

# Meeting Minutes - Final Metropolitan Area Planning Commission

Tuesday, October 10, 2017		5:30 PM	Municipal Center
<u>1.</u>	Call to Order		
<u>2.</u>	Roll Call		
		Present 9 - Lonnie Roberts Jr.; Jerry Reece; Jim Scurlock; Kevin Bailey; Jimr Cooper; Jim Little; Dennis Zolper; David Handwork and Jeb Sper	•
<u>3.</u>	Approval of min	utes	
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	<u>MIN-17:112</u>	MINUTES: Meeting Minutes from September 26, 2017 MAPC M	eeting.
	<u>play video</u>		
		Attachments: MAPC Meeting Minutes from September 26, 2017	
		A motion was made by Jerry Reece, seconded by Kevin Bailey, that this be Approved. The motion PASSED with the following vote:	s matter
		Aye: 8 - Jerry Reece; Jim Scurlock; Kevin Bailey; Jimmy Cooper; Jim Little Zolper; David Handwork and Jeb Spencer	e;Dennis

# 4. Miscellaneous Items

<u>SP-17-08</u>	SITE PLAN APPROVAL: Reserve at Hill Park 2221 Hill Park Cove
	George Hamman of Civilogic requests MAPC Approval of a Site Plan for 2221 Hill Park Cove for land that is zoned PD-C Planned Development-Commercial. The Final Site Plan for this development was approved on January 12, 2016.

#### <u>play video</u>

Attachments:	Haag Brown Plans
	Ordiance for Zoning of Land
	Staff Memo dated January 7, 2016
	Layout approved - January 6, 2016
	PP 16-02 FP 16-02 The Reserve at Hill Park Subdivision
	View of Location
	Aerial View of Location

APPLICANT: Mr. George Hamman requested MAPC approval of a site plan for 2221 Hill Park Cove. This property is a Commercial Planned Development. The overall site plan for this PUD was approved in January of 2016.

STAFF: Mr. Derrel Smith presented staff comments. Mr. Derrel Smith said he would like all of the sidewalks to be in a Public Access Easement.

Mr. Zolper made a motion to approve the Site Plan with the conditions that the sidewalks be in public access easements throughout the development. Mr. Bailey seconded the motion.

A motion was made by Dennis Zolper, seconded by Jimmy Cooper, that this matter be Approved. The motion PASSED with the following vote.

Aye: 8 - Jerry Reece;Jim Scurlock;Kevin Bailey;Jimmy Cooper;Jim Little;Dennis Zolper;David Handwork and Jeb Spencer

<u>SP-17-09</u> SITE PLAN: 3206 Elmhurst - Non Conforming Lot - No Street Frontage on Public Street

> Terry Bare of Fisher Arnold Engineering representing the Warmacks is requesting approval for 3206 Elmhurst Drive, which consist of a non-conforming lot with no street frontage on a public street to construct building and remaining lots on the filed plat. This is located within a C-3 General Commercial District.

#### <u>play video</u>

 Attachments:
 Non Conforming Lot Application

 Gladiolus Business Park Filed Plat
 Elmhurst Site Plan

 Elmhurst Structural Steel Plan
 Letter for Footings

 View of Location
 View of Location

APPLICANT: Mr. Terry Bare requested MAPC approval of a site plan for 3206 Elmhurst Drive. This site plan does have one lot that is non-conforming. Jonesboro City Ordinances require lots to have street frontage on a public street. Sidewalks will be added as on the plan. This lot will not meet that requirement. They want to build a dentist office on this lot.

STAFF: Mr. Derrel Smith presented staff comments. He recommended approval of this site plan.

A motion was made by Jimmy Cooper, seconded by Dennis Zolper, that this matter be Approved. The motion PASSED with the following vote.

Aye: 8 - Jerry Reece; Jim Scurlock; Kevin Bailey; Jimmy Cooper; Jim Little; Dennis Zolper; David Handwork and Jeb Spencer

## 5. Preliminary Subdivisions

PP-17-21 PRELIMINARY SUBDIVISION: Eden Hills Estates Phase 1

Mark Morris request MAPC Approval of a Preliminary Subdivision - Eden Hills Estates Phase 1 for 30 lots on 11.5 acres for property Zoned R-1 Single Family Residential District located north off Peachtree Avenue and west of Pebblewood Drive.

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Attachments:

Application Staff Report Eden Hills Subdivision Plans Aerial View of Location

APPLICANT: Mr. Mark Morris requested MAPC approval of a preliminary subdivision. Eden Hills Estates Phase 1 will have 30 lots and sit on 11.5 acres of land. The property is currently zoned R-1 Single Family Residential.

STAFF: Mr. Derrel Smith presented staff comments. This request does meet all of Jonesboro's subdivision requirements. He recommended approval.

COMMISSION: Mr. Jeb Spencer wanted to comment on this proposed subdivision. He pointed out the Jonesboro Comprehensive Plan from 1996. Jonesboro has accomplished several of the plans set in this document. He wants developers to start building neighborhoods and communities again not subdivisions.

A motion was made by Dennis Zolper, seconded by Jimmy Cooper, that this matter be Approved. The motion PASSED with the following vote.

- Aye: 7 Jerry Reece; Jim Scurlock; Kevin Bailey; Jimmy Cooper; Jim Little; Dennis Zolper and David Handwork
- Nay: 1 Jeb Spencer

#### 6. Final Subdivisions

**PP-17-22** FINAL SUBDIVISION: Cypress Pointe Subdivision Phase 1

Mark Morris request MAPC approval of a Final Subdivision - Cypress Pointe Subdivision Phase 1 for 24 lots on 8.5 acres for property Zoned R-1 Single Family Residential District located on Old Paragould Road south of Shagbark Lane and North of Cypress Springs Road.

#### <u>play video</u>

 Attachments:
 Application

 Staff Report
 Cypress Pointe Phase I Subdivision Plans

 Aerial View of Location

APPLICANT: Mr. Mark Morris requested MAPC approval of a preliminary subdivision. Cypress Pointe Subdivision Phase 1 will have 24 lots and sit on 8.5 acres of land. The property is currently zoned R-1 Single Family Residential.

STAFF: Mr. Derrel Smith presented staff comments. This request does meet all of Jonesboro's subdivision requirements. He recommended approval.

A motion was made by Kevin Bailey, seconded by Jim Little, that this matter be Approved. The motion PASSED with the following vote.

- Aye: 7 Jerry Reece; Jim Scurlock; Kevin Bailey; Jimmy Cooper; Jim Little; Dennis Zolper and David Handwork
- Nay: 1 Jeb Spencer

<u>PP-17-23</u>	FINAL SUBDIVISION: Lake Pointe Estates Subdivision Phase 1	
	Mark Morris request MAPC approval for Final Subdivision - Lake Pointe Estates Subdivision Phase 1 for 30 lots on 15 acres located Southside of Woodsprings Road, East of Friendly Hope Road within a R-1 Single Family Residential District.	
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	<u>Attachments:</u>	<u>Application</u> <u>Staff Report</u> <u>Lake Pointe Estates Phase I Subdivision Plans</u> <u>Aerial View of Location</u>
	APPLICANT: Mr. Mark Morris requested MAPC approval of a preliminary subdivision. Lake Pointe Estates Subdivision Phase 1 will have 30 lots and sit on 15 acres of land. The property is currently zoned R-1 Single Family Residential.	
	STAFF: Mr. Derrel Smith presented staff comments. This request does meet all of Jonesboro's subdivision requirements. He recommended approval.	
	COMMISSION: Mr. Zolper had questions about road connections in this development.	
	ENGINEERING: Mr. Michael Morris from the Engineering Department showed Mr. Zolper where those connection issues were addressed in the overall concept for this subdivision.	
	A motion was made by Dennis Zolper, seconded by Jimmy Cooper, that this matter be Approved. The motion PASSED with the following vote.	
		ry Reece;Jim Scurlock;Kevin Bailey;Jimmy Cooper;Jim Little;Dennis lper and David Handwork
	Nay: 1 - Jel	o Spencer

# 7. Conditional Use

# CU-17-17 CONDITIONAL USE: CU 17-17: 3016 N. Church

Homeless Ministries of Jonesboro is requesting MAPC Approval of a Conditional Use to allow a Group Residential Home within an R-1 Single Family Residential District located at 3016 N. Church.

THIS HAS BEEN WITHDRAWN BY THE APPLICANT.

#### <u>play video</u>

 Attachments:
 Application

 Staff Summary
 3016 North Church Property Map

 Property Owners
 USPS Returned Green Cards

 USPS Recipts

Withdrawn

## CU-17-18 CONDITIONAL USE: CU 17-18: 3007 Dan Avenue

City of Jonesboro is requesting MAPC Approval of a Conditional Use to allow a shop for City Cemetery Maintenance Building for Government Services within an R-1 Single Family Residential District located at 3007 Dan Avenue.

#### <u>play video</u>

 Attachments:
 Application

 Staff Summary
 Site Plan

 Cemetery Maintenance Building
 USPS Receipts

 Property Owners Notifications - All
 USPS Returned Green Cards

 Aerial View of Location
 Aerial View of Location

APPLICANT - REPRESENTS CITY OF JONESBORO: Mr. Craig Light on behalf of the City of Jonesboro requested MAPC approval of a Conditional Use to allow for a city cemetery maintenance building for government services within an R-1 Single Family Residential District. The property is located at 3007 Dan Avenue. Mr. Craig Light said they would have sidewalks running along Dan Ave.

STAFF: Mr. Derrel Smith presented staff comments. He recommended approval with the following conditions:

1. That upon issuance of the Zoning Permit Approval, all other building permit and other permits and licenses required locally and statewide be applied for and obtained by the applicant.

COMMISSION: Mr. Jerry Reece asked if this was just going to serve this one cemetery.

APPLICANT - REPRESENTS CITY OF JONESBORO: Mr. Craig Light said this would serve all three city owned cemeteries.

A motion was made by Dennis Zolper, seconded by Jerry Reece, that this matter be Approved. The motion PASSED with the following vote.

Aye: 8 - Jerry Reece; Jim Scurlock; Kevin Bailey; Jimmy Cooper; Jim Little; Dennis Zolper; David Handwork and Jeb Spencer

## CU-17-19 CONDITIONAL USE: CU 17-19: 3702 Moore Road

City of Jonesboro is requesting MAPC Approval of a Conditional Use to allow a Public Shooting Sports Complex within an I-1 General Industrial District located at 3702 Moore Road.

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 Attachments:
 Applications

 Staff Summary
 Staff Summary

 JB Shooting Complex Schematic COJ Revised Layout1

 Plat

 Property Owner Notifications

 Vicinity Map

 USPS Returned Green Cards

APPLICANT - REPRESENTS CITY OF JONESBORO: Mr. Craig Light on behalf of the City of Jonesboro requested MAPC approval of a Conditional Use to allow for a public shooting sports complex within an I-1 General Industrial District. This property is located at 3702 Moore Road. Mr. Light said they would develop around 60 acres of the 200 acres. The rest would be buffer space. The purchase of this property is contingent on getting the Conditional Use permit.

STAFF: Mr. Derrel Smith presented staff comments. He recommended approval with the following conditions:

1. That upon issuance of the Zoning Permit Approval, all other building permit and other permits and licenses required locally and statewide be applied for and obtained by the applicant.

A motion was made by Jerry Reece, seconded by Kevin Bailey, that this matter be Approved. The motion PASSED with the following vote.

Aye: 8 - Jerry Reece; Jim Scurlock; Kevin Bailey; Jimmy Cooper; Jim Little; Dennis Zolper; David Handwork and Jeb Spencer

#### 8. Rezonings

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City of Jonesboro

#### REZONING: RZ 17-25: 1110 Loberg Lane

George Hamman of Civilogic on behalf of Chris Ishmael is requesting a Rezoning from R-1 Single Family Residential District to RM-8 Residential Multi-Family Classification: Eight units per net acre, includes all forms of units, duplexes, triplexes, quads and higher with Limited Use Overlay District for 1.36 acres of land located at 1110 Loberg Lane. This was on September 12th, 2017 Meeting, but was tabled till October 10, 2017 meeting.

#### <u>play video</u>

Attachments:	Application
	Staff Summary
	Site Plan Layout
	Rendering of Project
	Pictures of Old House and New Building
	Old House and New House Replacement
	Rezoning Plat
	Land Survey
	Picture of Lot
	Letter from Renter for Rezoning
	Opposition Letter
	Email from Judy Casteel
	Letter about receipts from USPS
	Pictures from Neighbors
	Pictures from Mary Beth Williams
	Petition Signed By Neighbors
	Opposition Letter from Shirley Moore
	Handhout from neighbors
	USPS Receipts
	Aerial view of Location

APPLICANT: Mr. George Hamman pointed out the requested needed to be untabled before they proceeded with the discussion.

COMMISSION: Mr. Kevin Bailey made a motion to untable the request.

Once the request was untabled:

APPLICANT: Mr. George Hamman requested MAPC approval for a rezoning at 1110 Loberg Lane. The applicant would like to rezone the property from R-1 Single Family Residential to RM-8 LUO Residential Multi-Family. This property sits on 1.36 acres of land, which would allow the applicant to build up to 10 units on the property.

APPLICANT: Mr. George Hamman addressed the concerns presented at the last meeting. Regarding traffic, the Jonesboro Master Street Plan identifies

this road as a Minor Arterial with 100 feet of right-of-way. Regarding noise, the units being built are only two bedroom units. They will not be large enough to house multiple roommates or large families. There will also be a privacy fence. Mr. George Hamman requested the MAPC allow the fence to be 8 feet high instead of the allowed 6-foot tall privacy fencing. Regarding drainage, the drainage on this development will meet all of the city requirements. They do not intend to lose any trees with this development. The entrance location may be moved to the north side of the property if the Commission would for them to do that.

APPLICANT: Mr. George Hamman did provide elevations showing what the units would look like from the outside. He also showed some of the homes his client has built in the past. He also showed some of his clients buildings that he torn down in order to build something new on the property.

STAFF: Mr. Derrel Smith presented staff comments. This request meets five of the six rezoning criteria. The only one this did not meet was the properties ability to be developed as it is currently zoned. If this rezoning were denied, the property could be redeveloped as Single Family Residential. The Planning Department recommended approval with the following conditions:

1. That the proposed site shall satisfy all requirements of the City Engineer, all requirements of the current Stormwater Drainage Design Manual and Flood Plain Regulations regarding any new construction.

2. A final site plan subject to all ordinance requirements shall be submitted, reviewed, and approved by the MAPC, prior to any redevelopment of the property.

3. Any change of use shall be subject to Planning Commission approval in the future.

4. A final site plan illustrating compliance with site requirements for parking, signage, landscaping, fencing, buffering etc. shall be submitted to the MAPC prior to any redevelopment. New screening outdoor storage and dumpster enclosure requirements shall be implemented if stipulated by the MAPC.

OPPOSITION: Ms. Judy Casteal wanted it noted in the minutes that she is the President and Director of the Scenic Hills Neighborhood Association. She also wanted to include the petition that she submitted containing over 300 signatures of individuals opposing this request. A motion was made to amend the minutes to include Ms. Casteals concerns. The motion passed.

OPPOSITION: Ms. Judy Casteal also pointed out there were three different lot sizes on record for this property. The land survey from the previous owner shows the property to be 1.60 acres. Craighead County shows it to be 1.06. Mr. George Hamman shows the land to be 1.36.

APPLICANT: Mr. George Hamman explained to Ms. Judy Casteal that the 1.06 acres was probably a typo. The 1.36 is the new plat with updated property lines and updated city right-of-way. That is why the property went from 1.60 acres to 1.36 acres.

OPPOSITION: Ms. Judy Casteal pointed out the number of multifamily develops in the area of their Association. They feel like they have enough multifamily developments in their neighborhoods. She also pointed out Mr. Chris Ishmael knew the property was R-1 when he purchased the property. Ms. Judy Casteal also pointed out the Land Use Plan is a guide and not a law. The applicant said this development would create jobs for the city but they would not be long-term jobs. This development will also increase the value of 1106 Loberg but it will not increase the value of anyone else's property. The traffic is an issue with this request because of where the driveway is located. She also pointed out the limited amount of room for a fire truck to turn around in this development. Individuals who live downhill from this develop and their house floods when it rains because of this property. Ms. Casteal does not feel like this would make the drainage issues any better. There are multiple apartments in Jonesboro currently sitting empty. She feels like Jonesboro does not need additional apartments.

OPPOSITION: Ms. Raney Williams wanted to voice her opposition to the construction of townhomes in Jonesboro. She has no problem with apartments in Jonesboro. She is concerned about ADA compliance in the construction of townhomes. She feels like townhomes are not inclusive toward disabled individuals.

COMMISSION: Mr. Jeb Spencer had a few comments about this request. He said the property could be sold in the future to someone other than Mr. Ishmael. He had concerns about how much water runoff is going to be generated from this development. He is also concerned about having the front of the building face the street rather than the side of the building with no windows or doors. The Land Use Plan also encourages consistency with the existing neighborhood. Putting six duplexes on one lot does not seem consistent with the surrounding neighborhood. Mr. Spencer also wanted to address the pictures Mr. Hamman provided. He did not think those houses were pictures of houses that were at 1110 Loberg. He also felt like multifamily housing does not age very well.

COMMISSION: Mr. Jim Little asked if there needed to be a spot for a fire truck to turn around in this size of development.

APPLICANT: Mr. George Hamman said he did not know if it would be required. However, the Fire Department would see the site plan and review it if the rezoning is approved.

COMMISSION: Mr. Jim Scurlock asked how the drive to the North would affect the layout of the development.

APPLICANT: Mr. George Hamman said it would change the current layout a little bit but not much.

COMMISSION: Mr. Kevin Bailey asked Mr. Hamman how many single family houses could be on the lot.

APPLICANT: Mr. George Hamman said he would probably need to get a variance in order to put three houses on the property.

COMMISSION: Mr. David Handwork had concerns about the layout of the property. He had concerns about the drainage with this development as well.

APPLICANT: Mr. George Hamman said the drainage plans would have to be

approved by the Jonesboro Engineering Department before they could get a building permit.

**ENGINEERING:** Mr. Michael Morris from the Engineering Department told them City Ordinances would not allow for them to increase downstream flooding.

COMMISSION: Mr. David Handwork also wanted to know how many parking spaces were going to be proved per unit.

APPLICANT: Mr. George Hamman said there were two parking spaces per unit that would be provided.

**OPPOSITION:** Ms. Judy Casteal wanted to point out that Mr. Hamman's client paid \$10 in the warranty deed for the proposed property.

ATTORNEY: Ms. Carol Duncan said that is commonly used by attorneys when they write up warranty deeds.

**OPPOSITION:** Ms. Judy Casteal also said the 8-foot fence would not be able to block noise.

COMMISSION: Mr. Dennis Zolper made a motion to approve the rezoning with the recommended conditions attached by the Planning Department.

A motion was made by Dennis Zolper, seconded by Jim Little, that this matter be Recommended to Council. The motion PASSED with the following vote.

Aye: 5 - Lonnie Roberts Jr.; Jim Scurlock; Kevin Bailey; Jim Little and Dennis Zolper

Nay: 4 - Jerry Reece; Jimmy Cooper; David Handwork and Jeb Spencer

Robert J. Gibson on behalf of owner S & K Gardens, LLC is requesting a Rezoning from I-1 General Industrial District to C-3 General Commercial District for 6.00 acres of land located at 4517 E. Parker Road

<u>play video</u>

Attachments:	Application
	Staff Summary
	<u>Plat</u>
	Property Owner Notifications
	Deed
	USPS Receipts
	Aerial View of Location

APPLICANT: Mr. Robert Gibson requested MAPC approval for a rezoning at 4517 East Parker Road. The applicant would like to rezone their property from I-1 General Industrial District to C-3 General Commercial District. This location was a former plant nursery. Since the plant nursery has closed, this property is being used as a venue for weddings and other large gatherings.

STAFF: Mr. Derrel Smith presented staff comments. Planning recommended approval with the following conditions:

1. That the proposed site shall satisfy all requirements of the City Engineer, all requirements of the current Stormwater Drainage Design Manual and Flood Plain Regulations regarding any new construction.

2. A final site plan subject to all ordinance requirements shall be submitted, reviewed, and approved by the MAPC, prior to any redevelopment of the property.

3. Any change of use shall be subject to Planning Commission approval in the future.

4. A final site plan illustrating compliance with site requirements for parking, signage, landscaping, fencing, buffering etc. shall be submitted to the MAPC prior to any redevelopment. New screening outdoor storage and dumpster enclosure requirements shall be implemented if stipulated by the MAPC.

5. Any improvements required by the Planning Department, Engineering Department, Inspection Department and Fire Department shall be completed prior to any C.O. being issued.

COMMISSION: Mr. Jerry Reece made a motion to approve the rezoning with the stipulations from the Planning Department.

A motion was made by Jerry Reece, seconded by Jimmy Cooper, that this matter be Approved. The motion PASSED with the following vote.

Aye: 8 - Jerry Reece; Jim Scurlock; Kevin Bailey; Jimmy Cooper; Jim Little; Dennis Zolper; David Handwork and Jeb Spencer

## **RZ-17-29** REZONING: RZ 17-29: 1106 E. Johnson

T. Benton Smith on behalf of Kevin Alpe of K & A Investments, LLC is requesting MAPC Approval for a rezoning from I-1 Limited Industrial District to RM-16 Residential Multi-Family Classification: 16 units per net acre, includes all forms of Units, Duplexes, Triplexes, Quads, and Higher for .58 acres located at 1106 E. Johnson.

#### <u>play video</u>

Attachments:	Application
	Staff Summary
	<u>Plan</u>
	Deed
	Rezoning Plat
	Letter To Public about Public Meeting
	Neighborhood Meeting Minutes
	Property Owner Notifications
	Opposition Email from Attorney
	Aerial View of Location

APPLICANT: Mr. Benton Smith requested MAPC approval for a rezoning at 1106 East Johnson. The applicant would like to rezone the property from I-1 Limited Industrial District to RM-16 Residential Multi-Family Classification. Mr. Smith said they have sent letters out and had meetings about this rezoning but they have not received any negative feedback.

STAFF: Mr. Derrel Smith presented staff comments. Planning recommended approval with the following conditions:

1. That the proposed site shall satisfy all requirements of the City Engineer, all requirements of the current Stormwater Drainage Design Manual and Flood Plain Regulations regarding any new construction.

2. A final site plan subject to all ordinance requirements shall be submitted, reviewed, and approved by the MAPC, prior to any redevelopment of the property.

3. Any change of use shall be subject to Planning Commission approval in the future.

4. A final site plan illustrating compliance with site requirements for parking, signage, landscaping, fencing, buffering etc. shall be submitted to the MAPC prior to any redevelopment. New screening outdoor storage and dumpster enclosure requirements shall be implemented if stipulated by the MAPC.

COMMISSION: Mr. Lonnie Roberts directed everyone's attention to the screen behind him to show a letter of opposition the Commissioners received earlier in the day.

COMMISSION: Mr. Jeb Spencer requested to take another look at the elevations submitted with the request. He asked if the building was going to be facing Johnson.

APPLICANT: Mr. Benton Smith said the building would have a front facing Johnson.

COMMISSION: Mr. Jim Little recommended a buffer between the auto shop and this proposed request.

APPLICANT: Mr. Benton Smith said that would not be an issue with his client to do that.

COMMISSION: Mr. Denise Zolper asked about the trash enclosures.

STAFF: Mr. Derrel Smith said that was something addressed during the site plan review.

COMMISSION: Mr. Jim Scurlock made a motion to approve the rezoning with the recommended conditions submitted by the Planning Department.

A motion was made by Jim Scurlock, seconded by Dennis Zolper, that this matter be Recommended to Council. The motion PASSED with the following vote.

- Aye: 7 Jerry Reece; Jim Scurlock; Kevin Bailey; Jimmy Cooper; Dennis Zolper; David Handwork and Jeb Spencer
- Nay: 1 Jim Little

# 9. Staff Comments

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# COM-17:073 ELECTION OF OFFICER: MAPC Election of Vice Chair

New Vice Chair to be reelected since Mr. Ron Kelton resigned.

STAFF: Mr. Derrel Smith informed the Commissioners they would need to appoint a new MAPC Vice Chair. Mr. Ron Kelton was the previous Vice Chair and he resigned from the MAPC.

Mr. Jerry Reece was nominated for the position and approved by the Committee.

A motion was made by Dennis Zolper, seconded by Jimmy Cooper, that this matter be Approved. The motion PASSED with the following vote.

Aye: 8 - Jerry Reece; Jim Scurlock; Kevin Bailey; Jimmy Cooper; Jim Little; Dennis Zolper; David Handwork and Jeb Spencer

## 10. Adjournment