# CITY OF EDGERTON EDGERTON SCHOOL DISTRICT BOARD ROOM, ROOM 220 200 ELM HIGH DRIVE EDGERTON, WI

### PLANNING COMMISSION

Tuesday, February 18, 2025 at 6:00 P.M.

- 1. Call to Order; Roll Call.
- 2. Confirmation of appropriate meeting notice posted Friday February 14, 2025.

#### 3. PUBLIC HEARING:

- A. The Plan Commission will hold a public hearing to hear a request by the City of Edgerton to amend Section 450-35 M to exclude the use of pavers as an acceptable material for a driveway apron.
- B. Close the public hearing.
- 4. Consider a request by the City of Edgerton to amend Section 450-35 M to exclude the use of pavers as an acceptable material for a driveway apron.

### 5. PUBLIC HEARING:

- A. The Plan Commission will hold a public hearing to consider a request by Foursight Development Group to rezone 9.9-acres located south of Newville Street from A-1 Agriculture to R-2 Residential District Two.
- B. Close the public hearing.
- 6. Consider a request by Foursight Development Group to rezone 9.9 acres located south of Newville Street from A-1 Agriculture to R-2 Residential District Two.

# 7. PUBLIC HEARING:

- A. The Plan Commission will hold a public hearing to consider a request by Foursight Development Group for a conditional use permit to allow the establishment of three duplexes in the parcel located south of Newville Street. (Parcel 6-26-1192).
- B. Close the public hearing.
- 8. Consider a request by Foursight Development Group for a conditional use permit to allow the establishment of three duplexes in the parcel located south of Newville Street. (Parcel 6-26-1192).

# 9. PUBLIC HEARING:

- A. The Plan Commission will hold a public hearing to hear comments regarding a request by Todd Nelson for the approval of a zoning change from R-3 Residential District Three to Planned Development/General Development Plan to allow the establishment of a residential duplex and a residential three -unit structure at the vacant parcel located east of 805 E Fulton Street.
- B. Close the public hearing.
- 10. Consider request by Todd Nelson for the approval of a zoning change from R-3 Residential District Three to Planned Development/General Development Plan to allow the establishment of a residential duplex and a residential three-unit structure at the vacant parcel located east of 805 E Fulton Street.

#### 11. PUBLIC HEARING:

- A. The Plan Commission will hold a public hearing to consider a request by Heather Alexander for approval of a conditional use permit for a home occupation land use at 1106 North Pass to allow the establishment of a cleaning business.
- B. Close the public hearing.
- 12. Consider a request by Heather Alexander for approval of a conditional use permit for a home occupation land use at 1106 North Pass to allow the establishment of a cleaning business.
- 13. Approve January 16, 2025 Plan Commission meeting minutes:
- 14. Consider a preliminary Plat to create 14 residential lots from the parcel south of Newville Street for Foursight Development Group.
- 15. Consider a final Certified Survey Map to create one residential lot from the parcel west of Diane Drive for Foursight Development Group.
- 16. Hold a preliminary conference for a Planned Development to create 36 Residential units in six buildings at 407 N Main. St.
- 17. Set next meeting date and future agenda items.
- 18. Adjourn.

cc: Commission Members

All Council Members

Department Heads

City Engineer

Newspapers

**NOTICE:** If a person with a disability requires that the meeting be accessible or that materials at the meeting be in an accessible format, call the City Administrator's office at least 6 hours prior to the meeting to request adequate accommodations. Telephone: 884-3341.

Notice is hereby given that a majority of the Common Council is expected to be present at the above scheduled noticed meeting to gather information about a subject over which they have decision-making responsibility. The only action to be taken at this meeting will be action by the Planning Commission."

FROM: Ramona Flanigan

**MEETING DATE:** February 18, 2025

# **STAFF DISCUSSION**

**Paving of access Ordinance:** The proposed ordinance below prohibits the use of pavers in driveway approaches.

450-35 M. Paving of access. All access approach areas located within a street right-of-way shall be paved to the satisfaction of the Director of Public Works with a hard, all-weather surface, and shall be maintained so as to prevent the transport of gravel, dirt, or other eroded material from the subject property into the right-of-way. For purposes of this Section, pavers are excluded from the definition of a hard, all-weather surface. Pavers are not allowed in an access approach. All access approach areas shall be paved within one year of the issuance of an occupancy permit.

FROM: Ramona Flanigan

**MEETING DATE**: February 18, 2025

# **GENERAL DESCRIPTION**

**Description of Request:** Approval of a zoning change from A-1 Agriculture to R-2 Residential District Two.

**Location**: Parcel south of Newville Street (parcel #6-26-1192)

**Applicant:** Foursight Development Group

Current Zoning/Land Use: A-1 / undeveloped

Parcel Size: 9.9acres

# STAFF REVIEW COMMENTS

Staff has reviewed the petition for planning issues in accordance with the <u>Edgerton Zoning and Subdivision</u> Ordinances and has the following comments:

#### Rezone

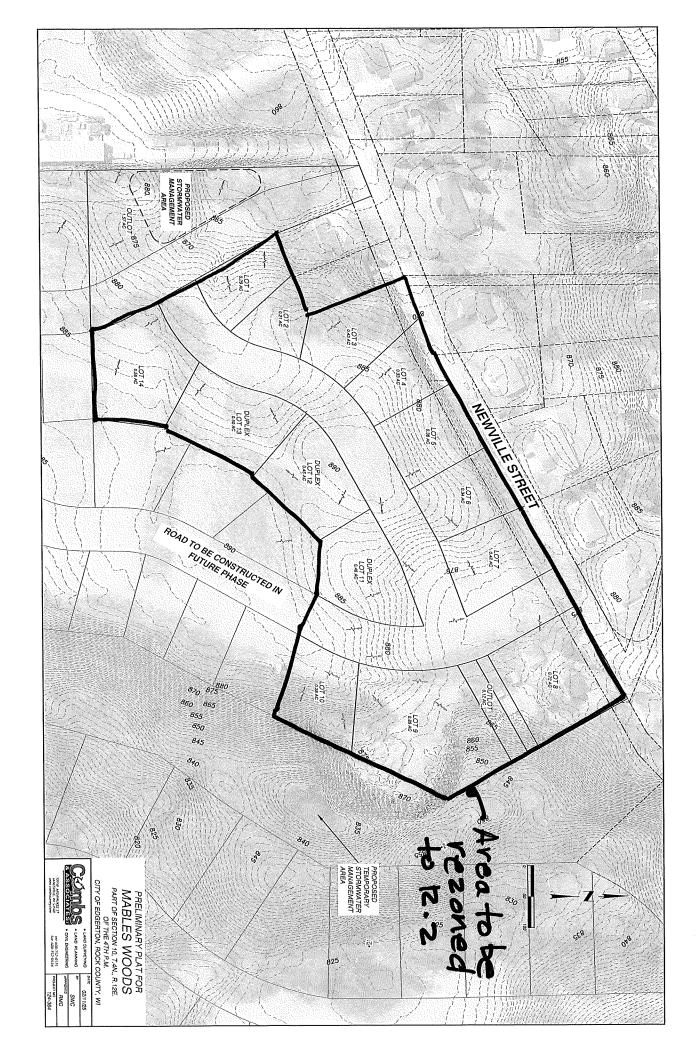
- 1. The subject parcel, located South of Newville Street, is zoned A-1 Agriculture. The petitioner proposes to rezone the proposed parcel to R-2 and to create 14 lots (see attached map). Please recall the petitioner received approval for the following recently: to rezone 2 acres and to create three residential lots off of Diane Drive which is on the far eastern portion of this 69 acre parcel.
- 2. Zoning and land uses of adjacent parcels consist of the following: R-2 and R-3 Residential (single family and duplexes) to the north; A-1 Agriculture (open space and environmental corridor) to the east; and A-1 Agriculture (tilled land) to the south; and M-1 Industrial (light manufacturing) to the west.
- 3. The Comprehensive Master Plan recommends the area be developed as a Planned Neighborhood.
- 4. R-2 zoning allows for single family structures as a permitted use. Structures having two units require a conditional use permit. The petitioner has applied for conditional use permit to allow duplexes on three of the proposed lots.
- 5. The proposed rezoning is in conformance with the Master Plan.

#### STAFF RECOMMENDATION

Staff recommends the Plan Commission recommend approval of the rezoning from A-1 Agriculture to R-2 Residential District Two for 9.9 acres located south of Newville Street in accordance with the attached map with the following conditions:

1. The petitioner is granted approval of a final plat and that the actual boundary of the rezoned area coincide with the final plat boundary.

This recommendation is based on the finding that the potential public benefits of the proposed rezoning outweigh any and all potential adverse impacts of the proposed rezoning.



FROM: Ramona Flanigan

MEETING DATE: February 18, 2025

# **GENERAL DESCRIPTION**

**Description of Request:** Approval of a conditional use permit to allow the construction of three duplexes in the R-2 District

Location: Mabels Woods Subdivision located south of Newville Street

**Applicant:** Foursight Development Group

Current Zoning/Land Use: R-2 / tilled

Parcel Size: 0.46, 0.45, and 0.50 acres

### STAFF REVIEW COMMENTS

Staff has reviewed the petition for planning issues in accordance with the <u>Edgerton Zoning and</u> Subdivision Ordinances and has the following comments:

- 1. The petitioner requests approval of a conditional use permit to construct a duplex on lots 11, 12, and 13 of Mabels Woods Subdivision.
- 2. The Comprehensive Master Plan recommends the area be developed as a Planned Neighborhood which generally means there should a mix of land uses.
- 3. Zoning and land uses on adjacent parcels consists of the following: proposed R-2 (single family residential) to the east, west and north; and A-1 Agriculture (future residential) to the south.
- 4. The parcels meet the area and lot width requirements for duplex lots, although the lots are shallow which will limit the type of structure that can be built on the lot.
- 5. Construction on all duplexes must commence within one year of the approval date and must be completed within two years.
- 6. Prior to a building permit being granted for the duplexes the petitioner must construct the infrastructure to serve the lot.
- 7. The Building Inspector must approve the erosion plan prior to the issuance of building permits.

8. No parkland fees will be required.

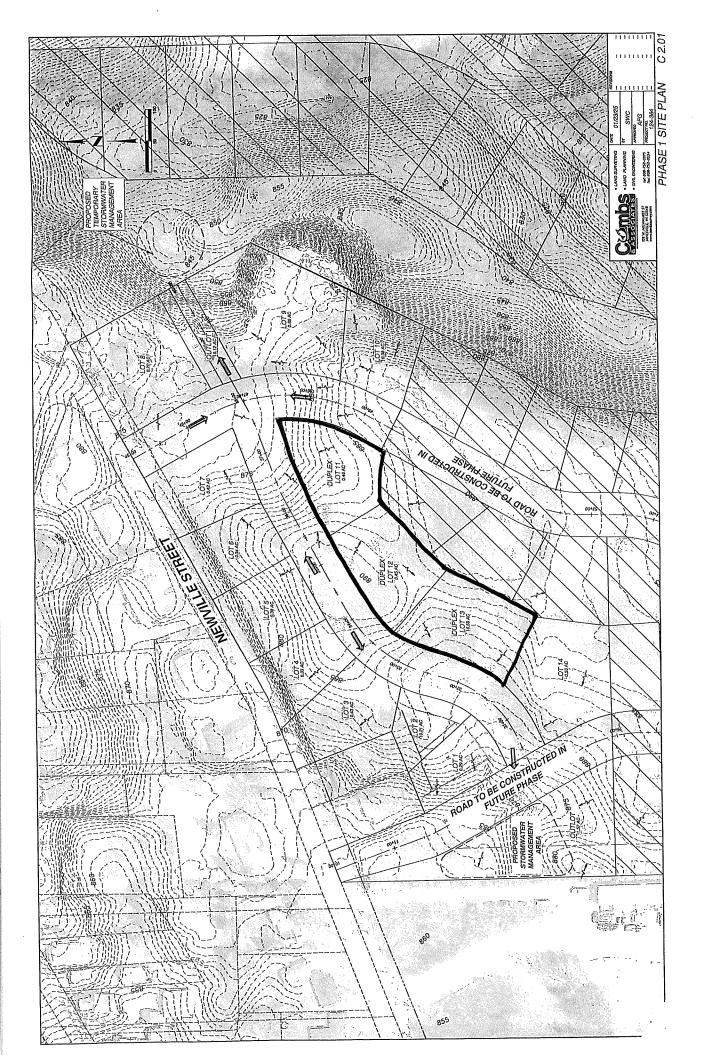
# STAFF RECOMMENDATION

Staff recommends the Plan Commission approve the conditional use permit for Foursight Development Group to allow the construction of duplexes on the three lots as shown on the attached map subject to the conditions listed below.

- 1. The City Council approve the land division to create lots as well as the rezoning to R-2.
- 2. The Building Inspector approve erosion control plans prior to the issuance of the building permits.
- 3. No building permits are issued for duplexes until the conditions of the Development Agreement are met.

If the Plan Commission elects to grant the conditional use, it should adopt the following finding of fact:

- 1. The proposed conditional use <u>with the above conditions</u> is in harmony with the purposes, goals, and objectives of the Master Plan or the Zoning Ordinance. 450-16(D)(3)(a).
- 2. The proposed conditional use, in its proposed location and as depicted on the site plan, will not result in undue adverse impact on nearby property, the character of the neighborhood, traffic factors, and public rights-of-way. 450-16(D)(3)(c).
- 3. The proposed conditional use maintains the desired land use intensity and land use impact as it relates to the environs of the property 450-16(D)(3)(d).
- 4. The proposed Conditional Use will not create major undesirable impacts on nearby properties, the environment, or the community as a whole, per Section 450-16(D)(3)(e).
- 5. The potential public benefits of the proposed conditional use outweigh any and all potential adverse impacts of the proposed conditional use.



FROM: Ramona Flanigan

**MEETING DATE:** February 18, 2025

# **GENERAL DESCRIPTION**

Description of Request: Planned Development rezone/ General Development Plan for Planned Development

Location: Planned Development for the property located on River Road east of 805 E Fulton Street. (6-26-1193)

**Applicant**: Todd Nelson

Current Zoning/Land Use: R-3/undeveloped

# STAFF DISCUSSION

# **Planned Unit Development Process**

The Planned Unit Development process has the following four steps:

- 1. Pre-application Conference Informal discussion about type of land uses (no maps required). At the Plan Commission meeting, the applicant shall engage in an informal discussion with the Plan Commission regarding the potential PD. Appropriate topics for discussion may include the location of the PD, general project themes and images, the general mix of dwelling unit types and/or land uses being considered, approximate residential densities and nonresidential intensities, the general treatment of natural features, the general relationship to nearby properties and public streets, and relationship to the Master Plan.
- 2. Concept Plan Review of concept drawings and discussion of land uses, intensity, open space, and relationship to nearby features. The City is not obligated or bound by discussions at this stage.
- 3. General Development Plan (GDP)- Review a more precise proposal of the land development. Zoning is granted at this stage. This is done through a public hearing process. No development can occur at this stage.
- 4. Precise Implementation Plan Review of exact plans for all aspects of the development. Approval of the PIP allows the development to be constructed in strict conformance with the approved PIP. This requires a public hearing.

#### STAFF REVIEW COMMENTS

Staff reviewed the petition for planning issues in accordance with the <u>Edgerton Zoning and Land Division</u> Ordinances and has the following comments:

- 1. The petitioner requests to rezone the property to Planned Development General Development Plan to allow the construction of one duplex and one 3-unit multifamily residential structure.
- 2. The parcel is 3.7 acre and contains some areas of slopes in excess of 20% and woodlands. The proposed development is not impacting the area having steep slopes.
- 3. Approval Process: The developer wishes to develop the property as a Planned Development. A Planned Development would require a rezone (General Development Plan) and a conditional use permit (Precise Implementation Plan) and can be characterized as a development having several individual structures on

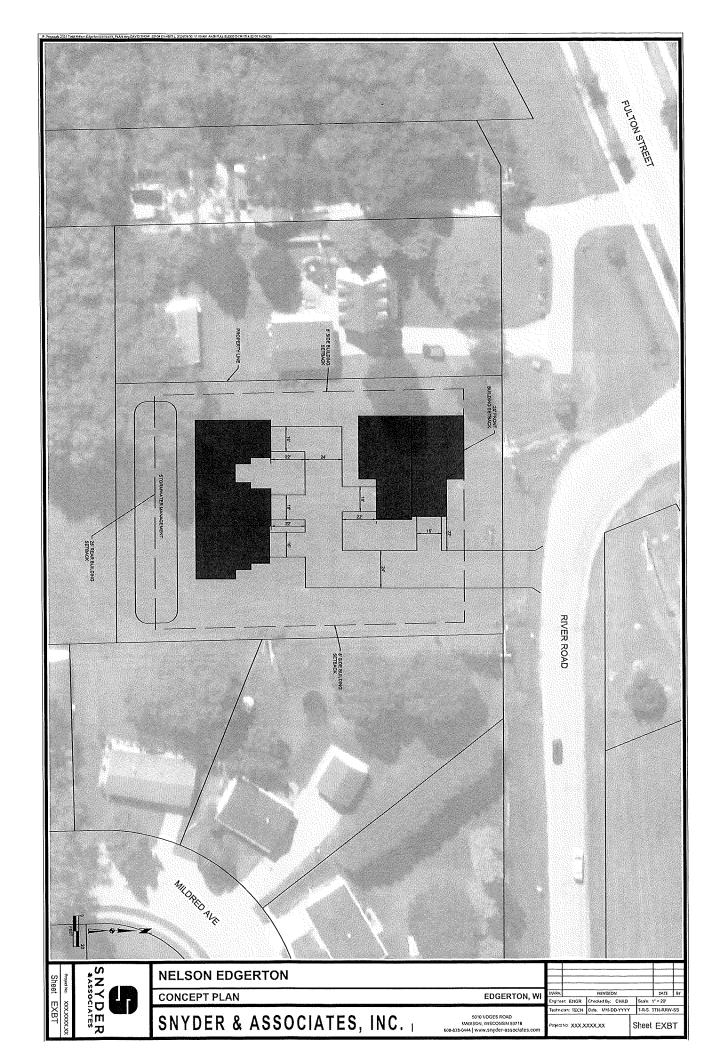
one lot; structures may not meet ordinance setback requirements, and the development may or may not have private streets.

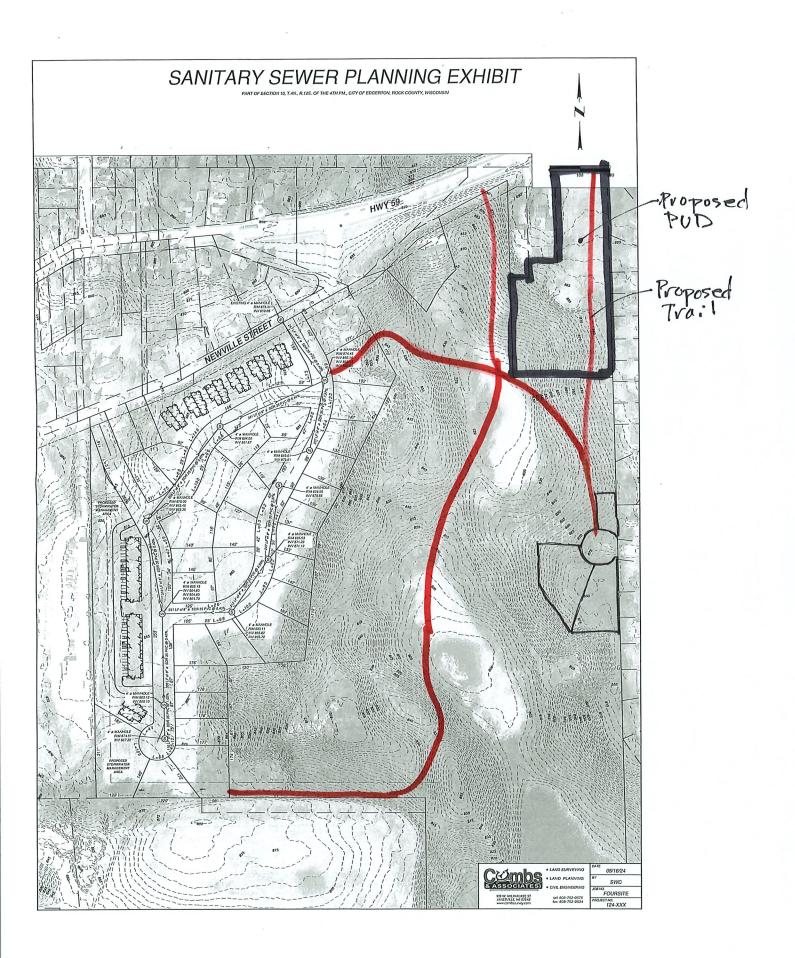
- 4. Street pattern: The two buildings are served by one driveway from River Road.
- 5. Stormwater storage is planned for the area on the south side of the site.
- 6. The developer must either pay parkland fees upon the issuance of a building permit or dedicate land. The developer must pay park improvement fees or install recreation related improvements.
- 7. The developer should indicate what will happen with the southern part of the site that is not being improved.
- 8. The Zoning ordinance requires a Bufferyard on the property's east side since the adjoining property is a less intense zoning district (R-2). Complying with the Bufferyard requirements could be accomplished by a combination of fencing and/or plantings. The final PIP landscape plan should address this requirement.
- 9. The proposed development would not meet the following ordinance provisions and would be varied by the Planned Development: more than one building on a lot.
- 10. The Planned development process allows the developer to "vary" ordinance requirements in exchange for a "higher level of site design, architectural control and other aspects of aesthetic and functional excellence than normally required for other developments". A walking path or architectural upgrades are examples of improvements that could be made in exchange for exceptions to the ordinance standards. If a Planned Development is approved, the Plan Commission should require the installation of a walking path and an easement for the path that would connect to the development being proposed on Newville Street. See attached sketch.

#### STAFF RECOMMENDATION

Staff recommends the Plan Commission approve the GDP for a Planned Development for the property located on River Road east of 805 E Fulton Street. (6-26-1193) with the following conditions:

- 1. The buildings are constructed to allow for division by a condominium plat.
- 2. The condominium documents address the maintenance of the private street.
- 3. The entire development is included in one condominium association.
- 4. The developer provides a document to be recorded for any utility easements.
- 5. Provide a landscape plan that meets or exceeds the ordinance requirement, including regulations for bufferyards as well as appropriate plantings in the bioretention basins.
- 6. Provide information about site lighting.
- 7. A walking path is installed on the east side of the development.
- 8. A maintenance agreement is included in the condo documents requiring the maintenance (prohibiting the filling in) of the basins.
- 9. The developer either pays parkland fees with each building permit or dedicates land, and makes park related improvements.
- 10. The petitioners comply with the conditions of the City engineer.





FROM: Ramona Flanigan

MEETING DATE: February 18. 2025

# **GENERAL DESCRIPTION**

Description of Request: Petition for approval of a conditional use to allow a home occupation cleaning

business as an accessory use

Location: 1106 North Pass

**Applicant:** Heather Alexander

Current Zoning/Land Use: R-1 Residential District One

### STAFF REVIEW COMMENTS

Staff has reviewed the petition for planning issues in accordance with the <u>Edgerton Zoning and Subdivision Ordinances</u> and has the following comments:

- 1. The subject parcel is located at 1106 North Pass. The petitioner requests to establish a cleaning business in the single-family residence. Businesses in residential districts (home occupations) are required to comply with the ordinance provisions listed below.
- 2. The proposal includes 5-6 employees will be reporting to the property and parking their cars and then traveling together to job sites. The petitioner indicates 5 cars can be parked in the driveway when snow conditions eliminate on street parking, otherwise cars will park on North Pass not in front of garbage cans or mailboxes. No customers will come to the home. No signage will be installed. The petitioner indicates that in the future, an area of the garage may be used for the business.
- 3. Home occupations that do not have business related traffic coming to the property do not require a conditional use permit. Because this Home Occupation involves employees coming to the home, the Zoning Administrator determined a conditional use is required which will allow the Plan Commission and the adjoining property owners to have input into the establishment of the use.
- 4. Condition number 2 below should be discussed by the Plan Commission. This provision could be interpreted that no more than one employee can work for the business, **if the employee is working in the home**. Alternatively, if the Commission believes the ordinance intends to include the **employees that work off site**, then the petitioner would have to get a variance to the ordinance in addition to the conditional use permit.

# 450-33 E (14) Home Occupation requirements

1. The home occupation shall be conducted only completely within the dwelling unit, or accessory building or structure with a permanent floor, and not on any porch, deck, patio or other unenclosed or partially-enclosed portion of the dwelling unit.

- 2. The home occupation shall be conducted by a resident of the dwelling unit, and no more than 1 other person shall be employed, on either a part-time or full-time basis, in the business.
- 3. No more than 25% of the total living area of the dwelling (exclusive of garage and porch areas) shall be used for the home occupation.
- 4. The dwelling unit used for the home occupation shall not serve as a storage facility for a business conducted elsewhere.
- 5. No activity, materials, goods, or equipment incidental to the home occupation shall be externally visible.
- 6. Only 1 sign, not to exceed 2 square feet, non-illuminated and wall mounted only, may be used to advertise a home occupation. Said sign shall not be located within a right-of-way, and shall be of an appearance that is harmonious with nearby residential areas.
- 7. The use of the dwelling unit for a home occupation shall in no way be incompatible with the character of nearby residential areas.
- 8. A minimum of 2 off-street parking spaces reserved for business use shall be provided on-site.
- 9. In no instance shall a home occupation create a nuisance for neighboring properties.
- 10. Shall comply with Subsection 450-17, standards and procedures applicable to all uses permitted by right with special requirements.

# STAFF RECOMMENDATION

Staff recommends the Plan Commission approve the conditional use permit for Heather Alexander to allow the establishment of a home occupation for a cleaning business for the parcel located at 1106 North Pass under the following conditions:

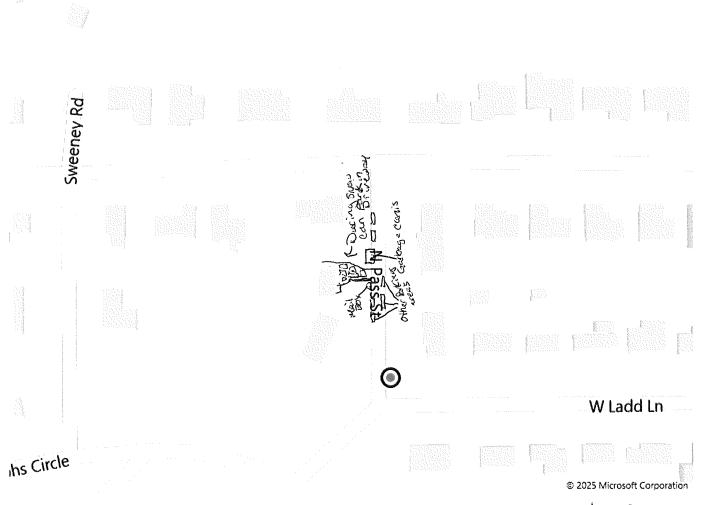
- The business complies with the conditions listed in Section 450-33 E (14) of the Code of Ordinances
- The number of employees is limited to six.
- Hours of operation are limited to 6:00 am 6:00 pm Monday Saturday

If the Plan Commission elects to grant the conditional use, it should adopt the following finding of fact:

- 1. The proposed conditional use <u>with the above conditions</u> is in harmony with the purposes, goals, and objectives of the Master Plan or the Zoning Ordinance. 450-16(D)(3)(a).
- 2. The proposed conditional use, in its proposed location and as depicted on the site plan, will not result in undue adverse impact on nearby property, the character of the neighborhood, traffic factors, and public rights-of-way. 450-16(D)(3)(c).
- 3. The proposed conditional use maintains the desired land use intensity and land use impact as it relates to the environs of the property 450-16(D)(3)(d).
- 4. The proposed Conditional Use will not create major undesirable impacts on nearby properties, the environment, or the community as a whole, per Section 450-16(D)(3)(e).
- 5. The potential public benefits of the proposed conditional use outweigh any and all potential adverse impacts of the proposed conditional use.



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- Can Park Five cars in drive way when Plowing conditions - Will Park in road I will make sure Ladies don't block Mail box and/or - Will not be having any customers only Employee's parking

- In future I plan on building a area in my Garage for buisness.

- I will not be building any visable ! buildings on my property.

- I will not have any buiness signs There is no side walks on my road to be concerened about.

# JANUARY 16, 2025 PLAN COMMISSION MEETING MINUTES CITY OF EDGERTON

Commission Chair Chris Lund called the meeting to order at 6:00 p.m.

Present: Chris Lund, Jim Burdick, Paul Davis, Theran Springstead, Jim Kapellen, Julie Hagemann, and Ron Webb.

Also present: City Administrator Ramona Flanigan, Erik Samuelson from Foursight Development Group and many citizens.

Flanigan confirmed the meeting agendas were properly posted on Friday, January 10, 2025 at the Post Office, Edgerton Library, the City's website and City Hall.

**PUBLIC HEARING:** The Plan Commission held a public hearing to hear comments regarding a request by the City of Edgerton to amend Section 442-29 A(2) Review and Approval of Extraterritorial Land Divisions to allow administrative approval of extraterritorial land divisions that combine lots.

Flanigan stated that this amendment would give the approval authority to the Zoning Administrator rather than the Plan Commission. These types of land divisions are typically not controversial. This change would improve the efficiency for the applicants.

Hearing no comments, Mayor Chris Lund closed the public hearing.

**AMENDMENT TO SECTION 442-29 A(2)**: A Jim Burdick/Paul Davis motion to approve the amendment to Section 442-29 A(2) Review and Approval of Extraterritorial Land Divisions to allow administrative approval passed on a 6/0 roll call vote.

**PUBLIC HEARING:** The Plan Commission held a public hearing to hear comments regarding a request by Foursight Development Group to rezone 0.54 acres located west of Diane Drive from A-1 Agriculture to R-2 Residential District Two.

Flanigan stated the parcel is currently zoned A-1 Agriculture. The petitioner is requesting a rezone of this parcel to R-2 Residential two. The two lots to the north have already been approved to be rezoned.

Corrina Frank, 925 Diane Dr spoke in opposition to this request. She is concerned about the property value of her house rising because of the new construction. She is also concerned about the wooded area being eliminated. She raised a concern about any intention to extend the road at a later date after this development is completed.

Jacob Koepke, 1001 Diane Dr agrees with the opposition of other residents in the neighborhood. He is concerned with what this will do to property values.

Eric Samuelson, Partner in Foursight Development, stated there is no intention of extending the

road any further. The cul-de-sac would eliminate that option. The type of homes that are being proposed are single family residential and are approximately 1500-1800 sf.

Hearing no further comments, Mayor Chris Lund closed the public hearing.

REZONE FOR 0.54 ACRES LOCATED WEST OF DIANE DR FROM A-1 AGRICULTURE TO R-2 RESIDENTIAL DISTRICT TWO: Paul Davis/Ron Webb moved to approve the request by Foursight Development Group to rezone 0.54 acres located west of Diane Dr from A-1 Agriculture to R-2 Residential District two with the following conditions:

• The petitioner is granted approval of a final Certified Survey Map and that the boundary of the rezoned area coincides with the final CSM boundary.

The motion passed on a 7/0 roll call vote.

**MINUTES**: A Jim Kapellen/Ron Webb motion to approve the December 9, 2024 Plan Commission minutes passed, all voted in favor.

PRELIMINARY CSM TO CREATE ONE RESIDENTIAL LOT FROM THE PARCEL WEST OF DIANE DR FOR FOURSIGHT DEVELOPMENT. Jim Burdick/Paul Davis moved to approve a preliminary CSM to create one residential lot from the parcel west of Diane Dr for Foursight Development with the following conditions:

- The final CSM indicates all easements
- The parcel is rezoned prior to establishing a single-family structure.
- The petitioner pays the \$10 platting fee for the new lot.
- The owner pays the parkland and park improvement impact fees in the amount of \$890.91 at the time a building permit is issued.
- The petitioner complies with the stormwater requirements.
- The city approves the street construction plans and the final CSM dedicating the street right of way.

The motion passed on a 7/0 roll call vote.

FINAL CSM TO CREATE TWO RESIDENTIAL LOTS FROM THE PARCEL WEST OF DIANE DR FOR FOURSIGHT DEVELOPMENT GROUP: Jim Kapellen/Paul Davis moved to approve the final CSM to create two residential lots from the parcel west of Diane Dr for Foursight Development Group with the following conditions:

- The final CSM indicates all easements.
- The petitioner pays the \$20 platting fee.
- The petitioner enters into a development agreement with the City before signing the final plat.
- The Plan Commission finds that the provision listed in item 4, addressing the sidewalk requirement, exist [thus no sidewalk will be required]. In any event, the sidewalks through the driveway aprons should be built per the plan.
- The developer pays the park impact fees when building permits are issued.
- Street trees, as approved by the Municipal Services Director, are installed prior to occupancy permits being issued.

The motion passed on a 7/0 roll call vote.

SITE PLAN APPROVAL FOR CONSTRUCTION OF A 30,000 SF MANUFACTURING BUILDING FOR PRECISION CARPENTRY ON INTERSTATE BLVD AND WISCONSIN DR: The request being made is unusual because it is not a full plan. The building owner would like to get started on the build so this is a footing and foundation plan only. The full plans will be submitted for a future meeting.

A Jim Kapellen/Ron Webb motion to approve a site plan for the construction of a 30,000 sf light manufacturing building for Precision Carpentry for the 6 acre lot on the southwest corner of Interstate Blvd and Wisconsin Dr passed on a 7/0 roll call vote.

Being no other business before the Commission, a Jim Kapellen/Julie Hagemann motion to adjourn passed, all voted in favor.

Ramona Flanigan/wjl City Administrator

FROM: Staff

**MEETING DATE:** February 18, 2025

# **GENERAL DESCRIPTION**

**Description of Request:** Petition for approval of a preliminary plat to create 14-lots in Mabels Woods Subdivision (Parcel #6-26-1192)

Location: South of Newville Street

Applicant: Foursight Development Group LLC

Current Zoning/Land Use: A-1/ agriculture

Plat Size: 9.9 acres

# STAFF REVIEW COMMENTS

Staff has reviewed the petition for planning issues in accordance with the <u>Edgerton Zoning and Land</u> Division Ordinances and has the following comments:

- 1. The petitioner proposes to divide a portion of the 66- acre parcel to create 14 residential lots and two Outlots. The western Outlot is proposed to be used for stormwater control for a portion of the subdivision and the eastern Outlot is proposed to serve as a stormwater utility corridor to convey stormwater to a detention pond. It is anticipated that this is the first phase of a larger development.
- 2. Adjacent land uses consist of the following: residential to the north; environmental corridor to the east; manufacturing to the west; and agriculture to the south.
- 3. Proposed zoning and land uses are as follows: rezone the area of the preliminary plat to R-2 Residential District Two. The petitioner has applied for a conditional use permit for three lots to be duplexes. The other lots are planned for single family homes.
- 4. The plans do not propose to construct the western street connection to Newville Street with this phase. If the Plan Commission allows the developer to delay the construction of this street section until a later phase, the Development Agreement should be clear that no additional phases will be allowed until this street connection and the water main loop is installed.

- 5. There is no neighborhood park serving this proposed neighborhood, the neighborhood north of the proposed development, or the neighborhood on the east side of the environmental corridor. The Parks Comprehensive Outdoor Recreation Plan (CORP) recommends a neighborhood park be established in this development as well as a trail connection through the environmental corridor. Trails are one the most highly sought after recreation improvements by Edgerton residents. The neighborhood park should be suitable for a playground and active open space and should be located near the entrance to the subdivision in order to serve the neighborhood north of the development. This phase of the development would require the dedication of 0.5 acres of parkland. However, future phases will create a need for the dedication of additional parkland. Staff recommends lot 9 be dedicated as park space. This will allow access to the environmental corridor via the park and the proposed Outlot. Lot 9 is proposed to be 0.89 acres. If it were dedicated, the next phase of the development would be credited with the excess parkland that was dedicated with this phase.
- 6. The proposed lots comply with the lot area and width requirements. Lots 1 and 2 are small and will require a specific house plan to fit on the lots.
- 7. Other than a sanitary sewer layout for the entire tilled portion of the parcel, preliminary engineering plans have not been submitted. The street RsOW should be 66'.
- 8. Sidewalks are required by the ordinance.
- 9. The plan indicates there are two stormwater ponds proposed. The west pond will serve the west half of this phase and portion of the futures phase(s). This pond will drain to Newville Street which has no stormsewer. To avoid negatively impacting Newville Street, the engineering plans should either oversize the west pond, evaluate the ability to infiltrate water, and/or install stormsewer in Newville St. The engineering plans will have to demonstrate that no stormwater is being discharged onto the neighboring property.

The east pond is labeled as temporary. It is unclear how this pond can be temporary. Given the slope in the area, the plan will have to show how the east pond can be accessed with equipment for maintenance.

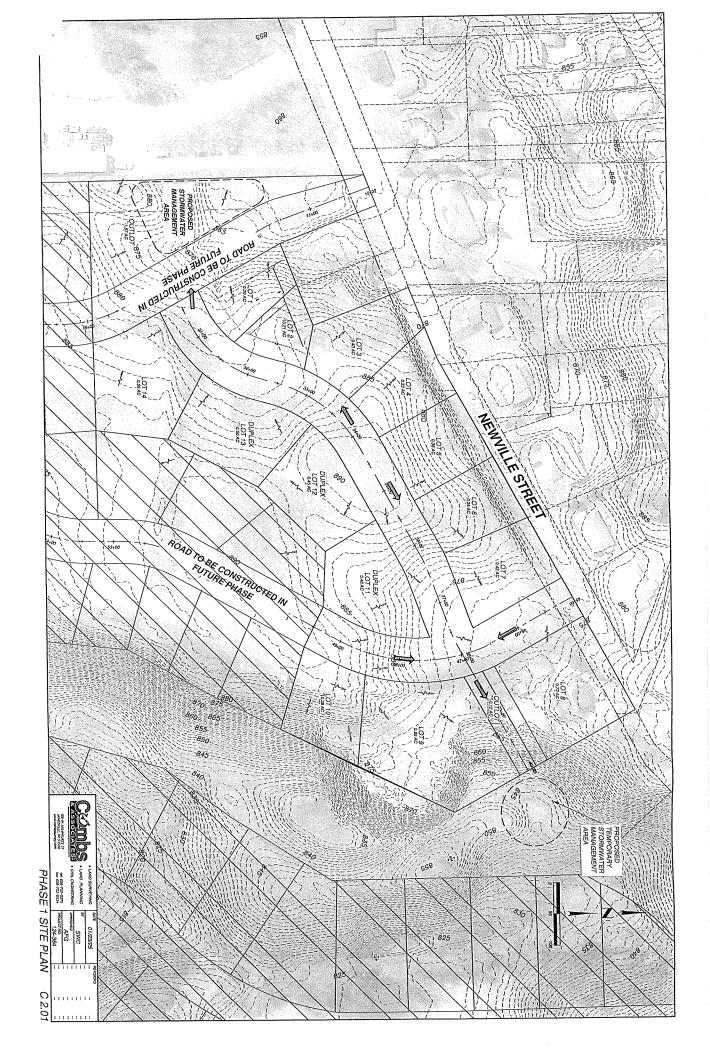
- 10. The construction plans should provide temporary "T" turn arounds at the two dead-end streets.
- 11. A note should appear on the final plat requiring driveway access on corner lots be as far from the intersection as possible.

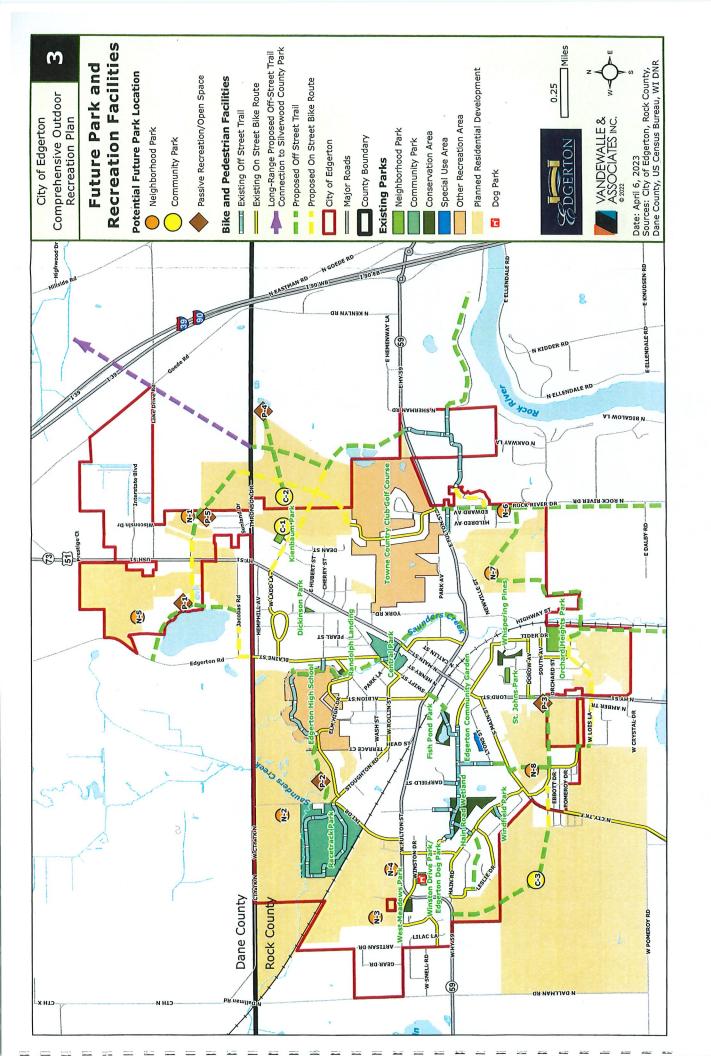
### STAFF RECOMMENDATION

Staff recommends the Plan Commission recommend approval of the proposed preliminary plat to create 14 lots and two outlots for Mabels Woods Subdivision located south of Newville Street subject to the following conditions.

1. The City Engineer approves utility extension, stormwater control, and erosion control plans.

- 2. Zoning is approved.
- 3. The final plat indicates all easements.
- 4. The developer enters into a development agreement with the City before signing the final plat.
- 5. The final plat dedicates lot #9 for parkland.
- 6. The developer pays a platting fee of \$10/lot.
- 7. The developer grants a trail easement as generally depicted in the CORP.
- 8. A note should appear on the final plat requiring driveway access on corner lots be as far from the intersection as possible





FROM: Staff

**MEETING DATE:** February 18, 2025

#### **GENERAL DESCRIPTION**

Description of Request: Petition for approval of a final 1 lot certified survey map

**Location**: Parcel west of Diane Drive (parcel #6-26-1192)

**Applicant:** Foursight Development Group

Current Zoning/Land Use: R-2 / undeveloped

Parcel Size: 23,435 sf

### STAFF REVIEW COMMENTS

Staff has reviewed the petition for planning issues in accordance with the <u>Edgerton Zoning and Land Division</u> Ordinances and has the following comments:

- 1. The petitioner proposes to create one lot.
- 2. The lot complies with the lot bulk standards.
- 3. The CSM dedicates the ROW for a cul-de-sac terminating Diane Drive.
- 4. The City Engineer has approved the construction plans. The plans do not include the provision of sidewalk. The driveway aprons have the sidewalk through them. Section 442-42 of the Subdivision regulations require the following: The subdivider shall construct a concrete sidewalk on both sides of all streets within the land division or condominium prior to issuance of an occupancy permit.

The Subdivision regulations indicate the following regarding exceptions to the ordinance:

#### Section 442-18 Exceptions and Modifications

Where, in the judgment of the Plan Commission, it would be inappropriate to apply literally the provisions of Articles <u>VII</u> and <u>VIII</u> of this chapter because exceptional or undue hardship would result, the Plan Commission may waive or modify any requirement to the extent deemed just and proper. Such relief shall be granted without detriment to the public good, without impairing the intent and purpose of this chapter or the desirable general development of the community in accordance with an adopted Comprehensive Plan or component thereof. No exception or modification shall be granted unless the Plan Commission finds that all the following facts and conditions exist and so indicates in the minutes of its proceedings:

- A. <u>Exceptional circumstances</u>. There are exceptional, extraordinary, or unusual circumstances or conditions where a literal enforcement of the requirements of this chapter would result in severe hardship. Such hardships should not apply generally to other properties or be of such a recurrent nature as to suggest that this chapter should be changed.
  - B. Preservation of property rights. That such exception or modification is necessary for the

preservation and enjoyment of substantial property rights possessed by other properties in the same vicinity.

- C. <u>Absence of detriment</u>. That the exception or modification will not create substantial detriment to adjacent property and will not materially impair or be contrary to the purpose and spirit of this chapter or the public interest.
- D. A majority vote of the quorum of the Plan Commission shall be required to grant any exception or modification of this chapter, and the reasons shall be entered into the minutes of the Commission.

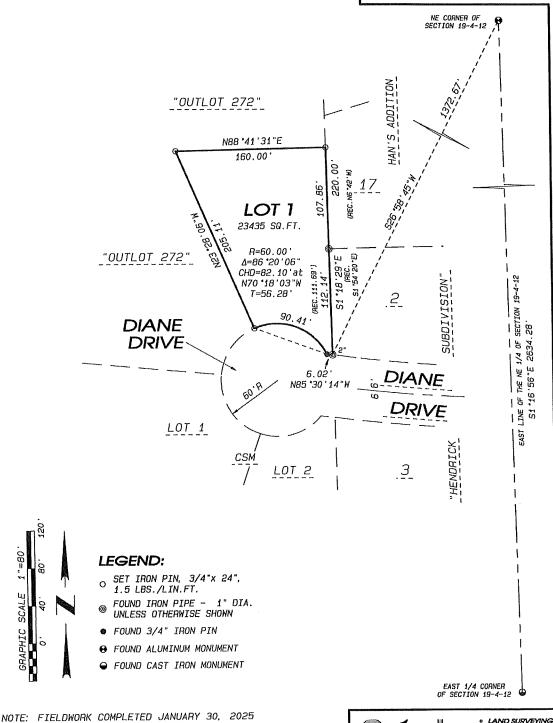
### STAFF RECOMMENDATION

Staff recommends the Plan Commission recommend approval of the proposed final 1 lot CSM located west of Diane Drive subject to the following conditions:

- 1. The final CSM indicates all easements.
- 2. The petitioner pays the \$10 platting fee.
- 3. The Plan Commission finds that the provisions listed in item 4 above exist and sidewalks through the driveway aprons are installed.
- 4. The developer pays the park impact fees when building permits are issued.
- 5. Street trees, as approved by the Municipal Services Director, are installed prior to occupancy permits being issued.

# CERTIFIED SURVEY MAP

PART OF OUTLOT 272 OF THE ASSESSOR'S PLAT OF THE CITY OF EDGERTON AND LOCATED IN THE NE 1/4 OF THE NE 1/4 OF SECTION 10, T.4N., R.12E. OF THE 4TH P.M., CITY OF EDGERTON, ROCK COUNTY, WISCONSIN.



NOTE: ASSUMED S1°16'56"E ALONG THE EAST LINE OF THE NE 1/4 OF SECTION 10-4-12.

Project No. 124 - 410A For: FOURSIGHT DEV.

SHEET 1 OF 4 SHEETS



- · LAND SURVEYING
- · LAND PLANNING
- · CIVIL ENGINEERING

109 W. Milwaukee St. Janesville, WI 53548 www.combssurvey.com

tel: 608 752-0575 fax: 608 752-0534

FROM: Ramona Flanigan

**MEETING DATE:** February 18, 2025

# **GENERAL DESCRIPTION**

Description of Request: Planned Development Concept Plan

Location: 407 N Main Street (former shoe factory)

Applicant: Backyard Properties of Rock County LLC

Current Zoning/Land Use: M-1 Light Industrial/vacant

# STAFF DISCUSSION

# **Planned Unit Development Process**

The Planned Unit Development process has the following four steps:

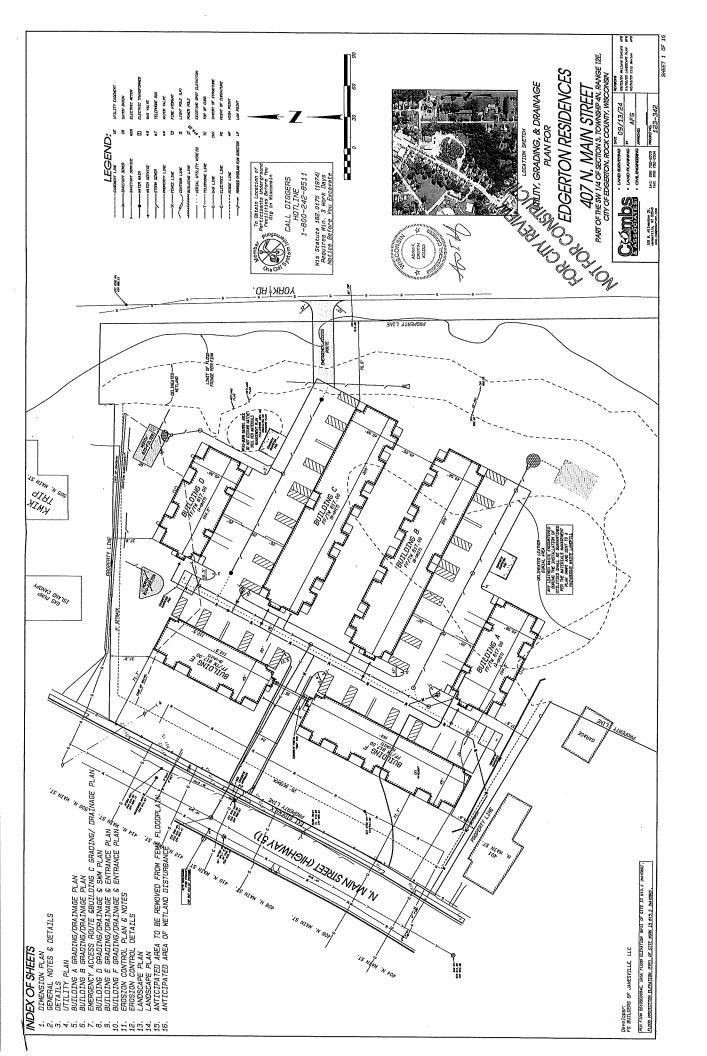
- 1. Pre-application Conference Informal discussion about type of land uses (no maps required). At the Plan Commission meeting, the applicant shall engage in an informal discussion with the Plan Commission regarding the potential PD. Appropriate topics for discussion may include the location of the PD, general project themes and images, the general mix of dwelling unit types and/or land uses being considered, approximate residential densities and nonresidential intensities, the general treatment of natural features, the general relationship to nearby properties and public streets, and relationship to the Master Plan.
- 2. Concept Plan Review of concept drawings and discussion of land uses, intensity, open space, and relationship to nearby features. The City is not obligated or bound by discussions at this stage.
- 3. General Development Plan (GDP)- Review a more precise proposal of the land development. Zoning is granted at this stage. This is done through a public hearing process. No development can occur at this stage.
- 4. Precise Implementation Plan Review of exact plans for all aspects of the development. Approval of the PIP allows the development to be constructed in strict conformance with the approved PIP. This requires a public hearing.

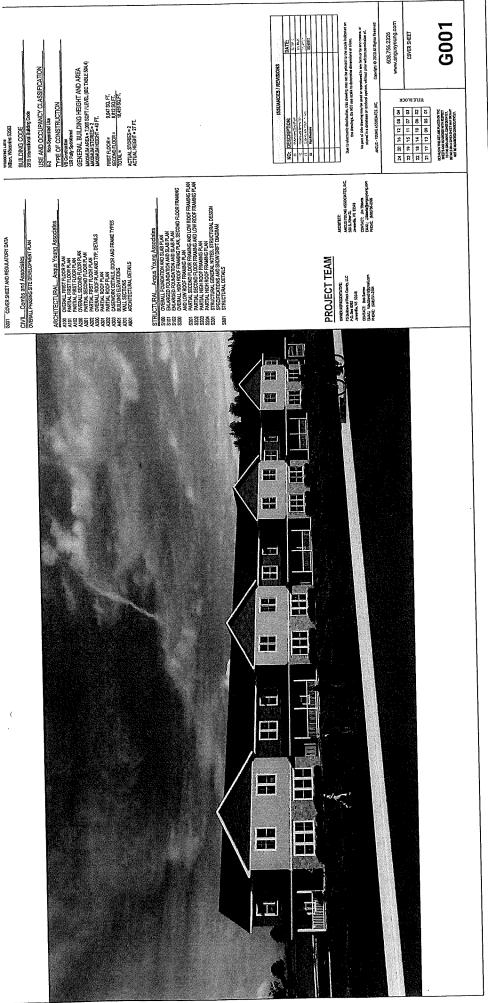
### STAFF REVIEW COMMENTS

Staff reviewed the petition for planning issues in accordance with the <u>Edgerton Zoning and Land Division Ordinances</u> and has the following comments:

1. The petitioner requests to discuss a concept plan to allow the construction of 36 multifamily residential units in 6 buildings on a 6.6 acre parcel. The fronts of two buildings will face N Main Street. These buildings are set back 70 feet from the Main Street right of way providing a generous front lawn. Please note that the elevation of the site will be raised by approximately five feet in order to remove the site from the flood plain.

- 2. There will be a mix of two bedroom units and three bedroom units. All units will have either one or two indoor garage parking stalls. Garages will face the interior of the development.
- 3. There is one driveway from N Main St serving the property and an emergency use only driveway to York Road on the (back) east side of the site. This driveway is required by floodplain regulations.
- 4. The site has a manufacturing history and is contaminated. The contaminants (mainly PFAS) are not of a nature that they will volatilize and cause harm to occupants; the primary concern is for ground water contamination. The DNR will require the site be capped and this development will serve as the cap. Applications for capping the site have been submitted to the DNR.
- 5. The rear part of the site has wetlands. The development proposed to impact less than 10,000 sf of wetland. Applications have been submitted to the DNR for the wetland modifications. The entire site is in the floodplain. Applications for filling in a floodplain have been submitted to the DNR and the Corps of Engineers.
- 6. The site plan shows limited areas for stormwater control. Due to contamination, the DNR does not want stormwater to infiltrate into the ground. Applications for a "variance" to normal stormwater regulations have been filed. Stormwater from the development will travel to the low area in the rear of the site which drains south to Saunder's Creek. The final grading plan will ensure that no stormwater from the site drains to the adjoining properties.
- 7. The developer must pay parkland fees upon the issuance of a building permit.
- 8. The plan does not provide sidewalks from the units so that pedestrians could get to N Main Street. The Comprehensive Outdoor Recreation Plan (CORP) recommends a trail be established through this property. This trail is part of a proposed trail system that could provide a pedestrian path from the schools to E Fulton Street. (See CORP map in the packet.) The project should provide an easement and an improved path along the south side of the project
- 9. The Planned development process allows the developer to "vary" ordinance requirements in exchange for a "higher level of site design, architectural control and other aspects of aesthetic and functional excellence than normally required for other developments". A walking path and architectural upgrades are examples of improvements that could be made in exchange for exceptions to the ordinance standards. While Central Park is very close to this development, it is on the other side of N Main Street. The project is apt to attract families, given the three bedroom units. Some type of play equipment or outdoor patio should be provided as part of the Planned Development approval process.
- 10. The site plan shows the location of 4 dumpster pads. The dumpsters should be screened.
- 11. The plans provide curbing on the entrance drive only.
- 12. Future, more detailed plans should describe site lighting.



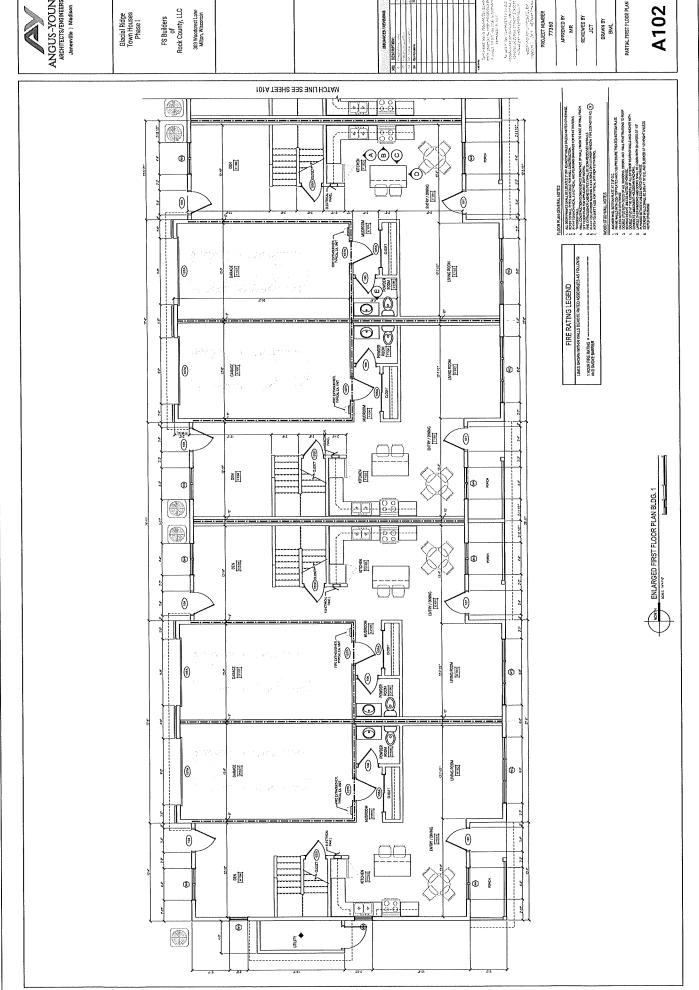


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FS Builders of Rock County, LLC A201 303 Woodcrest Lane Milton, Wisconsin PROJECT NUMBER 77360 Glacial Ridge Town Houses Phase I APPROVED BY
MR
REVIEWED BY
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