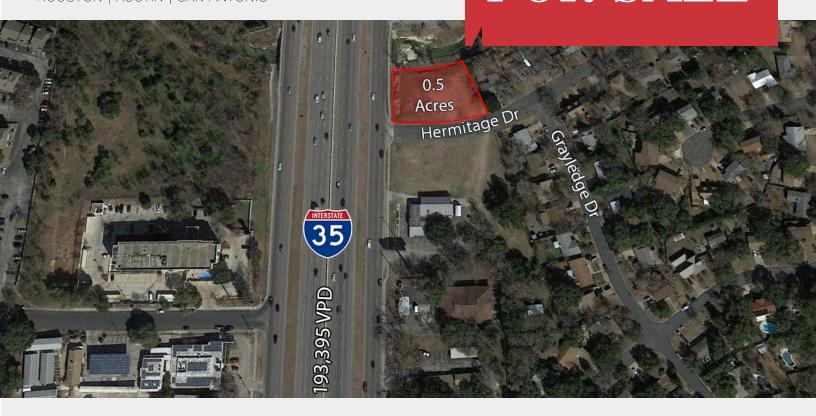


## FOR SALE



# 800 Hermitage Dr

Austin, Texas 78753

### **Property Highlights**

- Price- Contact Broker
- 0.5282 Acres (23,009 SF)
- IH-35 frontage

#### Zoning

• GR- NP

#### Traffic Count

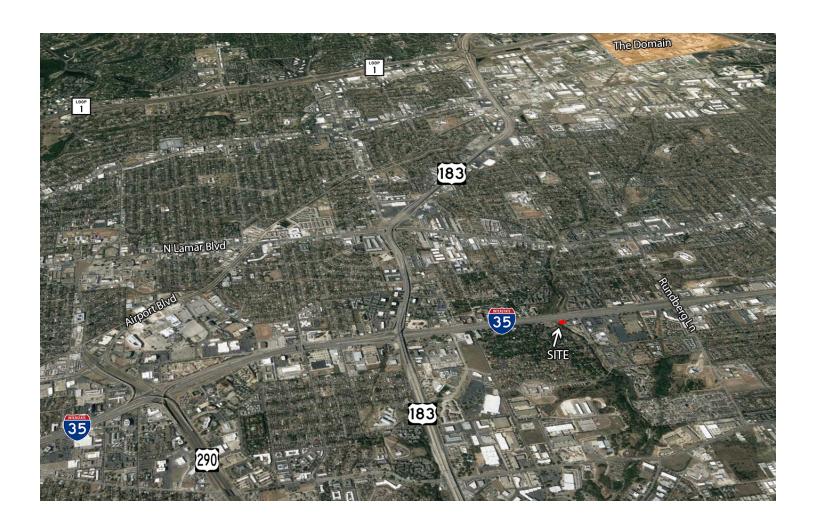
• IH-35: 193,395 VPD

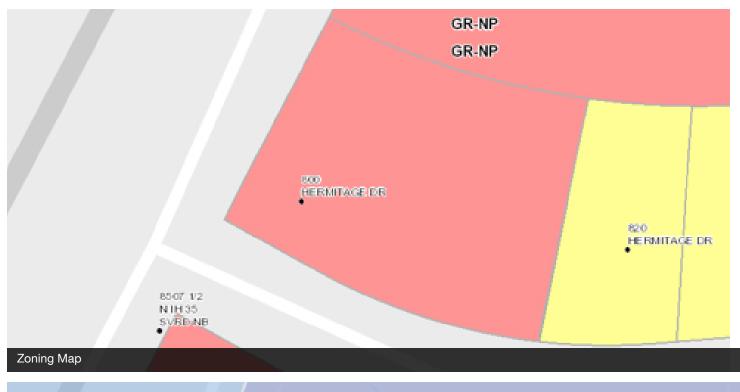


#### **Troy Martin**

Associate +1 512 580 6249 troy.martin@naipartners.com NAI Partners
701 Brazos Street , 701 Brazos Street
+1 512 580 6025
www.naipartners.com

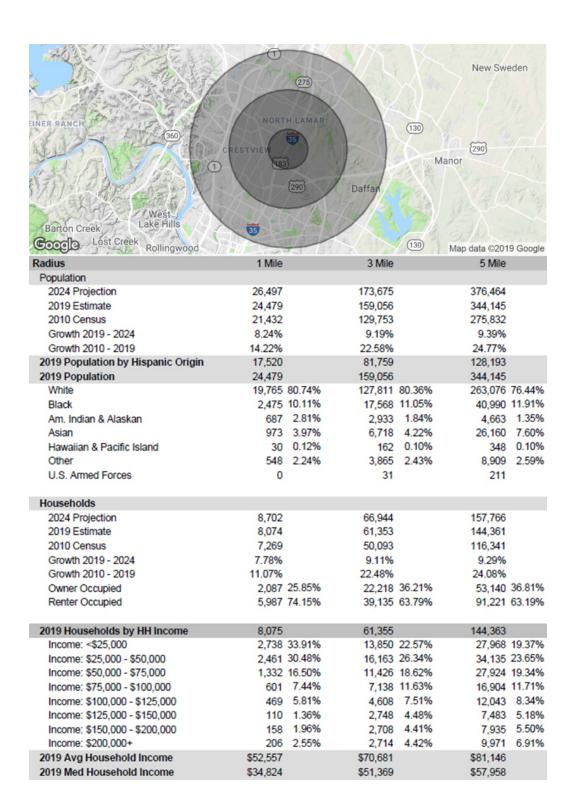
NO WARRANTY OR REPRESENTATION, EXPRESS OR IMPLIED, IS MADE AS TO THE ACCURACY OF THE INFORMATION CONTAINED HEREIN, AND THE SAME IS SUBMITTED SUBJECT TO ERRORS, OMISSIONS, CHANGE OF PRICE, RENTAL OR OTHER CONDITIONS, PRIOR SALE, LEASE OR FINANCING, OR WITHDRAWAL WITHOUT NOTICE, AND OF ANY SPECIAL LISTING CONDITIONS IMPOSED BY OUR PRINCIPALS NO WARRANTIES OR REPRESENTATIONS ARE MADE AS TO THE CONDITION OF THE PROPERTY OR ANY HAZARDS CONTAINED THEREIN ARE ANY TO BE IMPLIED.













## austintexas\*gov Zoning Profile Report

Questions? Click here for help and contact information.

#### Disclaimer

Location:

Zoning Overlays:

The Information on this website has been produced by the City of Austin as a working staff map and is not warranted for any other use. No warranty is made by the City regarding its accuracy and completeness.

For official verification of the zoning of a property, please order a Zoning Verification Letter at 512-978-4000.

800 HERMITAGE DR

	(3,129,275.66, 10,100,578.59)
Grid:	L29
Future Land Use (FLUM):	Commercial
Regulating Plan:	
Zoning:	GR-NP
Zoning Case:	C14-2010-0160 NP-2010-0028
Zoning Ordinance (Mostly after 2000):	20110113-060 99-0225-70(b)

20110113-059 NEIGHBORHOOD PLANNING AREA HERITAGE HILLS

 Heritage Hills Windsor Hills Combined NPA



#### **Zoning Guide**

The Guide to Zoning provides a quick explanation of the above Zoning codes, however, the Development Assistance Center provides general zoning assistance and can advise you on the type of development allowed on a property. General information on the Neighborhood Planning Areas is available from Neighborhood Planning. Visit Zoning for the description of each Base Zoning District.



Zoning Guide Commercial Districts September 2016

### GR

### Community Commercial

Community Commercial district is the designation for an office or other commercial use that serves neighborhood and community needs and that generally is accessible from major traffic ways.

#### Site Development Standards

Lot	Massing		
Minimum Lot Size	5,750 s	q ft Maximum Height	60 ft
Minimum Lot Width	50 ft	Minimum Setbacks	
Maximum Building Coverage	75%	Front yard	10 ft
Maximum Impervious Cover	90%	Street side yard	10 ft
Maximum Floor Area Ratio	1:1	Interior side yard	n/a
		Rear yard	n/a

#### **Permitted and Conditional Uses**

Bed and Breakfast Residential (Group I) *	Bed and Breakfast Residential (Group 2)							
Civic								
Club or Lodge (c) College and University Facilities * Communication Service Facilities * Community Events * Community Recreation—Private * Community Recreation—Public * Congregate Living Counseling Services Cultural Services Day Care Services—Commercial Day Care Services—General Day Care Services—Limited Family Home * Group Home Class I—General *	Group Home Class I—Limited * Group Home Class II * Guidance Services Hospital Services—General (c) Hospital Services—Limited Local Utility Services Private Primary Educational Services * Private Secondary Educational Services * Public Primary Educational Services * Public Secondary Educational Services * Religious Assembly Residential Treatment Safety Services Telecommunication Tower (PC) *							

#### Commercial

Residential

Art Gallery Alternative Financial Services Art Workshop * Administrative and Business Offices Automotive Rentals	Automotive Repair Services Automotive Sales Automotive Washing of any type Bail Bond Services (PC)
--	---

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September 2016 Zoning Guide Commercial Districts

### GR (continued)

#### Commercial (continued)

Business or Trade School Business Support Services Commercial Off-Street Parking Communications Services Consumer Convenience Services Consumer Repair Services Drop-Off Recycling Collection Facility \* Exterminating Services Financial Services Food Preparation (c) Food Sales Funeral Services General Retail Sales—Convenience General Retail Sales—General Hotel-Motel Indoor Entertainment

Off-Site Accessory Parking Outdoor Entertainment (c) Outdoor Sports and Recreation Pawn Shop Services Pedicab Storage and Dispatch Personal Improvement Services Personal Services Pet Services Plant Nursery (c) Printing and Publishing Professional Office Research Services Restaurant-General Restaurant-Limited Service Station Software Development Special use Historic (c) Theater

Medical Offices—exceeding

5,000 sq/ft of gross floor space

#### **Industrial**

Custom Manufacturing (c)

Indoor Sports and Recreation

Medical Offices—not exceeding

5,000 sq/ft of gross floor space

#### **Agricultural**

Community Garden

Urban Farm \*

City of Austin 47



ZONING USE SUMMARY TABLE (LAND DEVELOPMENT CODE)																																				
P = Permitted Use																																				
RESIDENTIAL USES	5	8	SF-1	SF-2	SF-3	SF4A	SF4B	SF-5	9-4S	MF-1	MF-2	MF.3	MF4	MF-5	9-4W	Ξ	9	2	္ပ	g :	F 8	L	CBD	DMO	W/LO	S	CS-1	픙	₾	Ξ	3	R&D	품	¥	AG	5
Bed & Breakfast (Group 1)			Р	Р	Р			Р	Р	Р	Р	Р	Р	Р	Р					P	P	F	P		Р	Р	Р	Р								
Bed & Breakfast (Group 2)								Р	Ρ	Р	Р	Ρ	Р	Р	Р		Р	Р	Р	P	P	F	P	Р	Р	Ρ	Р	Р								
Condominium Residential								Ρ	Ρ	Ρ	Ρ	Ρ	Р	Ρ	Р					-		C	P	Р				Р								
Conservation Single Family Residential			Р				-													-		-														
Duplex Residential					Ρ			Ρ	Ρ	Ρ	Ρ	Ρ	Р	Ρ	Р							-	Р	Р												
Group Residential											-	С	Р	Р	Р							C	P	Р				Р								
Mobile Home Residential											-					Р						ŀ														
Multifamily Residential							-			Р	Р	Ρ	Р	Р	Р					-		C	P	Р				Р								
Retirement Housing (Small Site)					Ρ			Р	Ρ	Р	Ρ	Ρ	Р	Р	Р					-		١.	Р	Р												
Retirement Housing (Large Site)								С	С	С	С	С	С	С	С								P	Р												
Single-Family Attached Residential					Р			Р	Р	Р	Р	Ρ	Р	Р	Р							١.	Р	Р												
Single-Family Residential	Р	Р	Р	Р	Р			Р	Р	Р	Р	Р	Р	Р	Р							ı.	Р	Р								1	Р		C	3
Small Lot Single-Family Residential						Р	Р	Р	Р		_											I.	Р	Р				_								-
Townhouse Residential							_	P	P	Р	Р	Р	Р	Р	Р		_			.	.	c		P				Р								-
Two-Family Residential					Р		_	P	P	Р	Р	P	P	Р	P								Р	P												
Short -Term Rental 13	Р	Р	Р	Р	P	Р	Р	P	P	Р	Р	P	P	P	P	_	_			.	- Р		P	P	_	Р		_							_	Р
COMMERCIAL USES				_	SF-3	•	ш					MF-3	_	MF-5	9	_	_		_			۰	_	DMO	W/Lo		7	_				0				-
CONTINUENCIAL GOLG	5	2	SF-1	SF-2	ᅜ	SF4	SF4	SF-5	SF-6	MF-1	<u> </u>	Σ	MF 4	<u> </u>	Σ	<u>¥</u>			٠.	<u> </u>	_	•	CBD			S	CS-1	픙	<u>-</u>	Ξ.			<u>K</u>	٩.	AG.	2
Administrative and Business Offices																	Р	Р	Р	1	P	C	P	Р	Ρ	Ρ	Р	Р	Р	Р	Р	1		2		3
Agricultural Sales and Services																				-		-				Р	Р	Р	Р	Р	Р	1				3
Alternative Financial Servics 12																				(	C P			С		Ρ										
Art Gallery							_				-						Р	Р	Р	РΙ	P	F	Р	Р	Р	Ρ	Р	Р	Ρ	Р	Р	1				3
Art Workshop																	Р	Р	Р	РΙ	Ρ	C	P	Р	Ρ	Ρ	Ρ	Ρ	Ρ	Р	Р	1				3
Automotive Rentals																					- P	c	C	С		Р	Р	Р	Р	Р	Р	1		2		3
Automotive Repair Services																					- P	c	1000	С		Р	Р	Р	Р	Р	Р	1		2		3
Automotive Sales																					. Р	c		С		Р	Р	Р	Р	Р	Р	1				3
Automotive Washing (of any type)																					. Р	C		С		Р	Р	Р		Р	Р	1		2		3
Bail Bond Services 10				_				_													- P(		PC	PC	_	PC	PC	PC	PC	PC	PC			_		
Building Maintenance Services							_	_			_														Р	Р	Р	Р	Р	Р	Р	1				3
Business or Trade School								_						_					Р		- Р	c	P	Р	C	P	P	P	P	P	P	1				3
Business Support Services				_		_	_		_		_								P		- P			P	Р	P	P	P	Р	P	P	1				3
Campground									25										_	c.	ľ	ľ	Т	Ė	Ė	P	P	Р			P	1		_		3
Carriage Stable		-					_	-					-				_		-	٦.			С		_	г	-	г		-	г		С	_	Р	٦
10000000											_						-			.	-	C		C	-		С	С					~			-
Cocktail Lounge							_				-									-	-		T	۲		 P5	P5	P5		-						-
Commercial Blood Plasma Center											_									-	- P	C	-	C		P		Р		P	P	1	_	_		-
Commercial Off-Street Parking							-				-							P	P	-	- P				P	P	P P	P	Р	P	P			2		3
Communications Services							-				-							미	Ч	-	-	C	P	Р	_	-	-					1		2		3
Construction Sales and Services																						T:			С	Р	Р	Р	Ρ	Р	Р	1				3
Consumer Convenience Services																			_		P	_		Р		Ρ	Р	Р		Ρ	Р	1		2		3
Consumer Repair Services																				1	P	C	P	Р		Р	Р	Р								
Convenience Storage																				-	-	ŀ			С	Ρ	Ρ	Ρ	Ρ	Ρ	Р	1	-			3
Drop-Off Recycling Collection Facility																			-	-	- P	3				Ρ	Р	Р		Р	Р					
Electronic Prototype Assembly <sup>15</sup>											-									-	-	ŀ	CP		Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Р					
Electronic Testing <sup>16</sup>																				-		-	CP	CP	Р	Р		Р	Р	Р	Р					
Equipment Repair Services																				-		1-			С	Ρ	Р	Р		Р	Р	1				3
Equipment Sales																				-		-				Ρ	Р	Р		Р	Р	1				3
Exterminating Services																				-	- P		P	Р	С	Ρ	Ρ	Р	Ρ		Р	1				3
Financial Services																				1	P	C	P	Р		Ρ	Р	Р	Р	Р	Р	1		2		3
Food Preparation																					- C	F	Р		Р	Ρ	Ρ	Ρ	Ρ	Ρ	Р	1		2		3
Food Sales																				1	P	C	P	Р		Ρ	Р	Р		Р	Р	1		2		3
Funeral Services																					- P		Р	Р		Ρ	Ρ	Ρ			Р	1				3
General Retail Sales (Convenience)																					P	C	P			Р	Р	Р		Р	Р	1		2		3
General Retail Sales (General)																				1	1 P	C	Р	Р		Р	Р	Р		Р	Р	1		2		3
Hotel-Motel							_				_									cl-	- P					Р	Р	Р		Р	Р	1		2		3
Indoor Entertainment							_				_									c.	- P					P	P		Р	Р	Р	1		2		3
Indoor Sports and Recreation				_			_									_			_	Ğ.	- P		_		_	P	P	P	P	P	P	1		2		3
	-622	(13	2-2:	261: 3	3-Re	fers	to S	uhc	hant	er B	Art	2.1	Div 5	: 4 F	Refer	s to	25-2	-624							2-803					•	•	25-2	-80F	_	-2-2	
Refers to 252-802 (13-2-225), 2-Refers to 252-822 (13-2-226), 3-Refers to Subchapter B, Art. 2, Div. 5, 4 Refers to 252-862 (13-2-227), 5-Refers to 252-803 (13-2-233), 8-Refers to 252-862, 4 (13-2-273), 8-Refers to 252-863, (13-2-2																																				



ZONING USE SUMMARY TABLE (LAND DEVELOPMENT CODE)																																						
P = Permitted Use																																						
COMMERCIAL USES continued																																						
Kennels		С																							-		Ρ	Ρ	Ρ			Р	1	С	2 -		3	
Laundry Services					777.0			=		257													С	Р	Р		Р	Р	Р			Р	1		2		3	
Liquor Sales																							-	Ρ	Ρ			Р	Р		С	С	1		2		3	3
Marina		-																		Р													1	_			3	2000
Medical Offices – exceeding 5000 sq. ft. gross floor area																		Р	Р		С	Ρ	С	Ρ	Ρ		Р	Р	Р	Р	Р	Р	1	-	2		3	
Medical Offices –					_		_	_		_								Р	Р		Р	Р	С	Р	Р		Р	Р	Р	Р	Р	Р	1	_	2		3	
not exceeding 5000 sq. ft. gross floor area  Monument Retail Sales							_	_		_	_			_					_				_		_		Р				Р	Р	1				3	
Off-Site Accessory Parking <sup>14</sup>																		CP	Р		Р	Р	С	Р	Р		P	Р	Р	Р	P	Р	1		2		3	
Outdoor Entertainment					_		_													С		C	С	C	С	-	c	C	C	C	C	С	1		2		3	
Outdoor Sports and Recreation							_	-											_	Р	_	Р	С	Р	Р		Р	Р	Р	Р	Р	Р	1		2	_	3	
Pawn Shop Services					_		_	_														Р	_	Р	Р	_	Р		Р		_		1		2		3	
Pedicab Storage and Dispatch																					Р	Р		С	С	Р	Р	X.S.	ALCOHOL:	Р	Р	Р	1					
Personal Improvement Services																				Р	11	Р	С	Ρ	Р		Р	20	Р		Р	Р	1		2		3	
Personal Services										_	-							С	Р		Ρ	Р	С	Ρ	Р		Р			Р	Р	Р	1	_	2	_	3	
Pet Services																					Ρ	Ρ	С	Ρ	Р		Р	Р	Р				1		2		3	
Plant Nursery																					С	С					Р	Р	Р	Р	Р	Р						
Printing and Publishing																			Р		Р	Ρ	Ρ	Ρ	Р	Ρ	Р	Р	Р	Р	Р	Р	1		2		3	
Professional Office										. <del></del> .						-	Р	Р	Р		Р	Ρ	С	Р	Ρ		Р	Р	Р	Р	Р	Р	1		2		3	
Recreational Equipment Maint. & Stor.					-			-												Р			_										1				3	
Recreational Equipment Sales																				Р			_										1				3	
Research Assembly Services					-																		-										1				3	
Research Services																						Р	С	Ρ	Ρ		Р	Р	Р	Р	Р	Р	1				3	
Research Testing Services								-															-										1				3	
Research Warehousing Services							_	-		-													_		_						_		1				3	
Restaurant (General)					-															С	11	Ρ	С	Ρ	Ρ		Р	Р	Р	Р	Р	Р	1		2		3	
Restaurant (Limited)		-																	C		Р	Ρ	С	Ρ	Ρ		Р	Р	Р	Р	Р	Р	1		2		3	
Scrap and Salvage																															С	С	1				3	
Service Station		-								-										С	Р	Ρ	С	С	С		Р	Р	Р	Р	Р	Р	1		2		3	
Software Development										_								Р	Р		Р	Ρ	_	Ρ	Ρ		Р	Р	Р	Р	Ρ	Р						
Special Use Historic	C	C	С	С	С	С	С	С	С	С	С	С	С	С	С	С	С	C	C	С	С	С	-										-		-	-		
Stables		С																					-											C ·		_	3	
Theater		-																		С		Ρ	С	Ρ	Р		Р	Р		Р	Р	Р		_	2		3	
Vehicle Storage		-																					-	С	С		Р	Р	Р		Р	Р	1		2	_	3	
Veterinary Services		Ŀ								-													_		-	_	Ρ	Р	Р			Р	1		2		3	
NDUSTRIAL USES	5	뽒	SF-1	SF-2	SF-3	SF-4A	SF 4B	SF-5	SF-6	MF-1	MF-2	MF-3	MF4	MF-5	MF-6	Ξ	9	2	9	쭚	4	GR	٠	CBD	DMO	W/LO	cs	CS-1	H	ੂ	Ξ	_	R&D	<b>晋</b>	A :	AG	5	
Basic Industry		-			-									-		-							-		-	1		-			Р	Р	1		2		3	
Custom Manufacturing				S	1100			===		See IF S											С	С	100	Ρ	Р	Р	Р	Р	Р	Р	Р	Р	1		2		3	
General Warehousing and Distribution																							-							Р	Ρ	Р	1		2		3	
ight Manufacturing		-																												Р	Р	Р	1		2		3	
imited Warehousing and Distribution																								Ρ	Ρ	Ρ	Ρ	Р	Ρ	Р	Ρ	Р	1		2		3	
Recycling Center		-																													Р	Р						
Resource Extraction	<u> </u>	<u> -</u>	<u></u>			<u></u>																										Р	1	디	2	1	3	
AGRICULTURAL USES	4	뽒	SF-1	SF-2		SF4	SF4B			MF-1	MF-2	MF-3	MF4	MF-5	MF-6	Ξ	9	2	9	8	4	GR	_	CBD	DMO	WILD	cs	CS-1	Ŧ	₾	₹	=	R&D	<u>ا</u>	A :	B G	5	
Animal Production		-									-											=		£		E							[			P		
Community Garden	Р	Р	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Р	Р	Р	Р	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Ρ	Р	Р	Р	Р	Р	Р	
Crop Production		-																																		Р		
- Horticulture		-																				-1	-													Р		
ndoor Crop Production		-																			[	-					Р			Р	Р	Р					Р	
Support Housing																						-1														Р		
Jrban Farm	Р	Р	Р	Р	Р	Р	Р	Р	Ρ	Р	Р	Р	Р	Р	Р	Ρ	Р	Р	Р	Р	Ρ	Ρ	Р	Ρ	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	
1-Refers to 25-2-602 (13-2-225); 2-Refers to 25-2			-2-2	26);:			to S	ubc		er B	, Art	. 2,	Div 5	; 4 F	Refe	rs to	25-2	2-624	4 (13	3-2-2	27);	5-R			25-2	-803		-2-2										
-Subject to 25-2-839 (13-2-235 & 13-2-273); 8-R ombining districts, subject to 25-2, Subchapter E 'C - Permitted in the district, but under some circi	, Art	1. 4, 5	Subs	sec.	1.2.1	.C; 1	14-R	efer	s to	25-6	-50	1; 15	-Rei	fers t	to 25	-2-8	17;	16-R	efer:	s to 2	25-2	-81	l.					t to 2	25-2	-816	i; 13	-Peri	mitte	d in I	MU a	and	V	_



#### ZONING USE SUMMARY TABLE (LAND DEVELOPMENT CODE)

P = Permitted Use																																			
CIVIC USES	5	RR	SF-1	SF-2	?	SF 4A	SF 4B	SF-5	SF-6	MF-1	MF-2	MF-3	MF4	MF-5	9-4W	I	ON.	2	8 1	<u> </u>	S S	_	CBD	DMO	W/LO	S	cs-1		<u> </u>		R&D	Na Na	۸۷	AG C	2
Administrative Services				-	-														-	-							[	-	- -	- -	1	=	2		3   4
Aviation Facilities					-															-	-							-	- -	- -	1		2	3	3   4
Camp					-															-	-							-			1	Р			3 4
Cemetery					-														-	-	-							-	- -	- -	1				3 4
Club or Lodge	C	С	С	C		С	c	С		C	С	С	С	С	C	С		С	C ·	0			С	С	C	C	C	C		0	1	С		C 3	3 4
College and University Facilities	С	С	С				c	С	C	C		С	С		C	C		С		C F			Р	Р					기-	-   P	1	Р			3 4
Communication Service Facilities	Р	Ρ	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	C F	F	C	Ρ	Р	Р	Р	Р	PΕ	> F	P	1	Р	2	P 3	3 4
Community Events	8	8	8	8	8	8	8	8	8	8	8	8	8	8	8	8	8	8	8	8 8	8 8	8	8	8	8	8	8	8 8	8 8	8 8	8	8	8	8 8	3 8
Community Recreation (Private)	С	С	С				С	С		C		С	С	С	C	С	С	С		P		C	Ρ	Р	C		Р	PΕ	P F	P	1		2	3	3 4
Community Recreation (Public)	С	С	С	C		C	c	С	C	C	C	С	С	С	C	C	С	С	С	P	) F	C	Р	Р	C	Р	Р	PF	P	P	1		2	3	3 4
Congregate Living					-					С	С	С	С	С	С	С	С	С	Ρ.	0	) F	C	Р	Р		Р	Р	PΕ	> F	P	1			3	3 4
Convalescent Services					-							С	С		C			Р	Ρ.		-				Р			-			1			3	3 4
Convention Center					-															-	-		Р					-	-   -	-					-
Counseling Services					-												Р	Р	Р	PF	F	Р	Р	Р	Р	Р	Р	PF	> F	Р					-
Cultural Services	С	С	С	C	ol	c	cl	С	c	C	С	С	С	С	С	С		Р	Р	РΙ	Þ	С	Р	Р		Р	Р	РΙ	> F	Ρ	1		2	3	3 4
Day Care Services (Commercial)	С	С	С				c	С		С		С	С		С	С	Р	Р	Р	C F	F	С	Р	Р	Р	Р	Р	PF	> F	Р	Р		2	- 3	3 4
Day Care Services (General)	С	С	С				c	С		Р		Р	Р		P	P	12 a c	Р	82,1		F		Р	Р					> F		1		2		3 4
Day Care Services (Limited)	C	Р	Р				P			Р		Р	Р		Р	Р	Р	P	P	F			P	Р	_				> F		1		2		3 4
Detention Facilities		-			_						_						_			_	. [.	Ĺ								-	1		_	29	3 4
Employee Recreation					_																.							F	> F	Р	1	Р			3 4
Family Home	Р	Р	Р	Р	Ы		Ы	Р	Р	Р	Р	Р	Р	Р	ь	Р	Р	Р	Р.	F	Þ	C	Р	Р	_	Р	Ы	Р.		-	1	-			3 4
Group Home, Class I (General)	C	C	C				c	C		Р		P	Р		P	Р	Р	P	P.		Þ F		P	Р					> F	Р	1				3 4
Group Home, Class I (Limited)	Р	Р	Р				P	Р		P		P	P		P	P	P	P	P.	F		_	P	P				87.	> F		1			3	
Group Home, Class II	النا				_	1	_			-		c	C		c	c	c	C	Р.		_	_	P	P					> F	-					3 4
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Religious Assembly	Р	Ρ	Ρ	Р	Р		Р	Ρ		Р		Р	Ρ			Р		Ρ		CF			Ρ	Ρ	Р				> F		1	Р	2		3 4
Residential Treatment				- -	-		-					С	С		C			С	_	9		_	Р	Р	-			8	P F		1020				3 4
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Telecommunication Tower <sup>7</sup>	PC	PC	PC	PC F	CF	PC F	PC	PC	PC	PC	PC	PC	PC	PC I	PC	PC	PC	PC	PC F	PCP	CPO		15000	PC	PC	20 99 0	200	2500	CP	STATE OF STATE				-	- 4
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All other Civic Uses					-[															-	-						[	-	-   -	-	1		2	3	3 4

1-Refers to 25-2-602 (13-2-225); 2-Refers to 25-2-622 (13-2-226); 3-Refers to Subchapter B, Art. 2, Div 5; 4 Refers to 25-2-624 (13-2-227); 5-Refers to 25-2-803 (13-2-233); 6-Subject to 25-2-805 (13-2-224); 7-Subject to 25-2-839 (13-2-235 & 13-2-273); 8-Refers to 25-2-842; 9-Refers to 25-2-863; 10-Suject to 25-2-177 & 25-2-650; 11-Subject to 25-2-587 (D); 12-Subject to 25-2-816; 13-Permitted in MU and V combining districts, subject to 25-2, Subchapter E, Art. 4, Subsec. 4.2.1.C; 14-Refers to 25-6-501; 15-Refers to 25-2-817; 16-Refers to 25-2-811.

PC - Permitted in the district, but under some circumstances may be conditional, CP - Conditional in the district, but under some circumstances may be permitted





#### **Information About Brokerage Services**

11-2-2015

Texas law requires all real estate license holders to give the following information about brokerage services to prospective buyers, tenants, sellers and landlords.

#### **TYPES OF REAL ESTATE LICENSE HOLDERS:**

- A BROKER is responsible for all brokerage activities, including acts performed by sales agents sponsored by the broker.
- A SALES AGENT must be sponsored by a broker and works with clients on behalf of the broker.

#### A BROKER'S MINIMUM DUTIES REQUIRED BY LAW (A client is the person or party that the broker represents):

- Put the interests of the client above all others, including the broker's own interests;
- Inform the client of any material information about the property or transaction received by the broker;
- Answer the client's questions and present any offer to or counter-offer from the client; and
- Treat all parties to a real estate transaction honestly and fairly.

#### A LICENSE HOLDER CAN REPRESENT A PARTY IN A REAL ESTATE TRANSACTION:

**AS AGENT FOR OWNER (SELLER/LANDLORD):** The broker becomes the property owner's agent through an agreement with the owner, usually in a written listing to sell or property management agreement. An owner's agent must perform the broker's minimum duties above and must inform the owner of any material information about the property or transaction known by the agent, including information disclosed to the agent or subagent by the buyer or buyer's agent.

AS AGENT FOR BUYER/TENANT: The broker becomes the buyer/tenant's agent by agreeing to represent the buyer, usually through a written representation agreement. A buyer's agent must perform the broker's minimum duties above and must inform the buyer of any material information about the property or transaction known by the agent, including information disclosed to the agent by the seller or seller's agent.

**AS AGENT FOR BOTH - INTERMEDIARY**: To act as an intermediary between the parties the broker must first obtain the written agreement of *each party* to the transaction. The written agreement must state who will pay the broker and, in conspicuous bold or underlined print, set forth the broker's obligations as an intermediary. A broker who acts as an intermediary:

- Must treat all parties to the transaction impartially and fairly;
- May, with the parties' written consent, appoint a different license holder associated with the broker to each party (owner and buyer) to communicate with, provide opinions and advice to, and carry out the instructions of each party to the transaction.
- Must not, unless specifically authorized in writing to do so by the party, disclose:
  - o that the owner will accept a price less than the written asking price;
  - o that the buyer/tenant will pay a price greater than the price submitted in a written offer; and
  - o any confidential information or any other information that a party specifically instructs the broker in writing not to disclose, unless required to do so by law.

**AS SUBAGENT:** A license holder acts as a subagent when aiding a buyer in a transaction without an agreement to represent the buyer. A subagent can assist the buyer but does not represent the buyer and must place the interests of the owner first.

#### TO AVOID DISPUTES, ALL AGREEMENTS BETWEEN YOU AND A BROKER SHOULD BE IN WRITING AND CLEARLY ESTABLISH:

- The broker's duties and responsibilities to you, and your obligations under the representation agreement.
- Who will pay the broker for services provided to you, when payment will be made and how the payment will be calculated.

**LICENSE HOLDER CONTACT INFORMATION:** This notice is being provided for information purposes. It does not create an obligation for you to use the broker's services. Please acknowledge receipt of this notice below and retain a copy for your records.

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Sales Agent/Associate's Name	License No.	Email	Phone
Buyer/Tena	ant/Seller/Landl	ord Initials Date	