

**FILE NUMBER:** Z189-240(SO) **DATE FILED:** April 4, 2019

**LOCATION:** Generally bounded by Franklin Street on the west, the alley north of Kingston Street on the north, a line running north/south west of the alley west of Hampton Road on the east, and Brandon Street on the south, and containing approximately 10.37 acres

**COUNCIL DISTRICT:** 1 **MAPSCO:** 53M

**SIZE OF REQUEST:** Approx. 10.37 acres **CENSUS TRACT:** 0053.00

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**REQUEST:** A City Plan Commission authorized hearing to determine the proper zoning, uses, development standards, and other appropriate regulations on properties zoned MF-2(A) Multifamily District in Jimtown area generally bounded by Franklin Street on the west, the alley north of Kingston Street on the north, a line running north/south west of the alley west of Hampton Road on the east, and Brandon Street on the south.

**SUMMARY:** The purpose of this authorized hearing is to implement recommendations of the West Oak Cliff Area Plan (WOCAP), adopted by City Council on October 26, 2022, which calls for rezoning the existing MF-2(A) District to a Single-Family Residential District, allowing Accessory Dwelling Units (ADUs), and ensuring new residential construction is compatible with existing and future development.

**STAFF RECOMMENDATION:** Approval of a R-7.5(A) – Single Family District, an Accessory Dwelling Unit (ADU) Overlay and MF-1(A) – Multifamily District on a portion.

**BACKGROUND INFORMATION:**

- On April 4, 2019, City Plan Commission authorized a hearing to determine proper zoning for the area of request.
- Between November 2020 to October 2022, the Planning and Development (P&D) Department engaged the community in developing the West Oak Cliff Area Plan (WOCAP), which provided the long-range vision for land use and zoning for Jimtown, among other areas.
- On October 26, 2022, WOCAP was unanimously adopted by the City Council and became the impetus for prioritizing the rezoning of the authorized hearing area.
- On April 25, 2024, an initial community meeting, hosted by P&D staff and Councilmember Chad West, was held to gather input.
- Between April 26, 2024, and July 16, 2024, staff met with different stakeholders including other City departments, neighborhood association leaders, and businessowners, to discuss potential zoning and public realm enhancements as part of implementing the area plan.
- On July 16, 2024, city staff attended the Jimtown Neighborhood Association (NA) meeting to present the proposed zoning concept for downzoning the area to R-7.5(A) Single-Family Residential District. Following the formal presentation, residents conducted a walking tour of the neighborhood with staff, during which they outlined their concerns and provided site-specific context for the proposed changes.
- On July 30, 2024, a second community meeting was convened by the Planning & Development Department (P&D) to present the proposed zoning amendments and public realm enhancements. During the meeting, residents provided feedback, and a consensus was reached to proceed with the rezoning of a portion of the area to R-7.5(A) Single-Family Residential District and MF-1(A) Multifamily Residential District.
- This authorized hearing area predominately consists of single-family residences, with only two parcels designated for multifamily dwellings. Additionally, the authorized hearing area is situated in close proximity to established commercial areas along Clarendon and Hampton Road.
- The intent of the proposed zoning is to implement WOCAP's recommendation of creating that are compatible with the surrounding neighborhoods and support the implementation of traffic calming measures to make the district more pedestrian friendly.

### **History of Jimtown**

Jimtown started as a small farming community along the Santa Fe Railroad right of way. It was founded in the mid 1880's by two brothers, Jim Yeargan and Jim Bumpas, for who the neighborhood is named after. The brothers established the town along Jimtown Road, now Clarendon, and the town had a wagon yard, livery stable, a union church and a one-room school called Mount Ararat Singing School, a popular music school at the time that drew people from miles away. Jim Bumpass was a druggist (pharmacist) who opened a post office on the road to Duncanville, which was known at the time as Cedar Hill Road but is now Hampton Road. After becoming the postmaster of Jimtown in 1878, he built a drug store on the northeast corner of Hampton Road and Pike street in 1879. His brother Jim Yeargan came to the area in 1851 to join the Mount Ararat Singing School, which was popular with the French Colony settlers that still lived around the area. Jim Yeargan bought a farmland in the area which he later turned into his homestead where he got married in 1881. He opened a fruit store in the town.

In its early days, Jimtown was known for livestock. In 1913, residents voted 24-10 in favor of a town ordinance prohibiting cows from roaming the town. Jimtown was annexed into Dallas in 1915, about 12 years after Oak Cliff. In 1927, the city initiated a plan to extend Jimtown Road eastward from Edgefield to Hampton. Each homeowner along the roadway was required to yield 30-80 feet of their property for street expansion. With the expansion of the thoroughfare to Beckley and Ewing, the property owners near the highway petitioned the city in 1929 to change the name of Jimtown Road because they feared the bad reputation of the town could hurt their property values. In 1931 Jimtown Road between Ewing and Westmoreland was renamed Clarendon Drive, after the Town of Clarendon, an important trading post in Texas in the old cattle-driving days. For more Jimtown history, please visit

<https://dallaspioneer.org/jimtown/https://oakcliff.advocatemaq.com/2015/02/oak-cliff-history-how-jimtown-road-became-clarendon-drive/>

**Zoning History:**

There have been no zoning cases in the authorized hearing area in the last 5 years.

**Thoroughfares/Streets:**

<b>Thoroughfare/Street</b>	<b>Type</b>	<b>Existing/Proposed ROW</b>
Brandon Street	Local Street	40 feet
Emmett Street	Local Street	40 feet
Kingston Street	Local Street	40 feet

**Traffic:**

The Transportation Development Services Division of the Transportation and Public Works Department has reviewed the request and determined that it will not significantly impact the surrounding roadway systems.

**STAFF ANALYSIS:**

**Comprehensive Plan:**

The *forwardDallas! Comprehensive Plan* was adopted by the City Council in June 2006 and outlines several goals and policies which can serve as a framework for assisting in evaluating the appropriateness of this authorized hearing and staff recommendations. Staff's recommendation for a WMU-3 district is consistent with the goals and policies of the *forwardDallas! Comprehensive Plan*, particularly the ones marked with a dagger (†).

**LAND USE ELEMENT**

**GOAL 1.1** ALIGN LAND USE STRATEGIES WITH ECONOMIC DEVELOPMENT PRIORITIES

**Policy 1.1.5** Strengthen existing neighborhoods and promote neighborhoods' unique characteristics. †

**GOAL 1.3** PROVIDE EQUITABLE OPPORTUNITIES FOR DALLAS RESIDENTS

**Policy 1.3.1** Create housing opportunities throughout Dallas. †

**GOAL 1.4** COORDINATE PLANNING ACTIVITIES TO BALANCE TRANSPORTATION, LAND USE, INFRASTRUCTURE, AND THE ENVIRONMENT

**Policy 1.4.2** Develop a multi-modal transportation network. †

## **ECONOMIC ELEMENT**

### **GOAL 2.1 PROMOTE BALANCED GROWTH**

**Policy 2.1.1** Ensure that zoning is flexible enough to respond to changing economic conditions. †

### **GOAL 2.5 FOSTER A CITY OF GREAT NEIGHBORHOODS**

**Policy 2.5.1** Promote strong and distinctive neighborhoods to enhance Dallas' quality of life. †

**Policy 2.5.2** Ensure that existing and future residential areas are appropriately linked in order to enhance economic development and urban design benefits. †

## **TRANSPORTATION ELEMENT**

### **GOAL 4.2 PROMOTE A VARIETY OF TRANSPORTATION OPTIONS**

**Policy 4.2.2** Promote a network of on street and off-street walking and biking paths. †

## **URBAN DESIGN ELEMENT**

### **GOAL 5.1 PROMOTE A SENSE OF PLACE, SAFETY, AND WALKABILITY**

**Policy 5.1.1** Promote pedestrian friendly streetscapes. †

**Policy 5.1.2** Define urban character in Downtown and urban cores. †

**Policy 5.1.3** Encourage complementary building height, scale, design, and character. †

**Policy 5.1.4** Enhance visual enjoyment of public space. †

**GOAL 5.3 ESTABLISHING WALK-TO CONVENIENCE**

**Policy 5.3.1** Encourage a balance of land uses within walking distance of each other. †

**NEIGHBORHOOD PLUS**

**GOAL 4.3** Enhance neighborhood desirability by improving infrastructure, housing stock, recreation, and safety. †

**GOAL 5.1** Encourage a wider range of well-designed and affordable housing types as a response to emerging homeownership preferences. †

**GOAL 5.2** Encourage infill development and existing home improvements in target neighborhoods to attract and retain homeowners. †

**Area Plan:**

**The West Oak Cliff Area Plan (WOCAP)**

The West Oak Cliff Area Plan was unanimously adopted by the City Council on October 26, 2022. It provides a long-range vision for land use, urban design, transportation, mobility, infrastructure, open space, and community concerns around gentrification, displacement, and revitalization for several neighborhoods in west Oak Cliff, including Jimtown. WOCAP designates Jimtown as a neighborhood with a distinct single-family neighborhood character. Staff’s recommendation for a R-7.5(A), MF-1(A), and ADU Overlay district is consistent with WOCAP’s goals, objectives, and recommendations, especially the ones marked with an asterisk (\*) below:

**WOCAP Goals**

- Create walkable neighborhood centers that provide a variety of work, cultural, shopping, and living opportunities
- Encourage businesses that are compatible with surrounding neighborhoods
- Preserve historic buildings by encouraging renovation and reuse
- Protect existing single-family neighborhoods\*
- Improve transportation through better street design\*
- Retain current residents and attract new residents by encouraging new affordable housing choices\*

**WOCAP Objectives**

***I. Land Use and Development***

- a. Preserve and protect existing single-family neighborhoods. \*
- b. Promote transit-oriented development opportunities.
- c. Create walkable, neighborhood-scale, mixed-use centers.

- d. Preserve historic buildings and character through neighborhood-sensitive design. \*

**II. Transportation and Infrastructure**

- a. Prioritize new sidewalk construction and sidewalk repair to improve accessibility. \*
- b. Utilize urban design improvements, within the public right-of-way, to enhance placemaking and safety. \*
- c. Construct new multimodal improvements and bike lanes throughout West Oak Cliff.
- d. Evaluate traffic calming through street design enhancements.

**III. Park and Open Space**

- a) Create opportunities for smaller parks, plazas, and parklets in existing neighborhood nodes.
- b) Public school sites should be utilized as opportunities for public greenspace.
- c) Create new and enhance existing green linkages, utilizing city streets and right-of way wherever possible.
- d) Improve and enhance existing parks and green spaces.

**IV. Inclusive Community Development and Quality of Life**

- a. Ensure neighborhood affordability through strategic policies and programs. \*
- b. Support local, minority, immigrant, and women-owned small businesses. \*
- c. Promote local arts and culture through initiatives and dedicated space.
- d. Enhance safety through improved design of buildings and public realm. \*

**WOCAP Recommendations**

- Land Use and Development
  - Rezone the existing MF-2 zoning district in Jimtown to disallow multifamily development, permitting only single-family and accessory dwelling units. Explore urban design standards for new residential construction.
- Transportation and Infrastructure:
  - Enhance sidewalks at Franklin/Kingston and Franklin/Brandon for ADA compliance.
  - Pave unimproved alleys within specified blocks (bounded by Franklin, Emmett, Hampton, and Brandon/Kingston) for improved property access.

**Land Use:**

	<b>Zoning</b>	<b>Land Use</b>
<b>Site</b>	MF-2(A) Multifamily district 2	Single family residences, Multifamily uses
<b>North</b>	R-7.5(A) Single Family District; CR Community Retail District	Single family residences, Retail

<b>South</b>	R-7.5(A) Single Family District	Single family residences
<b>West</b>	R-7.5(A) Single Family District	Single family residences
<b>East</b>	CR Community Retail District; MU-1 Mixed use district 1	Vehicle display, sales, and service, office building, office, medical office, Single family residences.

**Land Use Compatibility:**

The area of request is a single-family community that is surrounded by other R-7.5(A) single-family districts. Of the 50 properties within the area, 48 are developed with single-family units. Two (2) are developed with multifamily units, four (4) units on each property. To the north, it abuts single-family residences and retail on a small portion. To the south, the area is bordered by single-family homes. To the east, the authorized hearing area is mostly surrounded by retail uses but also automotive uses and residential uses. To the west, it is bordered by single family residences. Just two blocks west. The table and chart below summarize land use within the authorized hearing area:

LAND USE	COUNT	Percent
Single-Family	48	96%
Multi-family	2	4%
<b>TOTAL</b>	<b>50</b>	<b>100.0%</b>

**Justification for a R-7.5(A) Single-Family Residential District, Accessory Dwelling Unit (ADU) Overlay, and a portion MF-1(A) Multifamily District 1.**

Staff recommends rezoning the area to R-7.5(A) Single-Family Residential District with an Accessory Dwelling Unit (ADU) Overlay, along with a portion designated as MF-1(A) Multifamily District 1. This recommendation is based on the fact that the current land use is predominantly single-family homes, making these zoning changes more appropriate for the area's existing character. The current MF-2(A) Multifamily District 2 zoning is mostly incompatible with the prevailing uses in the area, except for the Multifamily use that occupies two (2) lots. Furthermore, the City Council-adopted West Oak Cliff Area Plan (WOCAP) supports downzoning from multifamily to single-family residential zoning in this area. The plan also advocates for allowing accessory dwelling units (ADUs) by right, aligning with the proposed zoning changes.

**Land Use Comparison**

The following is a comparison table showing differences in permitted uses between existing and proposed zoning districts.



### Land Use Comparison Chart

<b>Existing: MF-2(A)</b>	<b>Staff's Recommendation: R-7.5(A)</b>	<b>Staff's Recommendation: MF-1(A)</b>
<u>Agricultural uses.</u> -- Crop production.	<u>Agricultural uses.</u> -- Crop production.	<u>Agricultural uses.</u> -- Crop production.
<u>Commercial and business service uses.</u> None permitted	<u>Commercial and business service uses.</u> None permitted	<u>Commercial and business service uses.</u> None permitted
<u>Industrial uses.</u> -- Gas drilling and production. [SUP] -- Temporary concrete or asphalt batching plant. [SUP]	<u>Industrial uses.</u> -- Gas drilling and production. [SUP] -- Temporary concrete or asphalt batching plant. [SUP]	<u>Industrial uses.</u> -- Gas drilling and production. [SUP] -- Temporary concrete or asphalt batching plant. [SUP]
<u>Institutional and community service uses.</u> -- Cemetery or mausoleum. [SUP] -- Child or adult care facility. -- Church. -- College, university, or seminary. [SUP] -- Community service center. [SUP] -- Convalescent and nursing homes, hospice care, and related institutions. [RAR] -- Convent or monastery. -- Foster home. -- Hospital. [SUP] -- Library, art gallery, or museum. [SUP] -- Public or private school. [SUP]	<u>Institutional and community service uses.</u> -- Cemetery or mausoleum. [SUP] -- Child-care facility. [See Section 51A-4.204(3)] -- Church. -- College, university, or seminary. [SUP] -- Community service center. [SUP] -- Convent or monastery. [SUP] -- Foster Home [SUP] -- Library, art gallery, or museum. [SUP] -- Public or private school [SUP]	<u>Institutional and community service uses.</u> -- Cemetery or mausoleum. [SUP] -- Child or adult care facility. -- Church. -- College, university, or seminary. [SUP] -- Community service center. [SUP] -- Convalescent and nursing homes, hospice care, and related institutions. [RAR] -- Convent or monastery. -- Foster home. -- Hospital. [SUP] -- Library, art gallery, or museum. [SUP] -- Public or private school. [SUP]
<u>Lodging uses.</u> -- Short-term rental lodging. -- Lodging or boarding house	<u>Lodging uses.</u> -- None permitted.	<u>Lodging uses.</u> -- Short-term rental lodging.
<u>Miscellaneous uses.</u> -- Carnival or circus (temporary). [By special authorization of the building official.]	<u>Miscellaneous uses.</u>	<u>Miscellaneous uses.</u> -- Carnival or circus (temporary). [By special

<p>-- Temporary construction or sales office.</p>	<p>-- Carnival or circus (temporary). [By special authorization of the building official.] -- Temporary construction or sales office.</p>	<p>authorization of the building official.] -- Temporary construction or sales office.</p>
<p><u>Office uses</u> None permitted</p>	<p><u>Office uses</u> None permitted</p>	<p><u>Office uses</u> None permitted</p>
<p><u>Recreation uses.</u> -- Country club with private membership. [RAR] -- Private recreation center, club, or area. [SUP] -- Public park, playground, or golf course.</p>	<p><u>Recreation uses.</u> -- Country club with private membership. [RAR] -- Private recreation center, club, or area. [SUP] -- Public park, playground, or golf course.</p>	<p><u>Recreation uses.</u> -- Country club with private membership. [RAR] -- Private recreation center, club, or area. [SUP] -- Public park, playground, or golf course.</p>
<p><u>Residential uses.</u> -- College dormitory, fraternity, or sorority house. -- Duplex. -- Group residential facility. [See Section 51A-4.209(3).] -- Handicapped group dwelling unit. [See Section 51A-4.209(3.1).] -- Multifamily. -- Residential Hotel -- Retirement housing. -- Single family.</p>	<p><u>Residential uses.</u> -- Handicapped group dwelling unit. [See Section 51A-4.209(3.1).] -- Single family.</p>	<p><u>Residential uses.</u> -- College dormitory, fraternity, or sorority house. -- Duplex. -- Group residential facility. [See Section 51A-4.209(3).] -- Handicapped group dwelling unit. [See Section 51A-4.209(3.1).] -- Multifamily. -- Retirement housing. -- Single family.</p>
<p><u>Retail use categories.</u> -- None permitted</p>	<p><u>Retail use categories.</u> -- None permitted</p>	<p><u>Retail use categories.</u> -- None permitted</p>
<p><u>Transportation uses.</u> -- Transit passenger shelter. -- Transit passenger station or transfer center. [SUP]</p>	<p><u>Transportation uses.</u> -- Private street or alley [SUP] -- Transit passenger shelter. [See Section 51A-4.211.] -- Transit passenger station or transfer center. [SUP]</p>	<p><u>Transportation uses.</u> -- Transit passenger shelter. -- Transit passenger station or transfer center. [SUP]</p>
<p><u>Utility and public service uses.</u> -- Electrical substation. [SUP] -- Local utilities. [SUP or RAR may be required. See Section 51A-4.212(4).] -- Police or fire station. [SUP] -- Radio, television, or microwave tower. [SUP] -- Tower/antenna for cellular communication. [See Section 51A-4.212(10.1).] -- Utility or government installation other than listed. [SUP]</p>	<p><u>Utility and public service uses.</u> -- Electrical substation. [SUP] -- Local utilities. [SUP or RAR may be required. See Section 51A-4.212(4).] -- Police or fire station. [SUP] -- Radio, television, or microwave tower. [SUP] -- Tower/antenna for cellular communication. [See Section 51A-4.212(10.1).] -- Utility or government installation other than listed. [SUP]</p>	<p><u>Utility and public service uses.</u> -- Electrical substation. [SUP] -- Local utilities. [SUP or RAR may be required. See Section 51A-4.212(4).] -- Police or fire station. [SUP] -- Radio, television, or microwave tower. [SUP] -- Tower/antenna for cellular communication. [See Section 51A-4.212(10.1).] -- Utility or government installation other than listed. [SUP]</p>

<u>Wholesale, distribution, and storage uses.</u> -- Recycling drop-off container. [See Section 51A-4.213 (11.2).] -- Recycling drop-off for special occasion collection. [See Section 51A-4.213 (11.3).]	<u>Wholesale, distribution, and storage uses.</u> -- Recycling drop-off container. [See Section 51A-4.213 (11.2).] -- Recycling drop-off for special occasion collection. [See Section 51A-4.213 (11.3).]	<u>Wholesale, distribution, and storage uses.</u> -- Recycling drop-off container. [See Section 51A-4.213 (11.2).] -- Recycling drop-off for special occasion collection. [See Section 51A-4.213 (11.3).]

**Development Standards**

The following is a comparison table of the development standards of the current MF-2(A) Multifamily District 2 and staff is recommended R-7.5(A) Single-Family Residential District. Blank cells indicate a requirement is not specified for that development standard.

<b>Standard</b>	<b>Existing: MF-2(A)</b>	<b>Staff Recommendation: R-7.5(A)</b>	<b>Staff Recommendation: MF-1(A)</b>
Front setback	15' min	25' min	15' min
Side setback	0' – for single family structures 5' for duplex structures 10' for other permitted structures	5' – for single family structures 10' for other permitted structures	0' – for single family structures 5' for duplex structures 10' for other permitted structures
Rear Setback	0' - for single family structures 10' – for duplex structures 15' for other permitted structures	5' – for single family structures 15' for other permitted structures	0' - for single family structures 10' – for duplex structures 15' for other permitted structures
Density	None	None	None
Height	36' max <sup>1</sup> .Any portion of structure over 26 feet may not be located above a Residential Proximity Slope (RPS)	30' max	36' max <sup>1</sup> .Any portion of structure over 26 feet may not be located above a Residential

Standard	Existing: MF-2(A)	Staff Recommendation: R-7.5(A)	Staff Recommendation: MF-1(A)
			Proximity Slope (RPS)
Story height	No maximum number of stories	No maximum number of stories	No maximum number of stories
Lot coverage	60% maximum lot coverage for residential structures 50% for nonresidential structures 1. Above ground parking structures are included 2. Surface parking lots and underground parking structures are not	45% maximum lot coverage for residential structures 25% for nonresidential structures 1. Above ground parking structures and Surface parking lots and underground parking structures are not included in lot coverage calculations	60% maximum lot coverage for residential structures 25% for nonresidential structures 1. Above ground parking structures are included 2. Surface parking lots and underground parking structures are not
Lot size	1000sf – Single Family uses 3,000sf – Duplex uses Multifamily: 800sf – No separate bedroom 1000sf – One bedroom 1200sf – Two bedroom 150sf – More than two bedrooms (add this amount for each bedroom over two)	7500sf	3000sf – Single Family uses 3,000sf – Duplex uses Multifamily: 1000sf – No separate bedroom 1400sf – One bedroom 1800sf – Two bedroom 200sf – More than two bedrooms (add this amount for each bedroom over two)
Landscaping	Article X	Article X	Article X

### **Parking**

Pursuant to the Dallas Development Code, the off-street parking requirement for single family uses in an R-7.5(A) District is one (1) space per unit. The off-street parking requirement for multifamily uses in the MF-1(A) District is one (1) space per bedroom with a minimum of one (1) space per dwelling unit. An additional one-quarter (0.25) space per dwelling unit must be provided for guest parking if the required parking is restricted to resident parking only.

### **Landscaping and Open Space**

Landscaping must be provided in accordance with the landscaping requirements in Article X, as amended.

### **Market Value Analysis:**

[Market Value Analysis \(MVA\)](#), is a tool to help residents and policymakers in understanding the elements of their local residential real estate markets. It is an objective, data-driven tool built on local administrative data and validated with local experts. The analysis was first prepared for the City of Dallas by The Reinvestment Fund in 2018. A new analysis was conducted in 2023 to update the MVA information on current housing market and support sustainable growth in stronger market conditions Dallas neighborhoods.

Public officials and private actors can use the MVA to target intervention strategies more precisely in weak housing markets and support sustainable growth in stronger markets. The MVA identifies nine market types (A through I) on a spectrum of residential market strength or weakness. As illustrated in the attached MVA map, the colors range from purple representing the strongest markets (A through C) to orange, representing the weakest markets (G through I). The Jimtown authorized hearing area is a residential district that falls entirely into the “H” MVA cluster. Overall, the housing market within the authorized hearing area is not as strong as some of the surrounding areas.

### **Accessory Dwelling Unit Overlay:**

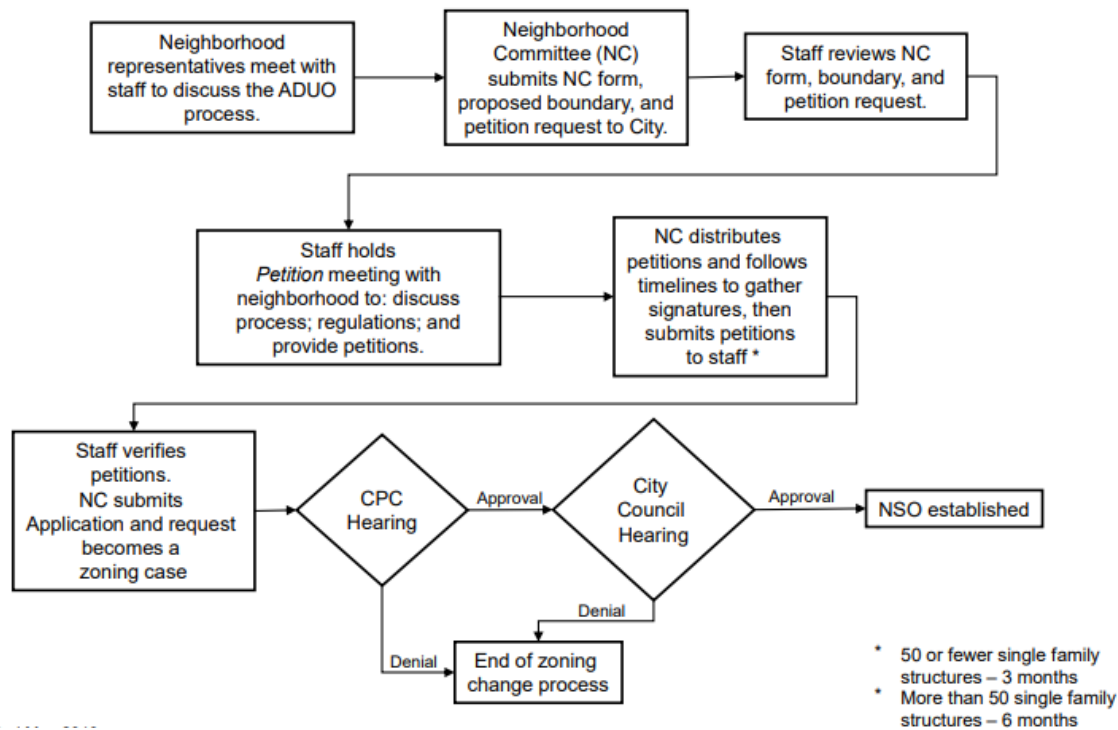
An accessory dwelling unit (ADU) is a smaller, independent residential dwelling unit located on the same lot as a stand-alone (i.e., detached) single-family home. ADUs go by many different names including secondary suites or granny flats. ADUs can be converted portions of existing homes (i.e., internal ADUs), additions to new or existing homes (i.e., attached ADUs), or new stand-alone accessory structures or converted portions of existing stand-alone accessory structures (i.e., detached ADUs). They are not allowed to be built by right in most single-family residential districts in Dallas. The City of Dallas has two options for allowing ADUs to be built and/or rented in a single-family neighborhood. Both options have very specific regulations and require action by the City before an ADU can be built.

#### **1. Accessory Dwelling Unit Overlay (ADUO): Ordinance**

This is a neighborhood driven process where property owners in a neighborhood come together to apply to the City to create an overlay that would allow ADUs to be built in their neighborhood by right. This process normally involves the following steps:

- Neighborhood committee consisting of at least 10 property owners within the proposed overlay area forms and provides to the Planning and Development Department a list of Committee members, boundary map, and plat of the neighborhood or area of request.
- City staff conduct a neighborhood meeting, with notices sent to all property owners within the area of request and generate the petitions necessary for signature.
- Neighborhood committee is responsible for gathering the signatures and submitting the petitions to the city for verification.
- Petitions must be signed by more than 50% of the property owners within the area of request and verified by staff in order for an application for an overlay to be considered.
- Once an application has been submitted to the Planning and Development department, the request for an overlay is scheduled for City Plan Commission (CPC) consideration at a public hearing.
- If approval is recommended at CPC, the ADU Overlay is scheduled for City Council consideration at a public hearing.
- If the City Council approves, an Accessory Dwelling Unit Overlay is placed over the neighborhood and property owners can then submit necessary plans and documents to Building Inspection for permits to build an ADU.

### City of Dallas Accessory Dwelling Unit Overlay (ADUO) Request Process



2. Board of Adjustment process: Ordinance

Under this process, a property owner files an application with the Board of Adjustment (if applicable for their property) requesting a special exception to allow an additional dwelling unit to be built and/or rented. The application is submitted to the Building Inspection Division in the Planning and Development department. The applicant has to pay an application filing fee for an ADU exception. The Board administrator schedules the case and notifies the applicant by mail of the hearing date, time, and location. The applicant, or the applicant's representative, is encouraged to attend both the BDA briefing and the hearing. The applicant has the burden of proof to establish the necessary facts to warrant favorable action by the Board.

The BDA hears and decides special exception request for an ADU expressly provided for in the zoning ordinance. Generally, the Board may grant a special exception when, in the opinion of the board, the special exception will not adversely affect neighboring properties. The Board does not consider how the appeal may benefit the applicant and no case sets a precedent. BDA Regulations grants special exception to allow an accessory dwelling unit as a rental accommodation. If granted, the subject property must be deed restricted to require owner occupancy on the premises. The Board may determine if an additional parking space is required and the owner must register the rental property with the Single-Family Rental Registration Program of the City annually.

**STAFF RECOMMENDATION**

The Jimtown Neighborhood authorized hearing area covers a small 10.7-acre area generally bounded by Clarendon, Hampton, Brandon, and Franklin. This area is home to 50 residential properties currently zoned entirely multifamily MF-2(A) district. Currently, the area is comprised of 48 single-family houses and two multifamily properties, each having a quadplex. The single-family homes were largely constructed in the 1920's, and the multifamily was constructed in 1984. The Jimtown authorized hearing area has a distinct single-family neighborhood character that is loved by its residents and is desired to be preserved. As previously stated, the MF-2(A) zoning directly conflicts with the predominant land use of the area. The MF-2(A) zoning currently permits the single-family uses, but also allows for additional residential uses such as duplexes, quadplexes, townhomes, and multifamily. Additionally, it allows for development up to 36 feet in height, although residential proximity slope applies for any structure that is over 26 feet.

Many residents in Jimtown neighborhood expressed to City staff their desire for the zoning within the authorized hearing area to be changed to single-family residential district similar to what much of the greater Jimtown neighborhood is zoned. That said, there are some residents who see value in allowing a variety of housing options and density in this area, particularly due to its proximity to the major commercial corridor along Hampton Road. They made a case for preserving the existing affordable housing and

exploring alternative ways to provide more affordable units in the area in order to prevent displacement of long-term neighborhood residents. They particularly pointed out the need to preserve existing apartment units in the authorized hearing area and exploring ways to allow Accessory Dwelling Units to be built by-right in the neighborhood. It should also be noted that there are some single-family homes who have taken advantage of the current zoning and have accessory dwelling units on their property.

Given this context, staff concludes that the best course of action for the area is to allow for some additional residential uses besides single-family housing, but with stricter guidelines to safeguard the single-family character of the neighborhood. Accessory dwelling units permitted be allowed by-right to provide additional flexibility in housing options. The authorized hearing area is currently zoned a MF-2(A) Multifamily District 2, but staff is recommending all properties that currently have single-family residences be rezoned to R-7.5(A) – Single Family District. An Accessory Dwelling Unit (ADU) Overlay is recommended for the portion of the area that is down-zoned single-family residential district. and MF-1(A) – Multifamily District on a portion, which is compatible with WOCAP's goal of protecting existing single-family neighborhoods and retain current residents and attract new residents by encouraging new and affordable housing choices.

Staff has reviewed certificates of occupancy (CO) for all uses in the area and confirmed that none will become non-conforming as a result of the zoning change. Therefore, there was no HB 929 non-conforming notification required. However, should any use become non-conforming as a result of this zoning change, it will be protected by non-conformity rights to continue operating.

The placement of an ADU Overlay on this area of request removes the need for a neighborhood petition process to allow ADUs to be built in their area or the property owner having to file an application with the Board of Adjustment requesting a special exception to allow an additional dwelling unit to be built and/or rented on their property. However, the property owner will still have to obtain building permit for the ADU structure and meet all ADU requirements and regulations including:

- Maximum floor area is 700 sq. ft. or 25% of main structure, whichever is greater
- A minimum floor area is 200 sq. ft.
- If detached and cannot be located in front of the main structure
- The maximum height of structure containing the ADU cannot exceed the height of the main dwelling unit
- An ADU cannot be sold separately from main dwelling unit
- Additional electrical utility service allowed on a lot with an ADU
- Owner occupancy is required either in the primary dwelling unit or the ADU; the non-owner-occupied unit on the lot must be registered with the Single-Family Rental Registration Program of the City annually if rented
- At least one off-street parking space is required for the ADU except when the ADU is located within 1,200 feet of a DART bus or transit stop

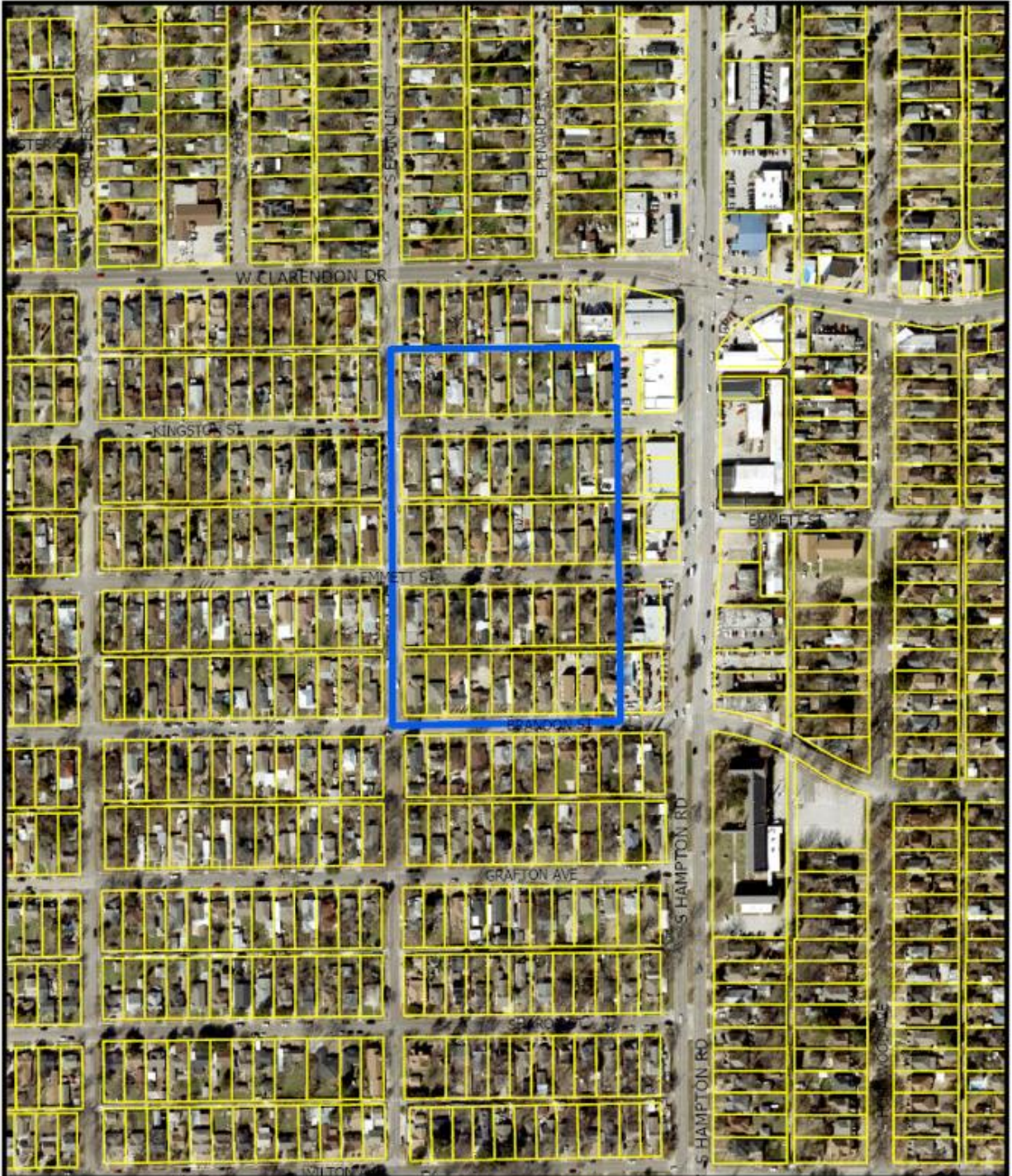



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- ADU may be attached or detached; If located over a detached garage, the maximum height is the maximum height allowed in that zoning district
- If the ADU is over 15 feet high, the side and rear yard setbacks are the setbacks of the zoning district; if less than 15 feet height and located in rear 30% of the lot the side and rear setback is 3 feet

## **MAPS**

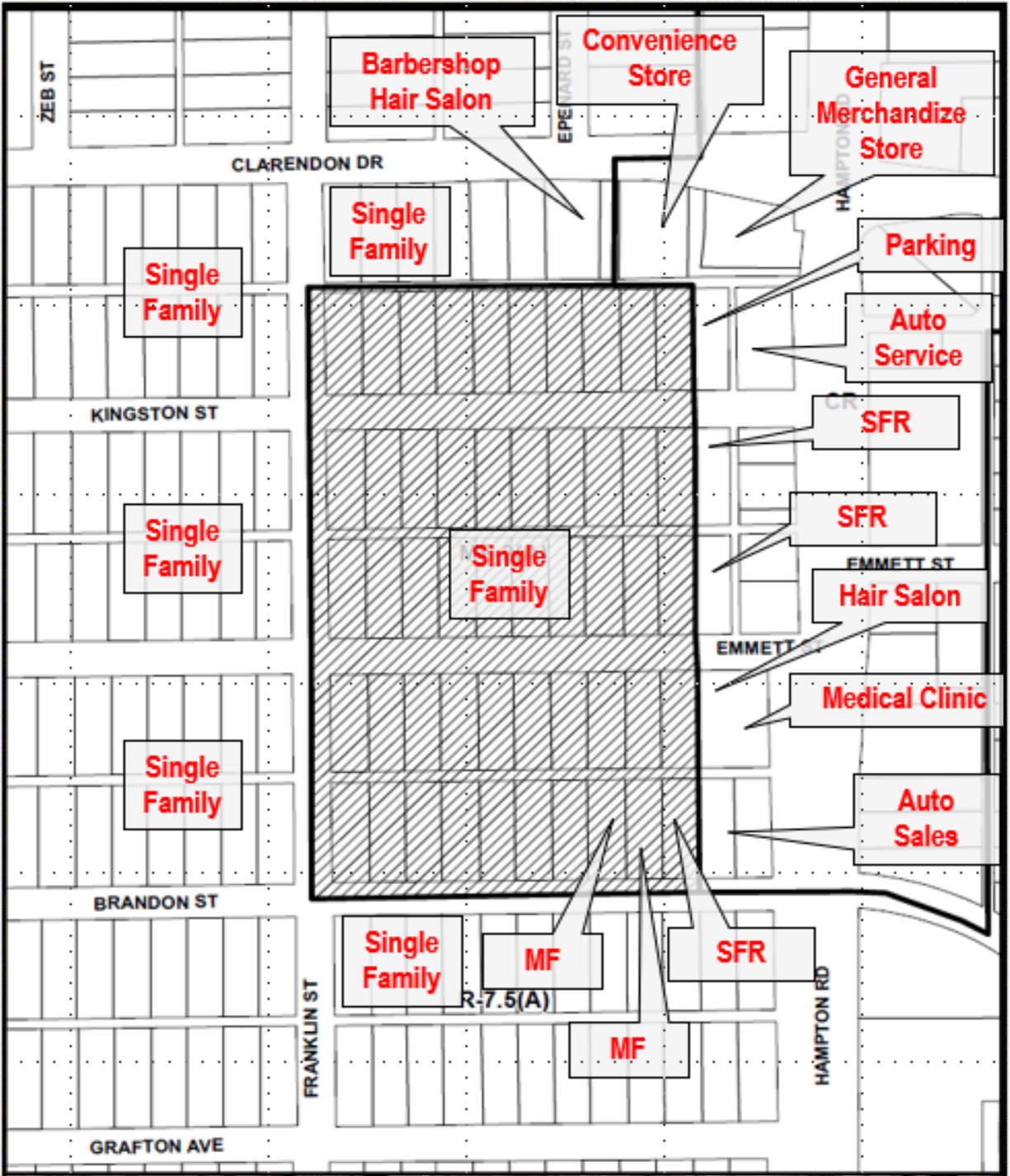




 1:3,600	<h1>AERIAL MAP</h1>	Case no: <u>          Z189-240          </u> Date: <u>          11/07/2024          </u>
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 1:3,600	<b>ZONING AND LAND USE</b>	Case no: <u>    Z189-240    </u> Date: <u>    11/07/2024    </u>
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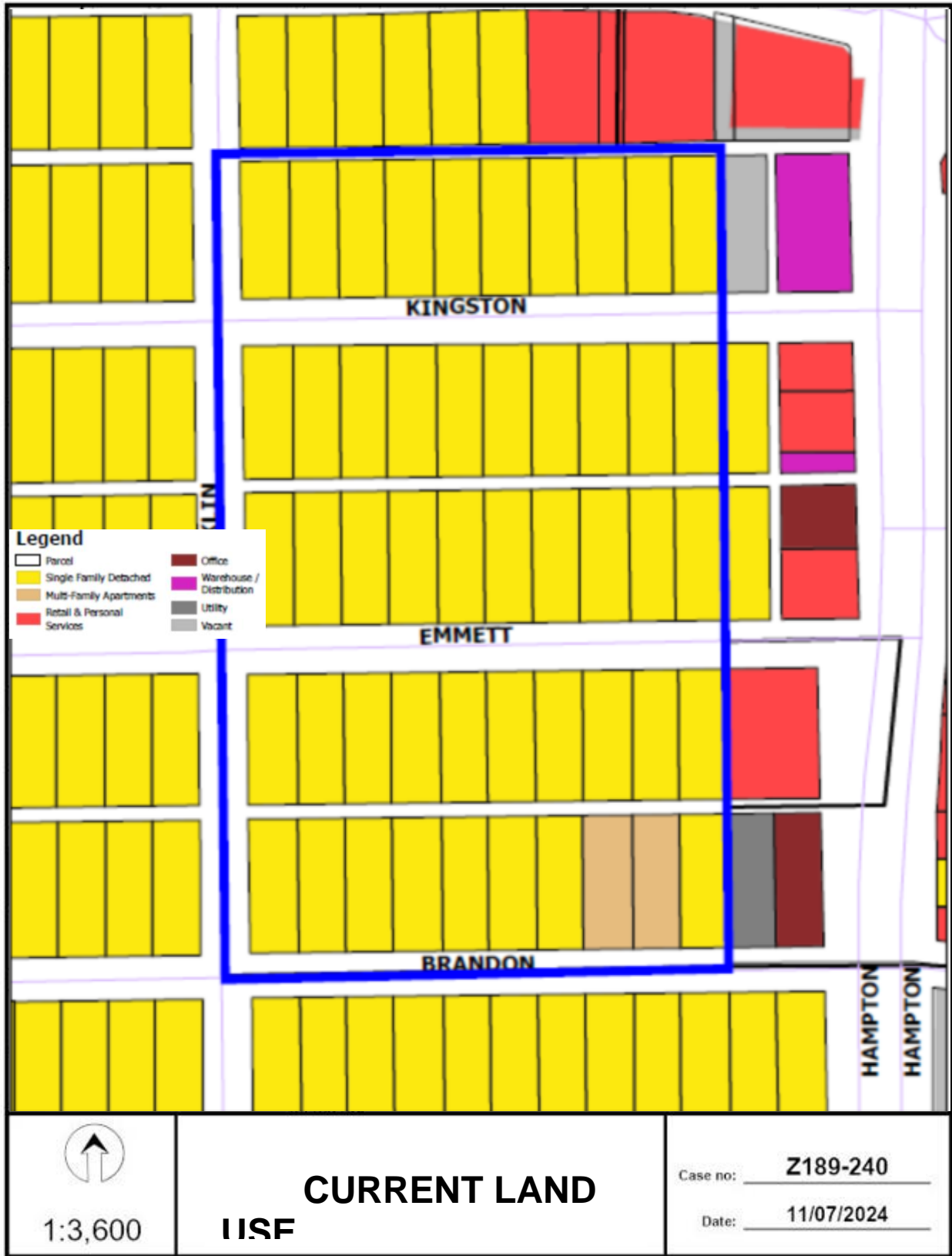
 1:3,600	<h2>Surrounding Land Use</h2>	Case no: <u>Z189-240</u> Date: <u>11/07/2024</u>
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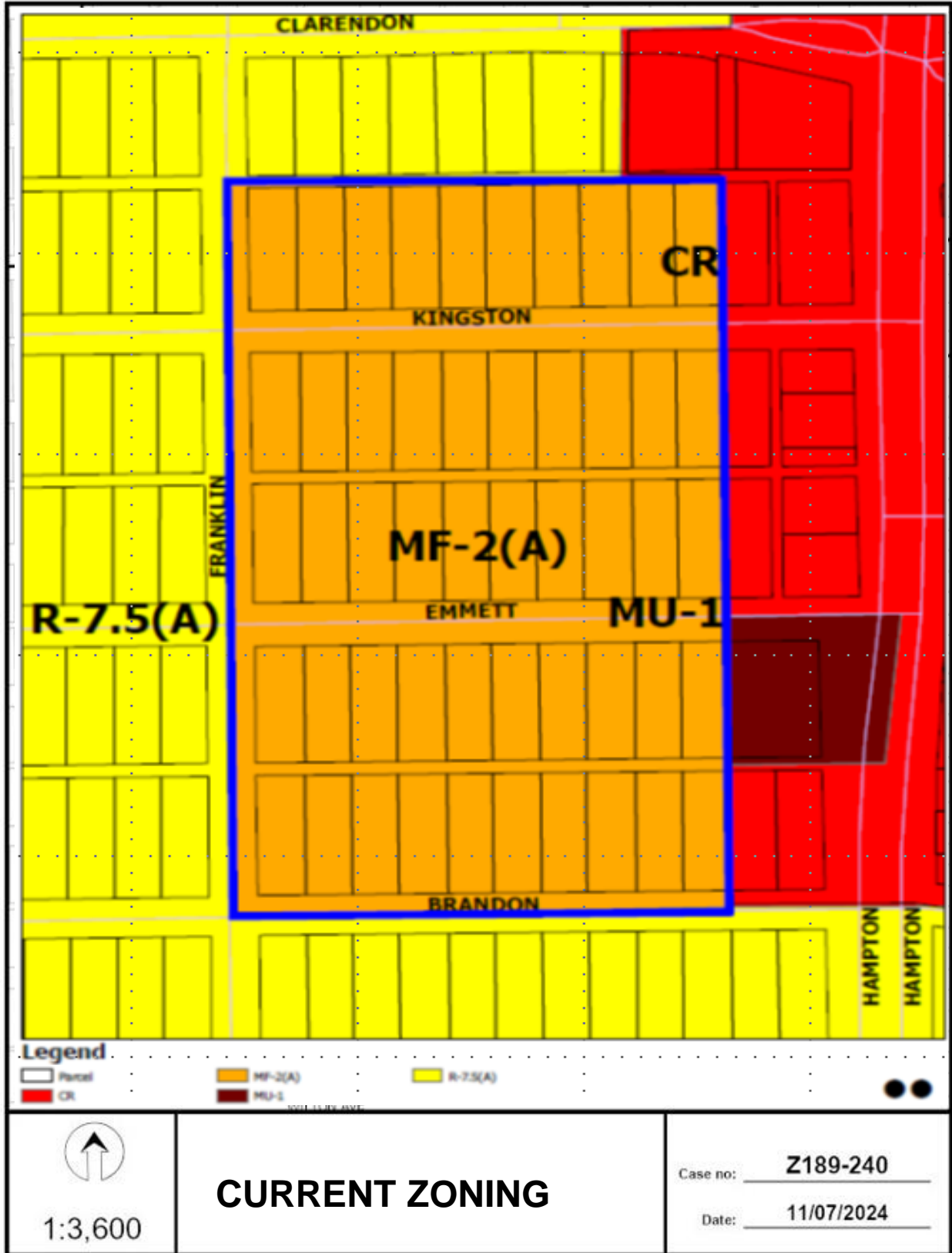


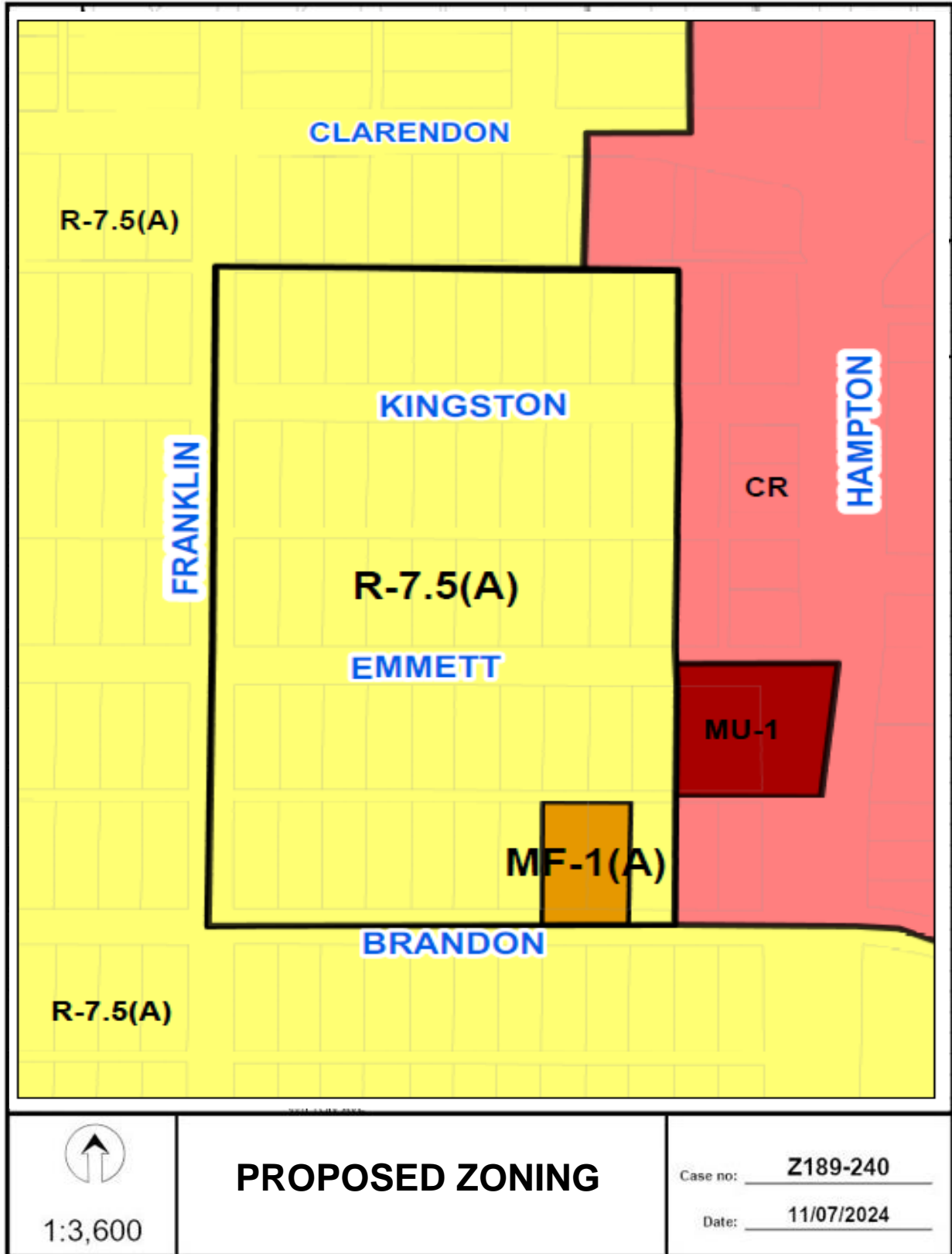


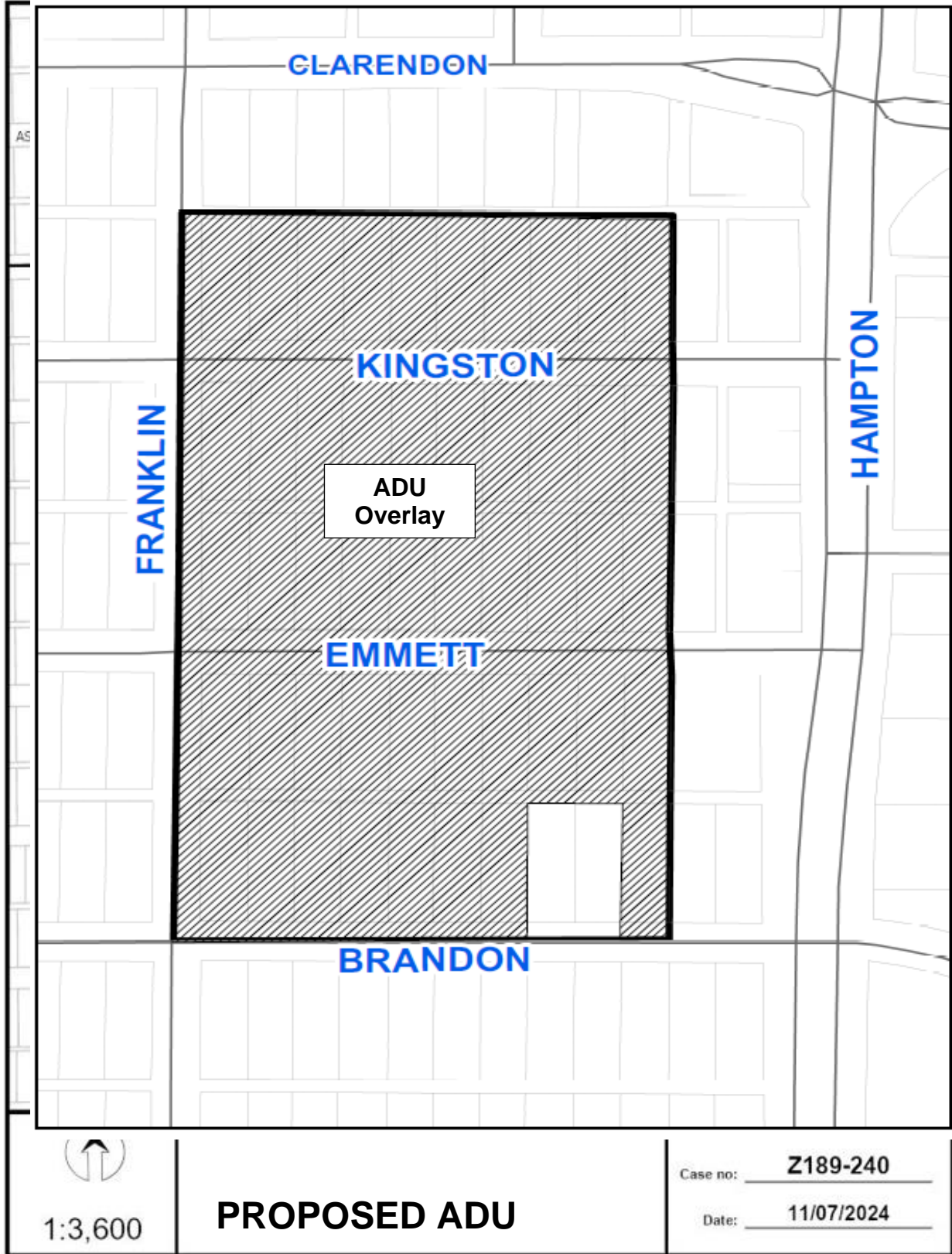


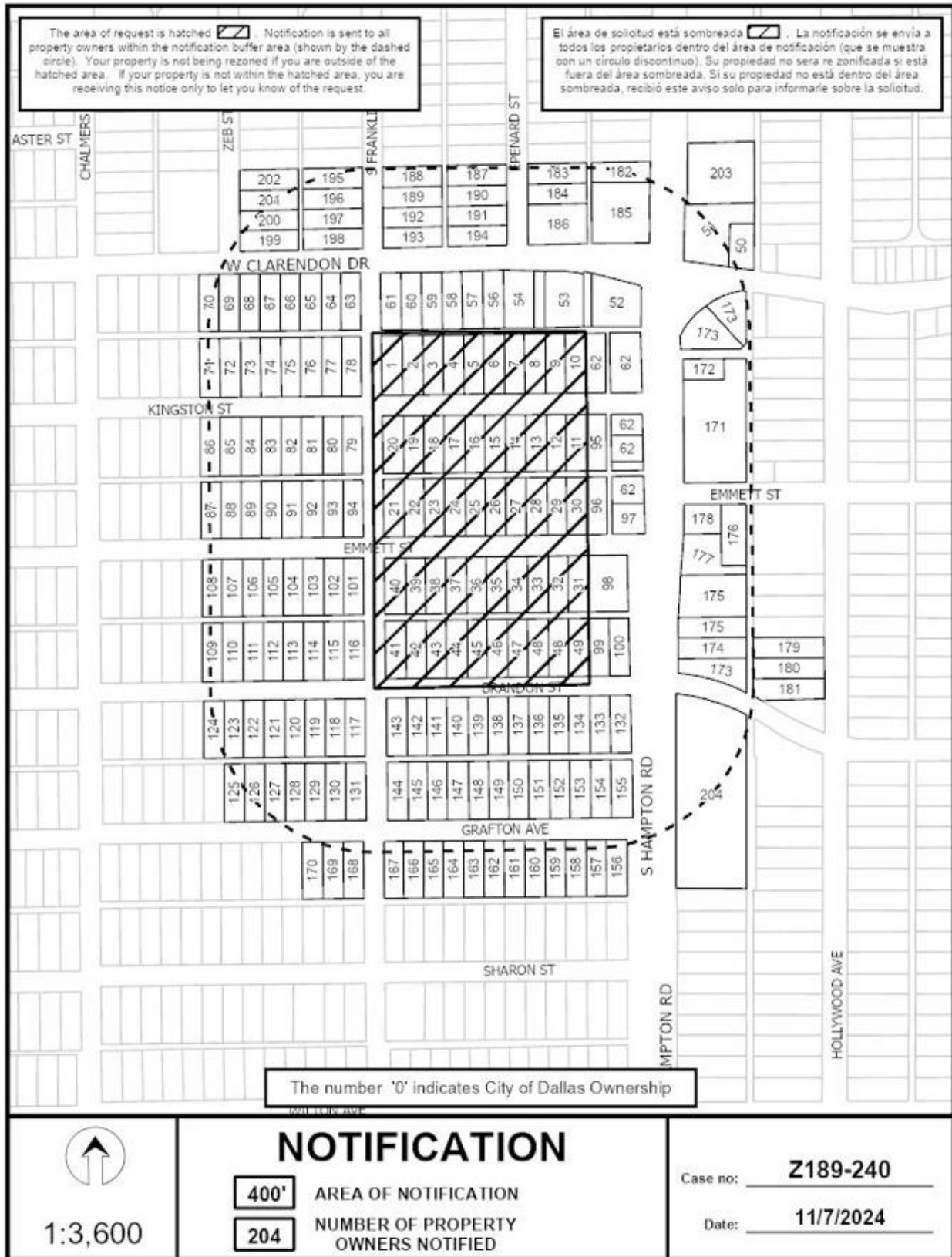












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***Notification List of Property Owners******Z189-240******204 Property Owners Notified***

<b><i>Label #</i></b>	<b><i>Address</i></b>	<b><i>Owner</i></b>
1	2451 KINGSTON ST	JUAN DOMINGUEZ & ROSA L
2	2447 KINGSTON ST	DOMINGUEZ LUCIO &
3	2443 KINGSTON ST	RAMIREZ JOSE J ETAL
4	2439 KINGSTON ST	HARRIS JOSH & AMBER L
5	2435 KINGSTON ST	BARRERA PAULA
6	2431 KINGSTON ST	ER REALTY HOLDINGS INC
7	2427 KINGSTON ST	VENEGAS MIGUEL
8	2423 KINGSTON ST	BONILLA LUIS &
9	2419 KINGSTON ST	REYES JENIFER ALEXIS CRUZ
10	2415 KINGSTON ST	CASTILLO FIDEL & MARIA
11	2414 KINGSTON ST	CASTRO ROSALIO
12	2418 KINGSTON ST	MERCADO LUIS A
13	2422 KINGSTON ST	ESCARENO JUANA EST OF
14	2426 KINGSTON ST	DUNLAP JOHN WESLEY
15	2430 KINGSTON ST	RH OAK LAWN LLC
16	2434 KINGSTON ST	LOPEZ JOE LUIS & MERCEDES
17	2438 KINGSTON ST	JIMENEZ ANSELMO
18	2442 KINGSTON ST	GUTIERREZ JOSE MARIA
19	2446 KINGSTON ST	MIRELES JESSICA
20	2450 KINGSTON ST	CATECHUMENIUM OF OUR LADY OF
21	2451 EMMETT ST	VILLARREAL ARMANDINA &
22	2447 EMMETT ST	ALVARADO ALBERTO & MARIA
23	2443 EMMETT ST	MARTINEZ BERTHA GLADIS
24	2439 EMMETT ST	SALINAS JELASIO
25	2435 EMMETT ST	MCEWIN DOYLE WAYNE
26	2431 EMMETT ST	ROMO TRINIDAD VICTOR

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<i>Label #</i>	<i>Address</i>	<i>Owner</i>
27	2427 EMMETT ST	DUNAWAY DALLAS &
28	2423 EMMETT ST	HERNANDEZ TERESA A
29	2419 EMMETT ST	VILLARREAL MARTIN &
30	2415 EMMETT ST	DOMINGUEZ JUAN P
31	2414 EMMETT ST	MHOUSE SOLUTIONS LLC
32	2418 EMMETT ST	ULLOA MARY MEDINA &
33	2422 EMMETT ST	RAMIREZ JOSHUA
34	2426 EMMETT ST	GAYTON NELDA M
35	2430 EMMETT ST	RIOS AURELIO &
36	2434 EMMETT ST	SHTONDA BORIS B
37	2438 EMMETT ST	DAVILA KARINA ALEXANDRA
38	2442 EMMETT ST	LEE JAMES D JR
39	2446 EMMETT ST	SLEDGE DANIEL
40	2450 EMMETT ST	Taxpayer at
41	2451 BRANDON ST	CONDE RICHARD & MARIA
42	2447 BRANDON ST	PALOMINO IRENE G
43	2443 BRANDON ST	HERNANDEZ REMIGIO &
44	2439 BRANDON ST	DELAROSA ENRIQUE &
45	2435 BRANDON ST	ZARAGOZA NARCISA G LIV TR
46	2431 BRANDON ST	CORTEZ GREGORIO
47	2427 BRANDON ST	BARRAGAN MARIA DEL R &
48	2423 BRANDON ST	JJW PROPERTIES LLC
49	2415 BRANDON ST	SOLORZANO OSCAR
50	2315 W CLARENDON DR	ARLENES INC
51	1022 S HAMPTON RD	SANTOS FERNANDO &
52	2414 W CLARENDON DR	MARTINEZ FERNANDO &
53	2418 W CLARENDON DR	TEXAS POLK INC
54	2422 W CLARENDON DR	VEGA MARCUS
55	2420 W CLARENDON DR	915 & 917 LLC
56	2430 W CLARENDON DR	SORIA MANUEL EST OF
57	2434 W CLARENDON DR	GUTIERREZ JULIA V

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<i>Label #</i>	<i>Address</i>	<i>Owner</i>
58	2438 W CLARENDON DR	BRADY MARIA
59	2442 W CLARENDON DR	RCV CONTRACTORS LLC
60	2446 W CLARENDON DR	MENDOZA EVARISTO
61	2450 W CLARENDON DR	JONES ELIZABETH LEE
62	2411 KINGSTON ST	MEYER WILLIAM E PROP LLC
63	2502 W CLARENDON DR	MARTINEZ ADOLFO & MARIA
64	2506 W CLARENDON DR	CARBALLO ANGEL
65	2510 W CLARENDON DR	COUCH KEDRIC & PATRICIA LIVING
66	2514 W CLARENDON DR	CASTRO YOLANDA
67	2518 W CLARENDON DR	Taxpayer at
68	2522 W CLARENDON DR	S & R SMART INVESTMENT LLC
69	2526 W CLARENDON DR	FLORES IRMA GONZALES
70	2530 W CLARENDON DR	SOTO JOSE L &
71	2531 KINGSTON ST	CHARLES ENRIQUE & EVELIA
72	2527 KINGSTON ST	HERNANDEZ AURELIO &
73	2523 KINGSTON ST	GRACIA EDITH
74	2519 KINGSTON ST	VELASQUEZ RICHARD
75	2515 KINGSTON ST	ARMENDARIZ JOSE M &
76	2511 KINGSTON ST	PARKER JILLIAN
77	2507 KINGSTON ST	CASTILLO JOSE
78	2503 KINGSTON ST	VELIZ JAIME & JUANITA E
79	2502 KINGSTON ST	TRANG ANH
80	2506 KINGSTON ST	SALAZAR PAULA
81	2510 KINGSTON ST	LEIJA SERGIO
82	2514 KINGSTON ST	HERNANDEZ MARIA
83	2518 KINGSTON ST	LANG DENNIS A JR
84	2522 KINGSTON ST	LAURO ANTHONY L
85	2526 KINGSTON ST	SALMERON DAVID
86	2530 KINGSTON ST	HARVEY MARTIN JONATHAN TAYLOR &
87	2531 EMMETT ST	JIMENEZ JUAN MANUEL
88	2527 EMMETT ST	SORIA JESUS & PATRICIA HERRERA



11/07/2024

<i>Label #</i>	<i>Address</i>	<i>Owner</i>
89	2523 EMMETT ST	DELACERDA RICARDO
90	2519 EMMETT ST	GARCIA JESUS G & IRENE
91	2515 EMMETT ST	Taxpayer at
92	2511 EMMETT ST	GONZALEZ NORMA
93	2507 EMMETT ST	BARRERA JANIE
94	2503 EMMETT ST	VILLARREAL DORA ELIA
95	2410 KINGSTON ST	ZARRAGA ANTONIO C
96	2411 EMMETT ST	RIVERA MELISSA Z
97	1153 S HAMPTON RD	LOERA HUGO
98	2406 EMMETT ST	HAMPTON PLACE INVESTMENTS LLC
99	2411 BRANDON ST	GONZALEZ GUSTAVO
100	2407 BRANDON ST	GONZALEZ GUSTAVO
101	2502 EMMETT ST	MORALES JOSE LUIS
102	2506 EMMETT ST	DELAFUENTE JEREMY GABRIEL &
103	2510 EMMETT ST	JIMENEZ JOHN
104	2514 EMMETT ST	GONZALEZ CARLOS & MARIA
105	2518 EMMETT ST	VEGA RAMON MANCILLA &
106	2522 EMMETT ST	REGALADO ROBERT
107	2526 EMMETT ST	LARA JOSE DEJESUS &
108	2530 EMMETT ST	GUERRERO MARIA ALBERTA LARA &
109	2531 BRANDON ST	ARMENDARIZ EMA
110	2527 BRANDON ST	MAR MAR INVESTMENTS LLC
111	2523 BRANDON ST	LUNASCASTELLANOS SALVADOR
112	2519 BRANDON ST	Taxpayer at
113	2515 BRANDON ST	WAGNER FAMILY TRUST THE
114	2511 BRANDON ST	SALMERON ADOLPH JR
115	2507 BRANDON ST	SABEDRA THOMAS
116	2503 BRANDON ST	GOMEZ ISIDRO &
117	2502 BRANDON ST	MENDIOLA JOSE &
118	2506 BRANDON ST	WAGNER FAMILY TRUST THE
119	2510 BRANDON ST	HALL ANGELINA

11/07/2024

<i>Label #</i>	<i>Address</i>	<i>Owner</i>
120	2514 BRANDON ST	BARRON RUDOLPH G EST OF
121	2518 BRANDON ST	VILLAGOMEZ RENE SONTOMO
122	2522 BRANDON ST	PAZ GENARO
123	2526 BRANDON ST	VILLA JOSE LUIS
124	2530 BRANDON ST	SANDOVAL MARTIN PEREZ &
125	2527 GRAFTON AVE	JAM PROPERTIES
126	2523 GRAFTON AVE	GOMEZ LIONSO & YOLANDA
127	2519 GRAFTON AVE	MARTINEZ JOSE FELIPE &
128	2515 GRAFTON AVE	LARA HUMBERTO & BELEN
129	2511 GRAFTON AVE	LOPEZ ELISEO EST OF
130	2507 GRAFTON AVE	CALDERON DAVID MARITNEZ &
131	2503 GRAFTON AVE	SNOOK DONOVAN PARKER
132	2406 BRANDON ST	MEJIA ORLANDO VAZQUEZ &
133	2410 BRANDON ST	HERNANDEZ JESUS SILBESTER
134	2414 BRANDON ST	PORTER JESSE
135	2418 BRANDON ST	CASTILLO JOSE M & MYRNA
136	2422 BRANDON ST	VSP DALLAS LLC
137	2426 BRANDON ST	ARNOLD KAYLA NOEL
138	2430 BRANDON ST	BLANCO AGAPITO & MARIA D
139	2434 BRANDON ST	Taxpayer at
140	2438 BRANDON ST	RUIZ RODRIGO M
141	2442 BRANDON ST	MEDRANO GRACIELA
142	2446 BRANDON ST	RICHARD ALBERT JR
143	2450 BRANDON ST	TREVISIO MARIA ELENA
144	2451 GRAFTON AVE	ZARRELLA NANCY CHATMAS
145	2447 GRAFTON AVE	SALAZAR MARGARITO L &
146	2443 GRAFTON AVE	SALINAS VIRJILIO &
147	2439 GRAFTON AVE	GUTIERREZ ANA BELLA OCHOA
148	2435 GRAFTON AVE	CALVIN TYLER L
149	2431 GRAFTON AVE	LARA ROXANNA E
150	2427 GRAFTON AVE	FURR JAN DEGAUGH

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<i>Label #</i>	<i>Address</i>	<i>Owner</i>
151	2423 GRAFTON AVE	CARRANZA JOSE P JR &
152	2419 GRAFTON AVE	GARCIA MARY
153	2415 GRAFTON AVE	JIMINEZ SALVADOR
154	2411 GRAFTON AVE	RUIZ JUAN C JR &
155	2407 GRAFTON AVE	BURGOS NANCY SARABIA
156	2406 GRAFTON AVE	UYOA JOEL
157	2410 GRAFTON AVE	TORRES ROSA MORENO
158	2414 GRAFTON AVE	HERRERA VIRGILIO &
159	2418 GRAFTON AVE	MT&A HOLDINGS LLC
160	2422 GRAFTON AVE	LOPEZ LEO & CYNTHIA MUNOZ
161	2426 GRAFTON AVE	FUENTES LEONARDO &
162	2430 GRAFTON AVE	OLIVAREZ ANTONIO EST &
163	2434 GRAFTON AVE	ALVAREZ GUADALUPE
164	2438 GRAFTON AVE	MARTINEZ ESMERALDS
165	2442 GRAFTON AVE	ENRIQUEZ OSCAR & ANA LILIA
166	2446 GRAFTON AVE	MENDEZ MARIA &
167	2450 GRAFTON AVE	RAMIREZ ARNULFO S
168	2502 GRAFTON AVE	Taxpayer at
169	2506 GRAFTON AVE	Taxpayer at
170	2510 GRAFTON AVE	GUTIERREZ RAMIRO &
171	1126 S HAMPTON RD	SERRANO MARICRUZ
172	1112 S HAMPTON RD	SERRANO MARICRUZ
173	2324 W CLARENDON DR	J&L RANCH LLC
174	1228 S HAMPTON RD	GAYTAN FELIPE
175	1222 S HAMPTON RD	QUALCO CORP
176	2320 EMMETT ST	DALGAMOUNI IBRAHIM & ANN-MARIE
177	1210 S HAMPTON RD	DALGAMOUNI IBRAHIM &
178	1202 S HAMPTON RD	DALGAMOUNI IBRAHIM A &
179	1229 HOLLYWOOD AVE	RODELA GONZALES TRINIDAD
180	1233 HOLLYWOOD AVE	Taxpayer at
181	1237 HOLLYWOOD AVE	GARZA JOHNNY ASCUNCION JR

## Z189-240(SO)

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<i>Label #</i>	<i>Address</i>	<i>Owner</i>
182	1011 S HAMPTON RD	AMADOR JOE A & HELEN R
183	1010 EPENARD ST	FLORES JOANN
184	1014 EPENARD ST	DFW HOME SOLUTIONS LLC
185	1023 S HAMPTON RD	1015 HAMPTON LLC
186	1022 EPENARD ST	ROJAS MANUEL
187	1011 EPENARD ST	PONCE ARTURO D & MARGARITA L
188	1010 S FRANKLIN ST	MENDIOLA FREDDY &
189	1014 S FRANKLIN ST	ALAMAZAN MARIA &
190	1015 EPENARD ST	SCHREIBER CASEY &
191	1019 EPENARD ST	PAREDES FIDEL RAIMUNDO
192	1018 S FRANKLIN ST	MCNAMARA TOMMY LEE LF EST
193	1022 S FRANKLIN ST	BABS JOINT REALTY LLC
194	1023 EPENARD ST	DORANTES JUAN L
195	1011 S FRANKLIN ST	JUAREZ CELICA GODINEZ
196	1013 S FRANKLIN ST	RUIZ JOSE ALBERTO ZEPEDA
197	1019 S FRANKLIN ST	DALLAS PATTEN PROPERTIES LLC
198	1023 S FRANKLIN ST	CRUZ AMADEO & ALMA LORENO
199	1022 ZEB ST RABADAN	ALEJANDRA
200	1018 ZEB ST	LONGORIA MIGUEL
201	1014 ZEB ST	CARDENAS RUBEN G ETAL
202	1010 ZEB ST	ROSALES MARY ANGELA
203	1018 S HAMPTON RD	YOUNG & SONG INC
204	1314 S HAMPTON RD	DISCIPLE CITY CHURCH