

# STAFF REPORT



**SUBJECT:** Case No.: RP2022-009

Applicant Jacob Martin LLC, representing Chris Orr, is requesting a preliminary replat of property located at 1710 W South Loop, Parcel R33751, Acres 0.832, being BLOCK 32; LOT 20, 21; (PT OF 21) and 910 S Harbin, Parcel R73557, Acres 0.049, being BLOCK 32; LOT 30. Both parcels are of the SOUTH SIDE ADDITION to the City of Stephenville, Erath County, Texas.

**DEPARTMENT:** Development Services

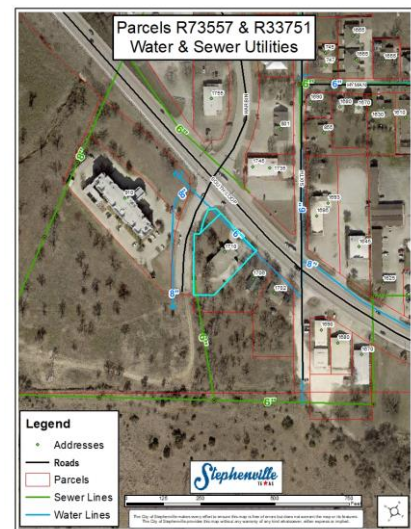
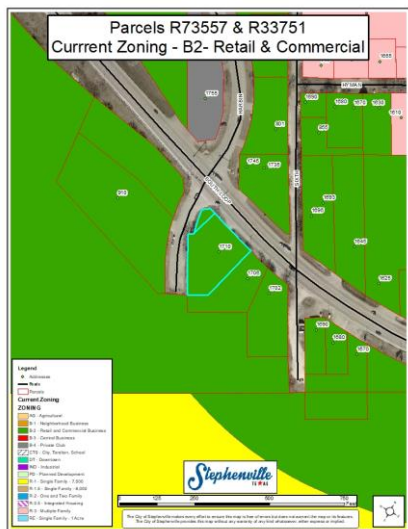
**STAFF CONTACT:** Steve Killen, Director of Development Services

## RECOMMENDATION:

The applicant is requesting a preliminary replat to combine two parcels into one parcel to allow for future development. Staff recommends approval of the replat. If approved by the Commission, no further action will be necessary for recordation.

## BACKGROUND:

### PROPERTY PROFILE:



### Sec. 155.4.03. General subdivision and platting procedures.

- A. *Plats Required for Land Subdivision.* A Preliminary Plat or Minor Plat shall be approved prior to any land division that is subject to these regulations and prior to commencement of any new development.
- B. *Replats and Amending Plats.*

1. *Replat.* A Replat, in accordance with State law, and the provisions of Section 4.08 shall be required any time a platted, recorded lot is further divided or expanded, thereby changing the boundary and dimensions of the property.
2. *Amending Plat.* In the case of minor revisions to recorded Plats or lots, an Amending Plat may also be utilized if in accordance with Section 4.09.

C. *Zoning.*

1. *Conformance with Existing Zoning.* All Applications shall be in conformance with the existing zoning on property inside the City Limits.
2. *Request to Rezone First.* If an Applicant seeks to amend the zoning for the property, the request to rezone the land shall be submitted and approved prior to acceptance of an Application for filing of a plat, unless as otherwise provided below.
  - a. The Applicant may request approval from the City Administrator to submit an application simultaneous with the zoning change request, in which case the Application for the zoning amendment shall be acted upon first, provided that the Application is accompanied by a properly executed Waiver of Right to 30-Day Action (due to the more lengthy time frame necessary to advertise and process zoning Applications).
  - b. In the event that the requested zoning amendment is denied, the Plat Application shall also be rejected or denied.
3. *Zoning Ordinance Site Plan Approval.* Where Site Plan approval is required by the Zoning Ordinance prior to development, no Application for a Final Plat approval shall be accepted for filing until a Site Plan has been approved for the land subject to the proposed Plat.

**FACTORS TO CONSIDER:**

- Compliance with Comprehensive Plan?
- Is application consistent with Plan?
- If not, have conditions changed or new information been offered to support change?
- Surrounding Zoning and Land Use
- Infrastructure Impacts
- Size and Location of Parcel – is land large enough and in property location for proposed use?
- Reasonable Use of Property – does proposed change provide reasonable use of property?
- Zoning has great discretion – deny if applicant has not proven it is in the best interest of City to approve

**ALTERNATIVES:**

- 1) Approve the replat.
- 2) Approve the replat with conditions.
- 3) Disapprove the replat.