

**AN ORDINANCE REPEALING ST. LOUIS COUNTY ORDINANCES 10,355 AND 10,765 AND CITY OF CHESTERFIELD ORDINANCE 2334 TO CONSOLIDATE AN AREA COVERED UNDER AN "M-3" PLANNED INDUSTRIAL DISTRICT AND A "PC" PLANNED COMMERCIAL DISTRICT INTO A SINGLE "PC" PLANNED COMMERCIAL DISTRICT FOR A 10.94 ACRE AREA OF LAND LOCATED ON THE NORTHEAST CORNER OF THE INTERSECTION OF LONG ROAD AND EDISON AVENUE (P.Z. 05-2013 MONARCH CENTER {JLA DEVELOPMENT, LLC} 17U120210 AND 17U120100).**

**WHEREAS**, JLA Development, LLC has requested an ordinance amendment to add a parcel covered under a "M-3" Planned Industrial District to an existing "PC" Planned Commercial District, resulting in a new 10.94 acre "PC" Planned Commercial District located on the northeast section at the intersection of Long Road and Edison Avenue; and,

**WHEREAS**, a Public Hearing was held before the Planning Commission on March 25, 2013; and,

**WHEREAS**, the Planning Commission, having considered said request, recommended approval of the ordinance amendment; with amendments to permitted uses, restrictions on uses, and setbacks; and,

**WHEREAS**, the project moved forward from the Planning and Public Works Committee, with amendments to access from Edison Avenue, setbacks, and screening requirements; and,

**WHEREAS**, the City Council, having considered said request voted to approve the ordinance amendment request with amendments to access, setbacks, and landscaping.

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

**Section 1.** City of Chesterfield Zoning Ordinance and the Official Zoning District Map, which are part thereof, are hereby amended by establishing a "PC" Planned Commercial District for a 10.94 acre tract of located on the northeast corner of the intersection of Long Road and Edison Avenue (17U120210 and 17U120100) and as described as follows:

Part of Adjusted Parcel 2 of a Boundary Adjustment Plat of Plat 4 of the Valley Center and part of Share 7 of the Estate of Peter Steffan and part of Lot 1 of Kroenung Estate in U. S. Survey 126, Township 45 North, Range 4 East, according to the Plat recorded in Plat Book 347 Page 13 and a tract of land being part of Lot 1 of the Partition of the Estate of

Damian Kroenung in U.S. Survey 126, Township 45 North, Range 4 East as conveyed to KSAPA, L.L.C. by Deed Book 19344 Page 362 of the St. Louis County Land Records Office in St. Louis County, Missouri being more particularly described as follows:

Beginning at a found 1/2" x 18" Rebar with cap stamped "Marler 347-D" being the Northeast corner of Adjusted Parcel 2; thence South 00 degrees 34 minutes 00 seconds West a distance of 309.57 feet to a point on the Northern right of way line of Edison Road as dedicated by Deed Book 13090 Page 1766 and Deed Book 12565 Page 0335; thence along said right of way line, in a West direction with a non-tangent curve turning to the left with a radius of 937.96 feet, having a chord bearing of South 75 degrees 46 minutes 19 seconds West and a chord distance of 144.65, and an arc length of 144.79 to a point, being the Southeast corner of a tract of land Conveyed to William S. Kirchoff Et Ux by Deed Book 20167 Page 2479; thence in a Southwesterly direction with a compound tangent curve turning to the left with a radius of 937.96 feet, having a chord bearing of South 68 degrees 26 minutes 13 seconds West and a chord distance of 95.32, and an arc length of 95.37 to a point; thence South 65 degrees 31 minutes 27 seconds West a distance of 86.11 feet to a point, being the Southwest corner of Deed Book 20167 Page 2479; thence continuing along said right of way, South 65 degrees 31 minutes 27 seconds West a distance of 116.03 feet to a point; thence in a West direction with a non-tangent curve turning to the right with a radius of 565.42 feet, having a chord bearing of South 80 degrees 40 minutes 15 seconds West and a chord distance of 253.24, and an arc length of 255.41 to a set rebar; thence North 88 degrees 35 minutes 38 seconds West a distance of 70.95 feet to a set rebar; thence North 83 degrees 50 minutes 38 seconds West a distance of 120.76 feet to a set rebar; thence North 88 degrees 35 minutes 38 seconds West a distance of 104.77 feet to a set rebar; thence North 54 degrees 16 minutes 11 seconds West a distance of 124.83 feet to a set rebar on the Eastern right of way line of Long Road as dedicated by Deed Book 17747 Page 1217; thence along said Eastern right of way, North 01 degrees 25 minutes 18 seconds East a distance of 217.02 feet to a set rebar being on the Southern line of Deed Book 19344 Page 362; thence along the Southern line of said Deed Book, North 89 degrees 27 minutes 00 seconds West a distance of 14.01 feet to a found concrete monument being the Southwest corner of said Deed Book 19344 page 362; thence along the Eastern right of way of Long Road, North 01 degrees 24 minutes 00 seconds East a distance of 208.00 feet to a point being the Northwest Corner of Deed Book 19344 Page 362; thence along the Northern line of said deed, South 89 degrees 27 minutes 00 seconds East a distance of 178.00 feet to a point being the Northeast corner of said deed and the Northwesternmost corner of Adjusted Parcel 2; thence along the Northern line of Adjusted Parcel 2, South 89

degrees 27 minutes 00 seconds East a distance of 888.45 feet to the point of beginning containing 477,728 square feet or 10.97 acres more or less.

**Section 2.** The preliminary approval, pursuant to the City of Chesterfield Zoning Ordinance is granted, subject to all of the ordinances, rules and regulations and the specific conditions as recommended by the Planning Commission in its recommendation to the City Council, which are set out in the Attachment "A", the preliminary plan indicated as "Exhibit A", and the access plan indicated as "Exhibit B", which are attached hereto as and made part of.

**Section 3.** The City Council, pursuant to the petition filed by JLA Development, LLC in P.Z. 05-2013, requesting the amendment embodied in this ordinance, and pursuant to the recommendation of the City of Chesterfield Planning Commission that said petition be granted and after a public hearing, held by the Planning Commission on the 25<sup>th</sup> day of March 2013, 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 4.** This ordinance and the requirements thereof are exempt from the warning and summons for violations as set out in Section 1003.410 of the Zoning Ordinance of the City of Chesterfield.

**Section 5.** This ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved this 5<sup>th</sup> day of August, 2013

Bob Nation  
MAYOR

ATTEST:

Vickie Hass  
CITY CLERK

FIRST READING HELD: June 17, 2013

## ATTACHMENT A

**All provisions of the City of Chesterfield City Code shall apply to this development except as specifically modified herein.**

### **I. SPECIFIC CRITERIA**

#### **A. PERMITTED USES**

1. The uses allowed in this PC District shall be:
  - a. Administrative office for education or religious facility
  - b. Animal grooming service
  - c. Art gallery
  - d. Art studio
  - e. Auditorium
  - f. Automatic vending facility
  - g. Automobile sales, new
  - h. Automobile sales, used
  - i. Automotive retail supply
  - j. Bakery
  - k. Bar
  - l. Barber or beauty shop
  - m. Bowling center
  - n. Brewpub
  - o. Broadcasting studio
  - p. Cafeteria for employees and guests only
  - q. Car wash
  - r. Check cashing facility
  - s. Church and other place of worship
  - t. Club
  - u. Coffee shop
  - v. Coffee shop, drive-thru
  - w. Community center

- x. Day care center, adult
- y. Day care center, child
- z. Drug store and pharmacy
- aa. Drug store and pharmacy, drive-thru
- bb. Dry cleaning establishment
- cc. Dry cleaning establishment, drive-thru
- dd. Education facility – College / university
- ee. Education facility – Kindergarten or nursery school
- ff. Education facility – Specialized private school
- gg. Education facility – Vocational school
- hh. Farmer's market
- ii. Filling station and convenience store with pump stations
- jj. Film drop-off and pick-up station
- kk. Film processing plant
- ll. Financial institution
- mm. Financial institution, drive-thru
- nn. Grocery, community
- oo. Grocery, neighborhood
- pp. Grocery, supercenter
- qq. Gymnasium
- rr. Kennel, boarding
- ss. Library
- tt. Lodge
- uu. Office, dental
- vv. Office, general
- ww. Office, medical
- xx. Oil change facility
- yy. Parking area, including garages, for automobiles
- zz. Professional and technical service facility
- aaa. Reading room
- bbb. Research facility

- ccc. Restaurant, fast food
- ddd. Restaurant, outdoor customer dining area
- eee. Restaurant, sit down
- fff. Restaurant, take out
- ggg. Restaurant, with drive-thru window
- hhh. Retail sales establishment, community
- iii. Retail sales establishment, neighborhood
- jjj. Retail sales establishment, regional
- kkk. Retail sales, outdoor
- lll. Tackle and bait shop (outdoor storage and display are prohibited)
- mmm. Theater, indoor
- nnn. Vehicle repair and services facility
- ooo. Veterinary clinic
- ppp. Laboratory – professional, scientific

2. The above uses in the PC District shall be restricted as follows:
  - a. Not more than one filling station, provided that no automobile, truck or other vehicle may be parked or stored in the open on the premises for longer than twenty-four (24) hours, shall be permitted.
  - b. Not more than one car wash shall be permitted.
  - c. No more than one (1) vehicle service center for automobiles shall be permitted.
  - d. Automobile sales, whether new or used, shall only be permitted indoors.
  - e. Use yy. shall not permit any outdoor sales of motor vehicles or the storage of wrecked or otherwise damaged and immobilized automotive vehicles for a period in excess of twenty-four (24) hours.
  - f. Use gg. shall not include outdoor areas for driving or heavy equipment training.
  - g. In the event that the ATM shown on the Preliminary Plan is constructed, substantial landscaping shall be installed to buffer the structure from the public rights-of-way. All landscaping shall be included on the landscape plan and approved by the City of Chesterfield.

3. Hours of Operation.

- a. Hours of operation for this "PC" District shall not be restricted.

**FLOOR AREA, HEIGHT, BUILDING AND PARKING STRUCTURE REQUIREMENTS**

1. Floor Area

- a. Total building floor area shall not exceed 71,500 square feet of which 7,000 square feet shall be allocated to the property on which Building F is located (as shown on the Preliminary Plan).

2. Height

- a. The maximum height of the building, exclusive of roof screening, shall not exceed forty (40) feet.

3. Building Requirements

- a. A minimum of thirty-five percent (35%) openspace shall be required for this development due to good planning and urban design as a result of the following specific design components:
- (i) the decreased floor area ratio over the minimum standard,
  - (ii) the enlarged landscape islands between each row of parking,
  - (iii) the installation of the public art feature in one of the landscaped islands,
  - (iv) the inclusion of an outdoor seating and plaza area,
  - (v) the inclusion of pedestrian walkways from the bus stop on Long Road to each building in the development.

**B. SETBACKS**

1. Structure Setbacks (for Buildings A through E). No building or structure, other than: a freestanding project identification sign, boundary and retaining walls, light standards, flag poles, fences, or one (1) ATM will be located within the following setbacks:
- a. Seventy-five (75) feet from the eastern boundary of the "PC" District.
  - b. Seventy (70) feet from the northern boundary of the "PC" District.
  - c. One hundred forty-five (145) feet from the western boundary of the "PC" District.

- (i) For the canopy associated with Building A: sixty (60) feet from the western boundary of the "PC" District.
    - d. Sixty-five (65) feet from the right-of-way of Edison Avenue.
- 2. Structure Setbacks (for Building F). No building or structure, other than: a freestanding project identification sign, boundary and retaining walls, light standards, flag poles, or fences will be located within the following setbacks:
  - a. Ten (10) feet from the northern, southern, and eastern property lines;
  - b. Zero (0) feet from the western property line.
    - (i) In the event that Building F is demolished and redeveloped, future redevelopment shall provide a thirty (30) foot setback from the western "PC" District boundary.
- 3. Parking Setbacks (for Buildings A through E). No parking stall, loading space, internal driveway, or roadway, except points of ingress / egress and shared access ways, will be located within the following setbacks:
  - a. Twenty (20) feet from the eastern boundary of the "PC" District.
  - b. Twenty-two (22) feet from the northern boundary of the "PC" District.
  - c. Fifteen (15) feet from the western boundary of the "PC" District.
  - d. Fourteen (14) feet from the southern boundary of the "PC" District.
  - e. Trash enclosures for this development shall adhere to the requirements of the Monarch Fire Protection District and adhere to the parking setbacks established by this Attachment A.
- 4. Parking Setbacks (for Building F). No parking stall, loading space, internal driveway, or roadway, except points of ingress / egress and shared access ways, will be located within the following setbacks:
  - a. Ten (10) feet from the eastern property line.
  - b. Five (5) feet from the northern boundary of the "PC" District.
  - c. Fifteen (15) feet from the western boundary of the "PC" District.
    - (i) In the event that Building F is demolished and redeveloped, future redevelopment shall provide a thirty (30) foot parking setback from the western "PC" District boundary.
  - d. Zero (0) feet from the southern property line.

### **C. PARKING AND LOADING REQUIREMENTS**

- 1. Parking and loading spaces for this development will be as required in the City of Chesterfield Code.

2. Parking lots shall not be used as streets.
3. No construction related parking shall be permitted within the Edison Avenue or Long Road right-of-way.

#### **D. LANDSCAPE AND TREE REQUIREMENTS**

The developer shall adhere to the Landscape and Tree Preservation Requirements of the City of Chesterfield Code.

#### **E. SIGN REQUIREMENTS**

1. Sign package submittal materials shall be required for this development. All sign packages shall be reviewed and approved by the City of Chesterfield Planning Commission.
2. Ornamental Entrance Monument construction, if proposed, shall be reviewed by the City of Chesterfield, and/or the St. Louis County Department of Highways and Traffic (or MoDOT), for sight distance considerations prior to installation or construction.

#### **F. LIGHT REQUIREMENTS**

Provide a lighting plan and cut sheet in accordance with the City of Chesterfield Code.

#### **G. ARCHITECTURAL**

1. The developer shall adhere to the Architectural Review Standards of the City of Chesterfield Code.
2. Trash enclosures: All exterior trash areas will be enclosed with a minimum six (6) foot high sight-proof enclosure complemented by adequate landscaping. The location, material, and elevation of any trash enclosures will be as approved by the City of Chesterfield on the Site Development Plan.

#### **H. ACCESS/ACCESS MANAGEMENT**

1. Access to Edison Avenue shall be limited to three (3) entrances. The west entrance shall be aligned with the existing full access entrance on the opposite side of Edison Avenue. The remaining entrances shall not be closer than two hundred fifty (250) feet to each other. All entrance measurements shall be made from centerline to centerline.
  - a. In the event that the westernmost site develops with a convenience store and gas station, in general conformance with Exhibits A and B, the

westernmost access point from Edison Avenue shall be restricted to a right in/right out access only.

2. Access to Long Road will be as directed by the Missouri Department of Transportation and the City of Chesterfield.
3. Provide cross access easement and temporary slope construction license or other appropriate legal instrument or agreement guaranteeing permanent access between this site and adjacent properties as directed by the Missouri Department of Transportation, St. Louis County Department of Highways & Traffic and the City of Chesterfield.
4. During site development section plan review of the westernmost lot of this development, William S. Kirchoff and Sandra A. Kirchoff, husband and wife, or their successors in title, shall provide written documentation to the City consenting to a restricted access point along Edison Avenue as described in item number 1a. above and waiving other access rights with respect to the westernmost access point, as granted pursuant to the May 15, 2001 Roadway Agreement, upon approval of said site development section plan.

#### **I. PUBLIC/PRIVATE ROAD IMPROVEMENTS, INCLUDING PEDESTRIAN CIRCULATION**

1. A five (5) foot sidewalk shall be installed along the Long Road frontage. The sidewalk shall be located within an appropriate easement as directed by the City of Chesterfield. Said sidewalk and easement shall allow for public access across the site and the sidewalk shall be maintained by the property owner. All pedestrian facilities shall adhere to the current ADA standards specifically regarding the site arrival points. Internal sidewalks shall connect to frontage pedestrian access.
2. Construct additional lanes, pavement widening, and provide necessary right-of-way to provide for turning or deceleration lanes for Edison Avenue in the vicinity of the permitted street access locations, as determined to be necessary by the City of Chesterfield to ensure the continued free flow of traffic along Edison Avenue.
3. Any work within MoDOT's right-of-way will require a MoDOT permit.
4. All proposed work in MoDOT right-of-way must comply with MoDOT standards, specifications, conform to MoDOT's Access Management Guidelines with detailed construction plans being received and approved by MoDOT.

## **J. TRAFFIC STUDY**

1. Provide a traffic study as directed by the City of Chesterfield and/or Missouri Department of Transportation. The scope of the study shall include internal and external circulation and may be limited to site specific impacts, such as the need for additional lanes, entrance configuration, geometrics, sight distance, traffic signal modifications or other improvements required, as long as the density of the proposed development falls within the parameters of the City's traffic model. Should the density be other than the density assumed in the model, regional issues shall be addressed as directed by the City of Chesterfield.
2. Provide a sight distance evaluation report, as required by the City of Chesterfield, for the proposed entrances. If adequate sight distance cannot be provided at the access location, acquisition of right-of-way, reconstruction of pavement, including correction to the vertical alignment, and/or other off-site improvements shall be required, as directed by the City of Chesterfield and/or the Missouri Department of Transportation.

## **K. POWER OF REVIEW**

Either Councilmember of the Ward where a development is proposed or the Mayor may request that the plan for a development be reviewed and approved by the entire City Council. This request must be made no later than twenty-four (24) hours after Planning Commission review. The City Council will then take appropriate action relative to the proposal. The plan for a development, for purposes of this section, may include the site development plan, site development section plan, site development concept plan, landscape plan, lighting plans, architectural elevations, sign package or any amendment thereto.

## **L. STORM WATER**

1. The site shall provide for the positive drainage of storm water and it shall be discharged at an adequate natural discharge point or connected to an adequate piped system.
2. Detention/retention and channel protection measures are to be provided in each watershed as required by the City of Chesterfield. The storm water management facilities shall be operational prior to paving of any driveways or parking areas in non-residential development or issuance of building permits exceeding sixty percent (60%) of approved dwelling units in each plat, watershed or phase of residential developments. The location and types of storm water management facilities shall be identified on the Site Development Plan(s).

3. The Chesterfield Valley Master Storm Water Plan indicates a thirty (30) foot wide flat bottom ditch with three (3) foot horizontal to one (1) foot vertical side slopes shall be constructed along the northern and eastern property lines of this site. The developer shall be responsible for construction of the required storm water improvements and coordination with the owners of the properties affected by construction of the required improvements as directed by the City of Chesterfield. In the event that the ultimate required improvements cannot be constructed concurrently with this development, the developer shall provide interim drainage facilities and establish sufficient escrows as guarantee of future construction of the required improvements, including removal of interim facilities. Interim facilities shall be sized to handle runoff from the 100-year, 24-hour storm event as produced by the Master Storm Water Plan model. The interim facilities shall provide positive drainage and may include a temporary pump station, if necessary. Interim facilities shall be removed promptly after the permanent storm water improvements are constructed.

The developer may elect to propose alternate geometry, size and/or type of storm water improvements that are functionally equivalent to the required improvements. Functional equivalence is said to be achieved when, as determined by the City of Chesterfield, the alternate proposal provides the same hydraulic function, connectivity, and system-wide benefits without adversely affecting any of the following: water surface profiles at any location outside the development; future capital expenditures; maintenance obligations; equipment needs; frequency of maintenance; and probability of malfunction. The City will consider, but is not obligated to accept, the developer's alternate plans. If the City of Chesterfield determines that the developer's proposal may be functionally equivalent to the Chesterfield Valley Master Storm Water Plan improvements, hydraulic routing calculations will be performed to make a final determination of functional equivalence. The City of Chesterfield will consider the developer's proposal, but is not obligated to have the hydraulic analysis performed if any of the other criteria regarding functional equivalence will not be met. The hydraulic routing calculations regarding functional equivalence may be performed by a consultant retained by the City of Chesterfield. The developer shall be responsible for all costs related to consideration of an alternate proposal, which shall include any costs related to work performed by the consultant.

4. Provide a Chesterfield Valley Storm Water Easement along the north, east, and south property lines. Depict the channels on the Site Development Plan and improvement plans. Maintenance of the required channels shall be the responsibility of the property owner.
5. All Chesterfield Valley Master Storm Water Plan improvements shall be operational prior to paving of any driveways or parking areas.

6. A formal plan submittal is required for any improvements that occur subsequent to the change in zoning.
7. MSD has agreed to allow the development to connect to the existing public sanitary sewer forcemain that runs along the southern property boundary. However, as has been communicated to the owner's civil engineer, MSD also desires reducing the number of connections to the existing forcemain and minimize constructing MSD maintained low pressure sewer. While MSD supports connecting the property at 150 Long Road to public sewer, the lateral and sewer alignment shown will require modification and/or boundary adjustment will be needed.
8. Stormwater quality management will be required for all development, including improvements smaller than one acre of land disturbance that are part of a common plan of development (such as the proposed expansion at 150 Long Road). The whole project will be considered new development for the purpose of evaluating compliance with the City of Chesterfield's and MSD's Phase II Stormwater Permit, and will be required to provide controls that mimic pre-construction runoff condition (including runoff volume reduction).

#### **M. SANITARY SEWER**

1. Provide public sewer service for this site, including sanitary force main, gravity lines and/or regional pump stations, in accordance with the Metropolitan St. Louis Sewer District Conceptual Sewer Master Plan for Chesterfield Valley.

#### **N. GEOTECHNICAL REPORT**

Prior to Site Development Plan approval, provide a geotechnical report, prepared by a registered professional engineer licensed to practice in the State of Missouri, as directed by the Department of Public Services. The report shall verify the suitability of grading and proposed improvements with soil and geologic conditions and address the existence of any potential sinkhole, ponds, dams, septic fields, etc., and recommendations for treatment. A statement of compliance, signed and sealed by the geotechnical engineer preparing the report, shall be included on all Site Development Plans and Improvement Plans.

#### **O. MISCELLANEOUS**

1. All utilities will be installed underground.
2. An opportunity for recycling will be provided. All provisions of Chapter 25, Article VII, and Section 25-122 thru Section 25-126 of the City of Chesterfield, Missouri Code shall be required where applicable.

3. Road improvements and right-of-way dedication shall be completed prior to the issuance of an occupancy permit. If development phasing is anticipated, the developer shall complete road improvements, right-of-way dedication, and access requirements for each phase of development as directed by the Saint Louis County Department of Highways and Traffic. As previously noted, the delays due to utility relocation and adjustments will not constitute a cause to allow occupancy prior to completion of road improvements.
4. One (1) piece of public art work shall be provided and installed by the Developer in this development.
5. Sleeves for future telecommunication services are required to be installed adjacent and/or parallel to any proposed roadway, or other location as directed by the City of Chesterfield, in order to facilitate the installation of utilities and telecommunication infrastructure for current and future users.
6. Neither the Preliminary Plan (Exhibit A) nor the Access Plan (Exhibit B) attached hereto imply approval of any site development concept plan or site development section plan.

## **II. TIME PERIOD FOR SUBMITTAL OF SITE DEVELOPMENT CONCEPT PLANS AND SITE DEVELOPMENT PLANS**

- A. The developer shall submit a concept plan within eighteen (18) months of City Council approval of the change of zoning.
- B. In lieu of submitting a Site Development Concept Plan and Site Development Section Plans, the petitioner may submit a Site Development Plan for the entire development within eighteen (18) months of the date of approval of the change of zoning by the City.
- C. Failure to comply with these submittal requirements will result in the expiration of the change of zoning and will require a new public hearing.
- D. Said Plan shall be submitted in accordance with the combined requirements for Site Development Section and Concept Plans. The submission of Amended Site Development Plans by sections of this project to the Planning Commission shall be permitted if this option is utilized.
- E. Where due cause is shown by the developer, this time interval for plan submittal may be extended through appeal to and approval by the Planning Commission.

### **III. COMMENCEMENT OF CONSTRUCTION**

- A.** Substantial construction shall commence within two (2) years of approval of the Site Development Concept Plan or Site Development Plan, unless otherwise authorized by ordinance.
- B.** Where due cause is shown by the developer, the Commission may extend the period to commence construction for not more than one additional year.

### **IV. GENERAL CRITERIA**

#### **A. SITE DEVELOPMENT CONCEPT PLAN**

- 1. Any Site Development Concept Plan shall show all information required on a preliminary plat as required in the City of Chesterfield Code.
- 2. Include a Conceptual Landscape Plan in accordance with the City of Chesterfield Code to indicate proposed landscaping along arterial and collector roadways.
- 3. Include a Lighting Plan in accordance with the City of Chesterfield Code to indicate proposed lighting along arterial collector roadways.
- 4. Provide comments/approvals from the appropriate Fire District, the St. Louis County Department of Highways and Traffic, Monarch Chesterfield Levee District, Spirit of St. Louis Airport and the Missouri Department of Transportation.
- 5. Compliance with the current Metropolitan Sewer District Site Guidance as adopted by the City of Chesterfield.

#### **B. SITE DEVELOPMENT PLAN SUBMITTAL REQUIREMENTS**

The Site Development Plan shall include, but not be limited to, the following:

- 1. Location map, north arrow, and plan scale. The scale shall be no greater than one (1) inch equals one hundred (100) feet.
- 2. Outboundary plat and legal description of property.
- 3. Density calculations.
- 4. Parking calculations. Including calculation for all off street parking spaces, required and proposed, and the number, size and location for handicap designed.

5. Provide openspace percentage for overall development including separate percentage for each lot on the plan.
6. Provide Floor Area Ratio (F.A.R.).
7. A note indicating all utilities will be installed underground.
8. A note indicating signage approval is separate process.
9. Depict the location of all buildings, size, including height and distance from adjacent property lines, and proposed use.
10. Specific structure and parking setbacks along all roadways and property lines.
11. Indicate location of all existing and proposed freestanding monument signs.
12. Zoning district lines, subdivision name, lot number, dimensions, and area, and zoning of adjacent parcels where different than site.
13. Floodplain boundaries.
14. Depict existing and proposed improvements within 150 feet of the site as directed. Improvements include, but are not limited to, roadways, driveways and walkways adjacent to and across the street from the site, significant natural features, such as wooded areas and rock formations, and other karst features that are to remain or be removed.
15. Depict all existing and proposed easements and rights-of-way within 150 feet of the site and all existing or proposed off-site easements and rights-of-way required for proposed improvements.
16. Indicate the location of the proposed storm sewers, detention basins, sanitary sewers and connection(s) to the existing systems.
17. Depict existing and proposed contours at intervals of not more than one (1) foot, and extending 150 feet beyond the limits of the site as directed.
18. Address trees and landscaping in accordance with the City of Chesterfield Code.
19. Comply with all preliminary plat requirements of the City of Chesterfield Subdivision Regulations per the City of Chesterfield Code.
20. Signed and sealed in conformance with the State of Missouri Department of Economic Development, Division of Professional Registration, Missouri

Board for Architects, Professional Engineers and Land Surveyors requirements.

21. Provide comments/approvals from the appropriate Fire District, Monarch Levee District, Spirit of St. Louis Airport, Metropolitan St. Louis Sewer District (MSD) and the Missouri Department of Transportation.
22. Compliance with Sky Exposure Plane.
23. Compliance with the current Metropolitan Sewer District Site Guidance as adopted by the City of Chesterfield.

### **C. SITE DEVELOPMENT SECTION PLAN SUBMITTAL REQUIREMENTS**

The Site Development Section Plan shall adhere to the above criteria and to the following:

1. Location map, north arrow, and plan scale. The scale shall be no greater than one (1) inch equals one hundred (100) feet.
2. Parking calculations. Including calculation for all off street parking spaces, required and proposed, and the number, size and location for handicap designed.
3. Provide openspace percentage for overall development including separate percentage for each lot on the plan.
4. Provide Floor Area Ratio (F.A.R.).
5. A note indicating all utilities will be installed underground.
6. A note indicating signage approval is separate process.
7. Depict the location of all buildings, size, including height and distance from adjacent property lines and proposed use.
8. Specific structure and parking setbacks along all roadways and property lines.
9. Indicate location of all existing and proposed freestanding monument signs.
10. Zoning district lines, subdivision name, lot number, lot dimensions, lot area, and zoning of adjacent parcels where different than site.
11. Floodplain boundaries.

12. Depict existing and proposed improvements within 150 feet of the site as directed. Improvements include, but are not limited to, roadways, driveways and walkways adjacent to and across the street from the site, significant natural features, such as wooded areas and rock formations, and other karst features that are to remain or be removed.
13. Depict all existing and proposed easements and rights-of-way within 150 feet of the site and all existing or proposed off-site easements and rights-of-way required for proposed improvements.
14. Indicate the location of the proposed storm sewers, detention basins, sanitary sewers and connection(s) to the existing systems.
15. Depict existing and proposed contours at intervals of not more than one (1) foot, and extending 150 feet beyond the limits of the site as directed.
16. Address trees and landscaping in accordance with the City of Chesterfield Code.
17. Comply with all preliminary plat requirements of the City of Chesterfield Subdivision Regulations per the City of Chesterfield Code.
18. Signed and sealed in conformance with the State of Missouri Department of Economic Development, Division of Professional Registration, Missouri Board for Architects, Professional Engineers and Land Surveyors requirements.
19. Provide comments/approvals from the appropriate Fire District, Monarch Levee District, Spirit of St. Louis Airport, St. Louis Department of Highways and Traffic, Metropolitan St. Louis Sewer District (MSD) and the Missouri Department of Transportation.
20. Compliance with Sky Exposure Plane.
21. Compliance with the current Metropolitan Sewer District Site Guidance as adopted by the City of Chesterfield.

## **V. TRUST FUND CONTRIBUTION**

The developer shall be required to contribute to the Chesterfield Valley Trust Fund as follows:

### Roads

The roadway improvement contribution is based on land and building use. The roadway contributions are necessary to help defray the cost of engineering, right-of-way acquisition, and major roadway construction in accordance with the

Chesterfield Valley Road Improvement Plan on file with the Saint Louis County Department of Highways and Traffic. The amount of the developer's contribution to this fund shall be computed based on the following:

<u>Type of Development</u>	<u>Required Contribution</u>
Commercial	\$2.39/sq. ft. of building space
Office	\$1.66/sq. ft. of building space
Industrial	\$5,758.98/acre

If the types of development proposed differ from those listed, rates shall be provided by the Saint Louis County Department of Highways and Traffic.

Credits for roadway improvements required will be awarded as directed by the Saint Louis County Highways and Traffic. Any portion of the roadway improvement contribution that remains, following completion of road improvements required by the development shall be retained in the trust fund.

The roadway improvement contribution shall be deposited with the Saint Louis County Department of Highways and Traffic. The deposit shall be made before the issuance of building permits. Funds shall be payable to the Treasurer, Saint Louis County.

#### Water Main

The primary water line contribution is based on gross acreage of the development land area. The contribution shall be a sum of \$756.04 per acre for the total area as approved on the Site Development Plan to be used solely to help defray the cost of constructing the primary water line serving the Chesterfield Valley area.

The primary water line contribution shall be deposited with the Saint Louis County Department of Highways and Traffic. The deposit shall be made before approval of the Site Development Plan unless otherwise directed by the Saint Louis County Department of Highways and Traffic. Funds shall be payable to the Treasurer, St. Louis County.

#### Storm water

The storm water contribution is based on gross acreage of the development land area. These funds are necessary to help defray the cost of engineering and construction improvements for the collection and disposal of storm water from the Chesterfield Valley in accordance with the Master Plan on file with and jointly approved by Saint Louis County and the Metropolitan Saint Louis Sewer District. The amount of the storm water contribution will be computed based on \$2,398.75 per acre for the total area as approved on the Site Development Plan. The storm water contributions to the Trust Fund shall be deposited with the Saint Louis County

Department of Highways and Traffic. The deposit shall be made before the issuance of building permits. Funds shall be payable to the Treasurer, St. Louis County.

### Sanitary Sewer

The sanitary sewer contribution is collected as the Caulks Creek impact fee.

The sanitary sewer contribution within Chesterfield Valley area shall be deposited with the Metropolitan St. Louis Sewer District as required by the District.

The amount of the required contribution/improvements, if not approved for construction by January 1, 2014, shall be adjusted on that date and on the first day of January in each succeeding year thereafter in accord with the construction cost index as determined by the Saint Louis County Department of Highways and Traffic.

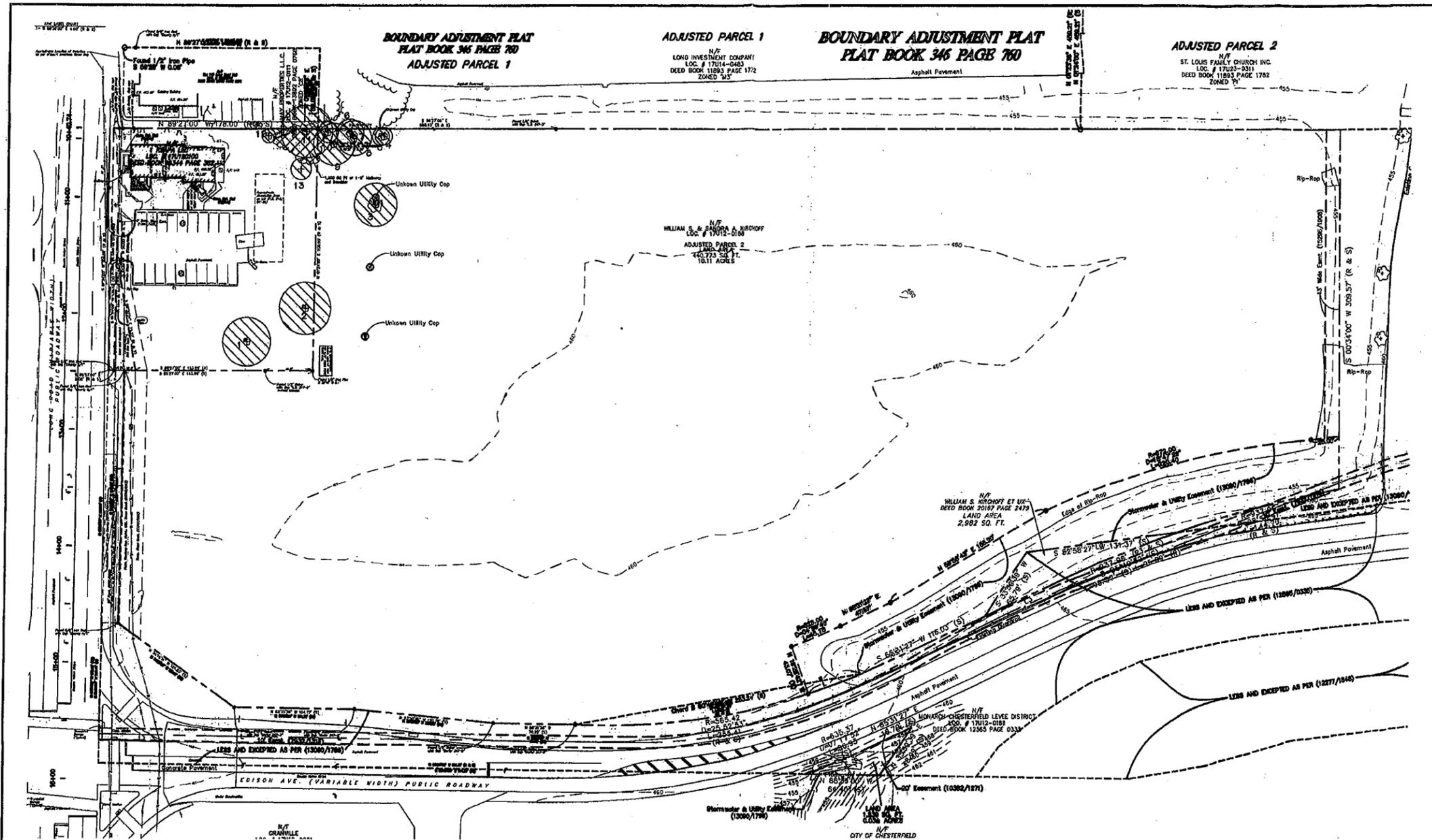
## **VI. RECORDING**

Within sixty (60) days of approval of any development plan by the City of Chesterfield, the approved Plan will be recorded with the St. Louis County Recorder of Deeds. Failure to do so will result in the expiration of approval of said plan and require re-approval of a plan by the Planning Commission.

## **VII. ENFORCEMENT**

- A.** The City of Chesterfield, Missouri will enforce the conditions of this ordinance in accordance with the Plan approved by the City of Chesterfield and the terms of this Attachment A.
- B.** Failure to comply with any or all the conditions of this ordinance will be adequate cause for revocation of approvals/permits by reviewing Departments and Commissions.
- C.** Non-compliance with the specific requirements and conditions set forth in this Ordinance and its attached conditions or other Ordinances of the City of Chesterfield shall constitute an ordinance violation, subject, but not limited to, the penalty provisions as set forth in the City of Chesterfield Code.
- D.** Waiver of Notice of Violation per the City of Chesterfield Code. .
- E.** This document shall be read as a whole and any inconsistency to be integrated to carry out the overall intent of this Attachment A.





**Tree Stand Delineation**  
SCALE 1" = 40'-0"

**LEGEND**  
 Location  
 Reference Number

**INDIVIDUAL TREE LIST**

Number	Type	DBH OF TRUNK	Rating	SQ Ft Canopy	Comments
1	Sycamore	36"	3	1,384	
2	Sycamore	72"	2	1,589	
3	Silver Maple	12"	3	1,017	Double Trunk
4	Boxelder	12"	2	176	
5	Silver Maple	14"	2	190	
6	Boxelder	12"	2	176	
7	Dead				
8	Hackberry	10"	3	600	
9	Mulberry	14"	3	254	Triple Trunk
10	Mulberry	10"	3	254	
11	Sycamore	60"	1	1,589	Major Leader Dead
12	Mulberry	12"	3	452	
13	Mulberry	5"	2	113	Multi Stem
				<b>Total Sq Ft</b>	<b>7,994</b>

Tree Stand Destroyed on November 23, 2012  
 The overall list of Monarch C-Store contains a total of 2.51 AC and has a total of 30 AC of Woodland. The attached detailed Tree Stand Delineation map was completed by field inspection.  
 Woodland A: The woodland area covers a portion of the North portion of the site. The mix of trees are 1.5" mulberry and boxelder. There are trees from a dense cluster to there is no up-croft.  
 RATING: 1=Fair Quality  
 2=Average Quality  
 3=Excellent Quality  
 No Monarch Trees, state champion or rare trees were found on the site.  
 WOODLAND A  
 INDIVIDUAL TREES = .02 AC (1,000 sq. ft.)  
 = 0.18 AC (7,000 sq. ft.)  
 TOTAL EXISTING CANOPY = 0.20 AC (1,000 sq. ft.)

Tree Stand Delineation Plan Prepared by  
 Douglas A. DeLong  
 Certified Arborist MW-4826A  
*Douglas A. DeLong*  
 Base Map Provided by: CEDC, Inc.  
 CAD Engineering Design Consultants

Douglas A. DeLong, Landscape Architect L.A. 61  
 Consultants:

**MONARCH C-STORE**  
**Chesterfield, Mo.**  
 CEDC, Inc.

Revisions:

Date	Description	No.
12-7-12	Coordination	1

Checked: DAD  
 Drawn: BAD

DeLong and Landscape Architecture  
 7620 West Bruno Ave  
 St. Louis, MO. 63117  
 (314) 346-4856  
 delong.la@gmail.com

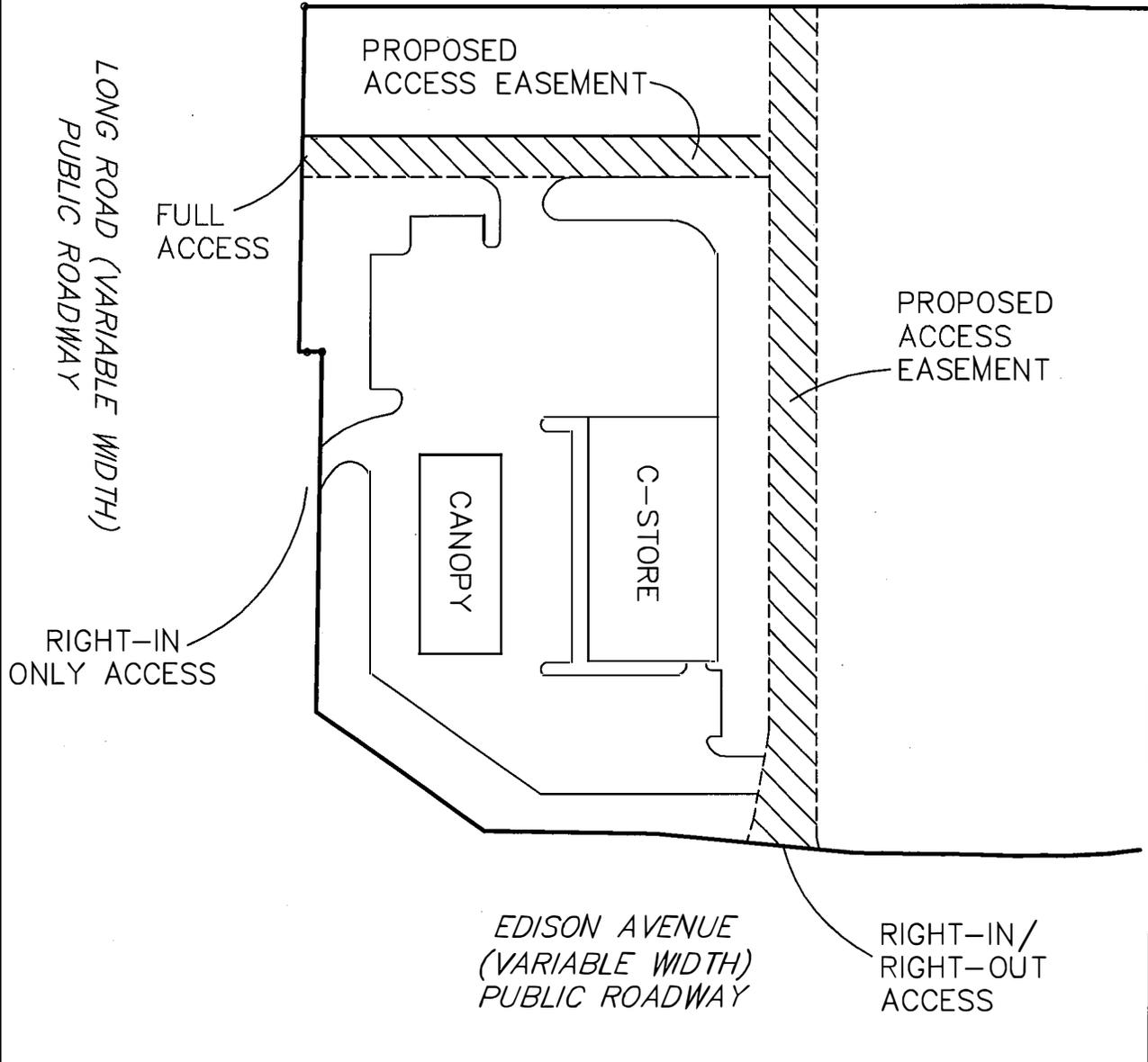
Sheet Title: Tree Stand Delineation  
 Sheet No: **TSD-1**

Date: 10/22/2012  
 Job #: 121.005

RECEIVED  
 City of Chesterfield  
 JUL - 9 2013  
 Department of Public Services



SCALE: 1"=100'



**EXHIBIT "B"**

INITIAL:

ACCESS PLAN

A TRACT OF LAND IN PART OF LOT 1 OF THE ESTATE OF DAMIAN KROENUNG IN U. S. SURVEY 126. TOWNSHIP 45 NORTH, RANGE 4 EAST & PART OF ADJUSTED PARCEL 2 OF A BOUNDARY ADJUSTMENT PLAT OF PLAT 4 OF THE VALLEY CENTER & PART OF SHARE 7 OF THE ESTATE OF PETER STEFFAN & PART OF LOT 1 OF KROENUNG ESTATE IN U. S. SURVEY 126, TOWNSHIP 45 NORTH, RANGE 4 EAST.  
CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI