

MAYBURY PARK ESTATES – ENTRY GATES PHASE 1 AND 2 (AMENDED RESIDENTIAL UNIT DEVELOPMENT - R.U.D.) SP 08-14A

<u>Maybury Park Estates – Entry Gates Phase 1 and 2 (Amended RUD)</u> <u>SP 08-14A</u>

Public Hearing of the request of Maybury Park, LLC, for a recommendation to City Council on a revised Preliminary Site Plan and an amendment to the RUD, Residential Unit Development Plan. The subject property is located in Section 32, north of Eight Mile, between Garfield Road and Beck Road in the RA, Residential Acreage District. The subject property is approximately 133.72 acres and the applicant is proposing to add gated accesses and change the existing, approved RUD plan to permit the roads to be private rather than public.

Required Action

Recommend approval or denial to City Council of the amended RUD Plan AND Planning Commission approval or denial of the revised Preliminary Site Plan.

REVIEW	RESULT	DATE	COMMENTS
Planning	Approval recommended	6.18.08	-City Council approval of amended RUD Plan -City Council approval of third amendment to the RUD Agreement to permit roads to be private rather than public -PC approval of revised Preliminary Site Plan and phasing plan -Applicant to amend Master Deed and RUD Agreement
Landscaping	Approval recommended	7.2.08	
Traffic	Approval recommended	7.1.08	Minor items to be addressed on final plans
Engineering	Approval recommended	6.30.08	Minor items to be addressed on final plans
Fire	Approval recommended	6.27.08	-CC waiver of Sec. 15-21(g) of the Fire Prevention and Protection Code for the gates at Richmond Drive and Maybury Park Drive -Minor issue to be addressed on final plans

Motions

Approval

In the matter of Maybury Park Estates – Entry Gates Phase 1 and 2, Site Plan 08-14A, a recommendation of approval to the City Council of the amended RUD Plan, subject to the following issues:

1. Address the outstanding issues noted in the Planning Review Letter below and on the attached Planning Summary Chart on the Final RUD Plan;

2. Address all outstanding issues in the Engineering, Fire, and Traffic review letters on the Final RUD Plan;

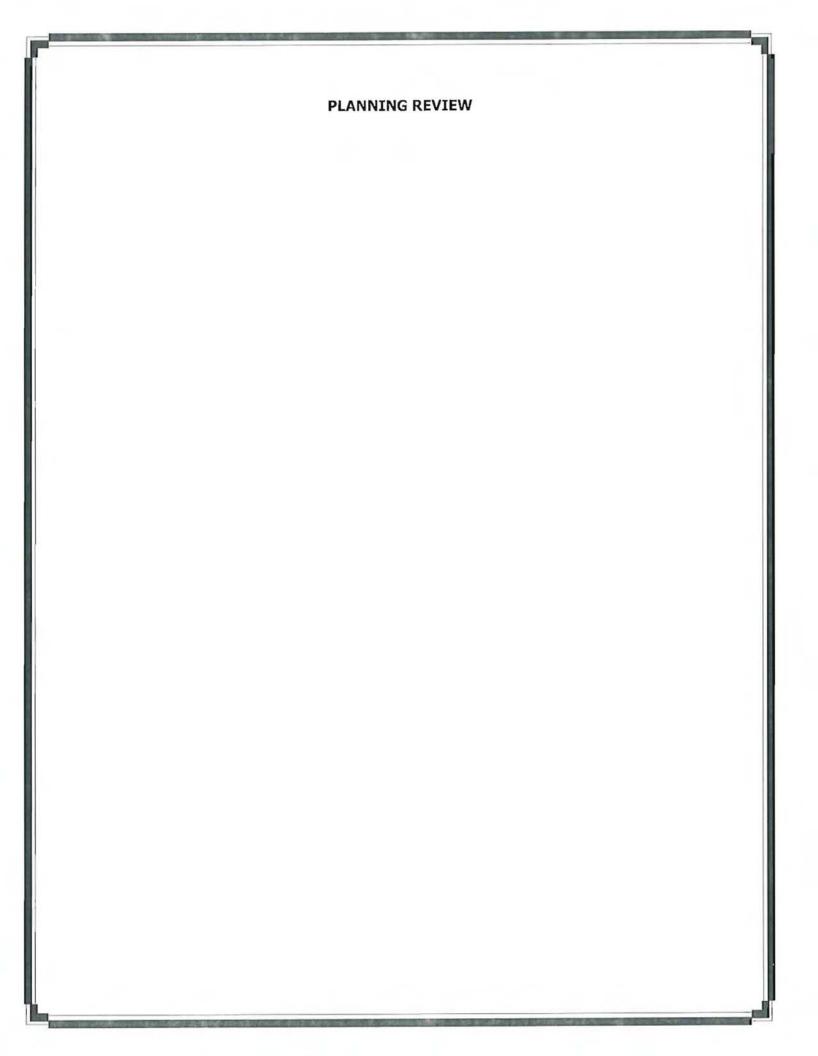
3. Approval of the third amendment to the RUD Agreement by City Council, including a City Council waiver from Section 15-21(g) of the Fire Prevention and Protection Code, which prohibits gated access, and City Council approval of the change to the existing, approved RUD plan to permit the roads to be private rather than public.

 Amending the Master Deed to address all outstanding issues in the City Attorney's May 27, 2008 review, and resubmit it to the city for review and approval prior to recordation.

In addition, this includes approval of the revised Preliminary Site Plan and phasing plan, subject to addressing the outstanding issues noted above on the final site plan and the City Council granting approval as noted in the recommendation above.

Denial

In the matter of Maybury Park Estates – Entry Gates Phase 1 and 2, Site Plan 08-14A, motion to recommend **denial** to the City Council of the amended RUD Plan and Planning Commission **denial** of the Preliminary Site Plan and phasing plan, for the following reasons...





PLAN REVIEW CENTER REPORT

June 18, 2008

Planning Review

Maybury Park Estates - Entry Gates Phase 1 and 2 SP #08-14A

Petitioner

Maybury Park, L.L.C. (John Babcock)

Review Type

Amended Residential Unit Development (RUD) and revised Preliminary Site Plan (two-phases) to add gated accesses and change the existing, approved RUD plan to permit the roads to be private rather than public

Property Characteristics

• Site Location: North side of Eight Mile Road, between Garfield Road and

Beck Road

Site Size: 133.72 acres for whole development

Zoning: RA, Residential Acreage

Surrounding zoning: East, West and North: RA, Residential Acreage; South:

Northville Township, R-2 Single Family Residential

Proposed: Two gated entries to Maybury Park Estates - Maybury Park

Drive (Phase 1) and Richmond Drive (Phase 2)

Plan Date: June 2, 2008

Project Summary

Maybury Park Estates (RUD plan originally approved under SP00-53 in 2001) is a 106-unit Residential Unit Development (RUD) site condominium project on a 133.72 acre site located on the north side of Eight Mile Road. The applicant proposes to add gated access to the development's two entry points off of 8 Mile Road [Maybury Park Drive (Phase 1) and Richmond Drive (Phase 2)], and change the existing, approved RUD plan to permit the roads to be private rather than public. Staff notes the road right-of-way had not yet been dedicated to the City.

The Planning Commission is granted the authority to approve the site plan, but makes a recommendation to the City Council regarding the amended RUD Plan. The City Council is the approving body for the amended RUD Plan and the RUD Agreement. The proposed modifications would result in a third amendment to the Agreement.

To streamline the process for this project, the RUD plan and revised Preliminary Site Plan are being reviewed concurrently by staff and consultants. This may eliminate the need for the applicant to appear before the Planning Commission for a second time.

Recommendation

A recommendation of approval to the City Council of the amended RUD Plan, subject to the following issues:

- 1. Address the outstanding issues noted in the Planning Review Letter below and on the attached Planning Summary Chart on the Final RUD Plan;
- 2. Address all outstanding issues in the Engineering, Fire, and Traffic review letters on the Final RUD Plan;
- 3. Approval of the third amendment to the RUD Agreement by City Council, including a City Council waiver from Section 15-21(g) of the Fire Prevention and Protection Code, which prohibits gated access, and City Council approval of the change to the existing, approved RUD plan to permit the roads to be private rather than public.
- Amending the Master Deed to address all outstanding issues in the City Attorney's May 27, 2008 review, and resubmit it to the city for review and approval prior to recordation.

In addition, this includes approval of the revised Preliminary Site Plan, subject to addressing the outstanding issues noted above on the final plan and the City Council granting approval as noted in the recommendation above.

Comments:

The amended RUD Plan and revised Preliminary Site Plan were reviewed per the standards of Section 2404 (RUD) Residential Unit Development; Section 2400, Schedule of Regulations; Section 2407 Site Condominiums; Article 25 General Provisions; and other sections, as noted. All underlined items, including those on the attached Planning Review Chart, should be addressed by the applicant.

1. Approval Process: Per the standards of Section 2404.18.A.(7) of the Zoning Ordinance, the proposed gates and change of the roads from public to private would be classified as a major change to the RUD and would require approval of a revision to the approved RUD plan and RUD Agreement by City Council. The revised RUD Plan will be scheduled for a Public Hearing by the Planning Commission, which would include a recommendation to City Council. While the Planning Commission has the authority to grant approval of the site plan, the City Council is the approving body for the RUD Plan and Agreement. The City Council will consider the RUD plan, and if approved, the RUD Agreement must be drafted, and is subject to review and approval by the City Attorney and staff prior to approval of the Agreement by the City Council. For reference, we note Tuscany Reserve, located to the west of this project, made a similar change to private streets with gated access, and also eliminated the previously-proposed road connection with Maybury Estates along the west property line. To streamline efforts for this plan, the amended RUD plan and revised PSP are being reviewed simultaneously.

2. Approval History: Plans were submitted for review per the standards of Section 2404 Residential Unit Development (RUD) of the Zoning Ordinance. The Planning Commission recommended approval of the RUD Plan to the City Council on February 7, 2001. The City Council approved the RUD Plan on March 5, 2001. The RUD Agreement was approved by City Council on September 10, 2001, with the following motion:

CM 01-09-250 Moved by DeRoche, seconded by Lorenzo, CARRIED UNANIMOUSLY: To approve the RUD agreement for Maybury Estates Condominium Project SP 00-53, Located on the north side of Eight Mile, between Beck Road and Garfield Road with Ten Year onsite retention system, being the responsibility of the applicant. Requiring minimum impact to wetland A.

The Preliminary Site Plan was approved by the Planning Commission on December 19, 2001, with the following motion:

PM-01-12-313 In the matter of Maybury Park estates SP00-53A to grant preliminary site plan approval, woodland permit and wetland permit subject to the traffic islands meeting the Design and Construction Standards to the extent required by City Council, that the active recreation facilities be designated and appropriate landscaping decreased to allow for a larger recreational area, that there be illumination of the entry islands to the extent required by City Council, that there be buffering maintained behind Lot 72 and Lot 73, that directional boring be considered to the extent that it can be required for the watermain which is entering the development south of Bellagio for reserve area, that the 30" berm be required on the right-of-way where there are no woodlands, that the woodlands be placed in a preservation easement and subject to the consultant's conditions and recommendations.

Vote on PM-01-12-313 Carried Unanimously

- 3. City Council Waiver: In order for the City Council to approve the proposed revision to the RUD Plan, a City Council waiver from Section 15-21(g) of the Fire Prevention and Protection Code, which prohibits gated access, would be required, as well as City Council approval of the change in the RUD plan to make the roads private rather than public. At this time, the road rights-of-way have not been dedicated to the City.
- 4. Master Deed and Amended RUD Agreement: Per the standards of Section 2407.2 of the Zoning Ordinance, revise the Master Deed to address the outstanding issues in the City Attorney's letter dated May 27, 2008. The revised Master Deed must be submitted for review and approval by the City prior to recordation. While the revised Master Deed should be submitted by the time of Final Site Plan review, we would encourage the applicant to provide it as early in the process as possible. Also, the attorney's letter notes that a Third Amendment to the RUD Agreement must be prepared to address the amended RUD Plan.

- 5. **Planning Commission Determinations**: Section 2404.8.A of the Zoning Ordinance states that the Planning Commission shall make the following determinations in making its recommendation to the City Council:
 - 1. The appropriateness of the site for the proposed use;
 - 2. The effects of the proposed use upon adjacent properties and the community;
 - 3. The demonstrable need for the proposed use;
 - 4. The care taken to maintain the naturalness of the site and to blend the use within the site and its surroundings; and
 - 5. The existence of clear, explicit, substantial and ascertainable benefits to the City from the RUD.
- 6. **Response Letters and Planning Commission:** Once the plan is scheduled for the Planning Commission, 13 full-sized (folded) copies of the plan (no changes made from submitted plans), 13-8.5"x11" black and white copies of the site plan drawing (single sheet), 1-8.5"x11" color copy of the site plan (single-sheet), and a response letter addressing how each of the outstanding issues in each review letter will be resolved, is due to the Community Development Department by noon on the Thursday before the meeting.

Karen F. Reinoushi

Karen F. Reinowski, AICP, PCP; 248.347.0484, kreinowski@cityofnovi.org

Attachment: Planning Review Summary Chart

PLANNING REVIEW SUMMARY CHART

Review Date:

6.18.08

Project Name:

Maybury Park Estates Entry Gates – Phase 1 and 2 [Amendment to approved RUD for

proposed gates at Maybury Park Drive (Ph 1) and Richmond Drive (Ph 2) and

designation of streets as private rather than public]

Project Number:

Revised Concept/Preliminary Site Plan

Plan Date:

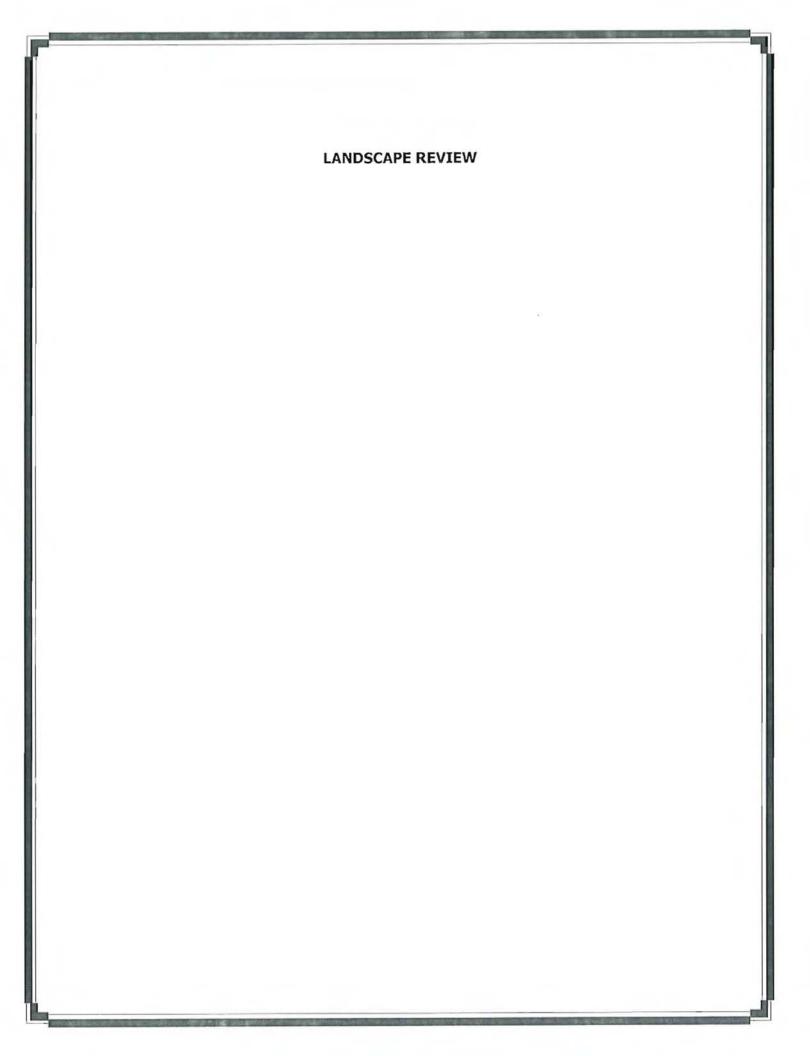
6.2.08

Items in **Bold** need to be addressed by the applicant and/or the Planning Commission before approval of the

Concept/Preliminary Site Plan.

Item	Required	Proposed	Meets Requirements?	Comments
Master Plan	Single-Family	No change proposed	Yes	
Zoning	RA, approved with RUD Option	No change proposed	Yes	
Use (Section 2404, RUD Residential Unit Development)	Permits mixture of residential dwelling units, in conjunction with permanent preservation of open land, natural resources, and rural character.	Add gates adjacent to existing gate houses on Maybury Park Dr. (Phase I) and Richmond Dr. (Phase II); Remove curb between gatehouse and sidewalk to provide 20' wide 'bypass' to exit from site if gates are not accessible	Yes	Turnaround will accommodate vehicles; School buses will have a key fob for access into the development
Residential Entranceway (Section 2512)	"entranceway structures including but not limited to walls, columns and gates marking entrances to singlefamily subdivisionsmay be permitted and be located in a required yard, except as provided in Section 2513 Corner Clearance	Gated entranceways	No	Residential Entranceway standards cover decorative structures designating the entranceway, but do not include access gates. A waiver from City Council would be required to provide the gates.
Corner Clearance (Section 2513)	Fences, walls, etc. may not be placed within the area composing the 25' Corner Clearance	Proposed gates do not impact Corner Clearance area	Yes	

Prepared by Karen F. Reinowski, AICP, PCP (248) 347-0484 or kreinowski@cityofnovi.org





PLAN REVIEW CENTER REPORT

July 2, 2008

Preliminary Site Plan

Maybury Gates SP#08-14

Review Type

Preliminary Site Plan Landscape Review

Property Characteristics

· Site Location: Eight Mile Road

Site Zoning: RA

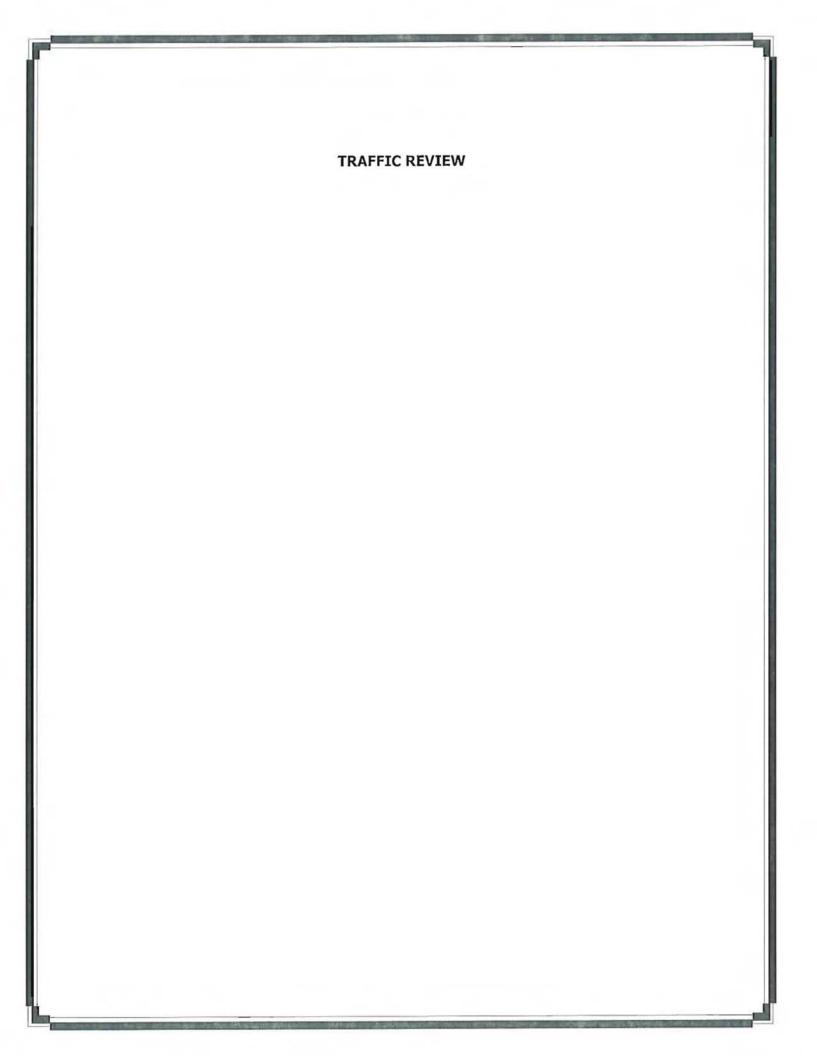
Site Use(s): ResidentialPlan Date: 6/2/2008

Ordinance Considerations and Recommendation

The installation of the entry gates as proposed does not significantly affect the landscape design as originally approved. Staff supports Planning Commission approval of SP#08-14 Maybury Gates,

Please follow guidelines of the Zoning Ordinance and Landscape Design Guidelines. This review is a summary and not intended to substitute for any Ordinance. For the landscape requirements, see the Zoning Ordinance landscape section on 2509, Landscape Design Manual and the appropriate items in the applicable zoning classification. Also see the Woodland and Wetland review comments, if applicable.

Reviewed by: David R. Beschke, RLA



July 1, 2008





Re: Maybury Gates Ph. 1 & 2 - Preliminary - 2nd Review

SP No. 08-14

OHM Job No. 163-07-0502

As requested, we have reviewed the revised preliminary plans submitted for Maybury Gates, Phases 1 & 2. The plans were prepared by Warner, Cantrell, & Padmos, Inc. and are dated June 2, 2008.

OHM RECOMMENDATION

At this time, we recommend approval of the preliminary site plan, subject to the items noted below being addressed prior to final plan submittal.

ROADWAY NETWORK

The development is located west of Beck on the north side of 8 Mile Road. 8 Mile Road is functionally classified as an arterial route with an unposted speed limit, and is under the jurisdiction of the Road Commission of Oakland County (RCOC). Beck Road is also considered an arterial with a posted speed limit of 40 mph, and falls within the jurisdiction of the City of Novi. The Maybury development currently has two boulevarded access points on 8 Mile Road. The developer is proposing to add gates to both entrances.

CONCERNS

We note that, for the Phase 1 plans, it appears that the longitudinal slope of the existing roadway exceeds 2%. As such, the cross-slope of the pedestrian crossing to the gate house is not ADA-compliant.

SITE PLAN CORRECTIONS

1. <u>Ramp Detail:</u> Please update the MDOT Special Detail for Sidewalk Ramps, R-28-F, to reflect the most recent version available. The current version is dated June 20, 2008.

If you have any concerns or questions, please feel free to contact us at 734-522-6711.

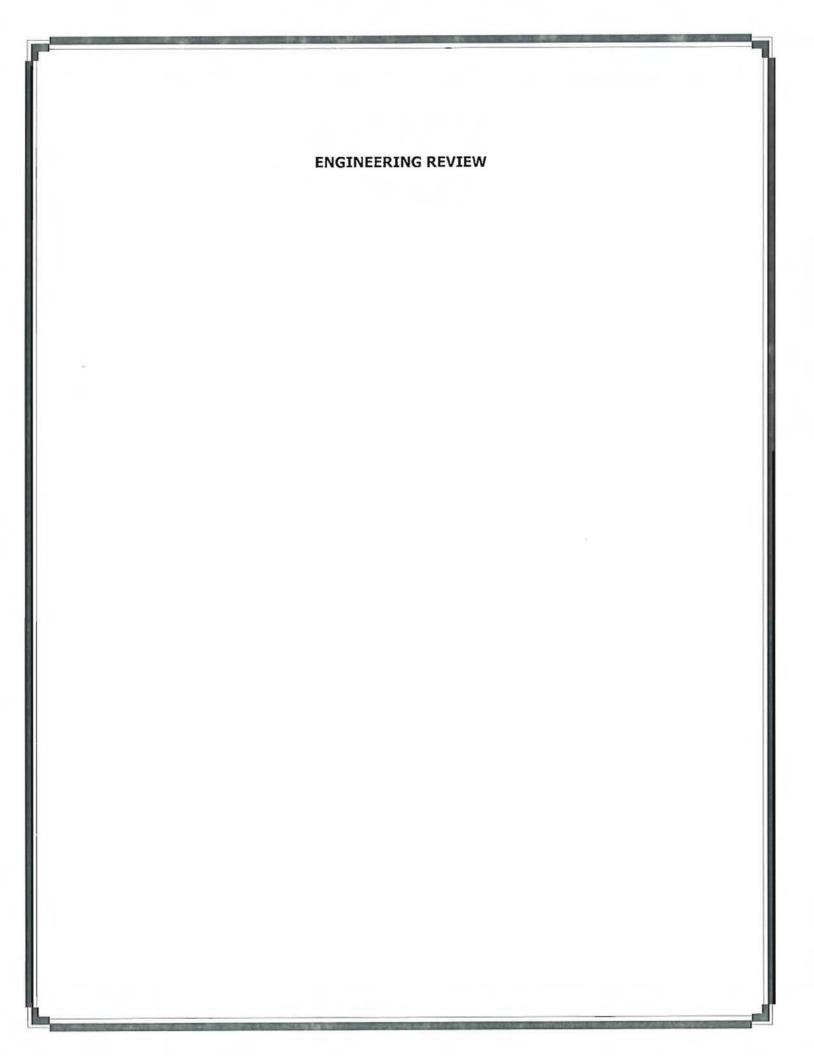
Sincerely,

Orchard, Hiltz & McCliment, Inc.

Stephen B. Dearing, P.E., PTOE.

Manager of Traffic Engineering

Sara Merrill Traffic Engineer





PLAN REVIEW CENTER REPORT

June 30, 2008

Engineering Review

Maybury Park Gates Phases 1&2 SP #08-14A

Petitioner

Maybury Park, LLC

Review Type

Revised Concept/Preliminary Site Plan

Property Characteristics

Site Location:

North side of Eight Mile, west of Beck Road.

Site Size:

2 acres

Plan Date:

June 2, 2008

Project Summary

- Construction of entry gates at the Phase 1 and Phase 2 entrances off of Eight Mile.
- The streets within both phases are now proposed to remain as private streets. The original site plans for both phases were approved with streets proposed to be public.
- Easements over the public utilities within the street limits (previously proposed right-of-way) have been granted to the City.

Recommendation

Approval of the Revised Concept/Preliminary Site Plan is recommended.

Comments:

The Revised Preliminary Site Plan meets the general requirements of Chapter 11 with the following items to be addressed at the time of Final Site Plan submittal:

General

- 1. Label the Eight Mile right-of-way on Sheet 5.
- 2. Please note that only a ¼-inch change in grade (or 1/2-inch at a 1H:2V slope) is allowed along ADA accessible routes. It may be difficult to meet this standard at the existing curb if the curb is horizontally cut to create a ramp. Full depth curb removal is recommended.
- The final site plan shall deemphasize the portions of the plans that are not part of the proposed improvements.

The following must be submitted at the time of Final Site Plan submittal:

4. An itemized construction cost estimate must be submitted to the Community Development Department at the time of Final Site Plan submittal for the determination of plan review and construction inspection fees.

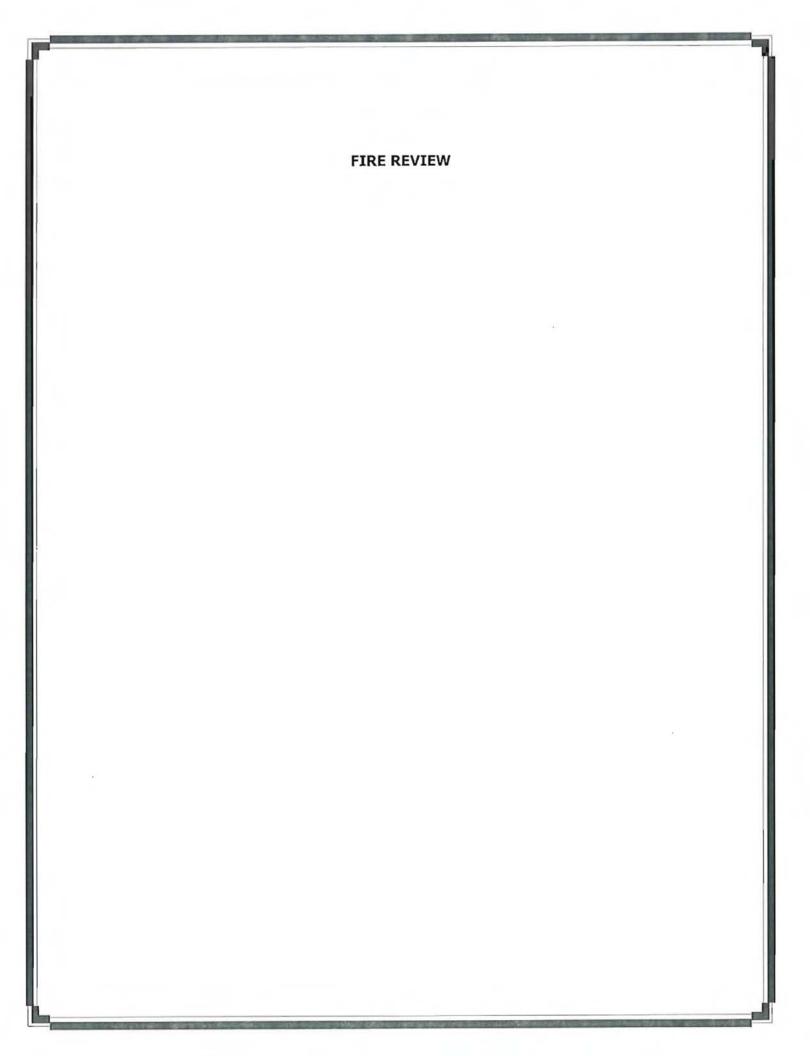
The following must be addressed prior to construction:

- 5. A City of Novi Grading Permit will be required prior to any grading/work on the site. This permit will be issued at the pre-construction meeting. Once determined, a grading permit fee must be paid to the City Treasurer's Office.
- 6. A Soil Erosion Control Permit must be obtained from the City of Novi. Contact Sarah Marchioni in the Community Development Department (248-347-0430) for forms and information.
- 7. The current plans do not show any work proposed in the Eight Mile right-of-way. If future plan modifications include right-of-way improvements, a permit for work within the right-of-way of Eight Mile must be obtained from the City of Novi and the Road Commission for Oakland County.
- 8. Construction Inspection Fees to be determined once the construction cost estimate is submitted must be paid prior to the pre-construction meeting.

Please contact Benjamin Croy, PE at (248) 735-5635 with any questions or concerns.

cc: Rob Hayes, City Engineer

Karen Reinowski, Community Development Department





CITY COUNCIL

Mayor David B. Landry

Mayor Pro Tem Kim Capello

Bob Gatt

Terry K. Margolis

Andrew Mutch

Kathy Crawford

Dave Staudt

City Manager Clay J. Pearson

Fire Chief Frank Smith

Deputy Fire Chief Jeffrey Johnson June 27, 2008

TO: Barbara McBeth, Deputy Director

Community Development, City of Novi

RE: Maybury Park Estates, Entry Gates Phases 1 & 2, SP08-14A

Revised Concept / Preliminary Site Plan

Fire Department Review

Dear Ms. McBeth,

The above plan has been reviewed and is Recommended for Approval with the following items being corrected and addressed.

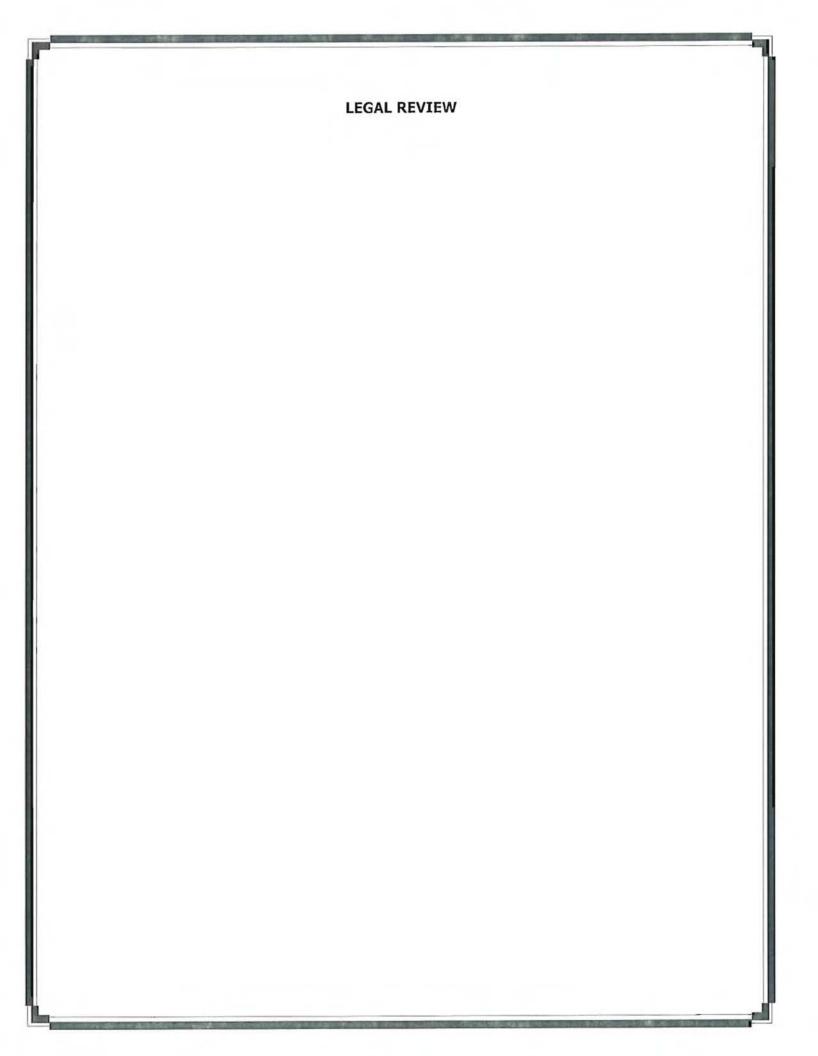
- This plan to install gates at the entry access drives to this subdivision of single family residential units is prohibited by Section15-21(g) of the Novi City Ordinance and will require a waiver from the Novi City Council.
- 2. The submittal has addressed the access through the gates by emergency responders with the exception of the following that needs to be corrected.
 - a. The plan calls for a KNOX Box at the gate for emergency access. This shall be a KNOX Key Switch that is wired directly into the controller for emergency access.

Sincerely,

Michael W. Evans

Fire Marshal

cc: file







30903 Northwestern Flighway P.O. Box 3040 Farmington Hills, MI 48333-3040 Tel: 248-851-9500 Fax: 248-851-2158 www.secrestwordle.com

> Elizabelli M. Kudla Direct: 248-539-2846 bkudla@secrestwardle.com

Karen Reinowski, Planner CITY OF NOVI 45175 West Ten Mile Road Novi, Michigan 48375-3024

Re: Maybury Park

Gated Access Issue - Master Deed

Our File No. 72236.NOV

Dear Ms. Reinowski:

We have reviewed the materials that you provided with respect to the proposal for a gated entry for Phases 1 and 2 of Maybury Park. We have also reviewed the Master Deed for Maybury Park which is recorded at Liber 32412, Page 650, Oakland County Records, a copy of which is enclosed.

We note that the Master Deed was recorded consistent with the original site plan and RUD Agreement with roadways proposed to be dedicated to the public. It is our understanding the proposal to add a gated entry to the Condominium includes maintaining the interior roads as private.

In the event that the gated entry and private roads are approved with respect to Maybury Park, the Master Deed should be amended as follows:

1. Article IV, Section (a)(2) should be amended to state as follows:

The roads throughout the Condominium as designated in Exhibit B.

2. Article IV, Section (c)(4) should be amended to state as follows:

The Association shall provide for snow removal over the Condominium roads.

3. Article VII, Section (b) should be amended to delete the following terms from the beginning of the first sentence:

"...intends to, and...."

- 4. The following language should be added to the Master Deed:
 - The Developer, and the Association shall indemnify and hold harmless the City, its officials and agents, the Police and Fire Departments and all City employees, inspectors and officers from and against all claims and damages of any kind that may arise or result from the entry gate delaying or preventing access by police, fire, ambulance or other emergency vehicles or personnel to the Condominium premises and/or any units or persons therein in the event of an emergency.
 - 2) Developer and the Association agree to reimburse the City for any damage that may be caused to fire trucks, police vehicles or other emergency vehicles and equipment by the entrance or as a result of the entry gate malfunctioning. The Developer and the Association shall reimburse the City within thirty (30) days of a billing for same, and agrees to the placement of a lien on the Condominium common elements to secure such payment.
 - 3) The City, its officials and agents, the Police and Fire Departments and all City employees, inspectors and officers shall not be responsible for any damage to the entry gate as a result of the City's response to an emergency within the Condominium.
 - 4) The Developer, and the Association after transition of control, shall ensure that the entry gate is regularly maintained and in good working condition at all times. The Developer and the Association shall ensure that the Fire Department is at all times provided with the proper key or code to the gated entry, and shall replace the key and/or forward the code upon change or modification to the key or code.

We are also enclosing a copy of the most recent version of the RUD Agreement for Maybury Park. The Maybury Park Estates Residential Unit Development Agreement (Second Amendment), recorded at Liber 32412, Page 727, Oakland County Records, amends the terms of the original RUD Agreement and First Amendment, fully restating the terms of the Agreement which were not previously amended.

Karen Reinowski, Planner May 27, 2008 Page 3

In order to provide for a gated entry and private roads within Maybury Park, the RUD must be amended pursuant to subsection 18 of Section 2404 of the Zoning Ordinance to reflect a change in the character of the streets. A Third Amendment to the RUD Agreement must be prepared accordingly.

Article VIII of the Residential Unit Development Agreement regarding Traffic Circulation should be amended to reflect a change in the character of the roads to identify the roads as private, and to provide for a gated entry, along with any related conditions required by the City.

We would be happy to work with the Developer or Developer's Attorney to prepare the Amendment to RUD Agreement as necessary.

Please feel free to contact me with any questions or concerns in regard to this matter.

ery traily yours,

ELIZABETH M. KUDLA

Enclosures

EMK

cc: Maryanne Cornelius, Clerk (WEnclosures)

Steve Rumple, Director of Community Development (w/Enclosures)
Barb McBeth, Deputy Director of Community Dev. (w/Enclosures)

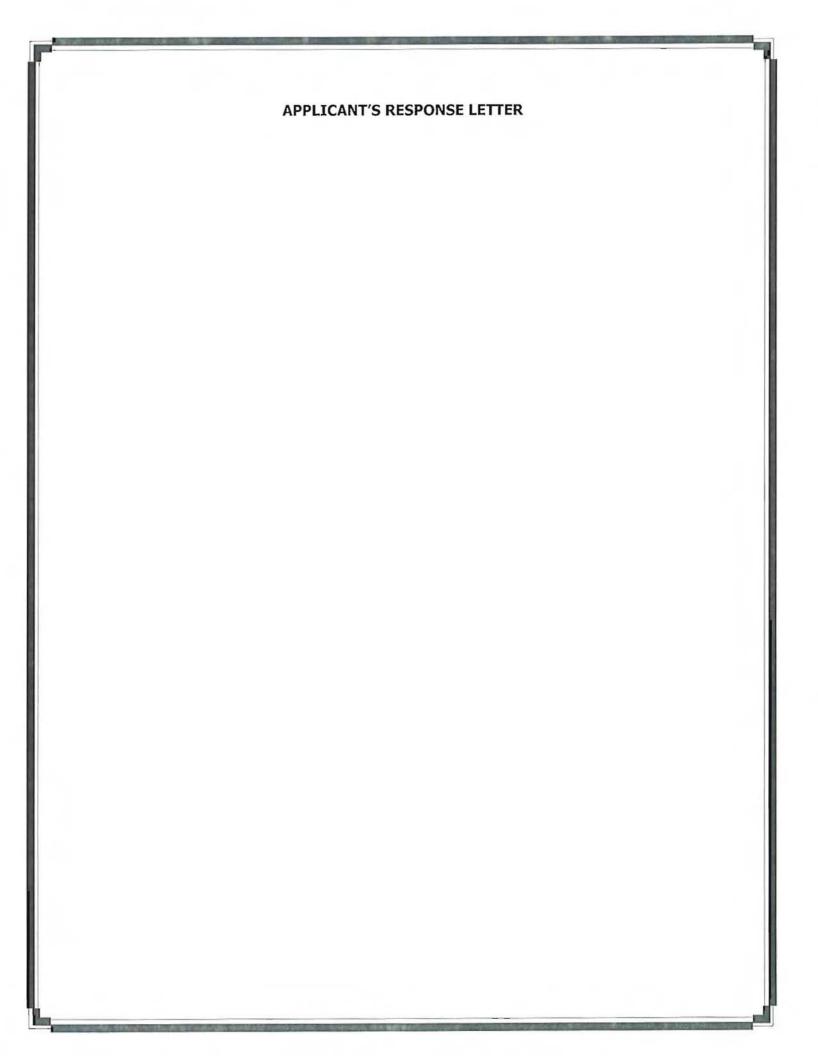
Benny McCusker, Director of Public Works (w/Enclosures)

Marina Neumaier, Assistant Finance Director (w/Enclosures)

Sarah Marchioni, Building Department (w/Enclosures)

Thomas R. Schultz, Esquire (w/Enclosures)

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Phone: (248) 848-1666 Fax: (248) 848-9896

WARNER, CANTRELL & PADMOS, INC.

CIVIL ENGINEERS & LAND SURVEYORS

27300 Haggerty Road, Suite F2 Farmington Hills, MI 48331

July 22, 2008

City of Novi Planning Department 45175 West 10 Mile Road Novi, Michigan 48375-3024

Attn: Karen F. Reinowski, AICP, PC

Planner

Re: Maybury Park Estates _ Entry Gates

Phase 1 and 2, SP #08 - 14A

Estates - Maybury Park Drive (Phase I) and

Richmond Drive (Phase II) Section 32, T.1N., R.8E.

City of Novi, Oakland County

Dear Ms. Reinowski:

We have reviewed the Preliminary Site Plan Review for Maybury Park Estates per the review packet dated June 18, 2008. Our response to review comments are listed below:

D. Engineering Review, Letter Dated June 30, 2008

- 1. The Eight Mile Right-of-Way will be labeled on sheet 5.
- 2. The curb removal will be labeled as full depth curb removal to achieve only a ¼ inch change in grade per ADA accessible route standards.
- 3. The final site plan will deemphasize the portion of the plans that are not part of the proposed improvements.
- 4. Noted
- 5. Noted
- 6. Noted
- 7. Noted
- 8. Noted

E. Traffic Review, OHM Letter Dated July 1, 2008

1. The MDOT Special Detail for sidewalk ramps, R-28-F will be updated to current version dated June 20, 2008.

City of Novi Ms. Karen F. Reinowski, AICP, PC July 22, 2008 page 2 of 2

If you have any questions, please call our office.

Enclosed are 13 full size copies of the Preliminary/Final Site Plan

Very truly yours,

WARNER, CANTRELL & PADMOS, INC.

Katerina Kollar

Lalem Clem

KK/ss

Cc: Babcock Homes, Mr. John Babcock

Enc

PLANNING COMMISSION AND CITY COUNCIL MOTIONS INITIAL APPROVAL OF MAYBURY GATES

Planning Commission – February 7, 2001; Recommendation to City Council for RUD Plan approval

City Council - March 5, 2001; RUD Plan approval

Planning Commission – June 12, 2001; Postpone Preliminary Site Plan approval, Woodland Permit approval, and Wetland Permit approval

City Council – August 27, 2001; Postpone RUD Agreement until next meeting on September 10, 2001

City Council - September 10, 2001; RUD Agreement approval;

Planning Commission – December 19, 2001; Approval of Preliminary Site Plan, Woodland Permit and Wetland Permit

REGULAR MEETING OF THE NOVI PLANNING COMMISSION

WEDNESDAY, FEBRUARY 7, 2001 AT 7:30 P.M.

COUNCIL CHAMBERS - NOVI CIVIC CENTER - 45175 WEST TEN MILE ROAD

(248)-347-0475

PRESENT: Members Canup, Churella, Kocan, Koneda, Landry, Mutch, Nagy, Piccinini, Richards

PUBLIC HEARINGS

MAYBURY PARK ESTATES SP 00-53A

This condominium project is located in Section 32, on the north side of Eight Mile Road between Beck and Garfield Roads. The 134.75 acre site is zoned Residential Acreage (RA). The applicant is seeking Preliminary Site Plan and Woodland Permit approval. The applicant is also seeking a positive recommendation to City Council for a Wetland Permit and to develop as a Residential Unit Development (RUD).

PM-01-02-019 TO POSTPONE THE PRELIMINARY SITE PLAN APPROVAL, WOODLAND PERMIT APPROVAL AND THE WETLANDS PERMIT FOR MAYBURY PARK ESTATES SP 00-53A.

Moved by Mutch, seconded by Nagy, CARRIED (6-3): To postpone the Preliminary Site Plan approval, Woodland Permit approval and the Wetlands Permit for Maybury Park Estates SP 00-53A.

PM-01-02-020 TO SEND A POSITIVE RECOMMENDATION TO CITY COUNCIL FOR THE RUD OPTION FOR MAYBURY PARK ESTATES SP 00-53A

Motion by Canup, seconded by Koneda, CARRIED (8-1): To send a positive recommendation to City Council for the RUD option for Maybury Park Estates SP 00-53A.

REGULAR MEETING OF THE COUNCIL OF THE CITY OF NOVI MONDAY, MARCH 5, 2001 AT 7:30 PM

NOVI CIVIC CENTER - COUNCIL CHAMBERS - 45175 W. TEN MILE ROAD

MATTERS FOR COUNCIL ACTION - Part I

1. Approval of Residential Unit Development (RUD) for Maybury Estates – SP 00-53, located in Section 32, on the north side of Eight Mile Road between Beck and Garfield Roads, 134.75-acre site zoned Residential Acreage (RA).

CM-01-03-061 Moved by Kramer, seconded by Cassis; MOTION CARRIED:

To approve the application for the Residential Unit Development

(RUD) for Maybury Estates conditioned upon receipt of the

resolution of the water and sewer issues discussed at the table,

developer to confirm that the final site plan was contingent

upon City code and ordinance requirements for portable water and sewer service and would conform to all the consultants recommendations and all the open items to be resolved and brought back when the contract returns to Council.

Roll call vote on CM-01-03-061 Yeas: Lorenzo, Cassis, Csordas, DeRoche, Kramer

REGULAR MEETING OF THE NOVI PLANNING COMMISSION

WEDNESDAY, JUNE 12, 2001 AT 7:00 P.M.

COUNCIL CHAMBERS - NOVI CIVIC CENTER - 45175 WEST TEN MILE ROAD

(248)-347-0475

Meeting called to order at 7:00 p.m. by Chairperson Piccinini.

PRESENT: Members Kocan, Koneda, Landry, Mutch, Nagy, Piccinini, Richards

ABSENT/EXCUSED: Member Canup, Churella (excused)

MATTERS FOR CONSIDERATION

1. MAYBURY PARK ESTATES SP 00-53A

This condominium project is located in Section 32, on the north side of Eight Mile Road between Beck and Garfield Roads. The 134.75 acre site is zoned Residential Acreage (RA). The applicant is seeking Preliminary Site Plan and Woodland Permit approval. The applicant is also seeking a positive recommendation to City Council for a Wetland Permit.

Mr. Capello requested Preliminary Site Plan Approval subject to the RUD contract being signed by the City Council. He commented that the City Council has approved the concept of the RUD Plan with the proposed plan in mind. He indicated that he has been working with Mr. Fisher to

PM-01-06-146 IN THE MATTER OF MAYBURY PARK ESTATES SP 00-53A TO POSTPONE PRELIMINARY SITE PLAN APPROVAL, WOODLAND PERMIT APPROVAL AND THE WETLAND PERMIT APPROVAL TO MATTERS FOR CONSIDERATION ON THE FIRST AGENDA FOLLOWING THE CITY COUNCIL APPROVAL OF THE WRITTEN RUD CONTRACT.

VOTE ON PM-01-06-146 CARRIED UNANIMOUSLY

REGULAR MEETING OF THE COUNCIL OF THE CITY OF NOVI MONDAY, AUGUST 27, 2001 AT 7:30 PM

NOVI CIVIC CENTER - COUNCIL CHAMBERS - 45175 W TEN MILE ROAD

Mayor Clark called the meeting to order at 7:39 PM.

PLEDGE OF ALLEGIANCE

ROLL CALL: Mayor Clark, Council Members Bononi, Cassis, Csordas, DeRoche (absent/excused), Kramer, Lorenzo

CM-01-08-226 Moved by Cassis seconded by Csordas; CARRIED

UNANIMOUSLY: To postpone this item until the next Regular Council Meeting held on September 10, 2001.

REGULAR MEETING OF THE COUNCIL OF THE CITY OF NOVI MONDAY, SEPTEMBER, 10 2001 AT 7:30 PM

NOVI CIVIC CENTER - COUNCIL CHAMBERS - 45175 W TEN MILE ROAD

6. Approval of Residential Unit Development Agreement for Maybury Estates Condominium project, SP 00-53, located on the north side of Eight Mile between Beck and Garfield Roads.

Mayor Clark reviewed the retention/detention system questions posed at the last meeting. Council requested additional information about a 10-year onsite detention system, which would be built by the developer. The 100-year regional detention basin would require more land, financial expenditures and future maintenance from the City of Novi. This site was not in the original storm-water master plan. JCK reported the cost or the 10-year on-site detention system would be \$107,800 and the 100-year retention basin \$ 342,800 for Wayne County Design Standards and \$298,900 using Oakland County Design Standards.

CM 01-09-250 Moved by DeRoche, seconded by Lorenzo, CARRIED UNANIMOUSLY: To approve the RUD agreement for Maybury Estates Condominium Project SP 00-53, Located on the north side of Eight Mile, between Beck Road and Garfield Road with Ten Year onsite retention system, being the responsibility of the applicant. Requiring minimum impact to wetland A.

Also to strike the language on page 9 of the RUD agreement. He requested it to read "As determined and approved by the City of Novi in accordance with the laws of the State of Michigan, and the County of Oakland"

Mr. Fisher stated an alternative would be to put a period after the word discharge, two lines from the bottom, we would still give them notice. Member DeRoche and Mayor Pro-Tem Lorenzo agreed, placing a period after the word discharge; second line in the paragraph and taking off the last two lines.

Roll call vote on CM 01-09-250 Yeas: Kramer, Clark, Lorenzo, Bononi, Cassis, Csordas, DeRoche

Navs: None.

REGULAR MEETING OF THE NOVI PLANNING COMMISSION WEDNESDAY, DECEMBER 19, 2001 AT 7:30 P.M. COUNCIL CHAMBERS - NOVI CIVIC CENTER - 45175 WEST TEN MILE ROAD

3. MAYBURY PARK ESTATES SP 00-53A

Consideration of the request of Maybury, LLC for approval of the Preliminary Site Plan, Woodlands Permit, and Wetlands Permit. The subject property is located in Section 32, on the north side of Eight Mile Road between Beck and Garfield Roads. The developer proposes 106 detached condominium units on 134.75 acres. The property is proposed as a Residential Unit Development and is zoned (RA) Residential Acreage.

PM-01-12-313 IN THE MATTER OF MAYBURY PARK ESTATES SP00-53A TO GRANT PRELIMINARY SITE PLAN APPROVAL, WOODLAND PERMIT AND WETLAND PERMIT SUBJECT TO THE TRAFFIC ISLANDS MEETING THE DESIGN AND CONSTRUCTION STANDARDS TO THE EXTENT REQUIRED BY CITY COUNCIL. THAT THE ACTIVE RECREATION FACILITIES BE DESIGNATED AND APPROPRIATE LANDSCAPING DECREASED TO ALLOW FOR A LARGER ACTIVE RECREATIONAL AREA. THAT THERE BE ILLUMINATION OF THE ENTRY ISLANDS TO THE EXTENT REQUIRED BY CITY COUNCIL, THAT THERE BE BUFFERING MAINTAINED BEHIND LOT 72 AND LOT 73, THAT DIRECTIONAL BORING BE CONSIDERED TO THE EXTENT THAT IT CAN BE REQUIRED FOR THE WATERMAIN WHICH IS ENTERING THE DEVELOPMENT SOUTH OF BELLAGIO FOR RESERVE AREA, THAT THE 30" BERM BE REQUIRED ON THE RIGHT-OF-WAY WHERE THERE ARE NO WOODLANDS, THAT THE WOODLANDS BE PLACED IN A PRESERVATION EASEMENT AND SUBJECT TO THE CONSULTANT'S CONDITIONS AND RECOMMENDATIONS.

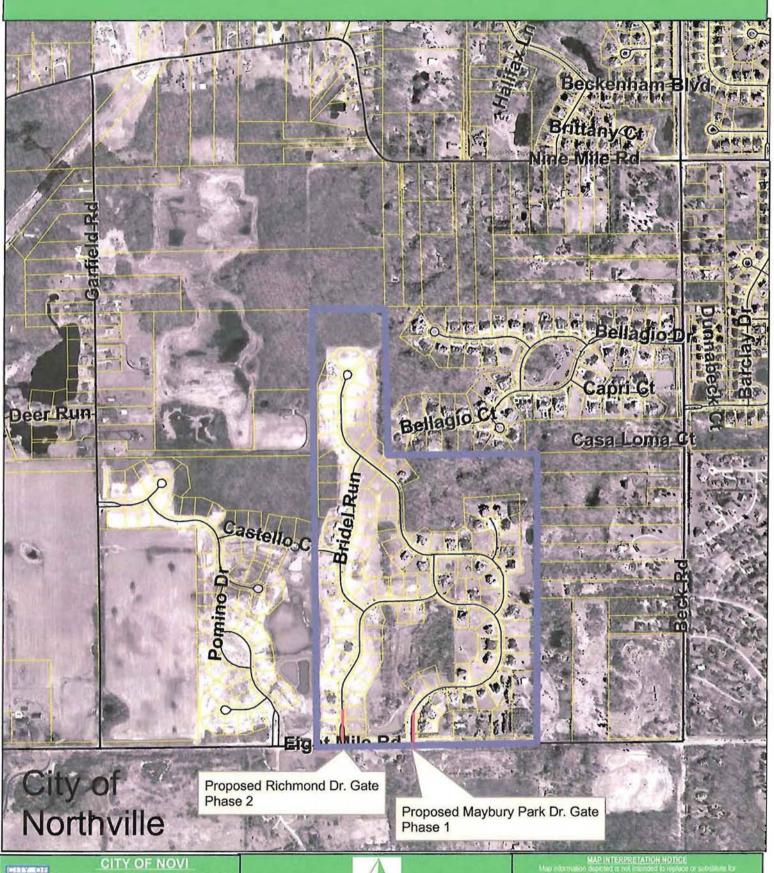
VOTE ON PM-01-12-313 CARRIED UNANIMOUSLY

Yes: Canup, Kocan, Markham, Nagy, Paul, Ruyle, Shroyer

No: None

MAPS
Location
Zoning
Future Land Use
Wetlands/Regulated Woodlands

08-14A Maybury Park Estates - Entry Gates Phase 1 and 2







08-14A Maybury Park Estates - Entry Gates Phase 1 and 2 Florence Dr Ravello Ct To mile Inc the Bellagio Dr Capri Ct Bellagio Ct Casa Loma Ct Equestrian Tri Bridel Run RA Castello Ct V/alnut Ln Richmond Dr City of Northville



CITY OF NOVI

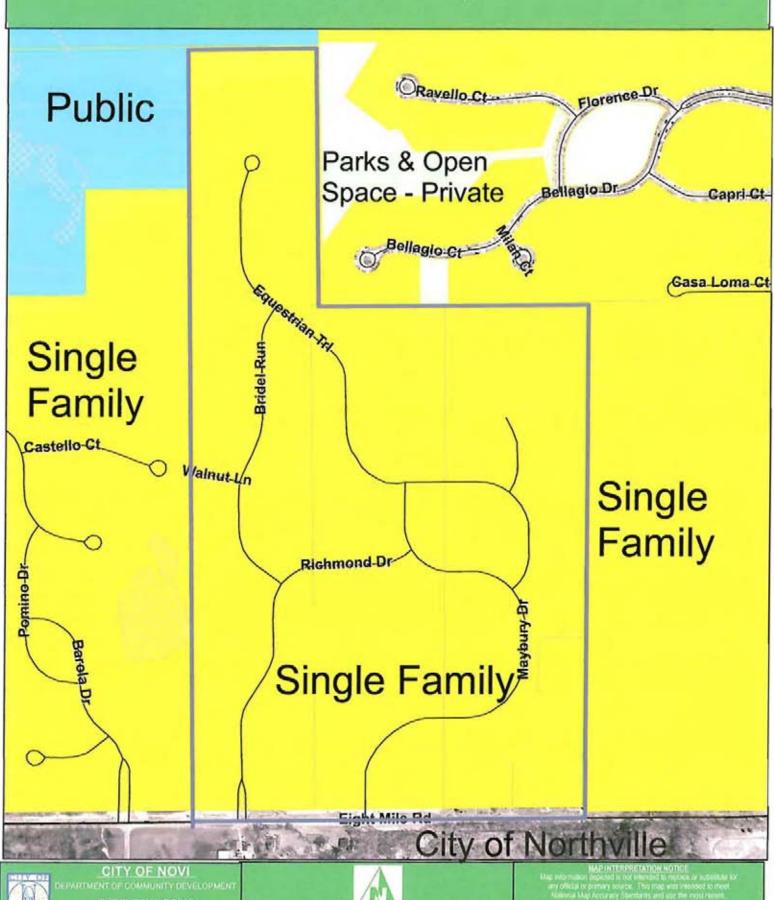
EPARTMENT OF COMMUNITY DEVELOPMENT

46175 W. TEN MILE ROAD NOVI, MI 48375-3024 (248) 347-0415 MAP AUTHOR: Karen F. Reinowski, AKCP, PCP



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08-14A Maybury Park Estates - Entry Gates Phase 1 and 2 Future Land Use Map



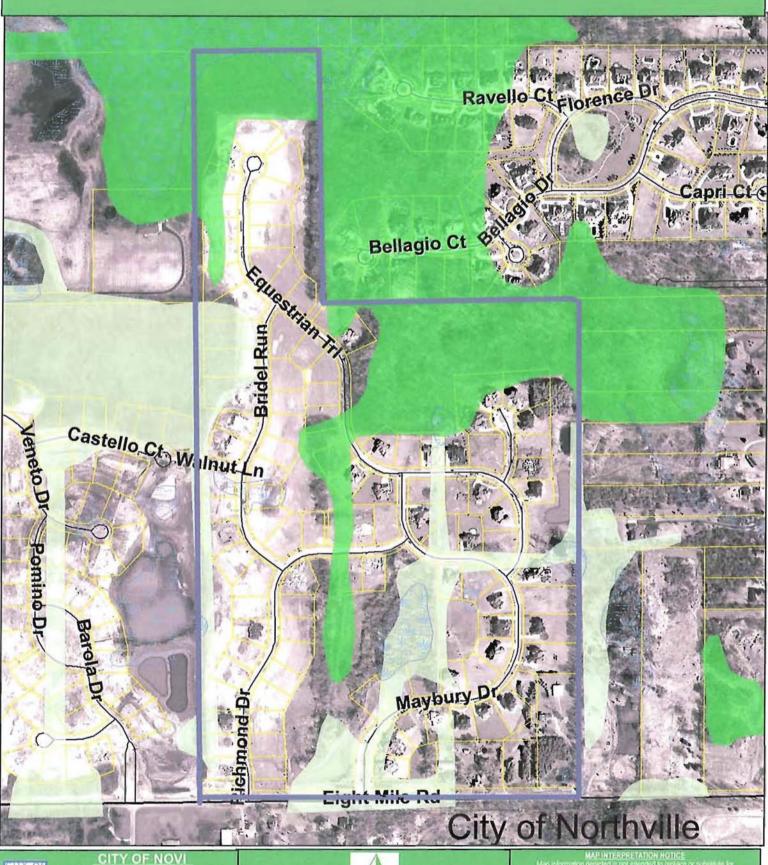


AS 175 W TEN MILE ROAD NOVI, MI 48375-3024 (248) 347-0415 MAP AUTHOR: Konn F. Randoles, AICP, PCP



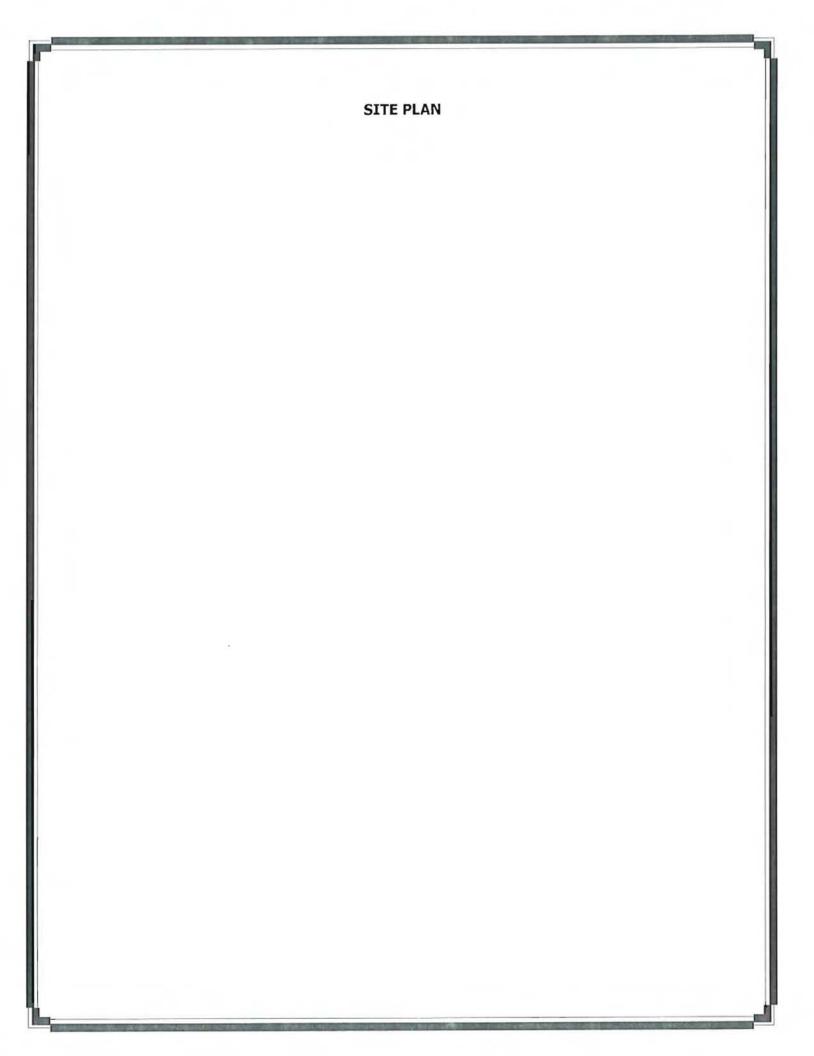
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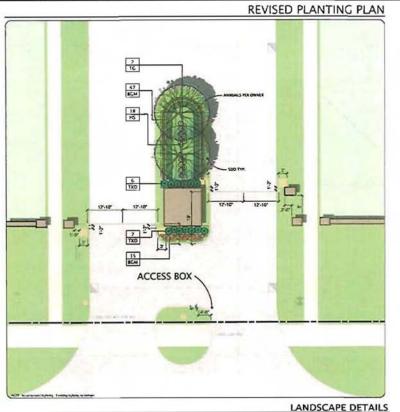
08-14A Maybury Park Estates - Entry Gates Phase 1 and 2

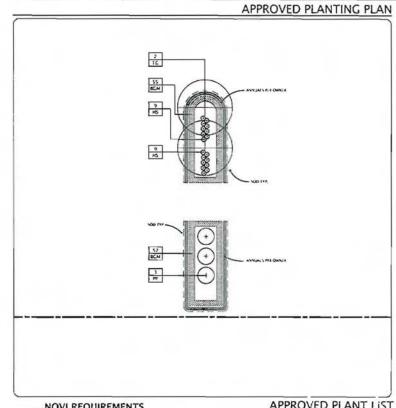












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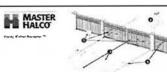
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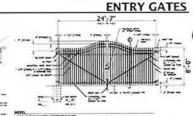
RVSD ENTRY LANDSCAPE Maybury Park Estates: Phase 1

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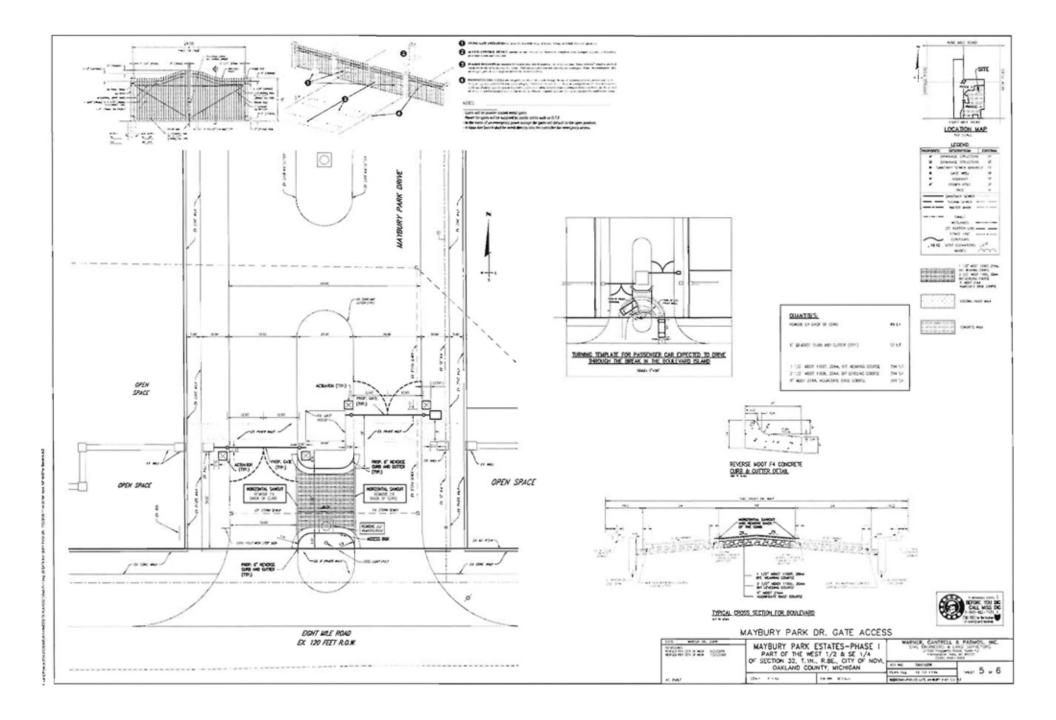
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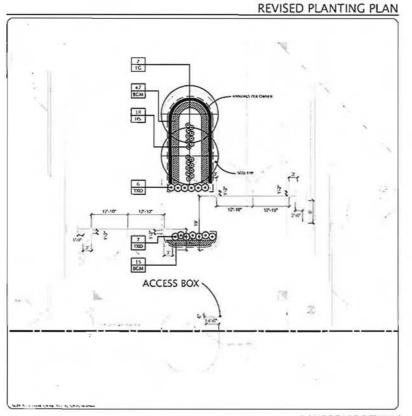
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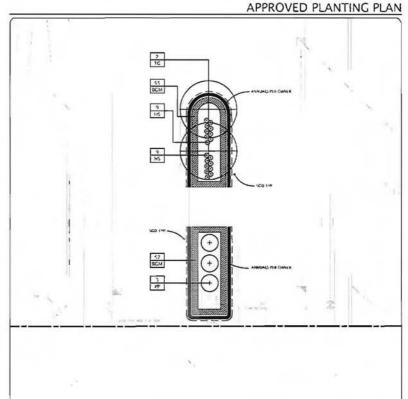
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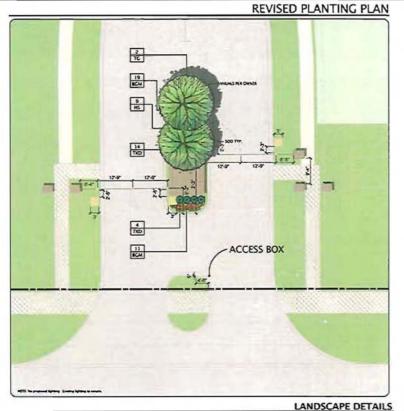
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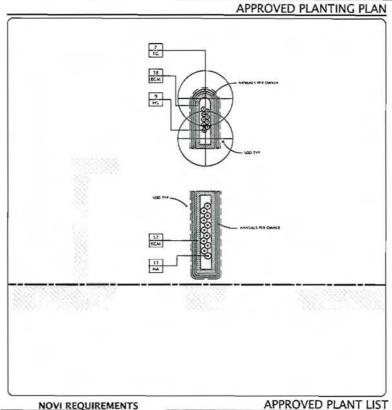
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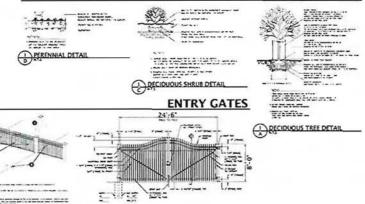
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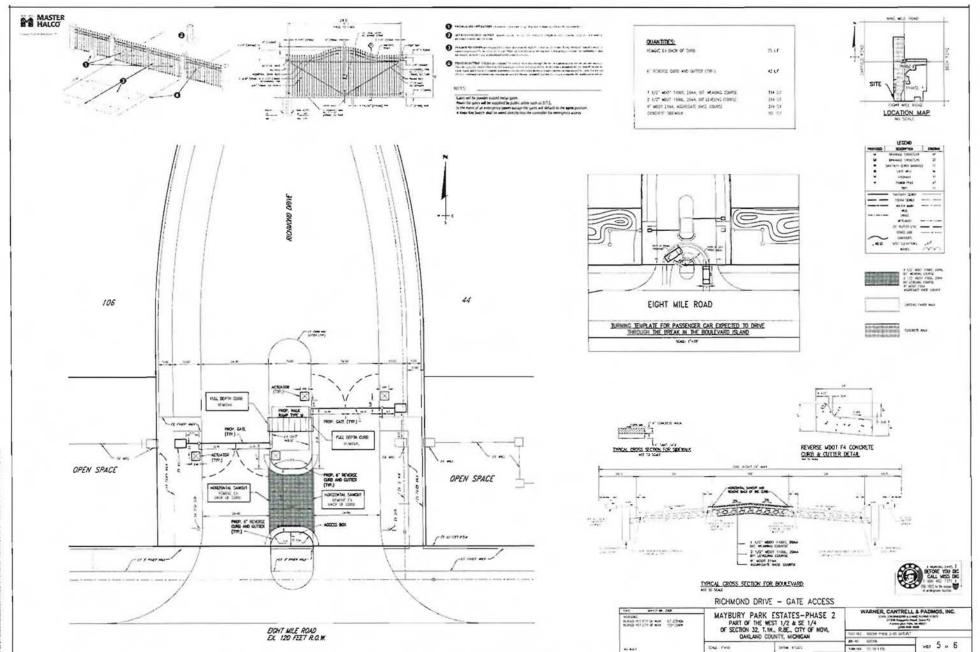
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RVSD ENTRY LANDSCAPE Maybury Park Estates: Phase II

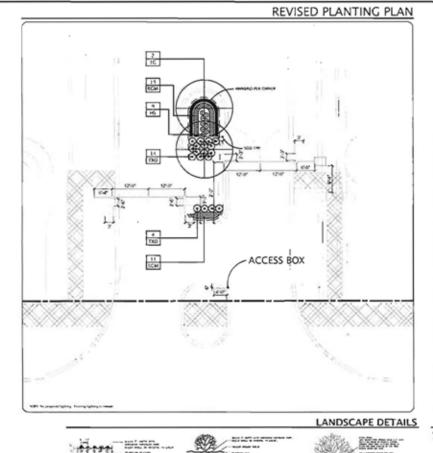
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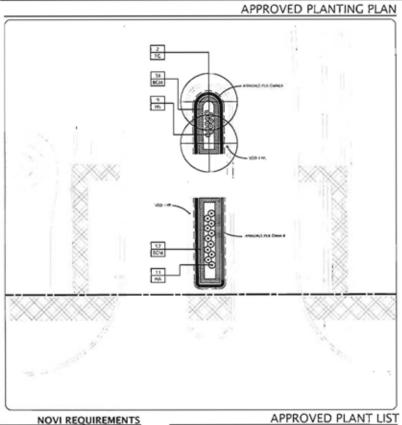
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RVSD ENTRY LANDSCAPE Maybury Park Estates:Phase II

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Plans available for viewing at the Community Development Department.