

### COMMUNITY DEVELOPMENT

# Change of Zoning District (Rezoning) Application

www.harrisonburgva.gov/zoning

PROPERTY INFORMATION				
		THOI LINE	44-(B)-2, 42-(B)-12, 13, &14	
1441, 1451, 1477 North Main Street; Harrisonburg, VA 22802			<del>42-(B)-2, 12, 13, 14</del>	1.35 (2) & 3.40 (12,13,14) acres or sq.ft.
Property Address			Tax Map Parcel/ID	Total Land Area (circle)
Existing Zoning District: M-1			Proposed Zoning District: B-2C	
Existing Comprehensive Plan Designation: General Industrial				
PROPERTY OWNER INFORMATION				
Northside, LLC (Attn: Jim Moore)				
Property Owner Name			Telephone	
9527 Centerville Road			jemjam1@aol.com	
Street Address			E-Mail	
Bridgewater	VA	22812		
City	State	Zip		
OWNER'S REPRESENTATIVE INFORMATION				
Holtzman Oil Corporation			540-477-3131	
Owner's Representative			Telephone	
P.O. Box 8			rkoontz@holtzmancorp.com	
Street Address			E-Mail	
Mount Jackson	VA	22842		
City	State	Zip		
CERTIFICATION				
I certify that the information supplied on this application and on the attachments provided (maps and other information) is accurate and true to the best of my knowledge. In addition, I hereby grant permission to the agents and employees of the City of Harrisonburg to enter the above property for the purposes of processing and reviewing this application. I also understand that, when required, public notice signs will be posted by the City on any property.				
Jams & More 1.26.2022				
PROPERTY OWNER DATE				
REQUIRED ATTACHMENTS				
<ul> <li>✓ Letter explaining proposed use &amp; reasons for seeking change in zoning.</li> <li>✓ Statement on proffers, if applying for conditional rezoning.</li> <li>✓ Survey of property or site map.</li> <li>✓ Traffic Impact Analysis (TIA) Determination Form OR Traffic Impact Analysis (TIA) Acceptance Letter signed by Public Works Department. Applicant is responsible for coordinating with Public Works prior to submitting this application. For more information, visit www.harrisonburgva.gov/traffic-impact-analysis.</li> </ul>				
TO BE COMPLETED BY PLANNING & ZONING DIVISION				
Date Application and Fee Rece	eived		Total Fees Due: \$_Application Fee: \$550.00	+ \$30.00 per acre
Received By				

March 3, 2022

BE# 2897

City of Harrisonburg
Department of Community Development
409 South Main Street
Harrisonburg, VA 22801

Subject: Proposed use & reasons for seeking change in zoning

(Northside Gateway Plaza)

To Whom it May Concern,

This letter accompanies the Rezoning Application, Future Site Layout, and Proffer Letter for City of Harrisonburg parcels 44-B-2, 42-B-12, 42-B-13, and 42-B-14 at 1441, 1451, and 1477 North Main Street. The parcels are located at the intersection of North Main Street and Mount Clinton Pike, near the Rockingham County limits. An adjoining parcel that is located within Rockingham County is also being considered for rezoning as a part of this project site.

Our client wishes to develop these parcels over time, constructing a gas station followed by a combination of restaurants and retail stores that would most likely be leased, in an area of Harrisonburg that is underserved by both.

The current zoning is M-1, which does not allow by-right the development of restaurants nor retail stores. This request is to rezone the parcels to B-2C. The existing interior property lines may be vacated and/or adjusted. The applicant is experienced and qualified to develop the parcels in the manner depicted in the rezoning application and has an excellent history of quality commercial development in the City.

There are currently existing City water and City sewer utilities in the Mount Clinton Pike corridor. The existing City water and sewer would be extended to serve the proposed project site.

Let me know if you need more information to perform your review.

Cordially,

Jeff Oswald, P.E. Civil Engineer

#### Revised PROFFER STATEMENT - CITY

Owner: Northside, LLC

Contract Purchaser/Applicant: Holtzman Oil Corp.

Rezoning Case Number:

Tax Map Numbers:

City Lots: 44-(B)-2, 42-(B)-12, 13, &14 ("Property")

Current Zoning: M-1 City

Proposed Zoning: B-2C City

Northside, LLC hereby proffers that the use and development of the Property shall be in strict accordance with the following conditions:

#### 1. Pedestrian access:

a. External walks: The Owner shall construct a 5' wide sidewalk with a 2' wide grass buffer strip between the back of curb and the sidewalk along the Mt. Clinton Pike and North Main Street frontages of parcel 42-B-12, and if necessary, dedicate right of way to 0.5' behind the new sidewalk. The proffered sidewalk fronting Mt. Clinton Pike and North Main Street shall be installed prior to the issuance of a final certificate of occupancy for the first use on the Property.

Date: 2-23-22

- b. Internal walks: The Owner shall construct internal 5' wide sidewalk(s) with private street crosswalks within the Property that connect the public sidewalks to each building on the Property as each use is permitted and developed.
- c. Connection to signalized intersection: The owner shall construct a sidewalk connecting directly from the North Main Street/Mt. Clinton Pike intersection to the nearest building.
- d. Crosswalks shall be painted to connect pedestrian routes that intersect drive aisles.
- 2. The owner shall construct a private internal loop drive/road from North Valley Pike to Mt. Clinton Pike, generally as shown on the Conceptual Plan of Development as prepared by Blackwell Engineering and submitted as part of this application ("Conceptual "Plan"). A 5' sidewalk will be constructed on at least one-side of the loop drive/road. The internal private loop road/drive shall be substantially installed providing through access from North Valley Pike to Mt. Clinton Pike prior to the issuance of a final certificate of occupancy for the first use on the Property.

#### 3. Roadway improvements:

a. Mt. Clinton Pike: A dedicated right turn lane into the Property with taper is to be constructed, generally as shown on the Conceptual Plan, along Mt. Clinton Pike. The existing entrance on Mt. Clinton Pike is to be moved to the west and the existing eastbound left turn lane is to be re-striped, in accordance with the TIA and as shown generally on the Conceptual Plan or as otherwise agreed during the site plan approval process.

b. Inter-Parcel Connections: The owner shall provide for future inter-parcel connections both to the north and west bordering parcels. These two points of connections shall be provided upon request and coordination of the neighboring owners by easement access from the Property boundary to and across the private loop drive/road described in Proffer # 2 above. Final locations of the two connections shall be subject to development approvals and layouts of the connecting parcels and shall be subject to the negotiation of customary reciprocal easement agreements and cost-sharing arrangements with those owners.

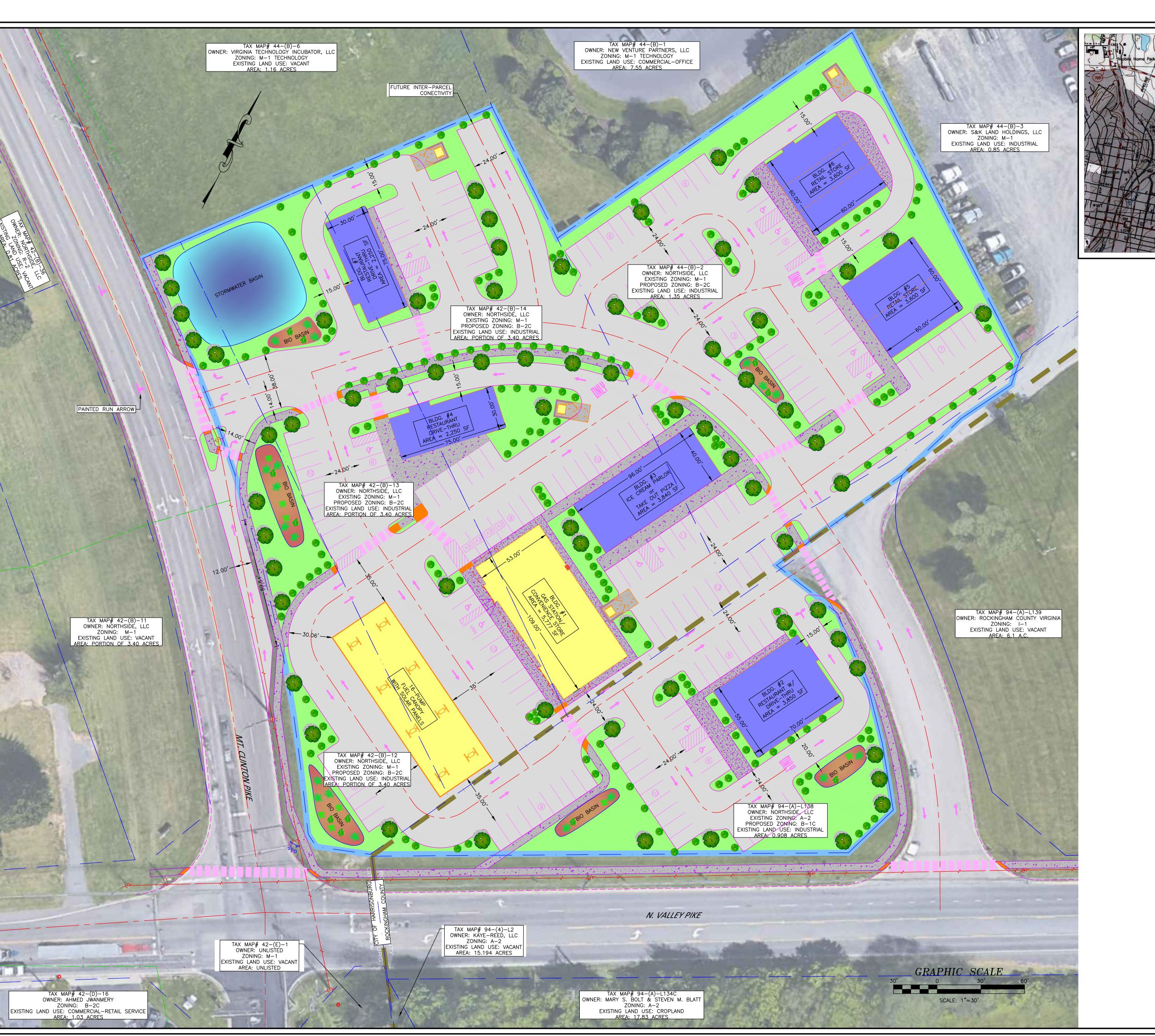
#### 4. Site Renewable energy resources:

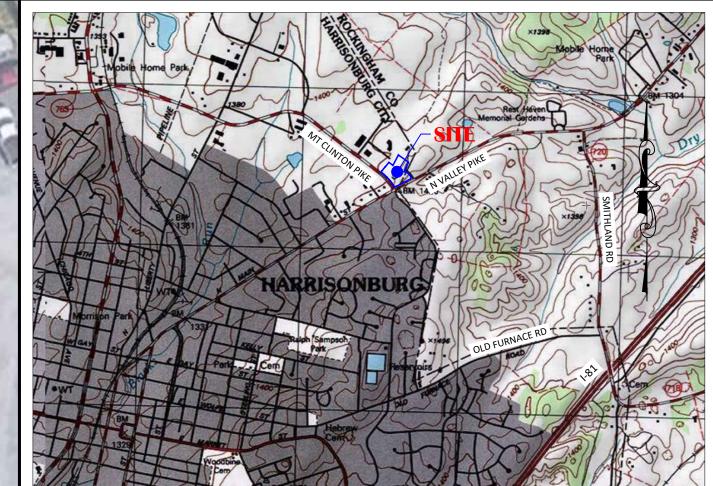
- a. Solar energy: The owner shall design and construct solar panels on the roof canopy over any gas pumps on the Property at the time of construction.
   Substantial panel coverage of the canopy will be designed and installed with final configuration subject to structural and regulatory requirements.
- b. Electric car charging: Within six (6) months of the issuance of a final certificate of occupancy for any petroleum fueling station use on the Property, the owner shall install and maintain a minimum of four fast-charging/level 3 (or at least equivalent current technology) electric vehicle charging stations on the Property.
- 5. The buildings on the Property shall by characterized by varied roof lines and shall incorporate higher quality finishes such as stone, brick and stucco/EIFS. Lower quality materials such as corrugated metal, unfinished cinder block and low-grade vinyl siding shall not be permitted on building frontages facing North Main Street and Mt. Clinton Pike. The Property shall be maintained under unified developer or property owner association control with established architectural review standards contained in a recorded declaration or similar instrument.
- 6. Landscaping including tree plantings, shall be installed and maintained along the Property frontage along Mt. Clinton Pike and North Main Street under applicable City of Harrisonburg zoning ordinance to provide for a uniform landscaping frontage along both major streets. Such tree plantings may be modified as required to avoid interfering with existing overhead and underground utilities located along these frontages. Street trees will be installed on one side of the internal loop drive/road consistent with zoning ordinance requirements for street trees along public fronting streets in the zoning ordinance.
- 7. An easement will be provided for a bus shelter at a location acceptable to Harrisonburg Department of Public Transportation (HDPT) along Mt. Clinton Pike. A concrete pad will be constructed within the agreed easement location to HDPT's bus shelter design specifications. HDPT will construct the actual bus shelter on the pad provided.

I hereby proffer that the use and development of this property shall be in strict accordance with the proffered condition set forth herein and/or depicted thereon. This Revised Proffer Statement shall replace and supersede any previously submitted Proffer Statement relating to the Property under this rezoning case number.

Jim Moore
On behalf of Northside, LLC, Owner

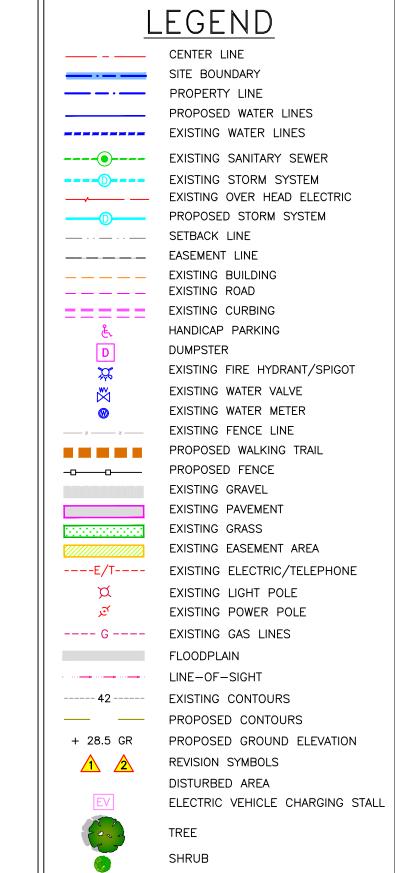
Rick Koontz
On behalf of Holtzman Oil Corp., Applicant





## VICINITY MAP

SCALE 1"=2,000'



SITE DESIGN: BLACKWELL ENGINEERING ATTN: ED BLACKWELL 566 EAST MARKET STREET HARRISONBURG, VA 22801 540-432-9555

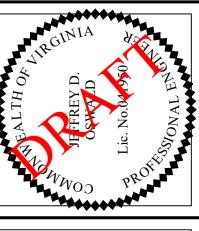
FEMA FLOOD ZONE X

2-22-22 Scale: AS NOTED

Designed by: EHB

Drawn by: Checked by: EHB





Revision Dates

AYOU

SITE

FUTURE

CONCEPTUAL

<u>DEVELOPER-OWNER</u>: HOLTZMAN OIL CORPORATION, LLC P.O. BOX 8 MOUNT JACKSON, VA 22842 540-477-3131

PROPERTY INFO: CITY OF HARRISONBURG: TAX MAP# 42-(B)-12 TAX MAP# 42-(B)-13 TAX MAP# 42-(B)-14 TAX MAP# 44-(B)-2
EXISTING ZONING: M-1
EXISTING USE: INDUSTRIAL PROPOSED ZONING: B-2C

ROCKINGHAM COUNTY: TAX MAP# 94-(A)-L138 EXISTING ZONING: A-2 EXISTING USE: INDUSTRIAL PROPOSED ZONING: B-1C

5.07± ACRES TOTAL

of 1 Sheets

Drawing No.

NORTHSIDE HOLTZMAN

2897 Job No.



# PUBLIC WORKS

320 EAST MOSBY ROAD, HARRISONBURG, VA 22801 OFFICE (540) 434-5928 • FAX (540) 434-2695

December 6, 2021

Carl Hultgren Ramey Kemp & Associates, Inc. 4646 Cox Road Glen Allen, Virginia

RE: Holtzman Property Traffic Impact Analysis (Tax Map # 042-B12, 13, 14))

Dear Mr. Hultgren,

The Department of Public Works, along VDOT staff, have reviewed the second Traffic Impact Analysis (TIA) for the proposed Holtzman Property development, dated November 5, 2021. We still have concerns about the safety of the site.

Regarding the site entrance on Route 11, we anticipate confusion for southbound vehicles in the right lane not knowing if vehicles in front of them are turning right into the site or right at the signal. In addition, given the congestion and queueing from the signal during peak periods, it will be challenging to safely find a gap to cross three lanes onto Route 11 North. Including a painted bump-out between the signal right turn lane taper and the site entrance to delineate the signal right turn lane from the site entrance right turn lane would be a decent first step to addressing those safety issues.

Additionally, Public Works suggests the applicant consider proffering pedestrian accommodations, both on the frontage, as well as internal to the site, as the City and County sidewalk projects will undoubtedly induce pedestrian trips to the development, and their safe travel to the destinations within this site is a priority for the City, the County, and VDOT. Staff suggests the following language for consideration as a proffer:

"The Owner shall construct a 5' wide sidewalk with a 2' wide grass buffer strip between the back of curb and the sidewalk along the Mt Clinton Pike frontage of parcel 42-B-12, and if necessary, provide right of way to 0.5' behind the new sidewalk. Additionally, the Owner shall construct a 5' wide sidewalk(s) within the site that connect the public sidewalk on Mt Clinton Pike and public sidewalk planned for North Valley Pike to each building on the site, and each building to each other. In addition to other sidewalk connections from the right-of-way to the buildings, a sidewalk connecting directly from the intersection (corner) to the nearest building shall also be constructed. Crosswalks shall be painted to connect pedestrian routes that intersect drive isles."

Thank you for your work on this TIA.

Regards,

Linethy Mason

Timothy Mason Public Works Transportation System Specialist