

**CITY OF EL PASO, TEXAS**  
**AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM**

**DEPARTMENT:** Planning and Inspections Department, Planning Division

**AGENDA DATE:** Introduction: June 30, 2015  
Public Hearing: July 21, 2015

**CONTACT PERSON/PHONE:** Michael McElroy, (915) 212-1612, [mcelroyms@elpasotexas.gov](mailto:mcelroyms@elpasotexas.gov)

**DISTRICT(S) AFFECTED:** 6

**SUBJECT:**

An Ordinance granting Special Permit No. PZST15-00004 to allow for infill development with a reduction in lot width and area on the property described as a Portion of Tract 13, Sunland Gardens, 8844 Sunland Road, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 Infill Development of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 8844 Sunland Road. Property Owner: Manuel Granados and Guillermina L. Granados. PZST15-00004 (**District 6**)

**BACKGROUND / DISCUSSION:**

N/A

**PRIOR COUNCIL ACTION:**

N/A

**AMOUNT AND SOURCE OF FUNDING:**

N/A

**BOARD / COMMISSION ACTION:**

City Plan Commission Approval Recommendation (6-0)

\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**LEGAL:** (if required) N/A

**FINANCE:** (if required) N/A

**DEPARTMENT HEAD:** Larry F. Nichols  
Director, Planning and Inspections Department

**APPROVED FOR AGENDA:**

**CITY MANAGER:** \_\_\_\_\_

**DATE:** \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE GRANTING SPECIAL PERMIT NO. PZST15-00004 TO ALLOW FOR INFILL DEVELOPMENT WITH A REDUCTION IN LOT WIDTH AND AREA ON THE PROPERTY DESCRIBED AS A PORTION OF TRACT 13, SUNLAND GARDENS, 8844 SUNLAND ROAD, CITY OF EL PASO, EL PASO COUNTY, TEXAS, PURSUANT TO SECTION 20.10.280 INFILL DEVELOPMENT OF THE EL PASO CITY CODE. THE PENALTY BEING AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

WHEREAS, Manuel Granados and Guillermina L. Granados, have applied for a Special Permit for infill development under Section 20.10.280 of the El Paso City for a reduction in lot width and area; and,

WHEREAS, a report was made to the City Plan Commission and a public hearing was held regarding such application; and,

WHEREAS, the City Plan Commission has recommended approval of the subject Special Permit; and,

WHEREAS, the subject Special Permit has been submitted to the City Council of the City of El Paso for review and approval; and,

WHEREAS, the City Council of the City of El Paso finds that the application conforms to all requirements of Sections 20.04.320 of the El Paso City Code.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. That the property described as follows is in a R-4 (Residential) Zone District:  
*Portion of Tract 13, Sunland Gardens, 8844 Sunland Road, City of El Paso, El Paso County, Texas* and as more particularly described by metes and bounds on the attached Exhibit "A"; and,
2. That the City Council hereby grants a Special Permit under Sections 20.04.320 of the El Paso City Code, to allow infill development for a reduction in lot width and area; and,
3. That this Special Permit is issued subject to the development standards in the R-4 (Residential) District regulations and is subject to the approved Detailed Site Development Plan, signed by the Applicant, the City Manager and the Executive Secretary to the City Plan Commission. A copy of this plan is attached hereto as Exhibit "B" and incorporated herein by reference for all purposes; and,

ORDINANCE NO. \_\_\_\_\_

**PZST15-00004**

4. That if at any time the Owners fail to comply with any of the requirements of this Ordinance, Special Permit No. PZST15-00004 shall automatically terminate, and construction shall stop or occupancy shall be discontinued, until any such violation ceases; and,
5. That the Owners shall sign an Agreement incorporating the requirements of this Ordinance. Such Agreement shall be signed and filed with the Zoning Administrator and the Executive Secretary of the City Plan Commission before building permits are issued.

**ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

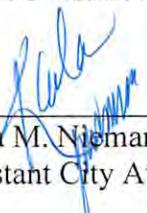
**THE CITY OF EL PASO**

\_\_\_\_\_  
Oscar Leeser  
Mayor

**ATTEST:**

\_\_\_\_\_  
Richarda Duffy Momsen  
City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Karla M. Nieman  
Assistant City Attorney

**APPROVED AS TO CONTENT:**

\_\_\_\_\_  
Larry Nichols, Director  
Planning & Inspections Department

**ORDINANCE NO.** \_\_\_\_\_

**PZST15-00004**



# EXHIBIT "A"

## PROPERTY DESCRIPTION

88-44 Sunland (front portion)  
0.1286 Acre Parcel

Description of a 0.1286 acre parcel of land being a portion of Tract 13, Sunland Gardens, City of El Paso, El Paso County, Texas, map of said Sunland Gardens recorded in book 15, page 51, Plat Records, El Paso County, Texas and also being a portion of that parcel recorded in clerks file #20120030671, El Paso County Clerks Records, and described as follows;

Beginning at a "X" set chiseled on concrete and marking the northwest corner of said Tract 13, said "X" lying on the southerly ROW line of Sunland Avenue (50' wide) and at the common north tract corner of Tracts 13 and 12 of said Sunland Gardens, said "X" also lying South 40°18'00" East a distance of 159.71' (160.00' record) from a 5/8" rebar found at the common north tract corner of Tracts 11 and 10 of said Sunland Gardens, and being the "Point Of Beginning";

Thence, with said southerly ROW line of Sunland Avenue, South 40°18'00" East a distance of 56.00' to an angle point;

Thence, leaving said southerly ROW line, South 49°42'00" West a distance of 100.00' to an angle point;

Thence, North 40°18'00" West a distance of 56.00' to a point on the common tract line of said Tracts 13 and 12;

Thence, with said common tract line, North 49°42'00" East a distance of 100.00' to the "Point Of Beginning" and containing 5600 sq. ft. or 0.1286 acres.

Based on a field survey performed under my supervision on January 23, 2015

  
\_\_\_\_\_  
John A Eby, Texas R.P.L.S. 5372 NM PLS 17779

Paso Del Norte Surveying Inc. TBPLS FIRM #10001200  
13998 Bradley Road  
El Paso, TX. 79938  
915-241-1841



### EXISTING DUPLEX



**FRONT ELEVATION**

SCALE: N.T.S.



**REAR ELEVATION**

SCALE: N.T.S.



**LEFT SIDE ELEVATION**

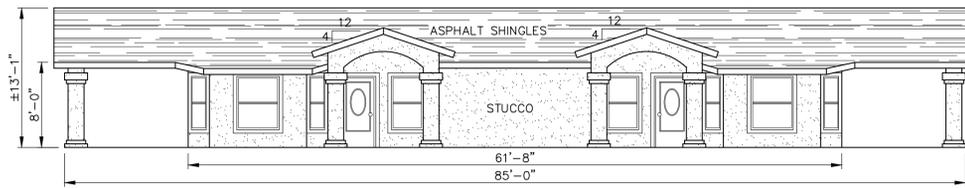
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**RIGHT SIDE ELEVATION**

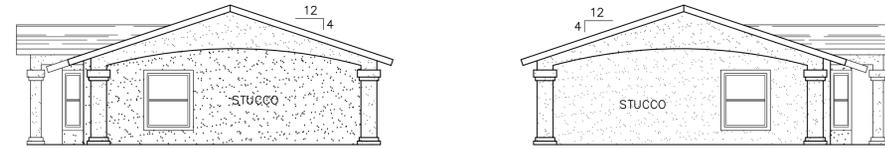
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### PROPOSED DUPLEX



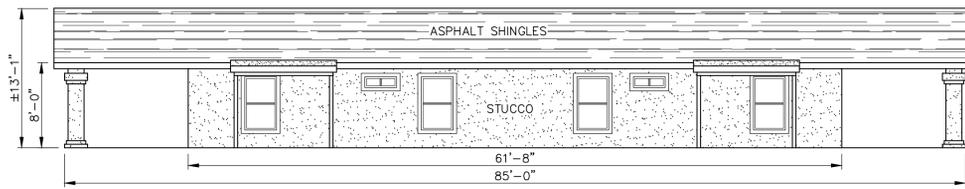
**FRONT ELEVATION**

SCALE: 1/8" = 1'-0"



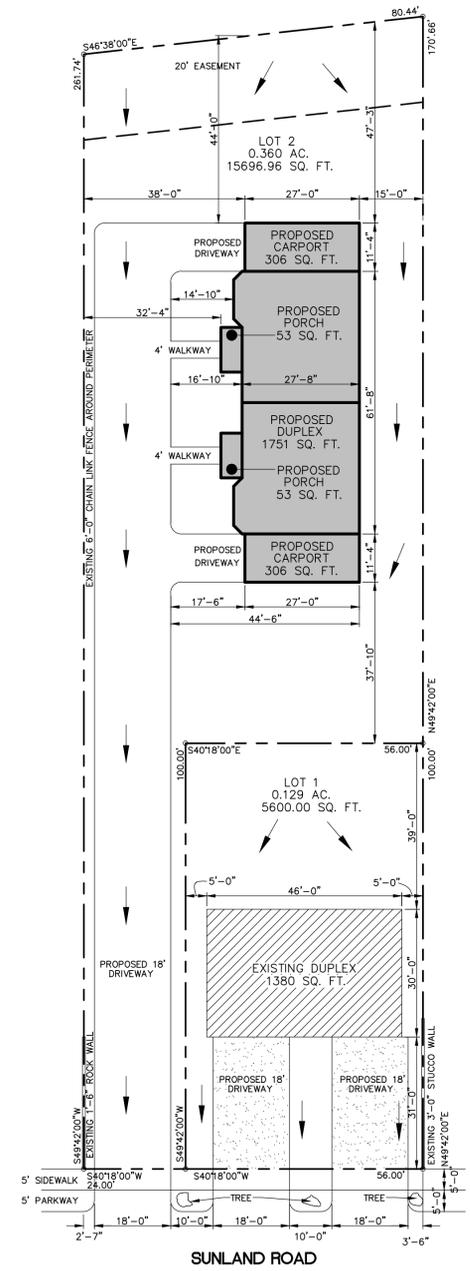
**SIDE ELEVATIONS**

SCALE: 1/8" = 1'-0"



**REAR ELEVATION**

SCALE: 1/8" = 1'-0"



**SITE PLAN**

SCALE: 1"=20'-0"

### LOCATION MAP



**PROJECT LOCATION**

### ADDRESS

8844 SUNLAND ROAD

### LEGAL DESCRIPTION

TRACK 13  
SUNLAND GARDENS SUBDIVISION  
CITY OF EL PASO, EL PASO COUNTY  
CONTAINING 0.489 ACRES

### ZONE

R-4

### FLOOD ZONE

THIS PROPERTY IS LOCATED IN FLOOD ZONE "X" AS DESIGNATED BY THE FLOOD INSURANCE RATE MAP

### SETBACK REQUIREMENTS (TWO-FAMILY DWELLING)

	LOT 1		LOT 2	
	REQUIRED	PROVIDED	REQUIRED	PROVIDED
FRONT YARD	10'	31'	10'	37'-10"
REAR YARD	10'	39'	10'	44'-0"
SIDE YARD	5'	5'	5'	32'-4" AND 15'
MIN. CUMULATIVE (FRONT/REAR)	45'	70'	45'	81'-10"

### REQUIRED WIDTH AND DEPTH (TWO-FAMILY DWELLING)

	LOT 1		LOT 2	
	REQUIRED	PROVIDED	REQUIRED	PROVIDED
LOT WIDTH	70'	56'	70'	80.44'
LOT DEPTH	90'	100'	90'	170.66'

THE OWNER IS ASKING FOR LOT WIDTH REDUCTION IN LOT 1

### PARKING CALCULATIONS

TWO FAMILY DWELLING	REQUIRED	PROVIDED
UNIT 1 (EXISTING)		
UNIT A	2	2
UNIT B	2	2
UNIT 2 (PROPOSED)		
UNIT A	2	2
UNIT B	2	2



## MEMORANDUM

**DATE:** June 10, 2015

**TO:** The Honorable Mayor and City Council  
Tommy Gonzalez, City Manager

**FROM:** Michael McElroy, Planner

**SUBJECT: PZST15-00004**

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The City Plan Commission (CPC), on May 21, 2015, voted 6-0 to recommend **approval** of a special permit to permit a reduction in lot width and area to allow for the replatting and subsequent construction of a duplex on the rear portion of the existing lot.

The CPC found that the special permit is in conformance with Plan El Paso. The CPC also determined that the special permit protects the best interest, health, safety and welfare of the public in general; that the proposed use is compatible with adjacent land uses; and the special permit will have no negative effects on the natural environment, social economic conditions, and property values in the vicinity and the city as a whole.

The Planning Division received 1 phone call in opposition to the special permit request.

**Attachment:**  
Staff Report



## City of El Paso – City Plan Commission Staff Report

**Case No:** PZST15-00004  
**Application Type:** Special Permit and Detailed Site Development Plan Review  
**CPC Hearing Date:** May 21, 2015  
**Staff Planner:** Michael McElroy, 915-212-1612, mcelroyms@elpasotexas.gov  
**Location:** 8844 Sunland Road  
**Legal Description:** Portion of Tract 13, Sunland Gardens, City of El Paso, El Paso County, Texas  
**Acreage:** 0.129 acres  
**Rep District:** 6  
**Existing Zoning:** R-4 (Residential)  
**Existing Use:** Vacant  
**C/SC/SP/ZBA/LNC:** N/A  
**Request:** Infill Development / Lot Width and Area Reduction  
**Proposed Use:** Duplex  
**Property Owner:** Manuel Granados and Guillermina L. Granados  
**Representative:** Mario Maturino

### **SURROUNDING ZONING AND LAND USE**

**North:** R-4 (Residential) / Single-family dwellings

**South:** R-4 (Residential) / Single-family dwellings

**East:** R-4 (Residential) / Single-family dwellings

**West:** R-4 (Residential) / Single-family dwellings

**PLAN EL PASO DESIGNATION:** G-3, Post-War (Mission Valley Planning Area)

**NEAREST PARK:** Pueblo Viejo Park (1,155 feet)

**NEAREST SCHOOL:** Escobar head Start (6,072 feet)

### **NEIGHBORHOOD ASSOCIATIONS**

Save the Valley 1

Mission Valley Civic Association

### **NEIGHBORHOOD INPUT**

Notice of a Public Hearing was mailed to all property owners within 300 feet of the subject property on April 29, 2015. The Planning Division received 1 phone call in opposition to the special permit request.

### **APPLICATION DESCRIPTION**

The request is for a special permit and detailed site plan approval to allow for infill development to permit a reduction in lot width and area to allow for the replatting and subsequent construction of a duplex on the rear portion of the existing lot. The subject property, identified as Lot 1, has an existing 1,380 sq. ft. duplex on a proposed 5,600 sq. ft. lot. The minimum area for a duplex in the R-4 (Residential) zoning district is 7,000 sq. ft. The special permit also requests a reduction in lot width for Lot 1 from the required 70' to 56'. The lot, as a whole, is proposed to be replatted in the future to provide a new residential lot in the rear to accommodate a duplex. The proposed lot, identified as Lot 2, meets all density and dimensional standards. Access to both lots, existing and proposed, is from Sunland Road.

### **Planning and Inspections Department – Planning Division Recommendation**

The Planning Division recommends **approval** of the request as the proposed development is consistent with the surrounding residential neighborhood and is compliant with the G-3 Post-War land use designation

in the Plan El Paso Mission Valley Planning Area. Further, the property meets the requirements of Section 20.04.320, Special Permit Approvals, Section 20.10.280, Infill Development, and 20.04.150 Detailed Site Development Plan.

### **Plan El Paso-Future Land Use Map Designation**

All applications for special permit shall demonstrate compliance with the following criteria:

G-3 – Post War: This sector applies to transitional neighborhoods typically developed from the 1950s through the 1980s. Streets were laid out with curvilinear patterns without alleys and shopping centers are located at major intersections behind large parking lots. This sector is generally stable but would benefit from strategic suburban retrofits to supplement the limited housing stock and add missing civic and commercial uses.

The purpose of the R-4 (Residential) district is to provide a low density of dwelling units supporting a suburban-urban interface that permits developments utilizing varying lot configurations, permit primarily single-family and two-family residential areas, and recreational and institutional uses incidental to and serving the neighborhood.

### **ANALYSIS**

To grant the special permit to allow for infill development, the applicant must comply with the following standards, per Section 20.10.280, Infill Development:

A. Location Criteria. An infill development may be designated for any property on which at least two of the following factors are present: the property is wholly or partially located within a designated tax increment financing district, or the property is wholly or partially located within a designated state or federal enterprise zone, or the property is wholly or partially located within an empowerment zone, or the property is wholly or partially located within a designated redevelopment area pursuant to Chapter 20.14 of this title, or the property is located within a designated historic district, or the property is within an older neighborhood of the city. An older neighborhood of the city defined as a legally recorded and developed subdivision for at least thirty years. Where an infill development is able to satisfy only one of the preceding factors, an applicant shall be allowed to make a formal request to city council to waive the two factor requirement prior to the submission of a special use permit application for the property. In all instances where a waiver is requested and authorized by city council, at least one location factor shall be met. For purposes of this section, any property with a historic designation shall be subject to the requirements and review provisions of Chapter 20.20 (Historic Designations) of this title, and shall not be waived by any provision of this section.

*The property fulfills the two criteria for infill development. The property is in a state enterprise zone and has been platted for thirty years or more. The Sunland Garden subdivision was platted in February 1946 (See attachment 5).*

B. Use Regulations. Unless the ordinance designating the infill development provides otherwise, a proposed infill development may be approved for any use permitted in the base-zoning district in which it is located. However, the ordinance designating an infill development overlay may provide a list of principal uses, accessory uses and prohibited uses pursuant to a specific area plan adopted by the city council.

*A duplex is a permissible use in the R-4 (Residential) zone district.*

C. Setback Provisions. The side, front and rear setback requirements of the base-zoning district on which it is located may be reduced up to one hundred percent for an infill development as approved by city council. Buildings should be designed to relate to and take advantage of any existing site attributes, and shall be a consideration for reduction of the setback requirements.

<b>Dimensional Standards Required and Proposed</b>		
<b>Dimension</b>	<b>Required</b>	<b>Proposed</b>
Lot Width	70'	56'
Lot Area	7,000 sq. ft.	5,600 sq. ft.

D. Parking. The minimum parking requirements enumerated in Chapter 20.14 (Off-Street Parking and Loading Requirements) of this title shall be automatically reduced by fifty percent for any use within a designated infill development.

*No parking reduction has been requested.*

E. Design. Unless otherwise approved by city council, any construction permitted pursuant to this section shall be designed to consistently relate to the massing and character of the surrounding properties. Consistency of massing and character shall be determined as shown on the site plan with typical elevations and proposed construction materials, that the proposed construction is compatible with the overall design features and building development of the neighborhood within which the proposed infill development is located. Design features include, but shall not be limited to, building height, architectural style, building materials, landscape and setbacks.

*The proposed development is consistent with the G-3 Post-War growth sector.*

**COMMENTS:**

**Planning and Inspections Department – Planning Division - Transportation**

No objections.

Note: All existing / proposed paths of travel (accessible sidewalks, wheelchair access curb ramps and driveways) within public rights-of-way shall be in compliance with current ADA/TAS rules and regulations and the current City of El Paso Design Standards for Construction.

**Planning and Inspections Department - Land Development**

No objection.

**Planning and Inspections Department – Plan Review**

No objections to proposed special permit. At the time of building permit submittal all new construction will need to comply with all provisions of the IRC and municipal code.

**Planning and Inspections Department - Landscaping**

No review required for duplex structures.

**El Paso Fire Department**

Recommend approval

**El Paso Water Utilities**

EPWU does not object to this request.

**Water:**

1. There is an existing 8-inch diameter water main that extends along Sunland Rd. located approximately 7 feet east of right-of-way centerline. This main is available for service.
2. Previous water pressure from fire hydrant #2711 located approximately 160 feet north of the subject property along Sunland Rd. yielded a static pressure of 94 (psi), a residual pressure of 54 (psi), and a discharge of 1256 gallons per minute.
3. The owner should, for his own protection and at his own expense, install at the discharge side of each water meter a pressure regulator, strainer and relief valve, to be set for pressure as desired by the customer. The Lot owner shall be responsible for the operation and maintenance of the above-

described water pressure regulating device

4. EPWU records indicate two active ¾-inch diameter domestic service meters serving the subject property. (8844 Sunland Rd and 8844 Sunland Rd. B). Both water meters and service lines will be located within the property limits of the proposed Lot 2. Since EPWU-PSB Rules and Regulations do not allow private service lines to extend thru other private property prior to connecting to an EPWU water main, the existing water meters will have to be designated to Lot 2. New services will be necessary for Lot 1 dwellings.

**Sewer:**

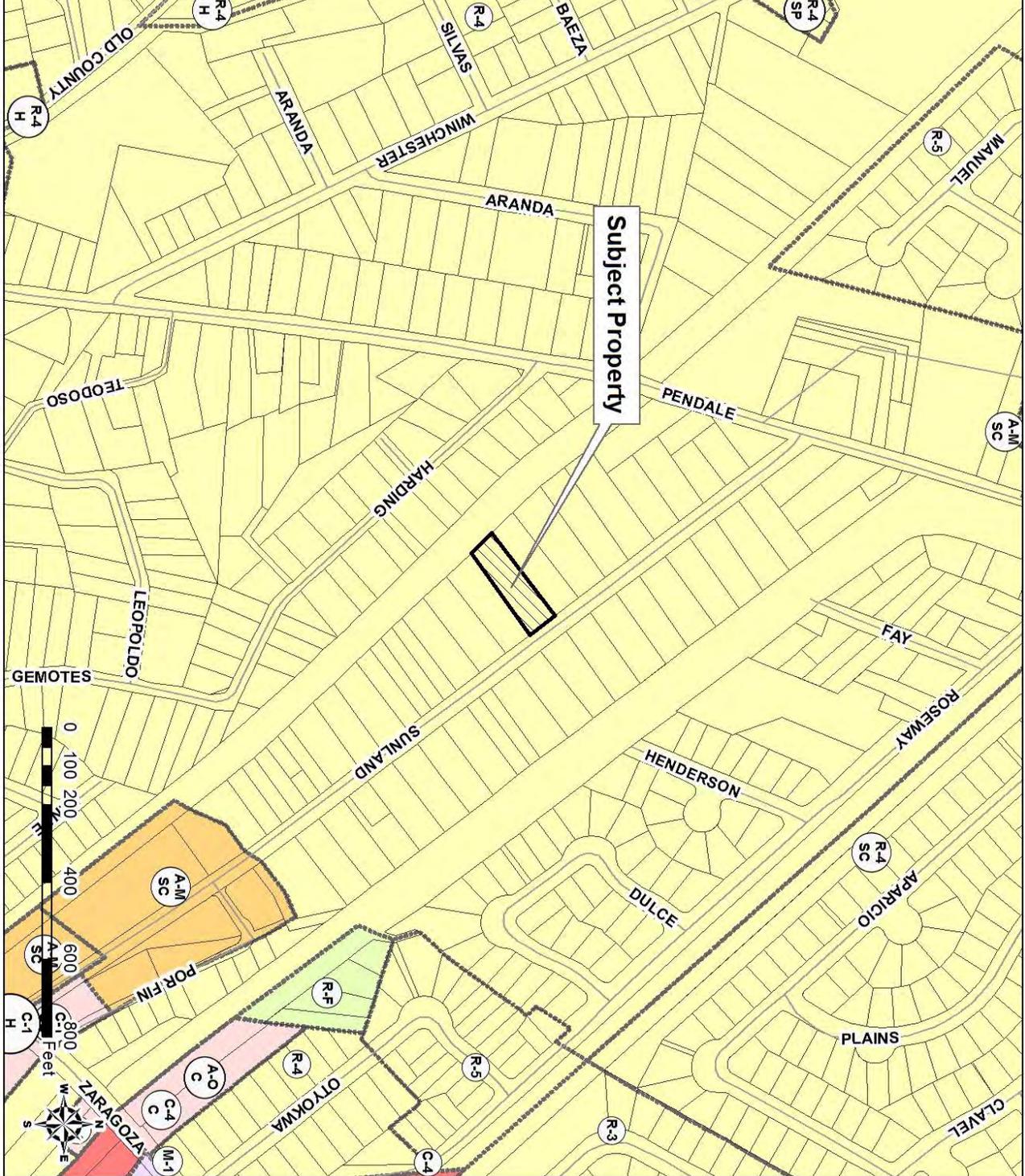
1. There is an existing 8-inch diameter sewer main that extends along the centerline of Sunland Rd. This main is available for service.
2. EPWU records indicate two existing 4-inch diameter sanitary sewer services serving the subject property. The service for the unit 1 in Lot 1, is located within Lot 2 limits. This service can no longer be used to serve unit 1. This existing sanitary sewer service line may be designated to serve Lot 2. A new service within Lot 1 limits, must be installed to serve Lot 1 dwellings.

**Attachments**

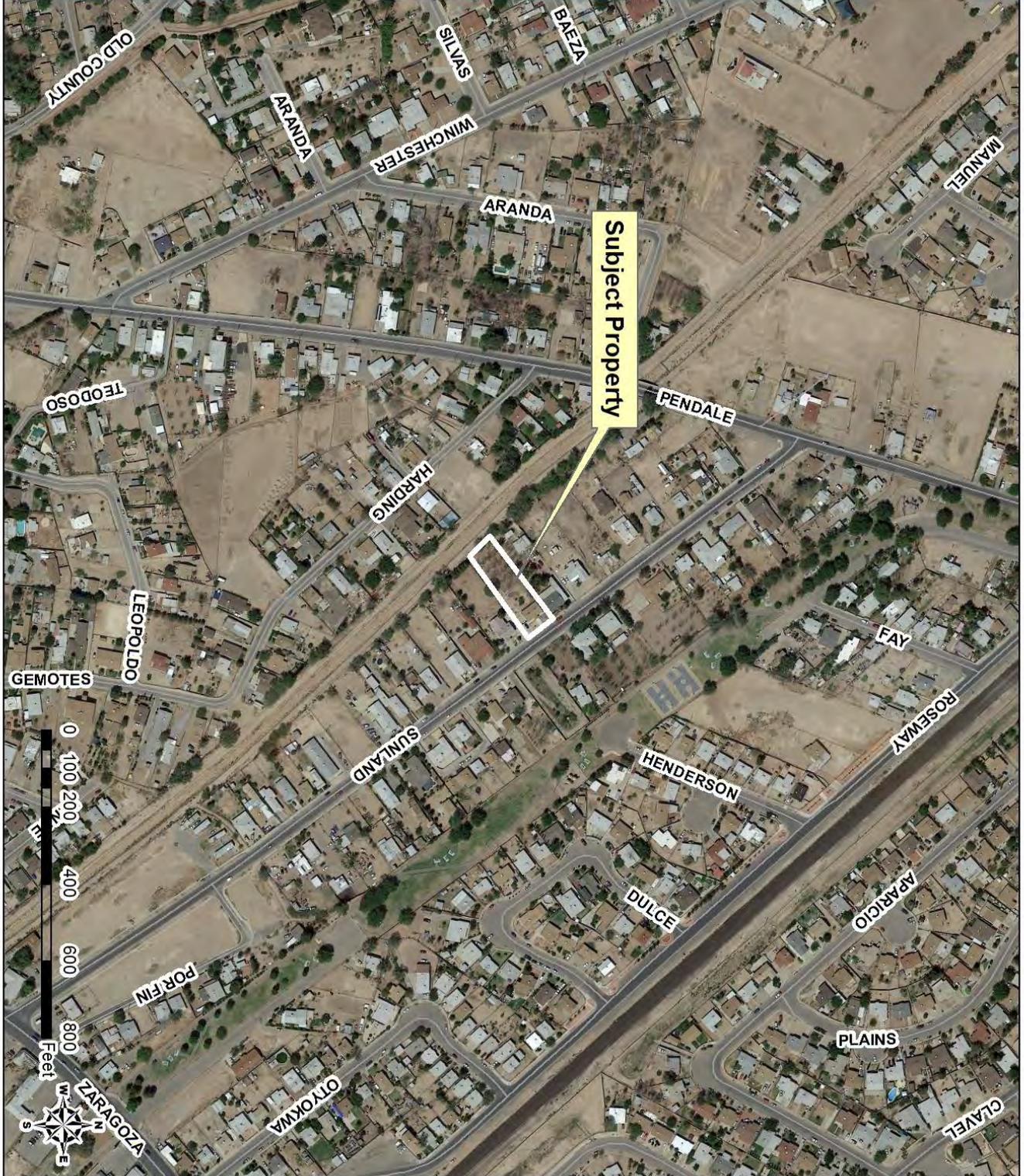
1. Zoning Map
2. Aerial Map
3. Detailed Site Development Plan
4. Elevations
5. Plat of Sunland Gardens

ATTACHMENT 1: LOCATION MAP

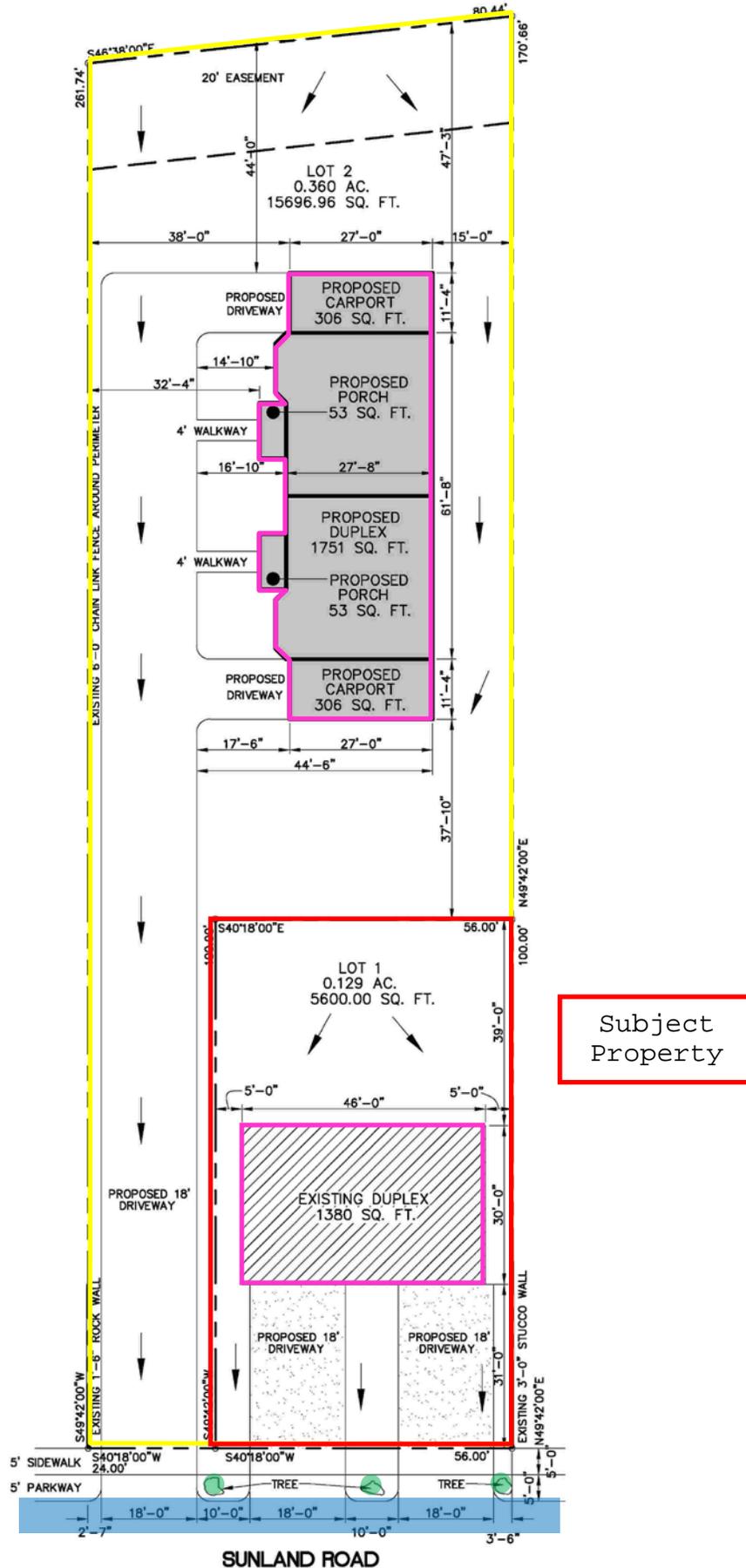
PZST15-00004



PZST15-00004



ATTACHMENT 3: DETAILED SITE DEVELOPMENT PLAN



ATTACHMENT 4: ELEVATIONS

EXISTING



FRONT ELEVATION

SCALE: N.T.S.



REAR ELEVATION

SCALE: N.T.S.



LEFT SIDE ELEVATION

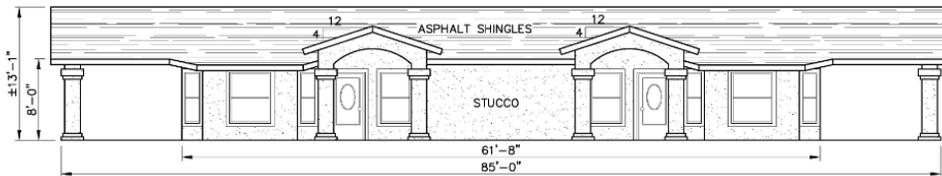
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RIGHT SIDE ELEVATION

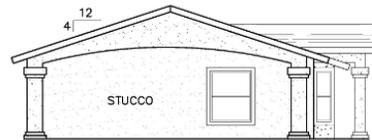
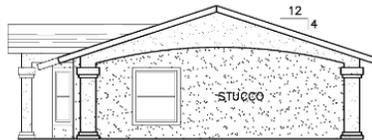
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PROPOSED



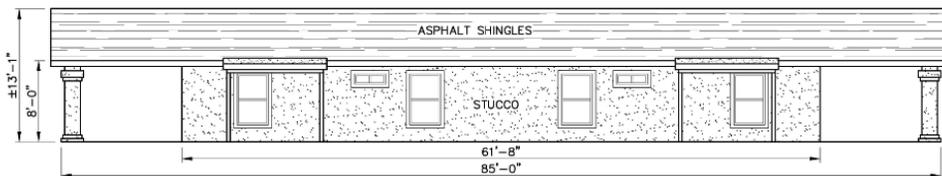
FRONT ELEVATION

SCALE: 1/8" = 1'-0"



SIDE ELEVATIONS

SCALE: 1/8" = 1'-0"



REAR ELEVATION

SCALE: 1/8" = 1'-0"





## Recommendation/Public Input

- Planning Division recommendation: Approval
- CPC Vote: Approval Recommendation (6-0)
- Public Input: No communications in support or opposition to special permit request.

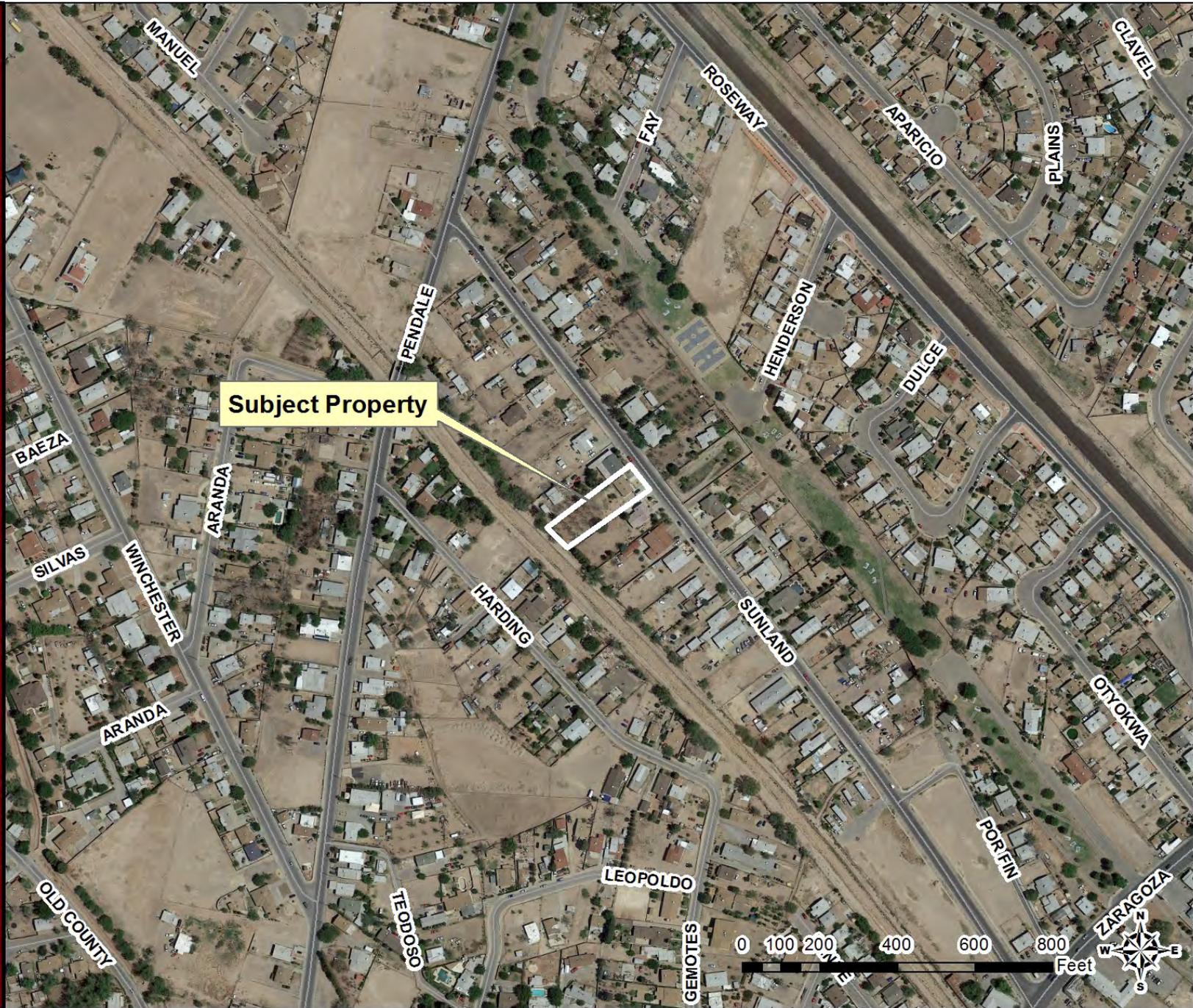
### **Strategic Goal #3 Promote the Visual Image of El Paso**

- 3.1 Provide business friendly permitting and inspection processes
- 3.2 Improve the visual impression of the community





PZST15-00004

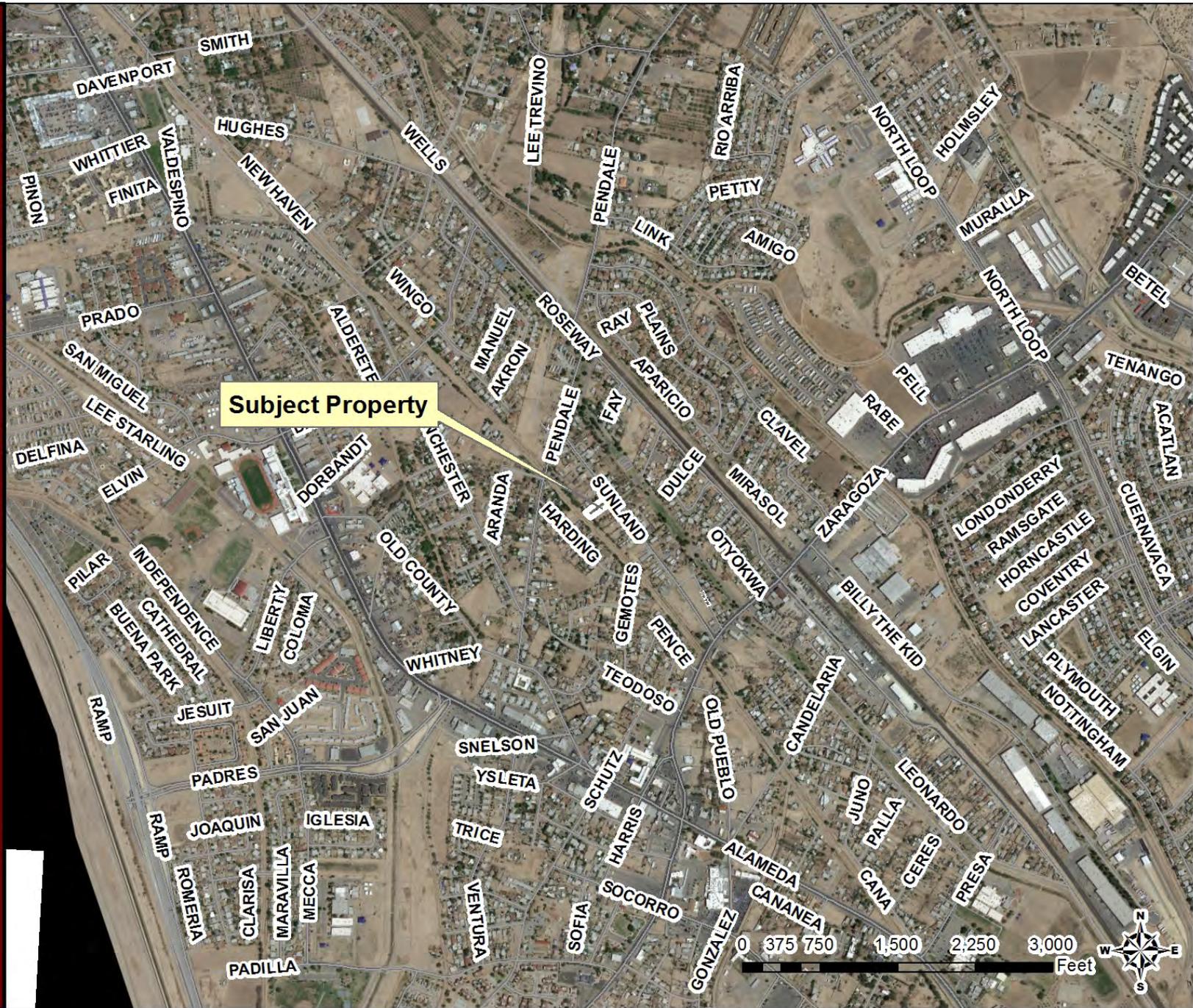


Subject Property

0 100 200 400 600 800 Feet



PZST15-00004



Subject Property



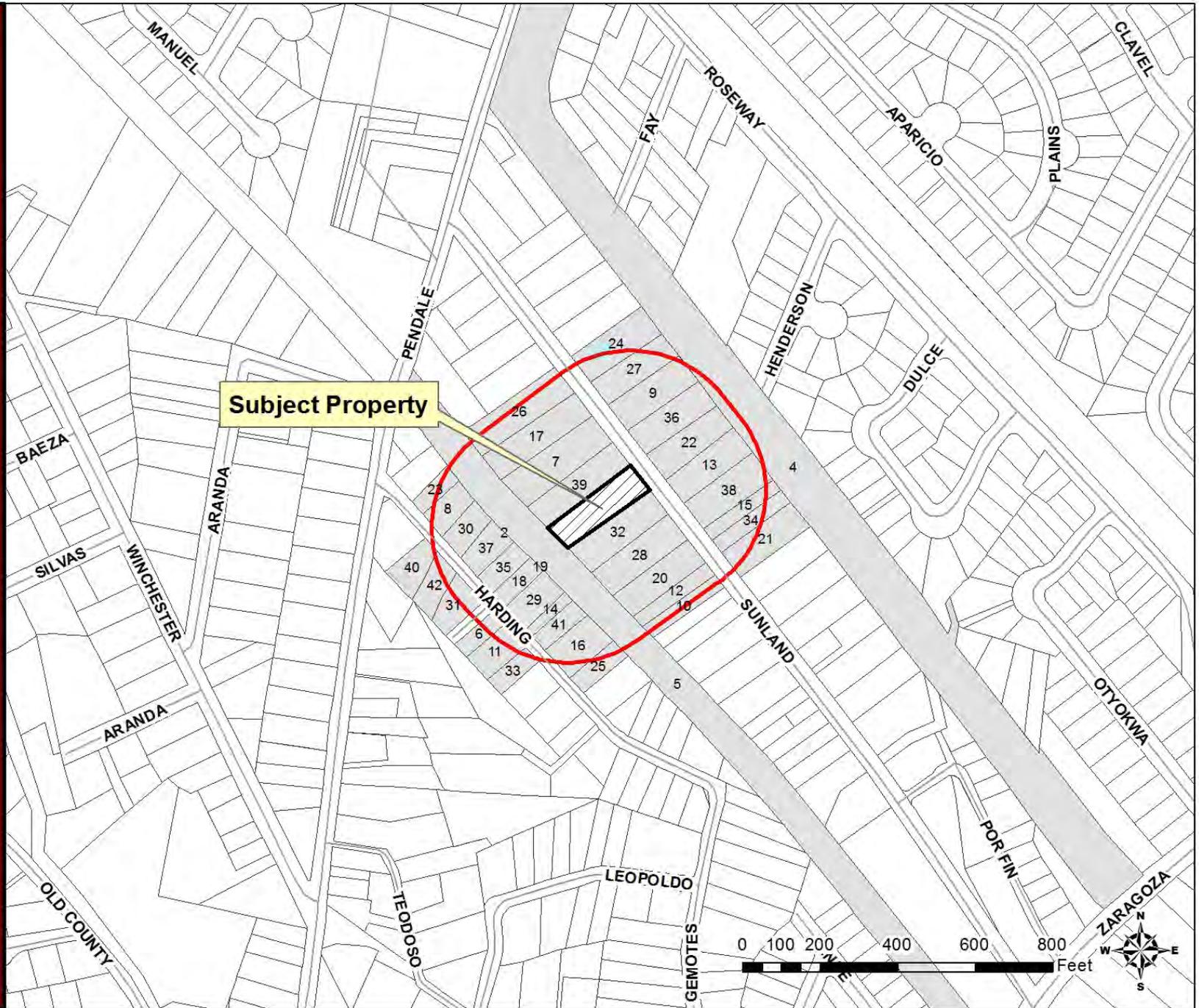
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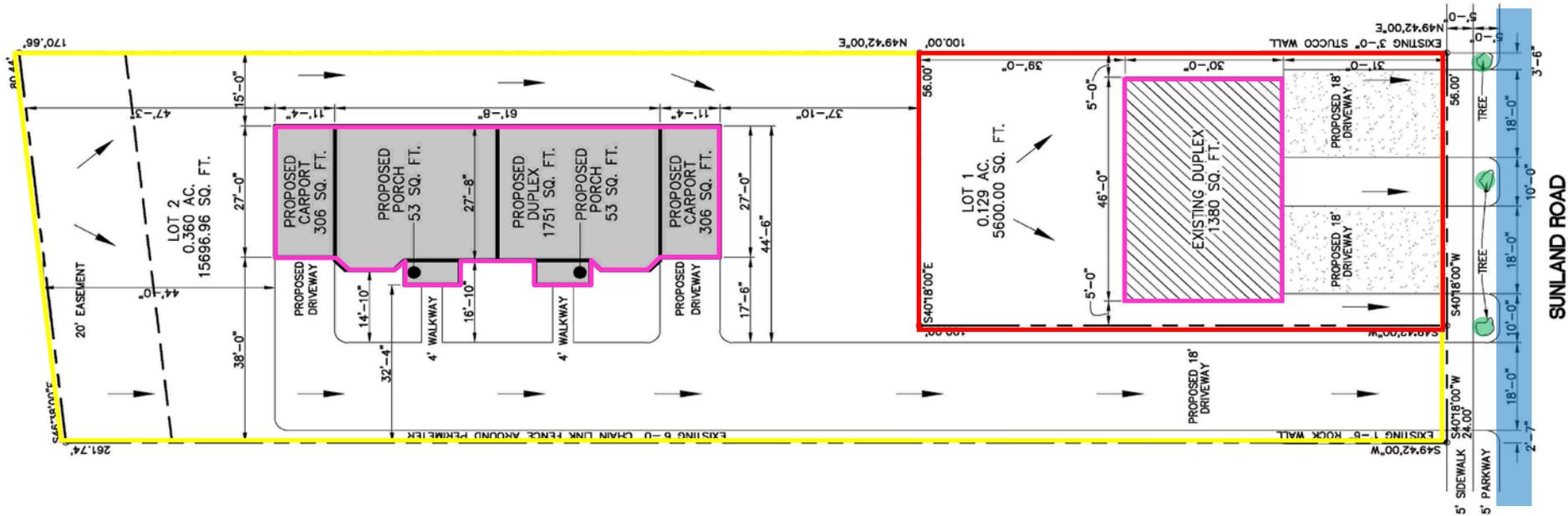


PZST15-00004



# Detailed Site Development Plan

Subject Property



Dimensional Standards Required and Proposed		
Dimension	Required	Proposed
Lot Width	70'	56'
Lot Area	7,000 sq. ft.	5,600 sq. ft.

# Elevations



**FRONT ELEVATION**

SCALE: N.T.S.



**REAR ELEVATION**

SCALE: N.T.S.



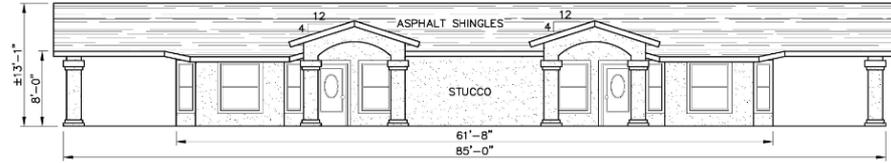
**LEFT SIDE ELEVATION**

SCALE: N.T.S.



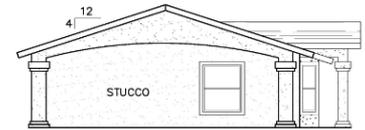
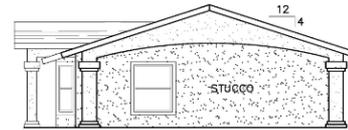
**RIGHT SIDE ELEVATION**

SCALE: N.T.S.



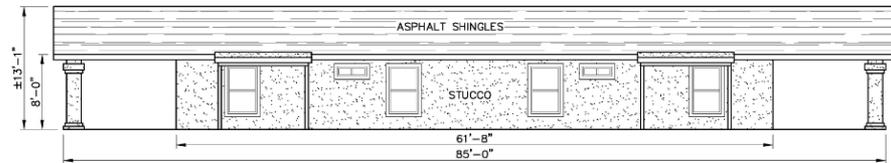
**FRONT ELEVATION**

SCALE: 1/8" = 1'-0"



**SIDE ELEVATIONS**

SCALE: 1/8" = 1'-0"



**REAR ELEVATION**

SCALE: 1/8" = 1'-0"

EXISTING

PROPOSED



Subject Property & West



Subject Property & West



East



North



South

