

# ZONING BOARD OF APPEALS

# CITY OF NOVI

# Community Development Department

# Case No. PZ13-0060 47900 Grand River Ave - Applebee's Restaurant

Location: 47900 Grand River

# Zoning District: B-2, Community Business District

The applicant is requesting variances from Section 28-5(3), 28-5(2)c and 28-5(2) a.2.ii of the Novi Sign Ordinance to allow additional or altered signs as follows:

- (2) additional oversize wall signs of 45.6 sq. ft. and 23 sq. ft.
- (1) site directional sign of 9.04 sq. ft. at south entrance door
- (12) awnings (canopy signs) with logos of 53.7 sq. ft., 48.8 sq. ft., 62.3 sq. ft. and 30.5 sq. ft.
- (1) ground sign exceeding maximum height of 7 feet

The property is located on the north side of Grand River, and west of Beck Road.

# Ordinance Sections:

CITY OF NOVI, CODE OF ORDINANCE, Section 28-5(3) permits only one sign per parcel of property and 28-5(2)c limits canopy signage to 24 sq. ft. Section 28-7(a)9 limits designation signage to 2 sq. ft. business direction. Section 28-5(2)a.2.ii allows signage to a maximum height of 6 feet.

# City of Novi Staff Comments:

The applicant is requesting approval for installation of signage for The Applebee's Restaurant located at West Market Square. The property is allowed a single sign by right under the Novi Sign Ordinance. The proposed signage is as follows:

North Elevation:

Sign #1: 2- awnings (canopy signs) 48.8 sq. ft. (logos)

South Elevation:

Sign #1: 9.04 sq. ft. at south entrance door (Welcome Back)

Sign #2: 3- awnings (canopy signs) 30.5 sq. ft. (logos)

East Elevation:

Sign #1: 45.6 sq. ft. wall sign (Applebee's)

Sign #2: 23 sq. ft. wall sign (Carside To Go)

Sign #3: 4- awnings (canopy signs) 53.7 sq. ft. (logos)

West Elevation:

Sign #2: 3- awnings (canopy signs) 62.3 sq. ft. (logos)

Ground Sign: 30 sq. ft., 7 ft. high located on the West Market Square property with a 5 ft. setback

Staff recognizes the unique nature and location of the site and is not opposed to the approval of wall signage located on the property if the Board finds them appropriate. The ground sign is a different matter as the City cannot reasonably be expected to extend the courtesy to other areas and businesses within the development.

# Standards for Granting a Sign Variance

CITY OF NOVI, CODE OF ORDINANCES, Section 28-16 addresses Sign Variance Appeals:

•	The request is based upon circumstances or features that are exceptional and unique to the property and do not result from conditions that exist generally in the City or that are self-created, specifically
٠	The failure to grant relief will unreasonably prevent or limit the use of the property and will result in substantially more than mere inconvenience or inability to attain a higher economic or financial return because
•	The grant of relief will not result in a use of structure that is incompatible with or unreasonably interferes with adjacent or surrounding properties, will result in substantial justice being done to both the applicant and adjacent or surrounding properties, and is not inconsistent with the spirit of the ordinance because



# ZONING BOARD OF APPEALS

# CITY OF NOVI

# Community Development Department (248) 347-0415

For Official Use Only

a. All property lines and dimensions correlated with the legal description.

b. The location and dimensions of all existing and proposed structures and uses on property.
c. Any roads, easements, drains, or waterways which traverse or abut the property and the lot area and setback.
d. Dimensions necessary to show compliance with the regulations of this Ordinance.

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	e original signed applicat	ETED BY APPLICANT - P ion and 13 copies of all sup	porting documentation r	
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Company (if applicat	le) TSFR AP	PLE VENTURE, SUITE R. N. 2006 City LWON	LLC	
Address* 17800 *Where all case corresp	LAUREL PARK ON ondence is to be mailed.	2. N. 2006 City LLUUK	IN ST.MI	ZIP 48152_
Applicant's E-mail	Address: <u>Djone</u>	LS @ KINGVENTO	UKE , COM	
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		RT FRM-1 FRM-2 FMH		
5. Property Owner 3. Does your appea	Name (if other than appli	cant) <u>WEST MAK</u> Violation or Citation Issued	d? Tyes No	Pro Curry
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nere is a five (5) day hold	d period before work/action can	n one hundred eighty (180) day be taken on variance approvals. ess will be notified of the ZBA ca		
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## 9. State the practical difficulties which prevent conformance with the Zoning ordinance requirements:

• Ground Sign - Per the ordinance, freestanding restaurants are allowed a ground sign. The Applebee's is indeed a freestanding restaurant but the practical difficulty is that Applebee's does not own its own parcel, therefore, requiring the installation of a ground sign to be on the Landlord's parcel, thus requiring a variance. The 6' of height allowed per the ordinance creates a practical difficulty as the ground sign will be not be visible to potential customers as there is mature landscaping along the frontage for hundreds of feet in each direction that block the visibility of the proposed ground sign. Also, the ground sign is placed at the only traffic signal intersection into the development which creates an enormous rate of traffic. There are consistently vehicles stopped at the intersection on West Market Square Dr. that block the visibility of the proposed ground sign. Therefore 2' of increased height is requested.

The proposed ground sign will provide substantial justice to the petitioner and surrendering property owners as the Applebee's is the only freestanding restaurant in the development. The problem is not self created nor will it diminish or impair property values in the area. The spirit of the Zoning Ordinance is observed as any other freestanding restaurant is allowed a ground sign. The proposed ground sign will not increase the danger of fire or endanger public safety nor impact the public health, safety, comfort, or morals of the inhabitants of the City of Novi. We believe the proposed ground sign will increase safety as customers will have an identification point and more time to make a safe reaction for turning into the development.

• Wall Sign - Per the ordinance, only one wall sign is allowed. The practical difficulty is that the Applebee's has high traffic rates around all sides of the building due to the large anchor tenants in the development and vehicles can enter the development at many different points. As the vehicles move through the development, the Applebee's is unrecognizable to hundreds of potential customers as there is no identification on three sides of the building. With our proposed wall sign, we believe we will capture the attention of many of the potential customers that do not realize we are a restaurant.

The proposed wall sign will provide substantial justice to the petitioner and surrendering property owners as many other surrounding properties currently have more than one wall sign. The problem is not self created nor will it diminish or impair property values in the area. The spirit of the Zoning Ordinance is observed. The proposed wall sign will not increase the danger of fire or endanger public safety nor impact the public health, safety, comfort, or morals of the inhabitants of the City of Novi. We believe the proposed wall sign will increase safety as customers will have an identification sign to make a safe travel path to the Applebee's parking lot.

Carside To Go Awning Sign - The "Carside To Go" graphic on the awning is an identification
marker for customers who have called ahead and ordered food for pick up. The Applebee's
employee delivers the preordered food to the customer at the customer's vehicle in the parking
lot. There are 3 dedicated parking spaces for this process. The practical difficulty is that the
identification sign "Carside to Go" is considered a sign per the ordinance and is not allowed.

We consider the graphic as an identification marker for customers that makes the food delivery process SAFE for the Applebee's employees and customers.

The variance provides substantial justice to the petitioner and the surrounding property owners. The problem is not self-created and will not increase fire danger or public safety; it will increase the safety of the Applebee's employees and customers as they will know where to park. Property values will not be diminished within the surrounding area and the spirit of the Zoning Ordinance is observed.

Apple Graphics on Awnings - Per the ordinance, the apple graphics on the awnings are classified as a wall sign. The apple graphics are an integral part of the awning just like stripes and colors of which are on the existing awnings. The awnings are not internally illuminated as well. The Applebee's has high traffic rates around all sides of the are building due to the large anchor tenants in the development and vehicles can enter the development at many different points. As the vehicles move through the development, the Applebee's is unrecognizable to hundreds of potential customers as there is no identification on three sides of the building. With our proposed awning graphics we believe we will capture the attention of many of the potential customers that do not realize we are a restaurant.

The proposed awning graphics will provide substantial justice to the petitioner and surrendering property owners as the current existing awnings are just as marketable. The problem is not self created nor will it diminish or impair property values in the area. The spirit of the Zoning Ordinance is observed. The proposed awning graphics will not increase the danger of fire or endanger public safety nor impact the public health, safety, comfort, or morals of the inhabitants of the City of Novi. We believe the proposed awning graphics will increase safety as customers will have an identification sign to make a safe travel path to the Applebee's.

 Welcome Back Plaque - Per the ordinance, the plaque is classified as a wall sign. The plaque is a simple non illuminated graphic that exposes our customers to the corporate slogan "Welcome Back". We are following the corporate guidelines and making our customers feel important. The actual text on the plaque is very small and really goes unnoticed until you are entering the building. 10. Describe any unique circumstances regarding the property which are not common to other properties in the area and which prevent strict compliance with the Zoning Ordinance.

The property is unique in that the Applebee's actual parcel is very small in size and only encompasses the building footprint, therefore, leaving the surrounding property around the building as the landlord's property. Since the Applebee's is a freestanding restaurant it is allowed to have its own ground sign but the fact that the proposed ground sign is not on the Applebee's parcel requires a variance. The Applebee's has zero visibility from the main road (Grand River) due to the mature landscaping that has been growing for many years. Also, the development has several entrances and depending on what entrance you enter, the Applebee's building is unrecognizable due to the heavy landscaping and lack of signage on three of the four sides of the building. The above unique circumstances create an inability to attain a higher economic or financial return. The grant of relief will not result in a use of structure that is incompatible with or unreasonably interferes with adjacent or surrounding properties.

# WESTMARKET SQUARE LLC

J9533 WOODWARD AVENUE, SUITE 150 BLOOMERELD HILLS, MR HIGAN 48304 TELEPHONE: 248 J524550

October 2, 2013

RE: Applebee's #8086

47900 Grand River Avenue

Novi, MI 48374

To Whom It May Concern,

As the managing agent for West Market Square, LLC, I am writing this letter to approve the installation of a new ground sign for Applebee's pending final approval by the City of Novi. The ground sign will be installed per all applicable rules and regulations and will be located at the southeast corner of Grand River Avenue and W. Market Square Drive.

Sincerely,

Christopher Piligian



October 10, 2013

TSFR Apple Venture LLC 17800 Laurel Park Dr. N. Suite 200C Livonia, Michigan 48152

RE: APPLEBEE'S - 47900 GRAND RIVER

The sign permit applications for the above location have been reviewed and denied.

Sign #1 East Elevation Wall Sign (Applebee's) is denied.

Sign 112 East Elevation Canopy Sign (To Go) is denied.

Sign #3 South Elevation Wall Sign (Welcome Back) is denied.

Sign #4 Awnings with logos are denied.

Sign Code Section 28-5 (3) allows one sign per building or parcel. A wall sign currently exists on the building.

Sign Code Section 28-7(a)(9) permits signs not exceeding 2 square feet which contain only noncommercial messages. The proposed "Welcome Back" sign is 6.99 square feet,

Sign Code Section28-5 (2) c. permits a canopy sign to be a maximum of 24 square feet and the one sign allowed for the property. There are 12 canopy signs, including the "Carside To Go" proposed.

Sign #5 (Off-Premise Advertising Ground Sign) is denied.

Sign Code Section 28-8 permits off-premise signs only in an I-2 District. This property is zoned B-2.

Sign Code Section 28-1(3) defines a business sign as a sign that references the name of the business at the premises. This sign is located on the West Market Square property not the Applebee's property.

Sign Code Section 28-5 (2) a.2. Il allows signs to be a maximum of 6 feet in height. The proposed sign is 8 feet in height.

Should you wish to request consideration of a variance from the Zoning Board of Appeals you may do so by contacting the board secretary, Angle Pawlowski, at 248-347-0459.

Please feel free to contact me If you have any questions at 248-347-0438.

Sincerely,

Jeannie Niland

Ordinance Enforcement Officer

# FRONT ELEVATION



B 138" Eyebrow Awning
C Stone Tower (Provided By GC)
D 50" X 88" Window Awning with Color Apple
E 50" X 88" Window Awning with Mono Apple
F Hours of Operation Sign
H Welcome Back Panel





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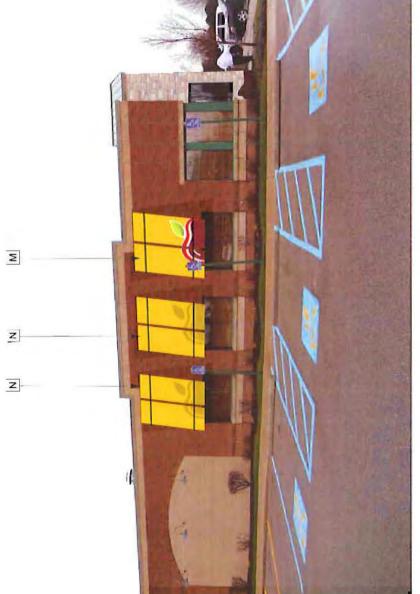
Novi, MI - 47900 Grand River Ave





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M 102" X 88" Window Awning with Color Apple N 102" X 88" Window Awning with Mono Apple





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# RIGHT ELEVATION

- I 28" Direct Mount Channel Letter Set
   J 88" X 88" Window Awning with Color Apple
   K 88" X 88" Window Awning with Mono Apple
   L 83" X 40" "Carside To Go" Awning



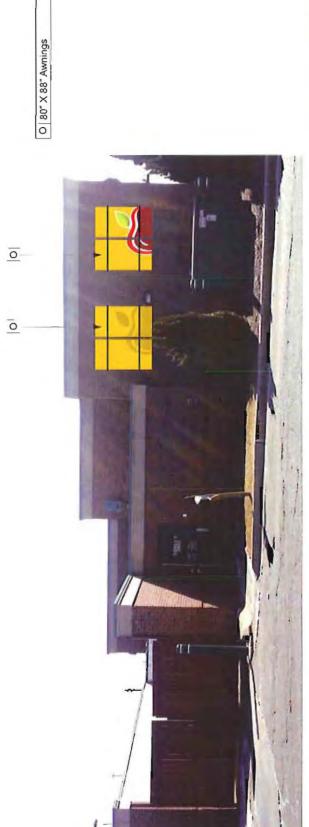


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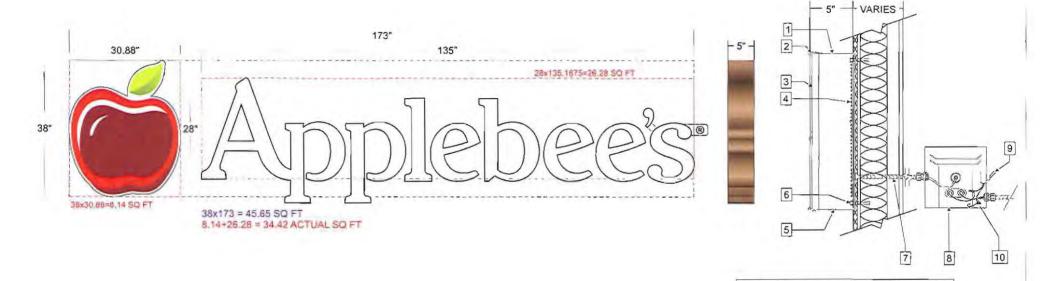




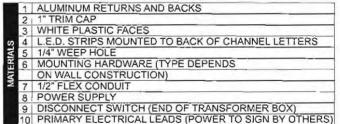
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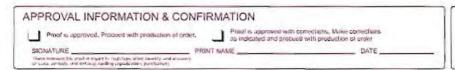
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SIGN COMPANY LLC.









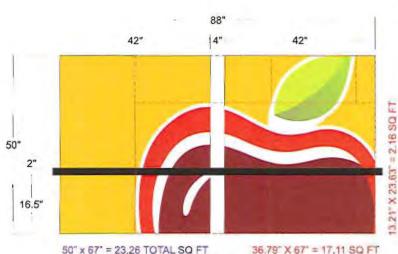
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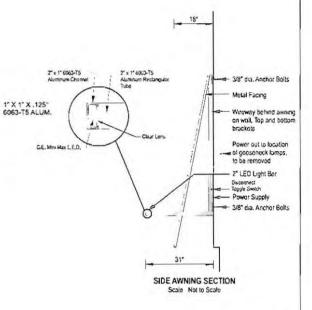


ONE (1) 20 AMP. (120 VOLT) CIRCUIT DEDICATED TO SIGN ONLY

### WINDOW AWNINGS

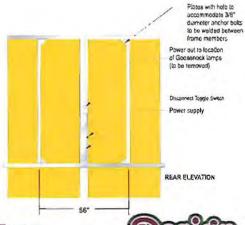


Fillet Wold Soft Yapping Screw 0 .125 Aluminum, Break Formed Awning Clip (34" Long) PANEL FRAME DETAIL



50" x 67" = 23.26 TOTAL SQ FT 17.11 + 2.16 = 19.27 ACTUAL SQ FT

### Fuca Brick CMU 2" # 1" 6053-75 3/8" djometer expansion anchor, Hilli HY-20 ICC Roport #ER-4815 1 5/6" Rectoraular embed in face shell of CMU % Aluminum Plate Cuscet Seal Weld lo Frame, Typical TYPICAL AWNING FRAME MOUNTING Four (4) Balls per Uni



# COLORS SCHEDULE

PMS 124C (SW #PYS260002 PROJECT #8783-14 MATTE BLACK - DUPONTE UFB-55152 POWDER COAT

PMS 202C (C=0, M=100, Y=61, K=43)

PMS 485C (C=0, M=95, Y=100, K=0)

(R=106, G=134, B=73) to (R=159, G=205, B=24)

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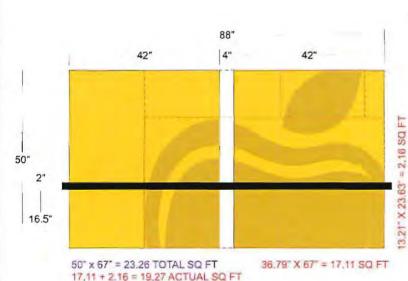
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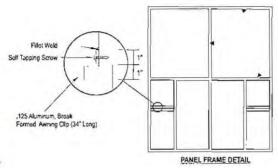


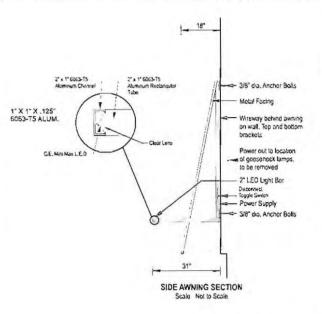


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# WINDOW AWNINGS







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# COLORS SCHEDULE

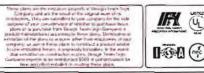
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SIGN COMPANY LLC.

1 731-925-0009 - 800-953-3804 - Fax 731-926-2022 were disservisiven and

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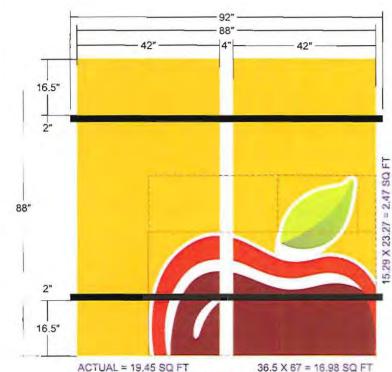
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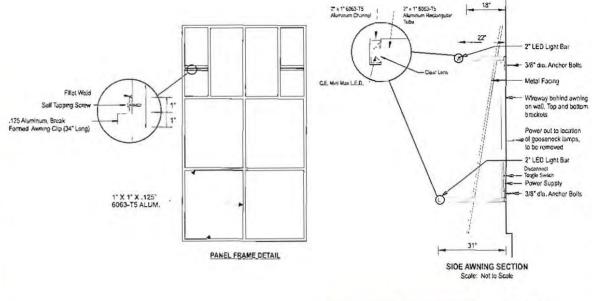
### WINDOW AWNINGS

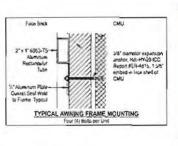


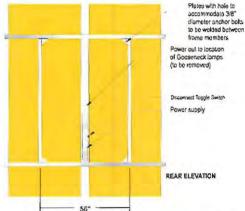
36.5 X 67 = 16.98 SQ FT

COLORS SCHEDULE PMS 124C (SW #PYS260002 PROJECT #8783-14 MATTE BLACK - DUPONTE UFB-55152 POWDER COAT PMS 202C (C=0, M=100, Y=61, K=43) PMS 485C (C=0, M=95, Y=100, K=0) (R=106, G=134, B=73) to (R=159, G=205, B=24)

PRINT NAME







## APPROVAL INFORMATION & CONFIRMATION

47.38 X 67 = 22.04 TOTAL SQ FT

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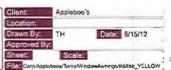
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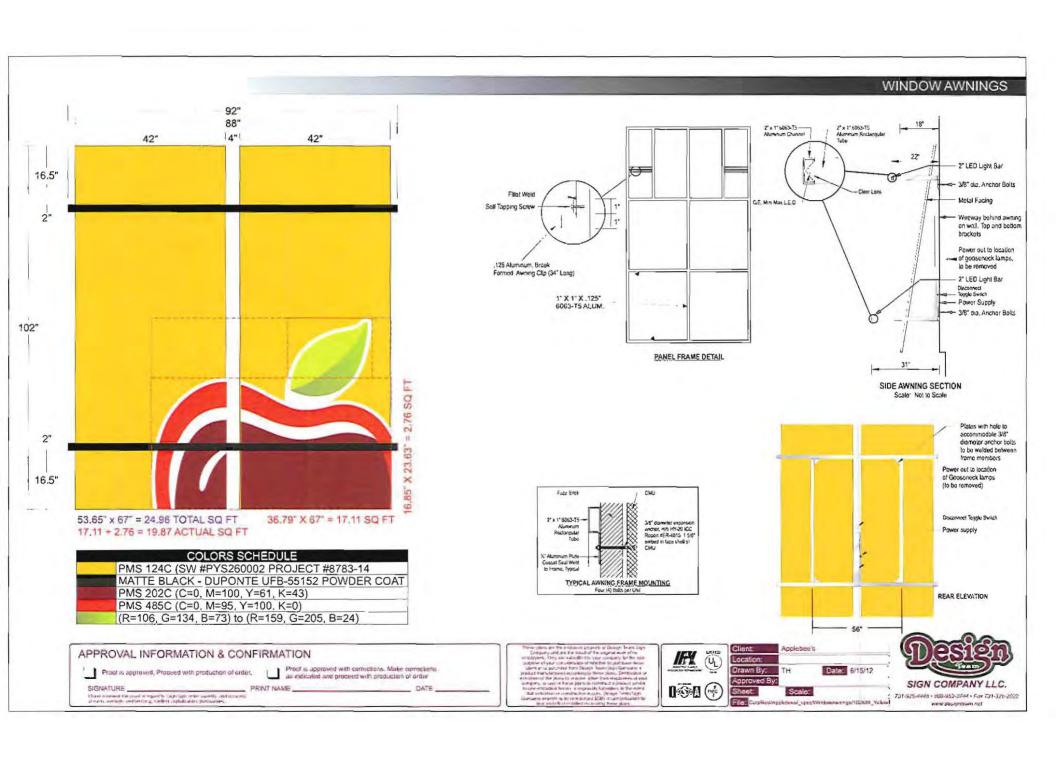


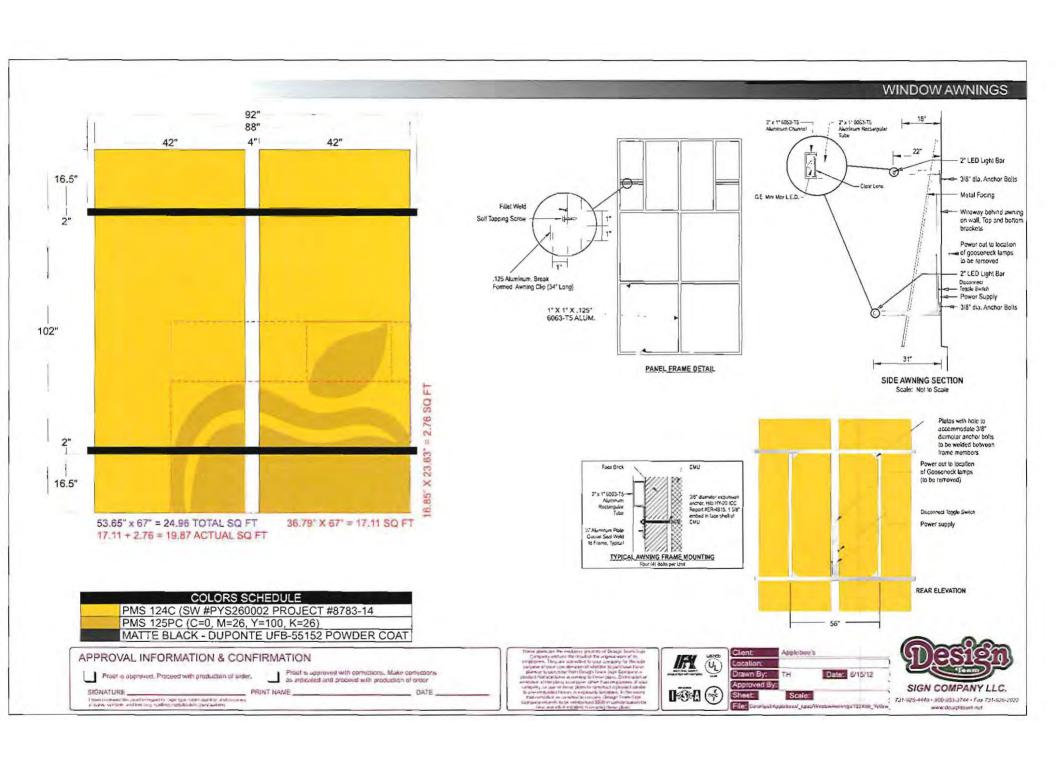






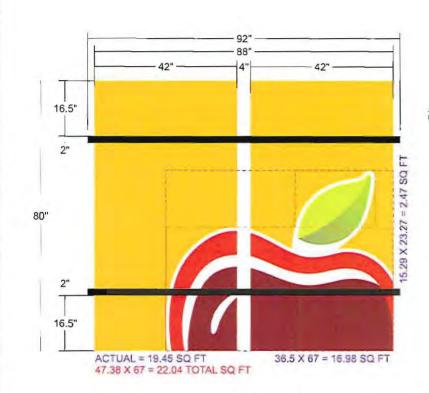
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### WINDOW AWNINGS 7 x 1" 8063,75 -2" v 1" (CORS.TS 2" LED Light Bar 88" - 3/8" die. Anchor Bolts 42" -42"-Metal Facing C.E. Minj Max L.E.D Fillet Wald Wireway bohind awning Self Tapping Screw on wall, Top and bottom brackets 16.5" .125 Aluminum, Break Formed Awning Clip (34" Long) Power out to location al goosenock lamps. to be removed 2" 2" LED Light Bar Disconnect Toggla Swich 4 SC Power Supply = 3/8" dla. Anchor Bolts 1" X 1" X .125" 6063-T5 ALUM. 2.47 80" 29 X 23.27 PANEL FRAME DETAIL SIDE AWNING SECTION Scalo: Not to Scale 15 2" Plates with hole to accommodate 3/8" diameter anchor bolts to be welded between 16.5" frame members Power out la location Fuce Brick CMU of Gooseneck lamps (to be removed) ACTUAL = 19.45 SQ FT 36.5 X 67 = 16.98 SQ FT 47,38 X 67 = 22,04 TOTAL SQ FT T x 1" 8583-15 25" diameter expension anchor, Hiti HY-20 SCC Report #ER-4815, 1 5/8" ambed in face whell of CMU Aluminum Rockingular Tube Disconnect Taggle Switch Power supply "Aluminum Plate Gussel Soul Weld to Frame, Typical COLORS SCHEDULE PMS 124C (SW #PYS260002 PROJECT #8783-14 TYPICAL AWNING FRAME MOUNTING PMS 125PC (C=0, M=26, Y=100, K=26) MATTE BLACK - DUPONTE UFB-55152 POWDER COAT REAR ELEVATION Home plans are the treatment property of the expression of the contribute of the con Applebee's APPROVAL INFORMATION & CONFIRMATION Proof is approved with corrections. Make corrections in indicated and proceed with production of order Date: 6/15/12 Propi is approved, Proceed with production of progr. SIGN COMPANY LLC. There were not be pred a regard to regard process as a control and a more, or some our best and reading regularization parameters. 731-325-445+ 800-350-3744 - Fax 737-326-2027 Garp/Appliabres/Temp/WindowAwnings/80X88\_Yoflow www.designtown.net

# WINDOW AWNINGS

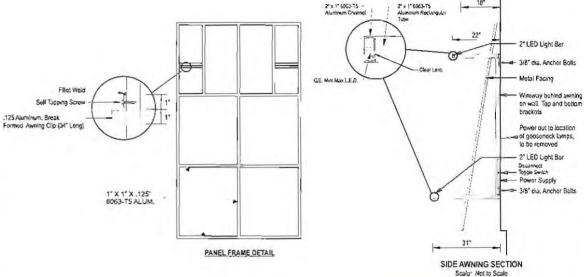


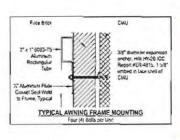
PMS 124C (SW #PYS260002 PROJECT #8783-14

MATTE BLACK - DUPONTE UFB-55152 POWDER COAT
PMS 202C (C=0, M=100, Y=61, K=43)

PMS 485C (C=0, M=95, Y=100, K=0)

(R=106, G=134, B=73) to (R=159, G=205, B=24)





Plates with hole to secommodate 3 for diameter anchor bottle to be welded between frame members.

Power out to location of Gooseneck lamps. (to be removed)

Discensed Taggle Switch Power supply

REAR ELEVATION

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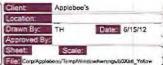
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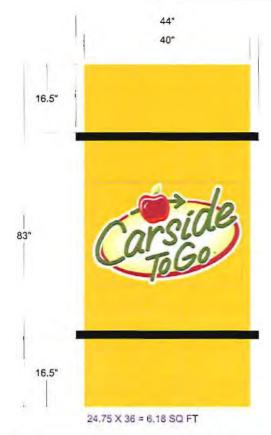






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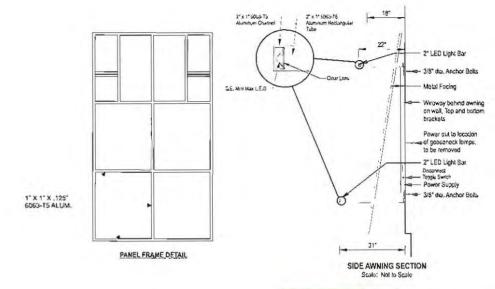
# DOOR AWNING

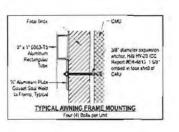


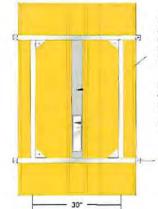
COLORS SCHEDULE

PRINT NAME

PMS 124C (SW #PYS260002 PROJECT #8783-14)
MATTE BLACK - DUPONTE UFB-55152 POWDER COAT
"CTG" LOGO - DIGITALLY PRINTED







Plates with hole to accommodate 3/8" diameter anchor bolts to be welded between frame members

Power out to location of Gooseneck lamps (to be removed)

Power supply

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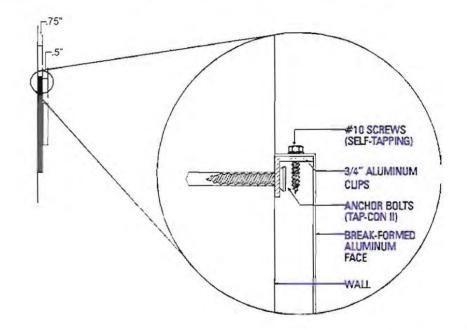


### Specifications:

14" 6"

Single-Faces, Non-Illuminated, Break-Formed Aluminum Wall Panel with .5" Thick Routed White Acrylic Letters Mounted Flush to Panel

A 7048 Sherwin-Williams Urbane Bronze
B 7328 White Acrylic



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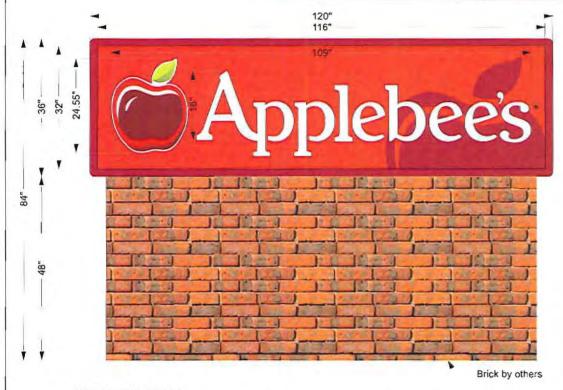


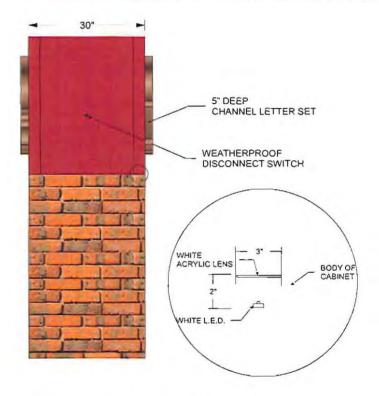




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# MONUMENT





### SIGN SPECIFICATIONS

Sign to be double faced with L.E.D. border channel illumination and internally illuminated channel letters with logo. Sign shall be a welded tube frame wrapped in .090 aluminum (skin and face)

Skin will be painted to match PMS 201C Red in gloss finish and Face will be painted to match PMS 485C Red in gloss finish with the, digitally printed 201C, apple graphic applied first surface. Face shall be secured to frame using flush mount screws. Channel letters and "Apple" logo shall be 5" deep, with LED illumination. Letters shall be fabricated from with

.050 aluminum returns and .090 aluminum backs, returns shall be painted duradonic bronze, faces shall be white acrylic, Trimcap to be 1" duradonic bronze. 1 set of channel letters will be mounted to each side of the sign cabinet,

Letters and logo shall be mounted to sign face with threaded bolts through tube frame.

COLORS SCHEDULE SKINS AND RETAINERS - PMS 201C (GLOSS) FACE - PMS 485 (GLOSS) SILHOUETTE APPLE - PMS 201C RED VINYL - 3M 3630-73 DARK RED VINYL - ORACAL 8500-030 LEAF - DIGITALLY PRINTED VINYL FACES - WHITE PLASTIC

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