

**SPRINGDALE PLANNING COMMISSION  
COUNCIL CHAMBERS  
5:00 P.M.  
201 SPRING  
FEBRUARY 3, 2015  
Agenda**

**I. Pre-Meeting Activities  
Pledge of Allegiance  
Invocation**

**II. Call to Order**

**III. Roll Call**

**IV. Approval of Minutes (January 6, 2015)**

**V. Public Hearing**

**A. Proposed Amendment to Section  
110-136 of the code of Ordinances  
Requirement of property's address  
Numbers to be brought into compliance  
Within seven (7) days of being notified  
Of a violation  
Presented by Patsy Christie**

**B. Proposed amendment to the Springdale  
Code of Ordinance Chapter 130 Zoning  
Ordinance to add Article 12-Ballpark/Southwest  
Springdale District Overlay  
Presented by Patsy Christie**

**VI. Tabled Items**

**A. LS15-01 Michael & Marlene Anderson  
Tandem Lot Split (Conditional Use  
Approved 12-02-2014 PC meeting)  
Presented by Mike Anderson**

**V. Public Hearing - Rezoning**

**A. R15-05 48<sup>th</sup> Street Office, LLC  
E. of I-49, W. of 48<sup>th</sup>, N of Watkins  
From P-1 to C-2  
Presented by Engineering Services, Inc.**

- B. R15-06 Tyson Shared Services, Inc.  
516 E. Emma Avenue  
From I-1 to C-2  
Presented by Engineering Services, Inc.

**VI. Large Scale Developments**

- A. L15-03 Bobby Hopper Park Improvements  
Approximately 0.3 miles from Old  
Missouri Road, s. side of E. Emma Ave.  
Presented by Engineering Services, Inc.
  
- B. L15-04 Northwest Health  
SW corner of N. 40<sup>th</sup> St. & Elm Springs Rd.  
Presented by Jorgensen & Associates

**VII. Board of Adjustment**

- A. B15-06 Tyson Shared Services, Inc.  
516 E. Emma Avenue
  - A. Variance for reduction of required parking spaces from 101 to 54
  - B. Variance for reduction of minimum radius for entrance driveway from 25' to 5'
  - C. Variance for reduction of front setback along Emma Avenue from 30'/50' to 0'
  - D. Modification of landscaping requirements per Chapter 56
  - E. Variance for reduction of minimum distance between driveways from 150' to 6'Presented by Engineering Services, Inc.

**VIII. Planning Director's Report**

**IX. Adjourn**

The Springdale Planning Commission met in a called session on Monday, January 26, 2015 at 5:30 p.m. in the City Council Chambers.

The called meeting was needed in order to hear the rezonings from January 6, 2015 which couldn't be heard at that time due to the electronic notifications not going out in time.

Prior to the meeting being called to order, Chairman Kevin Parsley led the Pledge of Allegiance and Commissioner Bob Arthur gave the invocation.

The meeting was called to order by Chairman Parsley at 5:30 p.m.

Chairman Parsley also noted the only items being heard tonight would be the rezonings and one (1) variance.

Roll call was answered by:

Bob Arthur – Vice Chairman  
Roy Covert  
Charles Gaines  
Vivi Haney – Secretary  
Mitch Miller  
Kevin Parsley – Chairman  
Brian Powell

Also in attendance were Ms. Patsy Christie, Director of Planning and Community Development, Clayton Sedberry, GIS and Planning Coordinator and Sara Sparkman, Assistant City Attorney.

Public Hearing – Rezoning

- A. R15-01      5 Dogs Investments, LLC  
                    1100 48<sup>th</sup> Place  
                    From C-2 to C-5  
                    Presented by Jeff Hodges

Mr. Hodges was present to answer any questions or comments. He said he needed the C-5 zoning because he has built a patio on the west side of the restaurant and will have live music. He also said that he has build an eight (8) foot fence on the north, west and south side.

Mr. Parsley asked for Staff comments.

Ms. Christie read the Staff comments.

The adopted Comprehensive Land Use Plan indicates regional commercial use.

The rezoning request is in keeping with the following goals and policies of the Comprehensive Land Use Plan and is recommended for approval.

Encourage the development of regional commercial areas that accommodate a variety of wholesale, retail, service and office uses where the highest traffic volumes and greatest utility demands can be served and more extensive outdoor display of material will be expected and permitted that has frontage and or access to I-49.

Mr. Parsley asked if there were those in the audience that would like to comment.

Mr. Patel said he had concerns regarding the music as the restaurant and patio is adjacent to his motel. He further stated his guests are there to rest and sleep and he was afraid the music would interfere with that.

Mr. Parsley asked if his concerns were regarding the music and the times that it might be played.

Ms. Christie pointed out that because it was a rezoning the commission could not set hours of operation but reminded Mr. Patel that the City does have a noise ordinance which must be adhered to.

Mr. Hodges said the latest they have played music in Fayetteville and it is usually when there is a big event going on such as Bike, Blues and Bar-B-Q, is 11:00 p.m. He further stated that most of his music is usually played from 7:00 p.m. to 10:00 p.m. but this year he is thinking about moving it back to 6:00 p.m. to 9:00 p.m.

Mr. Covert called for the vote.

**VOTE:**

**YES:** Arthur, Covert, Gaines, Haney, Miller, Parsley, Powell

**NO:** None

The rezoning was approved by a unanimous vote.

Ms. Christie stated for the record that the Ordinance would go to Council on Tuesday, January 27, 2015 at 6:00 p.m.

- B. R15-02      The Fadil Bayyari Revocable Trust  
                    Lot 5 of Dakota's Place Subdivision  
B15-03      Variance for reduction of rear setback from  
                    20' to 5'  
                    Variance for deletion of landscaping requirement  
                    per Chapter 56  
                    Presented by Fadil Bayyari

Mr. Bayyari was present to answer any questions or comments.

Mr. Parsley asked for Staff comments.

Mr. Sedberry pointed out that the landscape variance was left off the agenda but it was included in the packet.

Ms. Christie said that if Mr. Bayyari wanted to change his mind and landscape he certainly could.

Mr. Bayyari said he didn't mind landscaping but it would be at the back of the building where no one would be able to see it.

Ms. Christie read the Staff comments.

The rezoning request is in keeping with the following goals and policies of the Comprehensive Land Use Plan and is recommended for approval.

To encourage the development of industries that further diversify and stabilize the City's economic base that are compatible to the labor force, raw materials and industrial climate and provide space for new and expanding high technology industries with low environmental impact.

Assure adequate land allocation for industrial growth protected from encroachment by non-industrial use.

Mr. Parsley asked if there were those in the audience that would like to comment.

There were none.

Mr. Miller called for the vote.

**VOTE:**

**YES:** Covert, Gaines, Haney, Miller, Parsley, Powell, Arthur

**NO:** None

The rezoning was approved by a unanimous vote.

Ms. Christie stated for the record the Ordinance would go to Council on Tuesday, January 27, 2015 at 6:00 p.m.

Ms. Christie called out the variance requests. One was for reduction of the rear setback from 20' to 5' and deletion of the landscaping requirement per Chapter 56.

Mr. Bayyari said the situation is they took the old building down and built a new one. On the north side they are extending the street so that the tenants in the back can access 40<sup>th</sup> Street. He said the only place landscaping can go would be in the back.

Ms. Christie said that would be adjacent to the property to the east.

Mr. Bayyari said that was correct. That would be the only place that landscaping could go.

Mr. Bayyari said it made no sense to put landscaping in the back as there are utility easements and the utility companies can come in at any time and dig and remove the

landscaping without having to replace it. He said it would, to him, be a waste of time and money.

It was decided to take both variances at the same time.

Mr. Powell called for the vote on both variances.

**VOTE:**

**YES:** Gaines, Haney, Mitchell, Parsley, Powell, Arthur, Covert

**NO:** None

The variances were approved by a unanimous vote.

C. R15-03      Decision Point  
                         301 Holcomb  
                         From C-2 to P-1  
                         Presented by Tim Salmonsens

Mr. Salmonsens was present to answer any questions or comments.

Mr. Parsley asked for Staff comments.

Ms. Christie read the Staff comments.

The adopted Comprehensive Land Use Plan indicates commercial use.

The rezoning request is in keeping with the following goals and policies of the Comprehensive Land Use Plan and is recommended for approval.

Schools, parks and community facilities should be located close to or within residential neighborhoods for accessibility and to provide a focal point for effective and cohesive neighborhood design.

Ms. Christie asked Mr. Salmonsens to explain why it is going to P-1.

Mr. Salmonsens said that it will be for a Montessori School.

Mr. Parsley asked if there were those in the audience that would like to comment.

There were none.

Mr. Arthur called for the vote.

**VOTE:**

**YES:** Haney, Miller, Parsley, Powell, Arthur, Covert, Gaines

**NO:** None

The rezoning was approved by a unanimous vote.

Ms. Christie stated for the record Staff would prepare the Ordinance to go to Council on Tuesday, January 27, 2015 at 6:00 p.m.

D. R15-04 John & Mary Thompson, Trustees  
of the John & Mary Thompson Revocable Trust  
From C-5 to C-6  
Presented by Michael Baker

Mr. Baker was present to answer any questions or comments. He said this would be a custom and classic car lot with some mild/light restoration within the 7,200 square foot building. The lot would be to the north of the building. He said the cars would be displayed both outside and inside.

Ms. Christie asked what he meant by mild/light restoration.

Mr. Baker stated they could change out interiors, wheels anything to make the car more custom.

Ms. Christie asked if they were going to have a paint booth.

Mr. Baker said they would not.

Mr. Parsley asked for Staff comments.

Ms. Christie read the Staff comments.

The adopted Comprehensive Land Use Plan indicates regional commercial use.

The rezoning request is not in keeping with the Comprehensive Land Use Plan and is not recommended for approval.

The current C-5 zoning is in keeping with the Comprehensive Land Use Plan and the request is not recommended for approval.

Mr. Parsley asked if there were those in the audience that would like to comment.

There were none.

Mr. Baker asked if it wasn't recommended.

Ms. Christie said the current zoning is compatible with the area as there are several C-5 zonings in that area.

Mr. Baker said that Mr. Thompson had told him that the city had approached him to rezone it to C-6.

Ms. Christie asked who approached him and Mr. Baker did not know.

Ms. Christie asked if it was because Mr. Baker had been displaying cars for sale which is not allowed in a C-5.

Mr. Baker said it had been a car lot before but not in the last six (6) months.

Mr. Baker asked what the building could be used for.

Ms. Christie said it could be used for repair and restoration but cars can't be sold in a C-5.

Mr. Baker said they have a lot invested in their business. The cars they handle are custom cars the run anywhere from \$10,000.00 to \$40,000.00 cars. They don't have junk cars which is what separates them from some of the other car lots in town. His operation has classic cars.

Ms. Christie said that they would not be rezoning it for what he wants to use it for. Once it is rezoned, he could close up shop tomorrow and it would still be a car lot.

Ms. Haney asked if the lot could be split so that the building would remain C-5 and the front could be rezoned to C-6.

Ms. Christie said that is an option.

Mr. Sedberry said that splitting and rezoning each part doesn't change the use; therefore, it wouldn't be to anyone's advantage to do that. He further stated that C-5 does not allow automotive services, which Mr. Baker needs.

Mr. Tony Collins, who is Mr. Baker's partner, spoke. He said all they needed the building and about 300' in the front of the building to be zoned C-6. He said the area to the west will not be used. The building was and still is a garage.

Ms. Christie read what is allowed in a C-5: City wide uses by right; cultural, recreational and health facilities; institutional facilities; office, studios and related services; eating places; hotel, motel and entertainment facilities; neighborhood shopping goods; other shopping goods; trades and services; parking lot; auction houses; open display; retail sales; church/synagogue; health care clinics and an indoor flea market.

She then read what was allowed in a C-6 zone: automotive services; parking lot; automobile sales; automotive machinery and equipment; open display retail sales.

Mr. Parsley asked how long the building had been empty.

Mr. Baker said he thought a year maybe a year and a half.

Mr. Powell called for the vote.

**VOTE:**

**YES:** Miller, Powell, Arthur, Covert, Gaines, Haney, Parsley

**NO:** None

The Springdale Planning Commission met in regular session on Tuesday, January 6, 2015 at 5:00 p.m. in the City Council Chambers

Prior to the meeting being called to order, Chairman Joel Kelsey led the Pledge of Allegiance and Commission Bob Arthur gave the invocation.

The meeting was called to order by Chairman Kelsey at 5:03 p.m.

Roll call was answered by:

- Bob Arthur
- Roy Covert
- Charles Gaines
- Vivi Haney-Secretary
- Joel Kelsey-Chairman
- Mitch Miller
- Kevin Parsley
- Brian Powell

Also in attendance were Ms. Patsy Christie, Director of Planning and Community Development, Clayton Sedberry, GIS and Planning Coordinator and Sara Sparkman, Assistant City Attorney.

Commissioner Stan Szmyd submitted his resignation, effective immediately on December 2, 2014.

Ms. Haney moved to approve the December minutes. Mr. Miller seconded the motion. By a voice vote of all ayes and no nays the December 2014 minutes were approved.

Public Hearing

- A. Proposed Street name change from Rio Bravo Drive to Metroplex Drive  
Presented by Patsy Christie

Ms. Christie stated that this is a public to change the name of Rio Bravo Drive to Metroplex Drive. She said it meets with all the City's ordinances and there is not a conflict of names.

Mr. Kelsey asked if there were those in the audience that would like to comment.

There were none.

Ms. Christie said this would be a recommendation to move forward to the Council with a do pass.

Mr. Powell moved to approve the name change. Mr. Miller seconded the motion.

**VOTE:**

- YES:** Arthur, Covert, Gaines, Haney, Kelsey, Miller, Parsley, Powell
- NO:** None

The motion was approved by a unanimous vote and will go to council with a do pass recommendation.

B. Proposed amendment to Chapter 130  
Zoning Ordinance Article 2 Sec. 10 and  
Article 2 Section 12 using emergency  
Technology to notify citizens of Rezoning,  
Conditional Use and Variances  
Presented by Patsy Christie

Ms. Christie said at the last meeting the commission looked at the proposed amendment to the Ordinance to require that technology be used to notify for rezoning that went to city council with the commission's recommendation that it be approved as policy or resolution. However, the council voted to approve it as an ordinance with an emergency clause.

She further stated the proposal is back proposing to use technology to notify for Conditional Use and variances. She said it would be the same requirement; that it would be at least ten (10) days prior to the hearing by way of the Springdale notification system to all subscribers within a one (1) mile radius from the property in question. It becomes part of the requirement before the commission can hear them.

Ms. Christie stated that the notifications went out and Staff received calls from citizens asking why they were receiving the notifications.

Ms. Haney stated she got a notification for Dakota's Place and does not live nearby or owns adjacent property to it.

Ms. Christie stated that the same day Staff sends the legal notifications to the paper they will also send them to IT to be sent out. She said it will take some time to get all the bugs out but it will be taken care of. Also, she has learned that the city is switching to a new notification system.

Mr. Kelsey asked if there were those in the audience that wanted to comment.

There were none.

Ms. Haney said the other ordinance she said the wording was different. She said she would like the wording to be the same for both proposals.

Ms. Christie asked what was different.

Ms. Haney showed a copy of the ordinance that she had.

Ms. Christie stated that the ten (10) notification was added at the council meeting. She asked Ms. Sparkman to clarify.

Ms. Sparkman said that the ten (10) day notification was added at the meeting.

Ms. Christie said the copy that Ms. Haney had was not the correct copy.

Ms. Haney said her concern was that the notification would not get out on time and the commission would have to table a request because of this.

Ms. Christie stated again that when the legals are sent to the newspaper, which have to be fifteen (15) days prior to the commission meeting, they will also send them to the IT department. By doing this, the IT department has an extra five (5) days to get the notices out.

Mr. Powell stated that this was a perfect example of what was discussed at the last commission meeting. We need a trial run to make sure the "bugs" are worked out before it goes into an ordinance. He felt that it was done too quickly and that it should have been a policy instead of an ordinance.

Ms. Christie stated that the ordinance got approved with an emergency clause causing it to go into effect the next day. She said IT had to make an attempt to get it out and it did not get out the required ten (10) days prior to the commission meeting.

Mr. Arthur said he felt the citizens should definitely be notified, those who want it; however, if there is a hiccup/glitch, then everything gets delayed a month.

He further stated that council had already passed the rezoning and this amendment would apply to conditional use and variances.

Ms. Christie said that was correct. She further stated this amendment would go to council next Tuesday, January 13 with an emergency clause affecting everything that goes to commission in February.

Ms. Haney asked that if the ordinance that got passed by council stipulated a ten (10) notification, can the commission hear the rezonings tonight.

Ms. Christie asked Ms. Sparkman for a clarification.

Ms. Sparkman said she didn't think they could not be heard.

Ms. Christie asked if there was no one opposing any of the rezonings, could they still be heard?

Ms. Sparkman said that legally, they could not.

It was determined that the rezonings for January could not be heard at this time. Staff will have to place another legal in the paper and they will also re-notify the adjacent property owners on behalf of the rezoning applicants.

Ms. Haney moved to forward the proposed amendment to council as a policy rather than ordinance. Mr. Powell seconded the motion.

**VOTE:**

**YES:** Covert, Gaines, Haney, Kelsey, Miller, Powell, Arthur

**NO:** Parsley

The motion to forward to council as a policy rather than an ordinance was approved by seven (7) yes and one (1) no.

Public Hearing – Rezoning

- A. R15-01      5 Dogs Investments, Inc.  
                     1100 48<sup>th</sup> Place  
                     From C-2 to C-5  
                     Presented by Jeff Hodges
  
- B. R15-02      The Fadil Bayyari Revocable Trust  
                     Lot 5 of Dakoda's Place Subdivision  
                     From C-2 to I-1  
                     Presented by either Leonard Gabbard or  
                     Kellye Hamblen
  
- C. R15-03      Decision Point  
                     301 Holcomb  
                     From C-2 to P-1  
                     Presented by Tim Salmonsens
  
- D. R15-04      John & Mary Thompson, Trustees  
                     Of the John & Mary Thompson Revocable Trust  
                     From C-5 to C-6  
                     Presented by Michael Baker

The above rezonings were not able to be heard due to the notification not being sent within the ten (10) day time frame. It was decided to hold a special session on Monday, January 26, 2015 at 5:30 to hear the requests. Planning Staff will place the legals in the paper and re-notify the adjacent property owners on behalf of the applicants.

Lot Splits

- A. LS15-01      Michael & Marlene Anderson  
                     Tandem lot split (Conditional Use  
                     Approved at the December 2 PC meeting)  
                     Presented by Mike Anderson

Mr. Anderson was not able to attend the meeting and requested that his request be tabled to the February 3, 2015 meeting.

Preliminary Plats, Replats and Final Plats

- A. RP15-01 Ozark Business Park – Replat of Final Plat E. of Skylar, N. of Hailey  
Presented by Engineering Services, Inc.

Mr. Jason Appel with Engineering Services, Inc. was present on behalf of his client to answer any questions or comments.

Mr. Kelsey asked for Staff comments.

Ms. Christie read the Staff comments.

1. All comments from the utility companies and other city departments must be addressed prior to approval.

Mr. Kelsey asked if there were those in the audience that would like to comment.

There were none.

Mr. Powell moved to approve the replat subject to Staff comments. Mr. Miller seconded the motion.

**VOTE:**

- YES:** Gaines, Haney, Kelsey, Miller, Parsley, Powell, Arthur, Covert
- NO:** None

The replat was approved subject to Staff comments by a unanimous vote.

Ms. Christie stated for the record that if Mr. Appel wanted the replat to go to council on Tuesday, January 13, 2015, he needs to have the ordinance to the Mayor's office by noon on Thursday, January 8, 2015.

Large Scale Developments

- A. L15-01 Ozark Business Park  
W. side of Hailey, W. of Bleaux & Hailey
- B15-04 Variance for modification of Commercial Design Standards  
Presented by Engineering Services, Inc.

Mr. Jason Appel with Engineering Services, Inc. was present on behalf of his client to answer any questions or comments. He said the development is along the future portion of 56<sup>th</sup> Street, just north of Bleaux Ave. between 56<sup>th</sup> Street and Skylar.

Mr. Kelsey asked for Staff comments.

Ms. Christie read the Staff comments.

### **Planning Comments**

- 1) Need shared access and parking agreements between all lots.
- 2) All comments from the utility companies and other city departments must be addressed prior to approval of construction plans.
- 3) This development must comply with the City Of Springdale Commercial Design Standards or a variance is required.

### **Commercial Design Standards Comments**

- 1) No more than 60% of the off street parking area for the entire property can be located between the front façade within the front yard of the principal building and the primary abutting street unless the building and/or parking lots are screened from view by outlot development (i.e. restaurants) and additional tree plantings and/or berms.
- 2) Where a façade faces adjacent residential uses or an area on the Comprehensive Land Use Plan designated for residential use an earthen berm shall be installed, no less than 6' in height containing at a minimum a double row of evergreen or deciduous trees planted at a 15' interval plus all landscaping requirements set forth in Chapter 56 of the Springdale Code of Ordinance.
- 3) Outdoor storage, trash collection, and loading areas must not be visible from the public right-of-way.

### **Engineering Comments**

- 1) Energy Dissipater: Rip-rap won't be sufficient. The Drainage Criteria Manual only allows rip-rap for up to 15 fps and the discharge at the 42" outfall is 23 fps in a 10 year storm.
- 2) Sect 107 The site area of disturbance is greater than 1 acre. A storm Water Pollution Prevention Plan, Grading Permit Application and \$500.00 fee, in accordance with Chapter 107, must be submitted to the Planning Office prior to final approval of construction plans. See Applications & Forms / Grading at [http://www.springdalear.gov/department/planning\\_and\\_community\\_development/](http://www.springdalear.gov/department/planning_and_community_development/)

It was determined that the off-street parking request is 68% and not 60%. Ms. Christie asked if they could add some additional landscaping due to their being no berm. Mr. Appel said that would be possible.

Mr. Appel said the request for outdoor storage, trash collection and loading areas not be visible from the public right of way is tricky because they have to have a dumpster somewhere and the right of way is on both sides of the development. The dumpster locations are on the future portion of 56<sup>th</sup> Street on the westerly side of the development. It will be two to three feet lower than the road and it will be screened as best they can.

Mr. Covert said that he would like to stress that they have talked about landscaping before and how the commission gives variances and then are surprised when it doesn't come to fruition. He stated that he wanted it on the plans where they want the landscaping and it will either be on the plans or it will not get approved.

Ms. Christie said what they were giving up is the berm that is required for the landscaping with additional landscaping. With the power line where it is, the berm would be tough to deal with. She further stated that the variance is actually for the elimination of the berm.

Mr. Brian Moore, with Engineering Services, Inc., said they will have one tree and seven bushes as required by ordinance. There will also be a retaining wall.

Mr. Covert stated that his concern was for the residents that about 56<sup>th</sup> Street and he wants to be sure that what is there will be aesthetically pleasing for those residents, whether it is plants and shrubs a berm or whatever.

Mr. Kelsey asked if there were those in the audience that would like to comment.

There were none.

Mr. Powell called for the question on the variance request.

**VOTE:**

**YES:** Haney, Kelsey, Miller, Parsley, Powell, Arthur, Covert, Gaines

**NO:** None

Mr. Bob Arthur moved to approve the large scale development subject to Staff comments. Mr. Miller seconded the motion.

**VOTE:**

**YES:** Kelsey, Miller, Parsley, Powell, Arthur, Covert, Gaines, Haney

**NO:** None

The large scale development was approved by a unanimous vote.

- B. L15-02 Springdale School District #50  
SW corner of Lakeside Ave. &  
Oriole Street  
Concept of Detention
- B15-01 Variance for modification of landscaping  
Requirements per Chapter 56
- B15-01 Variance for modification of Commercial  
Design Standards  
Presented by McGoodwin, Williams & Yates

Mr. Chris Brackett with McGoodwin, Williams & Yates was present on behalf of his client to answer any questions or comments. Also, Dr. Gary Compton of the Springdale School District was in attendance.

Mr. Kelsey asked for Staff comments.

Ms. Christie read the Staff comments.

### Planning Comments

- 1) Landscape islands are required at a rate of 1 per 15 parking spaces, in accordance with Chapter 56.
- 2) All comments from the utility companies and other city departments must be addressed prior to approval of construction plans.
- 3) This development must comply with the City Of Springdale Commercial Design Standards or a variance is required.

### Commercial Design Standards Comments

- 1) Where a façade faces adjacent residential uses or an area on the Comprehensive Land Use Plan designated for residential use an earthen berm shall be installed, no less than 6' in height containing at a minimum a double row of evergreen or deciduous trees planted at a 15' interval plus all landscaping requirements set forth in Chapter 56 of the Springdale Code of Ordinance.
- 2) Foundation landscaping is required.
- 3) Outdoor storage, trash collection, and loading areas must be landscaped so that their functions are fully contained and out of view of the adjacent property and the public right-of-way.
- 4) Trash containers, trash compactors, and recycling bins shall be screened from public view on all four sides with a solid fence, wall, or gate constructed of cedar, redwood, masonry, or other compatible building material, and shall be appropriately landscaped.
- 5) Exterior ground-mounted or building-mounted equipment including, but not limited to, mechanical equipment, utilities and banks of meter shall be screen from public view with landscaping or with an architectural treatment compatible with the building architecture.
- 6) All rooftop equipment shall be screened from public view with an architectural treatment that is compatible with the building architecture.

### Engineering Comments

- 1) A traffic study is needed to determine the impact this school will have on the Oriole/ Electric Avenue intersection and the Oriole/Lakeside Avenue intersection.
- 2) The city's master trails plan shows a trail planned through this property. The location of a trail easement will need to be discussed with the city.
- 3) **The concept of detention** must be approved by the Planning Commission.
- 4) ***DCM Section 5.4.10*** "An easement shall be provided in Plans for detention facilities. A minimum 20' wide drainage easement shall be provided around the 100-year flood pool, connecting the tributary pipes and the discharge system

*along the most passable routing of piping system.” Ownership of the detention facility will remain with the land.*

- 5) Sect 107 the site area of disturbance is greater than 1 acre. A storm Water Pollution Prevention Plan, Grading Permit Application and \$500.00 fee, in accordance with Chapter 107, must be submitted to the Planning Office prior to final approval of construction plans. See Applications & Forms / Grading at [http://www.springdalear.gov/department/planning\\_and\\_community\\_developmen](http://www.springdalear.gov/department/planning_and_community_developmen)

Mr. Kelsey asked if there were those in the audience that would like to comment.

There were none.

Mr. Parsley called for the vote on the concept of detention.

**VOTE:**

**YES:** Miller, Parsley, Powell, Arthur, Covert, Gaines, Haney, Kelsey

**NO:** None

The concept of detention was approved by a unanimous vote.

It was decided to vote on both variances at the same time.

Mr. Parsley called for the vote on the variances.

**VOTE:**

**YES:** Parsley, Powell, Arthur, Covert, Gaines, Haney, Kelsey, Miller

**NO:** None

Mr. Powell moved to approve the large scale development subject to Staff comments.  
Mr. Miller seconded the motion.

**VOTE:**

**YES:** Powell, Arthur, Covert, Gaines, Haney, Kelsey, Miller, Parsley

**NO:** None

The large scale was approved by a unanimous vote.

Board of Adjustment

- A. B15-01 Springdale School District #50  
SW corner of Lakeside Ave. &  
Oriole Street  
Variance for modification of landscaping  
Requirement per Chapter 56  
Variance for modification of Commercial  
Design Standards  
Presented by McGoodwin, Williams, & Yates

These variances were approved by a unanimous vote in conjunction with the large scale development.

- B. B15-02 Daryle & Brenda Snellings  
4276 Kingsbury Cove  
 Variance for reduction of rear setback from 20' to 10'  
 Presented by Daryle or Brenda Snellings

Mr. Daryle Snellings was present to answer any questions or comments.

He said there is a 10' utility easement and a 10' for a building setback. He said there will be no building in the back; they just want to have a pool.

Mr. Kelsey asked for Staff comments.

Ms. Christie reiterated that it was a request for reduction of the rear setback from 20' to 10' and will not disturb the utility easement.

Mr. Kelsey asked if there were those in the audience that would like to comment.

There were none.

Mr. Powell called for the question.

**VOTE:**

- YES:** Arthur, Covert, Gaines, Haney, Kelsey, Miller, Parsley, Powell
- NO:** None

The variance was approved by a unanimous vote.

- C. B15-03 Fadil Bayyari  
631 S. 40<sup>th</sup> Street  
 Reduction of rear setback from 20' to 5'  
 Presented by Leonard Gabbard or Kellye Hamblen

Because the commission could not hear the rezoning for Mr. Bayyari it was agreed with his representative, Ms. Hamblen that his variance would be heard at the time of his rezoning which will be Monday, January 26, 2015 at 5:30 p.m. in Council chambers.

- D. B15-04 Mathias Shopping Centers, Inc.  
Lots 5-13 of Ozark Business Center  
 Modification of commercial Design Standards  
 Presented by Engineering Services, Inc.

This variance was approved by a unanimous vote in conjunction with the large scale development.

Election of Planning Commission Officers for 2015

Mr. Kelsey tendered his resignation effective tonight. He is moving outside the city limits of Springdale which makes him ineligible to serve on the Planning Commission.

Mr. Covert nominated Mr. Kevin Parsley for chairman of the Planning Commission. Mr. Powell seconded the motion.

**VOTE:**

**YES:** Arthur, Covert, Gaines, Haney, Kelsey, Miller, Powell

**NO:** None

**RECUSE:** Parsley

Mr. Parsley will be the new chairman of the Planning Commission by a vote of seven (7) yes and one (1) recusal.

Mr. Powell nominated Mr. Bob Arthur as vice chairman. Mr. Covert seconded the motion.

**VOTE:**

**YES:** Covert, Gaines, Haney, Kelsey, Miller, Parsley, Powell, Arthur

**NO:** None

Mr. Arthur will be the new vice chairman by a unanimous vote.

Mr. Powell nominated Ms. Haney to continue as the secretary of the Planning Commission. Mr. Miller seconded the motion.

**VOTE:**

**YES:** Gaines, Haney, Kelsey, Miller, Parsley, Powell, Arthur, Covert

**NO:** None

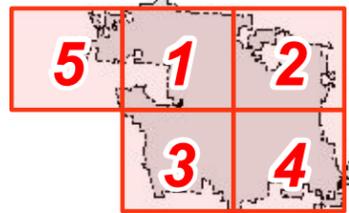
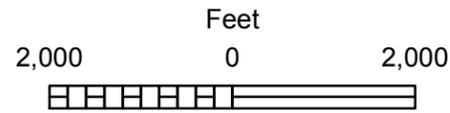
Ms. Haney will continue as the secretary.

Planning Director's Report

Ms. Christie passed out an invitation for a meeting on Tuesday, January 20, 2015 to hear a presentation on the use of Rabbit's Foot Lodge by the Ozark Natural Science Center. She said that is normally when they have a work session but she and the mayor discussed having a joint work session so that after the meeting they could discuss the overlay district. The meeting would start at 6:30 p.m.

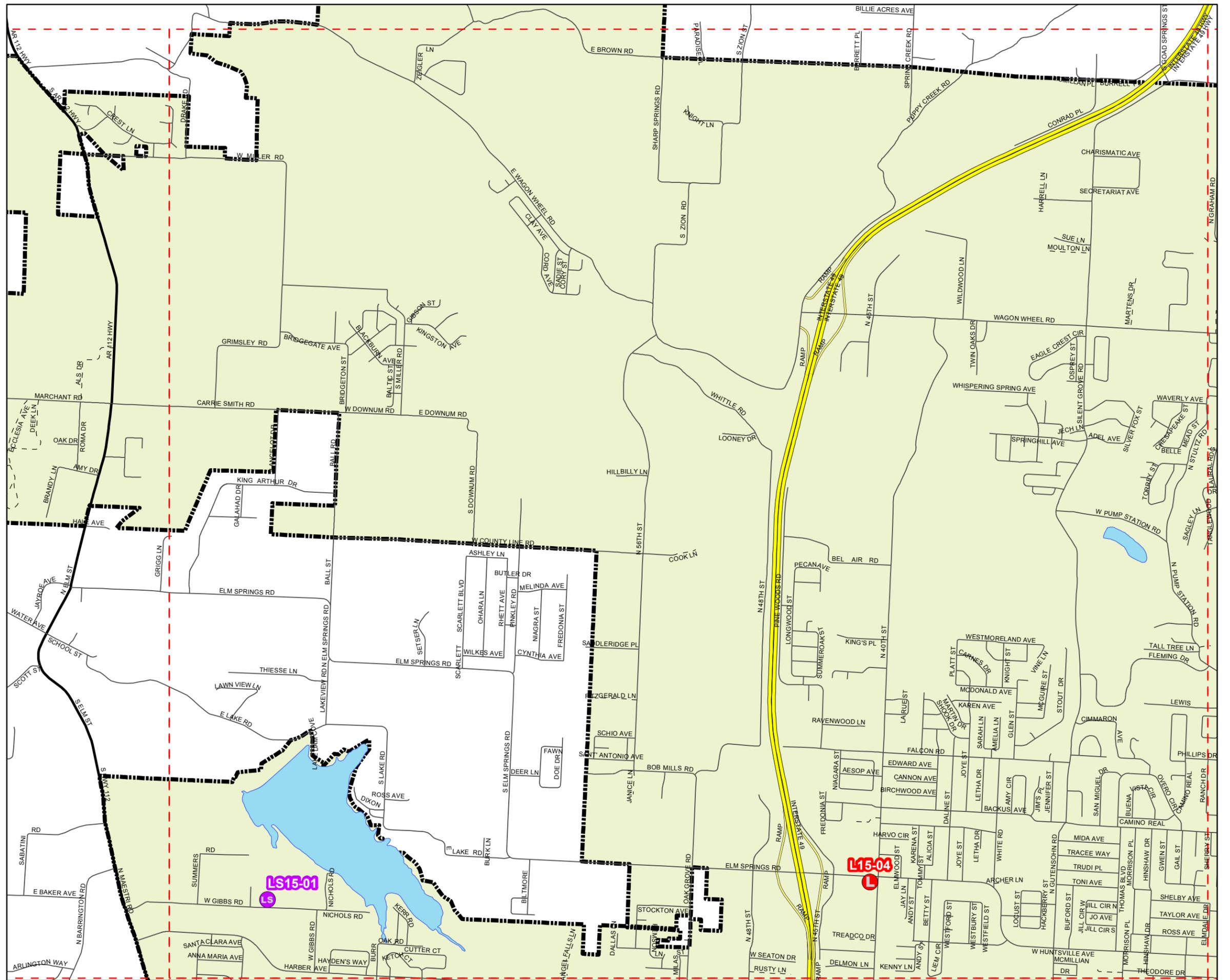
There being no further business, the meeting was adjourned at 6:00 p.m.

**CITY OF SPRINGDALE  
PLANNING COMMISSION  
AGENDA ITEMS  
FEBRUARY 3RD, 2015**

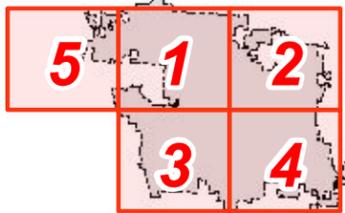
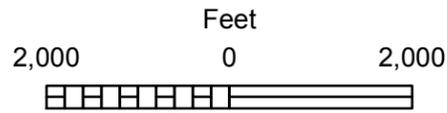


**SHEET 1**

- Rezoning Requests
- Conditional Use Requests
- Subdivisions (Prelim. & Final)
- Replats
- Large Scale Developments
- Variance Requests
- Lot Splits
- Waivers

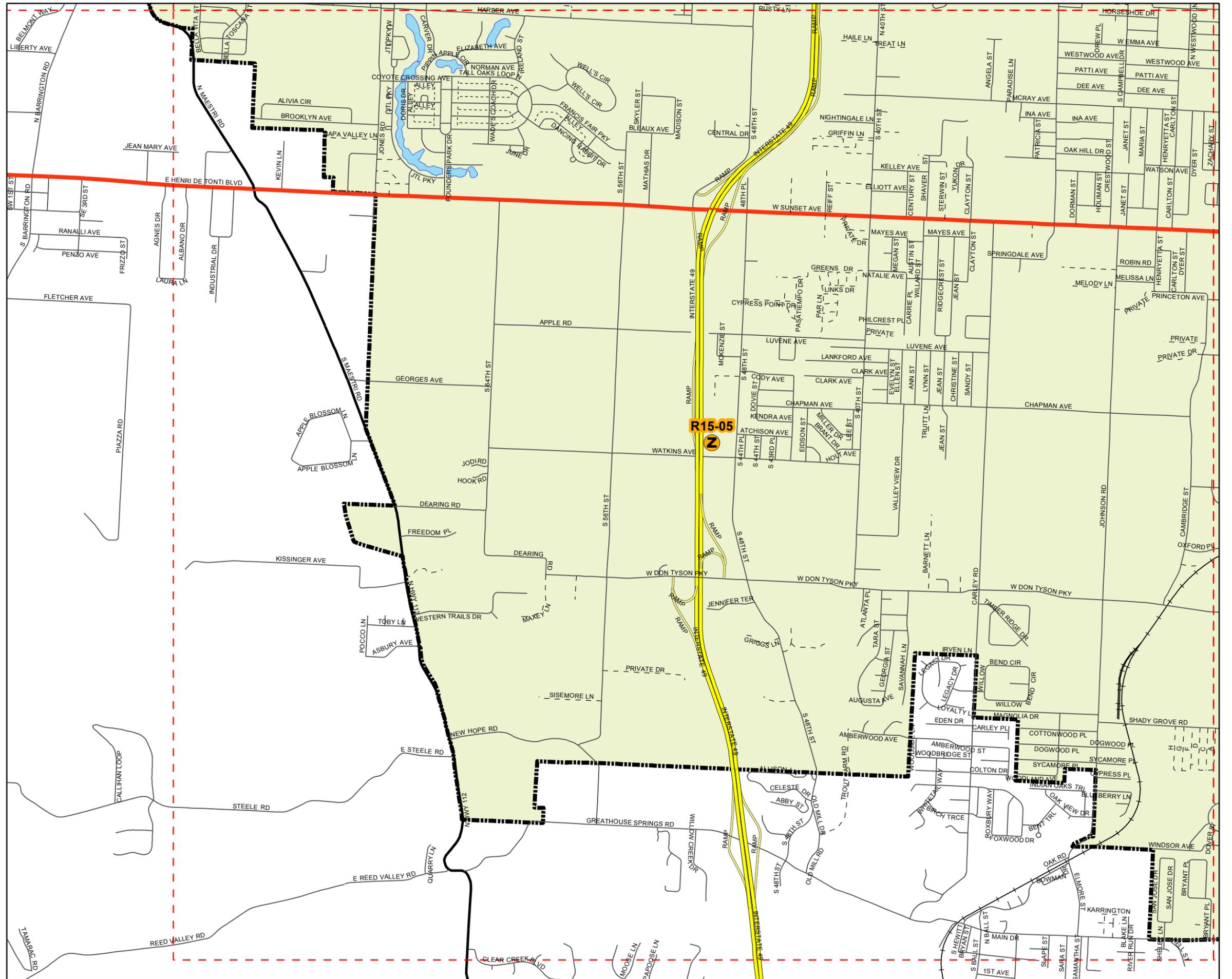


**CITY OF SPRINGDALE  
PLANNING COMMISSION  
AGENDA ITEMS  
FEBRUARY 3RD, 2015**

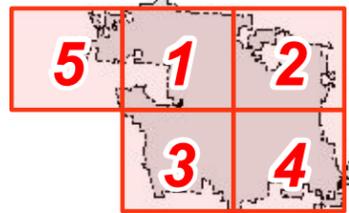
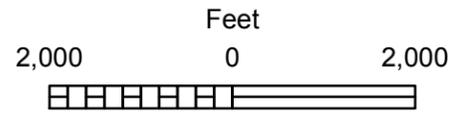


**SHEET 3**

- Rezoning Requests
- Conditional Use Requests
- Subdivisions (Prelim. & Final)
- Replats
- Large Scale Developments
- Variance Requests
- Lot Splits
- Waivers

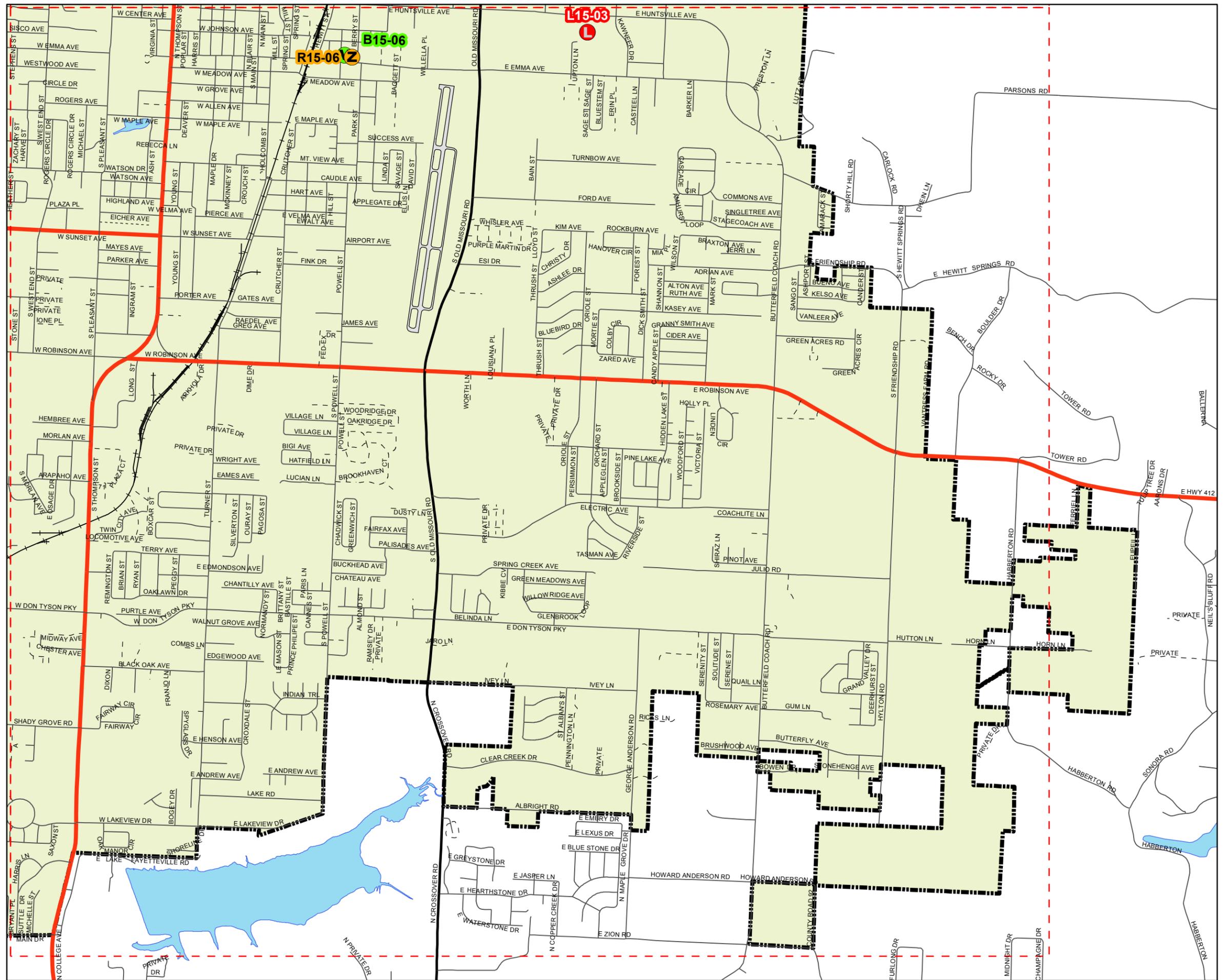


**CITY OF SPRINGDALE  
PLANNING COMMISSION  
AGENDA ITEMS  
FEBRUARY 3RD, 2015**



**SHEET 4**

- Rezoning Requests
- Conditional Use Requests
- Subdivisions (Prelim. & Final)
- Replats
- Large Scale Developments
- Variance Requests
- Lot Splits
- Waivers



**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING SECTION 110-136 OF THE CODE OF ORDINANCES OF THE CITY OF SPRINGDALE, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

**WHEREAS**, Section 110-136 of the Code of Ordinances of the City of Springdale, Arkansas, contains the provisions and regulations pertaining to address numbers in the City of Springdale, Arkansas;

**WHEREAS**, Section 110-136(d) of the Code of Ordinances of the City of Springdale, Arkansas, currently provides that a property owner is given 15 days to bring a property into compliance with the address number requirements;

**WHEREAS**, Section 110-136(d) of the Code of Ordinances of the City of Springdale, Arkansas, should be amended to require a property's address numbers to be brought into compliance within seven (7) days of being notified of a violation, as this time requirement is consistent with the time requirement for other ordinance violations;

**WHEREAS**, it is in the best interest of the citizens of the City of Springdale, Arkansas, to amend Section 110-136(d) of the Code of Ordinances of the City of Springdale, Arkansas;

**WHEREAS**, a public hearing was held before the Springdale Planning Commission on February 3, 2015, after notice was given of said hearing as required by Section 110-138 of the Code of Ordinances of the City of Springdale, Arkansas;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS:**

**Section 1:** Section 110-136(d) of the Code of Ordinances of the City of Springdale, Arkansas, is hereby amended to read as follows:

**Sec. 110-136. – Signs, numbers and system maintenance.**

(d) *Replacing address numbers; notice.* Replacement of address numbers is required within ~~15~~ seven (7) days after written notice to the owner or occupant by the chief city inspector or by a code enforcement officer. New and replacement numbers must be placed so that they will be clearly visible from the street of primary access to the building.

**Section 2:** All other provisions of Chapter 110-136 of the Code of Ordinances of the City of Springdale, Arkansas, not specifically amended by this ordinance shall remain in full force and effect.

**Section 3: Emergency Clause.** It is hereby declared that an emergency exists and this ordinance, being necessary for the preservation of the health, safety and welfare of the citizens of Springdale, Arkansas, shall be in effect immediately upon its passage and approval.

**PASSED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Ernest B. Cate, City Attorney

## Chapter 130: Zoning Ordinance

### Article 12: Ballpark Area/Southwest Springdale District Overlay

#### Sec 1. – General Parameters

##### 1.1 Purpose

- a. To create a strong framework for moving the entire overlay district area from its current uses into a fully developed, active destination.
- b. To create a unique development as a regional attraction for entertainment, shopping, restaurants, offices, residences, and other uses.
- c. To create an identifiable focal point within the many potential uses as well as creating a unique “brand” for the area.
- d. To encourage the creation of a distinctive style and feel for development in this overlay district that is easily identified, punctuated by unique individualized building design, and not dictated by franchise architecture.
- e. To encourage an orderly and logical pattern of development in the area interspersing multiple uses among the various primary components to create a truly unique destination.
- f. To recognize the economic development potential for the area, ensuring that development is held to the highest levels of quality and consistency, both in terms of actual construction materials as well as overall aesthetic standards.
- g. To offer clear quantitative review standards that are easy to administer and to offer certainty to developers, and citizens alike, while maintaining a requisite degree of design flexibility to allow and encourage creative site and building design.
- h. To create overlay district guidelines that are more specific than the general design standards now in place. Overlay district guidelines will be tailored to this geographic area.

##### 1.2 Background and Analysis

###### a. History of Site, Ballpark, and Overlay

The development site is over 1,000 acres. There are numerous landowners with holdings ranging from fewer than 5 acres to over 500 acres. The site is largely undeveloped and currently home to livestock farming, miscellaneous businesses, and single-family residences.

The site has had a varied history. It was previously used for vineyards and fruit groves. It was also a key poultry farming location. In 2008, through a cooperative effort between property owners and the City of Springdale, Arvest Ballpark was completed and opened as home to the Northwest Arkansas Naturals minor league baseball team. The Ballpark is located at an interior location in the southern portion of the development. It represents a major initial regional attraction for the overlay district area. Further development is envisioned to take place

over a period of approximately 20 to 30 years. The City of Springdale and development property owners have worked together to create specific overlay district guidelines to provide a framework in which multiple property owners can proceed with a mixed-use development that will benefit both the landowners and users, as well as generate economic benefit to the region.

**b. Analysis of Area Development Impact**

Stakeholders such as landowners, businesses, institutions, and local citizens look forward to a development that is unique with a mix of uses and tenants that make it a regional destination.

They also hope to create a distinct “brand” for the development utilizing the rich history of the land, area industry, and local entrepreneurs. Additionally, stakeholders look forward to other key features such as consistent design standards, sustainability, public art, long term planning, transportation options, and a sense of neighborhood.

The development site is anticipated to have many potential uses such as entertainment, office, multi-family residential, retail, restaurants, hotels, movie theaters, medical, educational, recreational, among others. As the development progresses, it will have a significant impact on the local economy through increased business activity, job creation, and tax revenue. Arvest Ballpark represents a major initial step toward that goal.

(Note: The findings in this section were derived from the Pizutti Solutions Analysis dated 2-9-09, as commissioned by the Springdale Chamber of Commerce.)

**1.3 Boundaries**

- a. Current Boundaries** – the boundaries of the Overlay District shall be noted on the official zoning map of the City as set forth in Article 3 Section 3 and described as follows: Beginning at the intersection of S. 48th Street and W. Sunset Avenue (U.S. HWY 412), thence southerly along the west right-of-way boundary of I-49 to a point which is 660 feet south of the centerline of W. Don Tyson Parkway; thence West to the East boundary line of Western Trails Subdivision; thence North along said boundary line to the Northeast corner of said subdivision; thence West along the North boundary line of said subdivision to the centerline of S. Maestri Road (AR HWY 112); thence Northerly along said road and the Western city limits boundary of Springdale, Arkansas to the intersection of Jones Road and W. Sunset Avenue (U.S. HWY 412); thence East to the point of beginning. (See map on the following page.)
- b. Land Adjacent to the District** – properties adjacent to the boundaries which has been, or will be, annexed by the City, is expected to be included into the Overlay District.



#### 1.4 General Requirements

- a. **Applicability** – All improvements proposed within this District shall be subject to procedures, standards, and guidelines as specified in this Overlay District.

In regard to the Use Unit Designation in the Overlay District, the underlying zoning district designations (permitted uses, conditional uses on appeal to the planning commission, temporary uses) shall apply unless specific changes are made by the Overlay District, in which case the Overlay District shall override the zoning district designation, but in no case shall a use not otherwise allowed in a zoning district be added to the zoning district by the Overlay District.

Improvements shall be defined as any permanent structure that becomes a part of, is placed upon, or is affixed to, real estate located within the boundaries of the Overlay District.

- b. **References** – Other City of Springdale regulations related to this Overlay District include, but are not limited to, the following:

Chapter 42 – Article III Noise  
Chapter 56 – Landscape and Buffers  
Chapter 98 – Signs  
Chapter 106 – Stormwater Drainage  
Chapter 112 – Subdivisions

In all existing zoning districts located within the Overlay District, the regulations for the zoning district, other zoning codes, and the Overlay District shall apply.

In the event of a conflict between this Overlay District Ordinance and the Zoning Ordinance District Standards, this Overlay District Ordinance shall control. No other provisions of the Springdale Zoning Ordinance now in effect, or as hereafter amended, including, but not limited to, any existing or future overlay district regulations, shall apply to the development or use of the Property.

- c. **Exemptions** – the following structures or uses shall be exempt from the Overlay District requirements and development review, although they may be reviewed under separate administrative procedures where noted in this section or in other sections of the Springdale Code of Ordinances.

- (1) **Non-conforming Structures** – if a non-conforming structure is to be retained then the structure shall not be rebuilt, altered, or undergo major rehabilitation if such construction would exceed fifty percent (50%) of its replacement cost. If rebuilding, alteration, or repair of a nonconforming structure exceeds fifty percent (50%) of the

replacement cost, then the building shall be required to conform to all provisions of the Overlay District.

Major rehabilitation shall mean any renovation, restoration, modification, addition, or retrofit of a structure that exceeds fifty percent (50%) of the current appraised value of any structure as established by Washington County. Rehabilitation costs shall be aggregated over a five-year period to determine whether the development is subject to these rules effective on the date of this ordinance.

Major rehabilitation shall not include routine maintenance and repair of a structure or other feature on the surrounding site, such as roof replacement or general repairs to a parking area or other site feature.

- (2) Non-conforming Uses – if an existing use is to stay in place as an existing non-conforming use, then the use shall not be changed. If the use is changed, then the building which houses the use shall be required to conform to the provisions of the Overlay District at the time the use is changed.
  - (3) Change in Use Designation – a change in use unit designation of existing structure or structures on a tract or parcel of land that exists at the time approval of this overlay district will be determined by the most current business license of record in the City Clerk's Office. If a business license has not been acquired for the tract or parcel it will be assumed to be a change in use and must meet the design standard.
- d. Review Process – each development will be reviewed to determine its compatibility with the stated purposes for the overlay district. The review will be processed through the City as required by current City regulations. It is recommended that any submittal of a zoning change be accompanied by a concept plan showing a preliminary site layout for the anticipated development.
  - e. Variances – variances will be considered only on a very limited basis and will be reviewed pursuant to Article 2, Section 10 of the Chapter. No other variances will be considered.
    - (1) The Planning Commission may approve variances to depart from the literal requirements of this chapter, where strict enforcement of said requirements would cause undue hardship due to circumstances unique to the individual property under consideration, and the granting of such variance is demonstrated to be within the spirit and intent of the provisions of this chapter, the Planning Commission may

grant requests for variances of any requirements of this chapter according to the following guidelines:

- (a.) The planning commission may modify such requirements to the extent deemed just and proper so as to relieve such difficulty or hardship, provided that such relief may be granted without detriment to the public interest.
  - (b.) When the applicant can show that his or her property was acquired in good faith and where by reason the strict application of such provisions would prohibit or unreasonably restrict the use of the property, and the planning commission is satisfied that the granting of a variance would alleviate a demonstrable hardship, as distinguished from a special privilege or convenience sought by the applicant, such variance may be granted; provided that all variances shall be in harmony with the intended purpose of this chapter.
- (2) A variance may not be requested for the following:
- (a.) Landscaping—Buffers and Screening – Street Buffers Section 2.5 h of this Article and Section 2.5h(2) Parking Lot Screening
  - (b.) Street Lighting – Section 2.6 c of this Article
  - (c.) Access Management – Section 2.9 of this Article
  - (d.) Signs – Section 3 of this Article

1.5 Overlay District modification of Use Units as established in Article 5 – the Use Units as established in Article 5 Section1 of this Chapter are hereby modified as follows:

a. Permitted Uses

- Unit 1: Citywide public uses by right
- Unit 2: Citywide uses by conditional use permit
- Unit 4: Cultural, recreational, and health facilities
- Unit 5: Institutional facilities (Not including city or county jail or detention facility)
- Unit 8: Single-family dwellings
- Unit 9: Zero lot line
- Unit 10: Townhouse
- Unit 11: Duplexes
- Unit 12: High density residential
- Unit 13: Three and four family residential
- Unit 16: Offices, studios, and related services
- Unit 17: Eating places
- Unit 18: Hotel, motel, and entertainment facilities
- Unit 19: Neighborhood shopping goods
- Unit 20: Shopping goods

- Unit 27: Parking lot
- Unit 29: Home office
- Unit 36: Horses kept in residential areas
- Unit 38: Open display retail sales
- Unit 41: Automobile sales
- Unit 42: Church/synagogue
- Unit 45: Health care clinic
- Unit 49: Commercial assembly

**b. Uses Not Permitted**

- Unit 14: Residential manufactured housing (RMH)
- Unit 15: Manufactured Home Park
- Unit 26: General industrial
- Unit 31: Recycling collection facilities
- Unit 43: Automobile sales - damaged vehicles
- Unit 47: Flea market outdoor
- Unit 48: Automotive/machinery/equipment open display retail sales

**c. Conditional Uses on Appeal**

- Unit 3: Utility facilities
- Unit 21: Trades and services
- Unit 22: Automotive services
- Unit 23: Commercial large sites
- Unit 24: Dedicated warehousing
- Unit 25: Limited manufacturing
- Unit 28: Home occupation
- Unit 30: Recreational Vehicle Park
- Unit 32: Temporary buildings and/or storage
- Unit 33: Self-supporting tower or antenna structure or monopole
- Unit 35: Transportation services
- Unit 37: Auction houses
- Unit 39: Temporary storage units
- Unit 40: Temporary classrooms
- Unit 44: Mobile vending site
- Unit 46: Flea market indoor
- Unit 50: Agricultural occupation

**d. Temporary Uses**

- Unit 34: Model home/temporary marketing office

**1.6 Criteria for Conditional Uses on Appeal – the uses listed as Conditional Uses in Section 1.5d above will be considered on a case-by-case basis, upon the ability to meet the following criteria in addition to the Development Guidelines and Standards listed in Section 2 of this Article.**

- a. **Review Process** – must meet Conditional Use requirements of the City as set forth in Article 2, Section 12 of this Chapter.
- b. **Traffic** – traffic from trucks, delivery vehicles, or patrons shall be limited, so that the level of service on the public and private street system remains at Level C or above based upon traffic movement criteria. In addition, trip generation must be controlled as to not affect surrounding development. A traffic impact analysis performed in accordance with the requirements of the Arkansas Highway and Transportation Department must be provided.
- c. **Noise** – no sound shall be emitted from the operations on the property that exceeds the City Noise Ordinance. Temporary variances for concerts or outdoor performances may be granted after review.
- d. **Screening** – potentially offensive uses shall provide additional screening through the use of landscaping or solid masonry walls as required. These uses shall not be visible to adjacent properties or public right-of-way.
- e. **Structures** – any conditional use in the overlay district which may be changed to a use by right and operates in a permanent structure shall meet all of the requirements of the overlay district.

## **Sec 2. – Development Guidelines**

- 2.1 **General** – these guidelines and standards are intended to encourage an orderly and logical pattern of development that enhances the design aesthetic, convenience, safety, and livability of the district and encourages a creative approach in the utilization of the land through forethought and consideration of both a development's external relationships as well as its internal organization. The goal is to provide for a development that is superior to that which could be accomplished utilizing the basic zoning districts.
- 2.2 **Site Planning Process** – preliminary development or site plans for new development subject to these Design Standards shall include proposed uses for the full development of the site, even where final development will be phased. The preliminary development plan or site plan shall show contiguous land under the applicant's control. Site plans will be reviewed through the Plat Review process.
- 2.3 **Site Design**
  - a. **Site Layout** – non-residential – a side of a principal building that directly faces an abutting public right-of-way should be upgraded to include the design requirements of this Article. A customer entrance is encouraged, but not required, to be provided. Where a principal building directly faces more than two abutting public rights-of-way, this requirement shall apply only to two sides of the building, including the side of the building facing

the primary street, and another side of the building facing a secondary street.

- b. **Site Coverage** – maximum site coverage for impervious surface, building, or parking lot is as follows: Lot Coverage – 90%; Landscape/pervious area – 10%
- c. **Location of Parking** – the percentage of off-street parking between front façades and abutting streets shall not be restricted as long as buffers at streets, in addition to parking lot landscaping, are utilized.
- d. **Pedestrian Connectivity**
  - (1) Sidewalks at least five feet (5') in width shall be provided along all sides of the lot that abut a public right-of-way, excluding interstate highways or alleys.
  - (2) At least one internal pedestrian walkway (or designated area), no less than five feet (5') in width, clear of obstruction including vehicular overhangs, shall be provided from the public sidewalk or right-of-way to the principal customer entrance of all principal buildings on the site. At a minimum, walkways shall connect focal points of pedestrian activity such as, but not limited to, transit stops, street crossings, and building and store entry points.
  - (3) Sidewalks, no less than five feet (5') in width, shall be provided along the major length of the building along any façade featuring a customer entrance, and along any façade abutting public parking areas.
  - (4) If the sidewalk is part of the trail system, it must meet all City trail regulations, including, but not limited to, the City's minimum width requirements.
- e. **Amenities** – each non-residential establishment shall contribute to the establishment or enhancement of community and public spaces by providing at least two (2) of the following amenities: patio/seating areas, pedestrian plaza with art work, benches, transportation center, window shopping walkways, outdoor play area, kiosk area, water feature, clock tower, or steeple. Any such areas shall have access to the public sidewalk network and such features shall be constructed of materials that are either an accent or complement to the principal materials of the building and landscape. Areas should be provided or designed to accommodate possible future transit service.

- (1) **Artwork** – artwork for public viewing or active participation is encouraged. Artwork shall be within a planned public outdoor space. See examples in below:



- (2) **Site Furnishings** – site furnishings including benches, trash and recycling containers, bollards, pedestrian scale lighting, and pedestrian directional signage are to be designed and placed to complement the exterior experience. Consistent or complementary designs are required. See examples in below:



Benches



Tree Grates

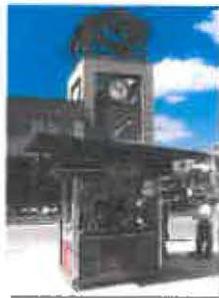


Waste Receptacles

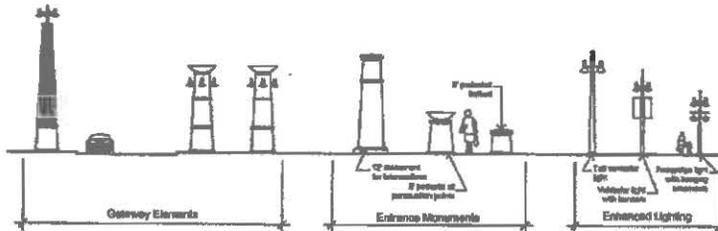


Bike Racks

- (3) Kiosks – freestanding kiosks, such as for display or sale of merchandise, are to be placed at positions within the site that encourage pedestrian activity. Sight lines and access for circulation shall be maintained. The exterior design of the kiosk shall incorporate similar materials to the building design. See examples below:



- (4) Monumentation and Identity Icons – monumenation and identity icon elements are encouraged and will count for both (2) of the required elements. This includes obelisk and monumental features that are visible from a substantial distance due to height or volume related to the adjacent building or site features. These icons are to assist in place-finding. See examples below:



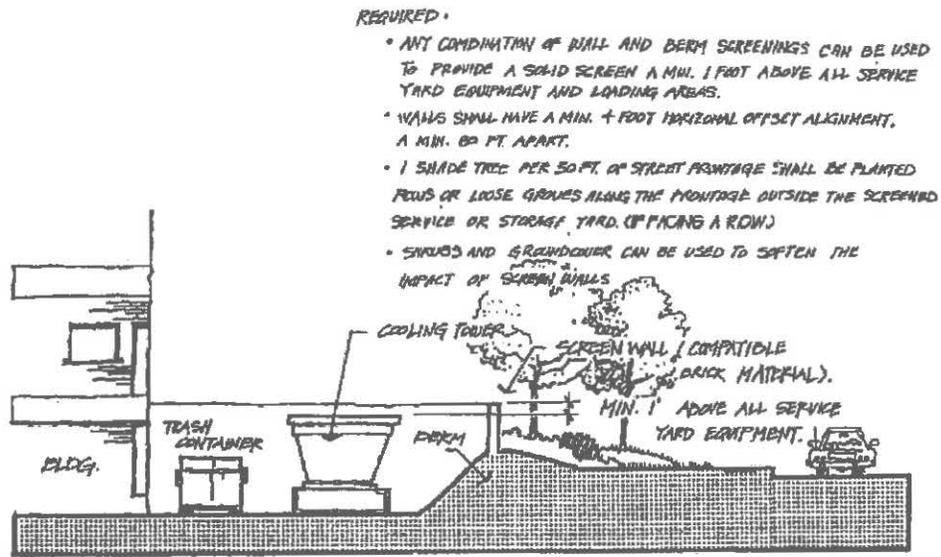
Identity Elements

- f. Screening – loading docks, trash and recycling containers, storage areas, and mechanical equipment shall be screened from public right-of-way, internal streets, and public/customer areas by evergreen shrubbery, trees, masonry, or concrete screen wall treated with graffiti resistant coating.

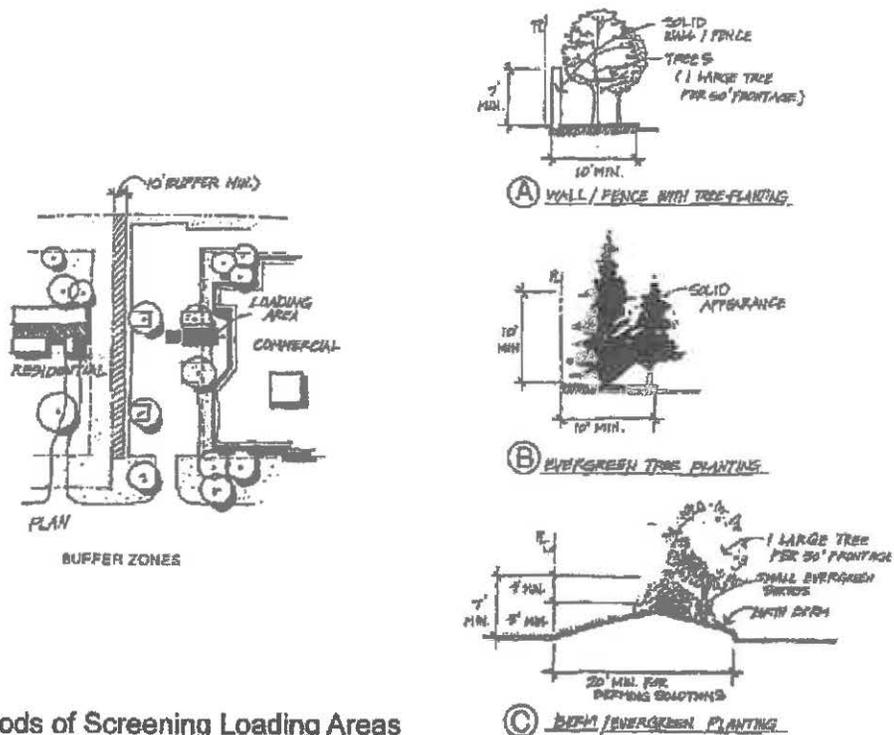
If screening a loading dock with shrubbery, the shrubbery must be a minimum of five feet (5') tall at time of planting and must comply with the planting standards set forth in Springdale Code of Ordinances Chapter 56 - Landscape and Buffers. If screening equipment, the shrubbery must be a minimum of one foot (1') taller than the item they are to screen at time of planting (with maximum required height at five feet (5') at the time of planting) and must comply with the planting standards set forth in Springdale Code of Ordinances Chapter 56 -

Landscape and Buffers. Landscaping must be maintained at all times, and replaced immediately when needed.

- (1) Trash Container Screen – trash containers, trash compactors, and recycling bins shall be located in a manner to avoid undue interference with off street loading or parking area. Screened from public view on all four sides with a solid fence, wall, or gate constructed of masonry, concrete, or other compatible building material with a metal gate, a minimum one foot (1') taller than trash container (minimum 7' tall), and shall be appropriately landscaped. If the building walls form screening for the trash container, the screen wall may be eliminated on that side that is formed by the building wall.
- (2) Service/Loading Corridor Screen – service corridors and loading areas shall be screened with landscaping or walls a minimum one foot (1') taller than item to be screened at a minimum seven feet (7') tall, and a minimum 10' tall at truck docks. Siting and design of such services areas shall reduce the adverse effects of noise, odor, and visual clutter upon adjacent residential uses.



Service, Loading, Storage Screening



Methods of Screening Loading Areas

- (3) Mechanical Equipment Screen – exterior ground-mounted or building-mounted equipment including, but not limited to, mechanical equipment, solar panels, utilities and banks of meters, shall be screened from any public right of way or residential use/zoning district (either on the same site or on an adjacent site). Equipment can be screened with evergreen shrubbery or masonry or concrete screen wall. Gates, if incorporated in the design of the screen wall, can be constructed of metal. Screening is subject to approval by the appropriate controlling utility company and easements, and may be adjusted as required.
- (4) Roof top – All rooftop equipment shall be screened from public view with parapet, sloping roof, or an architectural treatment that is compatible with the building architecture. Equipment shall not be visible from adjoining property lines or any property line adjacent to a right-of-way. Screening shall not include painted mechanical units or prefinished mechanical units. A consideration may be made for supplementary screening provided by the use of ornamental metal screening or other lightweight screening material, if specifically approved by the Planning Commission. The height of the parapet/screen shall be no lower than the height of the unit as measured from the roof surface.

- (5) Location— No areas for outdoor storage, trash or recycling collection or compaction, loading or other such uses shall be located within twenty feet (20') of any right-of-way of a public street.
- (6) Non-Residential Building Façade – where a non-residential building façade faces residential uses or areas designated on the Comprehensive Land Use Plan as residential use, one of the following three (3) types of screening methods shall be employed.
  - (a.) An earthen berm shall be installed, no less than six feet (6') in height, containing at a minimum, a double row of evergreen or deciduous trees planted at intervals of fifteen feet (15') on center.
  - (b.) A solid masonry screen fence or wall not less than six feet (6') in height along all rear and side property lines which are common to property zoned for residential purposes, except that such screening shall not extend in front of the building line or adjacent dwellings.
  - (c.) An opaque or semi-opaque landscape screen per Chapter 56 of the Springdale Code of Ordinances.
- (7) Visual Impact – loading docks, truck parking, outdoor storage, utility meters, HVAC equipment, trash dumpsters, recycling bins, trash compaction, and other service functions shall be incorporated into the overall design of the building and the landscaping so that the visual and acoustic impacts of these functions are fully contained and out of view from adjacent residential property and public streets. No attention should be drawn to the functions by the use of screening materials that are different from or inferior to the principal materials of the building and landscape.

**g. Outdoor Sales**

**(1) Not in the Front Sidewalk**

- (a.) Areas in excess of two hundred (200) square feet shall be screened as follows: wrought iron, solid wall of brick, stone, concrete, or landscape screen. If an open type screen is used, it shall have ten percent (10%) solid masonry wall area of two feet eight inches (2'-8") minimum width. Screen shall be minimum six feet (6') tall or the height of the sales items, whichever is taller.
  - (b.) Areas less than or equal to two hundred square feet refer to City requirements.
- (2) In the Front Sidewalk – Outdoor sales within the front sidewalk adjacent to the building wall are limited to two hundred (200) square feet, or two percent (2%) of store area, whichever is greater.**

- h. Shopping Cart Collection and Storage areas – all corrals for the temporary collection of shopping carts and all shopping cart storage areas shall be designated on preliminary and final site plans. If these areas are not shown on the plan, the plan shall contain the following note: "There shall not be any shopping collection or storage areas permitted on the site." Shopping carts shall be removed from parking lots and collection corrals on a regular basis to avoid hazards to pedestrians and vehicular traffic or when collection corrals become unsightly. Shopping cart collection corrals should be painted dark green, brown, silver or black to complement the retail establishment. Shopping cart storage areas located adjacent to the front of the building should be fully screened from the public view by architectural features that match the principal building.**
- i. Outdoor Storage – All outdoor storage shall be screened with a solid wall, minimum eight feet (8') tall or the height of the storage, whichever is taller.**
- j. Satellite Dish – No satellite dish shall be placed in an area visible from a public right-of-way or customer areas, and no dish shall be mounted on a balcony.**
- k. Vending Areas – vending machines or other remote sales/service areas shall be screened or inset into a wall extension to create an alcove. Screen materials shall match the building materials.**
- l. Vehicle Access – vehicular access shall be designed to provide safe, efficient, and logical transportation from public streets to and from the interior of the development. Internal circulation shall be well defined by the use of landscape islands and striping.**
- m. Public Transportation Access – public transportation access will be incorporated into the design of the site. Consideration for an integrated transportation system is to be provided. General location of public transportation nodes should be established in conjunction with a "loop" road system and the trail system with trailhead locations through the Overlay District. Siting and location of public transportation design is to be determined as part of the master plan.**
- n. Transitions Between Land Uses**

  - (1) Prior to the division of real property, circulation and access standards shall be applied, through the use of cross access easements to allow for circulation throughout the development, and use of shared curb cuts where appropriate.**
  - (2) At retail or restaurant outparcel pad sites – cross access is required between adjacent pad sites approximately thirty feet (30') inside**

property line. There must also be access between the pad site and the larger adjacent development.

## 2.4 Building Design

### a. Setbacks – Commercial

Building setbacks are as follows:

Front:	30'
Front (if parking is provided between R-O-W and the building):	50'
Side:	0
Side (when adjacent to a residential district):	20'
Rear:	10'

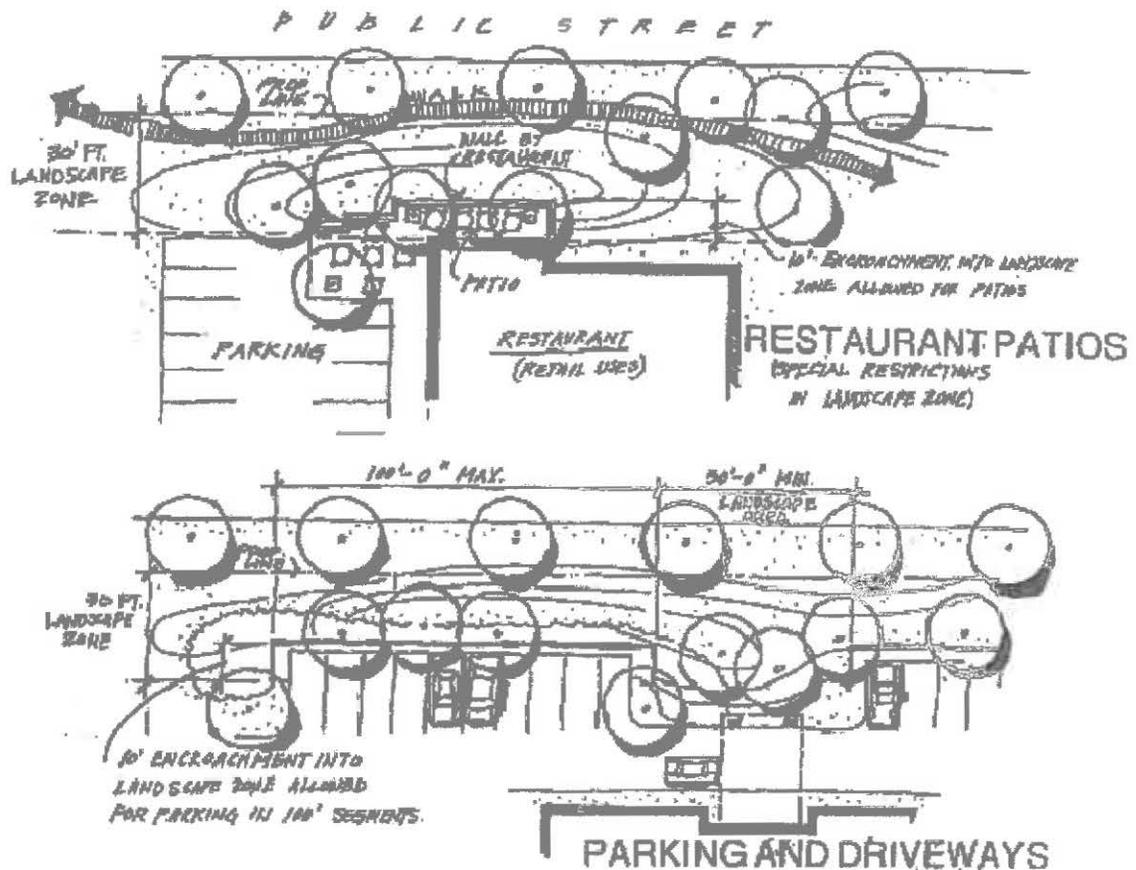
### b. Setbacks – Office

Building setbacks are as follows:

Front:	30'
Front (if parking is provided between R-O-W and the building):	50'
Side:	10'
Side (when adjacent to a residential district):	20'
Rear:	10'

### c. Setbacks – Residential – building setbacks as required by the base zoning district.

### d. Setback Encroachments – building features, outdoor patios (covered or uncovered), and Architectural building feature elements (fountains, towers, awnings, trellis, or similar) may encroach upon the front setback by no more than ten feet (10'), within restrictions. Encroachment may occur on one side only. See diagram below:



e. Heights

- (1) Non-residential – there shall be no maximum height limits in the district; provided, however, that any building which exceeds the height of twenty feet (20') shall be set back from any common property or boundary line of any residential district a distance of one foot (1') for each two feet (2') of height in excess of twenty feet (20').
- (2) Residential – heights as required by the base zoning district.

f. Areas – floor area ratio shall not exceed 4:1. This includes enclosed buildings and parking garages. Any development requesting a floor area ratio exceeding 4:1 shall apply for a variance.

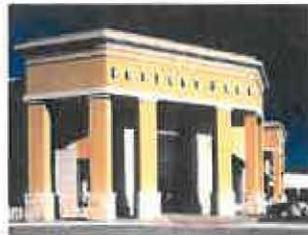
g. Facades

- (1) Breaks in Façade – non-residential building façades over one hundred feet (100') in linear length facing a public street or customer area shall incorporate design elements which break up the large expanse of the wall.

This shall be accomplished through the use of two of the following:

- Wall projections or recesses a minimum of one foot (1') depth and a minimum of three (3') contiguous feet within each one hundred feet (100') of façade length.
  - Articulating features such as arcades, display windows, entry areas, or awnings along at least fifty percent (50%) of the front façade.
- (2) Pattern – wall building façades shall include a pattern that shall include no less than three (3) of the elements listed below. All elements shall repeat at intervals of no more than one hundred feet (100') horizontally or thirty feet (30') vertically.
- Windows for twenty-five percent (25%) of façade length
  - Color change
  - Texture change
  - Material change
  - Medallions/Accent pieces, minimum size of 2'x2', such as cast stone, or EIFS
  - Decorative light fixtures
  - A change in plane of no less than 16" in width, for seventy-five percent (75%) of the height of the building
- h. Windows – where principal non-residential buildings contain separately owned stores, which occupy less than eight thousand (8,000) square feet of gross floor area each, with separate, exterior entrances, the street level principal entrance storefront façade of such stores shall be transparent between the height of three feet (3') and eight feet (8') above the walkway grade for no less than forty percent (40%) of the horizontal length of the building façade.
- i. Unifying Element – unifying elements are required throughout the development to provide consistent design integration and recognizable features. These elements are to be provided in kiosks, signs, amenity items, icons and common area improvements and may be provided in building design on the façade of the building. The unifying element shall be native stone consistent with the stonework of Arvest Ballpark.
- j. Roofs – roof line or parapet lines shall be varied with a change in height of a minimum of two feet (2') every one hundred linear feet (100') in the building length. Parapets, gable roofs, high roofs, or dormers shall be used to conceal flat roofs and roof top equipment from public view. Alternating lengths and designs may be acceptable and can be addressed during the development plan. Any flat roofs shall be energy efficient, and shall meet Energy Star rating or similar.
- k. Site Coordination in Materials and Colors – all improvements that contain multiple buildings, including pad sites, shall comply with the following design guidelines and standards:

- (1) **Use of Similar Building Materials** – in order to achieve coordination of design between all buildings in a Development Area, all buildings in a particular Development Area, including pad site buildings, shall be constructed of building materials from the color and material palette approved for the Development Area.
- (2) **Use of Similar Architectural Styles or Theme in Development Area** – a coordinated architectural style or theme should be used throughout a Development Area, and in particular to tie outlying pad site buildings to the primary building; building entrances or accent façades are appropriate locations to express individual building character or identity.



#### I. **Materials and colors**

- (1) **Exterior Building Materials** – exterior building materials for all façades shall be high quality materials. These include, without limitation:
  - **Brick**
  - **Native stone consistent with the look of the stonework of Arvest Ballpark**
  - **Stucco or EIFS**
  - **Architectural precast concrete**

- Decorative face concrete masonry units, such as split-face, scored, ground face, burnished
- Glass, Glass curtain Wall
- Wood – natural
- Textured or texture coated concrete panels
- Cement fiber panels (maximum 20% of façade area)
- Pre-fabricated steel panels such as Alucobond or prefinished metal interlocking panels.
- Roofing materials for visible portions of roof surfaces may be slate, synthetic slate, clay tile, concrete tile, standing seam metal, metal shingles. Also, Architectural asphalt shingles.



- (2) Material Minimum – all buildings shall have a minimum of twenty percent (20%) of the solid wall surface (not including glass and glazing or trim/coping) as stone, brick, or high quality composite panels on the façades visible to the public.
- (3) Façade color – façade colors shall be low reflectance, subtle, neutral, or earth tone colors. Building trim and accent areas may feature brighter colors, including primary colors, for a maximum 10% of the façade area.

If high intensity colors, metallic colors or fluorescent colors are used, such as part of a Trade Dress, branding, etc. for example,

such colors or materials will be limited to the trim and accent areas of the façade.

Trade Dress means features that represent a tenant's or owner's unique or distinct colors, materials, elements, shapes, designs, or other similar features that are trade-marked, service marked, or copyrighted designs that identify a national business that presents to the public a recognizable brand or business concept.

- (4) Compatibility with Surrounding Area – exterior building materials as well as accents should be compatible with the surrounding area and not include the following:
    - Smooth-faced concrete block.
    - Smooth (not textured or texture coated) or exposed aggregate tilt-up concrete panels.
    - Pre-fabricated corrugated metal deck panels.
  - (5) Awnings – awnings may be varying shapes and colors and are to be metal or long lasting fire resistant fabric (not vinyl). Backlit awnings are not allowed.
  - (6) Changes in Exterior Façade Color – after the building is constructed and approved, any changes to the exterior appearance of a building must be approved by the Planning Commission.
- m. Entries – each principal building on a site (except for multi-tenant retail buildings) shall have clearly defined, highly visible entrances featuring any three (3) of the following:
- Canopies, porticos, or awnings
  - Overhangs
  - Recesses/projections
  - Arcades
  - Raised corniced parapets over the door
  - Peaked roof forms
  - Arches
  - Outdoor patios
  - Display windows
  - Architectural details such as tile work and moldings which are integrated into the building structure and design
  - Integral planters or wing walls that incorporate landscaped areas and/or places for sitting.
- n. Elevated Parking Garages – façades of elevated parking garages may contain unifying elements, and for the facades visible to the public, a minimum of ten (10%) of the total façade area that is visible shall incorporate materials to match the materials of the building it is serving.

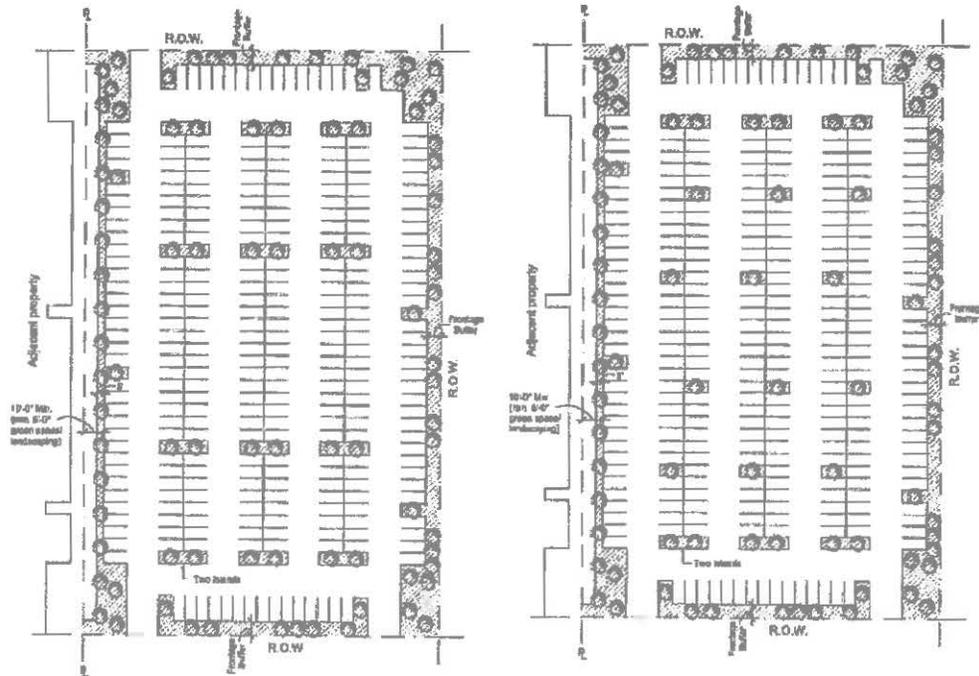
Open façade areas are to incorporate a screen to obscure the view of vehicles within the garage.

- o. Modifications – limited modifications to applicable architectural design standard or sign regulation may be authorized to the extent necessary to accommodate architectural requirements, or signage of a specific user's Trade Dress. Trade Dress may apply to buildings, signs, and other structures, but will not allow applicant a variance to the materials standards in subsection i above.

## 2.5 Landscaping

- a. General – landscaping shall be as outlined below. Refer also to enclosed diagrams for additional info. Remaining requirements for landscaping are as outlined in Springdale Code of Ordinances Chapter 56.
- b. Plant Materials –
  - (1) Materials used for street plantings should be those incorporated within Springdale Code of Ordinances Chapter 56 list of plant species found throughout the region. Use of low maintenance and water saving materials is strongly recommended.
  - (2) Trees used in the public streets within the Overlay District shall be one of the following: Eastern Redbud, Sawtooth Oak, Red Oak, Willow Oak, October Glory Maple, or Autumn Blaze Maple. Shrubs to be American Beauty Berry, Dwarf Fothergilla Gardenia, Cripe Myrtle or Border Forsythia.
  - (3) Any materials used in public right-of-way must be low maintenance and water saving, natively adapted plantings.
  - (4) Trees may be planted in easements provided if acceptable to the utility company – subject to agreement for Owner to replace if damaged or removed during maintenance.
- c. Sidewalk Landscaping – Landscaping and site amenities along pedestrian walkways are encouraged, but not restricted to a fixed percentage.
- d. Entrance Landscaping – main entryways (minimum one per site frontage) shall be planted with ornamental plant material, such as ornamental trees, flowering shrubs and perennials, and ground covers; landscaping should break down in scale and increase in detail, color, and variety to mark entryways into development; and plantings shall be massed and scaled as appropriate for the entryway size and space. Entrance landscaping shall also include accent lighting.
- e. Parking Lot Landscaping – planted parking islands shall be a minimum of eight feet by sixteen feet (8' x 16'). Parking island dimensions shall be the same as a parking space with radii reduction. One (1) curb island for every

fifteen (15) spaces, one (1) tree per curb island. Optional layouts shown below:



f. Building Landscaping

- (1) Building foundations are encouraged to be planted with ornamental plant material, such as ornamental trees, flowering shrubs and perennials, and ground covers. Owners shall provide water mitigation techniques to avoid compromising the building soil preparation.
- (2) Landscaping at retail locations typically will not be placed against foundation walls. Retail landscaping will include leave outs within sidewalks, or at edges of sidewalks, or adjacent to parking, or may include potted plants.
- (3) Planting shall be massed and scaled as appropriate for the entryway size and space.

g. Fencing and Walls

- (1) The maximum typical height of a fence or wall shall be eight feet (8').
- (2) Walls and fences shall be constructed of high quality materials, such as decorative cmu, brick, stone, redwood, and wrought iron (color of fence to be compatible with building materials).
- (3) Breaks in the length of a fence shall be made to provide for required pedestrian connections to the perimeter of a site or to adjacent development minimum three feet (3') wide.

- (4) The maximum length of continuous, unbroken, and uninterrupted fence or wall place shall be one hundred feet (100'). Evenly spaced breaks shall be provided through the use of columns, transparent sections, and/or a change to different high quality materials, minimum two feet (2') wide, and four inches (4") deep.
- (5) Breaks may be provided through the use of a landscaping pocket of a species, width and depth approved by the Planning Commission, a minimum of four (4) feet wide and two (2) feet deep.
- (6) Use of landscaping beyond the minimum required in these standards is strongly encouraged to soften the visual impact of fences and walls.

**h. Buffers and Screening**

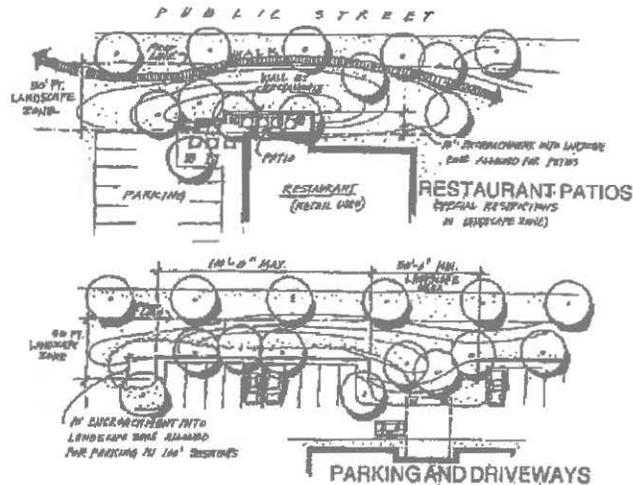
- (1) **Street Buffers** – a landscaped street frontage buffer is the planting area parallel to and including the public street right-of-way.
  - (a.) **Requirement** – all development plans submitted in the Overlay District shall show the landscaped street frontage buffer.
  - (b.) **Variances** – as outlined in Section 1.4 e above, a variance may not be requested for street buffer landscaping. The exception would be for a development proposal for a C4 planned commercial district, which may in the discretion of the Planning Commission be allowed variances upon request for the buffer and setback requirements set forth herein, subject to the other requirements of the overlay district and the Springdale Code of Ordinances.
  - (c.) **Minimum Width** – the landscaped street frontage buffer shall be a minimum of thirty feet (30') and is the planting area parallel to and including the public street right-of-way. Street trees may be planted in the right-of-way with adjustments made when significant utility conflicts exist.
  - (d.) **Site Distances** – safe sight distances at intersections and points of access shall be maintained. In order to provide a reasonable degree of traffic visibility, landscaping constructed near street intersections shall stay clear of the "sight distance triangle" shown below:



- (e.) Number of Trees – shade trees shall be provided at a rate of one (1) shade tree per every twenty (20) linear feet or fraction thereof of street frontage. When possible, it is encouraged and preferred that trees not be evenly spaced.
- (f.) Clustering or Grouping – clustering or grouping of shade trees is encouraged and preferred for a decorative effect following professional landscaping standards for spacing, location and design.
- (g.) Tree Size – at the time of planting, shade trees shall have a minimum caliper size of two and one-half inches (2.5"). Caliper is defined as the measurement of the diameter of the trunk six inches (6") above ground level for trees up to four inches (4") in caliper size.
- (h.) Mulch – at the time of planting and for the life of the tree, all tree root areas shall be mulched with a minimum four foot (4') diameter ring of mulch, three to four inches (3"-4") deep. Mounding or piling mulch against the tree trunk is prohibited. Organic mulch such as shredded bark mulch, pecan hulls, cotton seed hulls or cypress mulch shall be used.
- (i.) Landscaping Materials – the intent is to minimize expansive areas without plant coverage.
  - Living Material – living materials, such as lawn grass or herbaceous groundcovers like juniper or liriop, etc., shall cover a minimum of eighty percent (80%) of the landscaped street frontage buffer. Herbaceous groundcover shall be planted and maintained in a mulched bed. One hundred percent (100%) of living material is strongly encouraged.
  - Non-Living Material – gravel, concrete, brick paver, other pavement, or organic mulch such as shredded bark mulch, pecan hulls, cotton seed hulls or cypress mulch

may cover up to twenty percent (20%) of the landscaped street frontage buffer. Weed barrier or pre-emergent herbicides shall be installed or applied. For purposes of this calculation, the material used to construct a sign allowed by Exhibit C shall not be counted.

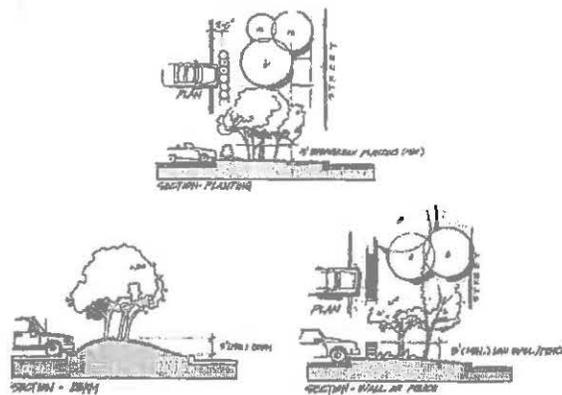
- (j.) Encroachment – parking areas may encroach upon the street buffer a maximum of ten feet (10') for one hundred foot (100') segments provided the screening provisions of section b. below are met. In addition, a patio area may encroach upon the street buffer a maximum of ten feet (10') provided the screening provisions of section 2.3g above for screening of outdoor sales areas.



- (2) Parking Lot Screening – the planting area adjacent to parking areas and designed to provide necessary green space to give relief to expansive parking areas and assist with vehicular circulation.
  - (a.) Requirement – All development plans submitted in the Overlay District for parking lots shall show parking lot screening.
  - (b.) Variances – As outlined in Section 1.4e above, a variance may not be requested for parking lot screening.
  - (c.) Available Options – The applicant may choose among five options illustrated below, choosing one or a combination of several to meet the particular site constraints of the development. Parking lot screening is only required for the portion of the development where a parking lot fronts on a public street, and in any case may overlap with street buffers so long as the parking lot screening area is placed nearest

the parking lot and not nearest the public street and so long as the portion of the area identified as parking lot screening complies with one of the options below.

- Option 1: A minimum buffer of ten feet (10') in width, planted with a minimum of one (1) shade and seven (7) shrubs per 25 linear feet (25') of street frontage.
- Option 2: Earth berms, at least two and one-half feet (2½') higher than the finished elevation of the parking lot, planted with a minimum of one (1) shade tree and three (3) shrubs per 25 linear feet (25') of street frontage, with no set dimension with a 3:1 slope.
- Option 3: A six foot (6') landscaped buffer with three feet of fall that includes a minimum of one (1) shade tree and three shrubs per 25 linear feet (25') of street frontage.
- Option 4: A three foot (3') high solid wall made of brick, stone, along with a ten foot (10') buffer area including one shade tree per 25 linear feet (25') along street frontage.
- Option 5: A landscaped buffer area with existing woodlands maintained in a twenty-five foot (25') strip along the street frontage.

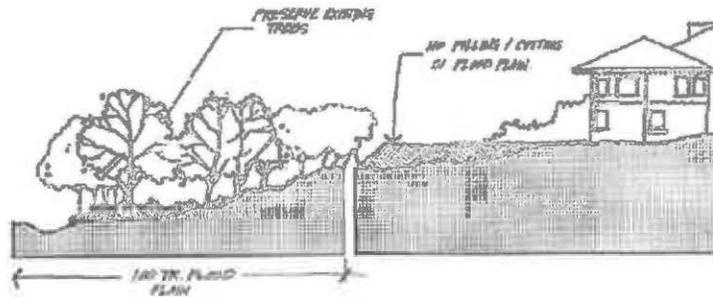


Parking Screening

- (d.) Tree Size – at the time of planting, shade trees shall have a minimum caliper size of two and one-half inches (2.5”). Caliper is defined as the measurement of the diameter of the

trunk six inches (6") above ground level for trees up to four inches (4") in caliper size.

- (e.) Mulch – at the time of planting and for the life of the tree, all tree root areas shall be mulched with a minimum four foot (4') diameter ring of mulch, three to four inches (3"-4") deep. Mounding or piling mulch against the tree trunk is prohibited. Organic mulch such as shredded bark mulch, pecan hulls, cotton seed hulls or cypress mulch shall be used.
  - (f.) Landscaping Materials – the intent is to minimize expansive areas without plant coverage.
    - Living Material – living materials, such as lawn grass or herbaceous groundcovers like juniper or lirioppe, etc., shall cover a minimum of eighty percent (80%) of the landscaped street frontage buffer. Herbaceous groundcover shall be planted and maintained in a mulched bed. One hundred percent (100%) of living material is strongly encouraged.
    - 2) Non-Living Material – gravel, concrete, brick paver, other pavement, or organic mulch such as shredded bark mulch, pecan hulls, cotton seed hulls or cypress mulch may cover up to twenty percent (20%) of the landscaped street frontage buffer. Weed barrier or pre-emergent herbicides shall be installed or applied. For purposes of this calculation, the material used to construct a sign allowed shall not be counted.
- (3) Open Space – open space is defined as the area of the lot or development that is not in the right of way, the street buffer area, the building footprint, the signage footprint, or any parking lot constructed of impervious pavement. If the required street buffers, adjacent property buffers, landscaping and screening using landscaping materials do not provide a minimum landscaped area of ten percent (10%) of the total surface area of the lot or development, then owners shall incorporate a combination of vertical elements such as trees and shrubs, and ground cover such as grass or spreading ground cover, in the open space until the required percentage is achieved. The landscaping in the open space should enhance the design of the building and pedestrian spaces.



Open Space Preservation

- (4) **Adjacent Property Buffers** – when adjacent to the property line of a residential use, a five foot (5') landscaped area and a six-foot (6') opaque screen, as defined in Springdale Code of Ordinances Chapter 56, shall be required.

## 2.6 Lighting

- a. **Photometric Plans** – applicants shall submit a lighting plan subject to these lighting standards. A point-by-point calculation to show compliance with the lighting standards is required. The calculations shall be measured at grade for lighting levels within the development site. A cut sheet of proposed fixtures, including a candlepower distribution curve, shall also be submitted. A vertical plan footcandle calculation shall be submitted, based upon “maintained” values.
- b. **General Lighting Standards**
  - (1) **Pedestrian Walkway Lighting** – pedestrian-level, bollard light, ground-mounted lighting, or other low, glare-controlled fixtures mounted on building or landscape walls shall be used to light pedestrian walkways.
  - (2) **Lighting Height** – bollard type lighting shall be no more than four feet (4') high. See subsection below for lighting standards specific to parking areas.
  - (3) **Lighting for Security** – accent lighting on buildings is encouraged as a security feature and interior and exterior lighting shall be uniform to allow for surveillance and avoid isolated areas.
  - (4) **Illumination Levels**– pedestrian areas shall be illuminated to a minimum of one (1) footcandle.

- (5) Design of Fixtures/Prevention of Spillover Glare – light fixtures shall use cutoff lenses or hoods to prevent glare and light spill off the project site onto adjacent properties, buildings, and roadways.
- (6) Color of Light Source – lighting fixtures should be white, color-correct types such as metal halide or LED to ensure true-color at night and ensure visual comfort for pedestrians.



Building Sconce Lighting



Pedestrian Level /  
Accent Lighting



Parking Lot Lighting

#### c. Public and Private Street Light Standards

##### (1) Luminaire Fixture Height

- The mounting height for roadway luminaire fixtures shall be forty feet (40') as measured to the top of the fixture from grade.
- 2) Mounting height for accent fixtures at entry to be fourteen feet (14') high.

- (2) **Average Maintained Footcandles**
- (a.) **Non-Residential** – the minimum average maintained footcandles shall be .25 footcandle. For the purpose of this standard, the average maintained footcandle shall be calculated at 0.8 of initial footcandles (maintained).
  - (b.) **Maximum Footcandle Adjoining Residential Property** – the maximum maintained vertical footcandle at any adjoining residential property line shall be 0.3 footcandles, measured at five feet (5') above grade.
  - (c.) **Tall Pole Fixtures** – tall pole fixtures are to be Lithonia, D Series, Size 2, or Phillips RX1 Series with Pole 195 round tapered, graphite finish. Accent fixture at entry to be "Luminous Lighting Eclipse" or Lithonia "Omero" on round pole, graphite finish. Lamps to be color corrected LED°, 5000.
  - (d.) **Street Light Banners** – pole banners may be used on street lights with a pole banners may not have dimensions larger than 24" x 48" and may be approved by the Planning Commission only for community or development events. The streetlight pole banner attachment brackets may only be mounted at fifteen feet (15') above grade to the lowest bracket, and are to be included on every second pole. Such brackets should be of a size and material approved by the City.

d. **Parking Lot Lights**

- (1) **Luminaire Fixture Height Non-Residential** – the mounting height for luminaire fixtures shall not exceed forty-two feet (42') as measured to the top of the fixture from grade, including the concrete base.
- (2) **Average Maintained Foot Candles—Non Residential** – the maximum average maintained footcandles for all parking lot lighting shall be five (5) footcandles; the minimum average maintained footcandles shall be two (2) footcandles. For the purpose of this standard, the average maintained footcandle shall be calculated at 0.8 of initial footcandles (maintained). All areas within ten feet (10') of the building must have 0.5 footcandle minimum illumination.
- (3) **Average Maintained Foot Candles—All Uses** – the maximum average maintained footcandles for all parking lot lighting shall be five (5) footcandles; the minimum average maintained footcandles shall be two (2) footcandles. For the purpose of this standard, the

average maintained footcandle shall be calculated at 0.8 of initial footcandles (maintained). All areas within ten feet (10') of the building must have 0.5 footcandle minimum illumination.

- (4) Uniformity Ratios – luminaire fixtures shall be arranged in order to provide uniform illumination throughout the parking lot of not more than a 6:1 ratio of average to minimum illumination, and not more than 20:1 ratio of maximum to minimum illumination.

e. Canopy lights

- (1) Average Maintained Footcandles – the maximum average maintained footcandles under a canopy shall be 25 footcandles. Areas outside the canopy shall be regulated by the standards above.

- (2) Fixtures – acceptable fixtures and methods of illumination include:
  - Recessed fixtures – recessed fixtures incorporating a lens cover that is either recessed or flush with the bottom surface (ceiling) of the canopy.
  - Indirect lighting – indirect lighting where light is beamed upward and then reflected down from the underside of the canopy. Such fixtures shall be shielded such that direct illumination is focused exclusively on the underside of the canopy.

- f. Strobe Lights – strobe lighting is prohibited in all areas with the exception of lighting required in connection with automatic sprinkler system and building fire alarm water-flow alarms activated by water flow required by the Springdale Fire Department.

- g. On-Site Access and Parking Lot Lighting – on-site and parking lot lighting shall be high quality design throughout the development. Lighting to be Metal Halide or LED, color corrected to 3600° to 5000° Kelvin, and must include permanently affixed concrete or metal poles prefinished. Other lighting types may be considered on a specific case-by-case basis.

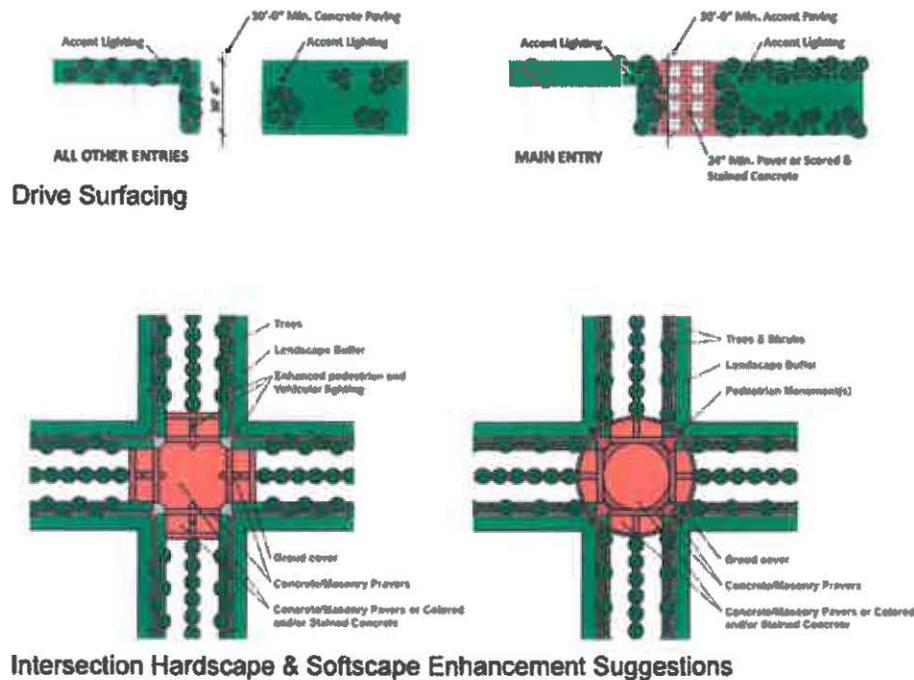
- h. Building Lighting – wall mounted lighting and ground mounted lighting may shine upward provided it is designed to keep light overspill to a minimum. Lighting shall be provided at special building design features and at all public entrances.

- i. Security Lighting – security lighting must be provided around all sides of the building at the minimum lighting levels as noted above.

## 2.7 Parking and Loading Areas

- a. General – parking shall be as outlined below. Remaining requirements for parking are as outlined in Chapter 130, Article 7 of the Springdale Code of Ordinances.
- b. Parking Layout and Design – width and depth of standard parking space shall be nine feet by nineteen feet (9' x 19'). Also, compact parking may be permitted for up to twenty percent (20%) of total parking spaces in a parking lot that contains at least twenty-five (25) parking spaces. Compact space size shall be 8' x 16'.
- c. Accessibility – accessible spaces must meet the current version of the Americans with Disabilities Act (ADA) and any state requirements. In general, spaces shall be minimum eight feet (8') wide with a five feet (5') wide access aisle adjacent to the space. Van spaces shall be a minimum of eight feet (8') wide with an eight feet (8') wide access aisle adjacent to the space. Alternatively, a Van space may be eleven feet (11') wide minimum with a five feet (5') wide access aisle adjacent to the space.
- d. Off-Street Parking
  - (1) Entrance and/or Exit Drives – permitted entrance and/or exit drives may provide for off-street parking areas so long as the parking is set back from the street right-of-way line a minimum of ten feet (10'). No off-street parking area shall be located within five feet (5') of any other property.
  - (2) Parking Garages– parking garages may be provided for satisfying the off-street parking requirements so long as it otherwise meets the provisions of Springdale Code of Ordinances Chapter 130 Article 7 Section 14 relating to off street parking. Exterior design of the parking garage to meet the requirements of Section 2.4n of this Article.
- e. On-Street Parking – on-street parking is allowed as provided by City Code. This cannot be assigned or dedicated parking. On street parking shall be parallel parking, minimum eight feet wide by twenty-two feet (8" x 22') long spaces, striped with contrasting color (white or yellow).
- f. Combined Parking – in the event the POA is established and if the Property Owner is a member of the POA, certain uses that do not share the same operating hours may share parking spaces. Shared parking requires a written reciprocal parking agreement by involved parties and with approval calculations by the City. Uses with hours of operation different from commercial or retail might include educational, entertainment, cultural, religious, etc.

- g. Off-Street Loading – a loading space of twelve foot by thirty foot (12' x 30') and fourteen foot (14') height clearance shall be provided for a building of 8,000 square feet up to 50,000 square feet, and one (1) additional space for every fifty thousand (50,000) square feet of building or fraction thereof for any commercial use.
- h. Parking and Storage of Certain Vehicles – in commercial districts, recreational vehicles, trailers, commercial vehicles, or combinations of vehicles exceeding twenty-four feet (24') in length shall not be parked within any commercial zoned property, except for the purpose of loading or unloading or if allowed through a conditional use permit on the site. No vehicle shall be parked overnight and used for permanent or temporary habitation.
- i. Surfacing – asphalt paving or concrete paving is required in all parking and drive areas – also for all areas used for storage. An approach depth of thirty feet (30') of concrete paving is required at all drive connections to public streets.



## 2.8 Water Management

- a. Water Elements and Standing Water – water features are encouraged to be incorporated into the project. These may be used for retention, detention, or for amenities for the site development. Specific design should incorporate a hard edge or soft edge, fountains, aquatic plantings, and other features to provide for a well-maintained amenity.

- b. **Retention/Detention** – each site development is encouraged to incorporate water management practices, including allowable storm water runoff. Refer to the latest edition of the City of Springdale Drainage Criteria Manual. If needed, retention or detention may be accomplished on site assuming then that a regional detention program has been established. If a regional detention program is established temporary detention will be encouraged until the regional detention site has been completed.
- c. **Off-Site Drainage** – with the establishment of a regional retention or detention program, landowners may be allowed to participate in the program with an agreement to provide funding to the off-site owner upon whose land the regional retention or detention will occur.
- d. **Irrigation** – All landscaping areas located on non-residential and multi-family developments are required to be irrigated with underground piped irrigation systems. The water source may be from City provided water, or from other natural sources.

2.9 **Access Management** – access management, control points, roadway design, and circulation shall meet all requirements of the City of Springdale ordinances and access control standards.

## 2.10 General Items

- a. **Wind Turbines** – turbines or windmills may only be allowed as generating equipment or an aesthetic icon. Maximum size to be 1½ times maximum building height on site, not to exceed sixty feet (60'). Fan blade to be vertical style.
- b. **Solar Panels** – solar panels may occur on roofs only, and are to be positioned flat onto a sloped building roof, or placed in an area visible to the customer areas or adjacent residential zoning.
  - (1) Noise level of unit or sound equipment may not exceed 65 decibels when measured at the property line.
  - (2) May not include drive in service.
  - (3) Must have hooded or shielded exterior lighting.
  - (4) May not have signage that projects more than six inches (6") from unit.
  - (5) Must keep the area clear of liter and debris at all times.
  - (6) May operate only between the hours of 6:00 a.m. and 10:00 p.m. without specific variance.
  - (7) No permanent water or wastewater connection is permitted. Electrical power may be provided by temporary service by connection or on board generator.

- c. Crime Prevention Through Environmental Design – the Design Standards and Operational Guidelines of C.P.T.E.D. (Crime Prevention Through Environmental Design) are strongly recommended.
- d. Sound Levels– sound level maximums to be per City standards.
- e. Sustainable Design – sustainable principals are strongly encouraged to be incorporated into the Site and Building Design and Operational parameters of the development. Guidelines such as the USGBC – LEED rating system or Green Building Initiative – Green Globes rating system and Low Impact Design on Landscaping (L.I.D. Manual) are provided to establish minimum guidelines for design, construction, and operations of the project. (Buildings meeting the minimum of “Certified” under the LEED system or an equivalent will be given special consideration in exterior design review - for design elements required to meet the rating.)

## 2.11 Definitions

For the purposes of this article, certain terms or words used herein shall be interpreted as follows:

The word “person” includes a firm, association, organization, partnership, trust, company, or corporation, as well as an individual.

The present tense includes the future tense, the singular number includes the plural, and the plural number includes the singular.

**Accessory Structure** – a structure detached from a principal building and customarily used with, and clearly incidental and subordinate to, the principal building or use, and ordinarily located on the same lot site or with such principal building.

**Adjacent or Abutting** – to physically touch or border upon, or to share a common property line or border. “Adjacent” or “abutting” shall include properties or uses that are separated by a drive, street, or other public-dedicated right-of-way.

**Arcade** – a series of arches supported on piers or columns

**Balcony** – a platform projecting from the wall of an upper-story enclosed by a railing, with an entrance from the building and supported by brackets, columns, and cantilevered out.

**Berm** – an earthen mound designed to provide visual interest, screen undesirable views, decrease noise, and/or control or manage surface drainage.

**Buffer** – open spaces, landscaped areas, fences, walls, berms, or any combination thereof, used to physically separate or screen one use or property from another so as to visually shield or block noise, lights, or other nuisances.

**Building Form** – the shape and structure of a build as distinguished from its substance or material.

**Building Mass** – the three-dimensional bulk of a building height, width, and depth.

**Building Scale** – the size and portion of a building relative to surrounding buildings and environs, adjacent streets, and pedestrians.

**Carport** – an accessory structure used for a parking of motor vehicles. A carport has roof, but is distinguished from a garage in that a carport is enclosed on no more than three sides.

**Commercial Center, Large** – a “large commercial center” contains one or more commercial buildings or establishments with 50,000 square feet or more (gross floor area).

**Commercial Center, Small** – a “small commercial center” contains one or more commercial buildings or establishments and all the buildings in the center contain less than 50,000 square feet (gross floor area)

**Commercial Development** – all retail, office, restaurant, service, hotels, motels, and similar businesses, but shall not include industrial uses. However, any office or industrial development or building that includes more than a twenty percent (20%) retail component by square footage shall be subject to these Commercial Design Guidelines and Standards.

**Common Open Space** – land within or related to a multi-family development, not individually owned or dedicated for public right-of-way use but generally owned and maintained by the developer, owner, or a property owners association, that is designed and intended for the common use or enjoyment of the residents of the development and their guests, and may include such complementary structures and improvements as are necessary, appropriate, and permitted under this chapter.

**Density** – the number of dwelling units allowed per acre of a development site or parcel.

**Development Area** – the area defined by a single development plan, as defined by the Springdale Code of Ordinances, for the development of one or more parcels of land.

**Elevation** – the external faces of a building; also a mechanically accurate, “head-on” drawing of any one face (or elevation) of a building or object, without any allowance for the effect of the laws of perspective.

**Façade** – any side of a building. The front façade” is the front or principal face of a building, generally defined by the location of the majority of public entrances into the building.

**Fence** – a man-made barrier of any material or combination of materials erected to enclose, screen, or separate areas.

**Floor Area Ratio** – the relationship of the total gross floor area of a building to the land area of its site, as defined in a ratio which the numerator is the gross floor area, and the denominator is the site area.

**Garage** – an accessory building or portion of a main building primarily used for storage of motor vehicles. A garage is distinguished from a carport in that a garage is enclosed on more than three sides, so that the stored or parked car is contained entirely inside the building.

**Guidelines** – advisory regulations, which are indicated by use of the terms may and should.

**Kiosks sign** – a multi-sided structure for the display of signs.

**Major Tenant** – within a commercial center that does not fit the definition of “Large Commercial Center” any user or tenant containing 15,000 square feet or more of gross floor area. Where more than one user or tenant in such a center contains more than 15,000 square feet, the user or tenant with the largest amount of gross floor area shall be considered the center’s “major tenant”.

**Maximum Extent Feasible** – nor feasible and prudent alternative exists, and all possible efforts to comply with the regulation or minimize potential harm or adverse impacts have been undertaken. Economic considerations may be taken into account but shall not be the overriding factor in determining “maximum extent feasible.”

**Maximum Extent Practicable** – under the circumstances, reasonable efforts have been undertaken to comply with the regulations or requirements, that the cost of additional compliance measures clearly outweigh the potential benefits to the public or would unreasonably burden the proposed project, and reasonable steps have been undertaken to minimize any potential harm or adverse impacts resulting from the noncompliance.

**Mixed-Use Development** – a single building containing more than one principal permitted land use or a single development of more than one building containing more than one principal permitted land use. Such land uses may include office, retail, residential, or services uses such as hotels and motels. In a mixed-used development, the different types of land uses are in close proximity, planned as a unified complementary whole, and functionally integrated to the use of vehicular and pedestrian access and parking areas.

**Multi-Family Development** – a building or portion thereof designed exclusively for occupancy by five or more families in five or more dwelling units and commonly referred to as a townhome or townhouse, or apartment.

**Natural Features** – includes, but are not limited to, flood plains, and surface drainage channels, stream corridors and other bodies of water, steep slopes, prominent ridges, bluffs, or valleys, and existing trees and vegetation.

**Orient** – to bring in relation to, or adjust to, the surroundings, situation, or environment; to place with the most important parts (e.g., the primary building entrance and the designed “front” of a building) facing in certain directions; or to set or arrange in a determinate position, as in “to orient a building.”

**Pad Site** – typically used in the context of retail shopping center development, a building or building site that is physically separate from the principal or primary building and reserved for free-standing commercial uses, each such use containing not more than 15,000 square feet of gross floor area. Typical pad site uses include, by way of illustration only, free-standing restaurants, banks, and auto services.

**Primary or Principal Building** – the building or structure on a commercial development site used to accommodate the majority of the principal permitted use(s). When there are multiple buildings on a commercial development site, such as in a shopping center, the primary or principal building shall be the one containing the greatest amount of gross floor area. Buildings sited on pad sites or free-standing kiosk/ATM machines cannot be “primary” or “principal” buildings.

**Standards** – mandatory regulations, which are indicated by use of the terms “shall” and “must”.

**Steep slopes** – any portion of a development site where the natural grade of the land has a slope of thirty percent (30%) or greater.

### **Sec 3. – Signs**

- 3.1 Purpose – this section governs the type, size and location of signs in the overlay district. Only the sign types and locations provided for herein shall be allowed and no variances from the provisions of this section shall be permitted within the overlay district.
- 3.2 Definitions – the definitions set forth in Springdale Code of Ordinances Chapter 98 except as modified below:
- a. Awning sign – an Attached Sign with its copy on a shelter made of any material, such as fabric, flexible plastic, or metal, that is supported by or stretched over a frame and attached to an exterior wall of a building or other structure.
  - b. Attached sign – a type of sign allowed in the Overlay District that is permanently attached to or painted on a wall of a building or structure.
  - c. Banner – a Miscellaneous Sign attached to or applied on a strip of cloth, vinyl, or similar material and attached to a pole.
  - d. Blade – an Attached Sign that projects from an attachment to a wall which is mounted with at least seven feet six inches (7'-6") clearance from the bottom of the sign to grade (sidewalk or ground).
  - e. Canopy sign – an Attached Sign that is mounted, painted, or otherwise applied on or attached to a canopy or structural protective cover over an outdoor area.
  - f. Changeable Message Sign – a sign displaying static images that may display different designs, messages, or advertisements and that may include LED/LCD elements, slide lettering, or other changeable message technology. The message or image cannot flash or change more often than once every 30 seconds.
  - g. Construction Identification Sign – a Miscellaneous Sign which identifies architects, engineers, contractors and other individuals or firms involved with construction on premises, the name of the building or development, the intended purpose of the building, and/or the expected completion date.
  - h. Door Sign – an Attached Sign which is painted on or etched onto or into a door. A sign in a window which is part of a door is a door sign for the purposes of this exhibit.
  - i. Exterior Building Wall - a wall that fronts on a street, drive, parking lot, or public area.
  - j. Free-standing sign – a type of sign allowed in the Overlay District that is a permanent sign that is supported wholly or in part by some structure other than a building or other structure whose principal function is something other than the support of the sign.
  - k. Illuminated Sign – any sign that is directly lighted by any electrical light source, internal or external. This definition does not include signs that are illuminated by street lights or other light sources owned by any public agency or light sources that are specifically operated for the purpose of lighting the area in which the sign is located rather than the sign itself.

- l. **Incidental Sign** – a **Miscellaneous Sign** giving information or direction for the convenience and necessity of the public such as "entrance", "exit", "no admittance", "parking", etc.
- m. **Kiosk Sign – Commercial** – a **Free-standing on premise sign** that carries a message, statement, or expression related to the commercial interest of the sign owner, lessee, author or other person responsible for the sign message. Commercial kiosk signs shall not exceed eight feet (8') in height and thirty (30) square feet in area; however, a round kiosk sign may be a maximum of fifty (50) square feet in area. Kiosk signs may be internally or externally illuminated.
- n. **Kiosk Sign – Noncommercial** – a **Free-standing Sign** that may be an on premise sign or a non-premise sign that carries no message, statement, or expression related to the commercial interest of the sign owner, lessee, author or other person responsible for the sign message. Noncommercial kiosk signs shall not exceed eight feet (8') in height and thirty (30) square feet in area; however, a round kiosk sign may be a maximum of fifty (50) square feet in area. Kiosk signs may be internally or externally illuminated.
- o. **Miscellaneous Sign** – a type of sign outlined in the **Overlay District** that may be an attached or a free-standing sign as specifically set forth in this exhibit.
- p. **Monument Sign** – a **Free-standing Sign** that is supported by a solid base (other than poles) such that the bottom of the sign face is three feet (3') or less above grade and no air space is visible within or between any portion of the sign display area and sign structure. A monument sign may identify a project or district, or marking an entrance, which can incorporate a single or multiple licensed business listing.
- q. **Multiple Tenant Sign** – a sign intended to provide identification to a multiple tenant commercial development in which more than two (2) tenants occupy.
- r. **Obsolete Sign** – a sign relating to or identifying a business or activity which has not been conducted on the premises for six (6) months, or to a transpired event or a sign which has missing or broken panels, broken or damaged supports or frame, or otherwise displays inadequate maintenance, dilapidation, obsolescence or abandonment.
- s. **Project Announcement Signs** – a **Miscellaneous Sign** that is used to announce upcoming events such as "Grand Opening" or "Coming Soon" or an incoming business.
- t. **Project Banner** – a **Miscellaneous Sign** attached to or applied on a strip of cloth, vinyl, or similar material and attached to a wall, pole, or light standard. An example of a Project Banner sign is included as Appendix 3. Project Banners may have an area up to fifteen (15) square feet. A permit is not required to install a Project Banner sign.
- u. **Project Identification Sign** – a **Miscellaneous Sign** located on the premises for identification of the Development Area.

- v. **Projecting Sign** – an Attached Sign forming an angle with a building which extends from the building and is supported by the building.
- w. **Pylon Sign** – a Free-standing-sign identifying a district or marking an entrance, for multiple licensed business listings.
- x. **Real Estate Sign** – a Free-standing sign advertising the premises for sale, rent or lease.
- y. **Roof Sign** – an Attached sign which is higher than the roof to which it is attached. Signs attached to the lower slope of a roof or attached to a parapet wall above a flat roof are considered wall signs. Signs on mansard or canopy roofs are considered wall signs.
- z. **Sandwich Board** – a Free-standing Sign with two (2) large boards bearing a sign display on each side, hinged at the top with one (1) board in front and the other behind creating an “A” frame, used for advertising.
- aa. **Secondary Sign** – a sign that does not identify the licensed business, but references goods sold or services performed in the facility.
- bb. **Sign Area** – the area enclosed by the smallest imaginary regular shape (e.g., parallelogram, triangle, circle, trapezoid, etc.), or combination of regular shapes that will encompass the extreme limits of the writing, representation, emblem, or other display, together with any material or color forming an integral part of the display or used to differentiate the sign from the backdrop or structure against which it is placed. Sign Area does not include such features as decorative or ornamental elements or features, borders, trims, or any supporting structure that is used solely for support of the sign, such as poles, columns, and cable or decorative fence, screening device, or wall. An example of Sign Area can be found as Appendix 5.
- cc. **Single Tenant Sign** – a sign intended to provide identification to a building with a single tenant only.
- dd. **Suspended Sign** – an attached sign which is attached to the underside of a horizontal plane or arm and is supported by the horizontal plane.
- ee. **Temporary Sign** – a Miscellaneous Sign which is intended for temporary use or which is not permanently mounted and intended for a designated period of time.
- ff. **Trade Dress** – branding or other features that represent a licensed business’s unique or distinct colors, materials, elements, shapes, designs, or other similar features that are trade-marked, service marked, or copyrighted designs that identify a national business or that presents to the public a recognizable brand, product or business concept.
- gg. **Wall Sign** – an Attached Sign other than a projecting sign or a temporary banner sign, which is permanently attached to or painted on any wall of any building and projects from the plane of the wall less than twelve inches (12”).
- hh. **Window Sign** – an Attached Sign which is not a temporary sign and which is attached to, painted on or etched into a window or which is displayed within twelve inches (12”) of the window and is legible from outside the window.

3.3 Common Signage Plan – sign permits shall be issued pursuant to Springdale Code of Ordinance Chapter 98 however, prior to the issuance of any sign permit in the overlay district a common signage plan for the development shall be filed with the Planning Department and approved.

a. The Common Signage Plan shall consist of drawings, sketches and/or photographs to be submitted and kept on file to demonstrate the common signage plan. The common signage plan shall consist of three (3) elements:

- (1) Location – identification of sign locations on all buildings and property.
- (2) Materials – description of the type of allowed sign and sign materials, including construction materials and proposed lighting, if any.
- (3) Size – itemization of each sign type, size and/or area at identified locations.

b. Multiple Signs – where more than one sign is located on a property, or where more than one building or business is located in a single development project, such as a shopping center, the common signage plan will demonstrate that these elements create consistency and uniformity among signs within the project. The requirements of a common signage plan shall apply to all businesses within a related project, even if the properties have been subdivided.

c. Review and Approval of Common Signage Plan – the Common Signage Plan shall be reviewed by the Planning Department for compliance with zoning and overlay district requirements.

d. Minor Alterations – minor alterations in sign locations resulting from unexpected conditions on site may be approved by the Planning and Community Development Director or the Director's designated representative and shall be documented by the submission of a revised Common Signage Plan.

e. Amendments – revisions or amendments to the common signage plan shall require documentation from all tenants on the property and shall be submitted for approval.

### 3.4 Sign Permitting

a. Permit Application – a sign permit application as set forth in Springdale Code of Ordinances Chapter 98 shall be submitted and reviewed by the Building Inspection Department for compliance with construction and

installation standards, electrical and ICC Building Code requirements prior to issuance of a sign permit.

- b. **Sign Installation Permit** – a Sign Installation Permit to erect or install the approved signs may be issued following the approval of the Common Signage Plan and sign permit application. The applicant shall request an inspection after installation of permanent signs.
- c. **Sign Permit** – a Sign Permit shall not be issued until inspections have been conducted and any outstanding issues corrected.
- d. **Expiration of Sign Installation Permit** – a Sign Installation Permit, to erect or install a permanent sign, shall be null and void if sign installation is not completed within six (6) months or the signs are not in conformance with the approved Common Signage Plan and permit application. The Building Inspector may grant one thirty (30) day extension to the sign permit.
- e. **Revocation of Permits** – the Planning Director and Building Inspector or their designee may revoke a Sign Installation Permit or an approved Sign Permit if a sign is found to be in violation of this section.

### 3.5 Signs Allowed Without a Permit

- a. **Identification Signs** – customary identification signs, such as: building number, addresses, private parking signs, or no trespassing signs that are no larger than three (3) square feet in sign area.
- b. **Incidental or directional signs** – signs that give information or direction for the convenience and necessity of the public, such as “entrance”, “exit”, “no admittance”, “telephone”, or “parking, subject to the following regulations:
  - (1) Maximum area – three (3) square feet
  - (2) Maximum height – four feet (4’)
  - (3) Subject – shall not contain any logos
- c. **Interior signs/window sign.** Signs visible only from the interior of a structure, such as in a mall, where they are not visible from a public right-of-way or public space. Any sign, pictures, symbol or combination thereof that is placed inside a window or upon the window panes or glass and is visible from the exterior of the window shall not exceed 40% of the window area.
- d. **Non-profit announcements** – announcements by public or non-profit organizations of fund raising events, special events or activities of interest to the general public, other than political signs, subject to the following regulations.
  - (1) Maximum area – thirty-two (32) square feet

- (2) Maximum number allowed – one (1) per lot, tract or parcel
  - (3) Time period – signs may be erected up to two (2) weeks prior to the event.
  - (4) Removal – signs shall be removed within three (3) days after the event.
  - (5) Banner attachment – shall be attached to a fixed structure, either a building or freestanding sign
- e. Allowed special event signs – when a property owner agrees to allow a non-profit announcement on their property, such sign shall not count toward the special sales event and promotion signage allowed by this article.
  - f. Political signs – as allowed in Springdale Code of Ordinances Chapter 98.
  - g. Public notice – any notice or warning required by valid and applicable federal, state or local law, regulation or ordinance.
  - h. Public sign – any federal, state or local traffic control or other public sign.
  - i. Institutional directional signs – off-site signs directing a person to an institution shall meet the following conditions:
    - (1) Maximum area – Six (6) square feet.
    - (2) Maximum height – Eight feet (8').
    - (3) Maximum number permitted – Four (4) per institution.
    - (4) Subject – such signs may only bear the name and address of the institution with direction and distance to the facility.
    - (5) Permission – such signs require property owner permission and may not be placed on the right-of-way.
  - j. Historical or Memorial Marker. A sign or tablet attached to a building, indicating the date of construction and/or the names of the building or the principals involved in its construction. Also an attached sign on bona fide historic buildings.
  - k. Traffic Control Signs – traffic control signs on private property such as “stop”, “yield”, and similar signs, the face of which meet Arkansas Department of Transportation standards, subject to the following regulations:
    - (1) Maximum area – Eight (8) square feet.
    - (2) Subject – such sign shall not contain a logo or commercial message.
  - l. Vending Machine Signs – signs on the face of a vending machine or product dispenser that refers to the product being sold or dispensed, or

provides instructions for machine use. In addition, one sign not exceeding 4 square feet in area and containing information on the product being sold or dispensed or on products available on the same site may be attached to a vending machine or product dispenser.

- m. Temporary Window Signs – signs of a temporary nature affixed to or painted on the inside surface of a window, provided that such signs are not illuminated.

### 3.6 Prohibited Signs

- a. Obsolete signs – as defined in Section 3.2 above or are overgrown with vegetation.
- b. Off-site signs – signs that direct attention to a business, commodity, service or entertainment not conducted, sold or offered on the premises where the sign is located. Off-site signs include any sign which has been used as an off-site sign at any point after the adoption of this overlay district. This provision shall not prohibit the following signs:
  - (1) Off-site signs that existed on or before the adoption of this overlay district.
  - (2) Off-site signs that are located along federal aid primary highways or interstate highways for which sign compensation is regulated by state and federal law.
  - (3) Off-site signs that were erected and are permitted and maintained in compliance with state regulations and this exhibit; and
  - (4) Off-site signs specifically permitted within this overlay district.
- c. Portable signs – any sign not permanently attached to the ground or other permanent structure, including but not limited to signs: with attached wheels; gas, air or hot air filled displays; and hand carried signs promoting a commercial interest.
- d. Vehicle signs – signs attached to or painted on vehicles including automobiles, trucks, boats, campers, and trailers, which are parked on or otherwise utilizing a public right-of-way, public property or on private property so as to be intended to be viewed from a vehicular right-of-way for the basic purpose of providing advertisement for products or services or directing people to a business or activity. This definition is not to be construed to include those signs that identify a firm or its principal products on a vehicle or such advertising devices as may be attached to and within the normal unaltered lines of the vehicle of a licensed transit carrier, when and during that period of time said vehicle is regularly and customarily used to traverse the public highways during the normal course of business.

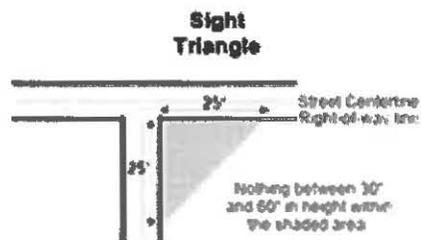
e. Signs placed upon a tree or a natural, in place rock.

3.7 Nonconforming, Obsolete, and Unpermitted Signs – signs which were lawful at the time of their construction or placement but are not in conformance with this exhibit shall be permitted to be maintained as nonconforming signs until such time that the sign is damaged or in a state of disrepair or with a change of use of the site. At that time, the sign shall be replaced with a sign compliant with this section.

### 3.8 Permitted Signs

#### a. General Requirements

- (1) Code Compliance – all signs shall be erected, displayed, altered, and reconstructed in conformance with this article, applicable City regulations and applicable provisions of the ICC Building Code and the National Electrical Code.
- (2) Materials – all signs shall be constructed of permanent materials and permanently affixed to the ground or building except as otherwise set forth in this article and except for the following signs; real estate signs; window signs; and political and election signs.
- (3) Sight Triangle – installation of a sign shall not constitute a hazard to traffic including but not limited to signs located within the site triangle of an intersection. The sight triangle is defined by a triangular area formed by a diagonal line connecting two points on intersecting street rights-of-way, measured twenty-five feet (25') along each right-of-way starting at the intersection point.

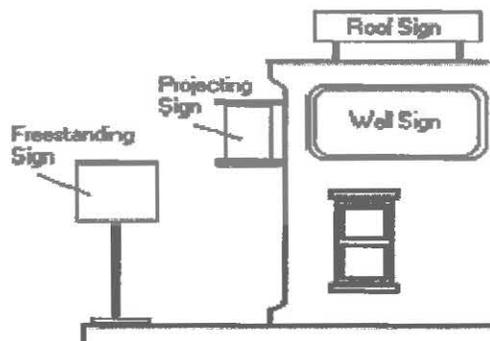


- (4) Maintenance – all signs, to include permanent and temporary signs and signs that do and do not require a permit, shall be maintained in good condition, kept free of cracked or peeling painting, missing or damaged sign panels or supports, and weeds, grass or vegetation which obscures the view of the sign message. Sign landscaping shall be maintained so as not to interrupt the view of the sign.

- (5) Obstruction – installation of a sign shall not block entrances or exits to buildings including windows, doors, and fire escapes.
- (6) In public right-of-way – sign, including supports, frames, and embellishments, shall not be located within a public right-of-way and or attached, affixed, or painted on any utility pole, light standard, utility box or pedestal, tree, rock or other natural object located within the public right-of-way or on public property, except as specifically permitted in this section. Generally, signs located away from the street behind the sidewalk or utility poles shall be considered to be located outside the public right-of-way.
- (7) Illumination – signs may be illuminated as outlined below:
  - (a.) Source – illumination shall be in a manner which avoids glare or reflection which in any way interferes with traffic safety. External illumination is preferred.
  - (b.) Internal illumination – internally illuminated signs in all districts shall have an opaque background and translucent copy.
  - (c.) External illumination – external illumination shall be selected, located, aimed and shielded so that direct illumination is focused solely on the sign face, away from adjoining properties and public street right-of-way. Down-lighting is preferred.
  - (d.) Strung lights – signs shall not be illuminated by a string of lights placed around the sign.
- (8) Changeable Copy Signs – manual changeable copy signs and electronic changeable copy signs shall be allowed as outlined subject to the following:
  - (a.) Areas – see specific type sign for maximum areas of a sign devoted to changeable copy.
  - (b.) Animation – signs, or any means of advertising, with the illusion of movement by means of a preprogrammed repetitious sequential switching of action in which illuminated elements of the sign are turned off or on to visually simulate the impression of motion characteristic of chasing, running, blinking, oscillating, twinkling, scintillating, or expanding and contracting light patterns. Illumination of attraction devices or signs that fluctuates in light intensity shall be prohibited. In no instance shall changeable copy signs produce fluctuating illumination or animation.
  - (c.) Copy rotation – each message shall be displayed for at least 30 seconds before alternating to the next message. Messages shall be permitted to scroll from one direction onto

the message boards so long as the message remains on the message board for at least 30 seconds before scrolling off.

- b. Permitted Sign Types – the following sign types are the **only** signs allowed in the Overlay District and must be permitted as outlined in section 3.4 above prior to installation.
- (1) Free-standing Signs – pylon; gateway; icon; monument, kiosk, sandwich board.
  - (2) Attached signs – wall, canopy and awning signs, door and window signs and blades.



- (3) Miscellaneous Signs – banners, project announcement signs, land available and real estate signs, wind devise signs.

c. Requirements for Specific Sign Types

(1) Free-Standing Signs

(a.) Pylon Sign Type 1 – See examples in Section 3.8c(5) for sign design.

- Size – maximum allowable height of sixty feet (60'); maximum area of seven hundred (700) square feet per sign area.
- Location – allowed only along the road frontage of an expressway as identified on the adopted Master Street

Plan. Signs shall be placed no closer than two hundred feet (200') from side property lines.

- Setback – minimum setback of fifteen feet (15') from the right-of-way of said street and a maximum setback of twenty five feet (25').

(b.) Pylon Sign Type 2 – See examples in Section 3.8c(5) for sign design.

- Size – maximum allowable height of forty feet (40'); maximum sign area of five hundred (500) square feet per sign area.
- Location – allowed only along the road frontage of an expressway; and arterials as identified on the adopted Master Street Plan. Signs shall be placed no closer than one hundred feet (100') from side property lines.
- Setback – minimum setback of fifteen feet (15') from the right-of-way of said street and a maximum setback of twenty-five feet (25').

(c.) Pylon Sign Type 3 – See examples in Section 3.8c(5) for sign design.

- Size – maximum allowable height of twenty feet (20'); maximum sign area of two hundred eighty (280) square feet per sign area.
- Location—allowed only along the road frontage of an expressway; arterials; and major or minor collector as identified on the adopted Master Street Plan. Signs shall be placed a minimum of two hundred feet (200') for another sign on the same property. Although this will not restrict the ability to place at least one (1) sign per property.

(d.) Monument Sign 1 – See examples in Section 3.8c(5) for sign design.

- Size – maximum allowable height of twelve feet (12'); maximum sign area of one hundred (100) square feet per sign area.
- Location – allowed along all street frontage in the overlay district. Signs shall be placed a minimum of one hundred fifty feet (150") apart.

- (e.) Monument Sign 2 – See examples in Section 3.8c(5) for sign design.
- Size – maximum allowable height of ten feet (10'); maximum sign area of one hundred (100) square feet per sign area.
  - Location – allowed along all street frontage in the overlay district. Signs shall be placed a minimum of 100 hundred feet (100') apart.
- (f.) Sandwich Board or "A" Frame – designed and constructed so as to promote and not visually obscure the significant architectural features of the overlay district.
- Size – maximum sign height shall be three feet (3'), maximum sign width shall be two feet (2')
  - Location – sidewalks must be at least ten feet (10') wide in order to erect or maintain a sandwich board or "A" frame sign. Signs must be properly anchored (temporarily) or weighted against the wind. Sign shall not be placed in front of adjoining tenant.
  - Removal – sidewalk signs permitted under this section shall be removed each day by close of business, and be replaced or removed when the appearance or condition of the sign deteriorates through damage, weathering etc.
- (g.) Changeable message board – chalkboards or changeable letters may be used for daily changing messages. Signs must be removed after business hours.
- (h.) Highway Icons – obliques, towers, freestanding columns or other vertical freestanding elements.
- Size – shall be allowed up to seventy-five feet (75') tall and ten feet by ten feet (10'x10') at the base.
  - Informational sign – an icon sign may have an information sign included for community activities, but no specific tenant advertising.
  - Changeable Message Board – may have a changeable message board with a maximum size of two hundred fifty (250) square feet.
- (i.) Gateway Signs –
- (j.) Kiosk Signs. in Section 3.8c(5) for sign design.

- Size – maximum height eight feet (8'); maximum sign areas thirty (30) square feet; however a round kiosk sign may be a maximum of fifty (50) square feet in sign area.
- Location – may be placed on private developments, or in public right-of-way by specific agreement with the City. Minimum spacing is two hundred feet (200') between signs and fifty feet (50') from a street intersection with confirmation of compliance with visibility triangle requirements.

## (2) Attached Signs

### (a.) General Requirements – includes wall, canopy and awning signs.

- Total square footage of all attached signs located on a canopy or on a given side of a building shall not exceed twenty percent (20%) of the total square footage of the wall area on that side of the building, up to a maximum eight hundred (100) square feet.
- Signs shall be composed of individual, freestanding letters unless this conflicts with a part of the tenant's national identity or trade dress. The freestanding letters may be placed on a backing plate. Signs that propose non-freestanding letters may be allowed, with specific approval. All necessary sign supports and electrical connections shall be concealed.
- Illumination, internally – illuminated signs must derive light from a concealed source, except exposed neon signs must be enclosed with a can and have a clear cover of Plexiglas. No other exposed lamps, or tubes will be permitted. The minimum depth for illuminated signs shall be four inches (4"). Illuminated signs may be "pegged out" from mounting surface for silhouette effects.
- Illumination, externally – signs may be externally illuminated by wall mounted fixtures. External illumination must direct light at the sign only and avoid spill-over of light.
- No exposed Neon or LED "strip" or "accent" lighting is allowed on the building or adjacent facades. Neon or

LED within a cove, which hides the lamp source but allows light to spill outward on the building face, may be allowed with specific approval.

(b.) Wall Signs

i. Total square footage of all attached signs located on a canopy or on a given side of a building shall not exceed twenty percent (20%) of the total square footage of the wall area on that side of the building, up to a maximum eight hundred (100) square feet.

ii. Signs shall be composed of individual, freestanding letters unless this conflicts with a part of the tenant's national identity or trade dress. The freestanding letters may be placed on a backing plate. Signs that propose non-freestanding letters may be allowed, with specific approval. All necessary sign supports and electrical connections shall be concealed.

iii. Illumination, internally – illuminated signs must derive light from a concealed source, except exposed neon signs must be enclosed with a can and have a clear cover of Plexiglas. No other exposed lamps, or tubes will be permitted. The minimum depth for illuminated signs shall be four inches (4"). Illuminated signs may be "pegged out" from mounting surface for silhouette effects.

iv. Illumination, externally – signs may be externally illuminated by wall mounted fixtures. External illumination must direct light at the sign only and avoid spill-over of light.

v. No exposed Neon or LED "strip" or "accent" lighting is allowed on the building or adjacent facades. Neon or LED within a cove, which hides the lamp source but allows light to spill outward on the building face, may be allowed with specific approval.

(c.) Canopy Sign – One (1) sign is permitted per licensed business for each of the business's customer entrances.

- Attached canopy – shall not extend upward to a height greater than the highest part of the roof or any exterior wall on which it is mounted. In no case shall the sign extend beyond the vertical edge of the canopy to which it is attached.

- Freestanding canopy – for determining the maximum allowable signage area for a free standing canopy the side of the building with the customer entrance that allows the canopy sign shall be the side of the building that is used for calculating the square footage of wall space.
  - Fuel canopies – signage for fuel canopies shall be limited to log signs.
- (d.) Awning Sign. One (1) fixed awning sign is permitted per awning and are allowed in addition to canopy signs. The sign shall be flat against the surface of the awning with a clearance of eight feet (8') above a public right-of-way or front yard. The sign shall be not be closer than two feet (2'), measured in horizontal distance, from the curb line of any street. Any fabric awning valance may not extend more than 1 foot below the rigid mount of the awning.
- (e.) Door Sign
- (f.) Window Sign – any sign, pictures, symbol or combination thereof that is placed inside a window or upon the window panes or glass and is visible from the exterior of the window shall not exceed forty percent (40%) of the window area.
- (g.) Blade Sign – Refer to Appendix \_\_\_ for an example
- Number of signs – a one (1) blade sign is permitted per tenant. Corner tenants are permitted two (2) blade signs, one on each storefront opening or entry.
  - Size - Maximum sign area of twelve (12) square feet per tenant. Minimum clearance below sign to be seven feet six inches (7'6").
- (3) Miscellaneous Signs – the following types of miscellaneous signs shall be permitted.
- (a.) Banners -- sign ordinance requirements
- (b.) Project Announcement Signs
- Size -- maximum sign areas not exceeding one hundred (100) square feet per sign area for the purposes of selling or leasing parcels. All Project Announcement Signs must be at least two hundred feet (200') apart.
  - Materials -- all signs must be constructed with a metal frame (or painted wood posts of three inches (3") by three inches (3") minimum), and have acrylic or metal

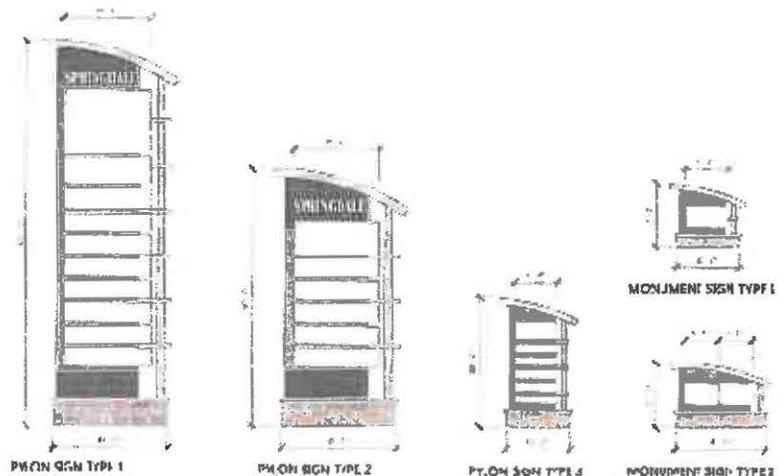
panels and comply with the color palate adopted as part of the Overlay Design Standards. A typical Project Announcement Sign can be found in Appendix 4.

- (c.) Land Available and Real Estate Signs – signs offering land available for sale or lease.
    - Size – maximum sign areas not exceeding ninety-six (96) square feet per sale or lease parcel provided that no more than one sign be installed for each three hundred (300) feet of frontage.
    - Materials – all signs must be constructed with a metal frame (or painted wood posts of three inches (3”) by three inches (3”) minimum), and have acrylic or metal panels.
    - Sign Duration
  - (d.) Wind Devise Signs – on premise, windblown signs such as pennants, flags and streamers for special events and grand openings.
    - Size – maximum size twenty (20) square feet in area.
    - Allowable number – no limit to number of wind device signs along main circulation routes or in Development Areas where said signs are not visible from I49 or Highway 412. If visible from one of these highways, wind device signs shall be spaced a minimum of two hundred fifty (250') apart.
- (4) Sign requirements for specific uses – churches, schools, libraries, community centers or other public/semi-public facilities shall be allowed signs as follows:
- (a.) Facilities with a land area of 10 acres or less shall be allowed two wall signs, with not more than one on a façade. No such sign shall have an overall area exceeding 32 square feet. In lieu of one of the wall signs, one detached monument sign shall be permitted. Such monument sign shall be located on the premises and not less than 10 feet from the street right-of-way, and each sign face shall not exceed 32 square feet in area. The height of such sign shall not exceed 5 feet above the average grade; provided, that for each 2-foot setback from the street right-of-way in excess of 10 feet, an additional foot may be added to the height of the sign to a maximum of 8 feet.

(b.) Facilities with a land area of more than 10 acres shall be allowed three wall signs, with not more than one on a façade. No such sign shall have an overall area exceeding 50 square feet. In lieu of one or two of the wall signs, one or two detached monument sign(s) shall be permitted, one per street frontage, provided that the total number of signs for the facility shall not exceed three. Such monument sign(s) shall be located on the premises and not less than 10 feet from the street right-of-way, and each sign face shall not exceed 50 square feet in area. The height of such sign shall not exceed 5 feet above the average grade; provided, that for each 2-foot setback from the street right-of-way in excess of 10 feet, an additional foot may be added to the height of the sign to a maximum of 8 feet.

(5) Signage Examples – All signage examples are for illustrative purposes only and to further define size calculations required for various sign types. The base of each sign shall meet the requirements of the unifying element as stated in section 2.4i.

(a.) Pylon and Monument Signs



**SOUTHWEST SPRINGDALE SIGN DISTRICT**  
SIGN TYPE EXAMPLES

Type 1 Pylon Sign



Type 2 Pylon Sign



(b.) Kiosk Sign Examples



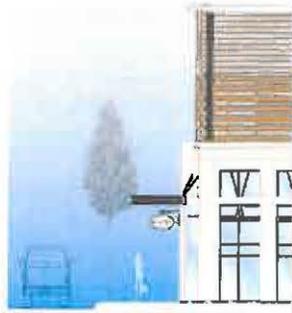
**(c.) Site Sign Example**



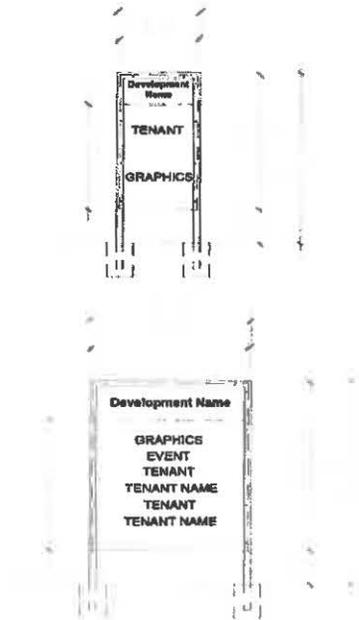
**(d.) Pole Banner Sign Examples**



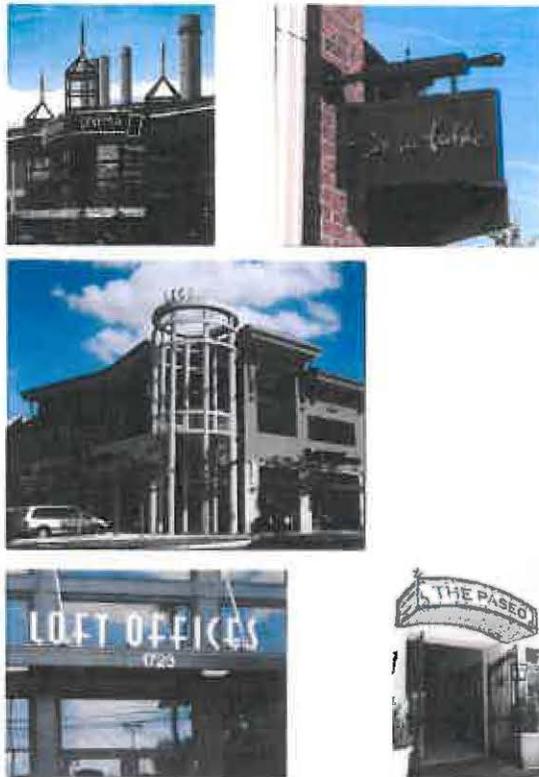
**(e.) Blade Sign**



(f.) Project Announcement Sign Examples



(g.) Building Signage Examples



# Memo

**To:** Planning Commission

**From:** Staff

**Date:** January 6, 2015

**Re:** LS15-01 Tandem Lot Split Michael Anderson

---

1. Access easement will need to be dedicated by separate document prior to approval by Staff.
2. All comments from the utility companies and other city departments must be addressed prior to approval of construction plans.

# TRACT SPLIT

AS PER SURVEY PLAT  
FILED IN BOOK 2000 AT  
PAGE 1303

NW CORNER  
NW 1/4 NE 1/4  
SECTION 31  
T-18-N, R-30-W

FIELD WORK:  
OCTOBER 1-2

OWNER:  
MICHAEL & MARLENE ANDERSON  
1390 KISSINGER AVE  
SPRINGDALE AR 72762

CURRENT USE:  
AGRICULTURAL

BASIS OF BEARING:  
ARKANSAS STATE PLANE COORDINATES  
OPUS SOLUTION

PROPOSED USE:  
RESIDENTIAL

REFERENCE DOCUMENTS:

1. FIDUCIARY'S DEED: BOOK 2004 AT PAGE 50723
2. CORRECTION FILED IN BOOK 563 AT PAGE 41-43.

BUILDING SETBACKS:

- FRONT 35'
- SIDE 20'
- REAR 35'

SURVEY DESCRIPTION:

A PART OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 18 NORTH, RANGE 30 WEST, WASHINGTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT THE SOUTHWEST CORNER OF SAID EIGHTY ACRE TRACT AND RUNNING THENCE N02°31'41"E 1313.21' TO A FOUND IRON PIN LOCATED AT THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER, THENCE N02°55'48"E 404.37', THENCE N63°55'48"E 40.00', THENCE S37°04'12"E 295.00', THENCE S16°04'12"E 190.00', THENCE N25°55'48"E 261.00', THENCE S48°14'50"E 355.73', TO A FOUND 5/8" REBAR, THENCE S02°48'31"W 688.41', THENCE N87°05'39"W 332.82' TO A FOUND 5/8" REBAR, THENCE S02°33'27"W 659.95', THENCE N87°04'46"W 329.31' TO THE POINT OF BEGINNING, CONTAINING 18.05 ACRES, MORE OR LESS, SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY OF RECORD, SUBJECT TO THAT PORTION IN WEST GIBBS ROAD ON THE SOUTH SIDE OF HEREIN DESCRIBED TRACT AND SUBJECT TO EASEMENTS AND RIGHTS-OF-WAY OF RECORD.

TRACT A:

A PART OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 18 NORTH, RANGE 30 WEST, WASHINGTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT THE SOUTHWEST CORNER OF SAID EIGHTY ACRE TRACT AND RUNNING THENCE N02°31'41"E 1313.21' TO A FOUND IRON PIN LOCATED AT THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER, THENCE N02°55'48"E 404.37', THENCE N63°55'48"E 40.00', THENCE S37°04'12"E 295.00', THENCE S16°04'12"E 190.00', THENCE N25°55'48"E 254.51', THENCE S09°24'35"E 36.30', THENCE S06°11'56"E 24.46', THENCE S23°50'25"W 39.04', THENCE S22°49'59"W 57.29', THENCE S06°48'11"E 48.09', THENCE S19°02'26"E 47.04', THENCE S09°50'37"W 14.53', THENCE S64°04'12"E 8.21', THENCE S25°55'48"E 240.58', THENCE S42°13'33"E 45.61', ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 175.00' FOR A CHORD BEARING AND DISTANCE OF S31°38'27"E 64.29', THENCE N43°13'19"W 456.37' TO A FOUND 5/8" REBAR, THENCE S02°48'31"W 688.41', THENCE N87°05'39"W 332.82' TO A FOUND 5/8" REBAR, THENCE S02°33'27"W 659.95', THENCE N87°04'46"W 329.31' TO THE POINT OF BEGINNING, CONTAINING 15.96 ACRES, MORE OR LESS, SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY OF RECORD.

TRACT B:

A PART OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 18 NORTH, RANGE 30 WEST, WASHINGTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 31 AND RUNNING THENCE S87°04'46"E 329.31', THENCE N02°33'27"E 659.95', THENCE S87°05'39"E 332.82', THENCE N02°48'31"E 688.41' TO A FOUND 5/8" REBAR AND THE TRUE POINT OF BEGINNING AND THENCE S43°13'19"W 456.37', ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 175.00' FOR A CHORD BEARING AND DISTANCE OF N31°38'27" W 64.29', THENCE N42°13'33"W 45.61', THENCE N25°55'48"E 240.58', THENCE N64°04'12"W 8.21', THENCE N09°50'37"E 14.53', THENCE N19°02'26"W 47.04', THENCE N06°48'11"W 48.09', THENCE N22°49'59"E 57.29', THENCE N23°50'25"E 39.04', THENCE N06°11'56"W 24.46', THENCE N09°24'35"W 36.30', THENCE N42°13'33"E 203.10', THENCE N42°13'33"W 35.59' TO THE POINT OF TERMINATION, THE SIDELINES OF SAID EASEMENT TO BE SHORTENED OR PROLONGED TO BEGIN AT A LINE WHICH BEARS S87°05'26"E THROUGH THE POINT OF BEGINNING AND END AT A LINE WHICH BEARS N25°55'48"E FROM THE POINT OF TERMINATION OF SAID EASEMENT.

PROPOSED 50' ACCESS & UTILITY EASEMENT:

A PROPOSED 50' WIDE ACCESS & UTILITY EASEMENT LOCATED IN THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 18 NORTH, RANGE 30 WEST, WASHINGTON COUNTY, ARKANSAS, THE CENTERLINE OF SAID EASEMENT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT POINT WHICH IS S87°05'26"E 163.28' FROM THE SOUTHWEST CORNER OF SAID EIGHTY ACRE TRACT AND RUNNING THENCE N02°59'36"E 597.17', ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 150.00' FOR A CHORD BEARING AND DISTANCE OF N25°59'36"E 102.61', THENCE N42°59'36"E 181.82', ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 150.00' FOR A CHORD BEARING AND DISTANCE OF N00°23'01"E 203.10', THENCE N42°13'33"W 35.59' TO THE POINT OF TERMINATION, THE SIDELINES OF SAID EASEMENT TO BE SHORTENED OR PROLONGED TO BEGIN AT A LINE WHICH BEARS S87°05'26"E THROUGH THE POINT OF BEGINNING AND END AT A LINE WHICH BEARS N25°55'48"E FROM THE POINT OF TERMINATION OF SAID EASEMENT.

NOTE:

THE LOCATION OF UTILITIES SHOWN HEREON ARE FROM OBSERVED EVIDENCE OF ABOVE GROUND APPURTENANCES. ALL UTILITY LINES APPEARING ON THIS PLAT, AS WELL AS THOSE THAT MAY EXIST UNDERGROUND NEED TO BE VERIFIED PRIOR TO DOING ANY TYPE OF EXCAVATION. SOME UTILITY LINES MAY ALSO EXIST THAT WERE NOT SHOWN ON THIS PLAT.

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	150.00'	104.72'	102.61'	N 25°59'36" E	40°00'00"
C2	150.00'	223.10'	203.10'	N 00°23'01" E	85°13'08"

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C3	175.00'	64.66'	64.29'	N 31°38'27" W	21°10'12"

LINE	BEARING	DISTANCE
L1	N 63°55'48" E	40.00'
L2	N 42°13'33" W	45.61'
L3	N 64°04'12" W	8.21'
L4	N 09°50'37" E	14.53'
L5	N 19°02'26" W	47.04'
L6	N 06°48'11" W	48.09'
L7	N 22°49'59" E	57.29'
L8	N 23°50'25" E	39.04'
L9	N 06°11'56" W	24.46'
L10	N 09°24'35" W	36.30'
L11	N 25°55'48" E	6.49'



GRAPHIC SCALE (IN FEET)  
1 Inch = 100ft.

STATE RECORDING NUMBER:  
500-18N-30W-0-31-100-72-1642

I HEREBY CERTIFY THIS TO BE TRUE AND CORRECT  
TO THE BEST OF MY KNOWLEDGE AND BELIEF  
ON THIS THE 2ND DAY OF OCTOBER, 2014.

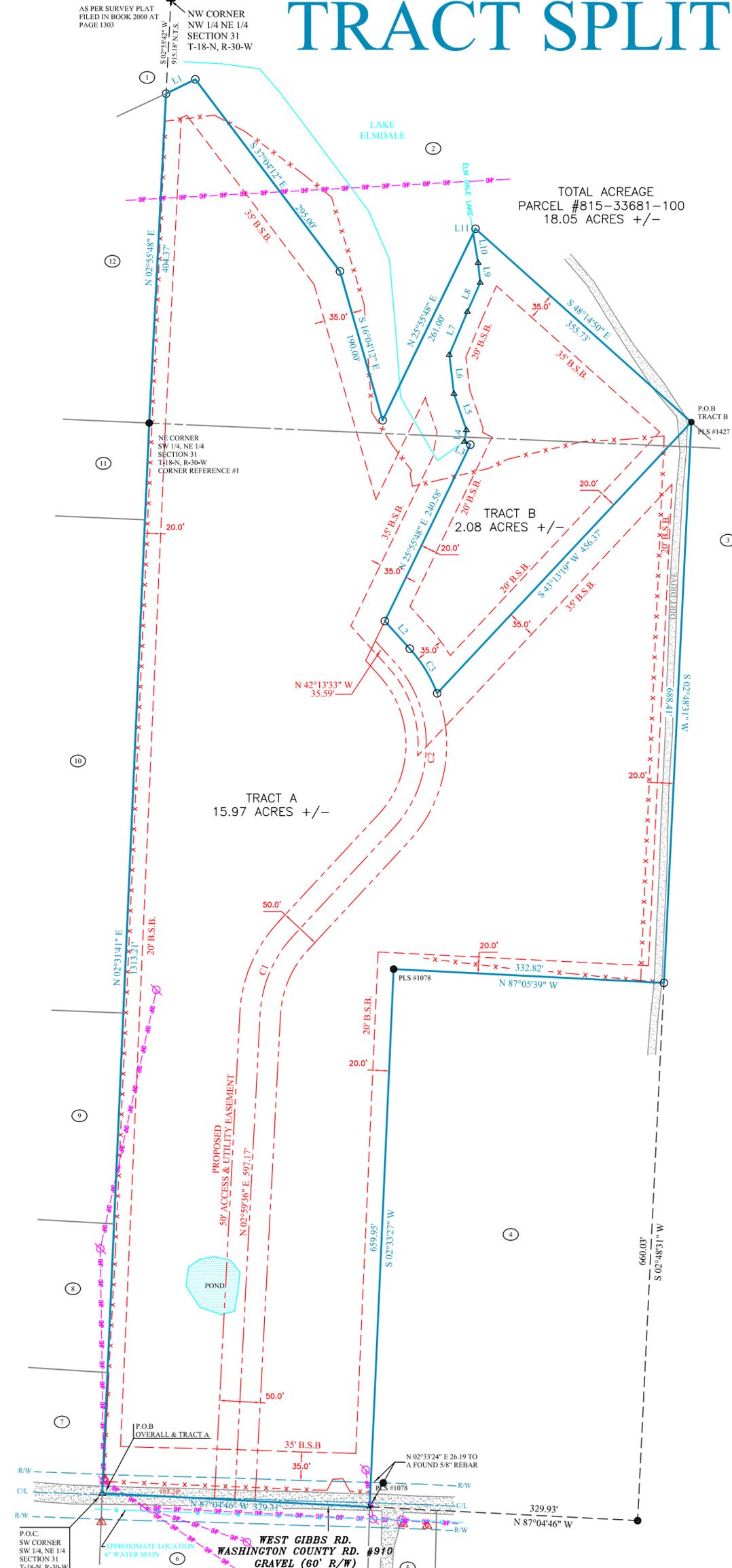


IF THE SIGNATURE ON THIS SEAL IS NOT AN ORIGINAL AND NOT BLUE IN COLOR THEN IT SHOULD BE ASSUMED THAT THIS PLAT MAY HAVE BEEN ALTERED. THE ABOVE CERTIFICATION SHALL NOT APPLY TO ANY COPY THAT DOES NOT BEAR AN ORIGINAL SEAL AND SIGNATURE.

VICINITY MAP



VICINITY MAP NOT TO SCALE



FLOOD CERTIFICATION:  
NO PORTION OF THIS PROPERTY IS LOCATED WITHIN FLOOD ZONE "A" OR "AE" AS DETERMINED BY THE NATIONAL FLOOD INSURANCE PROGRAM FLOOD INSURANCE RATE MAP FOR WASHINGTON COUNTY, ARKANSAS. (FIRM PANEL #. DATED 5/16/2008)

CORNER REFERENCE #1:  
1. N 44°19'05" E 55.01' TO A 12" OAK TREE.  
2. N 80°58'03" W 54.91' TO A 12" HICKORY TREE.

CORNER REFERENCE #2:  
1. S 71°14'59" E 54.51' TO A POWER POLE  
2. N 07°08'58" E 14.71' TO A POWER POLE

FOR USE AND BENEFIT OF:  
MICHAEL & MARLENE ANDERSON

ADDRESS:  
CITY OF SPRINGDALE  
WASHINGTON COUNTY, ARKANSAS

DATE: 10/22/2014 SCALE: 1"=100'

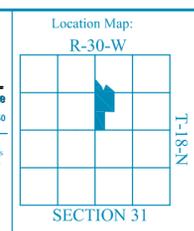
LOCATION:  
SECTION: 31  
TOWNSHIP: 18 NORTH  
RANGE: 30 WEST

SURVEYED: JR  
DRAFTED: TW  
REVIEWED: DT

**Bates & Associates, Inc.**  
Civil Engineering - Land Surveying - Landscape Architecture

91 W. Colt Square Dr. Fayetteville, Arkansas 72703 - 479.442.9350 - Fax 479.521.9350

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This survey was conducted for the person or persons whose name(s) appear on this plat. This plat is protected by copyright. No one including the person(s) named may reproduce this plat without the express written consent of Bates & Associates, Inc. Surveyor has made no independent investigation for easements of record, encroachments, restrictive covenants, ownership title evidence, or any other fact which a complete and accurate title search may disclose. Any flood statement provided on this plat is for information only and Bates & Associates, Inc. assumes no liability for the correctness of the heretofore maps, furthermore the above statement does not represent the opinion of Bates & Associates, Inc. of the probability of flooding.



LEGEND:

THESE STANDARD SYMBOLS WILL BE FOUND IN THE DRAWING.

- FOUND 5/8" REBAR/CAP
- SET 5/8" REBAR/CAP
- △ FOUND RAIL SPIKE
- ⊕ POWER POLE
- ⊗ GAS METER
- ⊙ WATER METER
- + COMPUTED POINT
- OVERHEAD POWER LINE
- WATER LINE
- FENCE
- INGRESS & EGRESS EASEMENT
- BUILDING SETBACK
- UTILITY EASEMENT
- BOUNDARY LINE (MEASURED)
- FORTY LINE/TIE LINE
- CENTERLINE OF ROAD
- RIGHT-OF-WAY



RECORDING NUMBER/DATE

# Memo

**To:** PLANNING COMMISSION MEMBERS  
**From:** Patsy Christie, Planning Director  
**Date:** February 3, 2015  
**Re:** R15-05 Rezone 48<sup>th</sup> Street Office, LLC

A request by 48<sup>th</sup> Street Office, LLC for Planning Commission approval of a zone change from Institutional District (P-1) to General Commercial District (C-2) for a tract of land containing .60 acres.

LOT LOCATION AND SIZE

The .60 acre tract is attached to the northern boundary of the property located on the north side of Watkins Avenue, adjacent to I-49 rezoned to C-2 in November 2014.

A vicinity map is attached.

EXISTING ZONING

The existing zoning of this tract is a P-1 Institutional district. The District is designed to protect and facilitate use of property owned by larger public institutions and church related organizations.

Uses permitted: - 1, 4, 5  
Conditional Uses Permitted on Appeal: - 2, 3, 27

HEIGHT REGULATIONS

There shall be no maximum height limits in P-1 District, provided, however, that any building which exceeds the height of 20 feet shall be set back from any boundary line of any residential district a distance of one foot for each foot of height in excess of 20 feet.

AREA REGULATIONS

- (1) SETBACKS:
  - Front setback 30'
  - Front setback if parking is allowed between R-O-W and the building 50'

Side setback	0
(subject to applicable fire and building codes)	
Side setback when contiguous to a residential district	25'
Rear setback	25'

**GREENSPACE**

Each developed lot shall provide and maintain:

1. A landscaped buffer, not less than ten (10) feet wide, along the front property line. When adjacent to the property line of a residential use a 5' landscaped area and a six (6) foot opaque screen shall be required.
2. Landscaping, including grass, shrubs and trees, and without structure or pavement, of a minimum of ten percent of the total surface area of the lot or development.

**OFF-STREET PARKING**

See Article 7 of this chapter.

**REQUESTED ZONING**

The requested zoning of this tract is a C-2 General Commercial District. The District is established in order to be a broader range of retail uses, which comprise the commercial function of the city including groupings of freestanding commercial structures. Permitted uses include most types of retail activity except those involving open displays of merchandise and those which generate large volumes of vehicular traffic or are otherwise incompatible with the purpose and intent of the C-2 general commercial district. Retail areas zoned C-2 shall be generally concentrated as to geographical configuration. It is anticipated, however, that in some situations, change to another commercial or office classification may be appropriate to permit the transition of strip retail areas to other productive forms of land use. It is the intent of these regulations that the C-2 district be concentrated at the intersections of arterial streets. Extension of the district along major arterial streets in linear fashion shall be discouraged.

Uses permitted: - 1, 4, 16, 17, 19, 20, 21, 22, 27, 32, 35

Conditional Uses Permitted on Appeal: - 2, 3, 12, 33

**ACCESSORY USES**

See Article 6 Section 3.1 of this chapter.

**SITE PLAN REVIEW**

When a conditional use is proposed in a C-2 district, except for home occupation a site plan review shall be required. See Article 2, Section 13 of this chapter for the procedure and requirements of a site plan review.

**HEIGHT REGULATIONS**

There shall be no maximum height limits in C-2 district; provided, however, that any building which exceeds the height of twenty (20) feet shall be set back from any boundary line of any residential district a distance of one (1) foot for each foot of height in excess of twenty (20) feet.

**AREA REGULATIONS**

**SETBACKS:**

Front setback 30'

Front setback if parking is allowed between R-O-W and the building	50'
Side setback (subject to applicable fire and building codes)	0'
Side setback when contiguous to a residential district	20'
Rear setback	20'

**GREENSPACE**

Each developed lot shall provide and maintain:

1. A landscaped buffer, not less than ten (10) feet wide, along the front property line. When adjacent to the property line of a residential use a 5' landscaped area and a six (6) foot opaque screen shall be required.
2. Landscaping, including grass, shrubs and trees, and without structure or pavement, of a minimum of ten percent of the total surface area of the lot or development.

**OFF-STREET PARKING**

See Article 7 of this chapter.

**SURROUNDING ZONING AND LAND USE**

Zoning of the Surrounded area is shown on the attached map. The tract is undeveloped but attached to the tract being developed as an office building. The area to the south contains a church in P-1 zoning. I-49 bounds the property on the west side. The area to the north contains Ozark Guidance Center.

**LAND USE PLAN AND MASTER STREET PLAN**

The adopted Comprehensive Land Use Plan indicates regional commercial use.

The Master Street Plan indicates 48<sup>th</sup> Street as a major collector.

**STAFF COMMENTS AND RECOMMENDATIONS**

The property is attached to the area rezoned to C-2 and is in keeping with the following goals and policies of the Comprehensive Land Use Plan and is recommended for approval.

Improve the City's economic base and tax structure through the promotion of healthy, stable commercial concentrations

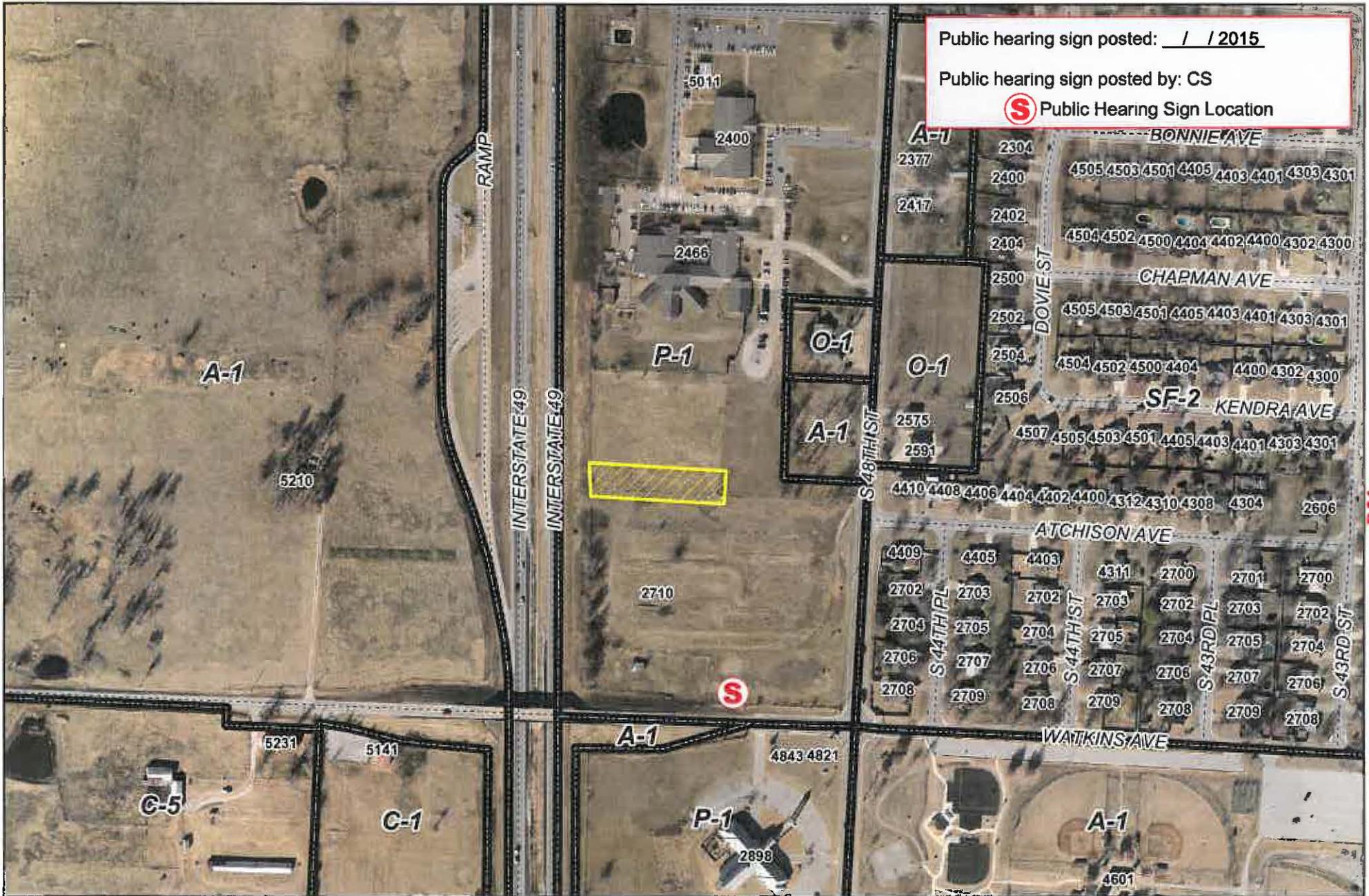
Assure adequate land allocation for commercial areas of sufficient size and in proper locations

Encourage the development of a wide range of commercial development for the residents and tourist to include neighborhood, community and regional centers.

Public hearing sign posted:    /    / 2015

Public hearing sign posted by: CS

**S** Public Hearing Sign Location



Feet  
0 100 200  
[Scale bar]

**FILE NUMBER: R15-05**  
**APPLICANT: 48TH STREET OFFICE, LLC**  
**REZONING REQUEST: FROM P-1 TO C-2**

*CITY OF SPRINGDALE*  
*PLANNING OFFICE*  
**PLANNING COMMISSION MEETING**  
**2/3/2015**

File No. R15-05

## PETITION FOR REZONING

Petition is hereby made to the City Council of the City of Springdale, through the Springdale Planning Commission, pursuant to the provisions of Act 186 of 1957, as amended, and Chapter 130 of the City of Springdale code of Ordinances, as amended, by 48<sup>th</sup> Street Office, LLC, the record property owners, petitioning to rezone the following described area:

Legal Description: The Legal Description is attached as Exhibit D.

Layman's Description: Approximately 0.60 acres situated along the east side of Interstate 49, approximately 600 feet north of Watkins Avenue, and approximately 400 feet west of 48<sup>th</sup> Street in Springdale, Washington County, Arkansas.

The **Petitioner** hereby states by oath that:

1. The Petitioner is the record title holder of the above described property evidenced by the attached copy of a **Warranty Deed** as Exhibit A.
2. A **scaled drawing** showing accurate dimensions, lot lines, surrounding zoning, adjacent owners, north arrow and graphic scale is attached as Exhibit B.
3. The names and addresses of all adjacent owners of the above described property **certified by a licensed abstractor or licensed land surveyor** within the past sixty (60) days are attached as evidenced by Exhibit C.

The **Petitioner** requests the following zoning classifications:

FROM (current zoning) P-1 (Institutional District)

TO (proposed zoning) C-2 (General Commercial District)

The **Petitioner's** immediate intentions are to:

1. **Sell** the property No (Yes or No), and if so, is the property subject to an offer and acceptance, escrow contract, option agreement, or other contract for conveyance of title \_\_\_\_\_ (Yes or No).
2. **Develop** the property Yes (Yes or No), and if so, the proposed use is a Commercial development.

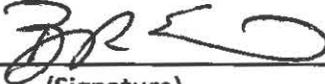
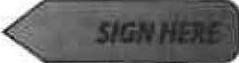
3. <sup>10-21-15</sup> Effect of the proposed zoning upon the adjacent property and neighborhood is anticipated to be as follows: None anticipated

The **Petitioner** understands that he/she is responsible to send a notice of the public hearing to owners of adjacent properties in accordance with the requirements set forth in the instruction given with this application and that an affidavit must be submitted with supporting documents no later than seven (7) calendar days prior to the meeting date. It is further understood that the cost of such notice(s) is borne by the Petitioner.

The **Petitioner** understands that he/she should be present at the meeting in order to answer questions. If the **Petitioner** is unable to attend, written authorization must be attached designating a representative and any decisions made by this individual shall be binding on the petitioner.

Authorized Representative: Engineering Services, Inc.

Address: P.O. Box 282, Springdale, AR 72765-0282

PETITIONER/OWNER:    
(Signature)

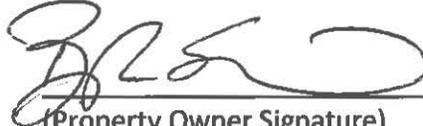
MAILING ADDRESS: 3425 N. Futrall Drive, Suite 101, Fayetteville, Arkansas 72703

TELEPHONE: (479) 443-9990

DATE: January 9, 2015

# VERIFICATION

I/We, the undersigned, herewith state on solemn oath that we have read the above and foregoing application for rezoning and that all the facts, statements, and allegations therein contained are true and correct to the best of my knowledge and belief and that complete disclosure of all material facts have been made.

  
(Property Owner Signature)



\_\_\_\_\_  
(Property Owner Signature)

State of Arkansas            )  
                                          ) ss.  
County of Washington        )

SUBSCRIBED AND SWORN TO before me, a Notary Public, this 12<sup>th</sup> day of January, 2014.

  
\_\_\_\_\_  
Notary Public



+++++

**PLANNING & COMMUNITY  
DEVELOPMENT DIVISION**

# Memo

**To:** PLANNING COMMISSION MEMBERS  
**From:** Patsy Christie, Planning Director  
**Date:** February 3, 2015  
**Re:** R15-06 Rezone Tyson Shared Services, Inc.

A request by Tyson Shared Services, Inc. for Planning Commission approval of a zone change from Light Industrial District (I-1) to General Commercial District (C-2) for a tract of land containing 1.55 acres.

## LOT LOCATION AND SIZE

The 1.55 acre tract is located at 516 E. Emma Avenue, the northeast corner of the intersection of Emma Avenue and N. Water Street.

A vicinity map is attached.

## EXISTING ZONING

The existing zoning of this tract is an I-1 Light Industrial district. The District is designed to accommodate a wide range of industrial and related uses which conform to high development standards. Industrial establishments of this type may either be located in extensive areas devoted solely to these uses or may provide a buffer between commercial districts and other industrial uses which involve more objectionable influences. Residential development is excluded from this district, both to protect residents from an undesirable environment and to facilitate maximum efficiency of industrial activity.

Uses permitted: - 1, 21, 24, 25, 27, 32, 33, 35  
Conditional Uses Permitted on Appeal: - 2, 3

## HEIGHT REGULATIONS

There shall be no maximum height limits in I-1 district; provided, however, that any building which exceeds the height of twenty (20) feet shall be set back from any

boundary line of any residential district a distance of one (1) foot for each foot of height in excess of twenty (20) feet.

### AREA REGULATIONS

#### SETBACKS:

Front setback	30'
Front setback if parking is allowed between R-O-W and the building	50'
Side setback (subject to applicable fire and building codes)	0
Rear setback	25'
Setbacks adjacent to residential uses	50'

### GREENSPACE

Each developed lot shall provide and maintain:

1. A landscaped buffer, not less than ten (10) feet wide, along the front property line. When adjacent to the property line of a residential use a 5' landscaped area and a six (6) foot opaque screen shall be required.
2. Landscaping, including grass, shrubs and trees, and without structure or pavement, of a minimum of ten percent of the total surface area of the lot or development.

### OFF-STREET PARKING

See Article 7 of this chapter.

### REQUESTED ZONING

The requested zoning of this tract is a C-2 General Commercial District. The District is established in order to be a broader range of retail uses, which comprise the commercial function of the city including groupings of freestanding commercial structures. Permitted uses include most types of retail activity except those involving open displays of merchandise and those which generate large volumes of vehicular traffic or are otherwise incompatible with the purpose and intent of the C-2 general commercial district. Retail areas zoned C-2 shall be generally concentrated as to geographical configuration. It is anticipated, however, that in some situations, change to another commercial or office classification may be appropriate to permit the transition of strip retail areas to other productive forms of land use. It is the intent of these regulations that the C-2 district be concentrated at the intersections of arterial streets. Extension of the district along major arterial streets in linear fashion shall be discouraged.

Uses permitted: - 1, 4, 16, 17, 19, 20, 21, 22, 27, 32, 35

Conditional Uses Permitted on Appeal: - 2, 3, 12, 33

### ACCESSORY USES

See Article 6 Section 3.1 of this chapter.

### SITE PLAN REVIEW

When a conditional use is proposed in a C-2 district, except for home occupation a site plan review shall be required. See Article 2, Section 13 of this chapter for the procedure and requirements of a site plan review.

## HEIGHT REGULATIONS

There shall be no maximum height limits in C-2 district; provided, however, that any building which exceeds the height of twenty (20) feet shall be set back from any boundary line of any residential district a distance of one (1) foot for each foot of height in excess of twenty (20) feet.

## AREA REGULATIONS

### SETBACKS:

Front setback	30'
Front setback if parking is allowed between R-O-W 50' and the building	
Side setback (subject to applicable fire and building codes)	0
Side setback when contiguous to a residential district	20'
Rear setback	20'

## GREENSPACE

Each developed lot shall provide and maintain:

1. A landscaped buffer, not less than ten (10) feet wide, along the front property line. When adjacent to the property line of a residential use a 5' landscaped area and a six (6) foot opaque screen shall be required.
2. Landscaping, including grass, shrubs and trees, and without structure or pavement, of a minimum of ten percent of the total surface area of the lot or development.

## OFF-STREET PARKING

See Article 7 of this chapter.

## SURROUNDING ZONING AND LAND USE

Zoning of the surrounded area is shown on the attached map. The tract contains a commercial structure. The area to the north and west contain a mixture of commercial uses in I-1 zoning. The area to the south and west contain commercial uses in C-2 zoning.

## LAND USE PLAN AND MASTER STREET PLAN

The adoptive Comprehensive Land Use Plan indicates commercial use.

The Master Street Plan indicates Emma Avenue as a downtown commercial street and Water Street as a local street.

## STAFF COMMENTS AND RECOMMENDATIONS

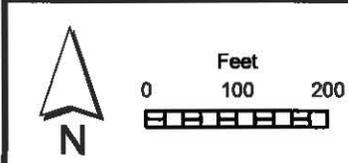
The rezoning request is in keeping with the following goals and policies of the comprehensive Land Use Plan and is recommended for approval.

\_\_\_\_\_ Encourage the development of a wide range of commercial development for the residents and tourist to include neighborhood, community and regional centers.

\_\_\_\_\_ Promote the viability of older commercial properties as well as new commercial development.

\_\_\_\_\_ Continue to develop the central business with a full range of cultural, government and professional services by maintaining and improving parking, circulation and other functions that provide a convenient, safe and attractive location for the activities that are unique to the downtown district.

Public hearing sign posted:      /      / 2015  
 Public hearing sign posted by: CS  
 (S) Public Hearing Sign Location



**FILE NUMBER: R15-06 & B15-05**  
**APPLICANT: TYSON SHARED SERVICES, INC.**  
**REZONING REQUEST: FROM I-1 TO C-2**  
**VARIANCE REQUEST: DRIVEWAYS, PARKING, & LANDSCAPING**

*CITY OF SPRINGDALE*  
*PLANNING OFFICE*  
 PLANNING COMMISSION MEETING  
 2/3/2015

File No. \_\_\_\_\_

R15-02

## PETITION FOR REZONING

Petition is hereby made to the City Council of the City of Springdale, through the Springdale Planning Commission, pursuant to the provisions of Act 186 of 1957, as amended, and Chapter 130 of the City of Springdale code of Ordinances, as amended, by Tyson Shared Services, Inc., the record property owners, petitioning to rezone the following described area:

**Legal Description:** The Legal Description is attached as Exhibit D.

**Layman's Description:** 516 East Emma Avenue, which includes approximately 1.55 acres along the north side of Emma Avenue between N. Water Street and Berry Street in Springdale, Washington County, Arkansas.

The **Petitioner** hereby states by oath that:

1. The Petitioner is the record title holder of the above described property evidenced by the attached copy of a **Warranty Deed** as Exhibit A.
2. A **scaled drawing** showing accurate dimensions, lot lines, surrounding zoning, adjacent owners, north arrow and graphic scale is attached as Exhibit B.
3. The names and addresses of all adjacent owners of the above described property **certified by a licensed abstractor or licensed land surveyor** within the past sixty (60) days are attached as evidenced by Exhibit C.

The **Petitioner** requests the following zoning classifications:

FROM (current zoning) I-1 (Light Industrial District)

TO (proposed zoning) C-2 (General Commercial District)

The **Petitioner's** immediate intentions are to:

1. **Sell** the property No (Yes or No), and if so, is the property subject to an offer and acceptance, escrow contract, option agreement, or other contract for conveyance of title \_\_\_\_\_ (Yes or No).
2. **Develop** the property Yes (Yes or No), and if so, the proposed use is office and retail

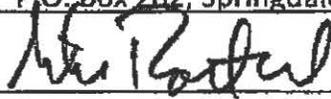
3. **Effect** of the proposed zoning upon the adjacent property and neighborhood is anticipated to be as follows: None anticipated
- 

The **Petitioner** understands that he/she is responsible to send a notice of the public hearing to owners of adjacent properties in accordance with the requirements set forth in the instruction given with this application and that an affidavit must be submitted with supporting documents no later than seven (7) calendar days prior to the meeting date. It is further understood that the cost of such notice(s) is borne by the Petitioner.

The **Petitioner** understands that he/she should be present at the meeting in order to answer questions. If the **Petitioner** is unable to attend, written authorization must be attached designating a representative and any decisions made by this individual shall be binding on the petitioner.

Authorized Representative: Engineering Services, Inc.

Address: P.O. Box 282, Springdale, AR 72765-0282

PETITIONER/OWNER:   
(Signature)

MAILING ADDRESS: 2200 Don Tyson Pkwy CP004, Springdale, Arkansas 72762

TELEPHONE: (800) 643-3410

DATE: January 13, 2015

## VERIFICATION

I/We, the undersigned, herewith state on solemn oath that we have read the above and foregoing application for rezoning and that all the facts, statements, and allegations therein contained are true and correct to the best of my knowledge and belief and that complete disclosure of all material facts have been made.

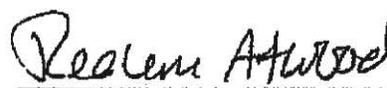


\_\_\_\_\_  
(Property Owner Signature)

\_\_\_\_\_  
(Property Owner Signature)

State of Arkansas            )  
                  *Benton*            ) ss.  
County of *Washington*    )

SUBSCRIBED AND SWORN TO before me, a Notary Public, this 16 day of January, 2015.



\_\_\_\_\_  
Notary Public

REALENE ATWOOD NOTARY PUBLIC BENTON COUNTY, AR COMM. EXP. 09-15-2023 COMMISSION NO. 12395484
----------------------------------------------------------------------------------------------------------

# Memo

**To:** Planning Commission  
**From:** Staff  
**Date:** February 3, 2015  
**Re:** L15-03 Large Scale Development Bobby Hopper Park  
Improvements

---

## Planning Comments

- 1) All comments from the utility companies and other city departments must be addressed prior to approval of construction plans.

## Additional Comments

- 1) Add contact information to cover sheet.
  - a. Engineer
  - b. City Representatives from all Departments effected by this project
- 2) Main sidewalk entrance should be minimum 8' to 10' wide
- 3) All benches should be on concrete pads and connected by an accessible sidewalk for ADA requirements
- 4) Trash receptacles should be on hard surface.
- 5) No need to fence in the playground area.
- 6) Spread out the accessible parking spaces on both sides of the main entrance.
- 7) Provide a minimum of 4'-5' green space between parking and sidewalk.
- 8) What happens to the storm water runoff from the parking lot?

- 9) Extend sidewalk between the soccer fields to at least midway. Walk should be a minimum of 8' to 10' and could accommodate benches along it.
- 10) Where is the playground layout, details, summary of events minimum fall zones and safety zones identified.
- 11) What kind of safety surfacing for the playground.
- 12) What is the containment system for the playground?
- 13) Is there an under-drain in the playground area?
- 14) Where is the playground surfacing details?
- 15) What is the target age group for proposed playground?
- 16) There should be direct access to the playground from the parking lot and the playground should be easily visible from all areas of the park.
- 17) Soccer fields typically are oriented North and South.
- 18) No pavement details?
- 19) No striping details?
- 20) Any additional informational informational I or directional signage?
- 21) Do not use Pin Oak, change to Water Oak or Willow Oak.
- 22) Oak should be 2" caliper and Red bud should be 1 1/2" caliper.
- 23) What is the mulch made of and what depth and does it go everywhere there is hatching?
- 24) Handicap ramp should be two separate ramps not combined at intersection.
- 25) All fencing shall include mow strip.
- 26) Sod comes in 18" roll so update detail on E5 to reflect the standard width.
- 27) More information on Bike Rack, Finish, color to be powder coated, spacing between racks. Show detail of concrete pad and dimensions.
- 28) Metal edging detail.
- 29) Irrigation details and specifications.
- 30) What is planted within landscaped areas?

## **Engineering Review**

- 1) Sect 107 The site area of disturbance is greater than 1 acre. A storm Water Pollution Prevention Plan, Grading Permit Application and \$500.00 fee, in accordance with Chapter 107, must be submitted to the Planning Office prior to final approval of construction plans. See Applications & Forms / Grading at [http://www.springdalear.gov/departments/planning\\_and\\_community\\_development/](http://www.springdalear.gov/departments/planning_and_community_development/)

# L15-03

PRELIMINARY PLANS FOR

## BOBBY HOPPER PARK IMPROVEMENTS

E. HUNTSVILLE AVENUE

FOR

### CITY OF SPRINGDALE

PARK IMPROVEMENT BOND PROGRAM

### A LARGE SCALE DEVELOPMENT

IN THE CITY OF

### SPRINGDALE, ARKANSAS

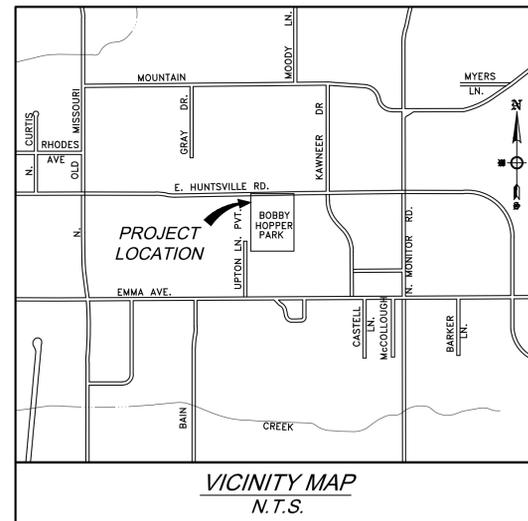
January 21, 2015

BY  
**ENGINEERING SERVICES INC.**



CONSULTING ENGINEERS  
SPRINGDALE, ARKANSAS  
PHONE: 479-751-8733  
FAX: 479-751-8746

WWW.ENGINEERINGSERVICES.COM



INDEX OF SHEETS	
SHEET No.	DESCRIPTION
01	OVERALL AERIAL COLOR LAYOUT
02	LARGE SCALE DEVELOPMENT
03	LANDSCAPE PLAN
04	DEMOLITION PLAN & ELECTRIC LAYOUT
05-06	TYPICAL DETAILS
07	PAVILION RENOVATION DETAILS
08	STORM WATER POLLUTION PREVENTION PLAN

REVIEW OF THESE PLANS IS LIMITED TO COMPLIANCE WITH CITY CODES AND REGULATIONS. BY REVIEWING AND APPROVING THESE PLANS THE REVIEWER AND THE CITY OF SPRINGDALE ASSUME NO RESPONSIBILITY FOR ANY ERRORS OR OMISSIONS IN THE PLANS. THE ADEQUACY OF THE PLANS IS THE SOLE RESPONSIBILITY OF THE DESIGN ENGINEER. HOWEVER, THE CITY OF SPRINGDALE RESERVES THE RIGHT TO REQUIRE CORRECTIVE ACTION, IF ANY INADEQUACIES ARE FOUND AFTER THE IMPROVEMENTS ARE CONSTRUCTED.

BRIAN MOORE, P.E. No. 10025  
ENGINEERING SERVICES, INC.

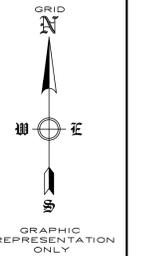
NOTES :

ALL STREET AND DRAINAGE CONSTRUCTION MUST COMPLY WITH THE REQUIREMENTS OF THE CITY OF SPRINGDALE, ARKANSAS, AS CONTAINED IN CHAPTER 110, ART. III, OF THE CODE OF ORDINANCES, CITY OF SPRINGDALE, ARKANSAS.

ALL WATER AND SEWER CONSTRUCTION MUST COMPLY WITH THE SPECIFICATION REQUIREMENTS FOR THE CONSTRUCTION OF WATER AND SEWER FACILITIES OF THE CITY OF SPRINGDALE WATER UTILITIES.



ENGINEERING SERVICES, INC.  
1507 SOUTH OLD MISSOURI RD.  
SPRINGDALE, ARKANSAS 72764



GRAPHIC REPRESENTATION ONLY

**OVERALL AERIAL COLOR LAYOUT  
BOBBY HOPPER PARK IMPROVEMENTS  
SPRINGDALE, ARKANSAS**

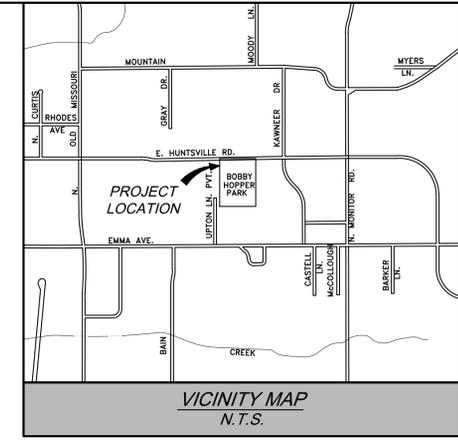
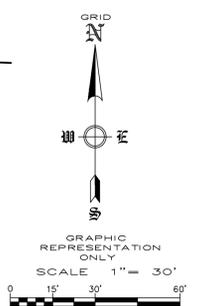
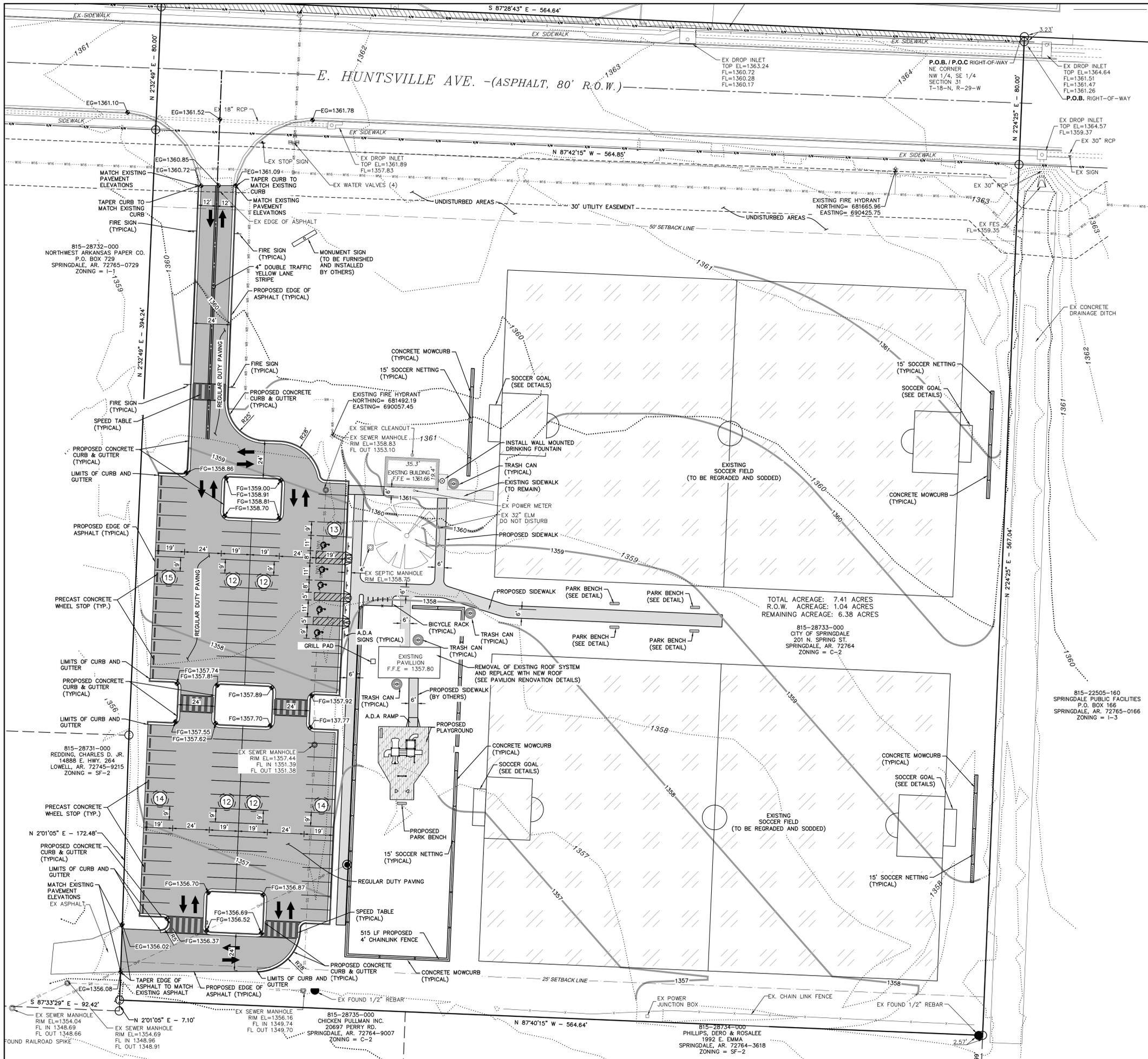
REVISION	DATE	DESCRIPTION

SCALE: 1"=200'  
DATE: 1/21/2015  
ENGINEER: B.M.  
DRAWN BY: A.W.

W.O. #: 13922

L15-03

01



**OWNER/DEVELOPER:** CITY OF SPRINGDALE  
201 NORTH SPRING STREET  
SPRINGDALE, AR 72764

**ENGINEER/SURVEYOR:** ENGINEERING SERVICES, INC.  
1207 S. OLD MISSOURI RD.  
SPRINGDALE, AR 72762

**SETBACKS:**  
FRONT SETBACK 30'  
FRONT SETBACK IF PARKING IS ALLOWED BETWEEN R-O-W 50'  
AND THE BUILDING  
SIDE SETBACK 0 (SUBJECT TO APPLICABLE FIRE AND BUILDING CODES)  
SIDE SETBACK WHEN CONTIGUOUS TO A RESIDENTIAL DISTRICT 25'  
REAR SETBACK 25'

**PARKING SPACES PROVIDED:** 104 (INCLUDING 5 A.D.A. ACCESSIBLE)

**EXISTING BUILDING AREA:** 685 SQ FT

LEGEND	
	PROPERTY LINE
	ADJACENT OWNER
	EASEMENT (AS NOTED)
	RIGHT-OF-WAY
	SETBACK
	CENTERLINE OF ROAD
	CURB & GUTTER
	FENCE LINE
	OVERHEAD POWER
	UNDERGROUND CABLE/TV
	GAS LINE
	WATER LINE
	SANITARY SEWER LINE
	STORM PIPE (SIZE AS NOTED)
	MANHOLE (TYPE AS NOTED)
	WATER METER
	GAS METER
	POWER POLE
	GUY WIRE
	FIRE HYDRANT
	WATER VALVE
	SEWER CLEANOUT
	LIGHT POLE
	TREE (TYPE & SIZE AS NOTED)
	PROPOSED SIDEWALK
	PROPOSED CURB & GUTTER
	EXISTING SIDEWALK TO REMAIN
	PROPOSED FENCE LINE

**PARCEL: 815-28733-000**

**LEGAL DESCRIPTION:**  
PART OF THE NORTHWEST QUARTER (NW 1/4) OF THE SOUTHWEST QUARTER (SE 1/4) OF SECTION 31, TOWNSHIP 18 NORTH (T-18-N), RANGE 29 WEST (R-29-W) OF THE FIFTH PRINCIPAL MERIDIAN, WASHINGTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:  
  
COMMENCE AT THE NORTHEAST (NE) CORNER OF SAID NW 1/4 OF THE SE 1/4, SAID CORNER BEING THE POINT OF BEGINNING; THENCE ALONG THE EAST LINE OF SAID 40 ACRE TRACT, S02°24'25"W A DISTANCE OF 680.27 FEET TO A POINT; THENCE LEAVING SAID EAST LINE, N87°40'15"W A DISTANCE OF 664.64 FEET TO A POINT; THENCE N02°01'05"E A DISTANCE OF 172.48 FEET TO A POINT; THENCE N02°32'49"E A DISTANCE OF 479.69 FEET TO A POINT ON THE NORTHERN LINE OF SAID 40 ACRE TRACT; THENCE ALONG SAID NORTHERN LINE, S87°28'43"E A DISTANCE OF 564.64 FEET TO THE POINT OF BEGINNING.

**LESS AND ACCEPT RIGHT-OF-WAY FOR EAST HUNTSVILLE ROAD:**  
  
COMMENCE AT THE NORTHEAST (NE) CORNER OF SAID NW 1/4 OF THE SE 1/4; THENCE ALONG THE EAST LINE OF SAID 40 ACRE TRACT, S02°24'25"W A DISTANCE OF 3.23 FEET TO THE POINT OF BEGINNING AND THE NORTHERN RIGHT OF WAY LINE OF EAST HUNTSVILLE ROAD (80-FOOT BEING 40 FEET EACH SIDE OF CENTERLINE); THENCE CONTINUING ALONG SAID EAST LINE, S02°24'25"W A DISTANCE OF 80.00 FEET TO THE SOUTHERN RIGHT OF WAY LINE OF SAID ROAD; THENCE ALONG SAID SOUTHERN RIGHT OF WAY LINE, N87°42'15"W A DISTANCE OF 564.85 FEET TO A POINT; THENCE LEAVING SAID SOUTHERN LINE, N02°32'49"E A DISTANCE OF 80.00 FEET TO A POINT ON THE NORTHERN RIGHT OF WAY LINE OF SAID ROAD; THENCE ALONG SAID NORTHERN LINE, N87°28'43"E A DISTANCE OF 564.64 FEET TO THE POINT OF BEGINNING.

**SAID PARCEL OR TRACT OF LAND CONTAINING 7.41 ACRES, LESS AND ACCEPT THE RIGHT OF WAY OF EAST HUNTSVILLE ROAD CONTAINING 1.04 ACRES FOR A REMAINDER OF 6.38 ACRES.**

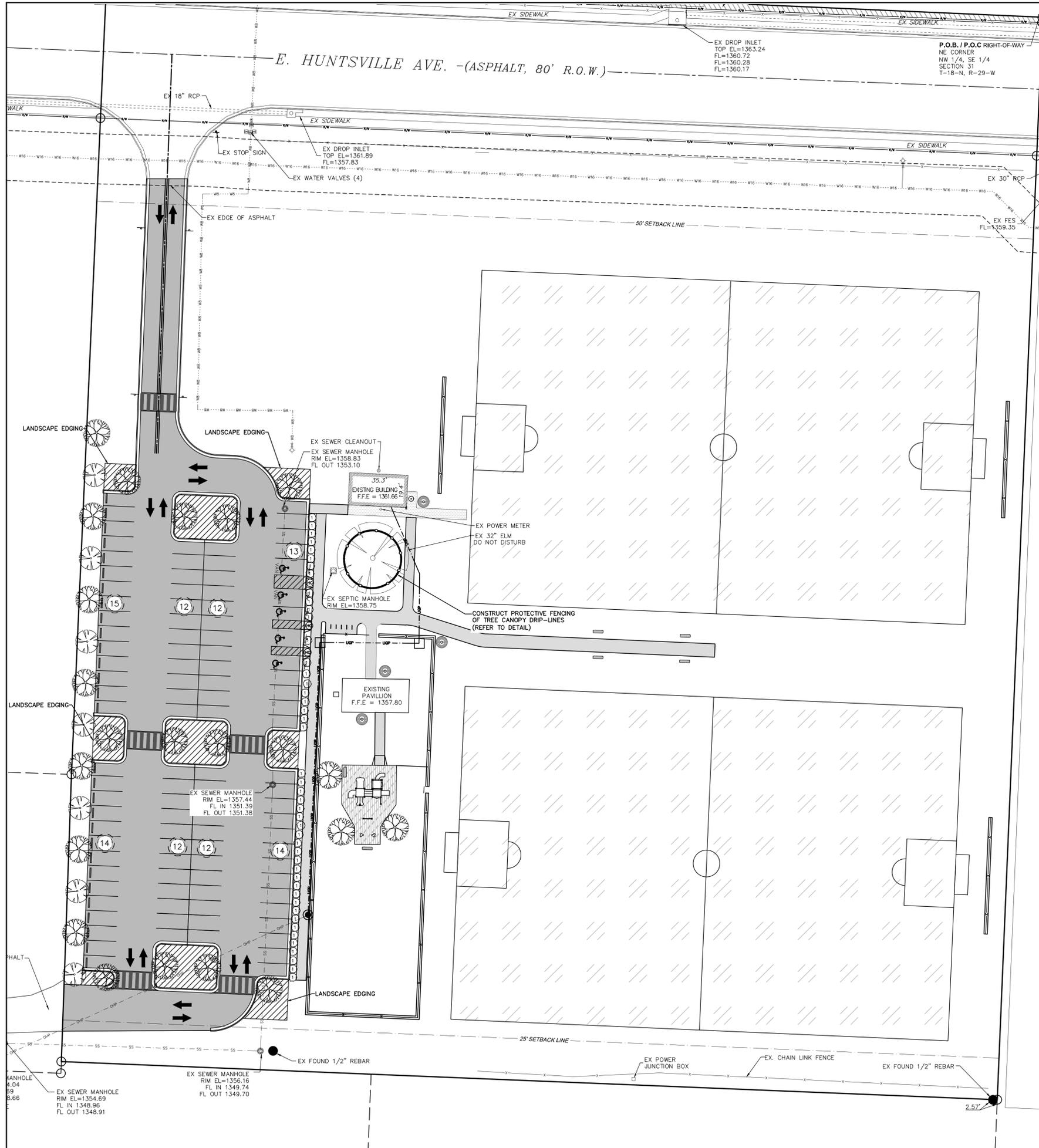
**FLOOD PLAIN ZONING:**  
THIS PROPERTY IS NOT WITHIN THE 100 YEAR FLOOD ZONE AS SHOWN ON THE F.I.R.M. MAP # 05143C0090 F, PANEL 90 OF 575, WASHINGTON COUNTY, ARKANSAS & INCORPORATED AREAS. EFFECTIVE DATE: MAY 16, 2008.

**NOTES:**

- A.D.A. ACCESSIBLE RAMPS TO HAVE A MAXIMUM INCLINATION RATIO OF 12:1.
- ANY COST OF ADJUSTMENTS, RELOCATION OR DAMAGE OF EXISTING UTILITIES WILL BE THE RESPONSIBILITY OF THE OWNERS/DEVELOPERS.
- ALL UTILITY WIRES, LINES, AND/OR CABLE UTILIZED BY ELECTRIC AND/OR TELECOMMUNICATIONS COMPANIES SHALL BE PLACED UNDERGROUND, EXCLUDING 12KV AND ABOVE.
- THE GLOBAL POSITIONING SYSTEM (GPS) AND CONVENTIONAL TERRESTRIAL SURVEYING EQUIPMENT PROVIDED THE RELATIVE POSITIONING FOR THE TOPOGRAPHIC, PLANIMETRIC AND BOUNDARY LOCATIONS SHOWN HEREON.
- THE MAP PROJECTION IS REFERENCED TO THE HORIZONTAL CONTROL DATUM OF NAD83 (NORTH AMERICAN DATUM OF 1983), STATE PLANE COORDINATE SYSTEM, ARKANSAS NORTH ZONE (0301). THE BASIS OF BEARINGS FOR THIS PLAN ARE STATE PLANE GRID BEARINGS.
- THE VERTICAL DATUM IS REFERENCED TO THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD88). TWO TEMPORARY BENCHMARKS UTILIZING THIS DATUM ARE SHOWN HEREON.

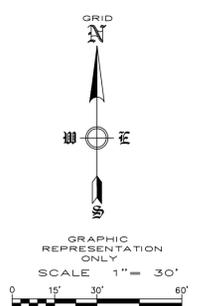
**LARGE SCALE DEVELOPMENT**  
**BOBBY HOPPER PARK IMPROVEMENTS**  
**SPRINGDALE, ARKANSAS**

REVISION	DATE	DESCRIPTION



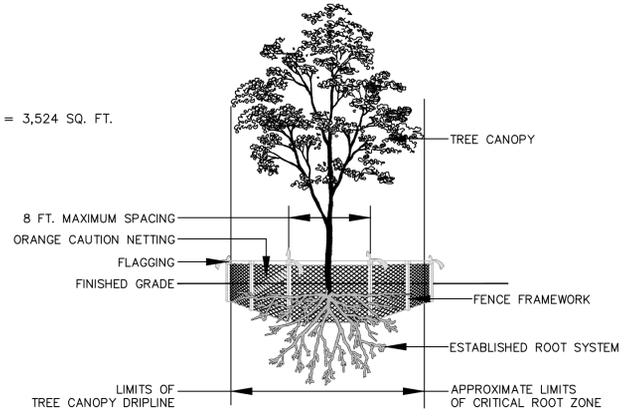
INDEX OF TREES				
TREE SYMBOL	COMMON NAME	BOTANICAL NAME	TOTAL # TREES	SIZE
	REDBUD	Cercis canadensis	7	1.5" B & B
	WATER OAK	Quercus nigra	22	2" B & B

INDEX OF PLANTS				
PLANT SYMBOL	COMMON NAME	BOTANICAL NAME	TOTAL # PLANTS	SIZE
	ROCK COTONEASTER	Cotoneaster horizontalis	46	2 GAL.



**INTERIOR PARKING LOT LANDSCAPING PROVIDED:**

TOTAL REQUIRED: 8% OF TOTAL PARKING LOT AREA = 3,524 SQ. FT.  
 TOTAL PROVIDED = 4,221 SQ. FT.  
 PARKING LOT AREA: 44,047 SQ. FT.  
 TOTAL AREA OF LOT: 4,221 / 44,047 = 9.58 %



**LANDSCAPING NOTES:**

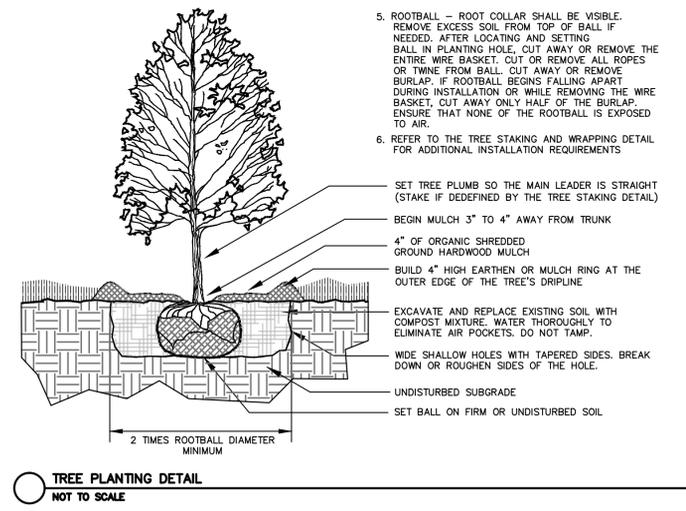
- 1) ALL LANDSCAPING SHALL MEET OR EXCEED THE SPECIFICATIONS OF THE CITY OF SPRINGDALE LANDSCAPE ORDINANCE # 3306.
- 2) ALL TREES, SHRUBS, AND PLANTS USED IN THE PROPOSED LANDSCAPING SHALL BE SELECTED BY THE OWNER FROM THE RECOMMENDED LISTS IN SAID LANDSCAPE ORDINANCE # 3306.
- 3) ALL TREES TO BE MINIMUM 8' TALL WITH MINIMUM 2" CALIPER
- 4) LANDSCAPING SHALL BE GUARANTEED FOR TWO YEARS.
- 5) AN AUTOMATIC SPRINKLER SYSTEM SHALL BE INSTALLED TO MEET LANDSCAPING REQUIREMENTS.
- 6) ALL LANDSCAPING TO BE DRESSED WITH 4" OF PINE BARK MULCH AFTER INSTALLATION.
- 7) ALL DISTURBED AREAS TO BE SODDED.
- 8) METAL EDGING TO BE PLACED AROUND ALL PLANTING BEDS, AS SHOWN ON PLANS

**TREE PRESERVATION AND PROTECTIVE FENCING/BARRIER DETAIL NOT TO SCALE**

NOTES:  
 RADIUS EQUALS ONE FT. PER INCH OF TRUNK SIZE OR CANOPY LIMITS, WHICHEVER IS GREATER UNLESS OTHERWISE SPECIFIED BY A QUALIFIED REPRESENTATIVE.  
 MATERIAL STORAGE OR TRAFFIC IN PROTECTION AREAS SHALL BE RESTRICTED  
 PROTECTIVE MEASURES SHALL BE USED TO DETER SOIL COMPACTION OR ROOT DAMAGE IF PROTECTED AREAS MUST BE ACCESSIBLE.  
 TREES TO BE CONSIDERED FOR PRESERVATION HAVE BEEN GRAPHICALLY INDICATED ON THE LANDSCAPE PLANS INCLUDING FENCING WITHIN UTILITY AND TEMPORARY CONSTRUCTION EASEMENTS.  
 PROPOSED LANDSCAPING SHOULD BE PROTECTED AS NECESSARY TO MINIMIZE DETRIMENTAL IMPACT AND POTENTIAL REPLACEMENT AFTER PLANTING

**NOTES:**

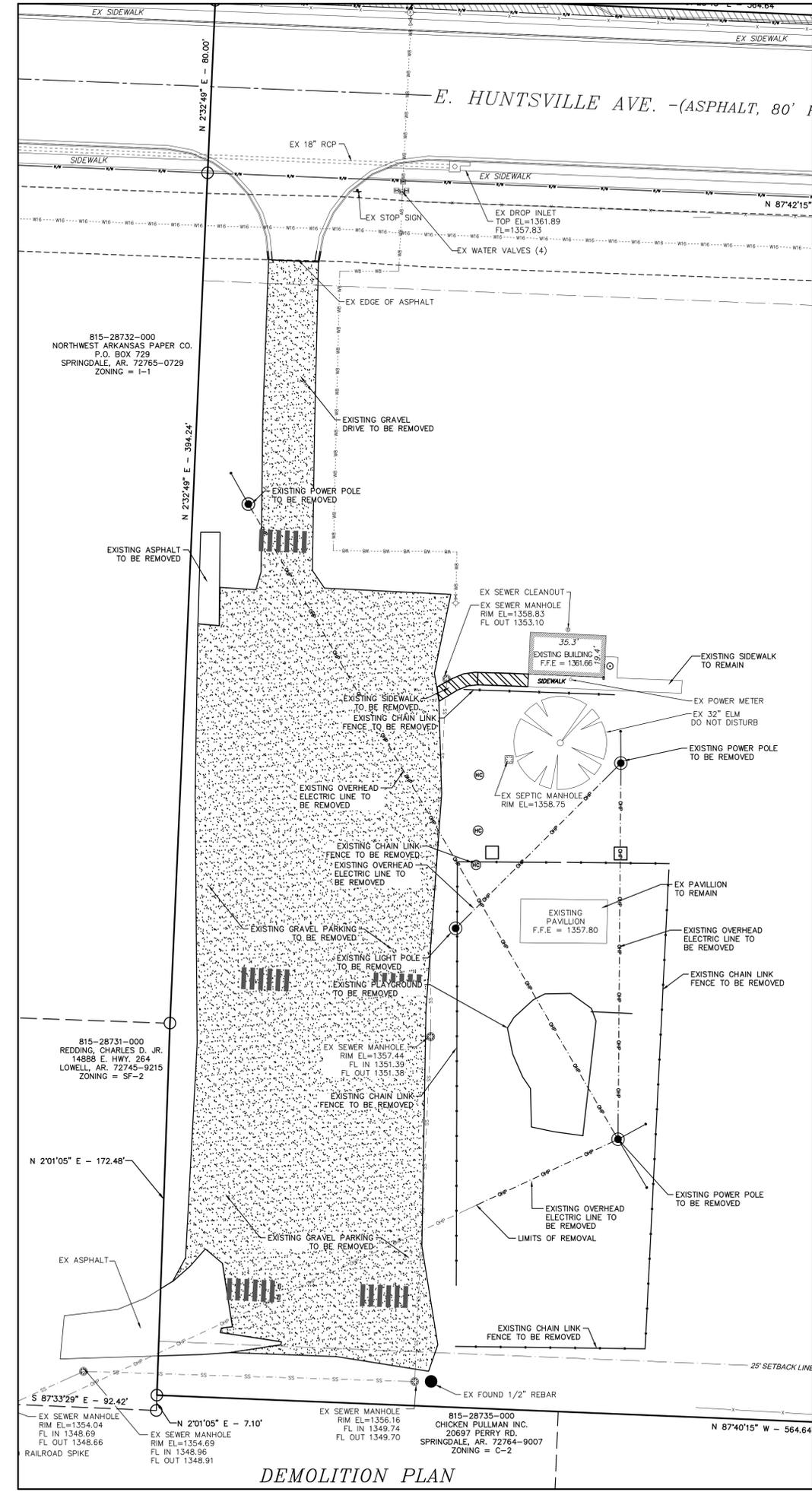
1. TREES SHALL BE 2" CALIPER MINIMUM.
2. THE HOLE FOR THE TREE SHALL BE EXCAVATED 2 TIMES THE SIZE OF THE ROOT BALL.
3. REMOVE ANY TWINE, ROPE, FLAGGING, WRAPPING, OR GUARDS FROM TREE.
4. PRUNE ONLY DEAD OR BROKEN BRANCHES OR DOUBLE LEADERS AT TIME OF PLANTING.
5. ROOTBALL - ROOT COLLAR SHALL BE VISIBLE. REMOVE EXCESS SOIL FROM TOP OF BALL IF NEEDED. AFTER LOCATING AND SETTING BALL IN PLANTING HOLE, CUT AWAY OR REMOVE THE ENTIRE WIRE BASKET, CUT AWAY OR REMOVE OR TWINE FROM BALL, CUT AWAY OR REMOVE BURLAP. IF ROOTBALL BEGINS FALLING APART DURING INSTALLATION OR WHILE REMOVING THE WIRE BASKET, CUT AWAY ONLY HALF OF THE BURLAP. ENSURE THAT NONE OF THE ROOTBALL IS EXPOSED TO AIR.
6. REFER TO THE TREE STAKING AND WRAPPING DETAIL FOR ADDITIONAL INSTALLATION REQUIREMENTS



**LANDSCAPE PLAN  
BOBBY HOPPER PARK IMPROVEMENTS  
SPRINGDALE, ARKANSAS**

REVISION	DATE	DESCRIPTION

SCALE: 1"=30'  
 DATE: 1/22/2015  
 ENGINEER: BLM  
 DRAWN BY: ARV  
 W.O. #: 13922

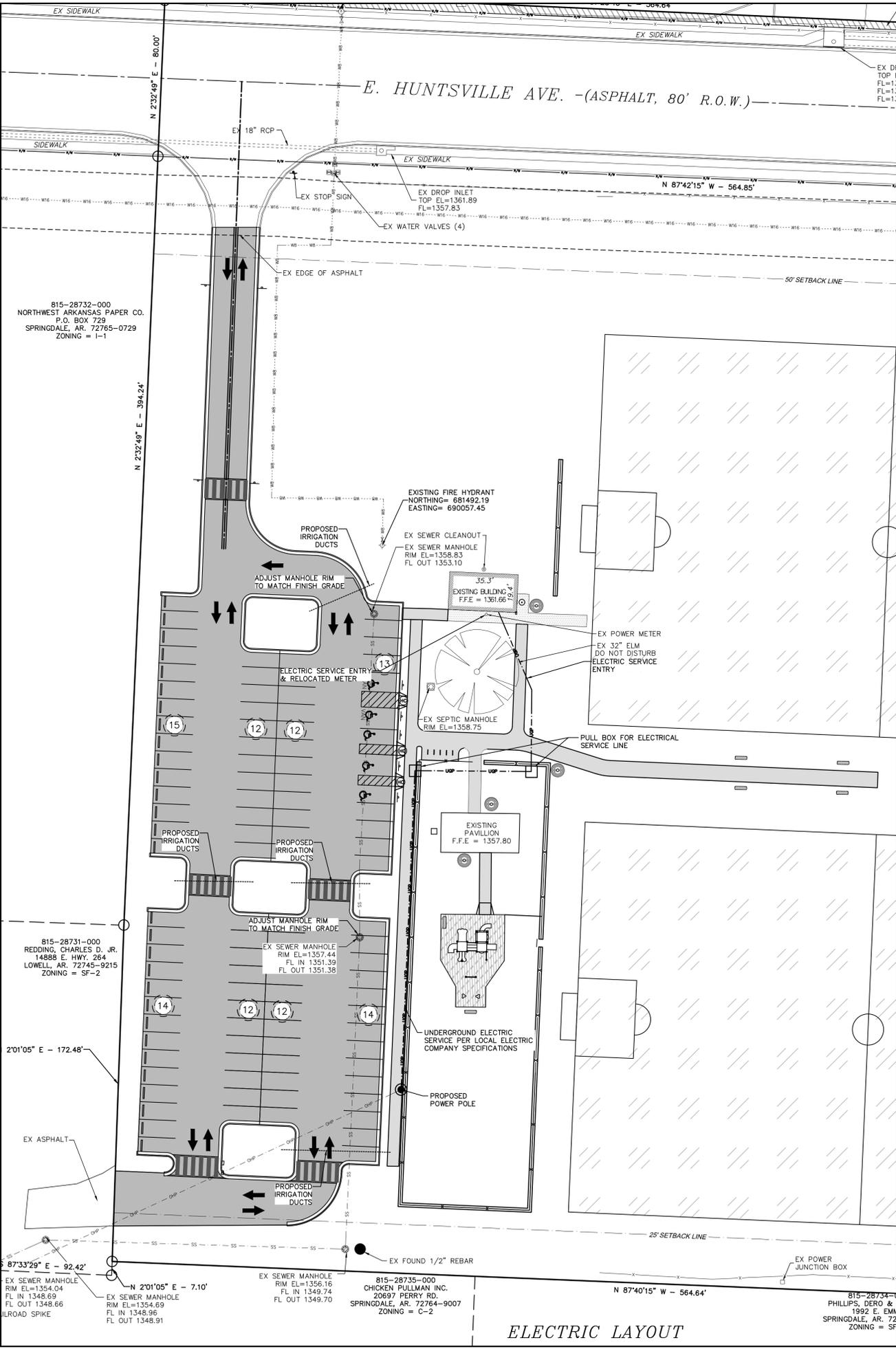


GRID N

GRAPHIC REPRESENTATION ONLY  
SCALE 1" = 30'

LEGEND

- PROPERTY LINE
- ADJACENT OWNER
- EASEMENT (AS NOTED)
- RIGHT-OF-WAY
- SETBACK
- CENTERLINE OF ROAD
- CURB & GUTTER
- FENCE LINE
- OVERHEAD POWER
- UNDERGROUND CABLE/TV
- GAS LINE
- WATER LINE
- SANITARY SEWER LINE
- STORM PIPE (SIZE AS NOTED)
- MANHOLE (TYPE AS NOTED)
- WATER METER
- GAS METER
- POWER POLE
- GUY WIRE
- FIRE HYDRANT
- WATER VALVE
- SEWER CLEANOUT
- LIGHT POLE
- TREE (TYPE & SIZE AS NOTED)



**DEMOLITION PLAN & ELECTRIC LAYOUT  
BOBBY HOPPER PARK IMPROVEMENTS  
SPRINGDALE, ARKANSAS**

REVISION	DATE	DESCRIPTION

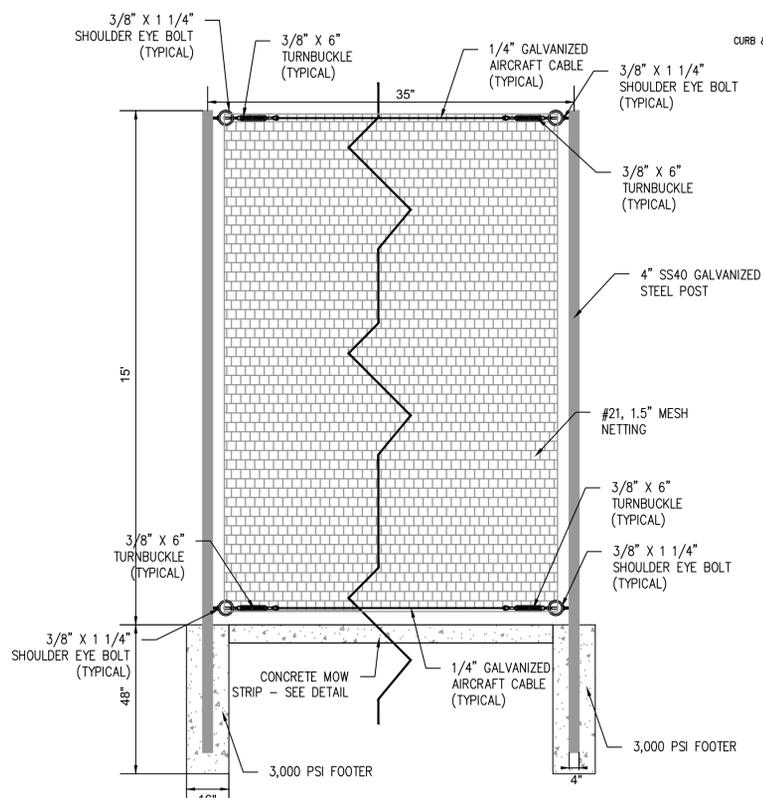
SCALE: 1"=30'

DATE: 12/31/2014

ENGINEER: B.M. JAW  
DRAWN BY: JAW

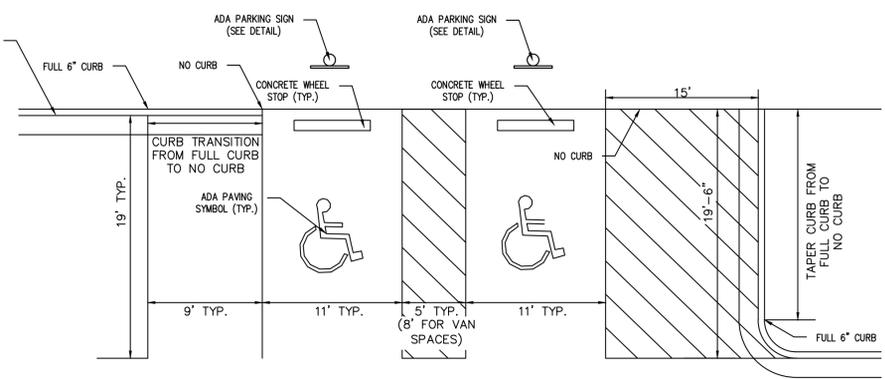
W.O. # 13922

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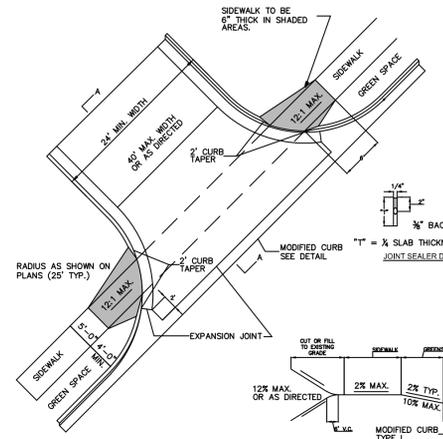


**SOCCER NET WITH MOW STRIP**  
 NOT TO SCALE

- NOTES:
- SEE SPECIFICATIONS FOR DETAILED DESCRIPTIONS OF ALL EQUIPMENT, NETTING AND ANY OTHER ENTITIES INVOLVED IN CONSTRUCTION OF THE SOCCER NET.
  - TOTAL LENGTH OF SOCCER NETTING SHALL BE SEVENTY FEET (70')—SEE SPECIFICATIONS.
  - SEE SEPARATE DETAIL FOR CONCRETE MOW STRIP.

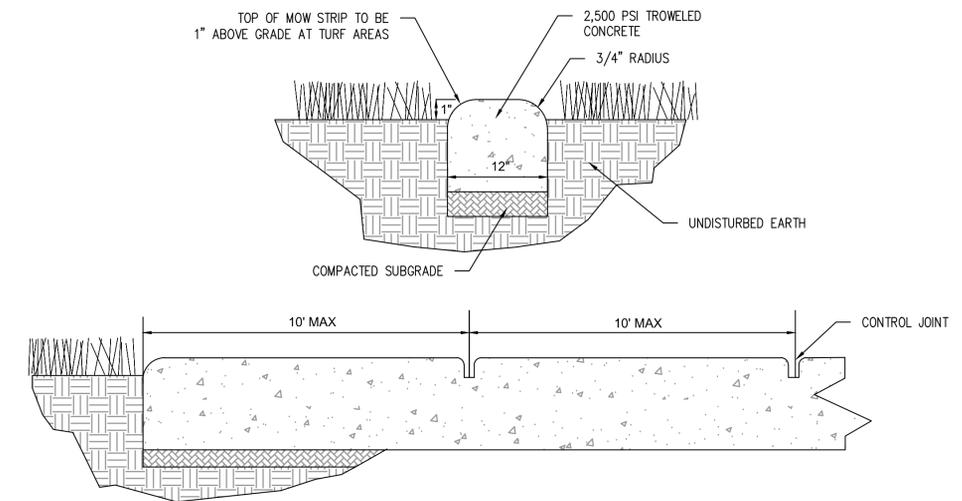


**HANDICAPPED RAMP AND PARKING DETAILS (WITH CURB TAPER)**  
 N.T.S.

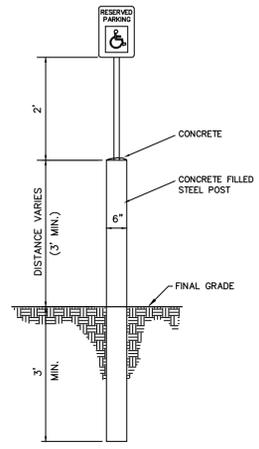


**DRIVEWAY DETAIL**

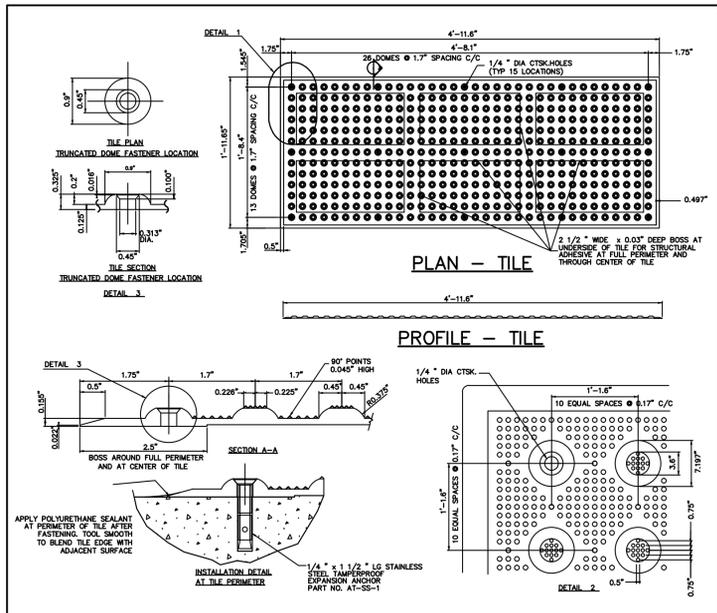
- NOTES:
- DRIVEWAY TO BE CONSTRUCTED TO THE RADIUS TANGENT POINTS AND ALSO TO STREET R/W AS DIRECTED, IF NEEDED.
  - 3\"/>



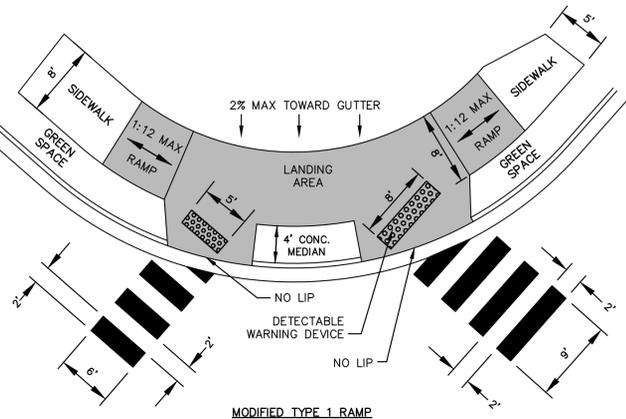
**CONCRETE MOW STRIP**



**BOLLARD DETAIL WITH HANDICAP SIGN**



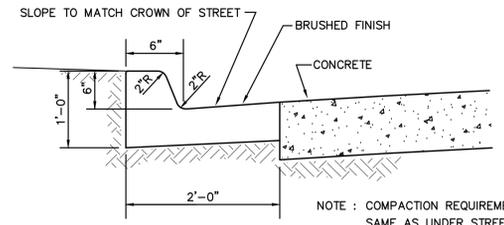
**TRUNCATED DOMES DETAIL**



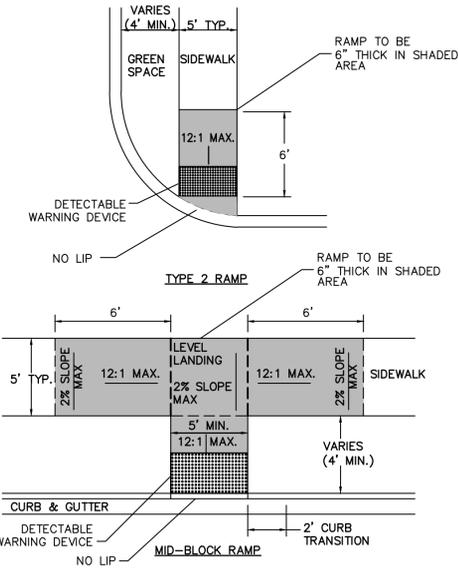
**MODIFIED TYPE 1 RAMP**

- NOTES:
- THE LENGTH OF THE RAMP SHALL BE SUCH THAT THE SLOPE DOES NOT EXCEED 12:1.
  - THE NORMAL GUTTER SHALL BE MAINTAINED THROUGH THE AREA OF THE RAMP.
  - THE MINIMUM THICKNESS FOR THE SHADED AREAS SHALL BE 6\"/>

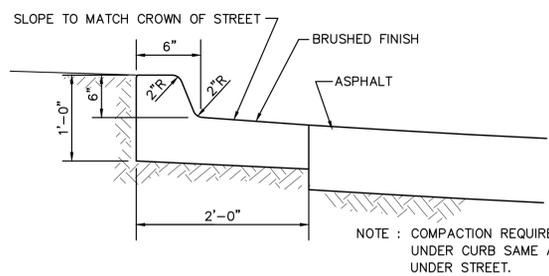
**HANDICAP RAMP DETAILS**  
 NOT TO SCALE



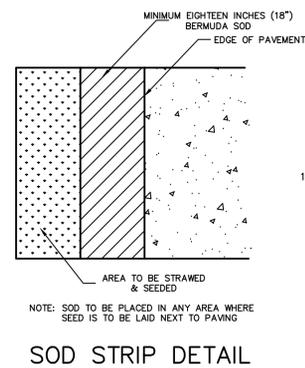
**STANDARD CONCRETE CURB & GUTTER**



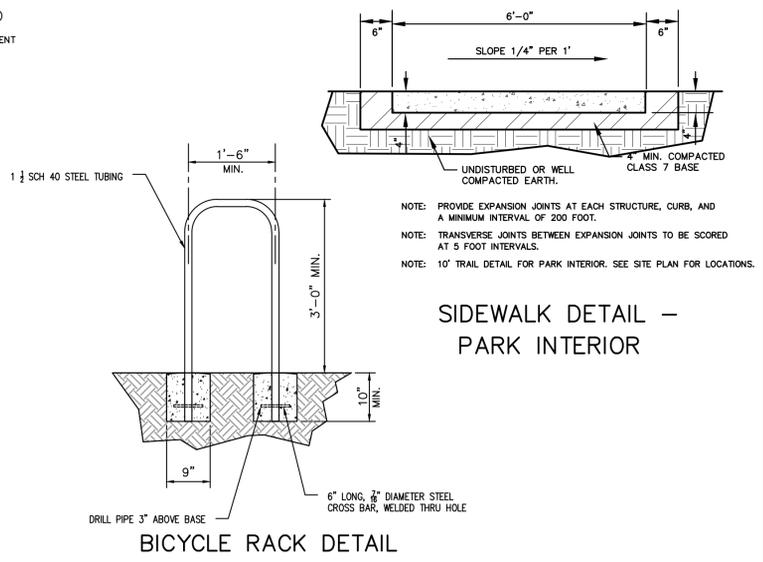
**TYPE 2 RAMP**



**CONCRETE SPILL CURB & GUTTER**



**SOD STRIP DETAIL**



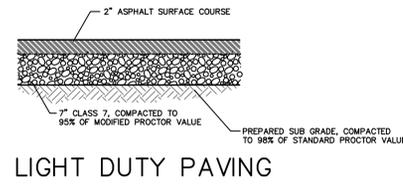
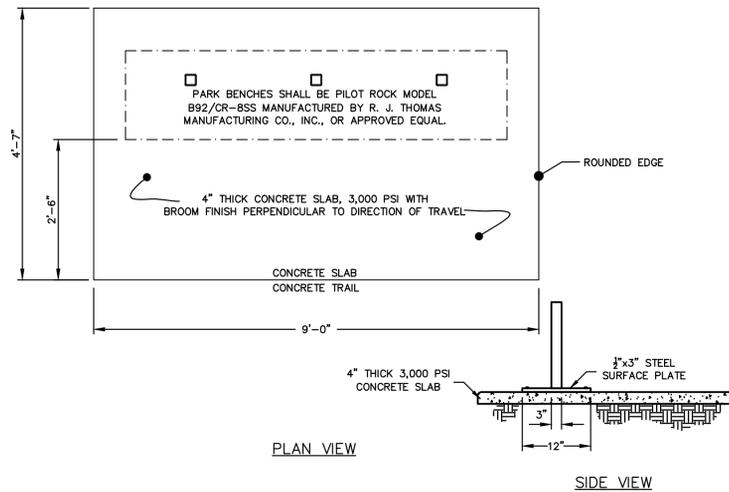
**BICYCLE RACK DETAIL**

**SIDEWALK DETAIL - PARK INTERIOR**

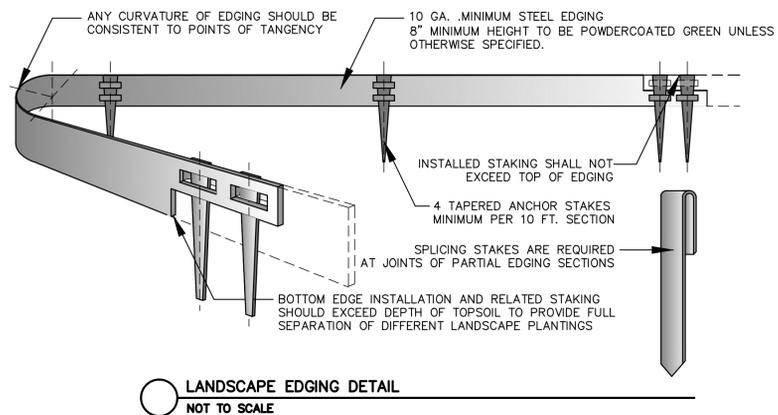
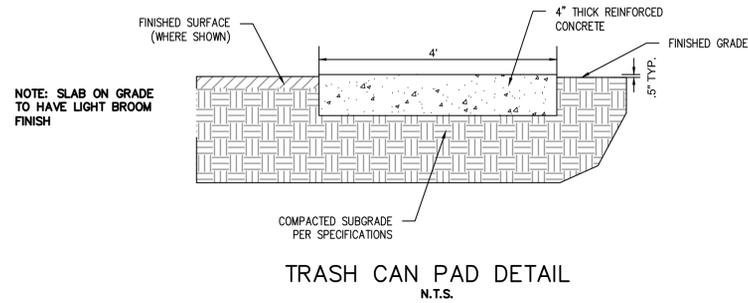
- NOTE: PROVIDE EXPANSION JOINTS AT EACH STRUCTURE, CURB, AND A MINIMUM INTERVAL OF 200 FEET.  
 NOTE: TRANSVERSE JOINTS BETWEEN EXPANSION JOINTS TO BE SCORED AT 5 FOOT INTERVALS.  
 NOTE: 10' TRAIL DETAIL FOR PARK INTERIOR. SEE SITE PLAN FOR LOCATIONS.

REVISION	DATE	DESCRIPTION

SCALE: NONE  
 DATE: 1/21/2015  
 ENGINEER: B.M.  
 DRAWN BY: J.W.  
 W.O. #: 13922



STANDARD CONCRETE SLAB FOR PARK BENCH  
N.T.S.



REVISION	DATE	DESCRIPTION

SCALE: NONE

DATE: 1/20/2015

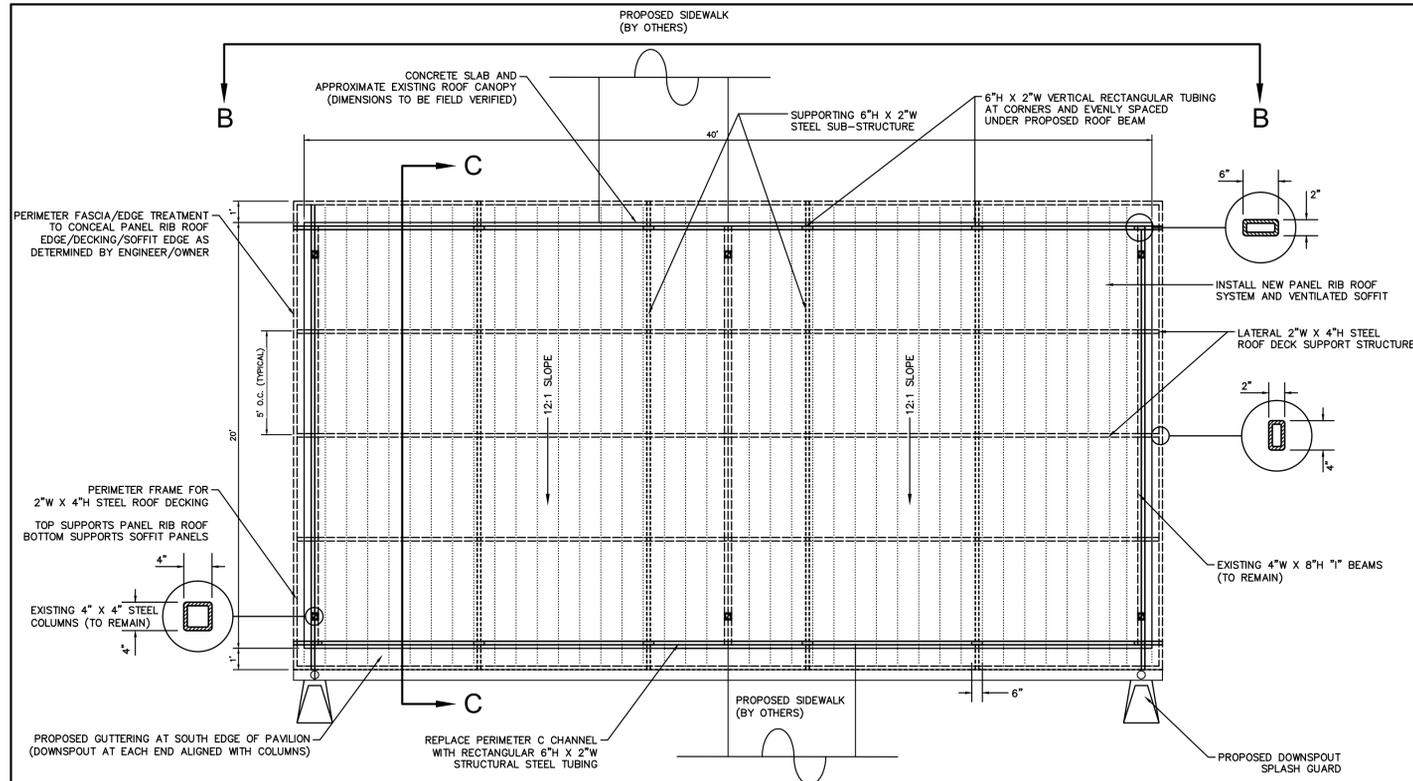
ENGINEER: B.M.

DRAWN BY: A.M.V.

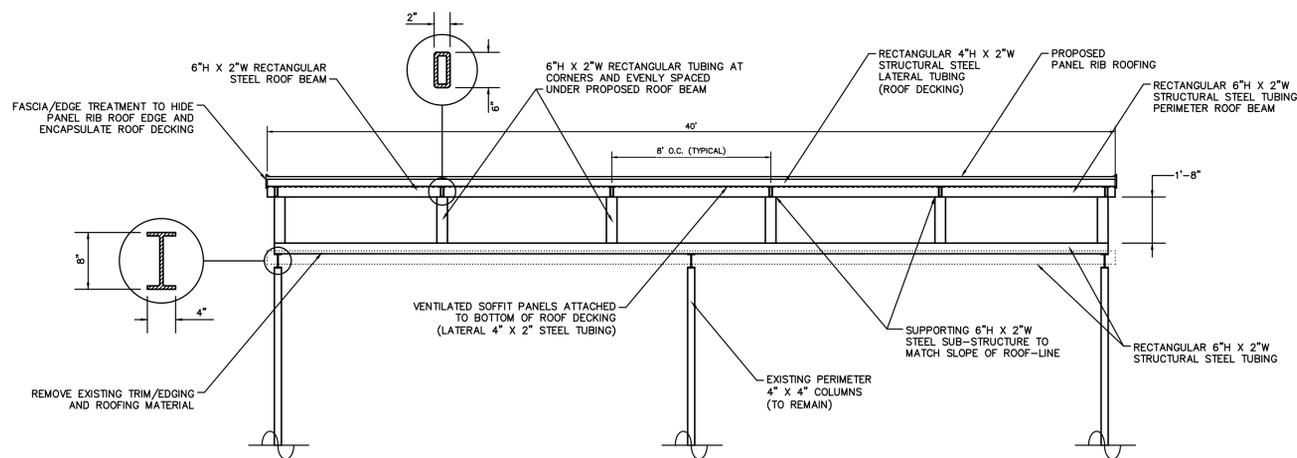
W.O. #: 13922

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FILED: 2015-01-20 10:14 AM, SPRINGDALE, ARKANSAS

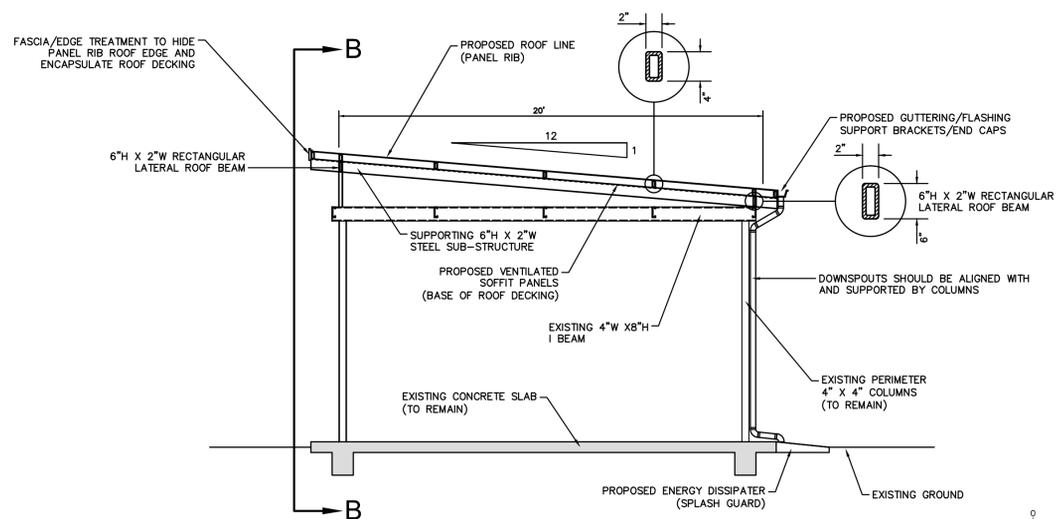
**PAVILION RENOVATION DETAILS  
 BOBBY HOPPER PARK IMPROVEMENTS  
 SPRINGDALE, ARKANSAS**



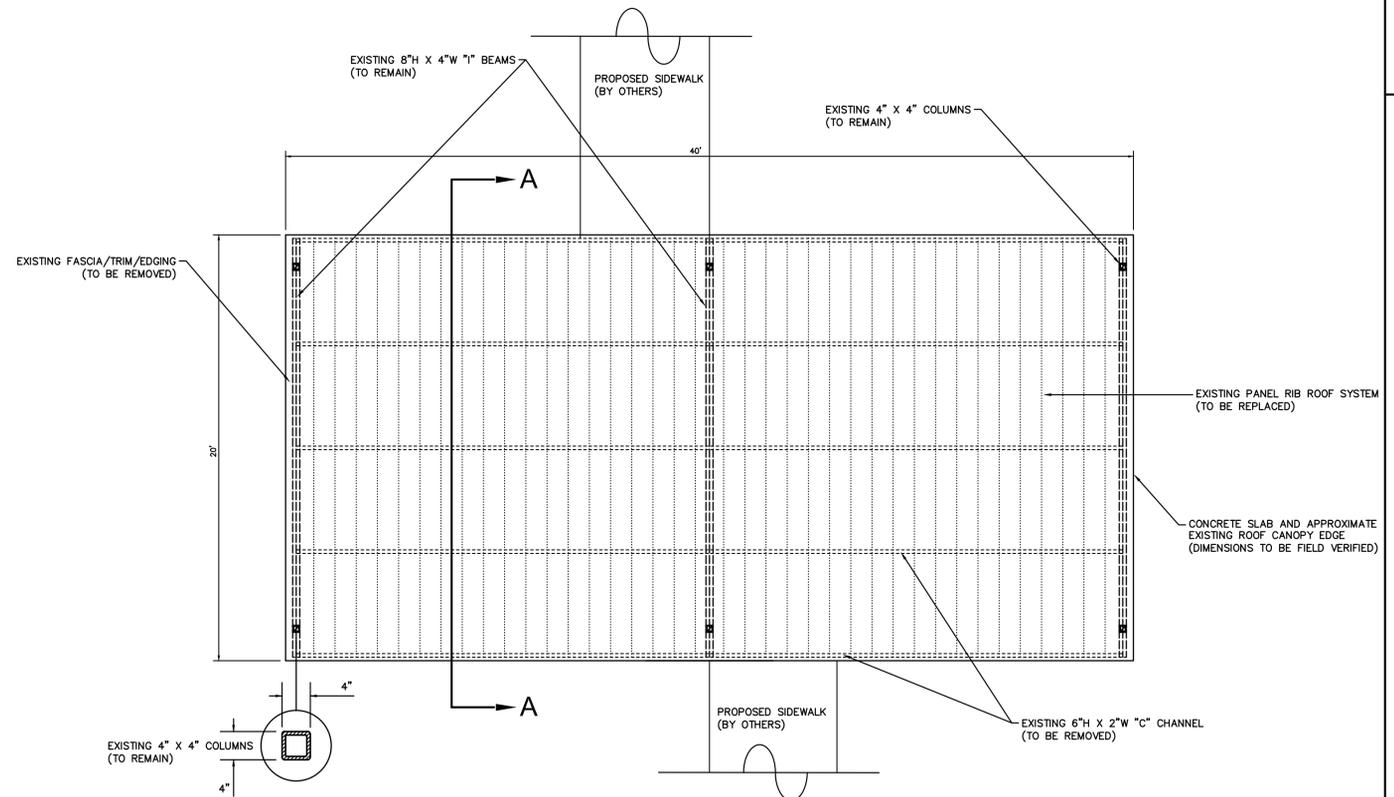
**PROPOSED PAVILION STRUCTURAL LAYOUT**



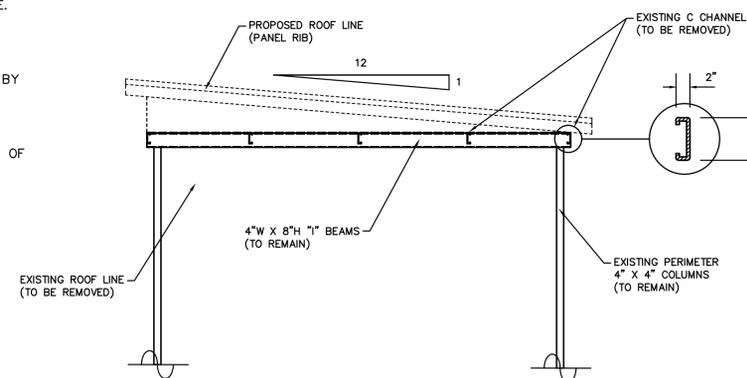
**PROPOSED PAVILION ELEVATION B-B**



**PROPOSED PAVILION SECTION C-C**



**EXISTING PAVILION STRUCTURAL LAYOUT**



**EXISTING PAVILION SECTION A-A**

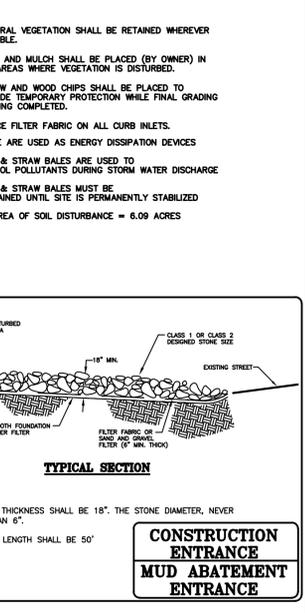
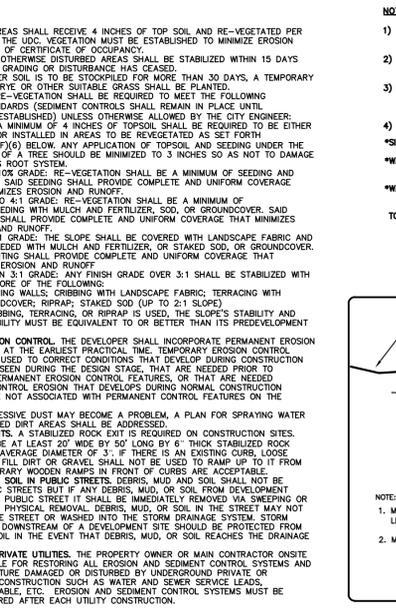
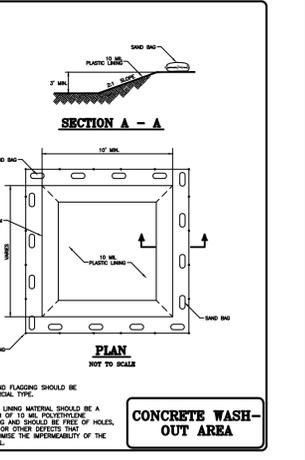
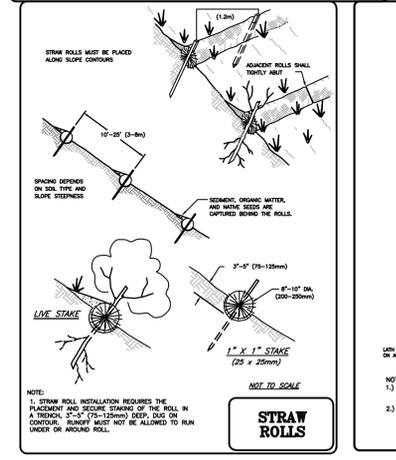
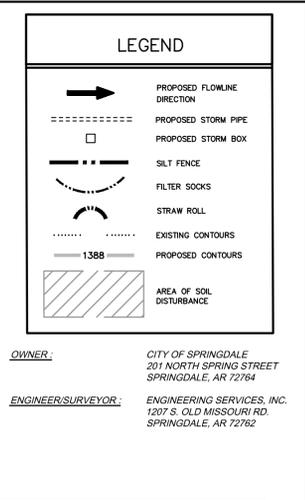
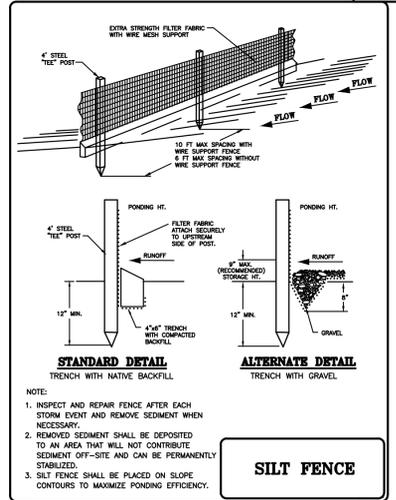
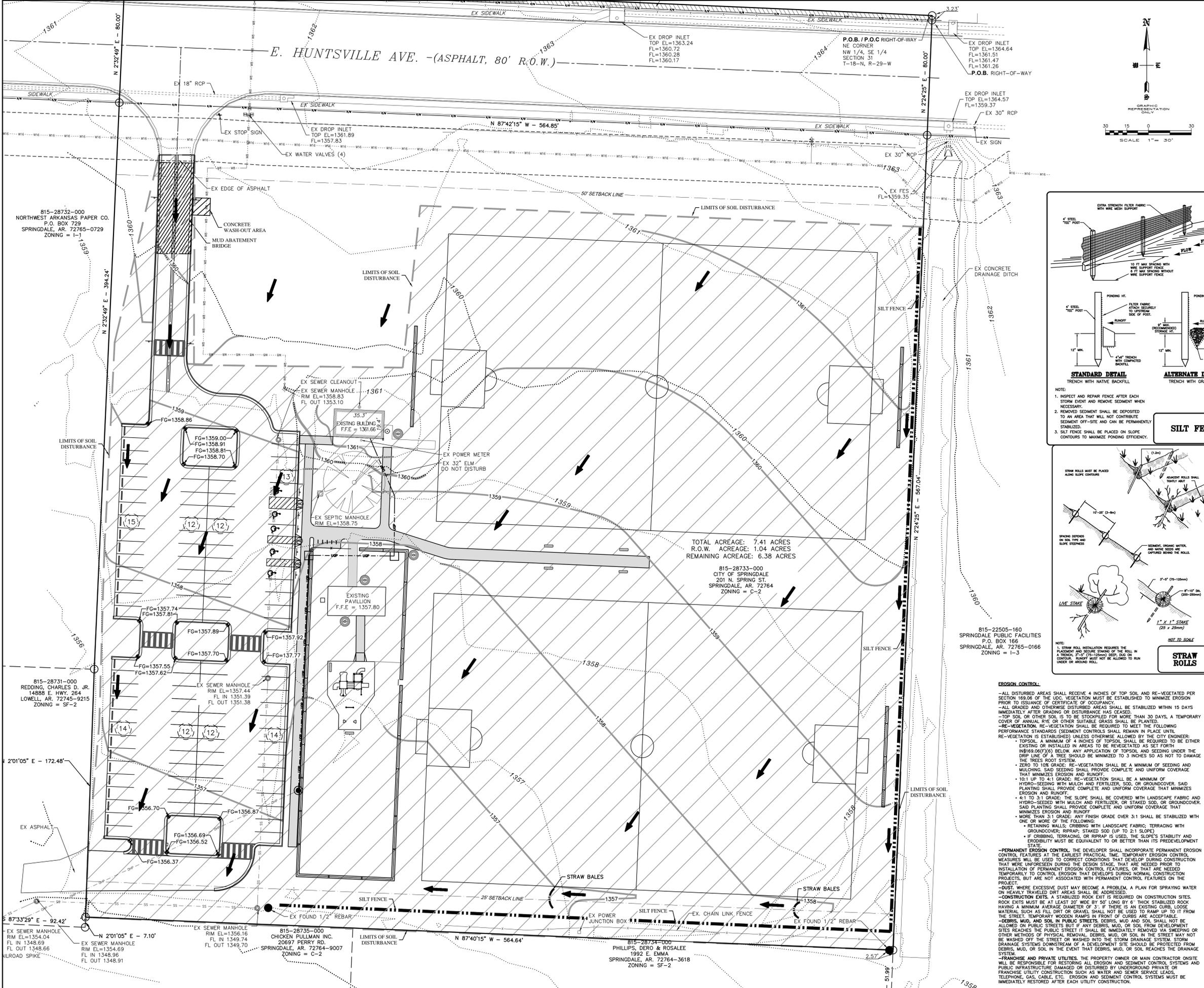
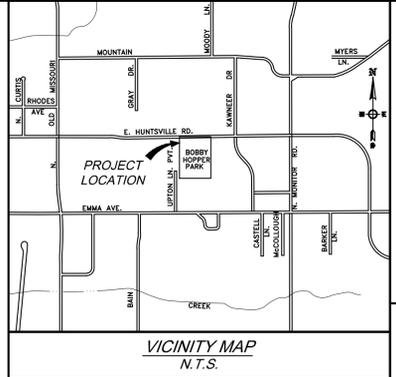


**NOTES:**

ALIGNMENTS AND EXISTING STRUCTURAL DIMENSIONS ARE APPROXIMATE. ALL DIMENSIONS ARE TO BE FIELD VERIFIED. ANY STRUCTURAL JOINTS OR CONNECTIONS ARE TO BE WELDED. ALL MATERIAL OR REPLACEMENT COLORS ARE TO BE DETERMINED BY ENGINEER/OWNER. FASCIA/SOFFIT/TRIM/GUTTERING/ROOFING MATERIAL TO BE APPROVED BY ENGINEER/OWNER PRIOR TO INSTALLATION. ANY EXPOSED ENDS OF STRUCTURAL MEMBERS SHALL BE ENCLOSED. STRUCTURAL FRAMEWORK SHALL BE INSTALLED PRIOR TO REMOVAL OF ANY EXISTING STRUCTURAL MEMBERS. REMOVAL OF EXISTING MATERIAL INCLUDES RESTORATION/RECLAMATION OF REMAINING STRUCTURE AND RELATED SURFACES.

REVISION	DATE	DESCRIPTION

SCALE: AS SHOWN  
 DATE: 1/22/2015  
 ENGINEER: BLM  
 DRAWN BY: BLA  
 W.O. #: 13922



**STORM WATER POLLUTION PREVENTION PLAN**  
**BOBBY HOPPER PARK IMPROVEMENTS**  
**SPRINGDALE, ARKANSAS**

REVISION	DATE	DESCRIPTION

SCALE: 1"=30'  
DATE: 1/21/2015  
ENGINEER: BSM  
DRAWN BY: AWY  
W.O. #: 13922

**08**

# Memo

**To:** Planning Commission

**From:** Staff

**Date:** February 3, 2015

**Re:** L15-04 Large Scale Development Northwest Health

---

**Concept of Detention**

---

**Planning Comments**

- 1) Need State Plane Coordinates (NAD 83, Feet) for all fire hydrant locations.
- 2) Handicapped ramps shall be provided wherever a sidewalk crosses a curb at crosswalks, driveways, and street intersections.
- 3) Need to show details of handicapped ramps.
- 4) All comments from the utility companies and other city departments must be addressed prior to approval of construction plans.
- 5) This development must comply with the City Of Springdale Commercial Design Standards or a variance is required.

**Commercial Design Standards Comments**

- 1) Foundation landscaping is required.
- 2) Submit a unified lighting plan per Springdale Commercial Design Standards.

**Engineering Comments**

- 1) **The concept of detention must be approved by the Planning Commission.**
- 2) ***DCM Section 5.4.10 "An easement shall be provided in Plans for detention facilities. A minimum 20' wide drainage easement shall be provided around the 100-year flood pool, connecting the tributary pipes and the discharge system***

*along the most passable routing of piping system.”* Ownership of the detention facility will remain with the land .

- 3) Sect 107 The site area of disturbance is greater than 1 acre. A storm Water Pollution Prevention Plan, Grading Permit Application and \$500.00 fee, in accordance with Chapter 107, must be submitted to the Planning Office prior to final approval of construction plans. See Applications & Forms / [Grading](http://www.springdalear.gov/departments/planning_and_community_development/) at [http://www.springdalear.gov/departments/planning\\_and\\_community\\_development/](http://www.springdalear.gov/departments/planning_and_community_development/)

# Large Scale Development

for

# NORTHWEST HEALTH

LSD #L15-04

SPRINGDALE, ARKANSAS

INCLUDING

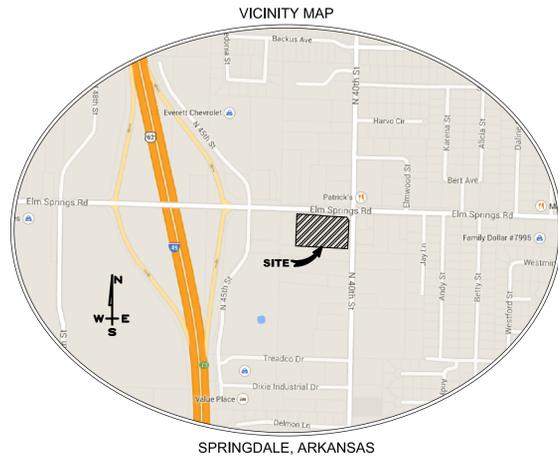
LSD & LANDSCAPE PLAN  
GRADING/PAVING & EROSION CONTROL PLAN



January 2015

## GENERAL NOTES

1. THE CONTRACTOR SHALL BE RESPONSIBLE FOR RELOCATION AND/OR DAMAGE TO UTILITIES.
2. ALL PROCEDURES, MATERIAL AND WORKMANSHIP SHALL CONFORM TO SPECIFICATIONS OF THE WATER DEPARTMENT.
3. THERE ARE NUMEROUS PUBLIC AND PRIVATE UTILITIES WITHIN AND ADJACENT TO THE LIMITS OF CONSTRUCTION AND AN ATTEMPT HAS BEEN MADE TO INDICATE THEIR PRESENCE ON THE PLAN. PRIOR TO BEGINNING ANY TYPE OF EXCAVATION THE CONTRACTOR SHALL CONTACT THE VARIOUS UTILITY COMPANIES AND MAKE ARRANGEMENTS FOR THE LOCATION OF THE UTILITY ON THE GROUND. IT SHALL BE THE RESPONSIBILITY OF THE CONTRACTOR TO MAINTAIN THE UTILITY LOCATION MARKINGS UNTIL THEY ARE NO LONGER NECESSARY.
4. CONTACT ALL UTILITIES PRIOR TO CONSTRUCTION TO INSURE THAT ALL EXISTING UTILITIES ARE LOCATED.
5. RESTORATION AND CLEAN-UP SHALL BE COMPLETE BEFORE ACCEPTANCE OF JOB.
6. SEE SPECIFICATIONS FOR ADDITIONAL INFORMATION.
7. ALL STORM DRAINS SHALL BE INSTALLED ACCORDING TO MANUFACTURERS SPECIFICATIONS.
8. ALL CORRUGATED METAL PIPE SHALL BE COATED OR ALUMINIZED.
9. CONTRACTOR SHALL RESTORE ALL OFFSITE PROPERTIES AFFECTED BY IMPROVEMENTS TO THEIR ORIGINAL CONDITION.



### OWNER:

BY VENTURES, LLC,  
2002 S. 48th STREET STE. A  
SPRINGDALE, AR. 72762

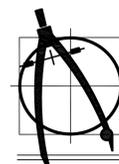
### NOTES:

- 1) CURRENT ZONING = C-2
- 2) PARCEL NUMBERS: 815-298900-010.
- 3) BASIS OF BOUNDARY = DEED OF SAME PROPERTY & PROPERTY SURVEY FOR ARKANSAS COMMERCIAL REAL ESTATE BY BATES & ASSOCIATES, INC. DRAWING #14-003.
- 4) THIS PROPERTY IS NOT AFFECTED BY THE 100 YEAR FLOOD PLAIN AS PER FIRM #05143C0060F DATED MAY 16, 2008.

### LEGAL DESCRIPTION:

A PART OF THE SE1/4 OF THE NE1/4 OF SECTION 33, T18N, R30W IN WASHINGTON COUNTY, ARKANSAS, AND BEING DESCRIBED AS FOLLOWS: COMMENCING AT THE NE CORNER OF SAID SE1/4, NE1/4, THENCE N86°53'26"W 58.32 FEET, THENCE S03°06'34"W 33.81 FEET TO THE POINT OF BEGINNING, THENCE S34°08'06"E 38.04 FEET, THENCE S02°34'58"W 264.67 FEET, THENCE N86°54'55"W 490.85 FEET, THENCE N02°18'38"E 299.90 FEET, THENCE S86°55'32"E 169.75 FEET, THENCE S84°03'45"E 100.12 FEET, THENCE S86°55'30"E 200.00 FEET TO THE POINT OF BEGINNING; CONTAINING 3.35 ACRES MORE OR LESS SUBJECT TO EASEMENTS AND RIGHT OF WAY OF RECORD.

### PREPARED BY:



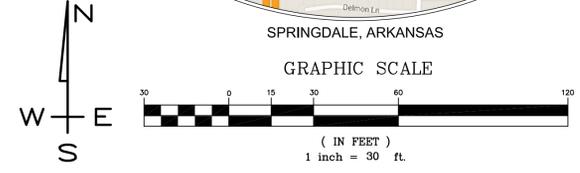
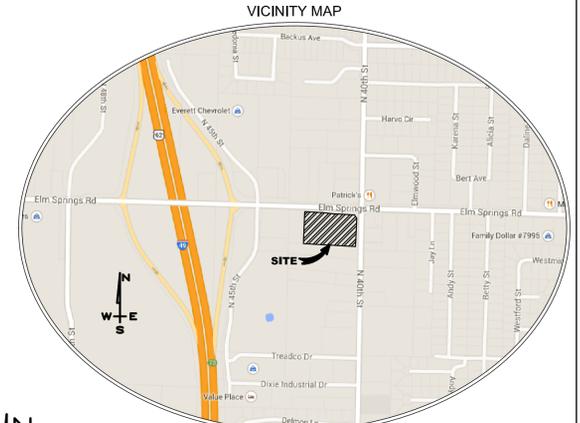
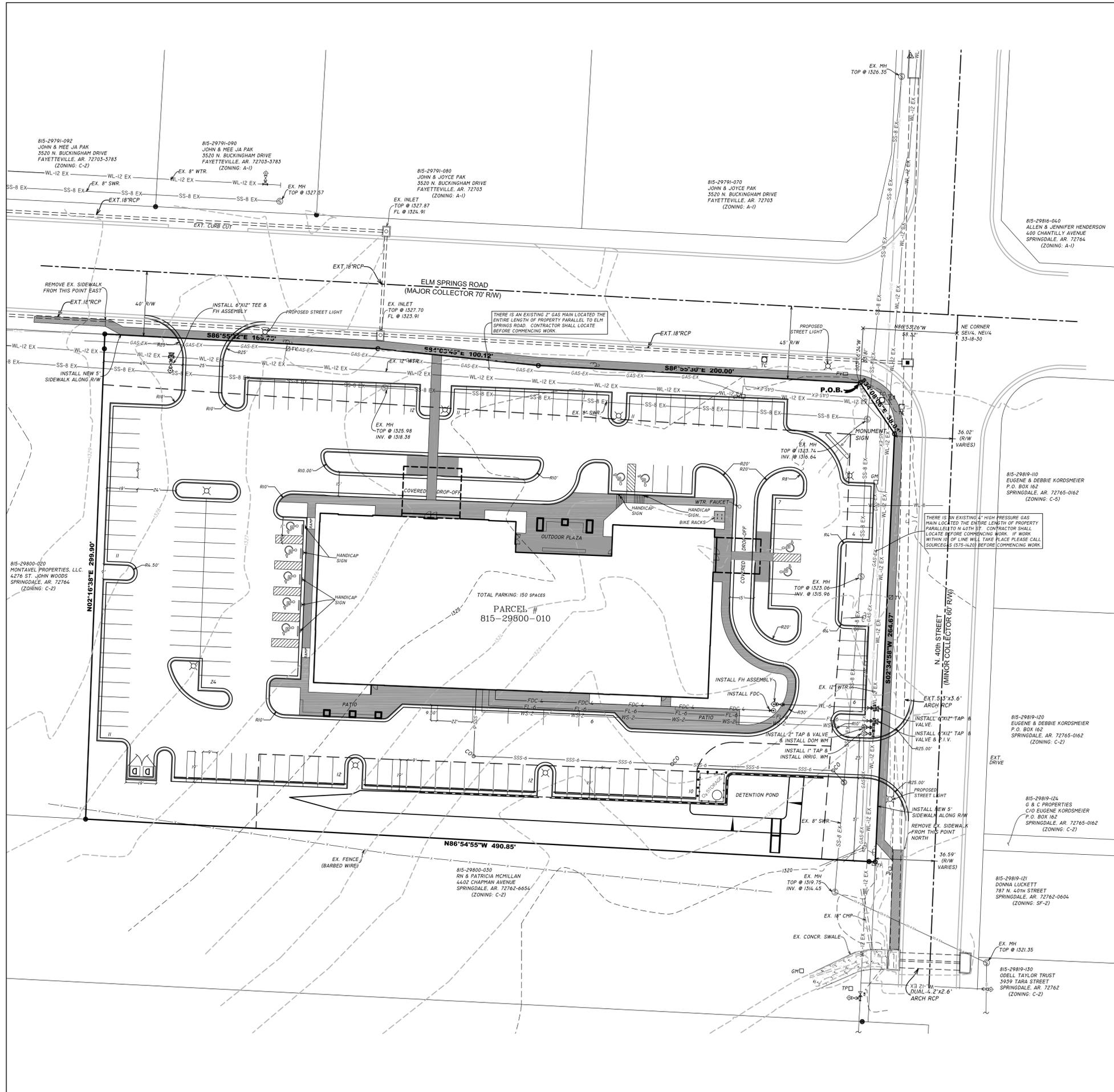
**JORGENSEN & ASSOCIATES**  
CIVIL ENGINEERS • SURVEYORS

124 WEST SUNBRIDGE, SUITE 5 • FAYETTEVILLE, ARKANSAS 72703 • (479) 442-9127 • FAX (479) 582-4807



## INDEX OF SHEETS

C0.00	COVER
C1.01	LARGE SCALE DEVELOPMENT PLAN
C1.02	GRADING & EROSION CONTROL PLAN
C5.01	TYPICAL DETAILS
C5.02	WATER & SEWER DETAILS
LI.01	LANDSCAPE PLAN



OWNER:  
 BV VENTURES, LLC.  
 2002 S. 48TH STREET STE. A  
 SPRINGDALE, AR. 72762

**LEGAL DESCRIPTION:**

A PART OF THE SE1/4 OF THE NE1/4 OF SECTION 33, T18N, R30W IN WASHINGTON COUNTY, ARKANSAS, AND BEING DESCRIBED AS FOLLOWS: COMMENCING AT THE NE CORNER OF SAID SE1/4, NE1/4, THENCE N86°53'26"W 58.32 FEET, THENCE S03°06'34"W 33.81 FEET TO THE POINT OF BEGINNING, THENCE S34°08'06"E 38.04 FEET, THENCE S02°34'58"W 264.67 FEET, THENCE N86°54'55"W 490.85 FEET, THENCE N02°16'38"E 299.90 FEET, THENCE S86°53'32"E 189.75 FEET, THENCE S84°03'45"E 100.12 FEET, THENCE S86°55'30"E 200.00 FEET TO THE POINT OF BEGINNING; CONTAINING 3.35 ACRES MORE OR LESS SUBJECT TO EASEMENTS AND RIGHT OF WAY OF RECORD.

**NOTES:**

- 1) CURRENT ZONING = C-2
- 2) PARCEL NUMBERS: 815-298900-010.
- 3) BASIS OF BOUNDARY - DEED OF SAME PROPERTY & PROPERTY SURVEY FOR ARKANSAS COMMERCIAL REAL ESTATE BY BATES & ASSOCIATES, INC. DRAWING #14-003.
- 4) THIS PROPERTY IS NOT AFFECTED BY THE 100 YEAR FLOOD PLAIN AS PER FIRM #05143C0060F DATED MAY 16, 2008.
- 5) THIS DEVELOPMENT MUST COMPLY WITH THE CITY OF SPRINGDALE COMMERCIAL DESIGN STANDARDS OR A VARIANCE IS REQUIRED.
- 6) HANDICAPPED RAMPS SHALL BE PROVIDED WHEREVER A SIDEWALK CROSSES A CURB AT CROSSWALKS, DRIVEWAYS, AND STREET INTERSECTIONS.
- 7) STREETLIGHTS ARE REQUIRED AT EACH INTERSECTION AND ALONG THE STREET AT INTERVALS OF 300 TO 350 FEET AS MEASURED ALONG THE CENTERLINE OF THE STREET. SHOW LOCATION AND THE STATE PLANE COORDINATES (NAD 83, FEET) FOR EACH STREETLIGHT. THE STREETLIGHT FIXTURE SHALL BE BY LSI LIGHTING MODEL CROSSOVER XRM, #SPL-XRM3-119WLED/IE-MSV-IPC-COS.
- 8) ALL NEW UTILITIES SHALL BE PLACED UNDERGROUND, AND ALL EXISTING UTILITIES UNDER 12 KV SHALL BE RELOCATED UNDERGROUND.
- 9) ALL MECHANICAL AND UTILITY EQUIPMENT LOCATED ON THE WALL AND/OR ON THE GROUND SHALL BE SCREENED. ALL ROOF-MOUNTED UTILITIES AND MECHANICAL EQUIPMENT SHALL BE SCREENED BY INCORPORATING SCREENING INTO THE STRUCTURE UTILIZING MATERIALS COMPATIBLE WITH THE SUPPORTING BUILDINGS. MECHANICAL AND UTILITY EQUIPMENT OVER 30 INCHES IN HEIGHT SHALL MEET BUILDING SETBACKS. SMALLER GROUND-MOUNTED EQUIPMENT MAY BE SCREENED WITH TALL GRASSES OR SHRUBS.
- 10) TRASH ENCLOSURES SHALL BE SCREENED ON THREE SIDES WITH MATERIALS COMPLIMENTARY TO AND COMPATIBLE WITH THE PRINCIPAL STRUCTURE, WITH ACCESS NOT VISIBLE FROM THE STREET. AN ELEVATION DEPICTING THE MATERIALS AND COLORS OF THE SCREEN WILL BE REQUIRED TO BE APPROVED BY PLANNING DIVISION PRIOR TO BUILDING PERMIT. IF THE ENCLOSURE IS WITHIN AN EASEMENT THE APPROPRIATE UTILITY COMPANIES WILL HAVE TO APPROVE THE STRUCTURE WITHIN THEIR EASEMENT.

PARKING LOT TABLE		
BUILDING USE	PARKING REQUIRED	PARKING PROVIDED
MEDICAL	1 SPACE / 300 SQ. FT. (24,600 SQ. FT.) = 82 SPACES	150 PROVIDED
	ADA COMPLIANCE: 6 HANDICAP SPACES REQUIRED	9 PROVIDED
TOTAL AREA OF PARKING LOT 71,797 SQ. FT.		

**PREPARED BY**  
**JORGENSEN & ASSOCIATES**  
 ESTABLISHED 1985  
 CIVIL ENGINEERING  
 SURVEYING

124 W. SUNBRIDGE SUITE 5,  
 FAYETTEVILLE, AR 72703  
 PH (479) 442-9127  
 FAX (479) 582-4807

**LEGEND**

- X CALCULATED POINT
- ⊙ FOUND RAILROAD SPIKE
- SET IRON PIN & CAP
- ⊕ POWER POLE
- △ CENTERLINE MARKER
- ⊙ NEW SEWER MANHOLE
- ⊕ NEW FIRE HYDRANT
- ⊙ STREET LIGHT
- EXISTING 8" SEWER LINE
- EXISTING 8" SEWER LINE
- PROPOSED 8" SEWER LINE
- EXISTING WATERLINE
- PROPOSED 8" WATER LINE
- CENTERLINE STREET
- BUILDING SETBACK
- UTILITY EASEMENT
- EXISTING CONTOUR

**PROJECT DETAILS**

**PROJECT TITLE:**  
 NORTHWEST MEDICAL FACILITY  
 LSP# L15-04

**PROJECT LOCATION:**  
 SPRINGDALE, AR

**REVISIONS**

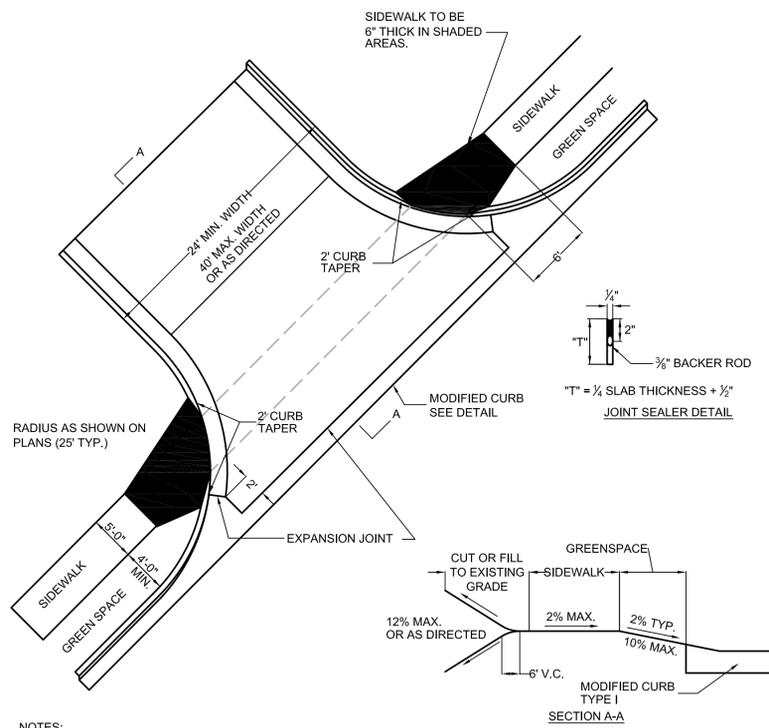
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 DRAWN BY: JSI  
 PROJECT # 2014091  
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**SHEET TITLE**  
 LARGE SCALE  
 DEVELOPMENT

**SHEET NUMBER**  
 C1.01

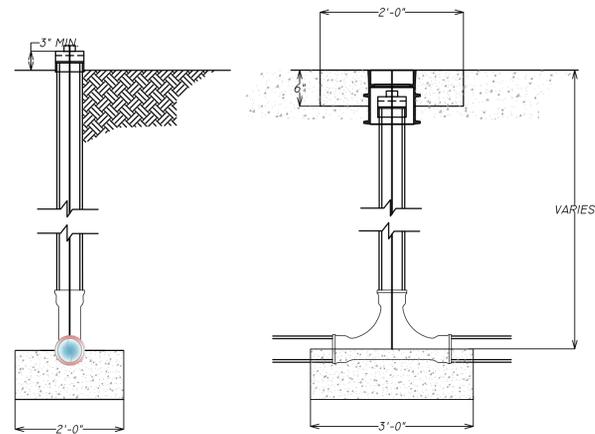




- NOTES:
- DRIVEWAY TO BE CONSTRUCTED TO THE RADIUS TANGENT POINTS AND ALSO TO STREET R/W AS DIRECTED, IF NEEDED.
  - 1/2" PREFORMED EXPANSION MATERIAL CONFORMING TO AASHTO M213, ASTM-D1752, TYPE 1 OR REDWOOD SHALL BE PLACED AS SHOWN, OR AS DIRECTED BY THE ENGINEER.
  - CONCRETE CURB TO BE SAWCUT AT 15' INTERVALS PERPENDICULAR TO THE GUTTER LINE AND SEALED SEE DETAIL.
  - HANDICAP RAMP COMPLYING WITH A.D.A. REQUIREMENTS TO BE CONSTRUCTED AT ALL COMMERCIAL DRIVEWAYS.
  - CONTRACTION JOINTS TO BE PLACED IN CONCRETE DRIVEWAY SO THAT NO SLAB DIMENSION IS MORE THAN 15'.
  - DRIVEWAY SECTION TO BE 3" ASPHALT WITH 6" AGGREGATE BASE COURSE UNLESS OTHERWISE SPECIFIED.

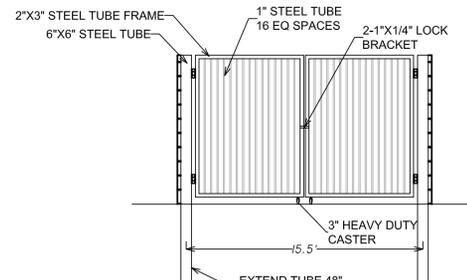
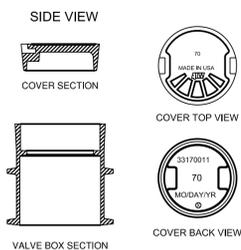
**COMMERCIAL DRIVEWAY DETAIL**

NOT TO SCALE

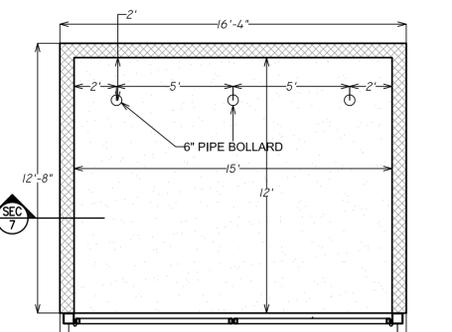


**TYPICAL CLEANOUT**

N.T.S.

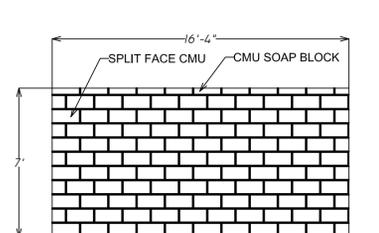


**RIGHT & LEFT ELEVATION**

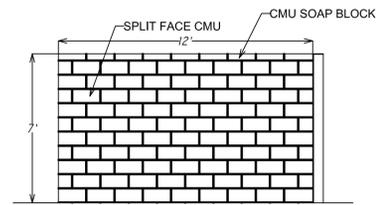


**PLAN VIEW**

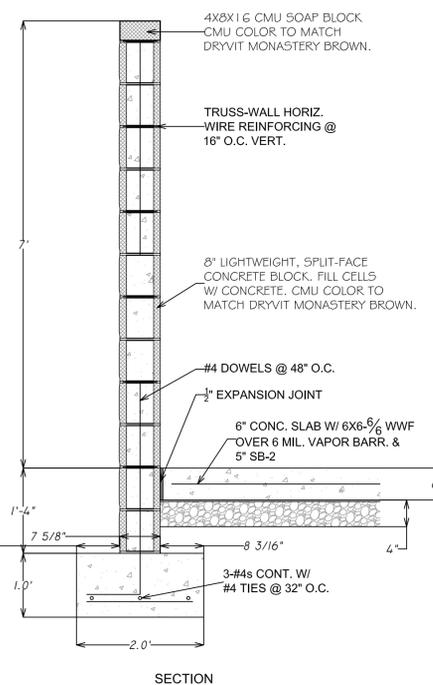
N.T.S.



**REAR ELEVATION**

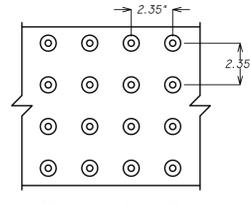


**RIGHT & LEFT ELEVATION**

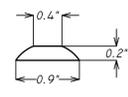


**SECTION**

- NOTES:
- THE DETECTABLE WARNING DEVICE SHALL BE LOCATED SO THAT THE NEAREST EDGE OF THE DEVICE IS LOCATED AT THE BACK OF CURB.
  - TRUNCATED DOMES SHALL HAVE A DIAMETER OF 0.9 INCH AT THE BOTTOM, A DIAMETER OF 0.4 INCH AT THE TOP, A HEIGHT OF 0.2 INCH, AND A CENTER-TO-CENTER SPACING OF 2.35 INCHES MEASURED ALONG ONE SIDE OF A SQUARE ARRANGEMENT.
  - DOMES SHALL BE ALIGNED ON A SQUARE GRID IN THE PREDOMINANT DIRECTION OF TRAVEL TO PERMIT WHEELS TO ROLL BETWEEN DOMES.
  - DETECTABLE WARNING DEVICE SHALL BE 24 INCHES IN THE DIRECTION OF TRAVEL AND EXTEND THE FULL WIDTH OF THE CURB RAMP OR FLUSH SURFACE. (MIN 4')
  - TYPE OF DETECTABLE WARNING DEVICE SHALL BE APPROVED BY THE CITY OF SPRINGDALE PRIOR TO INSTALLATION. STAMPED CONCRETE SHALL NOT BE USED AS A DETECTABLE WARNING DEVICE.



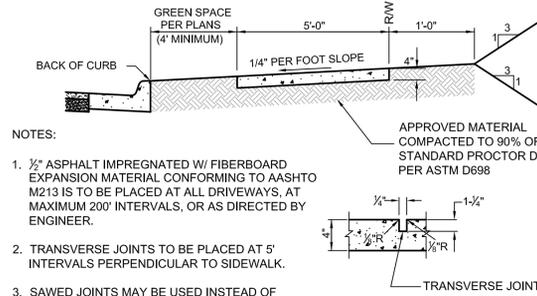
**TRUNCATED DOME SPACING**



**TRUNCATED DOME SECTION**

**TRUNCATED DOME DETAIL**

N.T.S.



**NOTES:**

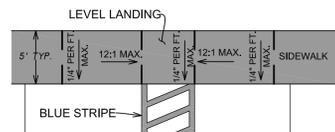
- 1/2" ASPHALT IMPREGNATED W/ FIBERBOARD EXPANSION MATERIAL CONFORMING TO AASHTO M213 IS TO BE PLACED AT ALL DRIVEWAYS, AT MAXIMUM 200' INTERVALS, OR AS DIRECTED BY ENGINEER.
- TRANSVERSE JOINTS TO BE PLACED AT 5' INTERVALS PERPENDICULAR TO SIDEWALK.
- SAWED JOINTS MAY BE USED INSTEAD OF TOOLED JOINTS. ALL SAWED JOINTS SHALL BE SEALED USING AN APPROVED SEALANT.
- OTHER JOINTS MAY BE REQUIRED IF DIRECTED BY THE ENGINEER.
- CONCRETE FOR SIDEWALK TO BE CLASS A, 3000 PSI, 5.5 BAG MIX W/ 4-7% AIR ENTRAINMENT.

**SIDEWALK DETAIL**

NOT TO SCALE

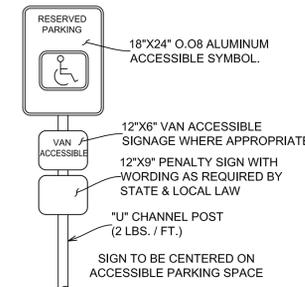
**NOTES:**

- THE LENGTH OF THE RAMP SHALL BE SUCH THAT THE SLOPE DOES NOT EXCEED 12:1.
- THE MINIMUM THICKNESS FOR THE RAMP, WALK, & LANDING SHALL BE 4".



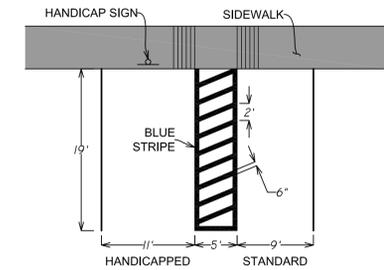
**WHEELCHAIR RAMP DETAIL**

SCALE: 1" = 10'



**HANDICAP SIGN DETAIL**

NOT TO SCALE

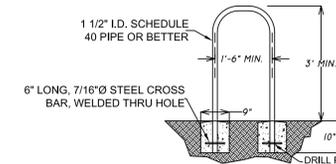


**TYPICAL PARKING BAY**

SCALE: 1" = 10'

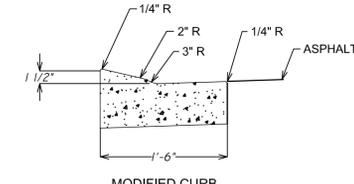
**BICYCLE RACK NOTES:**

- EACH BICYCLE SPACE REQUIRES 2'-0" BY 6'-0" OF CLEAR SPACE BESIDE THE RACK. THE 2'-0" DIMENSION MAY OVERLAP ANOTHER BICYCLE SPACE SUCH THAT PARALLEL RACKS MAY BE 2'-6" ON CENTER.
- BICYCLE RACKS MUST HAVE 15'-0" CLEARANCE FROM EDGE OF FIRE HYDRANTS.
- BICYCLE RACKS MUST HAVE 4'-0" CLEARANCE FROM EXISTING STREET FURNITURE, INCLUDING MAILBOXES AND LIGHT POLES.
- BICYCLE RACK REQUIRED IF ADDING 25 OR MORE PARKING SPACES.

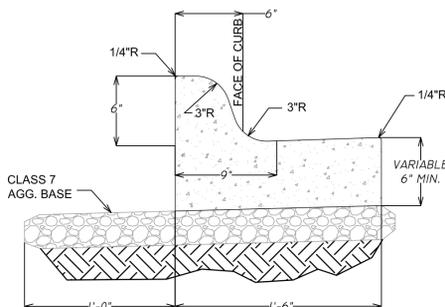


**BICYCLE RACK DETAIL**

EMBEDDED ANCHOR MOUNT



**MODIFIED CURB**



**TYPE "A" CURB & GUTTER**

- CURB & GUTTER NOTES:**
- CONTRACTION JOINTS SHALL BE 1/8" TO 3/8" X 1 1/2" AT 15 FT. INTERVALS. ALL CONTRACTION JOINTS AND COLD JOINTS SHALL BE FILLED WITH JOINT SEALANT TO FINISHED GRADE.
  - ALL CONCRETE SIDEWALKS SHALL BE CONSTRUCTED OF A PORTLAND CEMENT CONCRETE MIXTURE WHICH WILL PRODUCE A CONCRETE OF A COMPRESSIVE STRENGTH OF 3500 P.S.I. AFTER 28 DAYS SET UNDER STANDARD LABORATORY METHODS.
  - EXPANSION MATERIAL SHALL BE REQUIRED AT ALL STATIONARY STRUCTURES AND ENDS OF CURB RETURNS. THE EXPANSION MATERIAL SHALL BE 1/2" ASPHALT IMPREGNATED FIBERBOARD CONFORMING TO AASHTO M-213. EXPANSION JOINT MATERIAL SHALL BE LEFT 1/2" LOWER THAN GRADE OR TRIMMED 1/2" LOWER THAN GRADE.
  - EXPANSION JOINTS SHALL BE FILLED WITH JOINT SEALANT SHAPED TO THE CROSS SECTION OF THE CURB AND CONSTRUCTED AT RIGHT ANGLES WITH THE CURB LINE.
  - FINISH SHALL BE MEDIUM BROOM FINISH.
  - CONCRETE CURING COMPOUND SHALL BE RED, WHITE, OR PINK.
  - TYPE "A" CURB & GUTTER CONCRETE JOINT SEALANT SHALL BE OMNI SEAL 50 PECORA 864 & 865, DOW CORNING 888 OR AND APPROVED EQUAL. CLOSED CELL BACKER ROD SHALL BE USED IN DEEP JOINTS, AS NEEDED, ACCORDING TO THE MANUFACTURER'S INSTRUCTIONS.
  - MODIFIED CURB & GUTTER CONCRETE JOINT SEALANT SHALL BE SONNEBORN "SONOLASTIC SLI" OR AND APPROVED EQUAL. CLOSED CELL BACKER ROD SHALL BE USED IN DEEP JOINTS, AS NEEDED, ACCORDING TO THE MANUFACTURER'S INSTRUCTIONS.

**CURB AND GUTTER DETAILS**

N.T.S.

**PREPARED BY**  
**JORGENSEN & ASSOCIATES**  
 ESTABLISHED 1985  
 CIVIL ENGINEERING  
 SURVEYING

124 W. SUNBRIDGE SUITE 5,  
 FAYETTEVILLE, AR 72703  
 PH (479) 442-9127  
 FAX (479) 582-4807

**LEGEND**

**PROJECT DETAILS**

**PROJECT TITLE:**  
 NORTHWEST MEDICAL FACILITY  
 LSD# L15-04

**PROJECT LOCATION:**  
 SPRINGDALE, AR

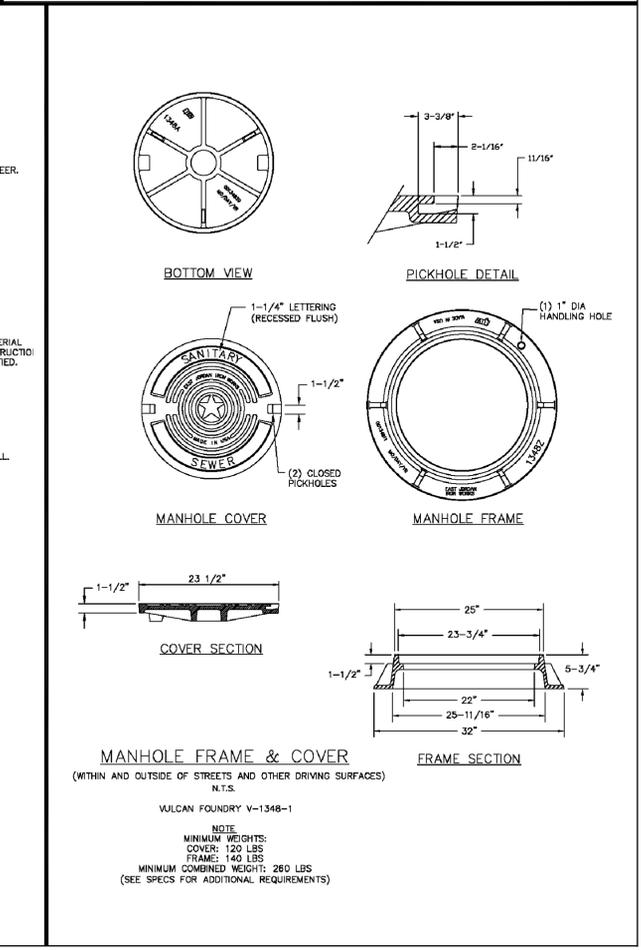
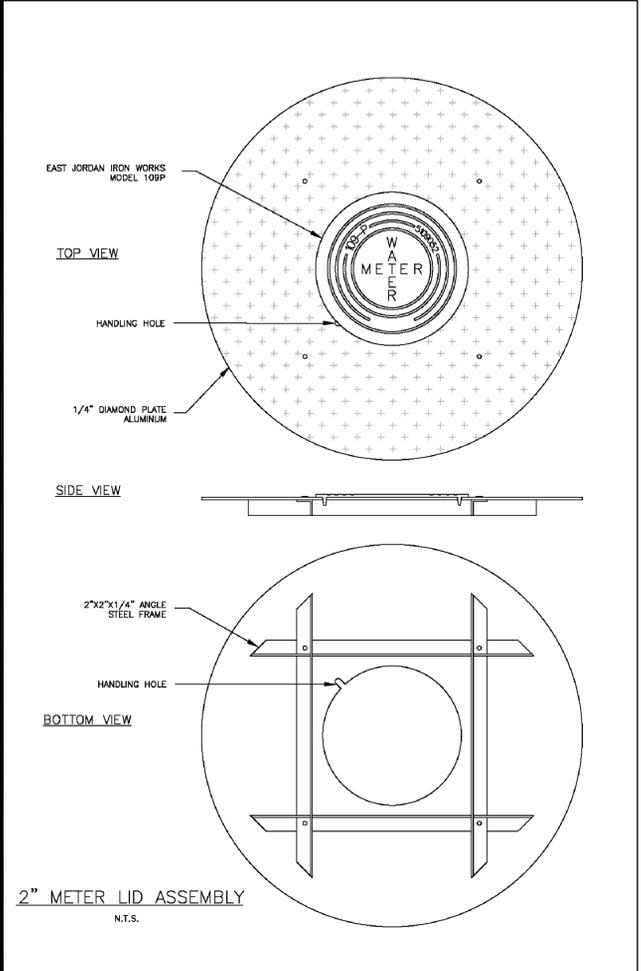
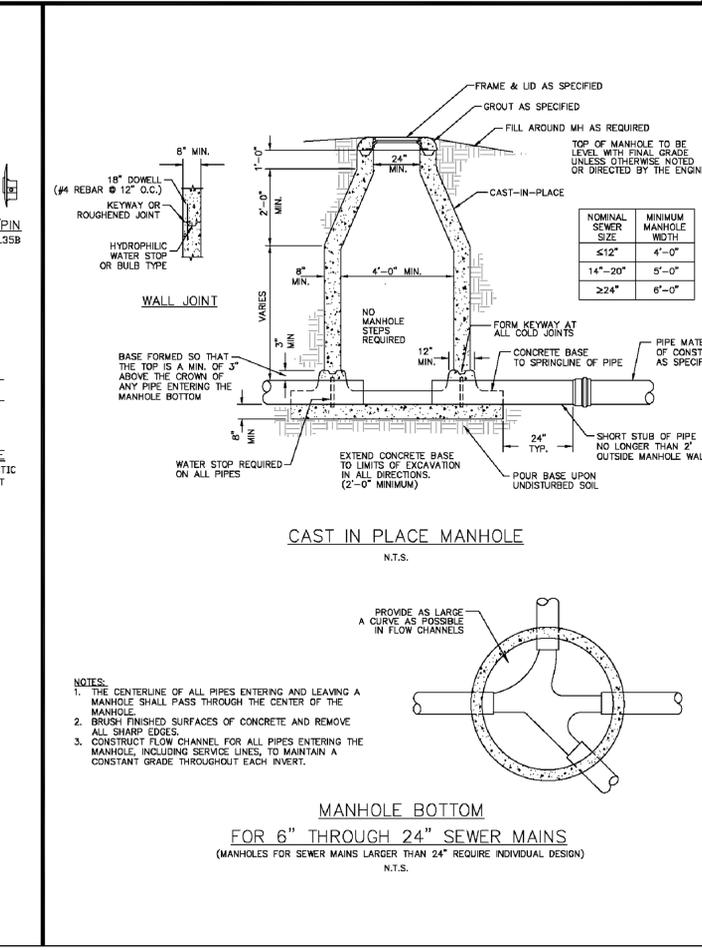
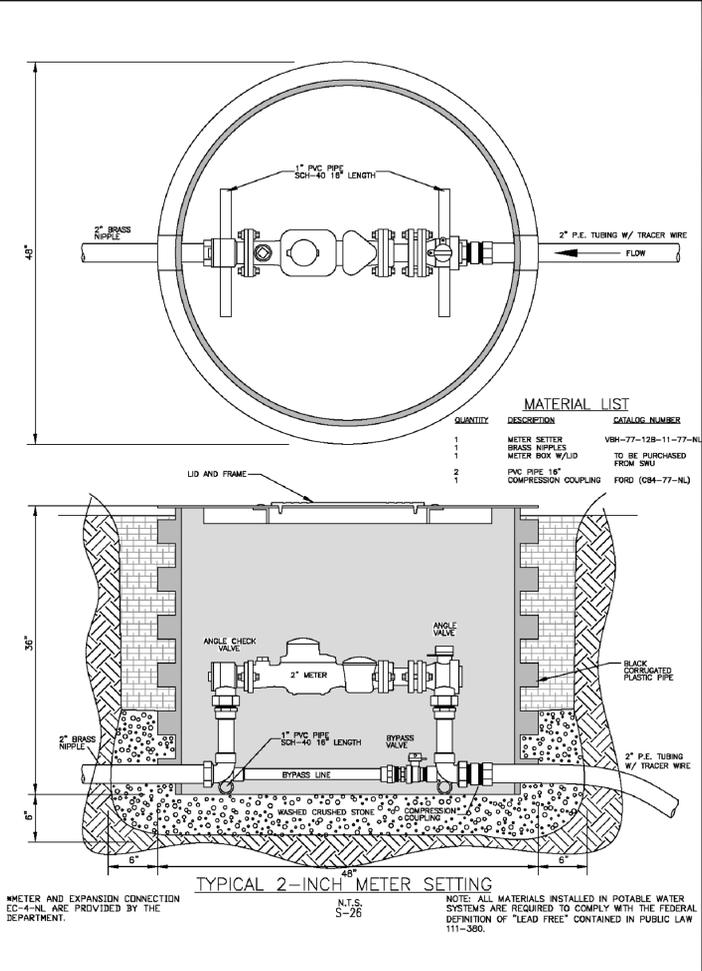
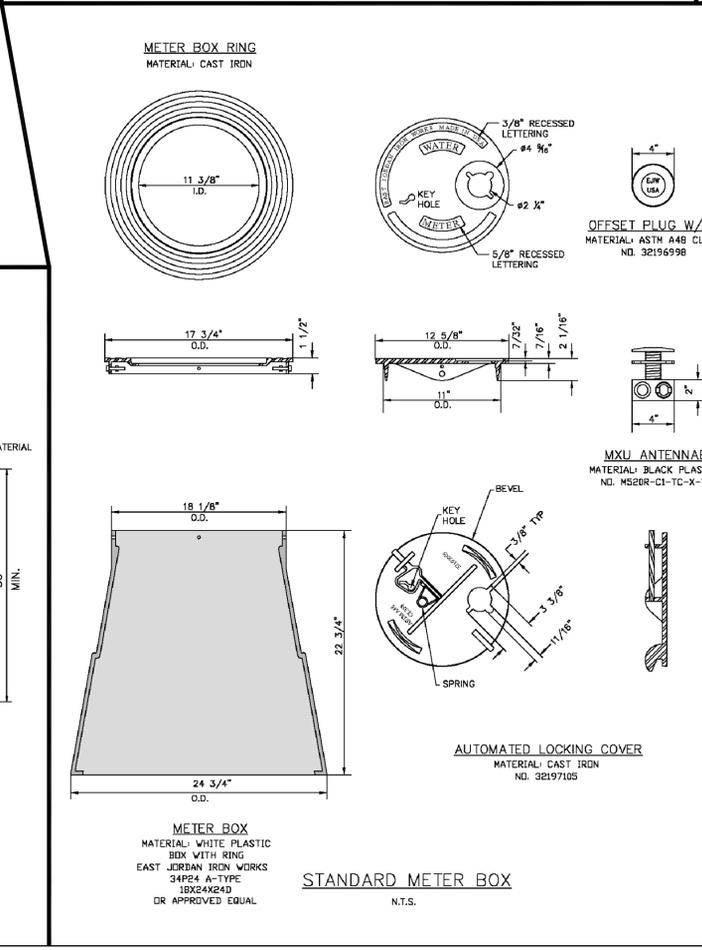
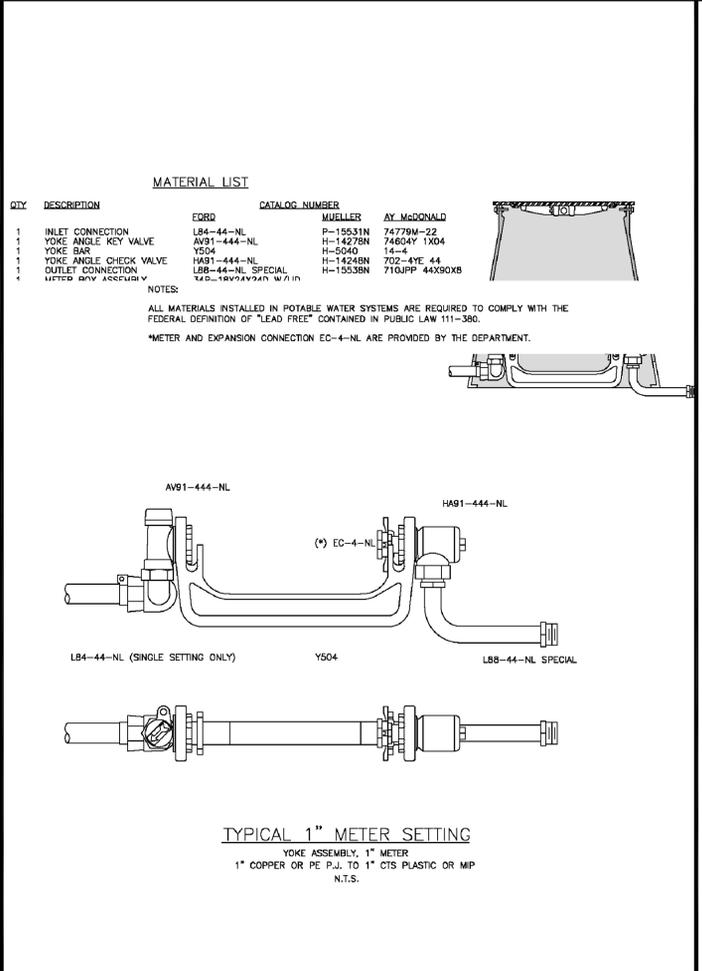
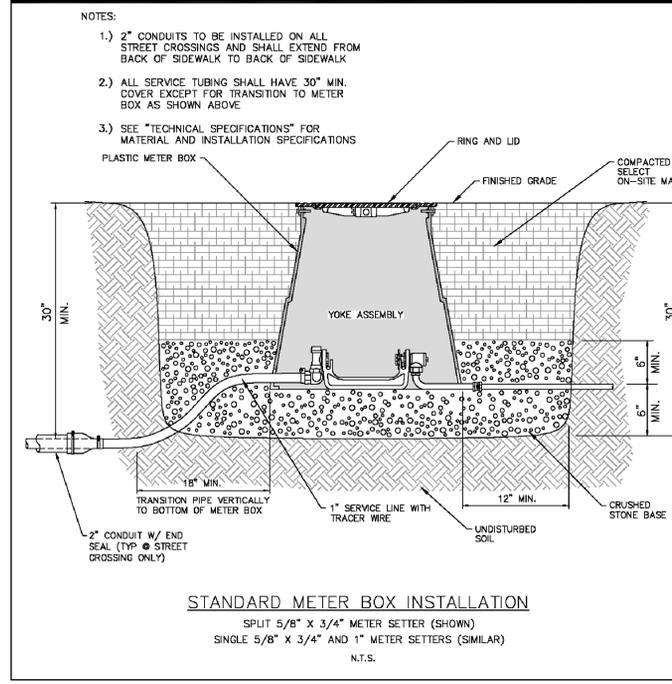
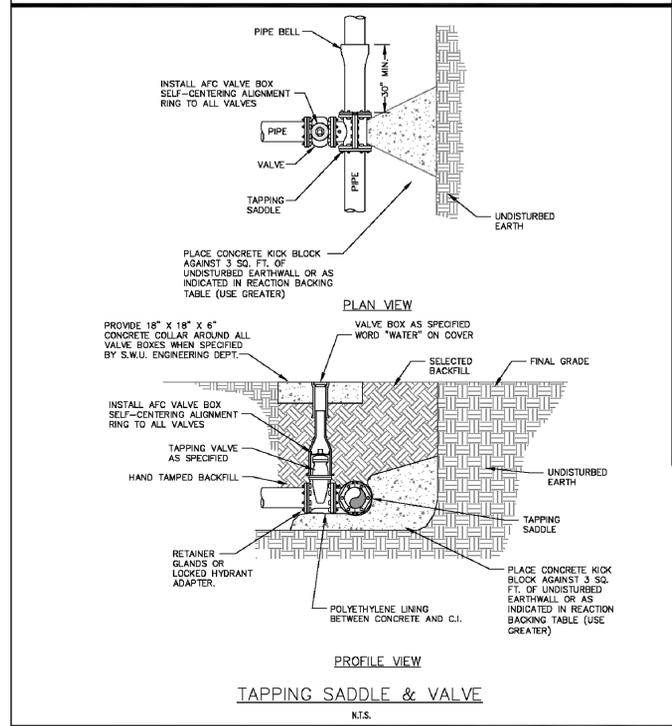
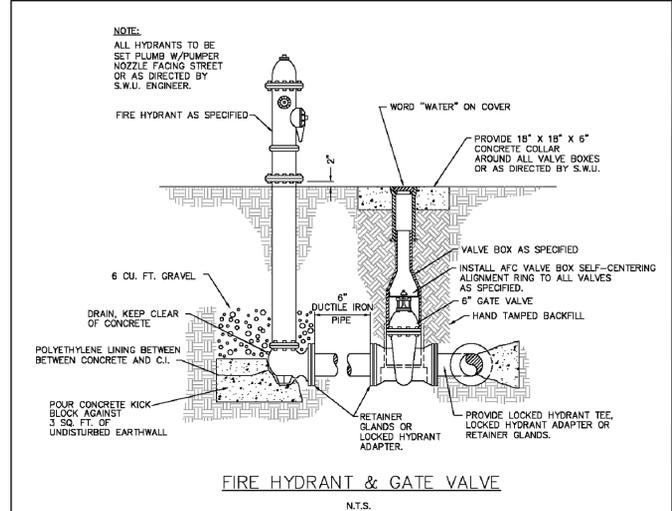
**REVISIONS**

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**SHEET TITLE**  
**TYPICAL DETAILS**

**SHEET NUMBER**

**C5.01**



**PREPARED BY**  
JORGENSEN & ASSOCIATES  
ESTABLISHED 1985  
CIVIL ENGINEERING SURVEYING

124 W. SUNBRIDGE SUITE 5,  
FAYETTEVILLE, AR 72703  
PH (479) 842-9127  
FAX (479) 582-4807

**LEGEND**

**PROJECT DETAILS**

**PROJECT TITLE:**  
NORTHWEST MEDICAL FACILITY  
LSD# L15-04

**PROJECT LOCATION:**  
SPRINGDALE, AR

**REVISIONS**

DATE: 01-21-15  
DRAWN BY: JSI  
PROJECT # 2014091  
FILE PATH: Z:\LSD\2014091\SD  
SHEET SIZE: 24" x 36"

**CERTIFICATE OF AUTHORIZATION**  
JORGENSEN & ASSOCIATES  
No. 722  
ARKANSAS - ENGINEER

**STATE OF ARKANSAS**  
REGISTERED PROFESSIONAL ENGINEER  
No. 13842  
JARED S. INMAN

**SHEET TITLE**  
WATER & SEWER  
DETAILS

**SHEET NUMBER**  
C5.02



Staff Use Only

- Fee Paid (\$75)  Cash  Check  CC  
 Warranty Deed  
 Authorization of Representation  
 Drawing/Photo or Other Exhibit

File # \_\_\_\_\_

A "Notice of Violation" was issued to the Applicant/Property Owner by Code Enforcement.

**APPLICATION FOR VARIANCE  
ZONING BOARD OF ADJUSTMENT  
SPRINGDALE PLANNING COMMISSION  
CITY OF SPRINGDALE, ARKANSAS**

**Applicant's Name:** Tyson Shared Services, Inc. (Applicant and Property Owner)

**Applicant's Mailing Address:**

2200 Don Tyson Pkwy CP004  
**Street Address or P.O. Box**  
Springdale, AR 72762  
**City, State & Zip Code**

(800) 643-3410  
**Telephone Number**

**Property Owner's Name**  
*(If different from Applicant):* \_\_\_\_\_

**Property Owner's Mailing Address:**  
*(If different from Applicant):*

\_\_\_\_\_  
**Street Address or P.O. Box**  
\_\_\_\_\_  
**City, State & Zip Code**

\_\_\_\_\_  
**Telephone Number**

**Address of Variance Request:** 516 E. Emma Ave., Springdale, Arkansas

**Zoning District:** Current Zoning: I-1 (Light Industrial District) Proposed Zoning: C-2 (General Commercial)

**The following information should be attached to this application:**

1. \$75.00 Fee
2. Warranty Deed
3. Authorization of Representation *(If the Property Owner will not be present at the meeting.)*
4. Drawings, Photos, or Other Exhibit
5. The applicant shall be responsible for providing the name and address of all adjacent property owners. The notice to all adjacent property owners must be

sent by certified mail, return receipt requested at least ten (10) days prior to the Planning Commission meeting. Evidence in the form of a signed Affidavit, that notice has been given to all adjacent property owners by certified mail, return receipt requested, will be submitted. Notification should be sent after the Planning Department has accepted the application and the date of the public hearing has been confirmed.

6. The required Affidavit and supporting exhibits (mailing receipts, list of property owners of record and copy of notice) shall be filed with the Planning Office no later than seven (7) days prior to the meeting date.

**SETBACK VARIANCES:**

*Not Applicable*

*Please complete the following to apply for a setback variance. Required setbacks vary by zoning district, please **contact staff** to determine the required setback.*

Required:      Front: \_\_\_\_\_ Side: \_\_\_\_\_ Back: \_\_\_\_\_  
(This is the minimum required by the Springdale Code of Ordinances)

Requested:      Front: \_\_\_\_\_ Side: \_\_\_\_\_ Back: \_\_\_\_\_  
(If granted what the setback would be.)

Variance:      Front: \_\_\_\_\_ Side: \_\_\_\_\_ Back: \_\_\_\_\_  
(The difference between the "Required" and the "Requested" setback)

**VARIANCES OTHER THAN SETBACK:**

*Not Applicable*

*Use the space below to describe the variance request. If possible please reference the applicable section of the Springdale Code of Ordinance. Attach a separate sheet if needed. Any attachments must be labeled as "Exhibit A, B, C" etc.*

List of Variances Requested is attached on the following page as Exhibit A.

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*The Zoning Board of Adjustment, after a hearing, may vary the application of certain provisions of the Springdale Code of Ordinance. The variance can be granted when, in the Board's opinion, the specific case will not be contrary to public interest, where, owing to special conditions, a literal enforcement of the provisions of the ordinance would result in unnecessary hardship, and also finds **ALL of the following:***

## **Exhibit A - List of Variances Requested**

**Applicant requests the following variances:**

1. A variance reducing the required number of parking spaces from 101 to 54 spaces.
2. A variance reducing the minimum radius for an entrance driveway from 25' to 5'.
3. A variance reducing the required building setback along Emma Avenue from 30'/50' (depending upon whether parking is provided between the building and the street right-of-way) to 0'.
4. A variance reducing the required landscaping buffer along the street right-of-way from 10' to 0'.
5. A variance reducing the minimum distance between driveways on a single tract from 150' to 6'.
6. A variance requesting the interior landscaping to be as shown on the site plan.

**\*The Applicant must respond to items 1, 2, and 3.\***

1. That special conditions and circumstances exist which are particular to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district. Use the space below to describe to the Board of Adjustment the special conditions and circumstances that exist on the property (attach a separate sheet if necessary):

Exhibit B on the following page details the Special Conditions/Circumstances for each variance

requested, as well as how the Special Conditions/Circumstances occurred.

2. That the literal interpretation of the provision of the Springdale Code of Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district. Use the space below to explain the rights of which the applicant is being deprived (attach a separate sheet if necessary):

The right to develop the property.

3. That the special conditions and circumstances do not result from the actions of the applicant. Use the space below to explain how the special conditions or circumstances occurred (attach a separate sheet if necessary):

The variances are necessary primarily due to the size and shape of the parcel, and the location of the

existing building and parking areas relative to the public streets which border the property. These

issues were present at the time the applicant purchased the property.

## **Exhibit B –Special Conditions/Circumstances**

- 1. The size and the shape of the parcel, which is bounded by public streets on three sides, along with the presence of an existing building (to remain) and existing parking areas constrain the number of parking spaces that can feasibly be placed on the lot.**
- 2. The minimum driveway radius variance is necessary due to the size, shape, and layout of the parcel, existing building, and parking areas. The reduced driveway radius will allow applicant to provide adequate, safe access to the parking areas from the public streets. The proximity of the parking areas to the streets is the primary constraint on the driveway radii which necessitates the variance.**
- 3. The building setback variance results from the location of the existing building in close proximity to Emma Avenue. The variance is for an existing structure in place prior to the purchase of the property by the current owners.**
- 4. The landscaping buffer variance is necessary because the locations of the existing buildings and parking areas do not allow sufficient space to provide a landscape buffer meeting the requirements of the ordinance. Additional Landscaping and greenspace has been provided on the west side of the property.**
- 5. The proposed layout includes two adjacent driveways separated by approximately 5' accessing Water Street near the northwest corner of the property. One drive is intended to serve the loading dock, and the other will primarily serve customer/employee vehicle traffic. There is no practical alternative to the proposed layout which will maintain the functionality of the dock and minimize interference between dock activities and customer/employee traffic. The need for this variance results from constraints imposed by the layout of the existing building and parking areas as well as the size and shape of the parcel.**
- 6. The interior parking landscaping has been increased from the current site conditions, but still does not meet the code requirement.**

4. That granting the variance will not confer on the applicant any special privilege that is denied by this ordinance to other lands, structures, or buildings in the same district.
5. That the variance granted is the minimum variance that will make possible that reasonable use of the land, building or structure.
6. That the granting of the variance will be in harmony with the general purpose and intent of this ordinance, and will not be injurious to the neighborhood, or otherwise detrimental to the public welfare.

**VERIFICATION**

**I/We, the undersigned, herewith state on solemn oath that we have read the above and foregoing application for rezoning and that all the facts, statements, and allegations therein contained are true and correct to the best of my knowledge and belief and that complete disclosure of all material facts have been made.**

\_\_\_\_\_  
Applicant Signature\*

  
\_\_\_\_\_  
Property Owner Signature\*  
*(If different from Applicant)*

\_\_\_\_\_  
Applicant Signature\*

\_\_\_\_\_  
Property Owner Signature\*  
*(If different from Applicant)*

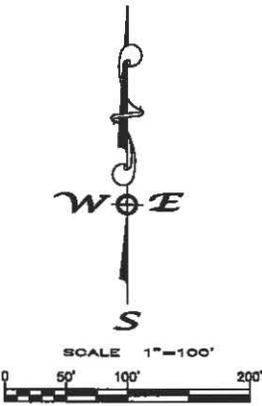
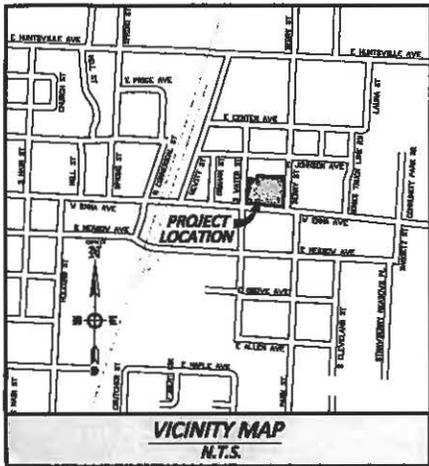
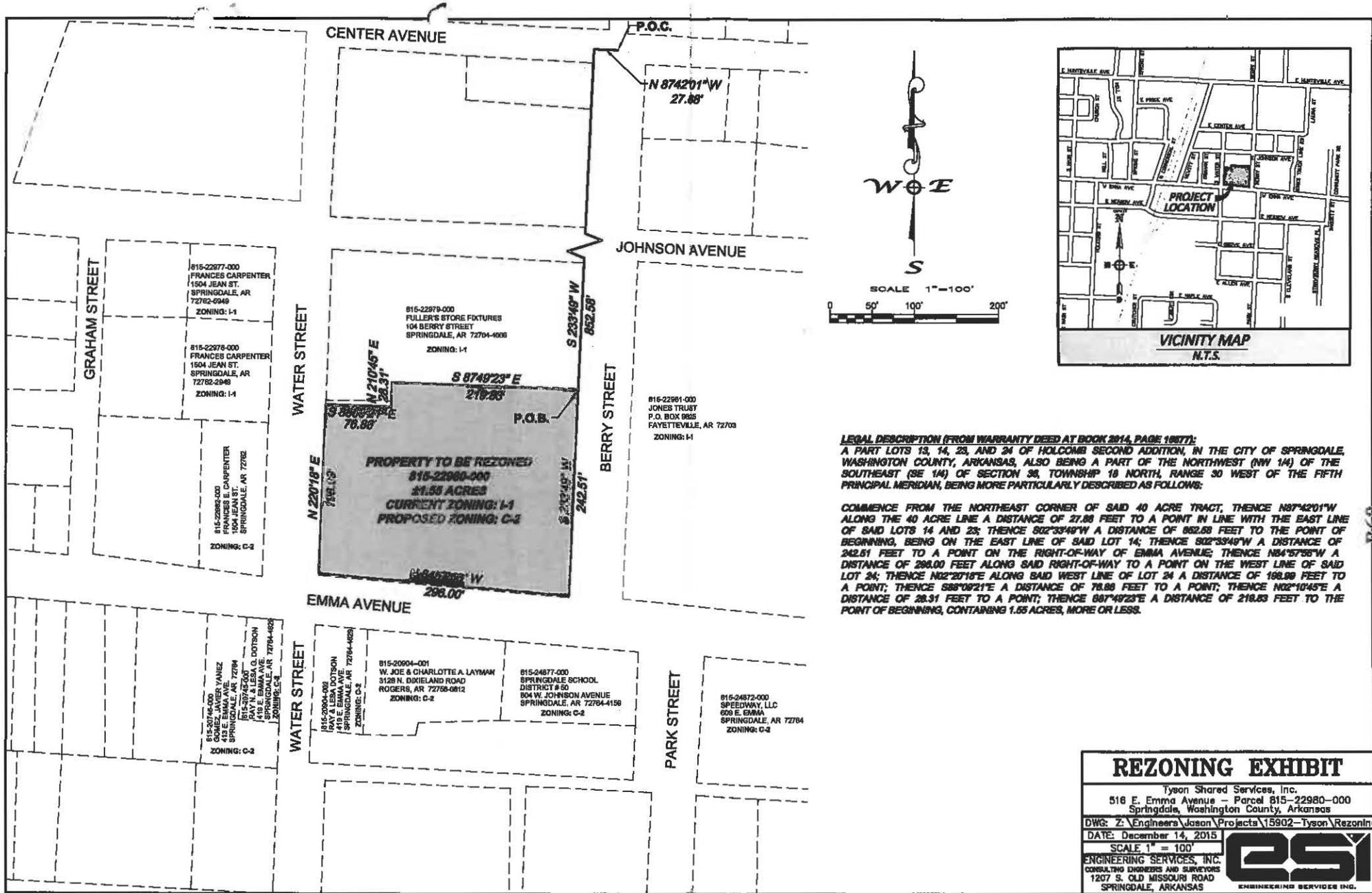
*\*If the Applicant or Property Owner is a Trust (Living, Revocable, etc.) or a corporation (Inc., LLC, LLP, etc) or another type organization provide staff with documentation stating that the person signing the application is authorized to do so.*

State of Arkansas            )  
                                          ) ss.  
County of Benton            )

SUBSCRIBED AND SWORN TO before me, a Notary Public, this 16 day of January, 2015.

  
\_\_\_\_\_  
Notary Public

REALENE ATWOOD NOTARY PUBLIC BENTON COUNTY, AR COMM. EXP. 09-15-2023 COMMISSION NO. 12395484
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**LEGAL DESCRIPTION (FROM WARRANTY DEED AT BOOK 2814, PAGE 1887T):**  
 A PART LOTS 13, 14, 23, AND 24 OF HOLCOMB SECOND ADDITION, IN THE CITY OF SPRINGDALE, WASHINGTON COUNTY, ARKANSAS, ALSO BEING A PART OF THE NORTHWEST (NW 1/4) OF THE SOUTHEAST (SE 1/4) OF SECTION 38, TOWNSHIP 18 NORTH, RANGE 30 WEST OF THE FIFTH PRINCIPAL MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE FROM THE NORTHEAST CORNER OF SAID 40 ACRE TRACT, THENCE N87°42'01"W ALONG THE 40 ACRE LINE A DISTANCE OF 27.88 FEET TO A POINT IN LINE WITH THE EAST LINE OF SAID LOTS 14 AND 23; THENCE S02°33'49"W A DISTANCE OF 862.58 FEET TO THE POINT OF BEGINNING, BEING ON THE EAST LINE OF SAID LOT 14; THENCE S02°33'49"W A DISTANCE OF 242.51 FEET TO A POINT ON THE RIGHT-OF-WAY OF EMMA AVENUE; THENCE N84°57'58"W A DISTANCE OF 286.00 FEET ALONG SAID RIGHT-OF-WAY TO A POINT ON THE WEST LINE OF SAID LOT 24; THENCE N02°20'15"E ALONG SAID WEST LINE OF LOT 24 A DISTANCE OF 108.99 FEET TO A POINT; THENCE S88°09'21"E A DISTANCE OF 78.88 FEET TO A POINT; THENCE N02°10'45"E A DISTANCE OF 28.31 FEET TO A POINT; THENCE S87°49'23"E A DISTANCE OF 218.83 FEET TO THE POINT OF BEGINNING, CONTAINING 1.55 ACRES, MORE OR LESS.

**REZONING EXHIBIT**

Tyson Shared Services, Inc.  
 516 E. Emma Avenue - Parcel 815-22980-000  
 Springdale, Washington County, Arkansas

DWG: Z:\Engineers\Jason\Projects\15902-Tyson\Rezonin  
 DATE: December 14, 2015

SCALE 1" = 100'

ENGINEERING SERVICES, INC.  
 CONSULTING ENGINEERS AND SURVEYORS  
 1207 S. OLD MISSOURI ROAD  
 SPRINGDALE, ARKANSAS

