NO._____1565

AN ORDINANCE AMENDING ORDINANCE NO. 1166 OF THE CITY OF MCKINNEY; REVISING THE SCHEMATIC MASTER PLAN AND PLANNED COMMUNITY DEVELOPMENT REGULATIONS FOR THE VILLAGE OF ELDORADO; PROVIDING FOR AMENDMENTS TO THE PLANNED DEVELOPMENT REGULATIONS AND SCHEMATIC MASTER PLAN; PROVIDING FOR SEVERABILITY, PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; PROVIDING FOR INJUNCTIVE RELIEF; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.

THAT WHEREAS, Ordinance No. <u>1166</u> of the City of McKinney, Texas, adopted a Schematic Master Plan and Planned Community Development Regulations for the Village of Eldorado consisting of approximately 1151.705 acres of land in the City of McKinney, Collin County, Texas, and

WHEREAS the developer has filed a request for revisions to the Schematic Master Plan and Planned Community Development Regulations, and

WHEREAS the Director of Public Works has reviewed the Planned Development and Site Plan, and has made his recommendations thereon; and,

WHEREAS, after due notice as required by Ordinanced No. 1270, and the required public hearings held before the Planning and Zoning Commission and the City Council of the City of McKinney, Texas, the City Council is of the opinion that the hereinafter revised Schematic Master Plan and Planned Community Development Regulations amendments should be adopted.

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

SECTION I: That the real estate more fully described in the attached Exhibit "A" is the real estate effected by the Schematic Master Plan for the Village of Eldorado in the City of McKinney, Texas.

SECTION II: That the Schematic Master Plan for the Village of Eldorado, attached hereto and marked Exhibit "C", is adopted as the Schematic Master Plan for the Village of Eldorado.

SECTION III: That the Planned Community Development Regulations set forth in the attached Exhibit "B" are hereby adopted as the Development Regulations for the Village of Eldorado.

SECTION IV: That no developer or property owner shall acquire any vested interest in this Ordinance, the Schematic Master Plan or Planned Community Development Regulations, and this ordinance may be amended or repealed by the City Council of the City of McKinney, Texas, in the manner provided by law.

SECTION V: If any section, subsection, paragraph, sentence, phrase or clause of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance, which shall remain in full force and effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION VI: It shall be unlawful for any person, firm or corporation to develop the Village of Eldorado, or any portion thereof, in any manner other than is authorized by this Ordinance, and upon conviction therefor, shall be fined any sum not exceeding \$200.00, and each day that such violation shall continue shall be considered a separate offense. These penal provisions shall not prevent an action on behalf of the City of McKinney to enjoin any violation or threatened violation of the terms of this Ordinance, or an action for mandatory injunction to remove any previous violation hereof.

SECTION VII: The caption of this Ordinance shall be published one time in a newspaper having general circulation in the City of McKinney, and shall become effective upon such publication.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, on this the ∂ND day of \mathcal{P} , 1985.

CORRECTLY ENROLLED:

K. Cicutes Jennifer/Crave City Secretary

EXHIBIT A

DESCRIPTION

BEING a tract of land situated in the ESSOM HARRIS SURVEY, ABSTRACT NO. 399, the E. D. McCOY SURVEY, ABSTRACT NO. 577, the GRAFTON WILLIAMS SURVEY, ABSTRACT NO. 976, the W. M. RYAN SURVEY, ABSTRACT NO. 981, the E. WHITLEY SURVEY, ABSTRACT NO. 987 and the F.C. WILMETH SURVEY, ABSTRACT NO. 998 in Collin County, Texas, and being the same land conveyed to C. George Comegys, et al, by George Wilkins Comegys by deed recorded in Volume 1030, Page 271 of the Deed Records of Collin County, Texas, and being more particularly described as follows:

BEGINNING at a point in the center of an unused public road, said point being the most Southerly corner of The Village of Eldorado, Phase I, an addition to Collin County according to the plat thereof recorded in Cabinet C Page 287 of the Map Records of Collin County, Texas, an iron rod fognd for corner;

THENCE S 03°15'36" W, with the center of said public road, 334.18 feet to an iron rod found for corner;

THENCE S 07°11'44" E, along the center of said public road 188.83 feet to an iron rod found for corner;

THENCE S 08°36'01" W, along the center of said public road, 87.94 feet to an iron rod found for corner;

THENCE S 14°44'15" E, along the center of said public road, 140.05 feet to an iron rod found for corner;

THENCE S $25^{\circ}39'32"$ W, along the center of said public road, 162.91 feet to an iron rod found for corner;

THENCE S 01°57'30" W, along the center of said public road, 766.72 feet to an iron rod found for corner;

THENCE S 01°49'28" W, along the center of said public road, 901.35 feet to an iron rod found for corner;

THENCE S 02°55'22" W, along the center of said public road, 699.92 feet to an iron rod found for corner;

THENCE S Ol°43'44" W, along the center of said public road, 720.82 feet to an iron rod set in a fence line for corner;

THENCE S 89°20'34" W, generally along said fence line, 913.35 feet to an iron rod found for corner;

THENCE S 01°08'26" W, 18.82 feet to a point in the center of an unused public road, an iron rod found for corner;

THENCE 89°47'54" W, along the center of said public road, 959.46 feet to an iron rod found for corner;

THENCE S 89°28'50" W, along the center of said public road, 646.02 feet to an iron rod found for corner;

THENCE S 00°15'49" E, 8.41 feet to an iron rod set for corner;

THENCE S 89°44'11" W, generally along a fence line, 2105.15 feet to an iron rod found for corner;

THENCE N 02°06'20" W, along the center of a public road, 868.24 feet to an iron rod found for corner;

THENCE N 89°55'14" W, along the center of said public road, 463.21 feet to an iron rod found for corner;

THENCE N 00°26'15" W, along the center of said public road, 1691.63 feet to an iron rod found for corner;

THENCE N 89°46'35" W, along the center of said public road, 425.58 feet to a iron rod found for corner;

THENCE N $02^{\circ}22'54"$ W, 15.30 feet to a point in a fence line, an iron rod found for corner;

THENCE S 89°59'09" W, generally along a fence line, 297.01 feet to an iron rod found for corner;

THENCE N 00°05'18" W, along the center of a public road, 516.14 feet to an iron rod found for corner;

THENCE N 01°29'21" W, along the center of said public road, 480.41 feet to an iron rod found for corner;

THENCE N $00^{\circ}05"26"$ W, along the center of said road, 517.90 feet to an iron rod found for corner;

THENCE N 71°21'26" E, along the center of a public road, 1276.81 feet to an iron rod found for corner;

THENCE N 00°07'32"W, along the center of said public road, 1912.26 feet to an iron rod found for corner;

THENCE N 60°05'01" E, along the center of said public road, 1232.94 feet to an iron rod found for corner;

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THENCE N 60°59'll" E, along the center of said public road, 1514.51 feet to an iron rod found for corner;

THENCE N $61^{\circ}09'50''$ E, along the center of said public road, 505.39 feet to an iron rod found for corner;

THENCE N 01°29'17" E, along the center of an unused public road, 294.46 feet to an iron rod found for corner;

THENCE N $03^{\circ}30'01"$ E, along the center of said unused public road, 631.09 feet to an iron rod found for corner;

THENCE N 09°11'16" E, along the center of said unused public road, 738.62 feet to an iron rod found for corner;

THENCE N 21°00'27" E, along the center of said unused public road, 155.97 feet to an iron rod found for corner;

THENCE N 46°46'12" E, along the center of said unused public road, 109.87 feet to an iron rod found for corner;

THENCE N 68°03'20" E, along the center of said unused public road, 323.59 feet to an iron rod found for corner;

THENCE N 89°47'35" E, along the center of said unused public road, 238.85 feet to an iron rod found for corner;

THENCE S 73°04'19" E, along the center of said unused public road, 160.00 feet to a point in the center of Wilson Creek;

THENCE Southeasterly, along the meanders of Wilson Creek as follows:

S 64°02'50"	W,	85.78	feet;
S 57°00'44"	W,	66.65	-
S 04°37'11"	Ε,	120.09	feet;
S 48°34'02"	Ε,	115.16	feet;
S 75°08'50"	Ε,	199.33	feet;
S 46°09'52"	Ε,	108.12	feet;
S 71°37'17"	Ε,	83.28	
N 73°18'08"	Ε,	93.03	
N 56°27'01"	Ε,	70.25	feet;
S 38°55'12"	Ε,	88.15	feet;
S 21°48'57"	W,	141.43	feet;
S 29°49'06"	W,	95.52	feet;
S 40°32'02"	Ε,	51.29	feet;
S 70°09'27"	Ε,	114.32	feet;
N 63°25'45"	Ε,	75.20	feet;
N 32°21'14"	Ε,	84.35	feet;
N 64°52'09"	Ε,	170.46	feet;
N 66°39'51"	Ε,	49.50	feet;
S 52°30.'53"	Ε,	53.21	feet;
S 14°19'57"	W,	206.96	
S 48°31'26"	Ε,	129.76	feet;
N 72°48'56"	Ε,	207.97	•

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S 00°54'52" W, 107.68 feet	;
S 48°20'19" W, 183.41 feet	;
S 44°14'39" E, 207.56 feet	;
S 77°42'52" E, 121.66 feet	;
N 31°04'26" E, 120.63 feet	;
N 21°34'29" E, 103.08 feet	;
N 67°33'01" E, 62.00 feet	;
S 34°09'35" E, 132.80 feet	;
S 13°08'02" W, 235.96 feet	;
S 66°17'30" E, 118.33 feet	;
N 64°13'44" E, 122.74 feet	;
N 44°10'23" E, 102.53 feet	; .
S 62°46'27" E, 310.48 feet	;
S 28°50'25" E, 142.14 feet	;
N 63°21'49" E, 144.15 feet	;
N 21°42'17" E, 279.66 feet	;
N 82°06'54" E, 101.78 feet	;
S 44°39'42" E, 64.46 feet	;
S 24°44'17" E, 324.02 feet	;
S 40°39'56" E, 126.23 feet	;
S 26°28'32" E, 160.00 feet	;
N 84°13'53" E, 153.76 feet	;
S 41°15'38" E, 194.48 feet	;
N 48°19'51" E, 127.51 feet	;

THENCE S 03°45'16" W, leaving said Wilson Creek, 14.74 feet to a point in the West line of U.S. Highway NO. 75 (variable R.O.W.), an iron rod found for corner;

THENCE S 16°29'47" E, along the West line of said U.S. Highway No. 75, 104.35 feet to a wood monument found for corner;

THENCE S 02°18'59" W, along the West line of said Highway, 349.09 feet to a wood monument found for corner;

THENCE S 14°36'18" W, along the West line of said Highway, 255.46 feet to a wood monument for corner;

THENCE S 02°14'50" W, along the West line of said Highway, 329.51 feet to an iron rod found for corner;

THENCE S 06°04'30" E, along the West line of said Highway, 272.98 feet to an iron rod set for corner;

THENCE \$ 02°22'21" W, along the West line of said Highway, 1197.59 feet to an iron rod set for corner;

THENCE S 12°24'05" W, along the West line of said Highway, 406.16 feet to a wood monument found for corner;

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THENCE S 04°23'19" E, along the West line of said Highway, 352.51 feet to an iron rod found for corner;

THENCE N 87°51'54" W, along the center of an unused public road, 899.03 feet to a point in the Southeast line of said Village of Eldorado, Phase I, an iron rod set for corner;

THENCE S 30°24'45" W, along the Southwest line of said addition, 239.22 feet to an iron rod set for corner;

THENCE S 61°52'07' W, along the Southwest line of said addition, 234.48 feet to an iron rod set for corner;

THENCE S 28°00'47" W, along the Southwest line of said addition, 154.05 feet to an iron rod set for corner;

THENCE S 59°53'27" W, along the Southwest line of said addition, 186.99 feet to an iron rod set for corner;

THENCE S 46°01'49" W, along the Southwest line of said addition, 314.48 feet to an iron rod set for corner;

THENCE S 69°18'26" W, along the Southwest line of said addition, 294.79 feet to an iron rod set for corner;

THENCE S 35°21'19 W, along the Southwest line of said addition, 69.21 feet to the POINT OF BEGINNING and containing 1151.705 acres of land, save and except the following tracts:

The Village of Eldorado, Phase I at 74.617 acres; The Village of Eldorado, Phase II at 53.351 acres; Golf Course, Tract 1 at 111.336 acres; Golf Course, Tract 2 at 8.238 acres; Golf Course, Tract 3 at 39.147 acres; 20.014 acre tract,

leaving a net area of 845.002 acres of land, more or less.

I, the undersigned, do hereby certify that this description and the accompanying plat were prepared from an actual and accurate survey made on the ground in the month of May, 1984, and that there are no visible encroachments, conflicts or protrusions, except as shown.

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Raeburn A. White A Registered Public Surveyor #1394

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EXHIBIT B

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PLANNED COMMUNITY DEVELOPMENT REGULATIONS

VILLAGE OF ELDORADO

MCKINNEY, TEXAS

A. GENERAL PLANNING PRECEPTS

1. Preface

The P.C.D. Regulations and the Exhibits attached hereto as set forth in this document shall regulate land use within the "Village of Eldorado" (hereinafter referred to as "Eldorado") as well as specific considerations within individual land use categories. The Planned Community Development Zone in the City of McKinney (Ordinance No. 837) requires a plan showing the major street patterns, land usage, density maximums, and acreages plus a set of development regulations. All of this information is contained within this document. This document shall be appended, by reference, to existing Ordinance No. 725, Zoning Ordinance for the City of McKinney, Texas (1969). It is understood that each phase will be platted and developed according to this document. <u>The P.C.D. Regulations shall prevail should they conflict</u> with any Exhibits attached hereto.

2. Statement of Intent

"Eldorado" is planned as a new community in McKinney, Texas, to serve the needs of a wide variety of new residents in McKinney.

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Many needs will be served within the "village concept" on which the plan is developed. It will include single family detached homes, single family attached homes, multi-family dwelling units, and, (subject to approval by the City of McKinney) documents providing for regulation and maintenance of privately owned "common areas". A broad spectrum of community services and amenities are interrelated with the housing areas to create a well-balanced plan. The proposed facilities include schools, active and passive park areas, an inter-connecting greenbelt system, a golf course and country club, and village commercial centers. Village commercial centers, neighborhood convenience centers, and offices will provide necessary commercial facilities and will be made available as they are needed within the community. These elements have been located within the village fabric to maximize their accessability from all parts of the community. Special emphasis has been placed on the ease and safety of pedestrian and vehicular movement throughout the entire village. Pedestrian trails within this system will connect open spaces and link the entire P.C.D. together when completed. Within this system it is possible to travel through most of the P.C.D. without crossing any heavily traveled streets.

<u>The "Planned Community Development" concept has been utilized to offer</u> <u>innovations in land planning design and a variety of housing types within a</u> <u>carefully controlled community with a protected environment.</u> With this type of development, a human-scale community with a full complement of services and amenities can be developed in which the existing and new residents of the City of McKinney can be proud.

HiDevCo, the developer of "Eldorado", intends that the development be completed within ten (10) years.

3. Proposed Land Uses

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"Eldorado" is a 1,151 <u>+</u> acre Planned Community Development located on the West side of U. S. Highway 75 between County Road 720 on the South and Wilson Creek on the North. It consists of the following land uses which are shown on "Exhibit A" attached:

	Approximate
Land Use	Acreage
terra attention of the second	
a. Residential	
Low Density Single Family	•
High Density Single Family	
Multi-Family	
a an	
b. Private Recreational	
and the second	
c. Recreational	
and Streets	

% of Land Area

d. Schools

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Commercial e.

f. Opportunity Sites

Total

(a.) Residential Areas

Residential uses will consist of single family detached homes, single family attached homes, multi-family dwellings and variations of these types based on market needs. The overall residential development of "Eldorado" will not exceed a total of 6,000 dwelling units in areas designated "low density single family", "high density single family", or "multi-family" on the Schematic Master Plan dated June 11, 1985 (Exhibit A). Residential densities for the individual housing types will not exceed the following:

TYPE

Multi-Family

Condominiums Apartments

(

MAXIMUM DENSITY

Low Density Single Family 5 Dwelling units / acre Large Lot Medium Lot

High Density Single Family

Cluster Homes Townhomes

26 Dwelling units / acre

14 Dwelling units / acre

(b.) Private Recreation Areas

To include Eldorado Country Club and Golf Cournse and other similar facilities as may be appropriate in later phases. These will be located and designed subject to the approval of the Architectural Review Committee and the City of McKinney, and will not disrupt major public pedestrian flow or adversely impact adjacent residential uses.

(c.) <u>Recreation Areas</u>

A complete "Greenbelt" system, including both active and passive elements is proposed throughout the site. This system will be built around existing creeks and will include parks, and extensive trail/bike path system linking the entire site, and will provide a point of potential connection under Route 75 to future park development within McKinney.

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Dedication of land and facilities for parks and/or transfer to applicable homeowners' associations will occur as land surrounding or adjacent to the park land is platted. Any such dedication to the City shall be subject to City acceptance and approval of proposed facilities thereon by the City.

(d.) Schools

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The school site as proposed on the Schematic Master Plan is subject to acceptance and purchase by the McKinney Independent School District (MISD). HiDevCo does not guarantee that the MISD will agree to purchase this site and construct a.school thereon. Also, it should be noted that the school site could be developed alternatively as the Schematic Master Plan indicates.

(e.) <u>Commercial</u>

The plan provides for commercial centers throughout the site. Commercial centers will include all permitted uses included in Zone BMG of "Exhibit C" attached. In addition, small neighborhood convenience centers will be located as appropriate to future development. Neighborhood convenience centers will include all permitted uses under Zone BN of "Exhibit C" attached.

(f.) Opportunity Sites

Five (5) peripheral sites are provided to meet the future needs of "Eldorado." These are generally seen as high intensity use areas and may be developed according to the regulations of Zone BGM of "Exhibit C" attached. Development of these areas will be appropriately controlled as a buffer for "Eldorado" to Route 75 and to adjacent (anticipated high use) properties. No manufacturing or heavy industrial development of any kind will be allowed.

(g.) The development of the various land types in paragraphs (a) thru (f) above will be in accordance with "Exhibits A thru F" attached, except as otherwise provided herein.

B. SPECIFIC REGULATIONS

To preserve the existing character of the site as much as possible, and to insure a uniform fabric of development to the project in the future years, the City of McKinney herein establishes the following regulations for the development of "Eldorado".

"Eldorado" shall have an official Schematic Master Plan (Exhibit A) which, together with these written P.C.D. Regulations and Exhibits B thru F appended hereto and made a permanent portion hereof, shall be subject to development in accordance with these documents as defined in the Planned Community Development Zone in the City of McKinney Zoning Ordinance (Exhibit C).

1. Access to the Site

(a.) It is expected that the majority of vehicular traffic entering "Eldorado", either from downtown McKinney or Dallas, will do so via U.S. 75. This will become especially apparent with the completion of the Eldorado Parkway overpass, which will become the primary point of access to "Eldorado" from U.S. 75.

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(b.) An internal system of residential and collector streets will then provide access to all areas within "Eldorado".

(c.) Developed in conjunction with this roadway network will be an extensive system of paths and bike trails which will seek to provide pedestrian access throughout the site, and to the greenbelt and park system.

2. Thoroughfare Standards

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(a.) The roadway system has been designed to accomodate various types and volumes of vehicular traffic, and all street plans, designs and sections will be approved by the Director of Public Works of the City of McKinney in accordance with the provisions of "Exhibits A thru F" <u>except as otherwise</u> <u>provide herein</u>. It is the general intent of the plan, while providing adequate vehicular circulation, to reduce speed, to reduce pavement widths as much as possible, to disallow on-street parking and to allow no direct access to collector streets from single family lots.

(b.) The following basic internal street types are projected:

(i) Primary Thoroughfares - Primary Thoroughfares will be a minimum four-lane divided median roadway consisting of a 120 foot R.O.W., two 24 foot driving lanes, with turn lanes provided in order to insure a safe smooth flow of traffic. The primary thoroughfares will have parking restricted except for emergency purposes, and shall be constructed of reinforced portland cement concrete with curb and gutter.

(ii) Secondary Thoroughfares and/or Collector Streets - The Secondary system will serve to tie together the clusters of residential areas to the primary system. The collector streets will have a R.O.W. width of sixty-five feet (65') with a thirty foot (30') driving lane constructed of reinforced portland cement concrete with curb and gutter. On-street parking will be restricted except for emergency purposes and there shall be no direct vehicular access to single family lots. The construction will be of reinforced portland cement concrete with curb and gutter. A thirty-six foot (36') wide driving lane shall be required where either parking and/or direct vehicular access to single family lots is permitted.

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(iii) Residential Streets - The residential street system will function to serve the residential areas of "Eldorado". These streets are designed to carry relatively low volumes of vehicular traffic at low speeds through the residential areas. These streets will have a fifty foot (50') R.O.W. with a twenty-six foot (26') driving lane constructed of reinforced portland cement concrete with curb and gutter. On-street parking will not be permitted on streets less than 27' in width except for emergency purposes, or in areas where "integral street parking" is provided. These areas may include a limited number of angled parking stalls within a expanded R.O.W. (to 65').

(iv) Alternate street sections may be constructed if approved by the City Council at the time of final plat approval of each phase.

(v) Private Drives - Housing types, other than low density single family, will be served by private drives. It is anticipated that these private drives will be subject to the least amount of traffic in the development. There will be a twenty foot (20') emergency maintenance easement maintained to insure emergency vehicular access to these areas at all times. Regulations covering the mainteneance of the private drives will be covered in a homeowners' association maintenance agreement subject to the approval of the City of McKinney.

(c.) Exterior Roads

All of the perimeter road at the existing cemetery, and one-half (1/2) of the total R.O.W. of the remaining perimeter road which is on the P.C.D. property, will be developed to the requirements of "Exhibit B" hereof.

3. Utilities and Drainage

(a.) Utilities (water, sewer, gas, electric) will be provided through a joint effort of the developer and the City of McKinney within the normal platting procedure, and in accordance with "Exhibits B, E and F" hereof.

(b.) All utility lines shall be underground in easements provided by the developer except those required, in unusual circumstances, to be overhead as determined by joint agreement of the developer, the City of McKinney, and the public utility companies.

(c.) Storm drainage will be handled above ground as much as possible in order to assure maximum water recharge to the natural system. Natural drainage patterns and channels will be retained, adm where concetrated runoff is felt to foster excessive erosion, appropriate armament will be provided to retard water drainage and to provide an aesthetically pleasing landscape. "Exhibit D" hereof shall control the design and construction of storm drainage.

(d.) Where "Exhibit B" makes reference to specific material types relative to the construction of - sewer and water lines, it is agreed that upon approval of the City Council, suitable alternative materials may be used.

4. Easements

Drainage, emergency access, utility, recreation and landscape easements will be provided and will be reviewed with regard to need and to compliance with "Exhibits B and D" hereof.

5. Creation of Sites

(a.) The determination of the location and size of specific sites shown on the schematic master plan and described in Section A-3 (General Planning Precepts) are intended to be approximate in nature and capable of sustaining a reasonable amount of change within the general fabric of "Eldorado" as it has been defined.

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(b.) Existing land forms and vegetation, environmental and energy conservation considerations, and the potential internal needs of "Eldorado" and the City of McKinney were all measured to attain what is felt to be the highest and best use of the property.

6. Site Plan Provisions

For all types of development excepting only low density single family development, a site plan shall be submitted to the Planning and Zonign Commission for its review and approval, which site plan shall show that the proposed development is in compliance with the developmental standards, character and intent of this P.C.D. project. The site plan shall contain the following elements and features:

(a.) A scale drawing showing all public streets, private drives and access ways; specific types of land use and housing proposed along with maximum densities, building sites, lots or plots, areas proposed for dedication or parks, parkways, easements, rights of way; points of ingress and egress; and topography.

(b.) Grading Plans, structures, fences, parking, lighting, utilities, drainage, retaining walls, signs, open spaces and any other Engineering plans or details related to site development.

(c.) The minimum yards, setbacks, or spaces proposed.

(d.) Elevations may be required for structures greater than two (2) stories in height.

(e.) Screening and landscape plans.

7. Provisions for Architectural and Site Planning Controls

There will be an Architectural Review Committee established to review all plans for construction of structures and landscaping, including subsequent additions or changes in the development. Decisions of the Architectural Review Committee will be subject to all applicable City of McKinney building codes, these regulations and the protective covenants and restrictions. The composition and duties of the Architectural Review Committee will be defined in the protective covenants and restrictions of the "Eldorado" development.

8. Fencing, Walks, and Landscaping

(a.) Fencing

(i) Fencing will generally be discouraged except to insure necessary personal privacy. This is an effort to maximize visibility throughout the site, creating a more effective and uniform sense of community.

(ii) Wooden fences will be encouraged, though combinations of other suitable natural materials (as reviewed and approved by the Architectural Review Committee) will be permitted.

(iii) Fencing will not exceed six feet (6') except by approval of the Architectural Review Committee and will be located in accordance with the requirements of the Manual of Uniform Traffic Control Devices.

(iv) Chain link fencing will not be allowed.

(b.) Walks

(i) The pathway system is designed to be developed in conjuction with the road system. Its purpose is to connect pedestrian traffic within the site with the greenbelt and park system, and in doing so to include a program of landscaping and earth forms where possible which serve to enhance the "streetscape" and overall quality of the project.

(ii) Along residential streets, paths (sidewalks) will be constructed on one side of the street only. These paths will be contructed of reinforced concrete and will have a minimum width of seven feet (7').

(iii) Along collector streets, paths will be constructed within a broad area of the R.O.W. allowing the use of earth mounds, meandering alignment, and complementary landscaping. These will be constructed of reinforced concrete with a minimum width of seven feet (7').

(iv) In greenbelt and park areas, paths will be provided which are more compatible with the natural environment. Primary paths will be constructed to a minimum width of four feet (4') of materials specified on the construction plans approved by the City. Additionally, nature walks, jogging trails and other such trails may be provided of a smaller width and using loose, natural materials.

(v) Any changes in the above design standards must be approved by the City at the time the construction plans are approved.

(c.) Landscaping

(1) Special consideration will be made to ensure a comprehensive landscape plan for "Eldorado".

(ii) An extensive street tree planting program will be initiated by the developer.

(iii) Use of indigenous plant materials will be encouraged and a list of accepted plant materials will be provided.

9. Solid Waste Disposal

(a.) In all areas, provisions for solid waste disposal shall be made in accordance with the City of McKinney Solid Waste Ordinance. The owner shall, in all areas, include provisions for enclosed containers, screened from public view, and in accordance with design standards set forth by the Architectural Review Committee.

(b.) No on-site incineration will be allowed.

10. Buffering

In the event conditions arise where buffering is desirable, special provisions consistent with the abutting land uses and in accordance with the "Architectural Review Committee" requirements will be made to meet those conditions.

11. Pollution Control

(a.) There are no land uses within this P.C.D. that will generate prime pollutants. Visual pollution will be controlled by appropriate screening where required and in accordance with the requirements of the Architectural Review Committee and City Ordinances.

(b.) Extreme care will be taken during construction to insure that there will be no cases of runoff which might pollute the waterways or the lakes existing on the site or adjacent thereto.

12. Land Use Intensity

(a.) General

(i) <u>The transfer of densities from one portion of the development to</u> <u>another for the purpose of better land use and open space distribution will</u> <u>be allowed; provided that the overall character and intensity of the</u> <u>development is not altered.</u>

(ii) Response to environmental/energy considerations in the siting of buildings may mitigate compliance with the site development standards outlined in the following sections. These considerations may include the following:

Lot layout limitations

Maximizing solar access

Preservation of existing trees

Page 15

Minimizing gr	ading
Minimizing er	osion
Maximizing wa	ter recharge
Maximizing re	-vegetation

Such mitigation will be at the discretion of the Architectural Review Committee and the City of McKinney.

(iii) Parking requirements are referenced in each land use category.
 (iv) Where permitted uses refer to land use categories, hereinafter defined, the specific provisions of such land use category shall apply.

(b.) Low Density Single Family

. . .

Intent: The single family detached residential categories are for low density single family uses of two types:

Permitted Uses: Single Family Dwellings (Large Lot) Single Family Dwellings (Medium Lot) Churches

Maximum net density: 5 units/acre

(i) Large Lot Single Family

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Minimum Lot Size: 14,500 square feet

Coverage: Maximum of 35% of the lot area including accessory buildings.

Parking: A minimum of two(2) covered and two(2) uncovered parking spaces, exclusive of the driveway, shall be

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maintained.

Garages: Garage entries shall be rear entry in all cases except where in the opinion of the Architectural Review Committee this requirement can be waived due to mitigating circumstances.

Building Height: No building or structure shall exceed thirty-five (35') feet in height.

Setbacks: <u>Front Yard</u> - it is intended that front setbacks will vary so as to provide design diversity; the minimum shall be twenty-five (25') feet.

<u>Side Yard</u> - These shall vary according to the width of the lot. Minimum (one side) shall, in all cases, be 10% of lot width. Total side yard width (sum of two sides) shall be as follows: Lots 80' to 100' wide 20'

Lots greater than 100' wide 25'

<u>Side Yard on Corner Site</u> - Twenty feet (20') from R.O.W. and no conflict with the required sight triangle as described in the Manual of Uniform Traffic Control Devices.

<u>Rear Yard</u> - Twenty-five feet (25') from the rear property line.

(ii) Medium Lot Single Family

Minimum Lot Size : 8,700 square feet

Coverage:	A maximum of 40% of the lot area including accessory
	buildings.
Parking:	A minimum of two (2) covered and two (2) uncovered
	parking spaces, exclusive of the driveway, shall be
	maintained.
Garages:	Garage entries shall be rear entry in all cases

except where in the opinion of the Architectural Review Committee this requirement can be waived due to mitigating circumstances.

Building Height: No building or structure shall exceed thirty-five (35') feet in height.

Setbacks: <u>Front Yard</u> - It is intended that front yard setbacks will vary so as to provide design diversity; the minimum shall be twenty-five (25') feet.

> <u>Side Yard</u> - These shall vary according to the width of the lot. Minimum (one side) shall in all cases be 10% of the lot width. Total side yard width (sum of two sides) shall be as follows:

Lots 80' to 100' wide 20' Lots greater than 100' wide 25'

<u>Side Yard on Corner Site</u> - Twenty feet (20') from R.O.W. and no conflict with the required site triangle as described in the Manual of Uniform Traffic Control Devices.

(iii) Churches

Minimum Lot Size: 2 acres

Coverage: T	he maximum site coverage, including buildings and		
, b	arking shall be 75%. The remaining 25% shall be		
open space and landscaped area.			
Parking: 0	ne off-street space per four (4) seats of seating		
capacity of the church sanctuary.			
Building He	ight: No building or structure shall exceed		
thirty-five (35') feet in height, exclusive of the			
S	teeple.		
Setbacks: F	or all lots upon which churches are built, minimum		

setbacks will be as follows: <u>Front</u> - Thirty-five feet (35') <u>Side</u> - Fifteen feet (15')

<u>Side Yard on Corner Site</u> - Twenty feet (20') from R.O.W. and no conflict with the required sight triangle as described in the Manual of Uniform Traffic Control Devices.

<u>Rear</u> - Twenty feet (20')

Location: Churches shall be located on streets at least thirty-one feet (31') in width.

(c.) High Density Single Family

Intent: The intent of single family attached dwelling concept is to provide a living space adequate to serve a family's needs at a lower cost. By gaining greater efficiency from utility systems, streets and drives, common wall construction (on one or more sides) and increased net densities, and thereby providing smaller lots, these cost savings may be realized. This concept also makes available the condominium concept of development (Townhomes) wherein only the land under each unit is sold, and larger (common) open space adjacent to each unit is provided and maintained as an amenity through the creation of a Homeowners' Association to free the occupants of the normal maintenance of a single family home with a yard.

Permitted Uses:

Single Family Dwellings (Large Lot)

Single Family Dwellings (Medium Lot) Churches

Cluster Single Family Dwellings Patio Homes

		,	
на 12. Сталия — Полого Полого (1996) Полого (1996)		Duplex	
$(x_{i},y_{i}) \in \mathbb{R}^{n}$		Triplex	
· .	n	Quadriplex	
en e		Townhomes	
· ¹ ·		Private Recreation Areas	
Maximu	m Net Densi	ty: 14 Dwelling Units / acre	
	luster Sing	le Family Dwellings	
	overage:	A maximum of 60% of the lot area including accessory	•
		buildings. (This figure includes the residential	
		structure plus garages.)	
P	arking:	A minimum of one (2) covered and two (2) uncovered	
•		parking spaces per unit shall be maintained.	
В	uilding He	eight: No building or structure shall exceed	
		thirty-five feet (35') in height.	
. S	etbacks:	(Applies to both principal and accessory use)	
		<u>Pront Yard</u> - For all cluster homes in this P.C.D.,	
		minimum setback is eighteen feet (18').	
а. Л. П.		<u>Side Yard</u> - Zero feet (O') on one side or two	
		sides, of a dwelling building (containing one or	
		more dwelling units), provided that a minimum of ten	
·. · · ·		feet (10') is provided on the free side of each	
· .		building .	
		Side Yard on Corner Site - Twenty Feet (20') from	
n. A ng		the street with no conflict with the required sight	
• 4		triangle as described in the Manual of Uniform	
		Traffic Control Devices.	
·		<u>Rear Yard</u> - Fifteen feet (15') from the rear of the	
		property line.	

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Page 20

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(ii) Townhomes (Medium Density)

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Coverage - The maximum site coverage including accessory buildings shall be 60% of the overall site, the balance to include roads, parking, parks, recreation and landscaped areas. Individual lot coverage shall be a maximum of 100%.

Parking - A minimum of one(1) covered and two(2) uncovered

Height

Building

parking spaces per unit shall be provided.

 Maximum building height shall not exceed thirty-five feet (35').

Setbacks - Where townhomes or accessorty buildings front or side on a dedicated street, a minimum setback of eighteen feet (18') from the R.O.W. will be maintained and there shall be no conflicts with the required sight triangle as described in the Manual of Uniform Traffic Control Devices. Also, a minimum setback of fifteen feet (15') will be maintained from any landscape easements, rear or side property lines. The minimum required separation between structures shall be fifteen feet (15'). If rear entry in provided then the front and rear yard setback requirements shall be reversed.

Accessory

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Uses

Any structure or use accessory to townhomes shall not exceed a height of twenty-five feet (25'), and shall be sited not less than ten feet (10') from any other building or structure.

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(iii) Private Recreation Areas

Land Use Controls - Governing items relating to land use, density, coverage, parking, building heights, accessory uses, setbacks, and landscaping shall be in accordance with applicable land use categories described herein and only with the approval of the Architecural Review Committee.

(d.) Multi-family

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Intent - The intent of multi-family development is to provide higher density residential options than that possible in single family residential area. Space within these units is either sold (condominiums) or leased (apartments) and amenities and services provided at a monthly cost more favorable than those possible in single family areas.

Concept- The concept of design in multi-family developments provides more usable common open space within a development of multiple-story buildings. The cost for maintenance of these "common" areas is borne by either a Homeowners' Association (townhomes and condominiums) or within the monthly cost of leasing (apartments).

Permitted

Uses

Single Family Dwellings (Large Lot) Single Family Dwellings (Medium Lot) Churches

ey.

Cluster Single Family Dwellings Townhomes

Private Recreation Areas

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Neighborhood Convenience Shops

Condominiums

Apartments

(i) Condominiums

Coverage

Parking

Maximum Density -20 Dwelling units/acre

The maximum site

including coverage accessory buildings, shall be 60% of the overall site.

A minimum of one (1) covered and one (1) uncovered parking space for each unit shall be provided. Carports will be allowed. One loading space, equal to a standard parking space, shall be provided for each dwelling building and properly designated.

The height of the building shall not exceed Building Height thirty-five feet (35').

Page 23

			• .• •	
	•, •	Permitted		
		Uses	-	Single Fam
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	,			Churches
•				Cluster Si
				Townhomes
				Private Re

Maximum Density -

Building Height -

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Coverage

Parking

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(1) Condominiums

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Recreation Areas

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Neighborhood Convenience Shops

Condominiums Apartments

20 Dwelling units/acre

The maximum site including coverage accessory buildings, shall be 60% of the overall site.

- A minimum of one (1) covered and one (1) uncovered parking space for each unit shall be provided. Carports will be allowed. One loading space, equal to a standard parking space, shall be provided for each dwelling building and properly designated.

The height of the building shall not exceed thirty-five feet (35').

Setbacks

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Where condominiums or accessory buildings front or side on a dedicated street, a minimum setback of eighteen feet (18') will be provided, and there will be no conflicts with the required sight triangle as described in the Manual of Uniform Traffic Control Devices.

Also, a minimum setback of fifteen feet (15') will be maintained from any landscape easements, rear or side property lines. If rear entry is provided, then the front and rear yard setback requirements shall be reversed.

A minimum separation of fifteen feet (15') between structures shall be provided unless alternative methods of meeting the standards of fire protection are coordinated with and approved by the City.

Any structure or accessory to condominium structures shall not exceed a height of twenty-five feet (25'), and shall be sited not less than ten feet (10') from any other building or structure.

(ii) Apartments

Color.

Maximum Density -Coverage -

Accessory Uses -

26 dwelling units/acre The maximum site coverage including accessory buildings shall be 60%. Page 24 э.

Parking

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Building Height -

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Setbacks

Minimum of 1.5 parking spaces per dwelling unit shall be provided. One loading space equal to a standard parking space, shall be provided for each dwelling building and properly designated.

The height of the building shall not exceed

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thirty-five feet (35').
Where apartments or accessory buildings front or side on a dedicated street, a minimum setback of eighteen feet (18') shall be provided, and there will be no conflicts with the required sight triangle as described in the Manual of Uniform Traffic Control Devices. Also, a minimum setback of fifteen feet (15') will be maintained from any landscape easements, rear or side property lines. If rear entry is provided then the front and rear yard setback requirements shall be reversed.

A minimum of ten feet (10') between structures, unless alternate methods of meeting the standard of fire protection are coordinated with and approved by the City.

Accessory Uses - Any structure or accessory to apartment

structures shall not exceed a height of twenty-five feet (25') and shall be sited not less than ten feet(10') from any other building or structure.

(iii) Neighborhood Convenience Centers

Permitted Uses - See Section 4101(BN) of "Exhibit C" for permitted uses.

Land Use Controls - Governing itmes relating to land use, density, coverage, parking, building heights, accessory uses, setbacks, and landscaping shall be in general accordance with applicable land use categories described within the BN classification (Section 4101) of "Exhibit C" and only with the approval of the Architectural Review Committee.

(e.) Recreation Areas and Open Space

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Intent -

These areas are designed to provide a series of inter-connected parks, open spaces, and recreation areas for private use; and to provide for pedestrian and bicycle circulation throughout "Eldorado". It is intended further that these facilities will have a direct relationship to any school sites.

Page 26

Permitted

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Uses

<u>Parks:</u> Passive and active facilities which may include paths, rest areas, play fields, picnic areas, swimming pools, tennis courts, play equipment, and other similar uses as may be appropriate to the immediate community which they serve.

<u>Private Recreation Areas</u>: Areas intended to provide special recreation amenities to an exclusive membership. These will be designed and maintained by that membership to the benefit of the aesthetic quality of "Eldorado", and will all under the jurisdiction and guidance of the Architectural Review Committee.

Primary Greenbelt

System

 Major pedestrian/bike system located adjacent to major creeks and including nature walks, rest areas, and picnic areas and direct connections to any school site, if developed.

Secondary Greenbelt

System Recreation

 <u>Easements</u>: Thirty foot (30') easements through privately owned property and to provide pedestrian circulation and buffering.

<u>Greenway along Roadway Connectors</u>: Pedestrian circulation and buffering.

Greenway along Residential Streets: Pedestrian
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Accessory Uses Density Lot Coverage

> Parking Building Height

Setbacks

Landscaping

circulation.

Landscape Easement: Landscape buffering.

 Any structure or use customary or incidental to the above uses and as approved by the Architectural Review Committee.

- N/A

- N/A

– N/A

 No building or structure shall exceed thirty-five feet (35') in height.

- No structure or equipment shall be located within twenty feet (20') of any property lines or within twenty-five feet (25') of any dedicated street, and no conflict with the required sight triangle as described in the Manual of Uniform Traffic Control Devices.

Where the natural terrain is disturbed by construction, the developer shall restore it to its natural shape and landscapte in order to avoid erosion and to maintain the overall natural character of the site.

General

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 The developer shall be responsible for keeping all parks and open spaces free from construction debris such as cardboard, lime, concrete, stones, rocks, wallboard, roofing and like construction materials. Public parks, along with the improvements therein, may be deeded to the City of McKinney for the City's continued supervision, use and maintenance.

In order to protect these parks and open spaces, the ownership of these areas will be subject to deed restrictions placed upon them by the developers, and approved by the City of McKinney. The developer shall maintain all areas until dedication to the City or to private ownership.

(f.) Schools

Intent

Permitted Uses

۰. ب It is the purpose in identifying a school site to identify an area appropriate to the location of an elementary school and/or middle school within "Eldorado". It is further considered that, due to the location and size of this parcel, compatible uses may also be considered.
Elementary Schools

> . Middle Schools

Parks

High Density Single Family Multi-Family

Land Use Controls

Parking

Building Height

Setbacks

coverage, parking, building heights, accessory uses, setbacks and landscaping shall be in general accordance with applicable land use categories described herein and only with the approval of the Architectural Review Committee.

- Governing items relating to land use, density,

As approved by the Architectural Review
Committee, subject to final approval by the
City of McKinney.

 No building shall exceed thirty-five feet (35') in height.

- No structure housing students shall be located within sixty feet (60') of any property line. No other structure or equipment shall be located within twenty feet (20') of any property line or within twenty-five feet (25') of any dedicated street; and no conflict with the required sight triangle as described in the Manual of Uniform Traffic Control Devices.

 The intent of this category is to provide convenient interior commercial facilities in the following types of centers:

Village Commercial

Neighborhood Convenience Center

(shall not exceed two gross acres)

 Village Commercial BGM Classification -(Beginning at Section 4501 of Exhibit "C", except as amended herein below.)

Neighborhood Convenience Center BN Page 30

Intent

(g.) Commercial.

Permitted Uses

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Lot Coverage

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Parking

Building Height

Setbacks

Landscaping

Classification (Beginning at Section 410: of Exhibit "C").

 Maximum site coverage including buildings and parking shall be 85%. The remaining 15% shall be landscaped open space.

- See off-street parking and loading beginning Section 7201 of "Exhibit C".
- No building shall exceed thirty-five feet (35') in height.
- No structure or equipment shall be located within fifteen feet (15') of any property line or within twenty feet (20') of any dedicated street and no conflict with the required sight triangle as described in the Manual of Uniform Traffic Control Devices.
- Landscaping shall be provided to buffer adjacent properties and the collector streets from the commercial buildings and parking. All services and off-street loading areas shall be screened from public view and adjacent properties, by appropriate means such as screen planting or earth berms as approved by the Architectural Review Committee.

All service stations shall be designed so that service bays and garage doors are appropriately screened from adjacent collector streets.

All servicing and servicing equipment other than normally carried on a pump island, shall be entirely enclosed within the building. All undeveloped areas of service stations shall be suitably landscaped and maintained.

Page 31

Service Stations

(h.) Opportunity Sites

Intent

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Land Use Controls

Permitted Uses

in order to meet future, as yet undefined, needs of "Eldorado". These are generally seen as high intensity use areas, which will be appropriately controlled and developed as buffer areas for "Eldorado" to Route 75 and other adjacent properties. (high use) - Village Commercial

- Five (5) peripheral sites have been set aside

Multi-Family Residential

Private Recreational

Motel

- Governing items relating to land use, density, coverage, parking, building heights, setbacks and landscaping shall be in general accordance with applicable land use categories described herein and only with the approval of the Architectural Review Committee.

13. Materials of Construction

Control in the use of building materials will be governed by the

Architectural Review Committee and protective covenants and restrictions which will include the following general items of construction:

Exterior	Finishes	-	Build	ings,	roofs,	terraces,	and	decks,
			pavem	ents,	etc.			
Exterior	Colors	-	Build	ing fa	cades, d	anopies, pa	vement	s, etc.
Walls and	Fences	-	Types	of ma	terials	standards (of app	lication
Exterior	Furnishin	gs -	Light	fixt	ures, be	enches, play	equip	ment,
			trash	enclo	sures. a	ost boxes.	etc.	

14. Signing and Lighting

The Architectural Review Committee shall control the use, location, and design of both signing and lighting. This will include the following general categories of signing and lighting.

(a.) Signing

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Intent -

The intent of this section is to provide signing for several purposes: direction, information and identification. The graphics system designed for "Eldorado" will encompass the total range of signing for the development and will be designed for clarity and overall unity throughout the development.

Residential Signs

Wall Signs

Directional and Informational Signs

Ground Signs Vehicular Signs (to conform to Federal Manual of Uniform Traffic Control) Sales and Commercial Signs Entrance Signs

All lighted signs shall be lighted by a concealed light source. No flashing, blinking, or moving signs shall be allowed in "Eldorado". All signs must be approved by the Architectural Review Committee and the City of McKinney for for harmony with the surrounding architecture the overall design of the Planned and Community Development.

(b.) Lighting

Intent

The intent of this section is to provide lighting for several purposes: roadway and parking, lot lighting, pathway and pedestrian lighting, landscape lighting, and lighting of informational signs. The lighting "Eldorado" will encompass system for of lightling types in direct total range conjunction with the graphic system of signage and will be designed for unity and overall clarity throughout the development. Lighting types will include the following:

> Roadway Lighting Pathway Lighting

Landscape Lighting

Page 34

indirect

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General

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General

Indirect Lighting of Signs

All lighting shall be designed and placed in accordance with the approval of the Architectural Review Committee and the City of McKinney.

15. <u>Maintenance</u>

Maintenance of all common areas, dedicated street right-of-ways, landscape and recreational easements will be the responsibility of the property owner, the abutting property owner or the City of McKinney, whichever is applicable.

16. <u>General</u>

(a.) Items not covered by these P.C.D. regulations or Exhibits will conform to the City of McKinney ordinances, pertaining to zoning, subdivision regulations, signs, and other standards for development of property.

(b.) Should any portion of the above P.C.D. regulations be held invalid for any reason, the remaining portions shall not be affected by invalidity and such invalidity shall not affect its application to the development of "Eldorado" Planned Community Development.

17. Definitions

(a.) Architectural Review Committee

A committee of professional and/or lay people appointed initially by HiDevCo to carry out the policies and intent of the Planned Community Development Regulations and to assure the continued integrity in the development of "Eldorado".

(b.) Building Height

The distance measured from the natural grade at the lowest point of the building to the highest point of the building.

(c.) Building Height Exceptions

The following appurtenances may exceed the prescribed height restrictions normally required for a use permitted in the zone in which they are constructed: flagpoles, chimneys, cooling towers, elevator bulkheads, belfries, ornamental towers, monuments, cupolas, domes, spires, and other necessary mechanical appurtenances and their protective housing.

(d.) Easements

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Easements will be granted for various purposes in the development. They include: utilities, vehicular access, pedestrian access, maintenance and emergency access, storm drainage and landscape easements.

(e.) Gross Leasable Area

Gross leasable area is that area that is usable in any structure for offices, services or merchandising, but not including storage, halls, stairs, bathrooms, or garages.

(f.) Homeowners' Association

ik tij - je Priset 4 An organization responsible for the maintenance of common areas within a designated developmental area as depicted on the Planned Community Development Site Plan (Schmatic Master Plan).

(g.) Housing Types

Note: Definitions of intent are included in the appropriate sections of these regulations and other housing types not covered in these regulations are included in "Exhibit C".

(i) Cluster Single Family

The cluster single family home is intended to provide a single family home in a layout designed to cut utility and street costs, etc., by clustering homes on smaller lots with "zero" .lot lines and other techniques to lower the total cost of each home while still providing equivalent living space. There are also additional open space benefits possible.

(ii) Townhomes

Townhomes are a type of single family, row-house unit intended to provide the resident with full ownership of the structure and the land beneath the structure, while at the same time maximizing the potential for joint ownership and maintenance of common spaces, through a Homeowner's Association. This avails the resident of not having to maintain these common areas, and increases the potential for use and development of these areas.

(iii) Condominiums

Condominiums are a concept of multi-family housing, which restricts ownership to the space within the structure. A higher density concept, condominiums imply the opportunity of higher densities through the "stacking" of residential units, and all land is held in common; developed and maintained by a Homeowner's Association.

(h.) Lot Width

The average lot width from the front line to the rear lot line.

(i.) Parking

Each exterior parking space shall include a minimum length of eighteen feet (18') and a minimum width of nine feet (9'), plus driveway as needed. Parking spaces shall be well drained and provided with an all-weather surface, and access.

Covered Parking: Garage structures enclosed on all sides, with the same exterior architectural treatment and character as the building. These may or may not be attached to the main structure.

Car Ports: A covered parking structure, open on two or more sides which must have the same exterior architectural treatment as the project. These may be detached.

(j.) Required Yards

Front Yards: An open space extending the full width of the zoning lot, between the main building and the front lot line, unoccupied and unobstructed by buildings or structures from the ground upward, except as provided herein and as approved by the Architectural Review Committee.

Side Yards: An open space extending from the front yard to the rear yard, between the main building and the side lot line, unoccupied and unobstructed by buildings or structures from the ground upward, except as provided herein, and as approved by the Architectural Review Committee.

Exceptions: Covered walkways, port cocheres, enclosed porched, swimming pools, gazebos, and fences will be allowed as indicated and only with approval from the Architectural Review Committee.

Setback: The line parallel to the applicable property line and extending the full length of the lot, which forms an area within which no building or other major improvement shall be constructed without the approval of the Architectural Review Committee.

(k.) Structure Separation

For the purpose of determining structure separations, the term structure shall refer only to the main building and shall exclude balconies, overhangs, accessory uses and chimneys.

(1.) General

Any item mentioned herein but not specifically defined above shall be according to the definition section of "Exihibt C".

· .. EXHIBITS and the second states of the . . . Exhibit A - Schematic Master Plan (Planned Community Development Site . Plan) Exhibit B - City of McKinney Ordinance 691 (Subdivision) ·. · Exhibit C - City of McKinney Ordinance 725 and Addenum Ordinance 837 (Zoning) Exhibit D - City of McKinney Ordinance 895 (Drainage) Exhibit E - City of McKinney Ordinance 911 (Frisco Water Line) •. Exhibit F - City of McKinney Ordinance 1053 (Water & Sewer Pro-Rata)

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