

# City Council Agenda Item Data Sheet

Meeting Date: September 18, 2023

**Topic:**

Consideration to Approve **Re-Zoning Case Z23-13**: Request by Hightower Investments LTD. To amend Chapter 50 (Zoning) of the Tomball Code of Ordinances, by rezoning approximately 0.32 acres of land legally described as being Lots 1 & 2, Block 53 of Revised Map of Tomball from Single Family Residential – 6 (SF-6) to Old Town & Mixed Use (OT & MU). The property is located at 400 N. Elm Street, within the City of Tomball, Harris County, Texas.

Conduct Public Hearing on **Zoning Case Z23-13**

Adopt, on First Reading, Ordinance No. 2023-33, an Ordinance of the City of Tomball, Texas, amending Chapter 50 (Zoning) of the Tomball Code of Ordinances by rezoning approximately 0.32 acres of land legally described as being Lots 1 & 2, Block 53 of Revised Map of Tomball from Single Family Residential – 6 (SF-6) to Old Town & Mixed Use (OT & MU). The property is located at 400 N. Elm Street, 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 subject property has been within the city limits of Tomball since 1907. According to Harris County Appraisal District records a single family residence was constructed on the property in 1950. The applicant's request is to rezone the subject property to Old Town and Mixed-Use (OT & MU) to make the property more desirable for future buyers. The proposed use is not specified by the applicant at this time.

**Origination:**

**Recommendation:**

City staff recommends Approval of Zoning Case Z23-10. Planning and Zoning Commission recommends Denial (1 Vote Aye, 3 Votes Nay).

**Party(ies) responsible for placing this item on agenda:** Craig Meyers (Community Development Director)

**FUNDING (IF APPLICABLE)**

Are funds specifically designated in the current budget for the full amount required for this purpose?

Yes: \_\_\_\_\_ No: \_\_\_\_\_ If yes, specify Account Number: # \_\_\_\_\_

If no, funds will be transferred from account: # \_\_\_\_\_ To Account: # \_\_\_\_\_

**Signed:** \_\_\_\_\_ **Approved by:** \_\_\_\_\_  
Staff Member Date City Manager Date