



## AGENDA ITEM SUMMARY FORM

**PROPOSED MEETING DATE:** March 4, 2024  
**PREPARED BY:** Scott Dunlop, Director  
**DEPARTMENT:** Development Services

### AGENDA ITEM DESCRIPTION:

Second and Final Reading: Consideration, discussion, and possible action on an ordinance rezoning the Dominionium development, one (1) lot on 15.42 acres, more or less, and being located at 12200 Tower Rd, Manor, TX from (IN-1) Light Industrial to (MF-2) Multifamily – 25.

*Applicant: Dominionium*

*Owner: Kenneth Tumlinson*

### BACKGROUND/SUMMARY:

This item is discretionary.

This property was annexed into the city in 2010 by Ord. 383. It was zoned from interim zoning to IN-1 Light Industrial in December 2017 by Ord. 499. A previous rezoning case was heard by the Commission on Sept. 14, 2022 to rezone the property from IN-1 to MF-2 Multi-Family 25. The Commission recommended MF-1 Multi-Family 15, but the City Council denied the request at their Nov. 2, 2022 meeting. They requested the seller spend more time marketing to industrial users before considering a residential use.

At the time of the first multi-family zoning request, the seller did not have an end user for the property. Since Nov. 2022, a new group – Dominionium, has approached the city's Public Facilities Corporation with the intent to partner with the PFC to provide affordable rental units. As part of their process to partner with PFC and gain funding, they need proper zoning entitlements so they have filed to rezone the property to Multi-Family 25 (MF-2).

The property is 15.4217 acres and has frontage on Tower Road. To the west are existing light industrial buildings, to the north is the Stonewater Subdivision, and to the east is a 6-acre tract that has 1 single-family dwelling. The northern property boundary to Stonewater only directly abuts 1 single-family dwelling, with the majority of the northern property boundary being adjacent to a detention pond or Tinajero Way. The northern and eastern property boundaries abut less intense residential uses so the multi-family property would have 80' building setbacks along those boundaries and of those 80 feet, 25' would be landscaping bufferyards that would have additional tree and shrub planting as well as a minimum 6' privacy screening fence.

At 15.4217 acres and 25 units/acre under MF-2, the property would be entitled to 386 units. They are planning to have 324 units, and through the city's PFC, they all would be affordable to people earning 60% of the area median income (AMI).

The developer plans to have access points on Tower Road and has indicated they'll conduct a Traffic Impact Analysis.

This property on our Future Land Use Map is designated as Mixed-Density Neighborhoods. Mixed-Density Neighborhoods support residential uses that are 12-25 units per acre. Mixed Density Neighborhoods primarily support a mix of housing options that may consist of one or more of the following housing types from more dense single family homes to small multifamily, with a higher proportion of attached, missing middle, and multifamily products than the Neighborhood category. The mixed density neighborhood areas are intended to diversify residential areas and allow for infill of different housing types among new or existing single family homes. This use can serve as an appropriate transition from nonresidential and mixed-use areas to the lower density Neighborhoods.

At the January 10<sup>th</sup> P&Z meeting, the public hearing was conducted but action on this item was postponed so the applicant could supply more information regarding the Traffic Impact Analysis and when the traffic counts were collected or would be collected, if the developer had spoken with Compass Rose of MISD about school traffic in the area, modifications to their entrances including gates and fire access into Stonewater, more details about their proposed mitigations on Tower Road, and to have the property receive a 911 address.

At the January 17<sup>th</sup> City Council meeting, the public hearing was conducted but because the Planning and Zoning Commission had not provided a recommendation, the item was postponed to the February 21<sup>st</sup> meeting.

P&Z voted 4-2 to approve. The two denial votes were regarding concerns about traffic and a desire to see the area remain as industrial and that land use being more appropriate.

The City Council approved the first reading 6-0 on February 21<sup>st</sup>.

**LEGAL REVIEW:** Not Applicable  
**FISCAL IMPACT:** No  
**PRESENTATION:** Yes  
**ATTACHMENTS:** Yes

- Ordinance No. 732
- Letter of Intent
- Rezoning Map
- Aerial Image
- Renderings
- Traffic Count Methodology
- Drainage Memo and Exhibit
- Future Land Use Map
- Mixed-Density Neighborhood Dashboard
- Public Notice
- Mailing Labels

**STAFF RECOMMENDATION:**

The city staff recommends that the City Council approve the second and final reading of Ordinance No. 732 rezoning the Dominion development, one (1) lot on 15.42 acres, more or less, and being located at 12200 Tower Rd, Manor, TX from (IN-1) Light Industrial to (MF-2) Multifamily – 25.

<b>PLANNING &amp; ZONING COMMISSION:</b>	<b>Recommend Approval</b>	<b>Disapproval</b>	<b>None</b>
	<b>X</b>		

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