

### **AGENDA**

### **Planning and Zoning Commission**

Prosper Town Hall, Council Chambers 250 W. First Street, Prosper, Texas Tuesday, December 19, 2023 6:00 PM

Welcome to the Prosper Planning & Zoning Commission Meeting.

Citizens may watch the meeting live by using the following link: www.prospertx.gov/livemeetings

### **Addressing the Planning & Zoning Commission:**

Those wishing to address the Planning and Zoning Commission must complete the Public Comment Request Form located on the Town's website or in the Council Chambers.

**If you are attending in person**, please submit this form to the Town Secretary or the person recording the minutes for the Board/Commission prior to the meeting. When called upon, please come to the podium, and state your name and address for the record.

If you are watching online, please submit this form to the Town Secretary prior to 4:00 p.m. on the day of the meeting in order for your comments to be read into the record. The Town assumes no responsibility for technical issues beyond our control.

In compliance with the Texas Open Meetings Act, the Town Council/Board/ Commission may not deliberate or vote on any matter that does not appear on the agenda. The Council/Board/Commission, however, may provide statements of fact regarding the topic, request the topic be included as part of a future meeting, and/or refer the topic to Town staff for further assistance.

Citizens and other visitors attending Planning and Zoning Commission meetings shall observe the same rules of propriety, decorum, and good conduct applicable to members of the Commission. Any person making personal, impertinent, profane or slanderous remarks or who becomes boisterous while addressing the Commission or while attending the meeting shall be removed from the room, if so directed by the Mayor or presiding officer, and the person shall be barred from further audience before the Commission during that session of the meeting. Disruption of a public meeting could constitute a violation of Section 42.05 of the Texas Penal Code.

- 1. Call to Order / Roll Call.
- Pledge of Allegiance.

### **CONSENT AGENDA:**

Items placed on the Consent Agenda are considered routine in nature and are considered non-controversial. The Consent Agenda can be acted upon in one motion. Items may be removed from the Consent Agenda by the request of a Commission Member or staff.

- <u>3a.</u> Consider and act upon the minutes from the December 5, 2023, Planning & Zoning Commission meeting.
- 3b. Consider and act upon a request for a Preliminary Site Plan for Gates of Prosper, Phase 2, Block D, Lot 3, on 16.0± acres, located on the northwest corner of Greenway Drive and Richland Boulevard. The property is zoned Planned Development-67 (PD-67) Gates of Prosper. (DEVAPP-23-0162)

- 3c. Consider and act upon a request for a Revised Conveyance Plat for Gates of Prosper, Phase 3, Block B, Lots 2-6, on 32.9± acres, located north of US 380 and west of Preston Road. The property is zoned Planned Development-67 (PD-67) Gates of Prosper. (DEVAPP-23-0209)
- 3d. Consider and act upon a request for a Site Plan for Gates of Prosper, Phase 3, Block B, Lot 2, on 15.8± acres, located north of US-380 and west of Preston Road. The property is zoned Planned Development-67 (PD-67) Gates of Prosper. (DEVAPP-23-0164)
- <u>3e.</u> Consider and act upon a request for a Façade Plan for Gates of Prosper, Phase 3, Block B, Lot 2, on 15.8± acres, located north of US-380 and west of Preston Road. The property is zoned Planned Development-67 (PD-67) Gates of Prosper. (DEVAPP-23-0165)
- 3f. Consider and act upon a request for a Replat/Final Plat for Gates of Prosper, Phase 3, Block B, Lots 1R and 2, on 20.2± acres, located north of US 380 and west of Preston Road. The property is zoned Planned Development-67 (PD-67) Gates of Prosper. (DEVAPP-23-0188)
- 3g. Consider and act upon a request for a Final Plat for Windsong Ranch Phase 7G, on 44.4± acres, located north of First Street and west of Windsong Parkway. The property is zoned Planned Development-40 (PD-40) Windsong Ranch. (DEVAPP-23-0213)

### **CITIZEN COMMENTS**

The public is invited to address the Commission on any topic. However, the Commission is unable to discuss or take action on any topic not listed on this agenda. Please complete a "Public Comment Request Form" and present it to a staff member prior to the meeting.

### **REGULAR AGENDA:**

If you wish to address the Commission, please fill out a "Public Comment Request Form" and present it to the Chair, preferably before the meeting begins. Pursuant to Section 551.007 of the Texas Government Code, individuals wishing to address the Planning and Zoning Commission for items listed as public hearings will be recognized when the public hearing is opened. For individuals wishing to speak on a non-public hearing item, they may either address the Commission during the Citizen Comments portion of the meeting or when the item is considered by the Planning and Zoning Commission.

- 4. Conduct a Public Hearing and consider and act upon a request for a Planned Development for Mini-Warehouse/Public Storage, Restaurant, and Retail uses on 8.7± acres on Collin County School Land Survey, Abstract 147, Tracts 1-7 and 28, located on the northwest corner of North Coleman Street and West Prosper Trail. The property is zoned Agricultural and Commercial. (ZONE-23-0017)
- Conduct a Public Hearing to consider a request for a Specific Use Permit to allow Retail Stores and Shops, a Convenience Store (without Gas Pumps), Dry Cleaning, Minor, and Gymnastics/Dance Studio uses on 3.6± acres on Windsong Ranch Office Addition, Block A, Lot 2, located south of Parvin Road and east of North Teel Parkway. The property is zoned Planned Development-103 (PD-103) Windsong Ranch Office. (ZONE-23-0023)
- 6. Consider and act upon a request for a Preliminary Site Plan for Windsong Ranch Office Addition, Block A, Lot 2, on 3.6± acres, located south of Parvin Road and east of North Teel Parkway. The property is zoned Planned Development-103 (PD-103) Windsong Ranch Office. (DEVAPP-23-0184)

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- 7. Review actions taken by the Town Council and possibly direct Town Staff to schedule topic(s) for discussion at a future meeting.
- 8. Adjourn.

### CERTIFICATION

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted at Prosper Town Hall, located at 250 W. First Street, Prosper, Texas 75078, a place convenient and readily accessible to the general public at all times, and said Notice was posted by 5:00 p.m., on Friday, December 15, 2023, and remained so posted at least 72 hours before said meeting was convened.

Michelle Lewis Sirianni, Town Secretary

Date Notice Removed

Pursuant to Section 551.071 of the Texas Government Code, the Town Council reserves the right to consult in closed session with its attorney and to receive legal advice regarding any item listed on this agenda.

### NOTICE

Pursuant to Town of Prosper Ordinance No. 13-63, all speakers other than Town of Prosper staff are limited to three (3) minutes per person, per item, which may be extended for an additional two (2) minutes with approval of a majority vote of the Town Council.

**NOTICE OF ASSISTANCE AT PUBLIC MEETINGS:** The Prosper Town Council meetings are wheelchair accessible. For special services or assistance, please contact the Town Secretary's Office at (972) 569-1011 at least 48 hours prior to the meeting time.

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### **MINUTES**

### Regular Meeting of the Prosper Planning & Zoning Commission

Prosper Town Hall Council Chambers 250 W. First Street, Prosper, Texas Tuesday December 5, 2023, 6:00 p.m.



### 1. Call to Order / Roll Call

The meeting was called to order at 6:00 p.m.

Commissioners Present: Chair Brandon Daniel, Vice-Chair Damon Jackson, Secretary Cameron Reeves, Sekou Harris, Josh Carson, Glen Blanscet, John Hamilton.

Staff Present: David Hoover, AICP, Director of Development Services; Suzanne Porter, AICP, Planning Manager; Dakari Hill, Senior Planner; Jerron Hicks, Planner.

2. Recitation of the Pledge of Allegiance.

### 3. CONSENT AGENDA

3a. Consider and act upon the minutes from the November 7, 2023, Planning & Zoning Commission meeting.

Chair Daniel requested to pull Item 3a for review.

Motion by Commissioner Hamilton to approve Item 3a with revisions. Seconded by Vice Chair Jackson. Motion carried unanimously.

### **CITIZEN COMMENTS**

No comments were made.

### **REGULAR AGENDA**

4. Conduct a Public Hearing and consider and act upon a request for a Planned Development for a House of Worship on 26.1± acres, for Prosper School Church Addition, Block A, Lot 2, located north of West First Street and west of South Legacy Drive. The property is zoned Agricultural. (ZONE-23-0030)

Commissioners asked Town Staff about the 50 percent lot coverage increase, reclamation of the flood zone area, height limitation, the façade, and the rezoning to a Planned Development.

Mr. Hill answered that the reason for the 50 percent lot coverage is for possible future expansion and so they would not need to resubmit to the Planning & Zoning Commission. There is a correlation between building setbacks and building height. The Façade plan should be similar to what is being presented tonight. The reason for the Planned Development is to ensure that the zoning is compatible with the surrounding uses and allow the higher lot coverage for the proposed use.

Mr. Hoover commented that the Town does allow reclamation of floodplain areas, but it is unlikely that this would occur.

Chair Daniel opened the public hearing.

No comments were made.

Chair Daniel closed the public hearing.

Commissioner Blanscet made a motion to approve Item 4. Seconded by Commissioner Hamilton. Motion carried unanimously.

5. Conduct a Public Hearing to consider an ordinance amending Chapter 3, Section 1.4 – Conditional Development Standards and Chapter 4 – Development Requirements of the Town of Prosper Zoning Ordinance to modify requirements related to drive-throughs. (ZONE-23-0033)

Commissioners asked Town Staff for visual examples of the screening, clarification of the uses next to a drive through, why the change is needed, examples of other towns that have similar ordinances, if previously approved developments have to be brought back to the Planning & Zoning Commission, the height of a screening wall, the drive through island landscaping, impacts to adjacent property, the type of tree species, and timeline of tree growth.

Mrs. Porter answered that examples were provided in the staff report. The change being presented affects two restaurants with a drive-through next to each other, which would no longer be allowed. The amendments are being presented based on the recommendations within the Comprehensive Plan. The changes would apply to future development along the Commercial Corridor and other commercial areas. The previously approved developments would not have to be revised to the proposed standards. The tree growth timeline depends on the species of trees. The height of the wall has to be 8 feet if the lot is bordering a residential property. When a restaurant with a drive-through is across a major thoroughfare, per the Thoroughfare Plan, from a residential property, the regulations for adjacency to residential areas would not apply. The drive-through island defines the edge of the drive-through lanes.

Mr. Hoover commented that the drive-through restaurants cause heavy congestion, so if the Town spreads them out, it will lessen traffic congestion, especially at intersections. There are surrounding town that are older that are changing their ordinances to correct similar issues to drive throughs. The intent of the proposed ordinance is to provide adequate screening and not cluster shrubs and trees.

Chair Daniel opened the public hearing.

No comments were made.

Chair Daniel closed the public hearing.

Commissioners asked if the Town Staff could clarify the type of tree species used for the Drive Through screening.

Mr. Hoover answered that the Parks Department has a set list of trees that are allowed to be used during the plan review process.

Commissioner Harris made a motion to approve Item 5. Seconded by Vice-Chair Jackson Motion passed 5 to 2, Chair Daniel and Reeves opposed.

10. Review actions taken by the Town Council and possibly direct Town Staff to schedule topic(s) for discussion at a future meeting.

Mr. Hill stated that the Batch Plant Specific Use Permit, McDonalds Development Agreement and Ordinance, 209 E Fifth St. Development Agreement and Ordinance, 105 S Coleman St. Planned Development, 202 S. Parvin St Planned Development, and Dumpster screening and Automotive Sales amendments were approved by Town Council. The Multifamily Amendment was tabled to the December 12<sup>th</sup> Town Council Meeting.

11.

Adjourn.

The meeting was adjourned at 8:09 p.m.							
Dakari Hill, Senior Planner	Cameron Reeves, Secretary						

# PROSPER

A Place Where Everyone Matters

### **PLANNING**

To: Planning & Zoning Commission Item No. 3b

From: Dakari Hill, Senior Planner

Through: David Hoover, AICP, Director of Development Services

Cc: Suzanne Porter, AICP, Planning Manager

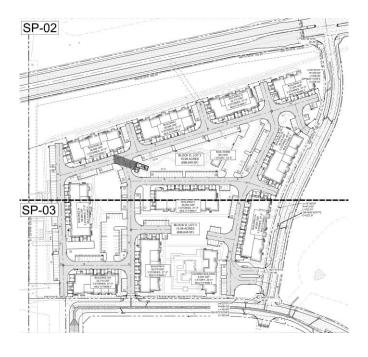
Re: Planning & Zoning Commission Meeting – December 19, 2023

### **Agenda Item:**

Consider and act upon a request for a Preliminary Site Plan for Gates of Prosper, Phase 2, Block D, Lot 3, on 16.0± acres, located on the northwest corner of Greenway Drive and Richland Boulevard. The property is zoned Planned Development-67 (PD-67) Gates of Prosper. (DEVAPP-23-0162)

### **Description of Agenda Item:**

The Preliminary Site Plan shows 12 buildings totaling 390,125 square feet for a multi-family development as shown below:



Access is provided from Greenway Drive and Richland Boulevard. The Preliminary Site Plan (DEVAPP-23-0162) conforms to the Planned Development-67 (PD-67) development standards.

As a companion item, the Revised Conveyance Plat (DEVAPP-23-0168) is also on the Planning & Zoning Commission agenda for December 19, 2023.

### **Attached Documents:**

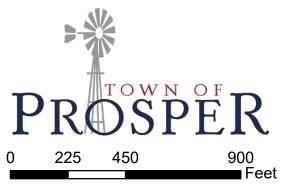
- 1. Location Map
- 2. Preliminary Site Plan

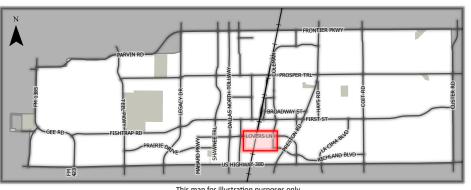
### **Town Staff Recommendation:**

Town Staff recommends approval of the Site Plan, subject to approval of preliminary engineering plans and compliance with fire code regulations.

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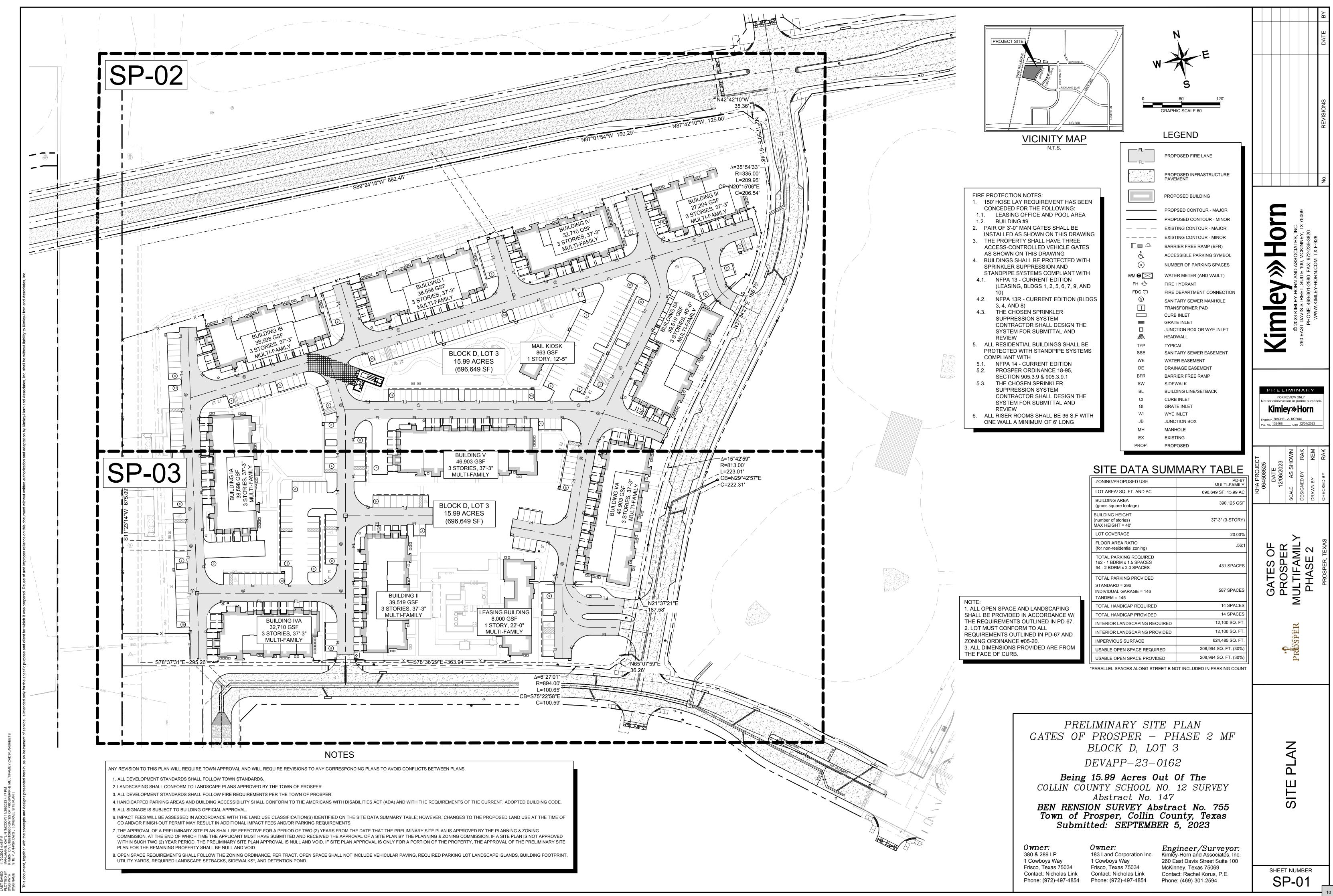




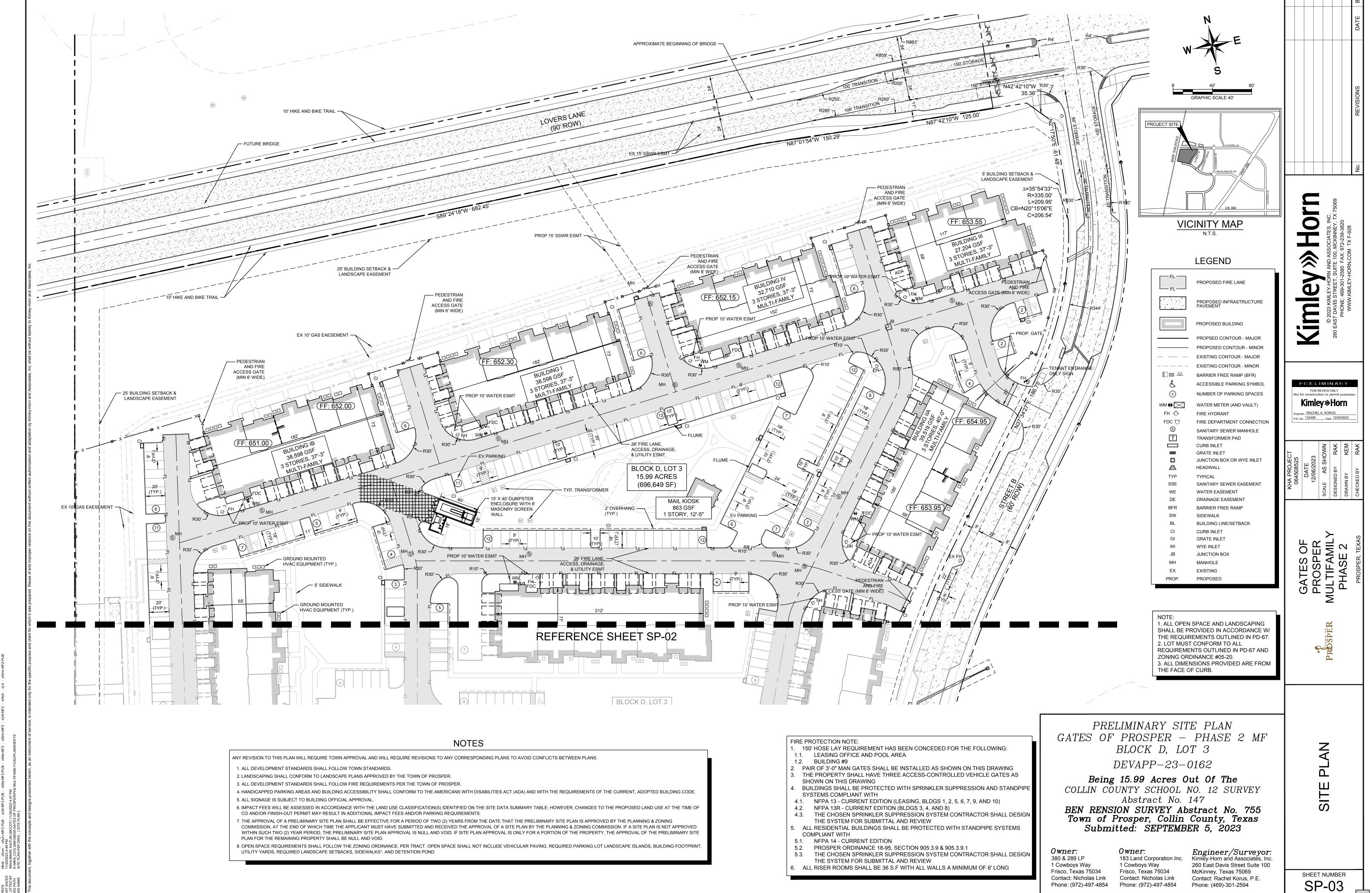
### **DEVAPP-23-0162**

Gates of Prosper Phase 2

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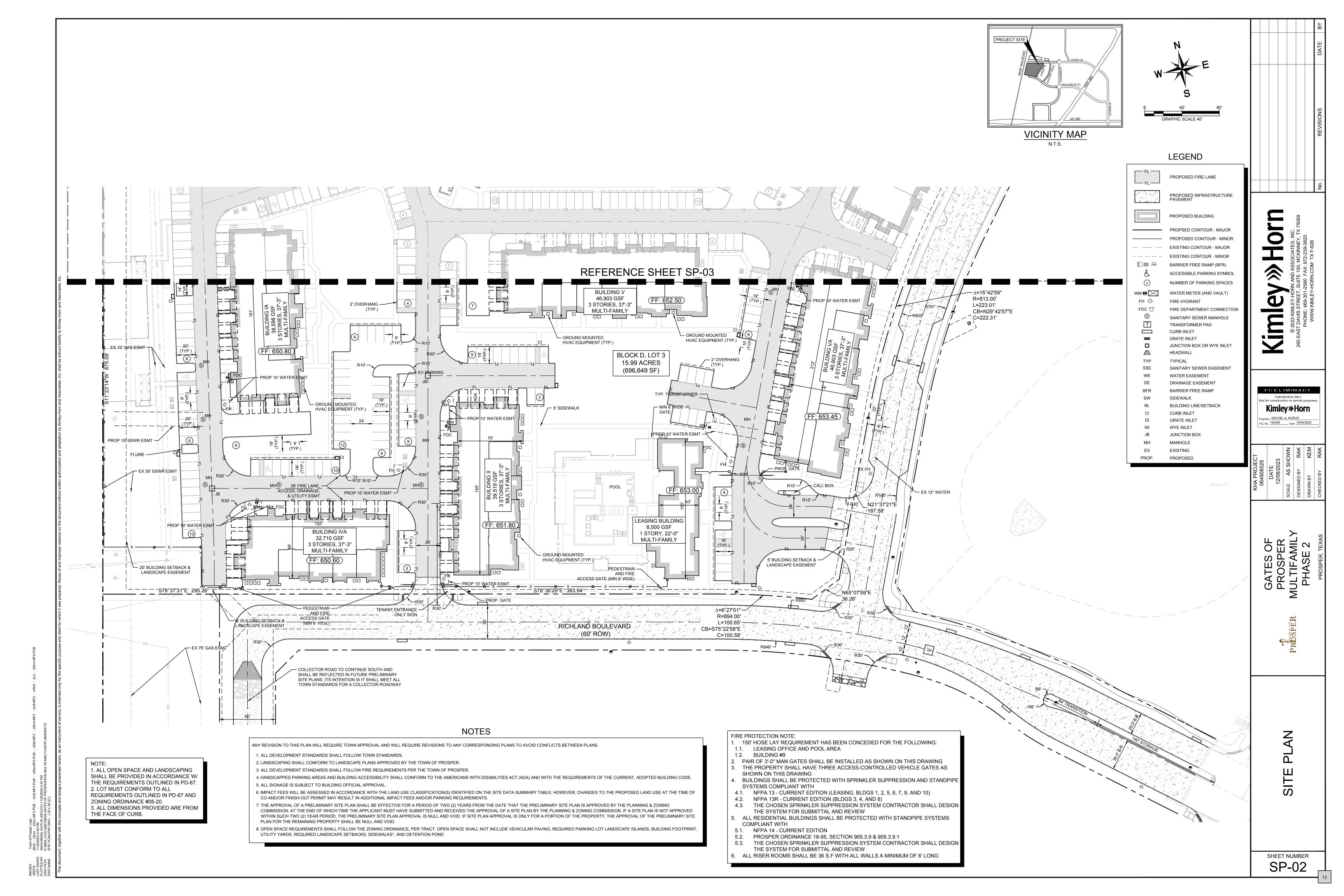


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### **PLANNING**

To: Planning & Zoning Commission Item No. 3c

From: Jerron Hicks, Planner

Through: David Hoover, AICP, Director of Development Services

Cc: Suzanne Porter, AICP, Planning Manager

Re: Planning & Zoning Commission Meeting – December 19, 2023

### **Agenda Item:**

Consider and act upon a request for a Revised Conveyance Plat for Gates of Prosper, Phase 3, Block B, Lots 2-6, on 32.9± acres, located north of US 380 and west of Preston Road. The property is zoned Planned Development-67 (PD-67) Gates of Prosper. (DEVAPP-23-0209)

### **Description of Agenda Item:**

The purpose of this Revised Conveyance Plat is to create Lots 2-6 and dedicate easements necessary for the development of Lot 2. The lots shown on this Revised Conveyance Plat are in conformance with the Preliminary Site Plan (D22-0054), which was approved on July 5, 2022. The plat conforms to the development standards of Planned Development-67.

As companion items, Site Plan (DEVAPP-23-0164), Façade Plan (DEVAPP-23-0165), and Replat/Final Plat (DEVAPP-23-0188) are on the Planning & Zoning Commission agenda for December 19, 2023.

### **Attached Documents:**

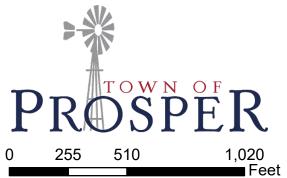
- 1. Location Map
- 2. Revised Conveyance Plat

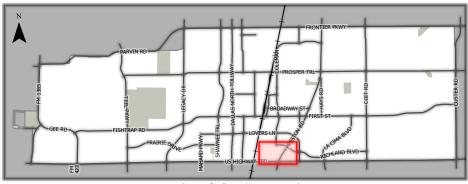
### **Town Staff Recommendation:**

Town Staff recommends approval of the Revised Conveyance Plat, subject to approval of all additions and/or alterations to the easements and dedications.

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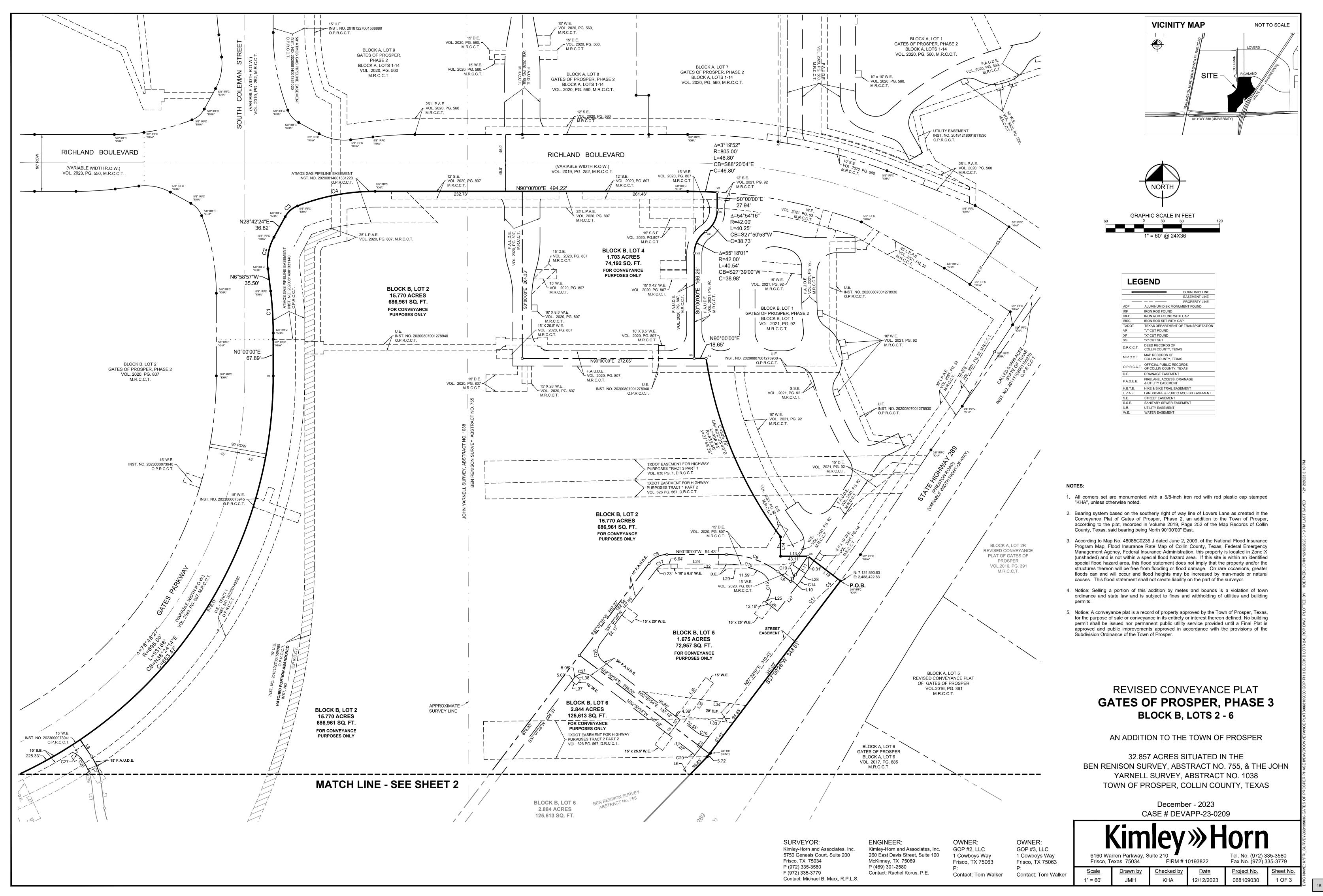


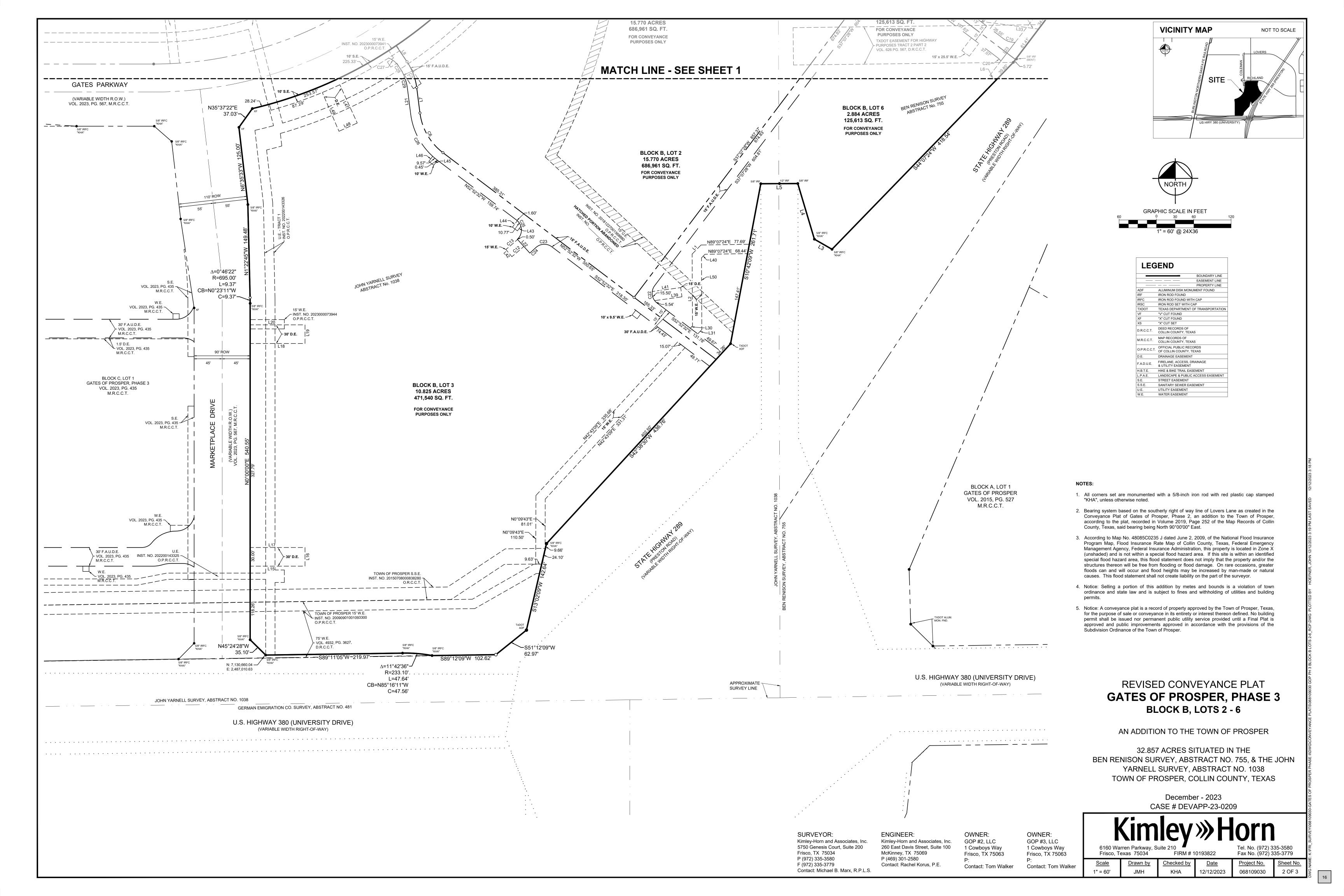
### **DEVAPP-23-0209**

Gates of prosper Phase 3 Block B, Lots 2- 6

14

Revised Conveyance Plat





### **OWNER'S CERTIFICATE**

### STATE OF TEXAS §

### COUNTY OF COLLIN §

**CURVE TABLE** 

C19 38°53'57" 30.00' 20.37' \$72°17'52"E

C20 | 15°33'54" | 30.00' | 8.15' | N45°03'57"W

WHEREAS, GOP #2, LLC, and GOP #3, LLC, are the owners of a tract of land situated in the Ben Renison Survey, Abstract No. 755, and the John Yarnell Survey, Abstract No. 1038, Town of Prosper, Collin County, Texas, and being a portion of Block B, Lot 2, Gates of Prosper, Phase 2, block B, Lots 1 & 2, as recorded in Volume 2020, Page 807, Map Records, Collin County, Texas, and being all of a called 4.448-acre tract, described as Tract 2, as described in a deed to GOP #2 LLC, as recorded in Instrument Number 20190605000641620. Official Public Records, Collin County, Texas, and all of a called 10.968-acre tract described as Tract 3, a called 12.608-acre tract described as Tract 4, and a called 9.281-acre tract described as Tract 5, all described in a deed to GOP #3 LLC, as recorded in Instrument Number 20220126000138830, Official Public Records, Collin County, Texas, and being more particularly described by metes and bounds as follows;

**BEGINNING** at a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the southernmost corner of Block B, Lot 1, Gates of Prosper, Phase 2, Block B, Lot 1, an addition to the Town of Prosper, as recorded in Volume 2021, Page 92, said Map Records, common to the easternmost corner of said Lot 2, same being on the westerly right-of-way line of State Highway 289 (also known as Preston Road)(variable width right-of-way);

### **THENCE** along the common line of said Lot 2 and said Preston Road the following courses and distances:

- South 37°09'28" West, a distance of 348.81 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" set for corner;
- South 44°07'24" West, a distance of 418.54 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" set for corner;
- North 60°08'40" West, a distance of 32.61 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" set for corner;
- North 16°37'20" West, a distance of 93.29 feet to a 5/8-inch iron rod found for corner;

### South 89°43'04" West, a distance of 59.48 feet to a 5/8-inch iron rod found for corner;

- South 10°42'09" West, a distance of 261.71 feet to a 3.25-inch aluminum disk "Texas Department of Transportation Right-of-Way Monument" found for corner:
- South 42°38'30" West, a distance of 436.76 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" set for corner;
- South 13°02'09" West, a distance of 142.64 feet to a 3.25-inch aluminum disk "Texas Department of Transportation Right-of-Way Monument" found for the north corner of a corner clip at said Preston Road and United States Highway 380 (also known as University Drive)(variable width right-of-way);

**THENCE** South 51°12'09" West, along said corner clip, a distance of 62.97 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" set for the south corner of said corner clip;

### **THENCE** along the common line of said Block B, Lot 2, and said University Drive the following courses and distances:

- South 89°12'09" West, a distance of 102.62 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner at the beginning of a non-tangent curve to the left with a radius of 233.10 feet, a central angle of 11°42'36", and a chord bearing and distance of North 85°16'11" West, 47.56 feet;
- In a westerly direction, with said non-tangent curve to the left, an arc distance of 47.64 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- South 89°11'05" West, a distance of 219.97 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the southerly corner of a corner clip at the intersection of the northerly right-of-way line of said University Drive and Marketplace Drive (variable width right-of-way)(Volume 2023, Page 567, said Map Records);

**THENCE** North 45°24'28" West, along said corner clip, a distance of 35.10 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" set for the north corner of said corner clip;

### **THENCE** along the easterly right-of-way line of said Marketplace Drive the following courses and distances:

- North 00°00'00" East, a distance of 540.55 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" set for corner at the beginning of a tangent curve to the left with a radius of 695.00 feet, a central angle of 00°46'22", and a chord bearing and distance of North 00°23'11" West, 9.37 feet;
- In a northerly direction, with said tangent curve to the left, an arc distance of 9.37 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" set for corner;
- North 01°22'45" West, a distance of 149.48 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- North 06°35'33" West, a distance of 125.00 feet to a "V" cut in concrete for the south corner of a corner clip at the easterly right-of-way line of said Marketplace Drive and the Gates Parkway (variable width right-of-way)(Volume 2023, Page 567, said Map Records);

CURVE TABLE

THENCE North 35°37'22" East, along said corner clip, a distance of 37.03 feet to an "X" cut in concrete for the north corner of said corner clip, same being at the beginning of a non-tangent curve to the left with a radius of 695.00 feet, a central angle of 76°48'27", and a chord bearing and distance of North 38°24'14" East, 863.47 feet;

### THENCE along the southerly right-of-way line of said Gates Parkway the following courses and distances:

- In a northerly direction, with said non-tangent curve to the left, an arc distance of 931.68 feet to an "X" cut in concrete for
- North 00°00'00" East, a distance of 67.89 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner, same being at the beginning of a tangent curve to the left with a radius of 546.00 feet, a central angle of 06°58'57", and a chord bearing and distance of North 03°29'29" West, 66.50 feet:
- In a northerly direction, with said tangent curve to the left, an arc distance of 66.54 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the south corner of a corner clip at the intersection of the easterly right-of-way line of said Gates Parkway and the southerly right-of-way line of the aforementioned Richland Parkway;

**THENCE** North 06°58'57" West, along said corner clip, a distance of 35.50 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the north corner of said corner clip, same being at the beginning of a tangent curve to the right with a radius of 83.00 feet, a central angle of 35°41'21", and a chord bearing and distance of North 10°51'43" East, 50.87 feet;

### **THENCE** along the southerly right-of-way line of said Richland Boulevard the following courses and distances:

- In a northerly direction, with said tangent curve to the right, an arc distance of 51.70 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- North 28°42'24" East, a distance of 36.82 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner, same being at the beginning of a tangent curve to the right with a radius of 38.00 feet, a central angle of 39°59'13", and a chord bearing and distance of North 48°42'00" East, 25.99 feet;
- In an easterly direction, with said tangent curve to the right, an arc distance of 26.52 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner same being at the beginning of a compound curve to the right with a radius of 338.00 feet, a central angle of 21°18'24", and a chord bearing and distance of North 79°20'48" East, 124.97 feet;
- In an easterly direction, with said compound curve to the right, an arc distance of 125.69 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- North 90°00'00" East, a distance of 494.22 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner, same being at the beginning of a tangent curve to the right with a radius of 805.00 feet, a central angle of 3°19'52", and a chord bearing and distance of South 88°20'04" East, 46.80 feet;
- In an easterly direction, with said tangent curve to the right, an arc distance of 46.80 feet to an "X" cut in concrete set for the north common corner of said Lot 2 and the aforementioned Lot 1;

### **THENCE** departing the southerly right-of-way line of said Richland Boulevard and along the common line of said Lots 1 and 2 the following courses and distances:

- South 00°00'00" East, a distance of 27.94 feet to an "X" cut in concrete set at the beginning of a non-tangent curve to the right with a radius of 42.00 feet, a central angle of 54°54'16", and a chord bearing and distance of South 27°50'53" West, 38.73
- In a southerly direction, with said non-tangent curve to the right, an arc distance of 40.25 feet to an "X" cut in concrete set at the beginning of a reverse curve to the left with a radius of 42.00 feet, a central angle of 55°18'01", and a chord bearing and distance of South 27°39'00" West, 38.98 feet;
- In a southerly direction, with said reverse curve to the left, an arc distance of 40.54 feet to an "X" cut in concrete set for corner;
- South 00°00'00" East, a distance of 166.26 feet to an "X" cut in concrete set for corner;
- North 90°00'00" East, a distance of 18.65 feet to an "X" cut in concrete set at the beginning of a non-tangent curve to the left with a radius of 632.50 feet, a central angle of 27°58'38", and a chord bearing and distance of South 22°38'40" East, 305.78
- In a southerly direction, with said non-tangent curve to the left, an arc distance of 308.84 feet to a 5/8-inch iron rod with red
- South 00°00'00" East, a distance of 30.75 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- North 90°00'00" East, a distance of 43.41 feet to an "X" cut in concrete set for corner;

LINE TABLE

L19 S00°00'03"E 30.00' L39 S82°07'28"W 44.32'

L20 N90°00'00"E 88.17' L40 N44°25'16"E

LINE TABLE

plastic cap stamped "KHA" found for corner;

LINE TABLE

South 52°46'40" East, a distance of 64.55 feet to the **POINT OF BEGINNING** and containing 1,431,263 square feet or 32.857 acres of land, more or less,

NO.	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD	NO.	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD
1	6°58'57"	546.00'	66.54'	N03°29'29"W	66.50'	C21	90°01'38"	20.00'	31.43'	S82°08'17"W	28.29'
C2	35°41'21"	83.00'	51.70'	N10°51'43"E	50.87'	C22	90°00'00"	20.00'	31.42'	S07°52'32"E	28.28'
C3	39°59'13"	38.00'	26.52'	N48°42'00"E	25.99'	C23	80°32'57"	20.00'	28.12'	N86°51'00"E	25.86'
C4	21°18'24"	338.00'	125.69'	N79°20'48"E	124.97'	C24	1°23'38"	530.00'	12.89'	N47°16'20"E	12.89'
C5	7°04'25"	219.00'	27.04'	N46°18'22"E	27.02'	C25	100°50'41"	20.00'	35.20'	N02°27'12"W	30.83'
26	45°37'31"	95.00'	75.65'	S30°03'46"E	73.67'	C26	45°37'31"	110.00'	87.59'	N30°03'46"W	85.30'
27	26°52'15"	95.00'	44.55'	N20°41'08"W	44.15'	C27	29°25'09"	29.99'	15.40'	N56°00'54"W	15.23'
C8	52°52'32"	35.00'	32.30'	S63°33'44"W	31.17'	C28	13°30'22"	77.04'	18.16'	N33°36'55"W	18.12'
C9	37°09'28"	135.00'	87.55'	N71°25'16"W	86.02'	C29	19°59'07"	77.04'	26.87'	N16°52'10"W	26.74'
210	3°21'24"	138.00'	8.08'	N35°28'46"E	8.08'						
C11	12°17'38"	241.00'	51.71'	S43°41'46"W	51.61'						
C12	2°48'41"	515.50'	25.30'	N49°22'29"E	25.29'						
C13	2°49'41"	500.50'	24.70'	N49°22'59"E	24.70'						
C14	3°21'24"	150.00'	8.79'	S35°28'46"W	8.79'						
C15	100°55'07"	30.00'	52.84'	N13°18'06"W	46.27'						
C16	26°14'20"	120.00'	54.95'	N76°52'50"W	54.48'						
C17	52°52'32"	20.00'	18.46'	S63°33'44"W	17.81'						
C18	89°58'22"	20.00'	31.41'	S07°51'43"E	28.28'						

### NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

THAT WHEREAS, GOP #2, LLC, and GOP #3, LLC, acting herein by and through its duly authorized officer, does hereby certify and adopt this final plat designating the herein above described property as GATES OF PROSPER, PHASE 3, BLOCK B, LOTS 2 - 6, an addition to the Town of Prosper, and does hereby dedicate to the public use forever, the streets and alleys shown thereon. **GOP #2, LLC, and GOP #3, LLC,** do herein certify the following:

### 1. The streets and alleys are dedicated for street and alley purposes.

- 2. All public improvements and dedications shall be free and clear of all debt, liens, and/or encumbrances.
- 3. The easements and public use areas, as shown, are dedicated for the public use forever for the purposes indicated on this
- 4. No buildings, fences, trees, shrubs, or other improvements or growths shall be constructed or placed upon, over or across the easements as shown, except that landscape improvements may be placed in landscape easements if approved by the Town of
- 5. The Town of Prosper is not responsible for replacing any improvements in, under, or over any easements caused by
- 6. Utility easements may also be used for the mutual use and accommodation of all public utilities desiring to use or using the same unless the easement limits the use to particular utilities, said use by public utilities being subordinate to the public's and
- 7. The Town of Prosper and public utilities shall have the right to remove and keep removed all or parts of any buildings, fences, trees, shrubs, or other improvements or growths which may in any way endanger or interfere with the construction, maintenance, or efficiency of their respective systems in the easements.
- 8. The Town of Prosper and public utilities shall at all times have the full right of ingress and egress to or from their respective easements for the purpose of constructing, reconstructing, inspecting, patrolling, maintaining, reading meters, and adding to or removing all or parts of their respective systems without the necessity at any time procuring permission from anyone.
- 9. All modifications to this document shall be by means of plat and approved by the Town of Prosper.

This plat approved subject to a	all platting ordinances, rules,	, regulations and resolutions o	of the Town of Prosper, Texa	S
WITNESS, my hand, this the	day of		, 2023.	

BY: GOP #2, LLC

BY:

Authorized Signature

Tom Walker, CFO Printed Name and Title

STATE OF TEXAS § COUNTY OF COLLIN §

BEFORE ME, the undersigned, a Notary Public in and for The State of Texas, on this day personally appeared Tom Walker,

known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Notary Public, State of Texas

BY: GOP #3, LLC

BY:

**Authorized Signature** 

Tom Walker, CFO

Printed Name and Title

STATE OF TEXAS

COUNTY OF COLLIN §

BEFORE ME, the undersigned, a Notary Public in and for The State of Texas, on this day personally appeared Tom Walker, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the \_\_\_\_\_ day of \_\_\_\_\_

Notary Public, State of Texas

### FIRE LANE EASEMENT

The undersigned covenants and agrees that he (they) shall construct upon the fire lane easements, as dedicated and shown hereon, a hard surface payed in accordance with Town standards and that he (they) shall maintain the same in a state of food repair at all times and keep the same free and clear of any structures, fenced trees, shrubs, or other improvements or obstruction, including but not limited to the parking, loading, or unloading of motor vehicles, trailers, boats, or other impediments to the access of fire apparatus. The maintenance of pavement in accordance to Town standards of the fire lane easements is the responsibility of the owner, and the owner shall post and maintain signage in accordance to Town standards in conspicuous places along the fire lanes. stating "Fire Lane, No Parking". The police or their duly authorized representative is hereby authorized to cause such fire lanes and utility easements to be maintained free and unobstructed at all times for fire department and emergency use.

### **ACCESS EASEMENT**

The undersigned covenants and agrees that the access easement(s) may be utilized by any person of the general public for ingress and egress to other real property, and for the purpose of general public vehicular use and access, and for the Fire Department, Police, and emergency us in along, upon, and across said premises, with the right and privilege at all time of the Town of Prosper, its agents, employees, workmen and representatives having ingress, egress, and regress in, along, upon, and across said premises.

The area or areas shown on the plat as "Street Easement" are hereby given and granted to the Town of Prosper (Called "Town") its successor and assigns, as an easement to construct, reconstruct, operate, repair, re-build, replace, relocate, alter, remove and perpetually maintain street and highway facilities, together with all appurtenances and incidental improvements, in, upon and across certain real property owned by Grantor. Appurtenances and incidental improvements include, but are not limited to, curbs, gutters, inlets, aprons, traffic signs with or without attached flashing lights, guard rails, sidewalks, buried conduits, buried Town utilities, and underground franchise utilities. Street Easements shall remain accessible at all times and shall be maintained by the Owners of the lot or lots that are traversed by, or adjacent to the Street Easement. After doing any work in connection with the construction, operation or repair of the street and highway facilities, the Town shall restore the surface of the Street Easements as close to the condition in which it was found before such work was undertaken as is reasonably practicable, except for trees, shrubs and structures within the Street Easement that were removed as a result of such work

> SURVEYOR: Kimley-Horn and Associates, Inc. 5750 Genesis Court, Suite 200 Frisco, TX 75034 P (972) 335-3580 F (972) 335-3779

> > Contact: Michael B. Marx, R.P.L.S

**ENGINEER:** Kimley-Horn and Associates, Inc. 260 East Davis Street, Suite 100 McKinney, TX 75069

Contact: Rachel Korus, P.E.

P (469) 301-2580

OWNER: GOP #2, LLC 1 Cowboys Way Frisco, TX 75063

OWNER: GOP #3, LLC

1 Cowboys Way Contact: Tom Walker

Frisco, TX 75063 Contact: Tom Walker

### **SURVEYOR'S CERTIFICATE**

Know All Men By These Presents: That I, Michael B. Marx, do hereby certify that I prepared this plat and the field notes made a part thereof from an

actual and accurate survey of the land and that the corner monuments shown thereon were properly placed under my personal supervision, in accordance with the Subdivision Regulations of the Town of Prosper, Texas.

Dated this the \_\_\_\_\_\_ day of \_\_\_\_\_\_, 2023.

Registered Professional Land Surveyor No. 5181

THIS DOCUMENT SHALL

NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT

### STATE OF TEXAS §

Michael B. Marx

Frisco, Texas 75034

Phone 972-335-3580

Fax 972-335-3779

### COUNTY OF COLLIN §

Kimley-Horn and Associates, Inc.

6160 Warren Pkwy., Suite 210

BEFORE ME, the undersigned, a Notary Public in and for The State of Texas, on this day personally appeared Michael B. Marx, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the \_\_\_\_\_ day of \_\_\_\_

Notary Public, State of Texas

### CERTIFICATE OF APPROVAL

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by the Planning & Zoning Commission of the Town of Prosper, Texas. Town Secretary **Engineering Department** Development Services Department

### REVISED CONVEYANCE PLAT **GATES OF PROSPER, PHASE 3** BLOCK B, LOTS 2 - 6

AN ADDITION TO THE TOWN OF PROSPER

32.857 ACRES SITUATED IN THE BEN RENISON SURVEY, ABSTRACT NO. 755, & THE JOHN YARNELL SURVEY, ABSTRACT NO. 1038 TOWN OF PROSPER, COLLIN COUNTY, TEXAS

> December - 2023 CASE # DEVAPP-23-0209



Frisco, Texas 75034 FIRM # 10193822 Fax No. (972) 335-3779 Project No. <u>Scale</u> <u>Drawn by</u> <u>Date</u> 12/12/2023 068109030



### **PLANNING**

To: Planning & Zoning Commission Item No. 3d

From: Jerron Hicks, Planner

Through: David Hoover, AICP, Director of Development Services

Cc: Suzanne Porter, AICP, Planning Manager

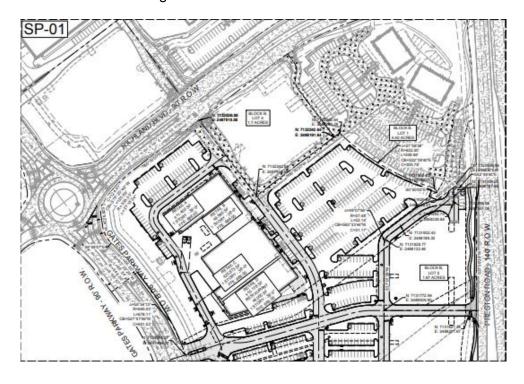
Re: Planning & Zoning Commission Meeting – December 19, 2023

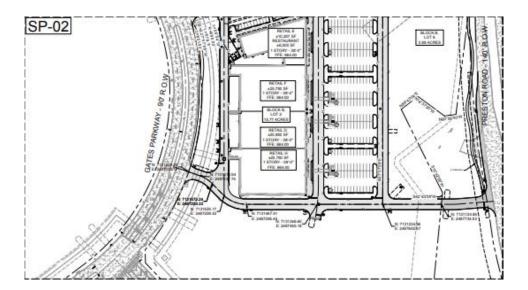
### **Agenda Item:**

Consider and act upon a request for a Site Plan for Gates of Prosper, Phase 3, Block B, Lot 2, on 15.8± acres, located north of US-380 and west of Preston Road. The property is zoned Planned Development-67 (PD-67) Gates of Prosper. (DEVAPP-23-0164)

### **Description of Agenda Item:**

The Site Plan shows two buildings on 15.8± acres for retail and restaurants as shown below:





Access is provided from Preston Road and Richland Blvd. The Site Plan (DEVAPP-23-0164) conforms to the Planned Development-67 (PD-67) development standards.

As companion items, Façade Plan (DEVAPP-23-0165), Final Plat (DEVAPP-23-0188), and Revised Conveyance Plat (DEVAPP-23-0209) are on the Planning & Zoning Commission agenda for December 19, 2023.

### **Attached Documents:**

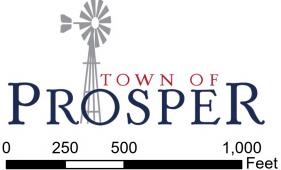
- 1. Location Map
- 2. Site Plan

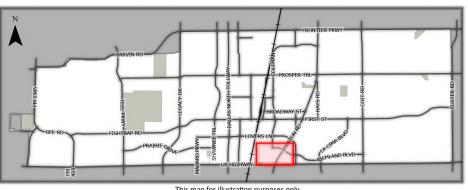
### **Town Staff Recommendation:**

Town Staff recommends approval of the Site Plan, subject to:

- 1. Town Council approval of the Façade Plan (DEVAPP-23-0209), and
- 2. Staff approval of civil engineering plans.





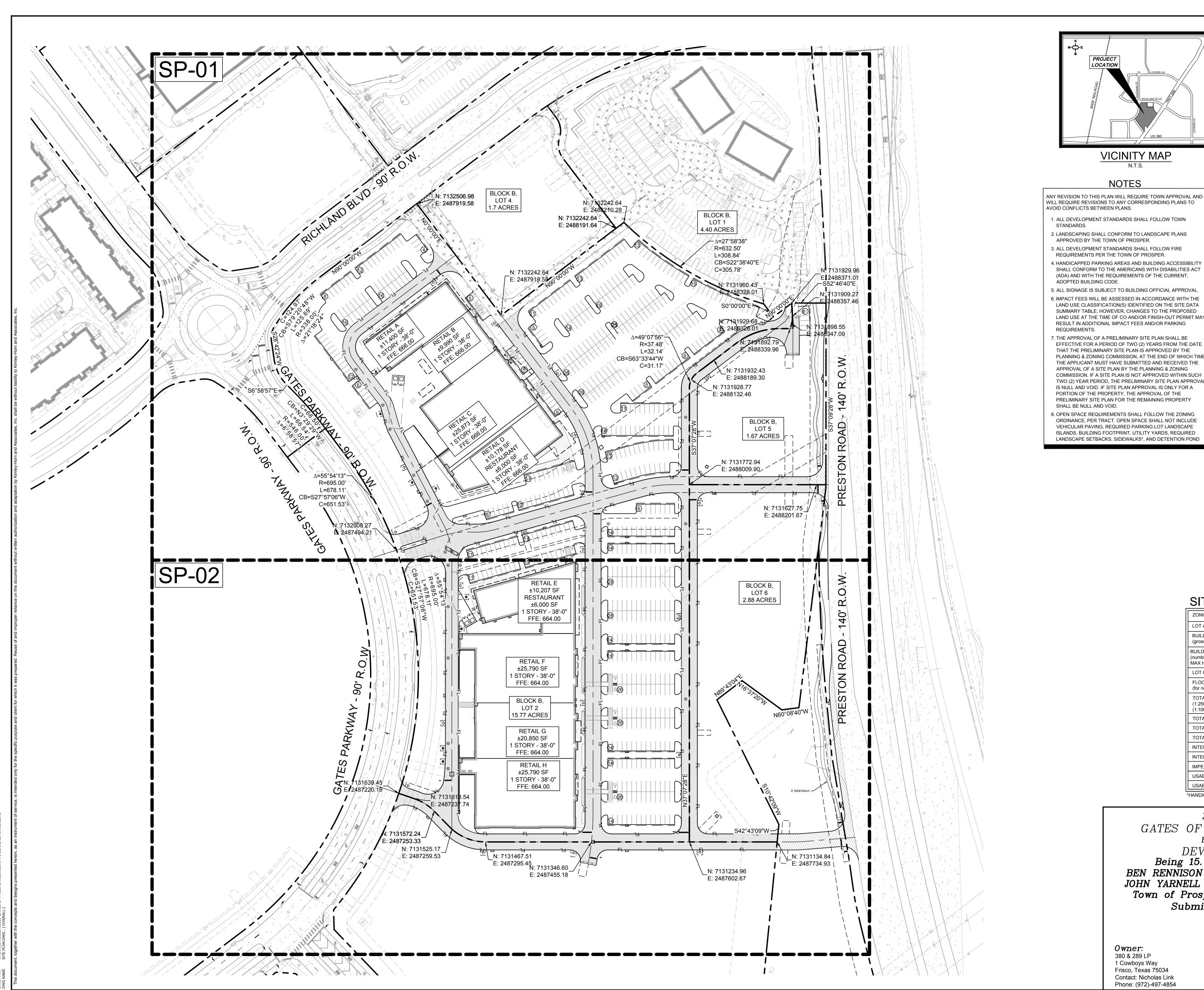


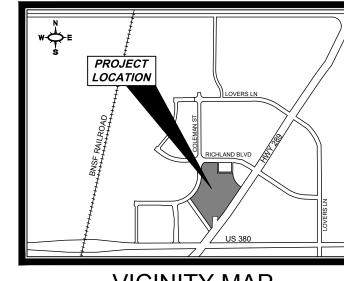
DEVAPP-23-0164

Gates of Prosper Phase 3, Block B, Lot 2

Site Plan







# **VICINITY MAP**

NOTES

APPROVED BY THE TOWN OF PROSPER.

ADOPTED BUILDING CODE.

SHALL BE NULL AND VOID.

REQUIREMENTS.

REQUIREMENTS PER THE TOWN OF PROSPER.

SHALL CONFORM TO THE AMERICANS WITH DISABILITIES ACT

LAND USE CLASSIFICATION(S) IDENTIFIED ON THE SITE DATA SUMMARY TABLE: HOWEVER, CHANGES TO THE PROPOSED

RESULT IN ADDITIONAL IMPACT FEES AND/OR PARKING

7. THE APPROVAL OF A PRELIMINARY SITE PLAN SHALL BE

LAND USE AT THE TIME OF CO AND/OR FINISH-OUT PERMIT MAY

EFFECTIVE FOR A PERIOD OF TWO (2) YEARS FROM THE DATE THAT THE PRELIMINARY SITE PLAN IS APPROVED BY THE

PLANNING & ZONING COMMISSION, AT THE END OF WHICH TIME

COMMISSION. IF A SITE PLAN IS NOT APPROVED WITHIN SUCH

TWO (2) YEAR PERIOD, THE PRELIMINARY SITE PLAN APPROVAL

IS NULL AND VOID. IF SITE PLAN APPROVAL IS ONLY FOR A

ORDINANCE, PER TRACT. OPEN SPACE SHALL NOT INCLUDE

LANDSCAPE SETBACKS, SIDEWALKS\*, AND DETENTION POND

VEHICULAR PAVING, REQUIRED PARKING LOT LANDSCAPE ISLANDS, BUILDING FOOTPRINT, UTILITY YARDS, REQUIRED

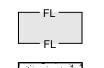
PORTION OF THE PROPERTY, THE APPROVAL OF THE PRELIMINARY SITE PLAN FOR THE REMAINING PROPERTY

THE APPLICANT MUST HAVE SUBMITTED AND RECEIVED THE

APPROVAL OF A SITE PLAN BY THE PLANNING & ZONING

(ADA) AND WITH THE REQUIREMENTS OF THE CURRENT,

### LEGEND



PROPOSED FIRE LANE



EXISTING PAVEMENT



EXISTING FIRE LANE

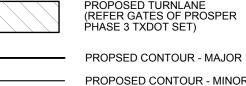


PROPOSED BUILDING



SSE

PROPOSED TURNLANE (REFER GATES OF PROSPER PHASE 3 TXDOT SET)



PROPOSED CONTOUR - MINOR EXISTING CONTOUR - MAJOR EXISTING CONTOUR - MINOR BARRIER FREE RAMP (BFR)

### ACCESSIBLE PARKING SYMBOL NUMBER OF PARKING SPACES WATER METER (AND VAULT)

FIRE HYDRANT FIRE DEPARTMENT CONNECTION SANITARY SEWER MANHOLE TRANSFORMER PAD **CURB INLET** 

**GRATE INLET** JUNCTION BOX OR WYE INLET HEADWALL

SANITARY SEWER EASEMENT WATER EASEMENT DRAINAGE EASEMENT BARRIER FREE RAMP SIDEWALK

BUILDING LINE/SETBACK **CURB INLET** GRATE INLET WYE INLET JUNCTION BOX

MANHOLE **EXISTING** PROPOSED TRENCH DRAIN

# SITE DATA SUMMARY TABLE

OTTE DATA GOIN	MAKI IADEL
ZONING/PROPOSED USE	PD-67/PD RETAIL/RESTAURANT
LOT AREA/ SQ. FT. AND AC	686,920 SF; 15.77 AC
BUILDING AREA (gross square footage)	152,078 GSF
BUILDING HEIGHT (number of stories) MAX HEIGHT = 40'	38' 1 (STORY)
LOT COVERAGE	22.14%
FLOOR AREA RATIO (for non-residential zoning)	.22:1
TOTAL PARKING REQUIRED (1:250 FOR RETAIL) (1:100 FOR RESTAURANT)	681 SPACES
TOTAL PARKING PROVIDED	683 SURFACE SPACES
TOTAL HANDICAP REQUIRED	14 SPACES
TOTAL HANDICAP PROVIDED	14 SPACES
INTERIOR LANDSCAPING REQUIRED	10,425 SQ. FT.
INTERIOR LANDSCAPING PROVIDED	10,425 SQ. FT.
IMPERVIOUS SURFACE	560,917 SQ. FT.
USABLE OPEN SPACE REQUIRED	48,084 SQ. FT. (7%)
USABLE OPEN SPACE PROVIDED	65,602 SQ. FT. (9%)

\*HANDICAP PARKING IS PROVIDED IN ACCORDANCE WITH TAS STANDARD

SITE PLAN GATES OF PROSPER, PHASE 3 BLOCK B, LOT 2

DEVAPP-23-0164 Being 15.77 Acres Out Of The BEN RENNISON SURVEY Abstract No. 755 JOHN YARNELL SURVEY Abstract No. 1038 Town of Prosper, Collin County, Texas Submitted: 09/05/2023

Owner:380 & 289 LP 1 Cowboys Way Frisco, Texas 75034 Contact: Nicholas Link Phone: (972)-497-4854

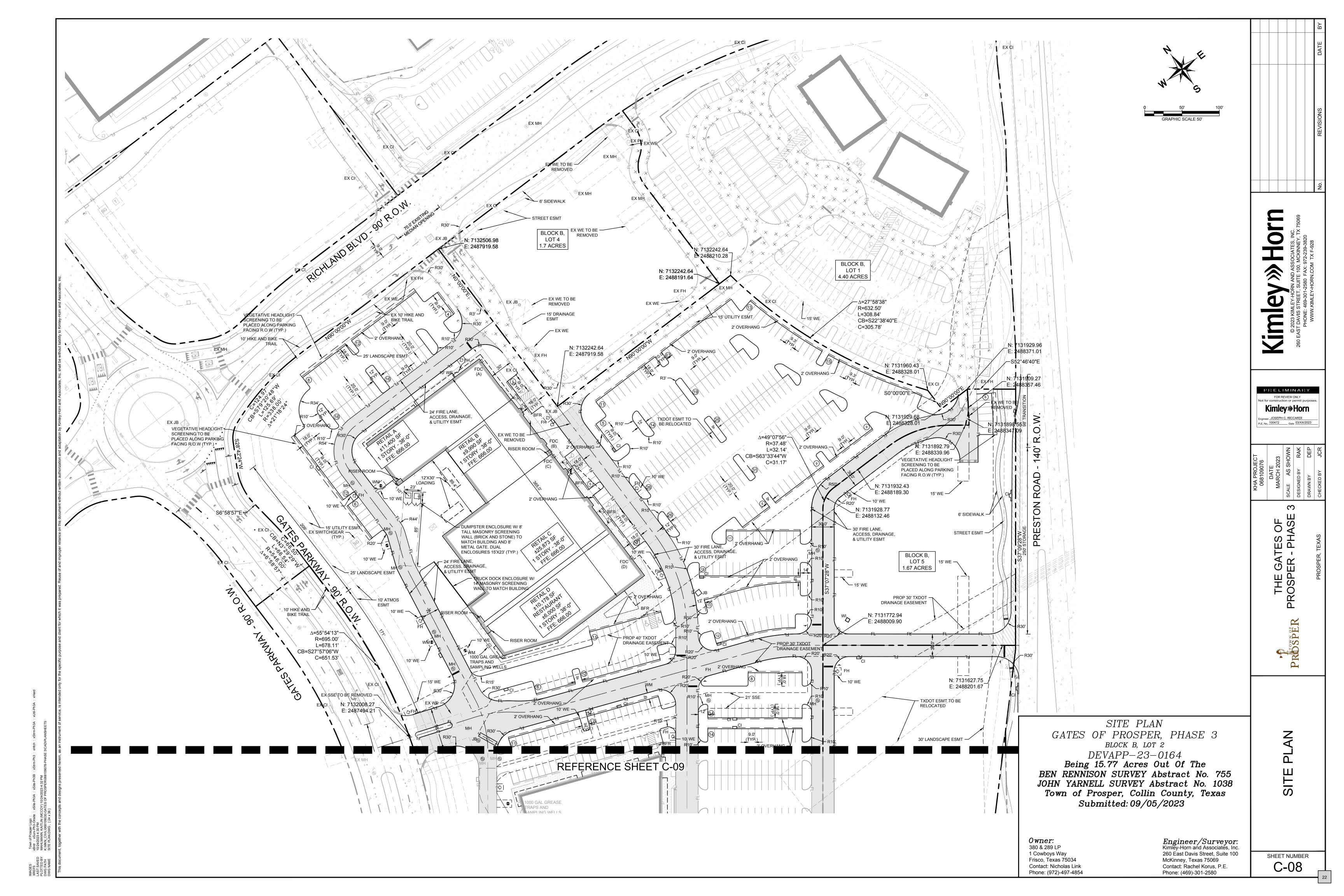
Engineer/Surveyor: Kimley-Horn and Associates, Inc. 260 East Davis Street, Suite 100 McKinney, Texas 75069 Contact: Rachel Korus, P.E. Phone: (469)-301-2580

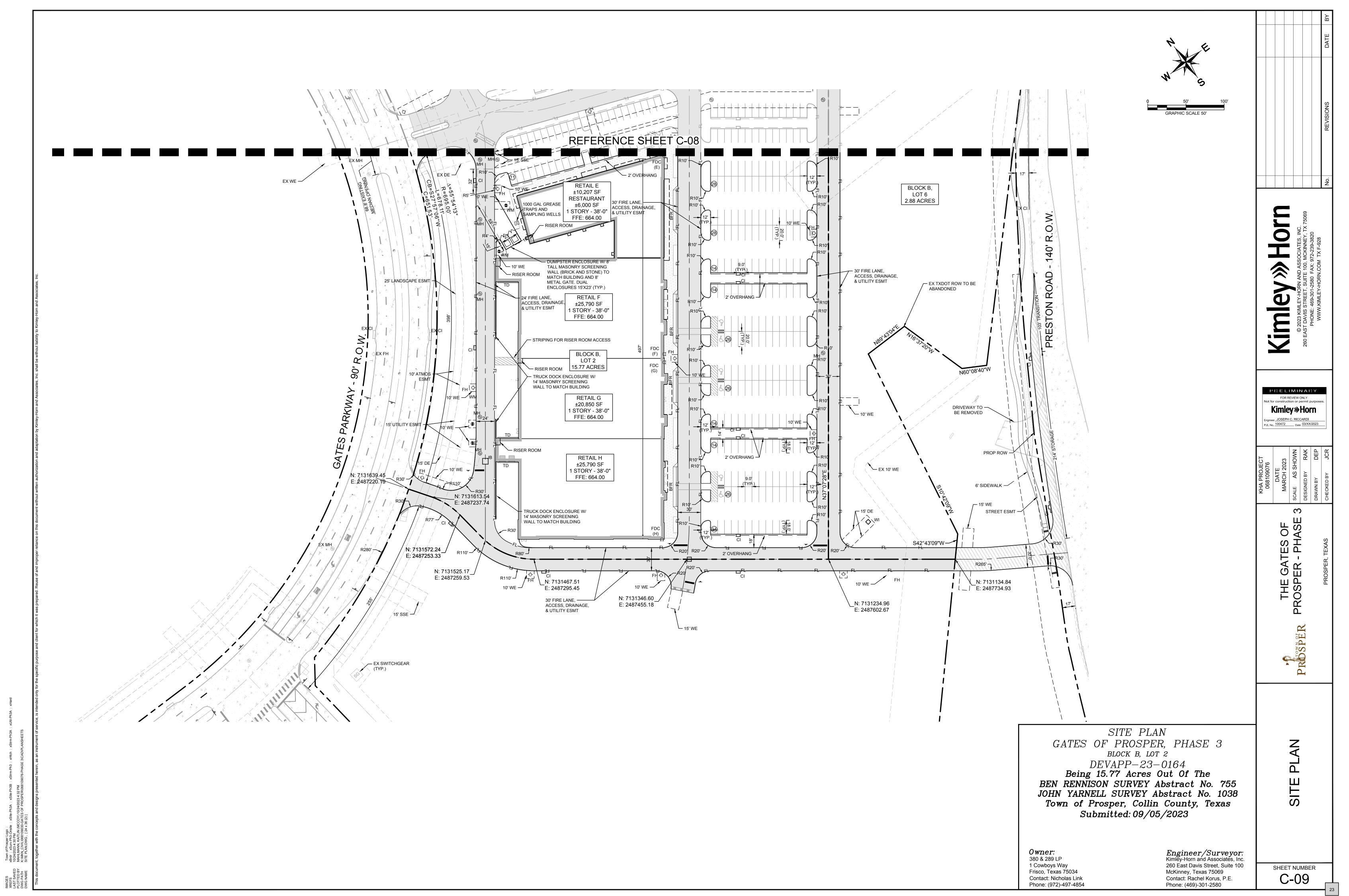
PRELIMINARY FOR REVIEW ONLY Not for construction or permit purp **Kimley Morn** ngineer JOSEPH C. RICCARDI

P.E. No. 100472 Date 03/XX/2023

PROSPER

SHEET NUMBER C-07







### **PLANNING**

To: Planning & Zoning Commission Item No. 3e

From: Jerron Hicks, Planner

Through: David Hoover, AICP, Director of Development Services

Cc: Suzanne Porter, AICP, Planning Manager

Re: Façade Plan Gates of Prosper

Planning & Zoning Commission Meeting – December 19, 2023

### Agenda Item:

Consider and act upon a request for a Façade Plan for Gates of Prosper, Phase 3, Block B, Lot 2, on 15.8± acres, located north of US-380 and west of Preston Road. The property is zoned Planned Development-67 (PD-67) Gates of Prosper. (DEVAPP-23-0165)

### **Description of Agenda Item:**

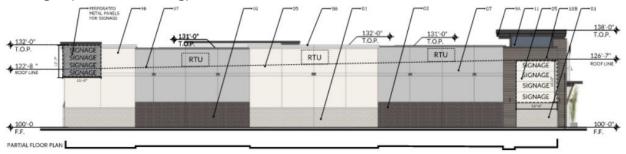
Per Planned Development-94 (PD-67), façade plans are required to be approved by Town Council. The façade plan shows exterior elevations of the Restaurant and Retail buildings that are being proposed on the subject property as shown below:

### Building A (northern building)

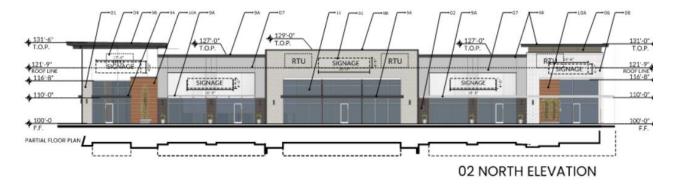




### Building B (southern building)



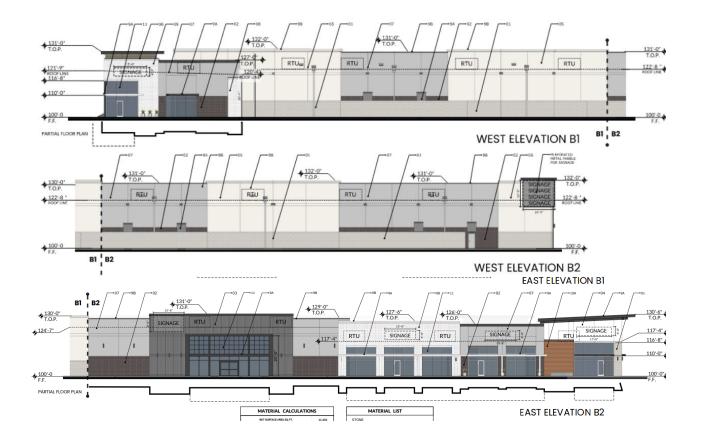
01 SOUTH ELEVATION



137'-0"
T.O.P.

126'-0"
SIGNAGE
SIGNAG

Page 2 of 3



As companion items, Site Plan (DEVAPP-23-0164), Replat/Final Plat (DEVAPP-23-0188), and Revised Conveyance Plat (DEVAPP-23-0209) are on the Planning & Zoning Commission agenda for December 19, 2023.

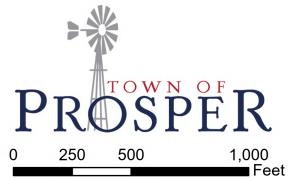
### **Attached Documents:**

- 1. Location Map
- 2. Façade Plan

### **Town Staff Recommendation:**

Town Staff recommends approval of the Façade Plan, subject to Town Council approval.







### **DEVAPP-23-0165**

Gates of Prosper Phase 3, Block B, Lot 2

27

Facade Plan



8 BRICK

(10A) WOOD LIKE

CEMENTIOUS

BOARD 01

(11) GLAZING

# GATES OF PROSPER PHASE III

PROSPER, TX



2,394

Metal Canopy 9B Metal Coping

**Wood Like Cementious Board** 

**Total Secondary Material** 

Glazing

# BLDG.A ELEVATIONS FRONT (EAST)

WOOD LIKE CEMENTIOUS BOARD 02

9A METAL CANOPY 9B METAL COPING

SITE PLAN

380 & 289 LP

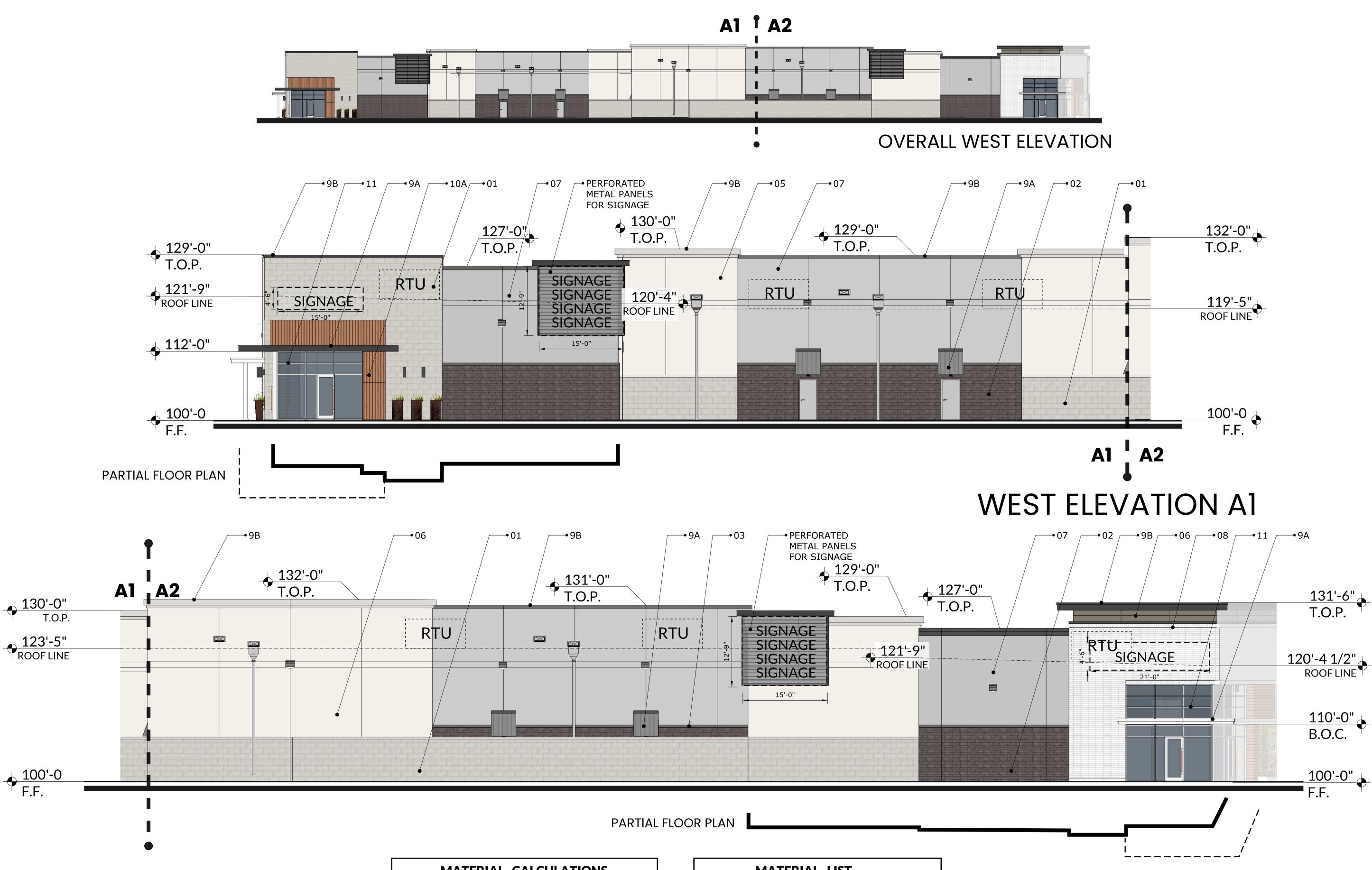
1 COWBOYS WAY

**CONTACT: NICHOLAS LINK** 

**ENGINEER/ SURVEYOR:** 

CONTACT: RACHEL KORUS, P.E.

KIMLEY-HORN AND ASSOCIATES, INC. O'BRIEN ARCHITECTS



### **ELEVATION NOTES**

-THIS FACADE PLAN IS FOR CONCEPTUAL PURPOSES ONLY. ALL BUILDING PLANS REQUIRE REVIEW AND APPROVAL FROM THE BUILDING INSPECTIONS DIVISION.

-ALL MECHANICAL EQUIPMENT SHALL BE SCREENED FROM PUBLIC VIEW. ROOFTOP MOUNTED EQUIPMENT SHALL BE SCREENED BY A PARAPET WALL OR SCREENING WALL. SCREENING WALLS SHALL BE PER THE SPECIFICATIONS OF THE ZONING ORDINANCE.

-WHEN PERMITTED, EXPOSED UTILITY BOXES AND CONDUITS SHALL BE PAINTED TO MATCH THE BUILDING.

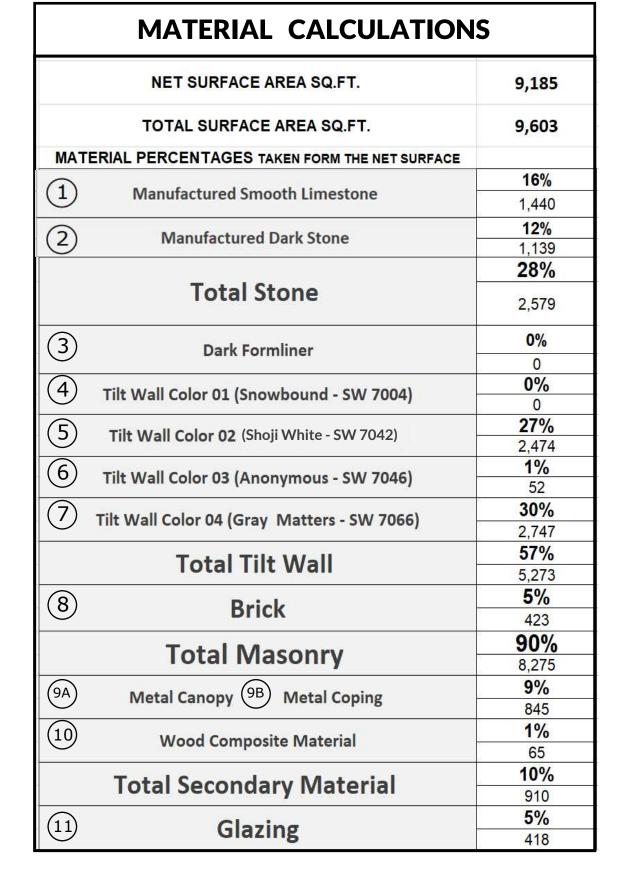
-ALL SIGNAGE AREAS AND LOCATIONS ARE SUBJECT TO APPROVAL BYTHE BUILDING INPSECTIONS DIVISION.

-WINDOWS SHALL BE MAXIMUM EXTERIOR VISIBLE REFLECTIVITY OF TEN(10) PERCENT.

-ANY DEVIATION FROM THE APPROVED FACADE PLAN WILL REQUIRE RE-APPROVAL BY THE TOWN OF

# GATES OF PROSPER PHASE III





### **MATERIAL LIST** STONE 1) Manufactured Smooth Limestone (2) Manufactured Dark Stone TILT WALL (3) Painted Formliner (Cityscape - SW7067) (4) Tilt Wall Color 01 (Snowbound - SW 7004) 5 Tilt Wall Color 02 (Shoji White - SW 7042) 6 Tilt Wall Color 03 (Anonymous SW 7046) 7 Tilt Wall Color 04 (Gray Matters - SW 7066) 8 BRICK (9A) METAL CANOPY (9B) METAL COPING 10B WOOD LIKE (10A) WOOD LIKE CEMENTIOUS CEMENTIOUS BOARD 02 BOARD 01 (11) GLAZING

# BLDG. A SITE PLAN

WEST ELEVATION A2

# FACADE PLAN

GATES OF PROSPER, PHASE 03 BLOCK B, LOT 2 DEVAPP-23-0165 BEING 15.77 ACRES OUT OF THE BEN RENNISON SURVEY AVSTRACT NO.755 JOHN YARNELL SURVEY ABSTRACT NO.1038 COLLIN COUNTY SCHOOL LAND NO.SURVEY ABSTRACT NO.147 TOWN OF PROSPER, COLLIN COUNTY, TEXAS

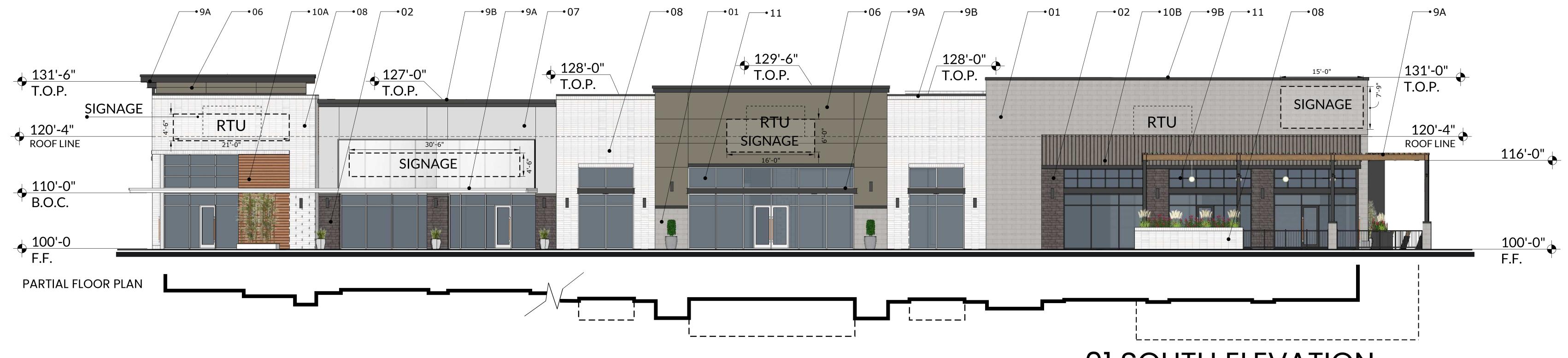
380 & 289 LP 1 COWBOYS WAY CONTACT: NICHOLAS LINK

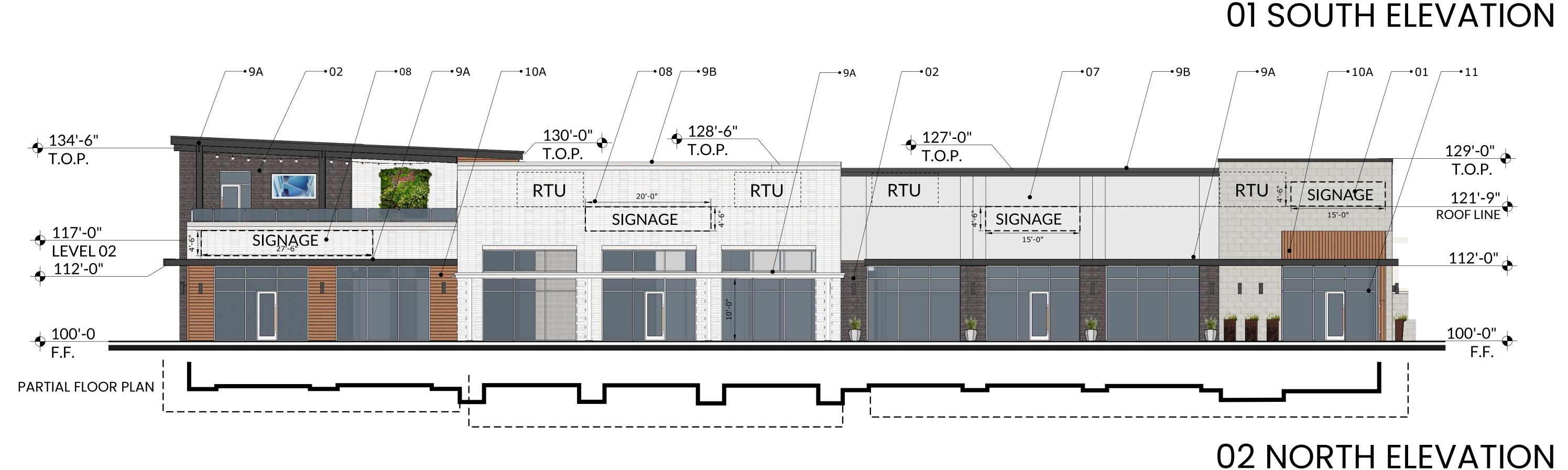
**ENGINEER/ SURVEYOR:** CONTACT: RACHEL KORUS, P.E.

KIMLEY-HORN AND ASSOCIATES, INC. O'BRIEN ARCHITECTS PHONE: (972) 788-1010

BLDG.A ELEVATIONS BACK (WEST) | SCALE : 1/8"= 1'-0" | 09.19.2023

PROSPER, TX





M	IATERIAL CALCULATIONS	SOUTH	NORTH
	NET SURFACE AREA SQ.FT.	3,630	3,298
	TOTAL SURFACE AREA SQ.FT.	5,569	5,090
MAT	ERIAL PERCENTAGES TAKEN FORM THE NET SURFACE		
		23%	12%
(1)	Manufactured Smooth Limestone	845	380
<u></u>		3%	12%
(2)	Manufactured Dark Stone	120	405
		27%	24%
	Total Stone	965	785
(3)	Dark Formliner	0%	0%
	Dark Formiliner	0	0
(4)	Tilt Wall Color 01 (Snowbound SW 7004)	0%	0%
	Tilt Wall Color 01 (Snowbound - SW 7004)	0	0
(5)	Tilt Wall Color 02 (Shoji White - SW 7042)	0%	0%
	The wan color oz (one) white ow 70 12/	0	0
(6)	Tilt Wall Color 03 (Anonymous - SW 7046)	2%	0%
	· · · · · · · · · · · · · · · · · · ·	61	0
(7)	Tilt Wall Color 04 (Gray Matters - SW 7066)	17%	20%
	• • • • • • • • • • • • • • • • • • • •	635	650
Ē	Total Tilt Wall	19%	20%
		696	650 270/
(8)	Brick	29%	37%
		1,040	1,208
	Total Masonry	74%	80%
		2,701	2,643
(9A)	Metal Canopy (9B) Metal Coping	10%	13%
	🔾	375	413
(10)	Wood Composite Material	15%	<b>7</b> %
		554	242 <b>20%</b>
	Total Secondary Material	<b>26%</b> 929	655
		53%	<b>54%</b>
(11)	Glazing	1,939	1,792
		1,333	1,102

### **ELEVATION NOTES**

-THIS FACADE PLAN IS FOR CONCEPTUAL PURPOSES ONLY. ALL BUILDING PLANS REQUIRE REVIEW AND APPROVAL FROM THE BUILDING INSPECTIONS DIVISION.

-ALL MECHANICAL EQUIPMENT SHALL BE SCREENED FROM PUBLIC VIEW. ROOFTOP MOUNTED EQUIPMENT SHALL BE SCREENED BY A PARAPET WALL OR SCREENING WALL. SCREENING WALLS SHALL BE PER THE SPECIFICATIONS OF THE ZONING ORDINANCE.

-WHEN PERMITTED, EXPOSED UTILITY BOXES AND CONDUITS SHALL BE PAINTED TO MATCH THE BUILDING.

-ALL SIGNAGE AREAS AND LOCATIONS ARE SUBJECT TO APPROVAL BYTHE BUILDING INPSECTIONS DIVISION.

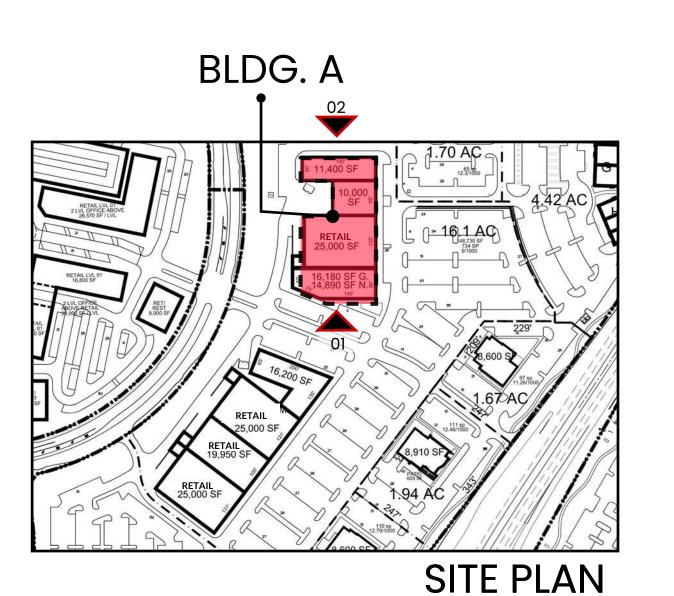
-WINDOWS SHALL BE MAXIMUM EXTERIOR VISIBLE REFLECTIVITY OF TEN(10) PERCENT.

-ANY DEVIATION FROM THE APPROVED FACADE PLAN WILL REQUIRE RE-APPROVAL BY THE TOWN OF

# GATES OF PROSPER PHASE III



## **MATERIAL LIST** STONE 1) Manufactured Smooth Limestone (2) Manufactured Dark Stone TILT WALL (3)Painted Formliner (Cityscape - SW7067) (4) Tilt Wall Color 01 (Snowbound - SW 7004) 5 Tilt Wall Color 02 (Shoji White - SW 7042) 6 Tilt Wall Color 03 (Anonymous SW 7046) 7 Tilt Wall Color 04 (Gray Matters - SW 7066) 8 BRICK 9A METAL CANOPY 9B METAL COPING WOOD LIKE CEMENTIOUS BOARD 02 (10A) WOOD LIKE CEMENTIOUS BOARD 01 11 GLAZING



### FACADE PLAN

GATES OF PROSPER, PHASE 03 BLOCK B, LOT 2 DEVAPP-23-0165 BEING 15.77 ACRES OUT OF THE BEN RENNISON SURVEY AVSTRACT NO.755 JOHN YARNELL SURVEY ABSTRACT NO.1038 COLLIN COUNTY SCHOOL LAND NO.SURVEY ABSTRACT NO.147 TOWN OF PROSPER, COLLIN COUNTY, TEXAS

380 & 289 LP 1 COWBOYS WAY

KIMLEY-HORN AND ASSOCIATES, INC. O'BRIEN ARCHITECTS

BLDG.A ELEVATIONS SIDES (SOUTH & NORTH) | SCALE : 1/8"= 1'-0" | 09.19.2023

**CBRIEN** 



01 OVERALL EAST ELEVATION



02 OVERALL SOUTH ELEVATION



04 OVERALL NORTHEAST ELEVATION



03 SOUTHEAST CORNER ELEVATION

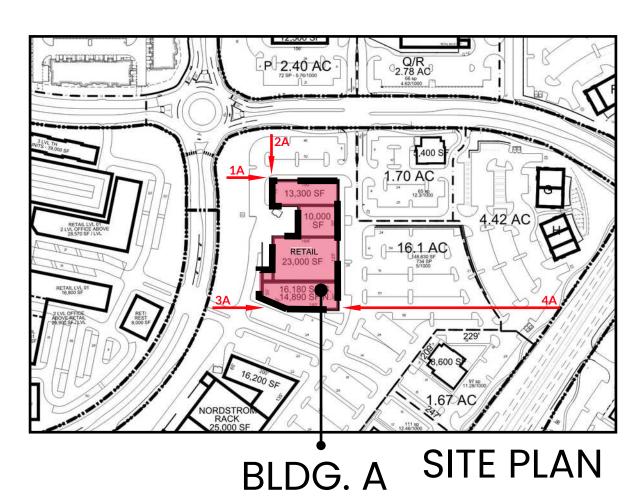


05 OVERALL NORTH ELEVATION

# GATES OF PROSPER PHASE III







PROPERTY LINE

I

OFFICIAL STATE OF THE PROPERTY LINE

FINAL STATE OF THE PROPERTY LINE

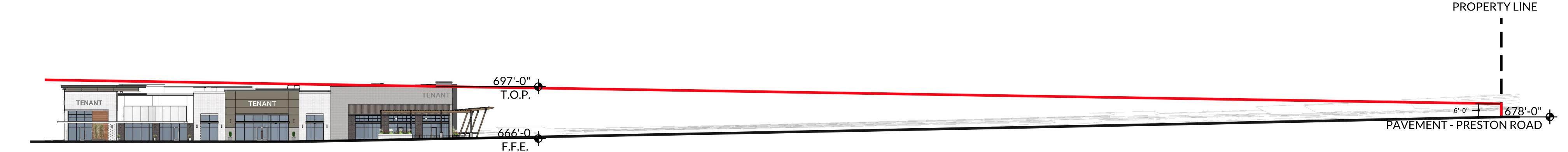
FOR THE PROPERTY LINE

FO

**BUILDING A - SIGHTLINE 2A** 



**BUILDING A - SIGHTLINE 3A** 



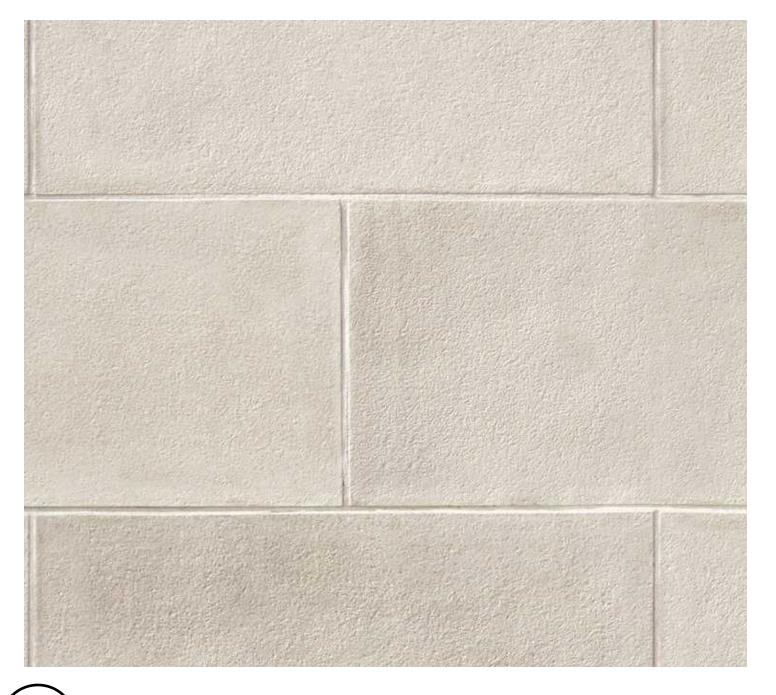
**BUILDING A - SIGHTLINE 4A** 

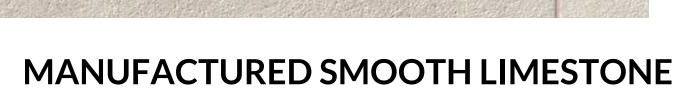
# GATES OF PROSPER PHASE III

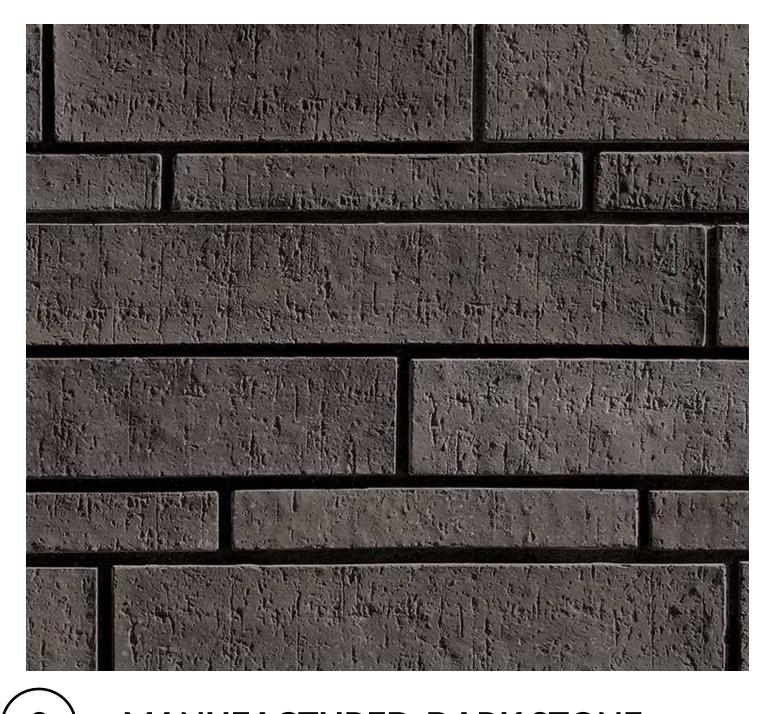




# **STONE**







MANUFACTURED DARK STONE

# **METAL**



**METAL CANOPY PAINTED:** SHERWIN WILLIAMS **IRON ORE - SW 7069** 



( 9B ) **METAL COPING BERRIDGE - CHARCOAL** 



(10A) WOOD LIKE CEMENTITOUS **BOARD** 

**SIDING** 

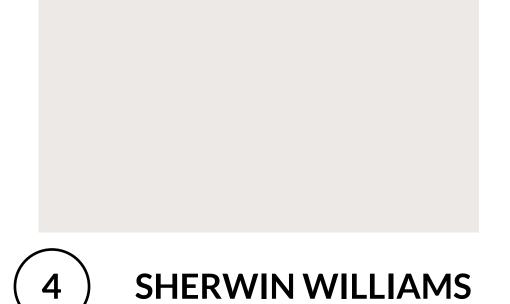


(10B) WOOD LIKE CEMENTITOUS **BOARD** 

# PAINT COLORS ON FACADE



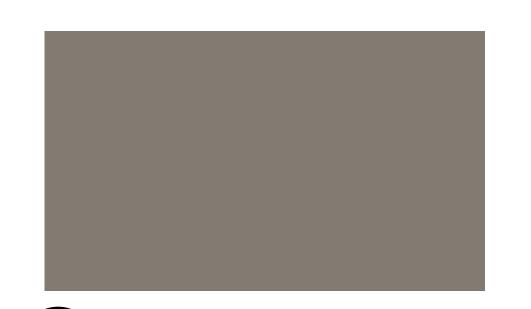
SHERWIN WILLIAMS **CITYSCAPE - SW 7067** 



SHERWIN WILLIAMS SNOWBOUND - SW 7004



SHERWIN WILLIAMS SHOJI WHITE - SW 7042



SHERWIN WILLIAMS 6 **ANONYMOUS - SW 7046** 



SHERWIN WILLIAMS **GRAY MATTERS - SW 7066** 

# **GLAZING**



**VITRO GLAZING** Solarban® 70 (2) Atlantica® + Clear **VISIBLE LIGHT REFLECTANCE: EXTERIOR: 10% INTERIOR: 13%** 

# STOREFRONT SYSTEM



**DARK BRONZE** 

### FACADE PLAN

GATES OF PROSPER, PHASE 03 BLOCK B, LOT 2 DEVAPP-23-0165 BEING 15.77 ACRES OUT OF THE BEN RENNISON SURVEY AVSTRACT NO.755 JOHN YARNELL SURVEY ABSTRACT NO.1038 COLLIN COUNTY SCHOOL LAND NO.SURVEY ABSTRACT NO.147 TOWN OF PROSPER, COLLIN COUNTY, TEXAS

380 & 289 LP 1 COWBOYS WAY FRISCO, TEXAS 75034 CONTACT: NICHOLAS LINK PHONE: (972)497-4854

**ENGINEER/ SURVEYOR:** CONTACT: RACHEL KORUS, P.E.

KIMLEY-HORN AND ASSOCIATES, INC. O'BRIEN ARCHITECTS PHONE: (972) 788-1010

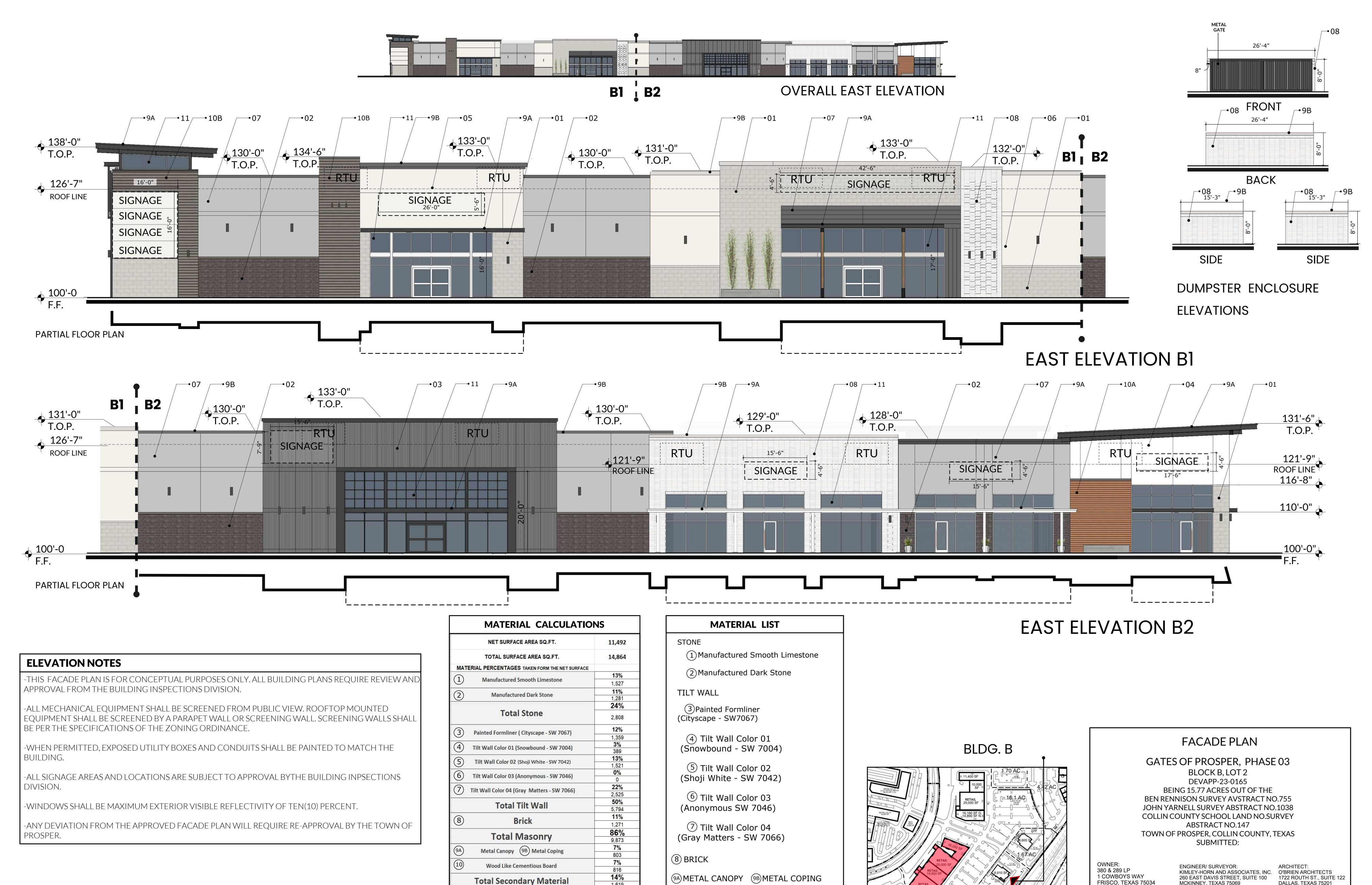
# **BRICK**



**BRICK (PAINTED)** 

# GATES OF PROSPER PHASE III





# GATES OF PROSPER PHASE III

PROSPER, TX



BLDG.B ELEVATIONS FRONT (EAST)

(10A) WOOD LIKE

BOARD 01

(11) GLAZING

CEMENTIOUS

WOOD LIKE CEMENTIOUS

BOARD 02

Glazing

# SCALE : 1/8"= 1'-0" 09.19.2023

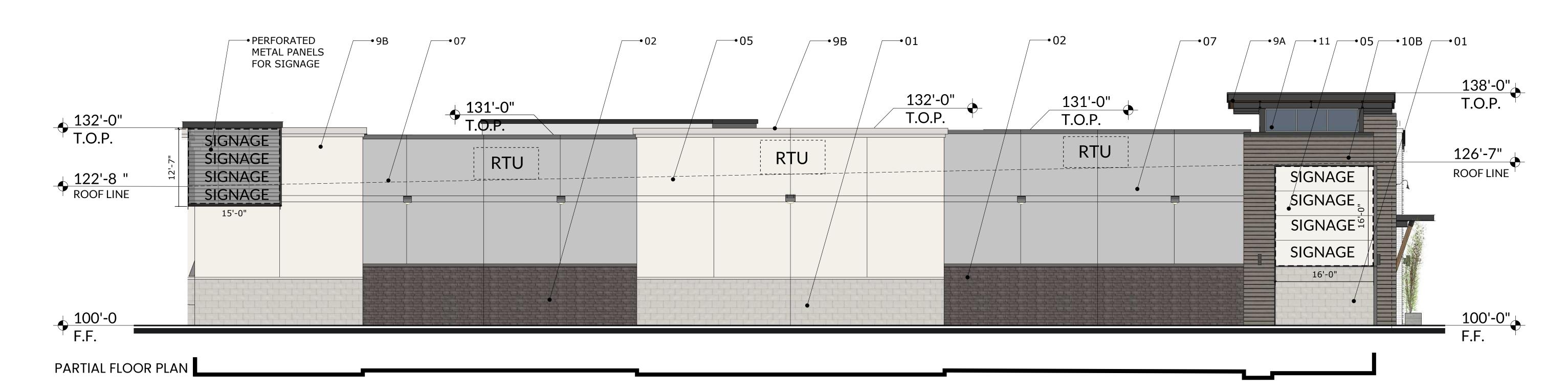
SITE PLAN

FRISCO, TEXAS 75034

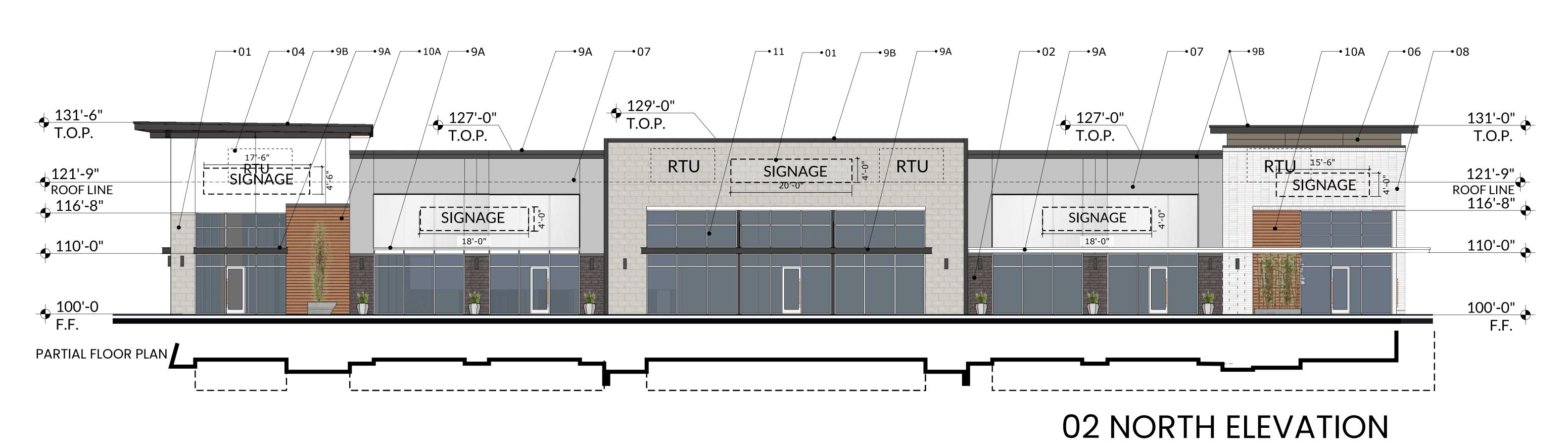
PHONE: (972)497-4854

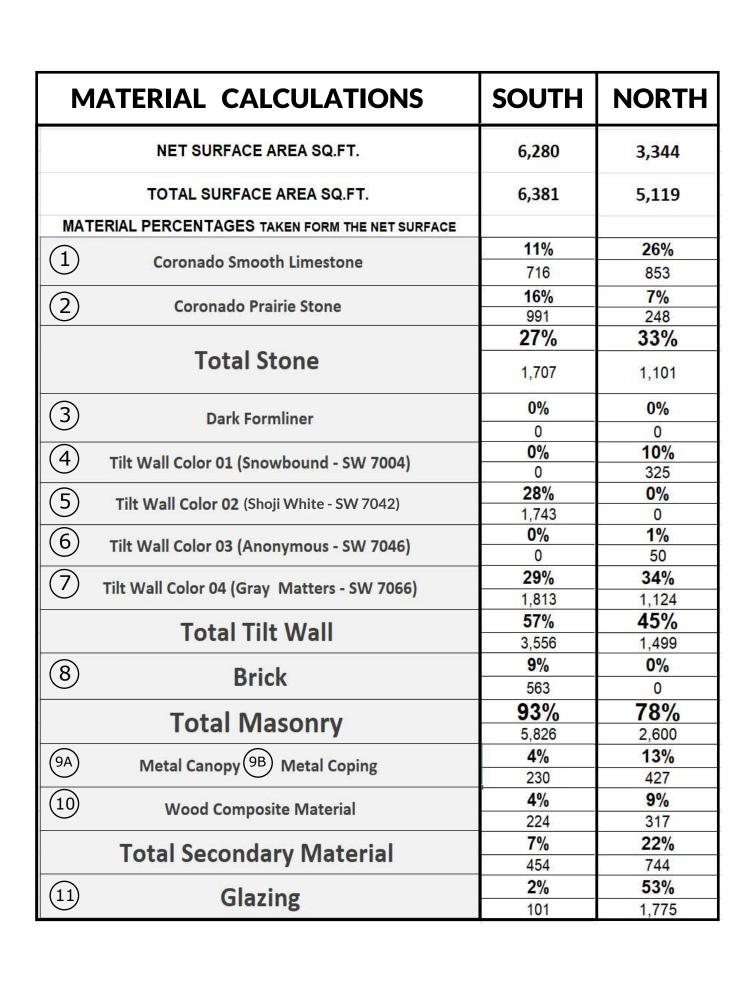
CONTACT: NICHOLAS LINK

CONTACT: RACHEL KORUS, P.E.



# 01 SOUTH ELEVATION





### **ELEVATION NOTES**

-THIS FACADE PLAN IS FOR CONCEPTUAL PURPOSES ONLY. ALL BUILDING PLANS REQUIRE REVIEW AND APPROVAL FROM THE BUILDING INSPECTIONS DIVISION.

-ALL MECHANICAL EQUIPMENT SHALL BE SCREENED FROM PUBLIC VIEW. ROOFTOP MOUNTED EQUIPMENT SHALL BE SCREENED BY A PARAPET WALL OR SCREENING WALL. SCREENING WALLS SHALL BE PER THE SPECIFICATIONS OF THE ZONING ORDINANCE.

-WHEN PERMITTED, EXPOSED UTILITY BOXES AND CONDUITS SHALL BE PAINTED TO MATCH THE BUILDING.

-ALL SIGNAGE AREAS AND LOCATIONS ARE SUBJECT TO APPROVAL BYTHE BUILDING INPSECTIONS DIVISION.

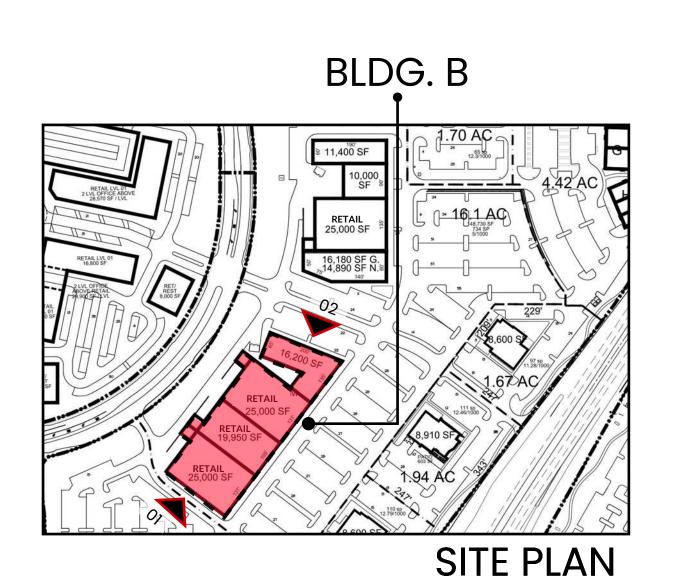
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# GATES OF PROSPER PHASE III



### **MATERIAL LIST** STONE 1) Manufactured Smooth Limestone (2) Manufactured Dark Stone TILT WALL (3)Painted Formliner (Cityscape - SW7067) (4) Tilt Wall Color 01 (Snowbound - SW 7004) 5 Tilt Wall Color 02 (Shoji White - SW 7042) 6 Tilt Wall Color 03 (Anonymous SW 7046) 7 Tilt Wall Color 04 (Gray Matters - SW 7066) 8 BRICK 9A METAL CANOPY 9B METAL COPING WOOD LIKE CEMENTIOUS (10A) WOOD LIKE CEMENTIOUS BOARD 01 BOARD 02



### FACADE PLAN

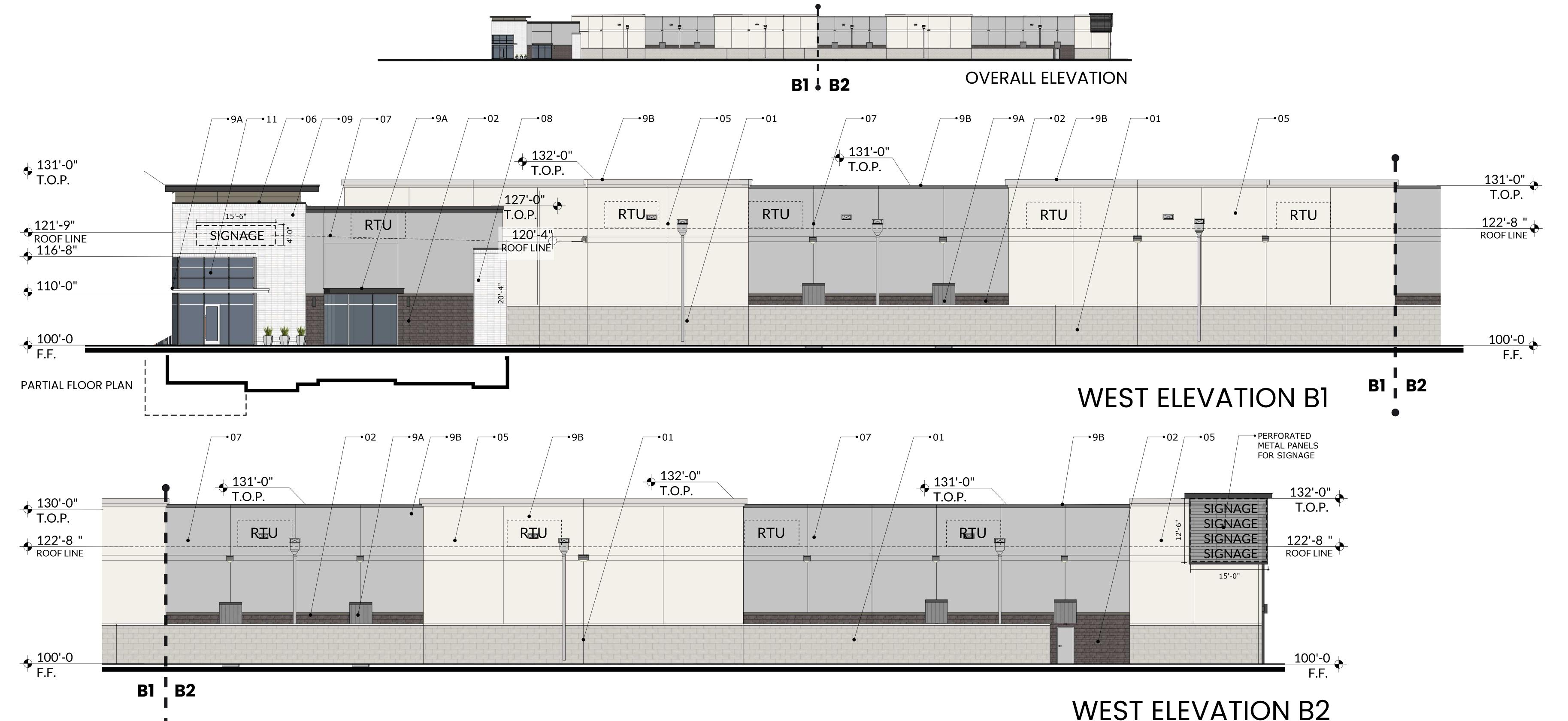
GATES OF PROSPER, PHASE 03 BLOCK B, LOT 2 DEVAPP-23-0165 BEING 15.77 ACRES OUT OF THE BEN RENNISON SURVEY AVSTRACT NO.755 JOHN YARNELL SURVEY ABSTRACT NO.1038 COLLIN COUNTY SCHOOL LAND NO.SURVEY ABSTRACT NO.147 TOWN OF PROSPER, COLLIN COUNTY, TEXAS **SUBMITTED:** 

380 & 289 LP 1 COWBOYS WAY FRISCO, TEXAS 75034 CONTACT: NICHOLAS LINK PHONE: (972)497-4854

**ENGINEER/ SURVEYOR:** KIMLEY-HORN AND ASSOCIATES, INC. CONTACT: RACHEL KORUS, P.E.

ARCHITECT:

(11) GLAZING



### **ELEVATION NOTES**

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### **MATERIAL CALCULATIONS** NET SURFACE AREA SQ.FT. 12,838 13,229 TOTAL SURFACE AREA SQ.FT. MATERIAL PERCENTAGES TAKEN FORM THE NET SURFACE 12% **Manufactured Smooth Limestone** 1,585 **Manufactured Dark Stone** 26% **Total Stone** 3,318 Dark Formliner Tilt Wall Color 01 (Snowbound - SW 7004) 35% Tilt Wall Color 02 (Shoji White - SW 7042) 4,444 Tilt Wall Color 03 (Anonymous - SW 7046) 28% (7) Tilt Wall Color 04 (Gray Matters - SW 7066) 3,606 63% **Total Tilt Wall** 8,100 **Total Masonry** 7% Metal Canopy 9B Metal Coping **Wood Composite Material Total Secondary Material** Glazing

# **MATERIAL LIST** STONE 1) Manufactured Smooth Limestone (2) Manufactured Dark Stone TILT WALL (3) Painted Formliner (Cityscape - SW7067) (4) Tilt Wall Color 01 (Snowbound - SW 7004) 5 Tilt Wall Color 02 (Shoji White - SW 7042) 6 Tilt Wall Color 03 (Anonymous SW 7046) 7 Tilt Wall Color 04 (Gray Matters - SW 7066) 8 BRICK 9A METAL CANOPY 9B METAL COPING WOOD LIKE CEMENTIOUS (10A) WOOD LIKE CEMENTIOUS BOARD 02 BOARD 01 (11) GLAZING

# 

### FACADE PLAN GATES OF PROSPER, PHASE 03 BLOCK B, LOT 2 DEVAPP-23-0165 BEING 15.77 ACRES OUT OF THE BEN RENNISON SURVEY AVSTRACT NO.755 JOHN YARNELL SURVEY ABSTRACT NO.1038 ABSTRACT NO.147 TOWN OF PROSPER, COLLIN COUNTY, TEXAS SUBMITTED: ARCHITECT: **ENGINEER/ SURVEYOR:** 380 & 289 LP KIMLEY-HORN AND ASSOCIATES, INC. 1 COWBOYS WAY 260 EAST DAVIS STREET, SUITE 100 FRISCO, TEXAS 75034 MCKINNEY, TEXAS 75069

CONTACT: RACHEL KORUS, P.E.

CONTACT: NICHOLAS LINK

PHONE: (972)497-4854

# GATES OF PROSPER PHASE III



BLDG.B ELEVATIONS BACK (WEST) | SCALE : 1/8"= 1'-0" | 09.19.2023



01 OVERALL EAST ELEVATION



02 OVERALL NORTH ELEVATION



04 EAST CLOSE UP ELEVATION



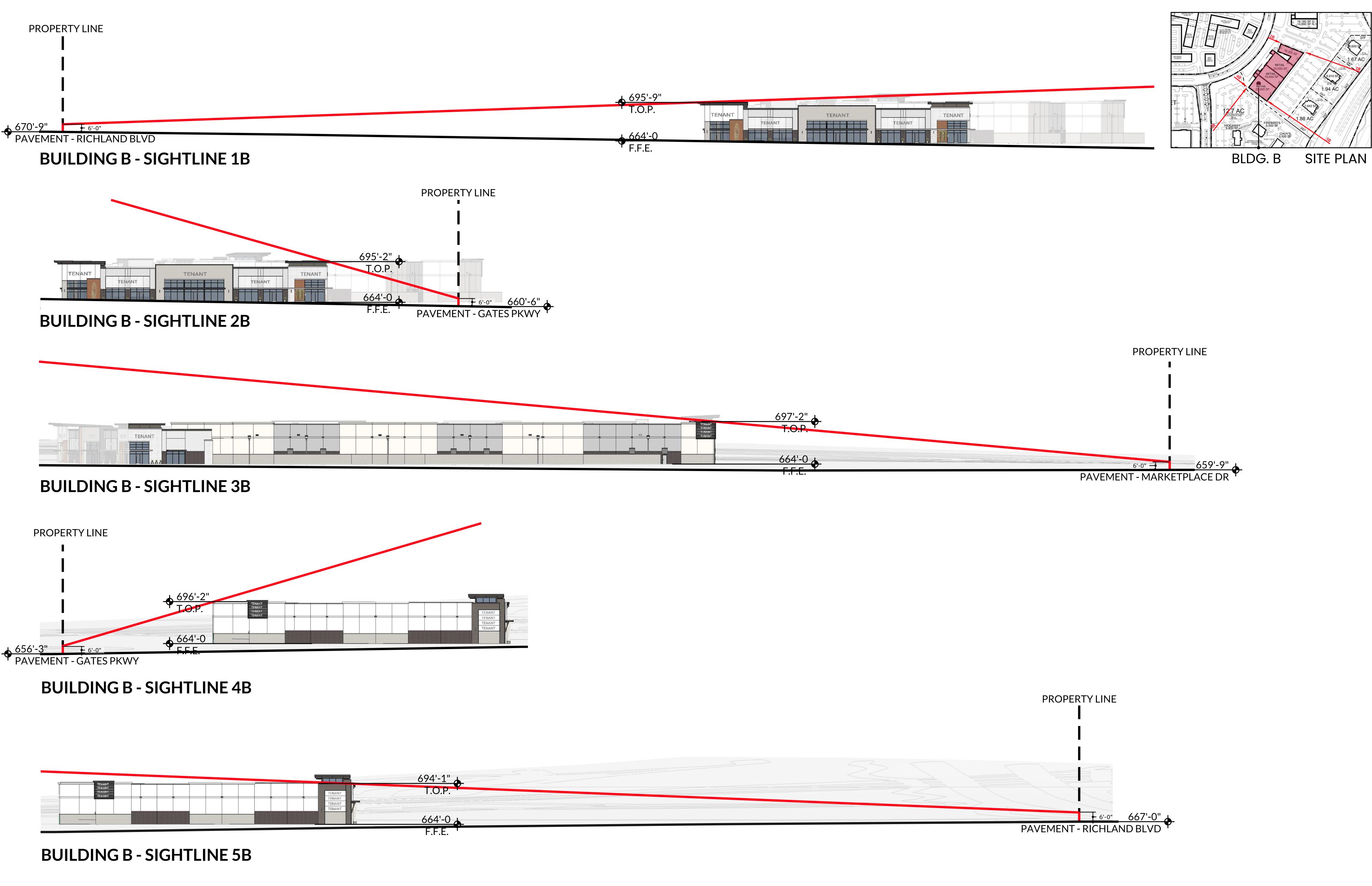
03 NORTHEAST CORNER ELEVATION



05 SOUTHEAST CORNER ELEVATION

# GATES OF PROSPER PHASE III





# GATES OF PROSPER PHASE III



# **STONE**





# MANUFACTURED DARK STONE

# **METAL**

**GLAZING** 

**METAL CANOPY** 

**SHERWIN WILLIAMS** 

**IRON ORE - SW 7069** 

**PAINTED:** 







**METAL COPING BERRIDGE - CHARCOAL** 

(10A) WOOD LIKE CEMENTITOUS **BOARD** 

(10B) WOOD LIKE CEMENTITOUS **BOARD** 

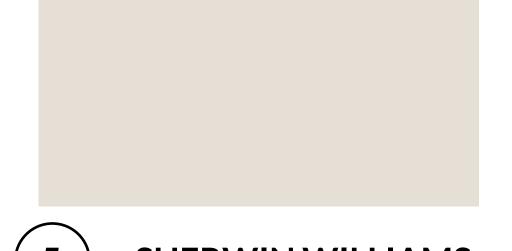
# PAINT COLORS ON FACADE



SHERWIN WILLIAMS **CITYSCAPE - SW 7067** 



SHERWIN WILLIAMS SNOWBOUND - SW 7004



SHERWIN WILLIAMS SHOJI WHITE - SW 7042



6 SHERWIN WILLIAMS **ANONYMOUS - SW 7046** 



SHERWIN WILLIAMS **GRAY MATTERS - SW 7066** 

Solarban® 70 (2) Atlantica® + Clear

**VISIBLE LIGHT REFLECTANCE:** 



**VITRO GLAZING** 

**EXTERIOR: 10%** 

**INTERIOR: 13%** 

**DARK BRONZE** 

# STOREFRONT SYSTEM



#### FACADE PLAN

GATES OF PROSPER, PHASE 03 BLOCK B, LOT 2 DEVAPP-23-0165 BEING 15.77 ACRES OUT OF THE **JOHN YARNELL SURVEY ABSTRACT NO.1038** ABSTRACT NO.147 TOWN OF PROSPER, COLLIN COUNTY, TEXAS SUBMITTED:

380 & 289 LP 1 COWBOYS WAY FRISCO, TEXAS 75034 CONTACT: NICHOLAS LINK PHONE: (972)497-4854

ENGINEER/ SURVEYOR: KIMLEY-HORN AND ASSOCIATES, INC. O'BRIEN ARCHITECTS MCKINNEY, TEXAS 75069 CONTACT: RACHEL KORUS, P.E.

ARCHITECT: PHONE: (972) 788-1010

# **BRICK**



**BRICK (PAINTED)** 

# GATES OF PROSPER PHASE III





#### **PLANNING**

To: Planning & Zoning Commission Item No. 3f

From: Jerron Hicks, Planner

Through: David Hoover, AICP, Director of Development Services

Cc: Suzanne Porter, AICP, Planning Manager

Re: Planning & Zoning Commission Meeting – December 19, 2023

#### Agenda Item:

Consider and act upon a request for a Replat/Final Plat for Gates of Prosper, Phase 3, Block B, Lots 1R and 2, on 20.2± acres, located north of US 380 and west of Preston Road. The property is zoned Planned Development-67 (PD-67) Gates of Prosper. (DEVAPP-23-0188)

#### **Description of Agenda Item:**

The purpose of this plat is to replat Lot 1R to dedicate a drainage easement and final plat Lot 2 to dedicate easements necessary for its development. The plat conforms to the Preliminary Site Plan (D22-0054), which was approved by the Planning & Zoning Commission on July 5, 2022, and the development standards of Planned Development-67.

As companion items, Site Plan (DEVAPP-23-0164), Façade Plan (DEVAPP-23-0165), and Revised Conveyance Plat (DEVAPP-23-0209) are on the Planning & Zoning Commission agenda for December 19, 2023.

#### **Attached Documents:**

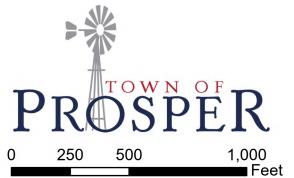
- 1. Location Map
- 2. Replat/Final Plat

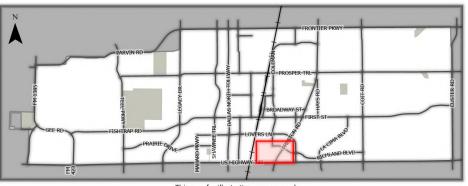
#### **Town Staff Recommendation:**

Town Staff recommends approval of the Replat/Final Plat, subject to approval of all additions and/or alterations to the easements and dedications.

Page 1 of 1





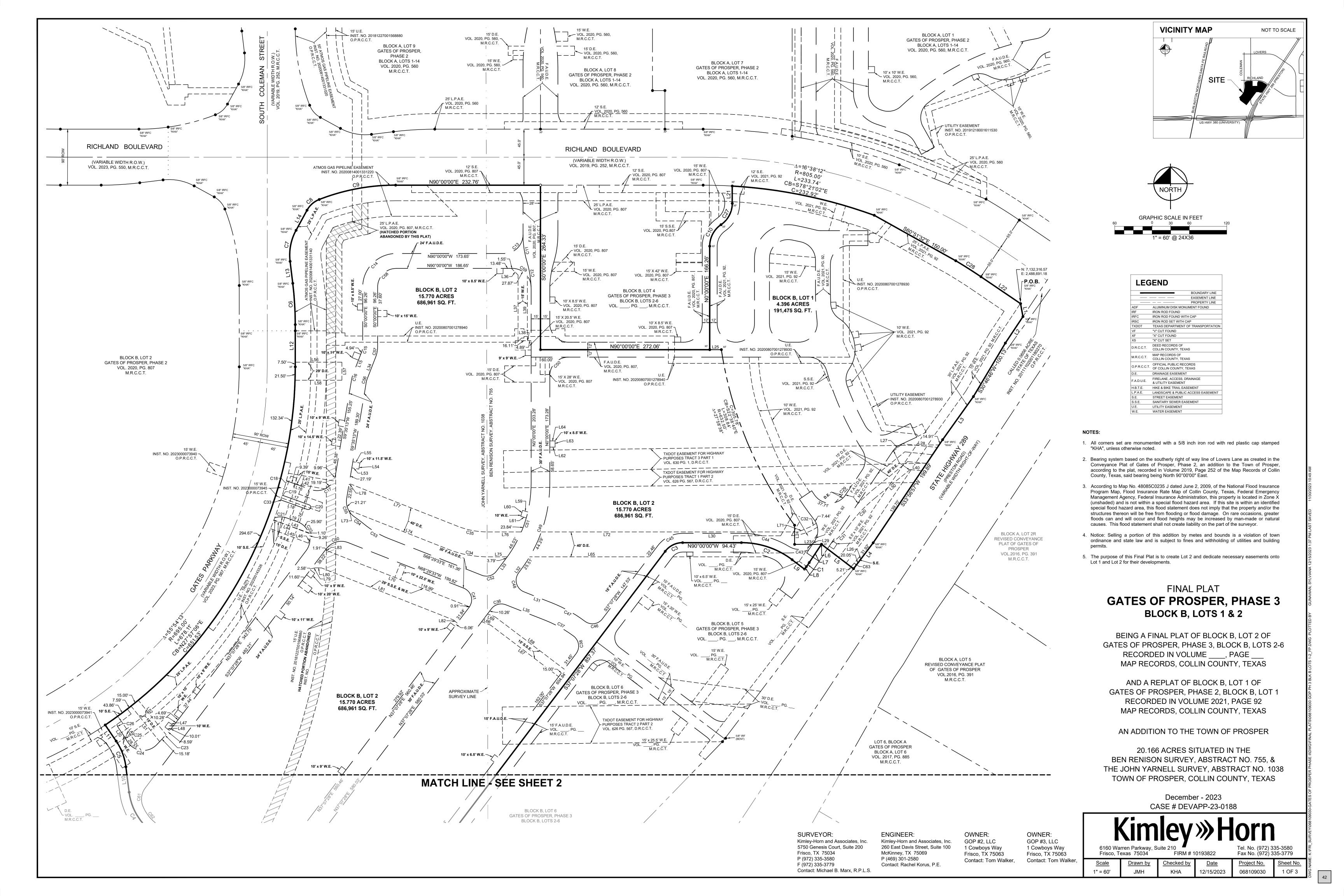


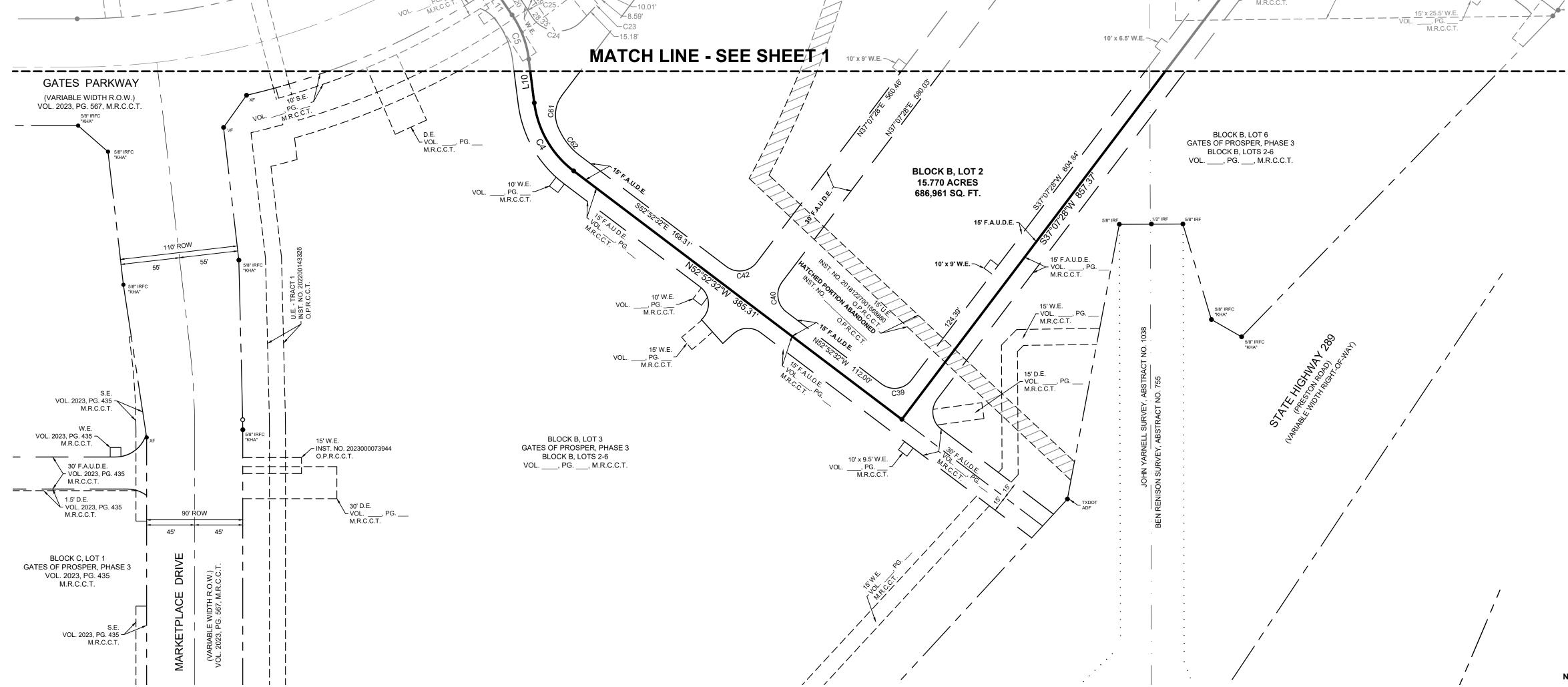
#### **DEVAPP-23-0188**

Gates of Prosper Phase 3, Block B, Lots 1R & 2

41

Replat/Final Plat





LINE	E TABLE		LINE	E TABLE		LIN	E TABLE		LIN	ETABLE		LINI	E TABLE		LIN	E TABLE	
NO.	BEARING	LENGTH	NO.	BEARING	LENGTH	NO.	BEARING	LENGTH	NO.	BEARING	LENGTH	NO.	BEARING	LENGTH	NO.	BEARING	LENGTH
L1	S10°12'16"E	21.16'	L16	N70°18'50"W	36.54'	L31	N68°29'33"W	47.93'	L46	N21°00'44"E	7.09'	L61	N73°27'58"W	9.20'	L76	N89°59'54"W	54.43'
L2	S33°38'35"W	51.08'	L17	S70°18'50"E	43.52'	L32	N37°07'28"E	5.60'	L47	N52°51'58"W	9.67'	L62	N90°00'00"W	8.50'	L77	N68°29'33"W	185.35'
L3	S35°32'53"W	85.20'	L18	N70°18'50"W	43.52'	L33	N37°07'28"E	25.17'	L48	S52°52'01"E	9.29'	L63	S00°00'00"E	10.00'	L78	S69°35'13"W	2.59'
L4	S37°09'28"W	51.97'	L19	N70°18'50"W	18.31'	L34	S21°11'28"W	38.38'	L49	S34°07'16"E	56.43'	L64	N90°00'00"E	8.50'	L79	N80°07'28"E	7.25'
L5	N52°46'40"W	64.55'	L20	S34°07'16"E	15.38'	L35	S68°29'33"E	67.50'	L50	N50°59'05"E	72.81'	L65	S89°59'54"E	192.41'	L80	S88°52'32"E	9.47'
L6	N90°00'00"W	0.31'	L21	N00°00'00"E	27.94'	L36	S45°00'00"E	14.93'	L51	N38°53'32"W	73.35'	L66	N68°29'33"W	15.59'	L81	S68°29'33"E	227.95'
L7	S33°48'04"W	35.21'	L22	S55°50'25"E	77.03'	L37	S00°00'00"W	105.53'	L52	S38°53'32"E	71.05'	L67	N52°52'32"W	136.98'	L82	S48°59'33"E	7.63'
L8	S37°09'28"W	4.88'	L23	N90°00'00"E	43.11'	L38	S45°00'00"E	1.56'	L53	S80°24'47"E	11.50'	L68	N52°52'32"W	139.04'	L83	N52°52'32"W	2.73'
L9	N52°50'32"W	24.95'	L24	S00°00'00"E	30.75'	L39	S00°00'00"W	102.91'	L54	N09°35'13"E	10.00'	L69	N68°29'33"W	13.46'			
L10	N07°15'01"W	41.30'	L25	N90°00'00"E	18.65'	L40	S84°00'55"E	18.67'	L55	N80°24'47"W	11.50'	L70	N68°29'33"W	246.09'			
L11	N34°07'16"W	31.29'	L26	S52°50'32"E	4.17'	L41	S80°24'47"E	73.42'	L56	N90°00'00"E	75.00'	L71	S67°30'00"W	18.98'			
L12	N00°00'00"E	67.89'	L27	S50°59'05"W	21.20'	L42	S80°24'47"E	48.91'	L57	S00°00'00"E	29.00'	L72	N89°59'54"W	412.43'			
L13	N06°58'57"W	35.50'	L28	N84°00'55"W	56.48'	L43	N70°18'50"W	59.59'	L58	N90°00'00"W	75.33'	L73	N69°35'13"E	2.06'			
L14	N28°42'24"E	36.82'	L29	N33°48'04"E	6.36'	L44	N68°59'16"W	60.30'	L59	N73°27'58"W	8.86'	L74	S68°29'33"E	170.03'			
L15	S21°11'28"W	38.38'	L30	N90°00'00"W	94.43'	L45	S68°59'16"E	65.04'	L60	S16°32'02"W	10.00'	L75	S89°59'54"E	31.85'			

CUF	RVE TABLE					CUR	RVE TABLE	<u> </u>				CUF	RVE TABLE					CUF	RVE TABL	.E			
NO.	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD	NO.	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD	NO.	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD	NO.	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD
C1	3°21'24"	138.00'	8.08'	S35°28'46"W	8.08'	C21	37°55'13"	30.00'	19.85'	N89°16'27"W	19.49'	C41	105°37'01"	20.00'	36.87'	N15°41'02"W	31.86'	C61	64°36'29"	30.00'	33.83'	S04°49'13"W	32.06'
C2	37°09'28"	135.00'	87.55'	N71°25'16"W	86.02'	C22	107°26'18"	30.00'	56.25'	N16°35'41"W	48.37'	C42	90°00'00"	20.00'	31.42'	N82°07'28"E	28.28'	C62	31°36'05"	64.57'	35.61'	S40°10'47"E	35.16'
C3	52°52'32"	35.00'	32.30'	S63°33'44"W	31.17'	C23	7°20'56"	400.00'	51.30'	N40°47'56"E	51.27'	C43	87°14'28"	30.00'	45.68'	S77°25'18"W	41.39'	C63	5°15'13"	219.00'	20.08'	N40°08'33"E	20.07'
C4	45°37'31"	95.00'	75.65'	N30°03'46"W	73.67'	C24	106°19'29"	30.00'	55.67'	S82°21'52"E	48.02'	C44	31°02'32"	150.00'	81.27'	N74°28'44"W	80.28'						
C5	26°52'15"	95.00'	44.55'	N20°41'08"W	44.15'	C25	4°55'07"	110.02'	9.44'	S31°39'40"E	9.44'	C45	52°52'32"	50.00'	46.14'	S63°33'44"W	44.52'						
C6	6°58'57"	546.00'	66.54'	N03°29'29"W	66.50'	C26	11°53'04"	29.61'	6.14'	S27°11'20"E	6.13'	C46	89°39'52"	20.00'	31.30'	S81°57'24"W	28.20'						
C7	35°41'21"	83.00'	51.70'	N10°51'43"E	50.87'	C27	54°54'16"	42.00'	40.25'	N27°50'53"E	38.73'	C47	15°16'53"	230.00'	61.34'	N60°51'07"W	61.16'						
C8	39°59'13"	38.00'	26.52'	N48°42'00"E	25.99'	C28	3°27'25"	795.00'	47.97'	S57°34'08"E	47.96'	C48	105°37'01"	20.00'	36.87'	N15°41'02"W	31.86'						
C9	21°18'24"	338.00'	125.69'	N79°20'48"E	124.97'	C29	8°25'32"	270.00'	39.70'	S43°44'31"W	39.67'	C49	37°07'28"	230.00'	149.03'	N18°33'44"E	146.43'						
C10	55°18'01"	42.00'	40.54'	N27°39'00"E	38.98'	C30	15°15'53"	230.00'	61.28'	S43°21'09"W	61.10'	C50	90°00'00"	30.00'	47.12'	N45°00'00"E	42.43'						
C11	16°55'44"	150.00'	44.32'	S08°27'52"E	44.16'	C31	19°07'13"	120.00'	40.05'	N45°16'49"E	39.86'	C51	37°07'28"	200.00'	129.59'	N18°33'44"E	127.33'						
C12	15°13'02"	150.00'	39.84'	N09°19'13"W	39.72'	C32	9°41'50"	80.00'	13.54'	S60°32'46"W	13.52'	C52	74°22'59"	20.00'	25.96'	N74°18'58"E	24.18'						
C13	90°00'00"	30.00'	47.12'	S45°00'00"W	42.43'	C33	27°36'27"	4.00'	1.93'	S56°30'37"E	1.91'	C53	18°18'09"	147.00'	46.96'	S59°20'28"E	46.76'						
C14	90°00'00"	54.00'	84.82'	S45°00'00"W	76.37'	C34	21°30'20"	170.00'	63.81'	S79°14'43"E	63.43'	C54	6°07'33"	165.00'	17.64'	S53°15'10"E	17.63'						
C15	21°11'28"	20.00'	7.40'	S10°35'44"W	7.35'	C35	21°30'20"	130.00'	48.79'	N79°14'43"W	48.51'	C55	65°54'09"	30.00'	34.51'	S23°21'52"E	32.64'						
C16	11°36'15"	50.00'	10.13'	S15°23'20"W	10.11'	C36	74°22'59"	20.00'	25.96'	N74°18'58"E	24.18'	C56	11°36'15"	26.00'	5.27'	S15°23'20"W	5.26'						
C17	100°05'57"	30.00'	52.41'	S59°38'11"W	46.00'	C37	15°09'03"	200.00'	52.89'	S60°55'02"E	52.73'	C57	21°11'28"	44.00'	16.27'	S10°35'44"W	16.18'						
C18	9°37'41"	30.00'	5.04'	N65°30'00"W	5.04'	C38	90°27'58"	20.00'	31.58'	S08°06'31"E	28.40'	C58	90°00'00"	30.00'	47.12'	S45°00'00"W	42.43'						
C19	32°17'53"	4.00'	2.25'	N86°27'47"W	2.23'	C39	90°00'00"	20.00'	31.42'	S82°07'28"W	28.28'	C59	88°32'35"	29.90'	46.21'	N45°48'17"W	41.75'						
C20	180°00'00"	4.00'	12.57'	N19°41'10"E	8.00'	C40	90°00'00"	20.00'	31.42'	N07°52'32"W	28.28'	C60	74°22'59"	30.00'	38.95'	S74°18'58"W	36.27'						

#### SURVEYOR: Kimley-Horn and Associates, Inc. 5750 Genesis Court, Suite 200 Frisco, TX 75034 P (972) 335-3580 F (972) 335-3779 Contact: Michael B. Marx, R.P.L.S.

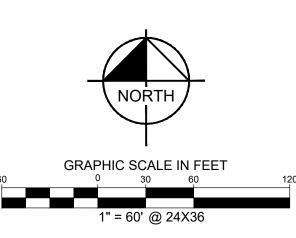
**ENGINEER:** Kimley-Horn and Associates, Inc. 260 East Davis Street, Suite 100 McKinney, TX 75069 P (469) 301-2580 Contact: Rachel Korus, P.E.

OWNER: GOP #2, LLC 1 Cowboys Way Frisco, TX 75063 Contact: Tom Walker,

VOL. 626 PG. 567, D.R.C.C.T.

OWNER: GOP #3, LLC 1 Cowboys Way Frisco, TX 75063

# **VICINITY MAP** NOT TO SCALE



LEG	END
	BOUNDARY LINE
	EASEMENT LINE
	PROPERTY LINE
ADF	ALUMINUM DISK MONUMENT FOUND
IRF	IRON ROD FOUND
IRFC	IRON ROD FOUND WITH CAP
IRSC	IRON ROD SET WITH CAP
TXDOT	TEXAS DEPARTMENT OF TRANSPORTATION
VF	"V" CUT FOUND
XF	"X" CUT FOUND
XS	"X" CUT SET
D.R.C.C.T.	DEED RECORDS OF COLLIN COUNTY, TEXAS
M.R.C.C.T.	MAP RECORDS OF COLLIN COUNTY, TEXAS
O.P.R.C.C.T.	OFFICIAL PUBLIC RECORDS OF COLLIN COUNTY, TEXAS
D.E.	DRAINAGE EASEMENT
F.A.D.U.E.	FIRELANE, ACCESS, DRAINAGE & UTILITY EASEMENT
H.B.T.E.	HIKE & BIKE TRAIL EASEMENT
L.P.A.E.	LANDSCAPE & PUBLIC ACCESS EASEMENT
S.E.	STREET EASEMENT
S.S.E.	SANITARY SEWER EASEMENT
U.E.	UTILITY EASEMENT
W.E.	WATER EASEMENT

- 1. All corners set are monumented with a 5/8 inch iron rod with red plastic cap stamped "KHA", unless otherwise noted.
- 2. Bearing system based on the southerly right of way line of Lovers Lane as created in the Conveyance Plat of Gates of Prosper, Phase 2, an addition to the Town of Prosper, according to the plat, recorded in Volume 2019, Page 252 of the Map Records of Collin County, Texas, said bearing being North 90°00'00" East.
- 3. According to Map No. 48085C0235 J dated June 2, 2009, of the National Flood Insurance Program Map, Flood Insurance Rate Map of Collin County, Texas, Federal Emergency Management Agency, Federal Insurance Administration, this property is located in Zone X (unshaded) and is not within a special flood hazard area. If this site is within an identified special flood hazard area, this flood statement does not imply that the property and/or the structures thereon will be free from flooding or flood damage. On rare occasions, greater floods can and will occur and flood heights may be increased by man-made or natural causes. This flood statement shall not create liability on the part of the surveyor.
- 4. Notice: Selling a portion of this addition by metes and bounds is a violation of town ordinance and state law and is subject to fines and withholding of utilities and building
- 5. The purpose of this Final Plat is to create Lot 2 and dedicate necessary easements onto Lot 1 and Lot 2 for their developments.

#### FINAL PLAT **GATES OF PROSPER, PHASE 3** BLOCK B, LOTS 1 & 2

BEING A FINAL PLAT OF BLOCK B, LOT 2 OF GATES OF PROSPER, PHASE 3, BLOCK B, LOTS 2-6 RECORDED IN VOLUME \_\_\_\_, PAGE \_\_\_ MAP RECORDS, COLLIN COUNTY, TEXAS

AND A REPLAT OF BLOCK B, LOT 1 OF GATES OF PROSPER, PHASE 2, BLOCK B, LOT 1 RECORDED IN VOLUME 2021, PAGE 92 MAP RECORDS, COLLIN COUNTY, TEXAS

AN ADDITION TO THE TOWN OF PROSPER

20.166 ACRES SITUATED IN THE BEN RENISON SURVEY, ABSTRACT NO. 755, & THE JOHN YARNELL SURVEY, ABSTRACT NO. 1038 TOWN OF PROSPER, COLLIN COUNTY, TEXAS

> December - 2023 CASE # DEVAPP-23-0188



Frisco, Texas 75034 Fax No. (972) 335-3779 FIRM # 10193822

<u>Drawn by</u> Checked by <u>Date</u> Project No. 1" = 60' 12/15/2023 068109030 2 OF 3

Contact: Tom Walker,

<u>Scale</u>

#### **OWNER'S CERTIFICATE**

#### STATE OF TEXAS §

#### COUNTY OF COLLIN §

WHEREAS, GOP #2, LLC, and GOP #3, LLC, a tract of land situated in the Ben Renison Survey, Abstract No. 755, and the John Yarnell Survey, Abstract No. 1038, Town of Prosper, Collin County, Texas, and being all of Block B, Lot 1, Gates of Prosper, Phase 2, Block B, Lot 1, an addition to the Town of Prosper, as recorded in Volume 2021, Page 92, Map Records, Collin County, Texas, and being all of Block B, Lot 2, Gates of Prosper, Phase 3, Block B, Lots 2-6, as recorded in Volume \_\_\_\_, Page \_\_\_\_, said Map Records, and being more particularly described by metes and bounds as follows;

**BEGINNING** at a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the north corner of a corner clip at the intersection of the southerly right-of-way line of Richland Boulevard (variable width right-of-way)(Volume 2019, Page 252, said Map Records) and the northwesterly right-of-way line of State Highway 289 (also known as Preston Road)(variable width right-of-way);

**THENCE** South 10°12'16" East, along said corner clip, a distance of 21.16 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the south corner of said corner clip;

THENCE departing said corner clip and along the common line of said Lot 1 and said Preston Road the following courses and

- South 33°38'35" West, a distance of 51.08 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- South 30°46'46" West, a distance of 100.13 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- South 35°32'53" West, a distance of 85.20 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- South 33°56'57" West, a distance of 199.89 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- South 37°09'28" West, a distance of 51.97 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the east common corner of said Block B, Lot 1, and Block B, Lot 5, said Gates of Prosper, Phase 3, Block B, Lots 2-6;

**THENCE** North 52°46'40" West, departing the northwesterly right-of-way line of said Preston Road and along the common line of said Lots 1 and 5, a distance of 64.55 feet to an "X" cut in concrete found for corner;

**THENCE** North 90°00'00" West, continuing along said common line, a distance of 0.31 feet to the easternmost corner of the aforementioned Lot 2;

**THENCE** departing the southerly line of said Lot 1 and along the common line of said Lots 2 and 5 the following courses and distances:

- South 33°48'04" West, a distance of 35.21 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found at the beginning of a tangent curve to the right with a radius of 138.00 feet, a central angle of 03°21'24", and a chord bearing and distance of South 35°28'46" West, 8.08 feet;
- In a southerly direction, with said tangent curve to the right, an arc distance of 8.08 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- South 37°09'28" West, a distance of 4.88 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;

North 52°50'32" West, a distance of 24.95 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found at the beginning of a tangent curve to the left with a radius of 135.00 feet, a central angle of 37°09'28", and a chord bearing and distance of North 71°25'16" West, 86.02 feet;

- In a westerly direction, with said tangent curve to the left, an arc distance of 87.55 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- South 90°00'00" West, a distance of 94.43 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found at the beginning of a tangent curve to the left with a radius of 35.00 feet, a central angle of 52°52'32", and a chord bearing and distance of South 63°33'44" West, 31.17 feet;
- In a westerly direction, with said tangent curve to the left, an arc distance of 32.30 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- South 37°07'28" West, passing at a distance of 182.54 feet the north common corner of said Lot 5 and Block B, Lot 6, said Gates of Prosper, Phase 3, Block B, Lots 2-6, and continuing along the same course and along the common line of said Lots 2 and 6, for a total distance of 857.37 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the southernmost common corner of said Lots 2 and 6, same being on the northeasterly line of Block B, Lot 3, said Gates of Prosper, Phase 3, Block B, Lots 2-6;

#### **THENCE** along the common line of said Lots 2 and 3 the following courses and distances:

- North 52°52'32" West, a distance of 385.31 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found at the beginning of a tangent curve to the right with a radius of 95.00 feet, a central angle of 45°37'31", and a chord bearing and distance of North 30°03'46" West, 73.67 feet;
- In a northerly direction, with said tangent curve to the right, an arc distance of 75.65 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- North 07°15'01" West, a distance of 41.30 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found at the beginning of a tangent curve to the left with a radius of 95.00 feet, a central angle of 26°52'15", and a chord bearing and distance of North 20°41'08" West, 44.15 feet:
- In a northerly direction, with said tangent curve to the left, an arc distance of 44.55 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;

North 34°07'16" West, a distance of 31.29 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the northernmost common corner of said Lots 2 and 3, same being on the southeasterly right-of-way line of Gates Parkway (variable width public right-of-way)(Volume 2023, Page 567, said Map Records), same also being at the beginning of a non-tangent curve to the left with a radius of 695.00 feet, a central angle of 55°54'13", and a chord bearing and distance of North 27°57'06" East, 651,53 feet:

**THENCE** along the common line of said Lot 2 and said Gates Parkway the following courses and distances:

In a northerly direction, with said non-tangent curve to the left, an arc distance of 678.11 feet to a point for corner;

North 00°00'00" East, a distance of 67.89 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found at the beginning of a tangent curve to the left with a radius of 546.00 feet, a central angle of 06°58'57", and a chord bearing and distance of North 03°29'29" West, 66.50 feet;

In a northerly direction, with said tangent curve to the left, an arc distance of 66.54 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;

North 06°58'57" West, a distance of 35.50 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found at the beginning of a tangent curve to the right with a radius of 83.00 feet, a central angle of 35°41'21", and a chord bearing and distance of North 10°51'43" East, 50.87 feet;

In a northerly direction, with said tangent curve to the right, an arc distance of 51.70 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the south corner of a corner clip at the intersection of the easterly right-of-way line of said Gates Parkway and the southerly right-of-way line of the aforementioned Richland Boulevard:

**THENCE** North 28°42'24" East, along said corner clip, a distance of 36.82 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the north corner of said corner clip, same being at the beginning of a tangent curve to the right with a radius of 38.00 feet, a central angle of 39°59'13", and a chord bearing and distance of North 48°42'00" East, 25.99 feet;

#### **THENCE** along the common line of said Lot 2 and said Richland Boulevard the following courses and distances:

- In an easterly direction, with said tangent curve to the right, an arc distance of 26.52 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found at the beginning of a compound curve to the right with a radius of 338.00 feet, a central angle of 21°18'24", and a chord bearing and distance of North 79°20'48" East, 124.97 feet;
- In an easterly direction, with said compound curve to the right, an arc distance of 125.69 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- North 90°00'00" East, a distance of 232.76 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the north common corner of said Lot 2 and Block B, Lot 4, said Gates of Prosper, Phase 3, Block B, Lots 2-6;

**THENCE** South 00°00'00" East, departing the southerly right-of-way line of said Richland Boulevard and along the common line of said Lots 2 and 4, a distance of 264.33 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for the southwest corner of said Lot 4;

THENCE North 90°00'00" East, continuing along said common line, a distance of 272.06 feet to an "X" cut in concrete found for the south common corner of said Lot 4 and the aforementioned Lot 1;

THENCE departing the northerly line of said Lot 2 and along the common line of said Lots 1 and 4 the following courses and

- North 00°00'00" West, a distance of 166.26 feet to an "X" cut in concrete found at the beginning of a tangent curve to the right with a radius of 42.00 feet, a central angle of 55°18'01", and a chord bearing and distance of North 27°39'00" East, 38.98 feet;
- In a northerly direction, with said tangent curve to the right, an arc distance of 40.54 feet to an "X" cut in concrete found at the beginning of a reverse curve to the left with a radius of 42.00 feet, a central angle of 54°54'16", and a chord bearing and distance of North 27°50'53" East, 38.73 feet;
- In a northerly direction, with said reverse curve to the left, an arc distance of 40.25 feet to an "X" cut in concrete found for corner;
- North 00°00'00" East, a distance of 27.94 feet to an "X" cut in concrete found for the north common corner of said Lots 1 and 4, same being on the southerly right-of-way line of the aforementioned Richland Boulevard, same also being at the beginning of a non-tangent curve to the right with a radius of 805.00 feet, a central angle of 16°38'12", and a chord bearing and distance of South 78°21'02" East, 232.92 feet:

#### **THENCE** along the common line of said Lot 1 and said Richland Boulevard the following courses and distances:

- In an easterly direction, with said non-tangent curve to the right, an arc distance of 233.74 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- South 60°51'32" East, a distance of 150.00 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found at the beginning of a non-tangent curve to the right with a radius of 795.00 feet, a central angle of 03°27'25", and a chord bearing and distance of South 57°34'08" East, 47.96 feet;
- In an easterly direction, with said non-tangent curve to the right, an arc distance of 47.97 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" found for corner;
- South 55°50'25" East, a distance of 77.03 feet to the **POINT OF BEGINNING** and containing 878,437 square feet or 20.166 acres of land, more or less.

#### NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

THAT WHEREAS, GOP #2, LLC, and GOP #3, LLC,, acting herein by and through its duly authorized officer, does hereby certify and adopt this final plat designating the herein above described property as GATES OF PROSPER, PHASE 3, BLOCK B, LOTS 1 & 2, an addition to the Town of Prosper, and does hereby dedicate to the public use forever, the streets and alleys shown thereon. GOP #2, LLC, and GOP #3, LLC, do herein certify the following:

1. The streets and alleys are dedicated for street and alley purposes.

- 2. All public improvements and dedications shall be free and clear of all debt, liens, and/or encumbrances.
- 3. The easements and public use areas, as shown, are dedicated for the public use forever for the purposes indicated on this
- 4. No buildings, fences, trees, shrubs, or other improvements or growths shall be constructed or placed upon, over or across the easements as shown, except that landscape improvements may be placed in landscape easements if approved by the Town of
- 5. The Town of Prosper is not responsible for replacing any improvements in, under, or over any easements caused by maintenance or repair.
- 6. Utility easements may also be used for the mutual use and accommodation of all public utilities desiring to use or using the same unless the easement limits the use to particular utilities, said use by public utilities being subordinate to the public's and Town of Prosper's use thereof.
- 7. The Town of Prosper and public utilities shall have the right to remove and keep removed all or parts of any buildings, fences, trees, shrubs, or other improvements or growths which may in any way endanger or interfere with the construction, maintenance, or efficiency of their respective systems in the easements.
- 8. The Town of Prosper and public utilities shall at all times have the full right of ingress and egress to or from their respective easements for the purpose of constructing, reconstructing, inspecting, patrolling, maintaining, reading meters, and adding to or removing all or parts of their respective systems without the necessity at any time procuring permission from anyone.
- 9. All modifications to this document shall be by means of plat and approved by the Town of Prosper.

This plat approved subject to all platting ordinances, rules, regulations and resolutions of the Town of Prosper, Texas. WITNESS, my hand, this the \_\_\_\_\_\_ day of \_\_\_\_\_\_, 2023.

BY: GOP #2, LLC

BY:

Authorized Signature

Tom Walker, CFO Printed Name and Title

COUNTY OF COLLIN §

STATE OF TEXAS §

BEFORE ME, the undersigned, a Notary Public in and for The State of Texas, on this day personally appeared Tom Walker, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Notary Public. State of Texas

BY: GOP #3, LLC

**Authorized Signature** 

Tom Walker, CFO

Printed Name and Title

STATE OF TEXAS

COUNTY OF COLLIN §

BEFORE ME, the undersigned, a Notary Public in and for The State of Texas, on this day personally appeared Tom Walker, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Notary Public, State of Texas

#### FIRE LANE EASEMENT

The undersigned covenants and agrees that he (they) shall construct upon the fire lane easements, as dedicated and shown hereon, a hard surface payed in accordance with Town standards and that he (they) shall maintain the same in a state of food repair at all times and keep the same free and clear of any structures, fenced trees, shrubs, or other improvements or obstruction, including but not limited to the parking, loading, or unloading of motor vehicles, trailers, boats, or other impediments to the access of fire apparatus. The maintenance of pavement in accordance to Town standards of the fire lane easements is the responsibility of the owner, and the owner shall post and maintain signage in accordance to Town standards in conspicuous places along the fire lanes, stating "Fire Lane, No Parking". The police or their duly authorized representative is hereby authorized to cause such fire lanes and utility easements to be maintained free and unobstructed at all times for fire department and emergency use.

#### ACCESS EASEMENT The undersigned covenants and agrees that the access easement(s) may be utilized by any person of the general public for ingress and egres to other real

property, and for the purpose of general public vehicular use and access, and for the Fire Department, Police, and emergency us in along, upon, and across said premises, with the right and privilege at all time of the Town of Prosper, its agents, employees, workmen and representatives having ingress, egress, and regress in, along, upon, and across said premises.

The area or areas shown on the plat as "Street Easement" are hereby given and granted to the Town of Prosper (Called "Town") its successor and assigns, as an easement to construct, reconstruct, operate, repair, re-build, replace, relocate, alter, remove and perpetually maintain street and highway facilities, together with all appurtenances and incidental improvements, in, upon and across certain real property owned by Grantor. Appurtenances and incidental improvements include, but are not limited to, curbs, gutters, inlets, aprons, traffic signs with or without attached flashing lights, guard rails, sidewalks, buried conduits, buried Town utilities, and underground franchise utilities. Street Easements shall remain accessible at all times and shall be maintained by the Owners of the lot or lots that are traversed by, or adjacent to the Street Easement. After doing any work in connection with the construction, operation or repair of the street and highway facilities, the Town shall restore the surface of the Street Easements as close to the condition in which it was found before such work was undertaken as is reasonably practicable, except for trees, shrubs and structures within the Street Easement that were removed as a result of such work

The undersigned covenants and agrees that the landscape easement and restrictions herein set forth shall run with the land and be binding on the owner(s) of the property in this subdivision, their successors and assigns, and all parties claiming by, through and under them. In the event a Replat is requested on all or part of this property, the Town may require any similar or additional restrictions at its sole discretion. The sole responsibility for maintenance and replacement of landscape materials thereof shall be borne by any 'homeowners' association hereafter established for the owners of lots in this subdivision and/or the owner of the individual lots within this subdivision. Such maintenance and replacement shall be in conformance with the requirements, standards, and specifications of the Town of Prosper, as presently in effect or as may be hereafter amended. This provision may be enforced by specific performance or by any other remedy allowed by law. This Landscape Easement shall be void of utilities and other elements unless otherwise approved on the plat.

> SURVEYOR: Kimley-Horn and Associates, Inc. 5750 Genesis Court, Suite 200 Frisco, TX 75034 P (972) 335-3580

Contact: Michael B. Marx, R.P.L.S.

F (972) 335-3779

**ENGINEER:** Kimley-Horn and Associates, Inc. 260 East Davis Street, Suite 100 McKinney, TX 75069 P (469) 301-2580

Contact: Rachel Korus, P.E.

OWNER: GOP #2, LLC 1 Cowboys Way Frisco, TX 75063 Contact: Tom Walker,

#### SURVEYOR'S CERTIFICATE

Know All Men By These Presents:

That I, Michael B. Marx, do hereby certify that I prepared this plat and the field notes made a part thereof from an actual and accurate survey of the land and that the corner monuments shown thereon were properly placed under my personal supervision, in accordance with the Subdivision Regulations of the Town of Prosper, Texas.

Dated this the \_\_\_\_\_\_ day of \_\_\_\_\_\_, 2023.

Registered Professional Land Surveyor No. 5181

THIS DOCUMENT SHALL

NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT

STATE OF TEXAS §

Kimley-Horn and Associates, Inc.

6160 Warren Pkwy., Suite 210

COUNTY OF COLLIN §

Michael B. Marx

Frisco, Texas 75034

Phone 972-335-3580

Fax 972-335-3779

BEFORE ME, the undersigned, a Notary Public in and for The State of Texas, on this day personally appeared Michael B. Marx, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Notary Public, State of Texas

CERTIFICATE OF APPROVAL

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by the Planning & Zoning Commission of the Town of Prosper, Texas. Town Secretary **Engineering Department** Development Services Department

#### FINAL PLAT **GATES OF PROSPER, PHASE 3** BLOCK B, LOTS 1 & 2

BEING A FINAL PLAT OF BLOCK B, LOT 2 OF GATES OF PROSPER, PHASE 3, BLOCK B, LOTS 2-6 RECORDED IN VOLUME \_\_\_\_, PAGE \_ MAP RECORDS, COLLIN COUNTY, TEXAS

AND A REPLAT OF BLOCK B, LOT 1 OF GATES OF PROSPER, PHASE 2, BLOCK B, LOT 1 RECORDED IN VOLUME 2021, PAGE 92 MAP RECORDS, COLLIN COUNTY, TEXAS

AN ADDITION TO THE TOWN OF PROSPER

20.166 ACRES SITUATED IN THE BEN RENISON SURVEY, ABSTRACT NO. 755, & THE JOHN YARNELL SURVEY, ABSTRACT NO. 1038 TOWN OF PROSPER, COLLIN COUNTY, TEXAS

> December - 2023 CASE # DEVAPP-23-0188



FIRM # 10193822 Frisco, Texas 75034 Fax No. (972) 335-3779 <u>Scale</u> Checked by <u>Date</u> Project No. <u>Drawn by</u> 12/15/2023 JMH 068109030

GOP #3, LLC 1 Cowboys Way Frisco, TX 75063 Contact: Tom Walker

OWNER:

#### **PLANNING**



To: Planning & Zoning Commission Item No. 3g

From: Jerron Hicks, Planner

Through: David Hoover, AICP, Director of Development Services

Cc: Suzanne Porter, AICP, Planning Manager

Re: Planning & Zoning Commission Meeting – December 19, 2023

#### Agenda Item:

Consider and act upon a request for a Final Plat for Windsong Ranch Phase 7G, on 44.4± acres, located north of First Street and west of Windsong Parkway. The property is zoned Planned Development-40 (PD-40) Windsong Ranch. (DEVAPP-23-0213)

#### **Description of Agenda Item:**

The purpose of this Final Plat is to create 53 single family lots and one open space lot in Phase 7G.

On September 1, 2020, the Planning & Zoning Commission approved a Preliminary Plat (D20-0063) for several phases in Windsong, including Phase 7G. The boundary of Phase 7G consisted of only residential lots. Then, on July 5, 2022, a Final Plat (D22-0055) was approved by the Commission that modified the boundary of Phase 7G to include all remaining property to the west that was owned by the developer. This property was primarily floodplain and would be platted as one open space lot. The developer has since installed the infrastructure for Phase 7G and is ready to file the plat and start house construction.

The applicant is requesting to modify the boundary of the previously approved final plat to reduce the size of the open space lot. The portion of open space that is being removed is owned and will be maintained by the developer. The applicant has provided a Boundary Comparison Exhibit that shows the boundary changes from the Preliminary Plat, the previously approved Final Plat, and this revised Final Plat. Staff is in support of the proposed boundary modification. The plat conforms to the development standards of Planned Development-40.

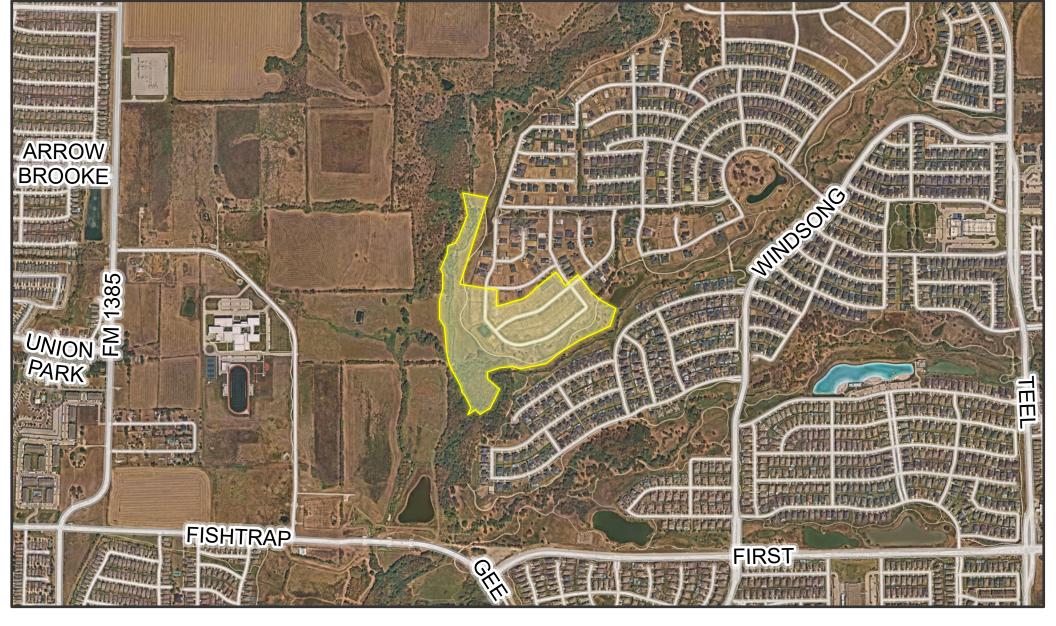
#### **Attached Documents:**

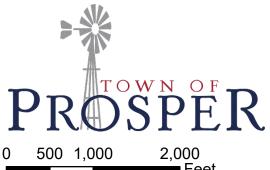
- 1. Location Map
- 2. Boundary Comparison Exhibit
- 3. Final Plat

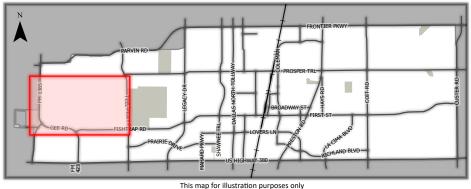
Page 1 of 1

45

<u>Town Staff Recommendation:</u>
Town Staff recommends approval of the Final Plat, subject to approval of all additions and/or alterations to the easements and dedications.

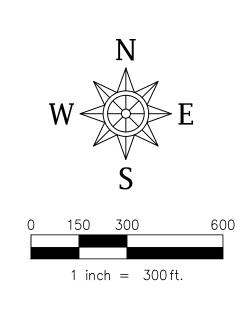






#### **DEVAPP-23-0213**

WINDSONG RANCH PHASE 7G



LEGEND

= Proposed Windsong Phase 7G Plat Limits

= P&Z Approved Final Plat Limits

= P&Z Approved Preliminary Plat Boundary

765 Custer F TBPE No F-2

WINDSONG RANCH PHASE 7G
TOWN OF PROSPER

Revisions Date W BO

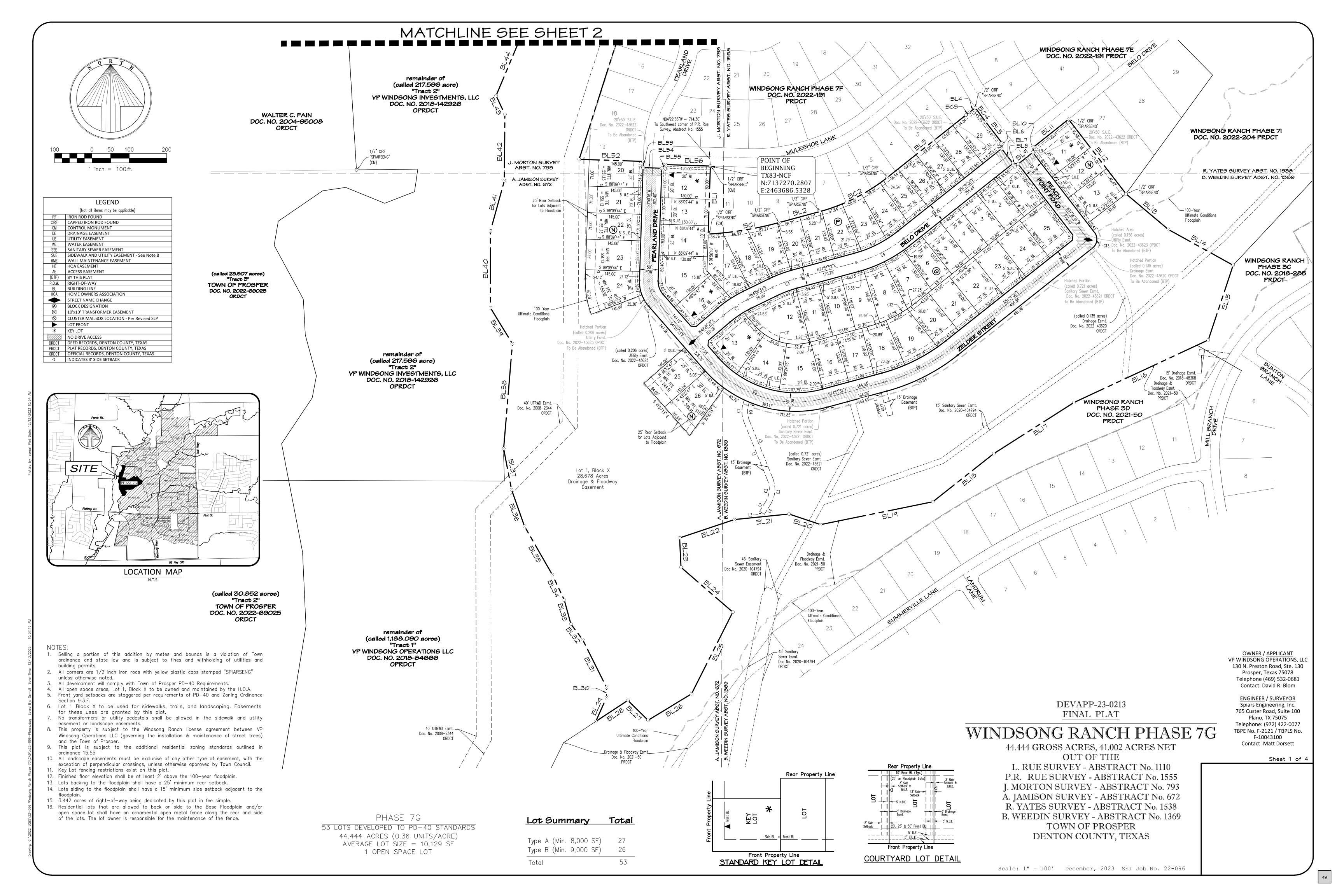
Scale: 1"=300'

Drawn Bv: SCS

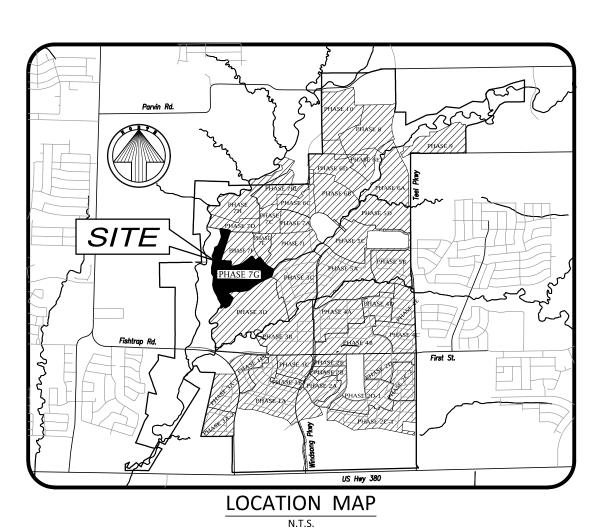
Drawn By: SCS
Checked By: CLS

Sheet 1

SEI No. 22-096



1 inch = 100 ft.



#### NOTES

- 1. Selling a portion of this addition by metes and bounds is a violation of Town ordinance and state law and is subject to fines and withholding of utilities and building permits
- All corners are 1/2 inch iron rods with yellow plastic caps stamped "SPIARSENG" unless otherwise noted.
- 3. All development will comply with Town of Prosper PD-40 Requirements.

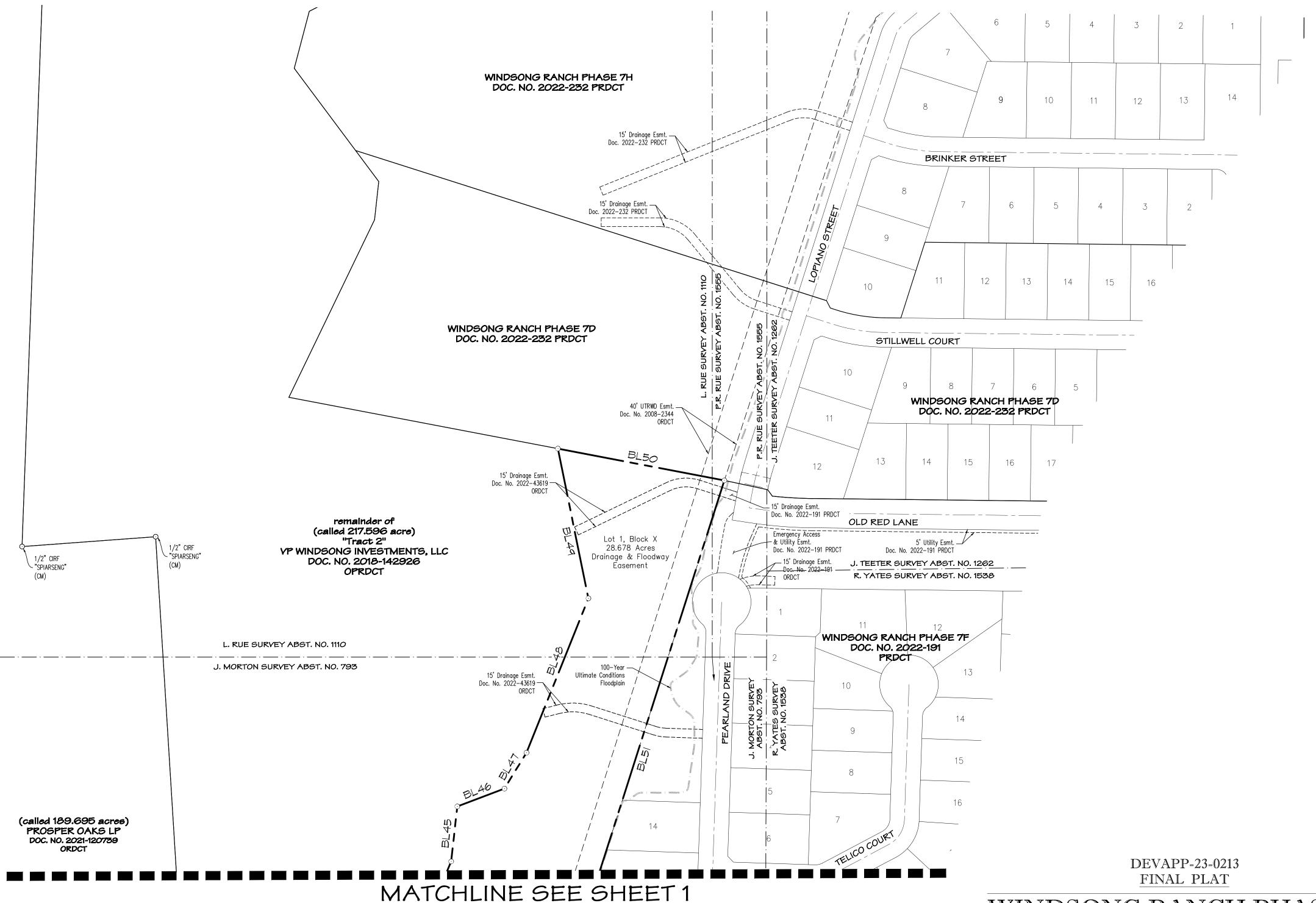
  4. All open space greas Lot 1. Block X to be owned and maintained by the
- 4. All open space areas, Lot 1, Block X to be owned and maintained by the H.O.A.
  5. Front yard setbacks are staggered per requirements of PD—40 and Zoning Ordinance
- Section 9.3.F.
  6. Lot 1, Block X to be used for sidewalks, trails, and landscaping.
- Easements for these uses are granted by this plat.

  7. No transformers or utility pedestals shall be allowed in the sidewalk and utility
- easement or landscape easements.

  8. This property is subject to the Windsong Ranch license agreement between VP Windsong Operations LLC (governing the installation & maintenance of street trees) and the Town of Prosper.
- 9. This plat is subject to the additional residential zoning standards outlined in ordinance 15.5510. All landscape easements must be exclusive of any other type of easement, with the
- exception of perpendicular crossings, unless otherwise approved by Town Council.

  11. Key Lot fencing restrictions exist on this plat.
- 12. Finished floor elevation shall be at least 2' above the 100-year floodplain.
- 13. Lots backing to the floodplain shall have a 25' minimum rear setback.

  14. Lots siding to the floodplain shall have a 15' minimum side setback adjacent to the
- floodplain.
- 15. 3.442 acres of right-of-way being dedicated by this plat in fee simple.
  16. Residential lots that are allowed to back or side to the Base Floodplain and/or open space lot shall have an ornamental open metal fence along the rear and side of the lots. The lot owner is responsible for the maintenance of the fence.



WINDSONG RANCH PHASE 7G

44.444 GROSS ACRES, 41.002 ACRES NET OUT OF THE

Sheet 2 of 4

L. RUE SURVEY - ABSTRACT No. 1110
P.R. RUE SURVEY - ABSTRACT No. 1555
J. MORTON SURVEY - ABSTRACT No. 793
A. JAMISON SURVEY - ABSTRACT No. 672
R. YATES SURVEY - ABSTRACT No. 1538
B. WEEDIN SURVEY - ABSTRACT No. 1369
TOWN OF PROSPER
DENTON COUNTY, TEXAS

OWNER / APPLICANT
VP WINDSONG OPERATIONS, LLC
130 N. Preston Road, Ste. 130
Prosper, Texas 75078
Telephone (469) 532-0681
Contact: David R. Blom

ENGINEER / SURVEYOR
Spiars Engineering, Inc.
765 Custer Road, Suite 100
Plano, TX 75075
Telephone: (972) 422-0077
TBPE No. F-2121 / TBPLS No.
F-10043100
Contact: Matt Dorsett

Scale: 1" = 100' December, 2023 SEI Job No. 22-096

Вс	Boundary Line Table							
Line #	Length	Direction						
BL1	182.51	S 01°50'16" W						
BL2	112.43'	N 74°51'52" E						
BL3	268.97	N 51°31'38" E						
BL4	20.63	N 53°54'38" E						
BL5	73.41'	S 37°36'45" E						
BL6	14.25'	S 06°57'26" W						
BL7	50.01'	S 37°36'45" E						
BL8	14.04'	S 83°02'34" E						
BL9	50.01'	N 51°31'38" E						
BL10	14.25'	N 06°57'26" E						
BL11	120.01	N 51°31'38" E						
BL12	252.00'	S 37°36'45" E						
BL13	148.30'	S 49°55'58" E						
BL14	198.34	S 61°03'55" E						
BL15	210.94	S 18°24'30" W						
BL16	396.79	S 65°01'53" W						
BL17	254.58'	S 57°30′57" W						
BL18	208.16	S 51°39'13" W						
BL19	306.95	S 78°30'31" W						
BL20	89.16	N 71°24'03" W						

Boundary Line Table

Line # Length Direction

BL21 | 147.00' | S 84°10'09" W

BL22 | 154.91' | S 71°30'22" W

BL23 78.96' S 02°46'44" E

BL24 183.24' S 49°09'59" E

BL25 245.19' S 26°45'00" W

BL26 | 136.20' | S 58°39'48" W

BL27 | 76.11' | N 45°34'25" W

BL28 | 102.96' | S 56°39'24" W

BL29 70.19' N 24°07'37" E

BL30 | 27.41' | N 00°37'59" E

BL31 | 143.18' | N 26°34'35" W

BL32 52.01' N 37°15'47" W

BL33 | 66.97' | N 15°14'09" W

BL34 75.04' N 25°26'14" W

BL35 | 149.66' | N 29°50'15" W

BL36 | 103.77' | N 19°29'14" W

BL37 | 112.23' | N 10\*52'53" W

BL38 | 281.77' | N 04°46'52" E

BL39 | 112.36' | N 31°26'32" W

BL40 | 205.89' | N 00°03'20" W

Boundary Line Table						
Line #	Length	Direction				
BL41	139.85	N 15°26'17" E				
BL42	177.77	N 00°26'17" E				
BL43	55.41'	N 25°02'17" W				
BL44	189.27	N 22°49'34" E				
BL45	94.53'	N 0617'58" E				
BL46	86.07	N 69"13'06" E				
BL47	72.05'	N 31°38'19" E				
BL48	284.12'	N 21°50'23" E				
BL49	260.97	N 11°31'46" W				
BL50	289.51	S 79"11'44" E				
BL51	1045.41	S 17°40'55" W				
BL52	171.90'	S 88°09'44" E				
BL53	16.72'	S 01°50'16" W				
BL54	50.00'	S 88°09'44" E				
BL55	14.14'	N 46°50'16" E				
BL56	120.00'	S 88°09'44" E				

В	oundary l	Line Table
Line #	Length	Direction
BL41	139.85	N 15°26'17" E
BL42	177.77	N 00°26'17" E
BL43	55.41'	N 25°02'17" W
BL44	189.27	N 22°49'34" E
BL45	94.53'	N 06°17'58" E
BL46	86.07	N 69°13'06" E
BL47	72.05'	N 31°38'19" E
BL48	284.12'	N 21°50'23" E
BL49	260.97	N 11°31'46" W
BL50	289.51	S 79°11'44" E
BL51	1045.41	S 17°40'55" W
BL52	171.90'	S 88°09'44" E
BL53	16.72'	S 01°50'16" W
BL54	50.00'	S 88°09'44" E
BL55	14.14'	N 46*50'16" E
BL56	120.00'	S 88°09'44" E

	Boundary Curve Table								
Curve #	Length	Radius	Chord	Chord Bearing	Delta				
BC1	193.54'	948.00'	193.20'	N 80°42'47" E	11°41'50"				
BC2	203.66	500.00'	202.25	N 63"11'45" E	23°20'14"				
вс3	11.44'	275.00'	11.44'	N 52°43'08" E	2°23'00"				
BC4	45.55	825.00'	45.55	S 36°01'51" E	3°09'49"				

	Centerline Curve Table							
Curve #	Length	Radius	Chord	Chord Bearing	Delta			
C1	56.23	75.00'	54.92'	S 19°38'29" E	42°57'29"			
C2	76.11	300.00'	75.91'	S 56°44'28" W	14 <b>°</b> 32 <b>'</b> 11"			
С3	62.52'	330.00'	62.43'	S 69°26'13" W	10 <b>°</b> 51'18"			
C4	142.56	350.00'	141.58'	S 63°11'45" W	23°20'14"			
C5	335.18'	300.00'	318.02'	S 73°07'40" E	64°00'54"			
C6	203.66	500.00'	202.25	N 63"11'45" E	23°20′14″			

Lot Curve Table								
Curve #	Length	Radius	Chord	Chord Bearing	Delta			
C11	162.00'	145.00'	153.71'	S 73°07'40" E	64°00'54"			
C12	140.52	345.00'	139.55	N 63°11'45" E	23°20'14"			
C13	46.67	30.00'	42.11'	N 06°57'26" E	89°08'23"			

	Lot Lin	e Table
Line #	Length	Direction
L1	16.72'	S 01°50'16" W
L2	14.14'	S 46°50'16" W
L3	14.22'	S 85°49'25" E
L4	14.07'	N 04°10'35" E
L5	20.63	N 53°54'38" E
L6	14.25'	S 06°57'26" W
L7	14.04'	S 83°02'34" E
L8	14.25'	S 06°57'26" W
L9	14.25	N 06°57'26" E

Easement Line Table									
Line #	Length	Direction							
L1	167.80'	N 22°04'03" W							
L2	31.15'	N 31°59'07" E							
L3	15.00'	N 58°00'53" W							
L4	31.15'	S 31°59'07" W							
L5	167.80'	S 22°04'03" E							

Easement Curve Table								
Curve #	Length	Radius	Chord	Chord Bearing	Delta			
C1	61.37	77.50'	59.78'	N 00°37'04" E	45°22'14"			
C2	58.96'	62.50'	56.80'	N 04°57'32" E	54°03'10"			
C3	73.11'	77.50'	70.43	S 04°57'32" W	54°03'10"			
C4	49.38'	62.50'	48.11	S 00°34'08" W	45°16'22"			

	Lot Area Table						
Lot #	Block #	Square Feet	Acreage	Lot Type			
11	N	12,248	12,248 0.281				
12	N	9,230 0.212 E					
13	N	11,105 0.255 E					
20	N	N 10,295 0.236		В			
21	N 10,295 0.236		В				
22	N 10,295 0.236		В				
23	N	N 11,890 0.273 B		В			
24	N	N 13,420 0.308 B		В			
25	N	12,180	0.280	В			
26	N	12,551 0.288 B					

	Lot Area Table						
Lot #	Block # Square Feet A		Acreage	Lot Type			
12	P	11,520	0.264	Α			
13	P	9,230	0.212	В			
14	P	10,790	0.248	В			
15	P	13,506	0.310	В			
16	P	10,196	0.234	В			
17	P	11,298 0.259		В			
18	P	9,648	0.221	Α			
19	P	9,525	0.219	Α			
20	P	8,122	0.186	Α			
21	P	8,052	0.185	Α			
22	P	8,865	0.204	Α			
23	3 P 9,060 0.208		Α				
24	P	8,801	0.202	Α			
25	5 P 8,321		0.191	Α			
26	P	8,060	0.185	Α			
27	P	8,060	0.185	Α			
28	P	8,279	0.190	Α			
29	P	9,664	0.222	Α			

		_ot Area T	able	
Lot #	Block #	Square Feet	Acreage	Lot Type
1	Q	9,648	0.221	Α
2	Q	8,002	0.184	Α
3	Q	8,008	0.184	Α
4	Q	8,060	0.185	Α
5	Q	8,060	0.185	Α
6	Q	8,501	0.195	Α
7	Q	9,518	0.218	A
8	Q	10,333	0.237	Α
9	Q	9,671	0.222	A
10	Q	9,388	0.216	Α
11	Q	9,388	0.216	Α
12	Q	15,969	0.367	Α
13	Q	13,123	0.301	A
14	Q	12,229	0.281	A
15	Q	11,965	0.275	В
16	Q	9,230	0.212	В
17	α	9,230	0.212	В
18	Q	10,048	0.231	В
19	Q	10,737	0.246	В
20	Q	9,233	0.212	В

Lot Area Table						
Lot #	Block #	Square Feet Acreage L		Lot Type		
21	Q	9,230	0.212	В		
22	Q	10,790	0.248	В		
23	Q	10,010	0.230	В		
24	Q	10,580	0.243	В		
25	Q	11,367	0.261	В		

Open	Space Are	ea Table
Lot #	Block #	Acres
1	×	28.678

DEVAPP-23-0213 FINAL PLAT

## WINDSONG RANCH PHASE 7G

44.444 GROSS ACRES, 41.002 ACRES NET OUT OF THE

L. RUE SURVEY - ABSTRACT No. 1110

Sheet 3 of 4

OWNER / APPLICANT VP WINDSONG OPERATIONS, LLC 130 N. Preston Road, Ste. 130 Prosper, Texas 75078 Telephone (469) 532-0681 Contact: David R. Blom

ENGINEER / SURVEYOR Spiars Engineering, Inc. 765 Custer Road, Suite 100 Plano, TX 75075 Telephone: (972) 422-0077 TBPE No. F-2121 / TBPLS No. F-10043100 Contact: Matt Dorsett

P.R. RUE SURVEY - ABSTRACT No. 1555 J. MORTON SURVEY - ABSTRACT No. 793 A. JAMISON SURVEY - ABSTRACT No. 672 R. YATES SURVEY - ABSTRACT No. 1538 B. WEEDIN SURVEY - ABSTRACT No. 1369 TOWN OF PROSPER DENTON COUNTY, TEXAS

December, 2023 SEI Job No. 22-096

BEGINNING at a 1/2 inch iron rod with a vellow plastic cap stamped "SPIARSENG" found (hereinafter referred to as 1/2 inch iron rod found) for corner on the south right-of-way line of Muleshoe Lane, a (called 50-foot wide right-of-way), said corner being the northwest corner of Lot 11, Block P, of Windsong Ranch Phase 7F Addition, an Addition to the Town of Prosper, Denton County, Texas, recorded in Document No. 2022-191, of the Plat Records of Denton County, Texas (PRDCT);

THENCE along the southerly line of said Windsong Ranch Phase 7F Addition, leaving the south right—of—way line of said Muleshoe Lane, the following courses and distances:

S 01°50'16" W, 182.51 feet to a 1/2 inch iron rod found for corner at the beginning of a non-tangent curve to the left, having a central angle of 11°41'50", a radius of 948.00 feet, a chord of N 80°42'47" E - 193.20 feet;

Northeasterly along said curve, an arc length of 193.54 feet to a 1/2 inch iron rod found for corner at the end of said curve; N 74°51'52" E, 112.43 feet to a 1/2 inch iron rod found for corner at the beginning of a tangent curve to the left, having a central angle of 23°20'14", a radius of 500.00 feet, a chord of N 63°11'45" E - 202.25 feet;

Northeasterly along said curve, an arc length of 203.66 feet to a 1/2 inch iron rod found for corner at the end of said curve; N 51°31'38" E, 268.97 feet to a 1/2 inch iron rod found for corner at the beginning of a tangent curve to the right, having a central angle of  $02^{\circ}23'00$ ", a radius of 275.00 feet, a chord of N  $52^{\circ}43'08$ " E - 11.44 feet;

Northeasterly along said curve, an arc length of 11.44 feet to a 1/2 inch iron rod found for corner at the end of said curve;

N 53°54'38" E, 20.63 feet to a 1/2 inch iron rod found for corner at the beginning of a non-tangent curve to the left, having a central angle of 03°09'49", a radius of 825.00 feet, a chord of S 36°01'51" E - 45.55 feet;

Southeasterly along said curve, an arc length of 45.55 feet to a 1/2 inch iron rod found for corner at the end of said curve;

S 37°36'45" E, 73.41 feet to a 1/2 inch iron rod found for corner;

ORDCT, and being more particularly described by metes and bounds as follows:

S 06°57'26" W, 14.25 feet to a 1/2 inch iron rod found for corner;

S 37°36'45" E, 50.01 feet to a 1/2 inch iron rod found for corner;

S 83°02'34" E, 14.04 feet to a 1/2 inch iron rod found for corner;

N 51°31'38" E, 50.01 feet to a 1/2 inch iron rod found for corner;

N 06°57′26" E, 14.25 feet to a 1/2 inch iron rod found for corner;

N 51°31′38" E, 120.01 feet to a 1/2 inch iron rod found for corner at the southeasterly corner of said Windsong Ranch Phase 7F Addition and the westerly corner of Lot 27, Block N, of Windsong Ranch Phase 7E Addition, an Addition to the Town of Prosper, Denton County, Texas, recorded in Document No. 2022—191, (PRDCT);

THENCE S 37°36'45" E, 252.00 feet along the southwesterly line of said Lot 27 to a 1/2 inch iron rod found for corner at the southerly corner of said Lot 27 and a westerly corner of Windsong Ranch Phase 71 Addition, an Addition to the Town of Prosper, Denton County, Texas, recorded in Document No. 2022-204, (PRDCT);

THENCE S 49°55'58" E, 148.30 feet along the southwesterly line of said Windsong Ranch Phase 71 Addition to a point for corner;

THENCE S 61°03'55" E, 198.34 feet continuing along southwesterly line of said Windsong Ranch Phase 71 Addition to a point for corner at a westerly corner of Windsong Ranch Phase 3C Addition, an Addition to the Town of Prosper, Denton County, Texas, recorded in Document No. 2018—285, (PRDCT);

THENCE S 18°24'30" W, 210.94 feet along the southwesterly line of said Windsong Ranch Phase 3C Addition to a point for corner;

THENCE S 65°01'53" W, passing the northwesterly corner of said Windsong Ranch Phase 3C Addition and the northeasterly corner of Windsong Ranch Phase 3D Addition, an Addition to the Town of Prosper, Denton County, Texas, recorded in Document No. 2021-50, (PRDCT) at a distance of 33.21 feet, continuing along the northwesterly line of said Windsong Ranch Phase 3D Addition, in all a total distance of 396.79 feet to a point for corner:

THENCE along the northwesterly line of said Windsong Ranch Phase 3D Addition, the following courses and distances:

S 57°30'57" W, 254.58 feet to a point for corner; S 51°39'13" W, 208.16 feet to a point for corner;

S 78°30'31" W, 306.95 feet to a point for corner; N 71°24'03" W, 89.16 feet to a point for corner;

S 84°10'09" W, 147.00 feet to a point for corner; S 71°30'22" W, 154.91 feet to a point for corner;

S 02°46′44″ E, 78.96 feet to a point for corner; S 49°09′59″ E, 183.24 feet to a point for corner;

S 26°45'00" W, 245.19 feet to a point for corner; S 58°39'48" W, 136.20 feet to a point for corner;

N 45°34'25" W, 76.11 feet to a point for corner;

S 56°39'24" W, 102.96 feet to a point for corner on the east line of the remainder of said 1,188.090 acre tract;

THENCE along the east line of the remainder of said 1,188.090 acre tract, the following courses and distances:

N 24°07'37" E, 70.19 feet to a point for corner; N 00°37'59" E, 27.41 feet to a point for corner;

N 26°34'35" W, 143.18 feet to a point for corner; N 37°15'47" W, 52.01 feet to a point for corner;

N 15°14'09" W, 66.97 feet to a point for corner; N 25°26'14" W, 75.04 feet to a point for corner;

N 29°50′15″ W, 149.66 feet to a point for corner; N 19°29′14″ W, 103.77 feet to a point for corner;

N 10°52′53" W, 112.23 feet to a point for corner on the east line of the remainder of a called 217.596 acre tract of land described as "Tract 2" in a Special Warranty Deed to VP Windsong Investments LLC, recorded in Document No. 2018-142926, ORDCT;

THENCE along the east line of the remainder of said 217.596 acre tract, the following courses and distances:

N 04°46′52" E, 281.77 feet to a point for corner; N 31°26′32" W, 112.36 feet to a point for corner;

N 00°03'20" W, 205.89 feet to a point for corner; N 15°26'17" E, 139.85 feet to a point for corner;

N 00°26'17" E, 177.77 feet to a point for corner; N 25°02'17" W, 55.41 feet to a point for corner;

N 22°49'34" E, 189.27 feet to a point for corner; N 06°17'58" E, 94.53 feet to a point for corner;

N 69°13'06" E, 86.07 feet to a point for corner; N 31°38'19" E, 72.05 feet to a point for corner; N 21°50'23" E, 284.12 feet to a point for corner;

N 11°31'46" W, 260.97 feet to a point for corner on the southerly line of Windsong Ranch Phase 7D Addition, an Addition to the Town of Prosper, Denton County, Texas, recorded in Document No. 2022-232, (PRDCT);

THENCE S 79°11'44" E, 289.51 feet along the southerly line of said Windsong Ranch Phase 7D Addition to a point for corner at the northwest corner of said Windsong Ranch Phase 7F Addition;

THENCE along the westerly line of said Windsong Ranch Phase 7F Addition, the following courses and distances as follows:

S 17°40'55" W, 1,045.41 feet to a point for corner; S 88°09'44" E, 171.90 feet to a point for corner;

S 01°50′16" W, 16.72 feet to a point for corner; S 88°09′44" E, 50.00 feet to a point for corner;

N 46°50'16" E, 14.14 feet to a point for corner;

S 88°09'44" E, 120.00 feet to the POINT OF BEGINNING and containing 44.444 acres or 1,935,976 square feet of land.

#### ACCESS EASEMENT

The undersigned covenants and agrees that the access easement(s) may be utilized by any person or the general public for ingress and egress to other real property, and for the purpose of general public vehicular and pedestrian use and access, and for the Fire Department, Police, and emergency use in along, upon, and across said premises, with the right and privilege at all times of the Town of Prosper, its agents, employees, workmen, and representatives having ingress, egress, and regress in, along, upon, and across said premises.

#### LANDSCAPE EASEMENT

The undersigned covenants and agrees that the landscape easement and restrictions herein set forth shall run with the land and be binding on the owner(s) of the property in this subdivision, their successors and assigns, and all parties claiming by, through and under them. In the event a replat is requested on all or part of this property, the Town may require any similar or additional restrictions at its sole discretion. The sole responsibility for maintenance and replacement of landscape materials thereof shall be borne by any "homeowners" association hereafter established for the owners of lots in this subdivision and/or the owners of the individual lots within this subdivision. Such maintenance and replacement shall be in conformance with the requirements, standards, and specifications of the Town of Prosper, as presently in effect or as may be hereafter amended. This provision may be enforced by specific performance or by any other remedy allowed by law. This Landscape Easement shall be void of utilities and other elements unless otherwise approved on the plat.

#### 3' BENEFICIAL USE EASEMENT (B.U.E.)

Each residential patio Lot shall have a three-foot (3') Beneficial Use Easement (B.U.E.) on the "zero" side of the Lot (3' Side Setback). The 3' B.U.E. allows the Owner to have reasonable access for the maintenance of the residence while providing a beneficial use to the adjacent property as shown on the Courtyard Lot Detail.

#### 5' NO BUILD EASEMENT (N.B.E.)

Each residential patio Lot shall have a five-foot (5') No Build Easement (N.B.E.) on the "Courtyard" side of the Lot (13' Side Setback). The 5' N.B.E. will allow for fence returns as are normal and customary, however, the 5' N.B.E does not allow for any other type of vertical construction.

#### DRAINAGE AND FLOODWAY EASEMENT

This plat is hereby adopted by the Owners and approved by the Town of Prosper (Called "Town") subject to the following conditions which shall be binding upon the Owners, their heirs, grantees, successors and assigns: A portion of of Lots 1-5, Block X as shown on the plat is called "Drainage and Floodway Easement" and is the natural drainage channel crossing each lot. The existing creek or creeks traversing along the Drainage and Floodway Easement within the limits of this addition, will remain as an open channel at all times and will be maintained by the owners of the lot or lots that are traversed by or adjacent to the drainage courses in the Drainage and Floodway Easement. The Town will not be responsible for the maintenance and operation of said creek or creeks or for any damage to private property or person that results from the flow of water along said creek, or for the control of erosion. No obstruction to the natural flow of storm water run—off shall be permitted by construction of any type of building, fence, or any other structure within the Drainage and Floodway Easement or the natural drainage channels, as herein above defined. Provided it is understood that in the event it becomes necessary for the Town of erect or consider erecting any type of drainage structure in order to improve the storm drainage that may be occasioned by streets and alleys in or adjacent to the subdivision, then in such event, the Town shall have the right to enter upon the Drainage and Floodway Easement at any point, or points, to investigate, survey or to erect, construct, and maintain any drainage facility deemed necessary for drainage purposes. Each property owner shall keep the natural drainage channels traversing or adjacent to his property clean and free of debris, silt, and any substance which would result in unsanitary conditions or obstruct the flow of water, and the Town shall have the right of ingress and egress for the purpose of inspection and supervision of maintenance work by the property owner to alleviate any undesirable conditions which may occur. The natural drainage through the Drainage and Floodway Easement, as in the case of all natural channels, are subject to storm water overflow and natural bank erosion to an extent which cannot be definitely defined. The Town shall not be held liable for any damages of any nature resulting from the occurrence of these natural phenomena, or resulting from the failure of any structure or structures, within the natural drainage channels. Building areas outside the Drainage and Floodway Easement line shall be filled to a minimum elevation as shown on the plat. The minimum floor elevation for each lot shall be as shown on the plat.

#### NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

THAT we, VP Windsong Operations LLC, acting herein by and through its duly authorized officers, does hereby certify and adopt this plat designating the herein above described property as WINDSONG RANCH PHASE 7G an addition to the Town of Prosper, and does hereby dedicate to the public use forever, the streets and alleys shown thereon. VP Windsong Operations LLC does herein certify the following:

#### 1. The streets and alleys are dedicated for street and alley purposes.

2. All public improvements and dedications shall be free and clear of all debt, liens, and/or encumbrances. 3. The easements and public use areas, as shown, are dedicated for the public use forever for the purposes

4. No buildings, fences, trees, shrubs, or other improvements or growths shall be constructed or placed upon,

over or across the easements as shown, except that landscape improvements may be placed in landscape easements if approved by the Town of Prosper.

5. The Town of Prosper is not responsible for replacing any improvements in, under, or over any easements caused by maintenance or repair.

6. Utility easements may also be used for the mutual use and accommodation of all public utilities desiring to use or using the same unless the easement limits the use to particular utilities, said use by public utilities being subordinate to the public's and Town of Prosper's use thereof. 7. The Town of Prosper and public utilities shall have the right to remove and keep removed all or parts of any

buildings, fences, trees, shrubs, or other improvements or growths which may in any way endanger or interfere with the construction, maintenance, or efficiency of their respective systems in the easements. 8. The Town of Prosper and public utilities shall at all times have the full right of ingress and egress to or from their respective easements for the purpose of constructing, reconstructing, inspecting, patrolling, maintaining, reading meters, and adding to or removing all or parts of their respective systems without the

necessity at any time of procuring permission from anyone. 9. All modifications to this document shall be by means of plat and approved by the Town of Prosper.

10. For lots adjacent to a Floodplain Only:

100 Year Floodplain Easement Restriction: Construction within the floodplain may not occur until approved by the Town. (A request for construction within the floodplain easement must be accompanied with detailed engineering plans and studies indicating that no flooding will result. that no obstruction to the natural flow of water will result; and subject to all owners or the property affected by such construction becoming a party to the request.) Where construction is approved, all finished floor elevations shall be a minimum of one (1) foot above the 100-year flood elevation as determined by analyzing the ultimate build-out conditions of the entire drainage basin. Existing creeks, lakes, reservoirs, or drainage channels traversing along or across portions of this addition, will remain as an open channel at all times and will be maintained by the individual owners of the lot or lots that are traversed by the drainage courses along or across said lots. The Town will not be responsible for the maintenance and operation of said drainage ways or for the control of erosion. Each property owner shall keep the natural drainage channels traversing his/her property clean and free of debris, silt, or any substance that would result in unsanitary conditions. The Town shall have the right of ingress and egress for the purpose of inspection and supervision of maintenance work by the property owner to alleviate any undesirable conditions, which may The Town is not obligated to maintain or assistance with maintenance of the area. The natural drainage channel, as in the case of all natural drainage channels, are subject to storm water overflow and natural bank erosion. The Town shall not be liable for damages of any nature resulting from the occurrence of these natural phenomena, nor resulting from a failure of any structure(s) within the natural drainage channels. The natural drainage channel crossing each lot is shown by the Floodway easement line as shown on the plat. If a Subdivision alters the horizontal or vertical floodplain, a FEMA Floodway map revision may be required.

This plat approved subject to all platting ordinances, rules, regulations and resolutions of the Town of Prosper,

Witness our hands at Collin County, Texas, this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

VP Windsong Operations LLC A Delaware Limited Liability Company

David R. Blom, Vice President

STATE OF TEXAS COUNTY OF COLLIN

BEFORE ME, the undersigned, a Notary Public in and for The State of Texas, on this day personally appeared David R. Blom, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Notary Public, State of Texas

#### SURVEYOR'S CERTIFICATE

That I,	Jimmy	/ Bern	au, of	Spiars	Engin	eering,	lnc.,	do	hereby	certify	that	I prep	ared	this	plat	and	the	field
notes											,							
monum										persor	nal suj	pervisi	on, ir	n acc	cordar	nce	with	the
Subdivis	sion Re	egulati	ons of	the To	wn of	Prosp	er, Te	exas.										

Dated this the \_\_\_\_\_ day of \_\_\_\_\_\_, 2023.

JIMMY BERNAU, TEXAS R.P.L.S. NO. 6902

iimmy.berngu@ spiarsengineering.com

STATE OF TEXAS

COUNTY OF COLLIN §

BEFORE ME, the undersigned, a Notary Public in and for The State of Texas, on this day personally appeared Jimmy Bernau, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the \_\_\_\_ day of \_\_\_\_, 2023.

Notary Public, State of Texas

Witness our hands at \_\_\_\_\_ County, Texas, this \_\_\_\_ day of \_\_\_\_\_, 2023.

TEXAS CAPITAL BANK, a Texas state bank formerly known as Texas Capital Bank, N.A.

Ву: \_\_\_\_\_

STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

BEFORE ME, the undersigned, a Notary Public in and for The State of Texas, on this day personally appeared , known to me to be the person and officer whose name is subscribed to

the foregoing instrument, and acknowledged to me that he executed the same for the purposes and

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the \_\_\_\_\_ day of \_\_\_\_\_, 2023

Notary Public, State of Texas

CERTIFICATE OF APPROVAL

considerations therein expressed and in the capacity therein stated.

Approved this \_\_\_\_ day of \_\_\_\_ the Town of Prosper, Texas.

Town Secretary

Engineering Department

Planning Department

DEVAPP-23-0213 FINAL PLAT

## WINDSONG RANCH PHASE 7G

44.444 GROSS ACRES, 41.002 ACRES NET OUT OF THE

L. RUE SURVEY - ABSTRACT No. 1110 P.R. RUE SURVEY - ABSTRACT No. 1555 I. MORTON SURVEY - ABSTRACT No. 793

A. JAMISON SURVEY - ABSTRACT No. 672 R. YATES SURVEY - ABSTRACT No. 1538 B. WEEDIN SURVEY - ABSTRACT No. 1369

> TOWN OF PROSPER DENTON COUNTY, TEXAS

> > December, 2023 SEI Job No. 22-096

OWNER / APPLICANT VP WINDSONG OPERATIONS, LLC 130 N. Preston Road, Ste. 130 Prosper, Texas 75078 Telephone (469) 532-0681 Contact: David R. Blom

ENGINEER / SURVEYOR Spiars Engineering, Inc. 765 Custer Road, Suite 100 Plano, TX 75075 Telephone: (972) 422-0077 TBPE No. F-2121 / TBPLS No. F-10043100 Contact: Matt Dorsett

Sheet 4 of 4



#### **PLANNING**

To: Planning & Zoning Commission Item No. 4

From: Dakari Hill, Senior Planner

Through: David Hoover, AICP, Director of Development Services

Cc: Suzanne Porter, AICP, Planning Manager

Re: Planning & Zoning Commission Meeting – December 19, 2023

#### **Agenda Item:**

Conduct a Public Hearing and consider and act upon a request for a Planned Development for Mini-Warehouse/Public Storage, Restaurant, and Retail uses on 8.7± acres on Collin County School Land Survey, Abstract 147, Tracts 1-7 and 28, located on the northwest corner of North Coleman Street and West Prosper Trail. The property is zoned Agricultural and Commercial. (ZONE-23-0017)

#### **Description of Agenda Item:**

Town Staff is requesting that this item be tabled to the Planning & Zoning Commission meeting on January 2, 2024, to allow additional time to finalize the request.

#### **Town Staff Recommendation:**

Town Staff recommends the Planning & Zoning Commission table this item and continue the Public Hearing to their meeting on January 2, 2024.

Page 1 of 1

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#### **PLANNING**



To: Planning & Zoning Commission Item No. 5

From: Suzanne Porter, AICP, Planning Manager

Through: David Hoover, AICP, Director of Development Services

Re: Specific Use Permit – Retail Stores and Shops, a Convenience Store

(without Gas Pumps), Dry Cleaning, Minor, and Gymnastics/Dance Studio

Planning & Zoning Commission Meeting – December 19, 2023

#### Agenda Item:

Conduct a Public Hearing to consider a request for a Specific Use Permit to allow Retail Stores and Shops, a Convenience Store (without Gas Pumps), Dry Cleaning, Minor, and Gymnastics/Dance Studio uses on 3.6± acres on Windsong Ranch Office Addition, Block A, Lot 2, located south of Parvin Road and east of North Teel Parkway. The property is zoned Planned Development-103 (PD-103) Windsong Ranch Office. (ZONE-23-0023)

#### **Description of Agenda Item:**

The applicant has submitted a Specific Use Permit request to allow for certain uses in two buildings on the subject property. As a companion item, the Preliminary Site Plan (DEVAPP-23-0184) is also on the Planning & Zoning Commission agenda for December 19, 2023.

The zoning and land use of the surrounding properties are as follows:

	Zoning	Current Land Use	Future Land Use Plan
Subject Property	Planned Development- 103 (Office)	Undeveloped	Retail & Neighborhood Services
North	Planned Development- 103 (Office)	Under construction (Veterinary Clinic)	Retail & Neighborhood Services
East	Planned Development-40 (Single Family)  Undeveloped		Retail & Neighborhood Services
South	South Planned Development-40 (Single Family) Floodpl		Floodplain

West	Planned Development-40 (Single Family)	Residential (Developed)	High Density Residential
------	----------------------------------------	-------------------------	--------------------------

#### Proposed Uses:

In 2020, a Planned Development was approved for this property and the lot to the north that established a base zoning of Office and provided for the allowance of certain uses, as follows:

#### Uses permitted by right:

- Assisted Living Facility
- Restaurant
- Veterinarian Clinic and/or Kennel, Indoor

Uses permitted upon approval of a Specific Use Permit:

- Commercial Amusement, Indoor \*
- Convenience Store without Gas Pumps
- Dry Cleaning, Minor
- Gymnastics/Dance Studio
- Retail Stores and Shops
- Restaurant with drive-through\*

#### Prohibited uses:

Recycling Collection Point

The applicant is proposing to develop two multi-tenant buildings on the property and requests approval of a Specific Use Permit to allow all but the Commercial Amusement, Indoor and Restaurant with drive-through uses. The applicant's Letter of Intent (see attachment) lists several of the possible retail stores and shops that could occupy building space.

#### **Building Size and Location**

The two buildings are 12,100 square feet (Building A – southern building) and 13,880 square feet (Building B – northern building), for a total 25,980 square feet. For parking calculation purposes, the developer has anticipated 20,380 square feet being allocated to retail uses and 5,600 square feet for restaurant use. There are two outdoor patios consisting of 2,695 square feet.

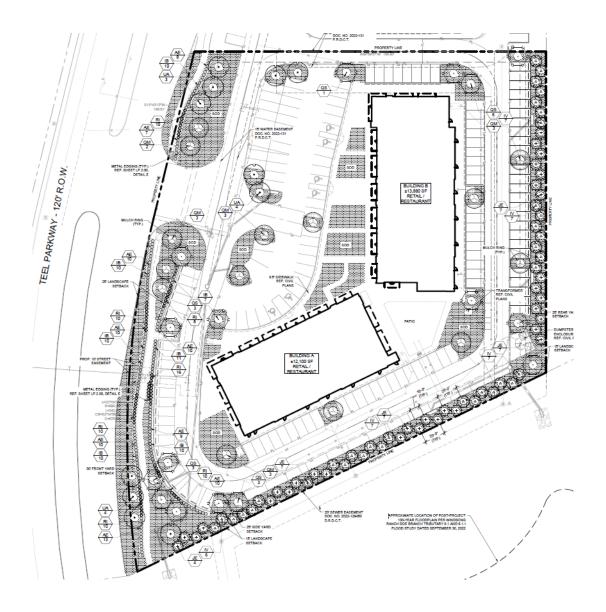
The Office zoning district standards restrict the sizes of buildings within 200 feet of residential uses or zoning to 10,000 square feet. The proposed buildings are greater than 10,000 square feet and are separated from the adjacent residential zoning to the east by 88 feet and to the south by 72 feet. Staff finds that the location of the buildings will not negatively impact the surrounding properties. The land to the west is currently undeveloped and owned by Prosper Independent School District. Property immediately to the south is a creek that is approximately 500 feet in width; a residential neighborhood is developed south of the creek.

<sup>\*</sup>These two uses are not being requested with this Specific Use Permit request.



#### Screening

Since the property is adjacent to residential zoning, a living screen is proposed along the east and south property lines. A living screen is recommended in this location to blend with the natural creek environment to the south and will be a suitable screen adjacent to any future school-related or residential development to the east. A living screen is subject to the approval of the Specific Use Permit.



#### **Building Elevations**

The proposed buildings will be compatible with the veterinary clinic being constructed to the north and the Development Agreement requirements in place for this property.

#### Building A - Southern Building





#### Building B – Northern Building



The Zoning Ordinance contains the following four (4) criteria to be considered in determining the validity of a Specific Use Permit request.

1. Is the use harmonious and compatible with its surrounding existing uses or proposed uses?

The proposed uses are compatible with the veterinary clinic being constructed to the north. The property will be screened from residential zoning to the east and south with a living screen. The proposal will provide services to nearby residential development.

2. Are the activities requested by the applicant normally associated with the requested use?

All of the proposed uses are compatible in nature with the surrounding developments and will serve the surrounding properties. These are typical uses in multi-tenant structures.

3. Is the nature of the use reasonable?

When the zoning was approved for this property, it was conceived that these uses may be appropriate in this location, but a Specific Use Permit was required to allow for the review of site layout, screening, and elevations.

4. Has any impact on the surrounding area been mitigated?

The applicant has designed a site with two buildings that will be architecturally compatible with the surrounding development and a living screen will be installed to buffer these buildings that are larger than 10,000 square feet from the adjacent residential zoning.

In conclusion, Staff believes the applicant has satisfied the criteria and recommends approval of the request.

<u>Future Land Use Plan</u> – The Future Land Use Plan recommends Retail and Neighborhood Services.

**Thoroughfare Plan** – This property currently has direct access to Teel Parkway.

<u>Parks Master Plan</u> – The Parks Master Plan does not indicate a park is needed on the subject property.

#### **Legal Obligations and Review:**

Notification was provided as required by the Zoning Ordinance and state law. Staff has received no responses to the proposed Specific Use Permit request.

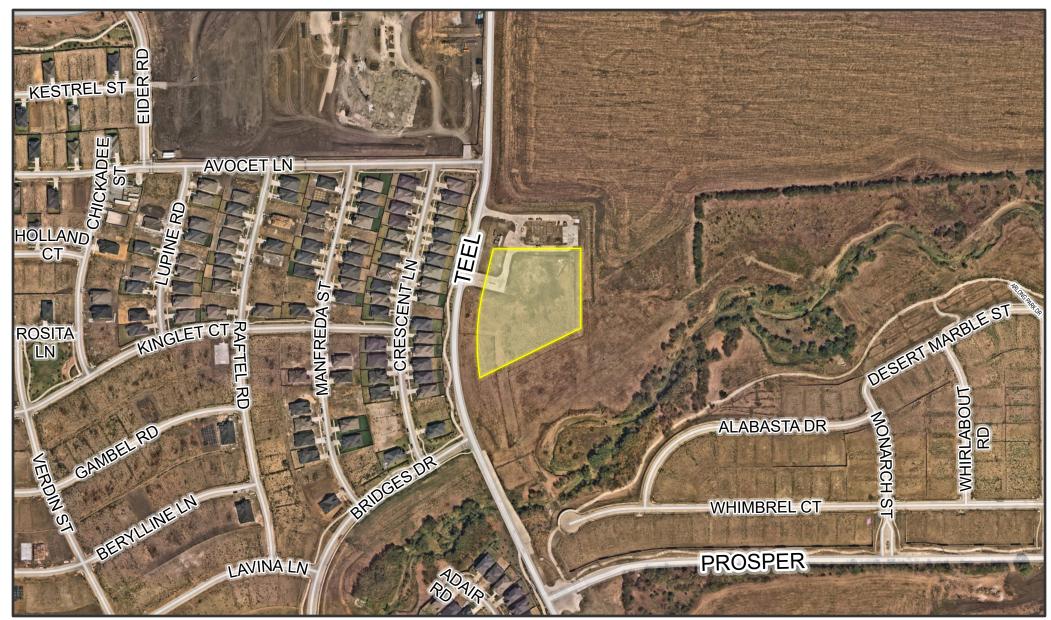
#### **Attached Documents:**

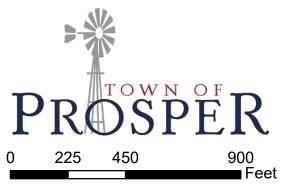
- 1. Aerial and Zoning Maps
- 2. Survey
- 3. Letter of Intent
- 4. Site Plan
- 5. Landscape Plan
- 6. Façade Plan

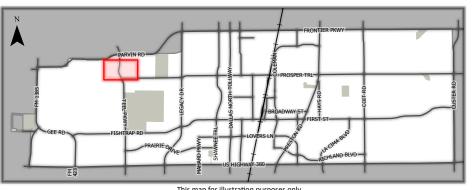
<u>Town Staff Recommendation:</u>
Town Staff recommends approval of a Specific Use Permit request to allow Retail Stores and Shops, a Convenience Store (without Gas Pumps), Dry Cleaning, Minor, and Gymnastics/Dance Studio uses on the property with the building size and placement as shown on the Site Plan Exhibit and a living screen as shown on the Landscape Plan Exhibit.

#### **Town Council Public Hearing:**

Upon a recommendation by the Planning & Zoning Commission, a Public Hearing for this item will be scheduled for the Town Council at their Regular meeting on January 9, 2024.





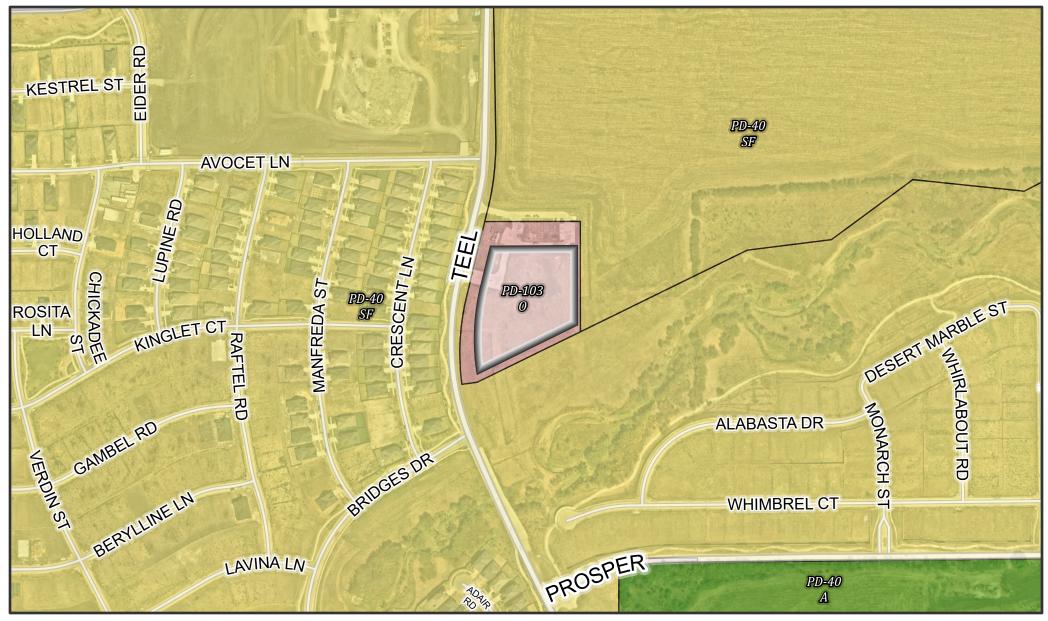


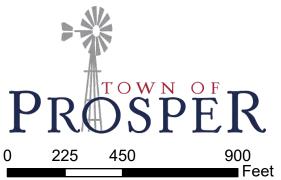
#### **ZONE-23-0023**

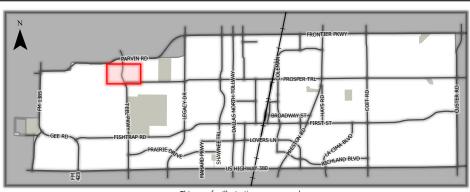
SUP Teel Pkwy Retail

61

Specific Use Permit





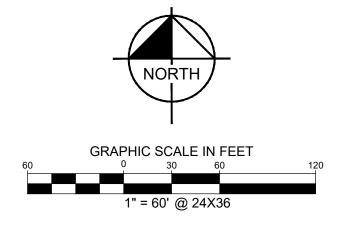


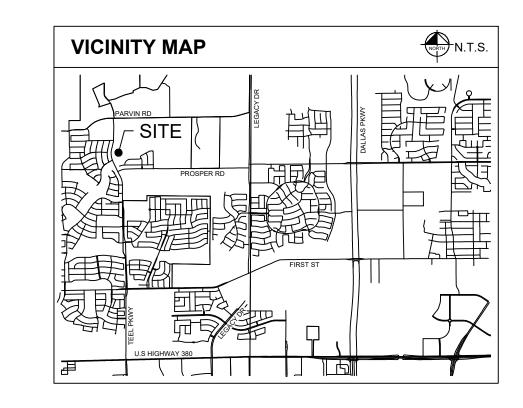
#### **ZONE-23-0023**

SUP Teel Pkwy Retail

Specific Use Permit

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#### PROPERTY DESCRIPTION

BEING a tract of land situated in the Aaron Roberts Survey, Abstract No. 1115, City of Prosper, Denton County, Texas, and being all of Lot 2, Block A of the Windsong Ranch Office Addition, an addition to the City of Prosper, Denton County, Texas, according to the plat thereof recorded in Document No. 2022-131, Deed Records, Denton County, Texas, and being more particularly described as follows:

**BEGINNING** at a point in the east right-of-way line of Teel Parkway (a variable width right-of-way)at the southwest corner of said Lot 2, Block A, same being the southeast corner of a 60-foot Right-of-Way Dedication recorded in said Document No. 2022-131, and being in the north line of a called "Tract 1" described in the Special Warranty Deed to VP WINDSONG OPERATIONS LLC, recorded in Document No. 2018-142926, Deed Records, Denton County, Texas, and being at the beginning of a non-tangent curve to the right with a radius of 890.00 feet, a central angle of 22°10'32", and a chord bearing and distance of North 02°37'57" East, 342.32 feet;

**THENCE** with said east right-of-way line and the west line of said Lot 2, Block A, the following courses and distances:

In a northerly direction, with said non-tangent curve to the right, an arc distance of 344.46 feet to a point for corner;

North 13°43'13" East, a distance of 166.51 feet to northwest corner of said Lot 2, Block A, same being the southwest corner of Lot 1, Block A of the aforementioned Windsong Ranch Addition;

THENCE with the common line of said Lot 1 and 2, Block A, South 89°59'57" East, a distance of 340.43 feet to the southeast corner of said Lot 1, Block A, and the northeast corner of said Lot 2, Block A, and being in the west line of a called 113.223 acre tract of land described in the Special Warranty Deed to PROSPER INDEPENDENT SCHOOL DISTRICT, recorded in Document No. 2017-34540, Deed Records, Denton County, Texas;

**THENCE** with the west line of said 113.223 acre tract, South 00°00'00" East, a distance of 310.80 feet to the south corner of said 113.223 acre tract, same being in the north line of said "Tract 1", and being at the southeast corner of said Lot 2, Block A;

**THENCE** with the common line of said "Tract 1" and said Lot 2, Block A, South 64°00'25" West, a distance of 440.17 feet to the **POINT OF BEGINNING** and containing a computed area of 156,504 square feet or 3.5928 acres of land.

#### FLOOD STATEMENT:

According to Federal Emergency Management Agency's Flood Insurance Rate Map No. 48121C0290G and 48121C0430G, for DENTON County, Texas and incorporated areas, dated April 18, 2011, this property is located within Zone X (unshaded) defined as "Areas determined to be outside the 0.2% annual chance floodplain" and Zone A defined as "Special flood hazard areas (SFHAs) subject to inundation by the 1% annual chance flood (No Base Flood Elevations determined)". If this site is not within an identified special flood hazard area, this flood statement does not imply that the property and/or the structures thereon will be free from flooding or flood damage. On rare occasions, greater floods can and will occur and flood heights may be increased by man-made or natural causes. This flood statement shall not create liability on the part of the surveyor.

#### NOTES:

Bearing system based on the State Plane Coordinate System of 1983, Texas North Central Zone (4202), North American Datum of 1983 (2011).

The grid coordinates shown are based upon the Texas State Plane Coordinate System, North Central Zone, North American Datum of 1983, U.S. Survey Feet (sFT), no scale and no projection.

This document was prepared under 22 TAC §138.95, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared.



#### **LEGEND**

P.R.D.C.T. PLAT RECORDS, DENTON COUNTY, TEXAS

D.R.D.C.T. DEED RECORDS, DENTON COUNTY, TEXAS O.R.D.C.T. OFFICIAL RECORDS, DENTON COUNTY, TEXAS DOC. NO. DOCUMENT NUMBER VOL. PG. VOLUME AND PAGE P.O.B. POINT OF BEGINNING ADF ALUMINUM DISK FOUND

#### **LINE TYPE LEGEND**

EASEMENT LINE PROPERTY LINE

**EXHIBIT A ZONE-23-0023** WINDSONG RANCH OFFICE ADDITION

BLOCK A, LOT 2 3.593 ACRES

AARON ROBERTS SURVEY, ABSTRACT NO. 1115 CITY OF PROSPER, DALLAS COUNTY, TEXAS

Tower, Suite 700, Dallas, Texas 75240 FIRM # 10115500 Fax No. (972) 239-3820 <u>Date</u> <u>Scale</u> 1" = 60' Nov. 2023 064620300 1 OF 2

OWNER: SKS PROSPER TEEL PARKWAY 7251 SHOESTRING DRIVE FRISCO, TEXAS 75036 CONTACT KALYAN AKKASANI PH. (956) 220-4194

SURVEYOR: CRAIG D. BARTOSH REGISTERED PROFESSIONAL LAND SURVEYOR NO. 6459 13455 NOEL ROAD SUITE 700

TWO GALLERIA OFFICE TOWER DALLAS, TEXAS 75240 PH. (972) 770-1300 craig.bartosh@kimley-horn.com

Copyright © 2023 mley-Horn and Associates, Inc AVOCET LANE (A 60' RIGHT-OF-WAY)

LOT 20

FIRE, ACCESS, DRAINAGE,

LOT 2, BLOCK A

WINDSONG RANCH OFFICE ADDITION

VOL. 2022, PG. 131

D.R.D.C.T.

PLANNED DEVELOPMENT - OFFICE

PROPOSED ZONING: PD103-O

PLANNED DEVELOPMENT - OFFICE WITH A SPECIFIC USE PERMIT FOR ADDITIONAL USES

SKS PROSPER TEELPKWY

RETAIL HOLDINGS, LCC

DOC. NO. 2023-43637

D.R.D.C.T.

3.593 ACRES

156,504 SQ. FT.

15' WATER EASEMENT - DOC. NO. 2022-131

FEMA ZONE "X" UNSHADED

N:7141572.50 \

E:2469055.92

BRIDGES DRIVE

(A 60' RIGHT-OF-WAY)

EXISTING ZONING: PD 103-O DOC. NO. 2022-131

LOT 1, BLOCK A

D.R.D.C.T.

WINDSONG RANCH TLK REALTY HOLDINGS

VOL. 2022, PG. 131 DOC. NO. 2022.132859

D.R.D.C.T.

N:7142076.14

E:2469451.51

FLOODPLAIN

CALLED 113.223 ACRES

PROSPER INDEPENDENT SCHOOL DISTRICT

DOC. NO. 2017-34540

D.R.D.C.T.

**ZONING: SINGLE FAMILY** 

OFFICE ADDITION LIMITED COMPANY

ZONING: PD 103-O

PLANNED DEVELOPMENT - OFFICE

ACCESS & UTILITY ESMT

DOC. NO. 2022-131

15' SANITARY SEWER EASEMENT

DOC. NO. 2022-136680 -

VARIABLE WIDTH FIRE,

35' TEMPORARY CONSTRUCTION EASEMENT DOC. NO. 2022-136680

20' SEWER EASEMENT

CALLED TRACT 1 VP WINDSONG OPERATIONS LLC DOC. NO. 2018-142926

D.R.D.C.T.

ZONING: PD 40

— DOC. NO. 2022-129450

D.R.D.C.T.

ACCESS & UTILITY

**EASEMENT** 

P.R.D.C.T.

P.R.D.C.T.

EASEMENT

P.R.D.C.T.

20' SANITARY SEWER

DOC. NO. 2022-131

P.R.D.C.T.

UTILITY EASEMENT DOC. NO. 2022-98420

O.R.D.C.T.

WATER

DOC. NO.

EASEMENT

2022-98421

O.R.D.C.T./

LOT 19

LOT 18

LOT 15

LOT 13

LOT 12

LOT 11

LOT

LOT

LOT

LOT

LOT

LOT

All rights reserved



October 9, 2023

Town of Prosper Planning 250 W First Street Prosper TX 75078

RE: Letter of Intent - Specific Use Permit

To Whom it May Concern,

Please accept this correspondence as the formal letter of intent to develop the above-referenced site. The site is located at 1300 N Teel Parkway, at the northeast corner of Bridges Drive and Teel Parkway. The lot is currently zoned under PD-103 Office District. Our client wishes to develop a mixed-use site on the +/-3.59-acre lot. The retail uses that our client would like to be permitted to develop are listed below:

- Small Grocery Store (15,000 SF or less)
- Brewery/Pub
- Beauty Salon/Barber Shop
- Meat Sales (cold storage and meat selling, not live animal butchering)
- Ice Cream Shop
- Convenience Store without Gas Pumps
- · Dry Cleaning, Minor
- Gymnastics/Dance Studio

A proposed concept plan, owner's acknowledgement form, and this letter of intent are included with this request.

Thank you for your consideration of this request. Please contact me at 945-218-5083 or Abbi.luebbert@kimley-horn.com should you have any questions.

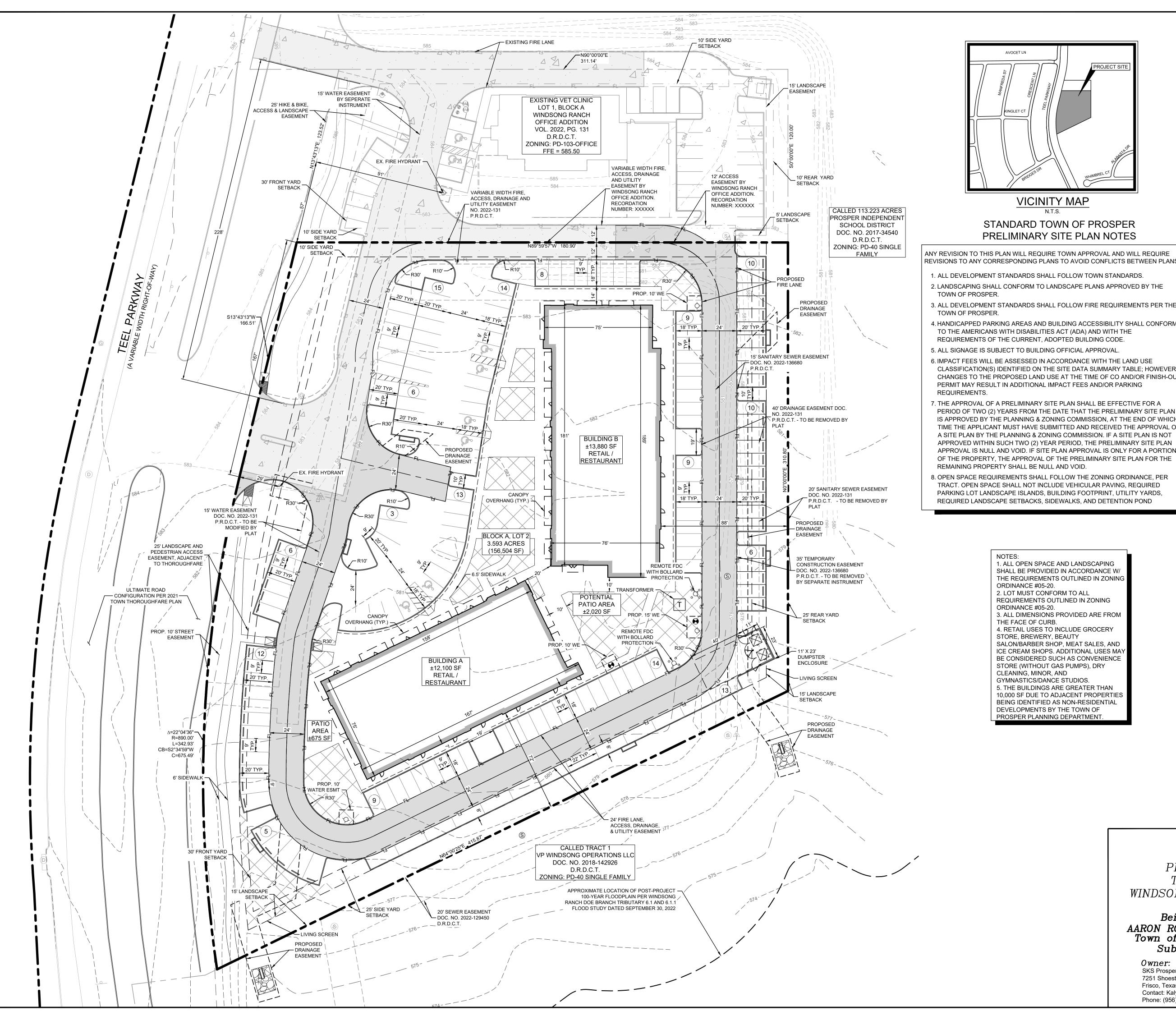
Sincerely,

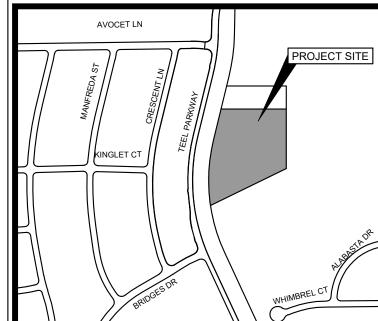
Abbi Luebbert, P.E. (TX)

**Project Manager** 

Kimley-Horn and Associates, Inc

Abigail Tueboert





### **VICINITY MAP**

ANY REVISION TO THIS PLAN WILL REQUIRE TOWN APPROVAL AND WILL REQUIRE

- REVISIONS TO ANY CORRESPONDING PLANS TO AVOID CONFLICTS BETWEEN PLANS
- 2. LANDSCAPING SHALL CONFORM TO LANDSCAPE PLANS APPROVED BY THE
- 4. HANDICAPPED PARKING AREAS AND BUILDING ACCESSIBILITY SHALL CONFORM TO THE AMERICANS WITH DISABILITIES ACT (ADA) AND WITH THE
- 5. ALL SIGNAGE IS SUBJECT TO BUILDING OFFICIAL APPROVAL
- 6. IMPACT FEES WILL BE ASSESSED IN ACCORDANCE WITH THE LAND USE CLASSIFICATION(S) IDENTIFIED ON THE SITE DATA SUMMARY TABLE; HOWEVER CHANGES TO THE PROPOSED LAND USE AT THE TIME OF CO AND/OR FINISH-OUT PERMIT MAY RESULT IN ADDITIONAL IMPACT FEES AND/OR PARKING
- 7. THE APPROVAL OF A PRELIMINARY SITE PLAN SHALL BE EFFECTIVE FOR A PERIOD OF TWO (2) YEARS FROM THE DATE THAT THE PRELIMINARY SITE PLAN IS APPROVED BY THE PLANNING & ZONING COMMISSION, AT THE END OF WHICH TIME THE APPLICANT MUST HAVE SUBMITTED AND RECEIVED THE APPROVAL O A SITE PLAN BY THE PLANNING & ZONING COMMISSION. IF A SITE PLAN IS NOT APPROVED WITHIN SUCH TWO (2) YEAR PERIOD, THE PRELIMINARY SITE PLAN APPROVAL IS NULL AND VOID. IF SITE PLAN APPROVAL IS ONLY FOR A PORTION OF THE PROPERTY, THE APPROVAL OF THE PRELIMINARY SITE PLAN FOR THE REMAINING PROPERTY SHALL BE NULL AND VOID.
- 8. OPEN SPACE REQUIREMENTS SHALL FOLLOW THE ZONING ORDINANCE, PER TRACT. OPEN SPACE SHALL NOT INCLUDE VEHICULAR PAVING, REQUIRED PARKING LOT LANDSCAPE ISLANDS, BUILDING FOOTPRINT, UTILITY YARDS, REQUIRED LANDSCAPE SETBACKS, SIDEWALKS, AND DETENTION POND

# BLOCK A, LOT 2

PROPOSED

SITE DATA SUMMA	RY TABLE
ZONING/PROPOSED USE	PD-103 (PD-O RESTAURANT / RETAIL
LOT AREA/ SQ. FT. AND AC	156,504.12 SQ FT; 3.59 AC
BUILDING AREA (gross square footage)	25,980 SQ F
BUILDING HEIGHT (number of stories) MAX HEIGHT = 40'	28 1 STORY
LOT COVERAGE	16.6%
FLOOR AREA RATIO (for non-residential zoning)	0.17:
TOTAL RETAIL SF	20,380 SF
TOTAL PARKING REQUIRED (RETAIL) (1:250, EXCLUDES OUTDOOR AREA)	82 SPACES
TOTAL PARKING PROVIDED (RETAIL)*	88 SPACES
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IMPERVIOUS SURFACE	104,716 SQ. FT
USABLE OPEN SPACE REQUIRED	10,955 SQ. FT
USABLE OPEN SPACE PROVIDED	12,269 SQ. FT
USABLE OPEN SPACE	7.8%

\*ADA PARKING IS PROVIDED IN ACCORDANCE WITH TAS STANDARDS AND IS INCLUDED IN TOTAL PARKING COUNT EXHIBIT B

ZONE-23-0023 PRELIMINARY SITE PLAN TEEL PARKWAY RETAIL

WINDSONG RANCH OFFICE ADDITION

BLOCK A, LOT 2 Being 3.593 Acres Out Of The AARON ROBERTS SURVEY Abstract No. 1115 Town of Prosper, Denton County, Texas
Submitted: DECEMBER 14, 2023

 $\mathit{Owner}$ : SKS Prosper Teel Parkway 7251 Shoestring Drive Frisco, Texas 75036 Contact: Kalyan Akkasani Phone: (956) 220-4194

Engineer/Surveyor: Kimley-Horn and Associates, Inc. 13455 Noel Road, Two Galleria Office Tower Dallas, Texas 75240 Contact: Jeffrey Dolian, P.E. Phone: (972) 770-1300

LEGEND PROPOSED FIRE LANE EXISTING FIRE LANE

EXISTING PAVEMENT OPEN SPACE PROPOSED BUILDING PROPSED CONTOUR - MAJOR PROPOSED CONTOUR - MINOR **EXISTING CONTOUR - MAJOR EXISTING CONTOUR - MINOR** 

BARRIER FREE RAMP (BFR) ACCESSIBLE PARKING SYMBOL NUMBER OF PARKING SPACES WATER METER (AND VAULT) FIRE HYDRANT FIRE DEPARTMENT CONNECTION SANITARY SEWER MANHOLE TRANSFORMER PAD **CURB INLET** 

**GRATE INLET** GREASE TRAP JUNCTION BOX OR WYE INLET HEADWALL TYPICAL

SANITARY SEWER EASEMENT WATER EASEMENT DRAINAGE EASEMENT BARRIER FREE RAMP

SIDEWALK BUILDING LINE/SETBACK **CURB INLET GRATE INLET** 

FH ↔

FDC 👸

WYE INLET JUNCTION BOX MANHOLE **EXISTING** 

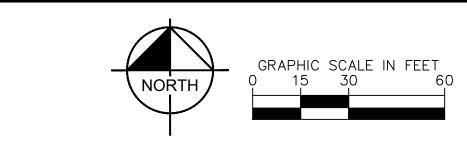
Kimley » Horn P.E. No. <u>114926</u> Date <u>12/14/2023</u>

PRELIMINARY

FOR REVIEW ONLY

NOT FOR CONSTRUCTION PURPOSES

SHEET NUMBER PSP-1





#### TOWN OF PROSPER LANDSCAPE GENERAL NOTES

Standard language and/or notations, as follows:

EXISTING

VET CLINIC

PROPERTY LINE

BUILDING B

±13,880 SF

RETAIL /

RESTAURANT

MULCH RING -

SOD

APPROXIMATE LOCATION OF POST-PROJECT —

RANCH DOE BRANCH TRIBUTARY 6.1 AND 6.1.1

FLOOD STUDY DATED SEPTEMBER 30, 2022

100-YEAR FLOODPLAIN PER WINDSONG

- 25' REAR YARD

- DUMPSTER AND

- 15' LANDSCAPE

**ENCLOSURE** REF. CIVIL PLANS

-VARIABLE WIDTH FIRE,

SOD

SOD

- 20' SEWER EASEMENT

DOC. NO. 2022-129450

= P.R.D.C.T.

15' WATER EASEMENT DOC. NO. 2022-131

6.5' SIDEWALK -

BUILDING A

±12,100 SF

RETAIL /

RESTAURANT

P.R.D.C.T.

SOD

15' LANDSCAPE

S13°43'13"W

METAL EDGING (TYP.) -

MULCH RING —

PROP. 10' STREET -

REF. SHEET LP 2.00, DETAIL É

EASEMENT

METAL EDGING (TYP.) -

CB=S2°34'5

30' FRONT YARD

SETBACK

**DETAIL E** 

REF. SHEET LP 2.00,

 $\alpha$ 

20'

ACCESS & UTILITY ESMT DOC. NO. 2022-131

> Plant material shall be measured and sized according to the latest edition of the American Standard for Nursery Stock (ANSI Z60.1) All plant substitutions are subject to Town approval and must be specified on the approved landscape plan.

STEEL EDGE

SHREDDED HARDWOOD MULCH

Ground covers used in lieu of turf grass must provide complete coverage within one (1) year of planting and maintain adequate coverage as approved by the

Trees must be planted four (4) feet or greater from curbs, sidewalks, utility lines, screening walls, and all structures. Single-trunk trees shall have a single, straight leader, and all trees shall be full, with balanced canopy. Major damage to trunk(s), or branches, will be cause for denial.

All root flares shall be set at three (3) to four (4) inches above surrounding grad The tree pit shall be backfilled with native topsoil free of rock and other debris Burlap, twine, and wire baskets shall be severed and removed from the top of the

• A 3-4" layer of mulch shall be provided around the base of the planted tree. The mulch shall be pulled back 1-2" from the trunk of the tree. No person(s) or entity may use improper or malicious maintenance or pruning techniques including, but not limited to,: topping or other non symmetrical trimming of trees, damage from a backhoe, or use of fire or poison Follow the American Standard for Nursery Stock (ANSI Z60.1) guidelines on pruning and maintenance.

Topsoil shall be a minimum of eight (8) inches in depth in planting areas. Soil shall be free of stones, roots, and clods and any other foreign material that is not beneficial for plant growth. All plant beds shall be top-dressed with a minimum of three (3) inches of mulch.

Trees overhanging walks and parking shall have a minimum clear branch height of seven (7) feet. Trees overhanging public street pavement drive aisles and fire lanes shall have a minimum clear branch height of fourteen (14) feet. A visibility triangle must be provided at all intersections, where shrubs are not to exceed thirty (30) inches in height, and trees shall have a minimum clear trunk

height of nine (9) feet. Trees planted on a slope shall have the tree well at the average grade of the uphill slope. All areas of less than three (3) feet in width shall be grass, groundcover, or some type of Decorative river rock, pavers, or concrete.

The owner, tenant, and/or their agents, if any, shall be jointly and severally responsible for the maintenance, establishment, and permanence of plant material. All landscaping shall be maintained in a neat and orderly at all times including, but not limited to, mowing, edging, pruning, fertilizing, watering, de-weeding, and trash removal. Plant material that is damaged, destroyed, or removed shall be replaced with

areas are to be established prior to receipt of Certificate of Occupancy, unless otherwise approved by the Town. An automatic irrigation system shall be provided to irrigate all landscape areas

Plants meeting minimum specifications per landscape plan. All turf/ground cover

Into streets, sidewalks, or alleys. No planting areas shall exceed 3:1 slope (3 ft Horizontal to 1 ft Vertical).

 Earthen berms shall not include construction debris. • All walkways shall meet ADA and TAS requirements.

Landscape installation must comply with approved landscape plans, and as-built

plans submitted to Parks and Recreation, prior to final acceptance by the Town and/or obtaining a Certificate of Occupancy. Final inspection and approval of screening walls, irrigation, and landscape is subject to all public utilities, including but not limited to manholes, valves, water meters, cleanouts, and other appurtenances being accessible, adjusted to grade, and to the Town of Prosper Public Works Department standards.

IMPORTANT: MINIMUM STANDARDS FOR PLANTS, AS SET FORTH IN THE

ZONING ORDINANCE AND APPROVED LANDSCAPE PLANS ARE TAKEN SERIOUSLY BY THE TOWN AND PARKS AND RECREATION. INSTALLING INFERIOR PLANTS WITHOUT WRITTEN APPROVAL FROM A PARKS REPRESENTATIVE MAY RESULT IN REJECTION OF SOME OR ALL PLANTS, THEREBY DELAYING RECEIPT OF A CERTIFICATE OF OCCUPANCY. ARCHITECTS AND LANDSCAPE CONTRACTORS ARE STRONGLY ENCOURAGED TO NOTIFY THE PARKS DEPARTMENT TO DISCUSS POSSIBLE DEFICIENCIES PRIOR TO INSTALLATION.

Call Parks and Recreation at (972) 569-1160 at least forty-eight (48) hours prior to the following inspections: Proposed trail alignment

Berm construction & grading Escrow release

Final inspection

Know what's **below**. **Call** before you dig.

	NO EXIST	ING TREES ON SITE	
Town of Prosper, Texas - Landscape Data Table			
Zoning/Proposed Use : PD-103, Restaurant/Retail			
Site Area: 3.59 AC (156,504.12 SF)			
, , ,	REQUIRED	PROVIDED	
Section 2 - Landscaping	<u>ILE QUITED</u>	INOVIDED	
2.6 C. Non-residential landscaped area requirements			
1. Perimeter requirements			
Landscaped area consisting of living trees, turf, or other living ground cover and being			
at least 25 ft. in width shall be provided adjacent to and outside of the right-of-way on			
propertied located adjacent to a major or minor thoroughfare	Yes	Yes	
Teel Parkway : Major Thoroughfare			
One large tree (3" caliper min.) per 30 LF of roadway frontage shall be planted within			
the required landscape area. Trees may be planted in groups.	16 trees (3" caliper min.)	16 trees (3" caliper min.)	
Teel Parkway: 458 LF / 30 LF = 16 trees			
A min. of 15 shrubs (5 gallon min.) shall be planted for each 30 feet of LF.			
Teel Parkway : $458  \text{LF} / 30  \text{LF} = 15.27  \text{LF}$ 15.27  LF * 15 = 229  shrubs	229 shrubs (5 gallon min.)	229 shrubs (5 gallon min.)	
Parking abutting the landscape area shall be screened from the adjacent roadway (shrubs or berms)	Yes	Yes	
Where a non-residential development is adjacent to the property line of residential zoned parcels or areas shown as residential on the future land use plan, one large tree, 3" in caliper min. will be planted on 30' centers in a 15' landscape area.	Yes	66 Evergreen Trees	
2. Interior parking requirements			
15 SF of landscaping for each parking space shall be provided within the paved boundaries of the parking lot area	Yes	Yes	
Landscaped islands shall be located at the terminus of all parking rows, and shall contain at least one large tree (3" caliper min.) with no more than 15 parking spaces permitted in a continuous row without being interrupted by a landscaped island. Where there is a min. 8' wide landscape median between two row of head-in parking, landscaped islands are required every 20 spaces.	Yes	Yes	
Landscaped islands shall be a min. of 160 SF, not less than 9' wide	Yes	Yes	
At least 1 large tree (3" caliper min.), within 150' of every parking space	Yes Yes		
5 A. Screening Fences and Walls			
When a boundary of a multifamily, institutional, or non-residential use sides or backs to a property that is zoned or designated on the future land use plan for residential (non-multifamily) uses, or when any institutional or non-residential use sides or backs to a MF District, a solid screening wall or fence of not less than six feet nor more than eight feet in height shall be erected on the property line separating these uses	Yes	Yes	

EXHIBIT C ZONE-23-0023 LANDSCAPE PLAN TEEL PARKWAY RETAIL WINDSONG RANCH OFFICE ADDITION BLOCK A, LOT 2
Being 3.593 Acres Out Of The
AARON ROBERTS SURVEY Abstract No. 1115
Town of Prosper, Denton County, Texas
Submitted: DECEMBER 5, 2023

Owner:SKS Prosper Teel Parkway 7251 Shoestring Drive Frisco, Texas 75036

Contact: Kalyan Akkasani

Phone: (956) 220-4194

Engineer/Surveyor: Kimley-Horn and Associates, Inc. 13455 Noel Road, Two Galleria Office Tower Dallas, Texas 75240 Contact: Jeff Dolian, P.E. Phone: (972) 770-1300

SHEET NUMBER

3 / 16" X 6", BLACK (CONTRACTOR TO INSTALL

ALL LANDSCAPE BEDS ADJACENT TO SOD.)

3" DEPTH

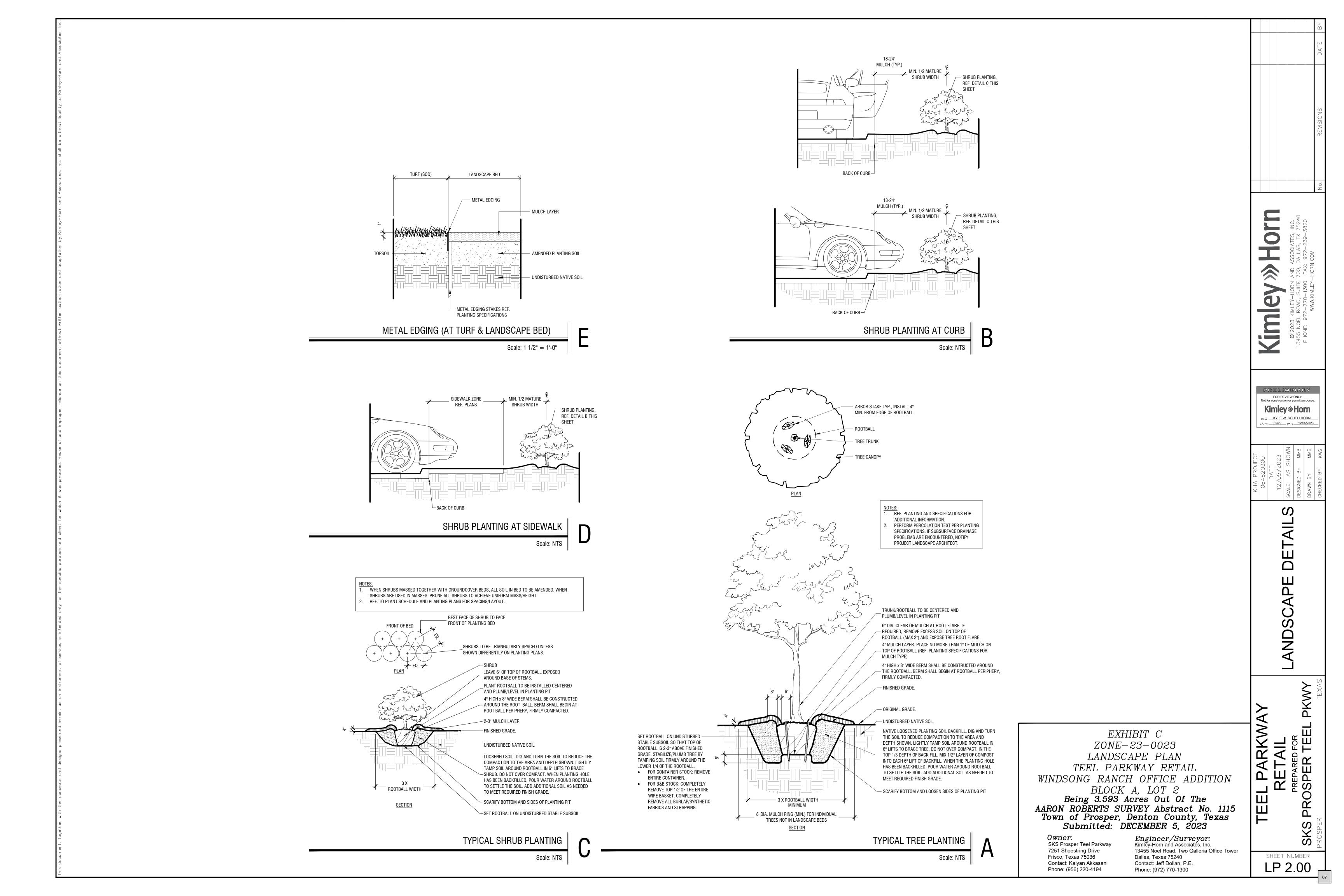
PRELIMINARY FOR REVIEW ONLY

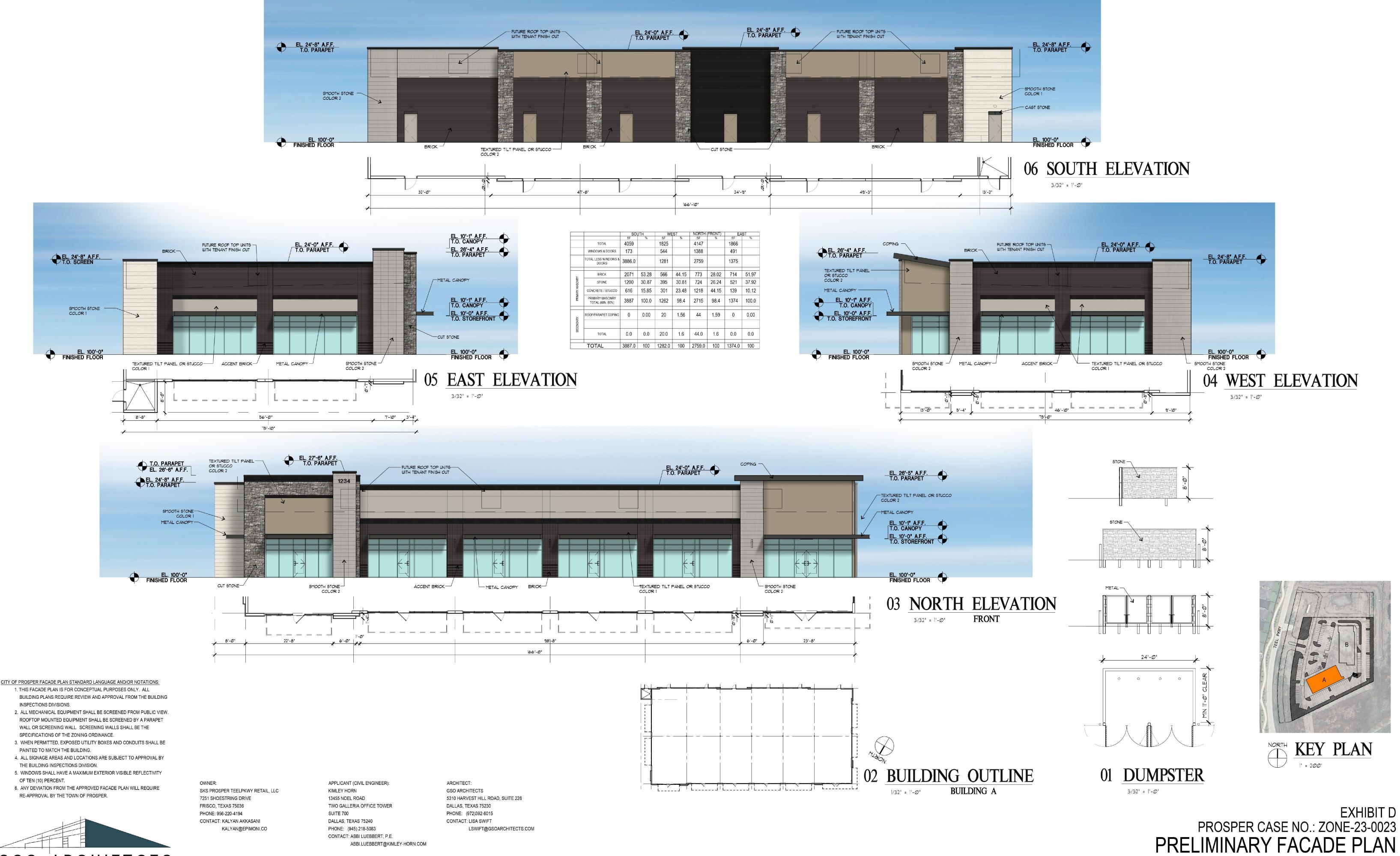
Not for construction or permit purposes

Kimley»Horn

R.L.A. KYLE W. SCHELLHORN

L.A. No. 3545 DATE 12/05/2023





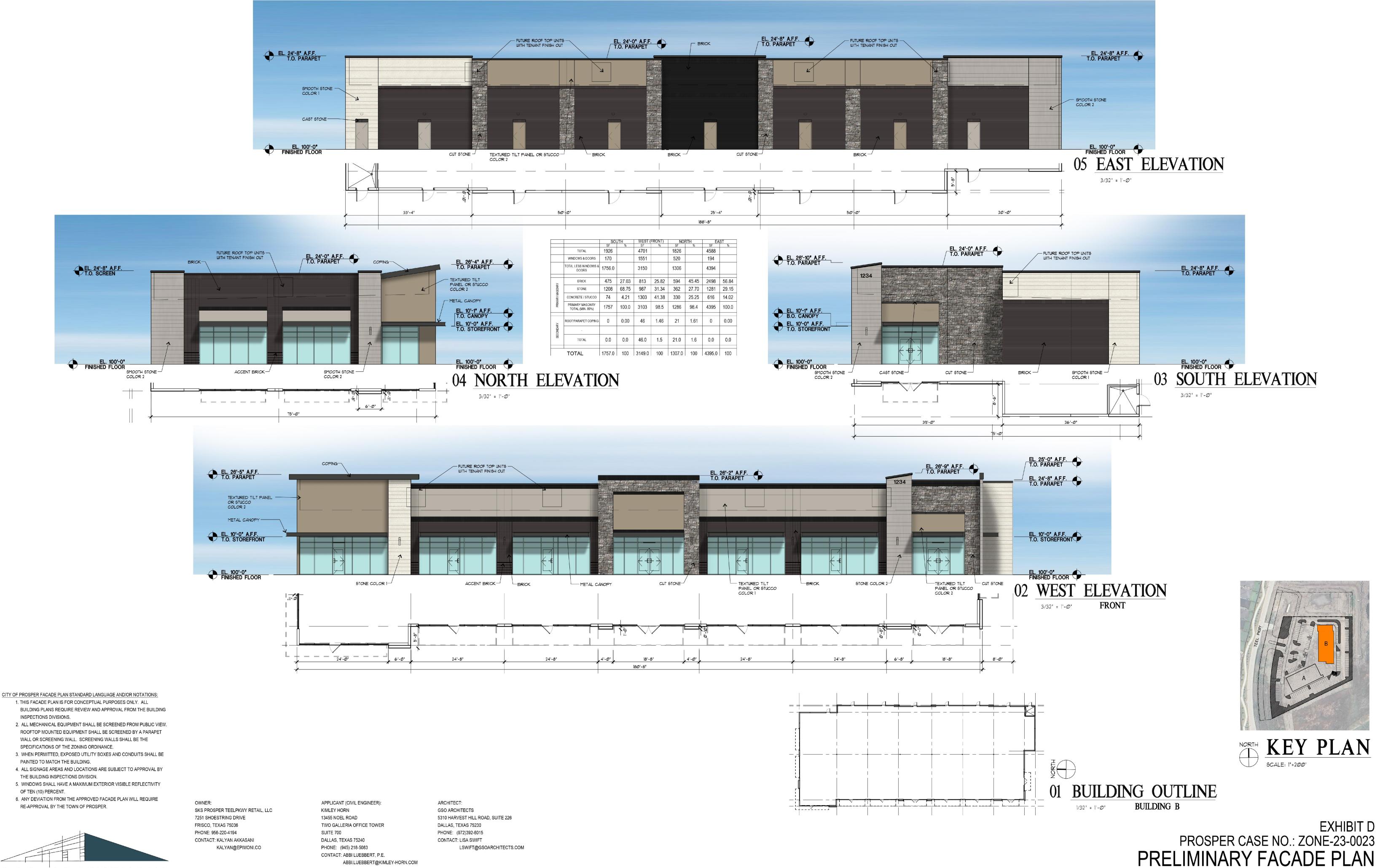
DALLAS, TX 972.385.9651 www.GSOarchitects.com

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PROSPER CASE NO.: ZONE-23-0023
PRELIMINARY FACADE PLAN
TEEL PARKWAY RETAIL - BUILDING A
WINDSONG RANCH COMMERCIAL ADDITION BLOCK A, LOT 2
3.593 ACRES

ISSUE DATE: 10/09/2023 GSO PROJECT NO: 23-065



LLAS, TX 972.385.9651 www.GSOarchitects.com

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TEEL PARKWAY RETAIL - BUILDING B WINDSONG RANCH COMMERCIAL ADDITION BLOCK A, LOT 2

3.593 ACRES

ISSUE DATE: 10/09/2023

GSO PROJECT NO: 23-065



MANUFACTURED STONE: PROVIA 'NATURAL CUT' FERNWOOD



TEXTURED TILT PANEL OR STUCCO COLOR 1





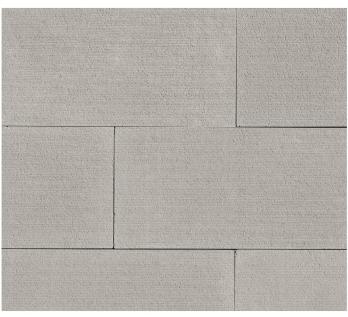
CAST STONE
CUSTOM COLOR MATCH ACCENT TRIM/BRICK



METAL TRIM CANOPY / COPING



STONE COLOR 1: SMOOTH STONE: ELDORADO STONE MARQUEE24 DOVETAIL



STONE COLOR 2: SMOOTH STONE: ELDORADO STONE ZEN24 NICKEL



ACCENT BRICK: ROBEN - BLACK NUANCED SMOOTH



FIELD BRICK: ROBEN - MANCHESTER



DALLAS, TX 972.385.9651 www.GSOarchitects.com copyright c 2023 ggo architects, NC. S, OR PARTS THEREOF, MAY NOT BE REPRODUCED IN ANY FORM, PROSPER CASE NO.: ZONE-23-0023
PRELIMINARY FACADE SAMPLE BOARD
TEEL PARKWAY RETAIL
WINDSONG RANCH COMMERCIAL ADDITION BLOCK A, LOT 2

#### **PLANNING**



To: Planning & Zoning Commission Item No. 6

From: Suzanne Porter, AICP, Planning Manager

Through: David Hoover, AICP, Director of Development Services

Re: Planning & Zoning Commission Meeting – December 19, 2023

#### **Agenda Item:**

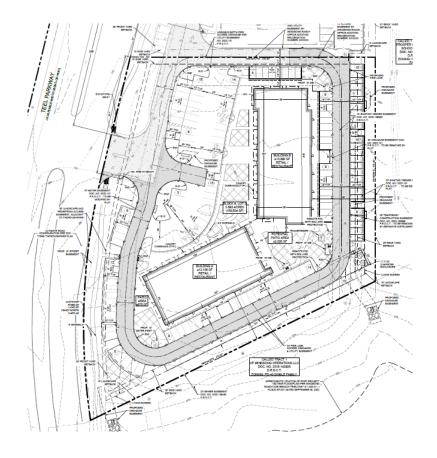
Consider and act upon a request for a Preliminary Site Plan for Windsong Ranch Office Addition, Block A, Lot 2, on 3.6± acres, located south of Parvin Road and east of North Teel Parkway. The property is zoned Planned Development-103 (PD-103) Windsong Ranch Office. (DEVAPP-23-0184)

#### **Description of Agenda Item:**

The Preliminary Site Plan shows two buildings totaling 25,980 square feet for a variety of uses, some of which require a Specific Use Permit. The buildings are located closer than 200 feet from residential zoning to the east and south. A living screen is proposed along these property lines. All of these items require approval and are part of the Specific Use Permit request.

Access is provided from Teel Parkway. The Preliminary Site Plan conforms to the development standards of Planned Development-103.

As a companion item, Specific Use Permit (ZONE-23-0023) is on the Planning & Zoning Commission agenda for December 19, 2023.

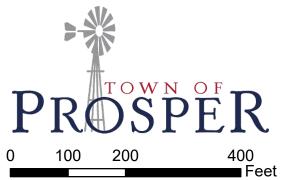


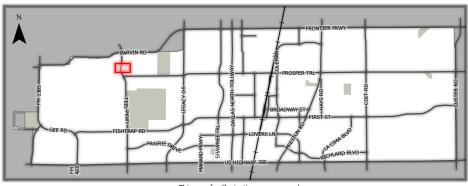
#### **Attached Documents:**

- 1. Location Map
- 2. Preliminary Site Plan

<u>Town Staff Recommendation:</u>
Town Staff recommends approval of the Preliminary Site Plan, subject to Town Council approval of a Specific Use Permit (ZONE-23-0023).





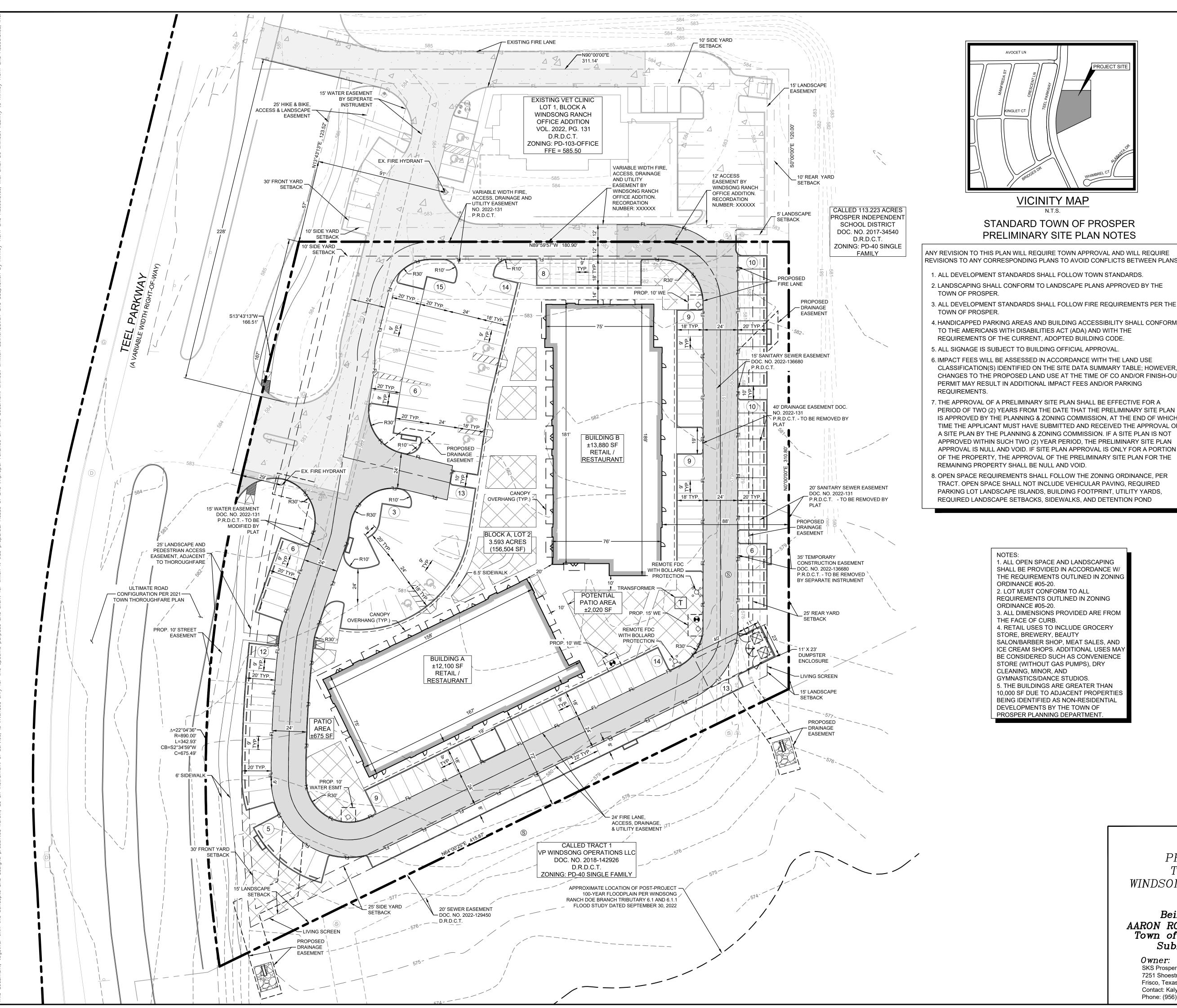


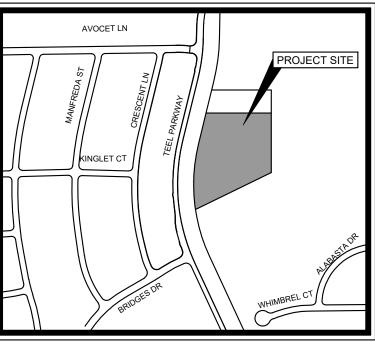
#### **DEVAPP-23-0184**

1300 N TEEL PKWY

Preliminary Site Plan

73





## STANDARD TOWN OF PROSPER

ANY REVISION TO THIS PLAN WILL REQUIRE TOWN APPROVAL AND WILL REQUIRE

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DEVAPP-23-0184 PRELIMINARY SITE PLAN TEEL PARKWAY RETAIL WINDSONG RANCH OFFICE ADDITION BLOCK A, LOT 2

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Engineer/Surveyor: Kimley-Horn and Associates, Inc. 13455 Noel Road, Two Galleria Office Tower Dallas, Texas 75240 Contact: Jeffrey Dolian, P.E. Phone: (972) 770-1300

LEGEND PROPOSED FIRE LANE

EXISTING FIRE LANE **EXISTING PAVEMENT** 

OPEN SPACE

PROPOSED BUILDING PROPSED CONTOUR - MAJOR PROPOSED CONTOUR - MINOR **EXISTING CONTOUR - MAJOR EXISTING CONTOUR - MINOR** 

BARRIER FREE RAMP (BFR) ACCESSIBLE PARKING SYMBOL  $\otimes$ NUMBER OF PARKING SPACES WATER METER (AND VAULT) FH ↔ FIRE HYDRANT FDC 👸 FIRE DEPARTMENT CONNECTION

SANITARY SEWER MANHOLE TRANSFORMER PAD **CURB INLET GRATE INLET** GREASE TRAP

JUNCTION BOX OR WYE INLET HEADWALL TYPICAL SANITARY SEWER EASEMENT

WATER EASEMENT DRAINAGE EASEMENT BARRIER FREE RAMP SIDEWALK

BUILDING LINE/SETBACK **CURB INLET GRATE INLET** 

WYE INLET JUNCTION BOX MANHOLE **EXISTING** 

PROPOSED

PRELIMINARY

FOR REVIEW ONLY

NOT FOR CONSTRUCTION PURPOSES

Kimley » Horn

P.E. No. <u>114926</u> Date <u>12/14/2023</u>

SHEET NUMBER PSP-1