

COUN	OF BALLWIN TY OF ST. LOUIS E OF MISSOURI	}	FEE: PAID: NUMBER:	with site plan review \$ 1,500.00 without site plan review \$ 750.00
TO THE BOARD OF ALDERMEN CITY OF BALLWIN  Type of Special Use Exception: Car Wash Establishment				
	e Section under which			
Now comes (print name of Petitioner) B&S Equities, LLC, A Florida Limited Liability Company nd states to the Board of Aldermen:				
I.	That he, she, it, they, has (have) the following legal interest in the tract of land and/or premises located within the corporate limits of Ballwin, Missouri, described in Section II of this petition.			
	A. State Legal Interest: Owner under contract			
	B. Documentation of Legal Interest must accompany this petition.			
И.	That the legal description of the property/premises, for which a Special Use Exception is desired, is enclosed. Lot D · Ballwin Auto Plaza, P.B. 349 PGS 662-663			
Ш.	That a survey or drawing of the property/premises, for which a Special Use Exception is requested, is enclosed, and said drawing is to a scale of 100 feet or less to the inch.			
IV.	That the street address of said property is: 14660 Manchester Road			
V.	That the area (acres or square feet) of said property is: 2.23 Acres			
VI.	That the zoning classification of said property is: C-1 Commercial District			
VII.	That the present use of said property is: Multi-Tenant Retail Store			
VIII.	That the intended use of said property is: _Scrubbles Car Wash			
IX.	That the proposed Special Use Exception does not violate any private deed restrictions on said property.			
X.	That all information provided herein is true and a statement of fact.			

I, the Petitioner, do hereby request an Ordinance of the Board of Aldermen approving and granting the herein described Special Use Exception. PETITIONER: B&S Equities, LLC, A Florida Limited Liability Company AUTHORIZED SIGNATURE: AUTHORIZED SIGNATURE (PRINTED): Thomas Buckner ADDRESS: 1 Sleiman Parkway, Suite 270 CITY/STATE/ZIP: Jacksonville, FL 32216 TELEPHONE NO. (229) 520-2244 I, (print name of Petitioner) Thomas Buckner , do hereby designate George M. Stock and/or Designee of Stock and as my agent for purposes of presenting this petition, negotiating with the City of Ballwin on all issues Associates Consultant relative to this petition, and corresponding and communicating with representatives of the City of Ballwin Engineers, Inc. relative to this petition. AGENT'S SIGNATURE: AGENT'S NAME (PRINTED): George M. Stock, P.E. - President ADDRESS: 257 Chesterfield Business Parkway CITY/STATE/ZIP: Chesterfield, MO 63005 TELEPHONE NO. (636) 530-9100 Subscribed and sworn before me this 13 day of OCTOBEIC My Commission Expires

> DANIEL JOSEPH STOCK Notary Public - Notary Seal St Louis County - State of Missouri Commission Number 13486125 My Commission Expires Mar 17, 2025

### Special Use Exception Petition Staff Report – SUE-24-01

**Public Hearing Date:** January 4, 2024 **Petition Number:** SUE-24-01 **Petitioner:** B&S Equities LLC, A Florida Limited Liability Company 1 Sleiman Parkway, Suite 270 Jacksonville, Florida 32216 Agent: Stock & Associates 257 Chesterfield Business Parkway St Louis, Missouri 63005 Scrubbles Express Wash **Project Name: Requested Action:** Special Use Exception for a carwash with front yard parking (per App A, Art XIV, Sec 1 (4)). Location: 14660 Manchester Road **Existing Zoning:** C-1 Commercial District **Surrounding Zoning:** C-1

Comprehensive Plan designation: Mixed Use: Corridor



#### **Project description:**

This Petition is for a Special Use Exception for a carwash with front yard parking at 14660 Manchester Road. The property is located on the southwest corner of Manchester Road and Maple Lane and consists of approximately 2.23 acres. The property is currently zoned C-1 Commercial District. All surrounding properties are also zoned C-1.

#### Staff analysis:

This petition is for a Special Use Exception for the establishment of a carwash with front yard parking at 14660 Manchester Road. The basis for this request is outlined in Appendix A, Article XIV, Section 1(4), which permits carwash establishments as a special use exception. The specific conditions for approval include the exclusion of coin-operated self-service establishments. The proposed carwash must be enclosed within a separate building, attended by employees during operating hours, and be equipped with on-site queuing room for a minimum of 15 vehicles. This Petition meets the specified requirements for these special use exceptions in the C-1 Commercial District.

In addition, a Special Use Exception is necessary for the implementation of front yard parking along public right of way. This requirement is specified in Appendix A, Article XIV, Section 1(14), which dictates that parking within any front yard is subject to special use exception approval. This regulation applies to all allowed uses in the C-1, C-3, PA, and S-1 districts, as well as for all nonresidential uses in the R-1A, R-1, R-2, R-3, R-4, R-5, and PSD districts.

For the past several years, two temporary businesses have utilized a section of the property for retail sales. These include a retail greenhouse and plant business operating during the spring and early summer months, as well as Christmas tree sales leading up to the holiday season. The future operation of these businesses on the property remains uncertain.

Approval of this Petition would result in the demolition of the existing building, which is currently occupied by a paint center and liquor/cigar store. In its place, a new, single tunnel, automated car wash would be constructed. The site is also proposed to have 44 parking spaces, each with a vacuum station, islands containing seven (7) mat cleaning stations and four (4) vacuum equipment islands.

Appendix A, Article IX, Section 7(3) states: In order to minimize the negative traffic impact of development in the C-1 district on adjoining roadways, all new developments, redevelopments, building expansions and/or site improvements shall provide to Ballwin a cross access, and driveway/parking lot vehicular interconnection easement on all sides of the site where, in the judgment of the board of aldermen, the interconnection of parking lots and/or driveways is necessary to minimize traffic congestion and vehicular conflict points on and near Manchester Road. The Board of Aldermen may waive the requirements for the granting and/or recording of such easement if topographic or other conditions prevent such desired interconnections from being built or utilized. Such easements shall run from the closest curb cut to the adjoining property line. The easement shall be at least as deep from the right-of-way as the minimum required front yard depth of the C-1 district and under no circumstances shall such easement be so shallow as to prevent the construction of a 25-foot wide two-way vehicular roadway. Should such an easement be not feasible in the front yard, but possible in a side or rear yard, then the latter location may be approved by the board of aldermen.

There is existing cross access between this property and the property to the west, which meets the above requirement. In addition, there is "a non-exclusive easement between this property and the property to the south and east, "over, through and around the common areas of their respective parcel for roadways, walkways, ingress and egress, and parking of motor vehicles". This gives the property access to Manchester Road at the traffic signal.

When reviewing a Special Use Exception, the Planning & Zoning Commission and Board of Aldermen shall determine whether such exception:

a. Will substantially increase traffic hazards or congestion.

The proposed development should not substantially increase traffic hazards or congestion.

b. Will adversely affect the character of the neighborhood.

The proposed development should not adversely affect the character of the neighborhood.

c. Will adversely affect the general welfare of the community.

The proposed development should not adversely affect the welfare of the community.

d. Will overtax public utilities.

The proposed development should not overtax public utilities.

e. Will adversely affect public safety and health.

The proposed development should not adversely affect public safety and health.

f. Is consistent with good planning practice.

The proposed development would meet all current requirements.

g. Can be operated in a manner that is not detrimental to the permitted developments and uses in the district.

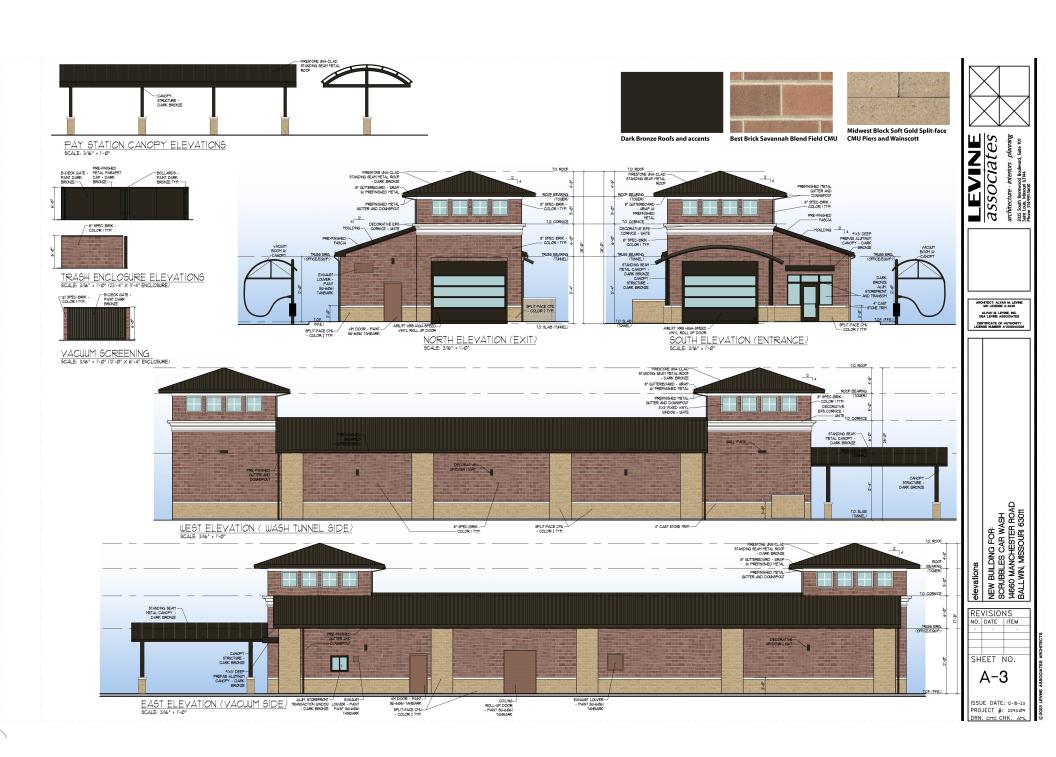
The proposed development should not be detrimental to the permitted developments and uses in the district.

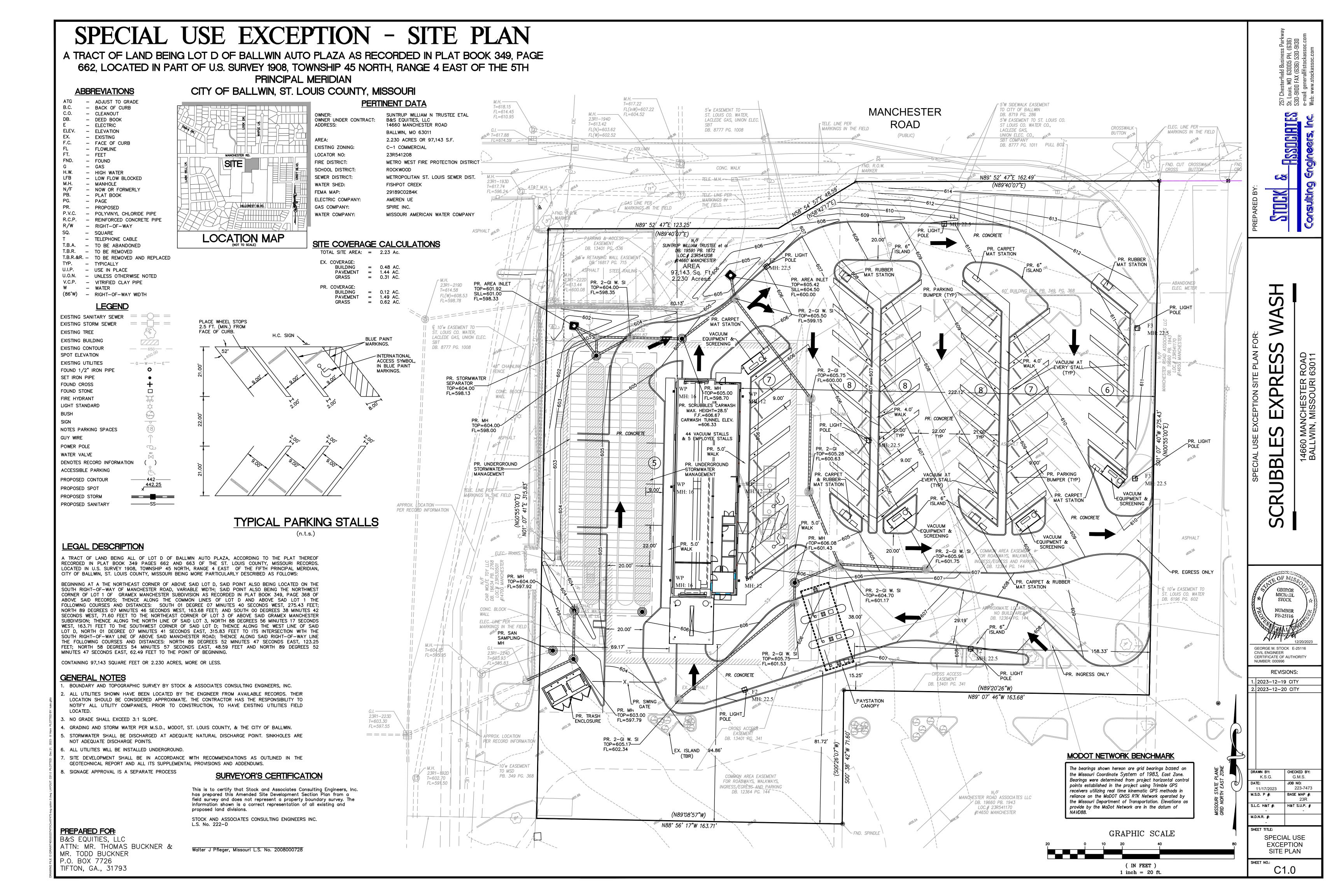
h. Can be developed and operated in a manner that is visually compatible with the permitted uses in the surrounding area.

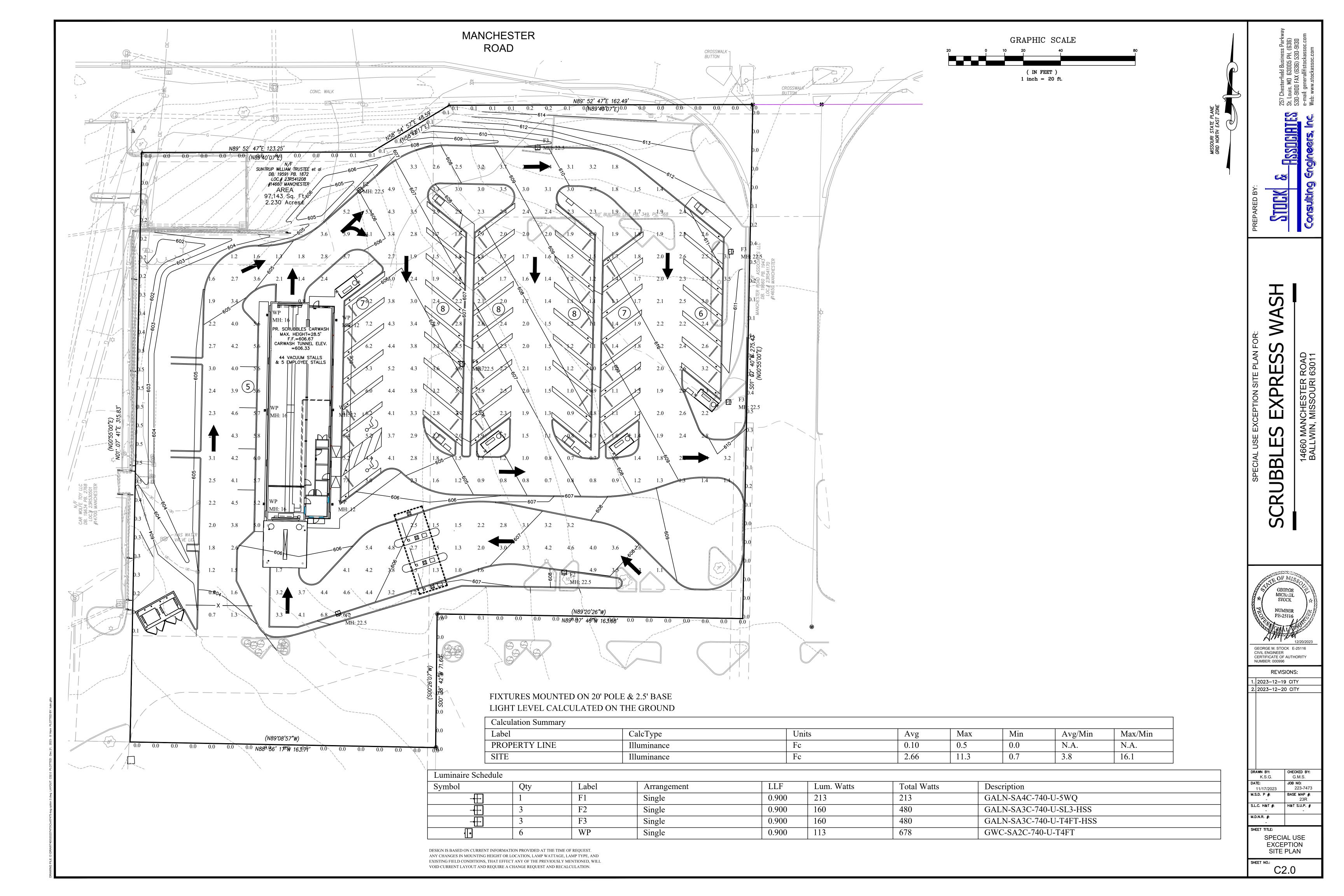
The proposed development should be operated in a manner that is visually compatible with the permitted uses in the surrounding area.

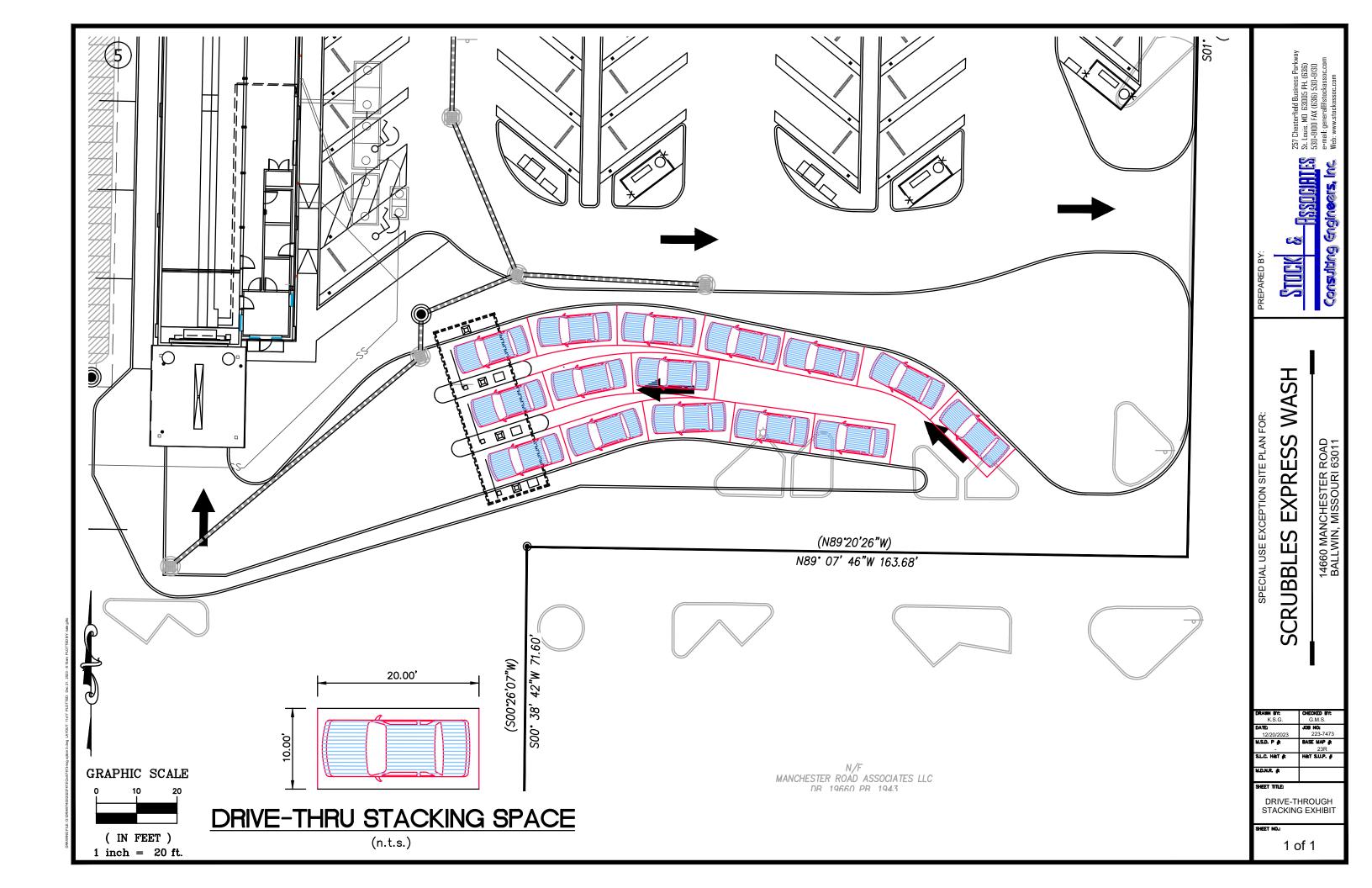
#### Staff recommendation:

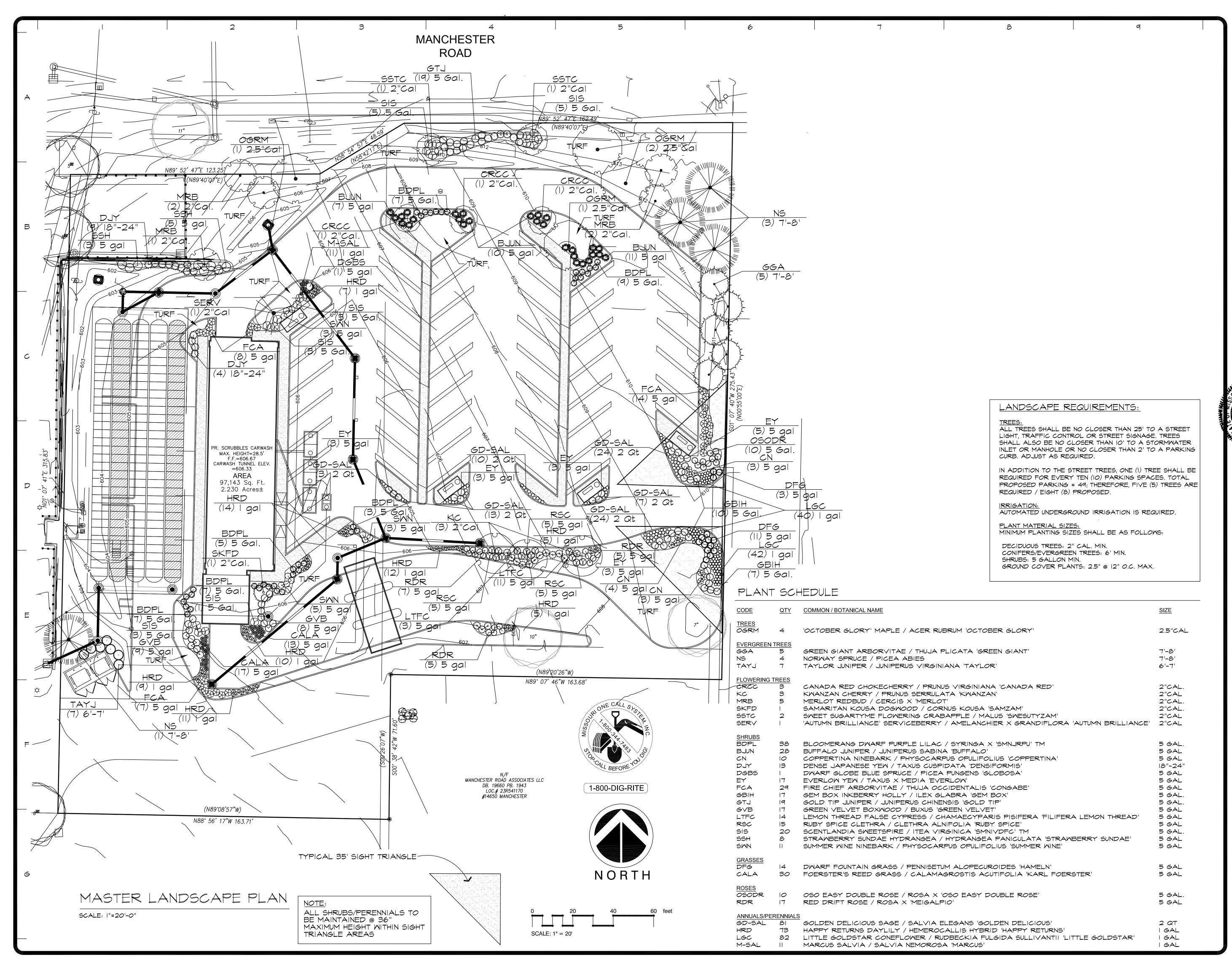
This Petition is for a carwash with front yard parking at 14660 Manchester Road. If this Special Use Exception is approved, the existing structure will be demolished and a tunnel carwash will be constructed in its place. All current requirements of Appendix A, Zoning Ordinance would be met. While staff recommends approving this petition, there are concerns regarding the quantity of vacuum stations. Panera Café is situated on the east side of Maple Lane, with an outdoor dining area in front. In response to these concerns, the petitioner has incorporated landscaping along the property line to enhance the screening of the proposed development.





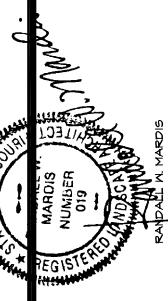






REVISIONS BY
12/19/2023 RWM
12/20/2023 RWM





LAN FOR THE PROPOSED

bles Car Wash

HESTER ROAD BALLWIN, MISSOURI 630

DRAWN
R. MARDIS
CHECKED
RWM/EL

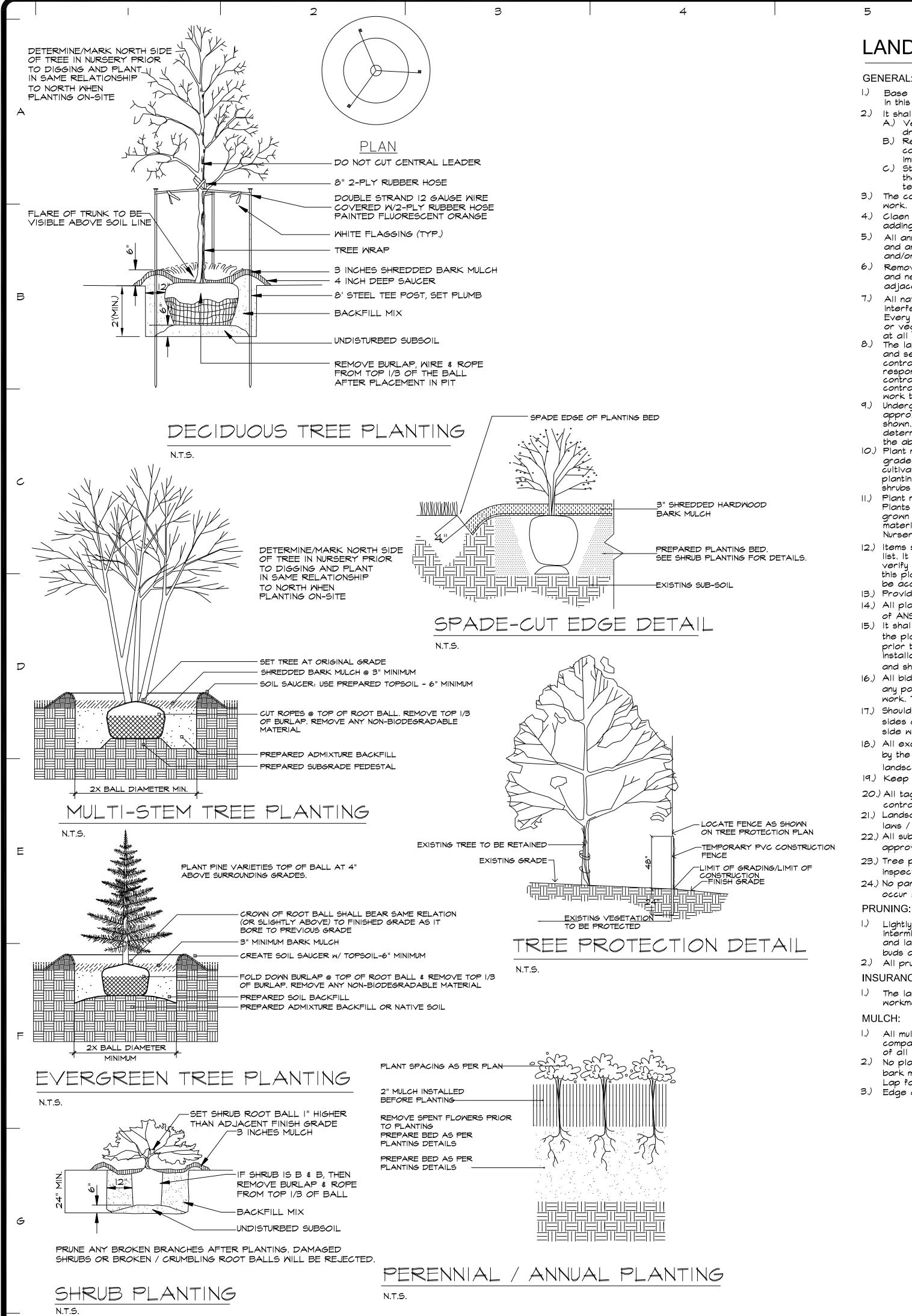
DATE
II/I1/2023

SCALE
I"=20'-0"

JOB No.
2023-171

SHEET

**PLANTING** 



# LANDSCAPE GUIDELINE SPECS:

### GENERAL:

- 1.) Base map information is accurate as of the date of drawing printed
- 2.) It shall be the landscape contractor's responsibility to: A.) Verify all existing and proposed features shown on the
- drawings prior to commencement of work. B.) Report all discrepancies found with regard to existing conditions or proposed design to the landscape architect immediately for a decision.
- C.) Stake the Tocations of all proposed plant material and obtain the approval of the owner's representative or landscape architect ten (10) days prior to installation.
- 3.) The contractor shall be in compliance with all codes applicable to this
- 4.) Claen all planting beds of debris, rock, building material, etc. prior to adding / spreading topsoil or mulch.
- 5.) All annual and/or perennial beds are to be roto-tilled at a depth of 12" and amended with peat moss or organic material prior to planting. All grass and/or weeds shall be killed / removed from new planting beds of any kind.
- 6.) Remove all debris and rock in parking lot islands shall be removed / disposed and new topsoil provided to a depth of 8" with a berm 4" higher than the adjacent curbing.
- 7.) All natural vegetation shall be maintained where it does not interfere with construction or the permanent plan of operation. Every effort possible shall be made to protect existing structures or végetation from damage due to equipment usage. Contractor shall at all times protect all materials and work against injury to public.
- 8.) The landscape contractor shall be responsible for any coordination and sequencing with other site related work being performed by other contractors. Any damage to the existing improvements shall be the responsibility of the contractor. It shall be the responsibility of the contractors to restore all areas of the site where disturbed by said contractor. Refer to additional drawings for further coordination of work to be done.
- 9.) Underground facilities, structures and utilities must be considered approximate only. There may be others not presently known or shown. It shall be the landscape contractor's responsibility to determine or verify the existence of and exact location of the above (Call utility location services in municipality).
- 10.) Plant material are to be planted in the same relationship to grade as was grown in nursery conditions. All planting beds shall be cultivated to 6" depth minimum and graded smooth immediately before planting of plants. Plant groundcover to within 12" of trunk of trees or shrubs planted within the area.
- II.) Plant material shall be typical in shape and form for species specified. Plants planted in groupings and masses shall also be matched. Container grown plant material shall not be root-bound and balled-and-burlapped material shall have root balls as dictated by American Standard for Nursery Stock.
- 12.) Items shown on this drawing take precedence over the material list. It shall be the landscape contractor's responsibility to verify all quantities and conditions prior to implementation of this plan. No substitutions of types or size of plant materials will be accepted without written approval from the landscape architect.
- 13.) Provide single-stem trees unless otherwise noted in plant schedule. 14.) All plant material shall comply with the recommendations and requirements of ANSI Z60.1 "American Standards for Nursery Stock".
- 15.) It shall be the contractor's responsibility to provide for inspection of the plant material by the Landscape Architect (or Owners' Representative) prior to acceptance. Inspections may take place before, during or after installation. Plants not conforming exactly to the plant list will not be accepted and shall be replaced at the landscape contractor's expense
- 16.) All bids are to have unit prices listed. The Owner has the option to delete any portion of the contract prior to signing the contract or beginning work. This will be a unit price contract; quotes shall be valid for 12 months.
- 17.) Should auger equipment be utilized in excavating any plant pits, vertical sides of plant pits shall be thoroughly scarified to avoid creation of "polished side walls" prior to plant material installation.
- 18.) All excess topsoil, rocks, debris and/or tainted soils shall be removed by the general contractor prior to point project is turned over to the landscape contractor to commence landscape installation.
- 19.) Keep all plant material (except turf) a minimum of 36" clear of fire hydrants.
- 20.) All tags, nursery stakes, labels, etc. shall be removed by the landscape contractor at completion of all landscape installation.
- 21.) Landscape contractor shall be in compliance with all federal, state and local laws / regulations relating to insect infestation and/or plant diseases.
- 22.) All substitutions of plant material shall be submitted to landscape architect for
- 23.) Tree protection fencing is to be installed prior to any grading operations and inspected daily / maintained in place until completion of the project.
- 24.) No parking, storage of materials or any other construction activities are to occur within tree protection areas.
- 1.) Lightly prune trees at time of planting. Prune only the crossover limbs, interminaled leaders and/or any broken branches. Some interior twias and lateral branches may be pruned. However, do not remove the terminal buds of branches that extend to the edge of the crown.
- 2.) All pruning shall comply with ANSI A300 standards.

## **INSURANCE:**

1.) The landscape contractor shall submit certificates of insurance for workman's compensation and general liability.

- 1.) All mulch to be shredded oak bark mulch at 3" depth (after compaction) unless otherwise noted. Mulch shall be clean and free of all foreign materials, including weeds, mold, deleterious materials, etc.
- 2.) No plastic sheeting or filter fabric shall be placed beneath shredded bark mulch beds. Mirafi fabric shall be used beneath all gravel mulch beds. Lap fabric 6" over adjacent coverages.
- 3.) Edge all beds with spade-cut edge unless otherwise noted

#### MAINTENANCE:

- 1.) Landscape Contractor shall provide a separate proposal to maintain all plants, shrubs, groundcover, perennials and annuals for a period of 12 months after acceptance.
- 2.) Contractor shall ensure that only competent and trained personnel shall provide such services and that such services be provided in a timely
- 3.) Watering of seeded or sodded lawns shall begin immediately and shall continue to be provided continuously for the following 72 hours. Regardless, the landscape contractor shall be resposible for all landscape maintenance until project turnover.

#### SIGHT TRIANGLES:

- I.) No landscape material or other obstructions shall be placed or be maintained within the sight distance area so as to impede the vision between a height of thirty inches (30") and ten feet (10') above the adjacent street or paving surfaces.
- 2.) Sight triangles at the intersection of a public street and a private access way (except for single family residences) shall also be formed by measuring from the point of intersection of the street frontage curbs and the entrance curb lines a distance of 35' and connecting the points so established to form the sight triangle area.

#### TOPSOIL:

- Topsoil mix for all proposed landscape plant material (excluding turf areas) shall be five (5) parts well-drained screened organic topsoil to one (1) part Canadian sphagnum peat moss as per planting détails. Roto-till topsoil mix to a depth of 6" minimum and grade smooth.
- 2.) Provide a soil analysis, as requested, made by an independent soil-testing agency outlining the % of organic matter, inorganic matter, deletérious material, pH and minéral content.
- 3.) Any foreign topsoil used shall be free of roots, stumps, weeds, brush, stones (larger than I"), litter or any other extraneous or toxic material. Landscape contractor shall be fully responsible for correcting all negative soil issues prior to plant installation. Killing and removal of all weeds shall be the responsibility of the landscape contractor as part of this task.
- 4.) Landscape contractor to apply pre-emergent herbicide to all planting beds upon completion of planting operations and before application of shredded bark mulch.
- 5.) Install siltation controls prior to commencement of any grading operations. Inspect and maintain all siltation fences on a weekly basis until vegetation is established.

## WARRANTY:

- 1.) All plant material (excluding ground cover, perennials and annuals) are to be warranted for a period of 12 months after complete installation of all landscape material at 100% of the installed price. All plant material deemed unhealthy, unsightly or having undue amounts of dead branches by the landscape architect shall be replaced under this warranty.
- 2.) Any plant material found to be defective shall be removed and replaced within 30 days of notification or in growth season determined to be best for
- 3.) Only one replacement per tree or shrub shall be required at the end of the warranty
- period, unless loss is due to failure to comply with the warranty. 4.) Landscape contractor shall not be liable due to acts of God or vandalism.
- 5.) Lawn establishment period will be in effect once the lawn has been moved three times. Plant establishment period shall commence on the date of acceptance and 100% completion.
- 6.) A written quarantee shall be provided to the owner per conditions outlined in #1 above.

## TURF:

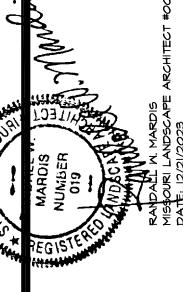
- I.) All disturbed lawn areas to be seeded with a mixture of Turf-Type fescue (300# per acre) and bluegrass (18# per acre). Lawn areas shall be unconditionally warranted for a period of 90 days from date of final acceptance. Bare areas more than one square foot per any 50 square feet shall be replaced.
- 2.) Seed and fertilization operations shall occur between May and June 15th or between September I and October 15th unless
- directed by others in writing AND irrigation system is operating 3.) Granular or pelleted fertilizer consisting of 50% water-insoluble slow release nitrogen, phosphorous and potassium in a 12-12-12
- 4.) The turf contractor shall be responsible for protection of finished grade; restore and repair any erosion or water damage and obtain owners' approval prior to seeding or sod installation.
- 5.) Landscape contractor shall offer an alternate price for sod in lieu of seed. Sod shall be cut at a uniform thickness of 3/4" No broken pieces, irregular pieces or torn pieces will be accepted.
- 6.) Any points carrying concentrated water loads and all slopes of 15% or greater shall be sodded. 7.) All sod shall be placed a maximum of 24 hours after harvesting
- 8.) Recondition existing lawn areas damaged by Contractor's operations including equipment/material storage and movement of vehicles.
- 9.) Sod Contractor to ensure sod is placed below sidewalk and all paved area elevations to allow for proper drainage.

# **IRRIGATION:**

- 1.) System shall be designed for 30 apm @ 80 PSI. Contractor to field verify actual conditions.
- 2.) Exact tap, backflow and controller location to be coordinated
- with owner or owner's representative. 3.) All control wiring to be 14 ga. Minimum 3 extra strands to be installed in each direction from the controller
- to the end of the mainline. 4.) All piping to be sleeved in SCH40 PVC when passing under hardscape. PVC Sleeve to be a minimum of twice the size of
- pipe(s) running through 5.) Underground facilities, structures and utilities must be considered approximate only. There may be others not presently known or shown. It shall be the irrigation contractor's responsibility to determine or verify the existence of and exact location of the above (Call I-800-DIG-RITE).
- 6.) It shall be the irrigation contractor's responsibility to: A.) Verify all existing and proposed features shown on the drawings prior to commencement of work.
- B.) Report all discrepancies found with regard to existing conditions or proposed design to the landscape architect immediately for a decision.
- 7. All landscaped areas shall have installed an automatic, permanent irrigation system - designed to cover all landscape areas. Irrigation shall be design / build.

12/19/2023 12/20/2023





30 ш S 0 0 Ω

Ξ 

DRAWN R. MARDIS CHECKED RWM/EL DATE 11/17/2023 SCALE N.A. 2023-177



#### PLANNING AND ZONING COMMISSION

1 GOVERNMENT CTR, BALLWIN, MO 63011 MONDAY, JANUARY 4, 2024 at 7:00 PM

## **PUBLIC HEARING**

Notice is hereby given that on Monday, January 4, 2024 at 7:00 P.M. – A Public Hearing will be held by the Planning & Zoning Commission in the City Government Center Board Room at 1 Government Center, Ballwin, Missouri. The Commission will consider the following petition:

SUE 24-01 – Petition for a Special Use Exception (SUE) for a carwash with front yard parking at 14660 Manchester Road

Additional information on this petition is at the City Government Center, or by calling 636-227-2243.

Planning & Zoning Commission
Eric Sterman, City Administrator