

### **AGENDA**

## **Planning & Zoning Commission**

Prosper Town Hall, Council Chambers 250 W. First Street, Prosper, Texas Tuesday, January 16, 2024 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 noncontroversial. 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 January 2, 2024, Planning & Zoning Commission meeting.

## **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)
- 5. Review actions taken by the Town Council and possibly direct Town Staff to schedule topic(s) for discussion at a future meeting.
- 6. 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, January 12, 2024, 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 January 2, 2024, 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, Josh Carson, and Glen Blanscet.

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

2. Recitation of the Pledge of Allegiance.

## 3. CONSENT AGENDA

- 3a. Consider and act upon the minutes from the December 19, 2023, Planning & Zoning Commission meeting.
- 3b. Consider and act upon a request for a Site Plan for Westside Addition, Block A, Lot 10R, on 2.4± acres, located north of US 380 and east of FM 1385. The property is zoned Planned Development-94 (PD-94) Westside. (DEVAPP-23-0134)
- 3c. Consider and act upon a request for a Final Plat for Westside Addition, Block A, Lot 10R, on 2.4± acres, located north of US 380 and east of FM 1385. The property is zoned Planned Development-94 (PD-94) Westside. (DEVAPP-23-0142)
- 3d. Consider and act upon a request for a Façade Plan for Westside Addition, Block A, Lot 10R, on 2.4± acres, located north of US 380 and east of FM 1385. The property is zoned Planned Development-94 (PD-94) Westside. (DEVAPP-23-0143)

Motion by Commissioner Carson to approve the Consent Agenda. Seconded by Commissioner Blanscet. 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 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)

Mr. Hill requested tabling this item and continuing the public hearing to the January 16, 2024, Planning & Zoning Commission Meeting.

Commissioner Carson made a motion to table Item 4 and continue the Public Hearing to the January 16, 2024, meeting. Seconded by Vice-Chair Jackson. Motion carried unanimously.

5. Conduct a Public Hearing to consider a request for a Specific Use Permit for a Wireless Communications and Support Structure, on Lakewood Preserve, Block A, Lot 1, on 0.1± acre, located south of East First Street and east of South Coit Road. (ZONE-23-0036)

Chair Daniel asked Town Staff about reply forms received from homeowners, the distance that the cell tower was relocated from the original location, and effects from the cell tower being close to the power lines.

Mrs. Porter answered that Town Staff did not receive any reply forms from homeowners prior to this meeting and does not know the exact distance between the old location and new location of the cell tower.

Chair Daniel opened the public hearing.

Bill Bauman (applicant) introduced himself and answered that the relocation distance was 450 feet and they have completed research to ensure there are no negative impacts from the cell tower being close to the power lines.

Satyaprakash Bommaraju (homeowner) expressed opposition for this item.

Chair Daniel closed the public hearing.

Commissioner Carson made a motion to approve Item 5. Seconded by Commissioner Blanscet. Motion passed unanimously.

6. Conduct a Public Hearing to consider and act upon amending Chapter 3, Section 1.4 – Conditional Development Standards of the Town of Prosper Zoning Ordinance to modify requirements related to gas pumps. (ZONE-23-0039)

Commissioners asked Town Staff about the benefit of changing the distance requirement of gas pumps to an intersection to permitted by right instead of on a case-by-case basis through a Planned Development, the impact to convenience stores with gas pumps, the definition of a Big Box, the minimum area being set for a grocery store, and whether Town Staff has fully reviewed the current ordinance to see if there are any other changes that should be made.

Mrs. Porter answered that this amendment would allow grocery stores with gas pumps to move the gas pumps from the intersection to alleviate traffic congestion. A convenience store with gas pumps that is a stand-alone use, not affiliated with a grocery store or Big Box, can situate itself better at intersections than a grocery store or Big Box with gas pumps. A Big Box is defined as a 80,000 square foot building where they may have other tenants and grocery stores is defined as a retail store. Staff wanted to ensure that grocery stores of a certain size are the only ones that are impacted by the ordinance change.

Mr. Hoover commented that Town Staff is unsure of the history that established a 200-foot distance requirement from the corner of an intersection. Staff proposes to amend the ordinance due to grocery stores changing in size and services provided over time. The ordinance did not anticipate the growth of the Big Box and grocery stores and does not address the growing traffic congestion at intersections.

Chair Daniel opened the public hearing.

No comments were made.

Chair Daniel closed the public hearing.

Commissioner Carson made a motion to approve Item 6. Seconded by Vice Chair Jackson. Motion passed unanimously.

- 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.

The meeting was adjourned at 6:38 p.m.	
Dakari Hill, Senior Planner	Brandon Daniel, Chair

## **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 – January 16, 2024

## 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)

This item was tabled and the public hearing was continued on December 19, 2023 and January 2, 2024.

## **Description of Agenda Item:**

The purpose of this request is to rezone the property from Agricultural and Commercial to a Planned Development with a base zoning of Commercial. The intent of the request is to construct a new public storage facility that allows for automobile storage, outdoor storage, and recreational vehicle/truck parking. Additionally, the request would allow for two multi-tenant buildings with both restaurant and retail uses.

## Compatibility:

This zoning change would be seen as out of character with the existing neighborhood due to incompatibility with the surrounding residential areas. The current zoning and the Future Land Use Plan indicate that commercial uses are appropriate in this area; however, staff does not believe that a Mini-Warehouse/Public Storage use is an appropriate commercial use at this location. Staff does not view this use as complimentary to the residential areas to the east and the west of the property.

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

	Zoning	Current Land Use	Future Land Use Plan
Subject Property	Agricultural & Commercial	Residential	Retail & Neighborhood Services
North	Commercial	Residential (Being Converted to Office)	Retail & Neighborhood Services
East	Planned Development-24	Residential	Medium Density Residential
South	South Retail \	Vacant	Retail & Neighborhood Services
West	Planned Development-12	Residential	High Density Residential

#### Uses:

The list of allowed uses within this Planned Development would include uses permitted within the Commercial District and these four additional uses:

- Automobile Storage
- Mini-Warehouse/Public Storage
- Outdoor Storage, Incidental
- Recreational Vehicle/Truck Parking Lot or Garage

These four additional uses all require a Specific Use Permit in the Commercial District. However, they would be allowed by right if this Planned Development were approved.

Additionally, the Town has used Planned Development districts to narrow the types of uses normally associated with the specific base zoning district. For instance, in Commercial zoning districts, the Town typically removes uses such as credit access businesses, body art facilities, package liquor stores, etc.

### Parking:

The parking requirements within this Planned Development would be consistent with the Town's Zoning Ordinance except for the Mini-Warehouse/Public Storage use. The Zoning Ordinance requires 4 parking spaces per complex and 1 additional space per 300 square feet of rental office space. This Planned Development would require 15 parking spaces per complex and no additional spaces for rental office space. The parking requirements within this Planned Development are shown below:

- Restaurant 1 Space per 100 Square Feet
  - 5,300 Square Feet (53 Spaces Required)
- Retail 1 Space per 250 Square Feet
  - 17,200 Square Feet (69 Spaces Required)

- Mini-Warehouse/Public Storage 15 Spaces per Complex
  - o 1 Complex (15 Spaces Required)

A total of 160 spaces are being proposed for this development. Per the development standards within this Planned Development, the required parking for this site would be 137 spaces.

<u>Landscaping:</u>
The landscaping standards within this Planned Development in comparison to the Town's Zoning Ordinance are shown below.

	Proposed Landscaping (Development Standards)	Required Landscaping (Zoning Ordinance)
Northern Boundary	Buffer:	Buffer:
(Adjacent to Commercial)	5' Landscape Area	5' Landscape Area
	Plantings:	Plantings:
	One ornamental tree and shrub every 15 linear feet.	One ornamental tree and shrub every 15 linear feet.
Eastern Boundary	Buffer:	Buffer:
(North Coleman Street)	25' Landscape Area	25' Landscape Area
	Plantings: One large tree, three-inch	Plantings: One large tree, three-inch
	caliper minimum, every 20 linear feet.	caliper minimum, every 30 linear feet.
	Fifteen shrubs, minimum size five gallons each, every 30 linear feet.	Fifteen shrubs, minimum size five gallons each, every 30 linear feet.
Southern Boundary	Buffer:	Buffer:
(West Prosper Trail)	25' Landscape Area	25' Landscape Area
	Plantings:	Plantings:
	One large tree, three-inch	One large tree, three-inch
	caliper minimum, every 20 linear feet.	caliper minimum, every 30 linear feet.
	Fifteen shrubs, minimum size	Fifteen shrubs, minimum size
	five gallons each, every 30	five gallons each, every 30
	linear feet.	linear feet.
Western Boundary	Buffer:	Buffer:
(NSF Railroad)	5' Landscape Area	5' Landscape Area
	Plantings:	Plantings:
	One ornamental tree and	One ornamental tree and
	shrub every 15 linear feet.	shrub every 15 linear feet.

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## Screening:

The screening standards within this Planned Development are shown below.

Northern Boundary (Adjacent to Commercial):

Public Storage Facility – 6' Wrought Iron Fence

Eastern Boundary (North Coleman Street):

- Public Storage Facility 6' Masonry Wall
- Multi-Tenant Restaurant & Retail Buildings Only Landscaping

Southern Boundary (West Prosper Trail):

• Multi-Tenant Restaurant & Retail Buildings - Only Landscaping

Western Boundary (Northern Santa Fe Railroad):

- Multi-Tenant Restaurant & Retail Buildings Only Landscaping
- Public Storage Facility 6' Wrought Iron Fence

Additionally, a 6' masonry wall is being proposed at the front of the public storage facility that separates it from the multi-tenant restaurant and retail buildings.

## **Architectural Standards:**

The architectural standards within this Planned Development require all buildings to be at a minimum 80% percent masonry, excluding glazing and door areas.

## **Future Land Use Plan:**

The Future Land Use Plan recommends Retail & Neighborhood Services. The proposed zoning request does not conform to the Future Land Use Plan.

## **Thoroughfare Plan:**

This property has direct access to North Coleman Street and West Prosper Trail.

#### Parks Master Plan:

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 two reply forms and one phone call in opposition to the proposed zoning request to date.

## **Attached Documents:**

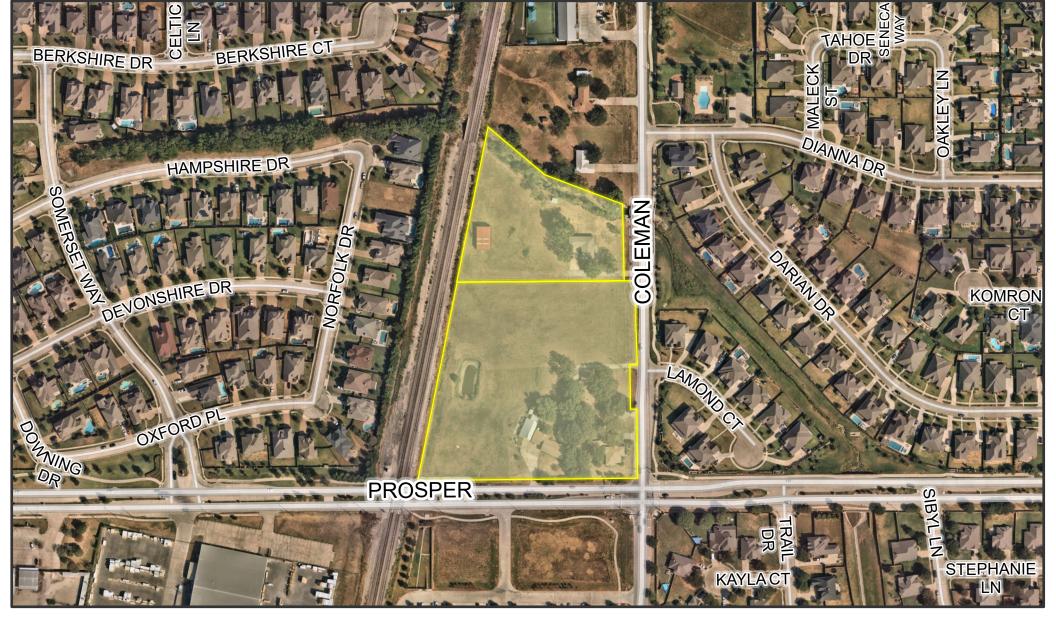
- 1. Aerial and Zoning Maps
- 2. Survey
- 3. Letter of Intent
- 4. Development Standards
- 5. Zoning Exhibit
- 6. Development Schedule
- 7. Elevations
- 8. Notices Returned in Opposition (2)

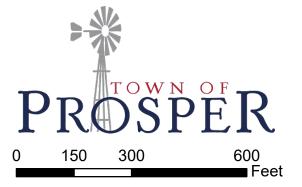
<u>Town Staff Recommendation:</u>
Town Staff recommends denial of the request for a Planned Development for Mini-Warehouse/Public Storage, Restaurant, and Retail uses on 8.7± acres on Collin County School Land Survey, Abstract 147, Tracts 1-7 and 28, located on the northwest corner of North Coleman Street and West Prosper Trail.

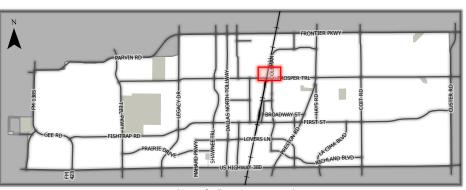
## **Town Council Public Hearing:**

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 February 13, 2024.

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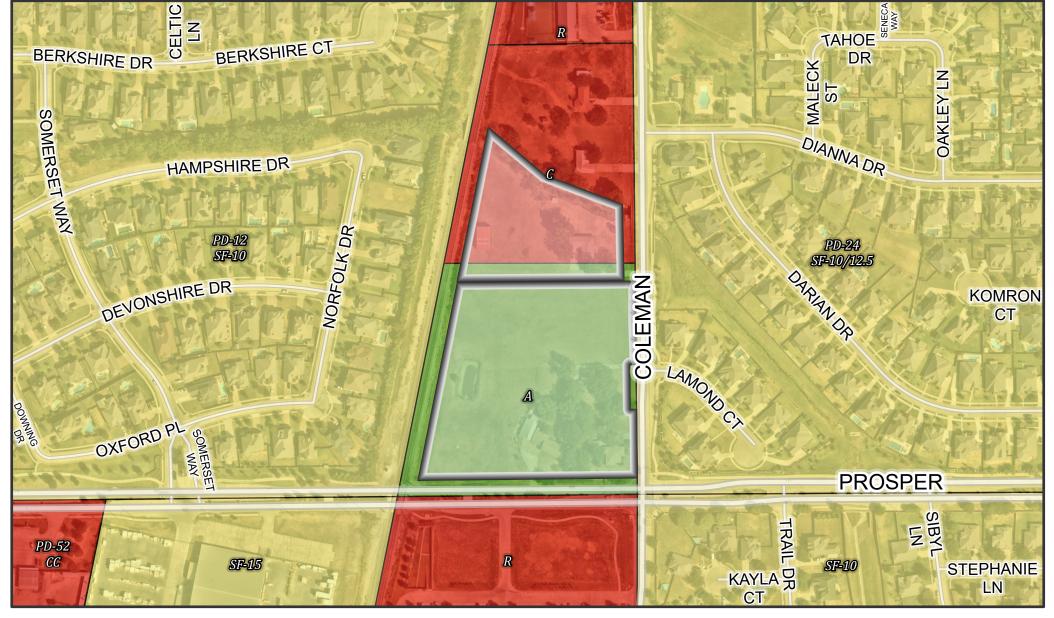


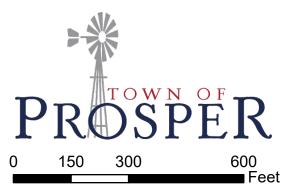


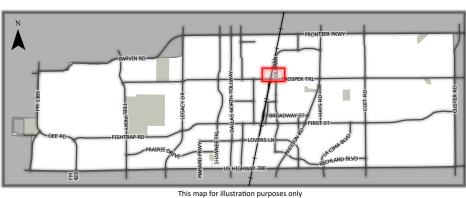
**ZONE-23-0017** 

Planned Development

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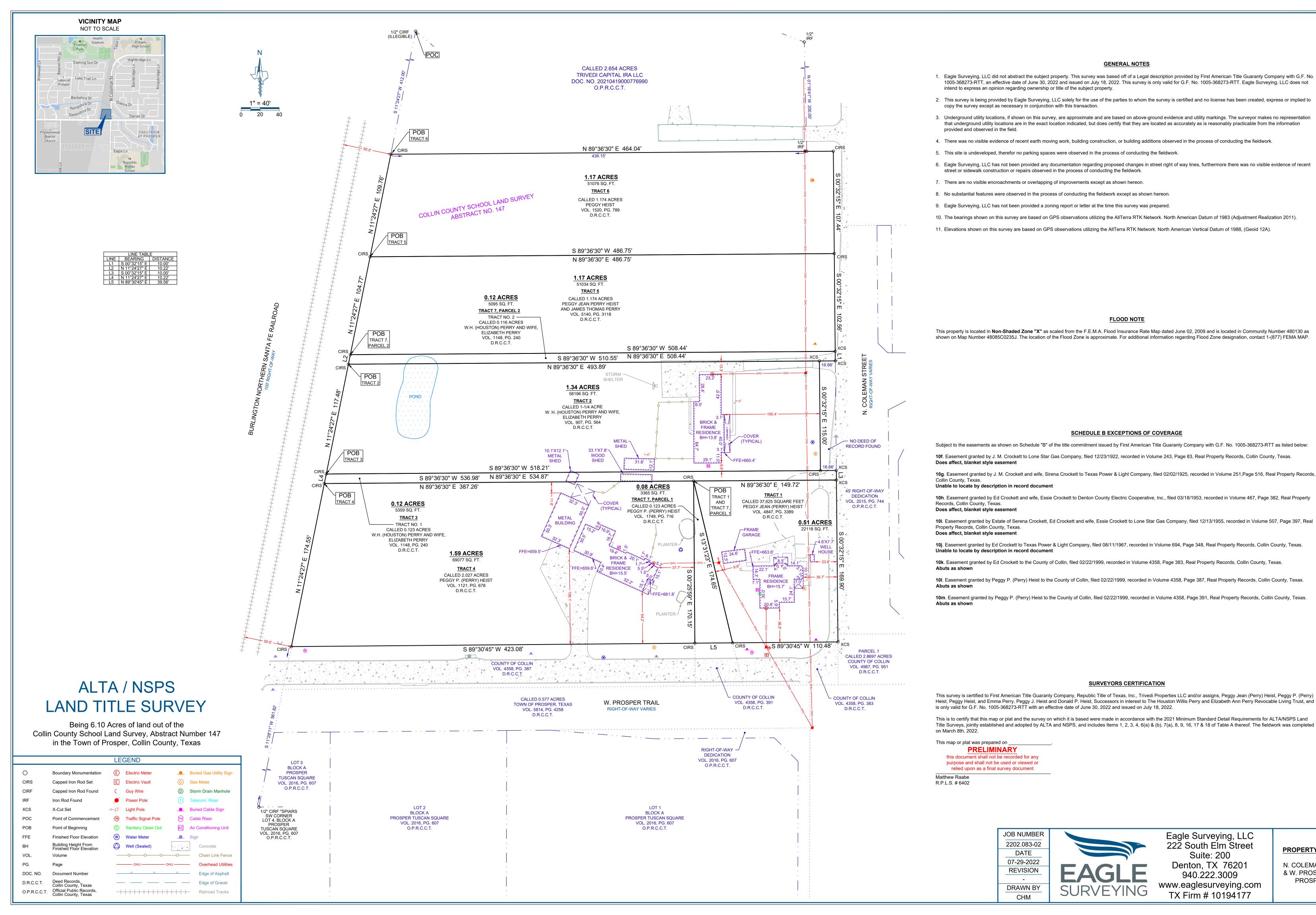






# **ZONE-23-0017**

Planned Development



N. COLEMAN STREET & W. PROSPER TRAIL

PROSPER, TX

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## **LEGAL DESCRIPTION - TRACT 1**

Being a 0.51 acre tract of land out of the Collin County School Land Survey, Abstract Number 147, situated in the Town of Prosper, Collin County, Texas, being a portion of a called 37,625 square foot tract of land conveyed to Peggy Jean (Perry) Heist by deed of record in Volume 4847, Page 3389 of the Deed Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

**COMMENCING**, at a 1/2 inch iron rod with illegible yellow plastic cap found in the East right-of-way line of Burlington Northern Santa Fe Railroad (100-foot right-of-way), being the Northwest corner of a called 2.654 acre tract of land conveyed to Trivedi Capital IRA LLC by deed of record in Document Number 20210419000776990 of the Official Public Records of Collin County, Texas:

THENCE, S11°24'27"W, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being in part, the common West line of said 2.654 acre tract, in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Heist by deed of record in Volume 1520, Page 789 of said Deed Records, in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Jean Perry Heist and James Thomas Perry by affidavit of record in Volume 5140, Page 3118 of said Deed Records, in part, the common West line of a called Tract No. 2 - 0.116 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 1148, Page 240 of said Deed Records, in part, the common west line of a called 1-1/4 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 907, Page 564 of said Deed Records, and in part, the common West line of a called Tract No. 1 - 0.123 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by said deed of record in Volume 1148, Page 240 of said Deed Records, a distance of 764.45 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Southwest corner of said 0.123 acre tract of record in Volume 1148, Page 240, being the Northwest corner of said 2.027 acre tract;

THENCE, N89°36'30"E, leaving the East right-of-way line of Burlington Northern Santa Fe Railroad, along the South line of said 0.123 acre tract of record in Volume 1148, Page 240, being the common North line of said 2.027 acre tract, a distance of 387.26 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Northwest corner of said 37,625 square foot tract, being the North corner of a called 0.123 acre tract of land conveyed to Peggy P. (Perry) Heist by deed of record in Volume 1749, Page 716 of said Deed Records, also being the Northeast corner of said 2.027 acre tract, for the POINT OF BEGINNING:

THENCE, N89°36'30"E, continuing along the South line of said 0.123 acre tract of record in Volume 1148, Page 240, being the common North line of said 37,625 acre tract, a distance of 149.72 feet to an X-cut set in the West right-of-way line of N. Coleman Street (right-of-way varies), being the common East corner of said 0.123 acre tract of record in Volume 1148, Page 240 and said 37,625 acre tract;

**THENCE**, S00°32'15"E, along the West right-of-way line of N. Coleman Street, being the common East line of said 37,625 acre tract, a distance of 169.90 feet to an X-cut set at the intersection of the West right-of-way line of N. Coleman Street and the North right-of-way line of W. Prosper Trail (right-of-way varies), being the Northeast corner of a tract of land conveyed to the County of Collin by deed of record in Volume 4358, Page 383 of said Deed Records;

THENCE, S89°30'45"W, along the North right-of-way line of W. Prosper Trail, being the common North line of said County of Collin tract of record in Volume 4358, Page 383, a distance of 110.48 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Northwest corner of said County of Collin tract of record in Volume 4358, Page 383, being the Northeast corner of a tract of land conveyed to the County of Collin by deed of record in Volume 4358, Page 391 of said Deed Records;

THENCE, N13°31'23"W, along the West line of said 37,625 square foot tract, being the common East line of said 0.123 acre tract of record in Volume 1749, Page 716, a distance of 174.65 feet to the **POINT OF BEGINNING**, and containing an area of 0.51 acres (22,118 square feet) of land, more or less.

## **LEGAL DESCRIPTION - TRACT 2**

Being a 1.34 acre tract of land out of the Collin County School Land Survey, Abstract Number 147, situated in the Town of Prosper, Collin County, Texas, being all of a called 1-1/4 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 907, Page 564 of the Deed Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

**COMMENCING**, at a 1/2 inch iron rod with illegible yellow plastic cap found in the East right-of-way line of Burlington Northern Santa Fe Railroad (100-foot right-of-way), being the Northwest corner of a called 2.654 acre tract of land conveyed to Trivedi Capital IRA LLC by deed of record in Document Number 20210419000776990 of the Official Public Records of Collin County, Texas;

**THENCE**, S11°24'27"W, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being in part, the common West line of said 2.654 acre tract, in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Heist by deed of record in Volume 1520, Page 789 of said Deed Records, in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Jean Perry Heist and James Thomas Perry by affidavit of record in Volume 5140, Page 3118 of said Deed Records, and in part, the common West line of a called Tract No. 2 - 0.116 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 1148, Page 240 of said Deed Records, a distance of 636.75 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Southwest corner of said 0.116 acre tract, being the Northwest corner of said 1-1/4 acre tract, for the POINT OF **BEGINNING**;

THENCE, N89°36'30"E, leaving the East right-of-way line of Burlington Northern Santa Fe Railroad, along the South line of said 0.116 acre tract, being the common North line of said 1-1/4 acre tract, a distance of 493.89 feet to an X-cut set in the West right-of-way line of N. Coleman Street (right-of-way varies), being the Northeast corner of said 1-1/4 acre tract;

THENCE, S00°32'15"E, along the West right-of-way line of N. Coleman Street, being the common East line of said 1-1/4 acre tract, a distance of 115.00 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set in the North line of a called Tract No. 1 - 0.123 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by said deed of record in Volume 1148, Page 240, being the Southeast corner of said 1-1/4 acre tract;

THENCE, S89°36'30"W, leaving the West right-of-way line of N. Coleman Street, along the South line of said 1-1/4 acre tract, being the common North line of said 0.123 acre tract, a distance of 518.21 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set in the East right-of-way line of Burlington Northern Santa Fe Railroad, being the common West corner of said 0.123 acre tract and said 1-1/4 acre tract;

**THENCE**, N11°24'27"E, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being the common West line of said 1-1/4 acre tract, a distance of 117.48 feet to the **POINT OF BEGINNING**, and containing an area of 1.34 acres (58,196 square feet) of land, more or less.

# **LEGAL DESCRIPTION - TRACT 3**

Being a 0.12 acre tract of land out of the Collin County School Land Survey, Abstract Number 147, situated in the Town of Prosper, Collin County, Texas, being all of a called Tract No. 1 - 0.123 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 1148, Page 240 of the Deed Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

**COMMENCING**, at a 1/2 inch iron rod with illegible yellow plastic cap found in the East right-of-way line of Burlington Northern Santa Fe Railroad (100-foot right-of-way), being the Northwest corner of a called 2.654 acre tract of land conveyed to Trivedi Capital IRA LLC by deed of record in Document Number 20210419000776990 of the Official Public Records of Collin County, Texas;

THENCE, S11°24'27"W, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being in part, the common West line of said 2.654 acre tract, in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Heist by deed of record in Volume 1520, Page 789 of said Deed Records, in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Jean Perry Heist and James Thomas Perry by affidavit of record in Volume 5140, Page 3118 of said Deed Records, in part, the common West line of a called Tract No. 2 - 0.116 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 1148, Page 240 of said Deed Records, and in part, the common west line of a called 1-1/4 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 907, Page 564 of said Deed Records, a distance of 754.23 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Southwest corner of said 1-1/4 acre tract, being the Northwest corner of said 0.123 acre tract, for the **POINT OF BEGINNING**;

THENCE, N89°36'30"E, leaving the East right-of-way line of Burlington Northern Santa Fe Railroad, along the North line of said 0.123 acre tract, being in part, the common South line of said 1-1/4 acre tract, a distance of 534.87 feet to an X-cut set in the West right-of-way line of N. Coleman Street (right-of-way varies), being the Northeast corner of said 0.123 acre tract;

THENCE, S00°32'15"E, along the West right-of-way line of N. Coleman Street, being the common East line of said 0.123 acre tract, a distance of 10.00 feet to an X-cut set at the Northeast corner of a called 37,625 square foot tract of land conveyed to Peggy Jean (Perry) Heist by deed of record in Volume 4847, Page 3389 of said Deed Records, being the Southeast corner of said 0.123 acre tract;

THENCE, S89°36'30"W, leaving the West right-of-way line of N. Coleman Street, along the South line of said 1-1/4 acre tract, being in part, the common North line of said 37,625 square foot tract, and in part, the common North line of a called 2.027 acre tract conveyed to Peggy P. (Perry) Heist by deed of record in Volume 1121, Page 678

of said Deed Records, a distance of 536.98 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set in the East right-of-way line of Burlington Northern Santa Fe Railroad, being the common West corner of said 0.123 acre tract and said 2.027 acre tract;

THENCE, N11°24'27"E, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being the common West line of said 0.123 acre tract, a distance of 10.22 feet to the POINT OF BEGINNING, and containing an area of 0.12 acres (5,359 square feet) of land, more or less.

## **LEGAL DESCRIPTION - TRACT 4**

Being a 1.59 acre tract of land out of the Collin County School Land Survey, Abstract Number 147, situated in the Town of Prosper, Collin County, Texas, being a portion of a called 2.027 acre tract conveyed to Peggy P. (Perry) Heist by deed of record in Volume 1121, Page 678 of the Deed Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

**COMMENCING**, at a 1/2 inch iron rod with illegible yellow plastic cap found in the East right-of-way line of Burlington Northern Santa Fe Railroad (100-foot right-of-way), being the Northwest corner of a called 2.654 acre tract of land conveyed to Trivedi Capital IRA LLC by deed of record in Document Number 20210419000776990 of the Official Public Records of Collin County, Texas;

THENCE, S11°24'27"W, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being in part, the common West line of said 2.654 acre tract, in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Heist by deed of record in Volume 1520, Page 789 of said Deed Records, in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Jean Perry Heist and James Thomas Perry by affidavit of record in Volume 5140, Page 3118 of said Deed Records, in part, the common West line of a called Tract No. 2 - 0.116 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 1148, Page 240 of said Deed Records, in part, the common west line of a called 1-1/4 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 907, Page 564 of said Deed Records, and in part, the common West line of a called Tract No. 1 - 0.123 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by said deed of record in Volume 1148, Page 240 of said Deed Records, a distance of 764.45 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Southwest corner of said 0.123 acre tract, being the Northwest corner of said 2.027 acre tract, for the **POINT OF BEGINNING**;

**THENCE**, N89°36'30"E, leaving the East right-of-way line of Burlington Northern Santa Fe Railroad, along the South line of said 0.123 acre tract, being the common North line of said 2.027 acre tract, a distance of 387.26 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Northwest corner of a called 37,625 square foot tract of land conveyed to Peggy Jean (Perry) Heist by deed of record in Volume 4847, Page 3389 of said Deed Records, being the North corner of a called 0.123 acre tract of land conveyed to Peggy P. (Perry) Heist by deed of record in Volume 1749, Page 716 of said Deed Records, also being the Northeast corner of said 2.027 acre tract;

THENCE, S00°25'59"E, along the West line of said 0.123 acre tract of record in Volume 1749, Page 716, being the common East line of said 2.027 acre tract, a distance of 170.15 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set in the North right-of-way line of W. Prosper Trail (right-of-way varies), being the Northwest corner of a tract of land conveyed to the County of Collin by deed of record in Volume 4358. Page 391 of said Deed Records, and being the Northeast corner of a tract of land conveyed to the County of Collin by deed of record in Volume 4358, Page 387 of said Deed

**THENCE**, S89°30'45"W, along the North right-of-way line of W. Prosper Trail, being the common North line of said County of Collin tract of record in Volume 4358, Page 387, a distance of 423.08 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the intersection of the East right-of-way line of Burlington Northern Santa Fe Railroad and the North right-of-way line of said W. Prosper Trail, being the Northwest corner of said County of Collin tract of record in Volume 4358, Page 387;

THENCE, N11°24'27"E, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being the common West line of said 2.027 acre tract, a distance of 174.55 feet to the **POINT OF BEGINNING**, and containing an area of 1.59 acres (69,077 square feet) of land, more or less.

## **LEGAL DESCRIPTION - TRACT 5**

Being a 1.17 acre tract of land out of the Collin County School Land Survey, Abstract Number 147, situated in the Town of Prosper, Collin County, Texas, being all of a called 1.174 acre tract of land conveyed to Peggy Jean Perry Heist and James Thomas Perry by affidavit of record in Volume 5140, Page 3118 of the Deed Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING, at a 1/2 inch iron rod with illegible yellow plastic cap found in the East right-of-way line of Burlington Northern Santa Fe Railroad (100-foot right-of-way), being the Northwest corner of a called 2.654 acre tract of land conveyed to Trivedi Capital IRA LLC by deed of record in Document Number 20210419000776990 of the Official Public Records of Collin County, Texas;

THENCE, S11°24'27"W, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being in part, the common West line of said 2.654 acre tract, and in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Heist by deed of record in Volume 1520, Page 789 of said Deed Records, a distance of 521.76 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the common West corner of said 1.174 acre tracts, for the **POINT OF BEGINNING**;

THENCE, N89°36'30"E, leaving the East right-of-way line of Burlington Northern Santa Fe Railroad, along the North line of said 1.174 acre tract of record in Volume 5140, Page 3118, being the common South line of said 1.174 acre tract of record in Volume 1520, Page 789, a distance of 486.75 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set in the West right-of-way line of N. Coleman Street (right-of-way varies), being the common East corner of said 1.174 acre tracts;

THENCE, S00°32'15"E, along the West right-of-way line of N. Coleman Street, being the common East line of said 1.174 acre tract of record in Volume 5140, Page 3118, a distance of 102.56 feet to an X-cut set at the Northeast corner of a called Tract No. 2 - 0.116 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 1148, Page 240 of said Deed Records, being the Southeast corner of said 1.174 acre tract of record in

**THENCE**, S89°36'30"W, leaving the West right-of-way line of N. Coleman Street, along the North line of said 0.116 acre tract, being the common South line of said 1.174 acre tract of record in Volume 5140, Page 3118, a distance of 508.44 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set in the East right-of-way line of Burlington Northern Santa Fe Railroad, being the common West corner of said 1.174 acre tract of record in Volume 5140, Page 3118 and said 0.116 acre tract;

THENCE, N11°24'27"E, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being the common West line of said 1.174 acre tract of record in Volume 5140, Page 3118, a distance of 104.77 feet to the **POINT OF BEGINNING**, and containing an area of 1.17 acres (51,034 square feet) of land, more or

# **LEGAL DESCRIPTION - TRACT 6**

Being a 1.17 acre tract of land out of the Collin County School Land Survey, Abstract Number 147, situated in the Town of Prosper, Collin County, Texas, being all of a called 1.174 acre tract of land conveyed to Peggy Heist by deed of record in Volume 1520, Page 789 of the Deed Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING, at a 1/2 inch iron rod with illegible yellow plastic cap found in the East right-of-way line of Burlington Northern Santa Fe Railroad (100-foot right-of-way), being the Northwest corner of a called 2.654 acre tract of land conveyed to Trivedi Capital IRA LLC by deed of record in Document Number 20210419000776990 of the Official Public Records of Collin County, Texas;

THENCE, S11°24'27"W, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being the common West line of said 2.654 acre tract, a distance of 412.00 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Northwest corner of said 1.174 acre tract of record in Volume 1520, Page 789 for the **POINT OF BEGINNING**;

THENCE, N89°36'30"E, leaving the East right-of-way line of Burlington Northern Santa Fe Railroad, along the North line of said 1.174 acre tract of record in Volume 1520, Page 789, being in part, the common South line of said 2.654 acre tract, passing at a distance of 436.15 feet a 1/2 inch iron rod found at the Southeast corner of said 2.654 acre tract, and continuing a total distance of 464.04 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE" SURVEYING" set in the West right-of-way line of N. Coleman Street (right-of-way varies), being the Northeast corner of said 1.174 acre tract of record in Volume 1520, Page 789;

**THENCE**, S00°32'15"E, along the West right-of-way line of N. Coleman Street, being the common East line of said 1.174 acre tract of record in Volume 1520, Page 789, a distance of 107.44 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Northeast corner of a called 1.174 acre tract of land conveyed to Peggy Jean Perry Heist and James Thomas Perry by affidavit of record in Volume 5140, Page 3118 of said Deed Records, being the Southeast corner of said 1.174 acre tract of record in Volume 1520, Page 789;

**THENCE**, S89°36'30"W, leaving the West right-of-way line of N. Coleman Street, along the North line of said 1.174 acre tract of record in Volume 5140, Page 3118, being the common South line of said 1.174 acre tract of record in Volume 1520, Page 789, a distance of 486.75 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set in the East right-of-way line of Burlington Northern Santa Fe Railroad, being the common West corner of said 1.174 acre

THENCE, N11°24'27"E, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being the common West line of said 1.174 acre tract of record in Volume 1520, Page 789, a distance of 109.76 feet to the **POINT OF BEGINNING**, and containing an area of 1.17 acres (51,076 square feet) of land, more or

## **LEGAL DESCRIPTION - TRACT 7, PARCEL 1**

Being a 0.08 acre tract of land out of the Collin County School Land Survey, Abstract Number 147, situated in the Town of Prosper, Collin County, Texas, being a portion of a called 0.123 acre tract of land conveyed to Peggy P. (Perry) Heist by deed of record in Volume 1749, Page 716 of the Deed Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING, at a 1/2 inch iron rod with illegible yellow plastic cap found in the East right-of-way line of Burlington Northern Santa Fe Railroad (100-foot right-of-way), being the Northwest corner of a called 2.654 acre tract of land conveyed to Trivedi Capital IRA LLC by deed of record in Document Number 20210419000776990 of the Official Public Records of Collin County, Texas;

THENCE, S11°24'27"W, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being in part, the common West line of said 2.654 acre tract, in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Heist by deed of record in Volume 1520, Page 789 of said Deed Records, in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Jean Perry Heist and James Thomas Perry by affidavit of record in Volume 5140, Page 3118 of said Deed Records, in part, the common West line of a called Tract No. 2 - 0.116 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 1148, Page 240 of said Deed Records, in part, the common west line of a called 1-1/4 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 907, Page 564 of said Deed Records, and in part, the common West line of a called Tract No. 1 - 0.123 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by said deed of record in Volume 1148, Page 240 of said Deed Records, a distance of 764.45 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Southwest corner of said 0.123 acre tract of record in Volume 1148, Page 240, being the Northwest corner of said 2.027 acre tract;

THENCE, N89°36'30"E, leaving the East right-of-way line of Burlington Northern Santa Fe Railroad, along the South line of said 0.123 acre tract of record in Volume 1148, Page 240, being the common North line of said 2.027 acre tract, a distance of 387.26 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Northwest corner of a called 37,625 square foot tract of land conveyed to Peggy Jean (Perry) Heist by deed of record in Volume 4847, Page 3389 of said Deed Records, being the North corner of said 0.123 acre tract of record in Volume 1749, Page 716, also being the Northeast corner of said 2.027 acre tract, for the **POINT OF BEGINNING**:

THENCE, S13°31'23"E, along the West line of said 37,625 square foot tract, being the common East line of said 0.123 acre tract of record in Volume 1749, Page 716, a distance of 174.65 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set in the North right-of-way line of W. Prosper Trail (right-of-way varies), being the Northwest corner of a tract of land conveyed to the County of Collin by deed of record in Volume 4358, Page 383 of said Deed Records, and being the Northeast corner of a tract of land conveyed to the County of Collin by deed of record in Volume 4358, Page 391 of said

THENCE, S89°30'45"W, along the North right-of-way line of W. Prosper Trail, being the common North line of said County of Collin tract of record in Volume 4358, Page 391, a distance of 39.56 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Northwest corner of said County of Collin tract of record in Volume 4358, Page 391, being the Northeast corner of a tract of land conveyed to the County of Collin by deed of record in Volume 4358, Page 387 of said Deed Records;

THENCE, N00°25'59"W, along the West line of said 0.123 acre tract of record in Volume 1749, Page 716, being the common East line of said 2.027 acre tract, a distance of 170.15 feet to the **POINT OF BEGINNING**, and containing an area of 0.08 acres (3,365 square feet) of land, more or less.

## **LEGAL DESCRIPTION - TRACT 7, PARCEL 2**

Being a 0.12 acre tract of land out of the Collin County School Land Survey, Abstract Number 147, situated in the Town of Prosper, Collin County, Texas, being all of a called Tract No. 2 - 0.116 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 1148, Page 240 of the Deed Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING, at a 1/2 inch iron rod with illegible yellow plastic cap found in the East right-of-way line of Burlington Northern Santa Fe Railroad (100-foot right-of-way), being the Northwest corner of a called 2.654 acre tract of land conveyed to Trivedi Capital IRA LLC by deed of record in Document Number 20210419000776990 of the Official Public Records of Collin County, Texas;

THENCE, S11°24'27"W, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being in part, the common West line of said 2.654 acre tract, in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Heist by deed of record in Volume 1520, Page 789 of said Deed Records, and in part, the common West line of a called 1.174 acre tract of land conveyed to Peggy Jean Perry Heist and James Thomas Perry by affidavit of record in Volume 5140, Page 3118 of said Deed Records, a distance of 626.53 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set at the Northwest corner of said 0.116 acre tract, being the Southwest corner of said 1.174 acre tract of record in Volume 5140, Page 3118, for the POINT OF

**THENCE**, N89°36'30"E, leaving the East right-of-way line of Burlington Northern Santa Fe Railroad, along the South line of said 1.174 acre tract of record in Volume 5140, Page 3118, being the common North line of said 0.116 acre tract, a distance of 508.44 feet to an X-cut set in the West right-of-way line of N. Coleman Street (right-of-way varies), being the common East corner of said 1.174 acre tract of record in Volume 5140, Page 3118 and said 0.116 acre tract;

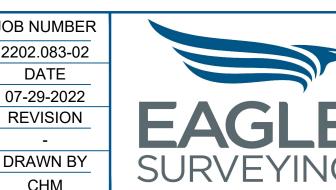
THENCE, S00°32'15"E, along the West right-of-way line of N. Coleman Street, being the common East line of said 0.116 acre tract, a distance of 10.00 feet to an X-cut set at the Southeast corner of said 0.116 acre tract;

**THENCE**, S89°36'30"W, leaving the West right-of-way line of N. Coleman Street, along the South line of said 0.116 acre tract, being in part, the common North line of a called 1-1/4 acre tract of land conveyed to W.H. (Houston) Perry and wife, Elizabeth Perry, by deed of record in Volume 907, Page 564, a distance of 510.55 feet to a 1/2 inch iron rod with green plastic cap stamped "EAGLE SURVEYING" set in the East right-of-way line of Burlington Northern Santa Fe Railroad, being the common West corner of said 0.116 acre tract and said 1-1/4 acre tract;

THENCE, N11°24'27"E, along the East right-of-way line of Burlington Northern Santa Fe Railroad, being the common West line of said 0.116 acre tract, a distance of 10.22 feet to the **POINT OF BEGINNING**, and containing an area of 0.12 acres (5,095 square feet) of land, more or less.

> JOB NUMBER 2202.083-02 DATE 07-29-2022 REVISION

> > CHM



Eagle Surveying, LLC 222 South Elm Street Suite: 200 Denton, TX 76201 940.222.3009 www.eaglesurveying.com TX Firm # 10194177

**PROPERTY ADDRESS** N. COLEMAN STREET & W. PROSPER TRAIL

PROSPER, TX

PAGE 2 OF 2

ALTA / NSPS LAND TITLE SURVEY

Being 6.10 Acres of land out of the Collin County School Land Survey, Abstract Number 147 in the Town of Prosper, Collin County, Texas

## **Exhibit B**

Our intent is to build 2 retail buildings totaling around 22,000sqft that will front Prosper Trail and Coleman St. We plan on having both buildings open up to the open space at the corner that divides the buildings. This will allow us to keep many of the large trees on the property and have a usually shaded open space. While also having outdoor patios on the endcaps of each retail building for restaurants.

We plan on building a 2-story climate controlled self-storage building on the back of the property along the railroad. Which would also allow for up to 57 outdoor storage spaces for cars, boats, and trailers. The self-storage building will be fully gated with 24hr security. It will have a 6ft masonry wall along the South and East side, while having a 6ft wrought iron fence along the North and West side.

## **EXHIBIT C**

## **Planned Development Standards**

**STATEMENT OF EFFECT:** Conformance with the Town of Prosper's Zoning Ordinance and Subdivision Ordinance: Except as otherwise set forth in these Development Standards, the regulations of the Town's Zoning Ordinance, as it exists or may be amended, and the Subdivision Ordinance, as it exists or may be amended, shall apply.

### A. BASE ZONING DISTRICT:

The Property as shown on Exhibit A, shall be developed and used in accordance with "C" – Commercial zoning regulations except as provided herein.

## **B. LOT USE REGULATIONS AND RESTRICTIONS:**

Allowed use regulations shall be in accordance with "C" – Commercial zoning regulations and additionally as provided herein:

- 1) Allowed uses:
  - i. Outdoor Storage, Incidental
  - ii. Automobile Storage, only in areas as indicated in Exhibit D
  - iii. Recreational Vehicle/Truck Parking Lot or Garage, only in areas as indicated in Exhibit D
  - iv. Mini-Warehouse/Public Storage, only in areas as indicated in Exhibit D

## C. PARKING:

Parking requirements based on use:

1) Mini-Warehouse/Public Storage: 15 spaces per complex

#### D. LANDSCAPING:

Perimeter Requirements:

- a. A landscaped area consisting of living trees (as specified below), turf, or other living ground cover and being at least 25 feet in width measured from the property line interior to the property shall be provided adjacent to and outside of the right-of-way on all properties located adjacent to a major or minor thoroughfare as defined by the Town of Prosper Thoroughfare and Circulation Designs Standards.
  - iii. One large tree, three-inch caliper minimum per 20 linear feet of roadway frontage shall be planted within the required landscape area. The trees may be planted in groups with appropriate spacing for species.

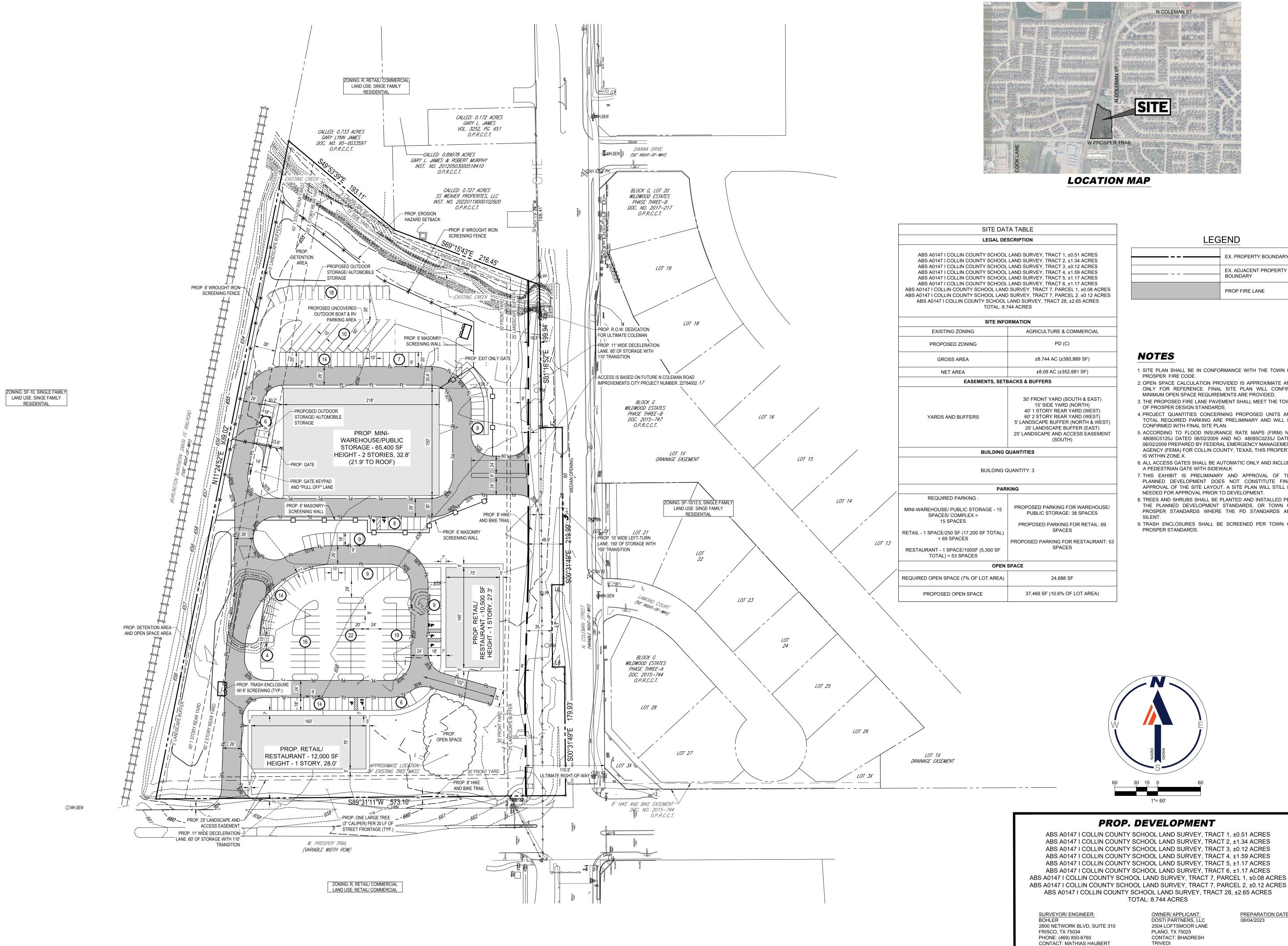
## E. SCREENING:

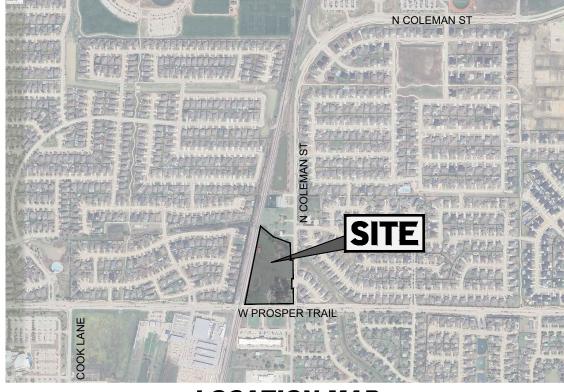
Screening regulations shall be in accordance with "C" – Commercial zoning regulations and additionally as provided herein:

- 1) Location of required screening:
  - a. Retail/Restaurant Western frontage along Burlington Northern Santa Fe Railroad:
    - A screening wall or fence shall not be required under the provisions of this Planned Development due to existing living evergreen screen located between the abutting residential and the railroad.
  - b. Retail/Restaurant Eastern frontage along N Coleman Street:
    - A screening wall or fence shall not be required under the provisions of this
      Planned Development due to N Coleman Street acting as a buffer between the
      abutting residential district and the proposed site.
  - c. Mini-Warehouse/Public Storage Eastern frontage along N Coleman Street:
    - i. A screening wall shall be a six-foot-tall masonry wall.
  - d. Mini-Warehouse/Public Storage Western frontage along Burlington Northern Santa Fe Railroad and along the Northern Property Line:
    - i. A screening wall or fence shall be a six-foot-tall wrought iron fence.

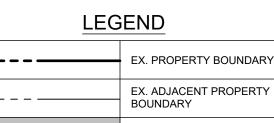
#### F. ELEVATIONS:

- Calculated masonry for proposed buildings shall meet 80%, excluding glazing and door areas.
- 2. For purposes of these Development Standards, building elevations that are in general conformance with Exhibit "F" shall be permitted.





## **LOCATION MAP**



PROSPER FIRE CODE. 2. OPEN SPACE CALCULATION PROVIDED IS APPROXIMATE AND ONLY FOR REFERENCE. FINAL SITE PLAN WILL CONFIRM

OF PROSPER DESIGN STANDARDS. 4. PROJECT QUANTITIES CONCERNING PROPOSED UNITS AND

5. ACCORDING TO FLOOD INSURANCE RATE MAPS (FIRM) NO. 48085C0120J DATED 06/02/2009 AND NO. 48085C0235J DATED 06/02/2009 PREPARED BY FEDERAL EMERGENCY MANAGEMENT

6. ALL ACCESS GATES SHALL BE AUTOMATIC ONLY AND INCLUDE

7. THIS EXHIBIT IS PRELIMINARY AND APPROVAL OF THE

PROSPER STANDARDS WHERE THE PD STANDARDS ARE 9. TRASH ENCLOSURES SHALL BE SCREENED PER TOWN OF

LEGEND	
	EX. PROPERTY BOUNDARY
	EX. ADJACENT PROPERTY BOUNDARY
	PROP FIRE LANE

PROP. DEVELOPMENT

TOTAL: 8.744 ACRES

DOSTI PARTNERS, LLC 2504 LOFTSMOOR LANE

CONTACT: BHADRESH

PHONE: 214-208-4078

PLANO, TX 75025

TRIVEDI

1. SITE PLAN SHALL BE IN CONFORMANCE WITH THE TOWN OF

MINIMUM OPEN SPACE REQUIREMENTS ARE PROVIDED. 3. THE PROPOSED FIRE LANE PAVEMENT SHALL MEET THE TOWN

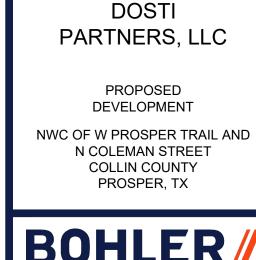
TOTAL REQUIRED PARKING ARE PRELIMINARY AND WILL BE CONFIRMED WITH FINAL SITE PLAN.

AGENCY (FEMA) FOR COLLIN COUNTY, TEXAS, THIS PROPERTY IS WITHIN ZONE X.

A PEDESTRIAN GATE WITH SIDEWALK

PLANNED DEVELOPMENT DOES NOT CONSTITUTE FINAL APPROVAL OF THE SITE LAYOUT. A SITE PLAN WILL STILL BE NEEDED FOR APPROVAL PRIOR TO DEVELOPMENT. 8. TREES AND SHRUBS SHALL BE PLANTED AND INSTALLED PER THE PLANNED DEVELOPMENT STANDARDS, OR TOWN OF

PROSPER STANDARDS.



**REVISIONS** 

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**FOR EXHIBIT** 

**PURPOSES ONLY** 

REVIEW AND APPROVAL. <u>IT IS NOT INTENDED AS A CONSTRUCT DOCUMENT</u> UNLESS INDICATED OTHERWISE.

PROP.

DEVELOPMENT

12/27/23 CPTX-X

PROJECT No.:

CHECKED BY:

DRAWN BY:

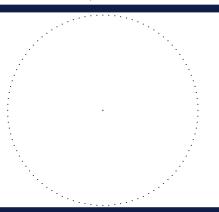
CAD I.D.:

PROJECT:

COMMENT

REV DATE

2600 NETWORK BLVD, SUITE 310 FRISCO, TX 75034 Phone: (469) 458-7300 TX@BohlerEng.com TBPE No. 18065 | TBPLS No. 10194413



SHEET TITLE:

PREPARATION DATE:

EXHIBIT D **ZONING SITE PLAN** 

SHEET NUMBER:

ORG. DATE - 12/27/23

## Development schedule for 9ac Mixed Use in Prosper

The goal and plan are to have our property fully entitled by the end of September.

-Civil and Architectural design plans: Oct to Dec of 2023

-Construction bids: Dec to Jan 2024

-Construction: Feb 2024 to March of 2025



NOT TO BE USEL FOR FOR APPROVAL, PERMITTING OR



MT SHELL BUILDING RINGTH COLEMAN STREET & PROSPER TE PROSPER, TEXAS

Project No: 23156
Date: 07/10/2023
Drawn By: RCA
Checked By: TI

A2.0

EXTERIOR ELEVATIONS

ROOF ACCESS | COLOR: GAUNTLET GRAY (SW 7019)

LADDER



NOT TO BE USED FOR REGULATORY

4055 International Plaza Suite 100 sww.Franzarchitects.com

MT SHELL BUILDING #1
NORTH COLEMAN STREET & PROSPER TRAIL

56- A2.1 Revisions: 23156 10/2023

File Name: 23156 – A2.1

Project No: 23156

Date: 07/10/2023

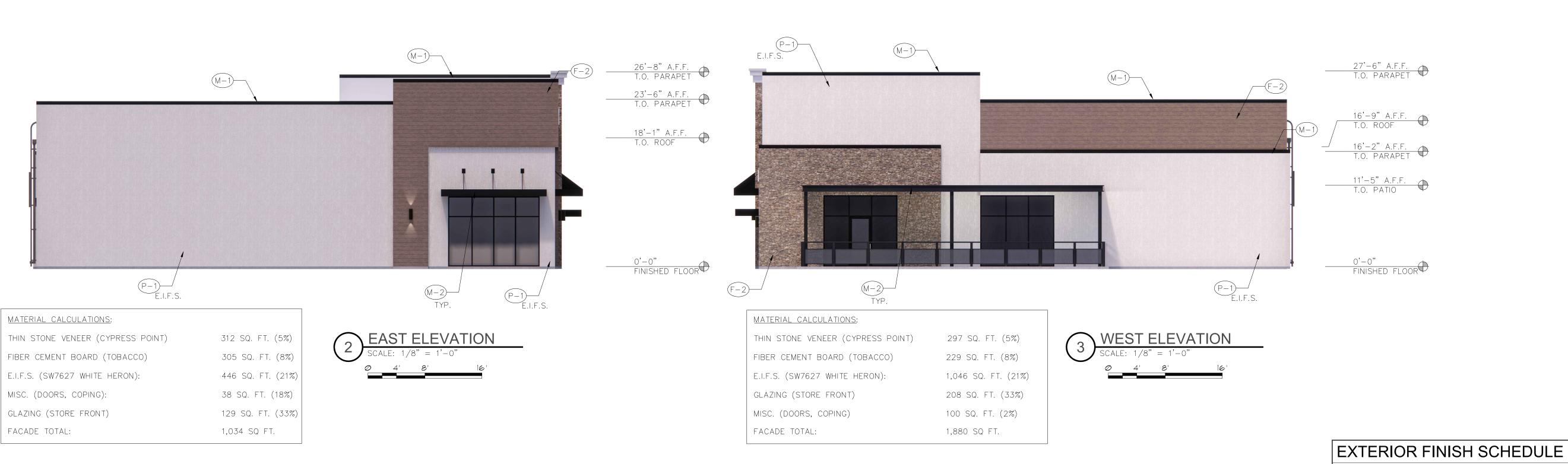
Drawn By: DBL

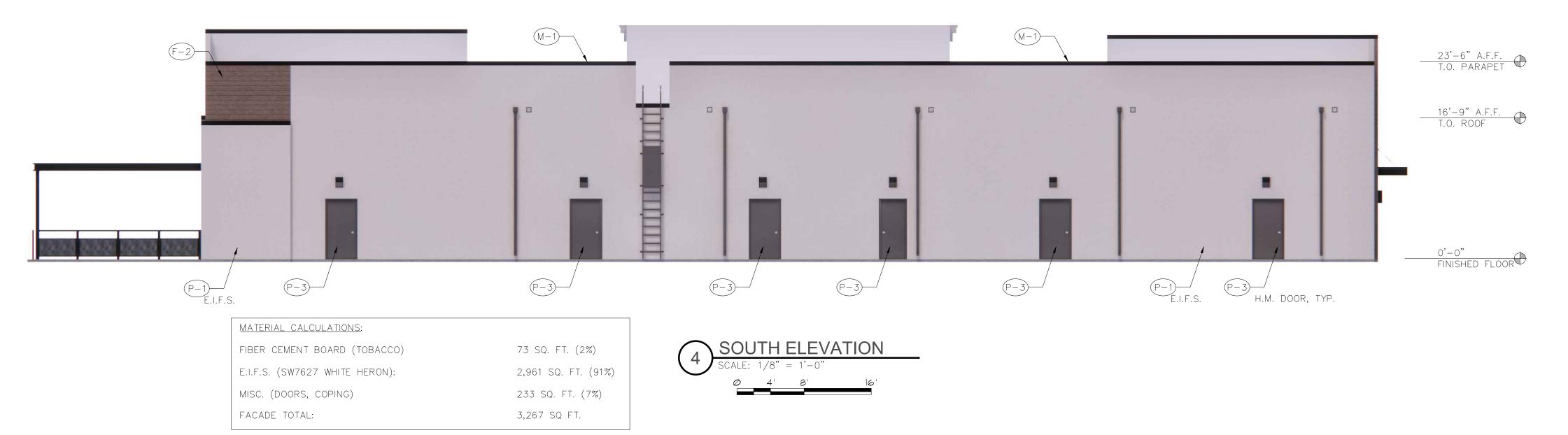
A2.1

A2.0



NORTH ELEVATION





NUMBER	TYPE	DETAIL DESCRIPTION
(F-1)	THIN STONE VENEER	MANUFACTURER: ELDORADO STYLE: ARTISAN LEDGE COLOR: CYPRESS POINT
(F-2)	CEMETITIOUS PANEL	MANUFACTURER: NICHIHA STYLE: WOOD SERIES — ROUGHSAWN COLOR: TOBACCO
P-1)	PAINT FINISH	MANUFACTURER: SHERWIN WILLIAMS COLOR: WHITE HERON (SW 7627)
P-2	PAINT FINISH	MANUFACTURER: SHERWIN WILLIAMS COLOR: COTTON WHITE (SW 7104)
P-3	PAINT FINISH	MANUFACTURER: SHERWIN WILLIAMS COLOR: GAUNTLET GRAY (SW 7019)
(P-4)	PAINT FINISH	MANUFACTURER: SHERWIN WILLIAMS COLOR: TREE BRANCH (SW7525)
M-1	PRE-FINISHED PARAPET CAP	COLOR: BLACK
M-2	PRE-FINISHED METAL AWNING	MANUFACTURER: ARCH FAB HELIOS CANOPY COLOR: BLACK
	DOWNSPOUT & GUTTER	COLOR: GAUNTLET GRAY (SW 7019)
	ALUMINUM STOREFRONT	MANUFACTURER: KAWNEER COLOR: BLACK
	ROOF ACCESS LADDER	COLOR: GAUNTLET GRAY (SW 7019)

662 SQ. FT. (18%)

385 SQ. FT. (10%)

1,159 SQ. FT. (32%)

80 SQ. FT. (2%)

670 SQ. FT. (20%)

649 SQ. FT. (20%)

72 SW. FT. (2%)

3,677 SQ FT.



MAN STREET & PROSPER TRAIL PROSPER, TEXAS

MORTH O

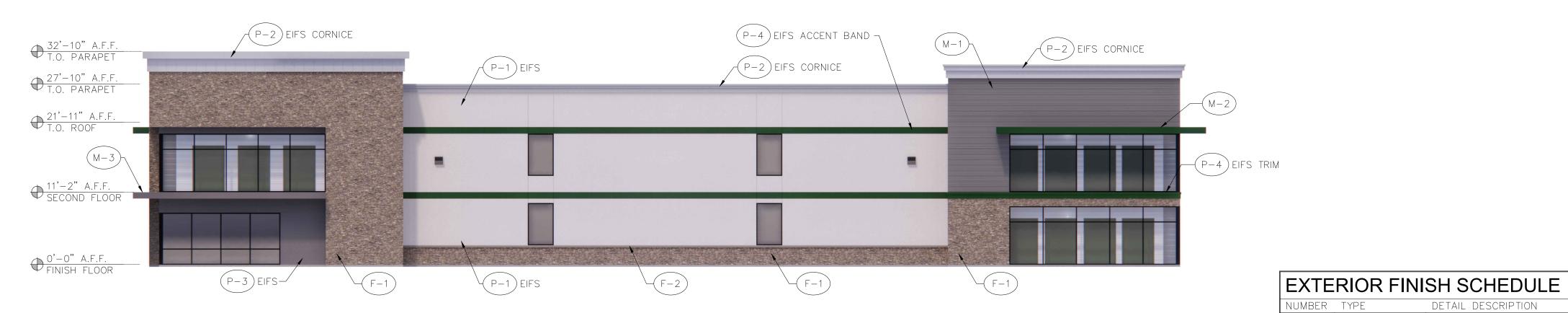
A2.1

A2.0 EXTERIOR ELEVATIONS

P-2 EIFS CORNICE P-2 EIFS CORNICE P-4 EIFS ACCENT BAND 30'-10" A.F.F. T.O. PARAPET P-4 EIFS ACCENT BAND 32'-10" A.F.F. T.O. PARAPET P-2 EIFS CORNICE P-1 EIFS P-1 EIFS 27'-10" A.F.F. T.O. PARAPET STORAGE CLIMATE CONTROLLED P-4 EIFS TRIM -11'-2" A.F.F. SECOND FLOOR P-3 EIFS 0'-0" A.F.F. FINISH FLOOR F-1F-1F-2-(F-1)-(F-1)-(F-2)P-1 EIFS P-1 EIFS -F-1P-4 EIFS TRIM SPANDREL GLAZZING -

> MATERIAL CALCULATIONS: 1,577 SQ. FT. (19%) STONE VENEER (CYPRESS POINT): 1,585 SQ. FT. (19%) METAL PANEL (SLATE GRAY): E.I.F.S. (GAUNTLET GRAY SW 7019): 64 SQ. FT. (1%) E.I.F.S. (COTTON WHITE SW 7104): 536 SQ. FT. (6%) E.I.F.S. (PROSPER GREEN): 321 SQ. FT. (4%) E.I.F.S. (WHITE HERON SW 7627): 3,048 SQ. FT. (37%) STONE WATER TABLE: 44 SQ. FT. (1%) GLAZING (STORE FRONT) 1,096 SQ. FT. (13%) FACADE TOTAL: 8,271 SQ FT.

EXTERIOR ELEVATION- SOUTH
SCALE: 3/32" = 1'-0"



$\bigcirc$	EXTERIOR ELEVATION- EAST  SCALE: 3/32" = 1'-0"
	SCALE: $3/32$ " = 1'-0"

MATERIAL CALCULATIONS:	
STONE VENEER (CYPRESS POINT):	935 SQ. FT. (20%)
METAL PANEL (SLATE GRAY):	372 SQ. FT. (8%)
E.I.F.S. (GAUNTLET GRAY SW 7019):	138 SQ. FT. (3%)
E.I.F.S. (COTTON WHITE SW 7104):	320 SQ. FT. (7%)
E.I.F.S. (PROSPER GREEN):	168 SQ. FT. (3%)
E.I.F.S. (WHITE HERON SW 7627):	1,813 SQ. FT. (38%)
STONE WATER TABLE:	28 SQ. FT. (1%)
GLAZING (STORE FRONT)	957 SQ. FT. (20%)
FACADE TOTAL:	4,731 SQ FT.

0	8'	16'	24

NUMBER	TYPE	DETAIL DESCRIPTION
(F-1)	THIN STONE VENEER	MANUFACTURER: ELDORADO STYLE: ARTISAN LEDGE COLOR: CYPRESS POINT
(F-2)	4" CAST STONE WATER TABLE	COLOR: TO MATCH STACKED STONE BELOW
P-1	PAINT FINISH	MANUFACTURER: SHERWIN WILLIAMS COLOR: WHITE HERON (SW 7627)
P-2	PAINT FINISH	MANUFACTURER: SHERWIN WILLIAMS COLOR: COTTON WHITE (SW 7104)
(P-3)	PAINT FINISH	MANUFACTURER: SHERWIN WILLIAMS COLOR: GAUNTLET GRAY (SW 7019)
P-4	PAINT FINISH	MANUFACTURER: SHERWIN WILLIAMS COLOR: PAINT MATCH— PROSPER HIGH GREEN
M-1	HORIZONTAL METAL PANEL	MANUFACTURER: ATAS WALL PANEL SHAPE: 7.2 PANEL COLOR: SLATE GRAY
M-2	PRE-FINISHED METAL AWNING	MANUFACTURER: ARCH FAB HELIOS CANOPY COLOR: MATCH— PROSPER HIGH GREEN
M-3	PRE-FINISHED METAL AWNING	MANUFACTURER: ARCH FAB HELIOS CANOPY COLOR: GRAY
	DOWNSPOUT & GUTTER	MANUFACTURER: ATAS COLOR: SLATE GRAY
	ALUMINUM STOREFRONT	MANUFACTURER: KAWNEER COLOR: BLACK

EXTERIOR FINISH SCHEDULE DETAIL DESCRIPTION MANUFACTURER: ELDORADO

(F-1) | VENEER STYLE: ARTISAN LEDGE COLOR: CYPRESS POINT 4" CAST STONE | COLOR: TO MATCH STACKED STONE BELOW (F-2)WATER TABLE PAINT FINISH MANUFACTURER: SHERWIN WILLIAMS (P-1)COLOR: WHITE HERON (SW 7627) PAINT FINISH

MANUFACTURER: SHERWIN WILLIAMS COLOR: COTTON WHITE (SW 7104) PAINT FINISH MANUFACTURER: SHERWIN WILLIAMS COLOR: GAUNTLET GRAY (SW 7019) MANUFACTURER: SHERWIN WILLIAMS COLOR: PAINT MATCH- PROSPER HIGH GREEN

MANUFACTURER: ATAS (M-1) | METAL PANEL | WALL PANEL SHAPE: 7.2 PANEL COLOR: SLATE GRAY

PRE-FINISHED | MANUFACTURER: ARCH FAB HELIOS CANOPY M=2 METAL AWNING COLOR: MATCH- PROSPER HIGH GREEN PRE-FINISHED | MANUFACTURER: ARCH FAB HELIOS CANOPY METAL AWNING | COLOR: GRAY DOWNSPOUT & MANUFACTURER: ATAS COLOR: SLATE GRAY GUTTER ALUMINUM

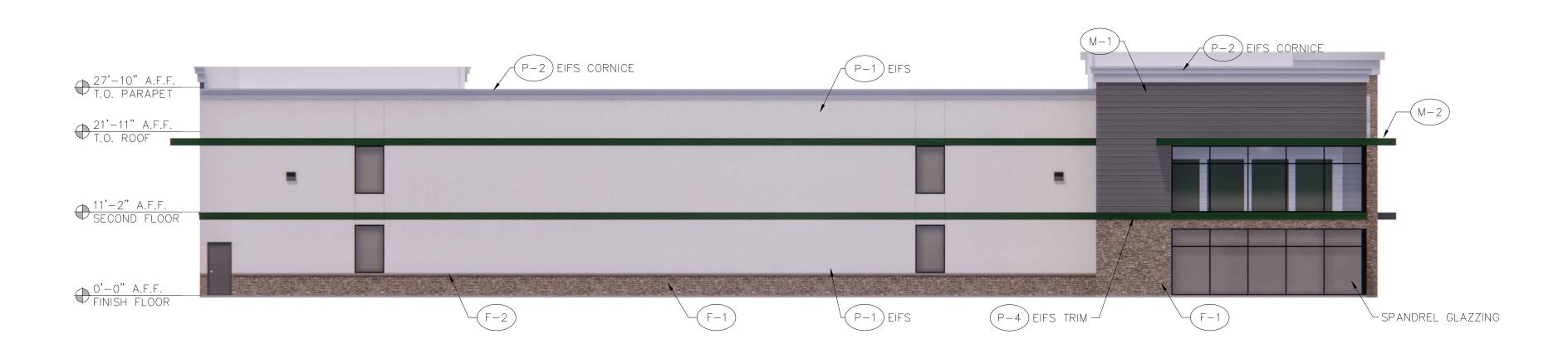
EXTERIOR ELEVATIONS

P-4 EIFS ACCENT BAND -P-2 EIFS CORNICE P-2 EIFS CORNICE 27'-10" A.F.F. T.O. PARAPET CLIMATE CONTROLLED P-1 EIFS F-2F-2P-4 EIFS TRIM P-1 EIFS P-4 EIFS TRIM

> MATERIAL CALCULATIONS: 1,512 SQ. FT. (19%) STONE VENEER (CYPRESS POINT): METAL PANEL (SLATE GRAY): 2,314 SQ. FT. (29%) E.I.F.S. (COTTON WHITE SW 7104): 499 SQ. FT. (6%) E.I.F.S. (PROSPER GREEN): 380 SQ. FT. (5%) E.I.F.S. (WHITE HERON SW 7627): 2,554 SQ. FT. (32%) STONE WATER TABLE: 35 SQ. FT. (1%) GLAZING (STORE FRONT) 752 SQ. FT. (9%) FACADE TOTAL: 8,046 SQ FT.

EXTERIOR ELEVATION- NORTH

SCALE: 3/32" = 1'-0"



EXTERIOR ELEVATION- WEST

MATERIAL CALCULATIONS: STONE VENEER (CYPRESS POINT): 426 SQ. FT. (9%) METAL PANEL (SLATE GRAY): 373 SQ. FT. (8%) E.I.F.S. (COTTON WHITE SW 7104): 244 SQ. FT. (5%) E.I.F.S. (PROSPER GREEN): 242 SQ. FT. (5%) E.I.F.S. (WHITE HERON SW 7627): 2,574 SQ. FT. (57%) STONE WATER TABLE: 37 SQ. FT. (1%) GLAZING (STORE FRONT) 576 SQ. FT. (13%) MISC. (DOORS) 21 SQ. FT. (1%) FACADE TOTAL: 4,493 SQ FT.

NUMBER TYPE

THIN STONE



PERSPECTIVE
NOT TO SCALE



AN STREET & PROSPER TRAIL ROSPER, TEXAS

A2.3



# DEVELOPMENT SERVICES DEPARTMENT

250 W. First Street Prosper, TX 75078 Phone: 972-346-3502

## **REPLY FORM**

## SUBJECT:

Zoning Case ZONE-23-0017: The Town of Prosper has received a request for a Planned Development to allow 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.

## **LOCATION OF SUBJECT PROPERTY:**

The property is located on the northwest corner of North Coleman Street and West Prosper Trail.

I OPPOSE the request as described in the notice of Public opposition.  I DO NOT OPPOSE the request as described in the notice	
COMMENTS (ATTACH ADDITIONAL SHEETS IF NECE	
We completely oppose sto	2 2 2
	nd. We spent the last 5
hears developing our backy	yard with the new and
Space - Not to mention &	the traffic and a whole
This will be extremely of	
Name (please print)	Vighature Julian
nomas fellows	CB 12017
Address Address	$\frac{12-11-2023}{\text{Date}}$
trosper TX 75078 City, State, and Zip Code	Cvon 0907@bellsouth.net E-mail Address
407-721-9618 Phone Number	



## **DEVELOPMENT SERVICES**

DEPARTMENT

250 W. First Street Prosper, TX 75078 Phone: 972-346-3502

## **REPLY FORM**

## SUBJECT:

Phone Number

Zoning Case ZONE-23-0017: The Town of Prosper has received a request for a Planned Development to allow 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 comer of North Coleman Street and West Prosper Trail.

## LOCATION OF SUBJECT PROPERTY:

The property is located on the northwest comer of North Coleman Street and West Prosper Trail.

I OPPOSE the request as described in the notice of Public Hearing. If in opposition, please provide a reason for

THE ZONING CHANGE WOULD HAVE RETAIL & PUBLIC

STORAGE FAR TOO CLOSE TO RESIDENTIAL HOMES.

I DO NOT OPPOSE the request as described in the notice of Public Hearing.

COMMENTS (ATTACH ADDITIONAL SHEETS IF NECESSARY):

WILL @ DECREASE THE VALUE O	OF THE HOMES RIGHT ACROSS THE
STREET (BY A LARGE SUM!) ASK THAT RIGHT ACROSS THE STR	LOURSELF IF YOU WOULD WAUT EET FROM YOUR HOME
JAMES WALTERS  Name (please print)	Signature
Address	$\frac{12-12-23}{\text{Date}}$
PROSPER TX 75078  City, State, and Zip Code	JIM NMICHELLE 2 @ GMAIL. COM E-mail Address
515-771-6367	