



City of Pataskala Planning & Zoning Department
Scott Fulton, Director of Planning
Director of Planning's Report to Council

Current Projects

➤ **Planning and Zoning Commission**

April 5, 2023 Hearing: At this time the following application is scheduled to be heard at the April 5, 2023 Planning and Zoning Commission hearing. The application deadline is March 3, 2023.

- Application TCOD-22-002: PVL Investments, LLC is requesting approval of a Transportation Corridor Overlay District Application pursuant to Section 1259.07 of the Pataskala Code for the construction of a Retirement Home, Independent Living Villas, and associated site improvements for the property located at 200 West Broad Street (*Tabled February 1, 2023*)

➤ **Board of Zoning Appeals**

March 14, 2023 Hearing: The following applications were heard at the March 14, 2023 Board of Zoning Appeals hearing:

- Application VA-23-001: The Board of Zoning Appeals approved a request by Patrick Allen for a Variance from Section 1291.02(A)(4) of the Pataskala Code to allow for a gravel driveway within a platted subdivision for the property located at 163 Meadow Way with the following condition:
 1. The Applicant shall obtain all necessary permits from the City of Pataskala and the Licking County Building Code Department within one (1) year of the date of approval.
- Application VA-23-002: The Board of Zoning Appeals approved a request by Adam Claycraft for a Variance from Section 1221.07(e)(1) of the Pataskala Code to allow for a residential patio to encroach two (2) feet within a recorded easement for the property located at 2010 Pine Hills Drive with the following conditions:
 1. The Applicant shall obtain all necessary permits from the City of Pataskala and the Licking County Building Code Department within one (1) year of the date of approval.
 2. The Property Owner shall understand that if any public agency or utility which has the right to access said easement needs to in the future to repair, replace, maintain, etc. the infrastructure that may be within the easement; the patio or a portion thereof may be demolished in order to access said infrastructure, and the public agency or utility would not be liable to replace it.

3. The Property Owner shall be responsible for any and all damages as a result of encroaching within the easement.
- Application VA-23-003: The Board of Zoning Appeals approved a request by Curtis Hayman for a Variance from Section 1221.05(C)(2) of the Pataskala Code to allow for an increase in height of eight (8) feet over the maximum of 25-feet for an Accessory Building on a lot greater than two (2) acres for the property located at 3750 Alward Road with the following condition:
 1. The Applicant shall obtain all necessary permits from the City of Pataskala and the Licking County Building Code Department within one (1) year of the date of approval.
 - Application VA-23-004: The Board of Zoning Appeals approved a request by EMH&T, Inc. for a Variance from Section 1117.10 of the Pataskala Code to allow for four (4) intersections within the Forest Ridge single-family residential subdivision to not meet the requirement that streets shall remain in the angle of an intersection for at least 100-feet beyond the point of intersection.
 - Application VA-23-005: The Board of Zoning Appeal approved a request by EMH&T, Inc. for a Variance from Section 1117.10 of the Pataskala Code to allow for reduced intersection separation at Fannin Drive, Waterlily Way, and Ruby Road within the Forest Ridge Subdivision.
 - Application VA-23-006: The Board of Zoning Appeals approved a request by EMH&T, Inc. for a Variance from Section 1117.07 of the Pataskala Code to allow for three (3) locations within the Forest Ridge Subdivision to have less than the minimum of 100-feet between reverse curves.
 - Application CU-23-001: The Board of Zoning Appeals approved a request by Kim Sims is for a Conditional Use to allow for a Type B Home Occupation (Dog Boarding and Training) within an existing Accessory Building for the property located at 239 Sims Road with the following conditions:
 1. The Applicant shall obtain all necessary permits and inspections from the City of Pataskala, Licking County Building Code Department, and West Licking Joint Fire District within six (6) months of the date of approval.
 2. The Applicant shall adhere to the requirements of Chapter 1267 of the Pataskala Code for the duration of business operations.
 3. All permitted installations shall be kept in a neat and orderly condition so as to prevent injury to any single property, any individual, or to the community in general.

➤ **Council Variance**

- On January 3, 2023 Council approved an amendment to the Residential Appearance standards to allow Council variances (Ordinance 2022-4436).
- M/I Homes is requesting variances from Section 1296.07 to allow for a reduction in the number of driveways that must be grouped, Section 1296.14(B) to allow for a reduction of the minimum width of shutters, and Section 1296.15(A) to allow for the reduction of the minimum width of the three-dimensional door surround system for the Forest Ridge subdivision.
- A Council public hearing is scheduled on March 20, 2023 at 6:15pm to consider the variance requests.
- A copy of the staff report and associated materials has been supplied to the Clerk of Council for the public hearing.

➤ **Ordinance 2022-4424**

- Joe Clase, Plan 4 Land, is requesting to rezone 160 +/- acres from the AG – Agriculture to the PDD – Planned Development District pursuant to Section 1255.13 of the Pataskala Code for the property located at 10391 Hollow Road (Former High Lands Golf Course)
- The Planning and Zoning Commission recommended approval of the application on July 6, 2022 with the following condition:
 - The Applicant shall provide a clean copy of the complete application to the Planning and Zoning Department prior to proceeding to City Council.
- Originally, a Council public hearing was to be held on September 19, 2022 at 6:30pm; however, revised plans were not submitted in time to legally advertise the public hearing. Therefore, the hearing will need to be reschedule until the revised plans are submitted and the public hearing can be legally advertised.
- As of September 9, 2022, the applicant is investigating changes to the plan which could require a recommendation from the Planning and Zoning Commission prior to proceeding on to Council.
- Staff is happy to answer any questions related to this rezoning ordinance.

➤ **FEMA FIRM Update**

- FEMA has released updated preliminary Flood Insurance Rate Maps (FIRM) for Licking County that include portions of Pataskala.
- A virtual community officials meeting was held on June 28, 2022 from 10:30am to 12:00pm
- A virtual flood plain map information open house was held on June 28, 2022 from 5:00pm to 7:00pm.
- A lengthy PowerPoint presentation explaining the process is available upon request.
- The updated flood maps are not expected to be in place until at least 2024. An issue with Sycamore Creek arose wherein the floodway was mapped with a standard 1 foot rise, however Licking County has a higher standard for mapping the floodway at a 0.1 foot rise.

Since Licking has that standard, FEMA Region V has been working with Licking County to determine a path forward.

- Staff will keep Council apprised as the process continues and more information is available.

➤ **JEDD Expansion**

- As a stipulation of the CRA agreement (Ordinance 2021-4393), the TPA property located on the north west corner of Mink Street and Refugee Road must petition to join the JEDD, which was done.
- All JEDD parties (Pataskala, Newark, and Harrison Township) must pass resolutions permitting the expansion of the JEDD to include the TPA property.
 - Pataskala Resolution 2022-075 was passed by Council on September 6, 2022
 - Harrison Township Resolution 2022 09 06 01 was passed by the Trustees on September 6, 2022
 - Newark's resolution was passed on October 3, 2022 and became effective on November 3, 2022.
- The petition was approved by the JEDD Board on January 10, 2023.
- Staff is working with the Montrose Group to complete the next steps in the JEDD expansion process.
- Staff has compiled the materials necessary for the JEDD expansion and has submitted them to the State for review.

➤ **Pataskala CRA's**

- The Planning and Zoning Department has compiled information on the existing CRA's within the City for assessment and provided them to the Montrose Group.
- This assessment will determine the efficiency of existing CRA areas and determine if they should be expanded, retracted, or otherwise adjusted.
- Staff has completed the CRA Process Guide so that all parties (Council, Administration and the Company) are on the same page and know what to expect when navigating the CRA process. It is designed to be policy, rather than legislation, so that it can remain flexible.
- Staff and Montrose are working on the creation of a CRA for the northwest "innovation" district as outlined in the Comprehensive Plan.
- Staff presented a summary of the proposed Northwest Innovation District CRA to the Development Committee on June 21, 2022 for consideration. The Development Committee recommended that staff proceed with the formal creation of the CRA.
- A draft ordinance is currently under review by the Law Director. Once completed it will be presented to City Council.

➤ **Comprehensive Plan**

- The Planning and Zoning Department has identified the Economic Development goals outlined in the Comprehensive Plan for implementation and has reviewed them with Montrose and the City Administrator.

- The Planning and Zoning Department is prioritizing the planning and zoning goals outlined in the Comprehensive Plan for implementation. It is likely that Conservation Rural/Suburban regulations will be the first item addressed.
- With the passage an implementation of Impact Fees, staff has completed Action 6.3.1 of the Comprehensive Plan which states: “Consider the use of impact fees as a tool plan for and cover the cost associated with future development”.
- Montrose is working on the creation of a CRA for the northern “innovation” district as outlined in the Comprehensive Plan as Action 4.2.2 which states: “Continue to market and explore opportunities for the northern innovation district”.
- Staff is working on the creation of the Summit Road TIF as outlined in the Comprehensive Plan as Action 2.2.2 which states: “Establish the area as a primary showplace for the City through public and private improvements”.

➤ **Summit Road TIF**

- Staff met on February 16 to finalize the TIF agreement with the developer.
- The developers application was tabled at the September 7, 2022 Planning and Zoning Commission hearing.
- The developer submitted a Preliminary Plan amendment for the project that will appear at the September 7, 2022 Planning and Zoning Commission hearing.
- Staff met with the developer on May 18, 2022 to discuss the next steps in moving the project forward
- Staff is working on setting up a meeting with the developer to discuss the traffic analysis and proposed site plan.
- The developer has submitted a traffic analysis for review.
- Staff met to discuss the next steps in the TIF process on January 13, 2022.
- Staff spoke with the developer’s attorney who indicated that they would be seeking approval from the Planning and Zoning Commission for the proposed development located on the northeast corner of Broad Street and Summit Road prior to completing the TIF agreement. The developer has not yet applied for approval.
- Staff continues to work with the developer and Mr. Schwallie on finalizing the Summit Road TIF agreement.
- Staff met with the developer on April 23, 2021 to discuss revisions to the draft TIF agreement. Staff has forwarded those on to Mr. Schwallie to make the updates.
- Mr. Schwallie has prepared a draft of the TIF agreement for review by staff and the developer.
- The property owner has confirmed the items to be included in the TIF and staff has forwarded these items to Mr. Schwallie to be incorporated into the TIF document.
- Staff has identified that items to be included in the TIF and has forwarded that list to the property owner for review.
- Staff has identified the parcels to be included in the TIF for the intersection of Summit Road and Broad Street and has forwarded them on to Mr. Schwallie for review.

- Staff spoke with Mr. Shwallie on August 28, 2020 regarding the parcels initially identified to be included in a Summit Road TIF. It became apparent after this discussion that the initial focus should be on creating a TIF for the intersection of Summit Road and Broad Street. Staff is in the process of identifying parcels to be included for review by Mr. Schwallie.
- Staff contacted Dennis Schwallie to determine interest and cost of preparing the TIF. Mr. Schwallie indicated that he would need to know the number of parcels to be included in the TIF before a cost estimate could be provided.
- Staff contacted Connie Klema, who represents the Coughlin properties on the corner of Summit, to see if there was interest in contributing to the cost of the TIF. This was done at the request of the Development Committee. Ms. Klema indicated she would need to know the cost first.
- Staff spoke with Mr. Schwallie on October 8, 2020 and is continuing to move forward on the establishment of the TIF.
- There are a few remaining items that need to be finalized before a formal document can be created; however, staff continues to work on these items and make progress on the TIF.