



# CITY OF MCKINNEY, TEXAS

## Legislation Details (With Text)

**File #:** 23-0039Z3 **Name:** 105 S West Park Rezone  
**Type:** Agenda Item **Status:** Regular Agenda Item  
**In control:** Planning & Zoning Commission  
**On agenda:** 8/22/2023 **Final action:**  
**Title:** Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "RED-1" - Residential Estate District to "R6" - Residential District and "R43" - Residential Estate District, Located at 105 South West Park Drive  
**Indexes:**  
**Attachments:** 1. Location Map and Aerial Exhibit, 2. Letter of Intent, 3. Comprehensive Plan Maps, 4. Established Community District, 5. Placetype Definitions, 6. Fiscal Analysis, 7. Land Use Comparison Table, 8. Proposed Zoning Exhibit, 9. Metes and Bounds, 10. Presentation

Date	Ver.	Action By	Action	Result
8/22/2023	1	Planning & Zoning Commission	Close the public hearing	Pass
8/22/2023	1	Planning & Zoning Commission	Denied and Referred	Pass

Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "RED-1" - Residential Estate District to "R6" - Residential District and "R43" - Residential Estate District, Located at 105 South West Park Drive

**COUNCIL GOAL:** Direction for Strategic and Economic Growth  
(1C: Provide a strong city economy by facilitating a balance between industrial, commercial, residential, and open space)

**MEETING DATE:** August 22, 2023

**DEPARTMENT:** Development Services - Planning Department

**CONTACT:** Jake Bennett, Planner II  
Caitlyn Strickland, AICP, Planning Manager  
Jennifer Arnold, AICP, Director of Planning

**APPROVAL PROCESS:** The recommendation of the Planning and Zoning Commission will be forwarded to the City Council for final action at the September 19, 2023 meeting.

**STAFF RECOMMENDATION:** Staff recommends approval of the proposed rezoning request.

**APPLICATION SUBMITTAL DATE:** May 8, 2023 (Original Application)  
June 1, 2023 (Revised Submittal)  
June 12, 2023 (Revised Submittal)  
June 20, 2023 (Revised Submittal)  
July 27, 2023 (Revised Submittal)  
August 7, 2023 (Revised Submittal)

**ITEM SUMMARY:** The applicant is requesting to rezone approximately 1.9 acres of land, generally to revise the space limits on approximately .33 acres in the northwest corner of the site, as well as modernize the existing zoning on the remainder of the subject property.

This item was previously heard at the July 11, 2023 Planning and Zoning Commission meeting. The Commission voted 6-0-0 to table the item indefinitely in order to allow the applicant to work with neighbors to address concerns regarding the development. After discussing the project with neighbors, the applicant revised the application to request the “R6” - Residential District and “R43” - Residential Estate District, as opposed to the “TH” - Townhome Residential District and “R6” - Residential District, which would have allowed single family attached uses in the northwest corner of the property.

### EXISTING ZONING AND LAND USES:

Location	Zoning District (Permitted Land Uses)	Existing Land Use
Subject Property	“RED-1” - Estate Residential District (Single Family Detached Uses)	Single Family Residence
North	“C” - Planned Center District and “PD” - Planned Development District (Commercial Uses)	Office and Medical Office
South	“RD-30” - Duplex Residential District (Residential Uses)	Residential
East	“C3” - Regional Commercial District (Commercial Uses)	Retail
West	“RD-30” - Duplex Residential District (Residential Uses)	Residential

**PROPOSED ZONING:** The applicant is requesting to rezone the 1.9-acre subject property from “RED-1” - Estate Residential District to “R6” - Residential District on approximately .33 acres and the remainder of the tract to “R43” - Residential Estate District, generally to revise the space limits in the northwest corner of the site.

The proposed zoning will allow the existing single-family residence to remain on the majority of the subject property, while approximately .33 acres will be rezoned to allow single family detached residential with smaller lot sizes. The applicant is proposing to develop two single family detached residential homes on separate lots in the northwest corner of the property.

The existing zoning to the west is “RD-30” - Duplex Residential District, and the existing zoning to the south and southwest is “RS-120” - Single Family Residential District. The proposed rezone should offer compatibility with the surrounding existing land uses.

The comprehensive plan shows a Suburban Living placetype within the Established Community District. This designation permits a multitude of residential uses.

Taking into consideration the surrounding existing land uses, zoning of the adjacent neighborhood, and conformance to the comprehensive plan Staff recommends approval of the proposed rezoning request.

**CONFORMANCE TO ONE MCKINNEY 2040:** A key aspect of the ONE McKinney 2040 Comprehensive Plan is to provide direction related to the desired development patterns and to inform decisions related to the timing and phasing for future infrastructure investments in the City. To assist in guiding these decisions, the Preferred Scenario and Land Use Diagram establishes distinctive

districts, each with a clear intent and market focus that are reinforced through character-defining placetypes.

Per the Preferred Scenario, the subject property is designated as the Suburban Living placetype and is within the Established Community District. Other placetypes included in this district are Urban Living, Commercial Center, and Professional Center.

- Guiding Principles: The proposed rezoning request is generally in conformance with the Guiding Principle of “Diversity (Supporting our Economy and People)” established by the Comprehensive Plan. In particular, the proposed request has the potential to provide “[...] housing options and neighborhood choices that are accessible, attainable and appealing to people at all stages of their lives.”
- Land Use Diagram Compatibility: In evaluating development requests, the City should determine that a project meets the majority of the established criteria to be considered compatible with the Land Use Diagram. The proposed rezoning request aligns with the Suburban Living placetype of the Established Community District. Furthermore, the proposed request of “R6” - Residential District and “R43” - Residential Estate District should be compatible with the surrounding properties and placetypes.
- Fiscal Model Analysis: The attached fiscal analysis shows a positive fiscal benefit of \$17,388 for the 1.9-acre property and should contribute to achieving an overall fiscal balance in the city. Some key takeaways for this property include:

**OPPOSITION TO OR SUPPORT OF REQUEST:** Staff has received no letters of support to this request and no letters of opposition. This does not include emails or letters that may have been sent directly to members of the Council. As part of the Planning and Zoning Commission Public Hearing, Staff has not received any citizen comments through the online citizen portal.

On July 11, 2023, the Planning and Zoning Commission voted 6-0-0 to table the item and close the public hearing indefinitely.

On August 1, 2023, the City Council voted 7-0-0 to table the item and close the public hearing indefinitely.