

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MARCH 16, 2021 AGENDA**

Subject:	Type:	Submitted By:
PLANNED UNIT DEVELOPMENT ZONING OVERLAY AND SITE PLAN – LOTS 2 AND 3	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	CHRISTOPHER SOLBERG DEPUTY COMMUNITY DEVELOPMENT DIRECTOR

SYNOPSIS

A public hearing has been scheduled and ordinance prepared to consider an application for rezoning to add a Planned Unit Development (PUD) Overlay and to consider a PUD Site Plan for to Lots 2 and 3 of Gary and Debbie Pink No. 3 to allow for the efficient development of these lots. Lots 2 and 3 of Gary and Debbie Pink No. 3 are generally located southwest of the intersection of Giles Road and West Giles Road.

FISCAL IMPACT

N/A.

RECOMMENDATION

Approval.

BACKGROUND

A public hearing has been scheduled and ordinance prepared to consider an application for rezoning to add a Planned Unit Development (PUD) Overlay and to consider a PUD Site Plan for to Lots 2 and 3 of Gary and Debbie Pink No. 3 to allow for the efficient development of these lots.

The applicant has requested an allowance for reduced setbacks of 20 feet from the back of curb on the west side of Lot 3 and 15 feet from the back of curb on the south side of Lot 3 due to exceptional narrowness of the property. A July 10, 2017 decision by the Board of Adjustment allowed for reduced setbacks for the development of Lot 2 due to these circumstances.

The proposed PUD Site Plan allows for the sidewalks in the development to be moved to the back of curb due to issues with topography, utilities, and the narrowness of the lots.

With the approval of the PUD Site Plan, developments on both lots will be able to share parking.

The Planning Commission held a public hearing on February 18, 2021, and unanimously recommended approval of the PUD Zoning Overlay and the PUD Site Plan with the aforementioned allowances as the request is consistent with the Comprehensive Plan and the Zoning Ordinance.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LA VISTA, NEBRASKA, AMMENDING THE ZONING DISTRICT MAP OF THE CITY OF LA VISTA, NEBRASKA; ESTABLISHING STANDARDS AND CONDITIONS FOR DEVELOPMENT UNDER THE FINAL PLANNED UNIT DEVELOPMENT PLAN; TO PROVIDE FOR SEVERABILITY; TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA:

Section 1. The Planned Unit Development plan for Lots 2 and 3 Gary and Debbie Pink No. 3 (the "Lots 2 and 3 Gary and Debbie Pink No. 3 PUD") is hereby adopted for the following described real estate, to wit:

LEGAL DESCRIPTION

See Exhibit "A" attached hereto and made a part hereof.

Section 2. The Lots 2 and 3 Gary and Debbie Pink No. 3 PUD is hereby adopted to provide for the development of a planned professional or medical office buildings. The regulations contained in this Ordinance will facilitate development in a planned, orderly fashion so as to protect the public health, safety, and general welfare. All grading, installation of infrastructure, development and build out shall be in strict accordance with the provisions of this Ordinance, except as shall be amended by the City Council in the required manner. The underlying commercial zoning district regulations shall continue to be applicable, except as provided for in this Ordinance and the attached exhibits.

Section 3. Definitions

Unless a contrary intent is clearly indicated herein, the following words and phrases shall have the following meanings, regardless of whether or not capitalized:

- A. "Developer" shall mean TNT Holdings and VNT LLC, their successors and assigns.
- B. "Open Space" shall mean anything on the site except buildings, parking lot and vehicular circulation, generally pervious, but may include well landscaped pedestrian places, pools, pool decks and roof gardens.
- C. "Lots 2 and 3 Gary and Debbie Pink No. 3 PUD" shall mean the planned unit development that is subject to this Ordinance, as developed and approved, that outlines certain provisions for the development of the Subdivision and its uses. Such plan shall consist of the final plat, design guidelines, landscaping, etc.
- D. "Plat" or "the Plat," shall mean the final plat of the Subdivision approved by the City Council or an administrative plat approved by staff.

Section 4. Parcel Identification Map

Attached hereto and made a part of the Lots 2 and 3 Gary and Debbie Pink No. 3 PUD for parcel delineation is the Parcel Identification Map for the Lots 2 and 3 Gary and Debbie Pink No. 3 PUD marked as Exhibit "B".

Section 5. Conceptual Site Plan

A conceptual site plan for each parcel shall be submitted to the City for approval prior to any lot development within said parcel.

Section 6. Building Design Guidelines and Criteria

All applications shall adhere to requirements of the approved PUD Plan and Gateway Corridor District (Overlay District) Design Guidelines. Prior to issuance of a building permit, the City, Developer and the applicant shall have mutually agreed upon a specific design plan that complies with such criteria.

Section 7. Conditions

All uses within the Subdivision shall adhere to the underlying zoning district except as herein provided.

A. General Conditions

In addition, the following general site plan criteria shall be integrated into and made part of the Lots 2 and 3 Gary and Debbie Pink No. 3 PUD.

- i. All subdivisions, public streets, public street rights-of-way and general development shall adhere to the standards and design criteria set forth in the La Vista Subdivision Regulations and the most current design standards adopted by the City of La Vista pertaining thereto unless otherwise stated within this Lots 2 and 3 Gary and Debbie Pink No. 3 PUD.
- ii. Unless otherwise specified herein, the development of the Lots 2 and 3 Gary and Debbie Pink No. 3 PUD shall comply with the applicable La Vista Zoning District Regulations or any other applicable City Codes.

B. Land Use Design Criteria

Unless provided otherwise in this Lots 2 and 3 Gary and Debbie Pink No. 3 PUD, all general use regulations, performance standards and provisions set forth in the La Vista Zoning Ordinance for the appropriate commercial zoning district shall apply to any development, additions, or redevelopment within the PUD overlay district.

- i. The intent of the design and layout of the Lots 2 and 3 Gary and Debbie Pink No. 3 PUD Plan is to develop the site for professional and medical offices.
 - a. Building Setback. Building setbacks shall be the same as those listed in the C-2 General Commercial District regulations unless otherwise approved by the City Council as part of the PUD Plan marked as Exhibit "B".

D. Access, Sidewalks, and Off-Street Parking

- i. Access. Driveways shall be located so that no undue interference with the free movement of road traffic will result, to provide the required sight distance, and to provide the most-favorable driveway grade. Access points within the development shall be limited to what is shown on the final plat and subdivision agreement. Any deviation from this shall require the approval of the City.
- ii. Sidewalks. Due to issues with topography, utilities, and the narrowness of the lots the sidewalks within the development will be allowed to be constructed at the back of curb of the access road traversing the properties.
- ii. Off-Street Parking. Parking on lots within the PUD overlay should be provided based on the aggregate ratio of one (1) off-street parking spaces per two-hundred fifty (250) square feet of gross floor area of improvements constructed on each lot, unless off-site/public parking is utilized with approval of the city.

Section 8. Severability Clause. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this ordinance. The Mayor and City Council of the City of La Vista hereby declare that it would have passed this ordinance and each section, subsection, sentence clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

Section 9. That this Ordinance shall be in full force and effect after its passage, approval, and publication in pamphlet form as provided by law.

PASSED AND APPROVED THIS 16TH DAY OF MARCH 2021.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

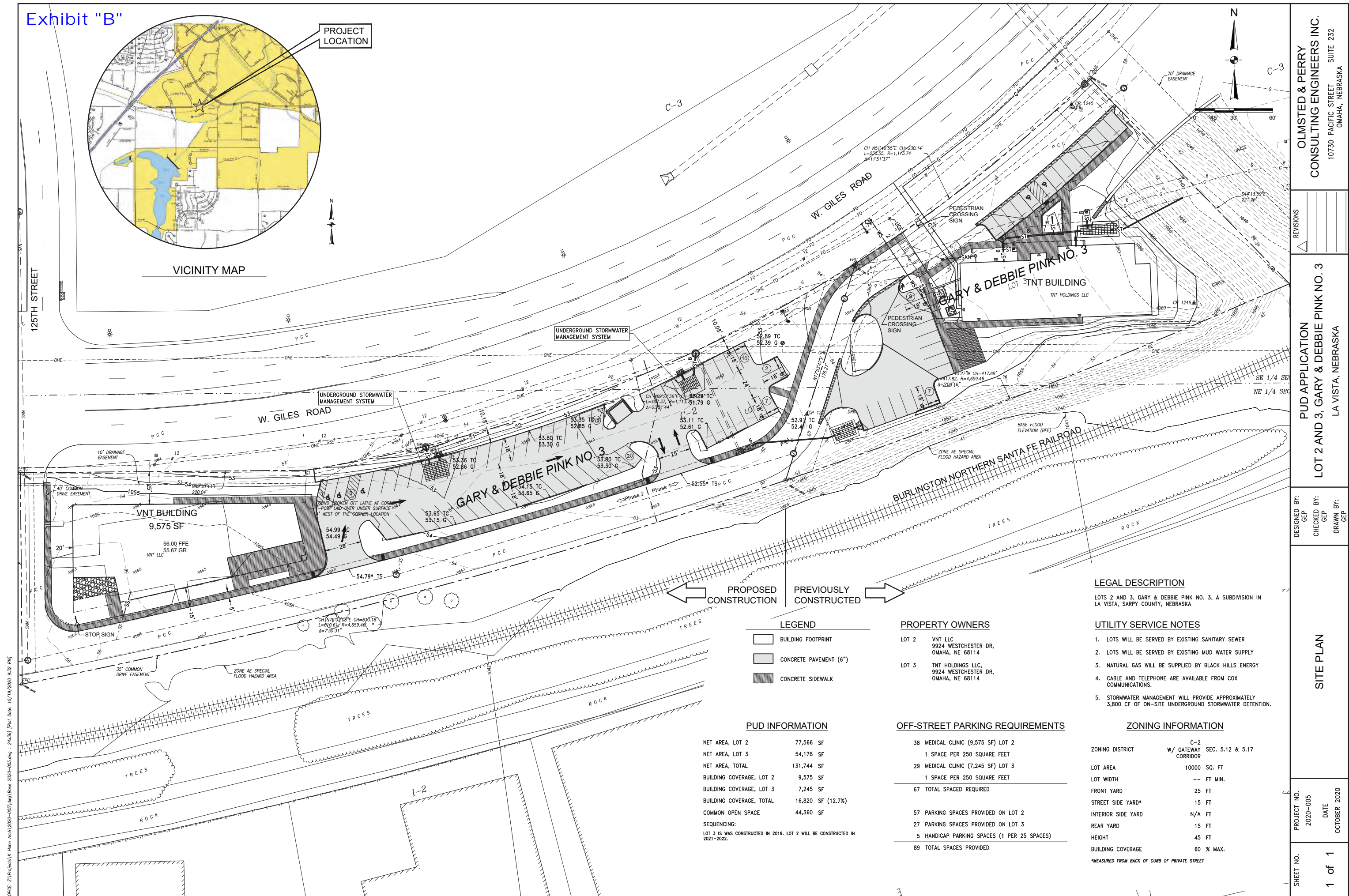
Pamela A. Buethe, CMC
City Clerk

EXHIBIT A

Lots 2 and 3 Gary and Debbie Pink No. 3 - Lot 2 and 3 Gary and Debbie Pink No. 3, Northeast $\frac{1}{4}$ of Section 19, Township 14 North, Range 12 East of the 6th P.M. Sarpy County, Nebraska.

EXHIBIT B

Exhibit "B"



LEGAL DESCRIPTION

LOT 2, GARY & DEBBIE PINK NO. 3, AN ADDITION TO THE CITY OF LA VISTA, AS SURVEYED, PLATTED, AND RECORDED IN SARPY COUNTY, NEBRASKA

FLOOD ZONE CLASSIFICATION

THE PROPERTY LIES WITHIN A DESIGNATED ZONE "X" (AREAS OF MINIMAL FLOOD HAZARD) PER THE SARPY COUNTY, NEBRASKA AND INCORPORATED AREAS FLOOD INSURANCE RATE MAP NUMBER 31153C0061H DATED 05/03/2010.

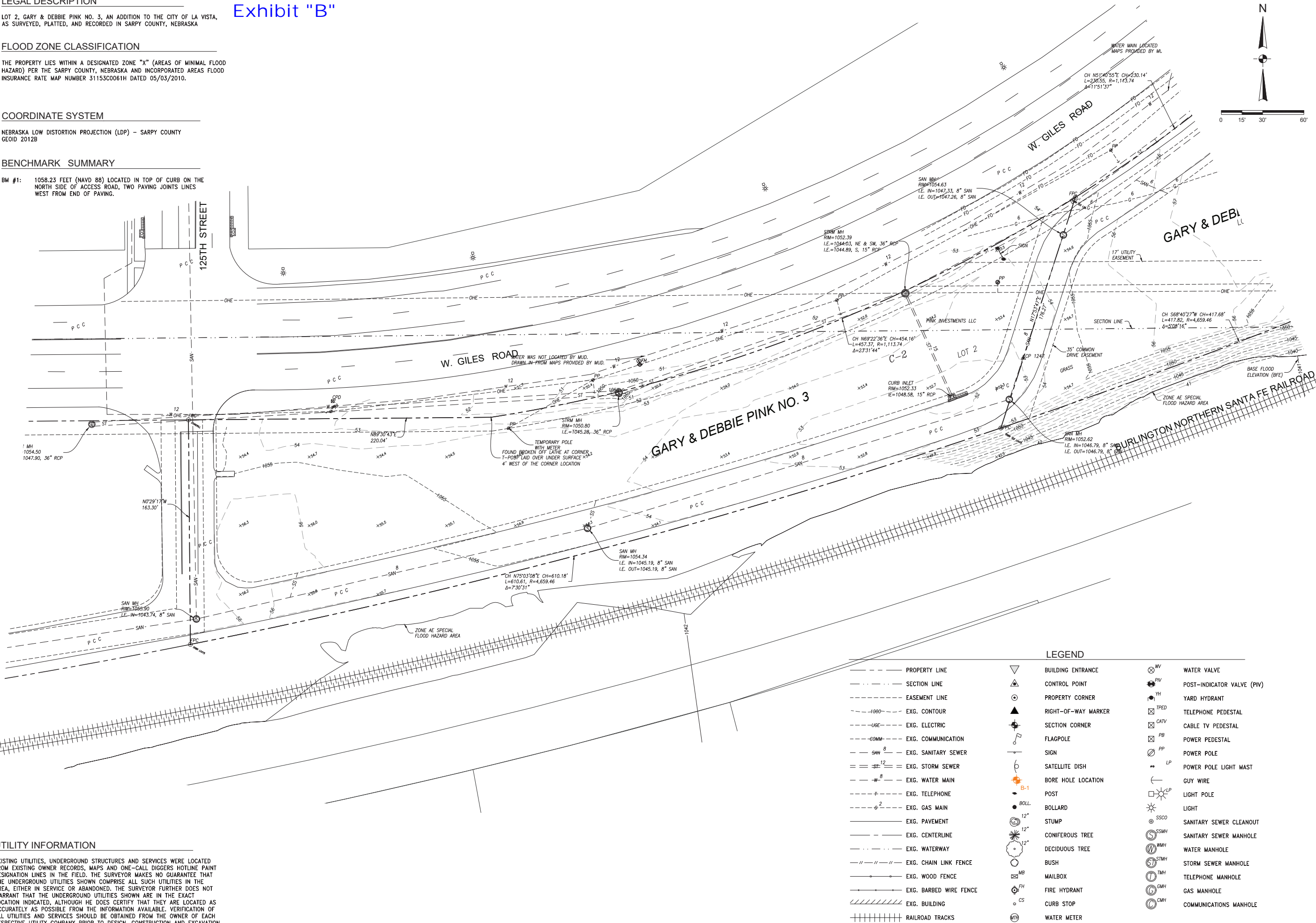
COORDINATE SYSTEM

NEBRASKA LOW DISTORTION PROJECTION (LDP) - SARPY COUNTY
GEOID 2012B

BENCHMARK SUMMARY

BM #1: 1058.23 FEET (NAVD 88) LOCATED IN TOP OF CURB ON THE NORTH SIDE OF ACCESS ROAD, TWO PAVING JOINTS LINES WEST FROM END OF PAVING.

Exhibit "B"



UTILITY INFORMATION

EXISTING UTILITIES, UNDERGROUND STRUCTURES AND SERVICES WERE LOCATED FROM EXISTING OWNER RECORDS, MAPS AND ONE-CALL DIGGERS HOTLINE PAINT DESIGNATION LINES IN THE FIELD. THE SURVEYOR MAKES NO GUARANTEE THAT THE UNDERGROUND UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE AREA, EITHER IN SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT WARRANT THAT THE UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED, ALTHOUGH HE DOES CERTIFY THAT THEY ARE LOCATED AS ACCURATELY AS POSSIBLE FROM THE INFORMATION AVAILABLE. VERIFICATION OF ALL UTILITIES AND SERVICES SHOULD BE OBTAINED FROM THE OWNER OF EACH RESPECTIVE UTILITY COMPANY PRIOR TO DESIGN, CONSTRUCTION AND EXCAVATION.

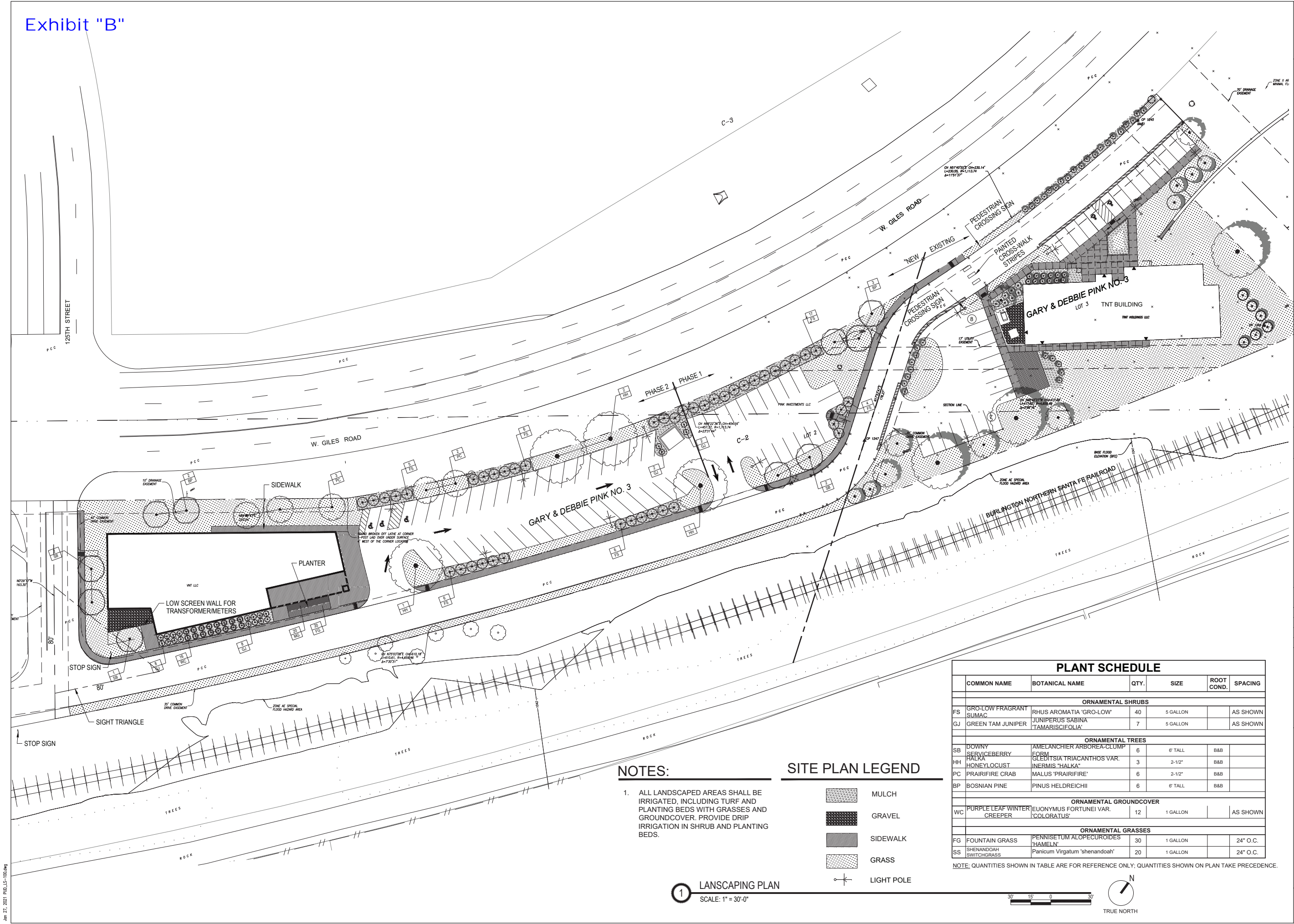
OLMSTED & PERRY
CONSULTING ENGINEERS INC.
10730 PACIFIC STREET SUITE 232
OMAHA, NEBRASKA

REVISIONS

PUD SUBMITTAL
LOT 2, GARY & DEBBIE PINK NO. 3
LA VISTA, NEBRASKA

TOPOGRAPHIC SURVEY

PROJECT NO.
18041
DATE
FEBRUARY 24, 2020
SHEET NO.
1 of 1



Jan 27, 2021 PUD_LS-100.dwg

NOTES:

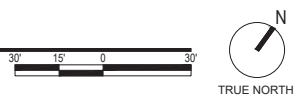
1. ALL LANDSCAPED AREAS SHALL BE IRRIGATED, INCLUDING TURF AND PLANTING BEDS WITH GRASSES AND GROUNDCOVER. PROVIDE DRIP IRRIGATION IN SHRUB AND PLANTING BEDS.

SITE PLAN LEGEND

- MULCH
- GRAVEL
- SIDEWALK
- GRASS
- LIGHT POLE

PLANT SCHEDULE					
COMMON NAME	BOTANICAL NAME	QTY.	SIZE	ROOT COND.	SPACING
ORNAMENTAL SHRUBS					
FS GRO-LOW FRAGRANT SUMAC	RHUS AROMATIA 'GRO-LOW'	40	5 GALLON		AS SHOWN
GJ GREEN TAM JUNIPER	JUNIPERUS SABINA 'TAMARISCIFOLIA'	7	5 GALLON		AS SHOWN
ORNAMENTAL TREES					
SB DOWNY SERVICEBERRY	AMELANCHIER ARBOREA-CLUMP	6	6' TALL	B&B	
HH HONEYLOCUST	GLABRISIA TRIACANTHOS VAR. 'HALKA'	3	2-1/2"	B&B	
PC PRAIRIFIRE CRAB	MALUS 'PRAIRIFIRE'	6	2-1/2"	B&B	
BP BOSNIAN PINE	PINUS HELDREICHII	6	6' TALL	B&B	
ORNAMENTAL GROUNDCOVER					
WC PURPLE LEAF WINTER CREEPER	EUONYMUS FORTUNEI VAR. 'COLORATUS'	12	1 GALLON		AS SHOWN
ORNAMENTAL GRASSES					
FG FOUNTAIN GRASS	PENNISETUM ALOPECUROIDES 'HAEMELN'	30	1 GALLON		24" O.C.
SS SHENANDOAH SWITCHGRASS	Panicum Virgatum 'shenandoah'	20	1 GALLON		24" O.C.

NOTE: QUANTITIES SHOWN IN TABLE ARE FOR REFERENCE ONLY; QUANTITIES SHOWN ON PLAN TAKE PRECEDENCE.



Date	
Description	
No.	
Project number	197-004
Date	XX SEPT 2020
Drawn by	KLM
Checked by	KJH



**CITY OF LA VISTA
PLANNING DIVISION
RECOMMENDATION REPORT**

CASE NUMBERS: PPUD20-0002;

FOR HEARING OF: MARCH 16, 2021
REPORT PREPARED ON: MARCH 9, 2021

I. GENERAL INFORMATION

A. APPLICANT:

Takanari Miyomoto
9924 Weschester Drive
Omaha, NE 68114

B. PROPERTY OWNER:

TNT Holdings LLC/VNT LLC
9924 Weschester Drive
Omaha, NE 68114

C. LOCATION: Southwest of the intersection of Giles Road and West Giles Road.

D. LEGAL DESCRIPTION: Lots 2 and 3 Gary & Debbie Pink No. 3

E. REQUESTED ACTION(S):

1. Rezone to extend a Planned Unit Development (PUD) zoning overlay over Lots 2 and 3 Gary & Debbie Pink No. 3.
2. PUD Site Plan to allow for commercial development with allowances for setbacks and shared parking.

F. EXISTING ZONING AND LAND USE: C-2 – General Commercial District and Gateway Corridor District (Overlay District; Lot 3 is developed with a dental office use, Lot 2 is currently vacant.

G. PURPOSE OF REQUEST: Create a PUD Site Plan with allowances for setbacks and shared parking to allow for commercial development.

H. SIZE OF SITE: Approximately 3.02 acres.

II. BACKGROUND INFORMATION

A. EXISTING CONDITION OF SITE: The property slopes gradually downward to the south and to the west;

B. GENERAL NEIGHBORHOOD/AREA LAND USES AND ZONING:

<u>Direction From Subject Property</u>	<u>Future Land Use Designation</u>	<u>Current Zoning Designation</u>	<u>Surrounding Development</u>
North	Commercial	C-3 PUD Highway Commercial / Office Park District with a Planned Unit Development Overlay (Overlay District) and a Gateway Corridor Overlay (Overlay District);	Southport West
East	Commercial	C-3 Highway Commercial / Office Park District with a Gateway Corridor Overlay (Overlay District).	Gary & Debbie Pink No. 3, vacant
South	Industrial	I-1 Light Industrial with a Gateway Corridor Overlay (Overlay District); Various Light Industrial uses.	Papio Valley Business Park
West	Commercial	C-2 General Commercial / District with a Gateway Corridor Overlay (Overlay District).	Gary & Debbie Pink No. 3, vacant

C. RELEVANT CASE HISTORY:

1. The lots involved in this application were rezoned to C-2 General Commercial District with a Gateway Corridor District Overlay on March 15, 2016.
2. The Final Plat for Gary and Debbie Pink No. 3 was approved on March 15, 2016.
3. The Board of Adjustment approved of a reduced setback for Lot 2 Gary and Debbie Pink No. 3 on July 10, 2017.

D. APPLICABLE REGULATIONS:

1. Section 5.11 of the Zoning Regulations – C-2 General Commercial District.
2. Section 5.15 of the Zoning Regulations – PUD Planned Unit Development District (Overlay District).
3. Section 5.17 of the Zoning Regulations – Gateway Corridor District (Overlay District).

III. ANALYSIS

A. COMPREHENSIVE PLAN:

1. The Future Land Use Map of the Comprehensive Plan designates the area for commercial uses.

B. OTHER PLANS: N/A.

C. TRAFFIC AND ACCESS:

1. One access point exists along West Giles Road at the intersection of West Giles Road and South 125th Street. An access easement, dedicated via the plat, allows internal circulation between the lots.
2. The proposed uses do not vary from those analyzed as part of the process to approve of the original Gary and Debbie Pink No. 3 plat. Approval of this PUD application is not expected to have any additional impact beyond what was already expected for the development area.
3. Staff has recommended the evaluation of the placement of stop signs along the west and east legs of the East/West access road.

D. UTILITIES:

1. The property has access to sanitary sewer, water, gas, power, and communication utilities.

E. PARKING REQUIREMENTS:

1. All developments will need to meet the minimum parking requirements of the underlying zoning district. However, the PUD Site Plan, as proposed, utilizes shared parking between Lots 2 and 3 to meet the minimum requirements.

F. LANDSCAPING:

1. The landscaping for any developments on this site will need to comply with the requirements of the Zoning Ordinance and of the Gateway Corridor Design Guidelines. Review letters from the City's Design Review Architect regarding the proposed landscaping plan are included for review.

IV. REVIEW COMMENTS:

- A. The design of the building on Lot 2 will be reviewed through the City's Architectural Design Review process, and must be substantially complete prior issuance of any building permits.
- B. The applicant has requested setback allowances through the PUD Site Plan application process of 20 feet from the back of curb on the west side and 15 feet from the back of curb on the south side due to exceptional narrowness of the property. A July 10, 2017 decision of the Board of Adjustment allowed for reduced setbacks for the development of Lot 2 due to the same circumstances.
- C. Sidewalks have been moved to the back of curb within the PUD Site Plan area, which is non-compliant with Section 4.20 of the

Subdivision Regulations. However, staff has considered this acceptable due to issues with topography, utilities, and narrowness of the lots limiting the ability to meet that section of the regulations.

- D. Applicant has been made aware that developments on this property will require FAA approval prior to the issuance of a building permit due to proximity of the Millard Airport.
- E. The development will be required to meet the requirements for a Post Construction Storm Water Management Plan as per City regulations.

V. STAFF RECOMMENDATION – ZONING MAP AMENDMENT - PUD DISTRICT OVERLAY AND PUD SITE PLAN:

Staff recommends approval of the Zoning Map Amendment to add a Planned Unit Development (PUD) – Overlay District to Lots 2 and 3 of Gary & Debbie Pink No. 3 and the related PUD Site Plan with the allowances stated within the staff report, as the request is consistent with the Comprehensive Plan and the Zoning Ordinance.

VI. PLANNING COMMISSION RECOMMENDATION – ZONING MAP AMENDMENT - PUD DISTRICT OVERLAY AND PUD SITE PLAN:

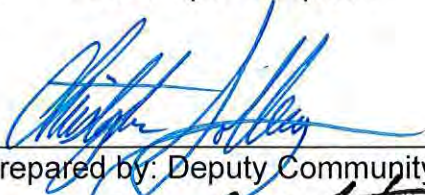
The Planning Commission held a public hearing on February 18, 2021 and recommended approval of the Zoning Map Amendment to add a Planned Unit Development (PUD) – Overlay District to Lots 2 and 3 of Gary and Debbie Pink No. 3 and the related PUD Site Plan, with the allowances stated within the staff report, contingent on the resolution of any issues mentioned in the staff report, as the request is consistent with the Comprehensive Plan and the Zoning Ordinance.

VII. ATTACHMENTS TO REPORT:

- A. Vicinity Map
- B. Review Letters
- C. Draft PUD Site Plan set

VIII. COPIES OF REPORT SENT TO:

- A. Takanari Miyomoto, TNT Holdings/VNT LLC
- B. Gregory Perry, P.E., Olmstead and Perry
- C. Ken Hahn, Kenneth Hahn Architects
- D. Public Upon Request



Prepared by: Deputy Community Development Director



Community Development Director

3/9/2021
Date



August 12, 2020

Ken Hahn, AIA
Kenneth Hahn Architects
1343 South 75th Street
Omaha, NE 68124

RE: Planned Unit Development – Initial Review
TNT Holdings

Mr. Hahn,

We have reviewed the documents submitted for the above-referenced application. Based on the elements for consideration set forth in the applicable sections of the Zoning Ordinance, the City has the following comments:

1. General Comment - The PUD Site Plan lists the zoning as C-3 with a Gateway Corridor District overlay. However, the zoning is C-2 with a Gateway Corridor District overlay.
2. Section 5.15.04.01 - Applicant needs to revise schedule of construction ensure it meets the milestones as described within this section of the Zoning Ordinance. If it cannot, the schedule needs to state reasoning and provide assurances to the City that whatever is left is buildable to the next developer.
3. Article 5.15.04.05: The site plan depicts different ownership for the two parcels involved, it is necessary to confirm that the applicant, TNT Holdings, LLC has adequate legal authority for both parcels.
4. Section 5.15.04.06 – A proposed trash enclosure has been identified on Lot 2 of the PUD site plan. Note that enclosures must abide by Section 7.17.04.03 of the Zoning Ordinance and the Gateway Corridor District Design Guideline in regards to design and construction.
5. Section 5.15.04.06 – Dimension the angles and widths of the angled parking in Lot 2 to confirm the stall dimensions are consistent with Section 7.09 of the Zoning Ordinance.

City Hall

8116 Park View Blvd.
La Vista, NE 68128-2198
p: 402-331-4343
f: 402-331-4375

Community Development

8116 Park View Blvd.
p: 402-331-4343
f: 402-331-4375

Fire

8110 Park View Blvd.
p: 402-331-4748
f: 402-331-0410

Golf Course

8305 Park View Blvd.
p: 402-339-9147

Library

9110 Giles Rd.
p: 402-537-3900
f: 402-537-3902

Police

7701 South 96th St.
p: 402-331-1582
f: 402-331-7210

Public Buildings & Grounds

8112 Park View Blvd.
p: 402-331-4343
f: 402-331-4375

Public Works

9900 Portal Rd.
p: 402-331-8927
f: 402-331-1051

Recreation

8116 Park View Blvd.
p: 402-331-3455
f: 402-331-0299

www.cityoflavista.org
info@cityoflavista.org

6. Section 5.15.04.06, Section 5.15.04.08, Section 5.15.05.02.9 – Application does not have a landscaping plan, applicant will need to provide more information to confirm provisions of these sections are met.
7. Section 5.15.04.07 - Adequate parking shall be provided for each building and use per the regulations of the underlying zoning district. It would appear from the stall counts that it is anticipated that buildings on Lots 2 and 3 will share parking as allowed through Section 5.15.04.07.

Lot 2 Required Parking Stalls would be 37 rather than 36 as noted on the Site Plan. As Lot 2 has 57 proposed stalls, one additional ADA stall would be required to meet section 7.08 of the Zoning Ordinance. Confirm Lot 2 and Lot 3 each have one (1) Van Accessible stall per Section 7.08 of the Zoning Ordinance.

8. Section 5.15.04.09 - Based on the Lot Configurations and Yard Requirements diagram in Section 2 of the Zoning Ordinance, the North, West, and South faces of Lot 2 are considered “front yards” and need to meet the front yard setbacks of the underlying C-3 Zoning District of 25 feet (without parking). The West and South setbacks depicted within the plan do not meet this requirement. Is it the intention of the applicant to request an allowance for reduced setbacks on these sides?
9. Section 5.15.04.12 - If maintenance and/or snow clearing of sidewalks and/or parking lots are to be completed by the adjacent lot owner or are a shared expense, then provisions for maintenance will need to be included as part of the PUD.
10. Section 5.15.04.15 – Sidewalks as shown are directly behind back of curb, which differs from Section 4.20 of the Subdivision Regulation. ADA considerations will also need to be made. If the intent is to vary from the standard sidewalk location, provisions will need to be included in the PUD for consideration.
11. Section 5.15.04.17-20 - This development will abide by Section 5.17 of the Zoning Ordinance (Gateway Corridor District) and the design guidelines adopted therein. As mentioned in #6 above, PUD Landscape Plan was provided in the PUD application submittal. A PUD Landscape Plan is necessary for review of the interaction of the landscaping with the overall site design.
12. Section 5.15.04.21- Parking lot lighting needs to be addressed and shown on the PUD plan. Site lighting needs to abide by the Gateway Corridor District Design Guideline. See the Guideline for the parking lot light fixture and pole required for developments within the Gateway Corridor District.
13. Section 5.15.05.02, Subsection 2 - Height of each proposed structure needs to be addressed within the PUD plan.

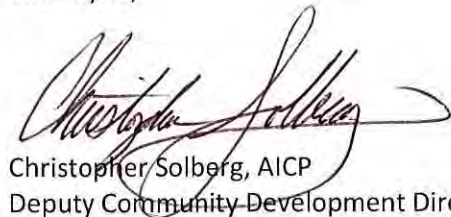
Applicant should be made aware that developments on this property will require FAA approval prior to issuance of a building permit due to proximity to the Millard Airport.

14. Section 5.15.05.02.2 - Please see comment #8 regarding setbacks.
15. Section 5.15.05.02.7 & Section 5.15.05.03.5 – There is a phasing line within Lot 2 for the parking lot, however, it appears to show Lot 3 as proposed, and does not specify that lot 3 is already constructed. Applicant should revise to show what is currently existing, and what is proposed and in what phases.
16. Section 5.15.05.02.10 Site Plan should show any natural features within the development.
17. Section 5.15.05.02.11 – Site Plan should depict any existing development on adjacent properties within 200 feet.
18. Article 5.15.05.04: Post Construction Storm Water Management Plan will be needed for the proposed development, and any connection to the existing storm water network will need to be evaluated to ensure the plan meets City requirements, and that there are no adverse impacts to the existing storm system.
19. Section 5.15.05.06 – Vicinity map as described in this section of the Zoning Ordinance should be included with the PUD submittal.

Please submit 4 full size revised copies of the plat and related documents (along with electronic copies) to the City for further review. A timeline for review by the Planning Commission and City Council will be determined based on the timing of the resubmittal and the extent to which the issues noted this review have been sufficiently addressed.

If you have any questions regarding these comments, please feel free to contact me at any time.

Thank you,



Christopher Solberg, AICP
Deputy Community Development Director

cc:

Bruce Fountain, AICP, Community Development Director
Pat Dowse, P.E., City Engineer
Cale Brodersen, AICP Candidate, Assistant Planner
Gregory Perry, P.E., Olmsted & Perry
Takanari Miyamoto, TNT Holdings/VNT LLC



1343 South 75th Street
Omaha, NE 68124-1610
402-391-2111
FAX 391-2605

Chris Solberg, AICP
Deputy Community Development Director
City of La Vista, Nebraska
8116 Park View Blvd.
La Vista, NE 68128-2198

31 December 2020

RE: Let 2 and Lot 3, Gary and Debbie Pink No. 3 – La Vista, Nebraska
Planned Unit Development – Initial Review Response
TNT Holdings

Mr. Solberg,

In regard to your letter of August 12, 2020, here are our responses to the comments contained in the letter:

1. We have corrected the zoning label on the PUD Site Plan in this re-submittal of the application.
2. The initial phase is completed at this point, and includes a 7,250 SF professional building and 29 parking stalls. We intend to construct the remainder of the improvements on this project in two phases over a five-year period. The first phase of additional construction, as shown on the site plan provided, is to build the driveway entrance and 19-stall parking lot on the north end of the current Lot 2. We intend to complete this work within the immediate timeframe after approval of this PUD application and receipt of a building permit. The second phase of additional construction includes a 9,500 SF professional building and a 43-stall parking lot with an additional driveway entrance on the south portion of the current Lot 2. We intend to construct this phase within the 5-year period called for in Section 5.15.04.01.
3. The owner representatives of both Lot 2 and Lot 3 have signed the application to clarify that they all give their legal consent to these proceedings.
4. We understand that the trash enclosure must comply with the Gateway Corridor District design standards, and will do so when the design of that phase of construction occurs.
5. The angles and widths of the parking stalls that are shown on the attached drawing do comply with Section 7.09 of the Zoning Ordinance. The drawing depicts these dimensions and angles.
6. A Landscaping Plan for the property is included with this re-submittal.
7. The purpose of this PUD is to use the long, slender site of Lot 2 to construct a building on the west end, and to use the remainder of the land to construct a parking facility to be shared between both the current building and the future building. The total size of both buildings =

16,750 SF. That would require a total of 67 stalls per the ordinance. The full buildout as shown would provide a total of 89 stalls. With 89 stalls, this would require a total of 4 handicapped-accessible stalls, one of which must be a van-accessible space. Since this parking is intended to serve two buildings, we will provide two van-accessible spaces, one at each building. In light of the fact that the preponderance of the parking is located near the 9,500 SF building, we will provide a third handicapped-accessible stall at that location. This will make a total of 5 handicapped stalls out of the total 89 stalls.

8. Since there are three sides of the proposed building at the west end of the current Lot 2 that are considered “front yards” by Section 2 of the Zoning ordinance, we are requesting to allow this project to follow this strategy:
 - a. At the north side of the building, facing W. Giles Road, we will comply with the 25-foot setback requirement.
 - b. At the west side of the building, facing the access drive where it connects with W. Giles Road, we will provide a setback of 40 feet, due to the presence of an access drive in this portion of the site. This will provide a setback of 20 feet from the access drive easement line to the proposed west face of the building.
 - c. At the south side of the building, facing the access drive, we will provide a setback of 15 feet from the curb of the access drive. This is consistent with the agreement between the owners of Lot 3 and the City, which allowed this 15-foot setback of the curb of the access drive for the existing building on Lot 3.
9. Please see the attached letter that provides assurance from the owners of both lots that the maintenance and/or snow removal will be a shared expense that will be paid for by both parties in a cost sharing agreement.
10. RE: the sidewalk location along W. Giles Road, there are severe physical constraints to placement of a sidewalk along the property line adjacent to W. Giles Road, as required by the subdivision agreement. In 2019, there was a discussion with the City of La Vista about an alternative location for a sidewalk to be placed at the back of the curb of the access drive. There was general agreement from the City of La Vista staff with this proposal, and resulted in the need for an amendment to the subdivision agreement. This amendment has not yet been executed, and the intent is to do so during this PUD approval process.
11. A Landscaping Plan for the property has been included in this re-submittal.
12. Parking lot lighting will be fed from the existing building on the current Lot 3. The locations of light fixtures are shown on the Landscaping Plan. The fixtures will match those which were used on the project that was recently constructed on Lot 3, which are in compliance with the design guidelines for the Gateway Corridor District. These were submitted and approved by the design reviewer on that project.
13. The height of the building is proposed to be no more than 24 feet, including mechanical equipment screens on the roof.
14. Please refer to our response to comment number 8 RE: setbacks.
15. The PUD site plans have been revised to denote the portion of the construction on the PUD that is already completed.
16. The PUD application includes a topographic survey of the current Lot 2 area. The application also now includes a copy of the landscaping plan, site electrical plan, and site layout plan for the improvements on Lot 3 which have been completed and will become part of this PUD.

17. The existing railroad to the south has been added to the PUD site drawing to include existing development on adjacent properties.
18. The PUD plan includes only a schematic grading and storm water plan. The detailed design will be completed at the time of building permit application. We understand the City will review any connection to the existing storm water network to assure no adverse impacts to the existing system.
19. A vicinity map has been added to the PUD Site Plan for this re-submittal.

Please contact me if you have any questions about this PUD Application re-submittal.

Regards,

A handwritten signature in blue ink, appearing to read "Kenneth J. Hahn". The signature is fluid and cursive, with the first name "Kenneth" and last name "Hahn" clearly distinguishable.

Kenneth J, Hahn, AIA
President



January 26, 2021

Ken Hahn, AIA
Kenneth Hahn Architects
1343 South 75th Street
Omaha, NE 68124

RE: Planned Unit Development – 2nd Review Letter
TNT Holdings

Mr. Hahn,

We have reviewed the documents resubmitted for the above-referenced application. Based on the elements for consideration set forth in the applicable sections of the Zoning Ordinance, the City has the following comments:

1. Section 5.15.04.06, Section 5.15.04.08, Section 5.15.05.02.9 – The overall site and landscape plans are currently under review by the City's Design Review Architect. A separate design review letter will be forwarded once the initial review has been completed. The design review process for these plans needs to be substantially complete prior to proceeding through City Council approval process.
2. Section 5.15.04.09 – Due to the constrained buildable area within the PUD site plan area and the limited impact that the proposed reduction in building setbacks that the site can have upon adjoining properties, staff has concluded that the proposed setbacks should be allowable. This favorable recommendation will be reflected in the staff review and related approval documents.
3. Section 5.15.04.15 – If ADA requirements can be met with the current sidewalk layout, staff has no additional comments regarding the overall sidewalk layout. However, as there is a proposed sidewalk crossing along the East/West access road closer to the existing building that could be construed as a mid-block crossing. Staff recommends evaluating if any sort of mid-block pedestrian crossing warning signage should be installed.

City Hall
8116 Park View Blvd.
La Vista, NE 68128-2198
402.331.4343 P
402.331.4375 F

Community Development
8116 Park View Blvd.
402.593.6400 P
402.593.6445 F

Library
9110 Giles Rd.
402.537.3900 P
402.537.3902 F

Police
7701 S. 96th St.
402.331.1582 P
402.331.7210 F

Public Works
9900 Portal Rd.
402.331.8927 P
402.331.1051 F

Recreation
8116 Park View Blvd.
402.331.3455 P
402.331.0299 F



1343 South 75th Street
Omaha, NE 68124-1610
402-391-2111
FAX 391-2605

Chris Solberg, AICP
Deputy Community Development Director
City of La Vista, Nebraska
8116 Park View Blvd.
La Vista, NE 68128-2198

27 January 2021

RE: Let 2 and Lot 3, Gary and Debbie Pink No. 3 – La Vista, Nebraska
Planned Unit Development – Initial Review Response
TNT Holdings

Mr. Solberg,

Thank you for your letter of 26 January 2021. Here are our responses to the comments contained in the letter:

1. We understand that the overall site plan and landscape plan are under design review at this time. We will respond to any comments once we receive this review.
2. We appreciate that the building setbacks for this site which we presented are being supported by your staff's recommendation.
3. We are pleased that the sidewalk plan is acceptable. In our review of the crosswalk issue, we will add pedestrian crossing signage at the crosswalk. The site plan and landscape plan have been revised accordingly, and are being re-submitted.
4. In our review of this issue, we are adding stop signs as suggested in your letter. The site plan and landscape plan have been revised accordingly, and are being re-submitted. These stop signs will be installed at the time of the construction of the 9,575 SF building.

We are ready to have this PUD request added to the agenda for the Planning Commission meeting to be held on 18 February.

Please contact me if you have any questions about this PUD Application re-submittal.

Regards,

A handwritten signature in blue ink, reading "Kenneth J. Hahn".

Kenneth J. Hahn, AIA
President

4. Based on the location of the proposed 9,575 SF VNT building being in close proximity to the intersection of the North/South and East/West access roads, staff recommends evaluating the placement of stop signs along the west and east legs of the East/West access road.

Please submit 4 full size revised copies of the plat and related documents (along with electronic copies) to the City for further review. A timeline for review by the Planning Commission and City Council will be determined based on the timing of the resubmittal and the extent to which the issues noted this review have been sufficiently addressed.

If you have any questions regarding these comments, please feel free to contact me at any time.

Thank you,



Christopher Solberg, AICP
Deputy Community Development Director

cc:

Bruce Fountain, AICP, Community Development Director
Pat Dowse, P.E., City Engineer
Cale Brodersen, AICP Candidate, Assistant Planner
Gregory Perry, P.E., Olmsted & Perry
Takanari Miyamoto, TNT Holdings/VNT LLC

February 2, 2021

Mr. Chris Solberg
City of La Vista
8116 Park View Blvd
La Vista, NE 68128

RE: Gary & Debbie Pink No. 3, PUD Landscaping - Design Review #1

Dear Chris:

This letter shall provide recommendations and/or corrections pertaining to the landscape design for the applicant's PUD submittal package dated September 2020. For tracking purposes, I have noted deficiencies in the submittal package, and where appropriate, the corresponding requirements outlined in the Gateway Corridor District.

General:

1. The following items were submitted for review:
 - a. LS-100 Landscaping Plan
2. It is understood that building shapes and designs are schematic and often preliminary for PUD applications. As such, a separate landscape plan shall be submitted as part of the Building Design Review Process to ensure full compliance and review of landscaping requirements associated with building elements. These would include but are not limited to required plantings adjacent to the base of buildings, plantings for screening, etc.

Drawings:

1. LS-100 Landscaping Plan:
 - a. See section 7.17.03.07 of La Vista Zoning Ordinance. All commercial office and industrial developments...shall provide perimeter landscaping to include a min. (1) tree for each forty (40) lineal feet of street frontage. Please verify and indicate on the drawing that the plan complies with this ordinance.
 - b. See section 7.17.04.01 Screening Requirement of La Vista Zoning Ordinance. Parking areas abutting a public right-of-way are required to be screened from grade to a height of three feet. The trees and bushes indicated as a buffer between the public right-of-way and the parking are deciduous and will likely not have canopy to provide screening below 3 foot. Solid fences, walls, berms, hedges, shrubs, or evergreen trees are allowed by the ordinance. Please revise to show compliance with the ordinance.
 - c. See Section 4, III, F, of the La Vista Gateway Corridor District Design Guideline. This guideline also requires natural undulating landscape forms. Avoid consistent straight-line plantings.
 - d. See section 4, III, K. Storm water management is to be integrated into the site and landscaping. Please show how this will be integrated in your plan.

Please notify the Applicant of the review comments above and request clarification and/or resubmittal as the case may be. Please remind the Applicant to properly date all resubmittals. Gateway Corridor District Guideline Landscaping Requirements not specifically discussed above are in compliance but subject to further review pending resubmittal.

Please feel free to contact me regarding additional clarifications or questions.

PHONE 402.493.4800
FAX 402.493.7951

1044 North 115th Street, Suite 300
Omaha, Nebraska 68154-4436

SCH=MMER.COM

(402) 431-6377 direct
dkerns@schemmer.com

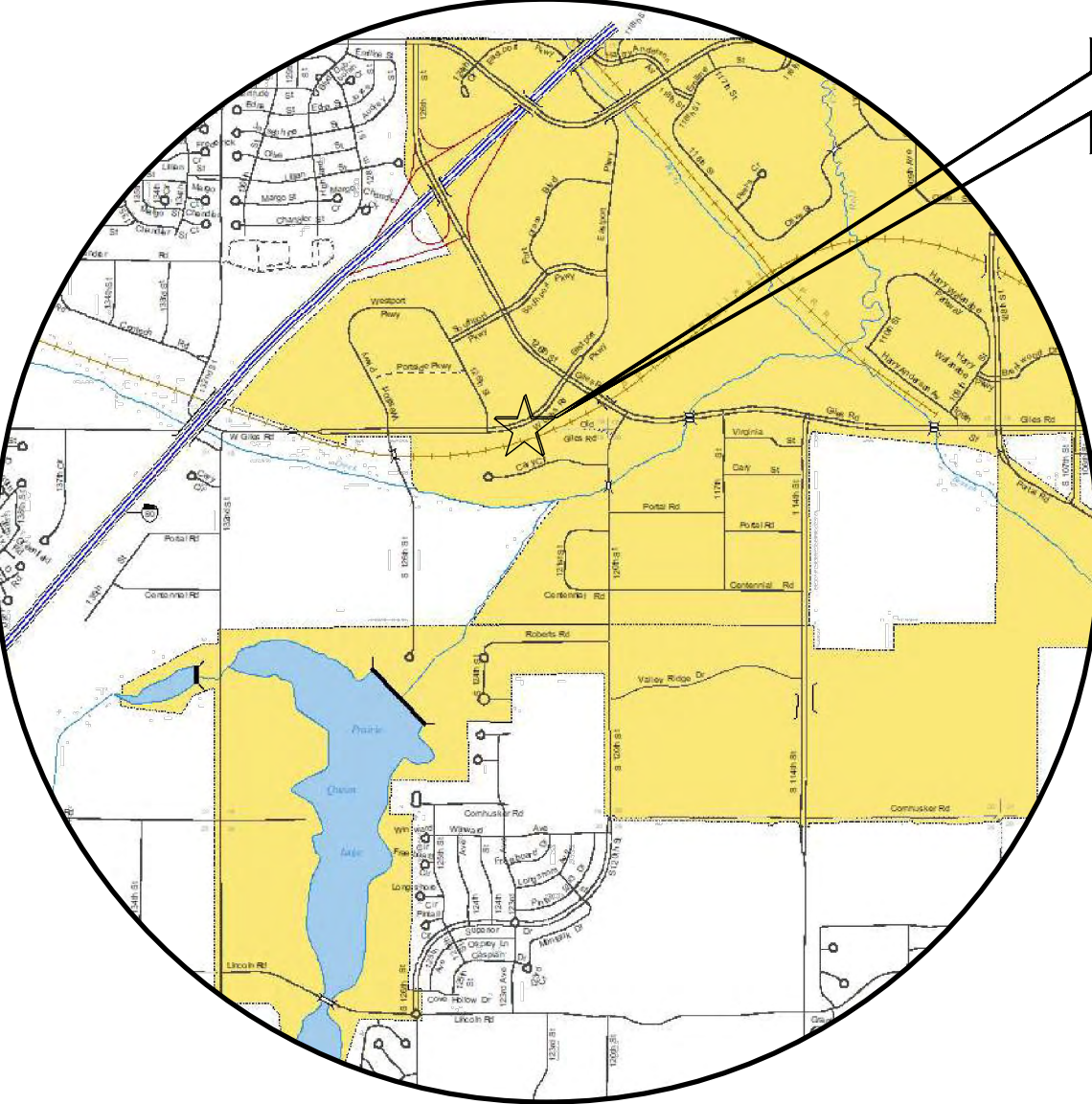
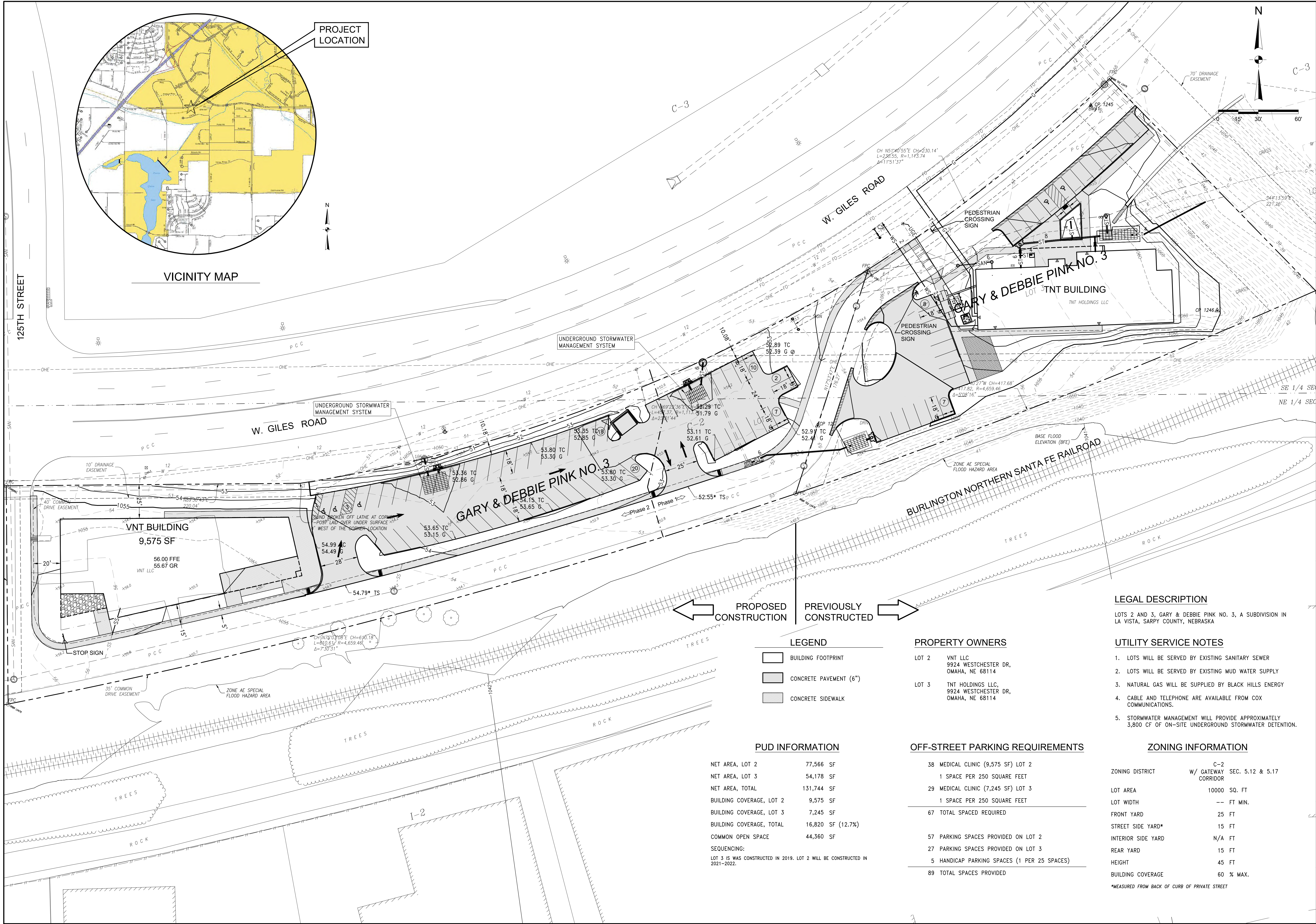
Sincerely,

THE SCHEMMER ASSOCIATES, INC.

A handwritten signature in blue ink, appearing to read 'dkerns', is positioned below the company name.

Dan Kerns, AIA, NCARB
Manager, Architecture
Shareholder
Commercial Market Leader

[D:\PEZ_Z\Projects\Kohn Arch\2020-005\dwg\2020-005.dwg : 24x36] [Plot Date: 10/19/2020 8:32 PM]



PROJECT LOCATION

VICINITY MAP

OLMSTED & PERRY
CONSULTING ENGINEERS INC.
10730 PACIFIC STREET SUITE 232
OMAHA, NEBRASKA

REVISIONS

PUD APPLICATION
LOT 2 AND 3, GARY & DEBBIE PINK NO. 3
LA VISTA, NEBRASKA

DESIGNED BY: GEP
CHECKED BY: GEP
DRAWN BY: GEP

SITE PLAN

PROJECT NO.
2020-005
DATE
OCTOBER 2020

SHEET NO.
1 of 1

PROPOSED CONSTRUCTION
PREVIOUSLY CONSTRUCTED

LEGEND
BUILDING FOOTPRINT
CONCRETE PAVEMENT (6")
CONCRETE SIDEWALK

<u>PUD INFORMATION</u>	
NET AREA, LOT 2	77,566 SF
NET AREA, LOT 3	54,178 SF
NET AREA, TOTAL	131,744 SF
BUILDING COVERAGE, LOT 2	9,575 SF
BUILDING COVERAGE, LOT 3	7,245 SF
BUILDING COVERAGE, TOTAL	16,820 SF (12.7%)
COMMON OPEN SPACE	44,360 SF
SEQUENCING:	
LOT 3 IS WAS CONSTRUCTED IN 2019. LOT 2 WILL BE CONSTRUCTED IN 2021-2022.	

PROPERTY OWNERS	
LOT 2	VNT LLC 9924 WESTCHESTER DR, OMAHA, NE 68114
LOT 3	TNT HOLDINGS LLC, 9924 WESTCHESTER DR, OMAHA, NE 68114

OFF-STREET PARKING REQUIREMENTS	
38	MEDICAL CLINIC (9,575 SF) LOT 2
	1 SPACE PER 250 SQUARE FEET
29	MEDICAL CLINIC (7,245 SF) LOT 3
	1 SPACE PER 250 SQUARE FEET
<hr/>	
67	TOTAL SPACED REQUIRED
<hr/>	
57	PARKING SPACES PROVIDED ON LOT 2
27	PARKING SPACES PROVIDED ON LOT 3
5	HANDICAP PARKING SPACES (1 PER 25 SPACES)
<hr/>	
89	TOTAL SPACES PROVIDED

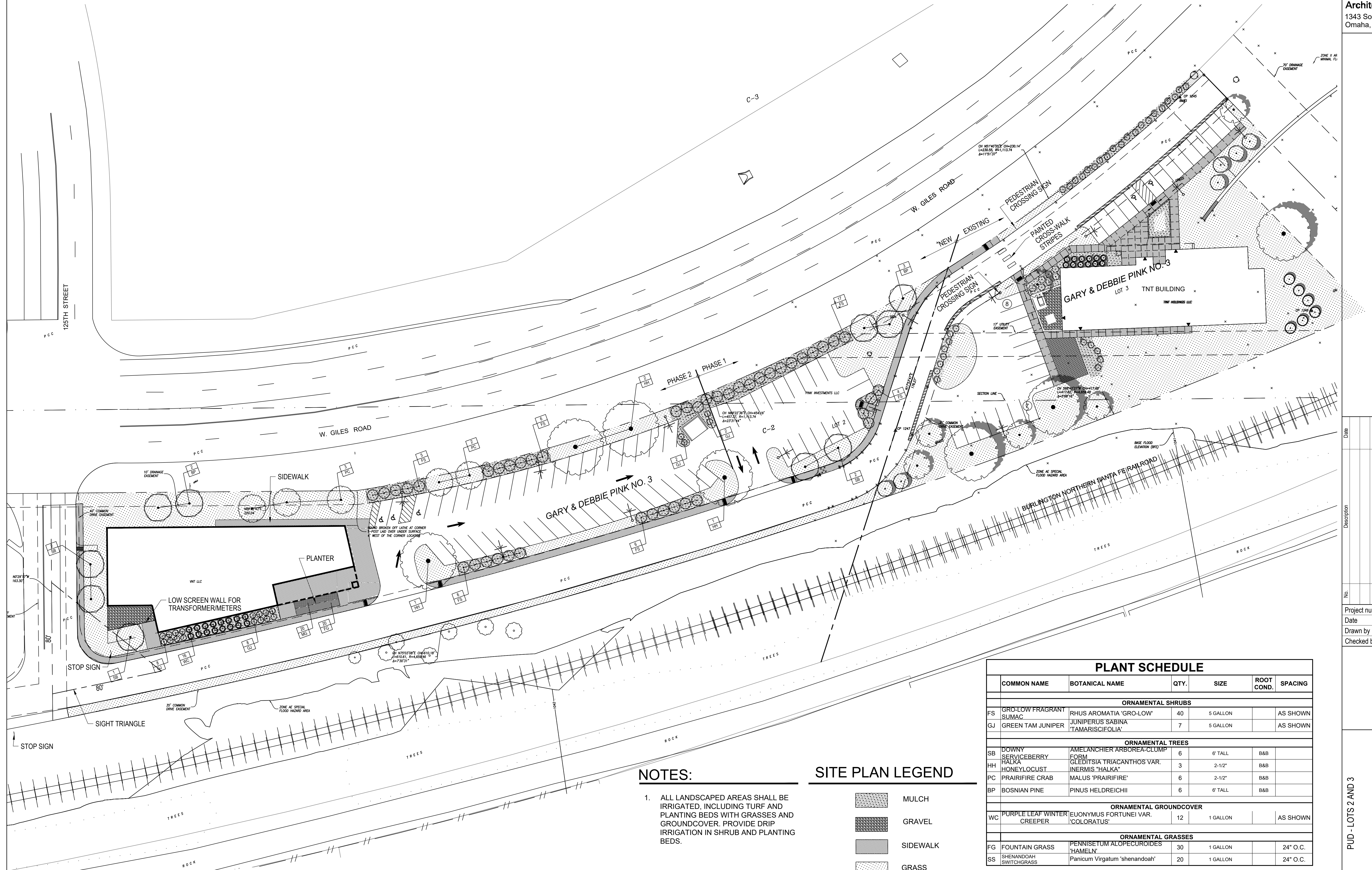
LEGAL DESCRIPTION
LOTS 2 AND 3, GARY & DEBBIE PINK NO. 3, A SUBDIVISION IN LA VISTA, SARPY COUNTY, NEBRASKA

UTILITY SERVICE NOTES

- LOTS WILL BE SERVED BY EXISTING SANITARY SEWER
- LOTS WILL BE SERVED BY EXISTING MUD WATER SUPPLY
- NATURAL GAS WILL BE SUPPLIED BY BLACK HILLS ENERGY
- CABLE AND TELEPHONE ARE AVAILABLE FROM COX COMMUNICATIONS.
- STORMWATER MANAGEMENT WILL PROVIDE APPROXIMATELY 3,800 CF OF ON-SITE UNDERGROUND STORMWATER DETENTION.

<u>ZONING INFORMATION</u>		
ZONING DISTRICT	C-2 W/ GATEWAY SEC. 5.12 & 5.17 CORRIDOR	
LOT AREA	10000	SQ. FT
LOT WIDTH	--	FT MIN.
FRONT YARD	25	FT
STREET SIDE YARD*	15	FT
INTERIOR SIDE YARD	N/A	FT
REAR YARD	15	FT
HEIGHT	45	FT
BUILDING COVERAGE	60	% MAX.
*MEASURED FROM BACK OF CURB OF PRIVATE STREET		

*MEASURED FROM BACK OF CURB OF PRIVATE STREET



PLANT SCHEDULE						
	COMMON NAME	BOTANICAL NAME	QTY.	SIZE	ROOT COND.	SPACING
ORNAMENTAL SHRUBS						
FS	GRO-LOW FRAGRANT SUMAC	RHUS AROMATICA 'GRO-LOW'	40	5 GALLON		AS SHOWN
GJ	GREEN TAM JUNIPER	JUNIPERUS 'SABINA TAMARISCIFOLIA'	7	5 GALLON		AS SHOWN
ORNAMENTAL TREES						
SB	DOWNY SERVICEBERRY	AMELANCHIER ARBOREA-CLUMP FORM	6	6' TALL	B&B	
HH	'HALKA' HONEYLOCUST	GLEDITSIA TRIACANTHOS VAR. INERMIS 'HALKA'	3	2-1/2"	B&B	
PC	PRAIRIFIRE CRAB	MALUS 'PRAIRIFIRE'	6	2-1/2"	B&B	
BP	BOSNIAN PINE	PINUS HELDREICHII	6	6' TALL	B&B	
ORNAMENTAL GROUNDCOVER						
WC	PURPLE LEAF WINTER CREEPER	EUONYMUS FORTUNEI VAR. 'COLORATUS'	12	1 GALLON		AS SHOWN
ORNAMENTAL GRASSES						
FG	FOUNTAIN GRASS	PENNISETUM ALOPECUROIDES 'HAPELNI'	30	1 GALLON		24" O.C.
SS	SHENANDOAH SWITCHGRASS	Panicum Virgatum 'shenadoah'	20	1 GALLON		24" O.C.

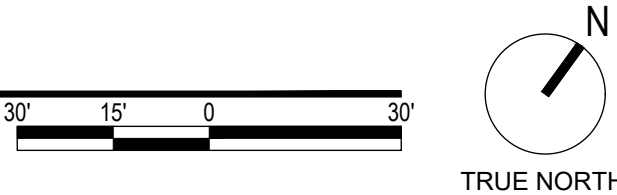
NOTE: QUANTITIES SHOWN IN TABLE ARE FOR REFERENCE ONLY; QUANTITIES SHOWN ON PLAN TAKE PRECEDENCE

- # NOTES:
-
1. ALL LANDSCAPED AREAS SHALL BE IRRIGATED, INCLUDING TURF AND PLANTING BEDS WITH GRASSES AND GROUND COVER. PROVIDE DRIP IRRIGATION IN SHRUB AND PLANTING BEDS.

SITE PLAN LEGEND

- MULCH
- GRAVEL
- SIDEWALK
- GRASS
- LIGHT POLE

1 LANDSCAPING PLAN
SCALE: 1" = 30'-0"



No.	Description	Date
Project number	197-004	
Date	XX SEPT 2020	
Drawn by	KLM	
Checked by	KJH	

PUD - LOTS 2 AND 3

LANDSCAPING PLAN

SHEET NO.
LS-100

LEGAL DESCRIPTION

LOT 2, GARY & DEBBIE PINK NO. 3, AN ADDITION TO THE CITY OF LA VISTA,
AS SURVEYED, PLATTED, AND RECORDED IN SARPY COUNTY, NEBRASKA

FLOOD ZONE CLASSIFICATION

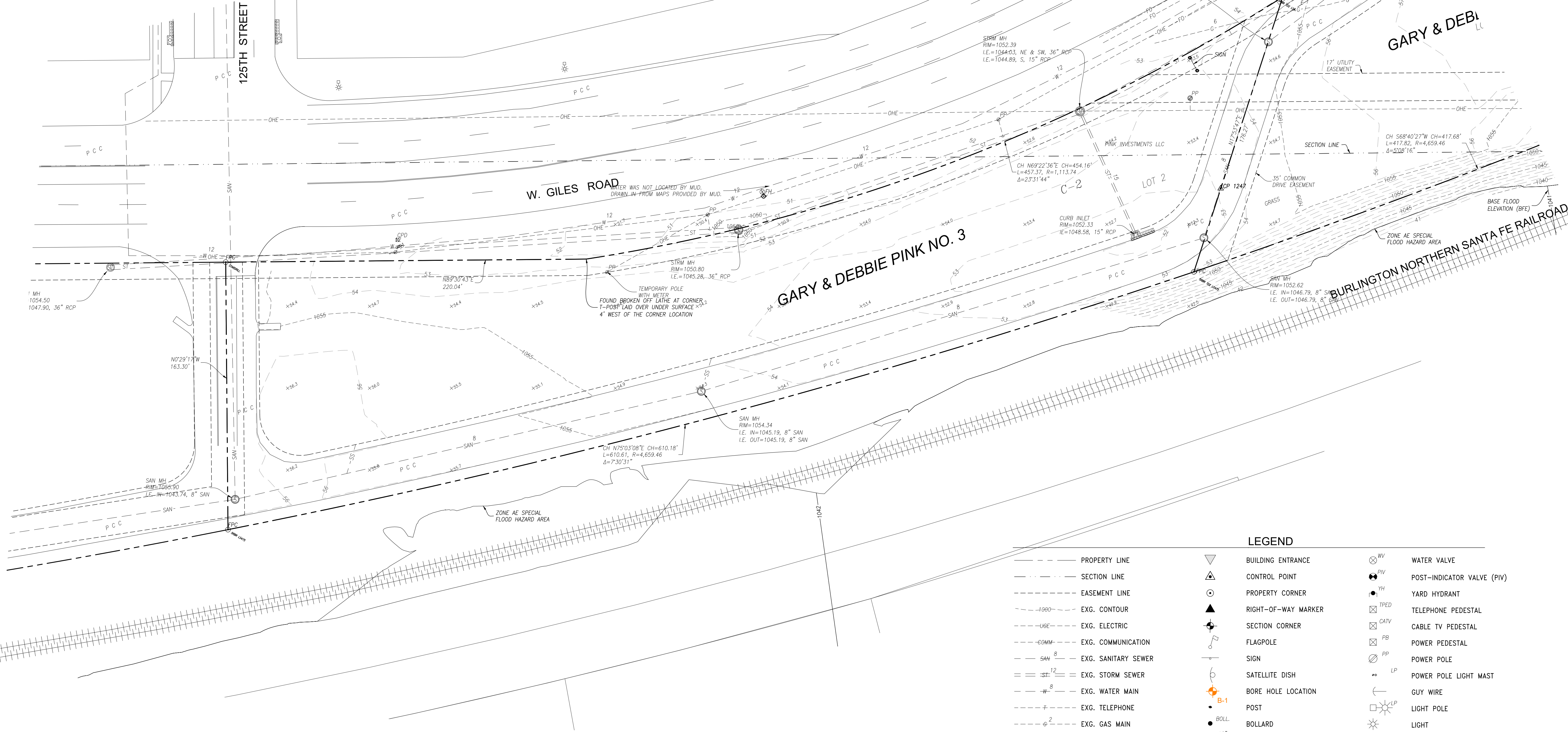
THE PROPERTY LIES WITHIN A DESIGNATED ZONE "X" (AREAS OF MINIMAL FLOOD
HAZARD) PER THE SARPY COUNTY, NEBRASKA AND INCORPORATED AREAS FLOOD
INSURANCE RATE MAP NUMBER 31153C0061H DATED 05/03/2010.

COORDINATE SYSTEM

NEBRASKA LOW DISTORTION PROJECTION (LDP) - SARPY COUNTY
GEOID 2012B

BENCHMARK SUMMARY

BM #1: 1058.23 FEET (NAV88) LOCATED IN TOP OF CURB ON THE
NORTH SIDE OF ACCESS ROAD, TWO PAVING JOINTS LINES
WEST FROM END OF PAVING.



UTILITY INFORMATION

EXISTING UTILITIES, UNDERGROUND STRUCTURES AND SERVICES WERE LOCATED
FROM EXISTING OWNER RECORDS, MAPS AND ONE-CALL DIGGERS HOTLINE PAINT
DESIGNATION LINES IN THE FIELD. THE SURVEYOR MAKES NO GUARANTEE THAT
THE UNDERGROUND UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE
AREA, EITHER IN SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT
WARRANT THAT THE UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT
LOCATION INDICATED, ALTHOUGH HE DOES CERTIFY THAT THEY ARE LOCATED AS
ACCURATELY AS POSSIBLE FROM THE INFORMATION AVAILABLE. VERIFICATION OF
ALL UTILITIES AND SERVICES SHOULD BE OBTAINED FROM THE OWNER OF EACH
RESPECTIVE UTILITY COMPANY PRIOR TO DESIGN, CONSTRUCTION AND EXCAVATION.

LEGEND			
	PROPERTY LINE		BUILDING ENTRANCE
	SECTION LINE		CONTROL POINT
	EASEMENT LINE		PROPERTY CORNER
	EXG. CONTOUR		RIGHT-OF-WAY MARKER
	EXG. ELECTRIC		SECTION CORNER
	EXG. COMMUNICATION		FLAGPOLE
	EXG. SANITARY SEWER		SIGN
	EXG. STORM SEWER		SATELLITE DISH
	EXG. WATER MAIN		BORE HOLE LOCATION
	EXG. TELEPHONE		POST
	EXG. GAS MAIN		BOLLARD
	EXG. PAVEMENT		STUMP
	EXG. CENTERLINE		CONIFEROUS TREE
	EXG. WATERWAY		DECIDUOUS TREE
	EXG. CHAIN LINK FENCE		BUSH
	EXG. WOOD FENCE		MAILBOX
	EXG. BARBED WIRE FENCE		FIRE HYDRANT
	EXG. BUILDING		CURB STOP
	RAILROAD TRACKS		WATER METER
	WATER VALVE		POST-INDICATOR VALVE (PIV)
	YARD HYDRANT		TELEPHONE PEDESTAL
	CABLE TV PEDESTAL		POWER PEDESTAL
	POWER POLE		POWER POLE LIGHT MAST
	GUY WIRE		LIGHT POLE
	LIGHT		SANITARY SEWER CLEANOUT
	SANITARY SEWER MANHOLE		WATER MANHOLE
	STORM SEWER MANHOLE		TELEPHONE MANHOLE
	GAS MANHOLE		COMMUNICATIONS MANHOLE

OLMSTED & PERRY
CONSULTING ENGINEERS INC.
10730 PACIFIC STREET SUITE 232
OMAHA, NEBRASKA

REVISIONS

PUD SUBMITTAL
LOT 2, GARY & DEBBIE PINK NO. 3
LA VISTA, NEBRASKA

TOPOGRAPHIC SURVEY

PROJECT NO.	18041	DATE	FEBRUARY 24, 2020
SHEET NO.	1 of 1		