PLANNING AND DEVELOPMENT SERVICES STAFF REPORT

For Planning Commission Meeting of March 6, 2012

SUBJECT: Shell Service Station/Convenience Store Revised PUD Zoning and

Supplemental Regulations, and PUD Site Plan

(2679 Ann Arbor-Saline Road) File No. Z12-001 & SP12-001

PROPOSED CITY PLANNING COMMISSION MOTION

The Ann Arbor City Planning Commission hereby recommends that the Mayor and City Council approve the Shell Service Station/Convenience Store Planned Unit Development (PUD) Zoning, Supplemental Regulations and Site Plan.

STAFF RECOMMENDATION

Staff recommends that this proposal be **postponed** until outstanding city staff comments have been addressed.

LOCATION

This site is located at the northeast corner of the West Eisenhower and Ann Arbor-Saline Road intersection (South Area and Malletts Creek Watershed).

DESCRIPTION OF PETITION

The petitioner is proposing to revise the PUD zoning district to construct additions onto the existing 1,000 sq ft convenience store. These additions include 2,189 square feet to the north and east of the existing convenience store and converting the 900 square feet carwash area into new retail space, for a new total of 4,089 square feet.

The existing access drive to the carwash will be converted to landscaping, and the parking lot will be reconfigured for a new total of 16 spaces. Two bicycle parking spaces will be installed at the southwest corner of the parking lot. A 22-foot wide access drive is proposed off the northern reconfigured parking area to link to Cranbrook Village Shopping Center to the east. No changes are proposed to the gas pump islands or canopies.

100-year storm water detention is required and is located at the south end of the site, adjacent to E. Eisenhower. To comply with storm water detention requirements, additional volume is required. No natural features are impacted from this proposal.

Since no supplemental regulations were required as part of this PUD approval in 1995, this petition includes proposed supplemental regulations as part of the site plan request.

The petitioner held a neighborhood meeting on December 16, 2011, consistent with the Citizen Participation Ordinance requirements. The petitioner's summary of this meeting is attached.

SURROUNDING LAND USES AND ZONING

	LAND USE	ZONING
NORTH	Single-Family Residential	R1C (Single-Family Dwelling District)
EAST	Cranbrook Commercial Shopping Center	C1B
SOUTH	Restaurant and Offices	PUD
WEST	Single-Family and Multiple- Family Dwellings	R1C and R4A (Multiple-Family Residential)

COMPARISON CHART

	EXISTING	PROPOSED	1995 APPROVED PUD SITE PLAN REQUIRED/PERMITTED (C1B STANDARDS APPLIED)	PROPOSED PUD SUPPLEMENTAL REGULATIONS REQUIRED/PERMITTED
Zoning	PUD	PUD	PUD	PUD
Gross Lot Area	62,809 sq ft	62,809 sq ft	62,809 sq ft MIN	60,000 sq ft MIN
Floor Area in Percentage of Lot Area	1,900 sq ft 3%	4,089 sq ft 6.5%	25,124 sq ft 40% MAX	94,213 sq ft 150% MAX
Setback – Front (Ann Arbor-Saline)	55 ft *	55 ft *	25 ft MIN	10 ft MIN
Setback – Front (E. Eisenhower)	70 ft*	70 ft*	25 ft MIN	10 ft MIN
Setback – Rear	4.33 ft	4.33 ft	5 ft MIN	0 ft MIN
Height	1 story	1 story 26.6 ft	2 stories 25 ft MAX	4 stories MAX 50 ft MAX
Parking – Automobile	9 spaces	16 spaces	7 spaces MIN	14 spaces MIN
Parking – Bicycle	None	2 spaces – Class C	None	2 spaces MIN – Class C

^{*}Measured from pump canopy

HISTORY

In 1856, the original Mills School was constructed on this site in Pittsfield Township. Between the 1950's and 1990's the building was used as a school and leased to the Washtenaw County apprentice program. In 1967, the parcel was annexed into the City, and it was zoned PL (Public Land) in 1980. In the 1990's, the PTO operated a thrift shop at this site. In 1995, Shell Oil Company requested C2B zoning and was tabled at the request of the Planning Commission to process the site as a PUD. This site was then approved as a PUD for auto service station and carwash. The development agreement was subsequently executed and the buildings constructed.

This PUD proposal was presented to the City Planning Commission for a pre-petition conference at its December 13, 2011 working session.

PLANNING BACKGROUND

The <u>Master Plan: Land Use Element</u> recommends commercial uses for this site. The Plan recommends that retail centers be designed with pedestrian access as a primary goal. Surface parking should be placed at the rear of the building and should not be a dominant element along public streets.

The <u>Non-Motorized Plan</u> recommends bicycle lanes and sidewalks on both sides of the street for South State Street and East Ellsworth.

The <u>Transportation Plan</u> Short-term Recommendations proposes in increase in transit service along Ann Arbor-Saline Road. The Mid-term Recommendations propose intersection/bridge improvements at the I-94/Ann Arbor-Saline Road and West Eisenhower/Ann Arbor-Saline Road intersections.

PUD STANDARDS FOR APPROVAL

According to Section 5:30(6) of the Zoning Ordinance, the Commission shall recommend approval, approval with conditions, or denial, and City Council shall approve or deny the proposed PUD zoning district based on the following standards (petitioner's responses in regular type, staff responses in *italic type*):

(a) The use or uses, physical characteristics, design features, or amenities proposed shall have a beneficial effect for the City, in terms of public health, safety, welfare, aesthetics, or convenience, or any combination thereof, on present and potential surrounding land uses.

The current car wash facility does not have an economic advantage for the site. An expansion of the existing use will enhance the existing convenience store service station for the area residents.

The original PUD allowed for a gasoline service station and car wash without allowing additional intensive commercial uses. The proposed use is compatible with the existing and surrounding uses without adversely impacting traffic circulation.

(b) This beneficial effect for the City shall be one which could not be achieved under any other zoning classification and shall be one which is not required to be provided under any existing standard, regulation or ordinance of any local, state or federal agency.

Expansion of the proposed service will be beneficial to clientele in that a greater degree of products and services can be offered.

The site is already zoned PUD. The supplemental regulations limit the types of uses allowed at this site to those allowed in the C1 district.

(c) The use or uses proposed shall not have a detrimental effect on public utilities or surrounding properties.

The proposed expansion will not have a detrimental effect on public utilities or surrounding properties in that water, sanitary sewer and storm sewer service required for the site will not increase existing impacts on these services.

(d) The use or uses proposed shall be consistent with the Master Plan and policies adopted by the City or the petitioner shall provide adequate justification for departures from the approved plans and policies.

Due to the reduction of the existing car wash facility services, expansion of the retail services will add an additional array of products to area consumers.

The original PUD conforms to the City's Master Plan for commercial uses at this site, as do the proposed amendments. The <u>Master Plan: Land Use Element</u> recommends commercial uses for this site.

(e) If the proposed district allows residential uses, the residential density proposed shall be consistent with the Master Plan and policies adopted by the City or the underlying zoning when the master plan does not contain a residential density recommendation, unless additional density has been proposed in order to provide affordable housing for lower income households in the following manner:

Proposed PUD projects exceeding the residential density recommendation of the master plan, or the underlying zoning when the master plan does not contain a residential density recommendation, by up to 25 percent shall provide 10 percent of the total dwelling units as dwelling units affordable to lower income house holds. Proposed PUD projects exceeding the residential density recommendation of the master plan or the underlying zoning when the master plan does not contain a residential density recommendation, by over 25 percent shall provide 15 percent of the total dwelling units as dwelling units affordable to lower income households.

Provisions to implement the affordable housing proposal shall be included in the PUD supplemental regulations or the development agreement, or both, as determined by the City.

Because no density increase is requested, this request does not apply.

(f) The supplemental regulations shall include analysis and justification sufficient to determine what the purported benefit is, how the special benefit will be provided, and performance standards by which the special benefit will be evaluated.

See attached supplemental regulations.

(g) Safe, convenient, uncongested, and well-defined vehicular and pedestrian circulation within and to the district shall be provided and, where feasible, the proposal shall encourage and support the use of alternative methods of transportation.

No substantial increase in vehicular or pedestrian circulation will be interrupted as this site

expansion is accomplished. Existing pedestrian and vehicular points are more than adequate to provide safe access to the site.

Public sidewalks are located on both Ann Arbor- Saline Road and West Eisenhower Boulevard with connections to the service station/convenience store. No substantial increase in daily traffic to and from this site will occur due to this building addition.

(h) Disturbance of existing natural features, historical features and historically significant architectural features of the district shall be limited to the minimum necessary to allow a reasonable use of the land and the benefit to the community shall be substantially greater than any negative impacts.

No disturbance of existing natural features or historical features is proposed. Existing landscaped greenbelts provide a buffer between existing roadways and adjacent properties.

(i) List any modifications of the City Code that are requested; provide justification for each modification.

No modifications are requested.

DEPARTMENT COMMENTS PENDING OR UNRESOLVED

<u>Traffic</u> – A trip generation evaluation and a statement on the impact to the adjacent intersection is needed.

<u>Systems Planning</u> - A *City of Ann Arbor Geodetic Reference System (AAGRS) Coordinate Transformation Worksheet* shall be submitted for review and approval at this time.

Sewer flow data comparing the proposed flow as a result of this project versus the existing flow shall be included on the plans for evaluation. If the proposed flows are greater than the existing flows, the increased flow must be mitigated.

<u>Development Services</u> – Revised storm water detention calculations based on 1.44 acres are required.

<u>Planning</u> – The development agreement, executed in 1996, limits the uses on the site to retail sales of gasoline and maintenance goods for automobiles; retail sale of convenience foods; and a car wash. An amendment to this agreement is being drafted by staff to remove the use limitations, which will now be set by the supplemental regulations.

The driveway connection to running east to Cranbrook Village Shopping Center does not appear feasible due to significant grade change between parcels. Staff is working with the petitioner on the status of this connection. If viable, an administrative amendment to the shopping center site plan will be required.

Prepared by Chris Cheng Reviewed by Wendy Rampson mg/3/2/12 Shell PUD Page 6

Attachments: Zoning/Parcel Maps

Aerial Photo

Proposed Supplemental Regulations

PUD Site Plan

PUD Landscape Plan PUD Elevations

12/16/11 Citizen Participation Meeting Summary

c: Petitioner/Owner: Abe Ajrouch

2679 Ann Arbor-Saline Road

Ann Arbor, MI 48103

Petitioner's Representative: William Goodreu, PE

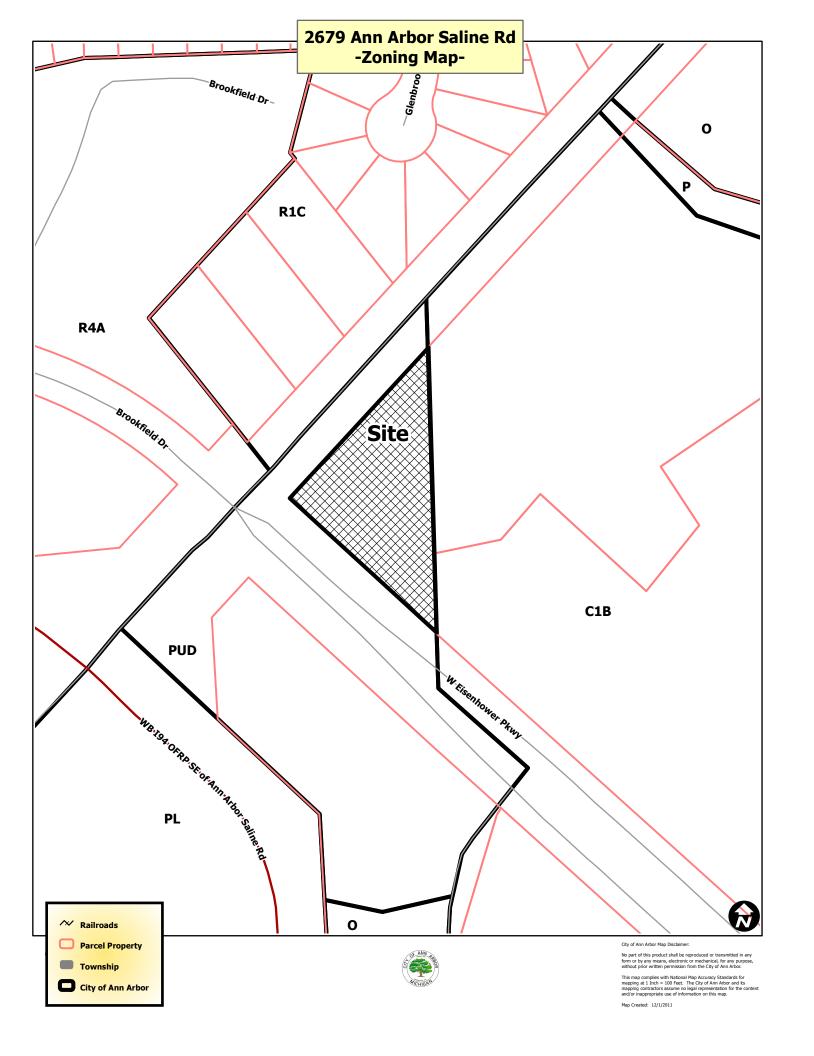
Civil Design Services

P.O. Box 163

Fowlerville, MI 48836

City Attorney
Project Management
Systems Planning

File No. SP12-001 & Z12-001









Shell Service Station/Convenience Store PUD Zoning District Supplemental Regulations

Section 1: Purpose

It is the purpose of City Council in adopting these regulations to create a more functional set of PUD regulations for this parcel. These regulations will create additional convenience retail options on this site, as well as the opportunity for additional employees. These regulations will support design guidelines for this visible gateway site.

Section 2: Applicability.

The provisions of these regulations shall apply to the property described as follows:

COM AT E 1/4 COR SEC 6, T3S, R6E, TH S 18 MIN 35 SEC E 818.68 FT ALNG EL OF SEC 6 TO POB, TH S 18 MIN 35 SEC E 501.69 FT, TH N 46 DEG 28 MIN 10 SEC W 347.15 FT, TH N 43 DEG 32 MIN 25 SEC E 361.43 FT TO POB, PRT OF SE 1/4 SEC 6 AND PRT OF LOT 3 CRANBROOK SUB CONTAINING 1.44 AC

Otherwise known as 2679 Ann Arbor-Saline Road. Ann Arbor, MI 48103

These regulations are intended to supplement only those provisions in the City Codes that may be modified as a part of a PUD and shall not be construed to replace or modify other provisions or regulations in the City Codes.

Section 3: Findings

The beneficial effects of the proposed site plan and supplemental PUD regulations are as follows:

- (A) The expansion of convenience retail options at this site will benefit the surrounding neighborhoods.
- (B) The architectural design standards set by the PUD will ensure appropriate development of this gateway site.
- (B) Additional job opportunities within the City limits will result from the expansion of the retail store.
- (C) The Mallets Creek watershed will be protected and enhanced by the expanded storm water management system within the development.
- (D) The parcel described above meets the standards for approval as a PUD, and the regulations contained herein constitute neither the granting of special privilege nor deprivation of property rights.

Section 4: PUD Regulations

(A) Permitted principal uses shall be:

- (1) Those principal uses permitted in the C1 (Local Business District) as set forth in the Zoning Ordinance of City Code.
- (2) Gasoline service station
- (3) Car wash

(B) Permitted accessory uses shall be:

- (1) Those accessory uses permitted in the C1 (Local Business District) as set forth in the Zoning Ordinance of City Code.
- (2) Temporary display and sales of merchandise sold by the principal use, subject to a maximum of 180 days per calendar year, occupying an area 10% of the size of the principal building or use, not located in any required open space, and maintaining adequate pedestrian and vehicular circulation. Permitted in all commercial zoning districts with Zoning Compliance Permit.

(C) Setbacks:

Front: North (Ann Arbor – Saline Road) – 10 feet MINIMUM

South (West Eisenhower Boulevard) – 10 feet MINIMUM

Rear: None

(D) Height:

50 feet MAX

- (E) Lot Size: The size of the PUD zoning district shall be a minimum of 60,000 sf.
- (F) Floor Area Ratio:

Allowable floor area in percentage of lot area for the PUD shall be 150% MAX

- (G) Parking: Vehicular and bicycle off-street parking shall be provided as required by City Code.
- (H) Architectural and Site Design:

The exterior site and building features shall be consistent with the following design guidelines, as determined by the Planning Manager:

Design of the building on the site shall contain a dominant architectural feature that serves as a focal point for this gateway site.

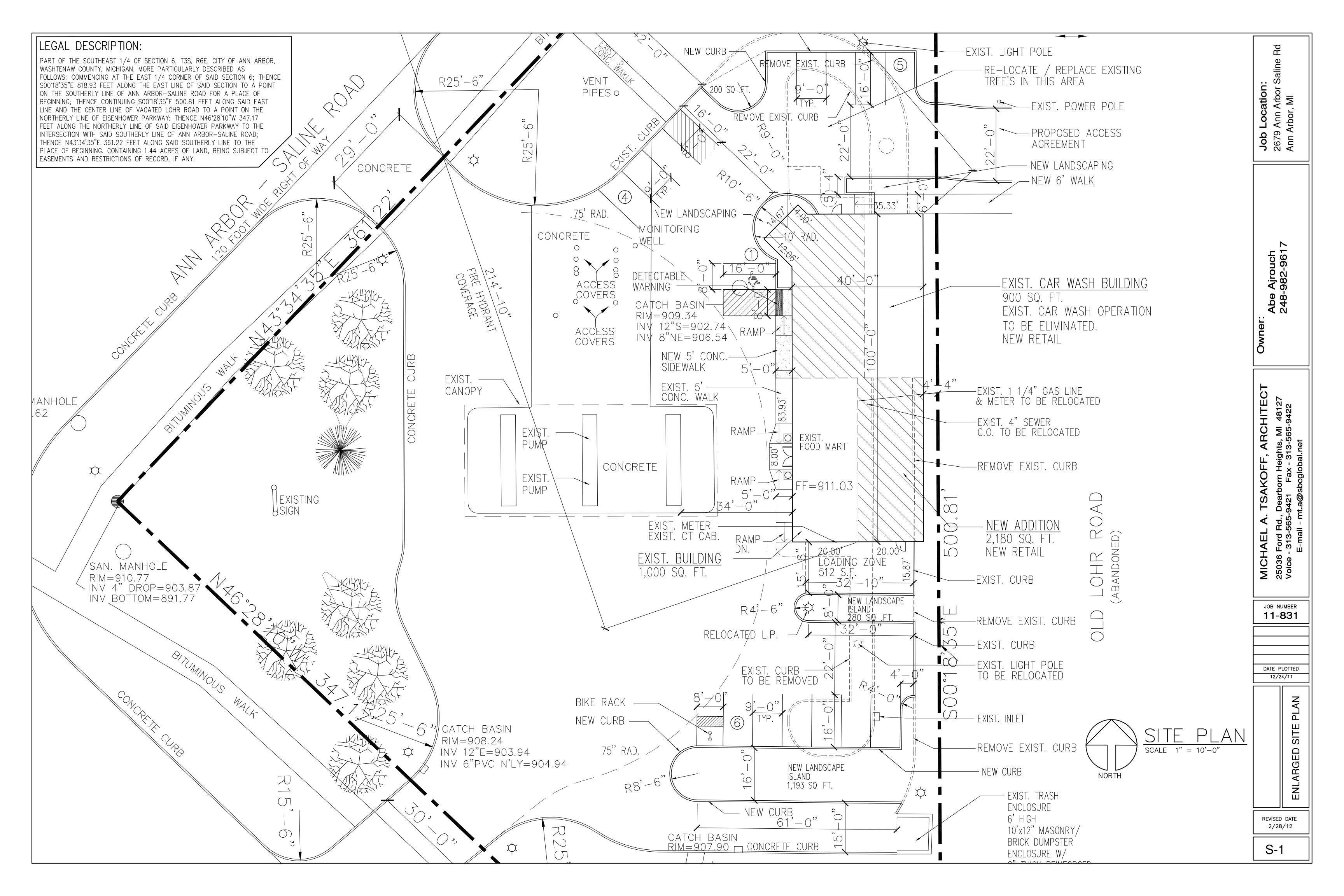
Driveways, access points, loading docks and outdoor sales areas shall be located to minimize impact on pedestrians and maintain pedestrian safety, circulation and comfort.

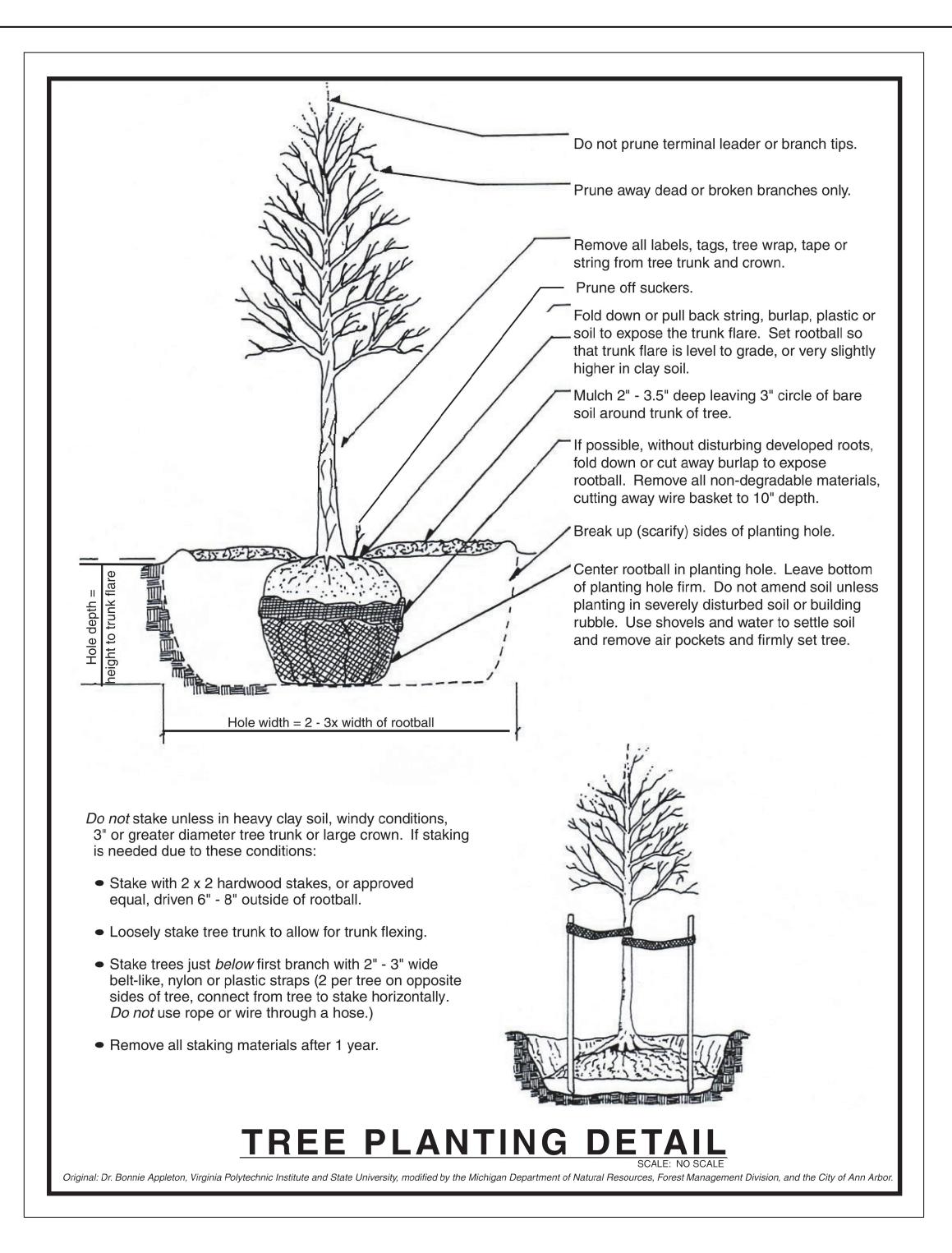
Locate and sufficiently screen mechanical systems to minimize visual impacts from the right-of-way and adjacent buildings.

Principal exterior materials of all sides of buildings shall be of a permanent quality, such as masonry, cultured stone, glazed tile, or textured concrete block. Roof areas visible from ground level shall be surfaced with standing seam metal or metal cap.

Building façades shall be detailed to provide architectural relief, accent materials, fenestration, and varied rooflines.

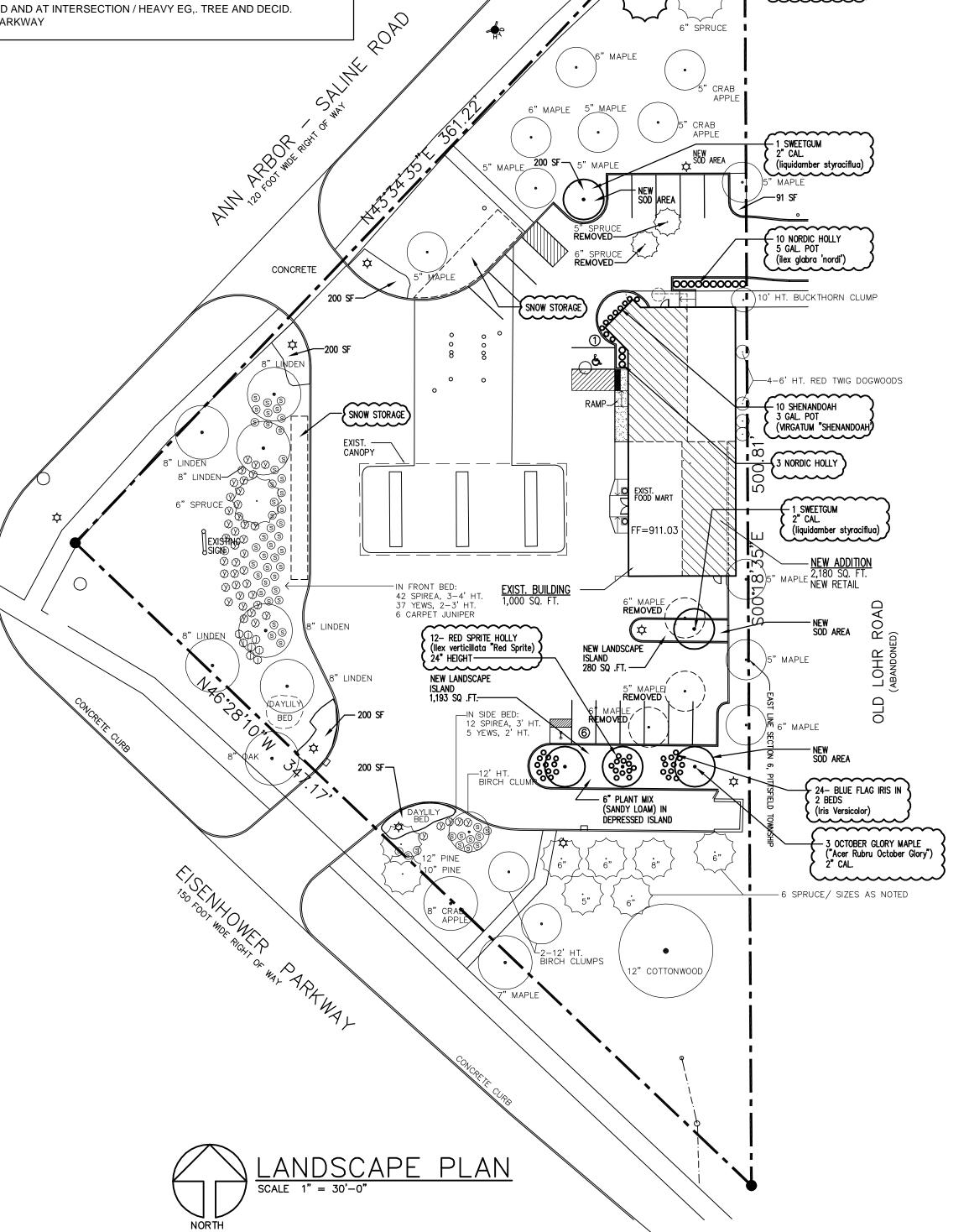
Prepared by Chris Cheng CC/mg







LANDSCAPE MATERIAL LIST				
	QTY	BOTANICAL AND COMMON NAMES	SIZE	
	1	WHITE SPRUCE (picea glauca)	7' high B & B	
\odot	2	SWEETGUM (liquidamber styraciflua)	2" cal.	
٥	13	NORDIC HOLLY (ilex glabra 'nordi')	5 gal. pot	
٥	10	SHENANDOAH (VIRGATUM "SHENANDOAH"	3 gal. pot	
۰	12	12- RED SPRITE HOLLY (llex verticillata "Red Sprite)	24" HEIGHT	
٥	24	BLUE FLAG IRIS IN (Iris Versicolor)		
	3	OCTOBER GLORY MAPLE ("Acer Rubru October Glory")	2" CAL.	



LANDSCAPE GENERAL NOTES

1. The location of existing or proposed utilities are shown for general locations only. The Contractor shall determine the exact location of all utilities before commencing work, and agrees to be fully responsible for any and all damages which might be occasioned by the Contractor's failure to exactly locate and preserve any and all utilities. If conflicts of a proposed site improvement occurs with any utility, the Contractor shall notify the Landscape Architect of such conflict prior to relocating the site improvement for review of the condition. The proposed element in conflict shall not be installed until written approval is provided by the office of the Architect. CONTACT MISS-DIG 1-800-482-7171 prior to any work.

- 2. Trees and plant material on the approved site plan cannot be removed without approval by Public Service area administrator/designee or appropriate approving body.
- 3. All disturbed areas shall be restored with 3" deep topsoil and sodded with Michigan State Seed Company Grade 'A' sod mix. The entire site shall be irrigated with an automatic underground irrigation system.
- 4. All landsacpe improvements shall be installed by a Landsacpe Contractor familiar with the trade. The installation of plant materials must consider any site conditions that may require special soil modifications or planting depths. Plant substitutions must be approved by Public Service Area administrator/designee or appropriate approving body.
- 5. All mulch shall be Hardwood shredded bark, installed 4" deep unless otherwise indicated. All planting bed areas in which shrubs are installed shall be mulched as a mass bed area. Landscape commerical grade black vinyl edging shall be installed at all locations were mulch meets lawn areas. All soils within planting beds or root ball zone areas shall have Preen, Treflan or equal applied to the soil (per manuf. spec.) prior to installation of shredded bark mulch.
- 6. All plant materials shall be maintained regularly in a healthy and growing state. Materials that are unsightly, dead, dying, or that become unhealthy because of damage, neglect, drainage problems, disease, insect infestation, or other causes shall be replaced within one year.

- 7. Earth berms shall not exceed one foot vertical for each three feet horizontal and shall have at least a two feet wide generally flat top.
- 8. The Contractor shall have the option to stake all canopy trees 1.5" caliper and greater and all evergreen trees 5' or taller. If staking is installed each tree shall have a minimum one 2x2 hardwood stake per tree with a rubber hose guard sleeve around the trunk to protect it from the guying wire attached to the stake. Guying wire should be 12 guage minimum. All guying materials shall be removed in two years maximum.
- 9. All plant materials and lawn areas shall be installed and maintained in accordance with the City of Ann Arbor Ordinance requirements.
- 10. All diseased, damaged or dead materials shown on the site plan shall be replaced by the end of the following growing season.
- 11. All trees will be planted at least 15 feet center to center.
- 12. Replacement trees will be planted within 30 days of completion of hardscape construction on site, or as soon as planting conditions allow if construction is completed during winter conditions.
- 13. Any applicatyions of fertilizer beyond the additional topsoil and seeding shall be a fertilizer
- with no phosphorus.
- 14. Compacted soil areas to be treated on site: - Existing weedy vegetation to be removed
- 4" topsoil to be applied to surface Rototill topsoil to a depth of 8"
- 15. New landscape islands on site to be provided with 6" sandy loam planting medium minimum.
- 16. Snow shall not be pushed onto interior landscape islands unless designated for snow storage.

Job 2679 Ann *A*

EAST 1/4 CORNER SECTION 6 T3S, R6E, PITTSFIELD TOWNSHIP WASHTENAW COUNTY, MICHIGAN

7' TALL (picea glauca)

MICHA! 25036 For Voice - 31

JOB NUMBER 11-831

DATE PLOTTED

လ Ы LANDSCAPE

REVISED DATE 2/28/12



P.O. Box 163 • Fowlerville, MI 48836 (586) 980-9118 • Fax (517) 546-2059

December 27, 2011

City of Ann Arbor 301 East Huron Street P.O. Box 8647 Ann Arbor, Michigan 48107-8647

Re: Shell Service Station/Convenience Store 2679 Ann Arbor-Saline Road

To Whom It May Concern:

We conducted the Citizen Participation Meeting for the referenced project on December 16, 2011. (see attached meeting notice form)

A total of ten (10) area property owners attended the meeting. We presented the proposed plan and received the following comments from those in attendance:

- 1. The price of gas is a concern.
- 2. What will be included in outside sales at the front of the store?
- 3. Opposition to "fast food."
- 4. Will alcohol be sold?
- 5. Provide a safe environment for children.
- 6. Will fireworks be sold?

If you should need additional information regarding the meeting, please contact me at (586) 980-9118.

Sincerely,

William J. Goodreau, PE

CITIZEN PARTICIPATION MEETING

The purpose of this notice and the City of Ann Arbor's Citizen Participation Ordinance (CPO) is to promote effective citizen participation in the project development process, to mitigate potential impacts (whether real or perceived), and to facilitate ongoing communication between the petitioner and citizenry. Written information about citizen participation is being mailed to all property owners, addresses and registered neighborhood groups within 1,000 feet of the proposed petition site, as well the Planning and Development Service Unit. A Citizen Participation Meeting will be held, and individuals receiving notices will be able to discuss the application with the petitioner and express any concerns, issues or problems regarding this project they may have. A summary of this information will be submitted by the petitioner to the City Planning Department as part of the petition for Site Plan Review, and may further be taken into account by the petitioner in the final development of the project.

PROJECT OVERVIEW

Proposed 2180 Sq. Ft. building addition to existing Shell Gas Station located at 2679 Ann Arbor Saline Road. Additional parking is also proposed.

MEETING LOGISTICS

Date: Friday December 16, 2011

Time: 6:00 PM

Location: Ann Arbor Library 2359 Oak Valley Ann Arbor, Michigan

In order for the petitioner to best prepare for the meeting, attendees are requested to RSVP by 5:00 PM Wednesday December 14, 2011 to the contact person below.

CONTACT INFORMATION

Questions may be referred to William J. Goodreau (Civil Design Services) during regular business hours at (586) 980-9118 or email at billwjgood@broadstripe.net.