

Mayor and Council Communication

DATE: 01/25/22

M&C FILE NUMBER: M&C 22-0057

LOG NAME: 06AX-21-012 AUTOZONE PROPERTY – OWNER INITIATED

SUBJECT

(Future CD 7) Conduct Public Hearing, Authorize Execution of Municipal Services Agreement and Consider Adopting Ordinance for the Proposed Owner-Initiated Annexation of Approximately 0.8642 Acres of Land in Tarrant County, Known as AutoZone Avondale, Located North of Willow Creek Drive and Along the Northern Edge of Avondale Haslet Road, in the Far North Planning Sector, AX-21-012

(PUBLIC HEARING - a. Report of City Staff: Jennifer Roberts; b. Public Comment; c. Council Action: Close Public Hearing and Act on M&C)

RECOMMENDATION:

It is recommended that the City Council:

1. Conduct public hearing for the proposed owner-initiated annexation of approximately 0.8642 acres of land in Tarrant County, known as AutoZone Avondale, located north of Willow Creek Drive and along the northern edge of Avondale Haslet Road, in the Far North Planning Sector, AX-21-012, as shown on Exhibit A;
2. Authorize execution of Municipal Services Agreement between the City and property owners, AutoZone Parts Inc.; and
3. Adopt ordinance annexing AX-21-012 for full purposes.

DISCUSSION:

On October 22, 2021, representatives for the property owners AutoZone Parts Inc., submitted a request for full-purpose annexation of the property shown on Exhibit A into the City of Fort Worth. The subject property is located in the City's extraterritorial jurisdiction in Tarrant County. The site is located west of Willow Creek Drive, and along the northern edge of Avondale Haslet Road. The owner-initiated annexation, which is approximately 0.8642 acres, is consistent with the urban development annexation criteria as established by the City's Annexation Policy. The subject area is currently agricultural land and the property owner's proposal of commercial type development is consistent with the future land use map of the 2021 Comprehensive Plan.

On December 8, 2021, the related zoning case (ZC-21-215) was heard by the Zoning Commission, and the commission voted to recommend approval of the requested zoning to City Council. The requested zoning is "E" Neighborhood Commercial with Conditional Use Permit for auto parts sales.

Subchapter C-3 of Chapter 43 of the Texas Local Government Code (LGC) provides for the process of annexation of an area upon a request of an owner of land. Section 43.0672 of the LGC requires a municipality that elects to annex an area upon the request of an owner first negotiate and enter into a written agreement with the owners of land in the area for the provision of municipal services.

The agreement must include:

1. A list of each service the municipality will provide on the effective date of the annexation; and
2. A schedule that includes the period within which the municipality will provide each service that is not provided on the effective date of the annexation.

The municipal services agreement includes these provisions in accordance with state law.

The site proposed for annexation is located fully within the City of Fort Worth's Certificate of Convenience and Necessity (CCN) which grants the City exclusive rights to provide retail water and/or sewer utility service. The site will be included in the 20-Year Planned Service area which will be part of the 2022 Comprehensive Plan update. The 2022 Comprehensive Plan update is scheduled for City Council action in March 8, 2022.

The proposed uses were considered while assessing the financial impact to the General Fund. A fiscal impact analysis was prepared by Planning & Data Analytics with the assistance of other City Departments. City tax revenue is expected to have a positive fiscal impact over the next ten years after the proposed development has been built. Based on the operating costs projected from the Police, Code Compliance and Transportation and Public Works Departments, the fiscal impact shows a slightly negative effect to the General Fund for the first year, but will have a positive impact thereafter. Therefore, due to the ability of the area to meet the City's criteria for full-purpose annexation staff recommends approval of the requested owner-initiated annexation, AX-21-012.

The City Council will conduct a public hearing on the proposed annexation. The public hearing is an opportunity for persons interested in the annexation to be heard. Once the City Council has conducted the required public hearing, Council may close the hearing and vote on annexing AX-21-012 for full purposes.

If annexed, this property will become part of COUNCIL DISTRICT 7.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the above recommendations and adoption of the attached ordinance, the annexation will have a long-term positive impact to the General Fund.

Submitted for City Manager's Office by: Dana Burghdoff 8018

Originating Business Unit Head: D.J. Harrell 8032

Additional Information Contact: Leo Valencia 2497

Expedited