AN ORDINANCE 2016-11-10-0884

AMENDING THE LAND USE PLAN CONTAINED IN THE HERITAGE SOUTH SECTOR PLAN, A COMPONENT OF THE COMPREHENSIVE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF APPROXIMATELY 235.98 ACRES OF LAND LOCATED AT MULTIPLE ADDRESSES WITHIN THE SOUTH SAN ANTONIO VOLUNTARY ANNEXATION AREA, IN BEXAR COUNTY, TEXAS FROM SUBURBAN TIER AND AGROBUSINESS/RIMSE TIER TO CIVIC CENTER, COUNTRY TIER, AND RURAL ESTATE TIER.

WHEREAS, the Heritage South Sector Plan was adopted on September 16, 2010 by City Council as a component of the City’s Comprehensive Master Plan adopted May 29, 1997; and

WHEREAS, the San Antonio City Code Chapter 35 and Section 213.003 of the TEXAS LOCAL GOVERNMENT CODE requires consistency between zoning and the Comprehensive Master Plan and allows amendment of the Comprehensive Master Plan following a public hearing and review by the Planning Commission; and

WHEREAS, a public hearing was held on October 26, 2016 by the Planning Commission allowing all interested citizens to be heard; and

WHEREAS, the San Antonio City Council has considered the effect of this amendment to the Comprehensive Master Plan of the City and has determined that it conforms to the approval criteria set forth in the Unified Development Code §35-420, Comprehensive, Neighborhood, Community, and Perimeter Plans; NOW THEREFORE;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The Heritage South Sector Plan, a component of the Comprehensive Master Plan of the City, is hereby amended by changing the use of approximately 235.98 acres of land located, at multiple addresses within the South San Antonio Voluntary Annexation Area, in Bexar County, Texas from Suburban Tier and Agribusiness/Rimse Tier to Civic Center, Country Tier, and Rural Estate Tier more specifically described in Attachment “A”, attached hereto, made a part of and incorporated herein for all purposes.

SECTION 2. This ordinance shall take effect December 31, 2016.

PASSED AND APPROVED on this 10th day of November, 2016.

MAYOR
Ivy R. Taylor

ATTEST:
Lencia M. Vacek, City Clerk

APPROVED AS TO FORM:
City Attorney
**Agenda Item:** 4F (in consent vote: 4A, 4B, 4C, 4D, 4E, 4F, 4G)

**Date:** 11/10/2016

**Time:** 12:01:17 PM

**Vote Type:** Motion to Approve

**Description:** PLAN AMENDMENT #16076 (Council Districts 3 and 4): An Ordinance amending the Heritage South Sector Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use of approximately 235.98 acres of land, located at 10954 Espada Road, 10952 Espada Road, 4415 Mickey Road, and 204.2 acres of land on the East side of Somerset Road between Watson Road and Loop I-410 from "Suburban Tier" and "Agribusiness/RIMSE Tier" to "Civic Center", "Country Tier", and "Rural Estate Tier". Staff and Planning Commission recommend Approval. (Associated Zoning Case Z2016259) [Erik Walsh, Deputy City Manager; Roderick Sanchez, Director, Development Services]

**Result:** Passed

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City of San Antonio
South San Antonio Voluntary Annexation Plan Amendments
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Total Acreage: 235.98
DESCRIPTION OF 204.203 ACRE TRACT

Being a 204.203 acre tract being out of a 306.391 acre tract out of the Jose Angel NAVARRO Survey No. 5, Abstract No. 12, C.B. 4295, San Antonio, Bexar County Texas, as recorded in Volume 14039, Page 146, Official Public Records and out of a 0.4068 acre tract as recorded in Volume 14738, Page 342, Official Public Records and being out of the F. R. Hernandez Survey No. 6, Abstract No. 6, County Block 4301, San Antonio, Bexar County Texas, said 204.203 acre tract being more particularly described as Tract 1 containing 198.981 acres, Tract 2 containing 4.374 acres and Tract 3 containing 0.848 acres and being more particularly described by metes and bounds as follows:

SURVEYOR NOTE:

All bearings are based on the Texas State Plane Coordinate System, South Central Zone N.A.D. 83, as referenced by the USGS monument “LOCKHILL 2” having a coordinate value N = 13,750,260.07, E = 2,099,440.89.

TRACT 1

Being a 198.981 acre tract out of a 306.391 acre tract as recorded in Volume 14039, Page 146, Official Public Records, and being out of the Jose Angel Navarro Survey No. 5, Abstract No. 12, C.B. 4295, San Antonio, Bexar County Texas, said 198.981 acre tract being more particularly described by metes and bounds as follows:

BEGINNING at a found 5/8" iron rod on the north line of Howard Road for the southeast corner of the herein described tract and the southeast corner of a 100 acre tract conveyed from Lane to Waechter in deed recorded in Volume 1221, Page 23, Deed Records;

THENCE, along the north line of Howard Road, the south line of said 100 acre tract and the south line of the herein described tract, N. 80°50'30" W., a distance of 2694.82 feet to a ½" iron rod with “CEC” cap set for the southwest corner of the herein described tract;

THENCE, along the west line of the herein described tract N. 09°08'30" E., a distance of 1525.10 feet to a ½" iron rod found for the the southeast corner of a 33.422 acre (Tract A) as recorded in Volume 8614, Page 205, Official Public Records, the southwest corner of a 100.77 acre tract conveyed from Waechter to Reeh as described in Volume 1219, Page 591, Deed Records, the northwest corner of a 100 acre tract conveyed from Lane to Waechter as decribed in Volume 1221, Page 23, Deed Records and the southwest corner of a 101.93 acre tract conveyed from Lane to Lindsey as described in Volume 1237, Page 556, Deed Records, for an angle point of the herein described tract;

THENCE, continuing along the west line of the herein described tract, the west line of said
101.93 acre tract and the east line of said 100.77 acre tract N. 14°59'00" E., a distance of 1565.69 feet to a ½" iron rod with "CEC" cap set for the northwest corner of the herein described tract, said point being the northwest corner of said 101.93 acre tract and the northeast corner of said 100.77 acre tract, said point being in the south line of a 1269.456 acre tract as described in Volume 3227, Page 1024, Official Public Records;

THENCE, along the north line of the herein described tract, the north line of said 101.93 acre tract and the south line of said 1269.456 acre tract S. 80°48'53" E., a distance of 2850.82 feet to a ½" iron rod found for the northeast corner of the herein described tract and the northeast corner of said 101.93 acre tract;

THENCE, along the east line of said 101.93 acre tract, the east line of said 100.00 acre tract and the east line of the herein described tract and a west line of said 1269.456 acre tract S. 14°59'07" W., a distance of 3097.38 feet to the POINT OF BEGINNING and containing 198.981 acres of land, more or less.

TRACT 2

Being a 4.374 acre tract out of a 306.391 acre tract as recorded in Volume 14039, Page 146, Official Public Records and being out of the Jose Angel Navarro Survey No. 5, Abstract No. 12, C.B. 4295, and out of a 0.4068 acre tract as recorded in Volume 14738, Page 342, Official Public Records and being out of the F. R. Hernandez Survey No. 6, Abstract No. 6, County Block 4301, San Antonio, Bexar County Texas, said 4.374 acre tract being more particularly described by metes and bounds as follows:

BEGINNING at a found ½" iron rod at the northeast corner of the herein described tract, the southeast corner of a 33.422 acre (Tract A) as recorded in Volume 8614, Page 205, Official Public Records, the southwest corner of a 100.77 acre tract conveyed from Waechter to Reeh as described in Volume 1219, Page 591, Deed Records, the northwest corner of a 100 acre tract conveyed from Lane to Waechter as described in Volume 1221, Page 23, Deed Records and the southwest corner of a 100.93 acre tract conveyed from Lane to Lindsey as described in Volume 1237, Page 556, Deed Records;

THENCE, along the east line of of the herein described tract S. 09°08'30" W., a distance of 60.00 feet to a ½" iron rod with "CEC" cap set for the southeast corner of the herein described tract;

THENCE, parallel to and 60 foot south of the south line of said 100.77 acre tract and the north line of the herein described tract N. 80°43'52" W., a distance of 2893.91 feet to a ½" iron rod with "CEC" cap set for a corner of the herein described tract said point being on the east line of 0.4068 acre tract conveyed to "TMM Investments Ltd." as described in Volume 14738, Page 342, Official Public Records;

THENCE, along the east line of said 0.4068 acre tract S. 08°54'15" W., a distance of 143.56 feet to a ½" iron rod with "CEC" cap set for the southernmost southwest corner of the herein described tract;

THENCE, along the south line of said 0.4068 acre tract N. 46°07'42" W., a distance of 144.11 feet to a ½" iron rod with "CEC" cap set for the southwest corner of the herein described tract, said point being in the east right of way line of Somerset Road;

THENCE, along the east right of way line of Somerset Road N. 26°01'01" E., a distance of 127.11 feet to a found 5/8" iron rod for the northwest corner of the herein described tract;
THENCE, along the south line of said 33.422 acre tract, the south line of said 100.77 acre tract and the north line of the herein described tract S. 80°43'52" E., a distance of 2974.85 feet to the POINT OF BEGINNING and containing 4.374 acres of land, more or less.

TRACT 3

Being a 0.848 acre tract out of a 306.391 acre tract as recorded in Volume 14039, Page 146, Official Public Records, and being out of the Jose Angel Navarro Survey No. 5, Abstract No. 12, C.B. 4295, San Antonio, Bexar County Texas, said 0.848 acre tract being more particularly described by metes and bounds as follows:

BEGINNING at a set ½" iron rod set for the southwest corner of the herein described tract, said point being the point of curvature of a curve in Watsonson Road and said tract conveyed to Bexar County as described in a deed recorded in Volume 7729, Page 40, Official Public Records;

THENCE, along the north line of of the herein described tract S. 81°29'22" E., a distance of 620.02 feet to a ½" iron rod with "CEC" cap set for an angle point of the herein described tract;

THENCE, continuing along north line of the herein described tract S 80°51'30" E., a distance of 733.76 feet to a ½" iron rod with "CEC" cap set for a cutback of the herein described tract;

THENCE, along said cutback N. 54°08'30" E., a distance of 34.57 feet to a ½" iron rod with "CEC" cap set, for a northeast corner of the herein described tract;

THENCE, along the east line of the herein described tract S. 08°34'00" W., a distance of 55.26 feet to a ½" iron rod with "CEC" cap set for the southeast corner of the herein described tract said point being in the north line of Howard Road;

THENCE, along the north line of Howard Road N. 80°50'30" W., a distance of 763.55 feet to a ½" iron rod with “CEC” cap set for an angle point of the herein described tract;

THENCE, along the north right of way of Watson Road N. 80°28'53" W., a distance of 444.97 feet to a ½" iron rod with “CEC” cap set on a curve to the left having a central angle of 13°11'52", a radius of 746.21 and a chord bearing and distance of N. 73°52'57" W., 171.51 feet for the southwest corner of the herein described tract;

THENCE, along the arc of said curve and the north right of way line of Watson Road a distance of 171.89 feet to the POINT OF BEGINNING and containing 0.848 acres of land, more or less.

Said Tract 1, Tract 2 and Tract 3 containing 204.203 acre of land more or less.

This description was prepared from a survey made on the ground by employees of Civil Engineering Consultants. There is a plat of a survey with like job number. Bearings are based on the Texas State Plane, South Central Zone Coordinate System. Surveyed this the 8th day of December, 2010.

[Signature]

Chester A. Varner, RPLS # 4812 12/8/2010