



City of Blaine Anoka County, Minnesota

Blaine City Hall
10801 Town Sq Dr NE
Blaine MN 55449

Legislation Details (With Text)

File #: RES 15-124 **Version:** 2 **Name:** 15-31 Oak Park Plaza CUP
Type: Resolution **Status:** Passed
File created: 7/9/2015 **In control:** City Council
On agenda: 7/9/2015 **Final action:** 7/9/2015
Title: GRANTING A CONDITIONAL USE PERMIT TO ALLOW FOR MULTIPLE BUILDINGS ON ONE PARCEL, SHARED DRIVEWAY ACCESS, PARKING LOT LIGHT HEIGHTS GREATER THAN 20- FEET (28 FEET) AND A SPECIAL PURPOSE (8-FOOT HIGH) FENCE ALONG THE REAR PROPERTY LINE AT 109TH AVENUE/UNIVERSITY AVENUE NE. OAK PARK PLAZA. (CASE FILE NO. 15-0031/BKS)
Sponsors: Bryan Schafer

Indexes:

Code sections:

Attachments: 1. Oak Park Plaza - Attachments

Date	Ver.	Action By	Action	Result
7/9/2015	2	City Council	Adopted	Pass
6/9/2015	1	Planning Commission	Recommended for Approval	Pass

DEVELOPMENT BUSINESS - *Bryan K. Schafer, Planning and Community Development Director*

GRANTING A CONDITIONAL USE PERMIT TO ALLOW FOR MULTIPLE BUILDINGS ON ONE PARCEL, SHARED DRIVEWAY ACCESS, PARKING LOT LIGHT HEIGHTS GREATER THAN 20- FEET (28 FEET) AND A SPECIAL PURPOSE (8-FOOT HIGH) FENCE ALONG THE REAR PROPERTY LINE AT 109TH AVENUE/UNIVERSITY AVENUE NE. OAK PARK PLAZA. (CASE FILE NO. 15-0031/BKS)

Planning Commission (Public Hearing)	06/09/15
City Council (Conditional Use Permit)	07/09/15
Action Deadline	08/09/15

The Planning Commission voted unanimously to approve the conditional use permit. There were no comments at the public hearing.

The owners of Oak Park Plaza shopping center (SE corner 109th and University) has made a proposal to undertake a substantial redevelopment of the entire center. The scope of work involves removing the old grocery anchor space at the north end of the center as well as a couple small tenant spaces. In total about 35,000 square feet of building will be demolished to make room for a new 45,500 square foot CUB store. The remaining portion of the center will

be completely remodeled and updated. The major tenants (hardware and liquor store) are expected to remain and be open thru the remodeling. The site will be completely updated as well with new landscaping, new parking/drive surfaces and sidewalk replacement.

The new CUB store will be significantly smaller than a typical large format CUB and is considered a more neighborhood scale store. The store will have all of the components of a larger CUB but with fewer items displayed. Work is expected to begin this summer on the demolition with the CUB store starting construction in the fall and over the winter.

Conditional Use Permit

The CUP will cover the fact that there are multiple buildings on one parcel (the parcel also includes the smaller multi-tenant building south of the main center) and the shared driveway between the center and the food/service outlots along University. Lastly the CUP will address the height of the front parking lot lights that are proposed at 28-feet high (greater than 20-feet). The rear parking lot lights will be limited to not more than 20-feet.

The submitted landscape and site plan, while needing final review prior to Site Plan Approval, appears to meet all ordinance requirements, subject to the variance requests described below and recommended conditions.

The site has been evaluated for new storm water treatment criteria and is being reviewed by the Coon Creek Watershed District (CCWD). A CCWD permit is required prior to any site work.

The site plan is also being reviewed by Anoka County Highway Department (ACHD) since the site has access onto two county roadways.

Variance Request

The variances requested are in large part due to the current non-conforming nature of the site in terms of some of the setbacks. The center was initially developed prior to many of the current zoning setback requirements. Because Site Plan Approval is needed given the large amount of building and site work the site either needs to meet all setback requirements or receive a variance to allow some of the non-conforming elements to remain.

The variance request involves parking and driveway setbacks in two areas of the site:

- 20-foot variance to the required 30-foot along 109th Avenue- only a 10-foot driveway and parking setback currently exists in these areas along 109th Avenue. A portion of the main parking area will be pulled back to 27-feet but the parking immediately north of the new CUB building will remain 10-feet. The building setback in this area is also non-conforming but the new CUB building will be further off 109th and will meet the required 50-foot setback.

- 15-foot variance to the required 25-foot setback along rear of property - it is difficult to determine the exact edge of the current parking/driveway surface in some cases but it appears that a portion of the current design has between a 5 and 10 foot setback from the back property line. The new plan would improve on that by installing a minimum 10-foot setback (in many cases it is more). In addition the wood fence that runs along the back of the property will be replaced by a new 8-foot high solid fence. Additional landscaping will also be added along the rear line.

By motion, approve the Resolution.

Attachments

Zoning and Location Map

Site Plan

Landscape Plan

Grading Plan

Building Elevations (CUB)

Building Elevations Multi Tenant

WHEREAS, an application has been filed by Tri-Land Developments, Inc. as Conditional Use Permit Case File No. 15-0031; and

WHEREAS, a public hearing has been held by the Blaine Planning Commission on June 9, 2015; and

WHEREAS, the Blaine Planning Commission recommends said Conditional Use Permit be approved; and

WHEREAS, the Blaine City Council has reviewed said case on July 9, 2015.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Blaine that a Conditional Use Permit is hereby approved per Section 30.14(s) of the Zoning Ordinance to allow for multiple buildings on one parcel, shared driveway access, parking lot light heights greater than 20-feet (28feet) and a special purpose (8-foot high) fence along the rear property line at 109th Avenue/University Avenue based on the following conditions:

1. No outside display or storage of products is allowed at any time on site with the exception of Outside Display as regulated by Section 30.181 and the permitted temporary outdoor garden sales associated with the hardware store.
2. Site, buildings, and landscaping to be constructed consistent with submitted materials made part of this Conditional Use Permit application. However, the site plan will be subject to further site plan review related to landscaping and site improvements.
3. Site Plan Approval required prior to any site work or building permits for new

construction.

4. Temporary signage regulated under Zoning Ordinance Section 34.13.
5. Permanent signage requires a separate permit approval process. Site allowed to have two freestanding monument sign locations (University Ave and 109th Ave).
6. All lighting on site must meet requirements established by Section 33.02 of the Zoning Ordinance.
7. New CUB building to be reviewed for SAC payment.
8. The buildings must be designed and maintained in accordance with the MN Uniform Fire Code.
9. Applicant is required to obtain a Coon Creek Watershed District Permit prior to any site work.
10. Applicant to obtain permit from ACHD for all proposed work in the County right-of-way.
11. Applicant to work with City and ACHD regarding required maintenance of private leg of traffic signal at University Avenue (107th alignment).
12. All buildings must be provided with automatic fire suppression system.

PASSED by the City Council of the City of Blaine this 9th day of July, 2015.