



AGENDA ITEM REQUEST FORM
CITY OF JOHNSON CITY, TEXAS
CITY COUNCIL

ITEM NO. 9

MEETING DATE: April 5, 2022

AGENDA PLACEMENT:

- Ceremonial
- Consent
- Individual
- Closed Session

CAPTION:

Discussion of and action on an Ordinance of the City Council of the City of Johnson City, Texas rezoning 675 Old River Crossing Rd., Johnson City, TX 78636 from "Single Family Residential" to "Planned Unit Development" for the construction of a recreational vehicle (RV) and glamping park; declaring a public purpose; authorizing the Chief Administrative Officer to take all necessary steps to implement the provisions of this Ordinance; incorporating recitals; providing for severability; and adopting an effective date. (Applicant)

STRATEGIC WORK PLAN:

- Not Applicable
- Goal 1: Increase Housing Diversity
- Goal 2: Expand Quality Lodging
- Goal 3: Improve Code Enforcement
- Goal 4: Improve Streetscaping & Signage
- Goal 5: Improve Fire Safety
- Goal 6: Improve Streets
- Goal 7: Increase Publicity & Promotion of the Community
- Goal 8: Increase Economic Development Activities

EXECUTIVE SUMMARY:

Yarrington Land Holdings / BSL JCTX, LP submitted a Zoning Amendment Application requesting a change in zoning from "Single Family Residential" to "Planned Unit Development" for the construction of an RV and glamping park located at 675 Old River Crossing Rd. on January 24, 2022.

The Municipal Code of Ordinances Chapter 14 *Zoning* does not include a recreational vehicle use within the Schedule of Uses. Consequently, City Staff recommended to the applicant that it request rezoning from its current zoning district to "Planned Unit Development," which would allow the requested use if approved by the City Council.

The subject parcel is 22.40 acres, and the applicant proposes to construct RV and glamping sites and related amenities. On February 22, 2022, the Planning and Zoning Commission voted unanimously to recommend approval of the rezoning request.

FINANCIAL: N/a

ATTACHMENTS:

- Proposed Ordinance w/ Exhibits

SUGGESTED ACTION:

Motion to approve an Ordinance of the City Council of the City of Johnson City, Texas rezoning 675 Old River Crossing Rd., Johnson City, TX 78636 from "Single Family Residential" to "Planned Unit Development" for the construction of a recreational vehicle (RV) and glamping park; declaring a public purpose; authorizing the Chief Administrative Officer to take all necessary steps to implement the provisions of this Ordinance; incorporating recitals; providing for severability; and adopting an effective date.

PREPARED BY: City Staff

ORDINANCE NO. 22—

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSON CITY, TEXAS REZONING 675 OLD RIVER CROSSING RD, JOHNSON CITY, TX 78636 FROM “SINGLE FAMILY RESIDENTIAL” TO “PLANNED UNIT DEVELOPMENT” FOR THE CONSTRUCTION OF A RECREATIONAL VEHICLE (RV) AND GLAMPING PARK; DECLARING A PUBLIC PURPOSE; AUTHORIZING THE CHIEF ADMINISTRATIVE OFFICER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE PROVISIONS OF THIS ORDINANCE; INCORPORATING RECITALS; PROVIDING FOR SEVERABILITY; AND ADOPTING AN EFFECTIVE DATE.

WHEREAS, Yarrington Land Holdings / BSL JCTX, L.P., the owner of 675 Old River Crossing Rd., Johnson City, TX 78636, has petitioned the City Council of the City of Johnson City to rezone said property from “Single Family Residential” to “Planned Unit Development”, for the construction of a RV and Glamping Park; and

WHEREAS, the owner desires to establish a clear set of rules and guidelines regulating development within the subject parcel; and

WHEREAS, notice of requisite Public Hearings was mailed U.S. Postal Service, first class, to property owners within two hundred feet (200') of the subject parcel on February 9, 2022; and

WHEREAS, the Planning and Zoning Commission held a Public Hearing on the matter on February 22, 2022; and

WHEREAS, the City Council published notice of the requisite Public Hearing in the Johnson City Record Courier on March 16, 2022 and held a Public Hearing on the matter on April 5, 2022.

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

SECTION ONE. Rezoning and Approval. 675 Old River Crossing Rd., Johnson City, TX 78636, an approximate 22.40 acre tract of land, is rezoned from “Single Family Residential” to “Planned Unit Development No. 2” for the construction of a recreational vehicle (RV) and glamping park, and the Planned Unit Development Application, attached hereto as “Exhibit A”, is approved and shall govern development, rules, guidelines, and regulations within said parcel.

SECTION TWO. Authorization. The Chief Administrative Officer is authorized to take all necessary steps to implement the provisions of this Ordinance.

SECTION THREE. Declaration of Compliance and Incorporation of Recitals. The City Council declares that the Public Hearing held prior to the approval of the rezoning request was properly noticed in the manner prescribed by law, and the Ordinance was adopted at an open meeting in compliance with Tex. Gov. Code Ann Chapter 551. Additionally, the City Council finds that the recitals contained in the preamble to the Ordinance are true and correct and incorporates them as findings of fact.

SECTION FOUR. Repealer. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION FIVE. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or illegal, such decision shall not affect the validity of the remaining sections of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared void; and that in lieu of each clause or provision of this Ordinance that is invalid, illegal, or unenforceable there be added as a part of the Ordinance a clause or provision as similar in terms to such invalid, illegal or unenforceable clause or provision as may be possible, legal, valid and enforceable.

SECTION SIX. Effective Date. This Ordinance shall become effective immediately upon the approval of the City Council.

PASSED, ORDERED, AND APPROVED this 5th day of April 2022.

By: _____
Hon. Rhonda Stell
MAYOR

ATTEST:

Whitney Walston
CITY SECRETARY

EXHIBIT A *PLANNED UNIT DEVELOPMENT AGREEMENT*

PLANNED UNIT DEVELOPMENT (PUD) APPLICATION
Yarrington Land Holdings and BSL JCTX, LP

Applicant: Yarrington Land Holdings, LLC and BSL JCTX, LP

Owner: BSL JCTX, LP

Address: 675 Old River Crossing, Johnson City, TX 78636

Interest: BSL JCTX, LP owns the fee simple interest to the property located at 675 Old River Crossing. The company wishes to develop a high-end recreational vehicle (RV) and glamping park consisting of one hundred fifty (150) RV sites and sixty (60) glamping sites. The parcel and Old River Crossing road was annexed into the corporate City limits on February 1, 2022. Pursuant to the City Code of Ordinances, “all territory hereafter annexed into the City shall be classified as Single-Family Residential;” however, “the owner of land to be annexed may submit an application for zoning the property.” Pursuant to a Development Agreement between the City, Rodney Topper, and BSL JCTX, LP, “upon annexation and on the Developer’s request for rezoning, the City shall review and consider within the authorized timelines a zoning classification which applies to and is in conformance with the Project, including rezoning as a Planned Unit Development with terms and development standards in accordance with the Project’s use and design.”

We are of the opinion that the proposed rezoning and Project’s use and design:

1. provides flexibility in development standards and accommodates multiple uses as integrated land use units;
2. permits new or innovative concepts in land use not permitted by other zoning districts;
3. ensures the compatibility of land uses;
4. allows for the adjustment of changing demands to meet the current needs of the community;
5. provides an environment within the layout of the site that contributes to a sense of community and a coherent living style;
6. encourages the preservation and enhancement of natural amenities and cultural resources;
7. protects the natural features of the site that relates to its topography, shape and size;
8. provides for open space, with a minimum of twenty (20) percent of the gross area being open green space and parkland;
9. provides for the development of the site, which is made difficult for conventionally designed development due to the site’s shape, size, abutting development, poor accessibility, and topography;
10. preserves the landscape in its natural state by minimizing tree and soil removal; and

- provides that all buildings are sited harmoniously to the terrain and to other buildings in the vicinity that have a visual relationship to the proposed buildings and other structures.

The proposed development shall comply with Federal, State, and Local laws and/or development regulations, including all Texas Accessibility Standards, in effect at the time of the adoption of the aforementioned Development Agreement.

Development Schedule:

A firm development schedule has not been completed to date; however, the Applicant and Owner estimate that the development will take approximately six (6) months from approval to completion.

The Applicant and Owner have submitted a preliminary site plan, survey, and onsite and offsite construction documents displaying the following:

- RV sites;
- Glamping sites;
- Existing easement;
- Existing and proposed water and sewer infrastructure;
- Existing and proposed roadway improvements; and
- Existing and proposed drainage structures.

Planned Development Data Table:

Minimum Lot Area	None
Minimum Lot Width	None
Minimum Lot Depth	200 ft.
Minimum Front Yard Setback	5 ft.
Minimum Side Yard Setback	5 ft.
Minimum Side Yard Setback Adjacent to Residential-Zoned Districts	N/a
Minimum Rear Yard Setback	5 ft.
Minimum Rear Yard Setback Adjacent to Residentially-Zoned Districts	N/a
Maximum Lot Coverage	75%
Maximum Structure Height	2 Standard Stories (24' from average grade)
Maximum Density	150 RV sites and 60 glamping sites
Minimum Open Space / Parkland	25%
Maximum Patron Length of Stay (Not for Permanent Residence)	90 Calendar Days per Year; Owner Shall Not Rent Recreational Vehicles

Outdoor Lighting:

All outdoor lighting shall be dark-sky compliant (fully shielded) to minimize impacts on adjacent landowners and reduce light pollution.

Public Utilities:

Utilities and infrastructure shall meet the City's subdivision regulation standards and International Codes, as amended.

Open Space:

Insofar as practicable, the landscape shall be preserved in its natural state through the minimization of tree and soil removal. Drive aisles and RV sites will be constructed of concrete, while each glamping site shall have an elevated platform with a hot tub, fire pit, and heating/air conditioning system.

Proposed structure(s) shall be sited harmoniously to the terrain and to other buildings, if any, in the vicinity that have a visual relationship to the proposed structure(s).

Proposed landscaping, if any, will consist of native foliage and trees that have been chosen for their ability to thrive on natural rainfall and, once established, not require irrigation, except for unseasonably dry periods.

Circulation Plan:

Special attention shall be given to the location and number of access points to public streets, width of interior drive aisles and access points, general interior circulation, separation of pedestrian and vehicular traffic, and the arrangement of parking areas that are safe and convenient.

Relation to Public Utilities, Facilities, and Services:

The property is presently or can be served by the City of Johnson City's Water and Wastewater Utility and Pedernales Electric Cooperative. Other than those costs included within the aforementioned Development Agreement, there should be no costs incurred by the City of Johnson City for the provision of infrastructure, as infrastructure is already in place, readily accessible, or will be constructed and paid for by the Developer.

Floodplain Management:

In accordance with City Code of Ordinances Article 3.04 *Flood Damage Prevention*, the development shall submit and receive approval of a Floodplain Development Permit from the City Engineer prior to the commencement of any site work and/or construction.

Signs:

The development shall comply with City Code of Ordinances Chapter 3 *Building Regulations*, Article 3.06 *Signs*, as amended.

Permitted Schedule of Uses:

The intent of this Schedule of Uses is to define the permitted zoning uses for the subject property. Words, phrases, and terms defined herein shall be given the defined meaning, as set forth below. Words, phrases, and terms not defined herein, but defined in the City Code of Ordinances, shall be given the defined meaning in the Code of Ordinances. Words, phrases, and terms neither defined in this document, nor in the Code of Ordinances, shall be given their usual and customary meanings, except where the context in this document clearly indicates a different meaning. The word "shall" is mandatory and not permissive; the word "may" is permissive and not mandatory. Words used in the singular include the plural, and words used in the plural include the singular. Words used in the present tense include the future tense, and words used in the future tense include the present tense.

Accessory use. Means a use incidental or secondary to the principal use of a lot, building, or structure and located on the same lot as the principal use.

Clubhouse. A building, or portion thereof, and related facilities used as a meeting place for recreational activities by patrons.

Commercial outdoor recreation. Means outdoor commercial uses which, by their nature, are recreational, including, but not limited to, golf courses, driving ranges, miniature golf courses, outdoor swimming pools, tennis courts, basketball courts, recreational camps, et cetera.

Office. Primarily for conducting the affairs of a business, profession, service, industry, or government, or like activity, including such activities as providing day-to-day office administrative services, financial management, billing, record keeping, personnel administration, and logistics.

Recreational vehicle. Means a motorized vehicle or non-motorized trailer designed and/or maintained for use as a temporary dwelling or sleeping place for travel or recreation purposes exclusively, having no foundation other than wheels or jacks.

Recreational vehicle park. Any lot, tract, or parcel of land used, in whole or part, to provide facilities or accommodations for two or more recreational vehicles or glamping sites, with or without compensation, used by transients as living or sleeping quarters for the periods of time authorized by this document.

Retail trade. Establishments engaged in selling goods or merchandise to the general public for personal or household consumption and rendering services incidental to the sale of such goods.

Attachments:

- Attachment A – Zoning Amendment Application
- Attachment B – Location Map
- Attachment C – Site Plan and Survey
- Attachment D – Onsite Construction Documents
- Attachment E – Offsite Construction Documents



ZONING AMENDMENT APPLICATION CHAPTER 14

Application Date: 1/24/22

NAME OF APPLICANT: Yarrington Land Holdings/BSL JCTX, L.P.
MAILING ADDRESS: 3801 N Capital of Tx Hwy E 240-137 Austin, TX 78746
PHONE NUMBER: (833) 298-2557

STATUS OF APPLICANT:

OWNER:

AGENT: _____ (IF AGENT, ATTACH LETTER OF AUTHORIZATION.)

PROPERTY DESCRIPTION

PHYSICAL ADDRESS: 675 Old River Crossing

LEGAL DESCRIPTION: ABS AD561 Survey 41 J. Shackleford Acres 20.07, 2.33

CURRENT ZONING: Raw Land

PROPOSED ZONING: PUD

DEED RESTRICTIONS PROHIBITING PROPOSED ZONING:

EXISTING USE: Land

PROPOSED USE: RV/Glamping Park

LAND AREA: 23.4 acres DOES OWNER OWN ADJACENT PROPERTIES? YES

NO

PURPOSE OF REQUEST:

Development of RV and Glamping Park

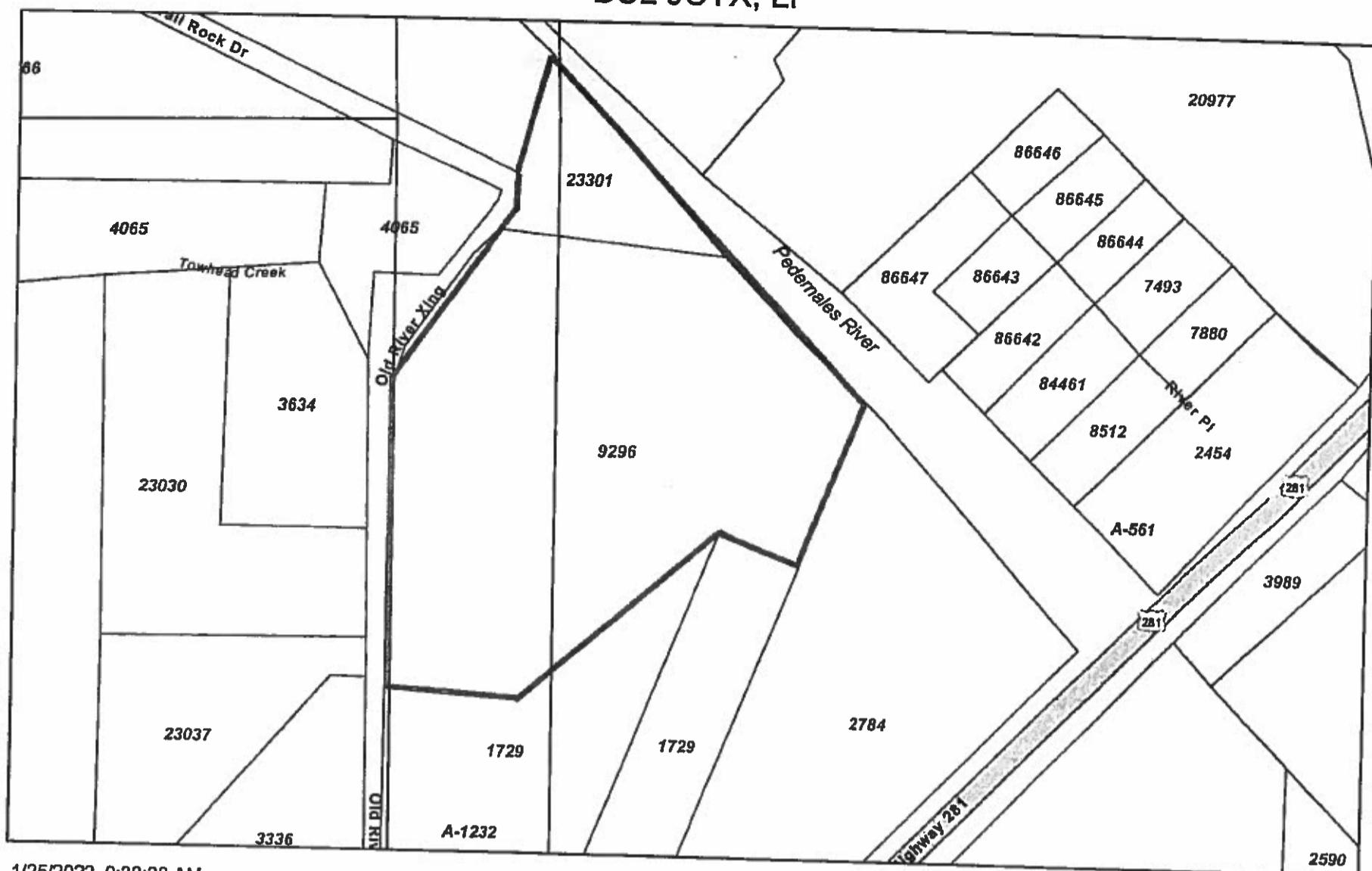
I hereby certify that I have read and examined this application and know the information I have provided to be true and correct. All provision of laws and ordinances governing this application will be complied with, whether specified herein or not. The granting of this zoning amendment or change does not presume to give authority to violate or cancel the provisions of any other local law regulating the use of the property.


Applicant's Signature

1/24/22
Date

Office Use Only:

BSL JCTX, LP



1/25/2022, 9:38:28 AM

- Parcels
- Abstracts

Disclaimer: This product is for informational purposes only and has not been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of boundaries.

East Community Maps Contributors, Texas Parks & Wildlife, ©

Blanco County Appraisal District, BIS Consulting - www.bisconsulting.com

DESIGN ENGINEER:
ANDREW W. DODSON, P.E.
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E: AWDODSON@GMAIL.COM
PHONE: 432-582-5250

SURVEYOR:
KELLY L. WILSON, R.S.T., C.P.T.
WILSON SURVEYING & FIELD
223 WESTLINE COURT
AUSTIN, TEXAS 78744
PHONE: 512-244-3212
FAX: 512-244-3200
REGISTRATION # 10244-00

OLD RIVER CROSSING - JOHNSON CITY RV

SITE DEVELOPMENT PLANS FOR:
XXXX OLD RIVER CROSSING
JOHNSON CITY, TX 78636



VICINITY MAP:

LEGAL DESCRIPTION:

N. 18 ACRES
POSITION OF 1/2 ACRES
ACROSS THE ROAD
8202498 CO. P.A.



DODSON CIVIL GROUP

Sheet Number	Sheet Title
1	COVER SHEET
2	GENERAL NOTES
3	CONSTRUCTION PLAN
4	LANDSCAPE CONTROL, DETAILS
5	SITE PLAN
6	RV DRIVING PLAN
7	WATER PLAN
8	SEWAGE PLAN
9	STORM PLAN
10	DET/VAL BOUNDARY
11	DET/VAL BOUNDARY
12	DET/VAL BOUNDARY
13	TRAMPE CONTROL PLAN

JOHNSON CITY RV
OLD RIVER CROSSING
JOHNSON CITY, TX 78636

COVER SHEET

JOHNSON CITY RV
OLD RIVER CROSSING
JOHNSON CITY, TX 78636

DODSON
CIVIL GROUP
361 MIDDLE CREEK DRIVE
BLDOA, TX, 78610-2761
FAX # 20470

SUBMITTED FOR APPROVAL BY:

ANDREW W. DODSON, P.E.
REGISTERED PROFESSIONAL ENGINEER NO. 8547

I, ANDREW W. DODSON, P.E., CERTIFY THAT THESE ENGINEERING DOCUMENTS ARE
COMPLETE, ACCURATE AND APPROPRIATE FOR THE INTENDED PURPOSE, INCLUDING
CONSTRUCTION, BUT ARE NOT AUTHORIZED FOR CONSTRUCTION PRIOR TO PERSONAL
CITY APPROVAL.

DATE

12/03/2011

AMO

AWD

HDS

1 of 13

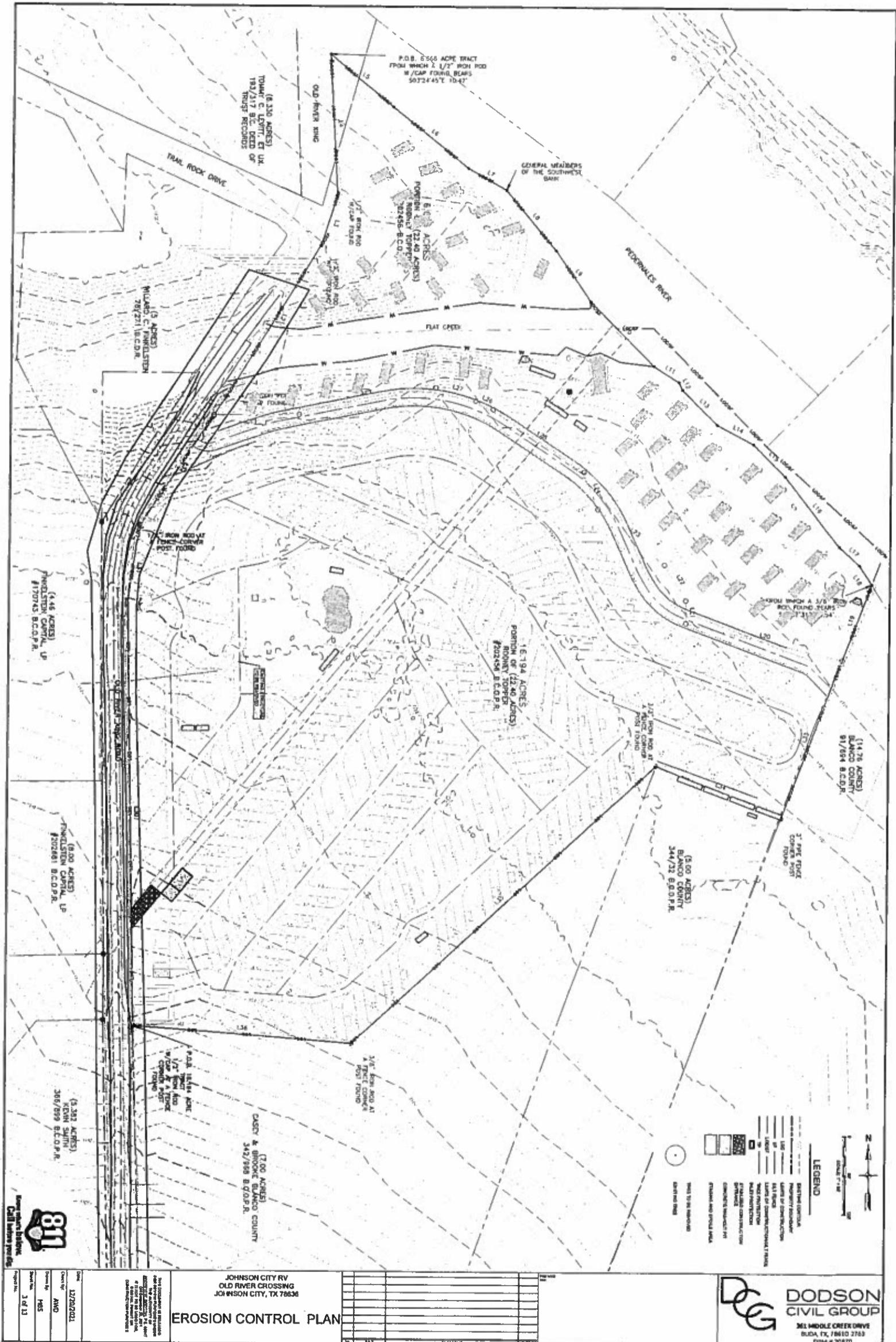
CALLENTION: IT IS THE CONTRACTOR'S RESPONSIBILITY TO VERIFY ALL EXISTING UTILITY LOCATIONS & PERIODICALLY AND NON-CONTINUALLY PRIOR TO START OR CONSTRUCTION.	
THE CONTRACTOR: I HEREBY CERTIFY THAT THE LOCATION OF ALL EXISTING UTILITIES AND STRUCTURES ARE BROKEN AND NOT TO BE USED AS REFERENCE MARKERS UNLESS OTHERWISE SPECIFIED. USE OF ANY EXISTING STRUCTURE OR CONSTRUCTION ON THE PROJECT SITE SHOULD BE APPROVED BY THE CONTRACTOR PRIOR TO THE CONSTRUCTION. THE CONTRACTOR MUST CONTRACT WITH THE APPROPRIATE UTILITY COMPANY AND TEXAS STATE CIVIL ENGINEERING TO OBTAIN THE AUTHORITY AND INFORMATION NECESSARY TO DETERMINE THE EXACT LOCATION OF EXISTING UTILITIES. THE CONTRACTOR WILL NOT BE HELD PROGRESSING WITH THE WORK, IF IT SHALL BE THE RESPONSIBILITY OF THE CONTRACTOR TO REMOVE AN EXISTING UTILITY WHICH PENETRATES THE PROJECT SITE, THE CONTRACTOR WILL BE HELD PER THE APPROPRIATE RULES AND ACTION AGREED UPON BY THE ENGINEER.	
REVISIONS / CORRECTIONS	
REVISION #	DESCRIPTION
	APPROVAL

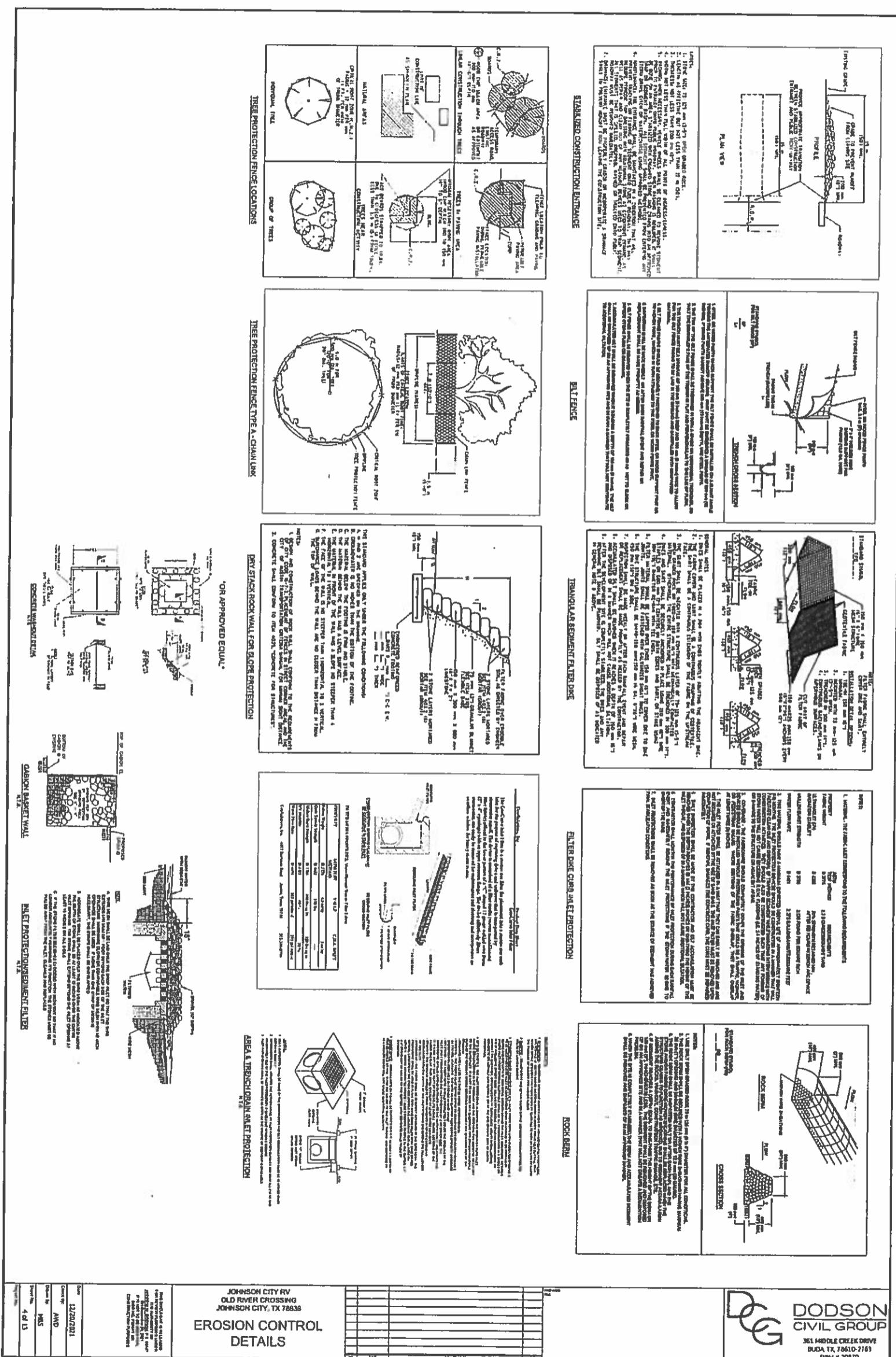
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SANITARY SERVICE: CONTRACT: JOHNSON CITY SERVICES 200 E. PEACH ST. JOHNSON CITY, TX 78636
ELECTRIC SERVICE: CONTRACT: PERMANENT ELECTRIC CO-OP INC 201 S. AVENUE F JOHNSON CITY, TX 78636

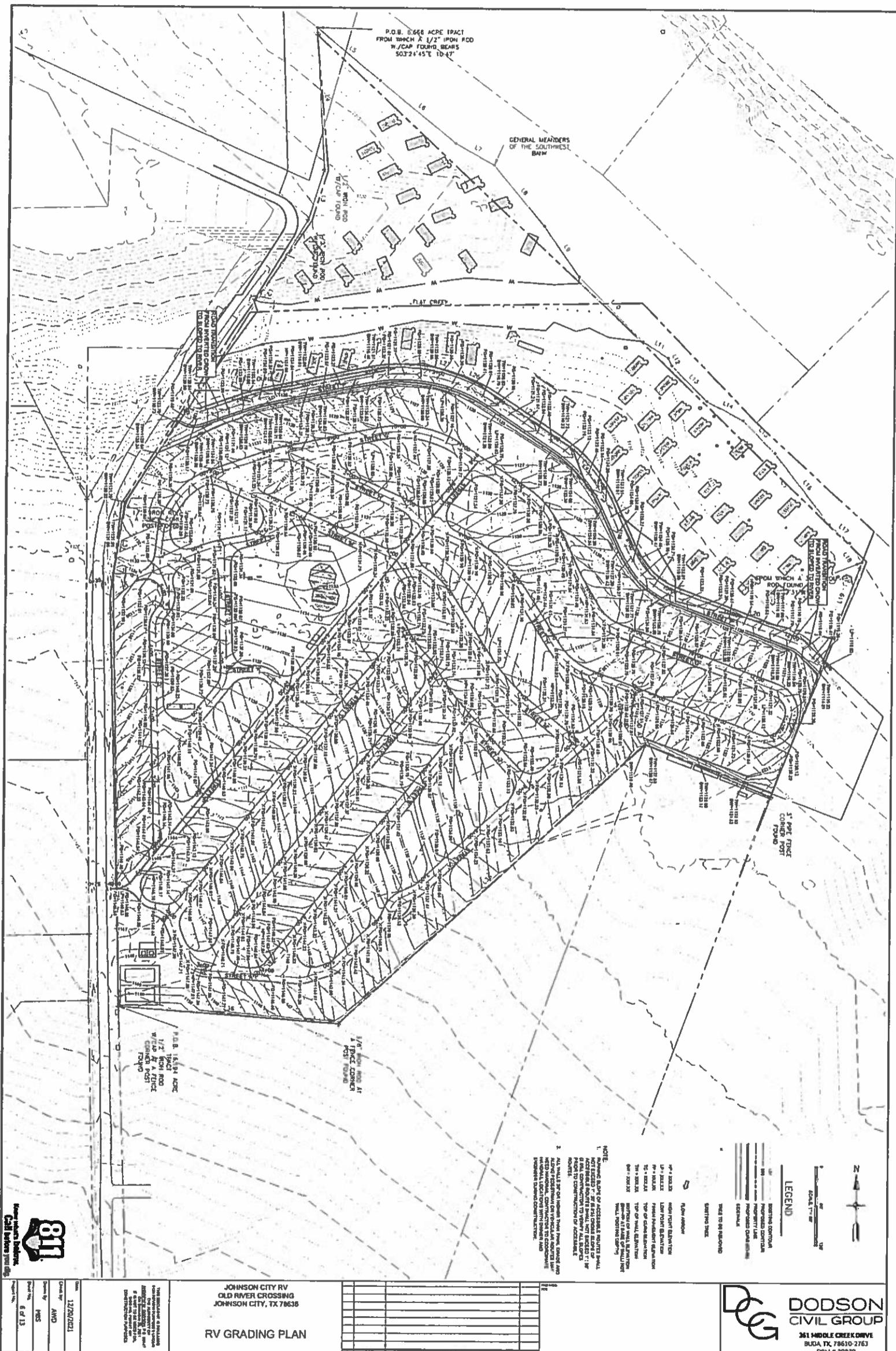


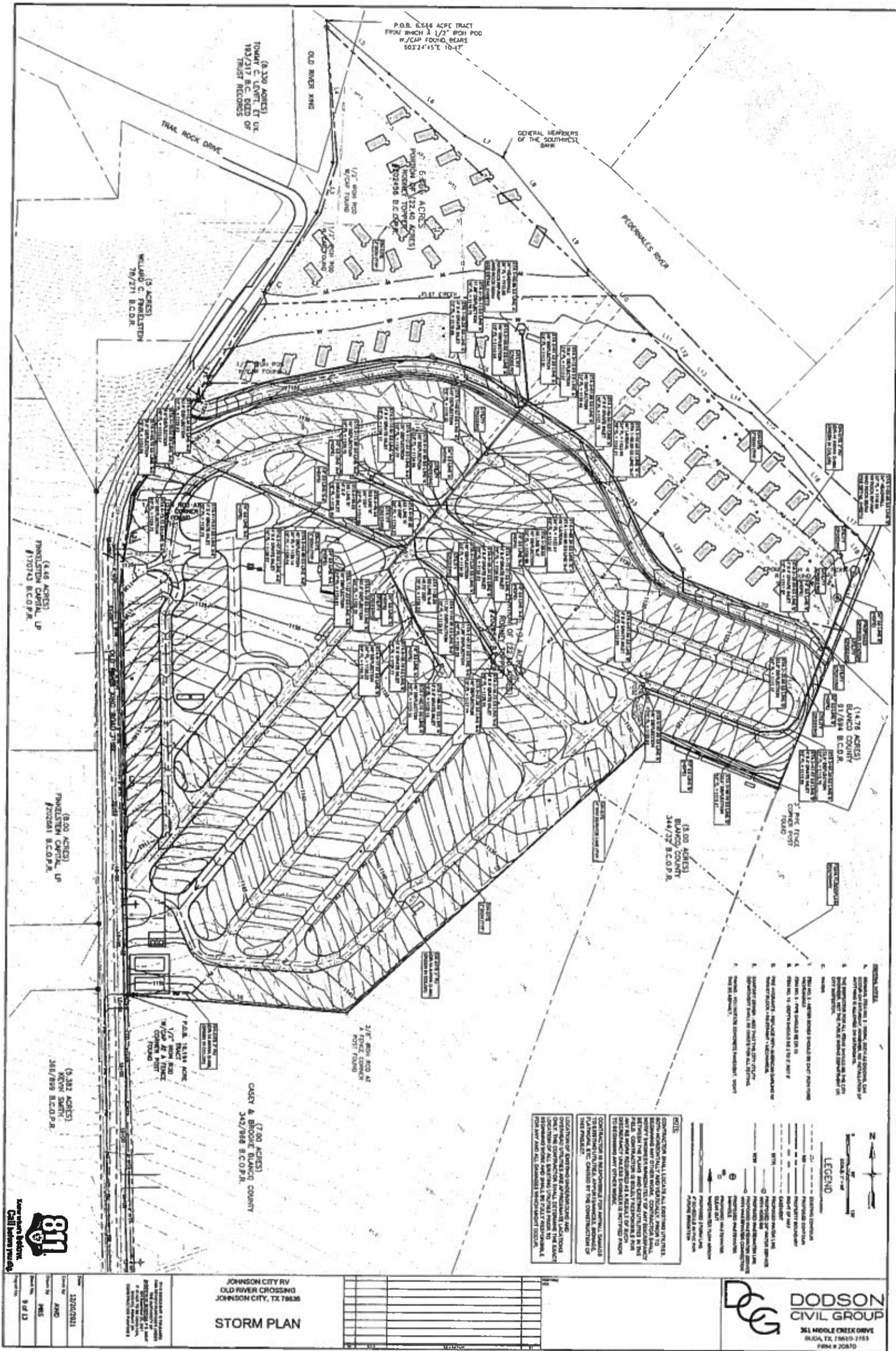
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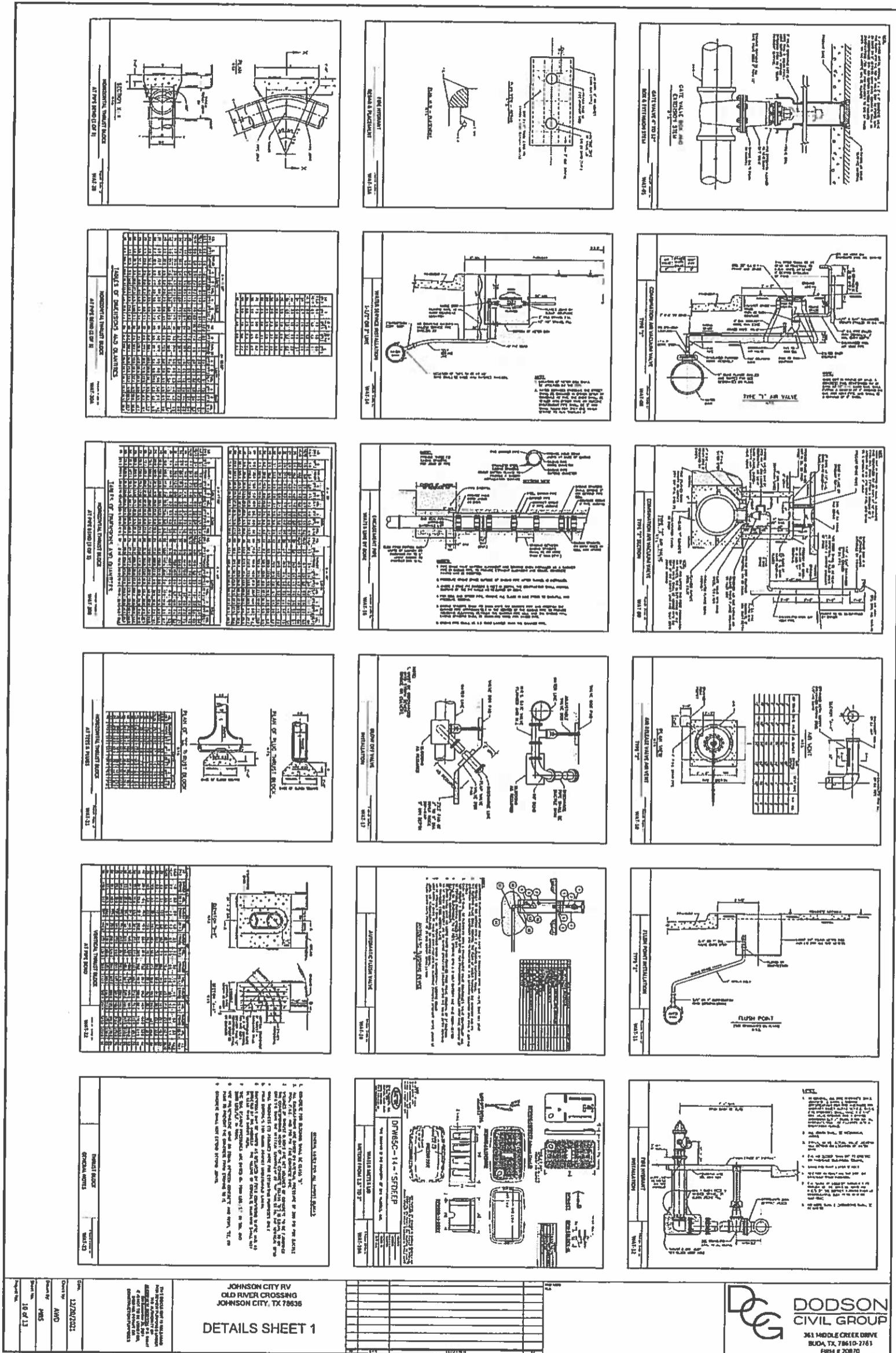
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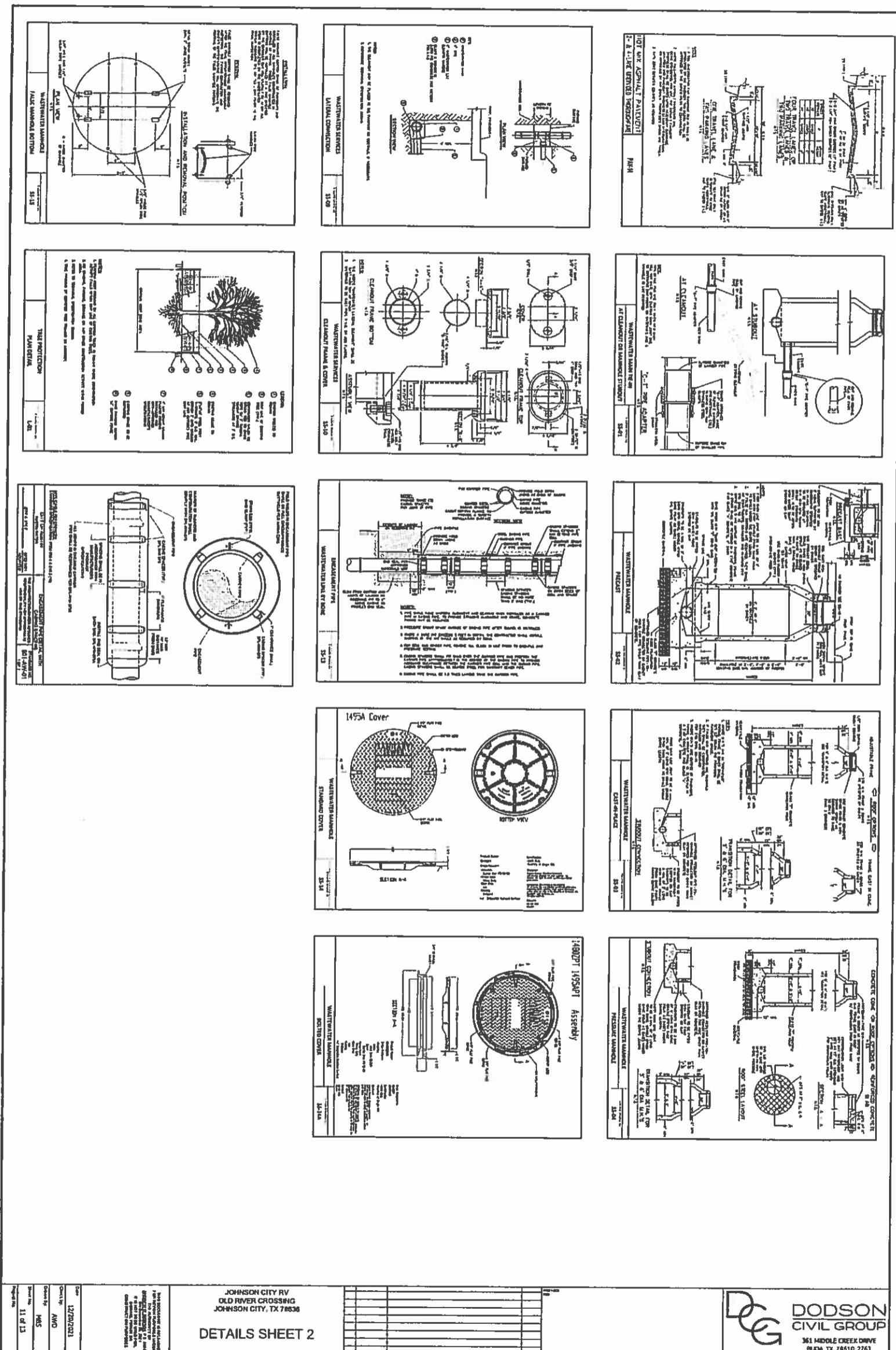




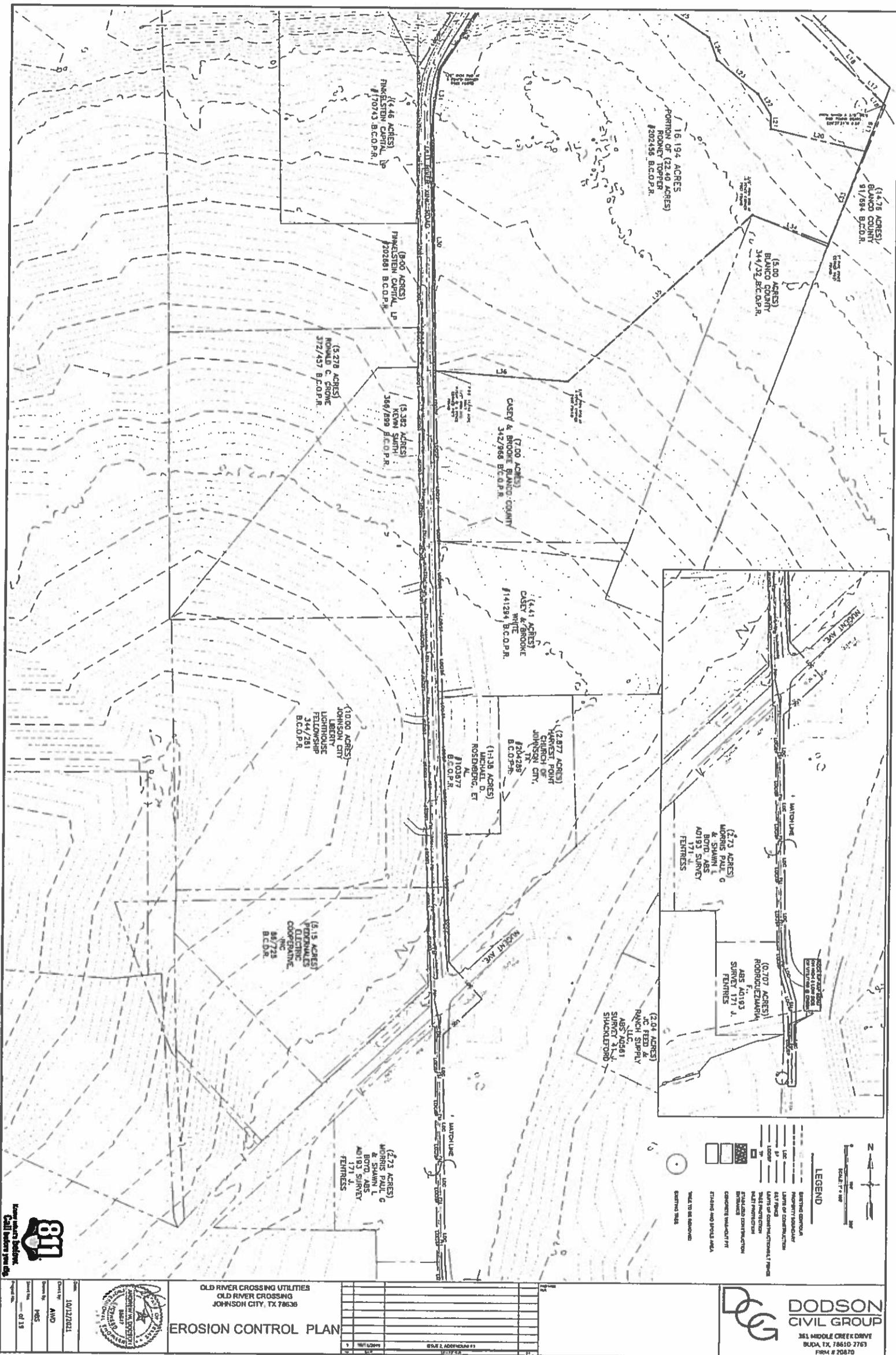


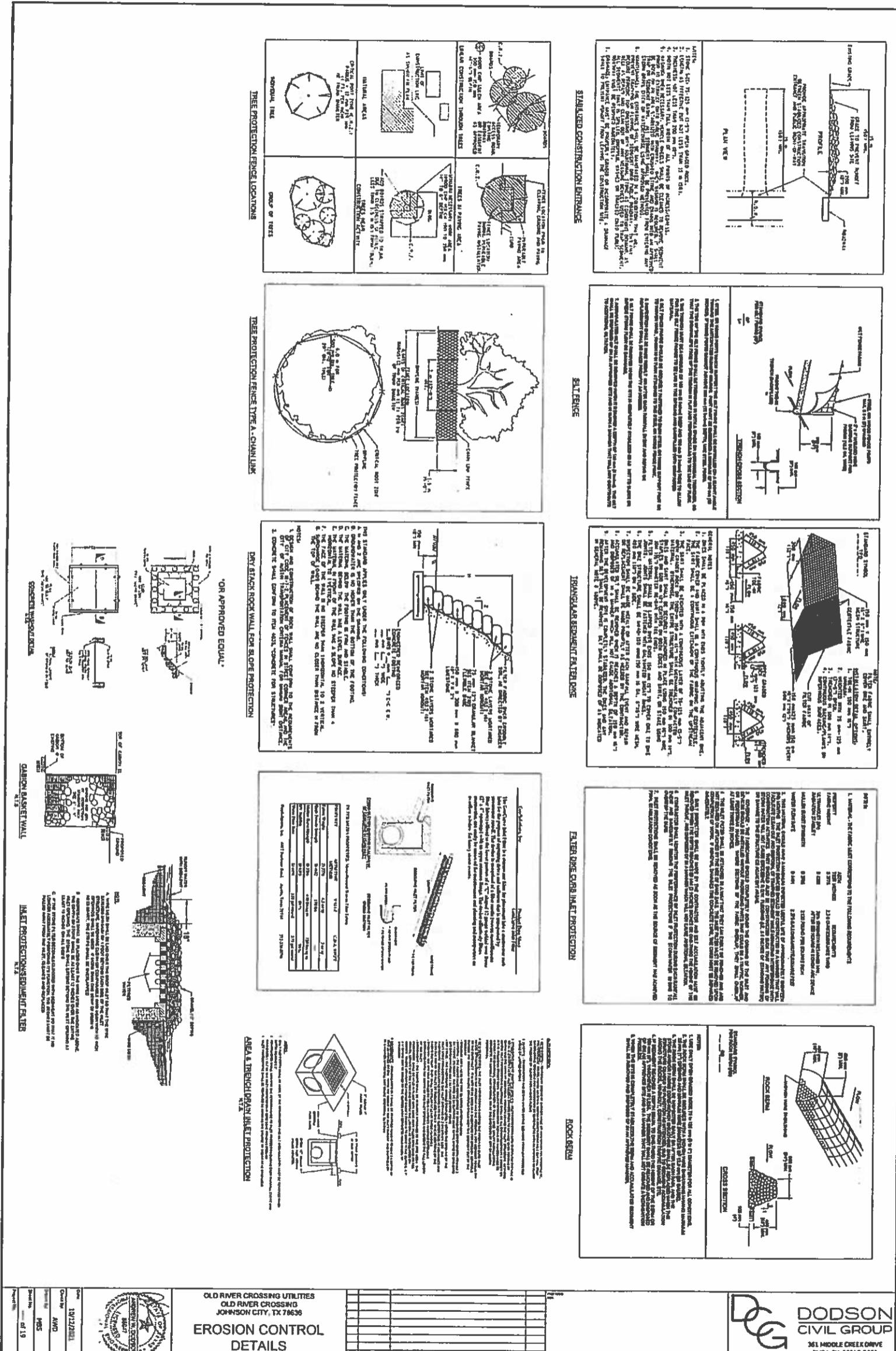


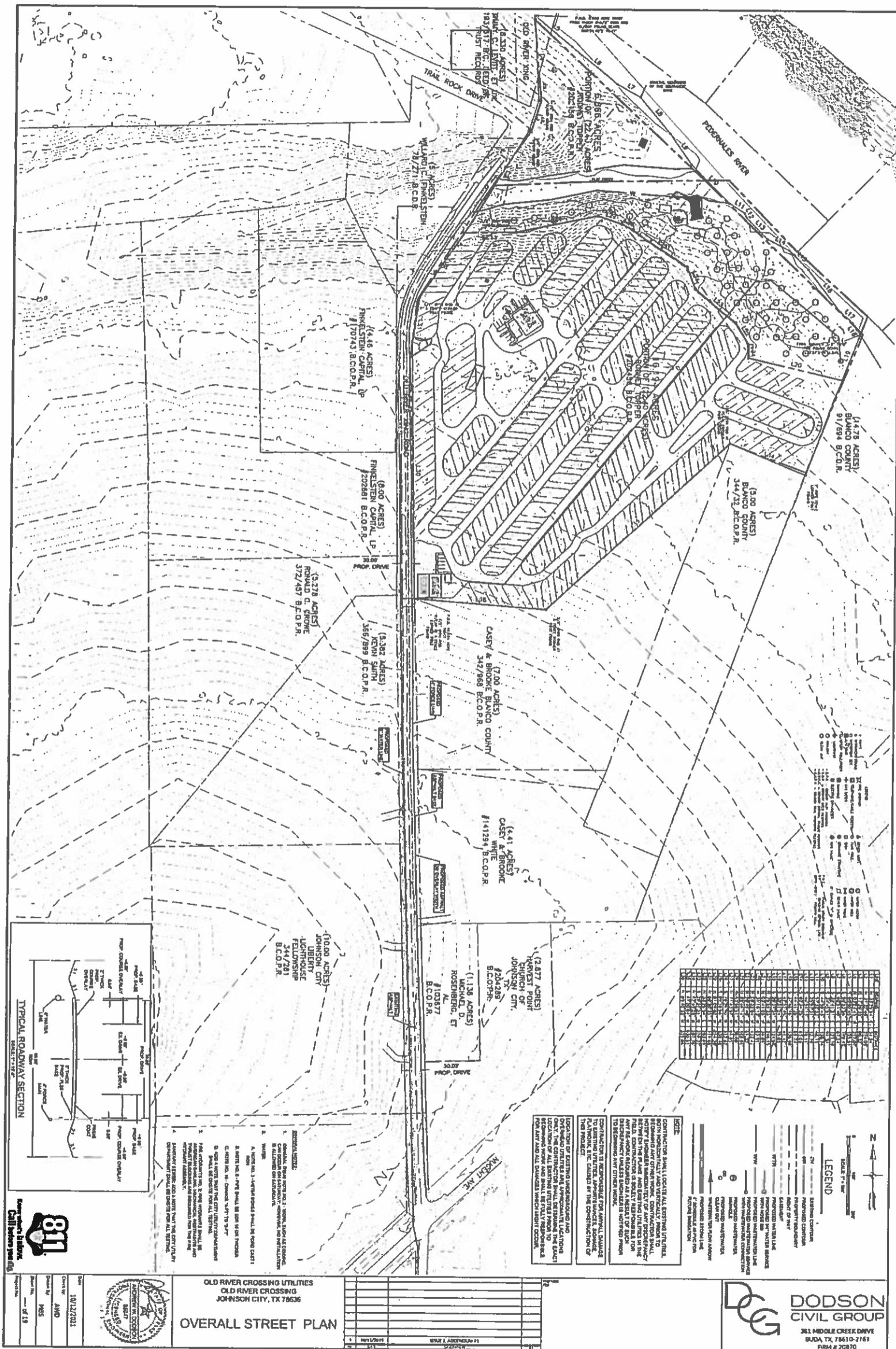


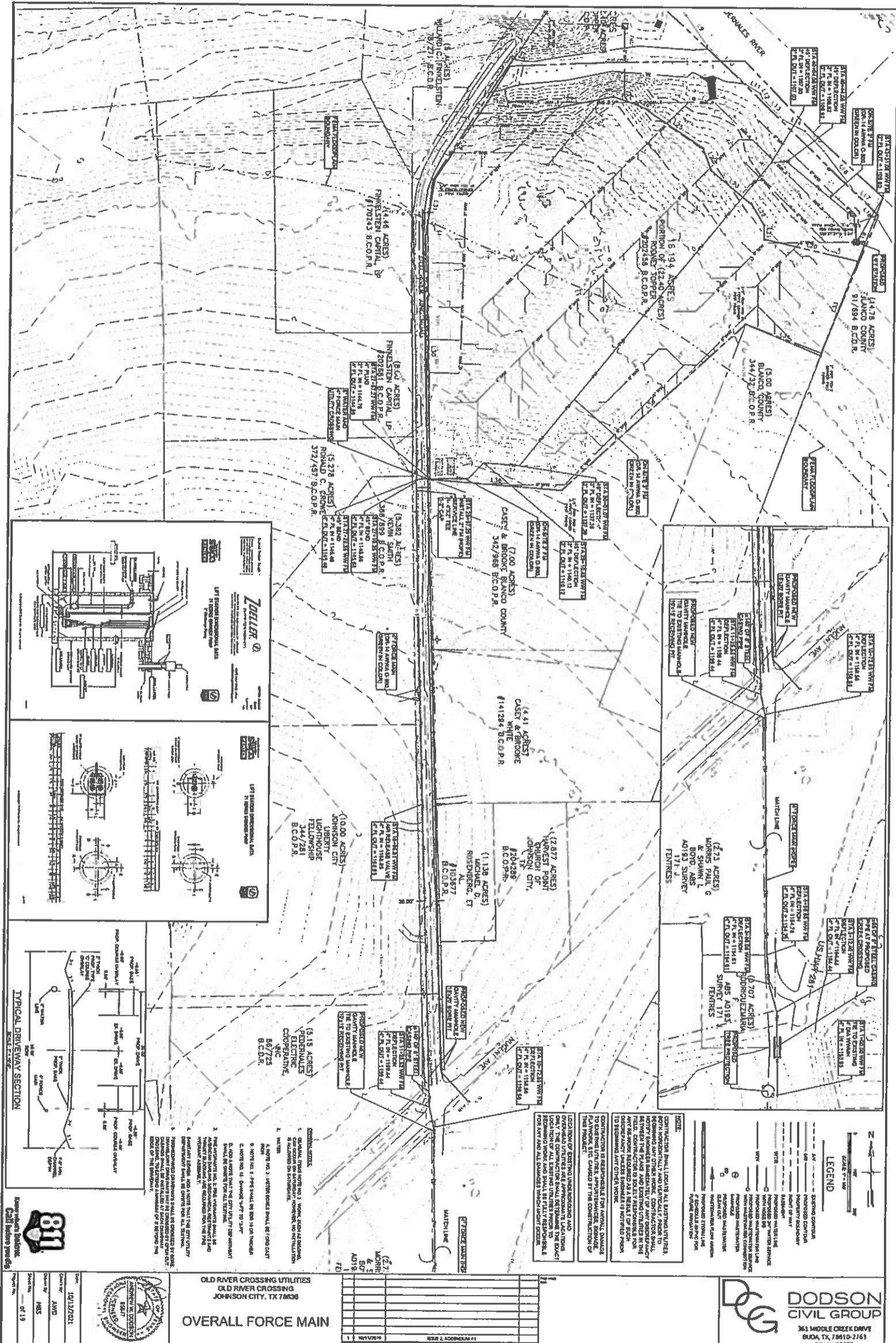


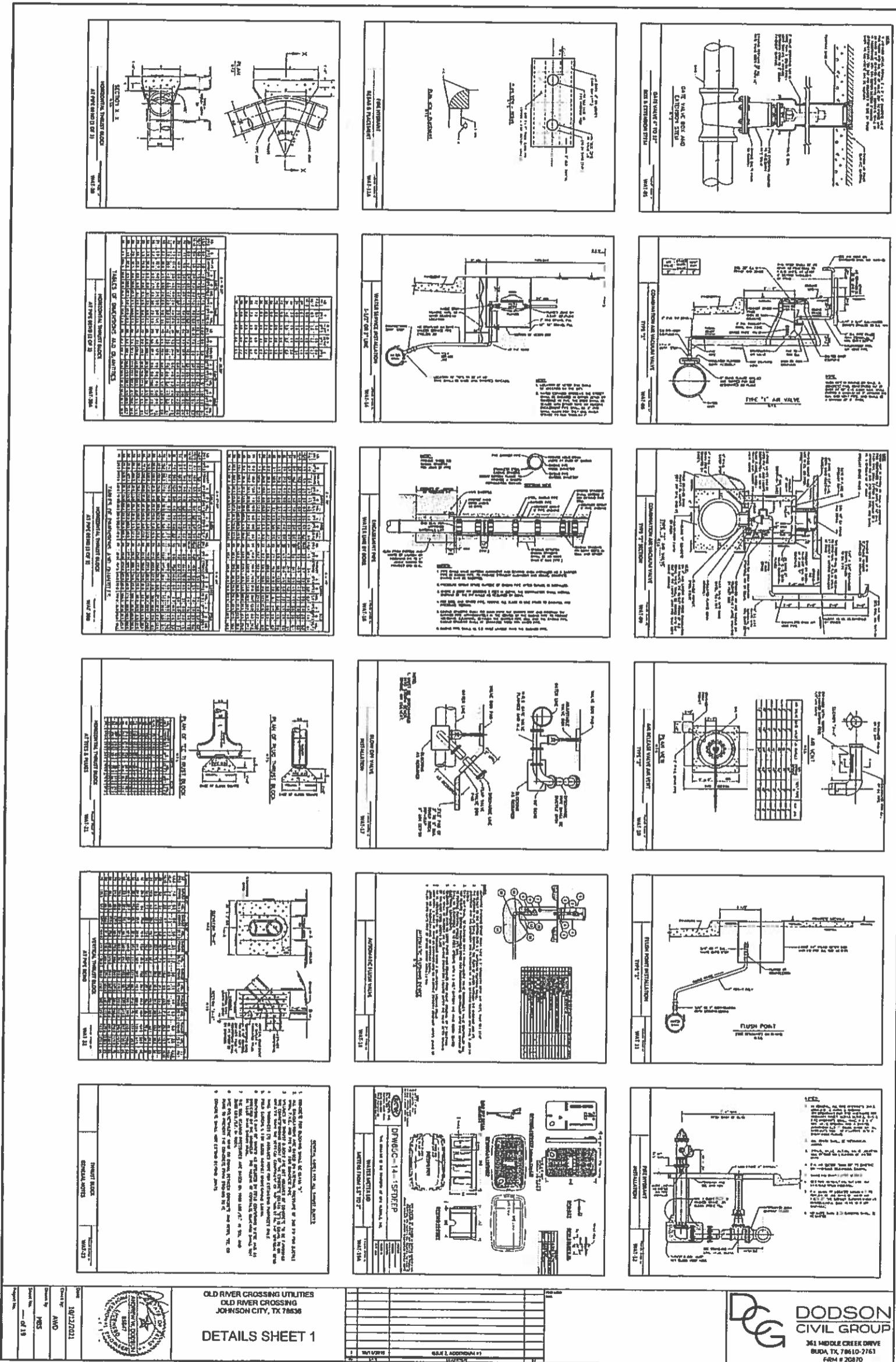
<p>ONE LANE CLOSED</p>		<p>WORK SPACE NEAR SHOULDER</p>	
<p>TWO LANES CLOSED</p>		<p>WORK VEHICLES ON SHOULDER</p>	
<p>TRAFFIC CONTROL PLAN ONE LANE CLOSURES ON ALL THREE CONVENTIONAL ROADS</p> <p>TCP 11-1-1-10</p>		<p>TRAFFIC CONTROL PLAN CONVENTIONAL ROAD SHOULDER WORK</p> <p>TCP 11-1-1-10</p>	
<p>Date: 12/20/2021 Drawing No.: AWD Prepared by: MSC Page: 13 of 13</p>	<p>JOHNSON CITY RV OLD RIVER CROSSING JOHNSON CITY, TX 76536</p> <p>TRAFFIC CONTROL PLAN</p>		
<p>DODSON CIVIL GROUP 361 MIDDLE CREEK DRIVE BURA, TX 78610-2761 FIRM # 20870</p>			











DODSON
CIVIL GROUP
361 MIDDLE CREEK DRIVE
BUDA, TX 78610-2761
FIRM # 2010