



Legislation Details (With Text)

**File #:** 23-1178B      **Version:** 1

**Type:** Ordinance      **Status:** Agenda Ready

**File created:** 10/17/2023      **In control:** City Council

**On agenda:** 11/7/2023      **Final action:**

**Title:** Pass the ordinance approving a variance to reduce the amount of required off-street parking spaces for the property located at 1931, 1955, and 1967 Glacier Park Avenue (Scooter's) - PZC 23-1-017

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance, 2. Exhibit A - Legal Description, 3. Exhibit B - Prelim-Final Plat of Resubdivision, 4. Exhibit C - Site Plan, 5. Exhibit D - Parking Study, 6. Exhibit E - Response to Standards, 7. Petition for Development Approval, 8. Building Elevations, 9. Final Engineering Plans, 10. Final Landscaping, 11. Sign Packet

Date	Ver.	Action By	Action	Result
11/7/2023	1	City Council	passed	Pass

**CITY COUNCIL AGENDA ITEM**

**ACTION REQUESTED:**

Pass the ordinance approving a variance to reduce the amount of required off-street parking spaces for the property located at 1931, 1955, and 1967 Glacier Park Avenue (Scooter's) - PZC 23-1-017

**DEPARTMENT:** Transportation, Engineering and Development

**SUBMITTED BY:** Brad Iwicki, Assistant Planner

**BOARD/COMMISSION REVIEW:**

The Planning and Zoning Commission (PZC) considered PZC 23-1-017 on October 18, 2023 and recommended approval of the request subject to the conditions outlined by staff (approved 9-0). Staff concurs.

**BACKGROUND:**

The subject property is the High Grove Plaza shopping center located at 1931, 1955, and 1967 Glacier Park Avenue. Lot 2, a 13,915.96 square foot outlot where Scooter's is proposed, is generally located within the parking lot of the High Grove Plaza shopping center on the east side of Route 59, north of Glacier Park Avenue. More specifically, the outlot is located just west of the existing commercial building and south of the Freddy's development and is currently paved over with parking spaces. The outlot has a common street address of 1931 Glacier Park Avenue and is zoned B2 (Community Shopping Center District).

The existing parking lot on the subject property is shared with the adjacent multi-tenant commercial building which is occupied by Urban Air Adventure Park and Marshalls, as well as the Freddy's fast-food restaurant approved by City Council in 2023. As the High Grove Plaza has been developed and

tenant changes have occurred, parking variances were granted to reduce the number of required parking spaces for the overall shopping center, including:

- Urban Air Adventure Park was granted approval of a parking variance in 2018 to reduce the required parking from 10 to 5 parking spaces per 1,000 square feet (Ordinance #18-144).
- Freddy’s was granted approval of a parking variance in 2023 to reduce the required parking spaces at the High Grove Plaza shopping center from 409 parking spaces to 373 parking spaces (Ordinance #23-017).

In order to construct the proposed Scooter’s drive-thru coffee shop, 42 parking spaces will be removed from the High Grove Plaza shopping center, further reducing the available parking from 373 to 331 spaces and requiring approval of an additional parking variance.

**DISCUSSION:**

The Petitioner, Scorilo, LLC, is proposing to construct a 677.13 square foot drive-thru coffee shop known as Scooter’s within the outlot. The B2 zoning district permits coffee shops by right and the Land Use Master Plan (2022) identifies the future land use of the subject property as Urban Center. Staff finds the proposed development is compatible with the future land use designation and is consistent with the intent of the B2 zoning district.

**Variance to Reduce the Required Off-Street Parking**

The Petitioner requests approval of a variance to Section 6-9-3 (Schedule of Off-Street Parking Requirements) to reduce the required amount of off-street parking on the High Grove Plaza shopping center property to allow for the construction of a 677.13 square foot drive-thru coffee shop on Lot 2. Per Code, a coffee shop is required to provide 4.5 parking spaces per 1,000 square feet of gross floor area.

The table below identifies the Code required parking counts for the existing uses and the proposed Scooter’s. The table accounts for the reduced parking count resulting from the approved parking variance for Urban Air. Per Code, a total of 412 parking spaces are required, but 331 parking spaces are provided resulting in a deficit of 81 parking spaces.

Use	Parking Ratio (parking spaces/1000 sq. ft.)	Size (area)	Required Spaces
Urban Air	5/1,000 (per Ordinance #18-144)	51,000 sq. ft.	255
Marshall’s	4.5/1,000	22,000 sq. ft.	99
Freddy’s Frozen Custard	17/1,000	3,230 sq. ft.	55
Scooter’s Drive-thru Coffee Shop	4.5/1,000	677.13 sq. ft.	3
		<b>Total Required Spaces</b>	<b>412</b>
		<b>Existing Spaces</b>	<b>373</b>
		<b>Total Spaces post-construction (42 spaces removed)</b>	<b>331</b>
		<b>Deficit</b>	<b>81</b>

The Petitioner has submitted a parking study, conducted by KLOA, Inc., to support the requested

parking variance. The study reviewed the existing peak parking demand of the shopping center and analyzed the projected parking demand of the shopping center with the proposed Scooter's drive-thru coffee shop.

The parking study did not project parking counts for Scooter's as the business will operate as a drive-thru only. The site will provide two parking spaces, a deficit of one parking space based on the City of Naperville requirements, both of which will be occupied by employee vehicles. The lack of parking on-site is expected to be accommodated by the parking available within the shopping center.

The parking study analyzed the existing peak parking counts of the shopping center every hour from 11:00 am to 8:00 pm on a Friday, Saturday, and Sunday. The parking study identifies that during peak times (on Saturday at 6:00 pm), 230 parking spaces were occupied, signifying a significant parking surplus within the High Grove Plaza shopping center. A significant surplus will remain once the additional three vehicles anticipated for Scooter's employees are added to the parking counts provided.

The Petitioner's responses to the standards for granting a variance are attached. Upon review, the Planning and Zoning Commission and staff agree with the Petitioner's findings and recommend their adoption by City Council subject to the following condition:

1. If the City's Zoning Administrator determines that the tenants' parking need cannot be accommodated with the parking on the subject property, the Petitioner and Owner shall take adequate measures to meet the parking needs of said tenants, including but not limited to formally assigning/reserving parking spaces for each tenant space, limiting business hours of operation, alter the number of employees or other business operations, constructing additional parking spaces and/or establishing an overflow parking location off-site as necessary, which shall be subject to the review and approval of the Zoning Administrator. Failure to timely take adequate measures to accommodate tenant parking needs may result in the City's revocation of the parking variance.

### *Building Elevations*

The building facades primarily consist of limestone veneer with 20-gauge metal accents and soffits in black. The façades incorporate architectural elements such as awnings, a parapet, and decorative lighting. The proposed refuse area is located northeast of the building and is screened with a concrete masonry unit wall consistent with the proposed building materials. All rooftop equipment including RTU's, vent stacks, and pipes will be screened to the full height of the equipment by the parapet wall.

### *Landscaping*

The Petitioner has submitted a landscape plan. The proposed landscape plan calls for landscaping within the parking lot islands, screening around the refuse area, plantings to be installed along the south property line between the parking spaces to the south of the building and the drive-thru to the north. The Petitioner also provided landscaping around the building façade fronting Route 59 and the façade facing east to the shopping center. Staff is supportive of the proposed landscaping plan.

### *Preliminary/Final Plat of Subdivision*

Lot 2 of the Glacier Park Resubdivision No. 9 was created in 2007 (Ordinance 07-130). Resubdivision No. 9 allowed for the creation of two outlots, Lot 3 (10,800 sf in size) and Lot 2 (10,000 sf in size). As part of the petitioner's proposed Scooter's development and associated parking variance, the

petitioner requests approval of a plat of subdivision that resubdivides the property and increases the area of Lot 2 to 13,916 sf. Given the proposed preliminary/final plat of subdivision is in compliance with all technical zoning requirements and is not creating any new buildable lots, the plat is administratively reviewed by staff. Information on this request is provided for reference only.

***Planning and Zoning Commission Action***

The Planning and Zoning Commission conducted the public hearing to consider PZC 23-1-017 on October 18, 2023. No public comments were voiced during the public hearing.

After limited discussion, the Planning and Zoning Commission closed the public hearing and voted to recommend approval of the petitioner's request as presented (approved 9-0). Staff concurs with the Planning and Zoning Commission's recommendation.

**FISCAL IMPACT:**

None