

The
AREA PLAN COMMISSION
of Tippecanoe County

Executive Committee
Notice of Public Hearing

Date: *Thursday, January 2, 2020*

Time: 4:30 PM

Place: Tippecanoe County Office Building
Tippecanoe Room
20 North Third Street
Lafayette, IN 47901

AGENDA

I. APPROVAL OF MINUTES

Documents:

[EXEC 12.04.2019.PDF](#)

II. NEW BUSINESS

A. FINAL DETAILED PLANS

1. RESOLUTION PD-20-01: PURDUE RESEARCH FOUNDATION (PROVENANCE PD - PHASE 1 & 2 CONSTRUCTION PLANS)(Z-2766):

Petitioner is requesting final detailed plan approval of Phase 1 & 2 Construction Plans for the Provenance Planned Development, a 90 acre, multi-phase, multi-lot, mixed-use neighborhood located on the south side of State Street between its Airport Road intersection to the east and its intersection with US 231/52 on the west, in West Lafayette, Wabash 24 (S 1/2) 23-5.

Documents:

[PROVENANCE FDP RESOLUTION PD20-01.PDF](#)

III. PUBLIC HEARING

IV. APPROVAL OF THE JANUARY APC PUBLIC HEARING AGENDA

Documents:

[2020-1 APC AGENDA.PDF](#)

V. APPROVAL OF THE JANUARY ABZA PUBLIC HEARING AGENDA

Documents:

[01222020 AZBA AGENDA.PDF](#)

VI. DETERMINATION OF VARIANCES - LAFAYETTE DIVISION OF THE AREA BOARD OF ZONING APPEALS

Documents:

[2020-01 LDOV.PDF](#)

VII. REVIEW AND APPROVAL OF THE DECEMBER BUDGET REPORT

The report will be distributed at the meeting.

VIII. OTHER BUSINESS

IX. ADJOURNMENT

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 ("ADA"), the Area Plan Commission of Tippecanoe County will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities. For more information visit www.tippecanoe.in.gov/ada

**AREA PLAN COMMISSION OF TIPPECANOE COUNTY
EXECUTIVE COMMITTEE
MINUTES OF A PUBLIC HEARING**

DATE..... December 4, 2019
 TIME..... 4:30 P.M.
 PLACE..... CO. OFFICE BLDG.
 20 N. 3rd STREET
 LAFAYETTE, IN 47901

MEMBERS PRESENT

Jackson Bogan
 Greg Jones
 Jerry Reynolds
 Gary Schroeder
 Larry Leverenz

MEMBERS ABSENT

Tom Murtagh
 Carl Griffin

STAFF PRESENT

Sallie Fahey
 Ryan O’Gara
 Kathy Lind
 Chyna Lynch
 Zach Williams

Vice President Jackson Bogan called the meeting to order.

I. APPROVAL OF MINUTES

Gary Schroeder moved to approve the minutes from the November 6, 2019 Executive Committee public hearing as submitted. Greg Jones seconded, and the motion carried by voice vote.

II. NEW BUSINESS

FINAL DETAILED PLANS

RESOLUTION PD 19-03: MORRIS RENTALS, LLC (443 Vine Street PD) Z-2771:

Final Detailed Plans for the 443 Vine Street Planned Development. The approved preliminary plans allow for the expansion of an existing two-story duplex into a multi-family building containing a total of four units with 12 bedrooms and a 5-space detached garage in the New Chauncey Neighborhood’s Local Historic District. The property is located at 443 Vine Street, West Lafayette, Wabash 19 (NW) 23-4.

Gary Schroeder moved to hear and approve **RESOLUTION PD 19-03: MORRIS RENTALS, LLC (443 Vine Street PD) Z-2771.** Greg Jones seconded.

Ryan O’Gara presented the construction plans and final plat. He said this project is located in the New Chauncey Neighborhood. This site was rezoned in September 2019. The proposal is to demolish a portion of the existing house and add on to create a total of four units. This site is in the local historic district which subjected it to scrutiny during the PD process. The Final Detailed Plans contains the construction plans and the final plat. Bonding has been requested but has not yet been received. Petitioner has thirty days from this approval to do so. Staff is recommending approval.

Marianne Mitten Owen, 300 Main Street, Lafayette, IN 47901, representative for petitioner, respectfully asked for approval. She said petitioner was present to answer any questions.

The Committee voted 5 yes to 0 no to approve **RESOLUTION PD 19-03: MORRIS RENTALS, LLC (443 Vine Street PD) Z-2771.**

Sallie Fahey said at the December APC meeting, we will be hearing the Comprehensive Plan review for a new Dayton/Tippecanoe County economic development area and TIF. This will be similar to what was heard last month for Battle Ground. This will be for the area near I-65 in the Town of Dayton extending north into unincorporated Tippecanoe County.

III. PUBLIC HEARING

None.

IV. APPROVAL OF THE DECEMBER APC AGENDA

Gary Schroeder moved that the following subdivision petition be place on the December 18, 2019 Area Plan Commission Public Hearing agenda:

S-4883 Westbaker Industrial Subdivision (major-preliminary).

Greg Jones seconded and the motion carried by voice vote.

Gary Schroeder moved that the following rezoning petition be placed on the December 18, 2019 Area Plan Commission public hearing agenda:

Z-2779 Indiana Beta of Sigma Alpha Epsilon House Corp. (R1 to R1U).

Greg Jones seconded, and the motion carried by voice vote.

V. REVIEW AND APPROVAL OF THE NOVEMBER BUDGET REPORT

Sallie Fahey said with the end of the year, we are making purchases to get us set up for next year. There were some significant purchases this month. Under expenditures this month, \$1,984 was used for general office supplies for what is needed for next year. For printing and signs, that expenditure was for two sets of case signs, one of which is for Lafayette rezone signs. This is an expense that breaks even; the price that the signs are sold to the petitioner is the price paid for the signs. We are paying close attention to this because next year, the signs could become more expensive than what we charge for them, so we may need to increase the fee to break even. Under minor equipment, the expenditure was used to purchase a new projector. The one purchased in 2013 stopped working. We were also billed for our dues and subscriptions that will take effect next year. The amount of money left in travel will likely be used. She said she frequently goes to the National Association of Regional Council's Policy Conference in Washington D.C. in February. This is an important year to attend because Congress will be working on the new multi-year transportation plan. She is hoping to register for that event and take some of the expenses out of this year's budget.

Gary Schroeder moved to approve the November budget report as submitted. Greg Jones seconded, and the motion carried by voice vote.

VI. OTHER BUSINESS

None.

VII. **ADJOURNMENT**

Gary Schroeder moved to adjourn.

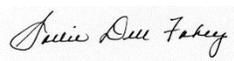
The meeting adjourned at 4:38 p.m.

Respectfully submitted,

Chyna Lynch

Recording Secretary

Reviewed by,

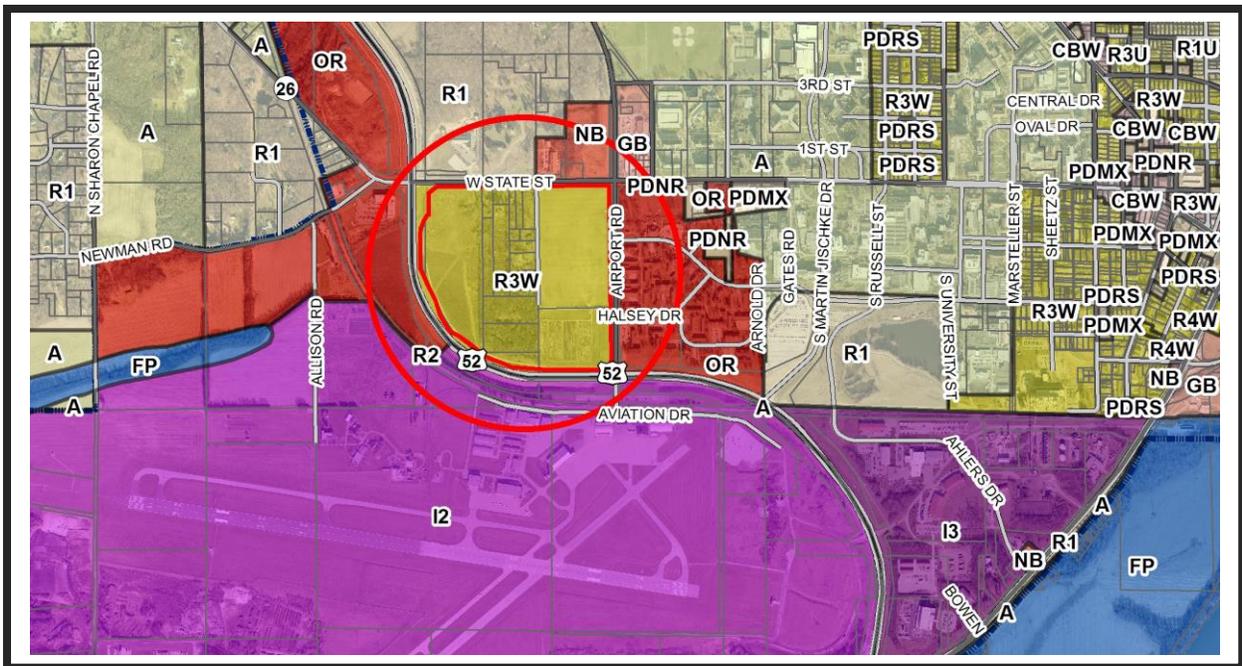
A handwritten signature in cursive script that reads "Sallie Dell Fahey". The signature is written in black ink on a light-colored background.

Sallie Dell Fahey

Executive Director

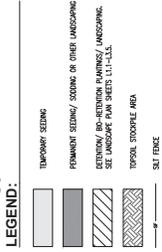
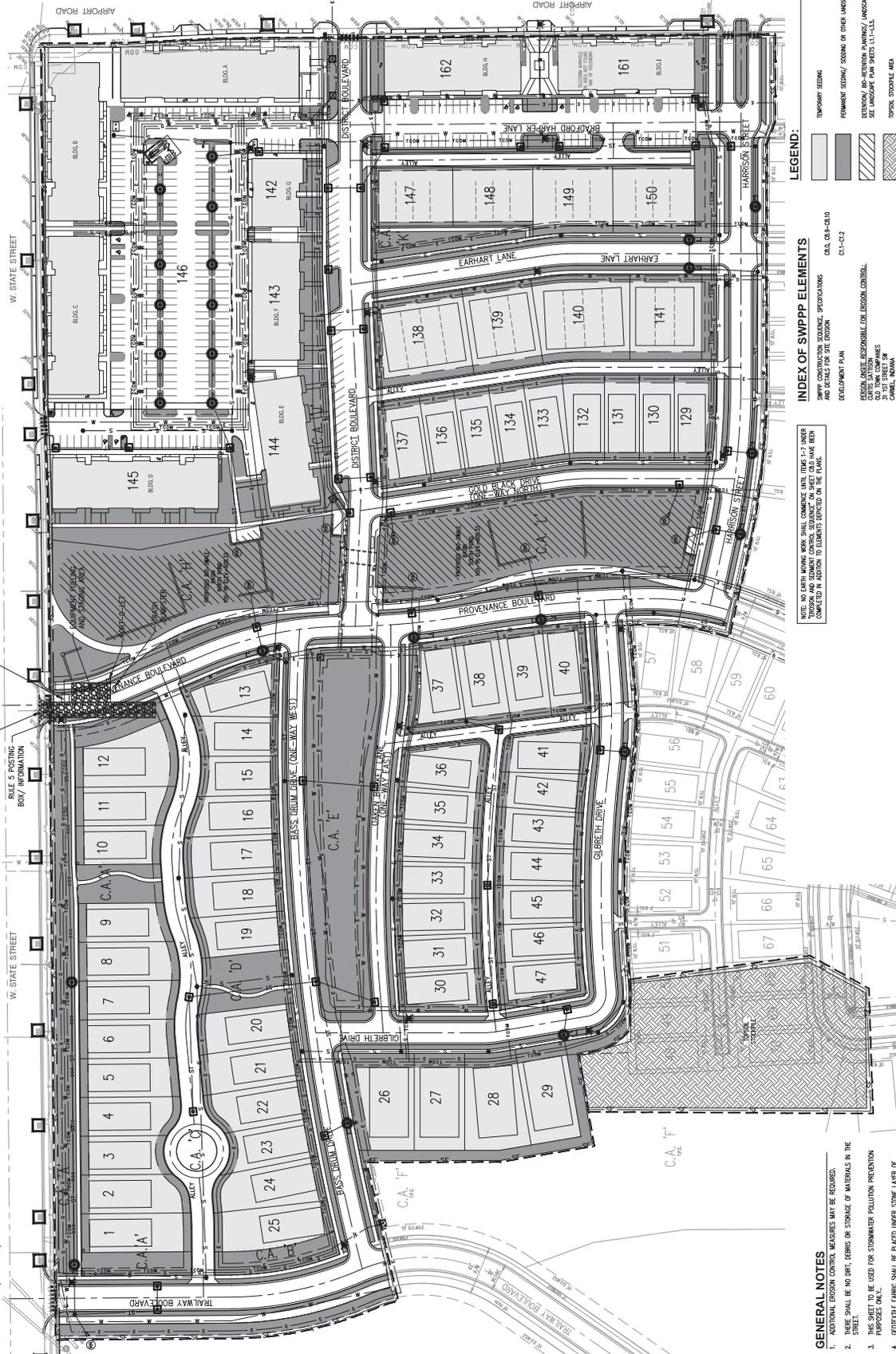
Z-2766
PURDUE RESEARCH FOUNDATION
PROVENANCE PD – PHASE 1 & 2 CONSTRUCTION PLANS
FINAL DETAILED PLANS
RESOLUTION PD-20-01

STAFF REPORT
December 23, 2019



BENCHMARK INFORMATION: (NAVD 1988)

CONTROL BENCHMARKS:
 094 (LIP0833) - Bronze disk in concrete post at Purdue Airport,
 41 feet north of NW corner of new brick hangar building, 25
 feet west of field boundary light at west end of parking lot.
 Elevation = 609.22 (NAVD 1988)



NOTE: NO OTHER WORK SHALL COMMENCE UNTIL ITEMS 1-7 UNDER "EROSION AND SEDIMENT CONTROL SPECIFICATIONS" ON SHEET 03A HAVE BEEN COMPLETED IN ADDITION TO ELEMENTS SPECIFIED ON THIS PLAN.

- GENERAL NOTES**
- ADDITIONAL EROSION CONTROL MEASURES MAY BE REQUIRED.
 - THESE SHALL BE NO DIST. LERIES OR STORAGE OF MATERIALS IN THE STREET.
 - THIS SHEET IS TO BE USED FOR STORMWATER POLLUTION PREVENTION CONSTRUCTION ENTRANCE.
 - PERMEABLE CURBS SHALL BE PLACED UNDER STONE LAYERS OF CONSTRUCTION ENTRANCE.
 - ALL PERMEABLE TOILETS MUST BE ANCHORED TO PERMANENT WALLS.
 - PERMEABLE TOILETS SHALL BE PERMANENTLY ANCHORED TO PERMANENT WALLS AND BE OPEN TO THE STORM SYSTEM.

DATE: OCT. 14, 2019
 DRAWN BY: [Name]
 CHECKED BY: [Name]
CONSTRUCTION DRAWINGS
POLLUTION PREVENTION PLAN

PROJECT: PROPOSED STORMWATER POLLUTION PREVENTION PLAN
 LOCATION: 3115 STATE ST
 LONGITUDE: 86° 56' 00" W
 LATITUDE: 40° 25' 30" N
 WENSH TOWNSHIP, TIPPECANOE COUNTY, INDIANA
 RECEIVING WATER = TROY'S CREEK, ULTIMATELY THE WABASH RIVER

DATE: OCT. 14, 2019
 DRAWN BY: [Name]
 CHECKED BY: [Name]
CONSTRUCTION DRAWINGS
POLLUTION PREVENTION PLAN

DATE: OCT. 14, 2019
 DRAWN BY: [Name]
 CHECKED BY: [Name]
CONSTRUCTION DRAWINGS
POLLUTION PREVENTION PLAN

DATE: OCT. 14, 2019
 DRAWN BY: [Name]
 CHECKED BY: [Name]
CONSTRUCTION DRAWINGS
POLLUTION PREVENTION PLAN

DATE: OCT. 14, 2019
 DRAWN BY: [Name]
 CHECKED BY: [Name]
CONSTRUCTION DRAWINGS
POLLUTION PREVENTION PLAN

DATE: OCT. 14, 2019
 DRAWN BY: [Name]
 CHECKED BY: [Name]
CONSTRUCTION DRAWINGS
POLLUTION PREVENTION PLAN

DATE: OCT. 14, 2019
 DRAWN BY: [Name]
 CHECKED BY: [Name]
CONSTRUCTION DRAWINGS
POLLUTION PREVENTION PLAN

NO.	DATE	DESCRIPTION
1	11/28/19	REVISION PER A.P.C.M. STAFF REVIEW COMMENTS
2	12/19/19	REVISION PER CITY DRAINAGE/STORMWATER COMMENTS
3	12/17/19	REVISION PER CITY STAFF COMMENTS DATED 12/6/19



DISCOVERY PARK DISTRICT
 RESIDENTIAL VILLAGE
 PHASE 1 & 2
 TIPPECANOE COUNTY
 WEST LAFAYETTE, IN 47906

DATE: OCT. 14, 2019
 DRAWN BY: [Name]
 CHECKED BY: [Name]
CONSTRUCTION DRAWINGS
POLLUTION PREVENTION PLAN

C1.4
 TOTAL SHEETS: XX

Z-2766

**PURDUE RESEARCH FOUNDATION
PROVENANCE PD - PHASE 1 & 2 CONSTRUCTION PLANS
FINAL DETAILED PLANS
RESOLUTION PD-20-01**

**Staff Report
December 23, 2019**

BACKGROUND:

On July 17, 2019, APC, by unanimous vote, recommended approval of a reclassification from R3W to PDMX on approximately 90-acres in the City of West Lafayette for the Provenance Planned Development. The City of West Lafayette Common Council approved the rezone, by unanimous vote, on August 8, 2019. The approved preliminary plans allow for the construction of a multi-phase, multi-lot, mixed-use neighborhood development containing up to 550 residential units (including both single-family and multi-family) and up to 90,000 square feet of non-residential space, including a child care center.

The phases for the project include:

- Phase 1 = A mixed-use environment containing retail, office, daycare center, multi-family apartments, townhouses, with an option for condominium ownership.
- Phase 2 = Single-family detached homes.
- Phase 3 = Townhouses with an option for flexible ground-floor office uses.
- Phase 4 = Single-family detached homes and townhouses.
- Phase 5 = Community Center building.
- Phase 6 = Single-family detached homes and townhouses.
- Phase 7 = Senior housing, independent living and skilled-nursing facility.
- Phase 8 = Mixed-residential or civic uses such as an educational facility.

Petitioner's Final Detailed Plans, consisting of the Construction Plans for phases 1 & 2, meet all required conditions at this stage of development (with the exception of the street name application issue – described in the note below). Bonding is not being requested at this time but will at the time of Final Plat approval if required.

*Note: At the time of this report's writing, the application for street names has not been approved by the US Post Office and 911/Emergency Services. Approval of the FDPs shall be contingent on the street application being approved and any required changes to the plan's street names made. Plans cannot be recorded until this issue is settled.

STAFF RECOMMENDATION:

*Approval of Resolution PD-20-01

RESOLUTION PD-20-01

WHEREAS Preliminary Plans for **PROVENANCE PD - PHASE 1 & 2 CONSTRUCTION PLANS**, are approved as part of Z-2766, with conditions attached; and

WHEREAS all conditions of approval necessary for FINAL DETAILED PLANS - PHASE 1 & 2 CONSTRUCTION PLANS have been met; and

WHEREAS UZO 2-28-12-a-2 states that minor modifications approvable by the Administrative Officer “any increase in residential density; any decrease in residential density of 10% or more; any increase in building dimension or change in building location other than within the defined building envelope; any change in landscaping other than increases, as determined appropriate by the administrative officer, in the amounts of approved landscaping, substitution of species or redesign with the same materials; any increase in the size of the signage approved with the Preliminary Plan; any change in type of land use; any change in the alignment or intersection of streets; or any change in restrictive covenants, or horizontal property ownership and owners' association documents regarding these items”; and

WHEREAS the Area Plan Commission Staff finds these Final Detailed Plans to conform to the Approved Planned Development as adopted and passed by the City of West Lafayette Common Council on August 8, 2019;

NOW THEREFORE BE IT RESOLVED that the Area Plan Commission of Tippecanoe County, after staff examination of the Final Detailed Plans submitted for **PROVENANCE PD - PHASE 1 & 2 CONSTRUCTION PLANS**, does hereby find them to conform to the Approved Planned Development Z-2766 as adopted and passed by the City of West Lafayette Common Council.

TOM MURTAUGH, PRESIDENT

SALLIE DELL FAHEY, SECRETARY

DATE

THE
AREA PLAN COMMISSION
OF TIPPECANOE COUNTY

NOTICE OF PUBLIC HEARING

DATE..... JANUARY 15, 2020
TIME.....6:00 P.M.
PLACE..... COUNTY OFFICE BUILDING
20 NORTH 3RD STREET
LAFAYETTE, IN 47901

(TENTATIVE)
A G E N D A

- I. ELECTION OF OFFICERS
- II. BRIEFING SESSION
- III. APPROVAL OF MINUTES
- IV. NEW BUSINESS
- V. PUBLIC HEARING
 - A. COMPREHENSIVE PLAN AMENDMENTS
 - 1. **RESOLUTION #2020-01 WEST LAFAYETTE DOWNTOWN PLAN:**
The West Lafayette Downtown Plan generally includes the area south of the north property line of the Launch Apartments, west of the Wabash River, north of the KB & S railroad tracks, and east of Grant Street in the City of West Lafayette.
 - B. SUBDIVISIONS
 - 1. **S-4883 WESTBAKER INDUSTRIAL SUBDIVISION (major-preliminary):**
Petitioner is seeking primary approval for a 5-lot industrial subdivision (plus one outlot) on 23.2 acres, located on the east side of Wabash Avenue / South Beck Lane, at the Old Romney Road intersection, in Lafayette, Fairfield 31 (NE) 23-4. CONTINUED FROM THE DECEMBER APC MEETING BECAUSE THE LAFAYETTE LEADER FAILED TO PUBLISH LEGAL ADS.
 - 2. **S-4889 TIMBERBROOK MEADOWS SUBDIVISION, PHASE 1 (major-preliminary):**
Petitioner is seeking primary approval for a 165-lot single-family subdivision (plus one outlot) on 60.09 acres, located on the south side of CR 600 N and the east side of CR 150 W, in Wabash 25 (NE) 24-5.

3. **S-4890 BARRINGTON LAKES SUBDIVISION REVISED (major-preliminary):**

Petitioner is seeking primary approval to revise 29 lots and 2 outlots in two areas of the previously approved preliminary plat, totaling 17.2 acres. The subdivision is located at the northwest corner of CR 50 S and McCarty Lane, in Perry 29 (NE) 23-3.

C. REZONING ACTIVITIES

1. **Z-2776 TAMMY APPELBAUM (GB to AW):**

Petitioner is requesting rezoning of 0.721 acres located at 9036 Mill Street in the unincorporated town of Stockwell, Lauramie 9 (NW) 21-3. CONTINUED AT PETITIONER'S REQUEST FROM THE NOVEMBER 20, 2019 APC MEETING. LAST CONTINUANCE.

2. **Z-2779 INDIANA BETA OF SIGMA ALPHA EPSILON HOUSE CORP. (R1 to R1U):**

Petitioner is requesting rezoning of three single-family houses located at 424, 426 & 430 Littleton Street, (all of them adjacent to the west from the fraternity on the northwest corner of Quincy Street and North River Road) West Lafayette, Wabash 20 (NW) 23-4. CONTINUED FROM THE DECEMBER APC MEETING BECAUSE THE LAFAYETTE LEADER FAILED TO PUBLISH LEGAL ADS.

3. **Z-2780 IRON MEN PROPERTIES OF LAFAYETTE I, LLC – Joseph Blake (Anvil 38 PD)(GB to PDRS):**

Petitioner is requesting rezoning for a two-phase, multi-family development totaling two, four-story apartment buildings containing a total of 307 units with up to 411 bedrooms and 218 surface parking spaces. Additional parking is being provided offsite by Ivy Tech (up to 112 spaces) via a parking agreement. The property is located on the south side of SR 38 E just west of its intersection with Haggarty Lane in Lafayette, Wea 2 (NE) 22-4.

4. **Z-2781 VALLEY OAKS HEALTH, INC. (NB to MR):**

Petitioner is requesting rezoning of a lot located on the southwest corner of the T-intersection of Teal and S. 22nd Street, specifically 2111 Teal Road, Lafayette, Fairfield 33 (SE) 23-4.

VI. ADMINISTRATIVE MATTERS

VII. APPROVAL OF THE FEBRUARY EXECUTIVE COMMITTEE AGENDA

VIII. DETERMINATION OF VARIANCES -- Area Board of Zoning Appeals

IX. DIRECTOR'S REPORT

X. CITIZENS' COMMENTS AND GRIEVANCES

XI. ADJOURNMENT

**THE
AREA BOARD OF ZONING APPEALS
OF TIPPECANOE COUNTY**

NOTICE OF PUBLIC HEARING

DATE..... JANUARY 22, 2020
TIME..... 6:00 P.M.
PLACE..... COUNTY OFFICE BUILDING
20 N. 3RD STREET
LAFAYETTE, IN 47901

A G E N D A

- I. ELECTION OF OFFICERS
- II. APPROVAL OF MINUTES
- III. NEW BUSINESS
- IV. PUBLIC HEARING

1. BZA-2027 SCOTT JONES:

Petitioner is requesting a special exception to use an existing single-family house as a Transient Guest House (as defined in the ordinance). The proposed hours of operation are 24 hours a day, seven days per week. The R2-zoned property is located at 107 Digby Drive, Lafayette, Fairfield 28 (NW) 23-4. (UZO 3-2) Continued from the December meeting to publish the legal advertisement. **WITH CONDITION.**

2. BZA-2029 MARK SHISLER:

Petitioner is requesting a special exception to use an existing single-family house as a Transient Guest House (as defined in the ordinance). The proposed hours of operation are 24 hours a day, seven days per week. The R2U-zoned property is located at 607 S. 24th Street, Lafayette, Fairfield 28 (NE) 23-4.(UZO 3-2)

3. BZA-2030 VITA INVESTMENT HOLDINGS, LLC:

Petitioner is requesting the following variances to construct a senior living facility, offering both assisted and independent living options, with 177 units (a mix of studio, one and two bedrooms) in 7 buildings on an R3W-zoned land:

- 1. To increase the building height to 32.5' at the finished floor of the upper story from the maximum allowed 14'; and (UZO 2-10-11)
- 2. To reduce the off-street parking to 136 from the minimum requirement of 181 spaces for university-proximate residences; (UZO 4-6-3)

on the property located north of Cumberland Avenue, just west of US 231, in West Lafayette, Wabash 11 (NW) 23-5.

V. ADMINISTRATIVE MATTERS

VI. ADJOURNMENT

December 26, 2019

1. CASE #2020-01 THOMAS R.B. BROWN:

Petitioner is requesting the following variances to expand the existing attached garage in a R1B-zoned lot:

1. To reduce the rear setback to 20' from the minimum requirement of 25'; (UZO 2-3-8) and
2. To reduce the street setback (also a side setback) to 20' from the minimum requirement of 25' from Logan Avenue; (UZO 4-3-7)

on property located at 1501 Catula Avenue, Lafayette, Fairfield 33 (NW) 23-4.

2. CASE #2020-02 RIGOBERTO XOCHIPA GUADARRAMA:

Petitioner is requesting a street setback variance to 4 feet from a minimum requirement of 40 feet (along Elston Road) to build a 15' X 16' room addition above the existing structure. The R1 property is located at 2411 S. Beck Lane, Lafayette, Fairfield 31 (SE) 23-4. (UZO 2-1-7)

3. CASE #2020-03 ERIC CARTER, WEIHE ENGINEERS, INC.:

Petitioner is requesting the following signage variances for a new Speedway gasoline station on a GB-zoned lot:

1. To increase the height of the freestanding sign to 29'-5" from the maximum allowed 24' along US 52 South; (UZO 4-8-6)
2. To increase the height of the freestanding sign to 29'-5" from the maximum allowed 24' along Veterans Memorial Parkway South; (UZO 4-8-6)
3. To increase the area of the freestanding sign (along US 52 S.) to 165 sq. ft. from the maximum allowed of 100 sq. ft.; (UZO 4-8-6)
4. To increase the area of the freestanding sign (along Veterans Memorial Parkway S.) to 165 sq. ft. from the maximum allowed of 100 sq. ft.; (UZO 4-8-6) and
5. To increase the total amount of signage on the lot to 834 sq. ft. instead of the maximum allowed 300 sq. ft.; (UZO 4-8-5)

on property located at the northwest corner of US 52 S and Veterans Memorial Parkway S, Lafayette, Fairfield 12 (NW) 23-4.

RECOMMENDATION:

Staff advises that the above requests do not constitute use variances.

4. **CASE #2020-04 ANTIQUE CANDLE WORKS, INC.:**

Petitioner is requesting to increase the maximum floor area from 5,000 sq. ft. to 10,000 sq. ft. to operate a candle manufacturing business (SIC 39). The GB-zoned property is located at 1611 Schuyler Avenue, Lafayette, Longlois Reserve (SW) 23-4. (UZO 3-2, footnote 10)

According to UZO 6-4-5 (b), the ABZA or ABZA-LD may grant a variance from the Zone Regulations and Additional Use Restrictions in Chapters 2 and 4. Therefore, the petitioner's request to vary a section in Chapter 3 of the ordinance constitutes a use variance.

RECOMMENDATION:

Staff advises that the request 2020-04 **DOES** constitute a use variance.