

KNIGHTSBRIDGE GATE CITY INITIATED ZONING MAP AMENDMENT 18.697

KNIGHTSBRIDGE GATE CITY INITIATED - REZONING 18.697

Public hearing on the request of The City of Novi for recommendation to City Council for rezoning of property in Section 18, located at the southeast corner of Twelve Mile Rd. and Napier Road, from the OS-2, Planned Office Service District to the R-4, One-Family Residential District. The subject property is 74.5 acres.

Required Action

Recommend to City Council approval or denial of rezoning request from OS-2, Planned Office Service to R-4, One-Family Residential.

REVIEW	RESULT	DATE	COMMENTS
Planning	Approval	3/31/11	Request is in compliance with the
	recommended	3/31/11	Master Plan for Land Use
Engineering	Comments		Summary of findings provided
	provided		

Motion sheet

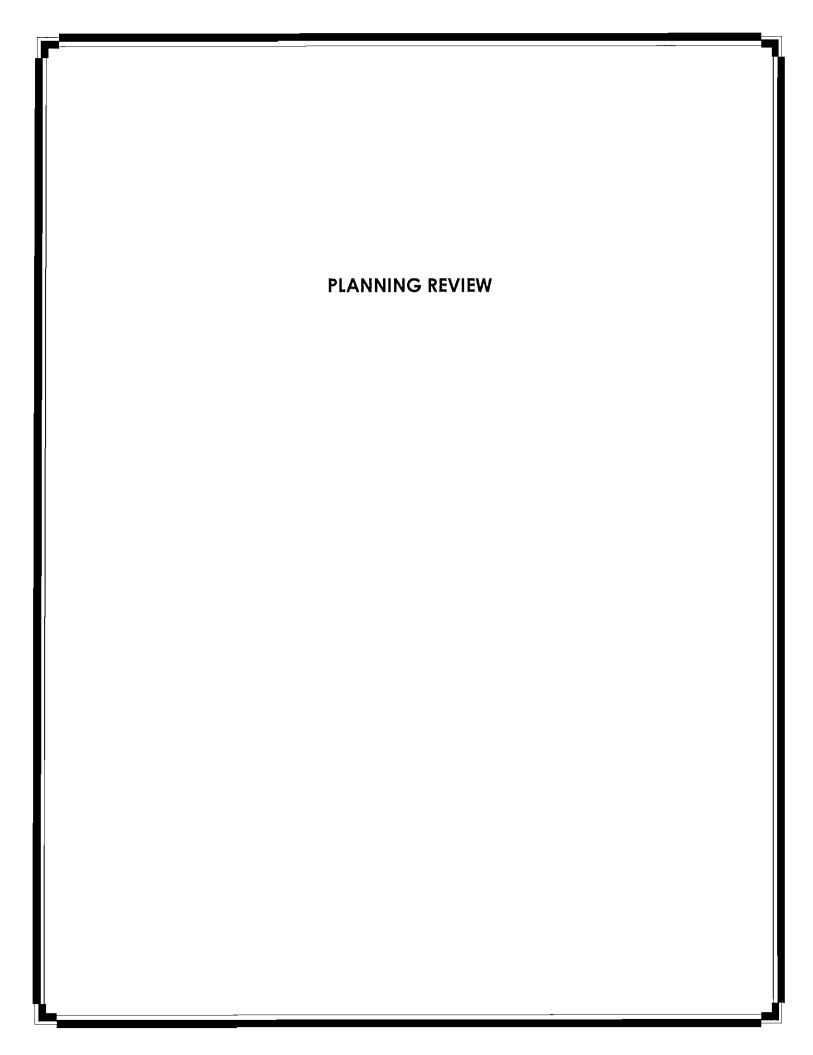
<u>Approval</u>

In the matter of Zoning Map Amendment 18.697, City of Novi, motion to **recommend approval** to City Council to rezone the subject property from OS-2, Planned Office Service District to R-4, One-Family Residential, for the following reasons...

- 1. As the highest density one-family residential district, the proposed R-4 District is consistent with the single family residential use designation in the Master Plan for Land Use 2010;
- 2. The use of the property is regulated by the Paragon Properties verses the City of Novi consent judgment;
- 3. The proposed R-4 District is in harmony the single family residential uses permitted in the above Consent Judgment that permits single family homes and the Knightsbridge Gate site condominium development;
- 4. Rezoning the property does not change any of the terms of the above consent judgment; and
- 5. Adequate infrastructure exists to support the proposed single family homes.
- 6. Other reasons...

Denial

In the matter of Zoning Map Amendment 18.697, City of Novi, motion to **recommend denial** to City Council to rezone the subject property from OS-2, Planned Office Service District to R-4, One-Family Residential, for the following reasons...





PLAN REVIEW CENTER REPORT

March 31, 2011 Planning Review

KNIGHTSBRIDGE GATE CITY INITIATED Rezoning 18.697

<u>Petitioner</u>

City of Novi

Review Type

Rezoning request from OS-2, Planned Office Service District to R-4, One-Family Residential District.

Property Characteristics

• Site Location: Southeast corner of Twelve Mile and Napier Roads

• Site Size: 74.5 acres

Surrounding Zoning: East: Residential Acreage (RA) and One-Family Residential

(R-1); South: One-Family Residential (R-1); West: Residential Agricultural (R-1.0) in Lyon Township; North: Industrial

Research Office (IRO) in the City of Wixom.

Current Site Use
 Developed residential site condominium (Knightsbridge)

Gate).

Surrounding Land Uses: East: Knightsbridge Gate residential club house and vacant

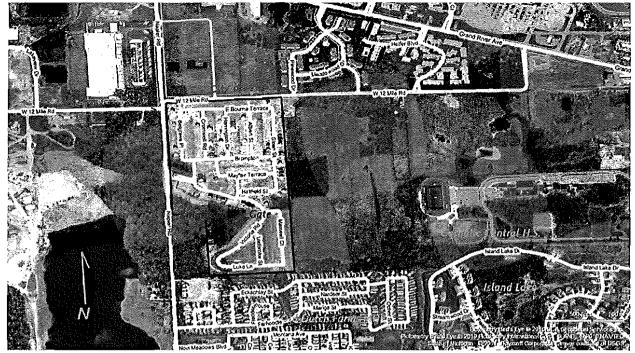
land; South: vacant land and Old Dutch Farms Mobile home Park; West: gravel extraction, single family homes and light industrial in Lyon Township; and North: Catholic girls high school (under construction) and vacant property in City of

Wixom.

School District: South Lyon Community Schools

Project Summary

The recently adopted amended Master Plan for Land Use divided the previously designated "Office" future land use areas into three new office use areas, "Community Office" to coincide with areas zoned OS-1, Office Service District, "Office Commercial" to coincide with areas zoned OSC, Office Service Commercial District, and "Office, Research, Development and Technology" to coincide with areas zoned OST, Planned Office Service Technology District. Only one area of the City is currently in the OS-2, Planned Office Service District and this area is the Knightsbridge Gate single-family residential development. This property is subject to a Consent Judgment between Paragon Properties and the City of Novi permitting single family residential development at 4.8 dwelling units per acre. Due to these facts, the elimination of the



Knightsbridge Gate

OS-2 District was contemplated during the Master Plan review process and a use designation to match the OS-2 District was not proposed in the Master Plan. As the first step in eliminating the OS-2 district from the Zoning Ordinance, the Planning Staff recommends rezoning the Knightsbridge Gate development to R-4, One-Family Residential to match the use permitted in the Judgment and the Master Plan for Land Use. Rezoning will not change the terms of the Judgment and it will still control the use of the Knightsbridge Gate properties.

Rezoning the property to R-4 will also reduce the number of inquires the City receives regarding the approved use of the Knightsbridge Gate properties. Appraisers, lending institutions, realtors and potential home owners are often puzzled by the properties being zoned for office uses when the properties are homes or residential lots.

Recommendation

The Planning Department **recommends positive consideration** of the petition to rezone the subject property from OS-2 to R-4 for the following reasons:

- As the highest density one-family residential district, the proposed R-4 District is consistent with the single family residential use designation in the Master Plan for Land Use 2010;
- The use of the property is regulated by the Paragon Properties verses the City of Novi consent judgment;
- The proposed R-4 District is in harmony the single family residential uses permitted in the above Consent Judgment that permits single family homes and the Knightsbridge Gate site condominium development;

- Rezoning the property does not change any of the terms of the above consent judgment; and
- Adequate infrastructure exists to support the proposed single family homes.

Planning Commission Options

The Planning Commission has the following options for its recommendation to City Council:

- 1. Recommend rezoning of the property to R-4, One-Family Residential (STAFF RECOMMENDATION).
- 2. Recommend denial of the request, with the zoning of the property remaining OS-2, Planned Office Service.
- 3. Recommend rezoning of the parcel to any other classification that the Planning Commission determines is appropriate. NOTE: This option may require the Planning Commission to hold and send notice for another public hearing with the intention of recommending rezoning to the appropriate designation. At this time, Staff has not reviewed any other alternatives.

Master Plan for Land Use

The existing Master Plan for Land Use currently designates the property for single family residential uses with a maximum density of 4.8 dwelling units per acre. A rezoning of the property to R-4 would be consistent with the master plan's land use designation but permit a lower density than the maximum density depicted in the Master Plan. Staff considered asking for a rezoning to RT, Two-Family Residential, since this district permits up to 4.8 dwelling units per acre. This would not be consistent with the one-family development of the property. Therefore, the Planning Staff decided to recommend R-4 since to be consistent with the one-family use.

Zoning

The following table summarizes the zoning and land use status for the property in the petition and the surrounding properties.

Existing Zoning, Existing Land Use and Future Land Use For Subject Property and Adjacent Properties

		•	Master Plan Future Land
	Existing Zoning	Existing Land Use	Use Designation
Subject	OS-2, Planned Office	Knightsbridge Gate site	Single Family Residential
Site	Service	condominium for single	
		family homes	
Northern	IRO, Industrial, Research,	Catholic Girls High	Industrial/Research/Office
Parcel	Office and RC-1, Multiple	School under	andMultiple-Family
(City of	Family Residential	construction & Multiple-	Residential
Wixom)		Family Residential	
Southern	R1, One-Family	Old Dutch Farms Mobile	Mobile Home Park
Parcel	Residential	Home Park	
Eastern	RA, Residential Acreage	vacant	Single Family Residential
Parcels	and R-1, One-Family		
	Residential		
Western	I-1, Light Industrial and	Gravel pit and light	Rural Residential and
Parcels	R1.0 Residential	industrial	Light
in Lyon	Agricultural		Industrial/Research/Office
Township			

Compatibility with Surrounding Land Use

The subject property is developed with the Knightsbridge Gate site condominium. The surrounding land uses are shown on the above chart. The compatibility of the R-4, One-Family Residential zoning with the zoning and uses on the adjacent properties should be considered by the Planning Commission in making the recommendation to City Council on the rezoning request.

The property to the **north** of the subject property is located in the City of Wixom and it is developed with multiple-family dwellings and a Catholic girl's high School is under construction.

The property to the **west** of the subject property is in Lyon Township and is developed with single-family residential dwellings, a light industrial building and a gravel extraction site that includes a large lake.

The property to the **south** of the subject property is developed as a mobile home park (Old Dutch Farms) and vacant land.

The property to the east of the subject property is vacant land.

Comparison of Zoning Districts

The following chart compares the permitted uses and bulk requirements of the property's current RA zoning and the proposed RM-1 zoning. A comparison of the OS-2 district was provided as an alternative since a nursing home is also a permitted use in this district.

	OS-2	R-4
Principal Permitted Uses	 Office buildings Medical offices Facilities for human care i.e. sanitariums, hospitals, convalescent homes & assisted living facilities Off street parking lots Public parks and outdoor recreation 	 One-Family detached dwellings. Farms and greenhouses Publicly owned and operated parks and outdoor recreational facilities. Cemeteries. Home occupations Accessory buildings and uses,. The keeping of horses and ponies Family Day Care Homes
Special Land Uses	 Accessory retail & service uses in same building as permitted use Sit down restaurants Public owned buildings Banks indoor recreation Day care centers 	 Churches Public, parochial and private elementary intermediate or secondary schools Utility and public service buildings and uses Group day care homes, day care centers and adult day care centers Private noncommercial recreational areas, institutional or community recreation centers, and nonprofit swimming pool clubs Golf courses Colleges, universities and other such institutions of higher learning, public and private Private pools Mortuary establishments Bed and breakfasts

	O\$-2	R-4
Minimum Lot Size	None	10,000 square feet
Maximum Building Height	42 feet three stories	35 feet 2 ½ stories
Minimum Building Setbacks	Front – 50 feet Side – 50 feet Rear – 50 feet	Front - 30 feet Side - 10 feet minimum 25 feet total Rear – 35 feet

Intent of Zoning Districts

The current OS-2 District is intended to be primarily for various types of office uses performing administrative, professional and personal services and for businesses which provide a service as opposed to selling a product. The R-4 District is intended to be medium density medium size lot single-family dwellings.

Infrastructure Concerns

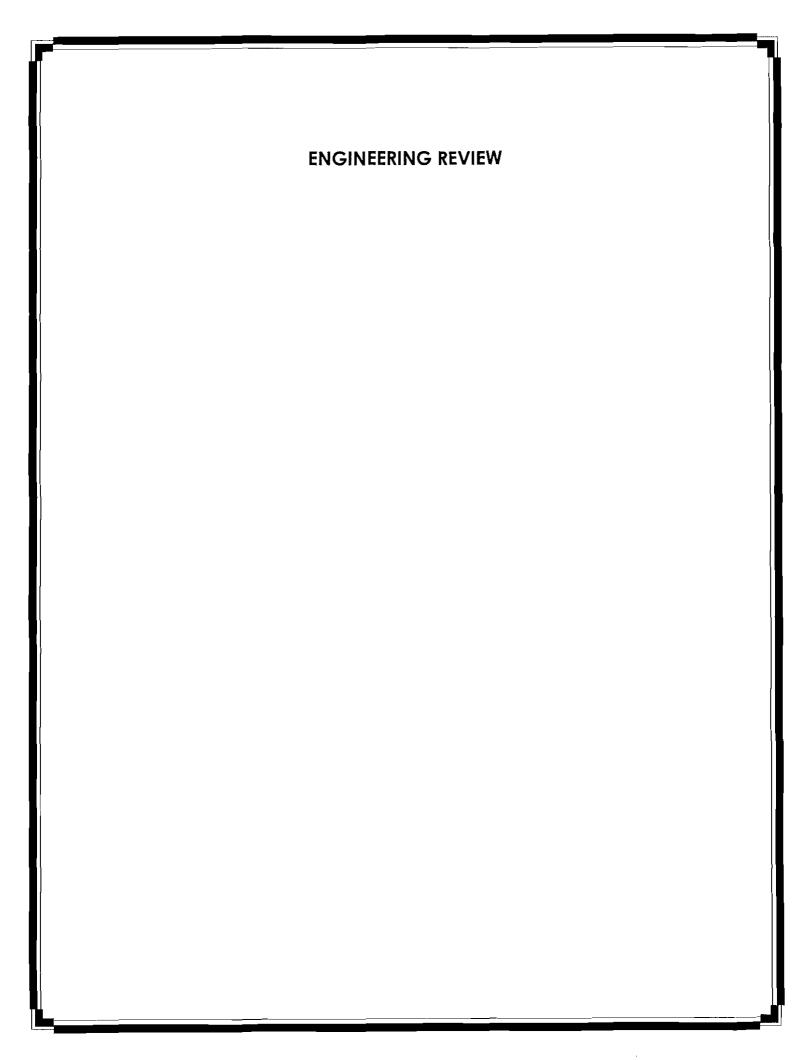
The area is adequately served by utilities to serve the Knightsbridge Gate development. See the City Engineer's review for details.

Natural Features

Although the area in the petition includes some regulated wetlands and woodlands, all woodland and wetland issues were addressed with the approval of the Knightsbridge Gate development.

Please contact Mark Spencer at (248) 735-5607 or <u>mspencer@cityofnovi.org</u> with any questions or concerns.

Mark Spencer, AICP, Planner



MEMORANDUM



TO: BARB MCBETH, AICP; DEPUTY DIR. COMM. DEV.

FROM: BRIAN COBURN, P.E.; ENGINEERING MANAGER BIL

SUBJECT: REVIEW OF REZONING IMPACT ON PUBLIC UTILITIES

REZONING 18,697 CITY INITIATED REZONING

DATE: MARCH 30, 2011

The Engineering Division has reviewed the City initiated rezoning request for the properties located at the southeast corner of Napier Road and 12 Mile Road containing the Knightsbridge Gate development. The City desires to rezone all 74.5 acres of the site from OS-2 to R-4.

The rezoning of these properties to R-4 would match the density that is approved and under construction for the Knightsbridge Gate development. Therefore, there would be no additional demand or impact to the water or sanitary sewer systems.

PLANNING COMMISSION MINUTES March 9, 2011



PLANNING COMMISSION MINUTES

Approved EXCERPTS

CITY OF NOVI

Regular Meeting

Wednesday, March 9, 2011 | 7 PM

Council Chambers | Novi Civic Center | 45175 W. Ten Mile (248) 347-0475

CALL TO ORDER

The meeting was called to order at or about 7:00 PM.

ROLL CALL

Present: Member Greco, Chairperson Gutman, Member Larson, Member Lynch, Member Meyer

Also Present: Barbara McBeth, Deputy Director of Community Development; Kristin Kolb, City Attorney; Kristen

Kapelanski, Planner

Absent: Member Baratta, Member Cassis, Member Pehrson, Member Prince (all excused)

MATTERS FOR CONSIDERATION

1. SET A PUBLIC HEARING FOR APRIL 13, 2011 FOR ZONING MAP AMENDMENT 18.697, A CITY-INITIATED REZONING OF THE KNIGHTSBRIDGE GATE CONDOMINIUM PROPERTIES LOCATED IN SECTION 18, SOUTH OF TWELVE MILE ROAD AND EAST OF NAPIER ROAD, FROM OS-2 PLANNED OFFICE SERVICE DISTRICT TO R-4 ONE-FAMILY RESIDENTIAL DISTRICT.

Member Lynch asked whether the Knightsbridge Gate property was already zoned residential and what properties would be rezoned from OS-2.

Planner Kapetanski stated that the only property zoned OS-2 in the City is the Knightsbridge Gate property. The proposal is to rezone the land to be consistent with the R-4 density.

Member Lynch asked about the Consent Judgment covering the property.

City Attorney Kolb answered the Consent Judgment does not change the zoning of the property. The Consent Judgment just dictates what uses are permitted.

Planner Kapelanski stated that the density that is allowed in the Consent Judgment is consistent with the density allowed in R-4.

Motion made by Member Meyer and seconded by Member Larson:

ROLL CALL VOTE ON MOTION TO SET A PUBLIC HEARING FOR ZONING MAP AMENDMENT 18.697 MADE BY MEMBER MEYER AND SECONDED BY MEMBER LARSON:

Motion to set a public hearing for Zoning Map Amendment 18.697 for April 13, 2011. Motion carried 5-0.

REQUEST FOR COMMENTS

Letters Responses



Mayor David B. Landry

Mayor Pro Tem Bob Gatt

Justin Fischer

Terry K. Margolis

Andrew Mutch

Dave Staudt

Wayne Wrobel

City Manager Ciay J. Pearson

City Clerk Maryanne Comellus December 16, 2010

Knightsbridge Gate Association 1100 Victors Way, Ste. 50 Ann Arbor, MI 48108

RE: Rezoning of Knightsbridge Gate properties

Dear Association President:

The City of Novi is considering rezoning all of the properties in Knightsbridge Gate to the R-4, One-Family Residential District from the current OS-2, Planned Office Service District. Placing the development in a new zoning district will not affect or change any of the approvals or stipulations granted to the Knightsbridge Gate development. As you are aware, the development of the Knightsbridge Gate property is regulated by the 2004 consent judgment between Paragon Properties and the City of Novi. The City's attorney has reviewed the terms of the judgment and determined that the judgment does not prohibit the rezoning of the property and that rezoning the property would not change any of the terms of the judgment.

Knightsbridge Gate is the only property in the City that is located in the OS-2 district. In order to streamline the Zoning Ordinance the City is considering eliminating this district. The R-4 district proposed for the Knightsbridge Gate properties is the City's most intense single family zoning district and the closest match to the approved development found in the Zoning Ordinance. Placing the development in a residential zoning district could also reduce the number of zoning questions that the City or the property owners receive about the zoning of properties in the development.

At this time we would like you to provide us with your comments on the proposed change. Please let us know by January 14, 2011 if you have any concerns regarding this proposed zoning district change.

Thanks in advance for your help on this matter. If you have any questions on this matter, please feel free to contact me at 248.735.5607 or mspencer@cityofnovi.org.

Sincerely.

Mark Spencer, AICP

Mach Ssencer

Planner

City of Novi 45175 W. Ten Mile Road CC: Barbar Novi, Michigan 48375 Charle 248.347.0460 Charle

CC: Barbara McBeth, Deputy Director Community Development Charles Boulard, Director Community Development



Mayor David B. Landry

Mayor Pro Tem Bob Gatt

Justin Fischer

Terry K. Margolls

Andrew Mulch

Dove Staudt

Wayne Wrobel

City Manager Clay J. Pearson

City Clerk Maryanne Comelius December 16, 2010

Winnick-Knightsbridge Gate, LLC 121 West Long Lake Rd., 3rd floor Bloomfield Hills, MI 48304

RE: Rezoning of Knightsbridge Gate properties

Dear Property Manager:

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Sincerely,

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Planner

CC: Barbara McBeth, Deputy Director Community Development Charles Boulard, Director Community Development

City of NoVI 45175 W. Ten Mile Road Novi, Michigan 48375 248.347.0460 248.347.0577 fax



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City Clerk Maryanne Comellus December 16, 2010

Grand Sakwa-Jacobson Novi, LLC 28470 13 Mile Rd., Ste. 220 Farmington Hills, MI 48334

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Sincerely,

Mark Spencer, AICP

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Planner

City of Novi 45175 W. Ten Mile Road Novi, Michigan 48375 248.347.0460 248.347.0577 fox

CC: Barbara McBeth, Deputy Director Community Development Charles Boulard, Director Community Development



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City Clerk Maryanne Cornellus December 16, 2010

Hunter-Pasteur Homes, LLC 32255 Northwestern Hwy., ste. 180 Farmington Hills, MI 48334

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Sincerely,

Mark Spencer, AICP

Mark Ssencer

Planner

CC: Barbara McBeth, Deputy Director Community Development Charles Boulard, Director Community Development

City of Novi 45175 W. Ten Mile Road Novi, Michigan 48375 248.347.0460 248.347.0577 tax



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Mayor Pro Tem Bob Galt

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Wayne Wrobel

City Manager Clay J. Pearson

City Clerk Maryanne Comelius December 16, 2010

S. E. Michigan Land Holding, L.L.C. Knightsbridge Gate Property Manager 12955 23 Mile Rd. Shelby Township, MI 48315

RE: Rezoning of Knightsbridge Gate properlies

Dear Properly Manager:

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Sincerely,

Mark Spencer, AICP

Mark pencer

Planner

City of Novi 45175 W. Ten Mile Road Novi, Michigan 48375 248.347.0460 248.347.0577 fax

CC: Barbara McBeth, Deputy Director Community Development Charles Boulard, Director Community Development

Spencer, Mark

From: Spencer, Mark

Sent: Thursday, January 13, 2011 10:15 AM

To: 'David Gans'

Subject: RE: Knightsbridge Gate

David:

Thanks for your reply regarding the proposed rezoning of Knightsbridge Gate to R-4, one-family residential. Regarding a change in SEV, the City Assessor has stated that it is very unlikely that a rezoning would increase the selling price of any of the homes, therefore, it would be very unlikely to effect the SEV. Regarding the terms of the Consent Judgment, our City Attorney has stated that the change would not change any of the terms of the Judgment. Please let me know if you have any additional questions.

Mark Spencer, AICP, Planner City of Novi 45175 W. Ten Mile Rd. Novi, MI 48375 248-735-5607

From: David Gans [mailto:dgans@winnickhomes.com]

Sent: Monday, December 20, 2010 2:59 PM

To: Spencer, Mark

Subject: Knightsbridge Gate

I am in receipt of your letter dated Dec. 16, 2010 regarding the proposed re-zoning of Knightsbridge Gate from OS-2 to R-4. so long as the rezoning will not impact any SEV's as well as the that the consent judgment will still control the development of the subject property.

David A. Gans 121 West Long Lake road Third Floor Bloomfield Hills, Michigan 48304

Office: 1 248 593 9820 Fax: 1 248 593 9821

Spencer, Mark

From: Spencer, Mark

Sent: Wednesday, January 12, 2011 3:52 PM

To: 'Linda Martin'

Subject: RE: Knightsbridge Gate - Rezoning

Linda:

Thanks for your response. I confirmed with the City's Assessor that proposed zoning change will have no affect on the assessed value of the homes. Please let me know if you have any other questions. I look forward to your Board's support on this matter.

Mark Spencer, AICP, Planner City of Novi 45175 W. Ten Mile Rd. Novi, MI 48375 248-735-5607

From: Linda Martin [mailto:lmartin@kramertriad.com]

Sent: Monday, January 03, 2011 12:16 PM

To: Spencer, Mark

Subject: Knightsbridge Gate - Rezoning

Mark,

I am the Community Association Manager for the Knightsbridge Gate Association at 12 Mile/Napier. We received the attached letter form you regarding rezoning the homes in Knightsbridge Gate from OS-2 (Planned Office Service) to R-4 (One-family Residential).

The Board would like to know what affect this will this have on tax Assessments?

Please advise.

Thank you!

Linda Martin, CMCA, AMS Community Association Manager

Kramer-Triad Management Group, L.L.C., AAMC www.kramertriad.com

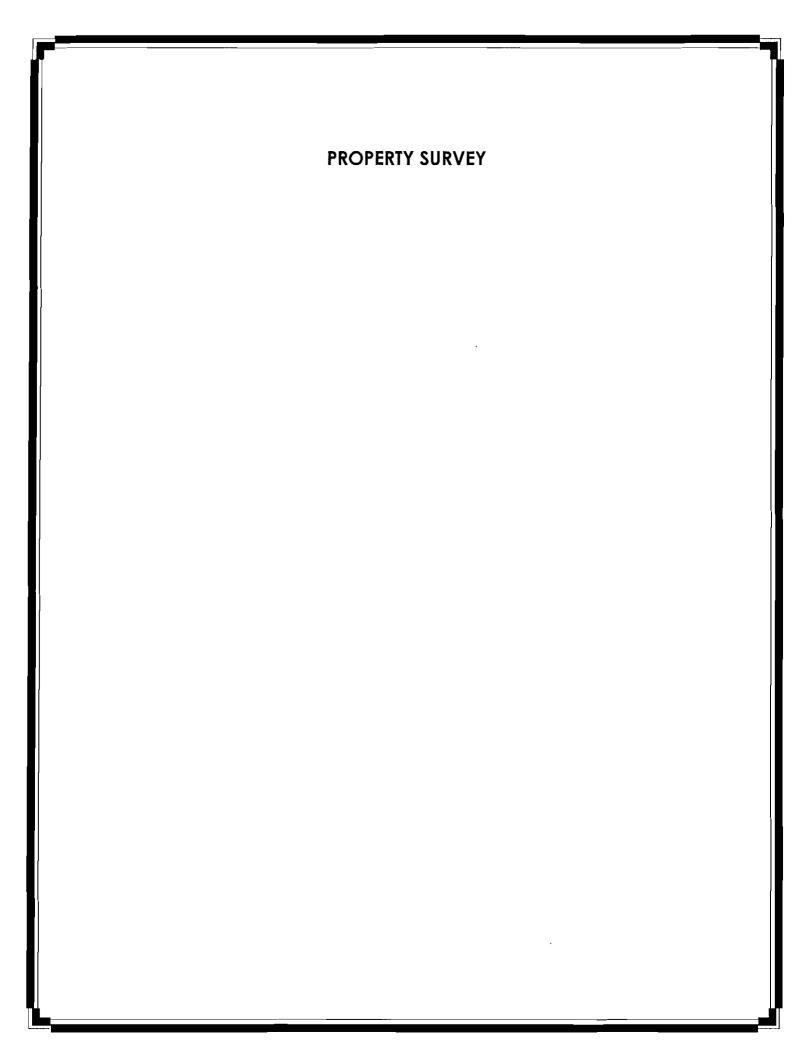
www.associaadvantage.com

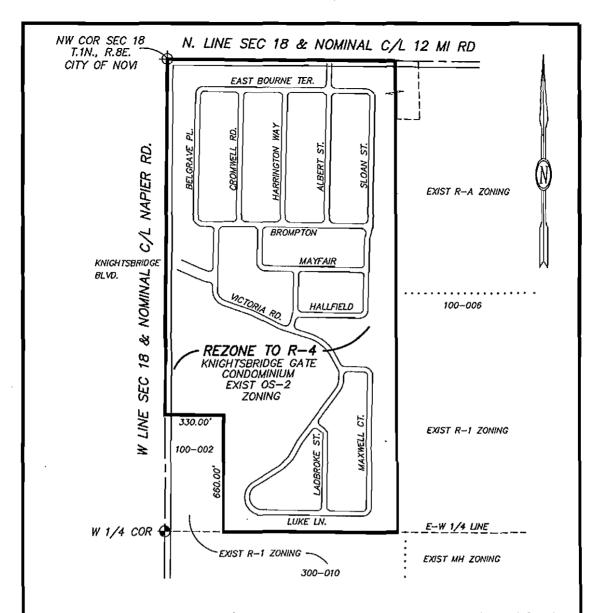
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To rezone a part of the Northwest ¼ of Section 18, T.1N., R.8E., City of Novi, Oakland County, Michigan, more particularly described as follows:

The northwest fractional ¼ of Section 18, excepting the east 80 acres, also excepting the south 660 feet of the west 330 feet, this includes part of "Knightsbridge Gate" a Oakland County Condominium Subdivision Plan No. 1797, as recorded in Liber 36493, Page 001 and its amendments. Containing 74.5 acres more or less.

FROM: OS-2 PLANNED OFFICE SERVICE DISTRICT

TO: R-4 ONE FAMILY RESIDENTIAL DISTRICT

MAPS

Location
Future Land Use
Zoning
Regulated Woodlands and Wetlands
Knightsbridge Gate Unit Ownership December 2010

