#### **CITY PLAN COMMISSION**

THURSDAY, JANUARY 07, 2024

FILE NUMBER: S234-055 SENIOR PLANNER: Hema Sharma

**LOCATION:** Patton Avenue at Seventh Street, southeast corner

**DATE FILED:** February 08, 2024 **ZONING:** PD-468 (Subdistrict A, Tract 2)

PD LINK: https://dallascityhall.com/departments/city-attorney/Articles/PDF/Article%20468.pdf

CITY COUNCIL DISTRICT: 1 SIZE OF REQUEST: 0.529-acres

**APPLICANT/OWNER:** Arham Opportunity Investments

**REQUEST:** An application to replat a 0.529-acre tract of land containing all of Lots 27, 28 and 29 in City Block B/3122 to create a 12-lot Shared Access Development with lots ranging in size from 1,200 square feet to 1,266 square feet and to dedicate a right-of-way on property located on Patton Avenue at Seventh Street, southeast corner.

#### SUBDIVISION HISTORY:

- 1. S234-040 was a request on the present request to replat a 0.529-acre tract of land containing all of Lots 27, 28 and 29 in City Block B/3122 to create a 12-lot Shared Access Development with lots ranging in size from 1,200 square feet to 1,266 square feet and to dedicate a right-of-way on property located on Patton Avenue at Seventh Street, southeast corner. The request was withdrawn on February 1, 2024.
- 2. S223-221 was a request southwest of the present request to replat a 0.377-acres tract of land containing all of Lot 1 and Lot 2 in City Block B/3431 to create a 10-lot Shared Access Development with lots ranging in size from 1,215 square feet to 1,721 square feet on property located on Neely Street at Crawford Street, northeast corner. The request was approved on September 7, 2023 but has not been recorded.
- 3. S223-181 was a request southeast of the present request to replat a 0.519-acre tract of land containing all of Lots 3A and 3B in the City Block 90/3073 to move the internal lot line and to create one 0.237-acre lot and one 0.282-acre lot on property located on Eighth Street, west of Starr Street. The request was withdrawn on July 06, 2023.
- 4. S212-197 was a request southeast of the present request to replat a 0.425-acre tract of land containing part of Lot 4 in City Block 90/3073 to create one lot on property located on Eighth Street, southwest of Starr Street. The request was approved on May 19, 2022 but has not been recorded.
- 5. S212-178 was a request southwest of the present request to replat a 1.4381-acre (62,642 square feet) tract of land containing all of Lots 4 through 7, and part of Lots 11 through 16 in City Block B/3431 to create a 21-lot shared access development with lots ranging in size from 1,211 square feet to 4,909 square feet

- on property located on Crawford Street at Neely Street, northeast corner. The request was approved on May 19, 2022 but has not been recorded.
- 6. S212-134 was a request southwest of the present request to replat a 1.4381-acre tract of land containing all of Lots 4 through 7, and part of Lots 11 through 16 in City Block B/3431 to create a 21-lot shared access development ranging in size from 1,209 square feet to 4,883 square feet on property located on Crawford Street, north of Neely Street. The request was withdrawn on March 03, 2022.
- 7. S212-012 was a request located on southwest of the present request to replat a 1.4381-acre tract of land containing all of Lots 4 through 7, part of Lots 11 through 16 in City Block B/3431 to create a 21-lot shared access development ranging in size from 1,209 square feet to 6,133 square feet on property located on Crawford Street, north of Neely Street. The request was withdrawn on October 26, 2021.
- 8. S190-173 was a request located on southwest of present request to create a 33-lot Shared Access Development with lots ranging in size from 1,446 square feet to 4,179 square feet and from a 1.453-acre tract of land containing all of Lots 4 through 7 and part of Lots 11 through 16 in City Block B/3431 on property located on Crawford Street, north of Neely Street. The request was denied by City Plan Commission on July 23, 2020
- 9. S189-131 was a request north of the present request to create 2 lots with 0.126-acre each from a 0.252-acre tract of land in City Block 3433 on property located on Sixth Street, west of Denver Street. The request was approved on March 21, 2019 and but has not been recorded.
- 10. S189-099 was a request north of the present request to create 3 lots with size 3,671 square feet each from a 0.253-acre tract of land in City Block 3433 on property located on Sixth Street, west of Denver Street (F.K.A. Lake Street). The request was withdrawn on January 25, 2019.
- 11. S189-015 was a request southwest of the present request to replat a 1.453-acre tract of land containing all of Lots 4 through 7, and part of Lots 11 through 16 in City Block B/3431 to create a 31-lot Shared Access Area Development on property located on Neely Street, east of Crawford Street. The request was withdrawn on October 24, 2018.
- 12. S189-014 was a request southwest of the present request to replat a 0.377-acre tract of land containing all of Lots 1 and 2 in City Block B/3431 to create a 10-lot Shared Access Development on property located on Crawford Street at Neely Street, northwest corner. The request was withdrawn on July 20, 2023.
- 13. S189-013 was a request southwest of the present request to replat a 0.712-acre tract of land containing all of Lots 1, 2, 3, and 4 in City Block 4A/3431 to create a 20-lot Shared Access Area Development on property located on Neely Street at Crawford Street, northwest corner. The request was approved on November 1, 2018 and recorded on February 7, 2020.

**PROPERTY OWNER NOTIFICATION:** On February 20, 2024, 36 notices were sent to property owners within 200 feet of the proposed plat boundary.

**STAFF RECOMMENDATION:** Section 51A-8.503 states that "lots must conform in width, depth and area to the pattern already established in the adjacent areas, having due regard to the character of the area, its particular suitability for development, and taking into consideration the natural topography of the ground, drainage, wastewater facilities, and the proposed layout of the streets."

- The property on east of present request has lot area of 7,729 square feet and have lot width of 49.50 feet and are zoned PD 468 (Subdistrict A, RTN). (refer to the existing area analysis map)
- The properties to the south of the request have lot area of 7,050 square feet and have lot width of 50 feet; and are zoned PD 468 (Subdistrict A, RTN). (refer to the existing area analysis map)
- The property on west of present request has lot area of 7,500 square feet and have lot width of 50 feet and are zoned PD 468 (Subdistrict A, RTN). (refer to the existing area analysis map)
- The properties to the north of the present request have lot area of 7,081 square feet and have lot width of 48.26 feet and are zoned PD 468 (Subdistrict A, RTN). (refer to the existing area analysis map)

The request is in PD 468 (Subdistrict A, RTN). Per Section 51P-468.106 (b)(1) states that PD 468 (Subdistrict A) must comply with the RTN Residential Transition district regulations and development standards in Article XIII. The RTN district has a minimum lot area requirement of 1,200 square feet for townhouse development and 3,500 square feet for single family structure. The minimum lot width for townhouse is 16 feet; and minimum and maximum lot widths for single family house are 35 feet and 45 feet respectively.

The request is to create 12-lot shared access development ranging in size from 1,200 square feet to 1,266 square feet. The minimum lot width varies from 38.23 feet to 40.66 feet.

Staff finds that there is a lot pattern on north, east, west and south of the present request. The proposed lots will vary in lot pattern compared to already established lot pattern in the immediate vicinity of the request. The request complies with the zoning requirement of PD 468 (Subdistrict A, RTN), but is not in compliance with Section 51A-8.503; therefore, staff recommends denial of the request. However, should the request be approved, we recommend the approval be subject to compliance with the following conditions:

## **General Conditions:**

- 1. The final plat must conform to all requirements of the Dallas Development Code, Texas Local Government Code, Texas Land Surveying Practices Act and the General Rules and Regulations of the Texas Board of Land Surveying.
- 2. Department of Development Services, Engineering Division must verify that the plat conforms with the water, wastewater, and easement requirements under the provisions of Chapter 49 of the Dallas City Code.
- 3. Compliance with all plans, contracts, ordinances, and requirements of the City of Dallas. Section 51A-8.102(a), (b), (c), and (d)
- 4. The number and location of fire hydrants must comply with the Dallas Fire Code.
- 5. Any new or existing structure may not extend across new property lines. Section 51A-8.503(e)
- 6. On the final plat, all easement abandonments, and ROW abandonments must be by separate instrument with the recording information shown on the face of the plat. A release from the Real Estate Division is required prior to the plat being submitted to the Chairman for signature.
- 7. On the final plat, include two boundary corners tagged with these coordinates: "Texas State Plane Coordinate System, North Central Zone, North American Datum of 1983 on Grid Coordinate values, No Scale and no Projection."
- 8. On the final plat, monument all set corners per the Monumentation Ordinance. Prior to submittal of the final plat for the Chairman's signature. The monuments must be verified by the Chief City Surveyors Office in the Public Works Department. Section 51A-8.617
- 9. Provide ALL supporting documentation (i.e. deeds, plats, ordinances, easements...etc) with a completed Final Plat Checklist to the Survey Plat Review Group (**SPRG**) with the Final Plat Submittal <u>after</u> City Plan Commission Approval.
- 10. Prior to the final plat, submit a tree survey to the Arborist. A release from the arborist is required prior to an early release request or the recordation of the plat, whichever occurs first.
- 11. The number of lots permitted by this plat is 12.

# **Paving & Drainage Conditions:**

- 12. Submit a full set of Civil Engineering Plans (drainage, paving, street signage/marking/lighting) prepared per City Standards by a licensed (TX) Professional Engineer to Engineering Division in Room 200, Oak Cliff Municipal Center (i.e. 311T/DP). Additions and alterations to the public infrastructure require approval and may require private development contracts with bonds.51A-8.102 (c); 8.601(b)(4),(5),(6),(7),(8),(9)
- 13. Detention may be required if the capacity of available outfall is not adequate to carry the developed runoff. Section 51A-8.611(c).

14. Place a note on the final plat stating "Lot-to-Lot drainage will not be allowed without proper City of Dallas Engineering Division approval" 51A 8.611(e)

## **Shared Access Conditions:**

- 15. Provide additional shared access area easement, up to 26 feet, for compliance to Dallas Fire Code when building height is 30 feet or greater.
- 16. A water and wastewater easement at least 12 feet wide to be used exclusively for public water and wastewater below grade must be provided within the Shared Access Area Easement & labeled on the plat. Section 51A-4.411(d)(2) and Sections 49-60(d), 49-61(c)(5)(B), and Development Design Procedure and Policy Manual Section 6.2
- 17. No building permit may be issued to authorize work in the Shared Access Area Development until the final plat and the Shared Access Area Agreement have been recorded in the real property records of Dallas County, and the recording information has been placed on the face of the plat, and all other requirements of the Shared Access Area development have been met. Section 51A-4.411(c)(3)
- 18. Prior to submittal of the final plat the Shared Access Area Development must meet all of the requirements of Section 51A-4.411. Section 51A-4.411(c)
- 19. The recording information of the "Shared Access Area Agreement" must be placed on the final plat prior to being submitted to the City Plan Commission Chairman for signature. The Shared Access Area Agreement shall include a metes and bounds description of the shared access area as part of an attachment to the document. Section 51A-4.411(e)
- 20. A shared access development is treated as one lot for the purpose of setbacks and lot coverage.
- 21. Regardless of the minimum front yard setback of the applicable zoning district, the minimum front yard setback must be at least 20 feet from the right-of-way line of a street or alley if the parking space for the lot(s) is located in an enclosed structure and if the space faces upon or can be entered directly from the street or alley. Section 51A-4.411(f)(2)
- 22. Include the words "Shared Access Development" in the title block of the final plat. Platting Guidelines
- 23. Place a note on the final plat stating: "No vehicular access is permitted to adjacent property outside the platted property from the shared access area except to a public or City Council approved Private Street." Section 51A-4.411(d)(3), and 51A-4.411(d)(10)
- 24. If a guard house is provided, it must be at least 30 feet from the shared access point. Section 51A-4.411(d)(8)
- 25. The Shared Access Area Easement must be terminated a minimum of 3 feet from the adjacent property or right-of-way. Section 51A-8.618(b)
- 26. Provide guest parking at a rate of 0.25 spaces per dwelling unit and with adequate maneuverability per the Shared Access Development requirements.

# **Paving & Drainage Conditions:**

- 27. Submit a full set of Civil Engineering Plans (drainage, paving, street signage/marking/lighting) prepared per City Standards by a licensed (TX) Professional Engineer to Engineering Division in Room 200, Oak Cliff Municipal Center (i.e. 311T/DP). Additions and alterations to the public infrastructure require approval and may require private development contracts with bonds.51A-8.102 (c); 8.601(b)(4),(5),(6),(7),(8),(9)
- 28. Detention may be required if the capacity of available outfall is not adequate to carry the developed runoff. Section 51A-8.611(c).
- 29. Place a note on the final plat stating "Lot-to-Lot drainage will not be allowed without proper City of Dallas Engineering Division approval" 51A 8.611(e)

## **Right-of way Requirements Conditions:**

- 30. On the final plat, dedicate a 15-foot by 15-foot Alley Sight Easement at the intersection of Patton Avenue & the alley. Section 51A-8.602(e)
- 31. Must coordinate with Transportation Department for any traffic signal requirements that are deemed necessary for improving pedestrian accessibility and safety related to site development (Contact Srinivasa Veeramallu with Traffic Signals). 51A-8.606, 51A-8.608

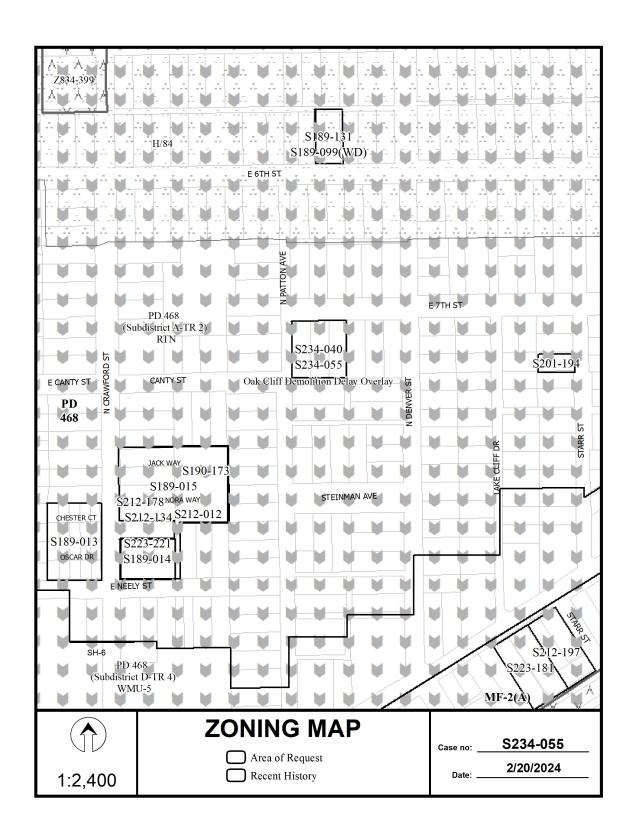
# **Survey (SPRG) Conditions:**

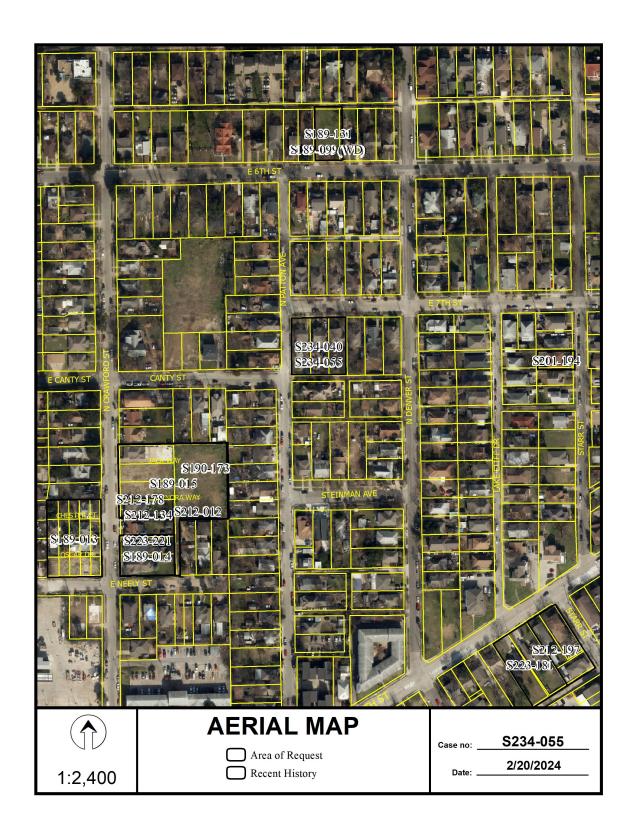
- 32. Prior to final plat, submit a completed final plat checklist and all supporting documents.
- 33. On the final plat, all access easement(s) must be recorded by separate instrument(s) and the recording information must be shown on the final plat.
- 34. On the final plat, show recording information on all existing easements within 150 feet of the property.
- 35. On the final plat, show all additions or tracts of land within 150 feet of the property with recording information.

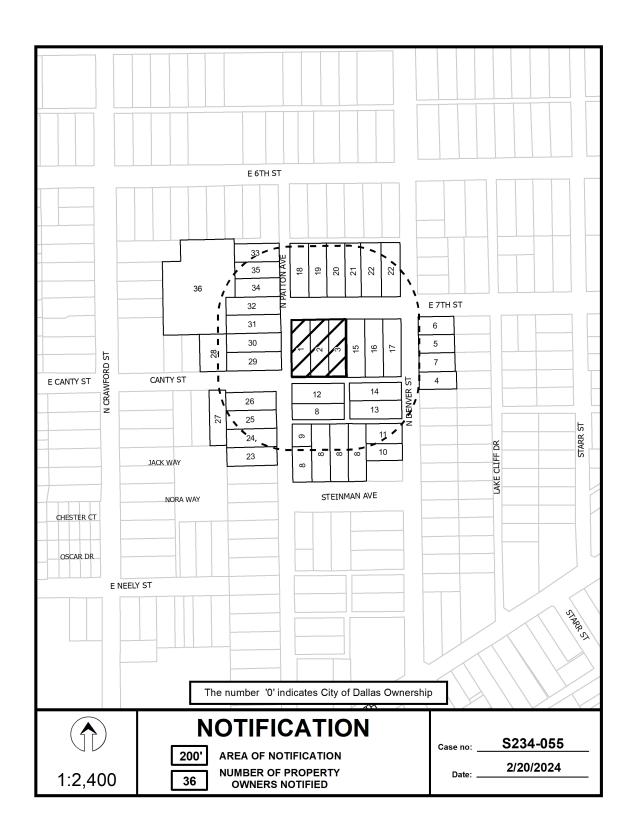
### **GIS, Lot & Block Conditions:**

36. On the final plat, identify the property as Lots 27A through 27D, Lots 28A through 28D & Lots 29A through 29D in City Block B/3122.

## ALL AREAS ARE IN SQUARE FEET Z834-399 S189-131 S189-099(WD) E 6TH ST PD 468 (Subdistrict A-TR 2) **7,500** 50 RTN S234-040 CRAWFORD ST S201-194 S234-055 N DENVER ST E CANTY ST CANTY ST Oak Cliff Demolition Delay Overlay 7,050 7,050 PD 7,050 7,050 468 rs V K KE CLIFF! JACK WAY S190-173 S189-015 STEINMAN AVE \$212-178 NORA WAY LS2.12-134.S212-012 CHESTER CT S189-013 S223-221 OSCAR DR S189-014 E NEELY ST SH-6 S212-197 PD 468 (Subdistrict D-TR 4) WMU-5 S223-18Ì MF-2(A EXISTING AREA ANALYIS MAP S234-055 Case no: Area of Request 2/20/2024 Recent History Date: . 1:2,400







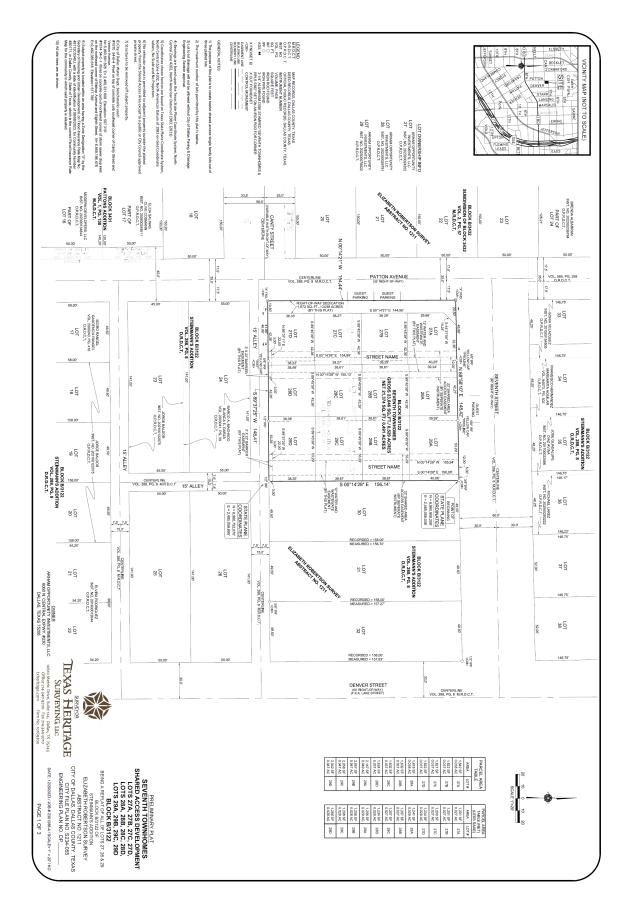
# Notification List of Property Owners S234-055

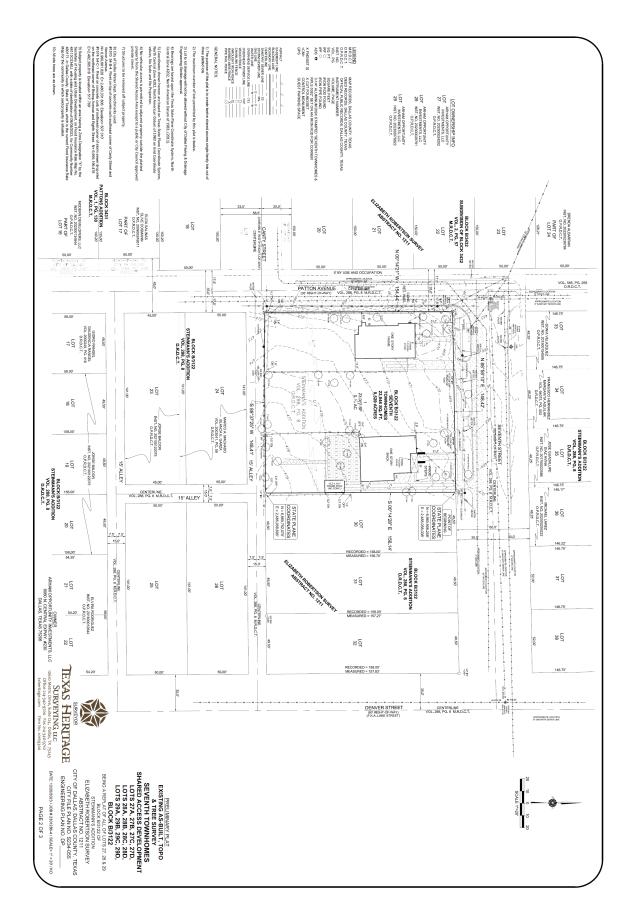
## 36 Property Owners Notified

Label #	Address		Owner
1	302	E 7TH ST	ARHAM OPPORTUNITY INVESTMNETS
2	306	E 7TH ST	ARHAM OPPORTUNITY INVESTMENTS LLC
3	310	E 7TH ST	ARHAM OPPORTUNITY INVESTMENTS
4	424	N DENVER ST	WYCLIFF INVESTMENT LLC
5	430	DENVER ST	LOPEZ GILBERT III
6	434	DENVER ST	MCCORKLE MARIA E
7	426	DENVER ST	PEREZ RODOLFO M & MARIA SOCORRO
8	303	STEINMAN AVE	BALDOR JORGE
9	410	N PATTON AVE	RANGEL ISIDRO &
10	407	DENVER ST	SOLORZANO FIDELA HERNANDEZ
11	411	DENVER ST	RODRIGUEZ ELVIRA
12	424	N PATTON AVE	Taxpayer at
13	415	N DENVER ST	Taxpayer at
14	425	DENVER ST	SILVA YOLANDA
15	314	E 7TH ST	SALAS ARMANDO & MARIA
16	316	E 7TH ST	BAEZA CRISTINA
17	320	E 7TH ST	LOPEZ ROGER II ET AL
18	303	E 7TH ST	VELAZQUEZ SONIA
19	307	E 7TH ST	HERNANDEZ FRANCISCO &
20	311	E 7TH ST	ALVINA JOSE GUADALUPE DIAZ
21	315	E 7TH ST	LAREZ MICHAEL
22	317	E 7TH ST	BARRERA LAEL
23	411	N PATTON AVE	GIL JO JESUS G & SILVIA
24	413	N PATTON AVE	LUGO ELPIDIO
25	417	N PATTON AVE	SALINAS ELIDA &
26	421	N PATTON AVE	CARRANZA BENIGNO

### 02/13/2024

Label #	Address		Owner
27	220	E CANTY ST	RAMIREZ FELIPE &
28	219	E CANTY ST	AHC LAKE CLIFF I LLC
29	427	N PATTON AVE	BELMONTE JOSE O &
30	431	N PATTON AVE	TORRES JOSE JAIME & TORRES SILVIA
31	435	N PATTON AVE	TORRES BONIFACIO & AURORA
32	439	N PATTON AVE	ORTIZ MOSES &
33	511	N PATTON AVE	ROCK CREW INVESTMENTS LLC
34	503	N PATTON AVE	ALBARRAN BRENDA
35	507	N PATTON AVE	CHADWICK DAVID A & KAREN L
36	213	E CANTY ST	AHC LAKE CLIFF I LLC





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ARHAM OPPORTUNITY INVESTMENTS. LLC 600 NC CRIT RULL PORTU	This just is approved by the Olde Engineer of Development Services of the City of Dalbas and accepted by the Owner, subject to the following conditions, which shall be being upon the Owner, but sens, generoes and sangers.  The shared access are as an designated within the interior of the address of the maintained by a homeomet's association and/or the individual bit covers of the lot of too that are traversed by or adjuscent to the bursel access area. The City of Dalbas win not be requested from the manner and operation of the altered access area. In the event that the City of Dalbas of Dalbas (Vales of Dalbas of Dalbas (Vales of Dalbas of Dalbas) and the state of the properties are continued in the shared area (City of Dalbas of Dalbas) and the City of Dalbas of Dalbas (Vales of Dalbas) are of the properties are continued in the shared the City of Dalbas of Dalbas (Vales of Dalbas) are continued to the properties of the shared continued to the city of Dalbas (Vales of Dalbas) and the City of Dalbas of Dalbas (Vales of Dalbas) are continued to the shared the city of Dalbas (Vales of Dalbas) and the city of Dalbas of Dalbas (Vales of Dalbas) and the city of Dalbas of Dalbas (Vales of Dalbas) and the city of Dalbas of Dalbas (Vales of Dalbas) and the city of Dalbas (Vales of Dalbas) and the city of Dalbas of Dalbas (Vales of Dalbas) and the city of Dalbas of Dalbas (Vales of Dalbas) and the city of Dalbas of Dalbas (Vales of Dalbas) and the city of Dalbas of Dalbas (Vales of Dalbas) and the city of Dalbas of Dalbas (Vales of Dalbas) and the City of Dalbas (Vales of Dalba	Notary Signature SHARED ACCESS AREA EASEMENT STATEMENT	AWAIS AHMED - Minager  STATE OF TEXAS  COUNTY OF TRANSANT  COUNTY OF TRANSANT  EFFORE ME, exact individual admonths, a Netway Public in and for the said County and State, on this day personally appeared AWAIS  AHED, for an orderedged authority, a Netway Public in and for the said County and State, on this day personally or as the historic and an orderedged or an attention to the purposes and considerations threen expressed and in the capacity threen stated and as the act and deed divided NUNCER MY HAND AND SEAL OF OFFICE, this	This plet approved subject to all platting ordinances, rules, regulations, and resolutions of the City of Dallas.  WITNESS MY HAND THIS DAY OF 2024.  ARHAM OPPURTUNITY INVESTMENTS, LLC	mainer inconsistent with the SHARED ACCESS AREA EASEMENT STATEMENT noticed on this plat, which statement is nevely adopted and accepted.  Wither main any systematic exements could allow prough a place of working space for construction, and maintenance of the system. Additional exements bear all allow prough a place for the system. Additional exements bear to some year the property construction of an exempt and any advanced and accepted to exempt the property of the property of the place of the	examines to the responsibly of the present women to buildings feared trees, which is other improvements or provide soal to contracted recommendation of all public collections are contracted in contracted or placed upon over a consist in examined. See all the label possibly several forth mindual use and accommendation of all public callest using or desiring to use same. All and any public callest single before mindres with several contraction, minimumous or efficiency of its respective system on the examines and only the construction, minimumous or efficiency of its respective system on the examines and only includes single all times have the full single of registers or inform the seal examines for the purpose of constructing, importing, particility, minimumous and solding to commonly all or parts of the respective systems whould the excessive all why time of procuring the permission of systems. Any prime of procuring the permission of systems (Any position systems which are supposed to procuring the permission of systems (Any position systems are supposed to prime or service required or ordinary politicisms by that stills).  Nevertherapping the operation assembly the construction are examined below on the field may not be be used to the construction of the supposed or service required or ordinary politicisms by that stills).	NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS.  The APPAIN OPPOPULATE AN INTERNATIONAL OF COMMITTEE THE APPAIN OPPOPULATE AND ALL OF COMMITTEE THE APPAIN OPPOPULATE AND ALL OF COMMITTEE THE ADMITTEE AND ALL OF COMMITTEE	OWNER'S DEDICATION
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