

AN ORDINANCE REPEALING SECTION 1003.177 ARCHITECTURAL REVIEW COMMITTEE OF THE CITY OF CHESTERFIELD ZONING ORDINANCE AND CREATING A NEW SECTION 1003.177 ARCHITECTURAL REVIEW RELATING TO THE ESTABLISHMENT OF RULES, REGULATIONS AND DESIGN STANDARDS FOR ARCHITECTURAL REVIEW AND THE ARCHITECTURAL REVIEW BOARD.

WHEREAS, The City of Chesterfield is revising and updating its zoning ordinance in an effort to ensure high standards of architectural design and materials are used for development and redevelopment within the City; and

WHEREAS, In conjunction with those zoning ordinance revisions, the City Council desires to update and enhance the architectural review criteria in the City's design requirements in order to provide better guidance during the development and redevelopment process and protect and preserve the architectural character and style that currently exists in the City; and

WHEREAS, It is the intent of these revisions to update and enhance the review criteria to encourage and recommend diversity in architectural styles for the future development and redevelopment of buildings throughout the City; and

WHEREAS, The City Council believes these revisions to its development regulations will be in the best interest, and will promote the health, safety and welfare of the citizens of the City of Chesterfield; and

WHEREAS, the City Council of the City of Chesterfield having considered said request, recommended approval with an amendment to the Applicability and Compliance Section.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. This Ordinance shall be known and cited as the "Architectural Review Ordinance" of the City of Chesterfield, Missouri, (hereinafter referred to as the "Ordinance").

Section 2. The City of Chesterfield hereby repeals Section 1003.177 Architectural Review Committee and creates a new Section 1003.177 Architectural Review.

Section 3. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as whole, or any part thereof.

Section 4. The provisions of the Ordinance may be amended in the future by the City Council of the City of Chesterfield, after notice and hearing as provided by law.

Section 5. Where this ordinance differs or conflicts with other laws, rules and regulations, unless the right to do so is preempted or prohibited by the County, State or Federal government, the more restrictive or protective of the City and the public shall apply.

Section 6. The City hereby adopts the definitions included as Exhibit 1 which is attached hereto and made part thereof.

Section 7. The City Council, pursuant to the petition filed by the City of Chesterfield in P.Z. 18-2008 City of Chesterfield (Architectural Review), requesting amendment embodied in this Ordinance and pursuant to the recommendations of the City of Chesterfield Planning Commission, Planning and Public Works Committee and City Council that said petition be granted and after public hearing, held by the Planning Commission on the 11th day of August, 2008, does hereby adopt this ordinance pursuant to the power granted to the City of Chesterfield under Chapter 89 of the Revised Statutes of the State of Missouri authorizing the City Council to exercise legislative power pertaining to planning and zoning.

Section 8. This Ordinance shall be codified within the Municipal Code of the City of Chesterfield.

Section 9. This Ordinance shall be in full force and effect from and after its passage and approval.

Section 10. This Ordinance shall take effect immediately upon its publication, pursuant to applicable legal and procedural requirements.

Passed and approved this 17th day of May, 2010.

Approved May 21, 2010

[Signature]
MAYOR

[Signature]
PRESIDING OFFICER

ATTEST:

Judith A. Naggian
CITY CLERK

First Reading Held: 5/3/2010

ATTACHMENT A

Section 1003.177 ARCHITECTURAL REVIEW

1. **An Architectural Review Board** (hereafter referred to as "ARB") is hereby established.
2. **Purpose.** The purpose of the ARB is to protect the character of the City of Chesterfield by requiring that all development and redevelopment projects submitted to the City of Chesterfield during the Site Development Plan and the Site Development Section Plan process be reviewed by the ARB in order to achieve the following goals:
 - a. Ensuring that high standards of architectural design and materials are used for development in the City of Chesterfield;
 - b. Preserving and improving the value of property within the City of Chesterfield;
 - c. Protecting and enhancing the attractiveness of the City to home buyers, tourists, visitors, and shoppers; thereby supporting and promoting business, commerce and industry, and providing economic benefit to the City;
 - d. Provide recommendations to the Planning Commission. The Planning Commission shall consider any recommendations or comments provided by the ARB. The Planning Commission may consider, accept, modify, or reject such recommendations in whole or part at their sole discretion;
 - e. Review projects for consistency with the City of Chesterfield Architectural Review Design Standards while making recommendations to the Planning Commission on potential modifications or enhancements to architectural submissions.
3. **Composition of the ARB.** The Chesterfield ARB shall consist of seven (7) members, which shall be made up of two (2) commercial architects, one (1) residential architect, one (1) landscape architect and one (1) member from the Board of Chesterfield Arts Inc. The remaining members shall be two (2) other professionals selected for their expertise in these or related fields. Preference in the selection shall be given to members who are residents of the City of Chesterfield or whose business is located in the City of Chesterfield, all of whom shall be appointed by the Mayor with the consent of the City Council. The Chair of the Planning Commission shall appoint a member to act as Liaison to the ARB, as provided for in the Planning Commission By-Laws. Said Liaison may be rotated between interested members of the Planning Commission at the discretion of the Planning Commission Chair. The Planning Commission Liaison representative shall not vote and may not serve as an ARB officer.
4. **ARB Terms.** The terms of office of the members of the ARB shall be for two (2) years. Mid-term vacancies shall be filled for the remaining unexpired term only by Mayoral appointment. The ARB shall schedule at least twelve (12) meetings per year and any member of the ARB who fails to attend at least fifty percent (50%) of all meetings, regular and special, in any calendar year, will be replaced on the Board.

5. **ARB Officers.** Officers shall consist of a Chair and a Vice-Chair elected by the ARB membership. Officers shall each serve a term of one (1) year and shall be eligible for re-election; but no member shall serve as Chair for more than two (2) consecutive years. The Planning Commission Liaison shall not be eligible for office. The ARB Chair shall preside over meetings. In the absence of the Chair, the Vice-Chair shall perform the duties of the Chair. If both are absent, those present shall elect a temporary Chair.
6. **ARB Meetings.** A quorum shall exist when four of the appointed members are in attendance at a meeting. All decisions or actions of the ARB shall be made by a majority vote of those members present and voting at any meeting where a quorum exists. Meetings shall be held at regularly scheduled times to be established by resolution of the ARB at the beginning of each calendar year or at any time upon the call of the Chair, but not less than twelve (12) times each year. No member of the ARB shall vote on any matter that may materially or apparently affect the property, income, or business of that member. All members shall abide by any other City policies as to conflict of interest. All meetings of the ARB shall be open to the public. The Planning and Development Services Director shall provide staff to keep minutes of its proceedings, showing the vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed and retained by the Department of Planning and Public Works and shall be public record.
7. **Powers and Duties of the ARB.** The ARB shall have the following powers and duties:
 - a. To make recommendations to the Planning Commission regarding architectural elevations and all other architectural matters, including amendments thereto, which are forwarded or assigned to be reviewed by the ARB;
 - b. Responsibilities and duties to be assigned or amended by City Council.
8. **Design Standards - Applicability and Compliance.**
 - a. **Applicability:** The City of Chesterfield Architectural Review Design Standards shall apply to all vacant or undeveloped land and all property to be redeveloped including additions and alterations. Projects will be reviewed by the ARB when they come in for approval under the Site Plan Procedure, City Code Sections 1003.179; 1003.178; and 1003.181 and all other planned districts as established in the City Code. The ARB will provide recommendations to the City of Chesterfield Planning Commission on projects they have reviewed. Projects which are exempt from being reviewed by the ARB are reviewed by Staff to meet the Design Standards.
 - b. Unless otherwise required by the City of Chesterfield to be reviewed by the ARB, new Single Family Residential subdivisions shall be reviewed by the Department of Planning and Public Works during Site Plan Review or Municipal Zoning approval.

Exemptions:

- (1) **Single Residential Lots** are exempt from the provisions of these Architectural Review Board Guidelines, provided no construction, addition or alteration of a non-residential building is proposed.
- (2) **Residential Additions and Tear Downs** are reviewed under the City Code Section 1003.126.
- (3) **Non-Residential Additions and Architectural Amendments** that meet all of the following criteria may be considered for administrative approval by the Planning and Development Services Director. Said approval shall be at the discretion of the Planning and Development Services Director if:

- (a) The proposed addition is less than 5000 sq. ft.; or
 - (b) The proposed addition does not impact the site such that the approved plan for the site must be reviewed by utility and fire protection agencies; or
 - (c) The proposed addition or amendment does not significantly impact architectural elements previously approved by the Planning Commission or the ARB.
- c. **Compliance:** Upon recommendation from the ARB and final review by Staff, projects will be forwarded to the Planning Commission for review and consideration.
- d. **Alternative Compliance:** The Design Standards may be modified if it may be demonstrated said amendment is necessary to provide creative or imaginative design exceeds the minimum performance standard requirements. Said amendment shall require two-thirds (2/3) vote of the Planning Commission. Use of sustainability features in regards to items such as, but not limited to, building mass, building orientation, building materials, and energy source and usage, shall be considered when determining if a modification is warranted. Notwithstanding, the recommendation of the Planning Commission, the Council may modify the Standards contained in this section by a majority vote.

9. Design Standards - Requirements and Procedures.

- a. **Submittal Requirements:**
- (1) Color Site Plan with contours, site location map, and identification of adjacent uses.
 - (2) Color elevations for all building faces.
 - (3) Color rendering or model reflecting proposed topography.
 - (4) Photos reflecting all views of adjacent uses and sites.
 - (5) Details of screening and retaining walls.
 - (6) Section plans highlighting any building off-sets.
 - (7) Architect's Statement of Design which clearly identifies how each section in the Design Standards has been addressed and the intent of the project.
 - (8) Landscape Plan.
 - (9) Lighting cut sheets for any proposed building lighting fixtures.
 - (10) Large exterior material samples.
 - (11) Any other exhibits which would aid understanding of the design proposal as required by the City of Chesterfield.
 - (12) Electronic files of each document required shall also be submitted in a format as specified by the City.
- b. **Alternative Compliance to submittal requirements-** In some cases, atypical projects may benefit by the use of alternate submittals. The Planning and Development Services Director shall review and approve the use of alternate submittals prior to submission for review by the ARB.

10. General Requirements for Site Design. All projects should address the following requirements as directed by the City of Chesterfield:

- a. **Site Relationships:** Developments should emphasize site relationships to provide a seamless transition between phases of a project, which are compatible with neighboring developments, and which also provide a transition from the street to the building.

| Desirable Practices | Undesirable Practices |
|---|--|
| Provide safe pedestrian movement between elements | Site design that impairs or interferes with other properties or developments |

| | |
|---|--|
| Provide public plazas, courtyards, assembly areas etc. | Excessive noise, lighting, glare |
| Incorporate scenic views, fountains, public art etc within outdoor spaces. | Delivery zones, trash enclosures, storage areas, transformers and generators that are not screened and are visible by the public |
| Consider climate, solar angles, and outdoor activities when designing elements within outdoor spaces. | Above ground public utilities |

b. **Circulation System and Access:** Circulation systems shall be designed to avoid conflicts between vehicular, bicycle, and pedestrian traffic to and from buildings on the site. Circulation patterns shall be safe, obvious, and simple as described in the standards below.

| | |
|------------------------|---|
| Bicycle Circulation | <ul style="list-style-type: none"> • Provide bicycle parking in highly visible locations. • Provide racks with a locking opportunity. |
| Pedestrian Circulation | <ul style="list-style-type: none"> • Give precedence to pedestrian circulation over vehicular circulation. • Provide pedestrian access from large parking areas. • Design open and attractive circulation systems between buildings, blocks, and adjacent developments. • Utilize materials, textures and/or colors to improve safety and visibility at points of conflict with vehicular routes. • Surface routes with durable materials in order to eliminate "short cuts" which damage landscape areas. |
| Vehicular Circulation | <ul style="list-style-type: none"> • Provide accommodations for public transportation as directed by the City of Chesterfield and transportation agencies. |
| Parking | <ul style="list-style-type: none"> • Encourage rear and side parking areas. Front parking may be considered if appropriate landscaping and setbacks are incorporated into the parking design. • Provide landscaped separation of parking areas and buildings and create a landscaped foreground for buildings. |
| Pedestrian Orientation | <ul style="list-style-type: none"> • Establish areas with visual interest such as outdoor dining areas or outdoor seating areas which face the street and pedestrian ways. • Provide open spaces, such as covered walkways, courtyards and plazas. • Provide connections to public transportation, bus stops, future light rail stations and commuter lots. |

c. **Topography:**

- (1) Utilize topography for screening, buffering, and transition between uses and developments.
- (2) Retain the natural slope and topography while minimizing changes to the existing topography. Avoid abrupt or unnatural appearing grading design.
- (3) Round proposed cut and fill slopes, both horizontally and vertically.

d. **Retaining Walls:**

- (1) Minimize the height and length of retaining walls. Screen with appropriate landscaping, where appropriate.
- (2) Incorporate design elements of other architectural or natural features of the project.
- (3) Use terracing as an alternative to tall or prominent retaining walls, particularly in highly visible areas on hillsides.
- (4) Use stone, masonry or textured concrete walls or other similar materials.
- (5) Use of Timber Tie walls is not permitted.

11. General Requirements for Building Design: These requirements shall apply to all structures.

a. **Scale:**

| | |
|----------------|---|
| Building Scale | <ul style="list-style-type: none"> Demonstrate through elevations and renderings that the size, proportion, design and orientation of buildings are compatible with the adjacent or predominant development in the area. Provide transitions between buildings and uses to visually reduce differences in scale and proportion. |
| Human Scale | <ul style="list-style-type: none"> Design to achieve a sense of human scale through the use of wall insets, balconies, window projections or other architectural elements. |
| Generic Scale | <ul style="list-style-type: none"> Respect and/or improve the rhythm established by adjacent or predominant buildings and development. Coordinate the actual and apparent height of adjacent structures. Adjust apparent height by placing window lines, belt courses and other horizontal elements in a pattern that complements the same elements on neighboring buildings. |

b. **Design:**

- (1) Design and coordinate all façades with regard to color, types and numbers of materials, architectural form and detailing.
- (2) Avoid linear repetitive streetscapes.
- (3) Avoid stylized, "corporate" and/or franchise designs that use the building as advertising.
- (4) Provide architectural details particularly on façades at street level.
- (5) Encourage art elements such as wall sculptures, murals, and artisan created details etc throughout a project.
- (6) Encourage designs that enhance energy efficiency.
- (7) Encourage the use of environmentally conscious building techniques and materials.
- (8) Provide entry recesses, plazas, roof overhangs, wall fins, projecting canopies or other similar features indicating the building's entry points while providing protection.
- (9) Paint and trim temporary barriers/walls to complement the permanent construction excluding tree protection fencing.
- (10) Screen rooftop equipment on all visible sides with materials that are an integral part of the architecture. Parapet walls or screen walls shall be treated as an integral part of the architecture and shall not visually weaken the design of the structure.

c. **Materials and Colors:**

| Desirable Practices | Undesirable Practices |
|--|---|
| Use compatible colors, materials and detailing on a building as well as with adjacent buildings and properties. Encourage the use of integral color where practical. | False or decorative façade treatments, inconsistent adornment and overly frequent material changes should be avoided. |
| Utilize durable materials. | Highly reflective materials and prefabricated buildings are discouraged. |
| Utilize contrasting paving surfaces for pedestrian access in large paved areas. | |

d. **Landscape Design and Screening:**

| | |
|--------------------------|--|
| Development Landscaping | <ul style="list-style-type: none"> • Use a consistent theme throughout each development. Variations may be used to create distinction between spaces but such themes shall be internally consistent. • Use landscape design to accentuate significant views. • Incorporate or include landscaped areas throughout the site design. Tree and shrub plantings should be grouped together to create strong accent points. • Incorporate existing landscape elements into design. Mature trees, tree groupings and rock outcroppings shall be considered as design determinants. • Provide for screening of unfavorable views either to or from the subject site. |
| Building Landscaping | <ul style="list-style-type: none"> • Incorporate landscaping into building design. • Incorporate landscaped setbacks to buffer adjacent buildings and uses and to create separation between the building and the street. • Include works of art in landscape plans. |
| Parking Area Landscaping | <ul style="list-style-type: none"> • Protect landscape materials from pedestrian or motor traffic with curbs, tree guards, or other devices. • Enhance paved access, parking, and circulation spaces with berms, islands or other landscaped spaces. Provide trees and tree groupings. • Screen parking structures with dense landscaping on all sides. |
| Walls and Fences | <ul style="list-style-type: none"> • Design sound walls, masonry walls, and fences to minimize visual monotony through changes in plane, height, material or material texture. • Present fencing design and materials in the Architect's Letter of Intent submitted for review. Chain link fencing is discouraged; additionally, chain link fencing with wood or any type of inserts or lining is not considered suitable. |
| Screening | <ul style="list-style-type: none"> • Use screening materials for exterior trash and storage areas, service yards, loading docks and ramps, wood service poles, electric and gas meters, irrigation back flow prevention devices, and transformers that are substantial, durable, opaque, and well designed. • Integrate the design of fencing, sound walls, carports, trash enclosures, rooftop screening, and similar site elements into the building design and construct with similar materials. |

- e. **Signage:** Signs and sign packages are reviewed through a separate process. All signs shall adhere to the City of Chesterfield Code and/or the Sign Package for the site. For existing buildings under review for additions or alterations the following shall apply:
- (1) Integrate sign locations into the building or development design theme.
 - (2) New sign locations proposed for existing buildings shall be compatible with existing building signage locations. Where no sign package exists, unifying elements such as size, shape, or materials shall be used to create continuity.
- f. **Lighting:** Site Lighting is reviewed through a separate process. All lighting including architectural lighting and building light fixtures shall adhere to the City of Chesterfield Code.

| | Access | Exterior Elements | Landscaping and Screening | Scale | Site Design |
|--|---|--|--|--|---|
| Residential Architecture | See General Requirements for Building Design p. 3. | Use architectural elements and materials matching the front façade on the sides and rear of the structure where the front façade is visible from streets external to the subdivision. Avoid long uninterrupted building surfaces and materials or designs that cause glare. | See General Requirements for Building Design p. 3. | Design to fit appropriately with the natural landscape. Design infill development to reinforce functional relationships and patterns of development within the existing neighborhood. | Utilize setbacks, screening, building massing or driveway parking locations to provide transitions when adjacent to a different land use or residential density. |
| Multi-Family Architecture | Provide an on-site pedestrian system with access to common ground areas. | Express architecturally the individual dwelling units within the building. Utilize color, material and plane changes to articulate facades. Avoid monotonous or institutional designs. | See General Requirements for Building Design p. 3. | Respect the scale, proportion and character of the adjacent or predominant neighborhood. | Provide functional recreation areas. Provide private outdoor space for each dwelling. Provide visual transitions between the street and the dwelling units. |
| Commercial and Industrial Architecture | Locate service and loading areas away from public streets and out of the main circulation system and parking areas. Provide access for service vehicles, trash collection and storage areas from alleys when possible. If not possible, utilize the street with the least traffic volume and visual impact. | See General Requirements for Building Design p. 3. | Screen utility meters, and surface transformer switching pads. | See General Requirements for Building Design p. 3. | Design and locate building equipment and utilities to minimize visibility from public streets, surface parking lots, and neighboring properties. |

| | Access | Exterior Elements | Landscaping and Screening | Scale | Site Design |
|------------------------------------|--|--|--|--|---|
| Fast Food Restaurants | Create a circulation system that provides adequate space for drive thru queuing lines. Direct drive-thru queuing lines so as to not conflict with pedestrian circulation or on site parking. | Adapt franchise or corporate style architecture to complement the style of adjacent developments. Apply color schemes that coordinate with adjacent developments' color schemes. Utilize similar architectural designs and palettes as the commercial development in which the building will be located. Integrate drive-thru elements, outdoor seating areas and play equipment architecturally into the building design. | Utilize perimeter fencing that is attractive and compatible with the building design. | Adapt franchise or corporate style architecture to fit in with the scale and proportion of adjacent development. | Locate drive-thru elements away from the primary street frontage. |
| Auto Service and Fuel Stations | See General Requirements for Building Design p. 3. | Provide a structural or strong design element to anchor corner stores. Create building(s) designs compatible with surrounding developments. Use of prefabricated or pre-designed buildings is discouraged. If used, adapt the design so as to be compatible with adjacent development. | Provide landscaping and/or pathways in an alternate paving material to break up expanses of pavement and/or asphalt. Screen or architecturally incorporate tank vents into the design. | Design prefabricated or pre-designed buildings if used so as to have a scale and proportions compatible with adjacent development. | Avoid multiple structures on the site. Situate car wash openings away from the street. |
| Shopping Center and Office Complex | Create separate circulation routes for truck deliveries and customers. Access for deliveries shall be from the least traveled or impacted street. Avoid when possible, large parking areas adjacent to the street. | Provide consistent design styles, details and palettes throughout the development including outlot buildings. Design outdoor retail sales areas, if allowed, to be complementary and integrated into the overall building design. | Screen or architecturally incorporate outdoor shopping cart storage into the design. | See General Requirements for Building Design p. 3. | Provide outdoor gathering areas. Outdoor retail sales space must be shown and approved on the site plan if allowed. |

12. **Specific Requirements for the Chesterfield Valley.** These requirements for Chesterfield Valley are to be applied to commercial and industrial development in addition to addressing all other applicable design standards in the City of Chesterfield Code.

| | |
|-----------|---|
| Facades | <ul style="list-style-type: none">• Utilize architectural elements from the Front Façade on the side and rear of the structure.• Utilize accent lighting and avoid flood lighting for facades of buildings facing I-64/US 40.• Screen trash enclosures and construct with materials consistent to the building. |
| Storage | <ul style="list-style-type: none">• Screen outdoor storage of goods, equipment or automobiles for sale or service from I-64/US 40. |
| Utilities | <ul style="list-style-type: none">• Install all new and existing site utilities underground. |
| Parking | <ul style="list-style-type: none">• Locate parking primarily to the side or rear of any building facade facing I-64/US 40 or along North Outer 40.• Screen loading areas and construct with material consistent to the building. |

EXHIBIT 1

Definitions

1. **Architectural or Building Elevation:** The perimeter vertical surface of a building.
2. **Compatible:** A relative term which requires the analysis of site, building, and landscape design in relationship to adjacent development. Compatibility is established when there are consistent design and functional relationships so that rehab and new development complements the existing or adjacent development. Achieving a compatible design does not require the imitation or repetition of the site, building and landscape design of adjacent development.
3. **Complementary:** Site design, building design, and landscape design are achieved when the proposed design responds to, or contributes to, the existing land use patterns, character, and zoning context. Complementary development does not necessarily mean the imitation or replication of adjacent development.
4. **Façade:** That portion of any exterior elevation on the building extending from grade to top of the parapet, wall, or to the eaves and the entire width of the building elevation.
5. **Massing:** The architectural relationship--proportion, profile, and contour among the various masses or volumes of a building or landscape. The mass of a building is defined by the roof, walls and floor. It may be a simple box form, but more often it is a composite of various forms. Plant massing can be used to create architectural forms as can site elements in the landscape such as screens, canopies, barriers, floors, pavements and ground surfaces. These can be used to define edges of open spaces and/or directional movement.
6. **Proportion:** The ordered relationship of bulk, massing and scale in building design so as to create a harmonious relationship between the parts, and as a whole. Proportion can be used to describe height-to-height ratios, width-to-width ratios, width-to-height ratios, and ratios of massing. Proportion should be evaluated for individual buildings, as well as in relationship to adjacent buildings and groups of buildings.
7. **Rhythm:** The flow of design elements in one building or the relationship of design elements in two or more buildings.
8. **Scale:** The comparison of the size of one object to another. In building design, scale is created by the articulation of building mass by use of design elements such as projections and recesses, doors and windows, texture and color, to create relationships at many levels in the building design. Examples of different levels of scale which can be created in a building include: human scale, the relationship of the building and its design elements to the size of a human being; the size of building elements in relation to the overall size of the building; the size of a building as a whole in relation to adjacent buildings; and the size of a project in relation to the building site.
9. **Streetscape:** The character or scene observed along a street and as created by natural and man-made components including: width, paving materials, plantings, street furniture, traffic lights, and the forms of the surrounding buildings.