



Planning and Zoning Commission Regular Meeting

May 20, 2024

3:00 PM

Third Floor of City Hall - City Council Chambers
601 S. Buchanan, St.
Amarillo, TX 79101

AGENDA

1. **Call to order and establish a quorum is present.**
2. **Public Comment** Citizens who desire to address the Planning and Zoning Commission with regard to items on the agenda and items related to City Business will be received at this time.
3. **Planning and Zoning Commission will discuss or receive reports on the following current matters or projects.**
 - 3.A. Review agenda items for regular meeting and attachments;
 - 3.B. Announcements;
 - 3.C. Request future agenda items or updates from staff;
4. **Consent Agenda** The Commission may request a consent agenda item to be moved to the Regular Agenda for presentation and comment. Otherwise, the consent agenda will be considered in one vote. Consent agenda items are routine items recommended for approval, and which do not include requests for waivers or variances.
 - 4.A. Consider approval of the minutes from the May 6, 2024 regular meeting of the Planning and Zoning Commission.
5. **Regular Agenda**
 - 5.A. Consideration of Plat P-24-45 Tierra Santa Unit No. 3
A suburban subdivision to the City of Amarillo, being an unplatted tract of land, in Section 36, Block 1, TTRR Co. Survey, Randall County, Texas. (VICINITY: Helium Rd. and Rockwell Rd.; APPLICANT/S: Furman Land Surveyors, Inc. for Jonathan Lair, Inc.)
 - 5.B. Consideration of Plat P-24-49 335 Business Park Unit No. 2
A suburban subdivision to the City of Amarillo, being an unplatted tract of land, in

Section 150, Block 2, AB&M Survey, Randall County, Texas. (VICINITY: Loop 335 and S. Osage St.; APPLICANT/S: Geospatial Data, Inc. for The 3Thirty5, LLC)

5.C. Public Hearing and Consideration of Plat P-24-53 Geo. W. Klock's Subdivision Unit No. 15

An addition to the City of Amarillo, being a replat of Tracts 24A & 24B, Geo. W. Klock's Subdivision Unit No. 14, an addition to the City of Amarillo, in Section 166, Block 2, AB&M Survey, Potter County, Texas. (VICINTY: Broadway Dr. & Cliffside Dr.; APPLICANT/S: Furman Land Surveyors, Inc. for Janet Simmons)

5.D. Public Hearing and Consideration of Rezoning Z-23-11

Rezoning of the remaining portions of Lot 3 & 4, Block 4, Beverly Gardens, a subdivision of the NE ¼ of Section No. 158, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Light Commercial District to Agricultural District with a Specific Use Permit for Sand or Gravel Extraction or Storage (VICINITY: Iroquois Ave. & Wilson St.; APPLICANT/S: Maria & Alberto Garcia)

5.E. Public Hearing and Consideration of Rezoning Z-24-05

Rezoning of Lot 6, Block 135, Plemons's Addition, an addition to the City of Amarillo, in Section 170, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Multiple-Family District 2 to Central Business District. (VICINITY: Jackson St. & SW 11th Ave.; APPLICANT/S: First Presbyterian Church of Amarillo Inc.)

5.F. Public Hearing and Consideration of ZT-24-01 Zoning Text Amendment

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS, AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 4-10, ZONING, PURSUANT TO 4-10-84 and 4-10-211(4), TO CHANGE THE LAND USE CATEGORY "ART GALLERY OR MUSEUM" IN THE SCHEDULE OF USES AND DEFINITIONS OF 4-10-82&83, AND TO CHANGE THE PARKING SPACE SCHEDULE UNDER VEHICLE PARKING REGULATIONS FOR "N. LIBRARY OR MUSEUM" OF 4-10-211(2).

6. Adjourn

The Planning and Zoning Commission reserves the right and hereby gives notice that it may conduct an executive session, as the Planning and Zoning Commission may find necessary, on any item of business listed in this agenda for which state law authorizes an executive session, even if such item is not specifically designated to be an executive session item.

In the event of a lack of quorum to convene or continue the meeting described above, then this matter will automatically be carried forward to the agenda of the next regularly scheduled meeting of the Commission and succeeding meetings as necessary.

Amarillo City Hall is accessible to individuals with disabilities through its main entry on the south side (601 S. Buchanan) of the building. An access ramp leading to the main entry is located at the southwest corner of the building. Parking spaces for individuals with disabilities are available in the south parking lot. City Hall is equipped with restroom facilities, communications equipment and elevators that are accessible. Individuals with disabilities who require special accommodations or a sign language interpreter must contact the City Secretary's Office 48 hours prior to meeting time by telephoning 806-378-3013 or the City TDD number at 378-4229.

Posted this 16th day of May 2024.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS, AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 4-10, ZONING, ARTICLE IV, DIVISION 1, SECTIONS 4-10-82 AND 4-10-83 AS WELL AS ARTICLE V, DIVISION 4, SECTION 4-10-211, TO CHANGE THE LAND USE CATEGORY ART GALLERY OR MUSEUM AND THE PARKING SPACE SCHEDULE FOR SUCH TYPE OF USE; PROVIDING FOR A CRIMINAL OFFENSE AND PENALTY; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

WHEREAS, the Texas Local Government Code, Chapter 211, permits the governing body of a municipality to adopt rules regulating zoning and a zoning district boundary within their municipality;

WHEREAS, the Texas Local Government Code at Section 211.001 allows a municipality to adopt such rules for the purpose of promoting the public health, safety, morals, or general welfare and protecting and preserving places and areas of historical, cultural, or architectural importance and significance;

WHEREAS, the City Council adopted the “Amarillo Comprehensive Plan” on October 12, 2010, which established guidelines in the future development of the community for the purpose of promoting the health, safety, and welfare of its citizens;

WHEREAS, in accordance with such Plan, the Amarillo Municipal Code Zoning Ordinances recognize that new types of land use will develop, and forms of land use not anticipated may seek to be located in the City, and it provides a process for such changes and contingencies;

WHEREAS, in accordance with the Amarillo Municipal Code, Section 4-10-84, the Planning Department shall refer classifications of new or unlisted land uses to the Planning and Zoning Commission for direction;

WHEREAS, after a public hearing before the Planning and Zoning Commission for proposed zoning ordinance amendments, the Commission filed its final recommendation and report on such proposed zoning changes to the City Council;

WHEREAS, the City Council has considered the final recommendation and report of the Planning and Zoning Commission and has held a public hearing on such proposed zoning changes, all as required by law;

WHEREAS, the City Council further determined that the request to amend the Zoning Ordinance is herein consistent with the goals, policies, and future land use map of the Comprehensive Plan for the City of Amarillo, Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS:

SECTION 1: All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2: The City Council hereby amends the Amarillo Municipal Code, Chapter 4-10, Article IV, Division 1, Section 4-10-82, Table F – Educational and Institutional Uses, at Art Gallery or Museum, to divide this type of Land Use into two types of Land Uses, specifically for Indoor and Outdoor Uses as follows:

Type Use		SIC Code	A Agricultural District	R-1 Residential District 1	R-2 Residential District 2	R-3 Residential District 3	MD Moderate Density District	MF-1 Multiple Family District 1	MF-2 Multiple Family District 2	MH Manufactured Home District	O-1 Office District 1	O-2 Office District 2	NS Neighborhood Service District	GR General Retail District	LC Light Commercial District	CB Central Business District	HC Heavy Commercial District	I-1 Light Industrial District 1	I-2 Heavy Industrial District 2	PD Planned Development District
F – EDUCATIONAL AND INSTITUTIONAL USES																				
<u>Art Gallery or Museum</u>	<u>37</u>	8412																		
Cemetery or Mausoleum		6553	S								S	S	S	S	S	S	S	S	S	
Mobile Ice-Cream/Frozen Dessert Vehicles	(38)	8661																		

Type Use		SIC Code	A Agricultural District	R-1 Residential District 1	R-2 Residential District 2	R-3 Residential District 3	MD Moderate Density District	MF-1 Multiple Family District 1	MF-2 Multiple Family District 2	MH Manufactured Home District	O-1 Office District 1	O-2 Office District 2	NS Neighborhood Service District	GR General Retail District	LC Light Commercial District	CB Central Business District	HC Heavy Commercial District	I-1 Light Industrial District 1	I-2 Heavy Industrial District 2	PD Planned Development District
F – EDUCATIONAL AND INSTITUTIONAL USES																				
Art Gallery or Museum, (Indoor)	(37a)	8412																		
Art Gallery or Museum, (Outdoor)	(37b)	8412	S					S	S											
Cemetery or Mausoleum		6553	S								S	S	S	S	S	S	S	S	S	
Mobile Ice-Cream/Frozen Dessert Vehicles	(38)	8661																		

SECTION 3: The City Council in conjunction with the types of land uses for the Art Gallery or Museum for both indoor and outdoor further amends Amarillo Municipal Code, Chapter 4-10, Article IV, Division 1, Section 4-10-83(a)(37), special definitions and explanations noted in use regulations, to be divided into two types of land uses, indoor and outdoor, as follows:

~~(37) *Art Gallery or Museum:* An institution for the collection, display and distribution of objects of art or science, and which is sponsored by a public or quasi-public agency and which facility is open to the general public.~~

(37a) *Art Gallery or Museum (Indoor):* An institution for the collection, display and distribution of objects of art or science, which is sponsored by a public, quasi-public, or private entity, open to the general public, and housed within an enclosed structure.

(37b) *Art Gallery or Museum (Outdoor):* An institution for the collection, display, and distribution of objects of art or science, which is sponsored by a public, quasi-public, or private entity, open to the general public, and not housed within an enclosed structure. This shall include outdoor art installations within parks, sculpture gardens, and plazas open to the general public.

SECTION 4: The City Council additionally amends Amarillo Municipal Code, Chapter 4-10, Article V, Division 4, Chapter 4-10-211(2)(n), to address vehicle parking regulations as follows:

- n. Library or museum – Ten (10) spaces plus one (1) space for each three hundred (300) square feet of Floor Area. Uses that do not utilize on-site staff, such as outdoor art installations or sculpture gardens, require one (1) space for each three hundred (300) square feet of pedestrian circulation and display areas.

SECTION 3. Penalty. Any person who violates any provisions of this chapter commits a criminal offense, a misdemeanor, and shall be subject to a fine upon conviction as provided for in Sections 1-1-5(b) and 4-10-4 of the Amarillo Municipal Code. Each day of such violation shall constitute a separate offense.

SECTION 4. Repealer. All ordinances and resolutions or parts thereof that conflict with this Ordinance are hereby repealed, to the extent of such conflict.

SECTION 5. Severability. The terms and provisions of this Ordinance shall be deemed to be severable in that, if any portion of this Ordinance shall be declared to be invalid, the same shall not affect the validity of the other provisions of this Ordinance.

SECTION 6. Publishing and Effective Date. This Ordinance shall be published and become effective according to law.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this the ____ day of _____, 2024 and **PASSED** on Second and Final Reading on this the ____ day of _____, 2024.

Cole Stanley, Mayor

ATTEST:

Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

Bryan McWilliams, City Attorney