

ORDINANCE O-18-2025

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF NEW ALBANY BY AMENDING THE ZONING MAP TO REZONE 15.504+/- ACRES OF LAND GENERALLY LOCATED SOUTH OF JUG STREET AND WEST OF CLOVER VALLEY ROAD, FROM IT CURRENT ZONING OF INFILL PLANNED UNIT DEVELOPMENT (I-PUD) TO LIMITED GENERAL EMPLOYMENT (L-GE) FOR AN AREA TO BE KNOWN AS THE "CLOVER VALLEY EXPANSION ZONING DISTRICT" AS REQUESTED BY EDGECONNEX MCN, C/O JACK REYNOLDS

WHEREAS, council of the City of New Albany has determined that it is necessary to rezone certain property located within the city to promote orderly growth and development of lands; and

WHEREAS, the New Albany Planning Commission and New Albany City Council on separate occasions have held public hearings and received public input into the amendment of the zoning ordinance; and

WHEREAS, pursuant to the application by EdgeConneX MCN, c/o Jack Reynolds, the Planning Commission has reviewed the proposed ordinance amendment and recommended its approval unanimously.

NOW, THEREFORE, BE IT ORDAINED by council for the city of New Albany, counties of Franklin and Licking, State of Ohio, that:

Section 1. Council hereby amends the zoning ordinance map of the city of New Albany to change the zoning classification of the following described site:

- A. A 15.504+/-acre site within Licking County, generally located south of Jug Street and west of Clover Valley Road, from its current zoning of Infill Planned Unit Development (I-PUD) to Limited General Employment (L-GE).
- B. The zoning district's limitation text and boundary map are hereby attached and marked Exhibit A.

Section 2. It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this legislation were adopted in an open meeting of council, and that all deliberations of the council and or any of its committees that resulted in such formal action were in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

Section 3. Pursuant to Article 6.07(B) of the New Albany Charter, this ordinance shall become effective thirty (30) days after adoption.

CERTIFIED AS ADOPTED this	day of	, 2025.	
	Attest:		
Sloan T. Spalding Mayor		Jennifer H. Mason Clerk of Council	
Approved as to form:	Legislation Prepared: Introduced Revised: Adopted:	04/04/2025	
Benjamin S. Albrecht Law Director	Effective:		

CLOVER VALLEY EXPANSION ZONING DISTRICT

LIMITED GENERAL EMPLOYMENT (L-GE) TEXT

March 19, 2025

I. <u>INTRODUCTION</u>: The existing Clover Valley I-PUD Zoning District included $18.3 \pm$ acres of real property located immediately to the south of the intersection of Clover Valley Road and Jug Street.

This new Clover Valley Expansion Zoning District (hereinafter, the "Zoning District") rezones 15.504± acres of the original I-PUD zoning district (Subareas A and B) to allow L-GE, Limited General Employment uses to be developed in accordance with the standards of this limitation text.

- II. <u>DEVELOPMENT STANDARDS</u>: Unless otherwise specified in the submitted drawings or in this written text, the development standards of Part Eleven of the Codified Ordinances of the City of New Albany shall apply to this Zoning District. Where there is a conflict between the provisions in this text and the Codified Ordinances, the provisions in this text shall govern. Basic development standards are being provided regarding proposed density, site planning, traffic, circulation, landscaping, and architecture.
- A. <u>Permitted Uses</u>: Permitted and conditional uses in this zoning district shall include those set forth in the Codified Ordinances of the City of New Albany, GE General Employment District (Sections 1153.02 and 1153.03), provided that conditional uses are approved in accordance with Chapter 1115, Conditional Uses. The following uses shall be prohibited:
 - 1. Industrial product sales (See Section 1153.03(a)(1));
 - 2. Industrial service (See Section 1153.03(a)(2));
 - 3. Mini-warehouses (See Section 1153.03(a)(4)(c)). For purposes of clarification, this prohibition only applies to such facilities that are made available for rental to the general public;
 - 4. Personal service (See Section 1153.03(b)(2)) and retail product sales and service (See Section 1153.03(b)(3)), except that such uses shall be allowed as accessory uses to a permitted use;
 - 5. Vehicle services (See Section 1153.03(b)(4));
 - 6. Radio/television broadcast facilities (See Section 1153.03(c)(1));
 - 7. Sexually-oriented businesses (See Section 1153.03(c)(3)); and
 - 8. Off-premises signs (See Section 1153.03(c)(2)).

B. Lot and Setback Commitments:

1. Lot Coverage: There shall be a maximum lot coverage of 75%.

2. Setbacks:

- a. <u>Jug Street:</u> There shall be a minimum pavement setback of 50 feet and a minimum building setback of 100 feet from the Jug Street right-of-way. All utilities and utility-related screening and/or structures may be located within the building setback.
- b. <u>Clover Valley Road:</u> There shall be a minimum pavement setback of 25 feet and a minimum building setback of 50 feet from the Clover Valley Road right-of-way. All utilities and utility-related screening and/or structures may be located within the building setback.

- c. <u>Perimeter Boundaries</u>: There shall be a minimum pavement and building setback of 25 feet from all perimeter boundaries for which another setback requirement is not provided in this text.
- d. <u>Elimination of Setbacks</u>: In the event that a parcel located within this Zoning District and an adjacent parcel located within or outside of this Zoning District (i) come under common ownership or control, (ii) are zoned to allow compatible non-residential uses, and (iii) are combined into a single parcel, then any minimum building, pavement or landscaping setbacks set forth in this text as they apply to common property lines shall no longer apply with respect to these parcels.

D. Architectural Standards:

- 1. <u>Building Height</u>: The maximum building height for structures shall be 65 feet, subject to Section 1165.03 of the Codified Ordinances.
- 2. <u>Service and Loading Areas</u>: Service areas and loading areas shall be screened in accordance with the Codified Ordinances.

3. <u>Building Design</u>:

- a. Building designs shall not mix architectural elements or ornamentation from different styles.
- b. Buildings shall be required to employ a comparable use of materials on all elevations.
- c. The number, location, spacing, and shapes of windows and door openings shall be carefully considered. Primary entrances to buildings shall be made sufficiently prominent that they can be easily identified from a distance.
- d. For office buildings and complexes, achieving a human or pedestrian scale is of less concern. When achieving such a scale is desired, it may be achieved by careful attention to width of facades, size and spacing of window and door openings, and floor to floor heights on exterior walls.
- e. All elevations of a building that are visible from a public right-of-way shall receive similar treatment in terms of style, materials, and design so that such elevations are not of a lesser visual character than any other.
- f. Use of elements such as shutters, cupolas, dormers, and roof balustrades shall be avoided in building designs that are not based on traditional American architectural styles. Such elements may be employed only when they are common elements of a specific style, and this style shall be replicated in its entirety. When shutters are employed, even if they are non-operable, they must be sized and mounted in a way that gives the appearance of operability.
- g. Elements such as meter boxes, utility conduits, roof and wall projections such as vent and exhaust pipes, basement window enclosures, and trash containers shall be designed, located, or screened so as to minimize their visibility and visual impact from off-site. Solar energy systems shall be excluded from the requirements of this section.

h. Accessory or ancillary buildings, whether attached or detached, shall be of similar design, materials and construction as the nearest primary structure. Fenestration themes that employ windows, panels and piers that are consistent with the architectural vocabulary of the building are encouraged. Accessory structures, generators, storage tanks, trash receptacles or any other similar improvement must be located behind a building façade that does not front on a public right-of-way.

4. Building Form:

- a. All building elevations shall be designed to be compatible with each other and to reflect a consistent design approach.
- b. Gable or hip roofs shall be avoided unless a building design replicates a traditional American architectural style that employs such roof forms. In non-stylistic contemporary designs, low or flat roofs may be employed. Roof visibility shall be minimized.

5. Materials:

- a. Exterior building materials shall be appropriate for contemporary suburban designs and shall avoid overly reflective surfaces. Traditional materials such as, but not limited to, wood, stone, brick, and concrete shall be permitted, and contemporary materials such as, but not limited to, aluminum, metal, glass, stucco, or cementitious fiberboard (e.g., hardiplank or equivalent) shall be permitted on buildings not employing traditional styles. Architectural precast concrete panels and/or poured-in-place concrete tilt-up panels be permitted. The use of reflective or mirrored glass shall be prohibited.
- b. Prefabricated metal buildings and untreated masonry block structures are prohibited. Notwithstanding the foregoing, ancillary structures built and operated for the purpose of enclosing equipment and which are not occupied by tenants or persons on a regular basis may be constructed using pre-engineered metal.
- c. Generally, the quantity of materials selected for a building shall be minimized.
- d. Loading docks are not required to have same degree of finish as a main entry unless they are visible from a public right-of-way.
- 6. Additional Standards for Uses Not Governed by DGRs: Buildings that are constructed to accommodate certain uses are not governed by the City's Design Guidelines and Requirements (DGRs). For example, buildings that are constructed for the operation of warehousing and/or distribution uses are not subject to the DGRs and can present challenges in meeting the community standard for architectural design. Such buildings are necessarily large and typically include long walls that together form a square or rectangle box. The goal for the development of buildings that are not subject to the DGRs is to balance the practical needs of these buildings with the desire to provide exterior designs that are attractive and complimentary to the non-residential architecture for buildings that are located in the general vicinity of this Zoning District.

Architecture by its nature is a subjective medium, meaning that the adoption of strict objective standards in all instances may not provide the best means for achieving appropriate design. In recognition of this fact, the standards set forth herein provide guidelines and suggestions for designing buildings that are not subject to the DGRs in an effort to set expectations for the quality of architecture that will be expected for these structures. On the other hand, these standards are

meant to allow for some flexibility to encourage innovative design provided that the spirit and intent of these provisions are met.

In conjunction with an application for a certificate of appropriateness for each building or structure in this Zoning District that is not subject to or governed by the DGRs, the applicant shall be required to submit to the City illustrations of the proposed exterior design of the building or structure for review and approval by the Design Review Committee contemplated in Section 1157.08(a)(1)(D) of the City Code. In designing such buildings, the user or applicant shall take into account the following, which are intended to set a level of expectation for the quality of design:

- A. Architectural design for all portions of a building or structure that are visible from a public right-of-way (excluding public rights-of-way whose primary purpose is to accommodate truck traffic or service loading areas) shall meet the community standard in terms of quality while taking into account the unique nature of the use(s) that will be found therein.
- B. Uninterrupted blank wall facades shall be prohibited to the extent that they are visible from a public right-of-way. Design variations on long exterior walls shall be employed in order to create visual interest. Examples of such design variations include, but are not limited to, the use of offsets, recesses and/or projections, banding, windows, and/or reveals; scoring of building facades; color changes; texture or material changes; and variety in building height.
- C. The use of one or more architectural or design elements may be used to soften the aesthetics of the building, such as but not limited to canopies, porticos, overhangs, arches, outdoor patios, community spaces, or similar devices.
- D. Contemporary exterior designs, while not required, shall be encouraged in order to create architecture that does not look aged or dated even many years after the facility is built.
- E. Landscaping and/or the use of existing vegetation shall be utilized where appropriate to enhance the aesthetics of the building and to lessen its visual impact when viewed from public rights-of-way.
- 7. <u>Roof-Mounted Equipment</u>: Complete screening of all roof-mounted equipment shall be required on all four sides of buildings with materials that are consistent and harmonious with the building's façade and character. Such screening shall be provided in order to screen the equipment from off-site view and to buffer sound generated by such equipment.

E. Access, Parking, Site Circulation, and Traffic Commitments:

- 1. <u>Access</u>: Subject to other provisions in this text, on public rights-of-way which exist on the date of this text the number, locations, and spacing of curb cuts shall be determined and approved by the City Manager or their designee in consultation with the developer at the time that a certificate of appropriateness is issued for a project in this Zoning District.
- 2. <u>Parking and Loading</u>: Parking and loading spaces shall be provided for each use per Chapter 1167 of the Codified Ordinances of the City of New Albany.

- F. <u>Buffering</u>, <u>Landscaping</u>, <u>Open Space</u>, <u>and Screening</u>: A landscaping plan shall be reviewed as part of the City's review of a certificate of appropriateness application within this zoning. The following landscaping requirements shall apply:
 - 1. <u>Tree Preservation</u>: Standard tree preservation practices will be in place to preserve and protect trees during all phases of construction, including the installation of snow fencing at the drip line.
 - 2. <u>Stormwater Management</u>: Wet and dry stormwater basins shall conform to the standards set forth in Section 1171.08 of the Codified Ordinances of the City of New Albany.
 - 3. <u>Parking Areas</u>: There shall be no less than one (1) tree planted for every ten (10) parking spaces located therein. At least five percent (5%) of the vehicular use area shall be landscaped or green space (or treed areas). Parking lots shall be designed to accommodate parking lot islands with tree(s) at the end of parking aisles.
 - 4. Minimum On-Site Tree Sizes: Unless otherwise set forth herein, minimum tree size at installation shall be no less than two and one half (2 ½) inches in caliper for shade trees, six (6) feet in height for evergreen trees, two (2) inches in caliper for ornamental trees, and thirty (30) inches in height for shrubs. Caliper shall be measured six (6) inches above grade.

G. Lighting:

- 1. All parking lot and private driveway lighting shall be cut-off type fixtures and down cast. Parking lot lighting shall be from a controlled source in order to minimize light spillage beyond the boundaries of the site.
- 2. All parking lot lighting shall be of the same light source type and style.
- 3. All parking lot light poles shall be black or New Albany green and constructed of metal. Light poles shall not exceed 30 feet in height.
- 4. Lighting details shall be included in the landscape plan which is subject to review and approval by the City Landscape Architect.
- 5. No permanent colored lights or neon lights shall be used on the exterior of any building.
- 6. All other lighting on the site shall be in accordance with City Code.
- 7. Street lighting must meet the City standards and specifications.
- H. <u>Signage</u>: All signage shall conform to the standards set forth in Chapter 1169 of the Codified Ordinances of the City of New Albany.
- I. Utilities: All new utilities installed solely to serve this zoning district shall be installed underground.

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ZONING EXHIBIT LOTS 2 AND 15, QUARTER TOWNSHIP 2, TOWNSHIP 2, RANGE 15 UNITED STATES MILITARY DISTRICT TOWNSHIP OF JERSEY AND CITY OF NEW ALBANY COUNTY OF LICKING, STATE OF OHIO Scale: 1" = 200' Job No: 2022-0778 Date August 12, 2022 Sheet No: CLOVER VALLEY ROAD 3 14 6 RPOB - € JUG STREET ROAD-RPOB L1-R/W TPOB - R/W TPOB CITY OF NEW ALBANY 2.7 AC. 5.003 AC. (DEED) I.N. 202109080027199 MBJ HOLDINGS, LLC TRACT 1 15 2 101 107 N04'24'16"E 1028.91' NINE PROPERTIES LIMITED 22.453 AC. (DEED) I.N. 200505250015574 12.7 AC. Z-503'58'03"W 941.43 AMAZON DATA SERVICES, INC. 104.589 AC. (DEED) I.N. 201911140025165 MBJ HOLDINGS, LLC — TRACT II 16.631 AC. (DEED) I.N. 202109080027199 TPOB CITY OF NEW ALBANY LEASE TOWNSE 2.9 AC. S03°58'03"W 706.04' LOT 15 LOT 2 LOT 16 LOT 1 LINE TABLE BEARING LINE DISTANCE LI 504°24'16"W 30.00 L2 S86'36'02"E 208.42 L3 S20"12"26"E 123.46 CURVE TABLE L4 S03'58'03"W 30.00 CURVE DELTA RADIUS ARC CH. BEARING CH. DIST. L5 586'14'22"E 364.23 9'31'03" 940.00' 156.14 S25'06'44"E 155.96' SCALE (in feet) Kennel Club Property BNDY / 20220778-VS-EXHB-ZONE-01