CITY OF SHELBYVILLE

Adam M Rude Director



Allan Henderson Deputy Director

PLAN COMMISSION

MEETING DATE: July 22nd, 2019

MEETING DATE. Jul	y 2211u, 2017			
Case Number & Name:	PC 2019-11 Twin Lakes Es	tates Section II & III P	rimary Plat	
Petitioner's Name:	D.R. Horton dba Westport	Homes		
Owner's Name:	Twin lakes LLC			
Petitioner's Representative:	Brain Tuohy			
Address of Property:	Approximately 37 acres not	rth of Twin Lakes Blvd	and east of Amos Ro	oad
Subject Property Zoning Classification:	PD – Planned Developmen	nt District		
Comprehensive Future Land use:	Single Family Residential			
	North	East	South	West
Surrounding Properties' Zoning Classifications:	R1 – Single Family Residential	R1 – Single Family Residential	R1 – Single Family Residential	R1 – Single Family Residential
Surrounding Properties' Comprehensive Future Land Use	Single Family Residential	Single Family Residential	Single Family Residential	Multi-Family Residential
History:	The original PUD was appadjust with real-estate mar PUD revision was approve	ket trends. At the May		
Vicinity Map:	100 100			
	The petitioner is requesting Phase III of Twin Lakes	ng preliminary plat ap		ng of Phase II and

- 1. D.R. Horton dba Westport Homes is seeking approval of their preliminary plat for sections II and III of Twin Lakes Estates. They propose to plat ninety (90) residential lots on approximately thirty-seven (37) acres adjacent to Twin Lakes Estates Section I. The parcel is located east of Twin Lakes Boulevard, west of the CSX railroad tracks and north of McKay Road. The parcel is currently zoned Planned Development (PD). The parcel is predominately surrounded by different densities of residential development.
- 2. The planning staff have prepared an exhibit that indicated different areas of the proposed plat that will be addressed in the staff report. That exhibit can be found towards the end of this packet and is labeled "Exhibit A: Overall Site Plan".
- **3.** Based on the City of Shelbyville's Unified Development Ordinance, Preliminary Plat approval is one step in the planned development approval process. It is required in order to provide for the adequate and consistent review of new development to ensure consistency with the City of Shelbyville Comprehensive Plan. In order to demonstrate this consistency, the Plan Commission shall make Findings of Fact concerning each decision:

a. Satisfies the applicable requirements of Article 6: Design Standards; Block Standards

Blocks shall have sufficient width to provide for two (2) tiers of lots of appropriate depth and not exceed 800 feet in length, nor be less than 200 feet in length. Blocks exceeding six hundred (600) feet in length maybe required to provide a five (5) foot wide common area or easement through the block in order to accommodate utilities, drainage or pedestrian pathways. Block 1 and Block 2 (see attached Exhibit) are less than eight hundred (800) feet in length; Block 1 is six hundred and twenty-five (625) feet in length and Block 2 is five hundred and fifty (550) feet in length. Block 3 is 1175 feet in length; over the eight hundred foot maximum. Block 3 will require a waiver from the standards.

Covenant Standards

Covenants exist for Twin Lakes Estates Section I. It will be the responsibility of the existing Home Owners Association to guarantee these covenants are applied to Sections II and II to ensure one uniform development style.

Easement Standards

Adequate areas of suitable size and location shall be provided by the petitioner for easements for the conveyance of utility systems, drainage, and other infrastructure to and within the subdivision. All easement requirements are being met and provided for drainage and utility easements throughout the property.

Lot Standards

Minimum lot standards follow the Single-family Residential (R1) District as established in Article 2 of the UDO. This sets forth a minimum lot area of ten-thousand (10,000) square feet and a minimum lot width of eighty (80) feet measured at the front building setback line. All lot standards are being met.

Open Space Standards

Residential subdivisions are required to have a minimum of 15% open space. Open space areas remain in private ownership whether that is a single land owner or an owners' association. Planning Staff has calculated the open space as follows:

All Sections Twin Lakes Estates (not including R/W) = **46.87 acres**Existing Retention Pond From Section I = 3.54 acres
Common Area Park Section III = 1.41 acres
Common Area along Twin lakes Boulevard = 1.12 acres
Common Area along Wichman Lane = 1.32 acres
Total Common Area = **7.39 acres**

Total Open Space = 15.7%

Perimeter Landscaping Standards

Residential subdivisions shall have a minimum of twenty-five (25) feet of perimeter landscaping along perimeter streets. Trees and shrubs shall be provided at a combined rate of ten (10) per 100 lineal feet of perimeter planting. Plantings should be fifty percent (50%) evergreen, and grouping of the plantings is encouraged to imitate natural vegetation. Existing trees and vegetation, or trees planted to meet other landscaping standards shall count toward minimum perimeter landscaping requirements. Landscaping approval is part of the Final Plat approval process and will be reviewed in the future Technical Review Committee meetings.

Sidewalk and Pedestrian Paths

Sidewalks shall be provided on all streets designed with the urban cross-section and on any other street as specifically required by the Plan Commission at the time of Preliminary Plat review. Sidewalks shall be separated from the back of curb of the adjacent road by a minimum width of five (5) feet. In addition, blocks over six hundred (600) feet in length require pedestrian access through the blocks. All sidewalk and pedestrian path standards are being met.

Street Arrangement Standards

The arrangement, character, width, grade, and location of all streets shall be consistent with existing and planned streets, existing topography, public convenience and safety, and the proposed land uses in the subdivision. The arrangement of street systems in all subdivisions shall promote the continuation of existing and proposed street systems, as well as the street system to be provided as a result of the subdivision construction. The street layout shall provide adequate vehicular access to all lots and within the subdivision, to any remaining tract, and to all adjacent undeveloped properties and stubbed street systems.

The layout of the streets in section II and III have been designed to align with the existing Twin Lakes Apartments development and Twin Lakes Estates Section I. Streets have been designed to intersect at a ninety (90) degree angle. Setbacks have been met to maintain the vision clearance at intersections.

Street Lighting Standards

Street lighting plans will be reviewed administratively during the Final Plat process. A photometric study is required to determine appropriate lighting coverage.

Street Tree Standards

Street trees are required along all streets within and adjacent to subdivisions. The street tree plan has been reviewed administratively and will be verified for compliance during the Final Plat process.

Subdivision Street Name Standards

Proposed street names shall be provided by the petitioner at the time of Preliminary Plat, however the plan commission shall have final authority to approve or rename the street names. The street names have been revised since the PUD revision and verified with the 911 Address Coordinator.

b. Satisfies any other applicable provisions of the Unified Development Ordinance.

UDO Article 5: Development Standards

While the planned development is broadly approved according to the design standards set forth in UDO Article 6, the individual homes site are still held to single family residential district standards and all applicable standards from Article 5: Development Standards that pertain to single family residential.

UDO Article 7: Surety Standards

At time of Final Plat, the petitioner will be required to provide appropriate surety for the public improvements related to the subdivision. For plats that have been divided into sections for the purpose of a phased development, surety shall only be required to be provided for the public improvements included in the section that is the subject of the Final Plat approval request.

STAFF RECOMMENDATION: Approval

Waiver Requests:

Based upon the submitted plans and applications, the petitioner is requesting two waivers from the City of Shelbyville Unified Development Ordinance's Design Standards (Article 6).

a. 6.03 Block Standards (A)(2) Block Length

The UDO sets the maximum block length at eight hundred (800) feet. The block along Shaw Lane, comprising lots 95 through 106 (Shown as Block 3 in the Exhibit), measures approximately nine hundred (900) feet. In order to limit the number of curb cuts onto Twin Lakes Boulevard, this block needs to exceed the maximum length.

STAFF RECOMMENDATION: Approval

b. 6.03 Block Standards (B) Pedestrian Access

The UDO requires blocks exceeding six hundred (600) feet in length to provide a five (5) foot wide common area or easement through the block in order to accommodate pedestrian pathways. The block between Shaw Lane and Bontrager Lane (to the north and south) and Golden Bear Lane to Preidt Lane (to the east and west), comprising lots 107-114 and lots 126 to 131 (shown as Block 1 on the exhibit), measures six hundred twenty-five (625) feet. This block requires a five (5) foot easement. However, based on the internal circulation plan for the site, Planning Staff recommends not providing this pedestrian pathway. Instead, Planning Staff would request a wider sidewalk on Golden Bear Lane that aligns with the pedestrian path between lot 99 and lot 100.

STAFF RECOMMENDATION: Approval, subject to the following conditions:

1. Provide an additional three (3) feet in width to the sidewalk on the east-side of Golden Bear Lane.

Preliminary Plat: PC 2019-11 Twin Lakes Estates Section II & III Primary Plat

FINDINGS OF FACT BY THE SHELBYVILLE PLAN COMMISSION

Staff Prepared	Staff	Prepared	
----------------	-------	-----------------	--

		Motion: (I) would like to make a motion to approve the preliminary plat as presented to this body, pursuant to the planning staff's report and Findings of Fact.
1.		The proposed preliminary plat is consistent with the subdivision control regulations and the development standards for the applicable zoning district, as outlined in the planning staff's report.
		The proposed preliminary plat is not consistent with the subdivision control regulation and the development standards for the applicable zoning district, as outlined in the planning staff's report.
2.		The proposed preliminary plat is consistent with any other applicable standards of the Unified Development Ordinance, as outlined in the planning staff's report.
		The proposed preliminary plat is not consistent with any other applicable standards of the Unified Development Ordinance, as outlined in the planning staff's report.
Add	litiona	al conditions imposed by the Plan Commission:
1.		
2.		
3.		
		Shelbyville Plan Commission
Ву:		Attest:
		Chairperson Secretary

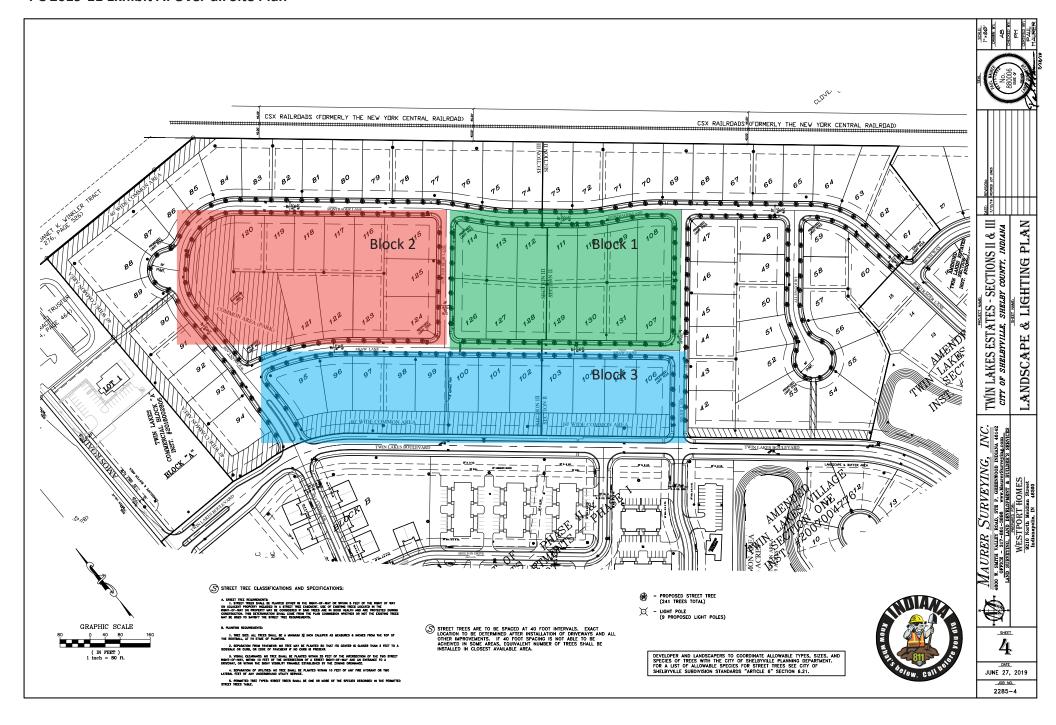
Preliminary Plat: PC 2019-11 Twin Lakes Estates Section II & III Primary Plat

FINDINGS OF FACT BY THE SHELBYVILLE PLAN COMMISSION

Chairperson

Staff I	Prepared
	Motion: (I) would like to make a motion to approve the waivers presented to this body, pursuant to the planning staff's report and Findings of Fact.
Additio	onal conditions imposed by the Plan Commission:
1.	
2.	
3.	
	Shelbyville Plan Commission
Ву:	Attest:

Secretary



AMENDED

My Commission Expires August 31, 2024



MAJOR SUBDIVISION PRELIMINARY PLAT APPLICATION Shelbyville Plan Commission 44 West Washington Street Shelbyville, IN 46176 P: 317.392.5102

For Office U.	se Only
Case #: Hearing Date: Fees:	
Approved	Denied

1. Applicant/Property Owner	
Applicant:	0
Name: D.R. Horton - Indiana, LLC d/b/a Westport Homes	Owner:
Address: 9210 North Meridian Street	Name: Twin Lakes, LLC c/o Landco, Inc.
Indianapolis, IN 46260	Address: 818 Elson Drive, Suite B, Shelbyville, IN 46176
Phone Number: 317-844-0433	
	Phone Number:
Fax Number: 317-844-0622 E-mail Address: matt.dunn@westport-home.com; cmckinney@westport-home.com	Fax Number:
E-mail Address. matt.dum@westport-nome.com; cmckinney@westport-nome.c	om
0 4-11-11-11-11	
2. Applicant's Attorney/Contact Person and Project Des	
Attorney/Contact Person:	Project Designer:
Name: Brian J. Tuohy, Attorney	Name: Maurer Surveying, Inc.
Address: 50 S. Meridian Street, Suite 700	Address: 4800 W. Smith Valley Road, Suite P
Indianapolis, IN 46204	Greenwood, IN 46142
Phone Number: <u>317-638-2400</u>	Phone Number: 317-881-3898
Fax Number: 317-633-6618	Fax Number:
3. Project Information:	
Address/Location of Property: <u>Approx. 37 acre parcel located</u>	Current Zoning: PUD
north of Twin Lakes Blvd, east of Amos Road	Proposed Use: Single Family Residential
Proposed Name of Subdivision: Twin Lakes Estates Sections II & III	Proposed Number of Lots: 90
Area in Acres: Approx. 37 acres	Proposed Number of Lots. 90
Tippion. 57 deles	
4. Waivers:	
Are any waivers to the requirements, standards or specifications of t	he Shelbyville Subdivision Control Ordinance being requested?
No _x_Yes (specify request and Section Number): _See attacl	ned Description of Requested Waivers
5. Attachments: Previously Filed	
Please see checklist for detailed information about the required attac	chments.
☑ Preliminary Plat	Subdivision Covenants
Vicinity Map	□ Drainage Plan & Report
Contiguous Holdings Map	□ Engineering Capacity Report
□ Subdivision Phasing Description	Application Fee
a carative con i macing a coonplicit	M Application (ee
ine undersigned states the above information is true and	
	correct as (s)he is informed and believes.
/15· N /1 A	correct as (s)he is informed and believes.
Signature of Applicant:	
Signature of Applicant: Brian I. Tuoby Attorney for Applicant	Date: 7 1 19
Brian J. Tuohy, Attorney for Applicant	Date: 7 1 19
Brian J. Tuohy, Attorney for Applicant State of Indiana)	Date: 7 1 19
Brian J. Tuohy, Attorney for Applicant State of Indiana) County of Shelby) SS:	Date: 7(1) 19
Brian J. Tuohy, Attorney for Applicant State of Indiana)	Date: 7(1) 19
Brian J. Tuohy, Attorney for Applicant State of Indiana) County of Shelby) SS:	Date: 7(1) 19
Brian J. Tuohy, Attorney for Applicant State of Indiana) County of Shelby) SS: Subscribed and sworn to before me	Date: 7(1) 19
Brian J. Tuohy, Attorney for Applicant State of Indiana) County of Shelby) SS: Subscribed and sworn to before me	Date: 7(1) 19
Brian J. Tuohy, Attorney for Applicant State of Indiana) County of Shelby) SS: Subscribed and sworn to before me	this day of July Chelsea Mointyre Printed

Description of Requested Waivers

Section II and Section III of Twin Lakes Estates

Petitioner respectfully requests the following:

- Waiver from UDO Section 6.03(A2) to allow the length of the block from Lot 95 to Lot 106 to be greater than 800'. The proposed length of the block is approximately 900'. To assist with pedestrian access within this block, Petitioner proposes an approximately 8' asphalt pedestrian pathway between Lots 99 and 100.
- Waiver from UDO Section 6.03(B) to allow for a pedestrian pathway through lots 95 106 to be aligned with Golden Bear Lane rather than installed midway through the block extending from Golden Bear Lane to Preidt Lane North. The proposed location of the pedestrian pathway is more compatible with the internal circulation of the development.

Applicant: D.R. Horton - Indiana, LLC d/b/a W	estport Homes
Case #:	
Location: Approx. 37 acre parcel located north	n of Twin Lakes Blvd., east of Amos Road
Waiver from the Shelbyville Subdivision Control Ord	inance Article #: UDO Section 6.03(A2)
Requesting: The proposed length of the block from	m Lot 95 to Lot 106 to be greater than 800' (approx. 900' proposed).
The Shelbyville Plan Commission find the following t	facts:
The granting of the waiver will will not circle fir because:	nding) be detrimental to the public safety, health, and/or welfare
Petitioner proposes to install a pedestrian path with pedestrian access within the block from I	hway between Lots 99 and 100 (the "Pathway") which will assist Lot 95 to Lot 106 (the "Block").
2. The granting of the waiver will/will not (circle fire property because:	nding) be injurious to the reasonable use and development of other
The granting of the waiver will not be injurio being developed as a residential neighborhood	us to the use and development of other property because the site is d which is compatible with surrounding uses.
 The conditions upon which the request for a wait which a waiver is sought and are not applicable; 	ver is based are are not (circle finding) unique to the property for generally to other property because:
The shape of the site is long and narrow, whic	h lends itself to longer block lengths.
because: The narrower shape of the property dictates the	shape, or topographical conditions of the specific property involved, a finding) result if the strict letter of these regulations were carried out the longer block length, and Petitioner is proposing to install the
Pathway. The strict application of the terms of manner that provides the pedestrian access as	of the UDO would prevent the efficient development of the site in an
5. The waiver will will not (circle finding) contradict Comprehensive Plan because:	t the intent of the City of Shelbyville Zoning Ordinance or
The proposed installation of the Pathway between the block, as intended by Unified Developmen	veen Lots 99 and 100 will provide convenient pedestrian access within t Ordinance
Based on the findings described above, the Plan Cor day of, (Circle Plan	nmission does now approve/deny this application. So ordered this Commission finding)
Shelbyville Plan Commission	
Ву:	Attest:
President	Secretary



A	plicant: D.R. Horton - Indiana, LLC d/b/a Westport Homes
Ca	se #:
Lc	cation: Approx. 37 acre parcel located north of Twin Lakes Blvd., east of Amos Road
W	aiver from the Shelbyville Subdivision Control Ordinance Article #: UDO Section 6.03(B)
R	equesting: A pedestrian pathway to be located at the north end of the block rather than midway through the block resulting in a block length greater than 600' without a pedestrian pathway (proposed block length approx. 626').
Th	e Shelbyville Plan Commission find the following facts:
1.	The granting of the waiver will will not (circle finding) be detrimental to the public safety, health, and/or welfare because:
	Petitioner proposes to install a pedestrian pathway between Lots 99 and 100 (the "Pathway") which will align with Golden Bear Lane. This proposed location of the Pathway is more compatible with the internal circulation of the development, rather than locating the pedestrian pathway midway through the block from Golen Bear Lane to Preidt Lane North (the "Block").
2.	The granting of the waiver will will not (circle finding) be injurious to the reasonable use and development of other property because:
	The granting of the waiver will not be injurious to the use and development of other property because the site is being developed as a residential neighborhood which is compatible with surrounding uses.
3.	The conditions upon which the request for a waiver is based are not (circle finding) unique to the property for which a waiver is sought and are not applicable generally to other property because:
	The shape of the site is long and narrow, which lends itself to longer block lengths. The length of the Block without a pedestrian pathway is approx. 626' which nearly meets the UDO's standard.
4.	Because of the particular physical surroundings, shape, or topographical conditions of the specific property involved, a hardship to the owner would would not (circle finding) result if the strict letter of these regulations were carried out because:
	The narrower shape of the propery dictates the longer block length, and Petitioner is proposing to install the Pathway. The strict application of the terms of the UDO would prevent the efficient development of the site in a manner that provides the pedestrian access as intended by the UDO.
5.	The waiver will will not (circle finding) contradict the intent of the City of Shelbyville Zoning Ordinance or Comprehensive Plan because:
	The proposed installation of the Pathway between Lots 99 and 100 will provide convenient pedestrian access that is compatible with the internal circulation of the development.
Bas	ed on the findings described above, the Plan Commission does now approve/deny this application. So ordered this day of, (Circle Plan Commission finding)
She	Ibyville Plan Commission
Ву:	Attest:
	President Secretary



44 WEST WASHINGTON ST.

SHELBYVILLE, IN. 46176

FAX: 317.392.5110

Robbie Stonebraker

40 WEST BROADWAY ST.

VECTREN GAS COMPANY

600 INDUSTRIAL DR.

FRANKLIN, IN. 46131

TEL: 317.736.2965

TAYLOR SUMMERFORD

EL: 317.392.6481 FAX: 317.398.5525

SHELBYVILLE, IN. 46176

SHELBY COUNTY SURVEYOR'S OFFICE

EMAIL: norma.ross@co.shelby.in.us

EMAIL: rspain@vectren.com

FAX: 317.392.5121

RON SPAIN

SHELBYVILLE, IN. 46176

SHELBYVILLE FIRE DEPARTMENT

44 WEST WASHINGTON ST.

EMAIL: ahenderson@cityofshelby

SHELBYVILLE, IN. 46176

44 WEST WASHINGTON ST.

SHELBYVILLE, IN. 46176

EMAIL: mhouse@cityofshelbvv

2910 EAST STATE ROAD 44

EMAIL: rxb@duke-energy.com

TEL: 812.799.0915 EXT. 3108

EMAIL: Thomas davis3@cable.comcast.com FAX: 317.392.5110

SHELBYVILLE, IN. 46176

1470 JACKSON STREET

COLUMBUS, IN. 47201

TEL: 317.398.5361

FAX: 317.398.5356

FAX: 317.392.5110

FAX: 317.392.5110

MATT HOUSE, PE

CITY ENGINEER

RICK BUTLER

DUKE ENERGY

TOM DAVIS COMCAST

605 HALE ROAD

FAX: 317.392.5134

MARK NEWMAN

SHELBYVILLE, IN. 46176

SHELBYVILLE POLICE DEPT.

105 WEST TAYLOR STREET

EMAIL: mnewman@citvofshelbvvillein.com

EMAIL: joshua.hornberger@duke-energy.c

EMAIL: dbyers@cityofshelbyvillein.com

SHELBYVILLE, IN. 46176

FAX: 317.392.3645

JOSH HORNBERGER

TEL: 317.398.5361

FAX: 317.398.5356

2910 EAST STATE ROAD 44

44 WEST WASHINGTON ST.

SHELBYVILLE, IN. 46176

SHELBYVILLE, IN. 46176

DUKE ENERGY

SHELBYVILLE, IN. 46176 TEL: 317.392.5131

EMAIL: befix@cityofshelbyvillein.cc

INDIANA AMERICAN WATER COMPAN

1700 McCALL DR. P.O. BOX 418

EMAIL: travis.edington@amwater.co

FIBER OPTIC-LEVEL 3 ENGINEERIN TEL: 317.966.3356

EMAIL: dewayne.hamilton@level3.co

SHELBYVILLE, IN. 46176 TEL: 317.392.0711

FAX: 317.392.5132

TRAVIS EDINGTON

FAX: 317.392.3277

420 EAST 7TH STREET

COLUMBUS, IN. 47201

TEL: 812.376.2887

FAX: 812.376.2955

TROY BISHOP

AT&T INDIANA

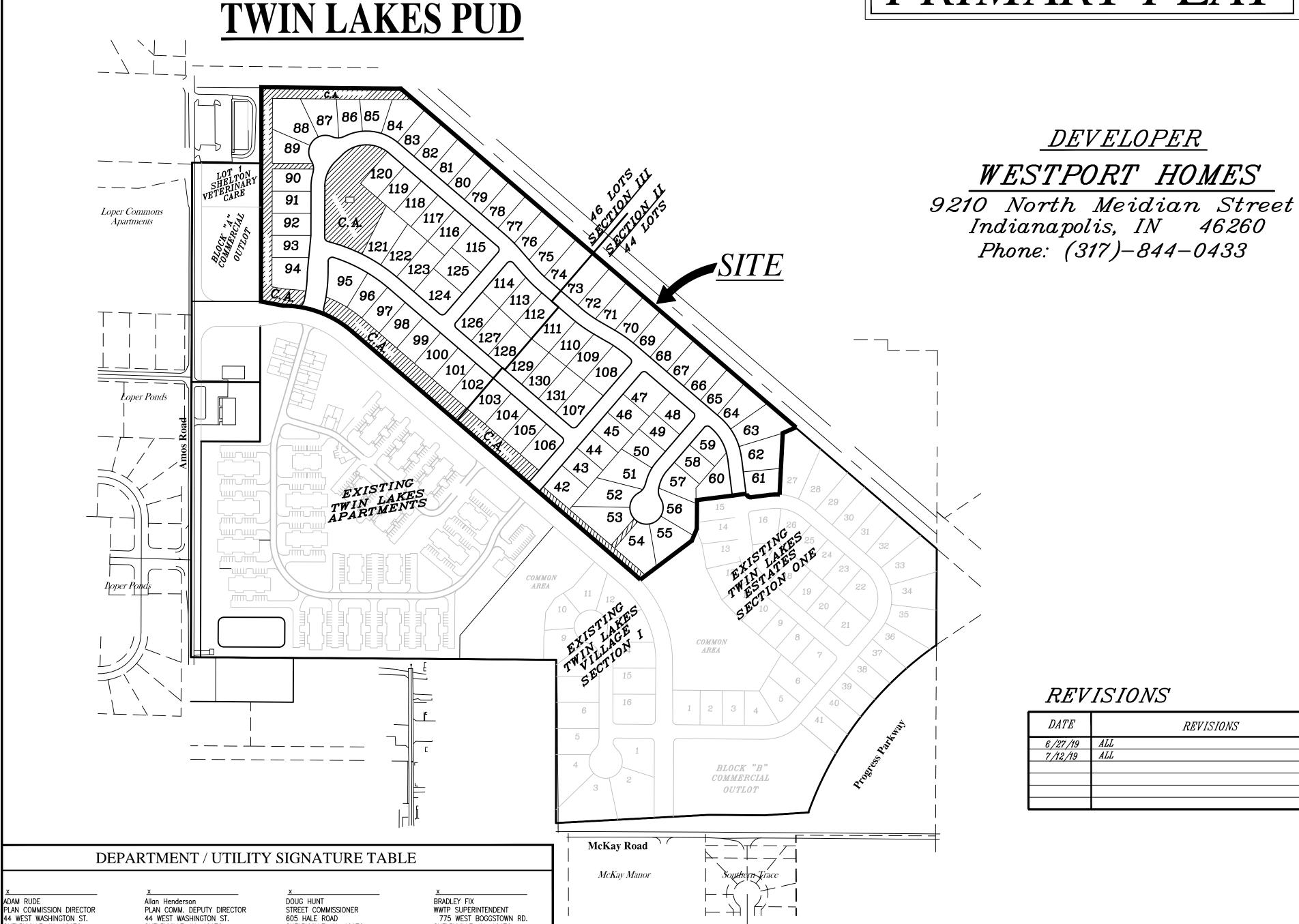
TWIN LAKES ESTATES - SECTIONS II & III

TWIN LAKES PLANNED UNIT DEVELOPMENT

ADDISON TOWNSHIP, SHELBY COUNTY, INDIANA

DEVELOPER

PRIMARY PLAT



TWIN LAKES PUD



VICINITY MAP

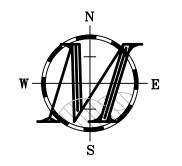
REVISIONS

DATE	REVISIONS
6/27/19 7/12/19	ALL ALL

INDEX OF DRAWINGS

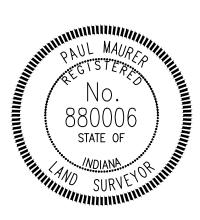
SHEET NO.	SHEET TITLE
1	TITLE SHEET
2A&B	PRIMARY PLAT DEVELOPMENT PLAN
3A&B	PRIMARY PLAT GEOMETRIC PLAN
4	LANDSCAPE & LIGHTING PLAN





MAURER SURVEYING, INC.

4800 WEST SMITH VALLEY ROAD, STE P, GREENWOOD, IN 46142 OFFICE - 317-881-3898 www.MaurerSurveying.com LAND SURVEYING, LAND DEVELOPMENT & BUILDER'S SERVICES



CERTIFIED BY:

7/12/19

__DATE_ JUNE 7, 2019

JOB NO. 2285-1

