

2016029915 ORDINANCE \$95.00 06/24/2016 02:23:16P 43 PGS Jennifer Hayden HAMILTON County Recorder IN Recorded as Presented

# ORDINANCE NO. 32-05-16

AN ORDINANCE AMENDING THE ADOPTED PLANNED DEVELOPMENT ORDINANCES NO. 27-08-13 AS AMENDED AND ORDINANCE NO. 55-10-15 AS ALL INCLUSIVE TO THIS ORDINANCE AND THE AMENDMENT OF ADDITIONAL ACREAGE TO THE PRELIMINARY DEVELOPMENT PLAN AND THE UNIFIED DEVELOPMENT ORDINANCE NO. 62-12-95 AND ALL AMENDMENTS THERETO, A PART OF THE COMPREHENSIVE MASTER PLAN FOR THE CITY OF NOBLESVILLE, HAMILTON COUNTY, INDIANA

Document Cross-Reference No.'s 2013059857 and 2015060397

An Ordinance to amend the Ordinance No. 27-08-13 As Amended, Ordinance No. 55-10-15 and Unified Development Ordinance and Ordinance No. 62-12-95, and all amendments thereto for the City of Noblesville, Hamilton County, Indiana, enacted by the City of Noblesville under the authority of Chapter 174 of the Acts of the Indiana General Assembly 1947, as amended, and

WHEREAS, the Plan Commission of the City of Noblesville has conducted a public hearing on Application No. 000454-2016 as required by law concerning the adoption of an Amended Preliminary Development Plan for "Terry Lee Crossing Planned Development", all a part of the Unified Development Ordinance and after due consideration has sent a favorable recommendation to the Council with a vote of 9 ayes and 1 nays at their May 16, 2016 meeting, and

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Noblesville, Hamilton County, Indiana, meeting in regular session, that the Unified Development Ordinance No. 62-12-95 for said City and the Official Zone Map, and the inclusion of all standards within

Ordinance No. 27-08-13 As Amended and Ordinance No. 55-10-15 and all amendments thereto are hereby amended as follows:

SECTION 1 That the subject real estate bounded by State Road No. 37, Conner Street (State Road No. 32) and Presley Boulevard, legally described as per attached Exhibit A (The "Real Estate") is located within the zoning jurisdiction of the City of Noblesville, Hamilton County Indiana and is currently zoned "PB/PD Planned Business Planned Development" zoning district.

#### SECTION 2. Applicability of Ordinance.

- 2.1 The Zoning Map is hereby changed to designate the subject real estate generally located east of State Road No. 37, south of Conner Street (State Road No. 32, and west and east of Presley Drive, and as per attached Exhibit B (boundary representation) as a Planned Development Overlay District to be known as "Terry Lee Crossing Planned Development" (the "District").
- 2.2 The District's underlying zoning district shall be the "PB Planned Business District". Development in this District shall be governed entirely by (i) the provisions of this Ordinance and its exhibits, and (ii) those provisions of the Unified Development Ordinance (UDO) in effect as of the date of July 13, 2013, and applicable to the Underlying District, except as modified, revised, supplemented, or expressly made inapplicable by this Ordinance (collectively, the "Governing Standards").
- 2.3 All provisions and representations of the UDO that conflict with the provisions of this Ordinance and its exhibits are hereby rescinded as applied to the Real Estate and shall be superseded by the terms of this Ordinance.

#### SECTION 3. Permitted Uses.

3.1 All uses allowed in the PB (Planned Business) Zoning District are permitted as a part of the "Terry Lee Crossing Planned Development" Ordinance, excluding the following uses: Temporary Shelters; Church, Temple, or Place of Worship; Penal or Correctional Facility; Adult Cabaret; Adult Media Store; Adult Motion Picture Theater; Sex Shop; and Supply Yard.

#### SECTION 4. Preliminary Development Plan.

4.1 The Preliminary Development Plan is hereby incorporated and approved as per attached Exhibit C. Pursuant to Article 8 – Zoning Districts, Part C. Commercial Districts, specifically Section 4. Planned Business section of the UDO, the Preliminary Development Plan is intended to establish the basic goals and policies, bulk standards, variations and/or waivers from the Underlying District and layout of said District.

#### SECTION 5. Development Standards.

- 5.1 The bulk requirements applicable to the Underlying District shall apply as per the UDO dated July 13, 2013 with the following exceptions:
  - 5.1.1 The bulk standards of Article 8 Zoning Districts, Part C. Commercial Districts of the UDO shall apply to the development of the Real Estate except as modified by the "Development Guidelines" as per attached <a href="Exhibit D.">Exhibit D.</a>
  - 5.1.2 The "Architectural Elevations" are attached hereto as Exhibit E.

#### SECTION 6. Parking and Loading Standards.

The parking standards of Article 10 – Off-Street Parking and Loading of the UDO shall apply to the development of the Real Estate.

## SECTION 7. Landscaping and Open Space Standards.

- 7.1 The landscaping standards of Article 12 Landscaping and Screening of the UDO shall apply to the development of the Real Estate except as modified by the "Landscaping Development Standards" as per attached Exhibit F.
  - 7.1.1 Landscaping Mulch Material.

Mulch shall be a natural color and material including shredded hardwood and decorative stone mulches. In areas where stone mulch is used, plants shall be irrigated and a non-woven geotextile fabric shall be placed under the aggregate mulch.

#### SECTION 8. Lighting Standards.

- 8.1 The applicable lighting standards of Article 13 Environmental Performance Standards and the Noblesville Standards of the UDO shall apply to the development of the Real Estate except as modified by the "Lighting Pole and Fixture Design" as per attached <a href="Exhibit G">Exhibit G</a> and shall serve as the development standard under the "Terry Lee Crossing Planned Development" Ordinance.
  - 8.1.1 The maximum pole and base height shall be twenty-five (25) feet.
  - 8.1.2 Building flood lighting is acceptable and encouraged as a part of the overall project design of the Real Estate.

#### SECTION 9. Sign Standards.

The applicable sign standards of Article 11 – Signs of the UDO shall apply to the development of the Real Estate except as modified by the "Sign Development Guidelines" as per attached Exhibit H.

#### SECTION 10. Vacation of a Portion of Cumberland Road.

As a part of the development of the Real Estate, a portion of Cumberland Road shall be vacated as shown on and attached as per <u>Exhibit I</u> and shall be vacated in its entirety to Terry Lee Crossing, LLC, an Indiana Limited Liability Company, or its successor in interest.

#### SECTION 11. Infrastructure Standards.

All public infrastructure within and adjacent to said Real Estate shall adhere to the City's Noblesville Standards and design criteria.

#### SECTION 12. Detailed Development Plan.

Approval of the Detailed Development Plan ("DDP") shall follow the procedures set forth in Article 8 – Zoning Districts of the UDO, subject to the following clarification: (i) the Director of Planning and Development shall approve "Minor Changes" as per the UDO and (ii) if a DDP includes a "Major Change" from the approved Preliminary Development Plan, then prior to the approval of the DDP, an amended Preliminary Development Plan shall be approved in accordance

with Article 8 – Zoning Districts, Part H. Special Districts, Section 3. Planned Development Overlay District requirements as per the UDO. A Secondary Plat shall be submitted for review and approval as a part of any approved Detailed Development Plan.

**SECTION 13.** Unless a development standard, specification, guideline, and/or requirement contained in the Unified Development Ordinance is varied, altered, or modified by this ordinance and/or exhibits, then such development standards, specifications, guidelines, and/or requirements as specified in the Unified Development Ordinance shall apply.

SECTION 14. As a portion of said Real Estate is located within a "Special Flood Hazard Area" within the jurisdiction of the City of Noblesville as per the adopted Flood Insurance Rate Maps dated November 19, 2014 and prepared by the Federal Emergency Management Agency (FEMA), the aforementioned changes are subject to the submission to the City of Noblesville, of an approved "Letter of Map Revision" from the Federal Emergency Management Agency subject to the UDO requirements regulating the "Flood Hazard (FH) District and prior to the issuance of a "Final Certificate of Occupancy" for any and all buildings or structures on said real estate and located in the "FH Flood Hazard" zoning district.

SECTION 15. This Ordinance shall be in full force and effect from and upon its adoption and publication in accordance with the law. Prior Ordinance No. 27-08-13 As Amended and Ordinance No. 55-10-15 are hereby incorporated as a part of this Ordinance and shall be repealed and deemed to conform to the provisions of this Ordinance..

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SECTION 16. Upon motion duly made and seconded; this Ordinance was fully passed by the members of the Common Council this 14th day of COMMON COUNCIL NAY AYE Brian Ayer Mark Boice Wil Hampton Christopher Jensen Roy Johnson Gregory P. O'Connor Mary Sue Rowland Rick L. Taylor Megan G. Wiles Approved and signed by the Mayor of the City of Noblesville, Hamilton County, Indiana, this 14th day of Ditslaar, Mayor Neblesville, Indiana ATTEST:

Prepared by: Joyceann Yelton, Senior Planner, City of Noblesville, 16 South 10th Street, Noblesville, IN 46060 (317) 776-6325

required by law.

I, affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless

Joyceann Yelton Printed Name of Declarant

# EXHIBIT A

Legal Description

#### LEGAL DESCRIPTION

A part of the Northwest Quarter of Section 5, Township 18 North, Range 5 East and the West Half of the Southwest Quarter of Section 32, Township 19 North, Range 5 East of the Second Principal Meridian in Noblesville Township of Hamilton County, Indiana.

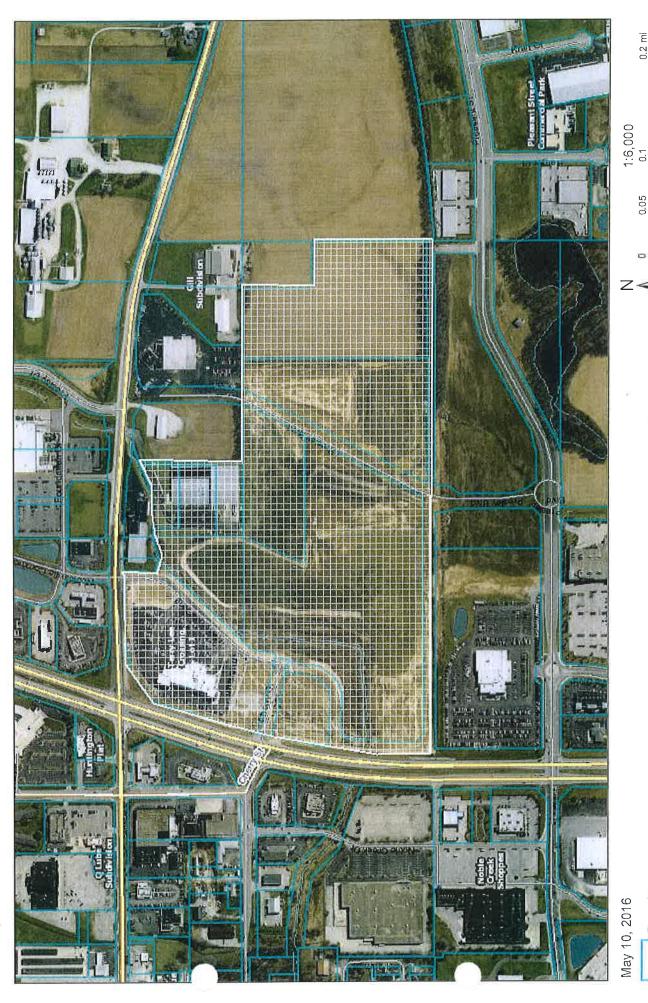
Commencing at the Southwest comer of the Southwest Quarter of Section 32, Township 19 North, Range 5 East; thence North 89 degrees 36 minutes 03 seconds East (assumed bearing) along the South line of said Quarter Section 193.38 feet to the Northwest comer of the Northwest Quarter of Section 5, Township 18 North, Range 5 East; thence continue North 89 degrees 36 minutes 03 seconds East along said South line 1139.40 feet to the Southeast comer of said West Half and the point of beginning of the following described real estate: thence continue along said South line North 89 degrees 36 minutes 03 seconds East a distance of 1327.54 feet to the Southeast comer of the Southwest Quarter of Section 32; thence North 89 degrees 21 minutes 25 seconds East along the North line of the Northwest Quarter of Section 5 a distance of 202.13 feet to the Northeast corner of the Northwest Quarter of Section 5; thence South 00 degrees 04 minutes 07 seconds East along the East line of said Northwest Quarter a distance of 1002.07 feet to the centerline of the abandoned Central Indiana Railroad, being on a curve with a radius of 5729.58 feet; thence along said curve to the right an arc distance of 189.90 feet, said curve being subtended by a chord bearing South 88 degrees 34 minutes 05 seconds West 189.89 feet; thence South 89 degrees 31 minutes 02 seconds West a distance of 2572.68 feet to a point in the centerline of State Road No. 37 per I.S.H.C. plans for Project No. 824(1), dated 1954, Sheet 15 therein, said point being on a nontangent point on a curve concave to the East, having a radius of 3,819.72 feet and a long chord which bears North 08 degrees 57 minutes 26 seconds East 1234.87 feet; thence along said curve to the right an arc distance of 1240.31 feet to the point of tangency thereof; thence North 18 degrees 15 minutes 31 seconds East 473.50 feet to the intersection with State Roads No. 32 & 38 being marked with a brass plug; thence North 88 degrees 50 minutes 58 seconds East along said centerline 612.96 feet to the point of curvature of a curve concave to the South, having a radius of 5694.58 feet and a long chord which bears North 89 degrees 21 minutes 25 seconds East 100.86 feet; thence along said curve to the right an arc distance of 100.86 feet to the Northwest comer of real estate as contained in Instrument No. 98-72645 of said Recorder's Office; thence South 00 degrees 05 minutes 39 seconds West 114.37 feet to the point of curvature of a curve concave to the West, having a radius of 301.62 feet and a long chord which bears South 08 degrees 31 minutes 11 seconds West 88.39 feet; thence along said curve to the right an arc distance of 88.71 feet to the Southwest comer of said real estate thereof; thence South 74 degrees 50 minutes 08 seconds East 85.87 feet to the Southeast comer; thence North 74 degrees 13 minutes 52 seconds East 110.72 feet to the Southeast comer of real estate as contained in Instrument No. 88-04544 and found in said Recorder's Office, said point also being on the East line of the West Half of said Southwest Quarter of Section 32; thence South 00 degrees 08 minutes 19 seconds East along said East line 471.78 feet to the point of beginning. Containing 77.178 acres, more or less, including right of way.

Part of the Northwest Quarter of Section 5, Township 18 North, Range 5 East and the East Half of the Southwest Quarter of Section 32, Township 19 North, Range 5 East of the Second Principal Meridian in Noblesville Township of Hamilton County, Indiana.

Commencing at the Southwest comer of the Southwest Quarter of Section 32, Township 19 North, Range 5 East; thence North 89 degrees 36 minutes 03 seconds East (assumed bearing) along the South line of said Quarter Section 193.38 feet to the Northwest comer of the Northwest Quarter of Section 5, Township 18 North, Range 5 East; thence continue North 89 degrees 36 minutes 03 seconds East along said South line 1139.40 feet to the Southwest corner of the East Half of said Southwest Quarter, being the Point of Beginning: thence North 00 degrees 08 minutes 19 seconds West along the West line of said East Half a distance of 471.78 feet to the southwest corner of a land tract conveyed to Field Rubber Products Inc. by Instrument Number 9204171 (the next two courses being along the southern lines of said land tract; (1) thence North 86 degrees 59 minutes 44 seconds East a distance of 222.00 feet; (2) thence North 69 degrees 04 minutes 44 seconds East a distance of 182.82 feet; thence parallel with the West line of said East Half South 0 degrees 08 minutes 19 seconds East a distance of 545.96 feet to the South line of said Southwest Quarter; thence South 89 degrees 36 minutes 03 seconds West along the South line of said Southwest Quarter a distance of 392.65 feet to the Point of Beginning. Containing 4.444 acres, including right of way.

# EXHIBIT B

Boundary Representation



May 10, 2016

Parcels

0.2 mi

0.05

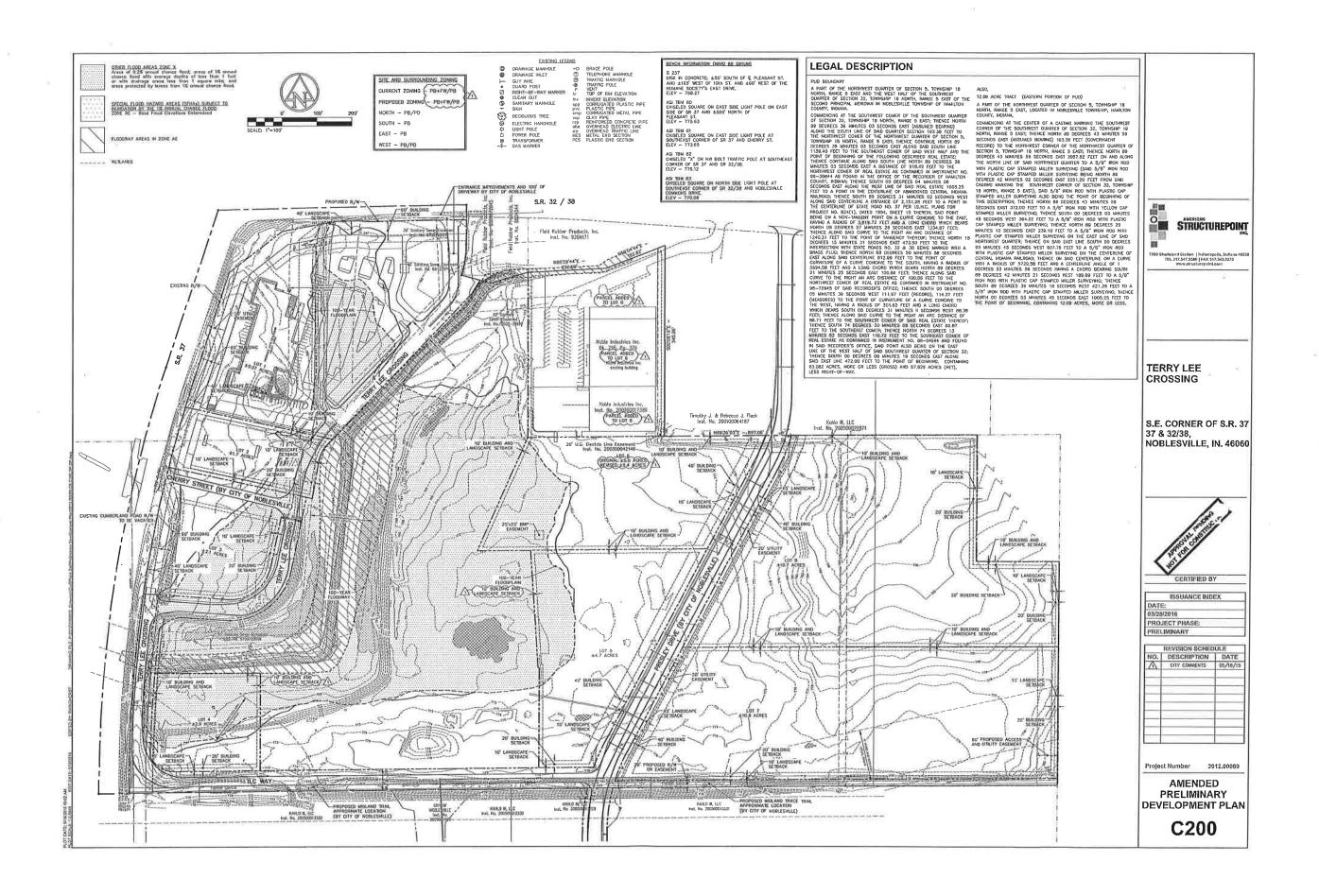
0.3 km

0.15

0.075

# EXHIBIT C

Preliminary Development Plan



# EXHIBIT D

Development Guidelines

# **Development Guidelines**

#### Application.

Except as otherwise specified, the Development Guidelines contained in this <u>Exhibit</u>  $\geq$  shall apply to all buildings designed and constructed on the Real Estate.

#### Materials and Exterior Building Finishes.

All buildings shall be designed and constructed in the Real Estate shall follow a consistent architectural theme with building materials and colors. All exterior sides of the buildings shall be finished in approved materials and colors. The selection of materials for Real Estate shall be evaluated based on their permanence, ability to withstand weather conditions and visual appearance.

Any number of materials may be used for the design of the Real Estate. The following is a list of acceptable materials:

- a. Face brick
- b. Aluminum Composite Material (Alucobond or equal)
- c. Splitface; scored split, scored smooth or fluted masonry units
- d. Quik Brik
- e. Glass block
- f. Pre-cast concrete
- g. Cast stone
- h. Colored/decorative concrete
- i. Limestone
- i. Simulated stone
- k. E.I.F.S.
- 1. Terracotta
- m. Stained wood
- n. Glass (clear, color, sand blast, etched, etc.)
- o. Storefront (aluminum, wood, steel)
- p. Curtain Wall
- g. Exposed structure
- r. Concrete, brick or asphalt pavers
- s. Porcelain and/or ceramic tile
- t. Textured paint
- u. Clay or colored concrete roof tiles
- v. Dimensional asphalt shingle roof
- w. Standing seam metal roof
- x. Slate Roof
- y. Synthetic slate roof

#### Primary Facades.

All primary facades of a building built on the Real Estate shall be designed with consistent style, detail and trim features. No building façade shall extend for a distance greater than two (2) times its average height without a vertical offset, material change or color and texture change. Articulation may also be achieved by a variety of roof planes and/or slopes. Primary facades shall incorporate building elements such as lighting fixtures and changes in wall surfaces such as awnings, canopies, alcoves, accents, windows, a variety of entry configurations, cornices, pilasters, columns or other building elements that contribute to the human scale of the building.

#### Secondary Facades.

Side and rear facades of a building built in the Real Estate shall be finished in similar colors as the primary facades. Secondary facades immediately adjacent to a primary façade shall wrap around the building by incorporating building materials and detailing of the primary façade, for a minimum of 30 percent of the overall wall length, measured from the primary façade. Secondary facades shall incorporate building elements such as pilasters, wainscots, accent banding or other building elements that contribute to the appropriate scale of the building.

#### Service Courts and/or Screen Walls.

Service Courts and Screen Walls will be comprised of painted or integral colored masonry. Colors shall be consistent with the base colors of the primary and/or secondary facades. Where portions of the service court wall(s) are exposed, additional enhancements will be incorporated that are consistent with the requirements for secondary facades.

All trash dumpsters or containers will be screened from view and incorporate gates constructed of steel and composite materials (no wood) painted to be consistent with the colors of the primary and/or secondary facades and fitted with latches capable of maintaining the gates in a closed position. Dumpster screening shall meet the requirements of Section 8, Part B.1 of Article 12: Landscaping and Screening of the UDO.

All rooftop HVAC equipment will be screened from view and by elements of the building such as parapets, not by roof mounted screens.

#### Setback Lines.

The Building and Landscaping Setback Lines for each Lot of the Real Estate shall be as shown on the Preliminary Development Plan as follows:

- A. Lot 1 of the Preliminary Development Plan ("Dealership Lot"):
  - 1. Front Yard Building Setback Line (facing S.R. 37 and facing S.R. 32/38) shall be Sixty (60) feet.
  - 2. Front Yard Building Landscaping Setback Line (facing S.R. 37 and facing 32/38) shall be Forty (40) feet.
  - 3. Side Yard Building Setback Line shall be Ten (10) feet.
- B. Lot 2 of the Preliminary Development Plan:
  - 1. Front Yard Building Setback Line (facing S.R. 37) shall be Sixty (60) feet.
  - 2. Front Yard Building Landscaping Setback Line (facing S.R. 37) shall be Forty (40) feet.
  - 3. Front Yard Building Setback Line (facing Cherry Street) shall be Twenty (20) feet.
  - 4. Front Yard Building Landscaping Setback Line (facing Cherry Street) shall be Ten (10) feet.
  - 5. Side Yard Building Setback Line shall be Ten (10) feet.
- C. Lot 3 of the Preliminary Development Plan
  - 1. Front Yard Building Setback Line (facing S.R. 37) shall be Sixty (60) feet.
  - 2. Front Yard Building Landscaping Setback Line (facing S.R. 37) shall be Forty (40) feet.
  - 3. Front Yard Building Setback Line (facing Cherry Street) shall be Twenty (20) feet.
  - 4. Front Yard Building Landscaping Setback Line (facing Cherry Street) shall be Ten (10) feet.

#### D. Lot 4 of the Preliminary Development Plan

- 1. Front Yard Building Setback Line (facing West Drive) shall be Twenty (20) feet along the southern property line only.
- 2. Front Yard Building Landscaping Setback Line (facing West Drive) shall be Ten (10) feet along the southern property line only.
- 3. Side Yard Building Setback Line shall be Ten (10) feet for the portion of West Drive along S.R. 37.
- 4. Side Yard Building Landscaping Setback Line shall be Ten (10) feet for the portion of West Drive along S.R. 37.

#### E. Lot 5 of the Preliminary Development Plan

- 1. Front Yard Building Setback Line (facing Presley Drive) shall be Forty (40) feet.
- 2. Front Yard Building Landscaping Setback Line (facing Presley Drive) shall be Fifteen (15) feet.
- 3. Front Yard Building Setback Line (facing West Drive) shall be Twenty (20) feet.
- 4. Front Yard Building Landscaping Setback Line (facing West Drive) shall be Ten (10) feet.
- 5. Side Yard Building Setback Line shall be Ten (10) feet.
- 6. Side Yard Building Landscaping Setback Line shall be Ten (10) feet.

## F. Lot 6 of the Preliminary Development Plan

- 1. Front Yard Building Setback Line (facing Presley Drive) shall be Forty (40) feet.
- 2. Front Yard Building Landscaping Setback Line (facing Presley Drive) shall be Fifteen (15) feet.
- 3. Side Yard Building Setback Line shall be Ten (10) feet.
- 4. Side Yard Building Landscaping Setback Line shall be Ten (10) feet.

#### G. Lot 7 of the Preliminary Development Plan

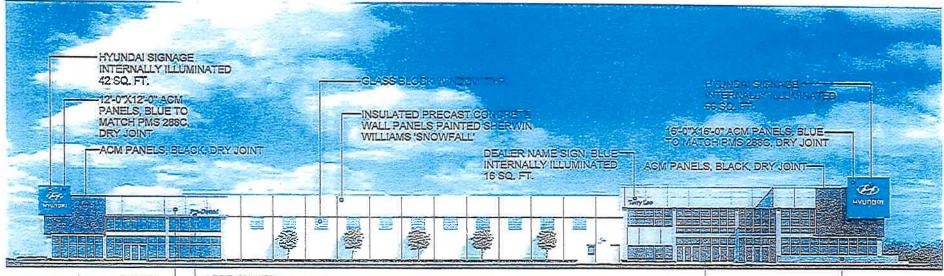
- 1. Front Yard Building Setback Line (facing Presley Drive) shall be Forty (40) feet.
- 2. Front Yard Building Landscaping Setback Line (facing Presley Drive) shall be Fifteen (15) feet.
- 3. Side Yard Building Setback Line (facing proposed Midland Trail) shall be Twenty (20) feet.
- 4. Side Yard Building Landscaping Setback Line (facing proposed Midland Trail) shall be Ten (10) feet.
- 5. Rear Yard Building Setback Line shall be Twenty (20) feet.
- 6. Rear Yard Building Landscaping Setback Line shall be Ten (10) feet.
- 7. Side Yard Building Setback Line shall be Ten (10) feet.
- 8. Side Yard Building Landscaping Setback Line shall be Ten (10) feet.

#### H. Lot 8 of the Preliminary Development Plan

- 1. Front Yard Building Setback Line (facing Presley Drive) shall be Forty (40) feet.
- 2. Front Yard Building Landscaping Setback Line (facing Presley Drive) shall be Fifteen (15) feet.
- 3. Rear Yard Building Setback Line shall be Twenty (20) feet.
- 4. Rear Yard Building Landscaping Setback Line shall be Ten (10) feet.
- 5. Side Yard Building Setback Line shall be Ten (10) feet.
- 6. Side Yard Building Landscaping Setback Line shall be Ten (10) feet.

# EXHIBIT E

Architectural Elevations

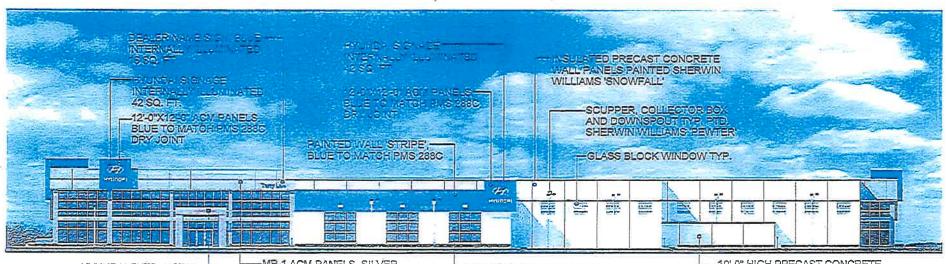


MP-1 ACM PANELS, SILVER— TO MATCH PMS 877C, DRY JOINT PRE-OWNED SIGN, BLUE INTERNALLY ILLUMINATED 15 SQ. FT.

ALUMINUM STOREFRONT— SYSTEM TYPICAL INFINITY POOL— WATER FEATURE

# PROPOSED WEST ELEVATION - VIEW FROM HIGHWAY 37

NOT TO SCALE

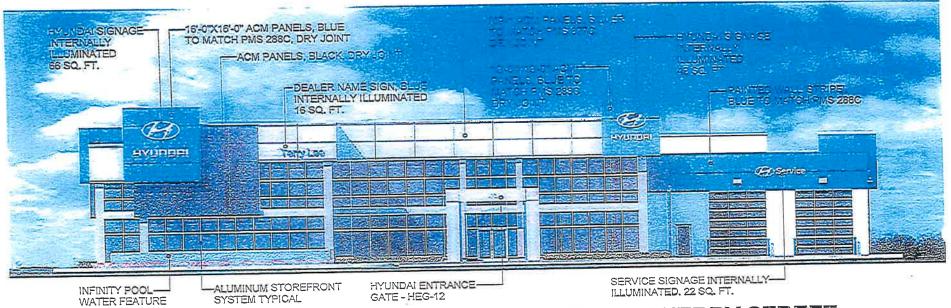


HYUNDAI ENTRANCE -GATE - HEG-12 —MP-1 ACM PANELS, SILVER TO MATCH PMS 877C, DRY JOINT

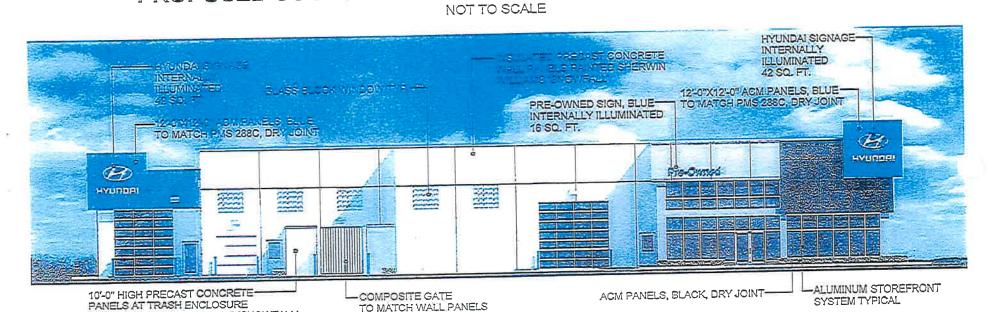
—ALUMINUM STOREFRONT SYSTEM TYPICAL -10'-0" HIGH PRECAST CONCRETE
PANELS AT TRASH ENCLOSURE
PAINTED SHERWIN WILLIAMS 'SNOWFALL'

PROPOSED EAST ELEVATION - VIEW FROM INTERNAL DEVELOPMENT ROAD

NOT TO SCALE



# PROPOSED SOUTH ELEVATION - VIEW FROM CHERRY STREET



PAINTED SHERWIN WILLIAMS 'SNOWFALL'
PROPOSED NORTH ELEVATION - VIEW FROM HIGHWAY 32/38
NOT TO SCALE

# EXHIBIT F

Landscaping Development Standards

# Landscaping Development Standards

#### Application.

Unless otherwise specified, the Landscaping Development Standards contained in this Exhibit E shall apply to the landscaping in the Real Estate. A landscaping plan has been prepared and submitted as part of the Detailed Development Plan for Lot 1 of the Preliminary Development Plan ("Dealership Lot"). A copy of the landscaping plan is included in this Exhibit

# General Landscape Standards

All trees, shrubs, and ground covers shall be planted according to American Standard for Nursery Stock and following the standards set forth in this <u>Exhibit D</u>. Landscaping materials shall be appropriate for local growing and climatic conditions.

Areas to receive landscaping shall include the following:

Buffers
Building Base
Parking Interior
Parking Perimeter
Utility and Detention Areas
Street Trees

Minimum plant sizes shall be as follows at the time of planting:

Canopy Trees" 2.5" caliper inches

Ornamental Trees: 1.5 caliper inches/6 feet in height for clump forms

Evergreen Trees: 6 feet in height

Shrubs: 18 inches in height or 18" in spread for low growing shrubs

Ornamental Grasses: 24"

Additional criteria for defining plant material characteristics and sizes shall be governed by Section 4 of Article 12: Landscaping and Screening of the UDO. Existing trees may be used to achieve project landscape requirements in accordance with Section 12 of Article 12: Landscaping and Screening of the UDO. If the City of Noblesville in the future adopts a Low Impact Development ("LID") Ordinance, the City's LID Ordinance provisions may be applied to

achieve project landscaping requirements; provided however, that any stricter developments standards under the future LID Ordinance shall not apply to the Landscaping Development Standards enacted as part of the Terry Lee Crossing PD Ordinance.

All landscape material required under the Terry Lee Crossing PD Ordinance shall be installed prior to the issuance of the Certificate of Occupancy. In the event that weather conditions prohibit the ability to install required landscape material, the property owner shall request a temporary certificate of occupancy, which shall be conditioned upon a determined time frame to complete the installation of all required plant materials. It is not the intent of these Landscaping Development Standards to duplicate plantings in the same area to meet different requirements. When planting zones overlap, the most stringent requirements shall apply.

Landscaping for buffers shall be governed by Section 7 of Article 12: Landscaping and Screening of the UDO.

#### Landscaping for the Building Base shall be as follows:

- 1. Plantings shall be incorporated at the building base of all buildings constructed on the Real Estate to accomplish the following:
  - a. Highlight main entrances; and
  - b. Tie the architecture to the site.
- 2. Building base landscape width shall be a minimum of 5' along the front and side of the buildings.
- 3. Service drives and access points shall not be counted in the overall building base calculation.
- 4. Provide 1 ornamental tree and 20 deciduous shrubs, evergreen shrubs, or ornamental grasses per 100 linear feet of building base length.
- 5. Refer to Section 6 of Article 12: Landscaping and Screening of the UDO for limitations on pedestrian walk locations and plant placement.

#### Parking Interior

When the nature of the business is to display, sell, purchase, or rent vehicles, the percentage of required landscaping area shall be reduced by 50%. This reduction shall not allow for islands to be less than 180 square foot in size. Reductions shall

take place where merchandise is located and not in areas designated as parking for personal vehicles.

Parking interior plantings shall be protected using a 6 inch high curb or wheel stops.

The minimum landscape area at the end of each row of customer and employee parking shall be 180 square feet. One (1) Canopy tree and five (5) deciduous shrubs, evergreen shrubs, or ornamental grasses shall be provided for each island.

Where rows of customer and employee parking create a double row, the size and planting requirements shall be doubled.

Additional interior parking requirements shall be governed by Section 5, Part C.1.d-f of Article 12: Landscaping and Screening of the UDO.

#### **Parking Perimeter**

For all parking lot edges that face a Public Right of Way or residential use, provide the following:

- 1. A ten (10) foot landscape space;
- 2. One (1) canopy tree per 40 linear feet for purposes of determining number of trees and not placement of the trees on the Real Estate and trees may be placed in any manner to achieve project landscaping requirements;
- 3. 33 deciduous shrubs, evergreen shrubs, or ornamental grasses per 100 linear feet with a mature height of 3 feet;
- 4. When the nature of the business is to display, sell, purchase, or rent vehicles, the percentage of required shrubs shall be reduced by 50%; and

When the nature of the business is to display, sell, purchase, or rent vehicles, the mature height of required shrubs shall be reduced by 24 inches.

For parking lot edges that face a similar use, provide the following:

- 1. A five (5) foot landscape space;
- 2. One (1) canopy tree per 50 linear feet for purposes of determining number of trees and not placement of the trees on the Real Estate and trees may be placed in any manner to achieve project landscaping requirements;

- 3. 17 deciduous shrubs, evergreen shrubs, or ornamental grasses per 100 linear feet with a mature height of 3 feet;
- 4. When the nature of the business is to display, sell, purchase, or rent vehicles, the percentage of required shrubs shall be reduced by 24 inches;
- 5. When the nature of the business is to display, sell, purchase, or rent vehicles, the mature height of required shrubs shall be reduced by 50%; and
- 6. Trees can be grouped when adequate room is available. There shall be no greater than 80 linear feet between trees.

#### **Utilities and Detention Areas**

All utility areas, including loading docks and ground mounted units, shall be screened to minimize direct views from the public right of way. Screening of these elements can be accomplished using a combination of evergreen landscape materials, screen walls, opaque fencing, or recesses in the building. When a screen wall is used, landscape material shall be provided.

Detention Ponds shall be landscaped with natural stands of canopy trees, ornamental trees, evergreen trees, and shrubs. Plantings shall be arranged in groups and shrubs shall be allowed to mass together.

Street Trees shall be subject to the applicable sections of Article 6, Part M of the UDO.

# EXHIBIT G

Lighting Pole and Fixture Design

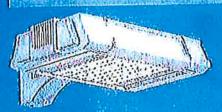
# Element" II LED Luminaire

VISIONAIRE LIGHTING

Performance In A Whole New Light

# All Our LEDs Are Tested for Life

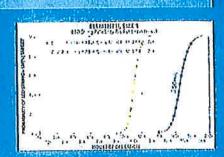
L70 Life Calculations for a string of LEDs were performed by Lumileds based on instructests performed in UL Laboratory

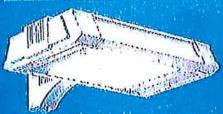


Element II, Size II

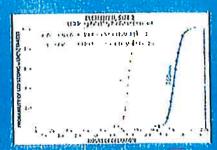
Drive current of 650 mAy jelds and 70, of 150,000 hours.

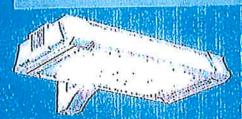
Drive current of 650 mAy jelds and 70, of 100,000 hours.



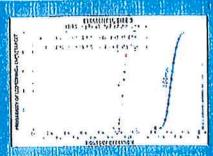


Element II, Size 2 Driver current of 350 hA yields and 70 of 160,000 hours. Driver current of 530 hA yields and 70 of 100,000 hours.





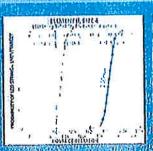
Element III, Size 3
Drive ourent of 350m/Nyleids an 170 of 150,000 hours of 150 control (850m/Nyleids an 170 of 160,000 hours)

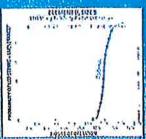


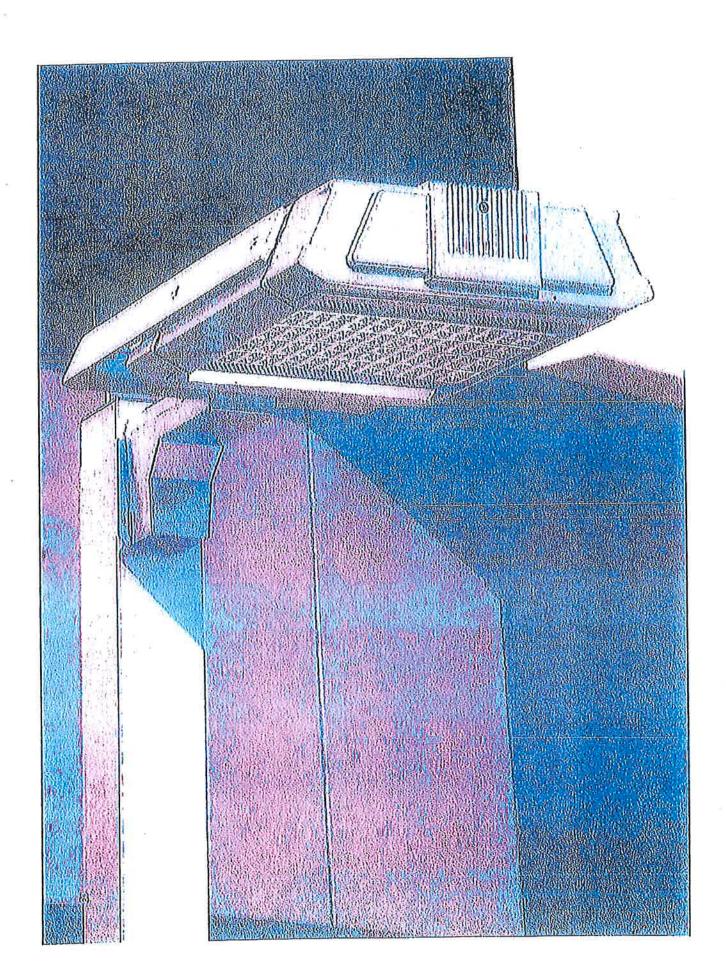


Element II, Size 4 Drye duren of Bionyly ekisant zolof 160,000 hours Dryo curen of 680 mky ekisant zolof 160,000 hours

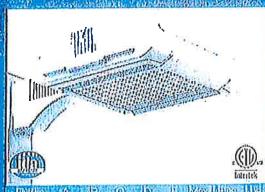
Element II, Size 5
Diversifiented Stonk vields an Lyo of 150,000 hours.



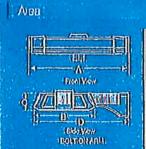




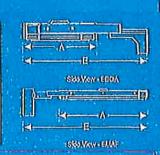
# Loaded With Specs



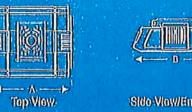
I DILLIO	ANI.	-21 <b>5</b> 12	100		11.15	U650XVIIIII 1933	3 (A) (S)
EL2-S	14"	14%	4"	211/2	r/a	72.	30
EL2-1	18"	141/2"	4"	21%	381	93	34
EL2-2	24	1412"	4"	211/2	42"	144	38
EL2-3	28"	14%"	4"	211/2	28%"	144	41
EL2-4	32	1412	4"	21%	32%"	192	62
EL2-5	33	1437	4"	211/	48%	283	63



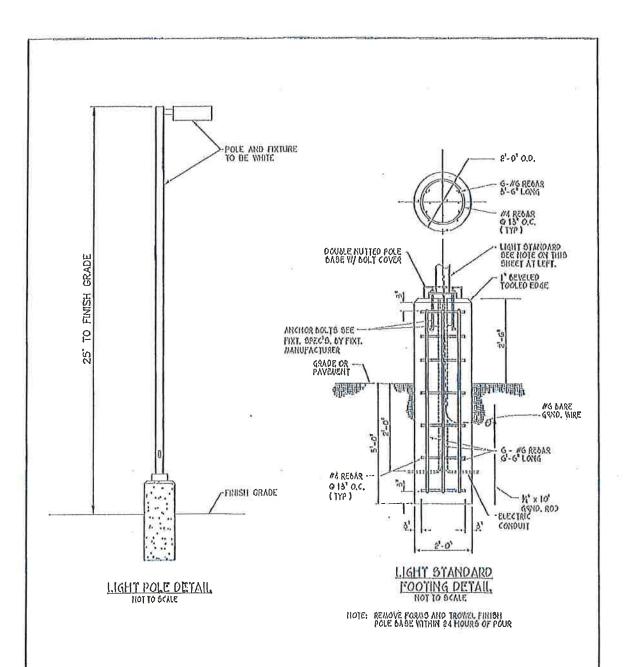




Sido Viow/End Cap



				100	200	11 11 1	and the second	
Madal	Oplics	Source	Milliamns	Kelyin	Voltage	Mounting	Finish	Options
FL2-S	Tpp:	# of LEOs	in <b>v</b>	4000K	120-277	Bolt-On Ann	Wnite	0-10v Dimming Driver
		24 (24LC)	350 530	(41Q)	(U.VV)	(POA)	- (WH)	(DM)
		48 (40LC)	350 530 350 m	5500K	480	Wall Mount		Photocell & Receptade
		72 (72LC)	350 nti (3) (5)	60.1 61.51	(5)	(MM)	Eronzo	(FCR120) (FCR208)
El 2-1	100	24 (24LC)	350 530	(5510	347	Kiruckie Mccint (KM)	(62)	(PCR270) (PCR277)
.,	Type L-R (EED)	48 (48LC)	350 530		(8)	Mast Ann Filter	1500	Photo Receptade (PFR)
		72 (72LC) 98 (98LC)	350 530 350 530			(MAF)	HAMPHORA	Bulton Type Photocell
	11 Eq.(17)	Sig (sorro)	(3) (6)			Celing Mount	Black (BK)	(FC120) (FC203)
El 2.2		120 (120LC)	350	i	1	(CM) Perclant Mount	100425148460	(PC240) (PC277)
	Mercil (N)	144 (144LC)	(3)	6		Section of the Control	(10 mg/s)	Round Polo Piale Adaptor
EL2-3	Ø	120 (1200.C)	530.			End Morel	Grey (GY)	For 4"@ Po'e (HFP4) For 5"@ Po'e (RPP5)
LLEO	TS (PAR)	144 (1441.0)	530			Poll-Cn	(64)	Element Conduit Box
			(5)			(EBOA)		(ECO)
EL2.4		168 (169LC)	350 630			End Mount	Siver Metalic	Culo!/ Läwer System (CLS)
Erginamini	TIESV	192 (192LG)	350 530 (3) (5)			(EMM)	(SL)	Vandal Resistant Sheld
EL2-5	(1)	216 (216LC)	350			I Washeren	1 等结件	(MRS)
למז (רטנית פושי	(isti)	240 (2401.0)	350				La read	Oxial Orcuit (OC)
	(X)	264 (264LC)	350				Custom Color (CC)	Motion Sensor
		583 (589FC)	350 (3)				200	(MS)
	V1 11 1500000000000000000000000000000000		1~/				1	



# LIGHT POLE AND BASE DETAIL

STRUCTUREPOINT

7260 SHADELAND STATION INDIANAPOLIS, IN 46256-3957 TEL 317.547,6500 FAX 317.543.0270 www.skucturepoint.com

ECALC: NTS	SHELL RO		
DATE: 05/24/2013	ter)		
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# EXHIBIT H

Sign Development Guidelines

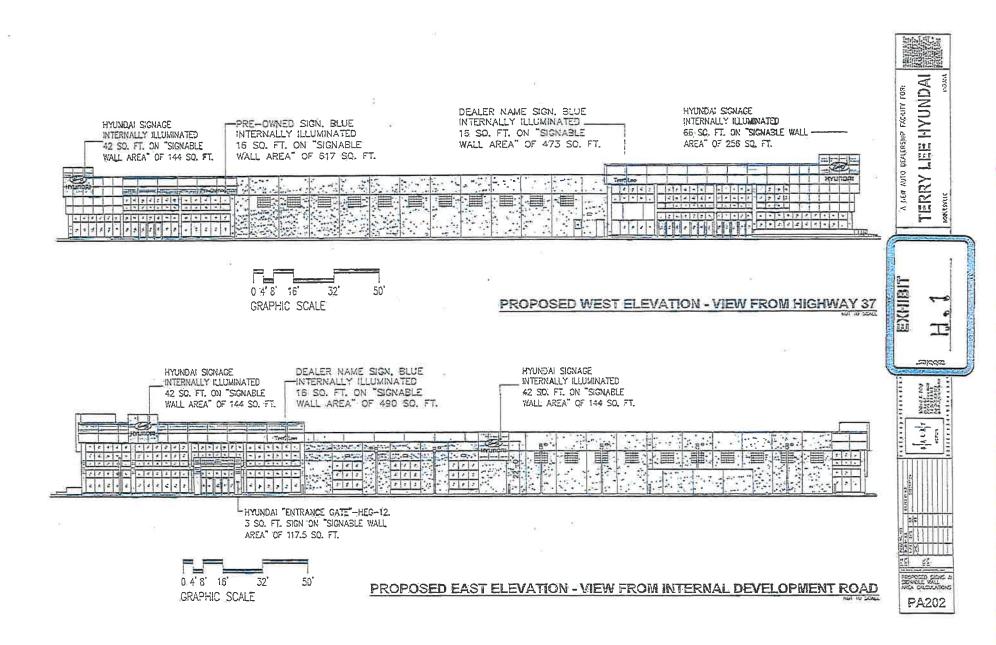
#### Sign Development Guidelines

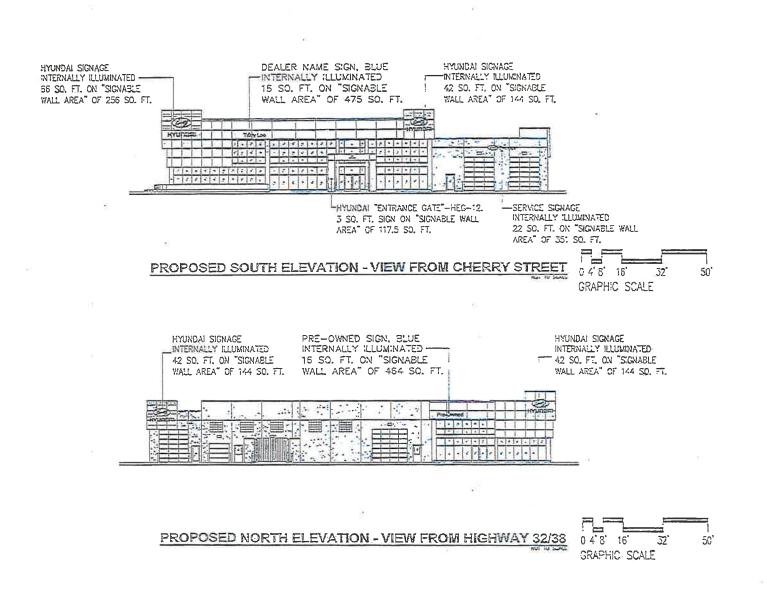
#### **Dealership Lot**

- A. Lot 1 of the preliminary development plan ("Dealership Lot") will be developed as the Terry Lee Hyundai Car Dealership. The Dealership Lot will be allowed the size, design and amount of signage as shown the designs attached as Exhibit H.1 and on the architectural elevations attached as Exhibit E
- B. The illumination of the signs will be Halo-Lit which is defined as individually mounted opaque, internally backlit letters that illuminate the wall or surface to which they are attached.
- C. The size and design of the directional and pylons signs in the Development Lot shall be consistent with the signs attached hereto as 'Exhibit H.2 Lot 1 shall have a maximum of seven (7) directional signs and the location of the directional signs shall be determined upon the approval of the Lot 1's detailed development plan. Lot 1 shall also have one (1) pylon sign which will be located as indicated attached Preliminary Development Plan as Exhibit H.4

#### **Designation Sign for Real Estate**

- A. The Designation Sign shall comply with the applicable signing requirements of Article 11: Signs of the UDO except as modified by the concept plan attached hereto as Exhibit H.3 The supports and frames shall be painted to look like stainless steel.
- B. Any number of materials may be used for the design of the Designation Sign for Real Estate. The following is a list of acceptable materials:
  - 1. Face Brick;
  - 2. Aluminum Composite Materials;
  - 3. Precast Concrete;
  - 4. Splitface or textured masonry units;
  - 5. Ceramic or glazed tile.
- C. The Designation Sign shall be located as indicated on the attached Preliminary Development Plan as Exhibit H.4





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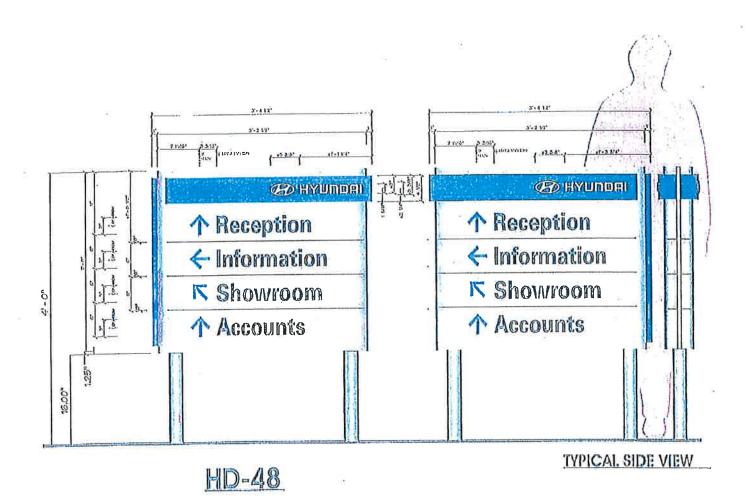
אלא באלהודעומאם הבאלהנו מצה הבאלפנום בכאב ע

PA203

EXHIBIT

# **DIRECTIONALS**

Text and arrows will vary.



**ЕХИВІТ**Н.2

Site ID: Hyundai

HYUMUHI

AGI Rep: JWB

Scale: 3/4'' = 1' - 0''

Date: 11/29/11

His discord is the project of acceptated of relating from 19-1 at any project and of the project and of the

Drawn by: MAR



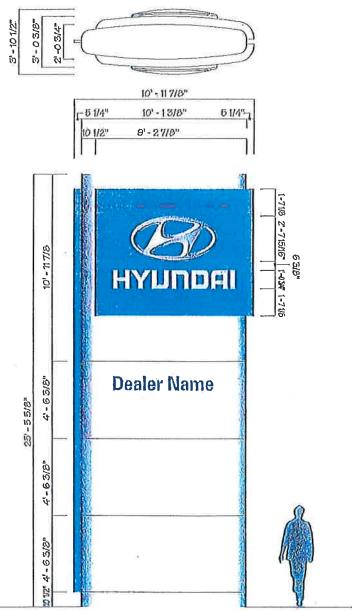
Architectural Graphics, Inc.

2655 Interrational Flory, Virginia Beach, VA 23452 HISHE (737) 477-1900 - foc(737) 4101297 Virginia Bignesia

# **PYLONS**

Dealer Name Text will vary.

HP-72-25 72.04 sq ft



The final sign location is to be determined by the authority having jurisdiction.
The approved location may vary from what is depicted in the rendering.

Site ID: Hyundai



STREET SIDE ->



AGI Rep: JWB

Scale: 3/16"=1"

Date: 6/28/11

168 Charlett II is a to proph of provinces, oppical for any of all days, recognized, or other properties, and all days, recognized, oppicalists, and all days of the appropriate probability of the appropriate probability of the appropriate properties and appropriate probability of the appropriate in which in his present and appropriate in which in his present and appropriate in which in his present and appropriate in which in his present appropriate in the appropria



Architectural Graphics, Inc.

2655 Itlemasorol Flwy, Vryinta Beach, VA 23452 FHONE 1757) 477-1900 - Fac (757) 430 1997 www.AG Sign com

Check us out on the web: CSI - Signs.com-

all tenant cabinets

satin silver finish

10" square tube

I

555 Park 32 West Dr. -Noblesville, IN 46062

317 867 2737 Office / Fax

**INVOICE NO** 

2435

#### **CUSTOMER**

Terry Lee Crossing

#### LOCATION

Noblesville, IN

#### **SALES REP**

Mark

#### DESIGNER

MK

# DATE

1/11/16

# SCALE

3/8=1'

# **FILE PATH**

mark/terrylee/tlc/pylon4

#### SIGN SPECIFICATIONS

#### **TERRY LEE CROSSING**

Aluminum extruded framing Routed .080 faces w/ whiTe 3/16" white acrylic backers White LED illumination / contained pwr supplies Painted satin finish Aluminum 2"x4" accent bar (non illuminated

#### **NOBLESVILLE**

Non illuminated 1" aluminum letters Painted satin white Stud and spacer mounting

#### **TENANT CABINETS**

Aluminum extruded cabinets Aluminum 2" divider bars (lower cabinet) White 3/16" Lexan faces (copy TBD) Opaque back ground - white copy to show thru White 6500 LED illumination Self contained pwr supplies

#### SUPPORT STRUCTURE

3" wall Precast concrete - Set over steal support Reveled seams between sections Joint sealed Steel 4"x6" tube will carry the tenant cabinets Additional supports 2"x2" Painted satin deep gray finish

#### INSTALLATION

Single 10"x1/4" square tube steel Set in direct burial concrete foundation Stone base by others

#### **ELECTRICAL**

01-26-2016

(2) 20 amp 120 circuits to be provided for our hookup at pole base

The revamped sign elevation was approved by Christy Langley, Director of Planning and Development, as not being a pole sign by definition but meeting the intent of the adopted planned development ordinance. All requirements such as setbacks, height, location, etc.

as per the adopted ordinances shall be adhered to for the issuance of a sign permit. PERMIT(S)

36"

DISCLAIMER: Representations of artwork displayed on a proof may not be precise a variations in monitor output in some cases. Color prints may vary slightly. ©Copyright 2012 CSI Signs Inc. (Chad Signs). All artwork proofs are property of CSI Signs & Installations his rendering is not be reproduced, duplicatged, copied or exhibited in anhy fashion. Datex Approved x Bry approving this artwork the customer is also approving all spelling and grammar excepting CSI Signs.

Terry Lee Crossing

lot 1

lot 2

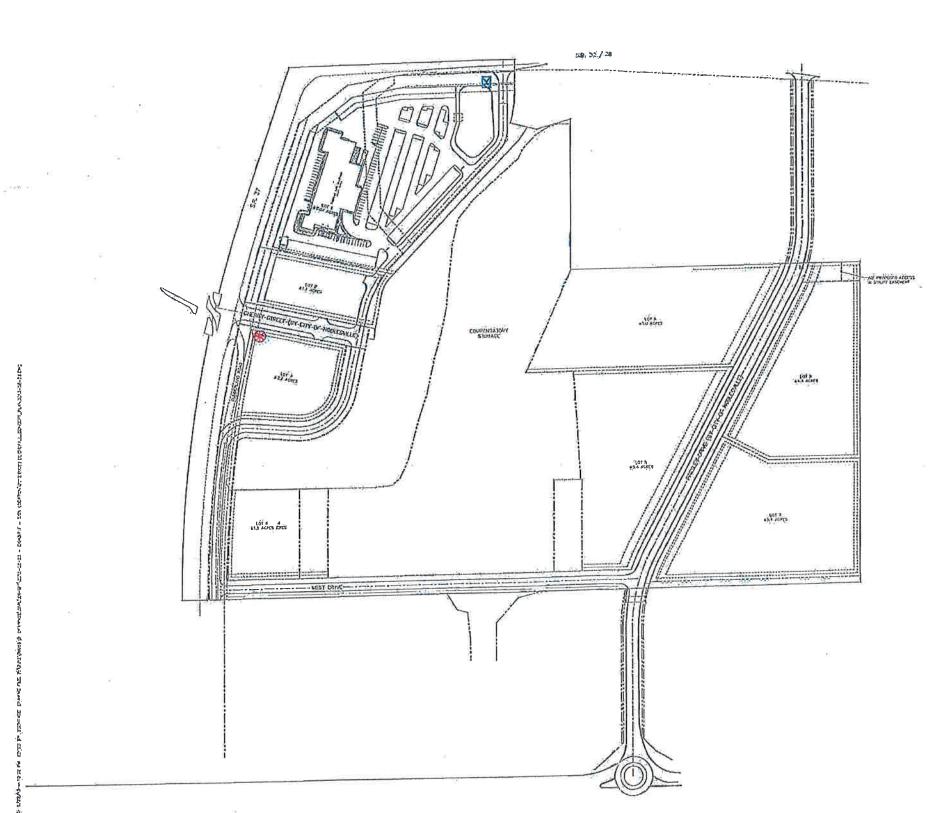
lot 3

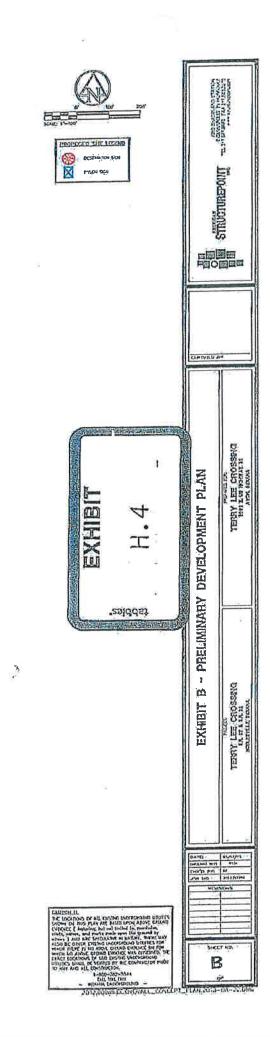
lot 4

lot 5

lot 6

lot 7

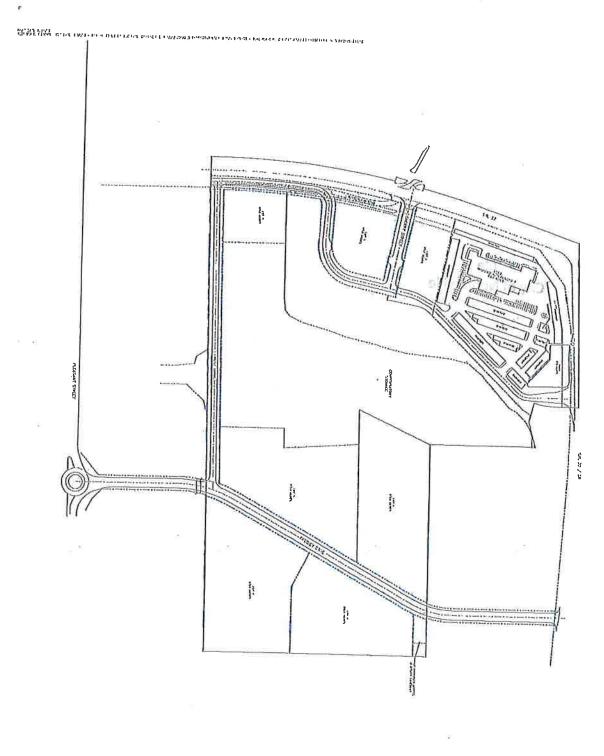


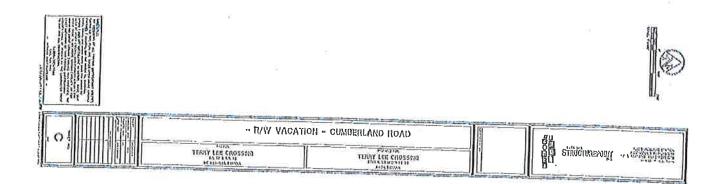


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# EXHIBIT I

Cumberland Road Right-of-Way Vacation





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