NOTICE TO THE AUDIENCE: Please remember that if you are interested in matters on the agenda that will have subsequent meetings, it is your responsibility to note their dates, times, and places. No further letters or reminders will be sent. Of course, if you have any questions about any given matter, do not hesitate to contact the Planning Department in the City Hall Annex, 4403 Devils Glen Road, Bettendorf, lowa 52722 or phone (563) 344-4071.

The Planning and Zoning Commission meeting will be open to the public. Additional and necessary measures will be taken to adhere to social distancing recommendations. Any members of the public who wish to be heard may attend the meeting in person or may call (563) 344-4071 for specific questions or alternative participation. In an effort to practice social distancing and in support of CDC guidelines, the City of Bettendorf will broadcast this meeting online at http://www.bettendorf.org/live-meeting.

Constituents who do not have a matter to address with the Planning and Zoning Commission in person are strongly encouraged to stay at home and view the meeting online.

## PLANNING AND ZONING COMMISSION CITY OF BETTENDORF <br> JUNE 17, 2020 AT 5:30 PM <br> CITY HALL COUNCIL CHAMBERS 1609 STATE STREET

1. Roll Call: Adam ___, Gannaway ___, Kappeler ___, Ormsby ___ Rafferty __ Stoltenberg ___ Wennlund ___
2. Approval of minutes of the meeting of May 20, 2020.
3. Review of Commission procedures.

## Rezoning

4. Case 20-033; West side of the 5800 block of Middle Road, A-1 Agricultural/Urban Reserve District to R-5 High-Density Multi-Family Residence District, submitted by BESW.

## Site Development Plan

5. Case 20-034; 2564 Middle Road, submitted by Russell Ewing Bett, LLC.
6. Case 20-035; 7171 Valley Drive, submitted by Oak Grove Storage.

## Other

## 7. Commission Update.

NOTICE TO THE AUDIENCE: Please remember that if you are interested in matters on the agenda that will have subsequent meetings, it is your responsibility to note their dates, times, and places. No further letters or reminders will be sent. Of course, if you have any questions about any given matter, do not hesitate to contact the Planning Department in the City Hall Annex, 4403 Devils Glen Road, Bettendorf, Iowa 52722 or phone (563) 344-4071.

## MINUTES <br> PLANNING AND ZONING COMMISSION <br> MAY 20, 2020 <br> 5:30 P.M.

The Planning and Zoning Commission meeting of May 20, 2020 was called to order by Stoltenberg at 5:30 p.m. in the City Hall Council Chambers, 1609 State Street.

## 1. Roll Call

MEMBERS PRESENT: Adam, Gannaway, Kappeler, Ormsby, Rafferty, Stoltenberg, Wennlund

MEMBERS ABSENT: None

STAFF PRESENT: Greg Beck, City Planner; Brent Morlok, City Engineer; Troy Said, Assistant Fire Chief (video); Jeff Reiter, Economic Development Director
2. Approval of the minutes of the meeting of April 15, 2020.

On motion by Adam, seconded by Rafferty, that the minutes of the meeting of April 15, 2020 be approved as submitted.


#### Abstract

ALL AYES

Motion carried. 3. Review of Commission procedures.

Stoltenberg announced that Reiter had informed him that if anyone has any issues with the Zoom video conferencing application, the meeting is also available for viewing on YouTube. Stoltenberg asked what the procedure would be for a viewer to comment on a case. Reiter explained that anyone using Zoom can take part in the conversation.


## Preliminary Plat

4. Case 20-025; Fields Edge Addition, submitted by Edgebrooke Homes, LLC.

Beck reviewed the staff report.

Wennlund asked if Lot 8 is buildable given the large required setbacks, swale, and topography. Morlok stated that there are grading challenges on Lots 6-8 and drainage running through those lots. He indicated that the topography lines show existing contours and that grading will be required to allow those lots to be built upon. Wennlund asked if a pipe would be required under $185^{\text {th }}$ Street between Lots 1 and 8 or if the proposed grading will make that unnecessary. Ryan Dolan, the applicant, explained that storm sewer will run under $185^{\text {th }}$ Street, that substantial grading will take place to allow construction on the lots, and that there will be a large retention area on Outlot A so that water can be released at an appropriate rate. Wennlund asked how the water will be conveyed to Outlot A. Dolan explained that it would be conveyed via the storm sewer which will be angled from northwest to southeast to Outlot A. He added that the retention area on Outlot A will occupy approximately $2 / 3$ of the lot.

Kappeler asked if the existing buildings shown on Lot 3 will remain or be demolished. Dolan stated that they will be removed.

Kappeler asked if Outlot A is intended to accommodate water from properties north of any future extension of $185^{\text {th }}$ Street. Dolan confirmed this, adding that it would not only retain water from the subdivision but would accommodate the water from the property to the north and also from a culvert that runs under Criswell Street just north of his property.

Dolan stated that at the Scott County Planning and Zoning meeting the question was raised as to whether the city would require sidewalks along $185^{\text {th }}$ Street even though it is a private street. Morlok commented that because the proposed subdivision is not located within the city limits, that decision would be the County's. He suggested that sidewalks be installed if the developer plans to build the streets to city standards with regard to width, thickness, and paving materials. He reiterated that the because the subdivision is outside city limits and the city has no means to sewer the property right now, the decision is ultimately at the discretion of Scott County.

Rafferty asked if there would be a high wall at the south end of the detention area given the significant slope on Outlot A. Morlok confirmed this, adding that north side will be cut into to flatten the slope and to gain some volume and that a berm will be rebuilt on the south side. He added that the given the size of the subdivision, the volume of water will not be very large. Morlok explained that because it is not hard-surfaced, the off-site water is not intended to be detained but merely to pass through the system. He indicated that staff has no concerns about the basin acting as a small dam. Rafferty commented that that had been his concern.

On motion by Rafferty, seconded by Ormsby, that the preliminary plat of Fields Edge Addition be recommended for approval subject to staff recommendations.

> ALL AYES

Motion carried.

## Final Plat

5. Case 20-026; Wilderness Pointe First Addition, submitted by Jared Kerkhoff Homes.

Beck reviewed the staff report.

Kappeler asked for clarification of Condition 3 in the staff report regarding the required 30 -foot buffer and the drainageway. Morlok explained that as a part of the storm water ordinance changes a few years ago, a requirement for a 30 -foot buffer from top of slope in both directions was instituted. He added that the buffer cannot be disturbed. He stated that the outlots are sized accordingly to accommodate the required buffer.

Wennlund commented that the plat notes indicate that the owner of Lot 18 is the owner of Outlot C and is therefore responsible for its maintenance. He stated that he believes that the homeowner's association should be responsible for ownership and maintenance as is indicated for the other outlots. Beck indicated that he had been under the impression that the HOA would control and be responsible for Outlot $C$ given that it is to be used for a drainage area. Morlok explained that ownership is likely tied to Lot 18 because of its adjacency. He suggested that perhaps a separate agreement could be entered into assigning the responsibility for maintenance to the HOA. Jared Kerkhoff, the applicant, explained that in the past the outlots were under the ownership of individual owners because they were located in the flood plain. He indicated that he would be willing to meet with staff to clarify the responsibilities for the detention basin on Outlot C .

Rafferty asked why the outlots adjacent to individual lots are necessary. Morlok explained that Outlots D$K$ are in the designated flood plain and are separate from the individual lots so that the homeowners are not required to pay flood insurance. He stated that each owner is responsible for the maintenance of those adjacent outlots.

Gannaway asked why sanitary sewer is required for this subdivision but not for Fields Edge Addition which is across the street. Morlok explained that sanitary sewer is available to serve properties on the west side of Criswell Street, but because of the topography it is not possible on the east side. Wennlund commented that Fields Edge Addition is not located within the city limits but is only being reviewed because its proximity. Morlok added that the city had discussed annexation with the applicant but had decided against it because sewer cannot be extended.

On motion by Wennlund, seconded by Gannaway, that the final plat of Wilderness Pointe First Addition be recommended for approval subject to staff recommendations and the clarification of the rights and responsibilities of the owner of Outlot $C$ relative to access and maintenance.

## ALL AYES

Motion carried.

## Replat

6. Case 20-024; Gipple's $1^{\text {st }}$ Addition, submitted by Todd Gipple.

Beck reviewed the staff report.

Stoltenberg asked if the developer is proposing the same lot configuration as the lots to the south. Beck confirmed this.

On motion by Ormsby, seconded by Rafferty, that the final plat of Gipple's $1^{\text {st }}$ Addition be recommended for approval subject to staff recommendations.

## ALL AYES

Motion carried.

## Other

12. Commission Update.

Morlok stated that the following cases were approved by City Council subsequent to the last meeting:
Glenbrook Ridge Third Addition, final plat
Old Hunters Woods Seventh Addition, final plat
Pleasant Harbor $2^{\text {nd }}$ Addition, final plat
Creek Ridge Estates $3^{\text {rd }}$ Addition, final plat
Spencer Hollow $4^{\text {th }}$ Addition, final plat
Spencer Hollow $5^{\text {th }}$ Addition, final plat
Lots 13-18, Forest Grove Crossing Third Addition, site development plan
4465-53 ${ }^{\text {rd }}$ Avenue, site development plan
Lot 3, Glenbrook Ridge Third Addition, site development plan

Morlok announced that Mark Hunt has accepted the city's offer to become the new Community Development Director and will start on June 22.

There being no further business, the meeting adjourned at approximately 6:00 p.m.
These minutes approved

Gregory W. Beck
City Planner

COMMUNITY DEVELOPMENT
City Hall Annex $\lambda 4403$ Devils Glen Road, Bettendorf, lowa $52722 \lambda$ (563) 344-4100

June 17, 2020

Staff Report

## Case No. 20-033

Location: West side of the 5800 block of Middle Road - Rezoning
Applicant: BESW
Current Zoning Classification: A-1, Agricultural/Urban Reserve District
Proposed Zoning Classification: R-5, High-Density Multi-family Residence District Current Land Use Designation: Urban Medium Intensity

## Background Information and Facts

BESW has submitted an application for rezoning of property located along the west side of Middle Road between $53^{\text {rd }}$ Avenue and Hopewell Avenue (see Aerial Photo, Attachment A). The petitioner would like to change the zoning from A-1, Agricultural/ Urban Reserve District to R-5, High-Density Multi-family Residence District The future land use designation for this site is Urban Medium Intensity (UMI) (see Future Land Use Map and R-5 Zoning - Attachments B and C). The site is anticipated to have two entries from Middle Road (see Site Concept - Attachment D). The proposed building for the site will be a 3-story, 72-unit multi-family structure. Given the property's location being adjacent to an arterial, the recently-approved revisions to the R-5 Zoning Ordinance, including an increased front yard setback, do apply.

## Land Use

The land use designation for the site is Urban Medium Intensity. Surrounding land use designations are Urban Low Intensity, Urban Reserve, and Urban Medium Intensity. The UMI land use facilitates a rezoning to R-5, High-Density Multi-family Residence District.

## Utilities

Utilities are available along Middle Road. Water service and electrical will originate along Middle Road from the south. It is the responsibility of the property owner to connect to all utilities. Sanitary sewer is available for connection to the site from the west.

## Thoroughfare Plan/Access

Two driveways to the site will originate from Middle Road. All drive areas shall be privately-owned and maintained.

## Storm Water Detention

Storm water detention is required, and the design shall be approved by the City Engineer at the time a site development plan is submitted.

## Recommended Action

Staff recommends the Planning and Zoning Commission evaluate the same factors considered for other conditional rezonings in recommending approval of the rezoning.

Staff would add the following conditions to approval of the rezoning:

1. Approval of the rezoning does not waive any applicable city, state, or federal provisions as required by law.
2. A site development plan must be submitted for the development.
3. The developer shall be governed by a Conditional Zoning Agreement as will any of the subsequent owners of the parcel.

Respectfully submitted,

Greg Beck
City Planner



## 11-5-8. R-5 High Density Multi-Family Residential District:

A. Purpose: This district provides for certain high-density residential areas within the community. It is the intent of this district to create a predominantly residential environment of all types of residential structures, plus certain additional uses such as schools, parks, churches, and certain public facilities which serve the residents of the district. General commercial or industrial uses, except certain enumerated uses, are prohibited. This district normally abuts major thoroughfares and expressways that provide direct access to the site.
B. Site Development Regulators:

Table 11-5-8B

| Regulator | 1-Family Detached | 1-Family <br> Attached (Note 1) | Duplex <br> (Two <br> Family) | Townhouse (Note 1) | Multi- <br> Family | Other NonResidential Permitted Use |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Site Area per Housing Unit (square feet) |  |  |  | 3,000 | 1,500 |  |
| Minimum Lot Area (square feet) | 7,000 | 3,500 | 7,000 | 2,000 | 10,000 | 10,000 |
| Minimum Lot Width (feet) | 60 | 35 | 70 | 24 | 70 | 75 |
| Minimum Yards (feet) |  |  |  |  |  |  |
| Front Yard (Note 7) | 25 | 25 | 25 | 25 | 25 | 25 |
| Side Yard (Note 2) | 5 ft min; <br> Total = <br> 10ft | 5 ft min; <br> Total $=10$ ft | 5 ft min; <br> Total $=10$ <br> ft | 5 ft min; One side = 10; <br> Total $=$ $\min 15$ | $\begin{gathered} \begin{array}{c} 5 \mathrm{ft} \text { min; } \\ \text { One side } \\ =10 ; \text { Total } \\ =\min 15 \end{array} \end{gathered}$ | 5 ft min; One Side $=10$; Total $=\mathrm{min}$ 15 |
| Street Side Yard, Corner Lot | 25 | 25 | 25 | 25 | 25 | 25 |
| Rear Yard (Note 4) | 25 | 25 | 25 | 25 | 25 | 25 |
| Maximum Height <br> (feet) (Note 3,5) | 10 stories or 150 ft . | 10 stories or 150 ft . | 10 stories or 150 ft . | 10 stories or 150 ft . | 10 stories or 150 ft . | $\begin{gathered} \hline 10 \text { stories or } \\ 150 \mathrm{ft} . \end{gathered}$ |
| $\|$Minimum Open <br> Space (Note 6) | N/A | N/A | N/A | 35\% | 35\% | N/A |
| Maximum F.A.R. | 2.5 | 2.5 | 2.5 | 2.5 | 2.5 | 2.5 |

Note 1: Density regulators are shown on a per unit basis.

Note 2 - Separation of Townhouse Buildings: There shall be a minimum of 15 feet separation between adjacent townhouse row dwellings.

Note 3: Height limit in table for one- or two-story structures; the combined side yard requirement shall be increased by five feet for each additional story over two and shall be distributed equally among the two side yards.

Note 4: Twenty five feet rear yard setback for one- or two-story structures; the required rear yard shall be increased by five feet for each additional story over two.

Note 5: Churches, schools, and hospitals are permitted a maximum height of 60 feet for the main structure and 75 feet for towers or steeples.

Note 6: Open space does not include driveways, parking areas, or structures. (2008 Code)

Note 7: Where lots are not subject to established front yard setback requirements, lots in the Downtown Master Plan area may reduce the front yard setback to 5 feet.

Note 8: The required front yard or rear yard setback adjacent to any collector, minor arterial, or principal arterial street as defined in the Bettendorf Transportation Plan (April 11, 2013) shall be fifty (50) feet OR thirty-five (35) feet when a berm, acceptable to the Planning and Zoning Commission and City Council, is provided adjacent to the involved roadway.

Note 9: The maximum height allowed for any portion of any townhouse or multi-family residential structure within fifty (50) feet of any lesser-zoned district shall be less than or equal to the maximum height allowed in the lesser-zoned district.


## CONCEPT EXHIBIT

THE LOFTS AT STRADA MEZZO
BETTENDORF, SCOTT COUNTY, IOWA
PROJECT VICINITY MAP-CITY OF BETTENDORF


APPLICANT INFORMATION:

| OWNER/APPLCANT: | PREPARED BY: |
| :---: | :---: |
| BESW | AXIOM CONSULTANTS, LLC |
| 1805 STATE STREET \#103 | C/O brian boelk |
| BETTENDORF, IOWA 52722 | 60 E. COURT STREET, UNIT 3 |
| 563-265-0839 | IOWA CITY, IOWA 52240 |
| BEN@CTCREEK.COM | 319-519-6220 |

LEGAL DESCRIPTION - URBAN-MEDIUM INTENSITY (UMI)/R-5: THAT PART OF THE NORTHEAST QUARTER (NE © $y_{\text {S }}$ OF THE NORTHWEST QUARTER (NW $\%$ ) OF SECTION 11 , TOWNSHIP 78 NORTH, RANGE 4 EAST OF THE $5{ }^{\text {TH P P.M, (AKA TRACT " "D" IN DEED \#1786-87) IN THE CITY O }}$ NDORF, SCOTT COUNTY, IOWA DESCRIBED AS
BEGINNING AT THE SOUTHEAST CORNER OF OUTLOT A OF HALEY YEIGHTS ST AD ADITION AS RECORDDD IN
BEON 2012. PAGE 28676 OF THE SCOTT COUNTY RECORDER'S



 SCOTT COUNTY RECORDER'S O
TO THE POINT OF BEGINNING.
DESCRIBED AREA CONTAINS 2.80 ACRES AND IS SUBJECT TO EASEMENTS AND OTHER RESTRICTIONS O RECORD.
ZONING INFORMATION:

$$
\begin{aligned}
& \text { CURRENT ZONING: A-1 } \\
& \text { RROPOSED ZONING: R-5 }
\end{aligned}
$$

CURRENT LAND USE: URBAN-MEDIUMINTENSITY (UMI

COMMUNITY DEVELOPMENT
City Hall Annex $\lambda 4403$ Devils Glen Road, Bettendorf, Iowa $52722 \lambda$ (563) 344-4100

June 17, 2020

Staff Report

## Case No. 20-034

Location: 2564 Middle Road - Site Development Plan (Lot 2, Ewing Bettendorf First Addition)
Applicant: Russell Ewing Bett, LLC
Current Zoning Classification: C-2, Community Commercial District Current Land Use Designation: Community Commercial

## Background Information and Facts

Russell Ewing Bett, LLC has submitted a site development plan for 2564 Middle Road (see Aerial Photo and Final Plat - Attachments A and B). The City previously approved a site development plan for Lot 1 consisting of a single senior living facility and parking (see Prior Site Plan - Attachment C). The current site development plan proposes an additional senior living facility and parking which will be built on Lot 2 (see Site Development Plan Attachment D). Access will be the same as approved for Lot 1, with two access points being through the Northwest Bank property and via Happy Joe Drive. The landscape plan meets the tree count requirements of the Landscape Ordinance (see Landscape Plan - Attachment E.) Elevations show the 3-story structure which will have 102 units (see Elevations - Attachment F).

## Land Use

The Community Commercial land use designation permits C-2, Community Commercial District zoning which would allow the proposed senior living facility.

## Utilities

Utilities are available along Middle Road and from Happy Joe Drive. It is the responsibility of the property owner to connect to all utilities. Water, sanitary sewer, gas and electric will be available from within the site itself as provided for Lot 1.

## Thoroughfare Plan/Access

The site is required to have two entry points for emergency services: one from Happy Joe Drive and from Middle Road through an easement on the Northwest Bank property. A traffic impact study was prepared by an independent third party engineering consultant prior to the
approval for the first building, and the results confirm that no additional traffic control devices will be required for either the first phase of the project or the anticipated full buildout. The study analyzed the intersections of Spruce Hills Drive and Middle Road, Middle Road and Happy Joe Drive, and the Northwest Bank Tower entrance off Middle Road. All three are anticipated to function at acceptable levels of service at full build out. The report did suggest that an updated analysis be performed in the future to evaluate actual traffic patterns. Given that Lot 2 is developing sooner than expected and knowing that Lot 3 is also attracting potential developers, staff is recommending that a traffic agreement between the owners of Lots 1, 2, and 3 and the City addressing any future traffic control devices be approved prior to Council approval of the plan.

## Storm Water Detention

Storm water detention is required and must be approved by the City Engineer at the time a site development plan is considered by City Council. Storm water detention will be accommodated for the entire subdivision in Outlot $X$.

## Recommended Action

Staff recommends approval of the site development plan subject to the conditions listed below:

1. Approval of the site development plan does not waive any applicable city, state, or federal provisions as required by law.
2. All fire hydrant placement and turning radii must be approved by the Fire Department prior to City Council consideration of the site development plan.
3. A traffic agreement between the owners of Lots 1, 2, and 3 and the City addressing any future traffic control devices be approved prior to Council approval of the plan

Respectfully submitted,

Greg Beck
City Planner




## LOT 2, EWING BETTENDORF FIRST ADDITION

CITY OF BETTENDORF, SCOTT COUNTY, IOWA






## COMMUNITY DEVELOPMENT

City Hall Annex $\lambda 4403$ Devils Glen Road, Bettendorf, Iowa $52722 \lambda$ (563) 344-4100

June 17, 2020
Staff Report

## Case No. 20-035

Location: 7171 Valley Drive (Lot 1, Great River Addition) - Site Development Plan
Applicant: Oak Grove Storage
Current Zoning Classification: I-2, General Industrial District Current Land Use Designation: Industrial

## Background Information and Facts

Oak Grove Storage has submitted an application for a site development plan for 7171 Valley Drive (see Aerial Photo - Attachment A). The final plat denotes the approximate 100 year floodplain limits and dedicated right-of-way for a future extension of Criswell Street and widening of Valley Drive (see Final Plat - Attachment B). The prior site plan shows a total of 8 structures to be used as storage units (See Site Development Plan Attachment C). The current site plan adds two more storage buildings to the south end of the property (see Site Development Plan - Attachment D). The landscape plan meets the Landscape Ordinance requirements.

## Land Use

The land use designation is Industrial. The site is zoned I-2, General Industrial District which permits storage facilities.

## Utilities

Utilities already extend to the site, and the developer has the responsibility for connection. A future connection to sanitary sewer shall be required from the southwest for the commercial portion of the subdivision which will be addressed at such time as a site development plan is submitted.

## Thoroughfare Plan/Pedestrian Access

Access to the site will be from Valley Drive. Future access to US 67 will be evaluated at the time the commercial area develops.

## Storm Water Detention

Storm water detention will be provided at the southwest corner of the site. All detention calculations must be approved by the City Engineer.

## Staff Recommendation

Staff recommends that the petitioner's request for approval of the site development plan be granted subject to the following conditions:

1. Approval of the site development plan does not waive any applicable city, state, or federal provisions as required by law.
2. No building permits will be issued for structures shown in the 100 year flood zone until an approved Letter of Map Revision is received.
3. CLOMA-Fill will be required before grading associated with this project is allowed.
4. All storm water detention calculations must be approved by the City Engineer.

Respectfully submitted,

Greg Beck
City Planner


## GREAT RIVER ADDITION <br> TO THE CITY OF BETTENDORF, IA

A RE-PLAT OF PART OF LOT $5-E . A$. BAUMBACH ESTATE
EGEND:
IBED DIMENSION $=\left(0,00^{\circ}\right)$
$\qquad$

1

## GRAPHIC SCALE

## Great River STORAGE UNITS

 Bettendorf, lowa



PROPOSED 11x55 BIOCELL \#1 OVERFLOW EL = 588.25 18" OF AMENATION = 585.25 $18^{\prime \prime}$ OF CLEAN ROCK

PROPOSED 11x55 BIOCELL \#2 OVERFLOW EL $=587.75$ 5 OUTLET ELEVATION = 584.75 18" OF CLEAN ROCK 18" OF CLEAN ROCK

OVERFLOW EL $=587.25$ OVERFLOW EL $=587.25$
OUTLET ELEVATION $=584.25$ 18" OF AMENDED SOIL 18" OF CLEAN ROCK

| DATE: 6/12/2020 | DRAWN BY: KRZMDR CHECKED BY: |
| :---: | :---: |
| $\begin{array}{\|cc\|cc\|} \hline 563 & 386.4236 \text { office } & 386.4231 \text { tax } \\ 2224 \text { East 12th Street, Davenoort, As } 5803 \end{array}$ | DRAWING LOCATION: <br> S:\Kardell\Great River Buildings 2020 |


|  | REVISIONS: |  | PROJECT | DEVELOPER |
| :---: | :---: | :---: | :---: | :---: |
| NO. | DESCRIPTION | DATE | PHASE 3 SITE PLAN | GREAT RIVER STORAGE |
| 1. |  |  | 7171 VALLEY DRIVE | P.O. BOX 567 |
| 3. |  |  | BETTENDORF, IOWA 52722 | MILAN, IL 61266 |

