

AGENDA CITY OF BELTON PLANNING COMMISSION MEETING MONDAY, JULY 6, 2020 - 6:00 P.M. CITY HALL ANNEX, 520 MAIN STREET

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I.	CALL MEETING TO ORDER
II.	ROLL CALL
III.	APPROVAL OF THE MINUTES OF THE JUNE 8, 2020 PLANNING COMMISSION MEETING
IV.	NON-PUBLIC HEARINGS
	A. Consideration of a Final Development Plan for Southview Commerce Center, Building 3, located on South Outer Road, just north of 162nd Street.
	B. Consideration of a Final Plat for Southview Commerce Center South 3rd Plat

located on South Outer Road, just north of 162nd Street.

- V. CHAIRMAN'S REPORT
- VI. ELECTION OF OFFICERS
- VII. DIRECTOR'S REPORT
- VIII. NEXT MEETING DATE: To be determined
- IX. ADJOURNMENT

SECTION III. MEETING MINUTES JUNE 8, 2020

Minutes of Meeting Belton Planning Commission City Hall Annex, 520 Main Street June 8, 2020

CALL TO ORDER

Chairman Girgin called the meeting to order at 6:00 p.m.

ATTENDANCE

Commission: Chairman Girgin, Mayor Jeff Davis, Councilman Chet Trutzel, Commissioners Tim

McDonough, Tom MacPherson, Kara Anderson, and RJ Warren

Absent:

Commissioners Sally Davila and Kelly Monaghan-Bass

Staff:

Dave Clements, Planning and Building Director; Madison Smith, Development Technician; Carolyn Yatsook, Economic Development Director; and Nikia Freiberger, Asst. City

Engineer

Guests:

Brad Haymond, NorthPoint Development, 4825 NW 41st St, Suite 500, Riverside, Missouri 64150; Gabe Vogl, Rosemann & Associates, 1526 Grand Boulevard, Kansas City, MO 64108; Mick Slutter, Renaissance Infrastructure Consulting, 1815 McGee Street, Suite 200, Kansas City, MO 64108; Diane Huckshorn, Belton Chamber of Commerce, 517 Main St, Belton, Missouri 64012; Kathy Morton, 408 Bradford Lane, Belton, Missouri 64012; Todd Christy, 412 Bradford Lane, Belton, Missouri 64012; Connie Davis, 407 Bradford Lane, Belton, Missouri 64012; Bret White, 608 Mallory Drive, Belton, Missouri 64012; Lori Inouye, 310 Apple Blossom Lane, Belton, Missouri 64012; Mary Hays, 603 Givan Avenue, Belton, Missouri 64012; and Larry Favand, 804 Givan Avenue, Belton, Missouri 64012

MINUTES

Chairman Girgin had a correction to the May 4, 2020 meeting minutes. Commissioner Tom MacPherson was not listed in attendance. Councilman Trutzel moved to approve the May 4, 2020, Planning Commission meeting minutes. Commissioner Anderson seconded the motion. All members present voted in favor, and the motion carried.

PUBLIC HEARING — Rezoning from the existing C-2 General Commercial District to a R-3A Planned Unit Development District, and a Preliminary Development Plan to permit the development of the Northpoint Apartments, consisting of 322 units in six buildings on 11.64 acres. The property is located on the South side of 163rd Street, midway between Markey Parkway and Givan Avenue, at the intersection of Turner Road and 163rd Street.

Mr. Clements gave a summary of the staff report. The applicant, architect and engineer were present to answer questions. Staff recommends approval of the rezoning with the conditions noted in the staff report. The staff report is attached as **Exhibit A**.

The public hearing was opened at 6:14 p.m.

Brad Haymond with NorthPoint Development was present to give an overview of the project. He stated the following:

- They have developed about 3500 units across the KC Metro in the past 8.5 years
- Proposing 6 apartment buildings and independent clubhouse with pool and other amenities
- Walking trail and dog park would be available for private and public use
- Masonry brick or stone used on buildings
- Proposed units to have tuck under garages, as well as detached garages and carports
- Stainless steel appliances and quartz countertops to be used inside the units
- Variety of bedroom mix, ranging from about 550 to 1600 square feet
- Variety of income level and employment fields

Diane Huckshorn, Director of Belton, MO Chamber of Commerce, 517 Main Street, Belton, MO was present to speak in favor of the development. Mrs. Huckshorn provided the following:

- NorthPoint is a valuable member of the Chamber of Commerce
- Previous projects they have done look wonderful and seeing the 163rd St corridor developed would be amazing for Belton and its residents
- The City of Belton has a lack of high-quality rental units
- Its important for our community to have options for rentals as we continue to grow and attract new residents and businesses
- Not having the maintenance and being close to so many businesses is a hot spot for apartments

Kathy Morton, 408 Bradford Lane, Belton, MO was present to speak and ask some questions regarding the proposed development. She stated the following:

- Her house would back up to the complex
- Would also like to have a nice place to live if she ever decided to sell her house
- Would like to assurance that the trees are staying to act as a buffer between the apartments and the single-family homes

Ms. Morton also had questions regarding previous properties; if they have all been leased, and if any have changed to low income housing. The applicant stated their occupancy generally sits around 93% and has increased to 95% over the past few months.

Todd Christy, 412 Bradford Lane, Belton, MO was present to speak and ask some questions regarding the proposed development. He stated the following:

- His house would be adjacent to the complex
- Was originally concerned about commercial development being right behind his property when he first bought it a few years back, so changing it to a residential use would put him more at ease
- Walking trail and dog park would be a great benefit to the City and its residents
- Would also like assurance that the existing trees would be staying
- Requested more evergreens to be planted if possible, to have a natural and visible barrier

Mr. Christy had a question regarding the construction times for the proposed development. The applicant stated they would have normal construction times during normal business hours, starting about 7 or 8 o'clock in the morning until about 4 p.m. No construction would be taking place during the night.

Connie Davis, 407 Bradford Lane, Belton, MO was present to speak against the proposed development. She stated the following:

She received a letter, but her neighbor did not

- She has owned her house since it was built in 2000 and it is paid off
- She has put a lot of time and money into her house and she does not want her property value to decrease
- She does not want to move nor can she afford to
- Doesn't believe that there is room for that many people in such a small area
- This would create a noisy and even more congested area with traffic and people

Ms. Davis also had a question regarding if this would be a TIF district. Mr. Clements, Director of Planning and Building stated that this is not a TIF district, and no application has been filed for a tax increment financing district.

Bret White, 608 Mallory Drive, Belton, MO was present to speak and ask questions regarding the proposed development. He stated the following:

- He would not have known about this meeting if it wasn't for social media and neighbors because he did not receive a letter
- The traffic increase would be passing right by his house
- Belton needs something to help it grow and make it worth staying and living here
- Believes there should be a better notification process to notify residents about proposed projects like this

Mr. White had questions regarding the anticipation of traffic patterns and how the proposed development would help with water and sewer rates for residents. The developer stated a traffic study has not been done yet. He would assume the increase in people and more residents paying into it, would help with water and sewer rates. The developer also stated that the development company would be paying for all of the new infrastructure that would need to be installed to support this development.

Mr. White was also confused by the use of the terms "generally meets" and "exceeds" standards when Mr. Clements was giving his staff report. Mr. Clements stated that the proposed development exceeds most requirements of the R-3A residential district, however, the applicant has requested a few exceptions. He referred Mr. White to the staff report so he can further inquire about the requirements and standards and the exceptions that the applicant is asking for.

Lori Inouye, 310 Apple Blossom Lane, Belton, MO was present to speak and ask questions regarding the proposed development. She stated the following:

- She also found out about this meeting from social media
- She is concerned about traffic congestion with adding more people to the area
- She is concerned about properties flooding due to being in a lower plain
- Would like to change the notification process for notifying property owners and residents about proposed projects
- Will need more police and fire since we will be increasing people
- Hopes this development is kept upscale and does not end up as section 8 housing

The Director stated that Ms. Inouye could ask the City Council to make an amendment to the Code if she wishes to change the notification requirements. He also explained to Ms. Inouye that this development has proposed adequate water and sewer facilities.

Ms. Inouye had questions regarding the number of entries/exits for the development. The applicant and Director stated that there are 2 entries/exits, and the Fire Marshall has reviewed the plans and has agreed that entries and exits are adequate for fire access and egress.

Ms. Inouye also had a question regarding schooling and if a new school would need to be built due to the amount of kids that would move to Belton to live in the apartments. The applicant stated that most of their apartment communities do not have many school age children. For example, the first phase of Summit Square apartments had a total of 8 school age children, out of 308 units that were added to the school district when the apartments were leased.

Mary Hays, 603 Givan Avenue, Belton, MO was present to speak and ask questions regarding the proposed development. She stated the following:

- A better location would have been off Markey Parkway behind Home Depot
- Believes that the storm water management is not adequate enough and that it poses risk on the houses in Bradford Estates
- Concerned about dust during construction and how it will be controlled
- Concerned about the increased need of police and fire services and if the City will be raising sales tax again to contribute to that increased need

Ms. Hays asked the applicant why they would choose this specific location for a proposed apartment complex. The applicant stated to Ms. Hays that the location of this property is a good buffer between the single-family residential houses that sit behind it and the commercial properties that surround it. The property also has adequate access, visibility and infrastructure.

Ms. Hays also inquired about whether or not the developer has already purchased the property. The applicant stated the purchase is contingent on the approval of the rezoning and development plan. The developer also stated that they will have measures in place for dust control and anyone who has problems or concerns, can contact them or the City directly.

Larry Favand, 804 Givan Avenue, Belton, MO was present to speak about the proposed development. He stated the following:

- Has lived in his home since 2001
- Thinks the applicant could have chose a different and better location
- Concerned about the risk of crime increasing in his neighborhood
- Hopes this development does not have a negative impact on his property value
- Does not feel that residents have had the opportunity to learn more about this proposed project
- Will there be on-site 24-hour management? Who will be policing this complex?

With no further input, the public hearing closed at 7:07 p.m.

Councilman Trutzel stated that this developer produces a quality product. He wanted to remind everyone that the choice of property comes from the developer. If you go to surrounding cities, you will see its very common to have residential and commercial properties in close proximity to each other. Generating more people means you are generating more sales tax for your own City.

Commissioner MacPherson had some questions regarding the housing study that had taken place a few years ago and the findings of that study. Carolyn Yatsook, Economic Development Director, was the liaison

to that study that took place in 2017. Mrs. Yatsook stated one of the major findings was the lack of contemporary, high quality rental and apartment development in the face of increased generational demand. Members of the local hospital have stated they have had problems recruiting young professionals due to the lack of rental units in Belton. The Economic impact from having an apartment complex of this caliber at the gateway to our City would be huge for our community.

Commissioner Warren thanked NorthPoint for choosing Belton and believes this will be a great addition to the City of Belton.

Commissioner MacPherson wanted to inquire about storm shelter space. Has the developer thought of any plans for that? The applicant stated that they have not completed the preliminary design for a storm shelter and plans of such depend on the municipality and their code requirements.

Mayor Davis wanted to make a few statements regarding concerns and questions he heard during the public hearing. Mayor Davis stated that there will be no access to the apartments off of Givan Avenue. Cass County does not pay an earnings tax which is a big factor for bringing in business. The opportunities and economic stimulation that this developer is going to bring to our City is astronomical. It's okay to have concerns, we want people to be happy and want to live and stay here.

Chairman Girgin stated that the Commission is very fortunate that NorthPoint has selected Belton. They have brought a phenomenal commercial development to our City that is going to create thousands of local wage jobs. We hope everyone knows that these projects are not undertaken lightly or dismissively. We do welcome your concerns, and we want to assure you that there is no better developer for this project.

Commissioner Anderson asked the applicant when they built their first property and if it is currently still owned by NorthPoint. The applicant stated they built their first property about 8 years ago and it is not still currently owned.

Councilman Trutzel moved to approve the plan with the following conditions:

- 1. The Preliminary Development Plan for Northpoint Belton Apartments is hereby approved, as shown on Site Development Plan by Renaissance Infrastructure Consulting, dated 5/22/2020.
- 2. Building elevations and building perspective drawings for Northpoint Belton Apartments are hereby approved, as shown on plan set by Rosemann & Associates, dated 4/10/2020.
- 3. The PUD includes exceptions for building height, and the front yard setback.
- 4. The Final Development Plan shall include architecture and building materials for the clubhouse.
- 5. Trash enclosures shall be masonry construction to match the buildings with a gate, additional landscaping shall be provided the enclosures.
- 6. The Final Development Plan shall include details of the proposed carports and surface garages. Exterior materials on the structures shall match the buildings.
- 7. The trail design shall be revised to address staff comments. The pedestrian trail shall be a 5-foot width, with asphalt surface.
- 8. The Final Development Plan shall include a final landscape plan sealed by a registered Landscape Architect.
- 9. The Final Development Plan shall include a photometric plan for parking lot and building lighting.
- 10. The Final Plat shall include a shared access easement for the south entrance.

- 11. The Final Development Plan shall include a revised water line to eliminate a dead-end line for fire safety.
- 12. Retaining walls shall include a safety rail
- 13. The Final Development Plan shall include a Development Agreement to be executed between the applicant and the City of Belton.

The motion was seconded by Commissioner Warren. When a vote was taken, the following was recorded: Ayes: 6 – Chairman Girgin, Mayor Jeff Davis, Councilman Chet Trutzel, Commissioners Tom MacPherson, Tim McDonough and RJ Warren

Noes: 1 – Commissioner Anderson

Absent: 2 - Commissioners Sally Davila and Kelly Monaghan-Bass

The motion passes. The application for the rezoning will be forwarded to City Council on June 16, 2020 for approval.

PUBLIC HEARING – Rezoning from the existing A Agricultural Zoning District to a R-1 Single-Family Residential District for the property located on the North side of Cambridge Road, approximately 236 feet East of Mullen Road.

Mr. Clements gave a summary of the staff report. The applicants, Christopher and Micah Whorton were present to answer any questions. The Whorton family own the property and is commonly known as Whorton Farms. The staff report is attached as **Exhibit B**.

The public hearing was opened at 7:36 p.m.

Councilman Trutzel had a question about the easements for this property and asked if this would create any problems for the work that is supposed to take place on Cambridge Road. Mr. Clements stated the easement issues have been resolved.

The public hearing was closed at 7:37 p.m.

Councilman Trutzel moved to approve the plan with the following condition:

1. The rezoning for Whorton Farms is hereby approved, in order to implement the Final Plat prepared by Michael J. Huffman, dated 5/01/20.

The motion was seconded by Commissioner MacPherson. When a vote was taken, the following was recorded:

Ayes: 7 – Chairman Girgin, Mayor Jeff Davis, Councilman Chet Trutzel, Commissioners Kara Anderson, Tom MacPherson, Tim McDonough and RJ Warren

Noes: 0 – None

Absent: 2 - Commissioners Sally Davila and Kelly Monaghan-Bass

NON-PUBLIC HEARINGS – Approval of a Final Plat for the Replat of Whorton Farms, located on the North side of Cambridge Road, approximately 236 feet East of Mullen Road.

Mr. Clements gave a summary of the staff report. The staff report is attached as Exhibit C.

With no input, Commissioner Warren moved to approve the Final Plat for the Replat of Whorton Farms with the following conditions:

- 1. The final plat for the Replat of Whorton Farms, dated May 1, 2020, by Michael J. Huffman is approved as submitted.
- 2. The final plat shall be recorded within one year of City Council approval or the approval of the plat shall be considered null and void.

The motion was seconded by Councilman Trutzel. When a vote was taken, the following was recorded:

Ayes: 7 – Chairman Girgin, Mayor Jeff Davis, Councilman Chet Trutzel, Commissioners RJ Warren, Tom

MacPherson, Kara Anderson, and Tim McDonough

Noes: 0 - None

Absent: 1 – Commissioner Sally Davila and Kelly Monaghan-Bass

The motion carried and will be forwarded to the City Council for final approval.

DIRECTOR'S REPORT

• At the next meeting, we will be looking at the revision for the 3rd Plat and preliminary plan for the Southview Commerce Center.

NEXT MEETING DATE: July 6, 2020

ADJOURNMENT

Commissioner McDonough moved to adjourn the meeting. The motion was seconded by Commissioner MacPherson. All voted in favor, and the meeting adjourned at 7:49 p.m.

EXHIBIT A

REZONING AND PRELIMINARY DEVELOPMENT PLAN NORTHPOINT APARTMENTS BELTON PLANNING COMMISSION MONDAY, JUNE 8, 2020 – 6:00 P.M. CITY HALL ANNEX BUILDING – 520 MAIN STREET

APPLICATION

Property Owner-Prime Site II, LLC. /Michael Hales

Applicant-Northpoint Development, LLC. /Nathaniel Hagedorn, Brad Haymond

Engineer-Renaissance Infrastructure Consulting/Mick Slutter

Architect-Rosemann and Associates/Gabe Vogl

Location-The property is located on the south side of 163rd Street, midway between Markey Parkway and Givan Avenue.

Request-<u>The application was filed for approval of a Rezoning from the existing C-2 General Commercial</u>

<u>District to a R-3A Planned Unit Development District, and a Preliminary Development Plan to permit the</u>
<u>development of the Northpoint Apartments, consisting of 322 units in six buildings on 11.64 acres.</u>

BACKGROUND

This application was filed for a rezoning from the existing C-2 General Commercial District to a R-3A Planned Unit Development, and a related preliminary development plan.

Northpoint Development is an experienced and accomplished developer of rental apartments throughout the Kansas City market. The company has developed 3500 apartments throughout metropolitan area in the last eight years. Apartments similar in quality and design to the proposed plan can be viewed with the following links:

Summit Square Apartments/Lee's Summit https://www.summitsquarekc.com/
Residences at New Longview/Lee's Summit https://www.liveatresidencesnlv.com/
Retreat at Tiffany Woods/Kansas City https://www.theretreatattiffanywoods.com/

The preliminary development plan provides for 322 apartments on the 11.64-acre site. There are six, four-story buildings on the plan, a pool and clubhouse, a walking trail around the perimeter of the development with a dog park and a trail connection to Markey Parkway. Three of the buildings provide first floor garage spaces for residents, and there are carports, garages and surface parking to further meet resident and guest parking needs. The four-story buildings will all have elevators and interior corridors, the buildings are not walk-up apartments.

The bedroom mix of the apartments is as follows:

- 30 studio units
- 148 one bedroom/one bath units
- 38 one bedroom/one bath + den
- 84 two bedroom/two bath
- 22 two bedroom/two bath + den

These will be luxury apartments, the applicant states that rental rates will range from approximately \$850.00 for studio units to \$1600.00 for the larger two-bedroom homes, depending on phasing and time of construction and actual market conditions.

The applicant has provided the attached interior photographs of the units to depict the quality and finishes of the homes.

The clubhouse serves as a gathering and community resource for residents and includes a kitchen with coffee bar, fitness room, cycling studio, massage studio, conference room, screening/TV room, and an outdoor patio and grilling area. The swimming pool will a heated salt-water pool with a sun deck.

The applicant believes the property is well suited for multi-family development. The development will provide luxury rental units that will offer new housing choices for residents of Belton and surrounding communities. The location is on an arterial street with nearby highway access. The site is not directly adjacent to any existing single-family homes, a stream buffer and wooded area separate the property from nearby homes in Bradford Place. Development of the site will help support existing retail and nearby employment centers.

PRELIMINARY DEVELOPMENT PLAN

The subject property is an 11.6-acre site located on the south side of 163rd Street, at the intersection with Turner Road. The site is midway between Markey Parkway and Given Drive. The signalized intersection of Turner Road and 163rd Street will be the main entrance to the community.

Compliance with R-3A Standards and Planned Unit Development (PUD) Requirements of the Unified Development Code (UDC):

The plan generally meets all requirements of the R-3A Community Residential District. The R-3A district is intended for multiple-family residential development adjacent to arterial streets, to and serve as a transition from commercial development to lower density residential development.

<u>Parking</u>: 1.5 parking spaces per unit for multi-family development or 483 spaces are required for the 322 units. There are 515 parking spaces proposed, including 122 attached and detached garages, 95 carport spaces and surface parking. The parking spaces meet all dimensional requirements for length, width and maneuvering.

Required Yards/setbacks:

Front yard- 30-foot setback required. 20-foot setback proposed. Rear yard-20-foot setback required. 30-foot setback proposed. Side yard-5-foot setback required. Varies, exceeds minimum requirement.

Maximum Building Height-35-foot maximum. 41'-6" proposed height. To be measured at average height of gable.

Maximum Building Coverage-25% maximum. 18% proposed building coverage.

Required Open Space-30% of total land area required. 40% open space provided.

A land-use analysis and site data table is found on Sheet CO-3, General Layout, for other project specifics.

<u>Planned Unit Development Criteria</u>-The *UDC* includes provisions for the approval of a PUD designation for certain types of development. A PUD is intended to encourage creative development with unified design, features and amenities. A PUD provides for flexibility in the design of buildings, yards, and other regulations in a manner that cannot be provided in other zoning districts.

A PUD also requires a Development Agreement be entered approved between the developer and the City Council. The agreement provides a basis for requiring all improvements as shown on the development plan, specifics for timing of development, and other important milestones and commitments.

Building Design: There are no specific building design requirements for the R-3A Multiple-Family Residence District. The building design proposed by the developer provides a quality mix of building materials and an attractive architectural design. The ground floor is differentiated from other the upper stories by changes in building materials, columns, balconies, offsets and other methods of articulation that provide a variety of design. The buildings are designed to have a visually distinct top, middle and first floor.

Primary materials are full masonry brick, cement siding and transparent glass.

The clubhouse will be of an architectural style with materials to match the apartments buildings. Final designs for the clubhouse will be required with the final development plan. Also, designs for the carports and surface garages will also be required as part of the final development plan.

There are locations of shared trash enclosures on the plan. These enclosures will be constructed of masonry materials to match the buildings, with and appropriate screening/landscaping.

Landscaping: A landscape plan was submitted with the Preliminary Development Plan. The landscape plan meets the requirements of the UDC. The plan exceeds the required 30 percent total landscape area, and provides the required shade trees, parking lot landscaping, and street trees.

Streets/access: Access to the site would be from the signalized intersection at Turner Road and 163rd Street. A second entrance is located at the south property line.

Utilities: The plan includes a utility plan for water and sanitary sewer to serve the site. Staff has reviewed the utility plan and determined that the plan provides adequate public facilities.

Detention: The property is in the Markey Regional Detention Watershed. Payment of a fee in lieu of providing on-site detention is provided in the UDC. The site plan also provides areas of stormwater best management practices (BMP) to lessen run-off and filter storm drainage.

Trails and sidewalks: A perimeter trail is proposed around the apartment community, with an extension to the dog park, and southeast to Markey Parkway. The trail design should be revised to connect to the sidewalk/trail on 163rd Street south of Building 3. Also, it is recommended that a trail extension be added from the pool/clubhouse, north of Building 4 to the main trail/dog park area.

Compliance with Comprehensive Plan: The Future Land Use Map of the Comprehensive Plan designates this site, and all the property along 163rd Street/Cedar Street as Commercial. Apartments at this specific location do not meet the guidelines of the Land Use Map. However, the Comprehensive Plan also has a housing goal of encouraging high quality residential development and locating medium and high-density residential development near employment centers along major arterials.

Economic Development Considerations: It has been stated by constituents that Belton lacks a high-quality product for those who choose to rent. Often, children grow up and decide to move to a nearby community within the Kansas City metro because there is currently not a product that they desire. Belton also has many residents who are aging out of their homes but are not ready for a retirement community. These seniors want an option where they can have an active retirement with no maintenance, but they want to remain in their own community, near family and friends. This high-end housing option will help us to retain our families in Belton.

Additionally, Belton is a growing and thriving community, attracting the young professionals from the metropolitan area. This is occurring for many reasons. Quick access to most of the Kansas City region within 20 minutes via I-49 is certainly one of them. Contemporary market preferences suggest greater interest in high-quality, connectivity, public space, and mixed uses, which this project affords. Our existing employers will benefit in their efforts to attract workers as most young professionals love a short commute, or better yet a walk or bike ride. The all new Southview Commerce Center is anticipated to bring 2,000 new jobs to Belton and with it, potential new residents who may not be ready to buy a home, just yet.

Today's renter-by-choice desire walkability to shopping and dining and access to trails. They also tend to have disposable income. If you look at other nearby cities such as Lee's Summit and Overland Park's 135th St., mixed use developments are embraced. The three shopping centers along the 163rd St. will benefit from infusing new shoppers into the neighborhood. Having new residents along the corridor will spur new commercial growth. Retailers and restauranteurs see the value of proximity to patrons.

The City of Belton conducted a housing study in 2017. It states that one of our housing challenges is "lack in diversity of housing choices". An astute statement was also made, "lack of contemporary high-quality rental and apartment development in the face of increased generational demand can lead to the conversion of single-family homes into rental property instead of home ownership". It is most desirable to have single family homes be occupied with homeowners.

REZONING CRITERIA/FINDINGS OF FACT

The Unified Development Code, Section 20-3, provides certain approval criteria that must be addressed with a rezoning application. These criteria are summarized below, with analysis for consideration of the Planning Commission:

- (1) The character of the surrounding neighborhood, including the existing uses and zoning classification of properties near the subject property. The 163rd Street corridor in the vicinity of the subject site is primarily zoned a C-2 General Commercial District and is characterized by retail development. East of the site is a stream corridor and wooded natural area. Southeast of the property is Bradford Place, an existing single-family neighborhood zoned R-1.
- (2) Consistency with the goals and objectives of the Comprehensive Plan. The Future Land Use Map of the Comprehensive Plan designates this area as commercial. The proposed rezoning is not consistent with the Future Land Use Map. While the proposed plan is not consistent with the Future Land Use Map, staff would note that the proposed apartment community meets the housing goals and objectives of the Comprehensive Plan.
- (3) Suitability of the subject property for the uses permitted under the existing zoning district. The property is suited for development with the existing C-2 District. However, there are numerous vacant commercial areas in the 163rd Street corridor such as Belton Gateway that have a higher likelihood of development. Apartments on the subject property would not have an adverse impact nor impede the potential of future commercial/retail development. New residential density in the area would serve as an incentive for further new development.
- (4) The trend of development near the subject property, including changes that have taken place in the area since the subject property was placed in its current zoning district. The area near the subject property has experienced recent commercial development. The retail center of Belton Gateway and Menard's are examples of new commercial development.
- (5) The extent to which the zoning amendment may detrimentally affect nearby property. The proposed rezoning and PUD designation will create an attractive, well designed apartment community. Northpoint Belton Apartments will be developed by an experienced builder and managed under single ownership and unified control. The PUD approval will assure that the project will be constructed as proposed to the Planning Commission, without substantial changes. These factors all contribute to the apartment community not having any detrimental impact on nearby property.
- (6) Whether public facilities (infrastructure) and services will be adequate to serve development allowed by the requested zoning map amendment. All required public infrastructure and services are available to serve the development. Existing utilities and public streets are sufficient for the proposed development.
- (7) The length of time the property has remained vacant as zoned. The property has been vacant since it was originally zoned C-2 in 1995. The staff has not had any inquiries for commercial development at the site in recent years.

STAFF RECOMMENDATION

The staff recommends approval of the request for a rezoning and Preliminary Development Plan for Northpoint Belton Apartments, as noted in the staff report and shown on the development plan. The recommendation is subject to the following conditions:

- 1. The Preliminary Development Plan for Northpoint Belton Apartments is hereby approved, as shown on Site Development Plan by Renaissance Infrastructure Consulting, dated 5/22/2020.
- 2. Building elevations and building perspective drawings for Northpoint Belton Apartments are hereby approved, as shown on plan set by Rosemann & Associates, dated 4/10/2020.

- 3. The PUD includes exceptions for building height, and the front yard setback.
- 4. The Final Development Plan shall include architecture and building materials for the clubhouse.
- 5. Trash enclosures shall be masonry construction to match the buildings with a gate, additional landscaping shall be provided the enclosures.
- 6. The Final Development Plan shall include details of the proposed carports and surface garages. Exterior materials on the structures shall match the buildings.
- 7. The trail design shall be revised to address staff comments. The pedestrian trail shall be a 5-foot width, with asphalt surface.
- 8. The Final Development Plan shall include a final landscape plan sealed by a registered Landscape Architect.
- 9. The Final Development Plan shall include a photometric plan for parking lot and building lighting.
- 10. The Final Plat shall include a shared access easement for the south entrance.
- 11. The Final Development Plan shall include a revised water line to eliminate a dead-end line for fire safety.
- 12. Retaining walls shall include a safety rail
- 13. The Final Development Plan shall include a Development Agreement to be executed between the applicant and the City of Belton.

PLANNING COMMISSION ALTERNATIVES

- 1. Motion to approve a rezoning and Preliminary Development Plan for Northpoint Belton Apartments.
- 2. Motion to deny a rezoning and Preliminary Development Plan for Northpoint Belton Apartments.
- 3. Motion to continue the application for further information.

ATTACHMENTS

- 1. Preliminary Development Plan-13 pages
- 2. Exterior elevations/building perspective-4 pages
- 3. Interior photographs.
- 4. Area Map.

EXHIBIT B

REZONING WHORTON FARMS BELTON PLANNING COMMISSION MONDAY, JUNE 8, 2020 – 6:00 P.M. CITY HALL ANNEX BUILDING – 520 MAIN STREET

APPLICATION

Property Owner/Applicant-Christopher P. Whorton and Micah Whorton

Surveyor-Michael J. Huffman

Location-The property is located on the north side of Cambridge Road, approximately 236 feet east of Mullen Road.

Request-<u>The application was filed for a rezoning from the existing A Agricultural Zoning District to a R-1 Single-Family Residential District.</u>

BACKGROUND

The Whorton family owns property on the north side of Cambridge Road, east of Mullen Road, platted and commonly known as Whorton Farms. The property is zoned an A Agricultural District. This zoning classification has a 5-acre minimum lot size. The applicant would like to rezone the property to permit a replat of the existing two lots to allow three lots. This replat would create a third lot for construction of a new home for the Whorton family.

The proposed R-1 zoning district has an 8,400 square foot minimum lot size, or approximately .25 acres. The three proposed lots are described in the related Final Plat application. Lot 1 is 3.78 acres, Lot 2 is 1.63 acres, and Lot 3 is 3.32 acres.

REZONING CRITERIA/FINDINGS OF FACT

The Unified Development Code, Section 20-3, provides certain approval criteria that must be addressed with a rezoning application. These criteria are summarized below, with staff analysis for consideration of the Planning Commission:

- (1) The character of the surrounding neighborhood, including the existing uses and zoning classification of properties near the subject property. North of the subject property are single-family residential areas of The Traditions. This area is zoned a R-3 Planned Unit Development, however there is a wide range of lot sizes within the PUD. South of the site is an area zoned A Agricultural but designated as single-family residential on the Future Land Use Map. North along Mullen Road are several other residential neighborhoods, primarily zoned R-1.
- (2) Consistency with the goals and objectives of the Comprehensive Plan. The Future Land Use Map of the Comprehensive Plan designates this property as residential. The proposed rezoning is consistent with the Future Land Use Map.
- (3) Suitability of the subject property for the uses permitted under the existing zoning district. The property is not ideally suited for development with the existing A Agricultural zoning district. The applicants have two single-family homes on the property, and there is sufficient room for an additional lot.

(4) The trend of development near the subject property, including changes that have taken place in the area since the subject property was placed in its current zoning district. The area near the subject property is characterized by residential development and single-family homes. This indicates a trend towards residential development in the area.

(5) The extent to which the zoning amendment may detrimentally affect nearby property. The proposed rezoning will allow a new lot and an additional single-family home that is in character with the two existing homes at Whorton Farms. The rezoning and final plat will not have any detrimental impact on nearby property.

(6) Whether public facilities (infrastructure) and services will be adequate to serve development allowed by the requested zoning map amendment. All required public infrastructure and services are available to serve Whorton Farms. Existing utilities and public streets are sufficient for the area subject to the rezoning.

STAFF RECOMMENDATION

The staff recommends approval of the request for a rezoning from A Agricultural to an R-1 Single-Family Residence District for Whorton Farms. The recommendation is subject to the following conditions:

1. The rezoning for Whorton Farms is hereby approved, in order to implement the Final Plat prepared by Michael J. Huffman, dated 5/01/20.

PLANNING COMMISSION ALTERNATIVES

- 1. Motion to approve a rezoning for Whorton Farms.
- 2. Motion to deny a rezoning for Whorton Farms.
- 3. Motion to continue the application for further information.

ATTACHMENTS

- 1. Final Plat-Whorton Farms
- 2. Area Map.

EXHIBIT C

FINAL PLAT REPLAT OF WHORTON FARMS

BELTON PLANNING COMMISSION MONDAY, JUNE 8, 2020 – 6:00 P.M. CITY HALL ANNEX BUILDING – 520 MAIN STREET

CASE #FP20-02

Property Owner-Christopher P. Whorton

Surveyor-Michael J. Huffman

Location- The property is located on the north side of Cambridge Road, just east of Mullen Road.

Request-The application was filed for approval of a Final Plat for the Replat of Whorton Farms.

BACKGROUND

Whorton Farms is an existing subdivision on the north side of Cambridge Road, just east of Mullen Road. The subdivision consists of **two lots** and has a total land area of 8.73 acres. There are two single-family homes on the lots, owned and occupied by the Whorton family. The replat application was filed to create a **three-lot** subdivision, and results in the following lot sizes:

Lot 1-3.78 acres Lot 2-1.63 acres Lot 3-3.32 acres

A related rezoning application was filed along with the Replat. This application seeks to rezone the property from the existing A Agricultural District, to a R-1 Single-Family Residence District.

The existing A Agricultural District requires a 5-acre minimum lot size. The proposed replat could not be processed with the existing A zoning, so the rezoning was necessary to provide an appropriate zoning classification for the new lot sizes. The proposed lots exceed the 8,400 square foot minimum lot size of the R-1 District.

PROPOSED FINAL PLAT

The Final Plat meets all requirements of the Unified Development Code (UDC).

Access/Streets-No new right-of-way is dedicated with the final plat. The new Lot 2 will require driveway access to Cambridge Road. This will be reviewed and approved with the building permit application.

Easements-The final plat includes appropriate language for public utility easements.

General Plat Information-The plat includes all required general information including the legal description, lot numbers and dimensions, right-of-way designation, signature certificates, and surveyor credentials.

STAFF RECOMMENDATION

The staff recommends approval of the application for the Replat of Whorton Farms. The plat meets all final plat requirements of Section 36.35 of Unified Development Code.

The recommendation is subject to the following conditions:

- 1. The final plat for the Replat of Whorton Farms, dated May 1, 2020, by Michael J. Huffman is approved as submitted.
- 2. The final plat shall be recorded within one year of City Council approval or the approval of the plat shall be considered null and void.

PLANNING COMMISSION ALTERNATIVES

- 1. Motion to approve a Final Plat for the Replat of Whorton Farms.
- 2. Motion to deny a Final Plat for the Replat of Whorton Farms.
- 3. Motion to continue the application pending additional information.

ATTACHMENTS

- 1. Final Plat-Replat of Whorton Farms
- 2. Location Map

SECTION IV. FINAL DEVELOPMENT PLAN – SOUTHVIEW COMMERCE CENTER, BUILDING 3

FINAL DEVELOPMENT PLAN SOUTHVIEW COMMERCE CENTER-BUILDING 3 BELTON PLANNING COMMISSION MONDAY, JULY 6, 2020 – 6:00 P.M. CITY HALL ANNEX BUILDING – 520 MAIN STREET

APPLICATION

Property Owner-NP Southview Industrial, LLC./Brett Gross

Architect/Engineer-Studio North Architecture/Olsson Associates, Nick Heiser

Location-The property is located on South Outer Road, just north of 162nd Street.

Request-<u>The application was filed for approval of a **Final Development Plan** for Southview Commerce Center, Building 3.</u>

BACKGROUND

The rezoning and preliminary plan for Southview Commerce Center was approved by the City Council in June of 2018 after the Planning Commission public hearing of May 21, 2018. The rezoning and preliminary plan were approved with conditions.

The preliminary plan is a part of the rezoning of the property to the FCI Flex Commercial/Industrial zoning district of the North Scott Corridor Overlay District + Guidelines (NSCOD). The preliminary plan provided five lots and five buildings of various sizes designated for development in the Southview Commerce Center by NorthPoint Development.

The final plan for Building 1 was reviewed and approved by the Planning Commission on October 15, 2018. Building 2 was reviewed by the Planning Commission on April 22, 2019. This included a revision to the preliminary plan, changing the location of Building 2 to an east/west configuration. This change resulting in loading areas being relocated so they did not face the homes on Allen Street, east of the building.

This Final Development Plan application is for Building 3, north of 160th Street. The request includes a revision to the preliminary plan. The original preliminary plan included three individual buildings north of 162nd Street. These buildings were all oriented in a north/south fashion, with building 5 having loading areas facing east, oriented toward the homes on Allen Street.

The revised plan combines buildings 3, 4 and 5 into one building. The new Building 3 is 796,000 square foot cross-dock building, with an expansion area of 215,760 square feet on the 60.36-acre lot. The floor area of Building 3 is equal to the original floor area of buildings 3, 4 and 5. Building 3 is also oriented in an east/west fashion, similar to Building 2 with no loading areas facing east.

Combining buildings 3, 4 and 5 into the proposed Building 3, and changing the orientation of the building is a minor change to the preliminary plan, and permitted by the Unified Development Ordinance.

Southview Commerce Center Final Development Plan-Building 3

Building 3 will be occupied by a single tenant, the user has yet to be announced.

The applicant has provided the attached narrative to provide additional details about the request and summarizing the request.

PROPOSED FINAL PLAN

The Final Development Plan is consistent with the Preliminary Development Plan as revised, and meets the requirements of the plan as approved by the City Council. The summary below includes compliance with all conditions of the final ordinance approved by the City Council.

Building Design Criteria:

- a. Materials-The building will be constructed with concrete panels produced on site, and finished with cement based acrylic coating. This material is defined as a Class 2 Material (High Quality) in the NSCOD. An additional Class 1 material of transparent glass in anodized aluminum frames is prominent on the west elevation, facing I-49.
- b. Façade articulation-Vertical reveals for articulation in the concrete panels are located every 25 feet. Additionally, there are projections in the wall planes of at least two feet in depth at the main entrance. The long east and west elevations include two-foot projection for additional articulation.
- c. Massing and proportion-The main entrance in the west elevation has the appearance of a two-story feature by using transparent glass and insulated glass. This design feature is also included at the north and south portions of the west wall. This ground floor/entrance is visually differentiated with a recessed glass entryway. The upper portions include a 4-inch crown molding at the roof line to distinguish the top line of the elevation.

These architectural features and materials meet the guidelines of the NSCOD.

Open Space-The final plan provides 28 percent open space. This figure includes the future expansion space. The *NSCOD* requires a minimum of 20 percent open space.

Parking-There are 646 parking spaces provided for Building 3. During discussions of the rezoning and preliminary plan, NorthPoint presented information based on their development and leasing experience that parking is better provided at a rate of .67 jobs per 1000 square feet. The Planning Commission approved the preliminary plan with this parking justification. The proposed parking approximates this ratio.

Landscaping-A final landscape plan was submitted with the Final Development Plan application. The plan meets all requirements of the Unified Development Code for street trees, on-lot landscaping, and parking lot landscaping. The features a berm along the north and east property line. There are sections of 6-foot board-on-board fence that have been added for additional screening. Plantings along the length of the berm include skyrocket junipers, Serbian spruce, and white pines trees planted at a 6-foot height. These tree plantings are supplemented by smaller white oaks, burr oaks, little leaf lindens and shrubs to provide a well-designed screening element.

Additionally, the applicant prepared a line of sight drawing "B-B" that depicts view lines from the single-family homes on Allen Street east of Building 3. This drawing indicates that the northern part of the building will not be readily visible. The structure at full build-out will be 357 feet from the rear property line of homes on Allen Street. Again, there are no overhead doors or semi-trailer parking in this area.

Traffic/access-Employee access/parking for Building 3 will be with from the outer road of I-49. Truck access will also be from the outer road, and from 160th Street, on the south side of the building.

A Traffic Study was submitted for a determination of driveway locations and turning movements. The traffic study utilized projected trip generation figures. The traffic study should be revised to reflect the actual number of employees projected by the tenant and a better evaluation of employee arrival times. This revision may impact automobile stacking and sight distance at the driveways.

Utilities-The final plan includes a utility plan for water and sanitary sewer to serve the site. Staff has reviewed the utility plan and determined that the plan provides adequate public facilities. Sanitary sewer will be treated by the Little Blue Valley sewer district.

Detention- A Preliminary and Supplemental Stormwater Management Study was submitted with the application. The overall site plan for Southview Commerce Center proposes two large interconnected detention basins on the east side of the property and a smaller detention basin on the northwest corner of the property. The proposed basins meet comprehensive detention for the 2-year, 10-year, and 100-year storm in accordance with City regulations.

Multi-Use Trail-The final plan includes an 8-foot multi-use asphalt trail around the site that is part of the overall trail design for Southview Commerce Center. The trail is on private property and will be maintained by the property owner. There are direct connections to the trail from the building.

Site/Building Lighting-A photometric site lighting plan was submitted with the application. The plan indicates zero-foot candles at the property line meeting the parking lot and building lighting standards of the Unified Development Code.

STAFF RECOMMENDATION

The staff recommends approval of the application for a Final Development Plan for Southview Commerce Center Building 3, as the final development plan is consistent with the preliminary plan submitted with the rezoning application, as revised.

The recommendation is subject to the following conditions:

- 1. The Final Development Plan for the Southview Commerce Center Building 3 is approved as shown on plans by Olsson Associates, dated 6/24/2020.
- 2. The Final Development Plan includes approval of elevation drawings by Studio North Architecture dated 5/15/2020.
- 3. Submit a revised traffic study prior to issuance of the building permit. The revised traffic study shall include the projected number of employees in Building 3 and their work arrival times in order to better analyze traffic stacking and sight distance.

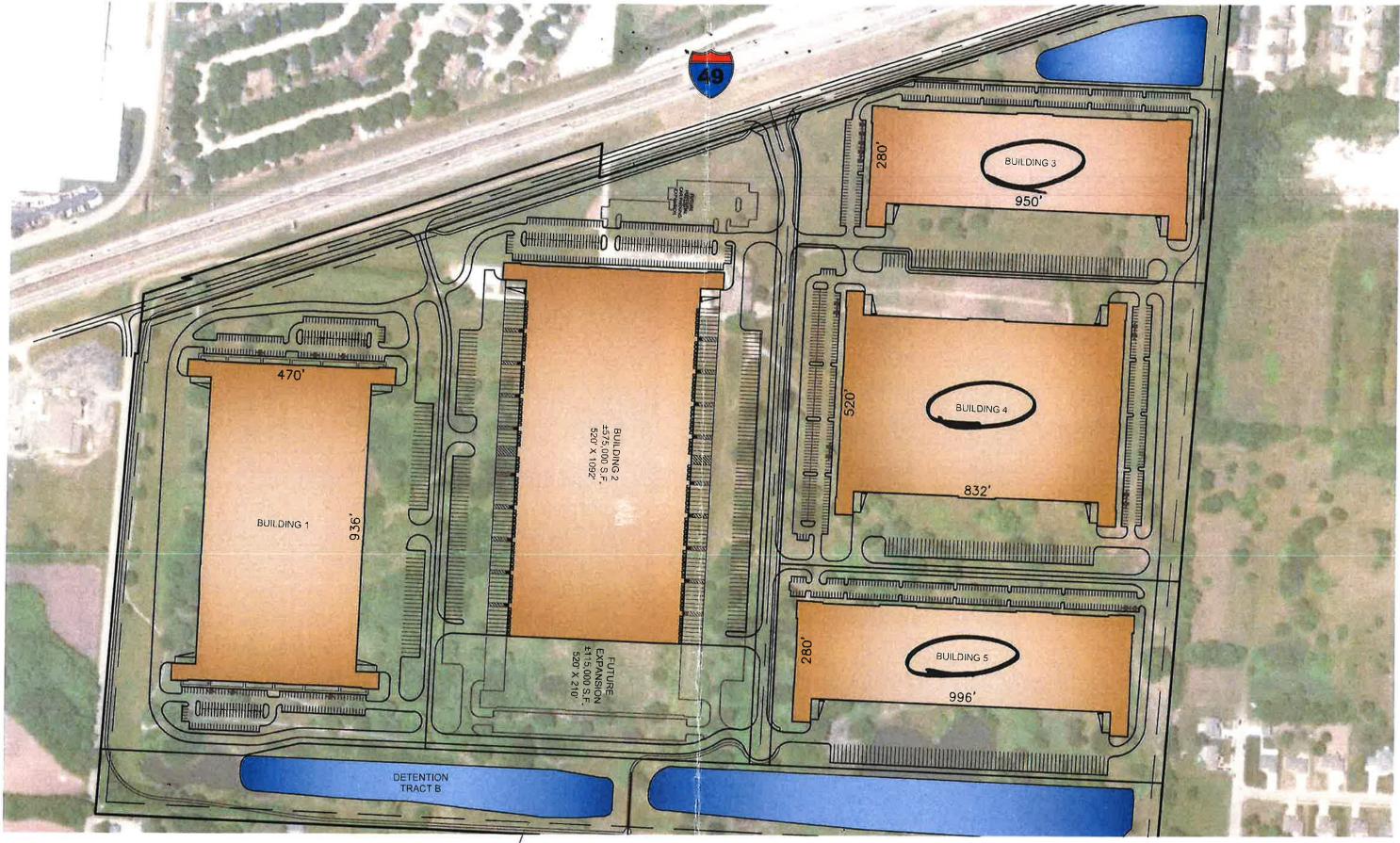
4. Submit an overall landscape maintenance program for on-going and perpetual maintenance of all open space at Southview Commerce Center, including detention areas, berms, trees and shrubs, landscaping and turf areas.

PLANNING COMMISSION ALTERNATIVES

- 1. Motion to approve a Final Development Plan for Southview Commerce Center Building 3.
- 2. Motion to deny a Final Development Plan for Southview Commerce Center Building 3.
- 3. Motion to continue the application pending additional information.

ATTACHMENTS

- 1. Current Preliminary Plan (w/buildings 3, 4, and 5)
- 2. Proposed Revised Preliminary (w/building 3)
- 3. Southview Commerce Center Final Development Plan Building 3-Olsson Associates, 6/24/20 (14-page plan set)
- 4. Revised Preliminary Plan by Olsson Associates (3-page, including line of sight drawing).
- 5. Applicants narrative.



CHRRENT PRELIMINARY

SOUTHVIEW COMMERCE CENTER • CONCEPT SITE PLAN D7 • 2019.11.13 • 1" = 250:000





SOUTHVIEW COMMERCE CENTER 3RD PLAT FINAL DEVELOPMENT PLANS

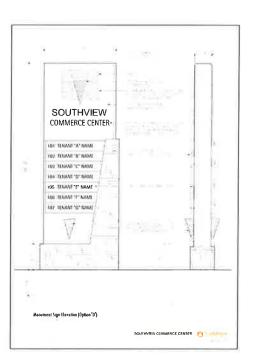
SECTION 01, TOWNSHIP 46, RANGE 33 IN BELTON, CASS COUNTY, MO

PROJECT TEAM CONTACT LIST

OWNER
NP SOUTHVIEW INDUSTRIAL LLC
4825 NW 41ST STREET, SUITE 500
RIVERSIDE, MO 64150

APPLICANT
NORTHPOINT DEVELOPMENT
4825 NW 41ST STREET, SUITE 500
RIVERSIDE, MO 64150
CONTACT: BRET GROSS
PHONE: 816.88B;7390
EMAIL:
BRET.GROSSMONTHPOINTKC,COM

ENGINEER
CLSSON
1301 BURLINGTON SUITE 100
NORTH KANSAS CITY, MO 64116
CONTACT: BRED GROSS
PHONE: 816.36B1,11777





PROPERTY DESCRIPTION:

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Sheet List Table					
Sheet Title	Sheet Number				
TITLE SHEET	C100				
EXISTING CONDITIONS	C200				
GENERAL LAYOUT PLAN	C300				
SITE PLAN	C301				
SITE PLAN	C302				
UTILITY PLAN	C400				
UTILITY PLAN	C401				
GRADING PLAN	C500				
GRADING PLAN	C501				
LANDSCAPE PLAN	L100				
LANDSCAPE PLAN	L101				
BUILDING ELEVATIONS	A4.01-A4.02				
BUILDING FLOOR PLAN	A1_00				
PHOTOMETRIC PLAN	1-2				

Olsson

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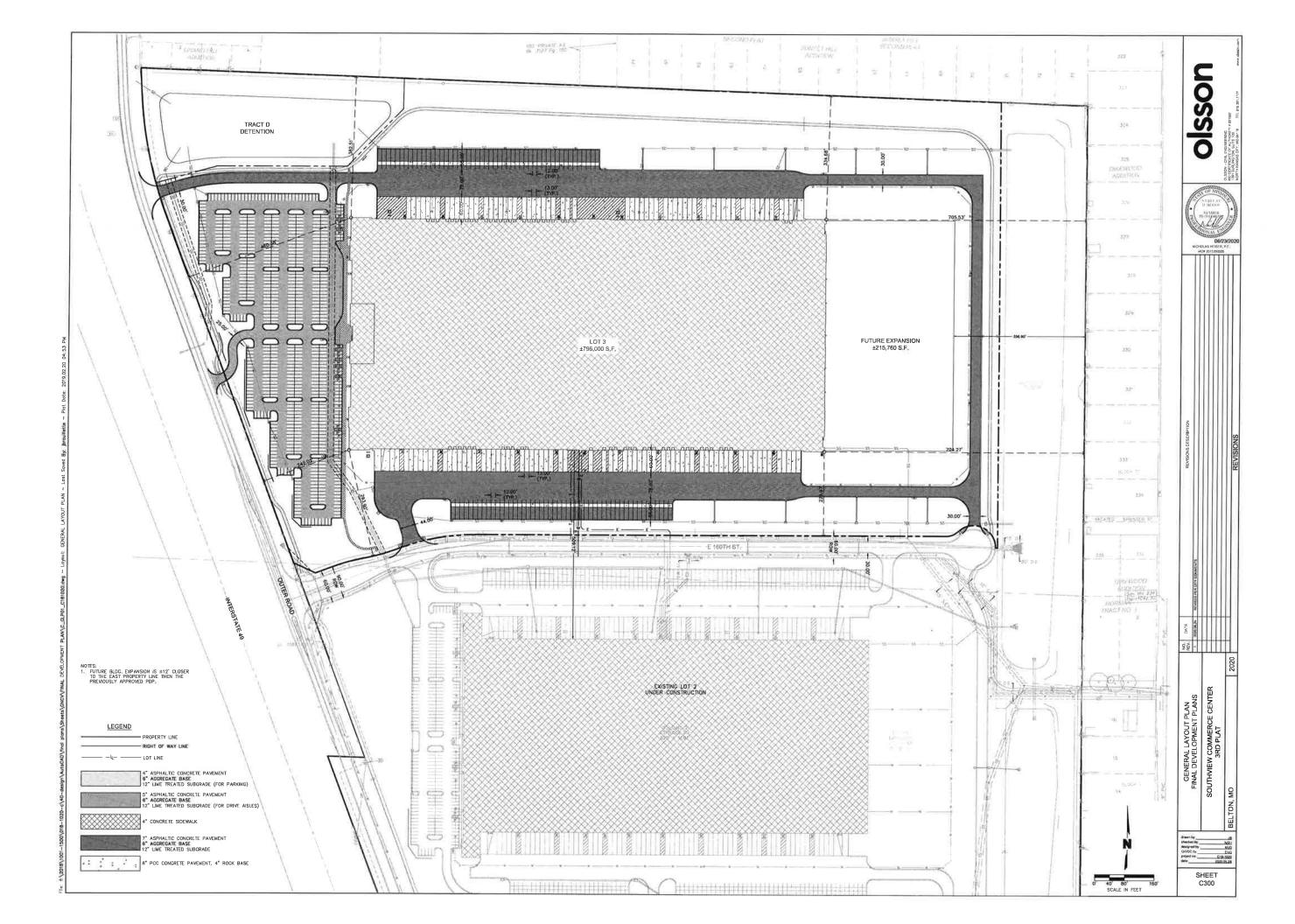
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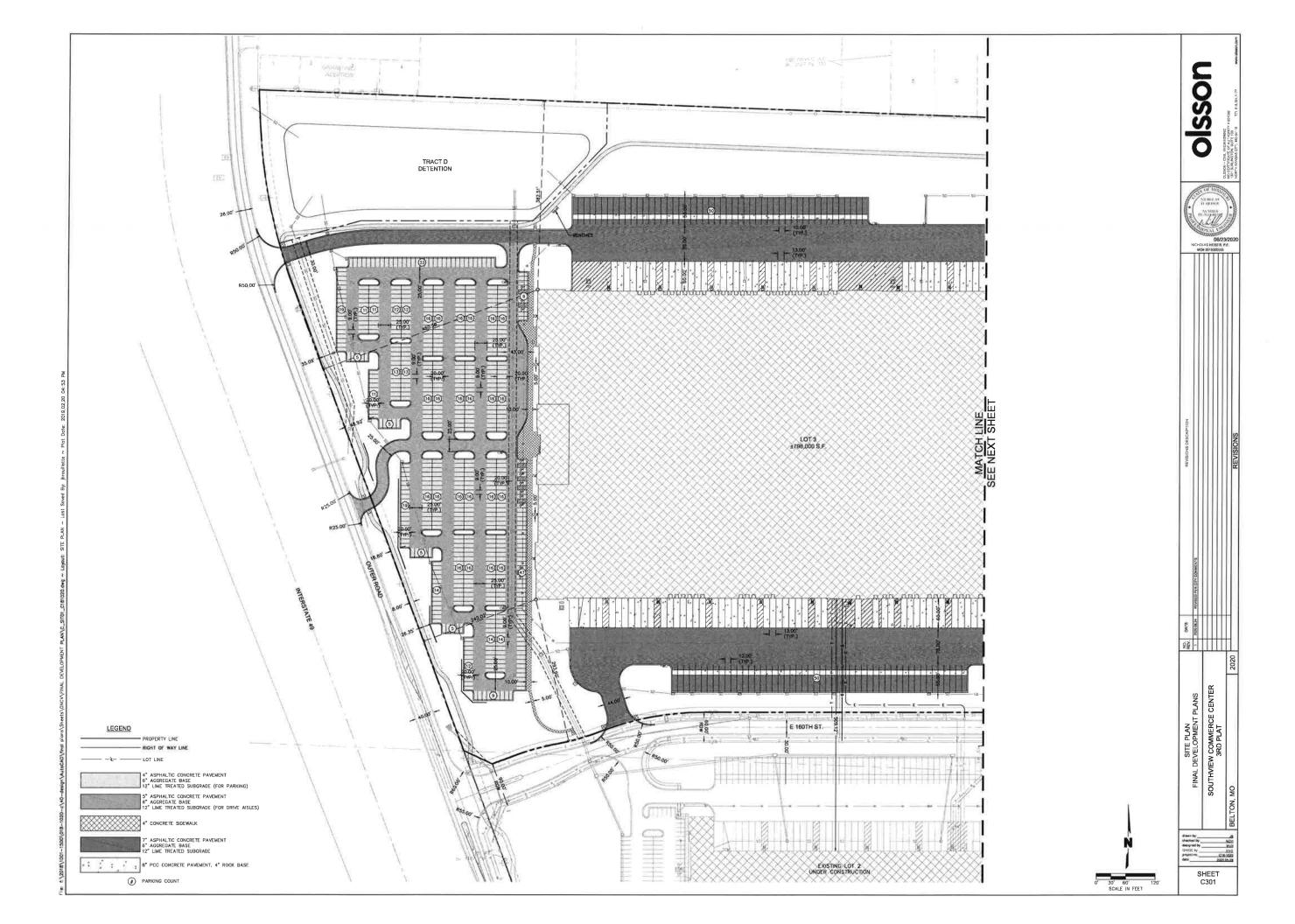
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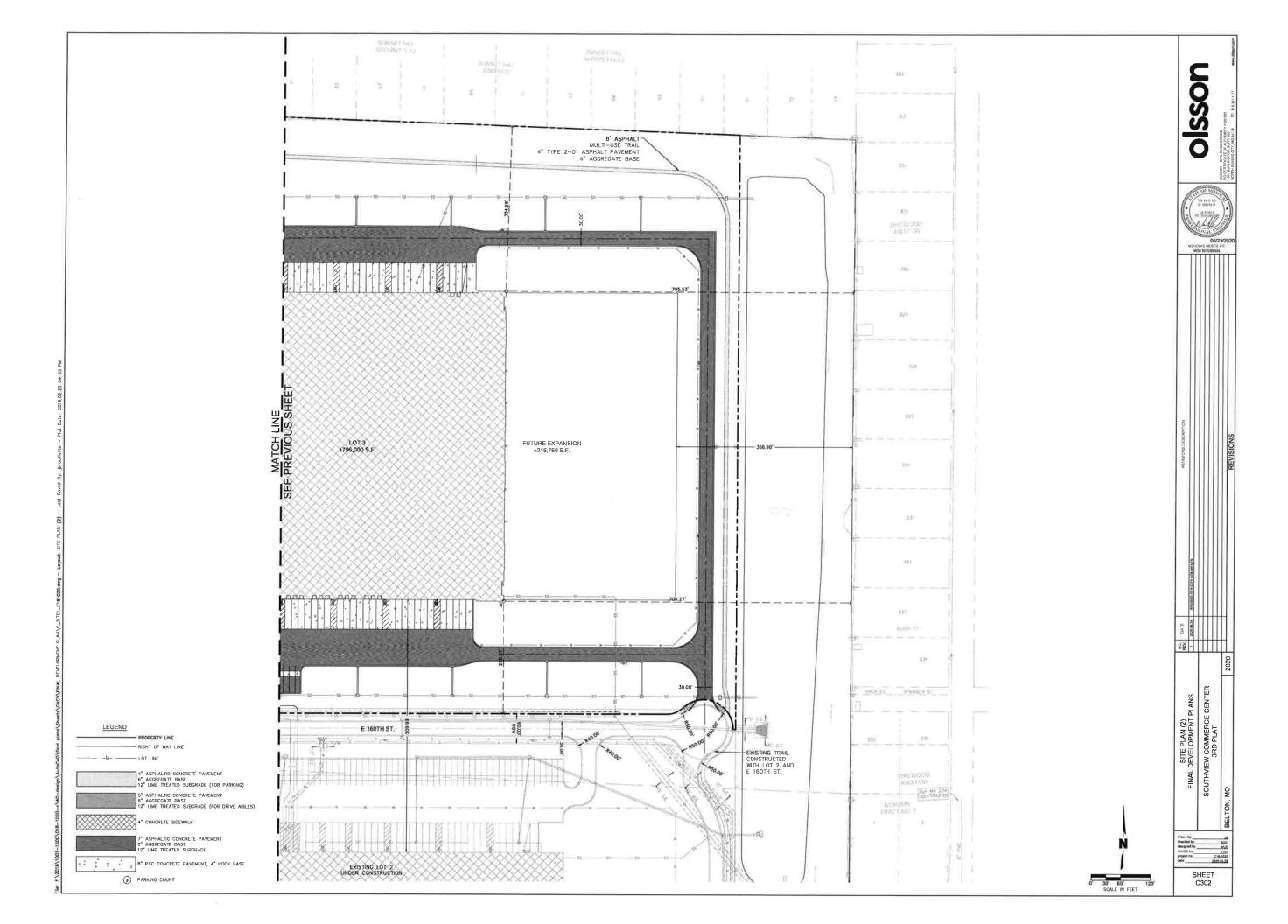
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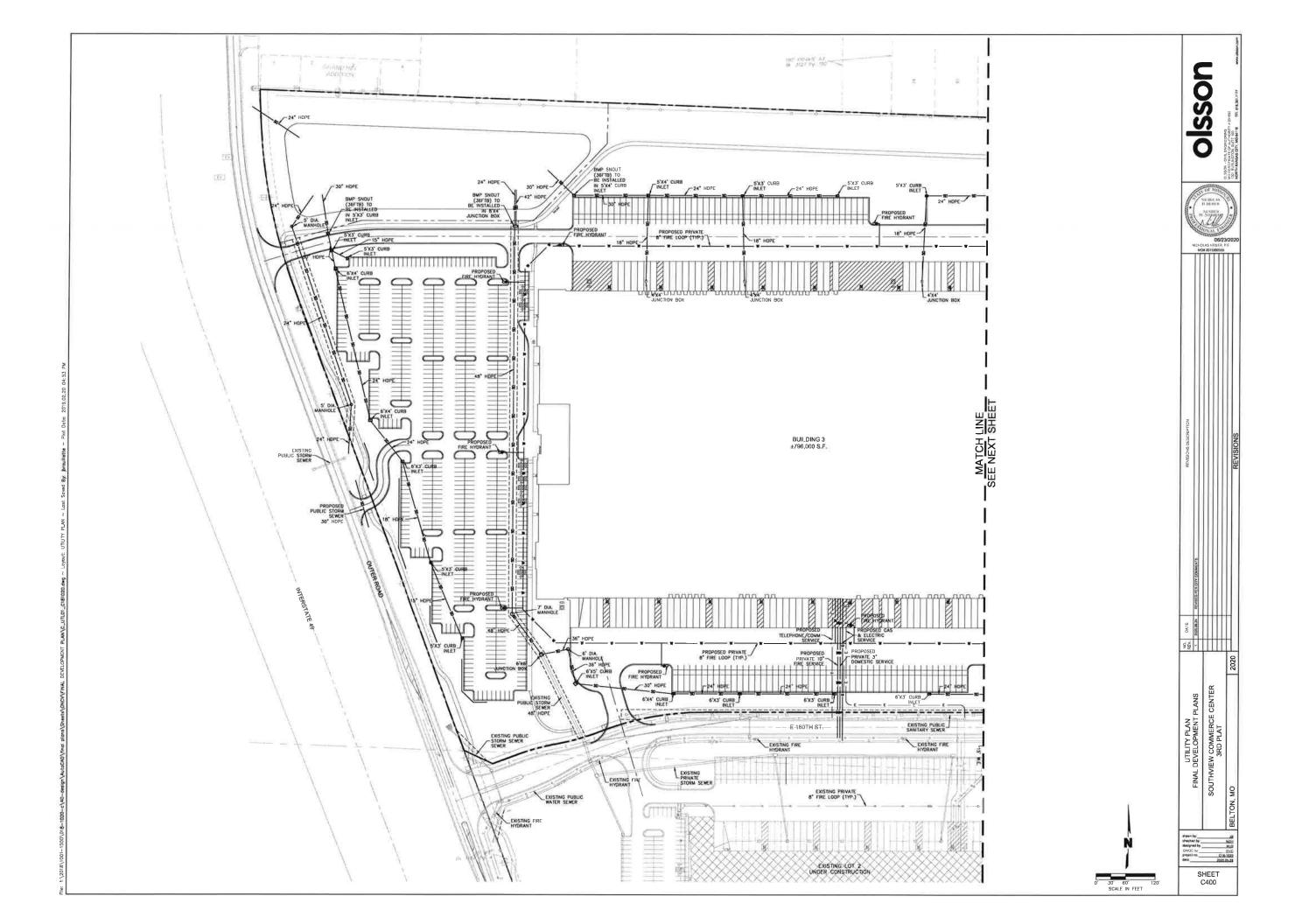
SHEET C100

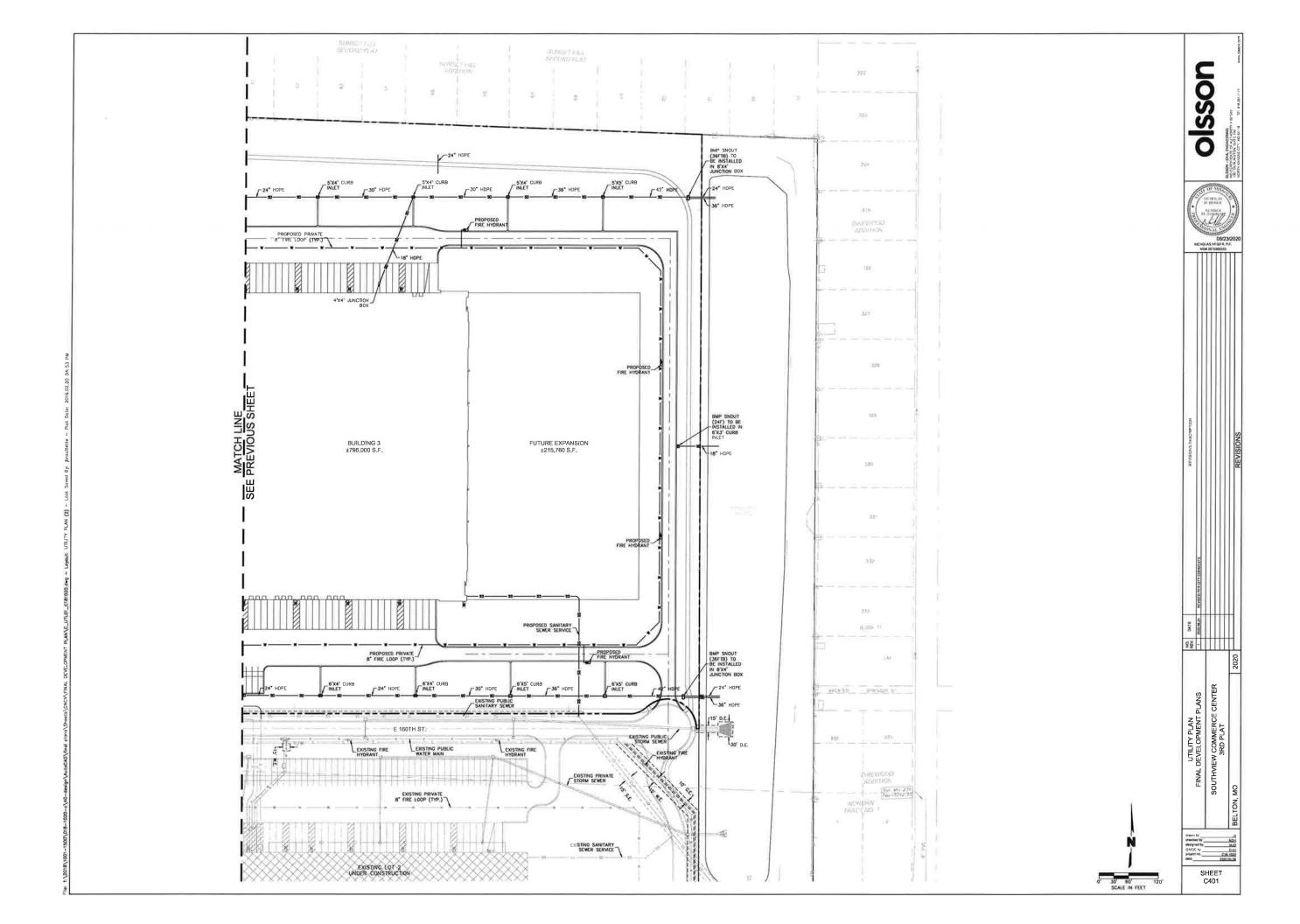


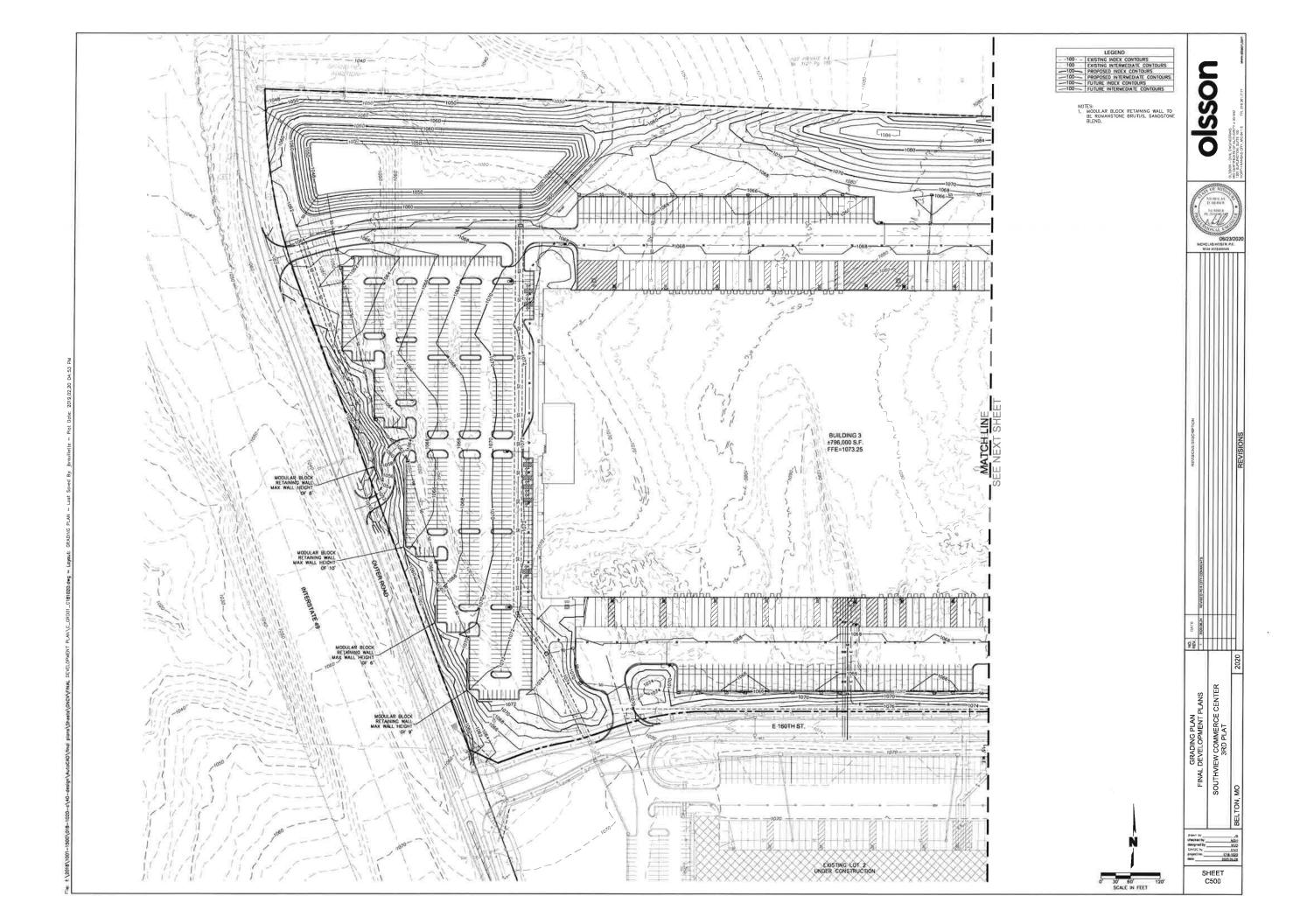


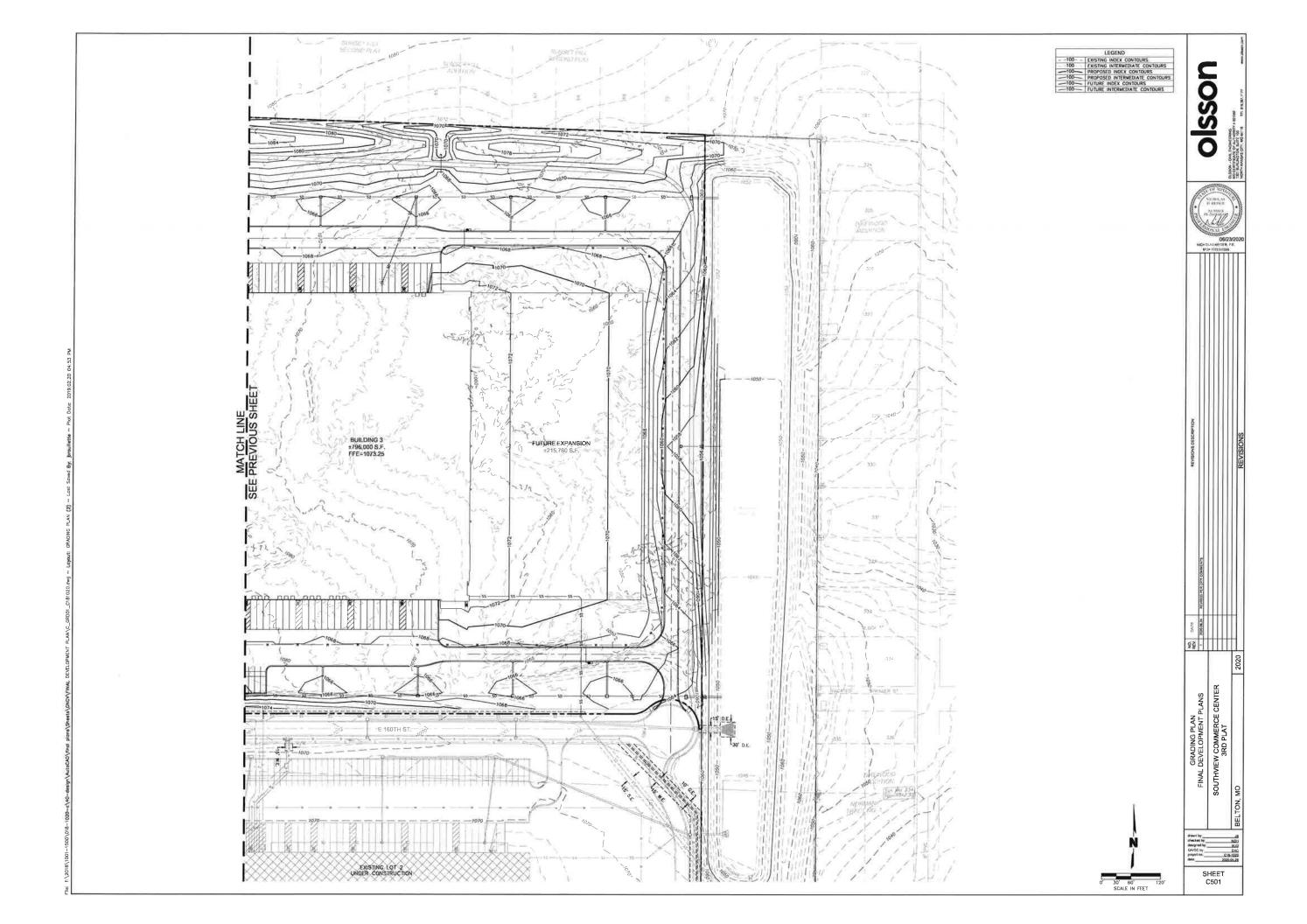


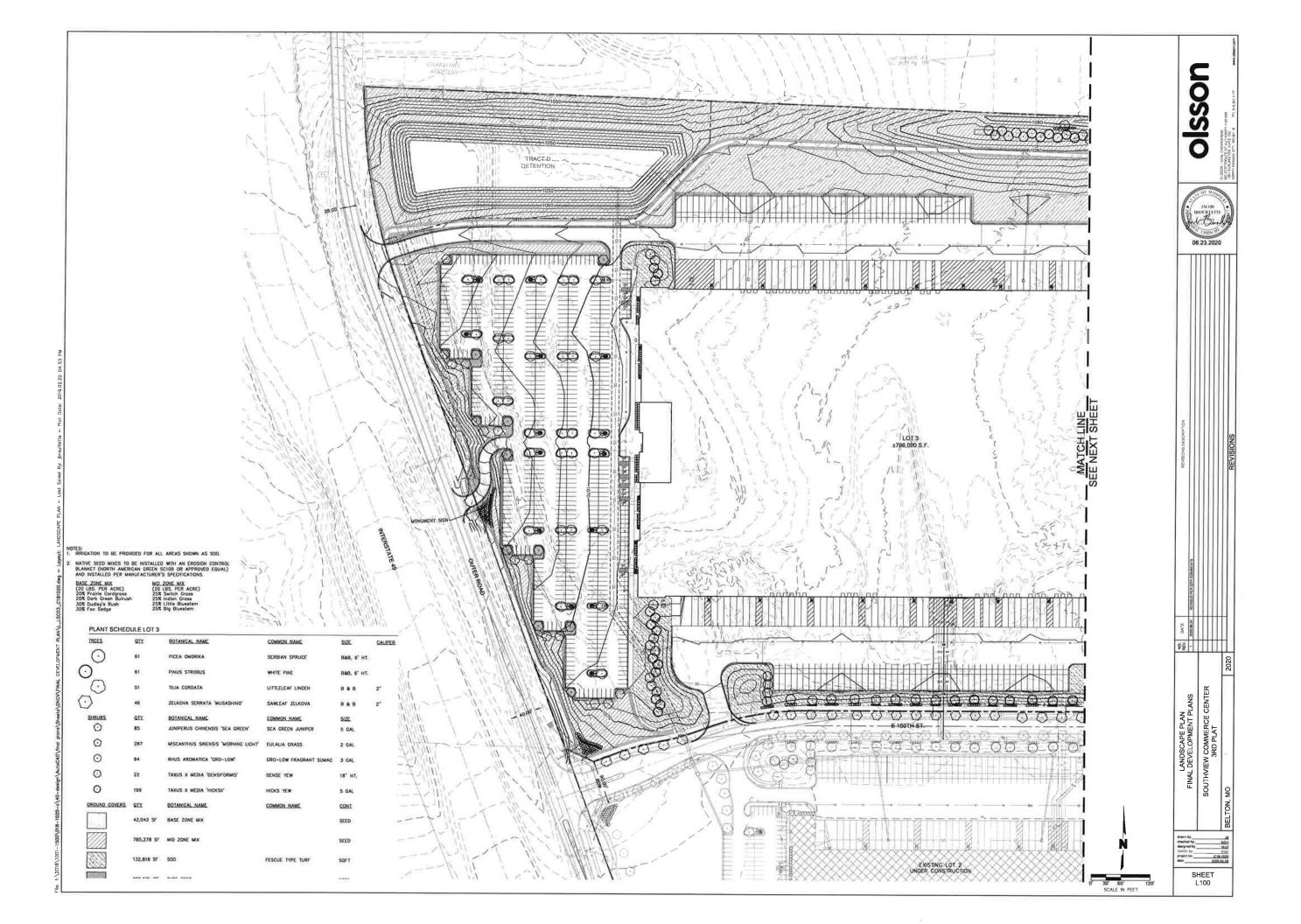


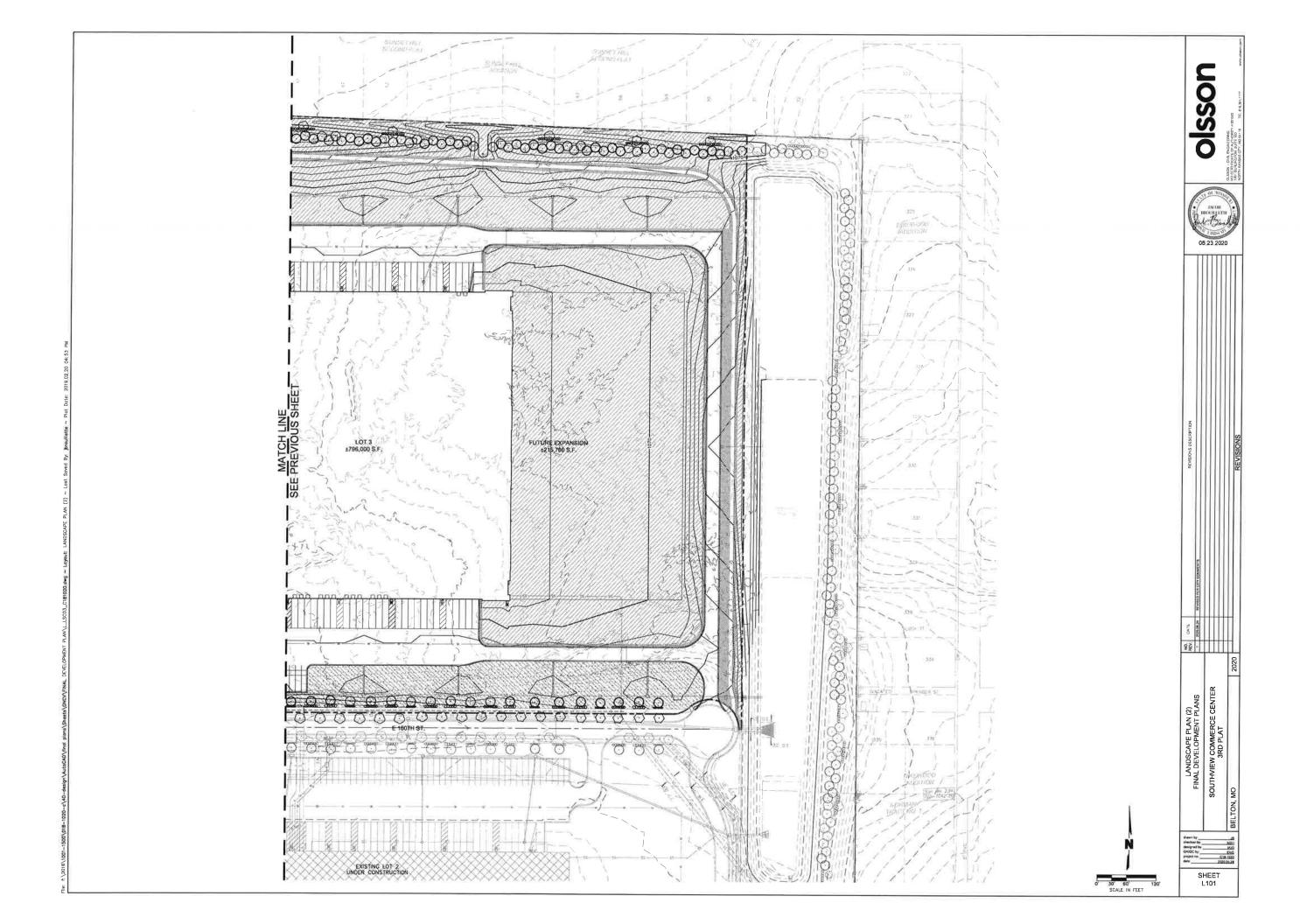


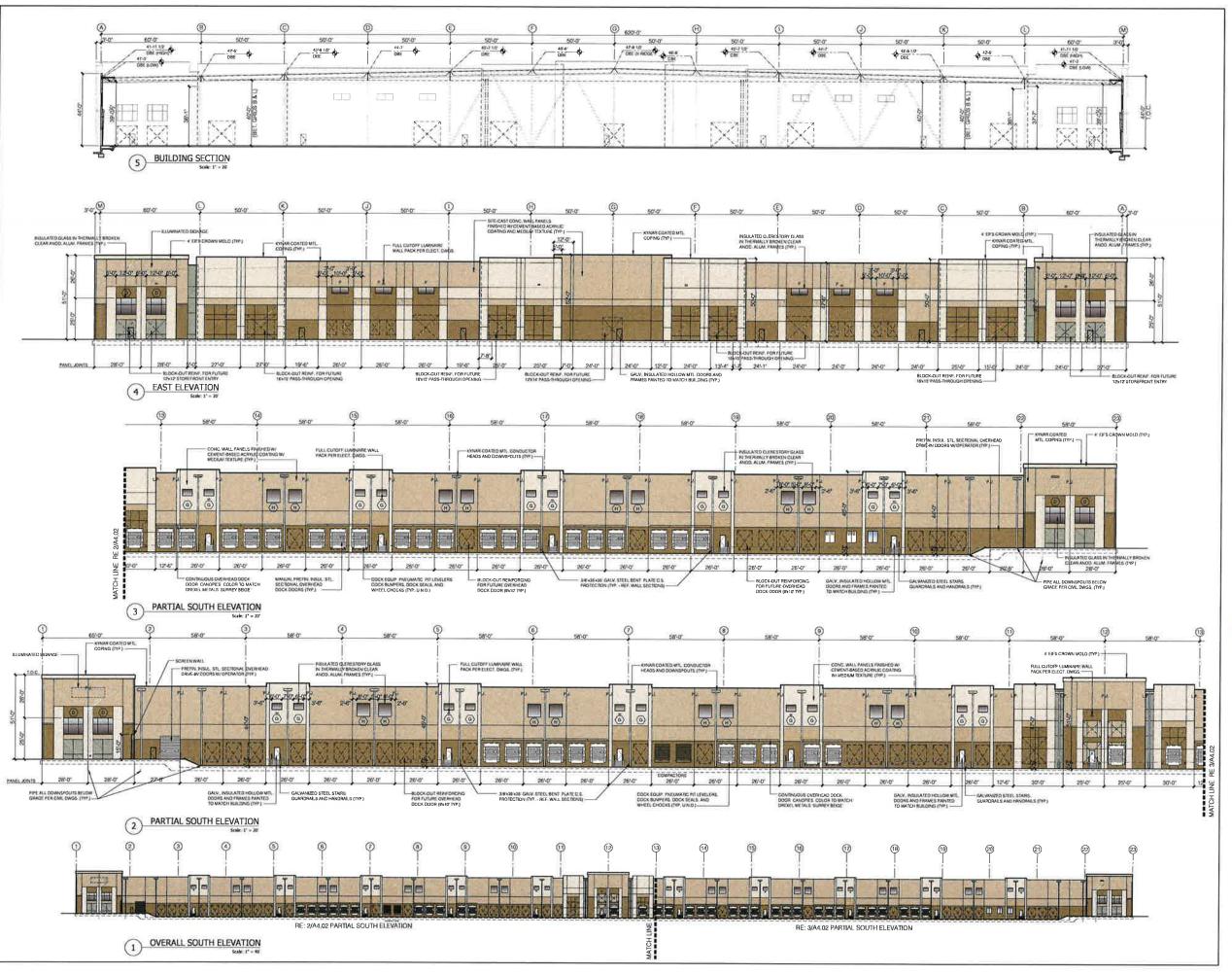














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Building 8
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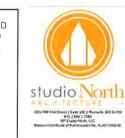
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Ronald Lean Schauwecker - Archero Missouri License No. 008001

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BUILDING ELEVATIONS





STRUCTURAL

PLUMBING

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NorthPoint

Southview Commerce Center Building 3 Interstate 49 & 16 And Steen Bellon MD 61012

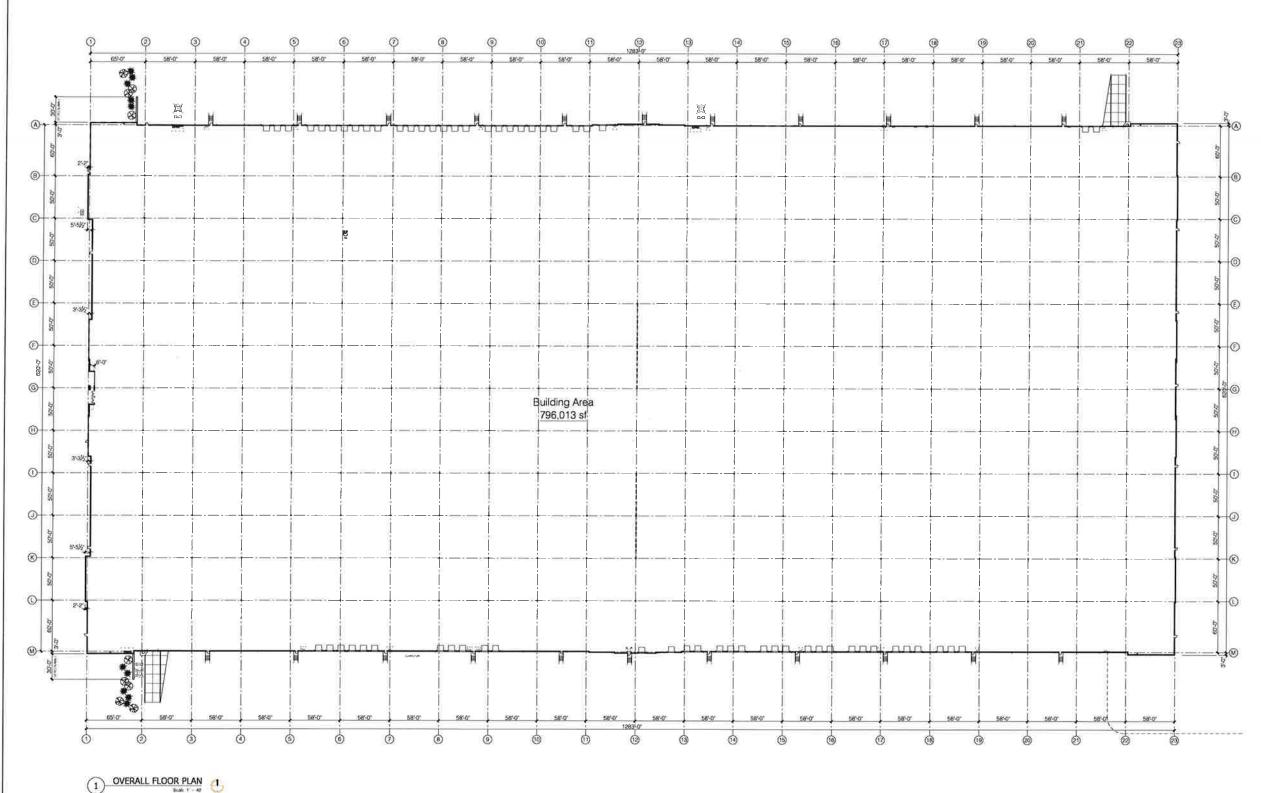
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No Date Description

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Ronald Gean Schauwecker - Architec Missoun Diceme No. 006001

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LANDSCAPE
FOUNDATIONS

STRUCTURAL PLUMBING

MECHANICAL ELECTRICAL

FIRE PROTECTION

CONTRACTOR

NorthPoint

Southview
Commerce Center
Building 3

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Market 0.0 4 (20 of 15 treet)

Project No. 2020-36

Date 05 15 20

No. 20 Project No. 2020-36

Research

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Honald Dean Schauwecker - Architec Misseum Creinse No. 006001

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SOUTHVIEW COMMERCE CENTER

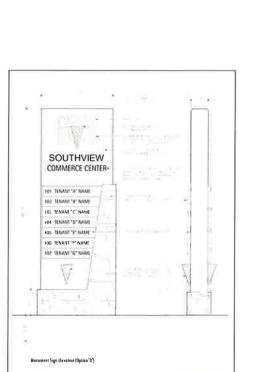
PRELIMINARY PLAT & PREL. DEVELOPMENT PLANS

SECTION 01, TOWNSHIP 46, RANGE 33 IN BELTON, CASS COUNTY, MO

PROJECT TEAM CONTACT LIST

OWNER
NP SOUTHWEW INDUSTRIAL LLC
4825 NW 415T STREET, SUITE 500
RIVERSIDE, MO 64150

APPLICANT
NORTHPOINT DEVELOPMENT
4825 NW 415T STREET, SUITE 500
RIVERSIDE, MO 64150
CONTACT: CHRIS CHANCELLOR
PHONE: B16.8886,7390
EMAIL:
CCHANCELLOR@NORTHPOITNKC.COM
ENGINEER
OLSSON
1301 BURLINGTON SUITE 100
NORTH KANSAS CITY, MO 64116
CONTACT: NICHOLAS HEISER
PHONE: B16.361,1177





PROPERTY DESCRIPTION:

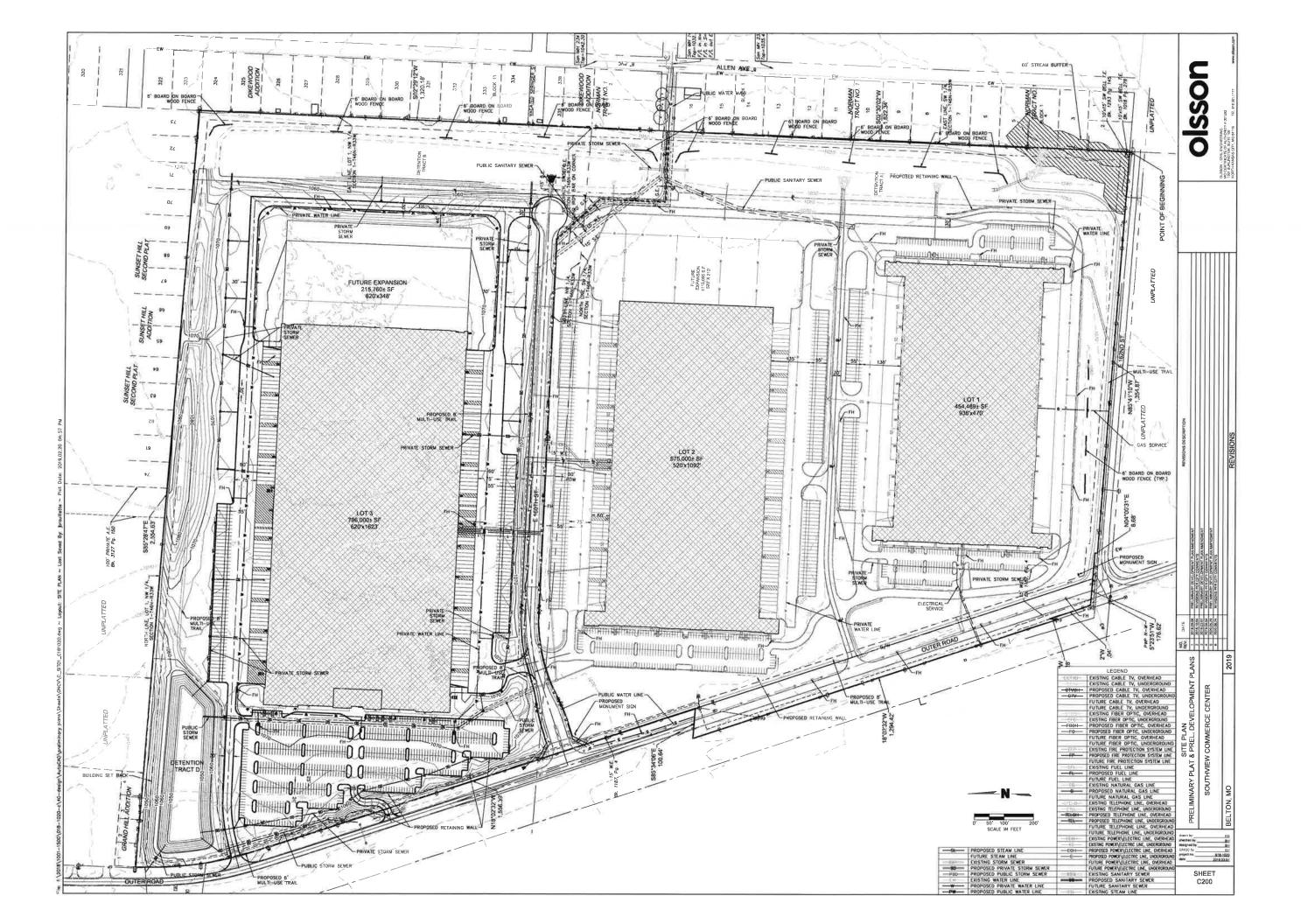
Part of Lot 1 of the Mechwest Quarter, and part of the Southeast Quarter, all a Section 1, Township 48 North of the Bisseline, 33 West of the Fiftherphale Medicine, Bellon, Cess Country, Missouri, Geschied as follows: Commissioning of the Southeast Quarter, 35.881 feet to the North right-of-very fine of the Southeast Country, 18 Country, 18

			GROSS	PROPOSED				NUMBER	BUILDING	BUILDING	PARI	ING SPACES		ADAS	PACES
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1015	PHASEZ	TCI	38.60	0.00	38.68	23.8	Warehouse/Commercial	1	650,000	41.0	1 per 10005#	637	465	9	10
(013	PHASEX	163	56.54	0.00	56.54	28.40	Www.house/Commercial	1	3,011,760	41.10	1 per 1000 SF	796	636	-11	11
TRACTA	PHASE 1	TCI	7.11	0.00	7.31	35.9	Distriction								
TRACT B	PHASE 2	10	2.49	0.00	8.49	59.5	Detention						. 77		
TRACT D	PHASE 3	FCI	3.83	0.00	3.83	99.50	Detention								
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Sheet Title	Sheet Number
TITLE SHEET	C100
SITE PLAN	C200
LANDSCAPE SECTIONS	L200

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SOUTHVIEW COMMERCE CENTER - REVISED PDP

6/23/2020

City of Belton 520 Main St. Belton, MO 64012

Attn: Dave Clements

This letter is a response to the Planning Department's comment from their review of the Southview Commerce Center revised Preliminary Development Plan. The comment requests a narrative summarizing the changes to the preliminary plan and the advantages of the revised Building 3 layout.

Changes to the Preliminary Development Plan:

The previously approved Preliminary Development Plan had plans for 3 buildings north of 160th Street. The 3 previous buildings totaled approximately 1,013,000 SF of building footprint. The new plan has one building north of 160th Street, with a fully-expanded building footprint of 1,012,000 SF.

Advantages of the revised Preliminary Development Plan:

- 1. Approximately 900 feet of docks have been removed from facing the east property line and the residential area to the east of the park with Building 5 being removed.
- 2. Approximately 620 feet of office appearance has been added to Building 3's east elevation, facing the east residents.
- 3. The east elevation of the fully-expanded new Building 3 is 358' from the east property line. The previous PDP had the nearest building elevation 370' from the east property line. The change is minimal.
- 4. The north building elevation is 200' farther away from the north property line adjacent to residential zoning than the previous PDP.
- 5. The south building elevation is 170' farther away than the 160th Street ROW compared to the previous PDP.
- 6. The west building elevation for the new Building 3 is 200' farther away from the Outer Road ROW than the previous PDP.

Thank you,

Bret Gross, NorthPoint Development

SECTION IV. FINAL PLAT – SOUTHVIEW COMMERCE CENTER SOUTH

FINAL PLAT SOUTHVIEW COMMERCE CENTER SOUTH-3nd PLAT BELTON PLANNING COMMISSION MONDAY, JULY 6, 2020 – 6:00 P.M. CITY HALL ANNEX BUILDING – 520 MAIN STREET

CASE #FP18-03

Property Owner-NP Southview Industrial, LLC./Bret Gross

Engineer-Olsson Associates, Inc./Nelson Willoughby

Location-The property is located on South Outer Road, just north of 162nd Street.

Request-<u>The application was filed for approval of a **Final Plat** for Southview Commerce Center South, 3rd Plat.</u>

BACKGROUND

The preliminary plat for Southview Commerce Center was approved by the City Council in June of 2018. The preliminary plat was a part of the rezoning of the property to an FCI Flex Commercial/Industrial zoning district of the North Scott Corridor Overlay District + Guidelines (NSCOD).

The preliminary plan provided five lots of various sizes designated for development in the Southview Commerce Center by NorthPoint Development.

Lot 1 in the Southview Commerce Center was reviewed and approved by the Planning Commission on October 15, 2018. Lot 2 was reviewed and approved by the Planning Commission on April 22, 2019.

PROPOSED FINAL PLAT

The Final Plat is consistent with the revised preliminary plan.

Lot sizes- The 3rd Plat is a 60.364 acre parcel (2,629,470 square feet). The plat includes Tracts D for open space/detention. There is no minimum lot size in the NSCOD.

Streets-The 3rd Plat is adjacent to the South Outer Road of Interstate 49, and 160th Street, an east/west street in the Southview Commerce Center. All required right-of-way was previously dedicated.

Easements-The final plat includes appropriate language for utility easements.

Detention-Tract D is dedicated with the plat, and provides an area for stormwater management for the 3rd Plat. This detention area is a portion of the overall stormwater detention facilities for Southview Commerce Center. The tract will be maintained by the property owner as part of the overall management of Southview Commerce Center.

Final Plat-Southview Commerce Center-3nd Plat.

STAFF RECOMMENDATION

The staff recommends approval of the application for a Final Plat for Southview Commerce Center Lot 3, as the final plat is consistent with the revised preliminary plan submitted with Building 3. The plat meets all final plat requirements of Section 36.35 of Unified Development Code.

The recommendation is subject to the following conditions:

- 1. The Final Plat for Southview Commerce Center South, 3rd^d Plat as submitted by Olsson, dated May 28, 2020, is hereby approved.
- 2. The final plat shall be recorded within one year of City Council approval or the approval of the plat shall be considered null and void.

PLANNING COMMISSION ALTERNATIVES

- 1. Motion to approve a Final Plat for Southview Commerce Center South, 3rd Plat
- 2. Motion to deny a Final Plat for Southview Commerce Center South, 3rd Plat
- 3. Motion to continue the application pending additional information.

ATTACHMENTS

1. Final Plat-Southview Commerce Center South, 3rd Plat.

PROPERTY DESCRIPTION:

FINAL PLAT OF

All of Tract C, SOUTHVIEW COMMERCE CENTER SOUTH 2ND PLAT, a subdivision of land in the Northwest and Southwest Quarter of Section 1, Township 46 North, Range 33 West of the 5th Principal Meridian in Belton, Cass County, Missouri recorded as instrument Number 661708 in Book 24 at Page 23 in Cass County Recorder of Deeds Office and also tract of land in sold Northwest and Southwest Quarter being bounded and described by or under the direct supervision of Jason S Roudebush, P.L.S, 2002014092 as follows: Commencing at the Northwest corner of Sald Northwest Quarter also being the Northwest corner of DIKEWODD ADDITION (LOTS 174 THRU 346) a subdivision in said Belton, recorded as also being the Northwest corner of DIKEWOOD ADDITION (LOTS 174 THRU 346) a subdivision in said Belton, recorded as Instrument Number 874-38 in Plat Book 2, at Page 63 in Cass County Recorder of Deeds Office; thence South 02'29'12' West, on the East line of Lots 51 thru 60, SUNSET HILL ADDITION, a subdivision in said Belton, recorded as instrument Number 88863 in Plat Book 2, at Page 64 in said Cass County Recorder of Deeds Office, also being the Existing East right—of—way line of 157th Street and East line of Lot 73, SUNSET HILL 2ND PLAT, a subdivision in said Belton, recorded as File Number 318631 in Plat Book 00019, at Page 0019, in said Cass County Recorder of Deeds Office, a distance of 1,276.07 feet to the Southbeast corner of said Lot 73, also being the Northeast corner of Tract B, of said SOUTHVIEW COMMERCE CENTER SOUTH 2ND PLAT, thence North 85'28'47' West, along the South line of said Tract B, 238-39 feet to the to the Northwest corner of said Iract B, also being the Point of Beginning of the tract of land to be herein described; thence leaving said South line, South 02'23'29' West, along the West line of said Tract B, 120.31 feet to the Northeast corner of Lot 2 of said SOUTHVIEW COMMERCE CENTER SOUTH 2ND PLAT; thence leaving said West line, North 87'36'31' West, along the Northeast corner of Lot 2 of said SOUTHVIEW COMMERCE CENTER SOUTH 2ND PLAT; thence leaving said West line, North 87'36'31' West, along the Northeast corner of Lot 2, a distance of 5.00 feet to a point on the existing Norther right—of read with northeast corner of Lot 2 of 150th Northerly line of soid Lot 2, a distance of 5.00 feet to a point on the existing Northerly right-of-way line of £ 150th Street as established by said SOUINERN COMMERCE CENTER SOUTH 2ND PLAT; thence Northwesterly, along soid Existing Northerly right-of-way line, along a curve to the left having an initial tangent bearing of North 02°23′29″ East with a radius of 60.00 feet, a central angle of 133'21'55″ and an arc distance of 139.65 feet; thence Westerly, along said Existing Northerly right-of-way line, along a curve to the right having a common tangent with the last described course with a radius of 50.00 feet, a central angle of 43'20'30″ and an arc distance of 37.62 feet; thence North 87'37'55″ West, along soid Existing Northerly right-of-way line, along a curve to the left being tangent to the last described course with a radius of 550.00 feet, a central angle of 20'24'36″ and an arc distance of 20.65 if feet; thence South 71'57'28″ West, along soid Existing Northerly right-of-way line, 41.71 feet; thence Westerly, along soid Existing Northerly right-of-way line, along a curve to the left having a common tangent with the last described course with a radius of 485.00 feet, a central angle of 09'56'11″ and an arc distance of 84.11 feet; thence Westerly, along sold Existing Northerly right-of-way line, along a curve to the left having a common tangent with the last described course with a radius of 515.00 feet, a central angle of 09'56'11″ and an arc distance of 89.31 feet; thence South 71'57'28″ west, along sold Existing Northerly right-of-way line, 48.00 feet; thence North 870'2'32″ West, along sold Existing Northerly right-of-way line, 48.00 feet; thence North 870'2'32″ west along sold Existing Easterly right-of-way line, disold Westerly line, 63.04 feet to a point on the Existing Easterly right-of-way line, 48.00 feet; thence Northerly along sold Existing Easterly right-of-way line, along and Westerly line, 63.01 feet to the Northwest corner of sold Tract C, 585.91 feet; thence Northerly along sold Existin Northerly line of soid Lot 2, a distance of 5.00 feet to a point on the existing Northerly right—of—way line of E 160th Street as established by soid SOUTHVIEW COMMERCE CENTER SOUTH 2ND PLAT; thence Northwesterly, along solid

SURVEYORS NOTES:

Property Information referencing this survey was taken from the Commitment for title insurance report, issued by Chicago Title Insurance Company, Commitment No. 185256, Effective June 6, 2018 at 8:00 A.M. This legal description also includes SOUTHVIEW COMMMERCE CENTER SOUTH AND SOUTHVIEW COMMERCE CENTER SOUTH 2ND PLAT.

3. According to "Flood insurance Rate Map", Community Panel No. 29037C0009F, Map Revised January 2, 2013, as published by the Federal Emergency Management Agency, this properly lies within Flood Zone "X". (Areas determined to be outside the 0,2% annual chance floodplain.)

4. The term per plot is in reference to GRAND HILL ADDITION recorded as instrument Number 10667 in Book 3 at Page 40, SUNSET HILL 2ND PLAT recorded as File # 318531 in Plot Book 00019 at Page 0019, SUNSET HILL ADDITION recorded as instrument Number 68663 in Plot Book 2 at Page 64, DINKWOOD ADDITION recorded as instrument Number 87438 in Plot Book 2 at Page 63, and SOUTHVEW COMMERCE CENTER SOUTH 2ND PLAT recorded as instrument Number 561708

THIS PLAT AND SURVEY OF SOUTHVIEW COMMERCE CENTER SOUTH 3RD PLAT WERE EXECUTED BY OLSSON, 1301 BURLINGTON STREET #100, NORTH KANSAS CITY, MISSOURI 64116.

OLSSON, 1301 BURLINGTON STREET #100, NORTH KANSAS CITY, MISSOURI 64116.

I HEREBY CERTIFY: THAT THE PLAT OF SOUTHVIEW COMMERCE CENTER SOUTH 3RD PLAT SUBDIVISION IS BASED ON AN ACTUAL SURVEY MADE BY ME OR UNDER MY DIRECT SUPERVISION AND THAT SAID SURVEY MEETS OR EXCEEDS THE CURRENT MISSOURI STANDARDS FOR PROPERTY BOUNDARY SURVEYS AS ESTABLISHED BY THE MISSOURI BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, PROFESSIONAL SURVEYORS AND LANDSCAPE ARCHITECTS AND THE MISSOURI DEPARTMENT OF AGRICULTURE. I FURTHER CERTIFY THAT THE BEARINGS SHOWN ON THIS PLAT ARE BASED ON MISSOURI STATE PLANE NETWORK, NAD 1983 WEST ZONE, BASED UPON GPS OBSERVATIONS THAT THE SECTION AND SECTIONAL SUBDIVISION CORNER MONUMENTS AND SURVEY BOUNDARY CORNER MONUMENT WERE EITHER FOUND OR SET AS INDICATED ON THIS PLAT; THAT THE LOT CORNERS AND STREET CENTERLINES HAVE BEEN MARKED WITH PERMANENT MONUMENTATION AS INDICATED ON THIS PLAT; THAT I HAVE COMPLIED WITH ALL STATE AND BELTON STATUES, ORDINANCES AND REGULATIONS GOVERNING THE PRACTICE OF SURVEYING AND THE PLATTING OF SUBDIVISION TO THE BEST OF MY PROFESSIONAL KNOWLEDGE AND BELIEF.



OLSSON, MO CLS 366 JASON S ROUDEBUSH, MO PLS 2002014092 MAY 28, 2020 JROUDEBUSHOOLSSON.COM

DATE OF SURVEY 05-76-2020 1st Submitte

pject no. C18-1020 name V FPT 81020C DWG

S

Olsson 1301 B

SHEET 1 of 3

SOUTHWEW COMMERCE

NW 1/4

NE 1/4

IN TESTIMONY WHEREOF:

DEVELOPER:

NORTHPOINT DEVELOPMENT, LLC 4825 NW 41ST STREET, SUITE 500 RIVERSIDE, MISSOURI 64150 ATTN: BRETT GROSS

NP Southview Industrial, LLC a Missouri limited liability company
By: NPE 2018, LLC a Missouri limited liability company, a member
By: NPD Management, LLC a Missouri limited liability compony, it's manager
Nathaniel Hagedorn Manager
State ofss:
Be it remembered that on this day of 2020, before me, a Notory Public in and for the county and state aforesald, came <u>Nathaniel Hagedorn</u> to me personally known to be the same person who executed the foregoing instrument of writing and duly acknowledge the execution of the same. In testimony whereof, I have hereunto set my hand and affixed my notary seal the day and year above written.
IN WITNESS WHEREOF:
I have hereunto set my hand and affixed my Notarial Seal in the date herein last above written $_{\!$
My Commission Expires:
Notary Public

Nothaniel Hag	edorn	Manager				

County of		-				
INTRACTALE	WHEREOF	:				
IN WITNES						
	to set my han	d and affixed	my Notaria) :	Seal In the da	te herein id	st above

PLAT DEDICATION

The undersigned owners of the above described tract of land have caused the same to be subdivided in the manner as shown on the accompanying plat, which subdivision and plat shall hereafter be known as

SOUTHVIEW COMMERCE CENTER SOUTH 3RD PLAT

EASEMENT DEDICATION: An easement is hereby granted to Belton, Missouri, for the purpose of locating, constructing, operating, and maintaining facilities for water, gas, electricity, sewage, telephone, cable to and surface drainage, but not limited to, underground pipes and condults, pad maunted transformers, services pedestals, any or all of them upon, over, under and along the strips of land designated Utility Eosements (U.E.), where other easements are are designated for a particular purpose, the use thereof shall be limited to that purpose only. All of the above easements shall be kept free from any and all obstructions which would interfere with the construction or reconstruction and proper, safe and continuous maintenance of the aforesald uses and specifically there shall not be built thereon or thereover any structure (except driveways, paved areas, grass, shrubs and fences; with the exception of Drainage assements (D.E.) where no fences shall be erected) nor shall there be any obstruction to Interfere with the agents and employees of Belton, Missouri and its franchised utilities form going upon said easement and as much of the adjaining lands as may be reasonably necessory in exercising the rights granted by the easements. No excavation or fill shall be made or operation of only kind or nature shall be performed which will reduce or increase the earth coverage over the utilities above stated or the appurtenances thereto without the written approval of the directory of public works, as to all easements dedicated to the City.

MAINTENANCE OF TRACTS:

Tract D within SOUTHVIEW COMMERCE CENTER SOUTH 3RD PLAT is to be used as a detention facility and shall be mointained by the owners of the lats, tracts, and parcels shown within this plat.

Chairman	Secretary
These easements and rights—this day of, 20	of—way accepted by the City Council of Belton, Mix
Mayor Jeff Davis	ATTEST: City Clerk Andrea Cunningh

This plot of SOUTHVIEW COMMERCE CENTER SOUTH 3RD PLAT has been submitted to and approved by the Belton Planning Commission this day of 20

The Northwestern Mutual Life insurance Company, a Wisconsin Corporation licensed to do business in the State of Missouri, Northwestern Mutual Investment Management Company, LLC, a Delaware limited liability company, its wholly-owned offiliate, has caused these presents to be executed this _______ day of _______ 2020.

By: The Northwestern Mutual Life Insurance Company

By Northwestern Mutual Investment Management Company, LLC a Delaware limited liability company, its wholly—owned affilite

Ву	Title
State of	(Takin)
County of	55.

Be it remembered that on this ____ day of ____ 2020, before me, a Nolary Public in and for the county and state oforesaid, ____ come to me personally known to be the same person who executed the foregoing instrument of writing and duly acknowledge the execution of the same. In testimony whereof, I have hereunto set my hand and affixed my notary seal the day and year above written.

IN WITNESS WHEREOF:

I have hereunto set my hand and affixed my Notarial Seal in the date herein last above written.

Му	Commission	Expires:	
Not	ary Public		

DATE OF SURVEY 05-28-2020 1at Submittel

drawn by:	NRW
surveyed by:	AH/NZ
checked by:	JPM
approved by:	JSR
project no :	818-1020
file name: V FP	T_81020C DWG

THIS PLAT AND SURVEY OF SOUTHVIEW COMMERCE CENTER SOUTH 3RD PLAT WERE EXECUTED BY OLSSON, 1301 BURLINGTON STREET #100, NORTH KANSAS CITY, MISSOURI 64116.

I HEREBY CERTIFY: THAT THE PLAT OF SOUTH-KANSAS CITY, MISSOURI 64716.

I HEREBY CERTIFY: THAT THE PLAT OF SOUTH-KEW COMMERCE CENTER SOUTH-3RD PLAT SUBDIVISION IS BASED ON AN ACTUAL SURVEY MADE BY ME OR JUNDER MY DIRECT SUPERVISION AND THAT SAID SURVEY MEETS OR EXCEEDS THE CURRENT MISSOURI STANDARDS FOR PROPERTY BOUNDARY SURVEYS AS ESTABLISHED BY THE MISSOURI BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, PROFESSIONAL SURVEYORS AND LANDSCAPE ARCHITECTS AND THE MISSOURI DEPARTMENT OF AGRICULTURE. I FURTHER CERTIFY THAT THE BEARINGS SHOWN ON THIS PLAT ARE BASED ON MISSOURI STATE PLANE NETWORK, NAD 1983 WEST ZONE, BASED UPON GPS OBSERVATIONS THAT THE SECTION AND SECTIONAL SUBDIVISION CORNER MONUMENTS AND SURVEY BOUNDARY CORNER MONUMENT WERE EITHER FOUND OR SET AS INDICATED ON THIS PLAT; THAT THE LOT CORNERS AND STREET CENTERLINES HAVE BEEN MARKED WITH PERMANENT MONUMENTATION AS INDICATED ON THIS PLAT; THAT I HAVE COMPLLED WITH ALL STATE AND BELTON STATUES, ORDINANCES AND REGULATIONS GOVERNING THE PRACTICE OF SURVEYING AND THE PLATTING OF SUBDIVISION TO THE BEST OF MY PROFESSIONAL KNOWLEDGE AND BELIEF.



OLSSON, MO CLS 366 JASON S. ROUDEBUSH, MO PLS 2002014092 MAY 28, 2020 JROUDEBUSH@OLSSON.COM olsson

SHEET 3 of 3