## Department of Community Development

## Special Use Permit Case Report: SUP23-1002

| Applicant | CSMS Management LLC |
| :--- | :--- |
| Address/Location | Intersection of I-81S and Friedens Church Rd |
| Comprehensive Plan | Commercial |
| Tax Map\# | 137-A-88 \& 137-A-79A |
| Present Zoning | BX C - Business Interchange District with Conditions |
| Board Meeting Date | $09 / 13 / 2023$ |
| Requested Use | Sign: Area/Height of Freestanding Sign; Maximum Cumulative Sign Area |
| Acreage in Parcel | 45.641 |
| Acres in Request | 21.301 |
| Election District | District 4 |
| Board of Supervisors |  |

## General Information:

## Overview and Background

(All notes below were submitted by the applicant.)
SUMMARY OF EXCEPTIONS TO ORDINANCE 17-707.04
The applicant is requesting a Special Use Permit for the approval of exceptions to the Rockingham County Sign Ordinance. The applicant's currently proposed sign package deviates from the Sign Ordinance relative to the following categories:

17-707.01 (b) (5) a.
MAXIMUM CUMULATIVE SIGN AREA EXCLUSIVE OF FREESTANDING SIGN
Sign Area calculated as $1.5 \times$ Linear Feet of Primary Building's Façade
Sign Area Allowed: $1.5 \times 370$ : 555 SF
Sign Area Requested: 1,664 SF
Sign Area Cumulative Wall Coverage: 3.13\%

Table 17-707.04
FREESTANDING SIGN
Sign Area Allowed: 80 SF Requested: 616 SF
Sign Height Allowed: 25 Feet
Requested: 100 Feet
BASIS FOR EXCEPTIONS
The request for these exceptions is based upon the following reasons which the applicant believes is appropriate to this specific project and location:

SCALE OF PROJECT:
The Sign Ordinance does not contemplate the large scale, single user structures which the Applicant constructs at its locations. For photographic reference, a recent store completion is attached. The requested sign area relative to the total wall space for the proposed building is $3.3 \%$. Calculations are attached.

EXIT MANUEVERING SAFETY: Buc-ee's request for a freestanding sign height of 100 feet is required to allow the interstate traveler, moving at interstate speeds, to see the sign and to have appropriate time to safely maneuver to the exit. The sign area requested includes 125 SF for the "Rockingham" panel.

## Adjoining Properties and Uses

NORTH - B1 \& A1 | Homesite, Tillable \& Commercial
SOUTH - I1 | Homesite \& Pasture
EAST - A1 | Pasture
WEST - A1 | Pasture
Justification Section
Section 17-707.04 of the County Code states that a special use permit shall be obtained for any signage in the Business Interchange district that does not meet the requirements listed in Table 17.707.04 of the County Code.

## Staff and Agency Analysis:

## Building Services

No comment at this point.

Fire
This special use permit request is located within the Bridgewater Volunteer Fire Department and Bridgewater Volunteer Rescue Squad's respective response areas. The Fire Marshal's Office has no concerns with the special use request.

Planning
This property is designated as commercial in the Comprehensive Plan. These commercial areas are oriented to serving the traveling public and are located at interstate interchanges or major intersections.

## Public Works

Public Works has no comment. Sign is shown outside of existing sanitary sewer easement.

VDOT
VDOT has no issues with the proposed special use permit for the increased sign size and height. This application has been reviewed by the VDOT Outdoor Advertising Group at the VDOT Central Office and the VDOT Harrisonburg Residency.

VA Dept. of Health Environmental
No comment concerning the proposed signage.

## Board of Supervisors:

## Rockingham County

Special Use Permit Application

## Application Procedure

The special use permit process usually takes about eight weeks from time of application submittal. However, timing can vary depending on application submission date in connection to scheduled public hearings.

1. Applicant participation in a recommended Pre-Application Meeting to receive early input from county and agency staff. Call (540) 564-5074 for more information and scheduling.
2. Submission of complete application (as a guide, use the check list provided below).
3. Staff and agency application review and comments from the County departments of Building, Engineering, Planning, Fire \& Rescue, Public Works, Environmental, Zoning, Economic Development, Public Schools; Virginia Department of Health (VDH); and Virginia Department of Transportation (VDOT). Other applicable agencies may be contacted if needed.
4. Notification letters of public hearing mailed to adjoining landowners.
5. Special use permit sign placed on property in public view and drone video of property taken.
6. Public hearing advertisement placed in the local paper.
7. Board of Supervisors public hearing, review, and final special use permit determination. The decision to approve or deny the special use permit request is ultimately determined by the Rockingham County Board of Supervisors. (The applicant, or representative, is encouraged to attend related public hearing.)

## Application Checklist (please submit with application)

It is the responsibility of the applicant to gather all information and submit a complete special use permit application to the Rockingham County Department of Community Development. Applications can be mailed, dropped off in person, or emailed to the Rockingham County Zoning Administrator.

A completed and signed application (digital PDF preferred).
A boundary map of the property, showing what is described in the "Guide: Proposed Use Layout for Special Use Permit Application" section of this application. The submitted map cannot be larger than $11^{\prime \prime} \times 17^{\prime \prime}$.

## X] Required $\$ 550$ fee

Please answer the following questions and where required, attach additional information to this application. The information provided will be reviewed by the staff in their analysis of your request.

An application for a special use permit shall be considered incomplete when an applicant fails to provide the following required information. Based upon the size, scale, complexity and impact of the proposed use, the zoning administrator may waive or modify certain requirements of this application. Any waivers or modifications shall be expressed in writing by the zoning administrator and shall be provided, by the applicant, as part of this application.

Property Owner: Lispen, LLC 1346 Pleasants Dr, Ste 6 Harrisonburg, VA 22801
Address: Lispen, LLC 1346 Pleasants Dr, Ste 6 Harrisonburg, VA 22801
Telephone: (540) 433-1900
Email: devon.anders@interchangeco.com

Other Applicant Party (such as a contract purchaser) if applicable: CSMS Management, LLC
Address: 11200 Broadway, Suite 2332 Pearland, TX 77584
Telephone: $979.388 .3237 \quad$ Email: stan.beard@buc-ees.com

Other Contact Person (such as a law or engineering firm) if applicable: $\qquad$
Address:
Telephone: $\qquad$ Email: $\qquad$

Application Contact: Stan Beard, Jr.
Property Address: SEC I-81 and Friedens Church Road

Property Location: (N S E W) of (Road Name) Interstate 81 (Route \#) $\qquad$
approximately 10 miles/feet (N SE W) of (Road Name) Friedens Church Road
(Route \#) 682 . Election District \#: 4

Property Tax Map Number(s): 137-(A)- L88 and 137-(A)- L79A
Use Applied For: Signs: Area / Height of Freestanding Sign; Maximum Cumulative Sign Area
Acreage in Parcel: +-45.641 Acreage to be used: $+21.301 \mathrm{Ac} \quad$ Current Zoning: $\mathrm{BX}-\mathrm{C}$

Size And Height Of Existing And/Or Proposed Building Or Structure if applicable: NA
Size and Height of Signage if applicable: Varies; See Exhibit Attached

Indicate Method of:
Water Supply


Sewage Disposal
X County Sewer
$\square$ City Sewer *
$\square$ Community System
$\square$ Septic System
$\square$ Alternative:

* If City water and/or sewer are selected, applicant must have full approval by City \& County prior to submitting this application.

Are there any historical features, listed on a national or state registry, located on the property? If so, please provide documentation. NO

Are there any wetlands or sinkholes, as delineated by a professional engineer, located on the property? If so, please provide documentation. NO

20 East Gay Street Harrisonburg, VA 22802 | (540) 564-3030 | rockinghamcountyva.gov

Are there any known cemeteries located on the property? NO

Is the property located in the Cross Keys and Port Republic Battlefield Study Area, Core Area, or Field of Fire? NO

Is the property currently in an Agricultural and Forestal District? If so, please indicate which District. NO

Explain in detail your proposal, hours of operation, number of employees, customer trips expected, etc.

Applicant is seeking relief from current sign ordinance size and height restrictions based upon:

1) Relative Scale of proposed project
2) Safety of exiting traffic movements

Supporting Documentation Attached
Lispen, LLC, by/nterChange Groyp, Inc., Manager


Signature of Applicant or Agent

## Guide: Proposed Use Layout for Special Use Permit Application (required)

The Rockingham County Zoning Ordinance requires Special Use Permit applications to include an accurately scaled proposed use layout. The scaled proposed use layout and any demonstrative materials submitted with the application will become part of the record of the hearing on the application and become legally binding elements of the zoning ordinance and map if the special use permit is approved by the Board of Supervisors.

The accurately scaled proposed use layout shall include the following information as a minimum:

1. Size and shape of parcel of land where use or building is to be located.
2. Location of use of proposed and/or existing buildings---distance from public highways, from adjoining property.
3. Size and shape of proposed and/or existing buildings.
4. Access to and from property.
5. Relation to street and highway intersections.
6. Any planned screening or landscaping.
7. Number and location of off-street parking spaces.
8. Specify proposed use of area (if not contained in building).

Reference Section 17-1003.01 of the Zoning Ordinance located on the County's website for more information and requirements.

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Signature of Landowner


Signature of Applicant of Agent

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ROCKINGHAM COUNTY - ORDINANCE ANALYSIS

| BUC-EE'S TRAVEL CENTER |  |  | SIGN SQUARE FOOTAGE PER WALL |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 74K BUILDING SIGNS | LF | Area (SF) | Buc-ee's | Beaver | DEF/ETH | Total | Coverage |
| Front Entrance Wall | 370 | 11,377 | 207.00 | 79.00 | - | 286.00 | 2.51\% |
| Rear Building Wall | 370 | 10,610 | 207.00 | 79.00 | - | 286.00 | 2.70\% |
| Side Entrance Wall | 212 | 6,937 | 207.00 | 79.00 | - | 286.00 | 4.12\% |
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| Subtotal Building |  | 35,861 | 828.00 | 316.00 | - | 1,144.00 | 3.19\% |
|  |  |  |  |  |  |  |  |
| FUEL CANOPIES (3) |  |  |  |  |  |  |  |
| Canopy Front |  | 8,250 | - | 150.00 | 48.00 | 198.00 | 2.40\% |
| Canopy Side |  | 403 | - | 50.00 | 24.00 | 74.00 | 18.36\% |
| Canopy Back |  | 8,250 | - | 150.00 | - | 150.00 | 1.82\% |
| Canopy Side |  | 403 | - | 50.00 | 48.00 | 98.00 | 24.32\% |
| Subtotal Canopy |  | 17,306 | - | 400.00 | 120.00 | 520.00 | 3.00\% |
|  |  |  |  |  |  |  |  |
| CUMULATIVE WALL COVERAGE |  | 53,167 | 828.00 | 716.00 | 120.00 | 1,664.00 | 3.13\% |




Beaver Button: 491
City Panel: $\underline{125}$
TOTAL: 616 SF

4'-0"




OPPOSITE VIEW
LOGO FACES LEFT

LOGO COLOR SPECS
$\square$ ARLON 33 RED • PMS 485c
■ ARLON 63 RUST • PMS 483c
$\square$ ARLON 15 YELLOW • PMS 109c
$\square$ BLACK $\square$ WHITE

210.684.3221 apexsigngroup.com PRESENTATION DRAWING Client:
Buc-ee's
Client's Location:
Rockingham County, VA

Sales Rep:
Justin B.
Project Manager: Brenda B.
PM Approval:
Date:
Drawn By: DR

Revision:

| $\square$ |
| :--- |
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## Work Order\#


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Created on:



TYPE B TYPICAL FUEL CANOPY


50 SF 13.12\%


| 3 | FUEL CANOPY 2 - EAST ELEVATION $\quad 3 / 32^{\prime \prime}=1^{\prime}-0{ }^{\prime \prime}$ |
| :--- | :--- | :--- |


| 4 | FUEL CANOPY $2-$ WEST ELEVATION $\quad 3 / 32^{\prime \prime}=11^{1-0 "}$ |
| :--- | :--- |




TYPICAL CANOPY COVERAGE TOTAL: $3.53 \%$



QTY: TEN (10)





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