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Planning Commission Vote Report

Subject: Conditional Use Permit Vote Report

Meeting Date: February 13, 2012

From: Mara M. Perry, AICP, Senior Planner

Location: Northwest corner of Olive Boulevard and Arrowhead Estates Lane

(17S320445)

Petition: P.Z. 01-2012 Friendship Village of West County (15201 Olive

Boulevard)

Proposal Summary

Civil Engineering Design Consultants, on behalf of Friendship Village of West County, are requesting to amend Conditional Use Permit (CUP) #35 for changes to the use requirements and other development conditions. The site was recently rezoned to an "R4" Residence District and the existing Conditional Use Permit was reestablished within that district. The site is currently developed with an existing retirement/ assisted living/skilled nursing complex. The petitioner would like to submit an amendment to allow for additional units within the development, additional square footage for the accessory commercial uses and changes to the landscape requirements.

The City of Chesterfield Comprehensive Plan Land Use Map delineates this subject site within the Residential Single Family use designation.

Site Area History

The subject tract was zoned "NU" Non-Urban District by St. Louis County prior to the incorporation of the City of Chesterfield.

The site was granted CUP #264 from St. Louis County in 1973 for a "full life retirement center". The permit was amended by St. Louis County in March 1988 to increase the number of beds allowed in the nursing facility and to add setbacks for an addition. In August 1989, the City of Chesterfield City Council approved CUP #02 which allowed for limited service and retail commercial uses. In 2008, CUP #02 was repealed with the approval of City of Chesterfield CUP #29 which added additional property to the existing lot governed by the CUP.

A Boundary Adjustment Plat was approved by City Council in February of 2008 to add the additional lots into the development. The original Site Development Plan for the site

has been amended multiple times for additions to the existing building, additional villas and for parking.

In January 2012, the site was rezoned to an "R4" Residence District and the existing CUP was reestablished within that district.

Department Input

The petitioner's request includes proposed amendments to four development standards within the existing CUP #35.

Number of Units

The first request is to increase the total number of units allowed from the current 300 to 400 in the complex. This does not include the number of nursing home beds allowed. Under the Development Standards for Nursing Homes within an "R4" Zoning District a maximum of twenty (20) self-care units per acre is permitted. Using that calculation, this development would be allowed a total of 690 self-care units. The number of beds in the nursing facility is currently permitted at 117 and no change is being requested to that number.

Accessory Uses

The second request is for an increase of the square footage of the "limited service and retail commercial uses" from a maximum of 2,000 square feet to a maximum of 3,000 square feet. Under the Development Standards for Nursing Homes within an "R4" Zoning District, the accessory commercial uses (in the form of limited service and retail commercial uses) cannot exceed five percent (5%) of the total gross floor area of the self-care building or buildings. Using the allowed calculations in the code would exceed the request from the applicant. The petitioner also requested that the following language be included to clarify that they do not operate the accessory uses: "...that are leased to outside vendors not operated by the primary user." Be advised that the Zoning Ordinance limits signage for these uses.

Structure Setback

The third request is for an existing maintenance building to remain at a setback of forty (40) feet. Once significant improvement or changes are made to this structure or a new building is erected, the building setback will be fifty (50) feet.

Tree Preservation

The fourth request is for an amendment to the language concerning the landscape requirements for the existing tree buffers. The language in the previous CUPs did not define this area. In addition, plans were never approved to clearly identify the location of the tree masses. This made verification of compliance with the CUP difficult. As a part of this request, the petitioner provided a Tree Stand Delineation which was verified by our City Arborist for accuracy. The petitioner is requesting to remove some tree canopy towards the middle of the site for one of the proposed additions. The request was to add widths and locations of the proposed tree buffers to the CUP. Staff added an exhibit (Exhibit A) using the Tree Stand Delineation Plan to identify the location of the retention areas to be recorded with the CUP. The area would be a Greenspace Preservation area which is defined as: "An area designated within a proposed development within which all existing healthy trees, vegetation, stream corridors, soil grade and any existing or additional landscape plantings are to be permanently protected and preserved. No structures or paving are permitted in a Greenspace Preservation Area." The proposed Exhibit A is attached with CUP #36.

Development Requirements

Applicable outside agencies provided their comments on the amendment request and their requirements have been included in the CUP.

Zoning Analysis

The procedure for review/approval of a conditional use permit is set forth in Section 1003.181 of the Zoning Ordinance as follows:

- A Public Hearing is held at which time, unless further discussion is deemed necessary by the Commission, a vote is taken on the requested conditional use.
- If the Planning Commission votes to approve a conditional use, the Commission may impose conditions related to the requested conditional use as necessary.
- The Planning Commission, via Staff, files a report with the City Council granting or denying the application and stating the reasons therefore.
- Unless the City Council exercises its power of review or a protest is duly filed with the City Clerk, the Conditional Use Permit (C.U.P.) will become effective after 15 days of the City Council's receipt of the Planning Commission's report granting the application. In the event that a conditional use permit is filed in conjunction with a required change of zoning, the permit shall not become effective until the date of enactment of the ordinance authorizing the zoning change.
- If the Commission votes to deny a conditional use, the City Council may still exercise its power of review or the applicant may file an appeal within 15 days of the Planning Commission decision.

A preliminary plan accompanies all conditional use permit requests. The petitioner has provided a preliminary plan which shows the existing improvements on the site which were authorized under the existing conditional use permit as well as the proposed improvements to the site. When a vote is taken on the conditional use request, the vote is to approve the <u>use(s)</u>. The accompanying preliminary plan is provided for informational purposes only.

Surrounding Land Use and Zoning

The land use and zoning for the properties surrounding this parcel are as follows:

North: Hugo Essens Farm subdivision zoned "NU" Non-Urban District.

South: Villas at Chesterfield Pointe subdivision zoned "R4" Residence District

and Shenandoah subdivision zoned "R3" Residence District.

East: Faust Park zoned "PS" Park and Scenic District and Nooning Tree

subdivision zoned "R3" Residence District.

West: Arrowhead West subdivision zoned "NU" Non-Urban District and Braefield

subdivision zoned "R4" Residence District.





View of the existing multi-story structure on the site



View of the Multi-Purpose addition



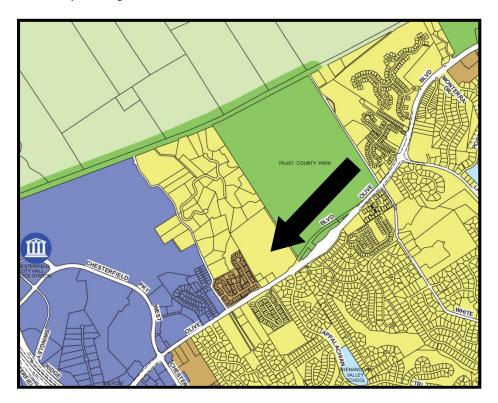
View of one of the Attached Villa units



View looking East along Olive Boulevard

Comprehensive Plan Analysis

The City of Chesterfield Comprehensive Plan Land Use Map delineates this subject site within the Residential Single Family land use designation. This subject site is not located in any sub-area identified by the Comprehensive Plan; therefore there are no additional development guidelines for this site.



Issues

A Public Hearing is being held on Monday February 13, 2012. Staff has no outstanding issues on this Conditional Use Permit petition.

Request

Staff has reviewed the Conditional Use Permit request and the request adheres to all applicable requirements of the City of Chesterfield. Staff recommends approval of the amended Conditional Use Permit for P.Z. 01-2012 Friendship Village of West County (15201 Olive Boulevard).

Respectfully submitted,

Mara M. Perry, AICP Senior Planner

Attachments

- 1. Conditional Use Permit #36
- 2. Exhibit A
- 3. Preliminary Plan



CONDITIONAL USE PERMIT #36

Petition: P.Z. 01-2012 Friendship Village of West County (15201 Olive)

Public Hearing Date: February 13, 2012

Site Location: 15201 Olive Boulevard

Acreage for CUP: 34.57 acres

Underlying Zoning District: "R4" Residence District

The following Conditional Uses shall be allowed in this development:

Nursing Homes and Group Homes for the Elderly which includes:

- a. A 400 unit complex for residents of age 62 or above.
- b. A 117 bed nursing facility.
- c. Parking lots, drives, recreation and dining facilities and associated supporting uses.
- d. Accessory commercial uses in the form of limited service and retail commercial uses that are leased to outside vendors, not operated by the primary user, shall be located within one (1) self-care building and shall not exceed 3,000 square feet. Uses authorized may include a financial facility, excluding drive-up and external walk-up facility, barber and beauty shop, food or drug store, laundry or dry-cleaning pick-up, and a newspaper stand and card shop.

All provisions of the City of Chesterfield City Code shall apply to this development except as specifically modified below:

1. General

- a. No structure shall exceed four (4) stories in height at any point on the building perimeter.
- b. Fencing shall be provided along the north property line.
- c. The perimeter driveway shall be a minimum of ten (10) feet from the limits of this C.U.P.
- d. The existing accessory maintenance structure located along the southwest property line shall maintain a building setback of forty (40) feet.

Once significant improvement or changes are made to this structure or a new building is erected, the building setback will be fifty (50) feet.

e. All the conditions contained within this permit shall be posted upon the property in such a manner that they are visible to the public during the operation of the facility.

2. Access

- a. Access to the development shall be allowed only from the signalized intersection of Olive Boulevard (State Route 340) and Village View Drive.
- b. Ingress and egress must conform to Missouri Department of Transportation's (MoDOT) Access Management Guidelines and must be reviewed and approved by MoDOT. Any changes to the entrance geometrics and drainage design shall be in accordance with MoDOT standards and shall be reviewed and approved by MoDOT.
- c. No construction vehicles shall be allowed to enter the property in question from Arrowhead Estates Drive.

3. Road Improvements, Including Sidewalks

- a. The access on Olive Boulevard (State Route 340) situated within the property limits of 15239 Olive Boulevard, and 15201 Olive Boulevard, may remain in place as long as the access rights described in St. Louis County deed BK 18127 Pages 3015-3023, are not modified to reflect the Grantor having unusual rights of access to the subject entrance on Olive Boulevard (State Route 340).
- b. Remove the existing non-signalized entrance that serves only 15201 Olive Boulevard and restore the right of way.
- c. Provide a five (5) foot wide sidewalk, conforming to ADA standards, along the Olive Boulevard (State Route 340) frontage of the site. The sidewalk may be located within State right-of-way, if permitted by the Missouri Department of Transportation, or within a six (6) foot wide sidewalk maintenance and utility easement on the subject property.
- d. Upgrade all pedestrian facilities within the right of way to comply with current MoDOT and City of Chesterfield's ADA standards.
- e. Any work within MoDOT's right of way will require a MoDOT permit.
- f. The petitioner shall provide adequate detention and/or hydraulic calculations for review and approval of all storm water that will encroach on MoDOT right of way.
- g. MoDOT requests that all drainage facilities be placed outside of the standard zoning setbacks, or fifteen (15) feet from the new or existing right of way line, whichever is greater.

4. <u>Lighting Requirements</u>

Light standards shall not exceed sixteen (16) feet in height.

5. Landscape Requirements

The developer shall adhere to the Landscape and Tree Preservation Requirements of the City of Chesterfield Code. A Greenspace Preservation area will be defined as shown on the attached Exhibit A unless as otherwise directed by the City of Chesterfield.

6. <u>Miscellaneous Conditions</u>

- a. Provide an outside trash collection area enclosed by a six (6) foot high sight proof wooden fence with supporting plant material.
- b. Outdoor incineration shall not be allowed on the site.

7. <u>Trust Fund Contribution</u>

The developer shall contribute a Traffic Generation Assessment (TGA) to the Chesterfield Village Road Trust Fund (Trust Fund No. 554). This contribution shall not exceed an amount established by multiplying the ordinance-required parking space by the following rate schedule:

Type of Development	Required Contribution
General Office	\$611.88/ Parking Space
Retirement Community	\$400.53/ Parking Space

(Parking Space as required by the site-specific ordinance or by section 1003.165 of the Saint Louis County Zoning Ordinance.)

If types of development proposed differ from those listed, rates shall be provided by the Saint Louis County Department of Highways and Traffic.

Allowable credits for required roadway improvements will be awarded as directed by the Saint Louis County Department of Highways and Traffic. Sidewalk construction and utility relocation, among other items, are not considered allowable credits.

As this development is located within a trust fund area established by Saint Louis County, any portion of the traffic generation assessment contribution, which remains following completion of road improvements required by the development, should be retained in the appropriate trust fund.

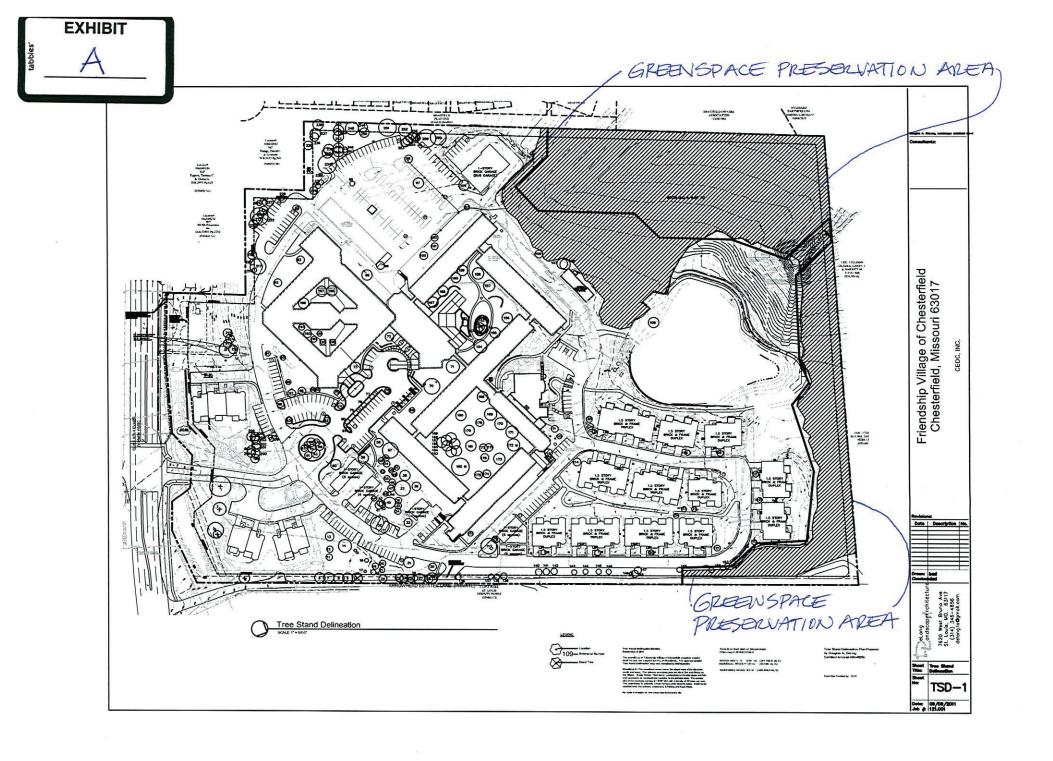
The amount of the required contribution/improvements, if not approved for construction by January 1, 2013, shall be adjusted on that date and on the first day of January in each succeeding year thereafter in accord with the construction cost index as determined by the Saint Louis County Department of Highways and Traffic.

Traffic generation assessment contributions shall be deposited with Saint Louis County prior to the issuance of building permits. If development phasing is

anticipated, the developer shall provide the traffic generation assessment contribution prior to issuance of building permits for each phase of development.

Legal Description

Lot A of Friendship Village of West County Boundary Adjustment Plat, according to the plat thereof recorded in Plat Book 356 page 143 of the St. Louis County Records.



LEGEND

EXISTING CONTOURS PROPOSED CONTOURS EXISTING STORM SEWER PROPOSED STORM SEWER PROPOSED SANITARY SEWER RIGHT-OF-WAY EASEMENT (12 EXISTING SPOT FLEVATION 433.28 PROPOSED SPOT FLEVATION SWALE T.B.R. TO BE REMOVED TO BE REMOVED & RELOCATED T.B.R.& R. U.I.P. A.T.G. BACK OF CURB FACE OF CURB WATER MAIN GAS MAIN UNDERGROUND TELEPHONE OVERHEAD WIRE UNDERGROUND ELECTRIC FIRE HYDRANT POWER POLE 3 \bowtie

UTILITIES AND REVIEW AGENCIES

= LACLEDE GAS COMPANY 720 OLIVE STREET ROOM 1408 ST. LOUIS, MO 63101 PH. (314) 342-0686 CONTACT: MS. KELI KRAMER = METROPOLITAN ST. LOUIS SEWER DISTRICT 2350 MARKET STREET ST. LOUIS, MO 63103 PH. (314) 768-6200

= MISSOURI AMERICAN WATER 1050 RESEARCH BLVD. ST. LOUIS, MO 63132 PH. (314) 996-2464 ATTN: MS. GINA MYERS

= MONARCH FIRE PROTECTION DISTRICT 13725 OLIVE BLVD. CHESTERFIELD, MO 63017 PH. (314) 514-0900 ATTN: FIRE MARSHAL DAVE NICHOLS

PROJECT BENCHMARK

St. Louis County Benchmark 12-157 Elev.: 638.32' "Sq." on the curb at center of rounding along island; 60' West of centerline of Olive Street Road and 5' North of centerline of Chesterfield Village Parkway.

SITE BENCHMARKS

Site Benchmark # 1 Elev. 634.10' top of 1/2" fron pipe with cap "Ls. 134-D" as shown on survey sheet # 6. Site Benchmark # 2 Elev. 631.73" "0" in open on Fire Hydrant as shown on survey sheet # 1, 5ite Benchmark # 3 Elev. 627.87" "0" in open on Fire Hydrant as shown on survey sheet # 1. Site Benchmark # 3 Elev. 627.87" "0" in open on Fire Hydrant as shown on survey on page # 4. Site Benchmark # 4 Elev. 627.70" P.K. Nall in asphalt curb as shown on survey on page # 7. Site Benchmark # 5 Elev. 620.18' 60-D Nail as shown on page # 5.

PREPARED FOR:

FRIENDSHIP VILLAGE CHESTERFIELD

PREPARED BY:



PRELIMINARY DEVELOPMENT PLAN

FRIENDSHIP VILLAGE OF CHESTERFIELD

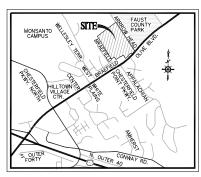
FRIENDSHIP VILLAGE OF WEST COUNTY BOUNDARY ADJUSTMENT PLAT

SURVEYOR'S CERTIFICATION

This is to certify that the Plat is a correct representation of all existing and proposed land divisions. Marier Surveying Company By Marty L. Marier

LEGAL DESCRIPTION

Records. And being more particularly described in the following:
A TRACT OF LAND CONSISTING OF TWO TRACTS OF LAND IN PART OF LOTS 1 AND 2
OF THE HUGO ESSEN FARM IN U.S. SURVEYS 164 AND 167, TOWNSHIP 46 NORTH,
RONGE FEAT, LESS AND EXCEPTION CHOSE PROTIONS TAKEN YOR ROHOT OF WAY
PROVIDED TO THE STATE OF T



LOCATION MAP NOT TO SCALE

PROPERTY DATA

ADDRESS LOCATOR NO. ACREAGE EXISTING ZONING M.S.D. P-NO.

PROPOSED ZONING

= FRIENDSHIP VILLAGE OF WEST COUNTY = 15201 OLIVE BOULEVARD = 17S320445 $= 34.57 AC \pm$ "R-4" W/C.U.P. #35 "R-4" W/ AMENDMENT TO C.U.P. #35 = PARKWAY

= METROPOLITAN ST. LOUIS SEWER DISTRICT = MISSOURI RIVER

(SUBJECT PROPERTY LIES WITHIN UNSHADED ZONE X' (AREAS DETERMINED TO BE OUTSIDE THE 500 YEAR FLOOD PLAIN)

INDEX OF SHEETS

PRELIMINARY DEVELOPMENT PLAN

GENERAL NOTES

ALL PRILIES SHOWN HAVE BEEN LOCATED BY THE ENGINEER FROM
THE PRINCIPLE OF THE PRINCIPL

AREAS.
ORDING & STORN WATER PER M.S.D. STANDARD SPECIFICATIONS AND THE CITY OF CHESTERPIELD STANDARDS.
DRIVE DITENANCES ARE TO BE CONSTRUCTED IN ACCORDANCE WITH THE CITY OF CHESTERRIELD & ST. LOUIS COUNTY.
SEEDING, SODON, WILLCHING AND PLANTINGS FOR ALL DISTURBED AREAS SHALL BE SPECIFIED ON THE LANDSCAPE PLAN.

1.) CONTRACTOR/SUBCONTRACTOR SHALL INVESTIGATE, ASSERTIAN AND CONFORM TO ANY AND ALL PERMIT REQUIREDINS OF THE (ANY) VARIOUS AFFECTED UTILITY CONTAMES AND/OR REDULATORY AGENCIES WITH RECARGES TO MAKING CONNECTIONS TO, OR CROSSINGS OF THEIR PACILITIES, WORKING WITHIN HER ROHL—CHARC OF ACCURATING MOVERTIONS AND PACILITIES, WORKING WITHIN THE ROHL OF THE WARRING OF RECESSARY APPLICATIONS AND PAYMENTS OF ALL REQUIRED TEST.

18.) APPROVAL OF THIS PLAN DOES NOT CONSTITUTE APPROVAL OF SIGNAGE. SIGN APPROVAL IS A SEPARATE PROCESS.

19.) ALL PROPOSED UTILITIES SHALL BE PLACED UNDERGROUND.

20.) ROOF TOP EQUIPMENT SHALL BE SCREENED

Development Plan Preliminary

15201 Olive Blvd. Chesterfield, Missouri 63017

City Submittal Title Sheet

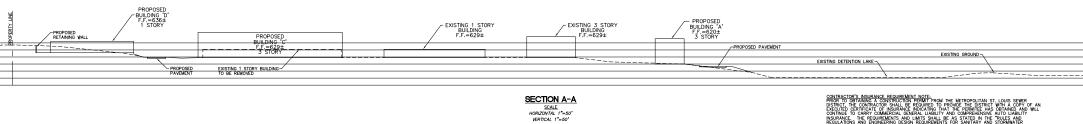
Village of Chesterfield

2 Gravois F 100 Louis, Mis 729.1400 314.729.12

ship Friends

C1

M.S.D. BASE MAP SCHOOL DISTRICT WATER SHED



PROPOSED -

