AGENDA REPORT PLANNING AND ZONING COMMISSION MEETING JANUARY 24, 2013

SUMMARY

A request by Crockett Engineering, on behalf of Southside Trail Estates, for annexation, permanent City R-1 and PUD 5.5 zoning, a PUD plan, and preliminary plat. The 35.8-acre site is located on South Route K, approximately 2,000 feet south of the intersection of Providence, Route K, and Old Plank Road. (Case # 12-185)

DISCUSSION

Changes from the original proposal

The revised plat/plan consists of 64 lots and two common lots. The original submission featured 76 lots, with three common lots. The PUD area remains unchanged. The row of lots north of Truscott Court has been revised to remove one lot, and a lot was similarly added along the south side of Truscott. A buffer area was added between lots 54-55 at the site's southern boundary shared with Rock Bridge Memorial State Park.

The lots originally labeled as 35-47 and the third common area lot have now shown as a single, 12.22-acre parcel. A developer imposed restriction indicates that, "Lot 64 shall not be allowed to be subdivided into more than one single family residential lot with the exception that the developer reserves the right to request the rezoning of said lot 64 to a PUD designation. Maximum number of single family units allowed within the PUD would be five."

Other changes shown on the revised plan include the addition of multiple notes on the plat. One regards the width of entrances to Route K, stating that they will be designed to accommodate a standard length school bus. Another indicates that a berm, three feet tall, will be accompanied by vegetative landscaping along the rear of lots 27-33. And finally, no detached buildings are to be allowed on any private lot in the development.

Permanent zoning

The subject site consists of 35.8 acres, and is unimproved. The request for permanent zoning is associated with a concurrent annexation request, before City Council, that would permit the subject property to connect to the City sewer system. The site is currently zoned County R-S and A-1. The site is surrounded by single-family zoning and land uses to the north, east and west. To the south is Rock Bridge Memorial State Park which abuts the subject tract for approximately three-quarters of the southern property line's length. The annexation request has been introduced before Council and is pending a final vote at the February 4 meeting.

The requested permanent zoning is R-1 and PUD 5.5. The R-1 designation is consistent with that of current county zoning for much of the site. The area proposed for R-1 zoning would be restricted to single-family detached dwellings on lots no less than 7,000 square feet, per the Zoning Ordinance standard. The smallest lot within the proposed development is 9,100 square feet. All standard R-1 setbacks and height restrictions would be required within the section of the site proposed for R-1 zoning.

The PUD-5.5 designation would allow villa-style structures, which are single-family attached dwellings that must meet specific design criteria specified in Section 29-10 of the Zoning Ordinance. All R-2 uses are proposed for the PUD area. The buildings will each be located on a separate, platted lot. The villa lots feature 20-foot front yard setbacks, six-foot side setbacks (zero between paired villa units), and 25-foot rear setbacks. A total of 22 units on 11 lots are proposed.

The proposed PUD zoning would comply with a City Council policy resolution from 1999 stating a "strong preference for planned development" within the Little Bonne Femme watershed above (north of) Rock Bridge Memorial State Park. Staff recognizes that the R-1 zoning does not follow this preference; however, it does not contravene City Code, and nothing precludes development in an R-1 district from implementing the watershed plan's aims.

PUD plan

Concurrently submitted with this permanent zoning request is a PUD plan for the proposed PUD 5.5 zoning area. The plan contains 11 lots, which are proposed for villa-style structures as outlined in Section 29-10 of the Zoning Ordinance. A PUD plan constitutes a preliminary plat for a planned district. For this project the PUD plan and preliminary plat for the entire subdivision are shown on the same layout.

A variance is sought for lots 1 and 11, to reduce the setbacks on the south line of lot 1 and the northeast line of lot 11 from 10 feet (standard for a PUD perimeter side yard) to 6 feet. The applicant owns the adjacent lot to the south of lot 1 and believes the setback between lots 11 and 12 will be sufficient to provide separation from the future construction. Section 29-10(d)(7) allows an applicant to propose modification to the setback requirement and for the Commission to make a recommendation to the Council on that request.

Preliminary Plat

The preliminary plat proposes 64 residential lots (11 of which are in the PUD plan area) and two common lots. R-1 (one-family dwelling) zoning is being sought. The site is surrounded by single-family/agricultural zoning and land uses. The plat has been reviewed by City departments and external agencies and found to be compliant with the Subdivision Regulations, with the exception of the setback variance in the PUD portion. Neither MoDOT nor City traffic engineers have recommended changes to Route K. The entrances to the development have been studied for their location and suitability and found sufficient. As noted earlier, lot 64, the 12.22-acre parcel proposed for the eastern portion of the site, is subject to a developer imposed restriction on future development potential. The parcel could seek to be rezoned to a PUD with a maximum of five single-family units being proposed. Such action would be subject to the standard public hearing process through the Commission and City Council.

Bonne Femme Watershed Plan

A factor in decision making for this proposal is the 2007 Bonne Femme Watershed Plan. This plan has several aims, and is among the documents, such as the Comprehensive Plan, that the Commission may use in cases such as this one. One of the watershed plan's goals was to "ensure that changes in land use do not increase downstream flooding or channel instability, or decrease water quality." This is due, in part, to the fact that the City did not have a stormwater ordinance at that time. One of the main objectives of Chapter 12A, the City's since-enacted stormwater ordinance, is to prevent water quantity/quality issues downstream from a given site.

The Bonne Femme Plan also promotes several methods and strategies to protect, enhance, and otherwise ensure the long-term viability of the watershed. The proposed development must comply with current City stormwater regulations. While the site is not specifically designed to implement low impact development (LID), it does set aside areas for the water quality detention feature as well as a stream buffer area, fulfilling a recommendation of Chapter Six of the Bonne Femme plan. Staff is aware of the County's recommendation, echoing the Plan, calling for a specifically-designed low-impact development layout, and finds the City's stormwater ordinance sufficient to address runoff from the proposed development.

STAFF RECOMMENDATION

Staff recommends approval of the requested permanent R-1 and PUD-5.5 zoning. Staff recommends approval of the requested PUD plan/preliminary plat. Staff recommends approval of the requested variance to Section 29-10(d)(7).

SUPPORTING DOCUMENTATION

Locator/Aerial maps
PUD Statement of Intent
PUD Plan/Preliminary Plat
December 6 and January 10 Commission Minutes

PUD PARAMETERS—APPLY ONLY TO PUD-ZONED AREA

| a. Proposed uses | All R-2 uses |
|---|---|
| b. Types of dwelling units, & accessory buildings | Single family attached dwelling |
| c. Maximum number of dwelling units | 22 (11 villa-style structures) |
| d. Maximum building height | 35 feet |
| e. Parking | Total parking spaces: 2-4 per unit; half in garages |
| | Parking ratio (spaces/dwelling unit): 2-4/unit |
| f. Minimum maintained open space | % of total site in open space: 40% minimum |
| g. Amenities | None |
| h. General project description | Minimum lot size: 0.29 acres |
| | Minimum setbacks from lot lines: 20' front; 6' sides; 25' |
| | rear; Zero setback between paired villa units |

SITE CHARACTERISTICS

| Area (acres) | 35.8 |
|---------------------|--|
| Topography | Varied with draws, generally sloping to the south |
| Vegetation | Wooded on south, east portions of site, grassy elsewhere |
| Watershed | Little Bonne Femme |
| Existing structures | None |
| Existing zoning | County A-2, R-S |

BACKGROUND

| Annexation date/ward | N/A |
|----------------------|---------------|
| Initial zoning | County A-1 |
| Previous rezoning(s) | None |
| Metro 2020 Plan | Neighborhoods |

SURROUNDING LAND USES

| Orientation from site | Zoning District | Land use |
|-----------------------|-------------------------|-----------------------------------|
| North | County R-S | Residential dwellings |
| South | County R-S, A-1 | Residential dwelling, open space |
| East | County A-2 | Residential dwellings, open space |
| West | City R-1, County R-S | Residential dwellings |

UTILITIES & SERVICES

| Sanitary Sewer | None currently, City upon annexation |
|-----------------|--|
| Water | Consolidated Water District #1 |
| Electric | Boone Electric |
| Fire Protection | Boone County Fire Protection District (City upon annexation) |

ACCESS

| Route K | West of site | |
|---|----------------------------------|--|
| Major Roadway Plan classification | Minor arterial | |
| Capital Improvement Program projects None | | |
| Right-of-way needed | 50' half width; provided on plat | |

PARKS & RECREATION

| Neighborhood Parks Plan | None; in secondary parks acquisition area | |
|-------------------------|---|--|
| Trails Plan | None | |
| Trail easement(s) | None | |

PUBLIC NOTIFICATION

All property owners within 185 feet and City-recognized neighborhood associations within 1,000 feet of the boundaries of the subject property were notified by postcard of a public information meeting, which was held on November 13, 2012.

| Public information meeting recap | Number of attendees: 6 | |
|--------------------------------------|--|--|
| | Comments/concerns: General inquiries on project | |
| Neighborhood Association(s) notified | N/A | |
| Correspondence received | Numerous inquiries on matters surrounding the project, written | |
| | correspondence attached | |

| Report prepared by | ML | Approved by | PRS | |
|--------------------|----|-------------|-----|--|
| 1 1 1 3 | | | | |



Statement of Intent Worksheet

| For office use: | | |
|-----------------|------------------|---|
| Case #: | Submission Date: | |
| 12-185 | 10-29-12 | - |

a 20-foot

Please provide the following information, which shall serve as the statement of intent for the proposed planned district zoning:

1. The uses proposed. permitted uses in District R-2.

2. The maximum gross square feet of building floor area proposed. If PUD zoning is requested, indicate type(s) of dwelling units & accessory buildings, and maximum number of dwelling units & development density.

All brilding types shall be single family or two-family awillings. Maximum number of unto shall be 22 with a maximum 3. The maximum building height proposed. density of 5.5 units per acre.

35 Flet

4. The minimum percentage of the site to be maintained in open space, shown by the percent in landscaping and the percent left in existing vegetation.

landscaping: 40% existing regetation: 0%

The following items only apply to PUD zoning requests:

5. The total number of parking spaces proposed and the parking ratio per dwelling unit. The total parking spaces shall be between 2 to 4 spaces per unit.

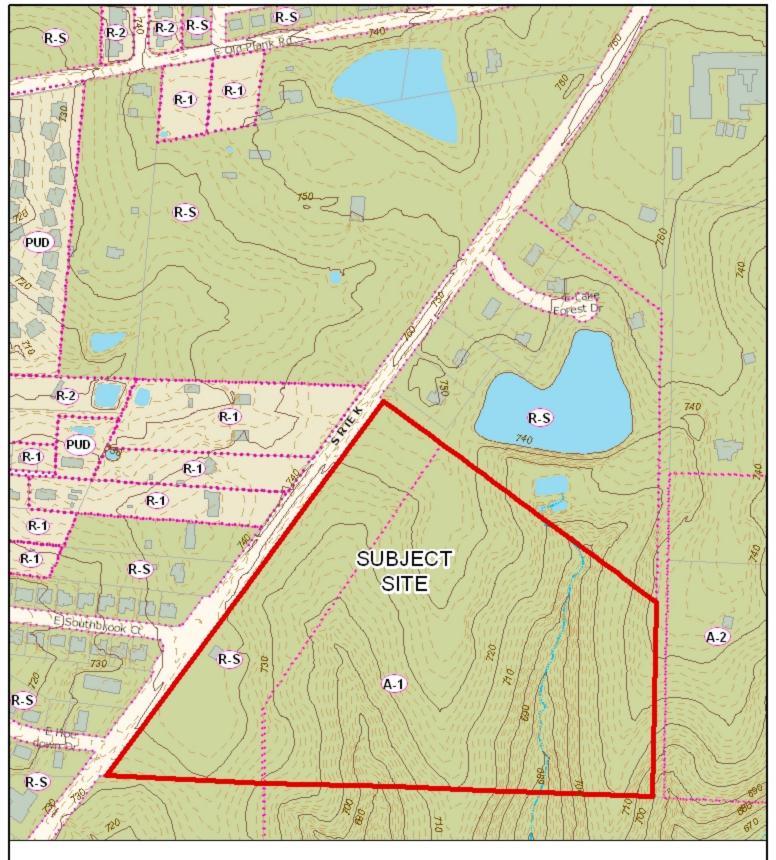
##IF IF All VPACES Shall be enclosed in garages
6. Any amenities proposed, such as swimming pools, golf courses, tennis courts, hiking trails or club houses.

None.

7. A general description of the plan including minimum lot sizes, if applicable, minimum building setbacks from perimeter and interior streets, other property lines and minimum setbacks between buildings. The development will include it two-family dwellings that are to be developed as invillating style units. Each building shall be placed in its own platted lot. Each lot shall have 6-fort side various set backs a 25 foot rear various. At the discretion of the applicant, the statement of intent may include other aspects of set backs.

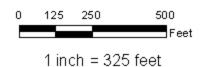
the proposed development.

ignature of Applicant or Agent

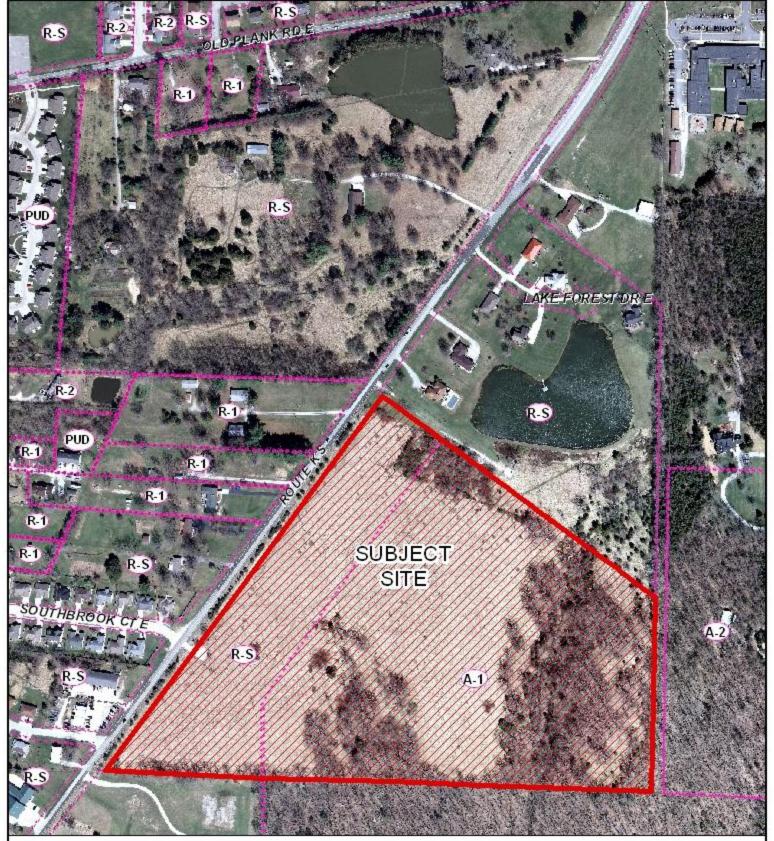




Case 12-185: Annexation Southside Trail Estates







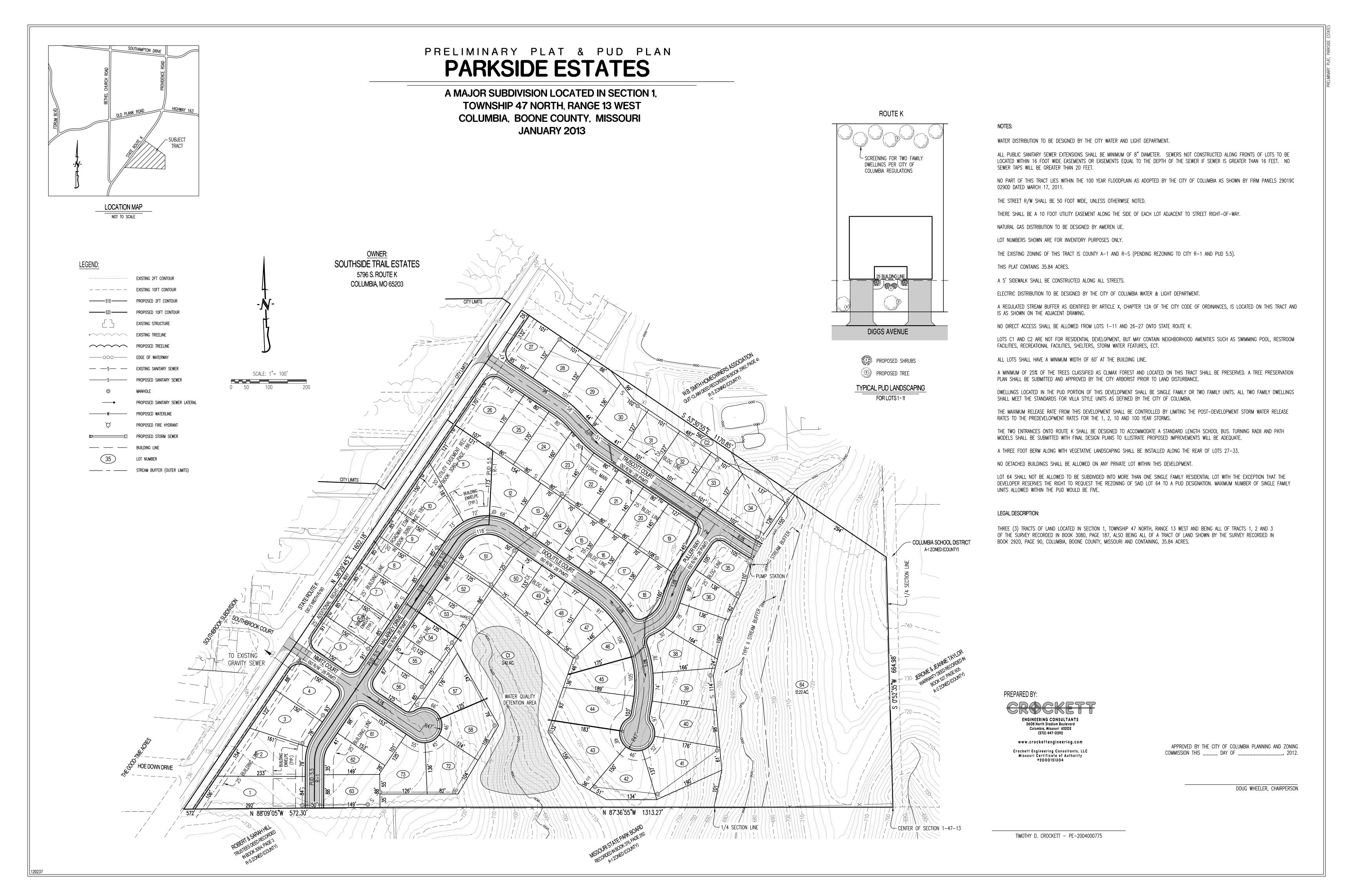
Case 12-185: Annexation, Zoning, PUD Plan/Plat Southside Trail Estates



0 125 250 500 Feet

1 inch = 325 feet

2011 Orthophoto Souce: Boone County Assessor





Parkside Estates Development 12-185

1 message

| Teresa And Terry < teresaandter | ry@centurytel.net> |
|---------------------------------|---------------------------|
| To: milepke@gocolumbiamo.com | , SKAMIN@gocolumbiamo.com |

Thu, Jan 17, 2013 at 7:36 AM

Dear Sir and Madam,

As a family that loves the unspoiled, quiet wilderness of Rockbridge State park, we are very concerned about the plans for Parkside Estates Development 12-185.

Having reviewed the planned home sites and given the number of houses proposed, the probability of trash, pollution and runoff from so many houses/cars into the park and the very likely incursion of unofficial entry trails and noise into the park makes this an untenable idea.

We feel strongly that a much greater analysis of the environmental impact of that number of units MUST be undertaken before permission to build can be granted.

Please keep us informed/included in P&Z commission information about Parkside Estates Development 12-185.

Thank you,

Terry Rolan and Teresa Tice

2012 Shale Ridge Court

Columbia, MO 65203.



Fwd: [Webmaster]: Citizen Feedback Form: 1-16-2013 07:26:25 pm

2 messages

Kathryn Bryant < kbbryant@gocolumbiamo.com> To: Matthew Lepke <mjlepke@gocolumbiamo.com> Thu, Jan 17, 2013 at 10:14 AM

Good morning, Matthew!

Marion said the parkside estates case belongs to you. I received this email in our general webmaster account... can you handle it or suggest who might be able to handle it?

Thanks Matthew:)

Kate Bryant

Public Communications Administrative Support Assistant II City of Columbia, Missouri

Call: (573) 441-5493

Email: KBBryant@GoColumbiaMO.com

Follow the City of Columbia on Facebook and Twitter!

----- Forwarded message ------

From: annkorsch@aol.com <annkorsch@aol.com>

Date: Wed, Jan 16, 2013 at 7:26 PM

Subject: [Webmaster]: Citizen Feedback Form: 1-16-2013 07:26:25 pm

To: webmaster@gocolumbiamo.com

The following form submission was received on the City of Columbia website. The sender has been notified of the successful receipt of this request. Recipients should respond to this request within a reasonable time frame, normally within 1 to 3 business days. For more information regarding origin of this message or to report spam contact the Webmaster at webmaster@gocolumbiamo.com.

Below are the results of a Web form submitted on: January 16th, 2013 at 07:26PM (CST).

Name: Ann Korschgen

Email Address: annkorsch@aol.com

Comments: I was dismayed to read today that there are 64 lots planned in the Parkside Estates! We live near the Little Bonne Femme Creek and know that run-off from a development that dense will destroy the creek.

Why are you allowing this type development near the park? Why does the monetary gain of one developer pre-empt the concerns of many regarding the park, the creek, and the environment?? This is very upsetting.

Please allow only few lots on this special location. Please protect our creek, our park and our environment. Please think LONG-TERM!!!!

IP:128.206.172.153

Form: Citizen Feedback Form

Parkside Estates Will Negatively Affect Rock Bridge Memorial State Park

Earlier this year, Southside Trail Estates requested annexation and rezoning of about 36 acres of land on the southern edge of Columbia for the development of Parkside Estates. Parkside Estates includes a planned unit development (PUD) of 22 villa-style structures on 11 lots and 65 non-PUD single family lots. The development is significant because it borders Rock Bridge Memorial State Park, one of our community's most valuable natural assets and because of its density. We, the board of Friends of Rock Bridge Memorial State Park, believe the proposed development will negatively affect the water quality of the Bonne Femme watershed, the ecological integrity of the nearby portions of the park, and the use and enjoyment of the park by park visitors.

The proposed development is bordered by Route K on the west and by low density residential and agricultural land except on the south east boundary, where it borders 0.2 of a mile of the north edge of the park. The land is gently rolling pasture with two wooded intermittent streams draining to the south into the park. The 22 villas would be located along Route K. The 65 lots would loop around both stream drainages and extend to the edges of the property on nearly all sides. The western stream drainage is slated to become a water quality detention basin and the eastern stream drainage has a buffer area along its length.

The Little Bonne Femme is fed by the intermittent streams draining the development. Right now it supports sensitive macro-invertebrates, which means it has good to excellent water quality. But even low levels of impervious surface affect streams and the life in them by increasing the amount of runoff, flash flooding, erosion, and pollutants, by reducing average flow, and by obliterating the pool and riffle structure needed by healthy streams. The retention basin on the western half of the property will slow down flow and retain pollutants from the roads, sidewalks, driveways and roofs in the development, but basins don't work when the soil is already saturated and the basin is full, and they require continual lifelong maintenance to be effective. Plus, the basin will not help at all with flow off the eastern half of the property, which has 21 lots and their associated roads, sidewalks, driveways and roofs. Clearly the development as designed will have serious long-term effects on the water quality of the Little Bonne Femme.

The ecological integrity of the park will also be affected. Many natural communities of the park benefit from prescribed fires to remove invasive species, and fire is currently being considered for the forest next to the proposed development. The park also benefits from managed deer hunts to reduce browsing pressure on plants. Both of these management strategies are problematic next door to a high-density residential development. In their absence the plant community could change significantly. In addition, suburban homes will introduce non-native and invasive landscape plants and dogs and cats. Cats in particular are devastating to birds that nest on the ground or in low shrubs and on rabbits and other small mammals.

Missourians have voted in favor of a state sales tax to support state parks and soils by a two to one margin four times since 1984. Those tax dollars have flowed to Rock Bridge Memorial State Park and over 80 other state parks and historic sites in the expectation that the parks would serve as a place for visitors to enjoy recreation in nature. Last year about 290,000 visitors used the park; many seeking a nature experience on the Deer Run trail which lies next to the boundary of the proposed development. The Parkside Estates development's 65 house lots, on this size parcel, exceeds the building density of any other area bordering the park by an order of magnitude. Obviously, this is going to negatively affect visitors' sense of solitude and peace and their opportunities to experience wildlife in a natural setting.

In the past, both the county and city have taken steps to protect the park's watershed and streams, its ecological integrity and recreational opportunities. It is important to the future of the park that the community continues its commitment to and investment in the park by ensuring that this and future developments just outside the park boundary are in line with current land use patterns, whether agricultural or low density residential. It is important that the community work to conserve and preserve one of its most valuable natural assets. There are places in the community appropriate for a development with Parkside's density, but not next to a park like Rock Bridge Memorial State Park.

Signed

Board of the Friends of Rock Bridge Memorial State Park

Contact: Kevin Roberson, Board President - kwrcdr@aol.com



Letter/email for P&Z Commision Parkside Estates 12-185

sandy mccann <mccannsandy@yahoo.com>

Wed, Jan 16, 2013 at 3:16 PM

Reply-To: sandy mccann <mccannsandy@yahoo.com>

To: "skamin@gocolumbiamo.com" <skamin@gocolumbiamo.com>, "mjlepke@gocolumbiamo.com"

<mjlepke@gocolumbiamo.com>

I am very concerned about the present plan for the proposed Parkside Estates development.

- 1. Boone County's report to the city said the county would only approve the proposal if it were changed to make Parkside Estates a low-impact planned unit development, not a regular PUD. This request has not been followed.
- 2. The developer has not adequately addressed neighbors' concerns about housing density. According to the revised plat, the proposed density is still urban. Some areas have 4.7 houses per acre, and 21 lots are smaller than 0.29 acres.
- 3. Rob Hill and Bill Crockett have not properly considered traffic issues along Route K, especially the concerns of homeowners on Southbrook Court, directly across Route K from the proposed development.
- 4. The proposed multi-family housing along Route K does not fit the residential character of the area, which is entirely single-family.
- 5.Bonne Femme Watershed Plan recommendations that the city and county agreed to are not being followed. There are "losing" streams on this property in a karst area with caves and sinkholes.
- 6. I don't agree that this development in its present form is a good land use next to Rock Bridge State Park. Storm water runoff from the proposed high-density development could harm endangered species in the park.

Thank you.

Sandy McCann 500 E. Lake Forest Dr. Columbia, MO 65203 City of Columbia Planning and Zoning Commission 701 East Broadway Columbia, MO 65201

RECEIVED DEC 0 4 2012 PLANNING DEPT.

Dear Commissioners:

I am writing with regard to Case #12-185, a request for annexation and zoning of property on South Route K for the purpose of constructing a residential subdivision. I am the co-owner of a single-family residential property within 185 feet of the proposed subdivision.

I have concerns about whether it would be appropriate to approve the subdivision as currently proposed. My concerns are as follows:

Potential Conflict with City Council Resolution 160-06A

Approval of the proposed subdivision potentially would conflict with the spirit and intent of City Council Resolution 160-06A (Endorsing the U.S. Mayors Climate Protection Agreement). Adopted on July 17, 2006, Resolution 160-06A calls for the city to "adopt and enforce land-use policies that reduce sprawl, preserve open space, and create compact, walkable urban communities."

The commission should carefully review the proposed subdivision in light of this resolution. Important factors to consider are the size of the proposed subdivision, its tremendous number of individual lots, and, most critically, the site's location beyond existing residential development of similar density and in an area not served by public transit.

Failure to Comply with the PUD Ordinance

Under Section 29-10 of the city zoning ordinance, a major objective of planned unit developments is to "provide for more usable and suitably-located common open space and amenities than would otherwise be provided under conventional land development standards." Moreover, the ordinance states that for all PUD developments "[o]pen space or common land *shall* be an essential and major element of the plan." (Emphasis added)

The PUD portion of this proposed development is unusually small, comprising only 11 lots, and includes no amenities, open space, or common land. As such, the proposed PUD does not conform to the requirements of Section 29-10 and should not be approved.

Thank you for consideration of these concerns.

Way - Sarag -

Sincerely,

Wayne Savage

301 West Route K Columbia, Missouri 65203 Telephone 573 442-7369 November 28, 2012

TO: Whom it may concern

Rob Hill has asked me to write in support of his planned development of a tract of land on South Route K and I have agreed to do so.

Admittedly, I would be happy to see the area remain the farmland that I grew up with but that has not happened and will not happen. The property will be developed at some point and as a nearby resident I want to see development done in a responsible manner. I have seen the proposed plans and feel this would be a quality neighborhood. The Hills are planning to live next to it for many years and will be especially interested in how the project is carried out.

Sincerely,

Thyllis Ward

I am in favor of the Hills subdivision project. I think it would make a great addition to the neighborhood. It is a lot better than student housing. I think it will increase the value of our land and houses.

Teresa Brubaker

5390 S.RT.K Columbia Mo