CITY OF TEXARKANA

CITY COUNCIL

AGENDA ● JUNE 10, 2019

Council Chambers | **Regular Meeting** | **6:00 PM**

220 TEXAS BLVD.
TEXARKANA, TX 75501

Mayor

Bob Bruggeman

Ward 1	Ward 3	Ward 5
Jean H. Matlock	Betty Williams	Bill Harp
Ward 2	**Ward 4**	**Ward 6**
Mary Hart	Christie Alcorn	Josh Davis

The City Council reserves the right to convene into closed session on any agenda item or issue should the need arise and if applicable pursuant to authorization by the Texas Open Meetings Act (Title 5, Chapter 551 of the Texas Government Code).

If the City Council convenes into closed session, they will reconvene in one hour or less to take any final action, decision, or vote on a matter deliberated in closed session.

I. CALL TO ORDER, ROLL CALL, ESTABLISHMENT OF QUORUM

II. INVOCATION AND PLEDGE LED BY MAYOR BOB BRUGGEMAN

III. MAYOR'S REMARKS AND ITEMS OF COMMUNITY INTEREST

Upcoming City Council Meetings:
Monday, July 8, 2019 at 6:00 p.m.
Monday, August 12, 2019 at 6:00 p.m.
Monday, August 26, 2019 at 6:00 p.m.

Upcoming Joint City Meeting:
The Texarkana Chamber of Commerce will host a Joint Texarkana Community Committee meeting with board members of Texarkana, Arkansas on Tuesday, June 11, 2019 at 3:00 p.m. The topic will be **State Line Avenue - Highway Improvement Project.** The meeting will be held at the Ark-Tex Council of Governments building located at 4808 Elizabeth Street, Texarkana, Texas. The meeting will be open to the public.

Farmers Market Saturdays:
Market is open every Saturday - 7:00 a.m. until sold out

Farmers Market Events:
June 15th - Sidewalk Chalk Contest sponsored by TRAHC
June 22nd - Summer Celebration sponsored by Grand Storage Solutions
June 29th - Healthy Living Series with WIC from Texarkana Bowie County Health Dept.
July 6th - The 9th Annual Biggest Tomato Contest sponsored by Three Chicks Feed, Seed & Cafe

Parks & Recreation Events:

June 13th	Movies at the Park - "Aquaman" **	Spring Lake Park Splash Pad
June 14th - 16th	Dixie District Baseball Tournament	Spring Lake Park
June 21st - 23rd	Dixie Regional Baseball Tournament	Spring Lake Park
June 29th - July 1st	Dixie State Baseball Tournament	Spring Lake Park
July 6th - 9th	Dixie State Baseball Tournament	Spring Lake Park

****Movie will begin at dusk****

Additional Parks & Recreation events can be found on the city's website at <http://www.ci.texarkana.tx.us> or call (903) 798-3978 for more information.

Proclamation Presentation

Men's Health Month - June 2019

IV. APPOINTMENTS TO BOARDS & COMMISSIONS

V. ITEMS FOR CONSIDERATION

Consent Items

1. Consider approval of the minutes of the Regular Meeting of the City Council held on May 28, 2019 at 6:00 PM.

2. Resolution No. 2019-061 designating a portion of Milam Street as "A. E. Alton Way".

   Public Hearing:
   Council Vote: June 10, 2019

Open Forum: Comments from the public (Limit 5 minutes each)

Per Council rules adopted April 9, 2018, agenda items scheduled for a public hearing or which have already had a public hearing are not to be addressed at the "Open Forum".

Action Items

3. Ordinance No. 2019-054 voluntarily annexing a 23.142 acre tract in the John A. Talbot HRS, A-564, located west of Richmond Road and north of Moores Lane; extending the city limits to include the territory; adopting a service plan for the territory; assigning the territory to its adjoining ward; granting all inhabitants of the territory all rights and privileges of other citizens of the City; binding all inhabitants of the territory by all acts, ordinances, and resolutions of the City, and the property therein bearing its pro rata part of the taxes levied by the City.

   Public Hearing:
   Council Vote: June 10, 2019

VI. FIRST BRIEFINGS

VII. PUBLIC HEARINGS

1. Ordinance No. 2019-042 amending Chapter 140 "Zoning", Section 109 - PUR Planned Unit Residential District of the City of Texarkana, Texas Land Development Code. City of Texarkana, Texas, applicant.

   Public Hearing: June 10, 2019
   Council Vote: June 10, 2019

2. Ordinance No. 2019-043 rezoning Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue. Single Family-2 to Single Family-3. Valencia Arterberry, owner. Wayne and Alicia Malone, agents.

   Public Hearing: June 10, 2019
   Council Vote: June 10, 2019

3. Ordinance No. 2019-044 granting a Specific Use Permit to allow a double wide HUD code manufactured home on Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue. Valencia Arterberry, owner. Wayne and Alicia Malone, agents.

   Public Hearing: June 10, 2019
   Council Vote: June 10, 2019

4. Ordinance No. 2019-045 rezoning Lot 1, Block 53, City/Triggs Addition, located at the southwest corner of West 6th Street and Main Street. Commercial to PUR-2. Lee Medley, dba Mt. Kirby Investments, LLC, owner.

   Public Hearing: June 10, 2019
   Council Vote: June 10, 2019

5. Ordinance No. 2019-046 granting a Specific Use Permit to allow permanent cosmetics/microblading on Lot 3, Gibson Heights Addition, located at 4040 Gibson Lane. Lisa Harris and Natalie Singleton, dba Style Studio and OMG Lulu, owners.

   Public Hearing: June 10, 2019
   Council Vote: June 10, 2019

6. Ordinance No. 2019-047 rezoning and approving a site plan on Lot 2 and part of Lot 3, replat of Lot 2, Cross Pointe Subdivision Amended, being part of the George Brinlee HRS, A-18, located at the northeast corner of the Interstate Highway 30 Frontage Road and North Kings Highway; rezoning from General Retail to PD-Commercial and site plan approval for a convenience store with gas and diesel fuel sales. John Pimentel, representing QuickTrip Corporation, applicant.

   Public Hearing: June 10, 2019
   Council Vote: June 10, 2019

7. Ordinance No. 2019-050 amending the Code of Ordinances of the City of Texarkana, Texas, by adopting the International Fire Code, IFC, 2018 edition, with certain amendments, modifications, deletions, and appendices.

   Public Hearing: June 10, 2019
   Council Vote: June 10, 2019

8. Ordinance No. 2019-051 amending the Code of Ordinances of the City of Texarkana, Texas, in Chapter 2, "Administrative Provisions", by adding Section 2-55 "Advisory Committees".

   Public Hearing: June 10, 2019
   Council Vote: June 10, 2019

VIII. ITEMS FOR DISCUSSION

Staff Updates

IX. ADMINISTRATIVE COMMENTS

1. City Council
2. City Staff

X. ADJOURNMENT

Jennifer Evans
City Secretary

This open meeting of a governmental entity is subject to the Texas Open Meetings Act (Chapter 551, Government Code). The "Council Chambers" is the room or property where the City Council will hold this meeting.

Pursuant to Section 46.035(c), Penal Code (unlawful carrying of handgun by license holder), a license holder commits an offense if the license holder intentionally, knowingly, or recklessly carries a handgun under the authority of Subchapter H, Chapter 411, Government Code, regardless of whether the handgun is concealed or carried in a shoulder or belt holster, in the room or rooms where a meeting of a governmental entity is held and if the meeting is an open meeting subject to Chapter 551, Government Code, and the entity provided notice as required by that chapter.

Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun.

Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.

This meeting is being conducted in accordance with the Americans with Disabilities Act [42 USC 12101 (1991)]. The facility is wheelchair accessible and handicap parking is available. Requests for sign interpretive services are available upon requests received at least 48 hours prior to the meeting. To make arrangements for these services, please call 903.798.3917, Personnel or (TDD) 1.800.RELAY.TX (1.800.735.2989).

Version:

Briefing Sheet

Update Date: 5/30/2019 8:52 AM

Lead Department: City Manager **Action Officer:** Jennifer Evans, City Secretary

Subject: Men's Health Month - June 2019

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Men's Health Month began in 1994 with the Congressional passage of Men's Health Week, sponsored by Senator Bob Dole and congressman Bill Richardson at the request of Men's Health Network.

Men's Health Week was signed by President Clinton and became Public Law 103-264 on May 31, 1994.

Potential Options:

- None
-

Fiscal Implications:

None

Staff Recommendation:

Staff recommends the Mayor to proclaim June 2019 as "Men's Health Month".

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. Men's Health Month Proc 06-2019 (PDF)

PROCLAMATION

Men's Health Month

Whereas, despite advances in medical technology and research, men continue to live an average of five years less than women, with Native American and African-American men having the lowest life expectancy; and

Whereas, educating the public and healthcare providers about the importance of a healthy lifestyle and early detection of male health problems will result in reducing rates of mortality from disease; and

Whereas, men who are educated about the value that preventative health can play in prolonging their lifespan and their role as productive family members will be more likely to participate in health screenings; and

Whereas, fathers who maintain a healthy lifestyle are role models for their children and have happier, healthier children; and

Whereas, the Men's Health Network worked with Congress to develop a national men's health awareness period as a special campaign to help educate men, boys, and their families about the importance of positive health attitudes and preventative health practices; and

Whereas, the Men's Health Month website has been established at www.MensHealthMonth.org and features resources, proclamations, and information about awareness events and activities, including Wear Blue for Men's Health; and

Whereas, Texarkana's Men's Health Month will focus on a broad range of men's health issues, including heart disease, mental health, diabetes, and, prostate, testicular and colon cancer; and

Whereas, the citizens of this city are encouraged to increase awareness of the importance of a healthy lifestyle, regular exercise, and routine medical check-ups.

NOW, THEREFORE, I, Bob Bruggeman, Mayor of the City of Texarkana, Texas, do hereby proclaim June 2019, as:

"Men's Health Month"

in Texarkana and encourage all of our citizens to pursue preventative health practices and early detection efforts.

Bob Bruggeman, Mayor

Attest:

Jennifer Evans, City Secretary

Attachment: Men's Health Month Proc 06-2019 (2031 : Men's Health Month Proclamation - June)

CITY OF TEXARKANA

CITY COUNCIL

MINUTES • MAY 28, 2019

Council Chambers | **Regular Meeting** | **6:00 PM**

220 TEXAS BLVD.
TEXARKANA, TX 75501

I. CALL TO ORDER, ROLL CALL, ESTABLISHMENT OF QUORUM

ee Name	Title	Status	Arrived
ggeman	Mayor	Present	
Matlock	Ward 1	Present	
art	Ward 2	Present	
illiams	Ward 3	Present	
Alcorn	Ward 4	Present	
p	Ward 5	Present	
vis	Ward 6	Present	

Staff Present: City Manager Shirley Jaster, Jennifer Evans, Kristin Peeples, Karey Parker, David Orr, Eric Schlotter, Rea Donna Jones, Kevin Schutte, and Lisa Thompson.

Legal Counsel: Jeff Lewis.

II. INVOCATION AND PLEDGE LED BY COUNCIL MEMBER MARY HART

III. MAYOR'S REMARKS AND ITEMS OF COMMUNITY INTEREST

Upcoming City Council Meetings - Summer Schedule:
Monday, June 10, 2019 at 6:00 p.m.
Monday, July 8, 2019 at 6:00 p.m.

Upcoming Joint City Meeting:
The Texarkana Chamber of Commerce will host a Joint Texarkana Community Committee meeting with board members of Texarkana, Arkansas on Tuesday, June 11, 2019 at 3:00 p.m. The topic will be **State Line Avenue - Highway Improvement Project.** The meeting will be held at the Ark-Tex Council of Governments building located at 4808 Elizabeth Street, Texarkana, Texas. The meeting will be open to the public.

Farmers Market Saturdays:
Market is open every Saturday - 7:00 a.m. until sold out

Farmers Market Events:

Minutes Acceptance: Minutes of May 28, 2019 6:00 PM (Consent Items)

June 1st - Yoga at the Market with Brittany Carter
June 8th - Cajun Culture Day/Night Market (5:00 p.m. - 8:00 p.m.)

Parks & Recreation Events:

May 30th	Movies at the Park - "Spiderman-Into the Spiderverse" **	Spring Lake Park
June 1st	FASA Softball Tournament	Karrh Park
June 1st	USSSA Baseball Tournament	Spring Lake Park
June 1st	**Rescheduled -** Community Yard Sale and Electronics Recycle Day	Spring Lake Park
June 6th	Movies at the Park - "Ralph Breaks the Internet" **	Spring Lake Park
June 8th	USSSA Softball Showcase	Karrh & Wallace Parks
June 8th	Yoga in the Park	Spring Lake Park
June 8th	Dixie Baseball Tournament	Spring Lake Park

****Movies will begin at dusk****

Additional Parks & Recreation events can be found on the city's website at <http://www.ci.texarkana.tx.us> or call (903) 798-3978 for more information.

Mayor Bruggeman welcomed special guests James Bramlett, the former Texarkana, Texas Mayor and Van Alexander, a former Texarkana, Texas Ward 5 Council Member. He also warmly welcomed the Fire Chief and Police Chief of Texarkana, Texas to the meeting.

The Mayor recognized Boy Scouts Tyler Unger and Chris Ayers, accompanied by Tyler's father Mike Unger. The scouts were working on their citizenship community merit badges for the evening.

Meeting Presentation - AR-TX REDI Update - by Rob Sitterley

Dean Barry, a board member of REDI, thanked the City of Texarkana, Texas, for being a leader in support of the efforts of REDI. The primary goal of REDI is to unify the efforts of both Texarkana cities and surrounding cities within Bowie and Miller counties in building a stronger regional economy. The way to grow economic development is to bring jobs and new money to the area. After an intensive and exhaustive search of great talent, REDI board members selected Rob Sitterley to lead the organization in bringing new jobs to the region.

Mr. Sitterley expressed his excitement and desire to carry out the objectives of REDI for the region. Since beginning his work with REDI, two of his initial focused priorities are: 1) aggressively marketing the area, and 2) identifying available sites to include large tracts of land. This region offers many incredible assets from road, rail, and infrastructure to the institutions of higher learning and a great workforce already in place. He hopes his next visit to the council will be with a promising project in hand.

Minutes Acceptance: Minutes of May 28, 2019 6:00 PM (Consent Items)

IV. APPOINTMENTS TO BOARDS & COMMISSIONS

There were no appointments made to any board or commission.

V. ITEMS FOR CONSIDERATION

Consent Items

(6:15 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Josh Davis, Ward 6
SECONDER:	Bill Harp, Ward 5
AYES:	Matlock, Hart, Williams, Alcorn, Harp, Davis
EXCUSED:	Bruggeman

1. Consider approval of the minutes of the Regular Meeting of the City Council held on May 13, 2019 at 6:00 PM.

Open Forum: Comments from the public (Limit 5 minutes each)

Ina McDowell, Executive Director of Main Street Texarkana, excitedly reported to council that the City of Texarkana is one of the 10 finalists competing for $25,000 in the "Main Street Contest" out of 232 initial applicants! Citizen voting is now closed and the decision is in the hands of a Main Street committee to determine the final prize winner. Notification of the winning city is scheduled for Monday, June 3rd.

Main Street staff has also been working on another project with the help of the Arkansas Beautification Commission. Main Street was successful in securing 24 new matching planters to line Broad Street on both sides of State Line giving a fresh and appealing new look. Thirteen of these planters will be placed on Thursday, May 30th.

She was also happy to share that Main Street Texarkana has received a much welcomed **national** accreditation.

Action Items - None

2. Resolution No. 2019-052 authorizing the City Manager to apply for additional water rights from Wright Patman Lake and designating the Executive Director of Riverbend Water Resources District as the point of contact during the application review process.

   Public Hearing:
   Council Vote: May 28, 2019

Minutes Acceptance: Minutes of May 28, 2019 6:00 PM (Consent Items)

Mayor Bruggeman said this agenda item was being pulled. Staff is conforming this agenda item to be formatted as a joint resolution with Riverbend Water Resources District.

This resolution is proposed to come back to the council for consideration at the next meeting on June 10th.

RESULT:	**ITEM PULLED**

3. Resolution No. 2019-053 assembling a Budget Advisory Committee to advise the City Council on the proposed fiscal year 2019-20 city budget.

Public Hearing:
Council Vote: May 28, 2019

Kristin Peeples briefed this agenda item.
(6:23 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Josh Davis, Ward 6
SECONDER:	Jean H. Matlock, Ward 1
AYES:	Matlock, Hart, Williams, Alcorn, Harp, Davis
EXCUSED:	Bruggeman

VI. FIRST BRIEFINGS

1. Ordinance No. 2019-042 amending Chapter 140 "Zoning", Section 109 - PUR Planned Unit Residential District of the City of Texarkana, Texas Land Development Code. City of Texarkana, Texas, applicant.

Public Hearing: June 10, 2019
Council Vote: June 10, 2019

David Orr briefed this agenda item.

RESULT:	**MOVED FORWARD**	**Next: 6/10/2019 6:00 PM**

2. Ordinance No. 2019-043 rezoning Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue. Single Family-2 to Single Family-3. Valencia Arterberry, owner. Wayne and Alicia Malone, agents.

Public Hearing: June 10, 2019
Council Vote: June 10, 2019

David Orr briefed this agenda item.

Minutes Acceptance: Minutes of May 28, 2019 6:00 PM (Consent Items)

RESULT:	MOVED FORWARD	Next: 6/10/2019 6:00 PM

3. Ordinance No. 2019-044 granting a Specific Use Permit to allow a double wide HUD code manufactured home on Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue. Valencia Arterberry, owner. Wayne and Alicia Malone, agents.

   Public Hearing: June 10, 2019
   Council Vote: June 10, 2019

   David Orr briefed this agenda item.

RESULT:	MOVED FORWARD	Next: 6/10/2019 6:00 PM

4. Ordinance No. 2019-045 rezoning Lot 1, Block 53, City/Triggs Addition, located at the southwest corner of West 6th Street and Main Street. Commercial to PUR-2. Lee Medley, dba Mt. Kirby Investments, LLC, owner.

   Public Hearing: June 10, 2019
   Council Vote: June 10, 2019

   David Orr briefed this agenda item.

RESULT:	MOVED FORWARD	Next: 6/10/2019 6:00 PM

5. Ordinance No. 2019-046 granting a Specific Use Permit to allow permanent cosmetics/microblading on Lot 3, Gibson Heights Addition, located at 4040 Gibson Lane. Lisa Harris and Natalie Singleton, dba Style Studio and OMG Lulu, owners.

   Public Hearing: June 10, 2019
   Council Vote: June 10, 2019

   David Orr briefed this agenda item.

RESULT:	MOVED FORWARD	Next: 6/10/2019 6:00 PM

6. Ordinance No. 2019-047 rezoning and approving a site plan on Lot 2 and part of Lot 3, replat of Lot 2, Cross Pointe Subdivision Amended, being part of the George Brinlee HRS, A-18, located at the northeast corner of the Interstate Highway 30 Frontage Road and North Kings Highway; rezoning from General Retail to PD-Commercial and site plan approval for a convenience store with gas and diesel fuel sales. John Pimentel, representing QuickTrip Corporation, applicant.

   Public Hearing: June 10, 2019
   Council Vote: June 10, 2019

Minutes Acceptance: Minutes of May 28, 2019 6:00 PM (Consent Items)

David Orr briefed this agenda item.

RESULT:	MOVED FORWARD	Next: 6/10/2019 6:00 PM

7. Ordinance No. 2019-050 amending the Code of Ordinances of the City of Texarkana, Texas, by adopting the International Fire Code, IFC, 2018 edition, with certain amendments, modifications, deletions, and appendices.

Public Hearing: June 10, 2019
Council Vote: June 10, 2019

Eric Schlotter briefed this agenda item.

RESULT:	MOVED FORWARD	Next: 6/10/2019 6:00 PM

8. Ordinance No. 2019-051 amending the Code of Ordinances of the City of Texarkana, Texas, in Chapter 2, "Administrative Provisions", by adding Section 2-55 "Advisory Committees".

Public Hearing: June 10, 2019
Council Vote: June 10, 2019

Jeff Lewis briefed this agenda item.

RESULT:	MOVED FORWARD	Next: 6/10/2019 6:00 PM

VII. PUBLIC HEARINGS - NONE

VIII. ITEMS FOR DISCUSSION

Staff Update: Comprehensive Plan Annual Update - by David Orr

David Orr reported that a multi-departmental effort has been made to implement the goals of the most recent comprehensive plan that was approved last year.

Council was provided with an implementation schedule outlining noticeable progress made during the previous year. This plan will be brought to the council annually for review.

(Texarkana Implementation Table Document)

Minutes Acceptance: Minutes of May 28, 2019 6:00 PM (Consent Items)

RESULT:	**CLOSE ACTION**

IX. ADMINISTRATIVE COMMENTS

1. City Council

   Council Member Matlock asked for staff to bring back to council an amendment to the original resolution designating certain streets with honorary street sign toppers. (Council Member Matlock was referring to Resolution No. 2018-067). She would like for the amended resolution to include additional street sign toppers along selected corners of Milam Street.

2. City Staff

   Staff had no comments for council.

X. ADJOURNMENT

A motion was made to adjourn the meeting.
(6:50 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Christie Alcorn, Ward 4
SECONDER:	Jean H. Matlock, Ward 1
AYES:	Matlock, Hart, Williams, Alcorn, Harp, Davis
EXCUSED:	Bruggeman

Minutes Acceptance: Minutes of May 28, 2019 6:00 PM (Consent Items)

City of Texarkana, Texas

Version: B

Briefing Sheet

Update Date: 6/3/2019 11:27 AM

Lead Department: City Manager **Action Officer:** Jennifer Evans, City Secretary

Subject: Resolution No. 2019-061 designating a portion of Milam Street as "A. E. Alton Way".

Briefing: 6/10/2019 **Public Hearing:** **Council Vote:** 6/10/2019

Item Schedule

Updates/History of Briefing:

In connection with the semicentennial of the last graduating class of the Paul Laurence Dunbar High School, the City Council designated in Resolution No. 2018-067, a portion of M.L. King, Jr. Boulevard, Plum, and Apple Streets as “A. E. Alton Way” in honor of Arthur E. Alton.

Executive Summary and Background Information:

At the May 28, 2019 council meeting, Council Member Matlock asked staff to prepare a resolution (referencing an amendment to Resolution No. 2018-067) to include additional street sign toppers along selected corners of Milam Street in honor of A. E. Alton who served as principal of the Paul Laurence Dunbar High School from 1935 until 1966.

As outlined on the attached map (Exhibit ‘A’), the red dots represent the existing topper locations. The blue dots represent the proposed additional topper locations along Milam Street related to this resolution.

Potential Options:

- To approve this resolution
- To not approve this resolution

Fiscal Implications:

Within budgeted funds available

Staff Recommendation:

Staff recommends approval of this resolution.

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

City of Texarkana, Texas

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. 2019-061 RES honorary Alton street topper - adding Milam(DOCX)
b. 2019-061 EXH 'A' Revised Alton Way (adding Milam) Map (PDF)
c. 2019-061 Goals & Perspectives (DOCX)

Staff Coordination

City Manager	Shirley Jaster	Department Head Review	Completed	05/31/2019 12:42 PM
City Attorney	Jeffery C. Lewis	Review	Completed	06/03/2019 10:26 AM
City Manager	Shirley Jaster	City Manager Review	Completed	06/03/2019 11:28 AM
City Council	Vicky Coopwood	Meeting	Pending	06/10/2019 6:00 PM

Meeting History

Attachment: 2019-061 RES honorary Alton street topper - adding Milam [Revision 1] (2090 : 2019-061 RES Honorary Street Toppers on Milam)

RESOLUTION NO. 2019 – 061

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, DESIGNATING A PORTION OF MILAM STREET AS "A. E. ALTON WAY"; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, by Resolution No. 2018-067, in connection with the semicentennial of the last graduating class of the Paul Laurence Dunbar High School, the City Council designated a portion of M.L. King, Jr. Boulevard, Plum, and Apple Streets as "A. E. Alton Way" in honor of Arthur E. Alton, who served as principal of the high school from 1935 until 1966; and

WHEREAS, the City Council found and determined that the honoree was a citizen of Texarkana, Texas, whose local efforts improved or positively affected the residents of the City; the requested honor was posthumous and related to a local historic date or anniversary; and the expenditure for signage indicating the designation was within budgeted funds; and

WHEREAS, the City Council has been asked to consider an additional designation of a portion of Milam Street in honor of Arthur E. Alton; and

WHEREAS, the City Council finds and determines that the request is consistent with both the general criteria for honorary street designations established in Resolution No. 2018-066 and the specific findings and determinations made in Resolution No. 2018-067 and the expenditure for signage for the additional designation would be within budgeted funds.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS:

SECTION 1: That a portion of Milam Street be officially designated as "A. E. Alton Way" on a permanent basis, and authority is given to the City to place signage that indicates this designation at the intersections identified in the map attached to this Resolution as **Exhibit "A".** The signage indicating the designation shall be limited to a "topper" affixed to existing street name signs; no streets will be renamed. The design and color scheme of signage shall be within the discretion of the City Manager or designee.

SECTION 2: That this Resolution incorporates by reference and supplements Resolution No. 2018-067.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and approval.

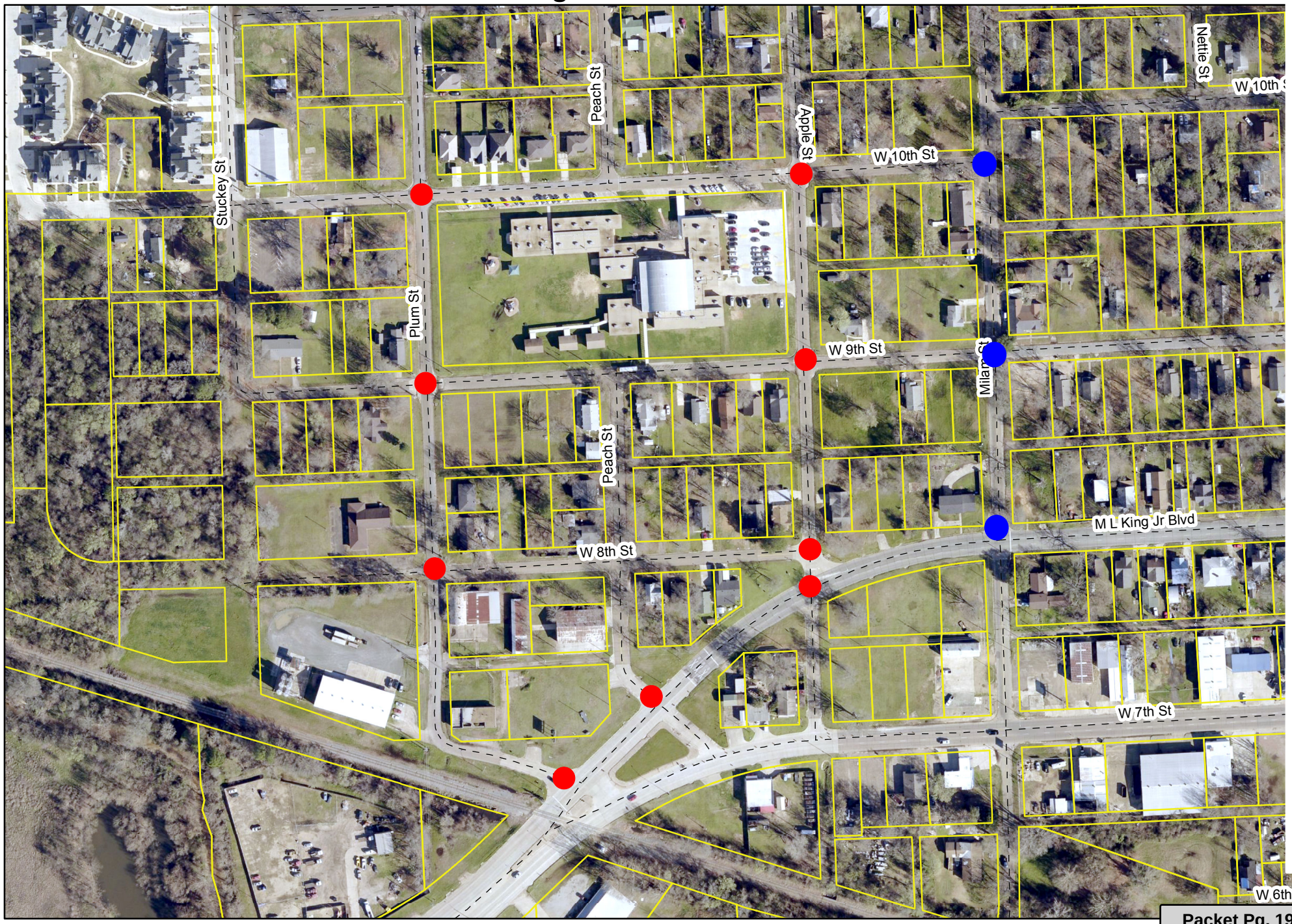
PASSED AND APPROVED in Regular Council Session on this the **10th day of June, 2019**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

Exhibit "A"
A. E. Alton Way
Designated Intersections



Attachment: 2019-061 EXH 'A' Revised Alton Way (adding Milam) Map (2090 : 2019-061 RES Honorary

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☑ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☑ Provide Courteous & Responsive Customer Service ☐ Model a Positive City Image ☐ Deliver Efficient Services ☑ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

Staff time required if item is approved:	No Additional

Other Potential Impacts:

NONE APPLICABLE

Public Information Plan:

☐	Newspaper Notice (Required by Statute)	☐	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☐	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☐	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☑	None Required	☐	

Other:

Attachment: 2019-061 Goals & Perspectives (2090 : 2019-061 RES Honorary Street Toppers on Milam)

City of Texarkana, Texas

Version: A

Briefing Sheet

Update Date: 6/4/2019 2:17 PM

Lead Department: Planning and Community Development **Action Officer:** Debbie Burk,

Subject: Ordinance No. 2019-054 voluntarily annexing a 23.142 acre tract in the John A. Talbot HRS, A-564, located west of Richmond Road and north of Moores Lane; extending the city limits to include the territory; adopting a service plan for the territory; assigning the territory to its adjoining ward; granting all inhabitants of the territory all rights and privileges of other citizens of the City; binding all inhabitants of the territory by all acts, ordinances, and resolutions of the City, and the property therein bearing its pro rata part of the taxes levied by the City.

Briefing: 6/10/2019 **Public Hearing:** **Council Vote:** 6/10/2019

Item Schedule

Updates/History of Briefing:

The City Council held two public hearings to discuss the proposed annexation on Monday, May 13, 2019 at 6 p.m. at City Hall.

Executive Summary and Background Information:

The City received a request from Don Morriss, representing the owners of a 23.142-acre tract of land located on the west side of Richmond Road and north of Moores Lane for voluntary annexation into the city limits. The tract is within an area previously identified by city staff for inward fill of the city limits or otherwise that inclusion allows for future growth and economic development.

Potential Options:

- Approve
- Deny

Fiscal Implications:

Since this property is already partly within the city and no new streets will be added, there is no additional cost for city services.

Staff Recommendation:

Staff recommends for approval of this annexation request.

Advisory Board/Committee Review:

"NONE"

Board/Committee Recommendation:

NA

Advisory Board/Committee Meeting Date and Minutes:

NA

Attachments

a. 2019-054 ORD annexing Morris property (DOCX)
b. 2019-054 EXH 'A' Municipal Service Plan (PDF)
c. 2019-054 ATTH 01 Map of proposed annexation area (PDF)
d. 2019-054 ATTH 02 Legal description (PDF)
e. 2019-054 ATTH 03 Letter requesting annexation (PDF)
f. 2019-054 Goals & Perspectives (DOCX)

Staff Coordination

Planning and Community Development	David Orr	Department Head Review	Completed	06/03/2019 3:11 PM
City Attorney	Jeffery C. Lewis	City Attorney Review	Completed	06/03/2019 4:44 PM
City Manager	Shirley Jaster	City Manager Review	Completed	06/05/2019 4:25 PM
City Council	Vicky Coopwood	Meeting	Pending	06/10/2019 6:00 PM

Meeting History

ORDINANCE NO. 2019-054

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED TERITORY WITHIN SAID CITY LIMITS; GRANTING TO ALL THE INHABITANTS OF SAID TERRITORY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS, BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY, AND THE PROPERTY THEREIN BEARING ITS PRO RATA PART OF THE TAXES LEVIED BY THE CITY; ADOPTING A SERVICE PLAN FOR SAID TERRITORY; ASSIGNING SAID TERRITORY TO ITS ADJOINING WARD; SPECIFYING A TEMPORARY ZONING DISTRICT CLASSIFICATION; PROVIDING FOR THE FILING OF THIS ORDINANCE WITH COUNTY RECORDS AND UPDATING THE CITY BOUNDARIES MAP; CONTAINING A SEVERABILITY CLAUSE; CONTAINING A SUPERSEDING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an annexation proceeding under the authority of Chapter 43, Subchapter C-1, of the Texas Local Government Code has been proposed for the territory described in Section 1 of this Ordinance; and

WHEREAS, before instituting an annexation proceeding, the City Council, by Resolution No. 2019-030, authorized the City's Planning and Community Development Department, with assistance as needed from other City departments, to prepare a service plan and other related documents necessary for City Council consideration of instituting an annexation proceeding for the territory proposed for annexation; and

WHEREAS, before instituting an annexation proceeding, notice and publication procedures prescribed by law were duly followed with respect to this Ordinance and the territory proposed for annexation; and

WHEREAS, before instituting an annexation proceeding, the City Council gave all interested persons the right to appear and to be heard, calling and conducting two public hearings as required by law for the territory described in Section 1 of this Ordinance, with each public hearing noticed in accordance with Texas law conducted as separate agenda items during the regular City Council meeting held on May 13, 2019, at City Hall, 220 Texas Boulevard, Texarkana, Texas.

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

SECTION 1: The territory described in this section within Bowie County, Texas, is hereby annexed to the City of Texarkana, Bowie County, Texas, and the boundary limits of the City of Texarkana, Texas, be and the same are hereby extended to include this territory within the city limits of the City of Texarkana, Texas, and the same shall hereafter be included within the territorial limits of the City of Texarkana, Texas:

All that certain lot, tract or parcel of land lying and situated in the John A. Talbot Headright Survey, Abstract 564, Bowie County, Texas, being a part of that certain tract of land described as 58.95 acres in the deed from Regions Bank, f/k/a The State First National Bank of Texarkana, to Martha Louise Arnold Stilwell (1/10th interest), dated July 27, 2011, recorded in Volume 6120, Page 299 of the Real Property Records of Bowie County, Texas, a part of that certain tract of land described as 58.95 acres in the deed from Thomas H. Arnold, as Independent Executor of the estate of Lewis H. Arnold, to

Attachment: 2019-054 ORD annexing Morris property [Revision 2] (2094 : 2019-054 ORD voluntary annexation of Morriss property)

Martha Louise Arnold Stilwell (1/10th interest), dated July 21, 2011, recorded in Volume 6120, Page 302 of the Real Property Records of Bowie County, Texas, a part of that certain tract of land described as Tract No. 5, with 58.95 acres in the deed from Josh R. Morriss, Jr. and Martha W. Morriss, to the Josh R. Morriss, Jr. Family Limited Partnership (4/5th interest), dated December 29, 1997, recorded in Volume 2772, Page 166 of the Real Property Records of Bowie County, Texas, same being that certain tract of land described as 58.95 acres in the deed from L. E. Kenney, et ux, to R. M. Morriss, Sr., et al, dated May 20, 1964, recorded in Volume 440, Page 220 of the Deed Records of Bowie County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING at a 1/2 inch steel rod found for a corner, the Northwest corner of the said 58.95 acre tract;

THENCE South 07 degrees 15 minutes 07 seconds East a distance of 914.96 feet, and North 84 degrees 48 minutes 12 seconds East a distance of 24.95 feet to a ½ inch steel rod found for a corner, lying at the intersection of the East right-of-way line of Gin Road and the existing City Limits of the City of Texarkana, Texas;

THENCE North 84 degrees 47 minutes 57 seconds East a distance of 1033.42 feet across the said 58.95 acre tract and along the said existing City Limits to a point for a corner, at an angle point;

THENCE South 25 degrees 01 minutes 26 seconds East a distance of 946.00 feet across the said 58.95 acre tract and along the said existing City Limits to a point for a corner, lying at the intersection of the said Existing City Limits and the North right-of-way line of Moores Lane;

THENCE along the North right-of-way line of the said Moores Lane the Following Courses and distances:

South 88 degrees 19 minutes 29 seconds West a distance of 298.72 feet;
South 88 degrees 51 minutes 22 seconds West a distance of 136.50 feet;
South 89 degrees 30 minutes 07 seconds West a distance of 292.64 feet;
North 89 degrees 35 minutes 01 seconds West a distance of 172.34 feet;
South 89 degrees 22 minutes 29 seconds West a distance of 114.01 feet;
South 87 degrees 08 minutes 50 seconds West a distance of 113.63 feet;
South 86 degrees 10 minutes 35 seconds West a distance of 50.01 feet;
South 85 degrees 31 minutes 23 seconds West a distance of 150.61 feet to a point for a corner, at the beginning of a circular curve to the right;

concave to the northeast having a radius of 60.00 feet and a
central angle of and being subtended by a chord which bears
North 48 degrees 16 minutes 48 seconds West 86.66 feet;

THENCE in a northwesterly direction along the arc of the said circular curve a distance of 96.83 feet, with a delta angle of 92 degrees 27 minutes 50 seconds, a radius of 60.00 feet, a chord bearing of North 48 degrees 16 minutes 48 seconds West, and a chord distance of 86.66 feet to a point for a corner, lying in the East right-of-way line of the said Gin Road, at the end of the said circular curve

THENCE North 02 degrees 02 minutes 55 seconds West a distance of 164.19 feet along the East right-of-way line of the said Gin Road to a point for a corner, at an angle point;

THENCE North 02 degrees 41 minutes 14 seconds West a distance of 495.50 feet along the East right-of-way line of the said Gin Road to a point for a corner, at an angle point;

Attachment: 2019-054 ORD annexing Morris property [Revision 2] (2094 : 2019-054 ORD voluntary annexation of Morriss property)

THENCE North 05 degrees 34 minutes 39 seconds West a distance of 81.93 feet along the East right-of-way line of the said Gin Road to the point of beginning and containing 23.142 acres of land, at the time of this survey.

SECTION 2: Pursuant to Texas law and the City Charter, the inhabitants of the territory described in Section 1 of this Ordinance and annexed by this Ordinance shall hereafter be entitled to all the rights and privileges of all other citizens of the City of Texarkana, Texas; they shall be bound by the acts, ordinances, resolutions, and regulations of the City; and the property situated in the territory shall bear its pro rata part of the taxes levied by the City.

SECTION 3: A service plan for the territory described in Section 1 of this Ordinance is hereby adopted and is attached as **Exhibit "A"** to this Ordinance, incorporated herein by reference for all purposes.

SECTION 4: Pursuant to Article II, Section 1 of the City Charter, the territory described in Section 1 of this Ordinance and annexed by this Ordinance shall hereafter be assigned and become a part of the City Ward to which the territory adjoins.

SECTION 5: Pursuant to Sections 140-50 and 140-78(a) of the Code of Ordinances of the City of Texarkana, Texas, the zoning district for the territory described in Section 1 of this Ordinance and annexed by this Ordinance shall be classified temporarily as "Office District" or "O".

SECTION 6: The City Secretary shall file with the County Clerk of Bowie County, Texas, a certified copy of this Ordinance. The City Manager shall cause the map of the boundaries of the City and its extraterritorial jurisdiction to be updated in accordance with Texas law and this ordinance.

SECTION 7: In case a section, clause, sentence, or part of this Ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this Ordinance.

SECTION 8: In the event of any conflict between this Ordinance and any other ordinances or parts of ordinances, this Ordinance shall supersede and control.

SECTION 9: This Ordinance shall be in full force and effect immediately upon its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **10th day of June, 2019**.

ATTEST:

_____ _____

JENNIFER EVANS, CITY SECRETARY BOB BRUGGEMAN, MAYOR

Attachment: 2019-054 ORD annexing Morris property [Revision 2] (2094 : 2019-054 ORD voluntary annexation of Morriss property)

EXHIBIT 'A' 2019-054

MUNICIPAL SERVICE PLAN

FIRE

Existing Services: None

Services to be Provided: Fire suppression will be available to the area upon annexation. Primary fire response will be provided by Fire Station No. 3, located at 5706 Richmond Rd. Adequate fire suppression activities can be afforded to the annexed area within current budget appropriation. Fire prevention activities will be provided by the Fire Marshall's office as needed.

POLICE

Existing Services: None

Services to be Provided: Currently, the area is under the jurisdiction of the Bowie County Sheriff's Office. However, upon annexation, the City of Texarkana Police Department will extend regular and routine patrols to the area. It is anticipated that the implementation of police patrol activities can be effectively accommodated within the current budget and staff appropriation.

BUILDING INSPECTION

Existing Services: None

Services to be Provided: The Building Inspection Department will provide Inspection Services upon annexation. This includes issuing building, electrical and plumbing permits for any new construction and remodeling and enforcing all other applicable codes which regulated building construction within the City of Texarkana, Texas.

PLANNING AND ZONING

Existing Services: None

Services to be Provided: The Planning and Zoning Department's responsibility for regulating development and land use through the administration of the City of Texarkana Zoning Ordinance will extend to this area on the effective date of the annexation. The property will also continue to be regulated under the requirements of the City of Texarkana Subdivision Ordinance. These services can be provided within the department's current budget.

LIBRARY

Existing Services: None

Attachment: 2019-054 ORD annexing Morris property [Revision 2] (2094 : 2019-054 ORD voluntary annexation of Morriss property)

Services to be Provided: Upon the effective date of annexation, free library use privileges will be available to anyone residing in this area. These privileges can be provided within the current budget appropriation.

A free library card for those in the City limits includes checkouts for books, DVDs, and audiobooks. Also, there are databases available that can be accessed from home – free tutoring for grade school through college, foreign language, genealogy, Consumer Reports, and downloadable audiobooks and e-books.

HEALTH DEPARTMENT

Existing Services: None

Services to be Provided: The Texarkana-Bowie County Health Department will provide health services on the effective date of the annexation. Such services can be provided with current Health Department Personnel and within the current budget appropriation.

CODE ENFORCEMENT

Existing Services: None

Services to be Provided: The Code Enforcement Division will provide Code Enforcement services upon annexation. These services include enforcing the City of Texarkana's health ordinances, health inspections, and enforcing the City's Code of Ordinances with regards to litter, junk vehicles, high grass and weeds, and substandard structures. Animal Control services will be provided to the area as needed. Such services can be provided with current Code Enforcement personnel and within the current budget appropriation.

STREET

Existing Services: None

Services to be Provided: None

DRAINAGE AND STORMWATER MANAGEMENT

Existing Services: None

Services to be Provided: Developers will provide stormwater drainage at their own expense and will be inspected by the City Engineers at time of completions. The City will then maintain the drainage upon approval by City Engineers and only if drainage is dedicated in public drainage easement and the City accepts the dedication.

Maintenance of existing drainage facilities will be provided by the City upon the effective date of annexation if the drainage facilities are located the street right of way or a public drainage easement. Maintenance of any drainage facility that is not in the right of way or public drainage easement will be the responsibility of the property owner.

These additional services can be maintained with our current budget appropriation.

Attachment: 2019-054 ORD annexing Morris property [Revision 2] (2094 : 2019-054 ORD voluntary annexation of Morriss property)

STREET LIGHTING

Existing Services: None

Services to be Provided: None

TRAFFIC ENGINEERING

Existing Services: None

Services to be Provided: None

SOLID WASTE SERVICES

Existing Services: None

Services to be Provided: Solid Waste Collection shall be provided to the area of annexation in accordance with the present ordinance. Service shall comply with existing City policies, beginning with occupancy of structures.

WATER & SEWER SERVICE

Existing Services: Partial services currently on Moores Ln.

Services to be Provided: TWU will provide water and sewer service within 2 ½ years after annexation.

Water & sanitary sewer service to the area will be provided in accordance with the applicable codes and departmental policy. When other property develops in the adjacent area, water & sewer service shall be provided in accordance with extension ordinances. Extension of service shall comply with City codes and ordinances.

PARKS

Existing Services: None

Services to be Provided: Upon the effective date of annexation, existing park use privileges will be available to anyone residing in this area. These privileges can be provided within the current budget appropriation.

MISCELLANEOUS

All other applicable municipal services will be provided to the area in accordance with the City of Texarkana's established policies governing extension of municipal services to newly annexed areas.

Attachment: 2019-054 ORD annexing Morris property [Revision 2] (2094 : 2019-054 ORD voluntary annexation of Morriss property)

EXHIBIT 'A'

2019-054

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FIRE

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Existing Services: None

Services to be Provided: The Planning and Zoning Department's responsibility for regulating development and land use through the administration of the City of Texarkana Zoning Ordinance will extend to this area on the effective date of the annexation. The property will also continue to be regulated under the requirements of the City of Texarkana Subdivision Ordinance. These services can be provided within the department's current budget.

LIBRARY

Attachment: 2019-054 EXH 'A' Municipal Service Plan [Revision 1] (2094 : 2019-054 ORD voluntary annexation of Morriss property)

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HEALTH DEPARTMENT

Existing Services: None

Services to be Provided: The Texarkana-Bowie County Health Department will provide health services on the effective date of the annexation. Such services can be provided with current Health Department Personnel and within the current budget appropriation.

CODE ENFORCEMENT

Existing Services: None

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STREET

Existing Services: None

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Existing Services: None

Services to be Provided: Developers will provide stormwater drainage at their own expense and will be inspected by the City Engineers at time of completions. The City will then maintain the drainage upon approval by City Engineers and only if drainage is dedicated in public drainage easement and the City accepts the dedication.

Attachment: 2019-054 EXH 'A' Municipal Service Plan [Revision 1] (2094 : 2019-054 ORD voluntary annexation of Morriss property)

Maintenance of existing drainage facilities will be provided by the City upon the effective date of annexation if the drainage facilities are located the street right of way or a public drainage easement. Maintenance of any drainage facility that is not in the right of way or public drainage easement will be the responsibility of the property owner.

These additional services can be maintained with our current budget appropriation.

STREET LIGHTING

Existing Services: None

Services to be Provided: None

TRAFFIC ENGINEERING

Existing Services: None

Services to be Provided: None

SOLID WASTE SERVICES

Existing Services: None

Services to be Provided: Solid Waste Collection shall be provided to the area of annexation in accordance with the present ordinance. Service shall comply with existing City policies, beginning with occupancy of structures.

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Water & sanitary sewer service to the area will be provided in accordance with the applicable codes and departmental policy. When other property develops in the adjacent area, water & sewer service shall be provided in accordance with extension ordinances. Extension of service shall comply with City codes and ordinances.

PARKS

Existing Services: None

Attachment: 2019-054 EXH 'A' Municipal Service Plan [Revision 1] (2094 : 2019-054 ORD voluntary annexation of Morriss property)

Services to be Provided: Upon the effective date of annexation, existing park use privileges will be available to anyone residing in this area. These privileges can be provided within the current budget appropriation.

MISCELLANEOUS

All other applicable municipal services will be provided to the area in accordance with the City of Texarkana's established policies governing extension of municipal services to newly annexed areas.

Attachment: 2019-054 EXH 'A' Municipal Service Plan [Revision 1] (2094 : 2019-054 ORD voluntary annexation of Morriss property)

23.142 ACRES - JOHN A. TALBOT HRS A-564

Attachment: 2019-054 ATTH 01 Map of proposed annexation area (2094 : 2019-054 ORD voluntary

ATTH 02
2019-054

Property Description
23.142 Acres
Bowie County, Texas

All that certain lot, tract or parcel of land lying and situated in the John A. Talbot Headright Survey, Abstract 564, Bowie County, Texas, being a part of that certain tract of land described as 58.95 acres in the deed from Regions Bank, f/k/a The State First National Bank of Texarkana, to Martha Louise Arnold Stilwell (1/10th interest), dated July 27, 2011, recorded in Volume 6120, Page 299 of the Real Property Records of Bowie County, Texas, a part of that certain tract of land described as 58.95 acres in the deed from Thomas H. Arnold, as Independent Executor of the estate of Lewis H. Arnold, to Martha Louise Arnold Stilwell (1/10th interest), dated July 21, 2011, recorded in Volume 6120, Page 302 of the Real Property Records of Bowie County, Texas, a part of that certain tract of land described as Tract No. 5, with 58.95 acres in the deed from Josh R. Morriss, Jr. and Martha W. Morriss, to the Josh R. Morriss, Jr. Family Limited Partnership (4/5th interest), dated December 29, 1997, recorded in Volume 2772, Page 166 of the Real Property Records of Bowie County, Texas, same being that certain tract of land described as 58.95 acres in the deed from L. E. Kenney, et ux, to R. M. Morriss, Sr., et al, dated May 20, 1964, recorded in Volume 440, Page 220 of the Deed Records of Bowie County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING at a 1/2 inch steel rod found for a corner, the Northwest corner of the said 58.95 acre tract;

THENCE South 07 degrees 15 minutes 07 seconds East a distance of 914.96 feet, and North 84 degrees 48 minutes 12 seconds East a distance of 24.95 feet to a ½ inch steel rod found for a corner, lying at the intersection of the East right-of-way line of Gin Road and the existing City Limits of the City of Texarkana, Texas;

THENCE North 84 degrees 47 minutes 57 seconds East a distance of 1033.42 feet across the said 58.95 acre tract and along the said existing City Limits to a point for a corner, at an angle point;

THENCE South 25 degrees 01 minutes 26 seconds East a distance of 946.00 feet across the said 58.95 acre tract and along the said existing City Limits to a point for a corner, lying at the intersection of the said Existing City Limits and the North right-of-way line of Moores Lane;

THENCE along the North right-of-way line of the said Moores Lane the Following Courses and distances:

South 88 degrees 19 minutes 29 seconds West a distance of 298.72 feet;
South 88 degrees 51 minutes 22 seconds West a distance of 136.50 feet;
South 89 degrees 30 minutes 07 seconds West a distance of 292.64 feet;
North 89 degrees 35 minutes 01 seconds West a distance of 172.34 feet;
South 89 degrees 22 minutes 29 seconds West a distance of 114.01 feet;
South 87 degrees 08 minutes 50 seconds West a distance of 113.63 feet;
South 86 degrees 10 minutes 35 seconds West a distance of 50.01 feet;

Attachment: 2019-054 ATTH 02 Legal description (2094 : 2019-054 ORD voluntary annexation of Morriss property)

South 85 degrees 31 minutes 23 seconds West a distance of 150.61 feet to a point for a corner, at the beginning of a circular curve to the right;

concave to the northeast having a radius of 60.00 feet and a central angle of and being subtended by a chord which bears North 48 degrees 16 minutes 48 seconds West 86.66 feet;

THENCE in a Northwesterly direction along the arc of the said circular curve a distance of 96.83 feet, with a delta angle of 92 degrees 27 minutes 50 seconds, a radius of 60.00 feet, a chord bearing of North 48 degrees 16 minutes 48 seconds West, and a chord distance of 86.66 feet to a point for a corner, lying in the East right-of-way line of the said Gin Road, at the end of the said circular curve

THENCE North 02 degrees 02 minutes 55 seconds West a distance of 164.19 feet along the East right-of-way line of the said Gin Road to a point for a corner, at an angle point;

THENCE North 02 degrees 41 minutes 14 seconds West a distance of 495.50 feet along the East right-of-way line of the said Gin Road to a point for a corner, at an angle point;

THENCE North 05 degrees 34 minutes 39 seconds West a distance of 81.93 feet along the East right-of-way line of the said Gin Road to the point of beginning and containing 23.142 acres of land, at the time of this survey.

Attachment: 2019-054 ATTH 02 Legal description (2094 : 2019-054 ORD voluntary annexation of Morriss property)

ATTH 03
2019-054

Don N. Morriss
518 Pine St
Texarkana, TX 75501

February 26, 2019

City of Texarkana, Texas
Attn: Mr. David Orr
P.O. Box 1967
Texarkana, TX 75504

Re: J R Morriss, Jr. etal.

Dear City of Texarkana, TX:

Please accept this written request to be voluntarily annexed into the City of Texarkana, TX. If I understand the survey properly, the request concerns J A Talbot A-564 Block/Tract 63 being 41.495 acres on the West Side of Richmond Rd and North of Moores Ln.

Retail and office activity is brisk in this area and as we understand it, part of our land which fronts Richmond Rd is already inside the City limits. Our request is to bring the balance of the property we own "inside" to be consistent for potential future development.

Thanks for your assistance.

Sincerely,

Don Morriss

Don N. Morriss

Attachment: 2019-054 ATTH 03 Letter requesting annexation (2094 : 2019-054 ORD voluntary annexation of Morriss property)

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☑ Model a Positive City Image ☐ Deliver Efficient Services ☑ Cultivate Community Involvement & Access
Manage the Resources	☑ Maintain Fiscal Strength ☑ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

NA	No Additional

Other Potential Impacts:

NA

Public Information Plan:

☑	Newspaper Notice (Required by Statute)	☑	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☑	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☑	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☑	None Required	☑	Sign Posted

Other:

Attachment: 2019-054 Goals & Perspectives (2094 : 2019-054 ORD voluntary annexation of Morriss property)

City of Texarkana, Texas

Version: C

Briefing Sheet

Update Date: 5/22/2019 10:37 AM

Lead Department: Planning and Community Development **Action Officer:** Debbie Burk,

Subject: Ordinance No. 2019-042 amending Chapter 140 "Zoning", Section 109 - PUR Planned Unit Residential District of the City of Texarkana, Texas Land Development Code. City of Texarkana, Texas, applicant.

Briefing: 6/10/2019 **Public Hearing:** 6/10/2019 **Council Vote:** 6/10/2019

Item Schedule

Schedule 2: Brief once - vote once (two weeks)

Updates/History of Briefing:

"NOT APPLICABLE"

Executive Summary and Background Information:

Staff is recommending adding a new zoning district to Chapter 140, "Zoning", Section 109 of the Land Development Code – PUR-2 Planned Unit Residential District. The purpose of the PUR 2 district is to provide for the development of unique and innovative forms of single-family housing with an emphasis on walkability near the downtown area. This zoning classification will be limited to the area defined as the Downtown Core in the Comprehensive Plan.

This change aligns with the Comprehensive Plan implementation goal outlined as 4.1.17 "to maximize value, in neighborhoods, smaller residential lots or more dense development patterns should be located in the closest proximity to any parks and open spaces provided—this will maximize the value of those areas, and the parks & open spaces off-set smaller lot sizes."

This proposed amendment is shown as follows:

PUR 2 Planned Unit Residential District 2

Small Lot Homes.

The purpose of the PUR 2 Planned Unit Residential District is to provide for the development of unique and innovative forms of single-family housing with an emphasis on walkability near the downtown area. This zoning classification will be limited to the area defined as the Downtown Core in the Comprehensive Plan.

a. Minimum lot requirements.

1. Lot area—1,750 square feet.
2. Lot width—35 feet.
3. Lot depth—50 feet.

b. Minimum yard requirements.

1. Front yard—5 feet (porch option allowed within 1 foot of the property line)
2. Rear yard— 1 foot
3. Side yard—5 feet, unless on a corner lot adjacent to a street. On a corner lot adjacent to a street, the width of the side yard shall be 10 feet.

c. Maximum building height. Overall height is 35 feet. No home shall exceed two stories. No accessory building shall exceed one story in height.

d. Spatial control.

1. Maximum lot coverage is 80 percent, including other structures, subject to minimum yard requirements and other spatial controls.
2. Minimum distance between exterior walls is 10 feet.

e. Parking requirements. On-street parking will meet parking requirements in the Downtown Core as defined by the Comprehensive Plan. Construction of additional off-street parking, garages and/or carports shall be at the option of the developer. Garages and carports may be either front or rear entry.
f. Private streets. Should a developer desire to have private streets within a PUR, compliance with section 140-108 shall be required.
g. Other requirements. All construction and development within a PUR shall comply with all other appropriate rules and regulations as found in this Code, the zoning chapter and the subdivision chapter of the city.
h. Accessory uses. No accessory buildings will be allowed.
I. Sidewalks. Sidewalks are required to be built in the ROW or in the 5 foot front yard setback.

(Ord. No. 081-2003, 4-15-2003; Ord. No. 010-2004, 1-12-2004; Ord. No. 213-2006, 8-14-2006)

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

Staff recommends for approval.

Advisory Board/Committee Review:

The Planning and Zoning Commission unanimously recommended for approval.

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

May 6, 2019

Attachments

a. 2019-042 ORD amending 140-109 PUR District (DOC)
b. 2019-042 ATTH 01 PUR Districts redlined version (DOCX)
c. 2019-042 ATTH 02 FLU showing "downtown core" (PDF)
d. 2019-042 Goals & Perspectives (DOCX)

Staff Coordination

Planning and Community Development	David Orr	Department Head Review	Completed	05/21/2019 4:30 PM
Municipal Prosecutor	Deborah Jones	Asst. City Attorney Review	Completed	05/22/2019 9:08 AM
City Attorney	Jeffery C. Lewis	City Attorney Review	Completed	05/22/2019 9:35 AM
City Manager	Shirley Jaster	City Manager Review	Completed	05/23/2019 3:52 PM
City Council	Jennifer Evans	Meeting	Completed	05/28/2019 6:00 PM

Meeting History

05/28/19	City Council	MOVED FORWARD	Next: 06/10/19

PUBLISH

ORDINANCE NO. 2019 - 042

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING CHAPTER 140, "ZONING", OF THE LAND DEVELOPMENT CODE OF THE CITY OF TEXARKANA, TEXAS, BY AMENDING SECTION 140-109. "PUR PLANNED UNIT RESIDENTIAL DISTRICTS", BY ADDING "PUR 2 PLANNED UNIT RESIDENTIAL DISTRICT 2 – SMALL LOT HOMES"; CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City's Planning and Community Development Department and the Planning and Zoning Commission of the City of Texarkana, Texas, recommend an addition to Chapter 140-109, "PUR Planned Unit Residential Districts", of the Land Development Code of the City of Texarkana, Texas, and

WHEREAS, the City Council of the City of Texarkana, Texas, finds and determines that such revisions and additions as set forth below are in the best interest of citizens and the City's future growth and safety.

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

SECTION 1: Chapter 140-109 "PUR Planned Unit Residential Districts" of the Land Development Code of the City of Texarkana, Texas, is hereby amended by adding a section, "PUR Planned Unit Residential Districts", as detailed below:

PUR 2 Planned Unit Residential District 2

Small Lot Homes.

The purpose of the PUR 2 Planned Unit Residential District 2 is to provide for the development of unique and innovative forms of single-family housing with an emphasis on walkability near the downtown area. This zoning classification will be limited to the area defined as the Downtown Core in the Comprehensive Plan.

a. Minimum lot requirements.

1. Lot area—1,750 square feet.

2. Lot width—35 feet.

3. Lot depth—50 feet.

b. Minimum yard requirements.

1. Front yard—5 feet (porch option allowed within 1 foot of the property line)

2. Rear yard— 1 foot

3. Side yard—5 feet, unless on a corner lot adjacent to a street. On a corner lot adjacent to a street, the width of the side yard shall be 10 feet.

Attachment: 2019-042 ORD amending 140-109 PUR District (2081 : 2019-042 ORD Amend. Sec. 140-109 PUR/Land Develop. Code)

PUBLISH

***c*. Maximum building height.** *Overall height is 35 feet. No home shall exceed two stories. No accessory building shall exceed one story in height.*

***d*. Spatial control.**

1. Maximum lot coverage is 80 percent, including other structures, subject to minimum yard requirements and other spatial controls.

2. Minimum distance between exterior walls is 10 feet.

***e*. Parking requirements**. *On-street parking will meet parking requirements in the Downtown Core as defined by the Comprehensive Plan. Construction of additional off-street parking, garages and/or carports shall be at the option of the developer. Garages and carports may be either front or rear entry.*

***f*. Private streets.** *Should a developer desire to have private streets within a PUR, compliance with section 140-108 shall be required.*

g. Other requirements. *All construction and development within a PUR shall comply with all other appropriate rules and regulations as found in this Code, the zoning chapter and the subdivision chapter of the city.*

***h*. Accessory uses.** *No accessory buildings will be allowed.*

i. Sidewalks. *Sidewalks are required to be built in the ROW or in the 5-foot front yard setback.*

SECTION 2: All ordinances or parts of ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 3: The City Secretary shall give notice of the passage of this ordinance as provided in Article XI, Section 3 of the Charter of the City of Texarkana, Texas.

SECTION 4: In case a section, clause, sentence or part of this ordinance shall be deemed or adjudged by a Court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair or invalidate the remainder of this ordinance.

SECTION 5: This ordinance shall be in full force and effect ten (10) days after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **10th day of June, 2019**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

Attachment: 2019-042 ORD amending 140-109 PUR District (2081 : 2019-042 ORD Amend. Sec. 140-109 PUR/Land Develop. Code)

Sec. 140-109. - PUR Planned Unit Residential Districts.

Share Link to section Print section Download (Docx) of sections Email section Compare versions

The purpose of the PUR Planned Unit Residential District is to provide for the development of unique and innovative forms of single-family housing utilizing individually platted lots. This zoning district shall include both garden home and zero lot line/patio home developments. Lots within subdivisions intended for garden homes or as zero lot line/patio home developments must be noted on the final plat as recorded. These lots shall be solely for the housing types that are specifically noted on the final plats. If a developer chooses to use a combination of these two housing types in a single subdivision, each lot must be designated as to the type home that will be built, and shown on the final plat as recorded. Alleys are not required in a PUR subdivision. ***Garden home developments.***

a. *Minimum lot requirements.*

1. Lot area—3,750 square feet.

2. Lot width—50 feet.

3. Lot depth—75 feet.

b. *Minimum yard requirements.*

1. Front yard—15 feet.

2. Rear yard—Ten feet. When rear entry garages or carports are utilized, the opening shall be a minimum of 15 feet from the rear property line.

3. Side yard—Five feet, unless on a corner lot adjacent to a street. On a corner lot adjacent to a street, the width of the side yard shall be 12 feet.

c. *Maximum building height.* Overall height is 35 feet. No home shall exceed two stories. No accessory building shall exceed one story in height.

d. *Spatial control.*

1. Maximum lot coverage is 60 percent, including accessory buildings and other structures, subject to minimum yard requirements and other spatial controls.

2. Minimum distance between exterior walls is ten feet.

e. *Parking requirements.* Each dwelling shall have off street parking sufficient for a minimum of two automobiles or other vehicles, not to exceed one ton capacity. No commercial or panel trucks shall be allowed to be parked in a PUR for non business related reasons. Construction of garages and/or carports shall be at the option of the developer. Garages and carports may be either front or rear entry.

f. *Private streets.* Should a developer desire to have private streets within a PUR, compliance with section 140-108 shall be required.

g. *Other requirements.* All construction and development within a PUR shall comply with all other appropriate rules and regulations as found in this Code, the zoning chapter and the subdivision chapter of the city.

Attachment: 2019-042 ATTH 01 PUR Districts redlined version [Revision 1] (2081 : 2019-042 ORD Amend. Sec. 140-109 PUR/Land Develop.

h. *Density.* Garden home subdivisions shall not exceed a density of more than eight units per acre on tracts of land of two acres or less or a density of six units per acre on tracts of land of more than two acres.

Zero lot line/patio home developments.

a. Minimum lot requirements.

1. Lot area—5,000 square feet (zero side option); 6,000 square feet (center option).

2. Lot width—50 feet (zero side option); 55 feet (center option).

3. Lot depth—100 feet (zero side or center option).

b. Minimum yard requirements.

1. Front yard—15 feet (zero side or center option).

2. Rear yard—Ten feet (zero side or center option), 20 feet when access to the required off street parking is gained from a dedicated street or alley, either public or private (zero side or center option).

3. Side yard—Zero feet on one side and ten feet on the opposite side (zero option); 15 feet on a corner lot, the side adjacent to the street (zero option or center option); seven feet on both sides (center option).

4. A minimum separation of ten feet shall be maintained between the face of exterior walls of neighboring dwelling units. For lots utilizing the zero side option, no roof overhang, gutter, or extension from a wall will be allowed to extend into or over an adjoining property. The closest exterior roofline to an adjoining property shall be storm guttered if the general slope of the roof falls toward said adjoining property. Also, a three-foot-wide access and maintenance easement shall be dedicated on the final plat filed for record for all lots which are adjacent to lots with a zero side. The purpose of this easement is to give the adjoining property owner access for maintenance of the owners dwelling. The majority of the structure shall be located within three feet of one side lot line. Building walls which are located adjacent to the zero side of the lot shall not have any doors, windows, ducts, grills, vents or other openings. This requirement does not include exterior walls forming enclosures for courts, patios, or similar indentations to the zero wall. The "zero side" shall be dedicated on the final plat filed for record.

c. *Maximum building height.* Overall height is 35 feet. No home shall exceed two stories.

d. *Spatial control.*

1. Maximum lot coverage is 60 percent, including accessory buildings and other structures, subject to minimum yard requirements and other spatial controls.

2. Minimum distance between exterior walls is ten feet.

e. *Parking requirements.* Each dwelling shall have off street parking sufficient for a minimum of two automobiles or other vehicles, not to exceed one ton capacity. No commercial vehicles or panel trucks shall be allowed to be parked in a PUR for nonbusiness related reasons. Construction of garages and/or carports shall be at the option of the developer. Garages or carports may be either front or rear entry.

Attachment: 2019-042 ATTH 01 PUR Districts redlined version [Revision 1] (2081 : 2019-042 ORD Amend. Sec. 140-109 PUR/Land Develop.

f. *Private streets.* Should a developer desire to have private streets within a PUR, compliance with section 140-108 shall be required.

g. *Other requirements.* All construction and development within a PUR shall comply with all other appropriate rules and regulations as found in this Code, this chapter and the subdivision chapter of the city.

h. *Density.* Patio home/zero lot line subdivisions shall not exceed a density of more than eight units per acre on tracts of land of two acres or less or a density of six units per acre on tracts of land of more than two acres.

(3) *Clubhouses* In a PUR (Planned Unit Residential) zoning district, a clubhouse shall be an allowed use. A clubhouse shall be defined as a detached accessory building that contributes to the comfort, convenience and social enjoyment of the residents of that particular subdivision, and their guests. When a PUR proposes to include a clubhouse as part of its development, the clubhouse may occupy no more than 40 percent of the lot upon which it is to be built and it shall conform to the setbacks set out as shown:

a. Front yard: Minimum of 25 feet.

b. Side yard: Minimum of ten feet.

c. Rear yard: Minimum of ten feet.

d. Parking requirements shall be based on gross square footage of the clubhouse at one space for every 300 gross square feet or one space for every three lots in the subdivision whichever is greater, with a minimum requirement of five parking spaces. If the subdivision has a private street, any on-street parking abutting to the clubhouse lot will count toward required parking spaces. The clubhouse is not to be used for general public events.

e. When a clubhouse is proposed as part of or in conjunction with a subdivision or addition thereto, the following information must be provided to the city for review and approval prior to final acceptance of the subdivision improvements:

1. Plans and illustrations of the proposed clubhouse which conform to the restrictive covenants and sealed by a registered engineer, are to be submitted with the final plat;

2. A homeowner's or property owner's association shall be required to maintain the clubhouse. Documents establishing the property owner's association

or the homeowner's association shall be submitted to the office of the city attorney for review and approval. The documents shall specify the following:

(i) Membership is mandatory for all owners of property within the subdivision.

(ii) All association responsibilities and property interests shall be noted.

(iii) By laws relating to the governance of the association.

(iv) Any and all covenants for maintenance assessments, which run with the land.

Attachment: 2019-042 ATTH 01 PUR Districts redlined version [Revision 1] (2081 : 2019-042 ORD Amend. Sec. 140-109 PUR/Land Develop.

(v) Responsibility for liability insurance and taxes.

(vi) Written release of liability for maintenance to benefit the city.

(vii) Written indemnification of the city for any damages, injuries (including death), and/or liability resulting from the clubhouse.

(viii) Authority of the association to secure funds from its members sufficient to meet its responsibilities. This can include collection of dues, the increasing of dues, the right to charge special assessments and the placing of liens against property for failure to comply with these requirements.

(ix) Other city requirements as applicable or may become applicable.

(x) Builders and/or developers shall be required to post notice in a prominent place in all model homes (if any), sales offices and sales documents that a property association has been established and that membership is mandatory for all property owners.

(xi) Prior to the transfer of the association to the lot owners, the builder/developer must provide an adequate reserve fund to the association for maintenance purposes.

(xii) Concurrent with the transfer of the association, the builder/developer must transfer to the association control over all utilities related to the clubhouse. The builder/developer must also disclose to the association the total cost to date related to the operation and maintenance of the clubhouse.

PUR 2 Planned Unit Residential District 2

Small Lot Homes.

The purpose of the PUR 2 Planned Unit Residential District is to provide for the development of unique and innovative forms of single-family housing with an emphasis on walkability near the downtown area. This zoning classification will be limited to the area defined as the Downtown Core in the Comprehensive Plan.

a. *Minimum lot requirements.*

1. Lot area—1,750 square feet.

2. Lot width—35 feet.

3. Lot depth—50 feet.

b. *Minimum yard requirements.*

1. Front yard—5 feet (porch option allowed within 1 foot of the property line)

2. Rear yard— 1 foot

3. Side yard—5 feet, unless on a corner lot adjacent to a street. On a corner lot adjacent to a street, the width of the side yard shall be 10 feet.

c. *Maximum building height.* Overall height is 35 feet. No home shall exceed two stories. No accessory building shall exceed one story in height.

Attachment: 2019-042 ATTH 01 PUR Districts redlined version [Revision 1] (2081 : 2019-042 ORD Amend. Sec. 140-109 PUR/Land Develop.

d. *Spatial control.*

1. Maximum lot coverage is 80 percent, including other structures, subject to minimum yard requirements and other spatial controls.

2. Minimum distance between exterior walls is 10 feet.

e. *Parking requirements.* On-street parking will meet parking requirements in the Downtown Core as defined by the Comprehensive Plan. Construction of additional off-street parking, garages and/or carports shall be at the option of the developer. Garages and carports may be either front or rear entry.

f. *Private streets.* Should a developer desire to have private streets within a PUR, compliance with section 140-108 shall be required.

g. *Other requirements.* All construction and development within a PUR shall comply with all other appropriate rules and regulations as found in this Code, the zoning chapter and the subdivision chapter of the city.

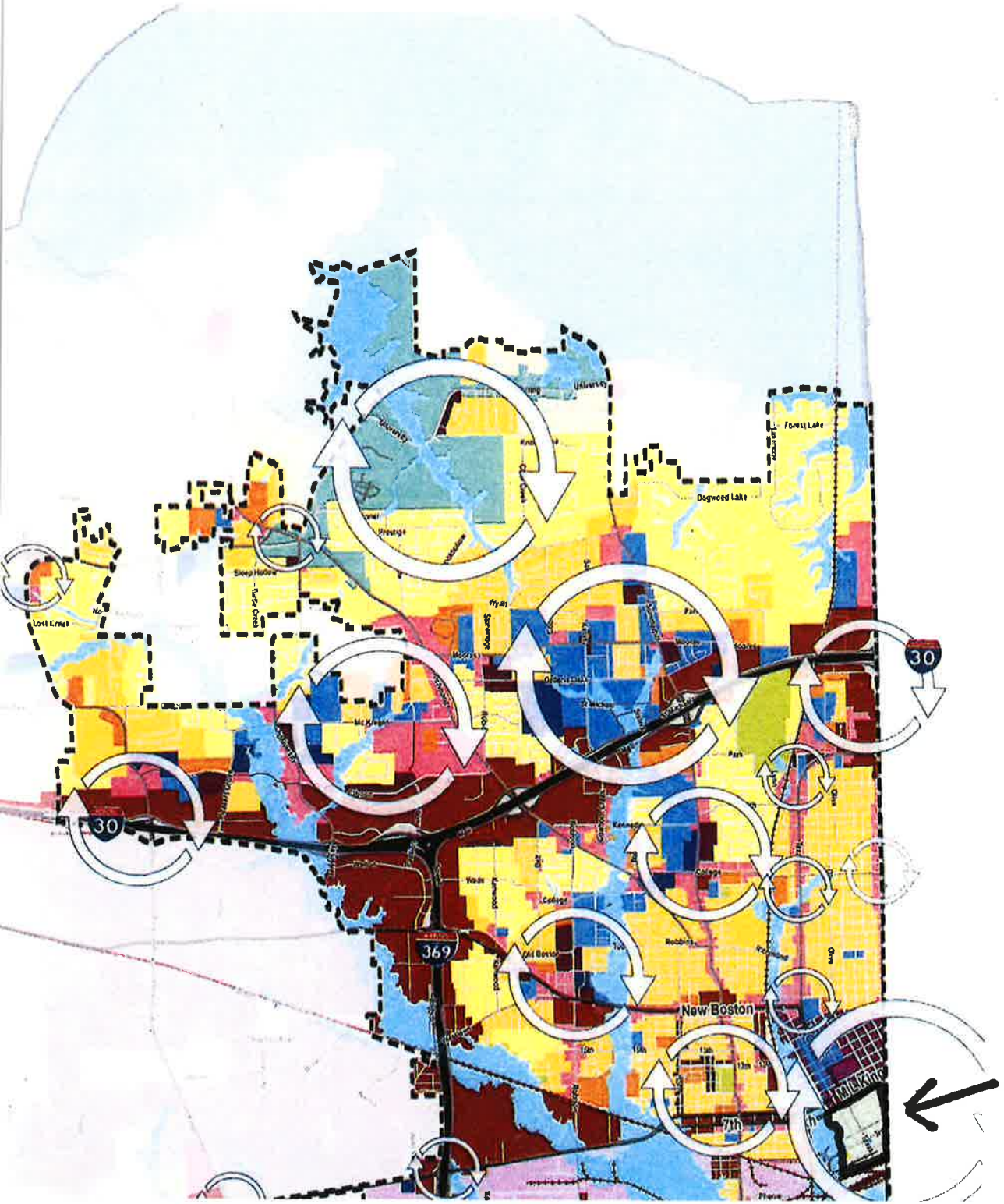
h. *Accessory uses.* No accessory buildings will be allowed.

I. *Sidewalks.* Sidewalks are required to be built in the ROW or in the 5 foot front yard setback.

(Ord. No. 081-2003, 4-15-2003; Ord. No. 010-2004, 1-12-2004; Ord. No. 213-2006, 8-14-2006)

Attachment: 2019-042 ATTH 01 PUR Districts redlined version [Revision 1] (2081 : 2019-042 ORD Amend. Sec. 140-109 PUR/Land Develop.

2019-042 ATTH O2



LEGEND

- CITY BOUNDARY
- RAILROADS
- RIVERS
- ACTIVITY CENTERS

FUTURE LAND USE

- REGIONAL COMMERCIAL
- NEIGHBORHOOD RETAIL
- BUISNESS/EDUCATION CENTERS
- OFFICE/INSTITUTIONAL
- PARKS
- FLOODPLAIN/OPENSPACE
- MIXED-USE DEVELOPMENT
- INDUSTRIAL
- DOWNTOWN CORE
- DOWNTOWN DISTRICT
- HIGH DENSITY RESIDENTIAL
- NEIGHBORHOOD RESIDENTIAL
- SUBURBAN RESIDENTIAL
- RURAL RESIDENTIAL
- UPDD

Attachment: 2019-042 ATTH 02 FLU showing "downtown core" (2081 : 2019-042 ORD Amend. Sec. 140-

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☑ Model a Positive City Image ☐ Deliver Efficient Services ☑ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☑ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

NA	No Additional

Other Potential Impacts:

NA

Public Information Plan:

☑	Newspaper Notice (Required by Statute)	☑	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☑	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☑	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☑	None Required	☑	Sign Posted

Other:

Attachment: 2019-042 Goals & Perspectives (2081 : 2019-042 ORD Amend. Sec. 140-109 PUR/Land Develop. Code)

City of Texarkana, Texas

Version:

Briefing Sheet

Update Date: 5/22/2019 11:00 AM

Lead Department: Planning and Community Development **Action Officer:** Debbie Burk,

Subject: Ordinance No. 2019-043 rezoning Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue. Single Family-2 to Single Family-3. Valencia Arterberry, owner. Wayne and Alicia Malone, agents.

Briefing: 6/10/2019 **Public Hearing:** 6/10/2019 **Council Vote:** 6/10/2019

Item Schedule

Schedule 2: Brief once - vote once (two weeks)

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Z-19-8: This is a request by Wayne and Alicia Malone, under contract to purchase, to rezone Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue from Single Family-2 to Single Family-3. The proposed use is one 2007 double wide HUD code manufactured home. The current use is vacant land.

The adjacent zoning is Single Family-2 to the north, south, east and west. The adjacent land use is vacant land to the north, south, east and west.

The City's Zoning Ordinance was amended to comply with the state law in 2002, requiring that all manufactured housing be HUD code building standard. This amendment also stipulated that all HUD code manufactured homes inside the city limits be placed in the Single Family-3 zoning district along with the approval of a Specific Use Permit.

The Comprehensive Plan has designated this as an Industrial area although the zoning is residential. Double wide manufactured housing looks like some of the existing frame pier and beam houses in the area. This type housing could also be a revitalization housing alternative to traditional site built homes. Therefore, staff recommends for approval of this request.

The applicant should also be aware that if this zoning change is approved, all other applicable city code/ordinance requirements must be met including but not limited to building codes, setbacks, subdivision, fire, parking, drainage, water and sewer prior to the issuance of building permits.

All notification and application requirements have been met to consider this request.

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

Staff recommends for approval.

Advisory Board/Committee Review:

The Planning and Zoning Commission unanimously recommended for approval.

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

May 6, 2019

Attachments

a. 2019-043 ORD rezoning 704 Ward Ave. (DOCX)
b. 2019-043 ATTH 01 Maps (PDF)
c. 2019-043 Goals & Perspectives (DOCX)

Staff Coordination

Planning and Community Development		David Orr	Department Head Review	Completed 05/20/2019 9:23 AM
City Manager	Shirley Jaster	City Manager Review	Completed	05/23/2019 3:55 PM
City Council	Jennifer Evans	Meeting	Completed	05/28/2019 6:00 PM

Meeting History

05/28/19	City Council	MOVED FORWARD	Next: 06/10/19

Z-19-8

ORDINANCE NO. 2019 - 043

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY OF TEXARKANA, TEXAS, BY REZONING LOTS 5-12, BLOCK 7, GREATER TEXARKANA ADDITION, LOCATED AT 704 WARD AVENUE IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS FROM SINGLE FAMILY-2 TO SINGLE FAMILY-3; CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting an amendment to the Zoning Ordinance of the City of Texarkana, Texas, to rezone Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue in the City of Texarkana, Bowie County, Texas, from **Single Family-2 to Single Family-3;** and

WHEREAS, the Planning and Zoning Commission of the City of Texarkana, Texas, and the City Council of the City of Texarkana, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and have afforded and held full and fair hearings to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, **voted unanimously five (5) to zero (0) to recommend the application for rezoning from Single Family-2 to Single Family-3 on Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue** to the City Council of Texarkana, Texas; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that rezoning the property from **Single Family-2 to Single Family-3** is in the best interest of the public health, safety, morals and general welfare of the City.

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

SECTION 1: That the Zoning Ordinance of the City of Texarkana, Texas, Ordinance No. 127-70, passed and approved on September 14, 1970, be and is hereby further amended to rezone Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue in the City of Texarkana, Bowie County, Texas, from **Single Family-2 to Single Family-3.**

Attachment: 2019-043 ORD rezoning 704 Ward Ave. (2075 : 2019-043 ORD rezoning 704 Ward Ave.)

SECTION 2: It is further provided that in case a section, clause, sentence or part of this ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this ordinance.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 4: That this ordinance shall be in full force and effect from and after its passage and approval.

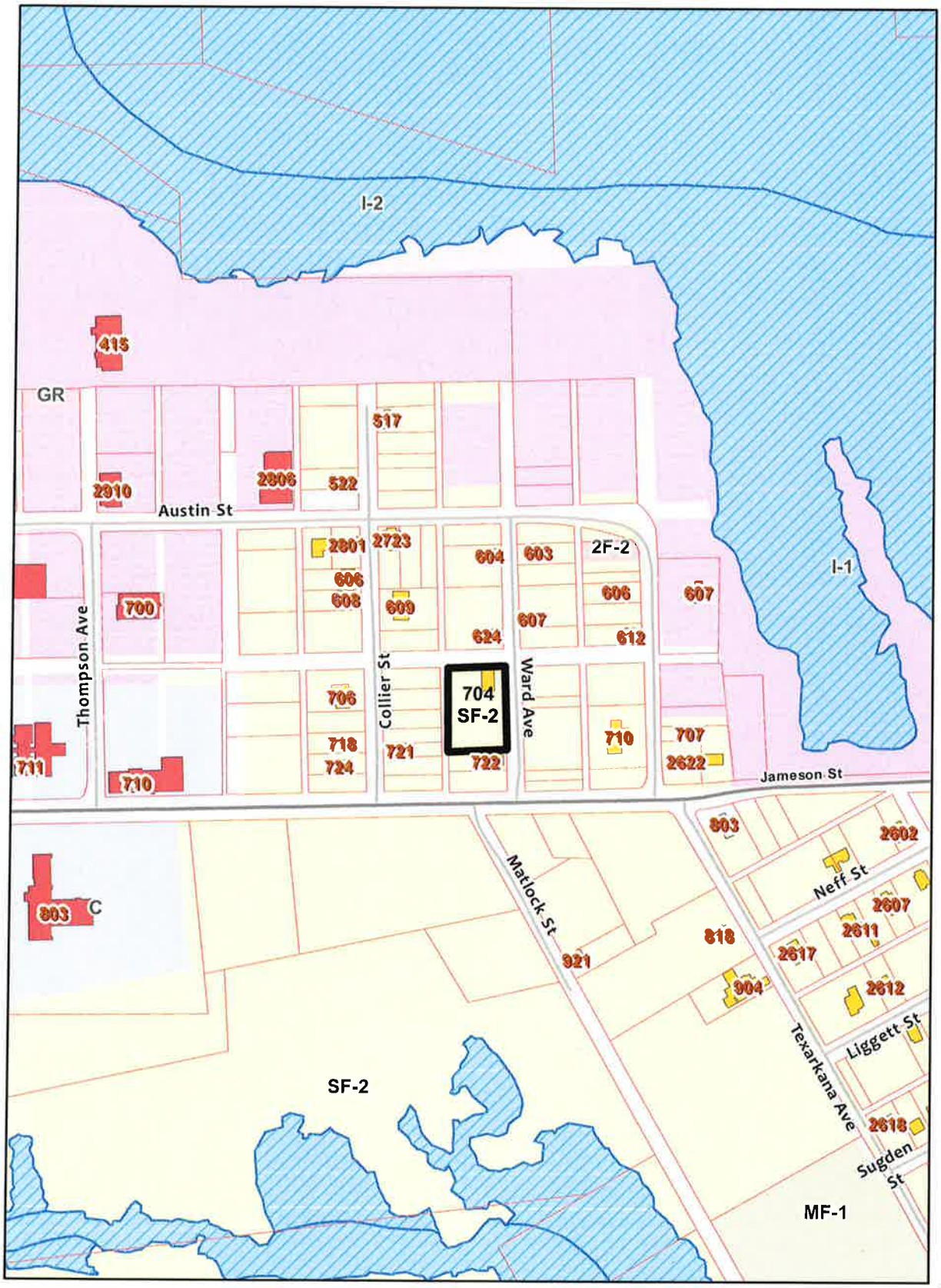
PASSED AND APPROVED in Regular Council Session on this the **10th day of June, 2019.**

ATTEST:

_____	_____
JENNIFER EVANS, CITY SECRETARY	BOB BRUGGEMAN, MAYOR

Attachment: 2019-043 ORD rezoning 704 Ward Ave. (2075 : 2019-043 ORD rezoning 704 Ward Ave.)

704 Ward Ave.
Department of Planning & Community Development



1:4,000

Attachment: 2019-043 ATTH 01 Maps (2075 : 2019-043 ORD rezoning 704 Ward Ave.)

704 Ward Ave.
Department of Planning & Community Development

1:2,000

Attachment: 2019-043 ATTH 01 Maps (2075 : 2019-043 ORD rezoning 704 Ward Ave.)

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☑ Model a Positive City Image ☐ Deliver Efficient Services ☑ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☑ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

NA	No Additional

Other Potential Impacts:

NA

Public Information Plan:

☑	Newspaper Notice (Required by Statute)	☑	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☑	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☑	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☑	None Required	☑	Sign Posted

Other:

Attachment: 2019-043 Goals & Perspectives (2075 : 2019-043 ORD rezoning 704 Ward Ave.)

City of Texarkana, Texas

Version:

Briefing Sheet

Update Date: 5/22/2019 8:18 AM

Lead Department: Planning and Community Development **Action Officer:** Debbie Burk,

Subject: Ordinance No. 2019-044 granting a Specific Use Permit to allow a double wide HUD code manufactured home on Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue. Valencia Arterberry, owner. Wayne and Alicia Malone, agents.

Briefing: 6/10/2019 **Public Hearing:** 6/10/2019 **Council Vote:** 6/10/2019

Item Schedule

Schedule 2: Brief once - vote once (two weeks)

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

S-706: This is a request by Wayne and Alicia Malone, under contract to purchase, for a Specific Use Permit to allow the one additional use of a double wide HUD code manufactured home as a residence on Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue. The property is currently vacant land.

The adjacent zoning is Single Family-2 to the north, south, east and west. The adjacent land use is vacant land to the north, south, east and west.

The City's Zoning Ordinance was amended to comply with the state law in 2002, requiring that all manufactured housing be HUD code building standard. This amendment also stipulated that all HUD code manufactured homes inside the city limits be placed in the Single Family-3 zoning district along with the approval of a Specific Use Permit.

Staff recommends for approval of this request with the following stipulations:

1. That one 2007 or newer double wide HUD code manufactured home be allowed on this property. See attached photograph.
2. That the double wide HUD code manufactured home be tied down/skirted/underpinned.
3. That the double wide HUD code manufactured home be used for dwelling purposes only, human occupancy only.
4. That the Specific Use Permit be in effect for a period of three (3) years, beginning at the date of this Ordinance. It is the owner's responsibility to renew this permit.
5. That if the HUD code manufactured home is not placed on the property within the three (3) year period, the Specific Use Permit will automatically be revoked.
6. That all driveways, parking, building codes/setbacks, engineered foundation, platting and flood plain requirements must be in accordance with the City of Texarkana, Texas codes.

All notification and application requirements have been met to consider this request.

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

Staff recommends for approval.

Advisory Board/Committee Review:

Planning and Zoning Commission unanimously recommended for approval with above stipulations.

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

May 6, 2019

Attachments

a. 2019-044 ORD granting SUP at 704 Ward Ave. (DOCX)
b. 2019-044 ATTH 01 Maps (PDF)
c. 2019-044 ATTH 02 Photo of manf. home (PDF)
d. 2019-044 Goals & Perspectives (DOCX)

Staff Coordination

Planning and Community Development		David Orr	Department Head Review	Completed 05/20/2019 9:23 AM
City Manager	Shirley Jaster	City Manager Review	Completed	05/23/2019 3:58 PM
City Council	Jennifer Evans	Meeting	Completed	05/28/2019 6:00 PM

Meeting History

05/28/19	City Council	MOVED FORWARD	Next: 06/10/19

ORDINANCE NO. 2019 - 044 S-706

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING THE ZONING MAP SHOWING THE LOCATION, BOUNDARY AND USE OF CERTAIN PROPERTY BY THE GRANTING OF SPECIFIC USE PERMIT NO. S-706 TO ALLOW THE LOCATION OF A DOUBLE WIDE HUD CODE MANUFACTURED HOME ON LOTS 5-12, BLOCK 7, GREATER TEXARKANA ADDITION, LOCATED AT 704 WARD AVENUE, IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS; CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed with the City of Texarkana, Texas, requesting an amendment to the Zoning Ordinance to grant a **Specific Use Permit** to allow the **location of a double wide HUD code manufactured home** on Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue, in the City of Texarkana, Bowie County, Texas; and

WHEREAS, the Planning and Zoning Commission of the City of Texarkana, Texas, and the City Council of the City of Texarkana, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and have afforded and held full and fair hearings to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, voted **unanimously five (5) to zero (0) to recommend** to the City Council of Texarkana, Texas, that a **Specific Use Permit be granted to allow the location of a double wide HUD code manufactured home** on said property; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that granting the **Specific Use Permit** is in the best interest of the public health, safety, morals and general welfare of the City.

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

SECTION 1: That the Zoning Ordinance of the City of Texarkana, Texas, Ordinance No. 127-70, passed and approved on September 14, 1970, be further amended to grant **Specific Use Permit Numbered S-706 to allow the location of a double wide HUD code manufactured home on Lots 5-12, Block 7, Greater Texarkana Addition, located at 704 Ward Avenue** in the City of Texarkana, Bowie County, Texas.

Attachment: 2019-044 ORD granting SUP at 704 Ward Ave. (2076 : 2019-044 ORD granting SUP for manf. home at 704 Ward Ave)

SECTION 2: That the following stipulations are hereby imposed and made a part of this Ordinance:

1. That one 2007 or newer double wide HUD code manufactured home be allowed on this property.
2. That the double wide HUD code manufactured home be tied down/skirted/underpinned.
3. That the double wide HUD code manufactured home be used for dwelling purposes only, human occupancy only.
4. That the Specific Use Permit be in effect for a period of three (3) years, beginning at the date of this Ordinance. It is the owner's responsibility to renew this permit.
5. That if the HUD code manufactured home is not placed on the property within the three (3) year period, the Specific Use Permit will automatically be revoked.
6. That all driveways, parking, building codes/setbacks, engineered foundation, platting and flood plain requirements must be in accordance with the City of Texarkana, Texas codes.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 4: It is further provided that in case a section, clause, sentence or part of this ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this ordinance.

SECTION 5: That this ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **10th day of June, 2019.**

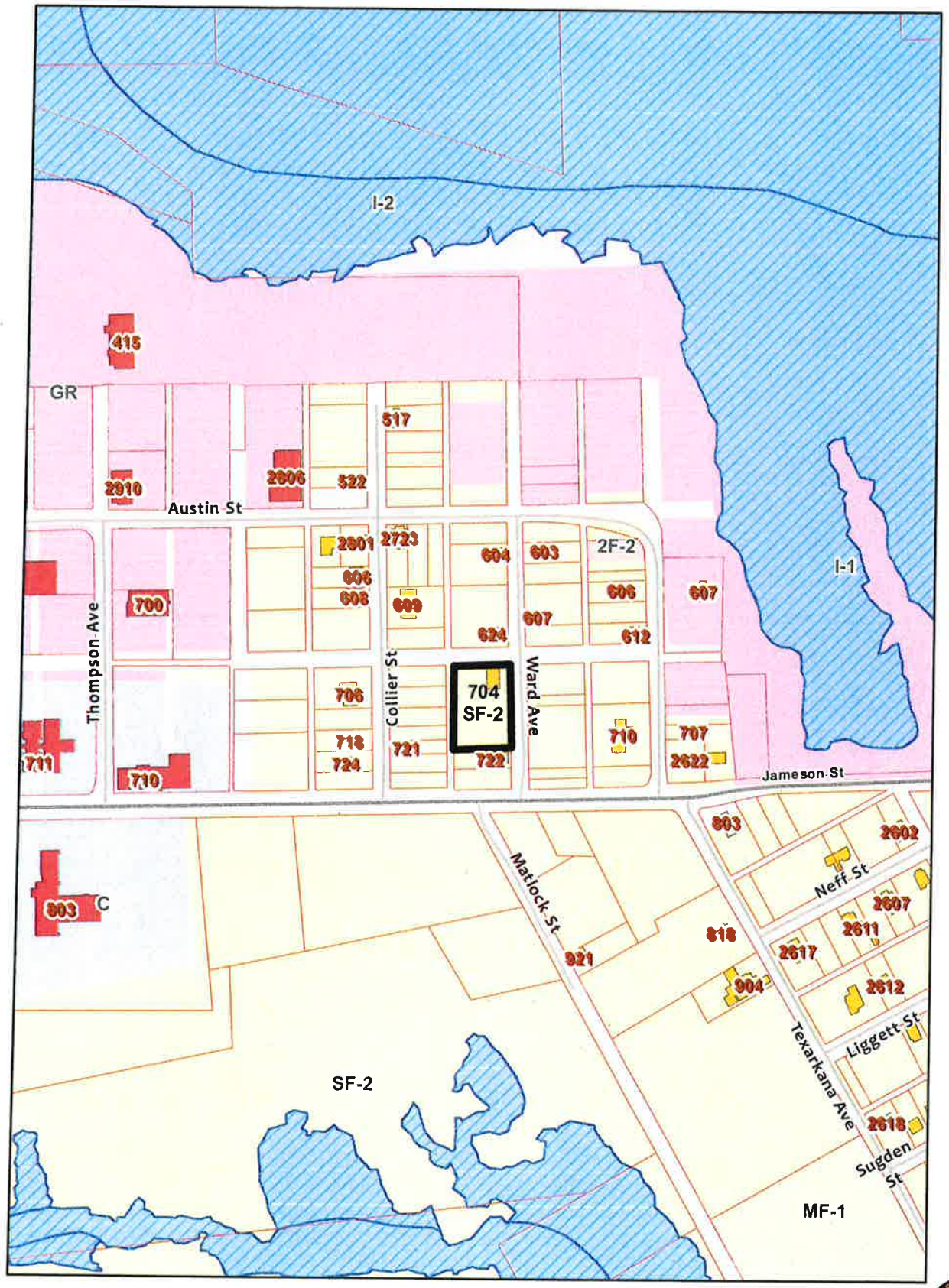
ATTEST:

_____ _____

JENNIFER EVANS, CITY SECRETARY BOB BRUGGEMAN, MAYOR

Attachment: 2019-044 ORD granting SUP at 704 Ward Ave. (2076 : 2019-044 ORD granting SUP for manf. home at 704 Ward Ave)

704 Ward Ave.
Department of Planning & Community Development



1:4,000

Attachment: 2019-044 ATTH 01 Maps (2076 : 2019-044 ORD granting SUP for manf. home at 704 Ward Ave)

2019-044 ATTH 01

704 Ward Ave.
Department of Planning & Community Development

1:2,000

Attachment: 2019-044 ATTH 01 Maps (2076 : 2019-044 ORD granting SUP for manf. home at 704 Ward Ave)

2019-044 ATTH 02

Attachment: 2019-044 ATTH 02 Photo of manf. home (2076 : 2019-044 ORD granting SUP for manf. home

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☑ Model a Positive City Image ☐ Deliver Efficient Services ☑ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☑ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

NA	No Additional

Other Potential Impacts:

NA

Public Information Plan:

☑	Newspaper Notice (Required by Statute)	☑	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☑	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☑	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☑	None Required	☑	Sign Posted

Other:

Attachment: 2019-044 Goals & Perspectives (2076 : 2019-044 ORD granting SUP for manf. home at 704 Ward Ave)

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 5/23/2019 11:30 AM

Lead Department: Planning and Community Development **Action Officer:** Debbie Burk,

Subject: Ordinance No. 2019-045 rezoning Lot 1, Block 53, City/Triggs Addition, located at the southwest corner of West 6th Street and Main Street. Commercial to PUR-2. Lee Medley, dba Mt. Kirby Investments, LLC, owner.

Briefing: 6/10/2019 **Public Hearing:** 6/10/2019 **Council Vote:** 6/10/2019

Item Schedule

Schedule 2: Brief once - vote once (two weeks)

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Z-19-9: This is a request for rezoning from Commercial to Planned Unit Residential-2 (PUR) 2 by Lee Medley, dba Mt. Kirby Investments, LLC, owner, located at the southwest corner of West 6th Street and Main Street (Lot 1, Block 53, City/Triggs Addition). Currently, the property is vacant.

The adjacent zoning is Commercial to the north, south, east and west. The adjacent land use is an office to the west, parking lots to the north and east and a residence/office to the south.

The Comprehensive Plan has designated this area as the Downtown Core.

The request is to rezone this lot to the new (PUR) 2 zoning classification and allow the construction of four (4) small lot homes on this downtown lot. The addition of the PUR-2 zoning classification was created to provide for the development of unique and innovative forms of single-family housing with an emphasis on walkability in the downtown core.

This zoning change aligns with a Comprehensive Plan implementation goal outlined as 4.1.17 “to maximize value, in neighborhoods, smaller residential lots or more dense development patterns should be located in the closest proximity to any parks and open spaces provided—this will maximize the value of those areas, and the parks & open spaces off-set smaller lot sizes.” This development will be within walking distance to downtown amenities including the Regional Arts Center, ArtSpark, farmers’ market and Perot Theatre.

The proposed small home concept per the owner will consist of the following:

- Single family housing units with premium finishes (approximately 1,000 sq. ft)
- Built flush with the curb with a 6’ front porch design
- Utilize on street parking

Please see attachments that show renderings of the proposed exterior, interior, floor plan and layout for this proposed development.

Since this development meets a Comprehensive Plan goal and will provide additional residential properties in the downtown area, staff recommends for approval of this request.

All notification and application requirements have been met to consider this request.

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

Staff recommends for approval of this request.

Advisory Board/Committee Review:

Planning and Zoning Commission unanimously recommended for approval.

Advisory Board/Committee Meeting Date and Minutes:

May 6, 2019

Attachments

a. 2019-045 ORD rezoning SW corner W 6th & Main (DOCX)
b. 2019-045 ATTH 01 Maps (PDF)
c. 2019-045 ATTH 02 Site Plan (PDF)
d. 2019-045 ATTH 03 Aerial photo of lot (PDF)
e. 2019-045 ATTH 04 Sample of floor plan (PDF)
f. 2019-045 ATTH 05 Sample of exteriors (PDF)
g. 2019-045 ATTH 06 Sample of interior (PDF)
h. 2019-045 Goals & Perspectives (DOCX)

Staff Coordination

Planning and Community Development		David Orr	Department Head Review	Completed 05/20/2019 9:25 AM
City Manager	Shirley Jaster	City Manager Review	Completed	05/23/2019 4:10 PM
City Council	Jennifer Evans	Meeting	Completed	05/28/2019 6:00 PM

Meeting History

05/28/19	City Council	MOVED FORWARD	Next: 06/10/19

Z-19-9

ORDINANCE NO. 2019 - 045

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY OF TEXARKANA, TEXAS, BY REZONING LOT 1, BLOCK 53, CITY/TRIGGS ADDITION, LOCATED AT THE SOUTHWEST CORNER OF WEST 6TH STREET AND MAIN STREET, IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS FROM COMMERCIAL TO PLANNED UNIT RESIDENTIAL-2 CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting an amendment to the Zoning Ordinance of the City of Texarkana, Texas, to rezone Lot 1, Block 53, City/Triggs Addition, located at the southwest corner of West 6th Street and Main Street in the City of Texarkana, Bowie County, Texas, from **Commercial to Planned Unit Residential-2;** and

WHEREAS, the Planning and Zoning Commission of the City of Texarkana, Texas, and the City Council of the City of Texarkana, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and have afforded and held full and fair hearings to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, **voted unanimously five (5) to zero (0) to recommend the application for rezoning from Commercial to Planned Unit Residential-2 on Lot 1, Block 53, City/Triggs Addition, located at the southwest corner of West 6th Street and Main Street** to the City Council of Texarkana, Texas; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that rezoning the property from **Commercial to Planned Unit Residential-2** is in the best interest of the public health, safety, morals and general welfare of the City.

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

SECTION 1: That the Zoning Ordinance of the City of Texarkana, Texas, Ordinance No. 127-70, passed and approved on September 14, 1970, be and is hereby further amended to rezone Lot 1, Block 53, City Triggs Addition, located at the southwest corner of West 6th Street and Main Street in the City of Texarkana, Bowie County, Texas, from **Commercial to Planned Unit Residential-2.**

Attachment: 2019-045 ORD rezoning SW corner W 6th & Main (2077 : 2019-045 ORD rezoning SW corner of W, 6th & Main)

SECTION 2: It is further provided that in case a section, clause, sentence or part of this ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this ordinance.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 4: That this ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **10th day of June, 2019.**

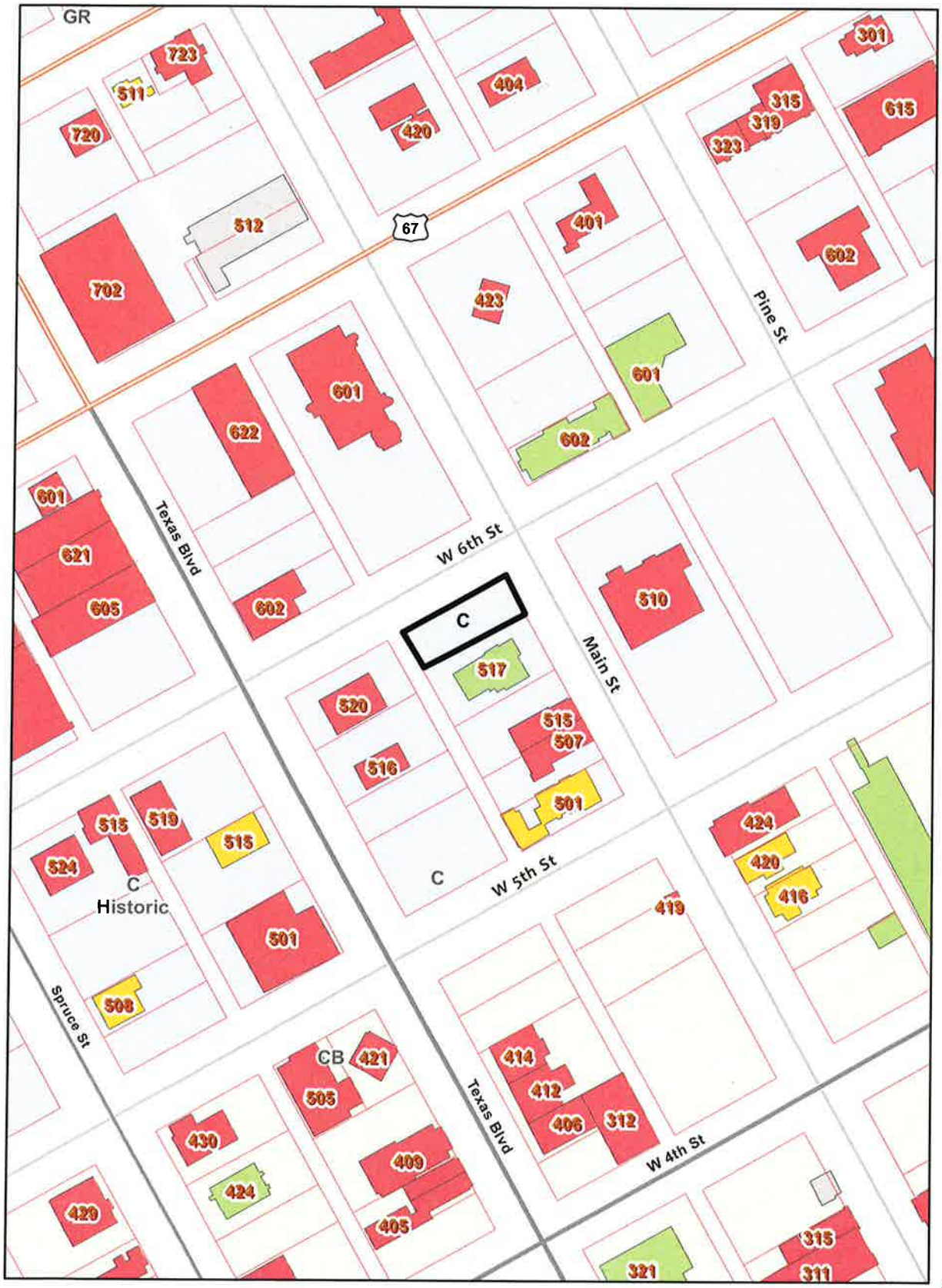
ATTEST:

_____ _____

JENNIFER EVANS, CITY SECRETARY BOB BRUGGEMAN, MAYOR

Attachment: 2019-045 ORD rezoning SW corner W 6th & Main (2077 : 2019-045 ORD rezoning SW corner of W, 6th & Main)

Lot 1, City/Triggs Addition (Main & 6th)
Department of Planning & Community Development



1:2,000

Attachment: 2019-045 ATTH 01 Maps (2077 : 2019-045 ORD rezoning SW corner of W, 6th & Main)

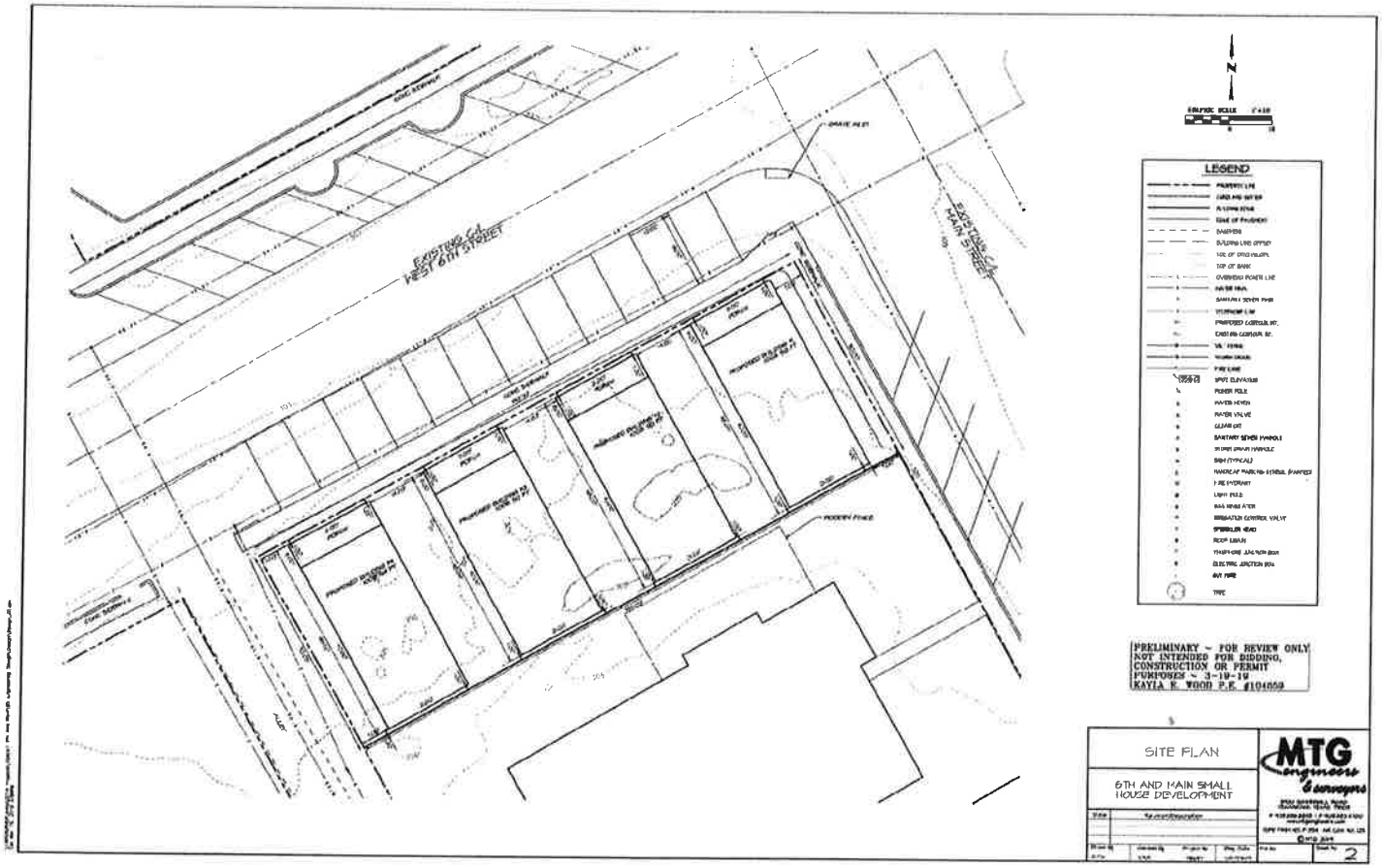
Lot 1, City/Triggs Addition (Main & 6th)
Department of Planning & Community Development

N

1:1,500

Attachment: 2019-045 ATTH 01 Maps (2077 : 2019-045 ORD rezoning SW corner of W, 6th & Main)

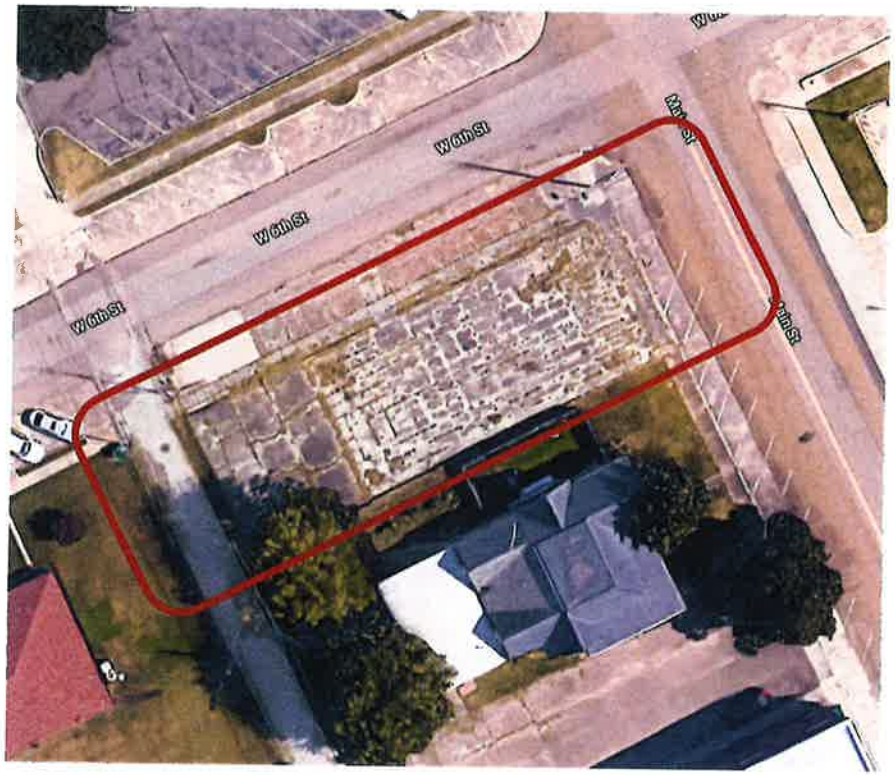
2019-045 ATTH 02



Attachment: 2019-045 ATTH 02 Site Plan (2077 : 2019-045 ORD rezoning SW corner of W, 6th & Main)

The Lot

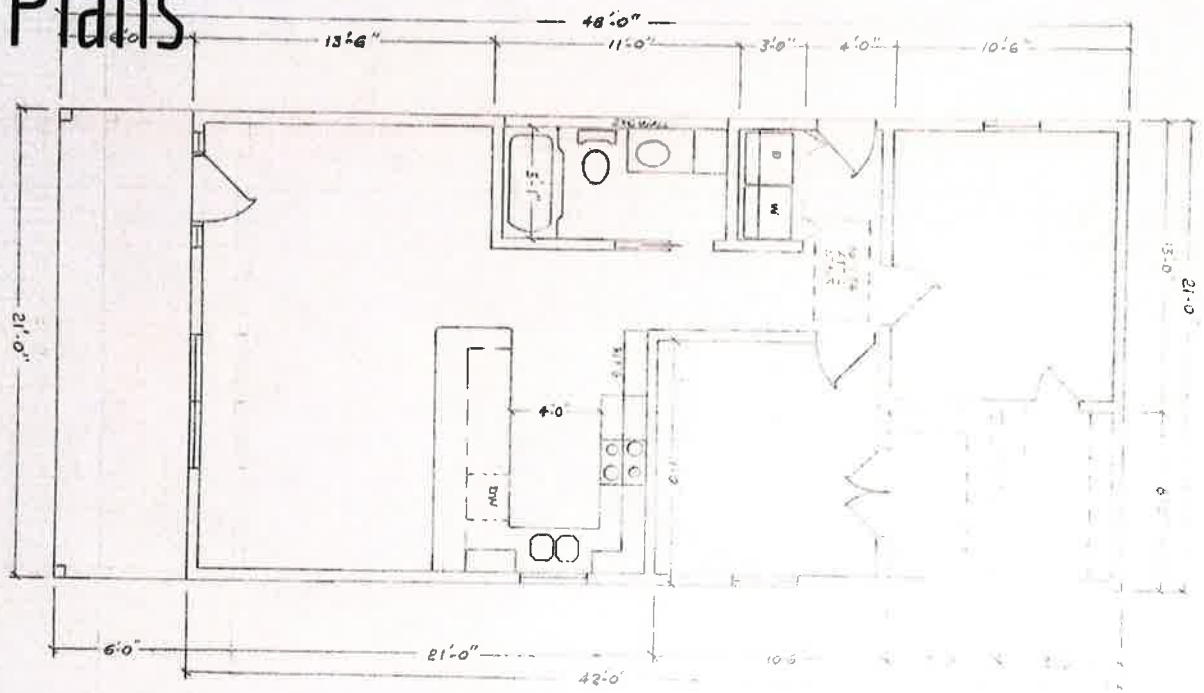
2019-045 ATTH 03



Attachment: 2019-045 ATTH 03 Aerial photo of lot (2077 : 2019-045 ORD rezoning SW corner of W, 6th &

2019-045 ATTH 04

House Plans



Attachment: 2019-045 ATTH 04 Sample of floor plan (2077 : 2019-045 ORD rezoning SW corner of W, 6th &

Small Home Concept

- 4 Houses on the lot
- Built flush with the curb
- Utilize on street parking
- Nice front porch
- Possibly wrap around deck
- High Quality Build

Attachment: 2019-045 ATTH 05 Sample of exteriors (2077 : 2019-045 ORD rezoning SW corner of W, 6th &

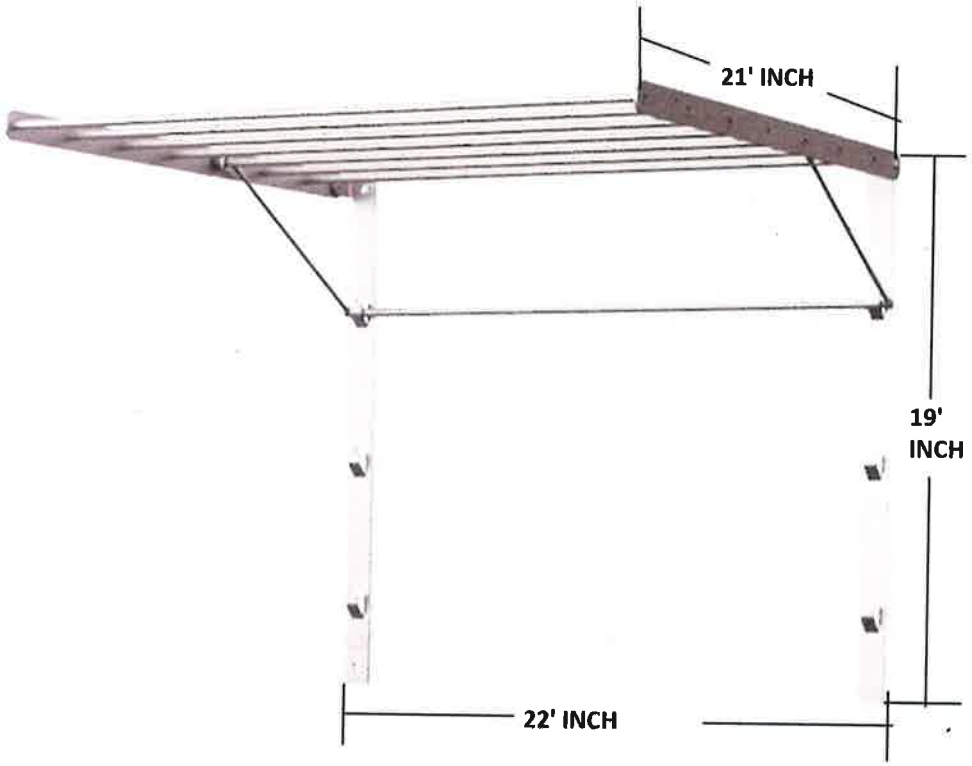
Attachment: 2019-045 ATTH 05 Sample of exteriors (2077 : 2019-045 ORD rezoning SW corner of W, 6th &

Attachment: 2019-045 ATTH 06 Sample of interior (2077 : 2019-045 ORD rezoning SW corner of W, 6th &

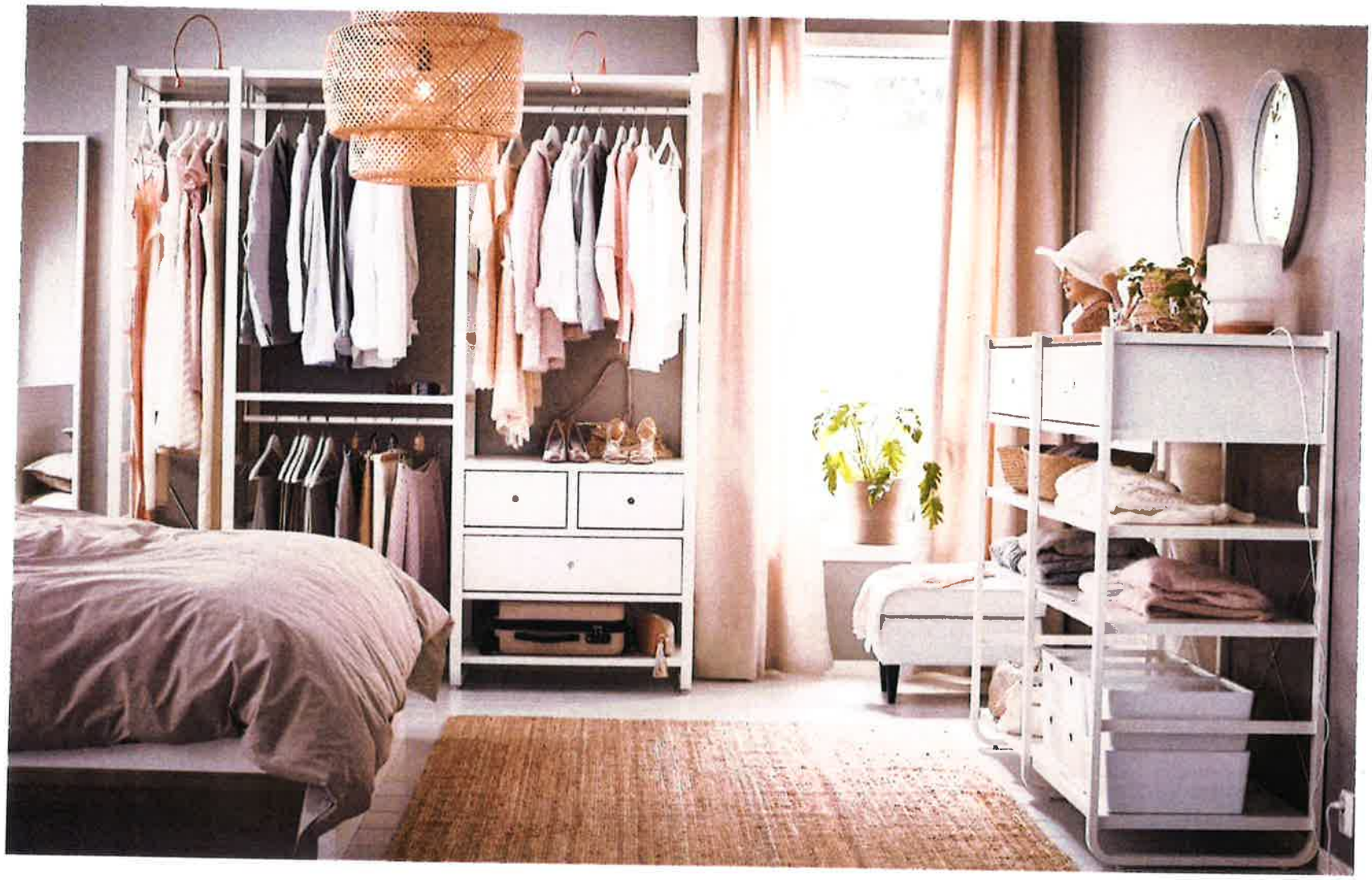
Attachment: 2019-045 ATTH 06 Sample of interior (2077 : 2019-045 ORD rezoning SW corner of W, 6th &

Attachment: 2019-045 ATTH 06 Sample of interior (2077 : 2019-045 ORD rezoning SW corner of W, 6th &

Drying Rack for laundry



Attachment: 2019-045 ATTH 06 Sample of interior (2077 : 2019-045 ORD rezoning SW corner of W, 6th &



Attachment: 2019-045 ATTH 06 Sample of interior (2077 : 2019-045 ORD rezoning SW corner of W, 6th &

Attachment: 2019-045 ATTH 06 Sample of interior (2077 : 2019-045 ORD rezoning SW corner of W, 6th &

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Attachment: 2019-045 ATTH 06 Sample of interior (2077 : 2019-045 ORD rezoning SW corner of W, 6th &

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☑ Model a Positive City Image ☐ Deliver Efficient Services ☑ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☑ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

NA	No Additional

Other Potential Impacts:

NA

Public Information Plan:

☑	Newspaper Notice (Required by Statute)	☑	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☑	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☑	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☑	None Required	☑	Sign Posted

Other:

Attachment: 2019-045 Goals & Perspectives (2077 : 2019-045 ORD rezoning SW corner of W, 6th & Main)

City of Texarkana, Texas

Version:

Briefing Sheet

Update Date: 5/16/2019 3:42 PM

Lead Department: Planning and Community Development **Action Officer:** Debbie Burk,

Subject: Ordinance No. 2019-046 granting a Specific Use Permit to allow permanent cosmetics/microblading on Lot 3, Gibson Heights Addition, located at 4040 Gibson Lane. Lisa Harris and Natalie Singleton, dba Style Studio and OMG Lulu, owners.

Briefing: 6/10/2019 **Public Hearing:** 6/10/2019 **Council Vote:** 6/10/2019

Item Schedule

Schedule 2: Brief once - vote once (two weeks)

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

S-707: This is a request by Style Studio and OMG Lulu, owner, and Lisa Harris and Natalie Singleton, agents, for a Specific Use Permit, SUP, to allow the location of a permanent cosmetics/microblading business at 4040 Gibson Lane. A hair salon and a clothing boutique are currently located on this site.

The adjacent zoning is General Retail to the east and west and PD-General Retail to the north and south. The adjacent land usage is retail uses to the east, west and south and a storage facility to the north.

This property is zoned General Retail. A Specific Use Permit is required to allow the one additional use of a permanent cosmetics/microblading business which is also considered a "tattoo" per the City's Zoning Ordinance. The State of Texas will regulate this business as to licensing and other health related issues. Several medical facilities and hair salons are now offering this type service for clients.

If this request is approved, staff would suggest the following stipulations be placed in the Ordinance:

1. That the owner/or any employee performing the application of permanent cosmetics/microblading (tattooing) procedures be currently licensed by the State and meet all Federal, State and City licensing laws and health regulations. (A copy of the current license must be provided to the City prior to the opening of the business).
2. That the Specific Use Permit be intended for the application of permanent cosmetics/microblading only.
3. That if this use ever ceases to exist at this location, the City may automatically revoke the Specific Use Permit.

This request meets all city requirements to allow this one additional use on this property. There should be adequate parking for this business.

All notifications and application requirements have been met to consider this request.

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

Staff recommends for approval with stipulations.

Advisory Board/Committee Review:

The Planning and Zoning Commission unanimously recommended for approval with above stipulations.

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

May 6, 2019

Attachments

a. 2019-046 ORD granting SUP at 4040 Gibson Ln. (DOCX)
b. 2019-046 ATTH 01 Maps (PDF)
c. 2019-046 Goals & Perspectives (DOCX)

Staff Coordination

Planning and Community Development		David Orr	Department Head Review	Completed 05/20/2019 9:26 AM
City Manager	Shirley Jaster	City Manager Review	Completed	05/23/2019 4:12 PM
City Council	Jennifer Evans	Meeting	Completed	05/28/2019 6:00 PM

Meeting History

05/28/19	City Council	MOVED FORWARD	Next: 06/10/19

ORDINANCE NO. 2019 - 046 S-707

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING THE ZONING MAP SHOWING THE LOCATION, BOUNDARY AND USE OF CERTAIN PROPERTY BY THE GRANTING OF SPECIFIC USE PERMIT NO. S-707 TO ALLOW THE ONE ADDITIONAL USE OF APPLICATION OF PERMANENT COSMETICS/MICROBLADING ON LOT 3, GIBSON HEIGHTS ADDITION, LOCATED AT 4040 GIBSON LANE, IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS; CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed with the City of Texarkana, Texas, requesting an amendment to the Zoning Ordinance to grant a **Specific Use Permit** to allow the **one additional use of application of permanent cosmetics/microblading** on Lot 3, Gibson Heights Addition, located at 4040 Gibson Lane, in the City of Texarkana, Bowie County, Texas; and

WHEREAS, the Planning and Zoning Commission of the City of Texarkana, Texas, and the City Council of the City of Texarkana, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and have afforded and held full and fair hearings to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, voted **unanimously five (5) to zero (0) to recommend** to the City Council of Texarkana, Texas, that a **Specific Use Permit be granted to allow the one additional use of application of permanent cosmetics/microblading** on said property; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that granting the **Specific Use Permit** is in the best interest of the public health, safety, morals and general welfare of the City.

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

SECTION 1: That the Zoning Ordinance of the City of Texarkana, Texas, Ordinance No. 127-70, passed and approved on September 14, 1970, be further amended to grant **Specific Use Permit Numbered S-707 to allow one additional use of application of permanent cosmetics/microblading on Lot 3, Gibson Heights Addition, located at 4040 Gibson Lane** in the City of Texarkana, Bowie County, Texas.

Attachment: 2019-046 ORD granting SUP at 4040 Gibson Ln. (2079 : 2019-046 ORD granting SUP for microblading at 4040 Gibson Ln.)

SECTION 2: That the following stipulations are hereby imposed and made a part of this ordinance:

1. That the owner/or any employee performing the application of permanent cosmetics be currently licensed by the state and meet all federal, state and city licensing laws and health regulations. A copy of the current license must be provided to the City prior to the opening of the business.
2. That the Specific Use Permit be intended for the application of permanent cosmetics and microblading only.
3. That if this use ever ceases to exist at this location, the City may automatically revoke the Specific Use Permit.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 4: It is further provided that in case a section, clause, sentence or part of this ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this ordinance.

SECTION 5: That this ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **10th day of June, 2019.**

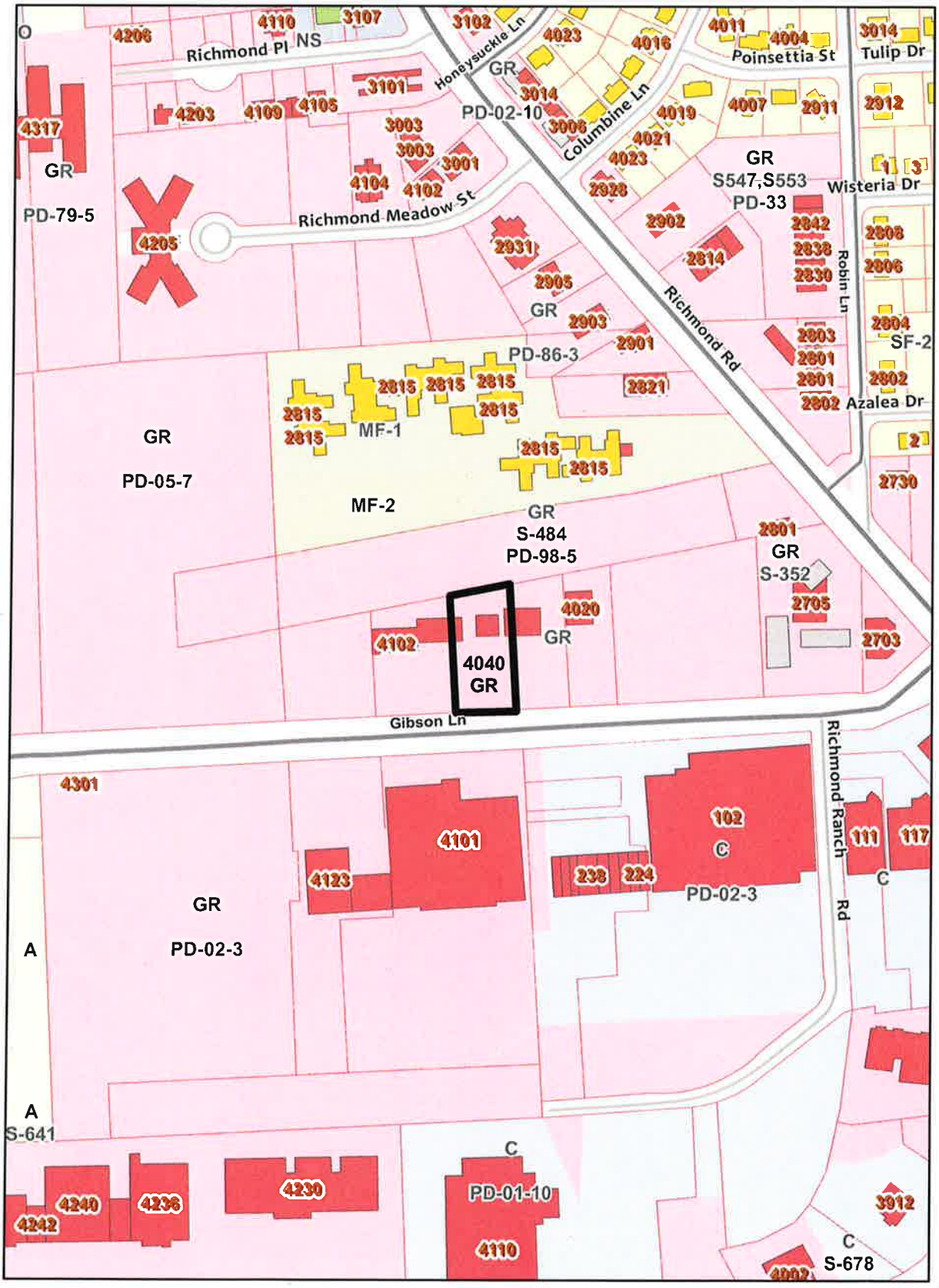
ATTEST:

_____ _____

JENNIFER EVANS, CITY SECRETARY BOB BRUGGEMAN, MAYOR

Attachment: 2019-046 ORD granting SUP at 4040 Gibson Ln. (2079 : 2019-046 ORD granting SUP for microblading at 4040 Gibson Ln.)

4040 Gibson Lane
Department of Planning & Community Development



1:4,000

Attachment: 2019-046 ATTH 01 Maps (2079 : 2019-046 ORD granting SUP for microblading at 4040 Gibson Ln.)

4040 Gibson Lane
Department of Planning & Community Development

N

1:1,500

Attachment: 2019-046 ATTH 01 Maps (2079 : 2019-046 ORD granting SUP for microblading at 4040 Gibson Ln.)

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☑ Model a Positive City Image ☐ Deliver Efficient Services ☑ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☑ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

NA	No Additional

Other Potential Impacts:

NA

Public Information Plan:

☑	Newspaper Notice (Required by Statute)	☑	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☑	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☑	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☑	None Required	☑	Sign Posted

Other:

Attachment: 2019-046 Goals & Perspectives (2079 : 2019-046 ORD granting SUP for microblading at 4040 Gibson Ln.)

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 5/22/2019 1:28 PM

Lead Department: Planning and Community Development **Action Officer:** Debbie Burk,

Subject: Ordinance No. 2019-047 rezoning and approving a site plan on Lot 2 and part of Lot 3, replat of Lot 2, Cross Pointe Subdivision Amended, being part of the George Brinlee HRS, A-18, located at the northeast corner of the Interstate Highway 30 Frontage Road and North Kings Highway; rezoning from General Retail to PD-Commercial and site plan approval for a convenience store with gas and diesel fuel sales. John Pimentel, representing QuickTrip Corporation, applicant.

Briefing: 6/10/2019 **Public Hearing:** 6/10/2019 **Council Vote:** 6/10/2019

Item Schedule

Schedule 1: Brief twice - vote once (six weeks)

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Z-19-10 & Amendment to PD-19-2: This is a request for rezoning from General Retail to PD-Commercial and site plan approval by John Pimentel, representing QuickTrip Corporation, under contract to purchase, for property located at the northeast corner of Interstate Highway 30 and North Kings Highway (Lot 2 and part of Lot 3, being a replat of Lot 2, Cross Pointe Subdivision Amended, being a part of the George Brinlee HRS, A-19). The proposed use is a convenience store with gasoline and diesel fuel sales. A metal building that was previously used as a church is currently located on this property. The metal building will be removed from the site.

The adjacent zoning is Single Family-1 to the north, General Retail to the east and west and Interstate 30 to the south. The adjacent land use is a residence to the north, a bank and retail businesses to the west, vacant land to the east and Interstate 30 to the south.

The applicant provided a site plan that consists of the following:

- A 7,719 square foot brick store building.
- 80 parking spaces with 3 handicapped spaces.
- A 50’ lighted pole sign.
- A 10’ 10” x 15’ 2” lighted monument sign
- Signage on front elevation of building with “QuickTrip” signage in center of building and logos on each end of front elevation.
- One logo on right elevation, one logo on left elevation, and one logo on rear elevation of building.
- A future 22’ 3 1/4” x 17’ 8” TC scales pole sign.
- 6 directional signs (6’ 3/8” in height).
- A gas canopy with 10 pumps and the QT logo on the left and right (end) elevations.
- A diesel fuel 6 bay canopy with the QT logo on front elevation.

Please see attached site plan, building elevations, signs layout and additional attachments.

Staff recommends for approval of this request with the following stipulations:

- A fire hydrant will need to be installed at the northwest drive (closest to the sign on North Kings Highway).
- All driveways will have to be approved by TXDOT with the possibility that some of the drives may be altered or changed.
- A fence will be required along the northern property line where this property abuts residentially zoned property.
- This property will have to be replatted prior to the issuance of any building permits.
- TWU reserves the right to request additional utility easements upon review of the utility plans. All signage needs to be located outside any utility easement or at least a minimum of 5' from the mains.

The applicant should also be aware that if this rezoning and site plan is approved, there may be additional applicable city code/ordinance requirements in addition to those listed including but not limited to building, subdivision, fire, drainage, water and sewer prior to the issuance of building permits.

All notification and application requirements have been met to consider this request.

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

Staff recommends for approval with stipulations.

Advisory Board/Committee Review:

The Planning and Zoning Commission unanimously recommended for approval with the following stipulations:

- Allow a 7,719 square foot brick store building.
- Allow 80 parking spaces with 3 handicapped spaces.
- Allow a 50' lighted pole sign.
- Allow a 10' 10" x 15' 2" lighted monument sign
- Allow signage on front elevation of building with "QuickTrip" signage in center of building and logos on each end of front elevation.
- Allow logo on right elevation, one logo on left elevation, and one logo on rear elevation of building.
- Allow a future 22' 3 1/4" x 17' 8" TC scales pole sign.
- Allow 6 directional signs (6' 3/8" in height) with directional wording.
- Allow a gas canopy with 10 pumps and the QT logo on the left and right (end) elevations.
- Allow a diesel fuel 6 bay canopy with the QT logo on front elevation.
- Allow TWU the right to request additional utility easements upon review of the utility plans.

- Require all signage be installed outside any utility easement or at least a minimum of 5' from the TWU mains.
- Require a fence along the northern property line where this property abuts to residentially zoned property.
- Require a fire hydrant at the northwest drive (closest to the sign on North Kings Highway).
- Require that all driveways be approved by TXDOT with the possibility that some of the drives may be altered or changed.
- Require replatting of the property prior to the issuance of any building permits.

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

May 6, 2019

Attachments

a. 2019-047 ORD rezoning & site plan app. NE cnr I-30 & Kings Hwy (DOCX)
b. 2019-047 EXH 'A' Site plan (PDF)
c. 2019-047 EXH 'B' legal description (PDF)
d. 2019-047 ATTH 01 Maps (PDF)
e. 2019-047 ATTH 02 Elevations (PDF)
f. 2019-047 ATTH 03 Gasoline pump canopy (PDF)
g. 2019-047 ATTH 04 Diesel fuel canopy (PDF)
h. 2019-047 ATTH 05 Monument sign (PDF)
i. 2019-047 ATTH 06 Pole sign(PDF)
j. 2019-047 ATTH 07 Directional signs (PDF)
k. 2019-047 Goals & Perspectives (DOCX)

Staff Coordination

Planning and Community Development		David Orr	Department Head Review Completed	05/21/2019 6:11 PM
City Manager	Shirley Jaster	City Manager Review	Completed	05/23/2019 4:18 PM
City Council	Jennifer Evans	Meeting	Completed	05/28/2019 6:00 PM

Meeting History

05/28/19 City Council MOVED FORWARD Next: 06/10/19

ORDINANCE NO. 2019 - 047

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY OF TEXARKANA, TEXAS, BY REZONING FROM GENERAL RETAIL TO PLANNED DEVELOPMENT-COMMERCIAL AND APPROVING A SITE PLAN ON LOT 2, REPLAT OF LOT 2, CROSS POINTE SUBDIVISION AMENDED AND PART OF LOT 3, REPLAT OF LOT 2, CROSS POINTE SUBDIVISION AMENDED, BEING PART OF THE GEORGE BRINLEE HRS, A-18, LOCATED AT THE NORTHEAST CORNER OF THE INTERSTATE HIGHWAY 30 FRONTAGE ROAD AND NORTH KINGS HIGHWAY IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS, CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting the approval of **rezoning from General Retail to Planned Development-Commercial and site plan approval (Exhibit 'A') to allow the location of a convenience store with gasoline and diesel fuel sales** on Lot 2, replat of Lot 2, Cross Pointe Subdivision and part of Lot 3, replat of Lot 2, Cross Pointe Subdivision, being part of the George Brinlee HRS, A-18 **(Exhibit 'B'),** located at the northeast corner of the Interstate Highway 30 Frontage Road and North Kings Highway in the City of Texarkana, Bowie County, Texas; and

WHEREAS, the proposed use is consistent with the listed uses in the Land Development Code for the zoning classification of Planned Development-Commercial; and

WHEREAS, the Planning and Zoning Commission of the City of Texarkana, Texas, and the City Council of the City of Texarkana, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications changes and amendments, have given the requisite notices by publication and otherwise, and have afforded and held full and fair hearings to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, voted **unanimously by a vote of five (5) to zero (0) to recommend approval of the request for rezoning and the petition for a site plan (Exhibit 'A')** to the City Council of the City of Texarkana, Texas; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that approval of the rezoning and site plan approval request for the above described property is in the best interest of the public health, safety, morals and general welfare of the City.

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

Attachment: 2019-047 ORD rezoning & site plan app. NE cnr I-30 & Kings Hwy (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-

SECTION 1: That rezoning from General Retail to Planned Development-Commercial and approval of a site plan **(Exhibit 'A')** to allow the location of a convenience store with gasoline and diesel fuel sales on Lot 2, replat of Lot 2, Cross Pointe Subdivision and part of Lot 3, replat of Lot 2, Cross Pointe Subdivision, being part of the George Brinlee HRS, A-18 **(Exhibit 'B'),** located at the northeast corner of the Interstate 30 Frontage Road and North Kings Highway in the City of Texarkana, Texas, Bowie County, Texas, is hereby approved and amends PD-19-2(C).

SECTION 2: PD-19-2(C) is hereby amended by approval of the site plan (**Exhibit 'A'**), incorporated herein by reference for all purposes, and includes the following:

1. Allow a 7,719 square foot brick store building.
2. Allow 80 parking spaces with 3 handicapped spaces.
3. Allow a 50' lighted pole sign.
4. Allow a 10' 10" x 15' 2" lighted monument sign.
5. Allow signage on front elevation of building with "QuickTrip" signage in center of building and logos on each end of front elevation.
6. Allow logo on right elevation, one logo on left elevation, and one logo on rear elevation of building.
7. Allow a future 22' 3 1/4" x 17' 8" TC scales pole sign.
8. Allow 6 directional signs (6' 3/8" in height) with directional wording.
9. Allow a gas canopy with 10 pumps and the QT logo on the left and right (end) elevations.
10. Allow a diesel fuel 6-bay canopy with the QT logo on front elevation.
11. Allow TWU the right to request additional utility easements upon review of the utility plans.
12. Require all signage be installed outside any utility easement or at least a minimum of 5' from the TWU mains.
13. Require a fence along the northern property line where this property abuts to residentially zoned property.
14. Require a fire hydrant at the northwest drive (closest to the sign on North Kings Highway).
15. Require that all driveways be approved by TxDOT with the possibility that some of the drives may be altered or changed.
16. Require replatting of the property prior to the issuance of any building permits.

SECTON 3: It is further provided that in case a section, clause, sentence or part of this ordinance shall be deemed or adjudged by a court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair, or invalidate the remainder of this ordinance.

SECTION 4: All ordinances or parts of ordinances in conflict herewith are specifically repealed to the extent of such conflict.

SECTION 5: That this ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **10th day of June, 2019.**

ATTEST:

_____ _____

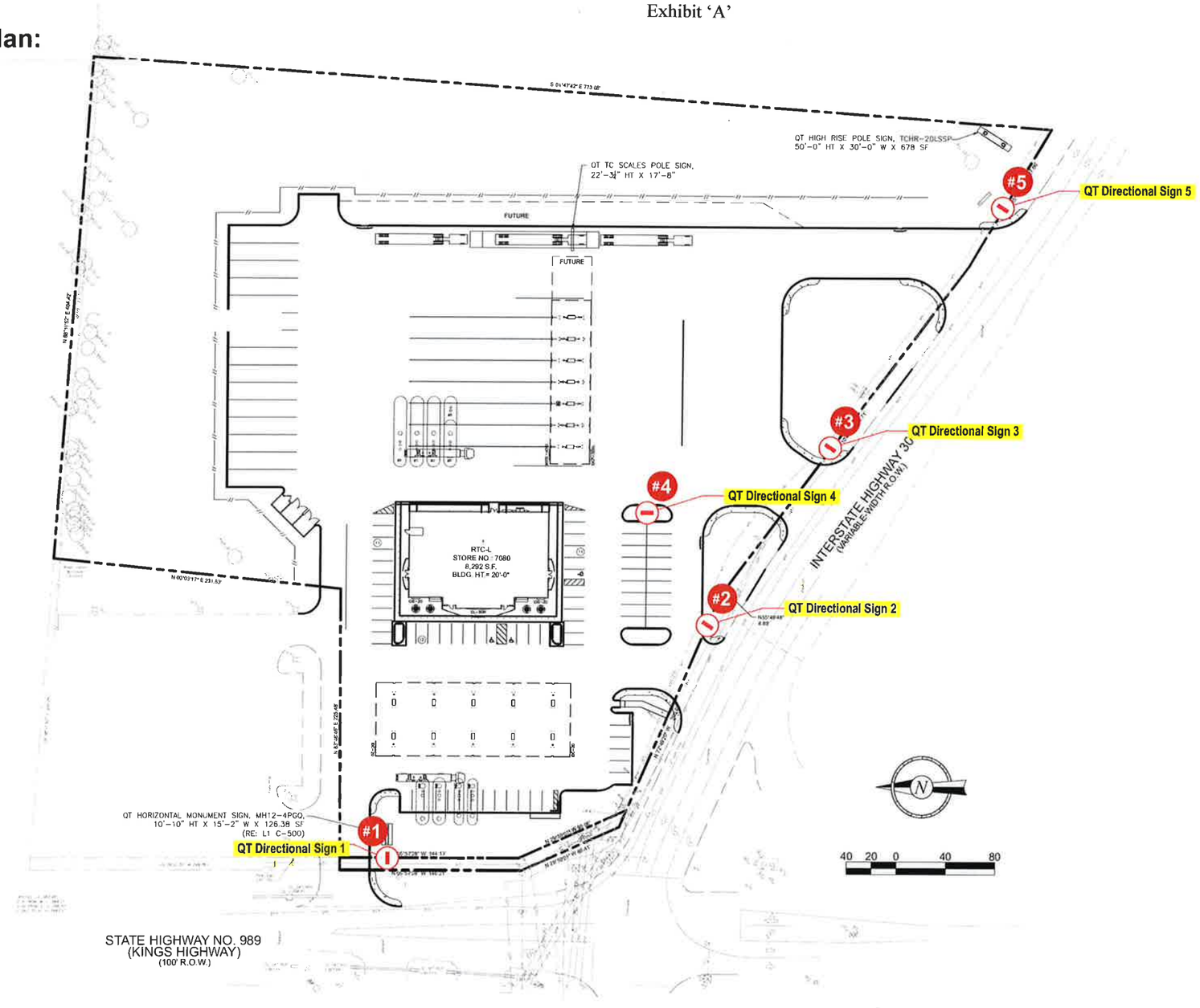
JENNIFER EVANS, CITY SECRETARY BOB BRUGGEMAN, MAYOR

Attachment: 2019-047 ORD rezoning & site plan app. NE cnr I-30 & Kings Hwy (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-

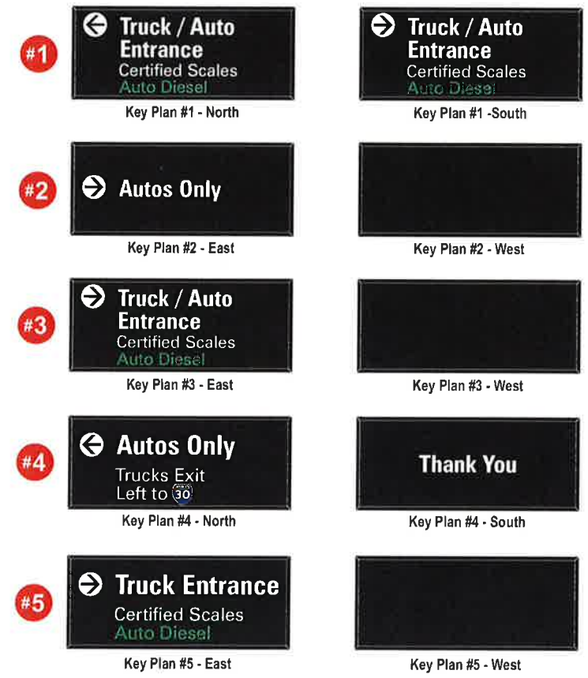
2019-047

Exhibit 'A'

Site Plan:



Sign Message Schedule:



Client Review Status

Allen Industries, Inc. requires that an "☐ *Approved*" drawing be obtained from the client prior to any production release or production release revision.

☐ Approved ☐ Approved as Noted ☐ Revise & Resubmit

Name

Title Date

Declaration

The Drawing / Design illustrated is the property of **QuikTrip Corporation** and **Allen Industries, Inc.** The production, copying, or use hereof is prohibited without written consent. Any infringement will be subject to legal action.

Date / Description

05/06/19 Issue Date

05/11/19 Issue Date

Project Information

Client **QuikTrip Corporation**
QT Store 7080TC

File **QT Store 7080TC Directionals**

Sales **Tom Allen** Design **CT** PM **James Gentry**

Allen Industries
Corporate Identity Programs
Corporate Signage Division
6434 Burnt Poplar Road, Greensboro, NC 27409
Phone 800-967-2553 **Fax** 336-668-7875
Because Image Is Everything™

Attachment: 2019-047 EXH 'A' Site plan (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)

TRACT 1

BEING a tract of land located in the City of Texarkana, Bowie County, Texas, being part of the George Brinlee Headright Survey, Abstract No. 18, and being all of Lot No. 2, Replat of Lot No. 2 of Cross Pointe Subdivision Amended according to the plat thereof recorded in Cabinet A, Sleeve 251, Plat Records, Bowie County, Texas.

TRACT 2

BEING a tract of land located in the City of Texarkana, Bowie County, Texas, being part of the George Brinlee Headright Survey, Abstract No. 18, and being part of Lot No. 3, Replat of Lot No. 2 of Cross Pointe Subdivision Amended according to the plat thereof recorded in Cabinet A, Sleeve 251, Plat Records, Bowie County, Texas, and being more particularly described as follows:

COMMENCING at a 5/8" iron rod with red cap stamped "LTA FIRM 101457" found at the northwest corner of Lot No. 1, Cross Pointe Subdivision Amended as recorded in Volume 5624, Page 251, Deed Records, Bowie County, Texas, said point being in the east right-of-way line of F.M. Highway No. 989 (aka Kings Highway, a 100 foot wide right-of-way), being the southwest corner of a tract of land owned by John Cross, Jr. as described in deed recorded in Volume 1778, Page 155, Deed Records, Bowie County, Texas;

THENCE, along the north line of said Lot No. 1 and the south line of said Cross tract, North 88 degrees 08 minutes 48 seconds East, a distance of 250.90 feet to a 5/8" iron rod with red cap stamped "SCI" set for the most northerly northwest corner of said Lot No. 3, the **POINT OF BEGINNING;**

THENCE, continuing along the south line of said Cross tract and along the north line of said Lot No. 3, North 88 degrees 11 minutes 52 seconds East, a distance of 404.42 feet to a 5/8" iron rod with red cap stamped "SCI" set;

THENCE, departing the south line of said Cross tract, over and across said Lot No. 3, South 01 degrees 47 minutes 42 seconds East, a distance of 773.08 feet to a 5/8" iron rod with red cap stamped "SCI" set in the southerly line of said Lot 3, being in the northerly right-of-way line of Interstate Highway No. 30;

THENCE, along the southerly line of said Lot No. 3 and the northerly line of Interstate Highway No. 30 as follows:

North 65 degrees 16 minutes 30 seconds West, a distance of 127.66 feet to a square concrete monument found, from which a round concrete monument with brass disk stamped "TXDOT R.O.W." found bears South 65 degrees 18 minutes 21 seconds East, a distance of 2.60 feet;

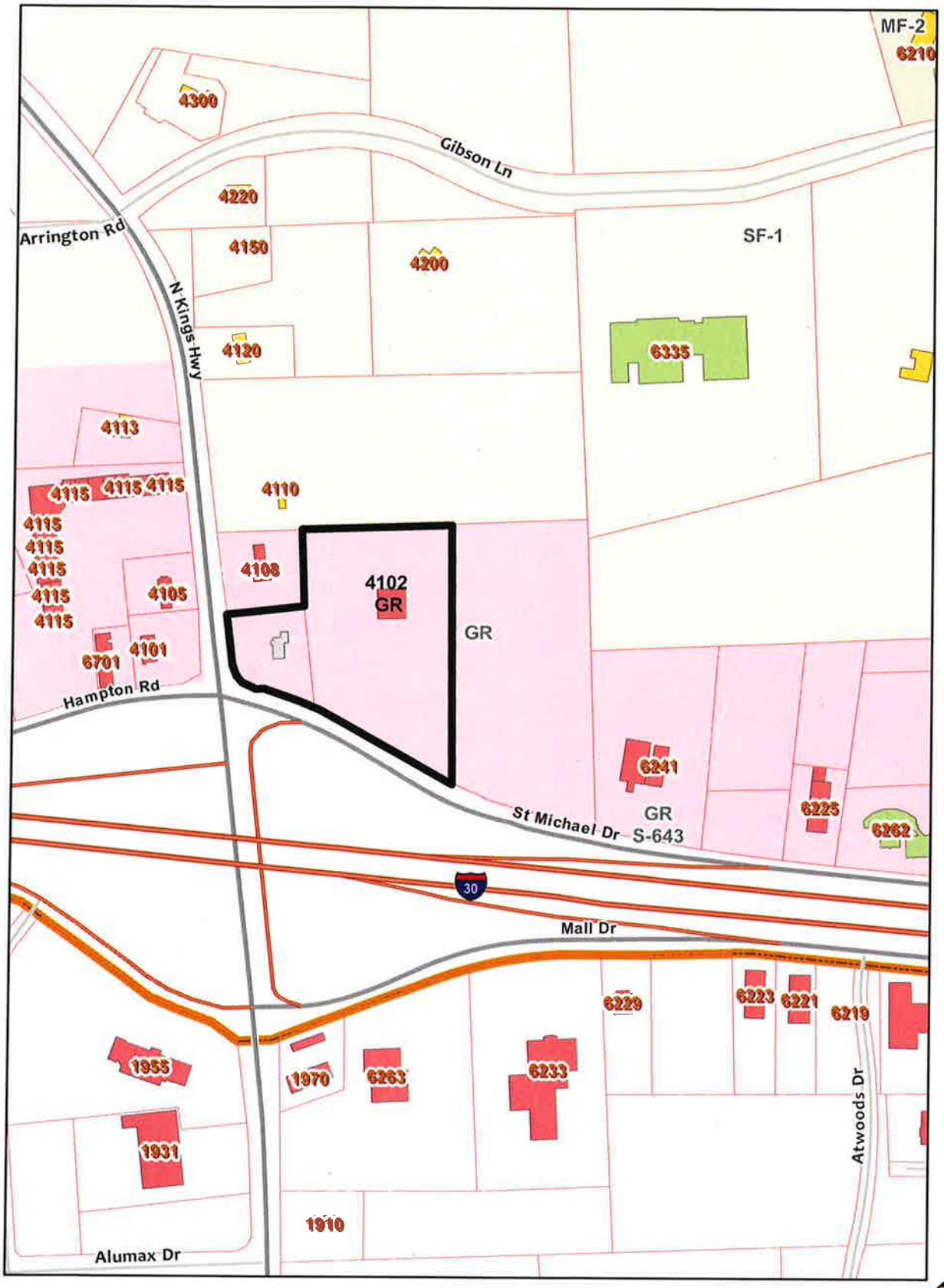
North 59 degrees 10 minutes 47 seconds West, a distance of 321.71 feet to a 1/2" iron rod found, being the south west corner of said Lot No. 3 and the south east corner of Lot No. 2, said Replat of Lot No. 2 Cross Point Subdivision Amended;

THENCE, departing said northerly right-of-way line, along the westerly line of said Lot No. 3 and the east line of said Lot No. 2, North 06 degrees 42 minutes 05 seconds West, a distance of 312.06 feet to a "P-K" nail found for the southeast corner of said Lot No. 1;

THENCE, continuing along the westerly line of said Lot No. 3 and the east line of said Lot No. 1, North 00 degrees 03 minutes 17 seconds East, a distance of 231.83 feet to the **POINT OF BEGINNING** and containing 265,061 square feet or 6.0850 acres of land more or less.

Attachment: 2019-047 EXH 'B' legal description (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)

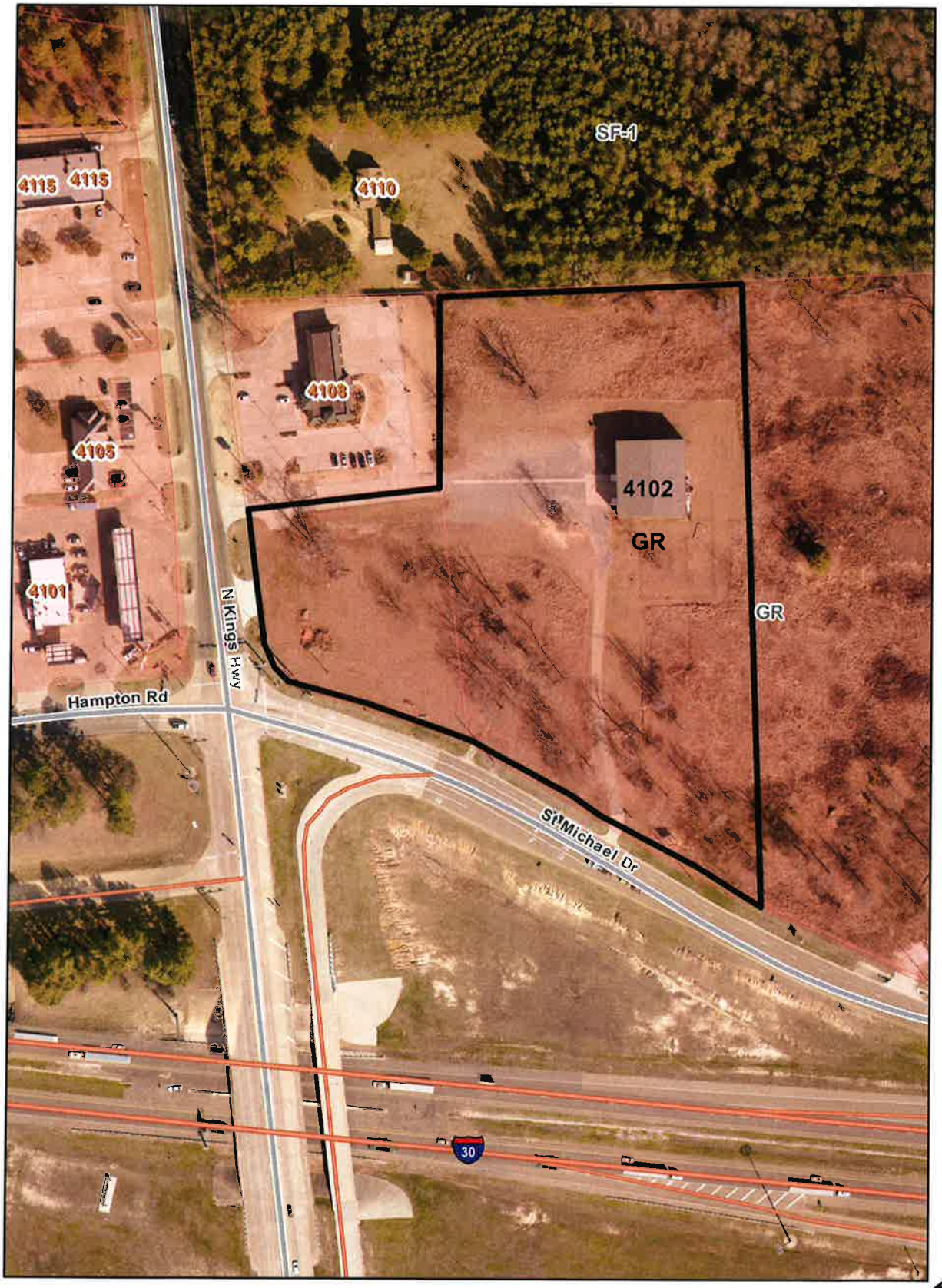
4102 N Kings Highway
Department of Planning & Community Development



1:5,000

Attachment: 2019-047 ATTH 01 Maps (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)

NE Corner of Kings HWY & St. Michael DR
Department of Planning and Community Development



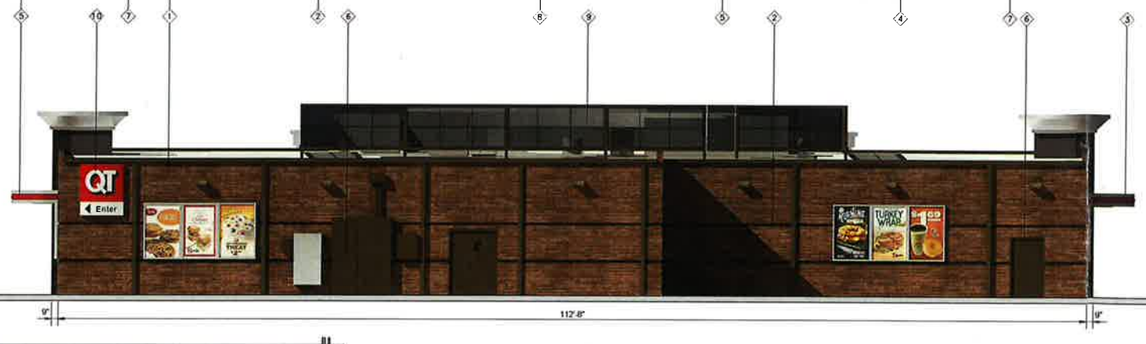
N

1:2,000

Attachment: 2019-047 ATTH 01 Maps (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)

Front Elevation

Right Elevation



Rear Elevation

Left Elevation

QuikTrip.

4705 South 129th East Ave.
Tulsa, OK 74134-7008
P.O. Box 3475
Tulsa, OK 74101-3475
(918) 615-7700

Store #	RTC-R Building Elevations	Address:	City, State:
7080		NEC 130 & Kings Hwy	Texarkana, TX

Serial #	Scale:	Issue Date:	Drawn By:	Rev/Notes:
89-7080-RTC-R	1/16"=1'-0"	04.11.19	JK	

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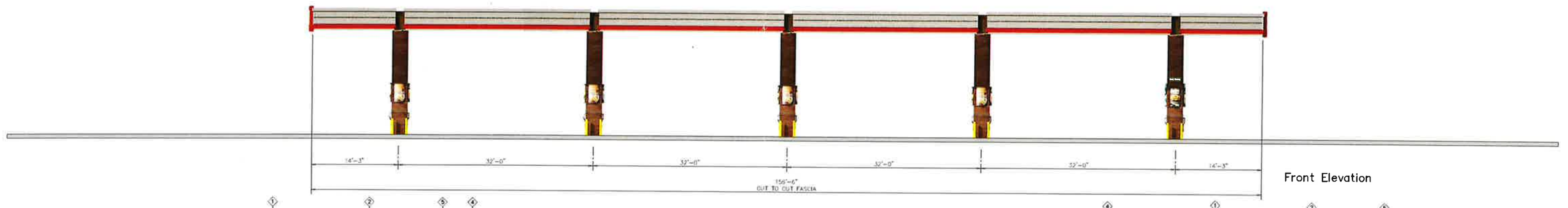
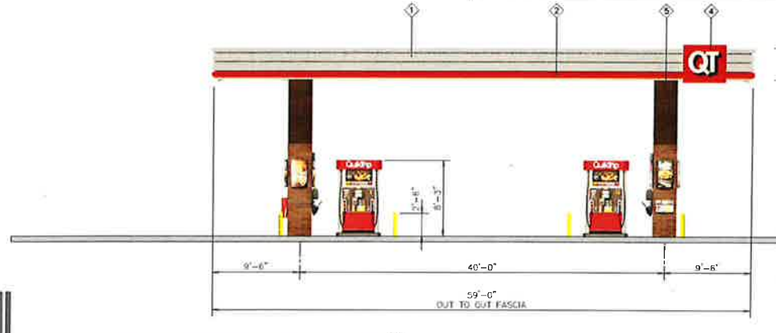
#	FINISH	MANUFACTURER	SPECIFICATION
1	BRONZESTONE	INTERSTATE BRICK	ATLAS STRUCTURAL BRICK
2	MIDNIGHT	INTERSTATE BRICK	ATLAS STRUCTURAL BRICK
3	REZ-ALUMINUM	ALPOLIC	FASCIA
4	QT RED	SHERWIN - WILLIAMS	STANDING SEAM AWNING
5	RED POLYCARBONATE	ALLEN INDUSTRIES	ILLUMINATED BAND
6	QT BROWN	SHERWIN - WILLIAMS	METAL PAINT
7	108-20	ALLEN INDUSTRIES	ILLUMINATED SIGNAGE
8	CL-6XR	ALLEN INDUSTRIES	SIGNAGE
9	BLACK	ALL COURT FABRICS	POLYPRO 95 MESH
10	108-DV	ALLEN INDUSTRIES	ILLUMINATED SIGNAGE

Attachment: 2019-047 ATTH 02 Elevations (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)



Front Elevation



Left Elevation

18'-6" Min. / 22'-6" Max.
AFF Top of Canopy
15'-0" Min. Store Side Canopies/ 19'-0" Max
17'-0" Min. Store Front Canopies/ 19'-0" Max.
AFF Bottom of Canopy

Right Elevation

QuikTrip.

4705 South 129th East Ave.
Tulsa, OK 74134-7008
P.O. Box 3475
Tulsa, OK 74101-3475
(918) 615-7700

Store # 7080 Double Stack 10 Canopy Elevations			Address: NEC I30 & Kings Hwy	City, State: Texarkana, TX	
Serial # 89-7080-GD10	Scale: 1/16"=1'-0"	Issue Date: 04.11.19	Drawn By: JK	Rev/Notes:	

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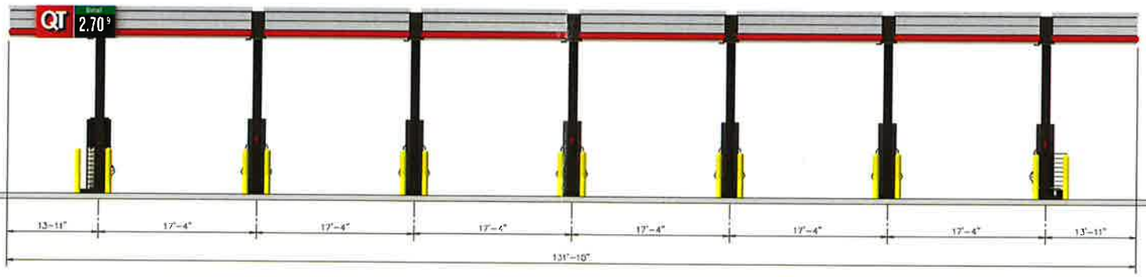
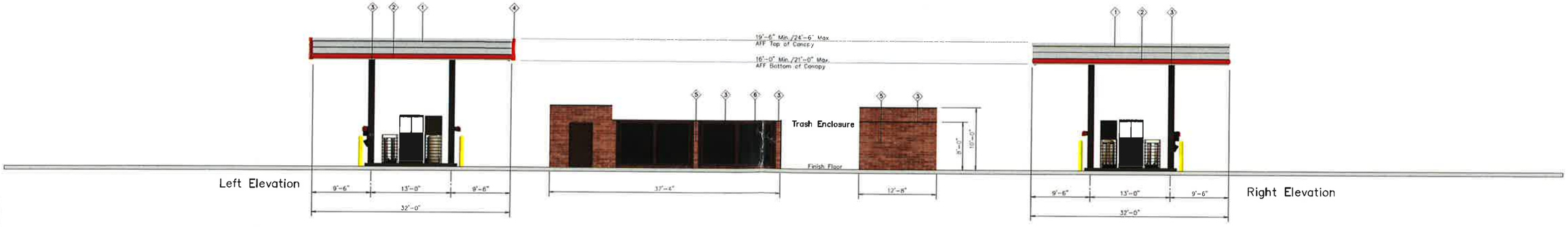
#	FINISH	MANUFACTURER	SPECIFICATION
1	MTL-ALUMINUM	ALPOLIC	CANOPY
2	RED POLYCARBONATE	ALLEN INDUSTRIES	ILLUMINATED BAND
3	QT BROWN	SHERWIN - WILLIAMS	METAL/PAINT
4	RDC-20	ALLEN INDUSTRIES	ILLUMINATED SIGNAGE
5	BRONZESTONE	INTERSTATE BRICK	ATLAS STRUCTURAL BRICK
6	BLACK	ALL COURT FABRICS	POLYPRO 95 MESH

Attachment: 2019-047 ATTH 03 Gasoline pump canopy (2080 : 2019-047 OR rezoning and site plan app. NE corner of I-30 and Kings Hwy.)



Front Elevation



Left Elevation

Right Elevation

QuikTrip 4705 South 129th East Ave. Tulsa, OK 74134-7008 P.O. Box 3475 Tulsa, OK 74101-3475 (918) 615-7700	Store # 7080 6 Bay Diesel Canopy	Address: NEC 130 & Kings Hwy	City, State: Texarkana, TX		
	Serial # 89-7080-DV06	Scale: 1/16"=1'-0"	Issue Date: 04.11.19	Drawn By: JK	Rev/Notes:

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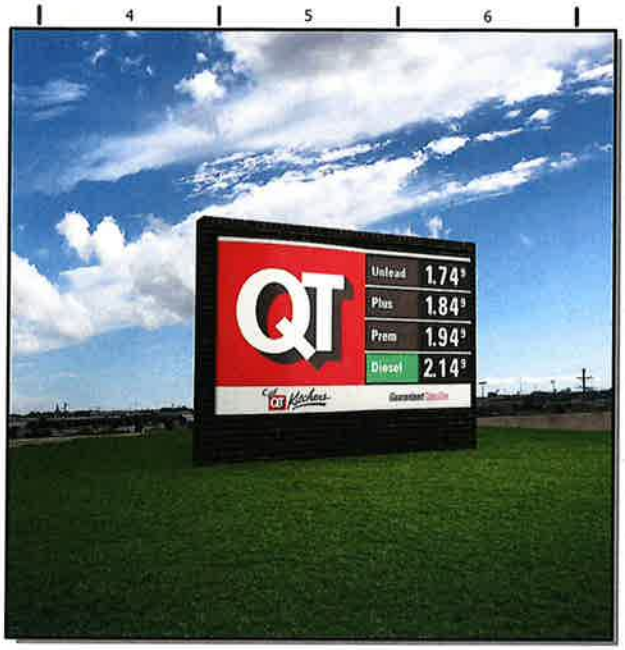
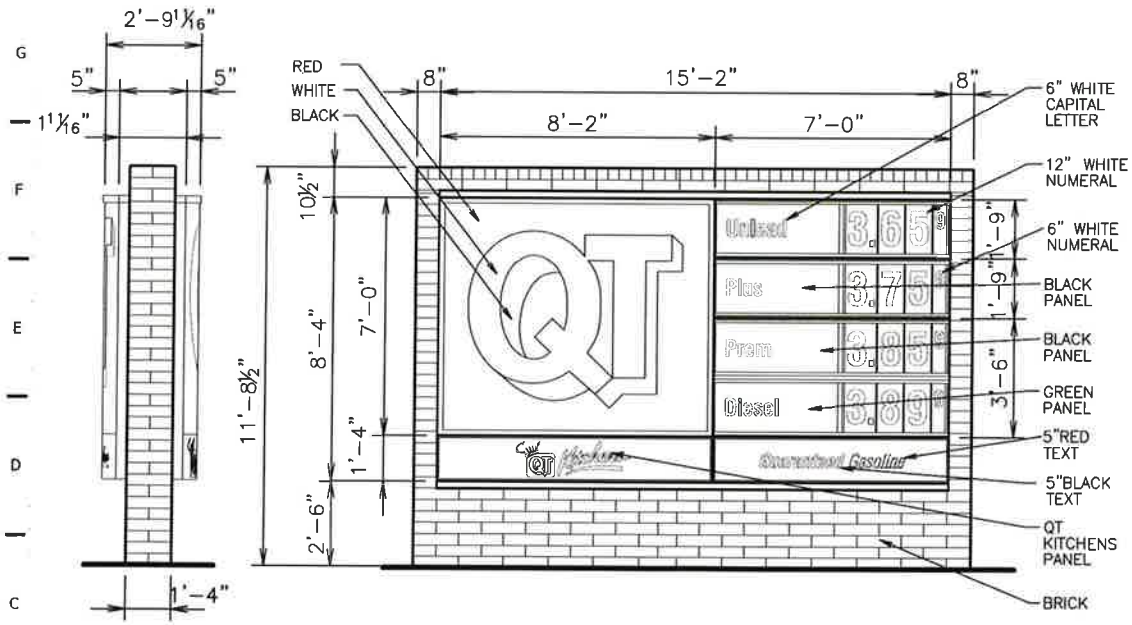
#	FINISH	MANUFACTURER	SPECIFICATION
1	METZ-ALUMINUM	AEPOLIC	CANOPY
2	RED POLYCARBONATE	ALLEN INDUSTRIES	ILLUMINATED BAND
3	QT BROWN	SHERWIN - WILLIAMS	METAL/PAINT
4	ROOF-10	ALLEN INDUSTRIES	ILLUMINATED SIGNAGE
5	BRONZESTONE	INTERSTATE BRICK	ATLAS STRUCTURAL BRICK
6	BLACK	ALL COURT FABRICS	POLYPRO 95 MESH

Attachment: 2019-047 ATTH 04 Diesel fuel canopy (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)

2019-047 ATTH 05





SPECIFICATIONS:

Logo: Flat Solar grade, Clear Cyro Face, .177 thickness, painted on 2nd surface to match 3M Cardinal Red Translucent #3632-53, Akzo Nobel, no embossment.

QT Kitchens Panel: Sign panel

Unlead, Plus & Premium Panels: .177" thickness Cyro Acrylic with 1/4" Radius Corners. Panels are painted 2nd Surface with Akzo Noble Opaque Black Background with Translucent White Text

Diesel Panel: .177" thickness Cyro Acrylic with 1/4" Radius Corners. Panels are painted 3M 3632 GPS-26 Green with Matching PMS #349C Green with Translucent White Text

Logo Cabinet/Pricer Cabinet/Base: Aluminum Construction, Internally illuminated with GE Tetra PowerStrip DS65/GE PS24 Power Supplies. LOGO Cabinet painted Akzo Noble, QT Red SIGN9141 Low Gloss. Pricer Cabinet and Base painted Akzo Noble Black Low Gloss. Accent Trim section painted 1st surface Akzo Noble Silver-Low Gloss.

Guaranteed Gasoline Panel: Sign panel

QuikTrip.

Horizontal Monument Sign

MH12-4PGQ-BS

NOTES	DRAWN BY	ISSUE DATE
		04.05.19

SQUARE FOOTAGE	TYPEFACE	INSIDE CAN	ENTIRE SIGN
			127

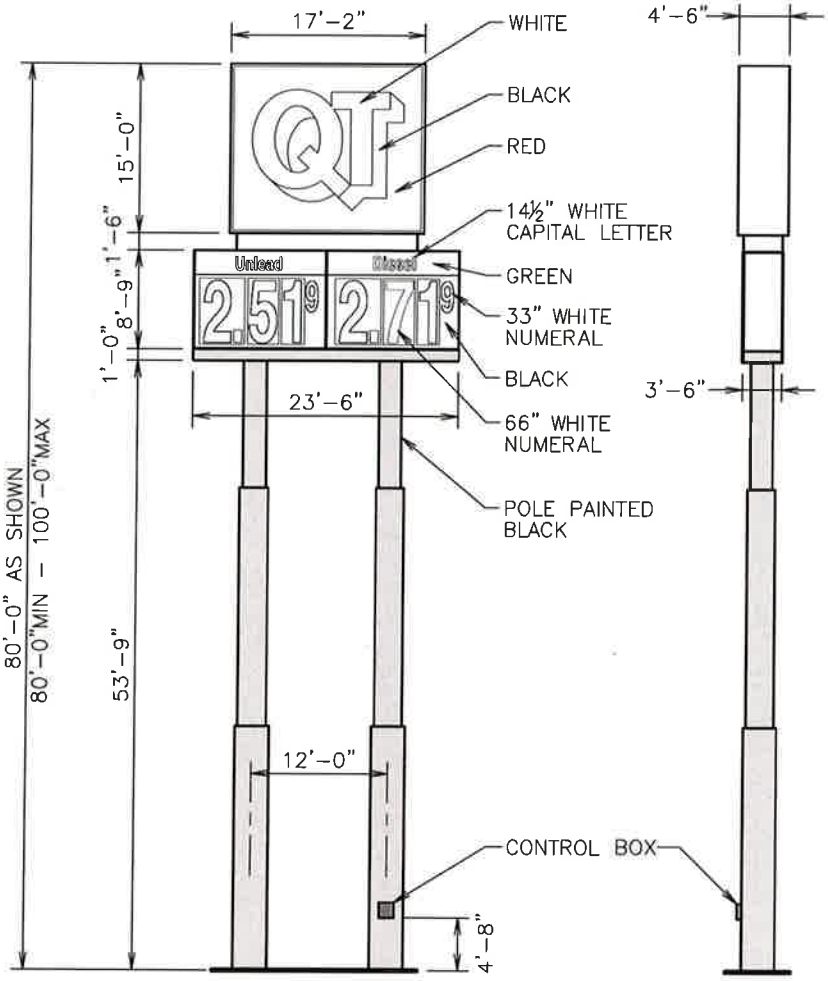
SCALE: 3/16" = 1'-0"

SERIAL NUMBER: MH12-4PGQ

STORE NUMBER: 7080

Attachment: 2019-047 ATTH 05 Monument sign (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)

QuikTrip



High Rise Custom Pole Sign

TCHR-17LSSP @ 80ft

NOTES	DRAWN BY	ISSUE DATE
	XXX	5/01/14

SQUARE FOOTAGE	
TYPEFACE	
INSIDE CAN	
ENTIRE SIGN	464

SPECIFICATIONS:

Logo: Flat Solar grade, Clear Cyro Face, .177 thickness, painted on 2nd surface to match 3M Cardinal Red Translucent #3632-53, Akzo Nobel, no embossment.

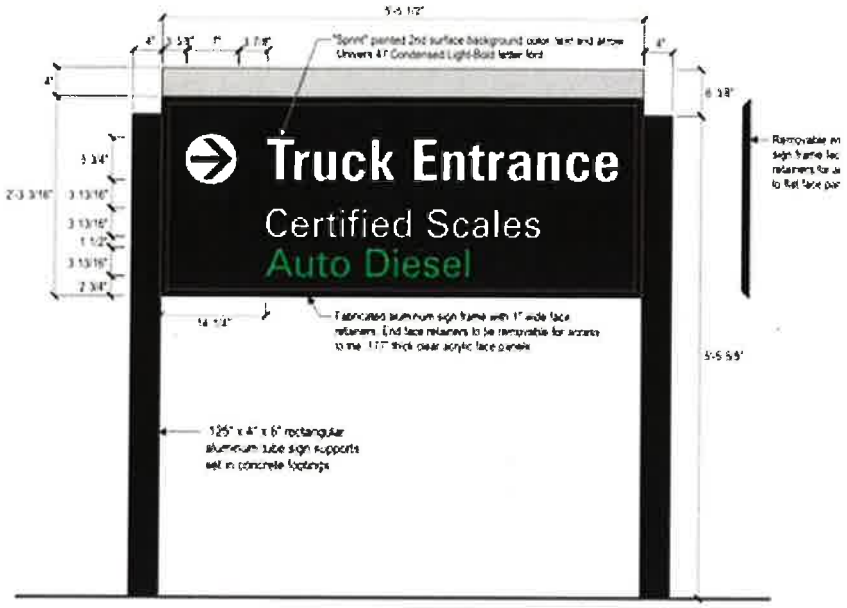
Unlead Panel: .177" thickness Cyro Acrylic with 1/4" Radius Corners. Panels are painted 2nd Surface with Akzo Noble Opaque Black Background with Translucent White Text

Diesel Panel: .177" thickness Cyro Acrylic with 1/4" Radius Corners. Panels are painted 2nd Surface with Akzo Noble Translucent Green Matching PMS #347C Green with Translucent White Text

Logo Cabinet/Pricer Cabinet/Base: Aluminum Construction, Internally illuminated with GE Tetra PowerStrip DS65/GE PS24 Power Supplies. LOGO Cabinet painted Akzo Noble, QT Red SIGN9141 Low Gloss. Pricer Cabinet and Base painted Akzo Noble Black Low Gloss. Accent Trim section painted 1st surface Akzo Noble Silver-Low Gloss. Column supports painted Akzo Noble Black Low Gloss.

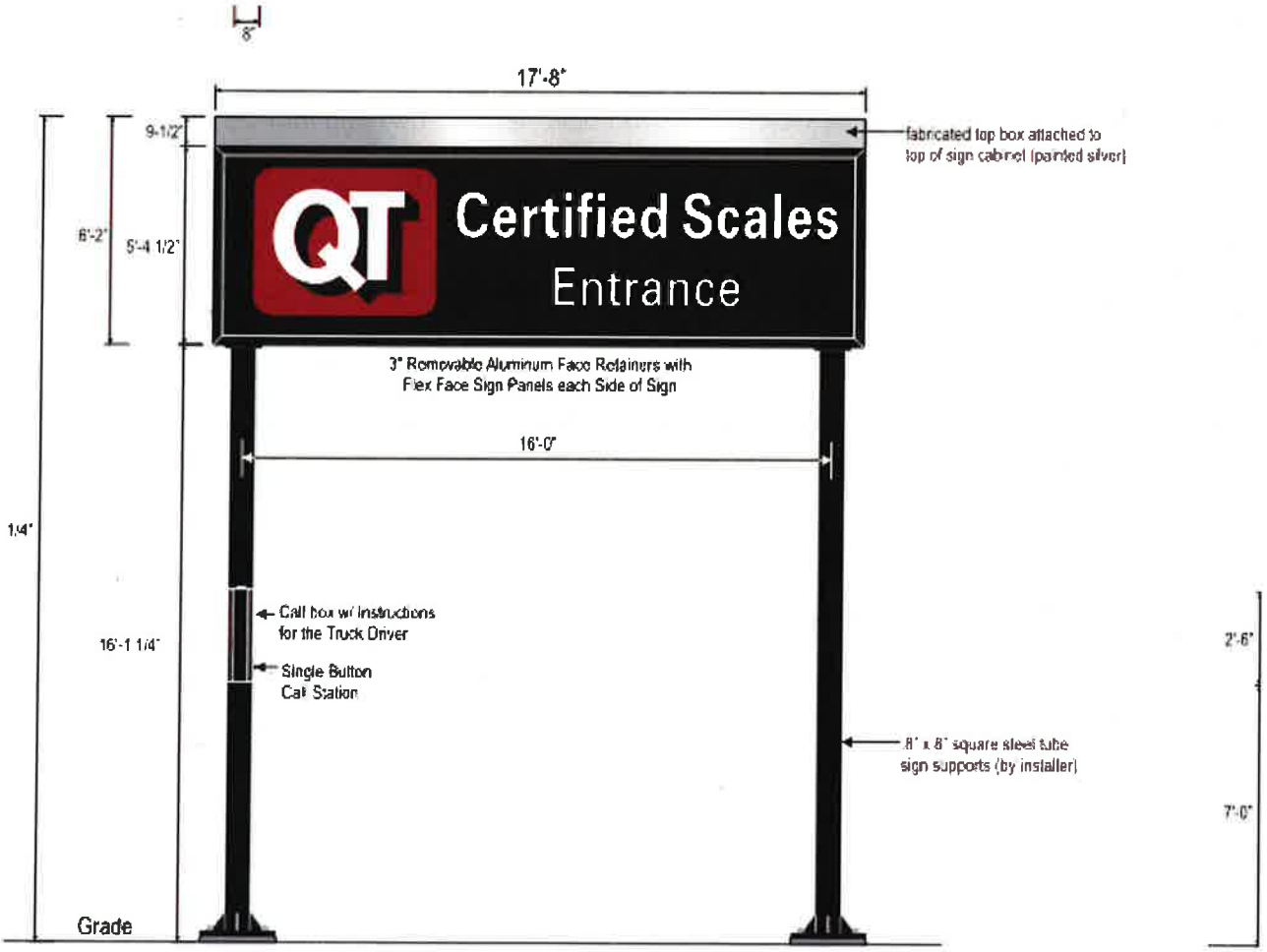
SCALE:
1/16" = 1'-0"
SERIAL NUMBER:
TCHR-17LSSP
STORE NUMBER:

Attachment: 2019-047 ATTH 06 Pole sign (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)



Front View - Custom Directional

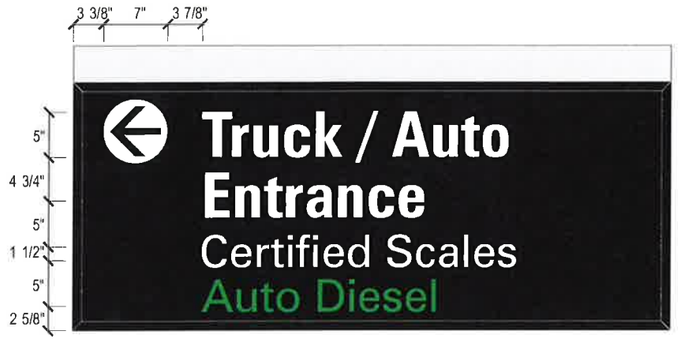
We will also have a scale.



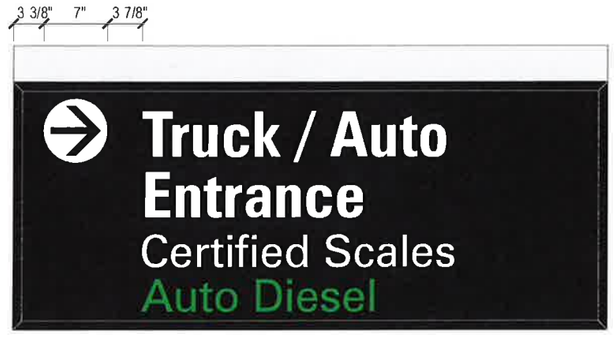
Front View - Design Option 1

Thanks,

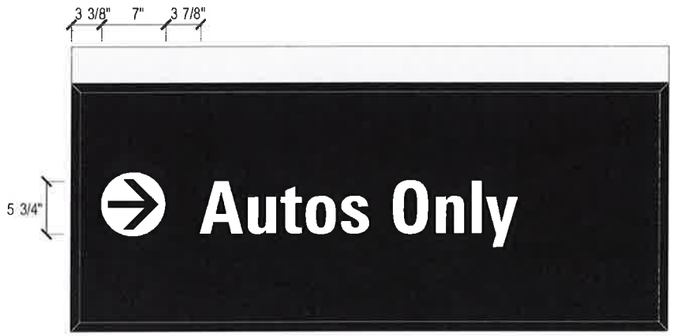
Attachment: 2019-047 ATTH 07 Directional signs (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)



Key Plan #1 - North Facing Elevation
Scale: 3/4" = 1'-0"

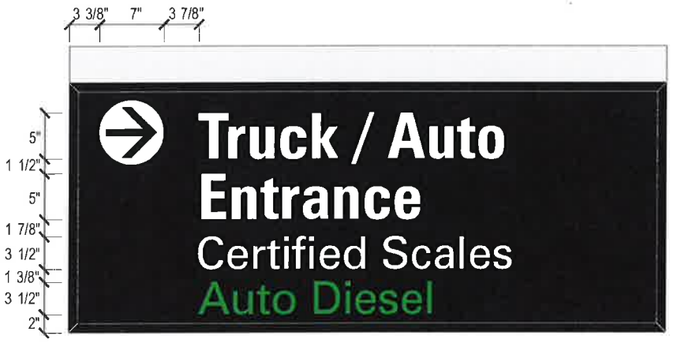


Key Plan #1 - South Facing Elevation
Scale: 3/4" = 1'-0"

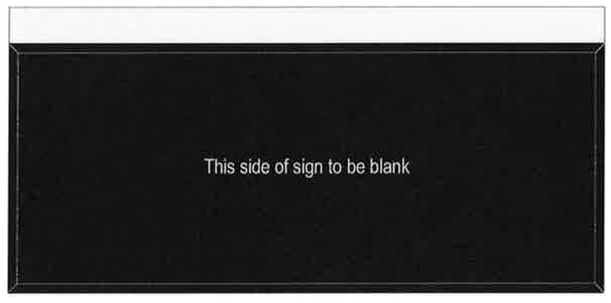


Key Plan #2 - East Facing Elevation
Scale: 3/4" = 1'-0"

Key Plan #2 - West Facing Elevation
Scale: 3/4" = 1'-0"



Key Plan #3 - East Facing Elevation
Scale: 3/4" = 1'-0"



Key Plan #3 - West Facing Elevation
Scale: 3/4" = 1'-0"

Client Review Status

Allen Industries, Inc. requires that an "☐ *Approved*" drawing be obtained from the client prior to any production release or production release revision.

☐ Approved ☐ Approved as Noted ☐ Revise & Resubmit

Name

Title Date

Declaration

The Drawing / Design illustrated is the property of **QuikTrip Corporation** and **Allen Industries, Inc.** The production, copying, or use hereof is prohibited without written consent.
Any infringement will be subject to legal action.

Date / Description

05/06/19 Issue Date
05/11/19 Issue Date

Project Information

Client **QuikTrip Corporation**
QT Store 7080TC

File **QT Store 7080TC Directionals**
Sales **Tom Allen** Design **CT** PM **James Gentry**

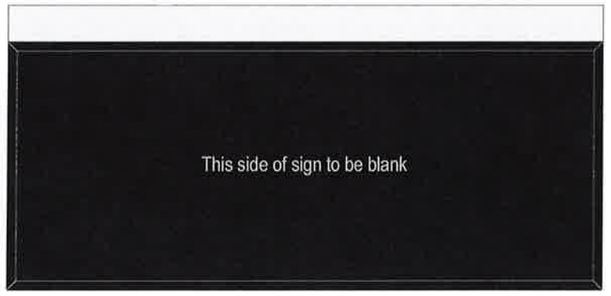
Allen Industries
Corporate Identity Programs
Corporate Signage Division
6434 Burnt Poplar Road, Greensboro, NC 27409
Phone 800-967-2553 **Fax** 336-668-7875
Because Image Is Everything™

Attachment: 2019-047 ATTH 07 Directional signs (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)

Key Plan #4 - East Facing Elevation
Scale: 3/4" = 1'-0"

Key Plan #4 - West Facing Elevation
Scale: 3/4" = 1'-0"

Key Plan #5 - East Facing Elevation
Scale: 3/4" = 1'-0"



Key Plan #5 - West Facing Elevation
Scale: 3/4" = 1'-0"

Client Review Status

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05/11/19 Issue Date

Project Information

Client **QuikTrip Corporation**
QT Store 7080TC

File **QT Store 7080TC Directionals**
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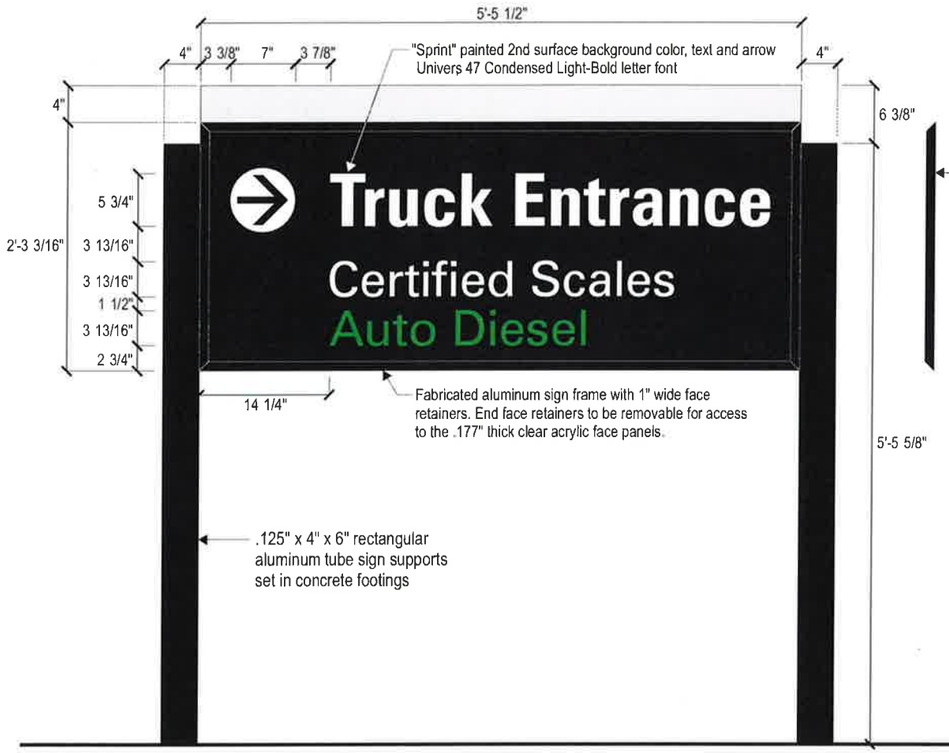
Attachment: 2019-047 ATTH 07 Directional signs (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)

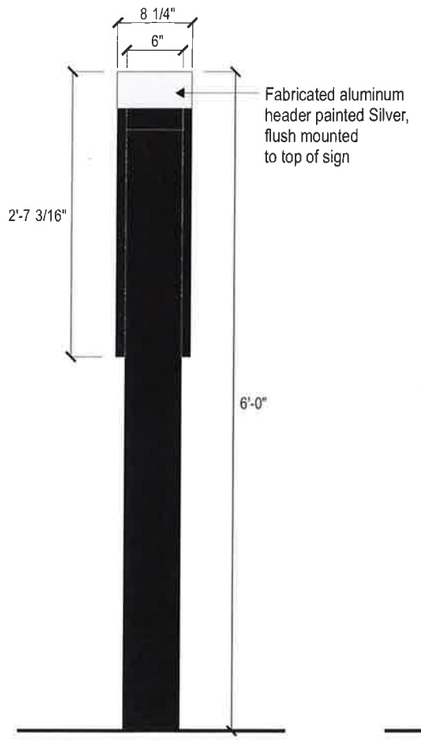
COLOR REFERENCE:

- SILVER - LOW GLOSS AKZO NOBLE POLYURETHANE
- TRANSLUCENT WHITE
- OPAQUE BLACK
- DIESEL BRAND TEXT COLOR PAINT TO MATCH PMS 347C TRANSLUCENT GREEN
- INTERIOR OF SIGN: WHITE - MATTE FINISH FOR MAX. BRIGHTNESS

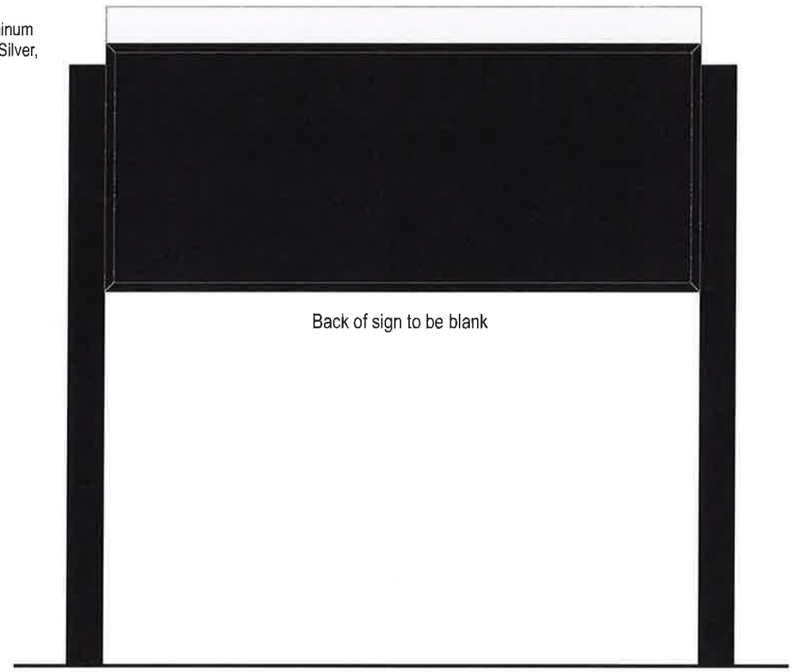


Front View - Custom Directional
Scale: 3/4" = 1'-0"

Qty: 9 required



Side View
Scale: 3/4" = 1'-0"



Back View
Scale: 3/4" = 1'-0"

Regarding Fabrication Fit & Finish of All QT Signs:
Visible fabrication seams and welded joints are to be sanded smooth, filled and finished to QT specifications. Any visible fasteners are to be countersunk and have painted heads. Face retainers must fit flush and have even, minimal seams. Any variation from this directive must be brought to the attention of QT Quality Control Manager without delay.

Client Review Status

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☐ Approved ☐ Approved as Noted ☐ Revise & Resubmit

Name

Title Date

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05/11/19 Issue Date

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Because Image Is Everything™

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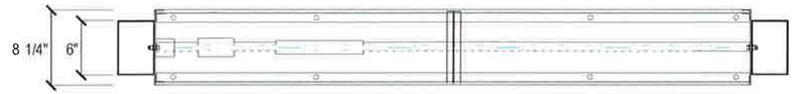
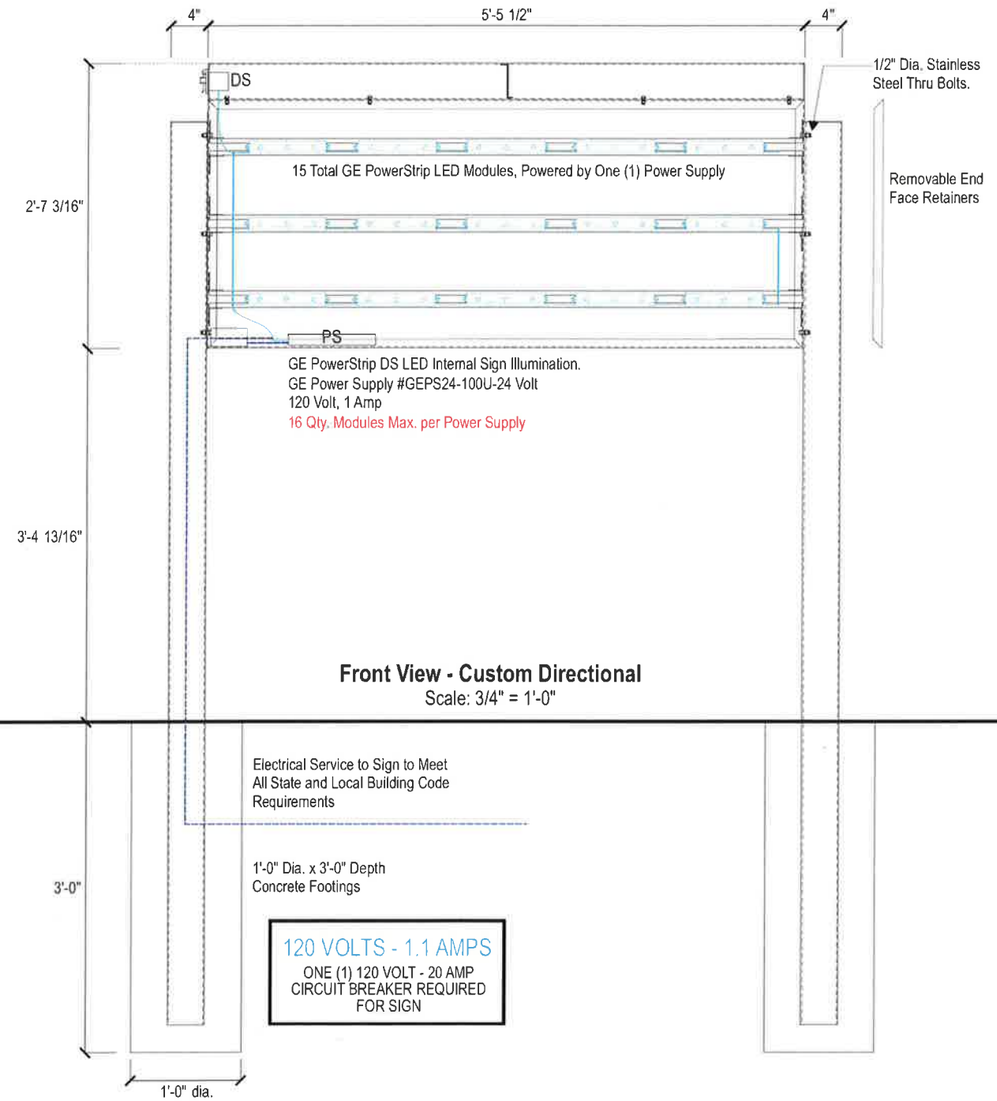
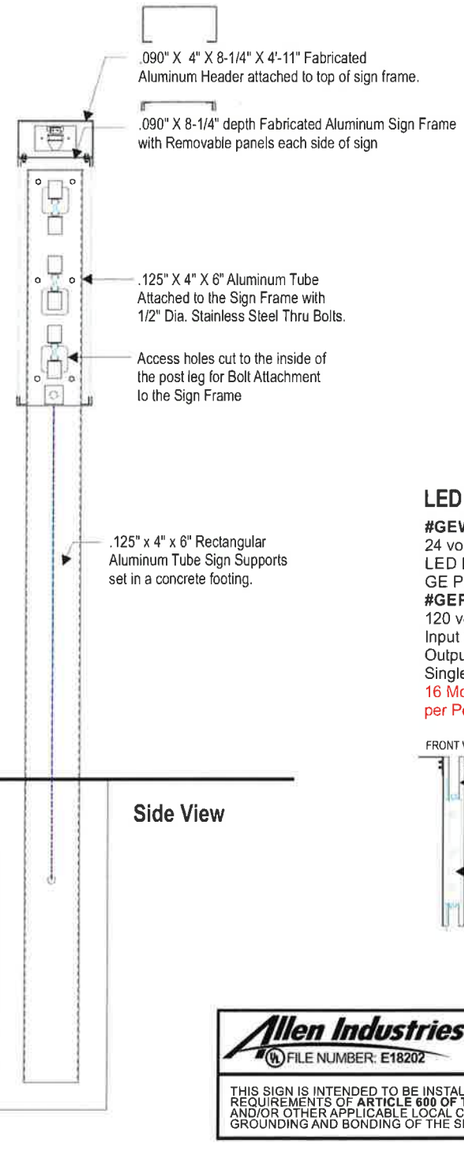


Top View
Scale: 3/4" = 1'-0"



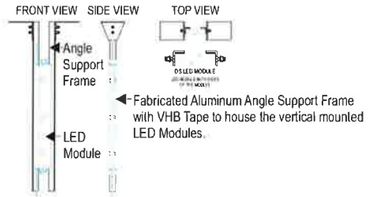
Front View - Custom Directional
Scale: 3/4" = 1'-0"



Side View

LED DETAIL

#GEWHDSP6
24 volt double sided
LED Internal Illum.
GE Power Supply
#GEPS24-100U-NA
120 volts/240 VAC 50/60HZ,
Input Current 1.1 Amp
Output Current 4.0 Amps
Single Output
16 Module Max. Load
per Power Supply



Allen Industries FILE NUMBER: E18202 | c UL us LISTED ELECTRIC SIGN | GROUNDED ELECTRICAL CONNECTIONS

THIS SIGN IS INTENDED TO BE INSTALLED IN ACCORDANCE WITH THE REQUIREMENTS OF **ARTICLE 600 OF THE NATIONAL ELECTRICAL CODE** AND/OR OTHER APPLICABLE LOCAL CODES. THIS INCLUDES PROPER GROUNDING AND BONDING OF THE SIGN.

Client Review Status

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☐ Approved ☐ Approved as Noted ☐ Revise & Resubmit

Name
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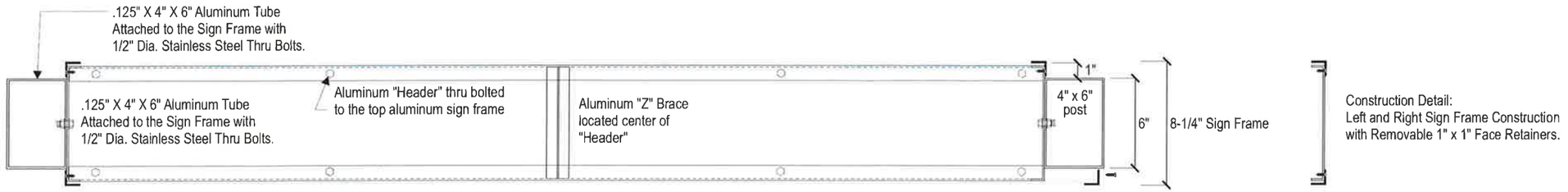
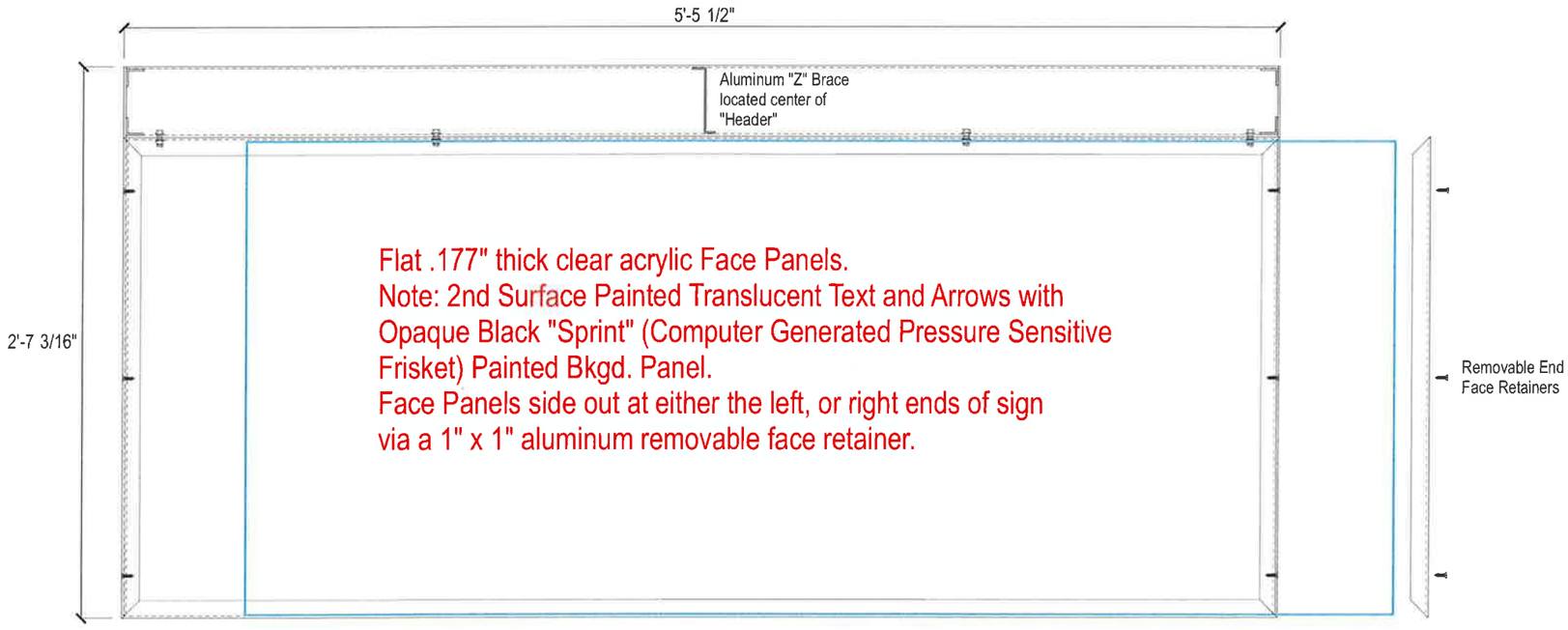
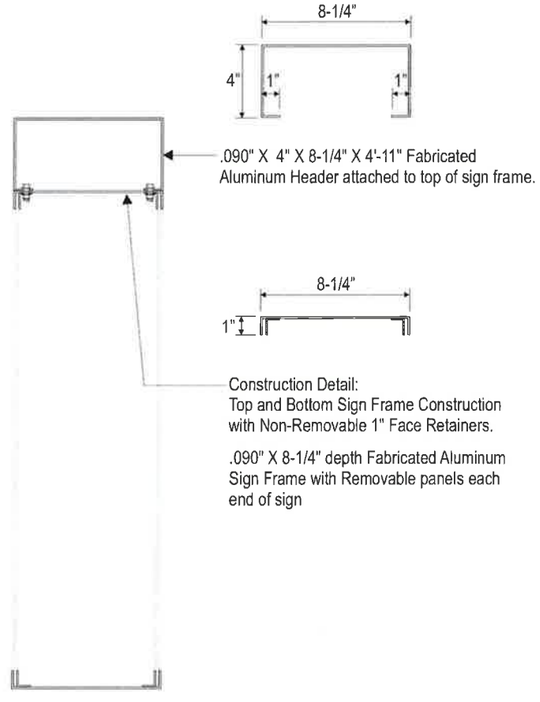


Top View



Front View - Custom Directional
Scale: 1/8" = 1"



Side View

Client Review Status

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☐ Approved ☐ Approved as Noted ☐ Revise & Resubmit

Name

Title Date

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Attachment: 2019-047 ATTH 07 Directional signs (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☐ Provide a Safe Community ☐ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☐ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☑ Model a Positive City Image ☐ Deliver Efficient Services ☑ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☑ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

NA	No Additional

Other Potential Impacts:

NA

Public Information Plan:

☑	Newspaper Notice (Required by Statute)	☑	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☑	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☑	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☑	None Required	☑	Sign Posted

Other:

Attachment: 2019-047 Goals & Perspectives (2080 : 2019-047 ORD rezoning and site plan app. NE corner of I-30 and Kings Hwy.)

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 5/22/2019 1:29 PM

Lead Department: Fire Department **Action Officer:** Eric Schlotter, Fire Chief

Subject: Ordinance No. 2019-050 amending the Code of Ordinances of the City of Texarkana, Texas, by adopting the International Fire Code, IFC, 2018 edition, with certain amendments, modifications, deletions, and appendices.

Briefing: 6/10/2019 **Public Hearing:** 6/10/2019 **Council Vote:** 6/10/2019

Item Schedule

Schedule 2: Brief once - vote once (two weeks)

Updates/History of Briefing:

"NOT APPLICABLE"

Executive Summary and Background Information:

The City has adopted the International Fire Code to ensure the safety and welfare of its citizens. As with all codes, there is a need to update the code periodically to ensure the regulations and requirements are current and applicable to our City.

Currently, we operate under the 2006 edition of the International Fire Code. The code is updated every three years. We are proposing adopting the 2018 edition of the International Fire Code.

The Fire Department is currently preparing for a regrade from the Insurance Services Office (ISO). ISO is the organization that applies a Property Protection Class to cities which is often referred to as an ISO rating. The rating ranges from a 1 to 9 with 1 being the best possible fire department and 9 representing no protection at all. We currently enjoy a rating of a 2. One aspect of this rating is determined by our fire code. We receive points for having an adopted fire code and for also keeping the fire code updated.

Potential Options:

- Approve the ordinance as presented
- Reject the ordinance as presented

Fiscal Implications:

There is no cost to adopt the new version of the International Fire Code

Staff Recommendation:

Staff recommends approval

Advisory Board/Committee Review:

We plan to have a stakeholder meeting during the 1st week of June to discuss the changes in the new code with local builders and others who have an interest in the fire code.

Board/Committee Recommendation:

"NOT APPLICABLE"

Advisory Board/Committee Meeting Date and Minutes:

"NOT APPLICABLE"

Attachments

a. 2019-050 ORD Adopting the 2018 Edition of International Fire Code (DOC)
b. 2019-050 Goals & Perspectives (DOCX)

Staff Coordination

Fire Department	Eric Schlotter 05/21/2019 3:29 PM	Department Head Review	Completed	
Municipal Prosecutor	Deborah Jones 05/22/2019 4:13 PM	Asst. City Attorney Review	Completed	
City Attorney	Jeffery C. Lewis	City Attorney Review	Completed	05/23/2019 10:39 AM
City Manager	Shirley Jaster	City Manager Review	Completed	05/24/2019 9:08 AM
City Council	Jennifer Evans	Meeting	Completed	05/28/2019 6:00 PM

Meeting History

05/28/19	City Council	MOVED FORWARD	Next: 06/10/19

PUBLISH

ORDINANCE NO. 2019 - 050

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF TEXARKANA, TEXAS BY ADOPTING THE INTERNATIONAL FIRE CODE, 2018 EDITION, WITH CERTAIN AMENDMENTS, MODIFICATIONS, DELETIONS, AND APPENDICES BY AMENDING IN THEIR ENTIRETY SECTION 18-4 AND SECTION 18-5 AND DELETING IN THEIR ENTIRETY SECTIONS 18-7, 18-42, 18-43, 18-44, 18-45, AND 18-46 OF THE CODE OF ORDINANCES OF THE CITY OF TEXARKANA, TEXAS; CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, it is necessary to maintain an applicable fire code in the City of Texarkana, Texas; and

WHEREAS, the Insurance Services Office (ISO) requires Cities to adopt a current fire code in order to maintain their Public Protection Classification (PPC).

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

SECTION 1: That Section 18-4 of the Code of Ordinances of the City of Texarkana, Texas, is hereby amended in its entirety to read as follows:

Sec. 18-4. – International Fire Code – 2018 edition adopted.

There is hereby adopted by the city for the purpose of regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and using of hazardous substances, materials and devices; and from conditions hazardous to life and property in the occupancy of building and premises, that certain fire code known as the International Fire Code, 2018 edition, save and except such portions as are hereinafter amended, modified or deleted by this chapter, said Code being incorporated herein as if fully set out herein; the provisions thereof shall be controlling in the safeguarding of life and property from fire and related hazards for all property contained within the corporate limits of the city.

SECTION 2: That Section 18-5 of the Code of Ordinances of the City of Texarkana, Texas, is hereby amended in its entirety to read as follows:

Sec. 18-5. – Same – Amendments, modifications and deletions.

The following amendments, modifications and deletions to and from the International Fire Code adopted by section 18-4, are hereby made and adopted, such amendments, modifications, and deletions being set forth herein with reference to and prefaced by the section number or chapter number of the International Fire Code:

Attachment: 2019-050 ORD Adopting the 2018 Edition of International Fire Code (2074 : 2019-050 ORD Adopting the International Fire Code

PUBLISH

Section 101.1 Title of the said International Fire Code adopted by section 18-4 herein is hereby amended by inserting “City of Texarkana, Texas” where the name of jurisdiction is indicated to be inserted.

Section 102.7 Referenced codes and standards of the said International Fire Code adopted by section 18-4 herein is hereby amended to add the following sentence: “All references to codes and standards in Chapter 80 shall be interpreted to be a reference to the most recent edition of the code or standard.”

Section 105.6 Required operational permits of the said International Fire Code adopted by section 18-4 herein is hereby amended as follows: In paragraphs 105.6.1 through 105.6.50, the words “A construction permit is required” are replaced in each paragraph by the words “At the discretion of the fire code official, a construction permit may by required…”.

Section 105.7 Required construction permits of the said International Fire Code adopted by section 18-4 herein is hereby amended as follows: In paragraphs 105.7.1 through 105.7.25, the words “An operational permit is required” are replaced in each paragraph by the words “At the discretion of the fire code official, an operational permit may by required…”.

Section 106 Fees of the said International Fire Code adopted by section 18-4 herein, is hereby deleted in its entirety.

Section 109 Board of Appeal of the said International Fire Code adopted by section 18-4 herein is hereby amended to read in its entirety as follows:

“109.1 General. The board known as the Building and Standards Commission, as appointed and established by Chapter 2, Article III of the Code of Ordinances, as amended, shall serve as the board to which appeals may be taken from decisions of the fire code official related to the International Fire Code, and terms of office, quorums, records, and procedural rules and powers of the said commission shall be as set forth in said Article III, as amended. All references elsewhere in this said International Fire Code to the “Board of Appeals” or “Board” shall be construed to mean the Building and Standards Commission.

“109.2 Application for appeal. Any person directly affected by a decision of the fire code official or a notice or order issued under the code shall have the right to appeal to the Building and Standards Commission, provided that a written application for appeal is filed within 20 days after the day the decision, notice, or order was served by the fire code official. An application for appeal shall be based on a claim that the true intent of this Code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of this Code do not fully apply, or an equivalent method of protection or safety is proposed. The commission shall have no authority to waive requirements of this Code.”

Section 110.4 Violation Penalties of the said International Fire Code adopted by section 18-4 herein is hereby amended to read as follows: “Violations of this Code shall be governed by Section 18-10 of the Code of Ordinances of the City of Texarkana, Texas.”

Attachment: 2019-050 ORD Adopting the 2018 Edition of International Fire Code (2074 : 2019-050 ORD Adopting the International Fire Code

PUBLISH

Section 112.4 Failure to comply of the said International Fire Code adopted by section 18-4 herein is hereby amended by deleting all words after the word “fine” and substituting the words “as specified in section 18-10 of the Code of Ordinances of the City of Texarkana, Texas.”

Section 307 Open burning, recreational fires and portable outdoor fireplaces of the said International Fire Code adopted by section 18-4 herein, is hereby deleted in its entirety.

Section 311.5 Placards of the said International Fire Code adopted by section 18-4 herein, is hereby amended by replacing the word “shall” with the word “may”.

Section 319.3 Exhaust hood of the said International Fire Code adopted by section 18-4 herein, is hereby deleted in its entirety.

Section 319.4.1 Fire protection for cooking equipment of the said International Fire Code adopted by section 18-4 herein, is hereby deleted in its entirety.

Section 505 Premises Identification of the said International Fire Code adopted by section 18-4 herein is hereby deleted in its entirety.

Section 506 Key Boxes of the said International Fire Code adopted by section 18-4 herein is hereby deleted in its entirety.

Section 907.9 Where required in existing buildings and structures of the said International Fire Code adopted by section 18-4 herein is hereby deleted in its entirety.

Section 5601.1 Explosives and fireworks of the said International Fire Code adopted by section 18-4 herein, is hereby amended to add the following sentences: “The provisions of this Code and section 28-7 of the Code of Ordinances of the City of Texarkana, Texas, shall govern the possession, manufacture, storage, handling, sale and use of explosive materials, fireworks, and small arms ammunition. In the event of a conflict between the International Fire Code and Section 28-7 of the Code of Ordinances of the City of Texarkana, Texas, the more stringent provisions shall apply.”

Geographic Limits of the said International Fire Code adopted by section 18-4 herein are hereby amended where geographic limits are required to be inserted to specify where certain practices are prohibited, all references to geographic area in these sections shall be to the fire limits as specified in section 105-3 of the Code of Ordinances of the City of Texarkana, Texas.

ICC Electrical Code of the said International Fire Code adopted by section 18-4 herein is hereby amended by deleting all references to the said ICC Electrical Code and is modified where applicable by referencing the “National Electrical Code” as adopted by the City.

PUBLISH

Appendices of the said International Fire Code adopted by section 18-4 herein are hereby amended by deleting the following appendices: A, B, C, I, J, K, L, M and N.

SECTION 3: That Section 18-7 of the Code of Ordinances of the City of Texarkana, Texas, is hereby deleted in its entirety.

SECTION 4: That Section 18-42 of the Code of Ordinances of the City of Texarkana, Texas, is hereby deleted in its entirety.

SECTION 5: That Section 18-43 of the Code of Ordinances of the City of Texarkana, Texas, is hereby deleted in its entirety.

SECTION 6: That Section 18-44 of the Code of Ordinances of the City of Texarkana, Texas, is hereby deleted in its entirety.

SECTION 7: That Section 18-45 of the Code of Ordinances of the City of Texarkana, Texas, is hereby deleted in its entirety.

SECTION 8: That Section 18-46 of the Code of Ordinances of the City of Texarkana, Texas, is hereby deleted in its entirety.

SECTION 9: That the City Secretary shall give notice of the passage of this ordinance as provided in Article XI, Section 3 of the Charter of the City of Texarkana, Texas.

SECTION 10: That in case a section, clause, sentence or part of this Ordinance shall be deemed or adjudged by a Court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION 11: That all ordinances or parts of ordinances in conflict herewith are specifically repealed.

SECTION 12: That this Ordinance shall be in full force and effect immediately upon its passage, approval and publication.

PASSED AND APPROVED in Regular Council Session on this the **10th day of June, 2019**.

ATTEST:

_____ _____

JENNIFER EVANS, CITY SECRETARY BOB BRUGGEMAN, MAYOR

Attachment: 2019-050 ORD Adopting the 2018 Edition of International Fire Code (2074 : 2019-050 ORD Adopting the International Fire Code

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

Perspectives	Goals
Serve the Community	☐ Promote an Environmentally Sensitive & Livable Community ☑ Provide a Safe Community ☑ Deliver Quality Services ☐ Foster a Healthy Community
Run the Operations	☑ Enhance Community Preparedness & Responsiveness ☐ Maximize Partnership Opportunities ☐ Provide Courteous & Responsive Customer Service ☑ Model a Positive City Image ☑ Deliver Efficient Services ☐ Cultivate Community Involvement & Access
Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

Staff time required if item is approved:	No Additional

Other Potential Impacts:

NONE APPLICABLE

Public Information Plan:

☑	Newspaper Notice (Required by Statute)	☐	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☐	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☐	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☐	None Required	☐	

Other:

Attachment: 2019-050 Goals & Perspectives (2074 : 2019-050 ORD Adopting the International Fire Code 2018 Edition)

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 5/22/2019 1:30 PM

Lead Department: City Manager **Action Officer:** Jennifer Evans, City Secretary

Subject: Ordinance No. 2019-051 amending the Code of Ordinances of the City of Texarkana, Texas, in Chapter 2, "Administrative Provisions", by adding Section 2-55 "Advisory Committees".

Briefing: 6/10/2019 **Public Hearing:** 6/10/2019 **Council Vote:** 6/10/2019

Item Schedule

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

(a) Older ordinances, some uncodified, govern various committees' structure, term limits, absenteeism, and vacancies. This new section to the Code of Ordinances simplifies formation and duration of advisory committees. The purpose of an advisory committee would be to provide short-term advice and input, and therefore a typical three-year term for committee membership would not apply. This section can be used for specific-purpose committees such as advisory groups tasked with proposing revisions to various codes. The Council can also use this section to reconstitute a budget advisory committee.

(b) Committee membership, at times, turns on availability of volunteers and the particular need of the advice and input sought. Texarkana-only citizenship is not a requirement for committees formed under this section. For Building Code and Electrical boards, some older ordinances detail specific professional capacities of persons to fill particular member slots; removing that specific structure from the Code and using this provision may provide greater flexibility when forming and staffing committees.

(c) Committee membership, alone, shall not entitle a person to any compensation. However, anyone receiving City money for other reasons will not lose that compensation when serving on a committee.

(d) This subsection uses precise words from Attorney General opinions to define committee function as advisory. Having "no power to supervise or control public business or policy" would not require a committee to provide public notice for meetings.

(e) Committees or commissions in the Code of Ordinances such as the Historic Landmark Preservation Committee and Library Commission would not be affected by this section. Also, this section would not apply to Planning & Zoning, Zoning Board of Adjustment,

TIRZ boards, and Building and Standards Commission, since those bodies are "created or otherwise governed by this Code or law".

Potential Options:

- To adopt this proposed ordinance
- To not adopt this proposed ordinance

Fiscal Implications:

None

Staff Recommendation:

Staff recommends the adoption of this proposed ordinance

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. 2019-051 ORD Amend Code Adv Comm add Sec 2-55 (DOCX)
b. 2019-051 Goals & Perspectives (DOCX)

Staff Coordination

City Manager	Shirley Jaster	Department Head Review	Completed	05/24/2019 9:02 AM
Municipal Prosecutor	Deborah Jones	Asst. City Attorney Review	Completed	05/24/2019 10:49 AM
City Attorney	Jeffery C. Lewis	City Attorney Review	Completed	05/24/2019 11:33 AM
City Manager	Shirley Jaster	City Manager Review	Completed	05/24/2019 11:57 AM
City Council	Jennifer Evans	Meeting	Completed	05/28/2019 6:00 PM

Meeting History

05/28/19	City Council	MOVED FORWARD	Next: 06/10/19

PUBLISH

ORDINANCE NO. 2019 - 051

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF TEXARKANA, TEXAS, CHAPTER 2, "ADMINISTRATIVE PROVISIONS", BY ADDING SECTION 2-55, "ADVISORY COMMITTEES"; CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Texarkana, Texas, desires to codify a process and criteria for the creation, duration, and membership of advisory committees not otherwise governed by the Code of Ordinances or state law; and

WHEREAS, the City Council also desires to provide a process for the City Manager to recommend formation of advisory committees and to broaden membership criteria for such committees.

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

SECTION 1: The Code of Ordinances of the City of Texarkana, Texas, Chapter 2, "Administrative Provisions", is hereby amended by adding Section 2-55, "Advisory Committees", as follows:

Sec. 2-55. – Advisory Committees.

(a) The Council may form an advisory committee for a specific purpose. The City Manager may recommend to the Council the formation of an advisory committee for a specific purpose. Upon completion of the specific purpose, the committee shall dissolve.

(b) Committee membership may include some members, but less than a quorum, of the Council, city staff, experts, and members of the public. Residency within the city limits shall not be a requirement for committee membership. Committee members shall serve until the committee is dissolved.

(c) No person shall receive compensation solely arising from being a member of an advisory committee.

(d) A committee formed under this section shall have no power to supervise or control public business or policy.

(e) This section shall not apply to boards, commissions, or committees created or otherwise governed by this Code or law.

SECTION 2; The City Secretary shall give notice of the passage of this ordinance as provided in Article XI, Section 3 of the Charter of the City of Texarkana, Texas.

SECTION 3: All ordinances or parts of ordinance in conflict herewith are specifically repealed to the extent of such conflicts.

Attachment: 2019-051 ORD Amend Code Adv Comm add Sec 2-55 (2078 : 2019-051 ORD Amend Code add Sec. 2-55 Adv. Cmte)

PUBLISH

SECTION 4: In case a section, clause, sentence or part of this ordinance shall be deemed or adjudged by a Court of competent jurisdiction to be invalid, then such invalidity shall not affect, impair or invalidate the remainder of this ordinance.

SECTION 5: This ordinance shall be in full force and effect immediately after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **10th day of June, 2019**.

ATTEST:

_____ _____

JENNIFER EVANS, CITY SECRETARY BOB BRUGGEMAN, MAYOR

Attachment: 2019-051 ORD Amend Code Adv Comm add Sec 2-55 (2078 : 2019-051 ORD Amend Code add Sec. 2-55 Adv. Cmte)

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

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Manage the Resources	☐ Maintain Fiscal Strength ☐ Maximize Utilization & Resources ☐ Invest in Infrastructure & Transportation
Develop Personnel	☐ Develop a Skilled & Diverse Workforce ☐ Create a Positive & Rewarding Work Culture

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

Staff time required if item is approved:	No Additional

Other Potential Impacts:

NONE APPLICABLE

Public Information Plan:

☐	Newspaper Notice (Required by Statute)	☐	Public Hearing (Required by Statute)
☐	Public Forum/Input Session	☐	Press Release
☐	E-News Distribution	☐	Website Notice
☐	Social Media (Twitter, Facebook, etc.)	☐	Special Mailing
☐	Flyers Posted	☐	Banners Posted
☐	Survey	☐	Automated Phone Call
☑	None Required	☐	

Other:

Attachment: 2019-051 Goals & Perspectives (2078 : 2019-051 ORD Amend Code add Sec. 2-55 Adv. Cmte)