CITY OF BLOOMINGTON HEARING **OFFICER**

August 4, 2021 @ 2:00 p.m. Zoom Meeting: https://bloomington.zoom.us/j/99655921577?pwd=OFICT0t4 UGVuL0ZMVU50OTZzUGNwUT09 Monting ID: 006 5502 1577

Meeting ID: 996 5592 1577 Passcode: 291914

CITY OF BLOOMINGTON HEARING OFFICER August 4, 2021 at 2:00 p.m.

*Kelly Conference Room #155

♦Virtual Meeting Link:

https://bloomington.zoom.us/j/99655921577?pwd=OFICT0t4UGVuL0ZMVU50OTZzUGNwUT09

PETITIONS:

V-11-21 Rimrock Storage Bloomington, LLC

1901 W. 3rd St. Request: Variance to allow a Building Feature (steps) to encroach into the front yard setback. *Case Manager: Jackie Scanlan*

V-12-21 Catalent Indiana, LLC

1300 S. Patterson Dr. Request: Variance from the maximum amount of wall signage allowed for an individual tenant. *Case Manager: Eric Greulich*

GIS Map Link: https://arcg.is/qvizy0

**Next Meeting: August 18, 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>.

BLOOMINGTON HEARING OFFICER STAFF REPORT LOCATION: 1901 W. 3rd Street

PETITIONER: Rimrock Storage Bloomington LLC 343 NW Cole Terrace, Suite 201 Lake City, FL 32055

REQUEST: The petitioner is requesting a variance Building Feature (steps) encroachment into front yard setback.

REPORT: The property is located at 1901 W. 3rd Street and is zoned Mixed-Use Corridor (MC) and is currently developed with a self-storage facility. The surrounding properties to the north, east, and northwest are also zoned MC and are developed. The properties directly east and south are in the County planning jurisdiction. The property immediately to the south is part of this development. The site was previously zoned Commercial Arterial (CA).

This petition is being reviewed under the previous Unified Development Ordinance (UDO) per 20.01.040(b)(4) in the current UDO because the original site plan was filed under the previous UDO. The regulation that is the petitioner is seeking to vary has not changed from the previous UDO to the current UDO, as well.

Steps that are part of a building, or directly attached, can only encroach into a required setback fro a distance of 6 feet. The building on this site is built at the front building setback of 15 feet. The steps used to access the building from the right-of-way extend all the way to the right-of-way, and even encroach into the right-of-way. If the steps were not immediately appended to the building, they would not have to meet the 6 foot setback encroachment maximum. The petitioner is requesting a variance to allow the steps to remain, to allow access to the right-of-way to and from the building.

CRITERIA AND FINDINGS FOR DEVELOPMENT STANDARDS VARIANCE

20.06.080(b)(3)(E) (i) Standards for Granting Variances from Development Standards: A variance from the development standards of the Unified Development Ordinance may be approved only upon determination in writing that each of the following criteria is met:

1) The approval will not be injurious to the public health, safety, morals, and general welfare of the community.

PROPOSED FINDING: No injury to the public health, safety, morals, and general welfare is found as a result of this petition. The UDO dictates pedestrian access to the building site from the public right-of-way. The stairs provide that access and additional ADA access is provided to the site.

2) The use and value of the area adjacent to the property included in the Development Standards Variance will not be affected in a substantially adverse manner.

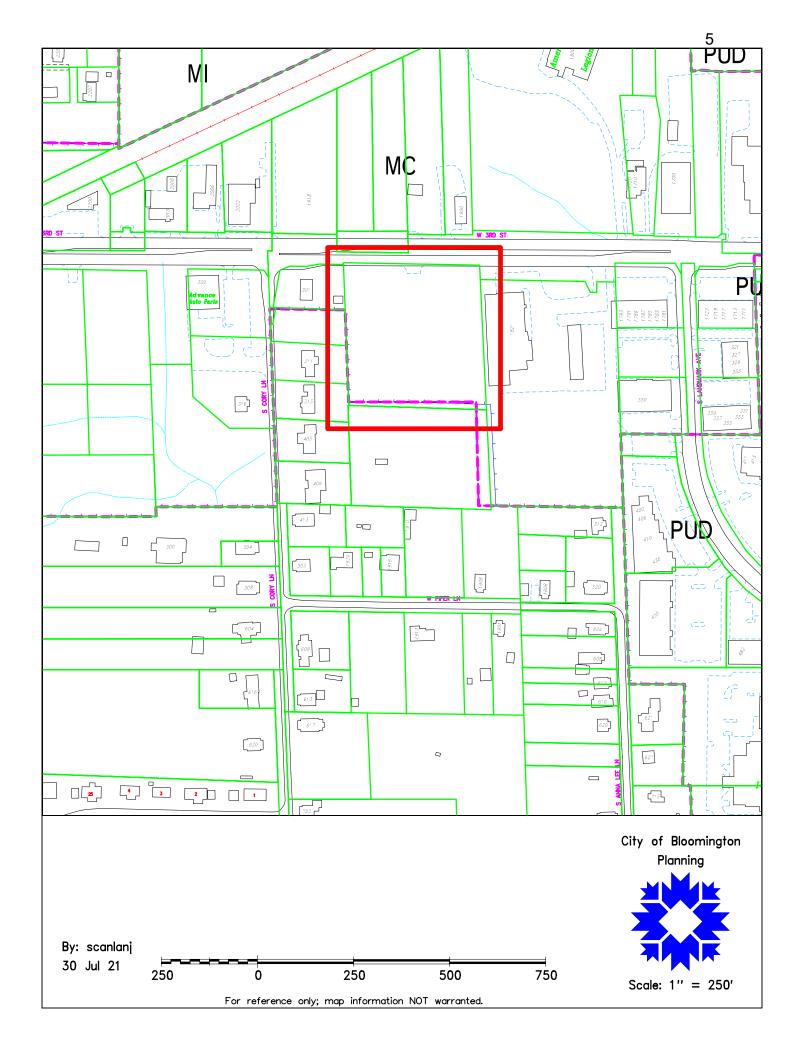
PROPOSED FINDING: No adverse effect to the use or value of the adjacent properties is found as a result of this petition. The addition of the stairs connected to the right-of-way improves access options to the site, and does not affect access to any surrounding sites.

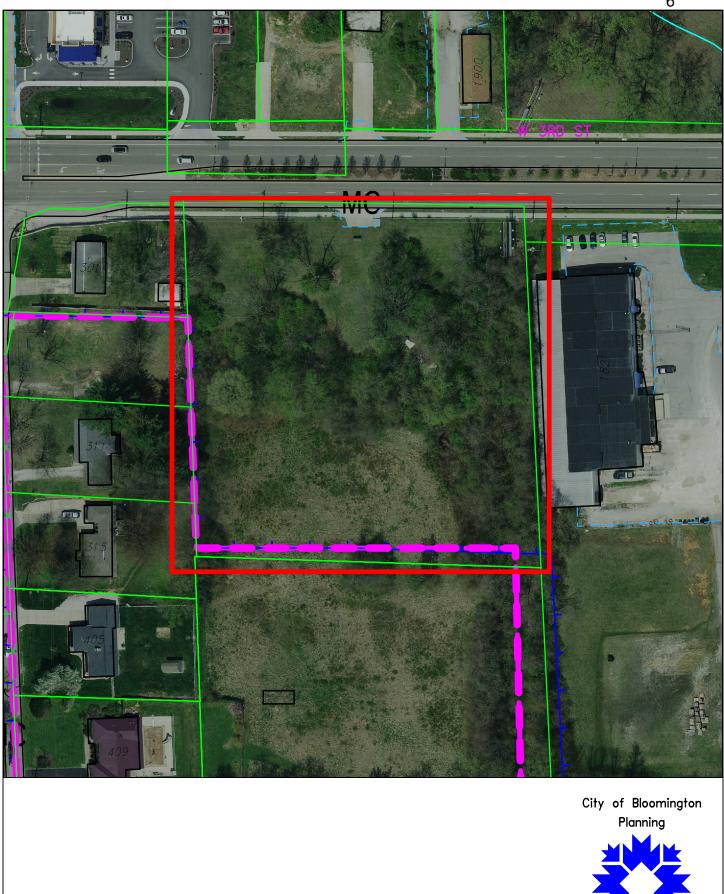
3) The strict application of the terms of the Unified Development Ordinance will result in practical difficulties in the use of the property; that the practical difficulties are peculiar to the property in question; that the Development Standards Variance will relieve the practical difficulties.

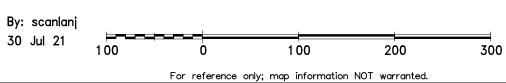
PROPOSED FINDING: Practical difficulty is found in that the property contains steep grade change near the public right-of-way. While under construction, it was determined that the building would need to be placed higher than the elevation of the right-of-way. The UDO requires pedestrian connection to the building, but also prefers that the building be built at the front setback line in order to improve the interface between the public pedestrian realm and the site. As a result, there is not room on the site to separate the stairs needed at the right-of-way and the building, therefore the stairs become a Building Feature. The topography of the site presented a peculiar situation that requires variance from the Building Feature setback requirement in order for access to the buildings to meet UDO requirements.

RECOMMENDATION: Based upon the written findings above, the Department recommends that the Hearing Officer adopt the proposed findings and recommends approval of V-11-21 with the following conditions:

- 1. This variance does not approve right-of-way encroachment for the stair or railing, which must be sought separately from the Engineering Department and Board of Public Works.
- 2. The railing needed for these stairs may not encroach over the clear path of the public sidewalk.
- 3. This variance is for the specific stairs already existing on the site. No additional encroachment is allowed without additional variance.







Scale: 1'' = 100'

Millstone Management LLC 9800 Westpoint Drive, Suite 200 Indianapolis, IN 46256 317-525-9464



Encroachment Location

Board of Public Works 401 N Morton St Bloomington, IN 47403

ExtraSpace Self Storage - Bloomington 1901 W 3rd Street Bloomington, IN 47404

RE: Encroachment Items

Board Members,

Below is a description of the encroaching items that have been indicated in the attached encroachment exhibit and photos as being located in the public right of way.

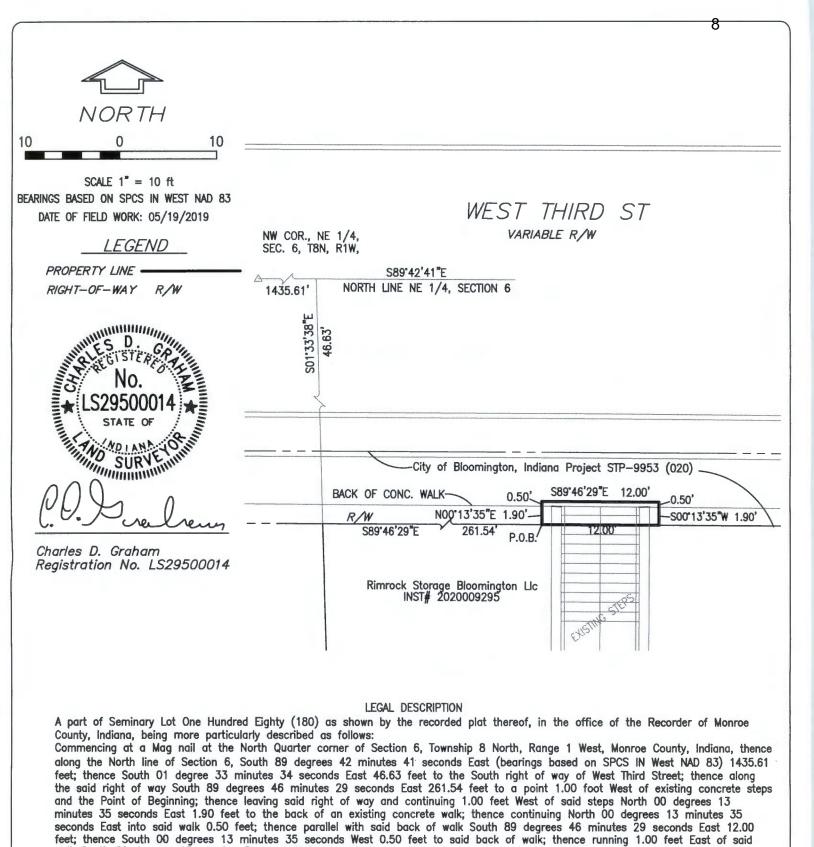
- 1. Handrails
 - a. The development has two handrails whose purpose is to service the stairway that connects the sidewalk along 3rd Street to the entry/egress doors on the adjacent "Building 101". These handrails are required to be installed on the stairway by building code and the resulting condition is a roughly 6" encroachment into the public right of way and sidewalk space.

Thank you for your consideration of this issue. Please feel free to reach out for any reason regarding this topic.

Sincerely,

Adrien Dammiller

Adrien Dannemiller – Owner Millstone Management LLC



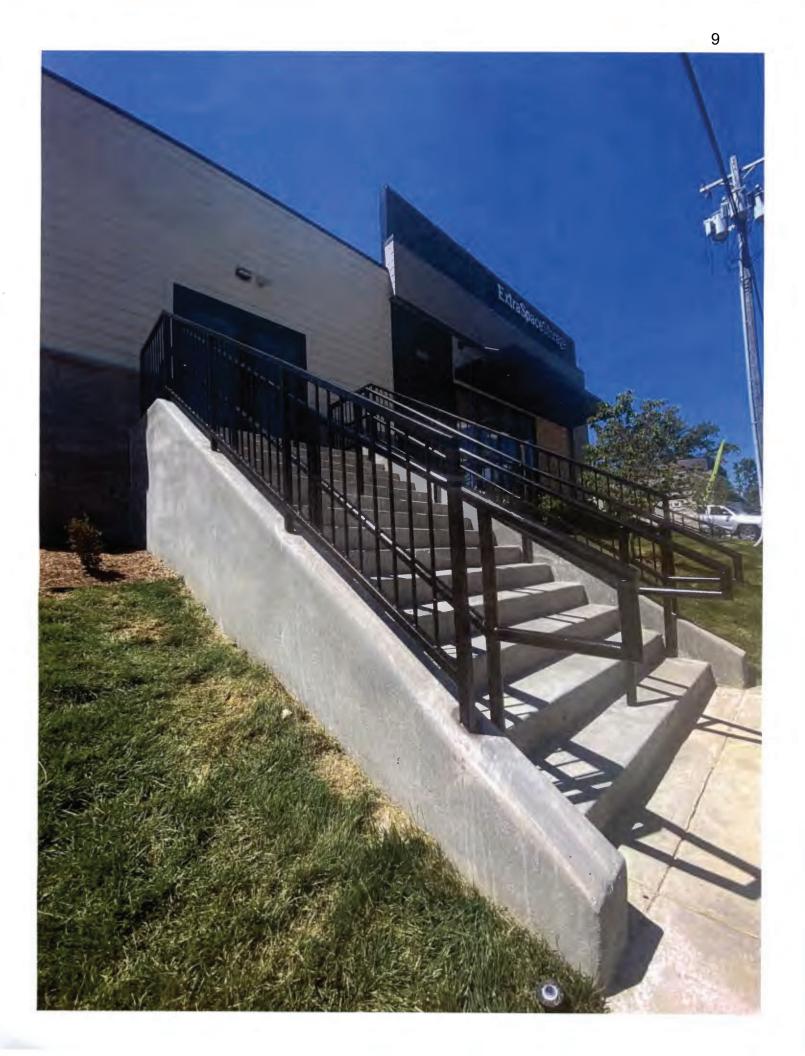
walk South 00 degrees 13 minutes 35 seconds west 0.50 feet to the said right of way; thence along said right of way North 89 degrees 46 minutes 29 seconds West 12.00 feet to the Point of Beginning. Containing in all 28.8 square feet, more or less

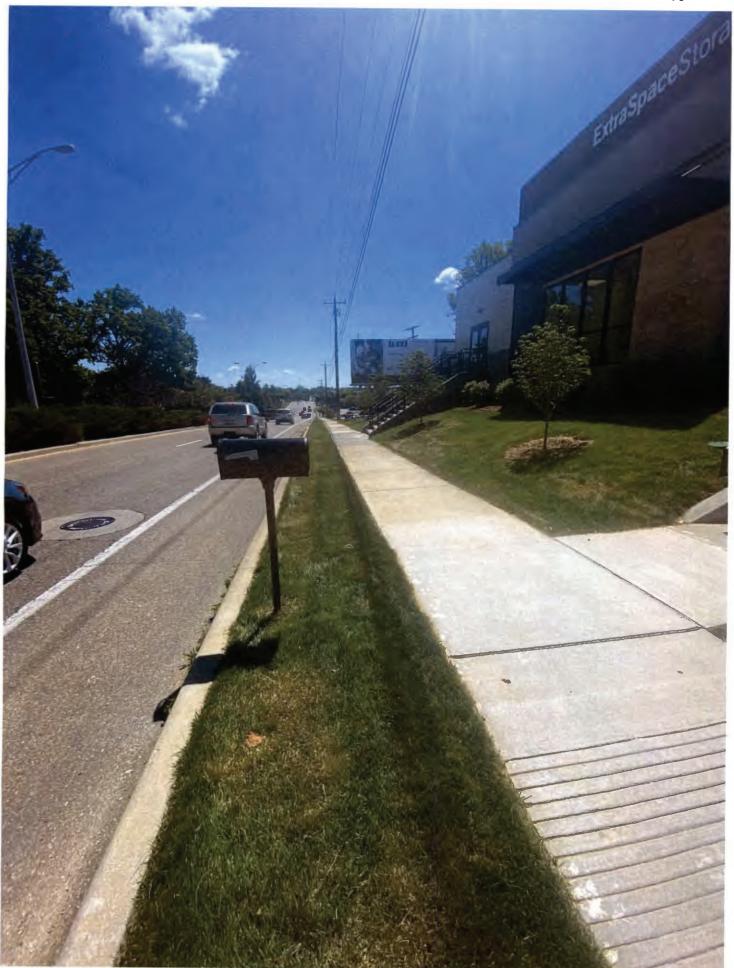
ENCROACHMENT EXHIBIT RIMROCK STORAGE BLOOMINGTON LLC CITY OF BLOOMINGTON IN 1901 W 3RD STREET BLOOMINGTON IN

F	-	-	

BYNUM FANYO & ASSOCIATES, INC. 528 North Walnut Street Bloomington, Indiana 47404 Phone (812)332-8030 Eav (812)339-2990

Date 06 /16 /2021





CASE #: V-12-21 DATE: August 4, 2021

PETITIONER:	Catalent Indiana, LLC 1300 S Patterson Drive
CONSULTANT:	Premier Sign Group 1428 Sadlier Circle East Drive Indianapolis, IN

REQUEST: The petitioner is requesting a variance from the 300 square foot maximum wall signage allowance to allow for 325 square feet of wall signage.

REPORT: The property is located at 1300 S. Patterson Drive and is zoned Planned Unit Development (PUD) and is occupied by Catalent. Surrounding properties include a mix of warehousing and distribution uses to the west and north, offices to the east, and an asphalt/concrete distributor to the south.

The existing Catalent buildings on this site are approximately 363,000 square feet and 427,000 square feet in size. The petitioner recently constructed a new entrance and expansion to the east side of the southern building and would like to install wall signage on this entrance. There is currently 220 square feet of wall signage on the north entrance of the building. The petitioner is proposing to install a 105 square foot wall sign.

The UDO states that no use shall be permitted to exceed 300 square feet of wall signage. The petitioner is requesting a variance from the maximum amount of signage allowed in order to allow 325 square feet of wall signage.

CRITERIA AND FINDINGS FOR DEVELOPMENT STANDARDS VARIANCE

20.06.080(b)(3)(E) (i) Standards for Granting Variances from Development Standards: A variance from the development standards of the Unified Development Ordinance may be approved only upon determination in writing that each of the following criteria is met:

1) The approval will not be injurious to the public health, safety, morals, and general welfare of the community.

PROPOSED FINDING: No injury to the public health, safety, morals, and general welfare is found as a result of this petition. The amount of signage proposed is proportional and appropriate to the size of the buildings on this campus.

2) The use and value of the area adjacent to the property included in the Development Standards Variance will not be affected in a substantially adverse manner.

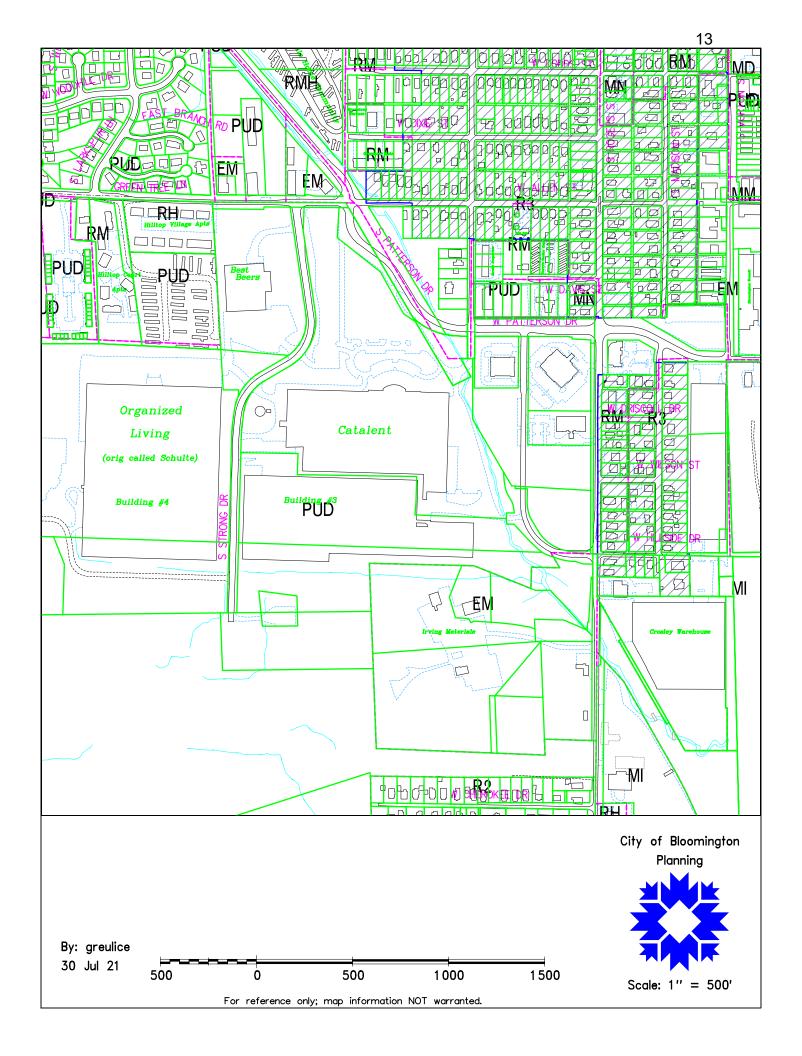
PROPOSED FINDING: No adverse effect to the use or value of the adjacent properties is found as a result of this petition. Again, the amount of signage proposed is proportional and appropriate to the amount of building façade. The buildings total 790,000 square feet in size and the amount of signage proposed along each façade is appropriate.

3) The strict application of the terms of the Unified Development Ordinance will result in practical difficulties in the use of the property; that the practical difficulties are peculiar to the property in question; that the Development Standards Variance will relieve the practical difficulties.

PROPOSED FINDING: Practical difficulty is found in the size of the campus and the buildings on it. It is much larger than the wide majority of properties and uses that are typical in the district. The UDO intends to allow proportional signage, but the buildings on this site are significantly larger compared to a typical building where the 300 square feet maximum is appropriate. The practical difficulties are also peculiar to this property because this property has road frontage on three sides and therefore signage along each side and at the main entrances is necessary for identification purposes. The granting of the variance will allow for signage to be placed along each façade that is appropriate to the length and size of building along each façade.

RECOMMENDATION: Based upon the written findings above, the Department recommends that the Hearing Officer adopt the proposed findings and recommends approval of V-12-21 with the following conditions:

- 1. The petitioners must obtain a sign permit for this and all non-permitted signs on campus prior to installation of the wall signs approved with this variance.
- 2. The variance applies to only the wall signs shown in the request. Any other signage that does not meet UDO requirements will require additional variance.







For reference only; map information NOT warranted.

Scale: 1" = 400'

catalent



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1428 Sadlier Circle East Drive Indianapolis, IN 46239 P (317) 613-4411 - F (317) 613-4412 www.premiersigngroup.com

July 12, 2021

To Whom it may Concern:

Premier Sign Group, on behalf of Catalent Indiana, LLC, is requesting a zoning variance for 1300 S. Patterson Drive, Bloomington, IN 47403. The building at this address was recently expanded, resulting new entrances that do not currently include any identification signage. The old building entrance includes a double-sided sign to identify the facility. New offices are accessed via a different driveway, and the signage is not visible by employees and visitors who access the facility along this route. The proposed sign would provide identity to visitors arriving at the new portion of the facility, and would not be visible from any location where the older sign is visible. New signage would help to streamline vehicular access to and around the facility. It would not create any drainage or environmental issues.

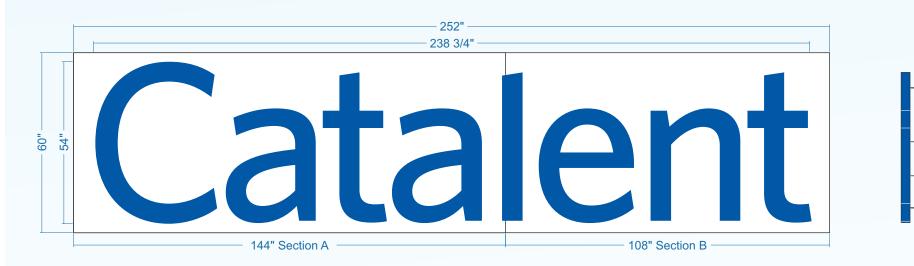
We would like to install a halo-illuminated wall sign identifying the new section of the facility in order to direct employees and visitors and to identify the building as a Catalent facility. The attached information is provided for review and approval.

Thanks,

Zach Akers Premier Sign Group

LED-ILLUMINATED REVERSE **CHANNEL LETTERS**

scale: 3/8" = 1'



Reverse-Lit Letters

SPECIFICATIONS

Faces: .080" MF Aluminum Returns: .063" x 3" MF Aluminum Backs: .150" Clear polycarbonate Illumination: White LEDs Power Supply: 120V-277V Variable-input drivers Backer: .080" MF Aluminum Raceway: 7" Large aluminum raceway, brake-formed spacer along bottom Mounting: Fasten to Backer/Raceway with 2" nylon spacers Paint: Pantone PMS 2945C (faces & returns) High-Intensity White (interiors) White with Suede Additive (backer panel 1st & 2nd sfcs) **TBD** (Raceway & spacer to match wall finish) UL Listed for wet locations Qty: 1



P (317) 613-4411 - F (317) 613-4412 www.premiersigngroup.com

Catalent Indiana, LLC LOCATION Bloomington IN ACCOUNT EXECUTIVE Zach Akers DESIGNER ZA Date 02.02.21	ROJECT INFO

This drawing was created to assist you in visualizing our proposal. The original idea herein is the property of Premier Sign Group. Permission to copy or revise this drawing can only be obtained through written agreement with Premier Sign Group.

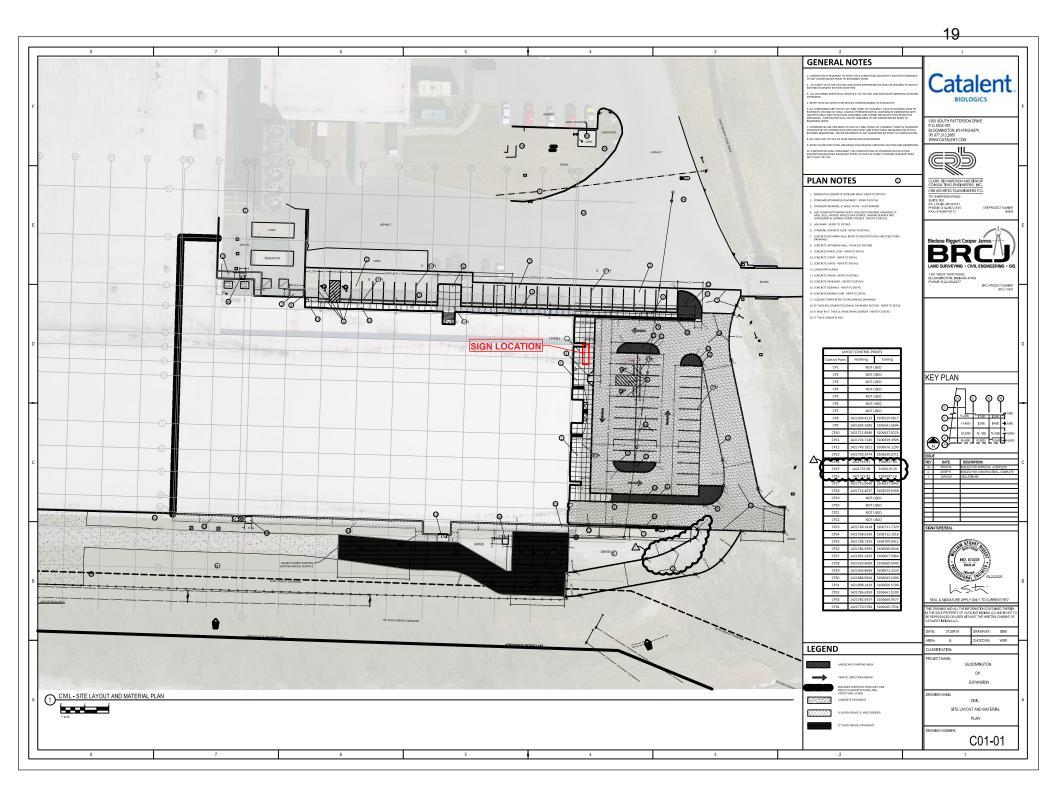
APPROVED BY

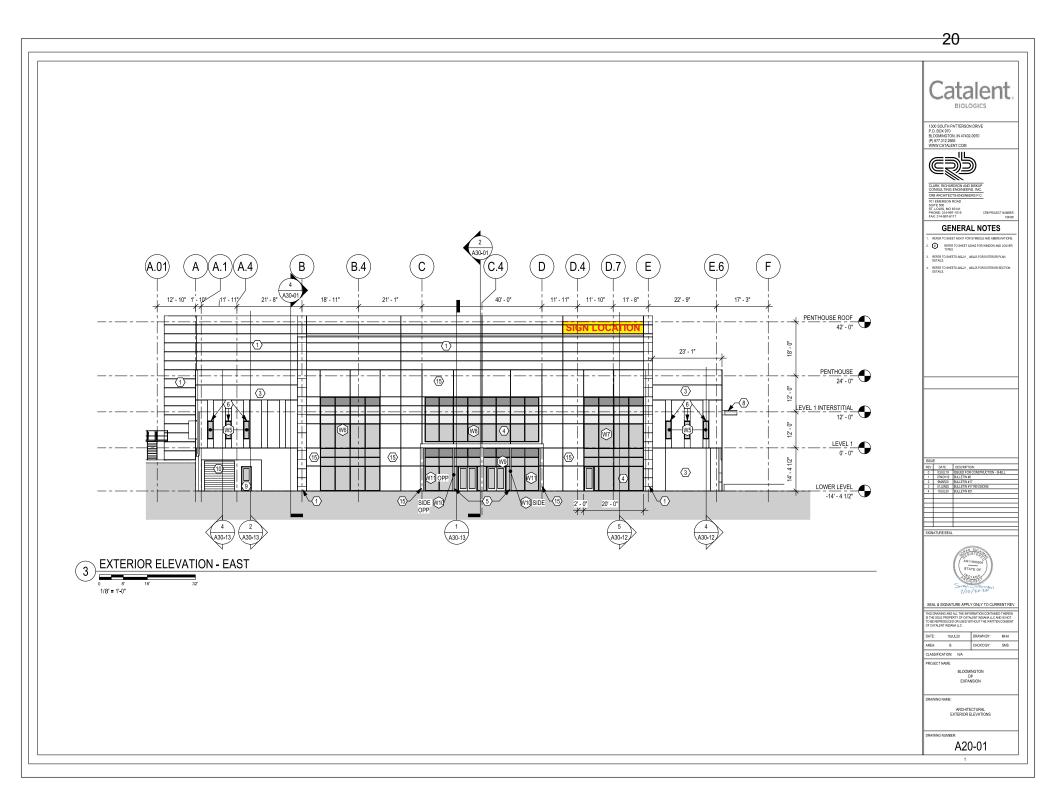
FILE NAME:

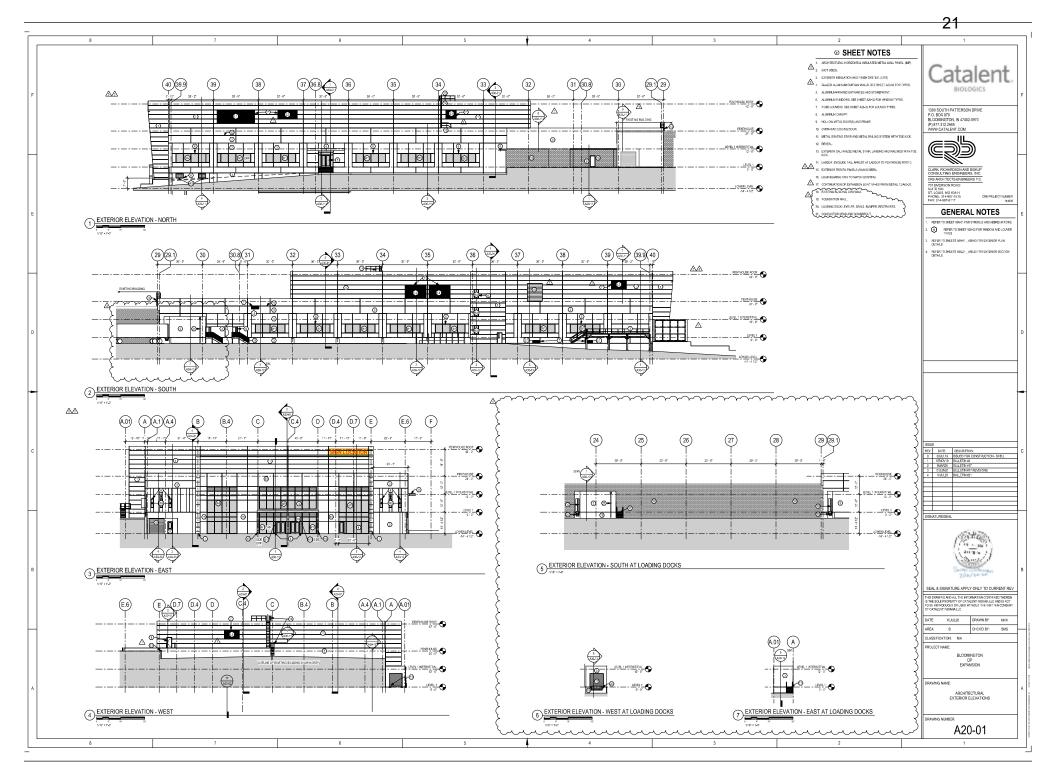
02-02-21 Exterior Signage 1.cdr

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CITY OF BLOOMINGTON Planning and Transportation Department 401 N. Morton St., Bloomington, Indiana 47404



Phone: 812-349-3423

Fax: 812-349-3520

Email: planning@bloomington.in.gov

APPLICATION FOR PERMANENT SIGN PERMIT

* MAKE CHECKS PAYABLE TO THE CITY OF BLOOMINGTON

1300 S PattersonDr Date Applied: Bloomington, IN 47403				
Name of Business: <u>Catalent Indiana, LLC</u>				
Type of Business Use: Manufacturing				
Address of Business: <u>1300 S PattersonDr, 47403</u>				
Business Phone: 812-355-6746				
Alternative Phone/Fax:				
Name of Applicant: <u>Zach Akers</u>				
Applicant Phone: 314-613-4411				

 (OFFICE USE ONLY)

 Application #: ______

 Permit Fee: \$125.00 per sign

 Total Fee: ______

 Date Issued: ______

 Permit Reviewer: ______

A SCALED SITE PLAN IS REQUIRED WITH YOUR APPLICATION.

In order to receive a **permanent sign permit**, the applicant shall submit a site plan containing the following elements:

- 1. Scale and North arrow;
- 2. Location of building(s), driveway(s), and parking area(s);
- 3. Location and size (in square feet) of all existing sign(s);
- 4. Indicate type of existing sign(s): wall, pole, or ground signage;
- 5. Location and dimensions of proposed sign(s);
- 6. Distance between building and proposed sign location(s);
- 7. Name and location of adjacent street frontage(s), if applicable; and
- 8. Distance between curb edge and sign location.

CERTIFICATION

I am the owner or authorized agent responsible for compliance, and hereby acknowledge the following:

- 1. I have read this application and all related documentation and I represent that the information furnished is correct.
- 2. I agree to comply with all City ordinances and State statutes, which regulate construction, land use, and occupancy.
- 3. Any changes made to sign dimensions or location shall be submitted to the City of Bloomington for review.
- 4. If any misrepresentation is made in this application, the City may revoke any Certificate issued based upon this misinformation.
- 5. No sign installation is allowed until a permit has been issued by the Planning and Transportation Department.

Applicant's Signature

Date February 22, 2021

If you have questions about sign ordinance requirements, please call the **Bloomington Planning and Transportation Department** @ 812-349-3423.