Board of Zoning Appeals



Minutes for the Tuesday, January 4, 2022, Regular Meeting

Members of the Board of Zoning AppealsWesley Summers
ChairmanBill Burkhalter
Jim NewmanKathie Stallworth
Kevin Scaggs

CITIZEN ASSISTANCE: Individuals requiring special assistance or a sign interpreter to participate in the meeting are asked to please notify the Department of Planning and Development 48 hours prior to the meeting at 803-441-4221.

REGULAR MEETING

- 1. <u>Call to Order</u> 6:00 p.m.
- 2. <u>Roll Call-</u> Present at meeting were Chairman Wes Summers, Kathie Stallworth and Bill Burkhalter
- <u>Approval of Minutes</u> Minutes of the Regular Meeting of the November 4, 2021 meeting. The minutes from November meeting had several typing errors and will need to be corrected. Mr. Burkhalter made a motion to approve minutes with the errors being corrected and Kathie seconded the motion. Everyone agreed on the minutes with the corrections being made.
- 4. <u>Confirmation of Agenda</u> There were no changes to the agenda.
- 5. <u>ZV21-011</u> A request by Sara and Greg Brown for a variance at 305 W Forest Ave, TPN 007-10-03-004 from Section 3.8.6.3. and Table 3-11, Dimensional Standards for the Neighborhood Preservation Corridor Overlay District of the North Augusta Development Code for a house that exceeds the maximum building footprint of 3,000 sf by approximately 272 sf. The application affects ±0.22 acres zoned R-7, Small Lot, Single-Family Residential, and within the NP, Neighborhood Preservation Overlay District.
 - a. <u>Public Hearing</u> The purpose of the hearing is to receive public comment on the application. Mr. Paradise stated Mr. & Mrs. Brown would like to build a new primary residence. The property is in the Neighborhood Preservation overlay district and the building footprint is limited to 3000 square feet. They have a unique situation and want a one story house. If they built a 2 story house it

would meet the maximum footprint but not accommodate their needs. The applicants worked with Staff to find an alternate solution that would fit the code and would work for the family. The Browns also might have parents to live with them at some point as well. The Browns have also spoken with the neighbors in reference to what they would like to do. They also are trying to preserve a big tree that is on the property. Sara Brown & Greg Brown were sworn in to speak about the house they would like to build. Mr. Brown stated they would like to have a one story home with an office for Sara and spare bedroom for her mother. Mrs. Brown stated her husband designed the house. She also stated she has bad knees and a two story home would not work for them. Mrs. Brown stated they have a small child and her mother will at some time live with them at this home and for health reasons a one story home is what works best for the family. Mrs. Brown tried to use all the square footage of the home. Mr. Brown stated they want to keep the big tree and most of the shrubbery on the property. They have spoken with the neighbors and they are okay with their plans for the home and excited to have them in the neighborhood. The house is designed to look more historical to fit the neighborhood.

- b. <u>Consideration</u> Consideration of Application ZV21-011 by the Board of Zoning Appeals. Chairman Wes Summers read the findings of fact. Based on the discussion, consideration of the staff report, the opportunity for public comment, and testimony by the applicant, the Board found in the affirmative that the appeal meets all of the standards required to issue the variance. After a motion by Ms. Kathie Stallworth, duly seconded by Mr. Bill Burkhalter, the Board voted unanimously to approve the application with the following conditions: the variance applies only to this property and the house must look like the drawing that was presented to the board.
- 6. <u>Adjourn</u> The meeting was adjourned at approximately 7:00 pm.

Department of Planning and Development



<u>Project Staff Report</u> ZV22-001 KIA Landscaping Prepared by: Kuleigh Baker Meeting Date: March 1, 2022

SECTION 1: PROJECT SUMMARY

Project Name	KIA
Applicant	S&H Enterprises/JLA
Address/Location	5425 Jefferson Davis Highway
Parcel Numbers	013-15-02-001 and 013-20-03-004
Total Development Size	±16.54 ac
Existing Zoning	TC, Thoroughfare Commercial
Overlay	HC, Highway Corridor
Variance Requested	NADC Section 3.8.5.8.5, Front Setback Landscaping

SECTION 2: BOARD OF ZONING APPEALS CONSIDERATION

Per NADC § 18.4.5.4.2, the Board of Zoning Appeals shall hear and decide appeals for variances from the requirements of Article 3, Zoning Districts, and Article 13, Signs, when strict application of the regulations would result in unnecessary hardship.

A variance may be granted in an individual case of unnecessary hardship if the Board of Zoning Appeals makes and explains in writing, all of the following:

- 1. An unnecessary hardship exists;
- There are extraordinary and exceptional conditions pertaining to the particular piece of property;
- 3. The conditions do not generally apply to other property in the vicinity;
- Because of the conditions, the application of this Chapter to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property; and
- 5. The authorization of a variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance. Harm to the character of the district may include structures that are significantly out of scale, and the creation or potential for the creation of

excessive noise, light, traffic or incompatible late night activity. (Rev. 12-1-08; Ord. 2008-18)

- 6. In the approval of an application for a variance from the provisions of Article 13, Signs, regulating the size, height, appearance, or location of a sign, the Board of Zoning Appeals shall also find that no alternative signage solution that complies with the provisions of Article 13 is available and would provide adequate visibility, recognition and understanding.
- 7. The Board of Zoning Appeals may not grant a variance the effect of which would be:
 - a. To allow the establishment of a use not otherwise permitted in a zoning district.
 - b. To extend physically a nonconforming use of land.
 - c. To change zoning district boundaries shown on the official zoning map.
- 8. If the unnecessary hardship is self-imposed by the applicant the variance should not be granted.
- 9. The fact that property may be utilized more profitably, should a variance be granted, shall not be considered grounds for a variance.
- 10. In granting a variance, the Board of Zoning Appeals may attach to it such conditions regarding the location, character, or other features of the proposed building, structure, or use as the Board may consider advisable to promote the public health, safety, or general welfare.

Based on these findings of fact, the Board of Zoning Appeals may approve, approve with conditions, or deny the request.

SECTION 3: PUBLIC NOTICE

Per NADC Table 5-1, 6. Variance, the application and description were advertised via a public notice describing the variance request and advertising the scheduled date of the Board of Zoning Appeals hearing in *The Star* and www.northaugusta.net on February 9, 2022. A written notice of the variance request and scheduled date of the Board of Zoning Appeals hearing was mailed to the owners of property within 200 feet of the subject property on February 4, 2022. The property was posted with the required public notice on February 9, 2022.

Project Staff Report ZV22-001 KIA Landscaping Prepared by: Kuleigh Baker Meeting Date: March 1, 2022

SECTION 4: SITE HISTORY

The subject site consists of two parcels containing three existing buildings – an automobile showroom, service repair garage, and office building. On August 5, 2021, the Board of Zoning Appeals approved application ZV21-007, a request from KIA for a variance for a maximum front setback of 153.5 feet and a minimum frontage buildout of 26.3 percent. October 4, 2021, North Augusta City Council approved Ordinance No. 2021-13 rezoning ±7.25 acres, TPN 013-20-03-004 from IND, Industrial to TC, Thoroughfare Commercial. The two parcels will be combined prior to final site plan approval. A third variance has been requested for building materials and lighting levels. The application is subject to the conditions of the variance requests, Planning Commission approval, and final staff approval.

	Existing Land Use	Future Land Use	Zoning
Subject Parcels	Commercial	Commercial/Industrial	TC, Thoroughfare Commercial
North	Commercial/Vacant	Commercial	Outside City Limits
South	Vacant/Industrial	Industrial	IND, Industrial
East	Commercial/Industrial	Mixed Use/Industrial	TC, Thoroughfare Commercial/IND, Industrial
West	Vacant	Commercial	TC, Thoroughfare Commercial

SECTION 5: EXISTING SITE CONDITIONS

<u>Access</u> – The site currently has access from multiple curb cuts along Jefferson Davis Highway and Revco Road.

Topography – The subject site slopes from the west to east with the highest elevations closer to Jefferson Davis Highway.

<u>Utilities</u> – An existing water and sewer line run through the parcel.

Floodplain – The subject property is not located within a federally designated floodway.

Drainage Basin – The subject property is located in the Womrath Basin which is listed in poor condition in the North Augusta Stormwater Management Stream Water Quality Assessment. The basin has high nutrient levels. The stream channel is effective at transporting stormwater loads

during heavy storm events, but some reaches along Womrath Road are impacted by development-related earth moving activities.

SECTION 6: STAFF EVALUATION AND ANALYSIS

The applicant is requesting a variance from the front setback landscaping in Article 3, Zoning Districts, Section 3.8.5.8.5.e Front Setback Landscaping in the Highway Corridor Overlay District.

Section 3.8.5.8.5. e states:

If the front setback exceeds thirty (30) feet and parking or a drive aisle is provided between the front property line and a structure, the first twenty (20) feet measured from the property line shall be landscaped to the standards of a Type D buffer.

The standards of a Type D buffer are found in Table 10-6, Buffer Width and Landscaping Requirements:

	Α	В	С	D	E
	Buffer	Minimum Buffer	Minimum Required Large	Minimum Required	Minimum Required
	Туре	Width (feet)	Trees per	Small Trees	Buffer Points
			Linear Foot	per Linear Foot	per Linear Foot
1.	Α	8	1 plus 1 per 60 feet	Optional	0.2
2.	В	15	1 plus 1 per 50 feet	1 plus 1 per 50 feet	0.7
3.	С	20	1 plus 1 per 40 feet	1 plus 1 per 50 feet	1.0
4.	D	40 May be 20 if a 6 foot high berm or decorative masonry wall is included	1 plus 1 per 40 feet	1 plus 1 per 40 feet	1.2 May be 0.9 with 6 foot high berm or wall

The applicant is requesting a variance from planting the small trees required and for a reduction in the buffer width required from 20 feet to 14.5 feet.

Following is analysis required by NADC §5.1.4.5.b (Staff commentary is bulleted):

- 1. An unnecessary hardship exists;
 - The applicant states that the standard creates screening of automobile inventory for sale that do not match the existing dealerships along the same street and would require landscaping hardscape that was previously developed.
- 2. There are extraordinary and exceptional conditions pertaining to the particular piece of property;
 - The applicant states that the first 20 feet of the property is currently paved and would require infill landscaping.
- 3. The conditions do not generally apply to other property in the vicinity;
 - The applicant states that other car dealerships in the area were not held to the same standard.
- Because of the conditions, the application of this Chapter to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property; and
 - The applicant states the landscaping requirements would restrict the utilization of the property as a car dealership.
- 5. The authorization of a variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance. Harm to the character of the district may include structures that are significantly out of scale, and the creation or potential for the creation of excessive noise, light, traffic or incompatible late night activity. (Rev. 12-1-08; Ord. 2008-18)
 - The applicant states the landscaping will be improved beyond what is existing in the area. Staff does not foresee the reduction of tree material creating excessive noise, light, or traffic in the corridor.
- 6. In the approval of an application for a variance from the provisions of Article 13, Signs, regulating the size, height, appearance, or location of a sign, the Board of Zoning Appeals shall also find that no alternative signage solution that complies with the provisions of Article 13 is available and would provide adequate visibility, recognition and understanding.
 - Not applicable.
- 7. The Board of Zoning Appeals may not grant a variance the effect of which would be:

Project Staff Report ZV22-001 KIA Landscaping Prepared by: Kuleigh Baker Meeting Date: March 1, 2022

- a To allow the establishment of a use not otherwise permitted in a zoning district.
 - Automobile sales and repair is allowed in the TC, Thoroughfare Commercial zoning district.
- b To extend physically a nonconforming use of land.
 - The variance does not extend a physically nonconforming use of land.
- c To change zoning district boundaries shown on the official zoning map.
 - The application does not propose a change to the zoning district boundaries.
- 8. If the unnecessary hardship is self-imposed by the applicant the variance should not be granted.
 - The applicant states the hardship is created by the requirements of the development code.
- 9. The fact that property may be utilized more profitably, should a variance be granted, shall not be considered grounds for a variance.
 - Staff notes that the fact that the property may be utilized more profitably is not the primary purpose of the request.
- 10. In granting a variance, the Board of Zoning Appeals may attach to it such conditions regarding the location, character, or other features of the proposed building, structure, or use as the Board may consider advisable to promote the public health, safety, or general welfare.
 - This variance, if granted, will apply only to this property.
 - Staff is open to suggestions for other conditions from the Board.

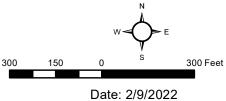
SECTION 7: ATTACHMENTS

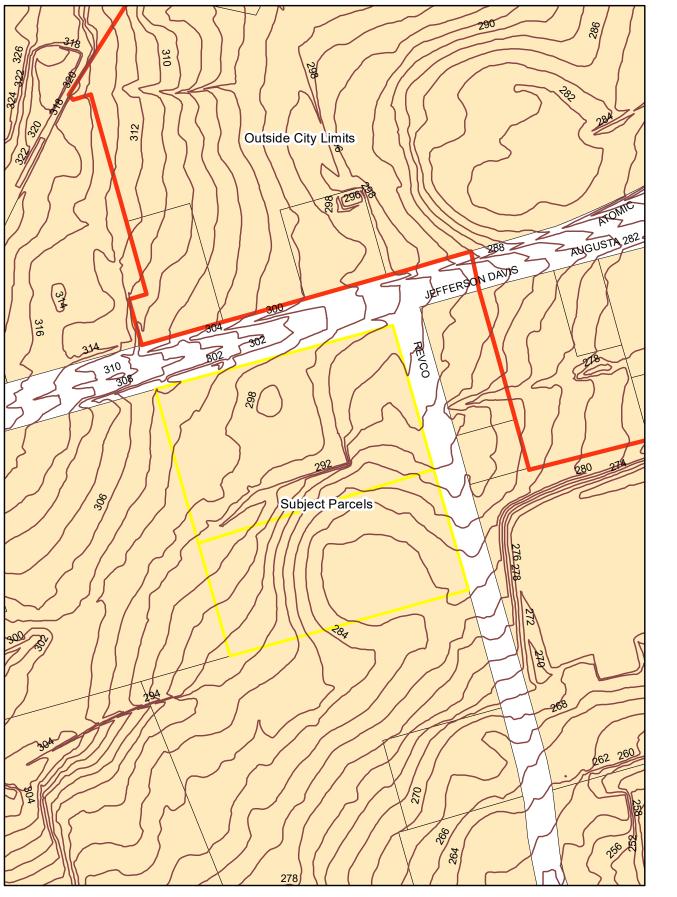
- 1) Aerial
- 2) Topography
- 3) Current Zoning
- 4) Future Land Use
- 5) Site Photos
- 6) Public Notice
- 7) Application Materials
- cc. Alexandra Reynolds, JLA, via email S&H Enterprises, via email





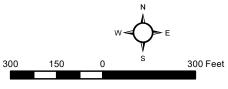
Aerial Map Application ZV22-001 KIA TPNs 013-15-02-001 and 013-20-03-004 Approx. 16.54 ac







Topography Map Application ZV22-001 KIA TPNs 013-15-02-001 and 013-20-03-004 Approx. 16.54 ac







City of North Augusta, South Carolina Board of Zoning Appeals

PUBLIC HEARING NOTICE

The North Augusta Board of Zoning Appeals will hold a public hearing at its regular monthly meeting beginning at 6:00 PM on Tuesday, March 1, 2022 in the Council Chambers, North Augusta Municipal Center, 100 Georgia Avenue, North Augusta, South Carolina, to receive public input on the following applications:

ZV21-001 and ZV22-004 – A request by S&H Enterprises represented by JLA for variances from Section 3.8.5.8.5, Front Setback Landscaping; Section 3.8.5.10.5, Permitted Materials with Limitations; and Section 7.4, Table 7-2, Exterior Lighting Levels of the North Augusta Development Code. The application affects a proposed car dealership on ±16.54 acres located at 5425 Jefferson Davis Highway, TPNs 013-15-02-001 and 013-20-03-004 zoned TC, Thoroughfare Commercial, and within the HC, Highway Corridor Overlay District.

ZV22-002 – A request by Carolyn Marie Anderson for a variance from Section 3.5.8, Dimensional Standards, Corner Side Yards of the North Augusta Development Code. The application affects a proposed carport addition located at 723 Indian Mound Drive, TPN 002-20-06-012 on ±0.26 acres zoned R-14, Large Lot, Single-Family Residential.

ZV22-003 – A request by Matthew's Development, LLC for a front setback greater than the maximum permitted and a frontage buildout less than the minimum permitted by North Augusta Development Code, Section 3.8.5.3, Table 3-9, Dimensional Standards. The request affects a proposed restaurant on ±2.01 acres located along Edgefield Road, a portion of TPN 011-07-01-003, zoned GC, General Commercial, and within the HC, Highway Corridor Overlay District.

Documents related to the applications will be available for public inspection after February 24, 2022 in the offices of the Department of Planning and Development on the second floor of the Municipal Center, 100 Georgia Avenue, North Augusta, South Carolina and online at www.northaugusta.net. All residents and property owners interested in expressing a view on these cases are encouraged to attend or provide written comments to <u>planning@northaugusta.net</u>

CITIZEN ASSISTANCE: Individuals needing special assistance or a sign interpreter to participate in the meeting are asked to please notify the Department of Planning and Development at 803-441-4221 at least 48 hours prior to the meeting.

North Augusta Kia Variance Request Checklist Items- Checklist Response Document

- A. No decision is being appealed. This application is a request for a variance to landscape ordinance 3.8.5.8.5.e. that applies to the Jefferson Davis Frontage of the site and requires a 20' wide Type D buffer.
- B. The required \$250 fee is included with this submittal.
- C. A copy of the same executed Designation of Agent that was attached to the 10-28-2021 Site Plan submittal is included with this submittal.
- D. CV001 shows the existing conditions survey.
- E. Sheets A-101, A-102 and A-103 show the building floor plans, sheets A-401 and A-806 show the building elevations.
- F. L-101 and L-102 are the approved landscape plans from the Hyundai dealership just down the road. These plans were approved without all of the Type D buffer requirements this site is faced with. Similar relief from the landscape ordinance is requested for the Kia site as the car dealership aims to display inventory vehicles.
- G. Included photographs:
 - G1: An aerial image showing the different amounts of landscape existing among the car dealerships that currently exist along Jefferson Davis Highway near the planned Kia site. The Kia site is the property called out as Lively's Wrecker Service.
 - G2-G3: Miracle Nissan of North Augusta landscape between the inventory display area and Jefferson Davis Highway. Note there are only two crape myrtles between the inventory parking and Jefferson Davis Highway.
 - G4-G5: Miracle Toyota of North Augusta landscape between the inventory display area and Jefferson Davis Highway. Note there are small trees (Crape Myrtles) and large trees (Palms and Trident Maples), but they are not in the quantities that are required of the Kia site.
 - G6-G7: An aerial from Aiken County GIS showing the entire Kia property and a zoomed in aerial of the Kia property. These two photos show the existing limits of pavement range from right on the property line to 4' back of the property line.
 - G8: An aerial image from Aiken County GIS showing the Miracle Toyota landscape buffer is only 12' wide.

H. Please refer to the included L-101, L-102, L-201 and L-202 Revision C landscape plans for the site. The amount of landscape that is required if all applicable landscape ordinances are followed means three layers of landscape would be required between Jefferson Davis Highway and the inventory display vehicles. Partial relief is requested of the following ordinance:

NADC Sec. 3.8.5.8.5.e. requires a Type D Buffer along the Property's 802 LF of frontage along Jefferson Davis Highway since the property lies in a Highway Corridor Overlay. Type D Buffer requirements of the site are:

- \circ 20' wide buffer
- \circ 1 + 1 Large Tree / 40 LF
- \circ 1 + 1 Small Tree / 40 LF
- \circ 1.2 Minimum buffer points required / LF

To meet these requirements the following must be provided:

- o 22 Large Trees (220 Points)
- o 22 Small Trees (110 Points)
- \circ 254 Shrubs (635 Points)

Relief is requested of the small tree requirement. Both the trees and shrubs can be grouped together to allow open views into the property. Relief of the small tree requirement is requested so the space between the bottom of the large tree canopy and the tops of the shrubs will be open and not blocked by small trees.

Relief is also requested to reduce the Type D buffer width to 14.5' instead of the required 20'. Requesting the required 20' Type D buffer to be reduced to 14.5' is actually giving back existing developed area to landscape purposes because the already developed site has existing pavement on or within 4' of the property line.

- I. Not being granted relief from the width requirement and the small tree requirement of Sec. 3.8.5.8.5.e. provides various hardships to the client:
 - Inventory for sale is screened and harder to see along the road as compared to the other dealerships on the same street
 - Installing all the landscape per the ordinance does not match the existing dealerships on the same street
 - Client is forced to give back up to 20' of developed property (existing paved limits) to landscape under the current ordinance
- J. There are no extraordinary or exceptional conditions unique to the property.
- K. The other car dealerships on the same street have not needed to install the amount of landscape that is required by existing landscape ordinances. Photos G1-G8 and their descriptions in Section G explain how the other dealerships were not subject to the same requirements Kia is being subject to.

Relief is requested to have an amount of landscape that is more than the other dealerships and to improve aesthetics of the site without having the adverse impacts described within section I.

- L. Please see Section I
- M. Granting this variance request will still have the subject property landscape improved beyond what other dealerships on the same street have. Even with the relief requested the Kia dealership will by far be the most landscaped car dealership on Jefferson Davis Highway.
- N. The voluntary conditions are that full relief is not being requested of the Type D buffer requirements. The project owner is willing to install all required large trees and shrubs.

0. N/A

Designation of Agent

Please type or print all information

Notary Public

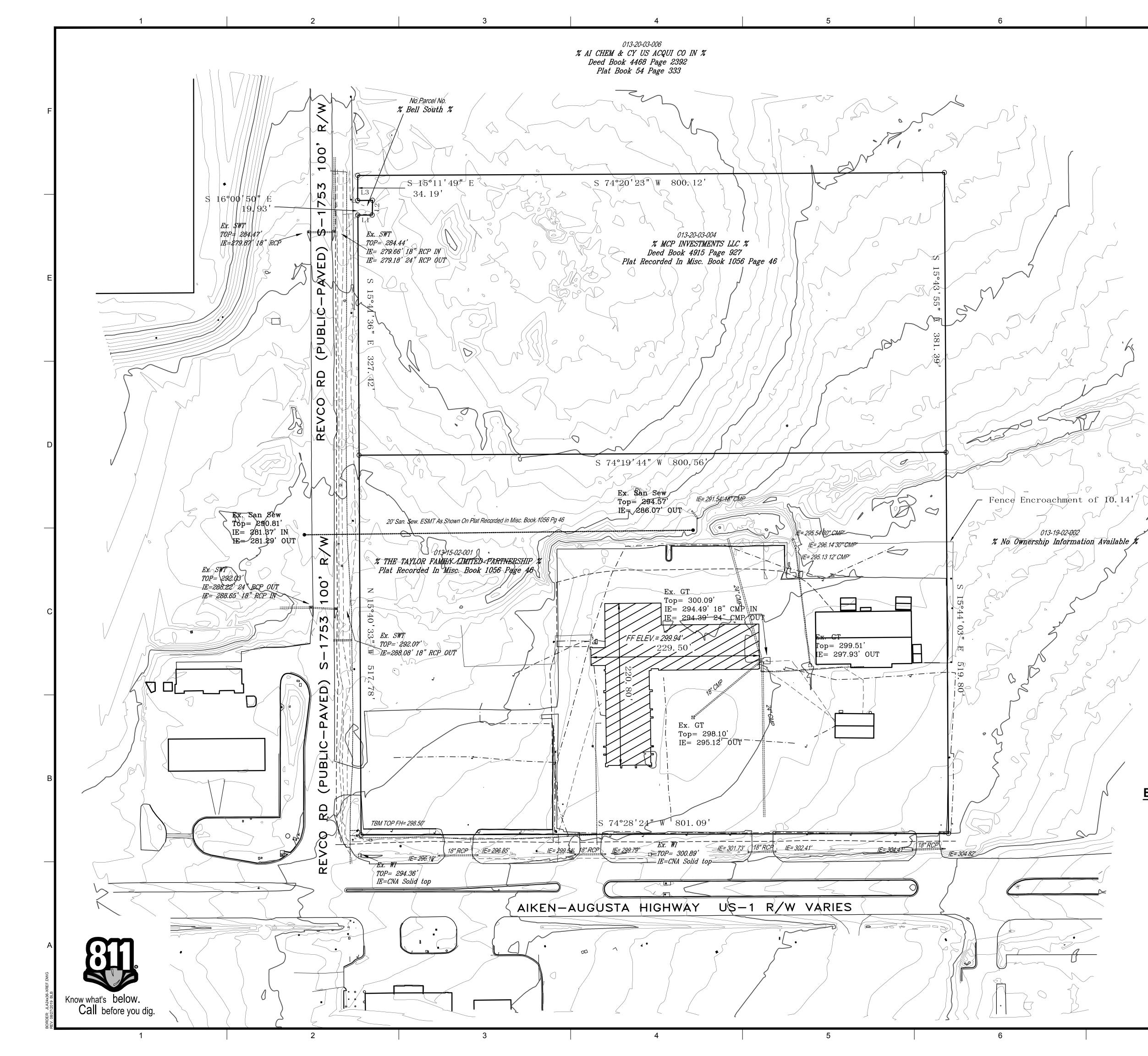
Commission Expiration Date

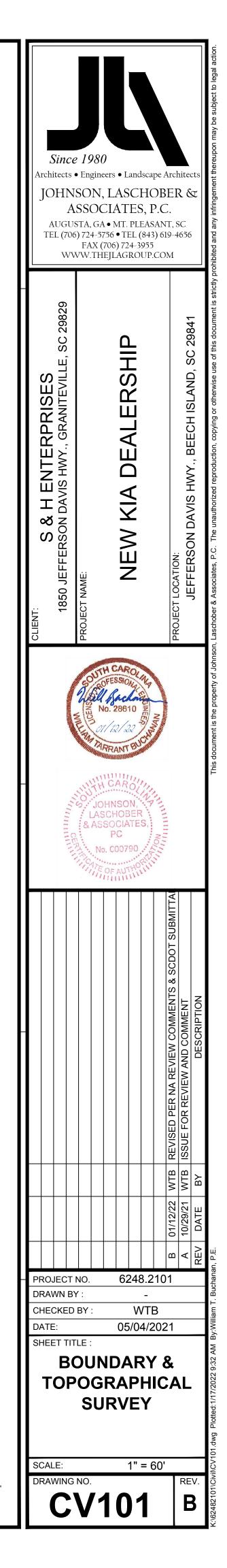


Please complete if the property owner is not the applicant.

	Staff Use Only
Aŗ	oplication Number Date Received
1.	Project Name New KIA Dealership
	Project Address/Location 5425 Jefferson Davis Hwy., Beech Island, SC 29842
2.	Property Owner Name SEH ENTERPRISES Owner Phone 706 312 9200
	Mailing Address 1770 GOROON HWY
	city AUGUSTA ST GA Zip 30904
	City <u>AVGUSTA</u> <u>ST_GA</u> <u>Zip</u> <u>30904</u> Owner Email <u>ghodges</u> QStokesauto.com Owner Fax <u>800</u> 690 0311
3.	Designated Agent William T. Buchanan, P.E.
	Relationship to OwnerProject Civil Engineer
	Firm Name Johnson, Laschober & Associates Phone706-724-5756
	Mailing Address1296 Broad Street
	city Augusta st Georgia zip 30901
	Emailwbuchanan@theJLAgroup.com Fax706-724-3955
	Signature William T. Blocham Date 7/1/2021
4.	l hereby designate the above-named person to serve as my agent and represent me in the referenced application.
	7/12021
-	Owner Signature N Date Date 1 swom and subscribed to before me on this St day of UV, 20 21.
υ.	awon and subscribed to belove the on this day of day of, 20 21.

My Commission Expires August 13, 2025



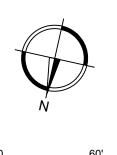


BOUNDARY & TOPOGRAPHICAL SURVEY

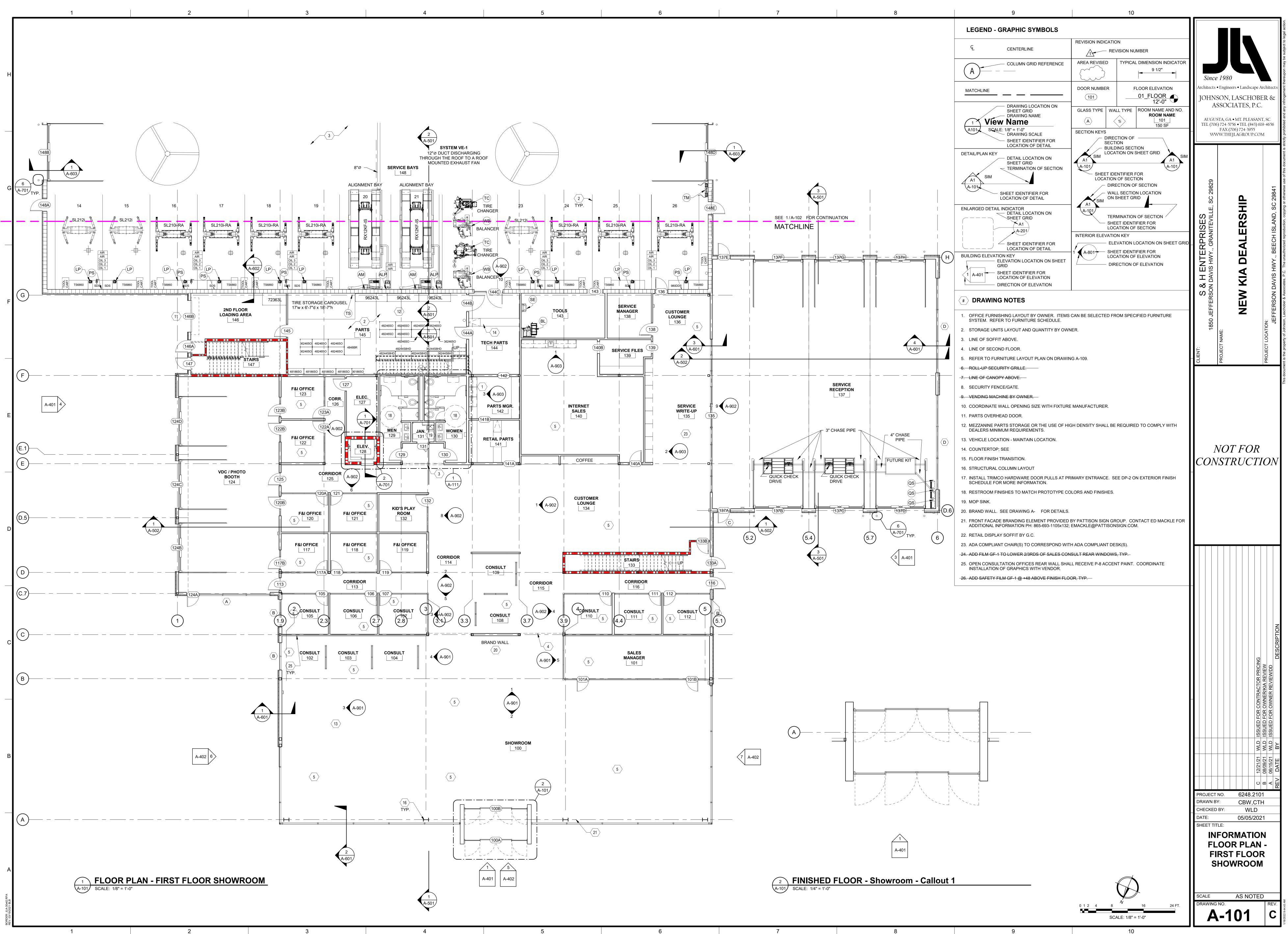
UTILITY WARNING:

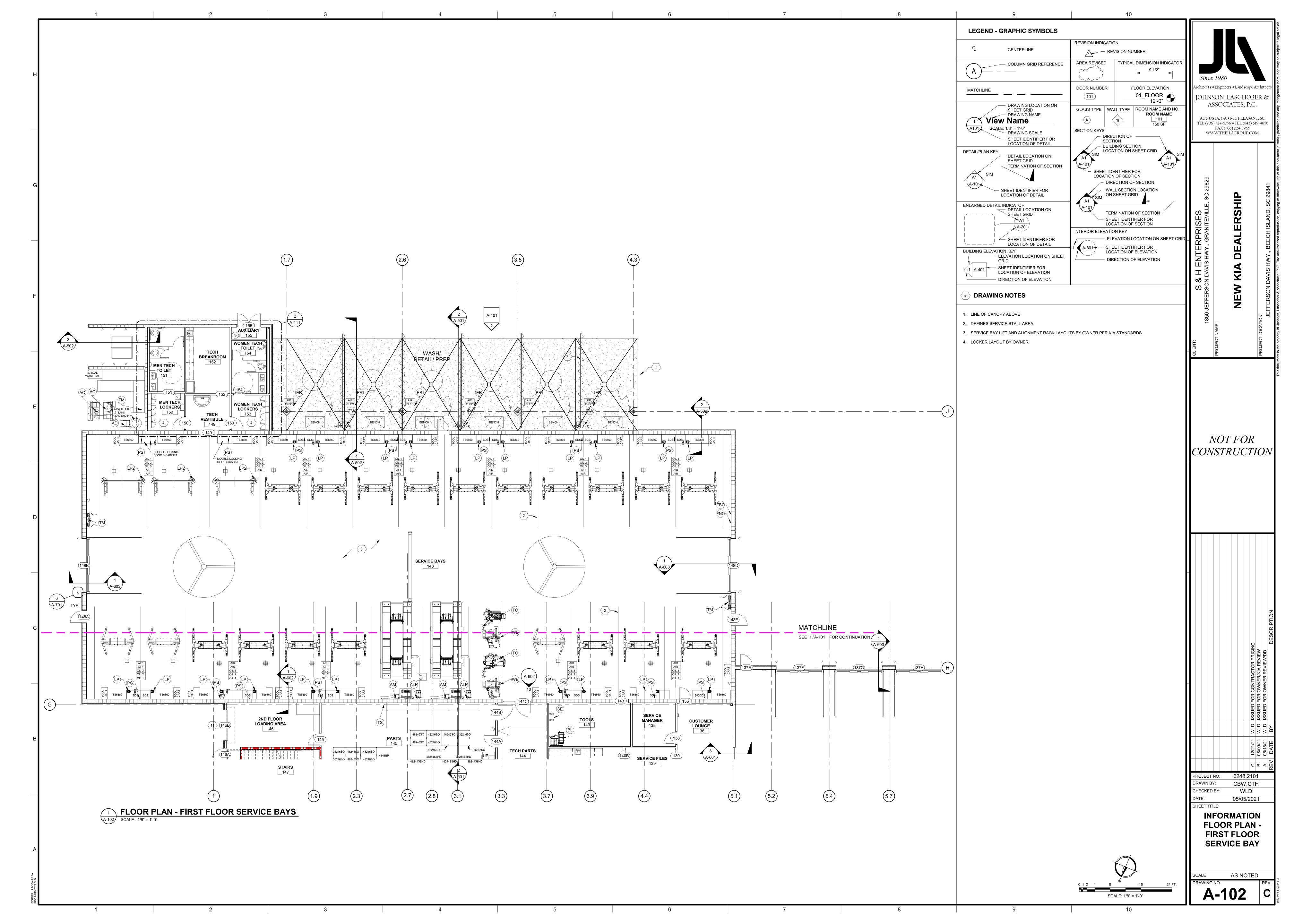
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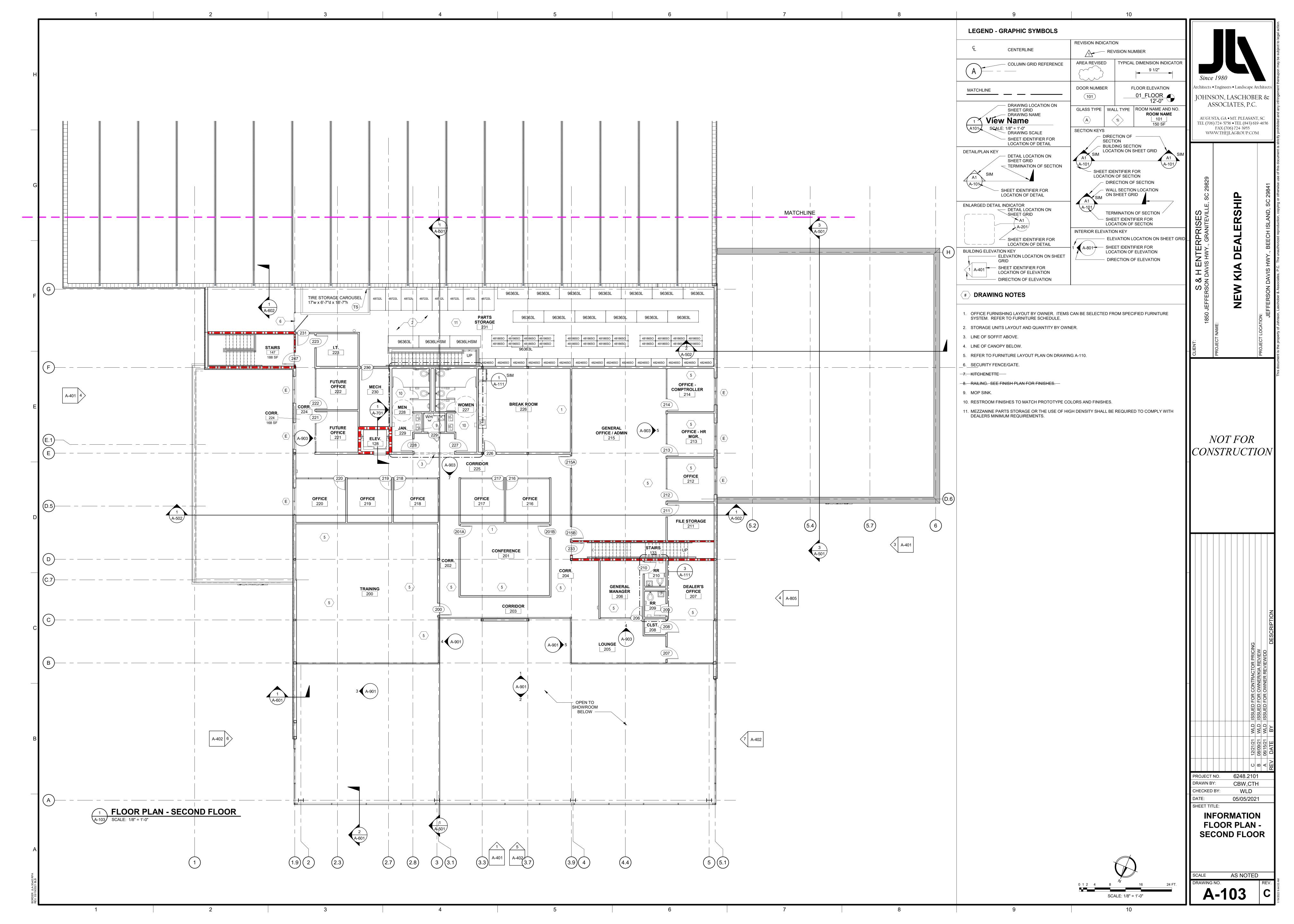
The underground utilities shown have been located from field survey information and existing drawings. The engineer makes no guarantee that the underground utilities shown comprise all such utilities in the area, either in service or abandoned. The engineer further does not warrant that the underground utilities shown are in the exact location indicated although he does certify that they are located as accurately as possible from information available. The engineer has not physically located the underground utilities.

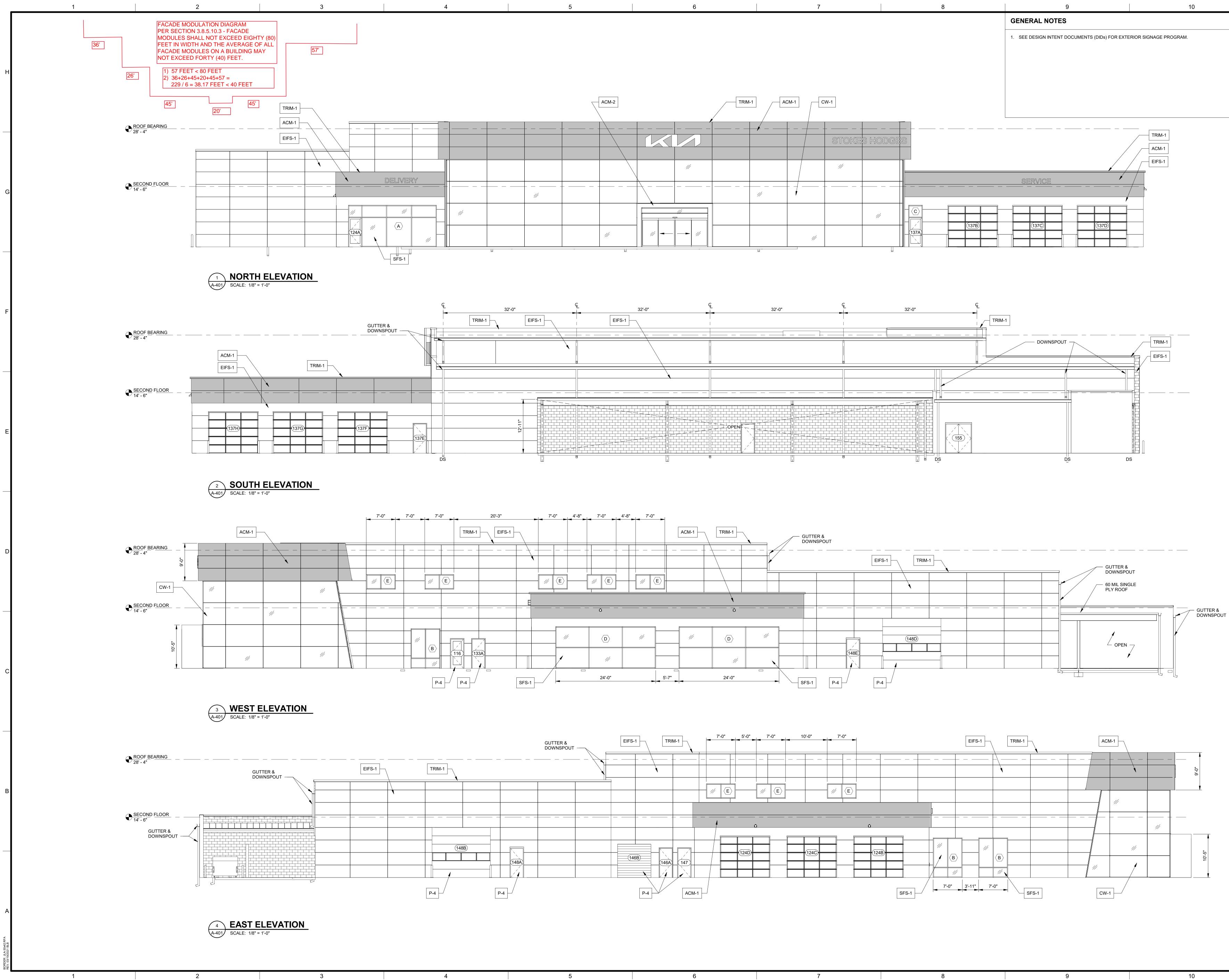


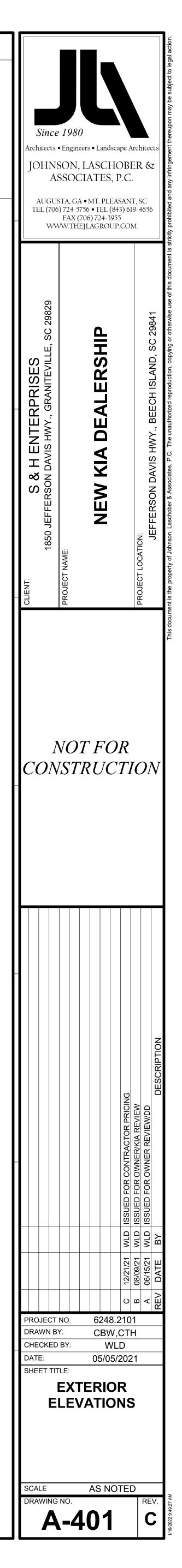
SCALE: 1" = 60'











CODE	MATERIAL	MANUFACTURER	PRODUCT	COLOR	DIMENSION	LOCATION	
CC-1	COLORED CONCRETE	LM SCOFIELD	CHROMIX ADMIXTURES FOR COLOR	1266 COOL GRAY	4'X4'	ENTRY WALK WAY	CC
			CONDITIONED CONCRETE	BROOM FINISH	SCORE MARKS		NC NC
CC-2	COLORED CONCRETE	LM SCOFIELD	CHROMIX ADMIXTURES FOR COLOR CONDITIONED CONCRETE	C-34 DARK GRAY BROOM FINISH		ENTRY WALK WAY STRIPING	CC NC NC
CF-1	CAP FLASH			COLOR TO MATCH ADJACENT SURFACE			
CMU-1	CONCRETE MASONRY UNIT	OLDCASTLE ECHELON MASONRY	OLDCASTLE ECHELON MASONRY SPLIT FACE BLOCK	L-15 (OR SD-36) FROM OLDCASTLE ANCHOR SPLIT FACE COLORS	8" X 16" STANDARD SPLIT FACE BLOCK, NO RIBBING	EXTERIOR PERIMETER OF BUILDING	CC NC NC PR
D-1	MAN DOOR/VEHICLE DOOR	PITTCO ARCHITECTURAL METALS, INC. OR EQUAL	STANDARD NARROW STILE CENTER HUNG DOOR	#63 BLACK FINISH GLASS & ALUMINUM	PAIR 3070-MAIN ENTRY; PAIR 4080-VEHICLE ACCESS (8' OPENING)	SHOWROOM	CC
D-2	ROLLING OVERHEAD DOOR			BLACK	10'X10'	SERVICE RECEPTION, VEHICLE DELIVERY	
D-3	ROLLING OVERHEAD PARTS RECEIVING DOOR			NO GLAZING PAINT: SEE EP-1		PARTS RECEIVING	
D-4	MAN DOOR	PITTCO ARCHITECTURAL METALS, INC. OR EQUAL	STANDARD NARROW STILE CENTER HUNG DOOR	#63 BLACK FINISH GLASS & ALUMINUM	3070	SHOWROOM	CC
D-5	ROLLING OVERHEAD DOOR			PROVIDE SINGLE BAND OF GLASS PAINT EP-1	SEE DRAWING FOR SIZE	SERVICE BAYS	
D-6	SOLID MAN DOOR			PAINT: BENJAMIN MOORE, EXTERIOR RM CHARCOAL SLATE - SEE EP-1			
EIFS-1	NOT USED						
EIFS-2	EXTERIOR INSULATED FINISHING SYSTEM	DRYVIT	DRYVIT SYSTEMS, INC. OUTSULATION PLUS MD EIFS	KIAM 02 1030 #633A BATTLESHIP		ALTERNATE TO CMU-1	CC
EP-1	EXTERIOR PAINT	BENJAMIN MOORE	SUPER SPEC HP DTM ACRYLIC LOW LUSTER P25	EXTERIOR RM CHARCOAL SLATE		EXTERIOR METAL DOORS	CC
EP-2	EXTERIOR PAINT	BENJAMIN MOORE		OC-61 WHITE DIAMOND			
EP-3	EXTERIOR PAINT	BENJAMIN MOORE	***SEE ADDITIONAL INFORMATION FOR PRODUCT SPECIFICATION	1461 STERLING SILVER		ALTERNATE TO CMU-1	CC NC
GL-4	EXTERIOR GLAZING	PPG INDUSTRIES OR EQUAL	ARCHITECTURAL GLASS	ZONES 1,2 & 3: PPG SOLARBAN R100 CLEAR VISIBLE TRANSMITTANCE = 42% ZONES 4-8: PPG SOLARBAN 60 CLEAR VISIBLE TRANSMITTANCE = 70%		GENERAL	CC NC AR CC BU
MP-1	METAL PANEL	ALPOLIC	DRY JOINT SYSTEM	4MMSAW SAW WHITE	50/62" W X 180" L	EXTERIOR FACADE MAIN FIELD	CC NC
MP-2	METAL PANEL	ALPOLIC	DRY JOINT SYSTEM	4MMOPT MICA PLATINUM	50/62" W X 180" L	EXTERIOR COLUMNS, EXTERIOR CANOPY	CC
SF-1	STORE FRONT	PITTCO ARCHITECTURAL METALS, INC.	TMW 450 & TMW 450 EFG OR EFG-800	ANODIZED BLACK FINISH #63		EXTERIOR SHOWROOM FACADE	
SG-1	SPANDREL GLASS	TRULITE GLASS & ALUMINUM SOLUTIONS	IDC OPACI-COTE - 300	COLOR #3-820 HARMONY GREY		EXTERIOR FACADE	CC

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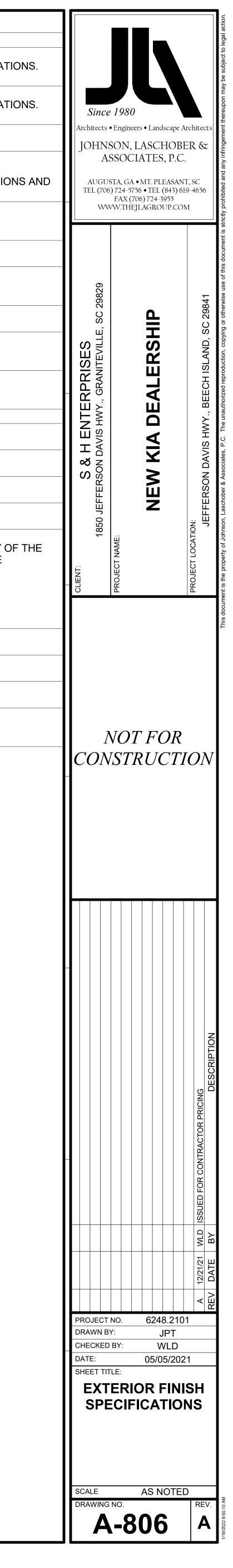
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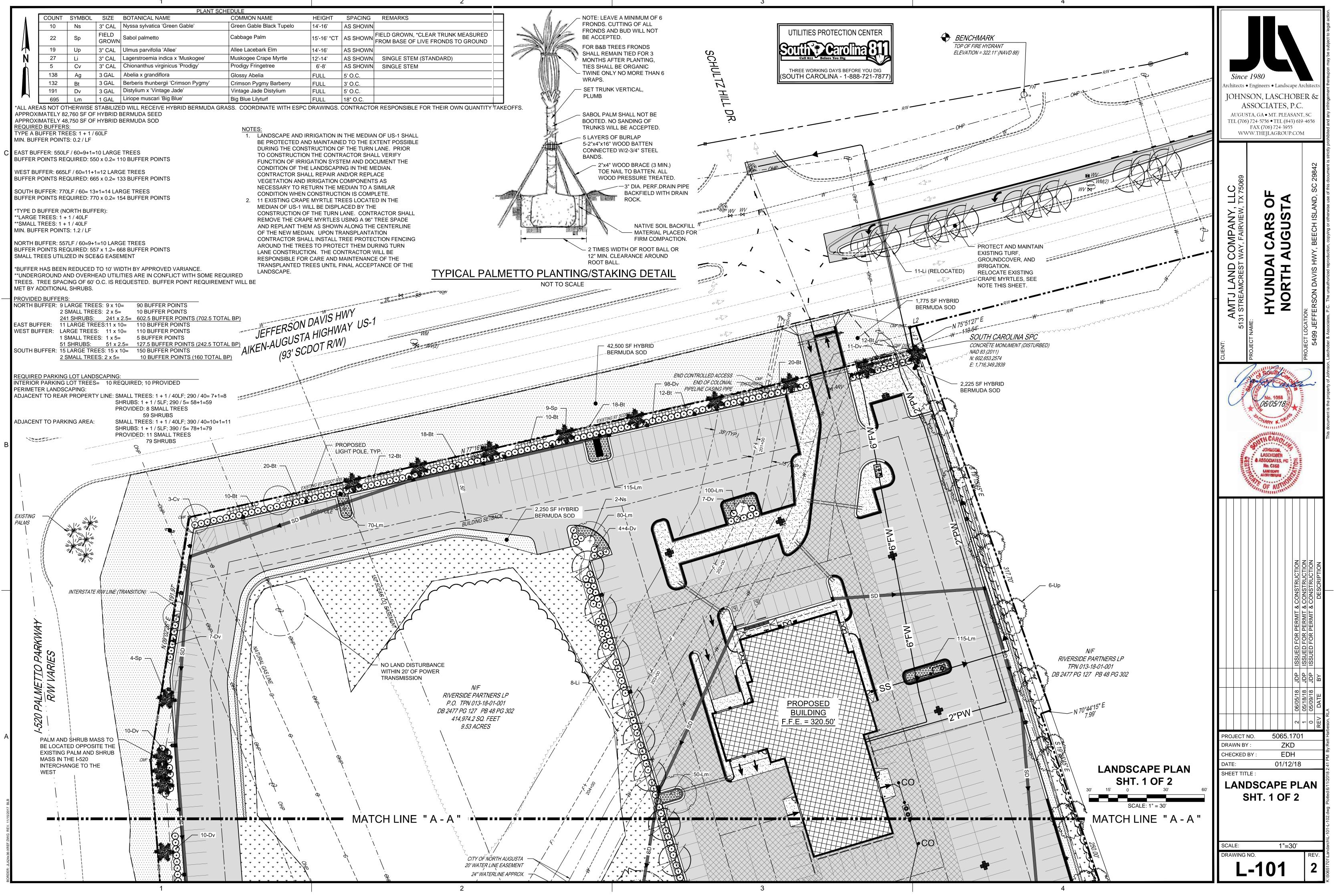
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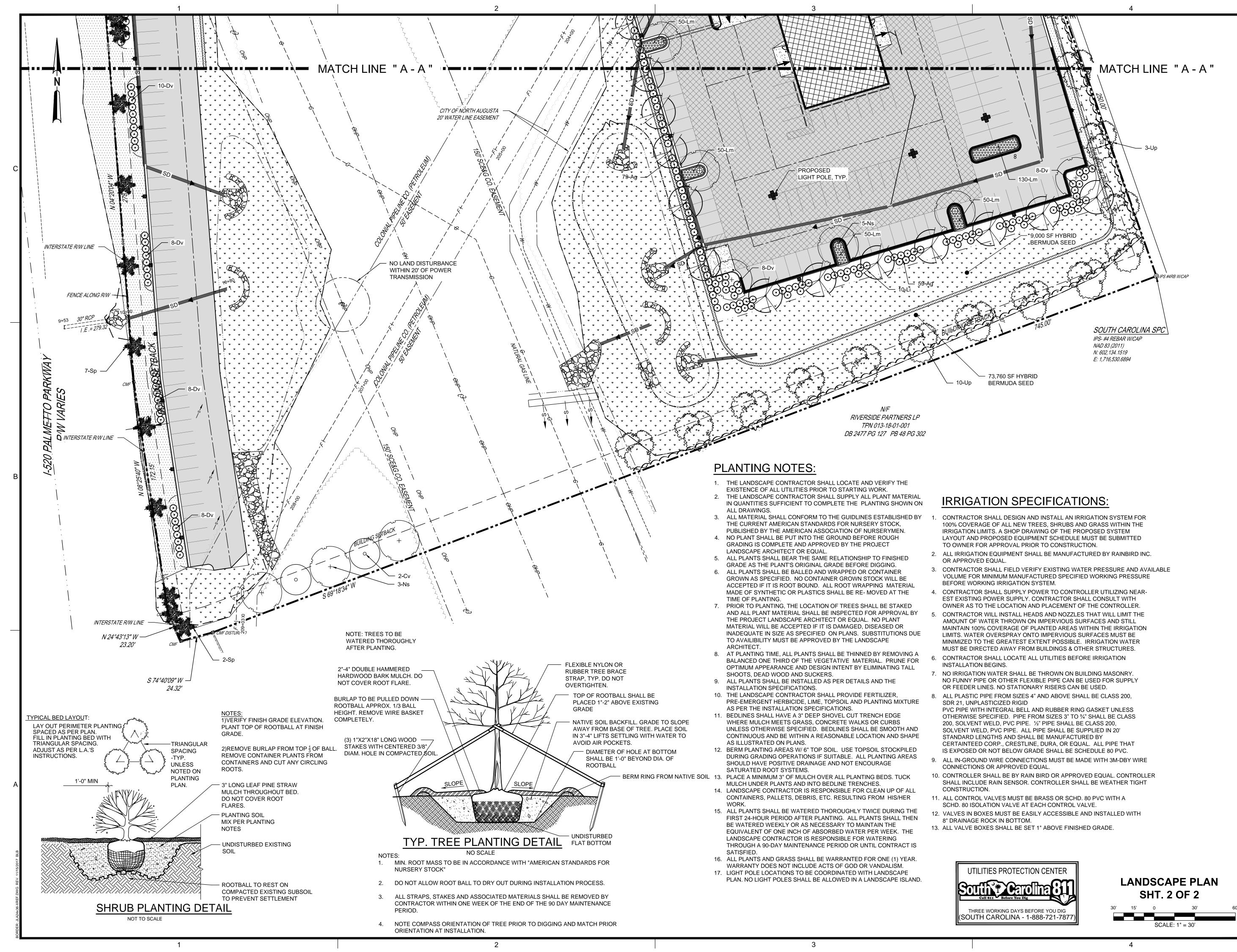
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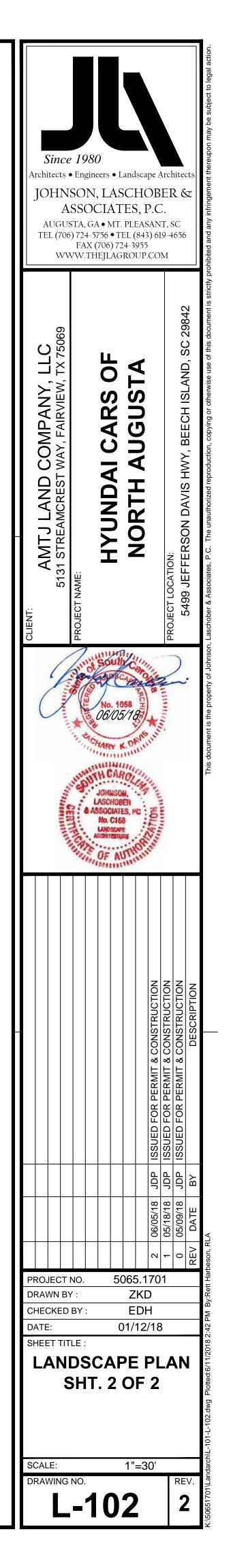
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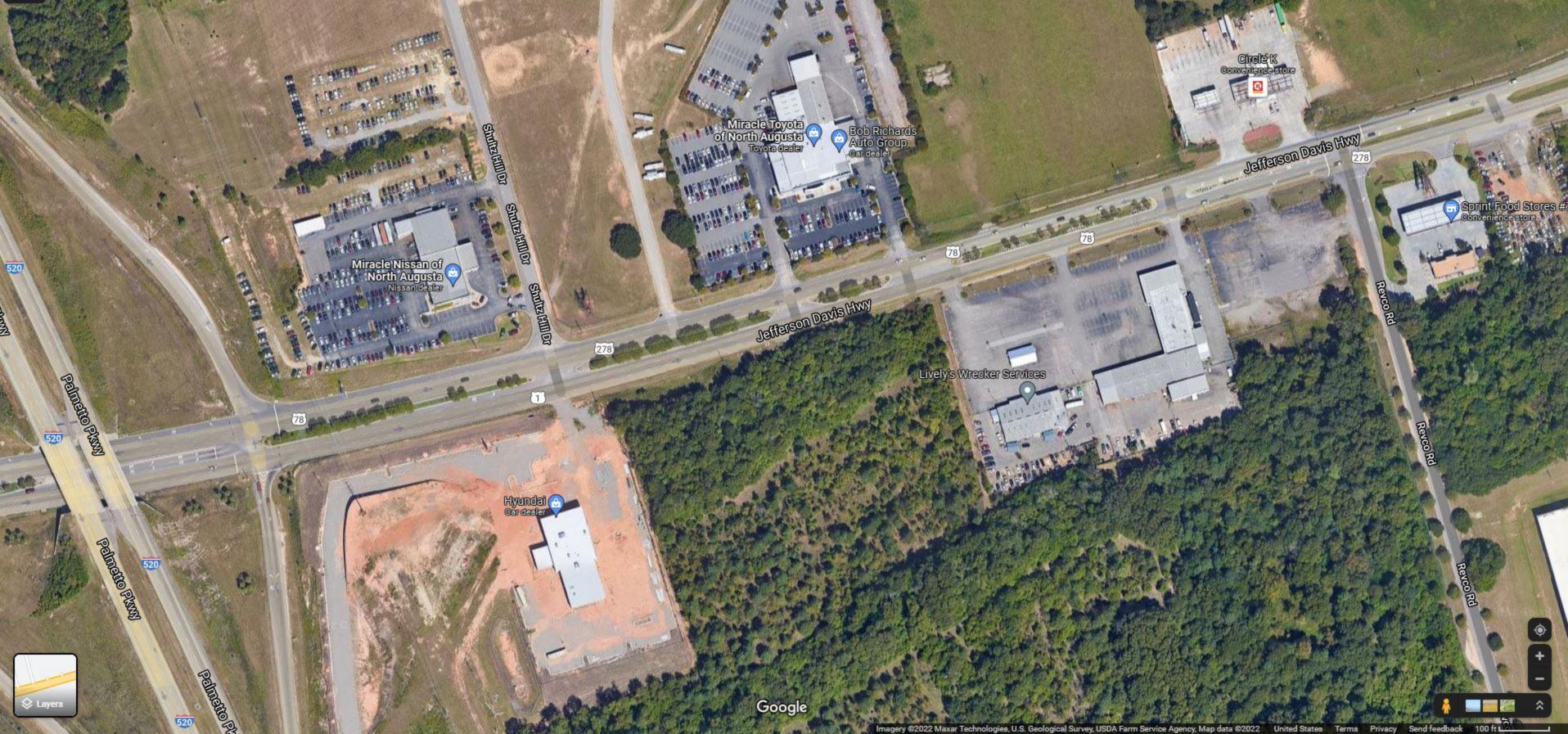
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	CONTACT: JOHN CICCI	ARELLI, OLDCASTLE NAT	IONAL ACCOUNTS: (6))2)513-6692 OR JOHN		CASTLE.COM
	NOTE: FOR PRODUCT NOTE: REFER TO MAN	SUBSTITUTION REFER TO IUFACTURERSSALES REF IONS BASED ON REGION	O OLDCASTLE ARCHIT PRESENTATIVE FOR A	ECTURAL PRODUCTS	S	
	CONTACT: PITTCO AR	CHITECTURAL METALS (8	800) 992-7488			
CLE		CHITECTURAL METALS (8	800) 992-7488			
	CONTACT: BEN LEWIS	AT B&L DISTRIBUTING (8	03) 735-0666 OR BRIAI	N MCGOWAN AT DRYV	VIT (404) 643-1973	
		LKER AT BENJAMIN MOOI				
	NOTE: CONTACT MAN CONTACT: BOB SCHRO NOTE: WINDOW GLAZ	LKER AT BENJAMIN MOOI UFACTURER TO OBTAIN A OCK AT PPG INDUSTRIES ING, TINT OR FILM SHOUL RD TO PREFORM DUE DIL	APPROPRIATE PRIMER (513) 543-2555 D BE IN COMPLIANCE	WITH LOCAL ENERG	Y CODES. IT IS THE	
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	CONTACT: SCOTT BAY	/S AT TRULITE GLASS & A	ALUMINUM SOLUTIONS	S (317) 728-8513		













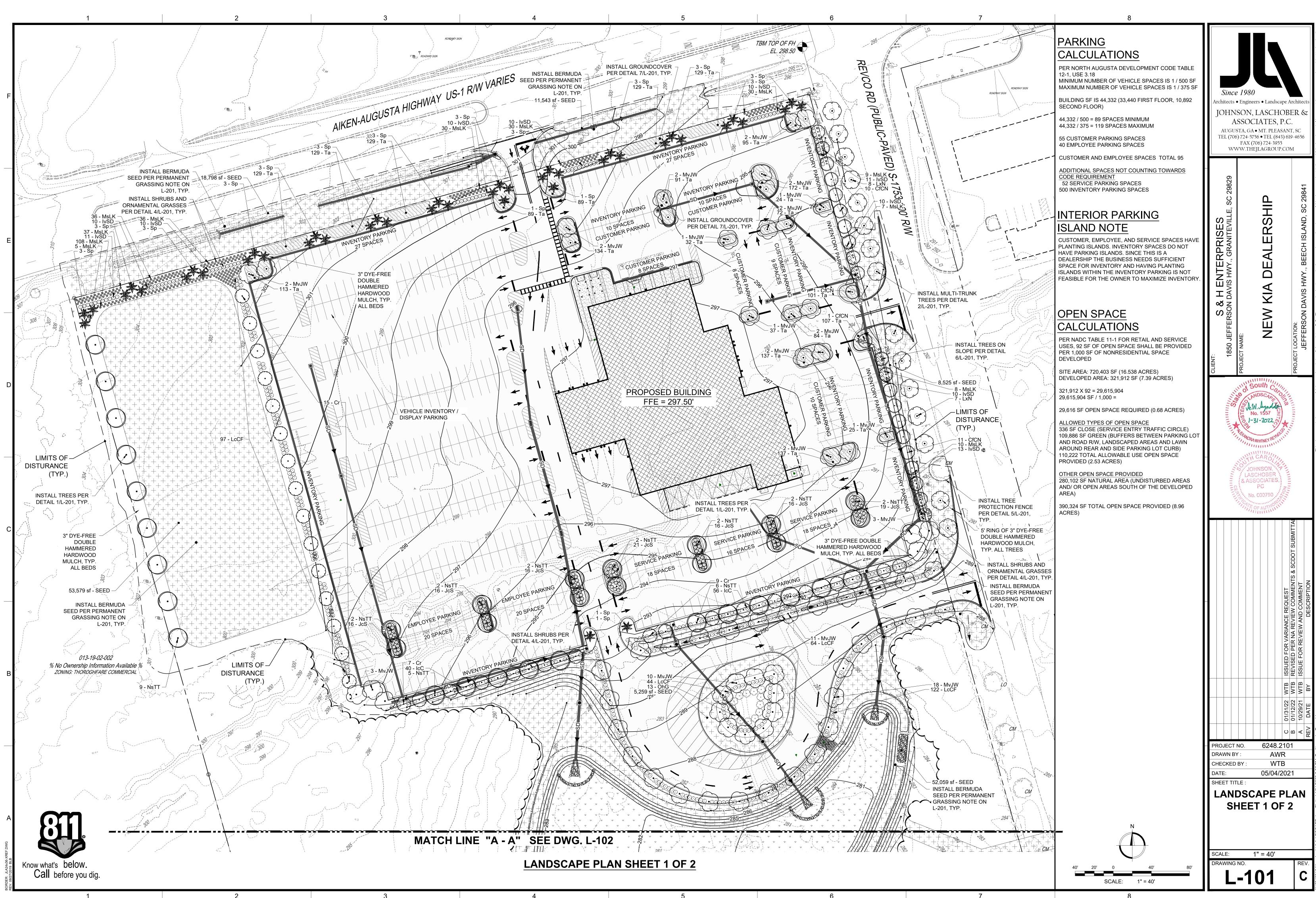






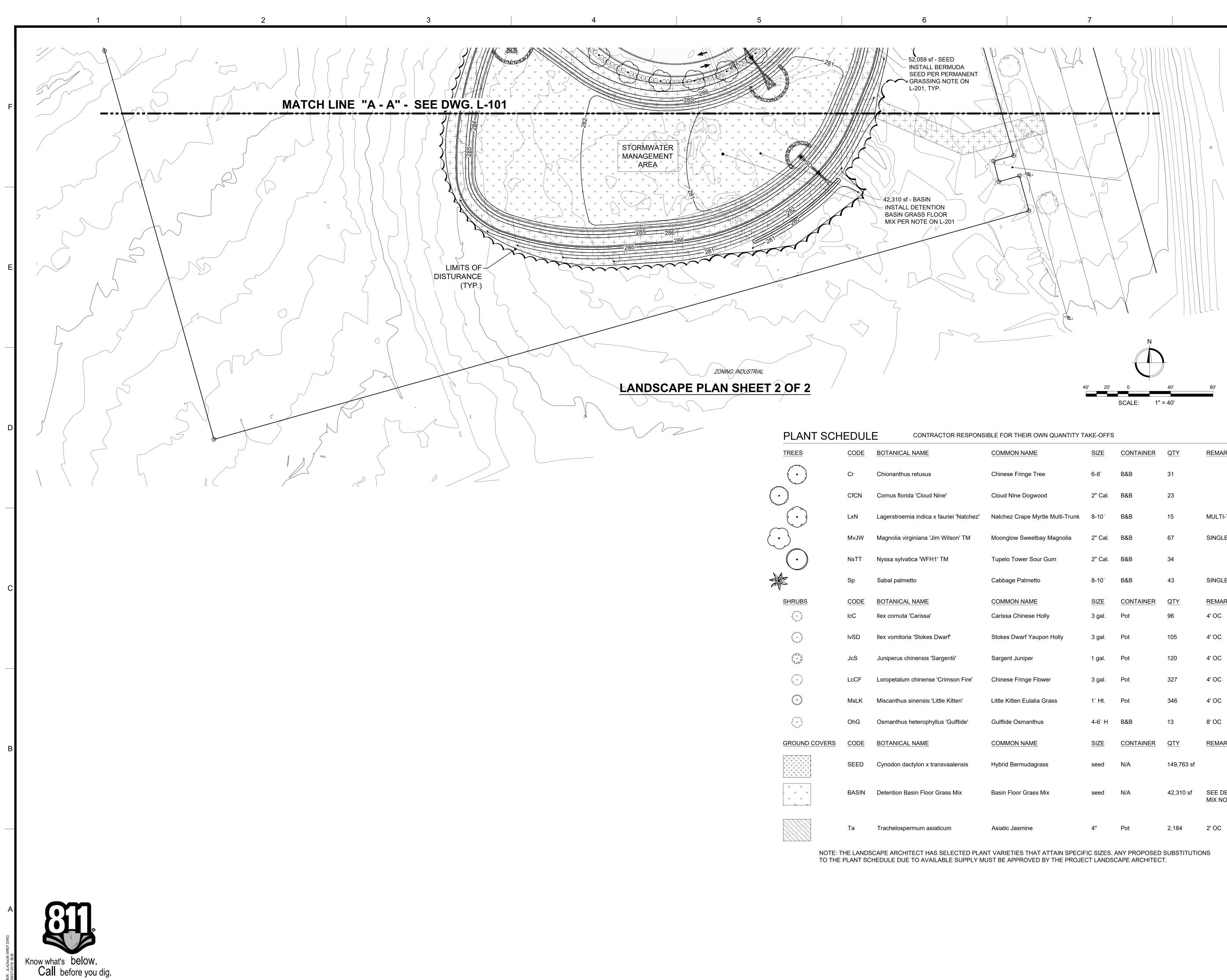




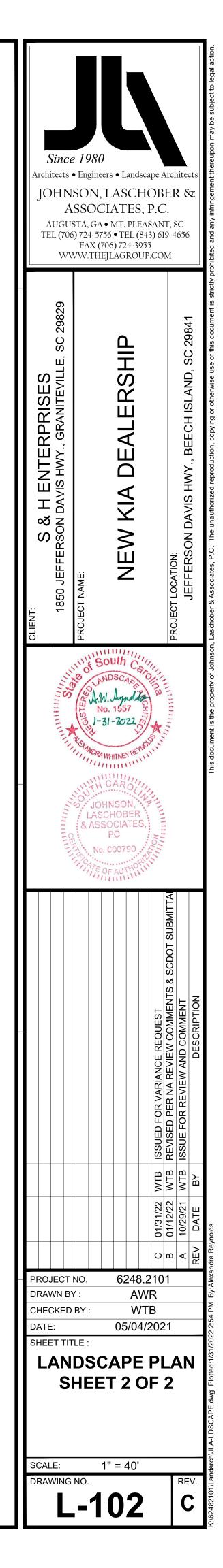


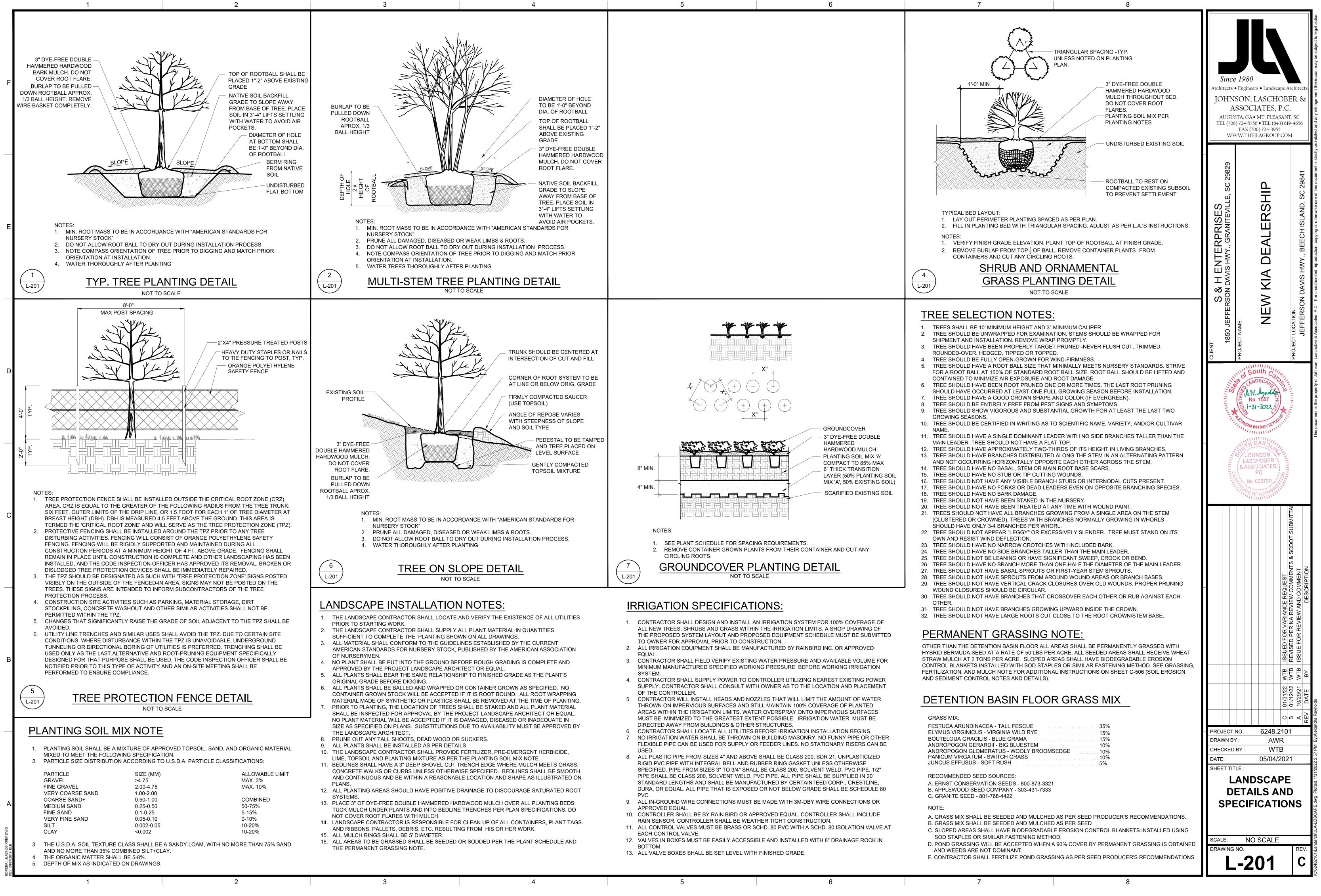
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PLANT SCHEDULE CONTRACTOR RESPONSIBLE FOR THEIR OWN QUANTITY TAKE-OFFS							
TREES	CODE	BOTANICAL NAME	COMMON NAME	SIZE	CONTAINER	QTY	REMARKS
\bigcirc	Cr	Chionanthus retusus	Chinese Fringe Tree	6-8`	B&B	31	
	CfCN	Cornus florida 'Cloud Nine'	Cloud Nine Dogwood	2" Cal.	B&B	23	
	LxN	Lagerstroemia indica x fauriei 'Natchez'	Natchez Crape Myrtle Multi-Trunk	8-10`	B&B	15	MULTI-TRUNK
	MvJW	Magnolia virginiana 'Jim Wilson' TM	Moonglow Sweetbay Magnolia	2" Cal.	B&B	67	SINGLE STEM
(\cdot)	NsTT	Nyssa sylvatica 'WFH1' TM	Tupelo Tower Sour Gum	2" Cal.	B&B	34	
*	Sp	Sabal palmetto	Cabbage Palmetto	8-10`	B&B	43	SINGLE STEM
SHRUBS	CODE	BOTANICAL NAME	COMMON NAME	SIZE	CONTAINER	QTY	REMARKS
\bigcirc	lcC	llex cornuta 'Carissa'	Carissa Chinese Holly	3 gal.	Pot	96	4' OC
to and	IvSD	llex vomitoria 'Stokes Dwarf'	Stokes Dwarf Yaupon Holly	3 gal.	Pot	105	4' OC
5 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	JcS	Juniperus chinensis 'Sargentii'	Sargent Juniper	1 gal.	Pot	120	4' OC
(·)	LcCF	Loropetalum chinense 'Crimson Fire'	Chinese Fringe Flower	3 gal.	Pot	327	4' OC
SUNUMARIAN STATES	MsLK	Miscanthus sinensis 'Little Kitten'	Little Kitten Eulalia Grass	1` Ht.	Pot	346	4' OC
$\langle \cdot \rangle$	OhG	Osmanthus heterophyllus 'Gulftide'	Gulftide Osmanthus	4-6` H	B&B	13	8' OC
GROUND COVERS	CODE	BOTANICAL NAME	COMMON NAME	SIZE	CONTAINER	QTY	REMARKS
$\begin{array}{c} + & + & + & + & + & + & + \\ + & + & + &$	SEED	Cynodon dactylon x transvaalensis	Hybrid Bermudagrass	seed	N/A	149,763 sf	
	BASIN	Detention Basin Floor Grass Mix	Basin Floor Grass Mix	seed	N/A	42,310 sf	SEE DET. BASIN FLOOR GRASS MIX NOTE
	Та	Trachelospermum asiaticum	Asiatic Jasmine	4"	Pot	2,184	2' OC





SEC. 10.6 CONTINUED

AREA 5: 298 LF ADJACENT TO INTERNAL ACCESS DRIVE PERIMETER REQUIREMENTS APPLY

ADJACENT TO INTERNAL ACCESS DRIVE PERIMETER **REQUIREMENTS:** 5' WIDE LARGE TREES: OPTIONAL SMALL TREES: 1 + 1 SMALL TREE / 40 LF SHRUBS: 1 + 1 SHRUB / 5 LF 298 / 40 = 8 + 1 = 9 SMALL TREES REQUIRED

PROVIDED LANDSCAPING: LARGE TREES: 6-NsTT (+6) SMALL TREES: 9 Cr SHRUBS: 56 (56 lcC) (-5)

AREA 6: 363 LF ADJACENT TO INTERNAL ACCESS DRIVE PERIMETER REQUIREMENTS APPLY

ADJACENT TO INTERNAL ACCESS DRIVE PERIMETER REQUIREMENTS: 5' WIDE LARGE TREES: OPTIONAL SMALL TREES: 1 + 1 SMALL TREE / 40 LF SHRUBS:1 + 1 SHRUB / 5 LF 363 / 40 = 10 + 1 = 11 SMALL TREES REQUIRED

PROVIDED LANDSCAPING:

AREA 7: 576 LF ADJACENT TO INTERNAL ACCESS DRIVE PERIMETER REQUIREMENTS APPLY

REQUIREMENTS: 5' WIDE LARGE TREES: OPTIONAL

576 / 40 = 15 + 1 = 16 SMALL TREES REQUIRED 576 / 5 = 116 + 1 = 117 SHRUBS REQUIRED

PROVIDED LANDSCAPING:

AREA 8: 337 LF ADJACENT TO INTERNAL ACCESS DRIVE PERIMETER REQUIREMENTS APPLY

REQUIREMENTS: 5' WIDE LARGE TREES: OPTIONAL

337 / 40 = 9 + 1 = 10 SMALL TREES REQUIRED 337 / 5 = 68 + 1 = 69 SHRUBS REQUIRED

AREA 9: 218 LF

ADJACENT TO SIDE AND REAR PROPERTY LINES PERIMETER REQUIREMENTS: 5' WIDE LARGE TREES: OPTIONAL SMALL TREES: 1 + 1 SMALL TREE / 40 LF SHRUBS:1 + 1 SHRUB / 5 LF

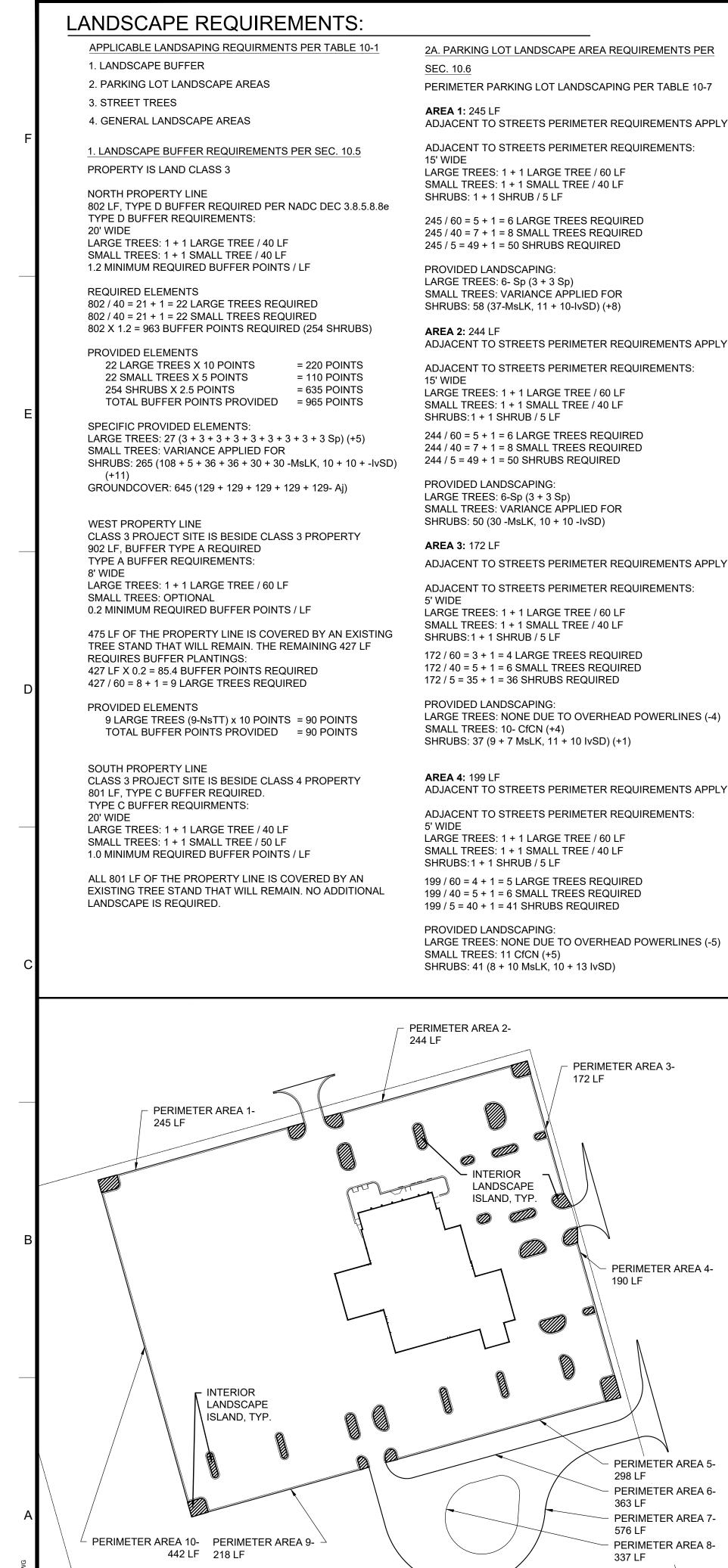
218 / 40 = 6 + 1 = 7 SMALL TREES REQUIRED 218 / 5 = 44 + 1 = 45 SHRUBS REQUIRED

AREA 10: 442 LF ADJACENT TO SIDE AND REAR PROPERTY LINES PERIMETER REQUIREMENTS APPLY

5' WIDE

442 / 40 = 12 + 1 = 13 SMALL TREES REQUIRED 442 / 5 = 89 + 1 = 90 SHRUBS REQUIRED

PROVIDED LANDSCAPING: SMALL TREES: 15 (13-Cr) (+2) SHRUBS: 97 (97-LcCF) (+7)



LANDSCAPING REQUIREMENT AREA LOCATIONS L-202 / SCALE: 1" = 100'

2

- 3

363 / 5 = 73 + 1 = 74 SHRUBS REQUIRED

LARGE TREES: NONE SMALL TREES: 11-MvJW SHRUBS: 64 (64 LcCF) (-10)

ADJACENT TO INTERNAL ACCESS DRIVE PERIMETER

SMALL TREES: 1 + 1 SMALL TREE / 40 LF SHRUBS:1 + 1 SHRUB / 5 LF

LARGE TREES: NONE SMALL TREES: 18-MvJW (+2) SHRUBS: 122 (122 LcCF) (+5)

SHRUBS:1 + 1 SHRUB / 5 LF

ADJACENT TO SIDE AND REAR PROPERTY LINES PERIMETER REQUIREMENTS: LARGE TREES: OPTIONAL SMALL TREES: 1 + 1 SMALL TREE / 40 LF SHRUBS:1 + 1 SHRUB / 5 LF

PROVIDED LANDSCAPING: LARGE TREES: NONE SMALL TREES: 10 (10-MvJW) SHRUBS: 57 (44 LcCF, 13 OhG) (-12)

ADJACENT TO SIDE AND REAR PROPERTY LINES PERIMETER REQUIREMENTS APPLY

PROVIDED LANDSCAPING: LARGE TREES: 5-NsTT (+5) SMALL TREES: 7-Cr SHRUBS: 40 (40 IcC) (-5)

2A. PARKING LOT LANDSCAPE AREA REQUIREMENTS PER

298 / 5 = 60 + 1 = 61 SHRUBS REQUIRED

ADJACENT TO INTERNAL ACCESS DRIVE PERIMETER

SMALL TREES: 1 + 1 SMALL TREE / 40 LF

2B. INTERIOR PARKING LOT LANDSCAPING PER 10.6.4

a. LANDSCAPED AREAS SHALL BE COVERED WITH MULCH, GROUNDCOVER OR SOD BETWEEN SHRUB AND TREE PLANTINGS. LANDSCAPED AREAS SHALL INCLUDE NO LESS THAN 1 LARGE TREE, 2 SMALL

TREES, AND 8 SHRUBS PER 10 PARKING SPACES b. PARKING AISLES SHALL NOT CONTAIN MORE THAN 10 SPACES IN A ROW WITHOUT A PLANTED MEDIAN,

ISLAND OR BOTH c. NO PARKING SPACE SHALL BE MORE THAN 60' FROM A PARKING LOT TREE

AS THIS IS A CAR DEALERSHIP, PARKING LOT LANDSCAPING WAS PROVIDED FOR DEDICATED CUSTOMER, EMPLOYEE, AND SERVICE VEHICLE PARKING AREAS BUT NOT INVENTORY PARKING AREAS EXCEPT FOR PARKING LOT CORNERS.

56 CUSTOMER PARKING SPACES 40 EMPLOYEE PARKING SPACES **52 SERVICE VEHICLE PARKING SPACES** 148 PARKING SPACES

EVERY 10 PARKING SPACES REQUIRES 1 LARGE TREE 2 SMALL TREES 8 SHRUBS

REQUIRED LANDSCAPING: 1 LARGE TREE X (148 / 10) = 15 LARGE TREES 2 SMALL TREES X (148 / 10) = 30 SMALL TREES 8 SHRUBS X (148 / 10) = 120 SHRUBS

PROVIDED LANDSCAPING: LARGE TREES: 18 (2 X 7 NsTT, 4-Sp) (+1) SMALL TREES: 30 (30 (1 X 4) + (2 X 9) + (3 X 2)) MvJW, 2 CfCN) SHRUBS: 120 (16 + 16 + 16 + 21 + 16 + 16 + 19 JcS)

GROUNDCOVER: 1,549 (118 + 89 + 89 + 100 + 134 + 91 + 32 + 172 + 24 + 72 + 37 + 101 + 107 + 84 + 137 + 25 + 137-Ta)

3. STREET TREES PER SEC 10.7 10.7.2 STREET TREES SHALL BE LOCATED IN THE R/W

10.7.4 LARGE TREES ARE REQUIRED BECAUSE THE PROPERTY IS IN THE HIGHWAY CORRIDOR

STREET TREE LANDSCAPING REQUIREMENTS PER TABLE 10-10: LARGE TREES: 1 + 1 LARGE TREE / 40 LF

MINIMUM PLANTING STRIP WIDTH PER TABLE 14-2: JEFFERSON DAVIS HIGHWAY, ARTERIAL 1: 10' WIDE

REVCO ROAD, COLLECTOR 2: 8' WIDE ROAD FRONTAGE ALONG JEFFERSON DAVIS HIGHWAY: 737'

ROAD FRONTAGE ALONG REVCO ROAD: 832'

JEFFERSON DAVIS HIGHWAY: 737 / 40 = 19 +1 = 20 LARGE TREES REQUIRED

REVCO ROAD" 832 / 40 = 21 +1 = 22 LARGE TREES REQUIRED 7 STREET TREES ALREADY EXIST ALONG REVCO ROAD AND WILL REMAIN (1 LIVE OAK AND 6 CRAPE MYRTLES) 22 - 7 = 15 LARGE TREES REQUIRED

TREES PROVIDED: JEFFERSON DAVIS HIGHWAY-LARGE TREES: VARIANCE APPLIED FOR REVCO ROAD-

LARGE TREES: NONE SMALL TREES: 15 (8 + 7 LxN) SMALL TREES ARE PROVIDED DUE TO OVERHEAD POWERLINES

4. GENERAL LANDSCAPE AREAS PER SEC. 10-10 10.10.2.1

AT LEAST 10% OF THE NET LOT AREA MUST HAVE A TREE CANOPY COVER EITHER THROUGH EXISTING TREE COVER OR BY INSTALLATION OF NEW TREES. NET LOT AREA MEANS THE TOTAL AREA OF THE PARCEL MINUS THE BUILDING FOOTPRINTS, ACCESS AND INTERNAL CIRCULATION DRIVES, LOADING AND SERVICE AREAS, AND PARKING AREAS. REQUIRED PARKING LANDSCAPING AREAS, OTHER PERIMETER AND INTERIOR ARE EXCLUDED FOR THE NET LOT AREA CALCULATION

10.10.2.2 IF EXISTING TREE COVER IS USED, THE ACTUAL COVERAGE MEASURED AT THE DRIP LINE OF EACH TREE OR THE PERIMETER DRIP LINES OF A TREE PRESERVATION ZONE MAY BE USED.

10.10.2.3 LARGE TREES = 400 SF SMALL TREES = 200 SF

LOT SIZE: 720,399 SF (3.63 ACRES) - BUILDING FOOTPRINT: 32,285 SF - ACCESS, CIRCULATION, LOADING, PARKING: 317,837 SF NET LOT AREA = 370,277 SF

370,277 SF X .1 = 37,027.7 SF REQUIRED TREE CANOPY EXISTING LARGE TREES TO REMAIN: 0 X 400 SF = 0 SF EXISTING SMALL TREES TO REMAIN: 0 X 200 SF = 0 SF

EXISTING TREE CANOPY TO REMAIN: 370,277 SF NEW LARGE TREES: 56 X 400 SF = 22,400 SF NEW SMALL TREES: 151 X 200 SF = 30,200 SF TOTAL SITE TREE CANOPY: 422,877 SF

GENERAL LANDSCAPE AREAS PER SEC. 10-10 CONTINUED

10.10.2.4: THE PERIMETER OF THE BUILDING FOOTPRINT EXCLUDING PAVED SIDEWALKS AND LOADING AREAS, SHALL BE PLANTED WITH SHRUBS AND SMALL TREES NOT LESS THAN 2' HIGH. 1 SMALL TREE OR SHRUB SHALL BE PLANTED FOR EVERY 5' OF THE PRINCIPAL STRUCTURE(S)

STRUCTURE PERIMETER: 898 LF ENTIRE BUILDING IS SURROUNDED BY SIDEWALK OR LOADING AREA. SO NO BUILDING LANDSCAPE IS REQUIRED

REQUIRED LARGE TREES REQUIRED LANDSCAPE AREA 1 LANDSCAPE BUFFERS 22 + 9 = 31 2A PARKING LOT LANDSCAPE - PERIMETER 6 + 6 + 4 + 5 = 21 2B PARKING LOT LANDSCAPE - INTERIOR 15 3 STREET TREES 20 + 15 = 35 4 GENERAL LANDSCAPE (BLDG. PERIMETER) NONE REQUIRED TOTALS: 102

	PROVIDED LANDSCAPE ELEMENTS						
	REQUIRED LANDSCAPE AREA	LARGE TREES	SMALL TREES	SHRUBS			
1	LANDSCAPE BUFFERS	27 + 9 = 36	VARIANCE APPLIED FOR	265			
2A	PARKING LOT LANDSCAPE - PERIMETER	6 + 6 + 6 + 5 = 23	V + V + 10 + 11 + 9 + 11 + 18 + 10 + 7 + 15 = 91	58 + 50 + 37 + 41 + 56 + 64 + 122 + 57 + 40 + 97 = 622			
2B	PARKING LOT LANDSCAPE - INTERIOR	18	30	120			
3	STREET TREES	VARIANCE APPLIED FOR	15	0			
4	GENERAL LANDSCAPE (BLDG. PERIMETER)	0	0	0			
	TOTALS:	77	136	1,007			

NOTE: THERE ARE LESS LARGE TREES PROVIDED THAN REQUIRED DUE TO THE PRESENCE OF OVERHEAD POWERLINES ALONG REVCO ROAD. THERE ARE MORE SMALL TREES PROVIDED THAN REQUIRED BECAUSE SMALL TREES ARE PLANTED IN PLACE OF LARGE TREESA LONG REVCO ROAD.

PLANT SCHEDULE CONTRACTOR RESPONSIB

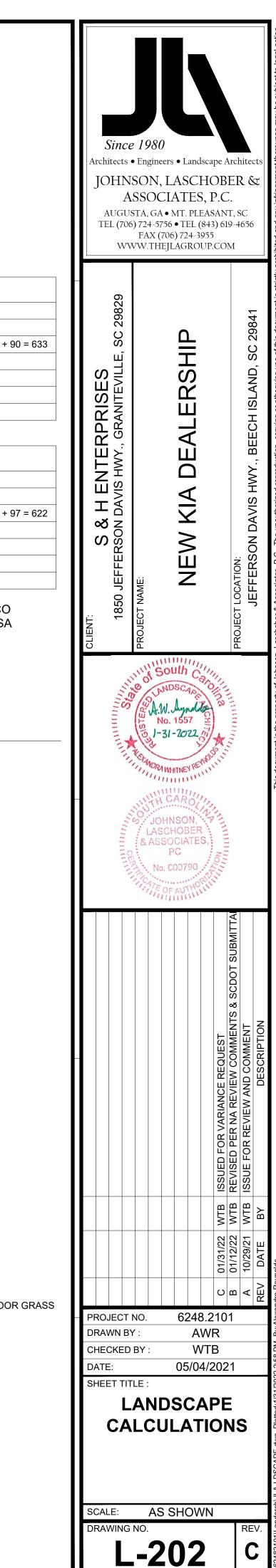
FLANT SCH	LDOL						
TREES	CODE	BOTANICAL NAME	COMMON NAME	SIZE	CONTAINER	QTY	REMARKS
\bigcirc	Cr	Chionanthus retusus	Chinese Fringe Tree	6-8`	B&B	31	
fer and a second	CfCN	Cornus florida 'Cloud Nine'	Cloud Nine Dogwood	2" Cal.	B&B	23	
	LxN	Lagerstroemia indica x fauriei 'Natchez'	Natchez Crape Myrtle Multi-Trunk	8-10`	B&B	15	MULTI-TRUNK
$\left(\cdot \right)$	MvJW	Magnolia virginiana 'Jim Wilson' TM	Moonglow Sweetbay Magnolia	2" Cal.	B&B	67	SINGLE STEM
(\cdot)	NsTT	Nyssa sylvatica 'WFH1' TM	Tupelo Tower Sour Gum	2" Cal.	B&B	34	
-	Sp	Sabal palmetto	Cabbage Palmetto	8-10`	B&B	43	SINGLE STEM
SHRUBS	CODE	BOTANICAL NAME	COMMON NAME	SIZE	CONTAINER	QTY	REMARKS
\bigcirc	lcC	Ilex cornuta 'Carissa'	Carissa Chinese Holly	3 gal.	Pot	96	4' OC
for the second	IvSD	Ilex vomitoria 'Stokes Dwarf'	Stokes Dwarf Yaupon Holly	3 gal.	Pot	105	4' OC
5000 0000 0000 00000000000000000000000	JcS	Juniperus chinensis 'Sargentii'	Sargent Juniper	1 gal.	Pot	120	4' OC
())	LcCF	Loropetalum chinense 'Crimson Fire'	Chinese Fringe Flower	3 gal.	Pot	327	4' OC
Supervised in the second secon	MsLK	Miscanthus sinensis 'Little Kitten'	Little Kitten Eulalia Grass	1` Ht.	Pot	346	4' OC
$\textcircled{\begin{tabular}{lllllllllllllllllllllllllllllllllll$	OhG	Osmanthus heterophyllus 'Gulftide'	Gulftide Osmanthus	4-6` H	B&B	13	8' OC
GROUND COVERS	CODE	BOTANICAL NAME	COMMON NAME	<u>SIZE</u>	CONTAINER	QTY	REMARKS
++++++++++++++++++++++++++++++++++++	SEED	Cynodon dactylon x transvaalensis	Hybrid Bermudagrass	seed	N/A	149,763 sf	
	BASIN	Detention Basin Floor Grass Mix	Basin Floor Grass Mix	seed	N/A	42,310 sf	SEE DET. BASIN FLOO MIX NOTE
	Та	Trachelospermum asiaticum	Asiatic Jasmine	4"	Pot	2,184	2' OC

NOTE: THE LANDSCAPE ARCHITECT HAS SELECTED PLANT VARIETIES THAT ATTAIN SPECIFIC SIZES. ANY PROPOSED SUBSTITUTIONS TO THE PLANT SCHEDULE DUE TO AVAILABLE SUPPLY MUST BE APPROVED BY THE PROJECT LANDSCAPE ARCHITECT.

		-
	ENERAL LANDSCAPE AREAS PER SEC. 10-10 INUED	
STRU AREA DRIV FOUN MAIN SODI GROU WITH	2.5 REAS OF THE LOT NOT OCCUPIED BY CTURES, PARKING AND REQUIRED LANDSCAPE IS, SIDEWALKS, LOADING AND SERVICE AREAS, EWAYS, COURTYARDS AND PATIOS, TREE CANOPY, IDATION PLANTING OF OTHER REGULARLY TAINED PLANTING BEDS SHALL BE PLANTED OR DED WITH AN ACCEPTABLE TURF OR VEGETATIVE JND COVER THAT WILL ACHIEVE FULL COVERAGE IN ONE YEAR OF INSTALLATION	
	INDEVELOPED AND UNLANDSCAPED DISTURBED S WILL BE SEEDED	

D LANDSCAPE ELEMENTS	
SMALL TREES	SHRUBS
22	254
8 + 8 + 6 + 6 + 9 + 11 + 16 + 10 + 7 + 13 = 94	50 + 50 + 36 + 41 + 61 + 74 + 117 + 69 + 45 + 90 = 633
30	120
NONE REQUIRED	NONE REQUIRED
NONE REQUIRED	NONE REQUIRED
146	1,007

LE FOR THEIR	OWN QUANTITY	TAKE-OFFS



Department of Planning and Development



<u>Project Staff Report</u> ZV22-002 Anderson Carport Prepared by: Kuleigh Baker Meeting Date: March 1, 2022

SECTION 1: PROJECT SUMMARY

Anderson Carport
Carolyn Marie Anderson
723 Indian Mound Drive
002-20-06-012
±0.22 ac
R-14, Large Lot, Single-Family Residential
NA
NADC Section 3.5.8, Dimensional Standards, Corner Side Yards of the
North Augusta Development Code for a carport addition that does not meet the required setbacks.

SECTION 2: BOARD OF ZONING APPEALS CONSIDERATION

Per NADC § 18.4.5.4.2, the Board of Zoning Appeals shall hear and decide appeals for variances from the requirements of Article 3, Zoning Districts, and Article 13, Signs, when strict application of the regulations would result in unnecessary hardship.

A variance may be granted in an individual case of unnecessary hardship if the Board of Zoning Appeals makes and explains in writing, all of the following:

- 1. An unnecessary hardship exists;
- There are extraordinary and exceptional conditions pertaining to the particular piece of property;
- 3. The conditions do not generally apply to other property in the vicinity;
- Because of the conditions, the application of this Chapter to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property; and
- 5. The authorization of a variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance. Harm to the character of the district may include structures

that are significantly out of scale, and the creation or potential for the creation of excessive noise, light, traffic or incompatible late night activity. (Rev. 12-1-08; Ord. 2008-18)

- 6. In the approval of an application for a variance from the provisions of Article 13, Signs, regulating the size, height, appearance, or location of a sign, the Board of Zoning Appeals shall also find that no alternative signage solution that complies with the provisions of Article 13 is available and would provide adequate visibility, recognition and understanding.
- 7. The Board of Zoning Appeals may not grant a variance the effect of which would be:
 - a. To allow the establishment of a use not otherwise permitted in a zoning district.
 - b. To extend physically a nonconforming use of land.
 - c. To change zoning district boundaries shown on the official zoning map.
- 8. If the unnecessary hardship is self-imposed by the applicant the variance should not be granted.
- 9. The fact that property may be utilized more profitably, should a variance be granted, shall not be considered grounds for a variance.
- 10. In granting a variance, the Board of Zoning Appeals may attach to it such conditions regarding the location, character, or other features of the proposed building, structure, or use as the Board may consider advisable to promote the public health, safety, or general welfare.

Based on these findings of fact, the Board of Zoning Appeals may approve, approve with conditions, or deny the request.

SECTION 3: PUBLIC NOTICE

Per NADC Table 5-1, 6. Variance, the application and description were advertised via a public notice describing the variance request and advertising the scheduled date of the Board of Zoning Appeals hearing in *The Star* and www.northaugusta.net on February 9, 2022. A written notice of the variance request and scheduled date of the Board of Zoning Appeals hearing was mailed to the owners of property within 200 feet of the subject property on February 4, 2022. The property was posted with the required public notice on February 9, 2022.

SECTION 4: SITE HISTORY

The home was built in the mid-1950s in the Hammond Hills neighborhood. The house is situated at the corner of Indian Mound Drive and Jackson Avenue with a curved driveway that allows access to each road. The applicant is seeking a variance from NADC Section 3.5.8, Dimensional Standards, Corner Side Yards of the North Augusta Development Code for a carport addition that does not meet the required setbacks.

SECTION 5: EXISTING SITE CONDITIONS

	Existing Land Use	Future Land Use	Zoning
Subject Parcel	Residential	Low Density Residential	R-14, Large Lot, Single-Family Residential
North	Residential	Low Density Residential	R-14, Large Lot, Single-Family Residential
South	Residential	Low Density Residential	R-14, Large Lot, Single-Family Residential
East	Residential	Low Density Residential	R-14, Large Lot, Single-Family Residential
West	Residential	Low Density Residential	R-14, Large Lot, Single-Family Residential

<u>Access</u> – The site currently is accessible from Indian Mound Drive and Jackson Avenue.

Topography – The subject property is mostly flat with a slight upward slope from the Northwest to the Southeast.

<u>Utilities</u> – The site has existing water and sewer service.

Floodplain – The site does not appear to contain any regulated floodplain.

Drainage Basin – The subject property is within the Hammond Hills basin. The overall water quality sampling for the Hammond Hills basin is good. The area is highly developed. The stream channel integrity is poor and features many eroding banks and failing ditches.

SECTION 6: STAFF EVALUATION AND ANALYSIS

The applicant requests a variance from NADC Section 3.5.8, Dimensional Standards, Corner Side Yards of the North Augusta Development Code for a carport addition that does not meet the required setbacks.

Section 3.5.8 Corner Side Yards states:

Where a side yard abuts a street (corner lot), the minimum side yard shall be at least fifty percent (50%) of the front yard required on the lot lying to the rear when the rear lot faces the side street. No accessory building on the corner lot shall extend beyond the side yard lines. This section does not apply to the TND District.

The required front setback for the R-14, Large Lot, Single-Family Residential Zoning District as listed in Table 3-3 Dimensional Standards is a minimum of 25 ft. The applicant has proposed a carport over the existing driveway with a minimum distance of approximately 6.1 ft at its closest corner. The minimum setback required by the corner side yard section of the code is 12.5 ft.

Following is analysis required by NADC §5.1.4.5.b (Staff commentary is bulleted):

- 1. An unnecessary hardship exists;
 - The applicant states that the unnecessary hardship is created due to exposure to the elements upon entering the residence from the front or back entrance.
- 2. There are extraordinary and exceptional conditions pertaining to the particular piece of property;
 - The applicant states the location of the property is unique in that it is situated on a curving corner and that extra feet are needed to accommodate the single carport covering the existing driveway.
- 3. The conditions do not generally apply to other property in the vicinity;
 - The applicant states the surrounding homes have existing carports and garages and are not on a curving corner lot.
- Because of the conditions, the application of this Chapter to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property; and

- The applicant states the code restricts the ability to have a carport using the code's building setback lines because the subdivision was established in the 1950s.
- 5. The authorization of a variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance. Harm to the character of the district may include structures that are significantly out of scale, and the creation or potential for the creation of excessive noise, light, traffic or incompatible late night activity. (Rev. 12-1-08; Ord. 2008-18)
 - The applicant states the design will maintain the character of the surrounding residential district while protecting property values, health, safety, and the general welfare of the surrounding neighborhood and that the design will not obstruct visibility at the intersection of Jackson Avenue, Indian Mound Drive, and Springdale Road.
- 6. In the approval of an application for a variance from the provisions of Article 13, Signs, regulating the size, height, appearance, or location of a sign, the Board of Zoning Appeals shall also find that no alternative signage solution that complies with the provisions of Article 13 is available and would provide adequate visibility, recognition and understanding.
 - Not applicable
- 7. The Board of Zoning Appeals may not grant a variance the effect of which would be:
 - a To allow the establishment of a use not otherwise permitted in a zoning district.
 - Single-family residences are allowed in the R-14, Large Lot, Single-Family Residential zoning district.
 - b To extend physically a nonconforming use of land.
 - The variance does not extend a physically nonconforming use of land.
 - c To change zoning district boundaries shown on the official zoning map.
 - The application does not propose a change to the zoning district boundaries.
- 8. If the unnecessary hardship is self-imposed by the applicant the variance should not be granted.
 - The applicant states the hardship is created by the age of the subdivision and existing layout.
- 9. The fact that property may be utilized more profitably, should a variance be granted, shall not be considered grounds for a variance.
 - Staff notes that the fact that profitably is not the primary purpose of the request.

- 10. In granting a variance, the Board of Zoning Appeals may attach to it such conditions regarding the location, character, or other features of the proposed building, structure, or use as the Board may consider advisable to promote the public health, safety, or general welfare.
 - This variance, if granted, will apply only to this property and the plat as submitted.
 - Staff is open to suggestions for other conditions from the Board.

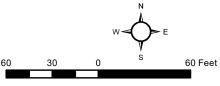
SECTION 7: ATTACHMENTS

- 1) Aerial
- 2) Topography
- 3) Current Zoning
- 4) Future Land Use
- 5) Site Photos
- 6) Public Notice
- 7) Application Materials
- cc. Carolyn Marie Anderson, via email

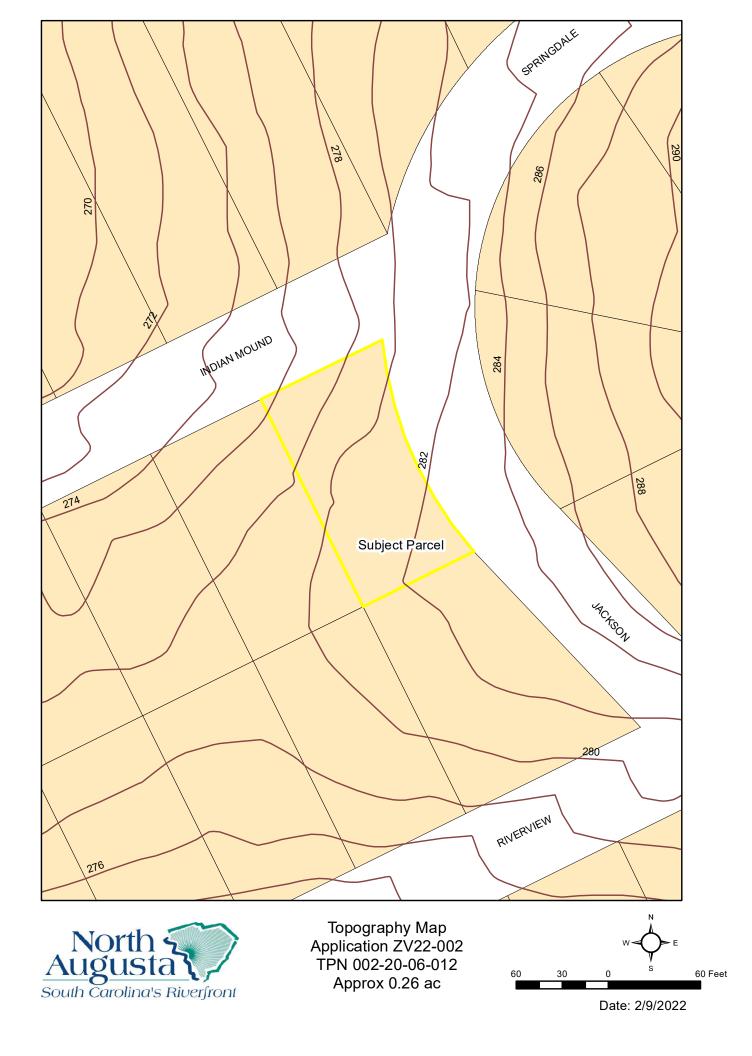


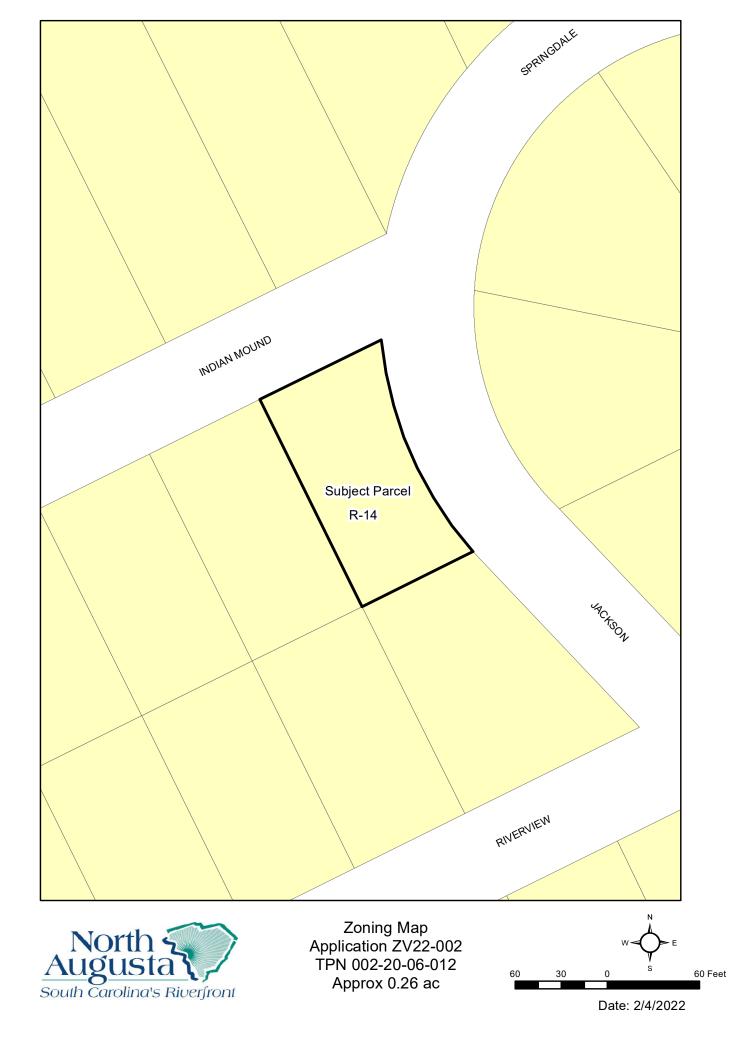


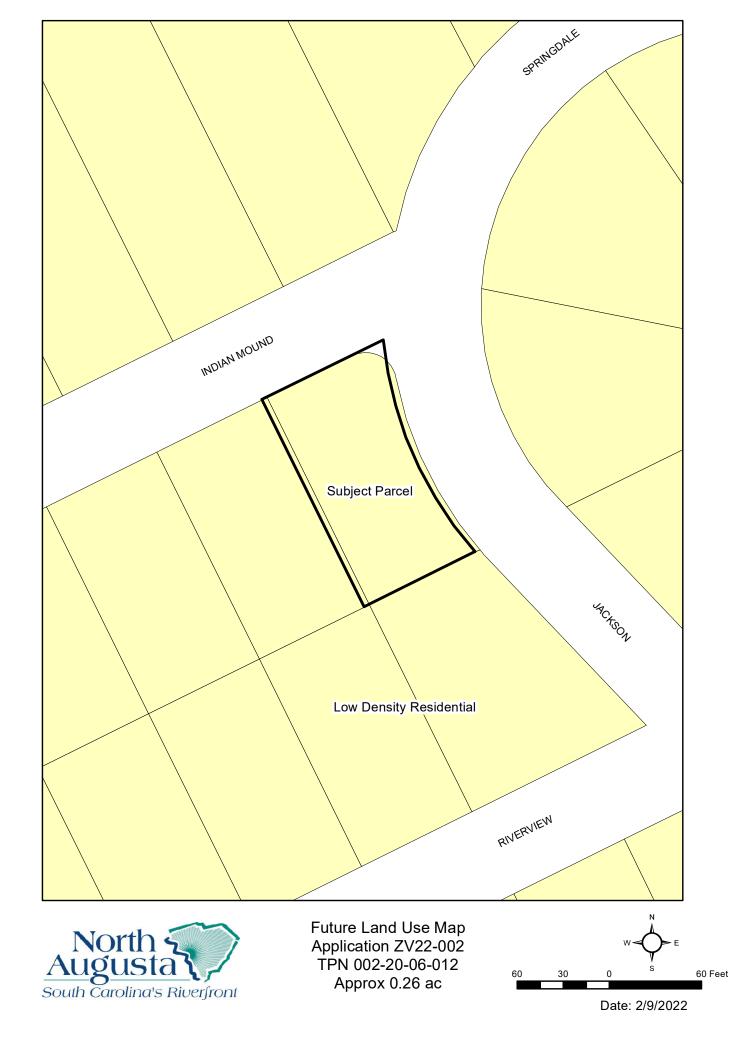
Aerial Map Application ZV22-002 TPN 002-20-06-012 Approx 0.26 ac



Date: 2/9/2022







City of North Augusta, South Carolina Board of Zoning Appeals

PUBLIC HEARING NOTICE

The North Augusta Board of Zoning Appeals will hold a public hearing at its regular monthly meeting beginning at 6:00 PM on Tuesday, March 1, 2022 in the Council Chambers, North Augusta Municipal Center, 100 Georgia Avenue, North Augusta, South Carolina, to receive public input on the following applications:

ZV21-001 and ZV22-004 – A request by S&H Enterprises represented by JLA for variances from Section 3.8.5.8.5, Front Setback Landscaping; Section 3.8.5.10.5, Permitted Materials with Limitations; and Section 7.4, Table 7-2, Exterior Lighting Levels of the North Augusta Development Code. The application affects a proposed car dealership on ±16.54 acres located at 5425 Jefferson Davis Highway, TPNs 013-15-02-001 and 013-20-03-004 zoned TC, Thoroughfare Commercial, and within the HC, Highway Corridor Overlay District.

ZV22-002 – A request by Carolyn Marie Anderson for a variance from Section 3.5.8, Dimensional Standards, Corner Side Yards of the North Augusta Development Code. The application affects a proposed carport addition located at 723 Indian Mound Drive, TPN 002-20-06-012 on ±0.26 acres zoned R-14, Large Lot, Single-Family Residential.

ZV22-003 – A request by Matthew's Development, LLC for a front setback greater than the maximum permitted and a frontage buildout less than the minimum permitted by North Augusta Development Code, Section 3.8.5.3, Table 3-9, Dimensional Standards. The request affects a proposed restaurant on ±2.01 acres located along Edgefield Road, a portion of TPN 011-07-01-003, zoned GC, General Commercial, and within the HC, Highway Corridor Overlay District.

Documents related to the applications will be available for public inspection after February 24, 2022 in the offices of the Department of Planning and Development on the second floor of the Municipal Center, 100 Georgia Avenue, North Augusta, South Carolina and online at www.northaugusta.net. All residents and property owners interested in expressing a view on these cases are encouraged to attend or provide written comments to <u>planning@northaugusta.net</u>

CITIZEN ASSISTANCE: Individuals needing special assistance or a sign interpreter to participate in the meeting are asked to please notify the Department of Planning and Development at 803-441-4221 at least 48 hours prior to the meeting.

Application for Development Approval

Please type or print all information

Staff Use				
Application Number ZV22-002	Date Received 1-31-22			
Review Fee 250.00	Date Paid 1-31-22			
1. Project Name Anderson Renovation Scapport Addition				
Project Address/Location 723 FNOIAN MOUN				
Total Project Acreage . 26 AC C	() ·			
Tax Parcel Number(s) 002 - 20 - 06 - 612				
2. Applicant/Owner Name CAROLYN MARIE Findlers	applicant Phone 706/399 - 7016			
Mailing Address 1302 Hephan bal-MCBEAN				
city flephzipAh ST GA zip 30815	Email Anderson. marie @ compast.			
3. Is there a Designated Agent for this project? Ye If Yes, attach a notarized Designation of Agent form. (requ	トープ No No ired if Applicant is not property owner)			
4. Engineer/Architect/Surveyor William R. Gore	License No. 11811 5C			
Firm Name William R. Cope Firm Phone Firm Phone Firm Phone Firm Mailing Address				
city Augusta STGA Zip 30904				
Signature (See Survey AttAched) Da				
 Is there any recorded restricted covenant or other private agree prohibits the use or activity on the property that is the subject (Check one.) 				
6. In accordance with Section 5.1.2.3 of the North Augusta Dev of North Augusta review the attached project plans. The Augusta, as outlined in Appendix B of the North Augusta Dev review for completeness. The applicant acknowledges that a complete to initiate the compliance review process.	documents required by the City of North elopment Code, are attached for the City's			
7. b/f/ / OM. Underson	1-31-22			
Applicant or Designated Agent Signature Brad Hodge / UARILYN MARIE Print Applicant or Agent Name	Anderso N			

North 4

South Carolina's Riverfront

1/2013

Designation of Agent

Please type or print all information



This form is required if the property owner is not the applicant.

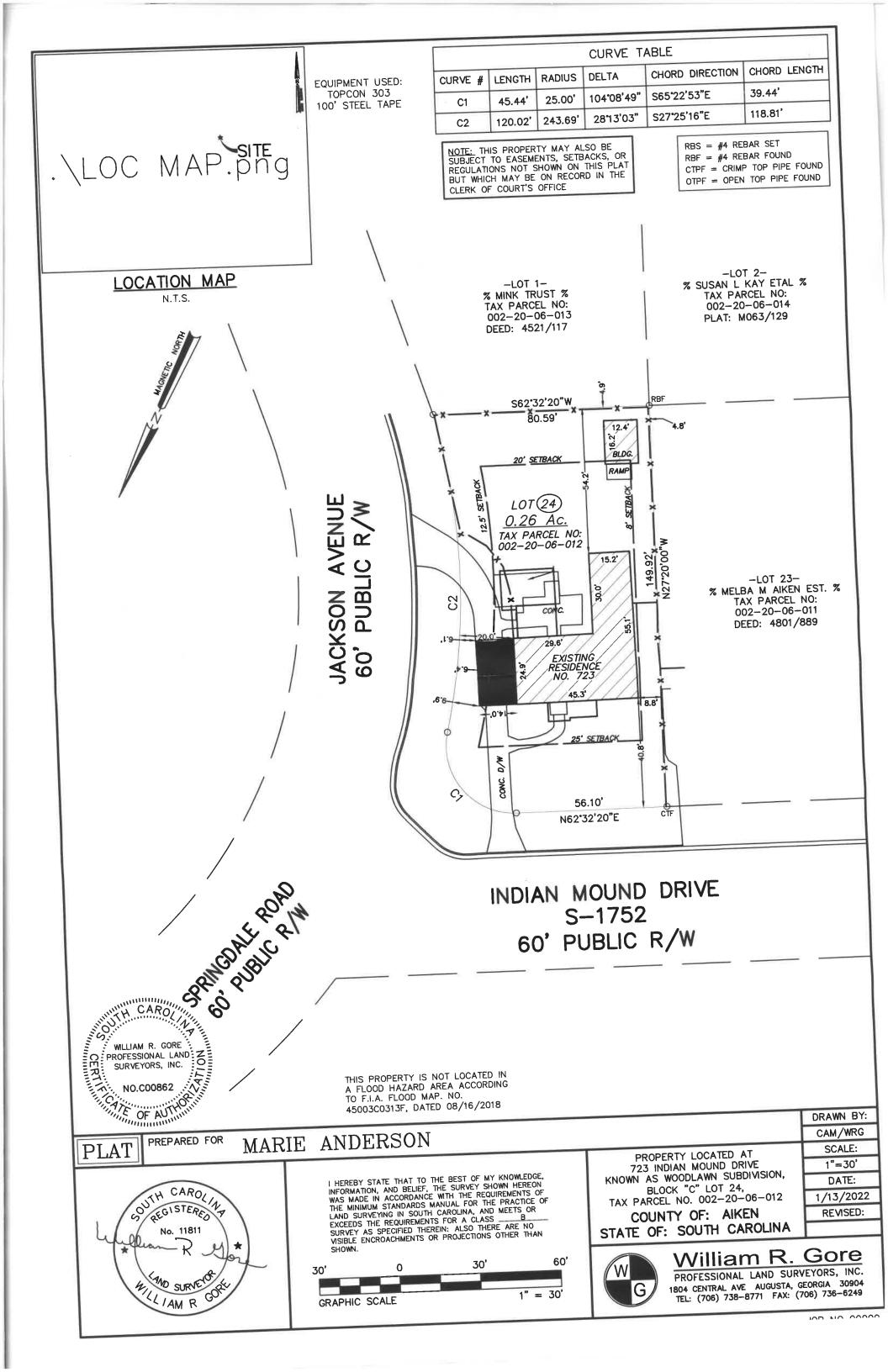
Staff Use Only			
A	oplication Number 2V22-002 Date Received 1-31-22		
1.	Project Name ANDERSON RENOVATION - CARport Addition		
	Project Address/Location 723 Indian Mouso De. N. Augusta, SC 29841		
	Project Parcel Number(s) 002-20-06-012		
2.	Property Owner Name Apoly MARIE Anderson Owner Phone 706 399-7016		
	Mailing Address 1302 Hephzibah-MC Bean Rd.		
	city Hephzibal STGA Zip 30815 Email ANDERSON MARIE Compast	-	
3.	Designated AgentBRAD Hodge	-1	
	Relationship to Owner Supertublendent, Construction		
	Firm Name Redcap Industrial Phone 706-726-4114		
	Agent's Mailing Address 832 MCCoy Chuech Rd.		
	city WAYNES balo ST (A Zip 30830 Email BRAD Hocke @ compast. not		
1	City WAYNES bore ST CA Zip 30830 Email BRAD Hockge @ compast. net Agent's Signature MIHT Date 1-31-22		
4.	I hereby designate the above-named person (Line 3) to serve as my agent and represent me in the referenced application.		
;	Owner Signature 31 Jan 203 3		
5.	Sworn and subscribed to before me on this 31st day of January 20 2 2		

totaly Public 12-10-203/

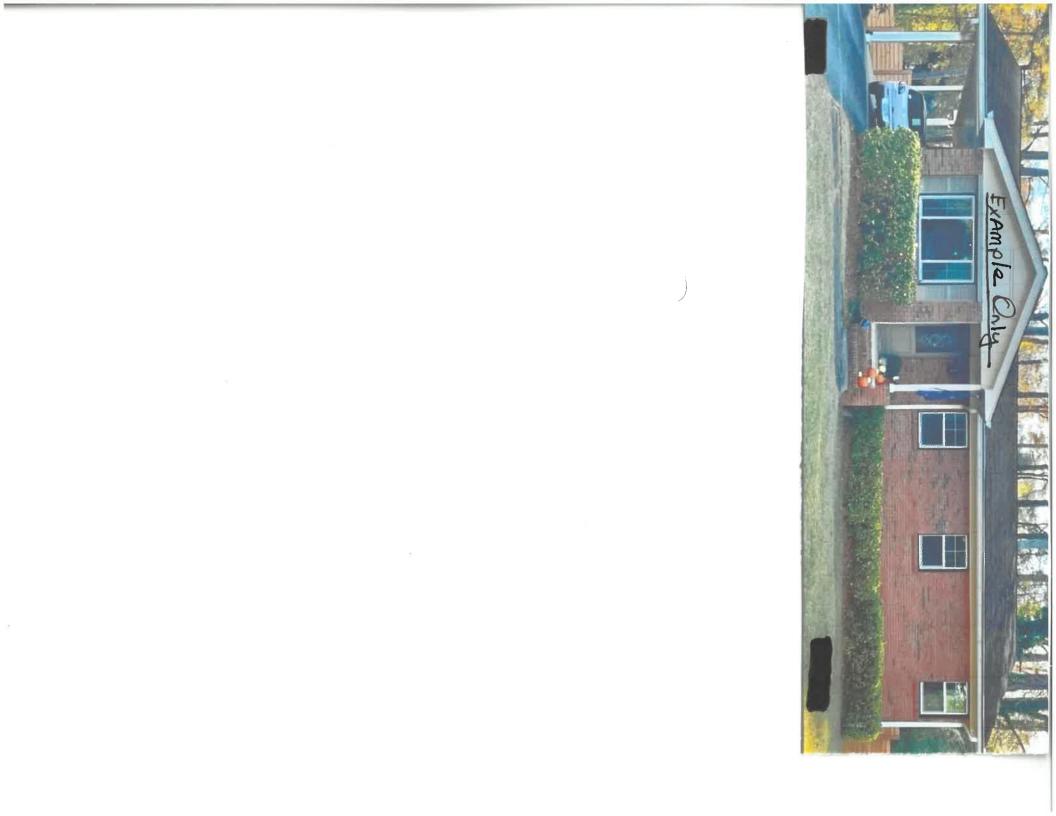
2022. day of January

LEA BOTTOMS Notary Public, State of South Carolina My Commission Expires December 10, 2031

Commission Expiration Date



723 Indian Mound DR. (i) unnessay haroship created due to exposure of the elements upon entering residence from front or back entrances (i) conditions unique to location of property is on A "aurring" opener of Tackson AND TADIAN Mound - Extra feet needed for Single CARport. to Cover existing driveway (K) other property in the Area have adeports or greages that are existing and the are not ON A "aurving" arener lot (1) Measurement of building setbacklines when subdivision was established in the 1950's (m) Asking for minimal footage to over existing Olevieway with A single cheppert. There will be no obstruction of sight at the Intersection of Jackson, Springchile, AND FNDIAN MOUND



Department of Planning and Development



<u>Project Staff Report</u> ZV22-003 Popeye's at Exit 5 Prepared by: Kuleigh Baker Meeting Date: March 1, 2022

SECTION 1: PROJECT SUMMARY

Project Name	Popeye's at Exit 5	
Applicant	Matthew's Development, LLC	
Agent	Tidewater Engineering, Inc.	
Address/Location	Edgefield Road	
Parcel Number	001-07-01-003	
Total Development Size	± 2.01 acres	
Existing Zoning	GC, General Commercial	
Overlay	HC, Highway Corridor Overlay District	
Variance Requested	 a. Section 3.8.5.3, Table 3-9, Dimensional Standards for the Highway Corridor Overlay District, maximum setback b. Section 3.8.5.3, Table 3-9, Dimensional Standards for the Highway Corridor Overlay District, minimum frontage buildout 	

SECTION 2: BOARD OF ZONING APPEALS CONSIDERATION

Per NADC § 18.4.5.4.2, the Board of Zoning Appeals shall hear and decide appeals for variances from the requirements of Article 3, Zoning Districts, and Article 13, Signs, when strict application of the regulations would result in unnecessary hardship.

A variance may be granted in an individual case of unnecessary hardship if the Board of Zoning Appeals makes and explains in writing, all of the following:

- 1. An unnecessary hardship exists;
- 2. There are extraordinary and exceptional conditions pertaining to the particular piece of property;
- 3. The conditions do not generally apply to other property in the vicinity;

- Because of the conditions, the application of this Chapter to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property; and
- 5. The authorization of a variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance. Harm to the character of the district may include structures that are significantly out of scale, and the creation or potential for the creation of excessive noise, light, traffic or incompatible late night activity. (Rev. 12-1-08; Ord. 2008-18)
- 6. In the approval of an application for a variance from the provisions of Article 13, Signs, regulating the size, height, appearance, or location of a sign, the Board of Zoning Appeals shall also find that no alternative signage solution that complies with the provisions of Article 13 is available and would provide adequate visibility, recognition and understanding.
- 7. The Board of Zoning Appeals may not grant a variance the effect of which would be:
 - a. To allow the establishment of a use not otherwise permitted in a zoning district.
 - b. To extend physically a nonconforming use of land.
 - c. To change zoning district boundaries shown on the official zoning map.
- 8. If the unnecessary hardship is self-imposed by the applicant the variance should not be granted.
- 9. The fact that property may be utilized more profitably, should a variance be granted, shall not be considered grounds for a variance.
- 10. In granting a variance, the Board of Zoning Appeals may attach to it such conditions regarding the location, character, or other features of the proposed building, structure, or use as the Board may consider advisable to promote the public health, safety, or general welfare.

Based on these findings of fact, the Board of Zoning Appeals may approve, approve with conditions, or deny the request.

SECTION 3: PUBLIC NOTICE

Per NADC Table 5-1, 6. Variance, the application and description were advertised via a public notice describing the variance request and advertising the scheduled date of the Board of Zoning Appeals hearing in *The Star* and www.northaugusta.net on February 9, 2022. A written notice of the variance request and scheduled date of the Board of Zoning Appeals hearing was mailed to the owners of property within 200 feet of the subject property on February 4, 2022. The property was posted with the required public notice on February 9, 2022.

SECTION 4: SITE HISTORY

The subject property is currently vacant. At one time there was a single-family detached dwelling on the property. The subject property is being developed as an outparcel of the QuikTrip project.

SECTION 5: EXISTING SITE CONDITIONS

	Existing Land Use	Future Land Use	Zoning
Subject Parcel	Vacant	Mixed use	GC, General Commercial
North	Vacant	Mixed Use	GC, General Commercial
South	Vacant/Single-	Mix Use/Low Density	UD, Urban Development
	Family Residential	Residential	(Aiken County)
East	Vacant	Mixed Use	UD, Urban Development
			(Aiken County)
West	Single-Family	Low Density Residential	RC, Residential Single-
	Residential		Family Conservation (Aiken
			County)

<u>Access</u> – The site currently has access from Edgefield Road and will be accessed from an easement associated with the QuikTrip parcel.

Topography – The subject parcel is relatively flat in the portion to the West proposed to be developed. Higher elevations can be found towards the Southwest portion of the parcel.

<u>Utilities</u> – Water and wastewater service are available. The property is served by the City of North Augusta water and sewer.

Floodplain – The subject property is not located within a federally designated floodway.

Drainage Basin – The property is located within the Pole Branch Basin. The basin has an overall poor water quality rating. Pole Branch basin is one of the city's largest basins. The basin borders along Highway 25 at I-20 to Arbor Place off of Walnut Lane and then encompasses Bergen Road and its communities. The Pole Branch watershed includes high density residential, high density commercial, and some industrial areas. Major traffic corridors including Highway 25, I-20, Five Notch Road, and all the neighboring communities impact this watershed. The preliminary physical stream assessments at Pole Branch indicate that this stream channel is currently not effective at transporting current loads of stormwater during heavy storm events. Due to the high nutrient concentrations identified after the first sample event, Pole Branch has been a focus of

the city monitoring program and attempts to identify sources of pollution will continue in the basin. As problems are identified, solutions will be implemented in conjunction with increased public education and outreach about the problems in this basin. Stream segment assessments throughout the basin are needed.

SECTION 6: STAFF EVALUATION AND ANALYSIS

The applicant is requesting a variance from the following sections of the North Augusta Development Code:

Article 3, Section 3.8.5.3, Table 3-9, Dimensional Standards for the Highway Corridor Overlay District maximum setback and minimum frontage buildout.

TABLE 3-9DIMENSIONAL STANDARDS FOR THE HIGHWAY CORRIDOR OVERLAY DISTRICT
(Rev. 12-1-08; Ord. 2008-18)

	Α	В	
1.	Maximum Height	70 feet	
2.	Minimum Height	14 feet	
3.	Minimum Front Setback	5 feet or 30 feet	
4.	Maximum Front Setback	90 feet	
5.	Minimum Side Setback	Required buffer, 0 feet or 10 feet	
6.	Minimum Rear Setback	Required buffer, 20 feet or 10 feet from an alley	
7.	Maximum Floor Area Ratio	3.0	
8.	Minimum Frontage Buildout	30%	

A variance of ± 25 ft is being requested for a maximum front setback of ± 115 ft. A variance of $\pm 11\%$ is being requested for a minimum frontage buildout of $\pm 19\%$.

The following is analysis is required by NADC §5.1.4.5.b:

1. An unnecessary hardship exists;

- The applicant states that for the safety of employees and customers, adequate circulation around the building is imperative for vehicular and pedestrian movements that cannot be achieved through the required setbacks.
- 2. There are extraordinary and exceptional conditions pertaining to the particular piece of property;
 - The applicant states that as part of QuikTrip's overall development of the site, a deceleration lane and shared access will allow for a seamless transition between the properties. The proposed layout is based on the previously approved site plan design for QuikTrip.
- 3. The conditions do not generally apply to other property in the vicinity;
 - The applicant states that much of the surrounding property is undeveloped or residential which does not require the same level of vehicular servicing.
- 4. Because of the conditions, the application of this Chapter to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property; and
 - The applicant states that if the setbacks were adhered to, the drive aisles would be compromised and impact safety. Similarly, a site plan with a 30% minimum frontage buildout would not be wide enough to handle vehicular circulation around the building and impact the surrounding roadway.
- 5. The authorization of a variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance. Harm to the character of the district may include structures that are significantly out of scale, and the creation or potential for the creation of excessive noise, light, traffic or incompatible late night activity. (Rev. 12-1-08; Ord. 2008-18)
 - The applicant states that the request does not pose any detriment to the surrounding properties or future commercial development and that the proposed site plan will be cohesive to the overall development of the QuikTrip property.

- 6. In the approval of an application for a variance from the provisions of Article 13, Signs, regulating the size, height, appearance, or location of a sign, the Board of Zoning Appeals shall also find that no alternative signage solution that complies with the provisions of Article 13 is available and would provide adequate visibility, recognition and understanding.
 - Not applicable
- 7. The Board of Zoning Appeals may not grant a variance the effect of which would be:
 - a To allow the establishment of a use not otherwise permitted in a zoning district.
 - Restaurants with drive-thru uses are allowed in commercial zoning districts within the stated regulatory limits.
 - b To extend physically a nonconforming use of land.
 - The variance does not extend a physically nonconforming use of land.
 - c To change zoning district boundaries shown on the official zoning map.
 - The application does not propose a change to the zoning district boundaries.
- 8. If the unnecessary hardship is self-imposed by the applicant the variance should not be granted.
 - The applicant states the hardship is not self-imposed and multiple configurations and layouts have been considered in an attempt to meet the requirements of the Highway Corridor Overlay District.
- 9. The fact that property may be utilized more profitably, should a variance be granted, shall not be considered grounds for a variance.
 - Staff recognizes that the property may be used more profitably if developed but is not the sole grounds for the variance request.
- 10. In granting a variance, the Board of Zoning Appeals may attach to it such conditions regarding the location, character, or other features of the proposed building, structure, or use as the Board may consider advisable to promote the public health, safety, or general welfare.

Staff recommends the following conditions, but all conditions are at the discretion of the Board of Zoning Appeals:

- The property will be developed in general conformance with the layout provided. Minor changes to the layout may be allowed as determined by the Planning & Development Director. In no case will a less conforming layout be allowed.
- 2. Curb cuts onto Edgefield Road/Hwy 25 must be approved by SCDOT.
- 3. All other requirements of the HC Overlay will be met as verified by staff at development review.

SECTION 7: ATTACHMENTS

- 1) Aerial
- 2) Topography
- 3) Current Zoning
- 4) Future Land Use
- 5) Site Photos
- 6) Public Notice
- 7) Application Materials
- cc. Matt Demeyers, Matthew's Development, LLC, via email

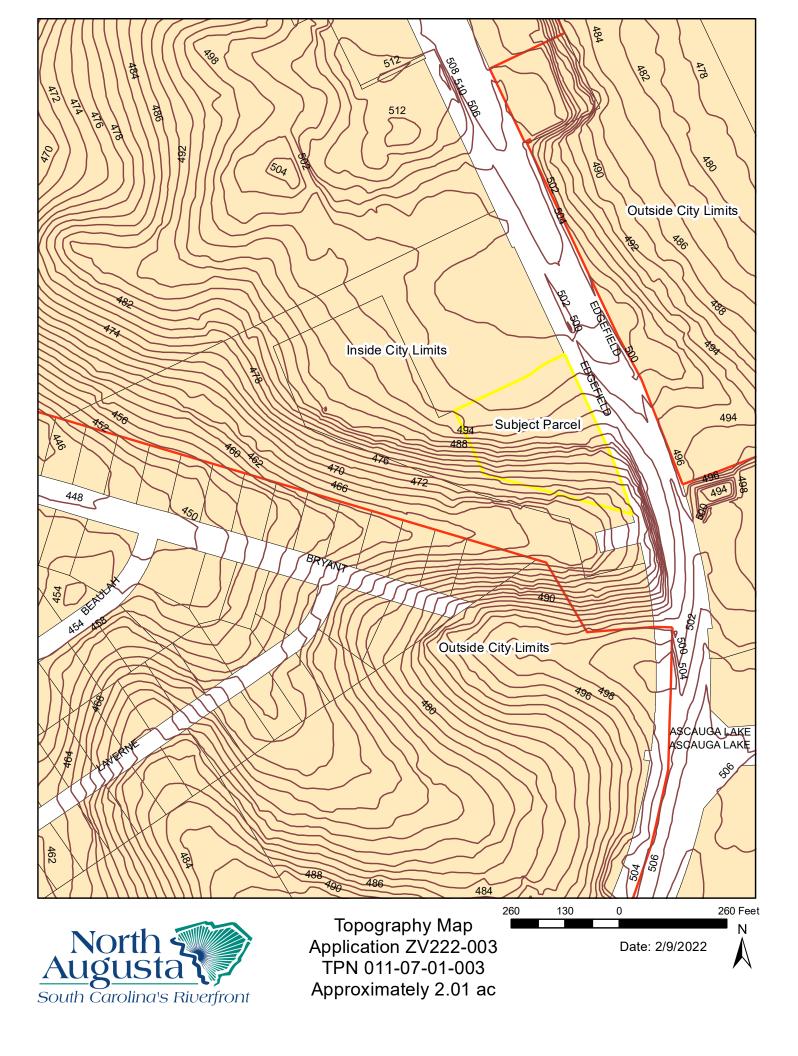
Peter Schoenauer, Tidewater Engineering, Inc., via email

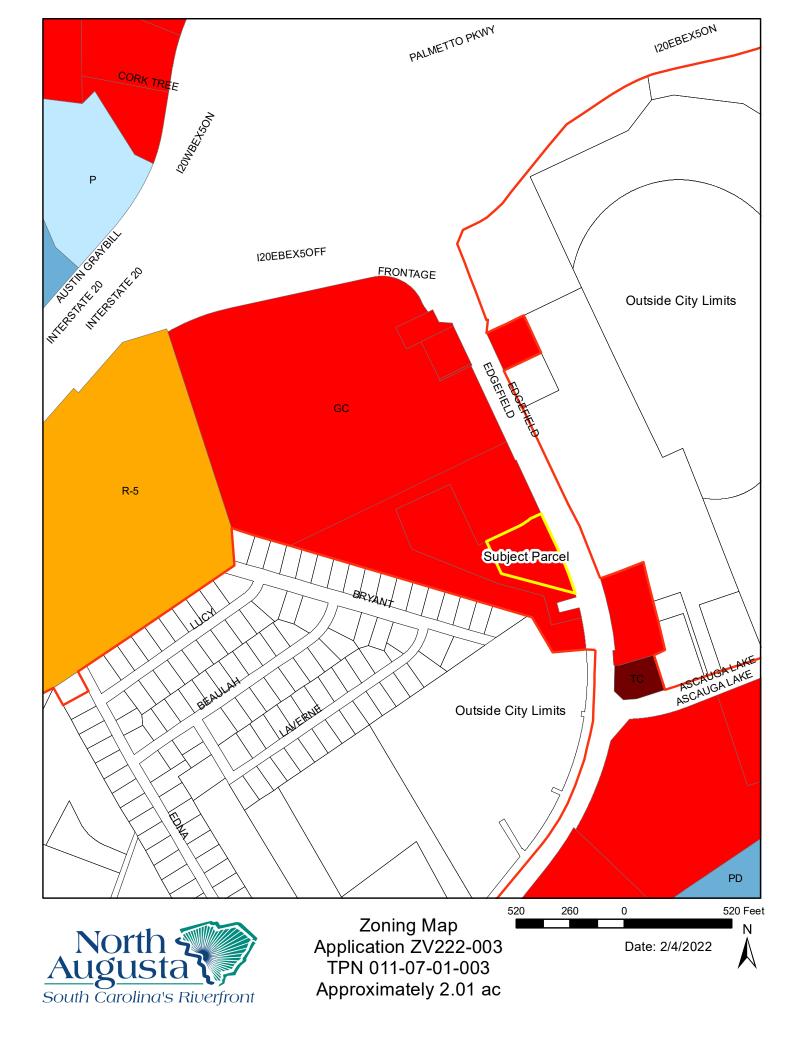


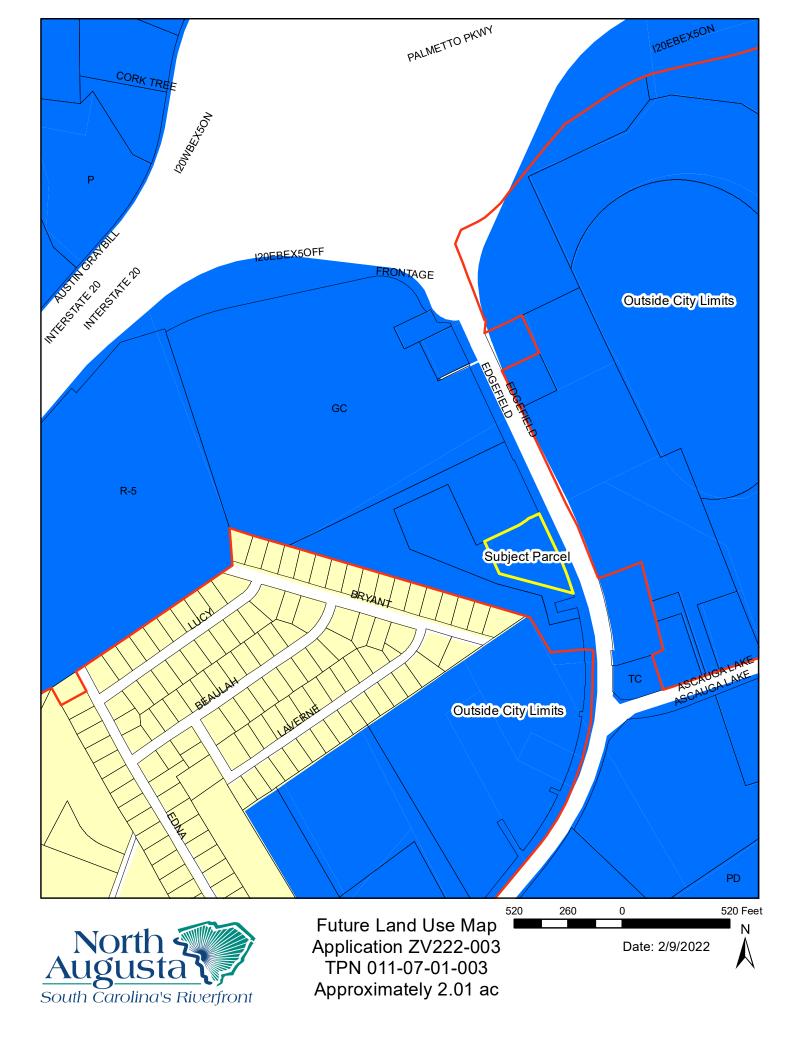


Aerial Map Application ZV222-003 TPN 011-07-01-003 Approximately 2.01 ac

Date: 2/9/2022







City of North Augusta, South Carolina Board of Zoning Appeals

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ZV22-002 – A request by Carolyn Marie Anderson for a variance from Section 3.5.8, Dimensional Standards, Corner Side Yards of the North Augusta Development Code. The application affects a proposed carport addition located at 723 Indian Mound Drive, TPN 002-20-06-012 on ±0.26 acres zoned R-14, Large Lot, Single-Family Residential.

ZV22-003 – A request by Matthew's Development, LLC for a front setback greater than the maximum permitted and a frontage buildout less than the minimum permitted by North Augusta Development Code, Section 3.8.5.3, Table 3-9, Dimensional Standards. The request affects a proposed restaurant on ±2.01 acres located along Edgefield Road, a portion of TPN 011-07-01-003, zoned GC, General Commercial, and within the HC, Highway Corridor Overlay District.

Documents related to the applications will be available for public inspection after February 24, 2022 in the offices of the Department of Planning and Development on the second floor of the Municipal Center, 100 Georgia Avenue, North Augusta, South Carolina and online at www.northaugusta.net. All residents and property owners interested in expressing a view on these cases are encouraged to attend or provide written comments to <u>planning@northaugusta.net</u>

CITIZEN ASSISTANCE: Individuals needing special assistance or a sign interpreter to participate in the meeting are asked to please notify the Department of Planning and Development at 803-441-4221 at least 48 hours prior to the meeting.

Notice of Appeal

Please type or print all information



	Staff Use Only
Application Number	Date Received
Review Fee	Date Paid
1. Project Name Exit #5 Pope	eye's
	eld Road
Total Project Acreage <u>2.013</u> a.c	wes Current Zoning
Tax Parcel Number(s)00 -07	-01-003
2. Applicant/Owner Name Latthew's D	evelopment, L'Applicant Phone 504-284-8880
Mailing Address 1030 Philip S-	treet
	Zip 70130 Email matt. demeyers magazine
3. Is there a Designated Agent for this proje If Yes, attach a notarized Designation of A	ct? X Yes No Agent form. (required if Applicant is not property owner)
4. Engineer Architect/Surveyor Peter School	enauer License No. 34207
Firm NameTidewater Engineering, Inc.	Firm Phone <u>912-268-2164</u>
Firm Mailing Address 200 Plantation Ch	nase
	Zip 31522 Email pete@tidewatereng.com
Signature Peter Schoenaver	Date 02/02/2022
C lethers any recorded restricted equations	r other private agreement that is controry to conflicts with or

- Is there any recorded restricted covenant or other private agreement that is contrary to, conflicts with or prohibits the use or activity on the property that is the subject of the application? (Check one.) no ves
- 6. In accordance with Section 5.1.2.3 of the North Augusta Development Code, I hereby request the City of North Augusta review the attached project plans. The documents required by the City of North Augusta, as outlined in Appendix B of the North Augusta Development Code, are attached for the City's review for completeness. The applicant acknowledges that all documents required by the City must be correct and complete to initiate the compliance review process by the City.

Matt De Meyers - Motthew's Development, C.L.C. Print Applicant or Agent Name

City of North Augusta Planning and Development Department

<u>Pre-Submittal, Re-Submittal or</u> <u>Informational Meeting Request</u>



Please fill out this form in its entirety to request a pre-submittal, re-submittal or informational meeting. Meetings are generally scheduled on Thursdays on a first come, first served basis. Meetings are scheduled for 30 minutes.

l prefer a meeting:	Meeting Format:		
🔀 Morning (8am to 12pm)	🗌 In person		
Afternoon (1pm to 4pm)	🔀 Virtual (via		
Other	GoToMeeting)		
Meeting Contact Name	Email matt. demeyers@magazinest.com		
Phone			
504-284-8880			
Project Name	Project Location (parcel or address)		
Exit # 5 Popeyes	Parce 1 PID 011-07-01-003		
Total Project Acreage	Current Zoning (if known)		
2.013	GU		
Describe the proposed project in	cluding uses, density and any specific questions:		
Popeye's plus on addi	tion \$ 1.00 acre lot for retail dovelopment		
Please indicate any other departments re			
Utilities	Sanitation		
Parks, Recreation and Tourism	Engineering		
City Administration	J Building Standards		
Other			
Please list any needed accommodations here:			

Submit Via Email

Matthew's Development, L.L.C. 1030 Philip Street New Orleans, LA 70130

February 1st, 2022

City of North Augusta Planning and Development Department 100 Georgia Avenue North Augusta, SC 29841

RE: Notice of Appeal A Portion of TMS # 001-07-01-003 Proposed Popeye's with +/- 1 acre lot of future retail development

To Whom it May Concern:

On behalf of Matthew's Development and itsTenant, RRG Inc. dba Popeye's Louisiana Kitchen, I am submitting the enclosed Notice of Appeal/Variance request. Please find the application, enclosed supporting documents, and information below as consideration of the application.

Matthew's Development is proposing to develop a 2.013 acre outparcel located on a portion of TMS #001-07-01-003, the Quick Trip Parcel. The proposed improvements include a 2,354 sq. ft. Popeye's quick service restaurant and an additional +/- 1 acre parcel for future retail development. The facility will already include drive isles, storm detention and utilities provided by Quick Trip plus improvements to our property including landscaping.

A description of unnecessary hardship created by the requirements of the Development Code (h): Popeye's is requesting a variance from the 90 foot maximum front setback for the Highway Commercial Corridor Overlay District (3.8.5.3.1 Dimensions Standards: Table 3-9 of the Development Code). A variance of +/- 25 feet is being requested for a maximum setback of +/- 115'.

Popeye's is requesting a variance of the 30% minimum frontage buildout for the Highway Commercial Corridor Overlay District (3.8.5.3.1 Dimensions Standards: Table 3-9 of the Development Code). A variance of +/- 11% is being requested for a minimum Frontage Buildout of +/- 19%.

A description of unnecessary hardship created by requirements of the Development Code (i): For the safety of our employees and customers, adequate circulation around the building is imperative for vehicular and pedestrian movements. This cannot be achieved through the maximum setback of 90 feet.

A description of any extraordinary or exceptional conditions unique to the property and how they relate to the appeal of Appeal/Variance:

As part of QuickTrip's overall development of this site, in addition to the deceleration lane that they will install, this will improve the overall safety of Edgefield Road and development will be consistent with the

recently approved site plan for QuickTrip, and allow seamless transition from our their property to ours with shared access.

An explanation of why the condition do not generally apply to other property in the area (k): Besides the recently approved QuickTrip next door, much of the property nearby is currently undeveloped. Beyond that, there is residential, which is not a use that caters to vehicular servicing.

A description of the unreasonable restrictions or prohibitions the Development Code has on the utilization of the property (i):

If they proposed site plan were to comply with the maximum front setback of 90 feet, the dimensions of the drive aisles around the store would need to be compromised. This would result in an unsafe situation for customers, vendors and employees.

If the proposed site plan were to comply with 30% minimum frontage buildout, our site wouldn't be wide enough to handle vehicular circulation around the building and create an unsafe environment for pedestrians and vehicles.

An explanation of why the granting of the variance will not be of substantial detriment to the adjacent property or the public good, or harmful to the character of the district (m):

The subject property is part of the Quick Trip property, and our proposed site plan will be cohesive to the overall development of both sites. The surrounding property around QuickTrip is zoned General Commercial and will not impact future commercial development.

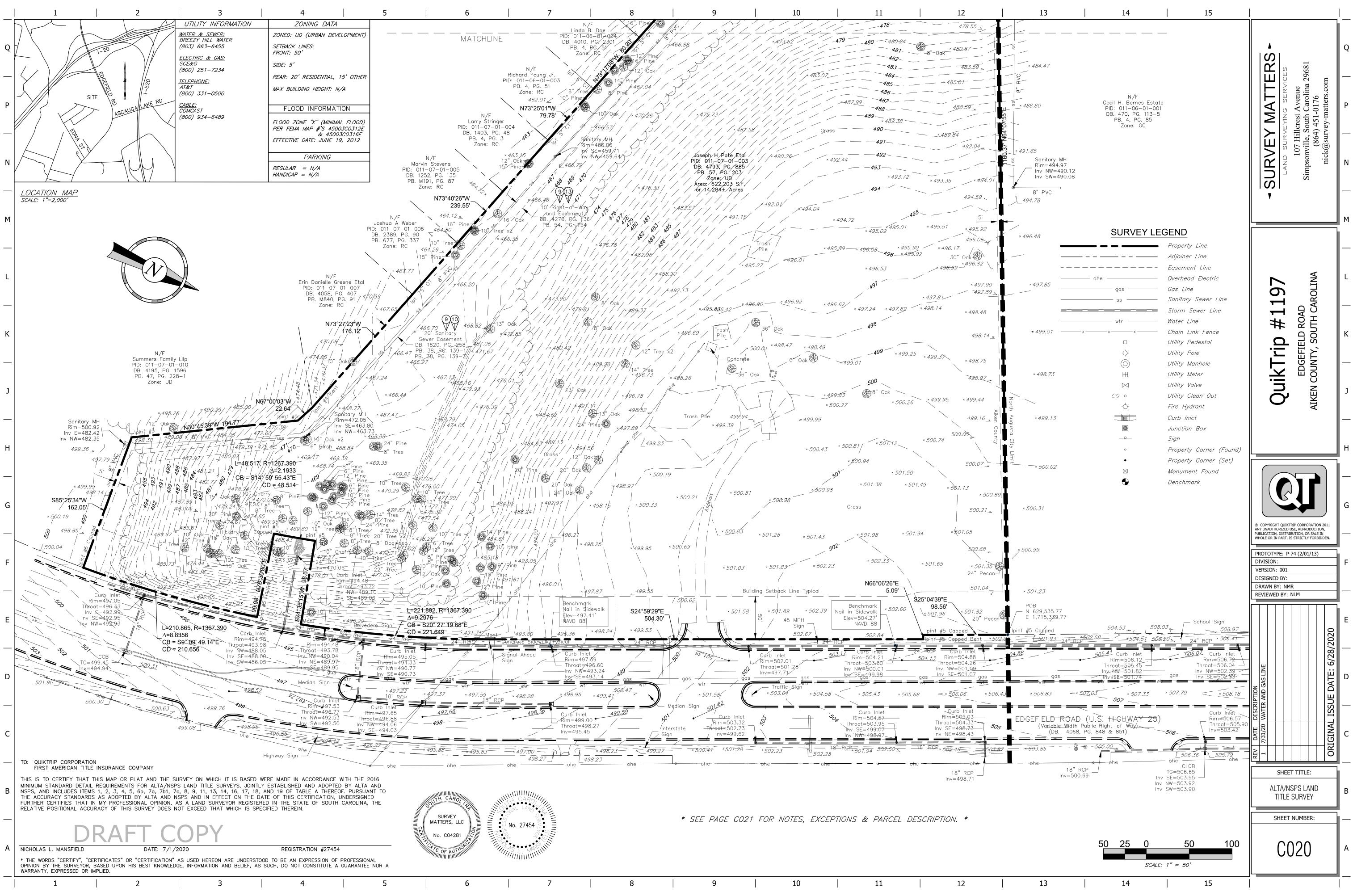
A list and explanation of any voluntary conditions of the variance to minimize any potential adverse impacts (n):

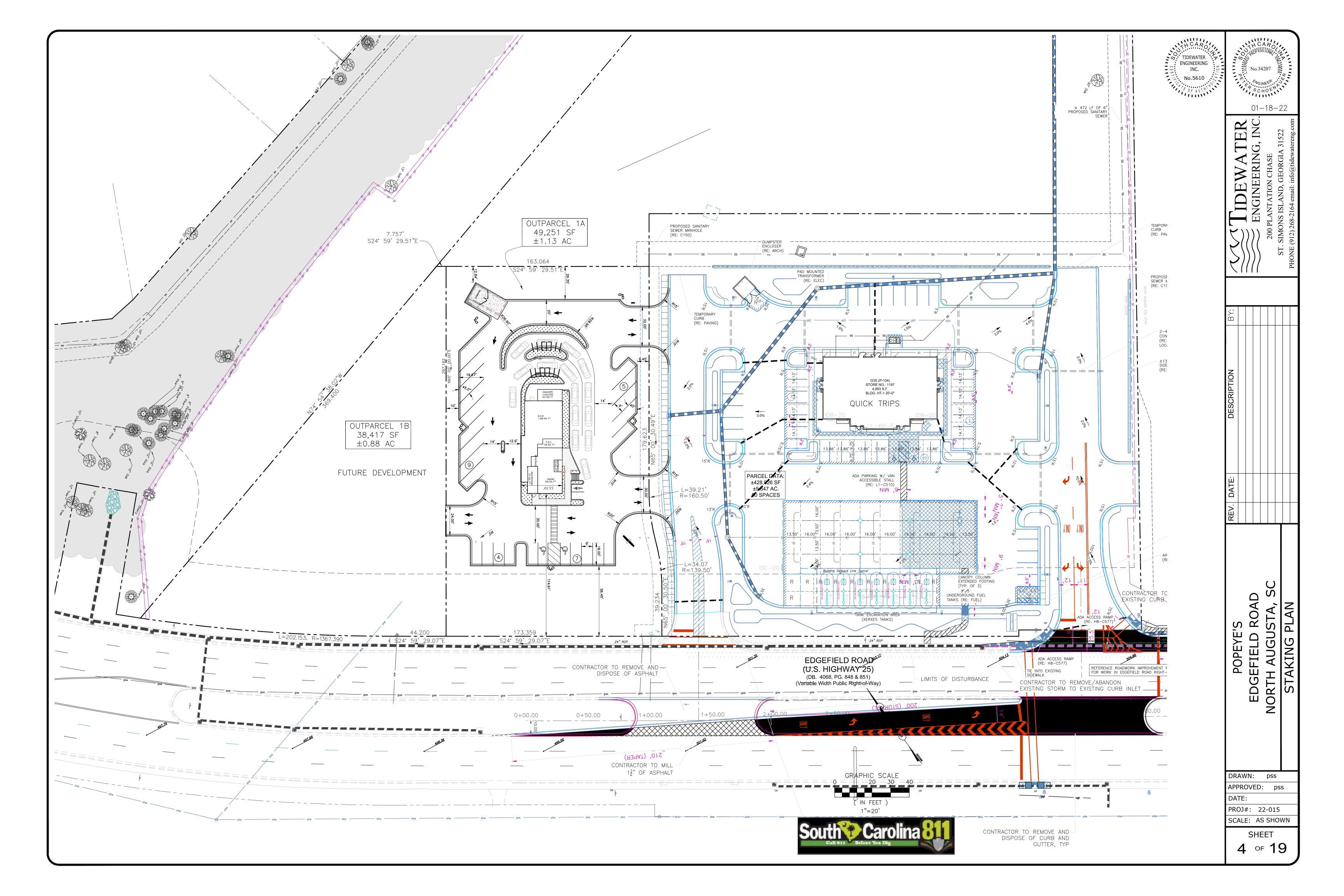
The proposed project will be screened along Edgefield Road in accordance with the current landscaping code.

Based on the aforementioned information, and supporting documents provided, Matthew's Development believes the granting of the +/- 25 feet from the maximum front setback and 19% minimum frontage buildout to be a reasonable request, especially since this is consistent with QuickTrip's current development.

Thank you,

Matt DeMeyers Matthew's Development, L.L.C. 1030 Philip Street New Orleans, LA 70130 (504)-284-8880 Mobile <u>Matt.demeyers@magazinest.com</u>







Department of Planning and Development



<u>Project Staff Report</u> ZV22-004 KIA Materials and Lighting Prepared by: Kuleigh Baker Meeting Date: March 1, 2022

SECTION 1: PROJECT SUMMARY

Project Name	KIA		
Applicant	S&H Enterprises/JLA		
Address/Location	5425 Jefferson Davis Highway		
Parcel Numbers	013-15-02-001 and 013-20-03-004		
Total Development Size	±16.54 ac		
Existing Zoning	TC, Thoroughfare Commercial		
Overlay	HC, Highway Corridor		
Variance Requested	a. NADC Section 3.8.5.10.5 Permitted Materials with		
	Limitations		
	b. NADC Section 7.4, Table 7-2, Exterior Lighting Levels		

SECTION 2: BOARD OF ZONING APPEALS CONSIDERATION

Per NADC § 18.4.5.4.2, the Board of Zoning Appeals shall hear and decide appeals for variances from the requirements of Article 3, Zoning Districts, and Article 13, Signs, when strict application of the regulations would result in unnecessary hardship.

A variance may be granted in an individual case of unnecessary hardship if the Board of Zoning Appeals makes and explains in writing, all of the following:

- 1. An unnecessary hardship exists;
- 2. There are extraordinary and exceptional conditions pertaining to the particular piece of property;
- 3. The conditions do not generally apply to other property in the vicinity;
- Because of the conditions, the application of this Chapter to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property; and
- 5. The authorization of a variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance. Harm to the character of the district may include structures

that are significantly out of scale, and the creation or potential for the creation of excessive noise, light, traffic or incompatible late night activity. (Rev. 12-1-08; Ord. 2008-18)

- 6. In the approval of an application for a variance from the provisions of Article 13, Signs, regulating the size, height, appearance, or location of a sign, the Board of Zoning Appeals shall also find that no alternative signage solution that complies with the provisions of Article 13 is available and would provide adequate visibility, recognition and understanding.
- 7. The Board of Zoning Appeals may not grant a variance the effect of which would be:
 - a. To allow the establishment of a use not otherwise permitted in a zoning district.
 - b. To extend physically a nonconforming use of land.
 - c. To change zoning district boundaries shown on the official zoning map.
- 8. If the unnecessary hardship is self-imposed by the applicant the variance should not be granted.
- 9. The fact that property may be utilized more profitably, should a variance be granted, shall not be considered grounds for a variance.
- 10. In granting a variance, the Board of Zoning Appeals may attach to it such conditions regarding the location, character, or other features of the proposed building, structure, or use as the Board may consider advisable to promote the public health, safety, or general welfare.

Based on these findings of fact, the Board of Zoning Appeals may approve, approve with conditions, or deny the request.

SECTION 3: PUBLIC NOTICE

Per NADC Table 5-1, 6. Variance, the application and description were advertised via a public notice describing the variance request and advertising the scheduled date of the Board of Zoning Appeals hearing in *The Star* and www.northaugusta.net on February 9, 2022. A written notice of the variance request and scheduled date of the Board of Zoning Appeals hearing was mailed to the owners of property within 200 feet of the subject property on February 4, 2022. The property was posted with the required public notice on February 9, 2022.

Project Staff Report ZV22-004 KIA Materials and Lighting Prepared by: Kuleigh Baker Meeting Date: March 1, 2022

SECTION 4: SITE HISTORY

The subject site consists of two parcels. On August 5, 2021, the Board of Zoning Appeals approved application ZV21-007, a request from KIA for a variance for a maximum front setback of 153.5 feet and a minimum frontage buildout of 26.3 percent. October 4, 2021, North Augusta City Council approved Ordinance No. 2021-13 rezoning ±7.25 acres, TPN 013-20-03-004 from IND, Industrial to TC, Thoroughfare Commercial. The two parcels will be combined prior to final site plan approval. The application is subject to the conditions of the variance requests, Planning Commission approval, and final staff approval.

SECTION 5: EXISTING SITE CONDITIONS

	Existing Land Use	Future Land Use	Zoning
Subject Parcels	Commercial	Commercial/Industrial	TC, Thoroughfare Commercial
North	Commercial/Vacant	Commercial	Outside City Limits
South	Vacant/Industrial	Industrial	IND, Industrial
East	Commercial/Industrial	Mixed Use/Industrial	TC, Thoroughfare Commercial/IND, Industrial
West	Vacant	Commercial	TC, Thoroughfare Commercial

<u>Access</u> – The site currently has access from multiple curb cuts along Jefferson Davis Highway and Revco Road.

Topography – The subject site slopes from the west to east with the highest elevations closer to Jefferson Davis Highway.

<u>Utilities</u> – An existing water and sewer line run through the parcel.

Floodplain – The subject property is not located within a federally designated floodway.

Drainage Basin – The subject property is located in the Womrath Basin which is listed in poor condition in the North Augusta Stormwater Management Stream Water Quality Assessment. The basin has high nutrient levels. The stream channel is effective at transporting stormwater loads

during heavy storm events, but some reaches along Womrath Road are impacted by development-related earth moving activities.

SECTION 6: STAFF EVALUATION AND ANALYSIS

The applicant is requesting a variance from Section 3.8.5.10.5, Permitted Materials with Limitations in the HC, Highway Corridor Overlay District and from Section 7.4, Table 7-2, Exterior Lighting Levels of the North Augusta Development Code.

Variance Request A

Section 3.8.5.10.5.d, Permitted Materials with Limitations in the HC, Highway Corridor Overlay District states:

Drainage-backed synthetic stucco (Drainage-Backed Exterior Insulation Finishing System [Drainage-Backed EIFS]) may be applied to any wall surface eight feet or more above the adjacent grade.

The applicant is requesting EIFS for the full height of any wall surface.

Variance Request B

The maximum lighting levels shall be within the ranges shown in Table 7-2, Lighting Levels, in foot candles.

	Α	В	С	D
	Location or Type of Lighting	Minimum	Average	Maximum
1.	Parking Lots	0.6	2.4	10.0
2.	Outdoor Display of Merchandise	0.5	5.0	15.0
3.	Landscape and Decorative Areas	0.0	0.5	5.0
4.	Walkways and Driveways	0.5	2.5	5.0
5.	Canopies (Vehicular and Pedestrian)	5.0	10.0	15.0

The applicant is requesting average lighting levels of 20-50 and maximum lighting levels of 35-75 foot candles for parking lots and outdoor inventory display areas.

Following is analysis required by NADC §5.1.4.5.b:

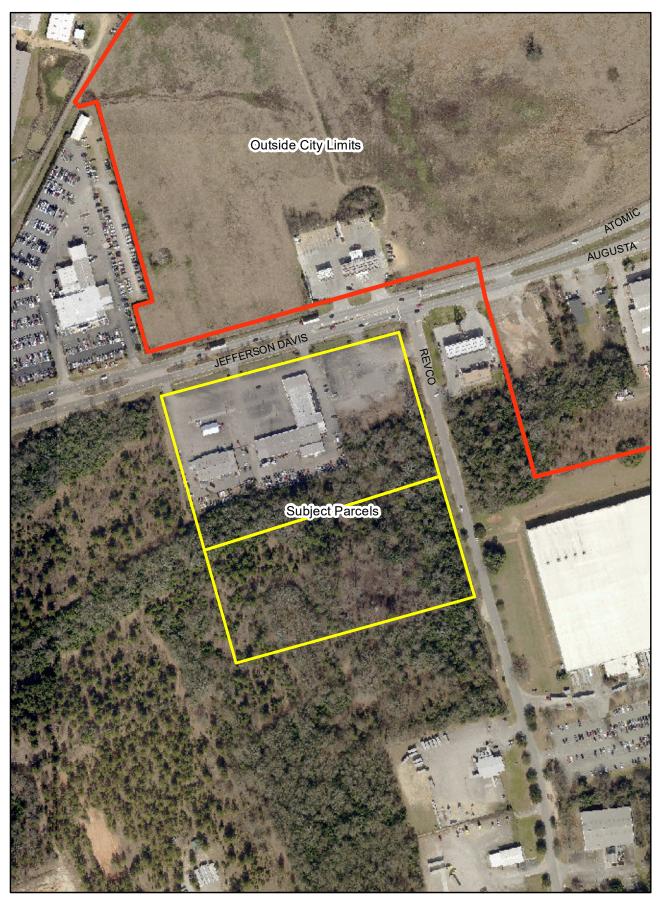
- 1. An unnecessary hardship exists;
 - a. The applicant states inventory for sale would not be visible during nighttime sales hours because the lighting levels do not reflect the Illuminating Engineering Society of North America recommendations.
 - b. The applicant states installing EIFS above 8 ft from grade does not comply with KIA corporate standards and is not supported by industry standards adopted by the International Code Council.
- 2. There are extraordinary and exceptional conditions pertaining to the particular piece of property;
 - The applicant states that the surrounding commercial businesses are all automobile dealerships and their features being similar warrant the request.
- 3. The conditions do not generally apply to other property in the vicinity;
 - The applicant states the conditions do not apply to the gas stations surrounding the property nor to similar buildings located in the County.
- Because of the conditions, the application of this Chapter to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property; and
 - The applicant states that the conditions affect KIA's corporate standards and ability to sell inventory.
- 5. The authorization of a variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance. Harm to the character of the district may include structures that are significantly out of scale, and the creation or potential for the creation of excessive noise, light, traffic or incompatible late night activity. (Rev. 12-1-08; Ord. 2008-18)
 - The applicant states granting the variance would not be of substantial detriment to the adjacent properties since so many are car dealerships nearby. The construction of the new dealership will enhance the character of the district by redeveloping an abandoned lot.
- 6. In the approval of an application for a variance from the provisions of Article 13, Signs, regulating the size, height, appearance, or location of a sign, the Board of Zoning Appeals shall also find that no alternative signage solution that complies with the provisions of Article 13 is available and would provide adequate visibility, recognition and understanding.
 - Not applicable.

Project Staff Report ZV22-004 KIA Materials and Lighting Prepared by: Kuleigh Baker Meeting Date: March 1, 2022

- 7. The Board of Zoning Appeals may not grant a variance the effect of which would be:
 - a. To allow the establishment of a use not otherwise permitted in a zoning district.
 - Automobile sales and repair is allowed in the TC, Thoroughfare Commercial zoning district.
 - b. To extend physically a nonconforming use of land.
 - The variance does not extend a physically nonconforming use of land.
 - c. To change zoning district boundaries shown on the official zoning map.
 - The application does not propose a change to the zoning district boundaries.
- 8. If the unnecessary hardship is self-imposed by the applicant the variance should not be granted.
 - The applicant states the hardship is created by the requirements of the development code.
- 9. The fact that property may be utilized more profitably, should a variance be granted, shall not be considered grounds for a variance.
 - Staff notes that the fact that the property may be utilized more profitably is not the primary purpose of the request.
- 10. In granting a variance, the Board of Zoning Appeals may attach to it such conditions regarding the location, character, or other features of the proposed building, structure, or use as the Board may consider advisable to promote the public health, safety, or general welfare.
 - This variance, if granted, will apply only to this property.
 - Staff is open to suggestions for other conditions from the Board.

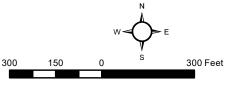
SECTION 7: ATTACHMENTS

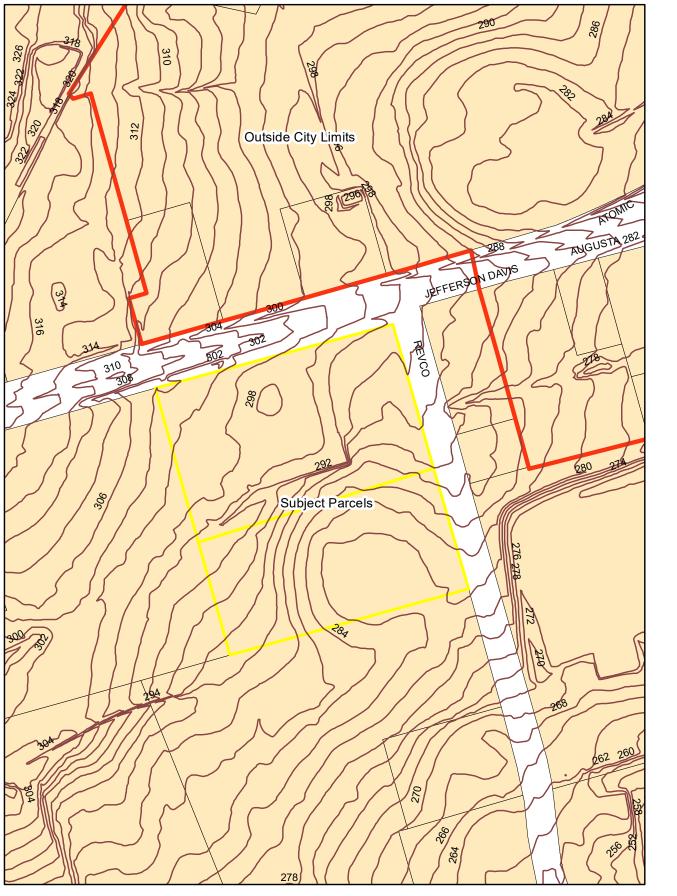
- 1) Aerial
- 2) Topography
- 3) Current Zoning
- 4) Future Land Use
- 5) Site Photos
- 6) Public Notice
- 7) Application Materials
- cc. Will Buchanan, JLA, via email S&H Enterprises, via email





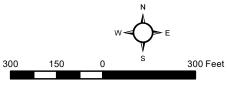
Aerial Map Application ZV22-004 KIA TPNs 013-15-02-001 and 013-20-03-004 Approx. 16.54 ac







Topography Map Application ZV22-004 KIA TPNs 013-15-02-001 and 013-20-03-004 Approx. 16.54 ac







City of North Augusta, South Carolina Board of Zoning Appeals

PUBLIC HEARING NOTICE

The North Augusta Board of Zoning Appeals will hold a public hearing at its regular monthly meeting beginning at 6:00 PM on Tuesday, March 1, 2022 in the Council Chambers, North Augusta Municipal Center, 100 Georgia Avenue, North Augusta, South Carolina, to receive public input on the following applications:

ZV21-001 and ZV22-004 – A request by S&H Enterprises represented by JLA for variances from Section 3.8.5.8.5, Front Setback Landscaping; Section 3.8.5.10.5, Permitted Materials with Limitations; and Section 7.4, Table 7-2, Exterior Lighting Levels of the North Augusta Development Code. The application affects a proposed car dealership on ±16.54 acres located at 5425 Jefferson Davis Highway, TPNs 013-15-02-001 and 013-20-03-004 zoned TC, Thoroughfare Commercial, and within the HC, Highway Corridor Overlay District.

ZV22-002 – A request by Carolyn Marie Anderson for a variance from Section 3.5.8, Dimensional Standards, Corner Side Yards of the North Augusta Development Code. The application affects a proposed carport addition located at 723 Indian Mound Drive, TPN 002-20-06-012 on ±0.26 acres zoned R-14, Large Lot, Single-Family Residential.

ZV22-003 – A request by Matthew's Development, LLC for a front setback greater than the maximum permitted and a frontage buildout less than the minimum permitted by North Augusta Development Code, Section 3.8.5.3, Table 3-9, Dimensional Standards. The request affects a proposed restaurant on ±2.01 acres located along Edgefield Road, a portion of TPN 011-07-01-003, zoned GC, General Commercial, and within the HC, Highway Corridor Overlay District.

Documents related to the applications will be available for public inspection after February 24, 2022 in the offices of the Department of Planning and Development on the second floor of the Municipal Center, 100 Georgia Avenue, North Augusta, South Carolina and online at www.northaugusta.net. All residents and property owners interested in expressing a view on these cases are encouraged to attend or provide written comments to <u>planning@northaugusta.net</u>

CITIZEN ASSISTANCE: Individuals needing special assistance or a sign interpreter to participate in the meeting are asked to please notify the Department of Planning and Development at 803-441-4221 at least 48 hours prior to the meeting.

Designation of Agent

Please type or print all information



Please complete if the property owner is not the applicant.

	Staff Use Only			
Aŗ	plication Number ZV 22-004 Date Received 2-3-22			
1.	Project Name New KIA Dealership			
	Project Address/Location5425 Jefferson Davis Hwy., Beech Island, SC 29842			
2.	Property Owner Name SEH ENTERPRISES Owner Phone 706 312 9200			
	Mailing Address 1770 GORDON HWY			
	city AUGUSTA ST GA Zip 30904			
	Owner Email ghodges @ Stokesauto.com Owner Fax 800 690 0311			
3.	Designated Agent William T. Buchanan, P.E.			
	Relationship to Owner Project Civil Engineer			
	Firm Name Johnson, Laschober & Associates Phone 706-724-5756			
	Mailing Address _ 1296 Broad Street			
	city Augusta st Georgia zip 30901			
	wbuchanan@theJLAgroup.com 706-724-3955			
	Signature Nilliam T. Spechan Date 7/1/2021			
	I hereby designate the above-named person to serve as my agent and represent me in the referenced application.			
	$\frac{2021}{\text{Owner Signature}} = \frac{712021}{\text{Date}}$ 8 worn and subscribed to before me on this St day of, 20 21.			
5.	8 worn and subscribed to before me on this day of, 20 <u>21</u> .			
	AUGUST 13,2025 Complission Expiration Date My Commission Expires August 13, 2025			

January 31, 2022 JLA Job #: 6248.2101

North Augusta Kia Variance Request Checklist Items- Checklist Response Document

A. No decision is being appealed. This application is a request for a variance to one building ordinance and one site ordinance that apply to the site located on Jefferson Davis Highway.

B. The required fee is included with this submittal.

C. A copy of the same executed Designation of Agent that was attached to the 10-28-2021 Site Plan submittal is included with this submittal.

D. CV001 shows the existing conditions survey.

E. Sheets A-101, A-102 and A-103 show the building floor plans, sheet A-401 shows the building elevations and ES100 and ES100 photometrics show the site lighting.

F. The following information is being provided to support the recognized national design standards for outdoor illumination:

- 1. Illuminating Engineering Society (IES), The Lighting handbook
- 2. Hubbell Corporation, Auto Dealership Outdoor Lighting Guide
- 3. KIA Design Intent Documents (DID) requirements for Site Lighting
- 4. International Dark Sky Association, Information Sheet 77.

G. Included are the KIA corporation Design Intent Documents (DID) that are the basis for their corporate and national image branding for new facility design.

H. Please refer to the included A-401 and ES100 plans. The follow Sections of the North Augusta Development Code are referenced, and consideration is requested for full relief of the following two ordinances:

1. NADC SEC 3.8.5.10.d limits the use of drainage-back synthetic stucco to use only above 8'-0" above adjacent grade. "Drainage-backed synthetic stucco (Drainage-Backed Exterior Insulation Finishing System [Drainage-Backed EIFS]) may be applied to any wall surface eight feet or more above the adjacent grade. (Rev. 2-21-11; Ord. 2011-01) (Rev. 5-16-16; Ord. 2016-09)

Relief is requested of this requirement to allow for the use of Drainage-Backed EIFS for the full height of any wall surface. Relief of the limitation of use will allow this facility to be in compliance with KIA corporations national design standards for branding and new facilities construction. Limited use of this product is not supported by the International Code Council (ICC) which governs the use and application of building materials and methods for new and existing structures. South Carolina has adopted the use of the 2018 ICC codes as the recognized standard for effectively designing, constructing, and regulating structures. EIFS is a recognized, approved and regulated building construction material and has been since the inclusion of the system in the 2009 version of the ICC International Building Code.

2. NADC Chapter 18 SEC 7.4, Table 7-2 Lighting Levels sets guidelines for exterior lighting levels.

Relief is requested of the limitations of average and maximum light levels that are prescribed by this ordinance. The light levels presented in this table do not reflect the Illuminating Engineering Society of North America (IES) recommendations for outdoor lighting of automobile dealerships (average FC ratings of 20-50 and maximum levels of 35-75 FC) or reflect the advancements in lighting technology that have occurred, particularly with LED lighting, in the past 15 years.

I. Not being granted relief from these ordinances provides various hardships to the client:

- Inventory for sale is not highlighted and highly visible during nighttime sales hours.
- Installing the EIFS system above 8'-0" from grade is not in compliance with KIA corporate standards for branding recognition and new buildings and is not supported by construction industry recognized standards for this building product/material.

J. The extraordinary or exceptional conditions unique to the property are the surrounding commercial businesses are all automobile dealerships having building features similar to these requested in this variance.

K. This property is situated at the end of the Highway Corridor overlay district (the last property). Adjacent properties across the street and to the right are gas stations, the property 200 yards down the road is a junk yard with abandoned cars and the other properties to consider are the three existing car dealerships. At least one of the structures, the car dealership to the left-hand side is currently being constructed with similar detailing.

L. Please see Section I

M. Granting this variance request will not be of substantial detriment to the adjacent property, to the public good, or harmful to the character of the district. As mentioned in Section J above, adjacent properties are all car dealerships. Construction of this new dealership will enhance the character of the district by removing an abandoned building that had become an eyesore to the area.

N. We do not believe that any of the requested variances will result in potential adverse impacts.

0. N/A

