# PUBLIC HEARING

# AGENDA MEMO BUSINESS OF THE CITY COUNCIL CITY OF FULSHEAR, TEXAS

AGENDA OF: February 6, 2018 AGENDA ITEM: A

**DATE SUBMITTED:** January 31, 2018 **DEPARTMENT:** Planning & Development

Sharon Valiante, Sharon Valiante,

Director of Public Works

Director of Public Works

PREPARED BY: Brant Gary, PRESENTER: Brant Gary,

Executive Director of Executive Director of

Planning & Development Planning & Development

SUBJECT: Public hearing regarding a request for a Special Use Permit at 8050

FM 359 South, Fulshear, Texas

**ATTACHMENTS: Public Hearing Notices** 

### EXECUTIVE SUMMARY

The owner of the property located at 8050 FM 359, along with their designated local representative Manuel Atenco, are requesting a Special Use Permit for the property indicated. The property is within the Downtown District and was previously occupied for use as a restaurant. They are requesting to use the property for commercial use, specifically to allow a Restaurant/Bar use. There are modifications planned for the interior of the building.

They have provided documents as required by Sec. 1-283 of the City's Zoning Ordinance (2012-1069). In addition, the requirements have been met so that the public hearings may take place. The Planning and Zoning Commission conducted the first public hearing on January 19, 2018.

#### RECOMMENDATION

Staff recommends the City Council conduct the public hearing for the requested SUP for an eating and drinking establishment to be located at 8050 FM 359.



# CITY OF FULSHEAR

PO Box 279 / 30603 FM 1093
Fulshear, Texas 77441
Phone: 281-346-1796 ~ Fax: 281-346-2556
www.fulsheartexas.gov

# Notice of Special Use Request

1/11/2018

#### TO WHOM IT MAY CONCERN;

In compliance with the City of Fulshear Zoning Ordinance Number 2010-1028, the City will hold two Public Hearings; the first Public Hearing will be held by the Planning and Zoning Commission on January 19, 2018 at 8:30 a.m., the hearing will be held at city hall located at 30603 FM 1093. The second hearing will be held by the City Council on February 6, 2018 at 6:30 p.m. the hearing will be held at the Irene Stern Center located at 6920 Katy Fulshear Road. Both hearing will allow all interested persons will be given an opportunity to be heard.

The location of the premises in question is in the Downtown District, Block 26 (PT) of the Town of Fulshear, specifically the address is 8050 FM 359 South, Fulshear, Texas 77441.

The applicant is seeking a Special Use Request pursuant to the Zoning Ordinance to permit the use of a structure to be Commercial Use for Restaurant.

Specific relief is requested from Section 1-193 (c) (2) (e) which states that the use of eating and drinking places; within the Downtown District is permitted if they are approved in the process outlined in section 1-283.

The applicant reserves the right to supplement this application and/or seek at the time of the hearing, such other approvals, interpretations, and/or waivers as may be requested or required by the applicant or the Board/Council.

A copy of said application and documents is on file at the City of Fulshear City Hall located at 30603 FM 1093 Fulshear, Texas 77441 on Monday through Thursdays from 8:00 a.m. to 5 p.m. and Fridays from 8:00 a.m. to 3 p.m. in the City Secretary's office for all interested parties prior to said hearing.

If you have any questions regarding this request please call the City Secretary's office at 281-346-1796.

Sincerely,

Michelle Killebrew Building Official

hille Killete

PRIDE OF AUSTIN HIGH YIELD FUND I LLC 3600 N CAPITAL OF TEXAS HWY, SUITE B120 AUSTIN, TX 78746

LARRY W RAPE 1010 WALNUT CREEK DR FAIRFIELD, TX 75840

FORT BEND COUNTY
MAIL CENTER 301 JACKSON ST #101
RICHMOND, TX 77469

JOHNNY D LOFTON etal C/O MARJOR MAYO 12085 SVOBODA RD WALLIS, TX 77485

JUMON PROPERTIES LLC 2123 WINGED FOOT DR MISSOURI CITY, TX 77459

JUMON PROPERTIES LLC 714 CENTER ST DEER PARK, TX 77536

DIOGU KALU DIOGU II LLM 4726 GAINSBOROUGH DR BROOKSHIRE, TX 77423

MICHAEL MARTINI PO BOX 909 FULSHEAR, TX 77441

FT BEND CTY EMERGENCY SERVICES DISTRICT #4 PO BOX 494 FULSHEAR, TX 77441

# PUBLIC HEARING – SPECIAL USE REQUEST

In compliance with the City of Fulshear Zoning Ordinance Number 2010-1028, the City will hold two Public Hearings; the first Public Hearing will be held by the Planning and Zoning Commission on January 19, 2018 at 8:30 a.m., the hearing will be held at city hall located at 30603 FM 1093. The hearing will allow all interested persons an opportunity to be heard.

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If you have any questions regarding this request please call the City Secretary's office at 281-346-1796.

# AGENDA MEMO BUSINESS OF THE CITY COUNCIL CITY OF FULSHEAR, TEXAS

AGENDA OF: February 6, 2018 AGENDA ITEM: B

**DATE** January 31, 2018 **DEPARTMENT:** Planning & Development

SUBMITTED:

Sharon Valiante, Sharon Valiante,

Director of Public Works

Director of Public Works

PREPARED BY: Brant Gary, PRESENTER: Brant Gary,

Executive Director of Executive Director of Planning & Development Planning & Development

Public hearing regarding a request from Texana Center, Thrive Church

and the City of Fulshear (for property commonly known as the Fulshear

SUBJECT: Cemetery concerning the Proposed Wallis Street PUD (Planned Unit Development) for land consisting of three parcels located on the west

Development) for land consisting of three parcels located on the w

side of Wallis Street south of its intersection with FM 359.

ATTACHMENTS: Public Hearing Notices

#### **EXECUTIVE SUMMARY**

A request has been made from Texana Center, Thrive Church and the City of Fulshear (for property commonly known as the Fulshear Cemetery for the creation of the Proposed Wallis Street PUD (Planned Unit Development). The land is composed of three parcels located on the west side of Wallis Street south of its intersection with FM 359.

Proposed land uses at this time include:

- 1. Texana Center a new regional center, to include:
  - a. Administrative and office space.
  - b. Facilities to support autism programs and services.
  - c. "Center for Learning" education facility
  - d. Retail and café facility for jobs skill training.
  - e. Outdoor recreation areas to support above.
  - f. Parking and site landscape development.
- 2. Thrive Church a new church campus, to include:
  - a. Worship Center, Education, Youth, Children and Fellowship areas with ancillary support facilities.
  - b. Outdoor recreation facilities.
  - c. Parking and site landscape development.
  - d. Child care/day care services
- 3. Fulshear Cemetery continued use for a cemetery and accessory uses.

They have provided documents as required by the City's Zoning Ordinance (2012- 1069). In addition, the requirements have been met so that the public hearings may take place. The Planning and Zoning Commission conducted the first public hearing on January 19, 2018.

## **RECOMMENDATION**

Staff recommends the City Council conduct the public hearing for the proposed Wallis Street PUD for land consisting of three parcels located on the west side of Wallis Street south of its intersection with FM 359.

#### NOTICE OF PUBLIC HEARING

#### ZONING CHANGE

The Planning and Zoning Commission of the City of Fulshear hereby gives notice that a Public Hearing shall be held regarding a request from Texana Center, Thrive Church and the City of Fulshear (for property commonly known as the Fulshear Cemetery (a.k.a. Union Chapel Cemetery)) for support of the **Proposed Wallis Street PUD (Planned Unit Development)**.

The land is composed of three parcels located on the west side of Wallis Street south of its intersection with FM 359:

- Texana Center 14.44 acres tract of land in the Churchill Fulshear League, Abstract No. 29, City
  of Fulshear, Fort Bend County, Texas, being that certain called 14.456 acres tract recorded under
  County Clerk's File Number 2005099822, Official Public Records, Fort Bend County, Texas; Fort
  Bend County, Texas.
- Thrive Church A 6.00 acres tract of land being out of a called 44.512 acres tract of land conveyed to Grandes Ricos, L.L.C., as recorded under Fort Bend County clerk's file Number 2015091411, situated in the Churchill Fulshear League, Abstract no.29, Fort Bend County, Texas.
- 3. Fulshear Cemetery 9.78 acres of land including six plus acres of the Mexican Land Grant acquired in 1824 the "Old 300" colonist Churchill Fulshear, Sr. and donated to the Methodist Episcopal Church in 1851.

Proposed land uses at this time include:

- 1. Texana Center a new regional center, to include:
  - a. Administrative and office space.
  - b. Facilities to support autism programs and services.
  - c. "Center for Learning" education facility
  - d. Retail and café facility for jobs skill training.
  - e. Outdoor recreation areas to support above.
  - f. Parking and site landscape development.
- 2. Thrive Church a new church campus, to include:
  - a. Worship Center, Education, Youth, Children and Fellowship areas with ancillary support facilities.
  - b. Outdoor recreation facilities.
  - c. Parking and site landscape development.
  - d. Child care/day care services
- 3. Fulshear Cemetery continued use for a cemetery and accessory uses.

Due to the community-service oriented uses desired, existing zoning requirements/allowances, geographic proximity of the three properties, and the common theme of non-profit ownership, a PUD zoning classification is being requested to consider the proposed projects and uses.

The Planning and Zoning Commission will hold a public hearing on this item as follows:

Date: January 19, 2018

Time: 8:30 a.m.

Place: Fulshear City Hall

Interested Parties may appear at the Public Hearing and be heard with respect to the application.

The application may be inspected by the public at Fulshear City Hall Monday through Thursday from 8:00 a m. -5:00 p.m. and Fridays 8:00 a.m. -3:00 p.m. For more details, contact the City Secretary, D. Gordon Offord at Fulshear City Hall, 30603 FM 1093, Fulshear, Texas 77441 (Phone number: 281-346- 1796 x204)

Date Posted: January 3, 2018

By: D. Gordon Offord

City Secretary



# CITY OF FULSHEAR

PO Box 279 / 30603 FM 1093 Fulshear, Texas 77441 Phone: 281-346-1796 ~ Fax: 281-346-2556 www.fulsheartexas.gov

# Notice of Planned Unit Development Request

1/12/2018

#### TO WHOM IT MAY CONCERN;

In compliance with the City of Fulshear Zoning Ordinance Number 2010-1028, the City will hold two Public Hearings; the first Public Hearing will be held by the Planning and Zoning Commission on January 19, 2018 at 8:30 a.m., the hearing will be held at city hall located at 30603 FM 1093. The second hearing will be held by the City Council on February 6, 2018 at 6:30 p.m. the hearing will be held at the Irene Stern Center located at 6920 Katy Fulshear Road. Both hearings will allow for all interested persons to be given an opportunity to be heard.

The land is composed of three parcels located on the west side of Wallis Street south of its intersection with FM 359:

- Texana Center 14.44 acres tract of land in the Churchill Fulshear League, Abstract No. 29, City of Fulshear, Fort Bend County, Texas, being that certain called 14,456 acres tract recorded under County Clerk's File Number 2005099822, Official Public Records, Fort Bend County, Texas; Fort Bend County, Texas.
- 2. Thrive Church A 6.00 acres tract of land being out of a called 44.512 acres tract of land conveyed to Grandes Ricos, L.L.C., as recorded under Fort Bend County clerks file Number 2015091411, situated in the Churchill Fulshear League, Abstract no.29, Fort Bend County, Texas.
- 3. Fulshear Cemetery 9.78 acres of land including six plus acres of the Mexican Land Grant acquired in 1824 the "Old 300" colonist Churchill Fulshear, Sr. and donated to the Methodist Episcopal Church in 1851.

The application(s) seek to establish a Planned Unit Development pursuant to the Zoning Ordinance to permit the uses and development approaches requested.

The applicant(s) may supplement this application and/or seek at the time of the hearing, such other approvals, interpretations, and/or waivers as may be requested or required by the applicant or the Board/Council.

A copy of said application and documents is on file at the City of Fulshear City Hall located at 30603 FM 1093 Fulshear, Texas 77441 on Monday through Thursdays from 8:00 a.m. to 5 p.m. and Fridays from 8:00 a.m. to 3 p.m. in the City Secretary's office for all interested parties prior to said hearing.

If you have any questions regarding this request please call the City Secretary's office at 281-346-1796.

Sincerely,

City of Fulshear

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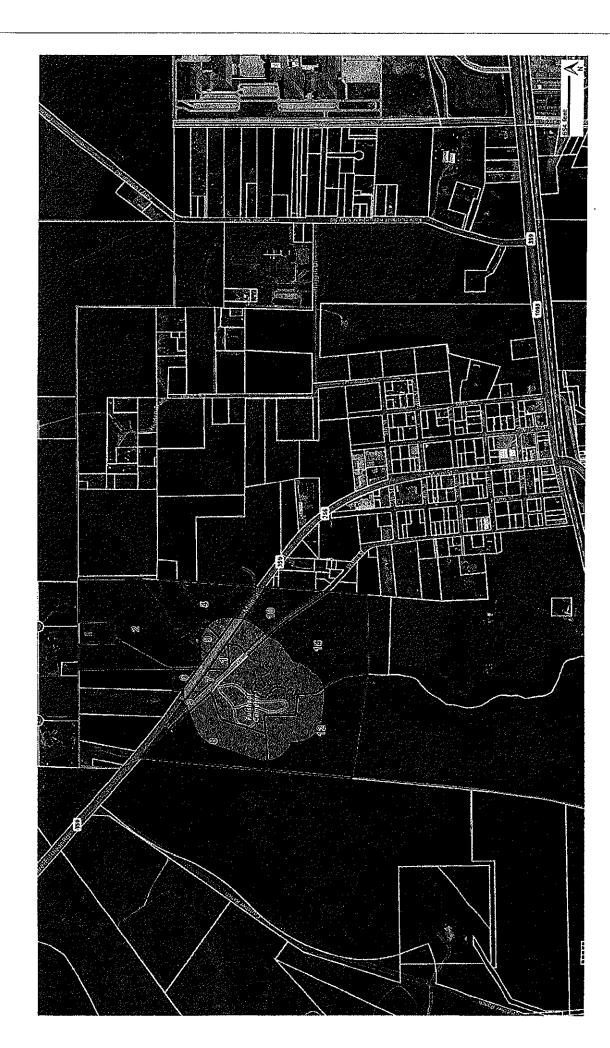
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ID		APN	0029-00-000-1293-901	Site Address	7510 WALLIS ST
Sha City	FUISHEAR	Site State	ĸ	Site Zip Corte	77441
Owner 1 Name	GRANDES RICOS LLC	Owner I Address	22714 WIMBERLY FALLS LN	Owner 1 City	FULSHEAR
Owner 1 State	<b>*</b>	Owner 1 Zip Code	77441	Owner 2 Name	
Building Square Feet		-			
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e		NAV	0029-00-000-0390-901	Sita Address	8426 WALLIS ST
She city	FULSHEAR	Sito State	ኢ	Sito Zip Code	77441
Owner 1 Name	MCCANN, GERALD W	Owner 1 Address	PO BOX 982	Owner 1 City	FULSHEAR
Owner 1 State	¥	Owner 1. Zip Code	77441	Owner 2 Name	
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Owner 1 State		Dwner 1. Zip Code	77441	Owner 2 Name	
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13		APN	0029-00-000-1400-901	Site Address	7425 WALLIS ST
Site City	FULSHEAR	She State	¥	Site Zip Code	77441
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Owner 1 State	ጵ	Owner 1 Zip Code	77441	Owner 2 Name	
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Asia city	ruchak	אונם מנשנם	×	Site Zip Code	77441
Owner 1 Name	STEPHEN CRAIG HARDEE	Owner 1 Address	8906 FOUR LEAF OR	Owner 1 City	SUGAR LAND
Owner 1 State	ಕ	Owner 1 Zip Code	77479	Owner 2 Name	
Building Square Feet	932				
a a		APN	0029-00-000-0570-901	Site Address	7915 WANTE ST
Site City	FULSHEAR	Site State	ķ	Site Zip Code	77441
Owner 1 Name	ARISMENDEZ, EVA KRISTINE	Owner 1 Address	PO BOX 292	Owner 1 City	FULSHEAR
Owner 1 State	¥	Owner 1 Zip Code	77441	Owner 2 Name	
Boilding Square Feet	2400				
15. 70		APN	106-0570-000-00-6200	Site Address	L SI WA
Site City	FULSHEAR	Site State	복	Site Zip Code	77441
Owner 1 Name	TAYLOR, KENNETH	Owner 1 Address	32323 FORT BEND COUNTY LINE RD	Owner 1 City	BROOKSHIRE
Owner 1 State	ጅ	Dwner 1 Zip Code	77423	Owner 2 Name	
Building Square Feet					
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; q		Arn	0025-00-000-0042-901	Site Address	WALLIS ST
Site city	FULSHEAR	Site State	ķ	Sito Zip Code	77441
Owner 1 Name	HARDEE, STEPHEN CRAIG	Owner 1 Address	8906 FOUR LEAF DR	Owner 1 City	SUGAR LAND
Owner 1 State	<b>.</b>	Owner 1 Zip Code	77479	Owner 2 Name	
Building Square Feat					

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Owner 1 State	¥	Owner 1 Zip Code	77473	Owner 2 Name	
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Site City	FULSHEAR	Site State	4	Site Zip Cone	77441
Owner 1 Namo	FU, XIANGDONG	Owner 1 Address	5322 RIVERSTONE CROSSING DR	Owner 1 City	SUGAR LAND
Owner 1 State	ጅ	Owner 1 Zip Coda	77479	Owner 2 Name	
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QI.		APN	0029-00-000-0303-901	Sito Address	7925 WALLIS ST
Site City	PULSHEAR	Sile State	걱	Site Zip Code	77441
Owaer 1 Rame	PITTMAN, UILU ADAMS	Owner 1 Address	PO BOX 3	Owner 1 City	FUSHEAR
Owner 1 State	ጅ	Owner 1 Zip Code	77441	Owner 2 Name	
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ą		N'A	C429-533-C111-13C43-5111	Sito Address	7932 WALLIS ST
Site City	<b>Р.И.Ѕ</b> ИЕАЯ	Site State	ጅ	Sito Zip Code	77441
Owner 1 Name	HARDEE, STEPHEN CRAIG	Owner 1 Address	8906 FOUR LEAF DR	Owner 1 City	SUGAR LAND
Owner 1 State	ጟ	Owner 1 Zip Code	71479	Owner 2 Namo	
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Owner 1 Namo	FORT BEND COUNTY EMERGENCY SERVICES	Owner 1 Address	PO 80X 494	Osenar 1 Oliv	or Bellevia
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n e		RdV	0029-00-000-0910-901	Sito Address	8426 WALLIS ST
Site City	FULSHEAR	Site State	¥	Site Zip Code	77441
Owner 1 Name	MCCANN, CAROLE ANN	Owner 1 Address	PO BOX 33	Owner 1 City	FULSHEAR
Owner 1 State	¥	Owner 1 Zlp Code	77441	Owner 2 Name	
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1/11/2018



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Owner 1 Nama	HARRIS, PATRICK L	Owner 1 Address	2540 VILLAGE DAK	Owner 1 City	CANYON LAKE
Owner 1 State	¥	Owner 1 2lp Code	78133	Owner 2 Name	•
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Site City	FULSHEAR	Site State	3	She Zip Cods	77441
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Owner 1 State	ጟ	Owner 1 ZIp Code	77441	Owner 2 Name	
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Site City	FUISHEAR	Sito State	ķ	Site Zip Code	72441
Owner 1 Name	MCCANN, GERALD W	Owner 1 Address	PO BOX 982	Owner 1 City	FULSHEAR
Owner 1 State	¥	Owner 1 Zip Coda	77441	Owner 2 Name	
Building Square Feet					
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8		APN	0029-00-008-1293-901	Site Address	7510 WALLIS ST
Site City	FULSHEAR	Situ State	ř.	Site Zip Codo	77441
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Owner 1 State	ጵ	Owner 1 Zip Cado	77441	Owner 2 Name	
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Owner 1 State	¥	Owner 1 Zip Code	77441	Owner 2 Name	
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Ownor 1 Name	GRANDES RICOS LCC	Owner 1 Address	22714 WINBERTY FALLS I &	Superior of the	146//
Owner 1 State	¥	Owner 1 Zip Code	77441	Owner 2 Name	TULSALEAR I
Building Square Feat					

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