

ZONING BOARD OF APPEALS

CITY OF NOVI

Community Development Department

Case No. PZ13-0060 47900 Grand River Ave - Applebee's Restaurant

Location: 47900 Grand River

Zoning District: B-2, Community Business District

The applicant is requesting variances from Section 28-5(3), 28-5(2)c and 28-5(2) a.2.ii of the Novi Sign Ordinance to allow additional or altered signs as follows:

- (2) additional oversize wall signs of 45.6 sq. ft. and 23 sq. ft.
- (1) site directional sign of 9.04 sq. ft. at south entrance door
- (12) awnings (canopy signs) with logos of 53.7 sq. ft., 48.8 sq. ft., 62.3 sq. ft. and 30.5 sq. ft.
- (1) ground sign exceeding maximum height of 7 feet

The property is located on the north side of Grand River, and west of Beck Road.

Ordinance Sections:

CITY OF NOVI, CODE OF ORDINANCE, Section 28-5(3) permits only one sign per parcel of property and 28-5(2)c limits canopy signage to 24 sq. ft. Section 28-7(a)9 limits designation signage to 2 sq. ft. business direction. Section 28-5(2)a.2.ii allows signage to a maximum height of 6 feet.

City of Novi Staff Comments:

The applicant is requesting approval for installation of signage for The Applebee's Restaurant located at West Market Square. The property is allowed a single sign by right under the Novi Sign Ordinance. The proposed signage is as follows:

North Elevation:

Sign #1: 2- awnings (canopy signs) 48.8 sq. ft. (logos)

South Elevation:

Sign #1: 9.04 sq. ft. at south entrance door (Welcome Back)

Sign #2: 3- awnings (canopy signs) 30.5 sq. ft. (logos)

East Elevation:

Sign #1: 45.6 sq. ft. wall sign (Applebee's)

Sign #2: 23 sq. ft. wall sign (Carside To Go)

Sign #3: 4- awnings (canopy signs) 53.7 sq. ft. (logos)

West Elevation:

Sign #2: 3- awnings (canopy signs) 62.3 sq. ft. (logos)

Ground Sign: 30 sq. ft., 7 ft. high located on the West Market Square property with a 5 ft. setback

Staff recognizes the unique nature and location of the site and is not opposed to the approval of wall signage located on the property if the Board finds them appropriate. The ground sign is a different matter as the City cannot reasonably be expected to extend the courtesy to other areas and businesses within the development.

Standards for Granting a Sign Variance

CITY OF NOVI, CODE OF ORDINANCES, Section 28-16 addresses Sign Variance Appeals:

| • | The request is based upon circumstances or features that are exceptional and unique to the property and do not result from conditions that exist generally in the City or that are self-created, specifically |
|---|--|
| • | The failure to grant relief will unreasonably prevent or limit the use of the property and will result in substantially more than mere inconvenience or inability to attain a higher economic or financial return because |
| • | The grant of relief will not result in a use of structure that is incompatible with or unreasonably interferes with adjacent or surrounding properties, will result in substantial justice being done to both the applicant and adjacent or surrounding properties, and is not inconsistent with the spirit of the ordinance because |



ZONING BOARD OF APPEALS

CITY OF NOVI

Community Development Department (248) 347-0415

For Official Use Only

| ZBA Case No: 213,0000 ZBA Date: NOV 19 Payment Received: \$ (Cash) |
|--|
| Check # Include payment with cash or check written to "City of Novi." |
| TO BE COMPLETED BY APPLICANT - PLEASE PRINT Please submit one original signed application and 13 copies of all supporting documentation relevant to the appeal, Applicant's Name RYAN JONES (APPLE BEE'S) Date 10.10.13 Company (if applicable) TSER APPLE VENTURE, LLC SOUTH Address* 17800 LAUREL PARK DR. N. 2000 City LWONIA ST MI ZIP 48152 'Where all case correspondence is to be mailed. Applicant's E-mail Address: DoneS @ KINGVENTURE, COM Phone Number (248) 351-6195 FAX Number (248) 3.57-6164 |
| Request is for: |
| Residential Construction (New/ Existing) Vacant Property Commercial X Signage |
| 1. Address of subject ZBA case: 47900 GRAND RIVER ZIP 48374 |
| 2. Sidwell Number: 5022 - 行 こても O10may be obtained from Assessing Department (248) 347-0485 |
| 3. Is the property within a Homeowner's Association jurisdiction? Yes No No |
| B-Z 4. Zoning: RAFR-1FR-2FR-3FR-4FRT FRM-1 FRM-2 FMH FOS-1 FOS-2 FOSC FOST ★ OTHER |
| 5. Property Owner Name (if other than applicant) WEST MAKKET SQUAKE LLC GROUND) |
| 6. Does your appeal result from a Notice of Violation or Citation Issued? Yes No |
| 7. Indicate ordinance section(s) and variances requested: 1. Section ZE-S(3) ZE-T(a)(4) Variance requested WALL SIGN, CANOPT SIGN 2. Section Variance requested CIRCINO SIGN 3. Section ZE-8, Z 8-1(3) Variance requested CIRCINO SIGN 4. Section Variance requested Variance requested Variance requested |
| 8. Please submit an accurate, scaled drawing of the property showing: a. All property lines and dimensions correlated with the legal description. b. The location and dimensions of all existing and proposed structures and uses on property. c. Any roads, easements, drains, or waterways which traverse or abut the property and the lot area and setback. d. Dimensions necessary to show compliance with the regulations of this Ordinance. |

| SEE ATTACHED | SHEET |
|---|---|
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| | |
| Describe any unique circumstances regarding the to other properties in the area and which preventions. | he property (i.e., shape, topography, etc.) which are not common nt strict compliance with the Zoning Ordinance: |
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| IGN CASES ONLY: | |
| | e to install a Mock-Up Sign ten (10) days before the scheduled ZBA |
| eeting, or cancelled. A mock-up sign is NOT to be the a ve (5) days of the meeting. If the case is denied, the app o or actual sign (if erected under violation) within five (5) ariance approval is vold if permit not obtained within here is a five (5) day hold period before work/action can | n one hundred eighty (180) days of date of decision. be taken on variance approvals. |
| I property owners: within 300 feet of ZBA property address. LEASE TAKE NOTICE: | ess will be notified of the ZBA case and variance requests. |
| ne undersigned hereby appeals the determination | of the Building Official/ Inspector or Ordinance Officer made |
| Construct New Home/BuildingAddition | to Existing Home/Building Accessory Building |
| Use Signage Other | |
| Mya Jan- pplicants Signature | 10.10.13 Date |
| SEE ATTACHED LETTER | Date |
| open, omnore dignature | 54.0 |
| DECISION ON A | PPEAL |
| Granted Denicd | Postponed by Request of Applicant Board |
| Building Inspector is hereby directed to issue a permit to the Applic | ant upon the following items and conditions: |
| | |
| Chairperson, Zoning Board of Appeals | Date |

9. State the practical difficulties which prevent conformance with the Zoning ordinance requirements:

• Ground Sign - Per the ordinance, freestanding restaurants are allowed a ground sign. The Applebee's is indeed a freestanding restaurant but the practical difficulty is that Applebee's does not own its own parcel, therefore, requiring the installation of a ground sign to be on the Landlord's parcel, thus requiring a variance. The 6' of height allowed per the ordinance creates a practical difficulty as the ground sign will be not be visible to potential customers as there is mature landscaping along the frontage for hundreds of feet in each direction that block the visibility of the proposed ground sign. Also, the ground sign is placed at the only traffic signal intersection into the development which creates an enormous rate of traffic. There are consistently vehicles stopped at the intersection on West Market Square Dr. that block the visibility of the proposed ground sign. Therefore 2' of increased height is requested.

The proposed ground sign will provide substantial justice to the petitioner and surrendering property owners as the Applebee's is the only freestanding restaurant in the development. The problem is not self created nor will it diminish or impair property values in the area. The spirit of the Zoning Ordinance is observed as any other freestanding restaurant is allowed a ground sign. The proposed ground sign will not increase the danger of fire or endanger public safety nor impact the public health, safety, comfort, or morals of the inhabitants of the City of Novi. We believe the proposed ground sign will increase safety as customers will have an identification point and more time to make a safe reaction for turning into the development.

• Wall Sign - Per the ordinance, only one wall sign is allowed. The practical difficulty is that the Applebee's has high traffic rates around all sides of the building due to the large anchor tenants in the development and vehicles can enter the development at many different points. As the vehicles move through the development, the Applebee's is unrecognizable to hundreds of potential customers as there is no identification on three sides of the building. With our proposed wall sign, we believe we will capture the attention of many of the potential customers that do not realize we are a restaurant.

The proposed wall sign will provide substantial justice to the petitioner and surrendering property owners as many other surrounding properties currently have more than one wall sign. The problem is not self created nor will it diminish or impair property values in the area. The spirit of the Zoning Ordinance is observed. The proposed wall sign will not increase the danger of fire or endanger public safety nor impact the public health, safety, comfort, or morals of the inhabitants of the City of Novi. We believe the proposed wall sign will increase safety as customers will have an identification sign to make a safe travel path to the Applebee's parking lot.

Carside To Go Awning Sign - The "Carside To Go" graphic on the awning is an identification
marker for customers who have called ahead and ordered food for pick up. The Applebee's
employee delivers the preordered food to the customer at the customer's vehicle in the parking
lot. There are 3 dedicated parking spaces for this process. The practical difficulty is that the
identification sign "Carside to Go" is considered a sign per the ordinance and is not allowed.

We consider the graphic as an identification marker for customers that makes the food delivery process SAFE for the Applebee's employees and customers.

The variance provides substantial justice to the petitioner and the surrounding property owners. The problem is not self created and will not increase fire danger or public safety; it will increase the safety of the Applebee's employees and customers as they will know where to park. Property values will not be diminished within the surrounding area and the spirit of the Zoning Ordinance is observed.

Apple Graphics on Awnings - Per the ordinance, the apple graphics on the awnings are classified as a wall sign. The apple graphics are an integral part of the awning just like stripes and colors of which are on the existing awnings. The awnings are not internally illuminated as well. The Applebee's has high traffic rates around all sides of the are building due to the large anchor tenants in the development and vehicles can enter the development at many different points. As the vehicles move through the development, the Applebee's is unrecognizable to hundreds of potential customers as there is no identification on three sides of the building. With our proposed awning graphics we believe we will capture the attention of many of the potential customers that do not realize we are a restaurant.

The proposed awning graphics will provide substantial justice to the petitioner and surrendering property owners as the current existing awnings are just as marketable. The problem is not self created nor will it diminish or impair property values in the area. The spirit of the Zoning Ordinance is observed. The proposed awning graphics will not increase the danger of fire or endanger public safety nor impact the public health, safety, comfort, or morals of the inhabitants of the City of Novi. We believe the proposed awning graphics will increase safety as customers will have an identification sign to make a safe travel path to the Applebee's.

 Welcome Back Plaque - Per the ordinance, the plaque is classified as a wall sign. The plaque is a simple non illuminated graphic that exposes our customers to the corporate slogan "Welcome Back". We are following the corporate guidelines and making our customers feel important. The actual text on the plaque is very small and really goes unnoticed until you are entering the building. 10. Describe any unique circumstances regarding the property which are not common to other properties in the area and which prevent strict compliance with the Zoning Ordinance.

The property is unique in that the Applebee's actual parcel is very small in size and only encompasses the building footprint, therefore, leaving the surrounding property around the building as the landlord's property. Since the Applebee's is a freestanding restaurant it is allowed to have its own ground sign but the fact that the proposed ground sign is not on the Applebee's parcel requires a variance. The Applebee's has zero visibility from the main road (Grand River) due to the mature landscaping that has been growing for many years. Also, the development has several entrances and depending on what entrance you enter, the Applebee's building is unrecognizable due to the heavy landscaping and lack of signage on three of the four sides of the building. The above unique circumstances create an inability to attain a higher economic or financial return. The grant of relief will not result in a use of structure that is incompatible with or unreasonably interferes with adjacent or surrounding properties.

WESTMARKET SQUARE LLC

39533 WOODWARD AVENUE, SUITE 150 BLOOMFIELD HILLS, MICHIGAN 48304 TELEPHONE: 248-352-1580

October 2, 2013

RE: Applebee's #8086

47900 Grand River Avenue

Novi, MI 48374

To Whom It May Concern,

As the managing agent for West Market Square, LLC, I am writing this letter to approve the installation of a new ground sign for Applebee's pending final approval by the City of Novi. The ground sign will be installed per all applicable rules and regulations and will be located at the southeast corner of Grand River Avenue and W. Market Square Drive.

Sincerely,

Christopher Piligian



October 10, 2013

TSFR Apple Venture LLC 17800 Laurel Park Dr. N. Suite 200C Livonia, Michigan 48152

RE: APPLEBEE'S - 47900 GRAND RIVER

The sign permit applications for the above location have been reviewed and denied.

Sign #1 East Elevation Wall Sign (Applebee's) is denied.

Sign #2 East Elevation Canopy Sign (To Go) is denied.

Sign #3 South Elevation Wall Sign (Welcome Back) is denied.

Sign #4 Awnings with logos are denied.

Sign Code Section 28-5 (3) allows one sign per building or parcel. A wall sign currently exists on the building.

Sign Code Section 28-7(a)(9) permits signs not exceeding 2 square feet which contain only noncommercial messages. The proposed "Welcome Back" sign is 6.99 square feet.

Sign Code Section28-5 (2) c. permits a canopy sign to be a maximum of 24 square feet and the one sign allowed for the property. There are 12 canopy signs, including the "Carside To Go" proposed.

Sign #5 (Off-Premise Advertising Ground Sign) is denied.

Sign Code Section 28-8 permits off-premise signs only in an I-2 District. This property is zoned B-2.

Sign Code Section 28-1(3) defines a business sign as a sign that references the name of the business at the premises. This sign is located on the West Market Square property not the Applebee's property.

Sign Code Section 28-5 (2) a.2.il allows signs to be a maximum of 6 feet in height. The proposed sign is 8 feet in height.

Should you wish to request consideration of a variance from the Zoning Board of Appeals you may do so by contacting the board secretary, Angle Pawlowski, at 248-347-0459.

Please feel free to contact me if you have any questions at 248-347-0438.

Sincerely,

Jeannie Niland

Ordinance Enforcement Officer

FRONT ELEVATION

A 28" Direct Mount Channel Letter Set

B 138" Eyebrow Awning
C Stone Tower (Provided By GC)
D 50" X 88" Window Awning with Color Apple
E 50" X 88" Window Awning with Mono Apple
F Hours of Operation Sign
H Welcome Back Panel





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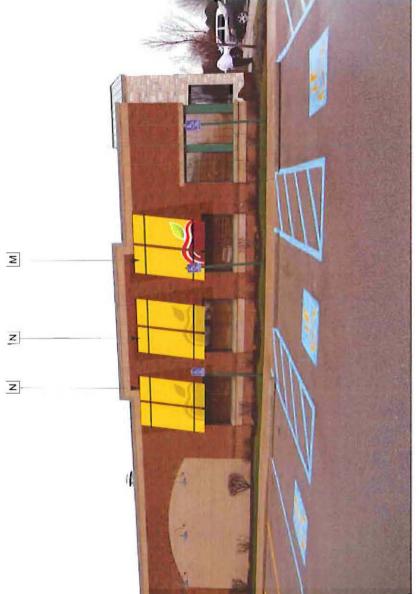
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SIGN COMPANY LLC.

RIGHT ELEVATION

- I 28" Direct Mount Channel Letter Set
 J 88" X 88" Window Awning with Color Apple
 K 88" X 88" Window Awning with Mono Apple
 L 83" X 40" "Carside To Go" Awning





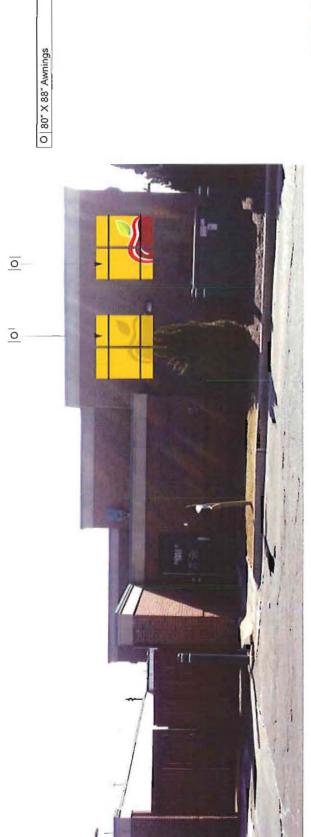
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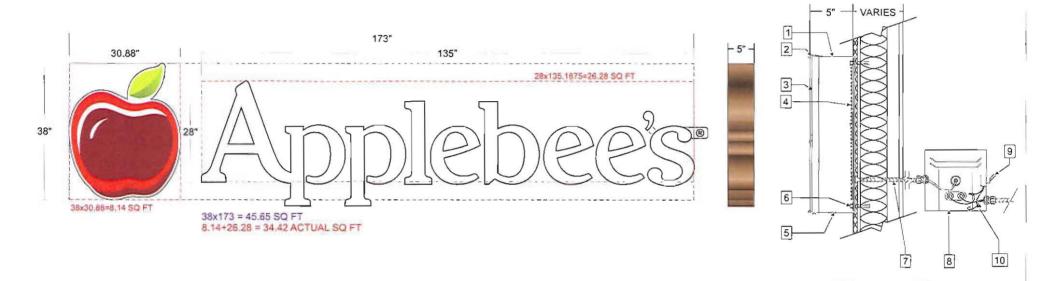
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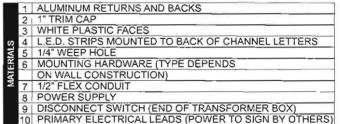














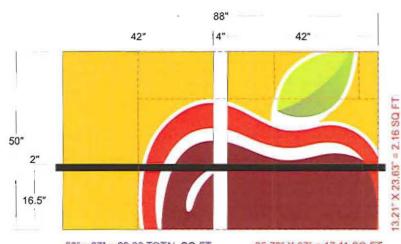
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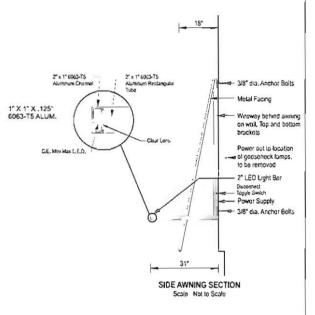


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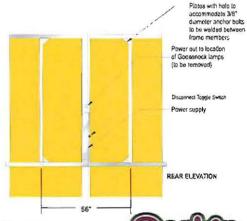


Fillet Wold Soft Yapping Screw .125 Aluminum, Break Formed Awning Clip (34" Long) PANEL FRAME DETAIL



50" x 67" = 23.26 TOTAL SQ FT 17.11 + 2.16 = 19.27 ACTUAL SQ FT 36.79" X 67" = 17.11 SQ FT

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PMS 124C (SW #PYS260002 PROJECT #8783-14

MATTE BLACK - DUPONTE UFB-55152 POWDER COAT

PMS 202C (C=0, M=100, Y=61, K=43)

PMS 485C (C=0, M=95, Y=100, K=0)

(R=106, G=134, B=73) to (R=159, G=205, B=24)

COLORS SCHEDULE

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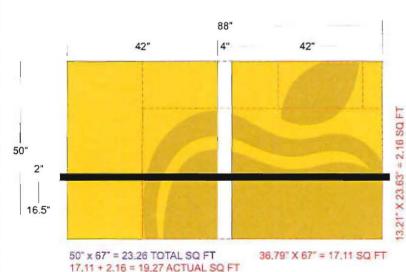
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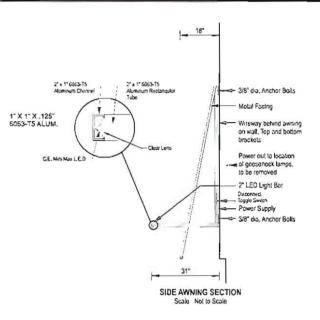


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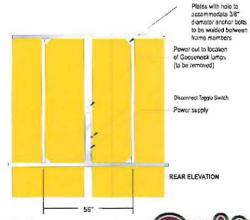


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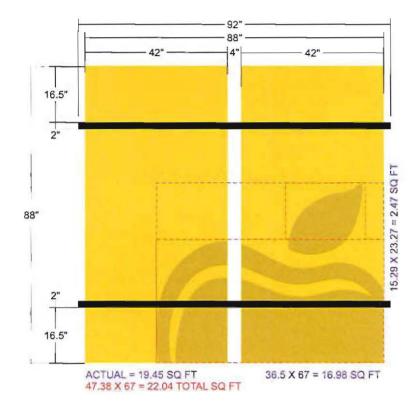
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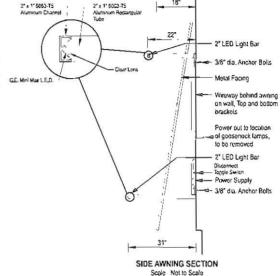
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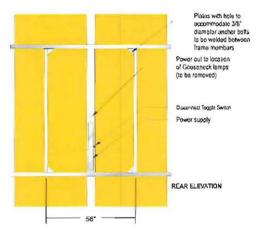
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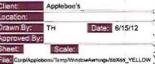
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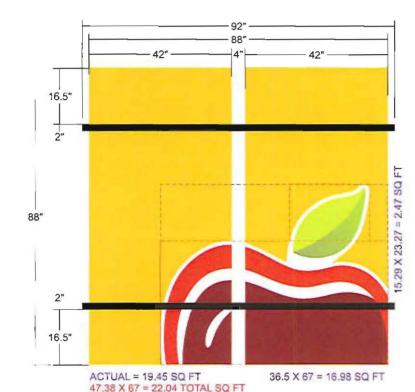








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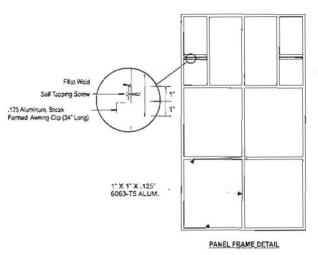
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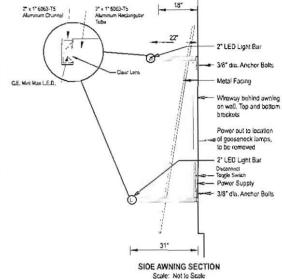
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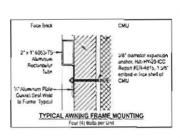
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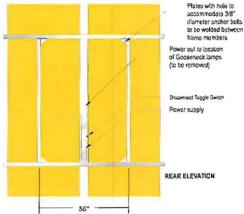
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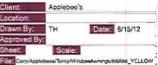
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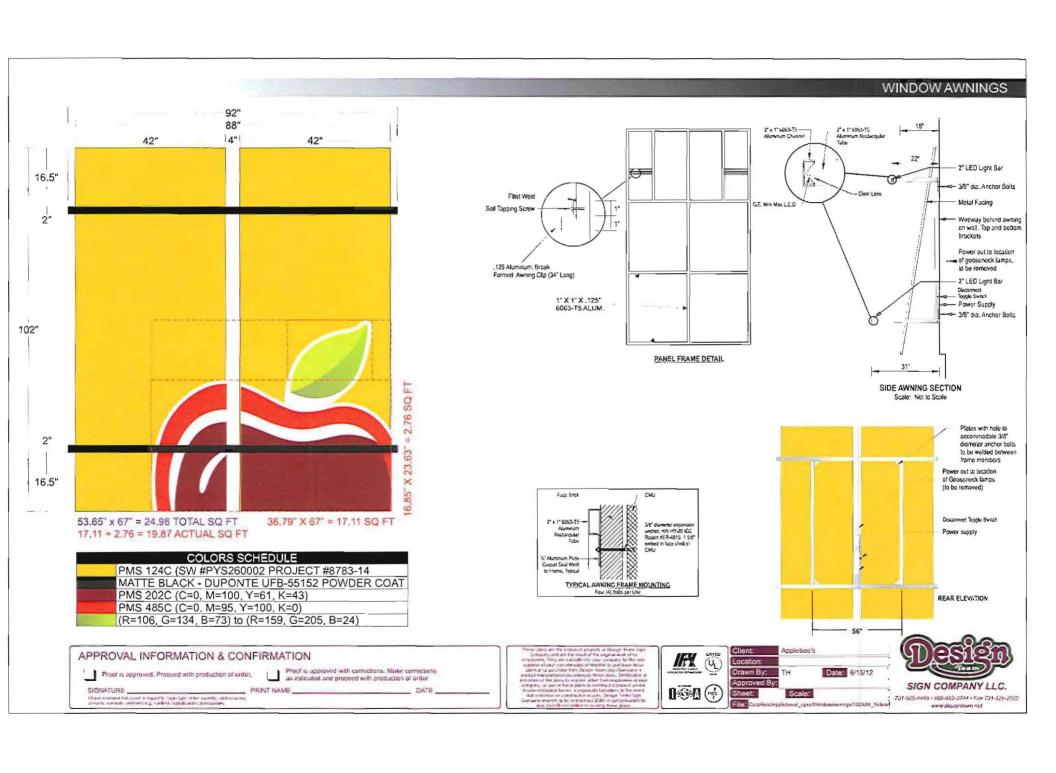


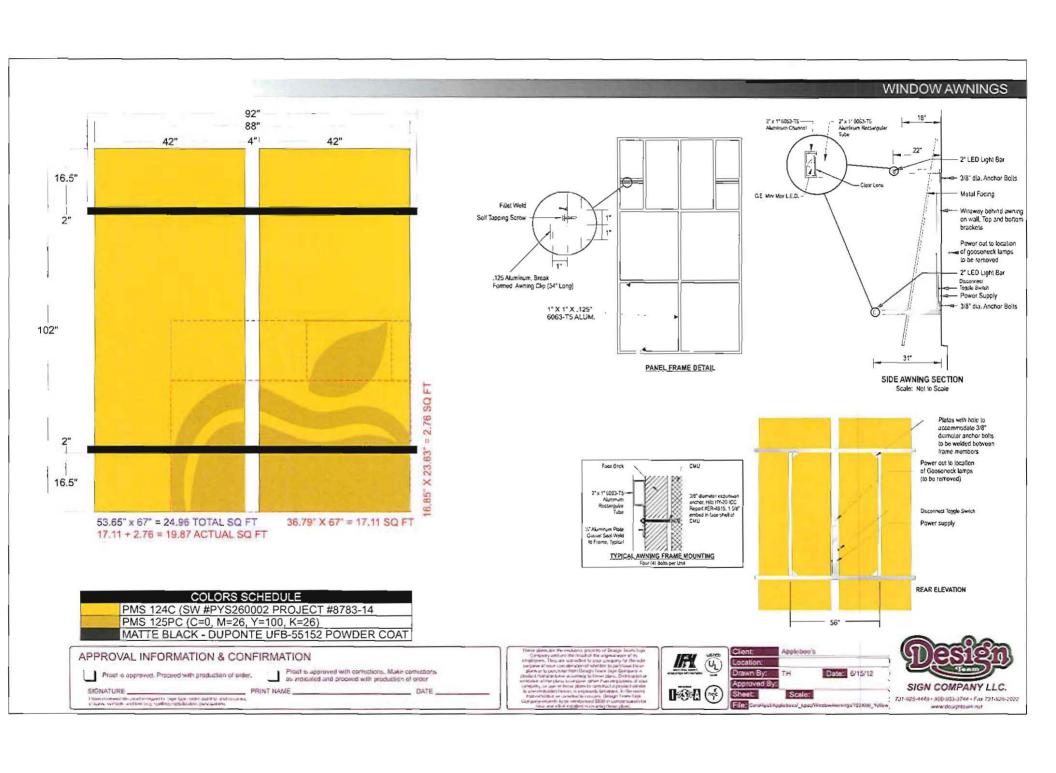




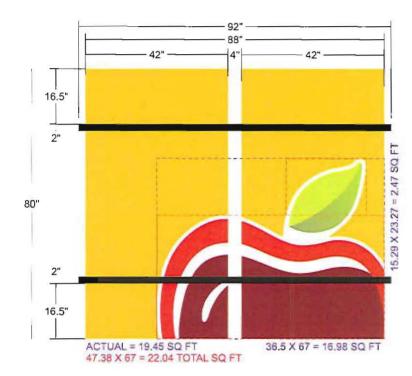


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WINDOW AWNINGS 18* 2" + 1" K063-TS -2" v 1" GORA,TS Aluminum Roclangul Tubo 2" LED Light Bar 88" - 3/8" dia. Anchor Bolts 42" 42" -Metal Facing C.E. Minj Max L.E.D Fillet Wold Wireway bohind awning Solt Tapping Scrow on wall, Top and bottom brackets 16.5" .125 Aluminum, Break Formed Awning Clip (34" Long) Power out to incation of gooseneck lamps. to be removed 2" 2" LED Light Bar Disconnect Toggle Swich 1 Power Supply SQ = 3/8" dla. Anchor Bolts 1" X 1" X .125" 6063-T5 ALUM. 2.47 80" 29 X 23.27 PANEL FRAME DETAIL SIDE AWNING SECTION Scalo: Not lo Scalo 15. 2" Plates with hole to accommodate 3/8" diameter anchor bolts to be welded between 16.5" frame members Power out to location Fuce Brick CMU of Gooseneck lamps (ta ba removed) 36.5 X 67 = 16.98 SQ FT ACTUAL = 19.45 SQ FT 47.38 X 67 = 22.04 TOTAL SQ FT Z x 1"8383-15 DS* diameter expension anchor, Hit HY-20 ICC Report #ER-4815, 1 5/8* ambed in face whell of CMU Aluminum Roclungular Tube Disconnect Toggle Switch Power supply "Aluminum Plate Gussot Soul Weld to Frame, Typical COLORS SCHEDULE PMS 124C (SW #PYS260002 PROJECT #8783-14 TYPICAL AWNING FRAME MOUNTING PMS 125PC (C=0, M=26, Y=100, K=26) MATTE BLACK - DUPONTE UFB-55152 POWDER COAT REAR ELEVATION Hence plans, are the treatment players in all facings fronts in a Company, and are translated to the capture was of the considerated. They are assuming to the capture in the weight and the capture of the capture in the capture in the weight above of a particle front facing or them and company played researched or capturing in them also formation or resolution of the players in capturing in them also allows. Deviations of exceptions of the players in the capture of them also also captured in played and the captured in the capture of the capture of the players are estimated from an adoption of before the late are the distribution or conflictation became a beginning of Communication of the capture of Applebee's APPROVAL INFORMATION & CONFIRMATION Proof is approved with corrections. Make corrections in indicated and proceed with production of order Date: 6/15/12 Proof is approved. Proceed with production of order. SIGN COMPANY LLC. There is seemed the proof is regard to report pro-water country, and accurate of more, consistenced limits a political optional processors, purchaselyng, 731-925-4445 + 800-959-9744 + Fair 737-926-2027 Garp/Appliobees/Tempf/fr/indowAwnings/80X88_Yoflow mine describer out



COLORS SCHEDULE

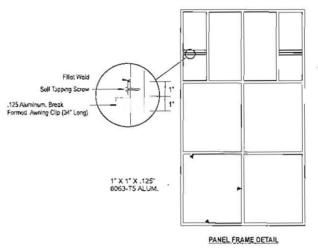
PMS 124C (SW #PYS260002 PROJECT #8783-14

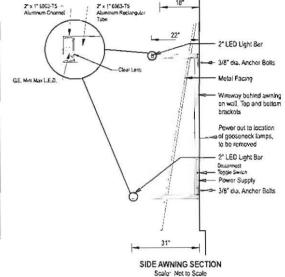
MATTE BLACK - DUPONTE UFB-55152 POWDER COAT

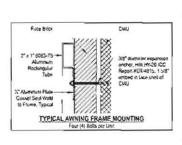
PMS 202C (C=0, M=100, Y=61, K=43)

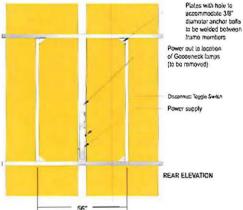
PMS 485C (C=0, M=95, Y=100, K=0)

(R=106, G=134, B=73) to (R=159, G=205, B=24)





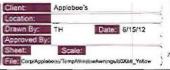




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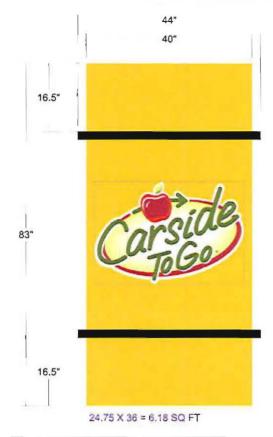






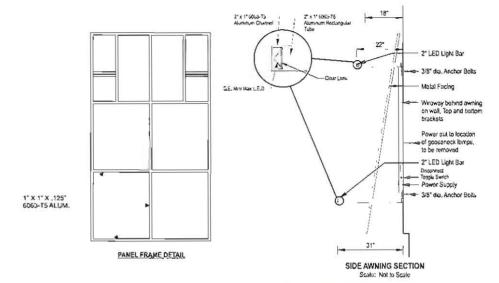
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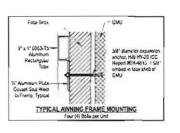
DOOR AWNING

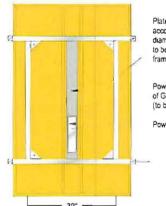


COLORS SCHEDULE
PMS 124C (SW #PYS260002 PROJECT #8783-14)
MATTE BLACK - DUPONTE UFB-55152 POWDER COAT
"CTG" LOGO - DIGITALLY PRINTED

PRINT NAME







Plates with hole to accommodate 3/8" diameter anchor bolts to be welded between frame members

Power out to location of Gooseneck lamps (to be removed)

Power supply

APPROVAL INFORMATION & CONFIRMATION

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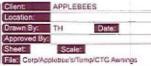
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Welcome Back

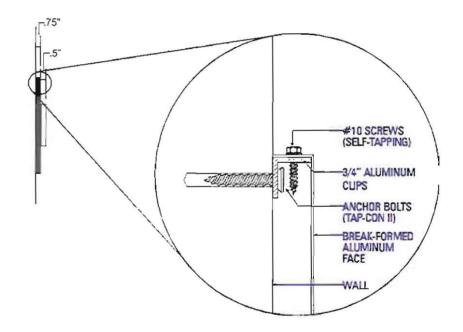


Specifications:

14" 6"

Single-Faces, Non-Illuminated, Break-Formed Aluminum Wall Panel with .5" Thick Routed White Acrylic Letters Mounted Flush to Panel

| A | 7048 Sherwin-Williams Urbane Bronze |
|---|-------------------------------------|
| В | 7328 White Acrylic |



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PRINT NAME

DATE

DATE

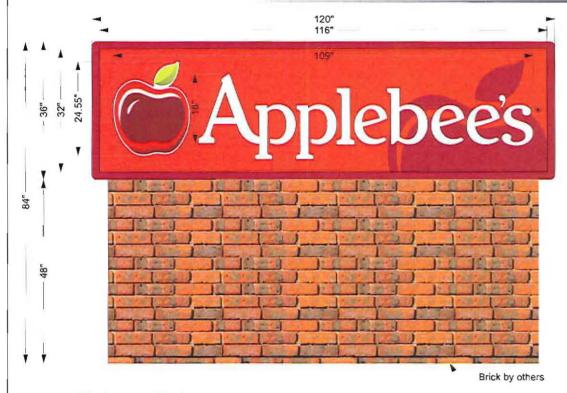
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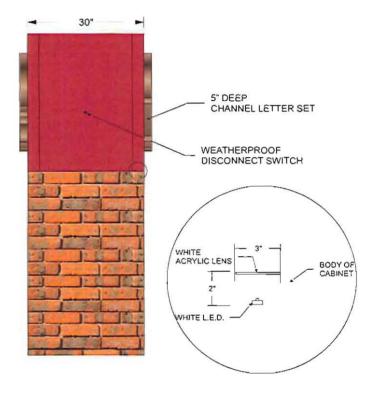




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MONUMENT





SIGN SPECIFICATIONS

Sign to be double faced with L.E.D. border channel illumination and internally illuminated channel letters with logo. Sign shall be a welded tube frame wrapped in .090 aluminum (skin and face)

Skin will be painted to match PMS 201C Red in gloss finish and Face will be painted to match PMS 485C Red in gloss finish with the, digitally printed 201C, apple graphic applied first surface. Face shall be secured to frame using flush mount screws. Channel letters and "Apple" logo shall be 5" deep, with LED illumination. Letters shall be fabricated from with .050 aluminum returns and .090 aluminum backs, returns shall be painted duradonic bronze, faces shall be white acrylic.

Trimcap to be 1" duradonic bronze. 1 set of channel letters will be mounted to each side of the sign cabinet.

Letters and logo shall be mounted to sign face with threaded bolts through tube frame.



These against each or lead to the control of Changia Team Dign.

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