

Hall County Regional Planning Commission

Wednesday, July 5, 2017 Regular Meeting

Item F3

Zoning Change LLR to B2 Lots 1 2 and 3 Meadow Lane Sixth Subdivision-Grand Island ETJ

Staff Contact:

Agenda Item # 6

PLANNING DIRECTOR RECOMMENDATION TO REGIONAL PLANNING COMMISSION:

June 26, 2017

SUBJECT: Zoning Change (C-26-2017GI)

PROPOSAL: This application includes approximately 11.86 acres of land north of U.S. Highway 34 and west of Shady Bend Road. This is the vacant property located immediately east of the property zoned B-2 General Business on the corner of U.S. Highway 34 and Shady Bend Road. The property is located within the 2 mile extraterritorial zoning jurisdiction of the City of Grand Island.

The applicant is asking that the zoning on this property be changed from LLR Large Lot Residential Zone to B-2 General Business. The stated purpose of this rezoning is to allow the potential buyers of this property to build a small machine shop and a semi-trailer sales and repair facility.

OVERVIEW:

Site Analysis

Current zoning designation: LLR-Transitional Agriculture.

Intent of zoning district LLR To provide for a transition from rural to

urban uses, and is generally located on the fringe of

the urban area. This zoning district permits

residential dwellings at a maximum density of two dwelling units per acre, as well as other open space

and recreational activities.

Permitted and conditional uses: LLR- Agricultural uses, recreational uses,

transitional uses such as: greenhouses and

veterinary clinics and residential uses at a density

of 1 unit per 20 acres.

Comprehensive Plan Designation: Designated for future medium density residential to

office development the area immediately to the east is planned and zoned for highway commercial uses and Council previously amended the future land use map and rezoned the Mile Bridge school 1/4

mile to the east for commercial uses.

Existing land uses. Undeveloped property

Adjacent Properties Analysis

Current zoning designations: East: B-2 General Business Zone

South: **TA**-Transitional Agriculture Zone,

North, and West: TA-Transitional Agriculture.

Intent of zoning district

B-2 The intent of this zoning district is to provide for the

service, retail and wholesale needs of the general community.

This zoning district will contain uses that have users and traffic from all areas of the community and trade areas, and therefore will have close proximity to the major traffic corridors of the City. Residential uses are permitted at the density of the (R-4) High Density Residential Zoning District.

TA The intent of this zoning district is to provide for a transition from rural to urban uses, and is generally located on the fringe of the urban area. This zoning district permits both farm and non-farm dwellings as well as other open space and recreational activities. The intent of the zoning district also would allow the limited raising livestock within certain

density requirements.

Permitted and conditional uses: TA- Agricultural uses, recreational uses and

residential uses at a density at a density of 1 unit

per 20 acres. Limited animal agriculture.

Comprehensive Plan Designation: North Designated for future low to medium density

> residential development. East Highway Commercial

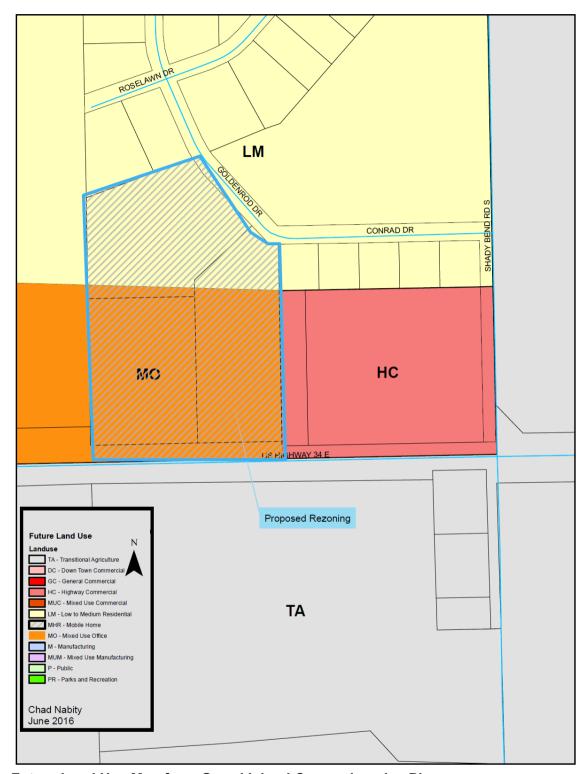
West: Medium Density Residential: South: Transitional Agriculture East: Commercial and Residential

Existing land uses:

North Residential

South and West: U.S. Highway 34 and

Agricultural land



Future Land Use Map from Grand Island Comprehensive Plan

Future Land Use Map Descriptions and Policies

MO - Medium Residential to Office

This land use area is intended to provide for a mixture of single-family housing units with multi-family housing alternatives such as townhouse, condo or apartment buildings. Residential densities of more than 15 dwelling units per acre. In addition to residential uses in the MO, limited commercial in the form of offices is also allowed. This area has a higher density of dwellings per acre as compared to the LM land use district.

The MO district will tend to bring more vehicles, potentially wider streets and faster traffic, and more opportunity for a diversity of uses. Therefore, a development must be effectively sited, landscaped, and buffered, as well as having adequate provisions for open space. Architectural features will also be a key element in blending the mix of residential densities and limited office uses. The Medium Density Residential/Office Area is appropriate for smaller scale mixed residential/office use development where a variety of densities can be accomplished.

HC-HIGHWAY COMMERCIAL

This land use area is intended to accommodate uses that serve a more regional clientele that come from miles away. These uses are typically accessible only by car, and include hotels and motels, large retailers, malls, office and business parks, etc.

The Highway Commercial classification designates areas for retail, service and office establishments intended to serve several neighborhoods. Community business areas should be located as business clusters rather than arterial strip commercial development.

Internal street networks with access roads serving multiple developments and landscaping are required within this land use designation.

LM - LOW TO MEDIUM RESIDENTIAL (

The Low to Medium Residential land use would encompass residential uses with a density up to 15 dwelling units per acre. City services such as water and sewer should be provided in areas where densities with one dwelling unit per acre.

This land use area is intended to allow for the continuation of some typical density subdivision developments, similar to those that exist along the edges of the community.

EVALUATION:

Positive Implications:

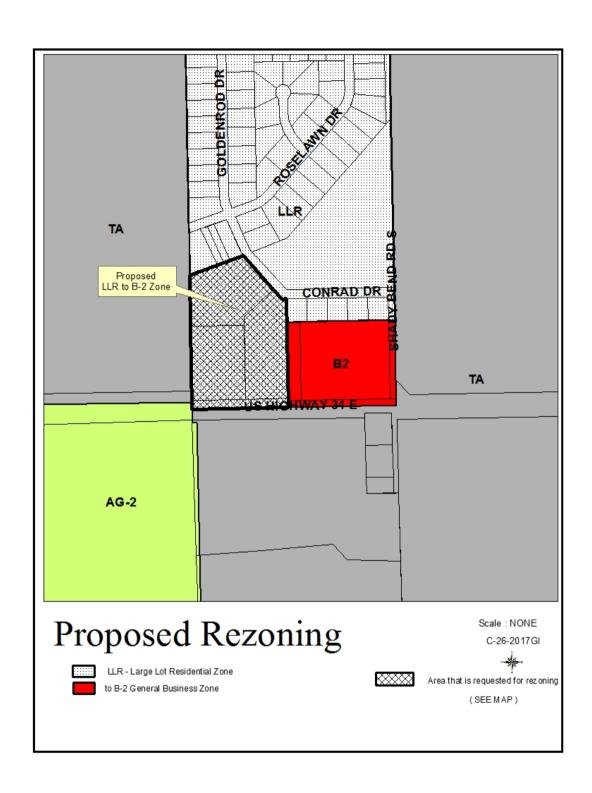
- Would not negatively impact traffic on Highway 34: The proposed use as a heating
 and air conditioning supply business would not negatively impact traffic on U.S.
 Highway 34. Access to both businesses would be a shared access at the west end
 of the property.
- Largely consistent with the City's Comprehensive Land Use Plan: The subject property is designated for long term medium density residential to office development, but is immediately adjacent to an area planned for and zoned for commercial development. The Grand Island City Council amended the future land use map to designate Mile Bridge school for commercial development in December 2004 so it is likely that this stretch of U.S. 34 will develop to support commercial uses. Especially those uses aimed at people traveling to and from Grand Island.

Negative Implications:

- Uses other than those proposed are allowed in the B2 zoning district: Potential uses
 for the site would include a convenience store, night club/bar, restaurant, and strip
 commercial. A copy of the uses allowed in the B2 Zoning District is attached.
- Lack or municipal infrastructure: Sewer and water are not available to this property.
 Changing the zoning on this property at this point would likely encourage additional
 development in this area prior to the development of municipal infrastructure. The
 proposed uses would not require municipal infrastructure so would fit here.

RECOMMENDATION:

That the Regional Planning Commission recommend that the Grand Island C Council change the zoning on this site from LLR Large Lot Residential to B-2	•
General Business. to the zoning on this site.	



§36-68. (B-2) General Business Zone

Intent: The intent of this zoning district is to provide for the service, retail and wholesale needs of the general community. This zoning district will contain uses that have users and traffic from all areas of the community and trade areas, and therefor will have close proximity to the major traffic corridors of the City. Residential uses are permitted at the density of the (R-4) High Density Residential Zoning District.

- (A) <u>Permitted Principal Uses</u>: The following principal uses are permitted in the (B-2) General Business Zoning District.
 - (1) Stores and shops that conduct retail business, provided, all activities and display goods are carried on within an enclosed building except that green plants and shrubs may be displayed in the open, as per the Zoning Matrix [Attachment A hereto]
 - (2) Office and office buildings for professional and personal service as found in the Zoning Matrix [Attachment A hereto]
 - (3) Agencies as found in the Zoning Matrix [Attachment A hereto]
 - (4) Dwelling units
 - (5) Board and lodging houses, fraternity and sorority houses
 - (6) Truck, bush and tree farming, provided, there is no display or sale at retail of such products on the premises
 - (7) Public parks and recreational areas
 - (8) Country clubs
 - (9) Public, parochial and private schools having a curriculum equivalent to an elementary or higher educational level
 - (10) Colleges offering courses of general instruction, including convents, monasteries, dormitories, and other related living structures when located on the same site as the college
 - (11) Churches, synagogues, chapels, and similar places of religious worship and instruction of a quiet nature
 - (12) Utility substations necessary to the functioning of the utility, but not including general business offices, maintenance facilities and other general system facilities, when located according to the yard space rules set forth in this section for dwellings and having a landscaped or masonry barrier on all sides. Buildings shall be of such exterior design as to harmonize with nearby properties
 - (13) Public and quasi-public buildings for cultural use
 - (14) Railway right-of-way but not including railway yards or facilities
 - (15) Nonprofit community buildings and social welfare establishments
 - (16) Hospitals, nursing homes, convalescent or rest homes
 - (17) Radio and television stations (no antennae), private clubs and meeting halls
 - (18) Vocational or trade schools, business colleges, art and music schools and conservatories, and other similar use
 - (19) Preschools, nursery schools, day care centers, children's homes, and similar facilities
 - (20) Group Care Home with less than eight (8) individuals
 - (21) Elderly Home, Assisted Living
 - (22) Stores and shops for the conduct of wholesale business, including sale of used merchandise
 - (23) Outdoor sales and rental lots for new and used automobiles, boats, motor vehicles, trailers, manufactured homes, farm and construction machinery, etc.
 - (24) Specific uses such as: archery range, billboards, drive-in theater, golf driving range, storage yard (no junk, salvage or wrecking)
 - (25) Manufacture, fabrication or assembly uses incidental to wholesale or retail sales wherein not more than 20% of the floor area is used
 - (26) Other uses as indicated in the Zoning Matrix [Attachment A hereto]
- (B) <u>Conditional Uses</u>: The following uses are subject to any conditions listed in this chapter and are subject to other conditions relating to the placement of said use on a specific tract of ground in the (B-2) General Business Zoning District as approved by City Council.
 - (1) Recycling business
 - (2) Towers
 - (3) Other uses as indicated in the Zoning Matrix [Attachment A hereto]
- (C) <u>Permitted Accessory Uses</u>:
 - (1) Building and uses accessory to the permitted principal use.

(D) Space Limitations:

Uses				Minimum				
		A	В	С	D	E		
	Minimum Parcel Area (feet)	Minimum Lot Width (feet)	Front Yard (feet)	Rear Yard (feet)	Side Yard (feet)	Street Side Yard (feet)	Maximum Ground Coverage	Maximum Building Height (feet)
Permitted Uses	3,000	30	10	01	02	10	100%	55
Condition al Uses	3,000	30	10	01	02	10	100%	55

- No rear yard setback is required unless bounded by an alley, then a setback of 10 feet is required.
- No side yard setback is required, but if provided, not less than five feet, or unless adjacent to a parcel whose zone requires a side yard setback, then five feet. When adjacent to a public alley, the setback is optional and may range from 0 feet to 5 feet.

(E) Miscellaneous Provisions:

- (1) Supplementary regulations shall be complied with as defined herein
- (2) Only one principal building shall be permitted on one zoning lot except as otherwise provided herein.

Abstracting services Accounting & bookkeeping services Advertising services, direct mail Advertising services, general Agricultural, business and personal credit services including credit union Agricultural chemical & fertilizers wholesale Agricultural fertilizers, hazardous & non hazardous - retail Agricultural operations Air conditioning, heating & plumbing contracting services Alteration, pressing & garment repair services Ambulance services Animal hospital services Antiques - retail Apparel & accessories - retail Appliances (household) - retail Appliance repair services Architectural, engineering & planning - professional services Arenas & fieldhouses Armateur rewinding services Armed forces reserve center Art galleries, publicly owned Artists - painters, sculptors, composers, & authors Athletic field or playfield Auditing, accounting & bookkeeping services Auditoriums, public Automobile & other motor vehicle repair services Automobile & other motor vehicles retail Automobile & truck rental services Automobile equipment - wholesale Automobile parts & supplies - retail Automobile wash services Bait shops Bakeries non-manufacturing - retail Banking services Barber services Batch Plants - temporary Beauty services Bed and breakfast residence Beer, wine & alcoholic beverages wholesale Bicycles - retail Blueprinting & photocopying services Boarding & rooming houses Boat sales, service and rentals Bookkeeping, auditing & accounting services Books, magazines & newspapers distributing - wholesale Books - publishing & printing Books - retail Bottled gas - retail Bowling alleys Building materials - retail Building materials & lumber wholesale

Business & management consulting

Business offices not elsewhere listed

services

Butter - manufacturing Cable TV maintenance yard Cameras & photographic supplies retail Camp grounds, general Camp grounds, group Candy, nut, & confectionery - retail Carpentry & wood flooring services Carpet & rug cleaning & repair service Charitable & welfare services Chiropractors, optometrists, & other similar health services Churches, synagogues & temples Civic, social & fraternal associations Clock, watch & jewelry repair services Commercial & industrial machinery, equipment & supplies - wholesale Commodity & securities brokers, dealers & exchanges & services Confectionery, nut & candy - retail Construction & lumber materials wholesale Construction services - temporary Convalescent,, nursing & rest home services Convents Convenience store Country club Credit reporting, adjustment & collection services Credit unions & agricultural, business & personal credit services Crematory, funeral & mortuary services Curtains, draperies & upholstery retail Dairy products - retail Dairy products - wholesale Day care centers Dental laboratory services Dental services Department stores - retail Detective & protective services Direct mail advertising services Direct selling organizations - retail Discount & variety stores - retail Disinfecting & exterminating services Dormitories, college Draperies, curtains & upholstery retail Drug & proprietary - retail Dry cleaning & laundering, self service Dry cleaning, laundering & dyeing services, except rugs Dry goods & general merchandise -Dry goods & notions - wholesale Duplicating, mailing, & stenographic

Electrical apparatus & equipment, wiring supplies, & construction materials - wholesale Electrical contractor services Electrical appliances, phonographs, televisions, tape players & radio sets - wholesale Electrical repair services, except radio & television Electrical supplies - retail Electricity regulating substations Employment services Engineering, planning architectural professional services Equipment & supplies for service establishments - wholesale Equipment rental & leasing services Exhibition halls Exterminating Fairgrounds Farm machinery & equipment - retail Farm products warehousing & storage excluding stockyards nonhazardous Farm supplies - retail Farms, commercial forestry Farms, grain crops Farms, hay & alfalfa Farms, fiber crops Farms, fruits, nuts or vegetables Farms, nursery stock Feeds, grains & hay - retail Fertilizers, agricultural nonhazardous - retail Fieldhouses & arenas Fire protection & related activities Fish & seafood's - retail Fish & seafood's - wholesale Floor covering - retail Florists - retail Food lockers & storage services Fraternal, civic & social associations Fraternity & sorority houses Fruits & vegetables (fresh) wholesale Fruits & vegetables - retail Fuel, except fuel oil & bottled gas retail Fuel oil - retail Funeral, mortuary & crematory services Fur repair & storage services Furniture & home furnishings wholesale Furniture - retail Furniture repair & reupholstery services Furies & fur apparel - retail Garden supplies & landscape nursery Garment repair, alteration & pressing services Gasoline service stations - retail General stores - retail Gifts, novelties & souvenirs - retail Glass, paint & wallpaper - retail Grains, feeds & hay - retail Green houses Groceries - retail

services

Dwelling, multi-family

Dwelling, single-family

Dyeing, dry cleaning & laundry

Dwelling, two-family

services, except rugs

Egg & poultry - retail

Group care home

Gymnasiums & athletic clubs

Hardware - retail Hardware - wholesale Hay, grains & feeds - retail

Health resorts

Health & exercise spas Hearing aids, optical goods, orthopedic appliances & other

similar devices - retail Heating, air conditioning & plumbing contracting services Heating & plumbing equipment &

supplies - retail Hobby supplies - retail Holding & investment services

Hospital services

Hotels, tourist courts, & motels Household appliances - retail

Ice - retail

Ice skating rinks, indoor

Insurance agents & brokers services

Insurance carriers Internet service

Investment & holding services

Janitorial services Jewelry - retail

Jewelry, watch & clock repair

services

Labor unions & similar labor

organizations

Landscape contracting services Landscape nursery & garden

supplies - retail Lapidary work

Laundering & dry cleaning, self-

Laundering, dry cleaning & dyeing

services, except rugs Lawn care - services Legal services Libraries Liquor - retail Locksmith services

Lumber & building materials -

wholesale

Lumber yards - retail

Magazines & newspapers - retail Mailing, duplicating, & stenographic services

Management & business consulting

services

Masonry, stonework, tile setting &

plastering services Massage services

Meat & meat packing products -

wholesale Meats - retail

Medical clinics, out-patient services

Medical laboratory services

Miniature golf

Manufactured homes on permanent

foundation

Mobile homes & accessories - retail

Monasteries

Monuments - retail

Motels, hotels, & tourist courts Motorcycle & bicycle sales, rental &

Mortuary, funeral & crematory services

Museums

Musical instruments & supplies -

retail

Newspaper & magazines - retail Newspapers, books & magazines

distribution - wholesale

Newspapers publishing & printing News syndicate services

Notions, dry goods - wholesale Novelties, gifts & souvenirs - reail

Nursery stock farms

Nursing, convalescent & rest home

services

Optical goods, hearing aids, orthopedic appliances & other

similar devices - retail

Optometrists, chiropractors & other

similar health services

Orphanages

Paint, glass, & wallpaper - retail Painting & paper hanging services Paper & paper products - wholesale Paper hanging & painting services

Parks, public

Periodicals, publishing & printing Petroleum pipeline R/W

Pets & pet grooming - retail Photocopying & blue printing

services Photoengraving

Photofinishing services

Photographic studios & services Photographic supplies & cameras -

retail

Physicians' services

Planetarium

Planning, architectural & engineering professional services

Plastering, masonry, stone work & tile setting services

Playfields & athletic fields Playgrounds

Play lot or tot lot

Plumbing & heating equipment &

supplies - retail

Plumbing, heating, & air conditioning contracting services Poultry & small game dressing &

packing

Pressing, alteration & garment repair

services

Printing, commercial

Printing & publishing of newspapers Printing & publishing of periodicals

Private clubs

Professional equipment & supplies -

wholesale

Professional membership

organizations

Professional offices not elsewhere

listed

Quarrying, gravel, sand & dirt

Quarrying, stone

Race tracks & courses - animals Radio broadcasting studios Radios, televisions, phonographs, recorders, & tape players repair

services

Radios, televisions, phonographs, recorders & tape players - retail Radio transmitting stations & towers

Railroad right-of-way Real estate agents, brokers & management services

Recreational vehicles & equipment -

retail

Recreation centers

Rectories

Refrigerated warehousing (except

food lockers)

Resorts (general)

Rest, nursing, & convalescent home

services Restaurants Restaurants, drive-in Retirement homes

Reupholstery & furniture repair

services

Roller skating rinks - indoor Roofing & sheet metal contracting

Rooming & boarding houses Rug & carpet cleaning & repair

Sausages & other prepared meat products - manufacturing Savings & loan associations

Schools, art Schools, barber Schools, beauty Schools, business Schools, colleges Schools, computer Schools, correspondence Schools, dancing Schools, day care Schools, driving Schools, junior college

Schools, music Schools, nursery Schools, pre-primary Schools, primary Schools, professional Schools, secondary Schools, stenographic Schools, technical Schools, trade Schools, universities

Schools, vocational Scientific & educational research

services

Second hand merchandise - retail

Seed and feed sales

Sheet metal & roofing contracting

Shoe repair, shoe shining, & hat

cleaning services Shoes - retail Shoes - wholesale

Social, civic & fraternal associations

Social correctional, treatment &

counseling services

Sorority & fraternity houses Souvenirs, gifts, novelties - retail

Sporting goods - retail Stadiums Stationery - retail

Stenographic, duplicating, & mailing services

Stone work, masonry, title setting, &

plastering services Storage - mini

Storage & warehousing of

nonhazardous products

Storage & warehousing of household

goods

Swimming clubs

Synagogues, churches, & temples

Tailoring (custom)

Taverns

Taxcicab dispatch

Telegraph communications

Telephone business office

Telephone exchange stations

Telephone maintenance yard

Telephone relay towers (microwave)

Television broadcasting studios

Television, radios, phonographs, recorders & tape players repair services

Television, radios, phonographs, recorders, & tape players - retail Television transmitting stations &

relay towers

Temples, churches, & synagogues

Tennis clubs

Theaters, legitimate

Theaters, motion picture, indoor Tile setting, masonry, plastering &

stone work services

Tires & inner tubes - wholesale Title abstracting services

Tobacco & tobacco products -

wholesale

Tot lot or play lot

Tourist courts, hotels, & motels Travel arranging services

Truck & automobile rental services Utility substations, pumping station, water reservoir & telephone

exchange

Upholstery, draperies, & curtains retail

Variety & discount stores - retail Vending machine operations - retail

Veterinarian services

Wallpaper, paint & glass - retail Warehousing & storage of household goods

Watch, clock, & jewelry repair

services Water well drilling services Welding & blacksmith services Welfare & charitable services Wine, beer, & alcoholic beverages -

wholesale

Wool & mohair - wholesale

APPLICATION LOR REZONING OR ZONING OLDINANCE CHANGE

Regional Planning Commission 30000 RPC Filing Fee Check Appropriate Location: ✓ City of Grand Island and 2 mile zoning jurisdiction (see reverse side) Alda, Cairo, Doniphan, Wood River and 1 mile zoning jurisdiction plus Municipal Fee* \$50.00 Hall County *applicable only in Alda, Doniphan, Wood River A. Applicant/Registered Owner Information (please print): Applicant Name Niedfelt Property Mament Phone (h) (w) Applicant Address Po Brx 1445, Brand Island, NE 68802 Registered Property Owner (if different from applicant) Phone (h) (w) Address B. Description of Land Subject of a Requested Zoning Change: Property Address <u>Jots 1, 2, 3</u>, <u>Meadow Lane Sixth Sub division</u>
Legal Description: (provide copy of deed description of property) Hall County, NE Lot ____ Block ___ Subdivision Name ____ All/part ___ 1⁄4 of Section ___ Twp ___ Rge ___ W6PM C. Requested Zoning Change: Property Rezoning (yes<u>✓</u>) (no__) 1. (provide a properly scaled map of property to be rezoned) From Large Lot Residential to Commercial 2 Amendment to Specific Section/Text of Zoning Ordinance (yes) (no x) (describe nature of requested change to text of Zoning Ordinance) Lot 1: Buyers are interested an opining new business to manufacture machined parts; Lot 2: Buger to open Semi-truck D. Reasons in Support of Requested Rezoning or Zoning Ordinance Change: Jot 1: Harris Manufacturing Corps - Ryan Rosandal, Dusty Thompson Lat 2: MP Custom Truck + Trailer LLC. ~ Matt Perardi NOTE: This application shall not be deemed complete unless the following is provided: 1. Evidence that proper filing fee has been submitted. A properly scaled map of the property to be rezoned (if applicable), and copy of deed description. The names, addresses and locations of all property owners immediately adjacent to, or within, 300 feet of the perimeter of the property to be rezoned (if the property is bounded by a street, the 300 feet shall begin across the street from the property to be rezoned). D. D. Abot cact to Contracted to identify + notify property owners. Acknowledgement that the undersigned is/are the owner(s), or person authorized by the owner(s) of record title of any property which is requested to be rezoned: > *A public hearing will be held for this request* Date <u>(a</u> Signature of Owner or Authorized Person 🚣 Note: Please submit a copy of this application, all attachments plus any applicable municipal filing fee to the appropriate Municipal Clerk's Office. RPC filing fee must be submitted separately to the Hall County Treasurer's Office (unless application is in Grand Island or its 2 mile zoning jurisdiction, then the RPC filing fee must be submitted to the G.I. City Clerk's Office). Application Deemed Complete by RPC: mo.____ day.____ yr.___ Initial____ RPC form revised 4/30/07

MP Custovi. Truck & Travler '-LC

Matt Perarat - Owner - #543-451-4891

Semi Truck repair & sales facility

Harris Manufacturing Corp.

Ryan Rozendal Co-Owner 379-6829 Dusty Thompson Co-owner 379-9405

- Small Manufacturer of Machined Ports



THE REGIONAL PLANNING COMMISSION of Hall County, Grand Island, Wood River and the Villages of Alda, Cairo and Doniphan, Nebraska

June 20, 2017

RE: Rezone Request

Dear Property Owner:

You are hereby notified that a public hearing will be held at a meeting before the Regional Planning Commission, in the Council Chambers, located in Grand Island's City Hall, 100 E First Street, beginning at 6:00 p.m., Wednesday, July 5, 2017, concerning the following changes:

A request to rezone Lots 1, 2, and 3 in the Meadow Lane Sixth Subdivision, from LLR Large Lot Residential Zone to B-2 General Business Zone in the City of Grand Island, Hall County, Nebraska.

You, as an owner of property adjacent to or within 300 feet of the proposed zone changes, are invited to attend this hearing and give testimony before the Regional Planning Commission relative to the request. This notice is not a requirement of law, but is being sent to you in the interest of public involvement so that you will be aware of such possible land use changes adjacent to or near your property and have the opportunity to express your views.

If you have any questions concerning this proposal, please call the office of the Regional Planning Commission.

Sincerely,

Chad Nabity, AICP Planning Director