EDGERTON PLANNING COMMISSION REGULAR SESSION AGENDA Edgerton City Hall June 9, 2020 7:00 P.M.

- 1. Call Meeting to Order
- 2. Pledge of Allegiance
- 3. Roll Call

4. CONSENT AGENDA

(Consent Agenda items will be acted upon by one motion unless a Planning Commissioner requests an item be removed for discussion and separate action.)

A. MINUTES

Consideration of the Planning Commission meeting minutes for April 14, 2020.

5. **NEW BUSINESS**

A. ELECTION OF PLANNING COMMISSION OFFICERS

Pursuant to the Bylaws of the Planning Commission, an annual meeting is held in June of each year for the purpose of electing a Planning Commission Chair, Vice Chair, and a Secretary.

B. <u>PUBLIC HEARING – PRELIMINARY PLAT FOR DELONG TRUCKING –</u> <u>APPLICATION PP2020-01</u>

Hold a public hearing in consideration of Application PP2020-01 for a Preliminary Plat located at 32612 W 191^{st} Street.

Applicant: DeLong Companies Agent: Caleb Flake, McClure Engineering Co.

C. FINAL PLAT FOR DELONG TRUCKING - APPLICATION FP2020-01

Consideration of Application FP2020-01 for a Final Plat located at 32612 W $191^{\rm st}$ Street.

Applicant: DeLong Companies Agent: Caleb Flake, McClure Engineering Co.

D. <u>PUBLIC HEARING – FINAL SITE PLAN FOR DELONG TRUCKING –</u> <u>APPLICATION FS2020-04</u>

Hold a public hearing in consideration of Application FS2020-04 for a Final Site Plan located at 32612 W 191^{st} Street.

Applicant: DeLong Companies Agent: Caleb Flake, McClure Engineering Co.

6. Future Meetings

- Board of Zoning Appeals Meeting July 14, 2020 at 6:30 PM Regular Session July 14, 2020 at 7:00 PM •
- •
- 7. Adjourn

EDGERTON CITY HALL PLANNING COMMISSION MEETING REGULAR SESSION April 14, 2020

The Edgerton Planning Commission met in regular session with Chair John Daley calling the meeting to order at 7:00 p.m.

All present participated in the Pledge of Allegiance.

The Roll Call was answered, indicating those present were Commissioner Jeremy Little via videoconference, Commissioner Deb Lebakken via videoconference, Commissioner Charlie Crooks via telephone, Commissioner Tim Berger via videoconference, and Chair John Daley via videoconference. Also present were City Administrator Beth Linn, Mayor Donald Roberts via videoconference, Development Services Director Katy Crow, and Planning and Zoning Coordinator/City Clerk Chris Clinton.

The Planning and Zoning Coordinator/City Clerk announced a quorum was present.

Ms. Beth Linn, City Administrator, requested the Commissioners to mute their microphone if not speaking turn off their video streams as not to distract anyone from the meeting. She also asked the Commissioners to state their name when speaking so it can correctly be recorded in the minutes.

CONSENT AGENDA

MINUTES

The approval of the minutes from the Regular Session held on March 10, 2020 were considered.

TEMPORARY CONSTRUCTION USE FOR INLAND PORT VII BATCH PLANT – APPLICATION TU2020-01

Application TU2020-01 for a renewal of TU2019-08 Temporary Construction Use for Inland Port VII located at 30901 W 185th Street was considered.

REVISED FINAL SITE PLAN FOR INLAND PORT XII – APPLICATION FS2020-02

Application FS2020-02 for a revised Final Site Plan of FS-11-06-2014, Inland Port XII located at 30801 W 191st Street was considered.

Commissioner Lebakken motioned to approve the consent agenda; Commissioner Crooks seconded the motion. The consent agenda was approved, 5-0.

Commissioner Berger was experiencing difficulties hearing the meeting. He called in on the conference line to rejoin the meeting. Roll call was completed with all commissioners being present. Ms. Katy Crow, Development Services Director, thanked the Planning Commission (the Commission) for their flexibility and reiterated what Ms. Linn requested at the beginning of the meeting.

NEW BUSINESS

TAX INCREMENT FINANCING (TIF) RESOLUTION

Edgerton Planning Commission Regular Session January 14, 2020 Page 2

Chairman Daley introduced the item to the Commission. He stated this is a Resolution finding Edgerton Homestead Lane Retail District Redevelopment (TIF) District Project Plan A1 is consistent with the City of Edgerton's Comprehensive Plan for development.

Ms. Crow stated on August 22, 2019, the City of Edgerton (the City) adopted Ordinance No. 2021 which established a Redevelopment District known as Homestead Lane TIF District. She said the TIF District is generally located at the northeast and northwest corners of Interstate 35 (I-35) and Homestead Lane. The City has prepared Project Plan A1 that include the On the Go Travel Center which is being developed by My Store III, Inc. Ms. Crow explained Kansas Statute requires the Commission to find any Project Plan to be consistent with the Comprehensive Plan before the Plan can be implemented.

Ms. Crow explained the Commission recommended for approval the rezoning of the parcel from A-G to C-2 Heavy Service Commercial on March 10, 2015. Ordinance No. 997 adopting the rezoning recommendation made by the Commission was approved by the Governing Body on March 26, 2015. Ms. Crow said the Commission and Governing Body used the criteria known as the "Golden Criteria" that included "Consistency with the Comprehensive Plan, Utilities and Facilities Plans, Capital Improvement Plan, Area Plans, ordinances, policies, and applicable City Code of the City" as a base for their decisions.

Mr. Scott Anderson, Bond Council, spoke to the Commission via videoconference. He recapped the background of the project that Ms. Crow provided. He stated the redevelopment area is to be used for many projects like trucks stops, restaurants, and truck maintenance facilities. The City has received an application for the first project in the Project Plan. The proposed project encompasses just over 12 acres for the TIF District. Mr. Anderson expects more projects to follow. Mr. Anderson stated City Staff does recommend the Resolution be approved. He said the Commission is familiar with this project as they have approved the plat and site plans.

Commissioner Berger motioned to approve a Resolution finding Edgerton Homestead Lane Retail District Redevelopment (TIF) District Project Plan A1 is consistent with the City of Edgerton's Comprehensive Plan for Development. Commissioner Little seconded the motion. The Resolution was approved, 5-0.

FUTURE MEETING

The next meeting is scheduled for May 12, 2020 at 7:00 PM.

Ms. Crow stated there are no items to be brought forth to the Commission at this time. She said there will be a meeting on June 9, 2020 as there are items to be reviewed by the Commission and the election of officers will need to take place during that meeting as well.

ADJOURNMENT

Motion by Commissioner Berger to adjourn the meeting, Commissioner Little seconded. Motion was approved, 5-0. The meeting was adjourned at 7:20 PM.

Submitted by: Chris Clinton, Planning and Zoning Coordinator/City Clerk



404 East Nelson Edgerton, KS 66021 P: 913.893.6231 EDGERTONKS.ORG

STAFF REPORT

June 9, 2020

- To: Edgerton Planning Commission
- Fr: Chris Clinton, Planning and Zoning Coordinator
- Re: **PP2020-01** Preliminary Plat for *DeLong Trucking* located at 32612 W 191st Street, Edgerton, Kansas.

APPLICATION INFORMATION

Applicant:	Caleb Flake, Agent DeLong Company 32612 W. 191 st St Edgerton, KS 66021
Property Owners:	Delong Company 214 Allen Street PO Box 552 Clinton, WI 53525
Requested Action:	Preliminary Plat approval for DeLong Trucking
Legal Description:	SW 1/4 of Section 34, Township 14 South, Range 22 East, and part of a tract of land described as the J.A. Pearce Tract in the 1892 Re-Survey of said Section, Township and Range in Johnson County, Kansas; see attached application for complete legal description.
Site Address/Location:	32612 W 191 st Street, Edgerton, KS 66021
Existing Zoning and Land Uses:	Parcel contains an I-H (Heavy Industry) District Zoning Designation; part of the parcel is undeveloped.
Existing Improvements:	Grain storage operation
Site Size:	Approximately 20.95 acres

DESCRIPTION

Application **PP2020-01** requests approval of a Preliminary Plat for DeLong Trucking located at 32612 W 191st Street. This parcel was annexed into the City of Edgerton on March 25, 2010 and was rezoned from RUR, Johnson County Rural, to I-H, Heavy Industry on December 27, 2012. This Preliminary Plat application shows one (1) lot. This Preliminary Plat request is being made in preparation of an expansion of operations on to the adjacent parcel to the east which is currently

PP2020-01 Preliminary Plat – DeLong Trucking

undeveloped. Previous development on this parcel was allowed through the Lot Split process. Today the City of Edgerton is shown as the owner in Johnson County AIMS. At the time this property was initially developed using Industrial Revenue Bonds, the State of Kansas required that the property be held in the City's name and leased back to the owner. This allowed the development to qualify for the abatements granted.

INFRASTRUCTURE AND SERVICES

- 1. Current access to the property is via two access points one from West 191st Street and one from Intermodal Parkway.
- 2. Utilities and service providers.
 - a. Johnson County Water District #7.
 - b. Sanitary Sewer City of Edgerton.
 - c. Electrical Service Evergy.
 - d. Gas Service Kansas Gas Service.
 - e. Police protection is provided by the City of Edgerton through the Johnson County Sheriff's Office.
 - f. Fire protection is provided by Johnson County Fire District #1.
- 3. Parcel is located within the Bull Creek watershed.

PRELIMINARY PLAT REVIEW

Staff has reviewed the Final Plat submittal for compliance with the Approved Final Plat requirements in Article 13, Section 13.3 of the Edgerton Unified Development Code. Review comments are listed below.

Content of Preliminary Plat

- 1. Complete outline drawing of all boundaries, lots, and streets, together with courses, distances and areas. Boundaries must be shown as solid lines and all easements as dashed lines. *The existing sanitary sewer easement in the northeast corner of Lot 1 needs to be labeled with the Book and Page information from the Johnson County RTA.* **Update** *Preliminary Plat.*
- 2. A copy of the proposed restrictive covenants. *Applicant states there are no restrictive covenants being proposed.*

RECOMMENDATION

City staff recommends **approval** of Application **PP2019-04** Preliminary Plat for *DeLong Trucking*, subject to compliance with the following stipulations:

- 1. All Preliminary Plat requirements of the City listed above shall be met or addressed.
- 2. All infrastructure requirements of the City shall be met.
- 3. All City Engineer comments related to Stormwater Management Plan must be addressed.
- 4. Preliminary plat shall be approved for a one-year period and shall be extended for an additional year upon the approval of a final plat for the same parcel of land or any part thereof. If a final plat is not approved for a portion or all of the land covered under the preliminary plat within one year, the preliminary plat shall be ruled null and void. The Planning Commission upon submittal and approval of a written request may grant a one-year extension on the approval of the preliminary plat.

ATTACHMENTS

- Application PP2020-01
- Preliminary Plat for DeLong Trucking

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INITIAL SUBMISSION	EW				
NAME OF PROPOSED SUBDIVISION: DeLong Truckin	g				
LOCATION OR ADDRESS OF SUBJECT PROPERTY: W. 1		t & Homestea	d Lane		
LEGAL DESCRIPTION: (included on plat)					
CURRENT ZONING ON SUBJECT PROPERTY:		_ CURRENT LANE	USE: NONE		
TOTAL AREA: Acres NUMBER	R OF LOTS: 1		AVG. LOT SIZE:	20.95	Sq. Ft.
DEVELOPER'S NAME(S): DeLong Companies		PHONE: 608-6	376-2255		
COMPANY: DELONG CO, INC. (THE)		_ FAX:			
MAILING ADDRESS: 214 Allen Street, PO: Box 5	52 Clinton,	WI 53525			
Street	City		State	Zip	
PROPERTY OWNER'S NAME(S): DeLong Companies	S	PHONE: 608-6	76-2255		
COMPANY: DELONG CO, INC. (THE)		FAX:			
MAILING ADDRESS: 214 Allen Street, PO: Box 5	52 Clinton,	WI 53525			
Street	City		State	Zip	
ENGINEER'S NAME(S): Caleb Flake		PHONE:			
COMPANY: McClure Engineering Co.		FAX: cflake@	mecresults.cor	n	
MAILING ADDRESS: 1700 Swift Ave. Suite 100, M					
Street	City		State	Zip	
SIGNATURE OF OWNER OR AGENT:	er, authorizatio	on of agent must ad	company this applic	cation.	
NOTE: Ten (10) copies of the proposed preliminary plat must a must also be submitted with the application.	ccompany this	application for staf	f review. One (1) redu	iced copy (8	½ x 11)

FOR OFFICE USE ONLY

Application No.: P2020-01	Application Fee Paid: \$	310	Date Fee Paid: <u>4-2-2020</u> Receipt #
Received By: Unritighter	Publication Fee Paid: \$_	150	Date Fee Paid: <u>4-2-2020</u> Receipt #

vs. 12.12.19

404 East Nelson • Edgerton, KS 66021 • P: 913.893.6231 • F: 913.893.6232 • EDGERTONKS.ORG

May 21, 2020

RE: Authorized Agent

To Whom it May Concern:

I hereby declare Caleb Flake of McClure Engineering Company an Authorized Agent for the DeLong Company and grant him authorization to act on my behalf and sign applications related to the parking lot expansion project. More specifically:

- Final Site Plan Case No. FS2020-04
- Preliminary and Final Plats PP2020-01
- Variances
- Site Construction Permits .

Sam Hanni General Manager The DeLong Company

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Signature

5-21-20

Date

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PROPERTY OWNER NOTI	
FS2020-04 and PP2020 Case No.:	
	, of lawful age being first duly sworn upon oath, state: nt, owner, attorney) for the property for which the application was filed and did, not be date of the public bearing scheduled before the Edgaster Depuise
Commission, mail certified notice to a in the City of Edgerton, one thousar d with the Unified Development Code.	Il persons owning property within the notification area (two hundred (200) feet (1,000) feet in the unincorporated area of the subject property) in compliance
These notices were mailed on the	0th
Inf. Jen.	
Signature of Agent, Owner or Attorn	y
Subscribed and sworn to before me	is 3rd June, 2020.
	, 20 <u>-</u> , 20 <u>-</u>
Kim Tombs-1	Under
My Commission Expires: 10/2	7/2023 (5541)
рисс. <u>— С т</u> С а	
	vs. 9-9-11
404 East Nelson	Edgerton, KS 66021 • P: 913.893.6231 • F: 913.893.6232

Katy Crow

From:Pat Delong <PDelong@delongcompany.com>Sent:Wednesday, April 29, 2020 8:28 AMTo:Katy Crow; Caleb Flake; Sam HanniSubject:RE: DeLong - Planning Commission items

Katy,

Per my call with Sam Hanni, He had asked we send you this,

The DeLong Company gives Permission to sign off on the preliminary and final plats,

Thks, Pat DeLong



Patrick DeLong 214 Allen Street PO: Box 552 Clinton, WI 53525 Office: 608-676-2255 ext:1220 Cell: 815-955-9081

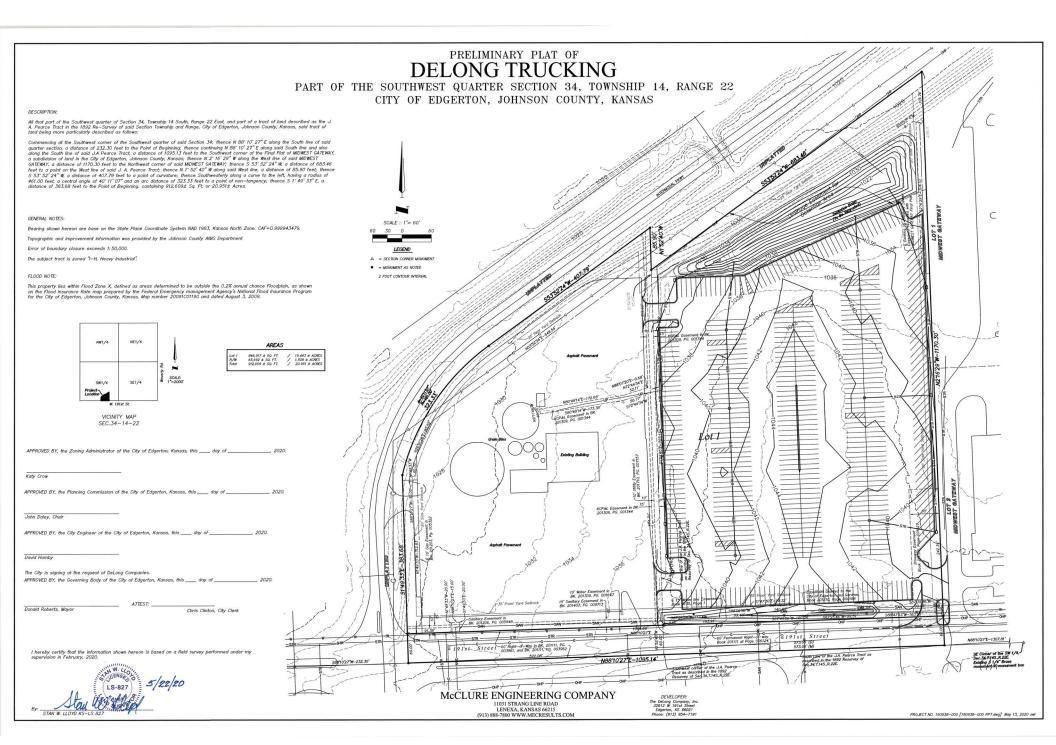
From: Katy Crow <kcrow@edgertonks.org>
Sent: Wednesday, April 22, 2020 5:20 PM
To: Caleb Flake <cflake@mecresults.com>; Pat Delong <PDelong@delongcompany.com>; Sam Hanni
<SHanni@delongcompany.com>
Subject: RE: DeLong - Planning Commission items

Thanks so much – we look forward to talking to everyone next Tuesday.

Regards,

Katy

EDGERTON global routes. local roots. **Katy Crow** • Development Services Director City of Edgerton, KS <u>404 East Nelson • Edgerton, KS 66021</u> 913.893.6231 x7000 • 913.269.7992 (cell) www.edgertonks.org





404 East Nelson Edgerton, KS 66021 P: 913.893.6231 EDGERTONKS.ORG

STAFF REPORT

June 9, 2020

- To: Edgerton Planning Commission
- Fr: Chris Clinton, Planning and Zoning Coordinator
- Re: **FP2020-01** Final Plat for *DeLong Trucking* located at 32612 W 191st Street, Edgerton, Kansas.

APPLICATION INFORMATION

Applicant:	Caleb Flake, Agent DeLong Company 32612 W. 191 st St Edgerton, KS 66021
Property Owners:	The DeLong Companies 214 Allen St PO Box 552 Clinton, WI 53525
Requested Action:	Final Plat approval for DeLong Trucking
Legal Description:	SW 1/4 of Section 34, Township 14 South, Range 22 East, and part of a tract of land described as the J.A. Pearce Tract in the 1892 Re-Survey of said Section, Township and Range in Johnson County, Kansas; see attached application for complete legal description.
Site Address/Location:	32612 West 191 st Street, Edgerton, KS 66021
Existing Zoning and Land Uses:	Existing zoning – I-H (Heavy Industrial) District; eastern half is currently undeveloped.
Existing Improvements:	Grain storage operation
Site Size:	Approximately 20.95 Acres

PROJECT DESCRIPTION

Application **FP2020-01**, Final Plat for *DeLong Trucking*, requests approval for one (1) lot. The new lot would have frontage along the north side of West 191st Street right-of-way. This Final Plat request is being made in preparation of an expansion to the east side of the plat from the current grain operations on the west side. This Final Plat request aligns with the request made with Preliminary Plat Application PP2020-01, also presented to the Planning Commission on June 9, 2020. This Final Plat application joins two (2) existing parcels into one (1). Previous development

on this parcel was allowed through the Lot Split process. Today the City of Edgerton is shown as the owner in Johnson County AIMS. At the time this property was initially developed using Industrial Revenue Bonds, the State of Kansas required that the property be held in the City's name and leased back to the owner. This allowed the development to qualify for the abatements granted.



Subject Property



INFRASTRUCTURE AND SERVICES

- 1. Current access to the property is via two access points one from West 191st Street and one from Intermodal Parkway.
- 2. Utilities and service providers.
 - a. Johnson County Water District #7.
 - b. Sanitary Sewer City of Edgerton.
 - c. Electrical Service Evergy.
 - d. Gas Service Kansas Gas Service.
 - e. Police protection is provided by the City of Edgerton through the Johnson County Sheriff's Office.
 - f. Fire protection is provided by Johnson County Fire District #1.
- 3. Parcel is located within the Bull Creek watershed.

FINAL PLAT REVIEW

Staff has reviewed the Final Plat submittal for compliance with the Approved Final Plat requirements in Article 13, Section 13.3 of the Edgerton Unified Development Code. Review comments are listed below.

- The instrument of survey which shows the point of beginning, corners, bearings, courses, distances, exterior boundaries, interior lot boundaries, abandoned lot lines, pins, monuments found or set. All P.I.'s corner, boundaries must be mounted with a 2" x 24" metal bar. *The northern pin in the center of Lot 1 should list the origin, "Plastic Cap at Corner" is insufficient. Update Final Plat. Confirm monuments have been set after the plat has been recorded with Johnson County Records and Tax Administration.*
- 2. All easements with widths, and roads with curve data. *The existing sanitary sewer in the northeast corner of Lot 1 needs to be labeled with the Book and Page information from the Johnson County RTA.* **Update Final Plat.**
- 3. Edgerton City Planning Commission chair and secretary approval. *The signature line is missing for Planning Commission Secretary approval.* **Update Final Plat.**
- 4. Certificate of the Register of Deeds. *Certificate needs to be added to plat.* Upon filing Final Plat with Johnson County Records and Tax Administration the Book/Page information will be added.
- 5. Surveyor's Certificate and Seal and certificate for survey review by the County Surveyor or designated Land Surveyor. *Plat is not signed or sealed by surveyor. Applicant has acknowledged and will have the Final Plat signed and sealed upon approval of all governmental bodies.*

RECOMMENDATION

City staff recommends **approval** of Application **FP2020-01** Final Plat for *DeLong Trucking,* subject to compliance with the following stipulations:

1. The commencement of any improvements shall not occur prior to the approval and endorsement of the Final Plat and the submittal to and approval of construction plans for all streets, sidewalks, storm water sewers, sanitary sewers, and water mains contained within the Final Plat by the Governing Body. The property owner and/or developer shall work with City staff to determine the best possible placement for a storm water easement and shall dedicate said storm water easement on the Final Plat.

- 2. A Public Improvement Inspection Fee, established by the Fee Schedule for the Unified Development Code, shall be submitted with the document of financial assurance as defined in Section 13.7 prior to the commencement of any improvements.
- 3. The applicant shall meet all requirements of Recording a Final Plat as defined in Section 13.5 of the Edgerton Unified Development Code, including payment of excise tax.
- 4. The applicant shall meet all requirements of Financial Assurances as defined in Section 13.7 of the Edgerton Unified Development Code.
- 5. All City Engineer comments related to the Stormwater Management Plan must be addressed.
- 6. All Final Plat requirements of the City listed above shall be met or addressed prior to recording of the Plat.
- 7. If the Final Plat is not recorded with the Johnson County Register of Deeds within one year after acceptance by the Governing Body, the plat will expire. Planning Commission re-approval and Governing Body re-acceptance is required for expired Final Plats.

ATTACHMENTS

- Application FP2020-01
- Final Plat, DeLong Trucking

INITIAL SUBMISSION	
NAME OF PROPOSED SUBDIVISION: DeLong Trucking	
LOCATION OR ADDRESS OF SUBJECT PROPERTY: W. 191st Stree	t & Homestead Lane
LEGAL DESCRIPTION: (included on plat)	
CURRENT ZONING ON SUBJECT PROPERTY:	CURRENT LAND USE: NONE
TOTAL AREA: 20.95 Acres NUMBER OF LOTS: 1	AVG. LOT SIZE: 20.95 Sq. Ft.
DEVELOPER'S NAME(S): DeLong Companies	
COMPANY: DELONG CO, INC. (THE)	_ FAX:
MAILING ADDRESS: 214 Allen Street, PO: Box 552 Clinton,	WI 53525
Street City PROPERTY OWNER'S NAME(S): DeLong Companies	State Zip _ PHONE:
COMPANY: DELONG CO, INC. (THE)	
MAILING ADDRESS: 214 Allen Street, PO: Box 552 Clinton	, WI 53525
Street City ENGINEER'S NAME(S): Caleb Flake	State Zip
ENGINEER'S NAME(S): Caleb Flake COMPANY: McClure Engineering Co.	FAX: cflake@mecresults.com
MAILING ADDRESS: 1700 Swift Ave. Suite 100, North Kans	sas City, MO 64106
Street	State Zip
SIGNATURE OF OWNER OR AGENT:	on of agent must accompany this application.
NOTE: Tan (10) conject of the proposed preliminary plat must accompany this	application for staff review. One (1) reduced conv (8 1/4 x 11)

Final Plat Application

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global routes. local roots.

NOTE: Ten (10) copies of the proposed preliminary plat must accompany this application for staff review. One (1) reduced copy ($8 \frac{1}{2} \times 11$) must also be submitted with the application.

	FOR OFFICE USE ONLY		
Application No.: FP2020-01	Application Fee Paid: \$ 310	Date Fee Paid: <u>4-2-2020</u>	_ Receipt #
	Publication Fee Paid: \$A	_ Date Fee Paid: _A/A	_Receipt #
Received By: Christipher Un	intr		

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I hereby declare Caleb Flake of McClure Engineering Company an Authorized Agent for the DeLong Company and grant him authorization to act on my behalf and sign applications related to the parking lot expansion project. More specifically:

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Signature

5-21-20

Date

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FS2020-04 and PP2020 Case No.:	
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Commission, mail certified notice to a in the City of Edgerton, one thousar d with the Unified Development Code.	Il persons owning property within the notification area (two hundred (200) feet (1,000) feet in the unincorporated area of the subject property) in compliance
These notices were mailed on the	0th
Inf. Jen.	
Signature of Agent, Owner or Attorn	y
Subscribed and sworn to before me	is 3rd June, 2020.
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Kim Tombs-1	Under
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	vs. 9-9-11
404 East Nelson	Edgerton, KS 66021 • P: 913.893.6231 • F: 913.893.6232

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Katy,

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The DeLong Company gives Permission to sign off on the preliminary and final plats,

Thks, Pat DeLong



Patrick DeLong 214 Allen Street PO: Box 552 Clinton, WI 53525 Office: 608-676-2255 ext:1220 Cell: 815-955-9081

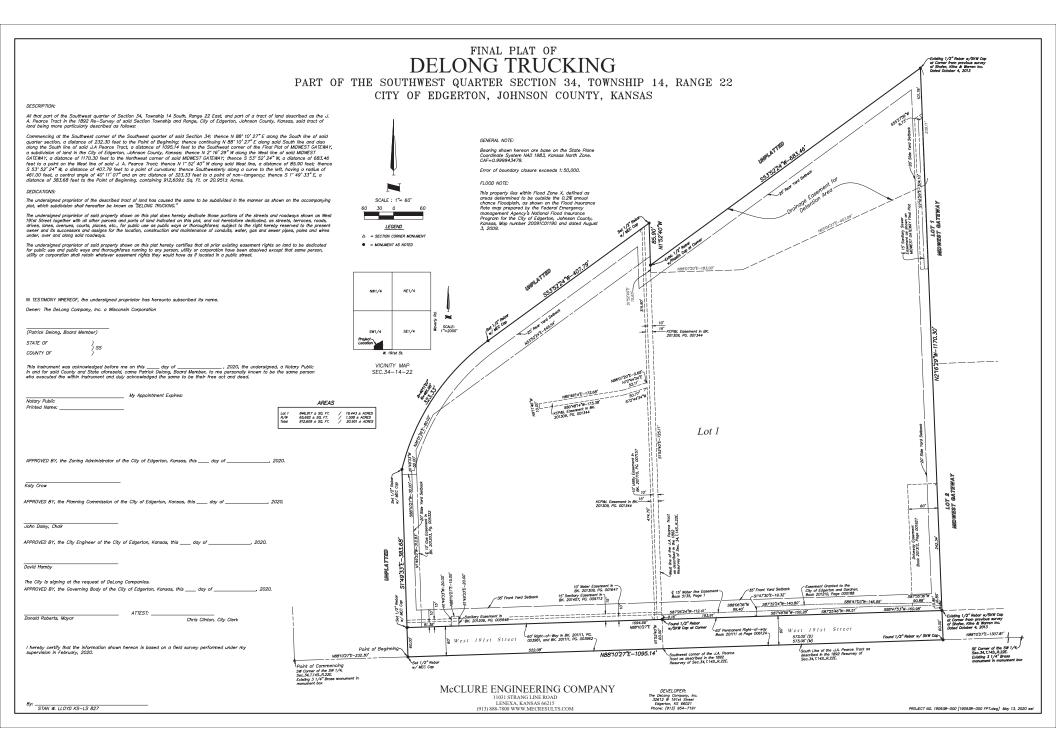
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404 East Nelson Edgerton, KS 66021 P: 913.893.6231 EDGERTONKS.ORG

STAFF REPORT

June 9, 2020

- To: Edgerton Planning Commission
- Fr: Chris Clinton, Planning and Zoning Coordinator
- Re: **FS2020-04** Final Site Plan for *DeLong Trucking* located at 32612 W. 191st Street, Edgerton, Kansas.

APPLICATION INFORMATION

Applicant:	Caleb Flake, Agent DeLong Company 32612 W. 191 st Street Edgerton, KS 66021
Property Owner:	The DeLong Companies 214 Allen Street PO Box 552 Clinton, WI 53525
Requested Action:	Final Site Plan approval for DeLong Trucking
Legal Description:	SW 1/4 of Section 34, Township 14 South, Range 22 East, and part of a tract of land described as the J.A. Pearce Tract in the 1892 Re-Survey of said Section, Township and Range in Johnson County, Kansas; see attached application for complete legal description.
Site Address/Location:	32612 West 191 st Street, Edgerton, KS 66021
Existing Zoning and Land Uses:	I-H (Heavy Industry) District Zoning
Existing Improvements:	No operations on area where expansion will occur.
Site Size:	Approximately 12 Acres

PROJECT DESCRIPTION

Application **FS2020-04** requests approval for a Final Site Plan at the DeLong Trucking facility. This request is for an expansion of operations onto their vacant parcel directly east of current operations. The existing operations were approved on February 12, 2013 as Final Site Plan S-23-21-12. The project is located at the northeast corner of 191st Street and Homestead Lane in Edgerton, Kansas.

The Edgerton Planning Commission has heard the application for the Final Plat of this project during the same meeting, June 9, 2020. The expansion consists of a detention basin on the north and a parking facility on the remainder of the site. The applicant has proposed a total of 492 parking spaces. These stalls are all ten-feet (10') by forty-feet (40'). The applicant wishes to do this project in two (2) phases, with the first phase containing 182 parking stalls. The remaining stalls will be constructed during the second phase. No timeline has been provided as to when the second phase will be initiated or completed.

INFRASTRUCTURE AND SERVICES

Current access to the property is via two access points - one from West 191st Street and one from Intermodal Parkway. A new access point is proposed from West 191st Street utilizing the cross-access easement with the adjacent parcel to the east (Midwest Gateway/Dot's Pretzels).

The parcel is located within the Bull Creek watershed with utilities and service providers as follows:

- 1. Water Johnson County Water District #7
- 2. Sanitary Sewer City of Edgerton
- 3. Electrical Service Evergy
- 4. Gas Service Kansas Gas Service
- 5. Police service is provided by the city of Edgerton through the Johnson County Sheriff's Office.
- 6. Fire protection is provided by Johnson County Fire District #1.



Subject Property

FINAL SITE PLAN REVIEW

Staff has reviewed the Final Site Plan submittal for compliance with the requirements of Article 10, *Site Plans and Design Standards*, Section 5.4, *I-H Heavy Industry District*, and Article 16, *Parking and Loading Regulations*, of the Edgerton Unified Development Code (UDC). Review comments are listed below.

Article 10 – Section 10.1 – Site Plan

- 1. Existing and proposed topography including contours at two (2) foot intervals unless the property is too flat and then spot elevations shall be provided. *It appears drainage from the curb cut will flow onto the neighboring property to the east. Stormwater drainage is not allowed to impact neighboring properties. Provide documentation showing this requirement is met.*
- 2. Site entrance and connections to streets. *The western access point on West 191st Street should be modified to be exit only.* **Update Final Site Plan.**
- 3. The location of existing and proposed easements. *The existing sanitary sewer easement in the northeast corner of Lot 1 needs to be label with the Book and Page.* **Update Final** *Site Plan.*
- 4. Exterior lighting specifications including a preliminary photometric plan. A final photometric plan will be required at the time the applicant applies for a Building Permit. Lighting should be installed in an effort to minimize spillover onto adjacent properties and streets. The maximum light level at any point on a property line shall not exceed 0.0 foot-candles when adjacent to an agricultural or residential property or 0.2 foot-candles when adjacent to a nonresidential district, measured five (5) feet above grade. Lights shall be aimed away from adjacent properties and streets and may need to be shielded to meet the foot-candle requirements. The maximum height for luminaries shall not exceed 25 feet as measured between the bottom of the luminaire and grade. The applicant has provided a photometric plan with this submittal and many light measurements are shown to be above the maximum foot-candles allowed by the UDC, especially along the east side of the property. On the Photometric Plan provided, the readings are not fully shown to the north property line (across the detention basin). The proposed luminaries are fifty-four (54) feet in height, exceeding the height allowed by twenty-nine (29) feet. Existing luminaries in the developed west lot are installed at a height of thirty (30) feet. Applicant has indicated an application for a variance through the Board of Zoning Appeals (BZA) will be submitted for the height of the luminaries and the maximum foot-candle readings at the property line. BZA approval must occur prior to Building Permit issuance. If the variance is not approved by the BZA, the luminaries must meet the requirements outlined in the UDC. Once the luminary height is resolved, a revised Photometric Plan is required showing the readings at the entire parcel perimeter.

Other Comments

- 1. When initial DeLong operations were initially approved in 2013, the Planning Commission required additional landscaping which would act as a screening for the site operations. This was due to a higher intensity use/operation occurring on the parcel. This expansion of operations should be held to the same standards and the following requirements must be met to ensure that, at a minimum, the screening of the truck chassis is achieved:
 - a. Per approved Final Site Plan S-23-21-12, the berm height along 191st Street is 6 feet in height. The berm area along the expanded operations perimeter along 191st

Street must meet this same height requirement. The applicant has indicated that a Johnson County Water District #7 easement exists along that perimeter line and should the berm have to shift north to accommodate that easement they will revise their Site Plan accordingly. *Update Final Site Plan as needed.*

- b. The shrubs shown along 191st Street (adjacent to the proposed expansion) are clustered in four (4) groups of eleven (11) shrubs. The cluster size should be reduced, and the number of groups should be increased to extend the entire length of the frontage along 191st Street to increase the screening of operations. *Update Final Site Plan.*
- c. The northern most set of shrubs on the east property line should be relocated to the West 191st Street perimeter line and placed as required in (a) above. *Update Final Site Plan.*
- d. Article 5, *Landscape Standards* require tree 2.5" tree caliper at installation. The landscaping proposed in the Site Plan indicates trees of a 2" caliper. *Update Final Site Plan and ensure correct size plantings are installed.*
- e. Article 5, *Landscape Standards* require shrubs be a minimum of 24 inches at installation. Final Site Plan has indicated that 1-gallon plant size containers will be used. *Applicant shall ensure that 1-gallon sized plants meet these height requirements upon installation.*
- 2. A storm water management report has been submitted. The following comments should be addressed prior to approval:
 - a. Update the existing drainage area to include Phase I of the expansion. Update the report as needed with any changes due to change in the area.
 - b. Provide a detail of the proposed outlet (with pipe/orifice sizes and flowline elevations) and how it connects to the existing pipe and structure.
 - c. Correct the "Top of Underground Basin" note under the Detention Analysis.
- 3. A SWPPP has been submitted. The following comments should be addressed prior to approval:
 - a. Provide a detail sheet for proposed BMPs.
 - b. Provide approved NOI permit to the City.
 - c. A Land Disturbance Permit from the City will be required prior to construction.
- 4. Infrastructure improvements on West 191st Street are governed by the tri-party agreement with the City of Edgerton, Burlington Northern Santa Fe Railway and Edgerton Land Holding Company along with the DeLong Company's Development Agreement.

RECOMMENDATION

City staff recommends **approval** of **FS2020-04** Final Site Plan for *DeLong Trucking*, subject to compliance with the following stipulations:

- 1. The staff recommendations and comments noted related to the screening discussed in this Staff Report are included as stipulations as part of approval of this Final Site Plan.
- 2. Applicant/Owner Obligation. The site plan, a scale map of proposed buildings, structures, parking areas, easements, roads and other city requirements (landscaping/berm plan, lighting plan) used in physical development, when approved by the Planning Commission shall create an enforceable obligation to build and develop in accordance with all specifications and notations contained in the site plan instrument.
- 3. The owner, prior to the issuance of any development permit, shall sign all site plans and submit full size renderings to the City for any sheets which have been revised by this

application FS2020-04. A final site plan filed for record shall indicate that the applicant shall perform all obligations and requirements contained therein and be signed by the owner.

4. All landscaping, on both the initial development site and the expansion site, is to be planted to the plan approved by the Planning Commission and maintained. This includes the replacement of any trees or shrubs that die.

ATTACHMENTS

- Application for FS2020-04
- Final Site Plan FS2020-04
- Traffic Flow for proposed operations

EDGERTON global routes. local roots.	Site Plan Application
	REVISED SITE PLAN
PROJECT NAME: DeLong Grain Parking Expansion	
LOCATION OR ADDRESS OF SUBJECT PROPERTY: W. 191st Stree	t & Homestead Lane
34-14-22 BG 1307.81' W SE CR SW1/4 W 573.05' N 785.11' NE LEGAL DESCRIPTION:	683.46' S 1170.31' TO POB EX S 60' IN ST 12.073 ACS M/L
CURRENT ZONING ON SUBJECT PROPERTY:	
TOTAL AREA: ACRES NUMBER OF LOTS:	AVG. LOT SIZE:Sq. Ft.
DEVELOPER NAME(S): Patrick DeLong	PHONE: 608-676-2255
COMPANY: DELONG CO., INC. (THE)	PDelong@delongcompany.com
MAILING ADDRESS: 214 Allen Street , PO: Box 552 C	Clinton, WI 53525
eny	State Zip
PROPERTY OWNER NAME(S): Patrick DeLong	
COMPANY: DELONG CO., INC. (THE)	PDelong@delongcompany.com
MAILING ADDRESS: 214 Allen Street, PO: Box 552 C	Clinton, WI 53525
enout eny	State Zip
COMPANY: McClure Engineering Co.	EMAIL: cflake@mecresults.com
MAILING ADDRESS: 1700 Swift Ave., Suite 100, North	n Kansas City, MO 64106
Street City	State Zip
SIGNATURE OF OWNER OR AGENT:	agent must accompany this application.
NOTE: Two (2) 34*x42" paper copies plus an electronic copy of the site plan must a requirements may be found in Article 10 of the Edgerton Unified Development Co	ccompany this application for staff review. All Site Plan de (UDC).
Applicant is to provide the legal description electronically as a Word document to 320	the City of Edgerton.
FOR OFFICE USE ONLY	
Application No.: FS2020-04 Application Fee Paid: \$	Date Paid: <u>4-17-2020</u> Receipt #:
Publication Fee Paid: \$_150	Date Paid: <u>4-17-2020</u> \$100 paid 4-2-2020
Contraction Contraction	

v.12.13.19

404 East Nelson • Edgerton, KS 66021 • P:913.893.6231 • F:913.893.6232 • Edgertonks.org

May 21, 2020

RE: Authorized Agent

To Whom it May Concern:

I hereby declare Caleb Flake of McClure Engineering Company an Authorized Agent for the DeLong Company and grant him authorization to act on my behalf and sign applications related to the parking lot expansion project. More specifically:

- Final Site Plan Case No. FS2020-04
- Preliminary and Final Plats PP2020-01
- Variances
- Site Construction Permits .

Sam Hanni General Manager The DeLong Company

d-10-

Signature

5-21-20

Date

e global routes. Iora	
PROPERTY OWNER NOTI	
FS2020-04 and PP2020 Case No.:	
	, of lawful age being first duly sworn upon oath, state: nt, owner, attorney) for the property for which the application was filed and did, not be date of the public bearing scheduled before the Edgaster Depuise
Commission, mail certified notice to a in the City of Edgerton, one thousar d with the Unified Development Code.	Il persons owning property within the notification area (two hundred (200) feet (1,000) feet in the unincorporated area of the subject property) in compliance
These notices were mailed on the	0th
Inf. Jen.	
Signature of Agent, Owner or Attorn	y
Subscribed and sworn to before me	is 3rd June, 2020.
	, 20 <u>-</u> , 20 <u>-</u>
Kim Tombs-1	Under
My Commission Expires: 10/2	7/2023 (5541)
рисс. <u>— С т</u> С а	
	vs. 9-9-11
404 East Nelson	Edgerton, KS 66021 • P: 913.893.6231 • F: 913.893.6232

