Adam M. Rude Director



Allan Henderson Deputy Director

PLAN COMMISSION

Meeting Date: 05/23/2022				
Case Number and Name:	2022-09 Twelve Oaks Preliminary Plat			
Petitioner's Name:	Pyatt Builders			
Petitioner's Representative:	Paul Claire			
Address of Subject Property:	E McKay Road			
Subject Property Zoning Classification:	PUD- Planned Unit Development			
Comprehensive Plan Future Land Use:	Single Family Residential			
	North	East	South	West
Surrounding Properties' Zoning Classification:	A1- Conservation Agriculture	RE- Residential Estate (Shelby County)	PUD- Planned Unit Development	PUD- Planned Unit Development
Surrounding Properties' Comprehensive Plan Future Land Use:	Single-Family Residential	Single-Family Residential	Single-Family Residential	Single-Family Residential
History:	This parcel was initially proposed for development in 2001. The western half of the area was developed partially and was left undeveloped when the developer went defunct. Arbor Homes finished developing the remaining lots in the first section starting in 2017. The remaining land was left completely undeveloped since this time. The first section has limited drainage capacity, and is not fully compliant with current road and construction standards. This proposal would complete the Twelve Oaks neighborhood and provide higher design standards and common spaces for the whole neighborhood.			
Vicinity Map:				
Action Requested:	A request for approval of a Preliminary Plat for the Twelve Oaks development.			

- 1. The Twelve Oaks preliminary plat consists of 148 residential lots, on approximately 37.6 acres. The construction will be phased in three (3) sections; the first contains 24 lots, the second contains 61 lots, and the third contains 63 lots.
 - a. The Twelve Oaks addition connects to a new proposed residential subdivision by MI Homes to the south through "Street B"
 - b. The development will also connect to the fully developed first section of Twelve Oaks via two streets, Twelve Oaks Drive. This will allow the new addition to have an entrance on Progress Parkway in two locations and to build a new entrance on McKay Road. The addition will have more than three entrances once the MI Homes subdivision to the south is finished.
 - c. There will be three (3) common areas, and Pyatt Builders also has plans to create a programmed common area in the first section of Twelve Oaks, to the west of Lot 7.
 - d. The original Twelve Oaks development had a drainage system that does not meet today's standards, so the proposed development will provide two ponds- one on the northern edge, and the other in the southern half of the site.
 - e. The PUD Detail Plan is being reviewed concurrently and dictates the standards by which the subdivision must develop.
- 2. Pursuant to Section 9.05 (D) of the City of Shelbyville Unified Development Ordinance, the Plan Commission SHALL APPROVE the Preliminary Plat if the following criteria has been satisfied:
 - a. Satisfies the applicable requirements of Article 6. During the Technical Review Committee process, Planning Staff were able to conduct a comprehensive review of the submitted plans and identify any deficiencies that existed at that time. Those items, and the petitioner's responses are listed below:
 - i. <u>Lot Standards (UDO 6.09)</u>: The petitioner needed to provide lot width sizes at the building setback line for all lots. The petitioner needed to revise plans to increase the lot size for Lots 60 and 76, as they were smaller than 6,000 square feet. The petitioner has since provided all lot widths at the building setback line. The petitioner also increased the lot sizes for Lots 60 and 76. This issue has been resolved.
 - ii. Open Space Standards (UDO 6.11): The committee suggested for the petitioner to consider putting native grasses and wildflowers around the ponds to deter geese and increase safety. It was also suggested that the petitioner program Common Area B with picnic tables, shelters, sports courts, and/or a playground. The petitioner responded that they are in negotiations with the current HOA, but will plan to incorporate these suggestions.
 - iii. Street Arrangement Standards (UDO 6.15): The petitioner needs to ensure that McKay Road is improved to the entrance of the neighborhood. The petitioner says that they are negotiating with the current HOA to update the entrance sign along Progress Parkway, and that this is the preferred solution. However, if there is no agreement reached between the two parties, they will improve McKay Road to allow access for a primary entrance into Phase 2 of the neighborhood. The petitioner has also agreed to work with the city to provide a pedestrian walkway along the south side of McKay Road from the entrance to Progress Parkway but

- noted that the grading along McKay Road would require the walkway to be installed adjacent to the existing back of curb. Plan Commission Staff has determined that this placement satisfies the request with the provided topography.
- iv. <u>Street Tree Standards (UDO 6.21)</u>: Petitioner was asked to provide street trees along McKay Road along with improvements. Petitioner responded that they plan to add some street trees if permitted by utilities.
- v. <u>Traffic Safety and Information Sign Standards (UDO 6.23)</u>: Petitioner was asked to provide a Signage Plan, however this was not provided with the set of updated plans. Petitioner should submit a signage plan including stop signs, pedestrian crossing signs, and other safety or informational signs to the Plan Commission.
- vi. <u>Subdivision and Street Name Standards</u>: Petitioner was asked to provide street names. Street names have been provided by the petitioner, and are being reviewed by the Planning Staff in coordination with the County 911 Address Coordinator. Planning Staff will work with the petitioner to finalize these street names.
- vii. There were issues identified by the Engineering Department, Wastewater Plant, and Stormwater Utility/MS4 Department, and each of these concerns has been addressed by the petitioner to the satisfaction of each respective department.
- Satisfies any other applicable provisions of the Unified Development Ordinance; Due to this
 project being a PUD, there are additional requirements imposed by the proposed PUD
 Ordinance (Ord. No. 22-2949).
 - i. The PUD Detail Plan addresses standards for each specific lot. All other applicable standards have been satisfied at this time.

STAFF RECOMMENDATION: Approval

Site Development Plan: 2022-09, Twelve Oaks Preliminary Plat Findings Of Fact By The Shelbyville Plan Commission

Staff Prepared

	Suggested 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		
ū	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.		
ū	The proposed preliminary plat is not consistent with the subdivision control regulations and the development standards for the applicable zoning district, as outlined in the planning staff's report.		
ū	The proposed preliminary plat is consistent with any other applicable standards of the Unified Development Ordinance, as outlined in the planning staff's report.		
٥	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.		
Additio 1.	nal Conditions Imposed by the Shelbyville Plan Commission:		
2.			
Shelby	ville Plan Commission		
Ву:	Attest:		
	Chairperson Secretary		



MAJOR SUBDIVISION PRELIMINARY PLAT APPLICATION ED Shelbyville Plan Commission 44 West Washington Street Shelbyville, IN 46176 P: 317.392.5102 MAR 2 9 2022

For Office Use Only

Case #: PC 2022: 09 Hearing Date: 04-25: 29 Fees: 5 1 740.

Approved Denied

1. Applicant/Property Owner		
Applicant:	Owner:	
Name: Pyatt Builders LLC, Paul Claire, VP Land Acquisition & Development	Name: Hamilton Family Farms LLC	
Address: 630 3rd Avenue SW, Suite 200	Address: 43 E 975 South, Flatrock, IN 47234	
Carmel, IN 46032		
Phone Number: 317-714-3346	Phone Number:	
Fax Number:	Fax Number:	
E-mail Address: paul@pyattbuilders.com		
2. Applicant's Attorney/Contact Person and Project Desi	igner (if any):	
Attorney/Contact Person:	Project Designer:	
Name:	Name: Weihe Engineers, Inc., Jim Pence, Project Manager	
Address:	Address: 10505 N. College Ave., Indianapolis, IN 46280	
Phone Number:	Phone Number: 317-846-6611	
Fax Number:	Fax Number: pencej@weihe.net	
3. Project Information: directly east of Twelve Oaks Section One,		
Address/Location of Property: bounded on the north by McKay Road, the west	Current Zoning: PUD	
by Twelve Oaks, Section One, east by railroad & south by proposed Lewis Creek Dev.	Proposed Use: Single-family residential	
Proposed Name of Subdivision: Twelve Oaks Phase Two	Proposed Number of Lots: 148 lots	
Area in Acres: 3.87 units per acre		
 4. Waivers: Are any waivers to the requirements, standards or specifications of t ✓ No Yes (specify request and Section Number): 		
The Life (speed) request and edecient Hamber).		
5. Attachments:		
Please see checklist for detailed information about the required attack	chments.	
■ Preliminary Plat	■ Subdivision Covenants	
■ Vicinity Map	■ Drainage Plan & Report	
□ Contiguous Holdings Map	■ Engineering Capacity Report	
■ Subdivision Phasing Description	■ Application Fee	
The undersigned states the above information is true and	correct as (s)he is informed and believes.	
	(-)	
and the state of t	Date: 3/24/22	
Signature of Applicant:/Mf (())	Date:Date:	
State of Indiana)		
County of Shelby) SS:	this 24 day of March , 2022 .	
Hamilton Subscribed and sworn to before me	this <u>A Y</u> day of <u>MUY (N)</u> , <u>AUDA</u> .	
help 1/	A char Brighoux Anna C Mana bak	
Lia March	CHANCE I DIVOUV (I- /IVW) VI. COVINSICAL	
Notary Public - Signed	Printed	
Residing in _ <u></u>	20 County My Commission expires Wtoper 18,2029	

BARBARA-ANN G COMSTOCK Notary Public, State of Indiana
Commission Number NP0736858

Mv Commission Expires My Commission Expires October 18, 2029

VICINITY MAP

LEGAL DESCRIPTION

SECONDS WEST. 95.13 FEET: (9) THENCE NORTH 00 DEGREES 24 MINUTES 42 SECONDS WEST. 386.33 FEET TO THE SOUTH LINE OF INSTRUMENT NUMBER 2005001820 IN THE OFFICE OF THE RECORDER FOR SHELBY COUNTY, INDIANA; THENCE NORTH 89 DEGREES 40 MINUTES 10 SECONDS EAST ALONG SAID SOUTH LINE, 87.08 FEET TO THE SOUTHEAST CORNER OF SAID INSTRUMENT NUMBER; THENCE NORTH 00 DEGREES 19 MINUTES 50 SECONDS WEST ALONG THE EAST LINE OF SAID INSTRUMENT NUMBER, 40.79 FEET TO THE POINT OF BEGINNING, CONTAINING 37.57 ACRES, MORE OR LESS.

ERRORS AND OMISSIONS STATEMENT

DESIGN PROFESSIONAL CERTIFYING PLANS FOR THE PROJECT ACKNOWLEDGES HIS PROFESSIONAL RESPONSIBILITY FOR ENSURING THAT ALL WORK IS CORRECT, ACCURATE AND COMPLIES WITH ALL APPROPRIATE LAWS, STANDARDS, REGULATIONS AND ORDINANCES. IF AN ERROR OR OMISSION IS FOUND. THE DESIGN PROFESSIONAL ACCEPTS FULL RESPONSIBILITY AND SHALL DETERMINE A SOLUTION THAT COMPLIES WITH ALL APPROPRIATE LAWS, STANDARDS, REGULATIONS AND ORDINANCES. IF SUCH AN ERROR OR OMISSION IS FOUND, THE DEVELOPER IS NOT RELIEVED OF COMPLYING WITH ALL APPROPRIATE LAWS, STANDARDS, REGULATIONS AND ORDINANCES.

FECHNICAL REVIEW COMMITTEE SIGNATURE TABLE

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105 West Taylor St

DERRICK BYERS

MS4 DIRECTOR

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EMAIL: scott templeton@comcast.com

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DUKE ENERGY

TEL: 317.398.5345

CHRIS CHASTAIN

RUSH/SHELBY ENERGY

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2243 E Main St.

Columbus, IN 47201

EMAIL: tb2932@att.con

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2910 East State Road 44

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EMAIL: luke.laugle@duke-energy.com

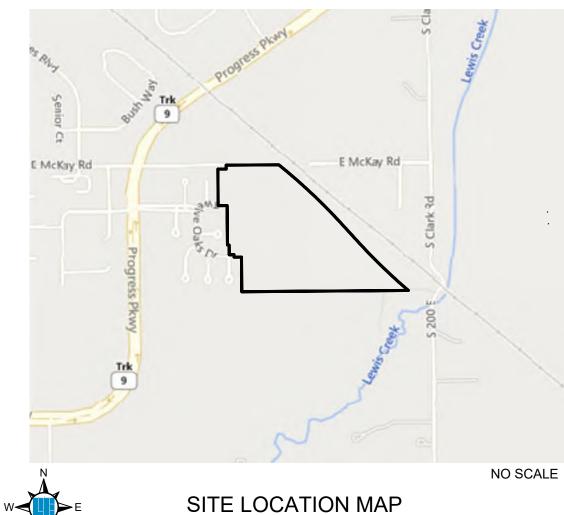
SHELBY PIERSON 2910 East State Road 44 Shelbyville, IN 46176 EMAIL: shelby.pierson@duke-energy.com ____ Released via TRC Form

OVERALL DEVELOPMENT PLAN & PRIMARY PLAT FOR

TWELVE OAKS PHASE TWO

PART OF SECTION 9, TOWNSHIP 12 NORTH, RANGE 7 EAST, ADDISON TOWNSHIP, SHELBY COUNTY, CITY OF SHELBYVILLE, INDIANA



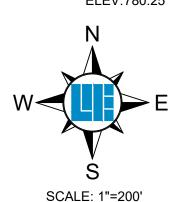


SHEET INDEX				
SHEET NO.	DESCRIPTION			
P100	COVER SHEET			
P101-P103	EXISTING TOPOGRAPHY			
P104-P106	PRIMARY PLAT			
P107-P109	UTILITY, STREET SIGN & LIGHTING PLAN			
P110	LANDSCAPE EXHIBIT			
P111-P113	LANDSCAPE PLAN			
P114	PHASING PLAN			

BENCHMARK INFORMATION

A CUT "SQUARE" IN THE CURB ON THE NORTHERN STUB ROAD OF 12 OAKS DRIVE. APPROXIMATELY 8 FEET WEST OF THE END OF THE STUB ON THE NORTH SIDE OF THE ROAD ELEV.780.19 (NAVD 88)

A CUT "SQUARE" IN THE CURB ON THE SOUTHERN STUB ROAD OF 12 OAKS DRIVE. APPROXIMATELY 8 FEET WEST OF THE END OF THE STUB ON THE NORTH SIDE OF THE ROAD ELEV.780.25 (NAVD 88)



PLANS PREPARED FOR

PYATT BUILDERS LLC, 630 3RD AVENUE SW, SUITE 200 CARMEL, INDIANA 46032 TELEPHONE: (317) 714-3346 CONTACT PERSON: PAUL CLAIRE EMAIL: PAUL@PYATTBUILDERS.COM

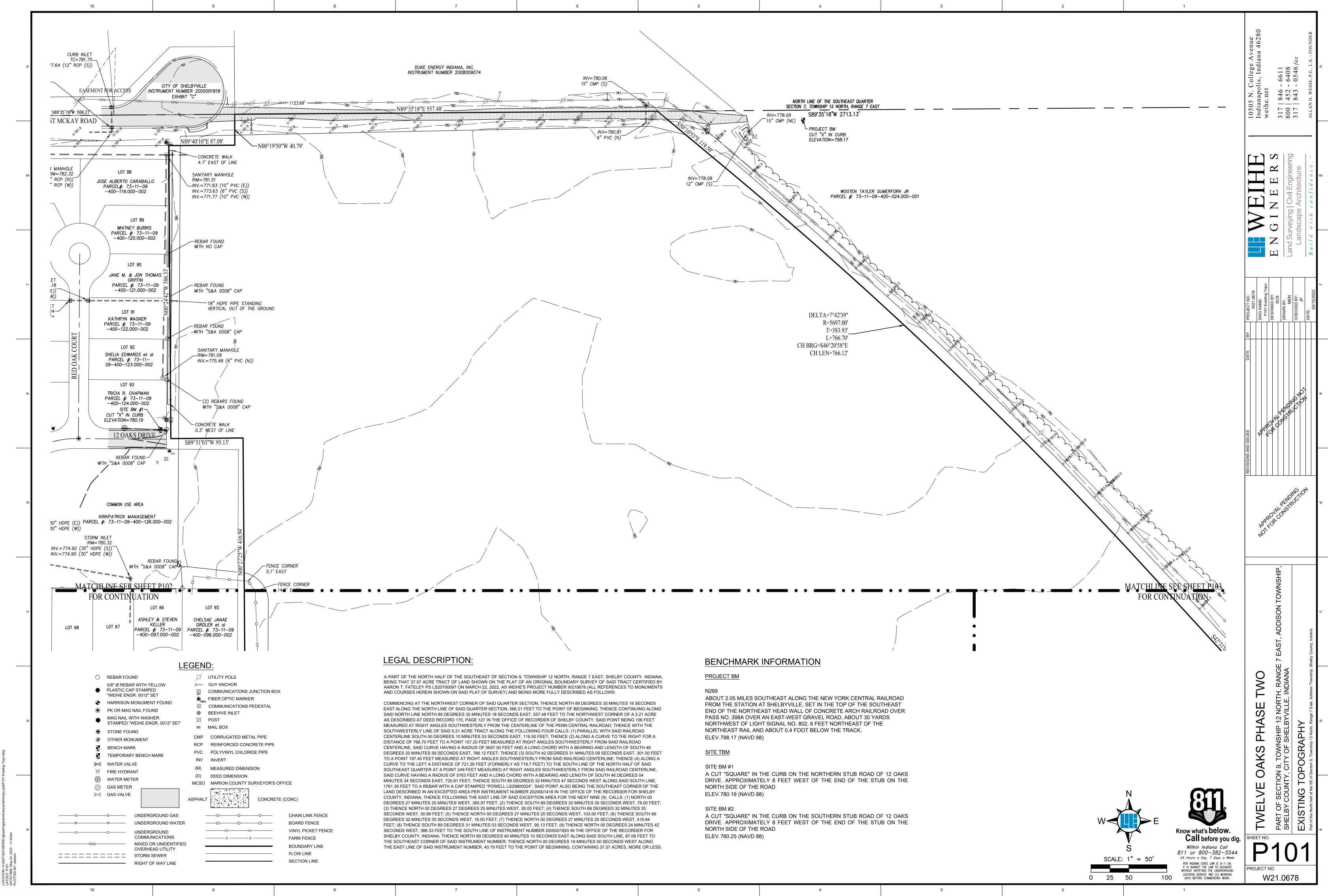


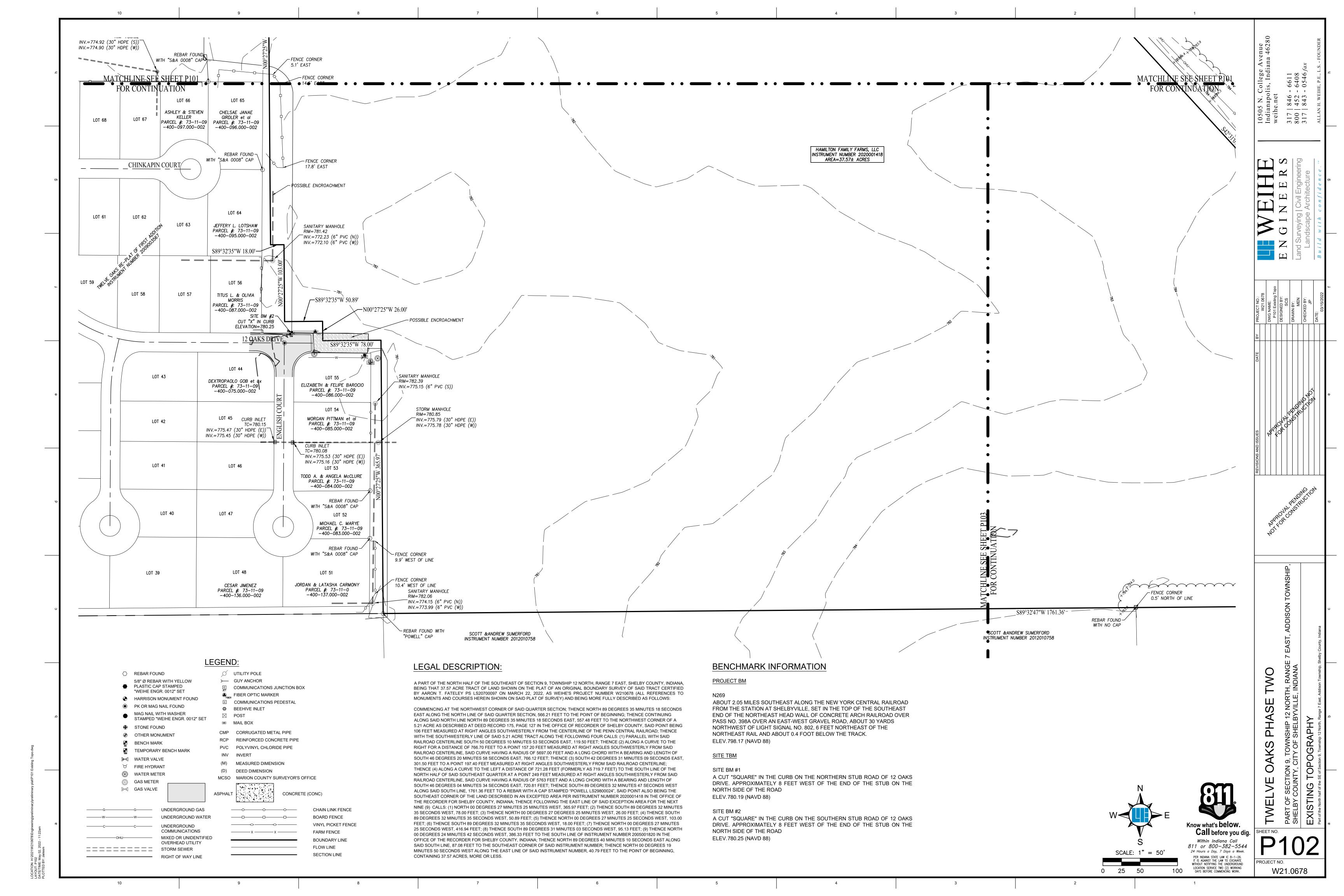
PLANS PREPARED BY

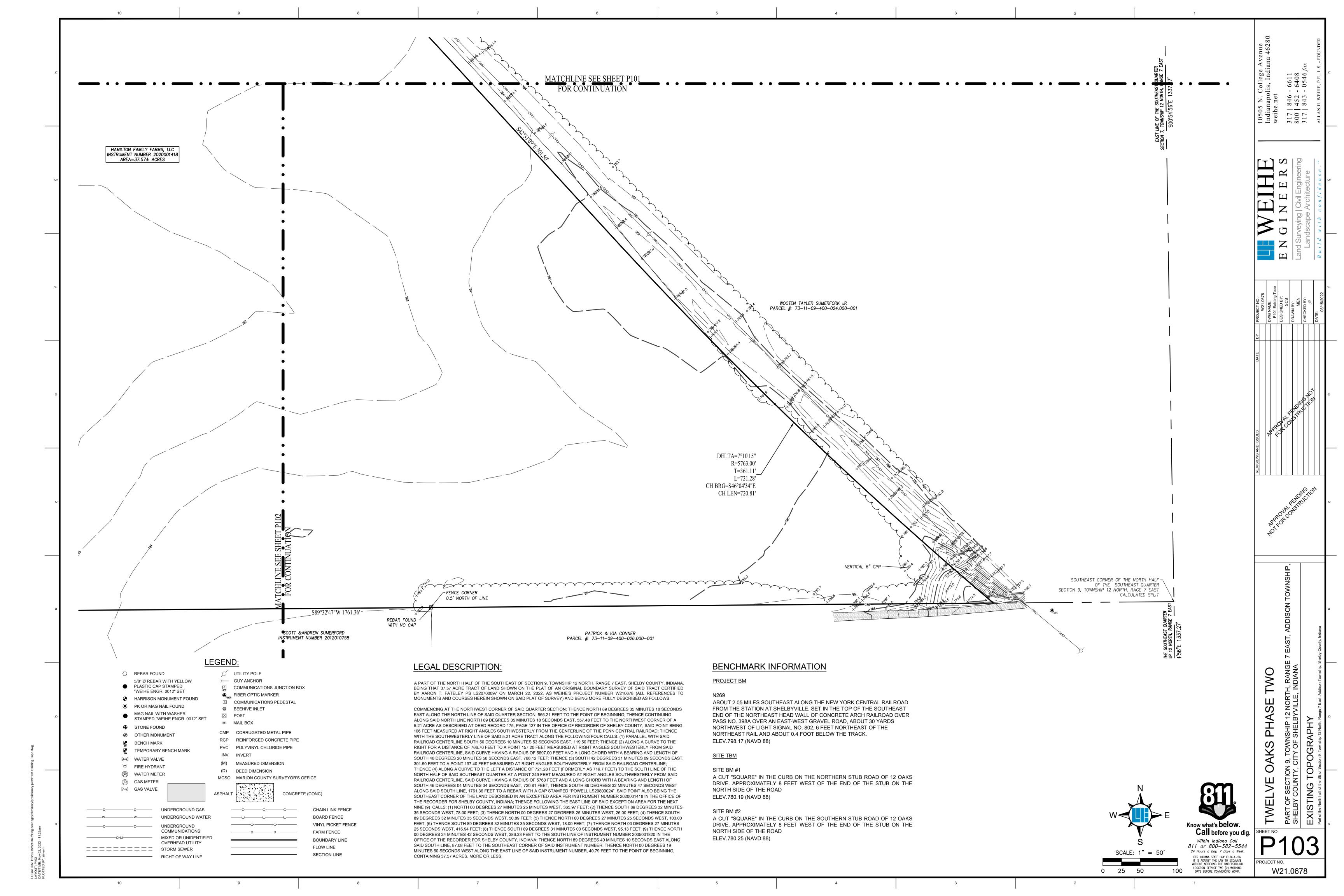
WEIHE ENGINEERS 10505 N. COLLEGE AVE. INDIANAPOLIS, INDIANA 46280 TELEPHONE: (317) 846-6611 CONTACT PERSON: JIM PENCE EMAIL: PENCEJ@WEIHE.NET

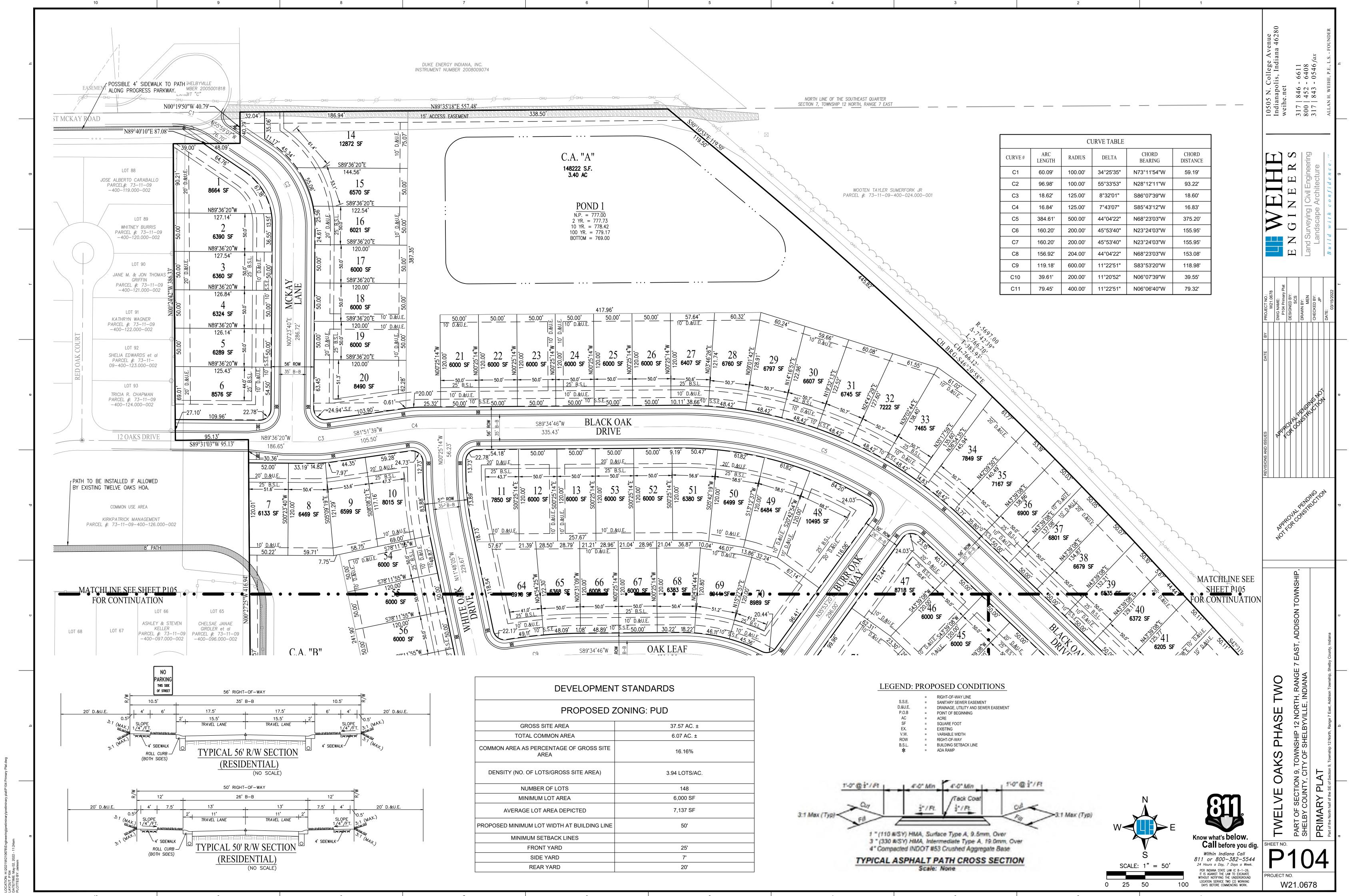


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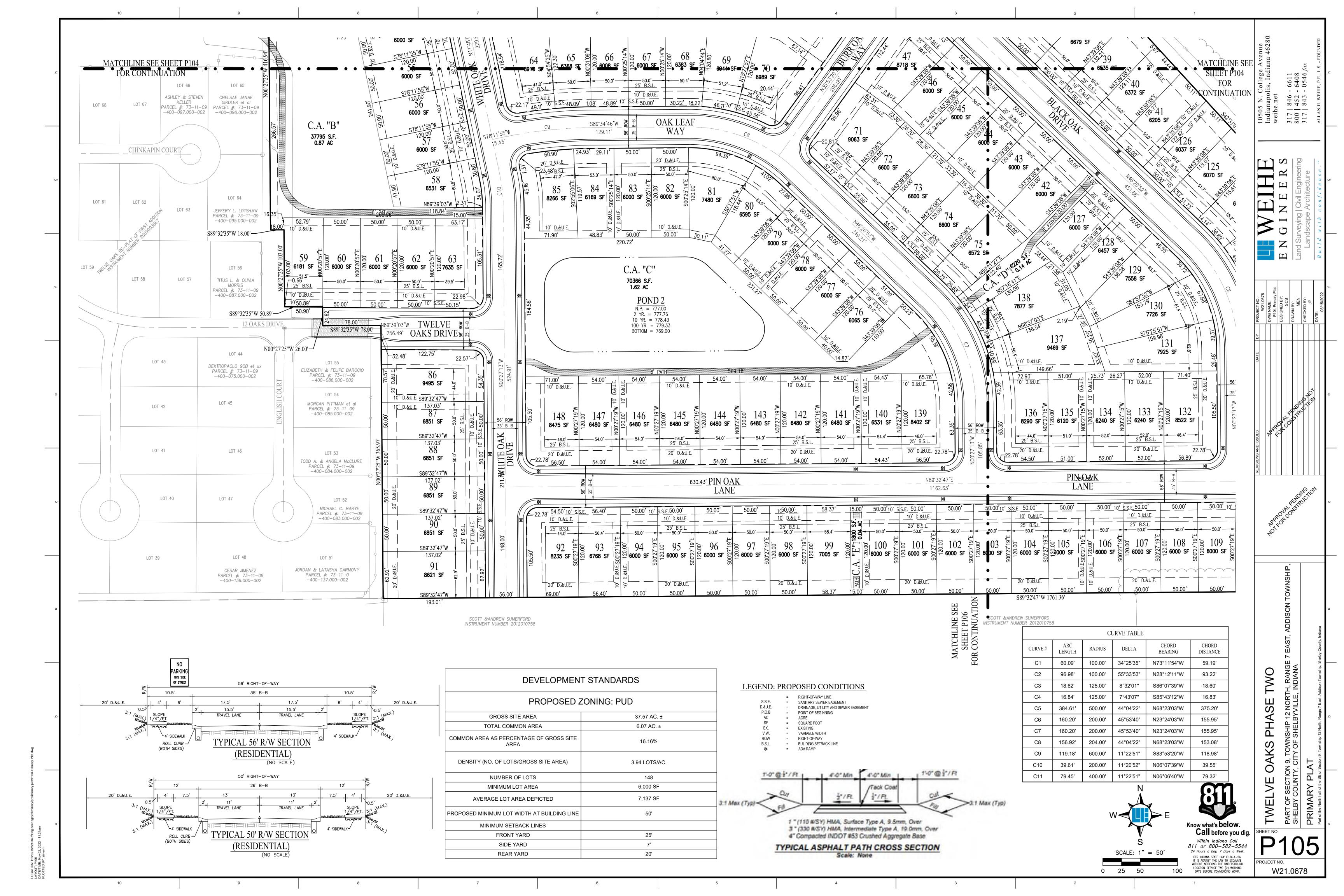


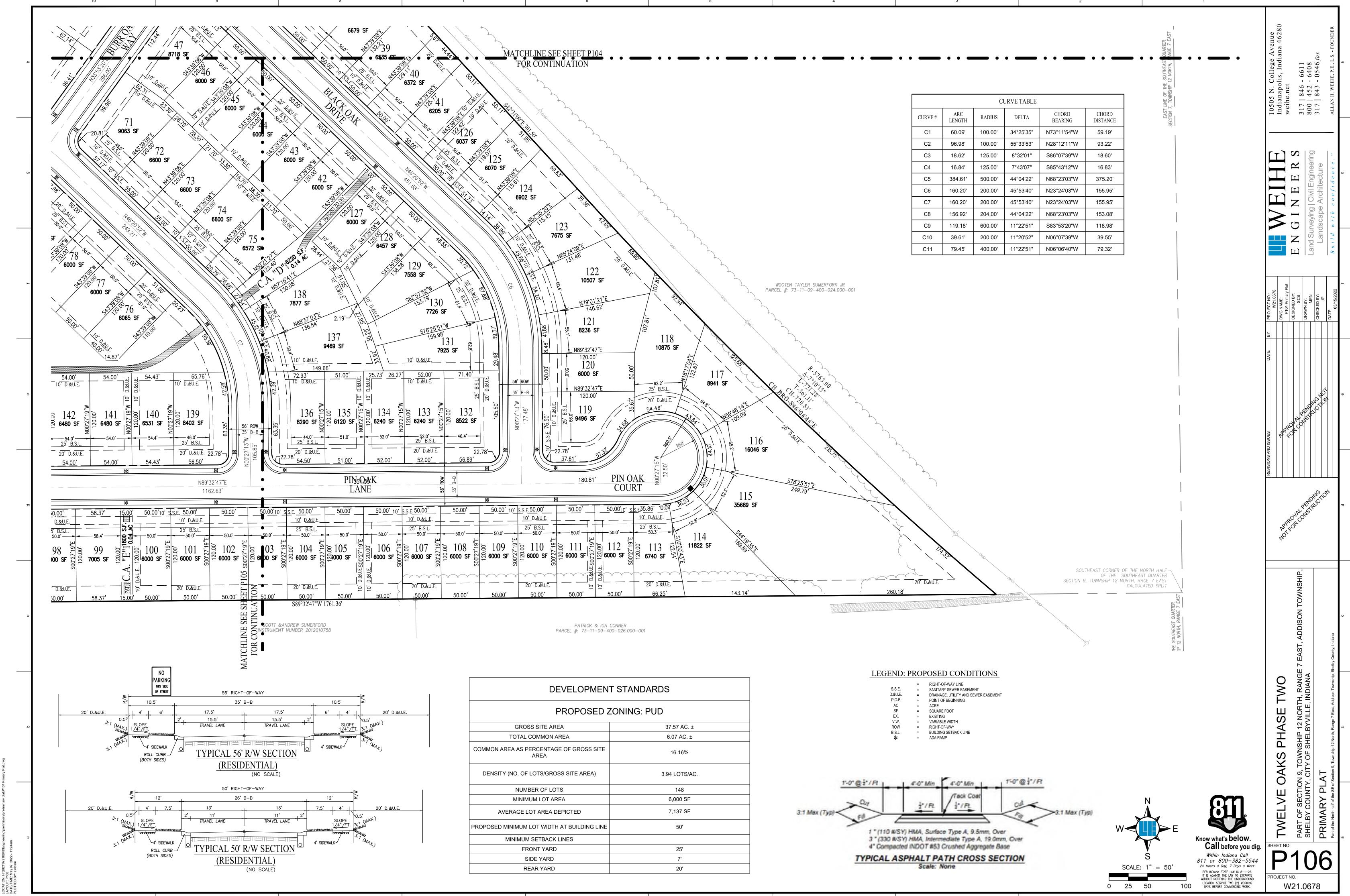


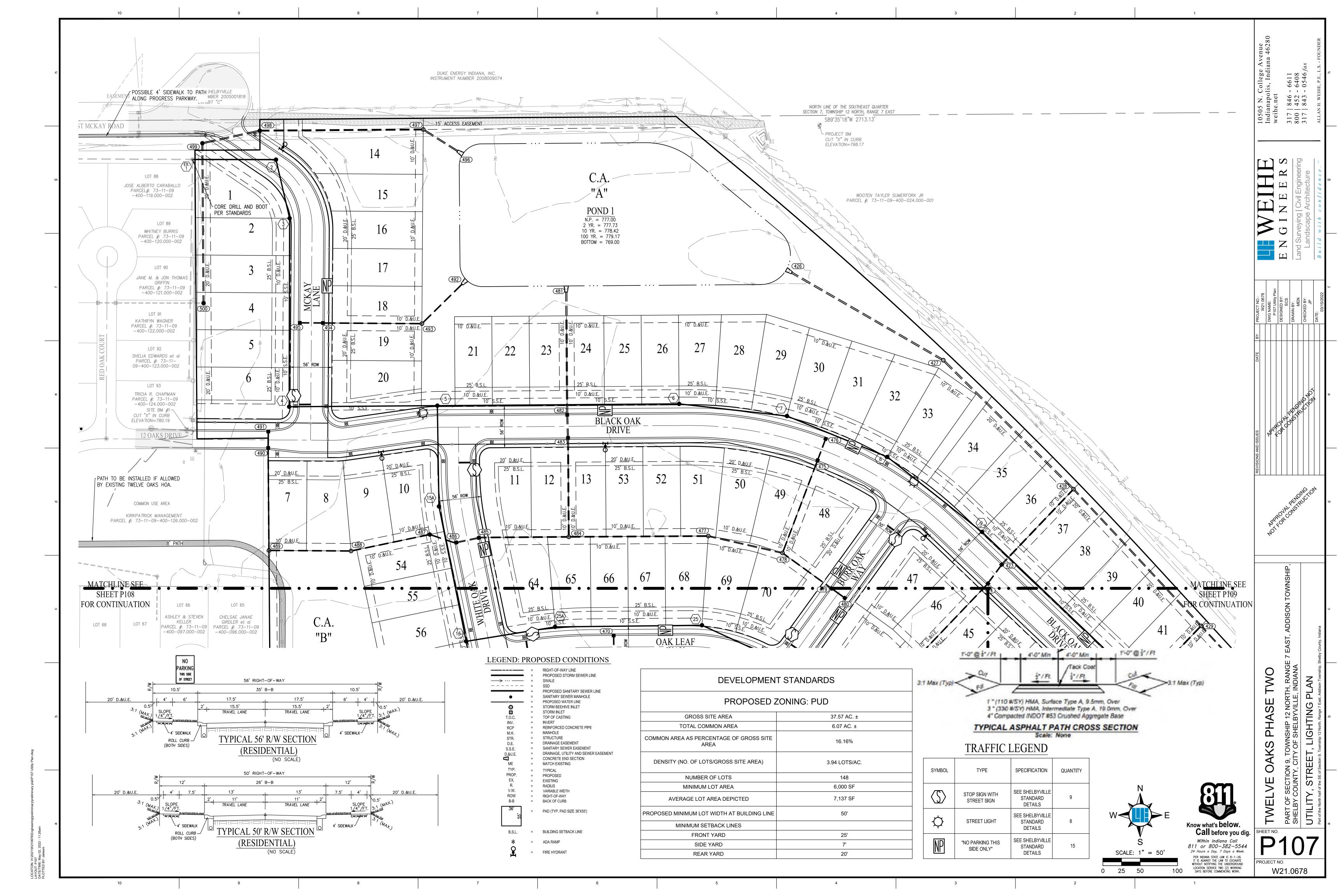


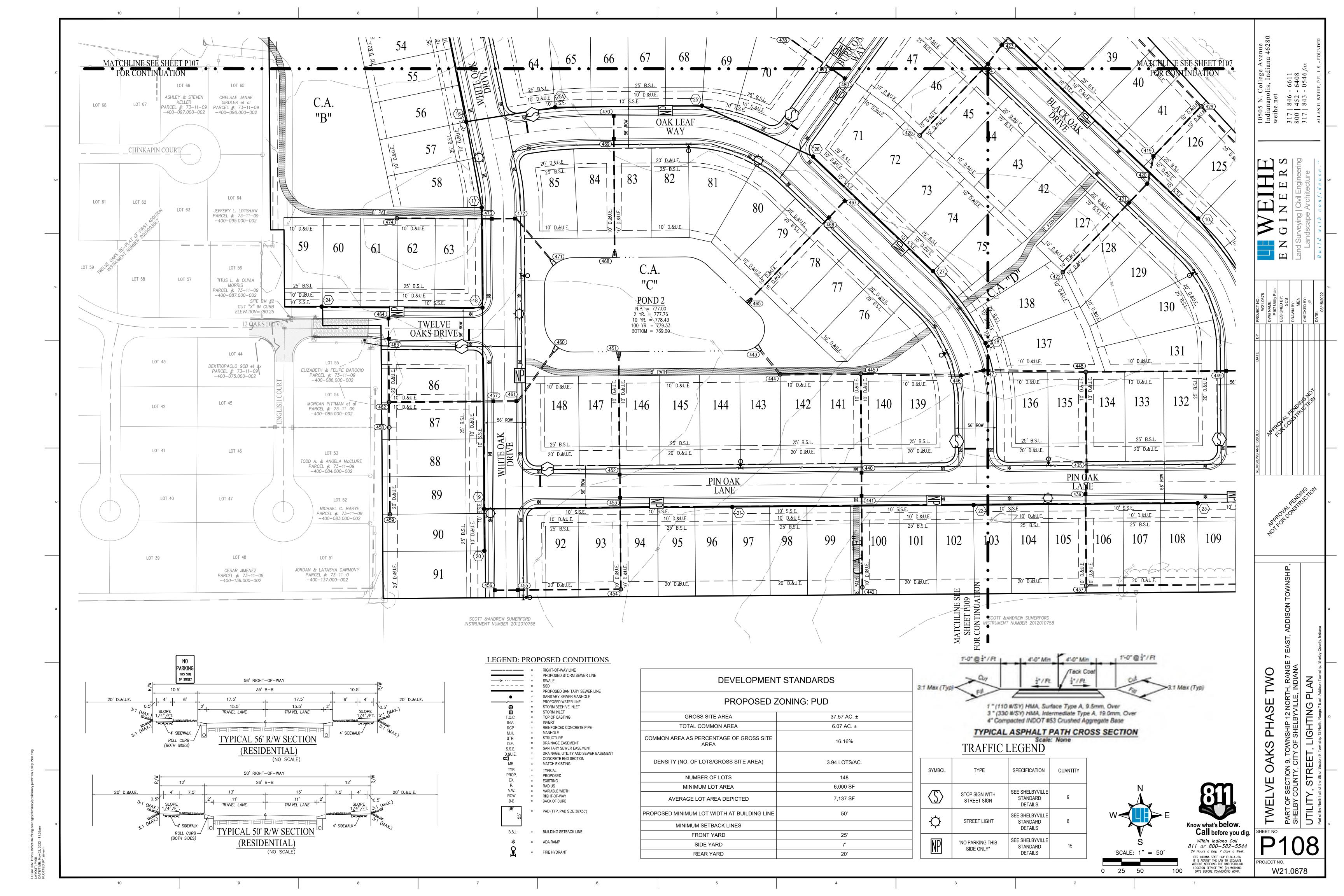


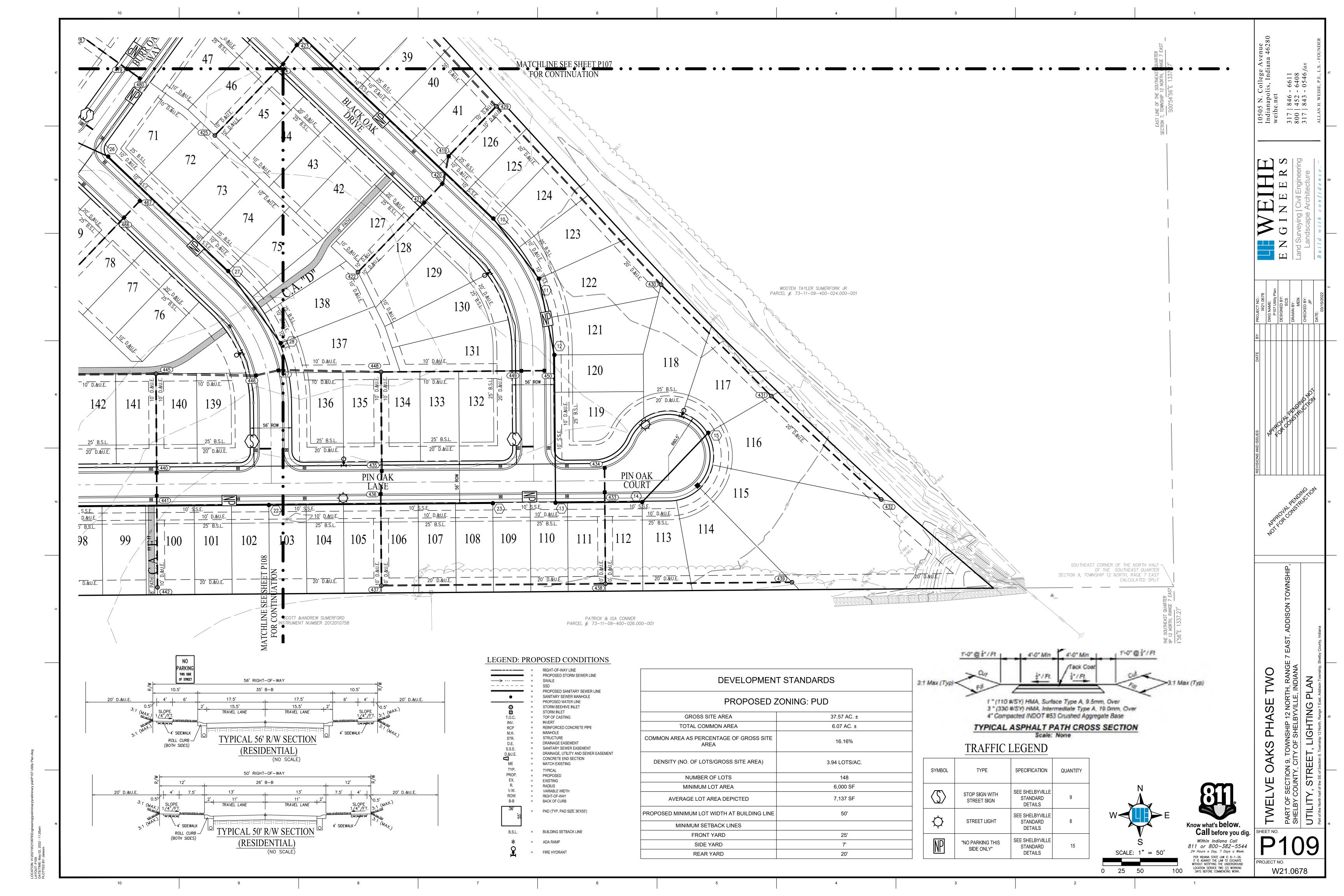
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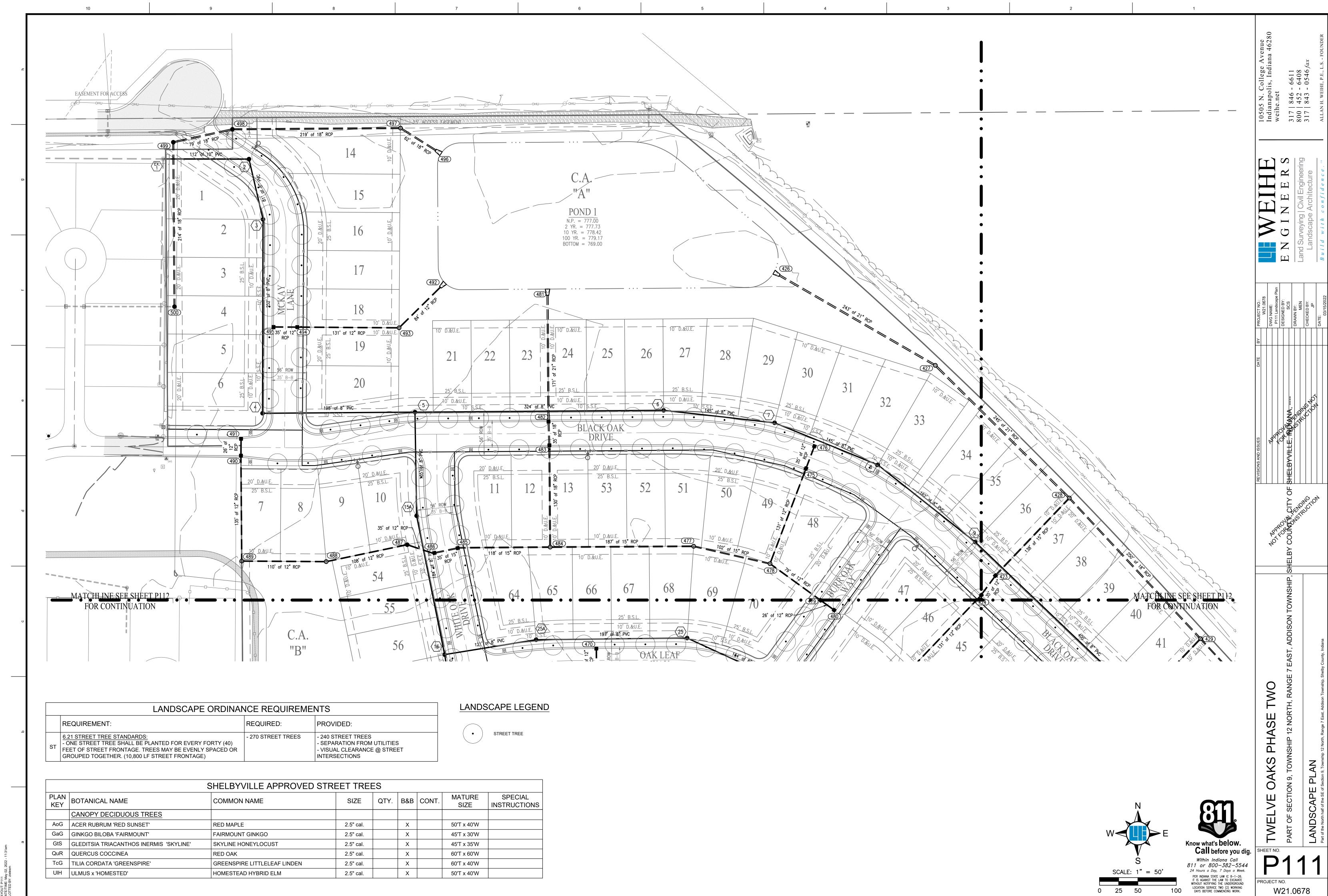








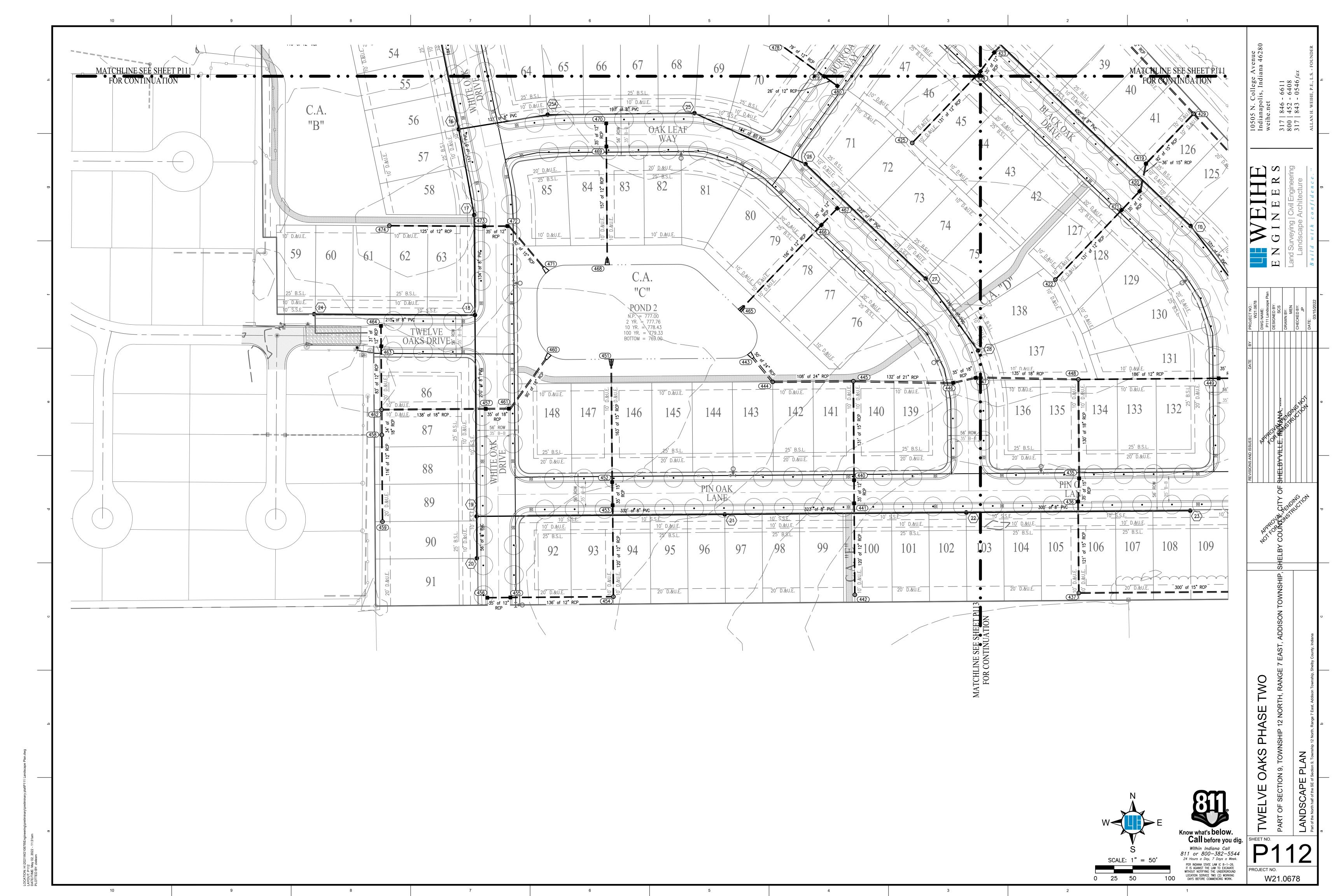


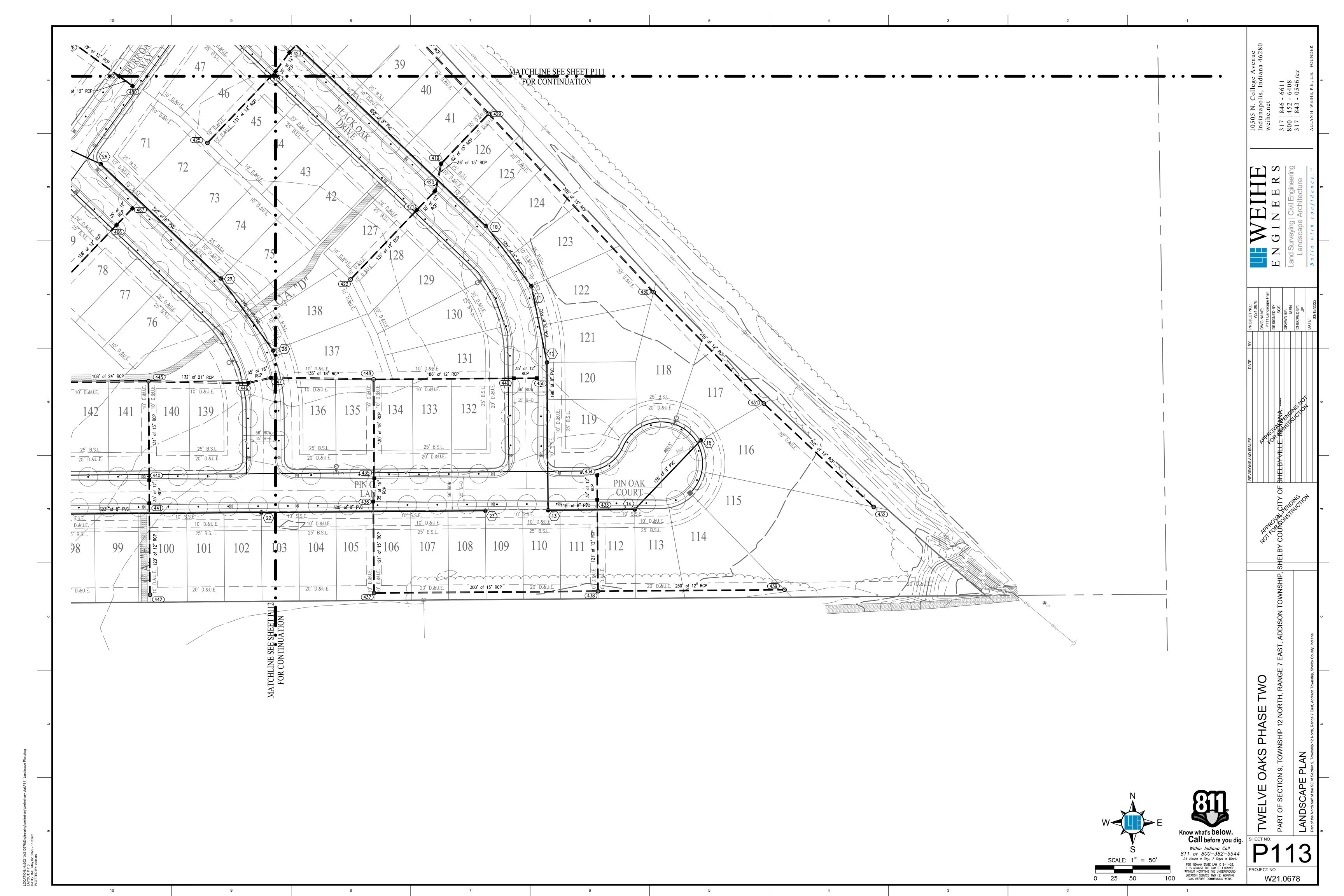


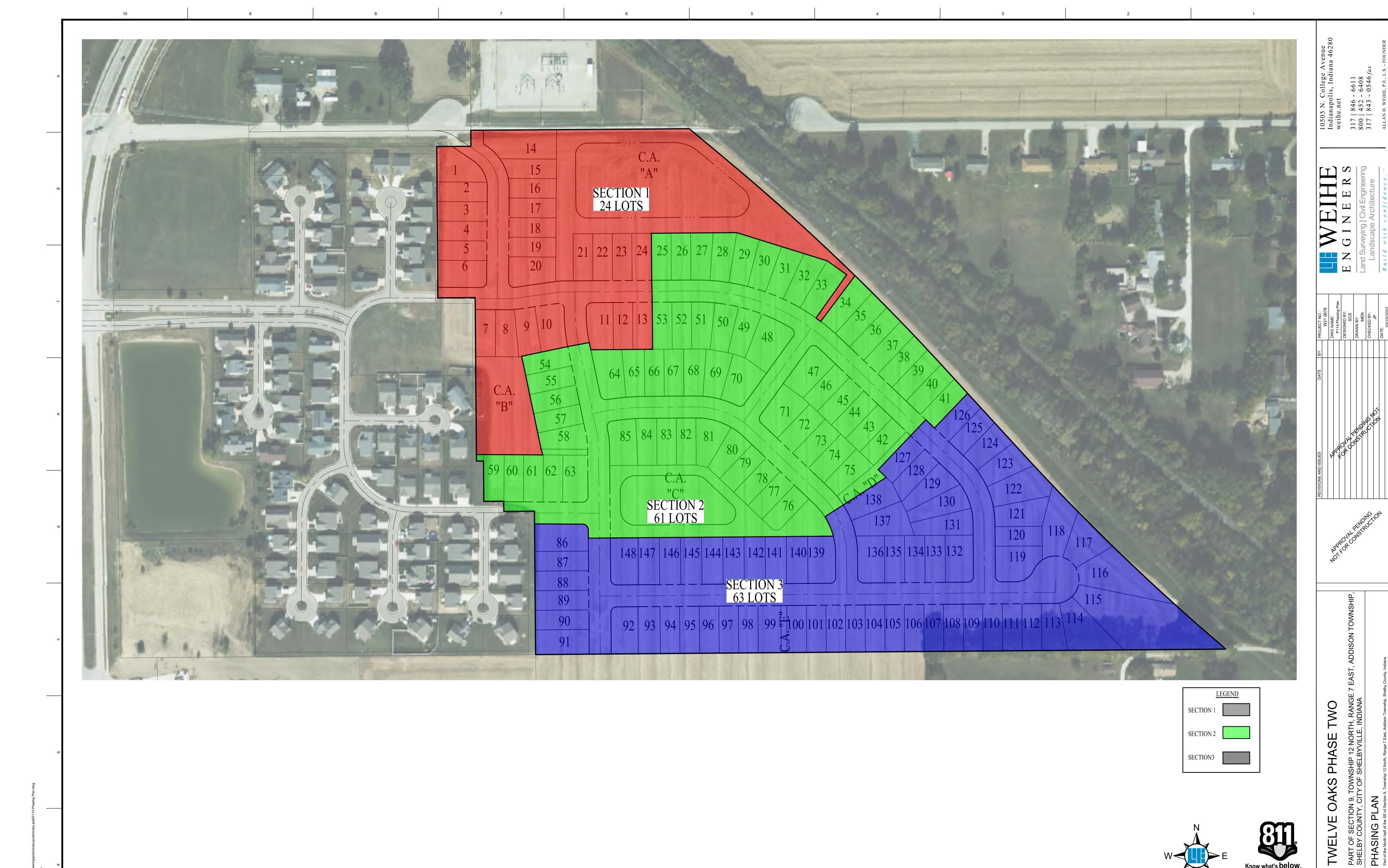
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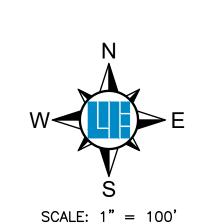
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PER INDIANA STATE LAW IC 8-1-26.
IT IS AGAINST THE LAW TO EXCAVATE WITHOUT NOTIFYING THE UNDERGROUND LOCATION SERVICE TWO (2) WORKING DAYS BEFORE COMMENCING WORK.

PROJECT NO.

W21.0678

W21.0678

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