

# REGULAR MEETING OF THE PLANNING AND ZONING COMMISSION

**TUESDAY, NOVEMBER 15, 2022** 

#### ADDISON TREEHOUSE 14681 MIDWAY ROAD, SUITE 200, ADDISON, TX 75001

#### 6:30 PM REGULAR MEETING

The Planning and Zoning Commission meeting and public hearing will be held at the Addison TreeHouse, 14681 Midway Road, Suite 200, Addison, Texas 75001 on Tuesday, November 15, 2022 at 6:30 pm. Telephonic or videoconferencing capabilities will be utilized to allow individuals to address the Commission. For more information on the meeting location and ways to view and/or present comments, please contact Lesley Nyp prior to 3:00 pm on the day of the meeting at 972-450-2823 or by emailing <a href="mailto:zoninginput@addisontx.gov">zoninginput@addisontx.gov</a>. Members of the public are entitled to participate remotely via Dial-in Number: 346.248.7799; Meeting ID: 319 628 1637; Participant ID: #. For more detailed instructions on how to participate in this meeting, visit our Agenda Page. The meeting will be live streamed on Addison's website at <a href="https://www.addisontexas.net">www.addisontexas.net</a>.

Call Meeting to Order

Pledge of Allegiance

Consent Agenda: All items listed under the Consent Agenda are considered routine by the Planning and Zoning Commission and will be enacted by one motion with no individual consideration. If individual consideration of an item is requested, it will be pulled from the Consent Agenda and discussed separately.

1. Consider Action on the <u>Minutes from the October 18, 2022 Planning</u> and Zoning Commission Meeting.

2. Consider Action on a Replat of Lots 18X-1 and 18X-2, Block F, of the Addison Grove Addition, comprising 1.24 Acres situated in the Thomas Chenowith Survey, Abstract No. 273, and located north of Beltway Drive and east of Magnolia Street. Case R2022-04/Addison Grove Addition (18 Runyon Road).

## Regular Agenda:

- 3. Hold a Public Hearing, Present, Discuss, and Consider Action on a Recommendation regarding an Ordinance Approving a Special Use Permit (SUP) for Property Located at 5100 Belt Line Road, Suite #600 that is currently zoned Planned Development (PD), through Ordinance Nos. O12-002 and O20-08, to allow Indoor Miniature Golf and a Restaurant with the Sale of Alcoholic Beverages for On-Premises Consumption. Case 1864-SUP/5100 Belt Line Road, Suite #600 (Puttshack).
- 4. Hold a Public Hearing, Present, Discuss, and Consider Action on a Recommendation regarding an Ordinance Amending Planned Development (PD) District Ordinance No. 095-054, as amended by Ordinance Nos. 096-006, 007-007, and 018-43, for an 11.163 Acre Property located at 4550 Excel Parkway, in order to Modify Use Regulations by allowing Production, Assembly, and Distribution of Hybrid Rockets as a Permitted Use. Case 1870-Z/4550 Excel Parkway (Firehawk Aerospace).
- 5. Hold a Public Hearing, Present, Discuss, and Consider Action on a Recommendation regarding an Ordinance Amending the Development Plans for Planned Development (PD) District

  Ordinance Nos. O12-002 and O20-08 for a 31.608 Acre Property located at 5100 Belt Line Road, to Allow for Modifications to a proposed Retail and Office Building and Associated Site Improvements. Case 1869-Z/5100 Belt Line Road (VoP Office/Retail Building).

## Adjourn Meeting

NOTE: The Planning & Zoning Commission reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City). Any decision held on such

matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

# THE TOWN OF ADDISON IS ACCESSIBLE TO PERSONS WITH DISABILITIES. PLEASE CALL (972) 450-7017 AT LEAST 48 HOURS IN ADVANCE IF YOU NEED ASSISTANCE.

POSTED BY:		
•	Lesley Nyp, Planning & Development Mar	nager
DATE POSTED:		
TIME POSTED:		
DATE REMOVE	D FROM BULLETIN BOARD:	
REMOVED BY:		

## **Planning & Zoning Commission**

**Meeting Date:** 11/15/2022

## **Agenda Caption:**

Consider Action on the <u>Minutes from the October 18, 2022 Planning and Zoning Commission Meeting</u>.

## **Staff Report:**

The minutes from the October 18, 2022 Planning and Zoning Commission Meeting have been prepared for consideration.

#### **Recommendation:**

Administration recommends approval.

## **Attachments**

Minutes of the October 18, 2022 Planning and Zoning Commission Meeting

1.

# DRAFT

# OFFICIAL ACTIONS OF THE ADDISON PLANNING AND ZONING COMMISSION

October 18, 2022 6:00 P.M. - Addison Treehouse 14681 Midway Road, Suite 200

\*Note: Commissioner Fansler was approximately 5 minutes late to the meeting and did not participate in voting on Items 1 and 2.

Present: Chair Tom Souers; Vice Chair Chris DeFrancisco; Commissioner Juli Branson;

Commissioner Robert Catalani; Commissioner Nancy Craig; Commissioner Denise

Fansler

Absent: Commissioner John Meleky

Call Meeting to Order

Pledge of Allegiance

Consent Agenda: All items listed under the Consent Agenda are considered routine by the Planning and Zoning Commission and will be enacted by one motion with no individual consideration. If individual consideration of an item is requested, it will be pulled from the Consent Agenda and discussed separately.

- 1. Consider Action on the <u>Minutes from the September 20, 2022</u> Planning and Zoning Commission Meeting.
- Consider Action on a Replat of Lots 1R1 and 2, Block A, of the Printemps Addition No. 2, comprising 2.034 Acres situated in the Thomas Chenowith Survey, Abstract No. 273, and located south of Belt Line Road and approximately 1,275 feet east of Marsh Lane.
   Case R2022-05/Printemps Addition No. 2 (3820 Belt Line Road).

Motion: Recommend approval of the Consent Agenda, as presented.

Moved by Vice Chair Chris DeFrancisco, Seconded by Commissioner Juli Branson

AYE: Chair Tom Souers, Vice Chair Chris DeFrancisco,

Commissioner Juli Branson, Commissioner Robert Catalani,

Commissioner Nancy Craig

Other: Commissioner Denise Fansler (ABSENT)

**Passed** 

#### Regular Agenda:

Hold a Public Hearing, Present, Discuss, and Consider Action on a Recommendation regarding an Ordinance Approving a Special Use Permit (SUP) for Property Located at 5100 Belt Line Road, Suite #430 that is currently zoned Planned Development (PD), through Ordinance Nos. O12-002 and O20-08, to allow a Restaurant with the Sale of Alcoholic Beverages for On-Premises Consumption. Case 1859-SUP/5100 Belt Line Road, Suite #430 (Hawkers).

Lesley Nyp, Planning & Development Manager, presented the staff report for Item 3.

#### Discussion:

Commissioner Branson commented that she is concerned about the dramatic signage and color proposed and how it may be repeated in the area. She asked if there are any restrictions that can be added. Commissioner Branson also asked if the proposed parapet was taller than the existing facade.

Mrs. Nyp responded that the existing parapet is 19 feet in height and proposed parapet is approximately 6 inches taller at 19.5 feet.

Ken Schmidt, Director of Development Services, commented that the parapet is likely screening mechanical equipment.

Commissioner Branson commented that the design looks great, but she has concerns that other businesses may replicate the flamboyant style. She also asked if the Town has restrictions on open fire pits as reflected in the rendering.

Mrs. Nyp replied that the rendering shows the fire pit on the sidewalk, not within the restaurant private patio area. The fire pit is not permitted within the public area.

Mr. Schmidt commented that the fire pit would have to be within the

private patio area and would have to meet fire code.

Mr. Schmidt commented that several recent cases within Village on the Parkway, such as Stirr and Vidorra, have departed from the prevailing architectural pattern. Ultimately, the property manager has control over what is proposed from an architectural standpoint and he is not concerned that the overall pattern will replicate what is proposed. Village on the Parkway has excellent property management and the likelihood is low given the asset that it is. This area is a mixture of businesses and cultural offerings, and we will likely see the architectural style evolve overtime. He does not anticipate the center taking on a specific pattern but will diversify overtime.

Commissioner Fansler asked if Village on the Parkway was still working on their wayfinding signage.

Mr. Schmidt responded that staff is working with property managers on a long-term plan. The existing black and yellow signage is temporary.

Vice Chair DeFrancisco asked if the neon signs shown in the renderings would be approved with the request.

Mrs. Nyp responded that all signage would have to go through a separate sign permit approval process.

Vice Chair DeFrancisco commented that it is an interesting concept and would be a great addition to the area. He also likes the patio but does not like to lose existing trees.

Chair Souers asked if staff could identify where the patio area is as he could not identify the 105 outdoor seats.

Mrs. Nyp, referencing the floor plan, identified the areas that are considered patio seating.

Chair Souers asked if the patio was truly outdoors or if it would be enclosed during the winter.

Mrs. Nyp stated that a steel canopy would be provided above the patio area, however, it would not be enclosed on the sides. The restaurant may elect to use outdoor heaters in the winter.

Chair Souers asked if the roll up doors altered the area which was considered indoors and outdoors.

Mrs. Nyp replied no and stated that air curtains would have to be provided on the roll up door per health code.

Chair Souers asked staff to identify the two trees proposed to be removed. Mrs. Nyp, referencing the site plan, identified the location of the trees.

Chair Souers commented that a 14-inch caliper tree is significant and asked if staff had a conversation about preserving the trees.

Mrs. Nyp replied yes, staff did have a conversation about tree mitigation but she believes the trees have already been removed due to miscommunication early in the process. (This statement was made in error. The trees referenced had not been removed at the time of this meeting).

Chair Souers asked where the proposed replacement tree would be located.

Mrs. Nyp, referencing the site plan, identified the location of the proposed tree in a landscape island south of the restaurant.

Chair Souers asked if the tree mitigation fee would be the same for this project, as compared to other recent projects.

Mrs. Nyp replied yes, the tree mitigation fee is established annually based on market value. It is currently set at \$192 per caliper inch.

Chair Souers asked if there was an additional fee for trees being removed prior to approval. Mrs. Nyp replied no.

Commissioner Fansler asked if the owners of Village on the Parkway removed the trees or if it was the applicant. Mrs. Nyp replied that is unknown.

Vice Chair DeFrancisco asked if they could require the property owners to replace the two trees elsewhere on the property.

Mrs. Nyp replied yes, that is possible, however, staff did an analysis of the site and due to existing conditions, there are almost no opportunities for additional trees on site. Much of the site is already occupied, does not have irrigation, or is within an easement.

Commissioner Catalani asked if someone else would have removed the tree, if it would have been a crime. Mr. Schmidt commented that it is a code issue and could have been enforced through a citation. He is not familiar with how the Parks staff would address this item. He does not believe any actions were done with malice. When individuals work across municipalities, there are different cultures. Addison places a high values on trees. He is confident that if the Parks staff identifies a situation where trees were intentionally removed to avoid the process, they would have been cited.

Commissioner Fansler asked what the status of the trees were.

Mr. Schmidt said that the Parks staff worked closely with the applicant to come up with a solution that was fair to all parties.

Chair Souers recommended the situation be thoroughly explained if this application moves forward.

Mr. Schmidt said the new ownership group at Village on the Parkway is supportive of the Town and does not feel that the parties involved did anything with malice.

Commissioner Craig asked which trees on the site remain.

Mrs. Nyp replied that the two trees removed were the only trees along the facades.

Commissioner Craig asked when the trees were removed.

Mrs. Nyp replied over the summer, prior to meeting with the applicant.

Mr. Schmidt added that there are two crepe myrtle trees near the entrance.

Vice Chair DeFrancisco commented that the Town needs to hold applicants accountable.

Mr. Schmidt commented that trees can be replanted, however, that would affect the patio space. We hear from restaurant operators that the biggest weakness of the Addison's inventory is the lack of patio space.

Commissioner Fansler said trees are great but can also become a maintenance issue. We need to give applicants the opportunity to make changes when necessary. Vice Chair DeFrancisco said the center is very successful but one of his favorite things about it is the mature live oak trees. He would hate to see additional trees removed in the future.

Chair Souers commented that there is a reason Addison requires 20% landscaped area and it is different from places like Dallas. Developers likely see that as a big increase; however, Addison can process permits more quickly. There will be tradeoffs with development.

Chair Souers opened the public hearing for Item 3.

Antoinette Jonas, Design Manager for Hawkers Asian Street Food, 54 W. Church Street, Suite 250, Orlando, Florida, stated the fire pit was removed from the design and will not impede any sidewalk traffic. She also added that they have been very involved with the property owner and was not aware that the trees had been removed. She commented that Hawkers will significantly improve the public space and bring many jobs to Addison. They are very excited to be a part of the development. They hope the addition of the landscape island will help beautify the facade and the area.

Chair Souers asked if Ms. Jonas could describe the outdoor patio space as it relates to speakers and lighting.

Mrs. Jonas stated Hawkers prides itself on their lively patio space. The patios will have full coverage under the canopies. Their Dallas location has had issues with the patio being in the sun. There will be heating elements in the winter. If pull down shades are needed to provide a good patio experience for guest, they could be added later. The patio on the south side of the building will have umbrellas for guest. The restaurant is lively and has music. They have had challenges at other locations that are adjacent to residential neighborhoods. They try to work with their neighbors to find a compromise. This has been achieved by using the patio bar to filter music from inside the restaurant onto the patio and keep the patio speakers at a low volume. String lighting will be provided under the canopies and amber sconces will be provided around the facade. The patios also received additional lighting from the interior, through windows.

Chair Souers asked if Hawkers would provide takeout service.

Mrs. Jones replied yes. There will be a dedicated door for takeout service on the south facade. There is a food warmer inside the door for those orders. This limits the additional traffic at the host stand.

Chair Souers asked if there would be dedicated parking spaces for pick up.

Mrs. Jones said yes, they intend to.

Chair Souers closed the public hearing for Item 3.

Motion: Recommend approval of the request for an SUP, Case 1859-SUP/5100 Belt Line Road, Suite #430 (Hawkers), with conditions recommended by staff.

Moved by Commissioner Nancy Craig, Seconded by Commissioner Denise Fansler

AYE: Chair Tom Souers, Vice Chair Chris DeFrancisco, Commissioner Juli Branson, Commissioner Robert Catalani, Commissioner Nancy Craig, Commissioner Denise Fansler Passed

 Hold a Public Hearing, Present, Discuss, and Consider Action on a Recommendation regarding an <u>Ordinance Amending the</u> <u>Development Plans for Planned Development (PD) District</u> <u>Ordinance No. 446 for a 0.945 Acre property located at 14951</u> <u>Midway Road, to account for Site Modifications resulting from the Acquisition of Right-of-Way for the Midway Road Reconstruction</u> <u>Project</u> Case 1863-Z /14951 Midway Road (Nate's Seafood & Steakhouse).

Lesley Nyp, Planning & Development Manager, presented the staff report for Items 4 and 5.

#### Discussion:

Commissioner Fansler asked if removal of the sidewalk was necessary. She also asked if the drive aisle was two-way and if angled parking would be better suited for the site.

Mrs. Nyp responded that the drive aisle is 24-feet in width and is two-way.

Commissioner Fansler asked if the drive aisle is connected to the adjacent Starbucks parking lot. Mrs. Nyp replied yes.

Vice Chair DeFrancisco asked if there will be a landscape buffer

between the 10-foot hike/bike trail and Midway Road. Mrs. Nyp responded that the trail will not be located at the back of curb.

Vice Chair DeFrancisco commented that Nate's is a great restaurant. In reference to the staff report, he asked how the site would generally be in compliance with the landscape requirements.

Mrs. Nyp responded that the Nate's site was approved for a Special Use Permit, Ordinance 447, in 1978. The ordinance included approval of a site plan, landscape plan, and facade plan. The comment within the staff report was identifying that the site is generally in compliance with the approved landscape plan from 1978.

Vice Chair DeFrancisco asked if there were different landscaping requirements at that time.

Mrs. Nyp said yes. The term generally was used because the proposed plans provide additional landscape islands at the site entrance on Midway Road that were not included in the 1978 landscape plan.

Vice Chair DeFrancisco asked if there would be a green buffer between the path and Midway Road.

Ken Schmidt, Director of Development Services, said there would be landscaped area between the curb and trail.

Commissioner Fansler asked if the proposed trail and landscape is consistent with adjacent properties.

Mr. Schmidt responded that he would defer that question to the applicant, but he would assume there are some deviations throughout the corridor.

Chair Souers asked if Nate's was involved in the application request since the Town was the applicant.

Mrs. Nyp replied yes, Nate's was involved and authorized the application. The application was initiated by the Town as a part of an agreement with the property owner.

Chair Souers commented that there are many properties affected by the Midway Road reconstruction and asked if there would be several similar applications. Mr. Schmidt replied that this property was the only agreement that involved a land swap. The Town has an ordinance which allows land that is made nonconforming due to an action, such as eminent domain, to be considered legal until the site is redeveloped. Therefore, any items made nonconforming as a result of the right-of-way acquisition, is not truly nonconforming.

Commissioner Fansler asked what the Town's parcel was used for previously.

Mrs. Nyp responded that the parcel was dedicated to the Town in 2016 with the Addison Grove development. The northern portion of the parcel has a parking surface that was previously used for Sam's Club that has access to the north.

Commissioner Fansler asked if the north access would be removed and if it would gain access from the east. Mrs. Nyp said yes.

Mrs. Nyp continued that the southern portion of the Town parcel is currently undeveloped, open space.

Mr. Schmidt stated there is currently no programming or policy for the future use of the open space.

Commissioner Fansler asked if the split of the parcel was equal in terms of square footage.

Mrs. Nyp said the parcel is 1.24 acres total and the Town would convey 0.55 acres to Nate's.

Commissioner Fansler commented that she believes Snuffers and La Ventana have bigger issue with parking than Nate's. She asked if the Town could face backlash by providing the additional parking to Nate's.

Mr. Schmidt said the adjacent businesses have no right to use the parking as it is Town property. The Town is not taking parking from them. Some of their customers may use those spaces, but it is Town property.

Commissioner Fansler confirmed the Town faces no risk. Mr. Schmidt said no.

Commissioner Branson asked for clarification on the location of the emergency access bollards and parking area.

Mrs. Nyp, referencing the site plan, pointed out the location of the proposed bollards, gate, or chain across the existing drive aisles and the existing parking surface.

Commissioner Branson asked if trees would be harmed by the parking.

Mrs. Nyp said no. There is no proposed modification to the landscaping with the exception of the drive aisle connection between the two properties.

Commissioner Branson asked if there would be a chain along the western edge of the parking lot.

Mrs. Nyp replied no, there is no chain proposed as customers should not be parking on the grass.

Commissioner Branson commented that the recommendation asked for improvements with future expansion. She asked if staff anticipated that they would expand the parking area.

Mrs. Nyp responded that Nate's has not communicated they will expand the parking. The condition was included for clarity purposes that any future expansion would trigger full compliance.

Commissioner Branson asked why the Town does not require fully compliance with this request.

Mr. Schmidt said they are not making any changes to the site beyond restricting access points to the north and making a curb cut. Given that this is a part of a negotiation, the Town would ultimately be responsible for any additional improvements. If they are not planning to use the landscaped area, there would be no reason for the Town to require them to make costly improvements to screen the open space. Based upon his communication with the Nate's owners, expansion is unlikely in the near or mid-term and would be most likely to occur with transformational redevelopment of the site.

Commissioner Branson asked if there is a barrier between the parking area and Magnolia Street.

Mr. Schmidt responded that there are streetscape improvements like trees, curb, and sidewalk that would serve as a barrier.

Commissioner Branson asked if someone could access Magnolia

Street.

Mr. Schmidt replied that technically you could drive through, however, it is unreasonable to make that assumption. This condition exist now, and the Town has not had an issue. If it were to become an issue in the future, the property owner may have to address it.

Chair Souers opened the public hearing for Item 4.

Shannon Hicks, Director of Public Works, welcomed questions from the Commission.

Chair Souers closed the public hearing for Item 4.

Motion: Recommend approval of the request to amend Development Plans for PD Ordinance No. 446, Case 1863-Z/14951 Midway Road (Nate's Seafood & Steakhouse).

Moved by Vice Chair Chris DeFrancisco, Seconded by Commissioner Robert Catalani

AYE: Chair Tom Souers, Vice Chair Chris DeFrancisco, Commissioner Juli Branson, Commissioner Robert Catalani, Commissioner Nancy Craig, Commissioner Denise Fansler Passed

3. Hold a Public Hearing, Present, Discuss, and Consider Action on a Recommendation regarding an <u>Ordinance Amending Planned Development (PD) District Ordinance No. 016-003 for a 0.552 Acre segment of a property Located East of the Intersection of Runyon Road and Magnolia Street, in order to Modify Use Regulations by <u>Allowing Offsite Parking Lot (Restricted to Use by 14951 Midway Road – Nate's Seafood & Steakhouse) as a Permitted Use</u>. Case 1862-Z /18 Runyon Road.</u>

Lesley Nyp, Planning & Development Manager, presented the staff report for Items 4 and 5.

Chair Souers opened the public hearing for Item 5.

Shannon Hicks, Director of Public Works, welcomed questions from the Commission.

Chair Souers closed the public hearing for Item 5.

Motion: Recommend approval of the request to amend PD Ordinance No. 016-003, Case 1862-Z/18 Runyon Road, with conditions recommend by staff.

Moved by Commissioner Juli Branson, Seconded by Commissioner Denise Fansler

AYE: Chair Tom Souers, Vice Chair Chris DeFrancisco, Commissioner Juli Branson, Commissioner Robert Catalani, Commissioner Nancy Craig, Commissioner Denise Fansler Passed

4. Hold a Public Hearing, Present, Discuss, and Consider Action on a Recommendation regarding an Ordinance Approving a Special Use Permit (SUP) for Property Located at 5100 Belt Line Road, Suite #600 that is currently zoned Planned Development (PD), through Ordinance Nos. O12-002 and O20-08, to allow Indoor Miniature Golf and a Restaurant with the Sale of Alcoholic Beverages for On-Premises Consumption. Case 1864-SUP/5100 Belt Line Road, Suite #600.

Lesley Nyp, Planning & Development Manager, stated that the applicant has requested that consideration and action on item 1864-SUP/5100 Belt Line Road be tabled.

Chair Souers opened the public hearing for Item 6.

Public Hearing: There were no speakers on this item.

Chair Souers closed the public hearing for Item 6.

Motion: Recommend approval of the request to table Item 6.

Moved by Commissioner Robert Catalani, Seconded by Commissioner Nancy Craig

AYE: Chair Tom Souers, Vice Chair Chris DeFrancisco, Commissioner Juli Branson, Commissioner Robert Catalani, Commissioner Nancy Craig, Commissioner Denise Fansler Passed

### Adjourn Meeting

NOTE: The Planning & Zoning Commission reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

There being no further business before the Commission, the meeting was adjourned.

2.

**Meeting Date:** 11/15/2022

#### **Agenda Caption:**

Consider Action on a Replat of Lots 18X-1 and 18X-2, Block F, of the Addison Grove Addition, comprising 1.24 Acres situated in the Thomas Chenowith Survey, Abstract No. 273, and located north of Beltway Drive and east of Magnolia Street. Case R2022-04/Addison Grove Addition (18 Runyon Road).

#### Recommendation:

Staff recommends approval of the replat.

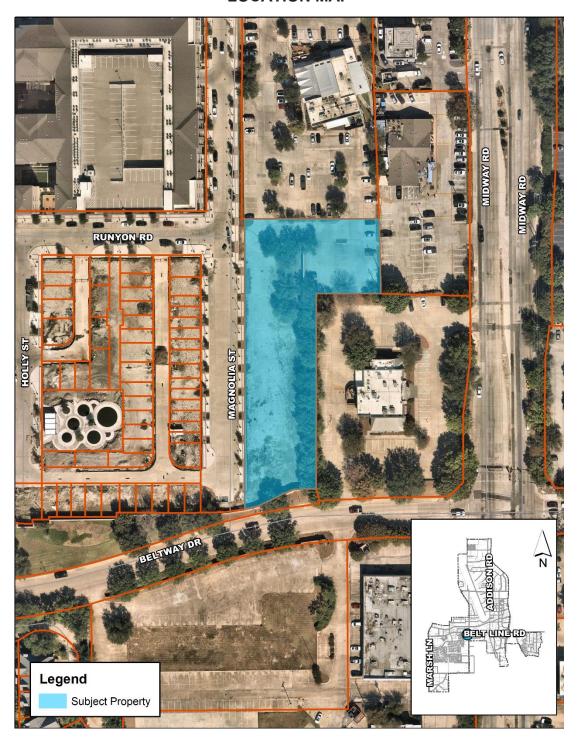
#### **Attachments**

R2022-04 Staff Report R2022-04 Replat

# R2022-04

<u>Case R2022-04/Addison Grove Addition (18 Runyon Road)</u>. Consider Action on a Replat of Lots 18X-1 and 18X-2, Block F, of the Addison Grove Addition, comprising 1.24 Acres situated in the Thomas Chenowith Survey, Abstract No. 273, and located north of Beltway Drive and east of Magnolia Street.

#### **LOCATION MAP**





November 15, 2022

#### STAFF REPORT

RE: R2022-04/ Replat – Lots 18X-1 and 18X-2, Block F,

of the Addison Grove Addition

LOCATION: 1.24 Acres situated in the Thomas Chenowith

Survey, Abstract No. 273, and located north of

Beltway Drive and east of Magnolia Street.

REQUEST: Approval of a Replat (Application Date: 9/1/2022)

APPLICANT: Town of Addison

**DISCUSSION:** 

<u>Background</u>: The subject property is located north of Beltway Drive and east of Magnolia Street. At the November 8, 2022, City Council Meeting, zoning requests were approved to allow off-site parking to support uses located at 14951 Midway Road as a primary use on Lot 18X-2 (Case No. 1862-Z) and to amend the Development Plans for 14951 Midway Road (Case No. 1863-Z). The zoning requests were necessary to account for site modifications resulting from the acquisition of right-of-way for the Midway Road Reconstruction Project.

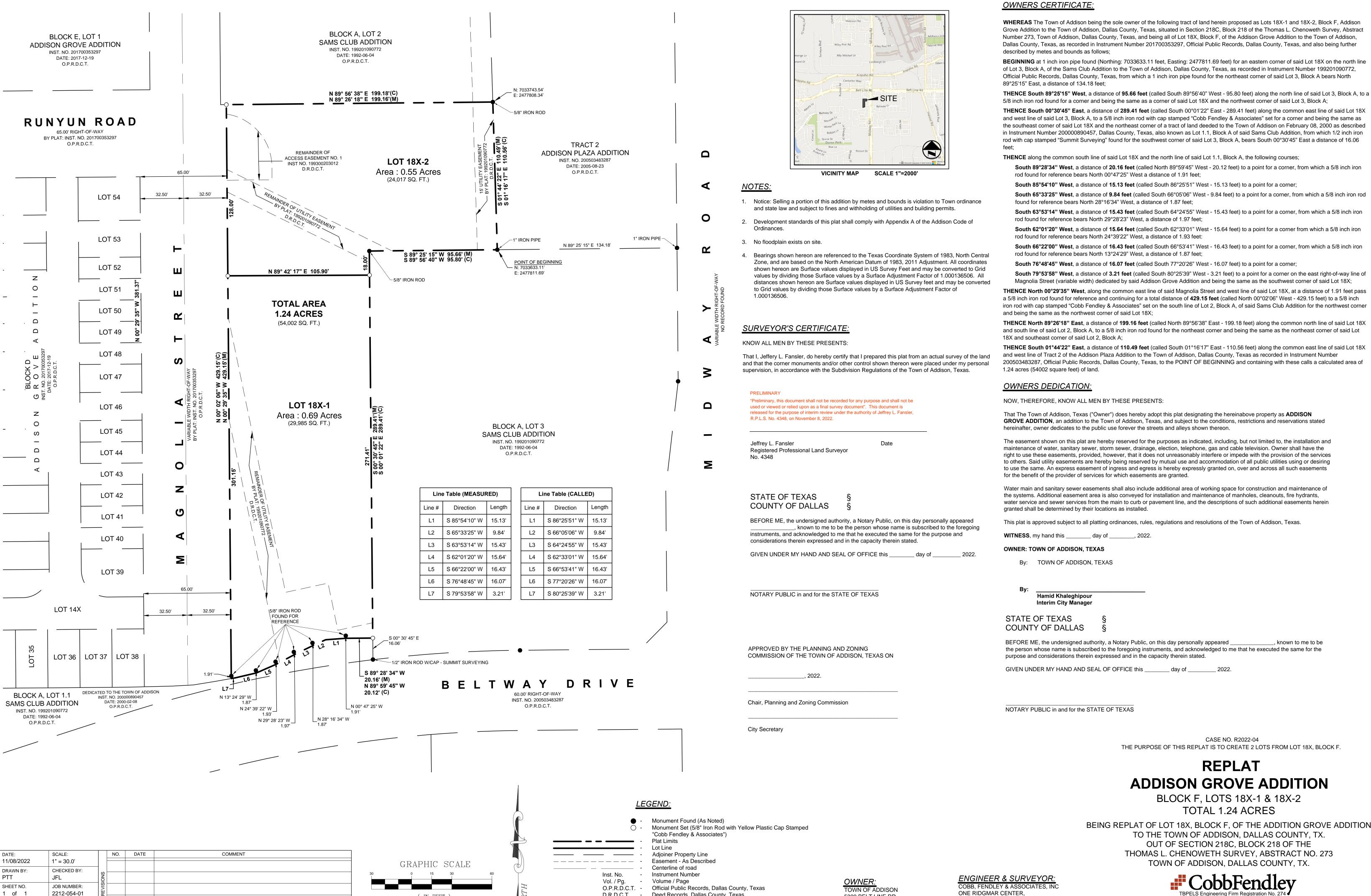
The subject property is currently owned by the Town. The replat will subdivide the 1.24-acre parcel into two lots. The northern 0.55-acres, Lot 18X-2, is anticipated to be conveyed to the property owners of Nate's Seafood and Steakhouse to be used as an off-site parking lot as a part of the right-of-way acquisition agreement. The remaining 0.69-acres, Lot 18X-1, will be retained by the Town.

No easements are proposed to be dedicated or modified via the replat.

<u>Regulatory Compliance</u>: The replat has been reviewed by Town staff and is in compliance with all requirements.

**RECOMMENDATION:** 

Staff recommends approval of the proposed replat.



D.R.D.C.T. - Deed Records, Dallas County, Texas

as Called by Plat/Deed

Measured

5300 BELT LINE RD

DALLAS, TEXAS 75254

6500 WEST FREEWAY, STE. 300,

FORT WORTH, TEXAS 76116

PHONE: 972-335-3214

( IN FEET )

1 inch = 30 ft.

of 1

SHEET ID:

2212-054-01

2212-054-01-Lot18x Replat.dwg

TBPELS Land Surveying Firm Registration No. 10046700 One Ridgmar Center, 6500 West Freeway, Ste. 300 | Fort Worth, Texas 76116 817.445.1016 | Fax: 817.445.1017 | www.cobbfendley.com

**Meeting Date:** 11/15/2022

#### **Agenda Caption:**

Hold a Public Hearing, Present, Discuss, and Consider Action on a Recommendation regarding an Ordinance Approving a Special Use Permit (SUP) for Property Located at 5100 Belt Line Road, Suite #600 that is currently zoned Planned Development (PD), through Ordinance Nos. O12-002 and O20-08, to allow Indoor Miniature Golf and a Restaurant with the Sale of Alcoholic Beverages for On-Premises Consumption. Case 1864-SUP/5100 Belt Line Road, Suite #600 (Puttshack).

#### Recommendation:

Staff recommends approval of this request, subject to the following conditions:

- The applicant shall not use any terms or graphic depictions that relate to alcoholic beverages in any exterior signage.
- Prior to issuance of a Certificate of Occupancy, the six existing Italian Cypress trees, located along the south building facade, shall be replaced with six Skyrocket Juniper trees at a minimum planted height of 10-feet.
- Prior to the issuance of a Certificate of Occupancy, a minimum of 3
  handicap accessible parking spaces shall be provided to serve the primary
  entrance at the southeast corner of the structure. All spaces shall meet ADA
  Standards and shall be served by an ADA compliant route to the primary
  building entry.

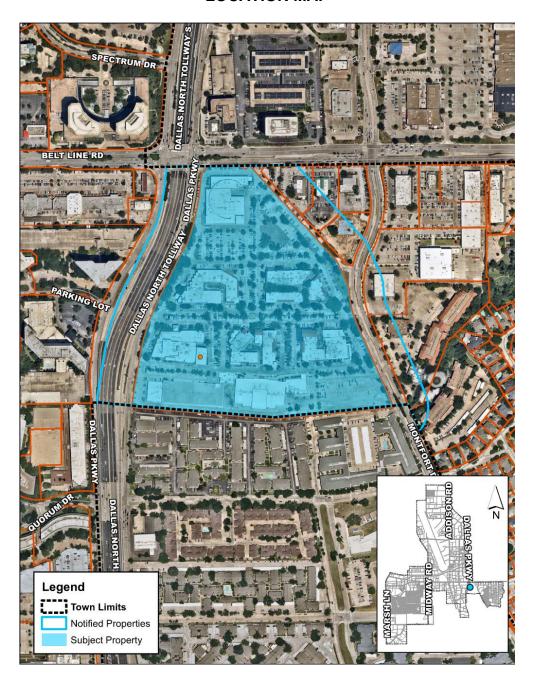
#### **Attachments**

1864-SUP Staff Report 1864-SUP Letter of Intent 1864-SUP Plans 1864-SUP Renderings

# 1864-SUP

**PUBLIC HEARING** Case 1864-SUP/5100 Belt Line Road, Suite #600 (Puttshack). Hold a Public Hearing, Present, Discuss, and Consider Action on a Recommendation regarding an Ordinance Approving a Special Use Permit (SUP) for Property Located at 5100 Belt Line Road, Suite #600 that is currently zoned Planned Development (PD), through Ordinance Nos. O12-002 and O20-08, to allow Indoor Miniature Golf and a Restaurant with the Sale of Alcoholic Beverages for On-Premises Consumption.

#### **LOCATION MAP**





November 15, 2022

#### STAFF REPORT

RE: 1864-SUP/5100 Belt Line Road, Suite #600

(Puttshack)

LOCATION: 5100 Belt Line Road, Suite #600

REQUEST: Approval of a Special Use Permit for indoor

entertainment (miniature golf) and a restaurant with the sale of alcoholic beverages for on-premises

consumption. (Application Date: 9/8/2022)

APPLICANT: Matthew Martin, Addison Law Firm

**DISCUSSION:** 

<u>Background</u>: The subject property is located at 5100 Belt Line Road, Suite #600. The proposed indoor entertainment and restaurant would occupy a currently vacant space within Village on the Parkway, generally situated at the southeast corner of Belt Line Road and the Dallas North Tollway. The space was formerly occupied by 24-Hour Fitness. The center is zoned Planned Development (PD), Ordinance No. O12-002, and as amended by Ordinance No. O20-08.

<u>Puttshack</u> is a technology infused miniature golf experience, offering a full-service restaurant and bar. The concept first originated in Great Britain and has expanded with four locations in the United States in Atlanta, Chicago, Miami, and Boston. There are ten other locations currently under development, including the Addison location. The game uses the patented Trackaball technology to keep score and track gameplay. In additional to the traditional 9-hole miniature golf game, Puttshack offers other golf inspired games for all ages. The restaurant offers a variety of cuisines and handcrafted cocktails.

The miniature golf course and restaurant will occupy the existing 23,336 square foot tenant space (Suite 600) in Block 600 at Village on the Parkway. The restaurant will only include interior seating. Puttshack proposes to offer alcohol sales for on-premises consumption at three bars throughout the space. The proposed operating hours are 11:00 am - 12:00 am, Sunday through Wednesday and 11:00 am - 2:00 am Thursday through Saturday. It is anticipated that Puttshack will have a total of 175 employees with the average number of employees onsite at one time being 35.

The PD Ordinances allows entertainment uses, restaurants, and the sale of alcoholic beverages for on-premises consumption through the approval of an SUP. The proposed use complies with the site development standards associated with these ordinances.

<u>Proposed Plan</u>: With this request, Puttshack proposes an interior and exterior remodel and landscaping updates at the entrances and perimeter of the suite. The proposed restaurant will provide seating for approximately 376 individuals. The interior floor plan is comprised of four

miniature golf courses, kitchen and service areas, three bars, and table, booth, and bar seating throughout.

A new solid waste enclosure is proposed near the service entrance, along the north façade. There is currently no solid waste enclosure to service this suite. The enclosure will be constructed of concrete masonry block and will be painted to match the building façade.

<u>Parking</u>: PD, Ordinance No. O20-08, established a parking ratio of 1 space for each 225 square feet for all uses (except theaters) within Village on the Parkway. The parking requirements for a theater is 1 space for each 3 seats. The current conditions require 2,052 spaces on site. The center currently provides 2,261 parking spaces (1,639 surface spaces and 622 garage spaces) and remains in compliance with the requirement.

With the primary access point for this building being relocated from the southern façade to the eastern façade, staff has requested that three additional handicapped parking spaced with ADA compliant paths to the primary building entry be provided prior to issuance of a Certificate of Occupancy (CO). The existing handicapped parking spaces adjacent to the southern façade will remain in place, providing access to the secondary point of access to the building.

<u>Exterior Facades</u>: Puttshack proposes a remodel to the south and east facades as reflected in the façade plans and renderings. The primary entrance will be relocated to the southeast corner of the suite. The existing suite entrance, near the southwest corner, will remain functional and be used as a secondary entry point. Additional glazing is proposed along the facades and metal canopies are planned to cover the entry points.

The remaining existing façade materials are not proposed to change. Those materials include masonry, stucco, and metal. The façade will be painted with a black and grey color scheme to provide a more modern aesthetic.

<u>Landscaping and Open Space</u>: To accommodate the relocation of the main entrance, additional impervious surface is proposed along the east façade. The existing sidewalk will be expanded resulting in a loss of 307 square feet of open space. No existing trees or shrubs will be lost as a result of the sidewalk expansion. Shrubs will be provided around the new entrance in proposed raised planters and planting beds. At the secondary entrance at the southwest corner, existing stairs are proposed to be removed to allow for additional planting area.

During the review of this request, the poor condition of the existing landscaping was identified, specifically six existing Italian Cypress trees along the south façade. Following inspection by the Town's Arborist, it was determined that the trees were infected with Seiridium Canker and had freeze damage from previous winters. Based upon this assessment, the Town requested that the six trees be replaced. The applicant has agreed to install six Skyrocket Juniper trees, planted at a minimum height of 10-feet, as reflected on the landscape plan.

#### RECOMMENDATION: APPROVAL WITH CONDITIONS

Puttshack is a unique concept that will serve as a destination entertainment and restaurant venue for Addison. The elevated façade will provide a modern touch and the entertainment component will activate the southwest corner of Village on the Parkway.

Staff recommends approval of these requests, subject to the following conditions:



- The applicant shall not use any terms or graphic depictions that relate to alcoholic beverages in any exterior signage.
- Prior to issuance of a Certificate of Occupancy, the six existing Italian Cypress trees, located along the south building facade, shall be replaced with six Skyrocket Juniper trees at a minimum planted height of 10-feet.
- Prior to the issuance of a Certificate of Occupancy, a minimum of 3 handicap accessible
  parking spaces shall be provided to serve the primary entrance at the southeast corner of
  the structure. All spaces shall meet ADA Standards and shall be served by an ADA
  compliant route to the primary building entry.



#### **Letter of Intent**

#### **Puttshack Addison**

#### October 26, 2022

#### **Applicant**

The applicant is Puttshack Dallas VOP, LLC ("Puttshack"). Puttshack is requesting a Special Use Permit in order to (1) be able to obtain City approval to serve alcohol onsite under a TABC Mixed Beverage Permit and (2) for mini golf. The below information is provided in support of the request for the Specific Use Permit. Puttshack is a unique high-end concept that will enhance dining and entertainment options in Addison.

#### Site/Use

The site for the proposed Puttshack in Addison is located at 5100 Belt Line Road, Suite 600. The suite contains approximately 28,000 square feet. The suite is currently vacant and was previously a 24-Hour Fitness location. Puttshack's concept includes multiple high-tech based mini golf entertainment courses and a full-service restaurant and bar.

The interior of the suite will undergo extensive renovations to install the mini golf courses and related technology, as well as the restaurant and bar areas and related "back of the house" service areas.

#### **Exterior**

Only minimal cosmetic changes will be done to the exterior of the building to include Puttshack branding, changing the location of the main entrance to the Southeast corner of the premises and adding a second "garage door" type exterior entrance door. There will also be new landscape planters added with new landscaping and new landscape lighting. Existing dead vegetation at the site will be removed.

No additions are deletions are anticipated with regard to parking for the site.

#### The Company

Puttshack has rewritten the rules mini golf and pairs modern technology with unique and interesting courses. It pairs its unique golfing experience with a full-service restaurant and bar. Puttshack already has multiple other locations operating in Atlanta, Chicago, and Great Britain and multiple additional sites under development.

Puttshack is committed to building relationships with the local community and providing a quality experience for its customers.

#### **Operations**

The following information represents general and specific information regarding Puttshack's operations:

**Operating Hours**. Puttshack will be open seven days a week from 11 am to Midnight on Sundays through Wednesdays and 11 am to 2 am on Thursdays through Saturdays.

**Employees.** Puttshack expects to employ approximately 175 total employees. The anticipated peak number of employees on at any given time is anticipated to be 55 and the anticipated average number of employees onsite to be 35.

**Deliveries.** Puttshack anticipates that deliveries will be made most days of the week through the delivery doors located on the Northeast corner of the premises. Small deliveries via UPS, FedEx, USPS, and the like are anticipated to be made through the main front doors of the premises.

**Food Ordering.** Puttshack anticipates that food will be ordered predominantly onsite for onsite consumption. Any to-go service is expected to be minimal as the mini golf experience is integral to the customer experience.

**Trash/Recycling.** Puttshack will use the existing trash areas located on the Northeast corner of the premises near the service entry and Puttshack will actively participate in recycling as appropriate or as required by applicable law.

N:\addison\b7501.01\Letter of Intent 10-26-22.docx



OWNER
Puttshack
303 West Erie Street
Suite 600
Chicago, IL 60654

ARCHITECT
Chipman Design Architecture, Inc.
1350 East Touhy
First Floor East
Des Plaines, IL 60018

PUTTSHACK
ADDISON, TX

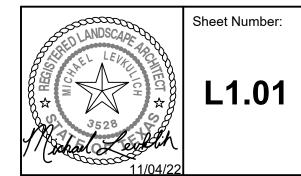
Rev:	Date:	Description:

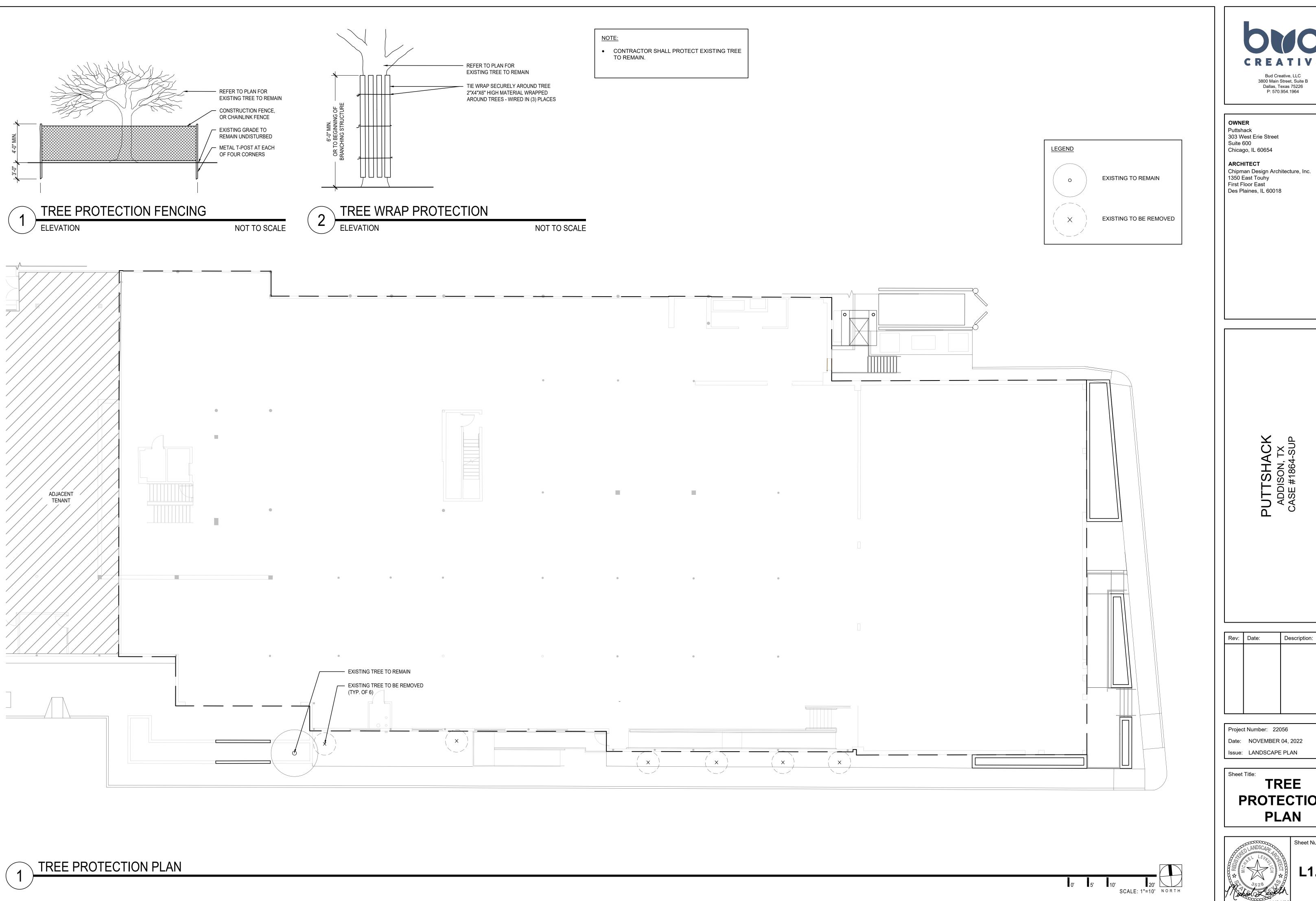
Project Number: 22056

Date: NOVEMBER 04, 2022

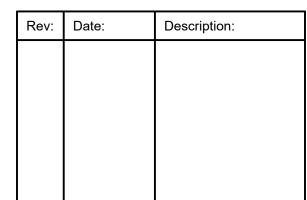
Issue: LANDSCAPE PLAN

**VICINITY PLAN** 



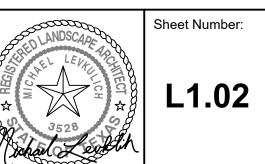


Bud Creative, LLC 3800 Main Street, Suite B Dallas, Texas 75226 P: 570.954.1964



Project Number: 22056 Date: NOVEMBER 04, 2022

**TREE PROTECTION** 



			PLANT SO	HEDULE				7					SITE PLAN NOTES:	NOTES:
	TREE	:S						$\dashv$					ZONE CLASS: PLANNED DEVELOPMENT DISTRICT -	ANY REVISION TO THIS PLAN WILL REQUIRE     TOWN APPROVAL AND WILL REQUIRE
	KEY QTY	BOTANICAL NAME	COMMON NA ME			CONTAINER							ZONE 012-002 PROPOSED USE:	REVISIONS TO ANY CORRESPONDING PLANS TO AVOID CONFLICTS BETWEEN PLANS.  OPEN STORAGE, WHERE PERMITTED, SHALL BE
	JS 6 Junipe	rus scopulorum 'Skyrocket'	Skyrocket Juniper		10' Min 2'		Full Specimen Tree						ASSEMBLY (INDOOR RESTAURANT/ MINI GOLF)	SCREENED IN ACCORDANCE WITH THE ZONING ORDINANCE.
	SHRI KEY QTY	JBS BOTANICAL NAME	COMMON NA ME	CAL.	HT. SPRD.	CONTAINER	COMMENTS	_					HANDICAP PARKING IS PROVIDED IN ACCORDANCE WITH ADA STANDARDS	BUILDINGS WITH AN AGGREGATE SUM OF 500 SQUARE FEET OR GREATER ON A LOT SHALL HAVE AUTOMATIC FIRE SPRINKLERS INSTALLED
		arpus macrophyllus 'Pringles Dwarf'			24" 24"		Full Plants, Plant 24" O.C.	1					EXISTING BUILDING HEIGHT: 31'- 4 1/2"	THROUGHOUT ALL STRUCTURES. ALTERNATIVE FIRE PROTECTION MEASURES MAY BE APPROVED BY THE FIRE DEPARTMENT.
	PERE	ENNIALS, GROUNDCOVERS & C	DRNAMENTAL GRASSES										TOTAL GROSS SQUARE FOOTAGE:	<ul> <li>ALL SIGNAGE IS SUBJECT TO TOWN APPROVAL.</li> <li>ALL FENCES AND RETAINING WALLS SHALL BE</li> </ul>
	KEY QTY	BOTANICAL NAME	COMMON NAME	CA L.	HT. SPRD.	CONTAINER	COMMENTS						30,976 SF	SHOWN ON THE SITE PLAN AND ARE SUBJECT TO BUILDING INSPECTION DIVISION APPROVAL.  • ALL LANDSCAPED AREA TO BE IRRIGATED WITH
	AE 10 Aspidi	stra eliator	Cast Iron Plant		12" 18"	3 Gal.	Full Plants, Plant 18" O.C.							AUTOMATIC IRRIGATION SYSTEM. ALL PLANTED AREAS TO BE DRIP IRRIGATED. ALL TURF
		muscari	Big Blue Liriope		12" 12"		Full Plants, Plant 12" O.C.							AREAS TO BE SPRAY IRRIGATION.
		setum alopecuroides 'Little Bunny'	Little Bunny Dwarf Fountain Grass		12" 18"		Full Plants, Plant 24" O.C.							
		stolonifera 	Creeping Phlox  Mealy Blue Sage		8" 12" 24" 20"		Full Plants, Plant 12" O.C.  Full Plants, Plant 24" O.C.	LANDSCAPE T	ABULATION					
	SG 32 Salvia		Autumn Sage		12" 18"		Full Plants, Plant 24" O.C.	PREDEVEL OP	MENT OPEN SPACE		<b>SQ. FT.</b> 1,607			
***		on dactylon	Bermuda Grass				Sod		PMENT OPEN SPACE		1,300			
		, a												
						-								
												0 0	, v	— TRASH ENCLOSURE
														(REF. ARCHITECTURE PLANS)
								•	•	•				
												EXISTING 1	RANSFORMER —	
			•										TO REMAIN  EXISTIN	IG CURB RAMP TO AE
							П							REMAIN
													EXISTI	ING SIDEWALK TO REMAIN, TYP.
								$\uparrow$						SG SG
Á	ADJACENT TENANT							•	REFERENCE		•			O AE
	TENANT		•				•		ARCHITECTURE PLAN FOR INTERIOR DESIG					LM
			II.						AND LAYOUT					
										$\downarrow$		П	(REF. ARCH	PLANTER BED — HITECTURE PLANS)
					0			0	•					
			_						•	•	•			ACCEPCIBLE DATIL
													(REF. ARC	ACCESSIBLE PATH CHITECTURE PLANS) PS
												П		
				/ P	EXISTING STAIRS TO E PLANTER WALL TO BE	EXTENDED	AND		•	•	•			ACCESSIBLE PATH CHITECTURE PLANS)  RAISED PLANTER CHITECTURE PLANS)
					REF. ARCHITECTURE EXISTING TREE TO R								(REF. AR	CHITECTURE PLANS)
							EXISTING CONCRETE —		-				ENTRY STAI (REF. AR	IRS WITH HANDRAILS CHITECTURE PLANS)
							RAMP, HANDRAIL, AND GUARDRAILS TO REMAIN							SG
		LM PM SG P	A		****	V V V	* * * *						(REF. Al	RAISED PLANTER RCHITECTURE PLANS)
						*			***	¥			PA —	
			sg —	***	* * * * * * * *	* * * * * * * * * * * * * * * * * * *			* * * * * * * * * * * * * * * * * * * *	* * * * * * *		\big\tau_+\big\t	**************************************	
				JS — TUF	RF —				JSTURF		JS —	JS —	SF —	PA TURF SG
			EXISTING	G SIDEWALK TO REMAIN, TYP								EXISTING SIDEWALK TO REMAIN, TYP.	PLANTER BED (REF. ARCHITECTURE PLANS)	
				NEIVICHIN, ITP	•							•	· · · · · · · · · · · · · · · · · · ·	
	NDSCAPE	ΡΙ ΔΝΙ												
$  (1)^{\perp \wedge}$	MINDOON L	ı <b>L/ \  \  \</b>												
														■0' ■5' ■10' ■20' □



Bud Creative, LLC 3800 Main Street, Suite B Dallas, Texas 75226 P: 570.954.1964

OWNER
Puttshack
303 West Erie Street
Suite 600
Chicago, IL 60654

ARCHITECT
Chipman Design Architecture, Inc.
1350 East Touhy
First Floor East
Des Plaines, IL 60018

PUTTSHACK
ADDISON, TX
CASE #1864-SLIP

Rev: Date: Description:

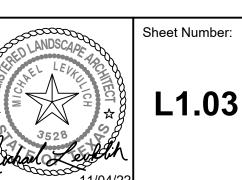
Project Number: 22056

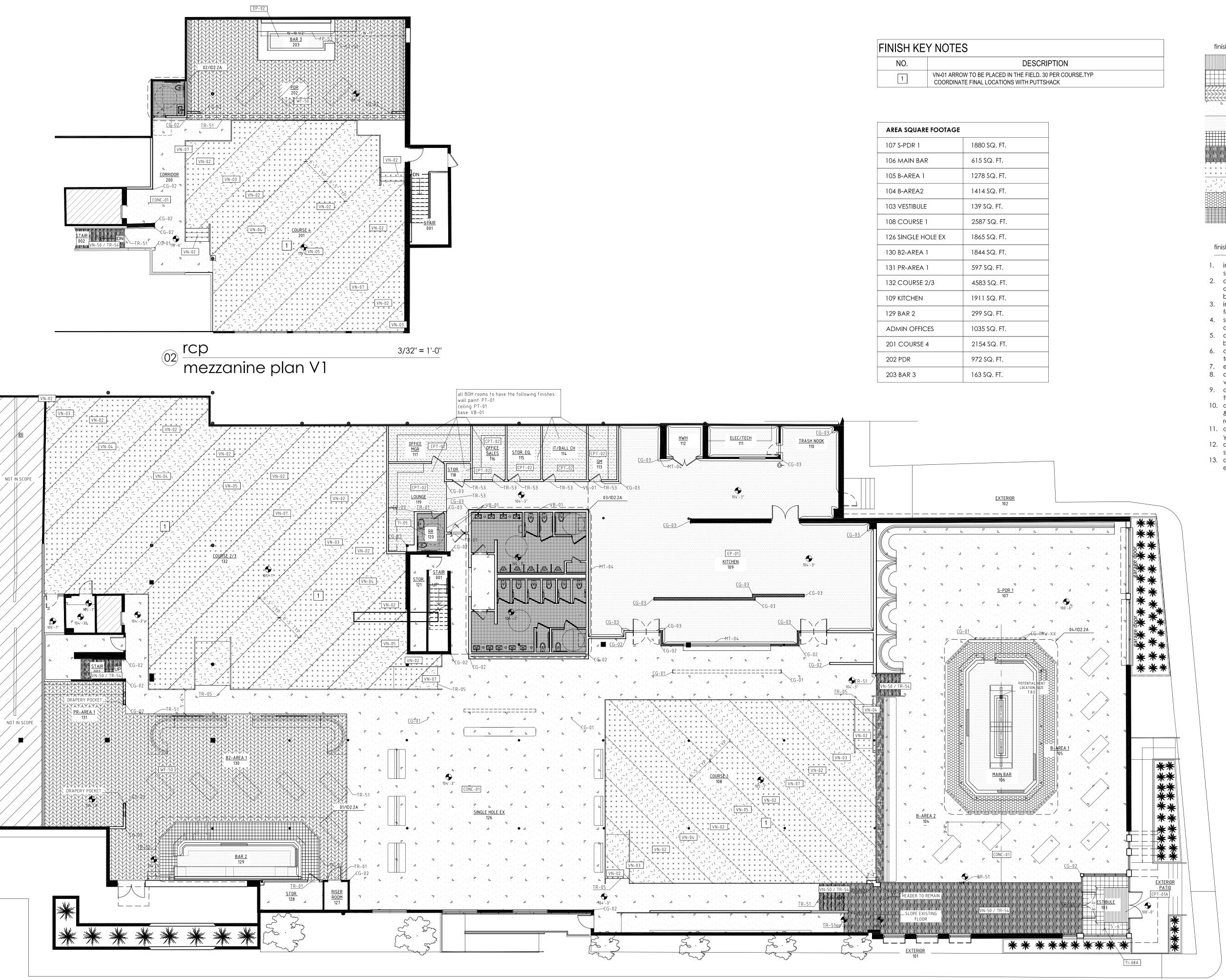
Date: NOVEMBER 04, 2022

Issue: LANDSCAPE PLAN

Sheet Title:

LANDSCAPE PLAN





finish legend

inset carpet (CPT-01A)
tile (TI-05/TI-06)
wood flooring (WF-50)
concrete (CONC-01)
epoxy flooring (EP-01/02)
tile(TI-10)
vinyl wood flooring (VN-50)
vinyl flooring (VN-02)
vinyl flooring (VN-03/04/05/06)
tile (TI-09A)
tile (TI-09B)

#### finish plan general notes:

- 1. install all flooring in direction and layout as
- specified on the finish plan. 2. align seam of floor material, transition with center of hinge in doorway. (seam should not be visible when door is shut.
- 3. in an opening without hinges, refer to finish plans for transition location and details.
- 4. see detail sheets for floor transition and threshold details. (must not exceed 1/2" vertical). 5. all base and crown corners to be mitered. (not
- butt jointed). 6. caulk around all trim and joints, color to match
- 7. extend all flooring to underside of millwork.
- 8. all grout to be epoxy grout 1/8" wide and flush with tile.
- 9. contractor to provide transition strips or thresholds at all changes of materials.
- 10. contractor needs to test for moisture in concrete & install material per manufacturer's recommendations.
- 11. contractor to calculate area and determine yardage needed for resilient material.
- 12. all material selections should match
- specifications.
- 13. all square footage on these drawings are not exact. Field verify before purchasing material.

PROJECT TEAM:

OWNER Jason Jones 16000 Dallas Parkway Ste. 550 Dallas TX 75248

214.334.3560 jason.jones@voppartners.com APPLICANT

Greg Drain 303 W Erie St. Ste. 600 Chicago, IL 60654 312.620.7888

greg.drain@puttshack.com **DESIGN TEAM** 

Coeval Studio 2005 Farrignton St. Dallas, Texas 75207 214.931.4097 - Office

These drawings and copies are the copywrited property of Coeval Studio. They may not be used for projects other than the designed project without the specific written approval of Coeval Studio.

www.coevalstudio.com info@coevalstudio.com copyright © all rights reserved 2022

# Puttshack Addison 5100 Belt Line Rd #600, Addison, Texas

Town Case #1864-SUP

All of Lots 1A, 1B and 2A, of Amended Replat of Lots 1A, 1B and 2A, Village on the Parkway, an Addition to the Town of Addison, Dallas County, Texas, according to the Amended Plat thereof recorded in Volume 2001019, Page 914, of the Map Records of Dallas County, Texas.

PROJECT NUMBER 22013

REVISIONS

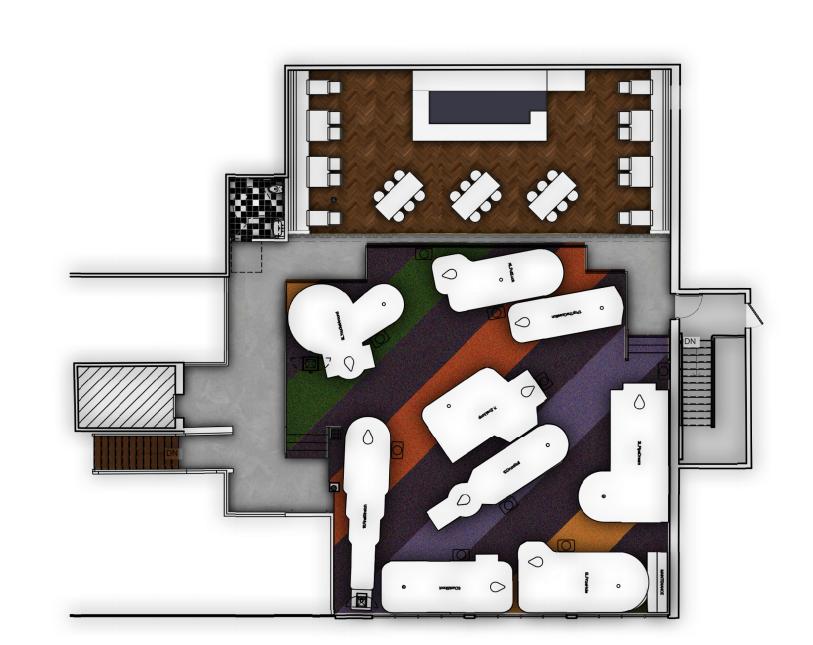
ISSUE DATE 10.06.2022

FLOOR PLAN

3/32" = 1'-0"

<sub>(01)</sub> floor finish

main plan



02 concept mezz. floor plan

NOT TO SCALE



PROJECT TEAM:

DESIGN TEAM
Coeval Studio
2005 Farrignton St.
Dallas, Texas 75207
214.931.4097 - Office

These drawings and copies are the copywrited property of Coeval Studio. They may not be used for projects other than the designed project without the specific written approval of Coeval Studio.

# TO EVEL STATE OF THE STATE OF T

www.coevalstudio.com info@coevalstudio.com copyright © all rights reserved 2022

Puttshack Addison 5100 Belt Line Rd #600, Addison, Texas

PROJECT NUMBER 22013

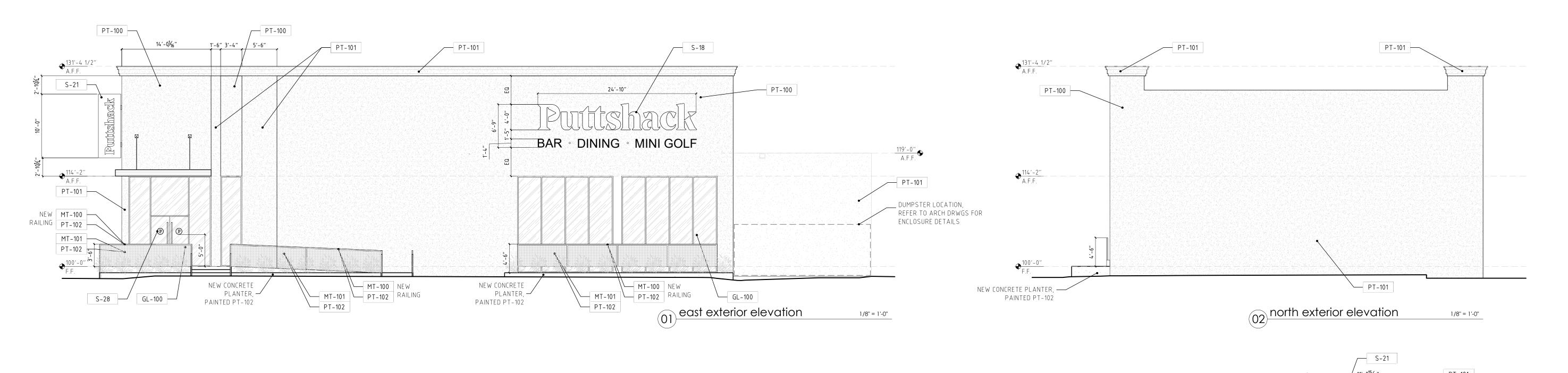
REVISIONS

ISSUE DATE 08.22.2022

CONCEPT PLAN

NOT TO SCALE

01 concept main floor plan



# **BUILDING MATERIAL CALCULATIONS**

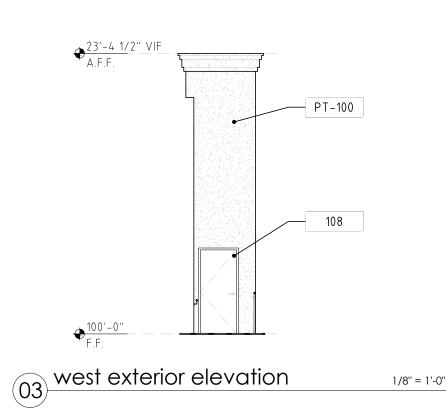
EAST EXTERIOR ELEVATION CALCULATION %
GLASS (STOREFRONT) 20%
STUCCO 79%
METAL 1%

NORTH EXTERIOR ELEVATION CALCULATION %
GLASS (STOREFRONT) 0%
STUCCO 100%

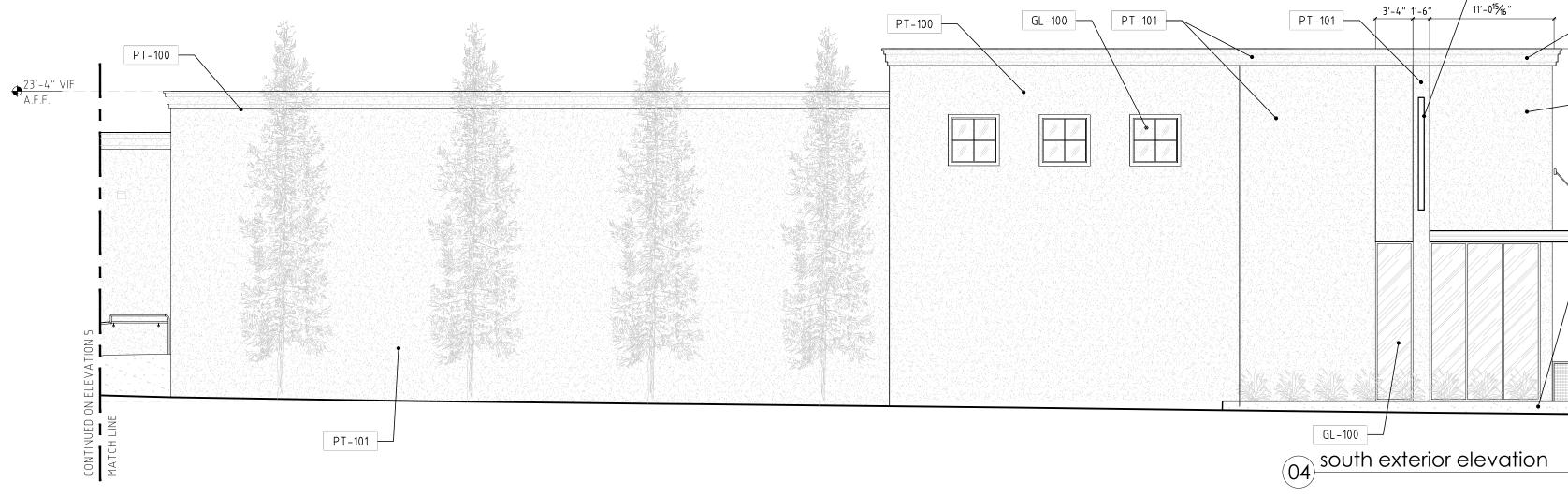
WEST EXTERIOR ELEVATION CALCULATION %
GLASS (STOREFRONT) 0%
STUCCO 100%
METAL 0%

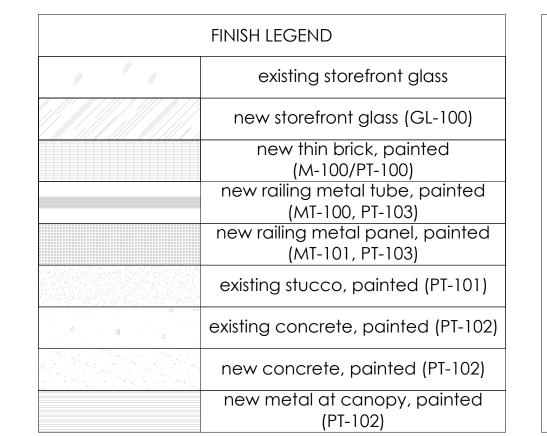
METAL

SOUTH EXTERIOR ELEVATION CALCULATION %
GLASS (STOREFRONT) 8%
STUCCO 91%
METAL 1%





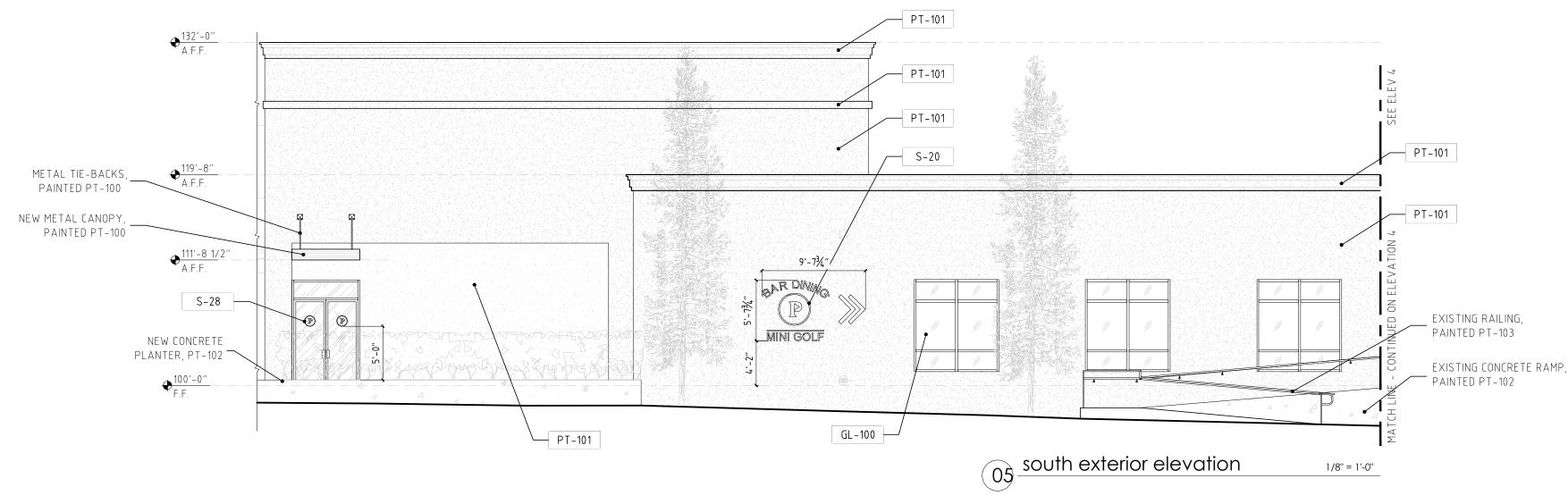




0%

# FACADE PLAN NOTES

- This Facade Plan is for conceptual purposes only.
   All building plans require review and approval by Development Services.
- All mechanical units shall be screened from public view as required by the Zoning Ordinance.
- 3. When permitted, exposed utility boxes and conduits shall be painted to match the building.4. All signage areas and locations are subject to
- approval by Development Services.5. Roof access shall be provided internally, unless otherwise permitted by the Chief Building Official.



PROJECT TEAM:

OWNER
Jason Jones
16000 Dallas Parkway Ste. 550
Dallas TX 75248
214.334.3560
jason.jones@voppartners.com

APPLICANT
Greg Drain
303 W Erie St. Ste. 600
Chicago, IL 60654
312.620.7888

312.620.7888 greg.drain@puttshack.com DESIGN TEAM Coeval Studio

2005 Farrignton St.

Dallas, Texas 75207

214.931.4097 - Office

131′−4 1/2″ A.F.F.

NEW METAL TIE-BACKS,
PAINTED PT-100

NEW METAL CANOPY,
PAINTED PT-100

NEW CONCRETE PLANTER,

1/8" = 1'-0"

MT-100 NEW

PT-102 RAILING

PAINTED PT-102

These drawings and copies are the copywrited property of Coeval Studio. They may not be used for projects other than the designed project without the specific written approval of Coeval Studio.

# COEVAL

www.coevalstudio.com info@coevalstudio.com copyright © all rights reserved 2022

# Puttshack Addison 5100 Belt Line Rd #600,

Addison, Texas

Town Case #1864-SUP

All of Lots 1A, 1B and 2A, of Amended Replat of Lots 1A, 1B and 2A, Village on the Parkway, an Addition to the Town of Addison, Dallas County, Texas, according to the Amended Plat thereof recorded in Volume 2001019, Page 914, of the Map Records of Dallas County, Texas.

PROJECT NUMBER 22013

REVISIONS

ISSUE DATE 11.11.2022

EXTERIOR ELEVATIONS





4.

**Meeting Date:** 11/15/2022

#### **Agenda Caption:**

Hold a Public Hearing, Present, Discuss, and Consider Action on a Recommendation regarding an Ordinance Amending Planned Development (PD) District Ordinance No. 095-054, as amended by Ordinance Nos. 096-006, 007-007, and 018-43, for an 11.163 Acre Property located at 4550 Excel Parkway, in order to Modify Use Regulations by allowing Production, Assembly, and Distribution of Hybrid Rockets as a Permitted Use. Case 1870-Z/4550 Excel Parkway (Firehawk Aerospace).

#### **Recommendation:**

Staff recommends approval of this request, with the following condition:

• There shall be no ignition or launch testing of rocket engines initiated at the subject property.

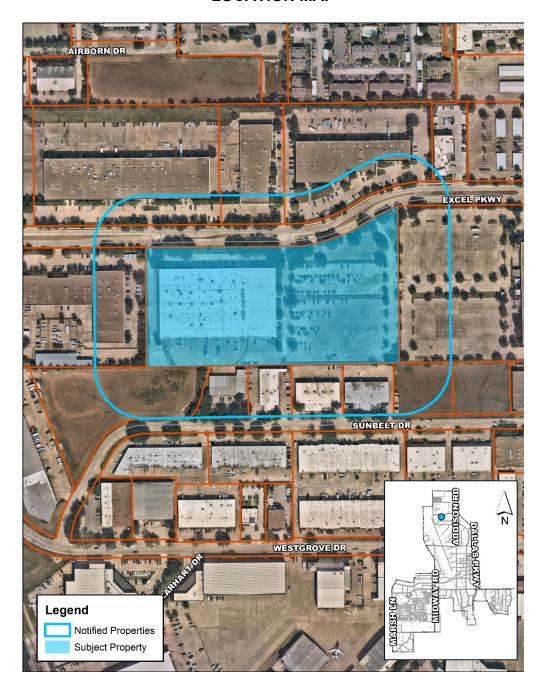
#### **Attachments**

1870-Z Staff Report 1870-Z Letter of Intent 1870-Z Plans

# 1870-Z

**PUBLIC HEARING** Case 1870-Z/4550 Excel Parkway (Firehawk Aerospace). Hold a Public Hearing, Present, Discuss, and Consider Action on a Recommendation regarding an Ordinance Amending Planned Development (PD) District Ordinance No. 095-054, as amended by Ordinance Nos. 096-006, 007-007, and 018-43, for an 11.163 Acre Property located at 4550 Excel Parkway, in order to Modify Use Regulations by allowing Production, Assembly, and Distribution of Hybrid Rockets as a Permitted Use.

#### **LOCATION MAP**





November 15, 2022

#### STAFF REPORT

RE:	1870-Z/Firehawk Aerospace
LOCATION:	4550 Excel Parkway
REQUEST:	Approval of a request to amend Planned Development (PD) District Ordinance 095-054, as amended by Ordinance Nos. 096-006, 007-007, and 018-43, to modify use regulations by allowing production assembly, and distribution of hybrid rockets as a permitted use. (Application Date 10/28/2022)
APPLICANT:	Elizabeth Hull, Interprise Design
DISCUSSION:	

Background: This request is specific to the existing office/warehouse building situated on a 11.163-acre lot located south of Excel Parkway and approximately 800 feet east of Westgrove Drive. On November 14, 1995, the subject property was rezoned to Planned Development (PD) District, through Ordinance 095-054. This rezoning allowed for the construction of the existing 120,000 square foot office/warehouse building and associated site improvements. The PD District is based on Commercial-1 (C-1) District standards with modifications to the permitted uses, building height requirements, and the prohibition of outside sales and promotions. This PD District has been amended through Ordinance Nos. 096-006, 007-007, and 018-43, which has modified the special conditions of the district, development plans, and expanded the permitted uses to allow assembly of spinal fixation systems.

A future tenant, Firehawk Aerospace, has initiated this PD Amendment request to add production, assembly, and distribution of hybrid rockets as a permitted use in order to occupy Suite 200. At the September 27, 2022, City Council meeting, a resolution was approved for an Economic Development Program Grant Agreement with Firehawk Aerospace to provide grant funding. construction permit credit, and an annual business personal property tax reimbursement.

Firehawk Aerospace specializes in the design and manufacturing of high-performance hybrid rocket engines and plans to use the site as their research and development headquarters. The leased area consists of 41,524 square feet. Nearly 30% of the suite will be used as office space (12,150 square feet) and the remainder will be used for lab, warehouse, and production activity. There is minimal interior remodeling proposed. It is anticipated that 20-50 employees will be at this location.

ADDISONTEXAS.NET

The office space will be utilized by employees to perform research and engineering tasks via computer. The proposed lab and production area will occupy approximately 23,000 square feet and will include additive manufacturing and metal fabrication. Firehawk proposed to utilize 3D printers, lathes, mills, and CNC machines to create plastic and metal rocket engine parts. Additionally, welding will be performed during the production process. The hybrid rockets will never be configured in a way or introduced to an ignition source at the facility that could create a serious hazard, such as an uncontrolled burn or explosion. The rockets utilize an alternative fuel source which diminishes risks as the amount of hazardous materials on site will be minimal. All Building and Fire Codes will be adhered to as it relates to any hazardous materials stored or used onsite.

Firehawk Aerospace anticipates a maximum of 1-2 small cylindrical engine cases to be produced and distributed weekly. They will utilizing individual logistics carriers as needed for distribution. There would be no routine delivery or distribution traffic generated by the business.

<u>Proposed Amendment</u>: This request is to amend the PD by including production, assembly, and distribution of hybrid rockets as a permitted use. The Development Plan adopted with Ordinance 099-025, as amended by Ordinance Nos. 096-006 and 007-007, would not be modified by this request.

The intent of the C-1 District, the base zoning district for this PD, is to provide a mix of retail, office, and personal services for the Town. Additional uses, such as restaurants, are permitted through approval of a Special Use Permit (SUP). The PD also allows for distribution and warehouse uses related to the light assembly of paper goods, computer products, spinal fixation systems, or similar materials. The development pattern, permitted uses, and proximity to the Addison Airport, fosters businesses that have a warehouse component, that may be viewed as "light industrial".

The proposed business would provide activity that is compatible with other uses that are currently permitted in the PD and with other businesses in the area. The area has a variety of office, retail, and service uses, with many having a warehouse and assembly component. The primary focus of Firehawk Aerospace will be design and production of hybrid rockets. The proposed distribution will comprise a small amount of the business operations. There will be no testing of the hybrid rockets at the Addison location as they have acquired a testing facility in Midland, Texas.

The Town's zoning ordinance prohibits uses that produce offensive odor, dust, smoke, gas, or noise. This PD amendment would not allow those operations or uses.

#### RECOMMENDATION: APPROVAL WITH CONDITIONS

The proposed amendment would allow opportunity for a business to occupy a currently vacant suite, that operates similar to other permitted uses within the PD. Additionally, the amendment would allow uses that would be in line with the development pattern of the area.

Staff recommends approval of the request, with the following condition:

 There shall be no ignition or launch testing of rocket engines initiated at the subject property.







To Whom it May Concern,

Firehawk Aerospace plans to utilize the 4550 Excel Parkway Addison location for development and small-scale production. The focus of development and production are two-fold: additive manufacturing and metal fabrication. The additive manufacturing uses large 3D printers for creating plastic and metal parts. The metal fabrication uses lathes, mills, and CNC machines to produce Firehawk rocket engine parts. Occasional welding will be performed in a designated part of the building with the required safety features. Firehawk plans to conduct basic integration of rocket engine subassemblies geared toward supporting our R&D testing operation and final goods to customers.

Items outside of our primary focus are research and development work that focuses on calorimetry and thermochemistry. These chemicals and materials require additional safety protocols as illustrated in the blueprint and SDS sheets provided by Firehawk. However, the total amount of these items on the premises will not exceed those found in consumer items available at retail.

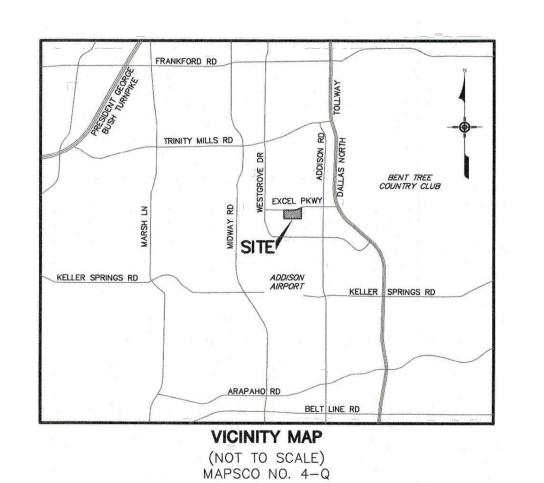
Firehawk supports the Aerospace and Defense industries through creating safe, storable propulsion systems. Firehawk rocket engines are totally inert unless in a specific configuration and in the presence of an ignition source, which will only take place at our testing facility in Midland, TX. At the Excel Parkway location, Firehawk engines will never be in a configuration where an impact, drop, puncture, fire, or other accident could pose the risk of an uncontrolled burn, explosion, or other serious hazard.

Although Firehawk refers to this as a "production" facility, the volume will be very low by any other industry's standards. Current near-term projections call for a maximum of 1 to 2 small (conveyable by a standard pickup truck bed) cylindrical engine cases to be produced weekly. Shipping would be by an individual logistics carrier. No regular delivery, service, or distribution traffic will be present. Firehawk plans to employ at least 20 and up to 50 personnel at this location, with the majority of them being office employees who perform research and engineering tasks via computer.

Thank you for considering Firehawk as an addition to the Addison community. We are looking forward to leveraging the expertise in the area and bringing positive economic impact.

Best,

Firehawk Team



CALLED 3.8426 ACRES

ADDISON SUNBELT, LLC

INST. NO. 201400290336

0.P.R.D.C.T.

**LEGEND** 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP FIRE HYDRANT -6-STAMPED "STANTEC" SET (UNLESS OTHERWISE WATER METER WATER VALVE 5/8-INCH IRON ROD WITH YELLOW PLASTIC CAP TRANSFORMER STAMPED "BURY + PARTNERS" FOUND LIGHT POST 1/2-INCH IRON ROD WITH YELLOW PLASTIC CAP SIGN POST STAMPED "HALFF & ASSOC." FOUND IRON ROD FOUND TELEPHONE PEDESTAL D.R.D.C.T. DEED RECORDS DALLAS COUNTY, TEXAS O.P.R.D.C.T. OFFICIAL PUBLIC RECORDS DALLAS COUNTY, TEXAS GAS METER UTILITY VAULT INST. NO. INSTRUMENT NUMBER UTILITY POLE SQ. FT. SQUARE FEET HANDICAP PARKING SPACE F.K.A. TRAFFIC FLOW INDICATOR TYP. **TYPICAL** OVERHANG CANOPY FND. FOUND CONCRETE SIDEWALK T.P.& L. TEXAS POWER & LIGHT REGULAR PARKING SPACE COUNT SOUTHWESTERN BELL B-BBACK OF CURB TO BACK OF CURB WASTEWATER LINE STORM DRAIN LINE GRATE INLET WATER LINE WASTEWATER CLEANOUT OVERHEAD WIRE -OHW-WASTEWATER MANHOLE UNDERGROUND TELEPHONE/COMMUNICATION LINE

Town of Addison site plan notes: 1. Any revision to this plan will require Town approval and will require revisions to any corresponding plans to avoid conflicts between plans. 2. Open storage, where permitted, shall be screened in accordance with the Zoning Ordinance. 3. Buildings with an aggregate sum of 500 square feet

or greater on a lot shall have automatic fire sprinklers installed throughout all structures. Alternative fire protection measures may be approved by the Fire Department.

All signage is subject to Town approval.

All fences and retaining walls shall be shown on the site plan and are subject to Building Inspection Division approval.



SCALE: 1" = 60'

#### 30 60 90 120 PROJECT NAME: **FIREHAWK** CASE NO: 1870-Z ZONING: PLANNED DEVELOPMENT, ORD. NO. 095-054 AS AMENDED ORD. NOS. 096-006, 007-007, & 018-43 4550 EXCEL PARKWAY, SUITE 200 ADDRESS: ADDISON, TEXAS 75001 LEGAL DESCRIPTION: EXCEL 2 BLK A LT 1 ACS 11.163 INT202000076341 DD03162020 CO-DC 0046400A00100 3100046400A PROPOSED USE: INTERIOR FINISH-OUT OF EXISTING OFFICE SPACE **USABLE SQUARE FEET:** 40,045 41,524 RENTABLE SQUARE FEET: **RULING MUNICIPALITY:** CITY OF ADDISON BUILDING CODE: 2018 INTERNATIONAL BUILDING CODE STATE/CITY AMENDMENTS: ADDISON AMENDMENTS **ELECTRICAL CODE:** 2017 NATIONAL ELECTRICAL CODE PLUMBING CODE: 2018 INTERNATIONAL PLUMBING CODE **ENERGY CODE:** 2018 INTERNATIONAL ENERGY CONSERVATION CODE ACCESSIBILITY CODE: 2012 TEXAS ACCESSIBILITY STANDARDS **AUTOMATIC SPRINKLER:** YES X NO \_\_ OCCUPANCY CLASSIFICATION: GROUP "B & F-1" OCCUPANT LOAD: 313 NUMBER OF EXITS REQUIRED: 2 **EXIT SEPARATION:** 1/3 THE DISTANCE OF THE LONGEST DIAGONAL, MIN

SHEET INDEX

SCALED KEY PLAN

**GENERAL NOTES** 

**DEMOLITION PLAN - NORTH** 

**DEMOLITION PLAN - SOUTH** 

PROJECT SUMMARY

SPACE PLAN - NORTH

SPACE PLAN - SOUTH

COVER SHEET - PROJECT INFORMATION

A0.1

A0.2

A0.3

A1.2

# PROJECT CONTACTS

**BUILDING OWNER** PILLAR COMMERCIAL 900 W. BETHANY DRIVE, SUITE 110

ALLEN, TEXAS 75013 CONTACT: MATT BRISKE (972) 437-2444 mbriske@pillarcommercial.com

PROJECT MANAGER/DESIGNER INTERPRISE DESIGN

14241 DALLAS PARKWAY, SUITE 260

TDLR ARCHITECTURAL BARRIERS

PROJECT REGISTRATION NO: TBD

DALLAS, TX 75254 CONTACT: ELIZABETH HULL (972) 385-3991 ehull@interprisedesign.com

**ARCHITECT** PARMA DESIGN

1712 S. AKARD STREET DALLAS, TEXAS 75215 CONTACT: KEVIN PARMA (281) 838-0188 kevp@parmadesign.com

MEP ENGINEERS SUTTON ELDRIDGE ENGINEERING 5600 TENNYSON PARKWAY, SUITE 240 PLANO, TEXAS 75024 CONTACT: CHRIS SUTTON (214) 763-7300 chris@suttoneldridge.com

**TENANT** FIREHAWK

CHARPAR, LTD., INC. VOL. 99204, PG. 768 D.R.D.C.T.

1420 CENTURY DRIVE CARROLLTON, TX 75006 CONTACT: BEN ALLEN (817)491-3382 ben@firehawkaerospace.com



14241 Dallas Parkway, Suite 260, Dallas, TX 75254 T: 972.385.3991 • interprisedesign.com

**ADDISON II** 4550 EXCEL PARKWAY

ADDISON, TEXAS 75001

LEGAL DESCRIPTION: EXCEL 2 BLK A LT 1 ACS 11.163 INT202000076341 DD03162020 CO-DC 0046400A00100 3100046400A

CASE NO: 1870-Z



ZONING COMMENTS 11-10-22 10-28-22 ZONING DATE: NO. ISSUED FOR:

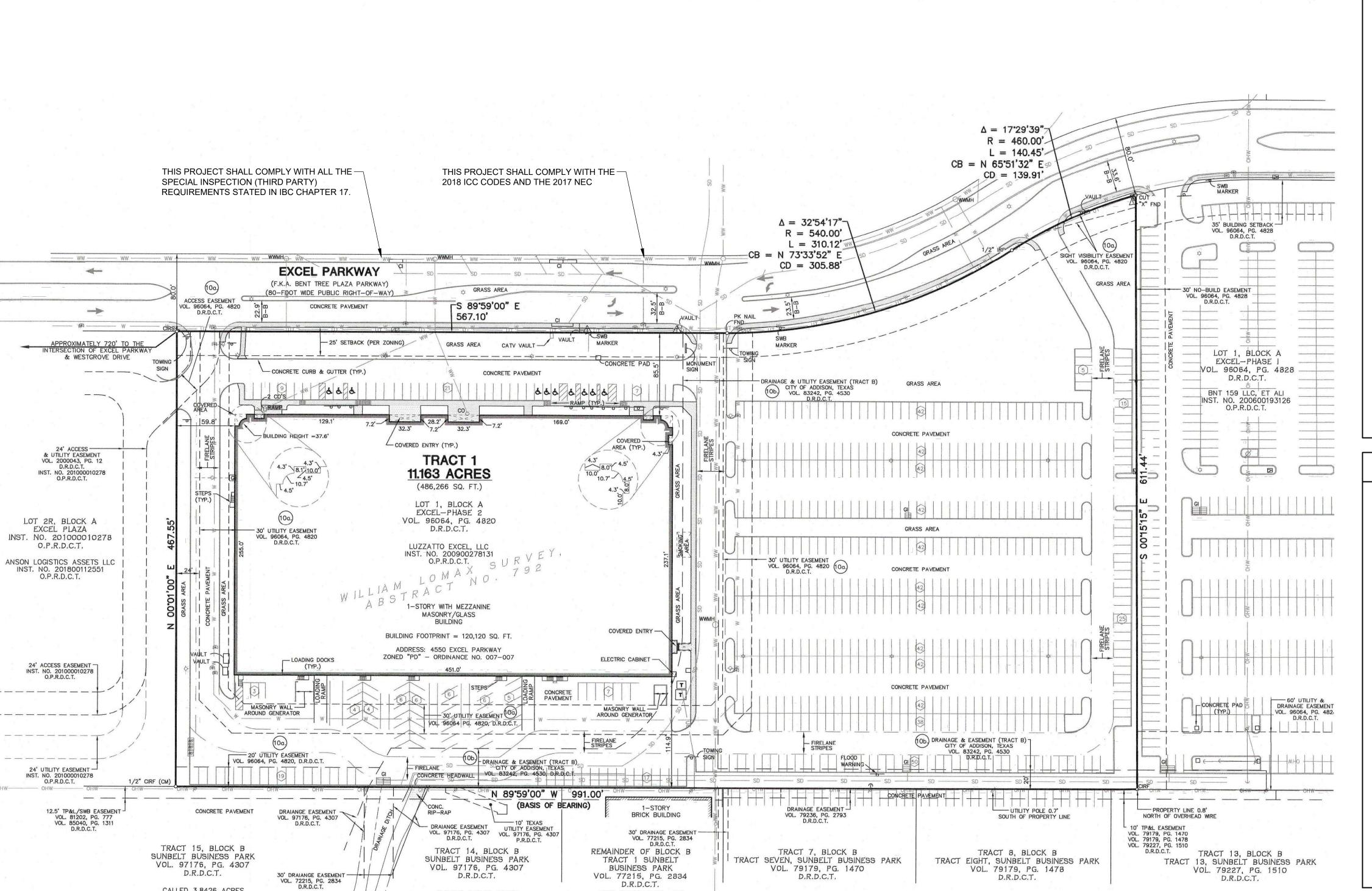
> **ELIZABETH HULL** TEXAS REGISTERED INTERIOR DESIGNER TBAE REGISTRATION NO. 10925

> > NOT FOR PERMITTING OR CONSTRUCTION

## **FIREHAWK** SUITE 200

SCALE:	AS NOTED
PROJECT NO:	40869
USF:	40,045
RSF:	41,524
DRAWN BY:	EJH
CHECKED BY:	KLC

**COVER SHEET** PROJECT INFORMATION



D.R.D.C.T.

4393 SUNBELT DR., LLC INST. NO. 201700355275

O.P.R.D.C.T.

SUNBELT DRIVE PROPERTIES

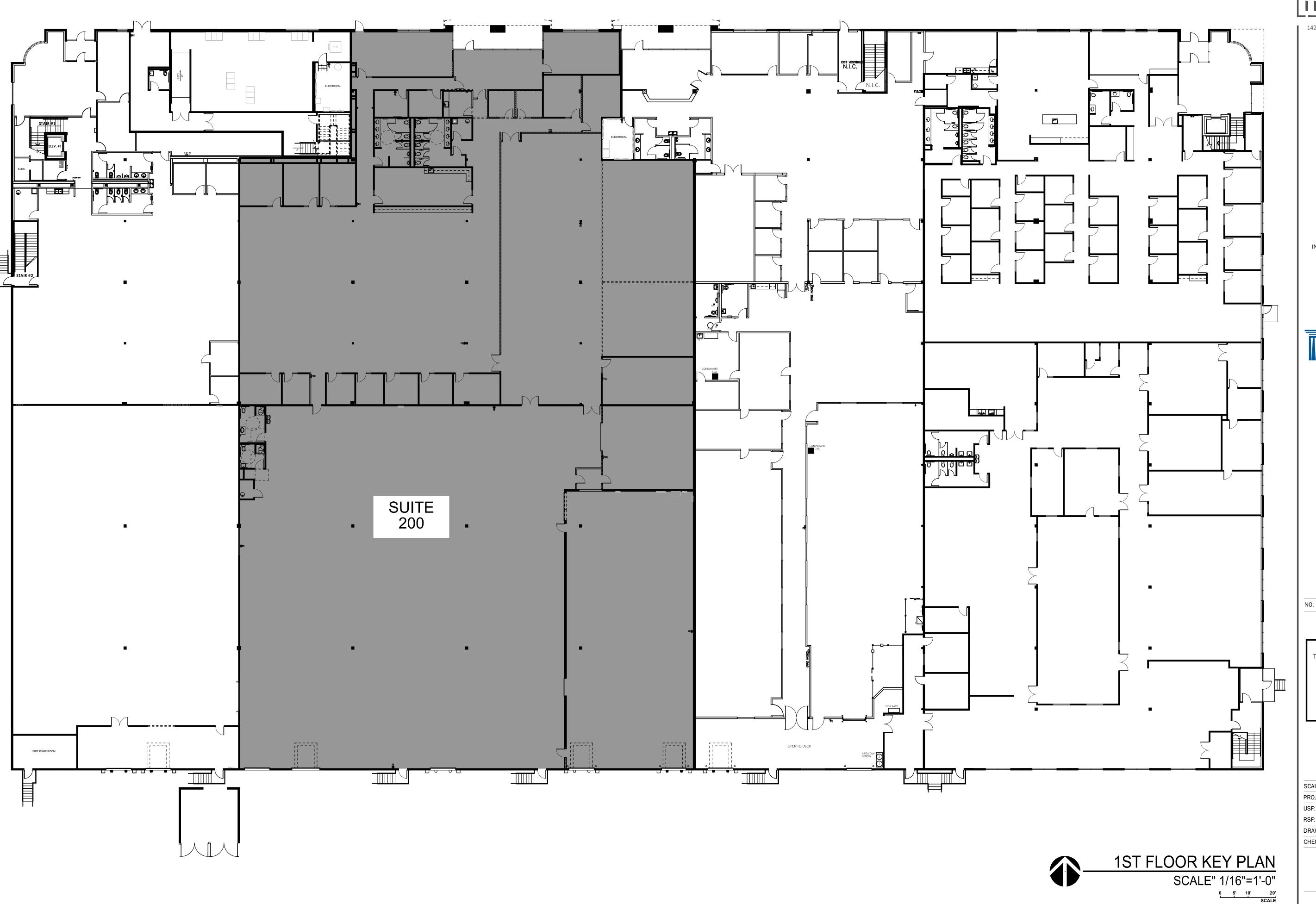
VOL. 98085, PG. 9782 D.R.D.C.T.

CHARPAR, LTD., INC. VOL. 99204, PG. 768 D.R.D.C.T.

CALLED 0.8149 ACRES

4385 SUNBELT DR., LLC

INST. NO. 2011002217868



INTERPRISE

14241 Dallas Parkway, Suite 260, Dallas, TX 75254 T: 972.385.3991 ◆ interprisedesign.com

> ADDISON II 4550 EXCEL PARKWAY ADDISON, TEXAS 75001

LEGAL DESCRIPTION: EXCEL 2 BLK A LT 1 ACS 11.163 INT202000076341 DD03162020 CO-DC 0046400A00100 3100046400A

CASE NO: 1870-Z



ZONING COMMENTS 11-10-22
ZONING 10-28-22

NO. ISSUED FOR: DATE:

ELIZABETH HULL
TEXAS REGISTERED INTERIOR DESIGNER
TBAE REGISTRATION NO. 10925

NOT FOR
PERMITTING OR
CONSTRUCTION.

# FIREHAWK SUITE 200

16" = 1'-0"
40869
40,045
41,524
EJH
KLC

SCALED KEY PLAN

A0.2



14241 Dallas Parkway, Suite 260, Dallas, TX 75254 T: 972.385.3991 ● interprisedesign.com

> ADDISON II 4550 EXCEL PARKWAY ADDISON, TEXAS 75001

LEGAL DESCRIPTION: EXCEL 2 BLK A LT 1 ACS 11.163 INT202000076341 DD03162020 CO-DC 0046400A00100 3100046400A

CASE NO: 1870-Z



ELIZABETH HULL
TEXAS REGISTERED INTERIOR DESIGNER
TBAE REGISTRATION NO. 10925

NOT FOR
PERMITTING OR
CONSTRUCTION.

## FIREHAWK SUITE 200

SCALE:	1/8" = 1'-0"
PROJECT NO:	40869
USF:	40,045
RSF:	41,524
DRAWN BY:	EJH
CHECKED BY:	KLC

SPACE PLAN (NORTH)

A1.1

INTERPRISE

14241 Dallas Parkway, Suite 260, Dallas, TX 75254 T: 972,385,3991 ♦ interprisedesign.com

> ADDISON II 4550 EXCEL PARKWAY ADDISON, TEXAS 75001

LEGAL DESCRIPTION: EXCEL 2 BLK A LT 1 ACS 11.163 INT202000076341 DD03162020 CO-DC 0046400A00100 3100046400A

CASE NO: 1870-Z



1		ZONING COMMENTS	11-10-22
		ZONING	10-28-22
	NO.	ISSUED FOR:	DATE:

ELIZABETH HULL
TEXAS REGISTERED INTERIOR DESIGNER
TBAE REGISTRATION NO. 10925

NOT FOR
PERMITTING OR
CONSTRUCTION.

# FIREHAWK SUITE 200

SCALE:	1/8" = 1'-0"
PROJECT NO:	40869
USF:	40,045
RSF:	41,524
DRAWN BY:	EJH
CHECKED BY:	KLC

SPACE PLAN (SOUTH)

A2.1

T:\A\Addison II\Projects\01\_Firehawk\_05-2022\Project Info\Zoning Application\01\_Plan

**Meeting Date:** 11/15/2022

#### **Agenda Caption:**

Hold a Public Hearing, Present, Discuss, and Consider Action on a Recommendation regarding an Ordinance Amending the Development

Plans for Planned Development (PD) District Ordinance Nos. O12-002 and

O20-08 for a 31.608 Acre Property located at 5100 Belt Line Road, to Allow for Modifications to a proposed Retail and Office Building and Associated Site Improvements. Case 1869-Z/5100 Belt Line Road (VoP Office/Retail Building).

#### **Staff Report:**

Staff is requesting to table consideration of this application to the December 14, 2022 Planning and Zoning Commission meeting in order to allow for additional time for the applicant to address plan review feedback from Town staff.

#### Recommendation:

Staff recommends approval of the request to table consideration of this application to the December 14, 2022 Planning and Zoning Commission meeting.