

# City Council Agenda Item Data Sheet

Meeting Date: October 16, 2023

## Topic:

Consideration to Approve **Re-Zoning Case Z23-15**: Request by Par Real Estate Holdings LLC. and Ron & Amy Haffner, represented by HMF-Americana LLC. to amend Chapter 50 (Zoning) of the Tomball Code of Ordinances, by rezoning approximately 48.95 acres of land legally described as being all of Lots 1, 2, and 3 of the Shoppes at Spring Creek Commons, Section 1. Lot 1, Block 1 of Brown-Hufsmith Commercial and approximately 9.98 acres being a portion of the J House Survey Abstract 34. The request is to rezone from a mixture of Commercial (C), General Retail (GR), Planned Development District #1 (PD #1) and Single Family Residential – 20 Estate (SF-20E) to a Planned Development District (PD). The properties are generally located at the northeast corner of SH 249 and Brown-Hufsmith Rd as well as the 29700 block (west side) of Quinn Road, within the City of Tomball, Harris County, Texas.

## Conduct Public Hearing on **Re-Zoning Case Z23-15**

Adopt, on First Reading, Ordinance No. 2023-43, an Ordinance of the City of Tomball, Texas, amending Chapter 50 (Zoning) of the Tomball Code of Ordinances by rezoning approximately 48.95 acres of land legally described as being all of Lots 1, 2, and 3 of the Shoppes at Spring Creek Commons, Section 1. Lot 1, Block 1 of Brown-Hufsmith Commercial and approximately 9.98 acres being a portion of the J House Survey Abstract 34. The request is to rezone from a mixture of Commercial (C), General Retail (GR), Planned Development District #1 (PD #1) and Single Family Residential – 20 Estate (SF-20E) to a Planned Development District (PD). The properties are generally located at the northeast corner of SH 249 and Brown-Hufsmith Rd as well as the 29700 block (west side) of Quinn Road, within the City of Tomball, Harris County, Texas; providing for the amendment of the Official Zoning Map of the City; providing for severability; providing for a penalty of an amount not to exceed \$2,000 for each day of violation of any provision hereof, making findings of fact; and providing for other related matters.

## Background:

The request is comprised of two tracts of land. One being approximately 38.97 acres located north of Brown-Hufsmith Road (hereby referred to as the “primary tract”). The second being a 9.98 tract located south of Brown-Hufsmith Road (Hereby referred to as the “secondary tract”). Each of these properties are currently vacant. City staff have met with the developer on numerous occasions over the past year to discuss the rezoning of the entire 48+ acres to a Planned Development District. Of this 48+ acre development, approximately 13.5 acres will be dedicated to commercial development which is hereby referred to as “The Shoppes at Cottage Green”. The Shoppes at Cottage Green is intended to create a pedestrian focused mixed use walkable destination which will include a mixture of retail, restaurant, and office uses anchored by a centrally located public plaza/courtyard which is planned to be partially surrounded by outdoor patio dining. Additionally, within the commercial component of this PD traditional commercial pad sites will be provided along the SH 249 frontage road, with potential for future pad sites along Baker Drive. The commercial component is planned to be connected to a unique multi-family development with a network of pedestrian paths and trails. The multi-family development hereby referred to as “Cottage Green” will be comprised of no more than 285 dwelling units on approximately 25.43 acres (approx. 12 units/acre) and provide three styles of dwelling types which transition in density from high to low as you move further east from the Shoppes at Cottage Green toward existing single-family homes within the Springwood Subdivision. Those dwellings which are planned to be closest to the Shoppes at

