

METROPOLITAN PLANNING COMMISSION

"Planning the Future - Respecting the Past"

MEMORANDUM-

DATE:

MARCH 27, 2017

TO:

THE MAYOR AND ALDERMEN OF THE CITY OF SAVANNAH

FROM:

METROPOLITAN PLANNING COMMISSION

SUBJECT:

MPC RECOMMENDATION

PETITION REFERENCED:

Map Amendment to the Savannah Zoning Ordinance Petition of 31 North Real Estate Investors, LLC/Michael C. Bowen Phillip McCorkle, Agent 2803 Limerick Street

PIN(s): 2-0535 -01-006 (a recombination of 2-0535 -01-001, -002 and

-003) Lot Size: 45,000 square feet (1.033 acres)

Aldermanic District 3: John Hall County Commission District 2: James Holmes File No. 16-005546-7A

Holmes File No. 16-005546-ZA Jack Butler, MPC Project Planner

MPC ACTION:

The MPC staff recommends **denial** of the proposed map amendment to rezone the property from P-B-H to P-B-G*.

MPC STAFF RECOMMENDATION:

The MPC staff recommends **denial** of the proposed map amendment to rezone the property from P-B-H to P-B-G*.

MEMBERS PRESENT:

12 + Chairman

Tanya Milton, Chairman Joseph Welch, Secretary Shedrick Coleman Ellis Cook Joseph Ervin Lacy Manigault Linder Suthers James Overton, Vice Chairman George Woods, Treasurer Travis Coles Timothy Mackey Lee Smith Tom Woiwode

FOR APPROVAL: 10

FOR DENIAL: 3 ABSTAINING: 0

Tanya Milton, Chairman
James Overton, Vice Chairman
Joseph Welch, Secretary
George Woods, Treasurer
Shedrick Coleman
Travis Coles
Ellis Cook
Joseph Ervin
Timothy Mackey
Lacy Manigault
Lee Smith
Linder Suthers
Tom Woiwode

Respectfully submitted

Melony West

Interim Executive Director

/jh

Enclosure

cc Dyanne C. Reese, Clerk of Council
Brooks Stillwell, City Attorney
Lester B. Johnson, Assistant City Attorney
Jennifer Herman, Assistant City Attorney
Beth Barnes, Department of Inspections



CHATHAM COUNTY-SAVANNAH

METROPOLITAN PLANNING COMMISSION

Planning the Future - Respecting the Past

TO:

The Planning Commission

FROM:

MPC Staff

DATE:

November 22, 2016

SUBJECT:

Map Amendment to the Savannah Zoning Ordinance

Petition of 31 North Real Estate Investors, LLC/Michael C. Bowen

Phillip McCorkle, Agent 2803 Limerick Street

PIN(s): 2-0535 -01-006 (a recombination of 2-0535 -01-001, -002 and -003)

Lot Size: 45,000 square feet (1.033 acres)

Aldermanic District 3: John Hall

County Commission District 2: James Holmes

File No. 16-005546-ZA

Jack Butler, MPC Project Planner

REPORT STATUS:

ISSUE:

The petitioner, Phillip McCorkle, as agent for 31 North Real Estate Investors, LLC/Michael C. Bowen is requesting a map amendment to change the designation of the property from a P-B-H (Planned Highway Business) district to a P-B-G (General Commercial) district. The property, 45,000 square feet, is located at 2803 Limerick Street.

The case was initially presented on November 1, 2016 as a text amendment to remove the street classification requirement from the proposed use (75(b) Ministorage warehouse) to permit the establishment of the use on Limerick Street, which is a local roadway. Staff recommended approval of the removal of the street classification requirement for the use. The MPC continued the case to permit staff to conduct a study of the potential impact on residential properties.

At the same time, the petitioner amended his request from a text amendment to the present map amendment.

BACKGROUND: The subject property is located Limerick Street, a dead-end two-lane local roadway off of Dixie Avenue. The site is behind the Whole Foods shopping center, between two 300-plus foot broadcast towers, and shares Limerick Street with five other commercial and industrial uses,

The subject property has been proposed for the location of a Use 75b Ministorage Warehouse. The proposed development met the development standards in all regards, except for street classification. The project was presented to the Zoning Board of Appeals for a street

Page 4

classification variance and a variance in required buffers in March of this year. That petition was denied.

The petitioner revised the proposed project to meet the buffering requirements of the ordinance, and in July, attempted to petition for variance from the street classification requirement alone. The Zoning Board of Appeals determined that, having already denied the street classification variance in March, the petitioner was barred from re-applying until at least March of 2017.

The petitioner then brought a text amendment petition to remove the street classification requirement from the BH zoning district, only. Staff agreed with this proposal in concept, but believe that the street classification requirement is inappropriate for the use in all Business classifications, and not just in the BH zoning district (see discussion above).

When the MPC continued the text amend to allow additional study of potential impacts of the proposed amendment, the petitioner amended his petition to the present request to rezone the property from the current P-BH (Highway Business) classification to a P-BG* (Planned General Business, General Plan) classification under section 8-3031(D)(1)(a), which would require approval of the general development plan by the Mayor and Alderman.

FACTS AND FINDINGS:

- 1. **Public Notice:** A notice of the proposed rezoning was sent to all owners within 300 feet of the subject site and signs were posted at the petitioned site.
- 2. **Zoning History:** The subject site was zoned R-6 (Single-family Residential) at the adoption of zoning in Savannah in 1961. It was rezoned from R-6 to P-RM-25 (Planned Residential Multifamily, 25 units per acre) in 1979. It was rezoned from P-RM-25 to the current P-BH in 1983 (see attached).
- 3. The BH classification was intended to "provide and encourage the proper grouping of roadside service areas that will accommodate the needs of the traveling public in a manner that prevents traffic congestion, traffic hazards and blight on the streets and roads and highways within the city." The properties on Limerick Street have been zoned BH and P-BH due to their proximity to Victory Drive since before the development of the Truman Parkway.
- 4. **Existing Development Pattern:** The predominant land uses within the vicinity of the subject property are retail, office, industrial and residential. The land uses and zoning districts surrounding the subject property include:

Location	Land Use	Zoning
North	Retail Commercial, Whole Foods	ВН
East	Commercial, Industrial	ВН
South	Commercial, Industrial	ВН
West	Residential	R-6

5. **Transportation Network:** The property is accessed by Limerick Street, a two-lane dead-end roadway access by Dixie Avenue.

Transit (bus) service is available on Victory Drive via Route 12.

- 6. **Public Services and Facilities:** The property is served by the Metropolitan Police Department, City fire protection and City water and sewer services.
- 7. Land Use Element: The <u>Tri-Centennial Comprehensive Plan</u> Future Land Use Map designates the subject property as General Residential. The General Residential designation is a holdover from the original zoning designations of the property as residential (R-6 and P-RM-25). The proposed P-BG* (and the existing P-BH) zoning district, is inconsistent with this land use category. Therefore, the Future Land Use Map should be amended to Commercial-Suburban, which permits the existing and proposed commercial uses.

8. Existing P-BH Zoning District:

- a. Intent of the P-BH District: The P-BH district is intended to "provide and encourage the proper grouping of roadside service areas that will accommodate the needs of the traveling public in a manner that prevents traffic congestion, traffic hazards and blight on the streets and roads and highways within the city." The "P-" designation requires that all changes in use of the property require an approved general development plan.
- b. Allowed Uses: The uses allowed within the P-BH district are attached.
- c. **Development Standards:** The development standards for the P-BH district appear in the attached table (Table 1).

8. Proposed P-BG Zoning District:

a. Intent of the P-BG District: The P-BG district is intended to "create and protect areas in which heavy commercial and certain industrial-like activities are permitted." The "P-" designation requires that all changes in use of the property require an approved general development plan.

Page 6

b. Allowed Uses: The uses allowed within the P-BG* district are attached.

	c. <i>Development Standards:</i> The development standards for the P-BG* district appear in the attached table (Table 1).
SU.	MMARY OF FINDINGS
1.	Will the proposed zoning district permit uses that would create traffic volumes, noise level, odor, airborne particulate matter, visual blight, reduce light or increased density of development that would adversely impact the livability or quality of life in the surrounding neighborhood?
	Yes NoX
2.	Will the proposed zoning district permit uses that would adversely impact adjacent and nearby properties by rendering such properties less desirable and therefore less marketable for the type of development permitted under the current zoning?
	Yes <u>X</u> No
3.	Will the proposed zoning district permit uses that would generate a type or mix of vehicular traffic on a street or highway that is incompatible with the type of land use development along such street or highway?
	Yes <u>X</u> No
4.	Will the proposed zoning district permit uses that would generate greater traffic volumes at vehicular access points and cross streets than is generated by uses permitted under the current zoning district to the detriment of maintaining acceptable or current volume capacity (V/C) ratio for the streets that provide vehicular access to the proposed zoning district and adjacent and nearby properties?
	Yes NoX
5.	Will the proposed zoning district permit uses or scale of development that would require a greater level of public services such as drainage facilities, utilities, or safety services above

that required for uses permitted under the current zoning district such that the provision of these services will create financial burden to the public?

Yes ___ No_X

Will the proposed zoning district permit uses or scale of development that would adversely impact the improvement or development of adjacent and nearby properties in accordance with existing zoning regulations and development controls deemed necessary to maintain the stability and livability of the surrounding neighborhood?

Phillip McCorkle, Agent for 31 North Real Estate Investors, LLC/Michael C. Bowen, Petitioners Map Amendment MPC File No. 16-005546-ZA

Page 7

Yes __ No_X

7. Will the proposed zoning district permit development that is inconsistent with the comprehensive land use plan?

Yes X No ___

POLICY ANALYSIS:

The "BG" zoning classification is generally inconsistent with the vicinity, permitting a variety of uses not permitted in the BH zoning district that would be considered inappropriate to the area, including: college dormitories, rooming houses, group care homes, correctional facilities, the sale of fireworks, adult entertainment establishments, taxi stands, tour coach storage, recycling centers, and breweries and distilleries.

The petitioner proposes to limit the potential impact of such uses by requesting a "P-" designation under the provisions of section 8-3031, which would tie the zoning to a general development plan approved by the Mayor and Aldermen. The general development plan approved by the mayor and aldermen shall constitute the approved use for the site. Any subsequent desired change in land use for the property that is not consistent with the approved general development plan shall be resubmitted in the same manner as the original general development plan and shall require review and a recommendation by the MPC and review and approval by the mayor and aldermen.

However, 8-3031(D) requires that the MPC find "unusual or extraordinary conditions" that warrant the exceptional designation. And practice has shown that in practical effect, the application of section 8-3031 can be overlooked or misapplied, resulting in unauthorized changes in use.

ALTERNATIVES:

- 1. Recommend approval of the petitioner's request to rezone the property from a P-BH (Planned Highway Business) zoning classification to a P-BG (Planned General Development) zoning classification.
- 2. Recommend an alternate zoning classification or density.
- 3. Recommend denial of the petitioner's request.

RECOMMENDATION:

The MPC staff recommends <u>denial</u> of the request map amendment to change the designation of the property from a P-B-H (Planned Highway Business) district to a P-B-G (General Commercial) district.

16-005546-ZA

Commission District: 2 Aldermanic District: 3

Neighborhood: Dale Terrace/ Olympus/Victory Square

2-0083 -05-001, 002 & 003

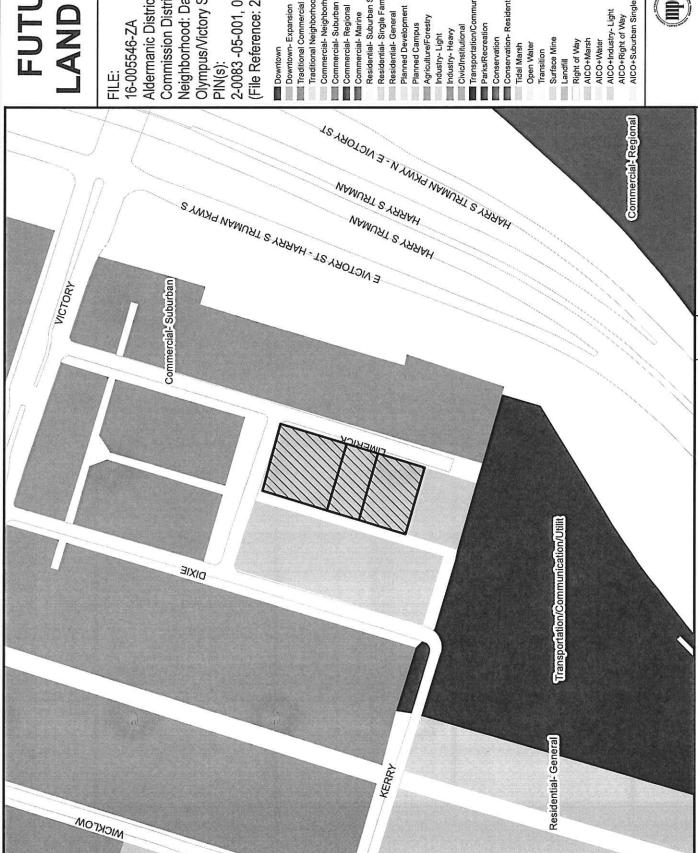
(File Reference: 2-0083-05-005)

CHATHAM COUNTY . SAVANNAH METROPOLITAN PLANNING COMMISSION 110 E. STATE ST. SAVANNAH, GA 31412-0246 PHDNE 912-651-1440

٥

THIS MAP IS A COMPILATION OF INFORMATION FROM VARIOUS SOURCES AND SCALES. IN MOST CASES THE INFORMATION HAS NOT BEEN FIELD VERIFIED. USE THIS MAP FOR GENERAL PLANNING PURPOSES ONLY.

1 inch = 200 feet



AND USE FUTURE

Aldermanic District: 3

Commission District: 2

Neighborhood: Dale Terrace/ Olympus/Victory Square

2-0083 -05-001, 002 & 003

(File Reference: 2-0083-05-005)

Traditional Commercial Downtown- Expansion

Commercial- Neighborhood Traditional Neighborhood

Commercial- Regional

Residential-Suburban Single Family Commercial- Marine

Residential-Single Family Residential- General

Planned Development Planned Campus

Agriculture/Forestry

Industry- Light

Civic/Institutional Industry- Heavy

Transportation/Communication/Utilit Parks/Recreation

Conservation- Residential Conservation

Tidal Marsh

Surface Mine Open Water Transition

Right of Way AICO+Marsh

AICO+Industry- Light AICO+Right of Way AICO+Water

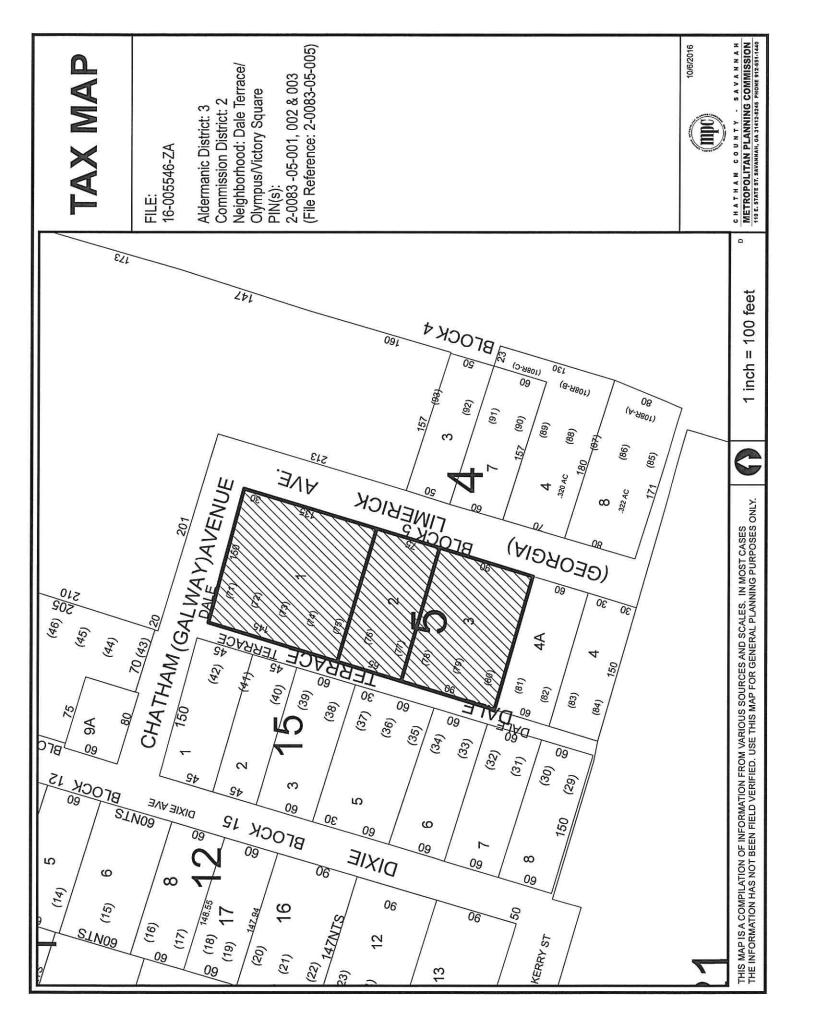
AICO+Suburban Single Family Residential

10/6/2016

CHATHAM COUNTY - SAVANNAH METROPOLITAN PLANNING COMMISSION 110 E. STATE ST. SAVANNAH, GA 31412-8245 PHONE 912-651-1440 ٥

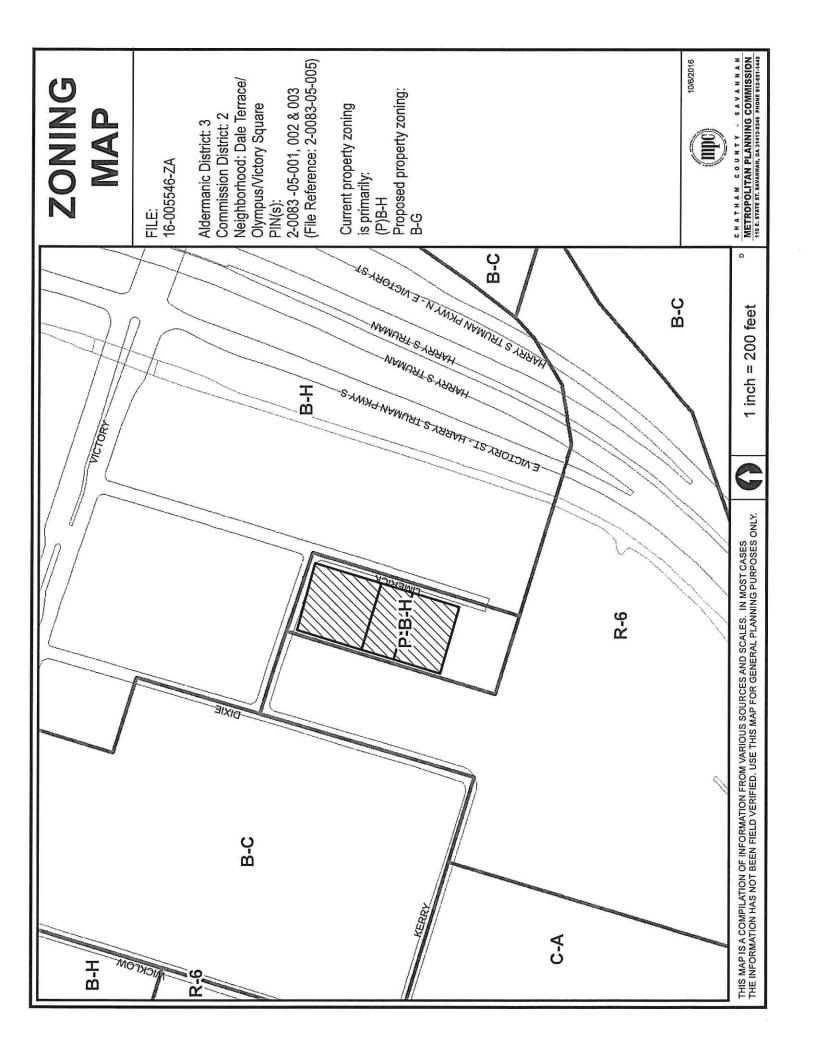
1 inch = 200 feet

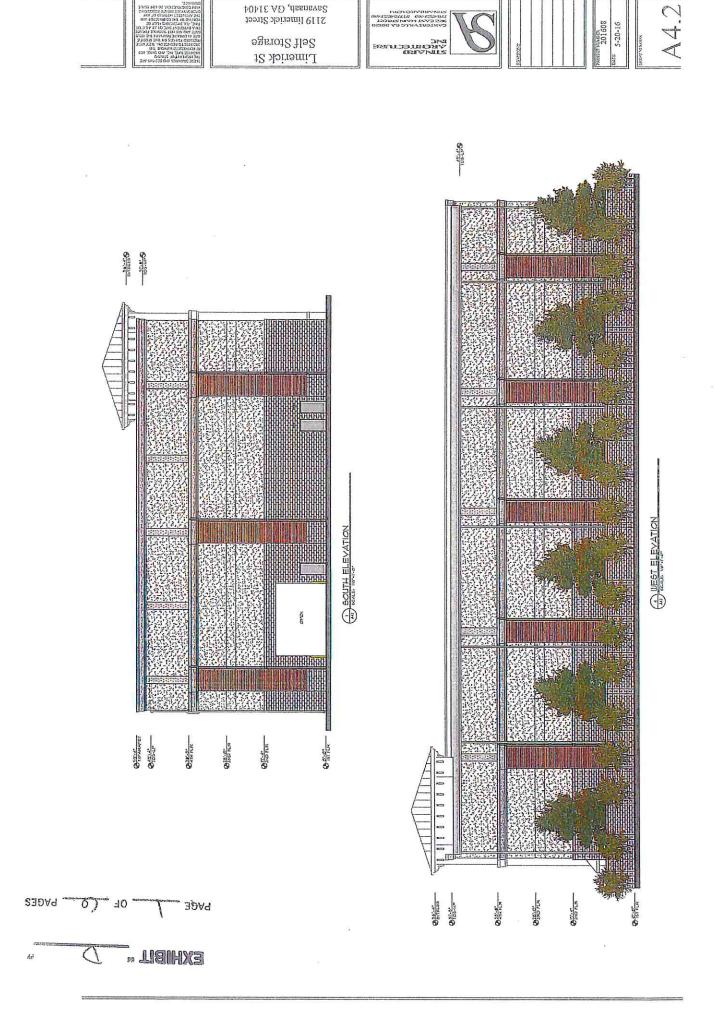
THIS MAP IS A COMPILATION OF INFORMATION FROM VARIOUS SOURCES AND SCALES. IN MOST CASES THE INFORMATION HAS NOT BEEN FIELD VERIFIED. USE THIS MAP FOR GENERAL PLANNING PURPOSES ONLY.

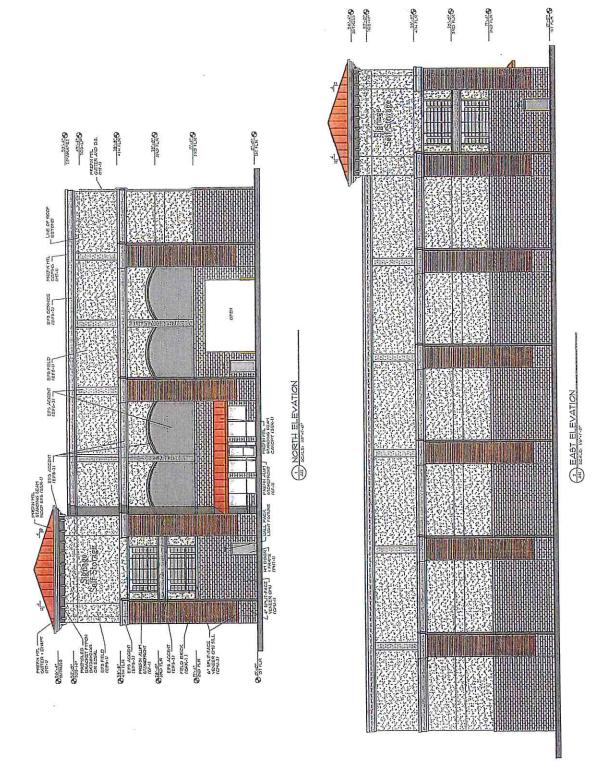


METROPOLITAN PLANNING COMMISSION 110 E. STATE ST. SAVANNAH, GA 31412-8246 PHONE 912-651-1440 File Reference: 2-0083-05-005) VICINITY Neighborhood: Dale Terrace/ 2-0083 -05-001, 002 & 003 Olympus/Victory Square MAP Commission District: 2 Aldermanic District: 3 CHATHAM COUNTY 16-005546-ZA AG NAMTA ۵ TENNESSEE AVE ALABAMAAVE ROGER LACEY AVE TEXASAVE BOMAVENTINE RD E39TH ST E39TH ST E39TH LN E39TH LN E39TH LN E 40TH LN E 41ST ST E 40TH ST INDIANAAVE E 42ND/ST E 42ND LN E41STLN MASSACHUSETTS AVE BONAVENTURELN COMMENSY E/37TH LN E 43RD ST EJ38TH ST VERMONTAVE E/39TH ST = 1,000 feet E 38TH LN E377HST AMBOSST OHIOAVE TO MITTANN TS PHINA MESSETS WAE COLONDOAVE E 36TH LN CLARSAVE E 36TH ST E 40TH LN SUNSETBUD inch PENNSYLVANIA AVE E 39TH LN ESTHIN E 38TH LN E41STST E41STLN HAZEL ST CHELSEA DR _ HELENST TS SNOBBIO SKIDAWAY RD 32ND AVE E 49TH ST TS WALLIN ST COUNTRY OR BRIDGESTONELN PRIVATE DRIVE E SOTH ST E SOTH LN LINNHURST DR E SISTILN THIS MAP IS A COMPILATION OF INFORMATION FROM VARIOUS SOURCES AND SCALES. IN MOST CASES THE INFORMATION HAS NOT BEEN FIELD VERIFIED. USE THIS MAP FOR GENERAL PLANNING PURPOSES ONLY. E 51ST ST LINNHURSTLN ELM CIP E39THST NUNEZST NORTHGATE DR DUANE CT FRANKLIN DR LIMERICK ST TR GAAM MCTORY MANOR PL RICHTER ST EASTGATE DR HIBISCUSAVE DIXIEAVE E 38TH ST E35TH ST UNKLOWN CHWANN RICHTER ST TO GNATHAO OLEANDER AVE SITE And the second s MICKTOWST E SGTH ST E SGTH LN AG GNATANO E 35TH LN DELESSEPS AVE NE 36TH ST PALMAVE GRENOBLE ST ESTTHLN ESTTH ST E SBTH ST ESTHIN TS SMALLIAMS ST E 39TH LN DIETER ST E 58TH LN DELESSEPS LN E SOTH ST 5 E SOTH LINE EROBE BEE ND NE 36TH LN HARRY STRUMAN PKINY LS HSV TS SAGUGNO SE 36TH ST SE 36TH LN T M COSTA RICA ST T LN ESTHST SEILERAVE E 59TH LN HICKORYST E 48TH LN WASHINGTONAVE E 60TH ST CEDAR ST E 53RD ST E 40TH LIN E 53RD LN E 497H ST D ESATHST DAFFIN PARK DR E41STST E SZND ST E SZND LN E 48TH ST E 387H LN E 397H ST ESISTLN SEILERLN E 40TH ST E SSTH ST URUGUAY ST ESOTHLN E51STST E S6TH ST ESATHLN E 49THLN E 42ND IN ZE E 42ND IN ZE E SOTH ST TO AMAMAG WATERSAVE CEDARST

10/6/2016







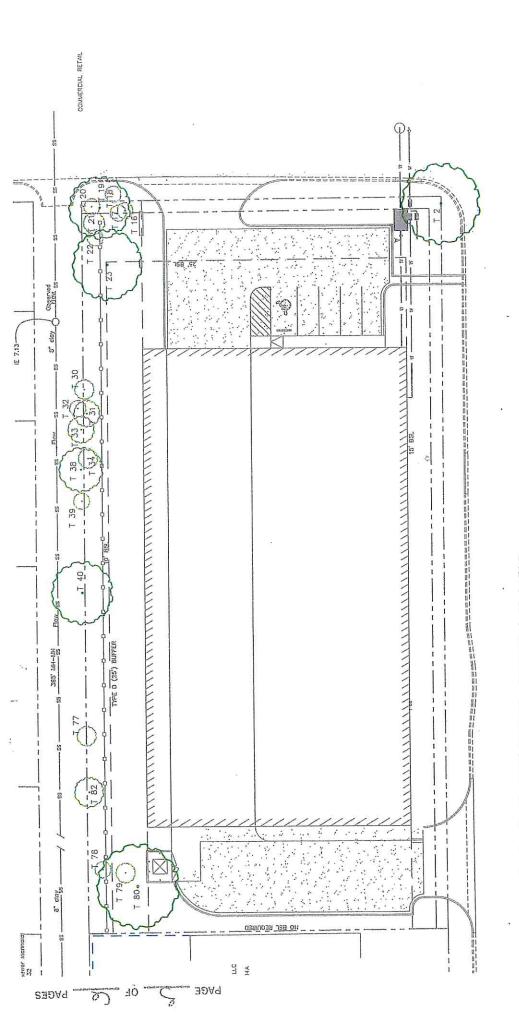
Savanaah, GA 31404 2119 limerick Street

Limerick St Self Storage

STIMARDI ARCHITECTURE INC



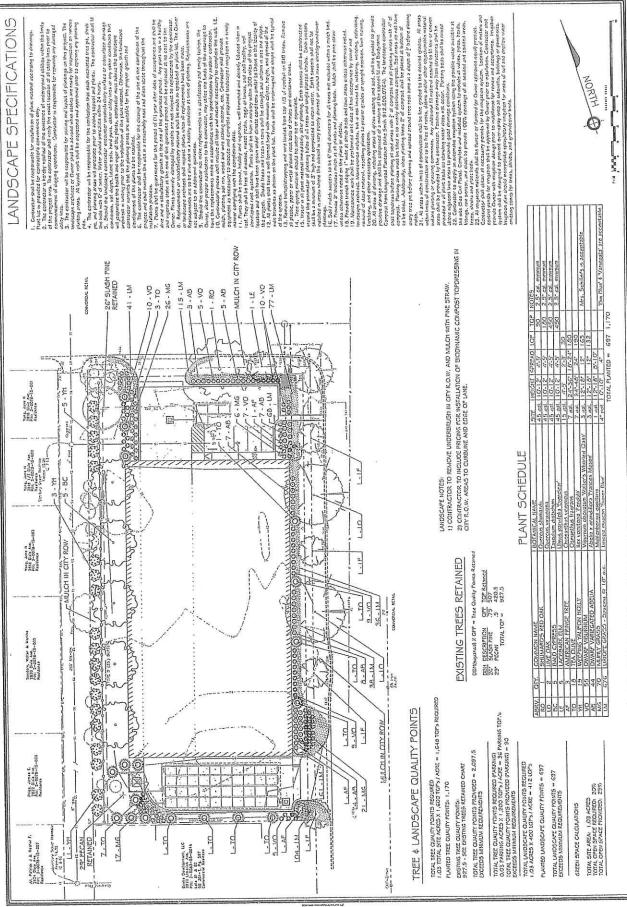
201608 3-1-16



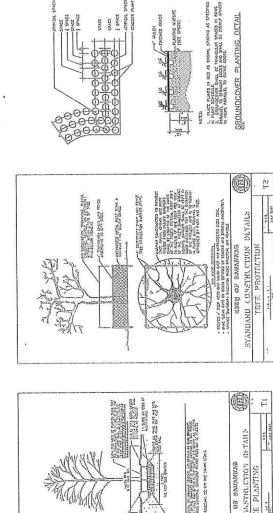
JST OF TREES RETAINED

T30 - SWEETGUM 9"
T31 - SWEETGUM 11"
T32 - LAUREL OAK 8"
T33 - SWEETGUM 11"
T34 - SWEETGUM 9"
T38 - WATER OAK 18"
T39 - CHERRY 8" T40 - CAMPHOR 24" T77 - CAMPHOR 8" T2 - LIVE OAK 30"
T16 - WATER OAK 6"
T17 - WATER OAK 7"
T18 - WATER OAK 7"
T19 - SWEETGUM 28"
T20 - LAUREL OAK 7" T22 - WATER OAK 7" T23 - SLASH PINE 26' T21 - LIVE OAK 10"

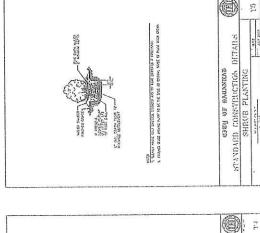
778 - MIMOSA 8" 779 - CAMPHOR 9" 780 - PECAN 29" 782 - CAMPHOR 13"

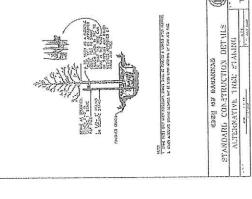


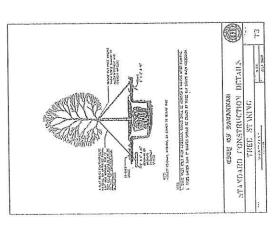


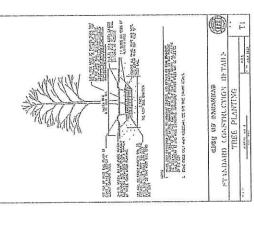


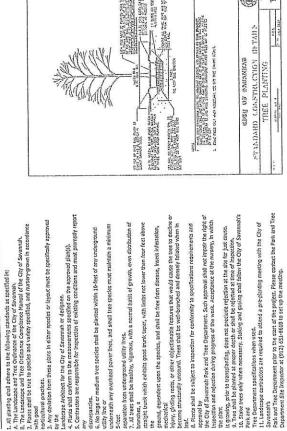
SPACE
SPACE
SPACE
SPACE
SPACE
-- ATTRICUL SPACING IN













CITY OF SAVANNAH PARK AND TREE DEPARTMENT NOTES

CHARGE ST			
Minimum	Lot Area	(Square	Feet)
14111111111111111	Lot / Hou	(Square	I cct

g or Other Use Dv	vo-Family or Multi- Family velling: Lot Area Per velling Unit
	#
)	- 3,600
	2,500
1	2,150
	2,000
	1,900
0	î.

SAVANNAH ZONING BOARD OF APPEALS STAFF REPORT

PETITIONER:

PHILLIP McCORKLE AS AGENT FOR 31 NORTH

REAL ESTATE INVESTORS LLC.

FILE NO:

16-003672-ZBA

ADDRESS:

2803 LIMERICK STREET

DATE:

JULY 28, 2016

Nature of Request

The petitioner, Phillip McCorkle, as agent for 31 North Real Estate Investors LLC., is requesting approval of a variance from the provisions of Section 8-3025(b), subsection 75b(b), "Self-storage mini-warehouse," that requires such facilities to be accessed from a street classified as a collector or greater. Such a variance may be approved by the Zoning Board of Appeals.

Findings

- 1. The subject property is a vacant 45,000-square foot commercial property located at 2803 Limerick Street.
- 2. The property is zoned P-B-H (Planned Highway Business).
- 3. The subject property is located on Limerick Street, which is an undivided paved public roadway. There are currently five commercial businesses operating, including warehouses, along this portion of Limerick Street, which also serves as the access to the rear parking lot of the Whole Foods shopping center off of Liberty Street. Section 8-3025(b) of the Savannah Zoning Ordinance, subsection 75b(b), "Self-storage mini-warehouse," requires such facilities to be accessed from a street classified as a collector or greater.
- 4. The Zoning Board of Appeals may authorize variances in an individual case upon a finding that:
 - (a) There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape, or topography.
 - The subject parcels are vacant or idle land located on a two-lane dead-end roadway that serves five existing businesses.
 - (b) The application of this chapter to this particular piece of property would create an unnecessary hardship.
 - The application of this chapter to this property would preclude the use of the site as proposed.
 - (c) Such conditions are peculiar to the particular piece of property involved.

 Such conditions are peculiar to the particular property. The site is located on a deadend road that supports a number of commercial and industrial businesses.

PHILLIP McCORKLE AS AGENT FOR 31 NORTH REAL ESTATE INVESTORS LLC. 16-003672-ZBA 2803 LIMERICK STREET JULY 28, 2016

- (d) Relief, if granted, would not cause substantial detriment to the public good, or impair the purposes and intent of the Savannah Zoning Ordinance.
 Relief, if granted, would not cause substantial detriment to the public good, or impair the purposes and intent of the Savannah Zoning Ordinance.
- 5. The petitioner proposes to construct a gated, four-story self-storage mini-storage building on the property. The Savannah Zoning Ordinance Section 8-3025(b), subsection 75b(e)(1) requires that such businesses be screened from dissimilar adjoining uses by a 25-foot landscaped buffer. The petitioner is proposing to meet that standard.

Staff Recommendation

The same property was considered for variances in order to construct a self-storage mini-warehouse in March of this year. Under the statute, a petition requesting the "same relief" may not be considered for 12 months, however the Zoning Administrator has determined that the present petition, which is requesting a variance from street classification, only, is sufficiently distinct from the March petition that it may be considered.

The proposed use is unlikely to generate significant traffic on a daily basis. Self-storage mini-warehouse businesses serve as property repositories for absentee tenants who visit their units infrequently, as a rule. Traffic generation for the present proposal is estimated to be between 45 and 80 vehicle trips per day (between 4 and 6 per hour) on average.

Limerick Street is a developed dead end roadway between two large telecommunications towers and behind a developed grocery store and shopping mall. The road serves several businesses and no residences. Further development on the roadway is unlikely. The proposed use is unlikely to overtax the service capacity of Limerick Street, or Dixie Street (into which Limerick feeds).

Staff recommends <u>approval</u> of the requested variance from the requirement that such as use be located on a collector street or greater.