

AGENDA



North Liberty Planning Commission Tuesday, April 7, 2020, 6:30 PM City Council Chambers, 1 Quail Creek Circle, North Liberty, Iowa

- 1. Call to Order
- 2. Roll Call
- 3. Approval of the Agenda
- 4. Public Hearing: Request of Harvest Estates, LLC for a zoning map amendment on 8.51 acres, more or less, from ID – Interim Development District to RS-4 PAD Single-Unit Residence District Planned Area Development on Lot 6 Country Pines Subdivision, which is located at 175 South Jones Boulevard.
 - a. Staff Presentation
 - b. Applicants Presentation
 - c. Public Comments
 - d. Questions and Comments
 - e. Recommendation to the City Council
- 5. Public Hearing: Request of the City of North Liberty for an ordinance amending several sections of the Code of Ordinances of North Liberty, Iowa, including Section 167.01, entitled "Definitions" by deleting and amending certain definitions, Section 173.02, entitled "Definitions" by amending and adding certain definitions and Section 173.05, entitled "Exempt Signs" by providing regulations for window signs.
 - a. Staff Presentation
 - b. Applicants Presentation
 - c. Public Comments
 - d. Questions and Comments
 - e. Recommendation to the City Council
- 6. Approval of Previous Minutes
- 7. Old Business
- 8. New Business
- 9. Adjournment



MEMORANDUM

To City of North Liberty Planning Commission

From Ryan Rusnak, AICP
Date April 3, 2020

Re Request of Harvest Estates, LLC for a zoning map amendment on 8.51 acres, more or less, from ID – Interim Development District to RS-4 PAD Single-Unit Residence District Planned Area Development on Lot 6 Country Pines Subdivision, which is located at 175 South Jones Boulevard.

North Liberty City staff has reviewed the subject submission, and offer comments presented in this memo. The staff review team includes the following personnel:

Ryan Heiar, City Administrator
Tracey Mulcahey, Assistant City Administrator
Grant Lientz, City Attorney
Tom Palmer, City Building Official
Kevin Trom, City Engineer
Ryan Rusnak, Planning Director

Current Zoning:

The property is currently zoned ID – Interim Development District.

Proposed Zoning:

The applicant is requesting a zoning map amendment to RS-4 PAD Single-Unit Residence District Planned Area Development to allow the property to be developed with 30 single-family dwellings, a private recreation building and related infrastructure on one lot. The development is proposed to be age restrictive and cooperatively owned. The applicant has developed several age-restricted communities throughout the State of Iowa.

The Planned Area Development is being requested to allow the flexibility of having multiple single-family residences on one lot, which is not permitted in RS Single-Unit Residence Districts or RM Multi-Unit Residence Districts alone.

Section 168.13 of the North Liberty Code of Ordinances entitled "PAD Zone – Planned Area Development Overlay District" reads in part:

- 1. Defined. A Planned Area Development Zone District is intended to encourage innovation and flexibility in planning the development of land so development is compatible with the site's physical and environmental characteristics. This district allows for flexibility in zone district requirements. The Planned Area Development District provides an opportunity for the development of a mixture of uses and housing types in a coordinated manner. The intent of the underlying zone district shall guide the development. It is incumbent upon the person proposing the PAD to justify the project, and any variations from the underlying zone district. A PAD is considered an amendment to the underlying zone district regulations. Section 165.04(2) specifies the PAD requirements.
- 2. General. Planned area developments may be allowed by Council approval in any zoning district. No such planned area development permit shall be granted unless such development either meets the use limitations of the zoning district in which it is located and

the density and other limitations of such district, except as such requirements may be lawfully modified as provided by this code. Compliance with the regulations of this section in no way excuses the developer from the applicable requirements of a subdivision ordinance, except as modifications thereof are specifically authorized in the approval of the application for the planned area development.

5. Commission and Council Action.

- A. Approval. In order that it may approve a planned area development, the Council shall have authority to require that the following conditions (among others it deems appropriate) be met by the applicant:
 - (1) The proponents of the planned area development shall demonstrate to the satisfaction of the Council that they are financially able to carry out the proposed project.
 - (2) The proponents intend to start construction within one year of either approval of the project or of any necessary zoning district change, and intend to complete said construction, or approved stages thereof, within four years from the date construction begins.
- B. Limitations on Application.
 - (1) Upon approval of a planned area development, construction shall proceed only in accordance with the plans and specifications approved by the Council, and in conformity with any conditions attached by the jurisdiction as to its approval.
 - (2) Amendment to approved plans and specifications to a planned area development shall be obtained only by following procedures here outlined for first approval.
 - (3) The Code Official shall not issue any permit for any proposed building, structure or use within the project unless such building, structure, or use is in accordance with the approved development plan and any conditions imposed in conjunction with its approval.

Public Input:

Letters were sent to property owners within 200 feet of the subject property notifying them of the February 27, 2020 good neighbor meeting. Approximately 15 people attended the meeting. Many of the people attending appeared to be interested in purchasing into the cooperative. There were a few adjacent property owners who express concerns over storm water.

Due to the Planning Commission meeting being held online, City staff sent letters to property owners within 200 feet of the subject property notifying them of the April 7, 2020 Planning Commission meeting. The letter requested any input via email or written letters, which would be considered by the Planning Commission at the meeting.

Consistency with Comprehensive Plan:

Land Use Plan designation: Residential (Please see attached Land Use Plan Map). The North Liberty Comprehensive Plan articulates the following regarding residential uses:

The plan promotes the development of a diversified housing stock that is affordable to a wide range of incomes. Even though general planning goals include limiting residential uses along arterials and in some cases even collector streets, the miles of such frontages within the City make strict adherence to those goals impractical, and landscape buffers, limited access, and smart neighborhood street layouts are utilized to minimize traffic impacts. Higher density residential development is considered to be somewhat of a transitional buffer between office/commercial development and lower density residential neighborhoods, in part because it is practical to locate the greater numbers of residents found in the higher density developments closer to the commercial services they need.

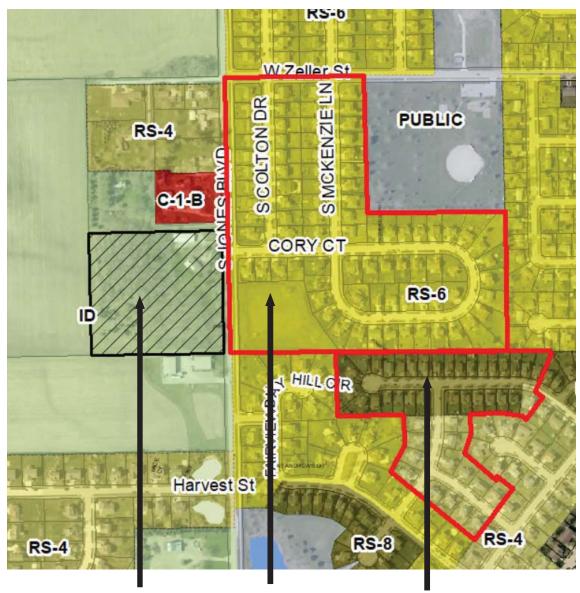
It is staff's opinion that zoning map amendment would be consistent the North Liberty Comprehensive Plan Land Use Plan.

Compatibility with surrounding zoning and land uses:

With respect to residential zoning, this area contains a mixture of RS-4 Single-Unit Residence District, RS-6 – Single-Unit Residence District and RS-8 Single-Unit Residence District. Please see attached Zoning Map. Minimum lot size requirements for RS-4, RS-6 and RS-8 are 10,000 square feet (4.356 units/acre), 7,000 square feet (6.22 units/acre) and 5,000 square feet (8.71 units/acre) respectively.

City staff recognizes that overall density decreases when taking into account right-of-way dedication and outlots dedicated for storm water facilities. The Quail Ridge development on the east side of South Jones Boulevard (RS-6 on the Zoning Map) contains 83 units on 30.22 acres, which equates to 2.74 units/acre. The Quail Creek development contains 44 units on 11.13 acres, which equates to 3.95 units/acre. Please see map on the next page.

The submitted site plan depicts 30 single-family units on 8.42 (after South Jones Boulevard right-of-way dedication), which equates to 3.56 units/acre. It is staff's opinion that the proposed use and density of the development would be compatible with the area.



Subject Property Quail Ridge Quail Creek 7th

Approval standards:

Section 168.12 of the North Liberty Code of Ordinances, entitled "PAD Zone – Planned Area Development Overlay District" sets forth the approval standards (Ordinance language in *italics* and staff analysis in **bold**).

- 3. Conditions.
 - A. Area. No planned area development shall have area less than that approved by the Council as adequate for the proposed development.
 - It is City staff's opinion that the land area is adequate for the proposed development.
 - B. Uses. A planned area development that will contain uses not permitted in the zoning district in which it is to be located will require a change of zoning and shall be accompanied by an application for a zoning amendment, except that any residential use shall be considered a permitted use and shall be governed by density, design and other requirements of the planned area development permit.
 The planned area development is being requested to allow the flexibility of having multiple single-family residences (a residential use) on one lot, which is not permitted
 - multiple single-family residences (a residential use) on one lot, which is not permitted in RS Single-Unit Residence Districts or RM Multi-Unit Residence Districts alone. It is City staff's opinion that the requested use would be permitted with approval of the planned area development.
 - C. Ownership. The development shall be in single or corporate ownership at the time of application, or the subject of an application filed jointly by all owners of the property. The site plan indicates that the property would be cooperatively owned.
 - D. Design. The Commission and Council shall require such arrangements of structures and open spaces within the site development plan as necessary to ensure that adjacent properties will not be adversely affected.
 - (1) Density. Density of land use shall in no case be more than 25 percent higher than allowed in the zoning district, except not more than 10 percent higher in residential districts.
 - The submitted site plan depicts 30 single-family units on 8.42 (after South Jones Boulevard right-of-way dedication), which equates to 3.56 units/acre. No increase in density is being requested.
 - (2) Arrangement. Where feasible, the least height and density of buildings and uses shall be arranged around the boundaries of the development. City staff is requesting that the development be subject to the design standards and maximum height limitations for single-unit dwellings in its recommendations for approval.
 - (3) Specific Regulations. Lot area, width, yard, height, density, and coverage regulations shall be determined by approval of the site plan.

 Please see City staff's analysis of the site plan.

- E. Open Spaces. Preservation, maintenance, and ownership of required open spaces within the development shall be accomplished by either:
 - (1) Dedication of land as a public park or parkway system, or
 - (2) Granting to the jurisdiction a permanent, open space easement on and over the said private open space to guarantee that the open space remain perpetually in recreational use, with ownership and maintenance being the responsibility of an owners' association established with articles of association and bylaws which are satisfactory to the Council.
 - It is City staff's opinion that open space is not required within the proposed development.
- F. Landscaping. Landscaping, fencing, and screening related to the uses within the site and as means of integrating the proposed development into its surroundings shall be planned and presented to the Commission and Council for approval, together with other required plans for the development. A planting plan showing proposed tree and shrubbery plantings shall be prepared for the entire site to be developed. A grading and drainage plan shall also be submitted to the Commission and Council with the application.
 - A landscaping, fencing and grading and drainage plan has been provided. The applicant has indicated that the design of the entrance gate would be forthcoming. Please see City staff's analysis of the site plan.
- G. Signs. The size, location, design, and nature of signs, if any, and the intensity and direction of floodlighting shall be detailed in the application.
 The applicant has indicated that a sign would be installed on the entrance gate, the details of which are forthcoming. Please see City staff's analysis of the site plan.
- H. Exterior Lighting. The size, material type, location, and intensity of all exterior lighting shall be detailed in the application.
 - The applicant has indicated that the development would not have any street lighting and that each building would contain exterior lighting.
- I. Desirability. The proposed use of the particular location shall be shown, as necessary or desirable, to provide a service or facility which will contribute to the general well-being of the surrounding area. It shall also be shown that under the circumstances of the particular case, the proposed use will not be detrimental to the health, safety, or general welfare of persons residing in the vicinity of the planned area development.
 - The site plan indicates that the proposed development would be aged-restricted. It is City staff's opinion that this development would contribute to the general well-being of the City of North Liberty.

- 4. Commission and Council Determination. In carrying out the intent of this section, the Commission and Council shall consider the following principles:
 - A. It is the intent of this section that site and building plans for a planned area development shall be prepared by a designer or team of designers having professional competence in urban planning as proposed in the application. The Commission and Council may require the applicant to engage such expertise as a qualified designer or designer team.

 The planned area development plan has been prepared by a professional engineer.
 - B. The Council may approve or disapprove an application for a planned area development. In approval, the Council may attach such conditions as it may deem necessary to secure compliance with the purpose set forth in this chapter.

City staff has provided conditions in its recommendation for approval.

The Planned Area Development Overlay District requires submittal of a site plan. Section 165.04(2) of the North Liberty Code of Ordinances entitled, "Site Plan Requirements" sets forth the approval standards (Ordinance language in *italics* and staff analysis in **bold**).

- 2. Site Plan Requirements. Site plans, which are required for review and approval for any use in any district or elsewhere by this code, shall comply with and illustrate the following:
 - D. All site plans shall clearly illustrate the general methods of development, design, special distribution, location, topography (both existing and proposed), soil erosion control measures, relationship to flood overlay zones, and such other information as necessary to show compliance with the requirements of this code. A preliminary site plan may be submitted for preliminary land use approval; however, the final site plan required by this code shall be submitted, reviewed, and approved prior to the issuance of building or construction permits.

This information has been provided on the site plan.

- *E.* The site plan shall include the following legal information:
 - (1) Legal property owner's name and description of property.
 - (2) Applicant's name, requested land use, and zoning.
 - (3) If the applicant is other than the legal owner, the applicant's interest shall be indicated and the legal owner's authority to appeal shall be certified.

This information has been provided on sheets C100 and C101 of the site plan.

- F. The site plan shall clearly illustrate in color perspective and enumerate the following information:
 - (1) Property boundary lines, dimensions, and total area.

 This information has been provided on sheets C100 and C101 of the site plan.
 - (2) Contour lines at intervals of not more than five feet, City datum. If substantial topographic change is proposed, the existing topography shall be illustrated on a separate map and the proposed finished topography shown on the final site plan.

 This information has been provided on sheet C600 of the site plan.

- (3) The availability and location of existing utilities.

 This information has been provided on sheet C300 of the site plan.
- (4) The proposed location, size, shape, color, and material type of all buildings or structures.
 - This information has been provided on sheets C101 and C300 of the site plan. Please see attached rendering of the proposed dwellings. A rendering of the clubhouse is forthcoming.
- (5) The total square feet of building floor area, both individually and collectively. This information has been provided on sheet C101 of the site plan.
- (6) The number of dwelling units, bedrooms, offices, etc., as required to determine special compliance.
 - This information has been provided on sheets C101 and C300 of the site plan.
- (7) The proposed location of identification signs. An identification sign is defined as a sign displaying the name, address, insignia or trademark, and occupant of a building or the name of any building on the premises. Installation shall be in accordance with the Chapter 173 of this code.
 - The applicant has indicated that a sign would be installed on the entrance gate, the details of which are forthcoming.
- (8) A vicinity sketch showing detailed adjacent land uses within 500 feet of the property and general existing land uses within 1,000 feet of the property. This information has been provided on sheet C100 of the site plan.
- (9) Existing buildings, right-of-way, street improvements, utilities (overhead or underground), easements, drainage courses, vegetation and large trees, etc. This information has been provided on sheets C200 and C300 of the site plan.
- (10) Parking areas, number of parking spaces proposed, number of parking spaces required by this code, type of surfacing to be used, etc.

 This information has been provided on sheets C101 and C300 of the site plan.
- (11)Walkways, driveways, outside lighting, walls, fences, signs, monuments, statues and other manmade features to be used in the landscape.
 - This information has been provided on sheets C300 and C700 of the site plan.
- (12)Location and type of all plants, grass, trees, or ground cover to be used in the landscape. Landscaping shall be illustrated in elevation and color perspective with the size and exact names of plants, shrubs, or trees to be planted clearly indicated. This information has been provided on sheet C700 of the site plan. A color perspective is forthcoming.

- (13)Walls, fences or other artificial screens to be used as buffers shall be shown in elevation and color perspective with proposed height and structural material to be used indicated. See Section 169.02 for the guidelines concerning landscaping.

 This information has been provided on sheets C300 and C700 of the site plan.
- (14)Traffic considerations, architectural themes, pedestrian movement, etc., and all other considerations pertinent to the proposed use may be requested for illustration or statistical purposes.

The development would have a single entrance on South Jones Boulevard, which is a minor arterial roadway. The architectural theme of the buildings is a modern craftsman design. The development would have a pedestrian crossing to the path on the east side of South Jones Boulevard.

(15)The methods of compliance with all applicable flood plain development standards and flood (overlay) districts as contained in this code.

The subject property is not located within a flood hazard area.

Additional Considerations:

The City Engineer has requested additional information, which will be necessary prior to site development. These comments were provided to the applicant in a separate letter. City staff is recommending that the applicant demonstrate consistency with the City's storm water ordinance prior to City Council's consideration of the zoning map amendment.

City staff is recommending that the applicant pay the Jones Boulevard improvement fees, which is \$105 per linear foot along South Jones Boulevard.

Findings:

- 1. The zoning map amendment would be consistent the North Liberty Comprehensive Plan Land Use Plan;
- 2. The proposed use and density of the development would be compatible with the area;
- 3. The zoning map amendment achieves consistency with Section 168.12 of the North Liberty Code of Ordinances, entitled "PAD Zone Planned Area Development Overlay District and the site plan achieves consistency with Section 165.04(2) of the North Liberty Code of Ordinances entitled, "Site Plan Requirements".

Recommendation:

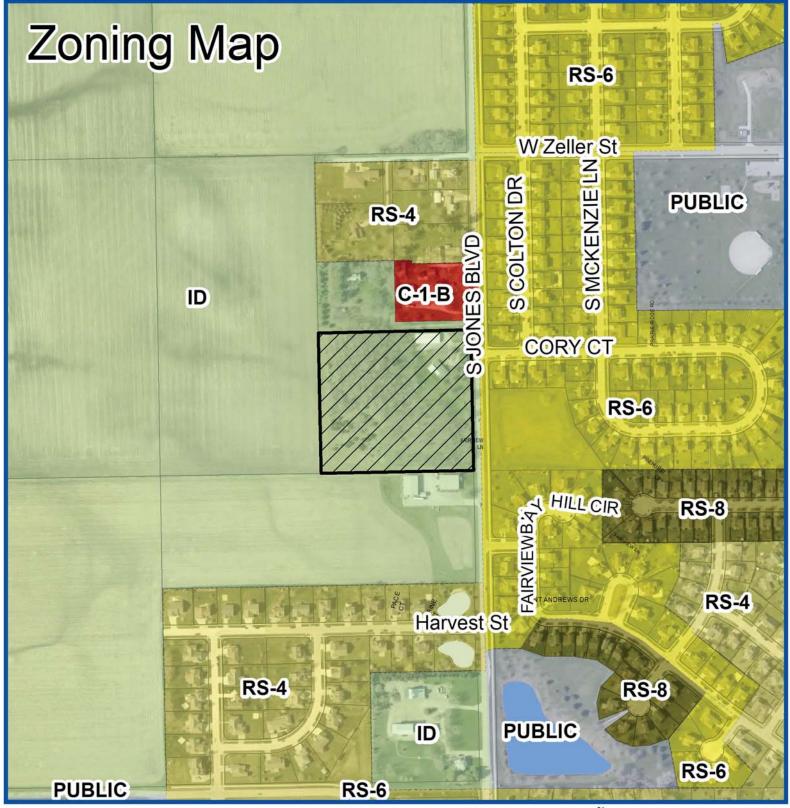
Staff recommends the Planning Commission accept the three listed findings and forward the request of Harvest Estates, LLC for a zoning map amendment on 8.51 acres, more or less, from ID – Interim Development District to RS-4 PAD Single-Unit Residence District Planned Area Development on Lot 6 Country Pines Subdivision, which is located at 175 South Jones Boulevard, to the City Council with a recommendation for approval subject to the following conditions:

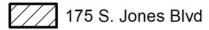
1. That the ingress/egress easement provide for access for public services;

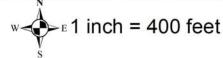
- 2. That the development be subject to the design standards and maximum height limitations for buildings in the single-unit residence district;
- 3. That additional detail be provided on the location, style and height of the entrance gate and the sign to be installed on it prior to City Council's consideration of the zoning map amendment;
- 4. That a rendering depicting the color and material type of the clubhouse be provided prior to City Council's consideration of the zoning map amendment;
- 5. That a color rendering in elevation of the proposed landscaping prior to City Council's consideration of the zoning map amendment;
- 6. That applicant demonstrate consistency with the City's post-construction storm water runoff control ordinance prior to City Council's consideration of the zoning map amendment; and
- 7. That the applicant pay the Jones Boulevard improvement fees, which is \$105 per linear foot along South Jones Boulevard, prior to any site construction or building permit issuance.

Suggested motion:

I move that the Planning Commission accept the three listed conditions and forward the zoning map amendment with the seven listed conditions recommended by City staff to the City Council with a recommendation for approval.







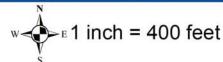
Public Use RS-6: Residential Single-Unit ID: Interim Development RS-8: Residential Single-Unit

RS-3: Residential Single-Unit C-1-B: Commercial, General

RS-4: Residential Single-Unit



175 S. Jones Blvd



Land Use Plan Designations

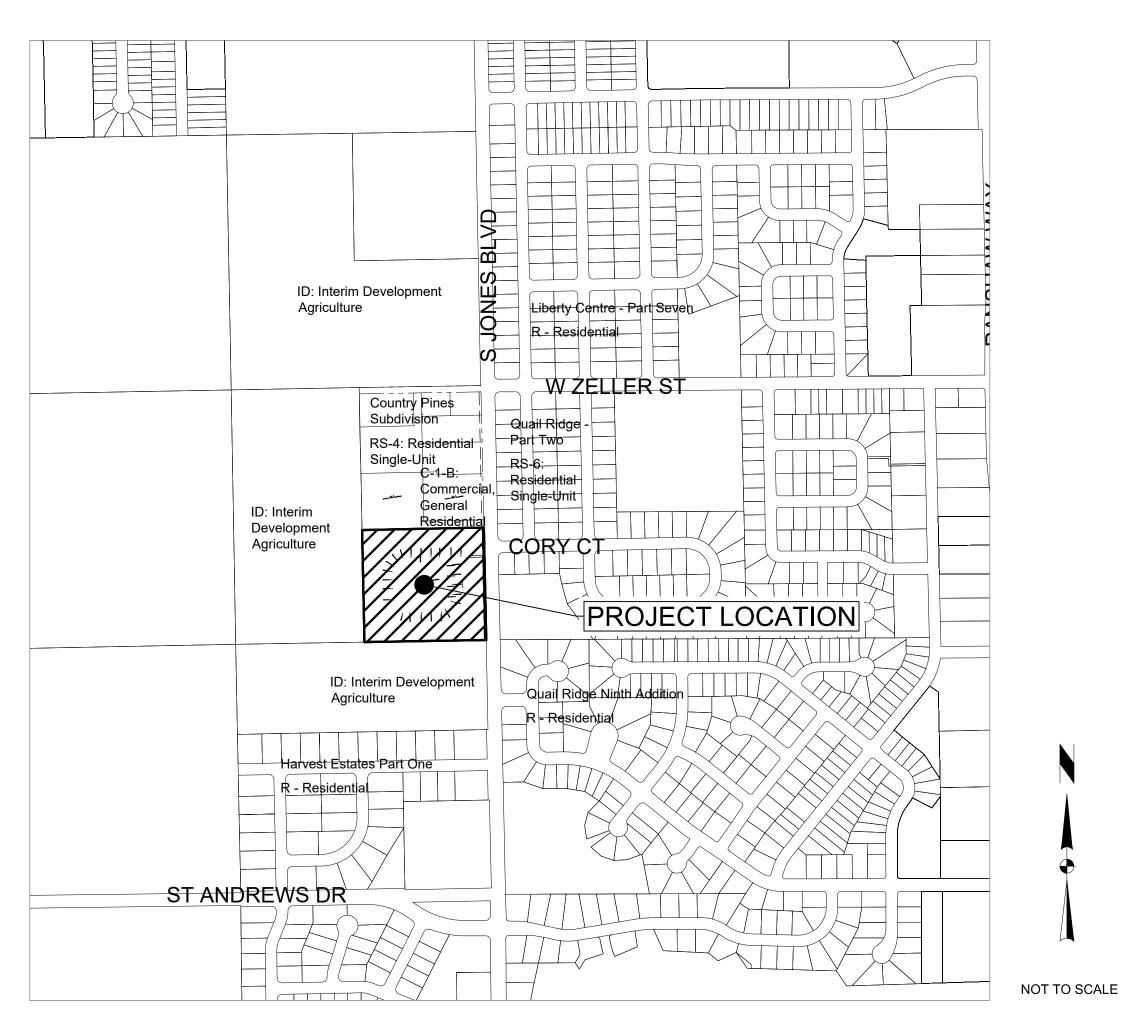


PAD SITE PLAN FOR VINTAGE ESTATES

CITY OF NORTH LIBERTY, JOHNSON COUNTY, IOWA

CONTRACT PURCHASER/APPLICANT

HARVEST INVESTMENT, LLC. PELLA, IOWA 50219



VICINITY MAP

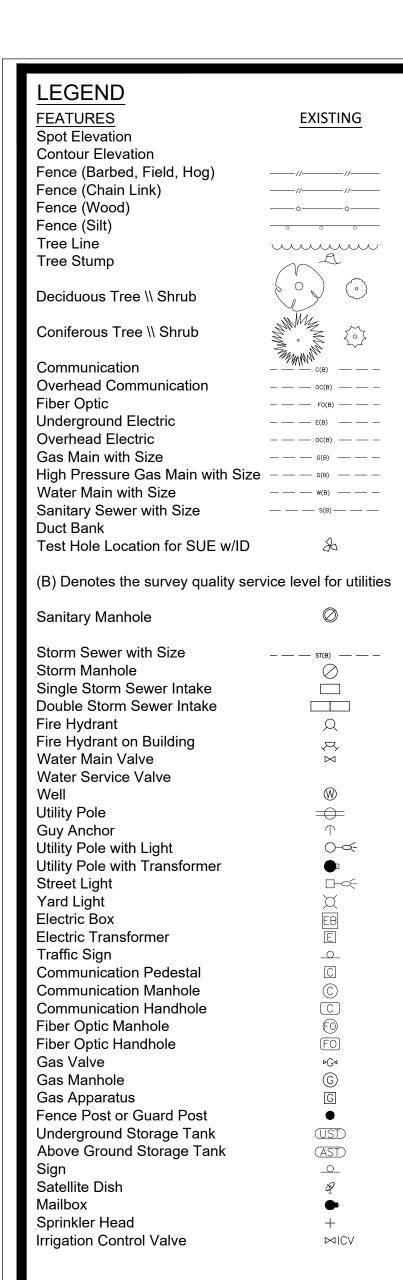
Sheet List Table

Sheet Number Sheet Title TITLE SHEET PROJECT INFORMATION **DEMOLITION PLAN DIMENSION PLAN** UTILITY PLAN STORM SEWER PLAN **GRADING PLAN** PLANTING PLAN

NORTH LIBERTY, IOWA SHEET



Project No: 119.1037 Sheet C100



UTILITY QUALITY SERVICE LEVELS

QUALITY LEVELS OF UTILITIES ARE SHOWN IN THE PARENTHESES WITH THE UTILITY TYPE AND WHEN APPLICABLE, SIZE. THE QUALITY LEVELS ARE BASED ON THE CI / ASCE 38-02 STANDARD.

QUALITY LEVEL (D) INFORMATION IS DERIVED FROM EXISTING UTILITY

RECORDS OR ORAL RECOLLECTIONS. QUALITY LEVEL (C) INFORMATION IS OBTAINED BY SURVEYING AND PLOTTING

VISIBLE ABOVE-GROUND UTILITY FEATURES AND USING PROFESSIONAL JUDGMENT IN CORRELATING THIS INFORMATION WITH QUALITY D INFORMATION.

QUALITY LEVEL (B) INFORMATION IS OBTAINED THROUGH THE APPLICATION OF APPROPRIATE SURFACE GEOPHYSICAL METHODS TO DETERMINE THE

EXISTENCE AND APPROXIMATE HORIZONTAL POSITION OF SUBSURFACE QUALITY LEVEL (A) IS HORIZONTAL AND VERTICAL POSITION OF UNDERGROUND

UTILITIES OBTAINED BY ACTUAL EXPOSURE OR VERIFICATION OF PREVIOUSLY EXPOSED SUBSURFACE UTILITIES, AS WELL AS THE TYPE, SIZE, CONDITION, MATERIAL, AND OTHER CHARACTERISTICS

UTILITY WARNING

THE UTILITIES SHOWN HAVE BEEN LOCATED FROM FIELD SURVEY INFORMATION AND/OR RECORDS OBTAINED. THE SURVEYOR MAKES NO GUARANTEE THAT THE UTILITIES OR SUBSURFACE FEATURES SHOWN COMPRISE ALL SUCH ITEMS IN THE AREA, EITHER IN SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT WARRANT THAT THE UTILITIES OR SUBSURFACE FEATURES SHOWN ARE IN THE EXACT LOCATION INDICATED EXCEPT WHERE NOTED AS QUALITY LEVEL A.

- A. NOTIFY UTILITY PROVIDERS PRIOR TO BEGINNING ANY CONSTRUCTION ACTIVITIES AND COORDINATE WITH UTILITY PROVIDERS AS NECESSARY DURING CONSTRUCTION. CONTRACTOR IS RESPONSIBLE FOR DETERMINING EXISTENCE, EXACT LOCATION, AND DEPTH OF ALL UTILITIES. PROTECT ALL UTILITY LINES AND STRUCTURES NOT SHOWN FOR REMOVAL OR MODIFICATION. ANY DAMAGES TO UTILITY ITEMS NOT SHOWN FOR REMOVAL OR MODIFICATION SHALL BE REPAIRED TO THE UTILITY OWNER'S SPECIFICATIONS AT THE CONTRACTOR'S EXPENSE.
- B. CONSTRUCTION OF ALL STREET AND UTILITY IMPROVEMENTS SHALL CONFORM TO THE 2019 SUDAS STANDARD SPECIFICATIONS, THE CITY OF PELLA SUPPLEMENTAL SPECIFICATIONS FOR PUBLIC IMPROVEMENTS.
- C. LENGTH OF UTILITIES SHOWN ON PLANS ARE DIMENSIONED FROM CENTERLINE OF STRUCTURE TO CENTERLINE OF STRUCTURE.
- D. ALL TRAFFIC CONTROL SHALL BE PROVIDED IN ACCORDANCE WITH REQUIREMENTS SET FORTH IN THE MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES (MUTCD). WHEN CONSTRUCTION ACTIVITIES OBSTRUCT PORTIONS OF THE ROADWAY, FLAGGERS SHALL BE PROVIDED. FLAGGERS SHALL CONFORM TO THE MUTCD IN APPEARANCE, EQUIPMENT AND ACTIONS.
- E. NOTIFY OWNER, ENGINEER, AND CITY OF NORTH LIBERTY AT LEAST 48 HOURS PRIOR TO BEGINNING WORK.
- F. CONSTRUCT MANHOLES AND APPURTENANCES AS WORK PROGRESSES. BACKFILL WITH SUITABLE MATERIAL AND COMPACT TO 95% MAXIMUM DENSITY
- G. IN THE EVENT OF A DISCREPANCY BETWEEN THE QUANTITY ESTIMATES AND THE DETAILED PLANS, THE DETAILED PLANS SHALL GOVERN.
- H. ALL FIELD TILES ENCOUNTERED DURING CONSTRUCTION SHALL BE RECONNECTED AND NOTED ACCORDINGLY TO ENGINEER.
- I. DIMENSIONS, BUILDING LOCATION, UTILITIES AND GRADING OF THIS SITE ARE BASED ON AVAILABLE INFORMATION AT THE TIME OF DESIGN. DEVIATIONS MAY BE NECESSARY IN THE FIELD. ANY SUCH CHANGES OR CONFLICTS BETWEEN THIS PLAN AND FIELD CONDITIONS ARE TO BE REPORTED TO THE ARCHITECT/ENGINEER PRIOR TO STARTING CONSTRUCTION. THE CONTRACTOR SHALL BE RESPONSIBLE FOR LAYOUT VERIFICATION OF ALL SITE IMPROVEMENTS PRIOR TO CONSTRUCTION.
- CONTRACTOR TO LOAD AND TRANSPORT ALL MATERIALS CONSIDERED TO BE UNDESIRABLE TO BE INCORPORATED INTO THE PROJECT TO AN APPROVED OFF-SITE
- K. CONTRACTOR TO STRIP AND STOCKPILE TOPSOIL FROM ALL AREAS TO BE CUT OR FILLED. RESPREAD TO MINIMUM 6" DEPTH TO FINISH GRADES.
- L. ALL PROPOSED CONTOURS AND SPOT ELEVATIONS SHOWN ARE FINISHED GRADES AND/OR TOP OF PAVING SLAB (GUTTER), UNLESS OTHERWISE NOTED.
- M. THE CONTRACTOR IS RESPONSIBLE FOR CLEANING DIRT AND DEBRIS FROM NEIGHBORING STREETS, DRIVEWAYS, AND SIDEWALKS CAUSED BY CONSTRUCTION ACTIVITIES IN A
- N. THE ADJUSTMENT OF ANY EXISTING UTILITY APPURTENANCES TO FINAL GRADE IS CONSIDERED INCIDENTAL TO THE SITE WORK.
- O. THE CONTRACTOR SHALL BE RESPONSIBLE FOR INSTALLING EROSION CONTROL MEASURES AS NECESSARY. CONTRACTOR SHALL ALSO BE RESPONSIBLE FOR MAINTAINING ANY EXISTING EROSION CONTROL MEASURES ON SITE AT THE TIME OF CONSTRUCTION. GRADING AND SOIL EROSION CONTROL CODE REQUIREMENTS SHALL BE MET BY CONTRACTOR. A GRADING PERMIT IS REQUIRED FOR THIS PROJECT
- P. CONTRACTOR TO COORDINATE NATURAL GAS, ELECTRICAL, TELEPHONE AND ANY OTHER FRANCHISE UTILITY SERVICES WITH UTILITY SERVICE PROVIDER, CITY OF NORTH LIBERTY, AND THE OWNER PRIOR TO CONSTRUCTION.
- Q. CONTRACTOR TO VERIFY ALL UTILITY CROSSINGS AND MAINTAIN MINIMUM 18" VERTICAL AND HORIZONTAL CLEARANCE BETWEEN UTILITIES. CONTRACTOR TO COORDINATE UTILITY ROUTING TO BUILDING AND VERIFY CONNECTION LOCATIONS AND INVERTS PRIOR TO CONSTRUCTION.
- R. ALL PROPOSED STORM SEWER, SANITARY SEWER, AND WATER MAIN WILL BE PRIVATE
- S. ALL MAINTENANCE OF COMMON GROUND AND CLUBHOUSE WILL BE THE RESPONSIBILITY OF THE COOPERATIVE.
- T. THE BUILDING LINES SHOWN ARE FOR MAXIMUM BUILDING FOOTPRINT.

UTILITY CONTACT INFORMATION

Contact Name : Alliant Energy Field Engineer

Contact Email: <u>locate_IPL@alliantenergy.com</u>

Contact Email: nunemaker@linncountyrec.com

Contact Email: crhemphill@midamerican.com

Contact Email: tpalmer@northlibertyiowa.org

Contact Email: brian@southslope.com

Contact Email: cnorton@mediacomcc.com

ALLIANT ENERGY

LINN COUNTY REC

MIDAMERICAN-GAS

Contact Phone: 8002554268

Contact Phone: 3193771587

Contact Name: Carson Hemphill

Contact Phone: 3193414461

NORTH LIBERTY, CITY OF

Contact Name: Tom Palmer

Contact Phone: 3196265736

SOUTH SLOPE TELEPHONE Contact Name : Brian Frese

Contact Phone: 3192277111

MEDIACOM IOWA CITY

Contact Name: Carl Norton Contact Phone: 3195946201

Contact Name: Johna Nunemaker

ONE CALL DESIGN REQUEST SYSTEM, TICKET NUMBER 552001248.

U. ALL STORM SEWER, SANITARY SEWER, AND WATER MAIN SHALL BE PRIVATELY OWNED AND

UTILITY CONTACT FOR MAPPING INFORMATION SHOWN AS RECEIVED FROM THE IOWA

V. THE PCC PRIVATE ROAD PAVEMENT SHALL SUPPORT 75,000 LBS LOADING.

EXISTING ZONING

ID - INTERIM DEVELOPMENT DISTRICT

PROPOSED ZONING

RS-4: PAD - SINGLE-UNIT RESIDENTIAL DISTRICT PLANNED AREA DEVELOPMENT

PROPERTY DESCRIPTION

LOT 6, COUNTRY PINES SUBDIVISION

PROPERTY ADDRESS

175 S JONES BLVD

LAND USE

30 AGE RESTRICTED SINGLE FAMILY DWELLING UNITS AND A CLUBHOUSE

LOT 1: 8.42 AC (366,719 SF) DENSITY: 3.56 UNITS / ACRE

BUILDING DESCRIPTION

MAXIMUM UNIT SF = 2,716 SF CLUBHOUSE = 6.507 SF TOTAL MAX BUILDING AREA = 87,987 SF

BULK REGULATIONS

FRONT YARD SETBACK: 30' **REAR YARD SETBACK: 30'** SIDE YARD SETBACK: 30'

INTERIOR MINIMUM SEPARATION DISTANCE: 10' FRONT YARD SETBACK: 25' FROM BACK OF CURB REAR YARD: 20' FROM OTHER UNITS

PROPERTY ACRAGE

8.42 AC (366,719 SF) STREETLOT A: 0.09 AC (4,099 SF)

PARKING CALCULATIONS

REQUIRED: 2 PARKING STALLS PER UNIT 30 UNITS X 2 SPACES = 60 PARKING SPACES REQUIRED

PROVIDED: 2 GARAGE STALLS PER UNIT 30 UNITS X 2 GARAGE STALLS = 60 SPACES 2 DRIVEWAY STALLS PER UNIT 30 UNITS X 2 DRIVEWAY STALLS = 60 SPACES CLUBHOUSE PARKING = 20 SPACES

TOTAL REQUIRED = 60 SPACES PROVIDED = 140 SPACES

CONTROL POINTS

IOWA SOUTH STATE PLANE COORDINATE SYSTEM NAD83(2011)(EPOCH 2010.00) IARTN DERIVED - US SURVEY FEET

- CP10 N=640693.83 E=2154174.78 Z=787.11 IRON ROD WITH CONTROL CAP (AS SHOWN ON SURVEY)
- N=640362.68 E=2154180.26 Z=779.89 IRON ROD WITH CONTROL CAP (AS SHOWN ON SURVEY)
- CP12 N=640001.23 E=2154187.97 Z=776.48 IRON ROD WITH CONTROL CAP (AS SHOWN ON SURVEY)

BENCHMARKS

NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD88 - GEOID12A) IARTN DERIVED - US SURVEY FEET

BM500 ELEV=788.01 BOLT ON FIRE HYDRANT, BOLT WITH 'X' AT ARROW

POLLUTION PREVENTION NOTES

A. POLLUTION PREVENTION AND EROSION PROTECTION

- CODE COMPLIANCE: THE CONTRACTOR IS RESPONSIBLE FOR COMPLIANCE WITH ALL POTENTIAL POLLUTION AND SOIL EROSION CONTROL REQUIREMENTS OF THE IOWA CODE. THE IOWA DEPARTMENT OF NATURAL RESOURCES (IDNR) NPDES PERMIT, THE U.S. CLEAN WATER ACT AND ANY LOCAL ORDINANCES. THE CONTRACTOR SHALL TAKE ALL NECESSARY STEPS TO PROTECT AGAINST EROSION AND POLLUTION FROM THIS PROJECT SITE AND ALL OFF-SITE BORROW OR DEPOSIT AREAS DURING PERFORMANCE OR AS A RESULT OF PERFORMANCE.
- 2. DAMAGE CLAIMS: THE CONTRACTOR WILL HOLD THE OWNER AND ARCHITECT / ENGINEER HARMLESS FROM ANY AND ALL CLAIMS OF ANY TYPE WHATSOEVER RESULTING FROM DAMAGES TO ADJOINING PUBLIC OR PRIVATE PROPERTY, INCLUDING REASONABLE ATTORNEY FEES INCURRED TO OWNER. FURTHER, IF THE CONTRACTOR FAILS TO TAKE NECESSARY STEPS TO PROMPTLY REMOVE EARTH SEDIMENTATION OR DEBRIS WHICH COMES ONTO ADJOINING PUBLIC OR PRIVATE PROPERTY, THE OWNER MAY, BUT NEED NOT, REMOVE SUCH ITEMS AND DEDUCT THE COST THEREOF FROM AMOUNTS DUE TO THE

B. STORM WATER DISCHARGE PERMIT

- THIS PROJECT REQUIRES COVERAGE UNDER THE NPDES GENERAL PERMIT NO. 2 FOR STORM WATER DISCHARGES ASSOCIATED WITH CONSTRUCTION ACTIVITIES FROM THE IDNR, AS REQUIRED BY THE ENVIRONMENTAL PROTECTION AGENCY (EPA). THE GENERAL CONTRACTOR AND ALL SUBCONTRACTORS ARE RESPONSIBLE FOR COMPLIANCE WITH AND FULFILLMENT OF ALL REQUIREMENTS OF THE NPDES GENERAL PERMIT NO. 2 AS SPECIFIED IN THE CONTRACT DOCUMENTS
- 2. ALL DOCUMENTS RELATED TO THE STORM WATER DISCHARGE PERMIT, INCLUDING, BUT NOT LIMITED TO, THE NOTICE OF INTENT, PROOF OF PUBLICATIONS, DISCHARGE AUTHORIZATION LETTER, CURRENT SWPPP, SITE INSPECTION LOG, AND OTHER ITEMS, SHALL BE KEPT ON SITE AT ALL TIMES AND MUST BE PRESENTED TO ANY JURISDICTIONAL AGENCIES UPON REQUEST. FAILURE TO COMPLY WITH THE NPDES PERMIT REQUIREMENTS IS A VIOLATION OF THE CLEAN WATER ACT AND THE CODE OF
- 3. A "NOTICE OF DISCONTINUATION" MUST BE FILED WITH THE IDNR UPON FINAL STABILIZATION OF THE DISTURBED SITE AND REMOVAL OF ALL TEMPORARY EROSION CONTROL MEASURES. ALL PLANS, INSPECTION REPORTS, AND OTHER DOCUMENTS MUST BE RETAINED FOR A PERIOD OF THREE YEARS AFTER PROJECT COMPLETION. THE CONTRACTOR SHALL RETAIN A RECORD COPY AND PROVIDE THE ORIGINAL DOCUMENTS TO THE OWNER UPON PROJECT ACCEPTANCE AND/OR SUBMITTAL OF THE NOTICE OF DISCONTINUATION.

C. POLLUTION PREVENTION PLAN

- THE STORM WATER POLLUTION PREVENTION PLAN (SWPPP) IS A SEPARATE DOCUMENT IN ADDITION TO THESE PLAN DRAWINGS. THE CONTRACTOR SHOULD REFER TO THE SWPPP FOR ADDITIONAL REQUIREMENTS AND MODIFICATIONS TO THE POLLUTION PREVENTION PLAN MADE DURING CONSTRUCTION.
- 2. THE SWPPP ILLUSTRATES GENERAL MEASURES AND BEST MANAGEMENT PRACTICES (BMP) FOR COMPLIANCE WITH THE PROJECT'S NPDES PERMIT COVERAGE. ALL BMP'S AND EROSION CONTROL MEASURES REQUIRED AS A RESULT OF CONSTRUCTION ACTIVITIES ARE THE RESPONSIBILITY OF THE CONTRACTOR TO IDENTIFY, NOTE AND IMPLEMENT. ADDITIONAL BMP'S FROM THOSE SHOWN ON THE PLAN MAY BE REQUIRED.
- 3. THE SWPPP AND SITE MAP SHOULD BE EXPEDITIOUSLY REVISED TO REFLECT CONSTRUCTION PROGRESS AND CHANGES AT THE PROJECT SITE.
- 4. THE CONTRACTOR IS RESPONSIBLE FOR COMPLIANCE WITH ALL REQUIREMENTS OF THE GENERAL PERMIT AND SWPPP, INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING BMP'S UNLESS INFEASIBLE OR NOT APPLICABLE:
- UTILIZE OUTLET STRUCTURES THAT WITHDRAW WATER FROM THE SURFACE WHEN DISCHARGING FROM BASINS PROVIDE AND MAINTAIN NATURAL BUFFERS AROUND SURFACE WATERS, DIRECT STORM WATER TO VEGETATED AREAS TO INCREASE SEDIMENT REMOVAL AND MAXIMIZE STORM WATER INFILTRATION, AND MINIMIZE SOIL COMPACTION.
- INSTALL PERIMETER AND FINAL SEDIMENT CONTROL MEASURES SUCH AS SILT BARRIERS, DITCH CHECKS, DIVERSION BERMS, OR SEDIMENTATION BASINS DOWNSTREAM OF SOIL DISTURBING ACTIVITIES PRIOR TO SITE CLEARING AND
- PRESERVE EXISTING VEGETATION IN AREAS NOT NEEDED FOR CONSTRUCTION AND LIMIT TO A MINIMUM THE TOTAL AREA DISTURBED BY CONSTRUCTION OPERATIONS AT ANY TIME.
- MAINTAIN ALL TEMPORARY AND PERMANENT EROSION CONTROL MEASURES IN WORKING ORDER, INCLUDING CLEANING, REPAIRING, REPLACEMENT, AND SEDIMENT REMOVAL THROUGHOUT THE PERMIT PERIOD. CLEAN OR REPLACE SILT CONTROL DEVICES WHEN THE MEASURES HAVE LOST 50% OF THEIR ORIGINAL CAPACITY.
- INSPECT THE PROJECT AREA AND CONTROL DEVICES (BY QUALIFIED PERSONNEL ASSIGNED BY THE CONTRACTOR) EVERY SEVEN CALENDAR DAYS. RECORD THE FINDINGS OF THESE INSPECTIONS AND ANY RESULTING ACTIONS IN THE SWPPP WITH A COPY SUBMITTED WEEKLY TO THE OWNER OR ENGINEER DURING CONSTRUCTION. REVISE THE SWPPP AND IMPLEMENT ANY RECOMMENDED MEASURES WITHIN 7 DAYS.
- PREVENT ACCUMULATION OF EARTH AND DEBRIS FROM CONSTRUCTION ACTIVITIES ON ADJOINING PUBLIC OR PRIVATE PROPERTIES, INCLUDING STREETS, DRIVEWAYS, SIDEWALKS, DRAINAGEWAYS. OR UNDERGROUND SEWERS. REMOVE ANY ACCUMULATION OF EARTH OR DEBRIS IMMEDIATELY AND TAKE REMEDIAL ACTIONS FOR FUTURE PREVENTION.
- INSTALL NECESSARY CONTROL MEASURES SUCH AS SILT BARRIERS, EROSION CONTROL MATS, MULCH, DITCH CHECKS OR RIPRAP AS SOON AS AREAS REACH THEIR FINAL GRADES AND AS CONSTRUCTION OPERATIONS PROGRESS TO ENSURE CONTINUOUS RUNOFF CONTROL. PROVIDE INLET AND OUTLET CONTROL MEASURES AS SOON AS STORM SEWERS ARE INSTALLED.
- RESPREAD A MINIMUM OF 4 INCHES OF TOPSOIL (INCLUDING TOPSOIL FOUND IN SOD) ON ALL DISTURBED AREAS, EXCEPT WHERE PAVEMENT, BUILDINGS OR OTHER IMPROVEMENTS ARE LOCATED.
- STABILIZE UNDEVELOPED, DISTURBED AREAS WITH MULCH, TEMPORARY SEED MIX, PERMANENT SEED MIX, SOD, OR PAVEMENT IMMEDIATELY AS SOON AS POSSIBLE UPON COMPLETION OR DELAY OF GRADING OPERATIONS. INITIATE STABILIZATION MEASURES IMMEDIATELY AFTER CONSTRUCTION ACTIVITY IS FINALLY COMPLETED OR TEMPORARILY CEASED ON ANY PORTION OF THE SITE AND WHICH WILL NOT RESUME FOR A PERIOD EXCEEDING 14 CALENDAR DAYS.
- COORDINATE LOCATIONS OF STAGING AREAS WITH THE OWNER AND RECORD IN THE SWPPP. UNLESS NOTED OTHERWISE. STAGING AREAS SHOULD CONTAIN THE FOLLOWING: JOB TRAILERS, FUELING / VEHICLE MAINTENANCE AREA, TEMPORARY SANITARY FACILITIES, MATERIALS STORAGE, AND CONCRETE WASHOUT FACILITY. CONTROL RUNOFF FROM STAGING AREAS WITH DIVERSION BERMS AND/OR SILT BARRIERS AND DIRECT TO A SEDIMENT BASIN OR OTHER CONTROL DEVICE WHERE POSSIBLE. CONCRETE WASHOUT MUST BE CONTAINED ONSITE.
- REMOVE ALL TEMPORARY EROSION CONTROL MEASURES AND SITE WASTE PRIOR TO FILING OF THE "NOTICE OF DISCONTINUATION".

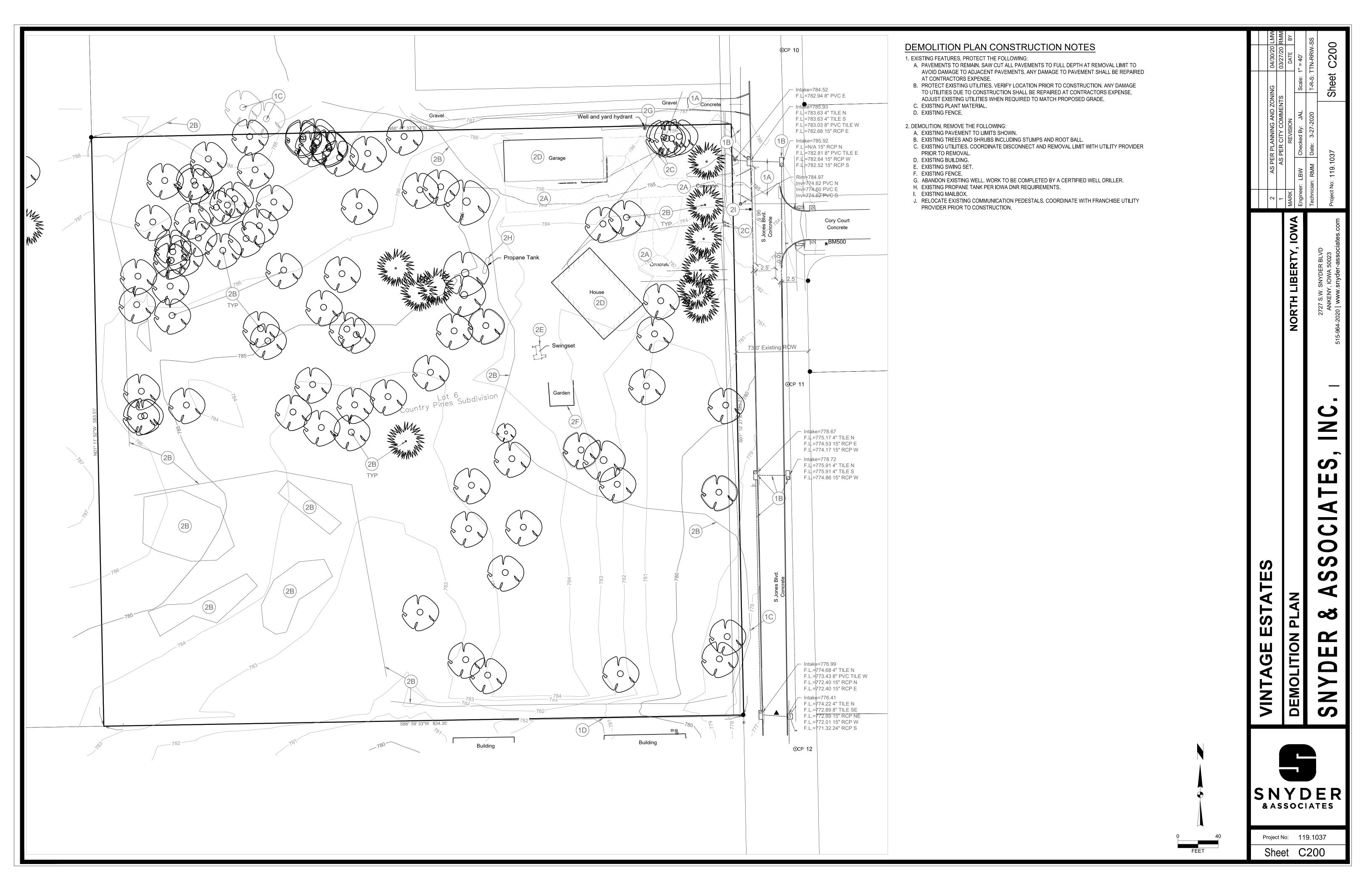
D. PROJECT SPECIFIC REQUIREMENTS FOR POLLUTION PREVENTION AND EROSION PROTECTION

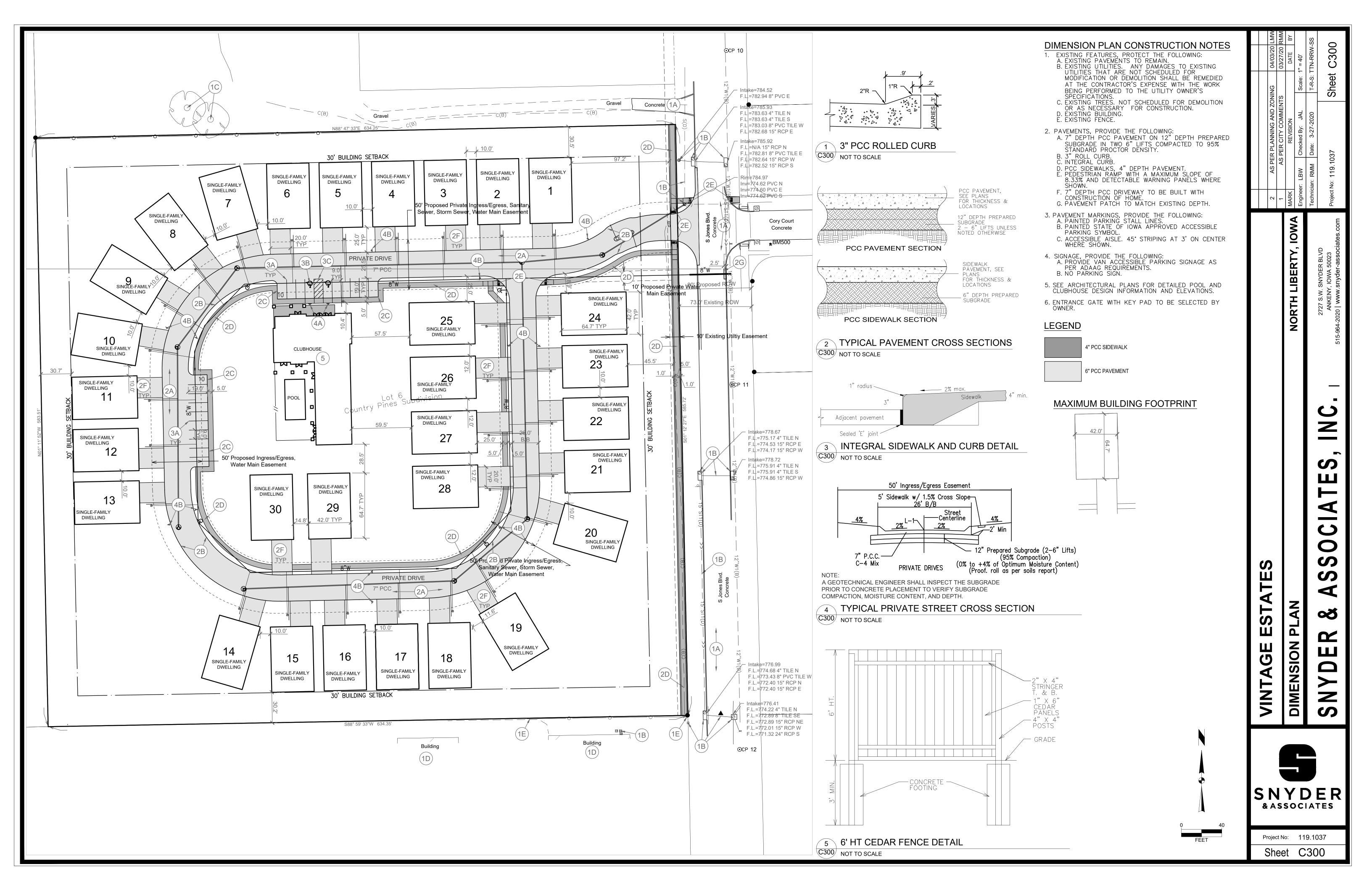
- 1. RESPONSIBILITIES OF THE OWNER:
- SIGN NPDES CERTIFICATION STATEMENT AS PERMITEE.
- ALL REQUIREMENTS NOT ASSIGNED TO OTHERS.
- RESPONSIBILITIES OF THE ENGINEER:
- CREATE THE INITIAL SWPPP.
- PUBLISH THE PUBLIC NOTICE OF STORM WATER DISCHARGE
- FILE THE NOTICE OF INTENT WITH APPLICATION FEE FOR NPDES GENERAL PERMIT No. 2 COVERAGE.
- SUBMIT THE NOTICE OF DISCONTINUATION.
- RESPONSIBILITIES OF THE CONTRACTOR:
- SIGN NPDES CERTIFICATION STATEMENT AS CO-PERMITEE AND COORDINATING CERTIFICATION OF SUBCONTRACTOR
- COMPLY WITH THE REQUIREMENTS OF THE GENERAL PERMIT No.2 AND THE SWPPP.
- INSTALL, MAINTAIN, AND REMOVE EROSION CONTROL AND POLLUTION PREVENTION MEASURES.
- WEEKLY INSPECTIONS AND CORRESPONDING RECORDS.
- UPDATE AND MAINTAIN THE ONSITE SWPPP.
- COOPERATE TO PROVIDE INFORMATION UNDER THE RESPONSIBILITY OF OTHERS.

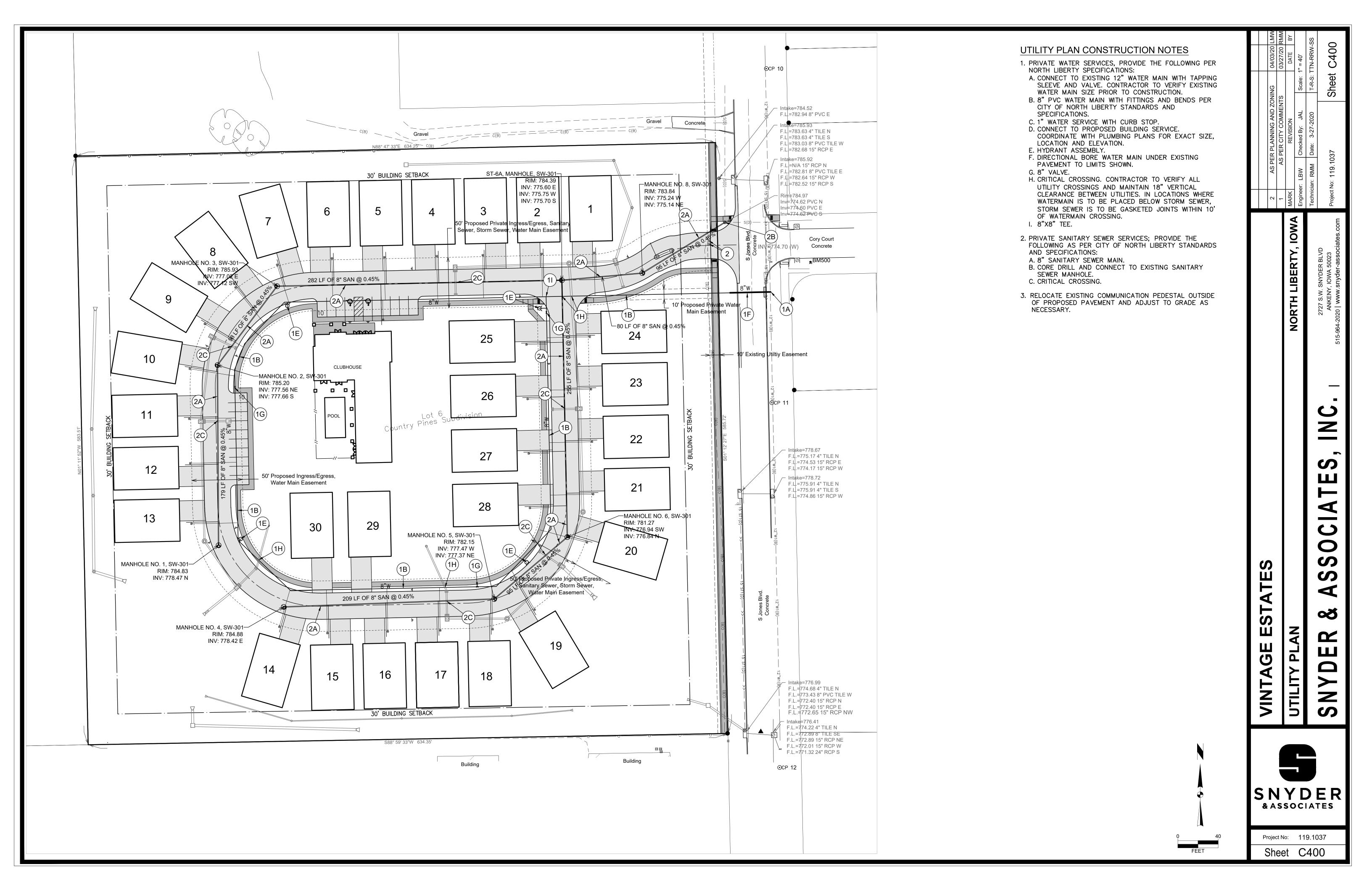
LIBI Q OR N RO & ASSOCIATES

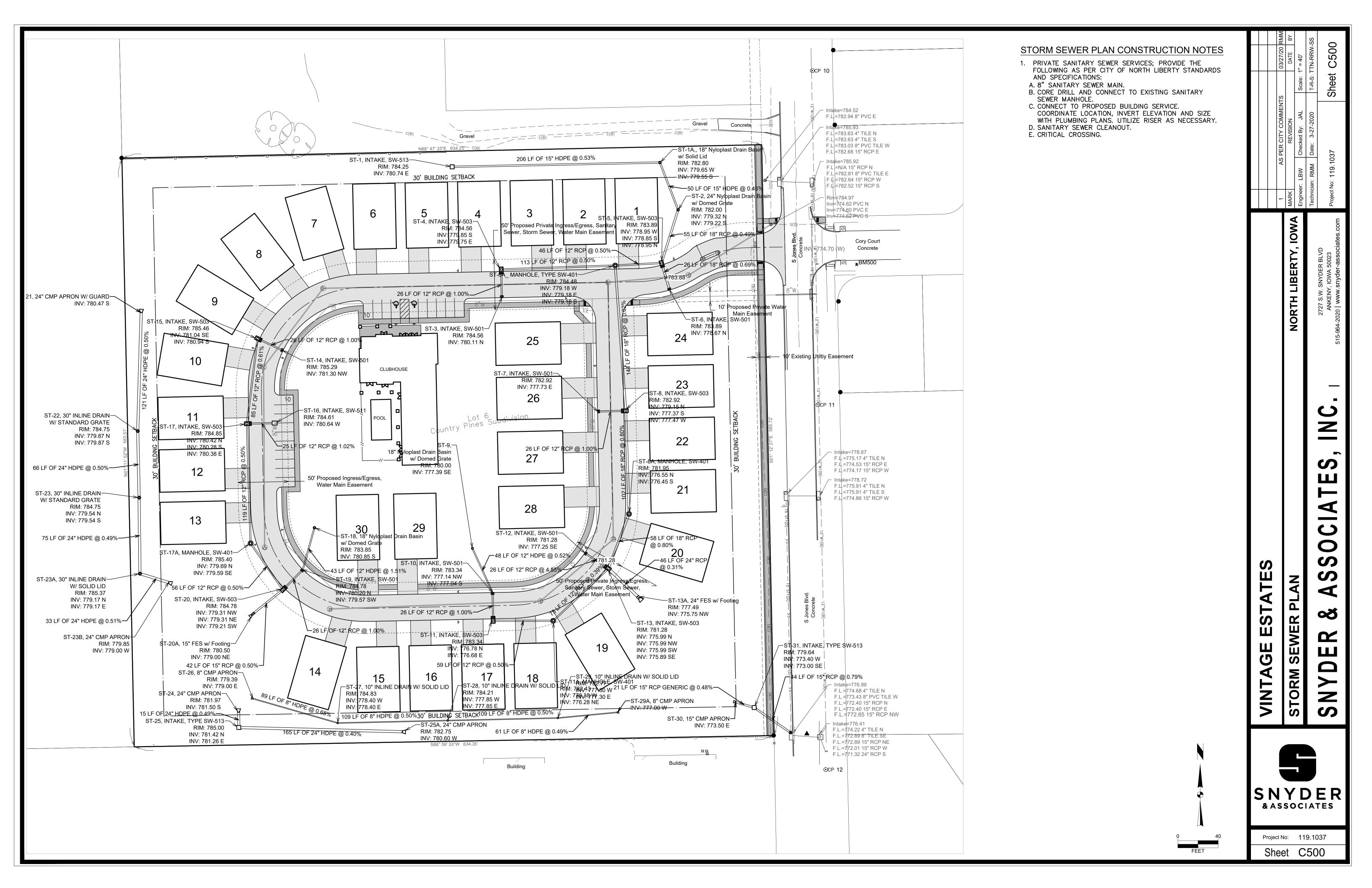
Project No: 119.1037

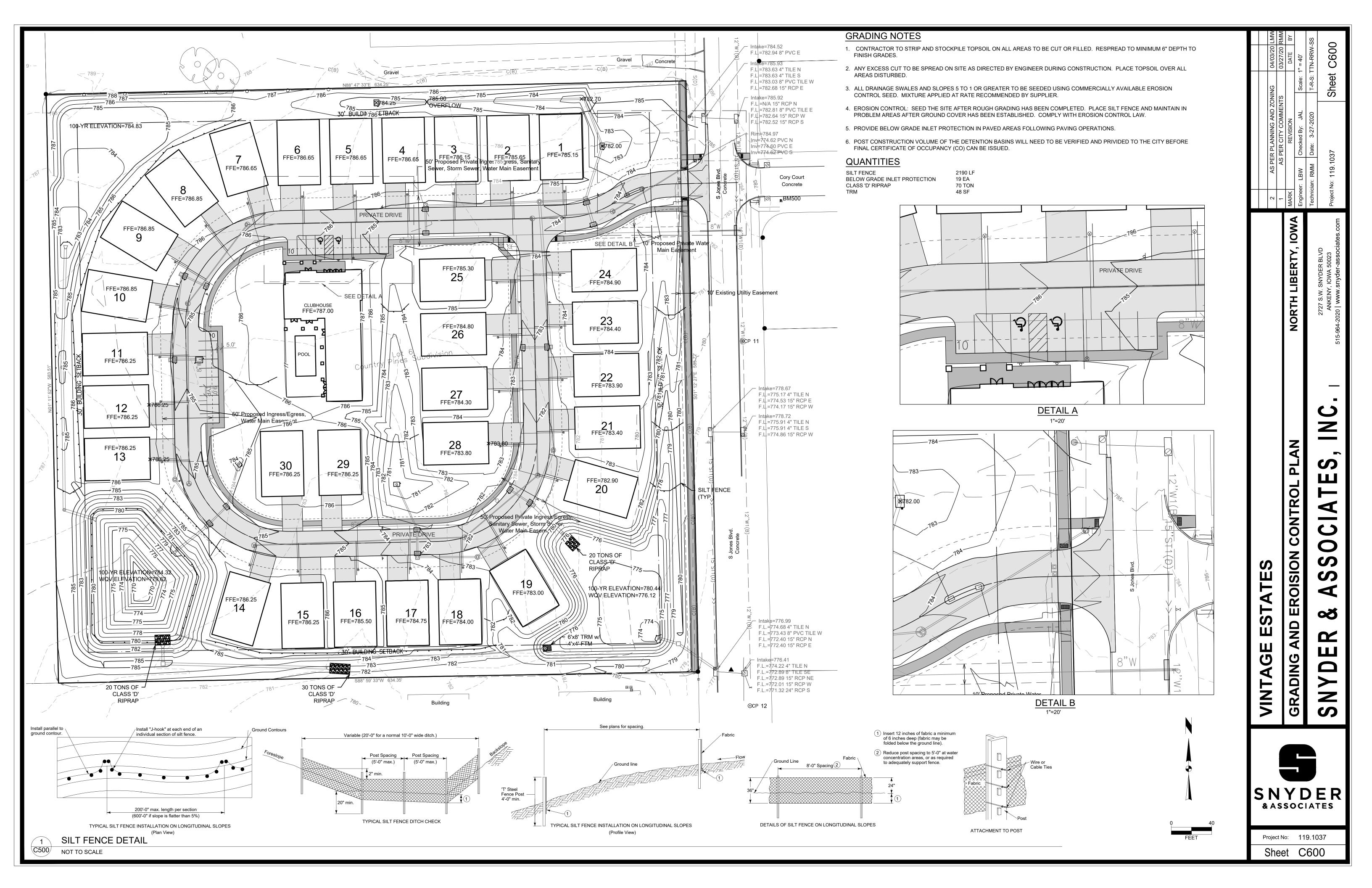
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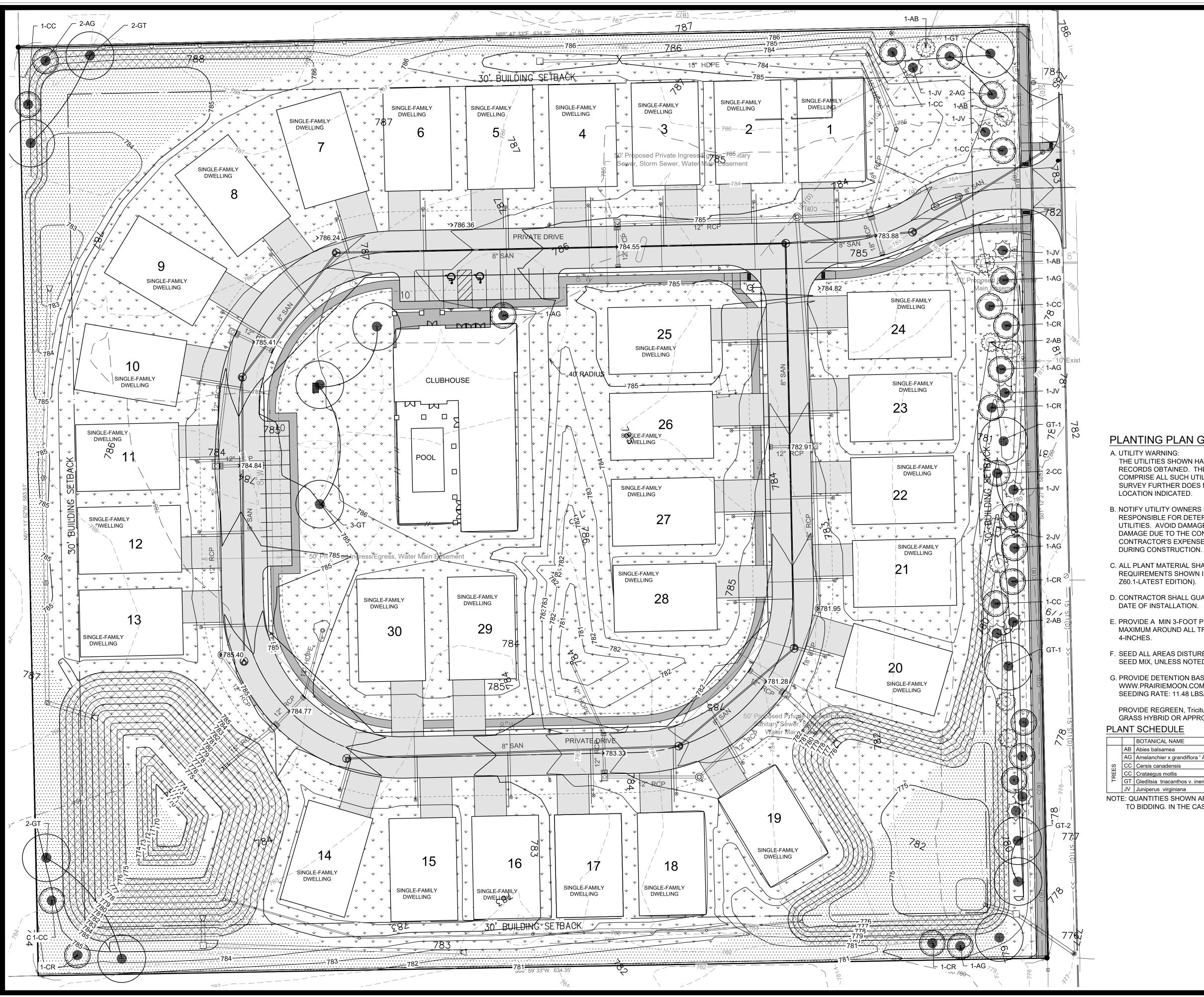


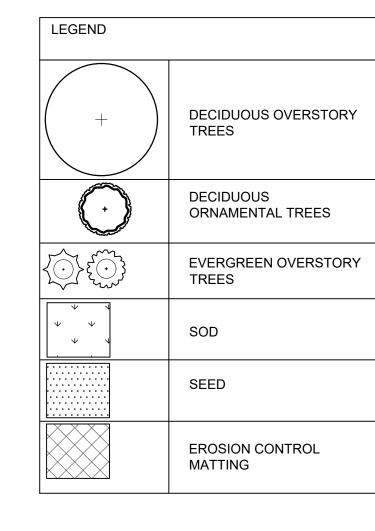












PLANTING PLAN GENERAL NOTES

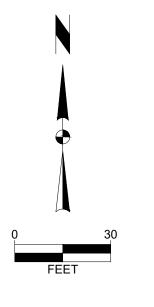
THE UTILITIES SHOWN HAVE BEEN LOCATED FROM FIELD SURVEY INFORMATION AND/OR RECORDS OBTAINED. THE SURVEYOR MAKES NO GUARANTEE THAT THE UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE AREA, EITHER IN SERVICE OR ABANDONED. THE SURVEY FURTHER DOES NOT WARRANT THAT THE UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED.

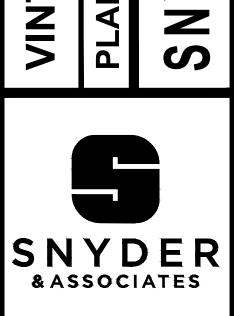
- B. NOTIFY UTILITY OWNERS PRIOR TO BEGINNING ANY CONSTRUCTION. CONTRACTOR IS RESPONSIBLE FOR DETERMINING EXISTENCE, EXACT LOCATION AND DEPTH OF ALL UTILITIES. AVOID DAMAGE TO UTILITIES AND SERVICES DURING CONSTRUCTION. ANY DAMAGE DUE TO THE CONTRACTOR'S CARELESSNESS SHALL BE CORRECTED AT THE CONTRACTOR'S EXPENSE. COORDINATE AND COOPERATE WITH UTILITY COMPANIES
- C. ALL PLANT MATERIAL SHALL AT LEAST MEET AND BE INSTALLED PER MINIMUM REQUIREMENTS SHOWN IN THE "AMERICAN STANDARDS FOR NURSERY STOCK" (ANSI
- D. CONTRACTOR SHALL GUARANTEE ALL PLANT MATERIAL FOR A PERIOD OF ONE YEAR FROM DATE OF INSTALLATION.
- E. PROVIDE A MIN 3-FOOT PERIMETER RING OF SHREDDED HARDWOOD MULCH, 3" DEPTH MAXIMUM AROUND ALL TREES. PROVIDE VERTICAL CUT NATURAL EDGE TO A DEPTH OF
- F. SEED ALL AREAS DISTURBED BY CONSTRUCTION WITH TYPE 1 SUDAS PERMANENT LAWN SEED MIX, UNLESS NOTED OTHERWISE.
- G. PROVIDE DETENTION BASIN SEED MIX AS PROVIDED BY PRAIRIE MOON NURSERY. WWW.PRAIRIEMOON.COM, 32115 PRAIRIE LANE, WINONA, MN 55987, OR APPROVED EQUAL SEEDING RATE: 11.48 LBS/ACRE. INSTALL AS PER SUDAS SPECIFICATIONS 9010 SEEDING.

PROVIDE REGREEN, Tricitum aestivum, SHORT-LIVED STERILE PERENNIAL WHEAT/WHEAT GRASS HYBRID OR APPROVED EQUAL. APPLY AT 30 LBS/ACRE

		BOTANICAL NAME	COMMON NAME	SIZE	COMMENTS
	AB	Abies balsamea	BALASM FIR	7' HT.	B&B
	AG	Amelanchier x grandiflora ' Autumn Brilliance'	AUTUMN BRILLIANCE SERVICEBERRY	1½" CAL.	B&B
ပ္ပ	СС	Cersis canadensis	EASTERN REDBUD	1½" CAL.	B&B
RE	СС	Crataegus mollis	DOWNY HAWTHORN	1½" CAL.	B&B
=	GT	Gleditsia triacanthos v. inermis 'Shademaster'	SHADEMASTER HONEYLOCUST	1½" CAL.	B&B
	JV	Juniperus virginiana	EASTERN REDCEDAR	7' HT.	B&B

NOTE: QUANTITIES SHOWN ARE APPROXIMATE. CONTRACTOR TO VERIFY PLANT MATERIAL PRIOR TO BIDDING. IN THE CASE OF A DISCREPANCY, THE PLAN QUANTITY SHALL GOVERN.





Project No: 119.1037

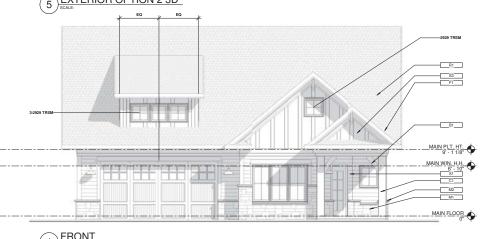
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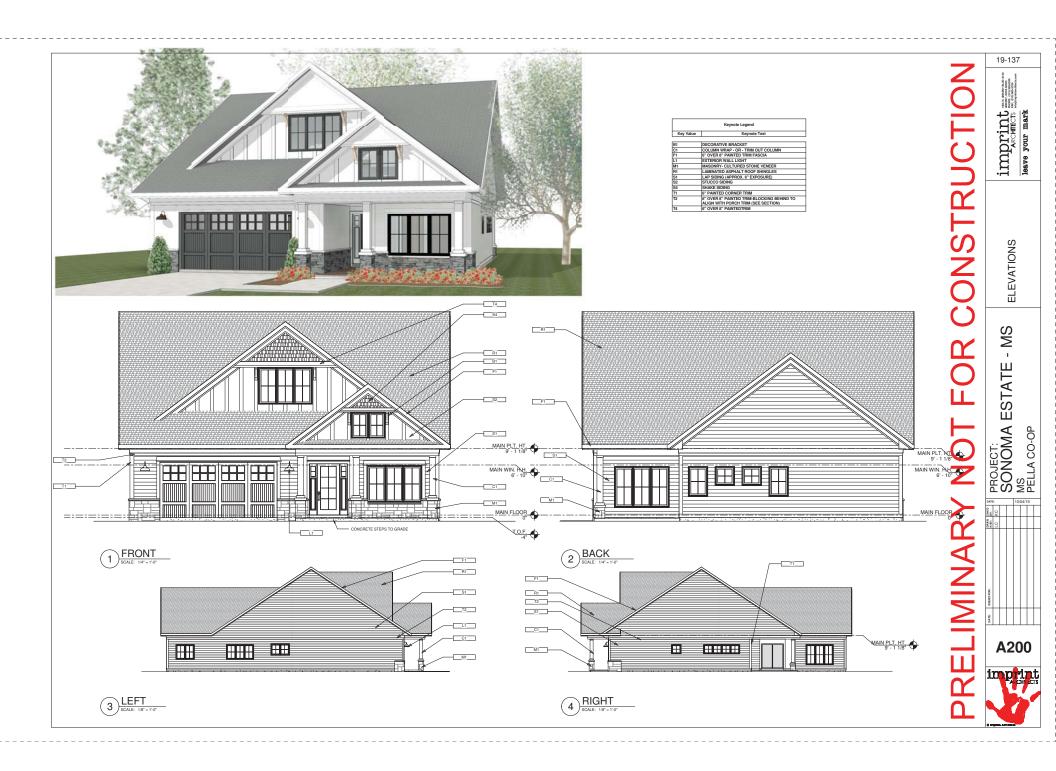


____M1

4 RIGHT
SCALE: 1/8" = 1'-0"











3 LEFT SCALE: 1/8" = 1'-0"





4 RIGHT
SCALE: 1/8" = 1'-0"

19-137

imprint we consider the construction of ARCHIECTS with a construction of the construct

ELEVATIONS

PROJECT:
VENETO ESTATE - MS
MB
MB
PELLA CO-OP

A200





MEMORANDUM

To City of North Liberty Planning Commission

From Ryan Rusnak, AICP

Date **April 3, 2020**

Request of the City of North Liberty for an ordinance amending Chapter 167 Code of Ordinances of North Liberty, Iowa, entitled "Zoning Code – Definitions" by amending Section 167.01, entitled "Definitions" by deleting the definitions "congregate residence", "family" and "sign" and by amending the definition "dwelling unit" and amending Chapter 173 Code of Ordinances of North Liberty, Iowa, entitled "Zoning Code – Sign Regulations" by amending Section 173.02, entitled "Definitions" by amending the definition "sign" and adding the definition "sign, window" and by amending Section 173.05, entitled "Exempt Signs" by amending subsection 12 pertaining to window informational signs.

North Liberty City staff offers comments presented in this memo. The staff review team includes the following personnel:

Ryan Heiar, City Administrator
Tracey Mulcahey, Assistant City Administrator
Grant Lientz, City Attorney
Tom Palmer, City Building Official
Kevin Trom, City Engineer
Ryan Rusnak, Planning Director

Proposed Zoning Ordinance amendments:

Section 167.01, entitled "Definitions.

- Delete the definition "congregate residence". Rational for amendment: the Iowa State Code prohibits the City from enforcing land use regulations based on a family.
- Delete the definition "family". Rational for amendment: the Iowa State Code prohibits the City from enforcing land use regulations based on a family.
- Delete the definition "sign".
 Rational for amendment: the definition is redundant as there is a definition for "sign" in Chapter 173, entitled "Sign Regulations".
- Amend the definition "dwelling unit".
 Rational for amendment: the Iowa State Code prohibits the City from enforcing land use regulations based on a family.

Section 173.02, entitled "Definitions.

- Amend the definition "sign".
 Rational for amendment: The definition was modeled after the International Municipal Layers Association Model Sign Ordinance with some language deleted.
- Add the definition "sign, window".
 Rational for amendment: the Zoning Ordinance does not define window signs.

Section 173.05(12).

Amend the definition "Window Information Signs".
 Rational for amendment: the Zoning Ordinance does not allow windows signs other than minor informational signs. The amendment allows for a reasonable amount of signage on a window.

Findings:

- 1. The Zoning Ordinance amendments would achieve consistency with the Iowa State Code, which prohibits the City from enforcing land use regulations based on a family; and
- 2. The Zoning Ordinance amendments would omit redundant language and revise language to reflect a common noncommercial sign practice.

Recommendation:

City staff recommends the Planning Commission accept the two listed findings and forward the following request to the City Council with a recommendation for approval:

Request of the City of North Liberty for an ordinance amending Chapter 167 Code of Ordinances of North Liberty, Iowa, entitled "Zoning Code – Definitions" by amending Section 167.01, entitled "Definitions" by deleting the definitions "congregate residence", "family" and "sign" and by amending the definition "dwelling unit" and amending Chapter 173 Code of Ordinances of North Liberty, Iowa, entitled "Zoning Code – Sign Regulations" by amending Section 173.02, entitled "Definitions" by amending the definition "sign" and adding the definition "sign, window" and by amending Section 173.05, entitled "Exempt Signs" by amending subsection 12 pertaining to window informational signs.

Suggested motion:

I move that the Planning Commission accept the two listed conditions and forward the Zoning Ordinance amendments to the City Council with a recommendation for approval.

ORDINANCE NO. 2020-

AN ORDINANCE AMENDING CHAPTER 167 CODE OF ORDINANCES OF NORTH LIBERTY, IOWA, ENTITLED "ZONING CODE – DEFINITIONS" BY AMENDING SECTION 167.01, ENTITLED "DEFINITIONS" BY DELETING THE DEFINITIONS "CONGREGATE RESIDENCE", "FAMILY" AND "SIGN" AND BY AMENDING THE DEFINITION "DWELLING UNIT" AND AMENDING CHAPTER 173 CODE OF ORDINANCES OF NORTH LIBERTY, IOWA, ENTITLED "ZONING CODE – SIGN REGULATIONS" BY AMENDING SECTION 173.02, ENTITLED "DEFINITIONS" BY AMENDING THE DEFINITION "SIGN" AND ADDING THE DEFINITION "SIGN, WINDOW" AND BY AMENDING SECTION 173.05, ENTITLED "EXEMPT SIGNS" BY AMENDING SUBSECTION 12 PERTAINING TO WINDOW INFORMATIONAL SIGNS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LIBERTY, IOWA:

SECTION 1. AMENDMENT. That Section 167.01 Code of Ordinances of North Liberty, Iowa, entitled "definitions" (definitions for congregate residence, dwelling unit, family and sign only) is hereby amended by deleting the definitions "congregate residence", "family" and "sign" and by amending the definition "dwelling unit" as follows:

"Congregate residence" means any building or portion thereof which contains facilities for living, sleeping, and sanitation as required by this code, and may include facilities for eating and cooking, for occupancy by other than a family. A congregate residence may be a shelter, convent, monastery, dormitory, fraternity, or sorority house, but does not include jails, hospitals, nursing homes, hotels, or lodging houses.

"Dwelling unit" means any building or portion thereof which contains living facilities, including provisions for sleeping, eating, cooking, and sanitation, as required by this code, for not more than one family, or a congregate residence for six or fewer persons. A dwelling unit shall have a minimum width of 20 feet over 75 percent of its length and a minimum roof pitch of 4:12. Also see definition of "Dwelling Unit, Rental" and occupancy limitations of rental housing units in Chapter 169.

"Family" means one person or two or more persons related by blood, marriage, adoption, or placement by a governmental social service agency, occupying a dwelling unit as an individual housekeeping organization. A family may also be two (but not more than two) persons not related by blood, marriage, or adoption.

"Sign" means an advertising message, announcement, declaration, demonstration, display, illustration, insignia, surface, or space erected or maintained in view of the observer thereof for identification, advertisement, or promotion of the interests of any person, entity, product or service, including the sign structure, supports, lighting system, and any attachments, ornaments, or other features used to draw the attention of observers.

SECTION 2. AMENDMENT. That Section 173.02 Code of Ordinances of North Liberty, Iowa, entitled "Definitions" is hereby amended by amending the definition "sign" and adding the definition "sign, window" as follows:

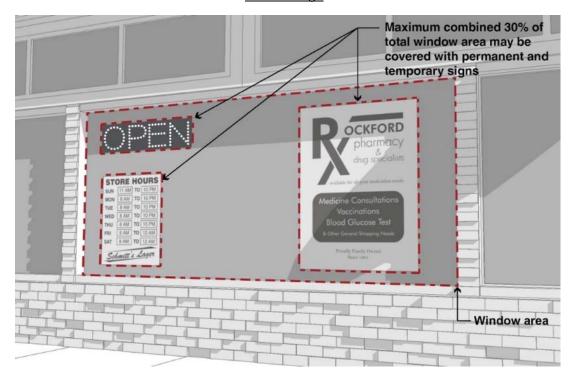
"Sign" means any medium, including its structure and component parts, which is used or intended to be used to attract attention to the subject matter for advertising or other purpose a name, identification, description, display or illustration, which is affixed to, painted or represented directly or indirectly upon a building, or other outdoor surface which directs attention to or is designed or intended to direct attention to the sign face or to an object, product, place, activity, person, institution, organization or business.

"Sign, window" means a sign that is attached to, placed upon, or printed on the interior or exterior of a window or door of a building, or displayed on the interior within two feet of a window intended for viewing from the exterior of such a building. A window sign may be either permanent or temporary. Shadowbox design within display windows, where the window display is designed with a background enclosure against which signs are mounted that blocks view into the establishment, is considered a window sign and the entire area of the shadowbox is subject to the maximum sign area limitation.

SECTION 3. AMENDMENT. That Section 173.05(12) Code of Ordinances of North Liberty, Iowa is hereby amended as follows:

- 12. Window Informational Signs. Window informational sign displaying information about the operation of the business, such as days and hours of operation, telephone number, and credit cards accepted. Such signs shall not exceed a maximum area of two square feet.
 - A. Window signs are permitted for all nonresidential uses in all districts.
 - B. All window signs, whether temporary or permanent, are limited to no more than 30% of the surface of each window area. Window area is counted as a continuous surface until divided by an architectural or structural element. Mullions are not considered an element that divides window area.
 - C. Window signs include neon or LED signs. Flashing neon or LED is prohibited.

Window Sign



SECTION 4. REPEALER. All Ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 5. SEVERABILITY. If any section, provision or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 6. WHEN EFFECTIVE. This Ordinance shall be in effect from and after it final passage, approval and publication as provide by law.

First reading on	·
Second reading on	
Third reading	
CITY OF NORTH LIBERTY:	
TERRY L. DONAHUE, MAYOR	

North Liberty

MINUTES



North Liberty Planning Commission
Minutes
March 3,2020
City Council Chambers
1Quail Creek Circle; North Liberty, bwa

RollCall

Chair Becky Keogh called the March 3,2020 Regular Session of the North Liberty Planning Comm ission to order at 630 pm. Comm ission mem berspresent: Josey Bathke, Ronda Detlefsen, Adam Gebhart, Jason Heisler, Becky Keogh, Kylie Pentecost and Patrick Staber.

Others present: Ryan Rusnak, Ryan Heiar, Tracey Mukahey, Joel Miler and other interested parties.

<u>Agenda Approval</u>

Gebhartmoved, Staberseconded to approve the agenda. The vote was allayes. Agenda approved.

Urban RenewalA rea Am endment

Staff Presentation

Rushak and Heirpresented the request of the City of North Liberty for an am endment to the North Liberty Urban Renewal Area.

Questions and Comments

The Comm ission discussed the application including the Diam ond Dream sproject details including the provision of 120 annual hours of service to underprivileged youth.

Recom m endation to City Council

Dethe sen moved, Pentecost seconded to recom mend approval of the amendment to the City Council. Bathke moved to amend the motion to include commentary to Council of the requirement of 120 hours per year with priority being given to North Liberty children. The vote on the amendment was: ayes - Gebhart, Dethe sen, Bathke, Keogh, Pentecost, Heiser, Staber; nays - none. Amendment approved. The vote on the original motion including the amendment was: ayes - Dethe sen, Bathke, Keogh, Pentecost, Heiser, Staber, Gebhart; nays - none. Motion carried.

Consideration of the January 7,2020 Meeting Minutes

Determ m oved, Gebhart seconded to approve the m inutes of the January 7,2020 Planning Comm is sign meeting. The vote was allayes. M inutes approved.

0 ld Business

Noold business was presented.

New Business

Rusnak reported that he has received one case for April, the rezoning request for Vintage Estates. He is reviewing the zoning ordinances and may be bringing am endment. The Commission discussed the recentgood neighborm eeting. Bathke requested chriftiation on procedural requirements with possible remote attendance by phone.

Adpumm ent

At 6 53 pm , Staberm oved , Heislerse conded to adjourn. The vote was allayes. Meeting adjourned.