

**ORDINANCE NO. 2017-**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS REZONING APPROXIMATELY 98 ACRES OUT OF THE A M ESNAURIZAR SURVEY NO. 1 ABSTRACT 98, ADDRESSED AT 253 S. KOWALD LANE, FROM “APD” AGRICULTURAL/PRE-DEVELOPMENT AND “C-3” COMMERCIAL DISTRICTS TO “SOLMS LANDING” PLANNED DEVELOPMENT DISTRICT (SLPD) WITH A CONCEPT PLAN; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.**

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**WHEREAS**, the City Council of the City of New Braunfels has complied with all requirements of notice of public hearing as required by the Zoning Ordinance of the City of New Braunfels; and

**WHEREAS**, in keeping with the spirit and objectives of the “PDD” Planned Development District, the City Council has given due consideration to all components of said district; and

**WHEREAS**, it is the intent of the City Council to provide harmony between existing zoning districts and proposed land uses; and

**WHEREAS**, the City Council desires to amend the Zoning Map by changing the zoning of approximately 98 acres out of the A M Esnaurizar C-1 Survey, addressed at 253 S. Kowald Lane from “APD” Agricultural/Pre-Development and “C-3” Commercial Districts to “Solms Landing” Planned Development District (SLPD); **now, therefore;**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS:**

**SECTION 1**

**THAT** pursuant to Section 1.2-3, Chapter 144 of the New Braunfels Code of Ordinances, the Zoning Map of the City of New Braunfels is revised by changing the zoning on the following described tract of land from “APD” Agricultural/Pre-Development and “C-3” Commercial Districts to “Solms Landing” Planned Development District:

97.97 acres of land out of the A.M. Esnaurizar Survey No. 1, Abstract 98, Comal County, Texas, addressed at 253 S. Kowald Land, as depicted in Exhibit “A” and described in Exhibit “B”, and adopting the Solms Landing Concept Plan as depicted on Exhibit “C” and Development Standards as stated in Exhibit “D”, attached.

**SECTION 2**

**THAT** all provisions of the Code of Ordinances of the City of New Braunfels not herein amended or repealed shall remain in full force and effect.

**SECTION 3**

**THAT** all other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.

**SECTION 4**

**THAT** if any provisions of this ordinance shall be held void or unconstitutional, it is hereby provided that all other parts of the same which are not held void or unconstitutional shall remain in full force and effect.

**SECTION 5**

**THIS** ordinance will take effect upon the second and final reading of same.  
**PASSED AND APPROVED:** First Reading this the 27th day of March, 2017.  
**PASSED AND APPROVED:** Second and Final Reading this the 19th day of April, 2017.

**CITY OF NEW BRAUNFELS**

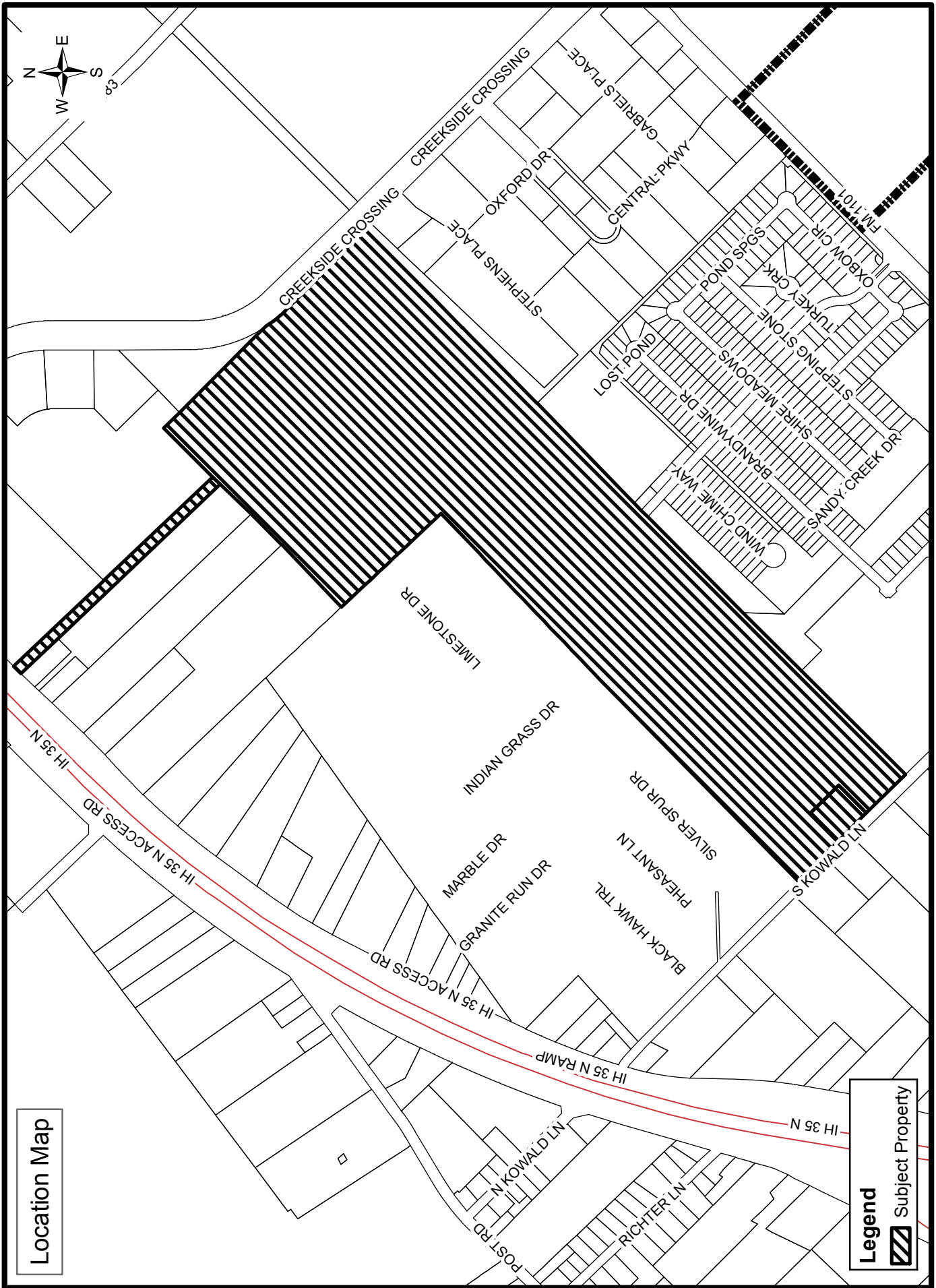
\_\_\_\_\_  
**BARRON CASTEEL**, Mayor

**ATTEST:**

\_\_\_\_\_  
**PATRICK D. ATEN**, City Secretary

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**VALERIA M. ACEVEDO**, City Attorney



**PZ-16-065**  
**Solms Landing Planned Development**  
**Concept Plan**





**FIELD NOTES  
FOR  
A 97.97 ACRE TRACT**

A 97.97 acre tract of land, situated in the City of New Braunfels, out of the A.M. Esnaurizar Survey No. 1, Abstract 98, Comal County, Texas, and being the remaining portion of a called 2.028 acre tract of land, Tract I, and the remaining portion of a called 96.26 acre tract of land, Tract II, both being described by Deed of Gift of record in Volume 365 Page 866 of the Deed Records of Comal County, Texas and also being all of a called 4.225 acre tract of land as described by Deed of Gift of record in Volume 365 Page 869 of the Deed Records of Comal County, Texas. Said 97.97 acre tract of land being more particularly described by metes and bounds as follows:

**BEGINNING** at a found ½" iron rod with a plastic cap stamped "Bury & Partners" in the current southeast right-of-way line of Interstate Highway 35 (I.H. 35), a variable width public right-of-way, for the most easterly corner of a called 0.020 acre tract of land as conveyed to the State of Texas of record in Document No. 9906030874 of the Official Public records of Comal County, Texas, for the most west corner of Lot 1, Block "A", of the Canyon Crossroads Subdivision Plat of record in Document No. 201106028280 of the Map and Plat Records of Comal County, Texas, in the northeast line of said 2.028 acre tract and for the most northerly corner of the tract described herein, from which a found "x" in concrete for the west end of a cutback at the intersection of I.H. 35 and F.M. 306 bears, N 47° 22' 18" E, a distance of 1162.81 feet;

**THENCE:** S 43° 30' 05" E, departing the southeast right-of-way line of I.H. 35 and along and with the northeast line of said 2.028 acre tract and the southwest line of said Lot 1, at a distance of 657.49 feet passing a found ½" iron rod with a plastic cap stamped "Bury & Partners" for the south corner of said Lot 1 and the west corner of Lot 6, Block "A", Replat of Lot 2, Canyon Crossroads Subdivision of record in Document No. 201206016264 of the Map and Plat Records of Comal County, Texas, and continuing along and with the southwest line of Lot 6 and the northeast line of said 2.028 acre tract, a total distance of 1456.05 feet to a found ½" iron rod (bent) for the east corner of said 2.028 acre tract, the south corner of said Lot 6, in the northwest line of said 4.225 acre tract, in the northwest line of said 96.26 acre tract and for an interior corner of the tract described herein;

**THENCE:** N 45° 03' 35" E, along and with the northwest line of the 4.225 acre tract and the 96.26 acre tract, and the southeast line of Lot 6, a distance of 369.73 feet to a found ½" iron rod for the an interior corner of Lot 6, the north corner of said 4.225 acre tract and 96.26 acre tract, and a north exterior corner of the tract described herein;

**THENCE:** S 43° 58' 01" E, along and with a southwest line of said lot 6, the southwest line of Lot 1, Block 1, of the Creekside Fire Station Subdivision Plat of record in Document No. 201006023741 of the Map and Plat Records of Comal County, Texas, the southwest line of a called 5.395 acre tract of land as conveyed to the City of New Braunfels of record in Document No. 200606042906 of the Official Public Records of Comal County, Texas (now known as Creekside Crossing, a 150 foot wide public right-of-way), the northeast line of the 4.225 acre tract and the 96.26 acre tract, a distance of 1505.89 feet to a found ½" iron rod for the most southerly corner of said 5.395 acre tract, the most westerly corner of a called 6.529 acre tract of land as conveyed to the City of New Braunfels of record in Document No.

200606042905 of the Official Public Records of Comal County, Texas, the most northerly corner of Lot 14R1, of the Amending Plat of lots 8R, 14R, and 32R of Creekside Wellness Center Establishing Lots 8R1, 14R1 and 32R of Creekside Wellness Center of record in Document no. 201306033846 of the Map and Plat Records of Comal County, Texas, for the east corner of the 96.26 acre tract and the tract described herein, from which a found ½" iron rod with a plastic cap stamped "TEAM" bears, S 38° 38' 50" E, a distance of 0.16 feet;

**THENCE: S 45° 01' 44" W**, along and with the westerly line of said Lot 14R1, a distance of **369.20 feet** to a found ½" iron rod with a plastic cap stamped "Hollmig" for an interior corner of said Lot 14R1 and an exterior corner of the tract described herein;

**THENCE: S 45° 29' 57" W**, along and with the northwest lines of Lot 14R1, at a distance of 912.00 feet, a found ½" iron rod with a plastic cap stamped "HMT" for the west corner of said Lot 14R1 and the north corner of a called 82.76 acre tract of land as conveyed to KB Home Lone Star Inc., of record in Document No. 201406004602 of the Official Public Records of Comal County, Texas, continuing along and with the northwest line of the 82.76 acre tract, at a distance of 2001.79 feet, a found ½" iron rod with a plastic cap stamped "HMT" for the west corner of said 82.76 acre tract and a northwest exterior corner of a called 36.90 acre tract of land as conveyed to KB Home Lone Star Inc., of record in Document No. 201606006903 of the Official Public Records of Comal County, Texas, and continuing along and with the northwest line of said 36.90 acre tract, a total distance of **3694.97 feet** to a set ½" iron rod with a blue plastic cap stamped "KFW SURVEYING" in the northeast right-of-way line of South Kowald Road (also being the northeast line of a called 0.295 acre tract of land as conveyed to the County of Comal of record in Volume 140 Page 563 of the Deed Records of Comal County, Texas), at the most westerly corner of said 36.90 acre tract, in the southeast line of said 96.26 acre tract and for the most southerly corner of the tract described herein;

**THENCE: N 43° 16' 27" W**, along and with the northeast right-of-way line of South Kowald Road and the 0.295 acre tract, a distance of **793.41 feet** to a set ½" iron rod with a blue plastic cap stamped "KFW SURVEYING" for the north corner of said 0.295 acre tract, the most southerly corner of Comal Farms Subdivision, Unit One, a plat of record in Volume 12 Pages 217-218 of the Map and Plat Records of Comal County, Texas, in the northwest line of said 96.26 acre tract and for the most westerly corner of the tract described herein;

**THENCE:** Departing the northeast right-of-way line of South Kowald Road and along and with the common line between said Comal Farms Subdivision and the 96.26 acre tract, the following two (2) courses:

1. **N 45° 21' 50" E**, a distance of **2719.37 feet** to a found ½" iron rod for the most easterly corner of said Comal Farms Subdivision, an interior corner of the 96.26 acre tract and the tract described herein, and
2. **N 44° 29' 27" W**, a distance of **703.79 feet** to a found ½" iron rod with a blue plastic cap stamped "KFW SURVEYING" for the south corner of Lot 1 of the New Braunfels Storage Subdivision Plat of record in Volume 13 Page 101 of the Map and Plat Records of Comal County, Texas, a southwest exterior corner of the 96.26 acre tract and the tract described herein;

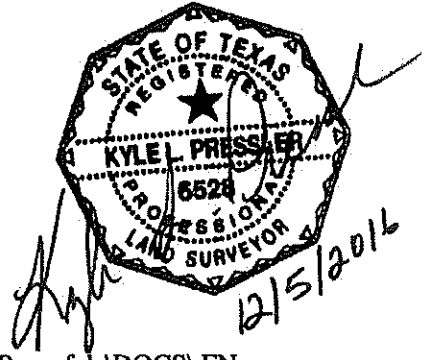
**THENCE: N 45° 29' 59" E**, along and with the northwest line of the 96.26 acre tract, the southeast line of said Lot 1, the southeast line of a called 7.66 acre tract of land as conveyed to Barbara Nell Dean of record in Document No. 200306047820 of the Official Public Records of Comal County, Texas and the southeast line of Lot 3, Block 1 of the Richter Estates Subdivision Plat of record in Volume 7 Page 64 of the Map and Plat Records of Comal County, Texas, a distance of **911.95 feet** to a point for the west

corner of the 4.225 acre tract, the east corner of said Lot 3, the south corner of the 2.028 acre tract and an interior corner of the tract described herein, from which a found ½" iron rod (leaning) bears, N 19° 09' 21" W, a distance of 0.45 feet;

**THENCE: N 43° 30' 05" W**, along and with the northeast line of Lot 3 and Lot 1, both of said Richter Estates Subdivision, and the southwest line of the 2.028 acre tract, a distance of **1458.50 feet** to a set ½" iron rod in the current southeast right-of-way line of I.H. 35, for the south corner of the 0.020 acre tract, the most easterly corner of a called 0.076 acre tract of land as conveyed to the State of Texas of record in Document No. 200106035524 of the Official Public records of Comal County, Texas and for a southwest exterior corner of the tract described herein, from which a found ½" iron rod in the current southeast right-of-way line of I.H. 35 and for the south corner of said 0.076 acre tract bears, S 45° 22' 17" W, a distance of 227.32 feet;

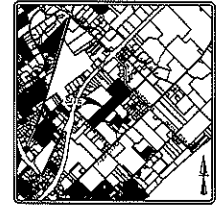
**THENCE: N 45° 22' 17" E**, along and with the current southeast right-of-way line of I.H. 35, also being the southeast line of said 0.020 acre tract, a distance of **60.01 feet** to the **POINT OF BEGINNING** and containing **97.97 acres**, more or less, in the City of New Braunfels, Comal County, Texas. Said tract being described in accordance with a survey prepared by KFW Surveying. Bearings are based on NAD83 (2011) Texas State Plane South Central Zone, 4204. Distances recited herein are surface distances using an average combined scale factor of 0.99985790106.

Job No.: 16-139  
Prepared by: KFW Surveying  
Date: December 2, 2016  
File: S:\Draw 2016\16-139 95 Acres Timmerman Tract - New Braunfels\DOCS\FN - 97.97 Acres



**GENERAL NOTES**

1. THE PROPOSED LAND USE WITHIN THIS CONCEPT PLAN IS A MIXED USE DEVELOPMENT INCLUDING COMMERCIAL, MULTIFAMILY, AND HIGH DENSITY RESIDENTIAL.
2. THIS CONCEPT PLAN IS PROPOSED AS A SUPPLEMENTARY AVENUE COLLECTOR WITH AN AGRICULTURAL USE TO CONFORM TO THE NEW BRAUNFELS 2017 REGIONAL TRANSPORTATION PLAN. ALL STREETS OUTSIDE OF THE AVENUE COLLECTOR WILL BE THE TYPICAL 30' RIGHT-OF-WAY REGIONAL COLLECTOR AND PARKING WHEELS THROUGHOUT.
3. ALL PUBLIC STREETS WILL BE CONSTRUCTED TO THE CITY OF NEW BRAUNFELS DESIGN STANDARDS.
4. ELECTRIC AND UTILITY CABLEMENT LOCATIONS WILL BE DETERMINED DURING THE ENGINEERING DESIGN PHASE OF THE PROJECT. CABLEMENTS WILL BE RECORDED WITH THE FINAL PLAN FOR EACH LOT.

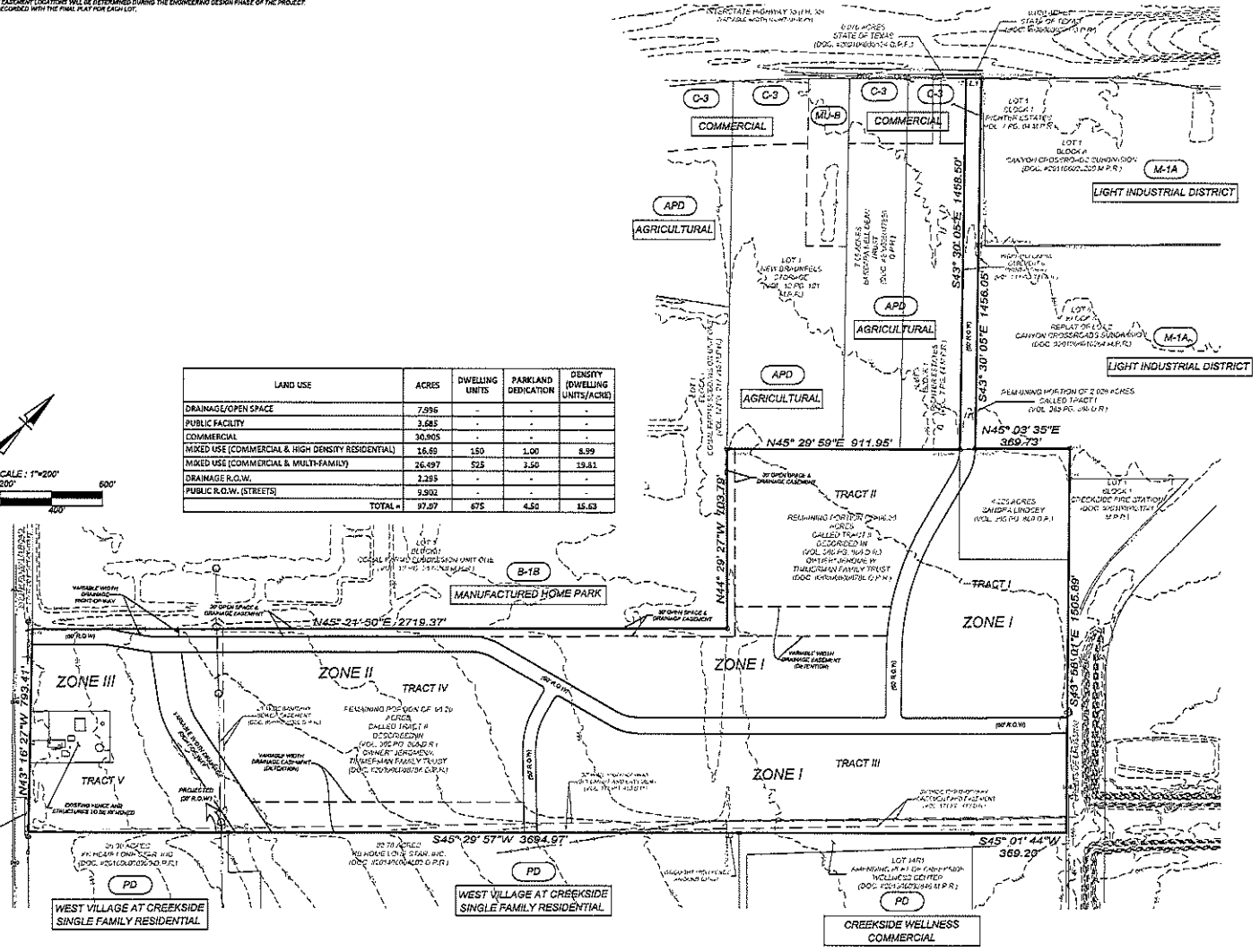
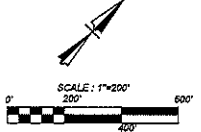


**KFW**  
 ENGINEERS  
 3001 HANCOCK BLVD SUITE 100  
 SAN ANTONIO, TX 78205  
 PHONE: (214) 343-1111  
 FAX: (214) 343-1112

**LEGEND**

- PROPERTY BOUNDARY
- FORMED BOUNDARY
- PROPOSED RIGHT-OF-WAY
- UNDEVELOPED ZONING
- RESERVED LAND USE
- EXISTING BENCH MARK
- EXISTING WATER MAIN
- EXISTING GAS MAIN
- EXISTING FIRE MAIN
- EXISTING OVERHEAD UTILITY
- EXISTING OVERHEAD ELECTRIC
- EXISTING Z CONTOURS

LAND USE	ACRES	DWELLING UNITS	PARKLAND DEDICATION	DENSITY (DWELLING UNITS/ACRES)
DRAINAGE/OPEN SPACE	7.996	-	-	-
PUBLIC FACILITY	3.685	-	-	-
COMMERCIAL	30.905	-	-	-
MIXED USE (COMMERCIAL & HIGH DENSITY RESIDENTIAL)	16.69	150	1.00	8.99
MIXED USE (COMMERCIAL & MULTI-FAMILY)	26.497	525	1.50	19.81
DRAINAGE R.O.W.	2.289	-	-	-
PUBLIC R.O.W. (STREETS)	9.902	-	-	-
<b>TOTAL</b>	<b>97.97</b>	<b>675</b>	<b>4.50</b>	<b>15.63</b>



**Line Table**

Line 1	1/8" = 1' HORIZONTAL	1/8" = 1' VERTICAL
Line 2	1/8" = 1' HORIZONTAL	1/8" = 1' VERTICAL

**OWNER/DEVELOPER:**  
 SOLIMS LANDING, LLC  
 648 S CASTELL AVE  
 NEW BRAUNFELS, TX  
 PHONE: (830) 387-4110

**ENGINEER:**  
 KFW ENGINEERS  
 3421 PASEANOS PKWY, STE. 200  
 SAN ANTONIO, TX 78221  
 PHONE: (214) 979-8444  
 FAX: (214) 979-8441

CONCEPT PLAN - SOLIMS LANDING  
 PLANNED DEVELOPMENT DISTRICT  
 NEW BRAUNFELS, TX.

JOB NO: 2024-01  
 DATE: DECEMBER 2024  
 DRAWN BY: ENGINEER: BK  
 SHEET NUMBER:

PDD

EXHIBIT "C"

THIS DOCUMENT HAS BEEN PREPARED FROM MATERIAL THAT WAS STOPPED, APPROVED, TRANSMITTED, SILENTLY OR NOT, AND MAY HAVE BEEN INCOMPLETELY ALTERED. RELY ONLY ON PAPER, HANDWRITTEN MATERIALS BEARING THE SIGNATURE OF THE ORIGINAL SIGNATOR AND NOT THIS COPY.

# Development Standards

MU-B" high intensity mixed use district.

Purpose. The MU-B High Intensity Mixed Use District is intended to provide for a mixture of more intense retail, office, and industrial uses in close proximity to enable people to live, work and shop in a single location. Bed-and-breakfast establishments could also be located in this district. Pedestrian walkways and open areas are desired in order to promote a pedestrian-friendly environment.

(a) Authorized uses. Uses permitted by right shall be those set forth in the Land Use Matrix in Section 4 of this Chapter. The allowed uses in the district, which are intended to be identical with those listed in the Land Use Matrix, are as follows.

(1) Uses permitted by right:

- Residential uses:

Accessory building/structure  
Bed and breakfast inn (see Sec. 5.6)  
Boardinghouse/lodging house  
Community home (see definition)  
Dormitory (in which individual rooms are for rental)  
Hospice

Multifamily (apartments/condominiums – at least five units)  
Residential use in buildings with the following non-residential uses  
Townhouse (at least five lots)  
Zero lot line / patio homes

- Non-residential uses:

Accounting, auditing, bookkeeping, and tax preparations  
Adult day care (no overnight stay)  
Adult day care (with overnight stay)  
Ambulance service (private)  
Amphitheater  
Amusement devices/arcade (four or more devices)  
Amusement services or venues (indoors) (see Sec. 5.13)  
Athletic fields  
Bakery (retail)  
Bank, savings and loan, or credit union  
Bar/Tavern  
Barber/beauty College (barber or cosmetology school or college)  
Barber/beauty shop, haircutting (non-college)  
Battery charging station  
Bicycle sales and/or repair  
Billiard / pool facility  
Bio-medical facilities  
Book binding  
Book store

Amusement services or venues (outdoors)  
Animal grooming shop  
Answering and message services  
Antique shop  
Armed services recruiting center  
Art dealer / gallery  
Artist or artisan's studio  
Assembly/exhibition hall or areas  
Assisted living facility / retirement home  
  
Bowling alley/center (see Sec. 5.13)  
Bus passenger stations  
Cafeteria / café / delicatessen  
Campers' supplies  
Child day care / children's nursery (business)  
Church/place of religious assembly  
Civic/conference center and facilities  
Clinic (dental)  
Clinic (emergency care)  
Clinic (medical)  
Club (private)  
Coffee shop



Commercial amusement concessions and facilities  
Communication equipment - installation and/or repair  
Computer and electronic sales  
Computer repair  
Confectionery store (retail)  
Consignment shop  
Convenience store with or without fuel sales  
Country club (private)  
Credit agency  
Curio shops  
Custom work shops  
Dance hall / dancing facility (see Sec. 5.13)  
Day camp  
Department store  
Drapery shop / blind shop  
Driving range  
Drug sales/pharmacy  
Electronic assembly/high tech manufacturing  
Fair ground  
Farmers market (produce market - wholesale)  
Fire Station  
Florist  
Food or grocery store with or without fuel sales  
Food processing (no outside public consumption)  
Fraternal organization/civic club (private club)  
Frozen food storage for individual or family use  
Furniture sales (indoor)  
Golf course (public or private)  
Golf course (miniature)  
Governmental building or use with no outside storage  
Handicraft shop  
Hardware store  
Health club (physical fitness; indoors only)  
Heating and air-conditioning sales / services  
Home repair and yard equipment retail and rental outlets  
Hospital, general (acute care/chronic care)  
Hospital, rehabilitation  
Hotel/motel  
Hotels/motels - extended stay (residence hotels)  
Ice delivery stations (for storage and sale of ice at retail only)  
Kiosk (providing a retail service)  
Laboratory equipment manufacturing  
Laundromat and laundry pickup stations  
Leather products manufacturing  
Limousine / taxi service  
Market (public, flea)  
Martial arts school  
Medical supplies and equipment  
Microbrewery (onsite manufacturing and sales)  
Motion picture studio, commercial film  
Motion picture Theater (indoors)  
Motion picture Theater (outdoors, drive-in)  
Museum  
Needlework shop  
Nursing/convalescent home/sanitarium  
Offices, brokerage services  
Offices, business or professional  
Offices, computer programming and data processing  
Offices, consulting  
Offices, engineering, architecture, surveying or similar  
Offices, health services  
Offices, insurance agency  
Offices, legal services - including court reporting  
Offices, medical offices  
Offices, real estate  
Offices, security/commodity brokers, dealers, exchanges and financial services  
Park and/or playground (private or public)  
Parking lots (for passenger car only) (not as incidental to the main use)  
Parking structure / public garage  
Pet shop / supplies (10,000 sq. ft. or less)  
Pet store (more than 10,000 sq. ft.)  
Photo engraving plant  
Photographic printing/duplicating/copy shop or printing shop  
Photographic studio (no sale of cameras or supplies)  
Photographic supply  
Public recreation/services building for public park/playground areas  
Publishing/printing company (e.g., newspaper)  
Radio/television shop, electronics, computer repair

Rappelling facilities  
 Recreation buildings (public or private)  
 Recycling kiosk  
 Refreshment/beverage stand  
 Research lab (non-hazardous)  
 Restaurant with drive through  
 Restaurant/prepared food sales  
 Retail store and shopping center  
 Retirement home/home for the aged  
 Rodeo grounds  
 School, K-12 (public or private)  
 School, vocational (business/commercial trade)  
 Security monitoring company  
 Security systems Installation Company  
 Shopping center  
 Specialty shops in support of project guests and tourists  
 Studios (art, dance, music, drama, reducing, photo, interior decorating, etc.)  
 Tailor shop  
 Tattoo or body piercing studio  
 Telemarketing agency  
 Telephone exchange (office and other structures)  
 Tennis court (commercial)

Theater (non-motion picture; live drama)  
 Travel agency  
 University or college (public or private)  
 Upholstery shop (non-auto)  
 Used or second hand merchandise/furniture store  
 Veterinary hospital with or without outside animal runs or kennels) with the exception that outdoor kennels may not be used between the hours of 9:00 p.m. and 7:00 a.m. and are prohibited adjacent to residential  
 Video rental / sales  
 Waterfront amusement facilities – swimming / wading pools /bathhouses  
 Water storage (surface, underground or overhead), water wells and pumping stations that are part of a public or municipal system  
 Wholesale sales offices and sample rooms  
 Woodworking shop (ornamental)

Any comparable business or use not included in or excluded from any other district described herein.

(2) Conflict. In the event of conflict between the uses listed in the Land Use Matrix and those listed in Subsection (1), the uses listed in this subsection shall be deemed those authorized in the district.

(b) Maximum height, minimum area and setback requirements:

(1) Non-residential uses.

- (i) Height. 100 Feet
- (ii) Front building setback. No front building setback required.
- (iii) Side building setback. No side building setback is required.
- (iv) Rear building setback. Five feet minimum with an additional two feet required for each story above 24 feet, up to a maximum setback of 25 feet; there shall be no encroachment or overhangs into this required rear building setback.
- (v) Residential setback. Where a non-residential building or a multifamily development of more than three units abuts a one or two family use or zoning district, the setback from the residential property line shall be at least 20 feet plus one foot for each foot of building height over 20 feet.

- (vi) Minimum lot area. The minimum internal lot area shall be 6,000 square feet or 7,000 square feet for a corner lot.
  - (viii) Minimum lot frontage: 60 feet.
  - (ix) Lot depth. 100 feet.
  - (x) Parking. See Section 5.1 for other permitted uses' parking.
- (2) Multifamily dwellings.
- (i) Height. 100 Feet
  - (ii) Front building setbacks. 25 feet.
  - (iii) Rear building setback. 25 feet.
  - (iv) Side building setback. A side building setback of 20 feet shall be provided. Buildings on corner lots shall have 15-foot side building setbacks adjacent to the street where the rear lot lines of the corner lots coincide with the rear lot lines of the adjacent lots. Buildings on corner lots shall have 25-foot side building setbacks adjacent to the street where the rear lines of the corner lots coincide with the side lot lines of the adjacent lots.
  - (v) Garage setback. Where a driveway is located in front of a garage, the garage shall be setback 20 feet from the right-of-way or the driveway to the garage shall be at least 20 feet long to provide enough space for a vehicle to park without overhanging into the right-of-way, if the garage door is closed. (See Illustration 8 in Sec. 5.1-1)
  - (vi) Parking and accessory uses. Parking may encroach into the interior side and rear building setback as long as a solid screening fence or wall of six to eight feet in height is erected along the interior side and rear property lines. Accessory uses such as swimming pools, tennis courts and playgrounds will not be permitted within any required yard.
  - (vii) Width of lot. The minimum width of an interior lot shall be 60 feet and the minimum width of a corner lot shall be 70 feet.
  - (viii) Density. No maximum.
  - (ix) Lot area 20,000 square feet.
  - (x) Distance between structures. There shall be a minimum of 10 feet between structures side by side; a minimum of 20 feet between structures side by front or rear; a minimum of 40 feet between structures front to front; a minimum of 20 feet between structures backing rear to rear, and a minimum of 20' between structures front to rear.
  - (xii) Lot depth. 100 feet.
  - (xiii) Parking.

For apartments, apartment hotel units and other multifamily dwellings, off-street parking spaces shall be provided in accord with the following schedule:

1. One-bedroom apartment or unit . . . 1 1/2 spaces
2. Two-bedroom apartment or unit . . . 2 spaces
3. Each Additional bedroom . . . 1/2 space

4. Each dwelling unit provided exclusively for low income elderly occupancy . . . 3/4 space ("Low income elderly" is defined as any person 55 years of age or older with low or moderate income, according to HUD standards.)

(3) Townhouses.

- (i) Height. 30 feet
- (ii) Front building setback. 10 feet. If front entry garages/carports are provided, a minimum front yard of 20 feet shall be provided to the garage/carport.
- (iii) Side building setback. No side building setbacks are required for interior lots except the minimum distance between two building groups shall be 20 feet and the minimum distance between a building group and any abutting subdivision boundary or zoning district boundary line shall be 20 feet. Buildings on corner lots shall have 15-foot side building setbacks adjacent to the street, except where the rear lot line of a corner lot coincides with a side lot line of an adjacent lot, then 25-foot minimum side yards adjacent to the street shall be provided.
- (iv) Garage setback. Where a driveway is located in front of a garage, the garage shall be setback 20 feet from the right-of-way or the driveway to the garage shall be at least 20 feet long to provide enough space for a vehicle to park without overhanging into the right-of-way, if the garage door is closed.
- (v) Rear building setback. No building shall be constructed closer than ten feet from the rear property line. If the rear of the lots abut any other residential zoning district, the rear building setback shall have a minimum depth of 20 feet.
- (vi) Width of lot. Interior lots shall have a minimum width of 25 feet. Corner lots shall have a minimum width of 40 feet except where the rear lot line of a corner lot coincides with a side lot line of an adjacent lot, then the corner lot shall have a minimum width of 50 feet.
- (vii) Lot depth. 100 feet.
- (viii) Lot area per family. 2,500 square feet.
- (ix) Common open space. A minimum of 250 square feet of common open space per lot shall be provided within the townhouse project. In computing the required common open space, individually owned townhouse lots, required front, rear, or side setbacks, streets, alleys, or public rights-of-way of any kind, vehicular drives, parking areas, service drives, or utility easements containing or permitting overhead pole carried service shall not be included. Drainage easements and detention ponds may be used in computing common open space.
- (x) Building group. There shall be no less than five lots. There shall be no less than two nor more than eight individual dwelling units in each building or dwelling group. Each building group shall be at least 20 feet from any other building group, measured from the nearest points of their foundations. Each building or building group shall be at least 20 feet from any subdivision or zoning district boundary line. (xi) Accessory buildings. Any detached accessory buildings permitted, except carports open on at least two sides, shall be set at least three feet away from the side lot line unless their walls are equal in fire resistance to the common walls of the main structure. Detached carports, open on at least two sides,

may be built to the property line with no common wall required. Rear building setback for an accessory building shall be three feet. Any accessory building permitted in district "R-1" shall be permitted in district "TH."

- (xii) Parking. There shall be at least two off-street parking spaces for each townhouse.
- (4) Zero lot line / patio homes.
- (i) Height. 30 feet.
  - (ii) Front building setback. 10 feet. If front entry garages/carports are provided, a minimum front yard of 20 feet shall be provide to the garage/carport.
  - (iii) Side building setback. There shall be no side building setback required on one side of the lot and a minimum of 10 feet in the opposite side yard. If the side of the lot abuts any other residential zoning district, that side building setback shall have a minimum of ten feet. The dwelling on the "no side building setback required" side may be off-set from the property line by no more than one foot.
  - (iv) Corner lots. Buildings on corner lots shall provide a minimum exterior side building setback of 10 feet. If entry to a garage/carport is provided on the exterior side, a minimum yard of 20 feet shall be provided to the garage/carport.
  - (v) Rear building setback. If rear entry garages/carports are provided from an alley, the rear building setback shall have a minimum depth of 20 feet. If no alley is provided and garage/carport entries are from the front, the rear building setback shall have a minimum depth of 10 feet. If the rear of the lots abut any other residential zoning district, the rear building setback shall have a minimum depth of 20 feet.
  - (vi) Width of lot. 35 feet.
  - (vii) Lot area. 3000 square feet.
  - (viii) Lot depth. 80 feet.
  - (ix) Minimum area zoned. Not less than three lots with common side lot lines will be zoned for zero lot line homes. When facing on the same street within the same block, mixing of ZH structures and other residential structures will not be allowed. However, this does not preclude other residential uses on one side of a street with ZH uses on the opposite side of the street within the same block or different blocks.
  - (x) Zero lot line wall. No door or window openings shall be built into the side wall facing the zero lot line except those that are more than three feet from the property line and screened by a masonry wall at least eight feet in height so that the opening(s) is not visible from the adjoining property. (See Illustration 3, "ZH-A" district)
  - (xi) Maintenance, drainage and overhang easement. A maintenance, drainage and overhang easement of five feet shall be provided on each lot that is adjacent to a lot with a zero setback allowance. This easement shall be for the purpose of maintaining the wall and foundation that is adjacent to one side property line to provide for proper maintenance and drainage.

- (xii) Overhang. Eaves and gutters may overhang the zero lot line side of the lot by no more than 18 inches. If there is an overhang over the lot line, a gutter is required such that roof runoff shall not be deposited over the lot line onto adjoining property.
  - (xiii) Parking. There shall be at least two off-street parking spaces for each zero lot line home. See Section 5.1 for other permitted uses' parking.
- (5) Additional Standards- Whenever there appears to be a conflict between the Solms Landing PDD and the base zoning, the requirements specifically set forth in this document shall prevail unless otherwise stated.

#### Design-

- Design all sites and buildings, and the lower floors of buildings in particular, so that they promote pedestrian activity and provide an active, continuous pedestrian-oriented street edge along public sidewalks.
- Design buildings and sites to provide visual variety and enhance the overall sense of place.
- Regulate building heights and orientation so as to protect and enhance views to and from established landmarks, natural features and skylines.
- Choose Primary Materials in compliance with Section 5.22-4 of the New Braunfels standards that are important to shaping a coherent urban form. In addition to visual attractiveness, exterior building materials serve as the primary form of the interior space of the building.
- Ensure the building facades visible from public spaces contribute to an attractive streetscape and skyline.
- Locate surface parking, individual garages and parking garages to reduce their visual impact.

#### Vertical Mixed Use-

- A use on the ground floor must be different from a use on an upper floor.
- The second floor may be designed to have the same use as the ground floor so long as there is at least one more floor above the second floor that has a different use from the first two floors.
- At least one of the floors shall contain residential dwelling units or office space.
- Any commercial uses allowed in the base zoning district within proposed PDD may be allowed at the ground-floor level in VMU buildings.
- All VMU buildings will conform to the standards of the base zoning

#### Building Standards-

- Galleries and arcades shall be a minimum of 6 feet in width
- Utilizing rooftops for restaurants, bars, amenities, and gardens is allowable.
- Exhaust / venting, trash containers and noise-generating mechanical systems shall not be placed adjacent to the walkway in a manner that diminishes the comfort of pedestrians.
- Ventilation devices shall not be located in the pedestrian zone.
- Mechanical Equipment and Dumpsters whether located on the ground or rooftop shall be screened from public view.
- Ground Floors of Nonresidential Buildings- Minimum 12 feet, measured floor to floor
- Ground Floors of Residential Buildings- Minimum 8 feet measured floor to ceiling
- Upper Floors All Buildings- Minimum 8 feet measured floor to ceiling. Parking structures are exempt from this requirement

- Height maximums will be lower than the base zoning across Solms Landing. Unless otherwise stated in Zone specific standards, the height requirements will be as follows:
- Non-Residential uses- 100 feet
- Multi Family Dwellings- 100 feet
- Townhomes- 30 feet
- Zero Lot Line Homes- 30 feet
- Building Coverage ratio for non-residential uses is not to exceed 40%
- Building Coverage ratio for residential and multifamily uses is not to exceed 60%
- Maximum floor to area ratio is not to exceed 1.5 : 1

#### Greenspace Standard-

- A continuous walkway or public use area shall be located along the greenway.
- Connect green spaces to establish an unified network of pocket parks, green spaces and walking trails

#### Landscaping

- Developments that are set back from the street shall incorporate landscaping such as bushes, flowers and other plantings.
- Pots and planters shall be of 50% clay, concrete, ceramic, resin or masonry materials.
- Irrigation shall be provided to ensure the life of the tree.
- Trees shall be a minimum of 2" caliper.
- Refer to the City of New Braunfels' Zoning Ordinance Section 5.2 for acceptable trees and bushes.

#### Lighting Standards

- Pedestrian lights shall be spaced a maximum of 60 feet apart in the urban greenway areas.
- Pedestrian lights shall be made of steel, aluminum, or any other material that is proven to be equally durable, cost effective and easy to maintain.
- Pedestrian light poles shall provide easy serviceability, maintenance and replacement.
- Light source height shall not exceed 16 feet above grade.

#### Bollard Standards

- Concealed mounting.
- 24" to 30" in height.
- Removable bollards shall be provided where necessary for emergency / service functions.

Paving Materials- Paving materials shall be easy to maintain, attractive and sustainable. The materials shall not detract from the primary purpose of the space. Appropriate materials include the following:

- Concrete / Pervious Concrete
- Crushed stone meeting TDLR requirements- only allowed on trails within the private property and not authorized for public sidewalks or for parking without approval from the City Engineer pursuant to Section 5.1-1 of the Zoning Ordinance.
- Masonry Pavers
- Composite Decking
- Any other similarly primary material that meets and is in compliance with City Design Standards

#### Residential Standards-

- Ground floor residential uses shall provide a clear delineation between public and private space through the use of a patio, landscaped yard, or raised landing. Such delineation shall not conflict with any pertinent accessibility requirements
- Zero lot line homes and townhomes will be designed with front porch configurations that front onto a private or public street or onto a pedestrian open space with a pedestrian walkway.
- Require homes to have alley access to garages with the exception of lots directly adjacent to water or green features

#### Parking Standards-

- Parking ratios will adhere to city guidelines dependent upon end use tenant mix based on requirements laid out in Section 5.1-3 of Planning's Zoning Ordinance
- Parking lots shall provide cross access across property lines to adjacent parking lots to encourage internal circulation and reducing on street conflicts.
- Landscaped parking lot islands, planting beds, and vegetated filter strips will be provided throughout various areas to enhance the overall "beautification" of this development.
- Planting beds and/or vegetated filter strips will serve as a landscape buffer between the parking lots and "business development" areas

#### Zone 1

- Development shall include layering of building heights and styles increasing in height as development moves away from the public right-of-way. Styles of buildings shall vary in design elements, scale, height, building orientation and features to prevent a monotone feel
- Maximum height for Non-Residential and Multi Family- 100 feet

#### Zone 2

- Maximum height for Non-Residential and Multi Family- 60 feet

#### Zone 3

- Maximum height for Non-Residential and Multi Family- 40 feet