

# Site Plan Review and Adjustments

Submittal Date:

March 2025

Submitted To:

City of Salem  
Planning Department

Project Location:

Lot 1 of Kuebler Village Subdivision

Applicant(s):

Mosaic Development Services

Applicant's Land Use  
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# BRAND

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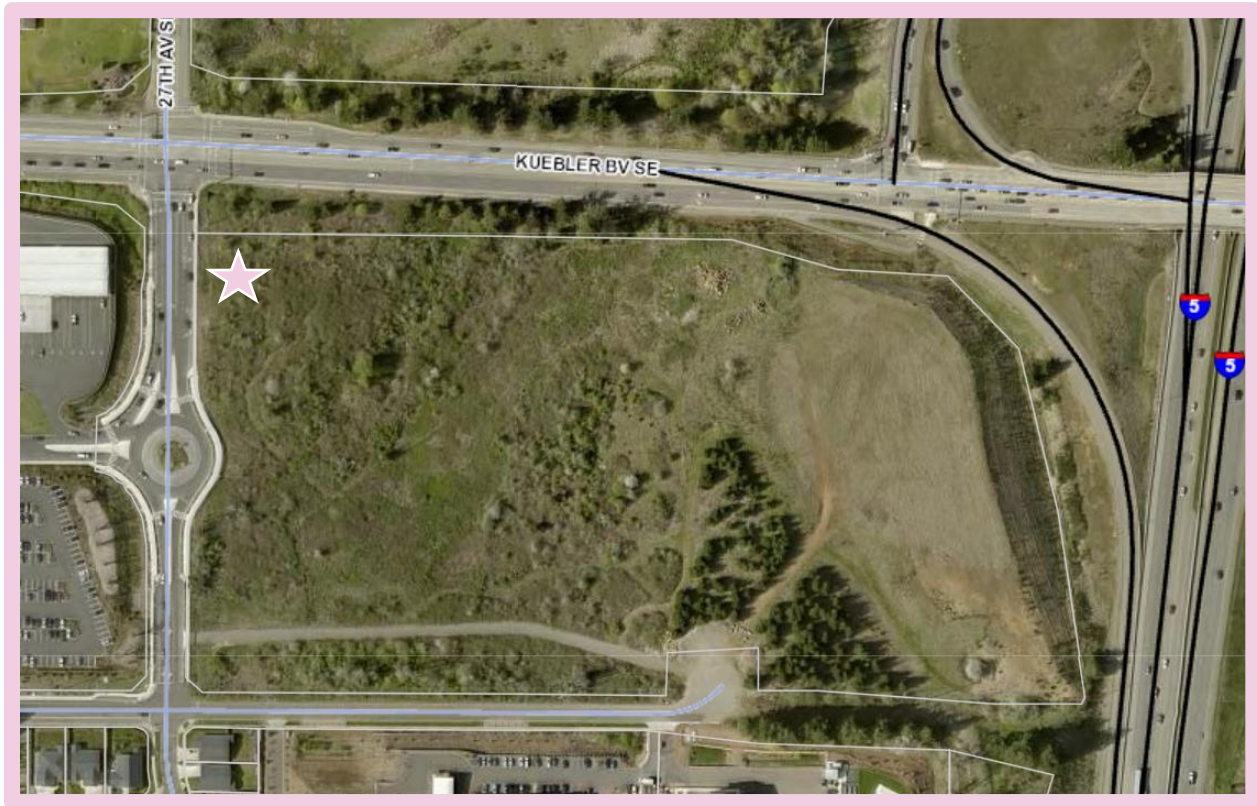
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## Aerial View of Subject Property and Existing Development



### Section 1: Property Background and Request

The applicant, Mosaic Development Services, is presenting a Class 3 Site Plan Review and Adjustments for the first phase of development within the Kuebler Village Subdivision. The first phase encompasses area A1 and includes a US Market and fueling station with 8 pumps and 16 fueling positions. When the subdivision is platted, the subject site will be .99 acres in size and is zoned Mixed Use III. Site improvements proposed include a robust pedestrian network leading to future internal phases of the subdivision and to the public sidewalk. Preliminary landscape plans are included demonstrating the site plan, as proposed, will exceed the minimum 15 percent site landscaping (6,458 square feet) by providing 7,169 square feet.

### Section 2: Existing Conditions

The development site is approximately 24.43 acres in size and is described as Marion County Assessor Map and Tax Lot 083W12C002201, a Marion County Tax Map is included within the exhibits list identifying the subject properties.

The site is located within corporate City limits of the City of Salem. The Salem Area Comprehensive Plan (SACP) map has a designation for the property of "Mixed Use". The properties are located outside of the City's Urban Service Area (USA). The applicant previously obtained approval of an Urban Growth Area Development Permit (23-120317-PLN).

The Comprehensive Plan designations of surrounding properties include:

North: Across Kuebler Boulevard SE, COM "Commercial"

South: MU "Mixed Use"

East: MU "Mixed Use"

West: Across 27th Avenue SE, COM "Commercial"

The subject property is zoned MU-III (Mixed Use-III). Surrounding properties are zoned as follows:

North: Across Kuebler Boulevard, CR (Retail Commercial)

South: MU-III (Mixed Use-III)

East: MU-III (Mixed Use-III)

West: Across 27th Avenue SE, CR (Retail Commercial)

## Section 3: Findings Applicable to Administrative Procedures

### Section 300.310 – Neighborhood Association Contact

- (a) *Purpose.* The purpose of neighborhood association contact is to provide an opportunity for neighborhood associations to learn of upcoming land use applications involving land within or adjacent to their boundaries in advance of applications being submitted. This encourages dialogue and provides opportunities for feedback and resolution of potential issues prior to filing.

***Applicant's Findings:*** *The applicant understands the purpose of requiring neighborhood association contact.*

- (b) *Applicability.*

- (1) Neighborhood association contact, as provided in this section, is required for those land use applications identified under Table 300-2 as requiring neighborhood association contact.

***Applicant's Findings:*** *As mentioned previously, Table 300-2 requires neighborhood association contact for the applications. The applicant's representative prepared a letter and sent it to the*

*chair and land use chair of the neighborhood association. The letter was sent via email. The email and the letter are included with this submittal.*

- (2) When multiple land use applications are consolidated into a single application and one or more of the applications involved include a requirement for neighborhood association contact and the other applications do not require neighborhood association contact, the entire consolidated application shall require neighborhood association contact.

***Applicant's Findings:*** *The applicant understands because the application is consolidated, neighborhood association contact is required for all applications included. As demonstrated by the contact materials provided, the applicant notified the chair and land use chair of all applications being requested. This criterion is met.*

- (3) Nothing in this section shall be construed to preclude additional contact between an applicant and neighborhood association beyond the requirements of this section, or an applicant from contacting a neighborhood association where no neighborhood association contact is required.

***Applicant's Findings:*** *The applicant understands nothing in this section shall preclude additional contact between the applicant and neighborhood association.*

- (c) *Process.* Prior to submitting a land use application requiring neighborhood association contact, the applicant shall contact the City-recognized neighborhood association(s) whose boundaries include, or are adjacent to, the subject property via e-mail or mailed letter. The e-mail or mailed letter shall:

- (1) Be sent to the chair(s) and land use chair(s) of the applicable neighborhood association(s) prior to submitting the land use application; and
- (2) Contain the following information:
  - (A) The name, telephone number, and e-mail address of the applicant;
  - (B) The address of the subject property;
  - (C) A summary of the proposal;
  - (D) A conceptual site plan, if applicable, that includes the proposed development; and
  - (E) The date on which the e-mail or letter is being sent;

***Applicant's Findings:*** *The applicant emailed a letter with information relating to the proposal to both the chair and land use chair of the neighborhood association. The letter included all the required information listed above. This criterion is met.*

- (d) *Effect on subsequent land use application submittal.* A land use application requiring neighborhood association contact shall not be accepted, as provided under SRC

300.210, unless it is accompanied by a copy of the e-mail or letter that was sent to the neighborhood association, and a list of the e-mail or postal addresses to which the e-mail or letter was sent.

***Applicant's Findings:*** *The applicant understands the city is unable to accept applications requiring neighborhood association contact prior to contact being made. However, the applicant has demonstrated satisfying this criterion prior to submittal.*

## Section 4: Findings Applicable to Class 3 Site Plan Review

### Chapter 220 – Site Plan Review

#### Section 220.001 – Purpose

The purpose of this chapter is to provide a unified, consistent and efficient means to conduct site plan review for development activity that requires a building permit, to ensure that such development meets all applicable standards of the UDC, including, but not limited to, standards related to access, pedestrian connectivity, setbacks, parking areas, external refuse storage areas, open areas, landscaping, and transportation and utility infrastructure.

#### Section 220.005 – Site Plan Review

(a) *Applicability.*

(1) Except as provided in subsection (a)(2) of this section, site plan review approval is required:

- (A) Prior to issuance of a building permit, for any development that requires a building permit;
- (B) Prior to a change of use, when a building permit is not otherwise required; and
- (C) Prior to commencement of work, for any of the following when a building permit is not otherwise required:
  - (i) Development of a new off-street parking or vehicle use areas;
  - (ii) Expansion of an existing off-street parking or vehicle use areas, when additional paved surface is added;
  - (iii) Alteration of an existing off-street parking or vehicle use areas, when the existing paved surface is replaced with a new paved surface;
  - (iv) Paving of an unpaved area; and
  - (v) Restriping of an off-street parking or vehicular use areas, when the layout will be reconfigured.

***Applicant's Findings:*** *The proposal includes a new development that will require a building permit; therefore, triggering the applicability of a site plan review.*

(2) Exemptions.

(A) The following development that requires a building permit is exempt from site plan review:

- (i) Development of a single family use, two family use, three family use, four family use, or cottage cluster on an individual lot, including the construction of accessory structures and paving associated with such uses.
- (ii) Sign installation.
- (iii) Ordinary maintenance or repair of existing buildings, structures, utilities, landscaping, and impervious surfaces, and the installation or replacement of operational equipment or fixtures.
- (iv) The alteration to the facade of a building, except in the Mixed Use-I (MU-I), Mixed Use- II (MU-II), Mixed Use-III (MU-III), or Mixed Use-Riverfront (MU-R) zones unless there are no standards in the zone that are applicable to the proposed façade alteration.
- (v) Interior construction or tenant improvements that involve no change of use or occupancy.
- (vi) Demolition permit.
- (vii) Construction of a fence.

(B) Any of the activities identified under subsection (a)(1)(C) of this section are exempt from site plan review if they are for a single family use, two family use, three family use, four family use, or cottage cluster on an individual lot.

***Applicant's Findings:*** *The proposal does not meet any of the exemptions listed above.*

(b) *Classes.* The three classes of site plan review are:

(1) *Class 1 site plan review.* Class 1 site plan review is site plan review for any development under subsection (a)(1) of this section that does not involve a land use decision or limited land use decision, as those terms are defined in ORS 197.015, and that involves either:

- (A) A change of use or change of occupancy where only construction or improvements to the interior of the building or structure are required; or

- (B) A change of use when a building permit is not otherwise required.
- (2) *Class 2 site plan review.* Class 2 site plan review is site plan review for any development under subsection (a)(1) of this section, other than development subject to Class 1 site plan review, that does not involve a land use decision or limited land use decision, as those terms are defined in ORS 197.015.
- (3) *Class 3 site plan review.* Class 3 site plan review is site plan review for any development under subsection (a)(1) of this section that involves a land use decision or limited land use decision, as those terms are defined in ORS 197.015. As used in this subsection, land use decisions and limited land use decisions include, but are not limited to, any development application that:
  - (A) Requires a Transportation Impact Analysis pursuant to SRC chapter 803;
  - (B) Requires a geotechnical report or geologic assessment under SRC chapter 810, except where a geotechnical report or geologic assessment has already been approved for the property subject to the development application;
  - (C) Requires deviation from clear and objective development standards of the UDC relating to streets, driveways or vision clearance areas;
  - (D) Proposes dedication of right-of-way which is less than the requirements of the Salem Transportation System Plan;
  - (E) Requires deviation from the clear and objective standards of the UDC and where the Review Authority is granted the authority to use limited discretion in deviating from the standard; or
  - (F) Involves the imposition of conditions of approval; or
  - (G) Requires a variance, adjustment, or conditional use permit.

***Applicant's Findings:*** *The proposal includes additional applications, including an adjustment application; therefore, triggering the applicability of a class 3 site plan review.*

(c) *Procedure type.*

- (1) Class 1 site plan review is processed as a Type I procedure under SRC chapter 300.
- (2) Class 2 site plan review is processed as a Type I procedure under SRC chapter 300.
- (3) Class 3 site plan review is processed as a Type II procedure under SRC chapter 300.
- (4) An application for site plan review may be processed concurrently with an application for a building permit; provided, however, the building permit shall not be issued until site plan review approval has been granted.

***Applicant's Findings:*** *The applicant is applying for a consolidated permit and understands the applications will be reviewed using type II procedures.*

(d) *Submittal requirements for Class 1 site plan review.* In lieu of the application submittal requirements under SRC chapter 300, an application for a Class 1 site plan review shall include a completed application form that shall contain the following information:

- (1) The names and addresses of the applicant(s), the owner(s) of the subject property, and any authorized representative(s) thereof;
- (2) The address or location of the subject property and its assessor's map and tax lot number;
- (3) The size of the subject property;
- (4) The comprehensive plan designation and zoning of the subject property;
- (5) The type of application(s);
- (6) A brief description of the proposal; and
- (7) Signatures of the applicant(s), owner(s) of the subject property, and/or the duly authorized representative(s) thereof authorizing the filing of the application(s).

(e) *Submittal requirements for Class 2 and Class 3 site plan review.*

(1) *Class 2 site plan review.* In addition to the submittal requirements for a Type I application under SRC chapter 300, an application for Class 2 site plan review shall include the following:

- (A) A site plan, of a size and form and in the number of copies meeting the standards established by the Planning Administrator, containing the following information:
  - (i) The total site area, dimensions, and orientation relative to north;
  - (ii) The location of all proposed primary and accessory structures and other improvements, including fences, walls, and driveways, indicating distance from the structures and improvements to all property lines and adjacent on-site structures;
  - (iii) Loading areas, if included in the proposed development;
  - (iv) The size and location of solid waste and recyclables storage and collection areas, and amount of overhead clearance above such enclosures, if included in the proposed development;
  - (v) An indication of future phases of development on the site, if applicable;

- (vi) All proposed landscape areas on the site, with an indication of square footage and their percentage of the total site area;
  - (vii) The location, height, and material of fences, berms, walls, and other proposed screening as they relate to landscaping and screening required by SRC chapter 807;
  - (viii) The location of all trees and vegetation required to be protected pursuant to SRC chapter 808;
  - (ix) The location of all street trees, if applicable, or proposed location of street trees required to be planted at time of development pursuant to SRC chapter 86; and
  - (x) Identification of vehicle, pedestrian, and bicycle parking and circulation areas, including handicapped parking stalls, disembarking areas, accessible routes of travel, and proposed ramps.
- (B) An existing conditions plan, of a size and form and in the number of copies meeting the standards established by the Planning Administrator, containing the following information:
- (i) The total site area, dimensions, and orientation relative to north;
  - (ii) The location of existing structures and other improvements on the site, including accessory structures, fences, walls, and driveways, noting their distance from property lines; and
  - (iii) The type, size, and location of all existing trees on the property, with an identification of those trees that will be preserved and those trees that will be removed; and
  - (iv) The location of the 100-year floodplain, if applicable.
- (C) A tree plan, of a size and form and in the number of copies meeting the standards established by the Planning Administrator, containing the following information:
- (i) The total site area, dimensions, and orientation relative to north;

- (ii) The location of all existing trees, indicating their species, DBH, critical root zone, and whether they will be preserved or removed;
  - (iii) The location of all new trees proposed to be planted on the development site, indicating their species and caliper at the time of planting;
  - (iv) The perimeter and soil depth of all proposed tree planting areas;
  - (v) The location of all existing and proposed primary and accessory structures;
  - (vi) The location of all existing and proposed parking and vehicle use areas; and
  - (vii) For developments that include more than one-half acre of new off-street surface parking, the tree plan shall include the expected tree canopy area after 15 years for all trees not removed by the proposed development, and the caliper of all proposed new trees at the time of planting in addition to the other requirements of the tree planting plan.
- (D) A grading plan depicting proposed site conditions following completion of the proposed development, when grading of the subject property will be necessary to accommodate the proposed development.
- (E) A completed trip generation estimate for the proposed development, on forms provided by the City.
- (F) Building elevation drawings for any proposed new buildings and any exterior additions or alterations to existing buildings when the height of the building, or a portion of the building is changed.
- (G) For development in the Mixed Use-I (MU-I) and Mixed Use-II (MU-II) Mixed Use-III (MU-III), and Mixed Use-Riverfront (MU-R) zones, architectural drawings, renderings, or sketches showing all elevations of the existing buildings and the proposed buildings as they will appear on completion.
- (H) For developments that include more than one-half acre of new off-street surface parking, proof of coordination with the local electric utility to ensure the compatibility of tree canopy and root systems with planned and existing utility infrastructure.

(2) *Class 3 site plan review.* In addition to the submittal requirements for a Type II application under SRC chapter 300, an application for Class 3 site plan review shall include the following:

- (A) All submittal requirements for a Class 2 site plan review under subsection (e)(1) of this section;
- (B) The zoning district, comprehensive plan designation, and land uses for all properties abutting the site;
- (C) Driveway locations, public and private streets, bike paths, transit stops, sidewalks, and other bike and pedestrian pathways, curbs, and easements;
- (D) The elevation of the site at two-foot contour intervals, with specific identification of slopes in excess of 15 percent;
- (E) The location of drainage patterns and drainage courses, if applicable;
- (F) A preliminary utility plan showing capacity needs for municipal water, stormwater facilities, and sewer service, and schematic location of connection points to existing municipal water and sewer services;
- (G) Summary table which includes site zoning designation; total site area; gross floor area by use (e.g., manufacturing, office, retail, storage); building height; itemized number of full size compact and handicapped parking stalls, and the collective total number; total lot coverage proposed, including areas to be paved for parking and sidewalks;
- (H) A geological assessment or geotechnical report, if required by SRC chapter 810, or a certification from an engineering geologist or a geotechnical engineer that landslide risk on the site is low, and that there is no need for further landslide risk assessment; and
- (I) A Transportation Impact Analysis, if required by SRC chapter 803.

***Applicant's Findings:*** *The applicant has provided the applicable submittal items above to review the proposal. This is met.*

(f) *Criteria.*

(1) *Class 1 site plan review.* An application for a Class 1 site plan review shall be granted if:

- (A) The application involves only a change of use or a change of occupancy, and there is no pending application for an associated land use decision or limited land use decision;

- (B) Only construction or improvements to the interior of the building or structure will be made;
- (C) The new use or occupancy will not require exterior improvements to the building or structure or alteration to existing parking, landscaping, or bufferyards;
- (D) Only clear and objective standards which do not require the exercise of discretion or legal judgment are applicable to the site plan review application; and
- (E) The application meets all applicable standards of the UDC.

***Applicant's Findings:*** *The applicant is applying for a class 3 site plan review; therefore, the approval criteria for a class 1 site plan review is not applicable.*

(2) *Class 2 site plan review.* An application for a Class 2 site plan review shall be granted if:

- (A) Only clear and objective standards which do not require the exercise of discretion or legal judgment are applicable to the application.
- (B) The application meets all the applicable standards of the UDC.

***Applicant's Findings:*** *The applicant is applying for a class 3 site plan review; therefore, the approval criteria for a class 2 site plan review is not applicable.*

(3) *Class 3 site plan review.* An application for Class 3 site plan review shall be granted if:

- (A) The application meets all applicable standards of the UDC;

***Applicant's Findings:*** *The applicant has compiled a complete list of applicable standards and criteria and has provided a response to each within this narrative. Where the proposal is unable to meet the standard, the applicant is requesting adjustments with mitigation where needed and possible. This criterion is met.*

- (B) The transportation system provides for the safe, orderly, and efficient circulation of traffic into and out of the proposed development, and negative impacts to the transportation system are mitigated adequately;

***Applicant's Findings:*** *The site was recently subdivided requiring the transportation system surrounding the sites to be constructed to provide safe, orderly, and efficient circulation of traffic. Therefore, the transportation system surrounding the site is being constructed to current standards and the proposed development does not create any negative impacts to the transportation system. This criterion is met.*

- (C) Parking areas and driveways are designed to facilitate safe and efficient movement of vehicles, bicycles, and pedestrians; and

***Applicant's Findings:*** *The applicant has provided findings within this narrative related to SRC Chapter 806 demonstrating the proposed parking areas and driveways are designed in accordance with the applicable provisions. This criterion is met.*

- (D) The proposed development will be adequately served with City water, sewer, stormwater facilities, and other utilities appropriate to the nature of the development.

***Applicant's Findings:*** *The proposed development is surrounded by utility infrastructure, either existing or installed with the Kuebler Village Subdivision creating this site. Therefore, the proposed development is adequately served by City water, sewer, and stormwater and other utilities necessary for the proposed development. This criterion is met.*

## Chapter 535 – MUIII – Mixed Use III

### Section 535.001 – Purpose

The purpose of the Mixed Use-III (MU-III) zone is to identify allowed uses and establish development standards that encourage infill development and redevelopment in mixed-use corridors and centers and promote pedestrian access. The MU-III zone generally allows a variety of retail and office uses, commercial services, and multiple family residential uses.

### Section 535.010 – Uses

- (a) Except as otherwise provided in this section, the permitted (P), special (S), conditional (C), and prohibited (N) uses in the MU-III zone are set forth in Table 535-1.

***Applicant's Findings:*** *The proposal includes a convenient store, designated as a retail sales use, and gas pumps, designated as a motor vehicle service use and both are outright permitted within the MU-III zone pursuant to table 535-1.*

### Section 535.015 – Development Standards

Development within the MU-III zone must comply with the development standards set forth in this section.

- (a) *Lot standards.* Lots within the MU-III zone shall conform to the standards set forth in Table 535-2.

***Applicant's Findings:*** *The lot standards were considered when the subdivision took place. Table 535-2 has no lot standards for lot area, lot width, or lot depth. The use requires a minimum of 16 feet of street frontage, which is exceeded on all three streets that abut this lot. This is met.*

- (b) *Dwelling unit density.* Development within the MU-III zone that is exclusively residential or single-room occupancy shall have a minimum density of 15 dwelling units per acre.

***Applicant's Findings:*** *The proposal does not include any dwelling units; therefore, this development standard does not apply to this proposal.*

- (c) *Setbacks.* Setbacks within the MU-III zone shall be provided as set forth in Tables 535-3 and 535-4.

***Applicant's Findings:***

*Abutting Street:* Pursuant to table 535-5, the setback abutting a street for this proposal is a minimum of 5 feet and a maximum of 30 feet. Abutting Kuebler Boulevard, the proposed building is setback approximately 15 feet from the property line. The applicant is proposing bicycle racks, a pedestrian amenity, and landscaping within this setback. Abutting 27<sup>th</sup> Avenue, the proposed building is setback approximately 19 feet from the property line. The proposal includes a retaining wall and a staired primary entrance surrounded by landscaping within this setback. For the accessory structures proposed; the canopy over the fueling pumps is setback 25 feet from the property line abutting 27<sup>th</sup> Avenue, and the trash enclosure is setback 16 feet from the property line abutting 27<sup>th</sup> Avenue, where the minimum setback is 5 feet.

*Interior Front:* Pursuant to table 535-4, there is no setback established abutting a property zoned Mixed-Use for buildings and accessory structures. The vehicle use area is required to be setback a minimum of 5 feet with Type A landscaping. As demonstrated on the submitted plans, there is a combination of a 6-foot wide sidewalk and approximately 9 feet of landscaping proposed, therefore, the minimum vehicle use area setback is exceeded by approximately 10 feet.

*Interior Side:* Pursuant to table 535-4, there is no setback established abutting a property zoned Mixed-Use for buildings and accessory structures. The vehicle use area is required to be setback a minimum of 5 feet with Type A landscaping. The applicant is requesting an adjustment to this requirement as a shared driveway is planned along the eastern property line to serve the adjacent site.

- (d) *Lot coverage; height.* Buildings and accessory structures within the MU-III zone shall conform to the lot coverage and height standards set forth in Table 535-5.

***Applicant's Findings:*** Pursuant to table 535-5 there is no maximum lot coverage standard. The maximum building height pursuant to table 535-5 is 70 feet, the tallest point of the proposed building is 24 feet which is less than the allowed maximum. As shown on the site plan provided in this application package, the fueling canopy is proposed to have 18 feet of clearance to the underside of the canopy and will not exceed 70 feet to the top of the canopy. This standard is

met; however, the applicant understands due to the airport overlay, a variance for height will be required with the FAA.

(e) *Landscaping.*

(1) *Setbacks.* Setbacks, except setback areas abutting a street that provide pedestrian amenities, shall be landscaped to conform to the following standards:

(A) The required setback abutting a street for development that is exclusively residential shall meet the standard of a minimum of one plant unit per 16 square feet of landscaped area. Landscaping shall conform to the standards set forth in SRC chapter 807.

***Applicant's Findings:*** *The proposal is not exclusively residential; therefore, this is not applicable.*

(B) For all other uses, landscaping shall conform to the standards set forth in SRC chapter 807.

***Applicant's Findings:*** *Landscaping is addressed under chapter 806 and 807 of this narrative.*

(2) *Vehicle use areas.* Vehicle use areas shall be landscaped as provided under SRC chapters 806 and 807.

***Applicant's Findings:*** *Landscaping required for the vehicle use area is addressed under chapters 806 and 807 of this narrative.*

(3) *Development site.* A minimum of 15 percent of the development site shall be landscaped. Landscaping shall meet the Type A standard set forth in SRC chapter 807. Other required landscaping under the UDC, such as landscaping required for setbacks or vehicle use areas, may count towards meeting this requirement.

***Applicant's Findings:*** *The development site is 43,056 square feet, requiring 6,458 square feet of landscaping. The proposal includes 7,169 square feet of landscaping, or 16.6 percent, of landscaping which exceeds the minimum required. This requirement is met.*

(4) *Gasoline stations.* In addition to the landscaping requirements set forth in this section, gasoline stations shall be required to provide a minimum of one plant unit per 16 square feet of landscaped area. The landscaped area shall conform to the standards set forth in SRC chapter 807.

***Applicant's Findings:*** *As demonstrated on the table provided on the submitted site plan, the applicant is providing one plant unit per 16 square feet of the required landscaping area of 6,458 square feet. This is met.*

(f) *Development standards for continued uses.*

(1) *Buildings.* Buildings housing a continued use and existing accessory structures may be structurally altered or enlarged, or rebuilt following damage or

destruction, provided such alteration, enlargement, or rebuilding conforms to development standards in this chapter and to all other applicable provisions of the UDC; or

- (2) *Option to rebuild in same location.* Any building or structure rebuilt shall be located on the same location on the lot as the original building or structure and may be enlarged, provided the enlargement does not increase the building or structure's nonconformity to development standards set forth in this chapter and all other applicable provisions of the UDC.

***Applicant's Findings:*** *There are no existing uses on the site, therefore the above development standards for continued uses are not applicable.*

- (g) *Pedestrian-oriented design.* Development within the MU-III zone, excluding development requiring historic design review and multiple family development, shall conform to the pedestrian-oriented design standards set forth in this section. Any development requiring historic design review shall only be subject to design review according to the historic design review standards or the historic design review guidelines set forth in SRC chapter 230.

- (1) *Off-street parking location.* New off-street surface parking areas and vehicle maneuvering areas shall be located behind or beside buildings and structures. New off-street surface parking areas and vehicle maneuvering areas shall not be located between a building or structure and a street.

***Applicant's Findings:*** *The off-street parking area to the south of the newly proposed building is not located between the building and 27<sup>th</sup> Avenue. The off-street parking area located to the east of the newly proposed building is also located beside the building and not between the building and Kuebler Village. This criterion is met.*

- (2) *Drive through location.* New drive throughs shall be located behind or beside buildings and structures.

***Applicant's Findings:*** *There is not a drive-through included with the proposal; therefore, this is not applicable.*

- (3) *Outdoor storage.* Outdoor storage of merchandise located within 50 feet of the right-of-way shall be screened with landscaping or a site-obscuring fence or wall.

***Applicant's Findings:*** *Outdoor storage is not included with this proposal; therefore, this is not applicable.*

- (4) *Building entrances:* *For buildings within the maximum setback abutting a street, a primary building entrance for each building facade facing a street shall be facing the street.* If a building has frontage on more than one street, a single

primary building entrance on the ground floor may be provided at the corner of the building where the streets intersect.

***Applicant's Findings:*** *The applicant is requesting an adjustment to eliminate this standard. During the subdivision process, the City has expressed support for designating the private street within Kuebler Village subdivision to be the primary street. The north side of the building is not a primary building façade, and is not visible at street level off of Kuebler Boulevard. A primary building entrance has been provided to 27<sup>th</sup> Avenue as close to the intersection of Kuebler Boulevard as possible, given the significant grade. This primary entrance includes stairs connecting pedestrians within the right-of-way directly to the main entrance of the new building. The applicant has included pedestrian connections to 27<sup>th</sup> Avenue and the private street to ensure plenty of connectivity to the primary building entrance.*

- (5) *Ground-floor windows.* For buildings within the maximum setback abutting a street, ground floor building facades facing that street shall include transparent windows on a minimum of 50 percent of the ground floor facade. The windows shall not be mirrored or treated in such a way as to block visibility into the building. The windows shall have a minimum visible transmittance (VT) of 37 percent.

***Applicant's Findings:*** *The applicant is applying for two adjustments to this standard. The applicant requests to eliminate the standard along Kuebler Boulevard as the grade of the site puts the building at a taller point than the street view along Kuebler Boulevard. No windows are being provided on this façade as it is the back of the building. The applicant has created a visually appealing façade that will be cohesive with other buildings located at the intersection of Kuebler Boulevard and Battle Creek Road. These buildings are actually closer to the grade level of the street than the building proposed with this application. The second adjustment is to reduce the 50 percent window coverage down to 43 percent window coverage along the façade facing 27<sup>th</sup> Avenue. Measurements and materials have been provided on the elevation drawing submitted with this application. The applicant used 112.030(b) for the windows along 27<sup>th</sup> Avenue. Additional findings are provided within the Adjustment Application section of this narrative. With the adjustments, the applicant has demonstrated the intent of the standard is being met.*

#### Section 535.020 – Design Review

Design review under SRC chapter 225 is required for development within the MU-III as follows:

- (a) Multiple family development shall be subject to design review according to the multiple family design review standards set forth in SRC chapter 702.

- (b) Residential care with five or more self-contained dwelling units shall be subject to design review according to the multiple family design review standards set forth in SRC chapter 702.

***Applicant's Findings:*** *The proposal does not include a multiple family development or residential care; therefore, the development is not subject to design review.*

## Chapter 800 – General Development Standards

### Section 800.001 – Purpose

The purpose of this chapter is to establish certain standards that apply generally to development throughout the City, regardless of zone.

### Section 800.005 – Applicability

The standards set forth in this chapter apply to all development in every zone unless otherwise exempted by the UDC. In the event of a conflict between the standards set forth in this chapter and any other provision of the UDC, the more restrictive provision shall apply.

### Section 800.055 – Solid waste service areas

Solid waste service areas shall provide for the safe and convenient collection of solid waste and recyclable and compostable materials by the local solid waste collection franchisee.

- (a) ***Applicability.*** Solid waste service area design standards shall apply to:

- (1) All new solid waste, recycling, and compostable service areas, where use of a solid waste, recycling, and compostable receptacle of one cubic yard or larger is proposed; and
- (2) Any change to an existing solid waste service area for receptacles of one cubic yard or larger that requires a building permit.

- (b) ***Solid waste receptacle placement standards.*** All solid waste receptacles shall be placed at grade on a concrete pad that is a minimum of four inches thick, or on an asphalt pad that is a minimum of six inches thick. The pad shall have a slope of no more than a three percent and shall be designed to discharge stormwater runoff consistent with the overall stormwater management plan for the site approved by the Director.

- (1) ***Pad area.*** In determining the total concrete pad area for any solid waste service area:

- (A) The pad area shall extend a minimum of one foot beyond the sides and rear of the receptacle; and
- (B) The pad area shall extend a minimum three feet beyond the front of the receptacle.

- (C) In situations where receptacles face each other, a minimum four feet of pad area shall be required between the fronts of the facing receptacles.

(2) *Minimum separation.*

- (A) A minimum separation of 1.5 feet shall be provided between the receptacle and the side wall of the enclosure.
- (B) A minimum separation of five feet shall be provided between the receptacle and any combustible walls, combustible roof eave lines, or building or structure openings.

(3) *Vertical clearance.*

- (A) *Receptacles two cubic yards or less.* Receptacles two cubic yards or less in size shall be provided with a minimum of eight feet of unobstructed overhead or vertical clearance for servicing.
- (B) *Receptacles greater than two cubic yards.* Receptacles greater than two cubic yards in size shall be provided with a minimum of 14 feet of unobstructed overhead or vertical clearance for servicing; provided, however, overhead or vertical clearance may be reduced to eight feet:
  - (i) For enclosures covered by partial roofs, where the partial roof over the enclosure does not cover more than the rear eight feet of the enclosure, as measured from the inside of the rear wall of the enclosure (see Figure 800-6); or
  - (ii) Where a physical barrier is installed within, and a maximum of eight feet from the front opening of, the enclosure preventing the backward movement of the receptacle (see Figure 800-7).

(c) *Permanent drop box and compactor placement standards.*

- (1) All permanent drop boxes shall be placed on a concrete pad that is a minimum of six inches thick. The pad shall have a slope of no more than one percent and shall be designed to discharge stormwater runoff consistent with the overall stormwater management plan for the site approved by the Director.
- (2) All permanent compactors shall be placed on a concrete pad that is structurally engineered or in compliance with the manufacturer specifications. The pad shall have a slope of no more than three percent and shall be designed to discharge stormwater runoff consistent with the overall stormwater management plan for the site approved by the Director.

- (3) Pad area. The pad area shall be a minimum of 12 feet in width. The pad area shall extend a minimum of five feet beyond the rear of the permanent drop box or compactor.
- (4) Minimum separation. A minimum separation of five feet shall be provided between the permanent drop box or compactor and any combustible walls, combustible roof eave lines, or building or structure openings.
- (d) *Solid waste service area screening standards.*
  - (1) Solid waste, recycling, and compostable service areas shall be screened from all streets abutting the property and from all abutting residentially zoned property by a minimum six-foot-tall sight-obscuring fence or wall; provided, however, where receptacles, drop boxes, and compactors are located within an enclosure, screening is not required. For the purpose of this standard, abutting property shall also include any residentially zoned property located across an alley from the property.
  - (2) Existing screening at the property line shall satisfy screening requirements if it includes a six-foot-tall sight-obscuring fence or wall.
- (e) *Solid waste service area enclosure standards.* When enclosures are used for required screening or aesthetics, such enclosures shall conform to the standards set forth in this subsection. The overall dimensions of an enclosure are dependent upon the number and size of receptacles the enclosure is designed to accommodate.
  - (1) *Front opening of enclosure.* The front opening of the enclosure shall be unobstructed and shall be a minimum of 12 feet in width.
  - (2) *Measures to prevent damage to enclosure.*
    - (A) Enclosures constructed of wood or chainlink fencing material shall contain a minimum four-inch nominal high bumper curb at ground level located 12 inches inside the perimeter of the outside walls of the enclosure to prevent damage from receptacle impacts.
    - (B) Enclosures constructed of concrete, brick, masonry block, or similar types of material shall contain a minimum four-inch nominal high bumper curb at ground level located 12 inches inside the perimeter of the outside walls of the enclosure, or a fixed bumper rail to prevent damage from receptacle impacts.
    - (C) The requirements under subsections (e)(2)(A) and (B) of this section shall not apply if the enclosure is designed to be separated:
      - (i) A minimum distance of two feet from the sides of the container or receptacles; and

- (ii) A minimum of three feet from the rear of the container or receptacles.
- (3) *Enclosure gates.* Any gate across the front opening of an enclosure shall swing freely without obstructions. For any enclosure opening with an unobstructed width of less than 15 feet, the gates shall open a minimum of 120 degrees. For any enclosure opening with an unobstructed width of 15 feet or greater, the gates shall open a minimum of 90 degrees. All gates shall have restrainers in the open and closed positions.
- (4) *Prohibited enclosures.* Receptacles shall not be stored in buildings or entirely enclosed structures unless the receptacles are:
  - (A) Stored in areas protected by an automatic sprinkler system approved by the City Fire Marshal; or
  - (B) Stored in a building or structure of a fire resistive Type I or Type IIA construction that is located not less than ten feet from other buildings and used exclusively for solid waste receptacle storage.

***Applicant's Findings:*** *On the submitted site plan, the applicant has provided detailed solid waste service area and trash enclosure details, including all dimensions. There is no additional screening required as the solid waste service area is proposed within an enclosure. There are no permanent drop boxes or compactors included with this proposal. The enclosure gates are 16 feet in width and open a minimum of 90 degrees. These standards are met.*

(f) *Solid waste service area vehicle access.*

- (1) Vehicle operation area.
  - (A) A vehicle operation area shall be provided for solid waste collection service vehicles that is free of obstructions and no less than 45 feet in length and 15 feet in width; provided, however, where the front opening of an enclosure is wider than 15 feet, the width of the vehicle operation area shall be increased to equal the width of the front opening of the enclosure. Vehicle operation areas shall be made available perpendicular to the front of every receptacle, or, in the case of multiple receptacles within an enclosure, perpendicular to every enclosure opening.
  - (B) For solid waste service areas having receptacles of two cubic yards or less, the vehicle operation area may be located:
    - (i) Perpendicular to the permanent location of the receptacle or the enclosure opening (see Figure 800-8);

- (ii) Parallel to the permanent location of the receptacle or the enclosure opening (see Figure 800-9); or
  - (iii) In a location where the receptacle can be safely maneuvered manually not more than 45 feet into a position at one end of the vehicle operation area for receptacle servicing.
- (C) The vehicle operation area may be coincident with a parking lot drive aisle, driveway, or alley provided that such area is kept free of parked vehicles and other obstructions at all times except for the normal ingress and egress of vehicles.
- (D) Vertical clearance. Vehicle operation areas shall have a minimum vertical clearance of 14 feet.
- (E) In the event that access to the vehicle operation area is not a direct approach into position for operation of the service vehicle, a turnaround, in conformance with the minimum dimension and turning radius requirements shown in Figure 800-10, shall be required to allow safe and convenient access for collection service.
- (2) Vehicle operation areas shall be designed so that waste collection service vehicles are not required to back onto a public street or leave the premises.
- (3) Vehicle operation areas shall be paved with asphalt, concrete, or other hard surfacing approved by the Director, and shall be adequately designed, graded, and drained to the approval of the Director.
- (4) Signs. "No Parking" signs shall be placed in a prominent location on the enclosure, or painted on the pavement in front of the enclosure or receptacle, to ensure unobstructed and safe access for the servicing of receptacles.

***Applicant's Findings:*** *The proposed trash enclosure has an unobstructed area that is no less than 45 feet in length and 16 feet in width, the width of the enclosure gates. In no case will a waste collection service vehicle be forced to backup into a public street to leave the site. The operation area is proposed to be paved with asphalt. As demonstrated on the site plan, a "no parking" sign will be located on the front of the enclosure. These standards are met.*

- (g) *Notice to solid waste collection franchisee.* Upon receipt of an application to vary or adjust the standards set forth in this section, notification and opportunity to comment shall be provided to the applicable solid waste collection franchisee. Notice required under this subsection shall be in addition to the notification required for a variance or adjustment under SRC chapter 300.

***Applicant's Findings:*** *The applicant is not adjusting any of the solid waste area or trash enclosure standards outlined in this section; therefore, notice to the solid waste collection franchisee is not required.*

#### Section 800.060 – Exterior Lighting

- (a) Exterior lighting shall not shine or reflect onto adjacent properties, or cast glare onto the public right-of-way.
- (b) Exterior light fixtures shall be located and designed so that the light source, when viewed at a height of five feet above the ground at a distance of five feet outside the boundary of the lot, shall be either:
  - (1) Completely shielded from direct view; or
  - (2) No greater than five foot-candles in illumination.

***Applicant's Findings:*** *The applicant understands the exterior lighting requirements outlined above. At the time of building permit the applicant will provide a detailed lighting plan in conformance with this section. This will be met.*

#### Section 800.065 – Pedestrian access

Except where pedestrian access standards are provided elsewhere under the UDC, and unless otherwise provided in this section, all developments, other than development of single-family, two-family, three-family, and four-family uses, and multiple family uses subject to SRC chapter 702, shall include an on-site pedestrian circulation system developed in conformance with the standards in this section. For purposes of this section development means the construction of, or addition to, a building or accessory structure or the construction of, or alteration or addition to, an off-street parking or vehicle use area. Development does not include construction of, or additions to, buildings or accessory structures that are less than 200 square feet in floor area. Development also does not include the installation of electric vehicle charging stations in existing approved parking lots or vehicle use areas.

- (a) *Pedestrian connections required.* The on-site pedestrian circulation system shall provide pedestrian connectivity throughout the development site as follows:
  - (1) *Connection between building entrances and streets.*
    - (A) Except as otherwise provided in this subsection, a pedestrian connection shall be provided between the primary building entrance of each building on the development site and each adjacent street. Where a building has more than one primary building entrance, a single pedestrian connection from one of the building's primary entrances to each adjacent street is allowed; provided each of the building's primary entrances are connected,

via a pedestrian connection, to the required connection to the street (see Figure 800-11).

***Applicant's Findings:*** As demonstrated on the submitted plans, the primary building entrances are connected by a single pedestrian connection. The primary building entrances are connected to 27<sup>th</sup> Avenue and the private street within the Kuebler Village subdivision. The applicant is requesting an adjustment to eliminate a pedestrian connection to Kuebler Boulevard as there are site constraints and right-of-way constraints, including grade and a drainage ditch, that make a direct pedestrian connection infeasible. Additionally, as the back of the building is along Kuebler Boulevard, a pedestrian connection to the back side of the building is not appropriate. The applicant has provided a pedestrian connection as close as possible to the intersection of Kuebler Boulevard and 27<sup>th</sup> Avenue. This connection is approximately 70-feet away from the crosswalk at this intersection.

- (B) Where an adjacent street is a transit route and there is an existing or planned transit stop along street frontage of the development site, at least one of the required pedestrian connections shall connect to the street within 20 feet of the transit stop (see Figure 800-12).

***Applicant's Findings:*** There are no transit routes along the street frontages abutting the site; therefore, this requirement is not applicable.

- (C) A pedestrian connection is not required between the primary building entrance of a building and each adjacent street if:
  - (i) The development site is a corner lot and the building has a primary building entrance that is located within 20 feet of, and has a pedestrian connection to, the property line abutting one of the adjacent streets; or
  - (ii) The building is a service, storage, maintenance, or similar type building not primarily intended for human occupancy.

***Applicant's Findings:*** The proposal does not meet the exceptions listed above for pedestrian connections to each adjacent street.

(2) *Connection between buildings on the same development site.*

- (A) Except as otherwise provided in this subsection, where there is more than one building on a development site, a pedestrian connection, or pedestrian connections, shall be provided to connect the primary building entrances of all of the buildings.

- (B) A pedestrian connection, or pedestrian connections, is not required between buildings on the same development site if:
  - (i) The buildings have a primary building entrance that is located within 20 feet of, and has a pedestrian connection to, the property line abutting a street; and
  - (ii) A public sidewalk within the adjacent street right-of-way provides pedestrian access between the primary building entrances; or
  - (iii) The buildings are service, storage, maintenance, or similar type buildings not primarily intended for human occupancy.

***Applicant's Findings:*** Only one building is proposed on the development site; therefore, this is not applicable.

(3) *Connection through off-street parking areas.*

- (A) Surface parking areas. Except as provided under subsection (a)(3)(A)(iii) of this section, off-street surface parking areas greater than 25,000 square feet in size or including four or more consecutive parallel drive aisles shall include pedestrian connections through the parking area to the primary building entrance or where there is no building, through the parking area as provided in this subsection.

***Applicant's Findings:*** The proposed off-street parking area is not greater than 25,000 square feet in size and does not include four or more consecutive parallel drive aisles; therefore, this is not applicable.

- (B) Parking structures and parking garages. Where an individual floor of a parking structure or parking garage exceeds 25,000 square feet in size, a pedestrian connection shall be provided through the parking area on that floor to an entrance/exit.

***Applicant's Findings:*** No parking structures or parking garages are included with this proposal. This is not applicable.

- (4) *Connection to existing or planned paths and trails.* Where an existing or planned path or trail identified in the Salem Transportation System Plan (TSP) or the Salem Comprehensive Parks System Master Plan passes through a development site, the path or trail shall:

- (A) Be constructed, and a public access easement or dedication provided; or
- (B) When no abutting section of the trail or path has been constructed on adjacent property, a public access easement or dedication shall be provided for future construction of the path or trail.

***Applicant's Findings:*** *There are no existing or planned paths or trails identified in the Salem Transportation System Plan (TSP) or the Salem Comprehensive Parks System Master Plan that pass through or abut the subject site. As such, there is no requirement for the applicant to construct a path or trail or provide a public access easement or dedication for future construction. The proposed development includes a well-integrated pedestrian network that will connect to future phases of the Kuebler Village Subdivision and the public sidewalk, ensuring safe and efficient pedestrian circulation throughout the site.*

- (5) *Connection to abutting properties.* Whenever a vehicular connection is provided from a development site to an abutting property, a pedestrian connection shall also be provided. A pedestrian connection is not required, however:
  - (A) To abutting properties used for activities falling within the following use classifications, use categories, and uses under SRC chapter 400:
    - (i) Single-family;
    - (ii) Two-family;
    - (iii) Group living;
    - (iv) Industrial;
    - (v) Infrastructure and utilities; and
    - (vi) Natural resources.
  - (B) Where the use of an abutting property has specific security needs that make providing a connection impractical or undesirable;
  - (C) Where on-site activities on abutting properties, such as the operation of trucks, forklifts, and other equipment and machinery would present safety conflicts with pedestrians;
  - (D) Where buildings or other improvements on abutting properties physically preclude a connection now or in the future; or
  - (E) Where physical conditions of the land, such as topography or existing natural resource areas, including, but not limited to, wetlands, ponds, lakes, streams, or rivers, make providing a connection impractical.

***Applicant's Findings:*** As demonstrated on the submitted plans, pedestrian connections are provided to the abutting properties to the east and south of the development site. This requirement is met.

(b) *Design and materials.* Required pedestrian connections shall be in the form of a walkway, or may be in the form of a plaza. Where a path or trail identified in the Salem Transportation System Plan (TSP) or Salem Comprehensive Parks System Master Plan is required, the path or trail shall conform to the applicable standards of the TSP or Salem Comprehensive Parks System Master Plan in-lieu of the standards in this subsection.

(1) Walkways shall conform to the following:

(A) Material and width. Walkways shall be paved with a hard-surface material and shall be a minimum of five feet in width.

***Applicant's Findings:*** The proposed development includes a comprehensive pedestrian network that meets the requirements of SRC 800.065(a)(1)(A). All walkways will be paved with a hard-surface material, ensuring durability and accessibility. The narrowest walkway provided on the site is five feet wide, which meets the minimum width requirement and connects to the future easterly phase of the Kuebler Village Subdivision. Additional pedestrian connections throughout the site exceed this minimum standard, with widths ranging between six and eight feet, further enhancing pedestrian circulation and accessibility.

(B) Where a walkway crosses driveways, parking areas, parking lot drive aisles, and loading areas, the walkway shall be visually differentiated from such areas through the use of elevation changes, a physical separation, speed bumps, a different paving material, or other similar method. Striping does not meet this requirement, except when used in a parking structure or parking garage.

***Applicant's Findings:*** The proposed development complies with SRC 800.065(a)(1)(B) by ensuring that all pedestrian walkways crossing driveways, parking areas, parking lot drive aisles, and loading areas are elevated 6 inches above the vehicle use areas, providing clear visual and physical differentiation between pedestrian and vehicular zones. This design enhances pedestrian safety and accessibility throughout the site.

The pedestrian connection to the eastern phases of Kuebler Village will be delineated with striping. While striping alone does not meet the standard for differentiation, it is an appropriate treatment for this connection given that the full pedestrian path will be completed as part of future development. Because there are no other buildings existing or proposed within Kuebler village, the proposed connection to the east isn't required at this time.

- (C) Where a walkway is located adjacent to an auto travel lane, the walkway shall be raised above the auto travel lane or separated from it by a raised curb, bollards, landscaping or other physical separation. If the walkway is raised above the auto travel lane it must be raised a minimum of four inches in height and the ends of the raised portions must be equipped with curb ramps. If the walkway is separated from the auto travel lane with bollards, bollard spacing must be no further than five feet on center.

***Applicant's Findings:*** *As demonstrated on the submitted plans, the pedestrian connection located adjacent to auto travel lanes are raised above the auto travel lane. This requirement is met.*

- (2) Wheel stops or extended curbs shall be provided along required pedestrian connections to prevent the encroachment of vehicles onto pedestrian connections.

***Applicant's Findings:*** *Where vehicle parking abuts a pedestrian connection, the applicant has either provided wheel stops, a pedestrian connection that is larger than 7 feet in width, or wider than required landscape buffers. This requirement is met.*

- (c) *Lighting.* The on-site pedestrian circulation system shall be lighted to a level where the system can be used at night by employees, customers, and residents.

***Applicant's Findings:*** *At the time of building permit, the applicant will submit detailed lighting plans for review. This will be met.*

- (d) *Applicability of standards to development sites comprised of lots under separate ownership.*

- (1) When a development site is comprised of lots under separate ownership, the pedestrian access standards set forth in this section shall apply only to the lot, or lots, proposed for development, together with any additional contiguous lots within the development site that are under the same ownership as those proposed for development.
- (2) Where the pedestrian access standards of this section would otherwise require additional pedestrian connections throughout the development site beyond just the lot, or lots, proposed for development and any contiguous lots under the same ownership, the required pedestrian connections shall be extended to the boundaries of the lot, or lots, proposed for development and any contiguous lots under the same ownership in order to allow for future extension of required pedestrian connections through the other lots within the development site in conformance with the standards in this section.

***Applicant's Findings:*** As demonstrated on the submitted plans, pedestrian connections are proposed to the abutting lots. Therefore, this is met.

## Chapter 806 – Off-Street Parking, Loading, and Driveways

### Section 806.001 – Purpose

The purpose of this chapter is to establish standards for off-street parking and vehicle use areas, bicycle parking, loading areas, and driveways.

### Section 806.015 – Amount of Off-Street Parking

- (a) *Maximum off-street parking.* Except as otherwise provided in this section, and unless otherwise provided under the UDC, off-street parking shall not exceed the amounts set forth in Table 806-1. For the purposes of calculating the maximum amount of off-street parking allowed, driveways shall not be considered off-street parking spaces.

***Applicant's Findings:*** Pursuant to table 806-1 the convenience store, designated as a retail sales use, has a maximum of one parking space per 200 square feet and the gas station with canopy, designated as a motor vehicle service use, has a maximum of one parking space per 600 square feet. The convenience store is 5,218 square feet, affording 26 parking spaces. The canopy over the gas station is 4,400 square feet, affording seven parking spaces. In total, the maximum parking on the site allowed is 33 parking spaces and as demonstrated on the site plan the applicant is providing 26 parking spaces which is less than the maximum allowed. This requirement is met.

- (b) *Compact parking.* Up to 75 percent of the off-street parking spaces provided on a development site may be compact parking spaces.

***Applicant's Findings:*** No compact parking spaces are proposed with the development; therefore, this is not applicable.

- (c) *Carpool and vanpool parking.* New developments with 60 or more required off-street parking spaces, and falling within the public services and industrial use classifications, and the business and professional services use category, shall designate a minimum of five percent of their total off-street parking spaces for carpool or vanpool parking.

***Applicant's Findings:*** No carpool or vanpool parking is proposed with the development; therefore, this is not applicable.

- (d) *Required electric vehicle charging spaces.* For any newly constructed building with five or more dwelling units on the same lot, including buildings with a mix of residential and nonresidential uses, a minimum of 40 percent of the off-street parking spaces provided on the site for the building shall be designated as spaces to serve electrical vehicle

charging. In order to comply with this subsection, such spaces shall include provisions for electrical service capacity, as defined in ORS 455.417.

***Applicant's Findings:*** *There are no dwelling units proposed with the development; therefore, this is not applicable.*

#### Section 806.020 – Method of Providing Off-Street Parking

(a) *General.* If provided, off-street parking shall be accommodated through one or more of the following methods:

- (1) *Ownership.* Ownership in fee by the owner of the property served by the parking;
- (2) *Easement.* A permanent and irrevocable easement appurtenant to the property served by the parking;
- (3) *Lease Agreement.* A lease agreement
- (4) *Lease or rental agreement in parking structure.* A lease or rental agreement in an off-street parking facility established pursuant to ORS 223.805 to 223.845;

***Applicant's Findings:*** *The applicant is providing off-street parking through method (1) ownership. As shown on the site plan included with this application submittal, the off-street parking area is on the same site as the development it serves. This requirement is met.*

(b) *Review and filing of agreement.* Prior to execution of any lease or rental agreement set forth in this section, the form of such agreement shall be reviewed by the City Attorney. An executed copy of the approved agreement shall be filed with the Planning Administrator.

***Applicant's Findings:*** *The applicant is providing the off-street parking through method (1) ownership. For this reason, an agreement will not be required or filed. This criterion is not applicable.*

#### Section 806.035 – Off-Street Parking and Vehicle Use Area Development Standards for Uses of Activities Other Than Single-Family, Two-Family, Three-Family, and Four-Family

Unless otherwise provided under the UDC, off-street parking and vehicle use areas, other than driveways and loading areas, for uses or activities other than single family, two family, three family, and four family shall be developed and maintained as provided in this section.

(a) *General applicability.* The off-street parking and vehicle use area development standards set forth in this section shall apply to:

- (1) The development of new off-street parking and vehicle use areas;
- (2) The expansion of existing off-street parking and vehicle use areas, where additional paved surface is added;

- (3) The alteration of existing off-street parking and vehicle use areas, where the existing paved surface is replaced with a new paved surface; and
- (4) The paving of an unpaved area.

***Applicant's Findings:*** *The proposal includes the development of a new off-street parking and vehicle use area; therefore, triggering the applicability of this section.*

(b) *Location.*

- (1) *Generally.* Off-street parking and vehicle use areas shall not be located within required setbacks.

***Applicant's Findings:*** *As demonstrated on the submitted plans, the off-street parking and vehicle use area is not located within any required setbacks. This requirement is met.*

- (2) *Carpool and vanpool parking.* Carpool and vanpool parking shall be located so it is the closest employee parking to the building entrance normally used by employees; provided, however, it shall not be located closer than any parking designated for disabled parking.

***Applicant's Findings:*** *Carpool and vanpool parking is not required for the proposed development and the applicant is not providing any carpool or vanpool parking; therefore, this is not applicable.*

- (3) *Underground parking.* Off-street parking may be located underground in all zones, except the RA and RS zones. Such underground parking may be located beneath required setbacks; provided, however, no portion of the structure enclosing the underground parking shall project into the required setback, and all required setbacks located above the underground parking structure shall be landscaped as otherwise required under the UDC.

***Applicant's Findings:*** *No underground parking is proposed with this development; therefore, this is not applicable.*

(c) *Perimeter setbacks and landscaping.*

- (1) *Perimeter setbacks and landscaping, generally.*

- (i) *Perimeter setbacks.* Perimeter setbacks, as set forth in this subsection, shall be required for off-street parking and vehicle use areas abutting streets, abutting interior front, side, and rear property lines, and adjacent to buildings and structures. Perimeter setbacks for parking garages are set forth under subsection (c)(5) of this section. Perimeter setbacks are not required for:

- (i) Off-street parking and vehicle use areas abutting an alley.

- (ii) Vehicle storage areas within the IG zone.
  - (iii) Temporary and seasonal gravel off-street parking areas, approved pursuant to SRC chapter 701, abutting nonresidential zones, uses or activities other than household living, or local streets.
  - (iv) Gravel off-street parking areas, approved through a conditional use permit, abutting nonresidential zones, uses or activities other than household living, or local streets.
  - (v) Underground parking.
- (B) *Perimeter landscaping.* Required perimeter setbacks for off-street parking and vehicle use areas shall be landscaped as set forth in this subsection.

***Applicant's Findings:*** *The proposed development complies with SRC 800.065(c) by incorporating the required perimeter setbacks and landscaping where applicable. Along the 27th Street right-of-way, perimeter landscaping is provided to enhance the streetscape and create a visual buffer for the vehicle use area. To the south of the proposed vehicle use area, the site plan includes both landscaping and pedestrian connections, contributing to a cohesive and pedestrian-friendly design. At the northeastern corner of the site, the parking area is designed with perimeter landscaping abutting the Kuebler Boulevard right-of-way, ensuring compliance with setback requirements and maintaining a visually appealing frontage. The application includes an adjustment request to eliminate the five-foot interior landscape strip required abutting the future interior property line. This request is justified because Kuebler Village is planned as a cohesive development with shared parking and internal connections between uses. Eliminating the perimeter landscaping in this location is necessary to allow the site to function efficiently as an integrated development.*

- (2) *Perimeter setbacks and landscaping abutting streets.* Unless a greater setback is required elsewhere within the UDC, off-street parking and vehicle use areas abutting a street shall be setback and landscaped according to one the methods set forth in this subsection. Street trees located along an arterial street may be counted towards meeting the minimum required number of plant units.
- (A) *Method A.* The off-street parking and vehicle use area shall be setback a minimum of ten feet (see Figure 806-1). The setback shall be landscaped according to the Type A standard set forth in SRC chapter 807.
  - (B) *Method B.* The off-street parking and vehicle use area shall be setback to accommodate a berm, the top of which shall be a minimum of 2.5 feet higher than the elevation of the abutting off-

street parking or vehicle use area (see Figure 806-2). The berm shall have a slope no steeper than a 3:1 on all sides, and shall be landscaped according to the Type A standard set forth in SRC chapter 807 with plant materials to prevent erosion. The berm shall not alter natural drainage flows from abutting properties. Any portion of the berm that encroaches into a vision clearance area set forth in SRC chapter 805 shall have a height no greater than the maximum allowed under SRC 805.010.

- (C) *Method C.* The off-street parking and vehicle use area shall be setback a minimum six feet to accommodate a minimum three-foot drop in grade from the elevation at the right-of-way line to the elevation of the abutting off-street parking or vehicular use area (see Figure 806-3). The setback shall be landscaped according to the Type A standard set forth in SRC chapter 807.
- (D) *Method D.* The off-street parking and vehicle use area shall be setback a minimum six feet in conjunction with a minimum three-foot-tall brick, stone, or finished concrete wall (see Figure 806-4). The wall shall be located adjacent to, but entirely outside, the required setback. The setback shall be landscaped according to the Type A standard set forth in SRC chapter 807. Any portion of the wall that encroaches into a vision clearance area set forth in SRC chapter 805 shall have a height no greater than the maximum allowed under SRC 805.010.
- (E) *Method E.* The off-street parking and vehicle use area shall be setback a minimum of six feet to accommodate green stormwater infrastructure meeting the Public Works Design Standards.

***Applicant's Findings:*** *The proposed development complies with SRC 806.035(c)(2)(A) by meeting Method A for off-street parking and vehicle use area setbacks. The site plan provides a minimum ten-foot setback for parking areas abutting the street, which is landscaped in accordance with the Type A standard as set forth in SRC Chapter 807. This design ensures an attractive streetscape while providing adequate buffering between the parking areas and the public right-of-way.*

- (3) *Perimeter setbacks and landscaping abutting interior front, side, and rear property lines.* Unless a greater setback is required elsewhere within the UDC, off-street parking and vehicle use areas abutting an interior front, side, or rear property line shall be setback a minimum of five feet (see Figure 806-5). The setback shall be landscaped according to the Type A standard set forth in SRC chapter 807.

***Applicant's Findings:*** The proposed development complies with SRC 806.035(c)(3) by providing perimeter setbacks and landscaping where required. The off-street parking area on the east side of the site would typically require a five-foot interior setback from the future property line; however, the applicant is requesting an adjustment to eliminate this requirement. This adjustment is necessary to allow the Kuebler Village development to function as a cohesive site with shared parking and internal connections between uses. Removing the setback in this location ensures efficient site circulation and integration with future phases of development while maintaining high-quality site design and pedestrian connectivity.

- (4) *Setback adjacent to buildings and structures.* Except for drive-through lanes, where an off-street parking or vehicular use area is located adjacent to a building or structure, the off-street parking or vehicular use area shall be setback from the exterior wall of the building or structure by a minimum five-foot-wide landscape strip, planted to the Type A standard set forth in SRC chapter 807, or by a minimum five-foot-wide paved pedestrian walkway (see Figure 806-6). A landscape strip or paved pedestrian walkway is not required for drive-through lanes located adjacent to a building or structure.

***Applicant's Findings:*** The proposed development complies with SRC 806.035(c)(4) by providing pedestrian connections between the proposed US Market building and the parking area that exceed the minimum requirement. Instead of the required five-foot-wide landscape strip or pedestrian walkway, the applicant is proposing pedestrian connections that are no less than eight feet wide, ensuring enhanced accessibility and safe movement between the building and the parking area. This criterion is met.

- (5) *Perimeter setbacks and landscaping for parking garages.* Perimeter setbacks and landscaping as set forth in subsection (c) of this section shall be required for parking garages; provided, however, perimeter setbacks and landscaping are not required for:
- (A) Any portion of a parking garage with frontage on a street and containing ground floor uses or activities other than parking.
  - (B) Any parking garage within an industrial zone, public zone, or commercial zone, other than a CO zone, that abuts an interior front, side, or rear property line where there is no required building setback.
  - (C) Any parking garage abutting an alley.

***Applicant's Findings:*** As mentioned previously, parking garages are not included with this development proposal; therefore, this is not applicable.

(d) *Interior landscaping.*

- (1) *Interior landscaping, generally.* Interior landscaping, as set forth in this subsection, shall be required for off-street parking areas 5,000 square feet or greater in size; provided, however, interior landscaping is not required for:

- (i) Vehicle storage areas.
- (ii) Vehicle display areas.
- (iii) Temporary and seasonal gravel off-street parking areas, approved pursuant to SRC chapter 701.
- (iv) Gravel off-street parking areas, approved through a conditional use permit.
- (v) Underground parking.
- (vi) Parking garages.

***Applicant's Findings:*** *The proposed development does not trigger the interior landscaping requirement under SRC 806.035(d)(1), as none of the individual parking areas on the site meet or exceed the 5,000-square-foot threshold. The parking area abutting the southern face of the newly proposed US Market building is 4,585 square feet, including the 24-foot drive aisle. The parking area abutting the eastern face of the building is 1,947 square feet, including a 12-foot drive aisle. The parking area at the southern portion of the site is 3,953 square feet, including a 24-foot drive aisle. Since each parking area falls below the minimum size required for interior landscaping, this standard does not apply to the proposal.*

- (e) *Off-street parking area dimensions.* Off-street parking areas shall conform to the minimum dimensions set forth in Table 806-5; provided, however, minimum off-street parking area dimensions shall not apply to:
- (1) Vehicle storage areas.
  - (2) Vehicle display areas.

***Applicant's Findings:*** *The proposed development complies with SRC 806.035(e) by providing 90-degree parking stalls that meet the minimum dimensional standards outlined in Table 806-5. Each standard parking stall is 9 feet in width and 19 feet in depth, with adjacent drive aisles measuring 24 feet in width, ensuring adequate maneuverability and compliance with the applicable off-street parking area requirements. The site layout is designed to facilitate safe and efficient vehicular circulation while meeting all applicable dimensional standards.*

- (f) *Off-street parking area access and maneuvering.* In order to ensure safe and convenient vehicular access and maneuvering, off-street parking areas shall:
- (1) Be designed so that vehicles enter and exit the street in a forward motion with no backing or maneuvering within the street; and
  - (2) Where a drive aisle terminates at a dead-end, include a turnaround area as shown in Figure 806-9. The turnaround shall conform to the minimum dimensions set forth in Table 806-6.

***Applicant's Findings:*** *The proposed off-street parking area has been designed to ensure safe and efficient vehicular access and maneuvering, in compliance with SRC 806.035(f). The site layout allows all vehicles to enter and exit the street in a forward motion, with no backing or*

*maneuvering required within the public right-of-way. The design provides complete circulation patterns throughout the site, ensuring smooth traffic flow and eliminating the need for dead-end drive aisles or turnaround areas.*

- (g) *Grade.* Off-street parking and vehicle use areas shall not exceed a maximum grade of ten percent. Ramps shall not exceed a maximum grade of 15 percent.

***Applicant's Findings:*** *As shown on the civil plans, the off-street parking and vehicle use areas do not exceed the maximum grade of 10 percent and no ramps exceed the maximum grade of 15 percent. This requirement is met.*

- (h) *Surfacing.* Off-street parking and vehicle use areas shall be paved with a hard surface material; provided, however, up to two feet of the front of a parking space may be landscaped with ground cover plants (see Figure 806-10). Such two-foot landscaped area may count towards meeting interior off-street parking area landscaping requirements when provided abutting a landscape island or planter bay with a minimum width of five feet but shall not count towards meeting perimeter setbacks and landscaping requirements. Paving is not required for:

- (1) Vehicle storage areas within the IG zone.
- (2) Temporary and seasonal gravel off-street parking areas, approved pursuant to SRC chapter 701.
- (3) Gravel off-street parking areas, approved through a conditional use permit.

***Applicant's Findings:*** *As shown on the submitted plans, the off-street parking and vehicle use areas will be paved with hard surface materials meeting the Public Works Design Standards. This requirement is met.*

- (i) *Drainage.* Off-street parking and vehicle use areas shall be adequately designed, graded, and drained according to the Public Works Design Standards, or to the approval of the Director.

***Applicant's Findings:*** *As shown on the civil plans provided, the off-street parking and vehicle use areas are designed, graded, and drained according to the Public Works Design Standards, or to the approval of the director. This requirement is met.*

- (j) *Bumper guards or wheel barriers.* Off-street parking and vehicle use areas shall include bumper guards or wheel barriers so that no portion of a vehicle will overhang or project into required setbacks and landscaped areas, pedestrian accessways, streets or alleys, or abutting property; provided, however, bumper guards or wheel barriers are not required for:

- (1) Vehicle storage areas.
- (2) Vehicle sales display areas.

***Applicant's Findings:*** The proposed development complies with SRC 806.035(i) by incorporating design elements that prevent vehicles from overhanging or projecting into required setbacks, landscaped areas, pedestrian accessways, streets, or abutting properties. This is achieved through the use of extruded curbs, wider-than-required sidewalks, wider-than-required landscaped areas, and strategically placed wheel stops. These features ensure that vehicles remain within designated parking areas, protecting pedestrian pathways and landscaping while maintaining a safe and efficient site layout. There are no alleys within or abutting the site.

(k) *Off-street parking area striping.* Off-street parking areas shall be striped in conformance with the off-street parking area dimension standards set forth in Table 806-6; provided, however, off-street parking area striping shall not be required for:

- (1) Vehicle storage areas.
- (2) Vehicle sales display areas.
- (3) Temporary and seasonal gravel off-street parking areas, approved pursuant to SRC chapter 701.
- (4) Gravel off-street parking areas, approved through a conditional use permit.

***Applicant's Findings:*** As demonstrated on the submitted plans, the off-street parking areas will be striped in conformance with the dimension standards set forth in table 806-5. This requirement is met.

(l) *Marking and signage.*

- (1) *Off-street parking and vehicle use area circulation.* Where directional signs and pavement markings are included within an off-street parking or vehicle use area to control vehicle movement, such signs and marking shall conform to the Manual of Uniform Traffic Control Devices.

***Applicant's Findings:*** The proposed parking area is designed in a manner that maneuvering is intuitive; it is not anticipated that directional markings or signage will be necessary to control vehicular movement. However, if markings or signage are determined to be necessary, the applicant will ensure they conform to the Manual or Uniform Traffic Control Devices. If applicable, this criterion will be met.

- (2) *Compact parking.* Compact parking spaces shall be clearly marked indicating the spaces are reserved for compact parking only.

***Applicant's Findings:*** There are no compact parking spaces included with the proposed development; therefore, this is not applicable.

- (3) *Carpool and vanpool parking.* Carpool and vanpool parking spaces shall be posted with signs indicating the spaces are reserved for carpool or vanpool use only before 9:00 a.m. on weekdays.

***Applicant's Findings:*** *There are no carpool or vanpool parking spaces required or proposed with the development; therefore, this is not applicable.*

(m) ***Lighting.*** Lighting for off-street parking and vehicle use areas shall not shine or reflect onto adjacent residentially zoned property, or property used for uses or activities falling under household living, or cast glare onto the street.

***Applicant's Findings:*** *The applicant understands the lighting requirements for off-street parking and vehicle use areas. At the time of building permit the applicant will provide detailed lighting plans. This will be met.*

#### Section 806.040 – Driveway Development Standards for Uses of Activities Other Than Single-Family, Two-Family, Three-Family, and Four-Family

Unless otherwise provided under the UDC, driveways for uses or activities other than single family, two family, three family, or four family shall be developed and maintained as provided in this section.

(a) ***Access.*** Off-street parking and vehicle use areas shall have either separate driveways for ingress and egress, a single driveway for ingress and egress with an adequate turnaround that is always available, or a loop to the single point of access. The driveway approaches to the driveways shall conform to SRC chapter 804.

***Applicant's Findings:*** *The access to the site provides for both ingress and egress to the proposed off-street parking and vehicle use area. The driveway approach is being constructed as part of the improvements required for Kuebler Village subdivision and has already been reviewed for conformance with 804. This requirement is met.*

(b) ***Location.*** Driveways shall not be located within required setbacks except where:

- (1) The driveway provides direct access to the street, alley, or abutting property.
- (2) The driveway is a shared driveway located over the common lot line and providing access to two or more uses.

***Applicant's Findings:*** *The location of the proposed driveway approaches provide direct access to the street and is a shared driveway that will provide access to two or more uses. Therefore, the driveway is permitted to be within any required setbacks.*

(c) ***Setbacks and landscaping.***

(1) ***Perimeter setbacks and landscaping, generally.*** Perimeter setbacks and landscaping as set forth in this subsection shall be required for driveways abutting streets and abutting interior front, side, and rear property lines; provided, however, perimeter setbacks and landscaping are not required where:

(A) The driveway provides direct access to the street, alley, or abutting property.

- (B) The driveway is a shared driveway located over the common lot line and providing access to two or more uses.
- (2) *Perimeter setbacks and landscaping abutting streets.* Unless a greater setback is required elsewhere within the UDC, driveways abutting a street shall be setback and landscaped according to the off-street parking and vehicle use area perimeter setbacks and landscaping standards set forth under SRC 806.035(c)(2).
- (3) *Perimeter setbacks and landscaping abutting interior front, side, and rear property lines.* Unless a greater setback is required elsewhere within the UDC, driveways abutting an interior front, side, or rear property line shall be setback a minimum of five feet. The setback shall be landscaped according to the Type A standard set forth in SRC chapter 807.

***Applicant's Findings:*** *The proposed driveways provide direct access to the street and is a shared driveway providing access to two or more uses; therefore, perimeter setbacks and landscaping are not required.*

(d) *Dimensions.*

- (1) Driveways shall conform to the minimum width set forth in Table 806-8.

***Applicant's Findings:*** *Pursuant to 806-8, the minimum driveway width requirement is 22 feet. As demonstrated on the submitted plans, the proposed driveway is approximately 30 feet wide, exceeding the minimum required.*

- (2) *Minimum driveway depth for garages or carports serving multiple family uses.* In order to ensure unobstructed on-site vehicle circulation and pedestrian access, where an individual or shared driveway is provided leading to an individual garage or carport within a multiple family building the driveway shall have a minimum depth of 20 feet. Driveway depth shall be measured from the vehicle entrance of the garage or carport and shall be exclusive of any parking lot drive aisles, main driveways serving the development, flag lot accessways, and pedestrian paths or sidewalks.

***Applicant's Findings:*** *The proposed driveway is not serving a multiple family use; therefore, this is not applicable.*

- (e) *Surfacing.* All driveways, other than access roads required by the Public Works Design Standards to provide access to City utilities, shall be paved with a hard surface material. Access roads required by the Public Works Design Standards to provide access to City utilities shall be an all-weather surface material meeting the Public Works Design Standards; provided, however, the first ten feet of the access road leading into the property, as measured from the property line, shall be paved with a hard surface material.

***Applicant's Findings:*** As demonstrated on the submitted plans, the driveways are proposed to be paved with a hard surface material meeting the Public Works Design Standards. This is met.

(f) *Drainage.* Driveways shall be adequately designed, graded, and drained according to the Public Works Design Standards, or to the approval of the Director.

***Applicant's Findings:*** As shown on the civil plans provided, the driveways have been designed, graded, and drained according to the Public Works Design Standards, or to the approval of the director. This requirement is met.

(g) *"No Parking" signs.* Driveways shall be posted with one "no parking" sign for every 60 feet of driveway length, but in no event shall less than two signs be posted.

***Applicant's Findings:*** The proposed development complies with SRC 806.035(g) by ensuring that the driveway is properly posted with "No Parking" signs as required. The driveway is approximately 170 feet in length from the driveway pan at the private street entering the site. In accordance with the standard of one sign per 60 feet of driveway length, a minimum of three "No Parking" signs will be installed to ensure compliance and maintain clear vehicular circulation within the site.

#### Section 806.045 – Bicycle Parking; When Required

(a) *General applicability.* Bicycle parking shall be provided as required under this chapter for:

- (1) Each proposed new use or activity.
- (2) Any change of use or activity.
- (3) Any intensification, expansion, or enlargement of a use or activity.

***Applicant's Findings:*** The proposal includes a new use or activity; therefore, triggering the applicability of this section.

#### Section 806.050 – Proximity of Bicycle Parking to Use or Activity Served

Except as otherwise provided in this chapter, bicycle parking shall be located on the same development site as the use or activity it serves.

***Applicant's Findings:*** As demonstrated on the submitted plans, the proposed bicycle parking is located on the same development site as the use or activity it serves. This requirement is met.

#### Section 806.055 – Amount of Bicycle Parking

(a) *Minimum required bicycle parking.* Unless otherwise provided under the UDC, bicycle parking shall be provided in amounts not less than those set forth in Table 806-9.

***Applicant's Findings:*** Pursuant to table 806-9 the convenience store, designated as a retail sales use, has a minimum of four bicycle parking spaces and the gas station with canopy, designated

*as a motor vehicle service use, has a minimum of one bicycle parking space per 9,000 square feet. The convenience store requires four parking spaces. The canopy over the gas station is 4,400 square feet, which calculates to .48 of required parking spaces. In total, the minimum required number of bicycle parking spaces on the site is four spaces. As demonstrated on the site plan the applicant is providing six bicycle parking spaces, which is more than the minimum required. This requirement is met.*

- (b) *Long-term bicycle parking.* Long-term bicycle parking may be provided to satisfy a percentage of the minimum bicycle parking spaces required under this chapter. Such long-term bicycle parking shall not exceed the amounts set forth in Table 806-8. The maximum percentage of long-term bicycle parking allowed is based solely on the minimum number of bicycle parking spaces required. This standard shall not be construed to prohibit the provision of additional long-term bicycle parking spaces provided the minimum number of required spaces is met. *(Example: A restaurant requiring a minimum of four bicycle parking spaces may, but is not required to, designate one of the required spaces as a long-term space. Additional short-term and long term spaces may be provided as long as the minimum required three short-term spaces are maintained).*

***Applicant's Findings:*** *Long-term bicycle parking is not proposed with the development; therefore, this is not applicable.*

#### **Section 806.060 – Bicycle Parking Development Standards**

Unless otherwise provided under the UDC, bicycle parking shall be developed and maintained as set forth in this section. The standards set forth in this section shall not apply to City approved bike share stations which utilize bike docking stations.

- (a) *Location.*

- (1) *Short-term bicycle parking.* Short-term bicycle parking shall be located outside a building within a convenient distance of, and clearly visible from, the primary building entrance. In no event shall bicycle parking be located more than 50 feet from the primary building entrance, as measured along a direct pedestrian access route.

***Applicant's Findings:*** *The proposed development complies with SRC 806.060(a)(1) by providing short-term bicycle parking within a convenient distance of the primary building entrance. Two bicycle parking spaces are located within 50 feet of the entrance, meeting the standard. However, four additional bicycle parking spaces are located approximately 92 feet from the entrance. To accommodate these spaces, the applicant is requesting an adjustment to allow the additional bicycle parking to exceed the 50-foot maximum distance. The proposed location still*

*provides convenient and accessible bicycle parking while maintaining the functionality and design of the site.*

- (b) **Access.** All bicycle parking areas shall have direct and accessible access to the public right-of-way and the primary building entrance that is free of obstructions and any barriers, such as curbs or stairs, which would require users to lift their bikes in order to access the bicycle parking area.

***Applicant's Findings:*** *As depicted on the submitted plans, all bicycle parking areas will have direct access to the public right-of-way and the users will not need to lift their bikes in order to access the bicycle parking spaces. This criterion is met.*

- (c) **Dimensions.** All bicycle parking areas shall meet the following dimension requirements:
  - (1) **Bicycle parking spaces.** Bicycle parking spaces shall conform to the minimum dimensions set forth in Table 806-10.
  - (2) **Access aisles.** Bicycle parking spaces shall be served by access aisles conforming to the minimum widths set forth in Table 806-10. Access aisles serving bicycle parking spaces may be located within the public right-of-way.

***Applicant's Findings:*** *Dimensions for the bicycle parking areas are provided on the site plan submitted. The applicant intends on meeting the dimension standards outlined above. This requirement is met.*

- (d) **Surfacing.** Where bicycle parking is located outside a building, the bicycle parking area shall consist of a hard surface material.

***Applicant's Findings:*** *The bicycle parking area is proposed to be hard surface material meeting the Public Works Design Standards. This requirement is met.*

- (e) **Bicycle racks.** Where bicycle parking is provided in racks, the racks may be horizontal or vertical racks mounted to the ground, floor, or wall. Bicycle racks shall meet the following standards:
  - (1) Racks must support the bicycle in a stable position.
    - (A) For horizontal racks, the rack must support the bicycle frame in a stable position in two or more places a minimum of six inches horizontally apart without damage to the wheels, frame, or components.
    - (B) For vertical racks, the rack must support the bicycle in a stable vertical position in two or more places without damage to the wheels, frame, or components.
  - (2) Racks must allow the bicycle frame and at least one wheel to be locked to the rack with a high security, U-shaped shackle lock;

- (3) Racks shall be of a material that resists cutting, rusting, and bending or deformation; and
- (4) Racks shall be securely anchored.
- (5) Examples of types of bicycle racks that do, and do not, meet these standards are shown in Figure 806-11.

***Applicant's Findings:*** *The applicant is aware of all bicycle parking requirements for racks and will conform to the requirements as shown in Figure 806-12. This requirement is met.*

- (f) *Bicycle lockers.* Where bicycle parking is provided in lockers, the lockers shall meet the following standards:
  - (1) Lockers shall conform to the minimum dimensions set forth in Table 806-10.
  - (2) Lockers shall be served by an access aisle conforming to the minimum width set forth in Table 806-10 in front of each locker opening.
  - (3) Lockers shall be securely anchored.

***Applicant's Findings:*** *The applicant is not providing bicycle lockers; therefore, this standard is not applicable.*

#### Section 806.065 – Off-Street Loading Areas; When Required

- (a) *General applicability.* Off-street loading shall be provided and maintained as required under this chapter for:
  - (1) Each proposed new use or activity.
  - (2) Any change of use or activity, when such change of use or activity results in a greater number of required off-street loading spaces than the previous use or activity.
  - (3) Any intensification, expansion, or enlargement of a use or activity.

***Applicant's Findings:*** *The proposal is for a new development and a new use will be established; therefore, triggering the applicability of this section.*

#### Section 806.070 – Proximity of Off-Street Loading Areas to Use or Activity Served

Off-street loading shall be located on the same development site as the use or activity it serves.

***Applicant's Findings:*** *The off-street loading area is located on the same development site as the use it serves. This requirement is met.*

#### Section 806.075 – Amount of Off-Street Loading

Unless otherwise provided under the UDC, off-street loading shall be provided in amounts not less than those set forth in Table 806-11.

- (a) *Off-street parking used for loading.* An off-street parking area meeting the requirements of this chapter may be used in place of a required off-street loading space when the use or activity does not require a delivery vehicle which exceeds a maximum combined vehicle and load rating of 8,000 pounds and the off-street parking area is located within 25 feet of the building or the use or activity that it serves.

***Applicant's Findings:*** Pursuant to table 806-11, the convenient store, designated as a retail sales use, has a minimum of one loading space required for a building between 5,000 and 60,000 square feet and the gas station with canopy, designated as a motor vehicle service use, does not require a loading space if the square footage is less than 5,000 square feet. The convenience store is 5,218 square feet, requiring a minimum of one off-street loading space. The canopy over the gas station is 4,400 square feet, no additional off-street loading space is required for this use. Therefore, one off-street loading space with the dimensions of 12 feet in width and 30 feet in length is required. As demonstrated on the submitted site plan, one loading area 12 feet in width and 30 feet in length is being provided. This requirement is met.

#### Section 806.080 – Off-Street Loading Development Standards

Unless otherwise provided under the UDC, off-street loading shall be developed and maintained as set forth in this section.

- (a) *Location.* Off-street loading areas shall not be located within required setbacks.

***Applicant's Findings:*** The proposed development complies with SRC 806.075(a) by ensuring that the off-street loading area is not located within a required setback. The loading space is set back eight feet from the right-of-way, providing adequate separation while maintaining functionality and accessibility for loading activities. The site design ensures compliance with setback requirements while accommodating efficient loading operations.

- (b) *Perimeter setbacks and landscaping.* Perimeter setbacks and landscaping, as set forth in this subsection, shall be required for off-street loading areas abutting streets and abutting interior front, side, and rear property lines. Perimeter setbacks and landscaping are not required for off-street loading areas abutting an alley.

- (1) *Perimeter setbacks and landscaping abutting streets.* Unless a greater setback is required elsewhere within the UDC, off-street loading areas abutting a street shall be setback and landscaped according to the off-street parking and vehicle use area perimeter setback and landscaping standards set forth under SRC 806.035(c)(2).

***Applicant's Findings:*** As demonstrated on the submitted plans, the off-street loading area is separated from 27<sup>th</sup> Avenue with an eight-foot landscape buffer. This requirement is met.

- (2) *Perimeter setbacks and landscaping abutting interior front, side, and rear property lines.* Unless a greater setback is required elsewhere within the UDC, off-street loading areas abutting an interior front, side, or rear property line shall be setback a minimum of five feet. The setback shall be landscaped according to the Type A landscaping standard of SRC chapter 807.

***Applicant's Findings:*** *The off-street loading area is located abutting a street; therefore, this standard is not applicable.*

- (c) *Dimensions.* Loading areas shall conform to the minimum dimensions set forth in Table 806-11.

***Applicant's Findings:*** *Pursuant to table 806-11, the minimum dimensions required for the loading space is 12 feet in width and 30 feet in length. As demonstrated on the submitted plans, the loading space meets these dimensions. This requirement is met.*

- (d) *Maneuvering.* Off-street loading areas shall be of sufficient size, and all curves and corners of sufficient radius, to accommodate the safe operation of a delivery vehicle.

***Applicant's Findings:*** *As demonstrated on the submitted plans, the off-street loading area meets the dimension requirements and allows for the safe operation of a delivery vehicle. This standard is met.*

- (e) *Surfacing.* All loading areas shall be paved with a hard surface material; provided, however, paving is not required for:

- (1) Temporary and seasonal gravel loading areas, approved pursuant to SRC chapter 701.
- (2) Gravel loading areas, approved through a conditional use permit.

***Applicant's Findings:*** *As demonstrated on the submitted plans, the loading area is proposed to be paved with a hard surface material. This requirement is met.*

- (f) *Drainage.* Loading areas shall be adequately designed, graded, and drained according to the Public Works Design Standards, or to the approval of the Director.

***Applicant's Findings:*** *As shown on the civil plans provided, the driveways have been designed, graded, and drained according to the Public Works Design Standards, or to the approval of the director. This requirement is met.*

- (g) *Lighting.* Lighting for off-street loading areas shall not shine or reflect onto adjacent residentially zoned property, or property used for uses or activities falling under household living, or cast glare onto the street.

***Applicant's Findings:*** As mentioned previously, detailed lighting plans will be provided at the time of building permit for review in conformance with lighting requirements and standards. This will be met.

## Chapter 807 – Landscaping and Screening

### Section 807.001 – Purpose

The purpose of this chapter is to establish standards for required landscaping and screening under the UDC to improve the appearance and visual character of the community, promote compatibility between land uses, encourage the retention and utilization of existing vegetation, and preserve and enhance the livability of the City.

### Section 807.010 – Applicability

The provisions of this chapter apply to all required landscaping and screening under the UDC.

### Section 807.015 – Landscaping and Screening

Unless otherwise provided under the UDC, required landscaping and screening shall conform to the standards set forth in this section.

- (a) *Landscaping types.* Required landscaping shall be provided according to one of the landscaping types set forth in Table 807-1. Where landscaping is required under the UDC without a reference to a specific landscaping type, the required landscaping shall meet the Type A standard.

***Applicant's Findings:*** The landscape type required for the convenience store is Type A: one plant unit per 20 square feet. The fueling station, pursuant to SRC 535.015(e)(4), requires a minimum of one plant unit per 16 square feet. The applicant has provided landscape plans demonstrating compliance with the minimum plant unit requirements. This criterion is met.

- (b) *Plant materials and corresponding plant unit values.* Plant materials, their corresponding minimum plant unit values, and minimum plant material size at time of planting for landscaping within required landscaped areas are set forth in Table 807-2. A minimum of 40 percent of the required number of plant units shall be a combination of mature trees, shade trees, evergreen/conifer trees, or ornamental trees. Plant materials shall provide for a minimum 75 percent coverage of required landscaped areas within five years.

***Applicant's Findings:*** The applicant's consultant team has prepared a preliminary landscape plan meeting the requirements of the MU-III zone and chapter 807. A plant unit breakdown is included with this application submittal. This requirement is met.

- (c) *Preservation of existing trees and vegetation.* The preservation of existing trees and vegetation is encouraged. If preserved, existing trees as defined under SRC chapter 808,

existing trees less than ten inches dbh, and existing vegetation may be utilized to satisfy required landscaping if they conform to the minimum plant unit requirements specified in this chapter.

***Applicant's Findings:*** *There are no trees located on the development site; therefore, this is not applicable.*

(d) *Tree replanting requirements.* In addition to the landscaping required under this chapter, when existing trees, as defined under SRC chapter 808, are proposed for removal from within required setbacks or from a development site, replanting shall be required as provided in this subsection. The provisions of this subsection do not apply to lots used for single family uses, two family uses, three family uses, four family uses, or cottage clusters.

(1) *Removal of trees within required setbacks.* When an existing tree or trees, as defined under SRC chapter 808, within a required setback are proposed for removal, two new trees shall be planted for each tree removed. Replanted trees shall be of either a shade or evergreen variety with a minimum 1.5 inch caliper.

***Applicant's Findings:*** *No trees are proposed for removal within the required setback for this development; therefore, the replanting requirement is not applicable.*

(2) *Removal of trees from development site.* When more than 75 percent of the existing trees, as defined under SRC chapter 808, on a development site are proposed for removal, two new trees shall be planted for each tree removed in excess of 75 percent. Replanted trees shall be of either a shade or evergreen variety with a minimum 1.5 inch caliper. For purposes of this section, existing trees within vision clearance areas, or within areas to be cleared for required roads, utilities, sidewalks, trails, or stormwater facilities, shall not be counted in the total percentage of trees removed from the development site.

***Applicant's Findings:*** *There are no trees proposed for removal on the development site; therefore, this is not applicable.*

(e) *Screening standards.* Unless otherwise provided under the UDC, where screening is required in the form of a fence, wall, or landscaping, it shall conform to the following standards:

- (1) *Height.* Fences and walls shall be a minimum of six feet in height. Landscaping shall be of a species that will attain a height of at least six feet within three years after planting.
- (2) *Opacity.* Screening shall be sight-obscuring. Fences, walls, and landscaping shall be at least 75 percent opaque when viewed from any angle at a point 25 feet

away from the fence, wall, or landscaping. Landscaping shall be of an evergreen species that will attain required opacity within three years after planting.

- (3) *Maintenance.* Fences and walls shall be maintained in safe condition, and shall be maintained as opaque. Landscaping shall be replaced within six months after dying or becoming diseased to the point that required opacity can no longer be maintained.

***Applicant's Findings:*** Screening is not required for this proposal; therefore, this is not applicable.

- (f) *Berm.* Unless otherwise provided under the UDC, where screening is required in the form a berm, the berm shall be an earthen mound no less than three feet in height above the existing grade, and shall be constructed with a slope no steeper than 3:1 on all sides. The berm shall be planted with plant materials to prevent erosion. The berm shall not alter natural drainage flows from abutting properties.

***Applicant's Findings:*** The applicant is not proposing screening in the form of a berm; therefore, this is not applicable.

- (g) *Street trees.* Development adjacent to public streets shall provide street trees that meet the standards and specifications set forth in SRC chapter 86.

***Applicant's Findings:*** The applicant is aware that street tree plantings to the maximum extent feasible will be required. The planter strip along 27<sup>th</sup> Avenue contains stormwater infrastructure and Kuebler has existing infrastructure, existing trees, and a drainage ditch.

## Section 5: Findings Applicable to Class 2 Adjustment

### Chapter 250 – Adjustments

#### Section 250.001 – Purpose

The purpose of this chapter is to provide a process to allow deviations from the development standards of the UDC for developments that, while not meeting the standards of the UDC, will continue to meet the intended purpose of those standards. Adjustments provide for an alternative way to meet the purposes of the Code and provide for flexibility to allow reasonable development of property where special conditions or unusual circumstances exist.

#### Section 250.005 – Adjustments

- (a) *Applicability.*

- (1) *Classes.*

- (A) A Class 1 adjustment is an adjustment to any numerical development standard in the UDC that increases or decreases the standard by not more than 20 percent.

- (B) A Class 2 adjustment is an adjustment to any development standard in the UDC other than a Class 1 adjustment, including an adjustment to any numerical development standard in the UDC that increases or decreases the standard by more than 20 percent.

***Applicant's Findings:*** *The applicant understands the classes for adjustments.*

- (2) *Prohibition.* Notwithstanding subsection (a)(1) of this section, an adjustment shall not be granted to:

- (A) Allow a use or activity not allowed under the UDC;
- (B) Change the status of a use or activity under the UDC;
- (C) Modify a definition or use classification;
- (D) Modify a use standard;
- (E) Modify the applicability of any requirement under the UDC;
- (F) Modify a development standard specifically identified as non-adjustable;
- (G) Modify a development standard that contains the word "prohibited";
- (H) Modify a procedural requirement under the UDC;
- (I) Modify a condition of approval placed on property through a previous planning action;
- (J) The required landscaping in the Industrial Business Campus (IBC) Zone.

***Applicant's Findings:*** *The adjustments being sought are not prohibited as outlined above.*

- (b) *Procedure type.* Class 1 and Class 2 adjustments are processed as a Type II Procedure under SRC chapter 300.

***Applicant's Findings:*** *The applicant has submitted a consolidated application and understands all applications will be reviewed using type II procedures.*

- (c) *Submittal requirements.* In addition to the submittal requirements for a Type II application under SRC chapter 300, an application for a Class 1 or Class 2 adjustment shall include the following:

- (1) A site plan, of a size and form and in the number of copies meeting the standards established by the Planning Administrator, containing all information necessary to establish satisfaction with the approval criteria. By way of example, but not of limitation, such information may include the following:
  - (A) The total site area, dimensions, and orientation relative to north;

- (B) The location of all proposed primary and accessory structures and other improvements, including fences, walls, and driveway locations, indicating distance to such structures from all property lines and adjacent on-site structures;
  - (C) All proposed landscape areas on the site, with an indication of square footage and as a percentage of site area;
  - (D) The location, height, and material of fences, berms, walls, and other proposed screening as they relate to landscaping and screening required by SRC chapter 807;
  - (E) The location of all trees and vegetation required to be protected pursuant to SRC chapter 808; and
  - (F) Identification of vehicle, pedestrian, and bicycle parking and circulation areas, including handicapped parking stalls, disembarking areas, accessible routes of travel, and proposed ramps.
- (2) An existing conditions plan, of a size and form and in the number of copies meeting the standards established by the Planning Administrator, containing the following information:
- (A) The total site area, dimensions, and orientation relative to north;
  - (B) The location of existing structures and other improvements on the site, including accessory structures, fences, walls, and driveways, noting their distance from property lines;
  - (C) The location of the 100-year floodplain, if applicable; and
  - (D) The location of drainage patterns and drainage courses, if applicable.

***Applicant's Findings:*** *The applicant has submitted the applicable submittal requirements necessary to review the proposal. This requirement is met.*

(d) *Criteria.*

- (1) An application for a Class 1 adjustment shall be granted if all of the following criteria are met:
- (A) The purpose underlying the specific development standard proposed for adjustment is:
    - (i) Clearly inapplicable to the proposed development;
    - or
    - (ii) Clearly satisfied by the proposed development.
  - (B) The proposed adjustment will not unreasonably impact surrounding existing or potential uses or development.

***Applicant's Findings:*** *The applicant is applying for class 2 adjustments; therefore, the approval criteria for class 1 adjustments is not applicable.*

(2) An application for a Class 2 adjustment shall be granted if all of the following criteria are met:

(A) The purpose underlying the specific development standard proposed for adjustment is:

- (i) Clearly inapplicable to the proposed development;  
or
- (ii) Equally or better met by the proposed development.

***Applicant's Findings:*** *The applicant is seeking approval of six (6) class 2 adjustments as follows:*

1. *SRC 535.015(c) Setback requirement for a vehicle use area abutting an interior side property line abutting a property zoned for Mixed-Use.* *The application includes an adjustment request to eliminate the five-foot interior landscape strip required abutting the future interior property line. This request is justified because Kuebler Village is planned as a cohesive development with shared parking and internal connections between uses. Eliminating the perimeter landscaping in this location is necessary to allow the site to function efficiently as an integrated development as the shared driveway is located along this property line. This adjustment meets approval criterion (ii) for equally meeting the purpose of the standard.*
2. *SRC 535.015(g)(4) Building entrances. For buildings within the maximum setback abutting a street, a primary building entrance for each building facade facing a street shall be facing the street. If a building has frontage on more than one street, a single primary building entrance on the ground floor may be provided at the corner of the building where the streets intersect.* *The applicant is requesting an adjustment to eliminate this standard. During the subdivision process, the City has expressed support for designating the private street within Kuebler Village subdivision to be the primary street. The north side of the building is not a primary façade and is not visible at street level off of Kuebler Boulevard. A primary building entrance has been provided to 27<sup>th</sup> Avenue as close to the intersection of Kuebler Boulevard as possible with the significant grade. This primary entrance includes stairs due to the significant grade. The applicant has included multiple pedestrian connections to 27<sup>th</sup> Avenue and the private street to ensure plenty of connectivity to the primary building entrance. This adjustment meets approval criterion (ii) for equally meeting the purpose of the standard.*
3. *SRC 535.015(g)(5) Ground-floor windows. For buildings within the maximum setback abutting a street, ground floor building facades facing that street shall include*

transparent windows on a minimum of 50 percent of the ground floor facade. The windows shall not be mirrored or treated in such a way as to block visibility into the building. The windows shall have a minimum visible transmittance (VT) of 37 percent. The applicant requests to eliminate the standard along Kuebler Boulevard as the grade of the site puts the building at a taller point than the street view along Kuebler Boulevard. No windows are being provided on this façade as it is the back of the building. The applicant has created a visually appealing façade that will be cohesive with other buildings located at the intersection of Kuebler Boulevard and Battle Creek Road. These buildings are actually closer to the grade level of the street than the building proposed with this application. Elevation drawings have been submitted that demonstrate the differentiating materials to be used on this façade, demonstrating how the intent of the standard is being met with the proposed design. This adjustment meets approval criterion (ii) for equally meeting the purpose of the standard.

4. SRC 535.015(g)(5) Ground-floor windows. For buildings within the maximum setback abutting a street, ground floor building facades facing that street shall include transparent windows on a minimum of 50 percent of the ground floor facade. The windows shall not be mirrored or treated in such a way as to block visibility into the building. The windows shall have a minimum visible transmittance (VT) of 37 percent. The purpose of SRC 535.015(g)(5) is to ensure that ground-floor facades facing a street maintain a high level of transparency, promoting visibility into the building, pedestrian engagement, and an active streetscape. The standard requires that at least 50 percent of the ground-floor facade be composed of transparent windows with a minimum visible transmittance (VT) of 37 percent. The applicant proposes an adjustment to reduce the required window coverage from 50 percent to 43 percent along the 27th Avenue frontage. The submitted elevation drawings provide detailed measurements and materials demonstrating that the proposed windows meet the minimum VT requirement and are not mirrored or treated in a way that obstructs visibility into the building.

Despite the reduced window area, the design maintains the intent of the standard by ensuring significant transparency along the street-facing facade. The provided windows allow for visual connectivity between the interior and exterior, fostering an engaging streetscape. Additionally, the proposed design incorporates architectural features and pedestrian-oriented elements that complement the transparency provided, maintaining an active and inviting frontage. This adjustment meets approval criterion (ii) because it equally meets the purpose of the standard by preserving visibility, pedestrian interaction, and the overall intent of the ground-floor transparency requirement.

5. SRC 800.065(a)(1)(A) Pedestrian connection between building entrances and streets. As demonstrated on the submitted plans, the primary building entrances are connected by a single pedestrian connection. The primary building entrances are connected to 27<sup>th</sup> Avenue and the private street within the Kuebler Village subdivision. The applicant is requesting an adjustment to eliminate a pedestrian connection to Kuebler Boulevard as there are site constraints and right-of-way constraints, including grade and a drainage ditch, that make a direct pedestrian connection infeasible. Additionally, as the back of the building is along Kuebler Boulevard, a pedestrian connection to the back side of the building is not appropriate. The applicant has provided a pedestrian connection as close as possible to the intersection of Kuebler Boulevard and 27<sup>th</sup> Avenue. This connection is approximately 70-feet away from the crosswalk at this intersection. This adjustment meets approval criterion (ii) for equally meeting the purpose of the standard.
6. SRC 806.060(a)(1) Location: Short-term bicycle parking shall be located outside a building within a convenient distance of, and clearly visible from, the primary building entrance. In no event shall bicycle parking be located more than 50 feet from the primary building entrance, as measured along a direct pedestrian access route. The proposed development complies with SRC 806.060(a)(1) by providing short-term bicycle parking within a convenient distance of the primary building entrance. Two bicycle parking spaces are located within 50 feet of the entrance, meeting the standard. However, four additional bicycle parking spaces are located approximately 92 feet from the entrance. To accommodate these spaces, the applicant is requesting an adjustment to allow the additional bicycle parking to exceed the 50-foot maximum distance. The proposed location still provides convenient and accessible bicycle parking while maintaining the functionality and design of the site. To equally meet the intent of the standard, the applicant proposes an 8 foot wide pedestrian connection from the bicycle parking spaces to the closest building entrance. This adjustment meets approval criterion (ii) for equally meeting the purpose of the standard.

(A) If located within a residential zone, the proposed development will not detract from the livability or appearance of the residential area.

**Applicant's Findings:** The proposal is not located within a residential zone; therefore, this criterion is not applicable.

(B) If more than one adjustment has been requested, the cumulative effect of all the adjustments result in a project which is still consistent with the overall purpose of the zone.

**Applicant's Findings:** *The Mixed Use-III (MU-III) zone is intended to support a mix of commercial, office, and residential uses that create a pedestrian-friendly, integrated urban environment. The proposed adjustments collectively maintain the integrity of this zoning designation by ensuring a functional, accessible, and visually cohesive development within Kuebler Village, while also addressing specific site constraints. The requested adjustments do not alter the fundamental character or purpose of the zone but rather allow for a practical design response that accommodates shared access, site grading challenges, and right-of-way limitations while still fostering an active streetscape and pedestrian connectivity.*

*The elimination of the interior landscape strip supports the cohesive integration of the development by facilitating shared parking and circulation, aligning with the intended mixed-use character. The adjustment to the building entrance standard reflects the practical realities of site topography and the City's recognition of the private street as the primary frontage, ensuring that pedestrian access remains convenient and safe. The minor reductions in ground-floor window coverage, particularly along Kuebler Boulevard, accommodate the significant grade change while maintaining an engaging façade through differentiated materials and thoughtful design elements. Likewise, the adjustment to pedestrian connections prioritizes feasible and safe access points, with a direct connection provided as close as possible to Kuebler Boulevard. The bicycle parking adjustment ensures that all spaces remain accessible and functional, with an enhanced pedestrian connection to offset the increased distance.*

*Together, these adjustments allow for a well-integrated, high-quality mixed-use development that continues to meet the intent of the MU-III zone by maintaining active street engagement, pedestrian accessibility, and site functionality. The cumulative effect of these modifications does not diminish the purpose of the zone but instead ensures that the project remains practical, cohesive, and consistent with the overall objectives of mixed-use development in this area.*

- (e) *Transfer of adjustments.* Unless otherwise provided in the final decision granting the adjustment, an adjustment shall run with the land.

**Applicant's Findings:** *The applicant understands that unless the final decision states otherwise, any approved adjustments shall run with the land.*

## Section 6: Findings Applicable to the Airport Overlay Zone

### Chapter 602 – Airport Overlay Zone

#### Section 602.001 – Purpose

The purpose of the Airport Overlay Zone is to establish standards to promote air navigational safety and prevent hazards and obstructions to air navigation and flight.

## Section 602.010 – Airport Overlay Zone Boundary

The boundaries of the Airport Overlay Zone are shown in Figure 602-1. The Airport Overlay Zone is divided into the following areas that apply to land beneath, upon, and above the approach surface, transitional surfaces, horizontal surface, and conical surfaces of McNary Field:

- (a) *Approach area.* The approach area consists of the following:
  - (1) *Runway other than utility runway with only visual approach area.* The inner boundary of the runway other than utility runway with only visual approach area lies along the end of the primary surface and is 500 feet wide. The area expands outward uniformly to a width of 1,500 feet at a horizontal distance of 5,000 feet from the primary surface. The centerline of the area is the continuation of the centerline of Runway 16/34.
  - (2) *Non-precision instrument runway having a non-precision instrument approach with visibility minimums as low as three-quarter mile area.* The inner boundary of the non-precision instrument runway having a non-precision instrument approach with visibility minimums as low as three-quarter mile area lies along the end of the primary surface and is 1,000 feet wide. The area expands outward uniformly to a width of 4,000 feet at a horizontal distance of 10,000 feet from the primary surface. The centerline of the area is the continuation of the centerline of Runway 13.
  - (3) *Precision instrument runway approach area.* The inner boundary of the precision instrument runway approach area lies along the end of the primary surface and is 1,000 feet wide. The area expands outward uniformly to a width of 16,000 feet at a horizontal distance of 10,000 feet from the primary surface and thereafter to a horizontal distance of 50,000 feet from the primary surface. The centerline of the area is the continuation of the centerline of Runway 31.
- (b) *Transitional areas.* The transitional areas are those areas that lie beneath the transitional surfaces of each runway.
- (c) *Horizontal area.* The boundary of the horizontal area is established by swinging arcs with 5,000 feet radii, for all utility or visual runways, and 10,000 feet radii, for all other runways, from the center of each end of the primary surface of each runway and connecting the adjacent arcs by drawing lines tangent to those arcs. The horizontal area does not include the approach and transitional areas.
- (d) *Conical surface area.* The conical surface area commences at the periphery of the horizontal area and extends outward a horizontal distance of 4,000 feet.

***Applicant's Findings:*** The development site is subject to the restrictions of the horizontal area as it is within this boundary of the overlay zone.

## Section 602.015 – Uses

Any use that is a permitted, special, conditional, or prohibited use in the underlying zone is a permitted, special, conditional, or prohibited use in the Airport Overlay Zone.

***Applicant's Findings:*** *The applicant understands the uses permitted are reliant on the underlying zoning and overlay zoning, not the airport overlay zone itself. The applicant is proposing uses which are outright permitted within the MU-III zone. This criterion is met.*

## Section 602.020 – Development Standards

Development within the Airport Overlay Zone must comply with the development standards applicable in the underlying zone and the development standards set forth in this section. The development standards in this section are in addition to, and not in lieu of, all other applicable development standards in the underlying zone. Where the development standards in this section conflict with the development standards applicable in the underlying zone or any other overlay zone, the more restrictive development standards shall be the applicable development standard.

- (a) **Height.** Except as otherwise provided in this chapter, no building, structure, or object shall be erected or increased in height, and no vegetation shall be allowed to grow, to a height in excess of the height limitations set forth in this subsection. If all or part of a lot is located in more than one Airport Overlay Zone area, the applicable height limitation shall be the most restrictive height limitation.
  - (1) ***Runway other than a utility runway with only visual approaches.*** No building, structure, object, or vegetative growth shall have a height greater than that established by a plane sloping 20 feet outward for each one foot upward beginning at the end of, and at the same elevation as, the primary surface and extending to a horizontal distance of 5,000 feet along the extended centerline of Runway 16-34.
  - (2) ***Non-precision instrument runway having a non-precision instrument approach with visibility minimums as low as three-quarter mile.*** No building, structure, object, or vegetative growth shall have a height greater than that established by a plane sloping 34 feet outward for each one foot upward beginning at the end of, and at the same elevation as, the primary surface and extending to a horizontal distance of 10,000 feet along the extended centerline of Runway 13.
  - (3) ***Precision instrument runway approach.*** No building, structure, object, or vegetative growth shall have a height greater than that established by a plane sloping 50 feet outward for each one foot upward beginning at the end of, and at the same elevation as, the primary surface and extending to a horizontal distance of 10,000 feet along the extended centerline of Runway 31; thence

sloping 40 feet outward for each one foot upward to an additional horizontal distance of 40,000 feet along the extended centerline of Runway 31.

- (4) *Transitional surface.* In the transitional surface, no building, structure, object, or vegetative growth shall have a height greater than that established by a plane sloping seven feet outward for each one foot upward beginning at the sides of, and at the same elevation as, the primary surface and the approach surface, and extending to a height of 150 feet above the airport elevation. In addition, in the transitional surface there are established height limits sloping seven feet outward for each one foot upward beginning at the sides of, and the same elevation as, the approach surface, and extending to where they intersect the conical surface. Where the precision instrument runway approach area projects beyond the conical area, there are established height limits sloping seven feet outward for each one foot upward beginning at the sides of, and the same elevation as, the approach surface, and extending a horizontal distance of 5,000 feet measured at 90-degree angles to the extended runway centerline.

***Applicant's Findings:*** *The development site falls within the horizontal surface. Criteria one through four above are not applicable.*

- (5) *Horizontal surface.* In the horizontal surface, no building, structure, object, or vegetative growth shall have a height greater than that established by a horizontal plane 150 feet above the airport elevation.

***Applicant's Findings:*** *The development site sits approximately 347 feet above sea level and the McNary Field airport is approximately 214 feet above sea level. This provision provides a maximum height of 150-feet for buildings, structures, objects, and vegetation. However, the MU-III zone limits building and accessory structure height to 70-feet. None of the proposed structures on the site will exceed 35 feet in height. The time signage is proposed, it will also be reviewed, and findings will show it meets the applicable restrictions. This criterion is met.*

- (6) *Conical surface.* In the conical surface, no building, structure, object, or vegetative growth shall have a height greater than that established by a plane sloping 20 feet outward for each one foot upward beginning at the periphery of the horizontal surface, 150 feet above the airport elevation, and extending to a height of 350 feet above the airport elevation.

***Applicant's Findings:*** *The development site falls within the horizontal surface. This criterion is not applicable.*

- (b) *Development compatibility.* Uses within the Airport Overlay Zone shall not be developed, conducted, or maintained in such a manner as to create electrical interference with navigational signals or radio communications between the airport and

aircraft, make it difficult for pilots to distinguish between airport lights and other lights, result in glare in the eyes of pilots using the airport, impair visibility in the vicinity of the airport, attract wildlife, or endanger or interfere in any other manner with landing, takeoff, or maneuvering of aircraft using or intending to use McNary Field.

***Applicant's Findings:*** *The proposed development is located within the Airport Overlay Zone and has been designed to ensure compatibility with airport operations at McNary Field. The project will not generate electrical interference that could affect navigational signals or radio communications between the airport and aircraft. Lighting for the development will be designed in accordance with City standards to prevent confusion with airport lights and will be shielded or directed away from flight paths to minimize glare that could impact pilots. Additionally, the development will not include reflective materials or other design elements that could impair visibility in the vicinity of the airport.*

*The project has also been designed to avoid attracting wildlife that could pose hazards to aircraft. Landscaping plans incorporate species that do not encourage bird congregation, and no open water features or other wildlife attractants are proposed. The site's stormwater management will comply with all applicable regulations to prevent standing water that could draw birds or other wildlife into the flight path. Furthermore, the height of the building and other structures complies with all applicable height restrictions, ensuring they do not interfere with aircraft maneuvering, takeoff, or landing.*

*With these measures in place, the proposed development will not create any conflicts with airport operations or compromise aviation safety. The project has been carefully designed to ensure compliance with Airport Overlay Zone standards, maintaining safe and efficient air travel at McNary Field while allowing for the intended mixed-use development.*

- (c) *Marking and lighting.* Marking and lighting necessary to indicate the presence of buildings, structures, or vegetation to operators of aircraft in the vicinity of the airport shall be provided as required by the FAA.

***Applicant's Findings:*** *The applicant will be made aware of any marking and lighting requirements by the FAA when contact is made regarding the variance. If any marking and lighting is required, the applicant will demonstrate those at the time of the variance request.*

## Section 7: Conclusion

The proposed Class 3 Site Plan Review and Adjustments for the first phase of development within Kuebler Village Subdivision represents a well-planned and thoughtfully integrated project that aligns with the intent of the Mixed Use III (MU-III) zone. The development of a US Market and fueling station will serve as an anchor for future phases, supporting the overall vision of a cohesive, pedestrian-friendly, and accessible mixed-use development. The site

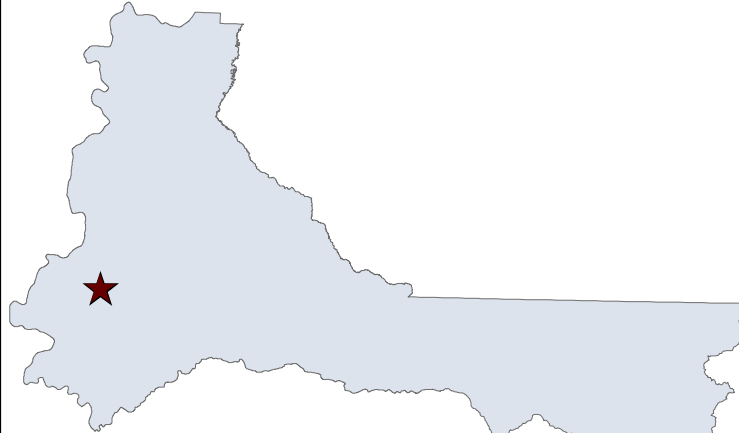
design incorporates efficient circulation, a robust pedestrian network, and enhanced landscaping that exceeds the minimum requirements, ensuring a visually appealing and functional layout. The requested adjustments allow the project to navigate site constraints while maintaining compliance with the broader zoning and development standards, ensuring compatibility with surrounding uses. With careful consideration given to pedestrian connectivity, landscaping, site functionality, and compliance with applicable standards, the proposal represents a high-quality addition to the Kuebler Village Subdivision. The application meets the approval criteria, and approval is warranted to facilitate the successful implementation of this key component of the larger development vision.

## Section 8: Exhibits

Exhibit A – Marion County Tax Map

08 3W 12C

08 3W 12C  
SALEM



**MARION COUNTY, OREGON**  
SW1/4 SEC12 T8S R3W W.M.  
SCALE 1" = 200'

## LEGEND

## LINE TYPES

Taxlot Boundary

## Historical Boundary

Road Right-of-Way

## Easement

### Railroad Right-of-Way

Railroad Centerline

Private Road ROW

Taxcode Line

Subdivision/Plat Bndry

Map Boundary

Waterline - Taxlot Bndry

Waterline - Non Bndry

## CORNER TYPES

+ 1/16TH Section Cor.

 1/4 Section Cor

© DLC Corner

6.15

Section Corner  
1 22

## NUMBERS

Tax Code Number

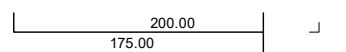
00 00 0

Acreage  
0.25 AC

All acres listed are Net Acres, excluding any portions of the taxlot within public ROWs

## NOTES

Tick Marks: A tick mark in the road indicates that the labeled dimension extends into the public ROW



### CANCELLED NUMBERS

702  
703  
1601  
1702  
1703  
1801  
1900  
2000  
2001  
2002  
2100  
2101  
2202  
2203

DISCLAIMER: THIS MAP WAS PREPARED  
FOR ASSESSMENT PURPOSES ONLY

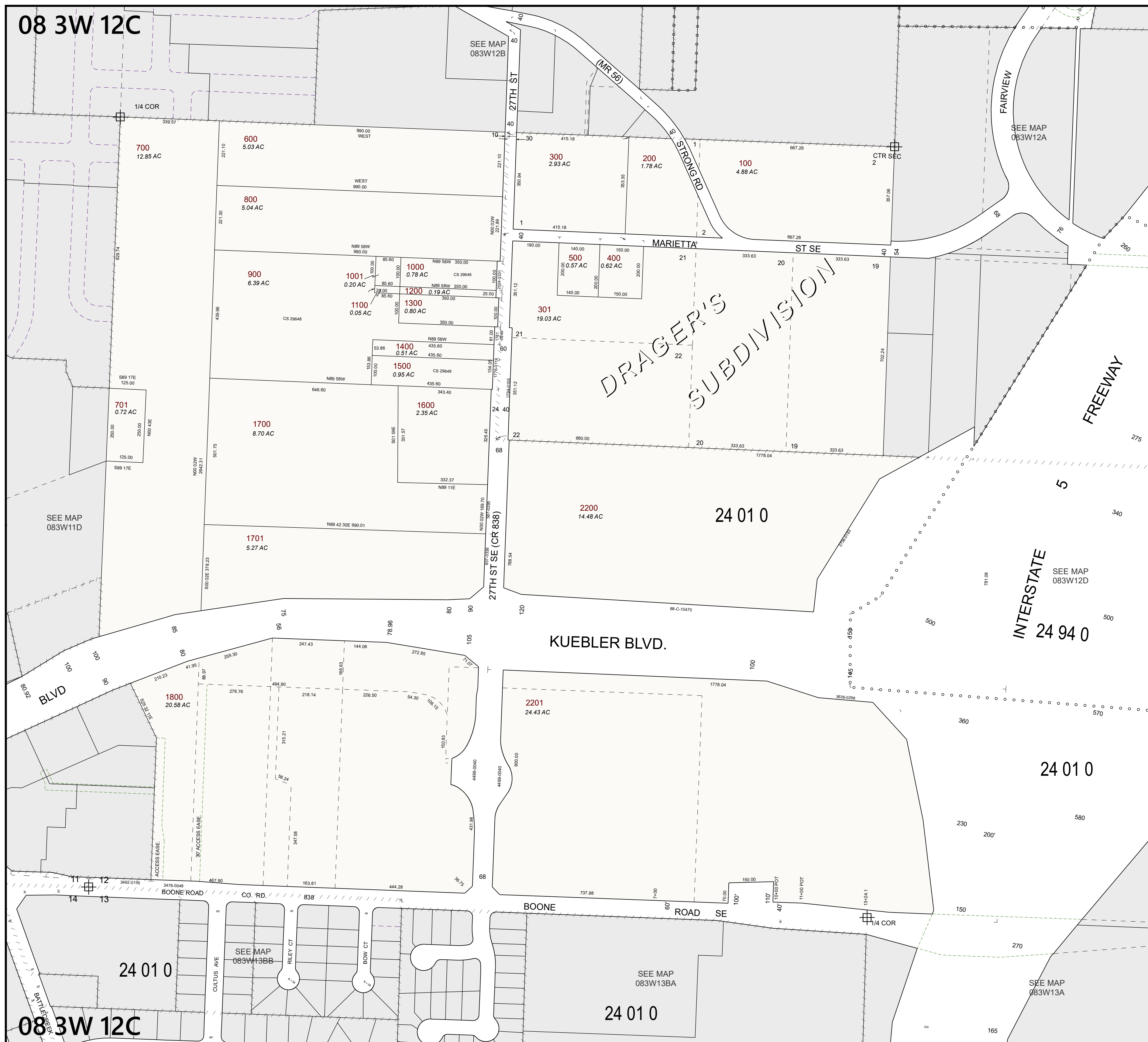


Assessors Office  
Cartography Dept

FOR ADDITIONAL MAPS VISIT OUR WEBSITE AT  
[www.co.marion.or.us](http://www.co.marion.or.us)

PLOT DATE: 3/28/2024

**SALEM**  
**08 3W 12C**



## Exhibit B – Deeds



### Parcel Information

<b>Parcel #:</b>	532174
<b>Tax Lot:</b>	083W12C002201
<b>Site Address:</b>	Salem OR 97302
<b>Owner:</b>	Boone Road Commercial LLC
<b>Owner2:</b>	
<b>Owner Address:</b>	650 Hawthorne Ave SE Ste 210 Salem OR 97301 - 5895
<b>Twn/Range/Section:</b>	08S / 03W / 12 / SW
<b>Parcel Size:</b>	24.43 Acres (1,064,171 SqFt)
<b>Plat/Subdivision:</b>	
<b>Lot:</b>	
<b>Block:</b>	
<b>Census Tract/Block:</b>	002002 / 1000
<b>Waterfront:</b>	

### Assessment Information

<b>Market Value Land:</b>	\$1,270,360.00
<b>Market Value Impr:</b>	\$0.00
<b>Market Value Total:</b>	\$1,270,360.00
<b>Assessed Value:</b>	\$997,830.00

### Tax Information

<b>Levy Code Area:</b>	24010
<b>Levy Rate:</b>	19.6343
<b>Tax Year:</b>	2024
<b>Annual Tax:</b>	\$19,591.70
<b>Exempt Desc:</b>	N/A

### Legal

ACRES 24.43

### Land

<b>Zoning:</b>	Salem-MU-II - Mixed Use-II	<b>Cnty Bldg Use:</b>	Residential
<b>Cnty Land Use:</b>	490 - Tract Land Only, Over 1 Acre, Inside City Or Ugb	<b>Neighborhood:</b>	
<b>Std Land Use:</b>	8001 - Residential-Vacant Land	<b>Recreation:</b>	
<b>School District:</b>	24J - Salem-Keizer	<b>Primary School:</b>	Lee Elementary School
<b>Middle School:</b>	Judson Middle School	<b>High School:</b>	South Salem High School

### Improvement

<b>Year Built:</b>	<b>Stories:</b>	<b>Finished Area:</b>
<b>Bedrooms:</b>	<b>Bathrooms:</b>	<b>Garage:</b>
<b>Basement Fin:</b>		

### Transfer Information

<b>Loan Date:</b>	11/22/2024	<b>Loan Amt:</b>	\$14,000,000.00	<b>Doc Num:</b>	36415	<b>Doc Type:</b>	Stand Alone Mortgage
<b>Loan Type:</b>		<b>Finance Type:</b>	Credit Line (Revolving)	<b>Lender:</b>	GESA CREDIT UNION		

**Sale Date:** 03/25/2024

**Sale Price:**

**Doc Num:** 2024-8798

**Doc Type:** DEED

Sentry Dynamics, Inc. and its customers make no representations, warranties or conditions, express or implied, as to the accuracy or completeness of information contained in this report.

**Recording Requested by, and when recorded, return to:**

Boone Road Commercial LLC  
650 Hawthorne Ave SE, Ste 210  
Salem, OR 97301

**All Tax Statements to be Sent to:**

Boone Road Commercial LLC  
650 Hawthorne Ave SE, Ste 210  
Salem, OR 97301

MARION COUNTY RECORDS

**2024-08798**

D-DEED

03/25/2024 02:08 PM

\$15.00 \$11.00 \$10.00 \$60.00

\$96.00



I, Bill Burgess, County Clerk for Marion County, Oregon, certify that the instrument identified herein was recorded in the Official Records.

A handwritten signature in black ink, appearing to read "Bill Burgess".

Pgs=3 SKM

**SPECIAL WARRANTY DEED**

KUEBLER CASCADE VIEW, LLC, an Oregon limited liability company ("Grantor"), conveys and specially warrants to BOONE ROAD COMMERCIAL LLC, an Oregon limited liability company ("Grantee") all of its interest in the following described real property, free of encumbrances created or suffered by the Grantor except as specifically set forth below.

See the attached and incorporated Exhibit A

Subject to: Easements and encumbrances of record.

The true consideration for this conveyance consists of other property or value.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009 AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

First American Title NCS-1177076-OR1

DATED as of the 22 day of March, 2024.

**GRANTOR:**

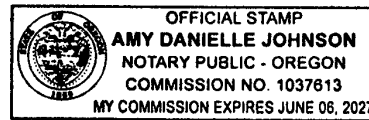
KUEBLER CASCADE VIEW, LLC, an  
Oregon limited liability company

By: [Signature]  
Dirk Stangier, Manager

STATE OF OREGON )

COUNTY OF Marion )

) ss.  
)



This instrument was acknowledged before me this 22 day of March, 2024, by Dirk Stangier, as Manager of KUEBLER CASCADE VIEW, LLC, an Oregon limited liability company.

DATED: 3/22/2024

[Signature]  
(Signature)

NOTARY PUBLIC in and for the State of Oregon  
My commission expires 6/6/2027

**EXHIBIT A  
TO  
SPECIAL WARRANTY DEED**

The Land referred to herein below is situated in the County of Marion, State of Oregon, and is described as follows:

BEGINNING AT A POINT IN THE SOUTH LINE OF SECTION 12 IN TOWNSHIP 8 SOUTH, RANGE 3 WEST OF WILLAMETTE MERIDIAN IN THE CITY OF SALEM, MARION COUNTY, OREGON, 1336.96 FEET FROM THE SOUTHWEST CORNER OF SAID SECTION;  
THENCE 800 FEET NORTH TO A POINT;  
THENCE EAST 1778.04 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION TO A POINT;  
THENCE SOUTH 800 FEET TO THE SOUTH LINE OF SAID SECTION;  
THENCE WEST ALONG THE SOUTH LINE OF SAID SECTION TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM ANY PORTION OF SAID LAND LYING WITH BOONE ROAD AND KUEBLER BLVD. ALSO EXCEPTING THEREFROM THOSE PORTIONS AS SET OUT IN THAT CERTAIN STIPULATED FINAL JUDGMENT, NO. 88C-10471 IN FAVOR OF THE STATE OF OREGON, RECORDED JULY 2, 1990 IN REEL 781 AND PAGE 0075, FILM RECORDS.

ALSO EXCEPTING THEREFROM THOSE PORTION CONVEYED TO STATE OF OREGON, BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION, AS SET OUT IN THAT CERTAIN BARGAIN AND SALE DEED RECORDED SEPTEMBER 18, 2014 AS REEL 3636 AND PAGE 0298, FILM RECORDS.

ALSO EXCEPTING THEREFROM THOSE PORTION CONVEYED TO THE CITY OF SALEM, AN OREGON MUNICIPAL CORPORATION, AS SET OUT IN THAT CERTAIN WARRANTY DEED RECORDED MARCH 12, 2021 AS REEL 4462 AND PAGE 0136, FILM RECORDS.

THE LEGAL DESCRIPTION WAS CREATED PRIOR TO JANUARY 01, 2008.

Marion County  
Document Separator Page

**Instrument # 2024-08798**

**March 25, 2024 02:08 PM**

State of Oregon  
County of Marion

I hereby certify that the attached  
instrument was received and duly  
recorded by me in Marion County  
records:

Fee: \$96.00

Bill Burgess  
Marion County Clerk

This is not an invoice.

## Exhibit C – Articles of Organization

# AMENDED ANNUAL REPORT



Corporation Division  
[sos.oregon.gov/business](https://sos.oregon.gov/business)

**E-FILED**

Jul 30, 2024

**OREGON SECRETARY OF STATE**

---

**REGISTRY NUMBER**

158997396

**REGISTRATION DATE**

08/27/2019

**BUSINESS NAME**

BOONE ROAD COMMERCIAL LLC

**BUSINESS ACTIVITY**

DOMESTIC LIMITED LIABILITY COMPANY

**MAILING ADDRESS**

650 HAWTHORNE AVE SE STE 210  
SALEM OR 97301 USA

**TYPE**

DOMESTIC LIMITED LIABILITY COMPANY

**PRIMARY PLACE OF BUSINESS**

650 HAWTHORNE AVE SE STE 210  
SALEM OR 97301 USA

**JURISDICTION**

OREGON

**REGISTERED AGENT**

DANIEL MOLINA

650 HAWTHORNE AVE SE STE 210  
SALEM OR 97301 USA

If the Registered Agent has changed, the new agent has consented to the appointment.

**MANAGER**

DOUGLAS SPROUL

650 HAWTHORNE AVE SE STE 210  
SALEM OR 97301 USA



I declare, under penalty of perjury, that this document does not fraudulently conceal, fraudulently obscure, fraudulently alter or otherwise misrepresent the identity of the person or any officers, managers, members or agents of the limited liability company on behalf of which the person signs. This filing has been examined by me and is, to the best of my knowledge and belief, true, correct, and complete. Making false statements in this document is against the law and may be penalized by fines, imprisonment, or both.

By typing my name in the electronic signature field, I am agreeing to conduct business electronically with the State of Oregon. I understand that transactions and/or signatures in records may not be denied legal effect solely because they are conducted, executed, or prepared in electronic form and that if a law requires a record or signature to be in writing, an electronic record or signature satisfies that requirement.

**ELECTRONIC SIGNATURE**

**NAME**

DANIEL MOLINA

**TITLE**

ACCOUNTANT

**DATE**

07-30-2024

## Exhibit D – HOA Statement

# BRAND

## **Homeowners Association Information**

The applicant is submitting this statement to confirm there is no homeowners association (HOA) which is active or registered with the Oregon Secretary of State which impacts the subject property.

## Exhibit E – HCRPZ Acknowledgement

# BRAND

## **Historic and Cultural Resources Protection Zone Acknowledgement**

The applicant is aware the subject site is identified on the City of Salem's Historic and Cultural Resources Protection Zone map. The applicant's consultant has discussed properties within these areas with the city's Historic Preservation Officer, Kimberli Fitzgerald. No public funding will be utilized to develop the subject site. At the time the site is developed, the applicant's contractors will have an inadvertent discovery plan on file with the city.

Exhibit F – TGE Form



**CITY OF Salem**  
AT YOUR SERVICE

Traffic Engineering Section  
Public Works Department  
555 Liberty Street SE, Room 325 Telephone: 503-588-6211  
Salem, Oregon 97301-3513 TTY: 503-588-6292

## Trip Generation Estimate

Street \_\_\_\_\_

Bin # \_\_\_\_\_ TGE # \_\_\_\_\_

Date Received \_\_\_\_\_

### Section 1 (To be completed by applicant.)

Applicant Name: BRAND Land Use Telephone: 503-370-8704

Applicant Mailing Address: 1720 Liberty St SE

Location of New Development: Lot 1 of Kuebler Village Subdivision

(Please provide street address. If unknown, provide approximate address and geographical description/nearest cross streets.)

Description and Size of New Development: New 5218 square foot convenient store with 8 fueling pumps

(e.g., 150 single-family homes, 20,000 sq. ft. office addition, 12-pump gas station, 50-student day care, additional parking, etc.)

Description and Size of Existing/Past Development, if any (note whether to remain or be removed): \_\_\_\_\_

Planning Action Involved, if any: \_\_\_\_\_ Building Permit Involved:  
(e.g., zone change, subdivision, partition, conditional use, PUD, mobile home park, etc.) Yes ☐ No ☐

### Section 2 (To be completed by City staff.)

Proposed Use	Existing Use
Development Quantity: _____	Development Quantity: _____
ITE Land Use Code: _____	ITE Land Use Code: _____
Trip Generation Rate/Equation: _____	Trip Generation Rate or Equation: _____
Average Daily Trips: _____	Average Daily Trips: _____
ELNDT Adjustment Factors	ELNDT Adjustment Factors
Trip Length: _____ Linked Trip: _____	Trip Length: _____ Linked Trip: _____
TSDC Trips: _____	TSDC Trips: _____

### Section 3 (To be completed by City staff.)

Transportation Impact Analysis (TIA)	Transportation Systems Development Charge
Net Increase in Average Daily Trips: _____ (Proposed use minus existing use.)	Net Increase in TSDC Trips: _____ (Proposed use minus existing use.)
<input type="checkbox"/> A TIA <b>will</b> be required:	<input type="checkbox"/> A TSDC <b>will</b> be required.
<input type="checkbox"/> Arterial/Collector—1000 Trip/day Threshold <input type="checkbox"/> Local Street/Alley—200 Trip/day Threshold <input type="checkbox"/> Other: _____	(Fee determined by Development Services.)
<input type="checkbox"/> A TIA <b>will not</b> be required.	<input type="checkbox"/> A TSDC <b>will not</b> be required.

(For additional information, refer to the back of this application.)

### Section 4 (To be completed by City staff.)

Remarks: \_\_\_\_\_ Date: \_\_\_\_\_

cc: ☐ Chief Development Services Engineer  
☐ Community Development  
☐ Building Permit Application  
☐ \_\_\_\_\_

By: \_\_\_\_\_

## Information Required to Assess the Need for a Traffic Impact Analysis and Transportation Systems Development Charge



The following information is required in order to assess the need for a Traffic Impact Analysis (TIA) and to calculate the Transportation Systems Development Charge (TSDC) to be levied on a proposed new development.

### TIA Determination:

The City of Salem may require that a TIA be prepared as part of the approval process for major new development. The purpose of a TIA is to estimate the traffic impacts created by a new development on the surrounding street system. Any significantly adverse traffic impacts identified in the TIA must be mitigated by the applicant.

The estimated daily traffic generation of a new development is used as the criteria for determining whether a TIA is needed. If the new development access is located on an arterial or collector and the estimated daily traffic generation is more than 1000 trips, a TIA may be required. If access is located on a local street or alley and the generated trips exceed 200, a TIA may be required. Other criteria such as site access issues, driveway restrictions, and existing facilities deficiencies may also be used, if recommended by City Traffic Engineering staff.

The City Traffic Engineer makes the determination as to whether a TIA is required. (For more information on TIA criteria, see Development Bulletin No. 19 dated January 20, 1995.) When the determination has been made, copies of the Trip Generation Estimate form are sent to Public Works Development Services Division and the applicant. If a planning action is required, a copy is also forwarded to the Community Development Department.

### TSDC Analysis:

The City of Salem charges a TSDC on all new development that creates a net increase in traffic on the surrounding street system. The total charge is assessed on a per trip fee times the TSDC trips calculated for the development. For more information on the TSDC, see Council Staff Report dated October 9, 1995.

To assist in estimating the daily trips generated by a new development, please answer the questions in Section 1 of this sheet and return it to Room 325 of the Civic Center. If you have any questions, Traffic Engineering staff are available at 503-588-6211. A copy of the completed trip generation estimate will be returned to you at the address provided in Section 1.

***No Land Use, Planning, or Development Approval applications requiring Trip Generation Estimates will be processed until this information has been provided and the TIA/TSDC assessment has been made by City Traffic Engineering staff.***

## Exhibit G – Neighborhood Association/Transit/PGE Contact

## Shelby Guizar

---

**From:** Shelby Guizar  
**Sent:** Monday, March 10, 2025 8:38 AM  
**To:** planning@cherriots.org; Ken Spencer  
**Cc:** Britany Randall  
**Subject:** FW: Notice of Land Use Application  
**Attachments:** US Market Neighborhood Contact Letter.pdf; 2025.2.11 Site Plan.pdf

Hi Cherriots and PGE,

I forgot to include you on the notice below. Let me know if you have any questions.

Thank you!

**Shelby Guizar**

BRAND  
*Land Use*

**Project Manager**

Office: (503) 370-8704

Cell: (503) 509-0545

Place: 1720 Liberty Street SE

Salem, OR 97302

[www.brandlanduse.com](http://www.brandlanduse.com)

---

**From:** Shelby Guizar  
**Sent:** Monday, March 10, 2025 8:36 AM  
**To:** 'southgateway@salemneighbors.org' <southgateway@salemneighbors.org>; sidrakdragon@live.com; 'lizbackermna@gmail.com' <lizbackermna@gmail.com>  
**Cc:** Britany Randall <britany@brandlanduse.com>  
**Subject:** Notice of Land Use Application

Dear Neighborhood Chairs and Co-Chairs,

Please find notice of a site plan review and adjustments within or abutting your neighborhood attached. The proposal includes a new convenience store with fueling pumps and associated site improvements on undeveloped land. A detailed site plan has been included in the attached letter. If you have questions, please feel free to contact us.

Thank you,

**Shelby Guizar**

# BRAND

## *Land Use*

### **Project Manager**

Office: (503) 370-8704

Cell: (503) 509-0545

Place: 1720 Liberty Street SE

Salem, OR 97302

[www.brandlanduse.com](http://www.brandlanduse.com)



## Notice of Land Use Application Submittal

March 10, 2025

### South Gateway Neighborhood Association

Greg Macdonald  
[southgateway@salemneighbors.org](mailto:southgateway@salemneighbors.org)

### Adjacent Neighborhood Association: Morningside Neighborhood Association

Pamela Schmidling  
[sidrakdragon@live.com](mailto:sidrakdragon@live.com)

Liz Backer  
[Lizbackermna@gmail.com](mailto:Lizbackermna@gmail.com)

**RE: Site Plan Review and Adjustments for property identified as Marion County Map and Tax lot Number 083W12C002201**

Dear Chairs and Land Use Chairs,

We are reaching out to you regarding a project within the boundaries of, or adjacent to, your Neighborhood Association.

The applicant/property owners are seeking approval of site plan review and adjustments. The purpose of the project is to develop a new 5,218 square foot convenience store and eight fueling stations with associated parking and site improvements.

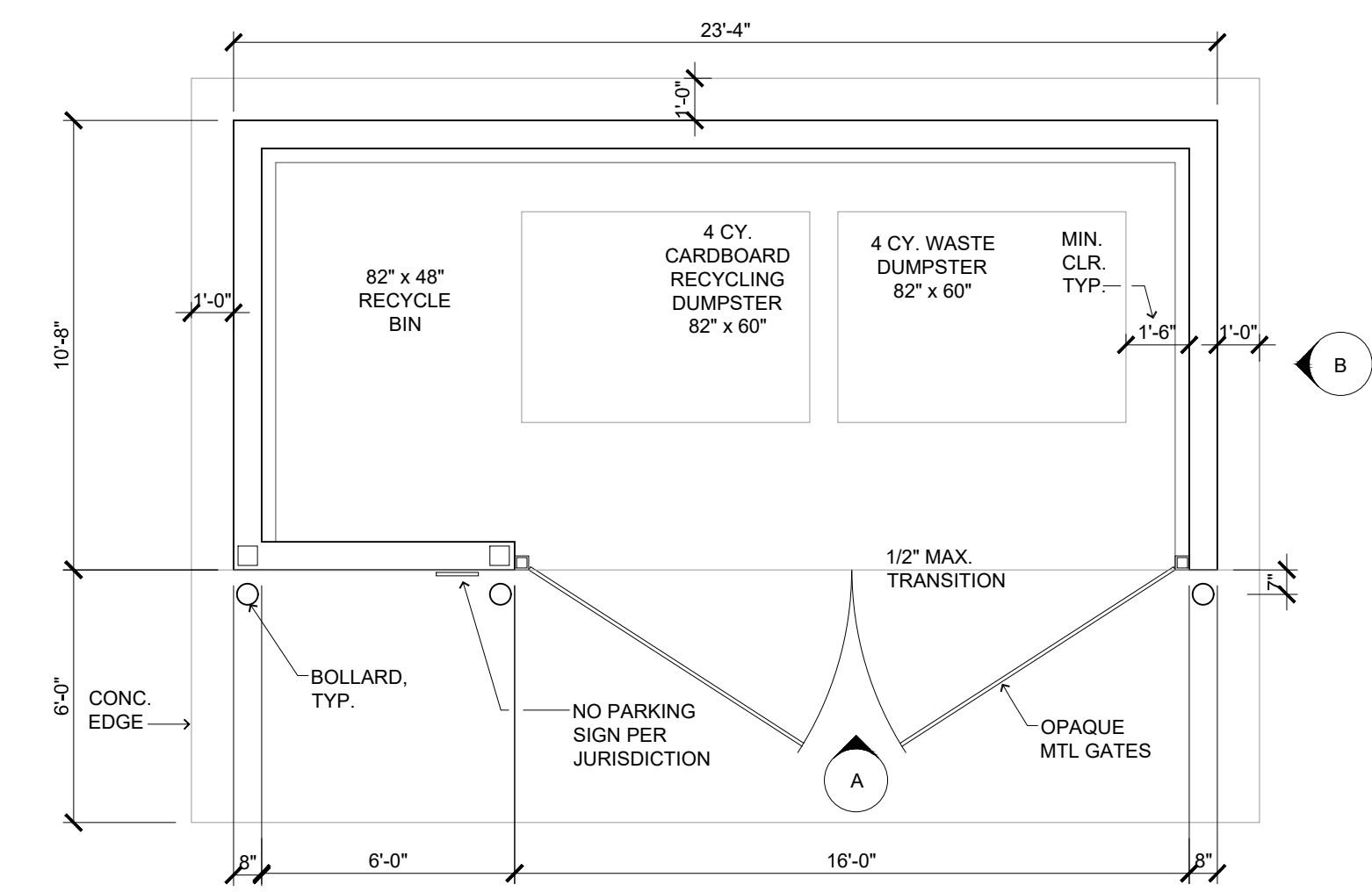
This application will be processed using Type II procedures. The neighborhood association, property owners, and tenants within 250-feet of all portions of the property will receive notice of the application and have an opportunity to provide comments.

We hope that you find this letter and attached conceptual plan informative. If you have any questions regarding this notice, please contact the applicant's land use representative.

Thank you.

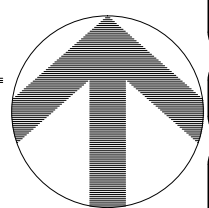
**Applicant Information**  
Mosaic Development Services LLC

**Applicant Representative Information**  
BRAND Land Use, LLC | Brittany Randall  
Ph: 503-680-0949  
[Britany@BRANDlanduse.com](mailto:Britany@BRANDlanduse.com)

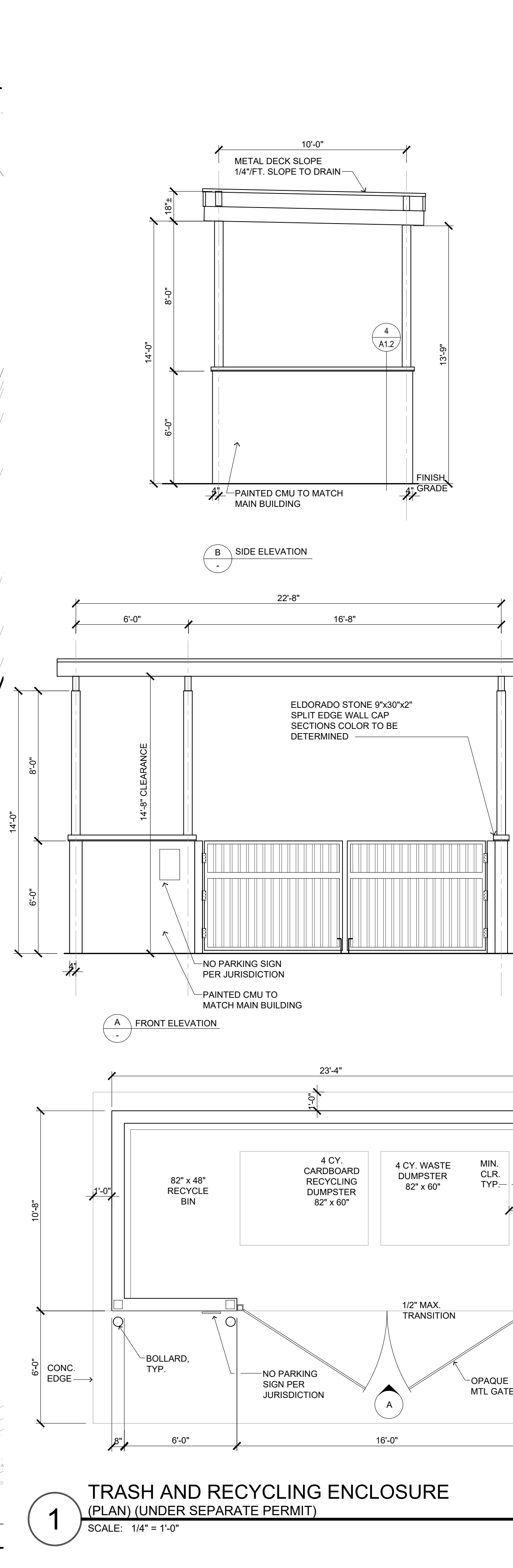


SCALE: 1/4" = 1'-0"

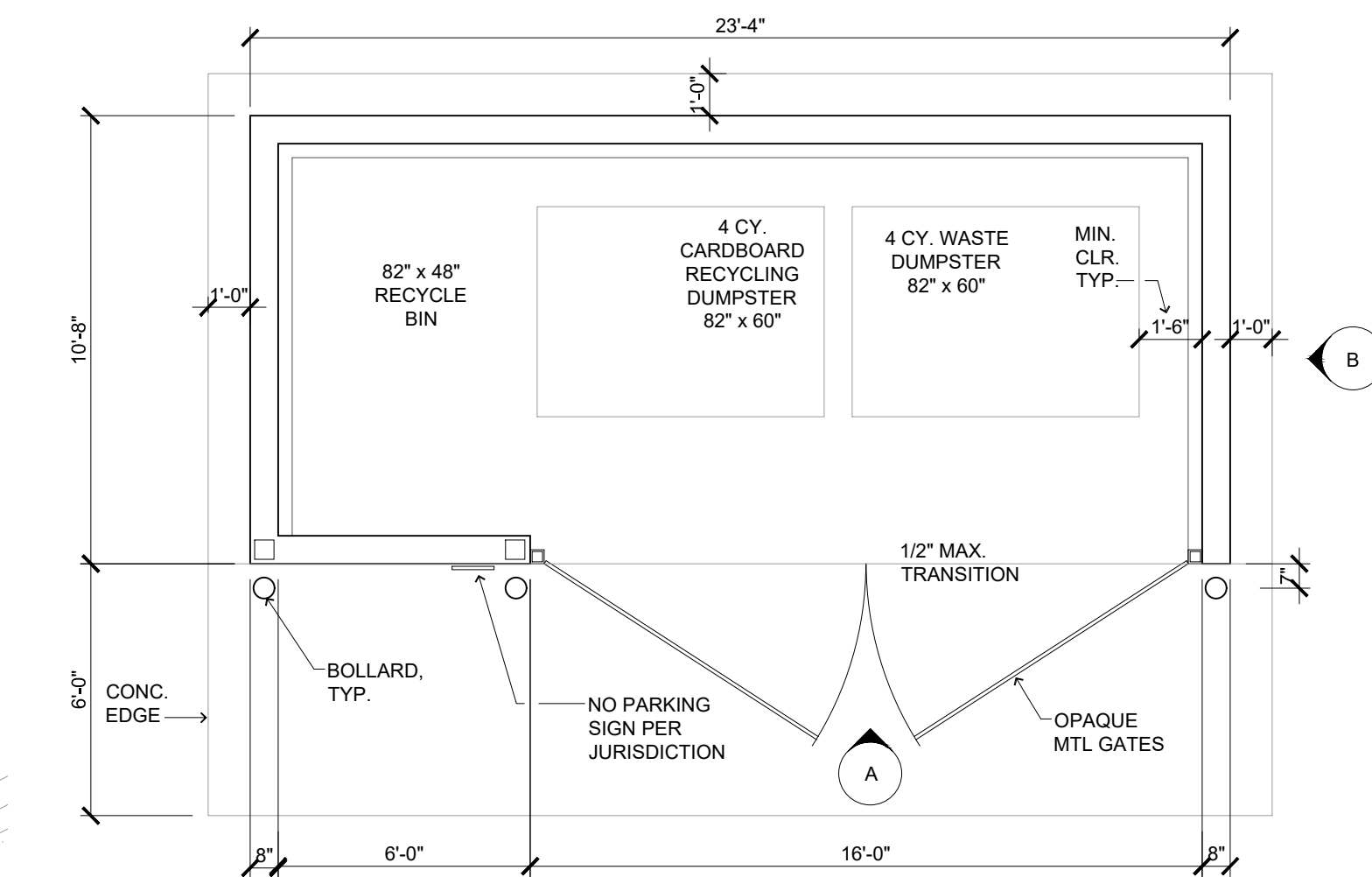
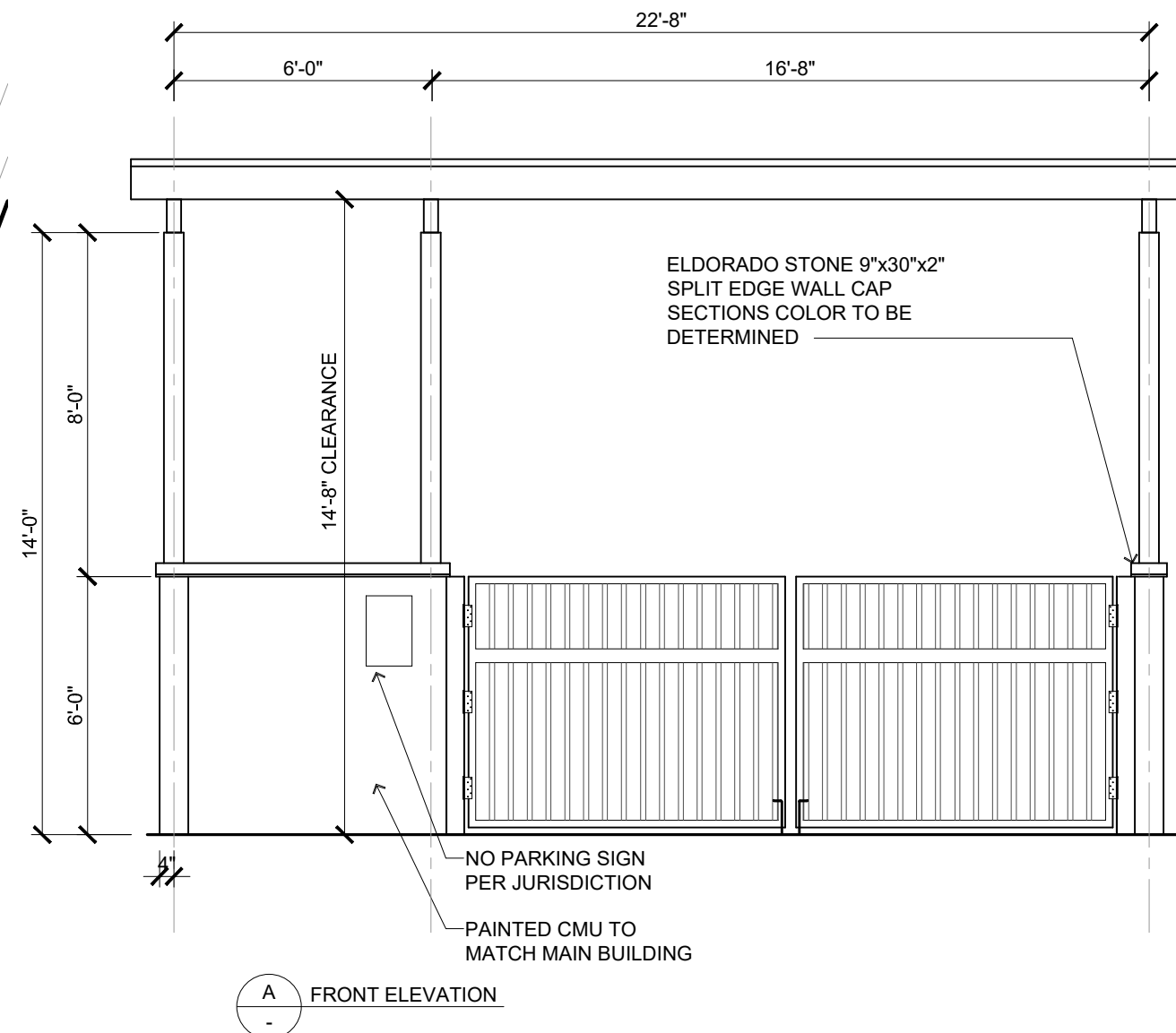
MU-III – Mixed Use III			
Code Section:		Required	Proposed
Table 535-2	Minimum Lot Size:	None	43,056 SF (0.99 AC)
Table 535-3	Setbacks	5' min 30' max  Up to the first 10 ft of the setback area can be used exclusively for pedestrian amenities  At least 50 percent of the remaining setback area must be landscaped.	North Setback – 15'-5" South Setback – 6'-0" West Setback – 10'-0" East Setback -
Table 535-5	Lot Coverage:  Max. Height:	No Max.  70'	1 Story – 35' max.
Table 535-5 (e) (3)	Min Landscaping	Min 15% of development site (6458 SF)	7169 SF Landscape Provided
Table 535-5 (e) (4)	Gas Station Min Landscaping	1 Plant Unit (PU) per 16 SF of Landscaped Area	408 Plant Units Provided for 6458 SF required Landscape Area
Table 807-1 806.035	Landscape Types Type A	Min. 1 PU per 16 sq. ft. of landscaped area  Required Screening - None	408 Plant Units Provided for 7169 SF Landscaped Area
Table 806-1	Maximum Off-street Parking:  Retail Sales: 1 per 200 SF	<ul style="list-style-type: none"> <li>5,178 SF C-Store for Gas Station: 5,178/200 = 25.89 26 Total</li> </ul>	26 Standard
Table 806-2	Parking Space Dimensions	Compact: 8' x 15' Standard: 9' x 19'	26 Standard
Table 806-4	Off-Street Parking Area Landscaping	12,087 SF – Min 5% (604 SF)	1469 SF Provided
Table 806-9	Bicycle Parking	Retail Sales: 4 spaces  Max % of Long-term spaces allowed: 25%	5 stalls provided 0 Long Term
Table 806-10	Minimum Bicycle Parking Space Size	Standard: 2' x 6' Side-by-side: 1.5' x 6'	5 stalls provided
806.015(c)	Compact: 8' x 16'	75% allowed	No compact provided
8.0510.8	Loading Zone:	Min: 1 (12'x30') loading zone req'd (Total Retail Sales and Service buildings: 5,000 SF-60,000 SF)	1 Provided



## Exhibit H – Architectural Site Plan

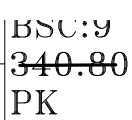


SCALE: 1/4" = 1'-0"



MU-III – Mixed Use III		Required	Proposed
Code Section:			
Table 535-2	Minimum Lot Size:	None	43,056 SF (0.99 AC)
Table 535-3	Setbacks	5' min 30' max  Up to the first 10 ft of the setback area can be used exclusively for pedestrian amenities  At least 50 percent of the remaining setback area must be landscaped.	North Setback – 15'-5" South Setback – 6'-0" West Setback – 10'-0" East Setback -
Table 535-5	Lot Coverage:  Max. Height:	No Max.  70'	1 Story – 35' max.
Table 535-5 (e) (3)	Min Landscaping	Min 15% of development site (6458 SF)	7169 SF Landscape Provided
Table 535-5 (e) (4)	Gas Station Min Landscaping	1 Plant Unit (PU) per 16 SF of Landscaped Area	408 Plant Units Provided for 6458 SF required Landscape Area
Table 807-1 806.035	Landscape Types Type A	Min. 1 PU per 16 sq. ft. of landscaped area  Required Screening - None	408 Plant Units Provided for 7169 SF Landscaped Area
Table 806-1	Maximum Off-street Parking:  Retail Sales: 1 per 200 SF	<ul style="list-style-type: none"> <li>5,178 SF C-Store for Gas Station; 5,178/200 = 25.89 26 Total</li> </ul>	26 Standard
Table 806-2	Parking Space Dimensions	Compact: 8' x 15' Standard: 9' x 19'	26 Standard
Table 806-4	Off-Street Parking Area Landscaping	12,087 SF – Min 5% (604 SF)	1469 SF Provided
Table 806-9	Bicycle Parking	Retail Sales: 4 spaces  Max % of Long-term spaces allowed: 25%	5 stalls provided 0 Long Term
Table 806-10	Minimum Bicycle Parking Space Size	Standard: 2' x 6' Side-by-side: 1.5' x 6'	5 stalls provided
806.015(c)	Compact: 8' x 16'	75% allowed	No compact provided
8.0510.8	Loading Zone:	Min: 1 (12'x30') loading zone req'd (Total Retail Sales and Service buildings: 5,000 SF-60,000 SF)	1 Provided

## Exhibit I – Preliminary Landscape Plan



## **CHAPTER 535: MU-III MIXED USE-III STANDARDS**

**DEVELOPMENT SITE REQUIREMENT:** 15% MINIMUM OF THE DEVELOPMENT SITE (43,056 S.F.) TO BE LANDSCAPED TO TYPE A STANDARD.  
43,056 x .15= 6458 S.F. REQUIRED SITE LANDSCAPE AREA

PROPOSED: 7169 S.F. SITE LANDSCAPE AREA (16.6%)

REQUIREMENT: TYPE A LANDSCAPING ( TOTAL FOR ALL LANDSCAPE AREAS)  
 1 PLANT UNIT (PU) / 16 S.F.  
 40% OF PU TO BE TREES  
 REQUIRED TYPE A LANDSCAPE AREA: 6458 S.F.  
 $6458 / 16 = 404$  PU REQUIRED  
 $404 \text{ PU} \times .40 = 162$  TREE PU REQUIRED

PROPOSED:	(12) SHADE TREES @ 10 PU=	120 PU
	(9) EVERGREEN TREES @ 5 PU=	45 PU
	TOTAL TREE PLANT UNITS:	165 PU (40.8%)
	(28) LARGE SHRUBS @ 2 PU=	56 PU
	(89) MEDIUM SHRUBS @ 1 PU=	89 PU
	4783 S.F. GR. COV. x .02 PU=	95 PU
	<b>TOTAL PLANT UNITS:</b>	<b>405 PU</b>

NOTE: PLANT QUANTITIES AND PLANT UNIT COUNT ABOVE INCLUDES PARKING PERIMETER, PARKING INTERIOR AND CHAPTER 807 TYPE A GENERAL LANDSCAPE AREAS.

## **CHAPTER 806- OFF-STREET PARKING, LOADING AND DRIVEWAYS**

27th AVE. SE PARKING PERIMETER SETBACK LANDSCAPING REQUIREMENTS  
 REQUIREMENT: METHOD A-E PERIMETER SETBACK OPTIONS

PROPOSED: METHOD A: 10 FT. LANDSCAPE STRIP (20 L.F.)  
METHOD D: 6 FT. LANDSCAPE STRIP (138 L.F.) & 3 FT. WALL

REQUIREMENT:	3 FT. HIGH MASONRY WALL	138 L.F
	1 PLANT UNIT (PU) / 16 S.F.	
	40% OF PU TO BE TREES	
	COMBINED TYPE A LANDSCAPE AREA:	1028 S.F.
	1028 / 16= 64.25	64 PU REQUIRED
	64 PU x .40= 25.6	26 TREE PU REQUIRED

PROPOSED:	3 FT. HIGH MASONRY WALL	138 L.F.
	(4) SHADE TREES @ 10 PU=	40 PU
	(3) EVERGREEN TREES @ 5 PU=	15 PU
	TOTAL TREE PU=	55 PU (86%)
	(19) MEDIUM SHRUBS @ 1 PU=	19 PU
	50% OF AREA TO BE PLANTED WITH GROUND COVER*	
	1028 x 50= 514 S.F. GR. COV. x .02 PU=	10 PU
	<b>TOTAL PLANT UNITS:</b>	<b>84 PU</b>

### INTERIOR OFF-STREET PARKING AREA LANDSCAPING

REQUIREMENT: OFF-STREET PARKING AREA < 50,000 S.F.  
SHALL PROVIDE 5% MIN LANDSCAPE AREA  
COMBINED OFF-STREET PARKING AREA: 12,087 S.F.  
12,087 x .05= 604 S.F. TYPE A LANDSCAPE AREA

PROPOSED: 1469 S.F. LANDSCAPE AREA (12%)

REQUIREMENT: 1 SHADE TREE / 12 PARKING STALLS  
25 STALLS / 12= 2.1 TREES

PROPOSED: 5 SHADE TREES

REQUIREMENT:	1 PLANT UNIT (PU) / 16 S.F.	
	40% OF PU TO BE TREES	
REQUIRED TYPE A LANDSCAPE AREA:		604 S.F.
604 / 16=		38 PU REQUIRED
38 PU x .40=		15 TREE PU REQUIRED

PROPOSED:	(5) SHADE TREES @ 10 PU=	50 PU (49.7%)
	90% OF AREA TO BE PLANTED	
	WITH GROUND COVER*	
	1469 S.F. GR. COV. x .02 PU=	29 PU
	<b>TOTAL PLANT UNITS:</b>	<b>79 PU</b>

\*PLANT GROUND COVER OUTSIDE OF TREE AND SHRUB PLANTING PIT AND PROJECTED SPREAD AREAS

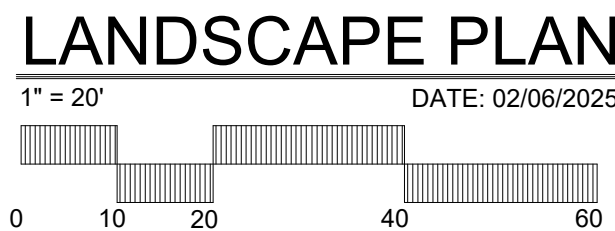
## CHAPTER 807- LANDSCAPING AND SCREENING

### GENERAL TYPE A LANDSCAPING

PROPOSED:	(3) SHADE TREES @ 10 PU=	30 PU
	(6) EVERGREEN TREES @ 5 PU=	30 PU
	(28) LARGE SHRUBS @ 2 PU=	56 PU
	(70) MEDIUM SHRUBS @ 1 PU=	70 PU
	2800 S.F. GR. COV.* x .02 PU=	56 PU
	<b>TOTAL PLANT UNITS:</b>	<b>242 PU</b>

## NOTES

1. All planted areas shall be irrigated with an automatic underground irrigation system providing 100% coverage and equipped for SMART Technology performance.
2. All planted areas shall receive a 3" mulch layer of fresh shredded fir or hemlock bark.
3. Owner shall be responsible for maintenance of irrigation and planting installations in perpetuity.



US MARKET  
2900 KUEBLER BLVD.  
SALEM, OR 97306

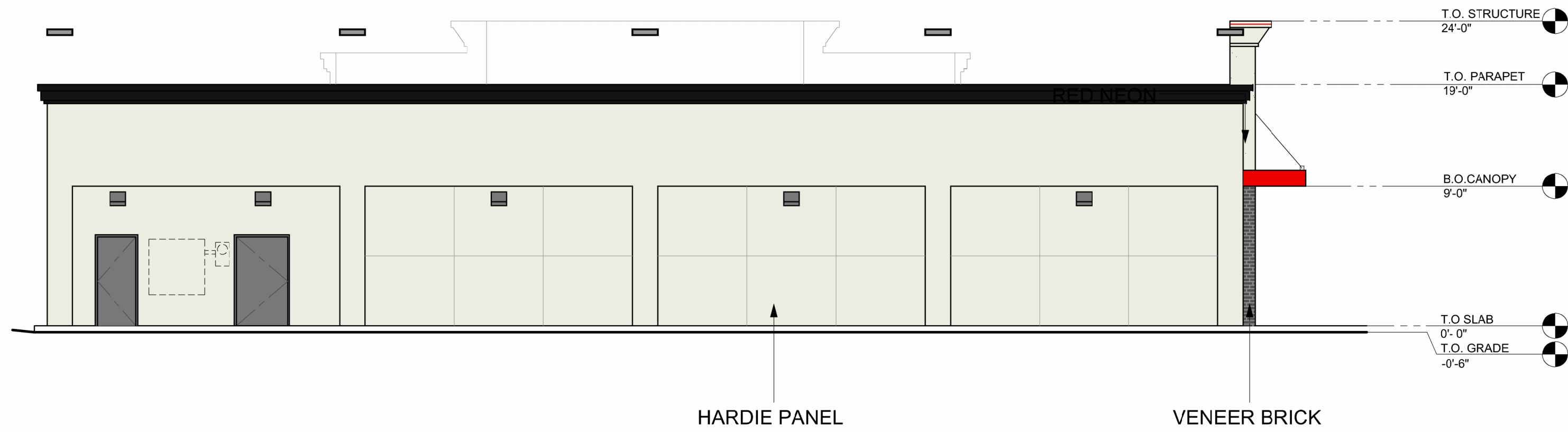
# PRELIMINARY LANDSCAPE PLAN

DATE  
11/22/2024

REVISÉ DATE

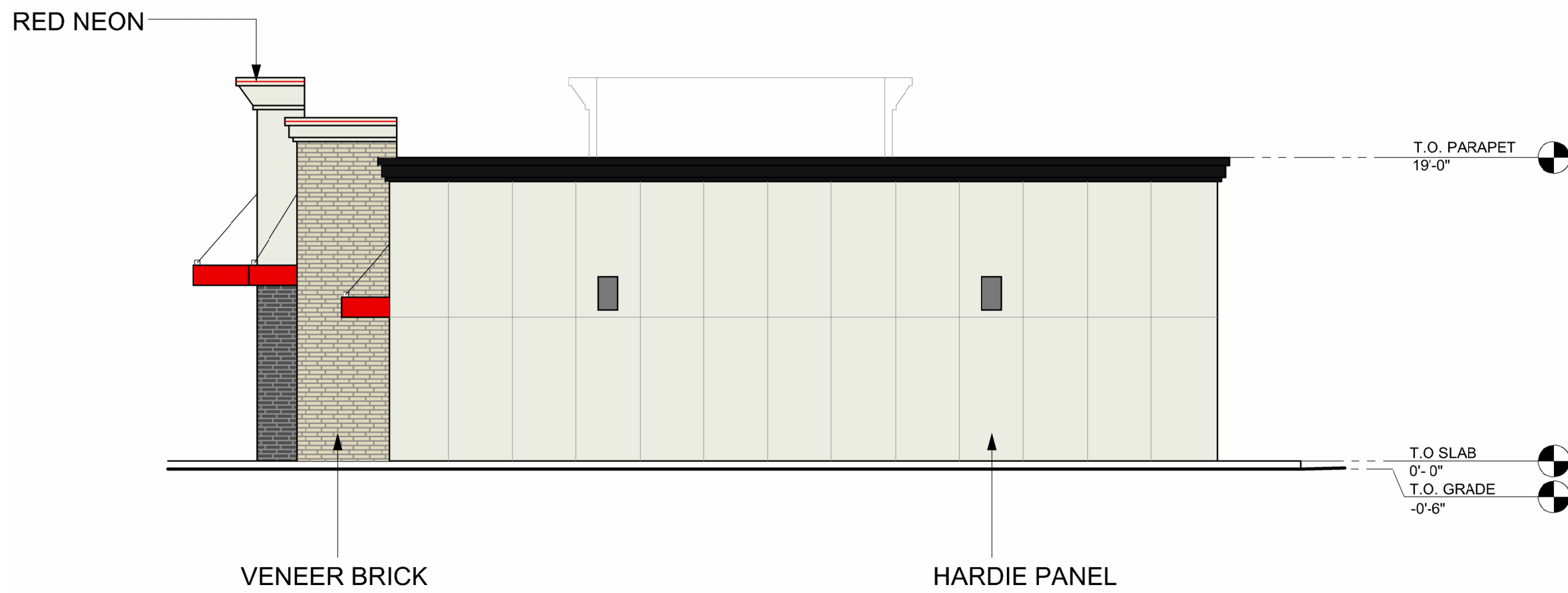
SHEET  
L1

## Exhibit J – Proposed Elevations



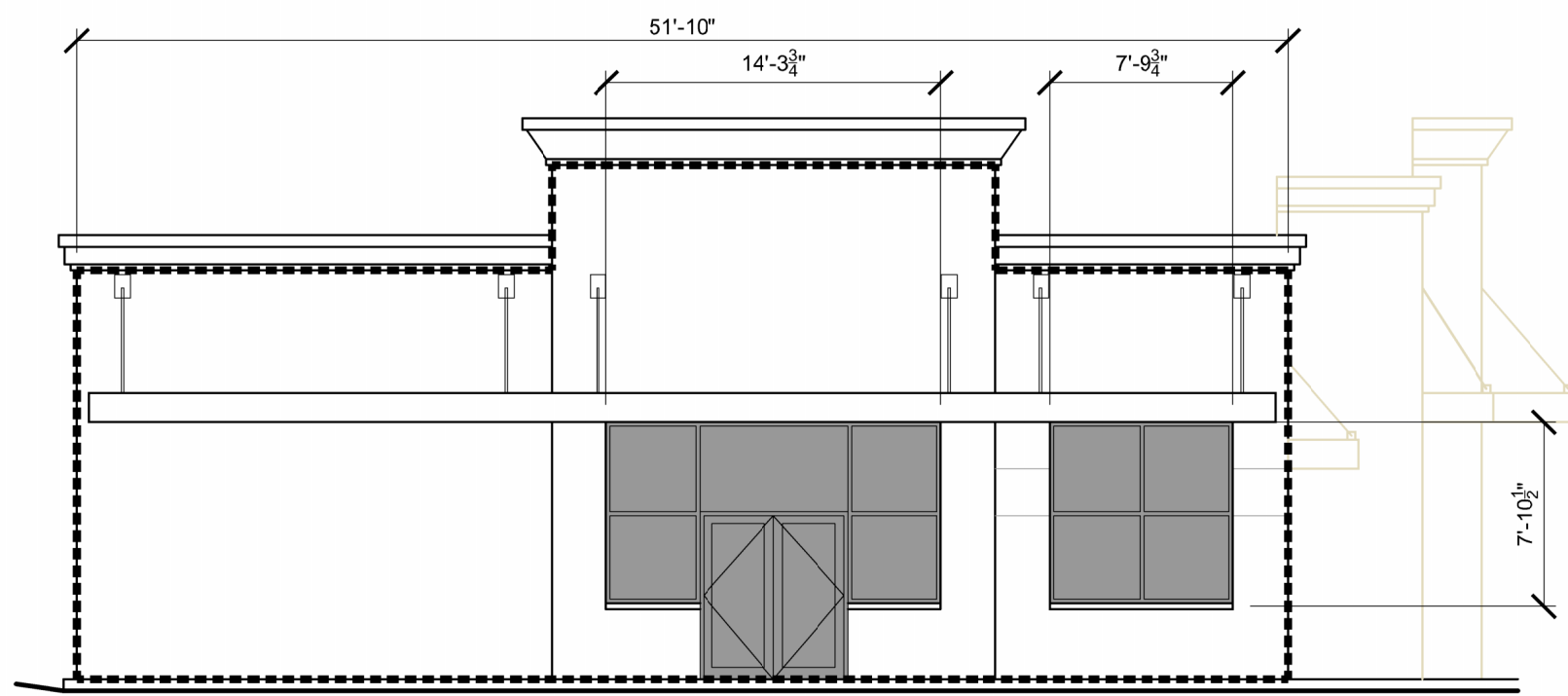
D REAR (NORTH) ELEVATION

SCALE: 1/8" = 1'-0"



C RIGHT SIDE (EAST) ELEVATION

SCALE: 1/8" = 1'-0"

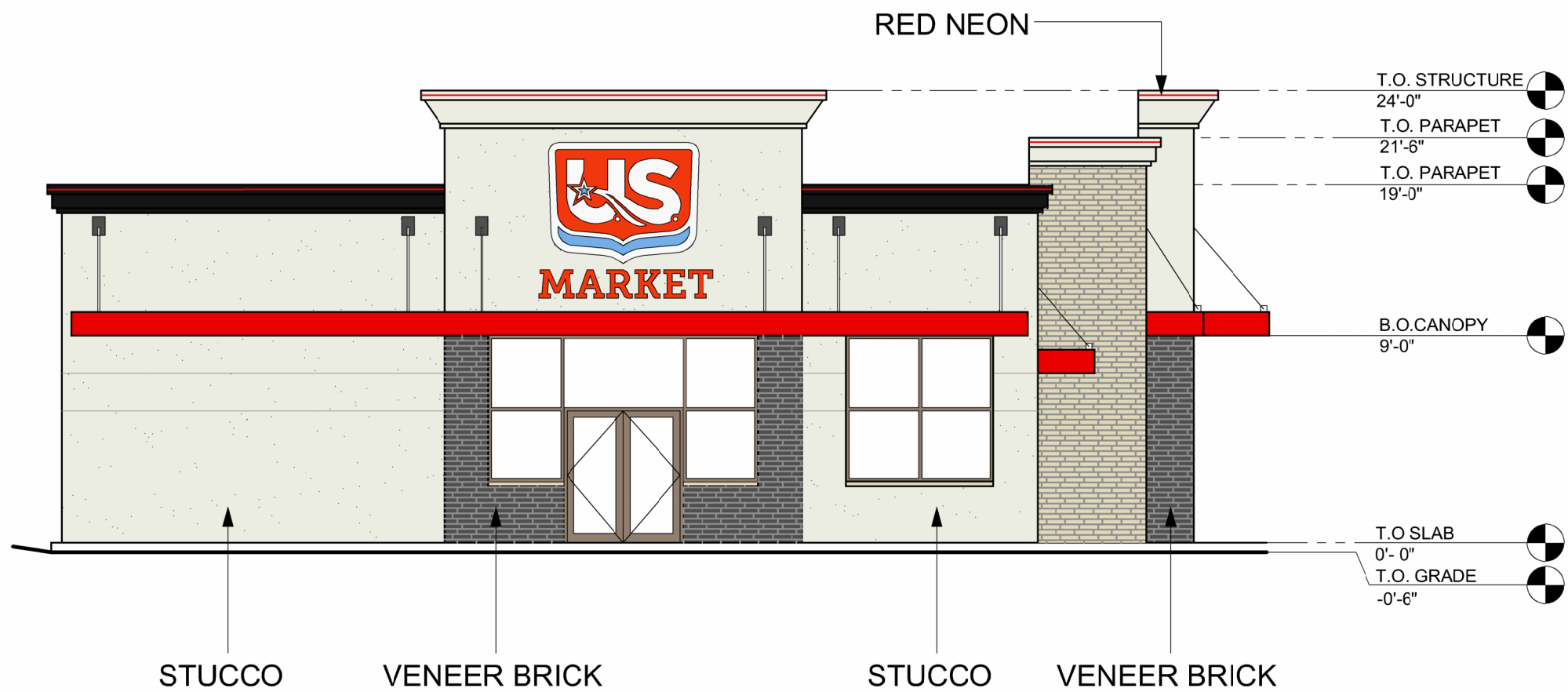


BUILDING FACADE AREA: 992 SQ. FT.

BUILDING WINDOW AREA: 192 SQ. FT. (19%)

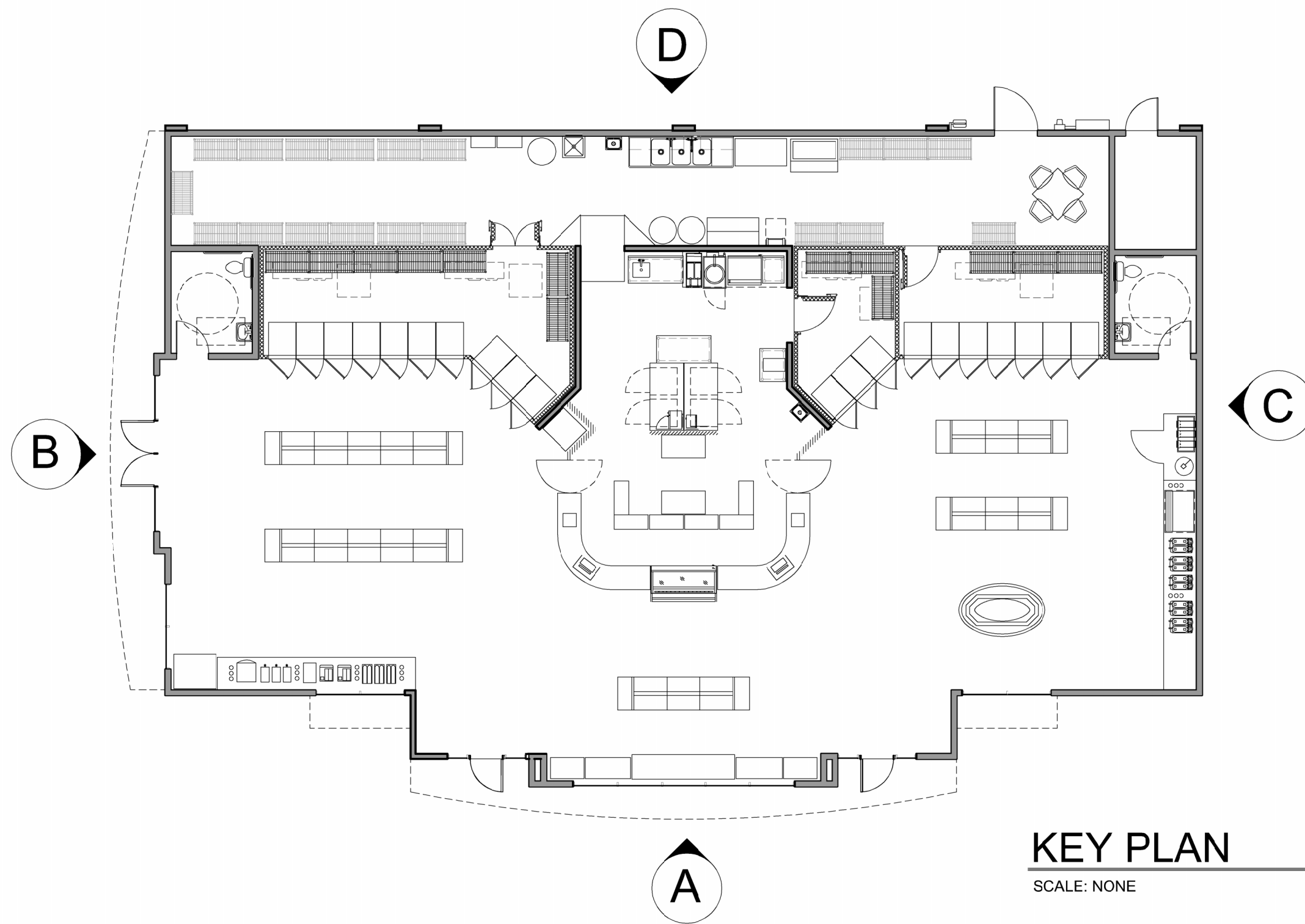
BUILDING FACADE LENGTH: 51'-10"

WINDOW LENGTH OVER 6": 21'-1 1/2" (42.88%)



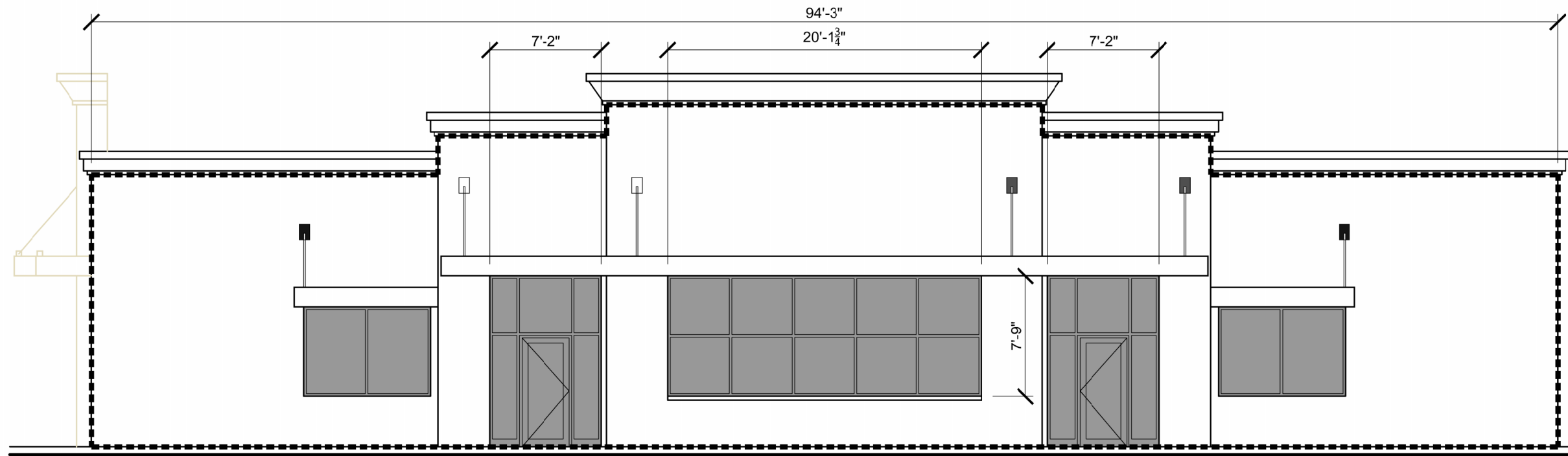
B LEFT SIDE (WEST) ELEVATION

SCALE: 1/8" = 1'-0"



KEY PLAN

SCALE: NONE



BUILDING FACADE AREA: 1,339 SQ. FT.

BUILDING WINDOW AREA: 407 SQ. FT. (22%)

BUILDING FACADE LENGTH: 94'-3"

WINDOW LENGTH OVER 6": 34'-5 3/4" (36.58%)



A FRONT (SOUTH) ELEVATION

SCALE: 1/8" = 1'-0"

lenity  
architecture, inc.

3150 Kettle Court SE, Salem, Oregon 97301  
P 503 399 1990 F 503 399 0565 W lenityarchitecture.com



US MARKET  
2900 KUEBLER BLVD.  
SALEM, OR 97306

ARCHITECTURAL  
ELEVATIONS

DATE

11/22/2024

REVISED DATE

SHEET

A3

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## Exhibit K – Civil Plan Set

DRAWINGS FOR:

# KUEBLER VILLAGE LOT 1

## SITE IMPROVEMENTS

FOR:

MOSAIC MANAGEMENT, INC.  
1900 HINES ST. S.E. STE. 150  
SALEM, OREGON 97302  
PH: 503.391.9999  
INFO@MOSAICMS.COM



Know what's below.  
Call before you dig.

UTILITY CONTACTS

COMPANY	NAME	PHONE	EMAIL
CITY OF SALEM	ENGINEERING	503-588-6211	
	DISPATCH	503-588-6333	
PGE (DISTRIBUTION)	KEN SPENCER	503-970-7200	kenneth.spencer@PGN.com
PGE (LIGHTING)	ALLISON BAZIAK	503-463-4381	Allison.Baziak@PGN.com
NW NATURAL	CHRIS FLU	503-585-6611	ctf@nwnatural.com
LUMEN TECHNOLOGIES	TRAVIS VAUGHN	503-399-4931	Travis.Vaughn@CenturyLink.com
COMCAST	JOSH FALLIN	503-365-5555	josh.fallin@centurylink.com
	DAVE HAMMILL	503-924-9120	David_Hammill@Comcast.net

PROJECT LOCATION



GENERAL LEGEND

ABBREVIATIONS

A.C. or ASPH.	ASPHALTIC CONCRETE	IRR.	IRRIGATION
A.D.	AREA DRAIN	INV.	INVERT
ASSY.	ASSEMBLY	J.B.	JUNCTION BOX
BLDG. or BLD.	BUILDING	L.P.	LIGHT POLE
B.W.	BOTTOM OF WALL	M	METER, MAIN
CATV	CABLE TELEVISION	M.B.	MAILBOX
C.B.	CATCH BASIN	M.H.	MANHOLE
C.O.	CLEAN-OUT	O.H.	OVER-HEAD
CONC.	CONCRETE	P/L or P	PROPERTY LINE
C.L. or C	CENTERLINE	P.P.	POWER POLE
D.I.	DUCTILE IRON	PVC	POLYVINYL CHLORIDE
E.G.	EDGE OF GRAVEL	PWR or P	POWER
E.O.P. or E.P.	EDGE OF PAVEMENT	R. or RAD.	RADIUS
ELEV.	ELEVATION	R.O.W. or R/W	RIGHT-OF-WAY
EX. or EXIST.	EXISTING	SAN. SEWER or S.S.	SANITARY SEWER
F.D.C.	FIRE DEPT. CONNECTOR	ST.D. or S.D.	STORM DRAIN
FT.	FEET	SVC.	SERVICE
F.F.	FINISH FLOOR	S/W	SIDEWALK
F.G.	FINISH GRADE	T.C.	TOP OF CURB
F.H.	FIRE HYDRANT	TEL. or T	TELEPHONE
F.I.	FIELD INLET	TRANS.	TRANSFORMER
F.M.	FORCE MAIN	TRAF. SIG. or T.S.	TRAFFIC SIGNAL
GRAV.	GRAVEL	TW	TOP OF WALL
G.M.	GAS METER	TYP.	TYPICAL
G.P.	GATE POST	U.G. or U/G	UNDER GROUND
GS	GROUND SHOT	UTIL.	UTILITY
G.V.	GAS VALVE	W/	WITH
H	HANDICAP	WAT. or W	WATER
HYD.	HYDRANT	WLM	WETLANDS MARKER
I.R.	IRON ROD	W.M.	WATER METER
I.P.	IRON PIPE	Y.P.C.	YELLOW PLASTIC CAP

SYMBOLS

AD	AREA DRAIN	SP	SIGN POST
CD or CD	CATCH BASIN	PWS PED	POWER PEDESTAL
CO	SEWER CLEANOUT	TEL PED	TELEPHONE PEDESTAL
FX	FIRE HYDRANT	CATV PED	CATV PEDESTAL
GV	GAS VALVE	MB	MAIL BOX
WV	WATER VALVE	IV	IRRIGATION VALVE
WM	WATER METER	SL	STREET LIGHTS
DS	DOWN SPOUT	UP	UTILITY/POWER POLES
1	MANHOLE TELEPHONE	TP	TEST PIT
2	MANHOLE STORM DRAIN	MF	MONUMENT FOUND
3	MANHOLE SAN. SEWER		
4	TREES - *TREENAME* DIAMETER (INCHES)/DRIP RADIUS (FEET)		
NOTE: DIAMETER MEASURED AT BREAST HEIGHT			

LINE TYPES

CATV LINE	CATV	CATV	CATV	CATV	CATV	CATV	CATV
COMMUNICATION LINE	COM	COM	COM	COM	COM	COM	COM
EASEMENT LINE							
FENCE LINE	F	F	F	F	F	F	F
FIBER OPTIC	FOC	FOC	FOC	FOC	FOC	FOC	FOC
GAS LINE	GAS	GAS	GAS	GAS	GAS	GAS	GAS
OVERHEAD LINE	OH LINES	OH LINES	OH LINES	OH LINES	OH LINES	OH LINES	OH LINES
PHONE LINE	PH	PH	PH	PH	PH	PH	PH
POWER LINE	ELEC	ELEC	ELEC	ELEC	ELEC	ELEC	ELEC
SANITARY SEWER	SS	SS	SS	SS	SS	SS	SS
STORM DRAIN	SD	SD	SD	SD	SD	SD	SD
WATER LINE	W	W	W	W	W	W	W

DRAWING INDEX

DWG NUMBER	DWG TITLE
C0.0	COVER SHEET, DRAWING INDEX, LOCATION MAP, & GENERAL LEGEND
C1.0	EPSC - DEMOLITION & CLEARING PLAN
C1.1	EPSC - STREETS & UTILITIES PLAN
C1.2	EPSC - VERTICAL CONSTRUCTION PLAN
C1.3	EPSC - FINAL LANDSCAPING & STABILIZATION PLAN
C1.4	EPSC (EROSION PREVENTION & SEDIMENT CONTROL) NOTES
C1.5	EPSC NOTES
C1.6	EPSC DETAILS
C2.0	SITE & DIMENSIONING PLAN
C3.0	GRADING PLAN
C4.0	UTILITY PLAN
C5.0	SURFACING PLAN
C6.0	CONSTRUCTION NOTES
C6.1	CONSTRUCTION NOTES
C7.0	CIVIL DETAILS
C7.1	CIVIL DETAILS

VERIFY SCALE	1"	DATE: 02/2025
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IF NOT ONE INCH ON SCALES ACCORDINGLY		
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DRN. RS		REVISIONS
CKD. JW		BY



WESTTECH ENGINEERING, INC.  
CONSULTING ENGINEERS AND PLANNERS

**WE**

3841 Fairview Industrial Dr. S.E., Suite 100, Salem, OR 97302  
Phone: (503) 585-2474 Fax: (503) 585-3986  
E-mail: westtech@westtech-eng.com

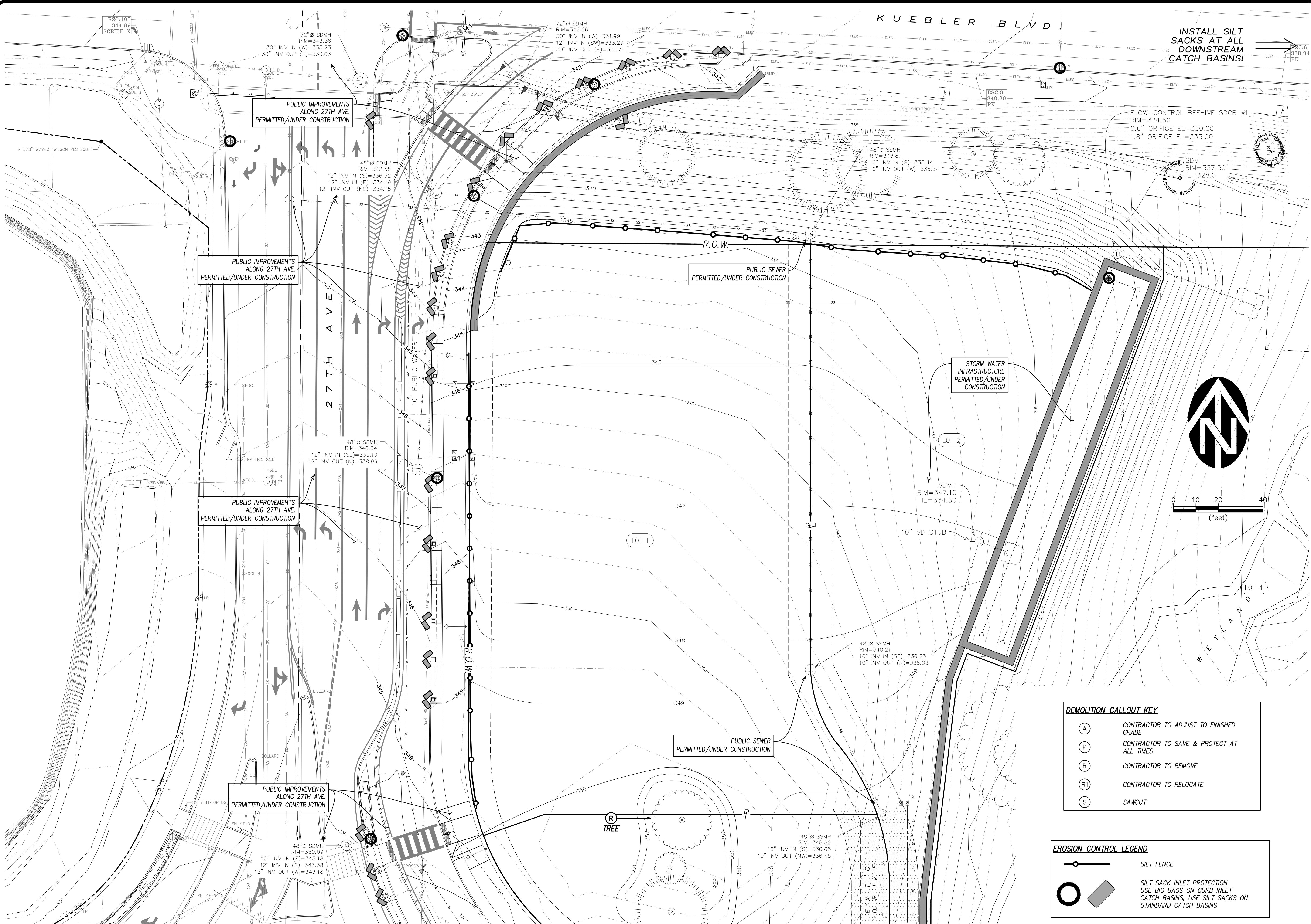
MOSAIC MANAGEMENT, INC.

KUEBLER VILLAGE LOT 1 IMPROVEMENTS

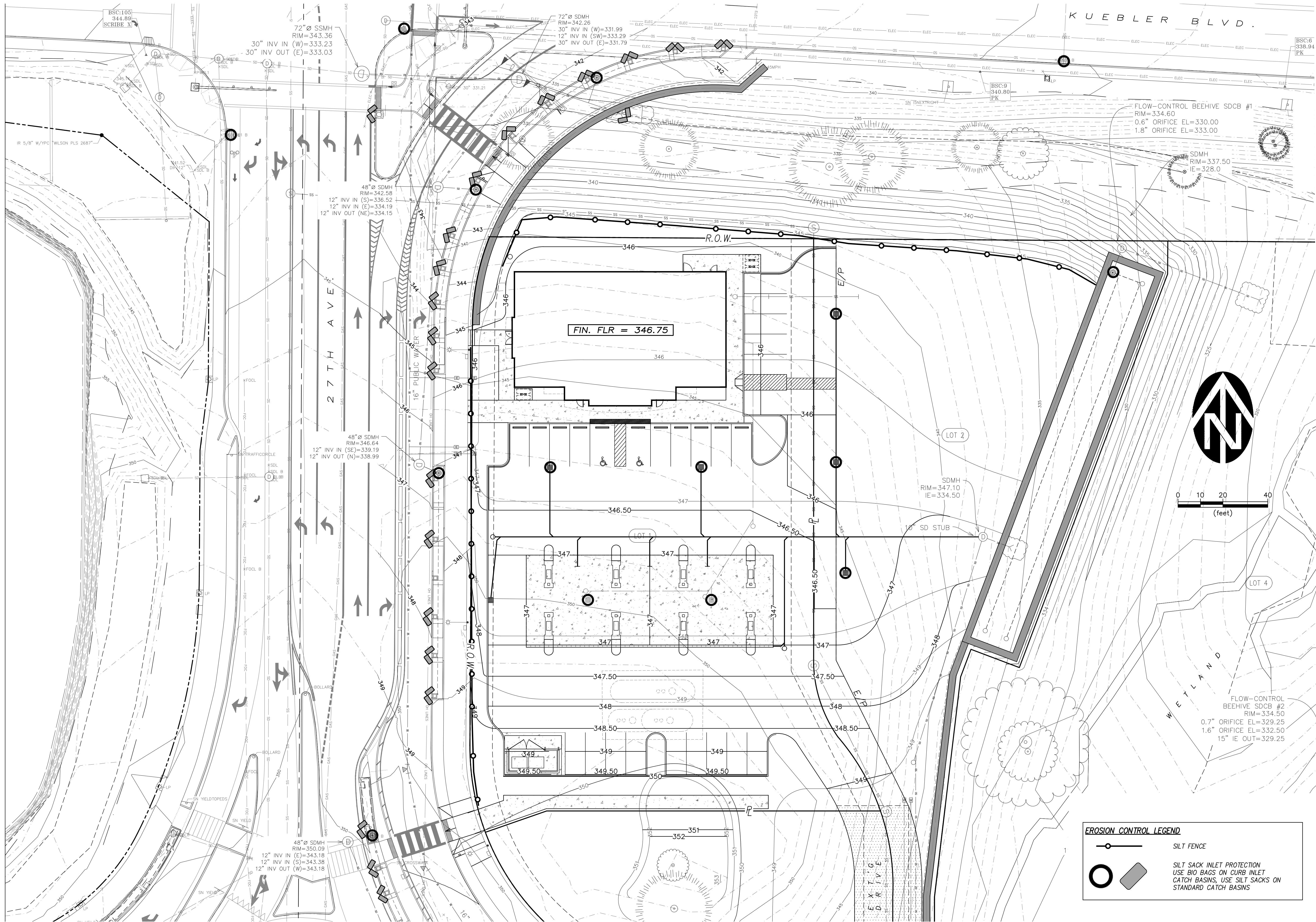
COVER SHEET, DRAWING INDEX,  
LOCATION MAP, & GENERAL  
LEGEND

DRAWING  
C0.0

JOB NUMBER  
3263.3000



MOSAIC MANAGEMENT, INC.		KUEBLER VILLAGE LOT 1 IMPROVEMENTS		DRAWING C1.0	
WESTTECH ENGINEERING, INC. CONSULTING ENGINEERS AND PLANNERS		EPSC - DEMOLITION & CLEARING PLAN		JOB NUMBER 3263.3000	
REGISTERED PROFESSIONAL ENGINEER WILLIAM J. WELLS RENEWALS: 6/30/2026		REVIEW		DATE: 02/20/25	
3841 Fairview Industrial Dr. S.E., Suite 100, Salem, OR 97302 Phone: (503) 585-2474 Fax: (503) 585-3986 E-mail: westech@westech-eng.com		VERIFICATION SCALE 1" = 40' IF NOT ONE INCH ON ORIGINAL DRAWING 0 10 20 30 40 (feet)		DESCRIPTION NO. 1 DATE BY	



REVISIONS		DESCRIPTION		DATE		BY	
NO.	DATE	DESCRIPTION	BY	NO.	DATE	DESCRIPTION	BY
1	02/20/2025						

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SCALE ACCURACY

DRN. JW  
CKD. JW  
DATE: 02/20/2025

REGISTERED PROFESSIONAL  
ENGINEER  
NOV. 12, 2008  
WILLIAM J. WELLS

RENEW: 6/30/2026

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CONSULTING ENGINEERS AND PLANNERS

**WE**

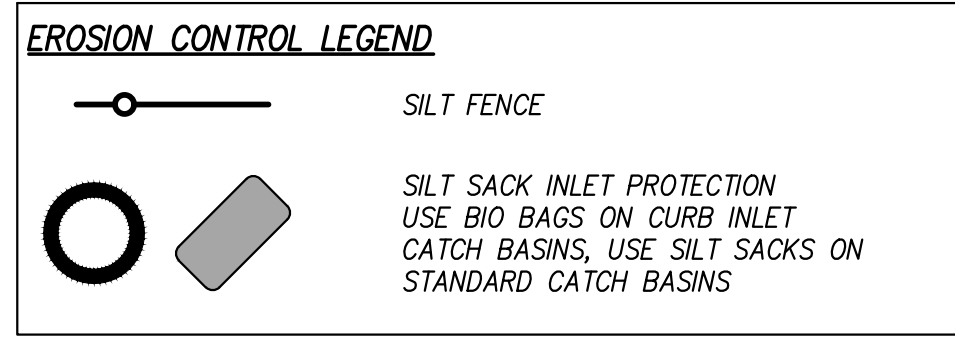
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**MOSAIC MANAGEMENT, INC.**  
KUEBLER VILLAGE  
LOT 1 IMPROVEMENTS

**EPSC - STREETS & UTILITIES  
PLAN**

**DRAWING  
C1.1**

**JOB NUMBER  
3263.3000**



EPSC – VERTICAL  
CONSTRUCTION PLAN

3263.3000

**RE**

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E-mail: [westtech@westtech-eng.com](mailto:westtech@westtech-eng.com)



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DATE: 02/2025

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NO.	DATE
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CKD. JW  
DATE: 02/2025



27TH AVE.

$$\overline{FIN. FLR} = 346.75$$

-R.O.W.

(LOT 2

LOT 4

WETLAND

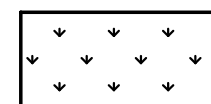


K U E B L E R   B L V D .

EXTRACT



NEW IMPERVIOUS SURFACE



LANDSCAPING TO BE HYDROSEEDDED

KUEBLER VILLAGE  
LOT 1 IMPROVEMENTS

# LE

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CONSULTING ENGINEERS AND PLANNERS

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# EPSC – FINAL LANDSCAPING & STABILIZATION PLAN

DRAWING  
C1.3

JOB NUMBER  
3263.3000



REGISTERED PROFESSIONAL  
ENGINEER  
64354  
OREGON  
NOV. 12, 2008  
WILLIAM J. WELLS

**REVIEW**

RENEWALS: 6/30/2026

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 Phone: (503) 585-2474 Fax: (503) 585-3986  
 E-mail: [westech@westech-eng.com](mailto:westech@westech-eng.com)

KUEBLER VILLAGE  
LOT 1 IMPROVEMENTS

EPSC – FINAL LANDSCAPING  
& STABILIZATION PLAN

DRAWING  
C1.3

JOB NUMBER  
3263.3000

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REGISTERED PROFESSIONAL  
ENGINEER  
No. 64993  
STATE OF OREGON  
NOV 12, 2008  
WILLIAM J. WELLS

**REVIEW**

RENEWALS: 6/30/2028

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CONSULTING ENGINEERS AND PLANNERS

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MOSAIC MANAGEMENT, INC.  
KUEBLER VILLAGE  
LOT 1 IMPROVEMENTS

EPSC – FINAL LANDSCAPING  
& STABILIZATION PLAN

DRAWING  
C1.3  
JOB NUMBER  
3263.3000

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- Rev. 12/15/20  
By: Blair Edwards

CONTROL MEASURE	PHASE 1	PHASE 2	PHASE 3	PHASE 4	PHASE 5
Silt Fencing	X	X	X	X	
Construction Entrance	X	X			
Sediment Traps			X	X	
Storm Inlet Protection			X	X	
Concrete Washout					
Rock Outlet Protection			X	X	X
Permanent Seeding and Planting					X
Phase 1: Prior to Ground Disturbance Phase 2: After Completion of Rough Grading Phase 3: After Installation of Storm Facilities Phase 4: After Paving & Construction Phase 5: After Project Completion and Cleanup					

A comprehensive list of available Best Management Practices (BMP) options based on DEQ's 1200-C Permit Application and ESCP Guidance Document has been reviewed to complete this Erosion and Sediment Control Plan. Some of the above listed BMPs were not chosen because they were determined to not effectively manage erosion prevention and sediment control for this project based on specific site conditions, including soil conditions, topographic constraints, accessibility to the site, and other related conditions. As the project progresses and there is a need to revise the ESCP, an Action Plan will be submitted.

ATION FREQUENCY FOR BMP

## Spill Prevention Procedures and Response

- ### What to do in case of a spill

- NOTE: Only dry cleanup methods will be employed to clean up spills (i.e., no use of water to wash spilled materials from pavement will be conducted). All spill cleanups shall be conducted in accordance with applicable regulations.

In case of spill contact the General Contractor and 1200-C Permit Registrant's Representative immediately. The Permit Registrant's Representative will be responsible for either managing the spill clean up for minor spills or contacting/retaining a company for the cleanup of major spills.

Activities performed onsite shall implement the following to eliminate the discharge of waste:

- ### Fertilizers, pesticides, herbicides, & insecticides

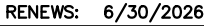
Comply with all application and disposal requirements included on the registered pesticide, herbicide, insecticide, and fertilizer label. When applying fertilizers, registrants must:

- Authorized non-stormwater discharges anticipated for the proposed project:

- Potential pollutant-generating activities anticipated for the proposed project including an inventory of pollutants for each activity:

- EROSION CONTROL INSPECTION RESPONSIBILITIES:

- [illegible]



# LE

Interview Industrial Dr. S.E., Suite 100, Salem, OR 97302  
Phone: (503) 585-2474 Fax: (503) 585-3986  
E-mail: [westech@westech-eng.com](mailto:westech@westech-eng.com)

MOSAIC MANAGEMENT, INC.

KUEBLER VILLAGE LOT 1 IMPROVEMENTS

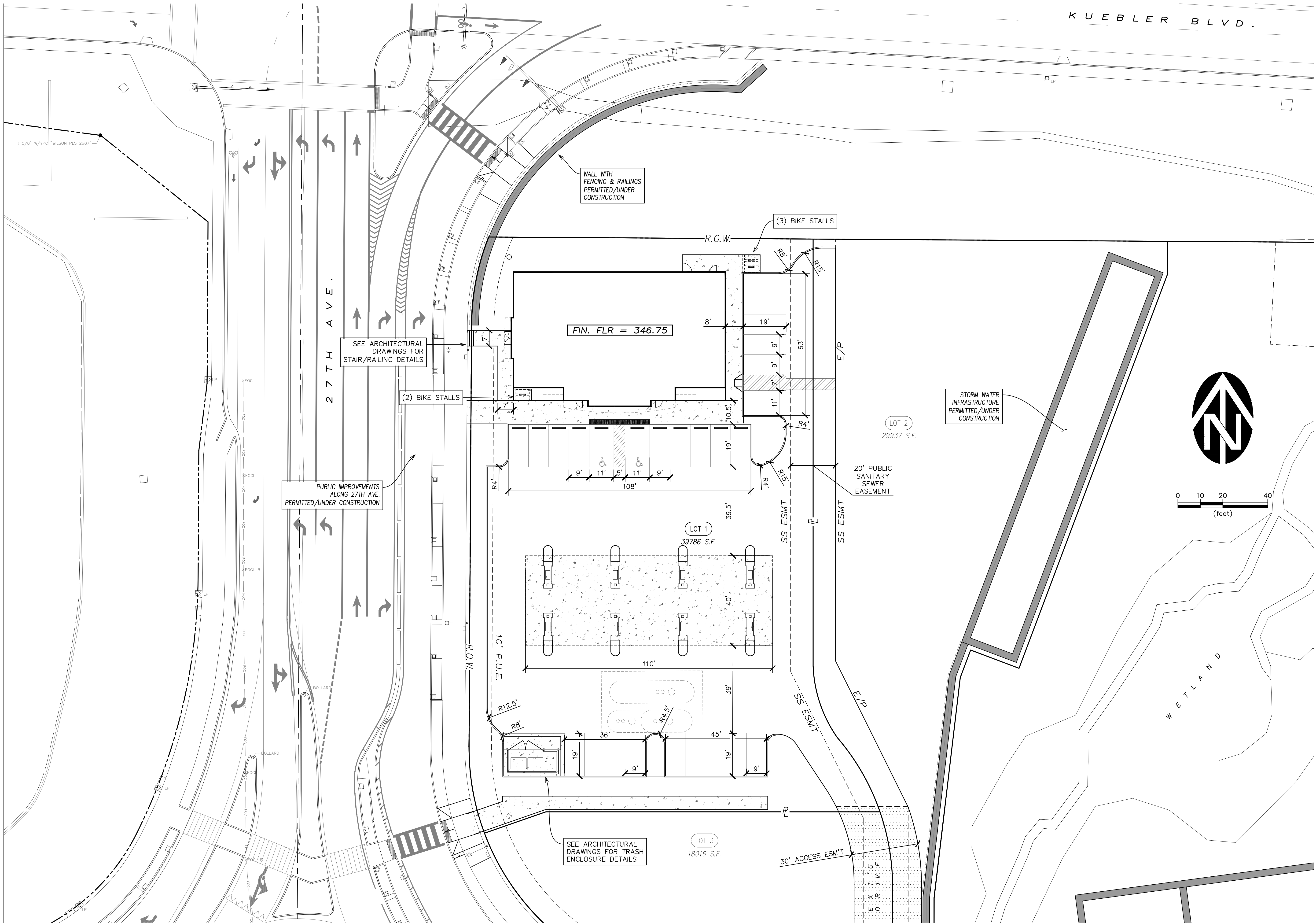
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DRN.	RS
CKD.	JW
DATE	01/2025
NO.	1
DESCRIPTION	REVISIONS
BY	

REGISTERED PROFESSIONAL ENGINEER  
WILLIAM J. WELLS  
NOV. 12, 2008  
RENEWS: 6/30/2028

**REVIEW**

**WE**

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CONSULTING ENGINEERS AND PLANNERS

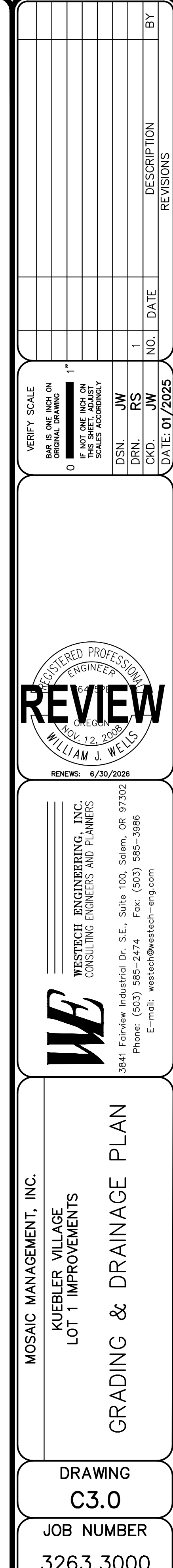
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Phone: (503) 585-2474 Fax: (503) 585-3986  
E-mail: westech@westech-eng.com

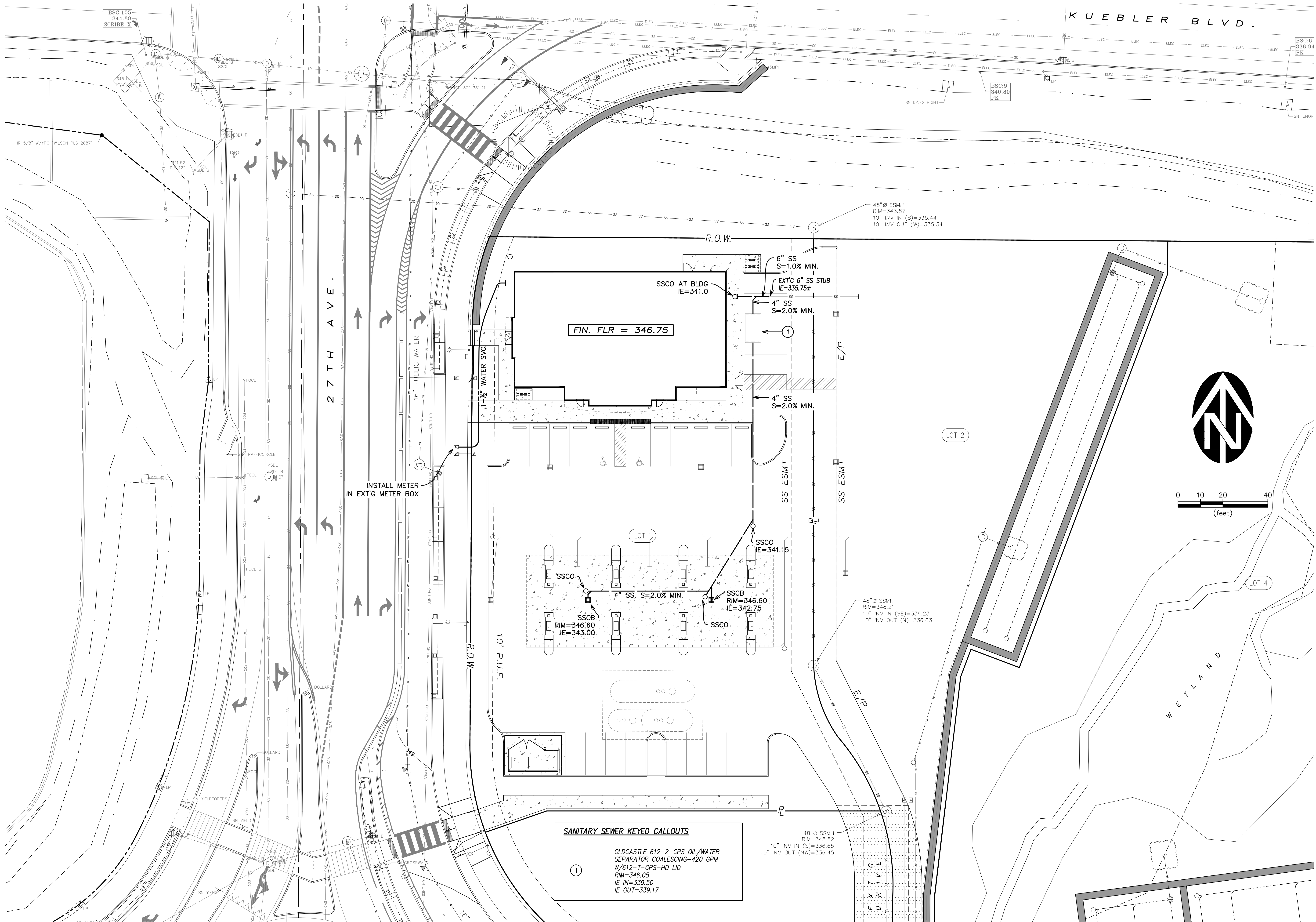
MOSAIC MANAGEMENT, INC.  
KUEBLER VILLAGE  
LOT 1 IMPROVEMENTS

**SITE & DIMENSIONING PLAN**

DRAWING  
**C2.0**

JOB NUMBER  
**3263.3000**





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JW	RS	JW	1			

DATE: 01/2025

REGISTERED PROFESSIONAL ENGINEER  
NOV. 12, 2008  
WILLIAM J. WELLS

RENEWS: 6/30/2026

**REVIEW**

WESTECH ENGINEERING, INC.  
CONSULTING ENGINEERS AND PLANNERS

**WE**

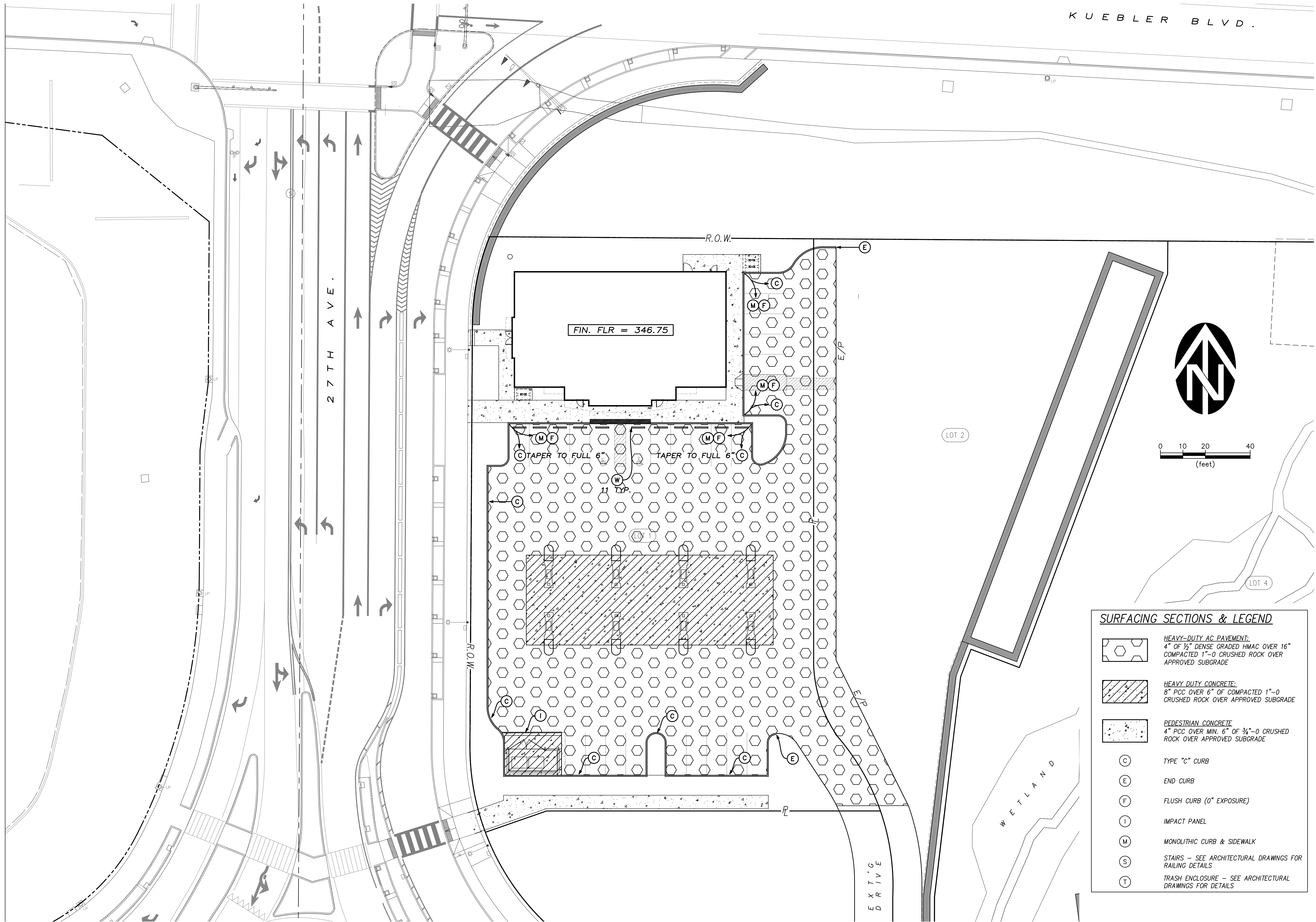
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Phone: (503) 585-2474 Fax: (503) 585-3986  
E-mail: westech@westech-eng.com

MOSAIC MANAGEMENT, INC.  
KUEBLER VILLAGE  
LOT 1 IMPROVEMENTS  
UTILITY PLAN

DRAWING  
**C4.0**

JOB NUMBER  
**3263.3000**

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CKD.	JW	DESCRIPTION	REVISIONS
DATE: 02/2025			

REGISTERED PROFESSIONAL  
ENGINEER  
NOV. 12, 2008  
WILLIAM J. WELLS  
RENEWS: 6/30/2028

**REVIEW**

WESTECH ENGINEERING, INC.  
CONSULTING ENGINEERS AND PLANNERS  
3841 Fairview Industrial Dr. S.E., Suite 100, Salem, OR 97302  
Phone: (503) 585-2474 Fax: (503) 585-3986  
E-mail: westech@westech-eng.com

**WE**

MOSAIC MANAGEMENT, INC.  
KUEBLER VILLAGE  
LOT 1 IMPROVEMENTS

**DRAWING  
C5.0**

**JOB NUMBER  
3263.3000**

**SURFACING PLAN**



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83. Contractor shall provide all necessary equipment and materials (including plugs, blowoffs, valves, service taps, etc.) required to flush, test and disinfect waterlines per the Approving Agency requirements.
84. The work shall be performed in a manner designated to maintain water service to buildings supplied from the existing waterlines. In no case shall service to any main line or building be interrupted for more than four (4) hours in any one-day. Contractor shall notify the Approving Agency and all affected residents and businesses a minimum of 24 business hours (1 business day) before any interruption of service.
85. Where new waterlines cross below or within 18-inches vertical separation above a sewer main or sewer service lateral, center one full length of waterline pipe at point of crossing the sewer line or sewer lateral. In addition (unless otherwise approved in writing by the Approving Agency, existing sewer mains and/or service laterals within this zone shall be replaced with a full length of Class 50 Ductile Iron or C-900 PVC pipe (DR 18) centered at the crossing in accordance with OAR 333-061 and Approving Agency requirements. Connect to existing sewer lines with approved rubber couplings. Example: For an 8-inch waterline with 36-inches cover, 4-inch service lateral inverts within 5.67-feet (68-inches) of finish grade must be DI or C-900 PVC at the crossing.
86. All waterlines, services and appurtenances shall be pressure tested for leakage. All testing shall conform to requirements as outlined in the specifications, Approving Agency standards and/or testing forms. The pressure test shall be performed with all service line corporation stops open and meter stops closed, and with all hydrant line valves open. Prior to the start of each pressure test, the position of all mainline valves, hydrant line valves and service line corporation stops in the test segment shall be verified.
87. After the pressure test and prior to disinfecting, the water lines shall be thoroughly flushed through hydrants, blow offs or by other approved means.
88. Disinfection & Bacteriological Testing. All water mains and service lines shall be chlorine disinfected per Approving Agency requirements, AWWA C-651 or OAR 333-061 (25 mg/L minimum chlorine solution, 24 hours contact time), whichever is more stringent. Unless otherwise approved by the Approving Agency, a Representative from the Approving Agency shall witness the application of the chlorine solution and the chlorine testing at the end of the 24 hour contact period. After the 24 hour chlorine contact period, the free chlorine concentration shall be checked, and if it is found to be 10 mg/L or more, the chlorine solution shall be drained (otherwise the line shall be rechlorinated), the waterline flushed with potable water, and a minimum of two consecutive samples taken at least 24 hours apart shall be collected from the waterline for microbiological analysis (ie. one sample immediately after flushing, and another sample 24 hours later). Contractor to pay for laboratory analysis of water samples taken under the supervision of the Approving Agency. If the results of both analyses indicate that the water is free of coliform organisms, the waterline may be placed in service. Should the initial treatment prove ineffective, the chlorination shall be repeated until confirmed tests show acceptable results.
89. Disinfection of Connections. For connections which cannot be disinfected with the waterline mainlines as noted above, all fittings, valves and appurtenances, including tool surfaces which will come in contact with potable water, shall be thoroughly cleaned by washing with potable water and then swabbed or sprayed with a one percent (1%) hypochlorite solution (10,000 mg/L) in accordance with the requirements of AWWA C-651 and OAR 333-061.

**SEWER & STORM MANHOLES:**

90. All precast manholes shall be provided with integral rubber boots. Where manholes without integral rubber boots are approved by the Owner's Representative and Approving Agency, a pipe joint shall be provided on all mainlines within 1.5 feet of the outside face of the manhole. Where required by Public Works, watertight lockdown lids required on all manholes outside of public right-of-way.
91. Openings for connections to existing manholes shall be made by core-drilling the existing manhole structure, and installing a rubber boot. Connections shall be watertight and shall provide a smooth flow into and through the manhole with no ponding. Small chipping tools or similar light tools which will not cut damage or crack the manhole base may be used to shape channels, but may be used to enlarge existing openings only if authorized in writing by the Owner's Representative. Use of pneumatic jackhammers shall be prohibited.
92. Manhole channels depths (sewer & storm) shall be to the heights shown on the drawings, but in no case shall the channel depth be less than 2/3 of the pipe diameter. Channels, as well as shelves between the channels and the manhole walls, shall be sloped to drain per plan details.
93. Manholes constructed over existing sanitary sewers shall conform to the requirements of OSSC (ODOT/APWA) 490.41, Manholes over Existing Sewers. The existing pipe shall not be broken out until after the completion of the manhole test.

**SANITARY SEWER SYSTEM:**

94. Unless otherwise specified, sanitary sewer pipe shall be solid wall PVC in conformance with ASTM D3034, SDR 35 (≤15") or ATSM F-679, PS 46 (≥18"). Minimum stiffness shall be 46 psi per ASTM D-2412 and joint type shall be elastomeric gasket conforming to ASTM D-3212. All other appurtenances and installation to conform to the Approving Agency's specifications. All materials and workmanship for all private sanitary sewers, including sewers located within any building envelope, shall be installed in conformance with Uniform Plumbing Code requirements.
95. Unless otherwise specifically noted on the drawings, manufactured fittings (tee or wye per Approving Agency) shall be used for all lateral connections to new sewer mainlines.
96. Contractor shall provide all necessary materials, equipment and facilities to test sanitary sewer pipe and appurtenances for leakage in accordance with testing schedule herein or the Approving Agency's construction standards, whichever are more stringent. Sanitary sewer pipe and appurtenances shall be tested for leakage. Leakage tests shall include an air test of all sewer mains and laterals and vacuum testing of the manholes. Manhole testing shall be performed after completion of AC pavement and final surface restoration.

97. After manhole channeling and prior to mandrel testing and/or TV inspection, flush and clean all sewers, and remove all foreign material from the mainlines and manholes. Failure to clean all dirt, rock and debris from pipelines prior to TV inspection will result in the need to re-clean and re-TV the sewer lines.
98. Contractor shall conduct deflection test of flexible sanitary sewer pipes by pulling an approved mandrel through the completed pipeline following trench compaction. The diameter of the mandrel shall be 95% of the initial pipe diameter. Test shall be conducted not less than 30 days after the trench backfilling and compaction has been completed, unless otherwise approved by the Approving Agency.
99. Upon completion of all sanitary sewer construction, testing and repair, the Contractor shall conduct a color TV acceptance inspection of all mainlines in accordance with OSSC (ODOT/APWA) 445.74 to determine compliance with grade requirements of OSSC (ODOT/APWA) 445.40.b. The TV inspection shall be conducted by an approved technical service which is equipped to make audio-visual recordings of the TV inspections on DVD or flash drive. Unless otherwise required by the Approving Agency, a standard 1-inch diameter ball shall be suspended in front of the camera during the inspection to determine the depth of any standing water. Sufficient water to reveal low areas or reverse grades shall be discharged into the pipe immediately prior to initiation of the TV inspection. The DVD and written report shall be delivered to the Approving Agency.

**STORM DRAIN SYSTEM:**

100. Storm sewer pipe materials shall conform to the construction drawings and Approving Agency's requirements. Unless otherwise noted or shown on the drawings, storm sewer pipe materials with watertight joints shall conform to the attached "Storm Pipe Table". Contractor shall use uniform pipe material on each pipe run between structures unless otherwise directed or approved. Jointed HDPE pipe shall not be used for slopes exceeding ten percent (10%). All materials and workmanship for all private storm drains, including storm drains located within any building envelope, shall be installed in conformance with Uniform Plumbing Code requirements.
101. Contractor shall designate the pipe material actually installed on the field record drawings and provide this information for inclusion on the as-built drawings.
102. Catch basins and junction boxes shall be set square with buildings or with the edge of the parking lot or street wherein they lie. Storm drain inlet structures and paving shall be adjusted so water flows into the structure without ponding water.
103. Unless otherwise approved by the Engineer, all storm drain connections shall be by manufactured tees or saddles.
104. Unless otherwise shown on the drawings, all storm pipe inlets & outfalls shall be beveled flush to match the slope wherein they lie.
105. Sweep (deflect) storm sewer pipe into catch basins and manholes as required. Maximum joint deflection shall not exceed 5 degrees or manufacturers recommendations, whichever is less.
106. Unless otherwise shown or directed, install storm sewer pipe in accordance with manufacturer installation guidelines.
107. After manhole channeling and prior to mandrel testing or final acceptance, flush and clean all sewers, and remove all foreign material from the mainlines, manholes and catch basins.

108. Mandrel Testing. Contractor shall conduct deflection test of flexible storm sewer pipes by pulling an approved mandrel through the completed pipeline following trench compaction. The diameter of the mandrel shall be 95% of the initial pipe diameter. Test shall be conducted not more than 30 days after the trench backfilling and compaction has been completed.
109. TV Inspection. Upon completion of all storm sewer construction, testing and repair, the Contractor shall conduct a color TV acceptance inspection of all mainlines in accordance with OSSC (ODOT/APWA) 445.74 to determine compliance with grade requirements of OSSC (ODOT/APWA) 445.40.b. The TV inspection shall be conducted by an approved technical service which is equipped to make audio-visual recordings of the TV inspections on DVD (VHS video tape acceptable only upon prior written approval by Public Works). Unless otherwise required by the agency with jurisdiction, a standard 1-inch diameter ball shall be suspended in front of the camera during the inspection to determine the depth of any standing water. Sufficient water to reveal low areas or reverse grades shall be discharged into the pipe immediately prior to initiation of the TV inspection. The DVD and written report shall be delivered to the Approving Agency.

110. Prior to acceptance, the Owner's Representative may lamp storm lines upstream & downstream of structures to verify that the pipes are clean and there is no grout or concrete in the mainlines, and that there are no observable bellies in the line. When necessary, sufficient water to reveal low areas shall be discharged into the pipe by the Contractor prior to any such inspection by the Owner's Representative or the Approving Agency.

**STREET LIGHTS:**

111. Street lights shall be installed after all other earthwork and public utility installations are completed and after rough grading of the property is accomplished to prevent damage to the poles.
112. Streetlight poles shall be set to a depth as specified by the manufacturer, but not less than 5 feet.
113. Street light poles shall be installed within one degree (1°) of plumb.
114. Contractor and franchise utility companies shall conform to SCS Section 309 for all street lighting installation.

115. Contractor shall coordinate with utility companies and pay all costs for procurement, installation, wiring, hook up and activation of streetlights.

**FRANCHISE & PRIVATE UTILITIES:**

116. Unless otherwise shown on the drawings or approved by jurisdiction having authority, all new franchise and private utilities (power, cable TV, telephone, gas, data, communication, control, alarms, etc.) shall be installed underground.

Installation of such utilities or associated conduits in a common trench with public water, sanitary sewer, or storm sewer is prohibited.

117. Contractor shall coordinate with gas, power, telephone, and cable TV Company for location of conduits in common trenches, as well as location or relocation of vaults, pedestals, etc. The Contractor shall be responsible for providing franchise utility companies adequate written notice of availability of the open trench (typically 10 days minimum), and reasonable access to the open trench. Unless otherwise approved in writing by the Approving Agency, all above-grade facilities shall be located in PUEs (where PUEs exist or will be granted by the development), and otherwise shall be placed in a location outside the proposed sidewalk location.
118. Unless otherwise approved by the Approving Agency, installation of private utilities (including either franchise utilities or private water, sewer or storm services) in a common trench with or within 3 feet horizontally of and paralleling public water, sanitary sewer or storm drains is prohibited.
119. Power, telephone and TV trenching and conduits shall be installed per utility company requirements with pull wire. Contractor shall verify with utility company for size, location and type of conduit before construction, and shall ensure that trenches are adequately prepared for installation per utility company requirements. All changes in direction of utility conduit runs shall have long radius steel bends.

120. Contractor shall notify and coordinate with franchise utilities for removal or relocation of power poles, vaults, pedestals, manholes, etc. to avoid conflict with Public utility structures, fire hydrants, meters, sewer or storm laterals, etc.

STORM PIPE TABLE	
Cover Depth	6" – 18" Diameter
Less than 2' Cover	Class 50 ductile iron pipe with bell and spigot joints and rubber gasket.
2' to 2-1/2' Cover	Pipe specified for lesser cover depths –or– Class 3, ASTM C-14 non-reinforced concrete pipe with bell and spigot joints & rubber gaskets, ASTM 150 Type II cement. –or– PVC pipe conforming to AWWA C900 DR 18 (6"-12") or AWWA C-905 (14"-18") with bell and spigot joints and rubber gasket
2-1/2' to 15' Cover	Pipe specified for lesser cover depths –or– PVC pipe conforming to ASTM D-3034 PVC SDR 35 (6"-15") or ASTM F-679 PVC solid wall SDR 35 (18") with bell and spigot joints and rubber gasket. –or– HDPE (high density polyethylene) pipe conforming to AASHTO M-252, (8"-10") or AASHTO M-294 (12"-18"). For slopes less than 6% the pipe shall be ADS N-12 IB ST, Hancor Sure-Lok F477, or approved equal. For slopes greater than 6% the pipe shall be ADS N-12 IB WT, Hancor Blue Seal, or approved equal with watertight pressure testable fittings, –except– jointed HDPE (high density polyethylene) pipe referenced above not permitted for depth to invert greater than 12 feet.
More than 15' Cover	See construction drawings.
Cover Depth	21" – 30" Diameter
Less than 2' Cover	Class 50 ductile iron pipe with bell and spigot joints and rubber gasket.
2' to 2-1/2' Cover	Pipe specified for lesser cover depths –or– Class IV ASTM C-76 reinforced concrete pipe with bell and spigot joints and rubber gasket, ASTM 150, Type II cement.
2-1/2' to 15' Cover	Pipe specified for lesser cover depths –or– ASTM F-679 PVC solid wall SDR 35 pipe with bell and spigot joints and rubber gasket –or– HDPE (high density polyethylene) pipe conforming to AASHTO M-294. For slopes less than 6% the pipe shall be ADS N-12 IB ST, Hancor Sure-Lok F477, or approved equal. For slopes greater than 6% the pipe shall be ADS N-12 IB WT, Hancor Blue Seal, or approved equal with watertight pressure testable fittings, –except– (**jointed HDPE (high density polyethylene) pipe referenced above not permitted for depth to invert greater than 12 feet.
More than 15' Cover	See construction drawings.
Greater than 30" diameter and other pipe materials: Case by case basis.	
Perforated pipe underdrains to be SCH 40 ABS or SCH 40 PVC perforated or slotted pipe unless otherwise specified.	

REQUIRED TESTING AND FREQUENCY TABLE		Party Responsible for payment	
<i>Contractor to notify Owner's Representative prior to all testing, to allow Owner's Representative to be present if desired.</i>		Contractor	Others (see note 1)
Streets, Fire Lanes, Common Driveways, Parking Lots, Pads, Fills, etc.			
Subgrade	1 Test/4000 S.F./Lift (4 min), locations acceptable to approving agency (typically alternate sides of road or access aisles)	✓	See note 2 & note 3
Engineered Fills	1 Test/4000 S.F./Lift (4 min), locations acceptable to approving agency	✓	See note 2 & note 5
Baserock	1 Test/4000 S.F./Lift (4 min), locations acceptable to approving agency (typically alternate sides of road or access aisles)	✓	See note 2 & note 3
Asphalt	1 Test/6000 S.F./Lift (4 min), locations acceptable to AA (typ. alternate as above)	✓	See note 2
Piped Utilities, All (including backfill in lifts & AC restoration at manholes, etc.)			
Trench Backfill	1 Test/200 Foot Trench/Lift (4 min)	✓	See note 2
Trench AC Restoration	1 Test/300 Foot Trench (4 min)	✓	See note 2
Water			
Pressure Test	(to be witnessed by Owner's Representative or approving agency)	✓	See note 4
Bacterial Water Test	Per OHA-Drinking Water Services	✓	See note 2
Chlorine Residual Test	Per City Requirements	✓	
Sanitary Sewer			
Air Test	Per City or APWA Requirements, whichever is more stringent	✓	See note 4
Mandrel	95% of actual inside diameter	✓	See note 4
TV Inspection	All. Lines must be cleaned prior to TV work	✓	
Manhole	Vacuum test each manhole, witnessed by Owner's Representative or approving agency	✓	See note 2
Storm			
Mandrel	95% of actual inside diameter	✓	See note 4
TV Inspection	All. Lines must be cleaned prior to TV work	✓	
Concrete, Block, etc.			
Slump, Air & Cylinders for structural & reinforced concrete, equipment slabs, curbs, sidewalks & PCC pavements. Unless otherwise specified, one set of cylinders per 100 cubic yards (or portion thereof) of each class of concrete placed per day. Slump & air tests required on same load as cylinders.		✓	See note 2
Retaining Walls			
Building permit inspection and Special Inspection, as well as compaction testing on backfill, all in conformance with applicable State Building Code requirements		✓	See note 5 & note 6
Note 1: "Others" refers to Owner's authorized Representative or Approving Agency as applicable. Contractor responsible for scheduling testing. All testing must be completed prior to performing subsequent work.			
Note 2: Testing must be performed by an approved independent testing laboratory/firm.			
Note 3: In addition to in-place density testing, the subgrade and base rock shall be proof-rolled with a loaded 10 yard dump truck provided by the Contractor. Baserock proofroll shall take place immediately prior to (within 24 hours of) paving, and shall be witnessed by the Owner's authorized Representative or approving agency. Location and pattern of testing and proofroll to be as approved or directed by said Owner's authorized Representative or approving agency.			
Note 4: To be witnessed by the Owner's Representative or approving agency. The Contractor shall perform pretests prior to scheduling witnessed waterline or sanitary sewer pressure tests, or pipeline mandrel test.			
Note 5: The approved independent laboratory retained by the Contractor shall provide a certification (stamped by an engineer licensed in the State of Oregon) that the subgrade was prepared and all engineered fills were placed in accordance with the provisions of the construction drawings and the contract documents.			
Note 6: Regardless of who is responsible for payment, the Contractor is responsible for scheduling and coordinating any and all required inspections and Special Inspections as required by applicable building codes or jurisdictions having authority.			
<i>Contractor to notify Owner's Representative prior to all testing, to allow Owner's Representative to be present if desired.</i>			

VERIFY SCALE  
BAR IS ONE INCH ON ORIGINAL DRAWING  
0 1"  
IF NOT ONE INCH ON BAR, SCALE ACCURACLY

DSN. JW  
DRN. RS  
CKD. JW  
NO. 1  
DATE: 02/20/2025

DESCRIPTION  
REVIEWS

BY

REGISTERED PROFESSIONAL ENGINEER  
NOV. 12, 2008  
WILLIAM J. WELLS  
RENEWAL: 6/30/2028

WESTECH ENGINEERING, INC.  
CONSULTING ENGINEERS AND PLANNERS  
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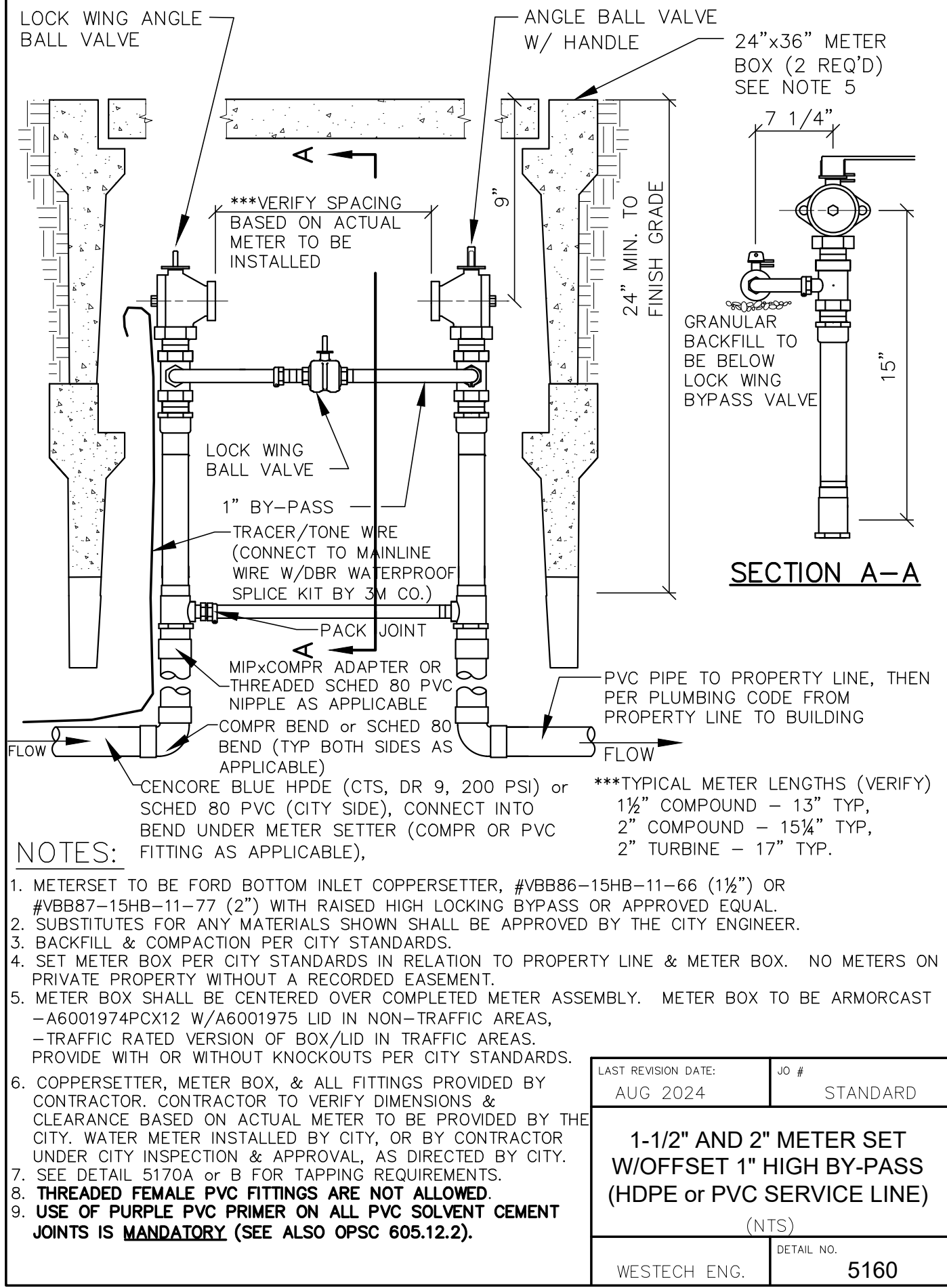
MOSAIC MANAGEMENT, INC.  
KUEBLER VILLAGE  
LOT 1 IMPROVEMENTS

CONSTRUCTION NOTES

DRAWING  
C6.1

JOB NUMBER  
3263.3000





VERIFY SCALE	1"	DATE: 02/2025
BAR IS ONE INCH ON ORIGINAL DRAWING		
IF NOT ONE INCH ON ORIGINAL DRAWING, SCALES ACCURACLY		
DSN. JW	NO. 1	DATE
DRN. RS		DESCRIPTION
CKD. JW		REVISIONS
BY		

REGISTERED PROFESSIONAL ENGINEER  
WILLIAM J. WELLS  
NOV. 12, 2008  
RENEWALS: 6/30/2028

**REVIEW**

WESTECH ENGINEERING, INC.  
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**WE**

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MOSAIC MANAGEMENT, INC.

KUEBLER VILLAGE  
LOT 1 IMPROVEMENTS

CIVIL DETAILS

DRAWING  
C7.1

JOB NUMBER  
3263.3000