

MEETING DATE: March 8, 2022

STAFF: Stuart Borders, Senior Planner

PROJECT NAME: Eastgate Commerce Center at Little Blue Parkway and M-78 Highway

CASE NUMBER / REQUEST: 22-125-03 – Rezoning from C-2/PUD to BP/PUD and approval of a Preliminary Development Plan for properties at Little Blue Parkway, Truman Road, and M-78 Highway intersections

APPLICANT: NorthPoint Development, LLC

OWNERS: Little Blue Valley (West) LLC

PROPERTY LOCATIONS: Properties surrounding the Little Blue Parkway, Truman Road, and M-78 Highway intersections

SURROUNDING ZONING / LAND USE:

North/South: C-2/PUD (General Commercial/Planned Unit Development); Farm fields
East: R-A (Residential Agriculture), I-1 (Industrial); Jackson County Trace Park
West: I-1; Jackson County Trace Park

PUBLIC NOTICE:

- Letters to adjoining property owners – February 18, 2022
- Public Notice published in the Independence Examiner – February 19, 2022
- Signs posted on property – February 16, 2022

FURTHER ACTION:

Following action by the Planning Commission, this rezoning request is scheduled for first reading by the City Council on March 21st and the public hearing/second reading on April 4th.

RECOMMENDATION

Staff recommends **APPROVAL** of this rezoning request and the preliminary development plan with the following conditions:

1. Retail buildings in this business park phase shall not have restrictions on the maximum building size, however; the development site shall meet the BP/PUD Floor to Area Ratio for the site.
2. The permissible uses for these properties includes all BP/PUD uses permitted by right plus businesses with drive-through facilities. Development must follow section 14-302 of the UDO for the BP/PUD District.
3. The design guidelines attached to this staff report shall apply to all construction within the Eastgate Commerce Center.

4. Restaurant parking is established at 1 parking space per 3 seats; individual buildings containing retail and office uses shall provide at least 1 space per 500 SF. For warehouse/manufacturing, the parking ratio shall be 1/1,000 SF.
5. Provide a draft copy of the covenants and restrictions with the first final development plan.
6. Truman Road east and west of the Little Blue Parkway is a major arterial to be upgraded. Improvements shall include five 12-foot lanes with curb and gutter with a 10-foot multi-use trail on one side and a 5-foot sidewalk on the other through the extents of the project between 78 Hwy and the west side of the bridge on Truman Road near the east end of the project.
7. Each new drive or access location for this development plan will need to be evaluated and approved or denied on its own merits and the traffic impact study updated accordingly.
8. The current stream buffers and the new proposed stream buffers shall be more clearly indicated on the proposed plan.

PROJECT DESCRIPTION & BACKGROUND INFORMATION

PROJECT DESCRIPTION:

A request by NorthPoint Development to rezone the properties around the M-78 Highway, Truman Road, and the Little Blue Parkway, from R-6/PUD (Single Family Residential/Planned Unit Development) and C-2/PUD (General Commercial/Planned Unit Development) to BP/PUD and approve a preliminary development plan.

Current Zoning:	R-6/PUD, C-2/PUD	Proposed Zoning:	BP/PUD (Business Park/Planned Unit Development)
Current Use:	Farm fields	Proposed Use:	Commercial and warehouse uses
Acreage:	81.25 acres +/-	Building Square Foot:	Varies+/-

BACKGROUND & HISTORY:

This request consists of three adjacent properties adjoining the Little Blue Parkway, Truman Road, and M-78 Highway intersection. The Western piece is encircled by Truman Road on the south, Little Blue Parkway on the east, and M-78 Highway on the west/northwest. The North tract is north of Truman Road, east of the Little Blue Parkway, with the South property being on the south side of Truman Road, east of the Parkway.

NorthPoint has provided preliminary development plans, and building elevations for the warehouse structures, for review purposes only; the final plans may vary from what has been provided here. All three sites included with this application will be Phase 4 projects, according to the applicant's phasing schedule.

West site – The dominant feature of the West site is a 290,000 SF warehouse/distribution structure (B-4) sited in the middle of the lot with three smaller commercial/office buildings (D1- D3) fronting onto the Little Blue Parkway with one being a drive-through facility. All buildings will be accessed by an internal system of driveways with limited access onto Truman Road. A detention basin is shown

along with a landscape berm to provide screening between the loading docks of the large building (B4) and M-78 Highway.

North site – This site has no industrial/warehouse component but has a commercial/office focus. Up to eight building sites are proposed here with two of those being a drive-through facility (D7) and a convenience store (D8). One access drive serves the properties from Truman Road; the convenience store will also have its own drive.

South site – It is the smallest of the three tracts and features only four commercial/office buildings served by a single drive from Truman Road connecting to a central parking lot. The only other features are a large floodplain mitigation basin and small parking lot for trailhead parking with a connection to the Little Blue Trace Trail.

Site and building designs – Warehouse building (B4) it will feature tilt-up concrete walls finished mix of either light, medium or dark brown colors. Extensive glass areas will be utilized around entry ways with windows spaced along the elevations at different heights and distances. Also provided are design guidelines for all buildings constructed within Eastgate. The guidelines outline acceptable building materials, the use of windows, lighting, building height, façade articulations, and other topics. At the final plan stage, all buildings will be reviewed in accordance with the UDO design requirements and the BP zoning district requirements.

ANALYSIS

The Proposal's Consistency with *Independence for All*, Strategic Plan:

This application, along with others proposed by NorthPoint, furthers the goal of increasing the economic prosperity of the community and providing additional employment opportunities. It will also support the development of an industrial/office business park and the development of a key City corridor.

Comprehensive Plan Guiding Land Use Principles for the Current Designation:

In conjunction with this rezoning application, the City Comprehensive Plan is being amended to reflect this and the other related applications from NorthPoint. One of the Comprehensive Plan Guiding Principles is to “Provide sufficient opportunities for industrial development sites within the community and promote diversification of the City’s commercial/industrial base.”

Public Facilities:

Streets/access

No new public streets will be created with the development of these lots. Instead, the existing street network will provide access. Each new drive or access locations will need to be evaluated and approved or denied on their own merits. The sites themselves will need to change in conformance to City staff reviews and required studies. While a traffic study has been submitted, it will be required to be updated as specific locations are submitted for review and engineering approval.

Stormwater

The submitted Preliminary Stormwater Drainage Study indicates that tributary management will need to be addressed in future development plans. The low-lying nature of a significant portion of the area necessitates that innovative earthwork and hydrology practices be implemented to effectively deal with these challenges. Similarly, the proposed basins, mitigation areas, and other natural amenities are an integral part of the development pattern and utilization of the land within the project. There is a detention volume buy-out option for sites within 1,200 linear feet of the Little Blue River; all other areas will require detention.

Sanitary sewer

A large transmission main running along the east side of Little Blue Parkway is a 120-inch pipe owned by Little Blue Valley Sewer District; it will not allow tie-ins to this main. NorthPoint must use existing city infrastructure or Blue Springs sewer mains to extend the sewer facilities. All sanitary sewer main extensions will be public.

Water

Water main extension plans will be required for all phases of this development. A set of water main extension plans will be required to be submitted for review and approval before any construction may begin on any water mains. Fire hydrants will be required to be laid out per the requirements of the Independence Water Department and the International Fire Code 2018 Edition.

Historic and Archeological Sites: There are no apparent historic issues with this property.

REVIEW CRITERIA

Recommendations and decisions for proposed planned unit development rezoning and its associated preliminary development plan must be based on consideration of the criteria listed in Section 14-703-05-H:

1. **The consistency with the Comprehensive Plan.**
The Comprehensive Plan is being amended to reflect this rezoning/preliminary plan application. One of the Comprehensive Plan Guiding Principles is to "Provide sufficient opportunities for industrial development sites within the community and promote diversification of the City's commercial/industrial base."
2. **The consistency with the PUD standards of Section 14-902, including the statement of purpose.**
Section 14-902 is intended to allow design flexibility that results in greater public benefit than would be achieved using conventional zoning regulations; this project is in conformance with that standard providing a mix of commercial, office and industrial uses.
3. **The nature and extent of Common Open Space in the PUD.**
A connection will be made to the Trace Park trail system from the southernmost parking lot and an open space around the stormwater mitigation area south of Truman Road.

4. **The reliability of the proposals for maintenance and conservation of Common Open Space.**
NorthPoint states that it will construct, manage, and maintain the properties; it also has no intent to sell any units, buildings, or properties.
5. **The adequacy or inadequacy of the amount and function of Common Open Space in terms of the densities and dwelling types proposed in the plan.**
Not applicable, this is a proposed Business Park project.
6. **The extent to which the proposed use will adversely affect the capacity of safety portions of the street network or present parking problems in the vicinity of the property. Whether adequate provision for public services, provides adequate control over vehicular traffic, and furthers the amenities of light and air, recreation, and visual enjoyment.**
Public services in the area are adequate to serve this project and will be extended to the sites as necessary. This proposed project will not adversely affect the street network in the vicinity of the project, however; improvements are necessary to Truman Road. More than adequate parking is provided internal to the complex; no on street parking is allowed on any of the surrounding streets.
7. **The extent to which the proposed use will have a substantially adverse effect on adjacent property and the development or conservation of the neighborhood area.**
Much like the proposed Eastgate business park project at R. D. Mize and the Little Blue Parkway, these sites are isolated with the North site abutting property sought by NorthPoint to be rezoned to I-1 and the South tract abutting the County Trace Park. The West site is encircled by roadways with adjacent properties being the City power plant, and a concrete plant. As such, the mitigation of impact measures relating to traffic, parking, recreation, and related elements should not have a substantial adverse impact on the area.
8. **Whether potential adverse impacts have been mitigated to the maximum practical extent.**
Mitigation efforts have been planned by the developer to reduce impacts to the area. This will be done by restricting access points to the existing street network, providing adequate stormwater management, and extending the existing public utilities throughout the sites.
9. **Whether the Preliminary Development Plan represents such a unique development proposal that it could not have accomplished through use of (non-PUD) conventional zoning regulations.**
When considering this project's mixture of proposed office, commercial, and industrial uses, combined site layouts, and building designs, the use of the 'PUD' designation is the only option.
10. **The sufficiency of the terms and conditions proposed to protect the interest of the public and the residents of the PUD in the case of a plan that proposes development over a period of years.**
While this project will be constructed in multiple phases, the entire development is proposed to be under one ownership.

EXHIBITS

1. Application

2. Applicant Narrative
3. Notification Letter
4. Affidavit_Addresses
5. Aerial Location Plan Sheet
6. Site Plan
7. Landscape Plan
8. Eastgate Design Guidelines
9. Eastgate Cross Dock Elevations
10. Eastgate Rear Load Elevations
11. Comp Plan Map
12. Zoning Map