

REZONING APPLICATION

City of Columbus, Ohio • Department of Building & Zoning Services 757 Carolyn Avenue, Columbus, Ohio 43224 • Phone: 614-645-7433 • www.columbus.gov

· _	Application #: 714 042/14335-00000-00630				
ONC	Date Received: 9/a/14				
EOSE	Application Accepted By: SPATP Fee: 3200				
OFFIC	Comments: ASSIGNULT TON' Prochl; U45-2749; Uprochla Columbus gov				
	LOCATION AND ZONING REQUEST:				
	Certified Address (for Zoning Purposes) 5160 N. High Street Is this application being annexed into the City of Columbus Yes No (circle one) If the site is currently pending annexation, Applicant must show documentation of County Commissioner's adoption of the annexation petition.				
	Parcel Number for Certified Address 010-143134				
	Check here if listing additional parcel numbers on a separate page.				
	Current Zoning District(s) <u>C-4</u> Requested Zoning District(s) <u>CPD</u>				
	Area Commission or Civic Association: Clintonville Area Commission				
	Proposed Use or reason for rezoning request: <u>Car Wash</u>				
	(continue on separate page if necessary)				
	Proposed Height District: H-35 Acreage 0.669 [Columbus City Code Section 3309.14]				
	APPLICANT:				
	Name Moo Moo Express Car Wash c/o Dave Perry, David Perry Company, Inc.				
	Address 145 E. Rich Street, FL 3 City/State Columbus, OH Zip 43215				
	Phone # <u>(614) 228-1727</u> Fax # <u>(614) 228-1790</u> Email <u>dave@daveperryco.net</u>				
	PROPERTY OWNER(S):				
	Name Stanley M. and Teresa M. Bradham				
	Address 5160 N. High Street City/State Columbus, OH Zip 43214-1555				
	Phone #(614) 846-7826				
	Check here if listing additional property owners on a separate page				
(ATTORNEY DAGENT (CHECK ONE IF APPLICABLE) X Attorney Agent For Applicant				
	Name Donald Plank, Plank Law Firm				
	Address 145 E. Rich Street, FL 3 City/State Columbus, OH Zip 43215				
	Phone # (614) 947-8600 Fax # (614) 228-1790 Email: dplank@ planklaw.com				
	SIGNATURES (ALL SIGNATURES MUST BE PROVIDED AND SIGNED IN BLUE INK)				
	APPLICANT SIGNATURE Mor Man Express Carland ZZC h, Dan Man Express Carland ZZC h, Dan Man Man Man Man Man Man Man Man Man M				
	PROPERTY OWNER SIGNATURES Tarley M. D Tereson M. Breston by Javid B. M.				
	ATTORNEY AGENT SIGNATURE & Malel / Coulc				
	My signature attests to the fact that the attached application package is complete and accurate to the best of my knowledge. I understand that the City staff review of this application is dependent upon the accuracy of the information provided and that any inaccurate or inadequate information provided by me/my firm/etc. may delay the review of this application.				



REZONING APPLICATION

City of Columbus, Ohio • Department of Building & Zoning Services 757 Carolyn Avenue, Columbus, Ohio 43224 • Phone: 614-645-7433 • www.columbus.gov

AFFIDAVIT

(See	instruct	ion	sheet)
------	----------	-----	--------

(See instruction sheet)	411. 42.4
	APPLICATION# 714-042
STATE OF OHIO COUNTY OF FRANKLIN	THI BLOTH TOLK
of (1) MAILING ADDRESS <u>David Perry Compar</u> deposed and states that (he)she) is the applicant list of the name(s) and mailing address(es) of al (2) CERTIFIED ADDRESS FOR ZONING PURPOSES for which the application for a rezoning, variance, special and Zoning Services, on (3)	d B. Perry ny, Inc., 145 E. Rich Street, FL 3, Columbus, OH 43215 nagent, or duly authorized attorney for same and the following is a lithe owners of record of the property located at 5 5160 N. High Street al permit or graphics plan was filed with the Department of Building IIIS LINE TO BE FILLED OUT BY CITY STAFF)
SUBJECT PROPERTY OWNERS NAME AND MAILING ADDRESS Check here if listing additional property owners on a separate page.	(4) <u>Stanley M. and Teresa M. Bradham</u> 5160 N. High Street Columbus, OH 43214-1555
APPLICANT'S NAME AND PHONE # (same as listed on front of application)	Moo Moo Express Car Wash c/o Dave Perry, (614) 228-1727
AREA COMMISSION OR CIVIC GROUP AREA COMMISSION ZONING CHAIR OR CONTACT PERSON AND ADDRESS	(5) Clintonville Area Commission c/o Dana Bagwell 3982 N. High Street Columbus, OH 43214
shown on the County Auditor's Current Tar record of property within 125 feet of the exte	the names and complete mailing addresses, including zip codes, as x List or the County Treasurer's Mailing List, of all the owners of crior boundaries of the property for which the application was filed, and eet of the applicant's or owner's property in the event the applicant or us to the subject property(7)
SIGNATURE OF AFFIANT	(8) New !
Subscribed to me in my presence and before me this 📿	9th day of August, in the year 2014
SIGNATURE OF NOTARY PUBLIC	(8) Jea Je Kulin
My Commission Expires:	NJ 11

This Affidavit expires six months after date of notarization.



Amy K. Kuhn, Attorney At Law NOTARY PUBLIC - STATE OF OHIO My commission has no expiration date Sec. 147.03 R.C.

EXHIBIT A, Public Notice 5160 N High Street Z14-____ August 27, 2014

APPLICANT

Moo Moo Express Car Wash c/o Dave Perry, Agent David Perry Company, Inc. 145 East Rich Street, FL 3 Columbus, OH 43215

PROPERTY OWNER

Stanley M. and Teresa M. Bradham 5160 N. High Street Columbus, OH 43214-1555

ATTORNEY FOR APPLICANT

Donald Plank, Plank Law Firm 145 East Rich Street, FL 3 Columbus, OH 43215

COMMUNITY GROUP

Clintonville Area Commission c/o Dana Bagwell 3982 N. High Street Columbus, OH 43214

Pebble Hill Associates 111 W. 39th St., Ste. A Vancouver, WA 98660

Mario Le Scinto, et al. 4377 Landmark Ln. Hilliard, OH 43026

5 Girls LLC Kohr Royer Griffith Inc., c/o John Royer 1480 Dublin Rd. Columbus, OH 43215

PROPERTY OWNERS WITHIN 125 FEET

State of Ohio 5220 N. High St. Columbus, OH 43214

Worthington Gardens Schottenstein Prop. Group PO Box 24550 Columbus, OH 43224-0550 John H. Severing Joyce A. Severing 6127 Clark State Rd. Columbus, OH 43230

Wesley Glen Inc. Attn: CFO 5155 N. High St. Columbus, OH 43214

ALSO NOTIFY

Bob Lockett Smith Realty Partners 5003 Horizons Dr., Suite 100 Columbus, OH 43220 Moo Moo Express Car Wash c/o John Roush 13375 National Road, Suite C Reynoldsburg, OH 43068 5160 N High Street Z14-_____ Exhibit A, Public Notice Page 1 of 1, 8/28/14



REZONING APPLICATION

City of Columbus, Ohio • Department of Building & Zoning Services 757 Carolyn Avenue, Columbus, Ohio 43224 • Phone: 614-645-7433• www.columbus.gov

PROJECT DISCLOSURE STATEMENT

Parties having a 5% or more interest in the project that is the subject of this application. THIS PAGE MUST BE FILLED OUT COMPLETELY AND NOTARIZED. Do not indicate 'NONE' in the space provided.					
	APPLICATION# 714-042				
STATE OF OHIO COUNTY OF FRANKLIN					
Being first duly cautioned and sworn (NAME) Donald Plank					
	Name of business or individual Business or individual's address Address of corporate headquarters City, Sate, Zip Number of Columbus based employees Contact name and number				
1. Stanley M. and Teresa M. Bradham 5160 N. High Street Columbus, OH 43214-1555 # of Columbus Employees: 0 Stanley Brodham: (614) 846-7826 3.	2. Moo Moo Express Car Wash 13375 National Road, Suite C Reynoldsburg, OH 43068 # of Columbus Employees: 6 John Roush (614) 833-4800 4.				
Check here if listing additional parties or	n a separate page.				
SIGNATURE OF AFFIANT	Inald Mark				
Subscribed to me in my presence and before me this					
SIGNATURE OF NOTARY PUBLIC	contrera Q. Poeinte				
My Commission Expires:	6UST 3 20/5				
Notary Seal Here Notary Seal Here Notary Public, State of Ohlo My Commission Expires AttaUST 3, 2015					

Z14-5160 N High Street Legal Description, 0.669 acres

Situated in the County of Franklin, State of Ohio, City of Columbus, being part of Lot No. 19 of the Scioto Company's Subdivision of Quarter Township 3, Township 2, Range 18, United States Military Lands, and being 0.669 acre out of the northwesterly corner of the 13.933 acre tract conveyed to Worthington Gardens by deed of record in Deed Book 2770, Page 279, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a point in the centerline of North High Street, (U.S. Route No. 23), said point being the northwesterly corner of the said Worthington Gardens 13.933 acre tract;

thence along the northerly line of the said 13.933 acre tract, South 86° 26' East, (passing an iron pin at 45.26 feet), 400.00 feet to an iron pin;

thence South 3° 36' 19" West, 80.0 feet to an iron pin;

thence North 86° 26' West, (being parallel to and 80.0 feet Southerly from the northerly line of the said 13.933 acre tract), 110.0 feet to an iron pin;

thence North 41° 26' West, 14.14 feet to an iron pin;

thence North 86° 26' West, (being parallel to and 70.0 feet Southerly from the northerly line of the said 13.933 acre tract, and passing an iron pin at 247.0 feet), 280.0 feet to a point in the centerline of North High Street;

thence along the said centerline, North 3° 36' 19" East, 70.0 feet to the place of beginning, containing 0.669 acre, more or less.

General Warranty Deed*

059658

SANFORD J. SOLOMON and NANETTE SOLOMON, husband and wife, '. of Franklin County. Ohio

for valuable consideration paid, grantls) with general warranty covenants, to STANLEY M. BRADHAM and TERESA M. BRADHAM

, whose tax-mailing address is

the following REAL PROPERTY: Situated in the County of Franklin of Ohio and in the City Columbus

in the State

SEE EXHIBIT "A" ATTACHED FOR LEGAL DESCRIPTION

Except for conditions, restrictions and easements of record, if any, contained in former conveyances for said premises, subject to all of which this conveyance is made, and excepting taxes and assessments now and hereafter a lien upon said premises.

This conveyance is given in satisfaction of the terms of a land contract between Grantors and Granteed dated April 30, 1984, and recorded in the office of the Franklin County Recorder on May 2, 1984, in Official Record Volume 4182, 20302 page C-01.

CONVEYANCE TAX

TRANSFERRED

JUN 8 1989

PALMER C. MCNEAL

PROPERTY ADDRESS:

Columbuskin Childry, CHIO

County, Ohio.	· · · · · · · · · · · · · · · · · · ·	ranklin
Scounse-element hiterestannechmein Winess		Arford Kanadang Kang Kang
of May 1989 Signed and acknowledged in presence of:	our hydisithis;	A day
Ta a Baker	Sanford J Asofomon	hun .
All At Zu	Nanette Solomon	

State of Ohio

County of Franklin

BE IT REMEMBERED, Thut on this

26 day of May

their

. 1989 . before me,

the subscriber, a notary public SANFORD J. SOLOMON and NANETTE SOLOMON

in and for said state, personally came,

foregoing deed, and acknowledged the signing thereof to be

the Grantor(s) in the

voluntary act and deed.

INTESTIMONY THEREOF. I have hereunto subscribed my name and affixed my notary

on the day and year last aforesaid.

LORI A. BAKER

Notary Public, State of Ohio

My commission expires 11-17-92

Michael N. Schaeffer, Attorney at Law 88 West Mound Street, Columbus, Ohio This instrument was prepared by__ (1) Name of Grantor(s) and marital status.

(2) Description of land or interest therein, and encumbrances, reservations, and exceptions, taxes and assess

(3) Delete whichever does not apply.
(4) Execution in accordance with Chapter 5301 Ohio Revised Code.

Auditor's and Recorder's Stamps

(2)MAIL *See Sections 5302.05 and 5302.06 Ohio Revised Code. 7 AR

JUN - 8 1989

JOSEPH W. TESTA, RECORDER

1.00

■ EXHIBIT "A"

Situated in the County of Franklin, State of Ohio, City of Columbus, being part of Lot No. 19 of the Scioto Company's Subdivision of Quarter Township 3, Township 2, Range 18, United States Military Lands, and being 0.669 acre out of the northwesterly corner of the 13.933 acre tract conveyed to Worthington Gardens by deed of record in Deed Book 2770, Page 279, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a point in the centerline of North High Street, (U.S. Route No. 23), said point being the northwesterly corner of the said Worthington Gardens 13.933 acre tract;

thence along the northerly line of the said 13.933 acre tract, South 860 26' East, (passing an iron pin at 45.26 feet), 400.00 feet to an iron pin;

0-99-G 4-L OF

1.17

thence South 3° 36' 19" \ .st, 80.0 feet to an iron pin;

010-143134

5 23/54

thence North 86° 26' West, (being parallel to and 80.0 feet Southerly from the northerly line of the said 13.933 acre tract), 110.0 feet to an iron pin;

thence North 41° 26' West, 14.14 feet to an iron pin;

thence North 86° 26' West, (being parallel to and 70.0 feet Southerly from the northerly line of the said 13.933 acre tract, and passing an iron pin at 247.0 feet), 280.0 feet to 3 point in the centerline of North feet to a point in the centerline of North High Street;

thence along the said centerline, North 3° 36' 19" East, 70.0 feet to the place of beginning, containing 0.669 acre, more or less.

> 437. 7

rockie.

AND THE STREET STREET OF THE STREET



City of Columbus Zoning Plat



ZONING NUMBER

The Zoning Number Contained on This Form is Herein Certified to Obtain Zoning, Rezoning, and Variances, and is NOT to be Used for the Securing of Building & Utility Permits

Parcel ID: 010143134

Zoning Number: 5160

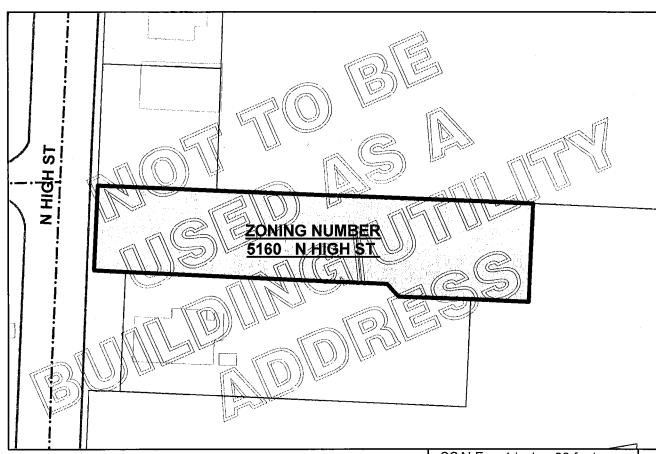
Street Name: N HIGH ST

Lot Number N/A

Subdivision: N/A

Requested By: DAVE PERRY CO., Inc. (DAVE PERRY)

Issued By: ______ Date: 3/27/2014





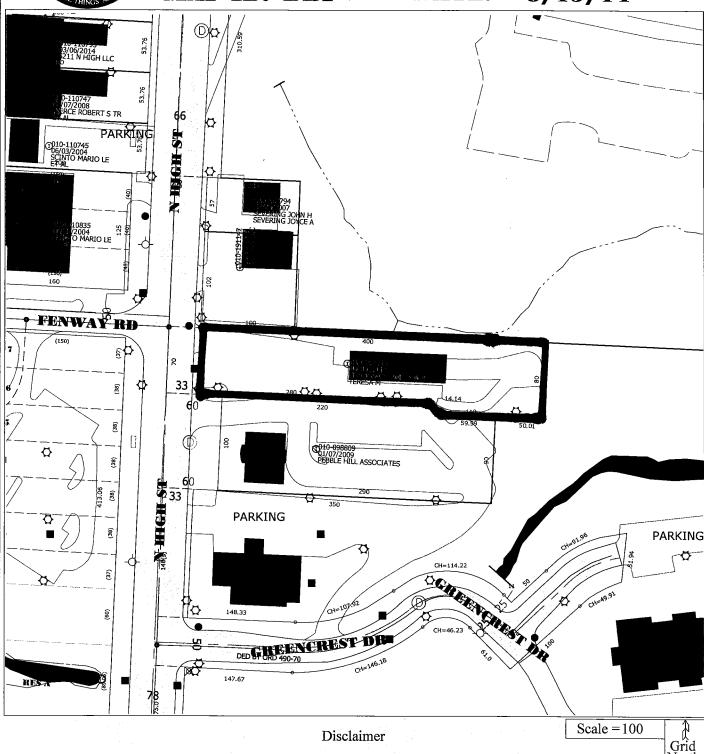
PATRICIA A. AUSTIN, P.E., ADMINISTRATOR DIVISION OF PLANNING AND OPERATIONS COLUMBUS, OHIO SCALE: 1 inch = 80 feet

GIS FILE NUMBER: 18980



CLARENCE E MINGO II FRANKLIN COUNTY AUDITOR

MAP ID: DBP DATE: 8/15/14



This map is prepared for the real property inventory within this county. It is compiled from recorded deeds, survey plats, and other public records and data. Users of this map are notified that the public primary information sources should be consulted for verification of the information contained on this map. The county and the mapping companies assume no legal responsibilities for the information contained on this map. Please notify the Franklin County GIS Division of any discrepancies.

Real Estate / GIS Department

CPD, COMMERCIAL PLANNED DEVELOPMENT 0,669 +/- ACRES

EXISTING ZONING:

C-4, Commercial District

PROPOSED ZONING:

CPD, Commercial Planned Development 5160 N High Street, Columbus, OH 43214

PROPERTY ADDRESS: APPLICANT:

Moo Car Express Car Wash LLC c/o Dave Perry, Agent, David Perry Company, Inc., 145 East Rich Street, FL 3, Columbus, OH 43215 and Donald Plank, Attorney, Plank Law Firm, 145 East Rich Street, FL 3, Columbus, OH

43215.

PROPERTY OWNER:

Stanley and Teresa Bradham c/o Dave Perry, Agent, David Perry Company, Inc., 145 East Rich Street, FL 3, Columbus, OH 43215 and Donald Plank, Attorney, Plank Law Firm, 145 East Rich Street, FL 3, Columbus, OH

43215.

DATE OF TEXT:

September 1, 2014

APPLICATION NUMBER:

Z14-____

1.INTRODUCTION: The 0.669 +/- acre site is located on the east side of N. High Street, 235 +/- feet north of Greencrest Drive. The site is presently zoned C-4, Commercial. The existing building was built for and used as a single bay car wash prior to the 1972 C-5 legislation, then changed to a used car sales office and lot in about 1983. Applicant proposes to rezone the site to CPD to permit a single bay automatic car wash and C-4 uses. The site plan titled "Site Plan, Moo Moo Express Car Wash, 5160 N. High Street", dated ______, 2014, hereinafter "Site Plan", and the building elevations titled "Building Elevations, Moo Moo Express Car Wash, 5160 N. High Street", dated ______, 2014, hereinafter "Building Elevations" are submitted as the development plan for the automatic car wash. The proposed automatic car wash will be on the same footprint as the existing building and with the existing walls, but a new gable roof will be installed. The property is in the North High Street Community Commercial Overlay.

- 2. <u>PERMITTED USES</u>: All uses of Chapter 3356, C-4, Commercial District, and an automatic car wash.
- 3. <u>DEVELOPMENT STANDARDS</u>: Unless otherwise indicated on the Site Plan, which shall only be applicable for development of a car wash, or in this written text, the applicable development standards shall be those standards contained in Chapter 3356, C-4, Commercial District, of the Columbus City Code.
- A). Density, Height, Lot and/or Setback commitments.

Development of the site with a car wash shall be as depicted on the submitted Site Plan. Development standards of the Zoning Code shall apply to use of the property for uses of the C-4 District.

- B.) Access, Loading, Parking and/or other Traffic related commitments.
- 1. Development of the site with a car wash shall be as depicted on the submitted Site Plan. Development standards of the Zoning Code shall apply to use of the property for uses of the C-4 District.

- 2. Right of way totaling 60 feet from centerline of North High Street shall be provided to the City of Columbus prior to approval of the final Site Compliance Plan for a car wash.
- 3. Vehicular access shall be from a full-turning movement curbcut on N High Street, as presently exists for the parcel.
- C.) Buffering, Landscaping, Open Space and/or Screening Commitments:

Required landscaping for the car wash shall be as depicted on the Site Plan.

D.) Building design and/or Interior-Exterior treatment commitments.

N/A

E.) Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments.

N/A

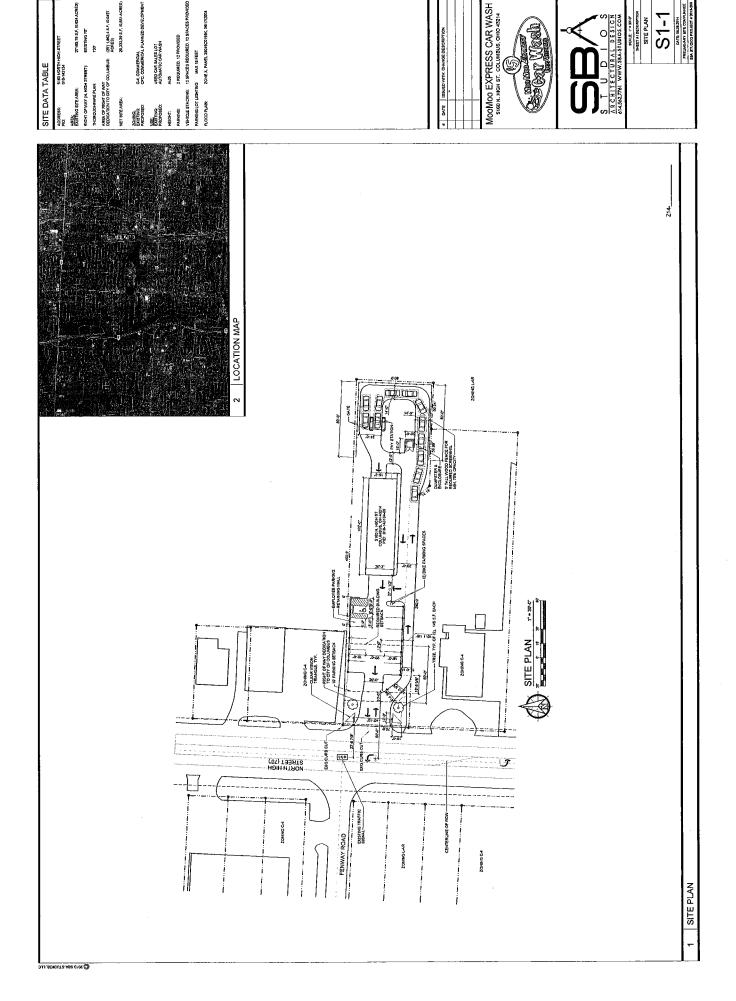
- F.) Graphics and Signage commitments.
- 1. All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code as it applies to the C-5, Commercial District, if the site is developed with a car wash, or the C-4 Commercial District, if developed with a C-4, Commercial District Use. Any variance to the sign requirements shall be submitted to the Columbus Graphics Commission for consideration.
- G). Other CPD Requirements.
- 1. Natural Environment: The site is located on the east side of N. High Street, 235 +/-feet north of Greencrest Drive. N. High Street is a north/south arterial right of way. The site is flat. The North High Street corridor is developed with a wide variety of commercial uses.
- 2. Existing Land Use: There is a commercial building on the premises that was built as a single bay automatic car wash, then subsequently converted to the garage and office for the sale of used cars.
- 3. Circulation: Vehicular access will be via a full-turning movement curbcut on N High Street, as depicted on the submitted Site Plan.
- 4. Visual Form of the Environment: The area surrounding the site is zoned and developed with commercial uses.
- 5. Visibility: North High Street is an arterial right of way. The site will be visible from North High Street.
- 6. Proposed Development: Automatic car wash.

- 7. Behavior Patterns: Vehicular access will be via a full-turning movement curbcut on N High Street, as depicted on the submitted Site Plan. On-site circulation for an automatic car wash shall be as depicted on the Site Plan.
- 8. Emissions: Development will conform to City of Columbus requirements as further controlled by development standards of this development text for light levels, sounds and dust. There will be no objectionable emissions.

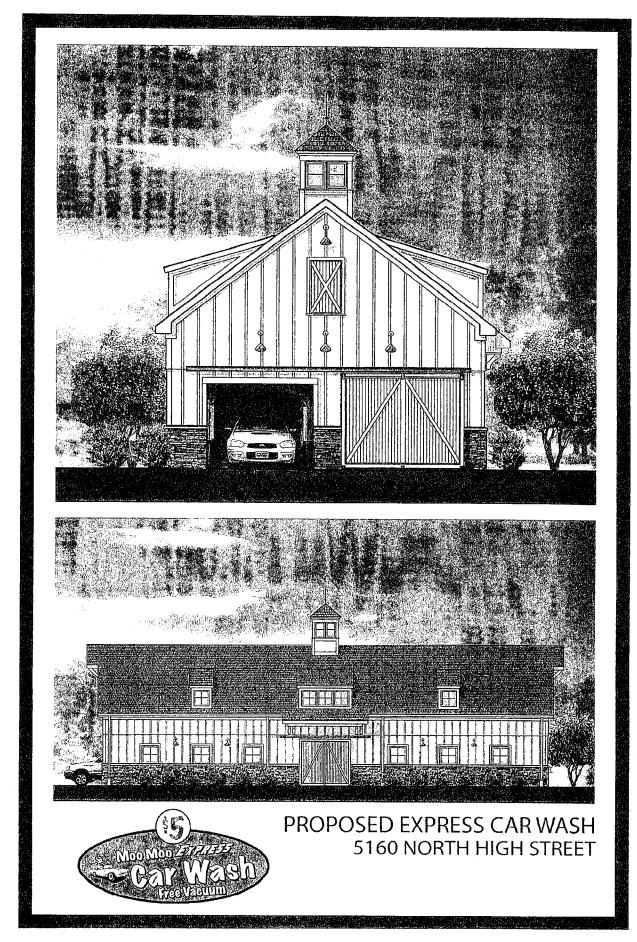
H). Modification of Code Standards.

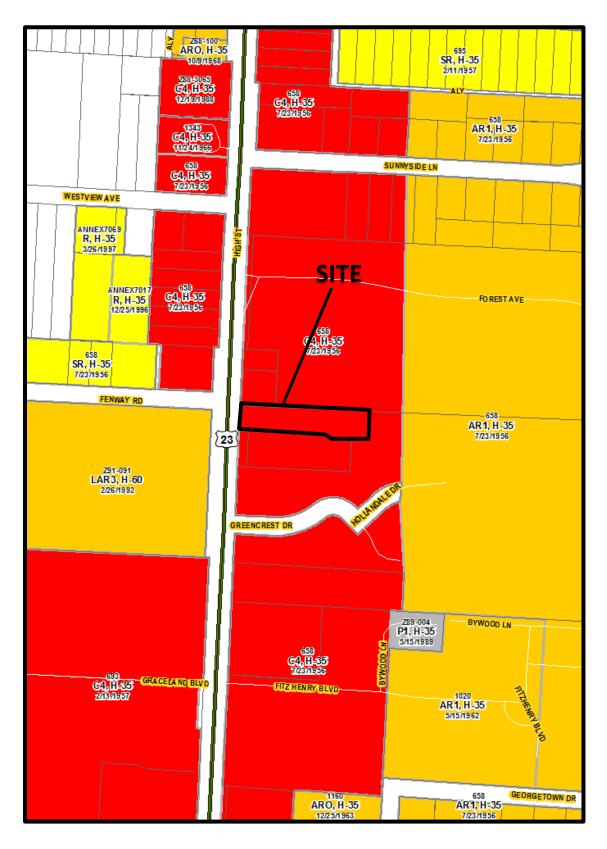
- 1. Section 3312.11, Drive-up Stacking Area, to not provide an exclusive by-pass lane for the car wash.
- 2.3372.705(D)(F), Building Design Standards, to not have a primary entrance door on the North High Street façade and to not have 40% of the area between two (2) feet and ten (10) feet above grade be finished with clear window glass (see submitted building elevations)

I.) Miscellaneous commitments.						
1. Development of the site with an automatic car wash shall be in accordance with the site plan and building elevations titled "Site Plan, Moo Moo Express Car Wash, 5160 N. High Street" and "Building Elevations, Moo Moo Express Car Wash, 5160 N. High Street", both dated, 2014, and signed, 2014 by David B. Perry Agent, and Donald Plank, Attorney. The Plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time fined development and engineering plans are completed. Any slight adjustment to the Plashall be reviewed and may be approved by the Director of the Department of Development or his designee upon submission of the appropriate data regarding the proposed adjustment.						
subject applicate collectively for conditions, and each states that conditions, or c	d, being the owner of the subject property together with the applicant tion, or their authorized representatives, do hereby agree singularly of themselves, their heirs, successors and assigns, to abide by above rest commitments regarding development of the subject property and for he fully understands and acknowledges that none of the foregoing recommitments shall in any manner act to negate, nullify, alter or modificial in the Columbus City Codes, other than as specified herein.	and strictions, such purpose estrictions,				
Signature:	David B. Perry, Agent	Date				
Signature:	Donald Plank Attorney					



Z)4042





Z14-042 5160 N. High Street Approximately 0.67 acres C-4 to CPD

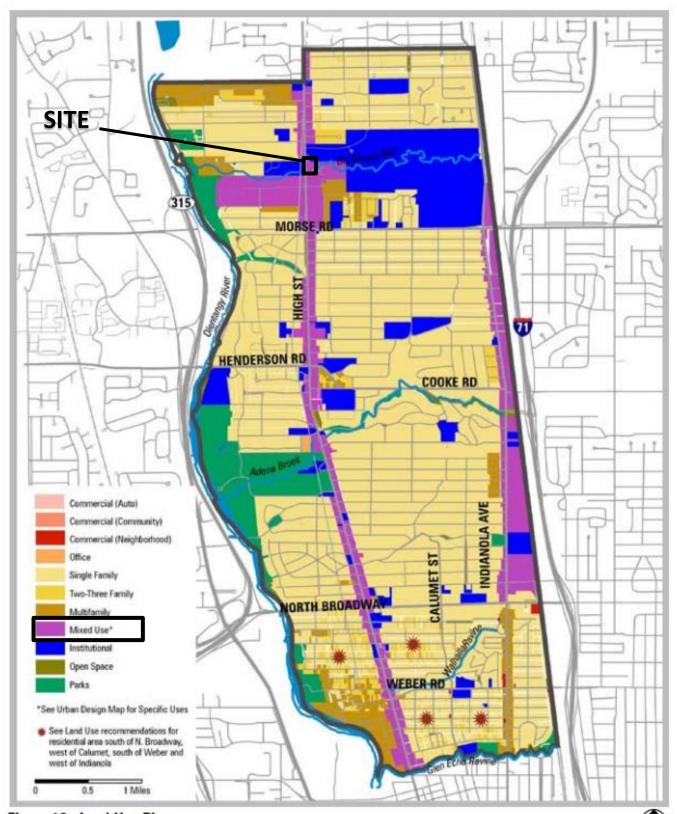
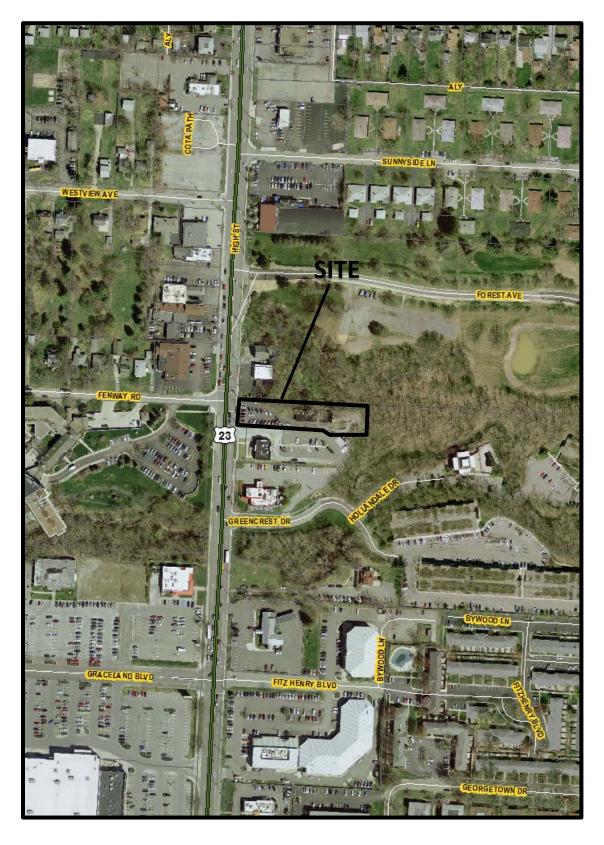


Figure 10: Land Use Plan

Z14-042 5160 N. High Street Approximately 0.67 acres C-4 to CPD



Z14-042 5160 N. High Street Approximately 0.67 acres C-4 to CPD