AN ORDINANCE APPROVING A SITE PLAN REVISION FOR PROPERTY AT 7303 NORTH OAK TRAFFICWAY, COMMONLY KNOWN AS MINIT MART.

WHEREAS, pursuant to Section 32-37 of Ordinance No. 2.292 being the Gladstone Zoning Ordinance, public notice was made of a request for site plan approval at 7303 North Oak Trafficway; and

WHEREAS, public hearings have been held after the publishing of the required notices; and

WHEREAS, the City Council finds that the planned development does not materially injure the property and the uses of the properties immediately adjacent to the proposed development; and

WHEREAS, the City Council finds that the site plan presents a unified and organized arrangement of buildings and facilities which have a functional relationship to the property comprising the development; and

WHEREAS, the City Council finds it is in the best interest of the citizens of the City of Gladstone that the site plan submitted by the applicant be approved subject to the terms and conditions set forth herein.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, as follows:

SECTION 1. SITE PLAN APPROVAL.

The Site Plan for 7303 North Oak Trafficway is hereby approved subject to the terms and conditions set forth herein;

- 1. Bollards shall be constructed to protect the locker unit from vehicle access.
- 2. Locker unit lights shall be directed away from any residentially zoned property.
- 3. Any grassed areas that are struggling shall either be sodded or mulched and shall be maintained in perpetuity.
- 4. French drains shall be repaired.
- 5. Parking lot light poles shall be repaired and repainted.
- 6. All exterior lighting of the site shall be converted to LED.
- 7. The current trash enclosure shall be repaired/rebuilt to code standards.
- 8. All parking areas shall be striped per code.
- 9. Concrete along entrances shall be repaired.

SECTION 2. SEVERABILITY CLAUSE. The provisions of this ordinance are severable and if any provision hereof is declared invalid, unconstitutional or unenforceable, such determination shall not affect the validity of the remainder of this ordinance.

PASSED, SIGNED, AND MADE EFFECTIVE BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, THIS 14TH DAY OF AUGUST, 2017.

R.D. Mallams, Mayor

ATTEST:

Rum E. Bachino

Ruth Bocchino, City Clerk

First Reading: August 14, 2017

Second Reading: August 14, 2017

File #2017-011



Community Development Department

Staff Report

Date: July 12, 2017

File #: 2017-011

Requested Action: Site Plan Revision

Date of PC Consideration: July 17, 2017 (Approved 8-0)

Date of Council Consideration: August 14, 2017

Applicant: Hunter Development Group

8771 Wolff Court, Suite 205 Westminster, CO 80031

Owner: TA Operatings, LLC

7303 North Oak Trafficway

Gladstone, MO 64118

Architect/ Lingle Design Group

Engineer: 158 West Main Street

Lena, IL 61048

Address of Property: 7303 North Oak Trafficway

Planning Information

- Current Zoning: CP-3: Planned Commercial District
- Zoning History: None recent
- <u>Planned Land Use:</u> Remaining a gas station/convenience store; the applicant would like to construct a UPS locker immediately adjacent to the convenience store
- Surrounding Uses: Residential to the east; commercial to the north, south, and west
- <u>Streetscape Guidelines:</u> Comprehensive Plan, Appendix D; 2016 Direction Finder Survey, North Oak Corridor Study
- Applicable Regulations: Zoning and Subdivision Ordinance and Comprehensive Plan

Additional Information

- Public Utility Availability: Existing public utilities are available.
- <u>Ingress/Egress:</u> Adequate ingress and egress exist along North Oak Trafficway and NE 73rd Terrace.
- <u>Traffic Impacts:</u> It is unlikely there will be a significant impact to the current traffic pattern as a result of this request.
- Parking Required: Parking is currently required on the basis of one stall for every 200 square feet of retail space. This roughly equates to six required stalls.
- <u>Parking Provided:</u> There is sufficient room to accommodate nine vehicles, not including the area under the canopy.

- <u>Proposed On-Site Improvements:</u> The applicant would like to install a UPS locker immediately adjacent to the east elevation of the main structure.
- Proposed Off-Site Improvements: None at this time.
- Proposed Landscaping: None at this time.
- <u>Proposed Signage</u>: Signage is integral to the design of the locker unit; no other signage is proposed.

Analysis

The applicant is requesting that the city approve a site plan revision that would enable UPS to locate lockers immediately adjacent to the east elevation of the main structure. The proposed 68 bay locker unit is six feet in depth, 18 feet in width, and eight feet in height. The unit includes bays of varying sizes where customers can securely collect deliveries by using a unique code. The unit also has a camera that, like an ATM, adds an additional level of security.

The locker unit has a brown and yellow color scheme with the UPS logo and "UPS Access Point" painted on the front. There are no other signs or symbols on the unit. Due to the use of cameras and lights to illuminate the immediate area, the locker unit requires power from the main building. Ultimately, this unit will not be visible from North Oak Trafficway.

Did You Know?

Chapter 1100 of Gladstone's Building and Construction Ordinance (Site and Design Standards) requires that earth tones generally be used, with an allowance for two accent colors (such as yellow).

Conditions and Recommendation

Staff has a few suggested conditions the Planning Commission and City Council may want to require if this request is approved:

- 1. Bollards shall be constructed to protect the locker unit from vehicle access.
- 2. Locker unit lights shall be directed away from any residentially zoned property.
- 3. Any grassed areas that are struggling shall either be sodded or mulched and shall be maintained in perpetuity.
- 4. French drains shall be repaired.
- 5. Parking lot light poles shall be repaired and repainted.
- 6. All exterior lighting of the site shall be converted to LED.
- 7. The current trash enclosure shall be repaired/rebuilt to code standards.
- 8. All parking areas shall be striped per code.
- 9. Concrete along entrances shall be repaired.

What Does the Public Say?

At the time this staff report was written staff has heard from two residents who approved of the overall design and proposed location of the UPS locker unit. One of the residents, however, voiced concern that if any changes are made to this property, efforts should be made to ensure that the aesthetic qualities of the property in general be improved.

Potential issues that the Planning Commission and City Council may want to think about in this particular case include:

- a) Noise and lighting effects on neighboring properties
- b) Aesthetic impacts, if any, on the North Oak corridor
- c) Ability to affect aesthetic improvements to the property.

16														
1	CITY OF GLADSTONE, MISSOURI													
2	GLADSTONE PLANNING COMMISSION MEETING													
3														
4	JULY 17, 2017													
5	7:00 P.M.													
6														
7	TRANSCRIPT OF PROCEEDINGS													
8														
9	Held at the Gladstone City Hall, 7010 North Holmes, Gladstone, Missouri.													
10	North Holmes, Gladstone, Missouri.													
11														
12	APPEARANCES:													
13	Mr. Gary Markenson, Chairman													
14	Ms. Anne Alexander, Member													
15	Mr. Chase Cookson, Member													
16	Mr. James New, Member													
17	Ms. Jennifer McGee, Member													
18	Ms. Shari Poindexter, Member													
19	Mr. Don Ward, Member													
20	Mr. Larry Whitton, Member													
21	Mr. Nick Pappas, Community Development Director													
22	Ms. Britney Fortner, Public Stenographer													
23														
24														
25														

1	CHAIRMAN MARKENSON: We will all come
2	to order with the absence of Ms. Lamb. Nick,
3	would you call the roll for us?
4	MR. PAPPAS: Yes, sir. Ms. Alexander?
5	MS. ALEXANDER: Here.
6	MR. PAPPAS: Ms. McGee?
7	MS. MCGEE: Here.
8	MR. PAPPAS: Mr. New?
9	MR. NEW: Here.
10	MR. PAPPAS: Ms. Poindexter?
11	MS. POINDEXTER: Here.
12	MR. PAPPAS: Mr. Cookson?
13	MR. COOKSON: Here.
14	MR. PAPPAS: Mr. Turnage? Mr. Salazar?
15	Mr. Ward?
16	MR. WARD: Here.
17	MR. PAPPAS: Mr. Whitton?
18	MR. WHITTON: Here.
19	MR. PAPPAS: And Chairman Markenson?
20	CHAIRMAN MARKENSON: Here.
21	MR. PAPPAS: Thank you.
22	CHAIRMAN MARKENSON: A quorum being
23	present. I'll ask that the audience rise and
24	join the Planning Commission in reciting our
25	Pledge of Allegiance. (Pledge of Allegiance
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1 recited aloud.) Usually at this time we approve the minutes of our previous meetings, but 2 unfortunately they were not included in our 3 packets, so we're going to waive that until next 4 5 month. I apologize. 6 MR. PAPPAS: CHAIRMAN MARKENSON: We are going to go 7 directly to our public hearing on the request 8 for a site plan revision at 7303 North Oak 9 Trafficway. So Mr. Pappas, would you like to 10 start us off and tell us a little bit of what 11 this is about? 12 MR. PAPPAS: Absolutely. Thank you, 13 Chairman Markenson. So tonight we have a 14 request from 7303 North Oak Trafficway. Notice 15 was sent to property owners within 185 feet and 16 notice was also posted in the Gladstone Dispatch 17 in June, June 30th. As you can see from this 18 layout, we have residential to the far west, but 19 of course it's on North Oak Trafficway, so we 20 have commercial along North Oak. There is 21 commercial to the north, commercial to the 22 south, and then residential immediately to the 23 east. All of the surrounding commercial is 24 either C3 or C2 and the property in question 25

1 | tonight is C3, general business district.

2.3

Basically what the applicant is wanting to do is to locate a UPS kiosk on the eastern side of the current convenience store. So this is the side that is not viewable from North Oak Trafficway. Basically it's that wall right there (indicating) that you can see. And this (indicating) is what the UPS lockers look like.

Now the proposed locker system, it's a 68-locker bay. It is six feet deep, 18 feet wide, and eight feet in height. The unit includes bays of varying sizes where customers can securely collect deliverables by using a unique code. The unit also has a camera that, like an ATM, acts as an additional level of security. I can certainly vouch personally that several packages have been stolen from my front door. So this sort of thing is certainly a need in the community.

The locker unit has a brown and yellow color scheme with the UPS logo as you might expect, and the words "UPS Access Point" as the only advertising markers. The locker unit requires power to operate and will get its power from the main building. It is ultimately

situated so as to not be viewed from the North
Oak corridor, as I mentioned.

When we look at the particular site plan, all public utilities are present. There are no traffic concerns that are evident.

Adequate ingress and egress exist off of North Oak Trafficway and northeast -- I should say 73rd Terrace. Adequate parking is provided on the premises though Staff suggests that striping needs to occur. Ultimately six parking stalls are required and nine are provided that are outside of the canopy area, the gas station area.

There is no proposed landscaping although Staff, again, suggests that the Commission go ahead and condition this request to maintain the existing landscaping. Signage is integral to the design of the locker unit and no other signage is proposed.

Ultimately Staff's recommendation is that this be approved, but with some conditions. And there are several. The first is that bollards be constructed to protect the locker unit from vehicle access. Second, locker unit lights shall be directed away from any

residential zoned property primarily to the 1 Any grassed areas that are struggling 2 3 shall either be sodded or mulched and shall be maintained in perpetuity. French drains shall 4 be repaired. Currently the French drains that 5 are located there are in a state of disrepair. 6 They should be repaired. And parking lot light 7 8 pole shall be repaired and repainted. exterior lighting of the site shall be converted 9 to LED. The current trash enclosure shall be 10 repaired or rebuilt to coded standards. 11 12 Currently it's in a state of disrepair. And two 13 additional items that have not been in your 14 packet this evening, the red ones on the bottom, 15 seven and eight. No. 7, through the lens of public 16 safety, all parking areas shall be striped per 17 code and this does also include handicapped 18 areas. Currently there is no striping. 19 20 And then No. 8, concrete along the entrances shall be repaired. Currently there 21 22 are significant portions that are in a state of 23 disrepair. There are three comments that were 24 received from the public. Now none had any 25

1	problems with the actual UPS lockers, but two of
2	the residents complained that the owners of 7303
3	North Oak should improve the property in
4	general. And again, this kind of includes the
5	conditions that you see tonight. All three were
6	within the 185 feet of the property.
7	So ultimately tonight the Planning
8	Commission may approve the application as
9	submitted, approve the application with
10	conditions, or of course you can deny the
11	application. Of course your motion should
12	always be in the affirmative. Your actual vote
13	should be, "No" if you chose to deny. If you
14	have any comments tonight or questions, I'm
15	happy to answer them.
16	CHAIRMAN MARKENSON: Any questions for
17	Mr. Pappas? (No response.) Do I understand
18	that this will be attached to the building?
19	MR. PAPPAS: Not necessarily attached
20	but immediately adjacent. It will be hooked up
21	to the building for power.
22	CHAIRMAN MARKENSON: Immediately
23	adjacent. There's a sidewalk in the back of the
24	building. The sidewalk is going to stay there
25	so there will be a sidewalk between this

1	structure and the building?
2	MR. PAPPAS: To my understanding that
3	is correct, yes. So there would be a little
4	bit, maybe a foot or two at most but perhaps the
5	applicant can speak to that a little bit
6	tonight.
7	CHAIRMAN MARKENSON: But people won't
8	be able to walk back there because there's going
9	to be power lines and so on.
10	MR. PAPPAS: Correct. Yes. It would
11	be protected from pedestrian traffic.
12	CHAIRMAN MARKENSON: What is a French
13	drain? Forgive me. I guess I should know that
14	but I don't.
15	MR. PAPPAS: A French drain is simply
16	just a drain for any water coming off of the
17	property. So at this location they have a car
18	wash and any water gets drained into the French
19	drain instead of going out into the street. So
20	the French drains span kind of as you would
21	imagine a cow guard in a rural aspect.
22	CHAIRMAN MARKENSON: I understand it
23	now.
24	MR. PAPPAS: Yeah.
25	CHAIRMAN MARKENSON: Any questions for

Mr. Pappas? (No response.) We now invite the
proponents of the conditional use permit to come
forward and identify yourself and your address
and explain your application. Is there anybody
here representing the applicant?
MR. DONNELLY: Yes.
CHAIRMAN MARKENSON: Hi. Welcome.
MR. DONNELLY: Hi.
CHAIRMAN MARKENSON: Welcome.
MR. DONNELLY: My name is Craig
Donnelly. I'm with UPS and my office is at
14650 Santa Fe Trail Drive in Lenexa, Kansas.
CHAIRMAN MARKENSON: Welcome.
MR. DONNELLY: Thank you. I'm here on
behalf of UPS. If there's any questions that
you have regarding the access point locker, I'll
be happy to address them for you.
CHAIRMAN MARKENSON: Are there any
questions for Mr. Donnelly?
MR. WARD: I've not seen these anywhere
else in the city. Is this the first one?
MR. DONNELLY: This will be the second
one. There's one in Kansas City, Missouri on
Holmes Road. But this is the second one that's
going in in this area.

1 MR. WARD: Is there a reason this site 2 was selected or was there somewhere else? MR. DONNELLY: Yeah. We try to look 3 for areas where we have a high number of send 4 again. When we say send again, we're not able 6 to deliver a package the first time and there's not a safe place to leave it. So we look for 7 places like that so that our customers can get 8 9 their packages safely. MR. WARD: Instead of going to a store 10 11 itself? MR. DONNELLY: Well, we don't -- I 12 13 mean, they'd have to go back to the center back 14 in Kansas City, Kansas off of James Street because that's where we take them back. We do 15 16 have some other access points, which is like UPS 17 Stores and in some cases, some drivers drop their packages off there and then go by there to 18 do it, but the hours are limited on some of 19 20 those stores. 21 MR. WARD: Okay. CHAIRMAN MARKENSON: Mr. Donnelly, 22 23 these are packages that you've tried to deliver 24 to someone and nobody's home and then they go into these lockers? 25

MR. DONNELLY: That is correct. 1 majority of them are that way. There is some 2 that customers route directly there and we won't 3 make an attempt if they ask us to go directly to 4 the locker, we will take it directly there for 5 6 them. MR. WARD: Additionally, what I've seen 7 8 is drivers leave it on doorsteps and keep going. MR. DONNELLY: Residential homes, yes. 9 But if a signature is required, then we make 10 11 three attempts or either we make arrangements so 12 they can get them. MR. NEW: Mr. Chairman. 13 MR. COOKSON: So these aren't rental 14 boxes, these are boxes that people ask you to 15 deliver there to that box so it's -- like I 16 can't just rent out a box there and then have it 17 delivered there, it's --18 19 MR. DONNELLY: No. 20 MR. COOKSON: If I'm having a package delivered, I say, "Hey, send it to this area" --21 22 MR. DONNELLY: You cannot rent the 23 boxes, but if you are a -- we've got a select "my choice." If you are "my choice" customer 24 and you have a package coming in, typically a 25

1 day before your package arrives you'll get 2 either a text or an email letting you know 3 something's in route. Then you can reroute it to the box. 4 MR. NEW: And any one of the number of 5 6 boxes depending on the size? 7 MR. DONNELLY: Yeah. Based on the 8 dimensions that are entered and then, you know, the driver scans it and it opens the locker and 9 puts it in order. 10 CHAIRMAN MARKENSON: Is there another 11 12 question there? MR. WHITTON: Yeah. What kind of 13 difference do you think it will make in traffic 14 15 there as far as -- how many people a day will be 16 passing through there and out on 74th Street 17 and --MR. DONNELLY: That's hard for me to 18 19 say. 20 MR. WHITTON: Give me an idea. MR. DONNELLY: We look at about 21 anywhere from 15 to 18 packages a day going in 22 there. So that number of customers should be 23 additional that's going there per day. 24 25 MR. NEW: What is your average on

1	property owners.
2	MR. DONNELLY: I did speak with my
3	corporate office on Friday when I think we
4	got an update with those previsions and they are
5	communicating back with the owners.
6	CHAIRMAN MARKENSON: Okay. But you
7	have no idea what the owners because the use
8	permit is going to go to the owner.
9	MR. DONNELLY: Right.
10	CHAIRMAN MARKENSON: And they're going
11	to have to comply with all nine conditions to
12	get the permit.
13	MR. DONNELLY: Yeah.
14	CHAIRMAN MARKENSON: Okay. Just so we
15	all understand.
16	Any more questions for Mr. Donnelly?
17	MR. PAPPAS: Chairman Markenson?
18	CHAIRMAN MARKENSON: Yes.
19	MR. PAPPAS: I just want to let you
20	know I was in contact with the liaison with the
21	property owner and as of Friday they are
22	agreeable to all but the last two so far. The
23	last two are conditions that were added on
24	Friday. So as of Friday they were okay with all
25	but the last two. And I'm sure that the last

1	two are minor.													
2	CHAIRMAN MARKENSON: Okay. Thank you.													
3	Larry?													
4	MR. WHITTON: Is that a use permit or													
5	a													
6	CHAIRMAN MARKENSON: Conditional use													
7	permit. It's a site revision with conditions.													
8	MR. WHITTON: With conditions.													
9	CHAIRMAN MARKENSON: Yeah. You're													
10	right, it's not a you're correct, it's not a													
11	site permit.													
12	MR. WHITTON: Some City may know, but													
13	some time ago we issued a special use permit for													
14	a daycare just east of there at the first house.													
15	Is that still in operation?													
16	MR. PAPPAS: I believe it is. I													
17	believe it is. And it's a year away for coming													
18	back to the commission for renewal.													
19	MR. WHITTON: Is the owner of that home													
20	here? (No response.)													
21	CHAIRMAN MARKENSON: If there are no													
22	other questions, thank you for being here.													
23	MR. DONNELLY: Thank you.													
24	CHAIRMAN MARKENSON: Are there any													
25	other supporters of the application that wish to													

1	speak to the commission? (No response.)
2	Hearing none, is there anyone wishing to speak
3	against the application? (No response.) Seeing
4	none, this will close the public hearing. Any
5	comments from commission members on the
6	application? (No response.) Seeing none, would
7	someone care to make a motion to approve the
8	site plan revision at 7303 North Oak Trafficway
9	with the specified nine conditions?
10	MR. WARD: So moved.
11	MR. NEW: Second.
12	CHAIRMAN MARKENSON: Motion second, any
13	discussion? I need a roll call vote. Mr.
14	Pappas, will you call the roll for us?
15	MR. PAPPAS: All right. Ms. Alexander?
16	MS. ALEXANDER: Yes.
17	MR. PAPPAS: Ms. McGee?
18	MS. MCGEE: Yes.
19	MR. PAPPAS: Mr. New?
20	MR. NEW: Yes.
21	MR. PAPPAS: Ms. Poindexter?
22	MS. POINDEXTER: Yes.
23	MR. PAPPAS: Mr. Cookson?
24	MR. COOKSON: Yes.
25	MR. PAPPAS: Mr. Ward?

	All and the second seco
1	MR. WARD: Yes.
2	MR. PAPPAS: Mr. Whitton?
3	MR. WHITTON: Yes.
4	MR. PAPPAS: And Chairman Markenson?
5	CHAIRMAN MARKENSON: Yes.
6	MR. PAPPAS: Okay.
7	CHAIRMAN MARKENSON: Thank you for
8	coming, that resolves the
9	MR. DONNELLY: Thanks for having me.
10	CHAIRMAN MARKENSON: Okay. We have
11	next a discussion of the smoke shop ordinance.
12	It's an amendment to the planning and zoning and
13	who's going to take us through this?
14	MR. PAPPAS: I'll introduce it for you
15	first.
16	CHAIRMAN MARKENSON: A guy who's not
17	here?
18	MR. PAPPAS: I will introduce him.
19	CHAIRMAN MARKENSON: He knows when to
20	get away. Oh, there he is. All the way in the
21	back of the room. All right.
22	MR. PAPPAS: I will say there is a
23	familiar face in the audience, City Manager
24	Scott Wingerson.
25	CHAIRMAN MARKENSON: Welcome,







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CODE / BUILDING INFORMATION

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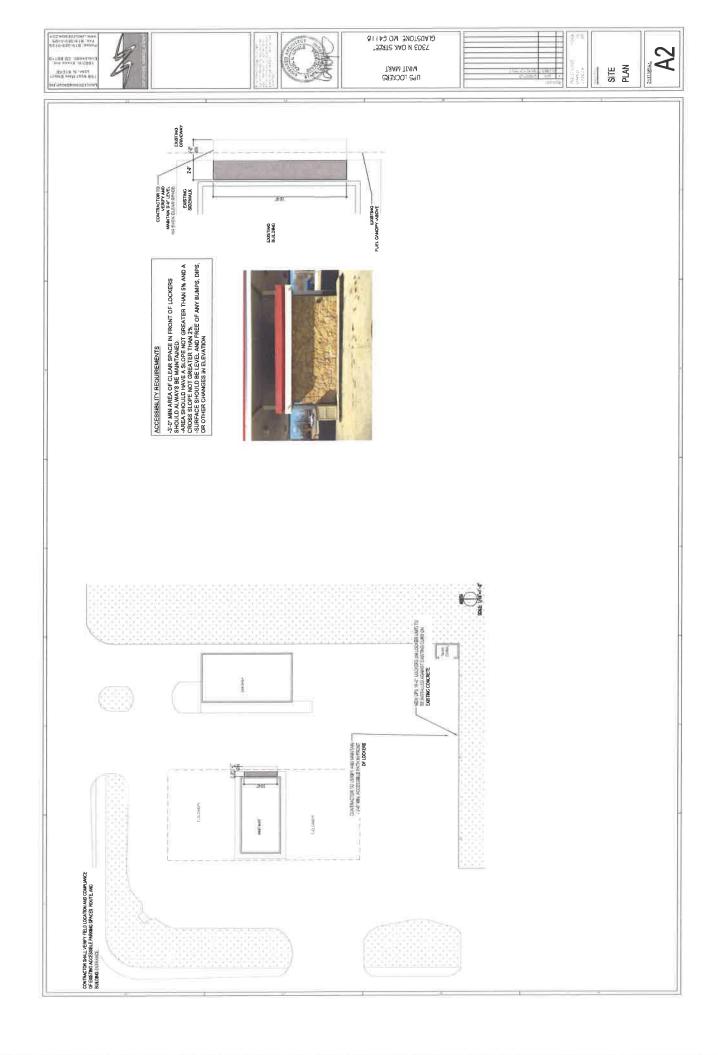
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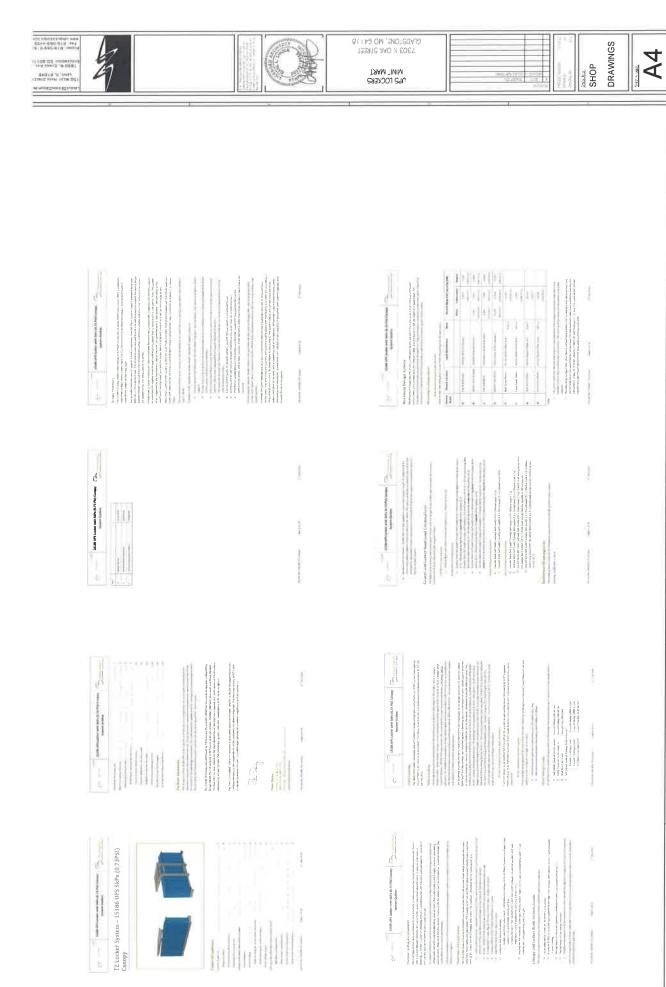
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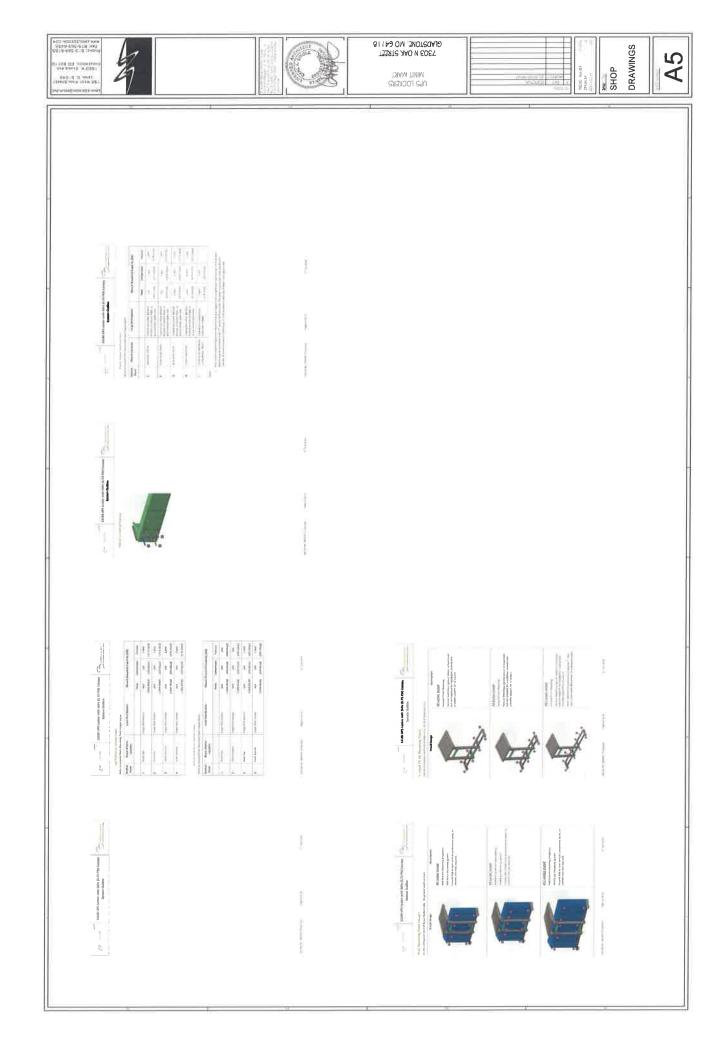




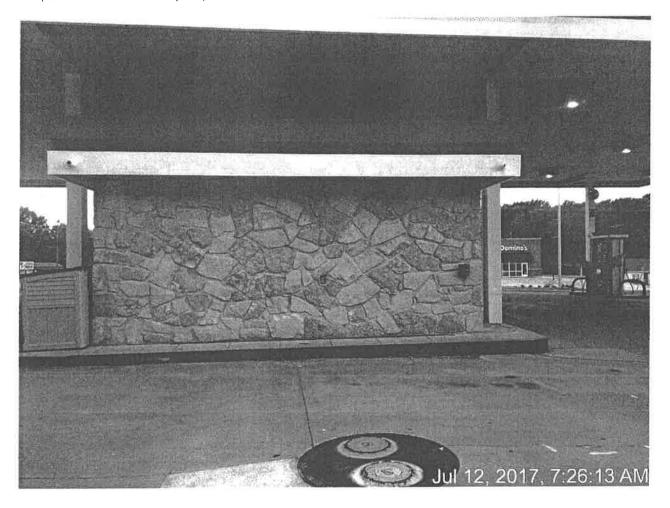
VICINITY MAP







Proposed Location on Property:



Looking West:









Legend

KCPL Lights Stop Sign

Gladstone Lights School Point

Bike Parking

Bus Stop

Point of Interest

Apartment Point

Edge Of Pavement Street Centerline

Driveway

City Limits

Parcel

House Number

Building Footprint

School Polygon

City Park

Apartment Polygon

7303 N Oak Trfy

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

