

## STAFF REPORT DEVELOPMENT COMMISSION ZONING MEETING CITY OF COLUMBUS, OHIO SEPTEMBER 8, 2005

3.	APPLICATION: Location:	<b>Z05-051</b> <b>1500 GEMINI PLACE (43240)</b> , being 1.19± acres located at the northwest corner of Gemini Place and Lyra Drive (45-31843101019000).
	Existing Zoning:	L-C-4, Limited Commercial District.
	Request:	CPD, Commercial Planned Development District.
	Proposed Use:	Fuel sales.
	Applicant(s):	Costco Wholesale and TJ Design Strategies, Ltd.; c/o David Perry, Agent.; The David Perry Company; 145 East Rich Street; Columbus, OH 43215; and Donald T. Plank, Atty.; Plank and Brahm; 145 East Rich Street; Columbus, OH 43215.
	Property Owner(s):	NP Limited; c/o David Perry, Agent; The David Perry Company; 145 East Rich Street; Columbus, OH 43215; and Donald T. Plank, Atty.; Plank and Brahm; 145 East Rich Street; Columbus, OH 43215.
	Planner:	Walter Green, 645-2485, <u>wagreen@columbus.gov</u>

# BACKGROUND:

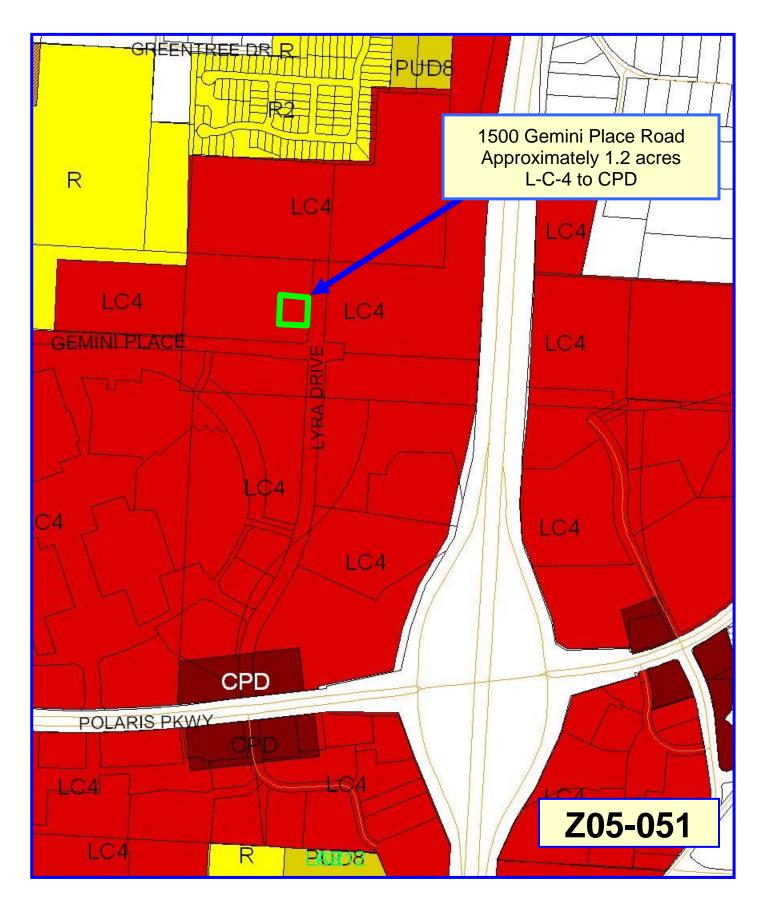
- The 1.19± acre site is vacant in the L-C-4, Limited Commercial District. The applicant requests the CPD, Commercial Planned Development District for the C-4 uses allowed by the current L-C-4 zoning district and for C-5, Commercial District uses including fuel sales.
- To the north, east, and west are vacant fields in the L-C-4, Limited Commercial District. To the south and southwest is Polaris Fashion Place in the L-C-4, Limited Commercial District. The site is located near the new I-71 interchange serving the Polaris area.
- The proposed CPD, Commercial Planned Development District text would allow the same C-4 uses allowed by the current zoning district, with the addition of the C-5, Commercial District uses. Car washes would be prohibited as the primary or sole use of the property. While the text does not limit any other C-5 uses, the site plan, as shown, limits the use allowed by this rezoning to fuel sales.
- The CPD includes building height limitations, building and parking setbacks, and lighting standards. The site plan identifies the location of the fuel pumps, the kiosk for an attendant, access and setbacks.

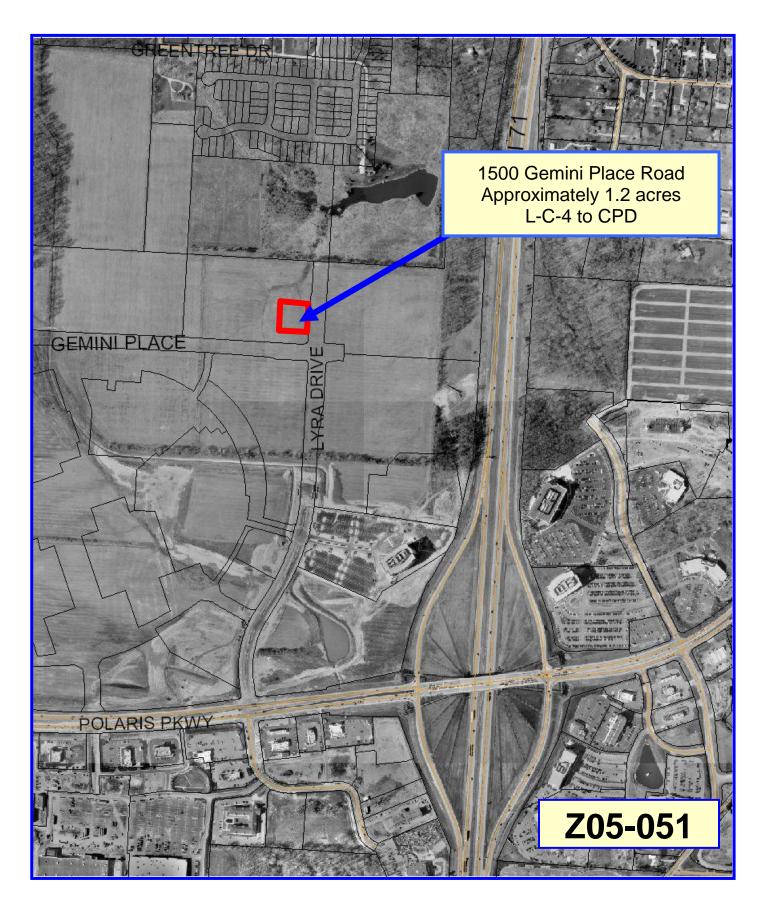
## CITY DEPARTMENTS' RECOMMENDATION: Approval.

The requested CPD, Commercial Planned Development District would allow the same C-4, Commercial District uses that the current zoning district allows, with the addition of C-5 uses, including fuel sales. The C-5, Commercial District uses are described as highway commercial development in the Columbus code, which are appropriate uses near the new highway interchange. While the text allows the C-5 uses, the site plan, as shown, limits the use allowed by this rezoning to fuel sales. The proposed site plan and text are consistent with the zoning and development patterns of the area.

Revisions to the CPD text since the Development Commission:

The applicant has revised the text so that the only C-5, Commercial District use that is allowed is fuel sales.





Subarea I.2: This subarea is the undeveloped land fronting along the southside of Lazelle Road that is located adjacent to Sancus Boulevard. Bordering development includes Polaris Centers of Commerce, water tower, and site of future fire station on the north, single-family and multi-family development on the south and west, and undeveloped land on the east. The existing zoning is Commercial Planned Development (CPD) and Commercial (C2, C3, C4, and C5).

- Support auto-oriented commercial uses as the most appropriate development for the parcels fronting on the intersection.
- Support neighborhood-oriented commercial development for the remaining portions of the subarea.
- All future development must be sensitive to the residential development located south of the subarea.

Subarea I.3: This is a large, 93-acre undeveloped tract of land that is located south of Lazelle Road. The subarea is owned by the Worthington School District and has been reserved as a site for additional school buildings. Adjacent development consists of single-family homes on the south and multi-family apartments on the west. Undeveloped land borders the site on the north and east. The existing zoning is Rural (R) and Institutional (I).

- Support development of the subarea as school facilities for the Worthington School District.
- If the entire subarea is not needed for school buildings, develop with public uses such as a library, community park and recreation center, and police substation. Additional appropriate uses for the subarea include private recreation facilities, a church, or medical facilities.

Subarea I.4: This large, 65-acre subarea is located in the southwest quadrant of Lazelle Road and Worthington Galena Road. The major portion of the subarea is developed as Grace

> Brethren Church. The undeveloped portion of the subarea has been reserved by the church as the location for a private high school. Adjacent development consists of single-family homes on the north, multi-family apartments on the south and east, and undeveloped land on the west. Current zoning is Institutional (I), Residential (R2F), and Rural (R).

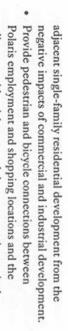
Support development of this subarea with land uses that support the mission of the church. Appropriate uses include: expanded church facilities, church parking, retirement housing, church-operated school, and church-related athletic facilities.

# Area J: Polaris

Subarea J.1: This subarea is the 1200± acre Polaris Centers of Commerce that is currently being developed as a mixed- use industrial, office, and commercial complex. The subarea is designated as an employment and shopping component of the fringe village. Adjacent development consists of single-family homes that have been developed on large lots. The subarea is zoned Limited Manufacturing (LM), Commercial Planned Development (CPD), and Limited Commercial (LC4).

- Support development of subarea in accordance with current plans and existing zoning. The land uses planned for the subarea include a regional mall, auto-oriented commercial, corporate offices, and high-tech and light assembly industrial.
- Support auto-oriented commercial uses at the major intersections along Polaris Parkway and at the northwest and northeast corners of the Sancus Boulevard and Lazelle Road intersection.
- Support the Special Development Standards contained in the zoning text for Polaris that are designed to protect

e



adjacent residential areas and the mass transit terminal

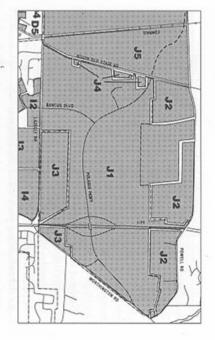
abuts the subarea on the north. The subarea is zoned Planned densities as single-family homes. Single family development residential components of the fringe village. jurisdiction of Orange Township. The subarea is one of the Residential (PRD), and Farm Residential (FR-1) under the Commercial (PC), Neighborhood Commercial (NC), Planned undeveloped land located in Delaware County between Commerce. The subarea is partially developed in various Powell Road and the northern boundary of Polaris Centers of Subarea J.2: This subarea incorporates the developed and

- Preserve existing residential development as the best
- Support infill residential development that is compatible long-term land use for the area.

8

- agreement between the city of Columbus and Delaware with existing residential development. The sanitary sewer portion of the subarea. County will determine the residential density for this
- shopping components of the fringe village. Provide appropriate pedestrian and bicycle linkages from the subarea to schools, parks, and employment and

components of the fringe village. Orange Township. The subarea is one of the residential zoned Farm Residential (FR-1) under the jurisdiction of developed as large-lot single-family homes. Subarea J.3 is southern boundary of Polaris and Lazelle Road. It is partially land that is situated in Delaware County between the Subarea J.3: The subarea consists of the unincorporated



Support land uses that are compatible with the existing and planned development in Polaris. Appropriate development recreational facilities. Retail development is not appropriate for this area. includes offices, institutional uses, and public or private

٠

- Support a mixture of single-family and multi-family The entire subarea should be planned and developed as residential density for this portion of the fringe village. Columbus and Delaware County will determine the subarea. The sanitary sewer agreement between the city of residential development as an alternative land use for the
- appropriate. one project. Incremental development of this land is not
- Development proposals should limit the number of curb cuts along Lazelle Road to improve efficiency of traffic movement.

•

•

Provide appropriate pedestrian and bicycle linkages from shopping components of the fringe village. the subarea to schools, parks, and the employment and

•

From: DANIEL PROVINCE

Sent: Wednesday, September 07, 2005 12:07 PM

To: Dave Perry

Cc: Green, Walter A.; Makley, Richard P.

Subject: Re: Z05-051, 1500 Gemini Place

Walter Green,

As stated in Dave Perry's email, the FNCCC did vote 8-1-3 to recommend the rezoning of Z05-051 at 1500 Gemini Place.

The one vote against was missed my me in the first count, since the hand went up only slightly.

Still it is a strong vote for the rezoning.

If you have any further questions, please feel free to contact me by email or phone 888-8293.

Daniel Province, Zoning Chair for FNCCC

### Dave Perry <dave@daveperryco.com> wrote:

Dan Province, Far North Columbus Communities Coalition (FNCCC) Walter Green (City of Columbus)

Dan –

Pursuant to the discussion and motion at the FNCCC last night on the referenced case, I have attached a WORD document with the updated text. We agreed that there will be no direct vehicular access to either Lyra Drive or Gemini Place if and for as long as the site is developed with a gasoline station (sale of motor vehicle fuel). Per the site plan, Costco has not designed the site with direct access to either Gemini or Lyra. The updated text is dated 09/06/05. The access language is in Section B. Access, Loading, Parking and/or Traffic Related Commitments, and reads as follows:

1). Access: Vehicular access to Gemini Place and Lyra Drive shall be as approved by the Division of Transportation, except if the site is used for the sale of motor vehicle fuel(s), in which case there shall be no direct vehicular access to either Gemini Place or Lyra Drive.

This application is on the Thursday September 8, 2005 Development Commission. Walter Green is the case planner. Walter's e-mail address is: <a href="mailto:wagreen@columbus.gov">wagreen@columbus.gov</a> and his fax number is 645-2463. I have copied Walter on this e-mail. Please e-mail or fax to Walter, copy to me please, the response of the FNCCC. Thank you.

Walter -

The FNCCC voted last night (9/6/05) by a vote of 8 - 0 - 3, to recommend approval of the rezoning as submitted, subject to the addition of the vehicular access language related to use of the property for the sale of motor vehicle fuel. I have updated the text per the explanation above and the text is attached. Please put this text (dated 9/6/05) in the Supplemental Packet for the Development Commission meeting tomorrow night. I would like the Development Commission to act on the 9/6/05 text. From the original text version that you have, dated 7/1/05, the 9/6/05 version also includes the following changes: brick canopy columns are required, the maximum canopy height is 19 feet and any ground sign shall be monument-style. I don't think there would be any staff objection to the brick, canopy height and ground sign style provisions that I have added, nor the access restriction, since we have previously shown internal access for the fuel area. Dan Province will be sending you the response of the FNCCC for the Development Commission. Thank you.

Dave Perry The David Perry Co., Inc 145 East Rich Street Columbus, OH 43215

Office: (614) 228-1727 Fax: (614) 228-1790 E-Mail: <u>dave@daveperryco.com</u> City of Columbus | Department of Development | Building Services Division | 757 Carolyn Avenue, Columbus, Ohio 43224

## PROJECT DISCLOSURE STATEMENT



Parties having a 5% or more interest in the project that is the subject of this application. THIS PAGE MUST BE FILLED OUT COMPLETELY AND NOTARIZED. Do not indicate 'NONE' in the space provided.

STATE OF OHIO COUNTY OF FRANKLIN

APPLICATION # 205-051

Being first duly cautioned and sworn (NAME) <u>DONALD PLANK</u> of (COMPLETE ADDRESS)<u>Plank</u> and <u>Brahm</u>, <u>145</u> <u>East Rich Street</u>, <u>Columbus</u>, <u>OH 43215</u> deposes and states that (hyshe) is the APPLICANT, AGENT or <u>DULY AUTHORIZED ATTORNEY</u> FOR SAME and the following is a list of all persons, other partnerships, corporations or entities having a 5% or more interest in the project which is the subject of this application in the following format:

Name of business or individual Business or individual's address Address of corporate headquarters City, State, Zip Number of Columbus based employees Contact name and number

□ If applicable, check here if listing additional parties on a separate page (REQUIRED)

<ol> <li>TJ Design Strategies, Ltd. c/o Theodore R. Johnson 2311 W. 22nd Street, Suite 208 Oak Brook, IL 60523</li> </ol>			
Number of Columbus based employees: 0 Theodore R. Johnson 630-368-0840 4.			
SIGNATURE OF AFFIANT Devald Clark			
Subscribed to me in my presence and before me this <u>5<sup>11</sup></u> day of <u>July</u> , in the year <u>2005</u> SIGNATURE OF NOTARY PUBLIC <u>July</u> My Commission Expires:			

This Project Disclosure Statement expires six months after date of notarization.



page 9 — Rezoning Packet