

PLAN COMMISSION
March 26, 2019
6:00 P.M.

Common Council Chambers 8040 S. 6<sup>TH</sup> Street Oak Creek, WI 53154 (414) 766-7000

Daniel Bukiewicz - Chair
Dawn Carrillo
Chaucey Chandler
Patrick Correll
Chris Guzikowski
City Engineer
Gregory Loreck
Fred Siepert
Christine Hanna
Edward Ciechanowski - ex-officio
Doug Seymour - ex-officio

### The City's Vision

Oak Creek: A dynamic regional leader, connected to our community, driving the future of the south shore.

- 1. Call Meeting to Order
- 2. Roll Call
- 3. Approval of Minutes March 12, 2019
- 4. Significant Common Council Actions
- 5. 6:00 Public Hearing
  - a. Hold a public hearing on a proposed sign appeal for the property at 8989 S. Howell Ave. submitted by Merlin Misialek, Target Corp., that would allow installation of a total of four wall signs. Three signs will be installed on the east elevation of the building and be 196 square feet in area, 37 square feet in area, and 25 square feet in area. One wall sign will be installed on the west elevation of the building and be 144 square feet in area. (Tax Key No. 859-9038-000). Follow this item on Twitter @OakCreekPC#OCPCTargetSigns.

#### New Business

- a. SIGN APPEAL Consider a request for a sign appeal for the property at 8989 S. Howell Ave. submitted by Merlin Misialek, Target Corp., that would allow installation of a total of four wall signs. Three signs will be installed on the east elevation of the building and be 196 square feet in area, 37 square feet in area, and 25 square feet in area. One wall sign will be installed on the west elevation of the building and be 144 square feet in area. (Tax Key No. 859-9038-000). Follow this item on Twitter @OakCreekPC#OCPCTargetSigns.
- PLAN REVIEW Review building plans submitted by Merlin Misialek, Target Corp., for exterior modifications to the existing building at 8989 S. Howell Ave. (Tax Key No. 859-9038-000). Follow this item on Twitter @OakCreekPC#OCPCTarget.
- c. CERTIFIED SURVEY MAP Review a certified survey map submitted by Brad Schmidt, Brad Schmidt Properties, LLC, dividing the property at 9620 S. Shepard Ave. (Tax Key No. 908-9008-000). Follow this item on Twitter @OakCreekPC#OCPCSchmidtCSM.
- d. PLANNED UNIT DEVELOPMENT Review a request submitted by John Thomsen, Highgate, LLC, to establish a Planned Unit Development for the properties at 7705, 7725, 7751, 7781,

7811, 7831, and 7869 S. 13<sup>th</sup> St. (Tax Key Nos. 784-9020-000, 784-9019-000, 784-9003-000, 784-9991-000, 784-9990-001, 784-9001-000, 784-9993-002). Follow this item on Twitter **@OakCreekPC#OCPCHighgatePUD.** 

- e. PLAN REVIEW Review site and related plans submitted by Jerry Erdmann, The Property Advisor, for a parking lot addition on the property at 9911 S. Howell Ave. (Tax Key No. 924-9008-000). Follow this item on Twitter @OakCreekPC#OCPCErdmann.
- f. PLAN REVIEW Review site, building, landscaping, and lighting plans submitted by Dorian Boyland, Boyland Properties Oak Creek, LLC, for a new auto dealership on the properties at 7008 and 7018 S. 27<sup>th</sup> St., and 2500 W. Rawson Ave. (Tax Key Nos. 737-9989-001, 737-9988-001, & 737-9037-001). Follow this item on Twitter @OakCreekPC#OCPCBoyland.
- g. CSM Review a certified survey map submitted by Wispark, dividing the property at 280 W. Oakview Parkway. (Tax Key No.). Follow this item on Twitter @OakCreekPC#OCPCWisparkCSM

Adjournment.
Dated this 22 of March, 2019
Posted 03-22-2019 JF

#### **Public Notice**

Upon reasonable notice, a good faith effort will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aid at no cost to the individual to participate in public meetings. Due to the difficulty in finding interpreters, requests should be made as far in advance as possible preferably a minimum of 48 hours. For additional information or to request this service, contact the Oak Creek City Clerk at 766-7000, by fax at 766-7976, or by writing to the ADA Coordinator at the Oak Creek Health Department, 8040 S. 6th Street, Oak Creek, Wisconsin 53154.

It is possible that members of and possibly a quorum of members of other governmental bodies of the municipality may be in attendance at the above-stated meeting to gather information; no action will be taken by any governmental body at the above-stated meeting other than the governmental body specifically referred to above in this notice

# DRAFT MINUTES OF THE OAK CREEK PLAN COMMISSION MEETING TUESDAY, MARCH 12, 2019

Mayor Bukiewicz called the meeting to order at 6:00 p.m. The following Commissioners were present at roll call: Commissioner Hanna, Commissioner Simmons, Commissioner Carrillo, Alderman Loreck, Alderman Guzikowski, and Commissioner Correll. Commissioner Siepert and Commissioner Chandler were excused. Also present: Planner Kari Papelbon, and Zoning Administrator/Planner Pete Wagner.

#### Minutes of the February 26, 2019 meeting

Alderman Loreck moved to approve the minutes of the February 26, 2019 meeting. Commissioner Hanna seconded. On roll call: all voted aye, except Alderman Guzikowski and Commissioner Correll, who abstained. Motion carried.

CONDITIONS AND RESTRICTIONS
STAR PROPERTIES 2, LLC
6524 AND 6548 S. 13<sup>TH</sup> ST.
TAX KEY NOS. 717-9987-001 AND 717-9986-001

Planner Papelbon provided an overview of the conditions and restrictions for a conditional use permit for a contractor's office/shop/yard with outdoor storage and truck parking. (See staff report for details.)

Commissioner Hanna comments were inaudible due to not speaking into the microphone.

Commissioner Simmons stated that Engineering staff will be reviewing the storm water when the plans become clearer. There is some lack of clarity right now as to how much needs to be paved in the back and what the use will be.

Commissioner Simmons reminded the Commissioners that there is significant floodway in the front of the property on the west side, so they cannot raise the grade or put any new structures in that area.

Mayor Bukiewicz asked Planner Papelbon if the condition that refers to storage of equipment is limited to just trucks and trailers. Planner Papelbon confirmed that it is just for trucks and trailers in designated stalls. Mayor Bukiewicz reiterated this condition so that it is clear what is allowed to be stored. Nicolette Reinhart, 8580 S. Parkland Dr., Franklin, manager of Star Properties, confirmed that it will be truck and/or trailer parking, not boats, RVs and cars.

Alderman Loreck moved that the Plan Commission recommends that the Common Council adopts the Conditions and Restrictions as part of the Conditional Use Permit for a contractor's office/shop/yard with outdoor storage and truck parking on the properties at 6524 and 6548 S. 13<sup>th</sup> St., after a public hearing.

Alderman Guzikowski seconded. On roll call: all voted aye. Motion carried.

FINAL SUBDIVISION PLAT REVIEW GLEN CROSSING ADDITION NO. 2 8459 S. ROSEWOOD LN.

#### TAX KEY NO. 829-0061-000

Planner Papelbon provided an overview of the request for the final subdivision plat review. (See staff report for details.)

Mayor Bukiewicz asked if there would be a temporary cul-de-sac on Rosewood Lane as well as the one on Nighthawk Trail. Planner Papelbon responded that there a note about the temporary cul-de-sac on Lot 72, including a building restriction, and explained that there is room for a cul-de-sac on the southern portion of Lot 61 that would not impact any future building on that lot. It is sort of a flag-shaped lot, so the building pad is actually closer to the north. It looks to be about 42 feet wide at the end of that lot that would allow for a temporary cul-de-sac.

Commissioner Correll moved that the Plan Commission recommends to the Common Council that the Final Plat for Glen Crossing Addition No. 2 submitted by Robert Stack, Glen Crossing LLC, be approved with the following conditions:

- 1. That documentation confirming WE Energies' and Glen Crossing, LLC's agreement for the installation of utilities immediately upon thaw is provided to the Engineering Department prior to Common Council review of the Final Plat.
- 2. That any technical corrections, including, but not limited to spelling errors, minor coordinate geometry corrections, and corrections required for compliance with the Municipal Code and Wisconsin Statutes, are made prior to recording.

Alderman Guzikowski seconded. On roll call: all voted aye. Motion carried.

PLAN REVIEW
OAK CREEK CIVIC CENTER
8040 S. 6<sup>TH</sup> ST.
TAX KEY NO. 813-9064-000

Planner Papelbon provided an overview of the proposed landscape addition to the Oak Creek Civic Center. (See staff report for details.)

Jill Lininger, Oak Creek Library Director, provided background information on the proposed project. The Library and the Library Foundation, along with a group of citizen volunteers, have been working on a plan for the last several months to enhance the south plaza area right outside the south doors (the grassy area next to the Library between the building and the parking lot). When the building was originally designed, there was an initial idea to have a water feature in that area. Due to budget constraints, that was eliminated from the final design; however, at the beginning of 2018, Director Lininger was approached by a group of donors and volunteers who were interested in bringing that back.

Director Lininger stated that the design is through a firm called Aquatica, Wales, Wisconsin. Director Lininger showed a video of what the feature may look like. She went on to describe the waterfall. The highest point of the waterfall will be near the parking lot. It will make its way down and empty into a covered well near the multi-purpose room, and then the water will recycle.

Director Lininger stated that before they started fundraising in earnest, they did take this to the Common Council, who has seen the initial plans. That was back in August. All of the money

that is necessary for the project has been raised through private donations. As long as weather conditions cooperate, they would like to start demolition beginning the first week of April with the water feature going in in the beginning of May, and the project being completed by the beginning of June.

Tom Bauer, who spearheaded the project, added that Aquatica is one of top ten companies nationwide for designing water features, and the City is fortunate to have him in the State of Wisconsin and he loves this project. As long as Aquatica is associated with this, it is going to be the type of quality that you would want to see at the entrance of City Hall.

Commissioner Correll asked how the maintenance and upkeep is being funded. Director Lininger responded that the upkeep will be funded through the Library foundation for the time being. It is about \$500 per year. The employees at Aquatica will start the water feature up in the spring and shut it down in the fall. Over the course of the year,

Mr. Bauer stated that Aquatica is going to train City staff as needed. Part of the reason Aquatica is involved is that this is a very low maintenance type of a pond.

Commissioner Hanna questioned if this is going to be a tripping hazard for small children. Mr. Bauer responded that there is a small 14-inch deep reflecting pond, which is of no danger to children. There is going to be a footpath over the creek similar to those at Boerner Botanical Garden.

Commissioner Simmons stated this is a great use of a currently underutilized space.

Alderman Loreck stated it will be a great addition.

Alderman Guzikowski stated he is happy this project is coming to fruition.

Mayor Bukiewicz concurred with Alderman Guzikowski. He feels this is really going to make the area "pop."

Mayor Bukiewicz asked where they are going to put the pumps. Mr. Bauer responded that the pumps will be in the well.

Mr. Bauer stated that they are hoping to have this in by June 15, depending on the weather.

Alderman Loreck moved that the Plan Commission approves the plans submitted by Jill Lininger, Oak Creek Public Library, for the property at 8040 S. 6<sup>th</sup> St. with the following conditions:

- 1. That all relevant Code requirements remain in effect.
- 2. That all detailed, revised plans are submitted in digital format to the Department of Community Development.

Alderman Guzikowski seconded. On roll call: all voted all. Motion carried.

OFFICIAL MAP AMENDMENT LOT 1 OF CERTIFIED SURVEY MAP 8047 9330 S. SHEPARD AVE. Planner Papelbon provided an overview of the request for an official map amendment. (See staff report for details.)

Commissioner Hanna asked if the old path was used by the students to walk to the school. She inquired if there will be an alternative to this walking path.

Andy Chromy, Chief of Finance and Business Officer for the Oak Creek-Franklin Joint School District, 7630 S. 10<sup>th</sup> St., responded that all students north of the school are in the bus zone. The only students in the walk zone for the school are to the west of S. Shepard Ave., and they cross the Oak Leaf Trail south of the building. The proposed adjustment does not affect any walkers in the walking plan.

Commissioner Simmons stated that it is a good thing that those two dead end roads are interconnected.

Mayor Bukiewicz inquired if the lots directly adjacent to the school property will be deep enough to be developed. Planner Papelbon responded that she believes they would be. There is a significant amount of land there, and there are no dimensions that are listed on the map for where that road is. It is a concern for where that road could be.

Commissioner Correll moved that the Plan Commission recommends to the Common Council that the Official Map for a portion of Lot 1 of Certified Survey Map No. 8047 (mapped, unimproved future right-of-way affecting the property at 9330 S. Shepard Ave.) be amended as illustrated, after a public hearing. Alderman Guzikowski seconded. On roll call: all voted aye. Motion carried.

PLAN REVIEW
OAK CREEK-FRANKLIN JOINT SCHOOL DISTRICT
EAST MIDDLE SCHOOL
9330 S. SHEPARD AVE.
TAX KEY NO. 873-9013-000

Planner Papelbon provided an overview of the plan review for parking areas, athletic fields and interior access for East Middle School. (See staff report for details.)

Asst. Fire Chief Kressuk stated there were just a few small discussions with the applicant regarding fire lanes and coming up with a solution that both sides came up with.

Arden Degner, 8540 S. Pennsylvania Avenue:

"I've been a sidewalk addict all the 60 years I have been in Oak Creek and I am glad to hear the comment of Commissioner Hanna in regard to Safe Route to Schools. You'll notice that this is the Safe Route to Schools that was just approved by the City Council at the last meeting. I have abstracted parts of it that pertain to the school district itself. You see most of the problems in Oak Creek are the fact of the connecting major either arterial streets or adjacent streets. Whereas, these items that are on the Safe Routes were gathered prior to this building program because the building program blueprints were not available to the engineers and architects that were drawing the building. Now I have mentioned here on East Middle School and I notice that there is a conflicted between this Safe Routes and the drawings. Because you notice the Safe Routes for these middle schools ask for a direct walking route. See because the purpose of

safe routes by the government was to provide more walking and bicycling opportunities. Of course, we recognize that in Oak Creek the older we get the snow piles that they can't even see around. It's very dangerous and yet, this is the purpose of this Safe Routes is to provide for a temperate days this kind of access. You'll notice that there's an item D, there's an access to the Oak Leaf Trail to the, must be the eastern part of the school as well as further west and then directly at the entrance to provide access as well as the sidewalk property access. As long as I'm at it, I'll just mention Edgewood School the same way the trail sidewalk to the south. It's interesting how they have come up with the idea that we need access from the school and perhaps there's already existing access. But this is listed as G on that page so that the people or students can access the main road there. I don't know what happens there because there aren't even bicycle lanes provided. But at least this is, a portion of this you see would be school property to provide access. And the rest of it has to be coordinated with the City. That's my job today is to try to coordinate it at the school building and talk to the (inaudible), building manager and he said, 'Oh, that's the school, that's the Council's problem.' Well no it isn't because we have school district property adjoining. So that's my purpose. And then end with the same way item E as well as Deerfield School. That's an interesting situation. The Deerfield where they have, are you aware that the Deerfield attendance area stops at Highway 32 at about, goes on, excuse me the Carrollton School attendance stops at Highway 32 and continues on down, oh we'll say, to, around Oakwood Road. But the finger of everyone, all the students that are living in, used to be Carrollville, way up and east of Highway 32, way up to the plant, the Metropolitan Sewerage plant, that finger of territory is all a part of the Deerfield School District. Now that is why they've mentioned that this trail that we have and I think that it's something that has to be considered. This trail Item H that runs into this early childhood center which in the old days used to be Scatlan School and that it should be available for access for students having to cross this major highway to access. And I recall 40 years ago, there was a student killed trying to walk along Highway 32 to go to Otjen School. And then after that time, they put on some asphalt adjacent to the highway. So that has to be, that's I think, that's an important consideration is this for Deerfield as well as a sidewalk, continuing access south of it to not sure if that's Oakwood, must be Elm Road, so those are my comments and I appreciate your help."

Mayor Bukiewicz explained that the Safe Routes to School was adopted by the City this last week after the study was done City-wide as to the improvements we can make. The [Oak Creek-Franklin Joint] school district is responsible for their property, and the City is responsible for theirs, to try to ensure the safest routes possible to school for walking and biking. This is more geared toward elementary and middle schools.

Commissioner Simmons thanked Mr. Degner for his input and then continued by saying that there are slight improvements that could be made in probably each of the four plans being presented to the Plan Commission this evening to at least account for the Safe Routes to School recommendations on those properties.

Mayor Bukiewicz asked for comments/suggestions/questions specific this this item (Item E – East Middle School).

Commissioner Hanna concurred with the need for sidewalks.

Seeing as there were no other comments, Mayor Bukiewicz called for a motion.

Commissioner Correll moved that the Plan Commission approves the site plans submitted by Andrew Chromy, Oak Creek-Franklin Joint School District, for the property at 9330 S. Shepard Ave. with the following conditions:

- 1. That all relevant Code requirements remain in effect.
- 2. That all stormwater management requirements are submitted for review and approval to the Engineering Department prior to submission of permit applications.
- 3. That all detailed, revised plans are submitted in digital format to the Department of Community Development prior to submission of permit applications.

Alderman Guzikowski seconded. On roll call: all voted aye. Motion carried.

PLAN REVIEW
OAK CREEK-FRANKLIN JOINT SCHOOL DISTRICT
DEERFIELD ELEMENTARY SCHOOL
3871 E. BLUESTEM DR.
TAX KEY NO. 961-9201-000

Planner Papelbon provided an overview of the plan review for modifications to the parking and interior access for Deerfield Elementary School. (See staff report for details.)

Mayor Bukiewicz called Michael Gaynor to the podium as he wished to speak on this item.

Michael Gaynor, 3900 E. Green Meadows Court:

"Oak Creek resident since 1976. I have major concerns with the south side of the building. You don't need to send a surveyor over to see that the driveway pitches into the four backyards on Green Meadows Court. I've only lived there for two years. Just beginning to notice the water patterns, heavy rains, back yards fill up with water. A couple of neighbors having standing water year round. Um, the playground on the northeast side is particularly high, so the water drains from the, all the way from the top of that playground right down into the, right down into our neighborhood. If you stand by the driveway at the back of the building, you can see the slope. It's not even close to level, so I have major concerns that it says that you're going to deal with groundwater. I'm hoping you're thinking something of some kind of storm sewer, something that's going to, that's really going to take the water out of there. There's standing water on the court year round. Two of the houses have standing water almost year round. They're yards are destroyed. We got the rains in January. My sump pump has stopped running three days since January. So all winter long, I've had, as quick as every 12 seconds, when I time it, the water is seeping right through there into our backyards and a major concern. And just an added note, I question the aesthetic value. Right now there's a beautiful little woods between the school and our vards. I'd hate to see a fence and a brick wall there to ruin the aesthetics. It's really a beautiful location. If you've ever come there after school and watch the parent pick-up on Green Meadows, it's an absolute nightmare. It's a two-lane road with somewhere between 50 and 60 cars lined up waiting to pick up their kids, so I hope they're going to take that into consideration when they remodel. And I guess, one other sad note, there is not one crosswalk around that school and it is probably the busiest street in Oak Creek from 7:00 a.m. to 7:50 a.m. every morning. There are several hundred cars come through there. No crossing guard. No crosswalk. No attempt for the kids to cross safely. It's really, really a hazard. Thank you."

Alderman Guzikowski asked Mr. Gaynor if he had brought these issues up to anyone on the School Board previously.

#### Mr. Gaynor:

"I, well there's another speaker, I in my regard to my major concern, I wrote a letter to the City Engineer early in January expressing my concerns. I've written a letter to my Alderman expressing my concerns as well. I was told the plan was for 2020, but not I understand it's for this summer, so I'm glad that I wrote that letter because this would be my second property in Oak Creek where I've had water problems and I felt the City really disappointed me."

Alderman Guzikowski asked if Mr. Gaynor had reached out to the school board or any administration regarding the crosswalks.

Mr. Gaynor:

"There's another Mike Gaynor that's going to come up in a second."

Mike Gaynor, 3880 E. Hazelbranch Lane:

"I do not live with that Mike Gaynor, but we are related and he is my primary child care. He walks my child, both my kids, to school on a regular basis. There is no crosswalk connecting the north end of the district, or of the neighborhood to the school. I brought it up to Jim Marotta (sp?), the school principal. He had said it's a City issue. About three years ago, four years ago, I think I emailed my alderman and I also contacted the Oak Creek Police Department and filled out some form through the website. I was advised by the Police Department that it was a financial issue, that you guys couldn't afford to maintain a crosswalk at that location. So, um, that was kind of the end of that."

Mayor Bukiewicz explained that typically that would go through the Traffic and Safety Committee. Commissioner Simmons asked where the crosswalks are missing. He is aware that there are crosswalks at the intersection of Emerald, the north south road, and Green Meadows.

#### Mr. Gaynor:

"I'm coming from Willow Brook, I'm coming from Willowbrook, so if I come from Hazelbranch. Our neighborhood was set up as a green neighborhood. It has, specifically, easements to ease the movement of children between yards to get to the school. But once you get to the street, you would actually have to walk almost a quarter to a half mile down to find a crosswalk that would cross you to the side where you could actually get to the side of the school. So as of right now, we cross on front of the school, and with the snow and all that you can see the snow removal. My kids have to climb the hill, my dad who just had knee surgery, actually just walks down the middle of the road to the entranceway to get safety into the school district. There's nothing plowed, nothing moved, nothing to move children from one side of the street to the other."

Mayor Bukiewicz asked if Mr. Gaynor was referring to Bluestem.

Mr. Gaynor:

"Yep."

Commissioner Simmons stated that they did approve a project to improve the crosswalks on Bluestem and a few of the other roads adjacent in that neighborhood in the 2019 budget, so that will take place this year.

Arden Degner, 8540 S. Pennsylvania Avenue:

"I have the Safe Routes to School plan that mentions the challenges. 1) lack of adequate school zone signage. 2) Inconsistent AGA facilities. 3) parent pick-up activates, generates, potentially hazardous conditions, and 3) (sic) the configuration of campus parking lot and driveways generate potentially hazardous conditions. So that was covered somewhat in the..."

Mayor Bukiewicz stated that it was identified that school pick-up is a problem there.

Mayor Bukiewicz asked Commissioner Simmons for more information on the drainage on the property.

Commissioner Simmons stated that the conditions now are such that a lot of that parcel does drain off to the south through the backyards of those properties. The plan shows that wall working in conjunction with a proposed bioswale, that water will filter through that bioswale. So that will cleanse the water and slow that water down, which will improve conditions out there. With the bioswale, the water soaks in. It also has an underdrain system that carries it away to the storm sewer rather than just release the water over land.

Alderman Guzikowski asked if that would alleviate the standing water in other areas. Commissioner Simmons responded that it is difficult to say if this is groundwater or if it is surface water. However, by slowing and reducing the surface water, there should be an improvement.

Joan Rickard, 3920 E. Green Meadows Court:

"I live right behind, I live right next to the big Mike Gaynor, and the biggest standing water is right by my house in front of the mailboxes between my neighbor, myself and then my neighbor to the east. It's he, the neighbor to the east, and I'm surprised he's not here, has huge water issues coming down from him, which is coming from the track area, and I'm afraid if you're going to put two more parking spaces down there, he's going to even have more. The water kind of sits over here by him, drains down between the two of us. I have water in the front of our mailboxes so bad. The water is this high. I can't even stand there. I have to take my... I have to get in my car. I've had knee replacements and it freezes there. I'm telling you, you guys are going to be ,paying for new knees soon when I slip and fall again. And you know, it's like, this is, I have called every year about this issue and people have come out. They told the neighbor they would have to pay \$10,000 so that he would have to put it in and connect it into the sewer system himself. And then I have the water draining down from the rest of the community down here. So I have water draining here, then there's water coming, this water, and so it all gathers right there. And then when the snow starts melting in the cul-de-sac and it hasn't been picked up. then that melts and that leans all this way as well. Thank God I don't have it in my back yard like they do because of how my lot is drained, but, you know, all this standing water is, and it's a, it's a, you know mosquito infest too during the summer."

Mayor Bukiewicz stated he is somewhat familiar with the area having been in the neighborhood a couple of times, but was not totally familiar with the grade. He added that hopefully the bioswale will take care of some of it. It is hard to say what is going on with the sewer.

Mike Gaynor, 3900 E. Green Meadows Ct.:

"This would be my concern. I guess I'm not looking for a prospective promise. I would like something definitive. Let's find something that works as long as you're going to do the construction there, let's not, let's not say, 'Hey, this was supposed to work.' I've lived in situations where it was supposed to work and it didn't. And so now, I feel like as a neighbor, I am here early enough in the planning stages that the Planning Department, the Engineering Department can come forward and say, 'This is going to, this is going to work. We're going to drop a sewer in here', not, 'I think the stuff is going to absorb it.' I guess as a tax payer I'm saying, 'Let's get something definitive before you go ahead with the project because hindsight is always 20/20, but things don't get done once the project is done.' They say, "Boy, you know, you know, you're kind of SOL there buddy. Really wish we could have helped you. Now the project's done.' So you have a chance to do it before you start the construction and come up with something that's really going to work."

Mayor Bukiewicz stated that by all means, the City wants this to work, and the Engineering Department is advising the City that the bioswale is going to work. He added that, unfortunately, if he happens to be right where all the water naturally drains where nature takes it, it is going to be a wet area.

#### Mr. Gaynor:

"But that was altered when you put the asphalt in. The School District changed that when you ran the road back there. Then it's no longer natural drainage. That's drainage that they created and that's part of the problem, not only coming out of the hill, but the fact that they ran a road in there that's several hundred feet long that pitches right into our backyards. There was an easy way. You could have graded it and ran the water down the middle and ran it right off the playground. The driest part of the school out there is the part they have set aside for drainage. There's never water there. There's water everywhere else."

Mayor Bukiewicz responded that he cannot speak to the way it was graded, but he will trust Engineering staff to design a solution and improve the area going forward.

Joan Rickard, 3930 E. Green Meadows Ct.:

"I've only lived there for four years, but people before me that lived in Mike's house actually had told me that the drainage was not this, wasn't anything like this until the parking was done, paved on the south end."

Commissioner Simmons reiterated that Engineering staff can look into this. This subdivision was put in with an approved grading plan and the slope is not there to work with. He thinks that is the case here and when individual lots are landscaped, grades changed and a slight change can slow the water down and cause problems. In the spring, Engineering staff can take a good look at those yards and in the meantime, as the storm water plan comes in, it will be reviewed to make sure it is all in compliance with the City's discharge standards.

Commissioner Hanna comments were inaudible due to not speaking into the microphone.

Alderman Loreck moved that the Plan Commission approves the site plans submitted by Andrew Chromy, Oak Creek-Franklin Joint School District, for the Deerfield Elementary School property at 3871 E. Bluestem Dr. with the following conditions:

- 1. That all relevant Code requirements remain in effect.
- 2. That copies of all permits/approvals issued by the Wisconsin Department of Natural Resources are provided to the Department of Community Development and Engineering Department prior to submission of local permit applications.
- 3. That all stormwater management requirements are submitted for review and approval to the Engineering Department prior to submission of permit applications.
- 4. That all detailed, revised plans are submitted in digital format to the Department of Community Development prior to submission of permit applications.

Alderman Guzikowski seconded. On roll call: all voted aye. Motion carried.

PLAN REVIEW
OAK CREEK-FRANKLIN JOINT SCHOOL DISTRICT
EDGEWOOD ELEMENTARY SCHOOL
8545 S. SHEPARD AVE.
TAX KEY NO. 827-9026-001

Planner Papelbon provided an overview of the plan review for an addition to the building and parking lot and interior access modifications. (See staff report for details.)

Commissioner Simmons stated that proposed location of the detention pond is where there is an existing ball field. He asked if the ball field is going to be lost in that. Andy Chromy, Chief of Finance and Business Officer for the Oak Creek-Franklin Joint School District, 7630 S. 10<sup>th</sup> St., responded that the detention pond will take over the ball diamond that is there. Part of the high school plan is a soccer field, so a full size varsity competition soccer field would be to the west of that detention pond. Essentially the three ball fields will be lost in exchange for a varsity soccer field moved to the high school site, and the retention pond for the runoff and water solution on that property. Mr. Chromy added that the improvements they are making to the school sites is for the increased safety for the pickup and drop off of children for parents and buses.

Devin Kack, Plunkett Raysich Architects, 209 S. Water Street, Milwaukee, stated that they are matching the existing brick as best as they can and showed the Commissioners an example. The dimensional block that is below the windows is no longer available, so the precast panel will be cut into the size of a block (8 "x 16") so that the character of that size is in keeping with the size of the block that is below all of those windows. The block below the windows has been painted to further blend in with the existing block.

Mr. Kack stated that basically there is zero insulation in any of those buildings, so this new gym will be the best energy performer on the site, meeting 2015 energy codes, 3 inches of rigid insulation and 4-inch veneer on the outside.

Alderman Loreck moved that the Plan Commission approves the site plans submitted by Andrew Chromy, Oak Creek-Franklin Joint School District, for the property at 8545 S. Shepard Ave. with the following conditions:

- 1. That all relevant Code requirements remain in effect.
- 2. That all stormwater management requirements are submitted for review and approval to the Engineering Department prior to submission of permit applications.
- 3. That all detailed, revised plans are submitted in digital format to the Department of Community Development prior to submission of permit applications.

On roll call: all voted aye. Motion carried.

PLAN REVIEW
OAK CREEK-FRANKLIN JOINT SCHOOL DISTRICT
MEADOWVIEW ELEMENTARY SCHOOL
10420 S. MCGRAW DR.
TAX KEY NO. 957-9996-001

Planner Papelbon provided an overview of the plan review for an addition to the building and parking lot and interior access modifications. (See staff report for details.)

Commissioner Simmons asked if removing the parking adjacent to McGraw Drive was looked into and for some reason that didn't work out in the plans. The traffic backing out onto McGraw Drive is not ideal. Andy Chromy, Chief of Finance and Business Officer for the Oak Creek-Franklin Joint School District, 7630 S. 10<sup>th</sup> St., responded that that was one of the pieces that they didn't necessarily talk about was the parking directly on McGraw. They talked about the circle drive that is located on the front. The changes that were made to the back parking lot are obvious, but they did not specifically address the street parking.

Commissioner Simmons asked if that is designed for staff or parents picking up and dropping off children. Mr. Chromy responded that it is typically staff that parks there.

Commissioner Correll asked how many parking spots they were talking about. Mr. Chromy responded about 30.

Commissioner Simmons stated he would have to look at it closer to determine if it is the school using it or if it is in the public ROW, and that it is just a poor configuration. Mr. Chromy stated that he heard that they parking spots would stay there until a road improvement is done. At that point, those spots would be taken away. This information was given to him by someone on the School District staff, not City personnel.

Commissioner Simmons asked if the school reliant on all of those parking stalls as part of their plan for the needs of the school. Mr. Chromy responded that he does not know at this time, but they are queuing up the back for child pick-up and drop-off, so they have modified the traffic flow there. Ideally, the drop-off and pick-up will be located in the back.

Commissioner Simmons suggested that there may be an opportunity to look into this in the future, and yes, the parking can remain, but have it be parallel parking in line with the flow of traffic. Mayor Bukiewicz added that it looks like the parking is split between the school and the

City property. Planner Papelbon confirmed that it is. It is half and half: partially on the school property and partially on City property.

Mayor Bukiewicz asked Asst. Fire Chief Kressuk if there are any concerns with any of these routes. Asst. Fire Chief Kressuk responded that the first two presentations, the Fire Department was involved in (East Middle School and Deerfield) talking about the fire lanes and how they can make that work with the bus traffic. The second two proposals, the Fire Department was not directly involved in, but both of them are very positive as far as Fire Department access to the site. Edgewood has significant improvements over the current layout and certainly Meadowview does also. As far as the traffic on McGraw in front of Meadowview, the Fire Department concurs that it can be a hazardous circumstance and something that should be explored in the future.

Commissioner Correll moved that the Plan Commission approves the site plans submitted by Andrew Chromy, Oak Creek-Franklin Joint School District, for the property at 10420 S. McGraw Dr. with the following conditions:

- 1. That all relevant Code requirements remain in effect.
- 2. That all stormwater management requirements are submitted for review and approval to the Engineering Department prior to submission of permit applications.
- 3. That all detailed, revised plans are submitted in digital format to the Department of Community Development prior to submission of permit applications.

Alderman Guzikowski seconded. On roll call: all voted aye. Motion carried.

Commissioner Carrillo moved to adjourn the meeting. Commissioner Loreck seconded. On roll call: all voted aye. Motion carried. The meeting was adjourned at 7:32 p.m.

ATTEST:	
	3/19/19
Douglas Seymour, Plan Commission Secretary	Date



### Significant Common Council Actions

ITEM:

DATE: March 26, 2019

4

### Summary of Significant Common Council Action

March 19, 2019

**APPROVED** Ordinance No. 2931, approving a rezone of the property at 3961 E. Oakwood Road from Rs-2, Single Family Residential, to Rs-3, Single Family Residential (4<sup>th</sup> District).

Kari Papelbon, CFM, AICP Planner

Harw Papeloon



Meeting Date: March 26, 2019

Item No. 5a & 6a

### PLAN COMMISSION REPORT

Proposal:	Sign Appeal			
Description:	Request for a variance allowing the applicant install a total of four wall signs. Three signs will be installed on the east elevation One wall sign will be installed on the west elevation of the building.			
Applicant(s):	Target (Merlin Misialek)			
Address(es):	8989 S. Howell Avenue			
Suggested Motion:	Staff does not provide a suggested motion for a sign appeal.			
Owner(s):	Target Corporation			
Tax Key(s):	859-9038-000			
Lot Size(s):	12.6 acres			
Current Zoning District(s):	B-4, Highway Business			
Overlay District(s):	N/A			
Wetlands:	☐ Yes   ☑ No	Floodplain:	☐ Yes	⊠ No
Comprehensive Plan:	Planned Business			

**Background:** The applicant is requesting a variance from the Municipal Code Section 17.0706(a) which states that a wall sign shall not exceed 100 square feet in area for buildings less than 300 feet from the right-of-way and from Section 17.0706(i)(1) which states that retail buildings shall be permitted one wall sign per street frontage

If granted this variance would allow the applicant to install a total of four wall signs. Three signs will be installed on the east elevation of the building and be 196 square feet in area, 37 square feet in area, and 25 square feet in area. One wall sign will be installed on the west elevation of the building and be 144 square feet in area.

Included in your packet are illustrations showing the location, size, and number of signs being proposed. The existing bullseye and channel letter "target" sign will be removed and replaced with a 196 square-foot bullseye on the east elevation. The existing CVS wall sign will remain "as-is". A third wall sign located on the east elevation will be a channel letter sign similar to the CVS wall sign and be 25 square feet in area and located near the entrance of the building. The maximum number of wall signs for this parcel is two, therefore a variance is being requested.

On the west elevation, the applicant is proposing a 144 square-foot (12-foot diameter) bullseye. Since the building is not greater than 100 feet from the public right-of-way, a variance is required.

If the Plan Commission believes a variance is warranted, the Plan Commission can make a motion to grant a sign variance allowing the installation of four wall signs. Three signs will be located on the east elevation of the building and be 196 square feet in area, 37 square feet in area, and 25 square feet in area. One wall sign will be located on the west elevation of the building and be 144 square feet in area.

The Plan Commission in its deliberation of a variance may consider the location of the proposed sign, the height, the size, the appearance, number, and location of other signs in the vicinity of the proposed sign, and any other factor as the Plan Commission deems appropriate. When considering a variance, the Plan Commission must make the final decision on appeals using the following criteria:

- a. There shall be no public harm and there shall be a public benefit.
- b. Variance considerations shall include enhancement of the overall character of a neighborhood or mitigation of unusual site conditions.
- c. The sign will not result in an undue concentration of signage which renders it difficult or confusing to read existing signs.
- d. The effect a proposed sign may have on depreciating property values of a neighborhood.

**Options/Alternatives:** If the variance is not granted, the tenant will be limited to two wall signs and if a sign is located on the west elevation, it will be limited to 100 square feet in area.

Respectfully submitted:

Douglas Seymour, AICP

Director of Community Development

Prepared:

Peter Wagner, AICP

Zoning Administrator/Planner

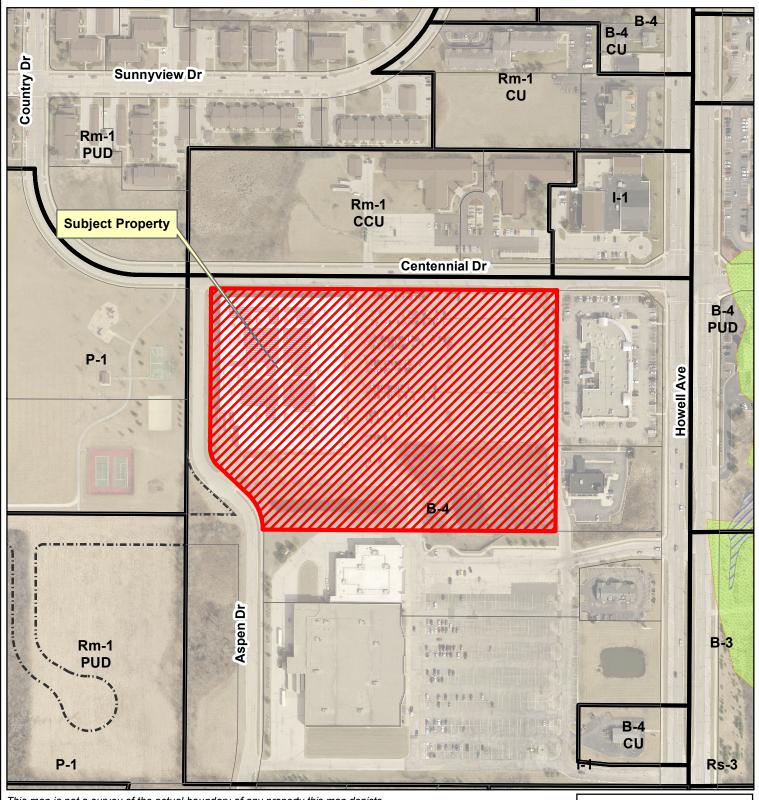
Attachments:

Location Map

Public Hearing Notice

Sign Graphics

# Location Map Howell Ave.



This map is not a survey of the actual boundary of any property this map depicts.



Department of Community Development





#### CITY OF OAK CREEK NOTICE OF PUBLIC HEARING BEFORE THE PLAN COMMISSION

A public hearing for a sign appeal will be held:

Date: Tuesday, March 26, 2019

**Time:** 6:00 p.m.

Place: Oak Creek City Hall

**COMMON COUNCIL CHAMBERS** 

8040 S. 6<sup>th</sup> Street Oak Creek, WI 53154

Appellant: Target (Merlin Misialek)

**Tax Key No.** 859-9038-000

**Property location:** 8989 S. Howell Avenue

**To Request:** A variance from Section 17.0706(a) which states that a wall sign shall not

exceed 100 square feet in area for buildings less than 300 feet from the right-of-way and from Section 17.0706(i)(1) which states that retail buildings

shall be permitted one wall sign per street frontage.

If granted this variance would allow the applicant to install a total of four wall signs. Three signs will be installed on the east elevation of the building and be 196 square feet in area, 37 square feet in area, and 25 square feet in area. One wall sign will be installed on the west elevation of the building and

be 144 square feet in area.

Zoning of Property: B-4 PUD, Highway Business District, Planned Unit Development

All interested persons wishing to be heard are invited to be present.

Dated this 6th Day of March 2019

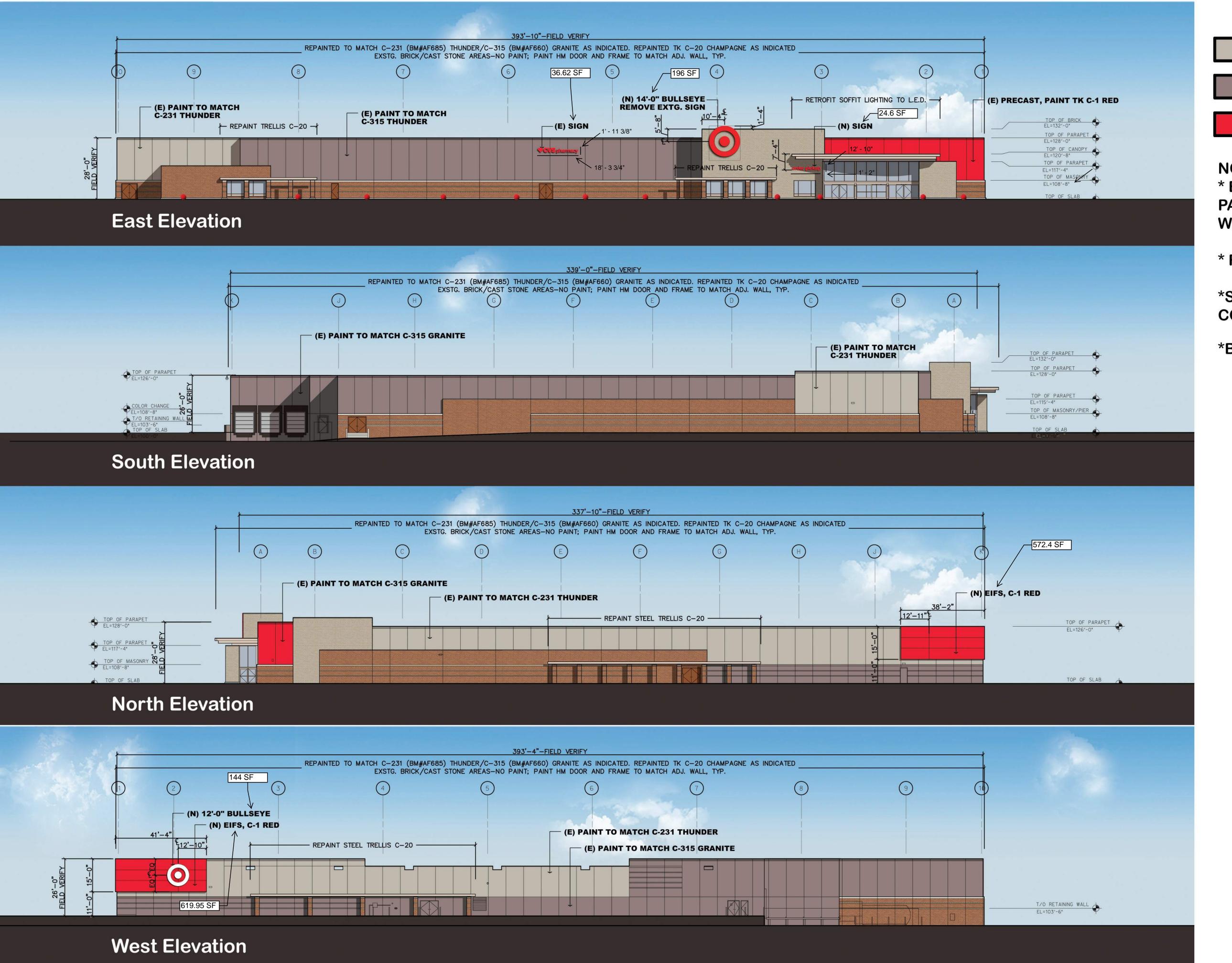
PLAN COMMISSION CITY OF OAK CREEK, WISCONSIN

/s/ Mayor Daniel J. Bukiewicz, Chairman

#### **Public Notice**

PLEASE NOTE: Upon reasonable notice, a good faith effort will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aid at no cost to the individual to participate in public meetings. Due to the difficulty in finding interpreters, requests should be made as far in advance as possible, preferable a minimum of 48 hours. For additional information or to request this service, contact the Oak Creek City Clerk at 414-766-7000, or by writing to the ADA Coordinator at the Health Department, City Hall, and 8040 South 6<sup>th</sup> Street, Oak Creek, Wisconsin 53154.

It is possible that members of and possibly a quorum of members of other governmental bodies of the municipality may be in attendance at the above-stated meeting to gather information; no action will be taken by any governmental body at the above-stated meeting other than the governmental body specifically referred to above in this notice.



C-231 BM #AF685 THUNDER

C-315 BM #AF660 GRANITE

C-1....RED-#TK -6010-1

# NOTE:

\* EXISTING BRICK AND CAST STONE AREAS-NO PAINT; PAINT HM DOOR AND FRAME TO MATCH ADJ. WALL, TYP.

\* RESEAL CAST STONE CAP.

\*STORE EXTERIOR WALLS ARE PRIMARILY PRECAST CONCRETE AND BRICK

\*BEN-2: MODERN, COLOR......SILVER

**Proposed Elevations** 



Meeting Date: March 26, 2019

Item No. 6b

### **PLAN COMMISSION REPORT**

Proposal:	Plan Review – Exterior Building Modifications		
Description:	Building plan review for proposed modifications to the exterior façade of the existing building.		
Applicant(s):	Merlin Misialek, Target Corporation		
Address(es):	8989 S. Howell Ave.		
Suggested Motion:	That the Plan Commission approves the exterior building plans submitted by Merlin Misialek, Target Corporation, for the property at 8989 S. Howell Ave. with the following conditions:		
	1. That all relevant Code requirements remain in effect.		
	2. That all detailed, revised plans are submitted in digital format for review and approval by the Department of Community Development prior to submission of permit applications.		
Owner(s):	Target Corporation		
Tax Key(s):	859-9038-000		
Lot Size(s):	12.6 ac		
Current Zoning District(s):	B-4, Highway Business		
Overlay District(s):	N/A		
Wetlands:	☐ Yes ☐ No Floodplain: ☐ Yes ☐ No		
Comprehensive Plan:	Planned Business		
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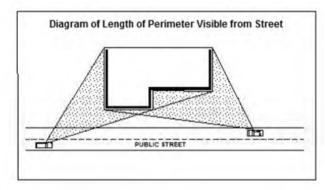
#### Background:

The Applicant is requesting exterior building plan approval for modifications to the existing Target building at 8989 S. Howell Ave. Proposed modifications include painting the existing precast concrete, doors, and

Item No.: 6b

steel trellises; resealing the cast stone cap; and adding EIFS accents to the northwest corner of the building. Plan Commissioners will recall that the PUD affecting this property was amended in January/February of this year to allow for the use of additional exterior building materials. Conditions and Restrictions for the amended PUD are included with this report for reference.

Per Code, EIFS may be allowed "as an accent material comprising no more than 25 percent of the visible perimeter of the building."



As stated in the submitted narrative, the north elevation will include 572.4 square feet of EIFS panel, and the west elevation will include 619.95 square feet of EIFS panel. Since the north elevation is approximately 9,300 square feet, and the west elevation is approximately 10,200 square feet, the EIFS is well below the maximum 25% allowed. Therefore, staff has no objection to the proposed modifications.

**Options/Alternatives:** The Plan Commission has the discretion to approve the plans as presented, approve with specified conditions, or disapprove the proposal. Should the request not be approved, Plan Commissioners must provide the Code Sections upon which the denial is based so that the Applicant may revise and resubmit (if necessary).

Respectfully submitted:

Douglas Seymour, AICP

Director of Community Development

Prepared:

Kari Papelbon, CFM, AICP

Planner

Attachments:

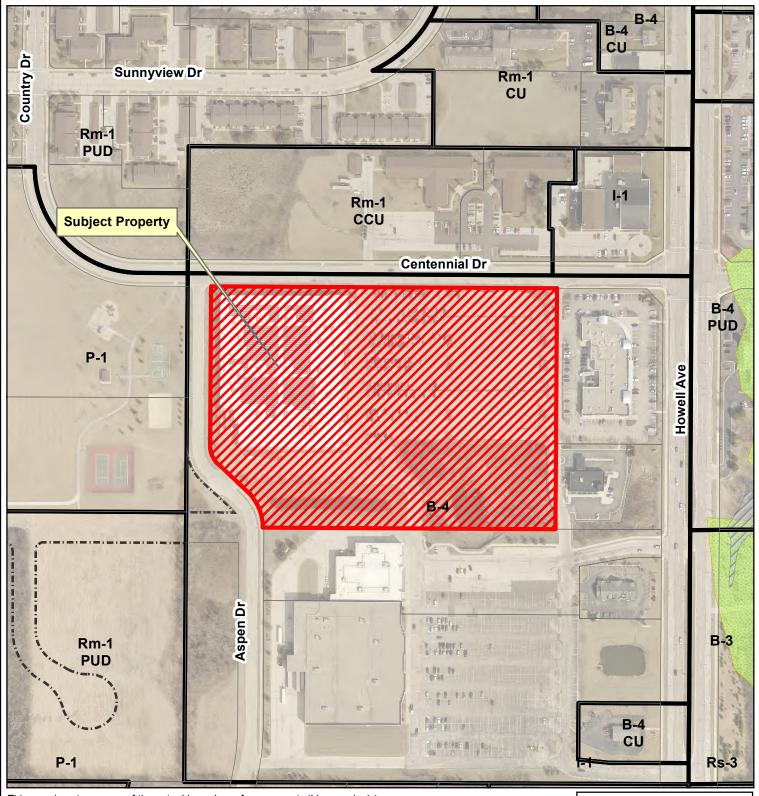
Location Map

Amended PUD Conditions and Restrictions (Ord. 2930)

Description of Proposal (2 pages)

Elevations (2 pages)

# Location Map 8989 S. Howell Ave.



This map is not a survey of the actual boundary of any property this map depicts.







Department of Community Development

#### City of Oak Creek - Amended Planned Unit Development (PUD) **Conditions and Restrictions**

Applicant:

**Target Corporation** 

Property Address(es): 8907, 8995, 8989 S. Howell Ave.

Tax Key Number(s):

859-9042-001, 859-9043-000,

859-9038-000

**Approved by Plan Commission: 1-8-19 Approved by Common Council: 2-5-19** 

(Ord. 2930, Amending Ord. 2276)

### **LEGAL DESCRIPTION**

8907 S. Howell Ave., Tax Key # 859-9042-001

CSM NO 7627 NE 1/4 SEC 20-5-22 PARCEL 1 (2.5704 ACS) EXC PTS CONV TO DOT IN DOC NO 10306978 FOR ST.

8995 S. Howell Ave, Tax Key # 859-9043-000

CSM NO 7627 NE 1/4 SEC 20-5-22 PARCEL 2 (1.4082 ACS).

8989 S. Howell Ave, Tax Key # 859-9038-000

CSM NO 7434 PARCEL 1 NE 1/4 SEC 20-5-22 (12.6002 ACS).

#### REQUIRED PLANS, EASEMENTS, AGREEMENTS AND PUBLIC IMPROVEMENTS

- A. All requirements of the City of Oak Creek Municipal Code, as amended, are in effect.
- All requirements of the Conditions and Restrictions approved as part of Ord. 2276 are in effect except as specifically amended herein.
- C. A General Development Plan (see EXHIBIT "A") for the planned unit development shall be approved by the City of Oak Creek Common Council upon recommendation of the Plan Commission. Any addition or substantive change to a planned unit development subsequent to construction and occupancy shall be considered a new and separate proposal, and shall be required to comply with all of the review and approval requirements of this district, including the requirement for submittal of development plans and the conduct of public hearings. The determination as to what constitutes a substantive change shall be made by the Director of Community Development. Alterations to the individual site design of the commercial outlots are not considered a substantive change.
- D. A precise detailed site plan for each developable parcel within the Planned Unit Development shall be submitted to, and approved by, the Plan Commission prior to the issuance of any building or occupancy permits. This plan shall show and describe the following:

#### 1) General Development Plan

- a) Detailed building locations with setbacks
- b) Square footage of buildings
- c) Areas for future expansion
- d) Area to be paved
- e) Access drives (width and location)
- Sidewalk locations
- g) Parking layout and traffic circulation
  - i) Number of employees
  - ii) Number of spaces
  - iii) Dimensions

#### 2) Landscape Plan

- a) Screening for outdoor storage
- Number, initial size, and types of plantings
- Parking lot screening/berming c)

#### 3) Building Plan

- a) Architectural elevations
- b) Building floor plans
- Materials of construction

#### 4) Lighting Plan

- Types of fixtures
- b) Mounting heights

- iv) Setbacks
- h) Location(s) of loading berths
- i) Location of sanitary sewer (existing & proposed)
- j) Location of water (existing & proposed)
- k) Location of storm sewer (existing & proposed) including detention/retention basins if needed
- I) Location of outdoor storage
- m) Location of wetlands (field verified)
- n) Location, square footage and height of signs

- c) Types of poles
- d) Photometrics of proposed fixtures
- 5) Grading, Drainage and Stormwater Management Plan
  - a) Contours (existing & proposed)
  - b) Location of storm sewer (existing and proposed)
  - Location(s) of stormwater management structures and basins (if required)
- 6) Fire Protection
  - a) Location of existing & proposed fire hydrants
  - b) Interior floor plan
  - c) Materials of construction
- E. All plans for new buildings, additions, or exterior remodeling shall be submitted to the Plan Commission for their review and approval prior to the issuance of a building permit.
- F. For any new buildings or structures and additions, site grading and drainage, stormwater management and erosion control plans shall be submitted to the City Engineer for approval, if required. The City Engineer's approval must be received prior to the issuance of any building permits. The owner/developer shall be responsible for the long-term maintenance of the detention basins and other common areas.
- G. A Development Agreement shall be completed between the owner and the City, if deemed necessary by the City Engineer, so as to ensure the construction or installation of public or other required improvements. All public improvements specified under the development agreement, including those required by the Wisconsin Department of Transportation in their review of the traffic impact analysis, shall be the sole responsibility of the property owner/developer.
- H. Plans and specifications for any necessary public improvements within developed areas (e.g. sanitary sewer, water main, storm sewer, roadway improvements, etc.) shall be subject to approval by the City Engineer.
- I. If required by the City of Oak Creek, public easements for telephone, electric power, sanitary sewer, storm sewer and water main shall be granted. Said easements shall be maintained free and clear of any buildings, structures, trees or accessory outdoor appurtenances. Shrubbery type plantings shall be permitted; provided there is access to each of the aforementioned systems and their appurtenances.
- J. If there are any future land divisions, a plat or certified survey map shall be prepared, submitted for approval and recorded.
- K. All electric, telephone and cable TV service wires or cable shall be installed underground within the boundaries of this property.
- L. For each stage of development, detailed landscaping plans showing location, types and initial plant sizes of all evergreens, deciduous trees and shrubs, and other landscape features such as statuary, art forms, water fountains, retaining walls, etc., shall be submitted to the Plan Commission for approval prior to the issuance of a building permit.
- M. The Landscaping Plan must be reviewed and approved by the City Forester.

#### 3. PARKING AND ACCESS

A. Off street parking for sites within this planned unit development shall be provided based five (5) parking spaces per 1000 square feet of gross floor area.

- B. All parking areas shall be designed in accordance with Section 17.0403(j) of the Municipal Code and the City of Oak Creek Engineering Design Manual.
- C. Other parking arrangements, showing traffic circulation and dimensions, shall be submitted to the Plan Commission for approval.
- D. All off street parking areas shall be landscaped in accordance with Sections 17.1010 of the Municipal Code.
- E. Access easements shall be provided for the benefit of all parcels within this planned unit development.
- F. An access easement shall be provided at a minimum of one location between this planned unit development and the existing commercial development to the south.

#### 4. LIGHTING

All plans for new outdoor lighting shall be reviewed and approved by the Plan Commission or their designee. For each stage of the development, the plan shall show the location of all lights, type of fixture and poles, mounting height and photometrics of the fixture and shall be in accord with Section 17.0808 of the Municipal Code. Wooden light poles may not be used.

#### 5. LANDSCAPING

- A. Parking Lot Screening. Those parking areas for five (5) or more vehicles if adjoining a residential zoning district line or public right-of-way shall be screened from casual view by an earth berm, a solid wall, fence, evergreen planting of equivalent visual density or other effective means approved by the City Plan Commission. Such fence or berm and landscaping together shall be an average of three (3) feet in height between the parking and the street right-of-way and six (6) feet in height between the parking and any adjacent residential property line. All screening materials shall be placed and maintained at a minimum height of three (3) feet. The Plan Commission may require greater screening requirements for parking of large trucks, semi-trailers and large equipment.
  - 1. At least one ornamental deciduous tree, no less than 2.5" caliper, shall be incorporated into the design for every 35 linear feet of public street frontage.
  - 2. At least 25% of the total green space area shall be landscaped utilizing plant materials, other than maintained turf, that contribute to ground coverage.
  - 3. For purposes of determining the number of plants necessary to meet the minimum 25% ground coverage requirement, plant types are categorized by their general size and potential mature at-grade coverage area.

<u>Plant Type</u>	Area of Coverage Provided
Evergreen Tree (>8' Dia.)	75 sq. ft.
Large Shrub (6-8' Dia.)	38 sq. ft.
Medium Shrub (4-6' Dia.)	20 sq. ft.
Small Shrub (2-4' Dia.)	12 sq. ft.
Perennial (4.5" Pot)	6 sq. ft.

<sup>\*</sup> Note shade and ornamental trees are not considered a plant type contributing to "at grade" coverage.

4. To assure a diversity of color, texture and year-round interest, the total number of plant

materials must be comprised of a minimum 25% evergreens, but no more than 70%.

B. Interior Landscape Area. All public off-street parking lots which serve five (5) vehicles or more shall be provided with accessory landscaped areas; which may be landscape is-lands, landscape peninsulas or peripheral plantings totaling not less than five (5) percent of the surfaced area. Landscape islands or peninsulas shall be dispersed throughout the off-street parking area. Landscape islands shall provide a minimum 30-inch clear area for vehicle overhang and snow storage. One shade tree shall be provided within the interior planting area for every 300 square feet of interior landscaping. For parking lots designed for twenty-five (25) parking spaces or more, interior parking lot landscaping shall be provided at the following rates. Each of the individual commercial outlots shall be treated as a separate parking lot for the purposes of determining interior landscape requirements.

# PERCENTAGE OF PARKING LOT TO BE COVERED BY INTERIOR PLANTINGS

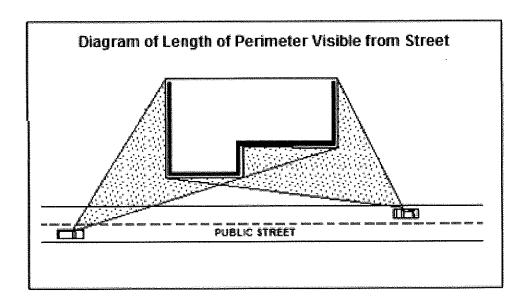
Total paved area of lot	Percent of the total paved area which must be interior planting area
0-49,999 sq. ft.	5%
50,000 sq. ft. or larger	10%

- C. Perimeter Landscape Area. In an effort to prevent adjacent parking lots from becoming one large expanse of paving, perimeter landscaping shall be required. The perimeter strip shall be a minimum 5 feet in width. A minimum of one tree and five shrubs is required for every 35 linear feet of the perimeter of the parking area and located within the perimeter landscape area.
- D. Landscaping Adjacent to Buildings. There shall be landscaped area provided between the edge of pavement and the entrance elevation of the building.
- E. Screening of Trash. Trash receptacles shall not be located within the front or street yard, and shall be screened from casual view by means of screening that is compatible with the main building/structure and landscaping.
- F. Screening of Ground Mounted Mechanical Equipment. Ground mounted mechanical equipment shall not be located within the front or street yard, and shall be screened from casual view by means of screening that is compatible with the main building/structure and landscaping.
- G. Screening of Roof Mounted Mechanical Equipment Roof mounted mechanical equipment shall be screened from casual view.
- H. Retaining Walls. No retaining wall shall exceed four (4) feet in height unless it has been designed and its construction supervised by a Professional Engineer. A retaining wall may be stepped to achieve greater height. Each step of the wall shall be no more than four (4) feet in height and shall be set back a minimum of three (3) feet from the previous step. Acceptable materials for retaining walls are: segmental masonry type, timber, railroad ties, or concrete. If the retaining wall is constructed of concrete, landscaping must accompany the design of the retaining wall.
- I. Berms. Side slopes of berms shall not exceed a gradient of 1-ft. vertical to 3-ft. horizontal unless approved by the City Engineer.
- J. Buffer Yards. No buffer yards shall be required between this development and the lands zoned Park and Institutional as set forth in Section 17.0205 (d) of the Municipal Code.

- K. Submittal Requirements. A Landscape Plan (to scale) must be submitted which includes details of all proposed landscaping, buffering and screening, including the estimated cost of the landscaping. These plans shall be prepared by a landscape professional and show the location and dimensions of all existing and proposed structures, parking, drives, right-of-ways and any other permanent features, and all other information required by the Plan Commission, including but not limited to the following:
  - (1) A plant list and coverage chart showing the location, quantity, size (at time of planting and at maturity), spacing and the scientific and common names of all landscape materials used.
  - (2) The location and type of existing trees over four (4) inches in diameter (measured six (6) inches above the ground) within the area to be developed.
  - (3) The location and percent of slope of all proposed berms using one (1) foot contours.
  - (4) Detailed sections showing elevations of all proposed architectural features, such as walls, lighting or water features.
  - (5) Methods used in staking, mulching, wrapping or any other early tree care used.
  - (6) The Plan Commission shall impose time schedules for the completion of buildings, parking areas, open space utilization, and landscaping. The Plan Commission may require appropriate sureties to guarantee that improvements will be completed on schedule; as well as the approved protection of the identified wetlands and woodlands on the approved plan.
- L. Maintenance. All landscaping installed to implement the approved landscaping plan shall be continuously maintained by the property owner.
- M. As part of the first development phase, landscaping, in accordance with the approved plan, shall be placed within the Howell Avenue and Centennial Drive setback areas for the commercial outlots.

#### 6. ARCHITECTURAL STANDARDS

- A. No building shall be permitted if the design or exterior appearance is of such unorthodox or abnormal character in relation to its surroundings as to be unsightly or offensive to generally accepted taste and community standards.
- B. No building shall be permitted where any exposed facade is not constructed or faced with a finished material which is aesthetically compatible with the other facades of surrounding properties and presents an attractive appearance to the public. Predominant exterior building materials must be of high quality. These include, but are not limited to brick, stone and tinted/textured concrete masonry units (CMU's). Smooth-faced concrete block, EIFS products (such as Dryvit) or pre-fabricated steel panels are not permitted as a primary exterior building material.
- C. The facade of a manufacturing, commercial or office, building shall be finished with an aesthetically pleasing material. A minimum of seventy-five (75) percent of the visible perimeter of the principal building at 8989 S. Howell Ave. (see diagram) shall be finished with an acceptable glass, brick or decorative masonry material. For all other buildings, the total exterior wall surface shall be finished with glass, brick or decorative masonry material.



- D. Material and color samples shall be submitted to the Plan Commission for review and approval.
- E. The Plan Commission has the discretion to adjust this minimum for building additions.
- F. The relative proportion of a building to its neighboring buildings or to other existing buildings shall be maintained or enhanced when new buildings are built or when existing buildings are remodeled or altered.
- G. The visual continuity of roofs of neighboring buildings and their contributing elements (parapet walls, coping, and cornices) shall be maintained wherever possible in building development and redevelopment. A flat roof appearance is not permitted in commercial or office and professional business zoning districts. There must be some type of visible roof form (parapets, overhanging eaves, sloped roofs) incorporated into the design of the building.
- H. Buildings shall be designed in such a manner that long expanses of blank wall are broken up by the use of windows, articulation or modulation of the building footprint and/or changes in building materials and colors. Visible building facades in excess of 100 feet in length must incorporate recesses and projections along the length of the facade. Windows, awnings, and arcades must be an integral part of the facade abutting a public street. This provision applies to building facades abutting S. Howell Avenue, West Centennial Drive and the extension to South Aspen Drive.
- I. Each principal building shall have a clearly defined, highly visible customer entrance with features such as canopies or porticos, arcades, arches, wing walls, and integral planters.
- J. Sides of a building that are visible from adjoining residential properties and/or public streets should contribute to the pleasing scale features of the building by featuring characteristics similar to the front façade of the building.
- K. Each retail or service establishment in excess of 25,000 square feet gross floor area must contribute to the establishment or enhancement of community and public spaces by providing a community amenity on the premises such as a patio/seating area, water feature, clock tower, or pedestrian plaza with benches. Retail establishments in excess of 100,000 square feet gross floor area must provide at least two of these amenities.
- L. Sidewalks shall be provided along all sides of the lot that abut a public street, and a continuous Page 6 of 9

internal pedestrian walkway must be provided from the perimeter public sidewalk to the principal customer entrance. The internal pedestrian walkways must be distinguished from driving surfaces through the use of contrasting materials to enhance pedestrian safety. Examples of acceptable materials include, but are not limited special pavers, bricks, or scored concrete.

- M. Dumpsters and other trash receptacles shall be provided in an appropriate number and location and they shall be fenced and/or screened from view from street rights-of-way and adjacent residential and park uses.
- N. The Plan Commission shall impose time schedules for the completion of buildings, parking areas, open space utilization, and landscaping. The Plan Commission may require appropriate sureties to guarantee that improvements will be completed on schedule.

#### 7. BUILDING AND PARKING SETBACKS

	Front and Street Setback	Rear Setback	Side Setback
Principal Structure	25 ft	25 ft	20 ft
Accessory Structure	25 ft	25 ft	20 ft
Off-street Parking	10 ft.	5 ft.	5 ft.

#### 8. MAINTENANCE AND OPERATION

- A. The number, size, location and screening of appropriate solid waste collection units shall be subject to approval of the Plan Commission as part of the required site plan. Solid waste collection and recycling shall be the responsibility of the owner.
- B. Removal of snow from off-street parking areas, walks and access drives shall be the responsibility of the owners.
- C. There shall be no outdoor storage or display of merchandise permitted as part of this planned unit development.
- D. No 24-hour businesses are permitted to operate within this planned unit development.
- E. There shall be a pedestrian walkway developed between this planned unit development and the existing commercial property to the south.

#### 9. SIGNS

- A. One pole sign shall be permitted as part of this planned unit development. This pole sign may be placed on any of the properties within the PUD provided that a 20-foot setback is maintained from all property lines.
- B. Wall signage on the principal building at 8989 S. Howell Ave. (Target) shall be limited to the following:
  - 1. One (1) primary logo sign not to exceed 200 square feet in area on the east elevation.

- 2. One (1) secondary pharmacy sign (existing) not to exceed 36 square feet in area.
- 3. One (1) primary logo sign not to exceed 144 square feet in area on the west elevation.
- 4. If approved by the Plan Commission through the required Sign Appeal process, one (1) additional secondary sign related to the principal business not to exceed 25 square feet may be allowed on the east elevation.

No wall signage is permitted on the north elevation of the building facing a residential zoning district. All signs shall comply with review requirements in accordance with Sections 17.0706-17.0715.

C. Each of the commercial outlots may have one ground sign. Individual businesses within the planned unit development may also have one wall sign facing Howell Avenue and one wall sign facing the interior parking lot. The details of the signage, including maximum size of the signs, for the outlots shall be approved by the Plan Commission as part of an overall signage plan.

#### 10. PERMITTED USES

- A. All permitted uses in the B-4, Highway Business zoning district.
- B. Usual and customary accessory uses to the above listed permitted uses.

#### 11. TIME OF COMPLIANCE (ORIGINAL)

The operator of the planned unit development shall begin installing or constructing the elements required in these conditions and restrictions for the planned development within twelve (12) months from the date of adoption of the ordinance authorizing the planned unit development. The approval of the General Development Plan shall expire within forty-eight (48) months after commencing construction, if the structure(s) for which an approval has been issued are not substantially completed. The applicant shall re-apply for approval of the General Development Plan prior to recommencing work or construction. The development of the outlots shall not be subject to this limitation.

#### 12. OTHER REGULATIONS

Compliance with all other applicable City, State, DNR and Federal regulations, laws, Code, ordinances, and orders, as amended, not heretofore stated or referenced, is mandatory.

#### 13. VIOLATIONS & PENALTIES

Any violations of the terms of this Planned Unit Development shall be subject to enforcement and the issuance of citations in accordance with Section 1.20 of the City of Oak Creek Code of Ordinances (as amended). If the owner, applicant or operator of the Planned Unit Development is convicted of two or more violations of these conditions and restrictions or any other municipal ordinances within any 12-month period the City shall have the right to revoke this Planned Unit Development, subject to the provisions of paragraph 10 herein. Nothing herein shall preclude the City from commencing an action in Milwaukee County Circuit Court to enforce the terms of this Planned Unit Development or to seek an injunction regarding any violation of this Planned Unit Development or any other City ordinances.

#### 14. REVOCATION

Should an applicant, their heirs, successors or assigns, fail to comply with the conditions and restrictions of the approval issued by the Common Council, the Planned Unit Development approval may be revoked. The process for revoking an approval shall generally follow the procedures for approving a Planned Unit Development as set forth in Section 17.1007 of the Municipal Code (as amended).

#### 15. ACKNOWLEDGEMENT

The approval and execution of these conditions and restrictions shall confirm acceptance of the terms and conditions hereof by the owner, and these conditions and restrictions shall run with the property unless revoked by the City, or terminated by mutual agreement of the City and the owner, and their subsidiaries, related entities, successors and assigns.

2.20.2019

Owner Authorized Representative Signature

MERLIN MISIALEK

(please print name)



February 13, 2019

Kari Papelbon City of Oak Creek 8040 S 6<sup>th</sup> St Oak Creek, WI 53154

Re: Target Store (T1925) Oak Creek, WI – Plan Review and Sign Appeal Applications

Dear Kari,

Kimley-Horn is requesting a Planning Commission review for two applications on behalf of Target Corporation for the Target store located at 8989 S Howell Avenue, Oak Creek, WI 53154. The requested Plan Review application and Sign Appeal application are for both an increase in the number, placement, and area of wall signs allowed on the building and for the addition of EIFS panels to the existing façade.

Currently, there are two signs on the front elevation of the building, comprised of the "bulls-eye" logo and "TARGET" letters at 216 square feet (SF) and a "CVS Pharmacy" sign to the left of the entrance at 36.6 SF. The total area of this existing signage is 252.6 SF.

Target is proposing to refresh the Oak Creek store with signage and façade improvements as part of a national effort to refresh the Target brand to a more contemporary appearance. The proposed signage on the front elevation of the building consists of replacing the existing logo with a 14' diameter "bulls-eye" (196 SF, calculated to the smallest regular polygon), retention the existing 36.6 SF "CVS Pharmacy" sign, and the addition of an "order pickup" sign at 24.6 SF. The total area of the proposed signage for the front elevation is 257.2 SF. The proposed signage on the western side elevation of the building consists of a single 12' diameter "bulls-eye" logo. The total area of this proposed sign (calculated to the smallest regular polygon) is 144 SF.

In addition to these signage changes, Target is also proposing to add EIFS panels at the northwestern corner of the store. On the north elevation, the panel proposed is a total of 572.4 SF. On the west, the panel is 619.95 SF. The total area of EIFS prosed is 1,192.35 SF.

This site is located within a PUD which has been been approved for amendment per the February 7<sup>th</sup>, 2019 Common Council meeting to allow for the placement of signs at the proposed size and location and for the addition of the EIFS panels to the façade.

Per section 17.0706.(a). of the Oak Creek City Code, "wall signs ... shall not exceed 20% of the wall area on which the sign is located, but shall be no more than 100 square feet for buildings less than 300 feet from the right-of-way or 200 square feet for buildings more than 300 feet from the street or interstate right-of-way; shall not exceed ten (10) feet in height" Additionally, in section 17.0706.(i) "...the total number of signs on any one premise shall be limited as follows: (1) Single and two (2) tenant office, retail, or manufacturing buildings shall be permitted one wall sign per tenant per street frontage."



Regarding the use of materials on building exteriors, the code states in section 17.1009.(a).(2). "...materials such as smooth-faced concrete block, EIFS products (such as Dryvit) or pre-fabricated steel panels are not permitted as a primary exterior building material and shall only be allowed as an accent material comprising no more than 25 percent of the visible perimeter of the building."

Kimley-Horn is seeking a Sign Appeal due to the difficulty in properly advertising with such limited signage amounts and area. Though the building faces S Howell Avenue, it is both recessed from the main road and faces other businesses which limit the visibility of advertising restricted to the front of the store. Adding an additional "bulls-eye" sign at the rear improves this store's advertising capabilities, particularly to W Centennial Dr and S Aspen Dr, which are secondary, but still public roads. On both the front and rear, the signage being proposed is comparable to the size of building it is being added to. It provides appropriate advertising for a business that is not only recessed from road frontage, but also visible from three public roads.

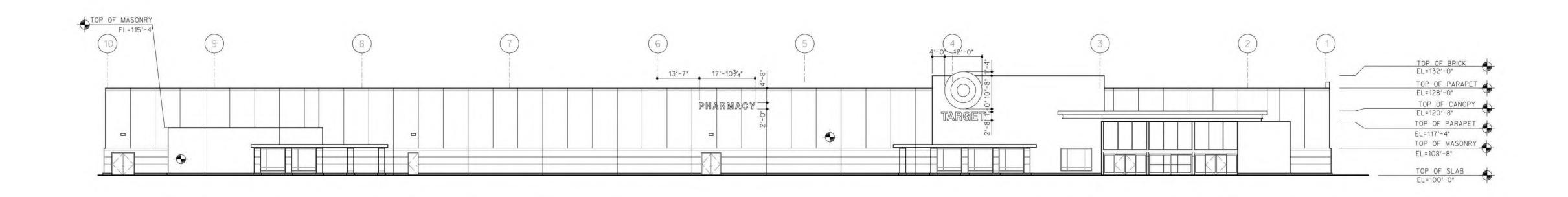
The EIFS panel at the northwest elevation serves to break up the linear nature of the west and rear facades and also provides a visually interesting alternative to painted cast stone on the rest of the building. At 1,192.35 SF, it is well below the city's code which limits the use of EIFS to 25% of the perimiter visible to the road (in this case, the combined perimeter of the east and north elevations). That combined area is 18,148 SF, the proposed EIFS being 6.57% of the allowable area.

The signage and façade proposed is in-line with the overall intent of the existing Target business. The "bulls-eye" logo and "order pickup" letters are being used to refresh the Target brand to have a contemporary and consistent appearance with other Target stores nationwide. The new "order pickup" sign in particular will be added to enhance the omnichannel approach and to help customers identify the entry point for collecting merchandise ordered online. The requested variation will not be injurious to public health, safety, or welfare. The signs coupled with exterior improvements will further continue to enhance the aesthetics of the shopping area, which ultimately benefits the community.

Thank you for your consideration on both the Sign Appeal and Plan Review proposals and we look forward to your decision. If you have any more questions or require any additional information, please feel free to contact me at 612-503-8528 or rebeccah.roberts@kimley-horn.com.

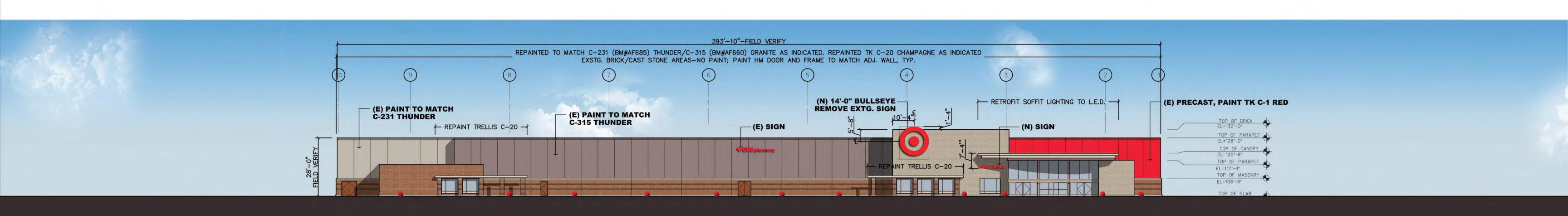
Regards,

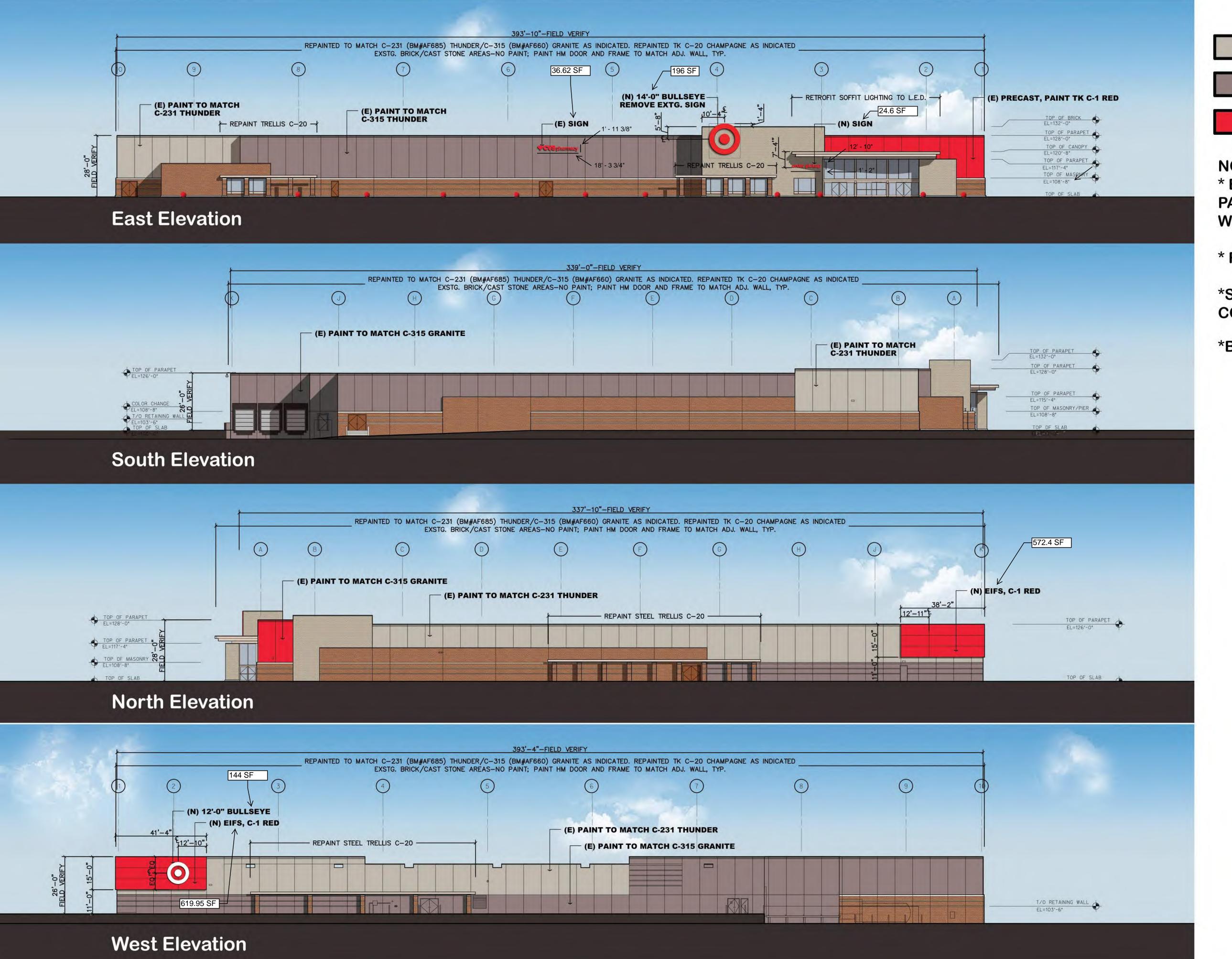
Rebeccah Roberts





**Existing Condition** 





C-231 BM #AF685 THUNDER

C-315 BM #AF660 GRANITE

C-1....RED-#TK -6010-1

# NOTE:

\* EXISTING BRICK AND CAST STONE AREAS-NO PAINT; PAINT HM DOOR AND FRAME TO MATCH ADJ. WALL, TYP.

\* RESEAL CAST STONE CAP.

\*STORE EXTERIOR WALLS ARE PRIMARILY PRECAST CONCRETE AND BRICK

\*BEN-2: MODERN, COLOR......SILVER

**Proposed Elevations** 



Proposal:

Meeting Date: March 26, 2019

Item No. **6c** 

## **PLAN COMMISSION REPORT**

Certified Survey Map

Description:	Review of a Certified Survey Map request to divide the parcel at 9620 S. Shepard Ave.				
Applicant(s):	Brad Schmidt, Brad Schmidt Properties LLC				
Address(es):	9620 S. Shepard Ave.				
Suggested Motion:	That the Plan Commission recommends to the Common Council that the Certified Survey Map submitted by Brad Schmidt, Brad Schmidt Properties LLC, for the property at 9620 S. Shepard Ave. be approved with the following conditions:				
	<ol> <li>That the 30-foot-wide future road reservation along South Wintergreen Drive is removed from the map prior to recording.</li> </ol>				
	2. That all technical corrections, including, but not limited to spelling errors, minor coordinate geometry corrections, and corrections required for compliance with the Municipal Code and Wisconsin Statutes, are made prior to recording.				
Owner(s):	John Filak (Estate)				
Tax Key(s):	908-9008-000				
Lot Size(s):	Lot 1 = 0.35 ac, Lot 2 = 0.35 ac				
Current Zoning District(s):	Rs-3, Single Family Residential				
Overlay District(s):	N/A				
Wetlands:	☐ Yes ☐ No Floodplain: ☐ Yes ☐ No				
Comprehensive Plan:	Planned Residential				
Background:					

The Applicants are requesting approval of a Certified Survey Map (CSM) to divide the property at 9620 S. Shepard Ave. into two (2) conforming single-family residential lots. Each lot will be 0.35 acres post-division,

Meeting Date: March 26, 2019 Item No.: 6c

and Lot 1 will retain the existing dwelling. Utility laterals will need to be installed, and a grading plan submitted, for Lot 2. Additionally, staff has noted that the existing home on Lot 1 experiences drainage issues. It is recommended that a private system to address this issue is installed.

Plan Commissioners will note that the CSM includes a 30-foot-wide road reservation along S. Wintergreen Drive per CSM 1047. This reservation is not the same as a dedication, nor does it appear on the Official Map. After discussion with the Engineering Department, it was determined that this road reservation is no longer needed. Therefore, the CSM may be revised to remove the reservation.

**Options/Alternatives:** The Plan Commission may recommend Common Council approval of the proposed CSM with specified conditions, or that the Common Council not approve of the proposed CSM. Disapproval will likely result in the existing condition of the property to remain as a single, developed lot.

Respectfully submitted:

Douglas Seymour, AICP

Director of Community Development

Prepared:

Kari Papelbon, CFM, AICP

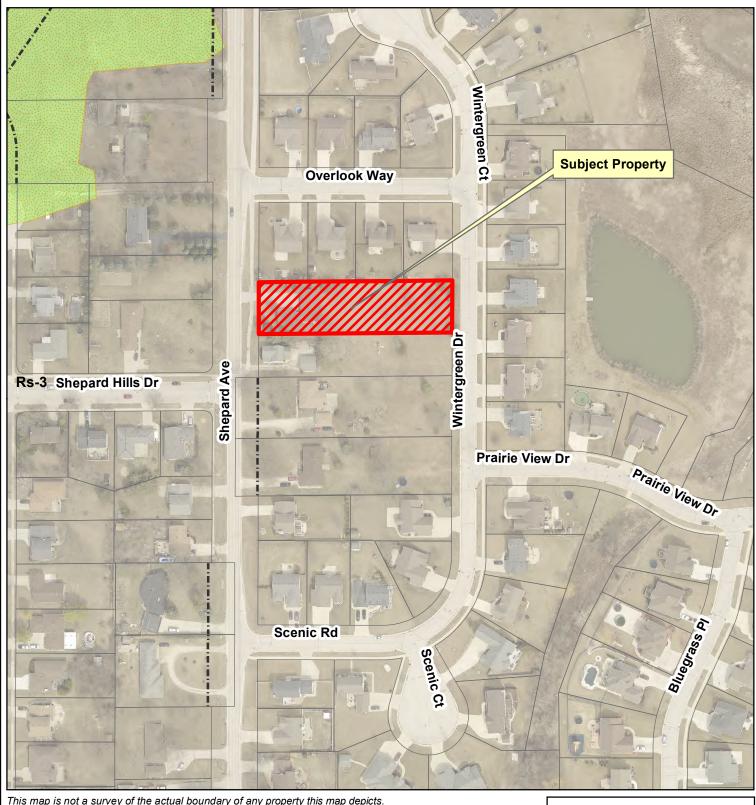
Planner

Attachments:

Location Map

CSM (3 pages)

# Location Map 9620 S. Shepard Ave.



This map is not a survey of the actual boundary of any property this map depicts.





## Legend



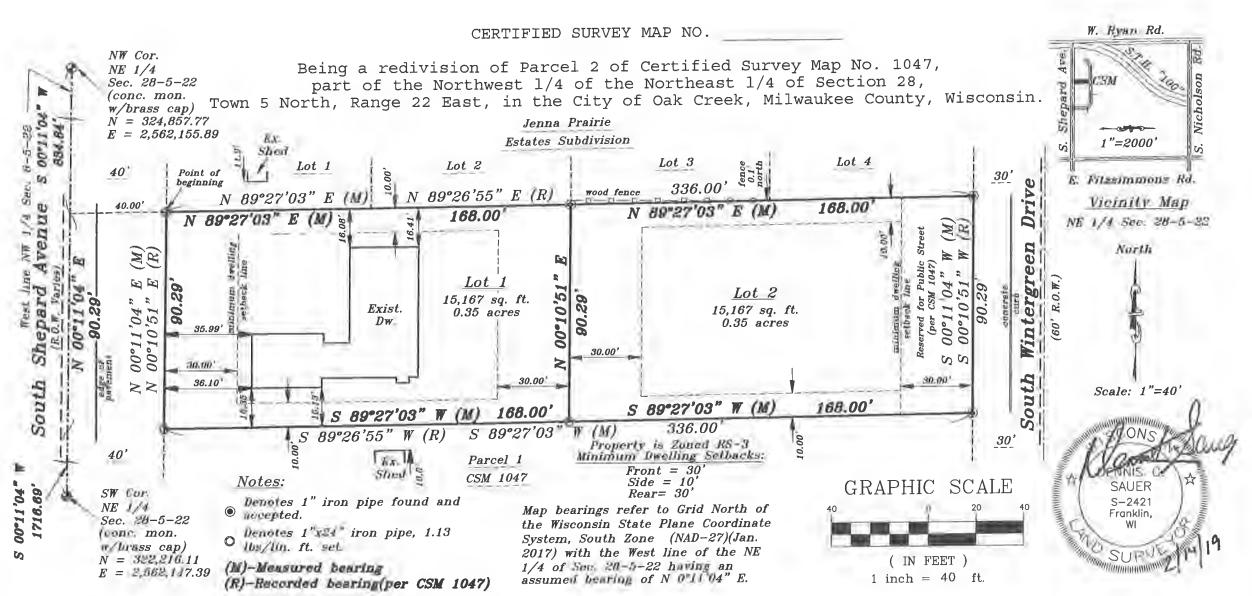
9620 S. Shepard Ave.



**Environmental Corridor** 

Officially Mapped Streets

Department of Community Development



CERTIFIED	SURVEY	MAP	NO.	
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Being a Redivision of Parcel 2 of Certified Survey Map NO. 1047, part of the Northwest 1/4 of the Northeast 1/4 of Section 28, Town 5 North, Range 22 East, in the City of Oak Creek, Milwaukee County, Wisconsin.

## SURVEYOR'S CERTIFICATE

I, Dennis C. Sauer, Professional Land Surveyor, do hereby certify:

That I have surveyed, divided and mapped a redivision of Parcel 2 of Certified Survey Map No. 1047, part of the Northwest 1/4 of the Northeast 1/4 of Section 28, Township 5 North, Range 22 East, in the City of Oak Creek, Milwaukee County, Wisconsin, bounded & described as follows:

Commencing at the Northwest corner of said Northeast 1/4; thence S00°11'04"W along the West line of said Northeast 1/4, 834.84 feet; thence N89°27'03"E, 40.00 feet to a point on the east right-of-way line of South Shepard Avenue and the point of beginning; thence continuing N89°27'03"E, 336.00 feet; thence S00°11'04"W, 90.29 feet; thence S89°27'03"W, 336.00 feet; thence N00°11'04"E, 90.29 feet to the point of beginning.

Said lands containing 30,334 square feet (0.70 acres).

SAUER SAUER

That I have made such survey, land division and map by the direction of Bradley Schmidt, owner of said land.

That such map is a correct representation of all the exterior boundaries of the land surveyed and the land division thereof made.

That I have fully complied with the provisions of Chapter 236.34 of the Wisconsin State Statutes and Chapter 14 of the Municipal Code of the City of Oak Creek in surveying, dividing and mapping the same.

7ebruary 14,2019

Dennis C. Sauer

Professional Land Surveyor S-2421

PREPARED FOR: Bradley Schmidt 810 East Oakwood Road Oak Creek, WI 53154

PREPARED BY: Dennis C Sauer Metropolitan Survey Service, Inc. 9415 W Forest Home Ave, #202 Hales Corners, WI 53130

CERTIFIED SURVEY MAP NO
Being a Redivision of Parcel 2 of Certified Survey Map NO. 1047, part of the Northwest 1/4 of the Northeast 1/4 of Section 28, Town 5 North, Rang 22 East, in the City of Oak Creek, Milwaukee County, Wisconsin.
OWNER'S CERTIFICATE
Bradley Schmidt, as owner, do hereby certify that I have caused the land described on this map to be surveyed, divided, mapped and dedicated a represented on this map in accordance with the provisions of Chapter 236.34 of the Wisconsin State Statutes and Chapter 14 of the Municipal Code of the City of Oak Creek.
WITNESS the hand and seal of said owners this day o
Bradley Schmidt, Owner
STATE OF WISCONSIN) MILWAUKEE COUNTY ) SS
PERSONALLY came before me this day of 20
Notary Public-State of Wisconsin My Commission Expires:
PLAN COMMISSION APPROVAL
APPROVED by the Plan Commission of the City of Oak Creek on this day of, 20
Daniel J Bukiewicz, Chairman City of Oak Creek  Douglas W. Seymour, Corresponding Secretary, City of Oak Creek
COMMON COUNCIL APPROVAL
APPROVED and accepted by the Common Council of the City of Oak Creek of this day of, 20, by Resolution No
Daniel J Bukiewicz, Mayor City of Oak Creek City of Oak Creek

Sheet 3 of 3

THIS INSTRUMENT WAS DRAFTED BY: Dennis C. Sauer, P.L.S. S-2421



Meeting Date: March 26, 2019

Item No. 6d

## **PLAN COMMISSION REPORT**

Background:					
Comprehensive Plan:	Planned Mixed Use				
Wetlands:					
Overlay District(s):	N/A				
Current Zoning District(s):	B-4, Highway Business				
Lot Size(s):	+/- 27 ac (combined)				
Tax Key(s):	784-9020-000, 784-9019-000, 784-9003-000, 784-9991-000, 784-9990-001, 784-9001-000, 784-9993-002				
Owner(s):	Drexel Commercial LP, Highgate LLC				
Suggested Motion:	That the Plan Commission recommends approval of the planned unit development submitted by John Thomsen, Highgate LLC, for the properties at 7705, 7725, 7751, 7781, 7811, 7831, and 7869 S. 13 <sup>th</sup> St. after a public hearing and subject to conditions and restrictions that will be prepared for the Commission's review at their next meeting (April 9, 2019).				
Address(es):	7705, 7725, 7751, 7781, 7811, 7831, and 7869 S. 13 <sup>th</sup> St.				
Applicant(s):	John Thomsen, Highgate LLC				
Description:	Review a request to establish a Planned Unit Development (PUD) on the properties at 7705, 7725, 7751, 7781, 7811, 7831, and 7869 S. 13 <sup>th</sup> St.				
Proposal:	Planned Unit Development - Highgate				

The Applicant is requesting recommendation of approval for a Planned Unit Development over the properties listed above. Plan Commissioners will recall that the properties were included in several CSMs to combine and redivide for a previously-approved hospital facility and a previously-approved financial institution. This PUD anticipates the remaining lands to be divided for future development with commercial, retail, and hospitality uses on approximately 5 parcels.

Meeting Date: March 26, 2019 Item No.: 6d

As depicted on the concept plan, two (2) access points to S. 13<sup>th</sup> St. are proposed: on the north between the stormwater and wetland parcel and a commercial lot, and in the center between the parcel identified as "Adjacent Property Owner" and a commercial lot. No additional vehicular access to S. 13<sup>th</sup> Street or W. Drexel Ave. will be allowed. Internal access drives will connect the development parcels as well as the parcel to the north. Along portions of those internal access drives will be a public recreation trail, providing continuous access from the parcel to the north of the development south to W. Drexel Ave.

Details for the building design and architecture, signage, and site design anticipated for the PUD proposal are included with this report, and will be considered within the Conditions and Restrictions if recommended for approval.

**Options/Alternatives:** The Plan Commission may recommend Common Council approval of the proposed PUD request, or that the Common Council not approve of the proposed request. Disapproval of the PUD may result in the existing conditions of the remaining lands for the foreseeable future, and may affect potential development proposals.

Respectfully submitted:

Douglas Seymour, AICP

Director of Community Development

Prepared:

Kari Papelbon, CFM, AICP

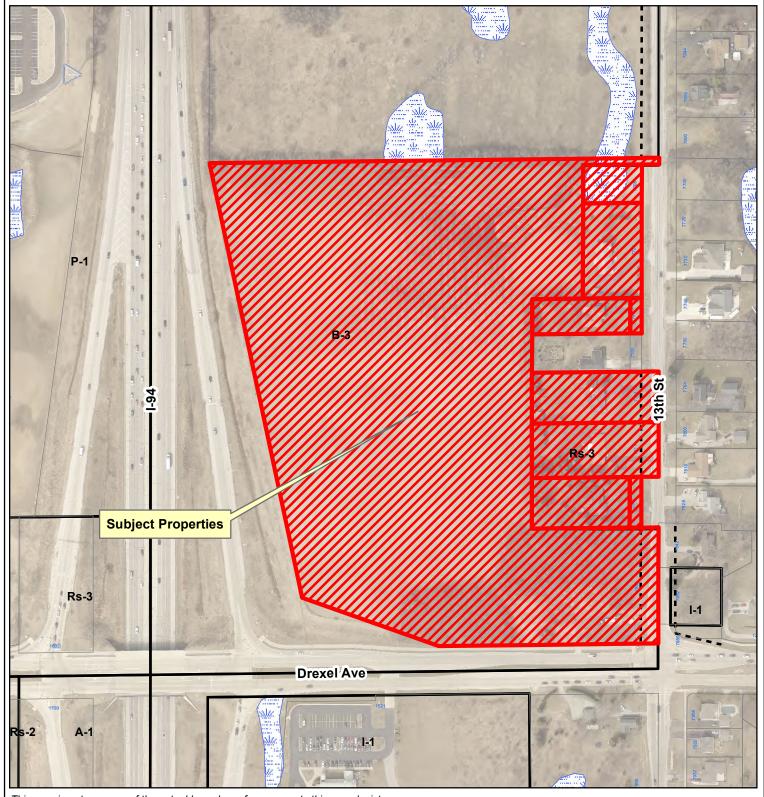
Planner

Attachments:

Location Map

Project Summary and General Development Plan (4 pages)

# Location Map 7869 S. 13th St.



This map is not a survey of the actual boundary of any property this map depicts.





# Legend



7869 S. 13th St.



Officially Mapped Streets



**DNR Wetlands Inventory** 

Department of Community Development



# **Project Summary**

#### Introduction

The following design guidelines have been prepared for the PUD for the overall development of the property comprised of the following existing Tax Keys: 7849993001, 7849020000, 7849019000, 7849003000, 7849001000, 7849991000, 7849990000. A Certified Survey Map delineating the various parcel splits has been approved and will be recorded. The development comprises ±27 acres of unimproved land located at the northwest corner of Drexel Avenue and South 13th Street. Highgate is projected to have primarily commercial, retail and compatible uses with approximately 150,000 square feet of buildings with a forecast market value of approximately \$35 to \$45 million. The guidelines detailed herein provide general recommendations for the PUD.

## **General Development Plan and Zoning**

A General Development Plan (GDP) showing the intended Highgate LLC development boundaries and uses is attached. Eight (8) of the nine (9) parcels of the development are zoned B-4, Highway Business. The ninth parcel, which is intended for use as a neighborhood hospital, was rezoned to I-1, Institutional in 2018. Summit Credit Union, adjacent to the neighborhood hospital along Drexel Avenue, has recently been approved for a Conditional Use Permit (CUP). This PUD application is requesting approval of a PUD overlay for all the subject land, including the neighborhood hospital and credit union parcels. The GDP provides for the infrastructure to accommodate the proposed improvements. The parcel layout is shown purely for hypothetical sizes, but is configured to be able to respond to a variety of medium size buildings as well as the ability to handle a few smaller buildings along 13th Street. The GDP is designed to best position the development for likely transactions that are "in market."

## RECEIVED

FEB 26 2019

Public Improvements CITY OF OAK CREEK

Proposed public improvements include public water and sanitary sewer main extensions to service the parcels throughout the Development. Off-site improvements include modifications to both Drexel Avenue and 13th Street to accommodate the projected traffic generation from the

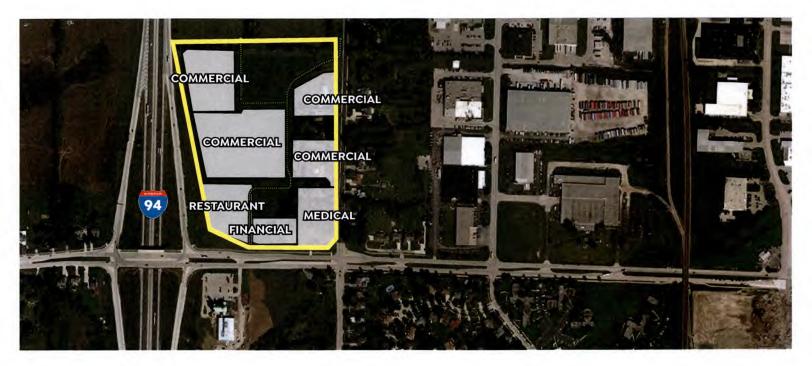
# Development Features

development.

General landscape and lighting requirements are provided on the GDP and shall follow standards established by the Municipal Code. A recreational path will be provided through the development which will provide connectivity to the Oak Leaf Trail along Drexel Avenue. Vehicular access throughout the development will be provided by common roads leading to surface parking lots on each parcel. Shared parking is not contemplated at this time. Parking lot geometry will generally comply with City of Oak Creek requirements. Storm water management will be accomplished by two facilities (one in the south and one in the north). An existing wetland complex is located in the northern portion of the site. The development is not anticipating any wetland fill permitting.

## **General Building Design Guidelines**

General building design guidelines will focus on creating complementary buildings with details and proportions that are scaled to the pedestrian. The intent is to encourage users to provide building and site designs that match the City's overall design character through the use of materials, roof lines, signage, and proportions and to create architectural interest through the creative use of cornices, friezes, pilasters, arcades, piers, brick patterns, lintels, sills, special roof features, special door and window features, mullions, porticos, and medallions.



## **Architectural Style and Character**

No one architectural style is required for the PUD. Architectural style and character should be based upon the suitability of a building for its purposes, legibility of the building's use, the building's proposed massing, proportion, scale, orientation to public spaces and other buildings, use of materials, and other attributes which may significantly represent the character of the proposed development. However, buildings should be compatible with each other and share a common architectural language. This includes incorporating common design elements such as varied roof forms, minimized setbacks, scaling, massing, materials and architectural detailing as discussed herein. It is not the intent of these guidelines to encourage duplication and repetition of existing structures. Rather, these guidelines provide a framework to allow for inventive solutions and distinctive buildings that will not detract from each other.

### **Acceptable Primary Building Materials**

The following is a list of building materials that are acceptable. Primary materials are those that make up at least 70% of the solid (non-window) portion of any elevation.

- Metal panels or metal panel systems are acceptable for the construction of all building types.
- Common size brick is acceptable for the construction of all building types. Special sizes and shapes are acceptable for the construction of all building types.
- Native Stone including limestone, fieldstone or lannon stone is acceptable on any building type.
- Cedar Siding or cement resin siding may be used in combination with brick or other accepted masonry.

## **Acceptable Accent and Secondary Materials**

The following materials are allowable secondary materials. Accents and secondary materials comprise less than 30% of the solid portion of any elevation.

- Precast Concrete and Cast Stone are acceptable when used as accents, lintels, sills or decorations. Other uses shall be considered on a case by case basis.
- Terra Cotta is an acceptable material as cladding or accent.
- Stucco is acceptable as a wall finish material on upper floors and gables
- Wood Shingle Siding is acceptable on upper floors and gable ends or as roofing material
- Ornamental Metals are acceptable as accent materials such as grills, railing, panels, gutters, etc.
- Decorative Concrete Block is acceptable only when used as a secondary building material or accent. It is considered most appropriate as a material found in the base portion of building. The use of standard, plain gray block or glazed block is not acceptable. Other uses will be reviewed on a case by case basis.

### **Material Changes**

Building material changes should always occur at inside corners to give the materials a sense of permanence and thickness. A change at an exterior corner does not provide this sense and additionally, may create an unprotected seam vulnerable to damage and peeling. In most cases, it is recommended that primary facade materials turn corners at exterior corners. Material changes may also occur horizontally. In these cases, heavier material should generally appear below lighter material.

#### **Building Heights**

The height of any structure shall not exceed 50 feet.

### **Roof Forms and Materials**

The following roof forms are allowed:

- 1. Gabled roofs. These roofs should have a minimum 6 inches rise for 12 inches of run.
- Fiat roofs with extended parapets. Parapets are extended walls that give height and shape to the roof line. These are an acceptable roof expression.
- 3. Combination flat and gabled roofs or hip roofs. Flat roofs are acceptable on commercial and larger buildings when done in conjunction with gabled roofs, hip roof dormers, or articulated parapet walls. If a long roof paralleling the street is unavoidable, large gables facing the street should be used to help maintain the rhythm of gables facing the street. The following roof materials are acceptable:
  - Clay Tiles
  - Wood Shingles
  - Slate
  - Asphalt Shingles
  - Standing Seam Metal Roof
  - EPDM, TPO/Ballasted or non-ballasted with a parapet

#### **Large Development Projects**

- New buildings occupying 100 feet or more of street frontage should be designed with recesses and projections, material changes, or other articulation every 30 to 60 feet, to break up large masses and create the appearance of smaller buildings and individual storefronts.
- Scaling features such as a horizontal banding, columns, sills, lintels, and other features should be used to emphasize window openings, changes in color, material, and texture.
- Smaller retail stores that are part of a larger principal building should have display windows and separate outside entrances.
- 4. Flat roofs are acceptable on commercial and larger buildings when done in conjunction with gabled roofs, dormer or articulated parapet walls. If a long roof paralleling the street is unavoidable, large gables or similar treatments facing the street will be required.
- Include sidewalks along the full length of any facade featuring a customer entrance.

## Signage

Building signage should fit with and enhance the character of a building and the overall PUD. Signage for the PUD shall comply with the City of Oak Creek zoning ordinances for a B-4, Highway Business District. The project contemplates the inclusion of three (3) monument signs as depicted in the Proposed Site Plan. Individual signage at each building shall be reviewed separately.

#### **General Site Design Guidelines**

Attention should be focused on the physical arrangement of buildings, walkway, parking lots, lighting, landscaping and other elements on a property. The following site design guidelines are proposed:

- Move parking to the sides and rears of buildings when possible.
- Trash and utility areas should be screened.
- In cases where buildings are set back, dense landscaping or decorative fencing should be used to help define the street edges and to soften the visual impact.

#### **Minimum Building Offset**

No principal building or structure shall be placed closer than 10 feet to a side or 20 feet to a rear lot line.

#### **Minimum Building Setback**

Building set backs shall conform with pertinent zoning ordinances.

## Site and Structure Design Criteria

Parking for this PUD shall comply with relevant sections of the City of Oak Creek Zoning Code as it pertains to the respective use of each parcel. This PUD shall not have cross access easement but not shared parking between the parcels. Landscaping, outdoor lighting, fencing shall comply with City of Oak Creek zoning ordinances.

## **Permitted Uses**

Uses of each commercial parcel shall comply with Section 17.0315 of the City of Oak Creek zoning code for B-4, Highway Business Districts. Lot 2 located at the northwest corner of 13th Street and Drexel Avenue will conform with those approved uses as defined in Section 17.0318 of the City of Oak Creek zoning code for I-1, Institutional Districts.

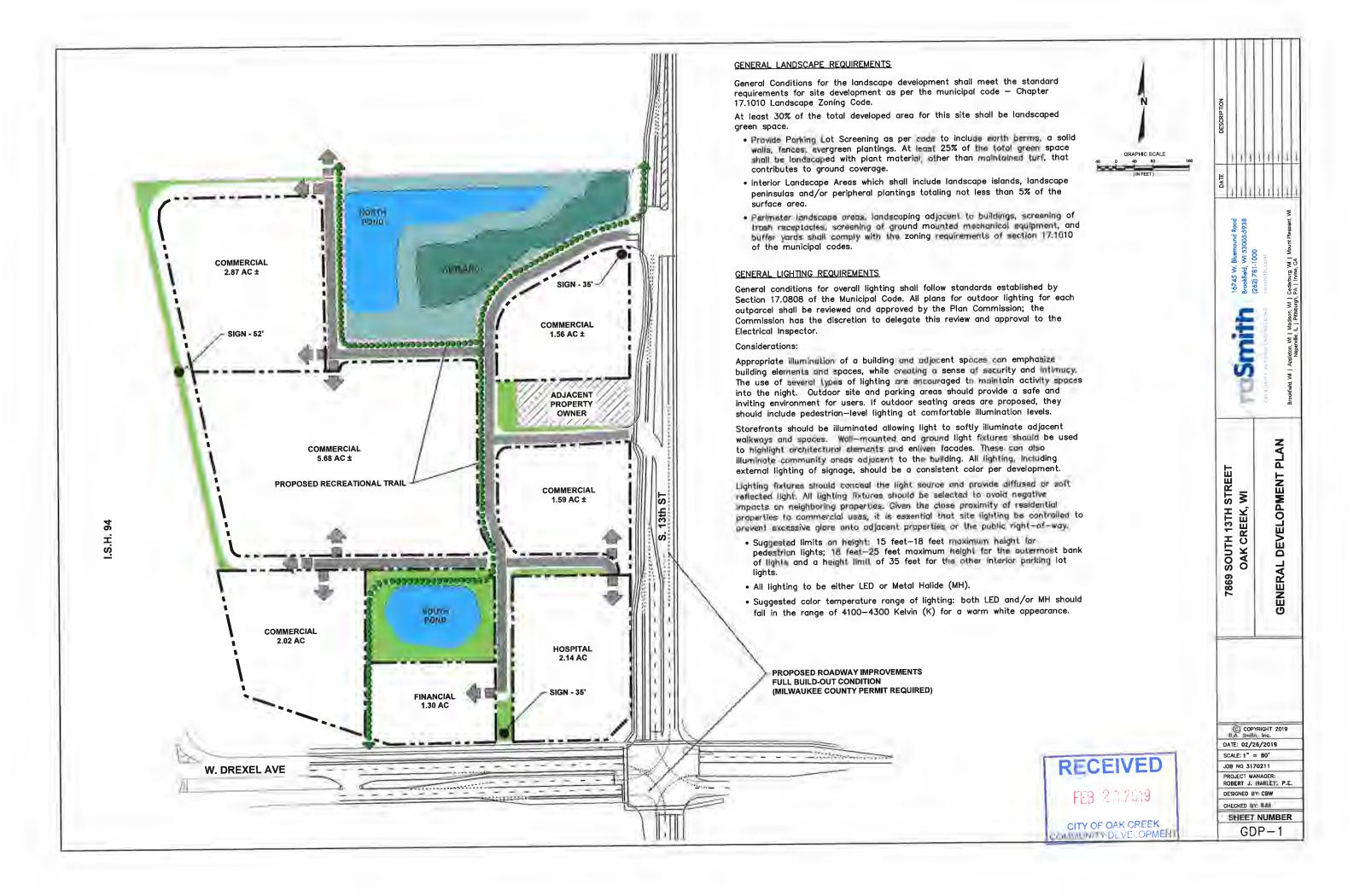
## **Lot Size**

The various lot sizes are predetermined by PUD Site Plan.

## **Building Size/Parking Requirements**

The building size and parking ratios for each individual lot are generally anticipated as follows:

USE	BUILDING SF	PARKING	ACRES
Commercial	±7,000	140	2.02
Financial	±3,500	20	1.30
Medical	±18,500	29	2.14
Commercial	±5,000	50	1.59
Commercial	±5,000	50	1.56
Commercial	±57,600	212	2.87
Commercial	±50,000	300	5.68
. The street of the state of th	±146,600	±675	17.16





Meeting Date: March 26, 2019

Item No. 6e

## **PLAN COMMISSION REPORT**

Proposal:	Plan Review – Parking Lot Addition				
Description:	Site plan review for a proposed addition to the existing parking area.				
Applicant(s):	Jerry Erdmann, The Property Advisor				
Address(es):	9911 S. Howell Ave.				
Suggested Motion:	That the Plan Commission approves the site plans submitted by Jerry Erdmann, The Property Advisor, for the property at 9911 S. Howell Ave. with the following conditions:				
	1. That all relevant Code requirements remain in effect.				
	2. That a landscape plan for the expanded stalls is submitted for review and approval by the Director of Community Development prior to submission of permit applications.				
	3. That an electrical easement for future street lighting along Howell Avenue as previously required is prepared and submitted for approval prior to submission of permit applications.				
	4. That all revised plans (site, building, landscaping, east elevation, etc.) are submitted in digital format for review and approval by the Department of Community Development prior to the submission of permit applications.				
Owner(s):	9911 Howell, LLC				
Tax Key(s):	924-9008-000				
Lot Size(s):	3.192 ac				
Current Zoning District(s):	M-1, Manufacturing				
Overlay District(s):	N/A				
Wetlands:	☐ Yes ☐ No Floodplain: ☐ Yes ☐ No				

Meeting Date: March 26, 2019

Item No.: 6e

Comprehensive

Planned Industrial

Plan:

## Background:

The Applicant is requesting site plan approval for a proposed 7,894 square-foot asphalt addition to the existing parking lot on the property at 9911 S. Howell Ave. The expansion will provide an additional 29 parking stalls on the west side of the existing building for employees. No additional employees are anticipated. Rather, the request for a parking lot expansion is due to an easement dispute with the adjacent landowner that affects shared parking on the parcel to the west.

Setbacks appear to be met with the proposal. No landscape plans have been submitted and will be required for the expanded parking area. Previous approvals for the site required an electrical easement along Howell Avenue for future street lights. As of writing this report, no such easement has been created. Staff has included a condition of approval for this easement for Plan Commission consideration.

Options/Alternatives: The Plan Commission has the discretion to approve the plans as presented, approve with specified conditions, or disapprove the proposal. Should the request not be approved, Plan Commissioners must provide the Code Sections upon which the denial is based so that the Applicant may revise and resubmit (if necessary).

Respectfully submitted:

Douglas Seymour, AICP

Director of Community Development

Prepared:

Kari Papelbon, CFM, AICP

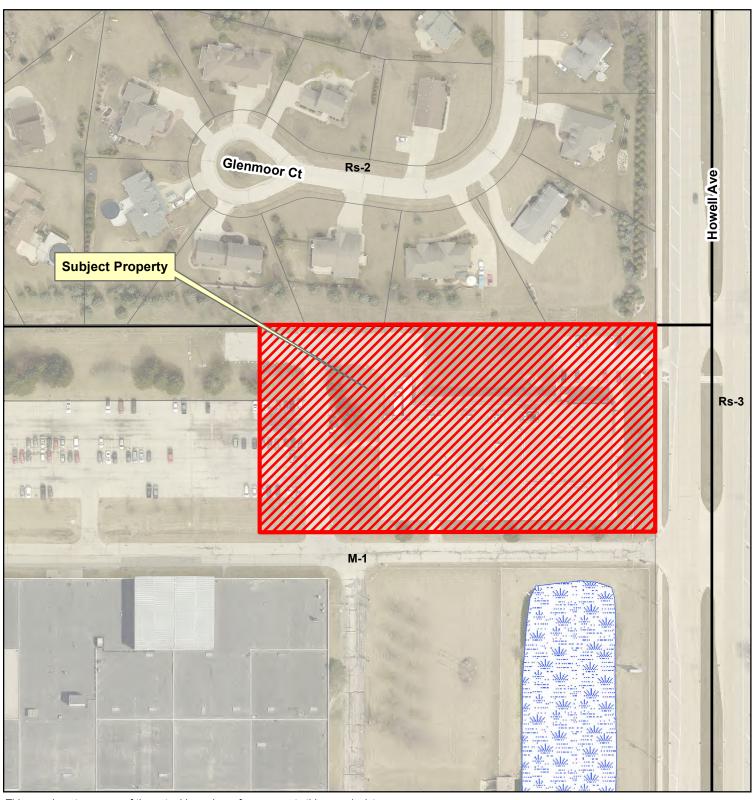
Planner

Attachments:

Location Map

Alta Survey / Proposal (1 page)

# Location Map 9911 S. Howell Ave.



This map is not a survey of the actual boundary of any property this map depicts.





## Legend



9911 S. Howell Ave.



Officially Mapped Streets



**DNR Wetlands Inventory** 

Department of Community Development

Parcel A: Parcel 1 of Certified Survey Map No. 6169, recorded on November 24, 1995 as Document No. 7154789, being a redivision of Parcel 2 of Certified Survey Map No. 5002, recorded on August 28, 1987, as Document No. 6100395, being in the Northeast 1/4 and the Northwest 1/4 of the Southwest 1/4 and the Northeast 1/4 of the Southwest /14 of Section 29, Town 5 North, Range 22 East, in the City of Oak Creek, County of Milwaukee, State of Wisconsin.

Parcel B: A non-exclusive Easement for the benefit of Parcel A above as set forth in Declaration of Easements recorded as Document No. 7154790 and as amended by Amendment to Declaration of Easement recorded as Document No. 10311778.

## **ZONING REPORT**

RE: Zoning Request Letter 9911 S. Howell Avenue

Tax Key No. 924-9008-000
This letter is in response to your request for a zoning letter for the aforementioned address.

1. The current zoning classification for the subject property is: M-1, Manufacturing District.

2. Setbacks for the M-1 District:

Zoning Administrator/Planner

- a. 40-foot front setback from the public right-of-way
- b. 20-foot side setback unless abutting a railroad right-of-way or storm water drainage channel which reduces the side setback to 15 feet. c. 20-foot rear setback unless abutting a railroad right-of-way or storm water drainage channel which reduces the rear setback to 10 feet.
- d. No building within 100 feet of a residential district boundary.

not exist. A site inspection was not conducted for this review.

- 3. The land conforms to all applicable zoning ordinances, including but not limited to those ordinances limiting the use of the real estate.4. If the building were to be destroyed, it would be able to be rebuilt.
- 5. A review of the file shows no open permits or outstanding code violations. However, this does not mean that other code violations do
- It is understood that the lender, owner and Title Company will rely on this certification in connection with the purchase, financing or construction of improvements upon the real estate.

construction of improvements upon the real estate.

If you have questions regarding this information, please contact me at 414-766-7026 or at pwagner@oakcreekwi.org
Sincerely,
Peter Wagner, AICP

# EXCEPTIONS:

PER COMMITMENT NO: F-354960

11. Easement in favor of The Milwaukee Electric Railway and Light Company filed of record December 4, 1925 as Document No. 1397860. (NOT GRAPHICALLY REPRODUCIBLE.)

12. Easement in favor of The Milwaukee Electric Railway and Light Company filed of record December 4, 1925 as Document No. 1397861. (NOT GRAPHICALLY REPRODUCIBLE.)

13. Easement in favor of Wisconsin Electric Power Company filed of record June 9, 1954 as Document No. 3301310. (SHOWN.)

14. Easement in favor of Wisconsin Electric Power Company and Wisconsin Telephone Company filed of record February 25, 1970 as Document No. 4512799. (SHOWN.)

15. Easement in favor of Wisconsin Electric Power Company filed of record March 8, 1974 as Document No. 4825477.(SHOWN.)

16. Development Agreement by and between Allen—Bradley Company, Incorporated and the City of Oak Creek, Wisconsin municipal corporation recorded September 28, 1979 as Document No. 5351991. (NOT GRAPHICALLY REPRODUCIBLE.)

17. Easement in favor of Wisconsin Electric Power Company filed of record April 8, 1981 as Document No. 5466907. (SHOWN.)

18. Development Agreement by and between Allen-Bradley Company, Incorporated and the City of Oak Creek, Wisconsin municipal corporation recorded August 27, 1987 as Document No. 6099636. (NOT GRAPHICALLY REPRODUCIBLE.)

19. Declaration of Restriction recorded September 1, 1997, as Document No. 6101269. (NOT GRAPHICALLY REPRODUCIBLE.)

20. Terms, Conditions and Provisions in relation to, including but limited to the maintenance of the easement described as Parcel B of the subject premises as set forth in Declaration of Easements recorded November 24, 1995 as Document No. 7154790 and as amended by Amendment to Declaration of Easement recorded November 11, 2013 as Document No. 10311778. (SHOWN.)

21. Easement as set forth on Transportation Project Plat recorded March 6, 2013 as Document No. 10223179. (SHOWN.)

22. Ingress/Egress, Parking and Turnabout Easement Agreement dated February 27, 2014 by and between Howell Avenue Oak Creek LLC and F.M. Management Company Limited Partnership, recorded on February 28, 2014 as Document No. 10339262. (SHOWN.)

25. Distribution Easement Underground in favor of Wisconsin Electric Power Company filed of record October 14, 2014 as Document No. 10403424. (SHOWN.)

# SURVEYOR:

KEITH A. KINDRED, PLS S-2082 SEH, INC. 501 MAPLE AVE. DELAFIELD, WI 53018 (414) 949-8919 KKINDRED@SEHINC.COM

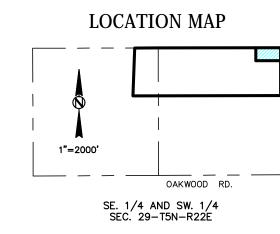
(262) 719 - 4635

SURVEY FOR:

JERRY ERDMANN

970 S. SILVER LAKE ST.

OCONOMOWOC, WI, 53066



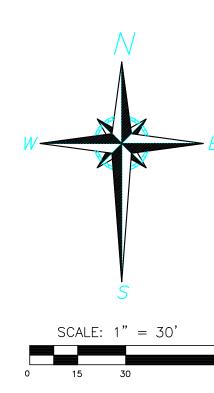
## LEGEND

● - 11/16" REBAR SET AT ALL OTHER LOT & OUTLOT CORNERS, WT. = 1.13 LBS./LIN. FT.

- CONCRETE MONUMENT W/ BRASS CAP FOUND

● - 1" IRON PIPE FOUND (UNLESS OTHERWISE STATED)

\_\_\_\_ STORM INLET



## GENERAL NOTES

1. EASEMENT LOCATIONS BASED ON INFORMATION FURNISHED BY FIDELITY NATIONAL TITLE INSURANCE COMPANY, INC., TITLE POLICY NO. F-354960, DATED MAY 21, 2018.

2. THE SURVEYOR TAKES NO RESPONSIBILITY FOR ANY UNDERGROUND STRUCTURES OR BURIED MATERIALS SUCH AS FOUNDATIONS, WELLS, SEPTIC, HOLDING TANKS, UTILITIES, HAZARDOUS MATERIALS, OR ANY OTHER ITEMS OF WHICH NO EVIDENCE CAN BE FOUND ON THE SURFACE BY A VISUAL INSPECTION. THE SURVEYOR WILL NOT ENTER ANY BUILDINGS ON OR OFF SITE.

3. SITE FALLS WITHIN ZONE X, AREAS OF MINIMAL FLOODING PER FLOOD INSURANCE RATE MAP, COMMUNITY PANEL NUMBER 55079C0231E, DATED 9/26/2008.

4. THE MISSING LOT CORNER MONUMENTS WERE NOT RESET AT THIS TIME PER THE CLIENT'S REQUEST. SIGNED LOT MONUMENT PLACEMENT WAIVER ON FILE IN ACCORDANCE WITH AE 7.01(2) OF WISCONSIN ADMINISTRATIVE CODE.

5. UNDERGROUND UTILITY LOCATIONS MARKED BY DIGGER'S HOTLINE PER TICKET #20182715984, DATED 7/16/2018. SURVEYOR TAKES NO RESPONSIBILITY FOR UTILITIES NOT MARKED IN FIELD BY DIGGERS HOTLINE.

6. THERE IS NO RECENT EVIDENCE OF RECENT EARTH MOVING WORK, BUILDING CONSTRUCTION, OR BUILDING ADDITIONS OBSERVED IN THE PROCESS OF CONDUCTING THE

To: Alesana Investements, LLC and or Assigns
Howell Avenue Oak Creek LLC, a Wisconsin limited liability company
Fidelity National Title Insurance Company
9911 Howell, LLC
Tri-City National Bank, their successors and/or assigns

This is to certify that this map or plat and the survey on which it is based were made in accordance with the 2016 Minimum Standard Detail Requirements for ALTA/NSPS Land Title Surveys, jointly established and adopted by ALTA and NSPS, and includes Items 1, 2, 3, 4, 7(a), 7(b)(1), 8, 9, 11, 13, 14, 16, 17 and 19 of Table A thereof. The field work was completed on 7/16/2018.

DATED THIS 19TH DAY OF JULY, 2018. REVISED THIS 23RD DAY OF JULY, 2018.

KEITH A. KINDRED, PLS S-2082

PROJECT NO. 1471
ISSUE DATE 7/19
DRAWN BY: DW
DESIGNED BY: ---

PHONE: 414.949.896 501 MAPLE AVENUE DELAFIELD, WI 53018 www.sehinc.com

ALTA/NSPS LAND TITLE SURVEY
PARCEL 1 OF CERTIFIED SURVEY MAP NO. 6169, BEING A
PART OF THE NE. 1/4 AND NW. 1/4 OF THE SE. 1/4 AND
THE NE. 1/4 OF THE SW. 1/4 OF SECTION 29, T.5N., R.22E.
CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.

SHEET

1



Proposal:

Meeting Date: March 26, 2019

Item No. 6f

**PLAN COMMISSION REPORT** 

Description:	Site, building, and landscape plan review for modifications to the previously-approved building and parking areas.				
Applicant(s):	Brent Wampler, Custom Facilities				
Address(es):	702	20 S. 27 <sup>th</sup> St. (forme	rly 7008 & 7018 S. 27 <sup>th</sup> St. ar	nd 2500 W. Rawson Ave.)	
Suggested Motion:	That the Plan Commission approves the site plans submitted by Brent Wampler, Custom Facilities, for the property at 7020 S. 27 <sup>th</sup> St. with the following conditions:				
	1.	That all conditions	s of approval from the April 2	24, 2018 review remain effective.	
	2.	That all relevant C	Code requirements remain in	effect.	
	3.	submitted in digi	•	caping, east elevation, etc.) are approval by the Department o sion of permit applications.	
Owner(s):	Воу	/land Properties Oal	k Creek, LLC		
Tax Key(s):	TBD (Lot 1 of CSM 9040)				
Lot Size(s):	7.789 ac				
Current Zoning District(s):	B-4, Highway Business				
Overlay District(s):	CU		27th Street Overlay	RRO, Regional Retail	
Wetlands:	$\boxtimes$ \	Yes 🗌 No	Floodplain:	☐ Yes   ⊠ No	
Comprehensive Plan:	Planned Business, Two Family/Townhouse Residential				
Background:					

The Applicant is requesting site and landscaping plan approval for modifications to the previously-approved

Plan Review - Automobile Sales & Service Facility Modifications

Meeting Date: March 26, 2019 Item No.: 6f

site plans for the property at 7020 S. 27<sup>th</sup> St. Plan Commissioners will recall that the original plans included a parking lot on the southern portion of the property for customers and display of vehicles for sale. The proposal is to reserve this parking area for future construction, which would reduce the initial number of parking stalls for both employees and display vehicles from 326 to 202. Postponement of the construction of the additional parking stalls will not affect the overall operations for the facility. Landscaping plans accommodating this reconfiguration have been submitted, along with updated lighting plans.

Finally, the Applicant is proposing one minor modification to the previously-approved building. Plan Commissioners will recall that a private car wash bay was included on the east side of the building in the original plans. The bay has been moved interior to the building, so the east elevation will no longer have the "bump-out." Removal of this feature will not affect the approved building materials for this elevation, nor the overall operations for the facility.

**Options/Alternatives:** The Plan Commission has the discretion to approve the plans as presented, approve with specified conditions, or disapprove the proposal. Should the request not be approved, Plan Commissioners must provide the Code Sections upon which the denial is based so that the Applicant may revise and resubmit (if necessary).

Respectfully submitted:

Douglas Seymour, AICP

Director of Community Development

Prepared:

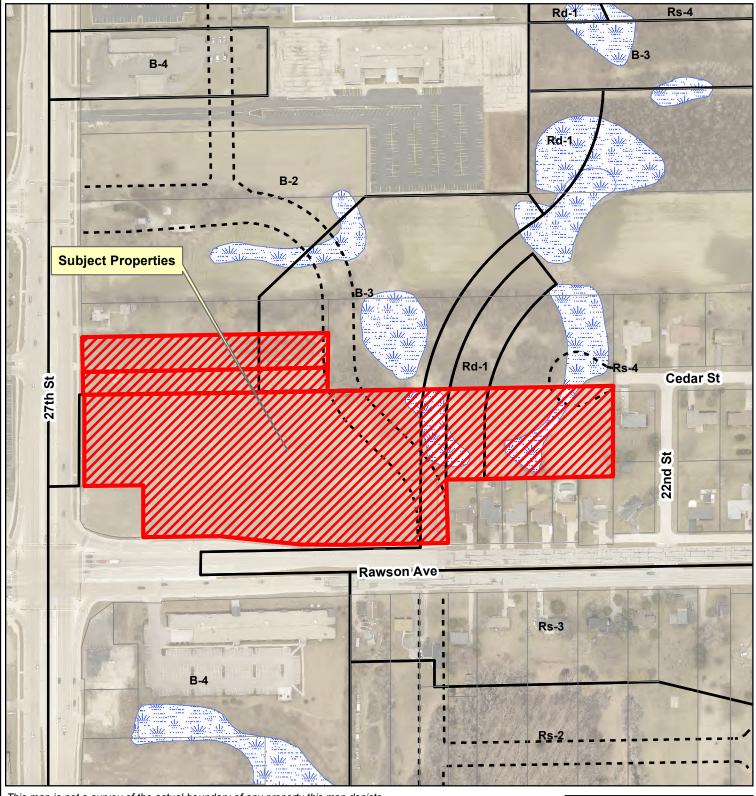
Kari Papelbon, CFM, AICP

Planner

#### Attachments:

Location Map
Approved Site Plan Sheet C300
Plans (6 pages)

# Location Map 7008-7018 S. 27th St.



This map is not a survey of the actual boundary of any property this map depicts.





## Legend



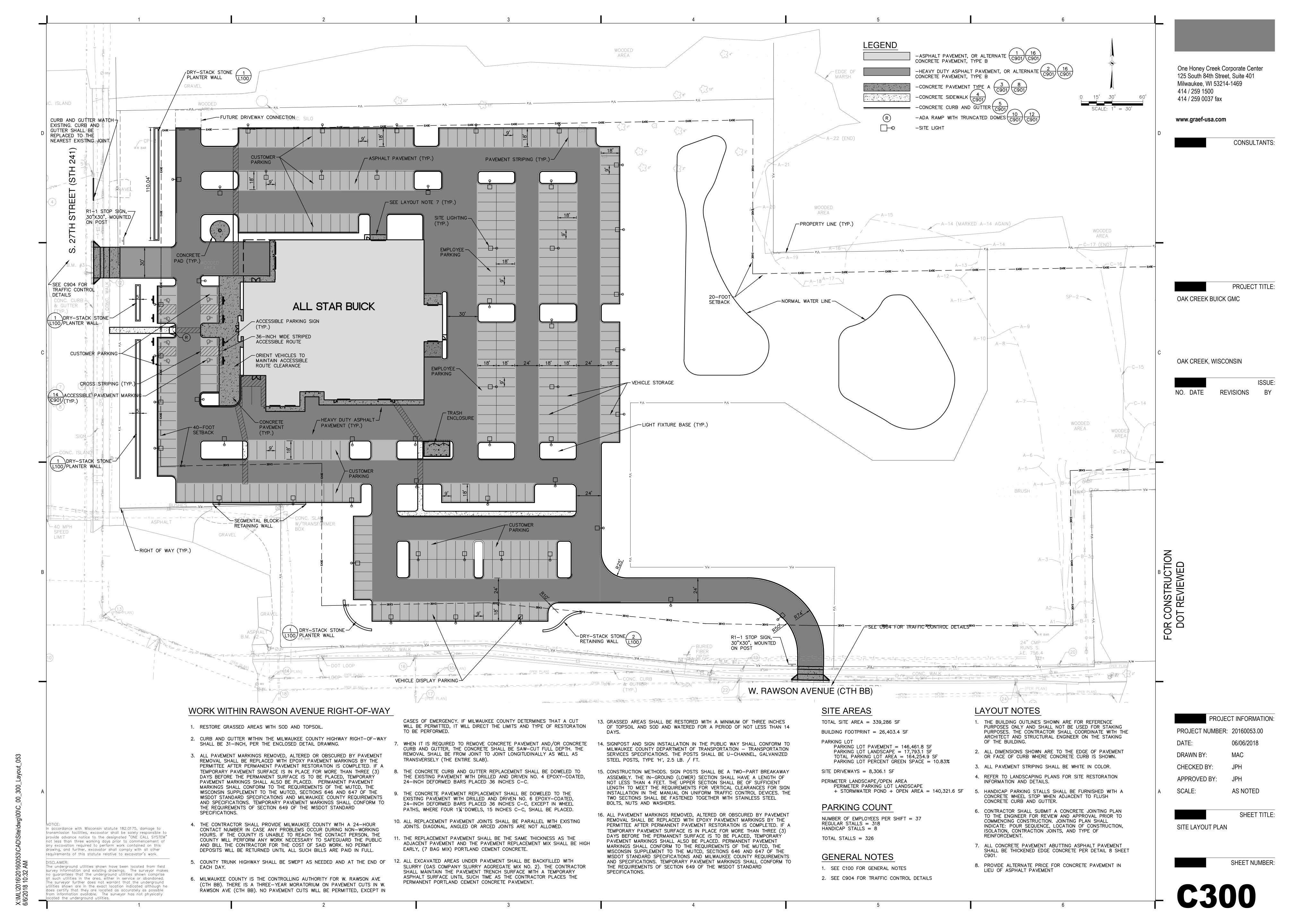
7008-7018 S. 27th St

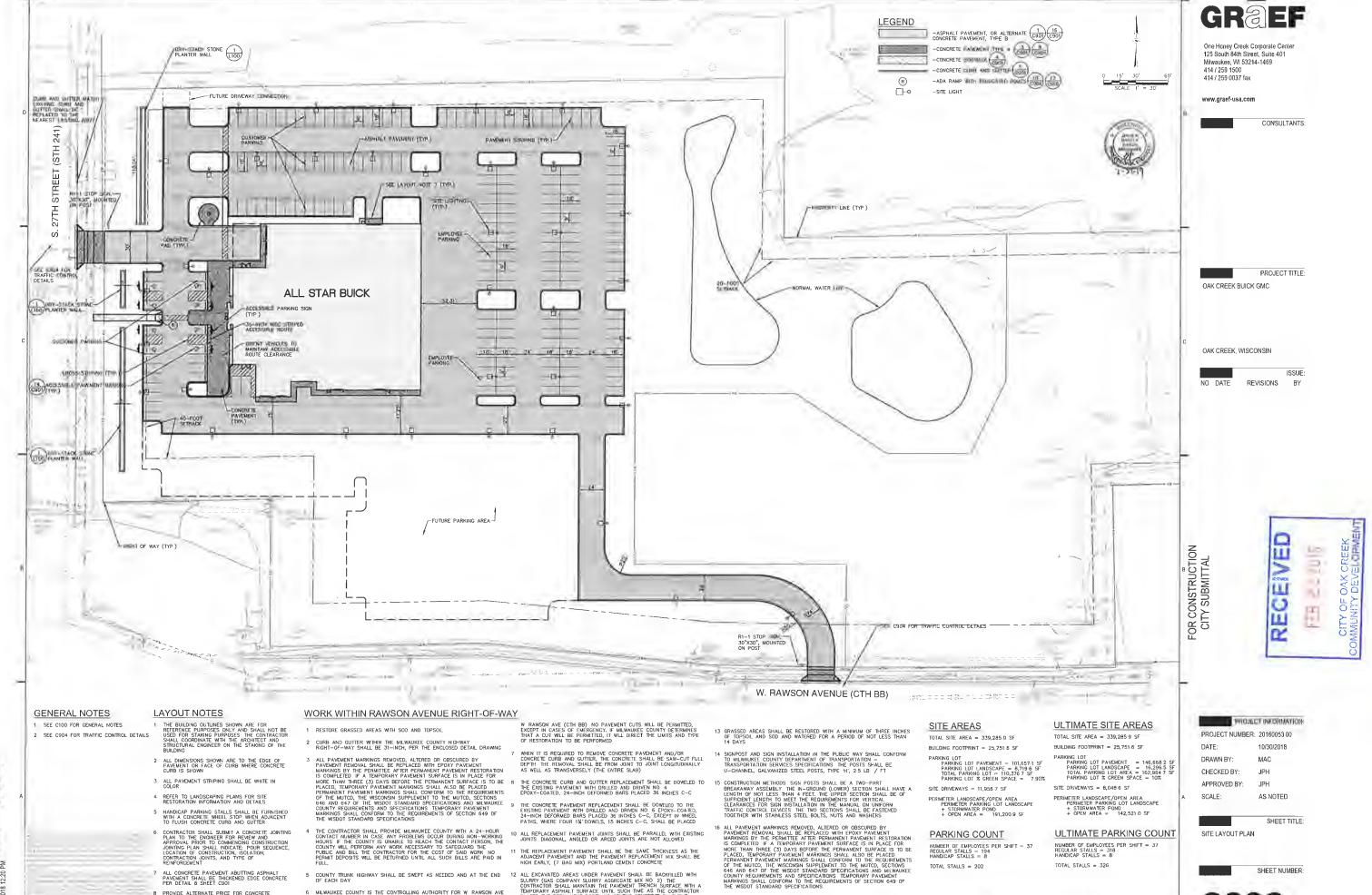


Officially Mapped Streets



**DNR Wetlands Inventory** 





HIGH EARLY, (7 BAG MIX) PORTLAND CEMENT CONCRETE

2 ALL EXCAVAITED AREAS UNDER PAVEMENT SHALL BE BACKFILLED WITH SUURRY (GAS COMPANY SLURRY AGGRECATE MIX MO. 2). THE CONTRACTOR SHALL MAINTAIN THE PAVEMENT THENCH SUPFACE WITH A TEMPORARY ASPHALT SURFACE UNTIL SUCH TIME AS THE CONTRACTOR PLACES THE PERMANENT PORTLAND CEMENT CONFICET PAVEMENT.

ALL CONCRETE PAVEMENT ABUTTING ASPHALT PAVEMENT SHALL BE THICKENED EDGE CONCRETE PER DETAIL 8 SHEET C901

B PROVIDE ALTERNATE PRICE FOR CONCRETE PAVEMENT IN LIEU OF ASPHALT PAVEMENT

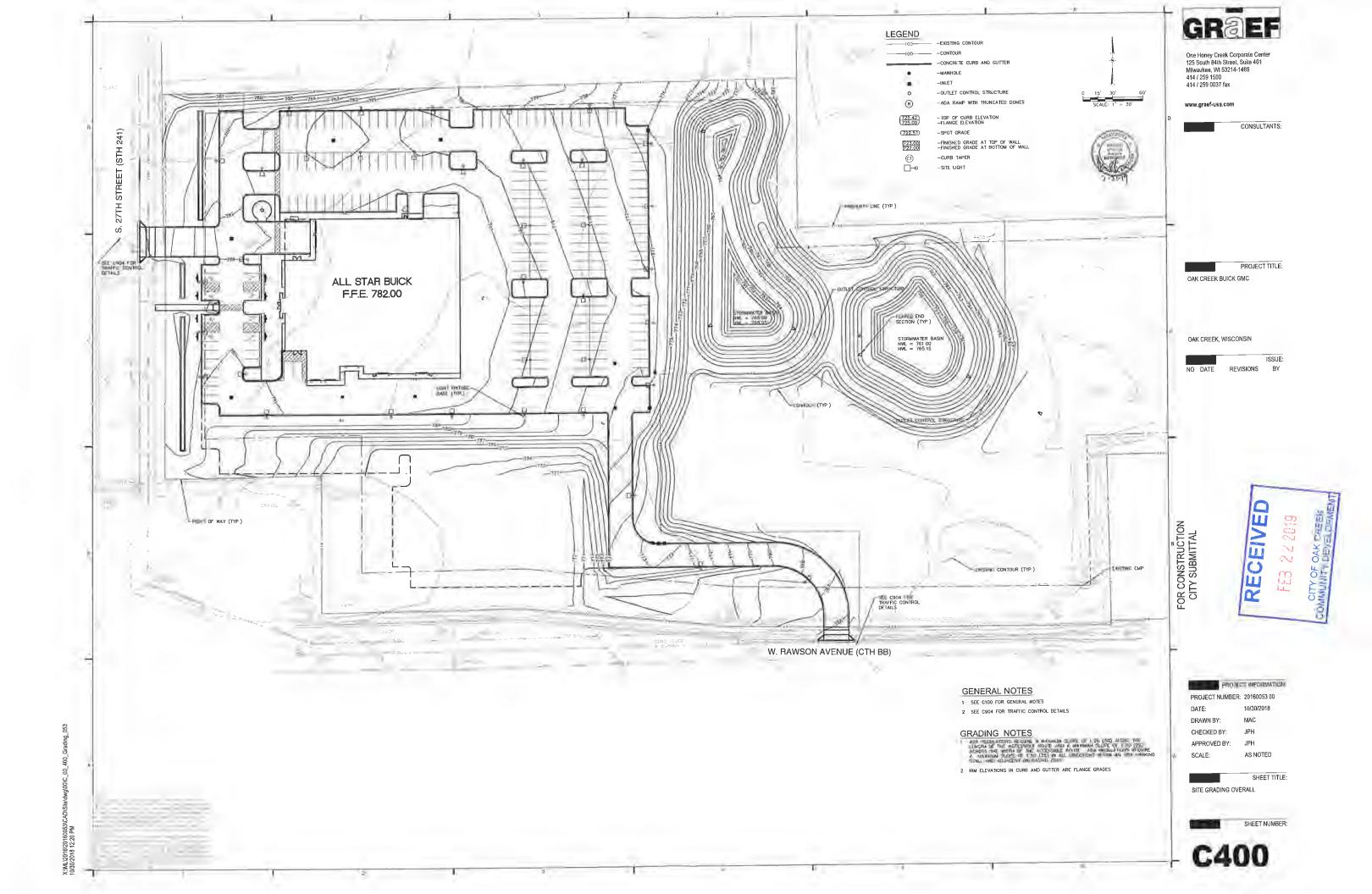
5 COUNTY TRUNK HIGHWAY SHALL BE SWEPT AS NEEDED AND AT THE END OF EACH DAY MILWAUKEE COUNTY IS THE CONTROLLING AUTHORITY FOR W RAWSON AVE (CTH BB) THERE IS A THREE—YEAR MORATORIUM ON PAVEMENT CUTS IN

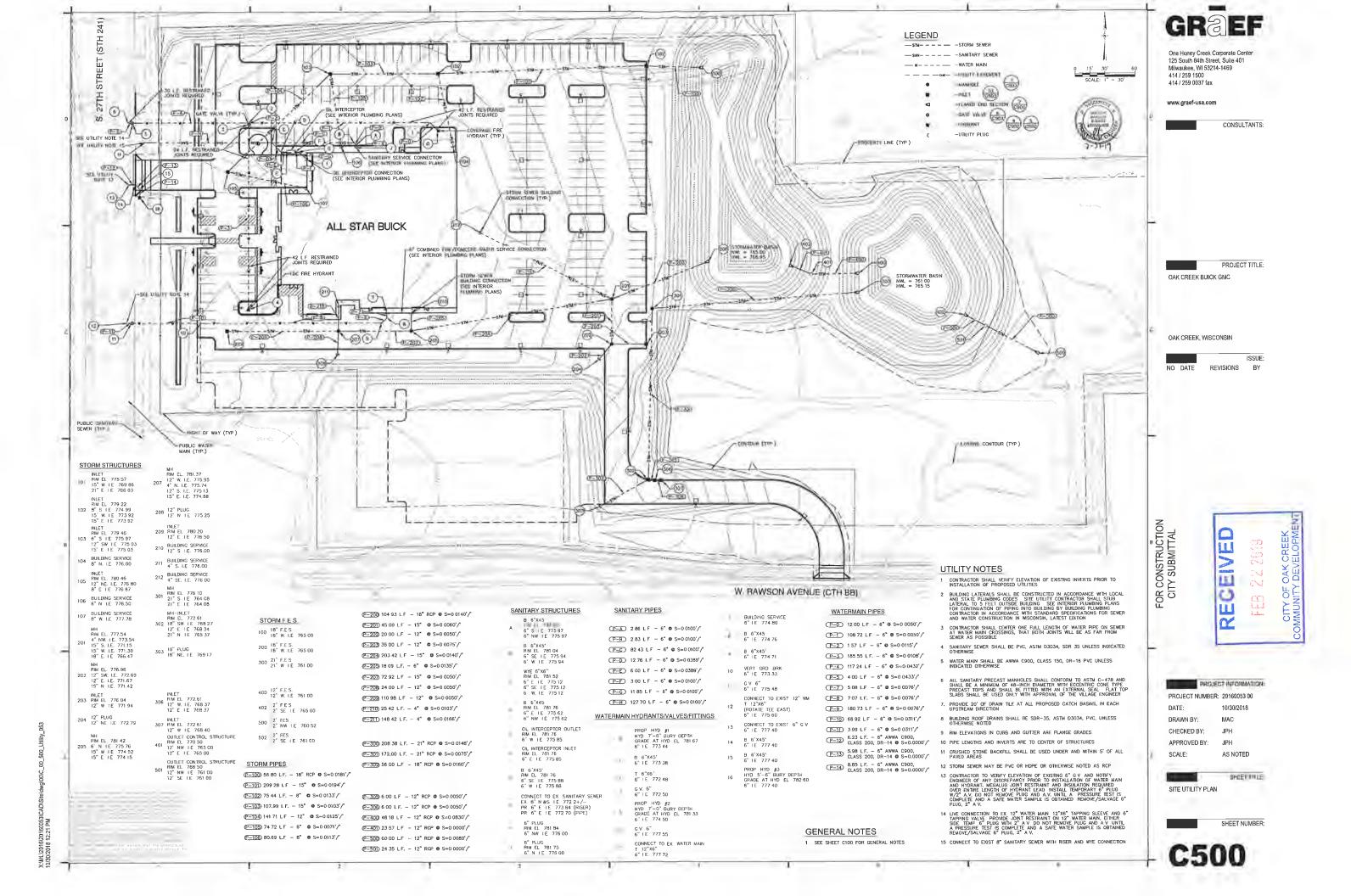
C300

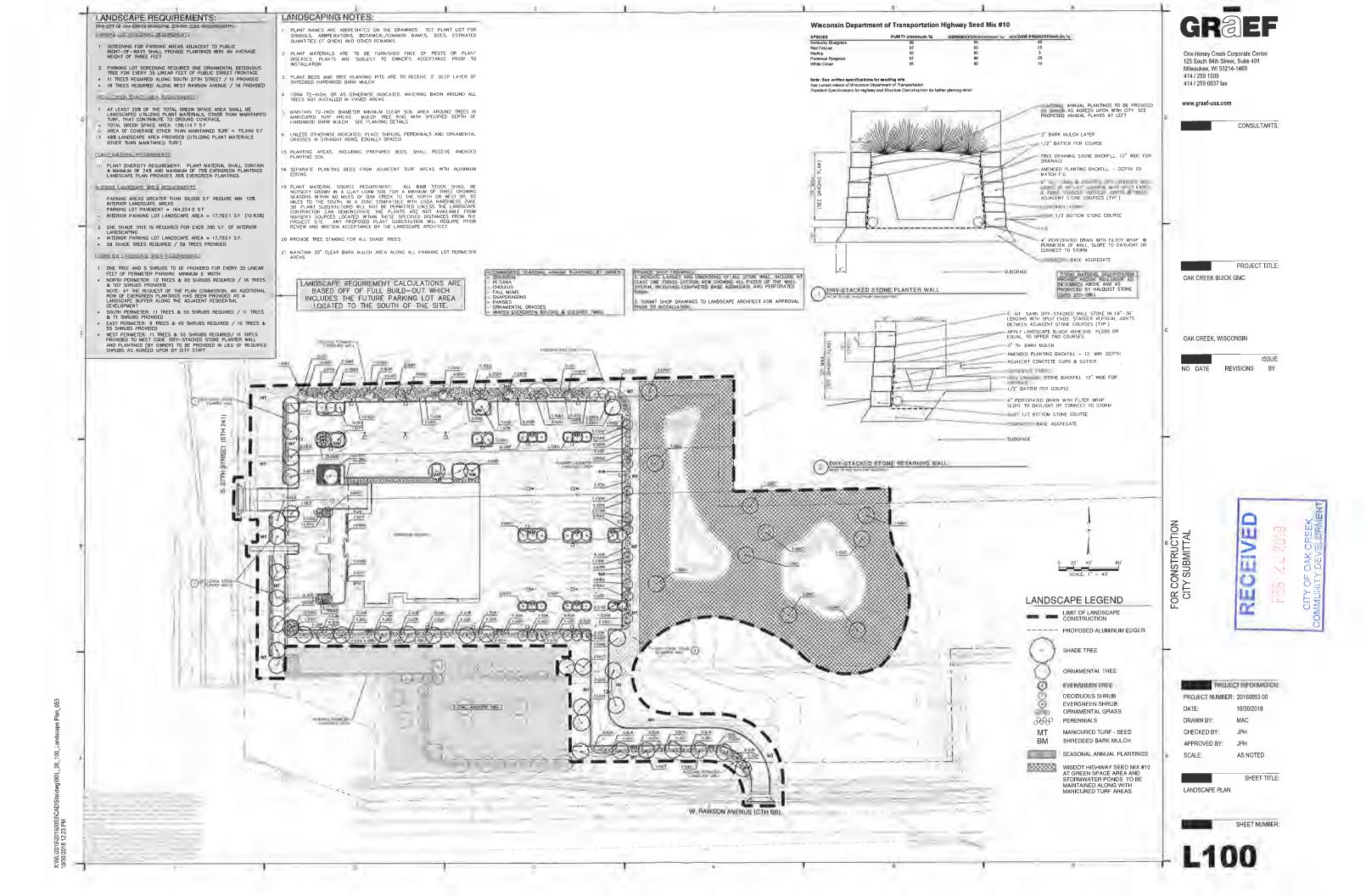
SHEET NUMBER:

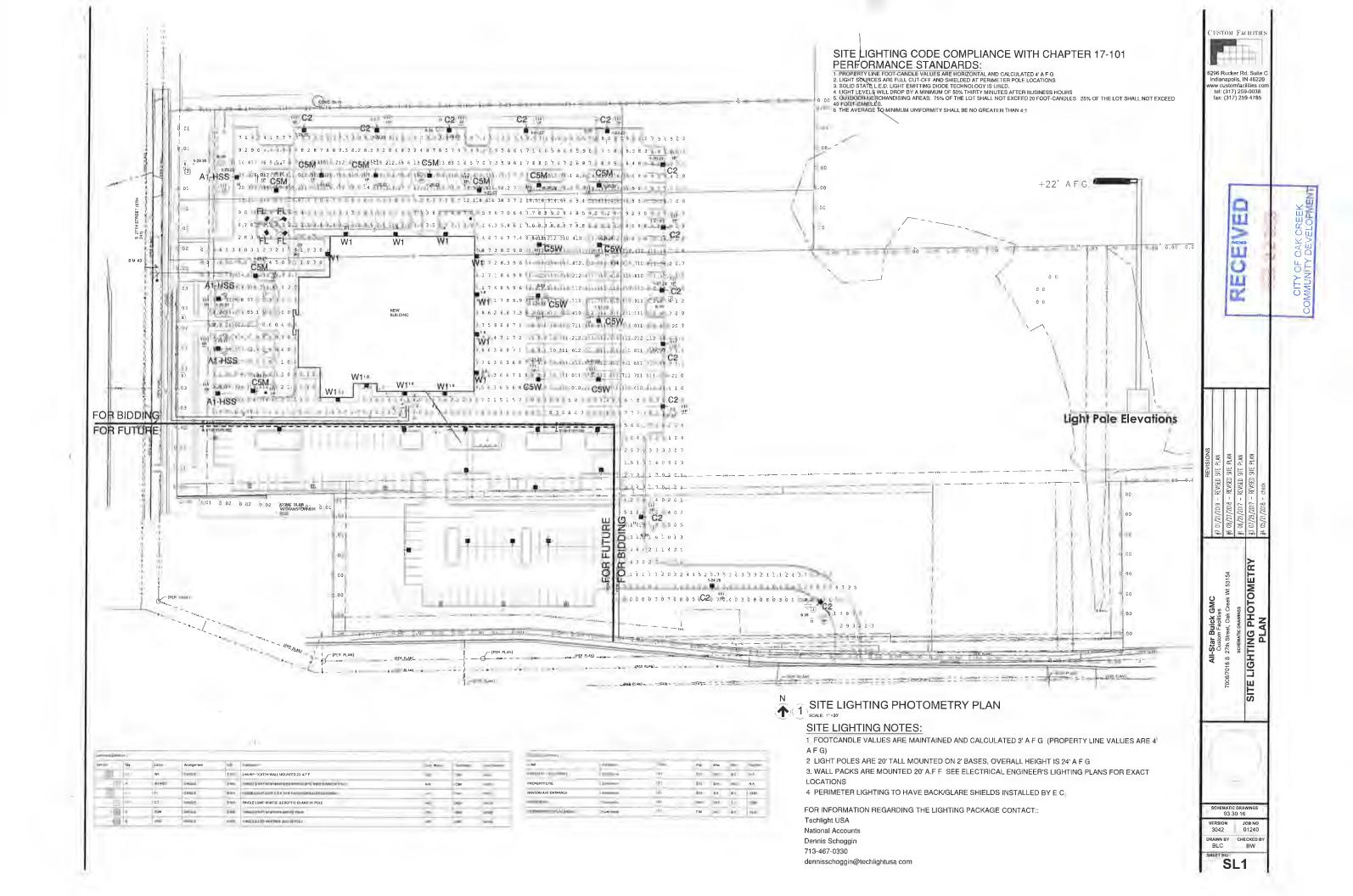
TOTAL STALLS = 202

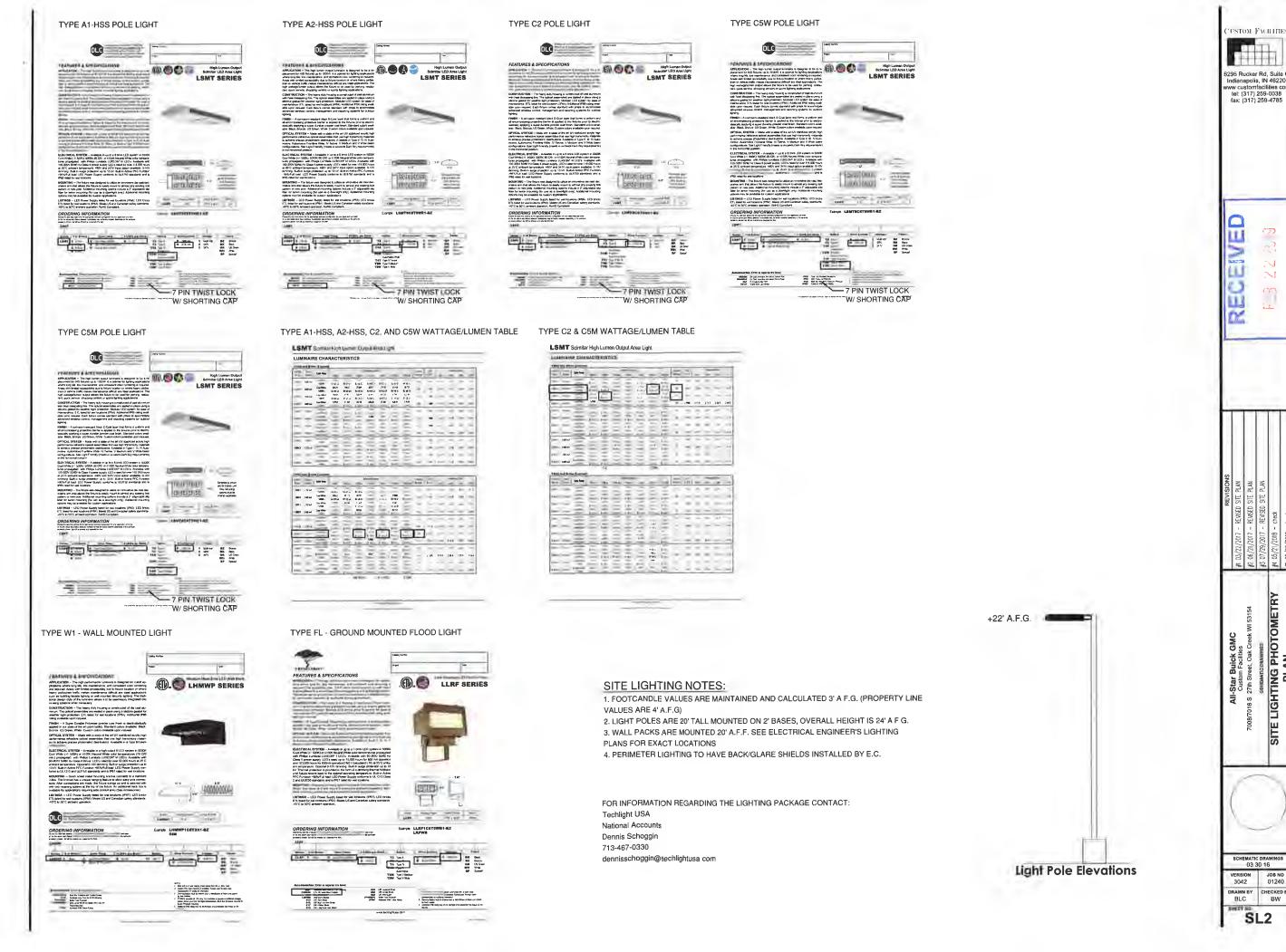
TOTAL STALLS = 326











SITE LIGHTING

JOB NO 01240

CHECKED E



Meeting Date: March 26, 2019

Item No. 6g

## **PLAN COMMISSION REPORT**

Proposal:	Certified Survey Map				
Description:	Review of a Certified Survey Map request to divide and reconfigure the parcels at 10650 S. Oakview Parkway, and 200 & 280 W. Oakview Parkway.				
Applicant(s):	Erica-Nicole Harris, Wispark LLC				
Address(es):	10650 S. Oakview Parkway, and 200 & 280 W. Oakview Parkway.				
Suggested Motion:	That the Plan Commission recommends to the Common Council that the Certified Survey Map submitted by Erica-Nicole Harris, Wispark LLC, for the properties at 10650 S. Oakview Parkway, and 200 & 280 W. Oakview Parkway. be approved with the following condition:				
	That all technical corrections, including, but not limited to spelling errors, minor coordinate geometry corrections, and corrections required for compliance with the Municipal Code and Wisconsin Statutes, are made prior to recording.				
Owner(s):	Wispark LLC				
Tax Key(s):	TBD				
Lot Size(s):	Lot 1 = 6.9267 ac, Lot 2 = 3.9788 ac, Lot 3 = 8.2197 ac				
Current Zoning District(s):	M-1, Manufacturing				
Overlay District(s):	PUD				
Wetlands:					
Comprehensive Plan:	Planned Industrial				
Background:					

The Applicant is requesting recommendation of approval for a Certified Survey Map (CSM) to divide and reconfigure the properties at 10650 S. Oakview Parkway, and 200 & 280 W. Oakview Parkway into three (3) conforming manufacturing/industrial development lots. Lots 1 and 2 will be created from the larger

Meeting Date: March 26, 2019 Item No.: 6g

parcel (Lot 3 of CSM 9044); and the boundary line for Lot 3 will be moved slightly west (by 40 feet), thus increasing the size of the existing lot by just under one (1) acre. The CSM does not make mention of tree preservation areas as part of the overall PUD, particularly in the vicinity of Mardeand Park; however, the Applicant is aware of this and researching as of writing this report.

**Options/Alternatives:** The Plan Commission may recommend Common Council approval of the proposed CSM with specified conditions, or that the Common Council not approve of the proposed CSM. Disapproval will likely result in the existing condition of the property to remain as two undeveloped industrial lots.

Respectfully submitted:

Douglas Seymour, AICP

Director of Community Development

Prepared:

Kari Papelbon, CFM, AICP

Planner

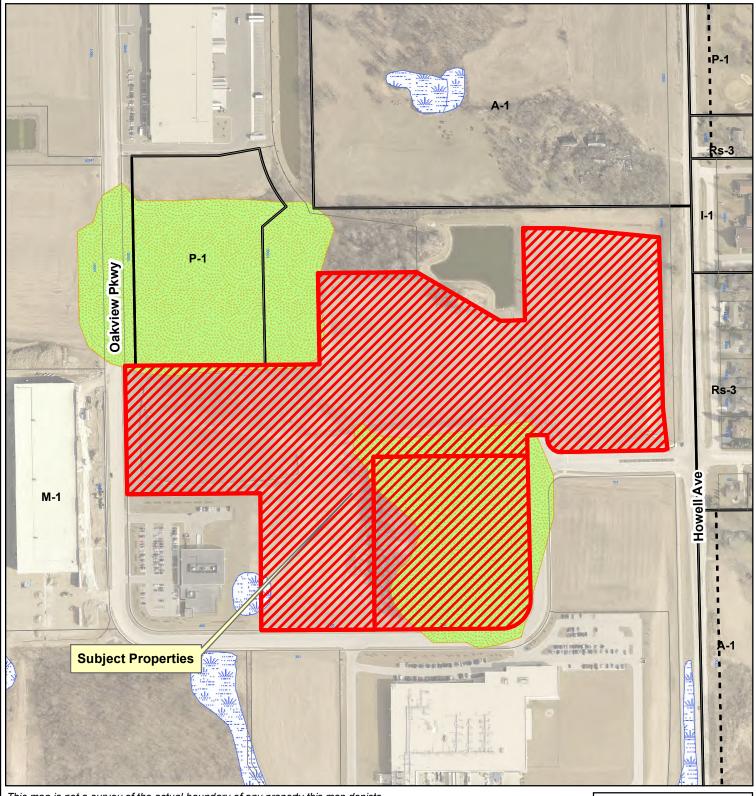
## Attachments:

Location Map

CSM 9044 (for reference)

CSM (5 pages)

# Location Map 280 W. Oakview Parkway



This map is not a survey of the actual boundary of any property this map depicts.





## Legend



280 W. Oakview Parkway

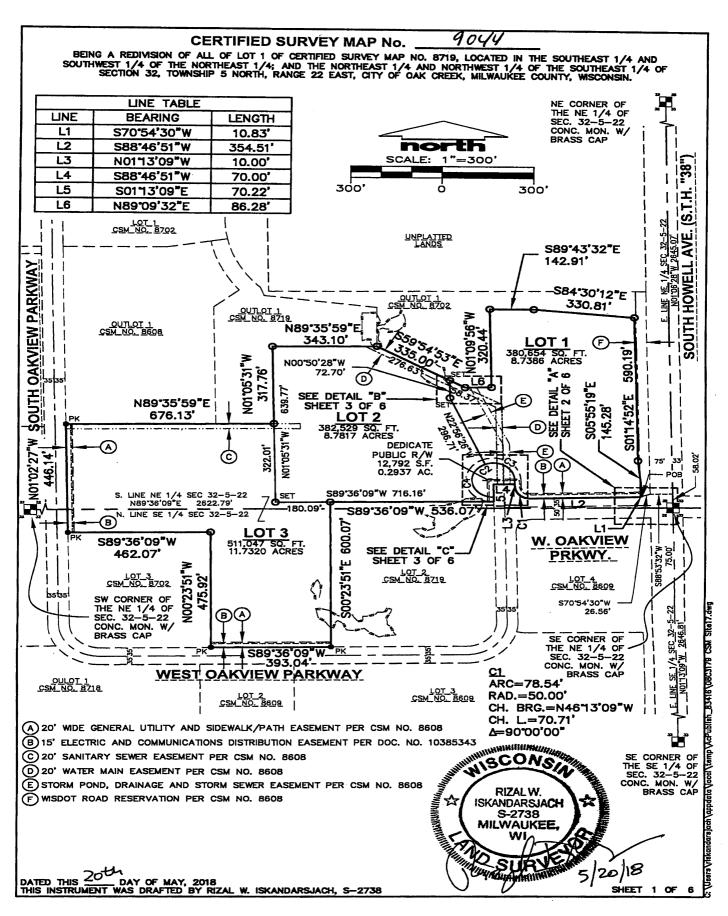


Officially Mapped Streets



Environmental Corridor

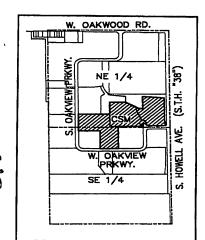
Department of Community Development



## CERTIFIED SURVEY MAP No.

9044

BEING A REDIVISION OF ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 8719, LOCATED IN THE SOUTHEAST 1/4 AND SOUTHWEST 1/4 OF THE NORTHEAST 1/4; AND THE NORTHEAST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.



VICINITY MAP

**LEGEND:** 

O 1" IRON PIPE FOUND & ACCEPTED

3/4" REBAR FOUND & ACCEPTED

PK NAIL ON PAVEMENT FOUND & ACCEPTED

SET O 1"X18" IRON PIPE SET WT.

1.13 LBS/LIN. FT.

PKS PK NAIL SET ON PAVEMENT

WETLAND, SEE NOTE BELOW SEE DETAILS ON SHEET 4 OF 6

PREPARED FOR:

WISPARK LLC 301 WEST WISCONSIN AVENUE SUITE 400

MILWAUKEE. WI 53203

PREPARED BY: ISD trestaculumi terretara. Ins MILWAUKEE REGIONAL OFFICE
W238 N1810 BUSSE ROAD, SUITE 100
WAUKESHA, WISCONSIN 53186
62.513.0868 PHONE 262.519.1232 FAX

			CURVE	TABLE		
CURVE	LOT	ARC	RADUIS	CHORD BEARING	CHORD	CENTRAL ANGLE
C2	R/W	329.87'	70.00'	S43°46'51"W	98.99'	270'00'00"
C3	LOT 1	136.49	70.00'	N57°04'47.5"W	115.87'	111'43'17"
C4	LOT 2	193.37'	70.00'	S12'04'47.5"E	137.49'	15876'43"

## NE 1/4 SEC. 32-5-22 SE 1/4 SEC. 32-5-22 SCALE: 1"=2000' DETAIL LOT 1 380,654 SQ. FT. 8.7386 ACRES E NE 1/4 SEC 32-5-22 SCALE: 1 (S.T.H. WISDOT ROAD RESERVATION PER CSM NO. 8608 S88'53'32"W 75.00 AVE. 15' ELECTRIC AND COMMUNICATIONS DISTRIBUTION EASEMENT PER DOC. NO. 10385343 26.56 景豆 BEGINNING 20' WDE GENERAL UTILITY AND SIDEWALK/PATH EASEMENT PER CSM NO. 8608 18 SE CORNER OF THE NE 1/4 OF SEC. 32-5-22 W. OAKVIEW SEC. 32-5-22 CONC. MON. W/ PRKWY. S. LINE NE 1/4 SEC 32-5-22 N89'36'09"E 2622.79' BRASS CAP N. LINE SE 1/4 SEC 32-5-22

## NOTES:

CERTIFIED SURVEY MAP NO. 8719 RECORDED ON AUGUST 31, 2015 AT MILWAUKEE CO. REGISTER'S OFFICE AS DOC. 10494590.

WETLAND LOCATIONS BASED ON WETLAND DELINEATION REPORT DATED DECEMBER 11, 2017 AS PREPARED BY DAVE MEYER, WETLAND & WATERWAY CONSULTING, LLC. THIS PROPERTY IS LOCATED WITHIN ZONE X (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN), PER FEMA MAP PANEL NUMBER 55079C0231E, EFFECTIVE DATE: SEPTEMBER 26, 2008.

BEARING BASIS:
ALL BEARINGS ARE REFERENCED TO THE WISCONSIN STATE
PLANE COORDINATE SYSTEM, SOUTH ZONE. THE EAST LINE OF
THE NORTHEAST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH,
RANGE 22 EAST, WAS USED AS NORTH 01'06'28" WEST.

PROJECT CONVERSION FACTOR: GRID/0.99994301 = GROUND SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD. ALL MEASUREMENTS HAVE BEEN MADE TO THE NEAREST ONE—HUNDREDTH OF A FOOT.

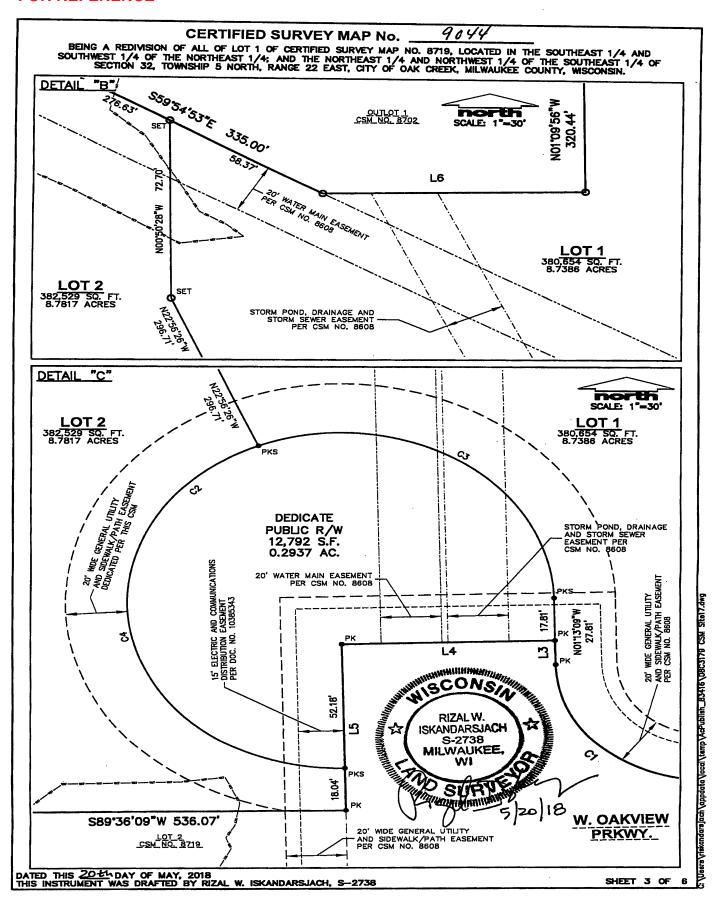
ALL ANGULAR MEASUREMENTS HAVE BEEN MADE TO THE NEAREST ONE SECOND.

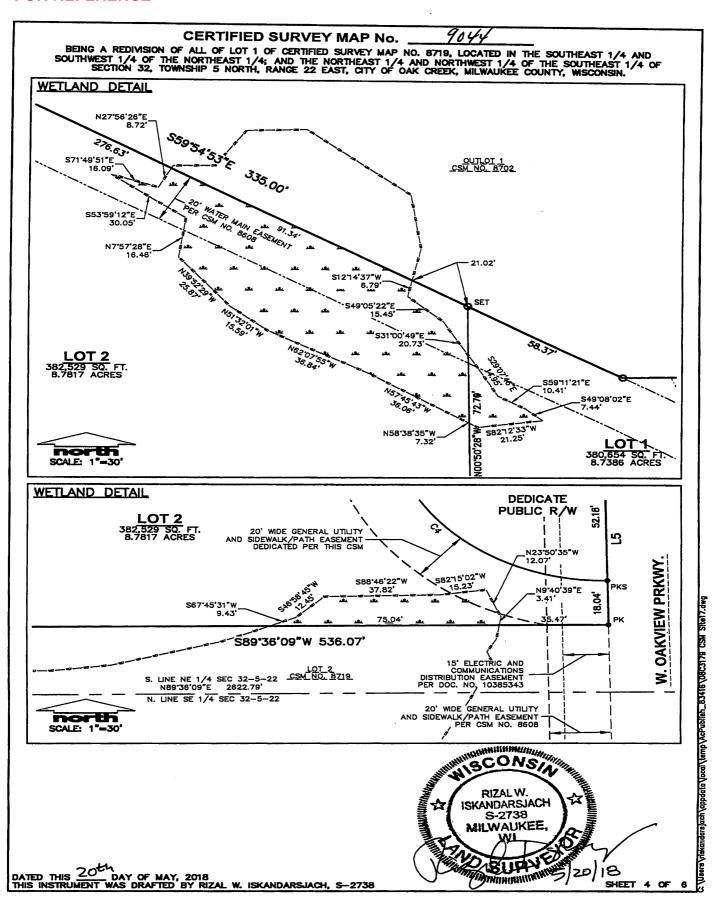
DATED THIS 200 DAY OF MAY, 2018
THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738



SHEET 2 OF

ere (riskondare Jach (appdata (local (temp (AcPublish\_83416 (08C3179 CSM Site17.dwg





CERTIFIED SURVEY MAP No. \_\_\_

BEING A REDIVISION OF ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 8719, LOCATED IN THE SOUTHEAST 1/4 AND SOUTHWEST 1/4 OF THE NORTHEAST 1/4; AND THE NORTHEAST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.

#### SURVEYOR'S CERTIFICATE:

State of Wisconsin )

Milwaukee County

I, Rizal W. Iskandarsjach, Professional Land Surveyor, do hereby certify that I have surveyed, divided, and mapped a redivision of all of Lot 1 of Certified Survey Map No. 8719, located in the Southeast 1/4 and Southwest 1/4 of the Northeast 1/4; and Northeast 1/4 and Northwest 1/4 of the Southeast 1/4 of Section 32, Township 5 North, Range 22 East, City of Oak Creek, Milwaukee County, Wisconsin, bounded and described as follows:

Commencing at the southeast corner of the Northeast 1/4 of said Section 32; thence North 01°06'28" West along the east line of said Northeast 1/4 section, 58.02 feet; thence South 88°53'32" West, 75.00 feet to the west line of South Howell Avenue (State Trunk Highway "38") and a southeast corner of Outlot 1 of Certified Survey Map No. 8702; thence South 70°54'30" West along the south line of said Outlot 1 and along the northerly line of West Oakview Parkway, 26.56 feet to a southwest corner of said Outlot 1 and the point of beginning;

Thence continuing South 70°54'30" West along said northerly line, 10.83 feet; thence South 88°46'51" West along said northerly line, 354.51 feet to a point of curve; thence northwesterly 78.54 feet along said northerly line and along the arc of said curve to the right whose radius is 50.00 feet and whose chord bears North 46°13'09" West, 70.71 feet to a point of tangency; thence North 01°13'09" West along said northerly line, 10.00 feet; thence South 88°46'51" West along said northerly line, 70.00 feet to the westerly line of said West Oakview Parkway; thence South 01°13'09" East along said westerly line, 70.22 feet to the northeast corner of Lot 2 of said Certified Survey Map No. 8719; thence South 89°36'09" West along the north line of said Lot 2, 536.07 feet to the northwest corner of said Lot 2; thence South 00°23'51" East along the west line of said Lot 2, 600.07 feet to the southwest corner of said Lot 2 and the northerly line of said West Oakview Parkway; thence South 89°36'09" West along said northerly line, 393.04 feet to the southeast corner of Lot 3 of said Certified Survey Map No. 8702; thence North 00°23'51" West along the east line of said Lot 3, 475.92 feet to the northeast corner of said Lot 3; thence South 89°36'09" West along the north line of said Lot 3, 462.07 feet to the northwest corner of said Lot 3 and the east line of South Oakview Parkway; thence North 01°02'27" West along said east line, 446.14 feet to the southwest corner of Outlot 1 of Certified Survey Map No. 8608; thence North 89°35'59" East along the south line of said Outlot 1 and then along the south line of Outlot 1 of Certified Survey Map No. 8719, 676.13 feet to the southeast corner of Outlot 1 said Certified Survey Map No. 8719; thence North 01°05'31" West along the east line of said Outlot 1, 317.76 feet to the southeasterly corner of said Outlot 1; thence North 89°35'59" East along the south line of said Outlot 1, 343.10 feet to a southeast corner of said Outlot 1; thence South 59°54'53" East along the southerly line of Outlot 1 of said Certified Survey Map No. 8702, 335.00 feet; thence North 89°09'32" East along said southerly line, 86.28 feet; thence North 01°09'56" West along said southerly line, 320.44 feet; thence South 89°43'32" East along said southerly line, 142.91 feet; thence South 84°30'12" East along said southerly line, 330.81 feet to the westerly line of said Outlot 1; thence South 01°14'52" East along said westerly line, 590.19 feet; thence South 05°55'19" East along said westerly line, 145.28 feet to point of beginning.

Containing in all 1,287,019 square feet (29.5459 acres) of land, more or less.

All subject to easements and restrictions of record and potential future road widening and government restrictions, if any. That I have made such survey, land division, and map by the direction of WISPARK LLC, a Wisconsin limited liability company, owner of said lands.

That such map is a correct representation of all exterior boundaries of the land surveyed and the land division thereof made.

That I have fully complied with the provisions of Chapter 236 of the Wisconsin Statutes and Section 14.82 of the City of Oak Creek requirements for Certified Survey Maps in surveying, dividing and mapping the same.

DATED THIS 20th DAY OF MAY, 2018

Rizal W. Iskandarsjach, P.L.S.

Professional Land Surveyor, S-2738

RIZAL W.
ISKANDARSJACH
S-2738
MILWAUKEE,
WI

SURV

SHEET 5 OF 6

THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

CERTIFIED SURVEY MAP No
BEING A REDIVISION OF ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 8719, LOCATED IN THE SOUTHEAST 1/4 AND SOUTHWEST 1/4 OF THE NORTHEAST 1/4; AND THE NORTHEAST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.
OWNERS' CERTIFICATES
WISPARK LLC, a Wisconsin limited liability company, as owner, does hereby certify that said company caused the land described in the foregoing affidavit of Rizal W. Iskandarsjach, to be surveyed, divided and mapped as represented on this map, in accordance with the provisions of Chapter 236 of the Wisconsin Statutes and the Section 14.82 of the City of Oak Creek requirements for Certified Survey Maps.
WISPARK LLC
Scott J. Larber, Provident  Date  Date
State of Wisconsin )  Only SS
Milwaukee County )
Personally came before me this 29 day of May, 2018, the above named Scott J. Lauber, the President of the above named company and acknowledged that they executed the foregoing instrument as such officers as the deed of said company, as Manager, by its authority.
Susan L Waryala (sign)  Susan L Waryala (print)  Notary Public, Milwaukee County, Wisconsin  My Commission Expires 2/2/2021
PLAN COMMISSION APPROVAL
This Certified Survey Map is hereby approved by the Plan Commission of the City of Oak Creek, on this 24th day of, 2018
Dan Bukiewicz, Chairman  Col 1/18  Date  6/1/18
Douglas Seymour, Secretary Date
COMMON COUNCIL APPROVAL
This Certified Survey Map is approved and public right-of-way dedication is accepted by the Common Council of the City of Oak Creek, on this
Dan Bukiewicz, Mayor  Date    Colored   Colore
Catherine Roeske, City Clerk  Date
Catherine Roeske, City Clerk  Date  DOC. # 10786045  RECORDED:  06/18/2018 08:45 AM  JOHN LA FAVE  REGISTER OF DEEDS  MILWAUKEE COUNTY, WI  AMOUNT: 30.00

SHEET 6 OF 6

DATED THIS 20th DAY OF MAY, 2018
THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

SHEET 1 OF

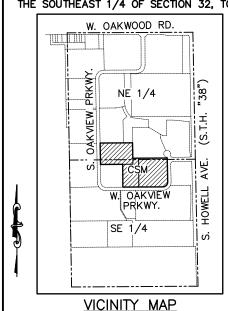
SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

ALL MEASUREMENTS HAVE BEEN MADE TO THE NEAREST ONE—HUNDREDTH OF A FOOT. ALL ANGULAR MEASUREMENTS HAVE BEEN MADE TO THE NEAREST ONE SECOND.

DATED THIS \_\_\_\_\_ DAY OF MARCH, 2019
THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

## **CERTIFIED SURVEY MAP No.**

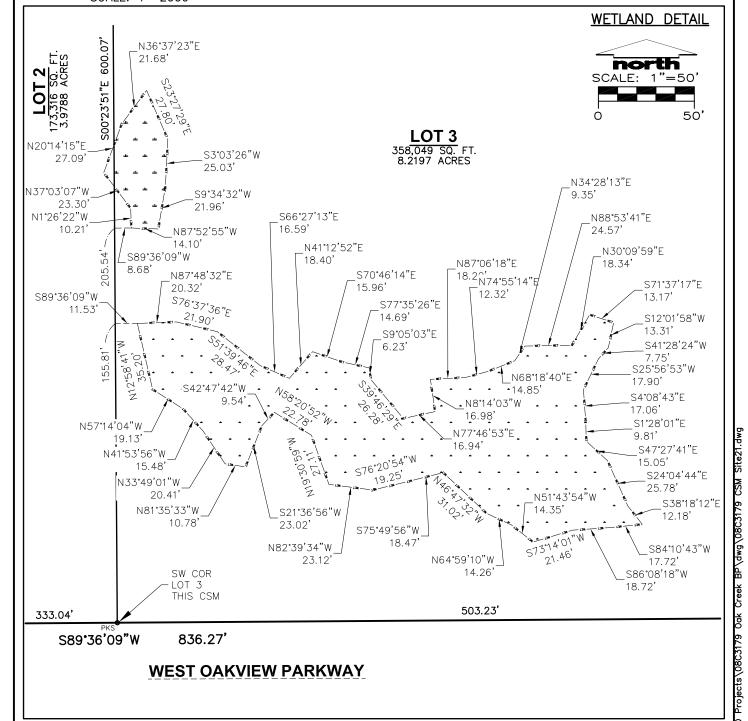
BEING A REDIVISION OF ALL OF LOT 3 OF CERTIFIED SURVEY MAP NO. 9044, A REDIVISION OF LOT 1 OF CERTIFIED SURVEY MAP NO. 8719; AND ALL OF LOT 2 OF CERTIFIED SURVEY MAP NO. 8719, A REDIVISION OF LOT 2 OF CERTIFIED SURVEY MAP NO. 8702; LOCATED IN THE SOUTHEAST 1/4 AND SOUTHWEST 1/4 OF THE NORTHEAST 1/4; AND THE NORTHEAST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.



## **LEGEND:**

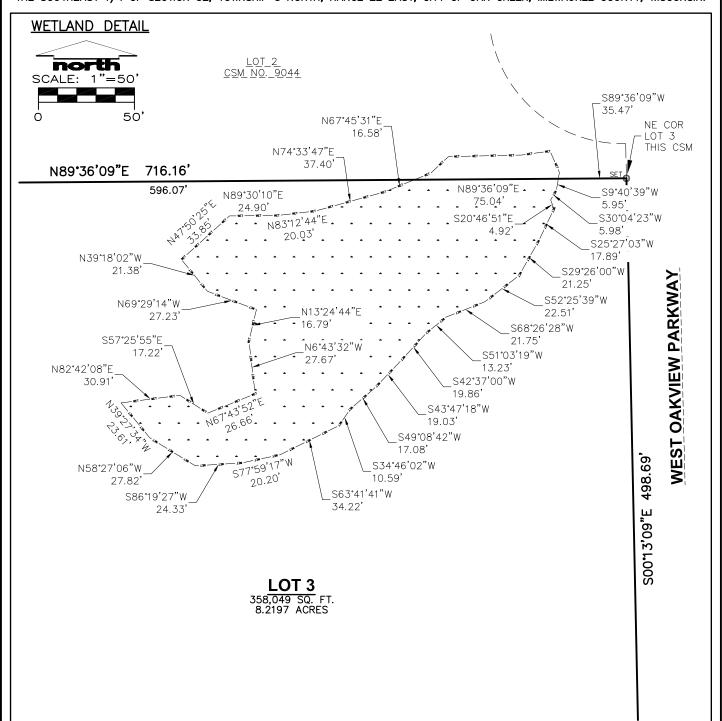
- O 1" IRON PIPE FOUND & ACCEPTED
- 3/4" REBAR FOUND & ACCEPTED
- PK PK NAIL ON PAVEMENT FOUND & ACCEPTED
- $^{\text{SET}}$  0 1"X18" IRON PIPE SET WT. 1.13 LBS/LIN. FT.
- PKS PK NAIL SET ON PAVEMENT
- NET NET DELINEATED WETLAND

NE 1/4 & SE 1/4 SEC. 32-5-22 SCALE: 1"=2000'



## **CERTIFIED SURVEY MAP No.**

BEING A REDIVISION OF ALL OF LOT 3 OF CERTIFIED SURVEY MAP NO. 9044, A REDIVISION OF LOT 1 OF CERTIFIED SURVEY MAP NO. 8719; AND ALL OF LOT 2 OF CERTIFIED SURVEY MAP NO. 8719, A REDIVISION OF LOT 2 OF CERTIFIED SURVEY MAP NO. 8702; LOCATED IN THE SOUTHEAST 1/4 AND SOUTHWEST 1/4 OF THE NORTHEAST 1/4; AND THE NORTHEAST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.



# 

## **SURVEYOR'S CERTIFICATE:**

State of Wisconsin	)	
	)	SS
Milwaukee County	)	

I, Rizal W. Iskandarsjach, Professional Land Surveyor, do hereby certify that I have surveyed, divided, and mapped a redivision of all of Lot 3 of Certified Survey Map No. 9044, a redivision of all of Lot 1 of Certified Survey Map No. 8719; and all of Lot 2 of Certified Survey Map No. 8719, being a redivision of Lot 2 of Certified Survey Map No. 8702; located in the Southeast 1/4 and Southwest 1/4 of the Northeast 1/4; and Northeast 1/4 and Northwest 1/4 of the Southeast 1/4 of Section 32, Township 5 North, Range 22 East, City of Oak Creek, Milwaukee County, Wisconsin, bounded and described as follows:

Commencing at the southeast corner of the Northeast 1/4 of said Section 32; thence South 89°36'09" West along the south line of said Northeast 1/4 section, 585.06 feet to the westerly line of West Oakview Parkway; thence North 01°13'09" West along said westerly line, 28.08 feet to the southeast corner of Lot 2 of Certified Survey Map 9044 and the point of beginning;

Thence South 01°13'09" East along said westerly line, 498.69 feet to a point of curve; thence southwesterly 158.51 feet along the northerly line of said West Oakview Parkway and along the arc of said curve to the right whose radius is 100.00 feet and whose chord bears South 44°11'30" West, 142.43 feet; thence South 89°36'09" West along said northerly line, 836.27 feet to the southeast corner of Lot 3 of Certified Survey Map No. 8702; thence North 00°23'51" West along the east line of said Lot 3, 475.92 feet to the northeast corner of said Lot 3; thence South 89°36'09" West along the north line of said Lot 3, 462.07 feet to the northwest corner of said Lot 3 and the easterly line of South Oakview Parkway; thence North 01°02'27" West along said easterly line, 446.14 feet to the southwest corner of Outlot 1 of Certified Survey Map No. 8608; thence North 89°35'59" East along the south line of said Outlot 1 and then along the south line of Outlot 1 of said Certified Survey Map No. 8719, 676.13 feet to the southeast corner of said Outlot 1 and the west line of Lot 2 of said Certified Survey Map No. 9044; thence South 01°05'31" East along the west line of said Lot 2, 322.01 feet to the southwest corner of said Lot 2; thence North 89°36'09" East along the south line of said Lot 2, 716.16 feet to point of beginning.

Containing in all 833,092 square feet (19.1252 acres) of land, more or less.

All subject to easements and restrictions of record and potential future road widening and government restrictions, if any.

That I have made such survey, land division, and map by the direction of Wispark LLC, a Wisconsin limited liability company, owner of said lands.

That such map is a correct representation of all exterior boundaries of the land surveyed and the land division thereof made.

That I have fully complied with the provisions of Chapter 236 of the Wisconsin Statutes and Section 14.82 of the City of Oak Creek requirements for Certified Survey Maps in surveying, dividing and mapping the same.

Rizal W. Iskandarsjach, P.L.S.
Professional Land Surveyor, S-2738

DATED THIS \_\_\_\_\_ DAY OF MARCH, 2019

CERTIFIED SURVEY MAP No.  BEING A REDIVISION OF ALL OF LOT 3 OF CERTIFIED SURVEY MAP NO. 9044, A REDIVISION OF LOT 1 OF CERTIFIED SURVEY MAP NO. 8719; AND ALL OF LOT 2 OF CERTIFIED SURVEY MAP NO. 8702; OCATED IN THE SOUTHEAST 1/4 AND SOUTHWEST 1/4 OF THE NORTHEAST 1/4; AND THE NORTHEAST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.  OWNERS' CERTIFICATES					
			land described in the foregoing affidavit of I	Rizal W. Iskandarsjach, t ons of Chapter 236 of th	r, does hereby certify that said company caused the to be surveyed, divided and mapped as represented ne Wisconsin Statutes and the Section 14.82 of the
			Wispark LLC		
Scott J. Lauber, President	Date				
State of Wisconsin ) ) SS County )					
Personally came before me this	acknowledged that they	, 201, the above named Scott J. Lauber, the executed the foregoing instrument as such officers			
	(sign)				
Notary Public, County, My Commission Expires	(print)				
PLAN COMMISSION APPROVA					
This Certified Survey Map is hereby approve	_	ion of the City of Oak Creek, on this day of			
Dan Bukiewicz, Chairman	Date				
Douglas Seymour, Secretary	Date				
COMMON COUNCIL APPROVA	L				
This Certified Survey Map is approved by, 201 by Resolution		of the City of Oak Creek, on this day of			
Dan Bukiewicz, Mayor	Date				
Catherine Roeske, City Clerk	Date				

DATED THIS \_\_\_\_ DAY OF MARCH, 2019
THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

Projects\08C3179 Oak Creek BP\dwg\08C3179 CSM Site21.dwg