CITY OF BLOOMINGTON

PLAN COMMISSION

August 9, 2021 @ 5:30 p.m. Zoom Meeting:

https://www.google.com/url?q=https://bloomington.zoom.us/j/93420125584?pwd%3DYkhGQkhD b2ptOWNkRjJWcEtwbjFYdz09&sa=D&source=calendar&ust=1628687197535149&usg=AOvVa w0XS9HbkzpIvMbWb68VhTFF

CITY OF BLOOMINGTON PLAN COMMISSION August 9, 2021 at 5:30 p.m.

♦Virtual Meeting:

https://bloomington.zoom.us/j/93420125584?pwd=YkhGQkhDb2ptOWNkRjJWcEtwbjFY dz09

Meeting ID: 934 2012 5584 Passcode: 597094

ROLL CALL

MINUTES TO BE APPROVED: July 12, 2021

REPORTS, RESOLUTIONS AND COMMUNICATIONS:

PETITION CONTINUED TO: September 13, 2021

- SP-18-21 **Overlook on Third, LLC** 4550 E Third Street Request: Major Site Plan review for 175 unit multifamily apartments. A self-storage building is also included in this petition. <u>Case Manager: Keegan Gulick</u>
- SP-19-21Strauser Construction Co. Inc.
1300 N Lincoln Street
Request: Major Site Plan approval to allow the construction of a 16 unit, multifamily
structure in the mixed-use student housing zoning district.

Case Manager: Keegan Gulick
- DP-20-21 **Bledsoe Riggert Cooper James** 3111 S Walnut Street Pike Request: Primary Plat approval of 33 single family lots on 10.34 acres in Ivy Chase Subdivision Phase II <u>Case Manager: Eric Greulich</u>

CONSENT AGENDA:

DP-17-21 **IU Health Southern Indiana Physicians** 2606 E Creeks Edge Drive Request: Secondary Plat amendment of the 3rd re-plat of parcels E/F of Canada Farm Subdivision Phase #1 to combine lots 7 & 8. <u>Case Manager: Eric Greulich</u>

PETITIONS:

**Next Meeting September 13, 2021 Last Updated: 8/6/2021 Auxiliary aids for people with disabilities are available upon request with adequate notice. Please call <u>812-349-3429</u> or e-mail <u>human.rights@bloomington.in.gov</u>.

SP-21-21 RealAmerica Redevelopment, LLC

1730 S Walnut St Request: Major Site Plan approval for a new 64-unit mixed-use Structure. *Case Manager: Keegan Gulick*

ZO-22-21 Wheeler Mission Ministries 135, 201, 205 S Westplex Ave Request: Rezone 1.31 acres from Mixed-Use Employment (ME) to Mixed-Use Medium Scale (MM). Case Manager: Eric Greulich

Petition Map: <u>https://arcg.is/1HCzXG</u>

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CASE #: DP-17-21 DATE: August 9, 2021

PETITIONER:	IU Health Southern Indiana Physicians 2605 E Creeks Edge Drive
CONSULTANT:	Andrew B. Buroker, Faegre Baker Daniels, LLP 600 E. 96 th Street, Indianapolis, IN

REQUEST: The petitioner is requesting a Secondary Plat amendment of the Third Replat of Parcels E/F of Canada Farm Subdivision Phase 1 to combine lots #7 and #8.

STAFF REPORT: The site is located at 2605 E. Creeks Edge Drive and is zoned Mixed-Use Medium-Scale (MM). One lot on the petition site has been developed with a medical office building currently being occupied by IU Health. The other lot contains a detention facility. Surrounding land uses include multi-family residences (Oaklawn) to the north, commercial uses to the south, single family residences to the east, and multi-family residences (Steeplechase) to the west.

A site plan was approved for this property under PUD-29-05. The current lot line arrangement was approved with the re-plat for this property and the properties to the south under PUD-13-06. With the previous approvals, there was a lot created for the office building (Lot #8) and a separate lot created for a common area lot that contains a detention pond and spring (Lot #7). The detention pond does provide stormwater detention for the multi-family residences to the west, as well as for this lot, and the UDO requires it to be located on a Common Area lot.

The petitioner is requesting to amend the lot lines of Parcel E to remove the lot line that between Lot #8 and Lot #7 to create just one lot, Lot #8. The petitioner has prepared a facilities maintenance plan for the detention pond and that will be recorded with this deed for this property. The facilities plan places all of the maintenance responsibilities for the detention pond on the owner of the lot. The City of Bloomington Utilities Department has reviewed the plan and approved it.

There will be no changes to the site plan or property as a result of this lot line adjustment. With this petition, the petitioner is requesting a waiver from Section 20.05.050(h)(4) of the UDO that requires detention facilities to be located on a common area.

SECONDARY PLAT REVIEW: The Plan Commission or Plat Committee shall review the secondary subdivision petition and approve, approve with conditions, or deny the petition in accordance with Section 20.06.040(g) (Review and Decision), based on the general approval criteria in Section20.06.040(d)(6) (Approval Criteria) and the following standards:

General Compliance Criteria [20.06.040(d)(6)(B)]

i. Compliance with this UDO

The proposed use and development shall comply with all applicable standards in this UDO, unless the standard is lawfully modified or varied. Compliance with these standards is applied at the level of detail required for the subject submittal.

PROPOSED FINDINGS: The proposed amendment to the plat meets all of the standards of the Unified Development Ordinance, with the exception of the requested waiver to not require the existing detention pond to be located on a common area lot. The granting of the waiver will not be detrimental to the public safety, health, or general welfare because the pond will still be maintained to the required specifications. The recording of the facilities maintenance plan will place the ownership and maintenance responsibilities of the pond entirely on this property owner, which they are in agreement with and have prepared themselves. The property is unique in that the detention area is one of several detention ponds scattered throughout the overall PUD and serves only a portion of the development to the west and the pond predominantly serves this lot. The placement of the maintenance responsibilities on just one property owner can actually make it easier for future enforcement if maintenance is required. An access easement for City of Bloomington Utilities will be included in case future maintenance for enforcement issues is required.

ii. Compliance with Other Applicable Regulations

The proposed use and development shall comply with all other city regulations and with all applicable regulations, standards, requirements, or plans of the federal or state governments and other relevant entities with jurisdiction over the property or the current or proposed use of the property. This includes, but is not limited to, floodplain, water quality, erosion control, and wastewater regulations

PROPOSED FINDINGS: There are no known federal or state regulations that would pertain to this development or site. This approval does not constitute approval or review for any federal or state requirements and the petitioner is responsible for ensuring compliance with any other applicable regulations.

iii. Compliance with Utility, Service, and Improvement Standards

- 1. As applicable, the proposed use and development shall comply with federal, state, county, service district, city, and other regulatory authority standards, and design/construction specifications for roads, access, drainage, water, sewer, schools, emergency/fire protection, and similar standards
- 2. Municipal sewer and water hookup are required for all developments except for instances where written approvals by the City Utilities Department and the County Health Department grant an exception to the hookup requirement. All sewer and water facilities shall meet the design specifications of the City Utilities Department
- **3.** When public improvements are required, the petitioner or authorized representative shall post performance and maintenance guarantees for such improvements. Such financial guarantees shall be submitted, reviewed, and approved per 20.06.060(c)(3)(E)iii (Financial Bond Required).

PROPOSED FINDINGS: There would not be any changes to the detention pond with this petition. The City of Bloomington Utilities Department has reviewed and approved the proposed Facilities Maintenance Plan that would govern the long term ownership and maintenance of the detention pond. An access easement for City of Bloomington Utilities will be included in case future maintenance for enforcement issues is required.

iv. Compliance with Previous Approvals

The proposed use and development shall be consistent with the terms and conditions of any prior land use approval, plan, or plat approval for all or part of the property that is in effect and not proposed to be changed. This includes consistency with any approved phasing plan for development and installation of public improvements and amenities.

PROPOSED FINDINGS: The combining of the existing common area lot with the lot currently owned by Southern Indiana Physicians does not change the use of the property or the approved site plan.

PLAT REVIEW:

Right-of-Way Dedication: No right-of-way dedication is required with this request. All required right-of-way was dedicated with previous plats.

Utilities: The Utilities Department has reviewed the proposed facilities maintenance plan and has approved the submitted plan. An access easement for City of Bloomington Utilities will be included in case future maintenance for enforcement issues is required.

RECOMMENDATION: Staff recommends adopting the proposed findings for DP-17-21 and the associated waiver and approval of this petition with the following conditions of approval:

- 1) Future amendments of this Secondary Plat can be reviewed at staff level.
- 2) Following all revisions to this Secondary Plat, the Planning and Transportation Director shall sign the plat at the appropriate locations.
- 3) The petitioner shall file the Secondary Plat with the County Recorder's Office and within thirty (30) days provide the Planning and Transportation Department with a copy of the recorded mylar.
- 4) The petitioner shall file the Facilities Maintenance Plan with the County Recorder's Office when filing the Secondary Plat and within thirty (30) days provide the Planning and Transportation Department with a copy of the recorded Plan.
- 5) The Secondary Plat shall contain an access easement for the City of Bloomington Utilities Department to provide access to the stormwater feature.





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Scale: 1" = 150'

For reference only; map information NOT warranted.

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City of Bloomington Planning and Transportation Department Plat Committee Proposed Plat Amendment to Lots 7 and 8, Canada Farms Subdivision Phase I 2605 East Creek's Edge Drive, Bloomington, IN 47401

Petitioner's Statement

Indiana University Health Southern Indiana Physicians, Premier Multispecialty Group requests a plat amendment of Canada Farm Subdivision, Phase 1. The amended plat would combine Lot 7 (parcel number 53-08-15-107-071.007-009) with Lot 8 (parcel number 53-08-15-107-071.008-009) of the existing subdivision into a new combined Lot 8.

Rogers Property Management LLP, an Indiana limited liability partnership, currently owns Lot 7, consisting of 0.39 +/- acres with existing site improvements of only a storm water detention basin. This Lot 7 was originally designed as a common area lot in the subdivision, but it is still owned by a private entity. This plat amendment would combine this lot with Lot 8 and guaranty inspection and maintenance of the retention basin by the adoption of a Retention Basin Operations and Maintenance Manual.

DOC-2605 East Creeks Edge Drive MOB, LLC is the owner of Lot 8, consisting of an approximately 4-acre tract with a 1 story medical office building and associated parking lot. The owner of Lot 8 leases the medical office building to petitioner and proposes to purchase Lot 7 to hold title to both Lots 7 and 8, which then combines them into one parcel under one ownership.

This plat amendment is being requested as the initial step needed for the construction of an onpremises double-sided freestanding monument sign on the combined Lot 8 for IU Health Bloomington's Orthopedics Sports Medicine facility, currently located in the medical office building located on Lot 8. The facility currently has a lower than desired level of visibility from the South Sare Road intersection with East Creek's Edge Drive, and the proposed freestanding monument sign will allow for better visibility and way-finding to the medical office building facility for patients and the public.

An Application for Permanent Sign Permit for the proposed freestanding monument sign is being filed concurrently with the plat amendment petition.

Thank you for your consideration.

Retention Basin Operations And Maintenance Manual

For the Property Owner:

Doc-2605 East Creeks Edge Drive Mob, Llc

309 N. Water Street, Suite 500 Milwaukee, WI 53202

For property at: 2605 E. Creek's Edge Drive Bloomington, Monroe County, Indiana

> Property Occupant: Indiana University Health Southern Indiana Physicians

Manual Prepared By: Bynum Fanyo & Associates, Inc. 528 N. Walnut Street Bloomington, IN 47404 Ph: (812)332-8030 BFA Project No.: 401933

> Date: 25 October, 2019

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- 4. Inspection & Maintenance Activities
- 5. Retention Basin Owner Acknowledgement
- 6. Retention Basin Inspection Checklist
- 7. Exhibit A: Location Map
- 8. Exhibit B: Basin Component Photographs
- 9. Exhibit C: Basin Component Photographs

Narrative

Doc-2605 East Creeks Edge Drive Mob, Llc, is the owner of Lot 8A of Canada Farm Subdivision Phase I in Monroe County, Indiana addressed as 2605 East Creek's Edge Drive, Bloomington, IN 47401. Improvements on Lot 8A include a medical office building (Indiana University Health Southern Indiana Physicians) with accompanying asphalt parking lots and a stormwater retention basin. Said retention basin is more specifically located in the western portion of the lot at latitude/longitude N39.128373° / W86.502804° and is the subject of this Operations and Maintenance Manual. The retention pond is in the form of a wet detention basin consisting of an excavated impoundment area with a principal outlet control structure and a surface overflow spillway.

Definitions

Retention Basin:

A retention basin is an excavated stormwater impoundment consisting of the impoundment area, an earthen dam, a concrete outlet control structure (inlet and casting) and a surface overflow spillway. Retention basins maintain a normal pool level of stormwater year round and usually include additional dry storage volume above normal pool for the temporary detention of rainfall runoff. The purpose of a retention basin is to slow down rainfall runoff and improve water quality. To function as intended the retention basin and its individual components require routine maintenance. The location of the retention basin is shown in Exhibit A.

Rainfall Runoff:

Rainfall runoff in urban areas contain many types and forms of pollutants. When compared to rainfall runoff from pre-developed conditions, high concentrations and some contaminants that are not naturally present in runoff from undeveloped lands are found. Runoff from undeveloped watersheds contain metals, nutrients, sediment particles, oxygen-demanding compounds, and other constituents. Once a watershed is developed, constituent loads increase because rainfall runoff volumes increase and the sources of many of these pollutants also increase. Supplemental applications of compounds, such as fertilizers, tend to increase the availability of some pollutants to stormwater runoff. Retention basins are implemented into project designs to offset the effects of these pollutants.

Retention Basin Owner:

Retention basin owners are typically the property owner. The owner may also be the lessee of the property in the case of long-term leases of commercial and industrial zoned properties. The owner of this retention basin is Doc-2605 East Creeks Edge Drive Mob, Llc.

Inspections

Routine inspections and maintenance are the responsibility of the retention basin owner. The retention basin owner shall be financially responsible for any maintenance or repairs required by the City of Bloomington Utilities (CBU) or its representatives during their inspections. The approved maintenance plan and inspection forms provided with this manual should be used as guidance for performing maintenance activities. Completed inspection forms must be maintained by the retention basin owner and produced upon request by the CBU. The CBU must be notified of any changes in retention basin ownership, major repairs or retention basin failure in writing within 30 days. The letter should be addressed to:

City of Bloomington Utilities Engineering Dept. 600 E. Miller Dr. Bloomington, IN 46401 Ph: (812)349-3930

The CBU and/or its authorized representative have the right to enter the property to inspect the retention basin. In the event the CBU finds the retention basin in need of maintenance or repair, the CBU will notify the retention basin owner of the necessary maintenance or repairs and give the owner a timeframe for completing the maintenance or repairs. If the maintenance or repairs are not completed within the designated timeframe, the CBU may perform the maintenance or repairs and bill the retention basin owner for the cost of the work.

Inspection & Maintenance Activities

Refer to the checklist provided with this manual for inspection, maintenance, and repair of the retention basin. The checklist is to be used by the retention basin owner in performing routine inspections and may also be used by the CBU to perform its own annual inspections.

Retention basin owners must routinely inspect retention basins to verify that all components are functioning as designed and are not in danger of failing. Retention basins require maintenance to function properly as a water quality and quantity facility. Maintenance can range from soil erosion repairs to eradication of invasive plant species.

The retention basin owner agrees to the maintenance and inspection programs included with this manual. Inspections must be performed on an annual basis between May 1 and September 1 and documented on the inspection forms included with this manual.

Retention Basin Owner Acknowledgment

This Operation and Maintenance Manual is submitted to the City of Bloomington Utilities (CBU) with the intent to insure the longevity and adequate functioning of the retention basin owned by Doc-2605 East Creeks Edge Drive Mob, Llc. By submitting this Operation and Maintenance Manual to the CBU with plans to maintain said retention basin, the retention basin owner agrees to follow and abide by the inspection schedule and maintenance activities listed in this manual. The retention basin owner is responsible for any additional maintenance and/or repair activities to maintain the function and longevity of the retention basin. All responsibilities for inspection and maintenance of the retention basin as well as any other responsibilities and obligations which shall be borne by the owner, Doc-2605 East Creeks Edge Drive Mob, Llc, shall also be borne by any successors in interest to the property.

Retention Basin Owner Signature:

Date

Printed Owner & Title

IU Health Southern Indiana Physicians Owner: Doc-2605 East Creeks Edge Drive Mob, Llc Retention Basin Inspection Checklist

Location: Retention pond at west edge of property at 2605 E. Creek's Edge Dr., Bloomington, IN 47401

Date:	Time:
nspector:	Title:
Signature:	

Refer to Exhibits A - C Y = Yes N = No

Maintenance Item	r N Comments	Recommended Maintenance Procedure
Adjacent banks w/ at least 95% ground cover		Use only seed mix from Exhibit 2. Mow to 6" height in mid June only.
Erosion at pipes discharging to the basin		Repair eroded areas by adding natural rock or stones 6" and larger in the washed area to a level flush with the surrounding ground surface.
Invasive plant species present		Erradicate any and all plant species listed in the Landscape Standards of the City of Bloomington Ordinance Chapter 20.05.058 Exhibit LA-B that are within or on the adjacent banks.
Animal burrows present		Contact the City of Bloomington Animal Control or a licensed animal trapper for removal services.
Steel grated casting blocked or damaged		Remove trash and debris from the casting. Remove all plants within 2 feet of the casting.
Concrete outlet control structure in good condition		Check for cracking or serious spawling of concrete. If present then contact a contractor to repair.
Surface overflow spillway clear of obstructions		Remove trash, debris and woody plants between the pond and the sidewalk ramp at the property driveway entrance.

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OUTLET CONTROL STRUCTURE



TYPICAL STORM PIPE TO POND

EXHIBIT C BASIN COMPONENT PHOTOGRAPHS



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Sherwood Hills South, Inc. & Bradford J. Bomba, Jr., M.D., General Partner for Rogers Property Management LLP, and being the owners of the described real estate, and who acknowledged the execution of the foregoing plat for the Real Estate win as Final Plat Amendment, Third Replat of Parcels E / F Canada Farm Subdivision, Phase I as their voluntary act and deed for the uses and purposes therein expressed

SHEET 1 OF 1

WITNESS my hand and Notarial Seal this 28th any of AUGUS 2006. My commission Expires: November 8, 2008 Poru K Uchehausen Lori K Gehlhausen **JOB NO. 6015**

BLOOMINGTON PLAN COMMISSION STAFF REPORT Location: 1730 S Walnut St.

CASE #: SP-21-21 DATE: August 9, 2021

PETITIONER:	RealAmerica Development, LLC
	8250 Dean Road
	Indianapolis, IN 47401

REQUEST: The petitioner is requesting major site plan review for a new 64-unit multifamily dwelling facility and commercial area in the Mixed-Use Corridor (MC) zoning district.

BACKGROUND:	
Area:	1.43 acres
Current Zoning:	Mixed-Use Corridor (MC)
Comp Plan Designation:	Regional Activity Center
Existing Land Use:	Vacant
Proposed Land Use:	Dwelling, Multifamily/Commercial
Surrounding Uses:	North – Park
	South – Commercial
	East – Commercial
	West – Park

REPORT: The property is located at 1730 S Walnut Street. This property is currently zoned Mixed-Use Corridor (MC) and is vacant. The properties to the south, north, and east are also currently zoned MC and developed with commercial uses. The property to the west is currently zoned Parks and Open Space (PO) and developed with Switchyard Park. The site is currently developed with a vacant commercial structure and surface parking lot. The petitioner will fully demolish the existing structure. This property is not located in any historic districts or overlay districts.

The petitioner is proposing a new 5-story multifamily and commercial structure. The petitioner has designed the project to achieve the Tier 2 Affordable Housing Incentives, found in 20.04.110 (c). This proposed development will include a 64-unit/116 bedroom mixed-use development with 107,637 square feet of gross floor area. The proposed commercial space is approximately 3,000 square feet and is located immediately adjacent to S Walnut Street. Of the dwelling units, 48 will be affordable units, 16 will be market rate units. The structure will provide 56 vehicle parking spaces in a ground level parking garage. There will also be 12 vehicle parking spaces located in a surface parking lot to serve the commercial space. The petitioner may do a lot line adjustment to their property. If this is done, the property will still be required to meet impervious surface coverage, setbacks, and minimum landscaping already established on the lot.

MAJOR SITE PLAN REVIEW 20.06.050(a)(2)(C)(ii): Major site plan approval is required for developments which qualify for the affordable housing incentive, and that contain more than 50 dwelling units. This proposed development contains 64 dwelling units and will be utilizing Tier 2 affordable housing incentives in order to increase maximum building height.

SITE PLAN ISSUES:

Dimensional Standards:

- Setbacks: The MC zoning district requires a 15' front setback and 7' side and rear setback. This site plan demonstrates compliance with required setbacks.
- **Height:** The maximum height in the MC zoning district is 4 stories not to exceed 50'. The petitioner will utilize Tier 2 affordable housing incentives to allow for the building height to be increased by up to two floors, not to exceed 24', for a total of 5 stories.
- **Impervious Surface Coverage:** The maximum impervious surface coverage in the MC zoning district is 60%. The proposed site plan demonstrates compliance with the required maximum.

Environmental: Some parts of the site may require environmental remediation if developed. A copy of the Environmental Commission's memorandum has also been included with this report.

Bicycle Parking/Alternative Transportation: Residential uses are required to provide bicycle parking spaces at 10% of the provided vehicle parking or 1 space per 5 bedrooms, whichever is more. Since they have 116 bedrooms, a minimum of 23 bicycle parking spaces will be required. The commercial space will be required to provide at least 6 bicycle parking spaces. This development will provide a 6' sidewalk and tree plot along south Walnut Street.

Landscaping: A minimum of one canopy tree shall be planted per 40 feet of property that abuts a public right-of-way. The proposed site plan meets this requirement of 4 street trees. The City's Urban Forester will need to be consulted about the species of street trees which can be utilized with this development. A compliant landscape plan including all parking lot and interior landscape requirements will be required before a grading permit will be issued. A condition is included.

Access: This development will have a single access point on S Walnut Street. The driveway is located on the adjacent property and will utilize an existing access easement from S Walnut Street.

Parking: Minimum vehicle parking is not required at this location as the property is not adjacent to R3 or in the Mixed-Use Downtown zoning district. This development will provide 56 parking spaces in a ground floor parking garage to serve the residents. There will also be a surface parking lot with 12 spaces to serve the commercial space. The maximum parking allowance is 4 spaces per 1,000 square feet which would give them a maximum allowance of 12 spaces for the commercial space.

Affordable Housing: Tier 2 Incentives require that at least 60 percent of the total gross floor area of the building be dedicated to residential dwelling units; and a minimum of 7.5 percent of the total dwelling units are income-restricted permanently to households earning below 120 percent of the HUD AMI for Monroe County, Indiana; and a minimum of 7.5 percent of the total dwelling units are income-restricted permanently to households earning below 80 percent of the HUD AMI for Monroe County, Indiana. The developer is working with the Housings and Neighborhood Development Department (HAND) to ensure compliance with these requirements.

Architecture: The building will be finished with a mix of stone veneer, metal, fiber cement siding, and concrete masonry. The exterior façade of the building incorporates wall elevation projections, a regular pattern of glass on the first floor, and changes in façade height to comply with the patterns requirements of the UDO. The flat roof features parapets on the supporting walls to meet the roof

design requirements. A pedestrian entrance is shown along S Walnut Street for both the commercial space and dwelling units.

GENERAL COMPLIANCE CRITERIA: All petitions shall be subject to review pursuant to the following criteria and shall only be approved if they comply with these criteria 20.06.040(d)(6)(A).

Compliance with this UDO: *The proposed use and development shall comply with all applicable standards in this UDO, unless the standard is lawfully modified or varied. Compliance with these standards is applied at the level of detail required for the subject submittal.*

Proposed Finding: This development will meet all applicable standards in the UDO.

Compliance with Other Applicable Regulations: The proposed use and development shall comply with all other city regulations and with all applicable regulations, standards, requirements, or plans of the federal or state governments and other relevant entities with jurisdiction over the property or the current or proposed use of the property. This includes, but is not limited to, floodplain, water quality, erosion control, and wastewater regulations.

Proposed Finding: This development is in compliance with other city regulations.

Compliance with Utility, Service, and Improvement Standards:

- 1. As applicable, the proposed use and development shall comply with federal, state, county, service district, city, and other regulatory authority standards, and design/construction specifications for roads, access, drainage, water, sewer, schools, emergency/fire protection, and similar standards.
- 2. Municipal sewer and water hookup are required for all developments except for instances where written approvals by the City Utilities Department and the County Health Department grant an exception to the hookup requirement. All sewer and water facilities shall meet the design specifications of the City Utilities Department.
- 3. When public improvements are required, the petitioner or authorized representative shall post performance and maintenance guarantees for such improvements. Such financial guarantees shall be submitted, reviewed, and approved per 20.06.060(c)(3)(E)iii (Financial Bond Required).

Proposed Finding: This development is in compliance with other applicable regulations. They are improving the sidewalk and tree plot along S Walnut Street.

Compliance with Prior Approvals: *The proposed use and development shall be consistent with the terms and conditions of any prior land use approval, plan, or plat approval for all or part of the property that is in effect and not proposed to be changed. This includes consistency with any approved phasing plan for development and installation of public improvements and amenities.*

Proposed Finding: No relevant prior approvals are found with this petition.

COMPREHENSIVE PLAN: The Comprehensive Plan designates this site as 'Regional Activity Center' and acknowledges that this district may incorporate medium to high-density multifamily residential uses. Incorporating multifamily residential within the district is supported. The Comprehensive Plan states, "The main purpose of the district is to provide semi-urban activity centers that complement, rather than compete with, the Downtown district"

The Comprehensive Plan also notes that this district must shift the existing dominant automobile orientation to a more balanced orientation by increasing access for transit, bicycle, and walking modes of transportation. For guidance on development approvals in this district the Comprehensive Plan states the following:

- Less intense commercial uses should be developed adjacent to residential areas to buffer the impacts of such development. Multifamily residential and office uses could likewise serve as transitional elements.
- Redevelopment within the district should be encouraged to grow vertically, with the possibility of two or three-story buildings to accommodate denser office development, residential multifamily, structured parking, and improved multimodal connectivity.
- The goal for redevelopment is to create a few high-density (retail with office and residential) activity nodes.

CONCLUSION: This petition meets all requirements of the UDO. This petition will provide 48 units of affordable housing and 16 market rate units adjacent to Switchyard Park. This petition is also in line with the goals of the Comprehensive Plan and the goals of the Urban Corridor district by providing a higher intensity multifamily residential and commercial uses. This petitioner may work with the City of Bloomington in the future to slightly reduce the size of the development parcel, but all UDO requirements will continue to be met on site.

RECOMMENDATION: The Planning and Transportation Department recommends that the Plan Commission adopt the proposed findings and approve SP-21-21 with the following conditions:

- 1. This project is approved pursuant to compliance with the Tier 2 Affordable Housing Incentive criteria, as outlined in the petitioner statement and this report, and will have to meet all requirements associated with such Incentives.
- 2. The petitioner will provide the required number of bicycle parking spaces on the site plan prior to the issuance of a grading permit.
- 3. A landscape plan that meets all UDO requirements, including required street trees, must be submitted and approved prior to issuance of a grading permit.







MEMORANDUM

Date:	August 9, 2021
То:	Bloomington Plan Commission
From:	Bloomington Environmental Commission
Subject:	SP-21-21: The Retreat at Switchyard Park 1730 S. Walnut Street

The purpose of this memo is to convey the environmental concerns and subsequent recommendations for conditions of approval for this development petition. The Environmental Commission's (EC) objective is that the results of our review and suggestions will lead to enhancement of the ecosystem services provided, and the climate-change mitigation attributes of the site.

Comments

1.) LANDSCAPE PLAN

The Landscape Plan is missing labeling and needs to be revised prior to the issuance of a Grading Permit.

2.) <u>PARKING SPACES</u>

It is unclear how many surface parking spaces there are in the surface lot. Please clarify.

Recommended Conditions of Approval

- 1.) Revise the Landscape Plan
- 2.) Clarify the number of parking spaces in the surface lot.



8250 Dean Road Indianapolis, IN 46240 0:317.815.5929 F: 317.815.5930 RealAmericaLLC.com

Mr. Keegan Gulick Zoning & Long Range Planner **Planning & Transportation Department City of Bloomington** 401 N. Morton Street Bloomington, IN 47404

RE: Retreat @ the Switchyard

Dear Keegan,

Please find enclosed our application for the Plan Commission for the Retreat @ the Switchyard.

As a reminder on the origins of this development, in December of 2019, the City of Bloomington issued a Request for Information from qualified development teams to create affordable housing, market rate housing and commercial space on the former site of Night Moves. The City's goal was to maximize the site for these uses while primarily creating affordable housing next to the City's beautiful new park. RealAmerica submitted a response to the RFI and was selected as the developer for the site. In September 2020 we submitted a financing application to the Indiana Housing & Community development Authority to finance the 48 affordable apartments. We received an allocation of tax credits in February 2021 and are now able to move forward with the building.

We are proposing a 64-unit, mixed-income, mixed-use building at 1730 S. Walnut Street in Bloomington. The building will contain 48 apartments for low- and moderate-income residents with 10 of these units set aside for clients of Stone Belt. The remaining 16 apartments will be market rate. The frontage of the building will have approximately 3,000 square feet of commercial space. We do not have a tenant for this space yet. The design of the building is a "4 over 1" with ground floor parking behind the commercial space and apartments on floors two through five.

The location is excellent for this mix of uses. The neighborhood is currently a mix of residential uses with apartments and single-family homes nearby and commercial buildings also along South Walnut. Our future residents will be able to walk to Switchyard Park to take advantage of all the amenities included at the park. They will also be able to talk to the bus stop on Miller Drive.

Sincerely

Jeffrey A. Ryan Vice President of Development

July 2, 2021

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BLOOMINGTON PLAN COMMISSION STAFF REPORT LOCATION: 135, 201, 205 S. Westplex Ave.

CASE #: ZO-22-21 DATE: August 9, 2021

PETITIONER:	Wheeler Mission Ministries		
	205 E. New York St, Indianapolis		

REQUEST: The petitioner is requesting to rezone 1.31 acres from Mixed-Use Employment (ME) to Mixed-Use Medium Scale (MM). The petitioner has also requested a waiver from the required second hearing.

BACKGROUND:		
Area:	1.31 acres	
Current Zoning:	Mixed-Use Employment (ME)	
Comp Plan Designation:	Urban Corridor	
Existing Land Use:	Office and Homeless Shelter	
Proposed Land Use:	Office and Homeless Shelter	
Surrounding Uses:	North – Office and light manufacturing	
	South – Office and light manufacturing	
	East – Office	
	West – Office and retail	

REPORT: The petition site encompasses three properties that total 1.31 acres and are located at 135, 201, and 205 S. Westplex Ave. The properties are zoned Mixed-Use Employment (ME). The property is currently developed with several office buildings that house a variety of uses by the petitioner including office space, community meeting space, and sleeping facilities. Surrounding land uses include other commercial offices and manufacturing buildings.

The petitioner recently acquired the building at 201 S. Westplex Avenue and would like to expand their use into that building. The building would be used to provide overnight sleeping accommodation for those experiencing homelessness, community meeting and training spaces, as well as on-site office space for staff. The petitioner would also be proposing an addition to combine the existing buildings at 201 and 215 S. Westplex.

The Unified Development Ordinance identifies the petitioner's land use as "supportive housing", which is not a permitted or conditional use in the current Mixed-Use Employment district. The petitioner is requesting to rezone the three properties to Mixed-Use Medium Scale (MM) in order to allow for the expansion of their use on the site.

COMPREHENSIVE PLAN: The Comprehensive Plan designates this site as 'Urban Corridor". The Urban Corridor district is identified as having excellent access to major roadways, utilities, and other services like transit, fire, and police service. This district generally has high intensity uses and is expected to change by incorporating mixed uses and increasing activity. This petition furthers many goals of the Comprehensive plan by expanding social service uses, providing housing for members of our community experiencing homelessness, and providing services along an existing corridor with good pedestrian facilities, multi-modal access, and transit service. The Comprehensive Plan specifically addresses this in

Goal 5.1 Housing Affordability- Improve access to affordable housing for a continuum of needs in

Bloomington, including people experiencing homelessness, low-income, and moderate-income households.

20.06.070(b)(3)(E)(i)(1) ZONING MAP AMENDMENT PLAN COMMISSION REVIEW AND RECOMMENDATION:

The following criteria are those that the Plan Commission must consider when reviewing a zoning map amendment request.

[a] The recommendations of the Comprehensive Plan;

PROPOSED FINDING: The Comprehensive Plan designates the site as Urban Corridor and identifies this area as appropriate for high intensity uses and notes that these areas are well served by existing infrastructure. A diversity of land uses in this district is also encouraged. In addition, providing a mix of housing for residents of the community, including those experiencing homelessness, is encouraged in multiple sections of the Comprehensive Plan.

[b] Current conditions and character of structures and uses in each zoning district;

PROPOSED FINDING: The site has currently been developed with several buildings owned by the petitioner that provide the requested service. The location of the site immediately adjacent to a Bloomington Transit route along 3rd Street as well as recent improvements to 3rd Street for protected bike lanes further increases the multi-modal transportation options for users at this location. Approval of this request would allow for improvements to the existing facilities and allow expanded service offerings for members of the community.

[c] The most desirable use for which the land in each zoning district is adapted;

PROPOSED FINDING: The Comprehensive Plan states that a wide range of land uses is appropriate within this district. The rezoning of this site to Mixed-Use Medium Scale (MM) would also match adjacent land to the east that is zoned the same.

[d] The conservation of sensitive environmental features;

PROPOSED FINDING: There are no known sensitive environmental features on this site.

[e] The conservation of property values throughout the jurisdiction; and

PROPOSED FINDING: The proposed rezoning and expansion of services at this facility is not expected to have any negative impacts on adjacent property values.

[f] Responsible development and growth

PROPOSED FINDING: The rezoning of this site will help further many goals of the Comprehensive Plan and facilitate additional resources available to the community. The Comprehensive Plan states that this district is appropriate for higher intensity uses and the high level of access to this site makes it even more ideal for different forms of access.

CONCLUSION: The Department believes that the rezoning of this site to Mixed-Use Medium Scale would match the Comprehensive Plan designation of the site as Urban Corridor. This site was recently rezoned from a Planned Unit Development to Mixed-Use Employment based on the approved list of uses in the PUD and the Comprehensive Plan, and ME matched the uses of the majority of properties in this area. The rezoning of these properties to Mixed-Use Medium scale would not affect adjacent businesses and would allow this use to expand and better serve the needs of the overall community in an area that is appropriate and in line with the Comprehensive Plan.

RECOMMENDATION: The Department recommends the Plan Commission approve the waiver to not require a second hearing and forward this petition to the Common Council with a favorable recommendation and the following conditions:

- 1. A compliant site plan, including a landscape plan, shall be submitted for each location with submittal of the associated building permit application. All improvements shall be installed before final occupancy is issued for each site.
- 2. A plan for the correction of any deficiencies to existing sidewalk ramps and facilities along this road frontage of the petition properties will be submitted of the building permit application and will be installed before final occupancy is issued.
- 3. Right-of-way dedication consistent with the Transportation Plan is required within 180 days of approval by Common Council.





Rezone Request

Wheeler Mission Ministries – Petitioner Statement

Subject Properties:

- 135 S. Westplex
- 201 S. Westplex
- 215 S. Westplex (see Exhibit 1)

Request Description:

We hereby request rezoning of the Subject Properties from the current status, Mixed Use-Employment, to the status, Mixed Use-Medium Scale.

Background:

Since 2002, a homeless shelter has operated at 215 S. Westplex Avenue, here in Bloomington. In 2015, operation of the shelter, originally known as Backstreet Mission, was assumed by Wheeler Mission Ministries, a leading provider of services for our homeless neighbors in Central Indiana for over 100 years. In total, this homeless shelter has occupied the property at 215 S. Westplex Avenue for nearly 20 years.

In 2019, Wheeler Mission acquired the property at 135 S. Westplex, and has modified it to provide services for the homeless.

In 2020, Wheeler Mission began the process of acquiring the property known as 201 S. Westplex Avenue. Due to delays caused by the Covid-19 pandemic, this sale did not close until late May 2021, just a few days after the City of Bloomington officially implemented a new set of Zoning maps under an updated Unified Development Ordinance.

Over the past year, two processes have simultaneously occurred that create the need for the current request:

- Wheeler Mission Ministries, Inc. acquired ownership of 201 S. Westplex Ave., the third of three adjacent properties in a cul-de-sac off South Westplex Avenue. This acquisition was made possible in part by grant funding that was based upon zoning practices that were in place at the time of purchase. These three properties are the Subject Properties of this request.
- The City of Bloomington created and implemented an updated Unified Development Ordinance. As a result, it appears that existing zoning for these properties has been cancelled and replaced with the Mixed Use-Employment classification.

Planned Use and Purpose of Zoning Request:

The Subject Properties are presented in EXHIBIT 1.

- The plan for <u>all three properties</u> includes a holistic approach to bring Help, Hope, and Healing to those in need by providing...
 - a safe place for our guests both day and night

- emergency shelter
- meals for the hungry
- life skills development
- substance abuse programs
- spiritual education & encouragement
- connections with relevant social service agencies
- connections with employment
- connections with long-term housing
- 215 S. Westplex -- Wheeler Mission currently uses this building for administration, sleeping, dining, classes, case management, and counseling.
- 201 S. Westplex -- Wheeler Mission Ministries, Inc. purchased the 201 S. Westplex property specifically to provide additional space to provide emergency shelter and temporary housing as well as other services within the scope of our mission.
- 135 S. Westplex This building is used primarily as a guest services facility that allows for day shelter, training, and overnight shelter during the most extreme conditions

It is our understanding that this zoning change is required in order for us to provide emergency shelter, sleep space, and temporary housing in these buildings.

Site Plan:

Current plans include...

- Interior Renovation of 201 S Westplex to accommodate lodging and programs in accordance with applicable building and fire codes. (See EXHIBIT 2)
- Future addition of a canopy to provide sheltered passage from 215 building to 201 building in accordance with local building and fire codes.
- Future addition of Outdoor Courtyard, fenced and partially covered, to accommodate relaxation for guests. (Location will be determined pending architectural engineer guidance.)

It is understood that compliance with all applicable building, safety, and fire codes will be an integral part of any plans for improvement, renovation, or development of the Subject Properties.

Since we are a Not-For-Profit, and in order to conserve funds, we are providing simple images and drawings for this zoning approval. Our intent is to secure the services of Tabor-Bruce Architecture and Design for final plans immediately upon approval of this rezoning request and prior to any construction or renovation.

Finally, because our operation at Westplex predates the current zoning map and ordinance, and because this process has been somewhat complicated by the recent implementation of the UDO, we would be grateful for anything that could be done to shorten or expedite this process. Please see EXHIBIT 3 to see advice that we received just one year ago (July 2020).





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I FEEL THIS ZONING REQUEST WOULD BE BETTER IF THE PROPERTY WAS LOCATED IN THE MAYOR'S BACKYARD.

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RECEIVED

AUG - 3 2021



City of Bloomington Planning and Transportation Department



CITY OF BLOOMINGTON PLAN COMMISSION

Notice of Public Hearing (2 hearings – with waiver requested)

The City of Bloomington Plan Commission will hold a public hearing at 5:30 p.m., on August 9 2021, and September 13, 2021 via an online meeting (the meeting link will be listed in the posted packet and on the City's website) and in the Common Council Chambers Room #115 of the City Hall building at 401 N. Morton to consider the petition of: Wheeler Mission Ministrys for the purpose of: a request to rezone 1.31 ocres from Mixed-Use Employment (ME) to Mixed-Use Medium Scale (MM)

for the property located at 135, 201, and 215 5. Westplex Ave. and to

which you are an adjacent property owner.

Under the provisions of Indiana Law, you may appear and speak on the merits of this proposal at the public hearing to be held at the time and date as set out herein. The hearing may be continued from time to time as may be found necessary. **The petitioner has requested a waiver from the required second hearing.** You may also file written comments with the Plan Commission in the Planning and Transportation Department office (401 N. Morton Street, Suite #130, Bloomington, IN 47404), where the petition is on file and may be examined by interested persons. If you have any questions concerning this matter, you may telephone the petitioner (at the number listed below) or the City Planning and Transportation Department office at 812-349-3423.

Wheeler Mission Ministries, Inc/ Rick Doll-Facility Operations

Petitioner/Counsel for Petitioner

205 E . New York St.

Address

Indianapolis, IN 46204

City/State/Zip

317.635.3575 Ext.201

Phone

RickDoll@WheelerMission.org Email

City Hall

Phone: (812) 349-3423 Fax: (812) 349-3520