

City of Jonesboro City Council
Staff Report – RZ 18-07: 6614 Stadium Blvd Rezoning
 Municipal Center - 300 S. Church St.
For Consideration by the Commission on July 17, 2018

REQUEST: To consider a rezoning of one tract of land containing 2.41 acres more or less.

PURPOSE: A request to consider recommendation to Council for a rezoning from “R-1” Single-Family Residential District to a “C- 3” General Commercial District Limited Use Overlay.

APPLICANTS/ OWNER: Steve Morgan, 2015 Harwood. Jonesboro, AR 72404.

LOCATION: 6614 Stadium Blvd, Jonesboro, AR 72404

SITE DESCRIPTION: **Tract Size:** Approx. 2.41 Acres
Street Frontage: 835.8’ Total along Stadium Blvd.
Topography: Predominately Flat
Existing Development: Vacant lot use to be old Auto Auction

SURROUNDING CONDITIONS:

ZONE	LAND USE
North-R-1	Vacant County Hwy Frontage Property
South-N/A	County Commercial – Shop
East-N/A	Railroad Tracks, Wooded Area
West-N/A	Empty Lot, R/R Farm Equipment

HISTORY: There was an Auction there years ago.

ZONING ANALYSIS:

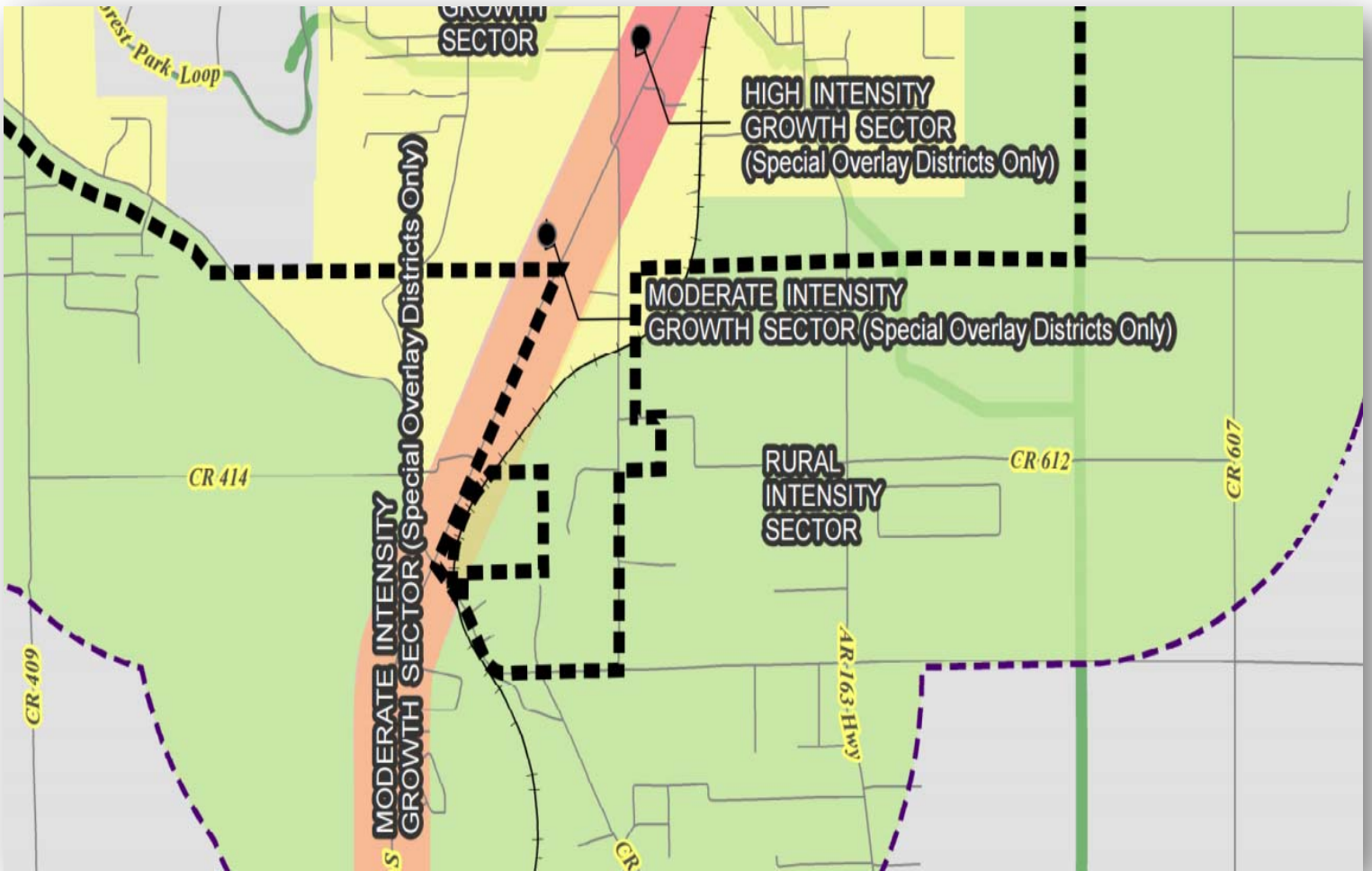
City Planning Staff has reviewed the proposed Zone Change and offers the following findings:

COMPREHENSIVE PLAN LAND USE MAP:

The Current/Future Land Use Map recommends this location as a Moderate Intensity Growth Sector (Special Overall District Only). Unless a Limited Use Overlay District is requested and agreed on by the applicant(s), no conditions by the Commission or Council can be placed on a successful rezoning. With a suggested Limited Use Overlay, the MAPC will be afforded an opportunity to gain more detailed information that will give assurance of a well-designed infill development that will enhance the area.

Moderate Intensity Recommended Use Types Include:

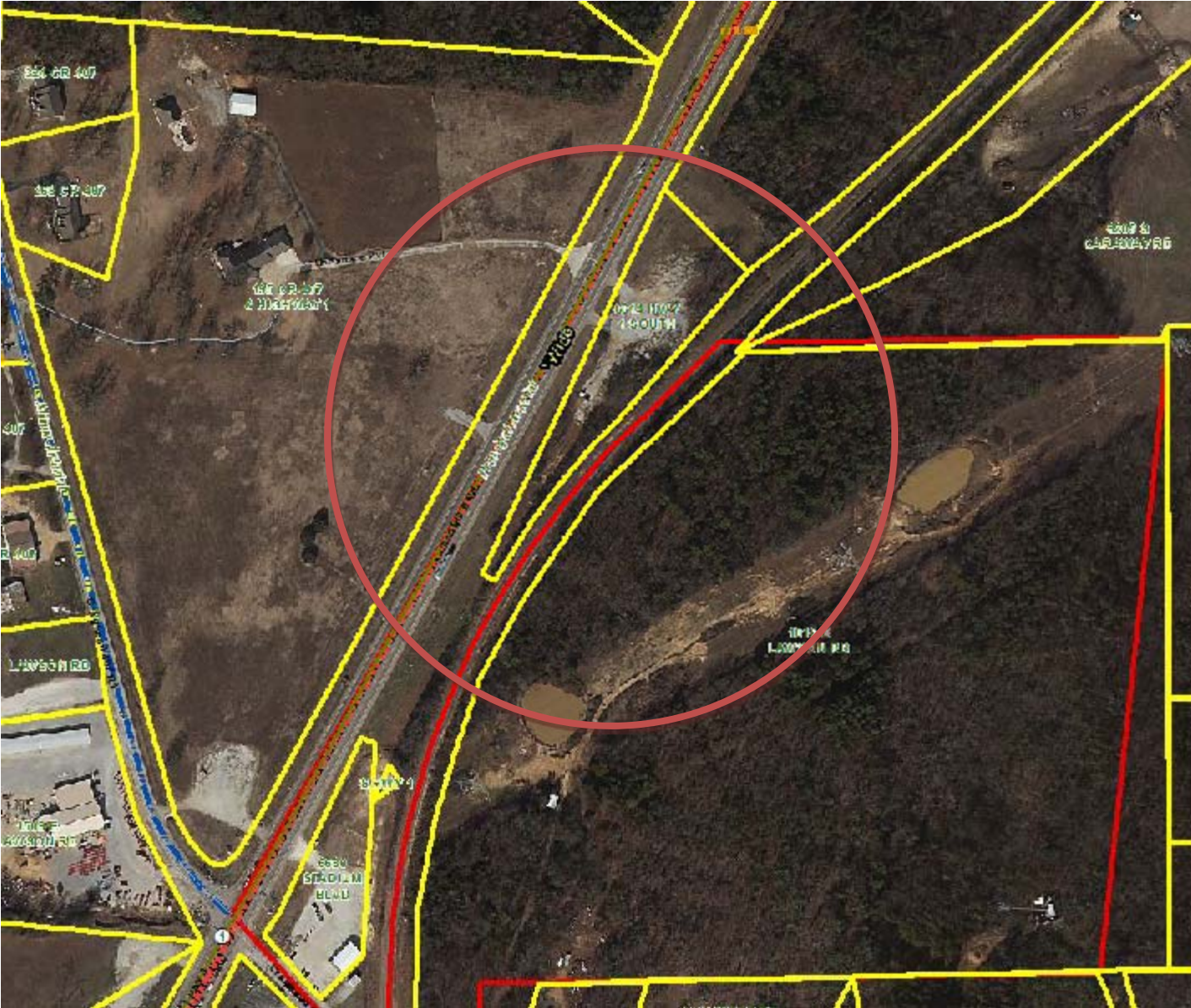
- *Neighborhood Retail*
 - *Neighborhood Services*
 - *Office parks*
 - *Smaller medical offices*
 - *Libraries, schools, other public facilities*
 - *Senior living centers/nursing homes*
 - *Community-serving retail*
 - *Small supermarkets*
 - *Convenience store*
 - *Bank*
 - *Barber/beauty shop*
 - *Farmer's Market*
- *Pocket Park*



Land Use Map

Master Street Plan/Transportation







The subject property is served by Highway 1 or Stadium Blvd., on the Master Street plan, is classified as a proposed Principal Arterial, requiring a 120 ft. right-of-way. The applicant will be required to adhere to the Master Street Plan recommendations.



Aerial/Zoning Map

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 list on the next page.

Criteria	Explanations and Findings	Comply Y/N
(a) Consistency of the proposal with the Comprehensive Plan/Land Use Map	The proposed district rezoning is consistent with the Adopted Land Use Plan, which was categorized as a Moderate Intensity Growth Sector (Special Overall District Only) – pending the applicants request and approval for a special overall for this district or limited use overlay district.	
(b) Consistency of the proposal with the purpose of Chapter 117-Zoning.	The proposal will achieve consistency with the purpose of Chapter 117, with compliance of all C-3 District standards.	
(c) Compatibility of the proposal with the zoning, uses and character of the surrounding area.	Compatibility is achieved with this rezoning considering there are already businesses located in this area. This parcel is more suitable for business than a Residential use.	
(d) Suitability of the subject property for the uses to which it has been restricted without the proposed zoning map amendment;	Conventional zoning restraints will prevent this subject property from being developed. Without the proposed zoning map amendment, this property will likely not develop as residential.	
(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;	No detrimental or adverse impacts are predicted, if proper assess management controls are implemented.	
(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 businesses and residential currently exist in this area.	

Staff Findings:

Applicant's Purpose

The proposed area is currently classified as an R-1 Single-family residential zone. Located on Highway 1 / Stadium Blvd and close to Lawson Road, this area already has several businesses and shops. This location would make a great place for another business. The applicant wants this area rezoned so that can operate a Vehicle Repair Shop and storage rental from this location. The applicant will have to get a Conditional Use after the Rezoning is finalized for a Warehouse, Residential mini storage facility.

Rezoning this property is consistent with the *Jonesboro Comprehensive Plan* and the *Future Land Use Plan*. Rezoning makes sense considering there are already multiple commercial businesses located in the area. Under the current zoning classification, it would be illegal for the applicant to operate a Vehicle Repair of Warehouse / Mini Storages from this location. As far as we know, this property has been vacant for a long time.

Chapter 117 of the City Code of Ordinances/Zoning defines C-1/Downtown Core District as follows:

Definition of C-3 General Commercial Districts - The purpose of a C-3 district is to provide appropriate locations for commercial and retail uses, which are convenient and serve the needs of the traveling public. The district also provides locations for limited amounts of merchandise, equipment and material being offered for retail sale that are more suitable for storage and display outside the confines of an enclosed structure. Appropriate locations for this district are along heavily traveled arterial streets. Development of groupings of facilities shall be encouraged, as opposed to less desirable strip commercial.

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 issues were reported	
Streets/Sanitation	No issues were reported	
Police	Reported no issues.	
Fire Department	Reported no issues.	
MPO	Reported no issues.	
Jets	Reported no issues.	
Utility Companies	Reported no issues.	

Zoning Code Allowable Uses:

The City of Jonesboro Zoning Resolution includes a list of permitted uses within C-3 Districts as follows (*Note the highlighted uses in yellow are suggested to be prohibited due to adverse impacts on the area.*) However, most uses will be prohibited by default, due to the irregularity of site shape and size. 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 within the Zoning Ordinance Chapter 117:

List of Commercial Uses	C-3 General Commercial	List of Commercial Uses	C-3 General Commercial
<i>Civic and commercial uses</i>		<i>Civic and commercial uses</i>	
Animal care, general	Permitted	Nursing home	Permitted
Animal care, limited	Permitted	Office, general	Permitted
Auditorium or stadium	Conditional	Parking lot, commercial	Permitted
Automated teller machine	Permitted	Parks and recreation	Permitted
Bank or financial institution	Permitted	Pawn shops	Permitted
Bed and breakfast	Permitted	Post office	Permitted
Carwash	Permitted	Recreation/entertainment, indoor	Permitted
Cemetery	Permitted	Recreation/entertainment, outdoor	Permitted
Church	Permitted	Recreational vehicle park	Permitted
College or university	Permitted	Restaurant, fast-food	Permitted
Communication tower	Conditional	Restaurant, general	Permitted
Warehouse, residential (mini) storage	Conditional	Retail/service	Permitted
Convenience store	Permitted	Safety services	Permitted
Day care, limited (family home)	Permitted	School, elementary, middle and high	Permitted
Day care, general	Permitted	Service station	Permitted
Entertainment, adult	Conditional	Sign, off-premises*	Permitted
Funeral home	Permitted	Utility, major	Conditional
Golf course	Permitted	Utility, minor	Permitted
Government service	Permitted	Vehicle and equipment sales	Permitted
Hospital	Permitted	Vehicle repair, general	Permitted
Hotel or motel	Permitted	Vehicle repair, limited	Permitted
Library	Permitted	Vocational school	Permitted
Medical service/office	Permitted	Warehouse, Residential Mini Storage	Conditional
Museum	Permitted	<i>Industrial, manufacturing and extractive uses</i>	
<i>Agricultural uses</i>		Freight terminal	Conditional
Agriculture, animal	Conditional	Research services	Conditional
Agriculture, farmers market	Permitted		

MAPC RECORD OF PROCEEDINGS: PUBLIC HEARING HELD ON APRIL 24, 2018

Steve Morgan is requesting a Rezoning from R-1 Single Family Residential District to C-3 General Commercial District Limited Use Overlay for 2.41 +/- acres of land located at 6614 S. Stadium.

APPLICANT: Steve Morgan is requesting a Rezoning from R-1 Single Family Residential District to C-3 General Commercial District Limited Use Overlay for 2.41 +/- acres of land located at 6614 S. Stadium.

STAFF: Mr. Derrel Smith said this site meets all the six requirements that are on the zoning checklist. The following stipulations will apply:

- 1. Applicant must adhere to all utility and rail corridor easements of record.**
- 2. Property shall be used as a Vehicle repair and storage rental if approved thru Conditional Use, with any change of use being subject to MAPC approval, if the need shall arise in the future.**
- 3. 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.**
- 4. A final site plan subject to all ordinance requirements shall be submitted, reviewed, and approved by the Planning Department, prior to any redevelopment of the property.**
- 5. No landscaping staging/inventory storage areas shall not be situated in areas obstructing site view, nor right of way areas. Outdoor storage of equipment shall be screened.**
- 6. The Limited Use Overlay will Prohibited Adult Entertainment and Off-Premise Signs.**

BOARD: Mr. Lonnie Roberts asked if there are any public comments.

PUBLIC: No Opposition.

COMMISSION ACTION:

Mr. Dennis Zolper made a motion to approve Case: RZ: 18-07, as submitted, to the City Council with the stipulations that were read by the Planning Department:

- 1. Applicant must adhere to all utility and rail corridor easements of record.**
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The MAPC find to rezone property from “R-1” Single Medium Family Residential District to “C-3” General Commercial District Limited Use Overlay. Motion was seconded by Mr. Jimmy Cooper.

Roll Call Vote: 6-0, Aye’s: Jim Scurlock; Kevin Bailey; Jerry Reece; Jimmy Cooper; Jim Little; and Dennis Zolper

Absent: Jeb Spencer and David Handwork

Conclusion:

The Planning Department Staff finds that the requested Zone Change submitted for subject parcel, should be evaluated based on the above observations and criteria of Case RZ 18-07 a request to rezone property from “R-1”to“C-3” LUO; the following conditions are recommended:

1. Applicant must adhere to all utility and rail corridor easements of record.
2. Property shall be used as a Vehicle repair and storage rental if approved thru Conditional Use, with any change of use being subject to MAPC approval, if the need shall arise in the future.
3. 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.
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6. The Limited Use Overlay will Prohibited Adult Entertainment and Off-Premise Signs.

Respectfully Submitted for City Council Consideration,
The Planning and Zoning Department

Sample Motion:

I move that we place Case: RZ-18-07 on the floor for consideration of recommendation by MAPC to the City Council with the noted conditions, and we, the MAPC find that to rezone property from “R-1” Single Family to “C-3”, L.U.O., General Commercial Limited Use Overlay will be compatible and suitable with the zoning, uses, and character of the surrounding area.

PICTURES OF AREA

