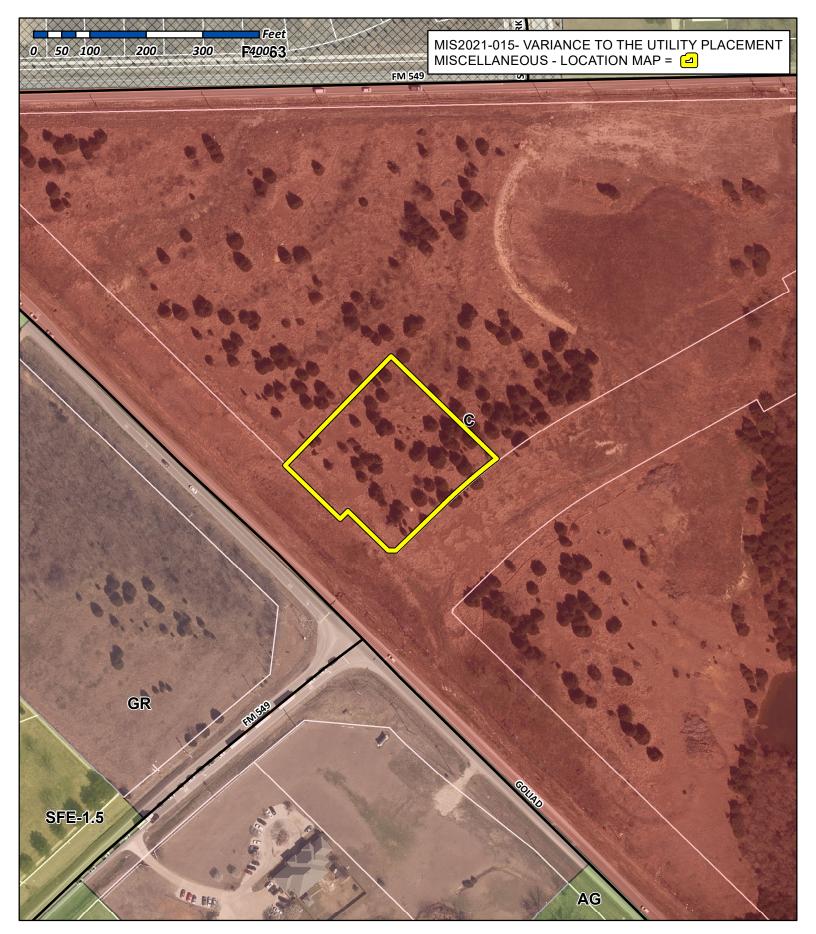
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CONTACT PERSON	Michael Hampton				The Dimens Keaton Mai	ion Grou	qu		
ADDRESS	10755 Sandhill Rd		CONTACT PER						
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PHONE	469-500-5204		PH	ONE	214-600-11				
E-MAIL	mhampton@prudentde	velopment.com	E-M	MAIL	kmai@dim	ensiong	oup.com		
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DEVELOPMENT APPLICATION > CITY OF ROCKWALL > 385 SOUTH GOLIAD STREET > ROCKWALL, TX 75087 > [P] [972] 771-7745 + [F] (972) 771-7727





City of Rockwall

Planning & Zoning Department 385 S. Goliad Street Rockwall, Texas 75032 (P): (972) 771-7745 (W): www.rockwall.com The City of Rockwall GIS maps are continually under development and therefore subject to change without notice. While we endeavor to provide timely and accurate information, we make no guarantees. The City of Rockwall makes no warranty, express or implied, including warranties of merchantability and fitness for a particular purpose. Use of the information is the sole responsibility of the user.





10755 Sandhill Road, Dallas, TX 75238, 214.343.9400, dimensiongrp.com ARCHITECTURE • CIVIL ENGINEERING • MEP ENGINEERING • PLANNING

November 17, 2021

- To: City of Rockwall Planning & Zoning Commission 385 S. Goliad Street Rockwall, TX 75087
- Re: 7-Eleven #1049078 (SP2021-021) 4949 S. Goliad Street Rockwall, TX 75032 Variance Request Letter

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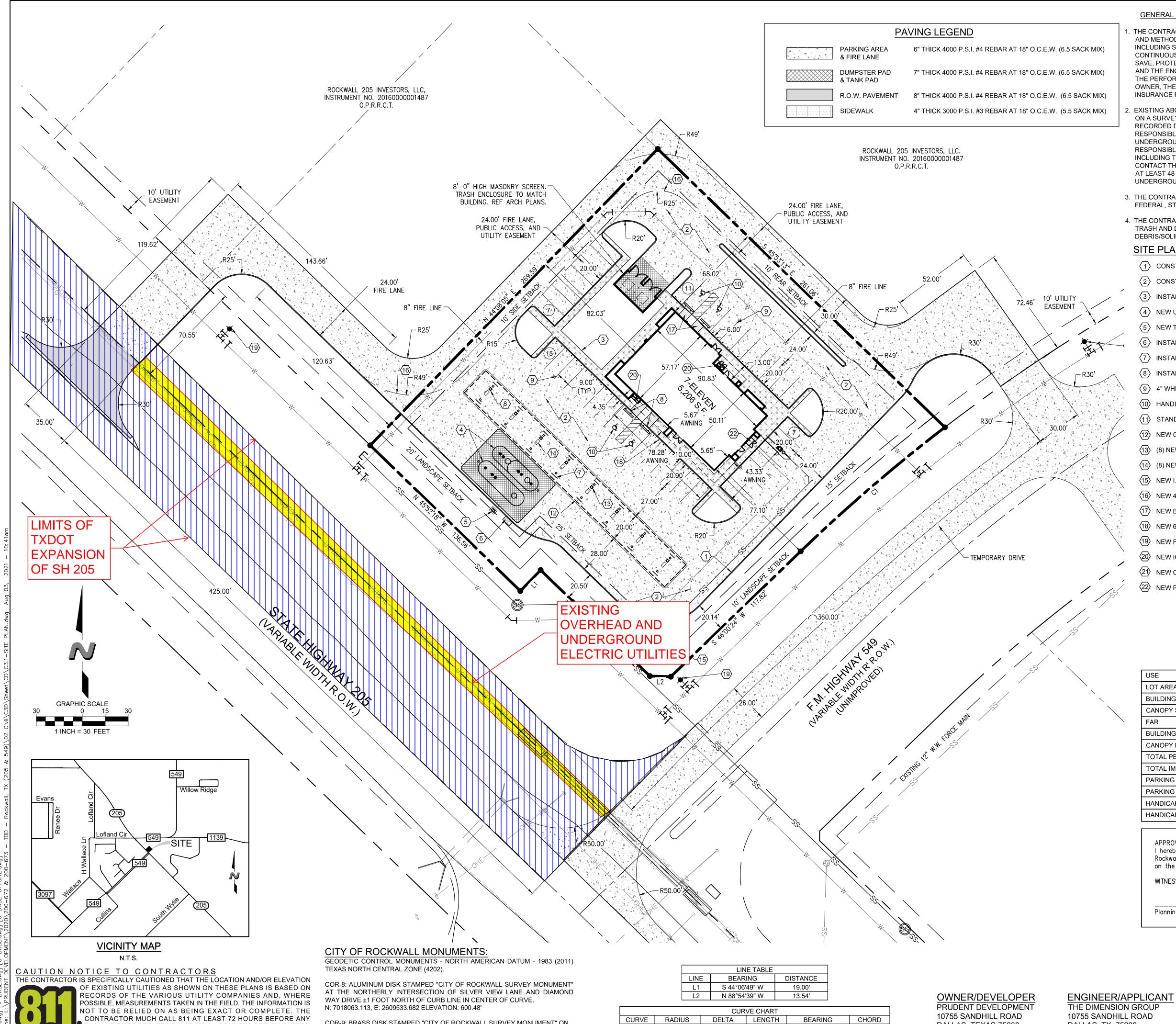
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Keaton Mai, PE Director of Civil Engineering



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N: 7020550.132, E: 2607463.893 ELEVATION: 595.63'

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DALLAS, TEXAS 75238 PHONE: (214) 271-4630 CONTACT: MICHAEL HAMPTON



GENERAL NOTES

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I hereby certify that the above and foregoing site plan for a development in the City of Rockwall, Texas, was approved by the Planning & Zoning Commission of the City of Rockwall on the ____ day of _____, 20___.

WITNESS OUR HANDS, this ____ day of ____, 20__.

Director of Planning and Zoning Planning & Zoning Commission, Chairman

CONTACT: KEATON L. MAI, PE

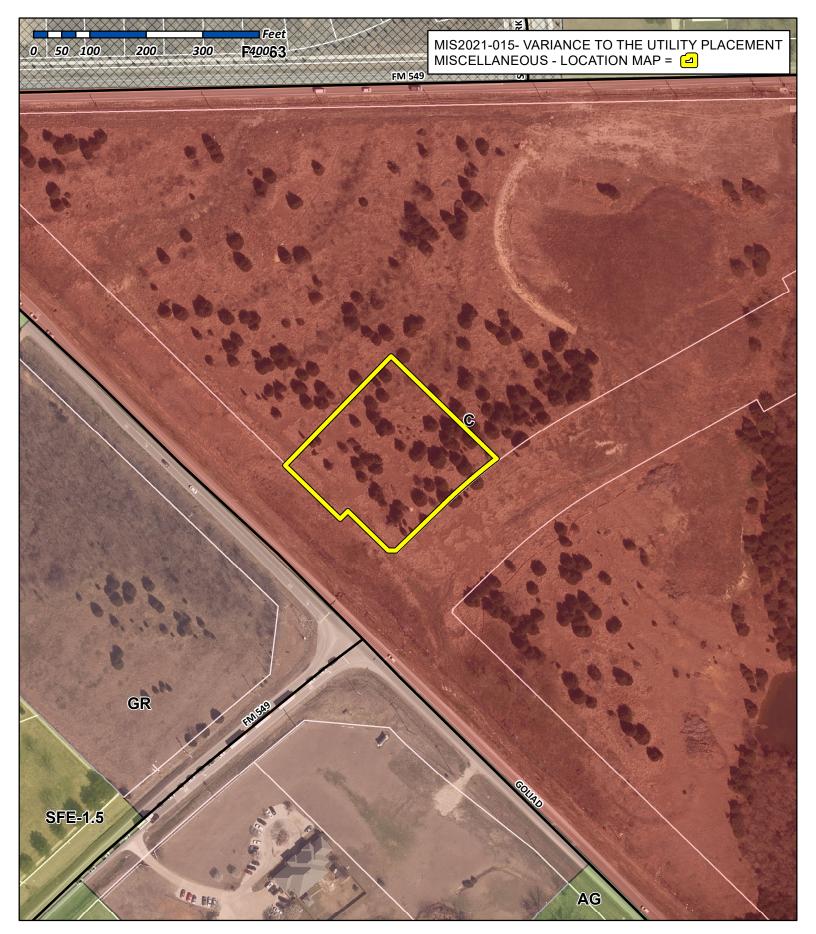
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THE		ARCHITECTURE • CIVIL ENGINEERING • MEP ENGINEERING	10755 SANDHILL ROAD, DALLAS, TEXAS 75238 TEL: 214.343.9400 www.DimensionGroup.com			
TBPE FIRM REGISTRATION #F-8396 OF KEATON L. MAI DOCUMENT IS RELEASED FOR THE PURPOSE OF PRELIMINARY REVIEW UNDER THE AUTHORITY OF KEATON L. MAI, P.E. 125077 ON 8/3/2021 IT IS NOT TO BE USED FOR CONSTRUCTION PURPOSES.						
		<u>DIMENS</u>	SION GE	ROUP.		
		drawn	designed	approved		
REVISION DESCRIPTION		200-672	date 8/03/2021 - 10:41 am	dwg. C3.1-SITE PLAN.dwg		
# DATE		project no. 200-672	date	dwg.		
SITE PLAN	7-ELEVEN STORE	NWC STATE HIGHWAY 205 & FM 549	ROCKWALL, TEXAS			

C3.1

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DEVELOPMENT APPLICATION > CITY OF ROCKWALL > 385 SOUTH GOLIAD STREET > ROCKWALL, TX 75087 > [P] [972] 771-7745 + [F] (972) 771-7727





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November 17, 2021

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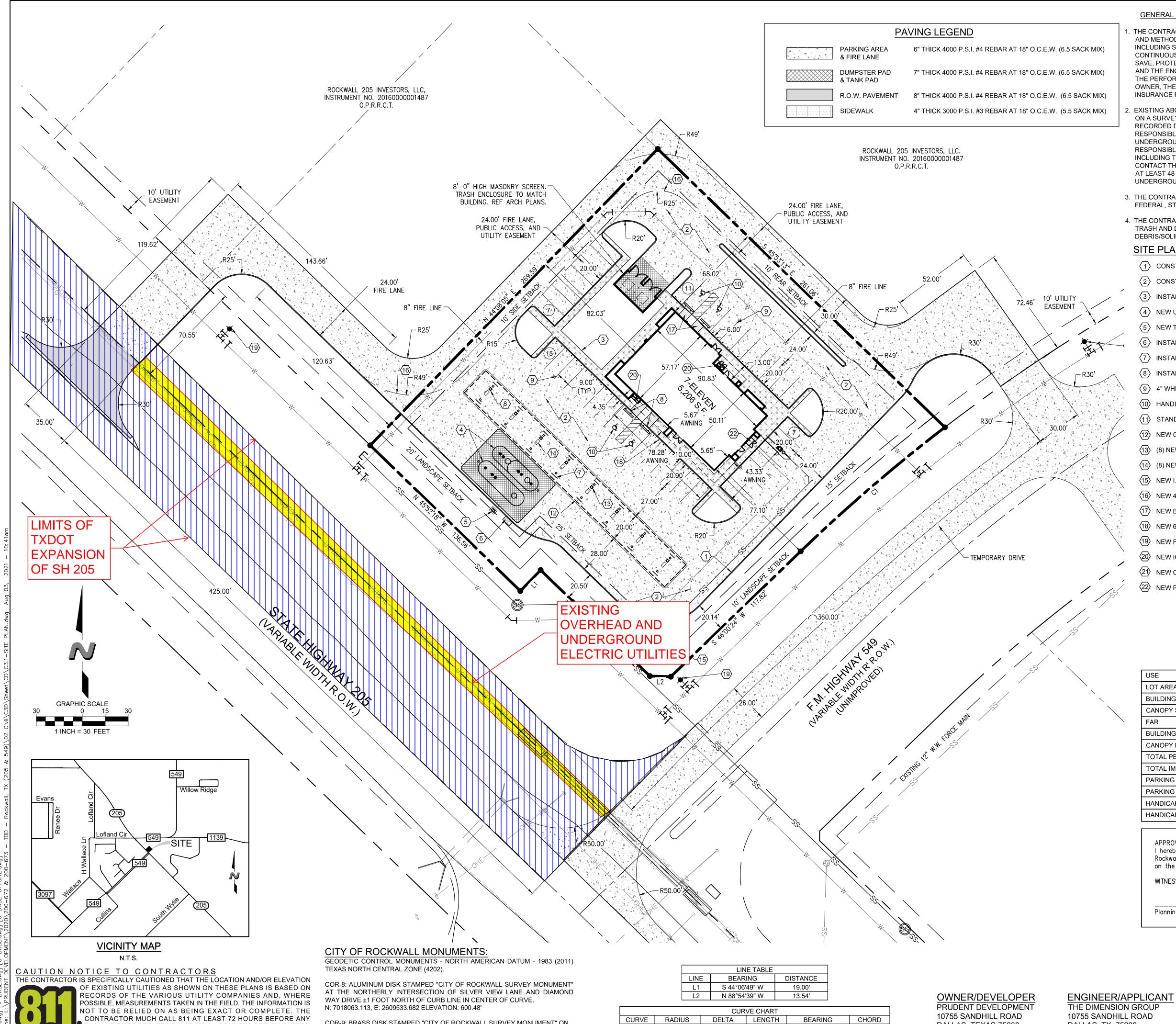
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Director of Planning and Zoning Planning & Zoning Commission, Chairman

CONTACT: KEATON L. MAI, PE

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REVISION DESCRIPTION		200-672	date 8/03/2021 - 10:41 am	dwg. C3.1-SITE PLAN.dwg		
# DATE		project no. 200-672	date	dwg.		
SITE PLAN	7-ELEVEN STORE	NWC STATE HIGHWAY 205 & FM 549	ROCKWALL, TEXAS			

C3.1



CITY OF ROCKWALL

PLANNING AND ZONING COMMISSION MEMORANDUM

PLANNING AND ZONING DEPARTMENT 385 S. GOLIAD STREET • ROCKWALL, TX 75087 PHONE: (972) 771-7745 • EMAIL: PLANNING@ROCKWALL.COM

TO:	Planning and Zoning Commission
FROM:	Andrew Reyna, <i>Planner</i>
DATE:	November 30, 2021
SUBJECT:	MIS2021-015; Variance Request to the Utility Standards for 7/11

On August 10, 2021 the Planning and Zoning Commission approved a site plan for a retail store with gasoline sales (*i.e.* 7/11) on a 1.503-acre tract of land located east of the intersection of S. Goliad Street [*SH*-205] and S. FM-549. Additionally, the Planning and Zoning Commission approved a variance to the pitched roof requirements allowing a flat roof design on a building that was less than 5,000 SF. The applicant offered compensatory measures in the form of additional landscaping, increased natural stone, and increased architectural elements (*i.e. decorative canopies, articulated accents, etc.*). The subject property is zoned Commercial (C) District and is situated within the SH-205 Overlay (SH-205 OV) District.

Since the site plan and variance were approved, the applicant has submitted civil engineering drawings and is working with the Engineering Department to address all comments. One of the issues that was identified through this process was a proposal by the applicant to relocate existing overhead powerlines from the interior of the site to the right-of-way line adjacent to the proposed landscape buffer. According to the City's ordinances, all relocations of existing overhead powerlines are required to be installed underground. This requirement is stipulated in several sections of the Unified Development Code (UDC) and Municipal Code of Ordinances. Specifically, the sections relevant to the subject property are as follows:

- Subsection 06.02, General Overlay District Standards, of Article 05, District Development Standards, of the UDC:
 - H. Utility Placement. All overhead utilities within any overlay district shall be placed underground.
- Section 03.03, Utility Distribution Lines, of Article 04, Permissible Uses, of the UDC:

All utility distribution lines shall be placed underground. Utility distribution lines placed above-ground shall require special approval of the City Council based upon a recommendation of the Planning and Zoning Commission.

- Section 38-15, *Miscellaneous Requirements*, of Chapter 38, *Subdivisions*, of the Municipal Code of Ordinances:
 - (e) Underground utilities. All power and telephone service shall be underground. No overhead service will be allowed without special permission being given by the city council.

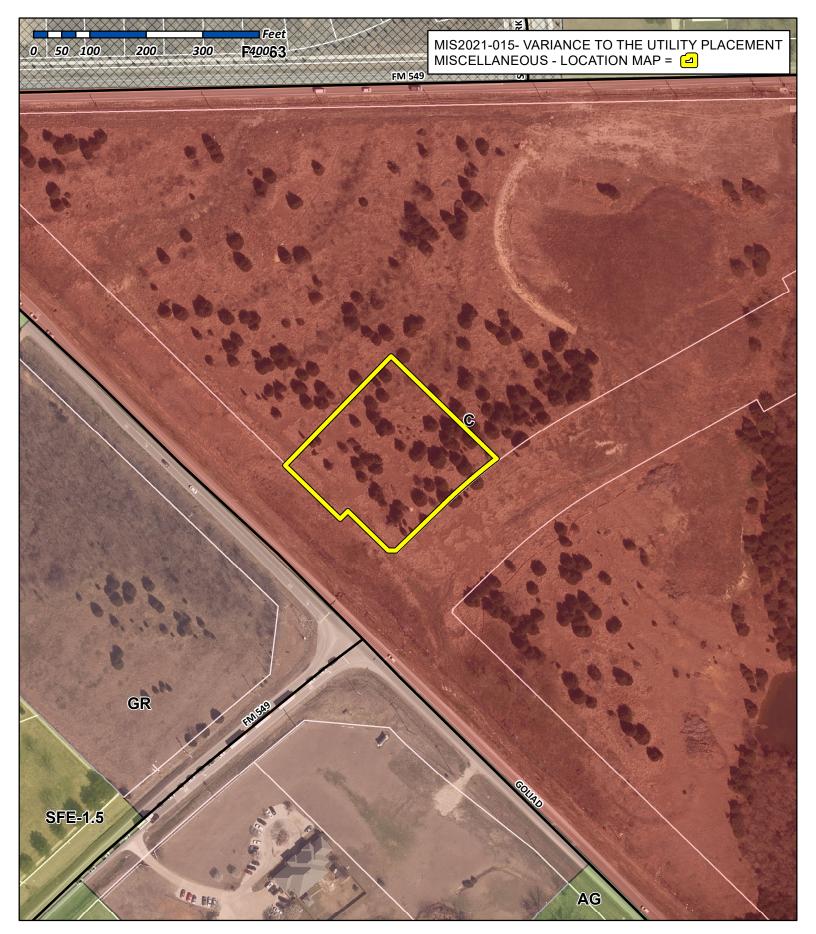
The applicant is requesting the City Council grant a variance to the underground requirements to allow overhead powerlines along SH-205. In the applicant's letter, the applicant has stated that Farmers Electric Cooperation would need to relocate these lines in the future, and based on this they believe it would be complicated to underground this portion of the utilities. According to Section 09.02, *Variances to the General Overlay District Standards*, of Article 11, *Development Applications and Review Procedures*, of the Unified Development Code (UDC), "...an applicant may request the Planning and Zoning Commission grant a variance to any provision contained in Section 06.02, *General Overlay District Standards*, of Article 05, *District Development Standards*, where unique or extraordinary conditions exist or where strict adherence to the technical requirements of this section would create an undue hardship." The code goes on to state that two (2) compensatory measures that *directly offset* the requested variance shall be provided. In this case, the applicant has stated that they are willing to provide [1] an increased landscape buffer along FM-549, [2] increased landscaping, [3] increased natural stone, [4] increased architectural elements, and [5] increased glazing area (*i.e. faux windows*). Staff should point out that many of these compensatory measures where already used to justify the variance to the roof standards on the original site plan case, and that the increased glazing was a recommendation by the Architectural Review Board (ARB) if the roof variance was granted. Additionally, the proposed compensatory measures do not appear to directly off-set the requested variance. It should also be

noted that in previous cases for similar requests the City Council and Planning and Zoning Commission have not approved variances relating to the undergrounding utilities due to the potential of creating a precedence; however, variances are discretionary decisions that are considered on a case-by-case basis by the City Council pending a recommendation from the Planning and Zoning Commission. Staff is obligated to should point out that if this property is granted a variance it is part of a larger commercial tract, and the remainder of the tract would be required to underground the utilities at the time of development. If this is the case, this could create an aesthetically inconsistent frontage along SH-205.

In the attached packet staff has included a proposed utility plan showing the current and proposed location of the powerlines, and the applicant's letter. Staff should note that the approval of any variance in an established overlay district would require a ³/₄-majority vote of the City Council (*i.e. members present at the meeting*) for approval. Should the Planning and Zoning Commission have any questions, staff and a representative for the applicant will be available at the <u>November 30, 2021</u> Planning and Zoning Commission work session.

PLEASE CHECK THE	DEVELOPMENT APPLICATION City of Rockwall Planning and Zoning Department 385 S. Goliad Street Rockwall, Texas 75087					STAFF USE UNLY PLANNING & ZONING CASE NO. <u>NOTE:</u> THE APPLICATION IS NOT CONSIDERED ACCEPTED BY THE CITY UNTIL THE PLANNING DIRECTOR AND CITY ENGINEER HAVE SIGNED BELOW. DIRECTOR OF PLANNING: CITY ENGINEER:			
PLATTING APPLI MASTER PLAT PRELIMINARY FINAL PLAT (\$300) AMENDING OR PLAT REINSTA SITE PLAN APPLI SITE PLAN (\$25 AMENDED SITE	CATION FEES: (\$100.00 + \$15.00 ACRE) ¹ PLAT (\$200.00 + \$15.00 ACRE) ¹ 300.00 + \$20.00 ACRE) ¹ 00 + \$20.00 ACRE) ¹ MINOR PLAT (\$150.00) TEMENT REQUEST (\$100.00) CATION FEES: 50.00 + \$20.00 ACRE) ¹ E PLAN/ELEVATIONS/LANDSCAF		ZONING ZON SPEC PD D OTHER TREE VARI NOTES:	APPLI ING CH. CIFIC U EVELO APPLIC E REMC ANCE F ANCE F	CATION FEES: ANGE (\$200.00 + \$1 SE PERMIT (\$200.00 PMENT PLANS (\$20 CATION FEES: DVAL (\$75.00) REQUEST (\$100.00) NG THE FEE, PLEAS THE PER ACRE AMOU TO ONE (1) ACRE.	5.00 ACRE) 0 + \$15.00 A0 00.00 + \$15.0 3E USE THE	1 CRE) 1 0 ACRE) 1 EXACT ACREA	GE WHEN THAN ONE	
	ORMATION [PLEASE PRINT]								
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GENERAL LOCATIO	NEC of HWY 205	and FM 549, R	ockwall, T>	< 750	32				
ZONING, SITE P	LAN AND PLATTING INF	ORMATION [PLEAS	SE PRINT]						
CURRENT ZONING	G Commercial (C)		CURREN	T USE	Undevelop	ed			
PROPOSED ZONING	G Commercial (C)		PROPOSEI	D USE	Convenien	ce Store	with Gas	,	
ACREAGE	1.503	LOTS [CURRENT] N/	A	LOTS [P	ROPOSED]	N/A		
REGARD TO TS . RESULT IN THE D	D PLATS: BY CHECKING THIS BOX APPROVAL PROCESS, AND FAILUR VENIAL OF YOUR CASE.	E TO ADDRESS ANY OF	STAFF'S COMMEI	NTS BY	THE DATE PROVIDED	ON THE DEV	ELOPMENT CAL	(IBILITY WITH LENDAR WILL	
	ANT/AGENT INFORMAT	ION [PLEASE PRINT/CH							
CONTACT PERSON	Michael Hampton				The Dimens Keaton Mai	ion Grou	qu		
ADDRESS	10755 Sandhill Rd		CONTACT PER						
ADDITE35	10755 Sandrini Ru		ADDR	ESS	10755 Sand	nili Ra			
CITY, STATE & ZIP	Dallas, TX 75238		CITY, STATE 8	ZIP	Dallas, TX	75238			
PHONE	469-500-5204		PH	ONE	214-600-11				
E-MAIL	mhampton@prudentde	velopment.com	E-M	MAIL	kmai@dim	ensiong	oup.com		
STATED THE INFORMATI	SIGNED AUTHORITY, ON THIS DAY ON ON THIS APPLICATION TO BE TF I AM THE OWNER FOR THE PURPOSE , TO COVER THE COST	RUE AND CERTIFIED THE	FOLLOWING: L INFORMATION S	UBMITTE	ΟΕ <u>Ρ</u> Ο <u></u> ΟΚΜ/ΔΗ ΟΝ ΤΗΡ	D CORRECT; /	514	ATION FEE OF	
INFORMATION CONTAINED SUBMITTED IN CONJUNCT	D WITHIN THIS APPLICATION TO TH ION WITH THIS APPLICATION, IF SUCH AND SEAL OF OFFICE ON THIS THE	REPRODUCTION IS ASSO	ALSO AUTHORIZE CIATED OR IN RES	ם אח ה	PERMITTED_TO_REPR	IBLIC INFORM	COPYRIGHTED I	NFORMATION	
	OWNER'S SIGNATURE	HAR -			OF		October 23, 20		
NOTARY PUBLIC IN AND	FOR THE STATE OF TEXAS	thy Bowe	n		MY COMMISS	ION EXPIRES	10-23.	-23	

DEVELOPMENT APPLICATION > CITY OF ROCKWALL > 385 SOUTH GOLIAD STREET > ROCKWALL, TX 75087 > [P] [972] 771-7745 + [F] (972) 771-7727





City of Rockwall

Planning & Zoning Department 385 S. Goliad Street Rockwall, Texas 75032 (P): (972) 771-7745 (W): www.rockwall.com The City of Rockwall GIS maps are continually under development and therefore subject to change without notice. While we endeavor to provide timely and accurate information, we make no guarantees. The City of Rockwall makes no warranty, express or implied, including warranties of merchantability and fitness for a particular purpose. Use of the information is the sole responsibility of the user.





10755 Sandhill Road, Dallas, TX 75238, 214.343.9400, dimensiongrp.com ARCHITECTURE • CIVIL ENGINEERING • MEP ENGINEERING • PLANNING

November 17, 2021

- To: City of Rockwall Planning & Zoning Commission 385 S. Goliad Street Rockwall, TX 75087
- Re: 7-Eleven #1049078 (SP2021-021) 4949 S. Goliad Street Rockwall, TX 75032 Variance Request Letter

The following letter is provided to request variances and identify the offsetting compensatory measures for the proposed 7-Eleven located at 4949 S. Goliad Street (SP21-0021). We are respectfully requesting the following variance to the City of Rockwall Unified Development Code:

1. Utility Placement- All overhead utilities within any overlay district shall be placed underground.

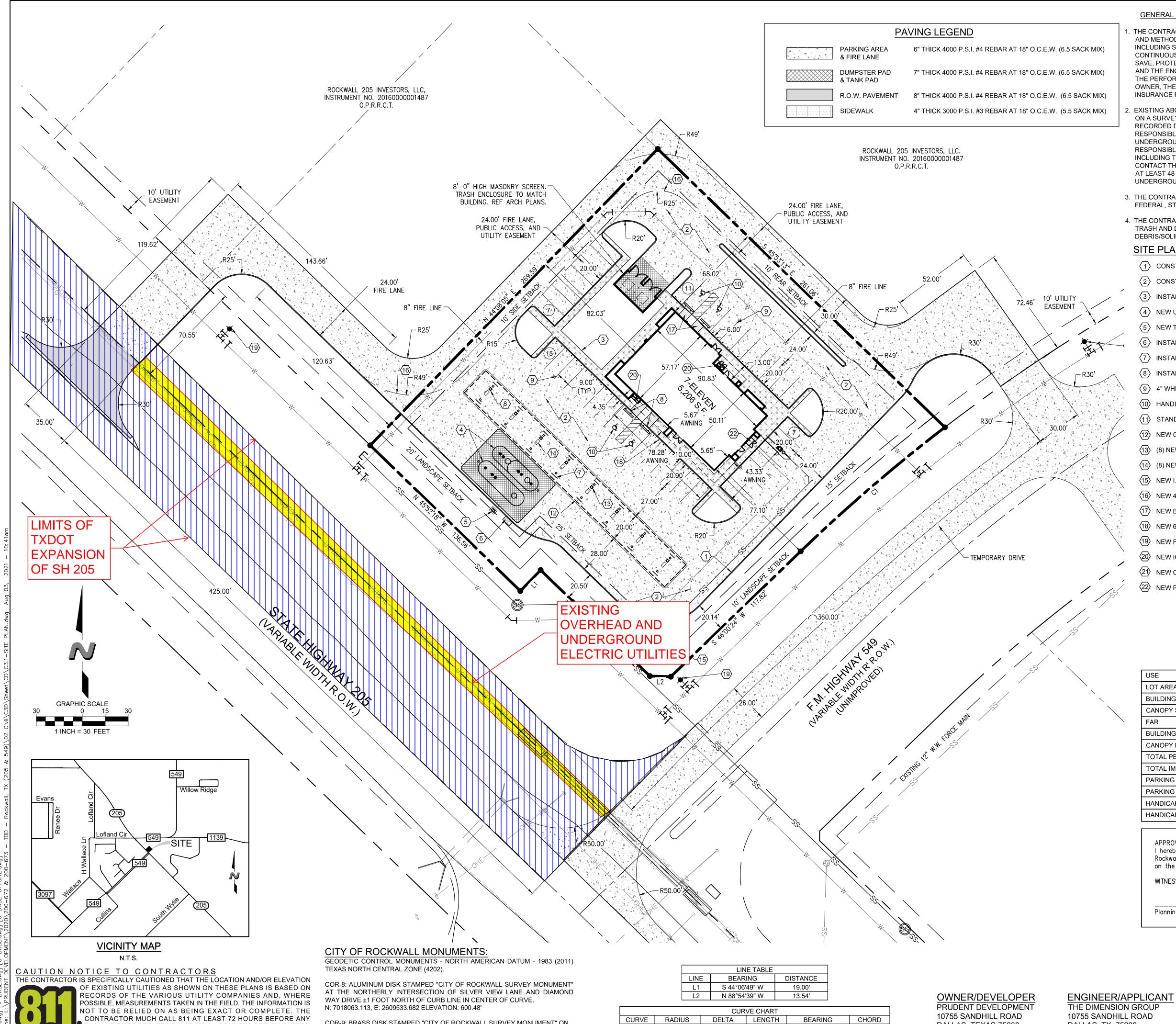
To offset these variances, we are providing the following compensatory measures:

- 1. Increased landscape buffer along FM 549 from 10-feet to 20-feet per ARB recommendation.
- 2. Increased parking lot landscaping to nine (9) percent (5 percent minimum).
- 3. Increased natural stone on exterior elevations to 35% of total area.
- 4. Increased awnings provided on building façade.
- 5. Increased glazing area (faux windows on rear elevation).

The overhead utility lines fronting the site along Hwy 205 will need to be relocated with the future TxDOT roadway expansion. This relocation is currently in design based on our discussions with Farmers Electric Coop. Moving this portion of the line underground could complicate the future relocation of the utility. Therefore, we would like to leave the lines in the current location until this expansion occurs. We have reached out to Farmers Electric Coop regarding permanent power service to the site. They have indicated that the lines may be buried during relocation, but a final decision has not been made. They do not support burying the potion of lines adjacent to this lot.

Thank you for your consideration and we appreciate your assistance with this matter.

Keaton Mai, PE Director of Civil Engineering



CONTRACTOR MUCH CALL 811 AT LEAST 72 HOURS BEFORE ANY XCAVATION TO REQUEST EXACT FIELD LOCATIONS OF THE UTILITIES. SHALL BE THE RESPONSIBILITY OF THE CONTRACTOR TO ELOCATED ALL EXISTING UTILITIES WHICH CONFLICT WITH THE PROPOSED IMPROVEMENTS SHOWN ON THESE PLANS.

COR-9: BRASS DISK STAMPED "CITY OF ROCKWALL SURVEY MONUMENT" ON THE SOUTH SIDE OF DISCOVERY BOULEVARD AT THE SOUTHEAST CORNER

N: 7020550.132, E: 2607463.893 ELEVATION: 595.63'

OF CURB INLET ±180 FOOT EAST INTERSECTION OF DISCOVERY/CORPORATE

		CUR	VE CHART		
CURVE	RADIUS	DELTA	LENGTH	BEARING	CHORI
C1	1100.00'	6°24'51"	124.26'	S 49°16'11" W	124.20

DALLAS, TEXAS 75238 PHONE: (214) 271-4630 CONTACT: MICHAEL HAMPTON



GENERAL NOTES

/

THE CONTRACTOR SHALL ASSUME SOLE AND COMPLETE RESPONSIBILITY FOR HIS MEANS AND METHODS OF CONSTRUCTION, JOB SITE CONDITIONS AND JOB SITE SAFETY, INCLUDING SAFETY OF ALL PERSONS AND PROPERTY. THIS REQUIREMENT SHALL APPLY CONTINUOUSLY AND NOT BE LIMITED TO WORKING HOURS. THE CONTRACTOR SHALL SAVE, PROTECT, INDEMNIFY DEFEND AND HOLD HARMLESS THE OWNER, THE ARCHITECT AND THE ENGINEER FROM ANY CLAIM OF LIABILITY, REAL OR ALLEGED, ARISING OUT OF THE PERFORMANCE OF ANY WORK ON THIS PROJECT. THE CONTRACTOR SHALL NAME THE OWNER, THE ARCHITECT AND THE ENGINEER AS "ADDITIONAL INSURED" ON HIS INSURANCE POLICIES.

2. EXISTING ABOVE GROUND UTILITIES HAVE BEEN SHOWN BASED ON INFORMATION SHOWN ON A SURVEY OF THE PROPERTY. UNDERGROUND UTILITIES ARE SHOWN BASED ON RECORDED DATA AND MAY NOT BE COMPLETE OR EXACT. THE CONTRACTOR SHALL BE RESPONSIBLE FOR VERIFYING THE LOCATIONS AND DEPTHS OF ALL ABOVE GROUND AND UNDERGROUND UTILITIES PRIOR TO CONSTRUCTION. THE CONTRACTOR SHALL BE RESPONSIBLE FOR DAMAGE TO EXISTING ABOVE GROUND OR UNDERGROUND UTILITIES, INCLUDING THOSE NOT SHOWN ON THE PLANS. THE CONTRACTOR IS ADVISED TO CONTACT THE CITY AND ALL FRANCHISE UTILITY COMPANIES, EASEMENT HOLDERS, ETC. AT LEAST 48 HOURS PRIOR TO BEGINNING EXCAVATION IN THE VICINITY OF ANY UNDERGROUND UTILITY.

- 3. THE CONTRACTOR SHALL COMPLY WITH ALL BUILDING CODES AND REGULATIONS, FEDERAL, STATE, COUNTY, AND CITY SAFETY CODES AND INSPECTION REQUIREMENTS.
- 4. THE CONTRACTOR SHALL PROVIDE DUST PROTECTION DURING CONSTRUCTION. ALL TRASH AND DEBRIS SHALL BE PICKED UP AT ALL TIMES. COMMERCIAL CONSTRUCTION DEBRIS/SOLID WASTE HAULER PERMIT REQUIRED.

SITE PLAN KEYNOTES:

- (1) CONSTRUCT 6" CURB & GUTTER
- (2) CONSTRUCT 6" CONCRETE PAVEMENT SECTION (RE: GEOTECH)
- $\langle 3 \rangle$ INSTALL PEDESTRIAN SIDEWALK PAVEMENT
- $\langle 4 \rangle$ NEW UNDERGROUND FUEL STORAGE TANKS
- $\langle 5 \rangle$ NEW TANK VENTS
- $\langle 6 \rangle$ INSTALL AIR & WATER MACHINE
- (7) INSTALL (16) U-SHAPED BOLLARDS. REF. FUEL PLANS
- (8) INSTALL HANDICAP VAN AND CAR SIGN (RE: A.D.A. PLAN)
- (9) 4" WHITE PAVEMENT SOLID PARKING STRIPES
- (10) HANDICAP VAN PARKING
- (11) STANDARD AREA LIGHT POLE (RE: PHOTOMETRIC PLAN)
- (12) NEW GASOLINE CANOPY
- $\langle 13 \rangle$ (8) NEW TRASH CANS
- $\langle 14 \rangle$ (8) NEW MULTI-PRODUCT DISPENSERS
- (15) NEW I.D. SIGN (BY SEPARATE PERMIT)
- $\langle 16 \rangle$ NEW 4" WIDE FIRE LANE STRIPE
- (17) NEW BARRIER FREE RAMPS
- (18) NEW 6" BOLLARDS IN PARKING SPACES (REF. ARCH. PLANS)
- (19) NEW FIRE HYDRANT LOCATION
- 20 NEW ICE MERCHANDISER
- 21 NEW CO2 & NITROGEN CAGES
- 22 NEW PROPANE CAGE

DATA SUMMARY TABLE

USE	COMMERCIAL (CONVENIENCE STORE W/FUEL SALES)
LOT AREA	65,466 S.F. (1.50 ACRES)
BUILDING SQUARE FOOTAGE	5,206 S.F.
CANOPY SQUARE FOOTAGE	3,640 S.F.
FAR	0.13:1
BUILDING HEIGHT	18'-8"
CANOPY HEIGHT	17'-6"
TOTAL PERVIOUS COVER	15,734 S.F. OR 24%
TOTAL IMPERVIOUS COVER	49,732 S.F. OR 76%
PARKING REQUIRED	21 SPACES (1/250 G.F.A.)
PARKING PROVIDED	40 SPACES
HANDICAP PARKING REQUIRED	2 SPACES
HANDICAP PARKING PROVIDED	4 SPACES

I hereby certify that the above and foregoing site plan for a development in the City of Rockwall, Texas, was approved by the Planning & Zoning Commission of the City of Rockwall on the ____ day of _____, 20___.

WITNESS OUR HANDS, this ____ day of ____, 20__.

Director of Planning and Zoning Planning & Zoning Commission, Chairman

CONTACT: KEATON L. MAI, PE

SITE PLAN LOT 1, BLOCK A, CREEKSIDE COMMONS ADDITION NWC STATE HIGHWAY 205 & F.M. 549 A 1.50 ACRE TRACT OF LAND IN THE WILLIAM W. FORD SURVEY, ABST. NO 80 SHEET CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS CITY PROJECT #SP2021-021 August 3, 2021

THE		ARCHITECTURE • CIVIL ENGINEERING • MEP ENGINEERING	10755 SANDHILL ROAD, DALLAS, TEXAS 75238 TEL: 214.343.9400 www.DimensionGroup.com	
THIS DOC FOR T PRELIMINAR AUTHORI P.E. 12 IT IS NO	INTERNIS THE PURPO RY REVIEW TY OF KEA 25077 ON 8 TO BE U UCTION PO INSTRUMENTS e PROTECTED D OTHER RE	6 MAI 7 .CG VUNE TON SED URPC SOFPR BY CCC	EASE DF DER T L. MA SES. OFESSI MMON	HE J, IONAL LAW, GHTS
		<u>DIMENS</u>	SION GE	ROUP.
		drawn	designed	approved
REVISION DESCRIPTION		200-672	date 8/03/2021 - 10:41 am	dwg. C3.1-SITE PLAN.dwg
# DATE		project no. 200-672	date	dwg.
SITE PLAN	7-ELEVEN STORE	NWC STATE HIGHWAY 205 & FM 549	ROCKWALL, TEXAS	

C3.1



CITY OF ROCKWALL CITY COUNCIL MEMORANDUM

PLANNING AND ZONING DEPARTMENT

385 S. GOLIAD STREET • ROCKWALL, TX 75087 PHONE: (972) 771-7745 • EMAIL: PLANNING@ROCKWALL.COM

TO:	Mayor and City Council
FROM:	Andrew Reyna, <i>Planner</i>
DATE:	December 6, 2021
SUBJECT:	MIS2021-015; Variance Request to the Utility Standards for 7/11

On August 10, 2021 the Planning and Zoning Commission approved a site plan for a retail store with gasoline sales (*i.e.* 7/11) on a 1.503-acre tract of land located east of the intersection of S. Goliad Street [*SH-205*] and S. FM-549. Additionally, the Planning and Zoning Commission approved a variance to the pitched roof requirements allowing a flat roof design on a building that was less than 5,000 SF. The applicant offered compensatory measures in the form of additional landscaping, increased natural stone, and increased architectural elements (*i.e. decorative canopies, articulated accents, etc.*). The subject property is zoned Commercial (C) District and is situated within the SH-205 Overlay (SH-205 OV) District.

Since the site plan and variance were approved, the applicant has submitted civil engineering drawings and is working with the Engineering Department to address all comments. One of the issues that was identified through this process was a proposal by the applicant to relocate existing overhead powerlines from the interior of the site to the right-of-way line adjacent to the proposed landscape buffer. According to the City's ordinances, all relocations of existing overhead powerlines are required to be installed underground. This requirement is stipulated in several sections of the Unified Development Code (UDC) and Municipal Code of Ordinances. Specifically, the sections relevant to the subject property are as follows:

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- Section 03.03, Utility Distribution Lines, of Article 04, Permissible Uses, of the UDC:

All utility distribution lines shall be placed underground. Utility distribution lines placed above-ground shall require special approval of the City Council based upon a recommendation of the Planning and Zoning Commission.

- Section 38-15, *Miscellaneous Requirements*, of Chapter 38, *Subdivisions*, of the Municipal Code of Ordinances:
 - (e) Underground utilities. All power and telephone service shall be underground. No overhead service will be allowed without special permission being given by the city council.

The applicant is requesting the City Council grant a variance to the underground requirements to allow overhead powerlines along SH-205. In the applicant's letter, the applicant has stated that Farmers Electric Cooperation would need to relocate these lines in the future, and based on this they believe it would be complicated to underground this portion of the utilities. According to Section 09.02, *Variances to the General Overlay District Standards*, of Article 11, *Development Applications and Review Procedures*, of the Unified Development Code (UDC), "…an applicant may request the Planning and Zoning Commission grant a variance to any provision contained in Section 06.02, *General Overlay District Standards*, of Article 05, *District Development Standards*, where unique or extraordinary conditions exist or where strict adherence to the technical requirements of this section would create an undue hardship." The code goes on to state that two (2) compensatory measures that *directly offset* the requested variance shall be provided. In this case, the applicant has stated that they are willing to provide [1] an increased landscape buffer along FM-549, [2] increased landscaping, [3] increased natural stone, [4] increased architectural elements, and [5] increased glazing area (*i.e. faux windows*). Staff should point out that many of these compensatory measures where already used to justify the variance to the roof standards on the original site plan case, and that the increased glazing was a recommendation by the Architectural Review Board (ARB) if the roof variance was granted. Additionally, the proposed compensatory measures do not appear to directly off-set the requested variance. It should also be noted that in previous cases

for similar requests the City Council and Planning and Zoning Commission have not approved variances relating to the undergrounding utilities due to the potential of creating a precedence; however, variances are discretionary decisions that are considered on a case-by-case basis by the City Council pending a recommendation from the Planning and Zoning Commission. Staff is obligated to should point out that if this property is granted a variance it is part of a larger commercial tract, and the remainder of the tract would be required to underground the utilities at the time of development. If this is the case, this could create an aesthetically inconsistent frontage along SH-205.

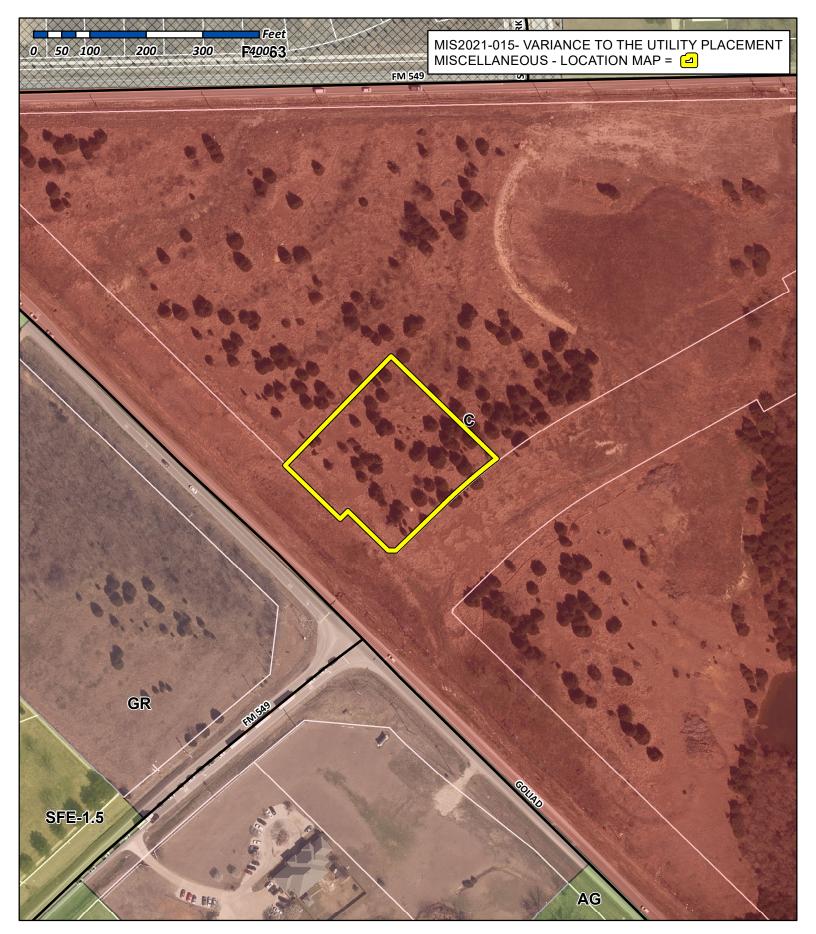
In the attached packet staff has included a proposed utility plan showing the current and proposed location of the powerlines, and the applicant's letter. Staff should note that the approval of any variance in an established overlay district would require a ³/₄-majority vote of the City Council (*i.e. members present at the meeting*) for approval.

PLANNING AND ZONING COMMISSION

On November 30, 2021 the Planning and Zoning Commission approved a motion to *deny* the Variance Request to the Utility Standards by a vote of 5-0, with Commissioner(s) Chodun and Moeller absent.

DEVELOPME City of Rockwall Planning and Zonin 385 S. Goliad Street Rockwall, Texas 7508		PLANNING & ZONING CASE NO. <u>NOTE:</u> THE APPLICATION IS NOT CONSIDERED ACCEPTED BY THE CITY UNTIL THE PLANNING DIRECTOR AND CITY ENGINEER HAVE SIGNED BELOW. DIRECTOR OF PLANNING: CITY ENGINEER: ENT REQUEST ISELECT ONLY ONE BOXI:						
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PROPERTY INFORMATION [PLEASE PRINT]								
ADDRESS NEC of HWY 205		ockwall, TX	75032					
SUBDIVISION Creekside Commo			LOT	1	BLOCK	Α		
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OWNER/APPLICANT/AGENT INFORMATI	ION [PLEASE PRINT/CH							
CONTACT PERSON Michael Hampton					pup			
ADDRESS 10755 Sandhill Rd		CONTACT PERSO						
		ADDRES	s 10755 Sa	nanili Ra				
CITY, STATE & ZIP Dallas, TX 75238		CITY, STATE & ZI	Dallas, T	X 75238				
PHONE 469-500-5204		PHON						
E-MAIL mhampton@prudentde	velopment.com	E-MA			group.com			
NOTARY VERIFICATION [REQUIRED] BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY STATED THE INFORMATION ON THIS APPLICATION TO BE TF "I HEREBY CERTIFY THAT I AM THE OWNER FOR THE PURPOSE \$	RUE AND CERTIFIED THE OF THIS APPLICATION; AL	FOLLOWING: L INFORMATION SUBI	Hampton	[OWNER	THE UNDERSI	ATION FEE OF		
INFORMATION CONTAINED WITHIN THIS APPLICATION TO TH SUBMITTED IN CONJUNCTION WITH THIS APPLICATION, IF SUCH	THIS APPLICATION, I AGRE	E THAT THE CITY OF ALSO AUTHORIZED . CIATED OR IN RESPO	ROCKWALL (I.E. "CITY") IS AUTHORIZEL	ATHY BOWEN-	TO PROVIDE		
GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS THE	15 DAY OF Nove	20			tary ID # 103310 s October 23, 20			
OWNER'S SIGNATURE	No D			AISSION EXPIRE				

DEVELOPMENT APPLICATION > CITY OF ROCKWALL > 385 SOUTH GOLIAD STREET > ROCKWALL, TX 75087 > [P] [972] 771-7745 + [F] (972) 771-7727





City of Rockwall

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November 17, 2021

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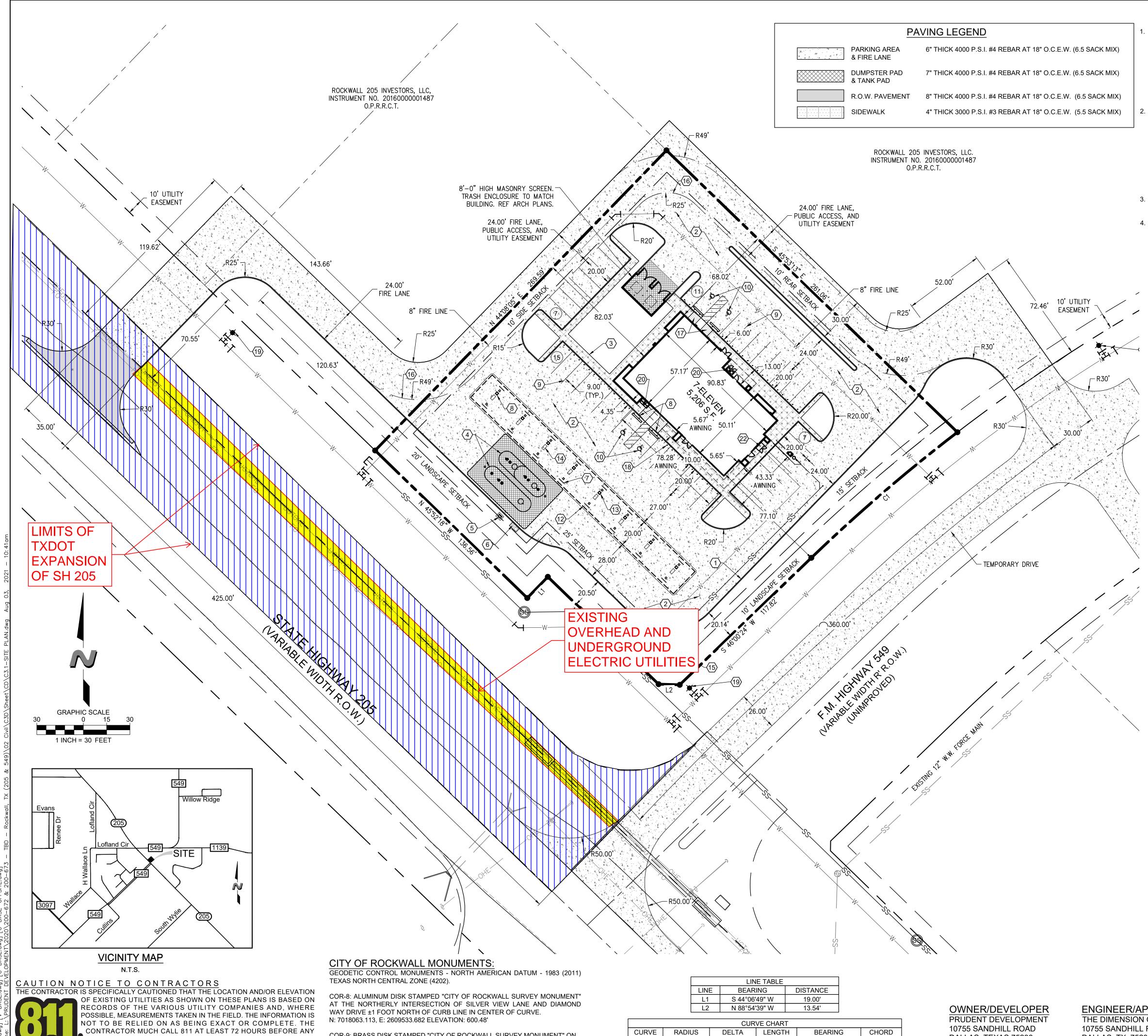
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Thank you for your consideration and we appreciate your assistance with this matter.

Keaton Mai, PE Director of Civil Engineering



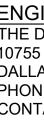
CONTRACTOR MUCH CALL 811 AT LEAST 72 HOURS BEFORE ANY XCAVATION TO REQUEST EXACT FIELD LOCATIONS OF THE UTILITIES. SHALL BE THE RESPONSIBILITY OF THE CONTRACTOR TO ELOCATED ALL EXISTING UTILITIES WHICH CONFLICT WITH THE PROPOSED IMPROVEMENTS SHOWN ON THESE PLANS.

COR-9: BRASS DISK STAMPED "CITY OF ROCKWALL SURVEY N THE SOUTH SIDE OF DISCOVERY BOULEVARD AT THE SOUTH OF CURB INLET ±180 FOOT EAST INTERSECTION OF DISCOVE N: 7020550.132, E: 2607463.893 ELEVATION: 595.63'

MONUMENT" ON	
IEAST CORNER	
RY/CORPORATE.	

LINE		BEAR	ING	DISTANCE			
L1		S 44°06'	'49" W	19.00'			
	L2		N 88°54	'39" W	13.54'		
CURVE CHART							
URVE	RADIUS		DELTA	LENGTH	BEARIN	G	CHORD
C1	1100.00'		6°24'51"	124.26'	S 49°16'11	" W	124.20'

DALLAS, TEXAS 75238 PHONE: (214) 271-4630 CONTACT: MICHAEL HAMPTON



GENERAL NOTES

/

THE CONTRACTOR SHALL ASSUME SOLE AND COMPLETE RESPONSIBILITY FOR HIS MEANS AND METHODS OF CONSTRUCTION, JOB SITE CONDITIONS AND JOB SITE SAFETY, INCLUDING SAFETY OF ALL PERSONS AND PROPERTY. THIS REQUIREMENT SHALL APPLY CONTINUOUSLY AND NOT BE LIMITED TO WORKING HOURS. THE CONTRACTOR SHALL SAVE, PROTECT, INDEMNIFY DEFEND AND HOLD HARMLESS THE OWNER, THE ARCHITECT AND THE ENGINEER FROM ANY CLAIM OF LIABILITY, REAL OR ALLEGED, ARISING OUT OF THE PERFORMANCE OF ANY WORK ON THIS PROJECT. THE CONTRACTOR SHALL NAME THE OWNER, THE ARCHITECT AND THE ENGINEER AS "ADDITIONAL INSURED" ON HIS INSURANCE POLICIES.

2. EXISTING ABOVE GROUND UTILITIES HAVE BEEN SHOWN BASED ON INFORMATION SHOWN ON A SURVEY OF THE PROPERTY. UNDERGROUND UTILITIES ARE SHOWN BASED ON RECORDED DATA AND MAY NOT BE COMPLETE OR EXACT. THE CONTRACTOR SHALL BE RESPONSIBLE FOR VERIFYING THE LOCATIONS AND DEPTHS OF ALL ABOVE GROUND AND UNDERGROUND UTILITIES PRIOR TO CONSTRUCTION. THE CONTRACTOR SHALL BE RESPONSIBLE FOR DAMAGE TO EXISTING ABOVE GROUND OR UNDERGROUND UTILITIES, INCLUDING THOSE NOT SHOWN ON THE PLANS. THE CONTRACTOR IS ADVISED TO CONTACT THE CITY AND ALL FRANCHISE UTILITY COMPANIES, EASEMENT HOLDERS, ETC. AT LEAST 48 HOURS PRIOR TO BEGINNING EXCAVATION IN THE VICINITY OF ANY UNDERGROUND UTILITY.

- 3. THE CONTRACTOR SHALL COMPLY WITH ALL BUILDING CODES AND REGULATIONS, FEDERAL, STATE, COUNTY, AND CITY SAFETY CODES AND INSPECTION REQUIREMENTS.
- 4. THE CONTRACTOR SHALL PROVIDE DUST PROTECTION DURING CONSTRUCTION. ALL TRASH AND DEBRIS SHALL BE PICKED UP AT ALL TIMES. COMMERCIAL CONSTRUCTION DEBRIS/SOLID WASTE HAULER PERMIT REQUIRED.

SITE PLAN KEYNOTES:

- (1) CONSTRUCT 6" CURB & GUTTER
- (2) CONSTRUCT 6" CONCRETE PAVEMENT SECTION (RE: GEOTECH)
- $\langle 3 \rangle$ INSTALL PEDESTRIAN SIDEWALK PAVEMENT
- $\langle 4 \rangle$ NEW UNDERGROUND FUEL STORAGE TANKS
- $\langle 5 \rangle$ NEW TANK VENTS
- $\langle 6 \rangle$ INSTALL AIR & WATER MACHINE
- $\langle 7 \rangle$ INSTALL (16) U-SHAPED BOLLARDS. REF. FUEL PLANS
- (8) INSTALL HANDICAP VAN AND CAR SIGN (RE: A.D.A. PLAN)
- (9) 4" WHITE PAVEMENT SOLID PARKING STRIPES
- (10) HANDICAP VAN PARKING
- (11) STANDARD AREA LIGHT POLE (RE: PHOTOMETRIC PLAN)
- (12) NEW GASOLINE CANOPY
- $\langle 13 \rangle$ (8) NEW TRASH CANS
- (14) (8) NEW MULTI-PRODUCT DISPENSERS
- (15) NEW I.D. SIGN (BY SEPARATE PERMIT)
- $\langle 16 \rangle$ NEW 4" WIDE FIRE LANE STRIPE
- (17) NEW BARRIER FREE RAMPS
- (18) NEW 6" BOLLARDS IN PARKING SPACES (REF. ARCH. PLANS)
- (19) NEW FIRE HYDRANT LOCATION
- 20 NEW ICE MERCHANDISER
- 21 NEW CO2 & NITROGEN CAGES
- 22 NEW PROPANE CAGE

DATA SUMMARY TABLE

USE	COMMERCIAL (CONVENIENCE STORE W/FUEL SALES)
LOT AREA	65,466 S.F. (1.50 ACRES)
BUILDING SQUARE FOOTAGE	5,206 S.F.
CANOPY SQUARE FOOTAGE	3,640 S.F.
FAR	0.13:1
BUILDING HEIGHT	18'-8"
CANOPY HEIGHT	17'-6"
TOTAL PERVIOUS COVER	15,734 S.F. OR 24%
TOTAL IMPERVIOUS COVER	49,732 S.F. OR 76%
PARKING REQUIRED	21 SPACES (1/250 G.F.A.)
PARKING PROVIDED	40 SPACES
HANDICAP PARKING REQUIRED	2 SPACES
HANDICAP PARKING PROVIDED	4 SPACES

I hereby certify that the above and foregoing site plan for a development in the City of Rockwall, Texas, was approved by the Planning & Zoning Commission of the City of Rockwall on the ____ day of _____, 20___.

WITNESS OUR HANDS, this ____ day of ____, 20__.

Director of Planning and Zoning Planning & Zoning Commission, Chairman

ENGINEER/APPLICANT THE DIMENSION GROUP 10755 SANDHILL ROAD DALLAS, TX, 75238 PHONE: (214) 343-9400 CONTACT: KEATON L. MAI, PE

SITE PLAN LOT 1, BLOCK A, CREEKSIDE COMMONS ADDITION NWC STATE HIGHWAY 205 & F.M. 549 A 1.50 ACRE TRACT OF LAND IN THE WILLIAM W. FORD SURVEY, ABST. NO 80 CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS CITY PROJECT #SP2021-021 August 3, 2021

				G R O U P	ARCHITECTURE • CIVIL ENGINEERING • MEP ENGINEERING	10755 SANDHILL ROAD, DALLAS, TEXAS 75238 TEL: 214.343.9400 www.DimensionGroup.com		
PF	TBPE FIRM REGISTRATION #F-8396 VE OF 7 KEATON L. MAI THIS DOCUMENT IS RELEASED FOR THE PURPOSE OF PRELIMINARY REVIEW UNDER THE AUTHORITY OF KEATON L. MAI, P.E. 125077 ON 8/3/2021							
SERV STAT INCL REPR	E PLAN ICE AN UTOR UDINC ODUCE VRITTE	S ARE I ID ARE Y ANE G COP D OR U	INSTRU PROT O OTH YRIGI ISED FO	IMENTS ECTED ER RE HT. TH DR ANY	BY CO SERVI IEY MA PURPO	OFESS MMON ED RIC AY NO SE WIT	ONAL LAW, GHTS T BE HOUT	
ВҮ					bу	ру		
					drawn b	designed b	approved by	
REVISION DESCRIPTION					project no. 200-672	date 8/03/2021 - 10:41 am	dwg. C3.1-SITE PLAN.dwg	
DATE					oject no.	date	dwg.	
#	SITE PLAN			7-ELEVEN STORE	VAY 205 & FM 549	ROCKWALL, TEXAS		
SF	IEE			3.	1			



December 1, 2021

- TO: Keaton Mai 10755 Sandhill Rd. Dallas, TX 75238
- CC: Michael Hampton 10755 Sandhill Rd. Dallas, TX 75238
- FROM: Andrew Reyna City of Rockwall Planning and Zoning Department 385 S. Goliad Street Rockwall, TX 75087

SUBJECT: MIS2021-015; Variance Request for Utility Standards

Keaton Mai:

This letter serves to notify you that the above referenced miscellaneous case, that you submitted for consideration by the City of Rockwall, was denied by the Planning and Zoning Commission on November 30, 2021. The following is a record of all recommendations, voting records and conditions of approval:

Planning and Zoning Commission

On November 30, 2021 the Planning and Zoning Commission approved a motion to deny the miscellaneous case with the conditions of approval by a vote of 5-0, with Commissioner(s) Chodun and Moeller absent.

Should you have any questions or concerns regarding your miscellaneous case or the miscellaneous case process, please feel free to contact me a (972) 771-6488.

Andrew Reyna Planner