

City of Jonesboro City Council
Staff Report – RZ 17-10: 1612 Patrick Street
Municipal Center - 300 S. Church St.
For Consideration by the City Council on June 20, 2017

REQUEST: To consider a rezoning of one tract of land containing 1.80 acres more or less.

PURPOSE: A request to consider recommendation to Council by the MAPC a rezoning of 1.80 acres of land located at 1612 Patrick Street from R-1 Single-family residential to RM-8 Multifamily Residential.

**APPLICANTS/
OWNER:** 141 Investments, 2300 Manchester Drive, Jonesboro, AR 72401

LOCATION: 1612 Patrick Street, Jonesboro, AR 72401

**SITE
DESCRIPTION:** **Tract Size:** Approx. 1.80 Acres
Street Frontage: **231.38 feet along Patrick Street**
Topography: Flat
Existing Development: Undeveloped

SURROUNDING CONDITIONS:

ZONE	LAND USE
North	R-1 Single Family Residential
South	R-1 Single Family Residential
East	R-1 Single Family Residential
West	RS -7 (Briarwood Estates Subdivision)

HISTORY: This land has been undeveloped.

ZONING ANALYSIS

City Planning Staff has reviewed the proposed Zone Change and offers the following findings:

COMPREHENSIVE PLAN LAND USE MAP

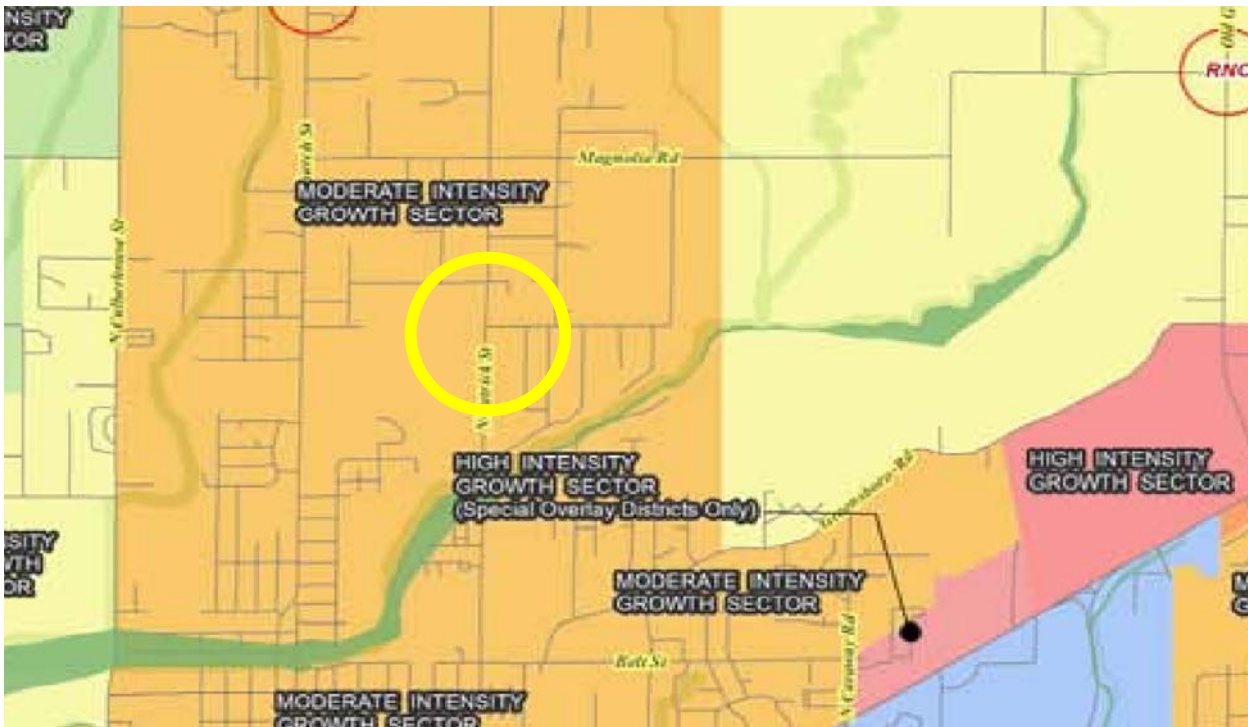
The Current/Future Land Use Map recommends this location as a Moderate Intensity Growth Sector. A wider mix of land use is appropriate in the moderate intensity sectors. Control of traffic is probably the most important consideration in this sector. Additionally, good building design, use of quality construction materials, and more abundant landscaping are important considerations in what is approved, more so than the particular use. Limits on hours of operation, lighting standards, screening from residential uses, etc. may be appropriate. Consideration should be given to appropriate locations of transit stops.

MODERATE INTENSITY GROWTH SECTOR RECOMMENDED USE TYPES INCLUDE:

- Single Family Residential
- Attached Single Family, duplexes, triplexes, and fourplexes
- Neighborhood retail, Neighborhood services
- Office parks
- Smaller medical offices
- Libraries, schools, other public facilities
- Senior living centers/nursing homes, etc.
- Community-serving retail
- Small supermarket
- Convenience store
- Bank
- Barber/beauty shop
- Farmer’s market
- Pocket Park

MASTER STREET PLAN/TRANSPORTATION

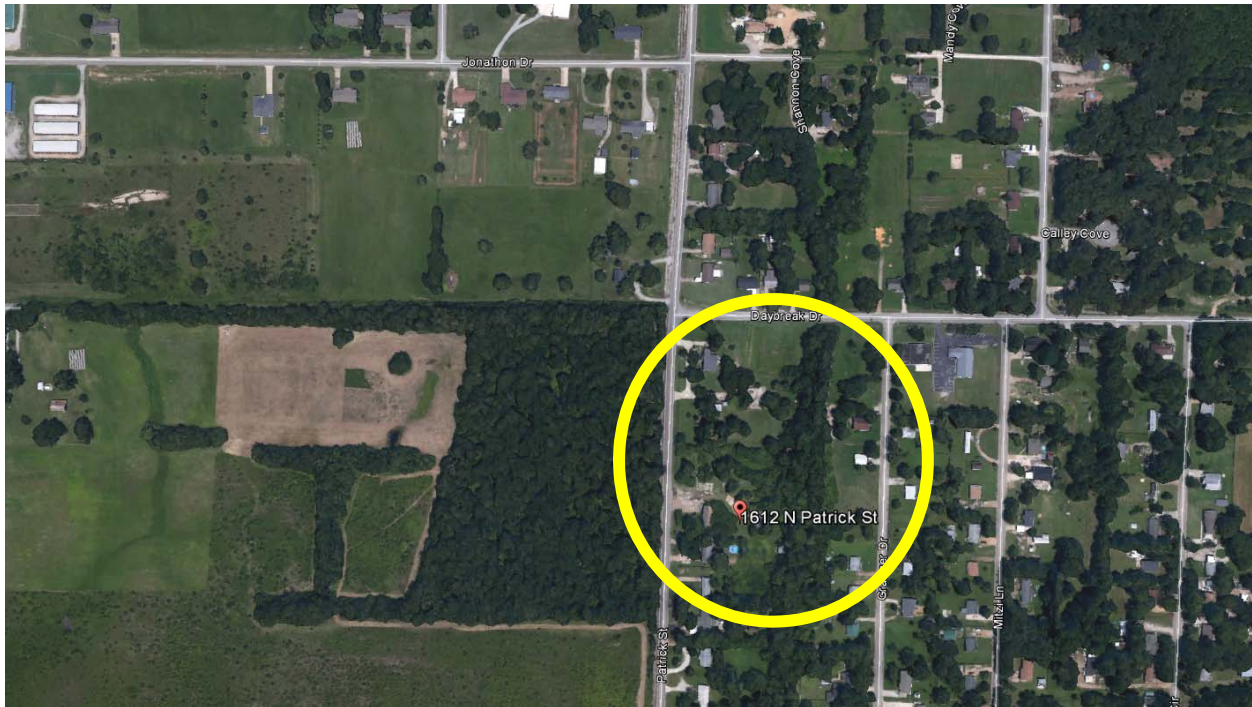
The subject site is served by North Patrick Street; the street right-of-ways must adhere to the Master Street Plan.



Adopted Land Use Map









Aerial/Zoning Map



Aerial View

APPROVAL CRITERIA- CHAPTER 117 - AMENDMENTS:

The criteria for approval of a rezoning are set out below. Not all of the criteria must be given equal consideration by the MAPC or City Council in reaching a decision. The criteria to be considered shall include, but not be limited to the following:

Criteria	Explanations and Findings	Comply Y/N
(a) Consistency of the proposal with the Comprehensive Plan/Land Use Map.	The proposed rezoning of RM-8 is consistent with the Future Land Use Plan, which was categorized as a Moderate Intensity Growth Sector.	
(b) Consistency of the proposal with the purpose of Chapter 117-Zoning.	The proposal will achieve consistency with the purpose of Chapter 117.	
(c) Compatibility of the proposal with the zoning, uses and character of the surrounding area.	Emerald Village is zoned RM-8. That development is located just south of 1612 Patrick Street.	
(d) Suitability of the subject property for the uses to which it has been restricted without the proposed zoning map amendment.	The property could be developed as a residential house. There are other single-family houses surrounding it.	
(e) Extent to which approval of the proposed rezoning will detrimentally affect nearby property including, but not limited to, any impact on property value, traffic, drainage, visual, odor, noise, light, vibration, hours of use/operation and any restriction to the normal and customary use of the affected property.	This site and use should not be a detriment to the area if controls are implemented to screen and buffer any environmentally sensitive surrounding uses.	
(f) Impact of the proposed development on community facilities and services, including those related to utilities, streets, drainage, parks, open space, fire, police, and emergency medical services.	Minimal impact if rezoned due to the fact that business currently exist with only minor upgrades.	

STAFF FINDINGS

APPLICANT’S PURPOSE:

The applicant wants to rezone this area because they think the area is being redeveloped. They would like to turn this into a multi-family development.

Chapter 117 of the City Code of Ordinances/Zoning defines Commercial District as follows:

RM-8 Residential Multifamily Classification that allows for up to 16 units per net acre. This includes all forms of units – duplexes, triplexes, quads, and higher.

DEPARTMENTAL/AGENCY REVIEWS:

The following departments and agencies were contacted for review and comments. Note that this table will be updated at the hearing due to reporting information that will be updated in the coming days:

Department/Agency	Reports/ Comments	Status
Engineering	No objections to this rezoning to date.	
Streets/Sanitation	No objections to this rezoning to date.	
Police	No objections to this rezoning to date.	
Fire Department	No objections to this rezoning to date.	
MPO	No objections to this rezoning to date.	
Jets	No objections to this rezoning to date.	
Utility Companies	No objections to this rezoning to date.	

ZONING CODE ALLOWABLE USES:

Below is the Table of Permitted Uses regarding the requested RM-8. Certain commercial uses are permitted as of right- “P”, while others require a Conditional Use- “C” approval by the MAPC, or not permitted where blank:

RM-8 Permitted Uses	
Single Family, attached	Communication Tower
Duplex, Triplex, Fourplex	Day Care
Multifamily	Golf Course
Manufactured housing unit	Government Service
Group Residential	Library
Bed and Breakfast	Parks and Recreation
Cemetery	Safety Services
Church	School, Elementary, Middle and High
College or University	Utility, Major and Minor

MAPC RECORD OF PROCEEDINGS: PUBLIC HEARING HELD ON JUNE 13, 2017

APPLICANT: Mr. Garry Tate of 141 Investments requested MAPC approval of a rezoning from R-1 Single Family Residential District to RM-8 Residential Multi-Family for 1.8 acres of land located at 1612 Patrick Street. Mr. Tate said the property had a house and shop building on the lot. He removed those from the lot and now he wants to rezone the property.

STAFF: Mr. Derrel Smith said the property does meet all of the guidelines needed for a rezoning. He did propose the following recommended conditions to the rezoning request:

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. Denise Zolper asked Mr. Garry Tate how many units he was going to put on the property.

APPLICANT: Mr. Tate said he would like to put seven duplexes on the property.

COMMISSION: Mr. Zolper made a motion to approve the rezoning request with the stipulation attached that were recommended by the Planning Department. Those stipulations were:

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.

No public comments.

COMMISSION ACTION:

Mr. Denise Zopher made a motion to approve Case: RZ: 17-10, as submitted, to the City Council with the noted conditions, and the MAPC find that to rezone property from “R-1” Single Family Residential District to “RM-8” Residential Multi-Family. Motion was seconded by Mr. Jimmy Cooper.

Roll Call Vote: 6-0, Aye’s: Jim Scurlock; Ron Kelton; Kevin Bailey; Jimmy Cooper; Jim Little and Denise Zopher.

Absent: Jerry Reece and Rick Stripling

CONCLUSION:

The Planning Department Staff finds that the requested Zoning Change submitted for subject parcel, should be approved based on the above observations and criteria of Case RZ 17-10, a request to rezone property from R-1 Single Family Residential District to RM-8 Multifamily Residential Classification, subject to final site plan approval by the MAPC.

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.

Respectfully Submitted for City Council Consideration,
The Planning Department

Sample Motion:

I move that we place Case: RZ 17-10 on the floor for consideration of recommendation by MAPC to the City Council with the noted conditions, and we, the MAPC find that changing the zoning of this property from R-1 Single Family Residential to the proposed RM-8 Multifamily Residential District, will be compatible and suitable with the zoning, uses, and character of the surrounding area, subject to the Final Site Plan review and approval by the MAPC in the future.



View looking North



View looking South



View looking East



View looking West