



PLANNING COMMISSION ACTION SUMMARY

CITY OF NOVI

Regular Meeting

December 12, 2018 7:00 PM

Council Chambers | Novi Civic Center
45175 W. Ten Mile (248) 347-0475

CALL TO ORDER

The meeting was called to order at 7:00 PM.

ROLL CALL

Present: Member Avdoulos, Member Greco, Member Hornung, Member Lynch, Member Maday, Chair Pehrson

Absent: Member Anthony (excused)

Also Present: Barbara McBeth, City Planner; Sri Komaragiri, Planner; Rick Meader, Landscape Architect; Beth Saarela, City Attorney

APPROVAL OF AGENDA

Motion to approve the December 12, 2018 Planning Commission Agenda.
Motion carried 6-0.

CONSENT AGENDA

1. BALLANTYNE JSP13-43

Approval of the request of Singh Development for a second one-year extension of the Final Site Plan approval. The subject property is located north of Eight Mile Road and west of Garfield Road, in the RA, Residential Acreage Zoning District. The subject property is approximately 50.85 acres and the applicant is proposing to build a 41-unit Residential Unit Development (RUD) residential site condominium.

Motion to approve a one-year extension of the Final Site Plan approval for Ballantyne JSP13-43. Motion carried 6-0.

PUBLIC HEARINGS

1. CARVANA JSP18-47

Public hearing at the request of Carvana for JSP 18-47 Carvana Novi for Planning Commission's approval of the Special Land Use, Preliminary Site Plan and Storm Water Management plan. The applicant is proposing a 5,800 square foot Vending Machine Fulfillment Center to building to facilitate storage and sales for used cars. The site plan proposes approximately 26 parking spaces including four spaces for single car hauler trucks.

In the matter of Carvana JSP18-47, motion to approve the Special Land Use Permit to allow

an unlisted use for a car vending machine and subject to the following:

1. The proposed use will not cause any detrimental impact on existing thoroughfares *(based on Traffic review and the restricted truck deliveries)*;
2. The proposed use will not cause any detrimental impact on the capabilities of public services and facilities *(based on Engineering review)*;
3. The proposed use is compatible with the natural features and characteristics of the land *(because there are no regulated natural features on site)*;
4. The proposed use is compatible with adjacent uses of land *(because the proposed use conforms to the conditions of an approved PRO agreement)*;
5. The proposed use is consistent with the goals, objectives, and recommendations of the City's Master Plan for Land Use *(as it fulfills one of the Master Plan objectives to attract new businesses to the City of Novi)*;
6. The proposed use will promote the use of land in a socially and economically desirable manner *(as it fulfills one of the Master Plan objectives to attract new businesses to the City of Novi)*;
7. The proposed use is (1) listed among the provision of uses requiring special land use review as set forth in the various zoning districts of this Ordinance, and (2) is in harmony with the purposes and conforms to the applicable site design regulations of the zoning district in which it is located;
8. The proposed use will be subject to the following conditions, that were part of the Unlisted use determination by City Council:
 - a. The use shall be limited to properties with freeway frontage only *(it fronts on I-96)*;
 - b. A trip generation study is required to establish the minimum parking requirement. *(A trip generation study was provided)*;
 - c. Outside storage or storage sheds on site should not be allowed with this use, as they not meet the design intent of Town Center district *(Outside storage is not proposed)*;
 - d. A limit shall be set for number of single car haulers, parked within the site. Staff recommends that they are placed such that they are not visible from Adell Drive or from along the freeway frontage. *(Four single car haulers are proposed to be parking on site and are sufficiently screened)*;
 - e. All loading areas shall be screened with landscaping with 100% opacity in Summer, 80% in Winter, or other opaque screening *(Landscape review notes that all loading areas are sufficiently screened)*;
 - f. A layout plan shall be provided indicating the location of the dumpster enclosure, loading area for the delivery truck(s), parking spaces for employees and customers, and any single car hauler parking on site so that staff can review the viability of circulation proposed *(The plan is in general conformance with the ordinance requirements)*;
9. The allowable hours for the 9-car hauler delivery shall be from 9 PM – 6:00 AM and 9:00 AM – 3:00 PM. A circulation plan showing was provided wheel paths for both delivery truck and single car haulers to review site maneuverability from point of entry to point of exit.

This motion is made because the plan is otherwise in compliance with Article 3, Article 4, Article 5, and Article 6 of the Zoning Ordinance and all other applicable provisions of the Ordinance. *Motion carried 6-0.*

In the matter of Carvana JSP18-47, motion to approve the Preliminary Site Plan based on

and subject to the following:

1. Following Landscape deviations are subject to Planning Commission's approval at the time of Preliminary Site Plan approval, as noted in the draft PRO agreement:
 - a. Landscape waiver for not meeting the minimum requirements for building foundation landscaping as listed in Section 5.5.3.D. for less than 60% of building frontage facing I-96 not being landscaped. As the line of shrubs on top of the berm for loading zone screening will also screen the building foundation from I-96, it is hereby granted;
 - b. Landscape waiver for not meeting the minimum requirements for building foundation landscaping as listed in Section 5.5.3.D. for placing some of the required foundation landscape away from the building as it is not further than across a sidewalk from the building, is hereby granted;
2. Following deviations as approved by the City Council as part of the Adell Planned Rezoning Overlay on October 22, 2018, that are applicable for this site plan:
 - a. Planning deviation from section 3.1 .26.D for exceeding the maximum allowable building height of 65 feet and maximum allowable 5 stories, provided they conform to the 2015 International Building Code standards for High-rise (Type I or Type II) construction:
 - i. Unit 8 Carvana (75'-10", 8 tiers proposed)
 - b. Planning deviation from section 5.12 to allow lack of required frontage on public road for Units 1 through 8. Frontage is proposed via a proposed private drive, built to City standards;
 - c. Planning deviation from section 3.1.25.D to allow reduction of minimum required front parking setback of 20 ft., from the proposed access easement. A maximum of 18 feet is requested;
 - d. Planning deviation from section 3.1.25.D to allow reduction of minimum required interior side parking setback of 20 ft. for the following units as shared access is proposed between parking lots;
 - i. Unit 8: 10 ft. along East
 - e. Planning deviation from section 4.19 .2.F to allow alternate location for dumpsters, instead of required rear yard for units 1, 5, 6, 7 and 8, provided the proposed location does not impact traffic circulation and appropriate screening is provided at the time of preliminary site plan. The applicant requests dumpsters to be allowed in exterior/interior side yards;
 - f. Planning deviation to allow placement of loading areas in alternate locations instead of required rear yard or interior side yard for double frontage lots, as listed below, provided proposed locations do not conflict with traffic circulation and appropriate screening will be provided at the time of Preliminary site plan review:
 - i. Unit 8: exterior side yard
 - g. The applicant shall provide supporting data to justify the proposed loading area square footages, to be reviewed and approved by Planning Commission at the time of Preliminary site plan approval;
 - h. Planning deviation from standards of Sec. 5.12 for up to 5% reduction in minimum required parking (to be established by staff after reviewing the calculations provided) for each unit within the development subject to the individual users providing satisfactory justification for Planning Commission's approval of the parking reduction at the time of respective site plan approval;
 - i. Facade deviation to allow the following allowable percentages listed in section 5.15 of Zoning Ordinance for the buildings listed below.
 - i. Underage of brick (30% minimum required, 73% proposed on front facade)

- ii. Underage of combined brick and stone (50% minimum required, 73% on front, 30% on right facade, 30% on left and 39% on rear facade proposed)
- iii. Overage of display glass (25% maximum allowed, 80% on front facade, 63% on right facade, 63% on left facade and 57% on rear facade proposed).
- j. Planning deviation to allow proposing the minimum required Open Space for each Unit as Common element spread within the development boundaries as shown in the Open Space Plan, provided the applicant restores the wetland/woodland on the southerly portion of the site pursuant to a plan meeting City ordinance requirements is submitted and approved at the time of Wetland permit/preliminary site plan approval, and provides the pedestrian walkway through the open space as proposed. (A minimum of 153 of total site area designed as permanently landscaped open areas and pedestrian plazas is required per section 3.27. I .F.);
- k. Planning deviation from Section 5.7 .3.K. to allow exceeding the maximum spillover of 1 foot candle along interior side property lines provided the applicant submits a photometric plan that demonstrates that the average to minimum light level ratio is kept to the maximum allowable 4: 1;
- l. Planning deviation to allow exceeding the maximum spillover of 1 foot candle and approvable increase of the average to minimum light level ration from 4: 1 within the Adell Drive pavement areas as listed in Section 5.7 .3.K. along access easements along Adell Drive, at the time of or Preliminary Site Plan review for the individual units;
- m. The following deviations from Chapter 28, Signs, from City Code of Ordinances for the building signs for Carvana to allow for seven additional wall signs for Unit 8: Carvana(Nine are requested for the entire unit: eight signs on the tower and one canopy sign at the front entrance. Two wall signs are allowed), provided that such deviations shall be the maximum amount authorized, and the City may require a lesser deviation at the time of site plan approval if deemed appropriate:
- n. The findings of compliance with Ordinance standards in the staff and consultant review letters, and the conditions and items listed in those letters being addressed on the Final Site Plan.

This motion is made because the plan is otherwise in compliance with Article 3, Article 4, and Article 5 of the Zoning Ordinance and all other applicable provisions of the Ordinance. *Motion carried 6-0.*

In the matter of the request of Carvana, for the Carvana Novi JSP 18-47, motion to approve the Stormwater Management Plan based on and subject to the following the findings of compliance with Ordinance standards in the staff and consultant review letters, and the conditions and items listed in those letters being addressed on the Final Site Plan.

This motion is made because it otherwise in compliance with Chapter 11 of the Code of Ordinances and all other applicable provisions of the Ordinance. *Motion carried 6-0.*

MATTERS FOR CONSIDERATION

1. APPROVAL OF THE NOVEMBER 14, 2018 PLANNING COMMISSION MINUTES

Motion to approve the November 14, 2018 Planning Commission Meeting Minutes.
Motion carried 6-0.

ADJOURNMENT

The meeting was adjourned at 7:15 PM.

**Actual language of the motions subject to review.*