## **PROPOSED AGENDA**

#### Thursday, February 3, 2022

#### Meeting of the Design Review Board

- I. Chairman Johnson will call the meeting to order.
- II. Design Review Board Presentations
  - 1. 100 Chauncey Circle Installation of Boulders and Stone Steps (Boulders not visible from road or adjoining property)
  - 23 Cedar Hill Drive Addition to Existing Home (Project originally approved by DRB in October 2021 – Applicant has revised design and flipped addition to the other side of home)
  - 3. 129 Stuyvesant Road Installation of Accessory Structure to Replace Existing Shed (Applicant agreed to buffer along road for screening purposes and remove existing shed upon final installation of new shed. Description of shed colors included in packet)
  - 4. 33 Hilltop Road Retaining Wall for Driveway and Site Plan Re-Design (Retaining wall necessary for grading/site plan changes associated with new contractor and landscape plan – original zoning permit expired due to lack of activity on project)
  - 5. 48 Forest Road Addition to Existing Home (Addition complies with all setbacks, maximum roof coverage, and impervious surface coverage requirements)
  - 6. 121 Hendersonville Road (MAHEC) Construction of New Parking Garage (Parking garage was approved by Board of Adjustment in December 2019 as required special use permit. MAHEC held off on construction due to Covid issues in 2020, and has received direct funding from the State of NC for the project and now requests the zoning permit)

Italicized Projects Received Approval from Board of Adjustment

- III. Next Meeting Thursday, February 24, 2022
- IV. Adjourn

## **BOARD OF ADJUSTMENT STAFF MEMORANDUM**

January 24, 2022



Case 1 – 100 Chauncey Circle Special Use Request for Installation of Landscape Boulders

David Nelson & Martha Barnes Property Address: 100 Chauncey Circle

#### Project Description

Property Owner:

The applicant has presented plans for landscape boulders in compliance with the front yard setback and outside the Town's right of way along Chauncey Circle. In addition, approximately 20 stone steps will be placed to provide safer and better access to the front berm.

#### Special Use Request

The Town requires a special use permit approval for the inclusion of the landscape boulders and stone steps within this project. The boulders are shown on the attached landscaping plan, as well as the approximate placement of the stone steps.

Town of Biltmore Forest

Name David Nelson

**Property Address** 100 Chauncey Circle

Phone (828) 782-1120

Parcel ID/PIN Number 964670647800000

Email davmarde@me.com

#### ZONING INFORMATION

Lot Size

1.43 acre

Current Zoning R-3

Maximum Roof Coverage 5,060 square feet (Up to 1.2 acres)

1-3 acres (25 percent of lot area)

Proposed Roof Coverage Total

Maximum Impervious Surface Coverage

Proposed Impervious Surface Coverage na

15 feet (R-2, R-3, R-4, and R-5 Districts)

**Front Yard Setback** 50 feet (R-2, R-3, R-4, and R-5 Districts)

**Rear Yard Setback** 20 feet (R-2, R-3, R-4, and R-5 Districts) Building Height na

Side Yard Setback

#### **Description of the Proposed Project**

install stairs (~20) and landscape boulders to make driveway berm more accessible and viable for gardening.

Estimated Start Date 1/31/2022

Estimated Completion Date 2/28/2022

Estimated Cost of Project \$15,000.00

Supporting Documentation (Site Plan, Drawings, Other Information) Berm Project Docs for BF.pdf

## **Special Use Permit Application**

Town of Biltmore Forest

Name David Nelson

Address 100 Chauncey Circle

Phone (828) 782-1120 Email Davmarde@me.com

#### Please select the type of special use you are applying for:

Accessory Structures

The applicant must show that the proposed use will not materially endanger public health or safety or injure value of adjoining or abutting property. In addition, the proposed use must be in general conformity with the plan of development of the town and be in harmony with scale, bulk, height, coverage, density, and character of the neighborhood.

#### Please provide a description of the proposed project:

Stairs and landscape boulders on the driveway side of berm. The berm is too steep for us to garden safely and we are hoping this access can help.

# Explain why the project would not adversely affect the public interest of those living in the neighborhood:

The stairs and boulders will only be visible from our home. No neighboring properties will see the improvements.

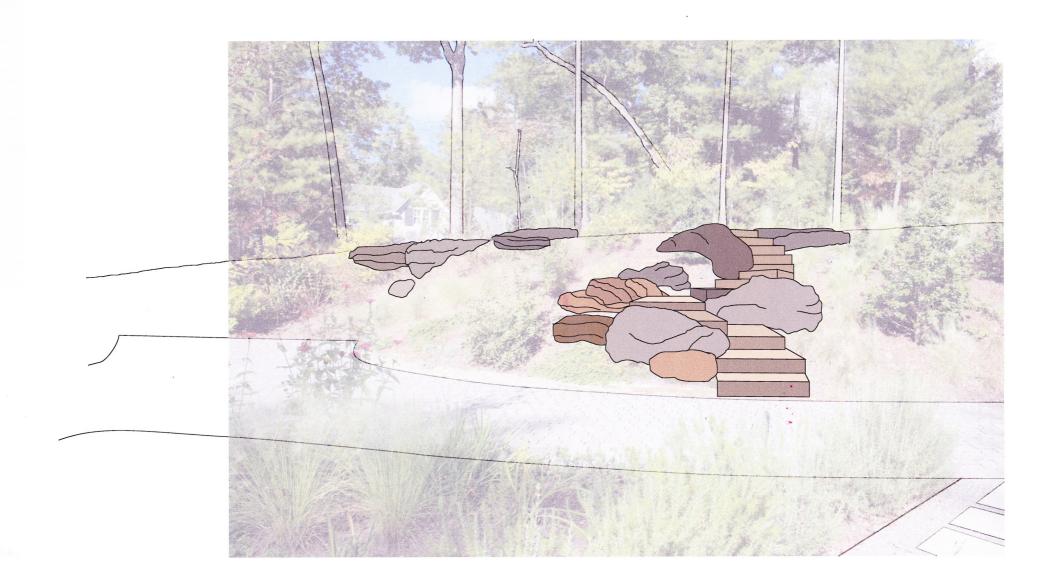
# I hereby certify that all of the information set forth above is true and accurate to the best of my knowledge.

Signature

**Date** 12/6/2021

1/40





<image>

## StepsTitle

Color Options : Castle Grey



Clear selection

**Castle Grey Steps** Variation in Color: Low Available

Tennessee fieldstone landscope specimen boulders



Town of Biltmore Forest

Name Konstandin Barlas

**Property Address** 23 Cedar Hill Drive

Phone (828) 777-5550

Parcel ID/PIN Number 9646423424

Email barlasdino752@aol.com

#### ZONING INFORMATION

Current Zoning R-1

Maximum Roof Coverage 5,500 square feet (Up to 1.5 acres) Proposed Roof Coverage Total 5500

0000

Lot Size

1.285

Maximum Impervious Surface Coverage 1-3 acres (25 percent of lot area)

**Proposed Impervious Surface Coverage** 11615

**Front Yard Setback** 60 feet (R-1 District)

Side Yard Setback 20 feet (R-1 District)

**Rear Yard Setback** 25 feet (R-1 District)

Building Height 39 feet at peak

#### **Description of the Proposed Project**

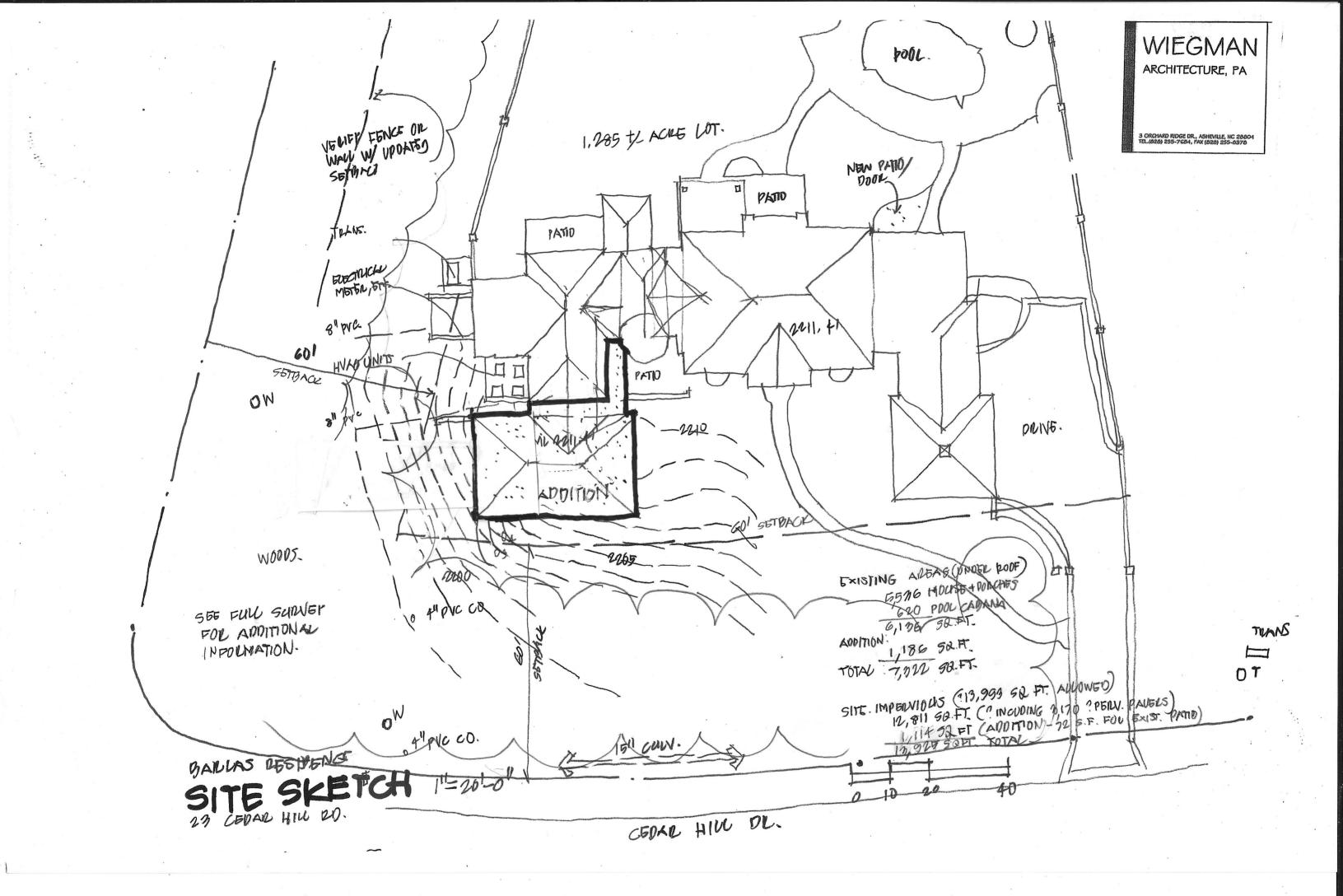
Additional two floor bonus room for kids to play and new entertaining room downstairs. Very minimal work inside. Rooms will be very plain inside to have a place in the house kids can come in from outdside and be able to kick a ball with their friends especially during winter months.

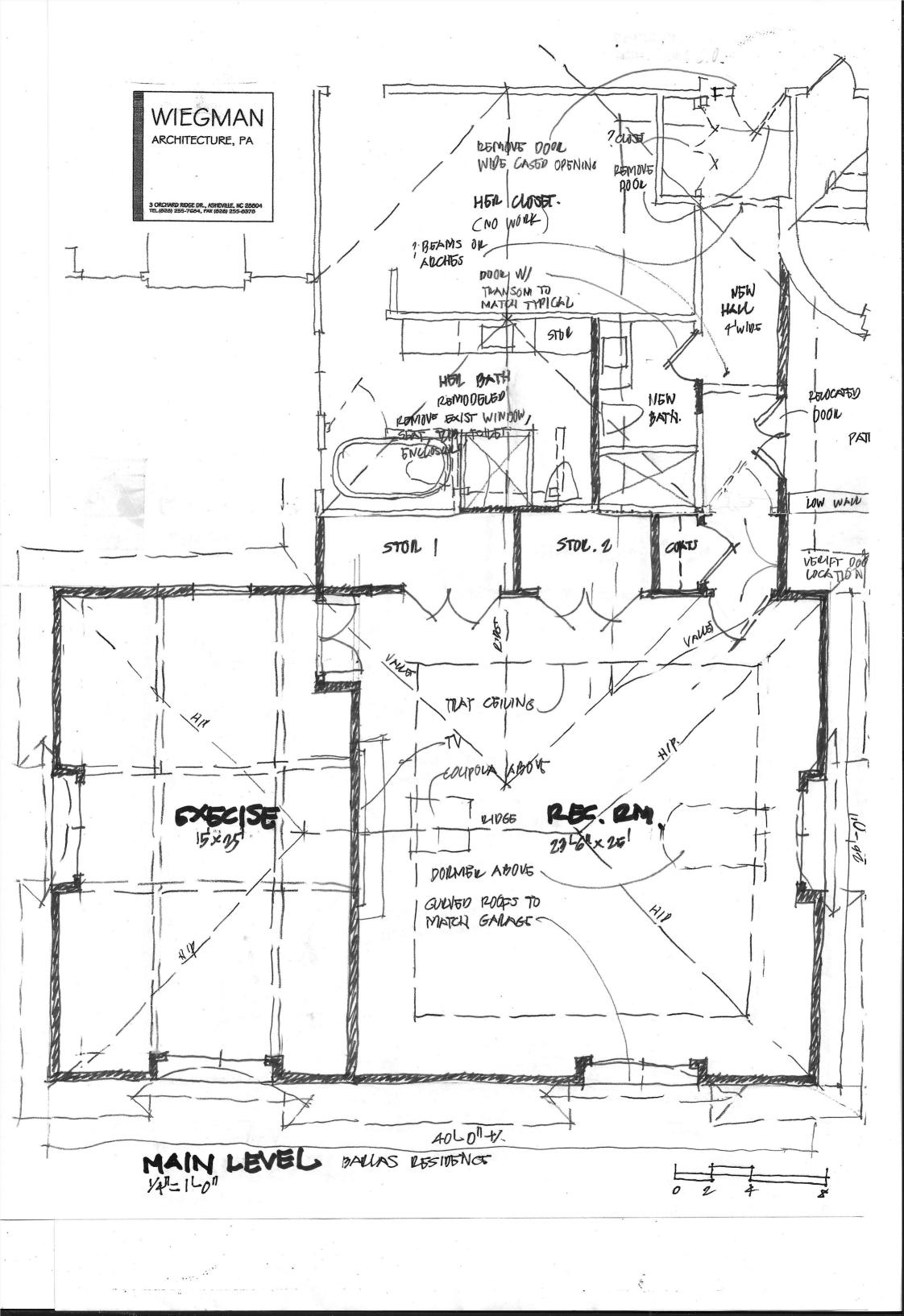
Estimated Start Date 10/25/2021

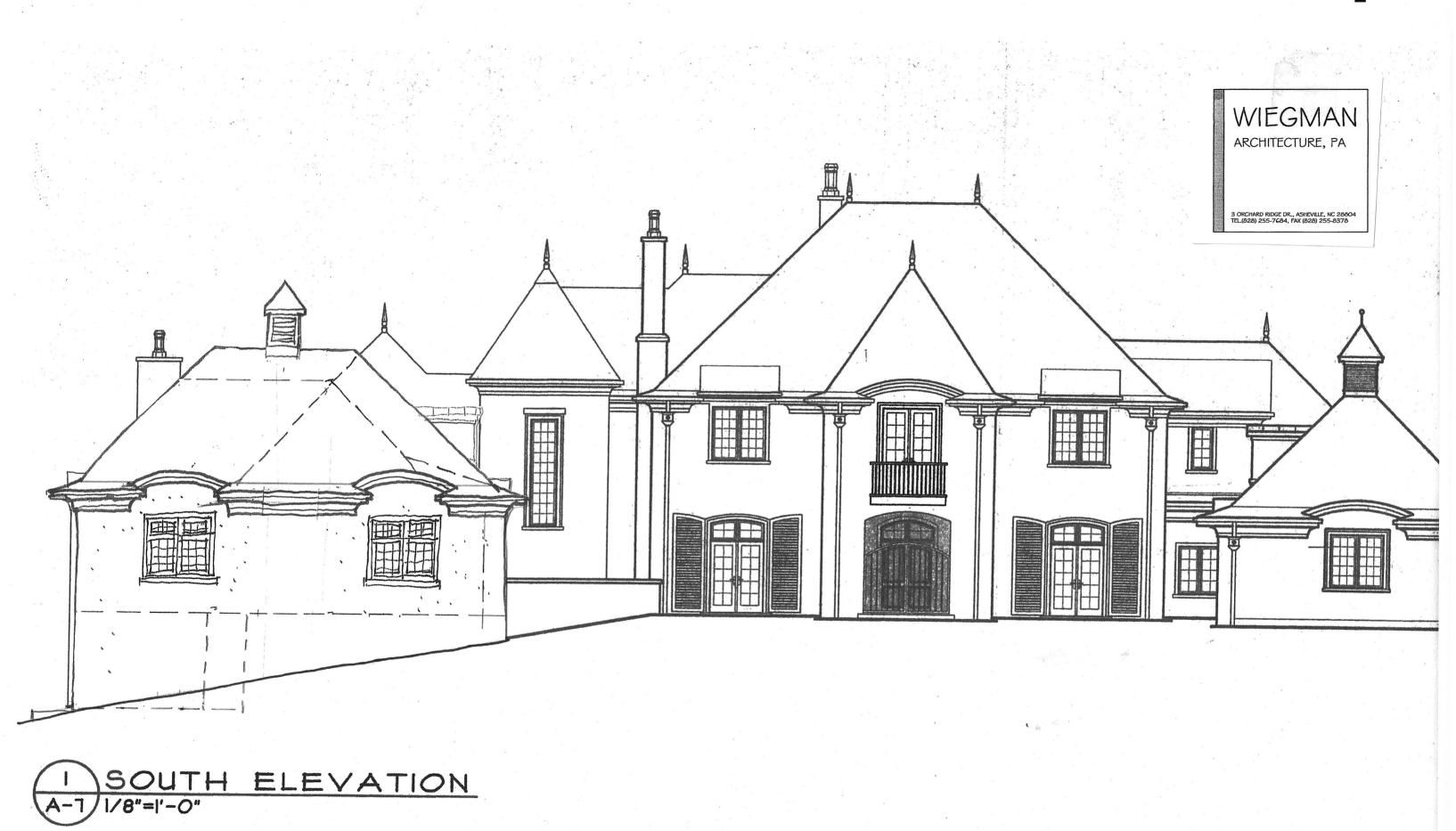
Estimated Completion Date 1/31/2022

Estimated Cost of Project \$100,000.00

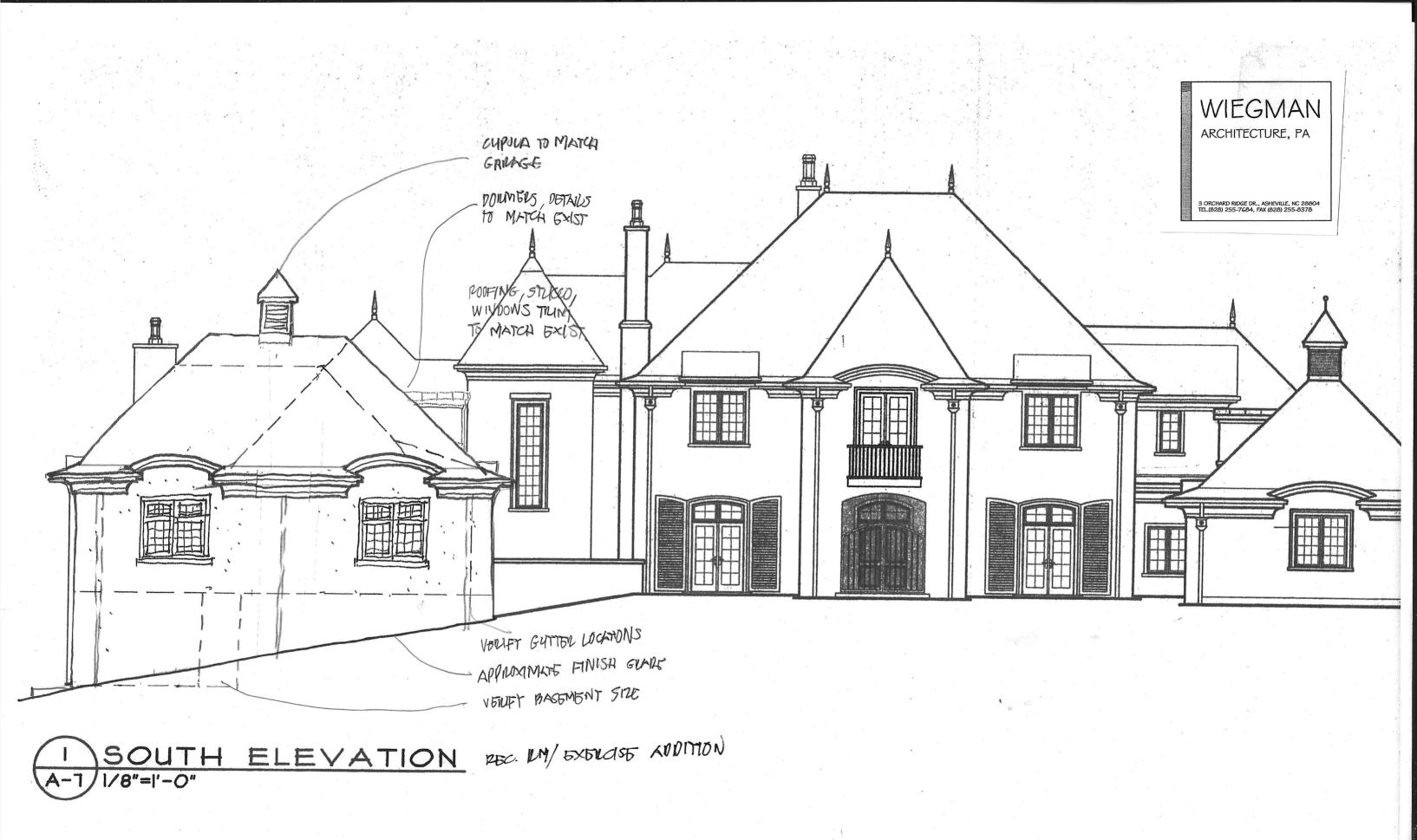
Supporting Documentation (Site Plan, Drawings, Other Information)











## BOARD OF ADJUSTMENT STAFF MEMORANDUM

January 24, 2022



Case 2 – 129 Stuyvesant Road Special Use Request for 12'x20' Accessory Building

Property Owner:O.E. Starnes, IVProperty Address:129 Stuyvesant Road

#### Project Description

The applicant has requested a special use permit for the installation of a 12'x20' accessory building storage shed. The proposed location for the storage shed complies with all setbacks and located within the side yard. An existing shed, planned for removal, is shown on the attached plan. The new shed will be directly in front of the old shed.

#### Special Use Request

The Town requires a special use permit approval for an accessory building to be constructed on the property. The requirements for accessory buildings are as follows:

#### § 153.029 ACCESSORY STRUCTURES AND BUILDINGS.

(A) Accessory structures and/or necessary buildings shall not detract from nor interfere with adjacent properties. No accessory structure or building shall be constructed, erected, or located within any front yard or within any side yard or rear yard setback.

(B) (1) In addition, the following standards are established for accessory structures and accessory buildings:

(a) The maximum number of accessory buildings permitted on a lot shall be one;

(b) The maximum roof coverage area for accessory buildings shall be 750 square feet;

(c) The maximum height for accessory buildings shall be 25 feet;

(d) The accessory building must be screened by vegetation or other buffer as set forth in § 153.008;

(e) The accessory building must be located behind a line parallel to the rear of the principal structure on the lot;

(f) The accessory building must be designed in the same architectural style as the principal structure;

(g) Any accessory structure and/or accessory building shall be included in the calculation of allowable roof coverage and allowable impervious surface coverage on the lot pursuant to \$ 153.043 and 153.048; and

(h) Solar collectors shall be regulated in accordance with G.S.  $\S$  160D-914.

Town of Biltmore Forest

Name O.E. Starnes IV

**Property Address** 129 Stuyvesant Rd

**Phone** (203) 559-8758

Parcel ID/PIN Number

Email oestarnes4@gmail.com

#### ZONING INFORMATION

Current Zoning R-1

Maximum Roof Coverage 6,100 square feet (Up to 2 acres) Lot Size 1.7

240 sqft

Maximum Impervious Surface Coverage 1-3 acres (25 percent of lot area)

Proposed Impervious Surface Coverage

**Proposed Roof Coverage Total** 

**Front Yard Setback** 60 feet (R-1 District)

Side Yard Setback 20 feet (R-1 District)

Rear Yard Setback 25 feet (R-1 District) Building Height

**Description of the Proposed Project** 12x20 outdoor utility shed for tools and kids toys to eventually replace existing shed

Estimated Start Date 2/1/2022

Estimated Completion Date 3/31/2022

Estimated Cost of Project \$6,000.00

Supporting Documentation (Site Plan, Drawings, Other Information) A5162373-1CBE-4A75-BD06-8A09A4EDECAA.jpeg **Applicant Signature** 

**Date** 1/4/2022

¥ G

# **Special Use Permit Application**

Town of Biltmore Forest

Name O.E. Starnes IV

Address 129 Stuyvesant Rd

Phone (203) 559-8758 Email oestarnes4@gmail.com

#### Please select the type of special use you are applying for:

Accessory Buildings

The applicant must show that the proposed use will not materially endanger public health or safety or injure value of adjoining or abutting property. In addition, the proposed use must be in general conformity with the plan of development of the town and be in harmony with scale, bulk, height, coverage, density, and character of the neighborhood.

#### Please provide a description of the proposed project:

12x20 utility shed for tools and kids toys to eventually replace existing shed.

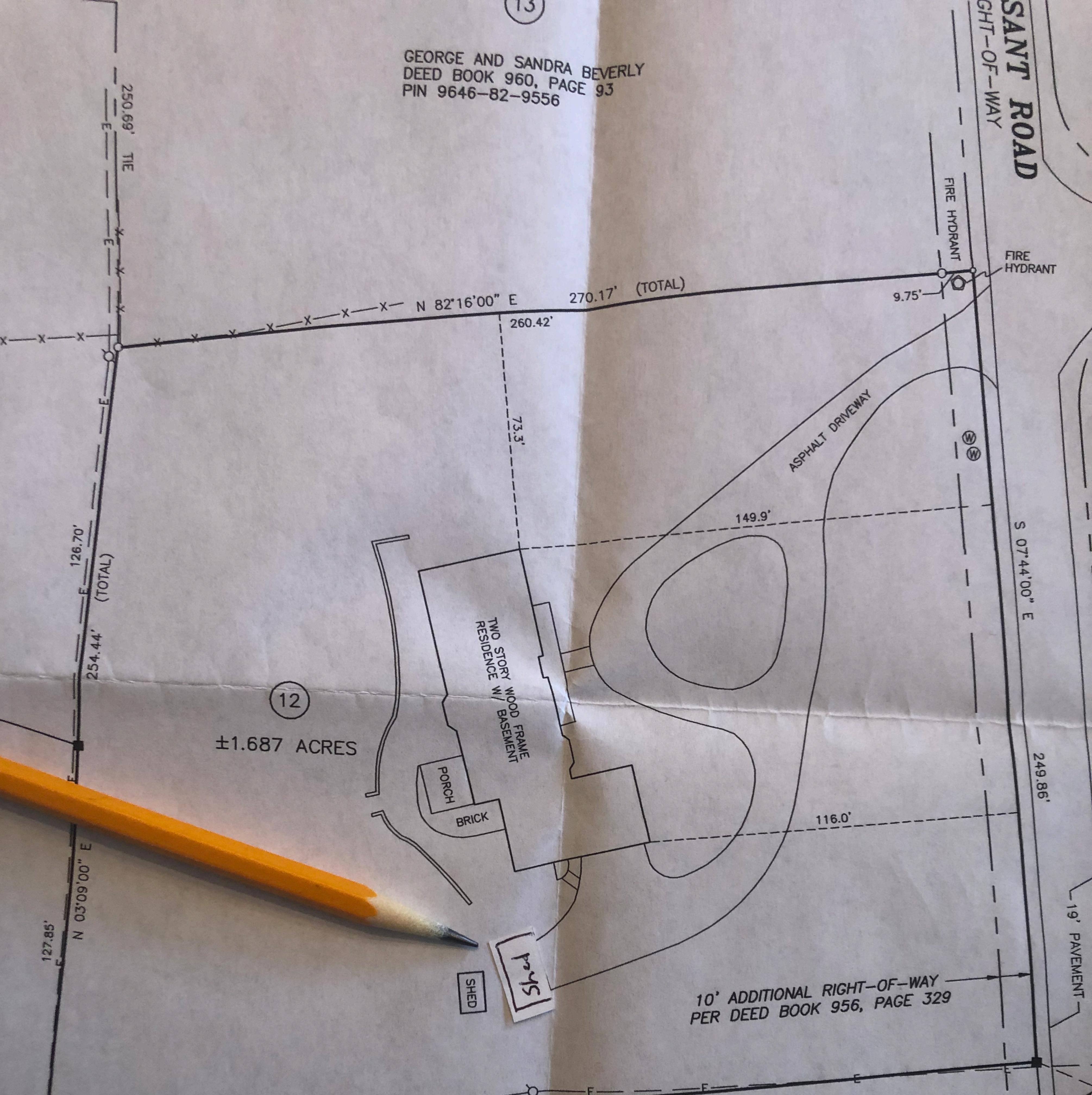
# Explain why the project would not adversely affect the public interest of those living in the neighborhood:

Generally out of sight of neighbors and passers by from street. Attractive design, quality construction with trim.

# I hereby certify that all of the information set forth above is true and accurate to the best of my knowledge.

Signature

**Date** 1/4/2022



318.21' S 82'16'00" W OUND . REFERENCE BEARING TIE LINE ONLY S 70°29'49" E 33.19' VALERIE LEE CARVER MELITA ANN RITTER DEED BOOK 4015, PAGE 502 PIN 9646-82-9075



## BOARD OF ADJUSTMENT STAFF MEMORANDUM

January 24, 2022



Case 3 – 33 Hilltop Road Special Use Request for Retaining Wall in Side Yard and Approval for Tree Removal and Replacement Plan

Property Owner:Lorrie PandeProperty Address:33 Hilltop Road

#### Project Description

The applicant has requested a special use permit for a retaining wall within the side yard and additional tree removals and replacement. This project previously received a zoning permit following Design Review Board approval in December 2019. The project was started but not completed by the contractor. The zoning permit issued in December 2019 has expired.

The new contractor has re-evaluated the building design and developed a new grading and landscape plan. These new plans, specifically the retaining wall, require a special use permit by the Board of Adjustment. In addition, the new grading plan also requires additional tree removal and associated replacement that must be approved by the Board of Adjustment.

#### Special Use Request

The Town requires a special use permit approval for accessory structures, including retaining walls. The pertinent section of the Town Zoning Ordinance states the following:

#### § 153.049 FENCE, GATE AND WALL REGULATIONS.

The Board of Commissioners for the Town of Biltmore Forest that the following amendments to the Zoning Ordinance and subsequent regulations be placed on fence, gate, and wall construction and replacement as of the effective date of this section.

(A) New fences, gates or walls may be approved by the Board of Adjustment as a special use, so long as the gate, fence or wall meets the following requirements.

(1) The fence, gate, or wall is constructed entirely within the rear yard, is not located in any side or rear yard setbacks, and is constructed of materials deemed acceptable in § 153.049(D).

(2) Mature vegetation or other buffering sufficient to screen the fence, gate, or wall from neighboring properties shall be required to the extent necessary.

#### Tree Removal and Replacement Plan

The applicant proposes the removal of thirteen (13) protected trees, as defined by the Town's Tree Protection Ordinance. The ordinance requires any removal between 11 and 30 trees be considered for approval by the Board of Adjustment as noted below. The proposed replacement plan complies with the tree replacement schedule in 93.38.

§ 93.33 APPLICATIONS FOR REMOVAL OF PROTECTED TREES IN EXCESS OF TEN.

(A) An application for a permit to remove more than ten protected trees on a property must be presented directly to the Board of Adjustment. A fee of \$50.00 shall accompany the application.

The applicant has provided a replacement tree calculator that matches the Town's requirements found in Section 93.38 below.

#### § 93.38 REPLACEMENT OF TREES.

(A) Any protected or unprotected tree removed shall be replaced in that general area of the property within 50 feet of the trunk of the former tree as follows:

Minimum size of existing tree	Replacement of protected tree	Replacement of unprotected tree
6-12" DBH	2 trees	1 tree
13-18" DBH	3 trees	1 tree
19-30" DBH	4 trees	2 trees
30" DBH or greater	5 trees	3 trees

(B) Any replacement tree shall be in the ground within six months of removal of the original tree. The Town Manager or Board of Adjustment may, for good cause shown, and in their sole discretion, extend this period for up to six months.

(C) Subject to the approval of the Town Manager or the Board of Adjustment, replacement tree(s) may be planted in advance of any tree removal.

(D) The minimum size for replacement is two inches diameter (measured from one foot above ground level) for a large-maturing deciduous tree, and one and one-half inch diameter for a small-maturing deciduous tree, or eight feet in height for evergreens. Additionally, the replanted trees shall meet the plant specifications of the Town Zoning Ordinance in § 153.070.

(E) Depending on the proximity of other trees and/or structures, lesser quantities of replacement trees may be authorized by the Town Manager or by the Board of Adjustment (in the case of an appeal from the town) or the Town Manager may authorize the replanting or replacement of trees in a location or locations where such replacement trees are more likely to survive.

Town of Biltmore Forest

Name Clinton Witteveen

**Property Address** 33 Hilltop Rd

**Phone** (720) 250-3041

Parcel ID/PIN Number 964675937100000

Email clinton@falconbuilt.com

#### ZONING INFORMATION

Lot Size 1.28 acres

Current Zoning R-1

Maximum Roof Coverage 5,500 square feet (Up to 1.5 acres)

1-3 acres (25 percent of lot area)

Maximum Impervious Surface Coverage

Proposed Roof Coverage Total 5500

**Proposed Impervious Surface Coverage** 5500

**Front Yard Setback** 60 feet (R-1 District) Side Yard Setback 20 feet (R-1 District)

**Building Height** 

**Rear Yard Setback** 25 feet (R-1 District)

Description of the Proposed Project

Additions to the existing structure were started and abandoned by a previous contractor.

Work will include completing the additions to the structure, as well as renovations to the existing structure. Site work consists of tree removal, grading, and a retaining wall. Site plans indicate tree removal and replacement schedule. Design has changed to reduce the size of the retaining needed by lowering the overall grade of the site. Retaining wall will not encroach on the easement.

24'

Estimated Start Date 1/31/2022

Estimated Completion Date 3/31/2023

Estimated Cost of Project \$1,000,000.00

**Supporting Documentation (Site Plan, Drawings, Other Information)** 33 Hiltop - Pande Residence - Architectural Drawings.pdf

33 Hiltop - Pande Residence - Site Conceptual Plan.pdf

**Applicant Signature** 

**Date** 1/4/2022

CM

# **Special Use Permit Application**

Town of Biltmore Forest

Name Clinton Witteveen

Address 33 Hilltop Rd

Phone (720) 252-3041 Email clinton@falconbuilt.com

### Please select the type of special use you are applying for:

Accessory Structures

The applicant must show that the proposed use will not materially endanger public health or safety or injure value of adjoining or abutting property. In addition, the proposed use must be in general conformity with the plan of development of the town and be in harmony with scale, bulk, height, coverage, density, and character of the neighborhood.

#### Please provide a description of the proposed project:

Proposal for the Pande Residence located at 33 Hilltop Road.

We are requesting a special use permit to construct a retaining wall on the property, near the garage.

# Explain why the project would not adversely affect the public interest of those living in the neighborhood:

The retaining walls are adjacent to the house and greater than 60' from the front of the property. They present no adverse affect to public health

# I hereby certify that all of the information set forth above is true and accurate to the best of my knowledge.

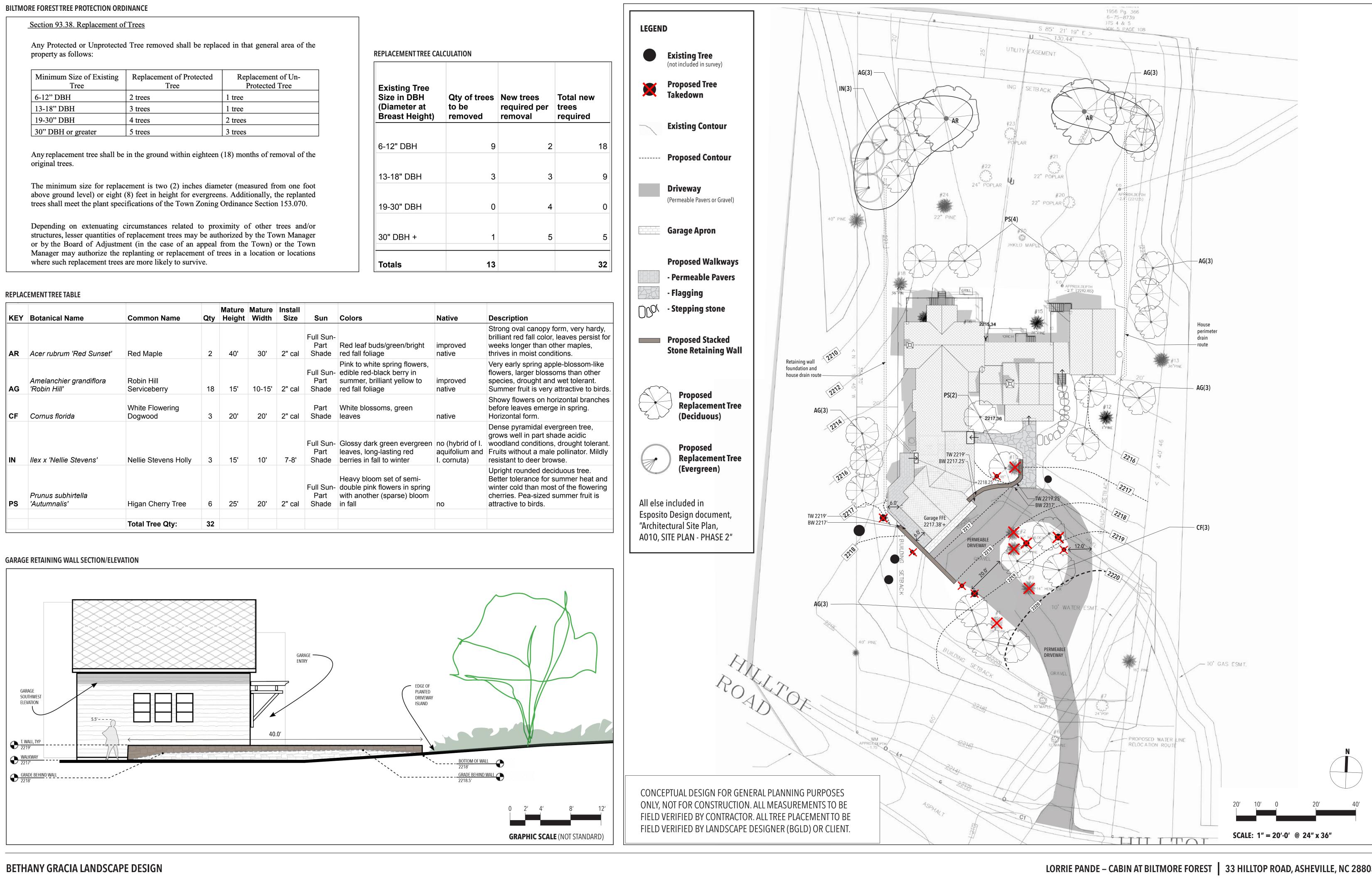
Signature

**Date** 1/4/2022

## **BILTMORE FOREST TREE PROTECTION ORDINANCE**

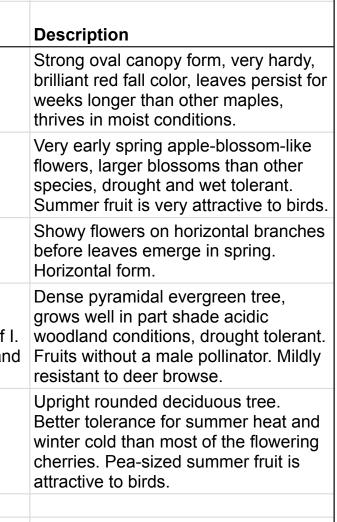
Minimum Size of Existing Tree	Replacement of Protected Tree	Replacement of Un- Protected Tree
6-12" DBH	2 trees	1 tree
13-18" DBH	3 trees	1 tree
19-30" DBH	4 trees	2 trees
30" DBH or greater	5 trees	3 trees

KEY	Botanical Name	Common Name	Qty	Mature Height	Mature Width	Install Size	Sun	Colors	Native
AR	Acer rubrum 'Red Sunset'	Red Maple	2	40'	30'	2" cal	Full Sun- Part Shade	Red leaf buds/green/bright red fall foliage	improved native
AG	Amelanchier grandiflora 'Robin Hill'	Robin Hill Serviceberry	18	15'	10-15'	2" cal	Full Sun- Part Shade	Pink to white spring flowers, edible red-black berry in summer, brilliant yellow to red fall foliage	improved native
CF	Cornus florida	White Flowering Dogwood	3	20'	20'	2" cal	Part Shade	White blossoms, green leaves	native
IN	llex x 'Nellie Stevens'	Nellie Stevens Holly	3	15'	10'	7-8'	Full Sun- Part Shade	Glossy dark green evergreen leaves, long-lasting red berries in fall to winter	no (hybrid of aquifolium a I. cornuta)
PS	Prunus subhirtella 'Autumnalis'	Higan Cherry Tree	6	25'	20'	2" cal	Full Sun- Part Shade	Heavy bloom set of semi- double pink flowers in spring with another (sparse) bloom in fall	no
		Total Tree Qty:	32						



# **BETHANY GRACIA LANDSCAPE DESIGN 15 CENTRAL AVE WEST, ASHEVILLE, NC 28806** C. 802-289-3979

REPLACEMENT TREE CALCULATION					
Existing Tree Size in DBH (Diameter at Breast Height)	Qty of trees to be removed	New trees required per removal	Total new trees required		
6-12" DBH	9	2	18		
13-18" DBH	3	3	9		
19-30" DBH	0	4	0		
30" DBH +	1	5	5		
Totals	13		32		



LORRIE PANDE – CABIN AT BILTMORE FOREST 33 HILLTOP ROAD, ASHEVILLE, NC 28803 LANDSCAPE SITE DEMO, GRADING, & TREE REPLACEMENT CONCEPT PLAN

11/20/21, REV 12/14/21, **REV 12/28/21** 



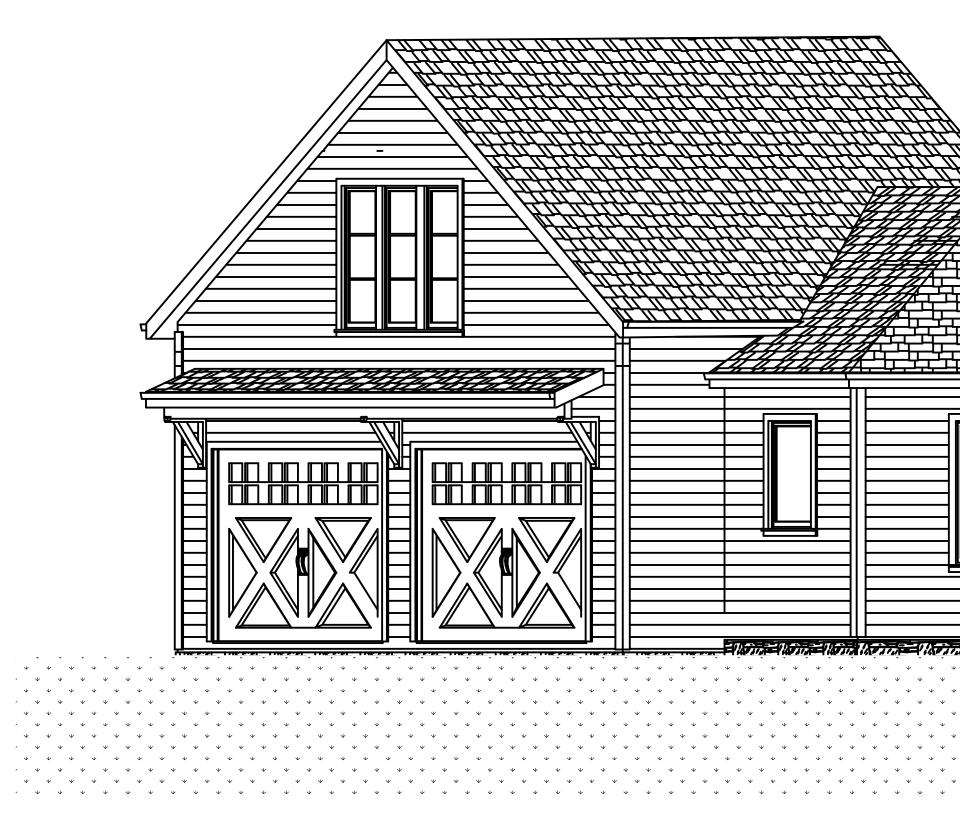


1/4" SCALE

builder's specifications and any changes made on them after prints are made will be done at the owner's and / or builder's expense and responsibility. The contractor shall verify all dimensions and enclosed drawing.Chuck Snyder/Design by Snyder is not liable for errors once construction has begun. While every effort has been made in the preparation of this plan to avoid mistakes, the maker can not guarantee against human error. The contractor of the job must check all dimensions and other details prior to construction and be solely responsible thereafter.

To the best of my knowledge these plans are drawn to comply with owner's and/ or





builder's specifications and any changes made on them after prints are made will be done at the owner's and / or builder's expense and responsibility. The contractor shall verify all dimensions and enclosed drawing.Chuck Snyder/Design by Snyder is not liable for errors once construction has begun. While every effort has been made in the preparation of this plan to avoid mistakes, the maker can not guarantee against human error. The contractor of the job must check all dimensions and other details prior to construction and be solely responsible thereafter.

To the best of my knowledge these plans are drawn to comply with owner's and/ or

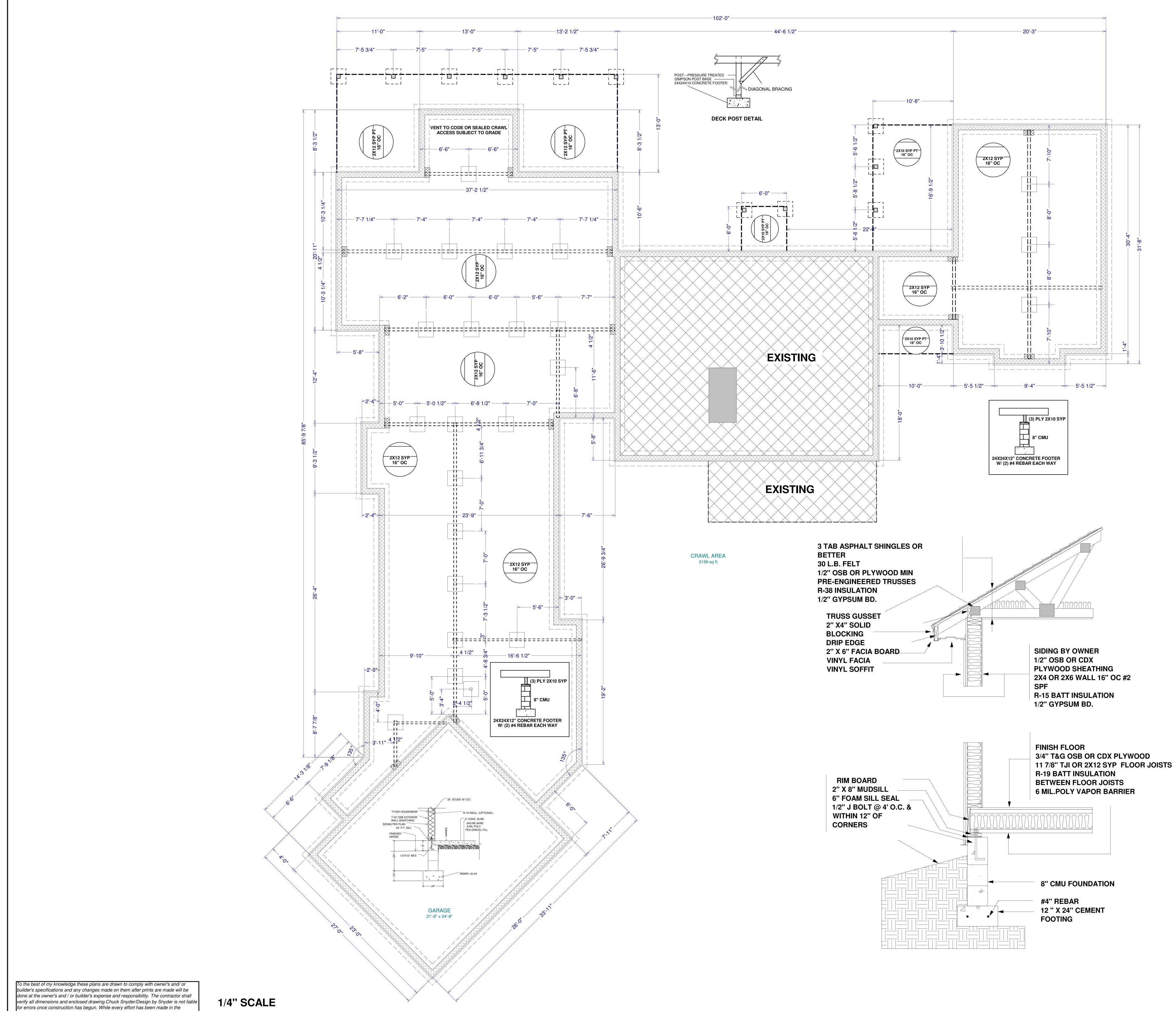
1/4" SCALE

# **SECTION @ STAIRS**



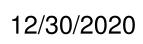
1 <td>····································</td> <td></td>	····································	

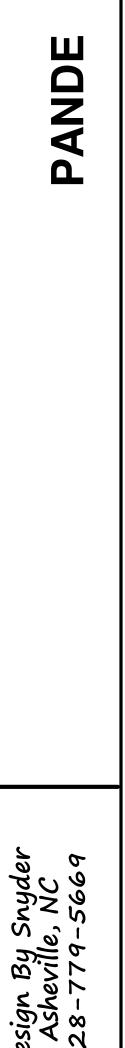




preparation of this plan to avoid mistakes, the maker can not guarantee against human error. The contractor of the job must check all dimensions and other details prior to

construction and be solely responsible thereafter.

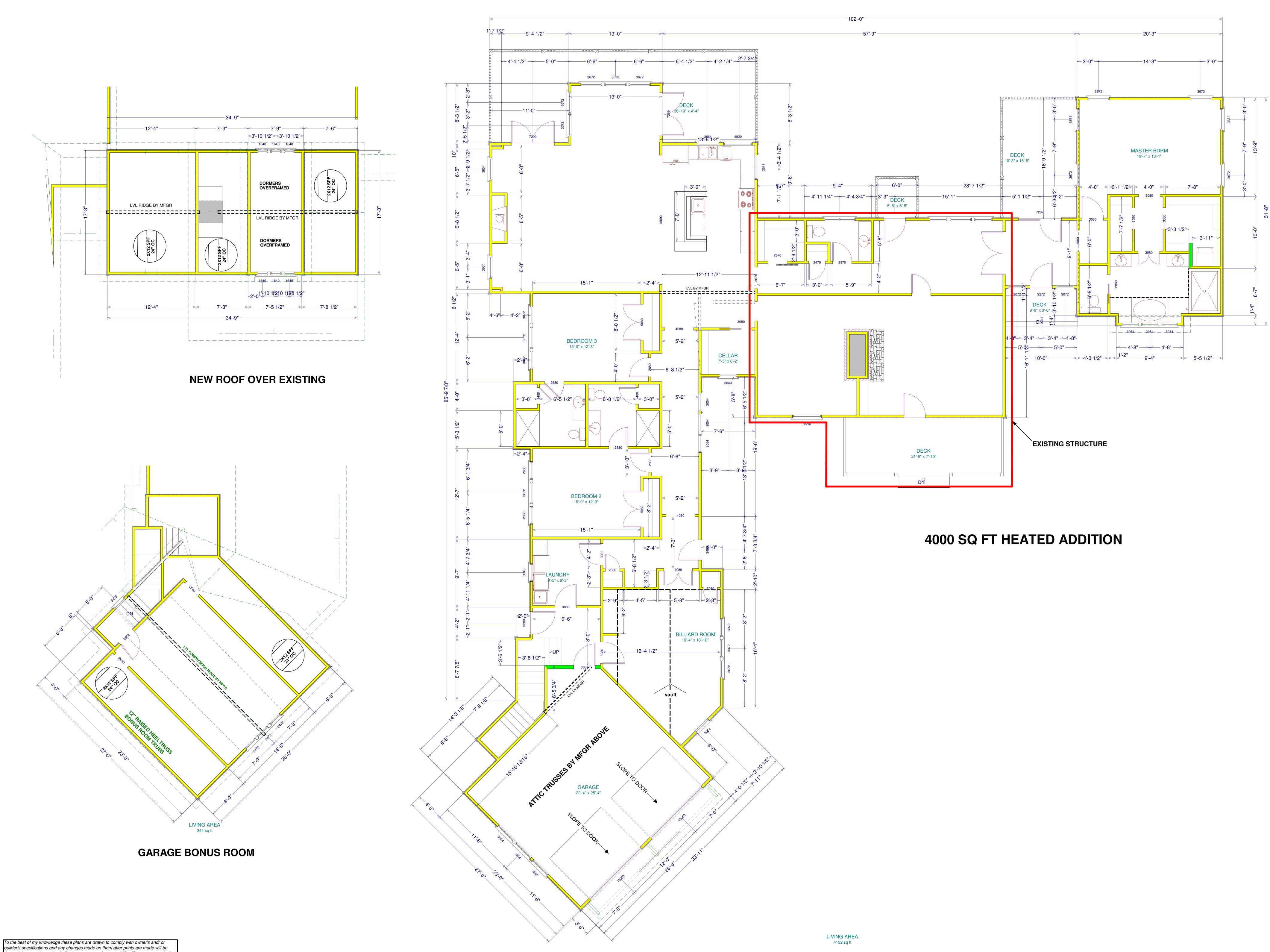


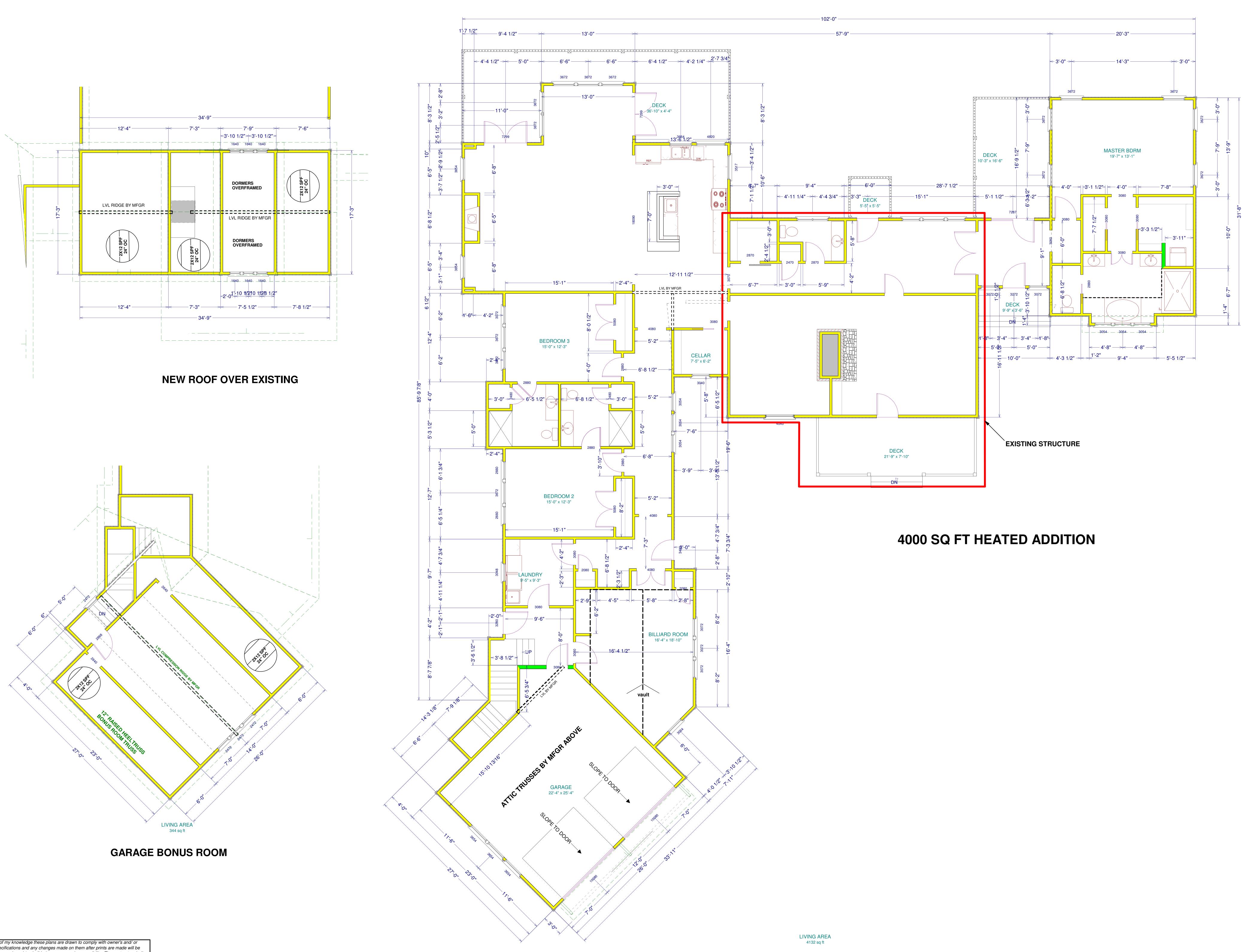


 $\mathbf{m}$ 



Ñ





done at the owner's and / or builder's expense and responsibility. The contractor shall verify all dimensions and enclosed drawing.Chuck Snyder/Design by Snyder is not liable for errors once construction has begun. While every effort has been made in the preparation of this plan to avoid mistakes, the maker can not guarantee against human error. The contractor of the job must check all dimensions and other details prior to construction and be solely responsible thereafter.

1/4" SCALE

12/30/2020

NDE

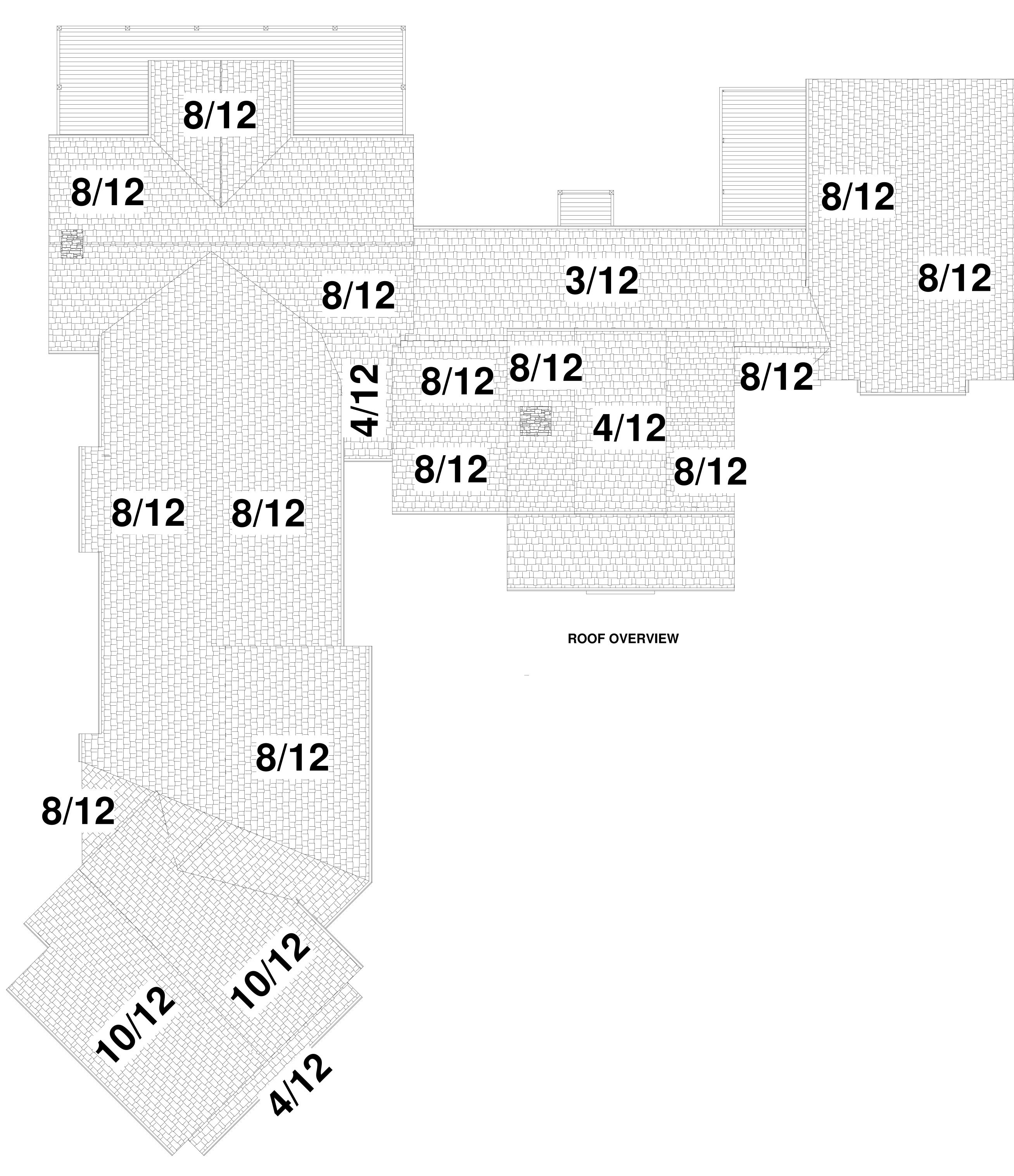
Ω

By Snyde ville, NC 779-566

esign Ashe 28-7

Ď

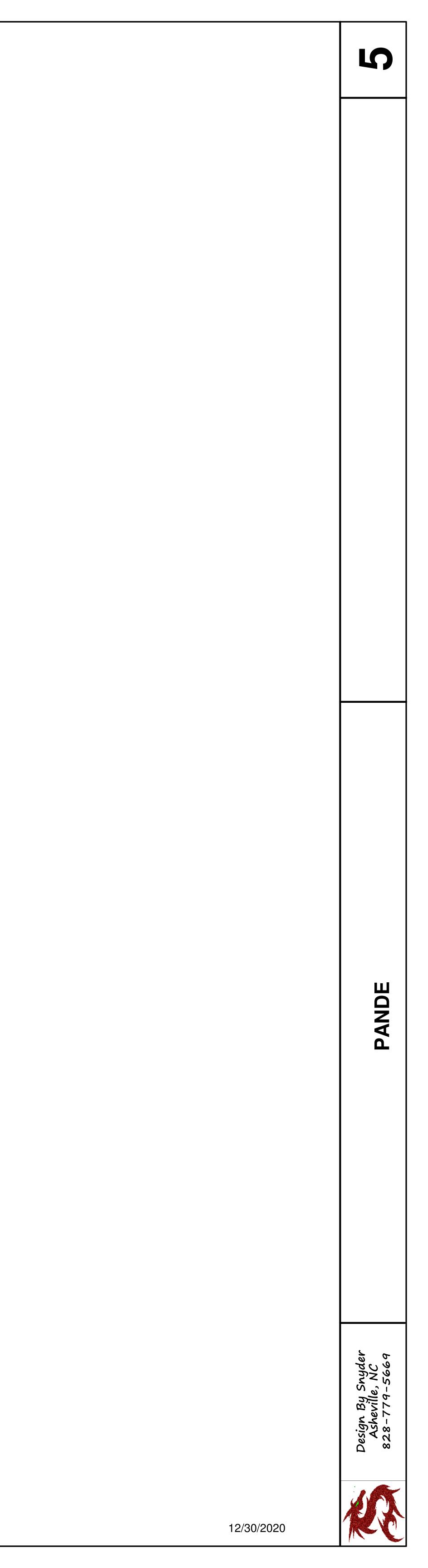




builder's specifications and any changes made on them after prints are made will be done at the owner's and / or builder's expense and responsibility. The contractor shall verify all dimensions and enclosed drawing.Chuck Snyder/Design by Snyder is not liable for errors once construction has begun. While every effort has been made in the preparation of this plan to avoid mistakes, the maker can not guarantee against human error. The contractor of the job must check all dimensions and other details prior to construction and be solely responsible thereafter.

To the best of my knowledge these plans are drawn to comply with owner's and/ or

1/4" SCALE



Town of Biltmore Forest

Blevins		
Last		
darrinb@charter.net		
Lot Size		
of Coverage Total		
3,686		
Must not exceed maximum coverage allowed		
pervious Surface Coverage		
10,223		
Must not exceed maximum coverage allowed		
Side Yard Setback		
District)		
Building Height		
19'-1 1/4"		
n and east of the existing house.		
etion Date		

\$350,000.00

#### Supporting Documentation (Site Plan, Drawings, Other Information)

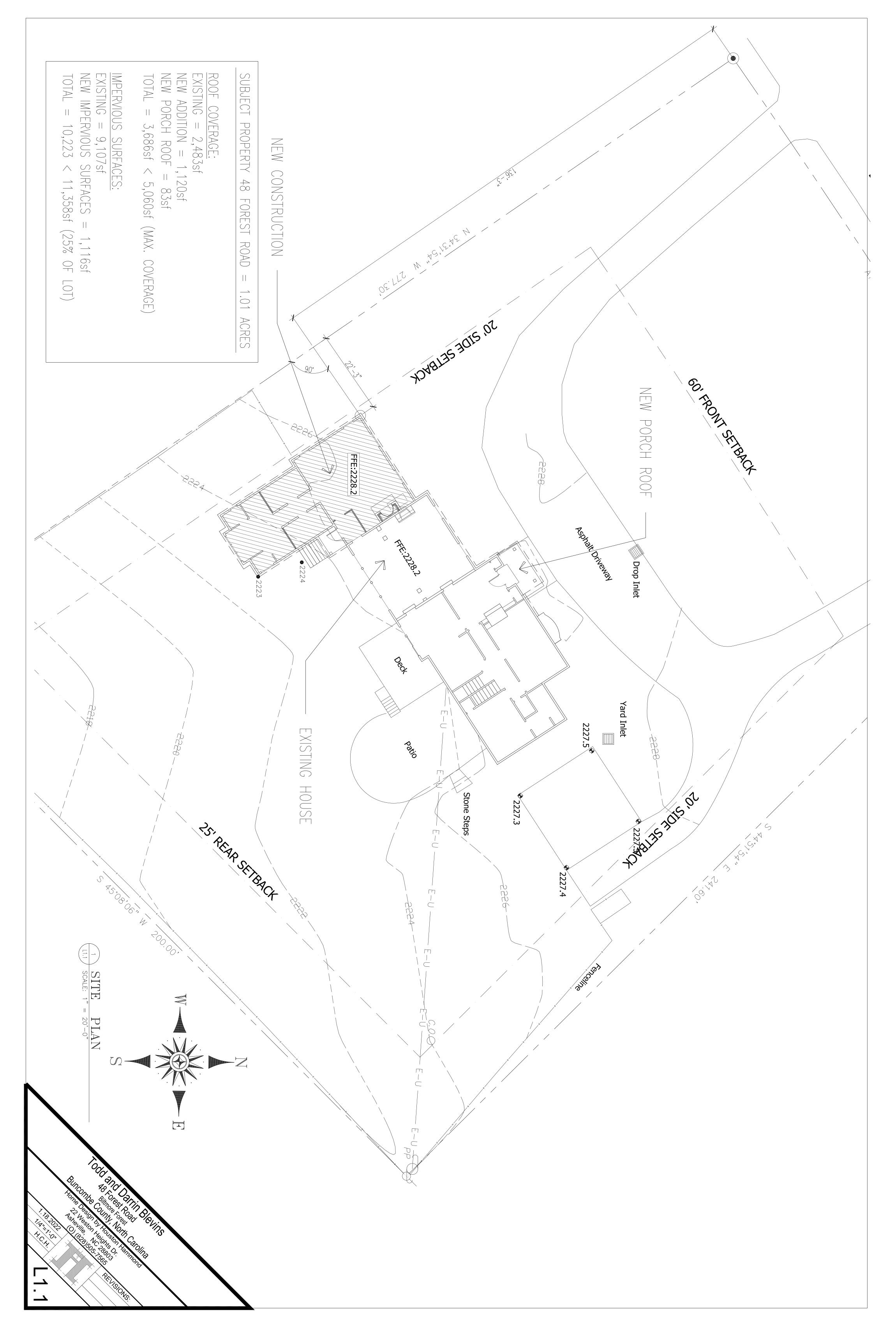
- 1.18.2022 Blevins A1.1.pdf
- 1.18.2022 Blevins A2.1.pdf
- 1.18.2022 Blevins A2.2.pdf
- 1.18.2022 Blevins A3.1.pdf
- 1.18.2022 Blevins A3.2.pdf
- 1.18.2022 Blevins A4.1.pdf
- 1.18.2022 Blevins CS.pdf
- 1.18.2022 Blevins L1.1.pdf

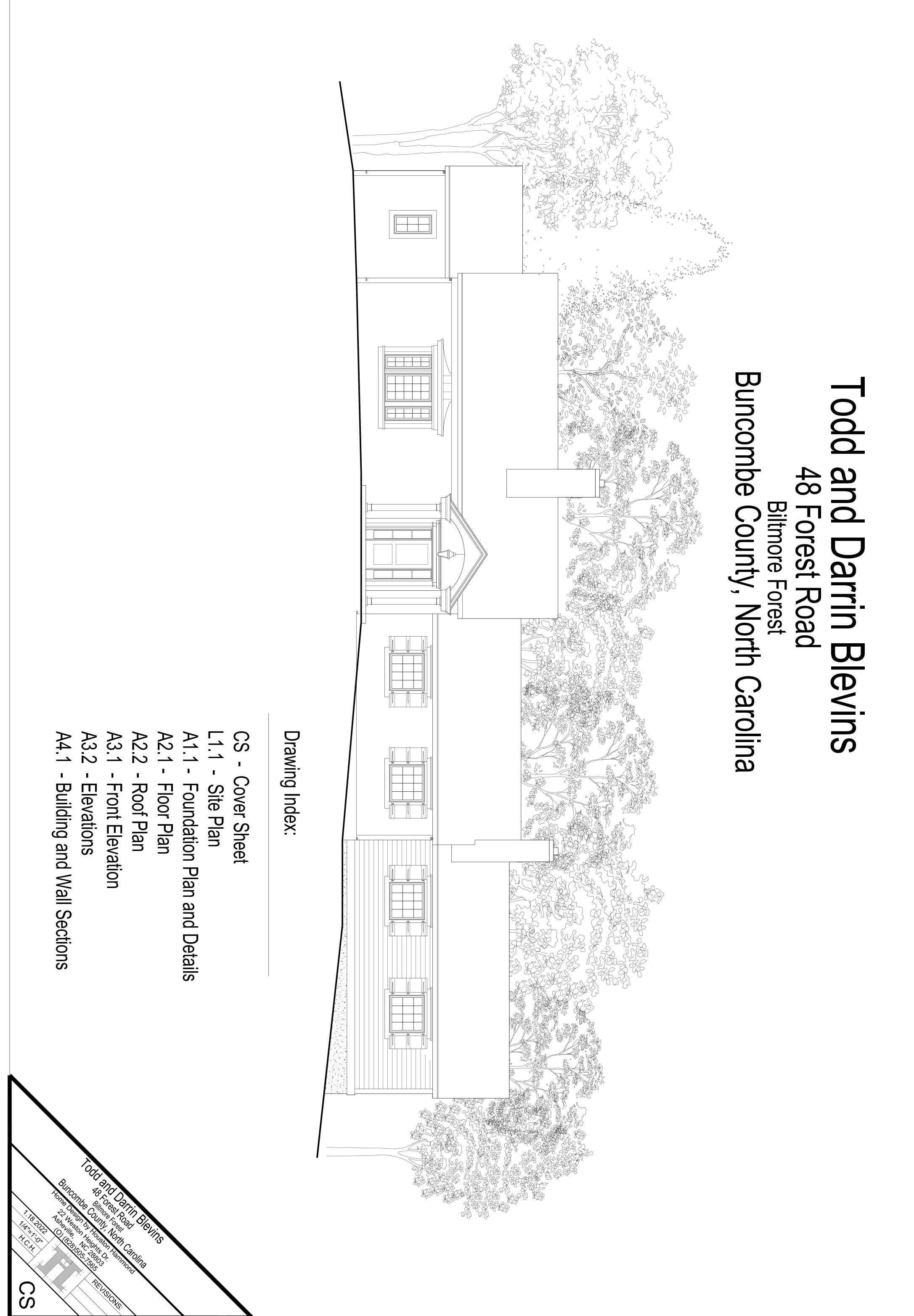
#### **Applicant Signature**

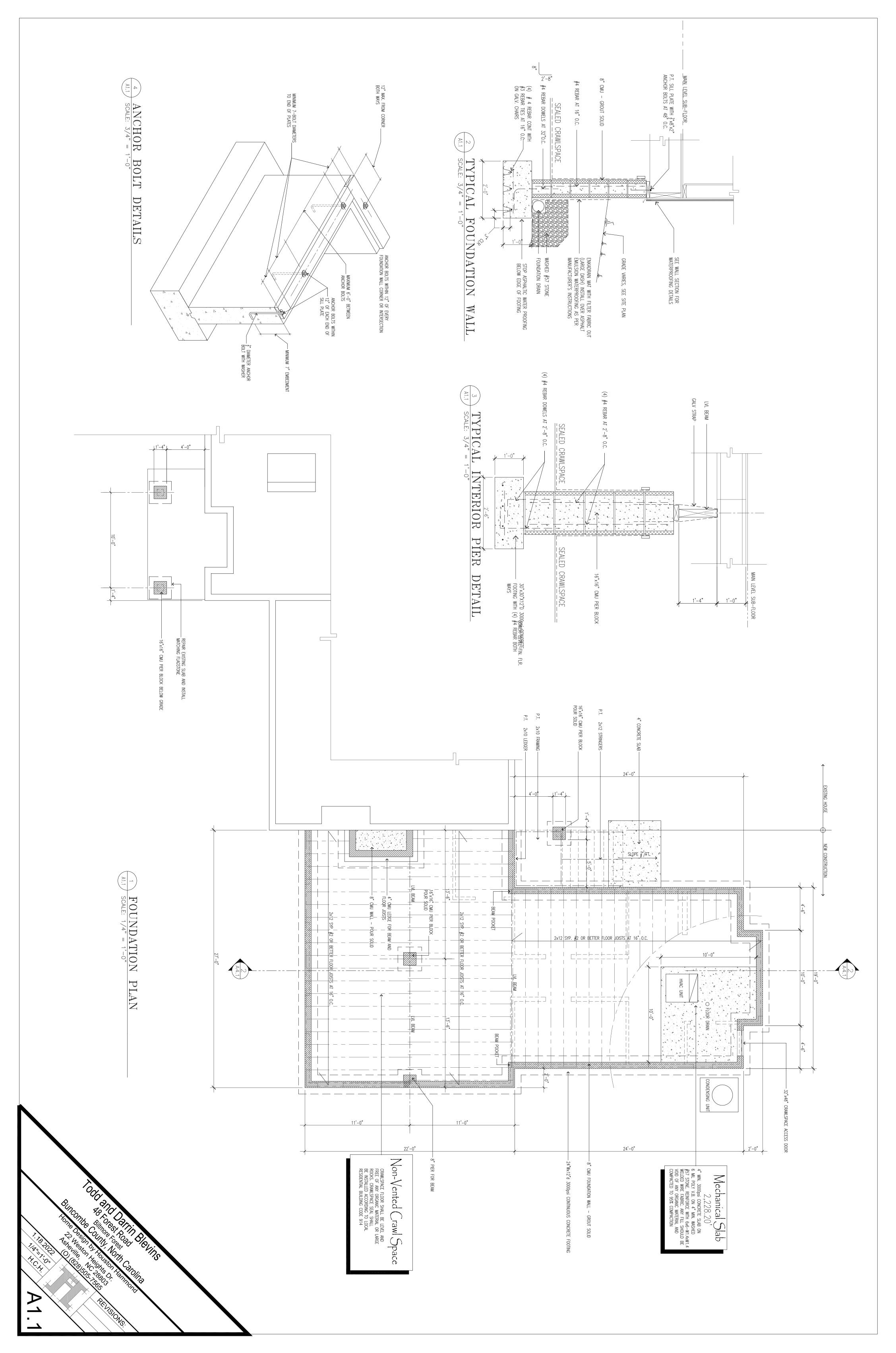
Date

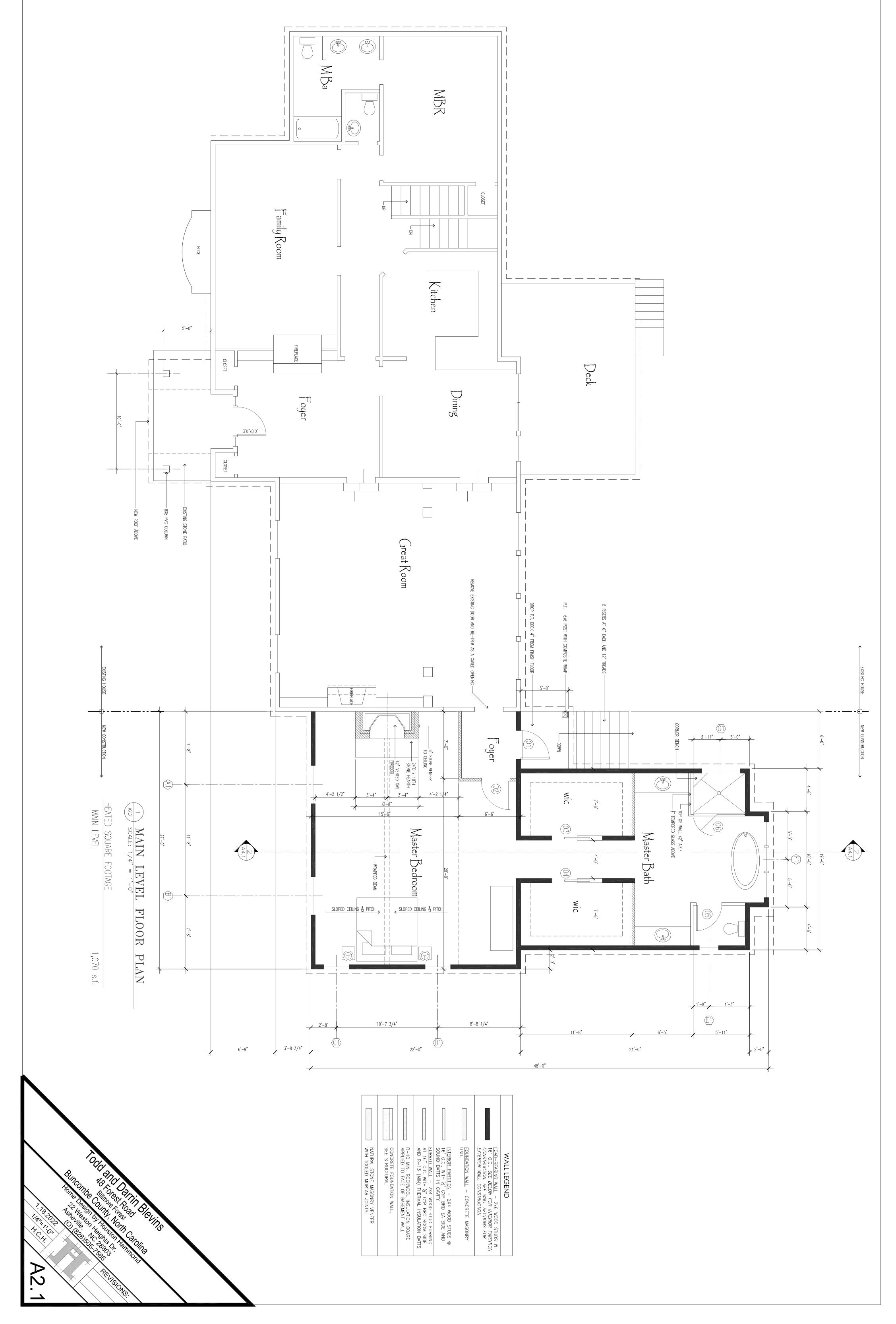
1/18/2022

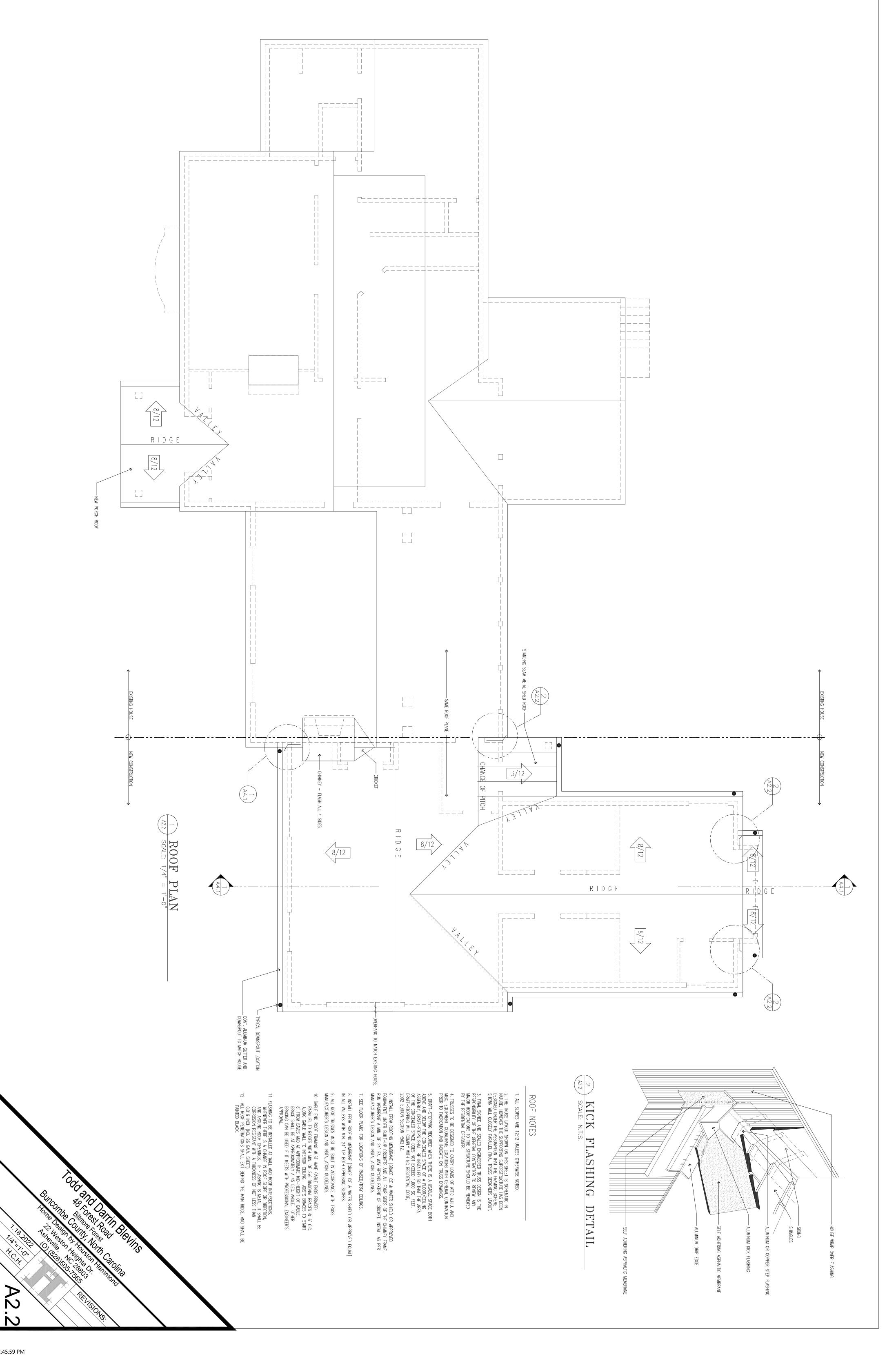
Alfml

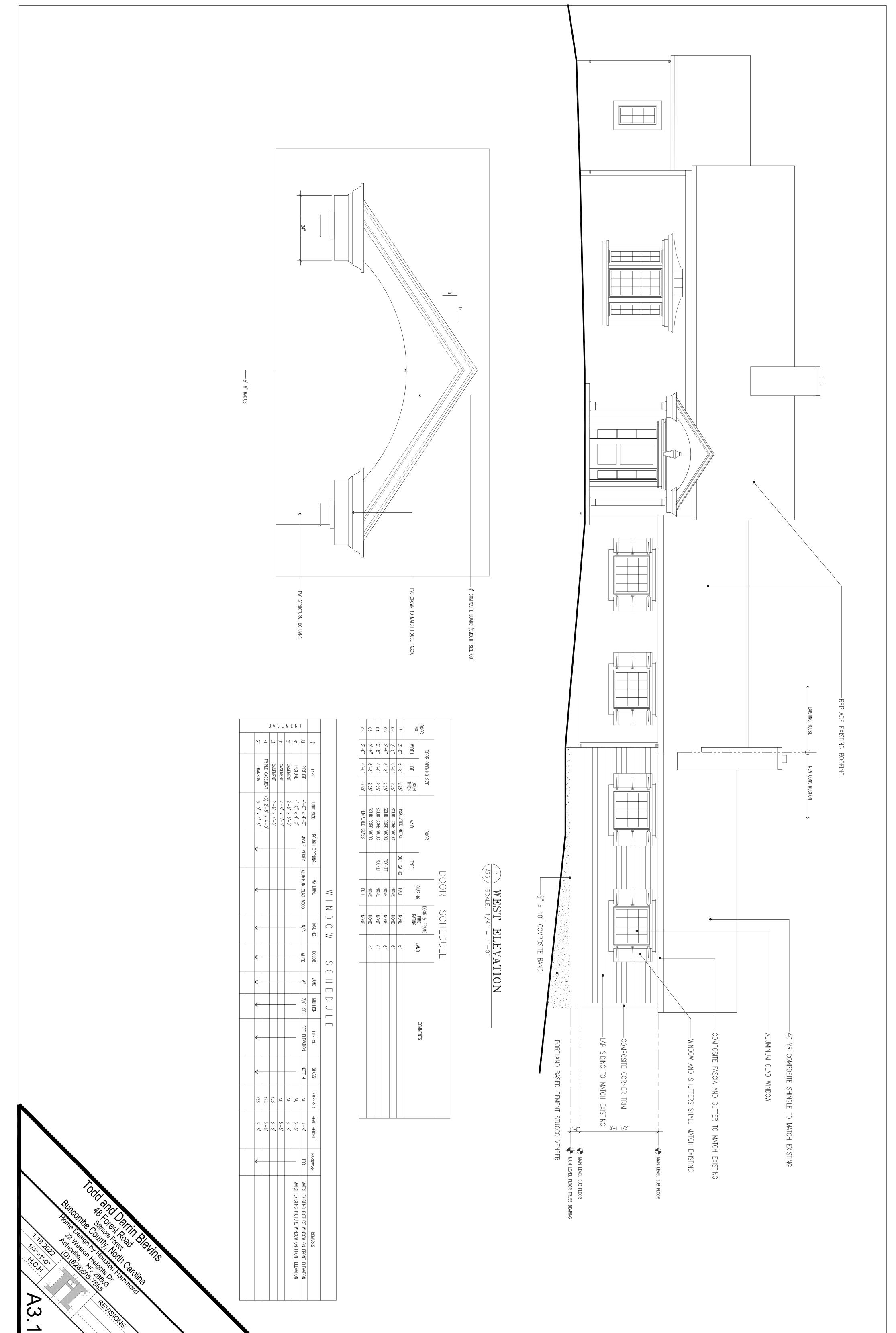






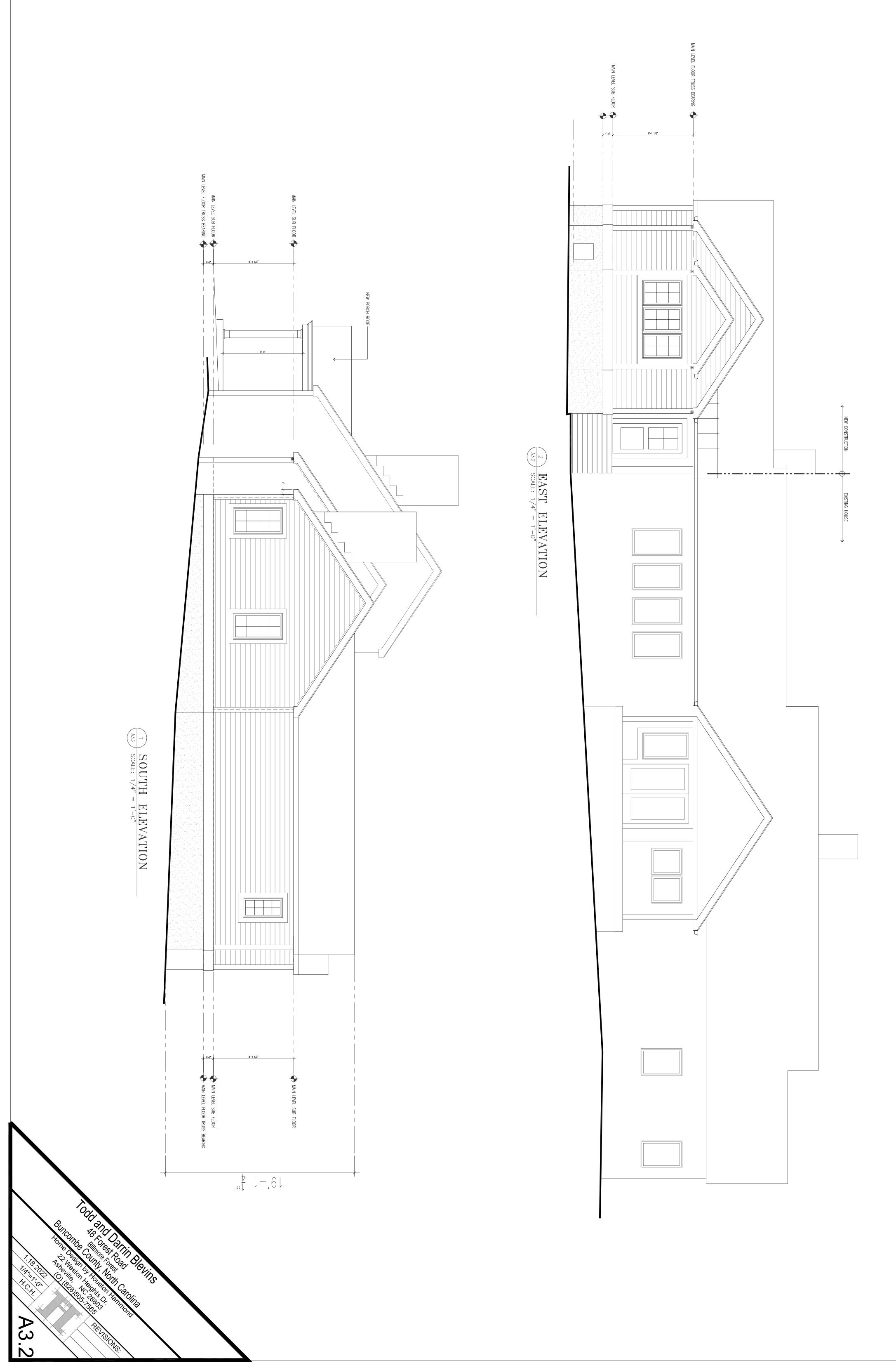




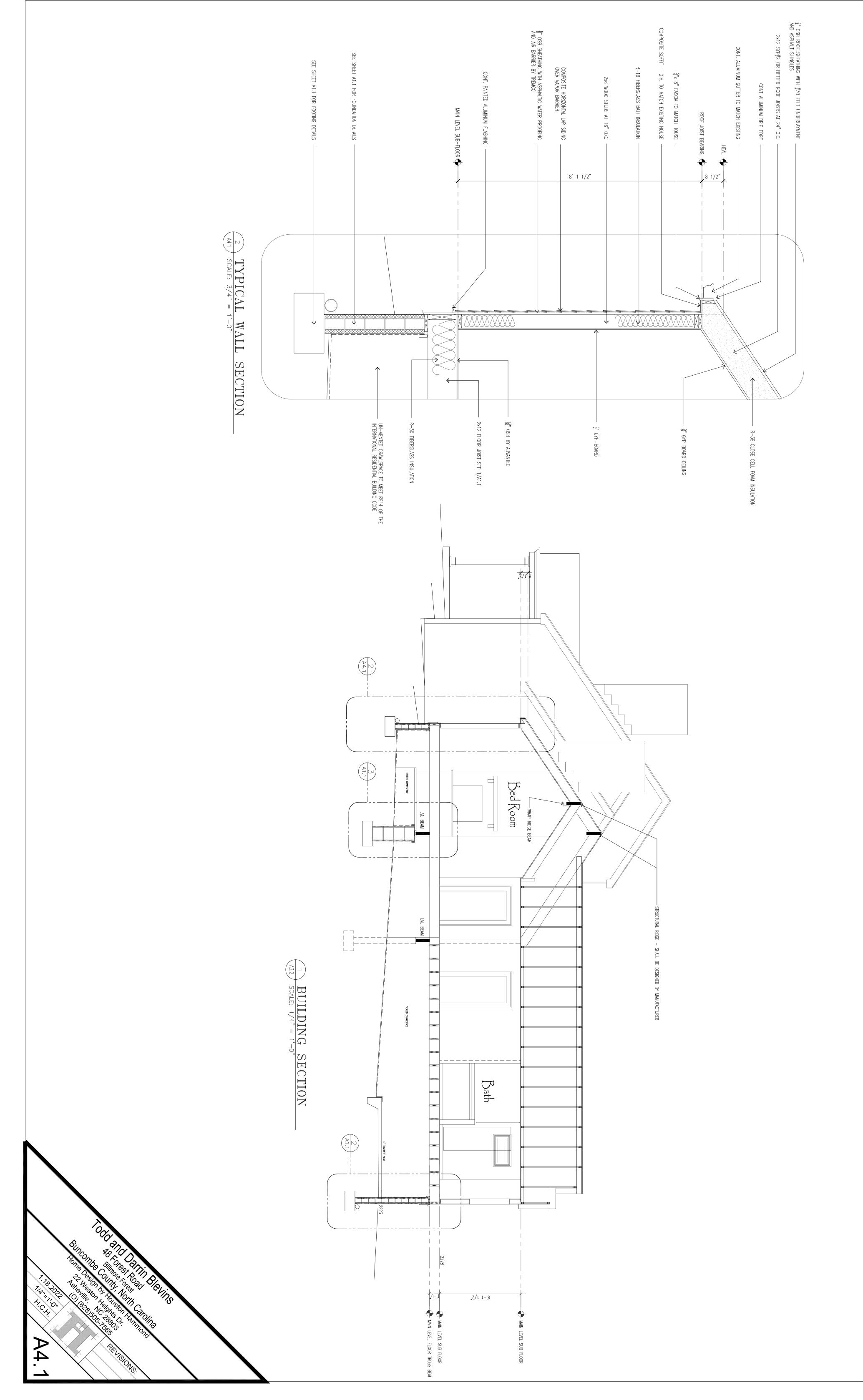


06	05	04	03	02	01	NO.	DOOR
2'-6"	2'-8"	2'-8"	2'-8"	3'-0"	3'-0"	WIDTH	DOOF
6'-0"	6'-8"	6'-8"	6'-8"	6'-8"	6'-8"	HGT	DOOR OPENING SIZE
0.50"	2.25"	2.25"	2.25"	2.25"	2.25"	Door Thick	SIZE
TEMPERED GLASS	SOLID CORE WOOD	SOLID CORE WOOD	SOLID CORE WOOD	SOLID CORE WOOD	INSULATED METAL	MAT'L	DOOR
		POCKET	POCKET		OUT-SWING	TYPE	
FULL	NONE	NONE	NONE	NONE	HALF	GLAZING	
NONE	NONE	NONE	NONE	NONE	NONE	RATING	DOOR & FRAME

DOOR	
SCHEDU	







1/18/2022 2:40:29 PM

## **Zoning Compliance Application**

Town of Biltmore Forest

Name Ron Fagan

Property Address 121 Hendersonville Road, Asheville NC 28803

Phone (828) 257-4413

Parcel ID/PIN Number 9467-67-3996 ron.fagan@mahec.net

#### ZONING INFORMATION

Email

Current Zoning R-5

Maximum Roof Coverage 9,647 square feet (Up to 6 acres)

Maximum Impervious Surface Coverage 3-6 acres (20 percent of lot area)

**Front Yard Setback** 50 feet (R-2, R-3, R-4, and R-5 Districts)

**Rear Yard Setback** 20 feet (R-2, R-3, R-4, and R-5 Districts)

**Description of the Proposed Project** 4.5 level parking deck, 440 spaces

Estimated Start Date 4/1/2022

Estimated Completion Date 4/1/2023

Estimated Cost of Project \$10,500,000.00

Supporting Documentation (Site Plan, Drawings, Other Information) C 200 Site plan 3 9 2021.pdf

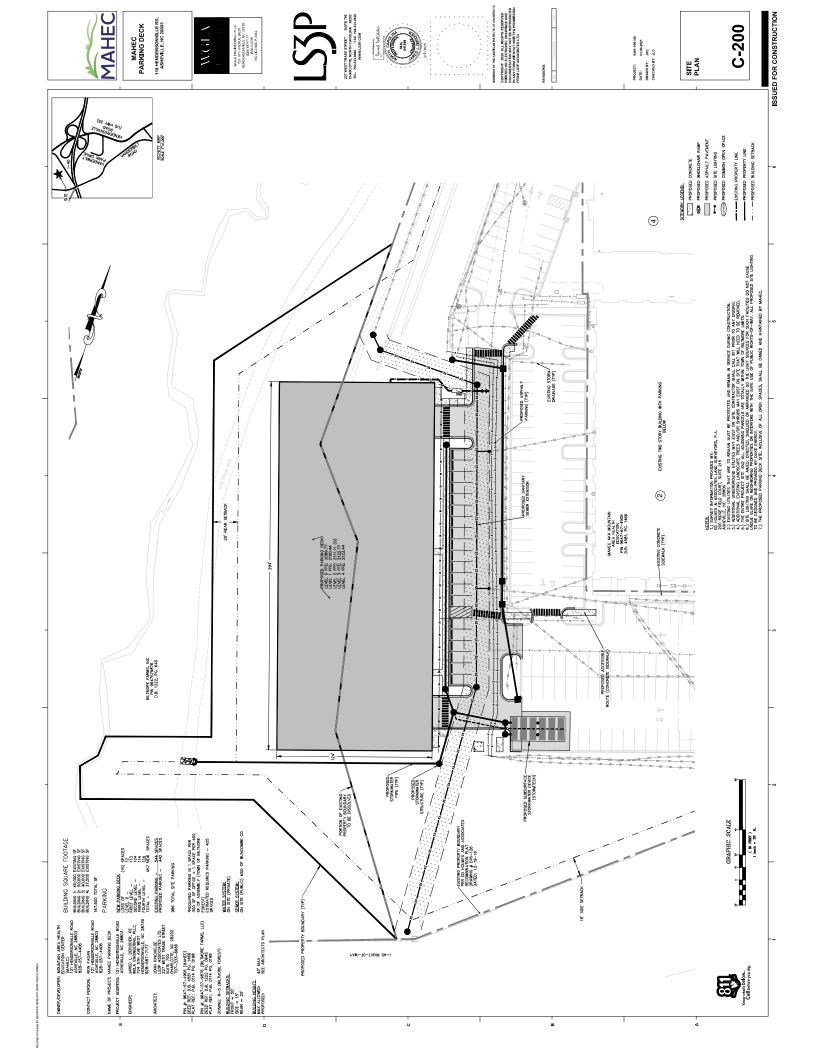
Lot Size 50000 sf

Proposed Roof Coverage Total 37500 sf

**Proposed Impervious Surface Coverage** 37500

**Side Yard Setback** 15 feet (R-2, R-3, R-4, and R-5 Districts)

Building Height 50'



355 Vanderbilt Rd | Biltmore Forest, NC Po Box 5352 | Biltmore Forest, NC 28803 P (828) 274-0824 | F (828) 274-8131

www.biltmoreforest.org



George F. Goosmann, III, Mayor Fran G. Cogburn, Mayor-Pro Tem E. Glenn Kelly, Commissioner Doris P. Loomis, Commissioner

> Jonathan B. Kanipe, Town Manager

## MEMORANDUM

To:	Board of Adjustment Members
From:	Jonathan Kanipe, Town Manager
Re:	Board of Adjustment Case Number 4 (MAHEC)
Date:	December 9, 2019

Request for Special Use Permit for construction of a Parking Garage

A Special Use Permit is requested for property located at 121 Hendersonville Road (MAHEC) for construction of a 4.5 level parking garage. Section §153.006 Permitted Uses Table of the Zoning Ordinance allows "Medical and dental services" as a Special Use in the R-4 and R-5 districts. Any improvements to such uses is reviewed and approved by the Board of Adjustment via a Special Use Permit.

The parking garage will create 450 additional parking spaces for MAHEC services and programs. Based on the zoning ordinance, the total required parking for the campus is 425 spaces. After construction of the parking garage, the total site parking will total 1056 parking spaces. Although this total is over the zoning ordinance requirement, MAHEC believes the additional spaces are necessary for current and future programs.

The proposed parking garage will be located on the portion of the property sharing a border with Biltmore Farms and the structure will encroach upon Biltmore Farms property. MAHEC has received a letter from Biltmore Farms allowing permission to utilize a certain portion of their property for the parking garage. A MSD sewer line and a stream are present near the proposed construction area, but MAHEC has assured the Town the new structure will comply with required setbacks from these areas.

## **Zoning Compliance Application**

Town of Biltmore Forest

Name Ron Fagan

Property Address 121 Hendersonville Road, Asheville NC 28803

Phone (828) 257-4413

Parcel ID/PIN Number 9467-67-3996 ron.fagan@mahec.net

#### ZONING INFORMATION

Current Zoning R-5

Maximum Roof Coverage 9,647 square feet (Up to 6 acres)

Maximum Impervious Surface Coverage 3-6 acres (20 percent of lot area)

**Front Yard Setback** 50 feet (R-2, R-3, R-4, and R-5 Districts)

**Rear Yard Setback** 20 feet (R-2, R-3, R-4, and R-5 Districts)

**Description of the Proposed Project** 4.5 level parking deck, 450 parking spaces

Estimated Start Date 4/1/2020

Estimated Completion Date 1/1/2021

**Building Height** 

50'

Estimated Cost of Project \$10,000,000.00

Supporting Documentation (Site Plan, Drawings, Other Information) 20191028\_MAHEC TOBF SUBMITTAL.pdf

Lot Size 50000 sf

Email

Proposed Roof Coverage Total 37500 sf

**Proposed Impervious Surface Coverage** 37500

**Side Yard Setback** 15 feet (R-2, R-3, R-4, and R-5 Districts)

## **Conditional Use Permit Application**

Town of Biltmore Forest

#### Name

Ron Fagan

#### Address

MAHEC, 121 Hendersonville Road, Asheville, NC 28803

Phone (828) 257-4413 Email ron.fagan@mahec.net

#### Please select the type of conditional use you are applying for:

Commercial Services, Professional Office Uses, Consumer Services and Retail Businesses

The applicant must show that the proposed use will not materially endanger public health or safety or injure value of adjoining or abutting property. In addition, the proposed use must be in general conformity with the plan of development of the town and be in harmony with scale, bulk, height, coverage, density, and character of the neighborhood.

#### Please provide a description of the proposed project:

4.5 Level parking desk, with 450 parking spaces to allow parking for programs and services at MAHEC.

## Explain why the project would not adversely affect the public interest of those living in the neighborhood:

This project will not adversely affect the town and surrounding areas. as there will be no impact on traffic in Biltmore Forest, and after completion the building will blend into the existing campus. It will allow safer traffic flow on campus and provide for the future of health and educational services offered by MAHEC/UNC.

## I hereby certify that all of the information set forth above is true and accurate to the best of my knowledge.

Signature

WRON Fugan

**Date** 10/28/2019



November 25, 2019

Mr. Ron Fagan MAHEC 121 Hendersonville Rd. Asheville, NC 28803

Dear Mr. Fagan,

Please allow this letter to document our permission for you to submit plans for a parking deck that would be partially on our property.

Sincerely,

5

Lee Thomason Biltmore Farms, LLC

## COMMERCIAL \* COMMUNITIES \* HOMES \* HOTELS

One Town Square Boulevard, Suite 330, Asheville, NC 28803-5007 • PO Box 5355, Asheville, NC 28813-5355 • Phone: 828-209-2000 • Fax: 828-209-2150



WGLA Engineering, PLLC 724 5<sup>th</sup> Avenue West Hendersonville, NC 28739 (828) 687-7177 wgla.com

NC# P-1342

## MAHEC Parking Deck Existing Stormwater Basin Check 11/25/19

The Existing Stormwater Basin was originally sized for 8 acres impervious per the original MAHEC campus calculations dated 10/31/2007.

### **Existing Impervious**

Buildings 1, 2 and 3

6.27 acres (per survey)

## **Building 4 Impervious**

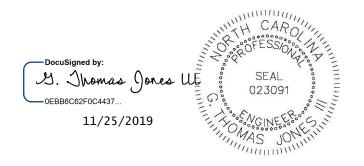
New Impervious area:	21,812 sf
Impervious area removed:	- <u>11,042 sf</u>
Net Building 4 Impervious:	10,770 sf
	= 0.25 acres

Proposed Parking Deck Impervious			
Proposed Impervious area:	38,310 sf		
Impervious area to be removed:	- 460 sf		
Net Proposed Impervious:	37,850 sf		
	= 0.87 acres		

### **Total Existing Impervious Area to Existing BMP**

	Existing Impervious	6.27 acres	
+	Building 4 Impervious	0.25 acres	
+	Proposed Impervious (Deck)	0.87 acres	

7.39 acres < 8 acres (ok)



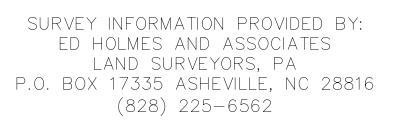
## MAHEC PARKING DECK TOWN OF BILTMORE FOREST SUBMITTAL OCTOBER 28, 2019

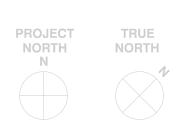




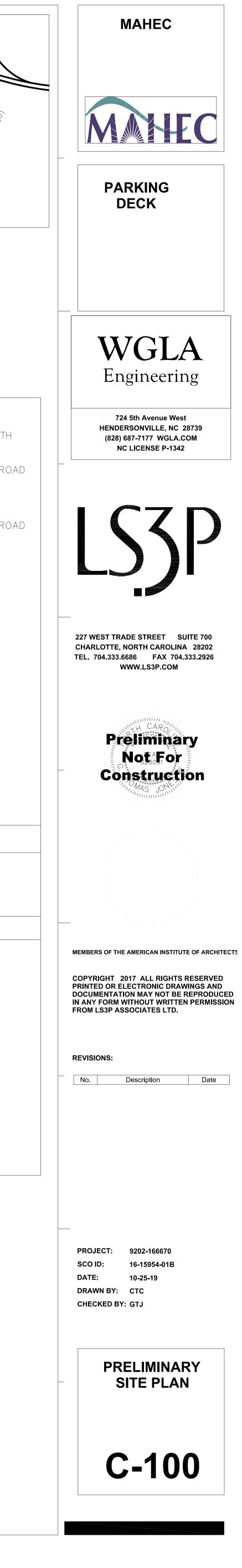


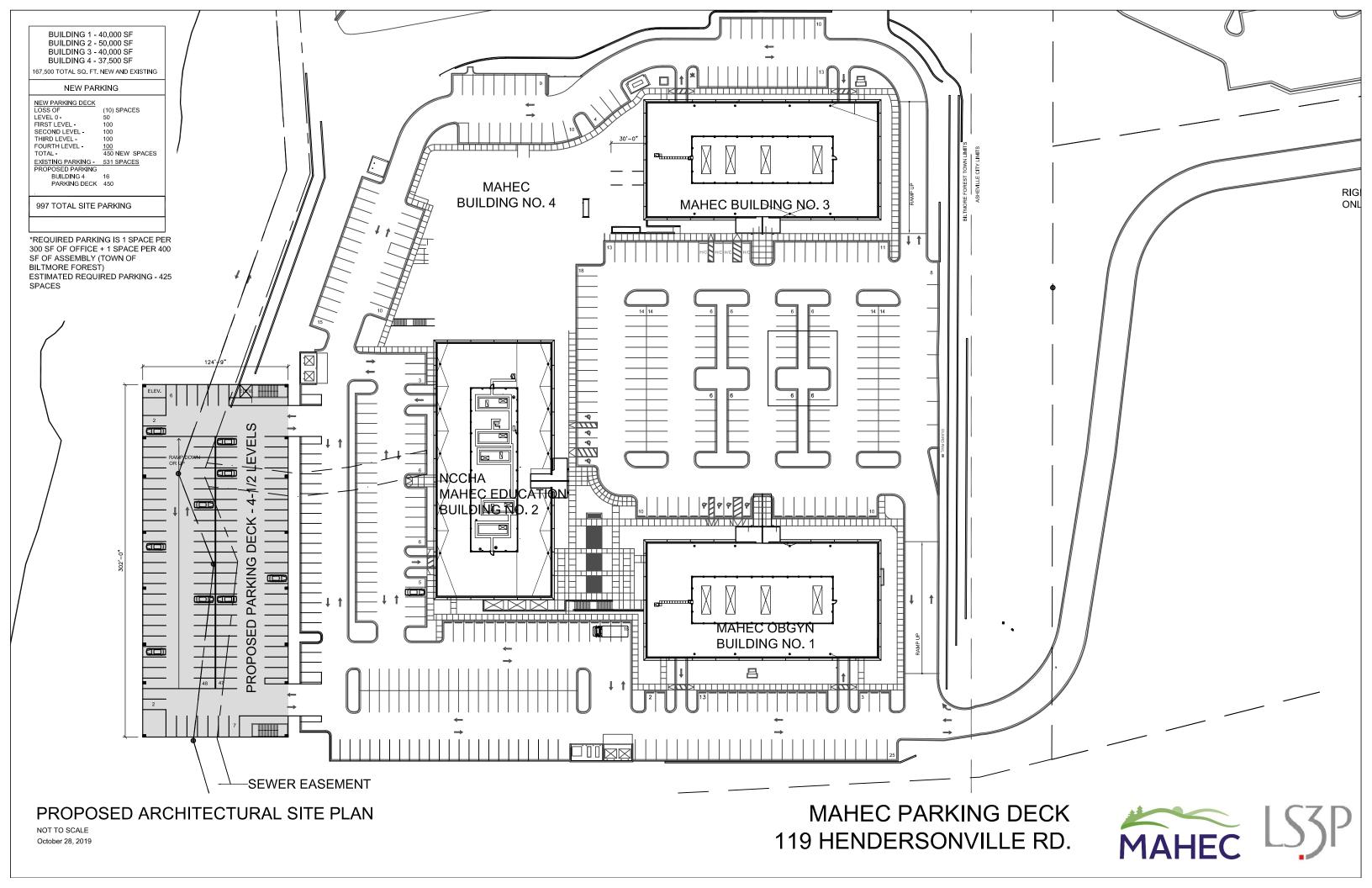
	SITE I-40
HEN	JDERSONVILLE ROAD (US HWY 25)
ELIDAORE FARMS	DEVELOPMENT INFORMATION     OWNER/DEVELOPER:   MOUNTAIN AREA HEALT EDUCATION CENTER (MAHEC) 121 HENDERSONVILLE R ASHEVILLE, NC 28803 828-257-4406     CONTACT PERSON:   RON FAGAN 121 HENDERSONVILLE R ASHEVILLE, NC 28803 828-257-4406     NAME OF PROJECT:   MAHEC PARKING DECK     PROJECT ADDRESS:   HENDERSONVILLE ROAD     ENGINEER:   G. THOMAS JONES III, P.E. WOLA ENGINEERING, PLLC 214 N. KING STREET HENDERSONVILLE NC, 28792 828-687-7177     ARCHITECT:   JOHN KINCHELOE LS3P ASSOCIATES LTD, 227 WEST TRADE STREET SUITE 700 CHARLOTTE, NC 28202 707-333-6686     PIN #:   9647-67-3996     DEED REF:   D.B. 4581 PG. 1466     ZONING:   R-5 (BILTMORE FOREST)     BUILDING 1: 40,000 EXISTING SF BUILDING 2: 50,000 EXISTING SF BUILDING 3: 40,000 EXISTING SF BUILDING 4: 37,500 EXISTING SF
PIN 9647689007 D.B. 5370, PG. 649	FIRST LEVEL – 110 SECOND LEVEL – 110 THIRD LEVEL – 110 FOURTH LEVEL – 110 TOTAL – 504 NEW SPACES EXISTING PARKING – 532 SPACES PROPOSED PARKING BUILDING 4 16 PARKING DECK 504 1052 TOTAL SITE PARKING *REQUIRED PARKING IS 1 SPACE PER 300 SF OF OFFICE + 1 SPACE PER 400 SF OF ASSEMBLY (TOWN OF BILTMORE FOREST) ESTIMATED REQUIRED PARKING – 425 SPACES

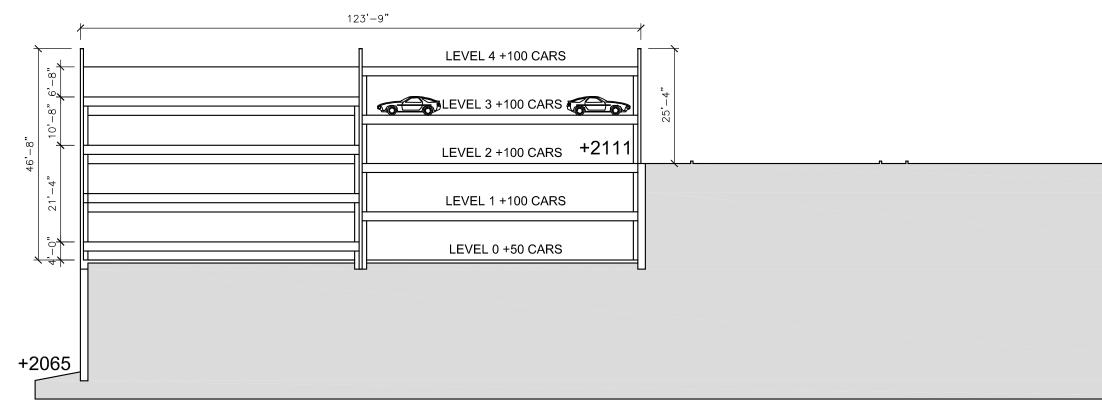












PARKING DECK SECTION 4-1/2 STORY PARKING DECK WITH RAMP LEVELS GOING UP AND DOWN TOTAL PARKING - APPROXIMATELY 450 SPACES

PROPOSED SITE SECTION NOT TO SCALE October 28, 2019 MAHEC PARKING DECK STUDY 119 HENDERSONVILLE RD.

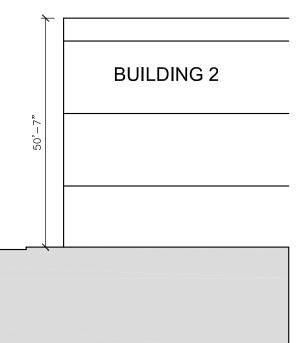




IMAGE 2 - ELEVATION NOT TO SCALE October 28, 2019 MAHEC PARKING DECK 119 HENDERSONVILLE RD.



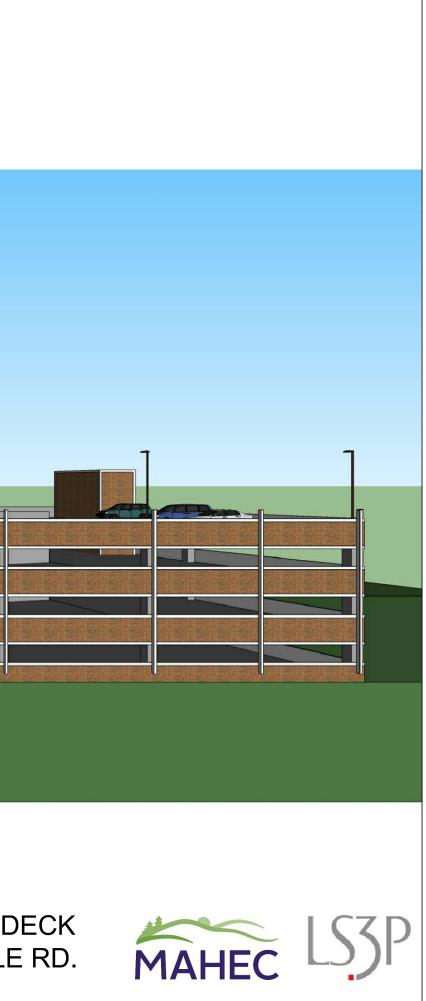


IMAGE 2 - ELEVATION NOT TO SCALE October 28, 2019 MAHEC PARKING DECK 119 HENDERSONVILLE RD.



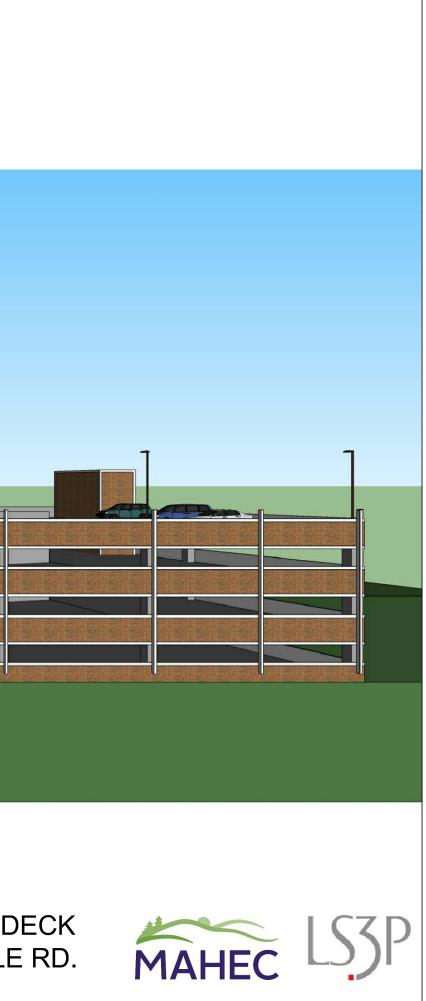




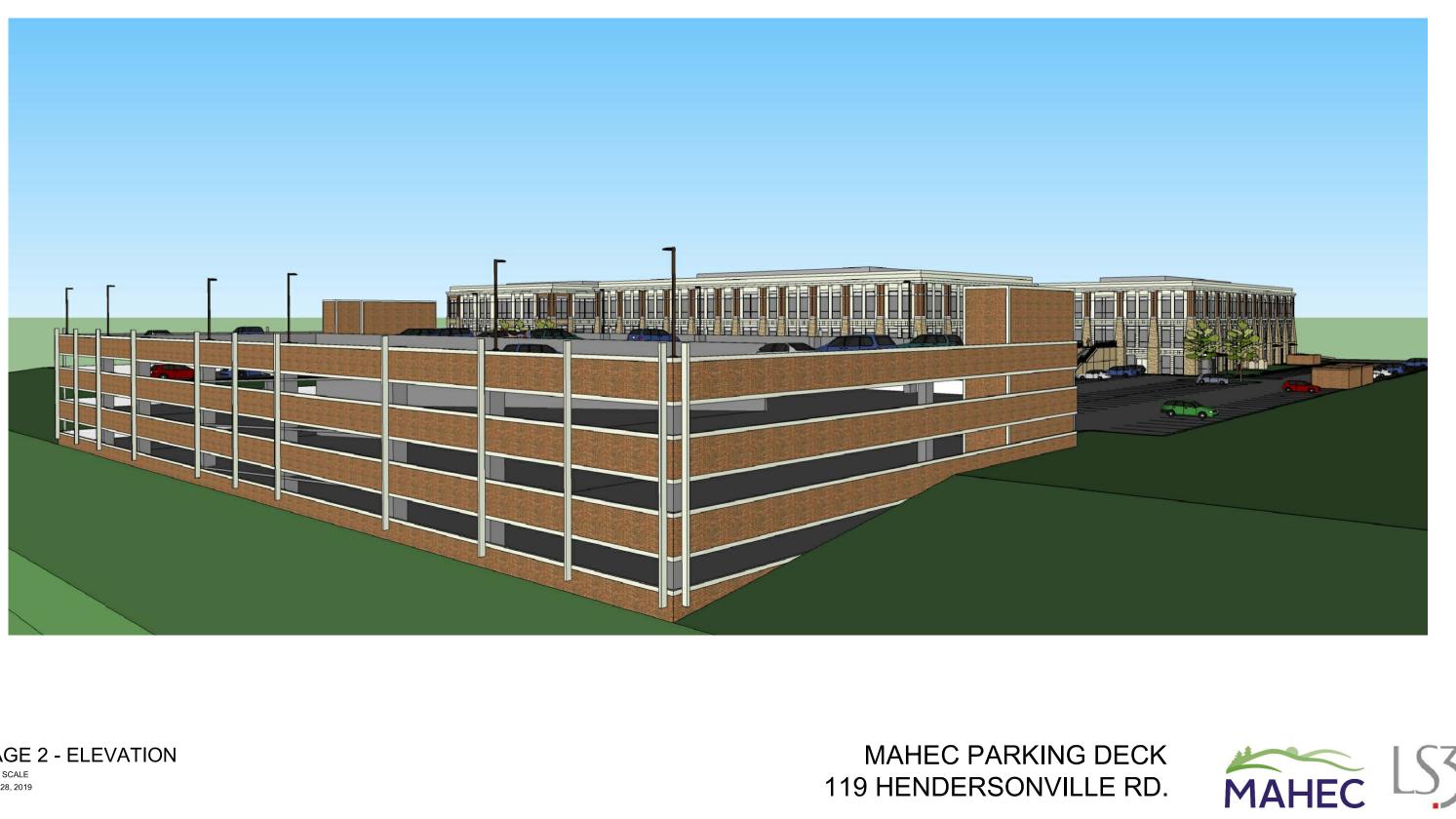
IMAGE 3 - PERSPECTIVE NOT TO SCALE October 28, 2019

MAHEC PARKING DECK 119 HENDERSONVILLE RD.



**IMAGE 2 - ELEVATION** NOT TO SCALE October 28, 2019

# 119 HENDERSONVILLE RD.



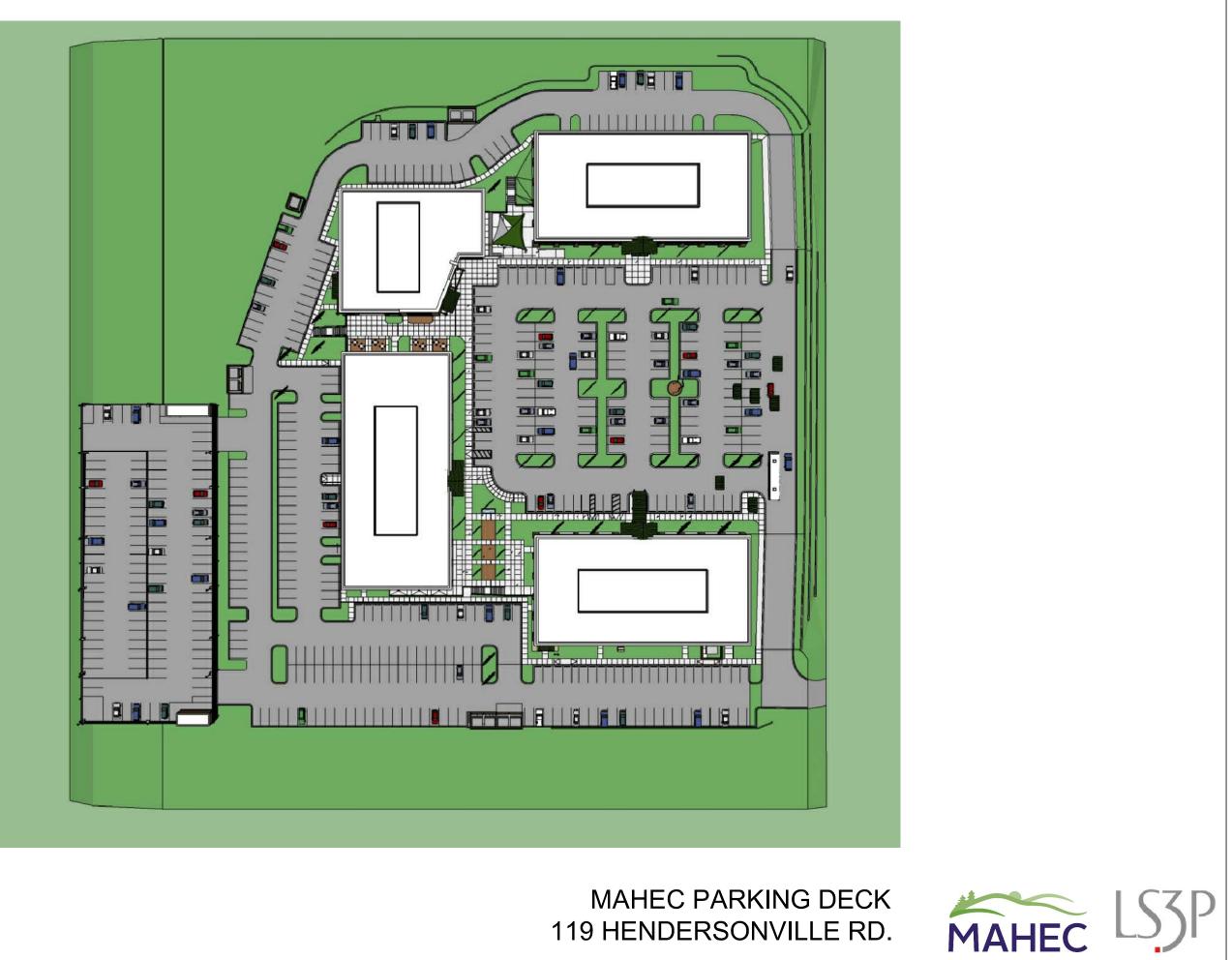


IMAGE 5 - OVERALL SITE PLAN NOT TO SCALE October 28, 2019

119 HENDERSONVILLE RD.



## MAHEC PARKING DECK STUDY **119 HENDERSONVILLE ROAD**

