

**PLANNING COMMISSION REPORT**  
**Non-Public Hearing Item**

PC Staff Report  
06/22/2015

**ITEM NO. 5: FINAL PLAT FOR BAUER FARM SEVENTH PLAT; 4700 OVERLAND DRIVE (MKM)**

**PF-15-00094:** Consider a Final Plat for Bauer Farm Seventh Plat, a 4 lot planned commercial, residential, and office subdivision containing approximately 14.569 acres, located at 4700 Overland Drive. Submitted by Treanor Architects, for Bauer Farms Residential LLC and Free State Holdings, Inc., property owners of record.

**STAFF RECOMMENDATION:** Planning staff recommends approval of the Final Plat for the Bauer Farm Seventh Plat Subdivision and forwarding it to the City Commission for acceptance of easements and rights-of-way, subject to the following conditions:

1. Provision of revised, executed Master Street Tree Plan for recording.
2. Pinning of lots in accordance with Section 20-811(k) of the Subdivision Regulations.
3. Provision of a revised Final Plat with the following change:
  - a. Endorsements revised to reflect that the Planning Commission approved the Final Plat.

**Applicant's Reason for Request:** Subdivision is necessary prior to development.

**KEY POINTS**

- This final plat will complete the platting of the land that is zoned for residential (PRD) and office (POD) development, and will combine two commercially zoned (PCD) platted lots into one.
- This application was submitted concurrently with Final Development Plans for a *Multi-Dwelling* development on proposed Lot 2, Block One and a *Health Clinic/Office* on proposed Lot 3, Block One. Approval of the final plat is not contingent upon the approval of the related development plans.

**SUBDIVISION CITATIONS TO CONSIDER**

- This application is being reviewed under the Subdivision Regulations for Lawrence and Unincorporated Douglas County, effective Jan 1, 2007. The new Subdivision Regulations included an administrative approval process for final plats; however, as the Bauer Farm development was preliminary platted in 2005 with Preliminary Development Plan PDP-03-02-05, the final plat requires Planning Commission approval.

**ASSOCIATED CASES**

- FDP-15-00066, Final Development Plan for a 100 unit *Multi-Dwelling Structure* on Lot 2, Block One. This plan is on the June 22<sup>nd</sup> Planning Commission agenda for consideration.
- FDP-15-00108, Final Development Plan for Xpress Wellness, a *Health Care Office/Clinic* use on Lot 3, Block One. This plan is on the June 22<sup>nd</sup> Planning Commission agenda for consideration.
- PDP-14-00055, revised Preliminary Development Plan for the Bauer Farm development, approved by the City Commission on May 6, 2014.

**Other Action Required**

- City Commission acceptance of dedication of easements and rights-of-way as shown on the final plat.
- Submittal and approval of Public Improvement Plans and provision and acceptance of means of assurance of completion prior to the recording of the final plat at the Douglas County Register of Deeds.
- Recordation of final plat at the Douglas County Register of Deeds.
- Final Development Plans must be approved prior to development. As this property is being processed under the Planned Unit Development processes in the pre-2006 Code, the Final Development Plan will require approval of the Planning Commission.

**GENERAL INFORMATION**

Current Zoning and Land Use: PCD-[Bauer Farm] (Planned Commercial Development); PRD-[Bauer Farm] (Planned Residential Development); and POD-[Bauer Farm] Districts. *Undeveloped.*

Surrounding Zoning and Land Use: To the west: PCD-Bauer Farm (Planned Commercial Development) District. The subject property is bounded on the west by additional property within the Bauer Farm Commercial Development; *Fast Order Food-Drive In and Entertainment and Spectator Sports* (Theatre Lawrence).

To the north: PRD-[Bauer Farm] (Planned Residential Development) District; *Multi-Dwelling Structure* (Meadowlark Estates). RSO (Single-Dwelling Residential-Office) District across Overland Drive; *Multi-Dwelling Structures.*

To the east: PRD-[Bauer Farm] (Planned Residential Development) District; *Multi-Dwelling Structure* (Meadowlark Estates). RSO (Single-Dwelling Residential-Office) Districts; *Health Care Office/Clinic* and *Financial, Insurance and Real Estate Office.*

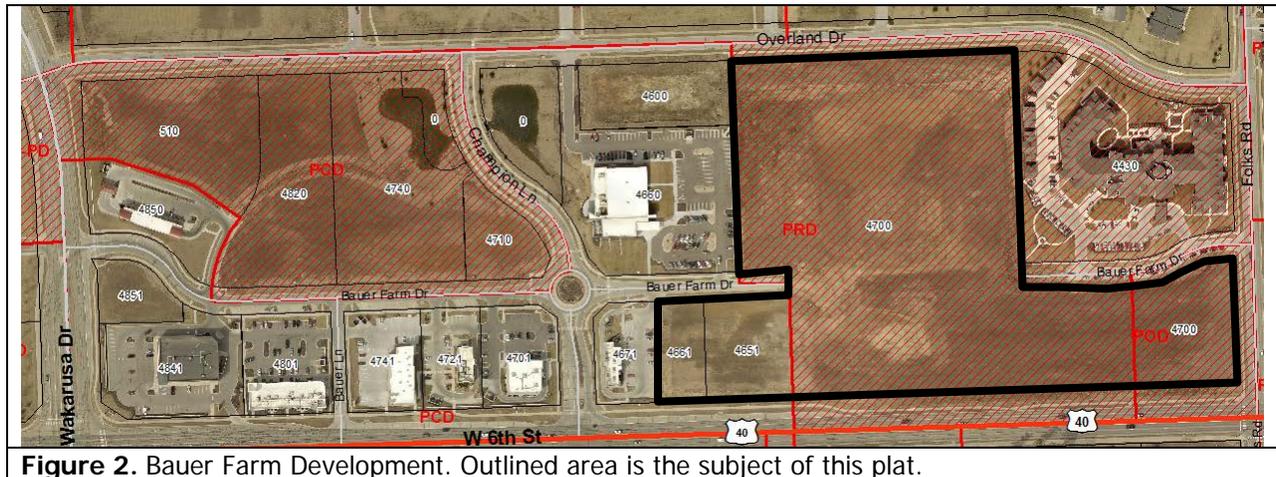
To the south: PCD-[Westgate] and PCD-[Westgate 2] (Planned Commercial Development) Districts; *Financial, Insurance and Real Estate Office; Health Care Office/Clinic; General Retail Sales.*  
(Figure 1)

**Site Summary**

Site Area:	634,626 sq ft	(14.569 acres)
Number of lots proposed:	4	
Lot 1, Block One:	68,316 sq ft	(1.568 acres)
Lot 2, Block One:	174,061 sq ft	(3.996 acres)
Lot 3, Block One:	59,990 sq ft	(1.377 acres)
Lot 1, Block Two:	300,854 sq ft	(6.907 acres)
Right-of Way:	31,439 sq ft	(0.722 acres)

## STAFF REVIEW

The Bauer Farm Addition, 7<sup>th</sup> Plat will complete the platting of the Bauer Farm Planned Development. The plat includes the unplatted portion that is zoned for residential development and the parcel at the corner of Folks and Bauer Farm Drive that is zoned for office development. The plat will also combine two commercial lots south of Bauer Farm and adjacent to the residentially zoned property into one lot. (Figure 2) The right-of-way for the extension of Bauer Farm Drive through the property will be dedicated with this plat, dividing the residentially zoned portion into two lots.



**Figure 2.** Bauer Farm Development. Outlined area is the subject of this plat.

The Bauer Farm Preliminary Development Plan, which also serves as the preliminary plat, was originally submitted prior to the adoption of the 2006 Development Code. The Final Plat has been placed on the Planning Commission's agenda for approval, per the process in the pre-2006 Code and will be forwarded to the City Commission for acceptance of dedication of easements and rights-of-way.

### Street and Access

The property has frontage on Overland Drive, Bauer Farm Drive, W 6<sup>th</sup> Street/ Hwy 40, and Folks Road. Access is available on all adjoining streets with the exception of W 6<sup>th</sup> Street/Hwy 40, a principal arterial, and 300 ft of Folks Road from the intersection with W 6<sup>th</sup> Street/Hwy 40 per the City Access Management Standards. These access restrictions are shown on the plat.

### Master Street Tree Plan

The Master Street Tree Plan and graphic provided with the plat does not include street trees for all street frontages of the plat. The Master Street Tree Plan and graphic should be revised per Planning approval to include trees along Overland Drive, Folks Road, W 6<sup>th</sup> Street and the remainder of Bauer Farm Drive.

### Utilities and Infrastructure

The utilities and infrastructure being provided with the final plat coincide with the Preliminary Development Plan with the exception of Lot 1, Block Two. The future development of this lot may change from the detached dwellings, row-houses and duplex residences currently shown on the Preliminary Development Plan. The utilities were removed from this lot in anticipation of the revised development proposal. Revising the residential development from the type previously approved will require the submittal and approval of a revised Preliminary Development Plan.

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### **Public Improvements**

Public improvements include the construction of Bauer Farm Drive to extend the street through the development and the extension of sanitary sewer and water mains to serve the development. Public Improvement Plans must be submitted and approved and the means of assurance of completion of improvements (letter of credit, funds in escrow, etc.) prior to the recording of the final plat with the Register of Deeds.

### **Easements and Rights-of-Way**

Easements are being dedicated as shown on the Preliminary Development Plan with the exception of Lot 1, Block Two. As the future plans for this lot have changed, the utilities and easements have been revised. A revised Preliminary Development Plan will be required for the new development. Any additional easements needed at that time can be dedicated by separate instrument or through the replatting of the property.

### **Compliance with Preliminary Plat**

The final plat conforms to the approved Preliminary Development Plan [PDP-14-00055] with the revisions to easements and utilities noted above.

### **Summary**

The proposed subdivision is in conformance with the minimum lot area and dimension requirements for the Planned Commercial Development in the 1966 Zoning Ordinance with the revised waivers approved by the Planning Commission on April 21, 2014. The final plat, as submitted, is consistent with the requirements of the subdivision regulations.