ZONING CASE FINAL REPORT

DATE:	July 18, 2023
TO:	Honorable Mayor & City Council
FROM:	Planning & Zoning Commission
VIA:	Eric Hill, AICP, Assistant Director of Planning acting as Secretary of the Planning & Zoning Commission Christina D. Day, AICP, Director of Planning
SUBJECT:	Results of Planning & Zoning Commission Meeting of July 17, 2023

Plano

City of Excellence

AGENDA ITEM NO. 3A - ZONING CASE 2023-008 PETITIONER: VTC PLANO RENTAL PROPERTIES, LLC

Request for a Specific Use Permit for Vehicle Storage on 2.7 acres located on the west side of Premier Drive, 600 feet south of Lexington Drive. Zoned Corridor Commercial. Project #ZC2023-008.

APPROVED:	6-0
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Speaker Card(s) Received	Support:	2	Oppose:	0	Neutral:	1
Letters Received Within 200' Notice Area:	Support:	0	Oppose:	2	Neutral:	0
Petition Signatures Received:	Support:	0	Oppose:	0	Neutral:	0
Other Responses:	Support:	2	Oppose:	4	Neutral:	10

RESULTS:

The Commission recommended approval as submitted.

To view the hearing, please click on the provided link: https://planotx.new.swagit.com/videos/267094?ts=5853

PM/kob

cc: Eric Hill, Assistant Director of Planning Christina Sebastian, Land Records Planning Manager Melissa Kleineck, Lead Planner Justin Cozart, GIS Technician Jeanna Scott, Building Inspections Manager Dorothy Alatorre, Sr. Administrative Assistant - Neighborhood Services

Google Link



AGENDA ITEM NO. 3A

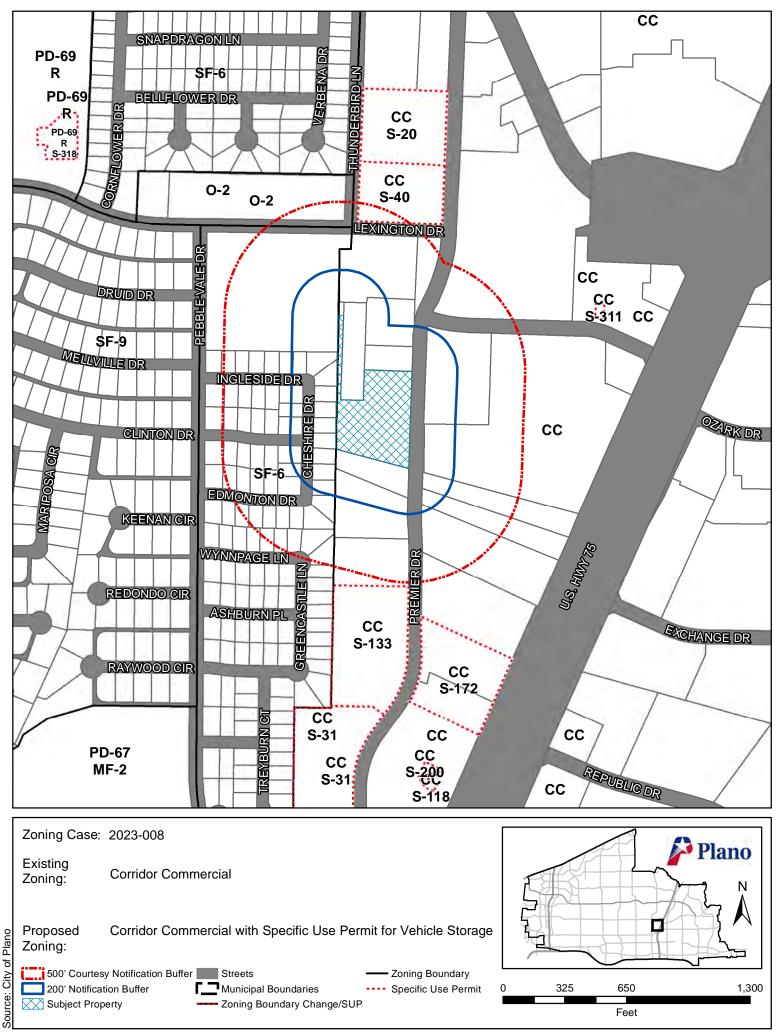
PUBLIC HEARING: Zoning Case 2023-008

PETITIONER: VTC Plano Rental Properties LLC

DESCRIPTION: Request for a Specific Use Permit for Vehicle Storage on 2.7 acres located on the west side of Premier Drive, 600 feet south of Lexington Drive. Zoned Corridor Commercial. Project #ZC2023-008.

SUMMARY:

The applicant is requesting a Specific Use Permit for Vehicle Storage associated with the proposed redevelopment of new vehicle dealership on the east side of Premier Drive. The property has a history of vehicle storage and associated uses, and the request is neutral to the policies of the Comprehensive Plan. Staff is supportive of the requested SUP.





STAFF PRELIMINARY REPORT - INTRODUCTORY REMARKS

The applicant requests a Specific Use Permit (SUP) for vehicle storage that will serve as the vehicle inventory parking for the proposed new vehicle dealer on the east side of Premier Drive, as shown in the adjacent image. The Zoning Ordinance defines vehicle storage as the keeping, on a lot or tract, of operable vehicles to hold such vehicles in reserve. The applicant proposes 230 inventory parking spaces as displayed in the companion concept plan, Crest Cadillac Addition, Block B, Lot 1.

The existing zoning Corridor is Commercial (CC). The CC district is intended to provide for retail, service, office, and limited manufacturing uses within major regional transportation corridors. This district's regulations and standards reflect the high traffic volumes and high visibility of these regional highways.

An SUP authorizes and regulates a use not normally permitted in a district, which could benefit the general welfare in a particular

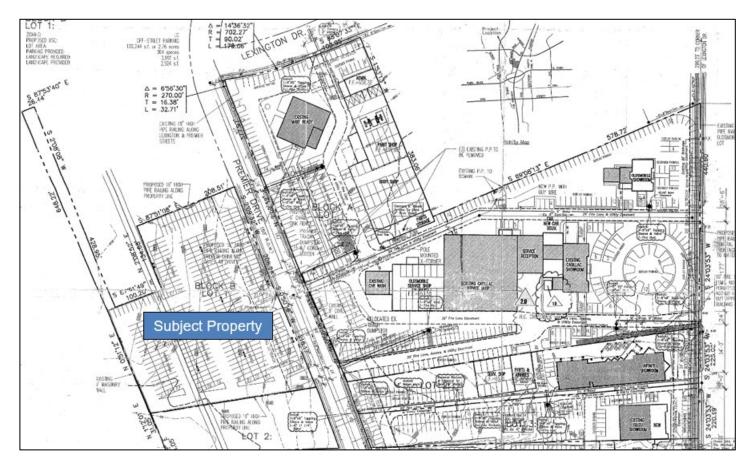


case, provided that adequate development standards and safeguards are established. Additionally, Section 6.100 (Specific Use Permits) of Article 6 (Specific Use Permits and Certificates of Occupancy) states the following:

"The Planning & Zoning Commission in considering and determining its recommendations to the City Council on any request for a specific use permit may require from the applicant plans, information, operating data, and expert evaluation concerning the location, function, and characteristics of any building or use proposed. The City Council may, in the interest of the public welfare and to insure compliance with this ordinance, establish conditions of operation, location, arrangement, and type and manner of construction of any use for which a permit is authorized. In authorizing the location of any of the uses listed as specific use permits, the City Council may impose such development standards and safeguards as the conditions and locations indicate important to the welfare and protection of adjacent property from noise, vibration, dust, dirt, smoke, fumes, gas, odor, explosion, glare, offensive view, traffic, or other undesirable or hazardous conditions."

History

Previously, the subject property was used as an off-site parking lot associated with the Crest Autopark, a five-lot development focused on vehicle-related uses, including vehicle dealership, vehicle repair, and vehicle storage, as shown in the following:



Based on historic aerials, the site was used as vehicle storage until 2017. The dealership previously occupied the property on the east side of Premier Drive was demolished in 2021. Since vehicle storage was intentionally abandoned in 2017, the applicant must request this SUP to re-establish vehicle storage as a legal use on the property.

Surrounding Land Use and Zoning

North	The properties are zoned CC and developed with mini-warehouse/public storage, electrical substation, and major vehicle repair uses.
East	The northernmost portion of the subject property includes a very narrow undeveloped strip of land, approximately 20 feet in width. To the east of this area is an existing electrical substation zoned CC.
	Across Premier Drive, the property is zoned CC, developed with an existing major vehicle repair development, and includes the proposed new vehicle dealership associated with this request.

South	The property is zoned CC and includes a vacant parking lot.
West	The property is zoned Single-Family Residence-6 (SF-6), developed with single-family homes in the Greenhollow neighborhood and a religious facility.

City of Plano COMPREHENSIVE PLAN 2021

Zoning Case Number: Date Prepared:

> Findings Required Findings Not Required

VISION: "Plano is a global leader, excelling in exceptional education, abounding with world class businesses and vibrant neighborhoods" GUIDING PRINCIPLES: Plano Today. Plano 2050. Plano Together.

1 | Future Land Use Map



Expressway Corridors (EX)

The Expressway Corridors future land use category applies to development along the major expressways serving regional and interstate commerce. Development in these corridors is expected to include a mix of retail, service, office, restaurant, medical, hotel, and technology-based uses. Uses should be served by parking structures to reduce surface parking and encourage efficient use of land.

Residential Uses & Environmental Health - Due to noise and health impacts of expressways, residential development should be considered in limited circumstances where needed to revitalize declining commercial centers. Use of the Expressway Corridor Environmental Health Map is crucial to ensure that buildings are adequately designed to protect sensitive land uses, such as schools, housing, and day cares.

US 75 *Corridor Redevelopment* - As the oldest of the expressways in Plano, the US 75 (Central Expressway) was developed with auto-centric and service-oriented uses geared towards highway commuters. Revitalization and redevelopment is desired to provide additional employment opportunities and improve general aesthetics along the corridor.

PRIORITIES

- 1. Redevelopment of the US 75 Corridor
- 2. Protecting sensitive uses in Environmental Health Areas
- 3. Limiting residential uses to redevelopment of underperforming commercial centers



2 Mix of Uses



If approved, the request would result in the following Mix of Uses:





LUHI Snapshot Date: 1/1/2023 Measurement Area: All properties within the EX Category along US 75

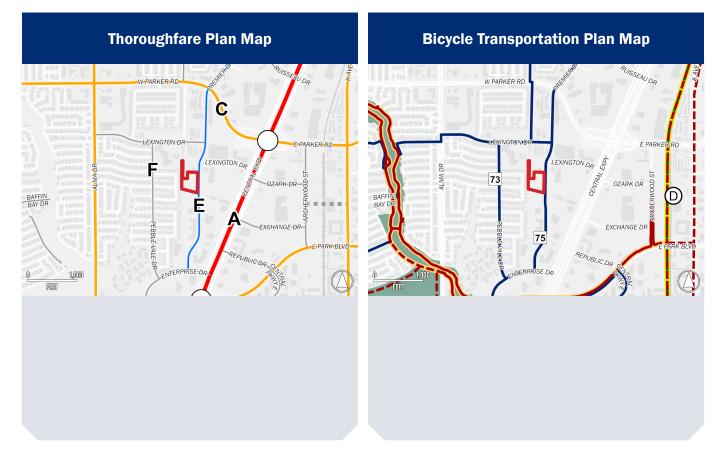
Land Use Mix (acres)	0%	20%	40%	60%	80%	100%	Recommended	Proposed
Employment							88-100%	89.1% (0.0%)
Housing							0-12%	10.6% (0.0%)
Employment Mix (acres)	0%	20%	40%	60%	80%	100%	Recommended	Proposed
Retail							50-60%	57.6% (0.0%)
Office							25-50%	18.1% (0.0%)
Institutional							0-25%	8.1% (0.0%)
Industrial							0-10%	6.1% (+0.4%)
Housing Mix (units)	I	•		•	•		Recommended	Proposed
	0%	20%	40%	60%	80%	100%	Necommended	Floposed
Detached SF							0-15%	17.8% (0.0%)
Attached SF							0-15%	0.0% (0.0%)
Multifamily							70-85%	82.2% (0.0%)
Zoning Case Fact Sheet	-	-	-	-	-	-		

3 | Desirable Character Defining Elements

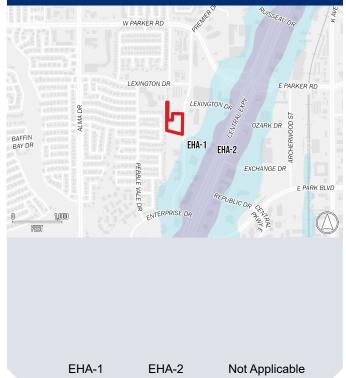


DESIRABLE CHARACTER DEFINING ELEMENT	RECOMMENDED BY COMPREHENSIVE PLAN	APPLICANT PROPOSAL
Building Heights	1 to 20 stories	
Density	SF: 10 to 40 DUA MF: 20 to 75 DUA	
Intensity	Moderate to High (50 to 75% Lot Coverage)	
Open Space	10% to 20% Passive Open Space	
Parking Orientation	Structured parking preferable to surface lots	
Block Pattern & Streetscape	Wide Blocks Corporate Commercial Streets	
Multimodal Access		
1. Automobiles	HIGH: Direct access from frontage roads/major streets	
2. Transit	LOW: Served by bus at major intersections	
3. Micromobility	MEDIUM: Connected to trails and bike routes	
4. Pedestrians	LOW: Mostly served by perimeter sidewalks	

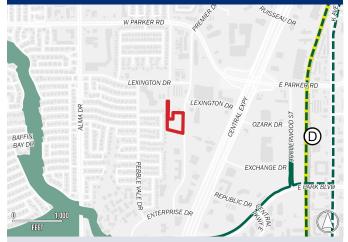
4 Other Comprehensive Plan Maps



Expressway Corridor Environmental Health Map



Parks Master Plan Map



5 Comprehensive Plan Policies & Actions

CORE POLICIES: The following policies are applicable to all zoning cases. No specific analysis of these policies are provided in the staff report as these serve as the fundamental basis for all staff recommendations.



Land Use: Plano will support a system of organized land use to provide housing and employment choices aligned with the market, where new and redevelopment areas respect the viability and quality of life for existing neighborhoods, businesses, and institutions.



Redevelopment & Growth Management: Plano will protect and preserve the well-established built environment of Plano and prevent overcrowding by requiring new growth and redevelopment to respect the unique development patterns, suburban character, housing needs, infrastructure capacity considerations, and fiscal constraints of our community.

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LAND USE-RELATED POLICIES: The following policies are applicable on a case-by-case basis depending upon the type, location, and general nature of the request. Refer to the staff report for analysis of these policies with the respect to the proposed zoning change, where applicable.



Redevelopment of Regional Transportation Corridors: Plano will encourage reinvestment and redevelopment of identified regional transportation corridors to create cohesive developments that incorporate well-designed commercial, retail, and housing opportunities, where those uses are appropriate according to the Future Land Use Map and other related Comprehensive Plan standards.



Revitalization of Retail Shopping Centers: Plano will encourage reinvestment, revitalization, and redevelopment of underperforming neighborhood retail corners to accommodate a viable combination of local commercial, retail, and entertainment uses. Where appropriate transitions can be maintained, redevelopment may present opportunities to introduce residential uses and improve access.



Special Housing Needs: Plano will support the special housing needs or residents including seniors, people with disabilities, and low- to moderate-income households through inclusive regulations and programs and actions furthering the goals stated in the Consolidated Plan. Proposed locations for special housing needs should be afforded the same health and safety considerations as other housing.



Transit-Oriented Development: Plano will proactively encourage development within walking distance of existing and planned transit stations to create an integrated mix of uses including residential, employment, retail, and civic spaces.



Undeveloped Land: Plano will reserve its remaining undeveloped land for high quality development with distinctive character, prioritizing businesses offering skilled employment. New housing in these areas will only be considered appropriate where it is consistent with the Future Land Use Map and other related Comprehensive Plan standards.

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OTHER POLICIES/DOCUMENTS: Additional policies may apply where applicable:

Envision Oak Point (2018) Downtown Vision & Strategy Update (2019) Spring Creekwalk Master Plan (1990)

Applicable

Applicable

Applicable

Applicable

Applicable

Not Applicable

Not Applicable

Not Applicable

Not Applicable

Not Applicable

FOR RESIDENTIAL AND MIXED-USE DEVELOPMENTS ONLY: The following actions from the Redevelopment & Growth Management (RGM) Policy are applicable to requests for mixed-use developments:

RGM5: Ensure that any rezoning requests for multiuse development include: Applicable Not Applicable A) No more than 50% square footage for residential uses. Requests should also conform with other identifying elements (density, building heights, etc.) in the applicable Dashboard descriptions. B) Phasing requirements that prevent the disproportionate completion of residential uses prior to nonresidential uses within the development. Nonresidential square footage must constitue a minimum of 33% of all square footage approved for occupancy during development (e.g., every 2 square feet of residential development requires at least 1 square foot of nonresidential development; and C) Key design features provided prior to, or concurrent with, the construction of any residential uses. These include elements of the development supporting the long-term value to the overall community, and specificially any new residents, such as open/green space, amenities, street enhancements, and trails. RGM8: Limit new residential development to areas that are appropriate based on individual site Applicable

considerations and consistency with the Future Land Use Map and Dashboards. Multifamily developments should also meet a housing diversification or economic development need of the city, including transitoriented development, special housing needs (as defined by the city's Considated Plan), or be constructed as part of a high-rise 10 stories or greater.

Not Applicable

6 Findings Policy

RGM1: Mix of Uses, Density, & Building Height

In accordance with the Redevelopment and Growth Management (RGM) Policy Action 1, zoning change requests that do not conform to the mix of uses, density, and building heights as described in the Dashboards are disfavored. Requests that do not conform to these criteria may be occasionally allowed when found:

Consistent with the Guiding Principles of the Comprehensive Plan; and

Substantially beneficial to the immediate neighbors, surrounding community, and general public interest.

RGM5: Mixed-Use Developments

In addition, the Redevelopment and Growth Management (RGM) Policy Action 2 requires findings when approving a mixed-use development that exceeds 50% square footage for residential uses and/or does not conform to other identifying elements (density, height, etc.) in the applicable Dashboard.

Are Findings Required?

- Yes, because the request does not comply with the Mix of Uses of the associated Dashboard.
- Yes, because the request does not comply with the Building Heights of the associated Dashboard.
- Yes, because the request does not comply with the Maximum Density of the associated Dashboard.
- Yes, because the request dis inconsistent with Action RGM5 (for mixed-use developments).

No, findings are not required.

STAFF PRELIMINARY REPORT - CONFORMANCE TO THE COMPREHENSIVE PLAN

The proposed request has been reviewed for conformance with the Comprehensive Plan. Major factors included in the analysis are provided below, but the Comprehensive Plan Fact Sheet has more specific details about the request.

<u>Guiding Principles</u> – This set of Guiding Principles to the Comprehensive Plan establishes overarching themes that apply to all policies and actions and express values for Plano Today, Plano 2050, and Plano Together. Since the principles do not stand alone but are used in concert with one another and carry across the Plan as a whole, each principle must be judged through a lens that incorporates all other principles to be fully and accurately understood. As such, the Commission is encouraged to review the full list of Guiding Principles and judge zoning requests through the lens of all principles.

Future Land Use Map Category & Dashboard

<u>Future Land Use Category</u> – The subject property is located in the <u>Expressway Corridors (EX)</u> category of the Future Land Use Map (FLUM). Although the applicant's request for overflow vehicle storage does not significantly advance the EX Dashboard's primary goals of redevelopment and revitalization along U.S. Highway 75, industrially-classified businesses may be appropriate as secondary uses in the corridor. The EM Dashboard evidences this, including an allowance for 0-10% *Industrial Types*, which was provided with the understanding that some properties do not have good visibility or access from the expressway. In such cases, careful analysis of individual site conditions should be considered to protect adjacent neighborhoods and not detract from the general vision of the corridor as a whole.

In analyzing the appropriateness of vehicle storage for this site, staff considered the following:

- The request would increase the percentage of *Industrial Types* in the U.S. 75 Corridor measurement area to 6.1%, consistent with the EX Dashboard.
- The site has historically been used for overflow vehicle storage for the automobile dealership across Premiere Drive to the east and is not introducing new *Industrial Types* at this location.
- A 70-foot electric transmission line easement encumbers a significant portion of the west side of the property, which would likely result in this area being utilized as surface parking for most types of development.
- The adjacent neighborhood to the west will be buffered by a 6-foot masonry screening wall and a 10-foot landscape edge.
- The applicant indicated to staff the site will be secured by video-monitoring, protecting the vehicle inventory on the site, and enhancing safety conditions for the adjacent neighborhood.
- The proposal includes additional landscaping around the site's perimeter and new landscaped parking islands on the endcaps of each parking aisle.
- Use of the site as an overflow parking lot does not significantly prohibit future development of the site with other types of uses more closely aligned with the general vision for the corridor.

Based on these considerations, staff finds the proposed use of Vehicle Storage in this existing lot as having a neutral impact on the overall Expressway Corridors category.

FLUM – EX Description and Priorities					
Description					
Priorities	Redevelopment of US 75 Corridor	Neutral			
	Protecting sensitive land uses in Environmental Health Areas	N/A			
	Limiting residential uses to redevelopment of underperforming	N/A			
	commercial areas				

<u>Mix of Uses</u> – The request would provide *Industrial Types* as defined by the Comprehensive Plan. As proposed in the associated Concept Plan, the request would comply with the recommended Mix of Uses for the EX Dashboard.

FLUM – EX Mix of Uses	
Land Use Mix	Meets
Employment Mix	Meets
Housing Mix	N/A

<u>Desirable Character Defining Elements</u> – The proposed use is located within an existing lot that was previously utilized as vehicle storage. The applicant proposes landscaping improvements and parking lot restriping; however, no significant changes are proposed to the existing site.

FLUM – EX Desirable Character Defining Elements						
Building Height	Meets	Multimodal Access				
Maximum Density	N/A	 Automobiles 	Meets			
Intensity	Does Not Meet	Transit	Meets			
Open Space	Meets	Micromobility	Meets			
Parking Orientation	Does Not Meet	Pedestrians	Meets			
Block Pattern & Streetscape	Meets					

Other Comprehensive Plan Maps

The scope of the request would not require improvements applicable to the Thoroughfare Plan Map, Bicycle Transportation Plan Map, Parks Master Plan Map, or Expressway Corridor Environmental Health Map.

Other Comprehensive Plan Maps				
Thoroughfare Plan Map	N/A			
Bicycle Transportation Plan Map	N/A			
Parks Master Plan Map	N/A			
Expressway Corridor Environmental Health Map	N/A			

Policies & Actions of the Comprehensive Plan and Other Studies

<u>Redevelopment of Regional Transportation Corridors Policy</u> – The request for vehicle storage neither contributes nor detracts from the policy's goal of encouraging reinvestment and redevelopment of the U.S. Highway 75 Corridor. Vehicle Storage is not the ideal use for this corridor. Still, the landscaping

and restriping will be a positive temporary improvement to an existing surface lot until the site can fully develop with commercial or residential uses.

Comprehensive Plan Summary

The site is located within the EX area of the Future Land Use Map, which supports 0-10% *Industrial Types* as secondary uses. Considering the site's historical use, its relationship to the auto adjacent auto dealership, and general site improvements proposed by the applicant, staff finds the proposed use of Vehicle Storage as having a neutral impact on the overall Expressway Corridors category.

Comprehensive Plan Policy Summary						
Policy or Study	Analysis					
Future Land Use Map and Dashboards						
Description & Priorities	Neutral					
Mix of Uses	Meets					
Character Defining Elements	Partially Meets					
Thoroughfare Plan Map	N/A					
Bicycle Transportation Plan Map	N/A					
Parks Master Plan Map	N/A					
Expressway Corridor Environmental Health Map	N/A					
Redevelopment of Regional Transportation Corridors Policy	Neutral					

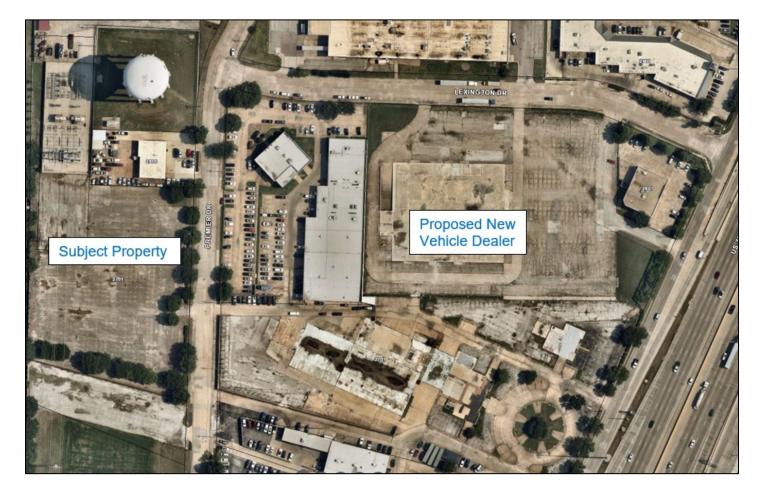
<u>Public Safety Response Time</u> - Water and sanitary sewer services are available to serve the subject property; however, the applicant may be responsible for improving the water and/or sanitary sewer system to increase the required system capacity.

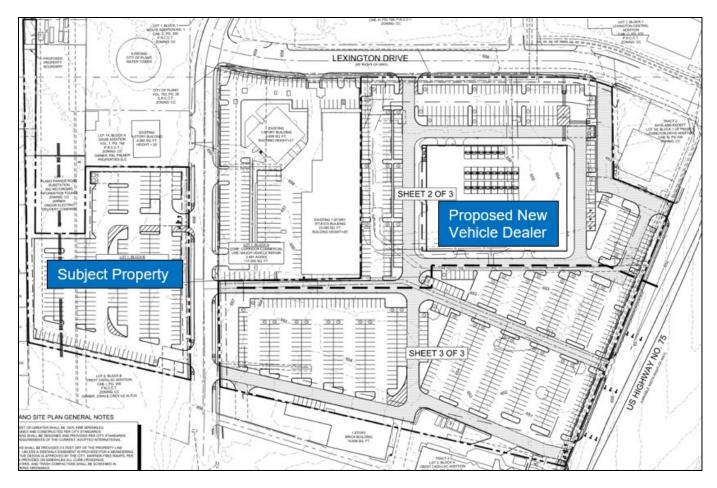
<u>Access to and Availability of Amenities and Services</u> - Fire emergency response times will be sufficient to serve the site based on existing personnel, equipment, and facilities.

Vehicle Storage Use

The subject property is developed with existing paving and fencing, including an eight-foot-tall masonry wall along the western property boundary adjacent to the residential subdivision. As discussed previously, the site has a history of being used for vehicle storage associated with dealership and repair uses. The property has adequate area to accommodate vehicle storage spaces and will be accessed via driveways from Premier Drive. A vehicle storage lot in this location would not be detrimental to adjacent uses, and the applicant is proposing landscaping and paving improvements that would enhance the aesthetics of the subject property.

The requested use is related to a proposed new vehicle dealer on the east side of Parkwood Boulevard. A current aerial and proposed plan for the entire development is provided in the following images:





As shown in the adjacent image, along the northwestern portion of the lot, a section of the miniwarehouse to the north encroaches on the northern boundary of the subject property and includes pavement, fencing, and existing open storage. The applicant has committed to working with the neighboring property owner to either modify the property boundaries and remove the area with the remove encroachment or the improvements. The proposed SUP boundary does not include the portion of the property within the encroachment.



SUMMARY:

The applicant is requesting a Specific Use Permit for Vehicle Storage which is associated with a proposed new vehicle dealership development on the east side of Premier Drive. The property has a history of vehicle storage and associated uses, and the request is neutral to the policies of the Comprehensive Plan. Staff is supportive of the requested SUP.

RECOMMENDATION:

Recommended for approval as submitted.

