### PLANNING AND DEVELOPMENT SERVICES STAFF REPORT

For Planning Commission Meeting of May 2, 2017

SUBJECT: Circle K Site Plan and Landscape Modification for City Council Approval

(1420 East Stadium Boulevard)

File No. SP15-014

# PROPOSED CITY PLANNING COMMISSION MOTION

The Ann Arbor City Planning Commission hereby recommends that the Mayor and City Council approve the Circle K Site Plan, subject to approval of variances (driveway width, rear setback, landscape buffer) from the Zoning Board of Appeals.

#### PROPOSED CITY PLANNING COMMISSION MOTION

The Ann Arbor City Planning Commission hereby recommends that the Mayor and City Council approve the proposed landscape modification in order to allow existing landscape elements to remain according to Chapter 62 (Landscape and Screening Ordinance), Section 5:608(2)(c)(iv).

## STAFF RECOMMENDATION

Staff recommends that this petition be **approved**, because, with the requested variances, the development would limit the disturbance of natural features to the minimum necessary to allow a reasonable use of the land; comply with local, state and federal laws and regulations; would not cause a public or private nuisance; and would not have a detrimental effect on public health, safety or welfare.

#### **LOCATION**

The site is located on the southwest corner of East Stadium Boulevard and Packard Road (South Area, Mallets Creek Watershed).

# **DESCRIPTION OF PETITION**

The petitioner seeks to demolish the existing 2,360 square foot gas station/convenience store building and construct a new 4,000 square foot, single-story gas station and convenience store with four gasoline dispensing pumps capable of servicing 8 cars. The gasoline pumps will be covered by a 24 foot by 95 foot building canopy. There will be 14 vehicle parking spaces provided for the convenience store, plus an additional 8 spaces for vehicles at the gas pumps. A total of 2 Class C bicycle spaces (1 bicycle hoop) will be located along the northeast side of the building and adjacent to the sidewalk leading to Packard. There are currently 4 curb cuts leading to the site, two curb cuts will be removed as a result of this project.

Based on the total of impervious surface on the site, the petitioner is required to provide first flush, bankfull and 100-year storm detention capacity. The storm water treatment system will be designed for infiltration and will be located under the parking lot along the East Stadium Boulevard frontage, in between the gas pumps and the front property line. There currently is no storm water management system for the site.

The underground storage tanks were replaced approximately 4 years ago and the petitioner was required to remediate any environmental contamination consistent with the standards of the Michigan Department of Environmental Quality.

There are eight landmark trees located on the site; three will be removed for construction. All trees removed will be mitigated as required. The petitioner is required to bring the site up to current landscaping standards. This will result in right-of-way buffer vegetation, a 30 inch high screening wall along the front property line, and additional landscape islands and site landscaping, including 40 new trees and numerous shrubs being added to the site.

The site currently has two zoning designations P (Parking) and C3 (Fringe Commercial). The western approximately one third of the site is zoned P. Due to deed restrictions filed with the existing gas station construction, this area can not contain a structure of any type and must remain parking until said deed restriction is released. As a result, the building and gas canopy must be constructed on the remaining eastern two thirds of the site which is zoned C3; no rezoning is required.

The site plan requires that several variances be granted from the Zoning Board of Appeals (ZBA). The first variance is for the driveway widths to East Stadium and Packard Road. The drives are designed wider than the maximum required width in order to allow for solid waste and gasoline tanker trucks to enter the site safely and most efficiently. A variance for the rear setback is also required. The petitioner has worked on several different designs for this site while working with staff and the neighborhood in order to minimize neighborhood impact and allow for safe and efficient vehicular and pedestrian traffic to the site. In February of 2017 the petitioner held a neighborhood meeting to discuss plan options for the site. The majority of neighborhood residents supported the current plan being considered including all required variances. Due to the unique constraints of the deed restriction for the western third of the site, neighborhood concerns, vehicle circulation, the petitioner feels the proposed location is the best to minimize impacts to the neighborhood and light pollution from the gas pump canopy.

A 15-foot wide Conflicting Land Use Buffer (CLUB) is required along the south and west property lines. A corner of the proposed building does encroach into the CLUB a maximum of eight feet for a total encroachment of 141 square feet. The encroachment is a triangle shape that decreases from a maximum encroachment of eight feet to zero feet, which provides the required 15-foot buffer. This encroachment is offset by an additional buffer area totaling 143 square feet adjacent. City Code does allow this offset encroachment, but only for existing buildings. Since the building is new, a variance from the CLUB standard is required. The petitioner will construct a new 8-foot high wood fence along the south and western property lines for additional screening to the adjacent neighborhoods.

A Landscape Modification is also required. The petitioner has requested permission to leave existing mature landscaping in place along approximately half of the south property line. Additional new trees screening the building and parking area will augment the existing mature landscaping. Chapter 62 (Landscaping and Screening) provides the Planning Commission (or

City Council, whichever is the approving body) may approve a modification to allow existing landscaping to remain in cases where the addition of landscaping will cause the removal of existing modification.

#### SURROUNDING LAND USES AND ZONING

	LAND USE	ZONING	
NORTH	Commercial C3 (Fringe Commercial District)		
EAST	Commercial C3 (Fringe Commercial District)		
SOUTH	Residential	ntial R1C (Single-Family Residential District)	
WEST Residential		R1C (Single-Family Residential District)	

## **COMPARISON CHART**

		EXISTING	PROPOSED	REQUIRED	
Zoning		C3 (Fringe Commercial District) and P (Parking)	C3 (Fringe Commercial District) and P (Parking)	С3	
Gross Lot Area		37,589 sq ft	37,589 sq ft	6,000 sq ft MIN	
Floor Area in % of Lot Area		6.3% (2,360 sf)	10.6% (4,000 sf)	200% MAX	
Setbacks	Front (East Stadium)	45.85 ft	108.55 ft	10 ft MIN 25ft MAX	
	Front (Packard)	44.90 ft	10 ft	10 ft MIN 25ft MAX	
	Side(s)	119.95 ft	141.8 ft	0 ft MIN	
	Rear	62.40 ft	8.13 ft MIN*	30 ft MIN (adjacent to res.)	
Height		15 ft/1 story	19 ft/1 story	55 ft/4 stories MAX	
Parking - Automobiles		13 spaces	14 spaces 8 spaces (gas pumps)	17 spaces MIN	
Parking – Bicycles		None	2 spaces – Class C	2 spaces MIN total - Class C	

<sup>\*</sup> Requires rear setback variance

# **HISTORY**

The existing building was constructed in the mid-1950's and no site plan exists on file. The original version of this site plan was postponed at the March 15, 2016 Planning Commission meeting in order to allow the petitioner time to address concerns mentioned by the Planning

Commission. These concerns included the location of the building within the rear setback (variance required), site lighting, canopy structure, and the driveway proximity to the intersection of Packard and West Stadium intersection.

After that meeting, the petitioner revised the plan significantly and moved the building to the corner of Packard and East Stadium utilizing the minimum 10-foot setback along Packard. This plan eliminated the need for any variances, but placed the active part of the site including fuel pumps, parking and lighted canopy closer to the adjacent neighborhood and a large blank wall along Packard. The Planning Commission, staff, and neighborhood residents expressed numerous concerns involving safety, lighting and aesthetic design of the building front along Packard Road. The Planning Commission postponed the plan in September 2016 in order to have the petitioner revise the plan and address concerns stated.

The petitioner then met with staff and in February 2017 held an additional public meeting to discuss the existing plan that was developed in order to address concerns from Planning Staff, Planning Commission and neighborhood residents.

The petitioner presented the current plan in draft form at the March 7, 2017 Planning Commission meeting in order to obtain public and Planning Commission feedback. The plan was recommended for postponement at that meeting in order for the petitioner to have time to prepare the final plan in response to feedback obtained at the meeting.

#### PLANNING BACKGROUND

The <u>City of Ann Arbor Master Plan: Land Use Element</u> identifies this parcel as part of the South Area and recommends continued commercial uses. The plan contains design recommendations for commercial development, including the use of masonry, extensive landscaping, reduced setbacks along the street and public access linkage.

The Non-motorized Transportation Plan recommends eliminating unnecessary curb cuts and ensuring adequate non-motorized access to the site. Packard Road was recently resurfaced, as a result, there is a street cut moratorium in effect until 2018.

#### STAFF COMMENTS

<u>Systems Planning (Forestry)</u> - Staff has reviewed and supports the proposed landscape variance and modification, as it complies with the previously approved site plan and is consistent with the intent of Chapter 62(Landscape and Screening).

<u>Systems Planning (Engineering)</u> – Sanitary mitigation is not required for this project. Staff supports the driveway variances requested.

<u>Planning</u> – Staff does support the design as presented, including the requested variances. Over the last couple of years, the petitioner has worked through many different versions of the plan in order to address concerns of the neighborhood and city staff, while working with unique constraints of the proposed use and existing deed restriction. The building will be constructed with brick and masonry elements for a more residential style. The placement of the building to the rear helps to screen the neighborhood from headlights as well as some site lighting.

Site lighting, in particular canopy lighting, was a major concern for the adjacent neighbors. In order to address this concern, the petitioner has constructed the canopy as far away from the adjacent residential as possible. They have also submitted an extensive photometric plan. The lighting plan uses fixtures and screening to reduce off-site light trespassing; these elements are part of the submitted site plan and must be constructed as shown on the plan.

The petitioner also submitted a separate detailed sound study that evaluated sources of noise from the gas station and the surrounding environment. The summary result was that the wall proposed would have a favorable effect at reducing the overall noise level in the adjacent neighborhood.

The proposed site design and redevelopment is consistent with the <u>Master Plan: Land Use Element</u> retail design recommendations, including the use of masonry, pedestrian access, extensive landscaping, and reduced setbacks along the street. The site provides public access linkages from the public sidewalks to the proposed building.

Prepared by Matt Kowalski Reviewed by Brett Lenart

Attachments: Parcel/Zoning Map

Aerial Photo Site Plan

Landscape Plan

Elevations

c: Petitioner: Todd Quatro

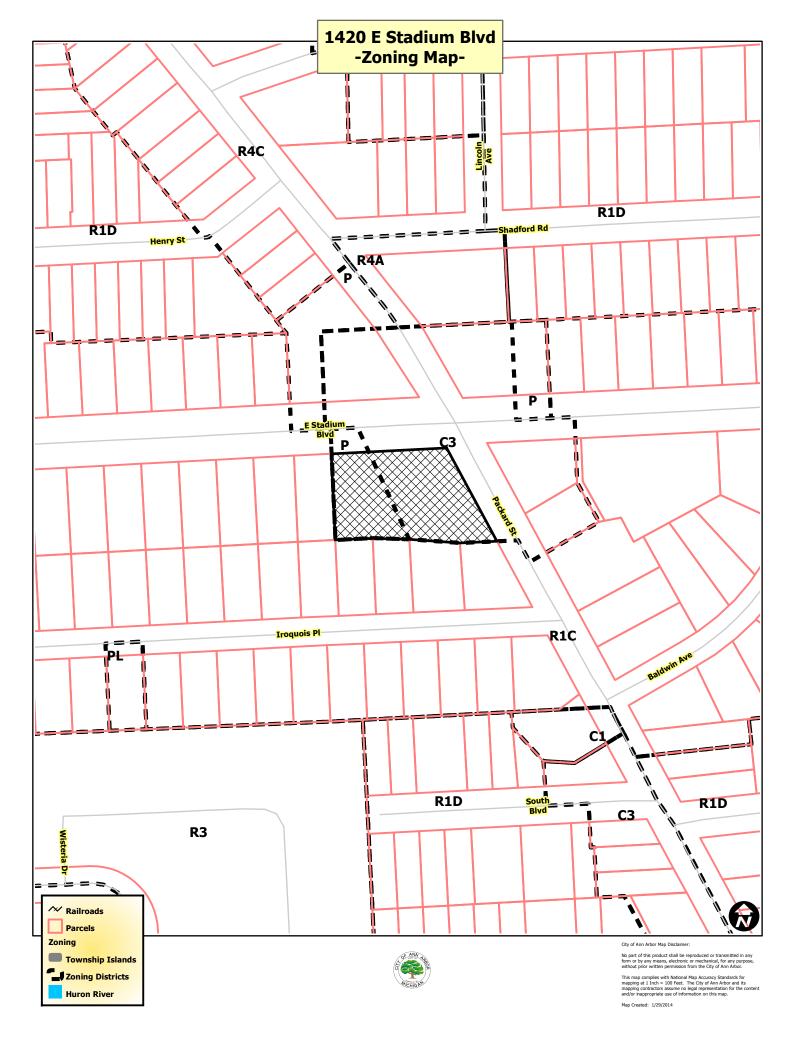
Quatro Construction LLC 201 North Park Street Ypsilanti, MI 48198

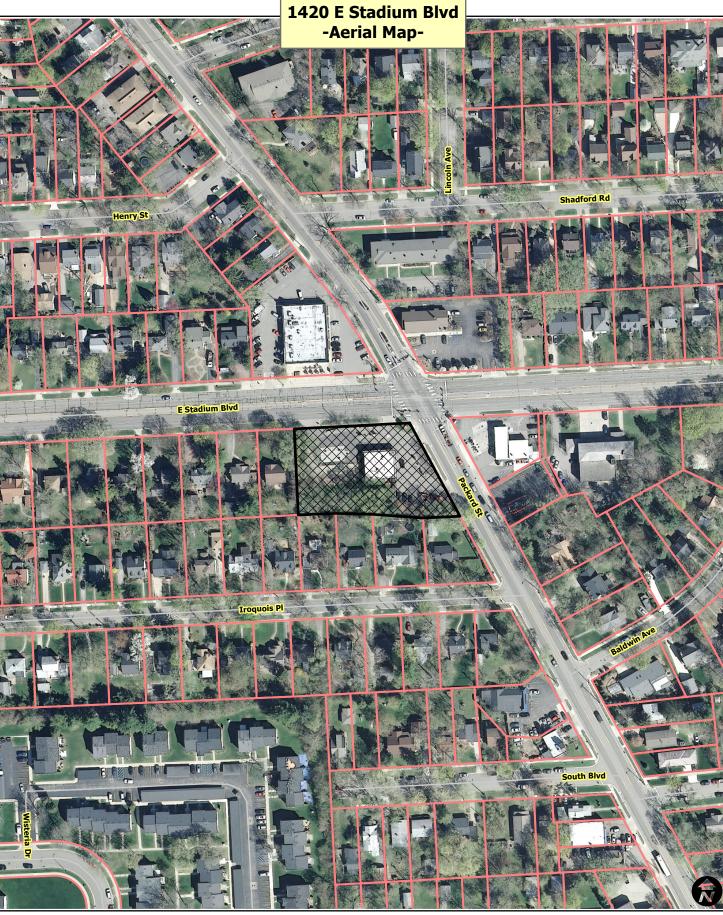
Owner: Richard Lawrence

Circle K

1420 East Stadium Ann Arbor, MI 48104

City Attorney Systems Planning File No. SP15-014





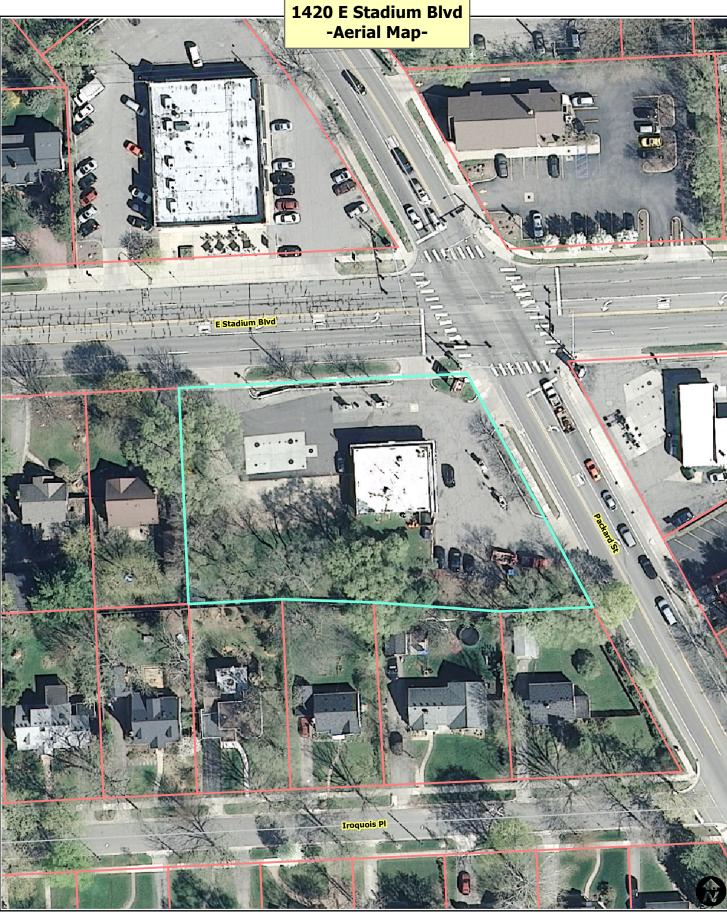




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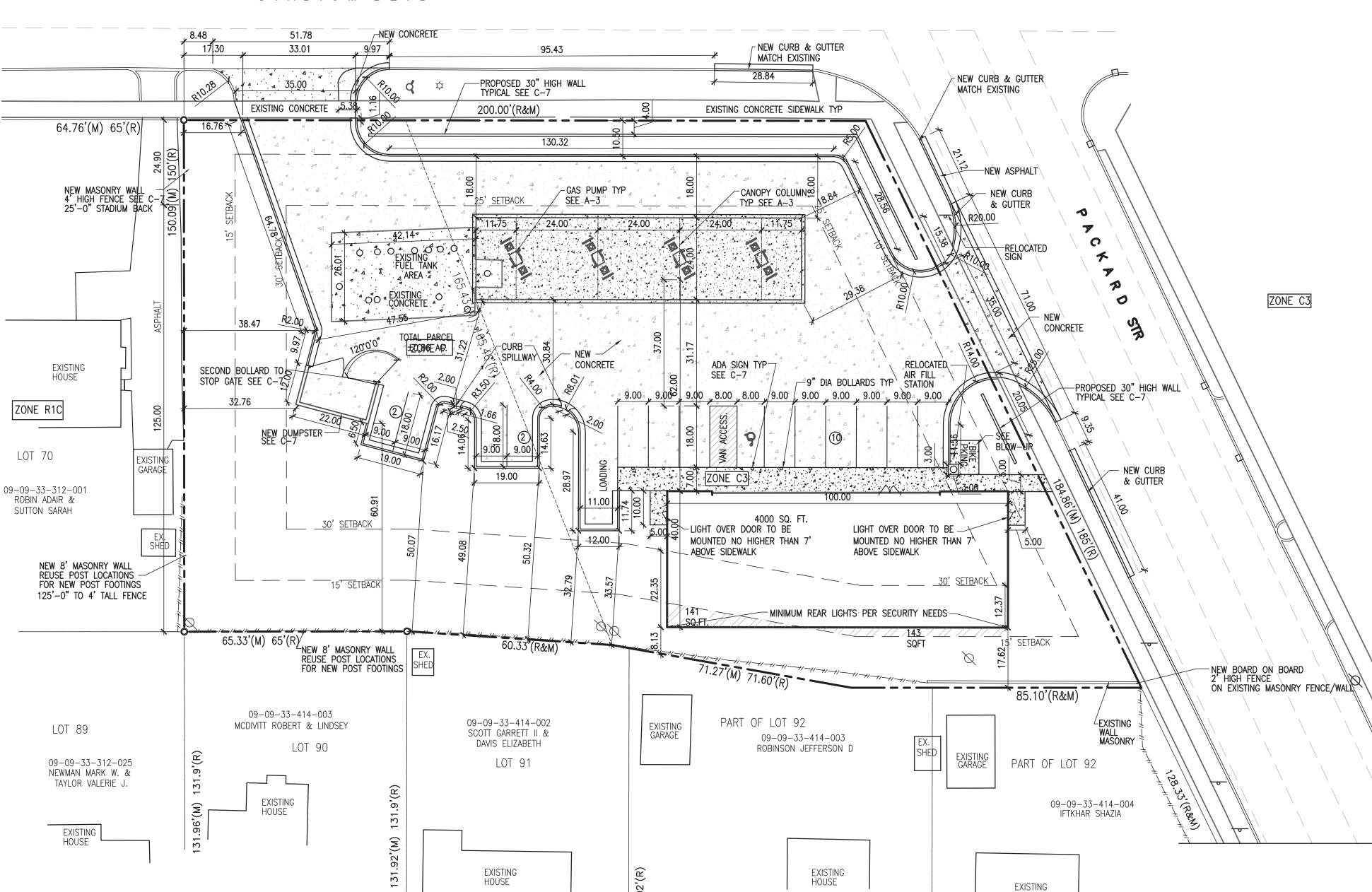


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STADIUM BLVD



PANE DAA

HOUSE

1. THE CONSTRUCTION COVERED BY THESE PLANS SHALL CONFORM TO THE CITY OF ANN ARBOR PUBLIC SERVICES DEPARTMENT STANDARD SPECIFICATIONS, WHICH ARE INCLUDED BY REFERENCE. 2. THE OMISSION OF ANY STANDARD DETAIL DOES NOT RELIEVE THE CONTRACTOR OF THEIR OBLIGATION TO CONSTRUCT ITEMS IN COMPLETE ACCORDANCE WITH THE PUBLIC SERVICE STANDARD SPECIFICATIONS.

ALL EXTERIOR MUSIC OR AUDIO USE TO FOLLOW CITY ORDINANCE

THE SIDEWALK AT THE DRIVE APPROACH SHALL "CARRY—THROUGH" THE APPROACH, AND NOT RAMP DOWN.

SIDEWALKS ARE TO BE KEPT AND MAINTAINED IN GOOD REPAIR BY THE OWNER OF THE LAND ADJACENT TO AND ABUTTING THE SAME. PRIOR TO THE ISSUANCE OF THE FINAL C OF O FOR THIS SITE, ALL EXISTING SIDEWALKS IN NEED OF REPAIR MUST BE REPAIRED IN ACCORDANCE WITH CITY STANDARDS.

SIDEWALKS CONSTRUCTED IN THE PUBLIC RIGHT-OF-WAY SHALL MEET ALL REQUIREMENTS AND GUIDELINES AS SET FORTH IN THE ADA STANDARDS FOR ACCESSIBLE DESIGN. DETAILED CONSTRUCTION PLANS FOR NEW SIDEWALK, INCLUDING BOTH LONGITUDINAL AND TRANSVERSE GRADES, AND SPECIFICALLY INFORMATION CONCERNING RAMPS, WILL BE SUBMITTED TO PROJECT MANAGEMENT FOR REVIEWAND APPROVAL AT THE CONSTRUCTION PLAN STAGE. MANY OF THE DETAILS CONCERNING GRADES WILL BE WORKED OU DURING THE SITE PLAN STAGE IN ORDER TO GAIN GRADING PLAN APPROVAL.

DESCRIPTION	REQUIRED	EXISTING	PROPOSED	NOIE
ZONING	C3	P/C3	P/C3	
FRONT YARD-BLDG	10.00/25.00	45.85/44.90	108.55/10	
SIDE YARD	30.00	119.95	141.8	WEST ELEVATION
REAR YARD	30.00/30.00	119.95/62.40	VARIES 8.17-17.62	VARIANCE REQ.
PARKING	20	13 PK 8 PUMP	14 PK 8 PUMP	
PARKING SPACE	9x18	9x18	9x18	
HC PARKING	1	1	1	
PARKING AISLE	22.0	22.0	22-36	
BICYCLE PARKING	1C	0	2C	SERVICES 2 BIKES
MAXIMUM HEIGHT	55	15.4	19.2	
STORIES	4 MAX	1	1	
MIN SITE AREA	6000	37,589 SQFT	37,589 SQFT	
MAX FLOOR RATIO	200%	6.3%	10.6%	
MIN WIDTH	60	150	150	
BLD AREA		2360	4000	

PARKING CALCULATIONS: 1 SPACE PER 200 SQ.FT. OF FLOOR AREA: 4000/200 = 20 SPACES REQUIRED

HOURS OF OPERATION: 24 HR

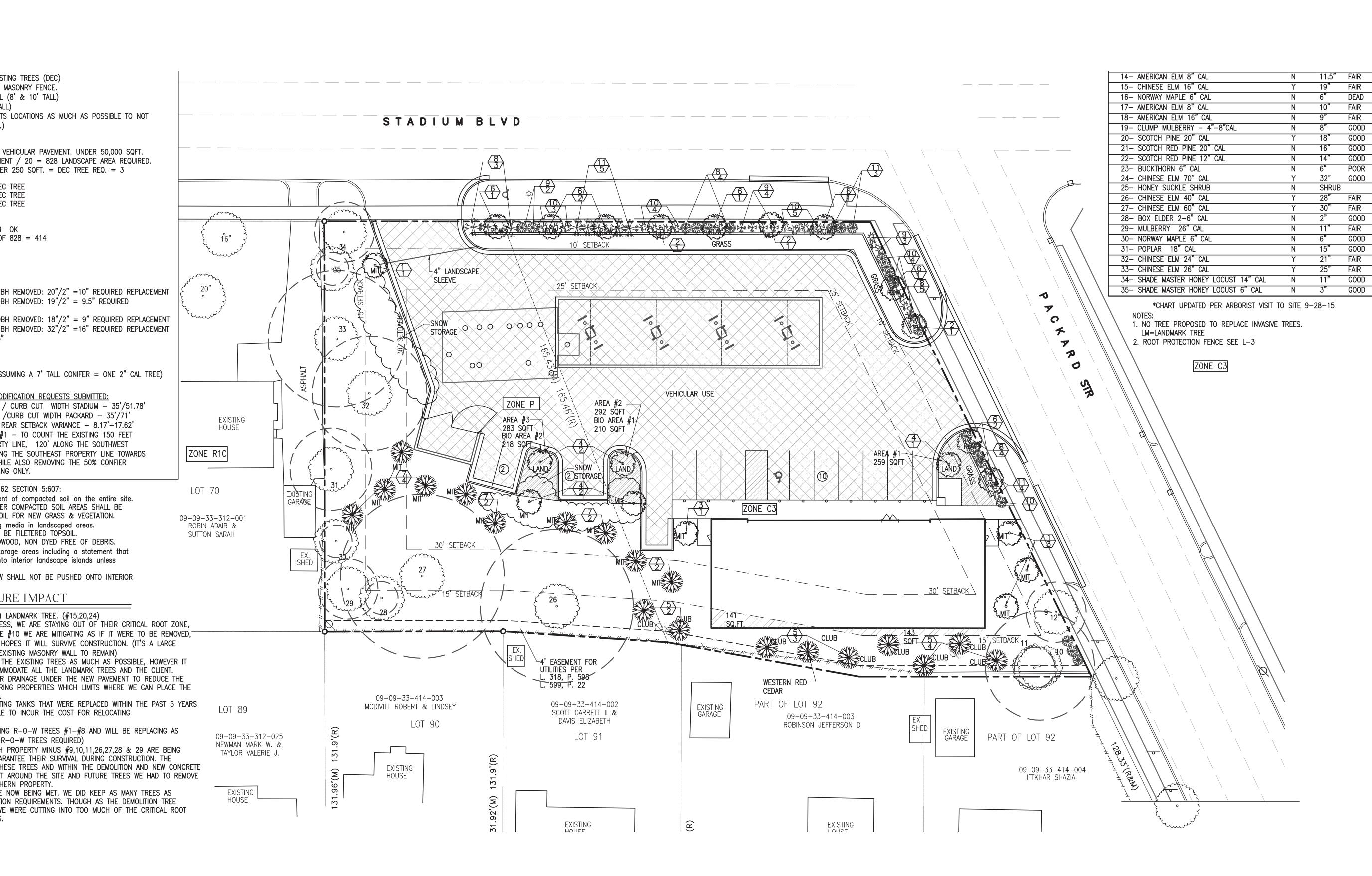
PARCEL ID#09-09-33-414-006

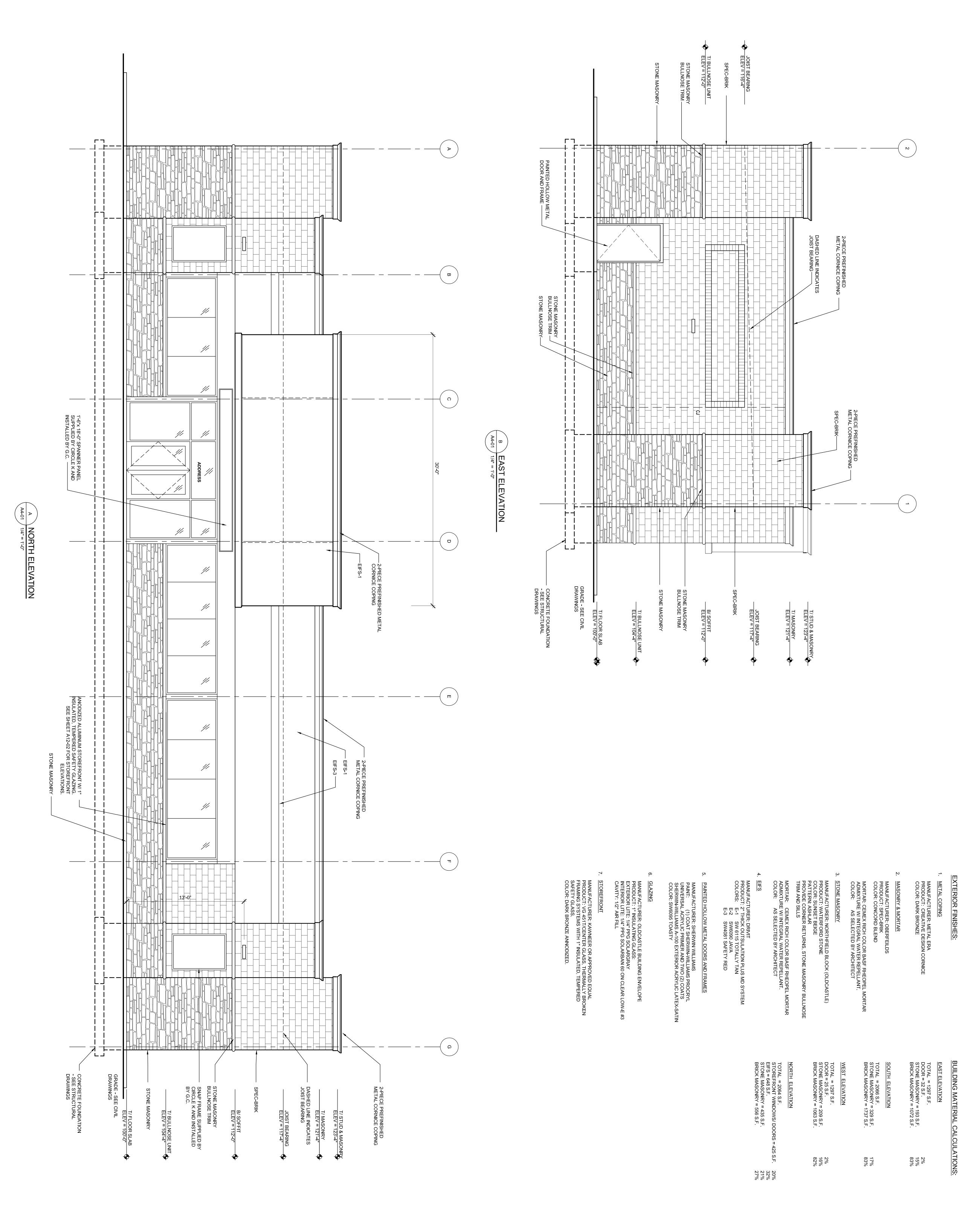
LEGAL DESCRIPTION:

LOTS 71 & 72 FRISINGER LAND CO SECOND SUBD

PARKING CALCULATIONS: 1 SPACE PER 200 SQ.FT. OF FLOOR AREA: 4000/200 = 20 SPACES REQUIRED

HOURS OF OPERATION: 24 HR





SDM SDM

SCALE

1/4" = 1'-0"

ISSUE DATE

DRAWING NUMBER

DRAWING NUMBER

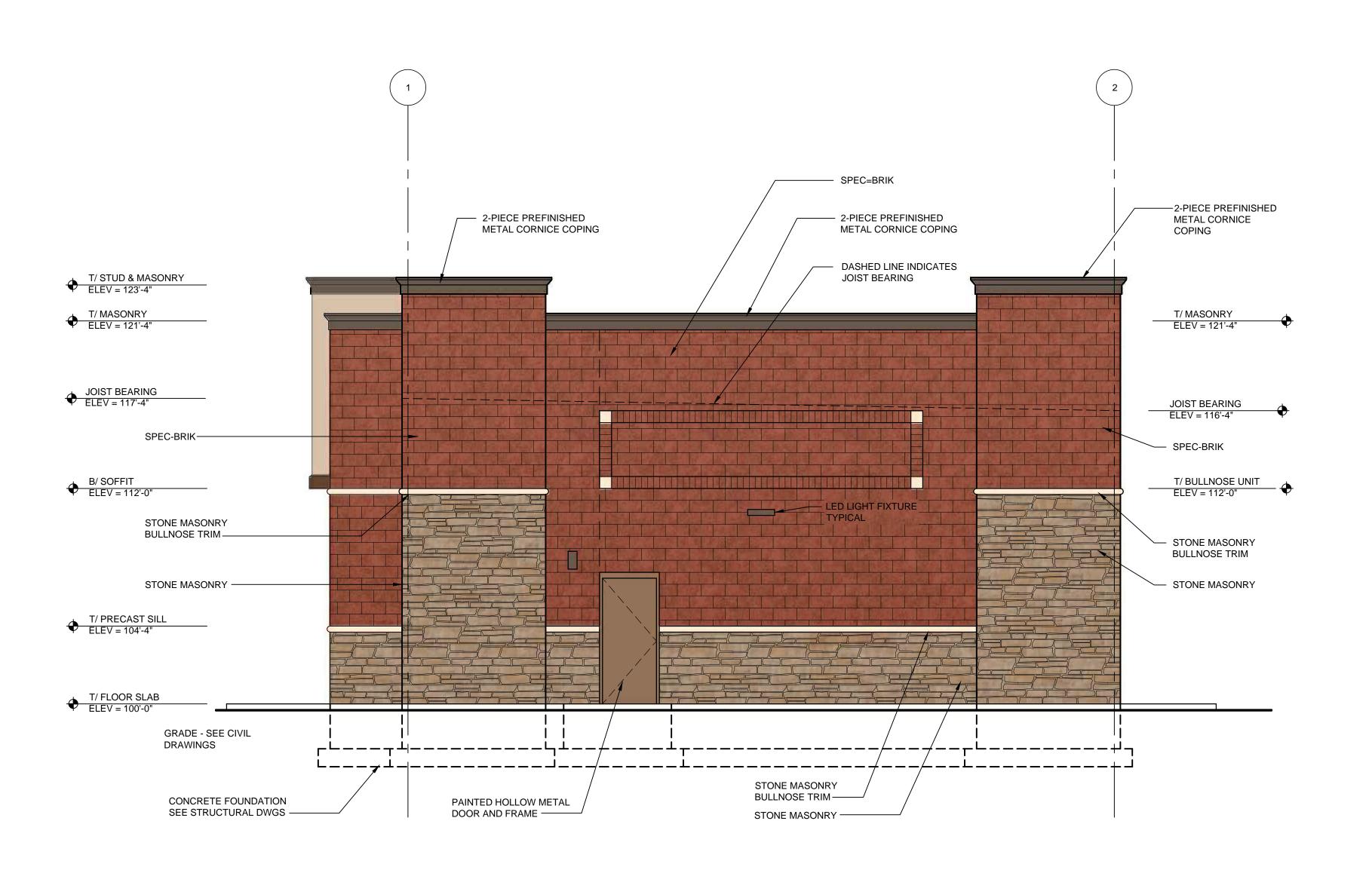
STORE #6301 Ann Arbor EXTERIOR ELEVATIONS

NUMBER	DESCRIPTION	DATE	NUMBER	DESCRIPTION	DATE	/
	ISSUED FOR PLANNING	XX-XX-2016				



Circle K 6301 Ann Arbor
1420 East Stadium Blvd
Ann Arbor, MI 48104

CLIENT
Circle K Great Lakes
935 East Tallmadge Ave
Akron, OH 44310



**EXTERIOR FINISHES:** 

1. METAL COPING

MANUFACTURER: METAL ERA PRODUCT: CREATIVE DESIGN CORNICE COLOR: DARK BRONZE

2. MASONRY & MORTAR

MANUFACTURER: OBERFEILDS PRODUCT: SPEC-BRIK COLOR: CONCORD BLEND

MORTAR: CEMEX RICH COLOR BASF RHEOPEL MORTAR ADMIXTURE W/ INTEGRAL WATER REPELLANT. COLOR: AS SELECTED BY ARCHITECT

3. STONE MASONRY

MANUFACTURER: NORTHFIELD BLOCK (OLDCASTLE) PRODUCT: WATERFORD STONE COLOR: SUNSET BEIGE PATTERN: ASHLAR PROVIDE CORNER RETURNS, STONE MASONRY BULLNOSE TRIM AND SILLS

MORTAR: CEMEX RICH COLOR BASF RHEOPEL MORTAR ADMIXTURE W/ INTEGRAL WATER REPELLANT. COLOR: AS SELECTED BY ARCHITECT

4. <u>EIFS</u>

MANUFACTURER: DRIVIT PRODUCT: 2" THICK OUTSULATION PLUS MD SYSTEM COLORS: E-1 SW 6115 TOTALLY TAN

E-2 SW6090 JAVA E-3 SW4081 SAFETY RED

5. PAINTED HOLLOW METAL DOORS AND FRAMES

MANUFACTURER: SHERWIN WILLIAMS PAINT: (1) COAT SHERWIN-WILLIAMS PROCRYL UNIVERSAL ACRYLIC PRIMER AND TWO (2) COATS SHERWIN-WILLIAMS A-100 EXTERIOR ACRYLIC LATEX-SATIN COLOR: SW6095 TOASTY

6. <u>GLAZING</u>

MANUFACTURER: OLDCASTLE BUILDING ENVELOPE PRODUCT: 1" INSULATING GLASS: EXTERIOR LITE: 1/4" PPG SOLARGRAY INTERIOR LITE: 1/4" PPG SOLARBAN 60 ON CLEAR LOW-E #3 CAVITY: 1/2" AIR FILL

7. <u>STOREFRONT</u>

MANUFACTURER: KAWNEER OR APPROVED EQUAL PRODUCT: VG 451T/CENTER GLASS, THERMALLY BROKEN FRAMING SYSTEMS WITH 1" INSULATED, TEMPERED SAFETY GLASS. COLOR: DARK BRONZE ANNODIZED.

**BUILDING MATERIAL CALCULATIONS:** 

15%

83%

17%

83%

21%

27%

EAST ELEVATION

TOTAL = 1297 S.F.DOOR = 32 S.F.STONE MASONRY = 193 S.F. BRICK MASONRY = 1072 S.F.

SOUTH ELEVATION

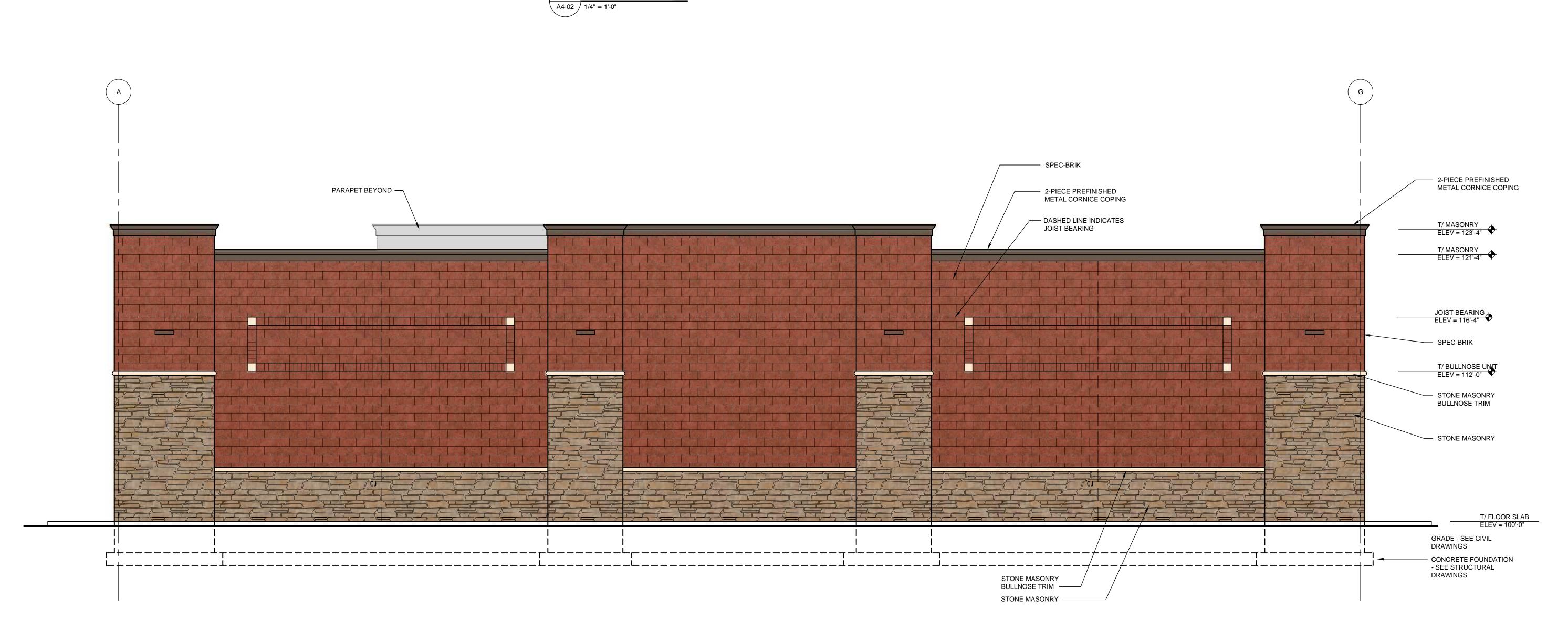
TOTAL = 2066 S.F. STONE MASONRY = 329 S.F. BRICK MASONRY = 1737 S.F.

WEST ELEVATION

TOTAL = 1297 S.F. DOOR = 25 S.F. STONE MASONRY = 209 S.F. 16% BRICK MASONRY = 1063 S.F. 82%

NORTH ELEVATION

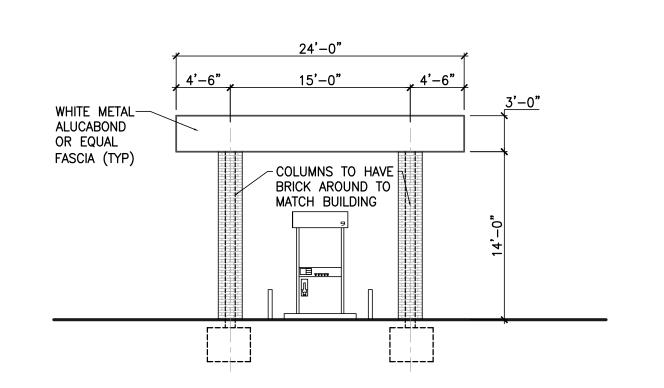
TOTAL = 2064 S.F. STOREFRONT WINDOWS/ DOORS = 425 S.F. 20% EIFS = 648 S.F. STONE MASONRY = 435 S.F. BRICK MASONRY = 556 S.F.





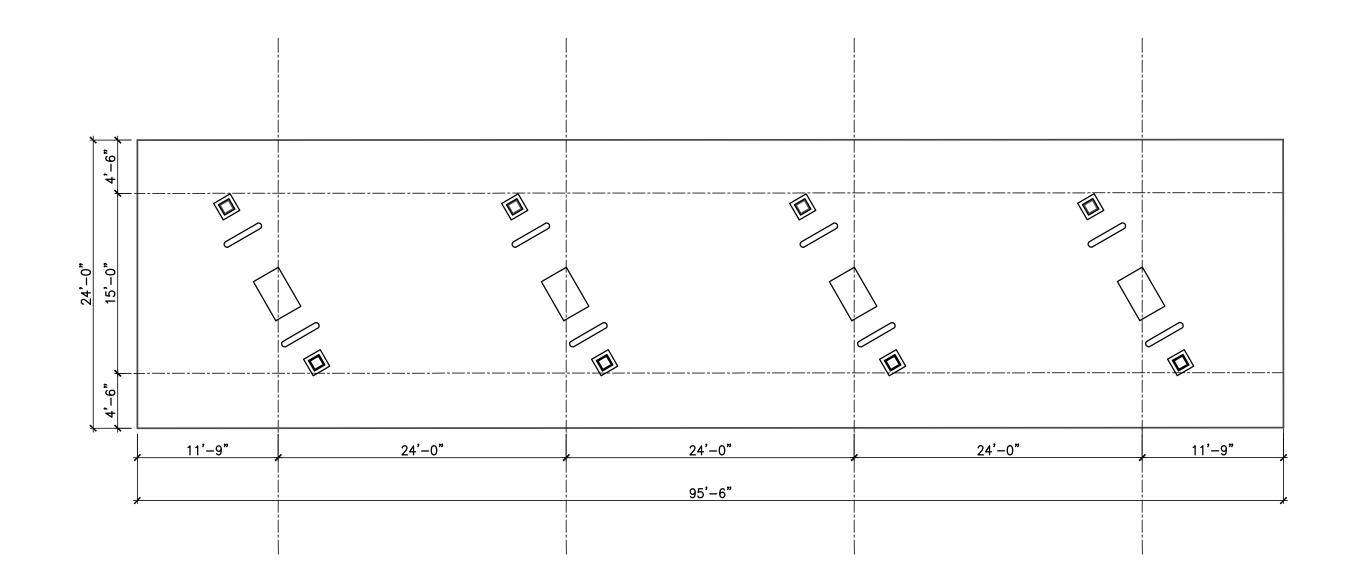
TORE XTERI

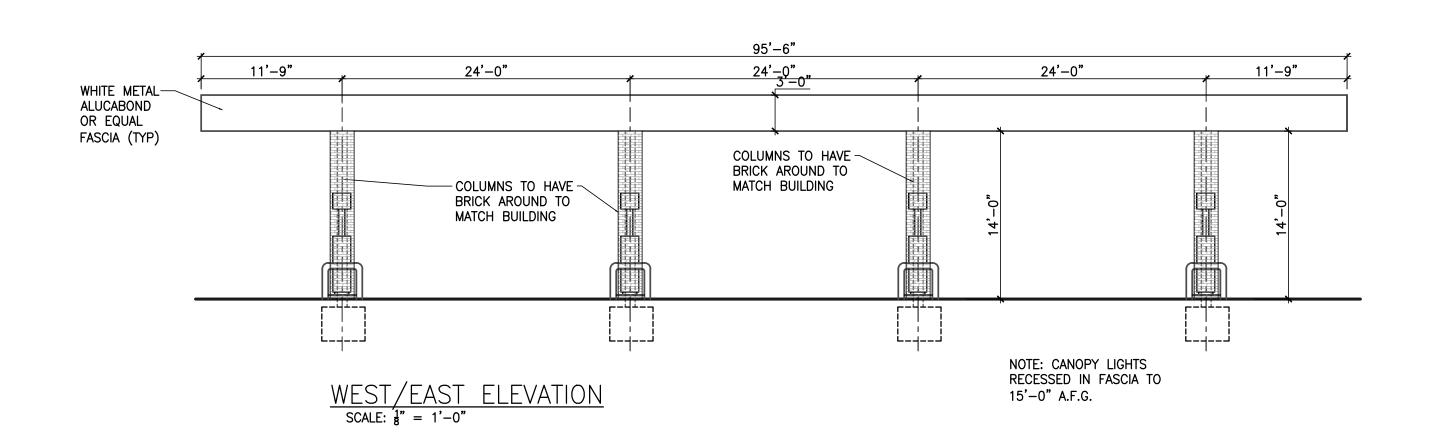
SDM SDM 1/4" = 1'-0"



SOUTH & NORTH ELEVATION

SCALE: \( \frac{1}{8}" = 1'-0" \)







CERTIFIED CANOPY DRAWINGS TO BE SUPPLIED BY CANOPY CONTRACTOR

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#135 MI

9103 N.UNION # TECUMSEH;

STATION GAS

1420 ANN

CIRCLE

ISSUE DATE

04/05/17 03/17/17 07/12/16 05/05/16 03/10/16 09/30/15 08/07/15

DRAWN BY: R.S. CHECKED BY: R.N. APPROVED BY: R.N./T.Q.

ARCHITECTURAL SEAL:

PROJECT NO.: 2621

SHEET TITLE:

CANOPY ELEVATIONS

SHEET NO.: A - 3