AGENDA

PLANNING COMMISSION

City of Aiken

Tuesday, October 13, 2020

Work Session

Aiken Municipal Building, 214 Park Avenue, SW Upstairs, City Council Chambers

<u>5:00 p.m.</u>

Regular Meeting

Aiken Municipal Building, 214 Park Avenue, SW Upstairs, City Council Chambers

<u>6:00 p.m.</u>

DUE TO EMERGENCY PROCEDURES RELATED TO THE COVID-19 HEALTH CONCERN, CAPACITY LIMITATIONS AND SOCIAL DISTANCING REQUIREMENTS WILL BE ENFORCED AS PART OF THIS MEETING. WRITTEN COMMENTS ARE ENCOURAGED.

THE MEETING WILL BE STREAMED LIVE AT <u>https://www.youtube.com/CityofAikenSC</u> PUBLIC COMMENT CAN BE EMAILED to <u>PCComment@CityofAikenSC.gov</u>

AGENDA

Work Session City of Aiken Planning Commission Municipal Building, 214 Park Avenue, SW City Council Chambers

Tuesday, October 13, 2020 <u>5:00 p.m.</u>

Old Business

<u>New Business</u> Review of Items on Regular Agenda.

Adjourn to Regular Meeting

Notice to the public of the time, date, place, and agenda of the meeting was given by publishing a legal notice in the September 21, 2020 <u>Aiken Standard</u>. Also, notices of the meeting were sent on or by September 23, 2020 for posting on the City web page, and to the City Clerk for posting on the Municipal Building Notice Board at least 24 hours before the meeting. Agenda sheets were mailed or emailed to interested parties.

AGENDA

Regular Meeting City of Aiken Planning Commission Municipal Building, 214 Park Avenue, SW Upstairs, City Council Chambers

Tuesday, October 13, 2020 6:00 p.m.

I. Approval of Minutes

Approval of the minutes of the September 15, 2020 Work Session and Regular Meeting.

II. Old Business

III. <u>New Business</u>

- A. <u>Application #21-20002</u> Annexation Request, TMP# 122-06-08-010, East Pine Log Road, by Jared A. Oswalt.
- B. <u>Application #21-91002</u> Concept Plan Revision, TMP# 107-06-04-001, 7000 Woodside Executive Court, by Pamela Ely.

IV Adjournment

Notice to the public of the time, date, place, and agenda of the meeting was given by publishing a legal notice in the September 21, 2020 <u>Aiken Standard</u>. Also, notices of the meeting were sent on or by September 23, 2020 for posting on the City web page, and to the City Clerk for posting on the Municipal Building Notice Board at least 24 hours before the meeting. Agenda sheets were mailed or emailed to interested parties.



MEMORANDUM

To: Planning Commission
From: Ryan Bland, Planning Director
Date: October 7, 2020
Re: Application #21-20002 (Annexation Request) Tax Parcel #122-06-08-010

Applicant: Jared A. Oswalt Owner: Oswalt Family Real Estate Inc. Location: Pine Log Road Size: .39 acres Current Zoning: Office/Residential (OR) Proposed Zoning: Limited Business (LB)

Background

The applicant is requesting annexation of a .39 acre undeveloped property on East Pine Log Road. The applicant intends to develop the property with a residential product that will also serve as his sales office. The applicant is requesting the zoning designation of Limited Business (LB), which is consistent with the residential and commercial uses along East Pine Log Road.

Current Zoning

The subject property is currently unincorporated and zoned Office/Residential (OR). According to the Aiken County Land Management Ordinance, this district is:

"Intended to accommodate office, institutional, and residential uses whose character is changing, or where such a mix of uses is appropriate. It is designed principally for use in transitioning from residential to commercial or business use, and along major streets dominated by older houses in transition."

Proposed Zoning

The proposed Limited Business (LB) zoning is consistent with the surrounding residential and commercial land uses and zoning, and with the development pattern along this portion of road.

Oswalt-Pine Log Road Annexation #21-20002 October 7, 2020 Page 2

Surrounding Zoning and Land Use

- to the north and west of the subject property is unincorporated property zoned Residential Conservation (RC) comprised of single-family dwelling units.
- to the east is incorporated property zoned Planned Residential (PR), which is the site of City of Aiken water utility structures.
- to the south is incorporated property, with various commercial uses, zoned General Business (GB).

Consistency with the Comprehensive Plan

The future land use map in the Comprehensive Plan depicts this area as residential in use. However, the surrounding land uses are both commercial and residential in nature, so a Limited Business (LB) zoning would be an appropriate transitional zoning. A Limited Business zoning is typically employed in areas that border residential uses.

Possible Conditions of Approval

A motion to recommend approval could include the following conditions to be met prior to the annexation becoming effective:

There are no conditions of approval.

I:\Annexation\SINGLE UNDEVELOPED LOTS\Oswalt_Pine Log Road\Oswalt staff memo.doc

TO THE HONORABLE COUNCIL OF THE CITY OF AIKEN:

Your petitioner(s), Oswalt Family Real Estate, INC

respectfully show:

1. That the petitioner(s) is/are owner(s) of and vested with fee simple title in and to certain lands which lie without but adjacent and contiguous to the City Limits of the City of Aiken, described as follows:

(names of property owners)

A tract of land, designated as Lot 11, Block "B", Virginia Acres		
(Tract/ name of su	ubdivision, if applicable)	_ 0
.39 acres as shown on the plat, attached hereto, prepared Tripp Land Surveying by		
William R. Tripp	, the eastern ^(date)	
(Name of Engineer or Surveyor)	(direction, ie.norther	m)

boundary of which being contiguous to the present corporate limits of the City of Aiken.

LEGAL DESCRIPTION SEE ATTACHED EXHIBIT A

Tax Parcel Number 122-06-08-010

Property Address, if applicable

2. That petitioner(s) hereby requests that the aforesaid tract(s) of land be annexed to the corporate limits of the City of Aiken, as is provided under and by virtue of the Code of Laws of South Carolina Section 5-3-150 entitled "Alternate Methods where Petition signed by All or Seventy-Five Percent of Landowners".

3. It is requested that the tract(s) be annexed under the zoning district classification of LB .

date date Signature of Property Owner(s)

1531 Chinquapin Church Rd., Batesburg, SC 29006

Address of Property Owner(s)

EXHIBIT A LEGAL DESCRIPTION

All that certain piece, parcel or lot of land located in Aiken County. South Carolina, containing <u>.39</u> acres, more or less, and measured and bounded as follows:

All that certain piece, parcel or lot of land, situate, lying and being Located just Southwest of the City of Aiken, Aiken County, South Carolina, shown and designated as Lot No. 11, Block B, Virginia Acres Subdivision III, upon the redivision plat of said lots made by Charles M. Jones, Registered Land Surveyor, dated March 22, 1978, and recorded on February 27, 1979, in Misc. Book 269, Page 117, records of Aiken County, South Carolina, According to said plat, Lot 11 measures and is bounded as follows: Northeast by lands owned by the City of Aiken, 175.0 feet; Southeast by the right of way of Pine Log Road, 127.5 feet; Southwest by Lot 10, said plat, 150.0 feet; and Northwest by a portion of Lots 12 and 13, said plat, a total distance of 93.4 feet.

This being the identical property conveyed to Grantor by Deed of Stephen R. Morris dated August 29, 1989, and recorded in the RMC Office for Aiken County in Deed Book 1120 at Page 110 on August 29, 1989.

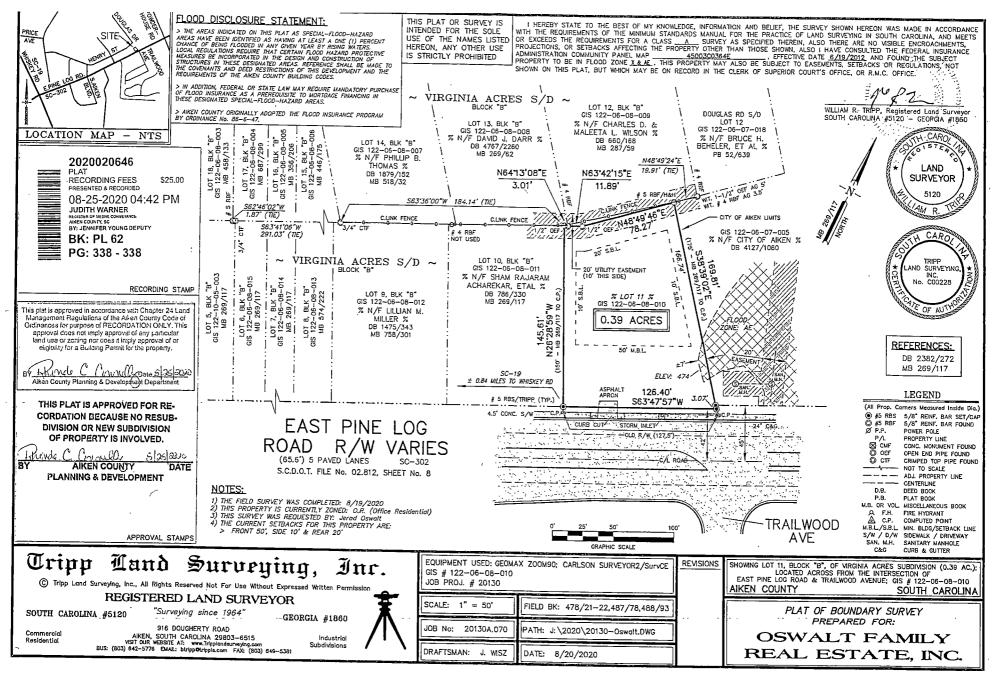
TMS No. 30-077.0-04-015

Racial Composition Form

The Voting Rights Act of 1965, as amended, requires cities in certain states to report to the United States Department of Justice all annexations including the number and race of people residing on property annexed or, if undeveloped, an estimate of the number who will reside there.

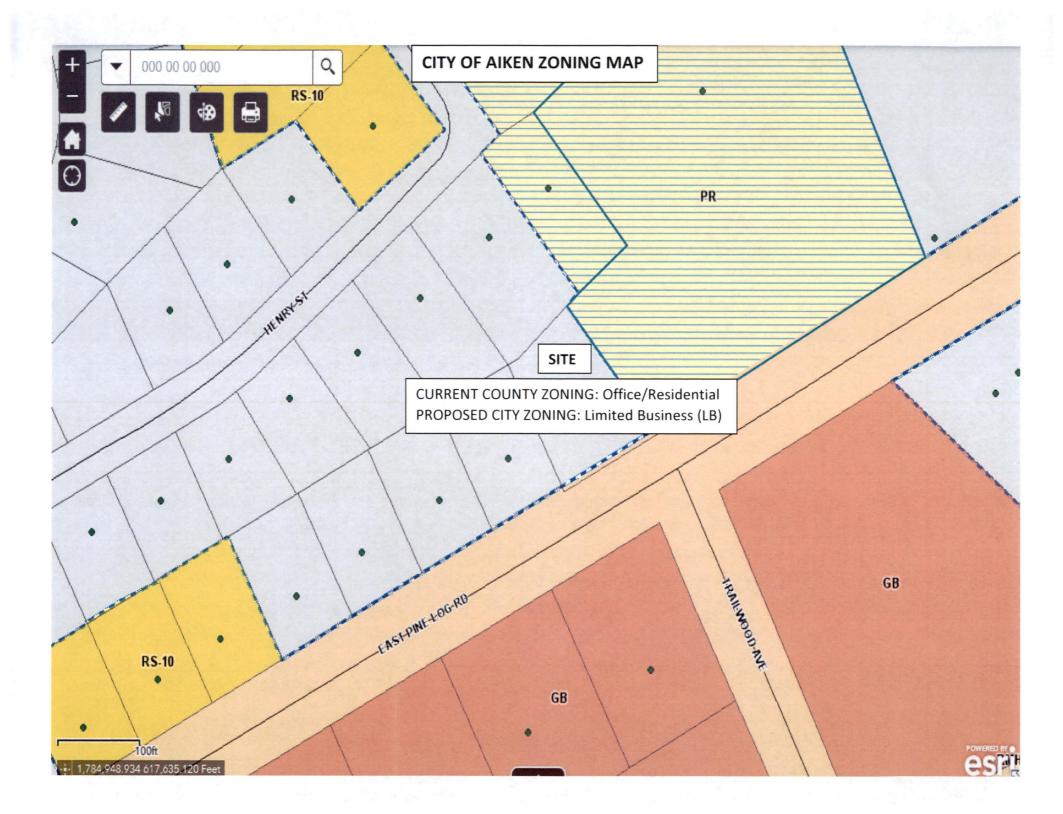
Please fill in the appropriate space:

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To: Planning Commission

From: Ryan Bland, AICP, Planning Director

Date: October 7, 2020

Re: Applications #21-91002 Revised Concept Plan Request Tax Parcel #107-06-04-001

Applicant: Pamela Ely

Owner: Pamela Ely

Location: 7000 Woodside Executive Court

Size: ~ 2 acres

Current Zoning: Planned Residential (PR)

Background

The applicant, P & S Property Holdings LLC, DBA Woods Farm Market, is requesting a revised concept plan approval for approximately two acres of property that is currently under development based on the previously approved Woods Farm Market concept plan (Ordinance No. 12092019C). They are proposing to add a 16 x 12 removable stage, 8 foot fencing on the Woodside Executive Park side, and a fenced play area for children. Since some of the additional elements will be located within the 100 foot well protection circle, the removable stage and fenced play area will be constructed of untreated wood.

Compliance with Planned Residential Provisions

For any development in the PR zone, a concept plan must be reviewed by the Planning Commission and approved by City Council. As shown at Section 4.2.6.B.4 of the Zoning Ordinance, Council has complete discretion over the concept plan:

Each concept plan is subject to detailed review by City Council, and there shall be no entitlement to either the minimum permitted density or minimum required open space. City Council may require additional special conditions to ensure compatibility with surrounding development, preservation of natural or historic features, provision of adequate infrastructure, and creativity of design. Where a use permitted in a PR project is considered a conditional or special use, City Council shall consider the specific standards in Chapter 3, Article 3.

Surrounding Zoning and Land Use

- To the north across Hidden Haven Drive is incorporated property zoned Planned Residential (PR), which is populated with single-family duplex units.
- To the east is incorporated property zoned Planned Residential (PR), which is the site of an Office Park.
- To the west across Silver Bluff Road is incorporated property zoned Residential Single-Family (RS-15) with single-family dwelling units.
- To the south is vacant incorporated property zoned Planned Residential (PR).

Current Land Uses

Along with the existing well site, the property is also currently under construction with the previously approved Woods Farm Market.

Overview of Proposed Development and Staff Comments

A description, including exhibits, are attached that provides an overview of the concept plan revisions.

Proposed Removable Stage

The applicant proposes a 16 X 12 wood removable stage as shown on the attach exhibit. The removable stage will be within the well protection site, but will be built of untreated wood and have a metal roof.

The stage is an accessory building pursuant to Section 3.4.2 the Zoning Ordinance, which only allows such structures to be placed in the rear and side yards. The subject property fronts three streets, and Section 4.1.1 of the Zoning Ordinance defines any yard abutting a street to be treated as a "front" yard. Therefore, the location of accessory buildings on this site is extremely limited. Therefore, consideration of the stage location is only permissible through approval of a concept plan.

Fenced Play Area

A fenced play area, that is also within the 100 foot well protection area, is proposed on the revised concept plan. The applicant states that the play area will have a wire fence on three sides, while the front entrance to the play area will be untreated picket fence or untreated 2-board untreated horse fence. The applicant is also proposing an organic mulch layer within the play area.

Privacy Fence

The applicant is also proposing an 8 foot privacy fence along the Woodside Executive Park entrance constructed of untreated wood to be painted black or left natural. The fence will not be within the 100 foot well protection area.

Woods Farm Market Revised Concept Plan Approval #21-91002 October 7, 2020 Page 3

Compliance with Planned Residential Zone Criteria

A project in the PR zone must meet the following criteria set forth at Section 4.2.6.G to the maximum extent feasible:

- An arrangement of proposed uses on the site that properly considers significant natural features and drainage patterns, roadway access, and surrounding land uses. The concept plan appears to adequately address these issues. The proposed site elements should not adversely affect natural features, drainage, roadway access, or surrounding land uses.
- 2) <u>Clustering of development sites so as to preserve natural or historic features and provide usable common open space.</u> The proposed structures should not adversely affect common space or natural features. Any elements constructed must adhere to the Tree Protection and Landscape Ordinance, which requires the protection of all grand or significant trees on-site. <u>There should be a condition that no grand or significant trees should be removed to install any of the proposed site elements.</u>
- 3) <u>Design and sizing of streets, drainage, and utility systems to accommodate the overall</u> <u>service demand of the Planned Residential project.</u> The proposed site structures will not adversely affect streets, drainage, or utility systems.
- 4) <u>Design of buildings and structures that is appropriate and compatible with</u> <u>surrounding development</u>. The concept plan appears to adequately address these issues. The architectural style of the structures is consistent with the previously approved building currently under construction.

Possible Conditions

Concept Plan approval could be conditioned on the following:

- 1) That all elements within the 100 foot well protection circle comply with all South Carolina Department of Health and Environmental Control (SCDHEC) rules;
- 2) that no grand or significant trees shall be removed to install any of the proposed site elements; and
- 3) that the applicant sign an agreement stating the conditions of approval within 180 days.

cc: Pamela Ely

I:\Applications for Development\Planned Residential Concept Plan PR\Woods Farm Market\Revised Concept 2\Woods Farm Market Staff memo.doc

Marya Moultrie

From:	Woods Market <woodsmarketandgarden@gmail.com></woodsmarketandgarden@gmail.com>	
Sent:	Thursday, September 24, 2020 9:33 AM	
То:	Ryan Bland; Marya Moultrie	
Subject:	City Hearing in october - FROM OUTSIDE CITY NETWORK	

Hi. I submitted plans for music stage. Need to change dimension from 16x10 to 16x12. Also, want to put a privacy fence up on the side of building closest to the WSEP entrance. I believe it's measurement are 50x75.

Please let me know if I need to come to your office for additional paperwork.

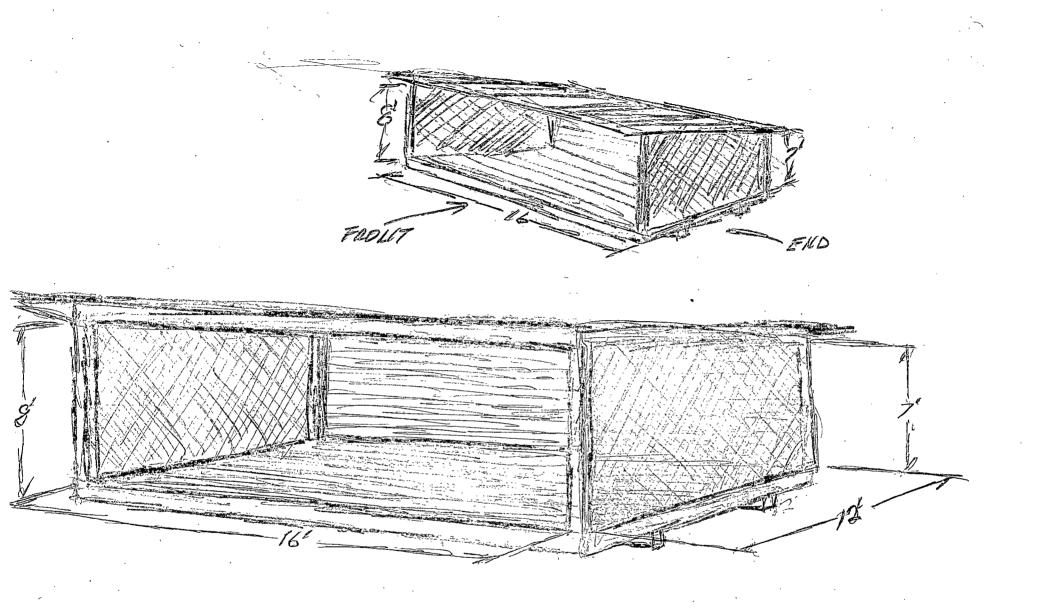
Materials on stage: untreated 2x4 and 2x6. Metal roof.

Materials on privacy fence. 8ft untreated wood (this is not in 100 ft radius) probably will paint black or leavenatural color.

Materials in children's play area. Wire fence around 3 sides. Front entrance to play area will be untreated picket fence or 2 wood piece, untreated horse fence. Probably will lay organic mulch as ground cover in the area.

1

Let me know if you have any questions. Many thanks Pamela



16×12' STACE-PORTABLE

WOODS MARKET

CEILING RAFTERS 244 OUIL CENTER METAL ROOF. 1/2" OSB ROOF SHEATHING 2X4 FLODRING ON 2X6 ON 16" CERTER FLOOR NOIST ' LATTICE TYP TOP VIEW BOTH ENCLS 4.14 BACKWALL 2X4 ON 24" CENTERS 8 CORNER POST SHIPLAP OR OSBODTSIDE \sim IJ 12'----2×6 -2×4 FLOORING 4"x:6" -2X6 DN 16" LENTERS FRONT MED RERIMETER SKID BEAXAS TYP 2 PLACES END VIEW



DOD-SHARE

ALC: NO.

