STAFF REPORT DEVELOPMENT COMMISSION SPECIAL ZONING MEETING CITY OF COLUMBUS, OHIO SEPTEMBER 8, 2022

2. APPLICATION: Z22-046

**Location:** 3940 MORSE RD. (43219), being 1.39± acre located on the

north side of Morse Road, 200± feet west of Stelzer Road (010-

297770; Northland Community Council).

**Existing Zoning:** L-C-4, Limited Commercial District.

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

**Proposed Use:** Commercial development.

Applicant(s): Chick-Fil-A, Inc.; c/o Gary R. Rouse, Agent; 565 White Pond

Drive; Akron, OH 44320.

**Property Owner(s):** Chick-Fil-A, Inc.; 5200 Buffington Road; Atlanta, GA 30349.

Planner: Tim Dietrich; 614-645-6665; tedietrich@columbus.gov

#### **BACKGROUND:**

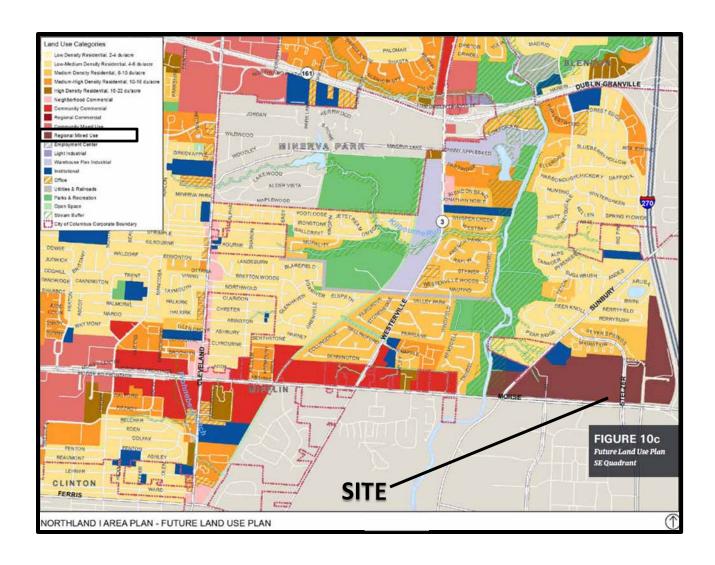
- The 1.39± acre site consists of one parcel developed with a drive-through eating and drinking establishment in the L-C-4, Limited Commercial District. The requested CPD, Commercial Planned Development District will allow the applicant to add another drivethru lane and associated ordering canopy, affecting their established building setback along Morse Road and recorded site plan.
- North and west of the site is a shopping center in the L-C-4, Limited Commercial District.
   East of the site is a fuel sales facility in the CPD, Commercial Planned Development
   District. South of the site is the northern side of Easton Town Center in the CPD,
   Commercial Planned Development District.
- o The site is within the planning boundaries of the *Northland I Area Plan* (2014), which recommends "Regional Mixed Use" land uses at this location.
- The site is located within the boundaries of the Northland Community Council whose recommendation is for approval.
- The CPD text includes use restrictions and supplemental development standards that address building and parking setbacks, traffic access, buffering, landscaping, screening, and includes code modifications to drive-up stacking areas and building setback along Morse Road. The CPD text includes a commitment to develop the site in accordance with the submitted site plan.
- The Columbus Multimodal Thoroughfare Plan identifies this section of Morse Road as a Suburban Commuter Corridor requiring 220 feet of right-of-way.

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

The requested CPD, Commercial Planned Development District will permit the establish drive-through eating and drinking facility to add an additional drive-thru lane and associated ordering canopy, reducing the existing building setback along Morse Road. The requested CPD district is consistent with the *Northland I Area Plan's* land use recommendation, the development and zoning pattern along this section of Morse Road, includes a site plan that shows an increase in landscaping along the Morse Road frontage and will not add an incompatible use to the area.



Z22-046 3940 Morse Rd. Approximately 1.39 acres L-C-4 to CPD



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## Meeting Called to Order: 6:30 pm by co-chair Dave Paul

Members represented:

Voting: (17): Albany Park (APHA), Asherton Grove (AGCA), Blendon Chase (BCCA), Cooperwoods (CWCA), Devonshire (DCA), Elevate Northland (EN), Forest Park (FPCA), Karmel Woodward Park (KWPCA), Lee/Ulry (LUCA), Little Turtle (LTCA), Maize Morse Tri-Area (MMTACA), North Village (NVHA), Northland Alliance (NA), Preston Commons (PCHA), Rolling Ridge (RRSHA), Salem (SCA), Westerwood (WRA).

#### Case #1

Application #BZA22-076 (BZA variance from §3312.25 to permit maneuvering across parcel lines; from §3312.49 to increase maximum parking from 29 to 33 spaces; and from §3356.11(A)(2) to reduce building setback from 110 feet to 11 feet along Morse Road; to allow applicant to build a new medical office building)

Jeffrey L. Brown/Smith & Hale *representing* Thomas English Retail Real Estate 4048 Morse Rd, 43230 (PID 600-296464)

• The Committee approved (15-1 w/ 1 abstention) a motion (by KWPCA, second by SCA) to **RECOMMEND APPROVAL** of the application.

#### Case #2

Application #BZA22-087 (BZA application for special permit under §3389.12 to permit the installation of a portable building on-site in conjunction with the operation of a food truck)

Jeanne Cabral, Architect representing

Muhamad Mubarak

(Bargain Hour) 2400 E Dublin Granville Rd, 43229 (PID 010-237170)

#### Case #3

Application #CV22-017 (Council use variance to permit the operation of a community residential care facility in an R1 district serving up to 9 developmentally disabled residents rather than the 6 residents currently permitted by a 1983 special permit issued by BZA under §3389.11)

Ugo Nwoke/Aurtec Designs representing Suleiman Farah

4171 Maize Rd, 43224 (PID 010-143718)

- The Committee approved (15-1 w/1 abstention) a motion (by MMTACA, second by BCCA) to **RECOMMEND APPROVAL WITH ONE** (1) **CONDITION:** 
  - That the applicant will revise the application to permit a maximum of 8 residents in the 4-bedroom facility, rather than 9, to ensure compliance with OAC §5123:2-3-02(C)(9), which requires that "No bedroom shall be occupied by more than two individuals."

## Case #4

Application #Z22-046 (Rezone 1.39 AC± from LC4 to CPD to permit the addition of a drive-thru canopy, to expand the existing single drive-thru lane to a double drive-thru lane without provision of an exclusive bypass lane otherwise required by §3312.11, and to reduce the building setback from Morse Road from the 110 feet required at this site by §3356.11 to 33 feet to accommodate additional ROW and the drive-thru canopy)

Allan Wiley/GBC Design Inc. *representing* Chick-fil-A, Inc. (Chick-fil-A) 3940 Morse Rd, 43219 (PID 010-29770)

• The Committee approved (16-1) a motion (by KWPCA, second by CWCA) to **RECOMMEND APPROVAL** of the application.

**Executive Session Meeting Adjourned** 

7:45 pm

8:45 pm



# **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   | APPLICATION #:Z22-026  |
|--|--|
| Parties having a 5% or more interest in the project that is the subjec   | t 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 Summit  |  |
| Being first duly cautioned and sworn (NAME) Gary R. Rouse, I of (COMPLETE ADDRESS) 565 White Pond Drive, Akron, deposes and states that (he/she) is the APPLICANT, AGENT, OR DU a list of all persons, other partnerships, corporations or entities having application in the following format:  | OH 44320 ULY AUTHORIZED ATTORNEY FOR SAME and the following is   |
| Busi<br>Nun  | ne of Business or individual (including contact name and number) iness or individual's address; City, State, Zip Code aber of Columbus-based employees nited to 3 lines per box) |
| 1. Chick-fil-A, Inc Jeff Killingsworth 404-376-1092 5200 Buffington Road, Atlanta, GA 30349 40 Employees   | 2.   |
| 3.   | 4.   |
| Check here if listing additional parties on a separate page.  SIGNATURE OF AFFIANT  Communication of the communica |  |
| Sworn to before me and signed in my presence this day of   | My Commission Expires  Lisa A. DiTurno Resident Summit County Wetery Public, State of Ohio Wy Commission Expires: November 1, 2024   |

Page 5 of 10 pbb 1/22