

REPORT TO PLANNING COMMISSION **CITY OF ARNOLD**

APPLICATION NUMBER:

2019-33

APPLICATION NAME:

Record Plat - Enclave at Strawberry Ridge

Larry Rolwes on behalf

APPLICANT NAME:

of Jacob Mirowiz

Horizon View Development

Horizon View Development

PROPERTY OWNER NAME: 11500 Olive Blvd Suite 240

St Louis MO 63141

APPLICANT'S REQUEST:

The applicant is seeking approval of a Record Plat.

STREET ADDRESS:

The Enclave at Strawberry Ridge

SITE LOCATION:

Near the intersection of Strawberry Ridge Drive and Guardian Ct.

PARCEL ID:

02-7.0-36.0-1-001-006.02

NUMBER OF LOTS:

Divide 5 Lots into 10 Lots

MEETING DATE:

September 10, 2019

REPORT DATE:

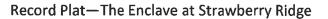
September 4, 2019

CASE MANAGER:

Christie Hull-Bettale

RECOMMENDATION:

APPROVAL, with Condition



OF ARION

REPORT TO PLANNING COMMISSION

CITY OF ARNOLD

DESCRIPTION OF EXISTING SITE CONDITIONS

The approximately 7.36 acre tract is located at the back portion of Strawberry Ridge Subdivision near the intersection Strawberry Ridge Drive and Guardian Ct.

SITE HISTORY

The property has plat approval of 7 lots to contain 5 two-family homes and 2 single family homes. Subdivision improvements have been constructed. The infrastructure, streets, storm and utilities are available. The Preliminary Plan and ordinance approval dated December 21, 2017 is attached for reference, Exhibit B.

LOCATION MAP



REQUEST

The applicant is seeking approval of a final Record Plat to divide the 5~2 family parcels into 10 separate lots that will contain attached villas. The remaining 2 lots are for single family homes. See Exhibit A, The Enclave at Strawberry Ridge Plat 2.

Record Plat—The Enclave at Strawberry Ridge

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SUBDIVISION ORDINANCE ANALYSIS

When reviewing applications for the subdivision of land, or amendments thereto, the Planning Commission is required to hold a hearing, review, and make recommendations and report to the City Council. However, where a subdivision plat meets the requirements of city ordinance, the Planning Commission and City Council do not have authority to refuse to approve the subdivision plat. Therefore, it is a ministerial act to approve the plat. State ex rel. Schaefer v. Cleveland, 847 S.W.2d 867 (Mo. App. E.D.)

Staff has reviewed The Enclave at Strawberry Ridge Record Plat as received on dated August 13, 2019 by Burdine and Associates. Agency notices have been distributed, and comments accepted. Staff finds the proposed plat to substantially conforms to the requirements of RSMo 89.410 and the Subdivision Ordinance of the City of Arnold, Missouri, subject to the establishment of any required easements, and recommends favorable consideration of the application and plat in Exhibit A with one condition:

1. Provide Planning Commission Certification and signature block on the plat.

Christie Hull Bettale, EIT

Community Development Engineer

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Record Plat—The Enclave at Strawberry Ridge PAGE 4



REPORT TO PLANNING COMMISSION CITY OF ARNOLD

ATTACHMENTS

SUPPLEMENTAL LETTERS, PLANS, PLATS, ETC.

THE ENCLAVE AT STRAWBERRY RIDGE PLAT 2

A SUBDIVISION OF LOTS 1, 2, 3, 5 AND LOT 6 OF THE ENCLAVE AT STRAWBERRY RIDGE
RECORDED IN PLAT DOC. 2019P-000103

IN THE NORTHEAST QUARTER OF SECTION 36, T 43 N, R 5 E.,

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	PB.29,PG.27	LOT 4 THE ENCLAVE AT STRANBERRY RIDGE	55.87			
	LOT 54	2019P-000103	EX.10 ESUT. EX. 47.61		/	
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YAMM CASEY, CITY CLERK			, ,	SURVEYOR'S CERTIFICATION:		PLAT 2 BURBINE AND ASSOCIATES, INC.
CURRENT TAX STATUS	// i			THIS IS TO CERTIFY TO HORIZON WEW DEVELOPMENT, LLC. THAT REQUEST, WE BURDING AND ASSOCIATES, INC. HAVE PREPARED PLAT BEING BASED ON A SURVEY COMPLETED ON THE GROUND, FEBRUARY, 2019, OF A TRACT OF LAND BEING A SURDIVISION, OF	SUBDIVISION IN THE MONTH OF	Registered Land Surveyors 836–282–1600
WE FIND FROM THE COLLECTIONS OF REVENUES RECORDS THAT THERE ARE NO CONTRIBUTION DELINQUEST TAXES ON PARCEL INLINERY IZ 27.7—36.0—1001—00.02 AND 02-7.0—36.0—1=001=006.04 LAST ASSESSED IN THE NAME(S) OF HORIZON VIEW DEVELOPMENT LLC.	ADJUSTED LOT A HILLS MANOR PB.151,PG.14			FEBRUARY, 2019, OF A TRACT OF LAND BEING A SUBDIVISION OF AND LOT 6 OF THE ENCLAVE AT STRAWBERRY MEDIC RECORDED DOC, 2019P-000103 IN THE NORTHEAST CUARTER OF SECTION 3 NORTH, RANGE 5 EAST. REFFERSON COUNTY, MISSOURI, AND SAE	R. TOWNSHIP 43	1638 Jeffco Blvd. Located on Arnold, Mo. 63010 Jeffco Blvd. South of Church Rd.
DAMO B. BOOKLESS, AICP COMMUNITY DEVELOPMENT DIRECTOR				NORTH, RAME 5 EAST, JEFFERSON COLINTY, MISSOURI, AND SAI ACCORDANCE WITH THE MISSOURI STANDARDS FOR INFRANCIAS SURVEYS AS ESTABLISHED BY THE DEPARTMENT OF ADMINISTRANCE	PROPERTY BOUNDARY LS-2430 DANIEL R. ZERVAS	FIELDWORK BY: CHECKED BY: PPDB. PROJECT NO.:
COMMUNITY DEVELOPMENT DIRECTOR DATE:				DANIEL R. ZERVAS, P.L.S. 2430 GURDINE AND ASSOCIATES, INC. 218–D	SED LAND SEE	DRAWN BY: DRZ DATE: AUS. 13.2019 18066





Ron Counts, Mayor

January 2, 2018

Jacob Mirowitz
Mirowitz Real Estate Inv.
11500 Olive Blvd. Ste. 240
Creve Coeur, MO 63141

Re: Revised Preliminary Plat - The Enclave at Strawberry Ridge

Dear Mr. Mirowitz:

On December 21, 2017, the Arnold City Council approved the Revised Preliminary Plat for the thirteen units and seven lots that are proposed for The Enclave at Strawberry Ridge. A copy of the signed ordinance is enclosed.

Your next step would be to submit (if you have not already):

• Two sets of upgraded grading and improvement plans to City Engineer, Christie Hull-Bettale.

If you have any questions, please contact this office.

Respectfully,

Jean Kienzle

Community Development Assistant

Cc:

Fribis Engineering, Inc. Igor Gusev 3520 Jeffco Blvd. Ste. 100 Arnold, MO 63010

EXHIBIT B (1/s)

Public Works 2900 Arnold Tenbrook Rd. Amold, MO 63010 636/282-2386 BILL NO. 2682

ORDINANCE NO. 14.5/19

AN ORDINANCE APPROVING A PRELIMINARY PLAT TITLED THE ENCLAVE AT STRAWBERRY RIDGE

WHEREAS, the Planning Commission of the City of Arnold has reviewed a proposed preliminary plat and has submitted a report with findings and conditions of said preliminary plat titled "The Enclave at Strawberry Ridge" to the City Council; and

WHEREAS, the proper public hearings have been held, pursuant to City Ordinance and the laws of the State of Missouri, and

WHEREAS, the Council of the City of Arnold is required to review the preliminary plat and consider its approval;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ARNOLD, MISSOURI, AS FOLLOWS:

Section 1. The City of Arnold hereby accepts and approves the preliminary plat titled "The Enclave at Strawberry Ridge." Said development is located on a 7.36-acre tract of land located at the terminus of Strawberry Ridge Drive.

Section 2. The acceptance and approval of the preliminary plat for "The Enclave at Strawberry Ridge" as presented to this City Council in no way relieves the developer of the responsibility of meeting the requirements of any other public or private entity having jurisdiction over such developments, or the requirements of the ordinances of the City of Arnold, Missouri.

<u>Section 3</u>. The acceptance and approval of "The Enclave at Strawberry Ridge" as presented to this City Council is in no way an endorsement of said construction, development or layout, or an acceptance of any publicly dedicated improvements until said improvements have been properly inspected by the Community Development Department and accepted by the City Council as provided by ordinance.

Section 4. The preliminary plat identified as "The Enclave at Strawberry Ridge" shall be valid for a period of two (2) years from the date of its approval.

Section 5. The preliminary plat identified as "The Enclave at Strawberry Ridge" is subject to the conditions outlined in the Staff report to the City Council dated June 28, 2017 and as follows:

Conditions

- 1. Approval of this Ordinance and preliminary plat supersedes and voids the approved Ordinance 2668 Enclave at Strawberry Ridge preliminary plat
- 2. The plan shows retaining walls. To clarify ALL retaining walls require an easement or be located in common ground and maintenance agreement provided for or indicated in the indentures.
- 3. Condo Indentures must provide for legal review prior to record plat.
- 4. The landscaping plan, trees and plant species must conform to city regulations and the developer can work with staff in regard to the specific planting and location.
- 5. All Jefferson County grading easements, land disturbance approvals for the offsite land, as well as MoDNR permits, are needed prior to issuance of the City of Arnold Grading and Erosion Control permit.
- 6. Sanitary sewer and utilities permits, if any, are separate from this approval.



Section 6. General Development Conditions apply as follows:

- a. A grading permit is required prior to any grading on the site.
- b. If cut and fill operations occur during a season not favorable for immediate establishment of a permanent ground cover, a fast germinating annual, such as rye, shall be utilized to retard erosion.
- c. The petitioner shall be responsible for obtaining all necessary permits and approvals from the Missouri Department of Natural Resources, Public Water Supply District No. 1, American Water and Rock Community Fire Protection District as they relate to the development of this tract of land.
- d. Provide adequate temporary off-street parking for construction employees. Parking on non-surfaced areas is prohibited in order to eliminate the conditions whereby mud from construction and employee vehicles is tracked onto the pavement causing hazardous roadway and driving conditions.
- e. Failure to comply with any or all the conditions of this ordinance shall be adequate cause for revocation of permits by issuing City Departments or Commissions.

Section 7. The approval of the City Council under the hand and seal of the city shall be endorsed upon said plat.

Section 8. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor and City Council.

READ TWO TIMES, PASSED AND APPROVED THIS 2137 DAY OF DECEMBER 2017.

Presiding officer of the Cry Council

Mayor Kon Counts

ATTEST:

City Clerk Tammi Casey

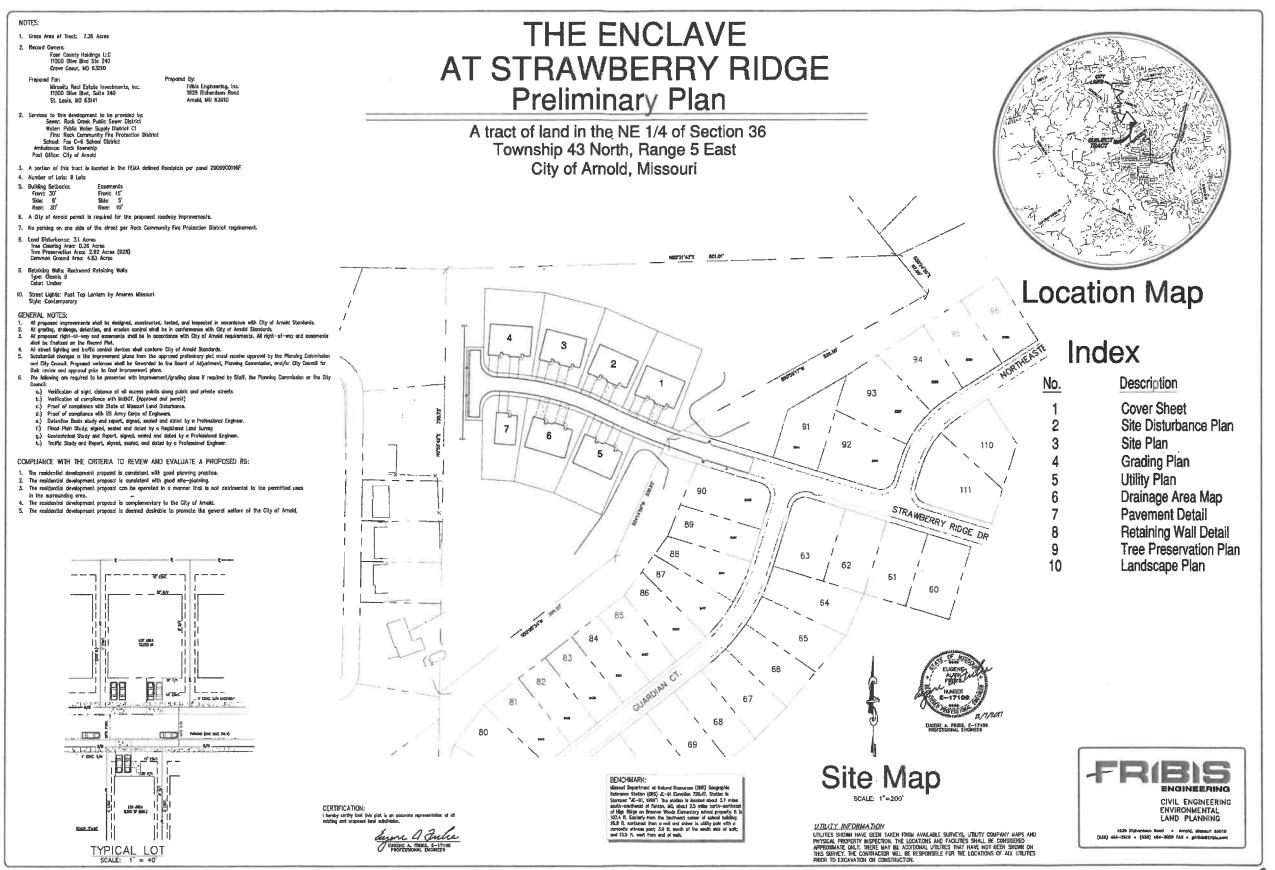
1st reading: |2||2|||7||2nd reading: |2||2||7|

City Attorney Robert K. Sweeney

December 13, 2017

Z:\CITYDOCS\ORDINANC\Ordinance 2682 REVISED Enclave at Strawberry Rdg Prelim Plat.doc





EXHIBITB (4/5)

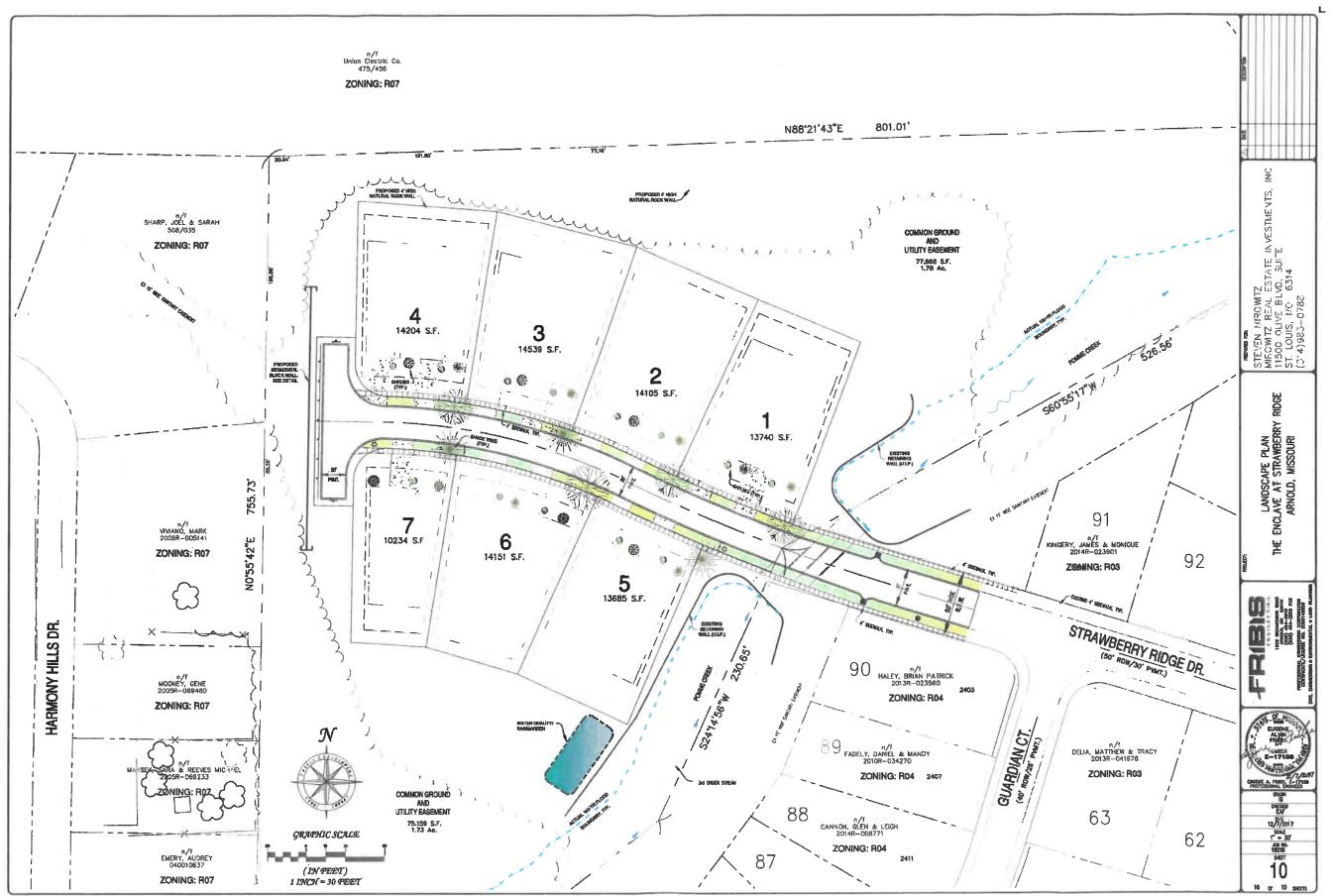


EXHIBIT B (5/5)