



**The City of Oklahoma City
Planning Commission
STAFF REPORT
May 27, 2021**

(C-7283) Preliminary Plat of Morgan Glen, being a part of the Southeast Quarter of Section 14, Township 11 North, Range 5 West of the Indian Meridian, located north of SW 44th Street and west of S. Morgan Road; and a Variance to Section 5.3.1.D.5 of the Subdivision Regulations. Ward 3.

I. GENERAL INFORMATION

A. Contacts

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B. Case History

This application was continued at the April 8 and May 13, 2021 Planning Commission meetings. This application is associated with an application to rezone the property to R-1 Single-Family Residential District (PC-10723). PC-10723 was recommended for approval on April 8, 2021 and considered by the City Council (after this report was written) on May 25, 2021.

C. Reason for Request

The developer proposes a single-family residential development on this site.

D. Existing Conditions

1. Comprehensive Plan Land Use Typology Area: Urban - Low Intensity (UL)

UL applies to the least intensively developed areas of the city that still receive urban water, sewer, police, park, and fire services. Development in this area should provide horizontal integration of land uses, connectivity within and between individual developments, and design that facilitates pedestrian and bicycle transportation.

2. Size of Site: 76.91 acres

3. Zoning and Land Use

	Subject Site	North	East	South	West
Zoning	AA (PC-10723 R-1 Requested)	R-1, R-A	AA	AA	R-1
Land Use	Vacant	Residences	Single Residence	Residences	Vacant

II. SUMMARY OF APPLICATION

The developer is proposing 269 single-family lots and five common areas on 76.91 acres, yielding a gross residential density of 3.50 dwelling units per acre. Public streets, storm sewer, sanitary sewer and water improvements are proposed. The site is currently zoned AA Agricultural District; however, this plat is associated with an application to rezone to R-1 Single Family Residential District (PC-10723). R-1 allows for 6,000 square-foot minimum lot sizes with 50-foot lot widths. The lots in this plat range in size between 6,000 square feet and 12,000 square feet. A front building setback of 20 feet is shown on all lots.

Access to this development will be taken from two standard connections with SW 44th Street. No street stubs are provided to the east or west with this development, and the property to the north is developed with residences with no opportunity for a connection.

A note on the plat indicates that sidewalks will be provided along all common areas and along the arterial streets. Sidewalks will also be required along local streets adjacent to the homes. The notes further state that maintenance of all common areas and islands/medians are the responsibility of the property owner's association, and that trees are required to be planted in the front yards of lots where the garage extends beyond the front wall of a residence, toward the street. Additional notes will be required on the final plat stating that arterial landscaping will be required, and that the property owner's association will be responsible for maintaining the landscaping.

III. REVIEW COMMENTS

This application was submitted to the following agencies, departments, and/or divisions for review and comment. An asterisk indicates that the agency, department, and/or division responded with no adverse comments.

1) Outside Agencies

- 1. Oklahoma City-County Health Department**
- 2. Oklahoma City Urban Renewal Authority (OCURA)**
- 3. Oklahoma Gas and Electric (OGE)**
- 4. Oklahoma Natural Gas (ONG)**
- 5. Oklahoma Electric Cooperative (OEC)**
- 6. Oklahoma Water Resources Board (OWRB)**

7. Mustang School District

8. Oklahoma Turnpike Authority (OTA)

9. Oklahoma Department of Transportation (ODOT)

2) City Departments

1. Airports

2. Central Oklahoma Transportation and Parking Authority (COTPA)

3. Fire *

4. Information Technology/Geographic Support

5. Parks and Recreation

6. Police

7. Public Works

a) Engineering

1) Streets

- a) All City streets and drives on City right-of-way serving this subdivision must be paved in accordance with City standards.
- b) The subject property is served by a public street.

2) Storm Sewer

- a) The Public Works Drainage Division staff has reviewed the subject application. All development, new construction, and / or substantial improvements planned within the proposed area shall be subject to chapter 16 of the Oklahoma City Municipal Code.
- b) Storm sewers in accordance with the City's Drainage Ordinance will be required. Development abutting section line roads with drainage flows that exceed the capacity of OKC standard ditch detail (D-100) will necessitate the installation of enclosed storm sewer and/or concrete channel.

The improvements shall be placed to provide a minimum of 35 feet clearance distance from the centerline of the section. Concrete channels must be entirely outside public right-of-way.

Sidewalks shall be constructed in compliance with the Oklahoma City Ordinance and meet all applicable ADA regulations.

- c) A flood/drainage study will be required to establish finished floor elevations, common lot areas or private drainage easements. The study must be reviewed and approved by the Public Works Department.
- d) Flood Study will be required to show no rise in FEMA Q100 and the City of Oklahoma City Q100 water surface elevation, compared pre- and post-development.
- e) A portion of the subject property is situated within a FEMA Flood Plain. Therefore, the establishment of Minimum Finish Floor Elevation for each lot within the flood plain will be required (100-year frequency plus one-foot). These elevations shall be approved by the Public Works Department Engineering staff prior to filing of the final plat.
- f) A floodplain activity permit must be submitted with plans for any work completed within FEMA floodplain.
- g) A Corps of Engineers 404 permit must be submitted for any work permitted in the Waters of the United States.
- h) Plans for drainage improvements within the private drainage reserves and/or common areas must be submitted for review, and payment of inspection fees shall be made prior to construction. Building permits will not be issued until construction is complete. If a subdivision abuts a stream, the private drainage easements and/or common areas along the stream shall extend to the flow line of the stream at a minimum.
- i) Place the following note on the plat and construction plans: Maintenance of the common areas and/or private drainage easements shall be the responsibility of the property owner's association. No structures, storage of material, grading, fill, or other obstructions, including fences, either temporary or permanent shall be placed within the drainage-related common areas and/or drainage easements shown.
- j) Construction within the limits of this plat will require an erosion control plan in accordance with EPA Storm Water Discharge permitting: CFR Vol. 57, No. 175, September 9, 1992.

A copy of the EPA Notice of Intent (NOI) will be required prior to the issuance of work orders or permits for construction activities disturbing an area of ½ acre or greater.

- k) Drainage easements shall be clearly denoted as public or private in owner's dedication, on the plat, and / or in the plat notes.
- l) Sidewalks shall be installed for all new construction and / or at the time of conversion of a residential use to a more intense use on all lots having frontage on public streets classified as a major or minor arterial.
- m) All private roads / streets will have private storm sewer systems.
- n) Engineers/Developers will be contacting PW for a detention determination before they submit their Final Plat and plans.
- o) Detention Determination
 - A detention requirement determination will not be issued at the Preliminary Plat stage unless the development is located within the current "detention required area".
 - Prior to the preparation of a Final Plat and Construction Plans, the Engineer or Developer may contact the Public Works Engineering Department and receive a Detention Determination for that individual Final Plat
 - This Detention Determination will be specific to the single Final Plat under consideration
 - The Detention Determination will be valid for a period of six (6) months
 - If the Final Plat and Construction Plans have not been submitted, reviewed, and approved by the Public Works Engineering Department within that 6-month time frame, the Detention Determination will be void and a new Detention Determination must be requested.
 - If construction has not started on the development within six (6) months of the approval of the construction plans, the Detention Determination will be void and a new Detention Determination must be requested.

- For new commercial developments that do not require hearings before the PC or CC, the Engineer or Developer may contact the Public Works Engineering Department and receive a Detention Determination for that commercial development.

- b) Streets, Traffic and Drainage Maintenance
- c) Stormwater Quality Management
- d) Traffic Management *

8. Utilities

a) Sanitary Sewer Availability:

- 1) Existing 8-inch and 12-inch sanitary sewer mains are adjacent to the subject site and a connection will be permitted in accordance with City Standard Specifications.
- 2) All sanitary sewer mains must flow within the existing drainage basin. Proposed sewer mains that will flow to another drainage basin across a ridgeline will not be allowed.
- 3) All sanitary sewer mains must have a minimum cover of 6 feet and a depth no greater than 18 feet.
- 4) The developer will be required to extend a gravity sanitary sewer collection system to each lot or site within the subdivision or land improvement in accordance with City Standard Specifications and the current Subdivision Regulations.
- 5) No trees, signs, dumpsters, or fences within 10 feet of existing or proposed sanitary sewer mains.
- 6) All existing unnecessary sanitary sewer services must be abandoned at the sanitary sewer main.
- 7) Public sanitary sewer must be extended to serve the development.
- 8) Side lot easements adjacent to other lots must combine to equal a total of 20-feet.

b) Water Availability:

- 1) The subject site is adjacent to a 16-inch water main in the street right-of-way of S. Morgan Road.
- 2) The developer will be required to extend a minimum twelve-inch water distribution, or larger, as recommended by the approved current Water Master Plan, along the section line street, border, or perimeter of the development and/or all interior water mains for domestic use and fire flow protection.
- 3) The developer will provide an internal (on-site) water distribution system capable of supplying water to each lot or tract within the proposed subdivision or land development in accordance with City Standard Specifications and the current Subdivision Regulations.
- 4) Dead-end water mains must be avoided. Connection to at least two active feeder or grid water mains will be necessary to prevent partial or total shut-off of water supply when a pipeline failure occurs within the proposed development.
- 5) In accordance with ODEQ regulations, the City provides water at a minimum pressure of 25 psi. The owner is responsible for designing and construction of all fixtures to provide adequate domestic and fire protection under minimum pressure conditions. The owner will be responsible for any failure of domestic and fire protection systems which require water pressure in excess of 25 psi.
- 6) No trees, signs, dumpsters, or fences within 10 feet of existing or proposed water mains.
- 7) All existing and proposed meters must meet current Meter Specifications. Meters must be in a grassed area. All domestic and fire suppression services must have separate water service connections. All existing unnecessary water services must be abandoned at the water main.
- 8) Public water main extension required.

c) Solid Waste Management

The City can provide residential service provided there is sufficient space for the truck to maneuver to service the addition.

9. Planning

a) Comprehensive Plan Land Use Typology Area: Urban - Low Intensity (UL)

UL applies to the least intensively developed areas of the city that still receive urban water, sewer, police, park, and fire services.

Development in this area should provide horizontal integration of land uses, connectivity within and between individual developments, and design that facilitates pedestrian and bicycle transportation.

b) Comprehensive Plan Policies:

- Avoid developing within or modification of 100-year floodplains or floodways.
- Large-scale (20+ acres or 50 or more single family units) residential subdivisions should provide a diversity of home sizes, lot sizes, price points, architectural styles, and density ranges.
- Where possible, provide a continuous system of open space along stream corridors or other appropriate areas that link neighborhoods and park lands.
- Utilize Best Management Practices (BMP) for stormwater whenever possible.
- Preserve mature, healthy trees and incorporate them into the design of new development or redevelopment projects to the greatest extent possible.
- Maintain, create, and enhance a street network that is highly connected to increase the number of viable commercial locations and the effectiveness of the transportation system.
- Limit number of dead-end streets and cul-de-sacs.
- Limit curb cuts on arterial streets, and where possible concentrate access at shared entrance points.
- Provide vehicular connectivity between adjacent developments.
- Provide sidewalk connections to adjacent development.
- Riparian areas are vegetated areas adjacent to streams, lakes, ponds, and wetlands that are composed of a mixture of trees, shrubs, and grasses. The comprehensive plan recommends a 100-foot buffer from stream banks.

bikewalkokc identifies an opportunity for a public trail (Mustang Greenway) that would follow the creek on the east side of the proposed plat and connect to Wild Horse Trail. At the time of review, the anticipated path was located within Common Area A and Common Area E. An easement for the trail should be requested at the time of final plat.

10. Development Services

The design of this preliminary plat conforms with the Subdivision Regulations as they relate to the access requirements for subdivisions with between 101 and 200 lots. The developer must also meet the access requirements established by the Subdivision Regulations for each phase of development.

Section 5.3.1.D.5 of the Subdivision Regulations requires preliminary plats to provide connections to adjacent parcels. The developer should add a street stub to the properties to the east and to the west to be in compliance with the Subdivision Regulations; otherwise, a variance is required. The Planning Commission shall consider physical barriers, land use incompatibilities, proposed amenities that are under private property owners' control (pools, playgrounds, etc.), existing undeveloped landlocked properties and any potential inappropriate traffic designs to justify a waiver of this requirement.

The properties to the west are served by a private road that is not built to current City street standards. A street stub to the west would / could intersect with this private road, which is a sub-standard road.

The west side of the plat is adjacent to a private street that serves 5 lots west of this subdivision. The developer has indicated that this private street easement extends 25-feet on either side of the property line (shared with the adjacent properties). They have indicated that they will adjust the lots and common area on the west side of this plat to allow for the 25-foot private street easement.

The size of the plat, 76.91 acres, requires 2.46 acres of open space with 0.80 acres (34,970 square feet) devoted to recreational improvements (Section 5.12.2). The developer is providing approximately 22.93 acres of open space/common area with this plat. A letter from the developer is required to be submitted with final plats listing the amenities planned and their timing of construction.

Section 11250.1 of the Planning and Zoning Code states that all residential developments adjacent to arterial streets must provide a landscaped buffer along the arterial street. It further states that the landscape buffer must be located outside of any subdivision fence and must consist of any combination of trees, shrubs, groundcovers, earthen berms, and/or rock or stone accents, arranged in a manner to achieve visual continuity. A landscape plan is required with each final plat adjacent to an arterial street. The landscaping must be installed prior to the issuance of a certificate of occupancy for any residence within the applicable final plat.

As provided in Section 5.8.2 of the Subdivision Regulations and Section 12100.2.G of the Zoning Code, a sidewalk will be required along the section line road.

The construction plans for the development must show the sidewalks along the arterial streets and along the common areas. The developer will be responsible for construction of these sidewalks.

The following changes are needed for this preliminary plat:

- “Limits of No Access” needs to be shown for all lots adjacent to SW 44th Street.

IV. STAFF RECOMMENDATION

Staff recommendations are advisory only and do not constitute Planning Commission decisions. Staff recommendations are based on a technical evaluation of information submitted at the time of review. Determination of conformance with policies contained in the comprehensive plan is the purview of the Planning Commission. Planning Commission decisions require a vote of five members to approve or deny an item. The Planning Commission may consider in its decision-making process any additional relevant information presented at the public hearing by the public, applicant, and/or City departments.

Approve the application subject to the following technical evaluation:

1. The design of all final plats must meet the access requirements established by the Subdivision Regulations for each phase of development, unless varied by the Planning Commission.
2. Verify the location of the private street / easement along the west property boundary and adjust lot locations as needed prior to submitting final plats.
3. The applicant is requesting a variance to Section 5.3.1.D.5 of the Subdivision Regulations relating to inter-connection with adjacent parcels. Six affirmative votes will be necessary for approval.
4. A letter from the developer must be submitted with final plats stating the type of amenities proposed and their timing of construction.
5. A landscape plan is required with each final plat adjacent to an arterial street. The landscaping must be installed prior to the issuance of a certificate of occupancy for any residence within the applicable final plat.
6. The developer will be responsible for constructing a sidewalk along SW 44th Street, and along all of the common areas, including across creeks and/or drainage areas.
7. “Limits of No Access” must be provided along the section line road on the final plats.

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All Engineering Division and Water/Wastewater Utilities Division requirements must be met. Additional changes to the plat may be required during either Divisions review of construction plans and prior to City Council acceptance.

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