

STAFF REPORT DEVELOPMENT COMMISSION ZONING MEETING CITY OF COLUMBUS, OHIO JANUARY 13, 2022

3. APPLICATION: Z21-050

**Location:** 5756 N. HAMILTON RD. (43230), being 0.87± acres located on

the south side of North Hamilton Road, 165± feet east of the roundabout at Old Hamilton Road (545-300807; Northland

Community Council).

**Existing Zoning:** CPD, Commercial Planned Development District.

**Request:** CPD, Commercial Planned Development District (H-35).

Proposed Use. Car wash.

**Applicant(s):** Moo Moo Car Wash.; c/o Dave Perry, Agent; Dave Perry

Company, Inc.; 411 East Town Street, 1<sup>st</sup> Floor; Columbus, OH 43215; and Donald Plank, Atty.; Plank Law Firm; 411 East Town

Street, 2<sup>nd</sup> Floor, Columbus, OH 43215.

**Property Owner(s):** Casey's Marketing Company; One Southeast Convenience

Boulevard; Ankeny, IA, 50021.

Planner: Sierra Saumenig; 614-645-7973; slsaumenig@columbus.gov

#### **BACKGROUND**:

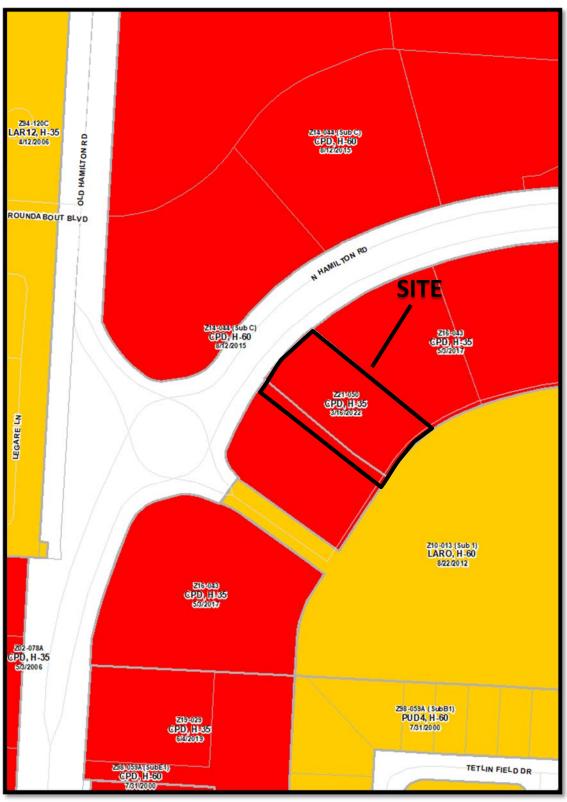
- The site consists of a portion of one undeveloped parcel zoned in the CPD, Commercial Planned Development District (Z16-043), which permitted many commercial uses and established development standards for the 13.86 acres of property located south of the recently constructed North Hamilton Road "S curve." The requested CPD will permit the development of a car wash.
- To the north of the site across North Hamilton Road is a beauty salon under construction in the CPD, Commercial Planned Development District. Northeast and southwest of the site is undeveloped land in the CPD, Commercial Planned Development District. Southeast of the site is a church and undeveloped land in the L-AR-O, Limited Apartment Office District.
- The site is within the planning area of the Northland Plan Volume II (2002), which recommends "Preserve District" for this location. The Plan also recommends that landscaping, headlight screening, and trees be provided as part of development plans.
- The site is located within the boundaries of the Northland Community Council whose recommendation is for approval. In June 2021, the Council added a condition to execute a shared parking agreement with an owner of property within 750 feet of the subject parcel to provide a minimum of 2 off-site parking spaces for employees to replace the spaces otherwise required for the proposed use. At the time of writing this report the applicant has revised the site plan to include two on-site parking spaces and thus, the condition has been satisfied.
- The development text establishes use restrictions and supplemental development

standards that address site access, landscaping and screening, building design, lighting, and signage, and includes a commitment to develop the site in accordance with the submitted site plan. Modifications to code standards are to eliminate the required parking lot screening and the four-foot wide required landscaped pavement setback to the south.

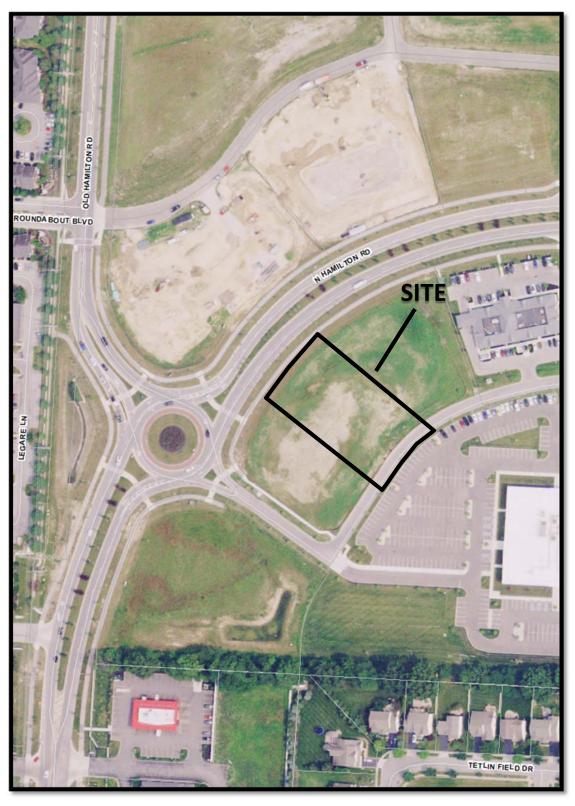
 The Columbus Multimodal Thoroughfare Plan identifies this portion of North Hamilton Road as a Suburban Commuter Corridor requiring 120 feet of right-of-way.

#### **<u>CITY DEPARTMENTS' RECOMMENDATION</u>**: Approval.

The requested CPD, Commercial Planned Development District will allow the development of a car wash that is compatible with adjacent commercial developments. The proposal is consistent with the land use and site design recommendations of the *Northland Plan Volume II (2002)*. The request does not represent an introduction of an incompatible use to the surrounding area.



Z21-050A 5756 N. Hamilton Rd. Approximately 0.95 acres CPD to CPD



Z21-050A 5756 N. Hamilton Rd. Approximately 0.95 acres CPD to CPD



## Northland Community Council Development Committee

# Report

June 30, 2021 6:30 PM via Zoom teleconference

#### **Meeting Called to Order:**

6:35 pm

by chair Dave Paul

Members represented:

Voting: (13): Albany Park (APHA), Blendon Chase (BCCA), Elevate Northland (EN), Karmel-Woodward Park (KWPC), Lee Ulry (LUCA), Maize Morse (MMTACA), Minerva Park (MPCA), Northland Alliance (NA), Northland Area Business Association (NABA), Preston Commons (PCHA), Rolling Ridge (RRSHA), Salem (SCA), Westerwood (WRA).

Case #1

Application #Z21-050 (Rezone 0.81 AC± from CPD to CPD to permit construction and operation of a new tunnel car wash)

Dave Perry/David Perry Company, Inc. *representing* Moo Car Express Car Wash LLC *d/b/a* Moo Moo Car Wash 5700 N Hamilton Rd, 43230 (PID 545-300807 *split*)

- The Committee approved (13-0) a motion (by KWPCA, second by LUCA) to **RECOMMEND APPROVAL WITH 1 CONDITION:** 
  - o , The applicant will execute a shared parking agreement with an owner of property within 750 feet of the subject parcel (per C.C. §3312.03) to provide a minimum of 2 off-site parking spaces for employees to replace the spaces otherwise required to be on-site for the proposed use per C.C. §3312.49.

Dave Paul

Chair, NCC Development Committee

<sup>\*</sup>The text and site plan dated December 27, 2021 (replaced by plan dated January 6, 2022), provide two on-site parking spaces and the applicant has deleted the request for variance from 3312.49. Consequently, the single condition of the NCC Committee's support is effectively satisfied and the application is supported.

#### Pine, Shannon L.

From: David Perry <dave@daveperryco.net>
Sent: Wednesday, April 27, 2022 12:33 PM

**To:** David Perry

**Subject:** FW: Moo Moo Car Wash / 5756 N Hamilton Road (Z21-050, Ord. 0349-2022,

2/16/2022)

From: Dave Paul <dwpaul@fpcivic.org>
Sent: Friday, April 15, 2022 10:21 PM
To: David Perry <dave@daveperryco.net>
Cc: William Logan <wrlogan@msn.com>

Subject: Re: Moo Moo Car Wash / 5756 N Hamilton Road (Z21-050, Ord. 0349-2022, 2/16/2022)

Dave,

After reviewing the changes made in this application subsequent to its presentation to the Northland Community Council (NCC) Development Committee in June 30, 2021, specifically the site plan dated March 31, 2022, as well as changes to the plan dated January 6, 2022 and to the zoning text dated December 27, 2021, it does not appear to me or to co-chair Bill Logan that the most recent changes are material to the aspects of the application that were or typically would be of concern to the Committee. We do not feel that the changes most recently made would negatively affect the Committee's recommendation; if anything, the additional screening would likely be welcomed by the members of the Committee.

Consequently, we believe the Committee would continue to support the project as modified, and do not feel that the latest revisions require rehearing by the Committee prior to amendment of the zoning ordinance by Columbus City Council.

Thanks for giving us a chance to review and comment.

Dave Paul
Development Committee Chair
Northland Community Council

Cell: (614)325-8217 Email: <a href="mailto:dwpaul@fpcivic.org">dwpaul@fpcivic.org</a>

On Thu, Apr 14, 2022 at 5:46 PM David Perry < dave@daveperryco.net> wrote:

Hi Dave:

I'm writing about the Moo Moo Car Wash on N. Hamilton Road. The rezoning was passed at City Council 2/16/2022. Moo Moo is working with the Hamilton Quarter Design Review Board (HQDRB). HQDRB has requested some site plan changes. The rezoning ordinance will need to be amended at

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City Council with the new site plan. I'm sending to you and Bill first before I start amendment ordinance with Zoning staff.

Changes:

1). Site area increased from 0.87 acres to 0.946 acres. The site is wider to provide green space setback on both sides of site.

2). The east pavement setback increased from 0' to 4'. Landscaping added in the 4' pavement setback.

3). The west pavement setback increased from 0' to 5'. Landscaping added in the 5' pavement setback.

4). Other landscaping added.

The car wash building/wash entrance queuing/vacuum area, parking, on-site circulation and site access are the same.

City staff will want to know I have sent the new site plan to you and that Northland supports it.

Please call or email if any questions or if you or Bill would like to discuss.

I have attached the ordinance site plan and the updated site plan.

Thank you.

Dave

**Dave Perry** 

David Perry Company, Inc.

411 E Town Street, Floor 1

Columbus, OH 43215

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# **Rezoning Application**

DEPARTMENT OF BUILDING AND ZONING SERVICES

111 N Front Street, Columbus, Ohio 43215 Phone: 614-645-4522 • ZoningInfo@columbus.gov • www.columbus.gov/bzs

PROJECT DISCLOSURE STATEMENT	$\mathbf{PR}$	O	JΕ	CI	' DIS	SCL	O	SURE	STA	TEMENT
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ADDITIONE "	Z21-050A
ADDITCATION #•	

Parties having a 5% or more interest in the project that is the subject	et of this application.
THIS PAGE MUST BE FILLED OUT COMPLETELY AND N	OTARIZED. Do not indicate 'NONE' in the space provided.
STATE OF OHIO COUNTY OF FRANKLIN	
Being first duly cautioned and sworn (NAME) Donald Plan	k
	own Street, Floor 2, Columbus, OH 43215
deposes and states that (he/she) is the APPLICANT, AGENT, OR D	ULY AUTHORIZED ATTORNEY FOR SAME and the following is
a list of all persons, other partnerships, corporations or entities hav	ing a 5% or more interest in the project which is the subject of this
application in the following format:	
Bus Num	me of Business or individual (including contact name and number) siness or individual's address; City, State, Zip Code mber of Columbus-based employees mited to 3 lines per box)
1. Casey's Marketing Company; One S.E. Convenience Blvd., Ankeny, IA 50021 # Columbus based employees: Zero (0) Contact: Kendra Meyer, (515) 965-8600	2. Moo Moo Car Wash 13375 National Road SW, Suite D; Etna, OH 43068 # Columbus based employees: 150 Contact: Jeff Gilger, (614) 751-9274
3. Commercial Site Acquisitions, Inc. 250 Civic Center Drive, #500; Columbus, OH 43215 # Columbus based employees: Zero (0) Contact: Eric Leibowitz, (614) 744-2027	4.
Check here if listing additional parties on a separate page.  SIGNATURE OF AFFIANT Mald Marketing SIGNATURE OF AFFIANT	uk
Sworn to before me and signed in my presence this 25th day	of <u>April</u> , in the year <u>2000</u>
SIGNATURE OF NOVARY PUBLIC	My Commission Expires  Notary Seal Here
MaryAlice Wolf Notace Rights State of Ohio	

My Commission Expires October 24, 2023

Project Disclosure Statement expires six (6) months after date of notarization.