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# **Planning Commission Vote Report**

**Subject:** Change of Zoning Vote Report

Meeting Date: July 27, 2015

From: Jessica Henry, Project Planner

**Location:** South of Wild Horse Creek Road west of its intersection of Long Road and east of

its intersection with Arbor Grove Court

Petition: P.Z. 04-2015 Arbors at Wilmas Farm (17508 Wild Horse Creek Road)

#### **Proposal Summary**

Wilmas Farm, LLC, by: McBride & Son Acquisitions, LLC, is requesting a zoning map amendment from the City of Chesterfield, to change the zoning of a tract of land currently zoned "NU" Non-Urban District to "E-1" Estate One-Acre District. The property was originally zoned "NU" Non-Urban District by St. Louis County and has been primarily used for agricultural purposes. The petitioner is requesting to zone the property "E-1" Estate One-Acre District as part of a two-step zoning process in order to obtain entitlements to develop this tract of land as a single-family residential subdivision. The second step of this process is to file an additional petition for a zoning map amendment to obtain "PUD" Planned Unit Development zoning, which the Petitioner has done (P.Z. 05-2015).

A Public Hearing on this Petition was held on June 22, 2015. At that time, no issues were generated by the Planning Commission or Public. The only item under review by Staff was obtaining comment letters from outside agencies. Since that time, all agency comments have been received.

## Site History

The subject property was zoned "NU" Non-Urban District and "FPNU" Flood Plain Non-Urban District by St. Louis County prior to the incorporation of the City of Chesterfield. The property is currently utilized for agricultural purposes and has been in the past as well. Additionally, there have been no known structures on this site.

In 2013, two petitions for a zoning map amendment from the "NU" Non-Urban District to an "E-1" Estate One-Acre District (P.Z. 15-2013) and "E-1" Estate One-Acre District to a "PUD" Planned Unit Development (P.Z. 16-2013) were filed by Fischer & Frichtel Custom Homes, LLC, for this property. The purpose of these petitions was to allow for the development of 48 single family homes on this property. Public Hearings on

these petitions were held on November 25, 2013; thereafter, the following occurred for each of these petitions:

- P.Z. 15-2013 "NU" to "E-1": At the March 10, 2014 Planning Commission a motion to approve was passed by a vote of 8-0.
- P.Z. 16-2013 "E-1" to "PUD": Presented at the March 10, 2014 Planning Commission meeting—outstanding issues were identified and the Commission voted to hold the project.

In July of 2014, both of these petitions were withdrawn by the Petitioner prior to any City Council action occurring.



Figure 1: Subject Site Aerial

#### **Surrounding Land Uses**

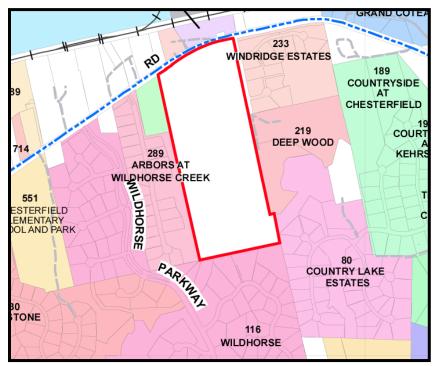
The land use and zoning for the properties surrounding this parcel are as follows:

North: The land uses of the properties to the north are single family residential and are zoned "NU" Non-Urban District and "E-1" Estate One-Acre District.

<u>South</u>: The property to the south is Wildhorse subdivision containing single family residential units zoned "R-1/PEU" Residence District with a Planned Environmental Unit.

<u>East</u>: Properties east of the site are single family residential as well within the Windridge Estates, Country Lake Estates, and Deepwood subdivisions. Windridge Estates and Country Lake Estates subdivisions are zoned "R-1/PEU" Residence District with a Planned Environmental Unit and the Deepwood subdivision is zoned "NU" Non-Urban District.

West: The properties to the west are single-family attached dwellings within the Arbors at Wildhorse subdivision which is zoned "PUD" Planned Unit Development and a church zoned "NU" Non-Urban District.



**Figure 1: Surrounding Subdivisions** 

# **Comprehensive Plan Analysis**

The subject site is located within Ward 4 of the City of Chesterfield. The City of Chesterfield Land Use Plan indicates this parcel is within the Residential Single-Family district and has a minimum one (1) acre density requirement. Proposed uses and density of the "E-1" Estate One-Acre District would be compliant with the Land Use Plan. 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.

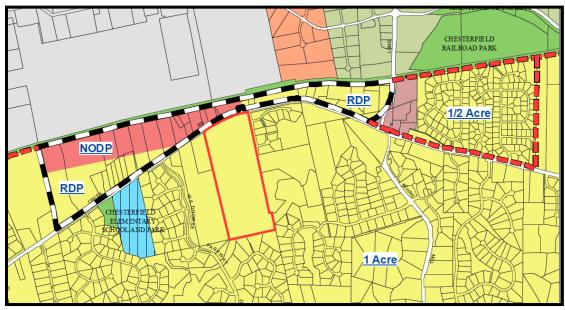


Figure 3: Comprehensive Land Use Plan

# **Analysis**

The property was zoned "NU" Non-Urban District and "FPNU" Flood Plain Non-Urban District by St. Louis County in 1965 and has been used for agricultural activities since that time. Over time adjacent properties to the north, south, east and west have been developed as residential subdivisions and/or lots. Nearby is also a church called Gateway 61.

Similar zoning districts and densities are present in the vicinity, as seen in Table 1 below and Figure 4 below. Table 1 identifies development figures for the adjacent developments and the proposed Arbors at Wilmas Farm development as an "E-1" Estate One-Acre District. As identified, the density of the proposed development is both consistent with the nearby existing subdivisions and compliant with the Land Use Plan, as noted on the previous page.

Development	Lots	Acres	Density (units/acre)
Wildhorse	101	139.3	0.73
Arbors at Wildhorse	22	23.4	0.94
Windridge Estates	15	21.74	0.69
Country Lake Estates	41	46.7	0.88
Arbors at Wilmas Farm (proposed)	48	50.5	0.95

**Table 1: Adjacent Development Figures** 

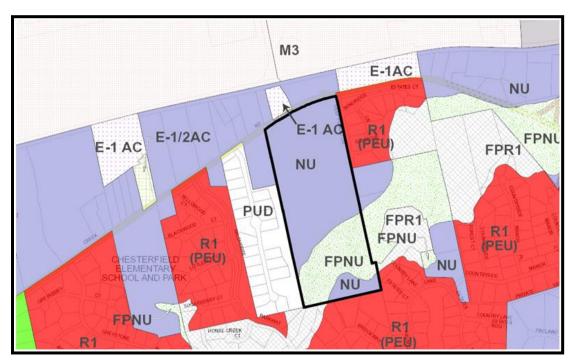


Figure 4: Area Zoning

The subject site is surrounded by "R-1" Residence Districts with Planned Environmental Unit (PEU) procedures to the east, west and south (seen in red on the map above). Note, the minimum lot size requirement for an "R-1" Residence District is one (1) acre, which is the same as the requirement for an "E-1" Estate One-Acre District. To the north is mainly "NU" Non-Urban District (seen in purple) and "E-1" Estate One-Acre District. Furthermore, there is a "PUD" to the west with similar density requirements as

the proposed development. As seen on Zoning Map on the above, the proposed "E-1" Estate One-Acre District is consistent with the surrounding area zoning.

## **Public Hearing**

A Public Hearing for P.Z. 04-2015 Arbors at Wilmas Farm (17508 Wild Horse Creek Road) was held on June 22<sup>nd</sup>, 2015. There were no issues identified by the Planning Commission or the Public regarding this petition and the only outstanding issue at that time was obtaining comment letters from outside agencies. Since that time, Staff has received all necessary letters.

Change of zoning requests to a straight zoning district, such as "E-1" Estate One-Acre District only require an Outboundary Survey which has been included in the Planning Commission's packet. Furthermore, an Attachment A is not prepared for a straight zoning district because the development must meet all of the City of Chesterfield Unified Development Code requirements without exception or modification.

#### Recommendation

Staff has reviewed the requested zoning map amendment as it pertains to the "E-1" Estate One-Acre District. The petition has met all filing requirements and procedures of the City of Chesterfield. Staff recommends approval and requests action on P.Z. 04-2015 Arbors at Wilmas Farm (17508 Wild Horse Creek Road).

Respectfully submitted,

Jessica Henry, AICP Project Planner

Attachments

1. Outboundary Survey

cc: Aimee Nassif, Planning and Development Services Director

