# Planning Commission Regular Meeting

May 18, 2022 6:30PM

Big Rapids City Hall 226 N Michigan Ave Hybrid Meeting is also accessible via Zoom:

https://us02web.zoom.us/j/81759916464?pwd=RmN0cmx0a09SV1M4aTE2R3hrVmRHQT09 Meeting ID: 817 5991 6464 Passcode: 858662 Phone Login: Dial (312) 626-6799

- 1. Call to Order
- 2. Pledge of Allegiance
- 3. Roll Call
- 4. Approval of Minutes
  - a. April 20, 2022
- 5. Public Comment Unrelated to Items on the Agenda
- 6. Public Hearing
  - a. Site Plan Review for a Facility Expansion at 602 S Bronson Ave
  - b. Special Land Use Permit Application for a New Drive-Through Restaurant at 1250 Perry Ave
  - c. Site Plan Review for New Drive-Through Restaurant at 1250 Perry Ave
  - d. Site Plan Review for a Facility Expansion at 730 Water Tower Rd
  - e. Request to Vacate an Easement in Rust Avenue for Road Extension
- 7. General Business
- 8. Unscheduled Business
- 9. Adjourn

# CITY OF BIG RAPIDS PLANNING COMMISSION MINUTES April 20, 2022

Unapproved

Vice Chair Eppley called the April 20, 2022 regular meeting of the Planning Commission, to order at 6:30 p.m.

### **PLEDGE OF ALLEGIANCE**

**PRESENT** Megan Eppley, Jacob Buse, Kate McLeod, Kasey Thompson, Rory Ruddick, and

Sarah Montgomery

**EXCUSED** Chris Jane

**ABSENT** None

**ALSO PRESENT** Paula Priebe, Community Development Director

Emily Szymanski, Planning & Zoning Technician

There were 10 audience members.

# **APPROVAL OF MINUTES**

Motion was made by Rory Ruddick, seconded by Jacob Buse, to approve the minutes of the March 16, 2022 meeting of the Planning Commission as presented, with no changes. Motion was passed with all in favor.

### PUBLIC COMMENT NOT RELATED TO ITEMS ON THE AGENDA

None heard

### **PUBLIC HEARINGS**

Zoning Ordinance Map Amendment Application to Rezone 126 S Dekrafft Avenue from R-1 Residential to I Industrial

The Public Hearing was opened at 6:33 PM.

# Staff Report

Priebe summarized the Staff Report stating that City staff received an application to rezone this property by the property owner, Michigan Pipe Dreams LLC. The owners also own the other three parcels of the block as well and have received special land uses for marihuana grow facilities 126 S Dekrafft Avenue is currently zoned R-1 Residential and is vacant. The applicants are requesting the property be rezoned I Industrial. In the Industrial District, it is intended to provide areas of industrial development for trades and light industries. This District permits primarily manufacturing and warehouse uses as well as offices and other accessory uses related to a principal industrial use. Marihuana growers and processors are permitted in the I Industrial District as a Special Land Use. Staff supports recommendation adoption of the Zoning Ordinance Map Amendment to rezone the property from R-1 Residential to I Industrial as it meets the Standards set in Section 14.2:4 of the Zoning Ordinance.

Kimberly Yob, Chief Operating Officer of Michigan Pipe Dreams, stated that the main reason for the rezoning request is for possible expansion of the marihuana grow and process facility in the future. Although there are no plans to expand right now, if the business ever needed more space, 126 S Dekrafft would be available to them.

Those Who Spoke in Favor of the Request: None heard

# Those Who Spoke in Opposition of the Request:

Jean Schneidt, of 22101 13 Mile Road, stated that she has concerns regarding the lack of "buffer zones" between industrial and residential. Mrs. Schneidt suggested that the property be rezoned Commercial to provide a smoother buffer between residential and industrial. Ms. Paula Priebe stated that in Section 8.3 – Minimum Buffer Zones of the Zoning Ordinance, adjacent uses that have potential conflict, there are required levels of "buffer". However, the Zoning Ordinance does not require a buffer from one use to another use, the Minimum Buffer Zones described in Section 8.3 are more so regarding landscaping and fencing buffer requirements. R-1 Residential uses are considered a level one use and I Industrial uses are considered a level four use. This requires the highest level of buffer (trees and hedges four feet in height or an eight-foot fence). If there is ever an expansion, the owners would be required to go through the Site Plan Review process and buffering would be one required element included in the plans.

# Telephonic or Written Correspondence Received by Staff: None received

Vice Chair Eppley closed the Public Hearing at 6:44 PM and the Commission entered into Fact Finding.

• Eppley stated that if there are no current plans of expanding, why would the Applicant wish to rezone the parcel right now? Mrs. Yob stated that rezoning to parcel from R-1 Residential to I Industrial would ensure the owners that expansion could happen if they ever need to.

• Thompson clarified that if the Applicant received the rezoning approval, the Applicant would most likely expand in the future. Mrs. Yob stated that yes, expansion is the plan.

### **Motion**

Motion was made by Rory Ruddick, seconded by Sarah Montgomery to move that the Rezoning Application for 126 S Dekrafft Avenue (Parcel #17-14-454-002) from R-1 Residential to I Industrial be recommended to the City Commission for approval because it meets the Standards set in Section 14.2:4 of the Zoning Ordinance.

Motion passed with all in favor.

# Request to Discontinue Two Alleys that Enter Maple Street Adjacent to Big Rapids Products

The Public Hearing was opened at 6:55 PM.

#### Staff Report

Priebe stated that the City Commission received a request to discontinue two alleys that enter Maple Street adjacent to Big Rapids Products. Priebe stated that Big Rapids Products has safety concerns due to the heavy vehicle traffic that use the alleys. As part of this review process, several departments in the City were consulted regarding the proposal of vacating two alleys, and their feedback is provided in the packet created for this meeting. Upon review of the proposal and in recognition of feedback by the departments, staff encourages the Planning Commission to recommend denial of the request to discontinue use of two alleys that enter Maple Street adjacent to Big Rapids Products.

Mr. John Chaput, President of Big Rapids Products, was not present at the meeting, however, did submit a letter in support of the two alleys being discontinued. A summary of the letter is included below.

"...Closing the alleys would complete the original intent and goals of the City so many years ago, reduce the City's maintenance costs, make the neighborhood safer, and make traffic flow on Maple Street smoother and safer... If the continued use of the alleys is to be allowed, an alternative solution would be to widen and pave the alleys, give them names, street signs, intersection lights, and punctuate them with STOP signs. This would clearly be more expensive and goes against the City's original intent of closing Pemberton and Gilbertson Streets in the firt place."

To read Mr. Chaput's letter in full, please see the attached letter at the end of these minutes.

# Those Who Spoke in Favor of the Request: None heard

# Those Who Spoke in Opposition of the Request:

Jean Schneidt of 22101 13 Mile Road stated that the City never intended to close any alleys, like Mr. Chaput stated in his letter. Mrs. Schneidt said that previous City Managers have asked Mr. Chaput what his intentions were for the properties he purchased, and Mr. Chaput would not disclose any information. She also expressed concerns regarding the amount of noise that is heard by residences that are close to Big Rapids Products. The landscaping buffer that is in place does not do anything to improve the noise pollution produced from the business. If the intent was to expand and add an office space, why not disclose that information? Adding a building might help to buffer the noises created by Big Rapids Products. The alleys in question are used heavily by the surrounding neighborhood and Mrs. Schneidt stated that Mr. Chaput will not allow cul-desacs on his property to accommodate traffic, garbage, and snow removal that is required. The biggest issue is that Maple Street is not the truck route. The truck route came in by Simmonds and the old Hanchett building, and all Federal Screw trucks still use that route.

Roger Schneidt of 22101 13 Mile Road stated that the cul-de-sacs needed will have to be large enough to accommodate garbage removal and that is a major concern due to residences placing their garage in the alley for pickup. Since Maple Street is not a truck route, Mr. Schneidt doesn't know why there is such conflict. Not knowing Mr. Chaput's intent is alarming because the City cannot make decisions without a plan.

# <u>Telephonic or Written Correspondence Received by Staff:</u>

Jean Schneidt of 22101 13 Mile Road wrote a letter to City Officials stating her concerns. Most concerns were heard during the public comment portion of the meeting. To read Mrs. Schneidt's letter in response to the request to discontinue two alleys, please see the attached letter at the end of these minutes.

Vice Chair Eppley closed the Public Hearing at 7:15 PM and the Planning Commission entered into Fact Finding.

- Ruddick, Eppley, and Montgomery stated that they don't understand why this is necessary. Both Commissioners are open to the discussion, but not enough information was provided to even consider this request.
- McLeod stated that it doesn't seem like Big Rapids Products is overly concerned, otherwise a representative would have attended. Priebe stated that the Applicant was notified of the meeting.

# **Motion**

Motion was made by Jacob Buse, seconded by Rory Ruddick to recommend that the Request to Discontinue Two Alleys that Enter Maple Street Adjacent to Big Rapids Products be denied.

Motion passed with all in favor.

# **UNSCHEDULED BUSINESS**

None

There being no further business, Vice Chair Eppley adjourned the meeting at 7:20 PM with all in favor.

Respectfully submitted,

Emily Szymanski

Planning & Zoning Technician and Planning Commission Secretary

### STAFF REPORT TO THE PLANNING COMMISSION

TO: Planning Commission

FROM: Paula Priebe, Community Development Director

SUBJECT: Site Plan Review for a Facility Expansion at 602 S Bronson Ave

DATE: May 18, 2022

#### Introduction

Applicant JBS Contracting, Inc. on behalf of the Mecosta Osceola Intermediate School District is applying for Site Plan Review for facility expansion at their 602 S Bronson Avenue (PIN 17-14-200-019) location in Big Rapids. This 6.94-acre site is zoned R-1 Residential and is located on the east side of Big Rapids.

The facility at 602 S Bronson Ave is an existing metal arched building used as the MOISD Bus Garage. Staff and busses park on the large gravel driveway/parking area. A Location Map and several images of the site are attached. See also the set of Site Plans included with the packet.

### **Site Plan Review Process and Procedure**

The Site Plan Review Application was received by the Community Development Department on April 19, 2022 and was deemed in compliance with Section 9.4. of the Zoning Ordinance which stipulates required Site Plan Review application materials. As required by Ordinance, Site Plan Reviews must go through a public hearing process. Notice was posted in the Big Rapids Pioneer on Wednesday, May 4, 2022 and sent to all property owners within 300 ft of the site.

The Site Plans were shared with the Fire Marshal, the Public Works Department's Engineering staff, the Building Official, and the Zoning Administrator for their review.

<u>Public Safety</u> – Fire Marshal Jeff Hull reviewed the site plans and found no issues with the Site Plans and preliminary drawings.

<u>Public Works</u> - Plans were by Engineering Technician Matt Ruelle as regards infrastructure connections and stormwater. He found no issues with the Site Plans.

<u>Building Official</u> – The Mecosta County Building Official, Mr. Aaron Holsworth, also reviewed the plans. He did not provide feedback by the time this packet was published. Any comments from Mr. Holsworth will be provided at the Public Hearing.

Zoning – Plans were reviewed by the Community Development Director as to their standings as regards the Zoning Ordinance. This review found that the plans are mostly in compliance with Zoning Ordinance requirements. School facilities are a principal use in the R-1 Residential District. While large garage facilities would not generally be allowed in the R-1, this is an existing, school-related facility on a very large lot, and thus expansion of this facility is not in opposition to the intent of the Ordinance.

Two required items were not clearly articulated in the Site Plan that staff wanted clarity regarding:

- 1) Parking. Section 9.4:3(12) requires "the location, size, and number of parking space in off-street parking areas, service lanes thereto, and service parking and delivery or loading areas (to determine compliance with parking space and off-loading space requirements)". This facility has a gravel drive and parking area, thus it is not striped and specific parking spaces are not delineated. This is acceptable. However, while it appears the expanded gravel drive will have ample space for staff and bus drive lanes and parking, Staff cannot confirm this without more detail.
- 2) Site Lighting. Section 9.4:3(17) requires "the location, intensity, and orientation of all on site lighting (to determine compliance with requirements regarding lighting being directed off adjacent premises and rights-of-way)". As this documentation was not provided, Staff cannot speak to whether the lighting meets Ordinance requirements.

If the Applicant to speak to these requirements and their plans to meet them, staff has no further concerns from a Zoning review perspective.

### Criteria for Review of Site Plan Review Applications

Section 9.6 of the Zoning Ordinance sets criteria for reviewing Site Plan Review applications:

- 9.6:1 That there is a proper relationship between the existing streets and highways within the vicinity and proposed deceleration lanes, service drives, entrance and exit driveways and parking areas to ensure the safety and convenience of pedestrian and vehicular movement. With respect to vehicular and pedestrian circulation, including walkways, interior drives, and parking, the site shall be developed so that access points, general interior traffic circulation, pedestrian circulation, and parking areas are safe and convenient and, insofar as practicable, do not detract from the design of the proposed buildings and existing structures on neighboring properties.
- 9.6:2 All elements of the site plan shall be harmoniously and efficiently organized in relation to the topography, the size and type of the lot, the character of adjoining property, and the type and size of buildings. The site shall be developed so as not to impede the normal and orderly development or improvement of surrounding property for uses permitted in this Ordinance.
- 9.6:3 That as many natural features of the landscape shall be retained as possible where they furnish a barrier or buffer between the project and adjoining properties used for dissimilar purposes and where they assist in preserving the general appearance of the neighborhood. The landscape shall be preserved in its natural state, insofar as practical, by minimizing tree and soil removal, and by topographic modifications which will result in maximum harmony with adjacent areas.
- 9.6:4 That any adverse effects of the proposed development and activities emanating there from which affect adjoining residents or owners shall be minimized by appropriate screening, fencing, landscaping, setback and location of buildings, structures and entryways. All loading and unloading areas and outside storage areas, including areas for the storage of refuse, which face or are visible from residential districts or public thoroughfares, shall be screened by a vertical screen consisting of structural or plant materials no less than six (6) feet in height.

- 9.6:5 That the layout of buildings and improvements will minimize any harmful or adverse effect which the development might otherwise have upon the surrounding neighborhood. Physical improvements including sidewalks, drives and parking areas shall be built to adequate standards to minimize premature deterioration. Sites at which hazardous substances are stored, used or generated shall be designed to prevent spill or discharges to the air, surface of the ground, groundwater, streams, drains or wetlands. Secondary containment for above ground storage of hazardous material shall be provided.
- 9.6:6 That all provisions of all local ordinances, including the City Zoning Ordinance, are complied with unless an appropriate variance therefrom has been granted by the Zoning Board of Appeals.

Planning Commissioners are encouraged to review the Application against the Criteria in Section 9.6 to decide if they find it meets or fails to meet them. These Criteria shall be used to decide the Action taken by the Planning Commission.

### **Recommendation**

Staff recommends approval of the Site Plan Review Application for a facility expansion at 730 Water Tower Road (PIN 17-14-200-019), as it meets the Criteria for Review found in Section 9.6.6 of the Zoning Ordinance.

# **Action**

Three options lay before the Planning Commission regarding Site Plan Review Applications: Approval, Denial, or Approval with Conditions. Explanations and sample motions are below.

# **Approval**

An approval motion is appropriate when the Application meets the Standards of the Zoning Ordinance and approves the Application. Sample motion:

"I move that the Site Plan Review Application for a facility expansion at 602 S Bronson Avenue (PIN 17-14-200-019), be approved, because it meets all of the Criteria for Review set in Section 9.6 of the Zoning Ordinance."

# **Approval with Conditions**

An approval with conditions motion is appropriate when the Application meets the Standards of the Zoning Ordinance, but the Planning Commissioners believe a few minor conditions or alterations are required. This motion approves the Application contingent upon the listed conditions. Sample motion:

"I move that the Site Plan Review Application for a facility expansion at 602 S Bronson Avenue (PIN 17-14-200-019), be approved with conditions. The Application meets the Criteria for Review set in Section 9.6 of the Zoning Ordinance, but conditions are required to (*select from the relevant reasons below*)

- (1) Ensure that public services and facilities affected by the proposed land use or activity will be capable of accommodating increased service and facility loads caused by the land use or activity.
- (2) Protect the natural environment and conserve natural resources and energy.
- (3) Ensure compatibility with adjacent uses of land.
- (4) Promote the use of land in a socially and economically desirable manner.

The following conditions are required to address this need: (*list conditions [such as requiring additional permits, revising plans to show needed changes, demonstrating adequacy of the stormwater detention facilities, among others] here).* 

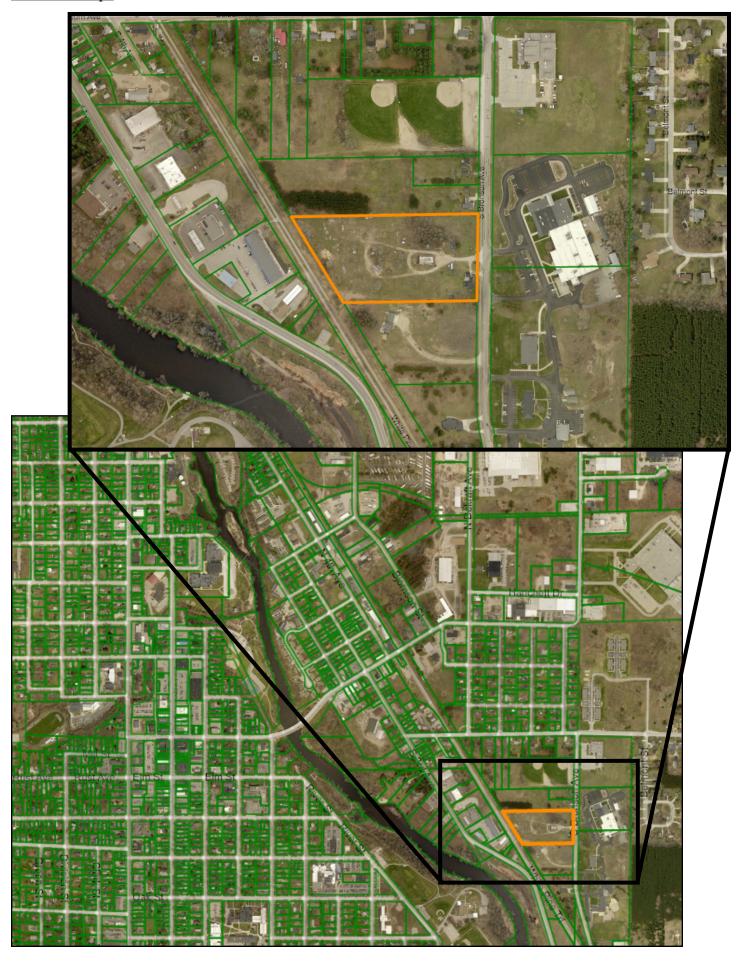
A revised, dated site plan and documents addressing the above shall be submitted for staff approval within 60 days."

#### Denial

A denial motion is appropriate when the Application fails to meet the Standards of the Zoning Ordinance and ends the application process. Sample motion:

"I move to deny the Site Plan Review Application for a facility expansion at 602 S Bronson Avenue (PIN 17-14-200-019), because it does not meet Criteria 9.6:X of the Zoning Ordinance. (Fill in the X with which number Criteria the application does not meet.)"

# **Location Maps**



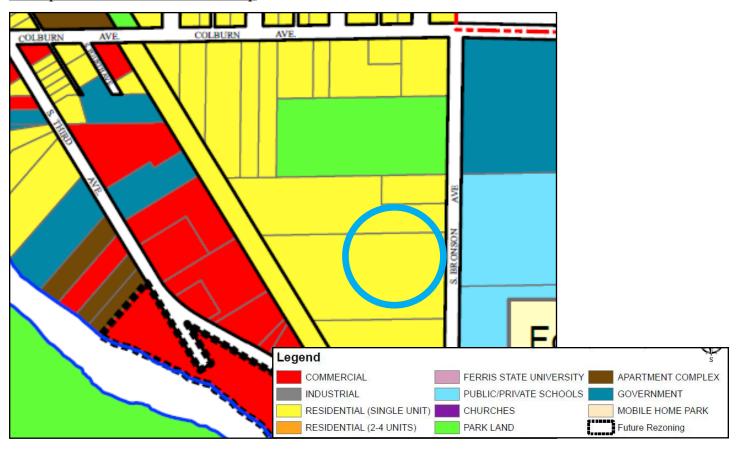
# **Aerial Imagery**



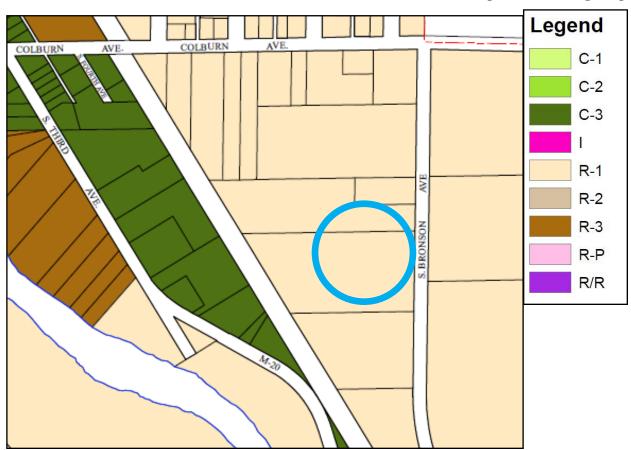
Aerial Imagery - Google Earth



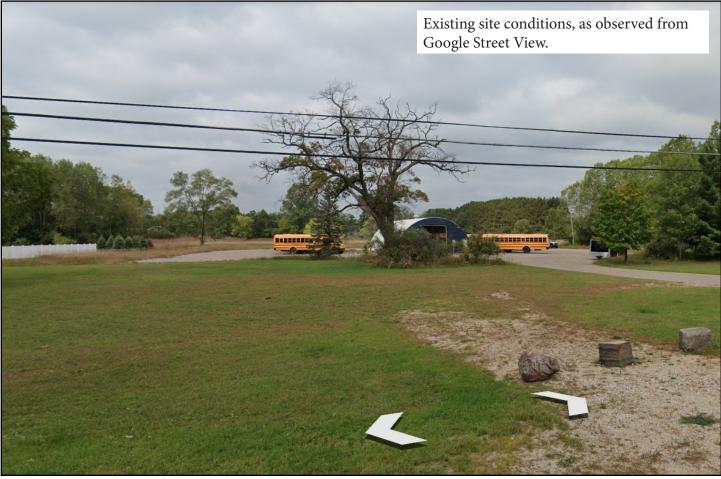
# **Excerpt from Future Land Use Map**



# **Excerpt from Zoning Map**









# CITY OF BIG RAPIDS DEPARTMENT OF COMMUNITY DEVELOPMENT

#### SITE PLAN REVIEW APPLICATION

4
hnivison@jbscontracting.com
Rapids, MI 49307
diate School District
sheet)
SITE SIZE (ACRES): 6.94
2

#### LIST ALL REQUIRED STATE AND FEDERAL PERMITS ON SEPARATE SHEET

In compliance with Section 9.4 of the City of Big Rapids Zoning Ordinance, twelve copies of a complete proposed site plan must be submitted to the Department of Community Development, a minimum of twenty one days prior to the Planning Commission hearing date. Failure to submit complete plans, a completed application form and filing fee may result in the site plan review hearing being delayed.

### SITE PLAN INFORMATION REQUIREMENTS

TWELVE COPIES (12) of the proposed site plan, drawn on 24" x 36" paper

SCALE OF 1" = 20' for sites up to three acres and 1" = 100' for sites over three acres

**LEGEND** including north arrow, scale, date of preparation and name, address and telephone number of individual or firm preparing the plan

SEAL of professional architect, engineer or surveyor preparing the plan

LOCATION MAP indicating relationship of the site to surrounding land use

LOT LINES together with dimensions, angles and size correlated with the legal description, which is tied to existing monumentation

TOPOGRAPHY of the site in two foot contour intervals

NATURAL FEATURES such as wood lots, streams, rivers, lakes, wetlands, unstable soils and similar items

MAN MADE FEATURES within 100 feet of the site

**BUILDING SIZE,** height, finish floor and grade line elevations, yard setbacks and square footage. Front, side and rear elevations drawings of proposed structures.

FLOOR PLAN of structures showing existing and proposed uses (used to verify gross vs. usable floor areas and principal vs. accessory uses).

STREETS, driveways, sidewalks and other vehicle or pedestrian circulation features upon and adjacent to the site shall be shown

PARKING SPACES, location, size and number, service lanes, delivery and loading areas

CROSS SECTIONS illustrating construction of drives and parking areas

LANDSCAPING, together with open spaces, screening, fences, walls and proposed alterations of topography or other natural features.

SERVICE DEMANDS from the community to support proposed operations on the site

EARTH CHANGE plans required by State law

SITE LIGHTING including location, intensity and orientation

SURFACE WATER DRAINAGE

UTILITY LOCATION and size for sanitary sewer, water, storm sewer, natural gas, electricity, telephone, coaxial cable, fiber optic, etc.

**FIRE LANES** 

**OUTDOOR STORAGE** 

TRASH RECEPTACLES

HAZARDOUS MATERIAL storage facilities, including type, quantity, location and secondary containment provisions

OTHER INFORMATION as required by the Plan Board

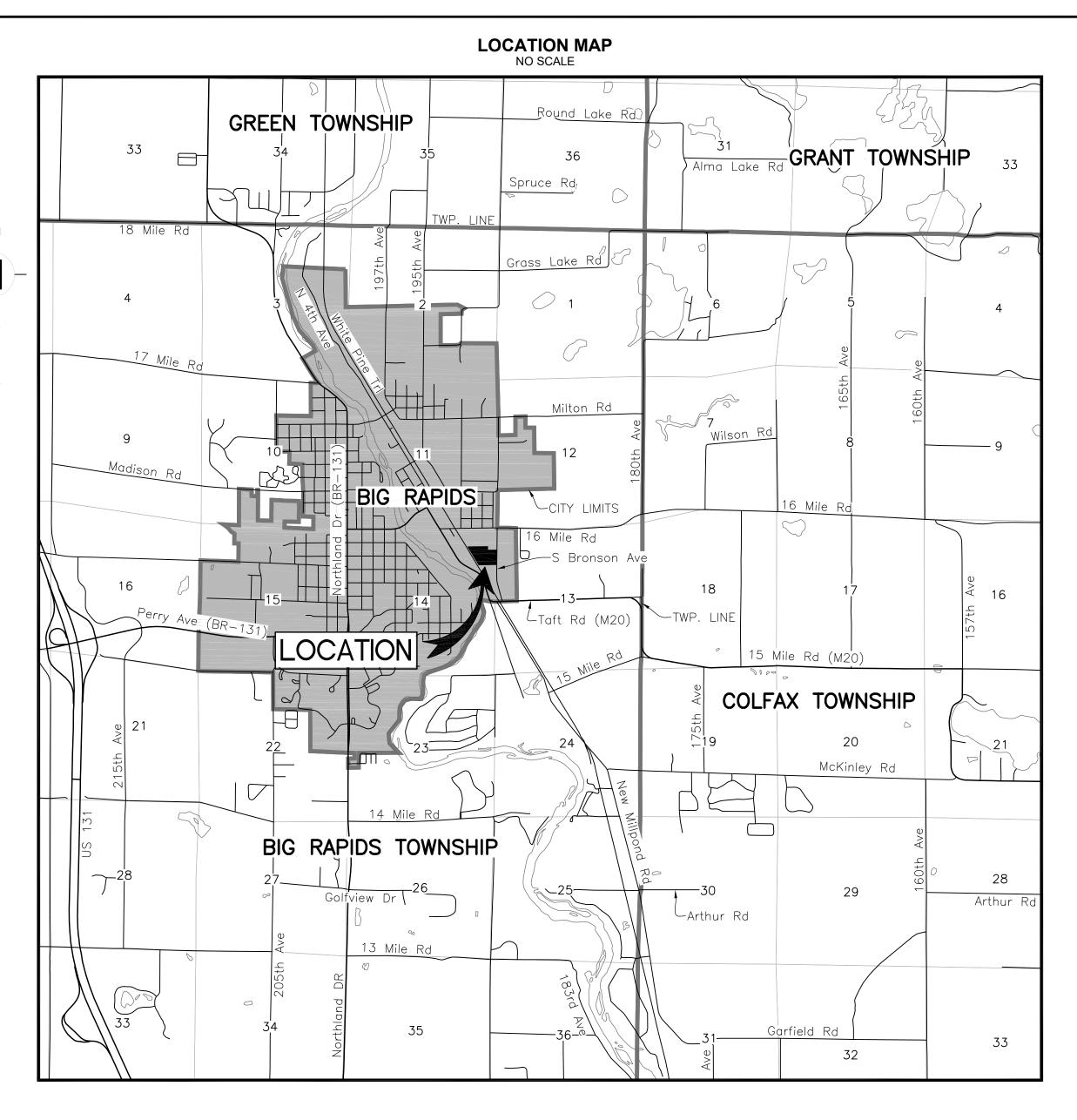
DIGITAL COPY submitted in anAutoCAD compatible format

SITE PLAN REVIEW FEE \$200

I have read the requirements of submittal and review of a site plan by the City of Big Rapids Planning Commission and attest that the provided site plan is complete:

4/19/2022

Applicant Signature



LEGEND							
0	DRAINAGE MANHOLE	△ <sup>CP</sup> #1000	CONTROL POINT	<u></u>	BOLLARD		
	CATCH BASIN	<u></u> BM #1	BENCHMARK		MAILBOX		
$\triangleright$	CULVERT END SECTION	7	FLAG POLE	卷	DECIDUOUS TREE		
<u></u>	SANITARY SEWER MANHOLE	D	UTILITY POLE	**	CONIFEROUS TREE		
o <sup>c.o.</sup>	SANITARY SEWER CLEANOUT		GUY ANCHOR	9	BUSH OR SHRUB		
©	FORCE MAIN CLEANOUT	E	ELECTRICAL TRANSFORMER	M	STUMP		
-0-	SIGN - SINGLE POST	Ē	ELECTRIC METER	st	STORM SEWER		
- 0 - 0	SIGN - DOUBLE POST		ELECTRICAL MANHOLE	SAN	SANITARY SEWER		
₩,	FIRE HYDRANT	Œ	ELECTRICAL VAULT	—— ОНW——	OVERHEAD WIRE		
$\otimes$	WATER VALVE	Do	PEDESTRIAN SIGNAL	G	GAS LINE		
*5	CURB STOP	<b>\$</b>	LIGHT POLE	— Е — Е —	ELECTRIC LINE		
W	WATER METER	•	FLOOD LIGHT	P	PHONE LINE		
00	WATER WELL		A.C. COMPRESSOR	—— тv	CABLE TV LINE		
8	WATER MANHOLE	<b>¤</b> []	ELECTRICAL PANEL	—— w	WATER LINE		
<u></u>	YARD HYDRANT	<b>(M)</b>	MONITORING WELL	xx	FENCE LINE		
IRR ×	IRRIGATION VALVE	ĕŸ	GAS VALVE		TREELINE		
₩	IRRIGATION SPRINKLER HEAD	©	GAS METER		EXISTING ASPHALT		
<b>+</b>	GOVERNMENT CORNER	E	TELEPHONE VAULT		EXISTING CONCRETE		
•	FOUND PROPERTY CORNER	$\Theta$	TELEPHONE MANHOLE	+ + + + + + + + + + + + + + + + + + +	EXISTING GRAVEL		
	FOUND CONCRETE MONUMENT	$\Leftrightarrow$	PEDESTAL		EXISTING STONES		
•	FOUND PK OR MAG NAIL	O	CABLE VAULT		EXISTING RIPRAP		
0	SET CAPPED IRON #46677	$\equiv$	HANDHOLE	(M)	MEASURED		
Δ	SET MAG NAIL	8	POST	(R)	RECORDED		

# **ZONING REQUIREMENTS PARCEL ZONING** R-1 HEIGHTS, YARD AND AREA RESTRICTIONS IN THE R-1 DISTRICT: 11,250 SQ. FT. MINIMUM LOT AREA MINIMUM LOT WIDTH 75 FEET 100 FEET DEPTH OF LOT MAXIMUM HEIGHT OF STRUCTURES 2 ½ STORIES OR 35 FEET MINIMUM FRONT YARD SETBACK 20 FEET MINIMUM SIDE YARD SETBACK (EACH) 10 FEET 25 FEET MINIMUM SIDE YARD SETBACK (SUM OF BOTH)

35 FEET

20 FEET

25%

# BENCHMARKS

BM #1 SET CHISELED "X" ON NW. HYDRANT FLANGE BOLT ELEV. = 915.00'

MINIMUM REAR YARD SETBACK

MAXIMUM LOT COVERAGE

MINIMUM SIDE STREET YARD SETBACK

BM #2
FOUND RAILROAD SPIKE IN WEST FACE OF UTILITY POLE
ELEV. = 916.13'

DATUM: NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD88)

# PROPERTY INFORMATION

ADDRESS:

602 S. Bronson Avenue Big Rapids, MI 49307

PARCEL NUMBER 17-14-200-014:

17-14-200-014: 211,558 Sq. Ft. or 4.86 acres 17-14-200-019: 302,210 Sq. Ft. or 6.94 acres

# PREPARED FOR

Mecosta-Osceola Intermediate School District Mr. Mark Klump - Assistant Superintendent 15760 190th Avenue Big Rapids, MI 49307 Phone: (213) 796-3543

SHEET INDEX						
SHEET NUMBER	SHEET TITLE					
C1	COVER SHEET					
C2	TOPOGRAPHIC SURVEY					
C3	SITEPLAN					
C4	SANITARY SEWER PLAN & PROFILE					
C5	GRADING & STORM WATER MANAGEMENT					
C6	SOIL EROSION CONTRON PLAN					
C7	DETAILS					

# PROPERTY DESCRIPTIONS

# WARRANTY DEED, LIBER 868, PAGE 1126

Parcel "A" - A parcel of land located in the Northeast 1/4 of Section 14, Town 15 North, Range 10 West, City of Big Rapids, Mecosta County, Michigan, described as commencing at the Northeast Section Corner of Section 14; thence South 02 Degrees 28' 48" West along the East Section Line 660.00 feet; thence North 89 degrees 13' 10" West parallel with the North Section Line 330 feet to the Point of Beginning; thence South 02 degrees 28' 48" West parallel with the East Section Line 264.00 feet; thence North 89 degrees 13" 10" West parallel with the North Section Line 555.43 feet; thence North 29 degrees 36' 25" West along the Easterly R/W Line of the Michigan Northern Railroad 305.90 feet; thence South 89 degrees 13' 10" East parallel with the North Section Line 718.00 feet to the Point of Beginning.

Parcel "B" - A parcel of land located in the Northeast 1/4 of Section 14, Town 15 North, Range 10 West, City of Big Rapids, Mecosta County, Michigan, described as commencing at the Northeast Section Corner of Section 14; thence South 02 degrees 28' 48" West along the East Section Line 792.00 feet to the Point of Beginning; thence continuing South 02 degrees 28' 48" West along the East Section Line 132.00 feet; thence North 89 degrees 13' 10" West parallel with the North Section Line 330.00 feet; thence North 02 degrees 28' 48" East parallel with the East Section Line 132.00 feet; thence South 89 degrees 13" 10" East parallel with the North Section Line 330.00 feet to the Point of Beginning.

# WARRANTY DEED, LIBER 878, PAGE 2334

PARCEL 1: Beginning on the Section line between Sections 13 and 14, Township 15 North, Range 10 West, City of Big Rapids, Mecosta County, Michigan, at a point 18 chains South from the Northeast comer of said Section 14; running thence South on said Section line 2 chains; thence West and parallel with the North line of said Section 14 to the Easterly line of the Grand Rapids and Indiana Railroad right-of-way; thence Northwesterly to a point which is 18 chains South of the North line of said Section 14 and 18 chains therefrom; thence East and parallel with the North line of said Section 14 to the place of beginning; being a part of Government Lot 1 of Section 14, Township 15 North, Range 10 West, Michigan.

PARCEL 2: A parcel of land in the Northeast 1/4 of Section 14, Township 15 North, Range 10 West, City of Big Rapids, Mecosta County, Michigan, described as commencing at the Northeast Section corner of Section 14; thence South 02°28'48" West along the East Section line 924.00 feet to the point of beginning; thence continuing South 02°28'48" West along the East Section line, 264.00 feet; thence North 89°13'10" West parallel with the North Section line 722.86 feet to the East right-of-way of the Michigan Northern Railroad right-of-way; thence North 29°36'25" West along the Easterly right-of-way line of the Michigan Northern Railroad 305.90 feet: thence South 89°13'10" East parallel with the North Section line, 885.43 feet to the point of beginning.

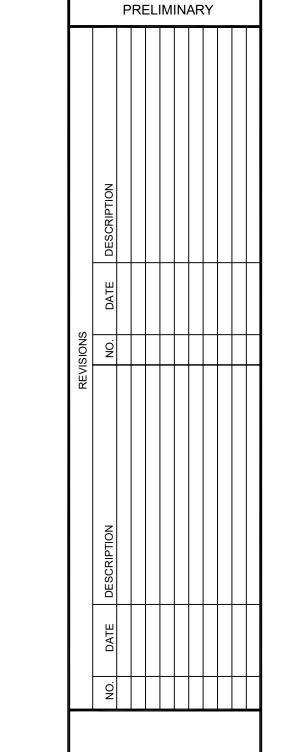
1. SHOWN UNDERGROUND UTILITY LOCATIONS REFLECT INFORMATION COLLECTED FROM UTILITY OWNERS AND VISIBLE MARKERS FOUND AT THE TIME OF SURVEY. SHOWN LOCATIONS ARE NOT INTENDED TO BE EXACT AND CONTRACTORS MUST VERIFY LOCATIONS OF ALL UTILITIES PRIOR TO EXCAVATION.

**NOTES** 

# MISS DIG/UNDERGROUND UTILITY NOTIFICATION

FOR THE PROTECTION OF UNDERGROUND UTILITIES AND IN CONFORMANCE WITH PUBLIC ACT 174 OF 2013, THE CONTRACTOR SHALL CONTACT MISS DIG SYSTEM, INC. BY PHONE AT 811 OR 800-482-7171 OR VIA THE WEB AT EITHER ELOCATE.MISSDIG.ORG FOR SINGLE ADDRESS OR RTE.MISSDIG.ORG, A MINIMUM OF 3 BUSINESS DAYS PRIOR TO EXCAVATING, EXCLUDING WEEKENDS AND HOLIDAYS.





A-OSCEOLA INTERMEDIATION SCHOOL DISTRICT 15N., R10W, City of Big R

ROJECT NAME:

SHEET

COVER

**& ENGINEERING, INC.**Road Phone: (989) 644-5953

SURVEYING & ENG 29 W. Beal City Road sidman, Michigan 48893

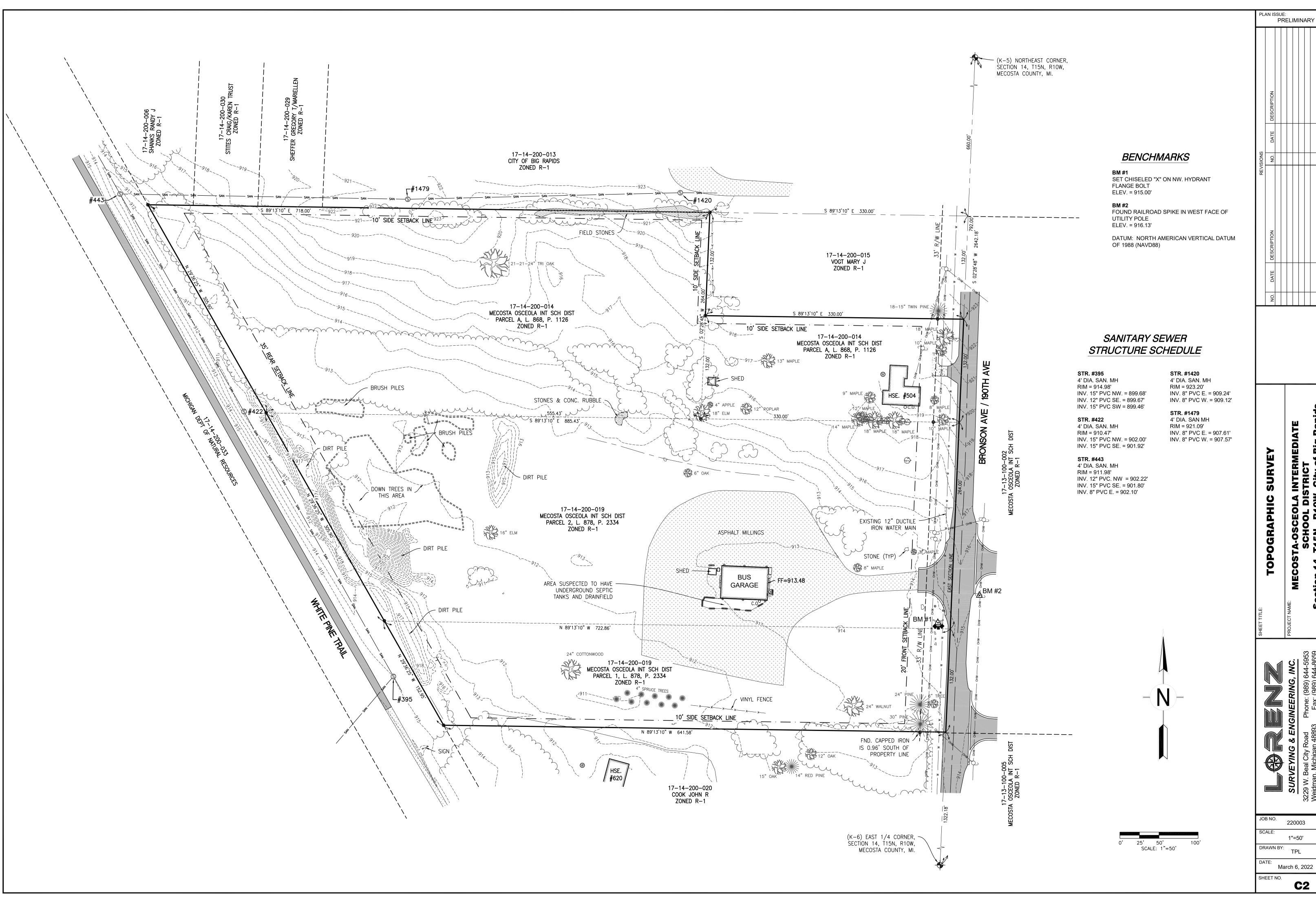
JOB NO. 220003

NONE

DRAWN BY: TDI

E: March 6, 2022

SHEET NO.

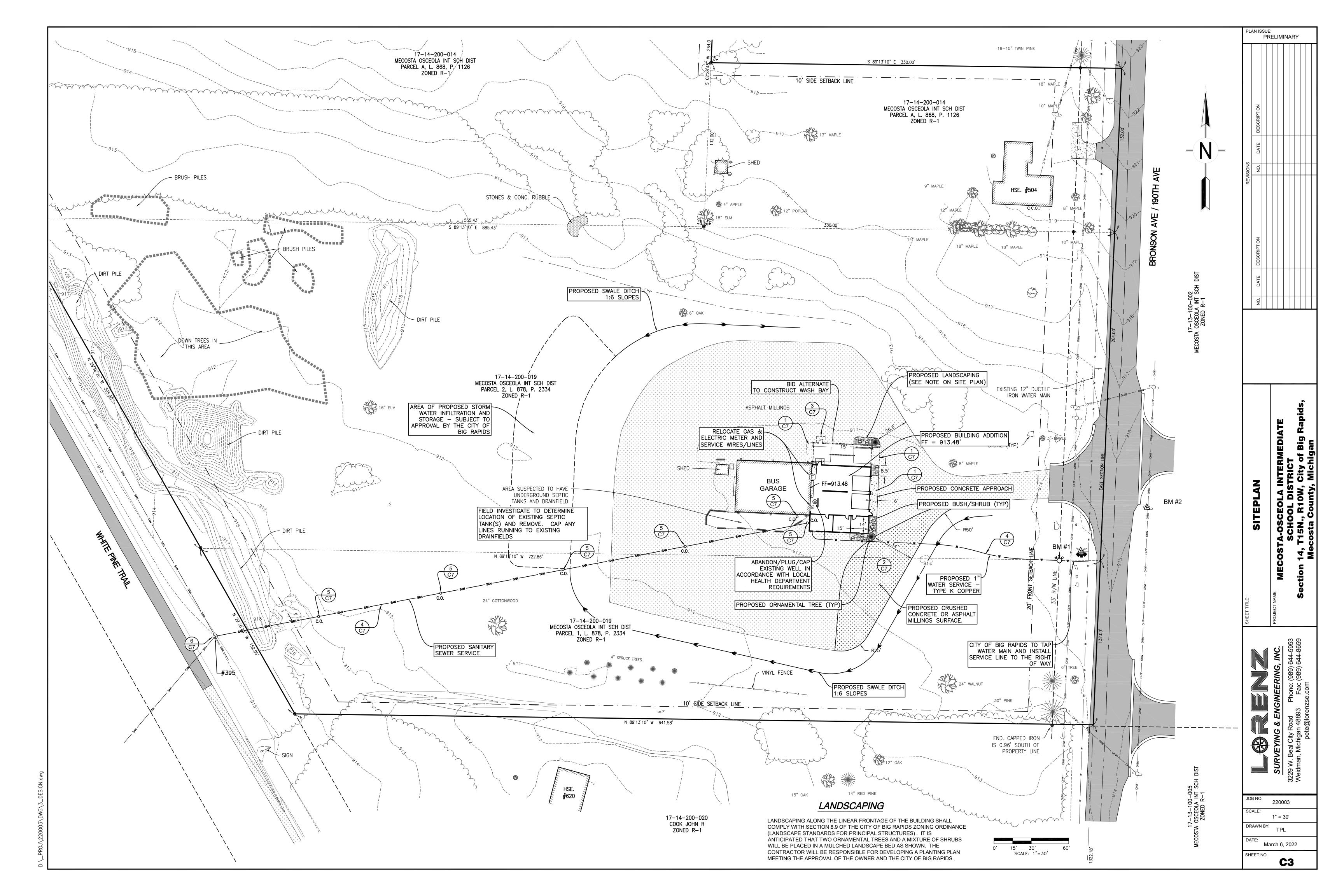


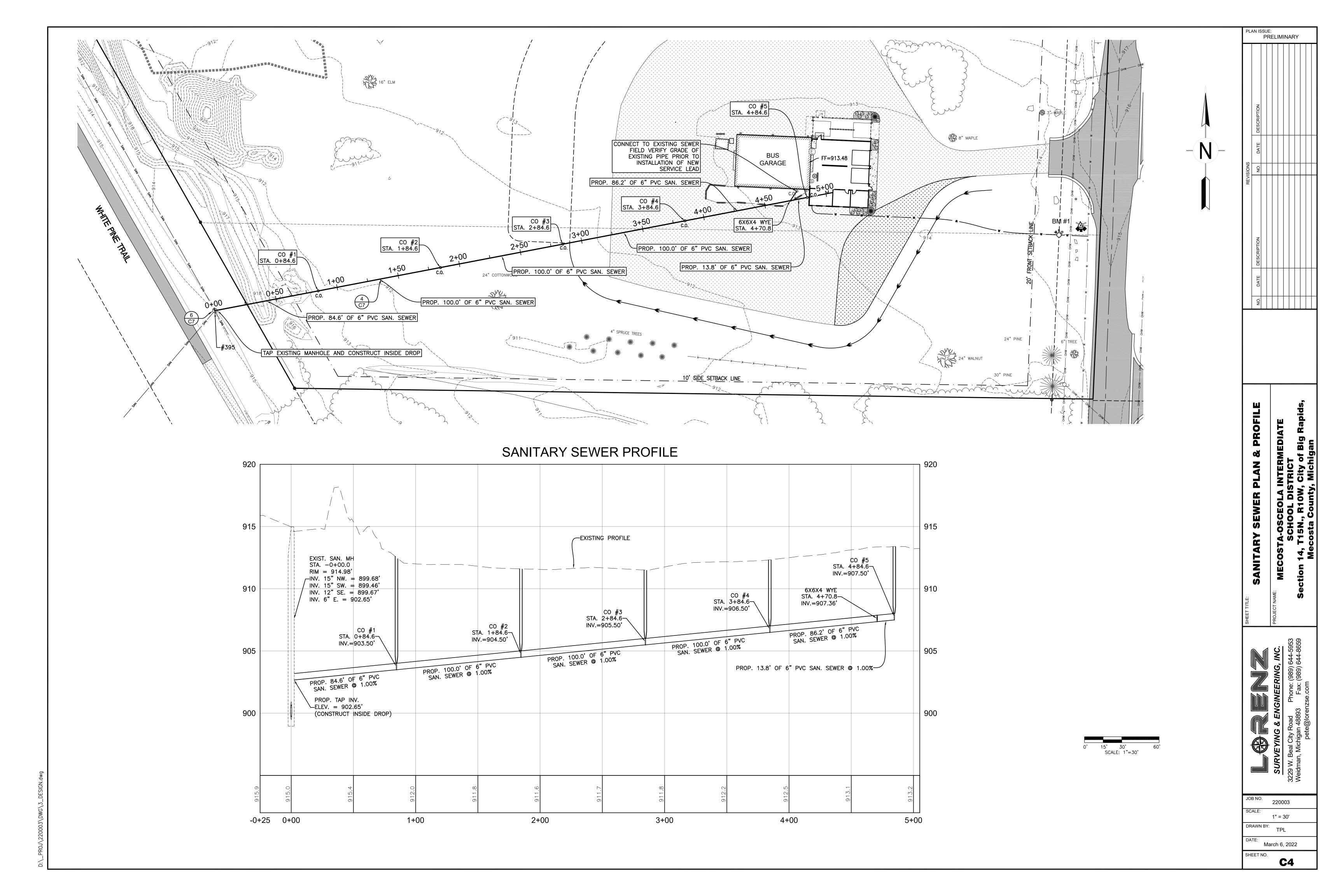
220003

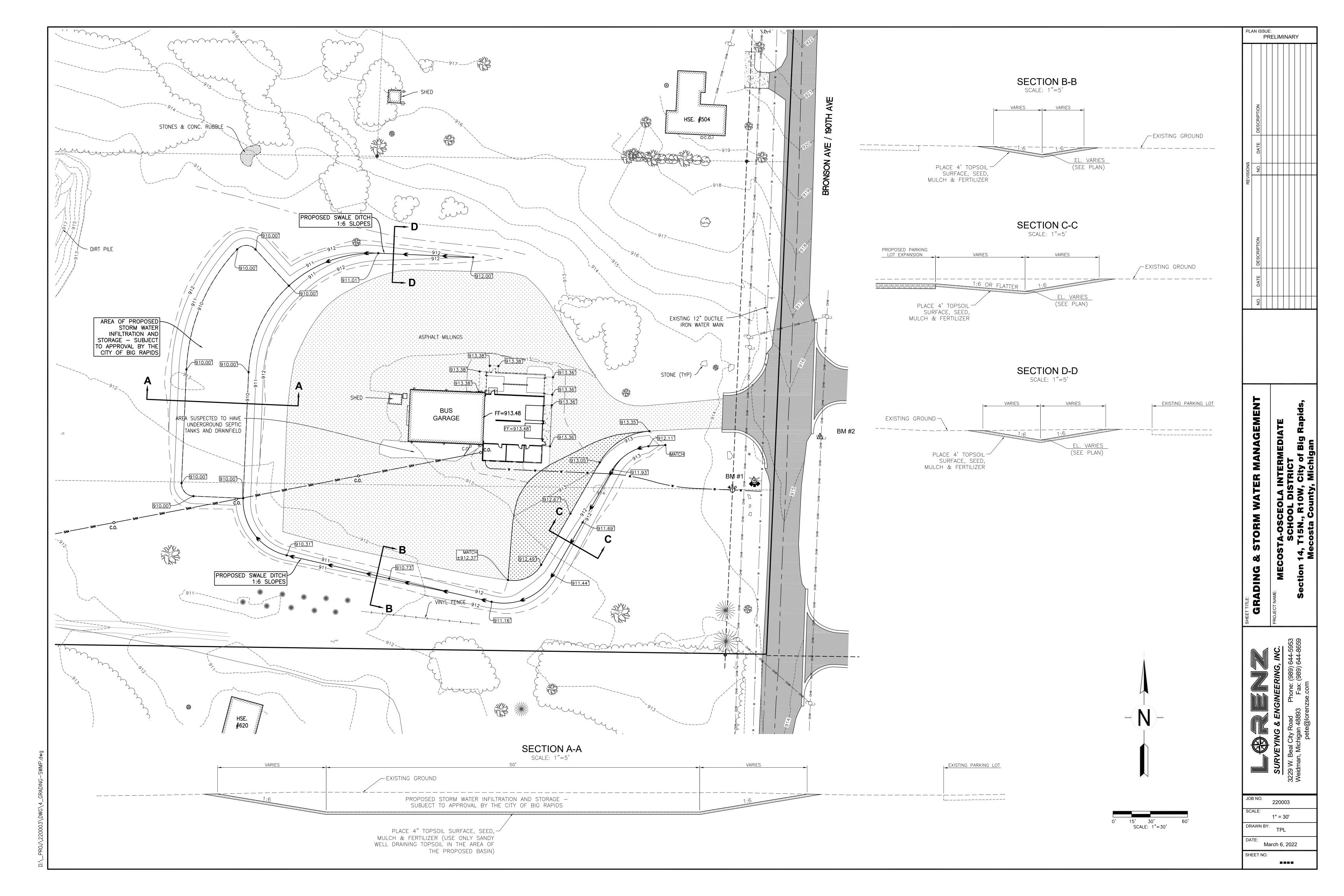
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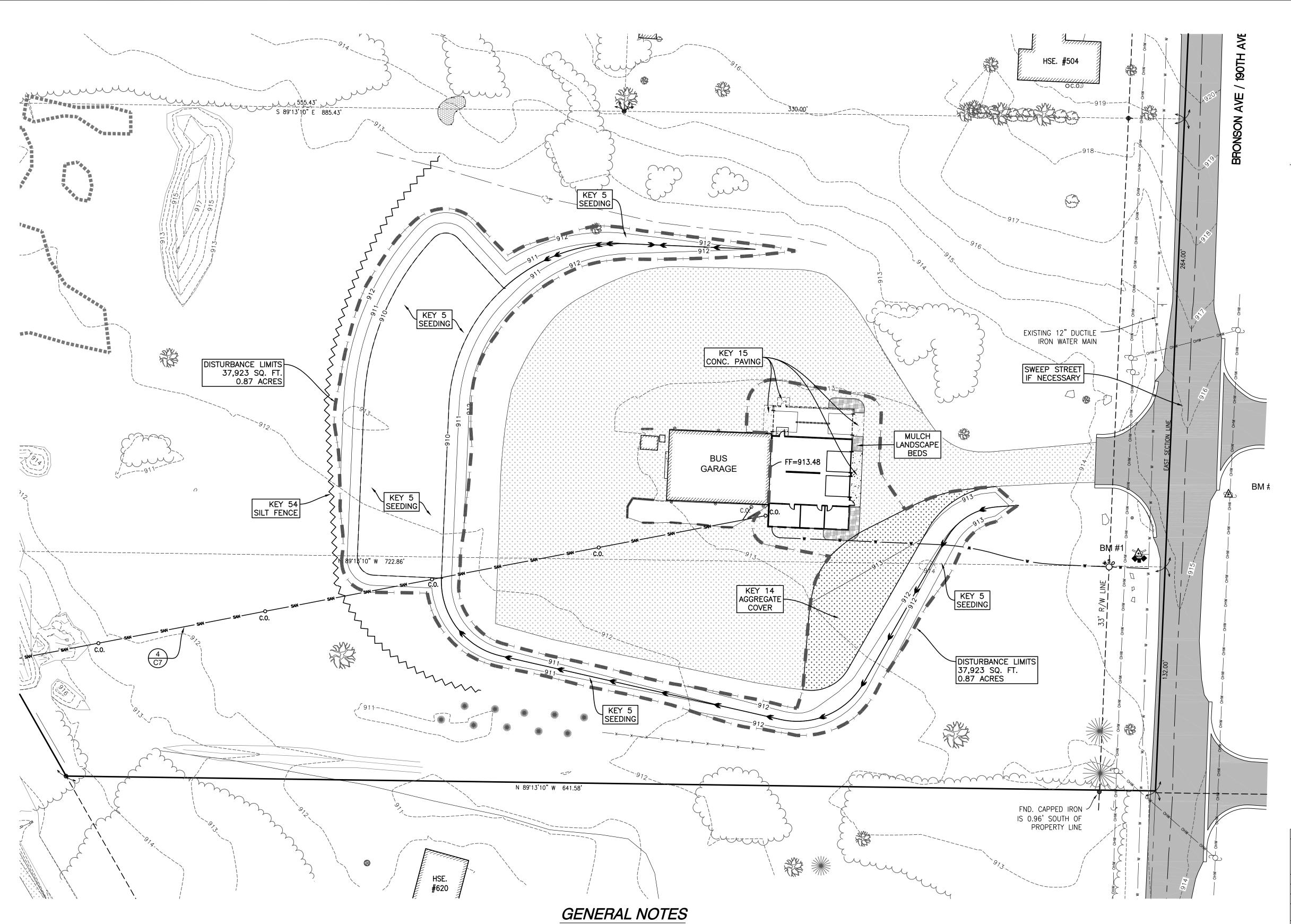
March 6, 2022

C2









# 1. STAGE 1

SITE STRIPPING AND EXCAVATION FOR FOOTINGS

 PLACE GEOTEXTILE SILT FENCE (PRIOR TO COMMENCING ANY WORK) CONTROL MUD FROM TRACKING OFF SITE AND SWEEP STREET IF NECESSARY

CONSTRUCTION SCHEDULE

# 2. STAGE 2

GRAVEL PARKING LOT EXPANSION & BUILDING CONSTRUCTION MAINTAIN SILT FENCE

 CONTROL MUD FROM TRACKING OFF SITE AND SWEEP STREET IF NECESSARY

CONSTRUCT SWALES, INFILTRATION BASIN & FINAL RESTORATION MAINTAIN SILT FENCE

- CONTROL MUD FROM TRACKING OFF SITE AND SWEEP STREET IF
- PLACE TOPSOIL SURFACE IN ALL DISTURBED AREAS AND PERMANENT SEEDING PRIOR TO OCT. 1.

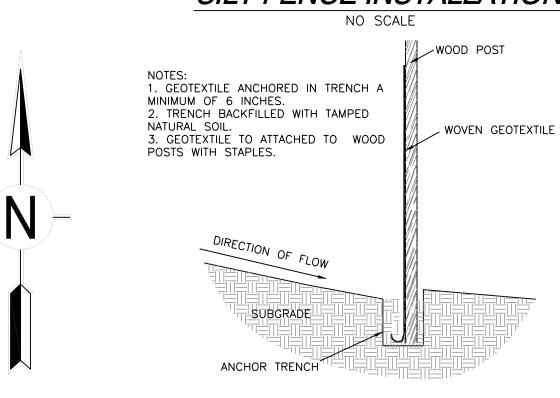
- 1. CONTRACTOR SHALL BE RESPONSIBLE FOR MAINTAINING TEMPORARY AND PERMANENT CONTROL MEASURES UNTIL VEGETATION HAS BEEN ESTABLISHED ON ALL DISTURBED AREAS. MAINTENANCE SHALL INCLUDE: PERIODIC INSPECTIONS, REMOVING ACCUMULATED SEDIMENT AND REPAIRING OR REPLACING DAMAGED CONTROL MEASURES. INSPECTIONS SHALL BE PERFORMED DAILY DURING THE CONSTRUCTION PROCESS. FOLLOWING CONSTRUCTION INSPECTIONS SHALL BE PERFORMED AT LEAST ON A WEEKLY BASIS AND AFTER EVERY SIGNIFICANT RAIN EVENT UNTIL VEGETATION HAS BEEN ESTABLISHED.
- 2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR REMOVAL OF TEMPORARY CONTROL MEASURES AFTER ALL DISTURBED AREAS HAVE BEEN RESTORED AND VEGETATION HAS BEEN ESTABLISHED. ALL CATCH BASINS WITHIN THE CONSTRUCTION INFLUENCE AREA SHALL BE PROTECTED UNTIL PERMANENT MEASURES HAVE TAKEN EFFECT. INLETS SHALL BE PROTECTED WITH GEOTEXTILE SILT SACKS. INSTALL SILT FENCES PRIOR TO ANY SITE WORK.
- 3. 3. THE OWNER SHALL BE RESPONSIBLE FOR MAINTENANCE OF PERMANENT CONTROL MEASURES AFTER THE ESTABLISHMENT OF VEGETATION ON DISTURBED AREAS. THE OWNER SHALL MAKE PERIODIC INSPECTIONS, AND REPLACE OR REPAIR DAMAGED PERMANENT CONTROL MEASURES AS REQUIRED.
- 4. PERMANENT CONTROL MEASURES SHALL BE COMPLETED WITHIN 15 CALENDAR DAYS AFTER FINAL EARTH CHANGE IS COMPLETED.
- 5. PERMANENT SEEDING SHALL BE PLACED BY OCTOBER 1. IF PERMANENT SEEDING CAN NOT BE PLACED BY OCTOBER 1, TEMPORARY SEEDING SHALL BE PLACED FOR WINTER STABILIZATION.

# DISTURBANCE AREA

TOTAL DISTURBANCE AREA 37,923 SQ. FT. OR 0.87 ACRES

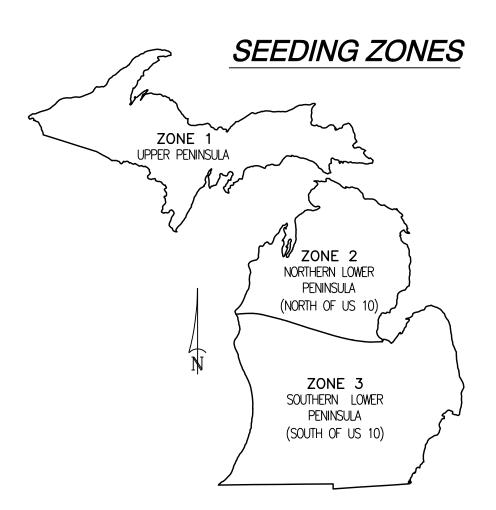


# SILT FENCE INSTALLATION



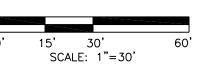
# MICHIGAN UNIFIED KEYING SYSTEM

KEY	DETAIL	CHARACTERISTICS
5	SEEDING	INEXPENSIVE AND VERY EFFECTIVE STABILIZES SOIL, THUS MINIMIZING EROSION PERMITS RUNOFF TO INFILTRATE SOIL, REDUCING RUNOFF VOLUME SHOULD INCLUDE PREPARED TOPSOIL BED
10	MULCHING	USED ALONE TO PROTECT EXPOSED AREAS FOR SHORT PERIODS PROTECTS SOIL FROM IMPACT OF FALLING RAIN PRESERVES SOIL MOISTURE AND PROTECTS GERMINATING SEED FROM TEMPERATURE EXTREMES
14	AGGREGATE COVER	STABILIZES SOIL SURFACE, THUS MINIMIZING EROSION PERMITS CONSTRUCTION TRAFFIC IN ADVERSE WEATHER MAY BE USED AS PART OF PERMANENT BASE CONSTRUCTION OF PAVED AREAS
15	PAVING	PROTECTS AREAS WHICH CANNOT OTHERWISE BE PROTECTED, BUT INCREASES RUNOFF VOLUME AND VELOCITY IRREGULAR SURFACE WILL HELP SLOW VELOCITY
54	SILT FENCE	USES GEOTEXTILE FABRIC AND POSTS OR POLES. EASY TO CONSTRUCT AND LOCATE AS NECESSARY.



SEEDING FOR TEMPORARY VEGETATION COVER TYPES							
		POUNDS	POUNDS				
PLAT TYPE	1. UPPER PENINSULA	2. NORTHERN LOWER PENINSULA	PER 1,000 SQUARE FEET	PER ACRE			
BUCKWHEAT	6/15 TO 7/15	6/1 TO 7/15	PENINSULA 6/1 TO 7/15	2	75		
CEREAL RYE	8/1 TO 10/1	8/1 TO 10/10	8/1 TO 10/15	3	120		
OATS	5/1 TO 8/1	4/15 TO 8/1	4/1 TO 9/15	2	96		
PERENNIAL RYGRASS	8/1 TO 10/1	6/1 TO 8/1	8/1 TO 10/15	0.5	20		
SUNDANGRASS	NOT RECOMMENDED	6/1 TO 7/15	6/1 TO 7/15	1	40		
WHEAT	9/10 TO 10/1	9/10 TO 10/1	9/20 TO 10/15	3	120		

SEEDING DATE RANGES FOR PERMANENT VEGETATION COVER									
PLANTING ZONE	WITH IRRIGATION AND/OR MULCH	WITHOUT IRRIGATION OR MULCH	DORMANT SEEDING						
1. UPPER	5/1 TO 9/10	5/1 TO 6/15 OR	10/25 TO						
PENINSULA		8/1 TO 9/20	FREEZE-UP						
2. NORTHERN	5/1 TO 9/20	5/1 TO 6/10 OR	10/25 TO						
LOWER PENINSULA		8/1 TO 9/20	FREEZE-UP						
3. SOUTHERN	4/1 TO 10/1	4/1 TO 5/20 OR	11/1 TO						
LOWER PENINSULA		8/10 TO 10/1	FREEZE-UP						



L	PRELIMINARY										
		DATE DESCRIPTION									
ONCIONA		NO.									
	NEV.	DATE DESCRIPTION									
		0.									

PLAN ISSUE:

CONTRON

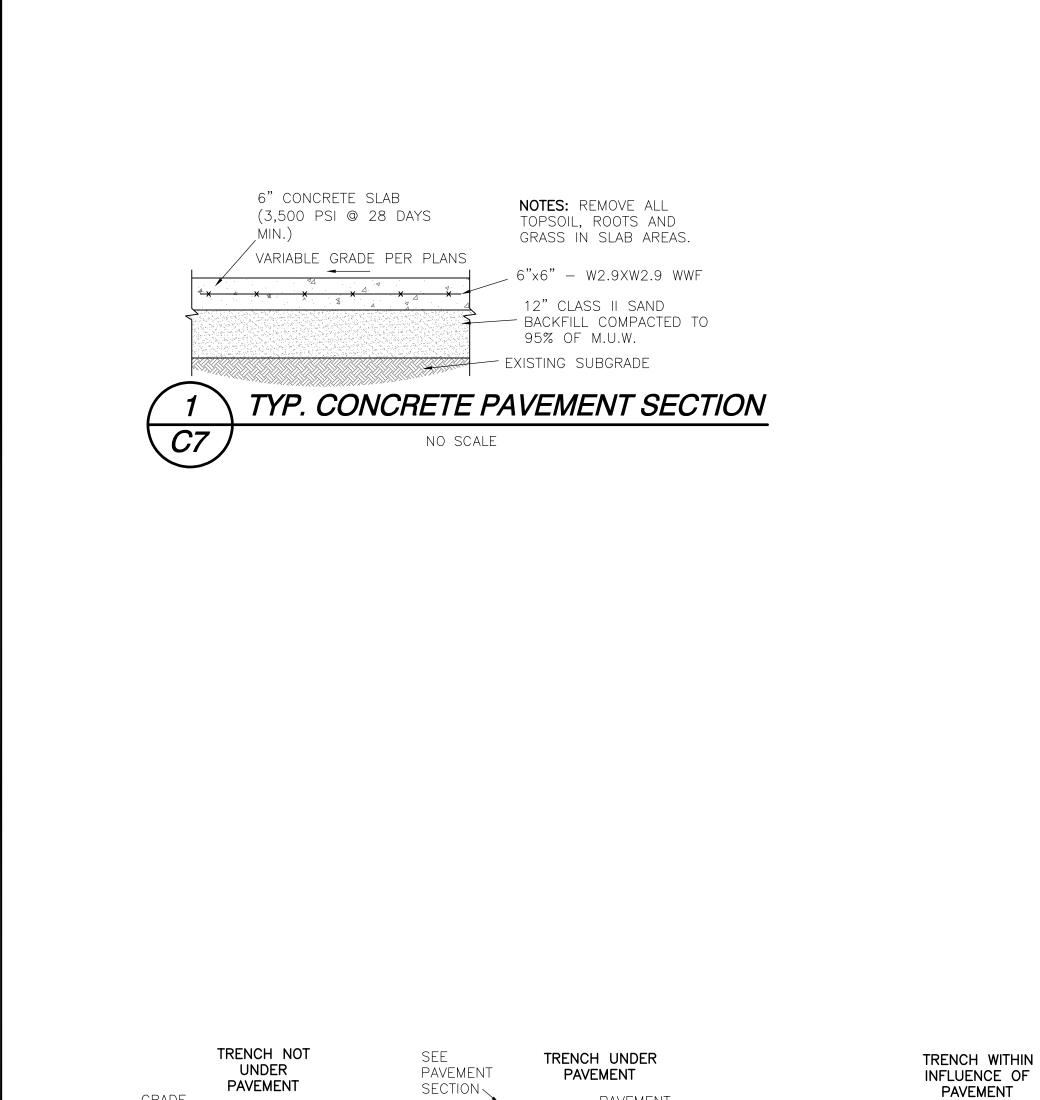
EROSION SOIL

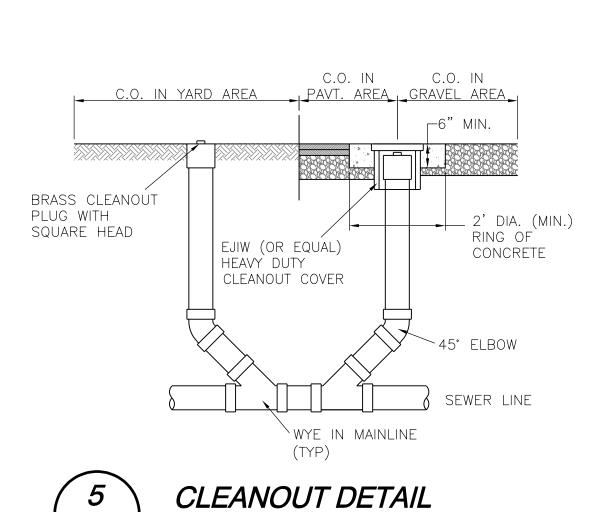
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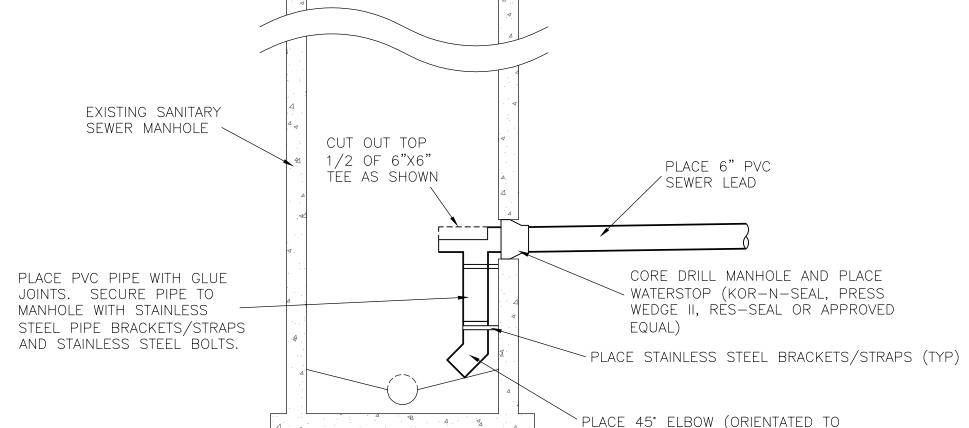
1" = XX'

March 6, 2022

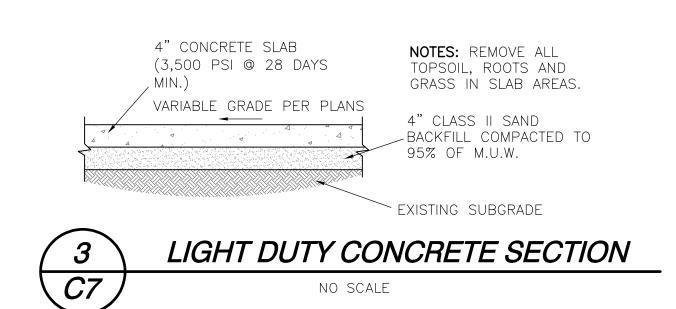
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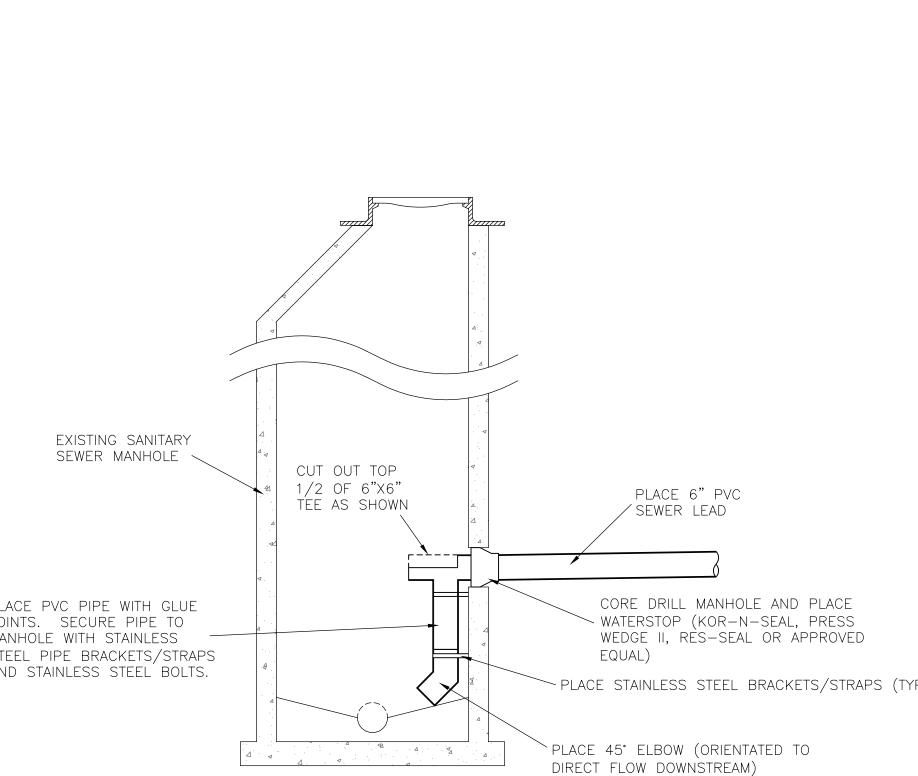






INSIDE DROP DETAIL





**DETAILS** 

PRELIMINARY

JOB NO. 220003

SHOWN

March 6, 2022

SHEET NO. **C7** 

TOPSOIL AND RESTORATION AS

MATERIAL

COMPACTED

TO 90% OF

MDOT GRANULAR

OF M.U.W.

SPECIFIED ON

UTILITY AS

PLANS

3.0

MATERIAL CLASS II

COMPACTED TO 90%

4" MIN. UNDERCUT →

SPECIFIED

4" MIN. UNDERCUT ┛

"D" PIPE DIA.

"W" TRENCH

WIDTH - FEET

INCHES

UTILITY TRENCHES NO SCALE

SUBBASE

MDOT

GRANULAR

MATERIAL

CLASS II

COMPACTED

TO 95% OF

M.U.W.

TOPSOIL AND RESTORATION

SPECIFIED

VUTILITY AS SPECIFIED ON

PLANS

4" MIN. UNDERCUT

3.5 | 4.0 | 5.0 | 6.0 | 7.0 | 8.0 | 9.5 |10.0 |10.5 |11.0 |11.5 |12.0 |12.5 |13.0 |13.5 |14.0 |

MATERIAL COMPACTED

TO/90% OF

MDOT

GRANULAR

MATERIAL

CLASS II

COMPACTED

TO 95% OF

M.U.W.

ON 1 INFLUENCE

OF BACK OF CURB,

EDGE OF PAVEMENT

OR ROADWAY

WHICHEVER IS

SHOULDER

GREATEST

UTILITY AS SPECIFIED ON

PLANS

NOTES: REMOVE ALL TOPSOIL, ROOTS AND

APPLICABLE IN ALL

PAVED.

EX. SAND SOILS.

TYP. GRAVEL SECTION

NO SCALE

VARIABLE GRADE PER PLANS

8" AGGREGATE — CRUSHED CONCRETE OR ASPHALT

MILLINGS COMPACTED TO

NOT LESS THAN 98% OF

M.U.W.

<u>C7</u>

GRASS IN AREAS TO BE

ASPHALT PARKING/DRIVE

AREAS AND APPRÓACHES

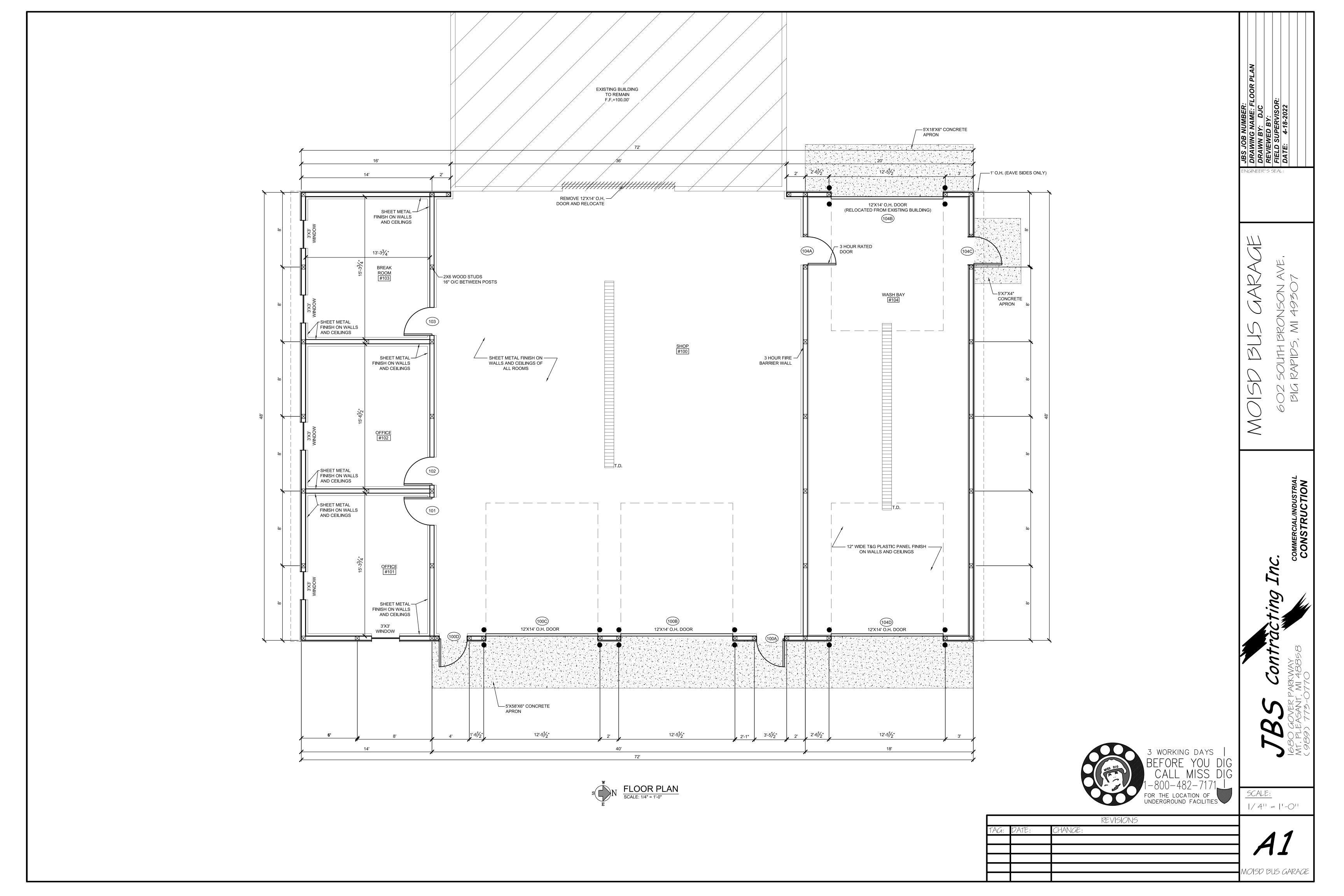
WHERE EX. SITE MATERIAL DOES NOT MEET MDOT

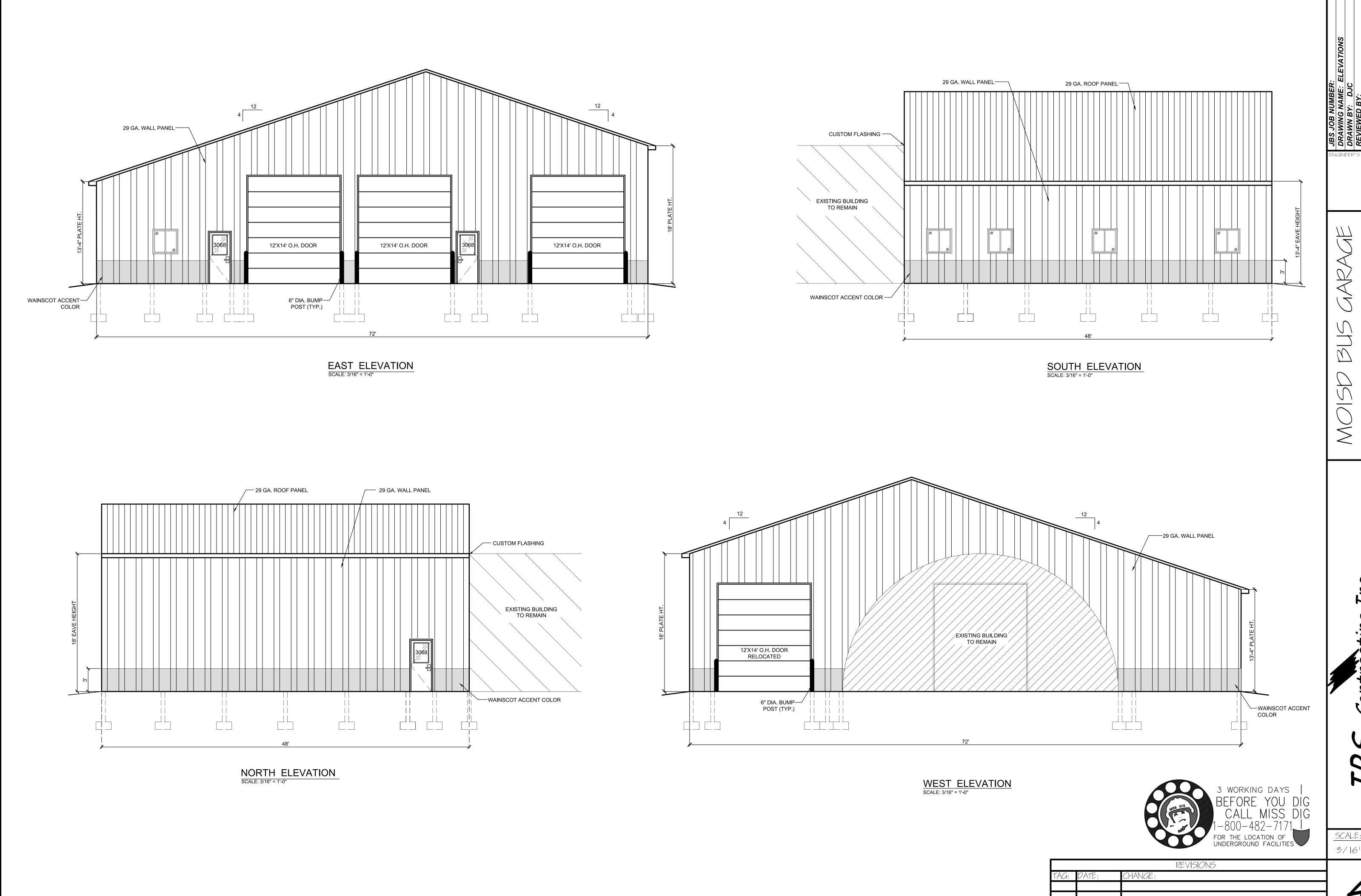
II COMPACTED TO NOT LESS THAN 95% OF M.U.W.

GRANULAR MATERIAL CLASS II, PLACE 12" SUBBASE

CONSISTING OF M.D.O.T. GRANULAR MATERIAL CLASS

NO SCALE





COMMERCIAL/INDUSTRIAL

SCALE:

3/1611 = 11-011

MOISD BUS GARAGE

### STAFF REPORT TO THE PLANNING COMMISSION

TO: Planning Commission

FROM: Paula Priebe, Community Development Director

SUBJECT: Special Land Use Permit Application for a new Drive-Through Restaurant at

1250/1254 Perry Avenue

DATE: May 18, 2022

#### Introduction

Applicant Krisandra Lippert, Pre-Development Manager for Scooter's Coffee, is applying for a Special Land Use Permit for a new Scooter's Coffee drive-through restaurant at 1250/1254 Perry Avenue. These two addresses make up the Ferris Commons shopping center. Scooters Coffee will be utilizing the currently vacant outlot site along Perry Avenue, located within the 1254 Perry Ave parcel (PIN 17-15-300-034), and given the new street address of 1278 Perry Ave. "Drive-in restaurants" are permitted in the C-1 Commercial District as special land uses in Section 3.9:6 of the Zoning Ordinance

This property is located on the far west side of the City and is in the C-1 Commercial District. See the attachments for maps and images of the property. The outlot parcel being utilized by Scooter's Coffee has approximately 133 feet of frontage on Perry Avenue and is about 145 feet deep into the parent parcel, for a total size of 0.47 acres.

### **Special Land Use Process and Procedure**

The Special Land Use Permit Application was received by the Community Development Department on April 26, 2022. The Applicant is also applying for a Site Plan Review, as the project includes new construction.

All Special Use Permit Applications require a Public Hearing. Notice was posted in the Big Rapids Pioneer on Wednesday, May 4, 2022 and sent to all property owners within 300 feet of 1250/1254 Perry Ave. Staff received 0 calls from neighboring property owners in advance of the hearing.

# **Standards for this Special Land Use**

Section 10.3:8 of the Zoning Ordinance clearly lays out a series of standards for Special Land Uses, stating as follows:

Standards. No special land use shall be recommended by the Planning Commission unless such Board shall find:

- (1) That the establishment, maintenance or operation of the special land use will not be detrimental to or endanger the public health, safety or general welfare.
- (2) That the special land use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor shall it substantially diminish and impair property values within its neighborhoods.

- (3) That the establishment of the special land use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district.
- (4) That adequate utilities, access roads, drainage and necessary facilities have been or are being provided.
- (5) That adequate measures have been or will be taken to provide ingress or egress so designed as to minimize traffic congestion in the public streets.
- (6) That the special land use shall, in all other respects conform to the applicable regulations of the district in which it is located, any specific requirements established for that use in Article 11 and to any additional conditions or procedures as specified in Section 10.4.

Section 3.9:6 (4) of the Zoning Ordinance lists drive-through restaurants as a Special Land Use in the C-1 District, subject to the conditions of Section 11.1:20. Those standards state that "planned shopping centers, restaurants/bars, motels and hotels, and drive-through establishments may be permitted in the C-1 Commercial District as a special land use under the following conditions:

- (1) All points of vehicular ingress and egress are clearly defined.
- (2) All pedestrian areas on the site are clearly defined."

The Applicant has addressed both of these sets of Standards in their own words in the Special Land Use Permit Application (attached).

Planning Commissioners are encouraged to review the Application against the Standards in Section 10.3:8 and Section 11.1:20 to decide if they find it meets or fails to meet them and make their decision on this case in accordance.

#### Recommendation

Staff recommends **approval** of the Special Land Use Permit Application for a new drive-through restaurant at 1254 Perry Avenue (PIN 17-15-300-034), as it meets the Standards set in Section 10.3:8 and Section 11.1:20 of the Zoning Ordinance.

### Action

Three options lay before the Planning Commission regarding Special Land Use Permit Applications: Approval, Denial, or Table. Explanations and sample motions are included below.

# <u>Approval</u>

An approval motion is appropriate when the Application meets the Standards of the Zoning Ordinance and sends the Application to the next step in the process where City Commission has final say in approving or denying the request.

"I move that the Special Land Use Permit Application for a restaurant at 1254 Perry Avenue (PIN 17-15-300-034) be recommended to the City Commission for approval, because it meets the Standards set in Section 10.3:8 and Section 11.1:20 of the Zoning Ordinance. [If any conditions on approval, list them here.]"

#### Denial

A denial motion is appropriate when the Application fails to meet the Standards of the Zoning Ordinance and ends the application process.

"I move to deny the Special Land Use Permit Application for a restaurant at 1254 Perry Avenue (PIN 17-15-300-034), because it does not meet Standard 10.3:X of the Zoning Ordinance.

(Fill in the X with which number Standard the application does not meet.)"

# <u>Table</u>

A Table motion is appropriate when more information is needed before reaching a decision regarding the Application and pauses the process until a later date.

"I move to table a decision on the Special Land Use Permit Application for a restaurant at 1254 Perry Avenue (PIN 17-15-300-034) until the June 15, 2022 meeting of the Planning Commission, because (*list your reason for tabling the decision here*)."

### STAFF REPORT TO THE PLANNING COMMISSION

TO: Planning Commission

FROM: Paula Priebe, Community Development Director

SUBJECT: Site Plan Review for a New Drive-Through Restaurant at 1254 Perry Avenue

DATE: May 18, 2022

### **Introduction**

Applicant Krisandra Lippert, Pre-Development Manager with Scooter's Coffee is applying for Site Plan Review for new drive-through restaurant at 1254 Perry Avenue (PIN 17-15-300-034). These two addresses make up the Ferris Commons shopping center. Scooter's Coffee will be utilizing the 0.47 acre, currently vacant, outlot site along Perry Avenue, located within the 1254 Perry Ave parcel, and given the new street address of 1278 Perry Avenue. This parcel is zoned C-1 Commercial and is located on the west side of Big Rapids.

A Location Map and several images of the site are attached. See also the set of Site Plans included with the packet.

### **Site Plan Review Process and Procedure**

The Site Plan Review Application was received by the Community Development Department on April 26, 2022 and was deemed in compliance with Section 9.4. of the Zoning Ordinance which stipulates required Site Plan Review application materials. As required by Ordinance, Site Plan Reviews must go through a public hearing process. Notice was posted in the Big Rapids Pioneer on Wednesday, May 4, 2022 and sent to all property owners within 300 ft of the site.

The Site Plans were shared with the Fire Marshal, the Public Works Department's Engineering staff, the Building Official, and the Zoning Administrator for their review.

<u>Public Safety</u> – Fire Marshal Jeff Hull reviewed the site plans and found no issues with the Site Plans and preliminary drawings.

<u>Public Works</u> - Plans were by Engineering Technician Matt Ruelle as regards infrastructure connections and stormwater. He found no significant issues with the Site Plans, though he did remark that the site is very flat. There is likely to be some water pooling on the site during major rain events.

<u>Building Official</u> – The Mecosta County Building Official, Mr. Aaron Holsworth, also reviewed the plans. He did not provide feedback by the time this packet was published. Any comments from Mr. Holsworth will be provided at the Public Hearing.

Zoning – Plans were reviewed by the Community Development Director as to their standings as regards the Zoning Ordinance. This review found that the plans are in compliance with the Ordinance as regards setbacks, parking spaces and drive lanes, landscaping, and lighting.

# Criteria for Review of Site Plan Review Applications

Section 9.6 of the Zoning Ordinance sets criteria for reviewing Site Plan Review applications:

- 9.6:1 That there is a proper relationship between the existing streets and highways within the vicinity and proposed deceleration lanes, service drives, entrance and exit driveways and parking areas to ensure the safety and convenience of pedestrian and vehicular movement. With respect to vehicular and pedestrian circulation, including walkways, interior drives, and parking, the site shall be developed so that access points, general interior traffic circulation, pedestrian circulation, and parking areas are safe and convenient and, insofar as practicable, do not detract from the design of the proposed buildings and existing structures on neighboring properties.
- 9.6:2 All elements of the site plan shall be harmoniously and efficiently organized in relation to the topography, the size and type of the lot, the character of adjoining property, and the type and size of buildings. The site shall be developed so as not to impede the normal and orderly development or improvement of surrounding property for uses permitted in this Ordinance.
- 9.6:3 That as many natural features of the landscape shall be retained as possible where they furnish a barrier or buffer between the project and adjoining properties used for dissimilar purposes and where they assist in preserving the general appearance of the neighborhood. The landscape shall be preserved in its natural state, insofar as practical, by minimizing tree and soil removal, and by topographic modifications which will result in maximum harmony with adjacent areas.
- 9.6:4 That any adverse effects of the proposed development and activities emanating there from which affect adjoining residents or owners shall be minimized by appropriate screening, fencing, landscaping, setback and location of buildings, structures and entryways. All loading and unloading areas and outside storage areas, including areas for the storage of refuse, which face or are visible from residential districts or public thoroughfares, shall be screened by a vertical screen consisting of structural or plant materials no less than six (6) feet in height.
- 9.6:5 That the layout of buildings and improvements will minimize any harmful or adverse effect which the development might otherwise have upon the surrounding neighborhood. Physical improvements including sidewalks, drives and parking areas shall be built to adequate standards to minimize premature deterioration. Sites at which hazardous substances are stored, used or generated shall be designed to prevent spill or discharges to the air, surface of the ground, groundwater, streams, drains or wetlands. Secondary containment for above ground storage of hazardous material shall be provided.
- 9.6:6 That all provisions of all local ordinances, including the City Zoning Ordinance, are complied with unless an appropriate variance therefrom has been granted by the Zoning Board of Appeals.

Planning Commissioners are encouraged to review the Application against the Criteria in Section 9.6 to decide if they find it meets or fails to meet them. These Criteria shall be used to decide the Action taken by the Planning Commission.

### Recommendation

Staff recommends **approval** of the Site Plan Review Application for a facility expansion at 1254 Perry Avenue (PIN 17-15-300-034), as it meets the Criteria for Review found in Section 9.6.6 of the Zoning Ordinance.

### Action

Three options lay before the Planning Commission regarding Site Plan Review Applications: Approval, Denial, or Approval with Conditions. Explanations and sample motions are below.

# **Approval**

An approval motion is appropriate when the Application meets the Standards of the Zoning Ordinance and approves the Application. Sample motion:

"I move that the Site Plan Review Application for a facility expansion at 1254 Perry Avenue (PIN 17-15-300-034), be approved, because it meets all of the Criteria for Review set in Section 9.6 of the Zoning Ordinance."

# **Approval with Conditions**

An approval with conditions motion is appropriate when the Application meets the Standards of the Zoning Ordinance, but the Planning Commissioners believe a few minor conditions or alterations are required. This motion approves the Application contingent upon the listed conditions. Sample motion:

"I move that the Site Plan Review Application for a facility expansion at 1254 Perry Avenue (PIN 17-15-300-034), be approved with conditions. The Application meets the Criteria for Review set in Section 9.6 of the Zoning Ordinance, but conditions are required to (select from the relevant reasons below)

- (1) Ensure that public services and facilities affected by the proposed land use or activity will be capable of accommodating increased service and facility loads caused by the land use or activity.
- (2) Protect the natural environment and conserve natural resources and energy.
- (3) Ensure compatibility with adjacent uses of land.
- (4) Promote the use of land in a socially and economically desirable manner.

The following conditions are required to address this need: (*list conditions [such as requiring additional permits, revising plans to show needed changes, demonstrating adequacy of the stormwater detention facilities, among others] here).* 

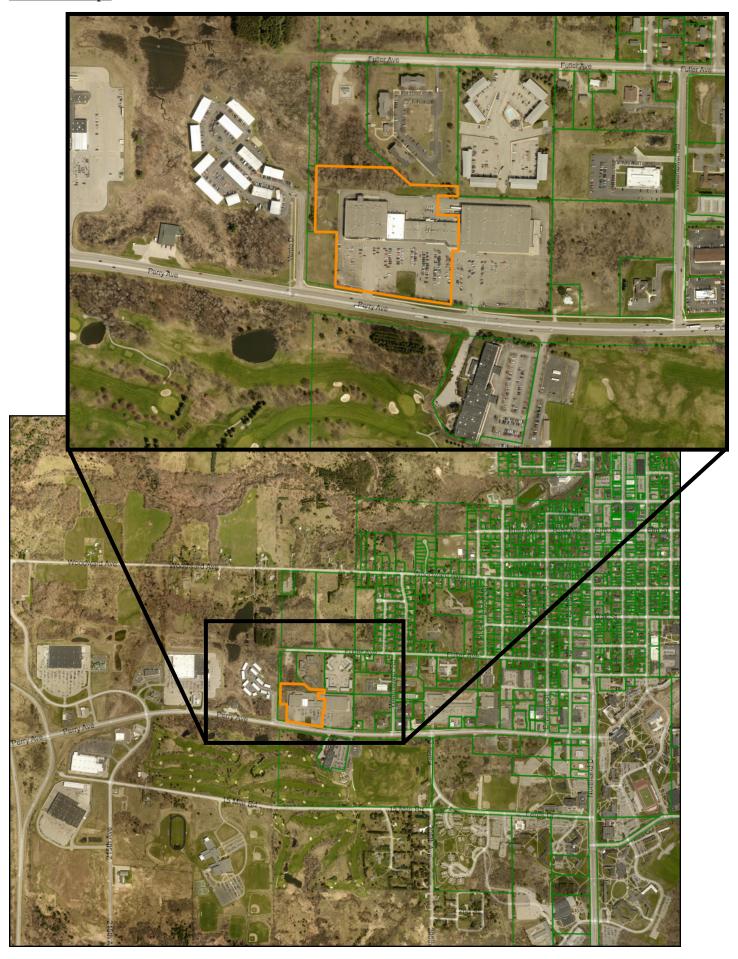
A revised, dated site plan and documents addressing the above shall be submitted for staff approval within 60 days."

#### Denial

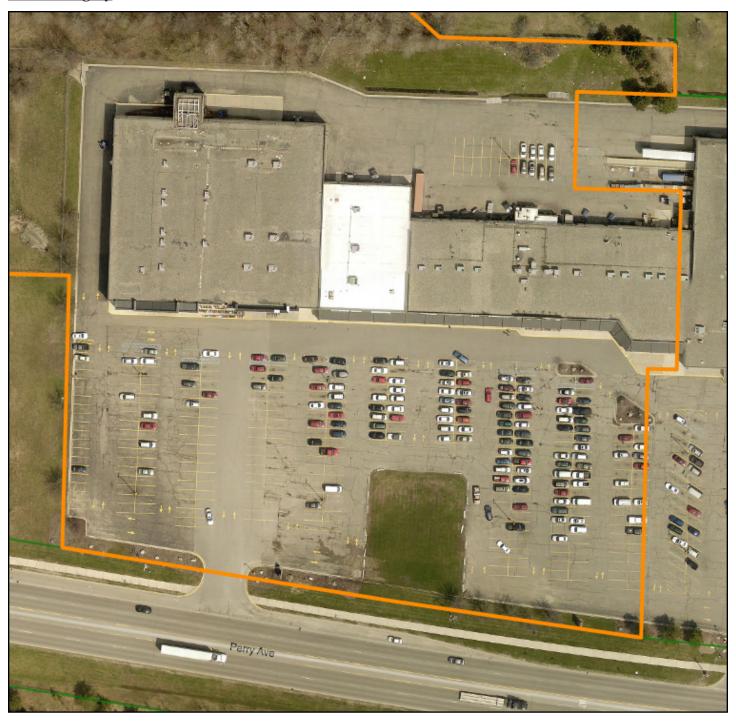
A denial motion is appropriate when the Application fails to meet the Standards of the Zoning Ordinance and ends the application process. Sample motion:

"I move to deny the Site Plan Review Application for a facility expansion at 1254 Perry Avenue (PIN 17-15-300-034), because it does not meet Criteria 9.6:X of the Zoning Ordinance. (Fill in the X with which number Criteria the application does not meet.)"

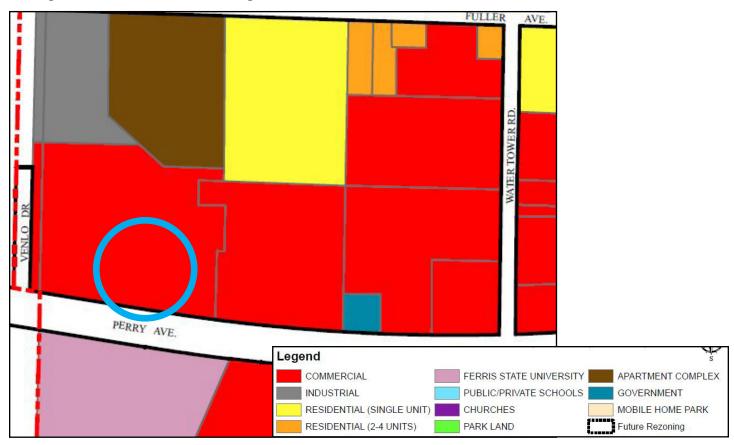
# **Location Maps**



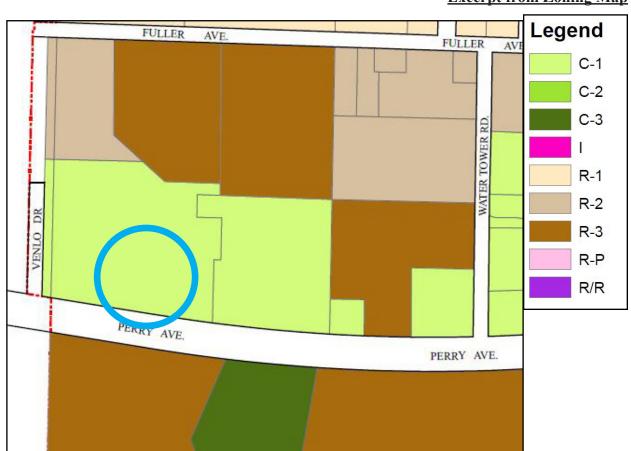
# **Aerial Imagery**

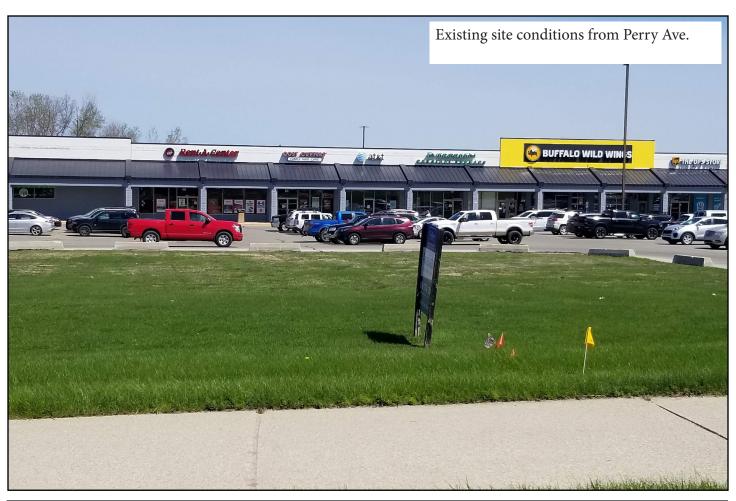


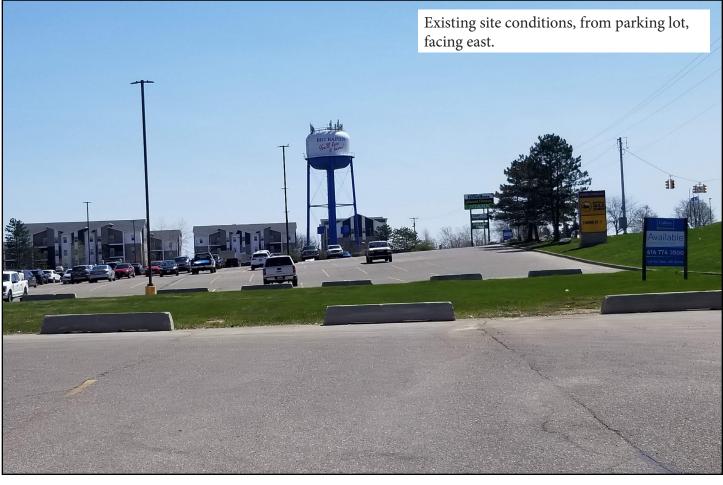
# **Excerpt from Future Land Use Map**



# **Excerpt from Zoning Map**













## City of Big Rapids

## Department of Community Development Application to the Planning Commission for Zoning Request

	Application Date: April 26, 2022		
Applicant Infor	mation:		
Name: Krisandra	mation: Lippert, Scooter's Coffee		
Address: 2950 D	ean Parkway #2205, Minneapolis, MN 55416		
Phone Number:	210-818-5293 <b>Property Zoning:</b> C-1		
Request Propert	ty Address: 1250 Perry Ave		
Explanation of I Special use for dr			
Special use for dr	ive-thru		
Please check one	of the following:		
	Use Permit, Please include the following information		
-	al description of the property.		
	ve (12) copies of a site plan meeting the requirements of Section 9.4 of		
the Big Rapids Zoning Ordinance as amended.			
	tten description of the use.		
4. A written statement addressing use standards set forth in Section 10.3:8.			
	00 Application Fee		
J. <b>42</b> 00.			
□ Zoning Amer	ndment Review, Please include the following information:		
	Map Amendment (Rezoning)		
_	A legal description of the property.		
	A written description of reasons for rezoning and proposed new zoning		
2.	classification.		
2			
3.	A written statement addressing the requirements set forth in Section 14.2:4.		
1			
	A location map.		
3.	\$200.00 Application Fee		
□ Text Δ	mendment		
	A written description of proposed changes and reasons why.		
	Proposed new text.		
	A written statement addressing the requirements set forth in Section		
5.	14.2:2.		
1			
Email: 4. kr	\$200.00 Application Fee isandra.lippert@scooterscoffee.com		
Krisandra L			
Key: 10e77fd834513a64a4a182			
Signature of applicar	nt or property owner (Date)		



# CITY OF BIG RAPIDS DEPARTMENT OF COMMUNITY DEVELOPMENT

### SITE PLAN REVIEW APPLICATION

APPLICANT NAME: Krisandra Lippert, Scooter's Corree			
APPLICANT ADDRESS: 2950 Dean Parkway #2205, Minneapolis, MN 55416			
APPLICANT PHONE NUMBER: 210-818-5293   Email	krisandra.lippert@scooterscoff		
Scooter's Coffee PROJECT TITLE: Big Rapids			
PROJECT ADDRESS/LOCATION: 1250 Perry Ave			
SUBJECT PROPERTY OWNER: GEN3 Investments, LLC			
LEGAL DESCRIPTION OF PROPERTY (attach separate sheet)			
SUBJECT PROPERTY ZONNG: C-1	SITE SIZE (ACRES): 0.46		

### LIST ALL REQUIRED STATE AND FEDERAL PERMITS ON SEPARATE SHEET

AND MARKE Vricandra Linnart Constaris Coffee

In compliance with Section 9.4 of the City of Big Rapids Zoning Ordinance, twelve copies of a complete proposed site plan must be submitted to the Department of Community Development, a minimum of twenty one days prior to the Planning Commission hearing date. Failure to submit complete plans, a completed application form and filing fee may result in the site plan review hearing being delayed.

### SITE PLAN INFORMATION REQUIREMENTS

**TWELVE COPIES** (12) of the proposed site plan, drawn on 24" x 36" paper

SCALE OF 1" = 20' for sites up to three acres and 1" = 100' for sites over three acres

**LEGEND** including north arrow, scale, date of preparation and name, address and telephone number of individual or firm preparing the plan

**SEAL** of professional architect, engineer or surveyor preparing the plan

LOCATION MAP indicating relationship of the site to surrounding land use

**LOT LINES** together with dimensions, angles and size correlated with the legal description, which is tied to existing monumentation

**TOPOGRAPHY** of the site in two foot contour intervals

NATURAL FEATURES such as wood lots, streams, rivers, lakes, wetlands, unstable soils and similar items

MAN MADE FEATURES within 100 feet of the site

**BUILDING SIZE,** height, finish floor and grade line elevations, yard setbacks and square footage. Front, side and rear elevations drawings of proposed structures.

**FLOOR PLAN** of structures showing existing and proposed uses (used to verify gross vs. usable floor areas and principal vs. accessory uses).

**STREETS**, driveways, sidewalks and other vehicle or pedestrian circulation features upon and adjacent to the site shall be shown

PARKING SPACES, location, size and number, service lanes, delivery and loading areas

CROSS SECTIONS illustrating construction of drives and parking areas

**LANDSCAPING**, together with open spaces, screening, fences, walls and proposed alterations of topography or other natural features.

**SERVICE DEMANDS** from the community to support proposed operations on the site

**EARTH CHANGE** plans required by State law

SITE LIGHTING including location, intensity and orientation

SURFACE WATER DRAINAGE

**UTILITY LOCATION** and size for sanitary sewer, water, storm sewer, natural gas, electricity, telephone, coaxial cable, fiber optic, etc.

**FIRE LANES** 

OUTDOOR STORAGE

TRASH RECEPTACLES

**HAZARDOUS MATERIAL** storage facilities, including type, quantity, location and secondary containment provisions

OTHER INFORMATION as required by the Plan Board

**DIGITAL COPY** submitted in anAutoCAD compatible format

**SITE PLAN REVIEW FEE** \$200

I have read the requirements of submittal and review of a site plan by the City of Big Rapids Planning Commission and attest that the provided site plan is complete:

Krisandra Lippert

Key: 57bcd0ec233e03404cc53d2c7bb54i355

Applicant Signature

04/26/2022

Date



April 25th, 2022

City of Big Rapids Community Development 226 N Michigan Avenue Big Rapids, MI 49307 Attn: Paula Priebe

Re: Scooters Coffee Site Plan/Project Review

Dear Ms. Priebe:

Please accept this cover letter as our statement and narrative for the above design review in the City of Big Rapids.

Scooters is very excited to working with the City of Big Rapids, and we are looking forward to building a long-term relationship while becoming part of the local community.

Scooter's Coffee was founded in the Omaha area in 1998 and is rapidly growing. In 2021 (90+) new stores opened and this year we are well on our way to exceeding last year's growth. To date we have 357 stores open and operating!

Scooter's Coffee is relatively new to Michigan, with existing stores coming in Commerce Township, Grand Rapids, Cascade Township, Burton, Sterling Heights, Kentwood, Lowell, and of course here in Big Rapids!

Scooters is a drive-thru concept serving specialty coffee drinks, real-fruit smoothies, power drinks and breakfast food, including hand-made from scratch cinnamon rolls in the facility in Omaha. We also work directly with the growers to single source only the 10% highest quality beans available anywhere in the world!

Our roots are set in the drive-thru model, with no interior seating, patio, or public access. This not only helps with quality and speed, but it reduces waste and provides a cleaner site environment as well.

Our motto is "Amazing People, Amazing Drinks, Amazingly Fast". We are all about positive interactions with our customers, with a major focus on moving them through our line as fast as possible.

Customer service and sharing smiles is our priority and this, along with speed at our drive-thru is what drives us, ever striving to grow and improve while maintaining the consistency our customers expect.

While the previously attached profile shows our mission, our core competencies are what really make Scooters so special; Integrity, Love, Humility, & Courage.

Every person who joins the Scooters team truly believes in these core values and as such, we subscribe to these values individually, with our teammates, and ultimately with our customers and communities.



This location will employ approximately 10- 15 employees and partner alongside the local neighborhood to support and respect its families and patrons.

### Site/Building Data:

This model is approx. 670 sq ft and serves pre-packaged breakfast items so there is no hood, gas, or dish machine; it also has no fire alarm or sprinklers. Because it is drive-thru only, it is better for the environment using less materials thereby creating less waste with no exterior ground trash etc.

The trash enclosure will be fully enclosed, and parking is minimal for employees, traveling managers and small deliveries only.

The general scope includes construction of the new kiosk and trash enclosure (elevation drawings included in the submission package) with landscaping, drive lane and signage.

### Schedule:

Project scheduling is contingent upon city approval; once we have Commission approval, we will submit for a building permit at the County. We would like to start construction as soon as possible thereafter, which is a typical 16-week construction schedule and two weeks to prepare the store and its employees for the grand opening!

Again, we look forward to joining you in Big Rapids, and are here to answer any questions you may have along the way.

Respectfully,

### Krisandra Lippert

Krisandra Lippert

Development Project Manager

Scooters Coffee, Inc

210.818.5293

krisandra.lippert@scooterscoffee.com



# SCOOTER'S COFFEE: COMPANY PROFILE

### THE SCOOTER'S COFFEE STORY

It all started in 1998 with one small coffee drive-thru. While living in California, co-founders Don and Linda Eckles witnessed the development of the specialty coffee industry and the drive-thru coffee model. They decided to fuse the two concepts together and bring the idea back to their home state of Nebraska.

The Eckles opened the first Scooter's Coffee in Bellevue, Nebraska, on March 23, 1998. On that blustery morning, Linda Eckles flashed her signature smile, opened the drive-thru windnow and served the very first cup of world- class Scooter's Coffee. The instant warmth from the friendly conversation, the unique smiley face stickers and the freshly brewed coffee kept the customers coming back for more.

Today, you can visit one of our many stores located across the country, and you will still feel the spirit of that very first store **in** every single sip! The roots of the company remain at our headquarters in Omaha, where we roast only the top beans from across the world and bake from scratch our signature cinnamon rolls and pastries.

### **OUR MISSION**

Our mantra is" Amazing People ... Amazing Drinks... Amazingly Fast! "® and reflects a steady commitment to providing an unforgettable experience for our customers.

### **OUR STORES**

The Scooter's Coffee "drive- thru kiosk" model is the original business model of the company and remains at the core of our brand. However, we have also experienced success with our drive-thru coffeehouses, where it serves as a gathering place for our customers to enjoy quality coffee, impeccable service and a welcoming atmosphere.

We are in states such as Texas, Florida, Iowa, Illinois, Kansas, Oklahoma, Colorado, Missouri, Utah, New Mexico and more. We are currently moving into Wisconsin, Minnesota and the Dakota's - to date we have 346 stores open and operating, with more coming every month!



# SCOOTER'S COFFEE: OUR PRODUCTS

Scooter's Coffee offers a vast range of incomparable products that our customers can enjoy in stores, at home and on-the-go.

**Coffee:** We pride ourselves on crafting world-class coffee. We roast from only the top 10% of the coffee beans in the world and the result is a rich, smooth, delicious, "warm your heart and make you feel good" cup of coffee.

COFFEE	FLAVOR PROFILE
Scooter's Blend	Medium roast, rich, smooth flavor, easy finish
Ethiopian Select	Bold roast, smooth, full body, floral notes
Guatemala Finca Especial	Bold roast, slightly sweet, smokey flavor
Columbia Decaf	Medium roast, full body, rich, creamy
Scooter Doodle	Medium roast, cinnamon and hazelnut flavor
Hazelnut	Medium roast, hazelnut flavor
Caribbean Caramel (seasonal)	Medium roast, caramel and chocolate flavor
Pumpkin Spice (seasonal)	Medium roast, pumpkin and spice flavor

**Specialty Drinks:** Hot, iced and blended espresso beverages, real fruit smoothies, "power" smoothies, tea and more! Our signature drink is the Caramelicious®, a caramel-based latté that is drizzled in sweet, caramel syrup and topped with homemade whipped cream. Other customer favorites include the Red Bull Vertigo Smoothie and Candy Bar lattes.

Fresh-Baked Pastries: Muffins, cinnamon rolls, scones, cookies, breads and more... all baked with extra love at the Scooter's Coffee bakery located at our Omaha headquarters.

On-the-Go Food: Breakfast burritos, breakfast sandwiches and healthy oatmeal.

**Retail Products**: Whole bean and ground coffee, single serve Cups (compatible with Keurig® K-Cup® Machines), Espresso Meltaways (our branded chocolate line), gift cards, mugs, tumblers, etc. We have also recently introduced ready-to-drink cold brew cans with flavors including Scooter Doodle, Guatemala, and Costa Rica Micro Mill.

### THE STORY BEHIND THE SMILE

In 1998, Linda Eckles bought happy face stickers at a local store and began placing them on every drink she sold. Customers loved the added touch so much that they often commented on how it made their day a little more special. In 2010, we commissioned a children's book illustrator to create Scooter's Coffee's very own "happy face family." The stickers continue to represent our commitment that you will always walk (or drive) out of a Scooter's Coffee with a world-class cup of coffee and a smile on your face!









402.614.1723

10500 Sapp Brothers Dr Omaha, NE 68138

scooterscoffee.com

### SCOOTERS COFFEE WRITTEN ASSURANCES (10.3.8)

The establishment, maintenance or operation of the conditional use will not be detrimental to or endanger the public health, safety or general welfare.

Scooters Coffee will not be detrimental or endanger the welfare of the neighborhood, employees, or guests.

The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor shall it substantially diminish and impair property values within its neighborhoods.

Scooters Coffee will create enjoyment to the adjacent neighboring businesses, homes & community, and shall not diminish or impair property values.

The establishment of the conditional use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district.

Scooters Coffee will not impede the development and improvement of the surrounding property, but rather add value and service to the community.

Adequate utilities, access roads, drainage and necessary facilities have been or are being provided.

All utilities, access roads and drainage is accessible to Scooters Coffee.

Adequate measures have been or will be taken to provide ingress or egress so designed as to minimize traffic congestion in the public streets.

Scooters Coffee has all necessary ingress & egress to serve this project.

The conditional use shall, in all other respects conform to the applicable regulations of the district in which it is located, any specific requirements established for that use in Article 11 and to any additional conditions or procedures as specified in Section 10.4.

Scooters Coffee drive-thru will conform to any and all requirement established for that use in Article 11 and to any additional conditions as specified in Section 10.4.





COLOR AND DESIGN WHY HARDIE? PRODUCTS PROJECT RESOURCES PRODUCT SUPPORT

Home > Resource Center > Technical Documents > Fire Prevention FAQ

### PRODUCT SUPPORT

### Resource Center

Frequently Asked Questions

Installation

Technical Bulletins

Technical Documents

Fiber Cement Siding Maintenance

Hurricane Damage

Contact James Hardie

Warranty Information

### ABOUT US

Our Company

News

Donation Inquiries

Investor Relations

Privacy Policy / Information Collected

Terms & Conditions

### FIRE PREVENTION FAQ

### Are your products 1-hour fire-rated?

While JamesHardie® products will not ignite when exposed to direct flame or contribute fuel to a fire, heat will transfer through them. Because of this, the product itself is not 1-hour fire rated. However, they do qualify for use in certain  $\,$ 1-hour fire rated Warnock Hersey and UL assemblies. Think of JH products as a pan used for cooking. The pan can be directly exposed to a stove's flame and not burn, yet the food in the pan will cook in time. Having an interior wallboard that resists burning for 1-hour buys time for the homeowner and fire professionals.

### What constitutes a 1-hour fire-rated assembly?

The period of time a fire resistant building element like JamesHardie® Siding along with other components of the assembly maintains the ability to confine a fire, continues to perform a given structural function, or both, as determined by ASTM E 119 tests.

### Are James Hardie products a masonry product?

The Uniform Building Code define composed of stone, brick, concrete, gypsum, tile, glass block or other materials laid up unit by unit and set in mortar, Although James Hardie products are installed with nails, like most masonry materials, they a primarily cement with performance characteristics similar to brick, stucco and stone. These characteristics include fire, moisture and insect resistance. Many cities include fiber-cement in their masonry definitions for these very reason

### What is fire resistance?

The property of a wall assembly used in conjunction with James Hardie Fiber Cement that prevents or retards the passage of excessive heat, hot gases or flames under conditions of use.

### Can James Hardie products be used around a masonry fireplace?

Yes, HardieBacker $^{\circ}$  1/4" Cement Board is deemed noncombustible when tested to ASTM E 136 and can be used in conjunction with other noncombustible materials around a fireplace. This does not mean that clearances to combustible building materials can be reduced by using HardieBacker 1/4". Clearances to combustible building materials shall be obeyed even if they are protected by noncombustible materials, please refer to your local building and fire code for specific combustible clearance details around masonry fireplaces.

Can you substitute JH products for gypsum to achieve a 1-hour rating? Because heat will transfer through JH products, they cannot be substituted for Type X, fire-rated gypsum.

### Can I receive a discount on home insurance for using JH products?

Because JH products are non-combustible, many insurance companies offer a discount, We recommend sharing the information on this page with your insurance company if they are not familiar with fiber-cement siding's fireresistance.

### Request a Quote Find a Contractor Request a Brochure Request a Sample Request a Catalog Request the Re-Side Guide

Find a Dealer

REQUEST INFORMATION

### PRODUCTS All Products

HardiePlank® Lap Siding HardieShingle® Siding HardiePanel® Vertical Siding HardieTrim® Boards HardieSoffit® Pre-Cut Panels Artisan® by James Hardie HardieWrap® Weather Barrier

HardieBacker® Cement Board

### QUICK LINKS

Exterior House Color For Pros Visualizer Our Company Explore House Siding Donations Inquiries Colors Careers House Siding Ideas Gallery Performance and JHinsite Durability Investor Relations Asbestos Compensation

ABOUT US

Superior Siding ColorPlus® Technology Lifetime Value Resource Center

Privacy Policy

Submit a Claim

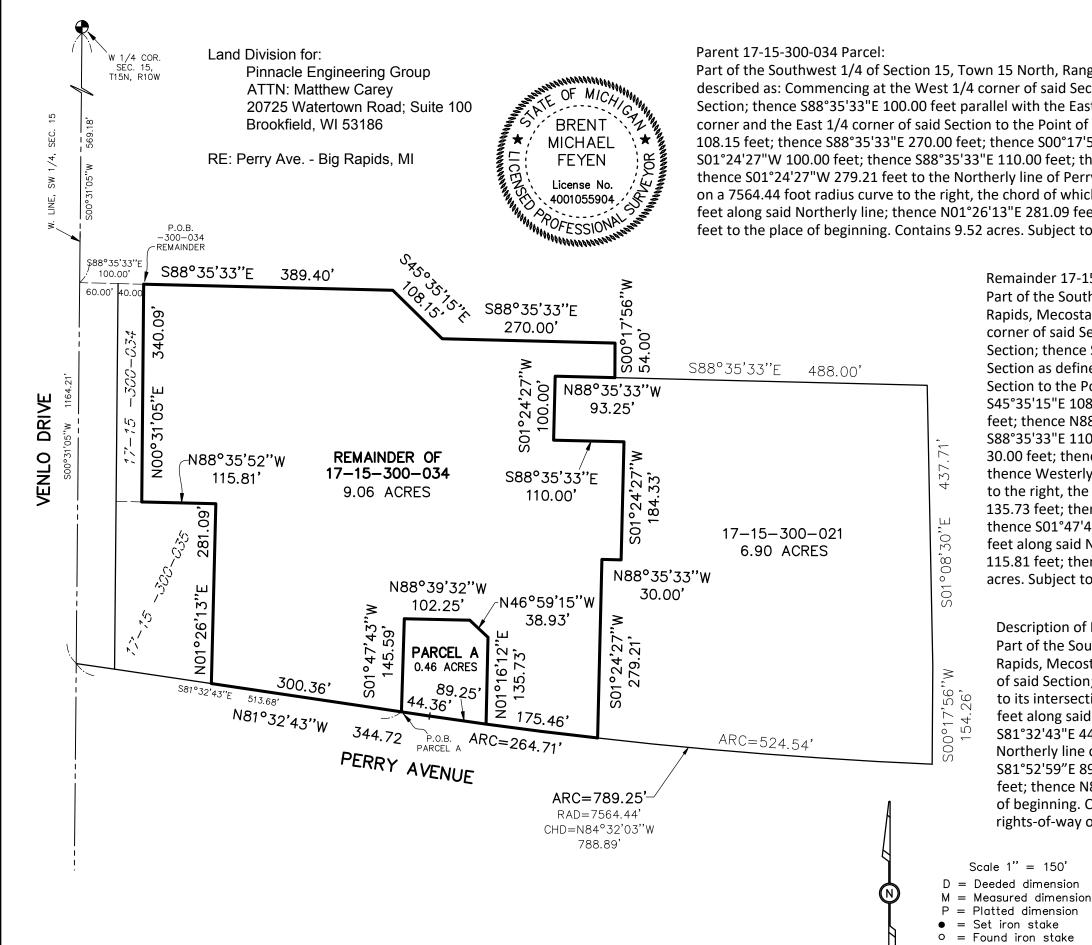
Contact Us

Terms & Use

CONNECT WITH US

Questions? 1-888-J-HARDIE (1-888-542-7343)

FIRE PREVENTION FAO Technical Documents



Part of the Southwest 1/4 of Section 15, Town 15 North, Range 10 West, City of Big Rapids, Mecosta County, Michigan, described as: Commencing at the West 1/4 corner of said Section; thence S00°31'05"W 569.18 feet along the West line of said Section; thence S88°35'33"E 100.00 feet parallel with the East-West 1/4 of said Section as defined as between the West 1/4 corner and the East 1/4 corner of said Section to the Point of Beginning; thence S88°35'33"E 389.40 feet; thence S45°35'15"E 108.15 feet; thence S88°35'33"E 270.00 feet; thence S00°17'56"W 54.00 feet; thence N88°35'33"W 93.25 feet; thence S01°24'27"W 100.00 feet; thence S88°35'33"E 110.00 feet; thence S01°24'27"W 184.33 feet; thence N88°35'33"W 30.00 feet; thence S01°24'27"W 279.21 feet to the Northerly line of Perry Avenue; thence Westerly 264.71 feet along said Northerly line on a 7564.44 foot radius curve to the right, the chord of which bears N82°32'52"W 264.69 feet; thence N81°32'43"W 344.72 feet along said Northerly line; thence N01°26'13"E 281.09 feet; thence N88°35'52"W 115.81 feet; thence N00°31'05"E 340.09 feet to the place of beginning. Contains 9.52 acres. Subject to easements, restrictions and rights-of-way of record.

### Remainder 17-15-300-034 Parcel:

Part of the Southwest 1/4 of Section 15, Town 15 North, Range 10 West, City of Big Rapids, Mecosta County, Michigan, described as: Commencing at the West 1/4 corner of said Section; thence S00°31'05"W 569.18 feet along the West line of said Section; thence S88°35'33"E 100.00 feet parallel with the East-West 1/4 of said Section as defined as between the West 1/4 corner and the East 1/4 corner of said Section to the Point of Beginning; thence S88°35'33"E 389.40 feet; thence S45°35'15"E 108.15 feet; thence S88°35'33"E 270.00 feet; thence S00°17'56"W 54.00 feet; thence N88°35'33"W 93.25 feet; thence S01°24'27"W 100.00 feet; thence S88°35'33"E 110.00 feet; thence S01°24'27"W 184.33 feet; thence N88°35'33"W 30.00 feet; thence S01°24'27"W 279.21 feet to the Northerly line of Perry Avenue; thence Westerly 175.46 feet along said Northerly line on a 7564.44 foot radius curve to the right, the chord of which bears N82°53'08"W 175.45 feet; thence N01°16'12"E 135.73 feet; thence N46°59'15"W 38.93 feet; thence N88°39'32"W 102.25 feet; thence S01°47'43"W 145.59 feet to said Northerly line; thence N81°32'43"W 300.36 feet along said Northerly line; thence N01°26'13"E 281.09 feet; thence N88°35'52"W 115.81 feet; thence N00°31'05"E 340.09 feet to the place of beginning. Contains 9.06 acres. Subject to easements, restrictions and rights-of-way of record.

### Description of Parcel A:

= 150'

= Concrete monument

= Fence line

Part of the Southwest 1/4 of Section 15, Town 15 North, Range 10 West, City of Big Rapids, Mecosta County, Michigan, described as: Commencing at the West 1/4 corner of said Section; thence S00°31'05"W 569.18 feet along the West line of said Section to its intersection with the Northerly line of Perry Avenue; thence S81°32'43"E 513.68 feet along said Northerly line to the PLACE OF BEGINNING of this description; thence S81°32'43"E 44.36 feet along said Northerly line; thence Easterly 89.25 feet along said Northerly line on a 7,564.44 foot radius curve to the left, the chord of which bears S81°52'59"E 89.25 feet: thence N01°16'12"E 135.73 feet: thence N46°59'15"W 38.93 feet; thence N88°39'32"W 102.25 feet; thence S01°47'43"W 145.59 feet to the place of beginning. Contains 0.46 acres. Subject to easements, restrictions and rights-of-way of record.



P: \Projects\2022\221287\Drawings\221287.dwg-LEDGER-bfey

ONSITE CIVIL ENGINEERING INFRASTRUCTURE PLANS

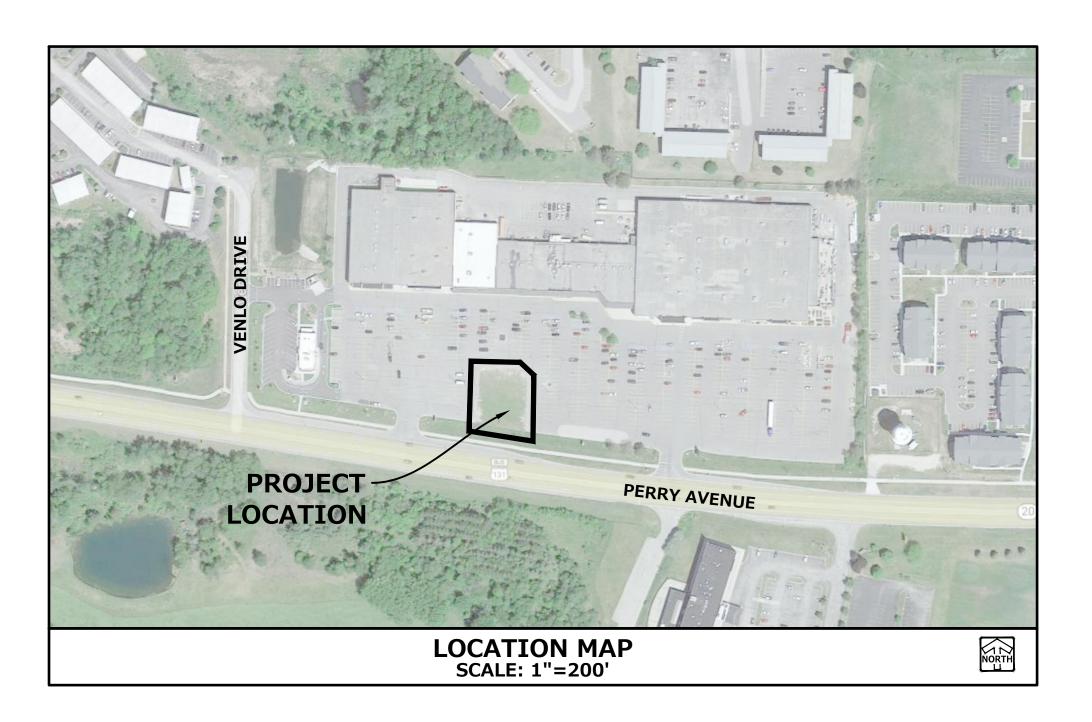
# SCOOTER'S COFFEE

BIG RAPIDS, MI 49307

PLANS PREPARED FOR

# SCOOTER'S COFFEE





# CONTACTS:

MATT CAREY, P.E. PINNACLE ENGINEERING GROUP 20725 W. WATERTOWN ROAD SUITE 100

PLAN I DESIGN I DELIVER

**BRENT M. FEYEN** 

**5252 CLYDE PARK** 

EXXEL ENGINEERING, INC

**GRAND RAPIDS, MI 49509** 

KRISANDRA LIPPERT SCOOTER'S COFFEE 10500 SAPP BROTHERS DE

# REQUIRED SUBMITTALS FOR RECORDS WATER MAIN PIPES, VALVES, HYDRANTS & FITTINGS 2. SANITARY SEWER PIPE & FITTINGS

**REQUIRED SUBMITTALS FOR APPROVAL** 

2. CONCRETE PAVEMENTS (EXTERIOR) - MIX DESIGN & JOINT PLAN

3. PAVEMENT STONE BASE COURSE - GRADATION

4. PIPE BEDDING & TRENCH BACKFILL - GRADATION

3. STORM SEWER PIPE, STRUCTURES, & FITTINGS

1. HOT MIX ASPHALT- MIX DESIGN

MANHOLE BACKFILL - GRADATION

6. PAVEMENT MARKING PAINT

5. UNDERGROUND UTILITY LOCATION RECORD DRAWINGS

6. ADA SIGN & TRUNCATED DOMES, PAINT & STENCILS CHEMICAL SOIL STABILIZATION MIX DESIGN (IF APPLICABLE)

# SCOOTER'S COFFEE

BIG RAPIDS, MI

**COVER SHEET** 

# BENCHMARK 1= TOP OF SPINDLE ON W SIDE OF POER POLE ELEVATION=1032.37 BEARINGS REFERENCED TO NAVD 88 TOP OF SPINDLE ON W NORTH SCALE: 1" = 150' SIDE OF POER POLE

**BENCHMARKS** 



# PINNACLE ENGINEERING GROUP, LLC - ENGINEER'S LIMITATION

ACCURACY AND COMPLETENESS OF THE DELIVERABLES HEREIN BEYOND A REASONABLE DILIGENCE. IF ANY MISTAKES, OMISSIONS, OR DISCREPANCIES ARE FOUND TO EXIST WITHIN THE DELIVERABLES, THE ENGINEEF SHALL BE PROMPTLY NOTIFIED PRIOR TO BID SO THAT HE MAY HAVE THE OPPORTUNITY TO TAKE WHATEVEF STEPS NECESSARY TO RESOLVE THEM. FAILURE TO PROMPTLY NOTIFY THE ENGINEER OF SUCH CONDITIONS SHALL ABSOLVE THE ENGINEER FROM ANY RESPONSIBILITY FOR THE CONSEQUENCES OF SUCH FAILURE ACTIONS TAKEN WITHOUT THE KNOWLEDGE AND CONSENT TO THE ENGINEER, OR IN CONTRADICTION TO THE ENGINEER'S DELIVERABLES OR RECOMMENDATIONS, SHALL BECOME THE RESPONSIBILITY NOT OF THE ENGINEER BUT OF THE PARTIES RESPONSIBLE FOR TAKING SUCH ACTION.

FURTHERMORE, PINNACLE ENGINEERING GROUP, LLC IS NOT RESPONSIBLE FOR CONSTRUCTION SAFETY OR THE MEANS AND METHODS OF CONSTRUCTION.

**REVISIONS** 

**PINNACLE** ENGINEERING GROUP

Z:\PROJECTS\2022\2836.00-MI\CAD\SHEETS\2836.00-MI COVER SHEET.DWG

**ABBREVIATIONS** 

POINT OF CURVATURE

POINT OF TANGENCY

RADIUS

RIGHT-OF-WAY

TOP OF BANK

TOP OF CURB TOP OF FOUNDATION

TOP OF PIPE

TOP OF SIDEWALK

TOP OF WALK

WATER MAIN INTERSECTION ANGLE

**LEGEND** 

SANITARY SEWER

TANGENCY OF CURVE

POINT OF VERTICAL INTERSECTION

**EXISTING** 

**PROPOSED** 

749

<del>-->-->--</del>

LONG CHORD OF CURVE

CATCH BASIN

DEGREE OF CURVE

FINISHED GRADE

HIGH WATER LEVEL

LENGTH OF CURVE

SANITARY SEWER MANHOLE

PRECAST FLARED END SECTION

STORM SEWER CATCH BASIN (ROUND CASTING)

STORM SEWER CATCH BASIN (RECTANGULAR CASTING)

STORM SEWER MANHOLE

**CONCRETE HEADWALL** 

**VALVE BOX** 

CLEANOUT

FORCE MAIN

DRAIN TILE

WATER MAIN

FIRE PROTECTION

**ELECTRICAL CABLE** 

**OVERHEAD WIRES** 

TELEPHONE LINE

UTILITY CROSSING

OR PEDESTAL

POWER POLE

**GUY WIRE** 

STREET SIGN

SPOT ELEVATION

WETLANDS

FLOODPLAIN

DITCH OR SWALE

SOIL BORING

TOPSOIL PROBE

FENCE LINE, WIRE

CONCRETE SIDEWALK

CURB AND GUTTER

DEPRESSED CURB

EASEMENT LINE

DIVERSION SWALE

HIGH WATER LEVEL (HWL)

NORMAL WATER LEVEL (NWL)

DIRECTION OF SURFACE FLOW

OVERFLOW RELIEF ROUTING

FENCE LINE, TEMPORARY SILT

FENCE LINE, CHAIN LINK OR IRON

FENCE LINE, WOOD OR PLASTIC

REVERSE PITCH CURB & GUTTER

TREE WITH TRUNK SIZE

CAUTION EXISTING UTILITIES NEARBY

PRIMARY ENVIRONMENTAL CORRIDOR

GRANULAR TRENCH BACKFILL

POWER POLE WITH LIGHT

GAS MAIN

FIRE HYDRANT

SANITARY SEWER

**EDGE OF PAVEMENT** 

CENTERLINE

FLOW LINE

FLOODWAY

INVERT

MANHOLE

FI OODPI ATN

CONDITIONS; ALL APPLICABLE PERMITS HAVE BEEN OBTAINED; AND CONTRACTOR UNDERSTANDS ALL OF SHOULD ANY DISCREPANCIES OR CONFLICTS IN THE PLANS OR SPECIFICATIONS BE DISCOVERED AFTER THE AWARD OF CONTRACT, ENGINEER SHALL BE NOTIFIED IN WRITING IMMEDIATELY AND CONSTRUCTION WRITTEN RESPONSE FROM ENGINEER/OWNER IS DISTRIBUTED. IN THE EVENT OF A CONFLICT BETWEEN REFERENCED CODES, STANDARDS, SPECIFICATIONS AND PLANS, THE ONE ESTABLISHING THE MOST THE CONTRACTOR SHALL, AT ITS OWN EXPENSE, OBTAIN ALL NECESSARY PERMITS AND LICENSES TO COMPLETE THE PROJECT. OBTAINING PERMITS, OR DELAYS, IS NOT CAUSE FOR DELAY OF THE CONTRACT

OR SCHEDULE. CONTRACTOR SHALL COMPLY WITH ALL PERMIT REQUIREMENTS. THE CONTRACTOR SHALL NOTIFY ALL INTERESTED GOVERNING AGENCIES, UTILITY COMPANIES AFFECTED BY THIS CONSTRUCTION PROJECT, AND GOPHER STATE 811 ONE CALL IN ADVANCE OF CONSTRUCTION TO COMPLY WITH ALL JURISDICTIONAL ORDINANCES/CODES/RULES/ETC., PERMIT STIPULATIONS, AND OTHER

SAFETY IS THE SOLE RESPONSIBILITY OF THE CONTRACTOR. THE CONTRACTOR SHALL BE RESPONSIBLE TO INITIATE, INSTITUTE, ENFORCE, MAINTAIN, AND SUPERVISE ALL SAFETY PRECAUTIONS AND JOB SITE SAFETY PROGRAMS IN CONNECTION WITH THE WORK.

**INDEX OF SHEETS** 

SITE DIMENSIONAL & PAVING PLAN

SITE STABILIZATION PLAN

LANDSCAPE NOTES & DETAILS

**GENERAL NOTES** 

THE INTENTION OF THE PLANS AND SPECIFICATIONS IS TO SET FORTH PERFORMANCE AND CONSTRUCTION MATERIAL STANDARDS FOR THE PROPER EXECUTION OF WORK. ALL WORKS CONTAINED

WITHIN THE PLANS AND SPECIFICATIONS SHALL BE COMPLETED IN ACCORDANCE WITH ALL REQUIREMENTS FROM LOCAL, STATE, FEDERAL OR OTHER GOVERNING AGENCY'S LAWS, REGULATIONS

A GEOTECHNICAL REPORT HAS NOT BEEN PREPARED FOR THE PROJECT SITE. THE DATA ON SUB-SURFAC

UNDERSTOOD THAT OWNER WILL NOT BE RESPONSIBLE FOR ANY INTERPRETATIONS OR CONCLUSIONS DRAWN THERE FROM BY THE CONTRACTOR. DATA IS MADE AVAILABLE FOR THE CONVENIENCE OF THE

INVESTIGATIONS THEY FEEL IS NECESSARY FOR THE PROPER EVALUATION OF THE SITE FOR PURPOSES

THE CONTRACTOR IS RESPONSIBLE TO REVIEW AND UNDERSTAND ALL COMPONENTS OF THE PLANS AND

OF PLANNING, BIDDING, OR CONSTRUCTING THE PROJECT AT NO ADDITIONAL COST TO THE OWNER

CONTRACT. IN NO WAY SHALL WORD-OF-MOUTH DIALOG CONSTITUTE AN OFFICIAL RESPONSE

**CONSTRUCTION DETAILS** 

**EXISTING CONDITIONS & DEMOLITION PLAN** 

**COVER SHEET** 

SITE OVERVIEW

**GRADING PLAN** 

LANDSCAPE PLAN

JURISDICTIONAL ORDINANCES/CODES/RULES/ETC., AND THE OWNER'S DIRECTION.

REVIEW OF PLANS, SPECIFICATIONS, REPORTS AND FIELD INVESTIGATIONS.

IN NO SUCH INSTANCE RELY ON THE ENGINEER'S ESTIMATE

CONDITIONS SHALL NOT BE CAUSE FOR CLAIM OF JOB EXTRAS.

THE REQUIREMENTS OF THE PROJECT.

**UTILITY PLAN** 

C-1

C-3

C-5

C-6

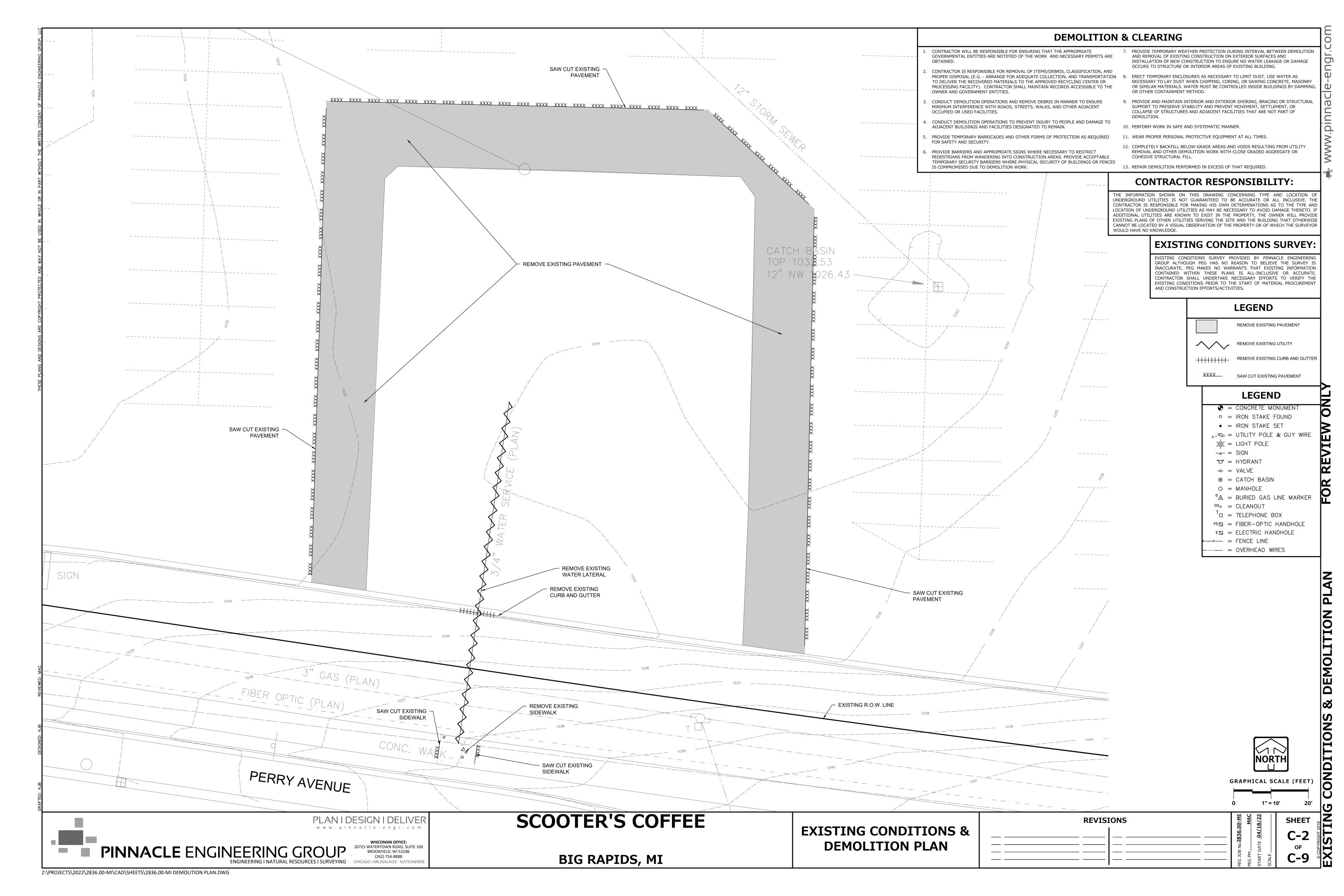
C-7

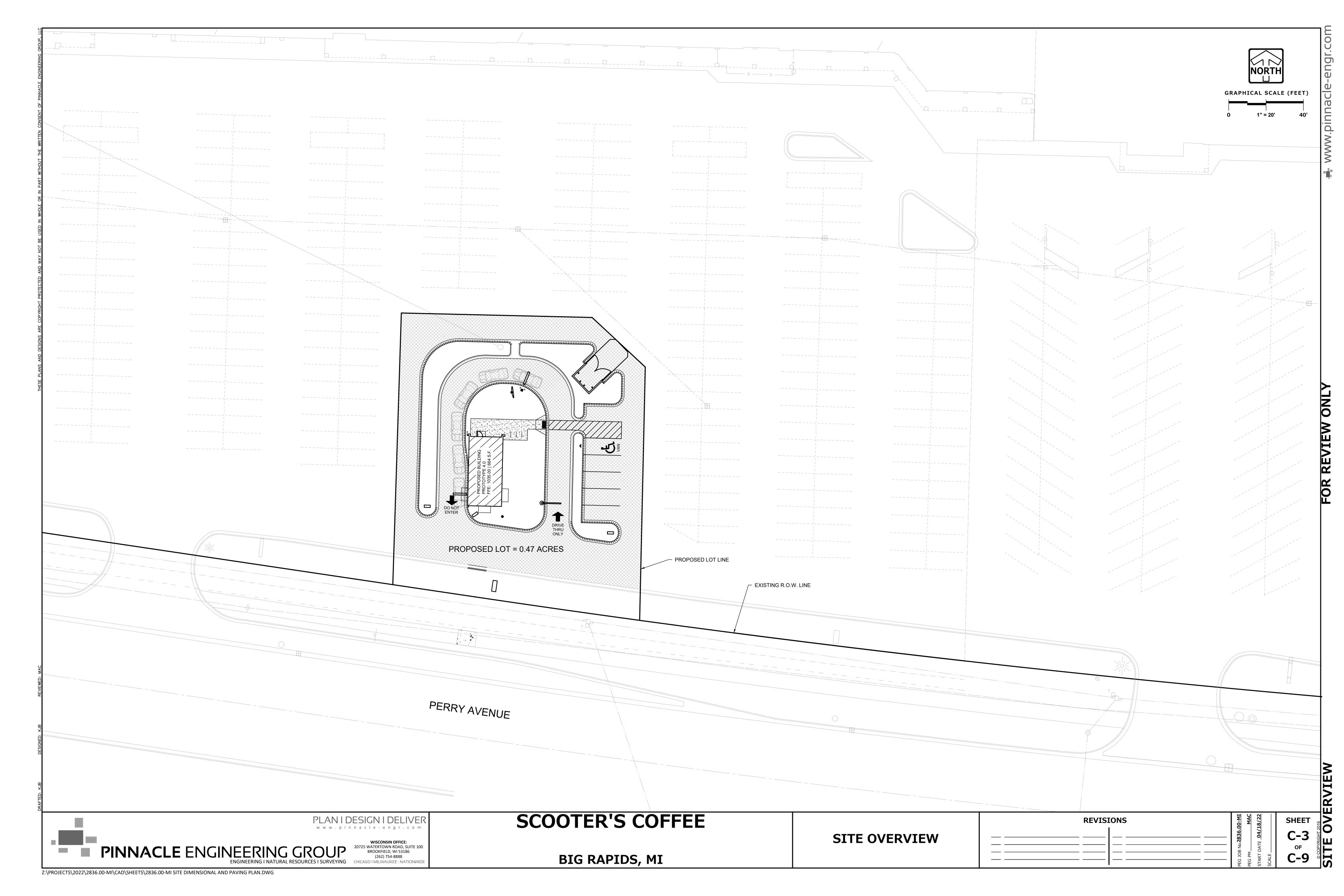
L-1

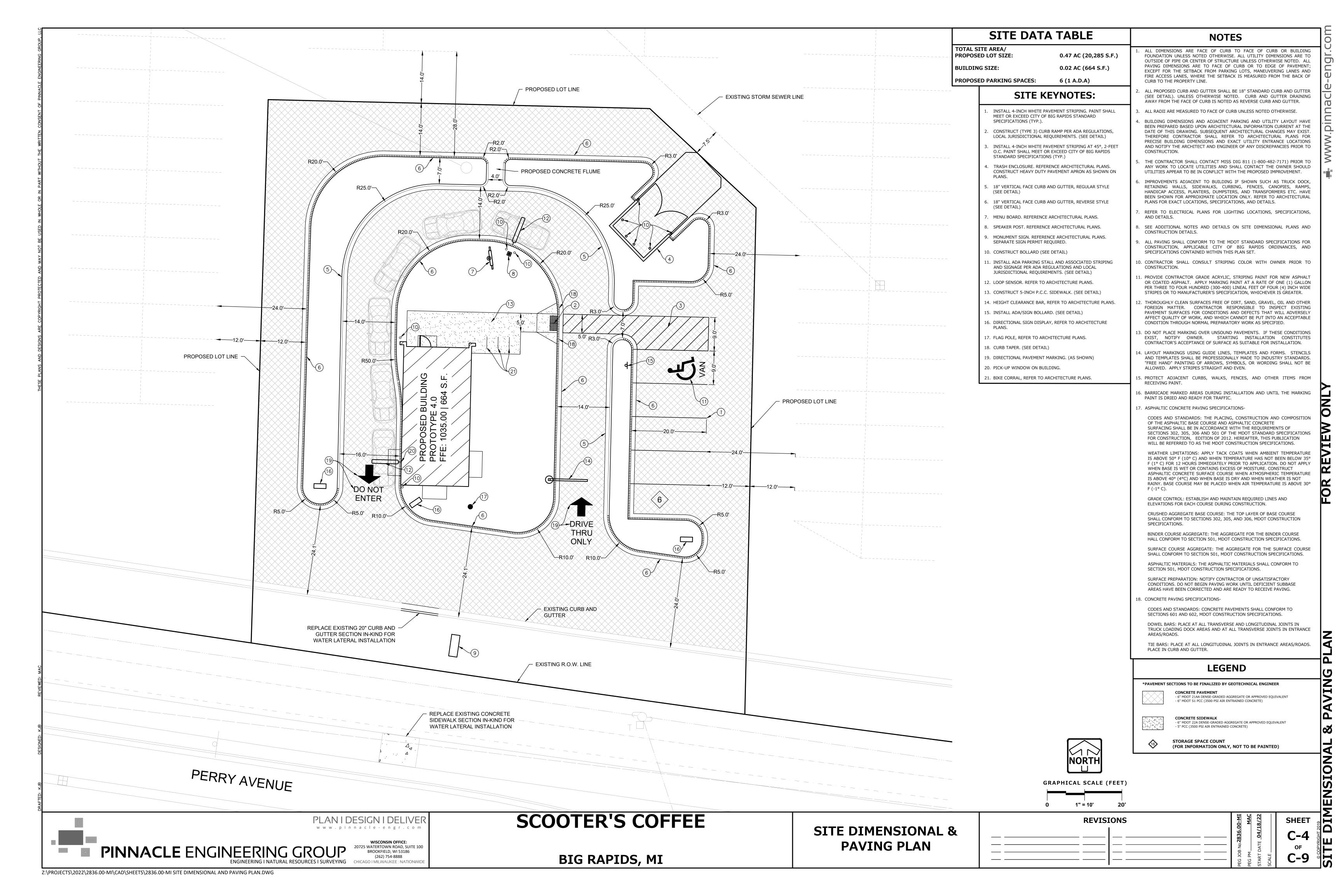
L-2

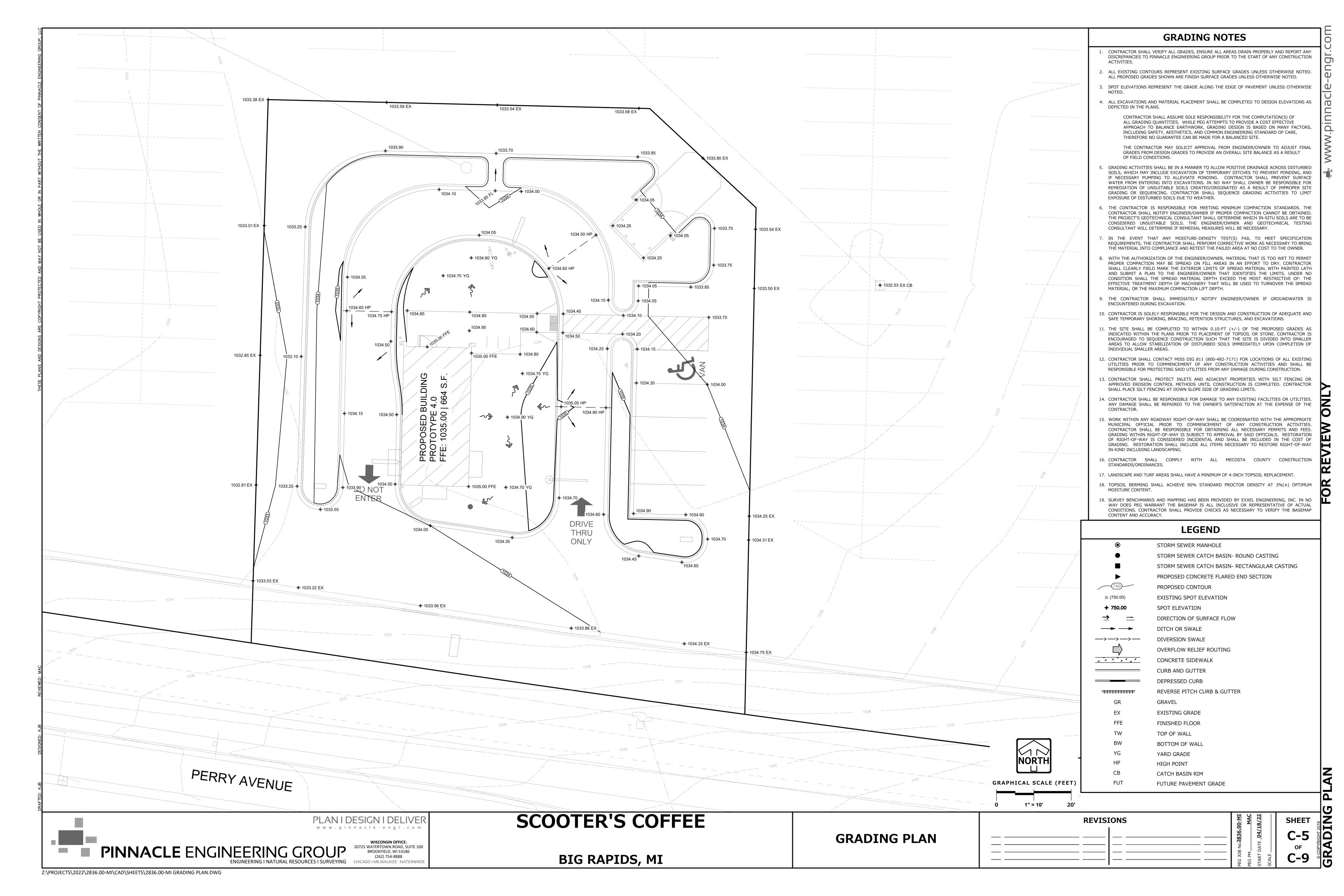
. CONTRACTOR SHALL KEEP THE JOBSITE CLEAN AND ORDERLY AT ALL TIMES. ALL LOCATIONS OF THE SITE SHALL BE KEPT IN A WORKING MANNER SUCH THAT DEBRIS IS REMOVED CONTINUOUSLY AND ALL RESPECTIVE CONTRACTORS OPERATE UNDER GENERAL "GOOD HOUSEKEEPING."

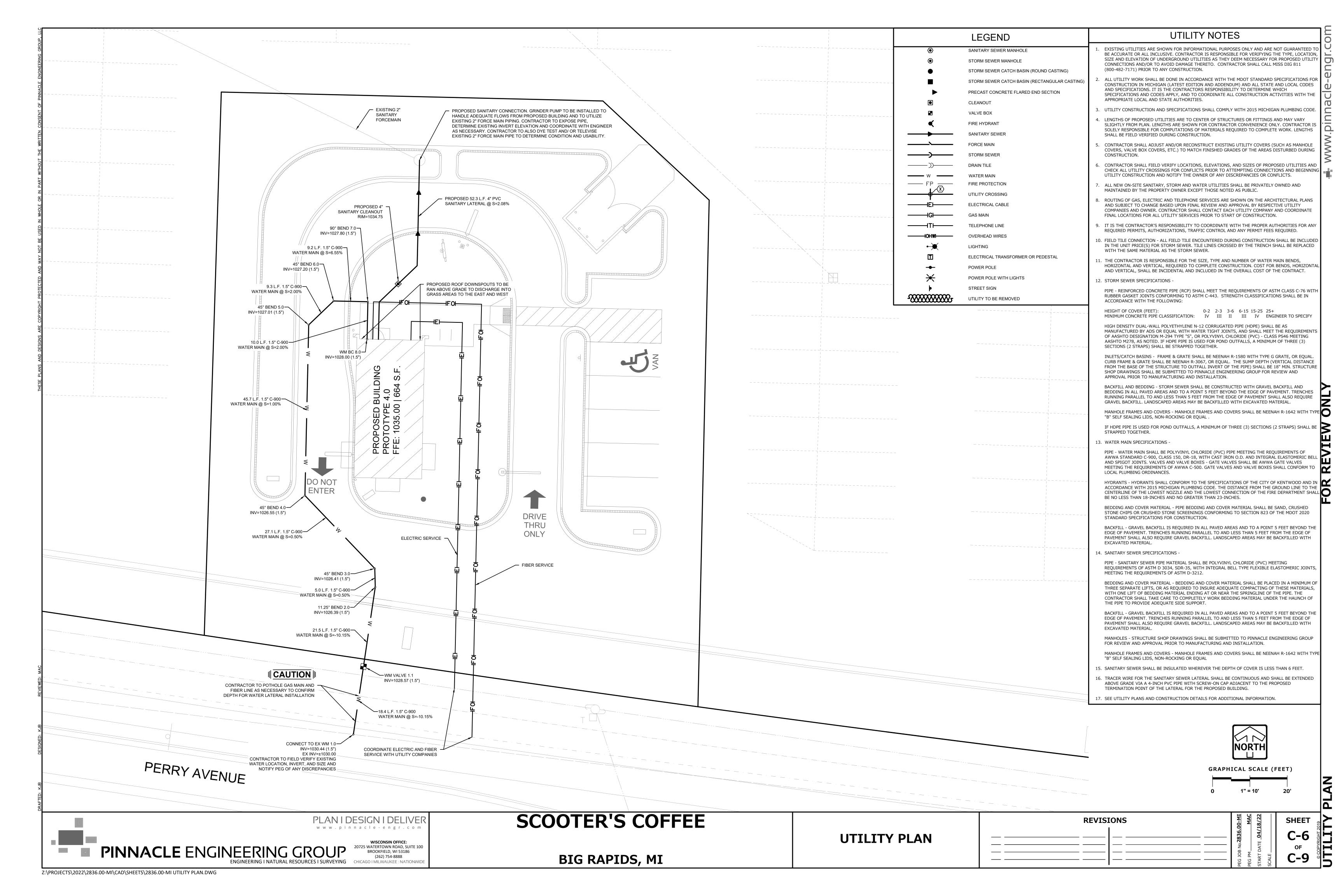
I. THE CONTRACTOR SHALL INDEMNIFY THE OWNER, ENGINEER, AND THEIR AGENTS FROM ALL LIABILITY

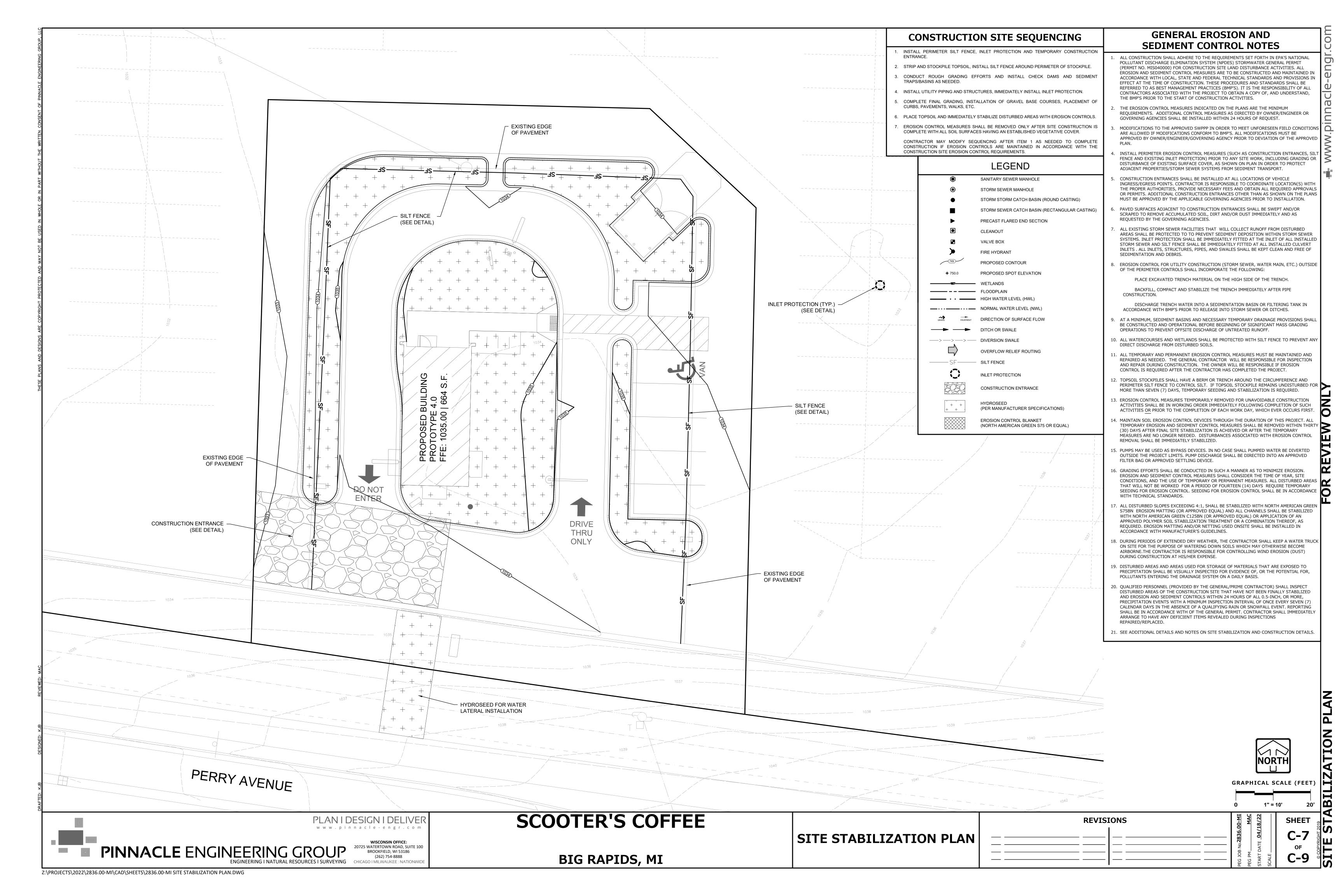


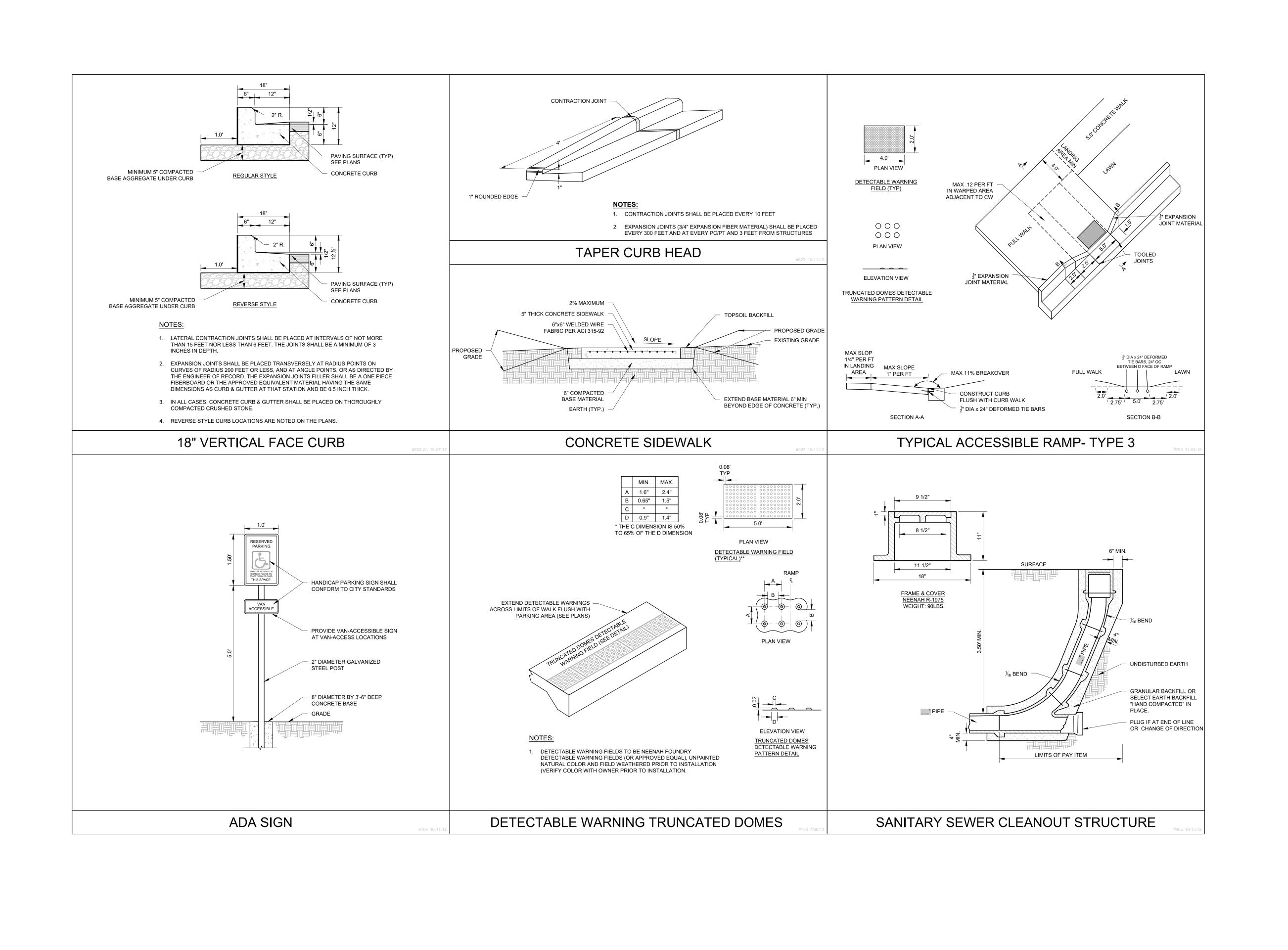












PLAN I DESIGN I DELIVER **PINNACLE** ENGINEERING GROUP

SCOOTER'S COFFEE

BIG RAPIDS, MI

**CONSTRUCTION DETAILS** 

**REVISIONS** 

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FOR REVIEW ONLY

BIG RAPIDS, MI

**CONSTRUCTION DETAILS** 

www.pinnacle-engr.cor

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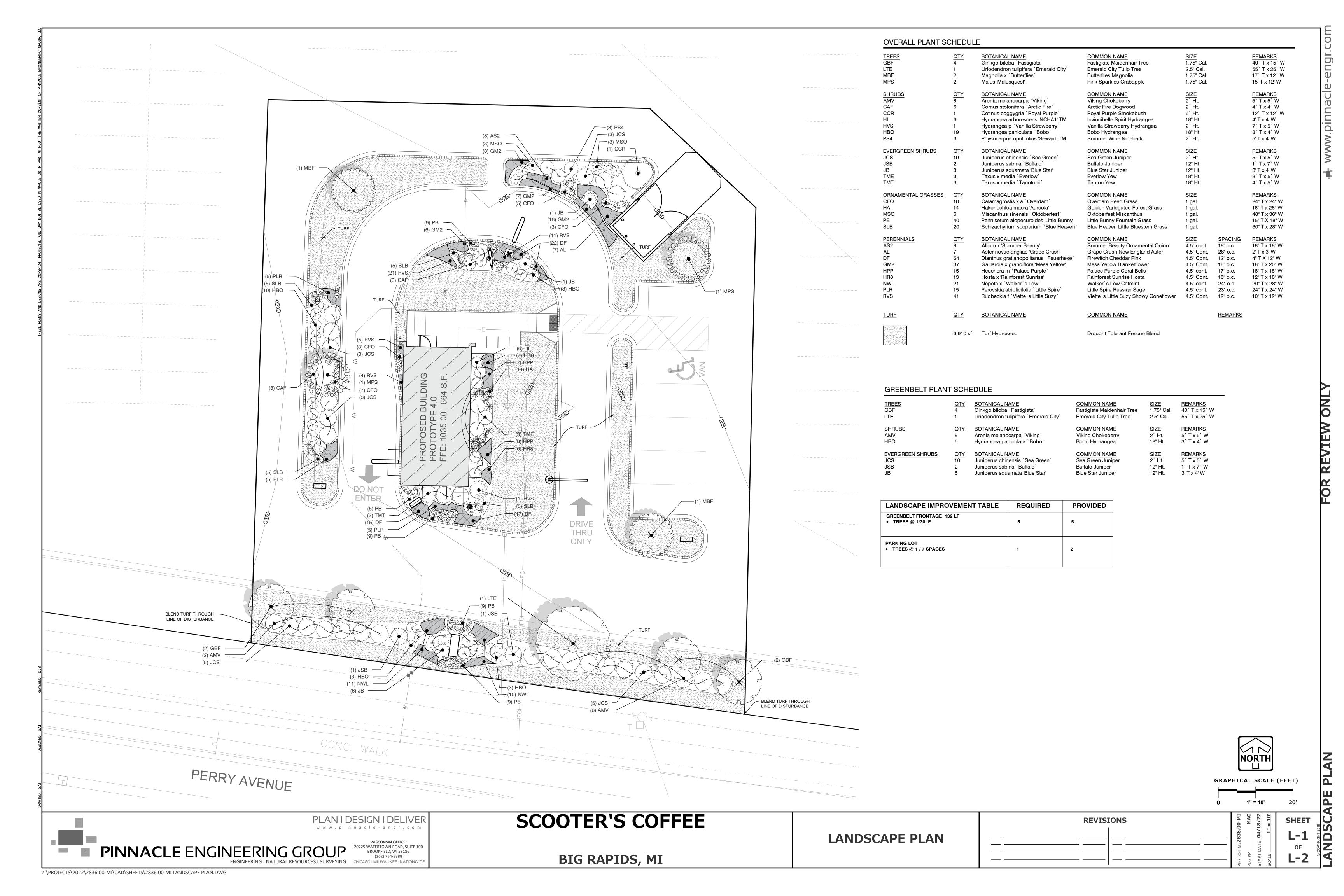
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**PINNACLE** ENGINEERING GROUP

20725 WATERTOWN ROAD, SUITE 100



- 2. THE CONTRACTOR IS RESPONSIBLE FOR INDEPENDENTLY DETERMINING THE PLANT MATERIAL QUANTITIES REQUIRED BY THE LANDSCAPE PLANS. REPORT ANY DISCREPANCIES TO THE LANDSCAPE ARCHITECT.
- NO PLANT MATERIAL OR PLANT SIZE SUBSTITUTIONS WILL BE ACCEPTED WITHOUT APPROVAL BY THE LANDSCAPE ARCHITECT. ANY CHANGES SHALL BE SUBMITTED TO THE LANDSCAPE ARCHITECT IN WRITING PRIOR TO INSTALLATION.
- 4. ALL BNB STOCK SHALL BE NURSERY GROWN IN A CLAY LOAM SOIL FOR A MINIMUM OF THREE GROWING SEASONS WITHIN 200 MILES OF PROJECT LOCATION, IN A ZONE COMPATIBLE WITH USDA HARDINESS ZONE 4B. SEED SHALL BE PROVIDED FROM A NURSERY (WITHIN 200 MILES) WITH A SIMILAR PLANT HARDINESS ZONE AS PROJECT LOCATION. EXISTING SOIL SHALL BE AMENDED PER SOIL ANALYSIS REPORT TO ENSURE A PROPER GROWING MEDIUM IS ACHIEVED.
- 5. ALL PLANT MATERIAL SHALL COMPLY WITH STANDARDS DESCRIBED IN AMERICAN STANDARD OF NURSERY STOCK - Z60.1 ANSI. LANDSCAPE ARCHITECT OR OWNERS AUTHORIZED REPRESENTATIVE RESERVES THE RIGHT TO INSPECT AND POTENTIALLY REJECT ANY PLANT MATERIAL DEEMED TO NOT MEET THE REQUIRED STANDARDS
- ALL STOCK SHALL BE FREE OF DISEASES AND HARMFUL INSECTS, DAMAGE, DISORDERS AND DEFORMITIES.
- TREES SHALL HAVE SINGLE, STRAIGHT TRUNKS AND WELL BALANCED BRANCH SYSTEMS. MUTLI-STEM TREES SHALL HAVE 3-4 STRAIGHT TRUNKS AND WELL BALANCED BRANCH SYSTEMS. HEIGHT-TO-CALIPER RATIOS SHALL BE CONSISTENT WITH THE LATEST EDITION OF ANSI Z60.1
- ROOT SYSTEMS SHALL BE LARGE ENOUGH TO ALLOW FOR FULL RECOVERY OF THE TREE, AND SHALL CONFORM TO STANDARDS AS THEY APPEAR IN THE MOST CURRENT REVISION OF THE AMERICAN ASSOCIATION OF NURSERYMEN'S AMERICAN STANDARD OF NURSERY STOCK ANSI
- BNB TREES SHALL BE DUG WITH A BALL OF SOIL, NOT SOFT BALLED OR POTTED AND SHALL BE FIRM IN THEIR ROOTBALL. ROOT BALL SHALL BE WRAPPED (WITH BIODEGRADABLE MATERIAL). THE TREE ROOT FLARE, OR COLLAR, SHALL BE AT OR WITHIN THE TOP THREE INCHES OF
- 10. ALL SPRING TREES MUST BE FRESHLY DUG IN THE MOST RECENT SPRING.
- 11.  $\,$  ALL AUTUMN TREES MUST BE FRESHLY DUG IN THE MOST RECENT AUTUMN.
- 12. TREES SHALL BE ALIVE, HEALTHY AND APPROPRIATELY MOIST, AT TIME OF DELIVERY. TREES SHALL BE SUBJECT TO INSPECTION FOR CONFORMITY TO SPECIFICATION REQUIREMENTS AND APPROVAL BY THE LANDSCAPE ARCHITECT OR OWNERS REPRESENTATIVE. THE LANDSCAPE ARCHITECT OR OWNERS REPRESENTATIVE RESERVES THE RIGHT TO REJECT ANY TREES THAT DO NOT MEET THE SPECIFICATIONS OR THAT HAVE BEEN DAMAGED DURING SHIPMENT. THE LANDSCAPE INSTALLER MUST RECEIVE APPROVAL FROM LANDSCAPE ARCHITECT FOR ANY SUBSTITUTIONS OR ALTERATIONS.
- 13. ALL PLANT MATERIAL SHALL BE INSTALLED IN ACCORDANCE WITH PLANTING DETAILS.
- 14. ALL PLANTING BEDS SHALL HAVE A MINIMUM 10" DEPTH OF PREPARED SOIL. WITH APPROVAL, EXISTING SOIL MAY BE UTILIZED PROVIDED THE PROPER SOIL AMENDMENTS ARE TILLED THOROUGHLY INTO THE TOP 10" OF SOIL. REFER TO SOIL PLACEMENT NOTES
- 15. WHILE PLANTING TREES AND SHRUBS. BACKFILL 2 OF PLANTING HOLE AND WATER TREE THOROUGHLY BEFORE INSTALLING THE REMAINDER OF SOIL MIXTURE. AFTER ALL SOIL HAS BEEN PLACED INTO THE PLANTING HOLE WATER THOROUGHLY AGAIN
- 16. THE CONTRACTOR MUST LABEL ALL TREES WITH THE COMMON AND BOTANICAL NAMES PRIOR TO FINAL INSPECTION.
- 17. ALL PLANTING BEDS SHALL BE MULCHED WITH 3" DEEP SHREDDED HARDWOOD MULCH, AND ALL TREES PLANTED IN TURF AREAS SHALL RECEIVE A 3" DEEP SHREDDED HARDWOOD MULCHED RING AS SHOWN IN PLANTING DETAILS
- 18. ALL PLANTING BEDS AND TREE RINGS SHALL HAVE A 4" DEEP TRENCHED BED EDGE CREATED BY EITHER A FLAT LANDSCAPE SPADE OR MECHANICAL EDGER. BED EDGES ARE TO BE CUT CLEAN AND SMOOTH AS SHOWN ON LANDSCAPE PLANS WITH A CLEAN DEFINITION BETWEEN TURF AND PLANTING AREAS.
- 19. ALL TURF SEED AREAS SHALL RECEIVE A MINIMUM OF 6" DEPTH OF TOPSOIL. WITH APPROVAL, EXISTING SOIL MAY BE UTILIZED PROVIDED THE PROPER SOIL AMENDMENTS ARE TILLED THOROUGHLY INTO THE TOP 6" OF SOIL AS INDICATED IN THE SOIL PLACEMENT NOTES. REQUIRED AMENDMENTS SHALL BE DETERMINED BASED ON A SOIL ANALYSIS TO BE PERFORMED. ALL TOPSOIL AMENDMENT SHALL BE AGED WEED FREE MANURE OR CLASS 1 ORGANIC MATTER.
- 20. FOR LAWN SEEDING, APPLY A STARTER FERTILIZER AND SEED UNIFORMLY AT THE RATE RECOMMENDED BY MANUFACTURER, AND PROVIDE A MULCH COVERING THAT IS SUITABLE TO PROMOTE SEED GERMINATION AND TURF ESTABLISHMENT. CONTRACTOR TO PROVIDE FERTILIZER, SEED, AND MULCH SPECIFICATIONS TO THE LANDSCAPE ARCHITECT FOR APPROVAL PRIOR TO INSTALLATION. EROSION CONTROL MEASURES ARE TO BE INSTALLED IN THOSE AREAS REQUIRING STABILIZATION (SWALES, SLOPES EXCEEDING 1:3, AND THOSE LOCATIONS INDICATED IN CIVIL DRAWINGS).
- 21. THE CONTRACTOR TO ENSURE A SMOOTH, UNIFORM QUALITY TURF IS ACHIEVED WITH NO BARE SPOTS LARGER THAN 6" X 6". ANY BARE SPOTS LARGER THAN 6" X6" AT THE END OF ESTABLISHMENT PERIOD SHALL BE RESEEDED AT THE CONTRACTORS EXPENSE TO OBTAIN A DENSE, UNIFORM LAWN.
- 22. ALL FINISH GRADING AND LAWN AREAS TO BE INSTALLED BY LANDSCAPE CONTRACTOR.
- 23. ALL DISTURBED AREAS WITHIN THE PROJECT SHALL BE RESTORED TO ORIGINAL OR BETTER CONDITION.
- 24. ALL DISTURBED AREAS OUTSIDE THE LIMITS OF WORK SHALL BE RESTORED TO ORIGINAL OR BETTER CONDITION AT NO ADDITIONAL COST TO THE OWNER.
- THE CONTRACTOR SHALL VERIFY ALL EXISTING UTILITIES, INCLUDING ANY IRRIGATION LINES, PRIOR TO DIGGING. CONSULT MISS DIG 811.
- 25. TREES SHALL BE INSTALLED NO CLOSER THAN:
- 26. -10 FEET FROM ANY FIRE HYDRANT
- 27. 7 FEET FROM STORM SEWER, SANITARY SEWER LATERALS, AND WATER SERVICE

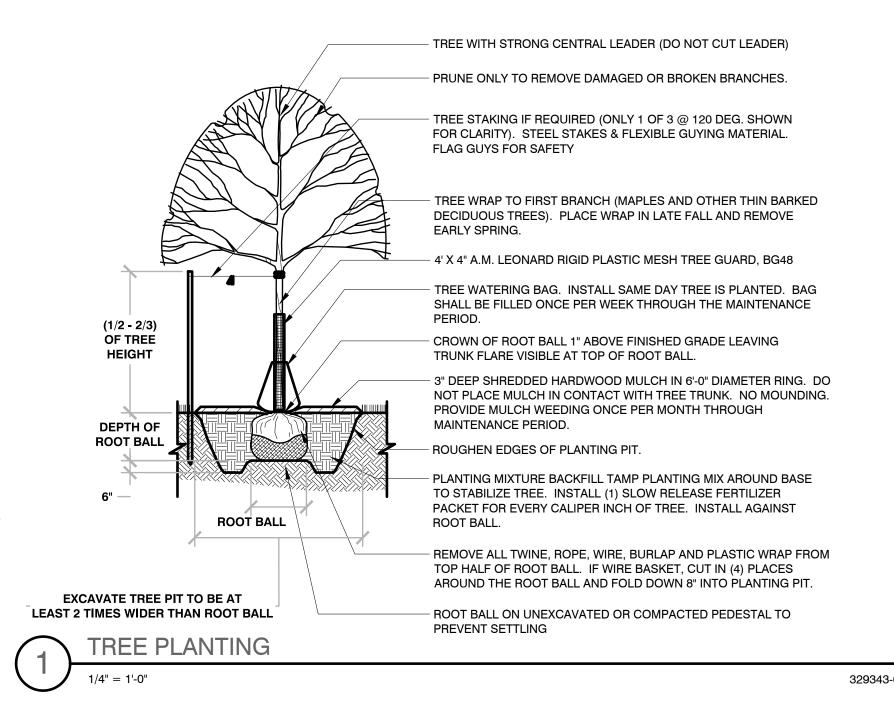
- TO ALLOW FOR PROPER DRAINAGE AROUND THE CONSTRUCTION SITE. UNDESIRABLE CONDITIONS SHALL BE BROUGHT TO THE ATTENTION OF THE LANDSCAPE ARCHITECT PRIOR TO BEGINNING OF WORK. IT SHALL BE THE CONTRACTOR'S RESPONSIBILITY TO ENSURE PROPER SURFACE AND SUBSURFACE DRAINAGE IN ALL AREAS
- THE INSTALLATION OF THIS PLAN.
- 30. THE CONTRACTOR IS TO REVIEW ALL SITE ENGINEERING DOCUMENTS PRIOR TO INSTALLATION. ANY CONFLICTS MUST BE REPORTED TO THE LANDSCAPE ARCHITECT. THESE LANDSCAPE DRAWINGS ARE FOR THE INSTALLATION OF PLANT MATERIALS ONLY UNLESS OTHERWISE STATED
- THE CONTRACTOR SHALL PROVIDE WATERING AND MAINTENANCE SERVICES FOR A PERIOD OF 60 DAYS TO ENSURE VEGETATIVE ESTABLISHMENT. UPON COMPLETION OF THE PROJECT, CONTRACTOR SHALL SUPPLY THE OWNER IN WRITING WITH ONGOING WATERING AND MAINTENANCE INSTRUCTIONS.
- 32. PLANT MATERIALS SHALL BE GUARANTEED FOR A PERIOD OF ONE (1) YEAR FROM TIME OF OWNER ACCEPTANCE. ONLY ONE REPLACEMENT PER PLANT WILL BE REQUIRED DURING THE WARRANTY PERIOD EXCEPT IN THE EVENT OF FAILURE TO COMPLY WITH THE SPECIFIED REQUIREMENTS.
- 33. THE CONTRACTOR IS RESPONSIBLE TO CONDUCT A FINAL WALK THROUGH WITH THE LANDSCAPE ARCHITECT AND OR OWNERS REPRESENTATIVE TO ANSWER QUESTIONS, PROVIDE INSTRUCTIONS, AND ENSURE THAT PROJECT REQUIREMENTS HAVE BEEN MET.

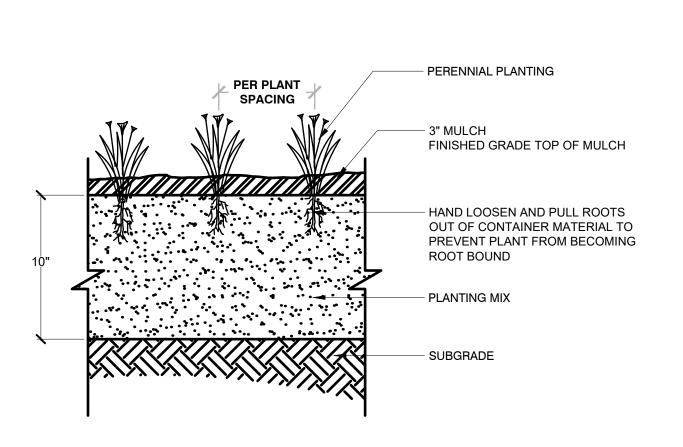
## **SOIL PLACEMENT NOTES**

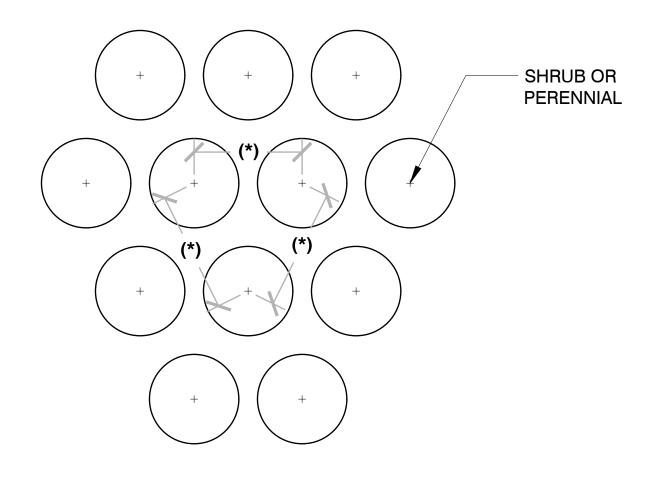
- 1. LOOSEN SUBGRADE TO A MINIMUM DEPTH INDICATED IN PLANTING NOTES USING A CULTI-MULCHER OR SIMILAR EQUIPMENT, AND REMOVE STONES MEASURING OVER 1-1/2 INCHES IN ANY DIMENSION, STICKS, RUBBISH AND OTHER EXTRANEOUS MATTER. AREAS ADJACENT TO WALKS AND PAVEMENT SHALL BE FREE OF EXCESS STONE AND PAVING MATERIALS SO AS TO PROVIDE AN UNINTERRUPTED CROSS SECTION OF SOIL. INTERNAL PARKING ISLANDS SHALL BE LOOSENED TO A DEPTH OF 30".
- 2. THOROUGHLY BLEND PLANTING SOIL MIX FOR PLANTING BED AREAS. (1 PART EXISTING SOIL, PART TOPSOIL, 1 PART ORGANIC SOIL AMENDMENT, 2.9 POUNDS PER CUBIC YARD OF 4-4-4 ANALYSIS SLOW-RELEASE FERTILIZER)
- 3. TREE AND SHRUB HOLES SHALL BE FILLED WITH A PREPARED PLANTING MIXTURE OF 1 PART TOPSOIL, 2 PARTS PLANTING SOIL MIX.
- 4. SPREAD SOIL AND SOIL AMENDMENTS TO DEPTH INDICATED ON DRAWINGS, BUT NOT LESS THAN REQUIRED TO MEET FINISH GRADES AFTER NATURAL SETTLEMENT. (FINISH GRADE OF PLANTING BEDS SHALL BE 3" BELOW ALL ADJACENT SURFACES. FINISH GRADE OF TURF SEEDING AREAS SHALL BE 1" BELOW ALL ADJACENT HARD SURFACES, WALKS, AND CURBS.)
- PLACE APPROXIMATELY 1/2 OF TOTAL AMOUNT OF SOIL REQUIRED. WORK INTO TOP OF LOOSENED SUBGRADE TO CREATE A TRANSITION LAYER, THEN PLACE REMAINDER OF THE SOIL. SOIL TRANSITION LAYER SHALL BE TILLED TO A MINIMUM DEPTH OF 6" BELOW THE DEPTH OF NEWLY PLACED SOIL. PARKING LOT ISLANDS SHALL BE CROWNED TO A HEIGHT OF 6" TO PROVIDE PROPER DRAINAGE UNLESS OTHERWISE NOTED.
- 6. DO NOT SPREAD IF PLANTING SOIL OR SUBGRADE IS FROZEN, MUDDY, OR EXCESSIVELY WET.
- FINISH GRADING: GRADE SOIL TO A SMOOTH, UNIFORM SURFACE PLANE WITH A LOOSE UNIFORMLY FINE TEXTURE.
- 8. ROLL AND RAKE, REMOVE RIDGES, AND FILL DEPRESSIONS TO MEET FINISH GRADES
- RESTORE PLANTING BEDS IF ERODED OR OTHERWISE DISTURBED AFTER FINISH GRADING AND BEFORE PLANTING.

## **IRRIGATION SYSTEM NOTES**

- THE PLUMBING CONTRACTOR SHALL DESIGN AND INSTALL AN IRRIGATION SYSTEM FOR THE SITE. TURF AREAS SHALL RECEIVE SPRAY IRRIGATION. AND BED AREAS SHALL RECEIVE EITHER A SPRAY OR DRIP IRRIGATION SYSTEM.
- IRRIGATION SYSTEM SHALL BE DESIGNED AND INSTALLED PER INDUSTRY STANDARDS.
- 3. THE IRRIGATION SYSTEM SHALL BE DESIGNED UTILIZING IRRIGATION PRODUCTS BY TORO, HUNTER, OR RAINBIRD AND A SINGLE MANUFACTURER SHALL BE USED FOR ALL COMPONENTS.







PER PLANT SPACING

BARE ROOT

CONTAINER

IMMEDIATELY BACKFILL WITH PLANTING SOIL MIX.

PROCEED WITH CORRECTIVE PRUNING OF THE TOP AND BOTTOM ROOTS.

WATER THOROUGHLY WITHIN 2 HOURS TO SETTLE PLANTS AND FILL VOIDS.

TRANSFER PLANT DIRECTLY FROM WATER TO HOLE. SET PLANT SO THE ROOT FLARE IS

APPROXIMATELY AT THE FINISHED SOIL ELEVATION. SPREAD ROOTS OUT EVENLY. PLUMB AND

7. PLACE MULCH WITHIN 48 HOURS OF THE SECOND WATERING UNLESS SOIL MOISTURE IS EXCESSIVE.

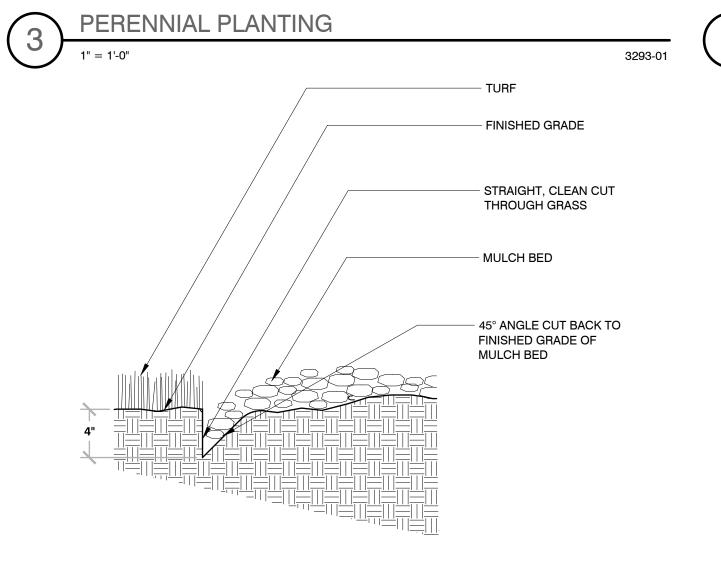
SCARIFY SIDES AND BOTTOMS OF HOLE.

BACKFILL VOIDS AND WATER SECOND TIME.

BALLED

BURLAPPED

(\*) = SPECIFIED PLANT SPACING PER PLANTING LIST



TRENCHED BED EDGE 3293-03

THE CONTRACTOR SHALL ENSURE THAT SOIL CONDITIONS AND COMPACTION ARE ADEQUATE PLAN I DESIGN I DELIVER www.pinnacle-engr.com **PINNACLE ENGINEERING GROUP** 20725 WATERTOWN ROAD. SUITE 10

SCOOTER'S COFFEE

**BIG RAPIDS, MI** 

LANDSCAPE NOTES & **DETAILS** 

**REVISIONS** OF

3293-02

Z:\PROJECTS\2022\2836.00-MI\CAD\SHEETS\2836.00-MI LANDSCAPE PLAN.DWG

SHRUB PLANTING

OR BROKEN BRANCHES

WITH FINISHED GRADE

PREVENT PLANT FROM

BECOMING ROOT BOUND

PRUNE ONLY TO REMOVE DEAD

BOTTOM OF ROOT FLARE FLUSH

HAND LOOSEN AND PULL ROOTS

REMOVE ALL TWINE, ROPE, WIRE,

FROM TOP HALF OF ROOT BALL

SCARIFY 4" AND RECOMPACT

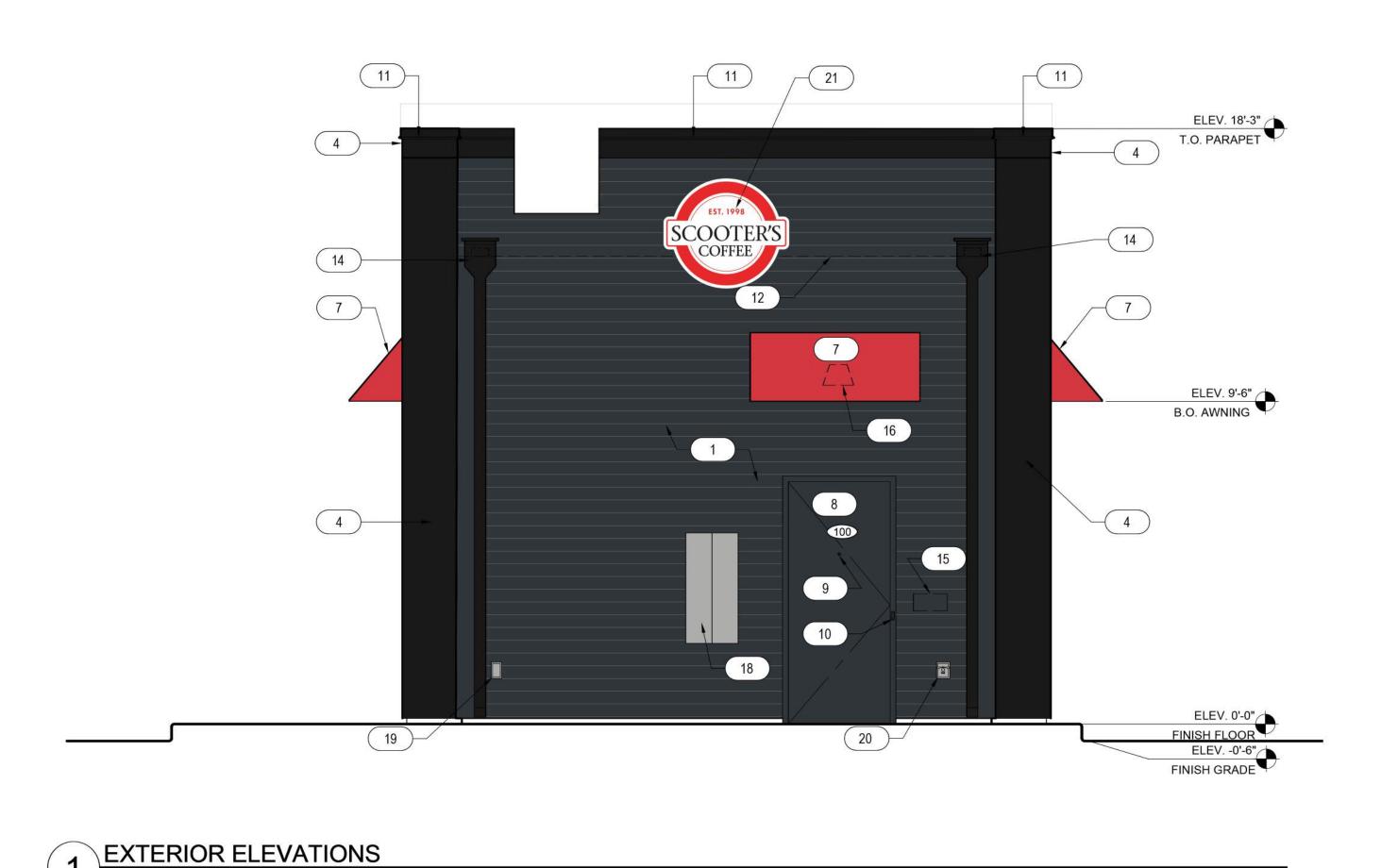
SUBGRADE

SOAK ROOTS IN WATER FOR AT LEAST ONE HOUR BUT NOT MORE THAN 24 HOURS PRIOR TO PLANTING

BURLAP AND PLASTIC WRAP

OUT OF CONTAINER MATERIAL TO





**KEYNOTES** 



- 1. HARDIE PLANK HZ10 LAP SIDING CEDARMILL 6-1/4", SEE HARDIE DETAIL SHEET A6.5 COLOR: SHERWIN WILLIAMS SW6992 INKWELL EGGSHELL FINISH
- 2. HARDIE REVEAL PANEL SYSTEM WZ10 SMOOTH FINISH, SEE HARDIE DETAIL SHEET A6.5 COLOR: SW 1015
- 3. 3 1/2" HARDIE TRIM, SEE HARDIE DETAIL SHEET A6.5 COLOR: SHERWIN WILLIAMS SW6992 INKWELL EGGSHELL FINISH
- 4. 20 GUAGE METAL ACCENTS AND SOFFITS COLOR: BLACK
- 5. INSULATED DARK BRONZE ALUMINUM WINDOWS WITH DUAL PANE TEMPERED GLASS
- 6. QUICKSERVE 48X48 WINDOW COLOR : DARK BRONZE
- AWNING BY OTHERS COLOR: RED
- 8. INSULATED HOLLOW METAL DOOR AND FRAME COLOR: SHERWIN WILLIAMS SW6992 INKWELL EGGSHELL
- 9. PEEP HOLE, BY DOOR MANUFACTURER
- DOOR BELL
- 11. 20 GUAGE METAL PARAPET CAP
- 12. LINE OF ROOF BEYOND
- 13. ROOF TOP UNIT BEYOND, SEE MECHANICAL DRAWINGS
- 14. ROOF SCUPPER AND DOWNSPOUT, SEE DETAIL 8/A6.3
- 15. MAILBOX BY OWNER
- 16. WALL MOUNTED LIGHT FIXTURE, SEE ELECTRICAL DRAWINGS
- 17. LED LIGHT BAND, SEE ELECTRICAL DRAWINGS
- 18. SES PANEL, SEE ELECTRICAL DRAWINGS
- 19. ELECTRICAL OUTLETS, SEE ELECTRICAL DRAWINGS
- 20. HOSE BIBB, SEE PLUMBING DRAWINGS
- 21. SIGNAGE BY OTHERS, UNDER A SEPARATE PERMIT





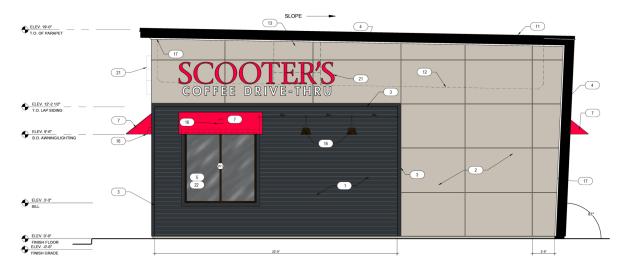
REVISIONS PROJECT ADDRESS

TITLE **EXTERIOR ELEVATIONS** 

DATE

PROJECT NO.

BUILDING AREA: 557 S.F.



1 EXTERIOR ELEVATIONS

### KEYNOTES

- HARDIE PLANK HZ10 LAP SIDING CEDARMILL 6-1/4\*, SEE HARDIE DETAIL SHEET A5.5 - COLOR: SHERWIN WILLIAMS SW8992 INKWELL EGGSHELL FINISH
- HARDIE REVEAL PANEL SYSTEM WZ10 SMOOTH FINISH, SEE HARDIE DETAIL SHEET A6.5 - COLOR: SW 1015 SKYLINE STEEL
- 3 1/2" HARDIE TRIM, SEE HARDIE DETAIL SHEET A6.5 COLOR: SHERWIN WILLIAMS SW6992 INKWELL EGGSHELL FINISH
- 4. 20 GUAGE METAL ACCENTS AND SOFFITS COLOR: BLACK
- INSULATED DARK BRONZE ALUMINUM WINDOWS WITH DUAL PANE TEMPERED GLASS
  - QUICKSERVE 48X48 WINDOW COLOR: DARK BRONZ
- 7. AWNING BY OTHERS COLOR: RED
- INSULATED HOLLOW METAL DOOR AND FRAME COLOR: SHERWIN WILLIAMS SW6992 INKWELL EGGSHELL FINISH
- 9. PEEP HOLE, BY DOOR MANUFACTURER
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- 14. ROOF SCUPPER AND DOWNSPOUT, SEE DETAIL 8/A6.3
- 15. MAILBOX BY OWNER
- 16. WALL MOUNTED LIGHT FIXTURE, SEE ELECTRICAL DRAWINGS
- 17. LED LIGHT BAND, SEE ELECTRICAL DRAWINGS
- 18. SES PANEL, SEE ELECTRICAL DRAWINGS
- ELECTRICAL OUTLETS, SEE ELECTRICAL DRAWINGS
   HOSE BIBB, SEE PLUMBING DRAWINGS
- 21. SIGNAGE BY OTHERS, UNDER A SEPARATE PERMIT
- 22. SPANDREL GLASS





PROJECT ADDRESS:

REVISIONS:

EXTERIOR ELEVATIONS

DATE:

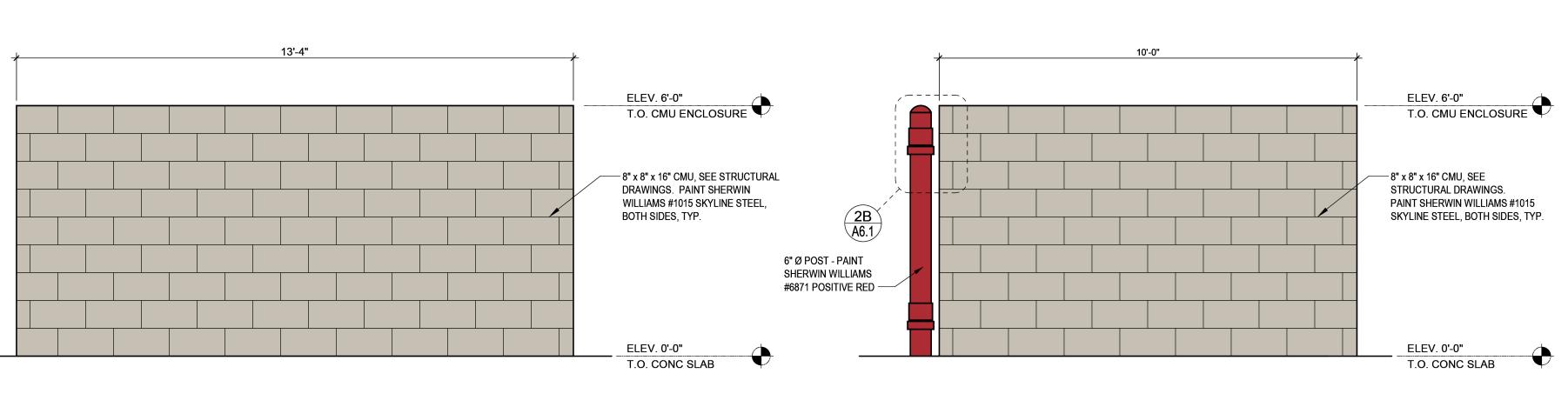
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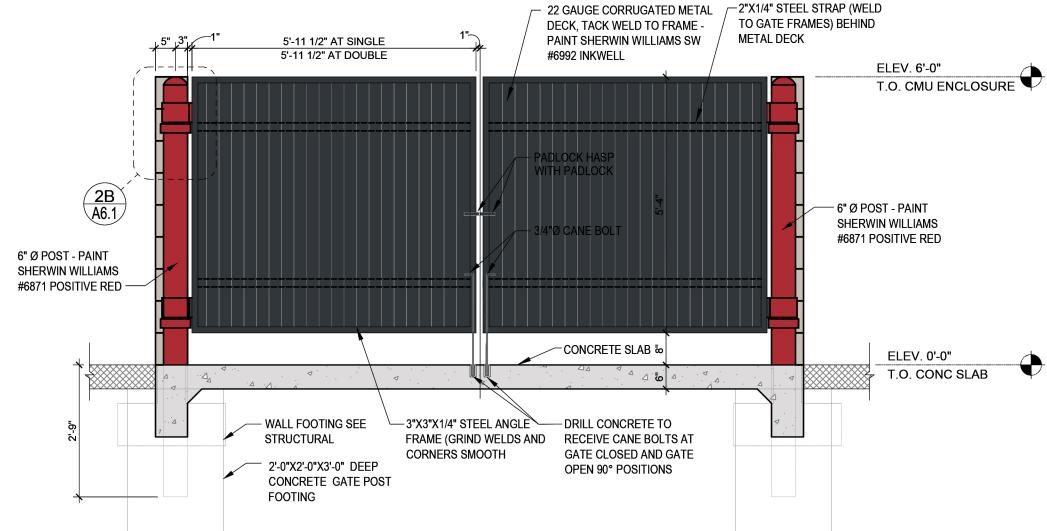
- ☐ DESIGN DEVELOPMENT

  ☐ PERMIT SUBMITTAL
- ☐ BID PACKAGE
- ☐ CONSTRUCTION ISSUE

SHEET NO.

A3.2





GROUP INC

TWENTY FIVE YEARS

15974 N. 77th ST., STE 100
SCOTTSDALE AZ 85260

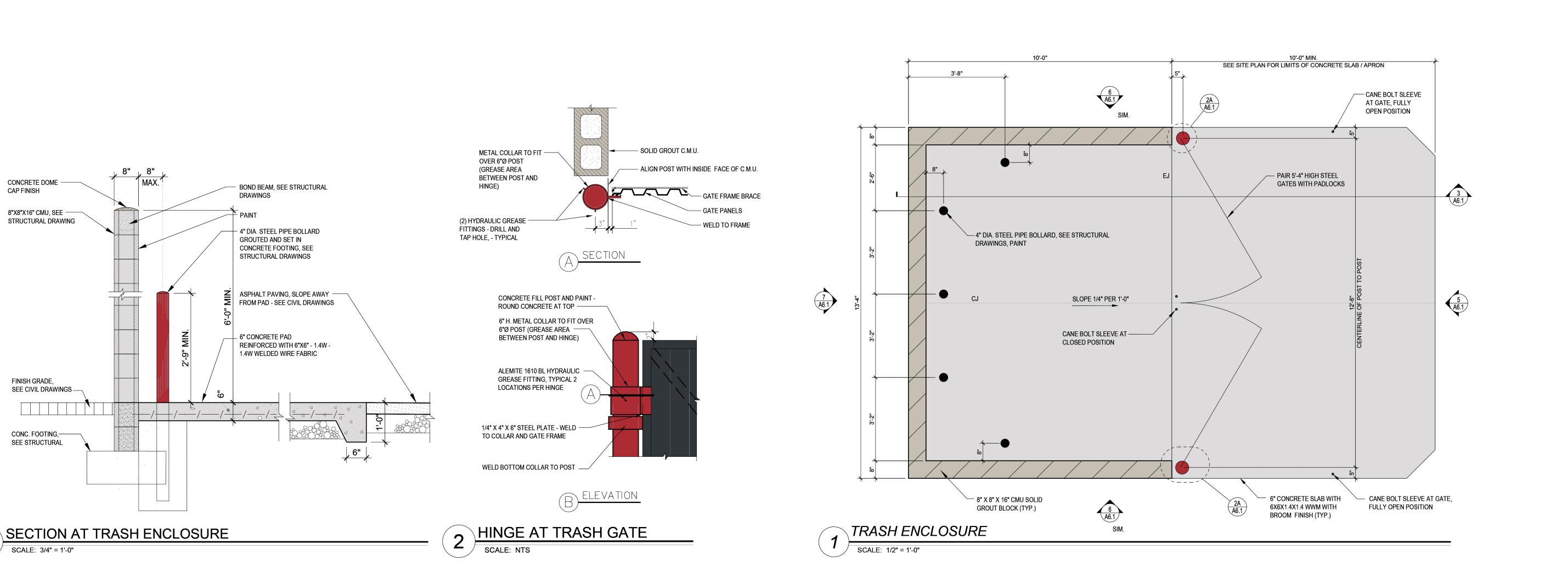
TRASH ENCLOSURE - BACK ELEVATION

SCALE: 1/2" = 1'-0"

TRASH ENCLOSURE - SIDE BACK ELEVATION

SCALE: 1/2" = 1'-0"

TRASH ENCLOSURE -FRONT ELEVATION





PROJECT ADDRESS:

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REVISIONS:

TITLE:
TRASH
ENCLOSURE
ELEVATIONS &
DETAILS

DATE:

PROJECT NO.

☐ DESIGN DEVELOPMENT

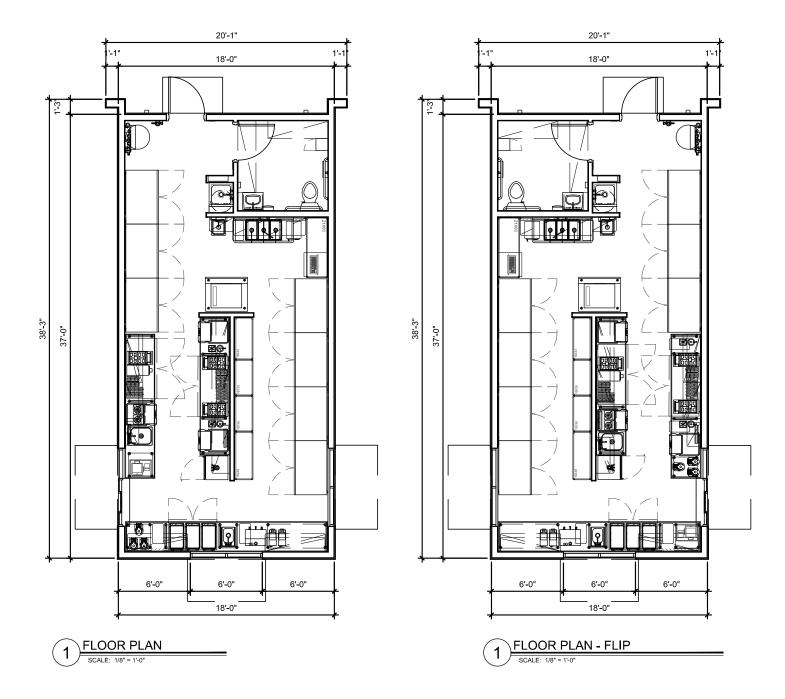
X PERMIT SUBMITTAL

☐ BID PACKAGE

☐ CONSTRUCTION ISSUE

SHEET NO.

A6.1







**DRAWING #: 121772** PROJECT ID: n/a

SALES PERSON: Andye Nelson

DRAWN BY: Sean Cornett

INSPECTED BY:

DATE: 10.01.19

Revised:



**VARIOUS** LOCATIONS



1120 N 18th Street • Omaha 68102 402.341.6077 • 402.341.7654 fax

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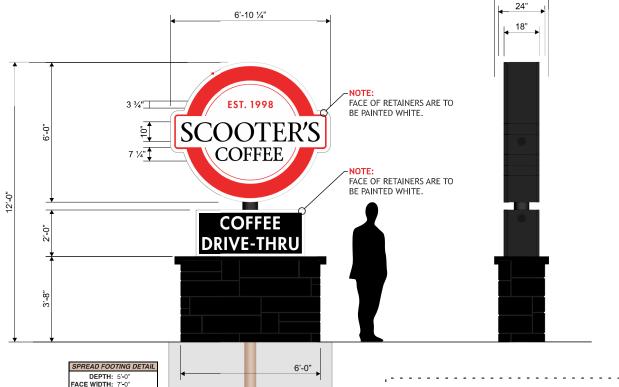
### D/F MONUMENT SIGN DISPLAY:

END WIDTH: 3'-0" TYPE: SPREAD

STEEL SIZE: 6 INCH STD.

**TO BE VERIFIED** 

SCALE: 3/8" = 1'-0"



# SCOOTER'S COFFEE DRIVE-THRU

### **SPECIFICATIONS**

### D/F SIGN CABINET(S)

FABRICATED FROM .050 ALUMINUM OVER AN INTERNAL ANGLE FRAME WITH WHITE PRE-FINISHED ALUMINUM SKIN. RETAINERS ARE TO BE WHITE PRE-FINISHED ALUMINUM. FACES ARE TO BE WHITE LEXAN WITH 3M VINYL GRAPHICS APPLIED TO THE FIRST SURFACE (AS NOTED), INTERNAL ILLUMINATION WITH ONE (1) ROW OF SYLVANIA OSRAM D/S LED LIGHTING. CABINET IS TO BE MOUNTED TO SINGLE POLE STRUCTURE (AS NOTED).

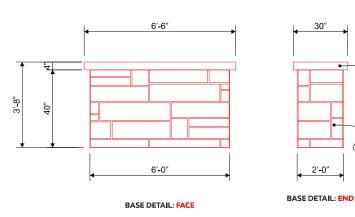
OMAHA NEON TO

FABRICATE BLACK

ALUMINUM CAP

BRICK BASE BY OTHERS.





28"

### STAFF REPORT TO THE PLANNING COMMISSION

TO: Planning Commission

FROM: Paula Priebe, Community Development Director SUBJECT: Site Plan Review – 730 Water Tower Road

DATE: May 18, 2022

### Introduction

Applicant Terri Vanias on behalf of Baldwin Family Health Care is applying for Site Plan Review for facility expansion at their 730 Water Tower Road location in Big Rapids. This 2.36-acre site is zoned R-2 Residential and is located on the west side of Big Rapids. A Location Map and several images of the site are attached. See also the set of Site Plans included with the packet.

### **History of the Property**

The office building at 730 Water Tower Road was built in 2001 with a Special Land Use Permit to locate in the R-2 District.

In May 2019, a second Special Land Use Permit was approved, for a change of use from office to health care. Both uses are permitted as Special Land Uses in the R-2 District. Since that time, it has been the Big Rapids location of Family Health Care, a community health care center which provides full-service affordable care and has six locations in central Michigan.

In July 2020, Baldwin Family Health Care applied for a Special Land Use Permit to add a second driveway to the site. The Site Plan was conditionally approved, pending staff approval of updated plans to show proper stormwater detention on site. As stated in Section 9.11 of the Big Rapids Zoning Ordinance, physical construction of an approved project must begin within 12 months of Site Plan Approval and must be completed within 18 months of the commencement of physical construction. As this second driveway project was not begun within he 12 month deadline, that Site Plan Approval is no longer valid. If the applicant wishes to continue with that project, they must reapply for a new Site Plan Approval.

### **Site Plan Review Process and Procedure**

The Site Plan Review Application was received by the Community Development Department on April 28, 2022 and was deemed in compliance with Section 9.4. of the Zoning Ordinance which stipulates required Site Plan Review application materials. As required by Ordinance, Site Plan Reviews must go through a public hearing process. Notice was posted in the Big Rapids Pioneer on Wednesday, May 4, 2022 and sent to all property owners within 300 ft of the site.

The Site Plans were shared with the Fire Marshal, the Public Works Department's Engineering staff, the Building Official, and the Zoning Administrator for their review.

<u>Public Safety</u> – Fire Marshal Jeff Hull reviewed the site plans and found no issues with the Site Plans and preliminary drawings.

<u>Public Works</u> - Plans were by Engineering Technician Matt Ruelle and Engineering Consultant with Fleis and Vandenbrink Todd Richter as regards infrastructure connections and stormwater. The summary is that the plans provided do not meet the Ordinance requirements. **Public Works staff would need to see revised plans addressing their concerns before they could support approval of this Site Plan.** 

Their primary concern is that the plans show that all stormwater will run off the site. The proposed retention pond needs additional inlets and needs to be deeper. The top of the berm around the pond must be 5 feet wide, as per Ordinance. And "Drainage Structure 8" does not meet Ordinance regulations as proposed.

<u>Building Official</u> – The Mecosta County Building Official, Mr. Aaron Holsworth, also reviewed the plans. He did not provide feedback by the time this packet was published. Any comments from Mr. Holsworth will be provided at the Public Hearing.

<u>Zoning</u> – Plans were reviewed by the Community Development Director as to their standings as regards the Zoning Ordinance. The plans were compliant with the Ordinance regulations in a few areas, including setback regulations, site lighting, required parking lot trees, and trash receptacles.

The plans were not found to be compliant with the Ordinance if a few areas, as explained below:

### 1. Parking

- a. Number of Parking Spaces. Section 5.2:2 sets Parking Space Maximums, stating "to limit excessive areas of pavement, no parking lot shall exceed the required number of parking spaces by more than 15%, except as approved by the Planning Commission. In requesting additional spaces beyond the allowed 15%, the Applicant shall provide a Parking Demand Study with their Site Plan Review application". The facility requires 57 parking spaces and they Site Plan proposes to provide 70 spaces. This is 122% of the required spaces, and above the 115% threshold. No Parking Demand Study was provided. According to Staff analysis, the Applicant can have no more than 65 spaces without express approval by the Planning Commission upon review of a Parking Demand Study demonstrating the need for the additional parking spaces.
- b. Bicycle Parking. Section 5.7:2(1) sets Required Bicycle Parking spaces, stating "any development requiring motor vehicle parking spaces is required to provide bicycle parking. Off-street parking areas are required to contain at least one bicycle parking space for every 10 spaces provided for motor vehicles, or a fraction thereof, with a minimum of 2 and a maximum of 12 bicycle parking spaces provided". Bicycle parking spaces must meet the requirements outlined in the rest of Section 5:7:2. No bicycle parking spaces are shown on the Site Plan. According to staff analysis, the facility must provide space for at least 6 bicycles.

### 2. Landscaping

- a. Green Belts Required Along the Public Right of Way. Section 8.6 states that "a green belt shall be planted adjacent to the right of way, within private property, of any public street or approved private street". This requirement is for at least one canopy tree per 30 linear feet of frontage, including openings for driveways and sidewalks. The site has 208 feet of frontage along Fuller Ave; the required green belt is met by retaining existing trees along this frontage. The site also has 158 feet of frontage along Water Tower Road. The site plan identifies some existing trees/shrubs to maintain along the side lot lines up to the street. These count for some of the requirement but do not fully satisfy the requirement. According to staff review, at least 2 new deciduous canopy trees must be planted as greenbelt along the public right-of-way on Water Tower Road.
- b. Landscape Standards for Principal Structures. As stated in Section 8.9, "required principal structure landscaping shall be provided adjacent to or within close proximity to the perimeter of the principal structure. Foundation plantings shall be provided along the front and/or sides of any buildings that face a public road and/or is adjacent to a parking lot or other area which provides access to the building by the general public". For a commercial structure, the requirement is for landscaping along 75% of the linear feet of frontage, excluding ingress/egress areas of the building. Section 8.9:2 clearly notes that "deciduous canopy trees and large evergreens will not be credited for principal structure landscape requirements. Grass, lawn, or sod will not be credited for principal structure landscape requirements". According to the staff review of the plans provided, no principal structure landscaping is shown, however it will be required along the north, east, south, and partial west faces of the building.

### Criteria for Review of Site Plan Review Applications

Section 9.6 of the Zoning Ordinance sets criteria for reviewing Site Plan Review applications:

- 9.6:1 That there is a proper relationship between the existing streets and highways within the vicinity and proposed deceleration lanes, service drives, entrance and exit driveways and parking areas to ensure the safety and convenience of pedestrian and vehicular movement. With respect to vehicular and pedestrian circulation, including walkways, interior drives, and parking, the site shall be developed so that access points, general interior traffic circulation, pedestrian circulation, and parking areas are safe and convenient and, insofar as practicable, do not detract from the design of the proposed buildings and existing structures on neighboring properties.
- 9.6:2 All elements of the site plan shall be harmoniously and efficiently organized in relation to the topography, the size and type of the lot, the character of adjoining property, and the type and size of buildings. The site shall be developed so as not to impede the normal and orderly development or improvement of surrounding property for uses permitted in this Ordinance.
- 9.6:3 That as many natural features of the landscape shall be retained as possible where they furnish a barrier or buffer between the project and adjoining properties used for dissimilar purposes and where they assist in preserving the general appearance of the neighborhood. The landscape shall be preserved in its natural state, insofar as practical, by minimizing tree and soil removal, and by topographic modifications which will result in maximum harmony with adjacent areas.

- 9.6:4 That any adverse effects of the proposed development and activities emanating there from which affect adjoining residents or owners shall be minimized by appropriate screening, fencing, landscaping, setback and location of buildings, structures and entryways. All loading and unloading areas and outside storage areas, including areas for the storage of refuse, which face or are visible from residential districts or public thoroughfares, shall be screened by a vertical screen consisting of structural or plant materials no less than six (6) feet in height.
- 9.6:5 That the layout of buildings and improvements will minimize any harmful or adverse effect which the development might otherwise have upon the surrounding neighborhood. Physical improvements including sidewalks, drives and parking areas shall be built to adequate standards to minimize premature deterioration. Sites at which hazardous substances are stored, used or generated shall be designed to prevent spill or discharges to the air, surface of the ground, groundwater, streams, drains or wetlands. Secondary containment for above ground storage of hazardous material shall be provided.
- 9.6:6 That all provisions of all local ordinances, including the City Zoning Ordinance, are complied with unless an appropriate variance therefrom has been granted by the Zoning Board of Appeals.

Planning Commissioners are encouraged to review the Application against the Criteria in Section 9.6 to decide if they find it meets or fails to meet them. These Criteria shall be used to decide the Action taken by the Planning Commission.

### Recommendation

Staff recommends **denial** of the Site Plan Review Application for a facility expansion at 730 Water Tower Road (PIN 17-15-300-003), as it fails to meet the Criteria for Review found in Section 9.6.6 of the Zoning Ordinance, in that the Site Plans as provided do not comply with all local Ordinances.

If the Commission wants to move this project forward, they could Approve with Conditions that revised Site Plans receive Staff approval.

### **Action**

Three options lay before the Planning Commission regarding Site Plan Review Applications: Approval, Denial, or Approval with Conditions. Explanations and sample motions are below.

### **Approval**

An approval motion is appropriate when the Application meets the Standards of the Zoning Ordinance and approves the Application. Sample motion:

"I move that the Site Plan Review Application for a facility expansion at 730 Water Tower Road (PIN 17-15-300-003), be approved, because it meets all of the Criteria for Review set in Section 9.6 of the Zoning Ordinance."

### **Approval with Conditions**

An approval with conditions motion is appropriate when the Application meets the Standards of the Zoning Ordinance, but the Planning Commissioners believe a few minor conditions or alterations are required. This motion approves the Application contingent upon the listed conditions. Sample motion:

"I move that the Site Plan Review Application for a facility expansion at 730 Water Tower Road (PIN 17-15-300-003), be approved with conditions. The Application meets the Criteria for Review set in Section 9.6 of the Zoning Ordinance, but conditions are required to (*select from the relevant reasons below*)

- (1) Ensure that public services and facilities affected by the proposed land use or activity will be capable of accommodating increased service and facility loads caused by the land use or activity.
- (2) Protect the natural environment and conserve natural resources and energy.
- (3) Ensure compatibility with adjacent uses of land.
- (4) Promote the use of land in a socially and economically desirable manner.

The following conditions are required to address this need: (*list conditions [such as requiring additional permits, revising plans to show needed changes, demonstrating adequacy of the stormwater detention facilities, among others] here).* 

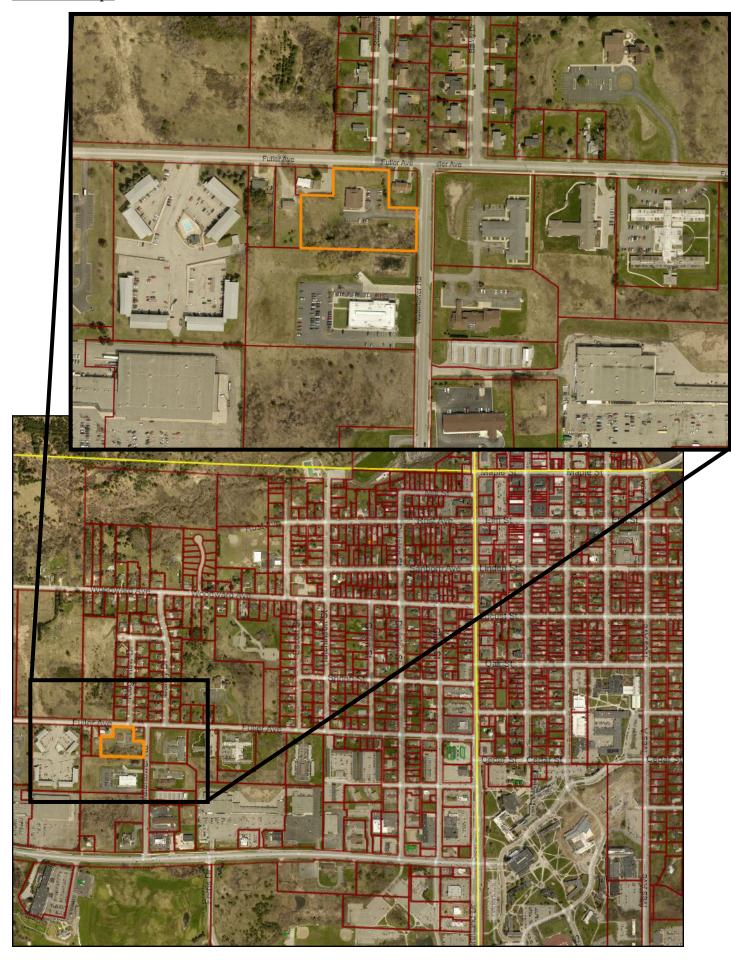
A revised, dated site plan and documents addressing the above shall be submitted for staff approval within 60 days."

### Denial

A denial motion is appropriate when the Application fails to meet the Standards of the Zoning Ordinance and ends the application process. Sample motion:

"I move to deny the Site Plan Review Application for a facility expansion at 730 Water Tower Road (PIN 17-15-300-003), because it does not meet Criteria 9.6:X of the Zoning Ordinance. (Fill in the X with which number Criteria the application does not meet.)"

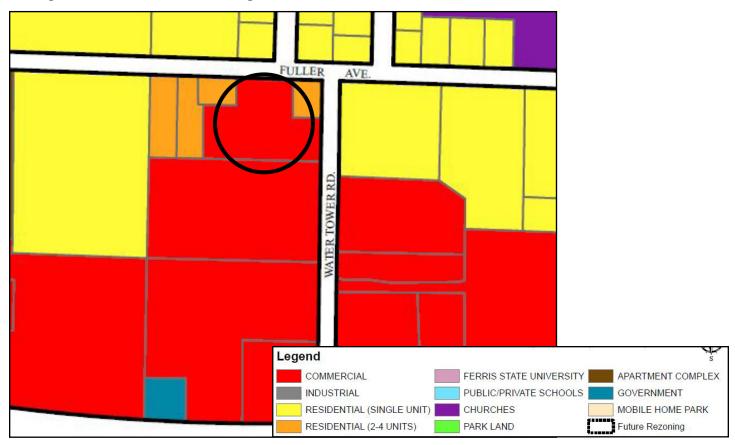
## **Location Maps**



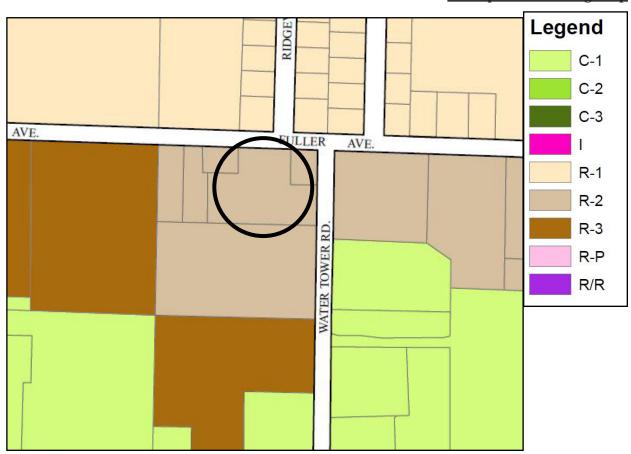
## **Aerial Imagery**



### **Excerpt from Future Land Use Map**



## **Excerpt from Zoning Map**













## CITY OF BIG RAPIDS DEPARTMENT OF COMMUNITY DEVELOPMENT

#### SITE PLAN REVIEW APPLICATION

APPLICANT NAME: Baldwill Falling Health Care / lett validas	
APPLICANT ADDRESS: 1615 Michigan Avenue, Baldwin, Michigan 49304	
APPLICANT PHONE NUMBER: 231-745-5044   Email	tvanias@familyhealthcare.org
PROJECT TITLE: Building addition to Baldwin Family Health Care	
PROJECT ADDRESS/LOCATION: 730 Water Tower Road, Big Rapids, Michigan	
SUBJECT PROPERTY OWNER: Baldwin Family Health Care	
LEGAL DESCRIPTION OF PROPERTY (attach separate sheet)	
SUBJECT PROPERTY ZONNG: R-2 SITE	SIZE (ACRES): 2.36

#### LIST ALL REQUIRED STATE AND FEDERAL PERMITS ON SEPARATE SHEET

ALLE ALLER Paldwin Family Health Care / Torri Vanias

In compliance with Section 9.4 of the City of Big Rapids Zoning Ordinance, twelve copies of a complete proposed site plan must be submitted to the Department of Community Development, a minimum of twenty one days prior to the Planning Commission hearing date. Failure to submit complete plans, a completed application form and filing fee may result in the site plan review hearing being delayed.

#### SITE PLAN INFORMATION REQUIREMENTS

TWELVE COPIES (12) of the proposed site plan, drawn on 24" x 36" paper

SCALE OF 1" = 20' for sites up to three acres and 1" = 100' for sites over three acres

**LEGEND** including north arrow, scale, date of preparation and name, address and telephone number of individual or firm preparing the plan

SEAL of professional architect, engineer or surveyor preparing the plan

LOCATION MAP indicating relationship of the site to surrounding land use

**LOT LINES** together with dimensions, angles and size correlated with the legal description, which is tied to existing monumentation

TOPOGRAPHY of the site in two foot contour intervals

NATURAL FEATURES such as wood lots, streams, rivers, lakes, wetlands, unstable soils and similar items

MAN MADE FEATURES within 100 feet of the site

**BUILDING SIZE,** height, finish floor and grade line elevations, yard setbacks and square footage. Front, side and rear elevations drawings of proposed structures.

**FLOOR PLAN** of structures showing existing and proposed uses (used to verify gross vs. usable floor areas and principal vs. accessory uses).

STREETS, driveways, sidewalks and other vehicle or pedestrian circulation features upon and adjacent to the site shall be shown

PARKING SPACES, location, size and number, service lanes, delivery and loading areas

CROSS SECTIONS illustrating construction of drives and parking areas

**LANDSCAPING**, together with open spaces, screening, fences, walls and proposed alterations of topography or other natural features.

**SERVICE DEMANDS** from the community to support proposed operations on the site

EARTH CHANGE plans required by State law

SITE LIGHTING including location, intensity and orientation

SURFACE WATER DRAINAGE

**UTILITY LOCATION** and size for sanitary sewer, water, storm sewer, natural gas, electricity, telephone, coaxial cable, fiber optic, etc.

**FIRE LANES** 

**OUTDOOR STORAGE** 

TRASH RECEPTACLES

HAZARDOUS MATERIAL storage facilities, including type, quantity, location and secondary containment provisions

OTHER INFORMATION as required by the Plan Board

**DIGITAL COPY** submitted in anAutoCAD compatible format

SITE PLAN REVIEW FEE \$200

I have read the requirements of submittal and review of a site plan by the City of Big Rapids Planning Commission and attest that the provided site plan is complete:

Applicant Signature

May 6,2022

Date

#### STAFF REPORT TO THE PLANNING COMMISSION

TO: Planning Commission

FROM: Paula Priebe, Neighborhood Services Director

SUBJECT: Request to Vacate an Easement in Rust Avenue for Road Extension

DATE: May 18, 2022

#### Introduction

The City Commission has received a request from City staff to vacate an easement on Rust Avenue to facilitate the road extension project approved last year. See the attachments which include a Location Map and Resolution No. 22-43 from the City Commission.

The Planning Commission approved a Site Plan Review for the Rust Avenue Extension project in April 2021. In overview, this project will extend Rust Avenue to the west into a new cul-desac and will turn 2.11 acres of a 6.34 acre City owned parcel into three new residential lots. This easement vacation is necessary to final construction approvals for this project to move forward.

#### **Vacating Procedure**

The City's procedure for vacating, discontinuing, or abolishing streets or public grounds is found in the City Code of Ordinances Chapter 36. First, the request is heard by the City Commission. If approved by at least three members, it is referred to the Planning Commission. The Planning Commission holds a public hearing on the proposal and makes a recommendation back to the City Commission. The City Commission hears the proposal a second time and can approve the proposal by ordinance with at least four votes in favor of the vacation.

This request to vacate the easement comes from City staff, not from a public applicant. The City Commission passed a resolution directing the City Planning Commission to review and consider a request to vacate an easement on Rust Avenue at their regular meeting on April 18, 2022, and Resolution No. 22-43 is attached for review.

Per the City Code, notice of the Public Hearing was published in the Big Rapids Pioneer on three separate occasions, once per week for the three weeks prior to the public hearing. Any calls and written statements received by staff will be presented during the Public Hearing.

#### **Staff Reviews of the Proposal**

Several departments in the City were consulted regarding the proposal, and their feedback is detailed below:

#### Public Works

The following statement was provided by Cody Wyman, Engineering Technician in the Public Works Department: "The Public Works Department is in support of the memo sent in from Fleis and Vandenbink. This is important as it pertains to giving the new property owner the maximum among of property possible. We have worked hard to get the sanitary system re-routed so it won't cut through this lot as much as it would have been if we didn't vacate this area."

#### Zoning

Staff in the Community Development Department reviewed the proposed easement vacation and find it to be essential to ensuring that New Parcel A has adequate street frontage and options for building a new house within reasonable proximity to the road. This wedge shaped lot has 60' of frontage; without vacating the portion of the easement, it will only have about 40'. When factoring in the side yard setbacks, this dramatically limits the buildability of the lot near the street. Vacating the northern portion of the easement widens the lot while still maintaining the southern portion of the easement for the needed utility purposes.

#### **Vacation Considerations**

Streets and alleys were created for the benefit of the public and vacating them is likely to affect a segment of the public. The following questions can help guide the consideration process when considering a vacation:

- 1. Is the land proposed for vacation currently in use?
  - Land which is presently in use for important functions such as utility lines, streets, walkways, etc., should not be approved for vacation.
- 2. Is the land proposed for vacation involved in any future plans?
  - If the land in question is not currently in use but future uses are anticipated, vacation should not be granted.
- 3. Will the utilization of the abutting property be improved with the addition of the vacated land?
  - If the addition of the vacated land would enable to property owner to make better or increased use of the property, vacation should be considered favorable.
- 4. Would the granting of the desired vacation have an adverse effect on the surrounding property owners?
  - Potential problems for neighboring land resulting from a vacation are grounds for its denial.
- 5. What type of use if planned for the vacated parcel?
  - Be certain that any proposed construction on the vacated land adheres to the City's adopted Building Code and meets the requirements in the Zoning Ordinance.

#### Recommendation

Upon review of the proposal and in recognition of the feedback by the departments, staff encourages the Planning Commission to recommend **approval** of the request to vacate the easement on Rust Avenue.

#### Action

Two options lay before the Planning Commission regarding a request to vacate streets, alleys, and easements: Recommendation of Approval or Recommendation of Denial.

#### **RESOLUTION NO. 22-43**

Commissioner Andrews moved, seconded by Commissioner Cochran, the adoption of the following:

# RESOLUTION DIRECTING CITY PLANNING COMMISSION TO REVIEW AND CONSIDER A REQUEST TO VACATE AN EASEMENT ON RUST AVENUE

WHEREAS, the city has an existing 85 foot wide utility easement running across the property located to the west of Rust Avenue that is being subdivided into three lots for housing development, and

WHEREAS, the easement will cross the south side of one of the proposed lots and could encumber the lot such that the buildable options on the lot would be limited, and

WHEREAS, the proposed partial easement vacation would remove the easement from most of the lot while retaining a portion of the original easement for utilities, and

WHEREAS, the City Commission seeks public input regarding this matter, and

WHEREAS, the City Commission seeks a recommendation from the Planning Commission regarding how granting this request may or may not comply with Section 560.27 of the Michigan Land Division Act (pertaining to improving the health, welfare, comfort, and safety of citizens) and Chapter 36 of the City Code.

NOW, THEREFORE, BE IT RESOLVED, that the City Commission hereby refers said request to the Planning Commission for review and recommendation.

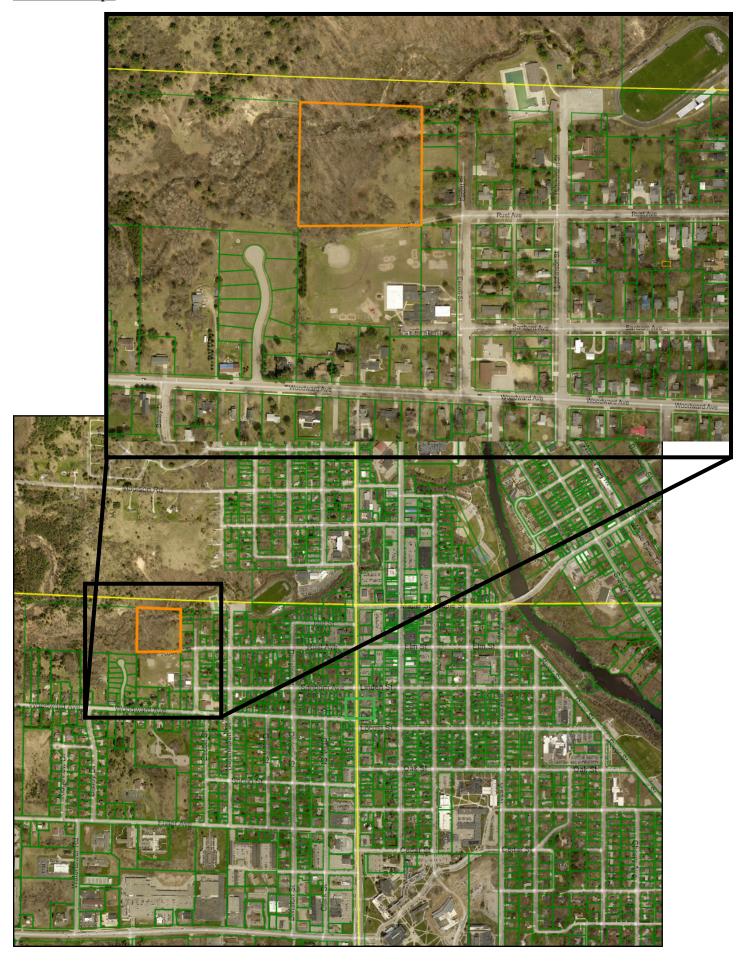
Yeas: Andrews, Cochran, Eppley, Guenther, Simmon

Nays: None

The Mayor declared the resolution adopted.

Dated: April 18, 2022

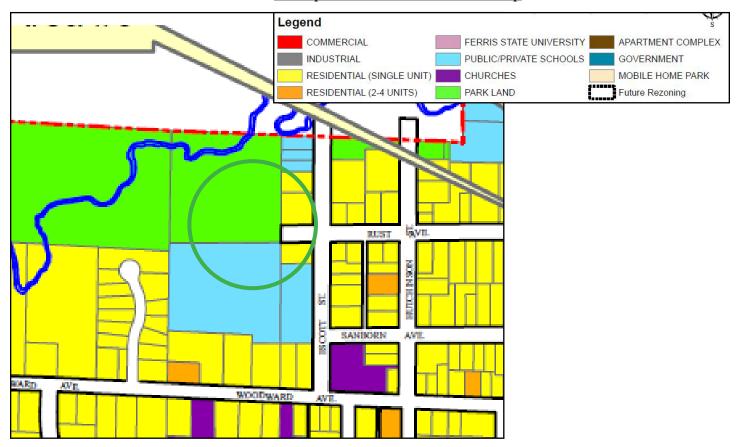
## **Location Maps**



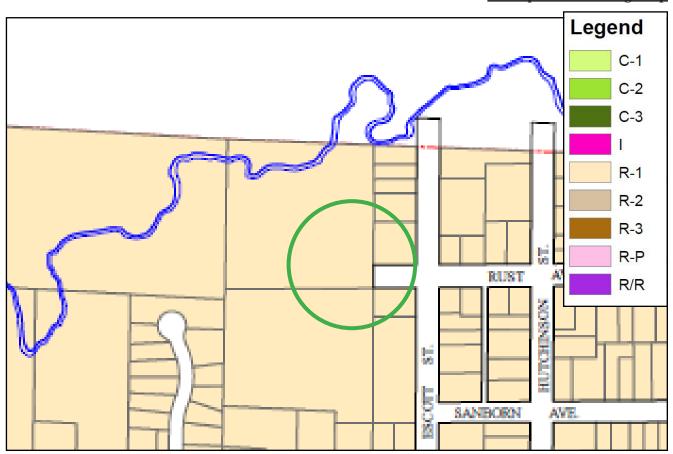
## **Aerial Imagery**



### **Excerpt from Future Land Use Map**



### **Excerpt from Zoning Map**







# MEMO



To:

Heather Bowman

From:

Todd Richter, P.E

Date:

4/14/2022

RE:

Utility Easement Vacation - Rust Avenue

The City has an existing 85 foot wide utility easement running across the property located to the west of Rust Avenue. Per the proposed subdivision of the property into three lots for housing development, the easement will cross the south side of one of the proposed lots. This easement could encumber the lot such that the buildable options on the lot would be limited.

The proposed partial easement vacation would remove the easement from most of the lot while retaining a portion of the original easement for utilities.

Attached is a figure of the proposed easement vacation as well as the proposed property subdivision.

