerning the importance of my submitting to the City a sufficient legal description.
	¹ If the applicant is someone other than the owner, written acknowledgement by the owner of the request must also be

The legal description is used to publish the notice of the required hearing and in the preparation of the final ordinance granting the Conditional Use Permit. 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.

SITE PLAN APPLICATION

	Date_APRIL 27, 1992
NAME OF PROPOSED DEVELOPMENT ANDERTON	
NAME OF PROPERTY OWNER/DEVELOPER PATS	Y ANDERTON
ADDRESS Rt. 2 Box 121E ROYCE CITY, T	EXAS PHONE 214-424-4023
NAME OF LAND PLANNER/ENGINEER PAUL R	HEA
ADDRESS 2653 MARIPOSA CIRCLE PLA	NO, TEXASPHONE 424-2626
TOTAL ACREAGE 28.3627	CURRENT ZONING AG
NUMBER OF LOTS/UNITS 2 LOTS SIGNED_	Patsy anderton
site plan. In addition, other in	hat may be required as a part of the formation may be required if it is a specific development proposal. All n a scaled drawing generally not
Provided or Shown Not On Site Plan Applicable	
	1. Total lot or site area - if the site is part of a larger tract in-clude a key map showing entire tract and location of site being planned
X	2. Location, dimensions, and size of all existing and planned structures on the subject property and approximate locations of structures on adjoining property within 100 ft.
X	3. <u>Location</u> and <u>type</u> of landscaping, lighting, fencing and/or screening of yards and setback areas
	4. <u>Calculation</u> of landscaped area provided
x	5. <u>Location</u> and <u>dimensions</u> of ingress and egress

X	6. <u>Location</u> , <u>number</u> and <u>dimensions</u> of off-street parking and loading facilities
<u> </u>	 7. Height of all structures
X	 8. Proposed uses of all structures
X	9. <u>Location</u> and types of all signs, including lighting and heights
X X	 10. Elevation drawings citing proposed exterior finish materials and proposed structural materials
	 11. <u>Location</u> and <u>screening</u> of trash facilities
	12. <u>Location</u> of nearest fire hydrant within 500 ft.
X	 13. Street names on proposed streets
	14. The following additional information:

If the site plan is required as a preliminary or development plan under a Planned Development Zoning Classification, the attached applicable items specified for preliminary plans or development plans must be included.

Page 3 of 3

Taken by	File No
Date	
Fee	



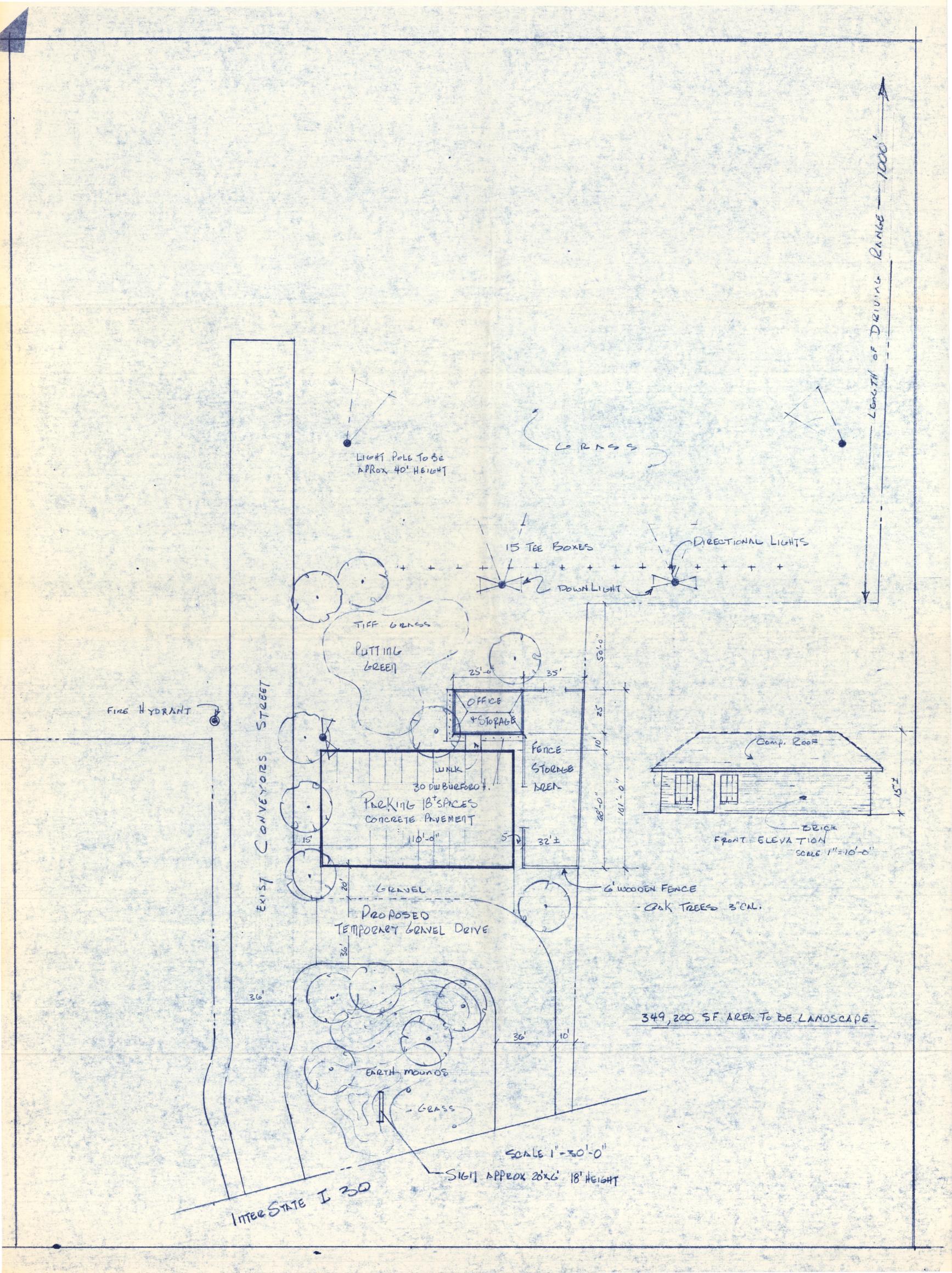
"THE NEW HORIZON"

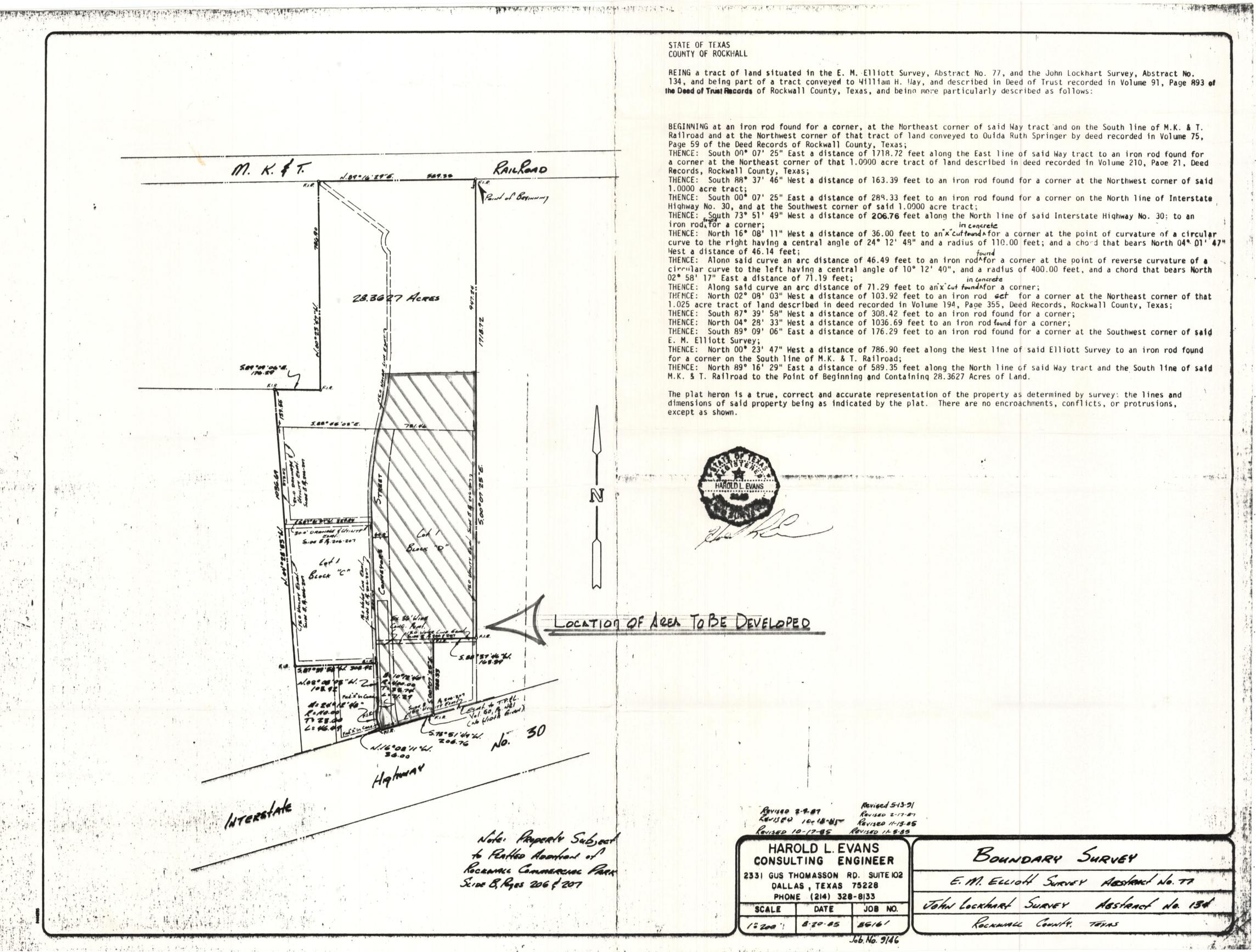
Rockwall, Texas 75087-3628

(214) 771-7700

Cash Receipt

Name A -	1 1	Inasc	Company	Date <u></u>
Mailing Address			' +	
Job Address			Pern	nit No
	Check	C	ash ☐ Oth	er 🗆
DESCRIPTION	Acct. Code	Amount	DESCRIPTION	Acct. Cod
Building Permit	01-3601		Water Tap	02-3311
Fence Permit	01-3602		10% Fee	02-3311
Electrical Permit	01-3604		Sewer Tap	02-3314
Plumbing Permit	01-3607		Water Availability	06-3835
Mechanical Permit	01-3610		Sewer Availability	07-3836
Municipal Pool	01-3402		Meter Deposit	02-2201
Zoning, Planning, B.O.A.	01-3411	22506	Portable Meter Deposit	02-2311
Subdivision Plats	01-3412		Misc. Income	02-3819
Sign Permits	01-3628		NSF Check	02-1128
Health Permits	01-3631		Meter Rent	02-3406
Misc. Permits	01-3625		Marina Lease	08-3810
Misc. Income	01-3819		Cemetery Receipts	10-3830
Sale of Supplies	01-3807		PID	13-3828
Recreation Fees	01-3401		Street	14-3828
			Assessment-Ph#2	14-3830
			Hotel/Motel Tax	15-3206
TOTAL OF C	OLUMN		TOTAL OF COLU	JMN
тс	TAL DUE	225.	Receive	ed by





PATSY ANDERTON
ROUTE 2 BOX 121E
ROYCE CITY, TEXAS 75189

APRIL 27,1992

CITY COUNCIL

Dear Sirs:

Upon the City councils approval for our development plans, we would like 18 months in order to permanently asphalt our parking lot and driveway. This additional parking area will temporarily be rock as is shown on the plans.

Thank you,

PATSY ANDERTON



CITY OF ROCKWALL

"THE NEW HORIZON"

May 20, 1992

Mr. Doyle Anderton Ms. Patsy Anderton Route 2 Box 121E Royse City, TX 75189

Dear Mr. and Ms. Anderton:

On Monday, May 18, 1992 the Rockwall City Council approved your request for a change in zoning from Agriculture to Highway Commercial and for a Conditional Use Permit for a commercial amusement and for a conditional use permit for a retail grass sales business utilizing outside storage with a temporary waiver to the parking lot requirements on a tract of land located on I-30 with the following conditions as recommended by the Planning and Zoning Commission:

- 1. That a temporary gravel drive be permitted for a period of 18 months.
- That the drive be reduced to 30 feet and that 20 foot radiuses be used at the street 2. intersections.
- 3. That the site plan be amended to reflect the entrance into the parking area.

Final approval of the ordinances will be heard at the next City Council meeting which will be June 1, 1992 at 7:00 in the City Council Chambers. Prior to staring construction you will need to submit your grading and development plan to the Inspection Department for permit issuance.

If you have any questions please don't hesitate to call.

Sincerely,

Assistant City Manager

hcc

CITY OF ROCKWALL Planning and Zoning Agenda

Agenda Date:

May 14, 1992

Agenda No: III. G.

Agenda Item:

<u>P&Z 92-15-CUP/Z</u> - Hold Public Hearing and Consider Approval of a Request from Dolye Anderton for a Change in Zoning form "A" Agricultural to "Hwy C" Highway Commercial and a CUP for a Commercial Amusement and a CUP for Retail Grass Sales Business utilizing OUtside Storage on a Tract of land Located

on I-30

Item Generated By:

Applicant, Doyle Anderton

Action Needed:

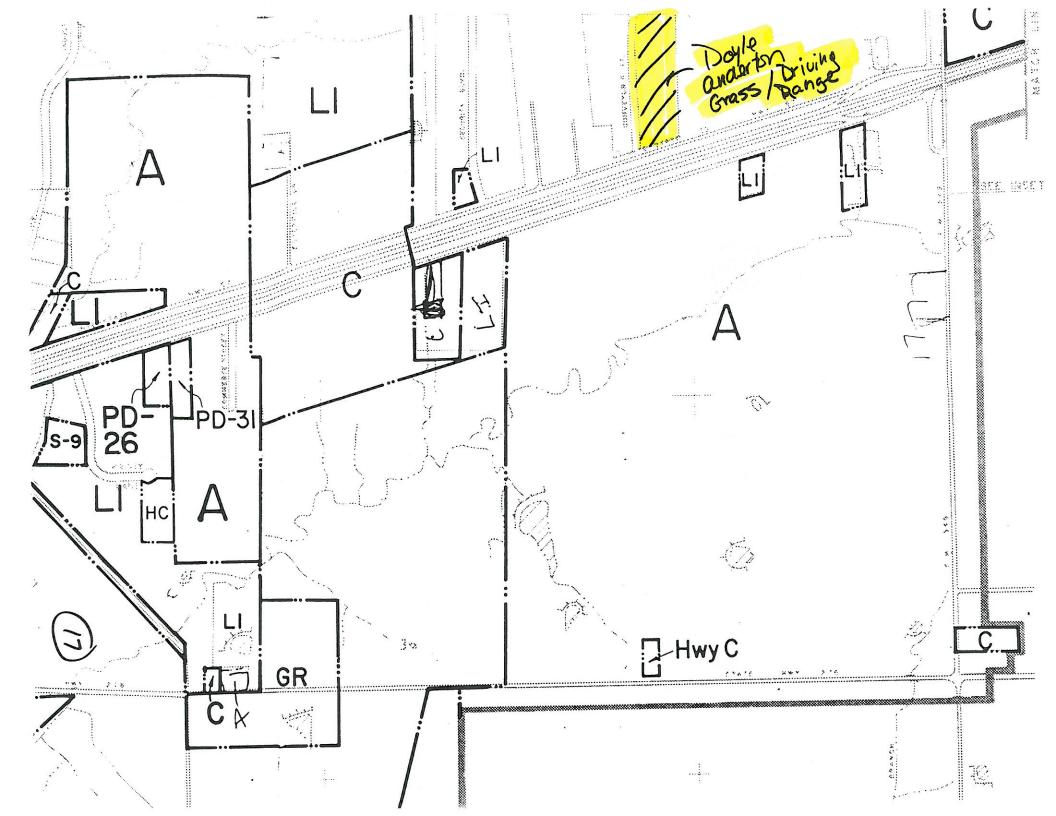
Hold public hearing and take any necessary action.

Background Information:

We have received a request for a change in zoning on this tract of land on I-30. The property was annexed by the City in 1986 and was brought in as Agricultural. The land is undeveloped and is across the street from the Cullins window plant. Mr. Anderton wants to build a permanent driving range and also use the site as a retail grass sales area. A copy of the site plan is attached. We will have recommended conditions for the Commission's consideration at the meeting. The proposed zoning is in conformance with the Highway Commercial district.

Attachments:

- 1. Location Map
- 2. Site Plan



addressed the Commission and was available to answer questions. Welborn closed the public hearing. Wilson made a motion to recommend approval of the request for a change in zoning from "A" Agriculture to "HwyC" Highway Commercial and to permit 18 months to permanent asphalt or concrete the driveway, and to reduce the drive from a 30 foot radius to that of 20 foot radiuses to be used at the street intersections, and a conditional use permit for a commercial amusement for a driving range and for retail grass sales utilizing outside storage. Greenwalt seconded the motion. Welborn recommended an amendment to the motion to permit 18 months for construction of the driveway and parking lot. Greenwalt seconded the amendment and

recommended that the entrance to the parking area be centered and better identified on the site plan. The amendment was voted on and carried unanimously. The motion as amended was voted on and passed unanimously.

CITY OF ROCKWALL City Council Agenda

Agenda Date:

May 18, 1992

Agenda No: VI. G.

Agenda Item:

P&Z 92-15-CUP/Z - Hold Public Hearing and Consider Approval of an Ordinance Granting a Request from Dolye Anderton for a Change in Zoning from "A" Agricultural to "Hwy C" Highway Commercial and a CUP for a Commercial Amusement and a CUP for Retail Grass Sales Business Utilizing Outside Storage With a Temporary Waiver to the Parking Lot Requirements on a Tract of Land

Located on I-30 (1st Reading)

Item Generated By:

Applicant, Doyle Anderton

Action Needed:

Hold public hearing and take any necessary action.

Background Information:

The Commission has recommended approval of the request with the following conditions:

- 1. That the request for a temporary gravel drive be permitted for a period of 18 months.
- 2. That the drive be reduced to 30 feet and that 20 foot radiuses be used at the street intersections.
- 3. That the entrance into the parking lot be better identified on the site plan.

Mr. Anderton will revise his plans as requested by the Commission and will have them available Monday for your review. A copy of the ordinances are attached.

Attachments:

1. Ordinances

CITY OF ROCKWALL City Council Agenda

Agenda Date: May 18, 1992 Agenda No: VI. G.

Agenda Item: P&Z 92-15-CUP/Z - Hold Public Hearing and Consider Approval of an

Ordinance Granting a Request from Dolye Anderton for a Change in Zoning from "A" Agricultural to "Hwy C" Highway Commercial and a CUP for a Commercial Amusement and a CUP for Retail Grass Sales Business Utilizing Outside Storage With a Temporary Waiver to the Parking Lot Requirements on a Tract of Land

Located on I-30 (1st Reading)

<u>Item Generated By:</u> Applicant, Doyle Anderton

Action Needed: Hold public hearing and take any necessary action.

Background Information:

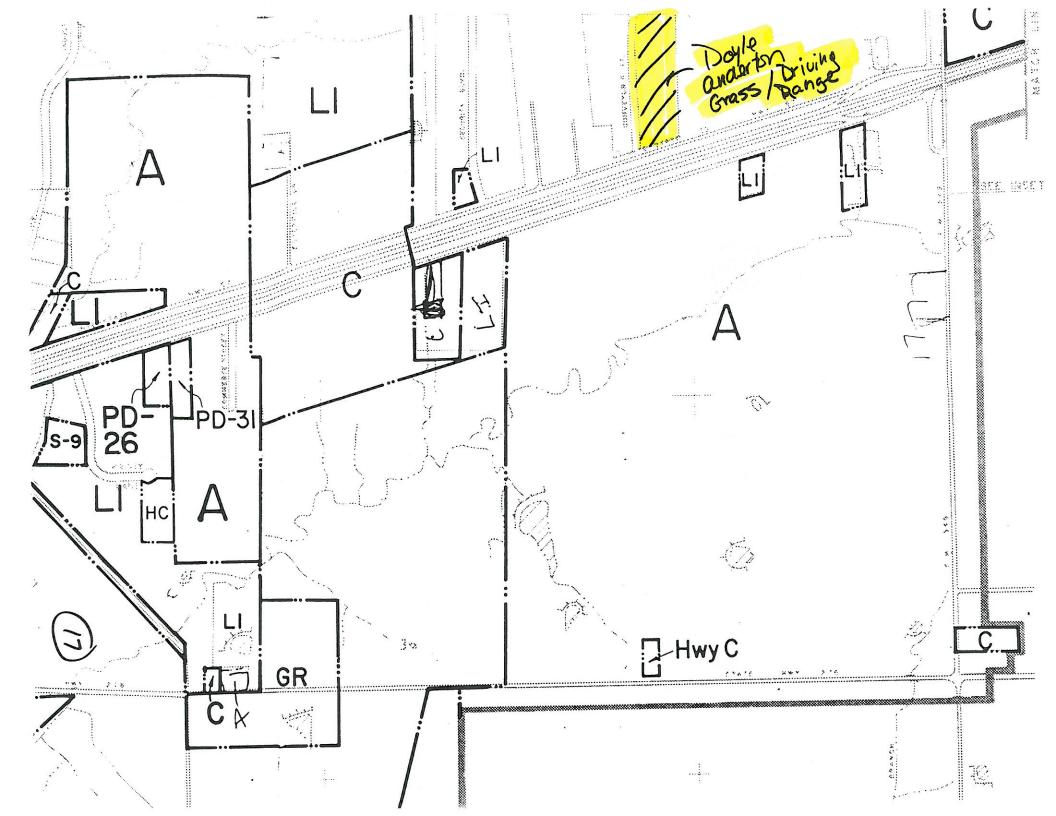
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He has also requested a temporary waiver to the parking lot paving requirements. He would like 18 months to bring the parking lot up to standards. He proposes to use gravel during the 18 month interval.

The Commission is considering this item at their meeting on Thursday night. We will forward their recommendation to you on Friday.

Attachments:

- 1. Location Map
- 2. Site Plan





CITY OF ROCKWALL

"THE NEW HORIZON"

PUBLIC NOTICE

The Rockwall Planning and Zoning Commission will hold a public hearing on Thursday, May 14, 1992 at 7:00 P.M. in City Hall, 205 W. Rusk, and the Rockwall City Council will hold a public hearing on Monday, May 18, 1992 at 7:00 p.m. in City Hall, 205 W. Rusk, Rockwall, Texas to consider approval of a request from Doyle Anderton for a change in zoning from "A" Agriculture zoning classification to "Hwy C" Highway Commercial zoning classification, and a conditional use permit for a Commercial Amusement for a driving range and a conditional use permit for a retail grass sales business utilizing outside storage on a tract of land described on the reverse side of this notice. As an interested property owner, you are invited to attend this meeting or make your feelings known in writing by returning the form below:

Case No. _PZ 92-15-Z

I am in favor of the request for the reasons listed below _____

I am opposed to the request for the reasons listed below _____

1.
2.
3.

Signature_____
Address

REING a tract of land situated in the E. M. Elliott Survey, Abstract No. 77, and the John Lockhart Survey, Abstract No. 134, and being part of a tract conveyed to William H. Hay, and described in Deed of Trust recorded in Volume 91, Page 893 of the Deed of Trust Records of Rockwall County, Texas, and being more particularly described as follows:

BEGINNING at an iron rod found for a corner, at the Northeast corner of said Way tract and on the South line of M.K. & T. Railroad and at the Northwest corner of that tract of land conveyed to Ouida Ruth Springer by deed recorded in Volume 75, Page 59 of the Deed Records of Rockwall County, Texas;

THENCE: South 00° 07' 25" East a distance of 1718.72 feet along the East line of said Way tract to an iron rod found for a corner at the Northeast corner of that 1.0000 acre tract of land described in deed recorded in Volume 210, Page 21, Deed Records, Rockwall County, Texas;

THENCE: South 88° 37' 46" Nest a distance of 163.39 feet to an iron rod found for a corner at the Northwest corner of said 1.0000 acre tract;

THENCE: South 00° 07' 25" East a distance of 289.33 feet to an iron rod found for a corner on the North line of Interstate

Highway No. 30, and at the Southwest corner of said 1.0900 acre tract;
THENCE: _South 73° 51' 49" West a distance of 206.76 feet along the North line of said Interstate Highway No. 30: to an

iron rod for a corner;
THENCE: North 16° 08' 11" West a distance of 36.00 feet to an x cuffound for a corner at the point of curvature of a circular

curve to the right having a central angle of 24° 12' 48" and a radius of 110.00 feet; and a chord that bears North 04° 01' 47"

Nest a distance of 46.14 feet;

THENCE: Along said curve an arc distance of 46.49 feet to an iron rod^for a corner at the point of reverse curvature of a

THENCE: Along said curve an arc distance of 46.49 feet to an iron roomer at the point of reverse curvature of a circular curve to the left having a central angle of 10° 12' 40", and a radius of 400.00 feet, and a chord that bears North 02° 58' 17" East a distance of 71.19 feet;

THENCE: Along said curve an arc distance of 71.29 feet to anx cut found Afor a corner;

THENCE: North 02° 08' 03" West a distance of 103.92 feet to an iron rod set for a corner at the Northeast corner of that 1.025 acre tract of land described in deed recorded in Volume 194, Page 355, Deed Records, Rockwall County, Texas;

THENCE: South 87° 39' 58" West a distance of 308.42 feet to an iron rod found for a corner;

THENCE: North 04° 28' 33" West a distance of 1036.69 feet to an iron rod found for a corner;

THENCE: South 89° 09' 06" East a distance of 176.29 feet to an iron rod found for a corner at the Southwest corner of said E. M. Elliott Survey;

THENCE: North 00° 23' 47" West a distance of 786.90 feet along the West line of said Elliott Survey to an iron rod found for a corner on the South line of M.K. & T. Railroad;

THENCE: North 89° 16' 29" East a distance of 589.35 feet along the North line of said Way tract and the South line of said M.K. & T. Railroad to the Point of Beginning and Containing 28.3627 Acres of Land.

The plat heron is a true, correct and accurate representation of the property as determined by survey: the lines and dimensions of said property being as indicated by the plat. There are no encroachments, conflicts, or protrusions, except as shown.

Notices for Doyle Anderton

Great Western Development Co. c/o Joseph Hill 6363 Woodway, Suite 800 Houston, TX 77057

Richard Cullins P. O. Box 967 Rockwall, Texas 75087

Herbert Liles 7054 Wakefield Dallas, TX 75231

Ovida Springer 2180 Airport Rd. Rockwall, Texas 75087

William Way Rt. 4, Box 105A Rockwall, Texas 75087



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Case No. PZ 92-15-Z

I am in favor of the request for the reasons listed below

I am opposed to the request for the reasons listed below

1. Improve the acrea.

2. Top revenue

3. More for our youth to do in kockwall.

Signature WHW9

Address 540 Buffslowy

Heath

REING a tract of land situated in the E. M. Elliott Survey, Abstract No. 77, and the John Lockhart Survey, Abstract No. 134, and being part of a tract conveyed to Hilliam H. Hay, and described in Deed of Trust recorded in Volume 91, Page 893 of the Deed of Trust Records of Rockwall County, Texas, and being more particularly described as follows:

BEGINNING at an iron rod found for a corner, at the Northeast corner of said Hay tract and on the South line of M.K. & T. Railroad and at the Northwest corner of that tract of land conveyed to Ouida Ruth Springer by deed recorded in Volume 75, Page 59 of the Deed Records of Rockwall County, Texas; THENCE: South 00° 07' 25" East a distance of 1718.72 feet along the East line of said Way tract to an iron rod found for a corner at the Northeast corner of that 1.0000 acre tract of land described in deed recorded in Volume 210, Page 21, Deed

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THENCE: South 00° 07' 25" East a distance of 289.33 feet to an iron rod found for a corner on the North line of Interstate Highway No. 30, and at the Southwest corner of said 1.0000 acre tract;

THENCE: _South 73° 51' 49" West a distance of 206.76 feet along the North line of said Interstate Highway No. 30: to an in concrete

THENCE: North 16° 08' 11" West a distance of 36.00 feet to an"x"cuttound for a corner at the point of curvature of a circular iron rodator a corner; curve to the right having a central angle of 24° 12' 48" and a radius of 110.00 feet; and a chord that bears North 04° 01' 47"

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THENCE: North 00° 23' 47" Hest a distance of 786.90 feet along the West line of said Elliott Survey to an iron rod found

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The plat heron is a true, correct and accurate representation of the property as determined by survey: the lines and dimensions of said property being as indicated by the plat. There are no encroachments, conflicts, or protrusions, except as shown.

6. A request from Doyle Anderton, for a change in zoning from Public Agriculture zoning to "Hwy C", 3 contin Highway Commercial classification and a conditional use permit Page for a Commercial Amusement wall (for a driving range and a conditional use permit for a retail THE grass sales business utilizing

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corne

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along tract

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outside storage on a tract of land

and described in Deed of Trust Rockwall County, Texas, and

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M.K.