PLANNING AND DEVELOPMENT SERVICES STAFF REPORT

For Planning Commission Meeting of October 17, 2017

SUBJECT: The Cottages at Barton Green Site Plan and Wetland Use Permit.

(West side of Pontiac Trail, south of Dhu Varren Road)

Project No. SP17-014

PROPOSED CITY PLANNING COMMISSION MOTION

The Ann Arbor City Planning Commission hereby recommends that the Mayor and City Council approve The Cottages at Barton Green Site Plan and Development Agreement.

PROPOSED CITY PLANNING COMMISSION MOTION

The Ann Arbor City Planning Commission hereby recommends that the Mayor and City Council approve the Cottages at Barton Green Wetland Use Permit to allow filling and mitigation of 2,200 square feet of wetland and on-site mitigation.

STAFF RECOMMENDATION

Staff recommends that the petition be **postponed** to provide the petitioner with an opportunity to address staff comments related to the traffic impact study as well as engineering and landscaping issues.

LOCATION

This site is located at the west side of Pontiac Trail south of Dhu Varren Road in the Huron River and Traver Creek watersheds. The Northsky development project is located immediately to the north.

DESCRIPTION OF PETITION

General Information – The 31.93 acre site slopes down from Pontiac Trail toward the west. The eastern two-thirds of the site consists primarily of former farmland that has been overgrown with shrubs and small trees. A high quality woodland and wetland exist on the western third of the site. The petitioner is proposing to construct a 225 unit apartment community (716 bedrooms) in multiple duplexes and townhomes with 559 surface parking spaces and a clubhouse and pool. The main access drive is provided to Pontiac Trail. Another access drive is proposed to the North Sky development project immediately north of the site (St Regis Way). An emergency-only drive (gated) is provided to Skydale Drive near the southwest corner of the site. Parking is proposed to be provided in surface parking lots throughout the site. Four large surface detention ponds are proposed to handle storm water. A small portion of the wetland on the south side of the site will be filled; mitigation will take place on-site adjacent to another wetland on the north side of the site. The club house is the building closest to the southern property line. It is proposed to be approximately 50 feet from the property line and approximately 112 feet from the back of the nearest home along Skydale Drive.

<u>Building Height</u> – The petitioner is proposing three-story buildings that would be a maximum of 34.75 feet in height. Chapter 55 (Zoning) requires a maximum of 35 feet in height.

<u>Parking</u> – The project proposes to provide 559 vehicle parking spaces of which seven are barrier free; 441 spaces are required. Bioswales are provided throughout the parking areas. A total of 244 bicycle parking spaces are proposed (50% Class A; 50% Class C required); 45 bicycle parking spaces are required. The bicycle parking spaces are scattered throughout the site.

<u>Natural Features</u> – Thirty-three Landmark trees and 44 Woodland trees are proposed to be removed. A total of 225 mitigation trees are proposed to be provided. Additionally, 99 Conflicting Land Use Buffer trees are proposed to be planted. Of the total of 383 trees are proposed to be planted on the site; 222 are deciduous and 161 are conifers.

A 2,200 square feet wetland along the south property line, east of the proposed connection to Skydale Drive is proposed to be removed. A 4,080 square feet of mitigated wetland is proposed to be located northwest of the westernmost detention pond. The developer has proposed providing 5 years of monitoring. Although the State of Michigan doesn't regulate the existing wetland, City code requires the developer to mitigate the loss of this wetland. The developer has submitted a petition for a wetland use permit.

The project proposes that 75.9% of the site remain in the form of open space.

<u>Solid Waste</u> – Solid waste is proposed to be handled in a trash and recycling enclosures scattered around the community. They will be screened with masonry walls.

<u>Traffic Impact Study</u> – A traffic study was conducted by Midwestern Consulting, Inc. and reviewed by City staff and the City's consultant Hubbell, Roth & Clark. The City is providing the petitioner an opportunity to address a number of traffic related issues such as a center left turn lane in Pontiac Trail, pedestrian crossings of Pontiac Trail, possible intersections improvements for Pontiac Trail and Dhu Varren as well as Barton Drive and Traver Road. The petitioner has agreed to provide a sidewalk from St Regis Way to Skydale Drive as well as public access to the proposed park on the west side of the site.

<u>Storm Water Detention</u> – Storm water is primarily handled by four large detention ponds. One is located on the far northeast side of the site and drains toward Traver Creek. The three on the south side of the site drain toward the Huron River. Rain garden/bio-retention areas throughout the parking lot also provide some storm water capture in the form if infiltration.

<u>Park Dedication</u> – The petitioner has agreed to dedicate 9.86 acres on the far west side of the site as parkland. The proposed parkland includes a high quality forest fragment, a wetland and woodland. The petitioner has agreed to devote three years to helping restore the natural area to a natural state, which includes the removal of invasive plant species and the planting of native trees. The site plan includes a description of this woodland restoration plan. The park will provide access to a low impact trail system that may someday head toward the Huron River. Members of the public will be able to access the park through an access easement the developer is providing near Skydale Drive.

<u>Sanitary Sewer</u> – The sanitary mitigation flowrate is 242 gallons per minute, which will be mitigated prior to the issuance of the certificate of occupancy.

<u>Building Materials</u> – The petitioner proposes that the siding of the residential buildings and the clubhouse be primarily a fiber cement board.

<u>Citizen Participation</u> – The petitioner held a Citizen Participation meeting on February 2, 2017 at the Traverwood Branch Library prior to submitting the site plan. A total of 702 post cards were mailed to adjoining residents. Forty-one individuals attended the meeting. The Citizen Participation report is attached.

<u>Development Agreement</u> – A development agreement has been drafted to address the parkland dedication, required sanitary sewer mitigation, and off-site traffic impacts.

SURROUNDING LAND USES AND ZONING

	LAND USE	ZONING
NORTH	Vacant	R4C ("North Sky" development project)
EAST	Single Family	Township
SOUTH	Single Family	R1C (Single Family Dwelling)
WEST	Freeway	Freeway, Township

COMPARISON CHART

		EXISTING	PROPOSED*	REQUIRED				
Z	oning	R4A (Multiple Family)	R4A (Multiple Family)	R4A (Multiple Family)				
G	Gross Lot Area 31.93 acres		31.93 acres	.5 acres (21,780 sq/ft)				
	Front	None	15 (MIN) St Regis Way	15 ft MIN 40ft MAX				
Setbacks	Side(s)	None	23.5 ft (North) 50 ft (South)	20 ft MIN (North) 20 ft MIN (South)				
	Rear None		324 ft	30 ft MIN				
Н	Height 0		34.75 ft*	35 ft MAX				
	Parking - Automobiles 0 spaces		545 spaces	441 spaces MIN				
Parking – Bicycles 0 spaces		24 spaces – Class A 220 spaces – Class C	23 spaces – Class A 22 spaces – Class C					

^{*} Requires Planned Project Approval.

HISTORY

The site had been used for farming for many years. Farming ended decades ago. No structure currently exists on the site.

PLANNING BACKGROUND

The <u>Master Plan: Land Use Element</u> recommends residential uses on the site with densities of between 7-10 dwelling units per acre. A mixture of housing types is recommended including duplexes and attached townhouses.

The <u>Non-Motorized Transportation Plan</u> recommends bicycle lanes and sidewalks on both sides of Pontiac Trail.

SERVICE UNIT COMMENTS

<u>Transportation</u> – City staff is providing the petitioner with an opportunity to address a number of comments related to traffic including: a center left turn lane in Pontiac Trail, pedestrian crossings of Pontiac Trail, possible intersections improvements for Pontiac Trail and Dhu Varren as well as Barton Drive and Traver Road.

<u>Engineering</u> – The proposed alignment of the water main between the Northsky development and the site is shown between buildings 40 and 41. This proposed water main requires a 40 foot wide utility easement. Sidewalks along St. Regis Drive must meet ADA guidelines for slope. The off-site water main improvements would increase water pressure to the Skydale neighborhood to unacceptable levels and must be eliminated. Provide a utility phasing plan.

<u>Landscaping</u> – Trees should not be shown being planted above underground utilities. The removal of Wetland A requires mitigation. A wetland mitigation and monitoring plan must be provided.

Prepared by Jeff Kahan Reviewed by Brett Lenart 10/12/17

Attachments: Parcel and Zoning Map

Aerial Photo Site Plan Landscape Plan Elevations

Citizen Participation Report
Draft Development Agreement

c: Petitioner: Trinitas Development, LLC

201 Main Street, Suite 1000

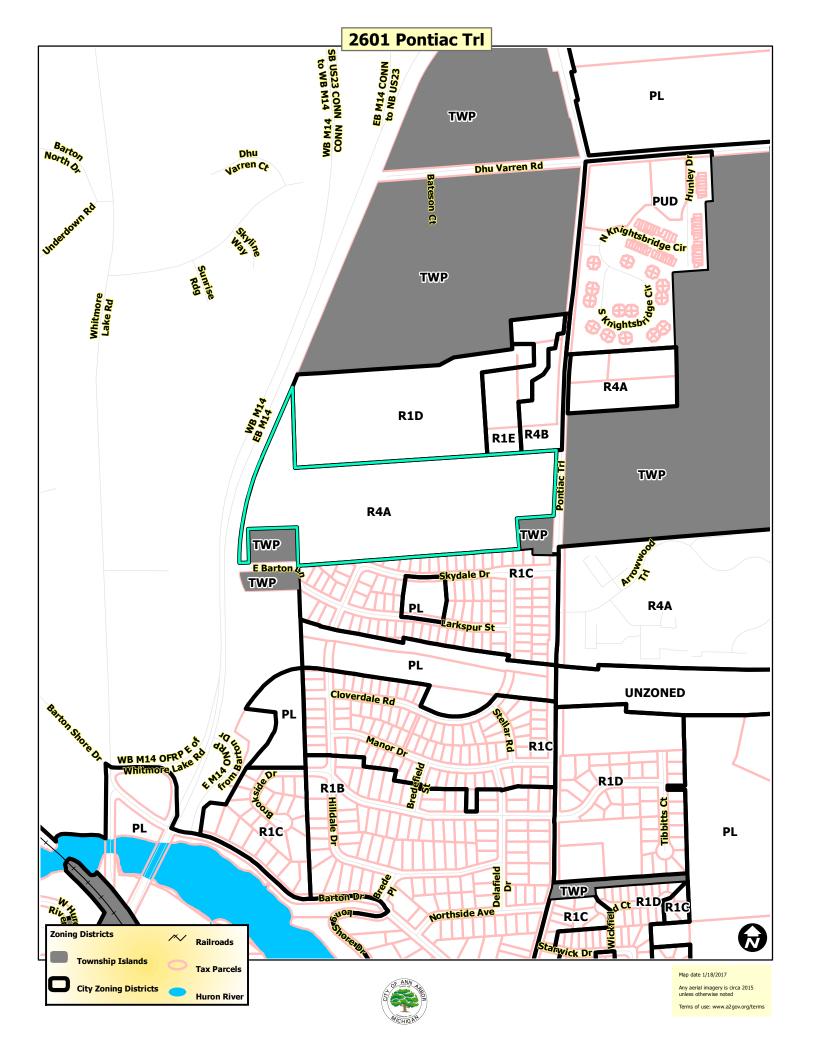
Lafayette, IN 47901

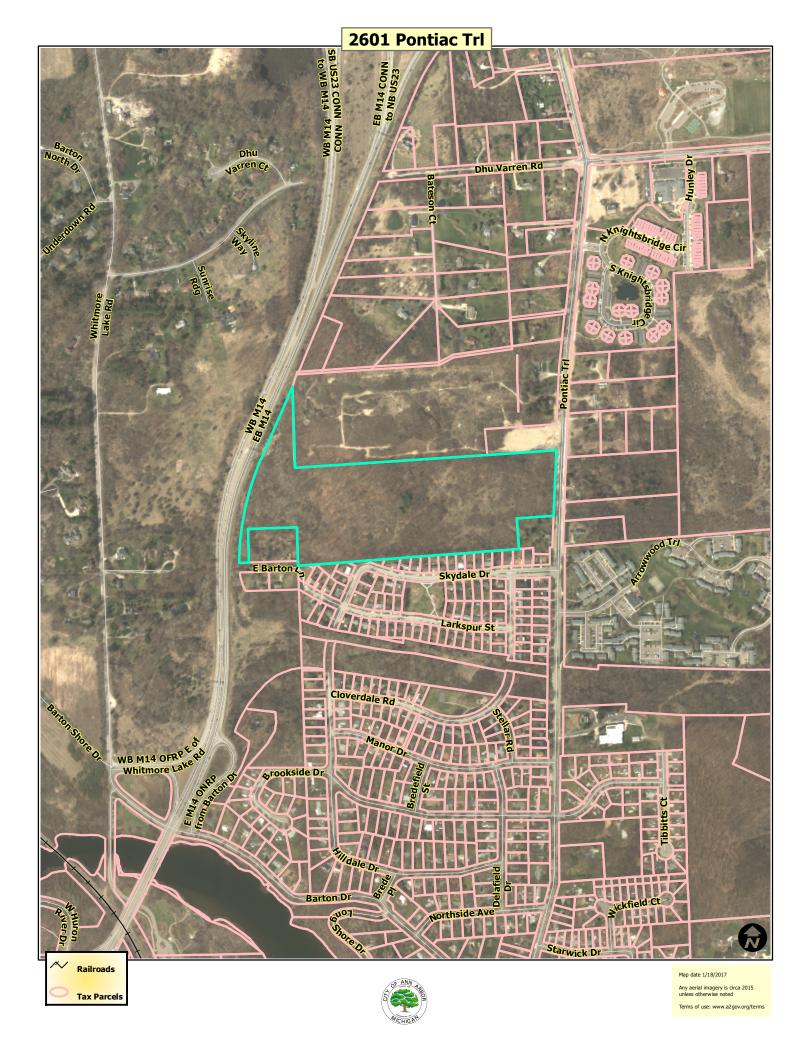
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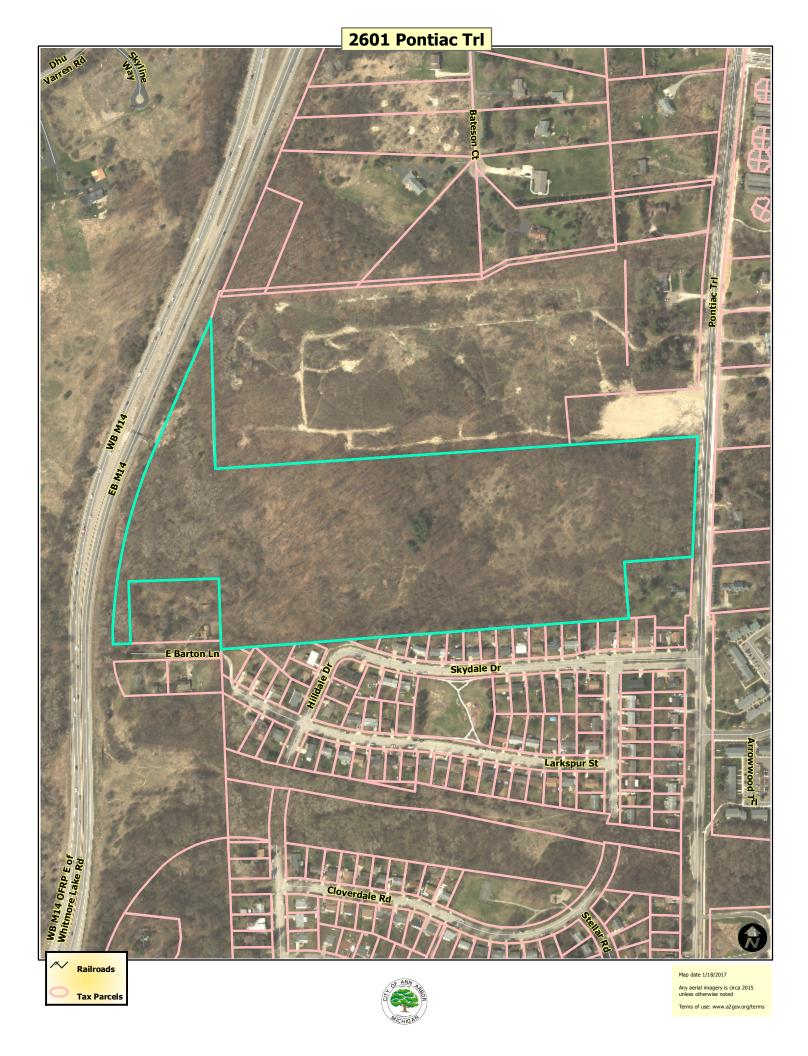
Petitioner's Agents: Scott Betzoldt
Midwestern Consulting, LLC
3815 Plaza Drive

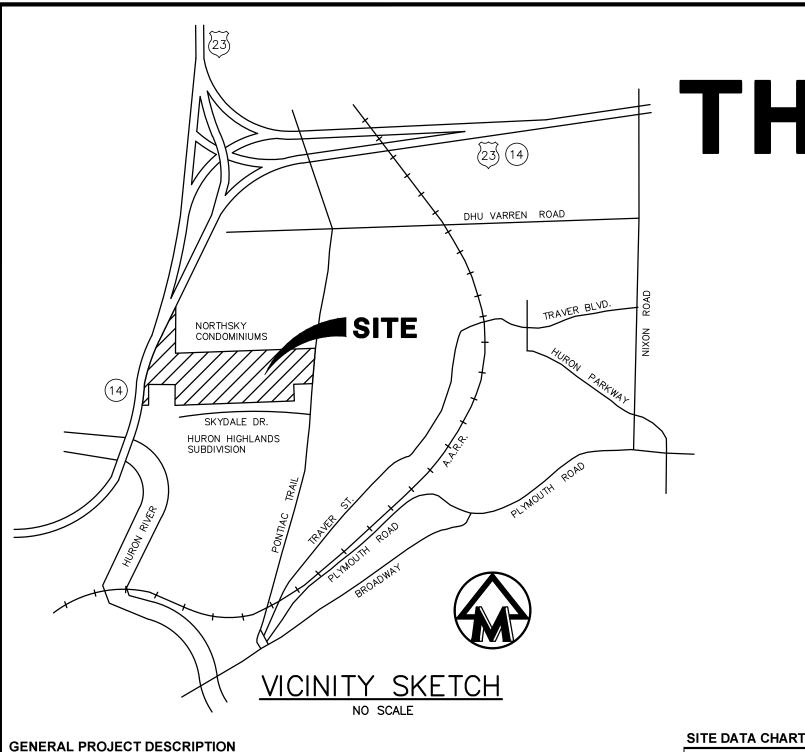
Ann Arbor, MI 48108

Systems Planning Project Management Project No. A13-004, Z13-013; SP13-030









This project site is located at 2601 Pontiac Trail, on the west side of Pontiac Trail between the

Huron Highlands subdivision and the proposed Northsky development, and is currently vacant.

The development program includes the construction of 225 fully furnished, market rate, rental

apartments and cottages with 716 bedrooms, 559 parking spaces, a Community Building, a

Maintenance Building, and site amenities include pools/deck area, basketball court, sand

volleyball court, totlot, and pathways into the proposed park area. A private shuttle bus service

will also be provided. A new public road segment will be constructed to connect from Pontiac

Trail to the proposed stub of St. Regis Way on the south edge of the Northsky development.

complete by July 31, 2019.

THE COTTAGES AT BARTON GREEN

LOCATED IN THE NW 1/4 OF SECTION 16, T2S, R6E, CITY OF ANN ARBOR, WASHTENAW COUNTY, MICHIGAN SITE PLAN FOR CITY COUNCIL

DEVELOPER

TRINITAS DEVELOPMENT, LLC 201 MAIN STREET, SUITE 1000 LAFAYETTE. INDIANA 47901 ATTN: DAMIAN VANMATRE PH: (765) 807-2713

	EX./REQ.	PROPOSED
ZONING:	R4A	R4A
GROSS SITE AREA:	0.5 ACRES	31.93 ACRES
NET SITE AREA (W/0 R.O.W.S)	0.5 AC; 21,780 SF	30.59 ACRES ¹
LOT WIDTH:	120 FT	454 FT
LOT AREA / UNIT	4,300 SF MIN.	5,922 SF
DENSITY	10.13 DUA MAX.	7.36 DUA
	314 DU MAX.	225 DU
SPACE USE SUMMARY:		
BUILDING FOOTPRINTS		145,958 SF
PARKING, DRIVES, TRASH AREAS		175,529 SF
USEABLE OPEN SPACE	65% MIN.	1,011,013 SF ²
		23.2 AC/75.9%
ZONING COMPARISON INFORMATION:		
FRONT SETBACK: East, West, St. Regis W	15 - 40 FT	15 - 40 FT
SIDE SETBACK: North, South	20 FT+ ³	23.50 FT MIN.
REAR SETBACK: West	30 FT+ ⁴	324.0 FT MIN.
BUILDING HEIGHT:	35 FT ⁵	34.75 FT MAX.
BUILDING SPACING:	20 FT MIN.	20 FT MIN.
CONFLICTING LAND LISE BLIEFER:	15 FT MIN ⁶	15 FT MIN

OWNER

MW LAND, LLC 1419 BURGUNDY COURT ANN ARBOR, MI 48105 ATTN: SANTOSH MEHRA PH: (734) 996-0482

VEHICULAR PARKING Type of Space Required Provided

9' s	paces	441	545			
BF :	spaces	7	7			
BF∖	/ spaces	2	7			
TO	TOTAL 450* 559					
* 2 9	* 2 spaces / unit required					

2.48 spaces / unit provided 0.78 spaces / bedroom

ARCHITECT

KJG ARCHITECTURE, INC. 527 SAGAMORE PKWY. W. SUITE 101 WEST LAFAYETTE, IN 47906 ATTN: BARRY KNECHTEL

PH: (765) 497-4598 1. Per Chapter 49, Section 4:58 of the City code, "all sidewalks within the City shall

- be kept and maintained in good repair by the owner of the land adjacent to and abutting upon the same." Prior to the issuance of the final Certificate of Occupancy for this site, all existing sidewalks in need of repair must be repaired in accordance with City standards. 2. "All work within the City of Ann Arbor covered by these plans shall be performed
- in complete conformance with the current City of Ann Arbor Public Services Department Standard Specifications and Details. 3. "The omission of any current standard detail does not relieve the contractor from this requirement. The work shall be performed in complete conformance with the current public services standard specifications and details."

ENGINEER/SURVEYOR MIDWESTERN CONSULTING, L.L.C. 3815 PLAZA DR. ANN ARBOR, MI. 48108

CONTACT: SCOTT BETZOLDT, P.E. PH: (734) 995-0200

SITE ANALYSIS AND NATURAL FEATURES PROTECTION PLAN (CENTER) SITE ANALYSIS AND NATURAL FEATURES PROTECTION PLAN (WEST) DIMENSIONAL SITE PLAN (EAST) DIMENSIONAL SITE PLAN (WEST) UTILITY PLAN (EAST) UTILITY PLAN (WEST) OVERALL UTILITY PLAN UTILITY PLAN - OFFSITE WATERMAIN MODIFICATIONS GRADING & SOIL EROSION CONTROL PLAN (EAST) GRADING & SOIL EROSION CONTROL PLAN (WEST) SOIL EROSION CONTROL DETAILS AND STORMWATER MANAGEMENT PLAN STORMWATER MANAGEMENT PLAN PHASING NARRATIVE & CONSTRUCTION SEQUENCE LANDSCAPE AND MITIGATION PLAN (EAST) LANDSCAPE AND MITIGATION PLAN (WEST) LANDSCAPE NOTES AND DETAILS

Sheet List Table

SHEET NUMBER SHEET TITLE

COVER SHEET

TREE INDEX

TREE INDEX

PLAN (EAST)

SITE PLAN NOTES AND TABLES

EXISTING CONDITIONS AND SURVEY PLAN (EAST)

EXISTING CONDITIONS AND SURVEY PLAN (WEST)

EXISTING CONDITIONS AND SURVEY PLAN (CENTER)

SITE ANALYSIS AND NATURAL FEATURES PROTECTION

ALTERNATIVES ANALYSIS (3 & 4) FIRE PROTECTION PLAN PHOTOMETRIC PLAN OVERLAY PLAN

WOODLAND RESTORATION PLAN AND

MISCELLANEOUS SITE DETAILS

ALTERNATIVES ANALYSIS (1 & 2)

TRASH/RECYCLE TRUCK ACCESS DIAGRAM

BUILDING FLOOR PLANS BUILDING FLOOR PLANS BUILDING FLOOR PLANS A112 TOWNHOME BUILDING PLAN A114 TOWNHOME T1 BUILDING PLAN

A115 CLUBHOUSE FLOOR PLAN POOL DECK PLAN & DETAILS A116 A120 UNIT PLANS

A121 UNIT PLANS A122 TH UNIT PLANS A200 EXTERIOR ELEVATIONS A201 EXTERIOR ELEVATIONS A202 EXTERIOR ELEVATIONS A203 TH EXTERIOR ELEVATIONS

A204 TH T1 EXTERIOR ELEVATIONS A205 CLUBHOUSE EXTERIOR ELEVATIONS A206 CLUBHOUSE EXTERIOR ELEVATIONS

COTTAGES AT BARTON GREEN

AMENITY PLANS AND ELEVATIONS

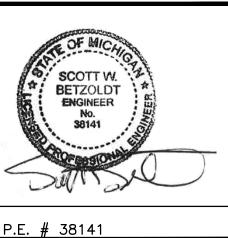
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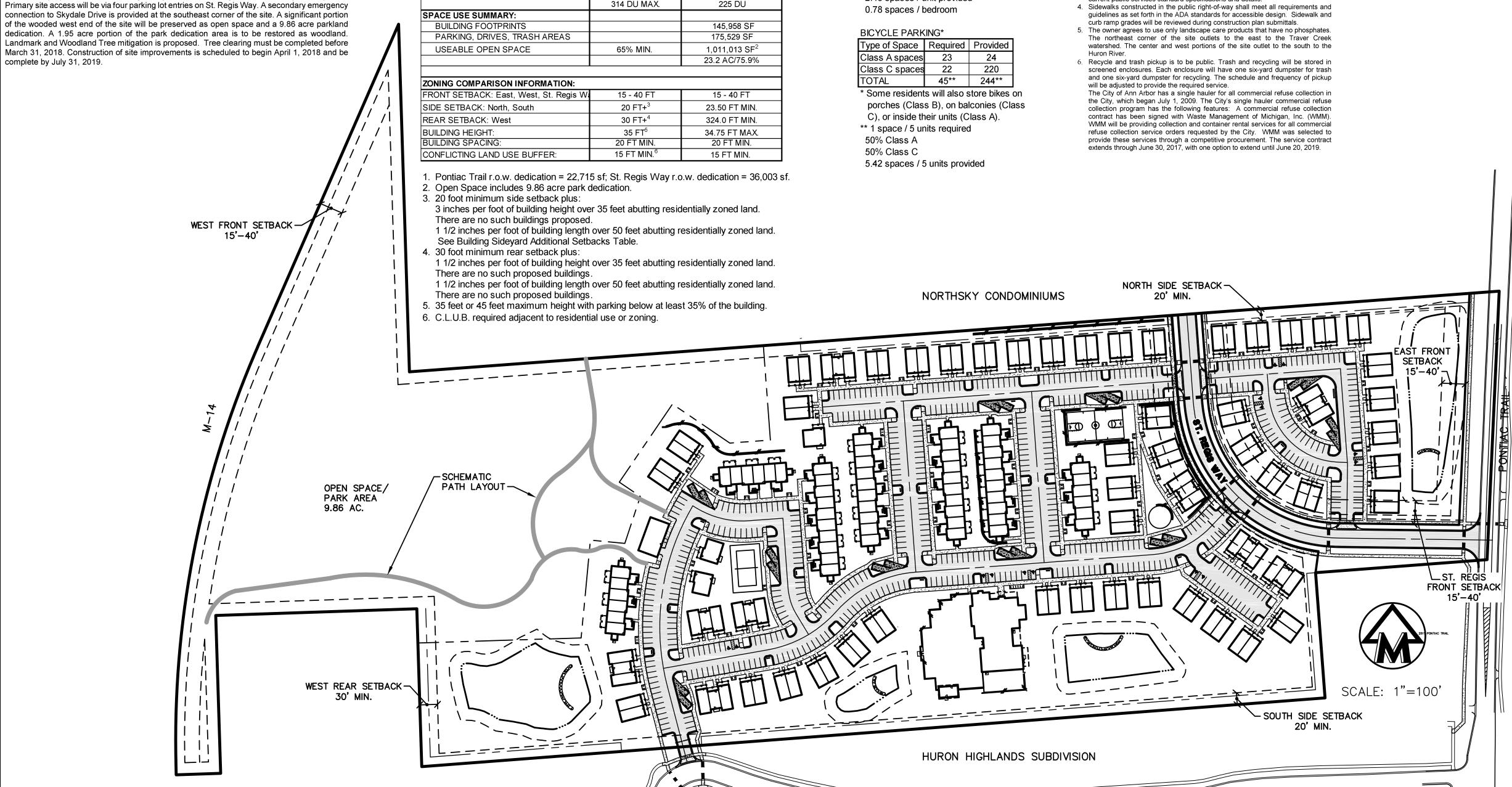


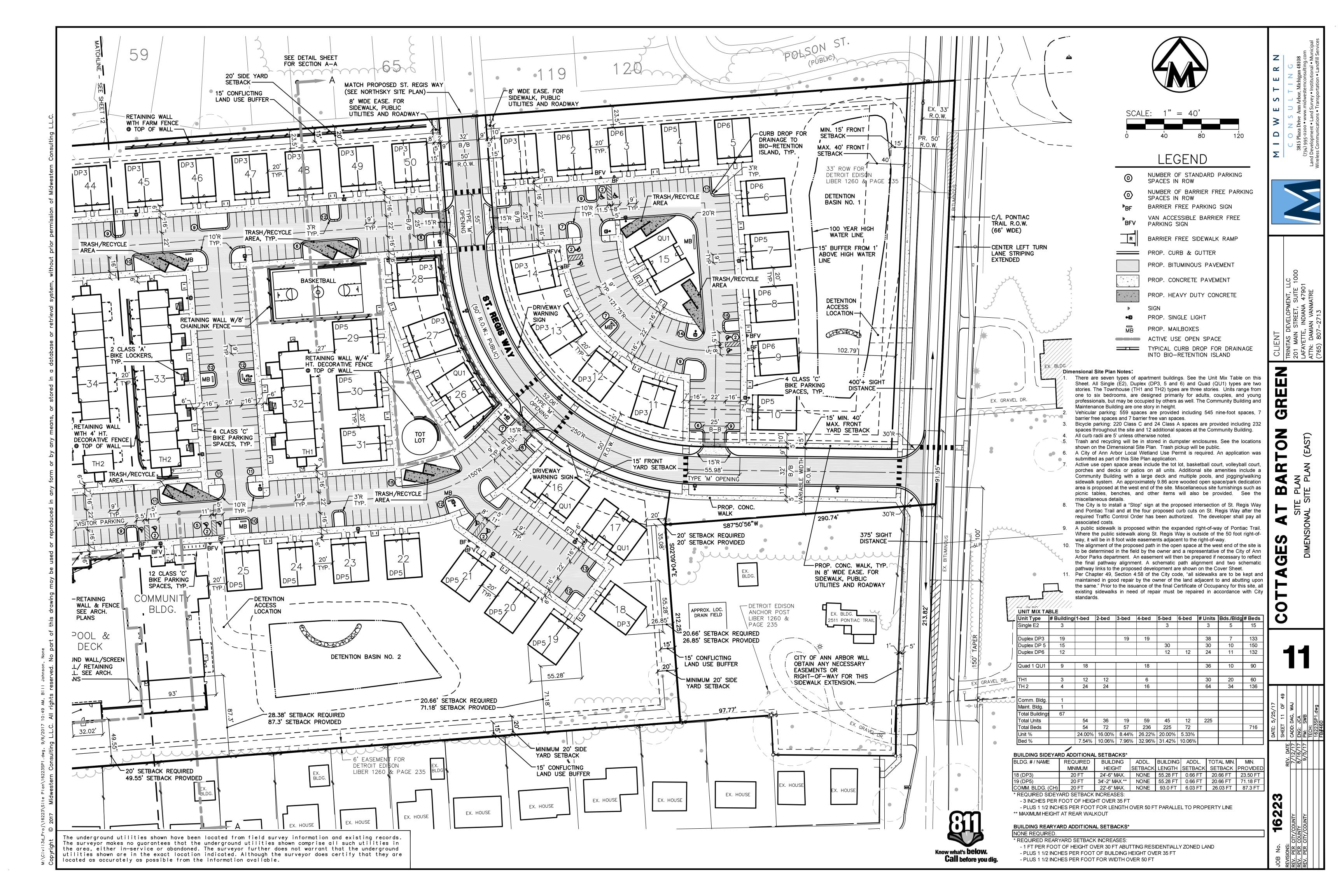
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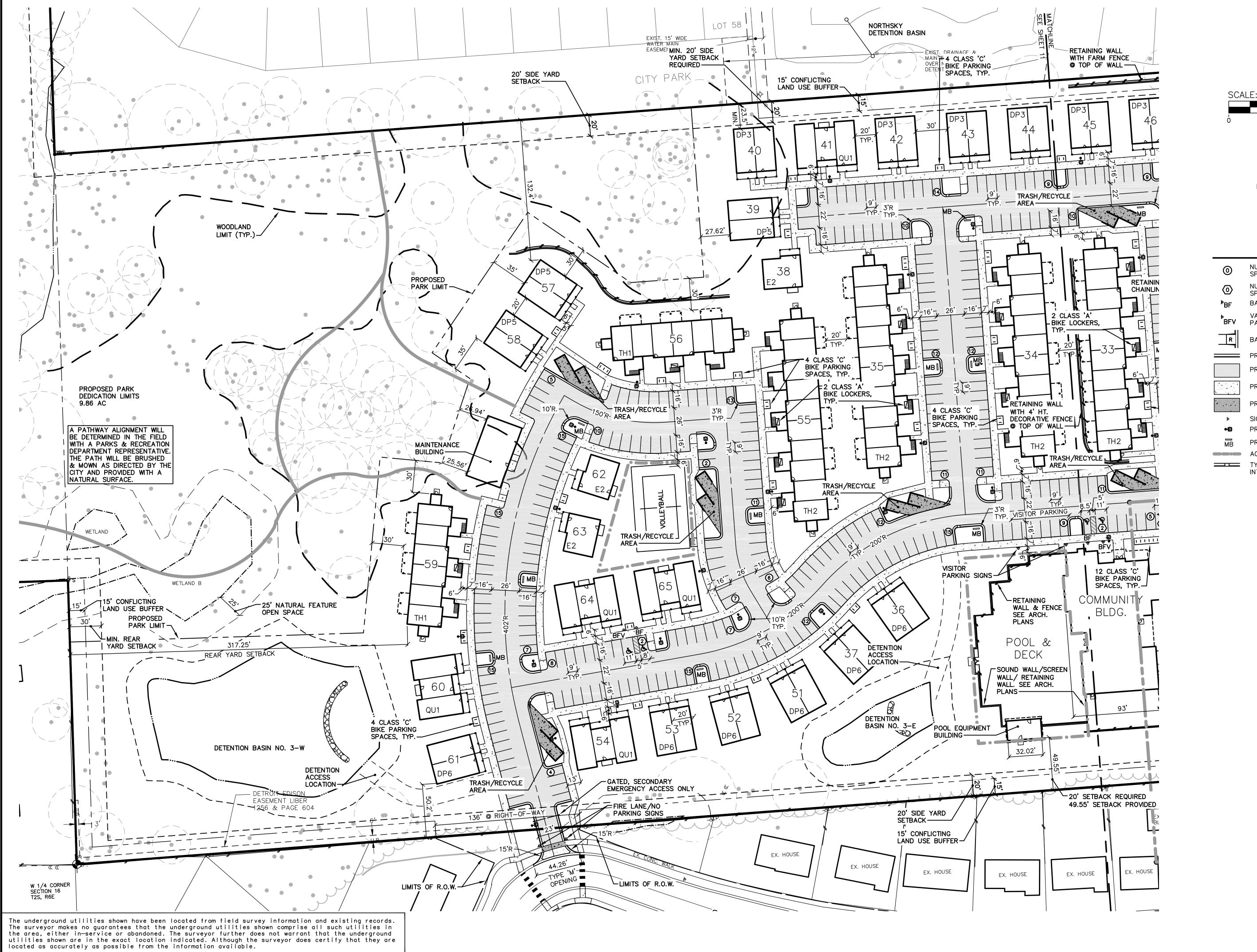
CONSULTING 3815 Plaza Drive Ann Arbor, Michigan 48108 (734) 995-0200 • www.midwesternconsulting.com and Development • Land Survey • Institutional • Municipal Wireless Communications • Transportation • Landfill Services

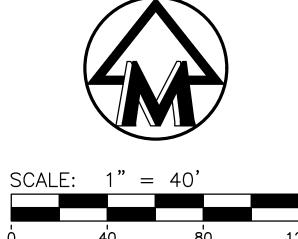
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LEGEND

NUMBER OF STANDARD PARKING SPACES IN ROW

> NUMBER OF BARRIER FREE PARKING SPACES IN ROW

BARRIER FREE PARKING SIGN VAN ACCESSIBLE BARRIER FREE PARKING SIGN

BARRIER FREE SIDEWALK RAMP

PROP. CURB & GUTTER PROP. BITUMINOUS PAVEMENT

PROP. CONCRETE PAVEMENT

PROP. HEAVY DUTY CONCRETE SIGN

PROP. SINGLE LIGHT PROP. MAILBOXES

ACTIVE USE OPEN SPACE TYPICAL CURB DROP FOR DRAINAGE INTO BIO-RETENTION ISLAND

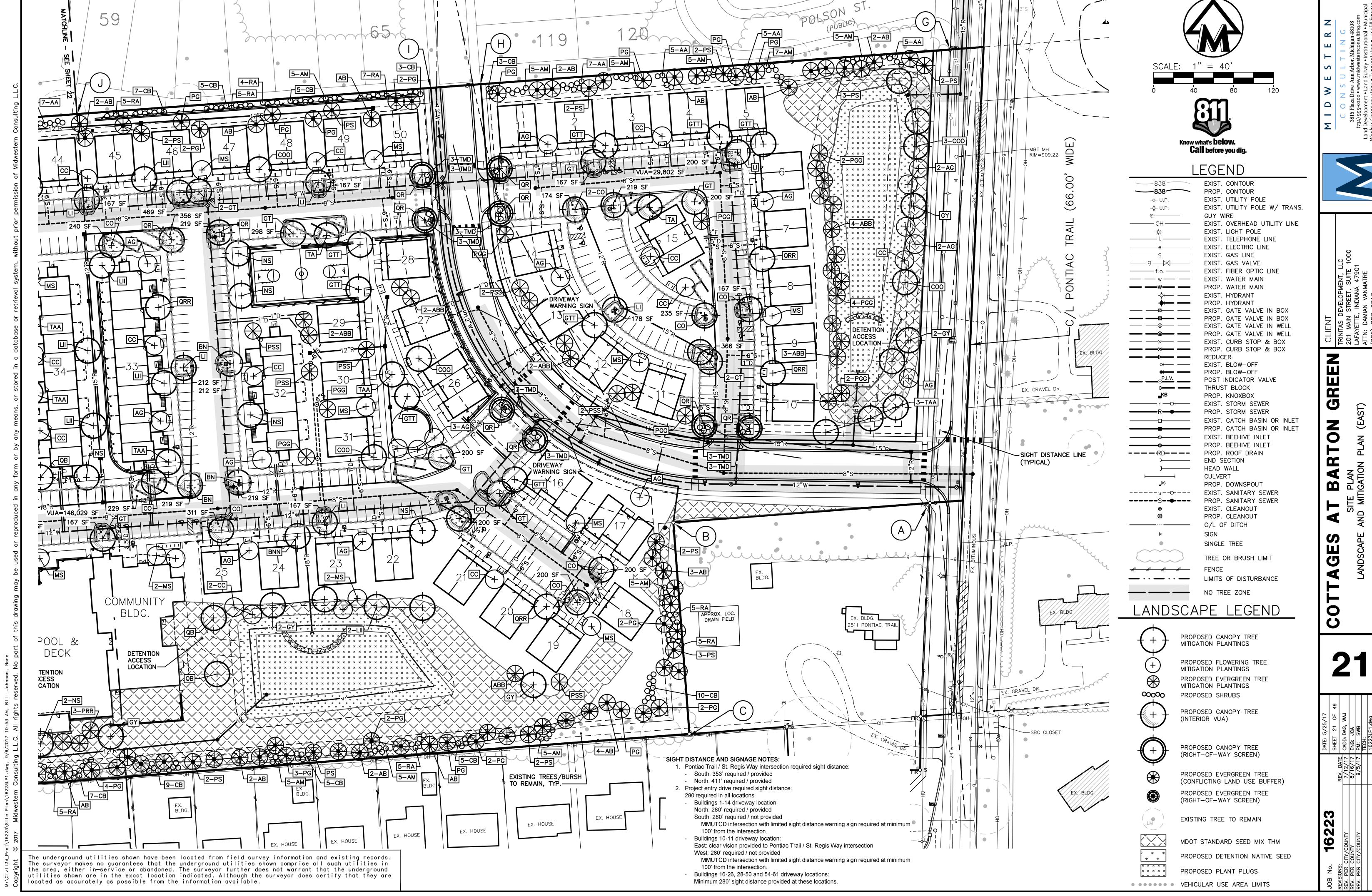
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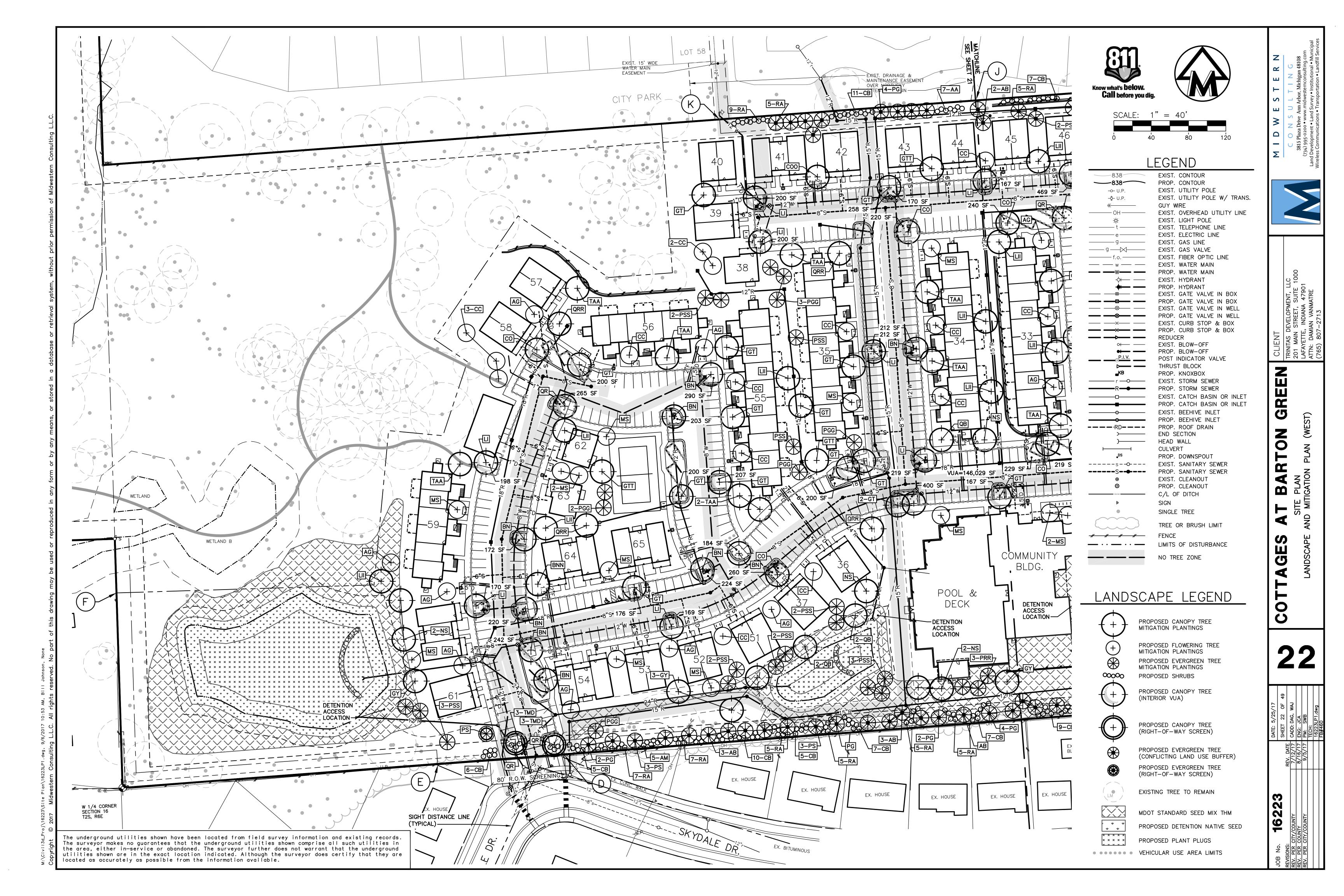
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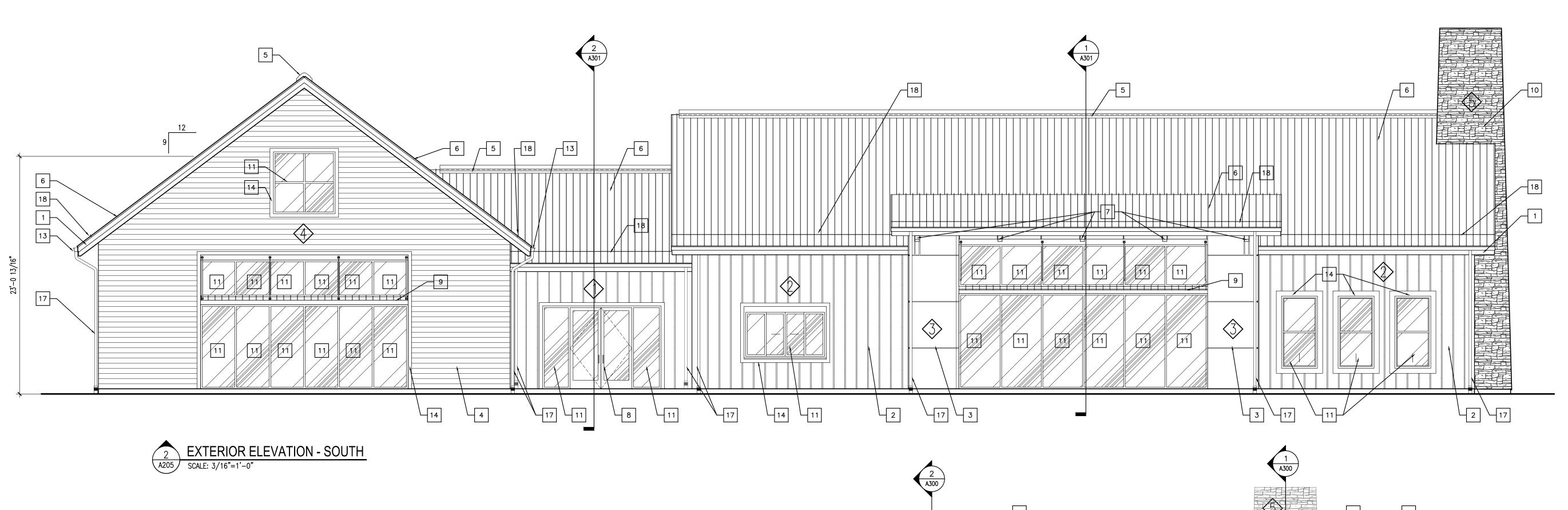


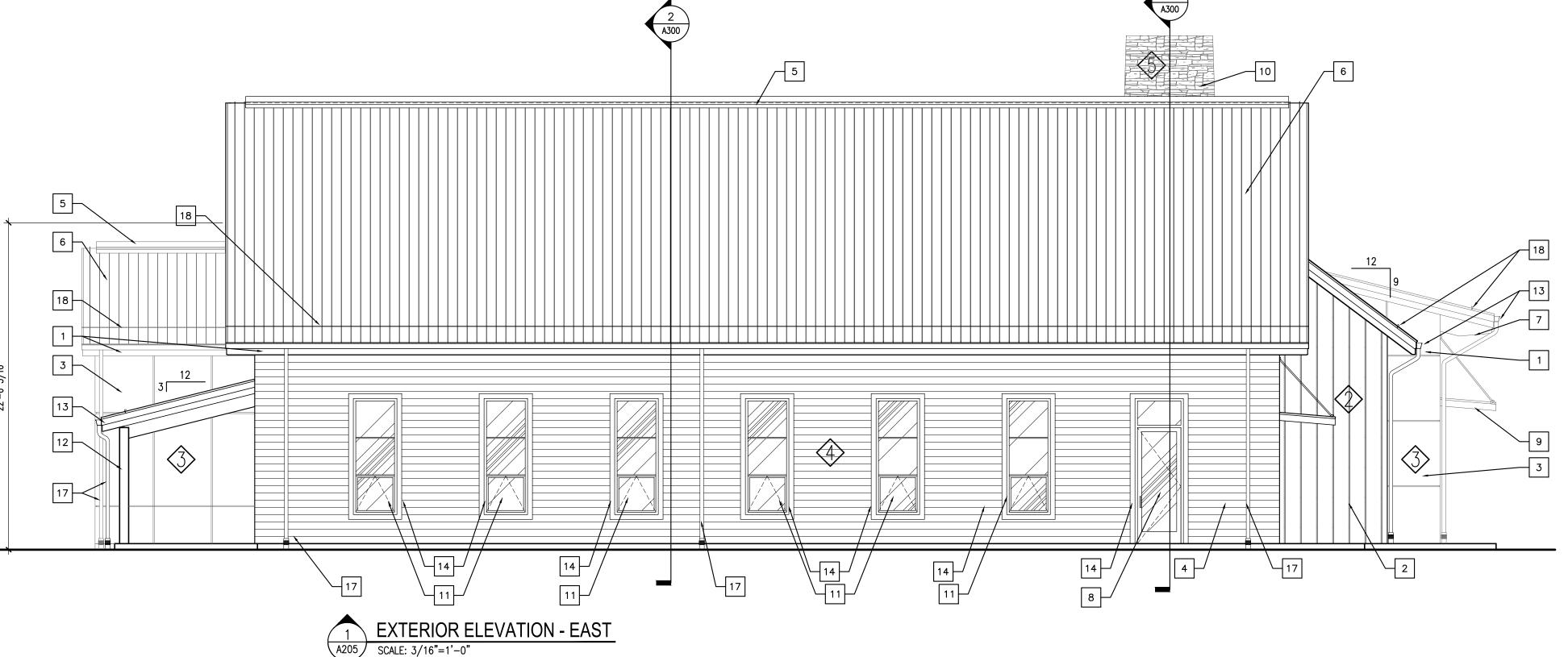












KEYNOTES:

- 1. TYPICAL FASCIA TRIM: 2 X 8 ALUM. CLAD CONTINUOUS
 FASCIA BOARD W/ ALUMINUM DRIP EDGE ABOVE @ ROOF
 PERIMETER. SOFFIT BELOW IS TO BE A CONTINUOUS VENTED
 VINYL SOFFIT ATTACHED WITH ALL MANUFACTURERS
 CHANNELS AND HARDWARE AS PER SPECIFICATIONS.
- EXTERIOR WOOD GRAIN STYLE FIBER—CEMENT VERTICAL
 SIDING
- 3. EXTERIOR SMOOTH 4X8 BOARD AND BATTEN STRIP SIDING
- 4. EXTERIOR FIBER—CEMENT HORIZONTAL LAP SIDING 6" LAP EXPOSURE

 4. EXPOSURE
- 5. CONTINUOUS RIDGE VENT OR RIDGE CAP PER ROOF PLAN.
- 6. STANDING SEAM METAL ROOFING; COLOR TO BE DETERMINED
- 7. PRESSURE TREATED BEAM END
- 8. ENTRY DOOR PER SCHEDULES9. CABLE SUPPORTED AWNING
- 10. STONE WRAPPED CHIMNEY; ELDORADO STACKED STONE, DARK RUNDLE
- 11. WINDOW PER SCHEDULES
- 12. PRESSURE TREATED (OR CEDAR) WOOD STRUCTURAL POST & FRAMING WRAPPED IN FIBER-CEMENT TRIM.
- 13. ALUMINUM CONT. GUTTER

- 14. 4/4 THICK SMOOTH FACE FIBER CEMENT TRIM BOARD: WIDTHS AS INDICATED ON DRAWINGS.
- 15. EXTERIOR WALL-MOUNTED LIGHT (SEE ELECTRICAL)
 16. RAFTER CABLE TIE CONNECTION, REFER TO DETAIL 8/S.D310. CONTRACTOR TO PROVIDE FINISH, OWNER TO
- 17. DOWNSPOUT CONTINUES TO SUBGRADE PERIMETER DRAINAGE SYSTEM. SEE ROOF PLAN AND CIVIL SITE DRAINAGE PLANS.
- 18. SNOW GUARDS PER ROOF PLAN.
- 19. DOWNSPOUT EMPTIES INTO LOWER GUTTER. PROVIDE AND INSTALL SPLASH SHIELDS AT TERMINATION.

ELEVATION NOTES

- 1. COLOR AND TEXTURE OF MATERIAL, IF NOT INDICATED, SHALL BE APPROVED BY THE OWNER AND THE ARCHITECT PRIOR TO INSTALLATION...
- 2. ALL VENTS AND ROOF EQUIPMENT THAT ARE VISIBLE FROM THE GROUND SHALL BE PAINTED A COLOR TO MATCH THE ADJACENT SURFACE, UNLESS OTHERWISE NOTED.
- 3. UTILITY ENTRANCE EQUIPMENT SHALL BE PAINTED A COLOR TO MATCH ADJACENT SURFACE UNLESS PAINT WOULD INTERFERE WITH EQUIPMENT OPERATION AS DIRECTED BY

THE UTILITY COMPANY. VERIFY WITH ARCHITECT.

- 4. COORDINATE FINAL GRADE LINES WITH THE CIVIL ENGINEERS SITE FINISHED GRADES FOR ELEVATIONS AND LOCATIONS OF BRICK LEDGES, VENTS, BOTTOM OF FOOTERS, STEPS AND RAMPS, ETC.
- 5. REFER TO SHEET A001 FOR GENERAL NOTES.
- 6. REFER TO SHEET A001 FOR ASSEMBLY SPECIFICATIONS.
- 7. ALL CLUBHOUSE TRIM, PRESSURE TREATED BEAM ENDS, WINDOW AND DOOR TRIM, AND COLUMNS TO BE PAINTED SW #7008 ALABASTER.

STREETSCAPE SCHEDULE							
KEY	MATERIAL	COLOR					
(WOOD GRAIN STYLE FIBER-CEMENT VERTICAL SIDING	SW 7045 INTELLECTUAL GRAY					
\bigsig\	WOOD GRAIN STYLE FIBER-CEMENT VERTICAL SIDING	SW 7645 THUNDER GRAY					
< ◇	SMOOTH 4'X8' BOARD AND BATTEN STRIP SIDING	SW 7045 INTELLECTUAL GRAY					
(FIBER-CEMENT HORIZONTAL LAP SIDING	SW 7645 THUNDER GRAY					
\$	STACKED STONE	ELDORADO DARK RUNDLE					



COTTAGES AT BARTON GREEN A TRINITAS DEVELOPMENT

DISCLAIMER:

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ANN ARBOR, MICHIGAN

PROFESSIONAL SEAL:

PROJECT DATE: 06/20/17							
No.	DESCRIPTION:		DRAWN BY:	DATE ISSUED:			
	DJECT NUMBER: A2017.035	D	RAWN	BY:			

CLUBHOUSE
EXTERIOR
ELEVATIONS

SHEET NUMBER:

A205

CITIZEN PARTICIPATION MEETING

The Cottages at Barton Green Site Plan

Date of meeting: February 2, 2017 Number of cards mailed: 702

Date cards mailed: January 16, 2017

Number of cards returned: 2

Location/time of CPM: Traverwood Branch, AA Public Library

Number of citizen attendees: 41

Meeting summary:

The meeting was started at 6:30 pm. Scott Betzoldt (SB) introduced the project team that consisted of himself and Earl Ophoff (EO) from Midwestern Consulting LLC, and Damian Van Matre and Brad Bennet from Trinitas Development, LLC.

SB then talked briefly about the location of the project and the history of the site. He stated that the site was previously site planned as Barton Green, a 275 apartment development, in 2004-6. The program included townhouses and larger buildings with several levels of units over interior parking.

The portion of the site that was to be developed was cleared to perform the topographic survey. The site plan was extended multiple times but was ultimately allowed to expire with no further site disturbance or construction.

SB explained that the property was annexed into the City of Ann Arbor and zoned R4A.

SB then introduced Damian and Brad and they gave a brief description of Trinitas, a 30-year old student housing developer. Trinitas has the property under option to purchase.

EO then gave a general description of the site plan development process, beginning with a site analysis and working through a number of site concept with a variety of unit and building types.

Exhibits included:

Aerial Photo: a 100 scale photo that shows the site location, the approved Northsky plan to the north (not yet built), Huron Highlands subdivision to the south, and Arrowwood to the southeast.

Site Analysis: a diagram of important planning considerations including adjacent uses, natural features, access points, utilities, potential open space/park and storm water management areas. Significant changes since the previous Barton Green site plan was approved include the approved revised Northsky site plan that relocated the public road stub that is intended to extend to the Cottages at Barton Green site. Pontiac Trail has also been reconstructed including regrading, new water main and sanitary sewer.

Barton Green Dimensional Site Plan: the previously approved site plan for the project site.

The Cottages at Barton Green Site Concept 3A: an example of one of the preliminary site layouts that included three story apartment buildings and two story cottages, 221 units.

Three-story Apartment Building Elevations: these larger buildings will considered for early site planning concepts but are not included in the current concept.

The Cottages at Barton Green current Site Concept: all two-story cottages, 99 buildings, 205 units. This concept will change based on the results of 59 soil borings and infiltration test pits. Primary access will be from Pontiac Trail via St. Regis Way extended. A secondary connection to Skydale Drive will be needed but the configuration and control of that access is to be determined. A portion of the wooded area at the west end of the site may be dedicated to the City as part of an open space corridor across adjacent parcels.

Typical Cottage Buildings: all two-story, smaller scale buildings.

Community Building Schematic Exterior Elevations and Additional Schematic Views (two boards): a one-story facility with a variety of amenities including computer room, lounge area, study area, fitness room, deck/pools, etc.

SB then invited questions from the neighbors.

- 1. Rentals to students are noisy. Will there be any controls?

 There will be 100% on site project manager (not another 20 year old), and continuous security patrol. One person noted that it is usually necessary to file a complaint to get a response.
- 2. Apartments or condos? For sale or for rent? Apartments, fully furnished, market rate rentals.
- 3. Building distance from south property line?
 Ordinance requires 20 foot minimum side yard setback with slightly more for buildings over 50 feet in length. The site concept shows a typical side setback of about 23.5 feet. This also overlaps the required 15 foot wide Conflicting Land Use Buffer along this property line, a landscape buffer that includes existing and proposed plantings.
- 4. Will existing fences along the south property line remain? If they are off site, yes. There may also be a barbed wire or farm type fence on site and along the property line that will likely be removed.
- 5. Will there be any parks or open spaces within the development (besides the open space at the west end of the site)? Maybe. There are amenities such as pools, volleyball and basketball courts. The ordinance also requires a minimum of 65% open space and that will be provided. Few if any young children are anticipated on this site, but small play areas will be considered.
- 6. Will this project result in downstream flooding? Will residents with homes on Skydale Drive need new sump pumps? Will there be some kind of mitigation?

The storm water management system will be designed per City of Ann Arbor and Washtenaw County Water Resources Commissioner's standards. Infiltration of water into the soil will be encouraged in detention basins and in parking lot landscape islands. Detention basins will have controlled runoff discharge to existing enclosed public sewers. No flooding of adjacent or downstream parcels will result from this project.

7. Will storm sewer disconnects be required?

Yes. The footing drain disconnect program was required to mitigate for proposed sanitary sewer flow from a proposed project. At this point, most of the footing drains that were connected to the sanitary sewer have been disconnected. The City currently accepts a number of alternative mitigation measures.

- 8. Are there existing wetlands?
 - Yes. There is a small wetland on the south property line just east of the proposed link to Skydale Drive that is where a farm drain tile discharges. There is also a wetland in the southwest corner of the site that appears to be spring fed. These two wetlands are to remain.
- 9. Is a road connection to Skydale Drive required? The concern is about a large number of students driving through the neighborhood where there are a lot of young children. Maybe. The fire marshal may require that second point of access. The configuration of the connection should be discussed as to material, width, open or locked, etc. We understand that the attendees generally favored some kind of controlled or gated access so that daily traffic does not go through the Huron Highlands neighborhood.
- 10. Will there be a traffic study? The Nixon Road and DhuVarren Road intersection already has a que at rush hour.

Yes. Existing and proposed conditions will be studied. The extent of the study is to be determined.

- 11. How many buildings and how many units?
 99 buildings; about 650 beds was quoted (the current program shows 752 beds).
- 12. Is water pressure an issue?

The Fire Department will provide water pressure tests to determine if any improvements are needed. A watermain will be looped through the site and connected to existing mains at two or more locations.

- 13. Proposed park/open space is up against the freeway. Who will use it?

 The open space will be an extension of the larger system that will run north and south and connect to the existing system that runs east and west south of Huron Highlands.
- 14. Will Trinitas develop and sell this property or do they intend to be a long term owner? Trinitas will be the long term owner and property manager. A particular property manager has not yet been assigned to this site, but that person will be older than the typical resident (maybe 40ish).

- 15. Will the project meet LEED requirements or be LEED certified? Not LEED but will already be "green" by design.
- 16. Trucks have used Skydale Drive to access the site for borings and infiltration tests. Where will construction access be?

Construction access will be limited to the Pontiac Trail frontage. It may be possible to insert that as a requirement in the Development Agreement.

Some equipment had to access from Skydale Drive for preliminary testing because they could not make it up the very steep slope at the Pontiac Trail frontage.

- 17. Is there or will there be an environmental impact study? There will be a Natural Features Inventory and Analysis.
- 18. The previous clearing left big piles of wood chips and other debris. Will they be removed? Yes. The test pits will be backfilled. The testing equipment access trails will remain until the actual site development begins.
- 19. Is the 15' wide Conflicting Land Use Buffer required along the south property line also the limit of the proposed grading?

In most areas, yes. The intent is to save the significant existing vegetation, relocate the overhead electric line, and remove the wire fence. A temporary construction and/or soil erosion control fence will be provided but a permanent screen fence is not currently proposed.

Proposed utilities will all be underground. The service provider will evaluate the potential to extend proposed high speed internet to the Huron Highlands neighborhood.

20. Mosquitos in detention ponds?

The detention areas will be basins that are designed to drain completely within 48 hours.

- 21. What is the demographic of the proposed residents? It will likely be mostly 23-28 year old young professionals and students. Anyone can rent the units.
- 22. Some families and small children would be encouraged to live there if this one or more tot lots or play areas. Will you consider that?

 We will consider that, but the number of small children in this project will likely be few.
- 23. How will the residents get to and from the site on a daily basis?

 Trinitas typically provides a private shuttle service. There is also a public bus route on Pontiac Trail.
- 24. How big are the units and how many bedrooms are there in each one?

 The preliminary sketches show a range of unit types that average about 2,000 square feet.

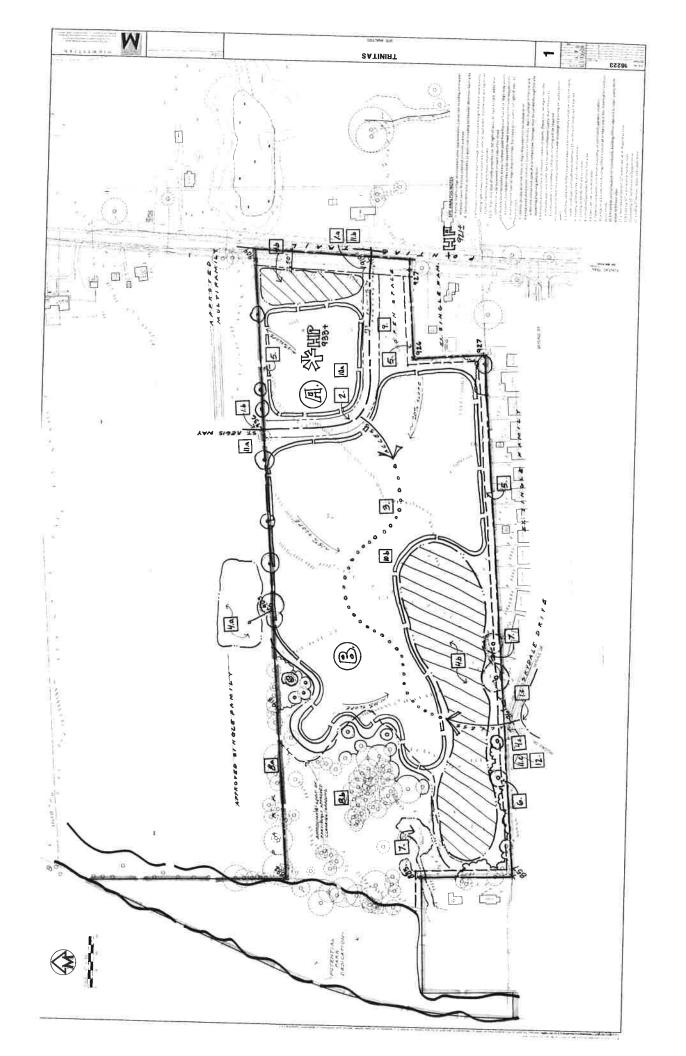
 The number of bedrooms in the units range from 1 to 6.
- 25. How much parking is provided and where is it?

The requirement is 2 spaces per unit. The current concept provides 3.03 spaces per unit or 0.83 spaces per bedroom. All parking is provided along the interior private aisles.

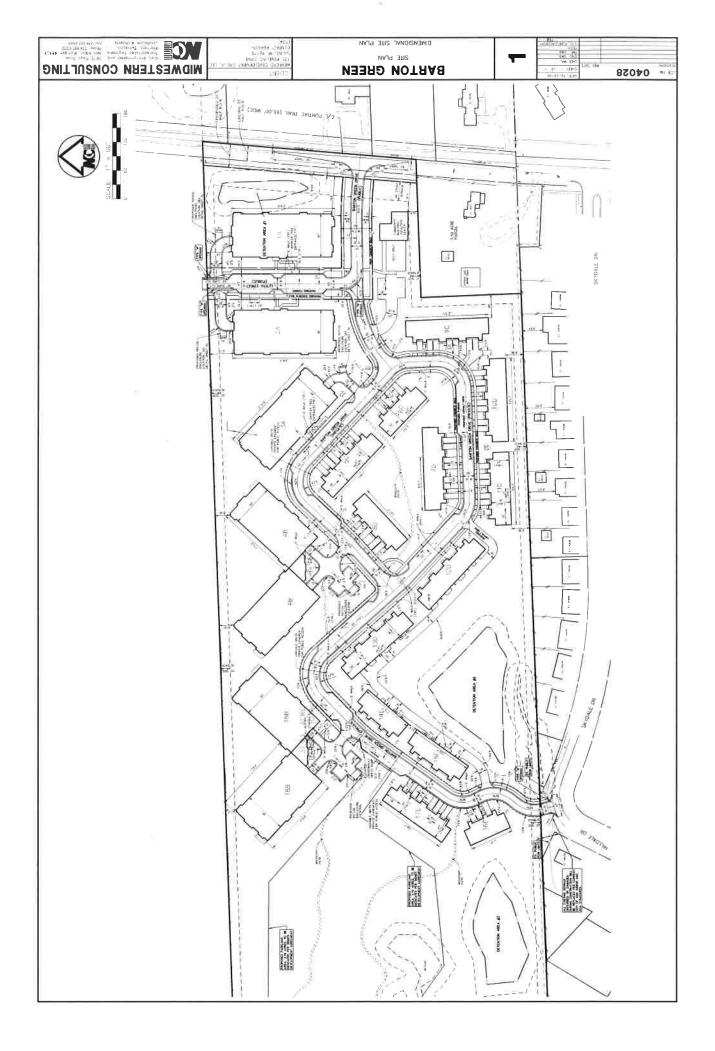
During the course of the meeting, resident Ken Garber presented SB with a petition signed by the neighbors requesting that Skydale not be used as a construction entrance.

The meeting broke up into various small groups asking questions of the site planner/engineer and petitioner. SB thanked the attendees for coming and the meeting ended at approximately 8:15 PM.

Attachments:
Postcard Meeting Notice
Aerial Photograph of the Site Vicinity
Site Analysis
Site Concept
Previously Approved Barton Green Site Plan









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3815 PLAZA DRIVE, ANN ARBOR, MI 48108 734-995-0200 • www.midwesternconsulting.com

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THE COTTAGES AT BARTON GREEN COTTEENS PARTICIPATION MEETING

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- 2. Ken Gerber
- & Steve Mysta
- 4. Corry Lallose
- 5. Ern Bigelow
- 6. Pat Bigelow
- 7. Deborch Katz
- 8. Kalth Katz
- 1. RIN BENDER
- 10 Sinon Kantola
- 11. Linda-tarris
- 1. RAMBSH GANATRA
- 13. Burke Harris Dawson

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3 Sarah Allexan+Calebk	line Larkspur
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32 Janx Lande feld	Larkspur
23 Justin Munter	Sleylele
29 Ketheria Munter	skydele
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84	George J. Hoffm	
85	Kouren Johnson	skydalc
36	Pete + Dena Heighton	Skydale
87	Stephanie Kosel	Larlespur
	KATHLEEN PEpin	LARKSPUR ST.
39	Rachel Young	Skydale
40	MAVID GING	enxkspox st
499	Ed Dawson	Skydale
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NOTICE OF TRINITAS VENTURES APARTMENT COMMUNITY

Citizen Participation Meeting

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Postcards are sent to all property owners and condominium members within 1000 feet of a project site to give notice that a project petition will be considered at a future planning commission meeting. This postcard is intended to invite you to contact project developers so that you can learn, ask questions, and express concerns regarding the proposed project. Your comments will be considered by the developer and then incorporated into a report for City Planning Commission.

Citizens Participation Meeting Information
Thursday 2/2/17, Ann Arbor Public Library, Traverwood, Ann Arbor, MI 48105 from 6:30 PM to 7:30 PM. Disability access

accommodations may be arranged through the contact noted below.

Project Description

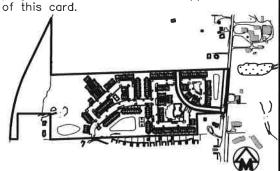
Trinitas Ventures intends to develop approximately 24 acres of a vacant 30 acre parcel on Pontiac Trail into approximately 240 units of market rate apartments to be targeted to young professionals, graduate & undergraduate students. The unit mix would consist of approximately 105 duplex and tri—plex cottage style buildings. The property has been previously annexed and is zoned R4A

Questions or comments may be directed to Scott Betzoldt, PE at SWB@midwesternconsulting.com or during business hours at 734-995-0200.

Return Address MIDWESTERN CONSULTING 3815 PLAZA DRIVE ANN ARBOR, MI 48108

<u>Proposed Trinitas Ventures Apartment</u> Project

In accordance with the City of Ann Arbor's Citizen Participation Ordinance, you are being notified that a proposal for the Trinitas Ventures Apartment Community will be considered at a future planning commission meeting. Details about how you can learn more and comment upon this project are described on the opposite side



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Pages: Si

Name	Signature	Address	Email	Phone
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Geoff Anderson	O ARO	432 tarkspar	geoffendersolegmeil. 724 968-0019	6/00-801 HEL
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Name	Kitherine Monter	Jenephorak	Reborah .	*		B

THE COTTAGES AT BARTON GREEN DEVELOPMENT AGREEMENT

THIS AGREEMENT, made this _____ day of _____, 20__, by and between the City of Ann Arbor, a Michigan municipal corporation, with principal address at 301 East Huron Street, Ann Arbor, Michigan 48107, hereinafter called the CITY; and Trinitas Development, LLC, an Indiana limited liability company, with principal address at 201 Main Street, Suite 201, Lafayette, Indiana, 47901, hereinafter called the PROPRIETOR, witnesses that:

WHEREAS, the PROPRIETOR owns certain land in the City of Ann Arbor, described below and site planned as The Cottages at Barton Green, and

WHEREAS, the PROPRIETOR has caused certain land in the City of Ann Arbor, described below to be surveyed, mapped and site planned as The Cottages at Barton Green, and desires site plan and development agreement approval thereof, and

WHEREAS, the PROPRIETOR desires to build or use certain improvements with and without the necessity of special assessments by the CITY, and

WHEREAS, the CITY desires to insure that all of the improvements required by pertinent CITY ordinances and regulations be properly made, and that the PROPRIETOR will install these improvements prior to any permits being issued.

THE PROPRIETOR(S) HEREBY AGREE(S):

- (P-1) To prepare and submit to the CITY for approval plans and specifications ("the Plans") prepared by a registered professional engineer for construction of public water and sanitary sewer mains, private storm water management systems, public sidewalks and streetlights ("the Improvements") provided that no work on said Improvements shall be commenced until the Plans have been approved by the City Administrator or designee, and until such other relevant information to CITY service areas as shall be reasonably required has been provided.
- (P-2) To construct all Improvements set forth in Paragraph P-1 of this Agreement in accordance with the approved Plans and to repair all defects in the improvements that occur within one year from the date of acceptance of the Improvements by the CITY, commencing on the latest date of the acceptance of any Improvements by the CITY. If the PROPRIETOR fails to construct the Improvements, the CITY may send notice via first class mail to the PROPRIETOR at the address listed above requiring it to commence and complete the Improvements in the notice within the time set forth in the notice. The CITY may cause the work

to be completed at the expense of the PROPRIETOR, if the PROPRIETOR does not complete the work within the time set forth in the notice.

- (P-3) To furnish, within 30 days of completion, an engineer's certificate that the construction of the public improvements set forth in Paragraph P-1 above have been completed in accordance with the specifications of the CITY in accordance with the approved plans. The engineer's certificate will cover only those items the PROPRIETOR'S engineer inspects.
- (P-4) Prior to the issuance of building permits, to deposit with a mutually acceptable escrow agent fully executed documents in a form acceptable to the CITY, which will convey, upon delivery to the CITY, easements for the construction and maintenance of public utilities. The escrow agreement shall provide for delivery of the documents to the CITY solely upon the condition that the CITY has accepted the public Improvement to be conveyed by the easement.
- (P-5) To provide, prior to the issuance of building permits, a signing plan to the Fire Department and install all street name signs according to CITY specifications and to provide and install such temporary warning signs during the construction period as are appropriate to protect the health, safety and welfare of the public.
- (P-6) To install all water mains, storm sewers, sanitary sewers, through the first course of asphalt, pursuant to CITY approved plans and specifications, necessary to connect the site with existing CITY systems adjacent to the site prior to the issuance of any building permits. The final course of asphalt paving shall be completed prior to the issuance of the final certificate of occupancy for the first completed residential building.
- (P-7) To be included in a future special assessment district, along with other benefiting property, for the construction of additional improvements to Pontiac Trail and St Regis Way, such as street widening, storm sewers, curb and gutter, sidewalks, bike paths, street lights, and the planting of trees along Pontiac Trail and St. Regis Way frontage when such improvements are determined by the CITY to be necessary.
- (P-8) To convey to the CITY, prior to the issuance of any permits and subject to acceptance by the Ann Arbor City Council, an access easement of 50 feet in width from Skydale Drive to the proposed park dedication on the east side of the site as shown on the approved site plan.
- (P-9) To indemnify, defend and hold the CITY harmless from any claims, losses, liabilities, damages or expenses (including reasonable attorney fees) suffered or incurred by the CITY based upon or resulting from any acts or omissions of the PROPRIETOR, its employees, agents, subcontractors, invitees, or licensees in the design, construction, maintenance or repair of any of the Improvements required under this Agreement and the approved site plan.
- (P-10) To cause to be maintained General Liability Insurance and Property Damage Insurance in the minimum amount of \$1,000,000 per occurrence and naming the CITY as additional insured to protect and indemnify the CITY against any claims for damage due to public use of the public improvement(s) in the development prior to final written acceptance of the public improvement(s) by the CITY. Evidence of such insurance shall be produced prior to any construction of improvement and a copy filed with the City Clerk's Office and shall remain in full force and effect during construction of the public improvement(s) and until notice of acceptance by the CITY of the Improvements.

- (P-11) Existing woodland, landmark, and street trees shown on the site plan as trees to be saved shall be maintained by the PROPRIETOR in good condition for a minimum of three years after acceptance of the public improvements by the CITY or granting of Certificate of Occupancy for the final unit. Existing woodland, landmark, or street trees that are determined by the CITY to be dead, dying or severely damaged due to construction activity within three years after acceptance of the public improvements or granting of Certificate of Occupancy for the final unit, shall be replaced by the PROPRIETOR as provided by Chapter 57 of the Ann Arbor City Code.
- (P-12) To convey to the CITY, within 90 days from the date of this agreement listed above, subject to acceptance by the Ann Arbor City Council, land of approximately 9.86 acres for a public park as shown on an approved site plan. The PROPRIETOR shall record the deed and its conveyance to the CITY as public parkland. A park identification sign shall be provided per CITY specifications before issuance of any certificate of occupancy.
- (P-13) To deposit, prior to any building permits being issued, a street tree planting escrow account with the Parks and Recreation Services Unit in the form of a check payable to the City of Ann Arbor. The escrow amount shall be based on the CITY policy in effect at that time and is to include all on-site public streets. The City Administrator may authorize the PROPRIETOR to install the street trees if planted in accordance with CITY standards and specifications. If the street trees are found to be acceptable by the CITY, the escrow amount will be returned to the PROPRIETOR one year after the date of acceptance by the CITY.
- (P-14) To construct, repair and/or adequately maintain on-site storm water management system. If the PROPRIETOR fails to construct, repair and/or maintain the private storm water management system, the CITY may send notice via first class mail to the PROPRIETOR at the address listed above, requiring it to commence and complete the items stated in the notice within the time set forth in the notice. The CITY may cause the work to be completed at the expense of the PROPRIETOR if the PROPRIETOR does not complete the work within the time set forth in the notice.
- (P-15) After construction of the private on-site storm water management system, to commission an annual inspection of the system by a registered professional engineer evaluating its operation and stating required maintenance or repairs, and to provide a written copy of this evaluation to the CITY Public Services Area.
- (P-16) That traffic mitigation measures for Pontiac Trail will be beneficial to the PROPRIETOR'S property and, therefore, to install a center-left turn lane within Pontiac Trail to allow safe access to The Cottages at Barton Green community prior to the issuance of the first certificate of occupancy.
- (P-17) To design, construct, repair and maintain this development in accordance with the provisions of Chapter 119 (Noise Control) to ensure that any noise emanating from said development will not impact nearby residents or businesses. In addition, PROPRIETOR shall review existing noise sources surrounding said development and incorporate necessary design and construction techniques to ensure that future tenants will not be exposed to noise sources in violation of Chapter 119.
- (P-18) To include the elevation drawings, as submitted to City Council, as part of the approved site plan and to construct all buildings consistent with said elevation drawings. If the PROPRIETOR proposes any substantive changes to the approved building elevations,

setbacks, aesthetics, or materials, that those changes be brought back to the City Council for consideration. The PROPRIETOR is required to submit signed and sealed drawings to staff reflecting the elevations, setbacks, aesthetics, materials and site plan approved by City Council.

- (P-19) To remove all discarded building materials and rubbish from the development at least once each month during construction of the development improvements, and within one month after completion or abandonment of construction.
- (P-20) Prior to application for and issuance of certificates of occupancy, to disconnect ___ footing drains, which is based upon the uses currently existing on the Property and those currently contemplated by the Site Plan in accordance with the Guidelines for Completion of Footing Drain Disconnections, Table A, and adopted by City Council, August 18, 2003 and revised November 30, 2005 (the "Guidelines"), or to provide an alternative method of mitigation that results in an equivalent amount of sanitary flow removal in accordance with the Guidelines. In the event the actual intensity of uses contemplated by the Site Plan are either increased or decreased, City and PROPRIETOR agree to adjust the number of footing drains to be disconnected, or the amount of alternative mitigation to be provided, in accordance with the Guidelines. PROPRIETOR may be allowed to obtain partial certificates of occupancy for the development prior to the completion of all of the required footing drain disconnects on a prorated basis at the Discretion of the CITY Public Services Area.
- (P-21) PROPRIETOR agrees to maintain pathways on private property that connect the residential area to the proposed City park on the west side of the site as shown on the approved site plan. Maintenance includes removing weeds, periodically installing wood chips, and removing barriers to the path.
- (P-22) To complete the Woodlands Restoration Plan for the 1.95 acre woodland on the west side of the site as described and shown on the approved site plan for a total of three years. The first year of restoration must be completed prior to the issuance of any building permit. The second year of restoration must be completed prior to the issuance of the final certificate of occupancy. Documentation of payment for the third year of restoration must be provided prior to the issuance of the final certificate of occupancy.
- (P-23) PROPRIETOR is the sole title holder in fee simple of the land described below except for any mortgage, easements and deed restrictions of record and that the person(s) signing below on behalf of PROPRIETOR has legal authority and capacity to enter into this Agreement for PROPRIETOR.
- (P-24) Failure to construct, repair and/or maintain the site pursuant to the approved site plan and/or failure to comply with any of this approved development agreement's terms and conditions shall constitute a material breach of the Agreement and the CITY shall have all remedies in law and/or in equity necessary to ensure that the PROPRIETOR complies with the approved site plan and/or the terms and conditions of the approved Agreement. The PROPRIETOR shall be responsible for all costs and expenses including reasonable attorney fees incurred by the CITY in enforcing the terms and conditions of the approved site plan and/or Agreement.
- (P-25) In addition to any other remedy set forth in this Agreement or in law or equity, if PROPRIETOR fails to make a timely or full payments to the CITY as set forth elsewhere in the Agreement to the CITY in the agreed upon manner, any unpaid amount(s) shall become a lien, as provided under Ann Arbor City Code and recorded with the Washtenaw County Register of

Deeds, against the land described below and may be placed on the CITY tax roll as a single lot assessment, or if the development is converted to condominium ownership, every owner of a portion of the property shall pay a pro-rata share of the amount of the payments attributable to each condominium unit. If the unpaid amount(s), in whole or in part, has been recorded as a lien on the CITY'S tax roll and with the Washtenaw County Register of Deeds, upon payment of the amount in full along with any penalties and interest, the CITY, upon request, will execute an instrument in recordable form acknowledging full satisfaction of this condition.

(P-26) To pay for the cost of recording this Agreement with the Washtenaw County Register of Deeds, and to pay for the cost of recording all documents granting easements to the CITY.

THE CITY HEREBY AGREES:

- (C-1) In consideration of the above undertakings, to approve the Woodbury Club Apartments Site Plan.
- (C-2) To use the \$ insert sum as stated above contribution for traffic mitigation measures at the Nixon/Dhu Varren/Green Intersection Improvements as stated above.
- (C-3) To provide timely and reasonable CITY inspections as may be required during construction.
 - (C-4) To record this Agreement with the Washtenaw County Register of Deeds.

GENERAL TERMS

Both the PROPRIETOR and the CITY agree as follows:

- (T-1) This Agreement is not intended to create a contractual right for third parties.
- (T-2) This Agreement and any of its terms, conditions, or provisions cannot be modified, amended, or waived unless in writing and unless executed by both parties to this Agreement. Any representations or statements, whether oral or in writing, not contained in this Agreement shall not be binding on either party.
- (T-3) This Agreement and any of its terms or conditions shall not be assigned or transferred to any other individual or entity unless prior approval of the CITY is received. Such approval shall not be withheld unreasonably.
- (T-4) The obligations and conditions on the PROPRIETOR, as set forth above in this Agreement and in the approved site plan, shall be binding on any successors and assigns in ownership of the following described parcel:

Beginning at the West 1/4 corner of Section 16, Town 2 South, Range 6 East; thence North 00 degrees 24 minutes 44 seconds East 267.00 feet along the West line of said Section 16; thence North 89 degrees 42 minutes 29 seconds West 340.00 feet parallel with the East and West 1/4 line of Section 17; thence South 00 degrees 24 minutes 44 seconds West 267.00 feet parallel to the West line of said Section 16; thence North 89 degrees 42 minutes 29 seconds West 75.20 feet along the East and West 1/4 line of said Section 17; thence North 01 degrees 01 minutes 18 seconds East 25.02 feet along the Easterly right of

way line of M-14 Highway; thence continuing along said right of way line 717.32 feet in the arc of a circular curve to the right, radius 1660.08 feet, central angle 24 degrees 45 minutes 27 seconds, and chord North 13 degrees 24 minutes 01 seconds East 711.76 feet; thence continuing along said right of way line North 25 degrees 46 minutes 45 seconds East 595.13 feet; thence South 00 degrees 24 minutes 44 seconds West 587.84 feet along the West line of said Section 16; thence North 87 degrees 57 minutes 55 seconds East 1846.70 feet along the South line of the North 1/2 of the South 1/2 of the Northwest 1/4 of said Section 16; thence South 04 degrees 47 minutes 06 seconds West 454.25 feet along the centerline of Pontiac Trail (66.00 feet wide) as monumented; thence South 87 degrees 50 minutes 56 seconds West 290.74 feet; thence South 02 degrees 09 minutes 04 seconds East 212.25 feet; thence South 87 degrees 50 minutes 56 seconds West 1530.95 feet along the East and West 1/4 line of said Section 16 to the Point of Beginning.

(T-5) In addition to any other remedy in law or in equity failure to comply with all of the above paragraphs on the part of the PROPRIETOR, or any part of the approved site plan, in part or in whole, shall give the CITY adequate basis and cause to issue a stop work order for any previously-issued building permits and shall be an adequate basis and cause for the CITY to deny the issuance of any building permits, certificates of occupancy, or any other permits unless and until the CITY has notified the PROPRIETOR in writing that the PROPRIETOR has satisfactorily corrected the item(s) the PROPRIETOR has failed to perform.

(T-6) This Agreement shall be interpreted, enforced and governed under the laws of the State of Michigan and Ann Arbor City Code.

	CITY OF ANN ARBOR, MICHIGAN 301 East Huron Street Ann Arbor, Michigan 48107
	By: Christopher Taylor, Mayor
	By:
Approved as to Substance:	
Howard S. Lazarus, City Administrator	
Approved as to Form:	
Stephen K. Postema, City Attorney	

		Ву:
		Name, Title
STATE OF MICHIGAN)	
County of Washtenaw) ss:)	
Christopher Taylor, Mayo		ne this day of, 2017 by ity Clerk of the City of Ann Arbor, a Michigan
		NOTARY PUBLIC County of Washtenaw, State of Michigan My Commission Expires:
		Acting in the County of Washtenaw
STATE OF MICHIGAN)) ss:	
County of Washtenaw)	
The foregoing instrument of the company.		ne this day of, 2017 by .LC, an Indiana limited liability company, on behalf
, , ,		
		NOTARY PUBLIC
		County of Washtenaw, State of Michigan My Commission Expires:
		Acting in the County of Washtenaw

DRAFTED BY AND AFTER RECORDING RETURN TO: Ann Arbor Planning & Development Services ATTN: Brett Lenart Post Office Box 8647 Ann Arbor, Michigan 48107 (734) 794-6265