

GAINE VILLE
every path starts with passion
FLORIDA

PO Box 490, Station 11 Gainesville, FL 32627-0490

> 306 N.E. 6<sup>™</sup> AVENUE P: (352) 334-5022 P: (352) 334-5023 F: (352) 334-2648

TO:

City Plan Board

Item Number: OB2.

FROM:

Planning & Development Services Department

**DATE: June 23, 2016** 

SUBJECT:

<u>Petition PB-16-34 SUP</u>: Greenberg Farrow (John Vecchio, P.E.) agent for Walmart Stores East, owner. A special use permit with an intermediate development plan to allow for the construction of a gas station with convenience store. Zoned: MU-2 (12—30 units/acre mixed use medium intensity). Located at 1800 NE 12th Avenue.

#### Recommendation

Staff recommends approval of Petition PB-16-34 SUP with conditions and the development plan.



#### **Description**

This petition addresses a request to grant a special use permit at the above referenced site to allow construction of a gasoline station with 12 fueling positions and a retail/convenience store. Per the Comprehensive Plan and Policy 10.4.9 of the Transportation Mobility Element gasoline service stations with more than six fueling positions must meet a specific set of conditions with final approval by the City Commission.

The petition was submitted to the board for review on May 26, 2016. After presentations by staff and the applicant, neighborhood residents addressed the board stating that they did not receive notice of the neighborhood meeting conducted by the applicant. They also stated that they did not receive notice from the City concerning the public hearing. Neighborhood representatives expressed opposition to several aspects of

Petition PB-16-34 SUP June 23, 2016

the development, particularly the location of the fuel tanks and proximity of the development to the residential area.

The board accepted a motion to continue the petition and asked staff to confirm that proper notice was provided and that the neighborhood meeting was conducted and properly advertised. Staff has reviewed the record and determined that both meetings were properly noticed. It appears that some of the residents who spoke at the meeting are not on the list of property owners administered by the Property Appraiser's office.

Since the May 26, 2016 meeting, staff reviewed some modifications to the design of the site and hosted a meeting with the neighbors and the applicant. The map included in Attachment "B" shows the proposed modifications and Attachment "A" includes information about the public notices.

Attachment "A" provides the following:

- 1. A map showing the noticed area, 400 feet surrounding the subject property;
- 2. A list of property owners to whom notices were sent.
- 3. A copy of the notice announcing the neighborhood meeting;
- 4. Minutes of the neighborhood meeting and an attendance list;
- 5. A letter from the applicant addressing the Special Use Permit criteria, including information on when and where the neighborhood meeting was conducted.
- 6. A copy of the notice of Public Meeting announcing the proposed date, location and time of the hearing to review the petition.

#### **Summary**

The board heard a presentation from staff and the applicant followed by questions about the petition. The floor was opened to the public who expressed opposition to the project and alleged that they did not receive notice about the meeting. The board deliberated and entertained a motion to continue the petition. Staff reviewed the public notice process and determined that it followed normal procedures.

Respectfully submitted,

Respectfully submitted,

Ralph Hilliard
Planning Manager

Lawrence Calderon

Lead Planner

Prepared b

#### **List of Exhibits**

Attachment A: Information about Public Notices

Attachment B: Modified Development Plans & Map

Attachment C: May 26, 2016 Staff report presented to the City Plan Board.

# Attachment "A" Information about Public Notices



Proposed Murphry Express Gas Station 1800 block NW 12th Avenue

Parcel #10859-010-003 (part)

400-Feet Notification Radius

Prepared by: Planning and Development Services Department

City of Gainesville, Florida

Date: 6/14/2016



1 inch = 417 feet

This map is for informational purposes only. Do not rely on this map for accuracy of dimensions, size or location. The City of Gainesville does not assume responsibility to update this information or for any error or omission on this map. For specific information, you are directed to contact the City of Gainesville, Florida.

Neighborhood Workshop Notice 10786-000-000 Murphy Express ADAMS & ADAMS 301 N BEAUREGARD ST #H618 ALEXANDRIA, VA 22312

Neighborhood Workshop Notice 10795-000-000 Murphy Express AWOFADEJU & WILLIAMS 3390 NW 46TH AVE LAUDERDALE LAKES, FL 33319

Neighborhood Workshop Notice 10848-020-075 Murphy Express BIVENS & BIVENS 1203 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice 10799-000-000 Murphy Express CAMP MHC LLC 120 W LEXINGTON AVE ELKHART, IN 46516

Neighborhood Workshop Notice 10791-000-000 Murphy Express CHURCHILL & TUNNAGE 613 NW 12TH TER GAINESVILLE, FL 32601

Neighborhood Workshop Notice 10848-020-129 Murphy Express NADIA D CLARK 1118 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice 10826-002-000 Murphy Express ERNEST L COOK 904 NE 18TH ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice 10733-051-000 Murphy Express DICKERSON SR & DICKERSON 6018 NE 27TH AVE GAINESVILLE, FL 32609

Neighborhood Workshop Notice 10733-015-000 Murphy Express LEROY EDDY 819 NE 18TH TER GAINESVILLE, FL 32641-4712

Neighborhood Workshop Notice 10733-023-000 Murphy Express FOOTE & WHYTE & WHYTE 505 NORTH VALENCIA CURCLE SW VERO BEACH, FL 32968 Neighborhood Workshop Notice 10848-020-074 Murphy Express CYNTHIA E ASHFORD 1204 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice 10790-000-000 Murphy Express BARTLEY TEMPLE METHODIST CHRUCH PO BOX 5755 GAINESVILLE, FL 32627-5755

Neighborhood Workshop Notice 10848-020-127 Murphy Express VERNELL BROWN JR 1108 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice 10859-010-002 Murphy Express ROY O CAMP TRUSTEE 4304 NW 78TH TER GAINESVILLE, FL 32606

Neighborhood Workshop Notice 10674-016-000 Murphy Express CITY OF GAINESVILLE % LAND RIGHTS COORDINATOR PO BOX 490 MS 58 GAINESVILLE, FL 32627

Neighborhood Workshop Notice 10675-003-000 Murphy Express COBB & DALLAS 13 ROSE AVE EDWARDSVILLE, IL 62025-1349

Neighborhood Workshop Notice 10733-027-000 Murphy Express JOHN KEDREN COWVINS 417 NW 7TH AVE GAINESVILLE, FL 32601

Neighborhood Workshop Notice 10848-020-125 Murphy Express TIFFANY CHERISE DORSEY 1113 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice
10733-033-000 Murphy Express
EQUITY TRUST COMPANY CUSTODIAN
FBO JOHN ALAN MITCHELL IRA
1 EQUITY WAY
WESTLAKE, OH 44145-1050

Neighborhood Workshop Notice 10848-020-116 Murphy Express MARJORY M FRANCOIS 1120 NE 21ST CT GAINESVILLE, FL 32641 Neighborhood Workshop Notice 10848-020-070 Murphy Express SARAH W ATKINS LIFE ESTATE 1228 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice 10849-000-000 Murphy Express C A BASKIN 511 NE 25TH ST GAINESVILLE, FL 32641-3919

Neighborhood Workshop Notice 10733-020-000 Murphy Express TIMOTHY S BURKETT 913 NE 18TH TER GAINESVILLE, FL 32641

Neighborhood Workshop Notice
10858-074-000 Murphy Express
CHRISTIAN METHODIST EPISCOPAL
CHURCH
% GLENDA WARREN TRUSTEE
434 NW 37TH PL
GAINESVILLE, FL 32609-2295

Neighborhood Workshop Notice 10848-020-072 Murphy Express ELEASE R CLARK 1216 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice 10733-047-000 Murphy Express CONSTRUCTION CONSULTING & INVESTMENTS LLC 21148 NW 167TH PL HIGH SPRINGS, FL 32643

Neighborhood Workshop Notice 10733-043-000 Murphy Express CRISWELL HEIRS & CRISWELL % T ALLEN 830 NE 18TH TER GAINESVILLE, FL 32641

Neighborhood Workshop Notice 10798-000-000 Murphy Express JONI DOWST 429 NW 10TH AVE GAINESVILLE, FL 32601

Neighborhood Workshop Notice 10733-031-000 Murphy Express EXIT STRATEGY APRIL 13 LLC 25882 ORCHARD LAKE RD STE 106 FARMINGTON HILLS, MI 48336

Neighborhood Workshop Notice 10733-034-000 Murphy Express FULLER & FULLER 905 NE 19TH ST GAINESVILLE, FL 32641-4751 Neighborhood Workshop Notice

10811-000-000 Murphy Express GAINESVILLE TACACHALE CENTER ATTN: MICHAEL S MAYFIELD 1621 NE WALDO RD GAINESVILLE, FL 32609

Neighborhood Workshop Notice

10679-001-000 Murphy Express EDITH C GILL 300 TOFFEE CT MCDONOUGH, GA 30253-6071

Neighborhood Workshop Notice

10826-001-000 Murphy Express GOULD JR & GOULD 2815 NW 13TH ST STE 305 % KAREN S YOCHIM GAINESVILLE, FL 32609-2865

Neighborhood Workshop Notice

10848-020-120 Murphy Express HALL & SHIDELER W/H 2115 NE 12TH AVE GAINESVILLE, FL 32641-4615

Neighborhood Workshop Notice

10733-053-000 Murphy Express EDNA HENDERSON 825 NE 18TH TER GAINESVILLE, FL 32641-4712

Neighborhood Workshop Notice

10733-018-000 Murphy Express HERBERT HOOKER HEIRS 918 NE 18TH TER GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10733-039-000 Murphy Express JJ KIND INVESTMENTS LLC 4607 NW 6TH ST STE A GAINESVILLE, FL 32609

Neighborhood Workshop Notice

10848-020-069 Murphy Express CONSEUELLA B JOHNSON 1234 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10835-000-000 Murphy Express PATRICIA JORDAN 909 NE 17TH DR GAINESVILLE, FL 32609

Neighborhood Workshop Notice

10733-014-000 Murphy Express ISSIE ANN LOWE TRUSTEE % ANN & MARTINE LOWE 3631 SW 17TH PL GAINESVILLE, FL 32607 Neighborhood Workshop Notice

10848-020-097 Murphy Express GARRISON & MOBBS 1218 NE 21ST CT GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10848-020-098 Murphy Express CALYPSO GILLUM 1214 NE 21ST CT GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10833-000-000 Murphy Express GRANT INTERNATIONAL LLC 4581 WESTON RD #370 DAVIE, FL 33331

Neighborhood Workshop Notice

10733-019-000 Murphy Express L D HARPER PO BOX 5563 ALBANY, GA 31706-5563

Neighborhood Workshop Notice

10674-007-000 Murphy Express LORINE HENDERSON LIFE ESTATE 931 NE 17TH ST GAINESVILLE, FL 32641-4601

Neighborhood Workshop Notice

10848-020-123 Murphy Express DARRIA M JAMES 1123 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10827-001-000 Murphy Express KENETRA N JOHNSON 2130 NW 31ST AVE APT M8 GAINESVILLE, FL 32605-2313

Neighborhood Workshop Notice

10733-026-000 Murphy Express DIANA D JONES 908 NE 19TH TER GAINESVILLE, FL 32614

Neighborhood Workshop Notice

10733-006-000 Murphy Express KELLEY & KELLEY 5 NW 15TH ST HIGH SPRINGS, FL 32643-5105

Neighborhood Workshop Notice

10733-005-000 Murphy Express EDMOND MACK TRUSTEE PO BOX 537 WILLISTON, FL 32696-0537 Neighborhood Workshop Notice

10848-020-077 Murphy Express GEORGE & HENDERSON & HENDERSON 1215 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10733-041-000 Murphy Express ELSIE GLOVER 829 NE 18TH TER GAINESVILLE, FL 32641-4712

Neighborhood Workshop Notice

10837-000-000 Murphy Express CHARLOTTE GUERLY HEIRS PO BOX 488 BRADENTON, FL 34206-0488

Neighborhood Workshop Notice

10848-020-081 Murphy Express HELEN J HARRIS 1237 NE 21ST ST GAINESVILLE, FL 32641-1720

Neighborhood Workshop Notice

10848-020-122 Murphy Express MIA B HOLLAND 2103 NE 12TH AVE GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10847-000-000 Murphy Express JENKINS & JENKINS 906 NE 17TH DR GAINESVILLE, FL 32641-4717

Neighborhood Workshop Notice

10848-020-068 Murphy Express EUGENA M JOHNSON 1240 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10848-020-115 Murphy Express RODNEY U JONES 1112 NE 21ST CT GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10733-022-000 Murphy Express LAW OFFICE S OF JUSTIN McMURRAY PA TRUSTEE 10175 FORTUNE PARKWAY STE 603 JACKSONVILLE, FL 32256

Neighborhood Workshop Notice

10848-020-114 Murphy Express MATEO & MENDOZA H/W 1110 NE 21ST TER GAINESVILLE, FL 32641 Neighborhood Workshop Notice 10848-020-121 Murphy Express TENEKA N MAVIN 2109 NF 12TH AVE

2109 NE 12TH AVE GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10733-017-000 Murphy Express ABRAHAM MCCRAY JR 917 NE 18TH TER GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10832-000-000 Murphy Express VERONICE MILES 1231 BETHABARA HILLS CT WINSTON SALEM, NC 27106-3157

Neighborhood Workshop Notice

10844-001-000 Murphy Express SUSIE MAE MOSLEY LIFE ESTATE 928 NE 17TH DR GAINESVILLE, FL 32641-4717

Neighborhood Workshop Notice

10827-004-000 Murphy Express BERNICE N NEAL 824 NE 18TH ST GAINESVILLE, FL 32641-4764

Neighborhood Workshop Notice

10848-020-067 Murphy Express CARDELLIA F OWENS 1246 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10733-011-000 Murphy Express J S QUINCEY TRUSTEE 1934 NW 32ND TER GAINESVILLE, FL 32605-3723

Neighborhood Workshop Notice

10792-000-000 Murphy Express MILDRED ROBINSON HEIRS 840 NE 20TH ST GAINESVILLE, FL 32641-4705

Neighborhood Workshop Notice

10858-073-000 Murphy Express SCHOOL BOARD OF ALACHUA COUNTY DUVAL ELEMENTARY 620 E UNIV AVE GAINESVILLE, FL 32601

Neighborhood Workshop Notice

10733-054-000 Murphy Express SMALL & SMALL & SMALL HEIRS 920 NW 41ST ST MIAMI, FL 33127-2745 Neighborhood Workshop Notice

10733-009-000 Murphy Express MAVIN & FRANKLIN % ANNIE FRANKLIN 922 NE 19TH ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10826-000-000 Murphy Express MIDDLETON TRUSTEE & MILES 1231 BETHABARA HILLS CT WINSTON SALEM, NC 27106-3157

Neighborhood Workshop Notice

10674-010-001 Murphy Express LILLIE MITCHELL LIFE ESTATE 5507 NE 29TH AVE # 163 GAINESVILLE, FL 32609-2650

Neighborhood Workshop Notice

10674-001-000 Murphy Express SUSIE M MOSLEY TRUSTEE 928 NE 17TH DR GAINESVILLE, FL 32601

Neighborhood Workshop Notice

10674-015-000 Murphy Express E V NIX 6114 SE COUNTY ROAD 234 GAINESVILLE, FL 32641-1604

Neighborhood Workshop Notice

10848-020-131 Murphy Express PATRICK PENNY JR 1128 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10848-020-099 Murphy Express JO ANN RAINWATER 1210 NE 21ST CT GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10848-020-066 Murphy Express MANUEL A ROSADO JR 2102 NE 13TH AVE GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10827-000-000 Murphy Express W J SIMMONS 1600 SE 39TH TER #2 GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10674-003-000 Murphy Express JOE SMITH HEIRS % JOYCE R STEPHENS 747 LORRI AVE LAKELAND, FL 33815 Neighborhood Workshop Notice

10733-004-000 Murphy Express EFFIE MCCLELLAN HEIRS 928 NE 19TH ST GAINESVILLE, FL 32641-4771

Neighborhood Workshop Notice

10831-000-000 Murphy Express VERONICE MILES 1231 BETHABARA HILLS CT WINSTON SALEM, NC 27106-3157

Neighborhood Workshop Notice

10733-045-000 Murphy Express ADA MITCHELL TRUSTEE % BERNARD MITCHELL 2717 SW 127TH TER ARCHER, FL 32618

Neighborhood Workshop Notice

10848-020-078 Murphy Express TERRI LEE MYERS 1221 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10836-000-000 Murphy Express J H NIX JR 6102 SE CR 234 GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10800-001-000 Murphy Express PRINCEARD INVESTMENT LLC PO BOX 5995 GAINESVILLE, FL 32627

Neighborhood Workshop Notice

10848-020-080 Murphy Express EVELYN E RILEY 1231 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10733-050-000 Murphy Express DONNIE RYLES 818 NE 19TH TER GAINESVILLE, FL 32641-4707

Neighborhood Workshop Notice

10797-000-000 Murphy Express VERNELL SINGLETON 2012 NE 9TH PL GAINESVILLE, FL 32641-4794

Neighborhood Workshop Notice

10733-010-000 Murphy Express EDGAR SMITH JR 210 SE STATE RD #121 WILLISTON, FL 32696 Neighborhood Workshop Notice 10848-020-130 Murphy Express SANIYIYAH A SOLOMON

1124 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10801-001-000 Murphy Express STORTER PRINTING CO INC 300 LANG BLVD GRAND ISLAND, NY 14072

Neighborhood Workshop Notice

10838-000-000 Murphy Express GLADYS THOMPSON 1228 SE 18TH TER GAINESVILLE. FL 32641-8312

Neighborhood Workshop Notice

10802-000-000 Murphy Express WALDO ROAD INVESTMENTS INC 5532 NW 43RD ST GAINESVILLE, FL 32653

Neighborhood Workshop Notice

10859-010-008 \*\*\*\* Murphy Express WALMART SUPERCENTER - WALDO ROAD 1800 NE 12TH AVE

ATTN: MANAGER GAINESVILLE. FL 32641

Neighborhood Workshop Notice

10848-020-071 Murphy Express RENEE L WATKINS 1222 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10848-020-073 Murphy Express CAMELA V WELCOME 1210 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10675-001-000 Murphy Express JILL S WILLIAMS 1144 NE 22ND ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10848-020-076 Murphy Express VERONICA L WILLIAMS 1209 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10733-021-000 Murphy Express WINFALL CORPORATION PO BOX 1119 ALACHUA, FL 32616

Neighborhood Workshop Notice

10784-000-000 Murphy Express ALBERT SPENCER 707 SANHILL DR LYNCHBURG, VA 24502

Neighborhood Workshop Notice

10796-001-000 Murphy Express **EDITH TAYLOR** 2004 NE 9TH PL GAINESVILLE, FL 32641-4794

Neighborhood Workshop Notice

10515-003-000 Murphy Express VFW POST 2811 PO BOX 6147 GAINESVILLE, FL 32627-5000

Neighborhood Workshop Notice

10733-035-000 Murphy Express JERRY WALKER HEIRS 906 NE 19TH TER GAINESVILLE, FL 32641-4707

Neighborhood Workshop Notice

10848-020-065 Murphy Express LAWANDA C WARREN 2106 NE 13TH AVE GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10674-010-000 Murphy Express MARGARET D WATSON PO BOX 358686 GAINESVILLE, FL 32635-8686

Neighborhood Workshop Notice

10733-008-000 Murphy Express REGINALD WHITE 3205 NW 83RD ST #2614 GAINESVILLE, FL 32606-6229

Neighborhood Workshop Notice

10788-000-000 Murphy Express **ELIZABETH S WILLIAMS** 839 NE 20TH ST GAINESVILLE, FL 32641-4706

Neighborhood Workshop Notice

10794-000-000 Murphy Express WILLIAMS & WILLIAMS 823 NE 25TH TER GAINESVILLE, FL 32641-4884 Neighborhood Workshop Notice 10848-020-126 Murphy Express TONYA P STARLING

1107 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10848-020-128 Murphy Express MARGARET THOMAS 1112 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10674-004-000 Murphy Express VINSON & VINSON 7007 SW 63RD TER GAINESVILLE, FL 32608

Neighborhood Workshop Notice
10859-010-003 \*\*\*\* Murphy Express WAL-MART STORES EAST LP - PROP TAX **DEPT 8013** 1301 SE 10TH ST STORE NO 1205-01 BENTONVILLE, AR 72716-8013

Neighborhood Workshop Notice

10848-020-079 Murphy Express MARIE WARREN 1225 NE 21ST ST GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10674-013-000 Murphy Express W B WATSON III PO BOX 358686 GAINESVILLE, FL 32635-8686

Neighborhood Workshop Notice

10848-020-117 Murphy Express WILLIE WHITE III 1126 NE 21ST CT GAINESVILLE, FL 32641

Neighborhood Workshop Notice

10796-000-000 Murphy Express H WILLIAMS **823 NE 25TH TER** GAINESVILLE, FL 32641-4884

Neighborhood Workshop Notice

10733-030-000 Murphy Express **NEWTON WILLIAMSON** 906 NE 18TH TER GAINESVILLE, FL 32641

# Neighborhood Workshop For a Proposed Murphy USA Gas Station and Convenience Store

A neighborhood workshop will be held to discuss a proposed Murphy USA gas station and convenience store to be located on the south side of NE 12<sup>th</sup> Avenue across from the existing Walmart at 1800 NE 12<sup>th</sup> Avenue, Gainesville, Florida. This is not a public hearing. The purpose of the meeting is to inform neighboring property owners of the nature of the proposal and to seek their comments about the project.

Date: Tuesday, January 26, 2016

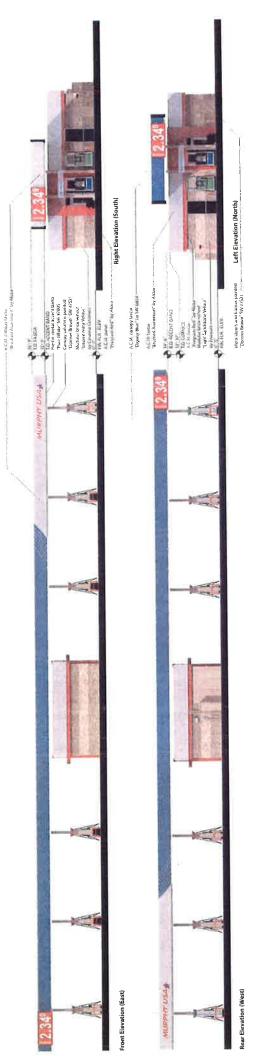
Time: 6:30 p.m.

Place: Clarence R. Kelly Community Center

1701 NE 8<sup>th</sup> Ave. Gainesville, FL

A Special Use Permit is required to (a) allow a fueling station within the Transportation Mobility Program Area, and (b) to allow a fueling station with six (6) fuel pumps (the City of Gainesville's code only allows three (3) pumps at a fueling station with a convenience store). Site plans and a building rendering are enclosed for your use and review.

If you have any questions or concerns before the meeting, please contact John Vecchio, P.E., Project Manager, at (404) 205-8426 or <a href="mailto:jvecchio@greenbergfarrow.com">jvecchio@greenbergfarrow.com</a>. We look forward to seeing you at the meeting.







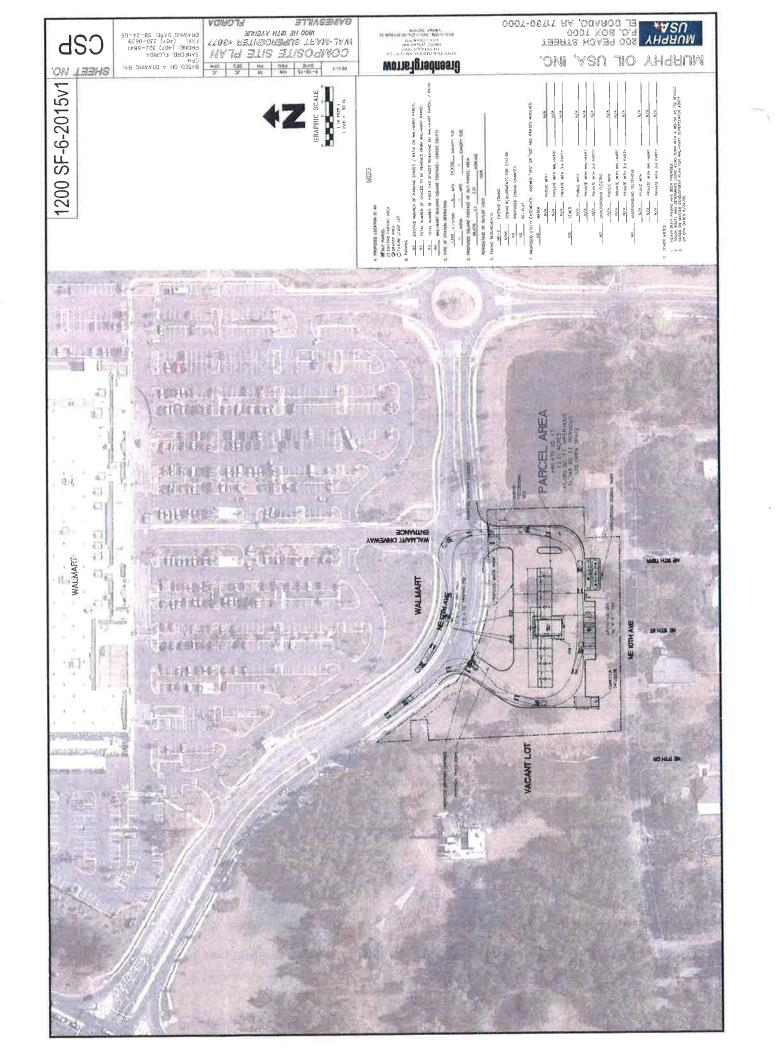


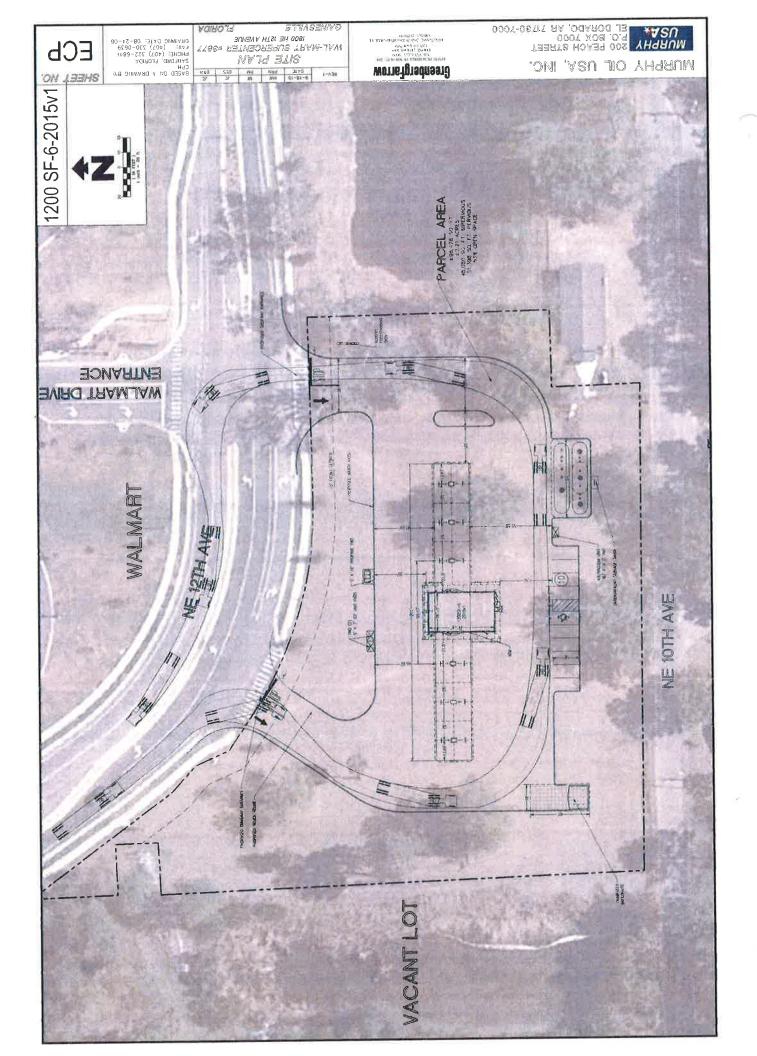
MURPHY USA

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Smit Canapy Park San		4413,	37007	5995	i
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Additional State	-	1135	100	2000	1000
			Yorks	Actal Samuelania	156.77

B R R

6MPD 1200 BLDG. October 22, 2014







#### 1/28/16

The following is a summary of the Neighborhood Meeting held Tuesday evening, January 26, 2016 for the Murphy USA, Gainesville, FL project:

Date and Time: January 26, 2016, 6pm

Location: Clarence R. Kelly Community Center, 1701 NE 8th Avenue, Gainesville, FL 32601

Materials Presented: Site Plan-C-1 (Rev-0), Composite Site Plan- C-01 (Rev-0), Landscape Plan L1.0,

Preliminary Survey S-3, Rendering (December 2, 2015) GF Representatives: John Vecchio and Wayne Gibson

There were 5 individuals in attendance, 3 from the adjacent neighborhood group (Front Porch FL)

The following are their questions, comments and concerns:

- Concerned about the trash. This is a vacant lot and is used to discard trash. (explained when site is fully developed the trash problem will go away, Murphy has a dumpster for trash removal)
- Concerned about people using the site as a short cut to Wal-Mart. Again this lot is vacant and
  the existing fence along the rear property line is knocked down. (explained when the site is fully
  developed there will be perimeter landscaping to discourage the cut through. There are also
  existing sidewalks along the perimeter streets that connect to Wal-Mart)
- 3. Asked question about UST installation and any concerns with the environment. (explained the UST's require a State Permit and there are no environmental threats)
- 4. Asked question regarding stormwater control. (We explained the site was part of the overall Wal-Mart Development Plan approval and the Murphy site stormwater is part of the existing ERP (Environmental Resource Permit) for the Wal-Mart development site.
- 5. Asked question regarding increased traffic in the area due to the gas station use. (explained the site was included in the original Traffic Study for the Wal-Mart Development Plan and all of the traffic improvements have been installed including turning lanes and curb cuts to the proposed Murphy site)
- 6. Asked questions regarding Landscaping and Lighting. (showed them the Landscaping Plan and explained the proposed lighting for the site. Lighting to meet City requirements and will be shielded toward the residential area). Neighbors commented that the vacant lot is dark and dangerous and any lighting would be an **improvement**.

The Neighborhood group went on record that they **support the plan**. They intend to go back to the remainder of their group to increase support for the project. Front Porch FL intends to write a letter to City Council indicating support for the project.

John C Vecchio, PE
Senior Project Manager
1430 West Peachtree St. NW, Suite 200, Atlanta, GA 30309
D 404.205.8426 C 404.834.5546 T 404.601.4000 x7213

Greenbergfarrow

f in E3

muRMY USA, CAINESVILLE FL

Murphy USA / Murphy Express: Meeting Sign In

	NAME	COMPANY / DEPARTMENT	PHONE NUMBER	EMAIL ADDRESS
	Glende JSmith		35-2 28 31094	DUCK ang 530 gmail. Com
J	Juanita Miles Hamillon	" Front Part Pr 352 538 6502	352 538 6502	
	Ernell Cark		352-141-633	Ernell Cook (a) yapov. Con
	Thois 4. Harrison	Front Porch FL	352-372-722	1
	Wille W. Cans Sp	** A	" 813-1080	
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	1536 N.E. 9th Cine.	17		

1430 West Peachtree Street, NW Suite 200 Atlanta, GA 30309

t: 404 601 4000

ATLANTA
LOS ANGELES
NEW JERSEY
CHICAGO
NEW YORK
DALLAS
BOSTON
COLUMBUS
WISCONSIN
BENTONVILLE
PHILADELPHIA
FRESNO
MEMPHIS
SHANGHAI
MEYICO CITY

### GreenbergFarrow

February 25, 2016

Mr. Ralph Hilliard
Planning Manager
Planning and Development Services Department
City of Gainesville, FL
200 East University Avenue
Gainesville, FL 32601

Re: Murphy USA Letter of Application

Dear Mr. Hilliard:

Murphy Oil USA, Inc. proposes to construct a 1,200 sq. ft. convenience store with six (6) fueling pumps. The store will have a coffee bar, soda fountains, hot dogs, pizza, and pre-packaged food items available for purchase. An outdoor vacuum, air hose, ice machine and propane tanks will be available for customer convenience. The site is located on an approximately 2-acre outparcel across from the existing Walmart store at 1800 NE 12<sup>th</sup> Avenue.

The site is currently vacant and is bounded by NE 12<sup>th</sup> Avenue to the north, a detention pond and church to the east, NE 10<sup>th</sup> Avenue to the south, and a large tract of land to the west occupied by a single-family residence.

The property is zoned Mixed Use Medium Intensity District (MU-2), and the "district is intended to encourage a reduction in the number and length of vehicular trips by providing for basic needs and employment opportunities within close proximity to residential areas," per the City of Gainesville's Land Development Code. The Murphy USA store meets the intent of the district by conveniently providing basic needs by selling fuel for nearby residents and customers of Walmart, as well as providing employment opportunities for residents in the neighborhood. A gas station at this location is complementary to the existing Walmart.

#### Special Use Permit

The City of Gainesville's Land Development Code only allows three (3) fuel pumps at service stations. Because Murphy Oil proposes to construct six (6) fuel pumps, a Special Use Permit is required. Murphy satisfies the City of Gainesville's requirements for a Special Use Permit in the following ways:

 At the time of this project's review by the Development Review Board and City Plan Board, the project will have been reviewed by the City's Technical Review Committee and Gainesville Regional Utilities,



- and will comply with the City's Land Development Code and other requirements specific to the proposed use.
- 2. The proposed project is compatible and harmonious with the existing Walmart and will provide a much needed service for customers and residents of the neighborhood.
- 3. All necessary public utilities are at the site and have adequate capacity to serve the proposed Murphy USA fueling station and convenience store.
- 4. Waldo Avenue and NE 13<sup>th</sup> Avenue have adequate capacity to serve the proposed Murphy development and any traffic generated by the proposed development. The project will have little to no impact on public streets or traffic in the area. When Walmart was constructed, a gas station was included in the overall traffic study for the Walmart, and the study concluded that adequate street capacity for a gas station was available.
- 5. Extensive landscape screening is proposed around the development, as shown on the landscape plan, to screen the project from the adjacent properties. Site lighting will be shielded to prevent glare onto neighboring residential properties.
- 6. The use is consistent with the City's comprehensive plan and is within the Mixed Use Medium district.
  - a. As part of the overall neighborhood development, Murphy USA provides the neighborhood with gas services and complements the existing Walmart. It improves the condition of the neighborhood (Objective 2.1) Additionally, the building faces the street, and is located close to the street for pedestrians.
  - b. Regarding transportation, the project has a minimal traffic impact on the street system and the traffic generated by the development was included in the overall Walmart project. Pedestrians and bicyclists will be accommodated with sidewalks along NE 12<sup>th</sup> Avenue and with onsite bicycle parking is provided.
- 7. The project satisfies the City's minimum concurrency requirements. A gas station was included in the traffic study that was done for Walmart.

#### Transportation Mobility Program Area

The site is located in Zone A of the Transportation Mobility Program Area (TMPA) and satisfies the requirements of gasoline service stations (policy 10.4.9) as follows.

- 1. The site is designed to enhance pedestrian and bicycle access by locating the building near NE 12<sup>th</sup> Avenue and utilizing the existing sidewalks along NE 12<sup>th</sup> Avenue.
- 2. Only two (2) driveways are proposed for the project to provide adequate truck ingress, egress and circulation. Both curb cuts are existing and were part of the Wal-Mart overall development.
- 3. Twelve (12) fueling positions are proposed, six (6) more than what is allowed by code. The additional fueling positions are consistent with what is allowed in the TMPA through the Special Use Permit process and by satisfying all of the following conditions:
  - a. The site can safely accommodate all of the proposed fueling positions and satisfies all required landscaping, buffering and other requirements of the Land Development code.
  - b. Site access and safety are not compromised by the additional fueling positions; Murphy USA will have little to no impact on public streets and traffic, and the site has been carefully designed to provide safe and efficient traffic circulation.

- c. Pedestrian and bicycle safety are maintained by connecting the store to the existing sidewalk on NE 12<sup>th</sup> Avenue. The two proposed driveways will provide for safe and efficient ingress and egress for cars, trucks and bicyclists. Bicycle parking is provided near the store.
- d. The building architecture is "upscale" with windows and neutral brick colors that are compatible with Walmart's colors. A mansard roof is proposed over the convenience store and gas canopy. The dumpster enclosure will be enclosed with the same colored brick as the building.
- e. Regarding the policy section that "retail convenience good sales or a restaurant are included in the development and designed such that pedestrian or bicycle use of the site are encouraged, and that the retail convenience goods sales or restaurant building and development shall meet all of the following requirements", please be advised of the following:
  - i. The building has been placed close to the sidewalk for safe and convenient pedestrian and bicycle access.
  - ii. Windows have been added to the building; please refer to the building rendering submitted with this application.
  - iii. The front entrance to the store faces the NE  $12^{\text{th}}$  Avenue.
  - iv. Parking and fueling operations are located behind the building.
  - v. The building massing, height and elevations are appropriately scaled for the site, surrounding uses.

#### Concurrency

Murphy USA meets concurrency requirements. A gas station was proposed as part of the overall Walmart development

#### Neighborhood Workshop

A neighborhood workshop was conducted on Tuesday, January 26<sup>th</sup> at 6:30 p.m. at the Clarence R. Kelly Community Center in accordance with the City's requirements. A summary of the meeting and a copy of the sign-in sheet have been provided separately with this submittal.

In summary, Murphy USA is a complementary use to the existing Walmart store, and provides a much needed service to shoppers and residents in the community.

If you have any questions or need anything else, I may be reached at <a href="mailto:ivecchio@greenbergfarrow.com">ivecchio@greenbergfarrow.com</a> or (404) 205-8426.

Sincerely,

John C. Vecchio, P.E. Senior Project Manager



#### **PB-16-34 SUP**

#### NOTICE OF PUBLIC MEETING

#### SPECIAL USE PERMIT

June 7, 2016

A petition for a Special Use permit is proposed for within 400 feet of property you own. This letter is a legal notification of the public hearing.

Date & Time: Thursday, June 23, 2016 at 6:30 p.m., or as soon thereafter as it may be heard

Location: City Hall Auditorium, First Floor, 200 East University Avenue, Gainesville, FL

The City Plan Board will hold a Public Hearing and render a decision on the petition. There will be an opportunity for public comment at the hearing prior to the Board's decision.

If you have questions about this petition or the process or wish to comment, you can:

- Call the Planning & Development Services Department at (352) 334-5022
- Come to Room 158, Thomas Center B, 306 NE 6th Avenue, Gainesville, Florida, during business hours (Monday Thursday, 7:00 a.m. to 6:00 p.m.; Friday 8:00 am 4:00 pm)
- Visit our website at <a href="www.cityofgainesville.org/planningdepartment">www.cityofgainesville.org/planningdepartment</a> and select Citizen Boards to view the meeting agenda.

Put your comments in writing 7 days prior to the meeting to: City Plan Board, c/o City of Gainesville, Planning and Development Services Dept., <u>Petition PB-16-34 SUP</u>, P.O Box 490, Mail Station 11, Gainesville, FL 32627.

#### **Petition Description**

<u>Petition PB-16-34 SUP.</u> Greenberg Farrow, agent for Walmart Stores East, owner. A Special use permit with an intermediate development plan to allow for the construction of a gas station with convenience store. Zoned: MU-2 (12—30 units/acre mixed use medium intensity). Located at 1800 NE 12th Avenue.

This hearing will be conducted as an **informal** quasi-judicial hearing unless the petitioner(s) or affected parties file for a formal quasi-judicial hearing. Following this quasi-judicial hearing,

phone: 352/334-5022 fax: 352/334-2648

306 NE 6th Avenue Gainesville, Florida 32601 based on the testimony provided, the City Plan Board will then either vote to approve or deny the petition.

All persons entitled to actual written notice of this petition, pursuant to Chapter 30, Gainesville Code of Ordinances, may request in writing during regular business hours a <u>formal quasi-judicial</u> <u>hearing</u> before the Board **no less than 7 days prior to the meeting.** All requests for a formal quasi-judicial hearing, along with review materials (written evidence and/or other form of documentation) must be submitted to: City Plan Board—Mail Station 11, Quasi-Judicial Hearing, <u>Petition PB 16-34 SUP.</u> P.O. Box 490, Gainesville, Florida 32627. <u>Mailed requests and review materials must be received by the City Plan Board at least 7 days prior to the hearing.</u>
Failure to timely file a written request for a formal hearing shall set the petition for an informal quasi-judicial hearing.

In order to participate in the formal quasi-judicial portion of the proceeding, all affected parties (those actually entitled to this notice) will be required to complete the "Request to Participate in Formal Quasi-Judicial Hearing" form stating your name and address and other pertinent information, and whether you support or oppose the proposal before the Board.

Any affected party may be represented by an attorney. If an attorney represents an affected party or several affected parties, the attorney may complete the "Request to Participate in Formal Quasi-Judicial Hearing" form and identify the person or persons they represent and whether their client(s) supports or opposes the petition before the City Plan Board.

There will be an opportunity for public comment regardless of whether the hearing is informal or formal. If you have any questions about this petition or the process, you may call 334-5022 or come to Room 158 (Planning Counter), Thomas Center B, 306 NE 6th Avenue, Gainesville, Florida, during business hours. (Monday – Thursday, 7:00 a.m. to 6:00 p.m.; closed Fridays) Visit our website at <a href="https://www.cityofgainesville.org/planningdepartment">www.cityofgainesville.org/planningdepartment</a>

If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Equal Opportunity Department at 334-5051 (TDD 334-2069) at least 48 hours prior to the meeting date.

phone: 352/334-5022 fax: 352/334-2648

#### REQUEST TO PARTICIPATE IN FORMAL QUASI-JUDICIAL HEARING

(Please refer to the "Quasi-Judicial Hearings" information provided on page 4.)

Qu	ıasi-judicial m	atter (e.g., petition/ordinance #, etc.):						
Da	te of hearing:							
1.	<ul> <li>Please indicate your status as it relates to this matter:         <ul> <li>: APPLICANT (i.e., the property owner or entity that has applied for a rezoning, Special I Permit, development review, variance, etc.)</li> <li>: AFFECTED PARTY (i.e., you either: a) have received or are entitled to receive mailed under Section 30-351 of the Land Development Code, OR b) believe you may, depending the result of this quasi-judicial hearing, suffer an injury distinct in kind and degree from the shared by the general public.)</li> </ul> </li> </ul>							
2.	Are you for	or against approval of this matter?						
	: FO	R						
	: AG	AINST						
3.	Name (pleas	e print):						
	Address:							
	Phone number:							
	Signature: _	Date:						
		Attorney Information (if applicable):						
	]	Name (please print):						
		Address:						
	]	Phone number:						
		Signature:						

This form together with any exhibits to be presented at the hearing shall be received by the City Plan Board no less than seven (7) calendar days prior to the date of the hearing as stated in the mailed notification letter.

phone: 352/334-5022

fax: 352/334-2648

#### **Quasi-Judicial Hearings**

What is a quasi-judicial hearing? The decisions of local government boards are generally of two types: legislative or quasi-judicial. A *legislative* decision is where a government board makes policy or law that generally applies to a broad group of citizens. A *quasi-judicial* decision is made in a court-like "hearing" where a government board applies already-established general policy or law to a specific, individualized situation. In other words, the decision-maker in a quasi-judicial hearing is not making policy or otherwise deciding what he/she would prefer to happen in a particular case, but rather is limited to making a determination on whether a specific application meets the existing regulations or requirements. Examples of legislative matters are amendments to the City's Comprehensive Plan, including amendments to the City's Future Land Use Map, and amendments to the City's Code of Ordinances or Land Development Code. Examples of quasi-judicial matters are changes to a property's zoning district (i.e., rezonings), applications for a Special Use Permit, and applications for development review.

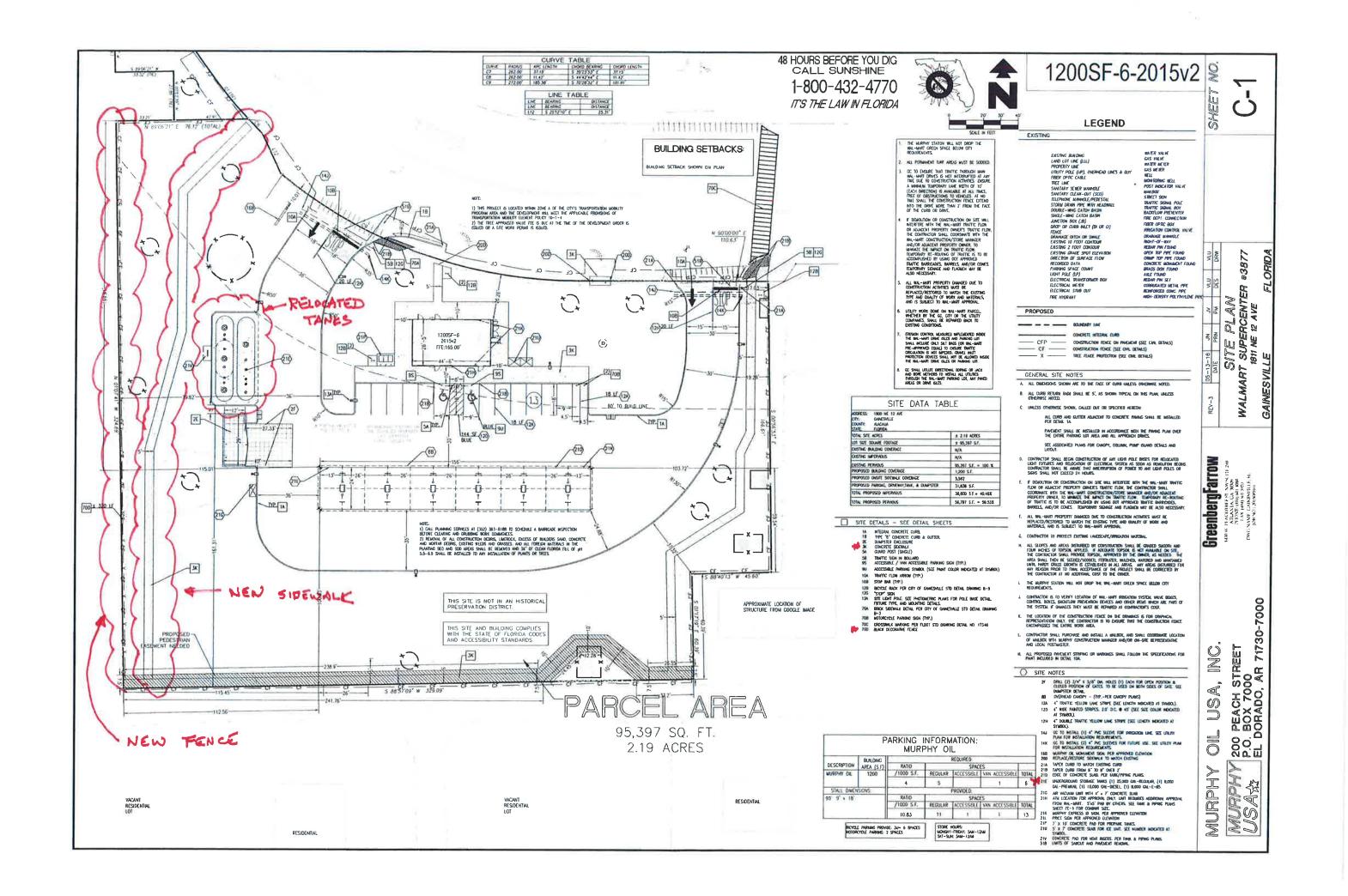
Who may participate in a quasi-judicial hearing? Only the following may participate as a "party" in a quasi-judicial hearing: 1) the applicant (e.g., the property owner or entity that has applied for a rezoning, Special Use Permit, development review, etc.), 2) city staff, and 3) other "affected parties". "Affected parties" include persons who are either: 1) entitled to mailed notice under Section 30-351 of the Land Development Code, or 2) have properly applied for such status no less than 7 days prior to the hearing and have been determined by the applicable reviewing board to be an "affected party" because he/she may, depending on the result of the quasi-judicial hearing, suffer an injury distinct in kind and degree from that shared by the general public. Although the general public may not participate as a party, quasi-judicial hearings do provide an opportunity for public comment.

What are the due process rights of a party to a quasi-judicial hearing? When conducting quasi-judicial hearings in Florida, local governments must provide the parties with notice of the hearing and an opportunity to be heard and to present evidence. The parties shall also have the opportunity to cross-examine any witnesses. In addition, parties are entitled to a fair hearing before an impartial decision-maker. To this end, board members (as the decision-maker) must avoid all "ex-parte communications", which are communications regarding quasi-judicial matters that are made outside of the public hearing.

What is the difference between a formal and an informal quasi-judicial hearing? The City has established two methods for administering a quasi-judicial hearing: informal and formal. All quasi-judicial hearings are administered as informal hearings unless a formal hearing is requested by the applicant or an affected party. The informal hearing is an abbreviated process and may include a presentation by both city staff and the applicant, followed by questions from the applicable reviewing board and public comment. The formal hearing is administered with formalities similar to a trial court or administrative hearing, with regimented procedures that include the swearing in of all participants, formal presentations and admission of evidence, cross-examinations of witnesses, rebuttal, etc. Importantly, regardless of whether a hearing is administered as informal or formal, the applicable reviewing board's decision-making criteria, the legal effect of any decision, and any opportunity for appeal are the same.

<u>How do you request a formal hearing?</u> The applicant or an affected party shall submit this form, together with any exhibits to be presented at the hearing, to the City no less than 7 days prior to the date of the hearing as stated in the mailed notification letter.

# Attachment "B" Modified Development Plans & Map



### Attachment "C"

May 26, 2016 Staff report presented to the City Plan Board.



#### PLANNING & DEVELOPMENT SERVICES DEPARTMENT

PO Box 490, Station 11 GAINESVILLE, FL 32627-0490

> 306 N.E. 6<sup>TH</sup> AVENUE P: (352) 334-5022 P: (352) 334-5023 F: (352) 334-2648

TO:

City Plan Board

Item Number: 3

FROM:

Planning & Development Services Department

**DATE: May 26, 2016** 

**SUBJECT:** 

**Petition PB-16-34 SUP**: Greenberg Farrow, agent for Walmart Stores East, owner. A Special use permit with an intermediate development plan to allow for the construction of a gas station with convenience store. Zoned: MU-2 (12—30 units/acre mixed use medium

intensity). Located at 1800 NE 12th Avenue.

#### Recommendation

#### Staff recommends approval of Petition PB-16-34 SUP with conditions and the development plan.



Petition PB-16-34 SUP May 26, 2016

#### **Description**

This petition addresses a request to grant a special use permit at the above referenced site to allow construction of a gasoline station with 12 fueling positions and a retail/convenience store. Per the Comprehensive Plan and Policy 10.4.9 of the Transportation Mobility Element gasoline service stations with more than six fueling positions must meet a specific set of conditions with final approval by the City Commission.

The project site is located at 1800 NE 12<sup>th</sup> Avenue on 2.02 acres; this parcel was created as part of a Minor Subdivision of Tax Parcel 10859-010-003. The site has a land use designation of Mixed use Medium (MUM) and a zoning of MU-2 (Mixed use medium intensity 12-30 units per acre). The property is located in the northeast part of Gainesville, north of NE 8<sup>th</sup> Avenue and west of Waldo Road. The property sits on the south side of NE 12<sup>th</sup> Avenue opposite the Walmart Super Center. It is surrounded by residential development to the east and south. The parcel immediately to the west is improved with a transmitter tower, with most of the site being vacant along Waldo Road.

The development proposal includes a site plan showing the layout of the development with a free-standing building of approximately 1,200 square feet fronting NE 12<sup>th</sup> Avenue. Immediately south of the building is a 3,744 square foot gas canopy with 12 fueling positions. A small parking area consisting of 13 parking spaces sits between the retail building and the gas canopy. Other features of the site include sidewalks surrounding the property, landscaping with screening from the adjacent church and residential development to the south. The vehicular use area for the site allows internal circulation with two access points onto NE 12<sup>th</sup> Avenue connecting to the general road network. Stormwater management is accommodated within a pre-designed basin for the overall Walmart development.

The project is seeking a general Special Use Permit and a Transportation Mobility Program Area (TMPA) Special Use Permit with preliminary and final development plan approval.

#### **Key Issues**

The issues pertaining to this development and its request for a Special Use permit and TMPA Special Use Permit are as follows:

- 1. The parcel is not located within the Wellfield Protection Zone but it is within 300 feet of the Tertiary Zone; the underground storage tanks are 390 feet from the Tertiary Zone.
- 2. The development includes the use of underground storage of gasoline which is a hazardous material.
- 3. The parcel is located between an established residential neighborhood and a frequently used Wal-Mart department store.
- 4. The vacant parcel is currently traversed by pedestrian routes that link the residential area to the Walmart retail establishment and a bus stop along NE 12<sup>th</sup> Avenue.
- 5. The current proposal is to operate the station 24 hours per day.
- 6. There is a large wet detention area located immediately west of the property.

#### **Basis for Recommendation**

Staff's recommendation is based on the criteria for issuing a Special Use Permit as stated in the land development code Section 30-233 and the requirements of the Transportation Mobility Program Area, Policy 10.4.9 of the Comprehensive Plan.

#### Special Use Permit Criteria

In accordance Section 30-233 no special use permit shall be approved by the city plan board unless the following findings are made concerning the proposed special use:

1. That the use or development complies with all required regulations and standards of this chapter and all other applicable regulations.

The proposed development is in conformance with the land use designation of Mixed-Use Medium and the proposed uses are consistent with the MU-2 zoning district. The development has been subject to development plan review which ensures compliance with required development standards. The attached comments and conditions of the Technical Review Committee are included to ensure that areas of potential deficiencies are addressed. The project is also subject to the appropriate Federal, State and local agency regulations. Alachua County Environmental Protection Department has provided documentation confirming its intent to approve the development.

2. That the proposed use or development will have general compatibility and harmony with the uses and structures on adjacent and nearby properties.

The proposed development is in the MU-2 zoning district which is generally characterized as a mixed-use medium intensity district established for the purpose of providing a mix of employment, retail, professional, service and residential uses in medium level activity centers. It is also consistent with several of the listed objectives of the MU-2 district (See Attachment "D").

While the placement of the development within the MU-2 zoning district is consistent and compatible with the zoning, its relationship to the major road network and surrounding developments is atypical of the relationship generally associated with the location of gasoline stations. The development is well removed from the major arterials and major intersections where such uses are typically established. The development is on a local street leading to a relatively small and low density residential neighborhood; it is approximately 925 feet from Waldo Road (SR-24), a major north/south transportation corridor through the City. The development has a common boundary with an established residential neighborhood to the south.

Placement of the development is strongly influenced by the existence and location of the Walmart Super Center retail business and is intended to capture the patrons of that center.

The local community may benefit from both components of the development, the convenience store and gasoline service station. Nonetheless, care must be exercised in the placement, design and operation of the facility to ensure compatibility with surrounding developments, particularly the residential areas. The Technical Review Committee has therefore paid close attention to some of the key design features that would facilitate a compatible and harmonious coexistence of the proposed development with the surrounding neighborhoods. One notable features of the existing vacant site is the natural north/south imprint of pedestrian activity across the site. That feature has been retained in the proposed development by creating north/south pedestrian sidewalks on both the east and west sides of the development; one leads to the Walmart retail center and the other leads to the local bus stop on NE 12<sup>th</sup> Avenue. Those sidewalks will be a minimum five-foot wide with pedestrian lighting and will be connected to the east west sidewalks along NE 10<sup>th</sup> and 12<sup>th</sup> Avenues.

A buffer of landscaping materials is provided along the south and east sides of the property to screen the development form the adjacent church and residential areas. No direct vehicular access is provided from the proposed development to NE 10<sup>th</sup> Avenue; this will prevent the occurrence of non-relevant traffic into the residential neighborhoods. Through the review of a photometric plan for the development, care has been taken to ensure that adequate lighting is provided to the site in a manner that prevents light intrusion and glare into the residential areas. To the west of the site, there is an unprotected deep water body that creates a potential danger to pedestrians or patrons using the site. A minimum, six-foot high fence shall be erected along the west property boundary to avoid unintended access to that body of water. The development is proposing a 24 hour operation of the facility. Due to the proximity of the site to the residential development to the south, staff recommends operating hours of 5:00 AM to 11:00 PM in order to be less intrusive to the neighborhood.

Condition 1. A minimum five-foot wide sidewalk shall be provided on both the east and west sides of the development and along the south boundary parallel to NE 10<sup>th</sup> Avenue. The sidewalks shall be lit in accordance with the lighting regulations for security lighting along pedestrian routes.

Condition 2. A nine-foot wide buffer with screening vegetation shall be provided along the east common boundary with the church and along the south boundary of the property parallel to NE 10<sup>th</sup> Avenue.

Condition 3. No motor vehicular access shall be allowed from the development to NE 10<sup>th</sup> Avenue.

Condition 4. The photometric plan shall ensure that lighting complies with the requirements of the Land Development Code. Consideration of any waivers shall not allow lighting intrusion and spillover lighting into the adjacent neighborhoods. All light fixtures shall be designed and placed so that there is no direct lighting into the adjacent neighborhoods.

Condition 5. The western perimeter of the site shall be protected with a minimum six-foot fence to ensure a safe relationship between the development and the pond on the west side of the development; the preferred fence is an aluminum wrought-iron type fencing with vegetation.

Condition 6. The operating hours of the facility shall be from 5:00 am to 11:00pm.

3. That necessary public utilities are available to the proposed site and have adequate capacity to service the proposed use and development.

The project has been reviewed by the Technical Review Committee and a determination has been made that the necessary public utilities are available to service the demands of the site. Potable water, sewer and wastewater systems are in place to provide adequate services. Although the demands for the new development may vary, the existing site is currently served by electric, gas, water, and sanitary sewer at a capacity which is adequate to serve the needs of the facility. GRU has recommended approval and indicates that there is adequate capacity to serve future needs as demand changes.

4. That the use or development is serviced by streets of adequate capacity to accommodate the traffic impacts of the proposed use.

The proposed development is located on the south side of NE 12<sup>th</sup> Avenue, approximately 500 feet west of NE 19<sup>th</sup> Street, which is a two-lane local road that connects NE 12<sup>th</sup> and NE 8<sup>th</sup> Avenues. Both roadways provide access to nearby local street networks as well as links to surrounding neighborhoods and communities. Both routes have adequate capacity to accommodate traffic associated with the development. The development is located in Zone A of the TMPA and must meet all requirements as stated in the Transportation Mobility Program Area Element of the Comprehensive Plan.

5. That screening and buffers are proposed of such type, dimension and character to improve compatibility and harmony of the proposed use and structure with the uses and structures of adjacent and nearby properties.

The proposed development satisfies the general landscaping and screening requirement per the Land Development Code; this is reflected in the proposed landscaping plan depicted in Attachment "B". Additional landscaping is proposed along the south and south east boundaries of the property adjacent to the church and the residential developments.

6. That the use or development conforms to the general plans of the city as embodied in the city comprehensive plan.

The property is zoned MU-2 which is consistent with the land use designation of Mixed Use Medium Intensity. The uses proposed for the property are uses allowed by right in the MU-2 zoning district, except that twelve fueling stations are allowed by special use permit per the Comprehensive Plan. The proposed uses and development are therefore consistent with the intent of the Future Land Use Element of the Comprehensive Plan.

The project can be considered as an infill development which is supported by Policy 2.1.1 of the Future Land Use Element of the Comprehensive Plan. The development can be described as a compact development which is supported by Objectives 1.5 and 2.1 of the comprehensive plan. It is also developed within close proximity to the urban core thus discouraging urban sprawl and promoting transportation choices. The development is consistent with Policy 1.2.5 in the manner in which it addresses the needs of local pedestrians through the implementation of several sidewalk routes connecting residential neighborhoods to frequently used surrounding neighborhood activity centers. The development has the potential of stimulating additional development and enhancing economic opportunities within the neighborhood; this is consistent with Policy 2.1.1 which seeks to encourage neighborhood enhancement and stabilization. Although the development is not in the Wellfield Protection Zone, care has been taken to ensure that the development is in compliance with the Alachua County Hazardous Material Code thus supporting the quality of life criteria of the Comprehensive Plan

7. That the proposed use or development meets the level of service standards adopted in the comprehensive plan and conforms with the concurrency management requirements of this chapter as specified in article III, division 2.

Petition PB-16-34 SUP May 26, 2016

The development shall meet all level of service requirements. Based on the above analysis, staff has determined that the information provided is sufficient to justify compliance with the criteria for issuing the special use permit. The development has been issued a Certificate of Preliminary and Final Concurrency subject to meeting the TMPA requirements as listed in the TRC comments.

Condition 7. The applicant shall be required to comply with all requirements of the Technical Review Committee as included in Attachment "A".

Condition 8. The layout and design of fueling positions shall ensure that pumps are positioned to serve only two vehicles at a time at each pump station.

#### Comprehensive Plan, Transportation Mobility Plan Areas (TMPA), Policy 10.4.9

The Comprehensive Plan allows a maximum of six fueling positions within all zoning districts except industrial zoning (no limitation), and a maximum of 12 fueling positions by Special Use Permit with final approval of the City Commission.

Due to the location of the property within the TMPA, petroleum sales with or without sale of convenience goods and/or food are required to demonstrate compliance with Concurrency Management Element Policy 10.4.9 and associated criteria as referenced in Exhibit "D".

The development addresses the requirements for pedestrian/bicycle access and circulation. Sidewalks are provided along NE 12<sup>th</sup> and NE 10<sup>th</sup> Avenues with connections to the interior site facilities. One pedestrian crosswalk is shown on the development but a condition is included to address the full requirements of the intersection. The number and width of driveways will be modified to satisfy requirements of the Land Development Code.

Condition 9. The applicant shall submit a design for a pedestrian crosswalk at the intersection of NE 12<sup>th</sup> Avenue and the main entrance to the Walmart development near the proposed development. A refuge area within the median of NE 12<sup>th</sup> Avenue shall be provided if approved by Public Works. The crosswalk shall be constructed by the developer per the specifications approved by Public Works.

#### Policy 10.4.9 Criteria

The development is located within the MU-2 zoning district and is allowed six fueling positions but is allowed consideration of up to twelve positions through the special use permitting process. The development is proposing twelve fueling positions in accordance with the following criteria:

a. The size of the site can safely accommodate the additional fueling positions while meeting all required landscaping, buffering, and other Land Development Code requirements;

The property is approximately 2.02 acres and is designed to safely accommodate required access, turning movements for large suppliers and the necessary separation of facilities on the site. The development complies with all landscaping and buffering requirements and all code requirements have been addressed.

## b. Site access and traffic safety conditions on adjacent roadways and intersections are not compromised by the additional trips generated by the additional fueling positions;

Access to the site has been modified to address safety and efficient traffic circulation. Staff has determined that the proposed improvements with twelve fueling positions will not compromise the efficiency and safety of adjacent roadways.

## c. Pedestrian/bicycle safety and comfort in the area are not compromised by the additional trips generated by the additional fueling positions;

Due to the site design, implementation of additional sidewalks, limited access points and pedestrian crosswalks, the additional fueling positions will not compromise pedestrian/bicycle safety in the area.

## d. The architectural and site design are of such high quality that they enhance the site area and promote the City's multi-modal and design goals.

The site design is in compliance with the Land Development Code. The building placement and elevations are consistent with the build-to line and glazing requirements. The building is oriented with its primary entrance facing the more primary street, NE 12<sup>th</sup> Avenue. The southern building façade is well removed from the secondary street and presents a façade that contains an entrance with glazing. The architectural design and building materials present an attractive façade along NE 12<sup>th</sup> Avenue.

#### e. Cross-access or joint driveway usage is provided to other adjacent developments.

There are no adjacent developments requiring a common access with the proposed development. The parcels to the east and west are use as stormwater basins and the development to the south is a residential area to which pedestrian access is provided. The potential for future connection is available if necessary.

## f. Retail convenience goods sales or a restaurant are included in the development and designed such that pedestrian or bicycle use of the site is encouraged:

The development includes a 1,200 square foot retail convenience store which meets the following requirements.

- 1. The building is within 30 feet of the back of the sidewalk with no intervening driveways.
- 2. The front building façade along NE 12<sup>th</sup> Avenue shall be required to meet the 30% glazing requirement.
- 3. A pedestrian entry to the building is provided via a sidewalk which runs from the public sidewalk into the main building. Sidewalks are also provided to facilitate pedestrian circulation to and through the property.
- 4. All off-street parking is located to the rear of the building.
- 5. The building height and elevations are appropriate for the site. The building is a one-story building. The elevations and building materials are attractive and the building colors are neutral and meet the City's Advisory Color Guidelines.

#### **Summary**

The development is in compliance with the development standards of the MU-2 zoning district as well as parking, access, landscaping and buffers requirements. The development must meet State and Regional requirements related to air emissions, surface and groundwater emission, noise, truck traffic, odor and glare. Based on the above analysis, staff has determined that the information provided is sufficient to justify compliance with the criteria for issuing the TMPA Special Use Permit and the general Special Use permit.

#### **Special Use Permit Conditions**

Condition 1. A minimum five-foot wide sidewalk shall be provided on both the east and west sides of the development and along the south boundary parallel to  $NE\ 10^{th}$  Avenue. The sidewalks shall be lit in accordance with the lighting regulations for security lighting along pedestrian routes.

Condition 2. A nine-foot wide buffer with screening vegetation shall be provided along the west common boundary with the church and along the south boundary of the property parallel to NE 10<sup>th</sup> Avenue.

Condition 3. No motor vehicular access shall be allowed from the development to NE  $10^{th}$  Avenue.

Condition 4. The photometric plan shall ensure that lighting complies with the requirements of the Land Development Code. Consideration of any waivers shall not allow lighting intrusion and spillover lighting into the adjacent neighborhoods. All light fixtures shall be designed and places so that there is no direct lighting into the adjacent neighborhoods.

Condition 5. The western perimeter of the site shall be protected with a minimum six-foot fence to ensure a safe relationship between the development and the pond on the west side of the development; the preferred fence is an aluminum wrought-iron type fencing with vegetation.

Condition 6. The operating hours of the facility shall be from 5:00 am to 11:00pm.

Condition 7. The applicant shall be required to comply with all requirements of the Technical Review Committee as included in Attachment "A".

Condition 8. The layout and design of fueling positions shall ensure that pumps are positioned to serve only two vehicles at a time at each pump station.

Condition 9. The applicant shall submit a design for a pedestrian crosswalk at the intersection of NE 12<sup>th</sup> Avenue and the main entrance to the Wal-Mart development near the proposed development. A refuge area within the Median of NE 12<sup>th</sup> Avenue shall be provided if approved by Public Works. The crosswalk shall be constructed by the developer per the specifications approved by Public Works.

Respectfully submitted,
Raph Hilla al

Ralph Hilliard Planning Manager

Lawrence Calderon

Lead Planner

Prepared

#### **List of Exhibits**

Attachment A: Technical Review Committee Comments

Attachment B: Development Plans & Maps

Attachment C: Application and Neighborhood Workshop Information

Attachment D: Comprehensive Plan and Land Development Code References.

## Attachment "A" TECHNICAL REVIEW COMMITTEE COMMENTS

## PLANNING & DEVELOPMENT SERVICES DIVISION THOMAS CENTER BUILDING "B" $306 \text{ NE } 6^{\text{TH}}$ AVENUE (352)334-5023

PETITION NO.	PB-16-34 SUP	DATE PLAN RECEIVED:	04/19/2016		⊠Prelim Dev	☐Concept ☐Minor Dev.
	Technical Review Cmt.	REVIEW DATE:	05/02/2016	REVIEW TYPE:	☐ Final Dev☐ ☐ Amendment☐ Special Use☐ Planned☐ Dev☐ Design Plat	Minor Sub.
REVIEWING BODY:		REVIEW LEVEL:	N/A			Vacation Other:Land Use
PROJECT DESCRIPTION:	Petition PB-16-34 SUP Greenberg Farrow (John Vecchio, P.E.) agent for Walmart Stores East, owner. A special use permit with an intermediate development plan to allow for the construction of a gas station with convenience store. Zoned: MU-2 (12—30 units/acre mixed use medium intensity). Located at 1800 NE 12th Avenue. (Lawrence)			PROJECT PLANNER:	Lawrence Calderon	
PROJECT LOCATION:	Located at 1800 NE 12th Avenue.			PROPERTY AGENT:	Greenberg Farrow (John Vecchio, P.E.) .	

#### RECOMMENDATIONS/REQUIREMENTS/COMMENT

Planning Comments: Approvable subject to comments. Lawrence Calderon, Lead Planner, 352-334-5023 May 26, 2016

- 1. Some concerns about the development center around its close proximity to a residential area to the south. Concerns are about pedestrian and automobile access, pedestrian facilities, buffering, noise, odor and safety.
- 2. The hours of operation shall be 5:00am to 11:00 pm.
- 3. Please show lots existing on the south side of the property along NE 10<sup>th</sup> Avenue.

#### TRC COMMENTS

(CONTINUED)

- 4. The sidewalk on the east side of the property serves as an excellent pedestrian access to the Wal-Mart stores; a similar pedestrian access is required on the west side of the property to connect to the bus stop on NE 12<sup>th</sup> Avenue.
- 5. The code requires the following:
  - a. Lighting shall be automatically extinguished no later than one hour after the close of business or facility operation and/or use by the public
- 6. I see the elevations contain glazing with some "Faux Windows"; could not see how the elevation meets the required glazing. Glazing provided must meet the description per the code.
- 7. It appears that the landscaping provided along the exterior of the vehicular use area may create a safety concern because of its height. Staff recommends a species that would be shorter and provide less screening.
- 8. There is a water body on the west side of the property that appears to be very deep and unprotected; a secured fence, preferably aluminum wrought-iron type fencing with vegetation, shall be provided.

#### Fire and Life Safety Services (Approvable) Steve Hesson, Fire Inspector, 334-5065

GRU Comments (Waiting for comments as of 5-19-2016.)
Neal Beery, GRU New Services, 352-393-1413, newservices@gru.com

GRU comments are being provided to the applicant in the form of redline markups of the plans.

Real Estate: (Not Approved)

No Comments

Water/WasterWater: (Not Approved)

No Comments

Electric: (Approved)

No Comments

GRUCom: (Approved)

No Comments

GRU GAS: (Approved)

No Comments

Environmental Comments: No Comments John Hendrix, Environmental Coordinator

E-mail: hendrixjw@cityofgainesville.org; Phone: 352-393-8

Concurrency Comments (Approvable subject to below) Jason Simmons, Concurrency Planning, 334-5022

#### TRC COMMENTS

(CONTINUED)

1. Please add the trip generation numbers for the gas station onto sheet C-1 and site the traffic study for the Walmart as the source.

Building Department Comment: No comments Linda Patrick, Plans Examiner (PX934), 334-5050 patricklr@cityofgainesville.org

Urban Forestry Comments (Approvable with Conditions) Earline Luhrman, Urban Forestry Inspector, 393-8188

#### 4/29/16

1. Please replace the Red Maple trees with Florida Maple trees.

Public Works Department Comments (APPROVABLE - Subject to Comments) Erika Morin, GIS Intern, 393-8483, morinek@cityofgainesville.org

Public Works Review (Approvable subject to comments)

Roadway and Site Design:

1. The proposed crosswalk on NE 12th Ave. is considered an unsignalized pedestrian crosswalk per the MUTCD and must be signed per the criteria stated in the MUTCD.

#### Stormwater Management:

1 - The stormwater management facility is a wet detention system. The retention volume would be the volume retained between the permanent pool volume elevation and the lowest discharge elevation. Please correct the appropriate values on the cover sheet.

Hazardous Materials - ACEPD (See attached comments)
Agustin Olmos, Water Resources Supervisor, PE, 264-6800

GPD Crime Prevention Unit Comments: Dr. Richard Schneider, Title: 334-2385; GPD Crime Prevention Unit Comments

Light levels very high under and adjacent to the canopy -- could create a light island and eye adjustment issues. GPD is reviewing the options of pedestrian or vehicular access to the station and convenience store from NE 10th Avenue.

Attachment "B"

**Development Plan and Associated Maps** 

# SITE DEVELOPMENT PLANS FOR MURPHY OIL USA, INC. GAINESVILLE, FLORIE

1800 NE 12TH AVE (WALMART SUPERCENTER# 3877)

### GENERAL NOTES:

- A. CONTRACTOR SHALL BE RESPONSIBLE FOR RAZING AND REMOVAL OF THE EXISTING STRUCTURES, RELATED UTILITIES, PAVING, UNDERGROUND STORAGE TANKS AND ANY OTHER EXISTING
- B CONTRACTOR IS TO REMOVE AND DISPOSE OF ALL DEBRIS, RUBBISH AND OTHER MATERIALS RESULTING FROM PREVIOUS AND CURRENT DEMOLITION OPERATIONS, DISPOSAL WILL BE IN ACCORDANCE WITH ALL LOCAL, STATE AND/OR FEDERAL REGULATIONS GOVERNING SUCH
- C. THE GENERAL CONTRACTOR WILL BE HELD SOLELY RESPONSIBLE FOR AND SHALL TAKE ALL PRECAUTIONS NECESSARY TO AVOID PROPERTY DAMAGE TO ADJACENT PROPERTIES DURING THE CONSTRUCTION PHASES OF THIS PROJECT.
- WARRANTY/DISCLAIMER:
  THE DESIGNS REPRESENTED IN THESE PLANS ARE IN ACCORDANCE WITH ESTABLISHED PRACTICES
  OF CIVIL REGINEERING FOR THE DESIGN FUNCTIONS AND USES INTENDED BY THE OWNER AT THIS
  TIME HOWEVER, NEITHER THE ENGINEER NOR ITS PERSONNEL CAN OR DO WARRANT THESE
  DESIGNS OR PLANS AS CONSTRUCTED EXCEPT IN THE SPECIFIC CASES WHERE THE ENGINEER
  INSPECTS AND CONTROLS THE PHYSICAL CONSTRUCTION ON A CONTEMPORARY BASIS AT THE SITE.
- SAFETY NOTICE TO CONTRACTOR:
  IN ACCORDANCE WITH GENERALLY ACCEPTED CONSTRUCTION PRACTICES, THE CONTRACTOR SHALL
  BE SOLELY AND COMPLETELY RESPONSIBLE FOR CONDITIONS OF THE JOB SITE, INCLUDING SAFETY
  OF ALL PERSONS AND PROPERTY DURING PERFORMANCE OF THE WORK, THIS REQUIREMENT WILL
  APPLY CONTINUOUSLY AND NOT BE LIMITED TO NORMAL WORKING HOURS, ANY CONSTRUCTION
  OBSERVATION BY THE ENGINEER OF THE CONTRACTOR'S PERFORMANCE IS NOT INTENDED TO INCLUDE REVIEW OF THE ADEQUACY OF THE CONTRACTOR'S SAFETY MEASURES, IN, ON OR NEAF
- F. ALL CONSTRUCTION WITHIN STATE HIGHWAY DEPARTMENT RIGHT-OF-WAY SHALL BE COORDINATED HIGHWAY DEPARTMENT RESIDENT MAINTENANCE ENGINEER
- G, ALL SITE WORK FOR THIS PROJECT SHALL MEET OR EXCEED THE SPECIFICATIONS OF THE RELEVANT UTILITY COMPANY OR REGULATORY AUTHORITY, AND THE SPECIFICATIONS FOR THE CONSTRUCTION OF THE EXISTING IMPROVEMENTS WHICH ARE BEING ALTERED OR REPLACED. CONTRACTOR SHALL CONTACT THE ENGINEER FOR SPECIFICATION SECTIONS FOR ITEMS SUCH AS LANDSCAPING AND IRRIGATION THAT ARE AFFECTED BY THE WORK BUT NOT COMPLETELY DETAILED OR SPECIFIED ON THESE PLANS.
- H. CONSTRUCTION AND INSTALLATION OF 1200 S.F. C-STORE, ALL UTILITY ENTRANCES, (1)25,000 GAL-REGULAR, (1)B,000 CAL-PREMIUM, (1)10,000 GAL-DIESEL, AND (1)8,000 GAL-E-85 UNDERGROUND TANKS SHALL BE IN ACCORDANCE WITH ASSOCIATED PLANS.
- CONTRACTOR IS NOT TO START WORK UNTIL MURPHY OIL USA HAS RECEIVED WRITTEN AUTHORIZATION FROM WAL-MART AND WAL-MART STORE #3877 MANAGER HAS BEEN CONSULTED FOR SCHEDULING AND COORDINATION.
- J. THE GENERAL CONTRACTOR TO FIELD COORDINATE THE CANOPY SIGN LOCATION WITH MURPHY'S CONSTRUCTION SUPERVISOR,

### NOTES TO CONTRACTOR

- A. THE CONTRACTOR SHALL PROVIDE THE ENGINEER OF RECORD WITH THE DATE WHEN CONSTRUCTION

- IS TO BEGIN.

  B. THE CONTRACTOR IS RESPONSIBLE FOR CONSTRUCTION STAKING AND LAYOUT

  C. THE CONTRACTOR IS RESPONSIBLE FOR KEEPING THE ENGINEER OF RECORD INFORMED OF ANY
  DEVIATIONS DURING CONSTRUCTION AND SHALL REPORT THEM IMMEDIATELY
  D. CONTRACTOR IS REQUIRED TO KEEP REDUINE AS—BUILTS AND TO PROVIDE THOSE TO MURPHY
  UPON COMPLETION.
  C. CONTRACTOR IS RESPONSIBLE FOR UNDERSTANDING THE AS—BUILT AND CERTIFICATE OF
  OCCUPANCY (C.O.) REQUIREMENTS FROM THE ISSUING AUTHORITY.

  F. IF AN AS—BUILT SURVEY IS REQUIRED BY THE ISSUING AUTHORITY, THE CONTRACTOR SHALL BE
  RESPONSIBLE OBTAINING THE AS—BUILT SURVEY, PREPARED BY A LICENSED SURVEYOR, AND
  SUBMITTING THE AS—BUILT SURVEY TO ISSUING AUTHORITY AND THE ENGINEER OF RECORD

### WETLANDS NOTE:

ANY DEVELOPMENT, EXCAVATION, CONSTRUCTION, OR FILLING IN A U.S. ARMY CORPS OF ENGINEERS DESIGNATED WETLAND IS SUBJECT TO LOCAL, STATE AND FEDERAL APPROVALS. THE CONTRACTOR SHALL COMPLY WITH ALL PERMIT REQUIREMENTS AND/OR RESTRICTIONS AND ANY VIOLATION WILL BE SUBJECT TO FEDERAL PENALTY. THE CONTRACTOR SHALL HOLD THE OWNER/DEVELOPER, THE ENGINEER AND THE LOCAL GOVERNING AGENCIES HARMLESS AGAINST SUCH VIOLATION.

## FLOOD CERTIFICATION:

THIS PROPERTY IS NOT LOCATED WITHIN ANY PRESENTLY ESTABLISHED 100—YEAR FLOOD PLAIN, AS SHOWN BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FLOOD INSURANCE RATE MAP 12001C0316D, COMMUNITY PANEL NUMBER 0316 DATED 06/16/2006

ALL QUESTIONS REGARDING THE PREPARATION OF THE GENERAL CONTRACTOR'S BID SHALL BE DIRECTED TO THE OWNER'S CONSTRUCTION DEPARTMENT AT (870) B81-6785 SUBCONTRACTORS MUST DIRECT THEIR QUESTIONS THROUGH THE GENERAL CONTRACTOR. THE CONSULTING ARCHITECT AND/OR THE CONSULTING ENGINEER SHALL NOT BE CONTACTED DIRECTLY WITHOUT PRIOR AUTHORIZATION FROM

1) The development shall comply with the Florida Fire Prevention ction code. [Gainesville Fire Prevention Code Section

2) Fire hydrants and stabilized surfaces shall be in service prior to the 2) Fire hydrants and stabilized surfaces shall be in service prior to the accumulation of combinatibles on site. [Calisaeville Fire Prevention and Protection Code Section 10-9 (NFPA 1-16/4.3)]

In the Building Public Safety Radio Enhancement Systems shall be provided in all buildings where minimum radio signal strength for fire department communications is not achieved as a level determined by the AHJ. It is highly recommended that developers evaluate and address the potential need for IBPRES at the early stages of project

planning. For additional specific requirements pertaining to signal strength, [Gainesville Fire Prevention and Protection Code Section 10-9 (NFPA 1-11.1.0)] 10-9 (NFFA 1-11.10)

10-10 (NFFA 1-11.10)

IRRIGATION DETAILS (BY OTHER)

PHOTOMETRIC PLAN (BY OTHER)

PHOTOMETRIC DETAILS (BY OTHER)

DETAIL SHEET

DETAIL SHEET

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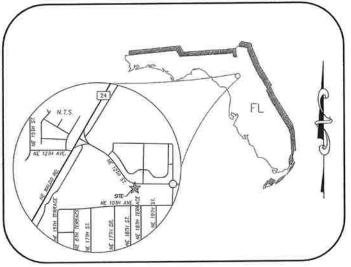
L-2.1

C-10

C-11

C-12

C-13



## Vicinity Map

## PLAN INDEX:

		PATTONIA	There's the second
ENGINEER	(CIVIL)	COVER	COVER SHEET
C-0	COVER SHEET	FS-1	SPECIFICATIONS
C-0.1	COMPOSITE SITE PLAN	FS-2	SPECIFICATIONS
C-1	SITE PLAN	FS-3	SPECIFICATIONS
S-1	SURVEY	F-1	NOTES AND PART LIST
S-2	SURVEY	F-2	PARTIAL SITE/PAVING PLAN
S-3	SURVEY	F-3	N,E.C CLASSIFIED AREAS
C-3	GRADING PLAN	F~4	STANDARD YARD AND DRIVE DETAILS
C-3.1	STORM DRAINAGE PLAN	F-5	PRODUCT PIPING PLAN
C-4	EROSION CONTROL PLAN PHASE 1	F-6	TANK ANCHORING DETAILS
C-4.1	EROSION CONTROL PLAN PHASE 2	F-7	TANK INSTALLATION AND RISER DETAILS
		F-8	TANK SUMPS
C-4.2	EROSION CONTROL DETAILS	F-9	TANK VENTING AND OBSERVATION WELL DETAILS
C-5	DEMOLITION PLAN	F-10	UPP PETROTECHNIK PIPING SOLUTION
C-6	UTILITY PLAN	FE-1	CONDUIT PLAN, PUMPS AND DISPENSER WIRING
C-7	PAVING PLAN	FE-2	PUMPS AND DISPENSER CONTROL WIRING DIAGRAM
C-B	JOINT LAYOUT PLAN	FD-1	40° GILBARCO ENCORE 2 PRODUCT DISPENSER DETAILS
C-9	TRUCK ROUTE PLAN	FD-2	40" GILBARCO ENCORE DIESEL DISPENSER DETAILS
L-1.0	LANDSCAPE PLAN (BY OTHER)	FL-1	SIGNAGE PLACEMENT STANDARD
L-1.1	LANDSCAPE DETAILS (BY OTHER)	FL-2	STANDARD LABELING DETAILS
L-2.0	IRRIGATION PLAN (BY OTHER)	FC-1	BUILDING AND CANOPY LAYOUT/ELEVATIONS AND DETAILS

DATIONAL CLASS (PIPING)

## GreenbergFar

CONTACT: JOHN VECCHIO, P.E. 1430 WEST PEACHTREE ST. NW, STE. 200 ATLANTA, GEORGIA 30309 (404) 601-4000

## TOP ELEVATION: 160.00' NORMAL WATER ELEVATION: 156.0'

BOTTOM ELEVATION: 151.00' BOTTOM ELEVATION: 151.00'
LOWEST DISCHARGE ELEVATION: 156.00'
RETENTION AREA AT LOWEST DISCHARGE ELEVATION 2,15 AC
RETENTION VOLUME 9.62 AC-FT

ELECTRICAL DESIGN PROVIDED BY GRU ENERGY DELIVERY

THIS SITE AND BUILDING COMPLIES WITH THE STATE OF FLORIDA CODES AND ACCESSIBILITY STANDARDS.

### GREENBERGFARROW (CANOPY) GREENBERGFARROW (BUILDING) CSI COVER SHEET

F5 SECTION

SECTION

FOUNDATION PLAN

Ε6

CS1	COVER SHEET	CSI	COVER SHEET
A1	ACCESSIBILITY STANDARDS NOTES & DETAILS	S1	STRUCTURAL GENERAL N
A2	EGRESS/ACCESSIBILITY FLOOR PLAN	E1	FRAMING PLAN
S1	STRUCTURAL GENERAL NOTES	E2	ELEVATIONS
E1	EXTERIOR ELEVATIONS	E3	LICHTING AND SOFFIT P
E2	EXTERIOR ELEVATIONS	E4	SECTION

ROOF FRAMING PLAN SECTION SECTION

FLOOR FRAMING PLAN

FLOOR PLAN

INTERIOR ELEVATIONS INTERIOR ELEVATIONS

ELECTRICAL PLAN LIGHTING PLAN

ELECTRICAL DETAILS EL3 ELECTRICAL PANEL SCHEDULE EL4

FLOOR FINISH PLAN

PLUMBING PLAN PLUMBING & WATER RISER

MECHANICAL PLAN MECHANICAL ROOF PLAN FOLINDATION PLAN

FOUNDATION DETAILS

GC SCOPE OF WORK FLOOR PLAN

## RESOURCE LIST:

## PLANNING AND ZONING CITY OF GAINESVILLE 200 EAST UNIVERSITY AVE

PHONE: (352) 334-5000

CONTACT: JOHN LAKE CITY OF GAINESVILLE CITY HALL 200 EAST UNIVERSITY AVE CITY HALL 200 EAST UNIVERSITY AVE CAINESVILLE FLORIDA 32601

48 HOURS BEFORE YOU DIG

1-800-432-4770

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WATER AND SEVER
GRU WATER & SEVER
JO1 SE 4TH AVE
GAINESVILLE, FLORIDA 32601
PHONE: (352) 334-3434

CONTACT: STUART NOLEN

TELEPHONE

PHONE: (352) 334-5000

STORMWATER CITY OF GAINESVILLE

301 SE 4TH AVE GAINESVILLE, FLORIDA 32601 PHONE: (352) 334-3434

> MURPHY CONTACT: BASSAM ZIADA 422 N. WASHINGTON EL DORADO, AR 7178D

CITY HALL 200 EAST UNIVERSITY AVE GAINESVILLE, FLORIDA 3260

PHONE: (352) 334-5000

GAINESVILLE, FLORIDA 3260 PHONE: (352) 334-5000

## **AGENCY**

PLANNING & ZONING STORMWATER BUILDING NPDES WAL-MART

> BASED ON A DRAWING BY: BASED ON A DRAWING BY:

SANFORD, FLORIDA PHONE: (407) 322-6841 FAX: (407) 330-0639 DRAWING DATE 08-24-2006

BASED ON A SURVEY BY BECHTLER GREENFIELD SOUTHER GREENFIELD SOUTHEAST, LLLP 1430 WEST PEACHTREE ST NW, SUITE 225 ATLANTA, GEORGIA 30309 PHONE: (770) 422-8181 FAX: (770) 422-8101 SEPTEMBER 10, 2015

ENGINEER CONTACT: MALONE VINCENT

GRU, 301 SE 4TH AVE GAINESVILLE, FLORIDA 32601 PHONE: (352) 334–3434

GEOTECH UNITED CONSULTING, INC. 625 HOLCOMB BRIDGE ROAD

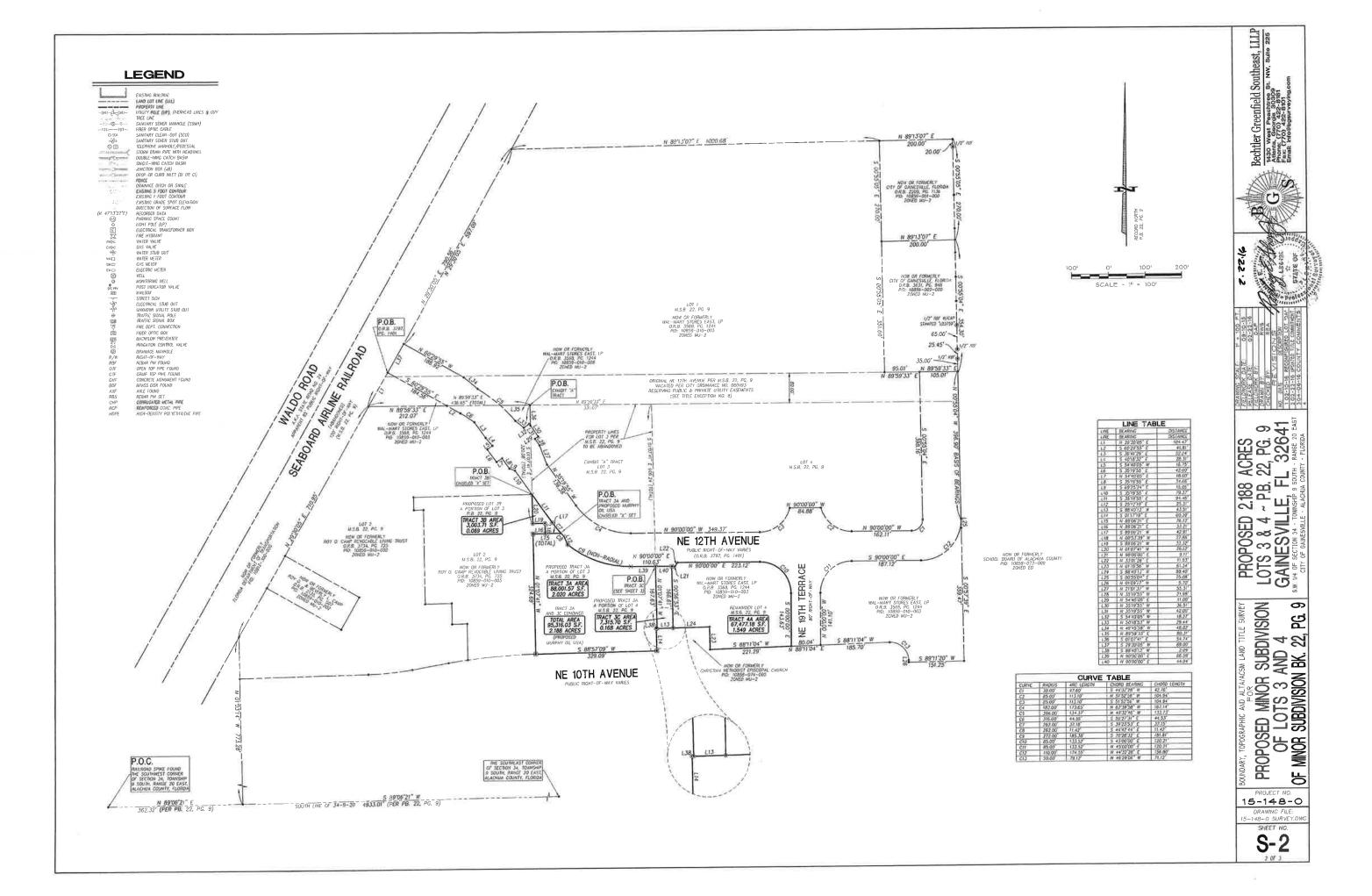
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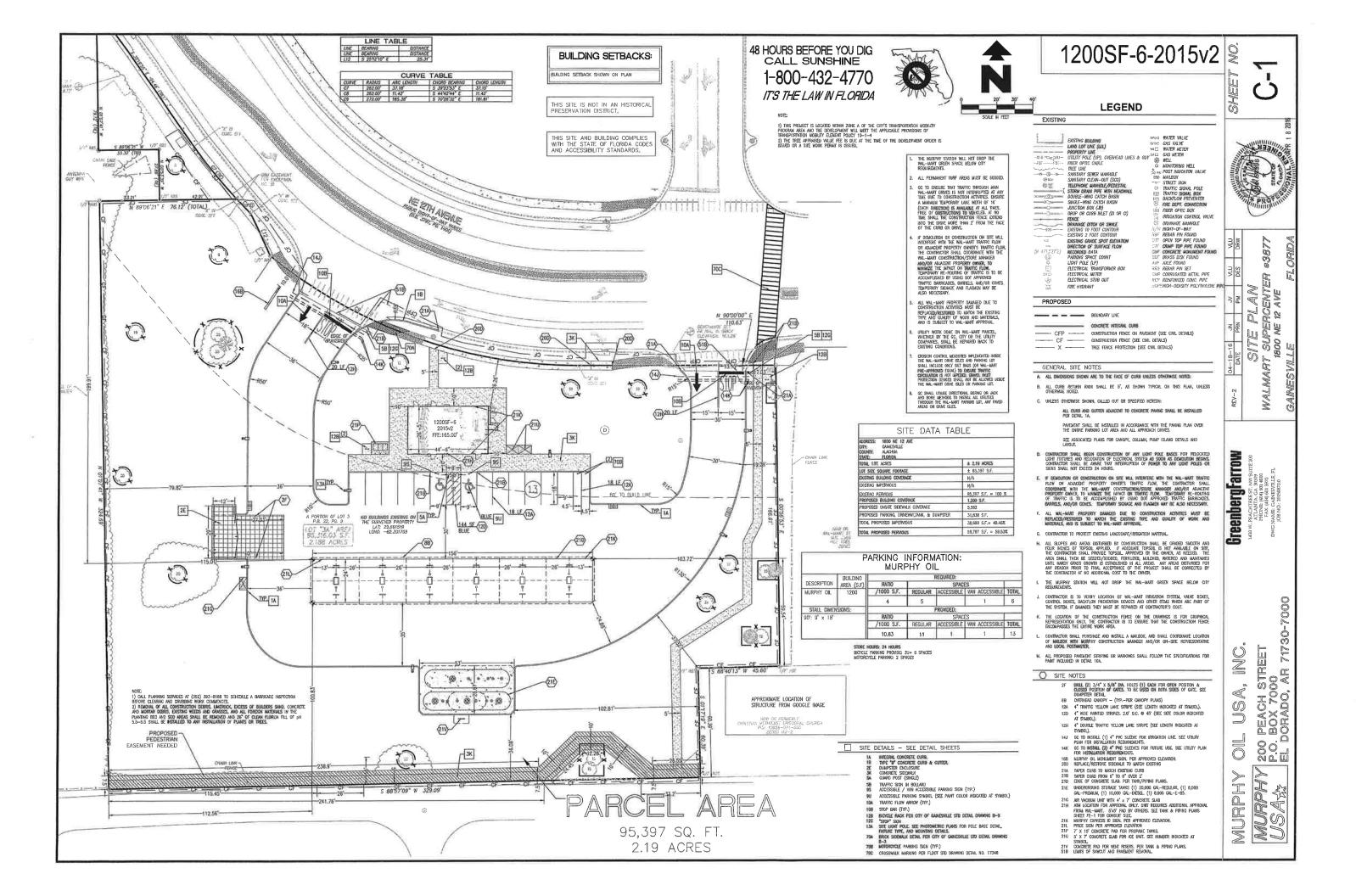
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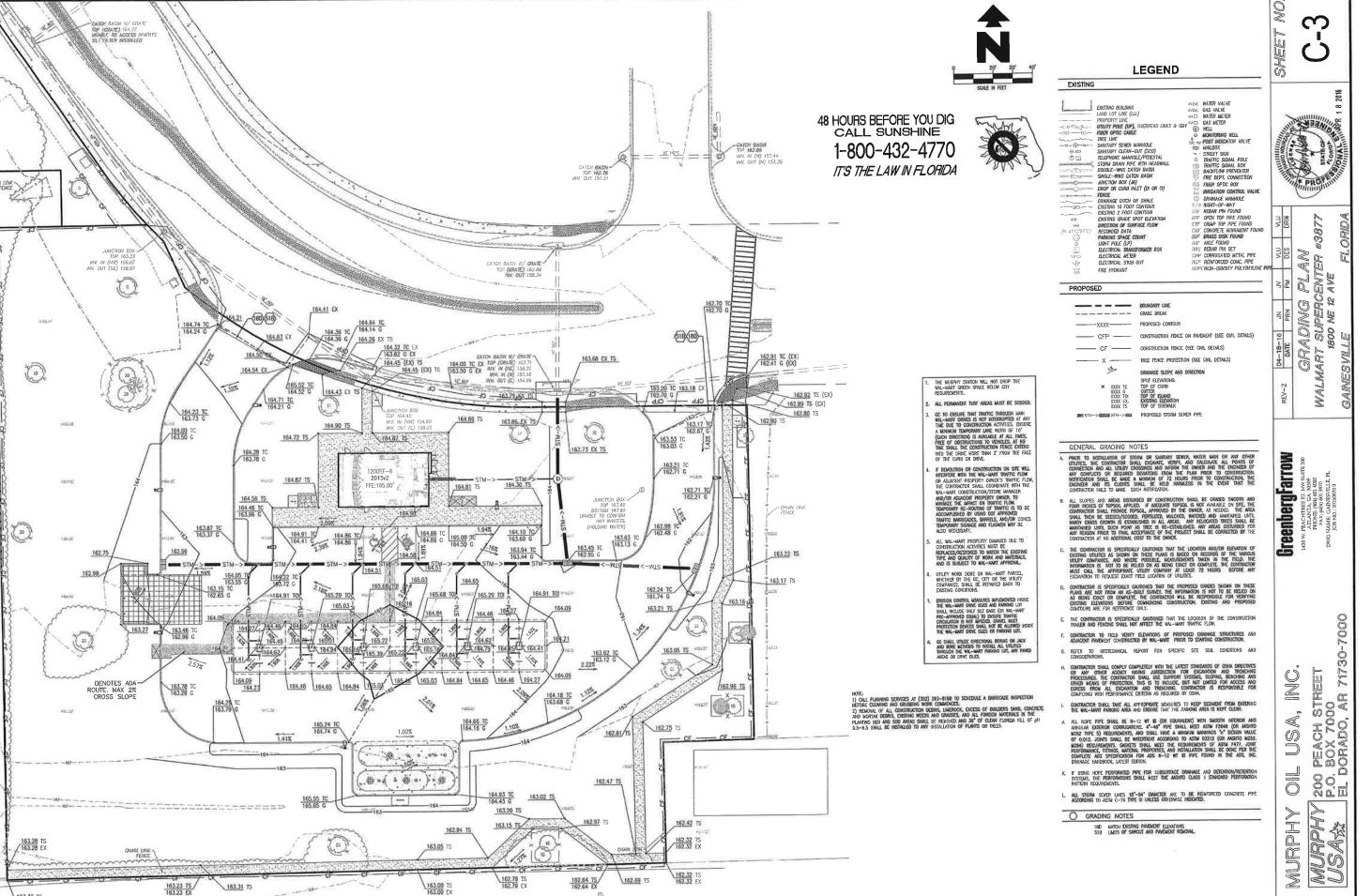
PHONE: (770) 209-0029

REVISION	DATE	DESCRIPTION
REV-0	12-08-15	PRELIMINARY REVIEW SET
REV-1	02-26-16	SUP & GRU SUBMITTAL
REV-2	04-18-16	2ND SUP & GRU SUBMITTAL.

APR 1 8 2016







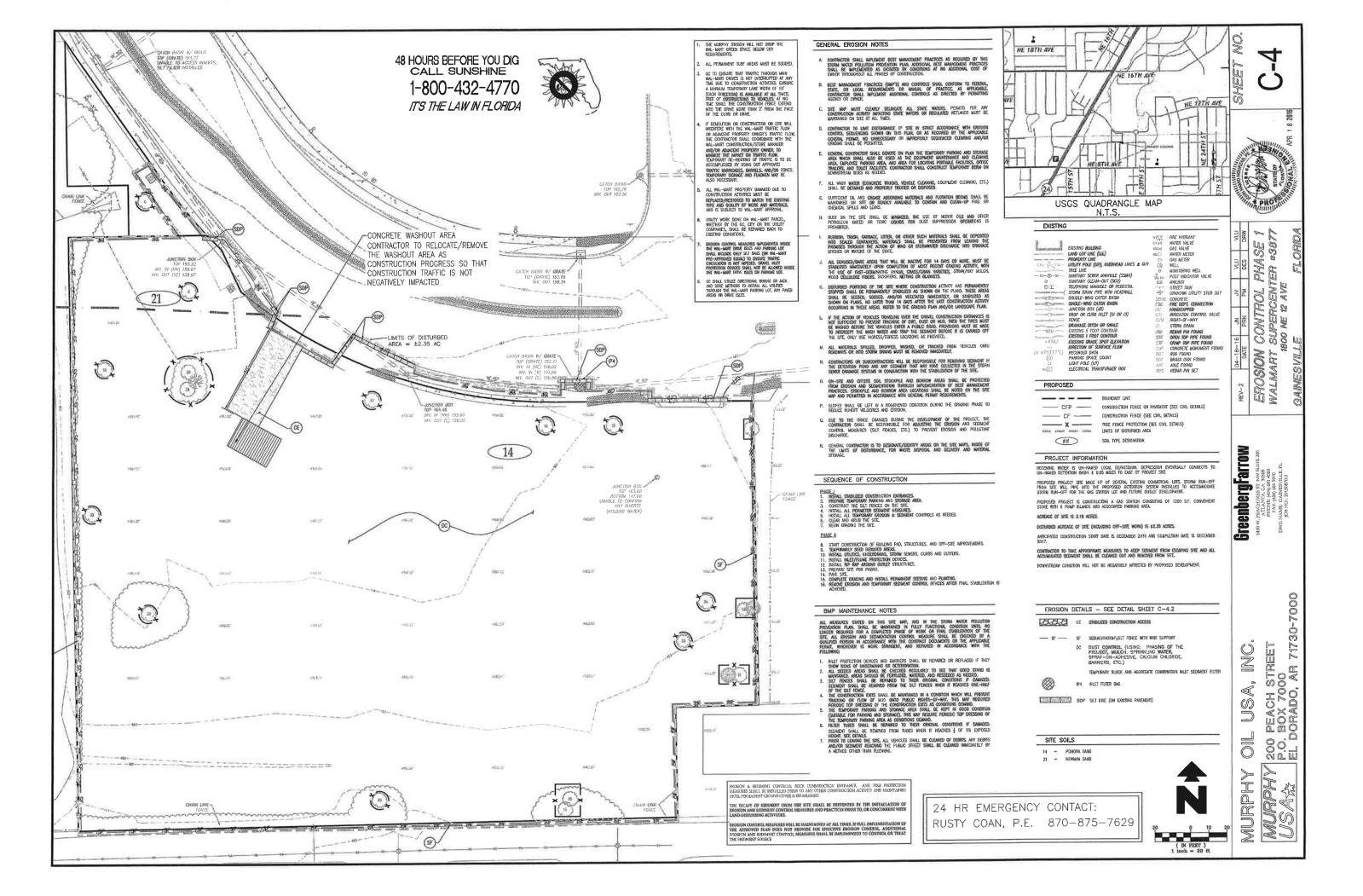
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s3877

, PEACHTREE ST, NW SUI ATLANTA, GA 30309 PHONE: (404) 601 4000 FAX: (404) 601 3977 NAME: GAINESVILLE, FI JOB NO: 20150870 0

71730-7000 200 PEACH STRE P.O. BOX 7000 EL DORADO, AR 7

× Ñ D MURPHY **MURPH** USA松



## LEGEND

## EXISTING

PROPOSED

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## THE MURPHY STATION WILL NOT DROP THE WILL-MART ORIEN SPACE BELOW CITY DECARDS LETTERS

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  AND/CR ADMICED PROPERTY OWNER, TO
  HINDITE THE MARCH ON TRAFFIC FLOW,
  TEMPORARY RE-ROUTING OF TRAFFIC IS TO BE
  ACCOMPLISHED BY USING DOT APPROVED.

### REMOVAL OF EXISTING PAVEMENT MARKINGS

PAINTING OVER EXISTING MARKINGS TO OBJITERATE THE MARKINGS DOES NOT WORK AND IS NOT PERMITTED.

REPAIR DAMME TO ASPHALTIC SURFACES, SUCH AS SPALLING, SHELLING, ETC., GREATER THAN 1/4 IN. IN DEPTH RESULTING FROM THE REMOVAL OF PAYADENT MARKINGS AND MARKERS. DISPOSE OF MARKERS IN ACCORDANCE WITH FEDERAL, STATE, AND LOOK. REGULATIONS.

NOTE:
1) OLL FLANING SEIMCES AT (332) 393-8188 TO SCRIDULE A BAPROADE HISFECTION BETORS CLEARING AND GREENIN ROTH COMMINGS.
2) RELIVAL OF ALL CONSTRUCTION DESIRS, UNESDOCT, DICKSS OF BUILDERS SAND, CONCRETE AND MOTHER LEBERS, EXERTING WILED AND GROSSES, AND ALL PRESCRI MATERIALS BY THE PLANING BED AND SOD MEATS SHALL BY REMOVED AND 36" OF CLEAR TURBOA FILL OF PA 55-65 SMALL BE REMOVED AND 36" OF CLEAR TURBOA FILL OF PA 55-65 SMALL BE REMOVED AND 36" OF PARKS OR THE MOTHER AT THE PARKS OF THE MOTHER AND AND A SMALL OF PARKS OR THE MOTHER AND A SMALL OF PARKS OR THE PARKS OF PARKS OR THE MOTHER AND A SMALL OF PARKS OR THE PARKS OR THE MOTHER AND A SMALL OF PARKS OR THE P

i	
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- BOUNDARY LINE

GENERAL DEMOLITION NOTES

O DEMOLITION NOTES

CF — CONSTRUCTION FENCE (SEE CML DETAILS)

- TREE FENCE PROTECTION (SEE CIVIL DETAILS)

CONTRACTOR SHALL BE RESPONSIBLE FOR REMOVAL OF THE EXISTING STRUCTURES, RELATED UTILITIES, PANNO, UNDERGROUND STORAGE TANKS AND ANY OTHER EXISTING IMPROVEMENTS AS NOTED.

G. INTERRUPTION OF POWER TO ANY LIGHT POLES OR SIGNS SHALL NOT EXCEED (24) HOURS. . CONTRACTOR SHALL CAP EQSTING WAL-MART IRRIGATION LINES AT LIMITS OF CARVE OUT PROPERTY, BUT SHALL ENSURE THAT REMAINING WAL-MART SYSTEM FUNCTIONS CORRECTLY.

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19A DOSTING TO BERNAT
19B LAMES OF SWINCET AND PAYMENT REMOVAL.
510 PROTECT DISSING STRUCTURES AND/OR PIPES DURING DEMOUTION AND CONSTRUCTION PRASSES.

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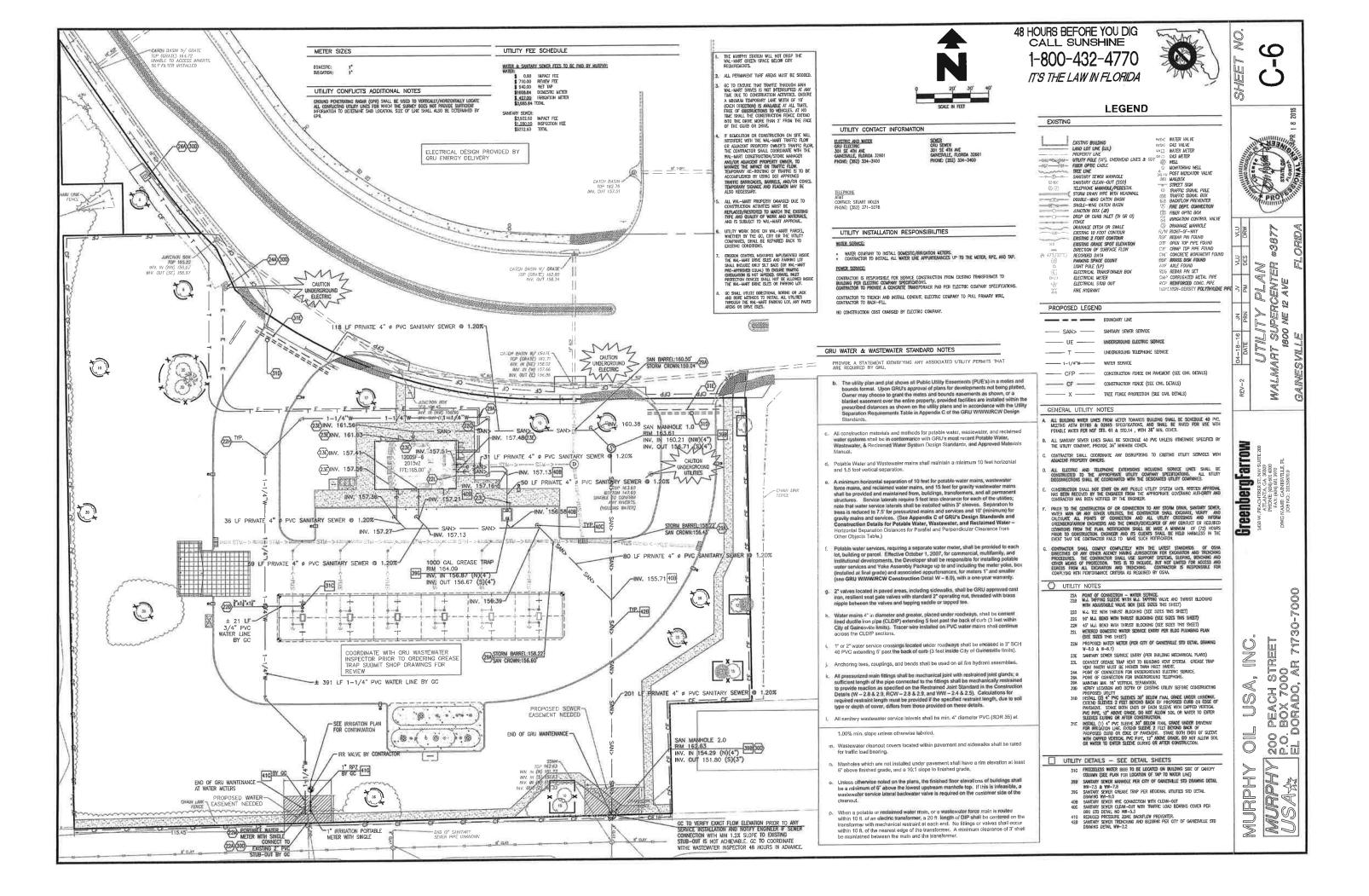
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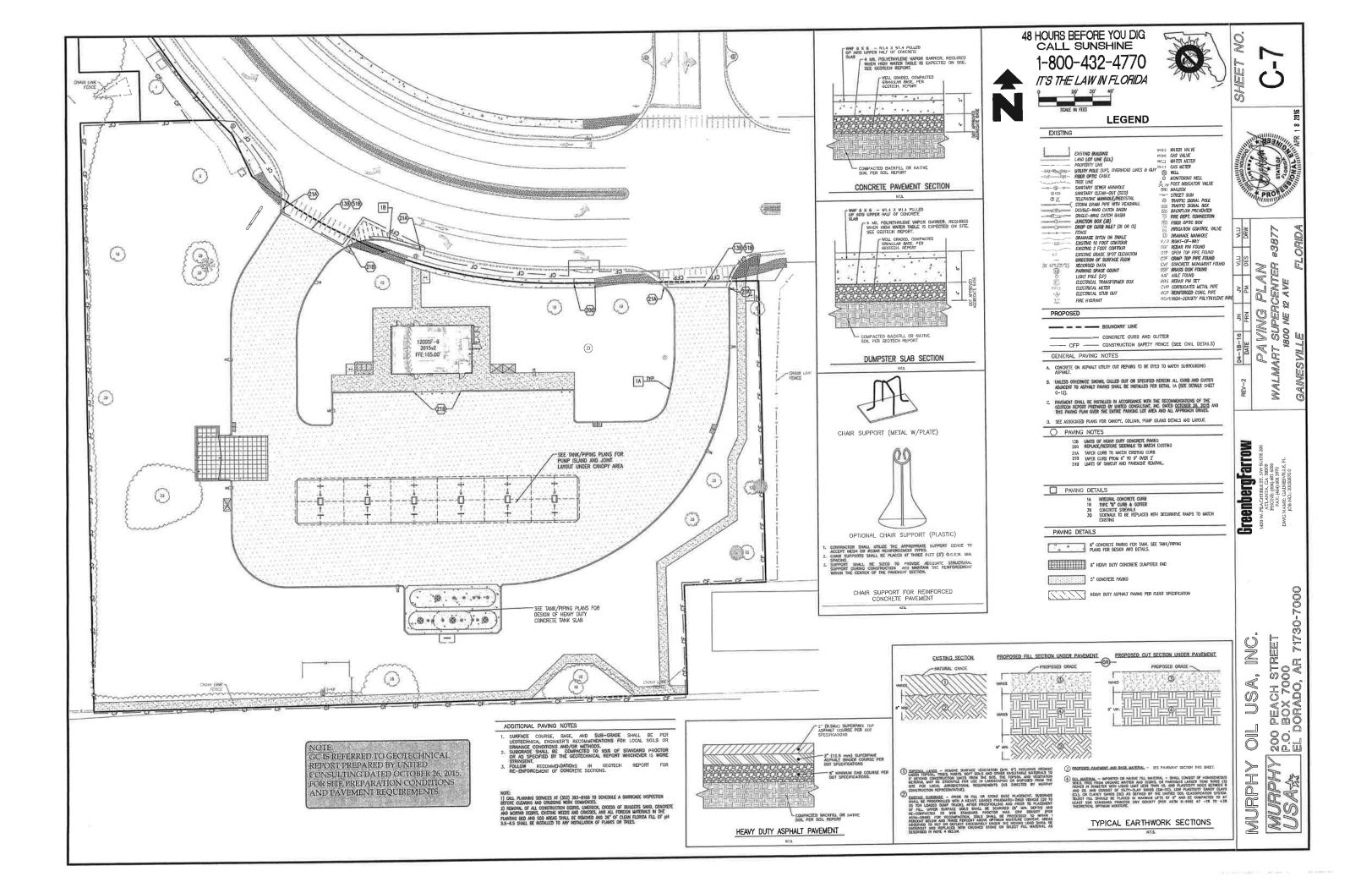
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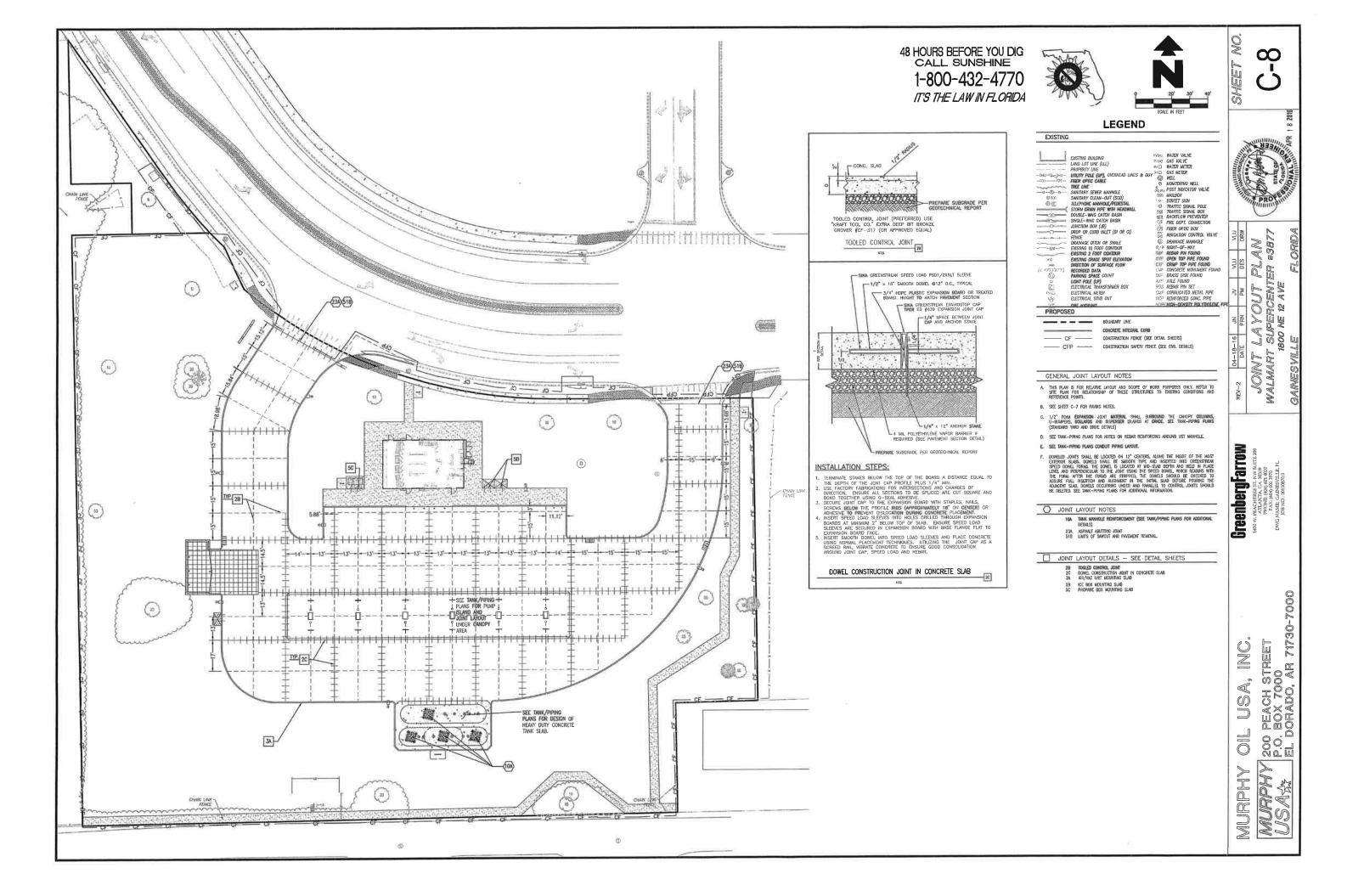
GreenbergFarrow

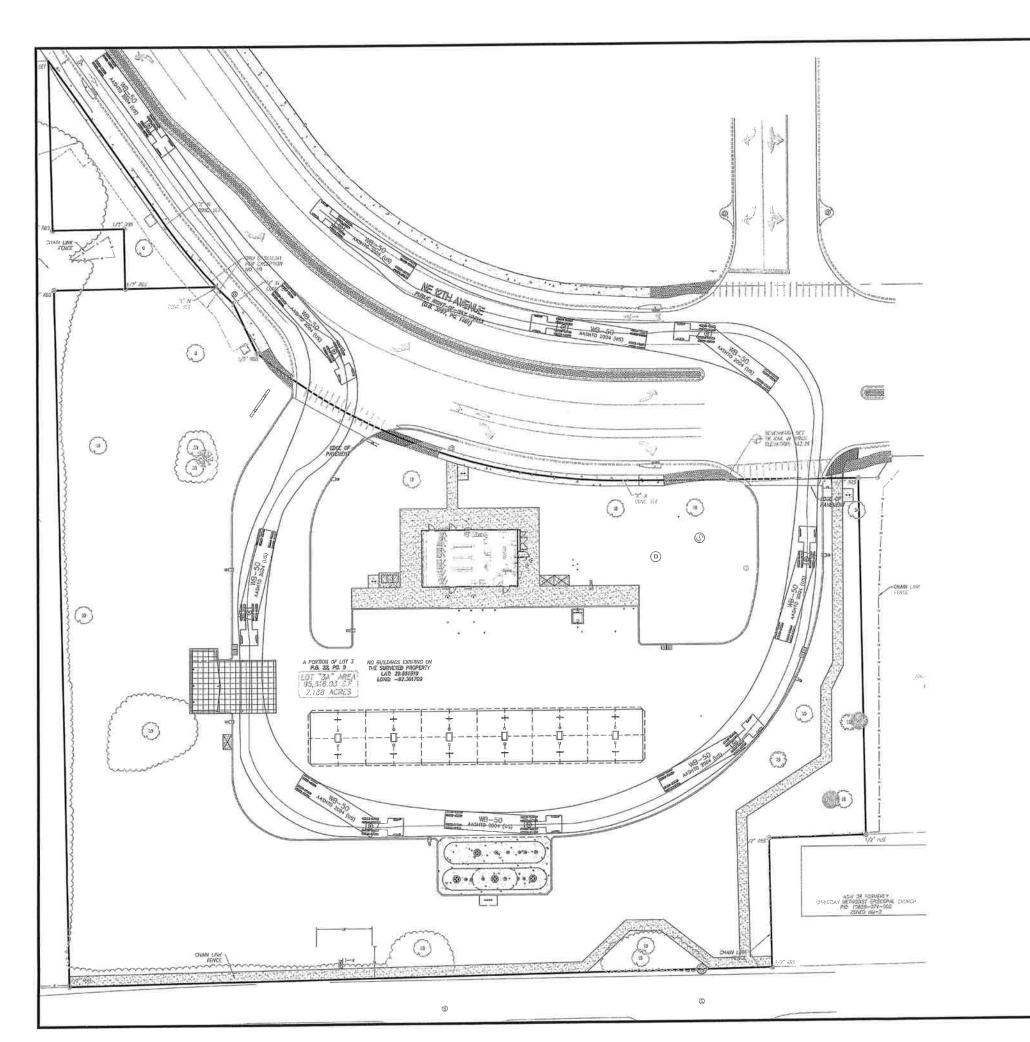
71730-7000 200 PEACH STREET P.O. BOX 7000 EL DORADO, AR 7173

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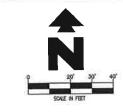






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SHEET NO.

6-0

RUCK ROUTE PLAN

RABT SUPERCENTER #3877

1800 NE 12 AVE TRUCK WALMART SE

Greenberg Faitow

1450 W. PEACHTREE St. NW SUITE 200

ATANANA, 60, 30599

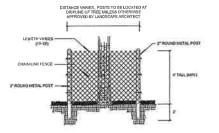
PHONE (40) 501, 4000

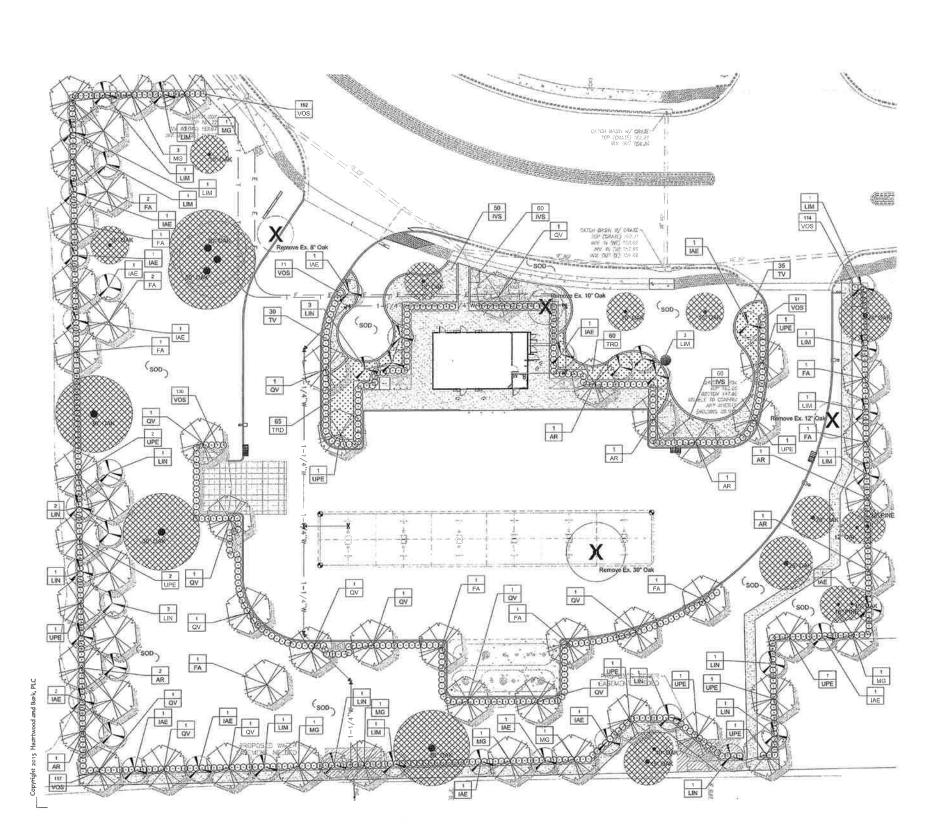
DWG NAME, GAD 15000

200 PEACH STREET P.O. BOX 7000 EL DORADO, AR 71730-7000 USA, INC. **MURPHY**USA MURPHY

			PLANT MATERIAL SCHEDU	LE	
SYMBOL	QTY	BOTANICAL NAME	COMMON NAME	SIZE / NOTES	Spacing
AR	9	Acer rubrum	RED MAPLE	30 GALLON, 10' HT x 4' SPR, 2" CAL,	
FA	13	Fraxinus americana	WHITE ASH	30 GALLON, 10' HT, x 3' SPR,, 2" CAL,	24" O.C.
IAE	14	ilex attenuala "East Palatka"	EAST PALATKA HOLLY	30 GALLON, 10' HT, x 3' SPR., 2" CAL.	
IVS	170	llex vomitoria "Schillings Dwarf"	DWARF SCHILLINGS YAUPON HOLLY	3 Gallon, 18" HT x 18" SPR	30" O.C.
LIM	13	Lagerstroemia indica "Muskogee"	CRAPE MYRTLE "LAVENDER"	30 GALLON, 10' HT, x 4' SPR., 2" CAL,	
LIN	18	Lagerstroemia indica "Natchez"	CRAPE MYRTLE "WHITE"	30 GALLON, 10' HT x 4' SPR, 2" CAL,	
MG	9	Magnolia grandiflora	MAGNOLIA	30 GALLON, 10' HT, x 4' SPR., 2" CAL,	
QV	13	Quercus virginiana "Cathedral"	CATHEDRAL LIVE OAK	30 GALLON, 10' HT, x 5' SPR., 2" CAL,	
TRD	125	Tripsacum dactyloides	FAKAHATCHEE GRASS	3 Gallon, 24" HT. x 12" SPR,	42" O.C.
TV	85	Tulbaghia violacea	SOCIETY GARLIC	1 Gallon	24" O.C.
UPE	13	Ulmus parvifolia "Allee"	ALLEE ELM	30 GALLON, 10' HT, x 4' SPR, 2" CAL.	
vos	561	Vibumum obovatum "Mrs Shiller's Delight"	MRS SHILLER'S DELIGHT VIBURNUM	3 GALLON, 24" HT. x 12" SPR.	30" O.C.

EMPIRE ZOYSIA TURF





### GENERAL LANDSCAPE NOTES

- 1. All plant material to be Florida #1 or better quality, as specified in the current edition of the IFAS 'Grades and Standards for Nursery Stock'.
- Tree caliper measurements shall be taken at six (6) inches above natural grade, Measurements for frees over four (4) inches of caliper shall be taken at twelve (12') above natural grade. Diameter breast height (DBH) measurements to be laken at 4.5 feet above natural grade.
- 3. The Plant Material Schedule included with the Plans is provided only for the Contractor's convenience; it shall not be construed as to conflict or predominate
- 4. In the event of discrepancies in the quantities shown on the Plant Malerial Schedule/Bid Form and those shown on the Plans, the Contractor shall bid the quantity shown on the Plant Material Schedule/Bid Form and provide a note as to the quantity shown on the Plans.
- If a conflict between the Plans and the Specifications exists, the Plans shall predominate and be considered the controlling document.
- Contractor shall provide documentation of plant Variety when specified. Plants specified by Genus and Species alone shall not require documentation.
- All malerials shall be installed as specified on the Plans, if material and labor do not achiere to the Details and Specifications, they will be rejected by the Landscape Archilect, Rejected materials will be replaced by the Landscape Contractor at no additional cost.
- 8. All necessary permits are to be provided by the installing contractor for work shown on the Plans (unless otherwise specifically stated in the Specifications or
- Bid Occuments).

  9. The Contractor shall be responsible for verification and protection of all underground and overhead utilities, Plant material shown on the Plans that conflict with the utilities shall be brought to the attention of the Landscape Archited prior to installation.

  10. The Owner or Owners Representative shall provide site grading to within 0,1 fool of linish grade, The Contractor shall provide line grading to produce a positive drianage condition on the site, Surface water shall be directed to engineered drainage structure-skewakes with smooth grading transitions. Debris larger than 1.5 inches shall be admostled from surface of innotesne health and surface and sodded areas. 1.5 inches shall be removed from surface of landscape beds and sodded area
- All plant material shall be installed and maintained in the highest standard of workmanship and in accordance with the Details and Specifications, Plant material shall be maintained by the Contractor until Final Acceptance is granted
- 12. All B&B trees shall have strings, twice or rope removed from the top of the basket. All lapping tope, identification tags, and other objects shall be removed from the plant material prior to calling for a Substantial Completion inspection. 13. Mulch shall be Pine Bark mini-nuggets. Sod shall be as specified in the Plant
- Malerial Schedule Malerial Schedule.

  1. The Continator shall remove existing vegetation necessary to complete the work shown on the plans. Use of herbicide shall be in accordance to manufacturer's recommendations and supervised by licensed applications. The Contractor is solely responsible for the means to remove existing vegetation and responsible to ensure that re-growth does not occur.
- 15. The Contractor shall keep a neat and orderly job site. Paved surfaces necessary for agress shall be kept clear of debris. Debris generated by the work shown on the Plans shall be removed from the site.
- 16. The Contractor shall provide a replacement warranty for trees of one year's duration and shrub/groundcover for three month's duration from Final
- Sod shall be leid with tight joints, Sodded areas shall be rolled within three days after installation. Contractor shall apply proper irrigation water quantities prior to rolling to insure proper soil/root contact but not produce indentations from added to the contractor.
- All questions concerning the Plans, Details, or Specifications shall be directed to the Landscape Architect, (727-343-1809).
- 19. Mulch all disturbed areas with a three (3) inch minimum layer of pine bark mulch.
- 20. All plant material shall be guaranteed one year after acceptance by owner. 21. Landscape confractor shall call Planning Services at (382) 393-8188 to schedule an on-site meeting prior to purchasing any plant meterlat.

  22. All trees in sod to be in a four (4) foot minimum mulched ring around the newly
- 23. All trees planted in sod to have ten (10) inch plastic protector around trunk base be protect from mowing damage.
- 24. Trees to be planted so that the trunk flare is exposed and topmost root in rootball originating from the trunk is at soil surface or within the top inch of soil on the
- roolball.

  26. The City shall require the rootball/container size of the free, which lakes precedence over the callper size of the free.

  28. Removal of all construction dethsis, limerock, excess of builders sand, concrete and mortar debris, existing weeds and grasses, and all foreign materials in the planting bed and sod areas shall be removed and 36° of clean Florida fill of ph 5.5-8.5 shall be installed prior to any installation of plants or frees.

  28. Cell Disease Resinear 4 (253.293.2484 to exched its a price of prescription.
- 27. Call Planning Services at (352) 393-8188 to schedule a barricade inspection before clearing and grubbing work commences.

  8. Automalic irrigation system is required for this development, and provide bubblers by each tree to be Installed too.

### FERTILIZATION SCHEDULE

- All plant material shall be fertilized upon Installation but prior to mulching, Plant material adjacent to open bodies of water shall be mulched immediately following fertilization to reduce translocation of the granules...
- Fertilizer shall be Scotts Osmocote 'Classic' 19-6-12 In the twelve(12) month release formulation, Contractor may use the Standard or Lo-Start makes depending on the level of existing fertilizer from plent nursery applications,
   Each contelinerized plant shall receive fertilization at the rates shown for each
- container size, One (1) cup equals two hundred eighty (280) grams of Scotts Osmocote 'Classic' 19-6-12 fertilizer,

1 Gallon Container	15 plants per cup	
3 Gallon Container	1/4 cup	
7 Gallon Container	1/2 cup	
15 Gallon Container	3/4 cup	
25 Gallon Container	1-1/2 cups	
30 Gatton Confainer	1-3/4 cups	
45 Gallon Container	2-1/4 cups	
65 Gallon Container	2-1/4 cups	
100 Gallon Container	3 cups	

- Each balled and burlapped plant shall receive one half (0,5) cup of Scotts Osmocole Classic 19.6-12 in the twelve (12) month release formulation for er calliper inch of tunk. One (1) cup equals two hundred eighty (280) grams of Osmocole Classic 19-6-12 fertilizer.
- Scotts Osmocole 'Classic' 19-6-12 in the twelve (12) month release formulatio shall be applied to sodded or seeded areas at a rate of ten (10) pounds per on housand (1000) square feel,
- Indusand (1000) square test.

  Scotts Camcote Plus' 15-9-12 in the twelve (12) month release formulation shall be applied to palms at a rate of five (5) cups per one hundred (100) square feet of palm canopy. One (1) oue peuals two hundred fifty (250) grams of Osmocote 'Plus' 15-9-12 [entitizer, if displine of palm extends into fawn or other shrub/groundover areas, the palm ferifitizer shall be the only fertifizer applied to the area under the dripfine of the palm.

### OPTIONAL FERTILIZATION TECHNIQUES

- The Contractor may substitute Scotts Agriform 20-10-5 Planting Tablets Plus Minors for fertilization of trees, and large containers. The application rate shall be three (3) twenty-one (21) gram tablets per inch of caliper. Use Manufacturer's commendations for pair fertilizer tablet application rate. Contractor shall notify Landscape Architect of the election to use fertilizer tablets prior to substantial impletion inspection.
- Sodded or seeded areas over one half (0.5) acre may be fertilized (at contracto choice) with a quick release granular fartilizer with the formulation that delivers three and one half (3,5) pounds of nitrogen, one half (0,5) pound of phosphate and one and one half (1,5) pounds of polash per one thousand (1000) square

### IRRIGATION

## INVASIVE EXOTIC PLANT MATERIAL

### NOTIFICATION

 Call the City of Gainesville Nature Operations 352-393-8171 for inspection on: prior to the purchase of any landscape material,



EXISTING ON-SITE TREE TO REMAIN



EXISTING ON-SITE TREE TO BE REMOVED



EXISTING OFF-SITE TREE



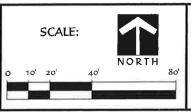
3 Shade trees, 2 Ornamental Trees, 20 Shru	bs PER 100 LF						
	REQUIRED	SHADE	TREES	ORN	TREES	SHE	RUBS
		REQ.	PROV	REQ.	PROV.	REQ.	PROV
PERIMETER LANDSCAPE BUFFERS							
NORTH BUFFER (330 LF)	9' Buffer (Type B)	10	10	7	9	66	155
SOUTH BUFFER (370 LF)	9' Buffer (Type B)	11	13	- 8	11	74	125
EAST BUFFER (220 LF)	9' Buffer (Type B)	7	7	- 5	8	44	112
WEST BUFFER (320 LF)	9' Buffer (Type B)	10	16	7	18	64	120

IERITAGE TREE APPRAISED VALUE CALCULATIONS	
	TOTAL
HERITAGE TREES REMOVED (1 LIVE OAK @ 30°)	30*
REQUIRED HERITAGE TREE REMOVAL APPRAISED VALUE	\$15,543.00

TREE MITIGATION CALCULATIONS		
		TOTAL
HERITAGE TREES REMOVED TO	TAL GALIPER	30"
REGULATED TREES REMOVED	(TOTAL TREES)	3
REQUIRED HERITAGE REPLACE	MENT (INCH FOR INCH)	30"
REQUIRED REGULATED REPLA	CEMENT (2 FOR 1 TREES @ 1.5" CAL.)	9*
TOTAL REQUIRED MITIGATION R	REPLACEMENT	39*
TREES DROBOSED (TOTAL CALL	(PED)	96"

## Jacob Zimmerman

Date: 2016.04.15 15:09:13 -04'0





DRAWN BY: DJF 15049

PLAN

JACOB ZIMMERMAN, RLA REG. NO. FL LA 0001651 LANDSCAPE ARCHITECT

9 S nesville, Flori ie (Walmart ! Ö Murphy 12th, 빙 1800

HEARTWOOI BARK

St

200 2nd St. S. #433 27) 343-1809 Web; v

REVISIONS:

04-12-16 (PER TRC COMM

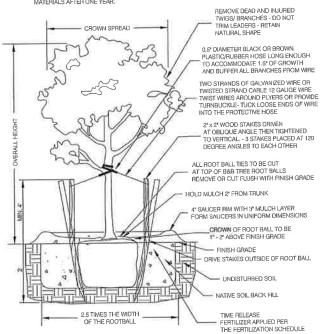
LANDSCAPE

L1.0

L1.1

- NOTES:

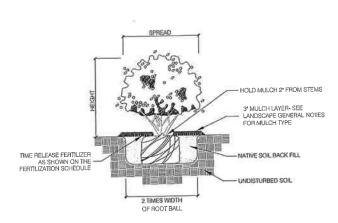
  1. STAKING DETAIL ONLY FOR TREES WITH LESS THAN 3" CALIPER MEASUREMENTS. SEE ALTERNATE STAKING DETAIL FOR TREES 3 INCH OR GREATER CALIPER (LARGE TREE PLANTING/STAKING)
- 2. OTHER TREE STAKING SYSTEMS MAY BE ACCEPTABLE IF APPROVED BY THE LANDSCAPE ARCHITECT (727) 343-1809.
- 3, LANDSCAPE CONTRACTOR SHALL REMOVE STAKING AND GUYING MATERIALS AFTER ONE YEAR.



SMALL TREE PLANTING DETAIL (<3" CALIPER)

OUTLINE GROUNDCOVER MASS IN CUFVILINEAR BEDS WITH TWO ROWS OF GROUNDCOVER PLANTS-USE ON CENTER SPACING IN EACH ROW WITH NO TRIANGULATION OF ON CENTER SPACING FROM ROW TO ROW NOTE: CENTER TO CENTER SPACING (O.C.) VARIES FOR DIFFERENT PLANT SPECIES, SPACE EACH VARIETY OF PLANT EQUALLY WITHIN PLANTING BED 18" SEPARATION FROM BUILDING WALL TO EDGE OF PLANTS KEEP MULCH 6" AWAY FROM BUILDING WALL BUILDING WALL INFILL THE CENTER OF THE = GROUNDCOVER MASS WITH A 45 DEGREE ANGLE GRIDDED LAYOUT ON CENTER (O.C.)SPACING TO STRAIGHT EDGES SHALL BE TRIANGULAR SPACED IN ROWS PARALLEL TO THE STRAIGHT EDGE OF THE PAVEMENT OFFSET GROUNDCOVERS ONE HALF THE O.C. SPACING FROM CURBS

SHRUB AND GROUNDCOVER LAYOUT DETAIL (2 L1.1



SHRUB & GROUNDCOVER PLANTING DETAIL (3) L1.1

> Jacob Zimmerman

Digitally signed by Jacob Zimmerman DN: cn=Jacob Zimmerman, o=Heartwood and Bark, PLC, ou=Landscape Architect email=Jacor the artwood and bark. om, c=US Date: 2016.04.15 15:09:48-04'00'



DRAWN BY: DJF DATE: 02-25-16 15049 LANDSCAPE DETAILS

L1.1

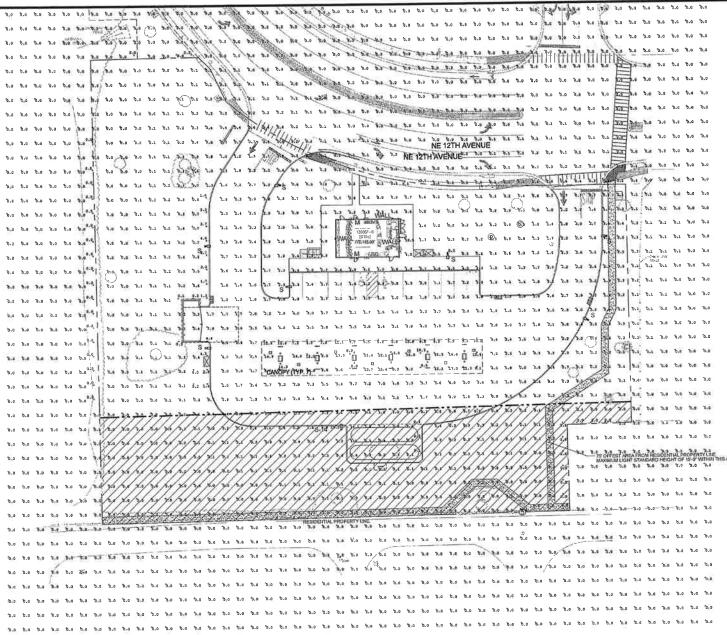
REVISIONS 04-12-16 (PER TRC COMM

Murphy

Gainesville, Florida 1800 NE 12th Avenue (Walmart Supercenter 3877) Oil U.S.A.,

Inc.

HEARTWOOD BARK...



PHOTOMETRIC SITE PLAN

CALCULATION SUM	UNIFORMITY	MAXIMUM				
LABEL	UNITS	AVG	MAX	MIN	RATIO	RATIO
CANOPY AREA	FC	10,65	17.7	5.4	1.97 to 1	3.28 to 1
6' OFF CANOPY	FC	4.57	7.5	2.0	2.29 to 1	3,75 to 1
PARKING	FC	2.31	5.3	8.0	2,89 to 1	6.63 to 1
BUILDING EXTERIOR	FC	3.34	6.5	0,7	4.77 to 1	9,29 to 1
MAX AT PROPERTY LINES	FC	NA	0.5	NA	NA	NA
MAX AT RESIDENTIAL PROPERTY LINE	FC	NA	0.0	NA	NA	NA

POLE	SCH	EDU	ILE		
MOUNTING	SYMBOL	QTY	POLEHEIGHT	MODEL NUMBER	DESCRIPTION
S	2	7	24'-0"	5SQB3-S11G-24-S-BRZ-58C	LSI LIGHTING, STEEL SQUARE POLE, BOLT-ON ARM MOUNT, BRONZE
S-14	2:03	1	12'-0"	55Q83-S11G-12-S-BRZ-5BC	LSI LIGHTING, STEEL SQUARE POLE, BOLT-ON ARM MOUNT, BRONZE

NOTES: ALL AREA SITE LIGHT FIXTURES AND POLES TO BE MOUNTED ON CONCRETE BASE PER DETAIL, THIS SHEET

POLES RATED TO 130 MPH WIND VELOCITY

CONFIG	SYMBOL	QTY	MIN MOUNTING HEIGHT	POLE HEIGHT	LUMENS	TOTAL WATTS	MODEL NUMBER	DESCRIPTION
CONFIG	STWIBOL	7	26'-0"	24'-0"	9227	98	XLCS-FT-LED-SS-NW-UE-BRZ	LSI LIGHTING, SLICE SMALL LED SERIES AREA LIGHT, SUPER SAVER, NEUTRAL WHITE COLOR TEMP (4000K), SINGLE HEAD FLAT LENS FIXTURE, FORWARD THROW WITH REAR MOUNTED SHIELD
S-14		1	14'-0"	12'-0"	9227	98	XLCS-FT-LED-SS-NW-UE-BRZ	LSI LIGHTING, SLICE SMALL LED SERIES AREA LIGHT, SUPER SAVER, NEUTRAL WHITE COLOR TEMP (4000K), SINGLE HEAD FLAT LENS FIXTURE, FORWARD THROW WITH REAR MOUNTED SHIELD
CANOPY		7	15'-0"	N/A	10871	88	CRUS-SC-LED-LW-CW-UE	LIST LIGHTING LEGACY SERIES FLAT LENS, FULL CUT-OFF CANOPY FIXTURE
WALL		- 1	8*-3*	N/A	2673	26	XSPWA03FG-UZP	CREE LIGHTING, XSP WALL MOUNT LUMINAIRE, 25 WATT INPUT, 4000K CCT, WITH PHOTOCELL SENSOR
M	0	2	8'-3"	N/A	1800		LR6-18L-35K-120V-A-DR W/LT6A	CREE LIGHTING, LR-8 DOWN LIGHT LUMINAIRE, 3500k CCT, 1800 LUMENS, FULLY RECESSED ENTRY LIGHTS WITH HOUSING RO8-12W-GU24

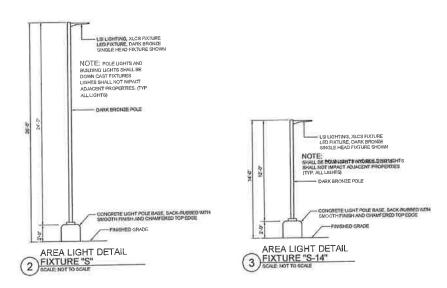
NOTES: ALL AREA SITE LIGHT FIXTURES AND POLES TO BE MOUNTED ON CONCRETE BASE PER DETAIL, THIS SHEET
ALL ANCHOR BOLTS TO BE ORIENTED IN THE SAME DIRECTION (SQUARE) AT INSTALLATION PER MANUFACTURER'S SPECIFICATIONS.
ALL FIXTURES ARE FULL CUT-OFF FIXTURES

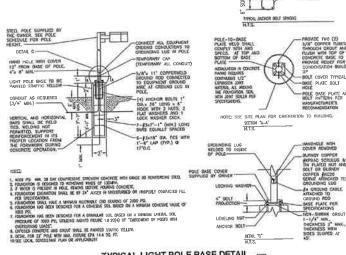
PLAN WAS BASED ON THE INFORMATION PROVIDED, ALL OWNERBONS, LUMINARE COCATION SHOWN REPRESENT RECOMMENDED POSITIONS. THE ENGINEER AGOOR ARCHITECT BUST DETERMINE APPLICABILITY OF THE LAYOUT TO EXISTING OR FUTURE FELD CONCE

ACTUAL ILLUMINANCE LEVELS MAY DIFFER QUE TO VARIABLE FIELD CONDITIONS SUCHAS IBUT NOT LIBITED TOY WARRINGE IN LAMP, LOWEN OUTPUT, LAMP TILL FROTOR-BALLAST WANTAGE OUTPUT; LIBIT VOLTAGE AT BALLAST, REFLECTOR SPEQULARITY; LAMP LIBIT ISSENDATION.

THE PLAN IS FOR RELATIVE LAYOUT AND SCOPE OF WORK PURPOSES ONLY REFER TO SITE PLAN PREPARED BY LOCAL CONSULTANT FOR RELATIONSHIP OF THESE LIMINAMES AND THER LOCATIONS TO EXISTING STRUCTURES AND REFERENCE.

## GENERAL NOTES:





CONTRACTOR TO ENBURE THE UGHT
POLE AND HANDICAP PARKING SIGN ARE
AT LEAST 2" FROM THE BACKOF CURB TC
PREVENT VEHICLES FROM STRINKS THE
UGHT POLE OR HANDICAP PARKING SIGN.
ENGINEER TO VEHILY PROPOSED
LOCATIONS FOR ANY CONFLICTS OR
MISPLACEMENTS. REPORT TO UGHT HIS
DESIGNER ANY DISCREPANCES OR
CONFLICTS.

TYPICAL LIGHT POLE BASE DETAIL

L-1.0

**PHOTOMETRIC** 

SITE PLAN

alloway

Green Green Sos.77 Sos.77

ORIDA

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GAINESVILLE,

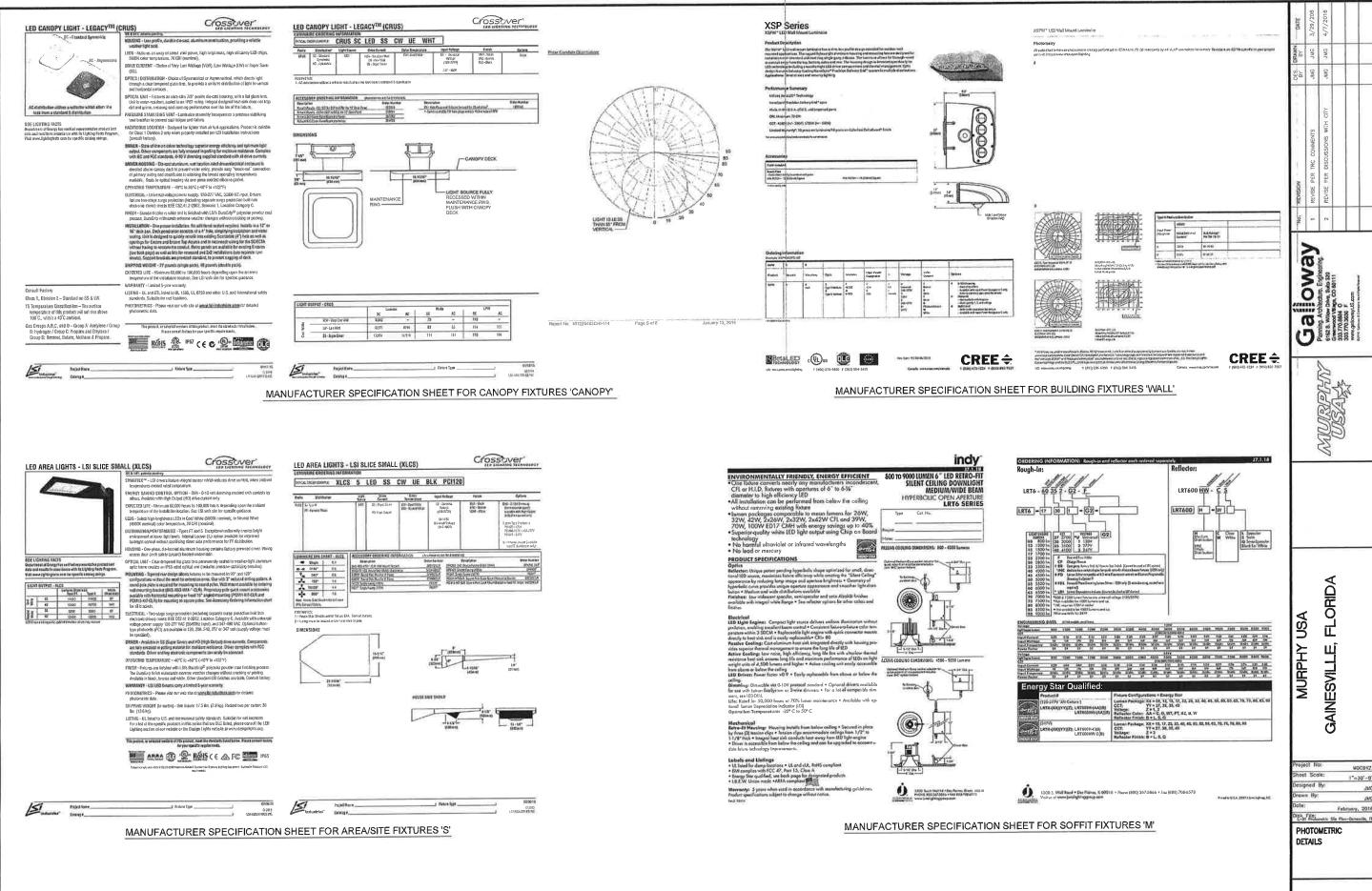
M0C94 1"=30"-0

Fabruary, 201 isk Flor Con reducetic Sin Plan-Sciences,

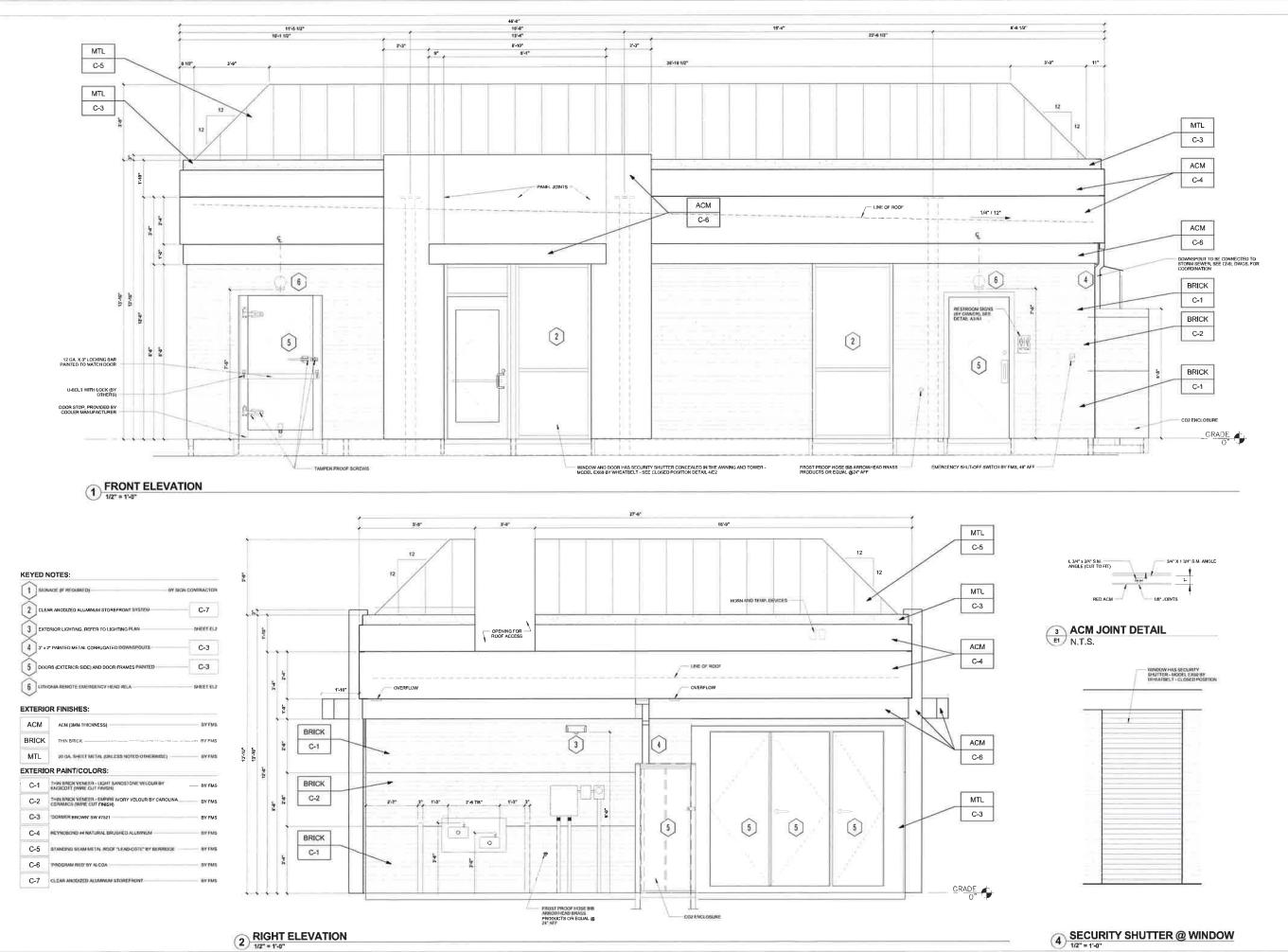
USA

MURPHY

REFER TO SHEET L-1.1 FOR MANUFACTURER CUT SHEETS



L-1.1



## **GreenbergFarrow**

21 South Evergreen Avenue Suite 200 Arlington Heights, Illinois 60005 I: 847.788.9200

ISSUE RECORD DATE REV. DESCRIPTION

PROFESSIONAL IN CHARGE

PROJECT MANAGER CHRIS CERES

DRAWN BY KLITON SHEHU

PROJECT NAME

MURIPHNY USAN **MURPHY OIL** 

CONVENIENCE **STORE** 1800 NE 12TH AVE

**GAINESVILLE FL 32641** 



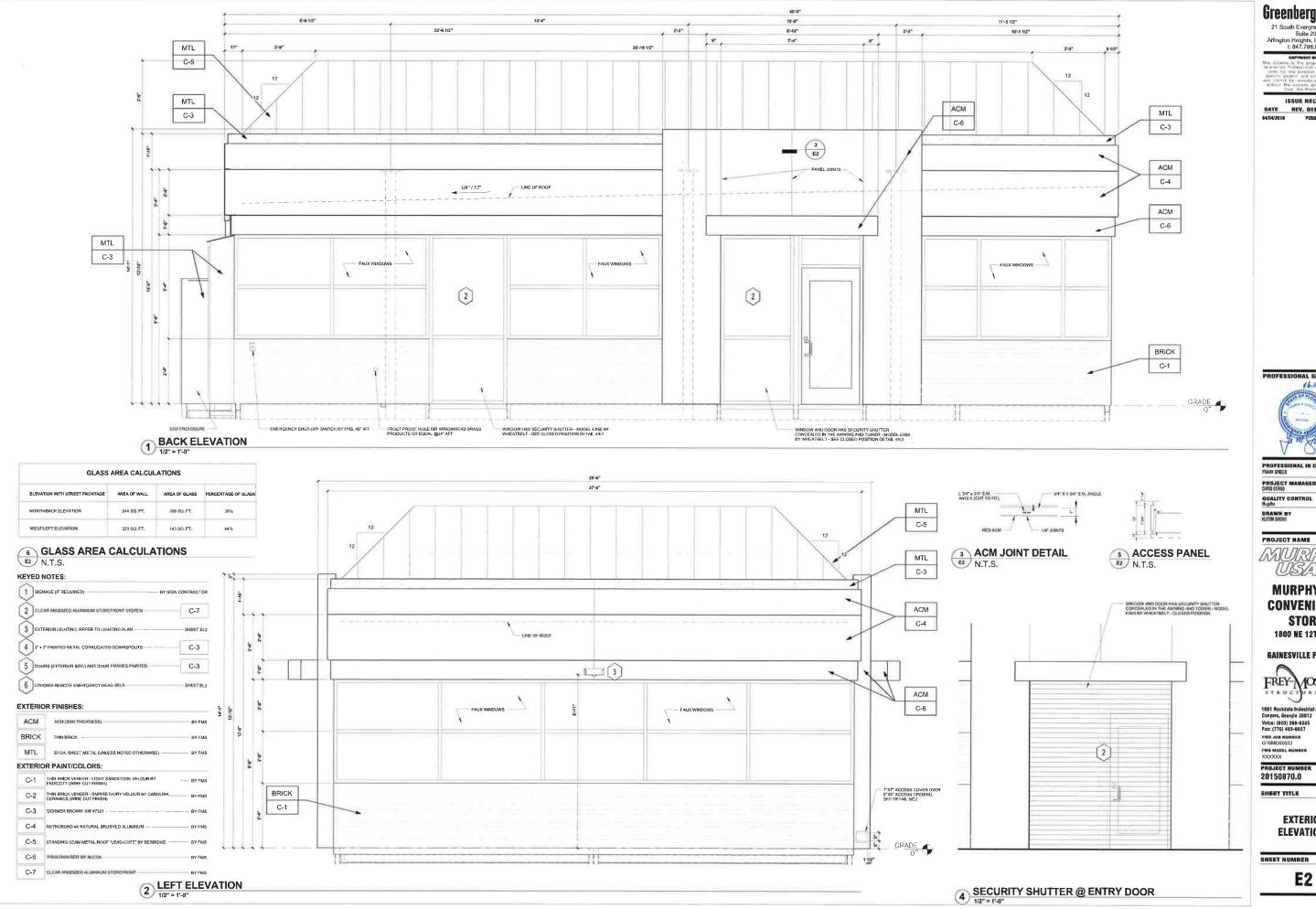
1801 Rockdale Industrial Bivd. Conyers, Georgia 30012 Voice: (800) 356-5385 Fax: (770) 483-5037

PROJECT NUMBER 20150870.0

SHEET TITLE

**EXTERIOR ELEVATIONS** 

**E**1



GreenbergFarrow

21 South Evergreen Avenue Suite 200 Arlington Heights, Illinois 60005 t: 847,788,9200

ISSUE RECORD DATE REV. DESCRIPTION

PROFESSIONAL IN CHARGE FRANK GRIECO

PROJECT NAME

MURPHNY USAS **MURPHY OIL** 

CONVENIENCE **STORE** 1800 NE 12TH AVE

**GAINESVILLE FL 32641** 



1861 Rockdale Industrial Blvd. Conyers, Georgia 38612 Voice: (800) 356-6385 Fax: (770) 483-6037

20150870.0

SHEET TITLE

**EXTERIOR ELEVATIONS** 

SHEET NUMBER

**E2** 

## Attachment "C"

**Application and Neighborhood Workshop Information** 



Certified Cashier's Receipt:

## APPLICATION FOR SPECIAL USE PERMIT Planning & Development Services

OFFIC	E USE ONLY
Petition No.	Fee: \$
1" Step Mtg Date:	h.Z. Fee: \$
Tax Map No	Receipt No.
Account No. 001-660-6680-3401	
Account No. 001-660-6680-1124 (En Account No. 001-660-6680-1125 (En	
Application for a special use permit will be acceptive (First Step Meeting). Application to be complete preliminary development plan. Incomplete applications	
Name of Owner(s) (please print)	Applicant(s)/Agent(s), if different
Name: Wal-Mart Stores East LP	Name: John Vecchio, P.E., GreenbergFarrow
Address: 1301 SE 10th St.	Address: 1430 W. Peachtree Suite, NW
Bentonville, AR 72716	Suite 200
	Atlanta, GA 30309
Phone 479-177-/348 Fax: 479-277-/97	Phone: 404-205-8426 Fax:
Owner's Signature Holan Sambon	Email: jevecchio greenbergfairow.com
(If additional owners, please include on back)	
PROPERTY INFORMATION: (Information Permit is being requested.)	below applies to property for which a Special Use
Street address: Across the street from 180	00 NE 12th Ave, Gainesville
Tax parcel no(s): 10859-010-003	
Legal description (use separate sheet, if needed)	5
I hereby attest to the fact that the above suppli (are) the true and proper identification of the a	ed parcel number(s) and legal description(s) is trea for which the permit is being requested  Date: 2/15/16
Signature of applicant:	Date GILSTI

Special Use Permit Page 2

A Special Use Permit is requested pursuant to, of the Land Development Code, City	o Section . Subsection y of Gainesville, to allow the follow	. Paragraph ving use:
A preliminary site plan is is not required and	is/is not attached.	
Existing zoning classification: MU-2	Existing land use designation:	MUM
Existing use of property Vacant and under	veloped	

			NFORMATION: (List all uses surrounding the subject off is available to supply zoning and land use information.)
	Zoning	Land Use	Existing Use
North	M11-2	MUM	Walmart
South	RC	RL	Single family residential homes
East	ED	E	Stormwater pond, church, Duval Elementary School
West	MU~2	MUM	One (1) single-family home on a large acreage parcel

TO THE APPLICANT: (Please sign the bottom of this application after you have read the following.)

- The City of Gainesville will notify owners of property within 400 feet of the subject property of this application
- No application for a Special Use Permit shall be entertained within 2 years after the denial or withdrawal of a request for the same use for the same property.
- The City Plan Board's decision concerning a Special Use Permit may be appealed by the applicant to a hearing officer within 15 days of the date notification of the decision is sent by certified mail to the applicant.

Signature: Date 2/25/15

Address.	1301	SE 1	oth St	
	Bent	onvil	le, Al	R 72716
Phone 4	79-2	22-13	Wal ax	479-277197
1 11571116				
Owner's	Signati	ire: 🗡	melia	Sanda

Name of Owner (please print)

Name	of Owner (please p	rint)
Name		· · · · · · · · · · · · · · · · · · ·
Address		
Phone:	Fax	
Owner's Signatur	re	

Reference Chapter 30, Land Development Code City Code of Ordinances. Article VII. Division 5



## DEVELOPMENT PLAN REVIEW APPLICATION PLANNING & DEVELOPMENT SERVICES

Petition 1 1st Step 1		FFICE USE ONLY	Y	
, out	Mtg Date:	Fee: \$ EZ: Fee: \$		
	The Date.	1.3.1 66. 5		
II II	No. 001-660-6680-340	, ,		
	No. 001-660-6680-112   No. 001-660-6680-112			
Account	110. 001-000-0000-112	15 (Enterprise 20	ne Credit [ ]	
	LEVEL	OF REVIEW (chec	k one)	
MINOR	INTERMEDIATE	MAJOR	CONCEPT	MASTER
1.4	liver his 116 h			
Project Name:				
Property Address	: 1800 NE 12th Ave	., Gainesville,	(across the str	eet)
Tax Parcel #(s): =	10859-010-003			
	: 4/- 2.0 acres			
	CHECK	ALL PROPOSED	USES	
Residential	Density		n-residential	
Multi-family	Units/acre:			ffice
Fotal units:	Total bedrooms:	[ ] Ind		her
		Gross fl	loor area: 1,200 SF	
Owner(s) o	f December (please print)		Applicant(s)/Agent(s	\\ if different
Name: Wal Mart 5	f Record (please print)			.,GreenbergFarrov
Address: 1301 SE			: 1430 W. Peacht:	
	le, AR 72716	. idd(css	Suite 200	ee st, NW
DCHEOHAL1	1C, MA 12/10		Atlanta, GA 3	0.2.0.0
	Fax:	Phone	404-205-8426 Fax:	
Phone:	1 0 3	I noue.	404 205 64 20 Tuv	

Phone: 352-334-5023

Current Planning Division Planning Counter—158

Thomas Center B 306 NE 6<sup>th</sup> Avenue

## **PROPERTY OWNER AFFIDAVIT**

Owner Name: Wal-Mart Stores East LP	
Address: 1301 SE 10th St Bentonville, AB 72716	Phone: 479-277-/348
	nathan hamblen O Walmot com
Agent Name: John Vecchio, PE, Greenber	
Address: 1430 West Peachtree Star NW	Phone: 404-205-8426
Atlanta, GA 30309	Email: jvecchio@greenbergfarrow.com
Parcel No.: 10859 010 003	
Acreage: 3.81 ac	S: 34 T: 9 R: 20
	ent to act on behalf of Wal-Mart Stores vity associated with Murphy Oil USA, Inc., Plans, SUP, and Subdivision Plat
I hereby certify that: I am the owner of legal or equitable interest therein. I authorise application	
Property owner signature:	- No. of the Control
Printed name: Nothan Hamblen, S.F.	Realty Manager Wat Mary Horres
Date: 2/25/20/4	East, LP
The foregoing affidavit is acknowledged to the bound of the personally known to me, or who has/have as identification.	(Amilien , who is/are
	-
	Ima coulne!
Signat	ure of Notary Public, State of Mc
	annih in ma
Control of the Contro	OUNTY ARKAN

1430 West Peachtree Street, NW Suite 200 Atlanta, GA 30309

t: 404 601 4000

ATLANTA
LOS ANGELES
NEW JERSEY
CHICAGO
NEW YORK
DALLAS
BOSTON
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WISCONSIN
BENTONVILLE
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FRESNO
MEMPHIS
SHANGHAI
MEXICO CITY

## GreenbergFarrow

February 25, 2016

Mr. Ralph Hilliard
Planning Manager
Planning and Development Services Department
City of Gainesville, FL
200 East University Avenue
Gainesville, FL 32601

Re: Murphy USA Letter of Application

Dear Mr. Hilliard:

Murphy Oil USA, Inc. proposes to construct a 1,200 sq. ft. convenience store with six (6) fueling pumps. The store will have a coffee bar, soda fountains, hot dogs, pizza, and pre-packaged food items available for purchase. An outdoor vacuum, air hose, ice machine and propane tanks will be available for customer convenience. The site is located on an approximately 2-acre outparcel across from the existing Walmart store at 1800 NE 12<sup>th</sup> Avenue.

The site is currently vacant and is bounded by NE 12<sup>th</sup> Avenue to the north, a detention pond and church to the east, NE 10<sup>th</sup> Avenue to the south, and a large tract of land to the west occupied by a single-family residence.

The property is zoned Mixed Use Medium Intensity District (MU-2), and the "district is intended to encourage a reduction in the number and length of vehicular trips by providing for basic needs and employment opportunities within close proximity to residential areas," per the City of Gainesville's Land Development Code. The Murphy USA store meets the intent of the district by conveniently providing basic needs by selling fuel for nearby residents and customers of Walmart, as well as providing employment opportunities for residents in the neighborhood. A gas station at this location is complementary to the existing Walmart.

## Special Use Permit

The City of Gainesville's Land Development Code only allows three (3) fuel pumps at service stations. Because Murphy Oil proposes to construct six (6) fuel pumps, a Special Use Permit is required. Murphy satisfies the City of Gainesville's requirements for a Special Use Permit in the following ways:

1. At the time of this project's review by the Development Review Board and City Plan Board, the project will have been reviewed by the City's Technical Review Committee and Gainesville Regional Utilities,

- and will comply with the City's Land Development Code and other requirements specific to the proposed use.
- 2. The proposed project is compatible and harmonious with the existing Walmart and will provide a much needed service for customers and residents of the neighborhood.
- 3. All necessary public utilities are at the site and have adequate capacity to serve the proposed Murphy USA fueling station and convenience store.
- 4. Waldo Avenue and NE 13<sup>th</sup> Avenue have adequate capacity to serve the proposed Murphy development and any traffic generated by the proposed development. The project will have little to no impact on public streets or traffic in the area. When Walmart was constructed, a gas station was included in the overall traffic study for the Walmart, and the study concluded that adequate street capacity for a gas station was available.
- 5. Extensive landscape screening is proposed around the development, as shown on the landscape plan, to screen the project from the adjacent properties. Site lighting will be shielded to prevent glare onto neighboring residential properties.
- 6. The use is consistent with the City's comprehensive plan and is within the Mixed Use Medium district.
  - a. As part of the overall neighborhood development, Murphy USA provides the neighborhood with gas services and complements the existing Walmart. It improves the condition of the neighborhood (Objective 2.1) Additionally, the building faces the street, and is located close to the street for pedestrians.
  - b. Regarding transportation, the project has a minimal traffic impact on the street system and the traffic generated by the development was included in the overall Walmart project. Pedestrians and bicyclists will be accommodated with sidewalks along NE 12<sup>th</sup> Avenue and with onsite bicycle parking is provided.
- 7. The project satisfies the City's minimum concurrency requirements. A gas station was included in the traffic study that was done for Walmart.

## Transportation Mobility Program Area

The site is located in Zone A of the Transportation Mobility Program Area (TMPA) and satisfies the requirements of gasoline service stations (policy 10.4.9) as follows.

- The site is designed to enhance pedestrian and bicycle access by locating the building near NE 12<sup>th</sup>
  Avenue and utilizing the existing sidewalks along NE 12<sup>th</sup> Avenue.
- 2. Only two (2) driveways are proposed for the project to provide adequate truck ingress, egress and circulation. Both curb cuts are existing and were part of the Wal-Mart overall development.
- 3. Twelve (12) fueling positions are proposed, six (6) more than what is allowed by code. The additional fueling positions are consistent with what is allowed in the TMPA through the Special Use Permit process and by satisfying all of the following conditions:
  - a. The site can safely accommodate all of the proposed fueling positions and satisfies all required landscaping, buffering and other requirements of the Land Development code.
  - b. Site access and safety are not compromised by the additional fueling positions; Murphy USA will have little to no impact on public streets and traffic, and the site has been carefully designed to provide safe and efficient traffic circulation.

- c. Pedestrian and bicycle safety are maintained by connecting the store to the existing sidewalk on NE 12<sup>th</sup> Avenue. The two proposed driveways will provide for safe and efficient ingress and egress for cars, trucks and bicyclists. Bicycle parking is provided near the store.
- d. The building architecture is "upscale" with windows and neutral brick colors that are compatible with Walmart's colors. A mansard roof is proposed over the convenience store and gas canopy. The dumpster enclosure will be enclosed with the same colored brick as the building.
- e. Regarding the policy section that "retail convenience good sales or a restaurant are included in the development and designed such that pedestrian or bicycle use of the site are encouraged, and that the retail convenience goods sales or restaurant building and development shall meet all of the following requirements", please be advised of the following:
  - i. The building has been placed close to the sidewalk for safe and convenient pedestrian and bicycle access.
  - ii. Windows have been added to the building; please refer to the building rendering submitted with this application.
  - iii. The front entrance to the store faces the NE 12<sup>th</sup> Avenue.
  - iv. Parking and fueling operations are located behind the building.
  - v. The building massing, height and elevations are appropriately scaled for the site, surrounding uses.

### Concurrency

Murphy USA meets concurrency requirements. A gas station was proposed as part of the overall Walmart development

## Neighborhood Workshop

A neighborhood workshop was conducted on Tuesday, January 26<sup>th</sup> at 6:30 p.m. at the Clarence R. Kelly Community Center in accordance with the City's requirements. A summary of the meeting and a copy of the sign-in sheet have been provided separately with this submittal.

In summary, Murphy USA is a complementary use to the existing Walmart store, and provides a much needed service to shoppers and residents in the community.

If you have any questions or need anything else, I may be reached at <a href="mailto:jvecchio@greenbergfarrow.com">jvecchio@greenbergfarrow.com</a> or (404) 205-8426.

Sincerely,

John C. Vecchio, P.E. Senior Project Manager

### 1/28/16

The following is a summary of the Neighborhood Meeting held Tuesday evening, January 26, 2016 for the Murphy USA, Gainesville, FL project:

Date and Time: January 26, 2016, 6pm

Location: Clarence R. Kelly Community Center, 1701 NE 8th Avenue, Gainesville, FL 32601

Materials Presented: Site Plan-C-1 (Rev-0), Composite Site Plan- C-01 (Rev-0), Landscape Plan L1.0,

Preliminary Survey S-3, Rendering (December 2, 2015) GF Representatives: John Vecchio and Wayne Gibson

There were 5 individuals in attendance, 3 from the adjacent neighborhood group (Front Porch FL)

The following are their questions, comments and concerns:

- Concerned about the trash. This is a vacant lot and is used to discard trash. (explained when site is fully developed the trash problem will go away, Murphy has a dumpster for trash removal)
- 2. Concerned about people using the site as a short cut to Wal-Mart. Again this lot is vacant and the existing fence along the rear property line is knocked down. (explained when the site is fully developed there will be perimeter landscaping to discourage the cut through. There are also existing sidewalks along the perimeter streets that connect to Wal-Mart)
- 3. Asked question about UST installation and any concerns with the environment. (explained the UST's require a State Permit and there are no environmental threats)
- 4. Asked question regarding stormwater control. (We explained the site was part of the overall Wal-Mart Development Plan approval and the Murphy site stormwater is part of the existing ERP (Environmental Resource Permit) for the Wal-Mart development site.
- 5. Asked question regarding increased traffic in the area due to the gas station use. (explained the site was included in the original Traffic Study for the Wal-Mart Development Plan and all of the traffic improvements have been installed including turning lanes and curb cuts to the proposed Murphy site)
- 6. Asked questions regarding Landscaping and Lighting. (showed them the Landscaping Plan and explained the proposed lighting for the site. Lighting to meet City requirements and will be shielded toward the residential area). Neighbors commented that the vacant lot is dark and dangerous and any lighting would be an **improvement**.

The Neighborhood group went on record that they **support the plan**. They intend to go back to the remainder of their group to increase support for the project. Front Porch FL intends to write a letter to City Council indicating support for the project.

John C Vecchio, PE Senior Project Manager 1430 West Peachtree St. NW, Suite 200, Atlanta, GA 30309 D 404.205.8426 C 404.834,5546 T 404.601.4000 x7213

Greenbergfarrow

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muchy usa, cointesvice, FL

Murphy USA / Murphy Express: Meeting Sign In

4 1536 N.E. 9# Cons. Hainerelle Ft 32641



## APPLICATION FOR CONCURRENCY EXEMPTION DEPARTMENT OF PLANNING & DEVELOPMENT SERVICES

OFFICE	USE ONLY
Approved   Denied A	oproval expiration date
Signature: Department of Planning & Development	Date:
concurrency exemption must be attached to this in the application being returned to the application order to process this application. Notification owriting to the address shown on this form.	
in the application being returned to the applicar order to process this application. Notification of	s form. Failure to answer all questions will result it. Additional information may be requested in of the results of this application will be made in Applicant(s) Name (please print)
in the application being returned to the application order to process this application. Notification of writing to the address shown on this form.  Owner Name(s) (please print)  Name(s). Wai-Mair Stores Fast LF	Applicant(s) Name (please print)  Name: John Vecchie, PE, SteenbergFallow
in the application being returned to the application order to process this application. Notification of writing to the address shown on this form.  Owner Name(s) (please print)  Name(s). Wal-Mail Stores East LP  Mailing Address: 1302 SF 2001 St	s form. Failure to answer all questions will result it. Additional information may be requested in of the results of this application will be made in Applicant(s) Name (please print)
in the application being returned to the application order to process this application. Notification of writing to the address shown on this form.  Owner Name(s) (please print)  Name(s). Wai-Mair Stores Fast LF	Applicant(s) Name (please print) Name: John Vecchio, FE, SteenbergFallow Mailing Address: 1430 W. Peachtree St. 188 State 200
in the application being returned to the application order to process this application. Notification of writing to the address shown on this form.  Owner Name(s) (please print)  Name(s). Wal-Mail Stories East LP  Mailing Address. 1302 SF 2011 St  Rentonvalle, AP 72/16	Applicant(s) Name (please print)  Name: John Vecchie, PE, GreenbergFarrow  Mailing Address: 1430 & Peachtree St. Nw.  State 200  At lanta 34 303130
in the application being returned to the application order to process this application. Notification of writing to the address shown on this form.  Owner Name(s) (please print)  Name(s), Wal-Mail Stores East 149  Mailing Address, 1302 SF 2011 St	Applicant(s) Name (please print) Name: John Vecchio, FE, SteenbergFallow Mailing Address: 1430 W. Peachtree St. 188 State 200
in the application being returned to the application order to process this application. Notification of writing to the address shown on this form.  Owner Name(s) (please print)  Name(s). Wal-Mair Stelles East LP  Mailing Address: 1302 SF 2001 St  Bentonville, AP 72716  Phone: 473-277-1346 Pax.  If additional owners, please include on separate theet)	Applicant(s) Name (please print)  Name: John Vecchie, PE, GreenbergFarrow  Mailing Address: 1430 & Peachtree St. Nw.  State 200  At lanta 34 303130
order to process this application. Notification of writing to the address shown on this form.  Owner Name(s) (please print)  Name(s). Wal-Mair Stores Fast LP  Mailing Address: 1302 SF 2001 St  Bentonville, AP 72716  Phone: 479-277-1346 Pax: If additional owners, please include on separate theet)	Applicant(s) Name (please print)  Name: John Vecchie, PE, SteembergFattow Mailing Address: 1430 W. Peachtree St. INW State 260 Atlanta 3A 3030 Phone: 404-205-8426 Fax.

Concurrency exemption (Concexem doc 10-24-13)

Please c Require	sheck the box next to the reason(s) why you claim exemption to the City's Concurrency ments				
1 []	A valid and unexpired Vested Rights Certificate exists for this project. (Please attach a copy of the Vested Rights Certificate.)				
2 [ ]	Lot spln				
3   ]	Project alteration not creating any additional impacts on adopted LOS standards				
4 [x]	Construction of accessory buildings or structures which will not create any additional impacts on adopted LOS standards.				
5   1   1	Replacement or rebuilding of a dwelling unit when no additional dwelling units are being created.				
6.	Replacement or rebuilding of a non-residential structure when there is no change of use and no net change in structure dimensions.				
7. [ ]	The replacement or rebuilding of a damaged non-residential structure where there is no net change in any facility capacity demand.				
8.	A building permit for a single-family residential unit or duplex to be constructed on an existing lot of record as of the effective date of adoption of the Land Development Code (June 10, 1992).				
9.	Redevelopment where there is no net change in any facility capacity demand.				
this appli letter is i	hat I am the owner of the subject property and authorize the agent listed above to initiate cation for concurrency exemption. (Signature by the owner on this application or in a necessary.) I further certify that all of the information contained in this application is and up-to-date.				
Owner's	signature Nauhan Hamben Date 2/25/16				
	Fs signature Date. 2 /25 16				
Applications	& Guidelines				



## APPLICATION FOR CONCURRENCY CERTIFICATION & TMPA REVIEW DEPARTMENT OF PLANNING & DEVELOPMENT SERVICES

## LONG FORM (352) 334-5022

OFFICE	USE ONLY
Petition No TMPA Zo	one[]A[]B[]C[]D[]E[]M
TYPE OF CERTIFICATION REQUESTED:	
[ ] Concurrency Determination (non-binding)	
[ ] Certificate of Preliminary Concurrency	
[ ] Certificate of Flemminary Concurrency	
[ ] Certificate of Final Concurrency	if the second se
[ ] Certificate of Conditional Concurrency Rese	rvation
Owner Name(s) (please print)	Agent(s) Name (please print)
Name(s): Wal-Mart Stores East LP	Name: John Vecchio, P.E., GreenbergFarrow
1301 SE 10th St.	Mailing Address: 1430 W. Peachtree St., NW
Bentonville, AR 72716	Suite 200
	Atlanta, GA 30309
E-Mail Address:	E-Mail Address: jvecchio@greenbergfarrow.com
Phone: 479-277-1348 Fax:	Phone: 404-205-8426 Fax:
(If additional owners, please include on separate sheet)	(Attach notarized authorization for agent to act on owner's behalf.)
PROJECT II	NFORMATION
Project Name: Murphy USA	Phase:
Location of Project (attach an 8 ½" x 11" map sh	owing location) ATTACHED
1. Street address: Across the street from the	Walmart at 1800 NE 12th Ave.
2. Legal description (may be attached): ATTAC	THED
3. Tax parcel number(s): 10859-010-003	4. Map number(s):

Existing Zoning: MU-2

Existing Land Use Category: MUM

there a proposal to change the zoning and/or land use associated with this project? [ ] Yes [x] No
yes, indicate petition number(s) associated with change:
PHASING
this project (phase) part of a larger project? [ ] Yes [x] No
yes, enumerate each phase, number of units or square footage in each phase and beginning/
ompletion date.
otal Project: Residential units SF SFA MF
Non-residential (square footage)
Mixed-use (describe mix)
f this is a single phase project, name it Phase I – Total)

RESIDENTIAL DATA						
Туре	Phase	Number of units	Acres	Expected beginning date	Expected completion date	
Single-family, detached						
Single-family, attached						
Multi-family						
Rooming houses or dormitories (beds)						
Other (specify)						

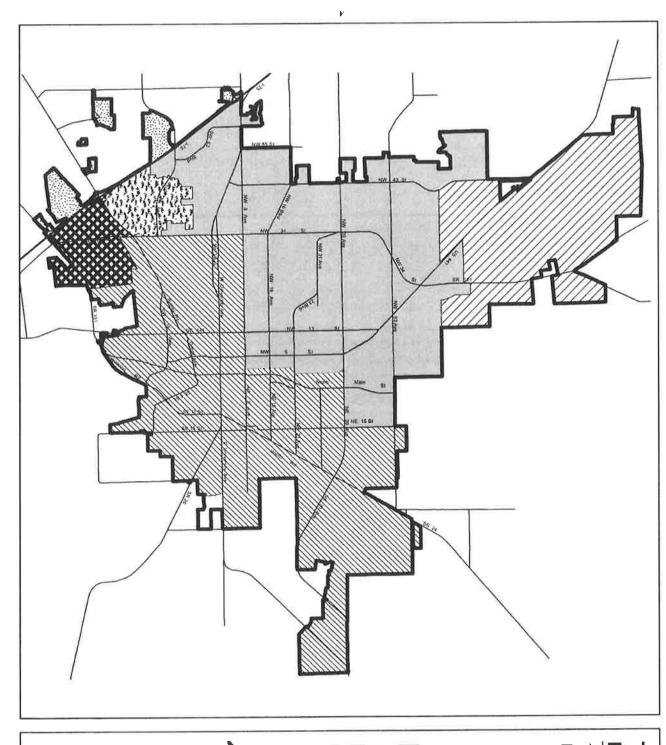
NON-RESIDENTIAL DATA						
Type(s) specify	Phase	Square footage	Acres	Expected beginning date	Expected completion date	
Murphy USA		1,200 SF	2.2	Jan 2017	May 2017	

## STOP HERE AND SIGN CERTIFICATION ON PAGE 3 IF YOU ARE REQUESTING ONLY A CONCURRENCY DETERMINATION

Required Information for Certificates of Preliminary, Final, and Conditional Concurrency Reservation &TMPA Review (Attach sheets to application.)

1. Attach a sheet with the average daily, and peak hour, peak direction trip generation for the project based on the latest edition of the ITE Trip Generation Manual. (NOTE: The trip generation information MUST be attached to this application and shown on the development plan.) In cases where the City and the applicant show differences in projected trips, the applicant's calculations must be signed and sealed by the professional engineer registered in the State of Florida.

2.	Is the proposed project within the Transportation Mobility Program Area (TMPA) (see attached map)? If yes, please be aware that special criteria apply in this area. [x] Yes [] No Zone A [x] Zone B [] Zone C [] Zone D [] Zone E [] Zone M []						
3.	Indicate whether the proposed project will be eliminating any existing recreation facilities. If yes, detail the number and type being eliminated. [ ] Yes [x] No						
4.	Submit a complete stormwater management plan for water quantity and water quality review by the City's Public Works Department. (Do not submit with this application, submit with the development plan.)						
5.	Does this application involve demolition or re-use of any structure(s)? [ ] Yes [x] No						
	If yes, what is the size of the structure(s) to be demolished or re-used? (unit(s) or square footage)						
What is the current use of the structure to be demolished or re-used?							
Are you claiming trip credits for the demolition or re-use of a structure(s) at the site?  [ ] Yes [ ] No  If yes, provide estimates of credits for each previous use at the site. (Attach sheet with calculations.)  Certification  The undersigned has read the above application and is familiar with the information submitted herewith. It is agreed and understood that the undersigned will be held responsible for its accuracy. The undersigned hereby attests to the fact that the parcel number(s) and legal description(s) shown in questions 2 and 3 is/are the true and proper identification of the area for which the concurrency application is being submitted. Signatures of all owners or their							
NO con	nt are required on this form.  TE: The undersigned agrees that signing this application grants Planning staff the right to amend, for the sake of sistency, the square footage or number of units shown herein based on changes made to the development plan, division, special use permit, or planned development during the review process.						
~~	Georgia  ATE OF FLORIDA  UNTY OF Fulton  orn to and subscribed before me this 25 hay of February  20 16.						
	many hus						
Per.	sonally Known OR Produced Identification Signature OR Produced Identification						



# MOBILITY ELEMENT TRANSPORTATION

Program Area Transportation Mobility

# Legend

Transportation Mobility
Program Area Sub-Zones

Zone A

Zone B

Zone C

Zone D

Zone E

Zone M

Gainesville City Limits

# Prepared by Planning and Development Services November 2012 City of Gainesvillle Gainesville, Florida

## STAFF USE ONLY

Estimated deman	d:	
Potable water (	units x 2.25) x 200 =	= peak gallons per day (resid. only)
Water Supply		(see GRU)
Wastewater (	units x 2.25) x 113 =	average gallons per day (resid. only)
Solid Waste (	units x 2.25) x 3.6 =	pounds per day (resid. only)
Trip Generation	ADT; adde	d p.m. peak hour, peak direction trips
Stormwater	(See the Public Works Comment Sheet.)	Does the project meet water quality and water quantity LOS Standards, according to the Public Works Department?
Recreation		Does the project degrade the City's adopted LOS Standards for recreation?
Mass Transit _		Does the project impact any of the City's adopted LOS Standards for mass transit?
Estimated credits	s for demolition/redevelopmen	t/re-use:
	-	= peak gallons per day (resid. only)
Water Supply	(see	e GRU)
Wastewater (	units x 2.25) x 113 =	average gallons per day (resid. only)
Solid Waste (	units x 2.25) x 3.6 =	pounds per day (resid. only)
Trip Generation	ADT;	peak p.m. hour, peak direction trips

Note: 2.25 = 2010 Census persons/household in Gainesville, FL

## **STAFF USE ONLY**

This development meets all relevant Planning and Development Services Department LOS standards for concurrency and TMPA Review. Please see the Public Works comment sheet for informatio about Stormwater Management concurrency.

Signed			
Date			

Concurrency long form--nf Revised: 10/24/13

## LOT "3A" LEGAL DESCRIPTION

A PARCEL OF LAND SITUATED IN THE SOUTHWEST OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 20 EAST, ALACHUA COUNTY, FLORIDA, BEING A PORTION OF LOT 3 AS SHOWN ON A PLAT ENTITLED "A MINOR SUBDIVISION IN THE S.W. 1/4 OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 20 EAST, IN THE CITY OF GAINESVILLE, ALACHUA COUNTY, FLORIDA" BY J.W. BROWN INC., LAND SURVEYOR, DATED JUNE 24, 1999 AND RECORDED IN P.B. 22, PG. 9, ALACHUA COUNTY, FLORIDA RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A RAILROAD SPIKE FOUND AT THE SOUTHWEST CORNER OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 20 EAST, ALACHUA COUNTY, FLORIDA; THENCE ALONG THE SOUTH LINE OF SAID SECTION 34 NORTH B9'06'21" EAST, A DISTANCE OF 362.32 FEET TO A POINT; THENCE NORTH 01'03'14" WEST, A DISTANCE OF 773.28 FEET TO A POINT ON THE SOUTHEASTERLY RIGHT-OF-WAY OF SEABOARD AIRLINE RAILROAD (ABANDONED); THENCE ALONG SAID RICHT-OF-WAY NORTH 29'30'05" EAST, A DISTANCE OF 710.95 FEET TO A POINT AT THE SOUTHWESTERLY PROPERTY CORNER OF WAL-MART STORES EAST, LP (PID: 10859-010-003, O.R. 3568, PG. 1244); THENCE LEAVING SAID RIGHT-OF-WAY NORTH 89'59'33" EAST, A DISTANCE OF 212.07 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY OF NE 12TH AVENUE (PUBLIC RIGHT-OF-WAY VARIES); THENCE ALONG SAID RIGHT-OF-WAY SOUTH 60"29"55" EAST, A DISTANCE OF 41.81 FEET TO A POINT; THENCE CONTINUE ALONG SAID RIGHT-OF-WAY WITH A CURVE TO THE RIGHT, HAVING A RADIUS OF 316.00 FEET, AN ARC LENGTH OF 44.56 FEET, A CHORD WHICH BEARS SOUTH 56'27'31" EAST, A DISTANCE OF 44.53 FEET TO A POINT; THENCE SOUTH 36°41'29" EAST, A DISTANCE OF 52.24 FEET TO A POINT; THENCE SOUTH 4078'32" EAST, A DISTANCE OF 28.31 FEET TO A POINT: THENCE SOUTH 54'40'05" WEST, A DISTANCE OF 16.75 FEET TO A POINT: THENCE SOUTH 35"19'55" EAST, A DISTANCE OF 42.00 FEET TO A POINT; THENCE NORTH 54'40'05" EAST, A DISTANCE OF 18.00 FEET TO A POINT; THENCE SOUTH 35"19'55" EAST, A DISTANCE OF 34.66 FEET TO A POINT; THENCE SOUTH 69"25'24" EAST, A DISTANCE OF 16.06 FEET TO A POINT; THENCE SOUTH 35'19'55" EAST, A DISTANCE OF 79.37 FEET TO A CHISCLED "X" SET AT THE NORTHEAST PROPERTY CORNER OF ROY O. CAMP REVOCABLE LIVING TRUST (PID: 10859-010-005, O.R. 3734, PG. 725); THENCE CONTINUE ALONG SAID SOUTHERLY RIGHT-OF-WAY OF NE 12TH AVENUE SOUTH 3579'55" EAST, A DISTANCE OF 94.46 FEET TO A 1/2" REBAR SET; THENCE WITH A CURVE TO THE LEFT, HAVING A RADIUS OF 262.00 FEET, AN ARC LENGTH OF 37.18 FEET, A CHORD WHICH BEARS SOUTH 39"23"53" EAST, A DISTANCE OF 37.15 FEET TO A CHISELED "X" SET; SAID POINT ALSO BEING THE TRUE POINT OF BEGINNING.

THUS HAVING ESTABLISHED THE TRUE POINT OF BEGINNING, THENCE CONTINUE ALONG SAID SOUTHERLY RIGHT-OF-WAY WITH A CURVE TO THE LEFT, HAVING A RADIUS OF 262.00 FEET, AN ARC LENGTH OF 11.42 FEET, A CHORD WHICH BEARS SOUTH 44'42'44" EAST, A DISTANCE OF 11.42 FEET TO A 1/2" REBAR SET; THENCE SOUTH 25"12"10" EAST, A DISTANCE OF 25.31 FEET TO A 1/2" REBAR SET; THENCE WITH A CURVE TO THE LEFT, HAVING A RADIUS OF 272.00 FEET, AN ARC LENGTH OF 185.38 FEET, A CHORD WHICH BEARS SOUTH 70'28'32" EAST, A DISTANCE OF 181.81 FEET TO A POINT; THENCE NORTH 90'00'00" EAST, A DISTANCE OF 66.59 FEET TO A POINT AT THE NORTHEAST PROPERTY CORNER OF LOT 3 (PB. 22, PG. 9 WAL-MART STORES EAST, LP O.R. 3568, PG. 1244); THENCE LEAVING SAID RIGHT-OF-WAY SOUTH 01'07'41" EAST, A DISTANCE OF 167.63 FEET TO A POINT ON THE NORTH PROPERTY LINE OF CHRISTIAN METHODIST EPISCOPAL CHURCH (PID: 10858-074-000); THENCE SOUTH 88:40'13" WEST, A DISTANCE OF 2.09 FEET TO A 1/2" REBAR SET; THENCE SOUTH 01"17"19" EAST, A DISTANCE OF 60.39 FEET TO A 4" X 4" CONCRETE MONUMENT SET ON THE NORTH RIGHT-OF-WAY OF NE 10TH AVENUE (PUBLIC RIGHT-OF-WAY VARIES): THENCE ALONG SAID RIGHT-OF-WAY SOUTH 88'57'09" WEST, A DISTANCE OF 329.09 FEET TO A 4" X 4" CONCRETE MONUMENT SET AT THE SOUTHWEST PROPERTY CORNER OF THE AFOREMENTIONED ROY O. CAMP REVOCABLE LIVING TRUST; THENCE LEAVING SAID RIGHT-OF-WAY NORTH 01"07"41" WEST, A DISTANCE OF 324.69 FEET TO A 4" X 4" CONCRETE MONUMENT SET; THENCE NORTH 89°06'21" EAST, A DISTANCE OF 76.12 FEET TO A CHISELED "X" SET ON THE SOUTHERLY RIGHT-OF-WAY OF NE 12TH AVENUE AND THE TRUE POINT OF BEGINNING

SAID PARCEL OF LAND CONTAINING AN AREA OF 88,001.57 SQUARE FEET OR 2.020 ACRES, MORE OR LESS

## **MURPHY OIL** USA, INC NE SISI SA MURPHY OIL USA, INC. - LOCATION MAP Sale Ball Brond Land 10859-2 10859-10-3 10811 PACE 707 NE 12TH AVE t 4008 or Hoven 10859-10-3 10859-10-3 HONIE 10859-10-SITE 5 10859-10-8 " The state of the ONOS ON SON ON S 10515-3 HTSI NE GAOR STATE OFON

# ALACHUA COUNTY PROPERTY APPRAISER



Ed Crapo, CFA, ASA, AAS PROPERTY APPRAISER

Quarter Section Map

Map Legend





SCALE: 1" = 200"

## NFORMATION MAP - NOT A SURVEY

This map is a Quarter Section Map of the Property Appreser's GIS Percel database. The accuracy of this map meets national Map Accuracy Standards

This Map was created by the Alschus County Property Appraleser's GES services focated at 515 N Main Street, Suke 200, Gainesville, FL 3250

QUAD SW 09S 20E RGE TWP SEC **2** 

Revision Date:

#### William Peratta

From:

Leistner, Deborah L. <leistnerdl@cityofgainesville.org>

Sent:

Tuesday, January 26, 2016 8:45 AM

To:

William Peratta

Cc:

Scott Wright (scottw@chw-inc.com); Calderon, Lawrence D.

Subject:

RE: Murphy USA (Gainesville, FL) - Traffic Study

Mr. Perrata,

The original traffic study for the Northeast Walmart Supercenter, located at the intersection of Waldo Rd and NE 12<sup>th</sup> Ave, included a gas station with 12 fueling positions. All calculations and roadway modifications at the time anticipated the added traffic volumes from the gas station. If the same number of fueling positions is maintained, you will not need a revised study. If you need additional information please contact me at the number below.

Regards,

Debbie Leistner PW Planning Manager (352) 393-8412

From: William Peratta [mailto:wperatta@greenbergfarrow.com]

Sent: Monday, January 25, 2016 6:16 PM

To: Leistner, Deborah L.

Subject: Murphy USA (Gainesville, FL) - Traffic Study

Debbie.

Will a TIA be required for a proposed Murphy USA gas station with 6 pumps (12 fueling postilons) and a 1,200 SF convenience store, or was this type of use already included in Walmart's TIA?

Site plans are attached showing the proposed development and its location

Thank you, Bill

William Peratta, AICP
Due Diligence Coordinator
1430 West Peachtree St. NW, Suite 200, Atlanta, GA 30309
D 678.412.6024 T 404.601.4000 x7384

GreenbergFarrow

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Murphy Oil USA, Inc. 200 Peach Street (71730)

P.O. Box 7300

Check Number: 3079685

Check Date: 02/25/16
Payre: 5656973 GAINESVILLE CITY OF

Amount: \$\*\*\*\*2,568 88

El Dorac	do, Arkansas 71731-7300	Payee: 5656973 GAINES VILLE CITT OF	
INVOICE	DATE	COMMENT	AMOUNT PAID
20160232	02/23/16	TOTAL	2,568.84 2,568.84
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THE PROPERTY AND THE PROPERTY OF THE PROPERTY Murphy Oil USA, Inc. | 200 Peach Street (71730)

P.O. Box 7300

El Dorado, Arkansas 71731-7300

Murphy USA

Check Number: 3079685 BancorpSouth

El Dorado, Arkansas 71730

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02/25/16 5656973

Amount \$\*\*\*\*\*2,568.88

Pay

Void After Six Months Murphy Oil USA, Inc

**GAINESVILLE CITY OF** To 200 EAST UNIVERSITY AVE The GAINESVILLE FL 32601

Order

Of

Counter Signature Required if over \$50,000.00

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Murphy Oil USA, Inc. P.O. Box 7300 El Dorado, Arkansas 71731-7300

> GAINESVILLE CITY OF 200 EAST UNIVERSITY AVE GAINESVILLE FL 32601

### Attachment "D"

Comprehensive Plan and Land Development Code References.

#### **Comprehensive Plan Goals, Objectives and Policies**

This petition addresses a request to construct a gasoline service station with a convenience store, located within the MU-2 zoning district. The Land Development Code requires that all gas

#### **Policy 10.4.9**

Within the TMPA, retail petroleum sales at service stations and/or car washes, either separately or in combination with the sale of food or eating places, shall be required to obtain a Special Use Permit. In addition to the review criteria in the Land Development Code for Special Use Permits, the following review standards shall apply:

- a. Site design shall enhance pedestrian/bicycle access to any retail and/or restaurant facilities on site. Sidewalk connections or marked pedestrian crosswalks shall be shown on the site plan.
- b. The number and width of driveways shall be minimized.
- c. Except where more stringently regulated by a special area plan or overlay district, the maximum number of fueling positions shall be set as follows:
  - 1. No limitation on fueling positions in the Industrial zoning categories;
  - 2. Six fueling positions in the Mixed-Use Low land use category or Mixed-Use 1 zoning district; Transportation Mobility B-37 Revised 08/12/02, Ord. 000515 Revised 04/26/04, Ord. 030466 Revised 12/17/09, Ord. 090184 Revised 08/15/13, Ord. 120370 Goals, Objectives & Policies
  - 3. Until adoption in the Land Development Code of specific architectural and design standards, six fueling positions in all other zoning categories where gasoline service stations (retail petroleum sales) or food stores with accessory gasoline and alternative fuel pumps are allowed. In the interim period before the adoption of architectural and design standards, additional fueling positions, up to a maximum of twelve, may be allowed as part of a Planned Development rezoning or Special Use Permit process, with the final approval of the City Commission, based on meeting all of the following conditions:
    - a. The size of the site can safely accommodate the additional fueling positions while meeting all required landscaping, buffering, and other Land Development Code requirements;
    - b. Site access and traffic safety conditions on adjacent roadways and intersections are not compromised by the additional trips generated by the additional fueling positions;

- c. Pedestrian/bicycle safety and comfort in the area are not compromised by the additional trips generated by the additional fueling positions;
- d. The architectural and site design are of such high quality that they enhance the site area and promote the City's multi-modal and design goals. As part of a Planned Development rezoning or Special Use Permit review process, the developer shall provide a development plan, elevations and architectural renderings of the proposed site including details such as, but not limited to, façade treatment, colors, lighting, roof detail, signage, landscaping, building location relative to the street, and location of access points;
- e. Cross-access or joint driveway usage is provided to other adjacent developments; and
- f. Retail convenience goods sales or a restaurant are included in the development and designed such that pedestrian or bicycle use of the site is encouraged. The retail convenience goods sales or restaurant building and development shall meet all of the following requirements:
  - 1. Building(s) shall be placed close to the public sidewalk for a substantial length of the site's linear frontage; Transportation Mobility B-38 Revised 08/12/02, Ord. 000515 Revised 04/26/04, Ord. 030466 Revised 12/17/09, Ord. 090184 Revised 08/15/13, Ord. 120370 Goals, Objectives & Policies
  - 2. A minimum of 30% window area or glazing at pedestrian level (between 3 feet above grade and 8 feet above grade) on all first-floor building sides with street frontage. Windows or glazing shall be at least 80% transparent;
  - 3. A pedestrian entry is provided from the public sidewalk on the property frontage or near a building corner when the building is on a corner lot;
  - 4. Off-street parking shall be located to the side or rear of the building; and
  - 5. The building height and façade elevation are appropriate for the site and surrounding zoned properties.
- 4. Until adoption in the Land Development Code of specific architectural and design standards, ten fueling positions within 1/4 mile of an I-75 interchange. In the interim period before the adoption of architectural and design standards, additional fueling positions, to a maximum of twelve, may be allowed as part of a Planned Development rezoning or Special Use Permit process, with the final approval of the City Commission, based on meeting all of the conditions shown in 3 a-f above.

#### **Future Land Use Element**

#### Objective 1.2

Protect and promote viable transportation choices (including transit, walking and bicycling, and calmed car traffic).

#### Policy 1.2.5

The City should encourage creation of short-cuts for pedestrians and bicyclists with additional connections and cross access in order to create walking and bicycling connections between neighborhoods and neighborhood (activity) centers.

#### Objective 1.3

Adopt land development regulations that guide the transformation of conventional shopping centers into walkable, mixed-use neighborhood (activity) centers.

#### Objective 1.5

Discourage the proliferation of urban sprawl.

#### GOAL 2

#### REDEVELOP AREAS WITHIN THE CITY, AS NEEDED, IN A MANNER THAT PROMOTES QUALITY OF LIFE,

#### Objective 2.1

Redevelopment should be encouraged to promote compact, vibrant urbanism, improve the condition of blighted areas, discourage urban sprawl, and foster compact development patterns that promote transportation choice.

#### **Policy 2.1.1**

The City shall develop recommendations for areas designated as redevelopment areas, neighborhood centers and residential neighborhoods in need of neighborhood enhancement and stabilization.

- b. The City should include in its redevelopment plans recommendations regarding economic development strategies, urban design schemes, land use changes, traffic calming, and infrastructure improvements;
- c. The City should identify potential infill and redevelopment sites; provide an inventory of these sites; identify characteristics of each parcel, including land development regulations, infrastructure availability, major site limitations, and available public assistance; and develop a strategy for reuse of these sites; d. The City should encourage retail and office development to be placed close to the street side sidewalk.

#### Objective 4.2

The City shall implement regulations that will protect low-intensity uses from the negative impacts of high-intensity uses and provide for the healthy coexistence and integration of various land uses.

#### Objective 4.2

The City shall implement regulations that will protect low-intensity uses from the negative impacts of high-intensity uses and provide for the healthy coexistence and integration of various land uses.

#### **Policy 4.2.1**

The City shall adopt land development regulations that provide protection for adjacent residential areas and low intensity uses from the impacts of high intensity uses by separating intense uses from low - intensity uses by transitional uses and by performance measures. Performance measures shall address the buffering of adjacent uses by landscape, building type and site design. Regulation of building type shall insure compatibility of building scale, and overall building appearance in selected areas. Regulation of site design shall address orientation. Such regulation shall also include arrangement of functions within a site, such as parking, loading, waste disposal, access points, outdoor uses and mechanical equipment; and the preservation of site characteristics such as topography, natural features and tree canopy.

#### **Policy 4.2.2**

The City shall adopt land development regulations that encourage better access between residential neighborhoods and adjacent neighborhood centers through the use of street design and the use of pedestrian, bicycle and transit modifications.

#### Policy 4.2.3

The existence of non-residential uses on one or more corners of an intersection will not justify approval of the development of all corners with the same or similar use, nor does the existence of non-residential uses on a major arterial street dictate that all frontage must be similarly used.

#### LAND DEVELOPMENT CODE REFERENCES

Sec. 30-65. - Mixed use medium intensity district (MU-2).

- (a) Purpose. The mixed-use medium intensity district is established for the purpose of providing a mix of employment, retail, professional, service and residential uses in medium level activity centers. The district is intended to encourage a reduction in the number and length of vehicular trips by providing for basic needs and employment opportunities within close proximity to residential areas. Such districts are established to allow uses compatible with each other and with surrounding residential areas to be clustered in a compact urban center. The mixed-use medium intensity district shall be located in areas where analysis of residential characteristics demonstrates that such facilities are required, and where there is limited overlapping of market areas with other mixed-use medium intensity districts.
- (b) Objectives. The provisions of this district are intended to:
  - (1) Coordinate the locations of activity centers with the population and land use needs of adjoining residential areas. It is intended that activity centers have only minimally overlapping market areas;
  - (2) Encourage large, mixed-use developments to locate on land that is physically capable of supporting the proposed development;
  - (3) Ensure that new development within the district is integrated with existing development and is designed to promote pedestrian and nonautomotive access within the district and from surrounding residential areas;
  - (4) Minimize traffic congestion by requiring that large, mixed-use developments be located on appropriate major collector and arterial roadways, and by minimizing the number and location of driveway connections;
  - (5) Encourage proper design review through the utilization of the development plan review process to ensure a harmonious relationship with surrounding development (including adequate ingress and egress);
  - (6) Integrate all outparcel development through landscaping; shared parking, traffic access management and circulation; and stormwater management; and
  - (7) Require appropriate buffering or screening around large mixed-use development to maintain its compatibility with surrounding land uses.
- (c) Requirements for developments of less than 50,000 square feet.
  - (1) Yard setbacks.
    - a. Front: The maximum setback shall be the average setback of existing development in the same face block face; however, when there is no existing development in the same block face, the setback shall be between 15 and 80 feet.

- b. Where the side or rear yard abuts property which is in a residential zoning district or is shown for residential use on the future land use map of the comprehensive plan, the minimum setback shall be 25 feet or the distance created by the 45-degree angle of light obstruction, whichever is greater. If MU-2 zoning abuts a single-family residential zoning district, then the residential portion of the mixed-use development shall be limited to RMF-7 in the area within 100 feet of the property line, plus the required buffers for the single-family residential zoning district. In addition, the multi-family development shall comply with all the regulations in the RMF-7 district and the requirements of section 30-56.
- (2) Maximum building height: Five stories.
- (3) Maximum lot coverage: 50 percent.
- (4) Access: Access shall be designed to integrate all aspects of the development and shall meet all requirements of article IX and Chapter 23. Driveways shall be coordinated or shared insofar as possible.
- (d) Requirements for developments of 50,000 square feet or more. These requirements apply to developments with at least 50,000 square feet of gross leasable area.
  - (1) Location. Nonresidential development shall be located at intersections of arterials or arterials and collectors, as shown in the city comprehensive plan.
  - (2) Dimensional requirements. All principal and accessory structures shall be located and constructed in accordance with the following requirements:
    - a. Minimum lot area: 10,000 square feet.
    - b. Minimum lot width at minimum front yard setback: 100 feet.
    - c. Minimum yard setbacks:
      - Internal to the district. Where there are separate residential uses and nonresidential uses within the MU-2 district, such uses shall have an angle of light obstruction for all principal and accessory structures of 60 degrees.
      - 2. Between different districts. Where the side or rear yard abuts property which is in a residential district, or is shown on the future land use map of the comprehensive plan for residential use, the minimum setback shall be 100 feet or the distance created by a 45-degree angle of light obstruction, whichever is greater. If MU-2 zoning abuts a single-family residential zoning district, then the residential portion of the mixed-use development shall be limited to RMF-7 in the area within 100 feet of the property line, plus the required buffers for the single-family residential zoning district. In addition, the multi-family development shall comply with all the regulations in the RMF-7 district and the requirements of section 30-56.
      - 3. Front yard. The maximum setback shall be the average setback of existing development in the same face block face; however, when there

is no existing development in the same block face, the setback shall be between 15 and 80 feet.

- d. Maximum lot coverage: 50 percent for single-use projects; 75 percent for mixed-use projects that include residential.
- e. Maximum building height: Five stories.
- (3) Multiple structures. The use of multiple structures shall be considered on a case-by-case basis during development plan approval. Approval shall be conditioned upon findings by the development review board or city plan board that all such structures are compatible with the uses and purposes of the center and surrounding uses and traffic patterns and are safely incorporated into the overall transportation system for the center.

#### (4) Outparcels.

- a. Purpose. The proliferation of outparcels contributes to strip commercial development, traffic circulation problems and visual clutter, and obstructs pedestrian and bicycle movement. To mitigate the problems associated with outparcels the following regulations shall apply.
- b. Creation and design. The creation of outparcels shall be considered on a case-by-case basis during subdivision, lot split approval or development plan approval. Approval shall be conditioned upon findings by the plan board, development review board or staff, as applicable, that the center and all outparcels are integrated through the use of landscaping and buffers; shared parking, traffic access management and circulation; and stormwater management.
- c. Dimensional requirements for outparcels. Outparcels with unified circulation systems with adjoining shopping centers shall not be required to meet the minimum lot area, lot depth, and lot width requirements; however, outparcels shall be required to meet the yard setback, lot coverage and floor area ratio requirements for the MU-2 district.

#### (5) Access.

- a. Vehicular access. Access to the shopping centers shall be in accordance with the provisions of article IX, Division 3, of this chapter, Chapter 23 of the Code of Ordinances, and section 30-67(f) of the Code of Ordinances. Parking areas, including maneuvering space, ingress and egress roads and driving lanes, shall be improved in accordance with the provisions of Division 3 of article IX, pertaining to access management. All loading and unloading shall be done on the property. Areas used by motor vehicles shall be physically separated from public streets by landscaped buffer areas.
- b. Bicycle, greenway and pedestrian access. Provisions shall be made to safely incorporate travel ways for bicycle and pedestrian usage into development projects. Where bikeways, greenways or sidewalks are presently adjoining the property, provisions shall be made to safely link the internal bicycle and pedestrian system with adjoining facilities. During

development plan review, the development review board shall also review the relationship of the mixed-use development to adjoining properties and may require appropriate access for bicycles or pedestrians at locations where vehicular access is prohibited.

#### (e) Permitted uses.

SIC	Uses	Conditions
	USES BY RIGHT:	
	Any accessory uses customarily and clearly incidental to any permitted principal use	
	Bed and breakfast establishments	In accordance with article VI
	Community residential homes with 14 or fewer residents	In accordance with article VI
	Compound uses	
	Eating places	
	Food trucks	In accordance with article VI
	Outdoor cafes	As defined in article II and in accordance with article VI
	Personal fitting and sales of prosthetic or orthopedic appliances	
	Places of religious assembly	In accordance with article VI
	Public service vehicles	As defined and in accordance with article VI
	Repair services for household needs	As defined in article II

	Residential uses (12 to 30 dwelling units per acre)	Residential development shall conform to the requirements of the RMF-7 or RMF-8 zoning districts, the requirements of section 30-56, and the additional requirements of this section. Lots that existed on November 13, 1991 as recorded in the planning and development services department and that are less than or equal to 0.5 acres in size are exempt from minimum density requirements.
	Specialty T-shirt production	
GN- 074	Veterinary services	Only within enclosed buildings and in accordance with article VI
IN- 0752	Animal specialty services, except veterinary	Only within enclosed buildings
GN- 078	Landscape and horticultural services	
MG- 15	Building construction - General contractors and operative builders	
GN- 171	Plumbing, heating and air conditioning	
GN- 172	Painting and paper hangers	
GN- 173	Electrical work	
MG- 27	Printing, publishing and allied industries	
MG- 43	U.S. Postal Service	
GN- 472	Arrangement of passenger transportation	Offices only, with no operation of passenger tours from the site

GN- 481	Telephone communications	Accessory transmission, retransmission and microwave towers up to and including 100 feet in height in accordance with article VI, excluding cellular telephone services
GN- 482	Telegraph and other message communications	Accessory transmission, retransmission and microwave towers up to and including 100 feet in height in accordance with article VI
GN- 483	Radio and television broadcasting stations	Accessory transmission, retransmission and microwave towers up to and including 100 feet in height in accordance with article VI
GN- 484	Cable and other pay television services	Accessory transmission, retransmission and microwave towers up to and including 100 feet in height in accordance with article VI
GN- 523	Paint, glass and wallpaper stores	
GN- 525	Hardware stores	
GN- 526	Retail nurseries, lawn and garden supply stores	
MG- 53	General merchandise stores	
MG- 54	Food stores	Accessory gasoline and alternative fuel pumps in accordance with article VI
GN- 553	Auto and home supply stores	Garage and installation facilities, in accordance with the provisions for limited automotive services in article VI
GN- 554	Gasoline service stations including the sales of alternative fuels for automobiles	In accordance with article VI
MG- 56	Apparel and accessory stores	

MG- 57	Home furniture, furnishings and equipment stores	
MG- 59	Miscellaneous retail	Excluding fuel dealers (IN-5983)
Div. H	Finance, insurance and real estate	Excluding cemetery subdivisions and developers (IN-6553)
MG- 72	Personal services	Including funeral services and crematories, in accordance with article VI
MG- 73	Business services	Excluding outdoor advertising services (IN-7312), disinfecting and pest control services (IN-7342), heavy construction equipment rental and leasing (IN-7353), and equipment rental and leasing, not elsewhere classified (IN-7359)
GN- 752	Automobile parking	
MG- 76	Miscellaneous repair services	Excluding miscellaneous repair shops and related services (GN-769) and including repair services for household needs as defined in this chapter
MG- 78	Motion pictures	Excluding drive-in theaters (IN-7833) and outdoor filming facilities
MG- 79	Amusement and recreation services	Excluding go-cart rental and raceway operations, commercial sports (GN-794), and simulated gambling establishments.  Must be located within enclosed structures.
MG- 80	Health services	Excluding hospitals (GN-806) and including nursing and personal care facilities (GN-805) in accordance with article VI, and excluding rehabilitation centers
MG- 81	Legal services	
MG- 82	Educational services	Including private schools, in accordance with article VI

MG- 83	Social services	Including day care centers as defined in this chapter and in accordance with article VI, excluding rehabilitation centers, halfway houses, social service homes, and residences for destitute people as defined in this chapter
GN- 841	Museums and art galleries	
MG- 86	Membership organizations	
MG- 87	Engineering, accounting, research management and related services	Excluding testing laboratories (IN-8734) and facilities support management services (IN-8744)
MG- 89	Services, not elsewhere classified	
Div. J	Public administration	
	USES BY SPECIAL USE PERMIT	
	Accessory transmission, retransmission and microwave towers over 100 feet in height	In accordance with article VI
	Alcoholic beverage establishments	In accordance with article VI
	Limited automotive services	In accordance with article VI
	Other uses (including light assembly or packaging)	Within completely enclosed structures; no outdoor storage, truck traffic limited to that normal to commercial activities such as grocery stores, loading docks and mechanical equipment must be screened, and sound attenuation shall be provided to any adjacent residential area or area in actual residential use; no access to any residential street; must meet industrial buffers. Storage of hazardous materials in

		accordance with the county hazardous materials management code
	Recycling centers	In accordance with article VI
	Rehabilitation centers	In accordance with article VI
	Residences for destitute people	In accordance with article VI
	Social service homes	In accordance with article VI
GN- 598	Fuel dealers	
GN- 701	Hotels and motels	
GN- 702	Roominghouses and boardinghouses	In accordance with article VI
MG- 79	Amusement and recreation services located outside of an enclosed structures	Excluding simulated gambling establishments. Must be in compliance with noise ordinance.