



# City of Columbus

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org

## Legislation Text

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**File #:** 2563-2012, **Version:** 1

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### **REZONING APPLICATION # Z12-040**

**APPLICANT:** Otterbein Homes c/o Sue McConn; 580 North State Route 741; Lebanon, OH 45036.

**PROPOSED USE:** Senior Housing.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (7-0) on October 11, 2012.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The applicant is applying for a rezoning to the L-I, Limited Institutional in order to develop a 50 bed home for the aging, nursing home and/or rest home. This vacant site was rezoned in 2011 to develop up to eleven single-unit dwellings, however that proposal fell through. The site lies within the boundaries of the *Rocky Fork Blacklick Accord Community Plan* (2003) which proposes Village Residential development at this location. The Accord implementation panel recommended approval unanimously of this rezoning request on September 20, 2012. The L-I text includes limitations on the number of beds, floor area, tree preservation and street trees. The request is consistent with the land use recommendations of the *Rocky Fork/Blacklick Accord* (2003), and with the zoning and development patterns of the area.

To rezone **6127 HARLEM ROAD (43054)**, being 5.0± acres located on the west side of Harlem Road, 160± feet north of Warner Road, **From:** PUD-4, Planned Unit Development District, **To:** L-I, Limited Institutional District. (Rezoning # Z12-040). **(AMENDED BY ORD. 1387-2020; PASSED 6/29/2020)**

**WHEREAS**, application #Z12-040 is on file with the Building Services Division of the Department of Development requesting rezoning of 5.0± acres from PUD-4, Planned Unit Development District, to L-I, Limited Institutional District; and

**WHEREAS**, the Development Commission recommends approval of said zoning change; and

**WHEREAS**, the Rocky Fork Blacklick Accord Implementation Panel Commission recommends approval of said zoning change; and

**WHEREAS**, the City Departments recommend approval of said zoning change because the requested L-I, Limited Institutional District is consistent with the land use recommendations of the *Rocky Fork/Blacklick Accord* (2003), and with the zoning and development patterns of the area; now, therefore:

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That the Official Zoning Map of the City of Columbus, as adopted by Ordinance No. 0179 -03, passed

February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows:

**6127 HARLEM ROAD (43054)**, being 5.0± acres located on the west side of Harlem Road, 160± feet north of Warner Road, and being more particularly described as follows:

**Parcel Description ~ 5.0 Acres**

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 2, Township 2, Range 16, U.S.M.D., and being all the remainder of that 6.336 acre tract conveyed to LAMS United Properties LLC of record in Instrument Number 201012280176821 and described as follows:

Beginning at the current southwest corner of said 6.336 acre tract:

Thence N 03° 43' 12" E, along the west line of said 6.336 acre tract, 404.55 feet to the current northwest corner thereof;

Thence S 86° 36' 18" E, along the north line of said 6.336 acre tract, 506.54 feet to the current northeast corner thereof, in the east right-of-way line for Harlem Road;

Thence S 05° 46' 23" E, along an east line of said 6.336 acre tract, the same being said east right-of-way line, 73.47 feet;

Thence S 05° 46' 52" E, along an east line of said 6.336 acre tract, the same being said east right-of-way line, 210.47 feet;

Thence S 05° 08' 04" W, along an east line of said 6.336 acre tract, the same being said east right-of-way line, 128.91 feet to the current southeast corner of said 6.336 acre tract;

Thence N 86° 07' 25" W, with the south line of said 6.336 acre tract, 550.26 feet to the Point of Beginning, and containing 5.0 acres, more or less. This description was prepared July 7<sup>th</sup>, 2011 from existing records only and is not for transfer.

All references used in this description can be found at the Franklin County Recorder's Office, Franklin County, Ohio.

**To Rezone From:** PUD-4, Planned Unit Development District,

**To:** L-I, Limited Institutional District.

**SECTION 2.** That a Height District of thirty-five (35) feet is hereby established on the L-I, Limited Institutional on this property.

**SECTION 3.** That the Director of the Building and Zoning Services be, and is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Department of Building and Zoning Services and shall register a copy of the approved L-I, Limited Institutional District and Application among the records of the Department of Building and Zoning Services as required by Section 3370.03 of the Columbus City Codes; said text titled, "**FINAL LIMITATION TEXT**," signed by Sue McConn, Applicant, dated October 30, 2012, and said plans titled, "**OTTERBEIN SKILLED NURSING & REHAB NEIGHBORHOOD**," all signed by Gregory N. Feller, Agent for the Applicant, dated October 29, 2012, and the text reading as follows:

FINAL LIMITATION TEXT

PROPOSED DISTRICT: L-I, Limited Institutional District

PROPERTY ADDRESS: 6127 Harlem Rd.

OWNER: LAMS United Properties LLC

APPLICANT: Otterbein Homes, Sue McConn

DATE OF TEXT: 10/30/12

APPLICATION NUMBER: Z12-040

INTRODUCTION: The proposed development represents an opportunity to provide an additional form of residential housing in the Rocky Fork - Blacklick area.

PERMITTED USES: Permitted uses shall be home for the aging, nursing home and/or rest home.

DEVELOPMENT STANDARDS: Unless otherwise indicated, the applicable development standards are contained in Chapter 3349 of the Columbus City Code

1. Density, Lot, and/or Setback Commitments.
  - A. The side yard setback shall be 25'.
  - B. No impervious area shall be permitted in a rear or side yard setback. This includes buildings, sidewalks and parking. Fences are permitted in all setbacks.
  - C. The number of beds available to residents shall not exceed 50. The number of buildings shall not exceed 5.
  - D. The total building area shall not exceed 40,000 sq. ft.
2. Access, Loading, Parking, and/or Other Traffic Related Commitments.
  - A. A maximum of 52 parking spaces shall be provided.
  - B. The entrance drive shall line up with Ridge Rock Drive.
  - C. The minimum drive isle width shall be 25' for two way traffic and 16' for one way traffic.
3. Buffering, Landscaping, Open Space, and/or Screening Commitments.
  - A. The developer shall maintain the existing evergreen trees along the north property line.
  - B. All existing trees that lie within the 50' rear yard setback shall be maintained.
  - C. Building landscaping shall consist of the following:
    - i. 38 bushes in the front.
    - ii. 15 ornamental grass type plantings in the front.
    - iii. 21 bushes in the rear patio area.
    - iv. 40 ornamental grass type plantings in the rear patio area.
    - v. 5 trees around each building.
  - D. There shall be no more than 2.3 Ac. (44%) of impervious surfaces on the site.
  - E. Street trees shall be provided along Harlem Rd. spaced 30' apart.
  - F. We will comply with Chapter 3318 of the zoning code for parkland dedication. A fee of \$400 per acre will be paid in lieu of land dedication.
4. Building Design and/or Interior-Exterior Treatment Commitments.
  - A. Building materials shall consist of stone or brick on a portion of the front façade and vinyl siding throughout the rest of the building. The colors shall be earth tone type colors (i.e. white, light tan, dark tan, grey, green). The trim shall be white and the roof shall be black.
  - B. The buildings shall be one story and shall not exceed 35' in overall height.
5. Lighting, Outdoor Display Areas, and/or other Environmental Commitments.
  - A. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturers' type to insure compatibility.
  - B. Site lighting (parking and/or drive lanes) shall not exceed 12 feet in height and shall use fixtures that are directed towards the ground and away from the neighboring properties.
6. Graphics and/or Signage Commitments.
  - A. All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code as it applies to the Institutional zoning classification and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.
7. Miscellaneous Commitments.
  - A. The internal sidewalk system shall connect to the Harlem Road sidewalk.
  - B. The Subject Site shall be developed in accordance with the approved site plan. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and engineering plans are completed. Any slight adjustment to the plan shall be reviewed and may be approved by the Director of the Department of Building and Zoning Services or his / her designee upon submission of the appropriate data regarding the proposed adjustment.

**SECTION 4.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

