#### ORDINANCE NO. 3439

"AN ORDINANCE AMENDING THE STILLWATER CITY CODE, BY AMENDING CHAPTER 23, LAND DEVELOPMENT CODE, TO DELETE IN ITS ENTIRETY APPENDIX I, FORM BASED CODES, ARTICLES I THROUGH IV, INCLUDING SECTIONS 4.1 THROUGH 4.10 AND ALL IMAGES AND TABLES; AND CREATING A NEW APPENDIX I, FORM BASED CODES, ARTICLE I, TRANSECT ZONE DESCRIPTIONS; ARTICLE II, REGULATING PLAN; ARTICLE III, GENERAL PROVISIONS, CREATING SECTION 3.1, CONTENTS OF APPLICATION AND DEVELOPMENT PLAN; SECTION 3.2, PEDESTRIAN ENVIRONMENT PROVISIONS; SECTION 3.3, VEHICLE PARKING PROVISIONS; SECTION 3.4, LANDSCAPE PROVISIONS; SECTION 3.5, SIGNAGE PROVISIONS; SECTION 3.6, STORMWATER PROVISIONS; SECTION 3.7, ARCHITECTURAL PROVISIONS; TRANSECT 4 (T4) DESIGN FRAMEWORK; TRANSECT 5 (T5) DESIGN FRAMEWORK; TRANSECT 6 (T6) DESIGN FRAMEWORK; TABLE 5, PERMITTED USE PER TRANSECT; AND TABLE 6, BUILDING CONFIGURATION."

#### (AMENDMENTS HIGHLIGHTED BY STRIKETHROUGH AND UNDERLINING)

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF STILLWATER, OKLAHOMA, THAT:

**SECTION 1:** That the Stillwater City Code, Chapter 23, Land Development Code, Appendix I, Form Based Codes, be DELETED IN ITS ENTIRETY *(including all Articles, Sections, Images and Tables).* 

**SECTION 2:** That the Stillwater City Code, Chapter 23, Land Development Code, be amended to create a new Appendix I, Form Based Codes, to read as follows:

#### APPENDIX I

#### FORM BASED CODES

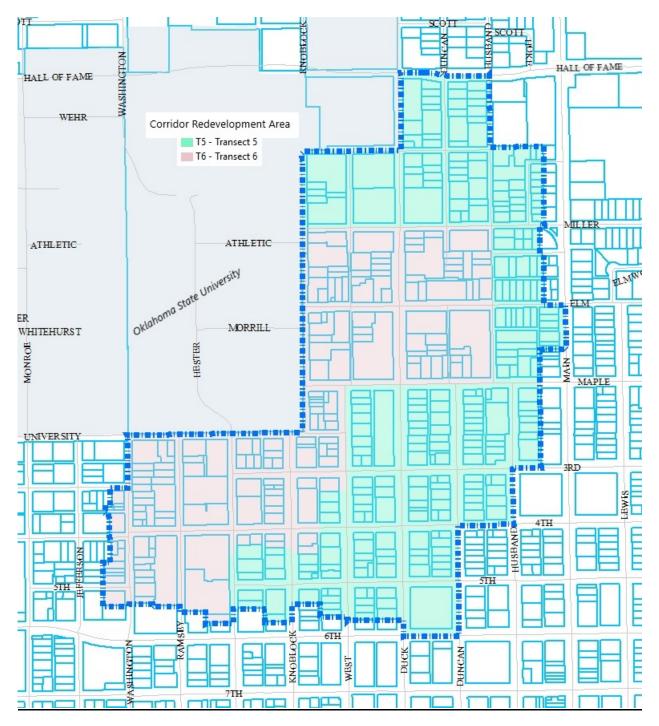
#### **ARTICLE I. TRANSECT ZONE DESCRIPTIONS**

<u>This table provides descriptions of the character of each transect zone. Transect 1, 2 and 3</u> have been omitted due to the non-applicability to the Corridor Redevelopment Area.

#### Table 1. Transect Zone Descriptions

T4	T-4 GENERAL URBAN T-4 General Urban Zone consists of a mixed use but primarily residential urban fabric. It may have a wide range of building types: single, Sideyard, and Rowhouses. Setbacks and landscaping are variable. Streets with curbs and side-walks define medium-sized Blocks.	General Character: Building Placement: Frontage Types: Typical Building Height: Type of Civic Space:	Mix of Houses, Townhouses and small Apartment buildings with scattered commercial activity, balance between landscape and buildings; presence of pedestrians Shallow to medium front and side yard Setbacks Common yard, Porches and fence, Dooryards, Forecourt, Stoop 1 to 3-Story Squares, Greens
		Type of civic space.	Squares, Greens
T5	T-5 URBAN CENTER T-5 Urban Center Zone consists of higher density mixed use building that	General Character:	Shops mixed with Townhouses, larger Apartment houses, Offices, work place and Civic buildings; predominantly attached buildings; trees within the public right-of-way; Shallow Setbacks or none; buildings oriented to street
	houses and Apartments. It has a tight	Building Placement: Frontage Types:	defining a street wall Dooryard, Forecourt, Stoops, Shopfronts, Galleries
		2 11	2- to 5-Story with some variation*
		Type of Civic:	* 1- story allowed in compliance with Section 23-451 Parks, Plazas, and Squares, median landscaping
Т6	T-6 URBAN CORE T-6 Urban Core Zone consists of the highest density and height, with the	General Character:	Medium to high-Density Mixed Use buildings, entertainment, Civic and cultural uses. Attached buildings forming a continuous street wall; trees within the public right-of-way,
	greatest variety of uses, and civic buildings of regional importance. It may have larger Blocks; streets have steady street tree planting and buildings are set close to wide sidewalks.	Building Placement:	Shallow Setbacks or none; buildings oriented toward the street, defining a street wall
		Frontage Types:	Forecourt, Stoops, Shopfronts, Galleries
		Typical Building Height:	2- to 5-Story with some variation
1 8		Type of Civic Space:	Parks, Plazas and Squares; median landscaping

## **ARTICLE II. REGULATING PLAN**



Map 1. Regulating Plan for Corridor Redevelopment Area

# ARTICLE III. GENERAL PROVISIONS

The following requirements apply to all transects unless stated otherwise.

*Note:* Routine maintenance (as identified in the current/adopted building codes) of existing property will not trigger the provisions herein.

*Note:* Contents of Application and Development Plan (The Application and Development Plan process follows the established Commercial Use by Right (CUBR) submittal process).

#### Sec. 3.1. Contents of application and development plan.

- 1. Completed application on form provided by development services department.
- 2. Completed checklist.
- 3. Full application fee.
- 4. Complete AutoCAD plan drawings for inclusion into GIS system.
- 5. Two sets of the development plan drawing providing accurate representation and explanation of any existing improvements or notable existing manmade or natural features currently existing on the subject property.
  - a. Title block with name of development, date of preparation, written scale, property address and revision date;
  - b. Name and address of property owner/developer and person or entity responsible for preparation of drawing;
  - c. Graphic scale, north point and legend;
  - d. Written legal description of the site including the size of the property;
  - e. Map showing location of subject proposal in relation to cross streets, schools, parks, other public areas within a one-half-mile area of the subject property;
  - f. Statement and signature by the preparer that the plan has, to the best of his knowledge, been designed in accordance with the applicable city ordinances and regulations;
  - g. Location, dimensions, and materials of fences and pedestrian ways;
  - h. Length of boundaries of the entire tract to the nearest foot;
  - i. Existing physiographic characteristics including contour lines at two-foot intervals and significant drainage features on and within 25 feet of the subject property;
  - j. Location, identification and width of existing and proposed public rights-of-way and existing public and private easements within a minimum of 25 feet of the subject property;
  - <u>k.</u> Location, orientation, dimension, area, height and general use of existing and proposed buildings and other structures, including dumpster;
  - I. Location, arrangement, and dimensions of off-street parking, access drives and loading spaces; and curb cuts within a minimum of 25 feet of the subject property;
  - m. Written narrative description of the proposed use of the property.
  - n. Location, size and orientation of any signs not attached to buildings;
  - o. Location and size of all driveways and streets within 75 feet of the subject property;
  - p. Location of all existing structures within 25 feet of the subject property.
- 6. Public utility plan identifying the location, type, size, whether a public or private utility, and other identifying characteristics of the nearest existing utilities and proposed utility extensions or upgrades, with easements, to serve the project as well as the proposed service lines.
- 7. Contract ready site development construction plans and applicable public improvement plans.
- 8. Final drainage study and plan.
- 9. Final grading plan.
- 10. Landscape Plan.
- 11. A color rendering of all façades.

### Sec. 3.2. Pedestrian environment provisions.

- 1. Primary sidewalks shall be no less than 6-feet wide and located on both sides of the street.
- 2. Sidewalks that incorporate activities such as dining, sitting areas, open entertainment venues, or similar activity shall be a minimum of 10-feet wide with a continuous 6-foot open aisle.
- 3. The use of enhanced paving materials such as brick, stamped and/or colored concrete, pavers, etc., shall be used at major pedestrian intersections as identified in the Public Realm Master plan.
- 5. Site furnishings such as planters, urns, benches, bike racks, trash receptacles, etc., shall be incorporated on major pedestrian corridors. See Public Realm Master Plan.

Sec. 3.3. Vehicle parking provisions. Per Chapter 23, Article VIII, Parking and Loading Standards, requirements set forth in Sec. 23.220 Table 4.2 shall be reduced by 20% in the Form Based Code Area.

#### Sec. 3.4. Landscape provisions.

Sec. 3.4.1. Intent. A transect-based landscape plan provides many aesthetic, ecological, functional and health/safety benefits. The standards of this section promote public health, safety and welfare by establishing minimum standards for the design, construction and maintenance of landscape improvements for public frontages and private frontages, lots, buildings, civic spaces, thoroughfares and special requirements.

Sec. 3.4.2. Landscape plan See Tables 2, 3 & 4 for Landscape Requirements.

- 1. Landscape plans shall be prepared in conjunction with the design development and construction documents.
- 2. Completion requirement. A certificate of occupancy, for any use, shall not be issued until the required landscaping has been installed in accordance with the landscape plan. If a structure and all site improvements are complete except for the required landscaping, and it is not the planting season (fall or spring), temporary occupancy may be permitted for a period of six months, or until the next planting season, whichever comes first.
- 3. The landscaping plan shall include at least the following:
  - a. North arrow and scale;
  - b. The location of existing property lines and dimensions of the tract, accurately drawn to scale;
  - c. Locations and limits of all rights-of-way;
  - d. The location of all existing and proposed buildings and parking areas, including the exact number of parking spaces provided;
  - e. The location and size of any permanent fixture or structure, including but not limited to sidewalks, walls, fences, trash enclosures, project storage, lighting fixtures, signs, and benches which are relevant to the landscape plan;
  - f. The location, size, and type of all above-ground and underground public utilities with notation, where appropriate, as to any safety hazards to avoid during installation of landscaping;
  - g. The location, size, type, spacing (on center), and quantity of all proposed plant materials and existing plant materials shall be graphically represented and referenced on the plan by a common name and/or scientific name, or an appropriate key of all plant species;
  - h. Detailed sprinkler diagram or irrigation plan showing coverage. If an automatic irrigation system is not proposed, the location of all required hose connections and other watering sources shall be noted;
  - i. All screening required by these regulations; and
  - j. A table listing the square footage of the developed area, number of proposed parking spaces, and all plant materials by scientific and common name, size, type, and quantity.
  - k. The method(s) to be used to protect existing trees or vegetation that are to be preserved.

- 1. Any alteration to existing buildings(s), development(s), or construction shall be required to come into compliance with landscaping requirements as follows:
  - a. If the site (including proposed building addition and parking areas) meets or exceeds current landscape standards, additional landscaping shall not be required;
  - b. If the site has insufficient green space to provide required landscaping, optional planting areas shall be installed such as built-in or moveable ground planters, decorative pots, hanging baskets, green wall, etc. All irrigation requirements shall be met.
- 2. Any plant material installed to meet the requirements of this ordinance which die, or are otherwise removed, shall be replaced with the same or similar plant materials.
- 3. Landscaping within rights-of-way. Per Public Realm Master Plan.
- 4. Property owners in all transects shall be responsible for maintenance of the landscaped area between the property line and the street curbline.

#### Sec. 3.5. Signage provisions.

1. General standards. Per Chapter 23, Article VII, Signs.

FBC Permitted Uses, Table 5	Zoning District Sign Regulations Division 2
<u>Residential</u>	<u>RSS, RSL, RT Sec.</u> 23-195
Lodging	<u>CB, Sec. 23-199</u>
<u>Commercial</u>	<u>CB, Sec. 23-199</u>
<u>Office</u>	<u>O, Sec. 23-197</u>
<u>Civic</u>	<u>CB, Sec. 23.199</u>
Industrial	IL, IG, Sec. 23.201
Entertainment	<u>CB, Sec. 23.199</u>
<u>Parking</u>	<u>CB, Sec. 23.199</u>

#### Sec. 3.6. Stormwater provisions. Per Chapter 35, Stormwater Quality and Management.

#### Sec. 3.7. Architectural provisions.

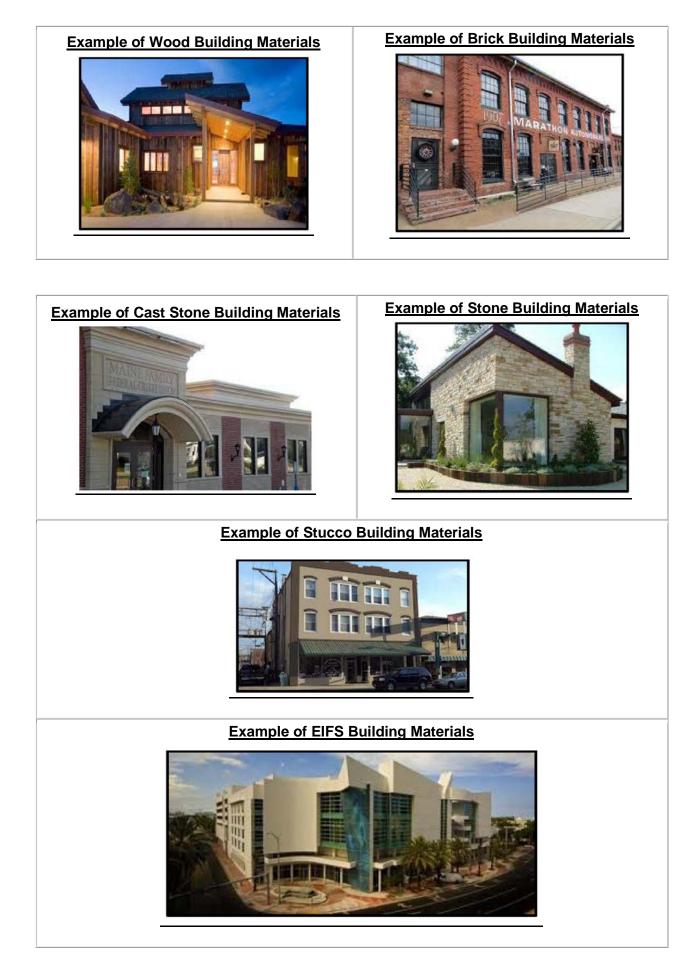
Sec. 3.7.1. General.

1. Corporate or standard building design shall be allowed only if the design meets the purposes, intent and conditions of these guidelines. Allowed only in T6 by warrant.

2. Wood fences shall be painted, treated, or stained.

#### Sec. 3.7.2. Materials.

 The primary exterior finish material on all façades shall be limited to brick, cast stone, stone, EIFS (Exterior Insulation Finishing Systems), stucco, architectural metal or other high-quality, long-lasting masonry material. Wood may be used as an accent material or trim.



- 2. Prohibited materials shall include all metal corrugated or ribbed steel panel pre-fabricated structures, plain concrete block, and corrugated fiberglass.
- 3. Architectural metal buildings shall be allowed. Metal panels shall be allowed only when incorporated as a design element.

### Examples of Acceptable Metal Structures



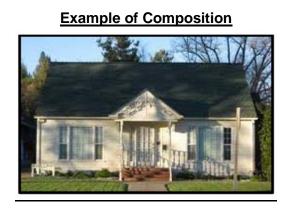
### Examples of Unacceptable Metal Structures



### Sec. 3.7.3. Composition.

- 1. All buildings on the same site shall be related in architectural style, color scheme and building materials.
- 2. All elevations visible to the public shall have repeated architectural design elements.
- 3. Special architectural features that accent a corner such as corner entries, projecting windows, towers, turrets and cupolas shall be incorporated on corner buildings.





### Example of Composition of a Corner Structure



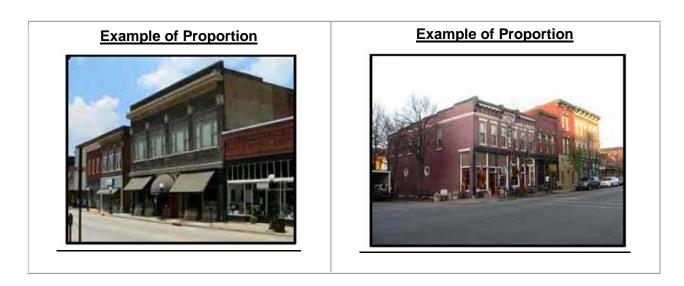
#### Sec. 3.7.4. Scale.

- 1. Canopies, awnings and similar architectural elements shall be proportioned to relate to the human scale.
- 2. Buildings with 3-stories and above shall be so designed with vertical or horizontal step backs/step and vertical recessed areas in so as to not create a tunnel effect.



### Sec. 3.7.5. Proportion.

- 1. Building façades shall be compatible with surrounding buildings with regard to massing, scale, proportion of openings, roof types, window types and degree of detail within each transect.
- 2. Pilasters, protruding brick columns, change in brick color and wall recesses are encouraged architectural techniques that can be used to add interest, height and screens to rooftops.



Sec. 3.7.6. Transparency.

- 1. <u>Commercial structure façades shall incorporate transparent features (windows and doors).</u>
- 2. Ground level windows shall provide direct views to the building's interior or to a lighted display area.
- 3. Ground level windows shall be elevated a minimum of 18 inches above the sidewalk.
- 4. Retail building façades in T5 and T6 shall incorporate transparent glass.
- 5. Glass block shall only be used as an accent or decorative detail.

## Example of Commercial Transparency



### Example of Residential Transparency



### Sec. 3.7.7. Articulation.

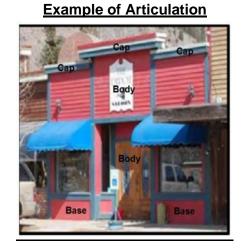
1. Building façades are comprised of the following three major components.

Base	The ground level that extends vertically a minimum of 6 inches measured from the ground

<u>Body</u>	The majority of the structure
<u>Cap</u>	The parapet or roofline

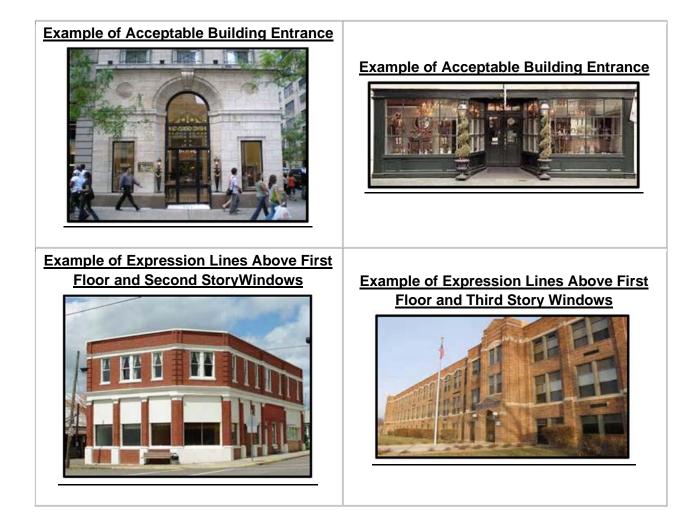
- 2. The components shall be clearly identifiable with horizontal elements.
- 3. The body shall constitute a minimum of 50% of the total building height.
- 4. Contrasting materials such as brick, stone or a protruding brick pattern are permitted techniques for the base component.





### Sec. 3.7.8. Expression.

- 1. Building entrances shall be easily identifiable and highly visible from the street by incorporating architectural features such as but not limited to protrusions, recessed entry and decorative treatments.
- 2. Horizontal elements (expression lines) on large buildings shall be incorporated to reduce the perceived height by dividing the building mass into smaller scale components.



### Sec. 3.7.9 Building Step-back Articulation

Vertical recessed facades are required to add scale and visual interest to the street wall for buildings three stories and above.



# Transect 4 (T4) DESIGN FRAMEWORK

The land use in the T4 district shall be a lower intensity development, consisting primarily of residential. The primary focus is to create a pedestrian environment with deeper setbacks, sidewalks and landscaping to enhance the building frontage. Surface parking lots are discouraged without screening or being placed at the rear of the property.

Table 2. Design Standards				
	<u> Private Realm – Building Design</u>			
Building Placement and Height	3-story maximum, 35-feet maximum height, shallow to medium side and rear yard setbacks.			
Lot Dimensions	25-feet minimum lot width and a maximum 70% lot coverage			
<u>Setbacks</u>	<u>Front: 5-feet minimum/15-feet maximum</u> <u>Side: 3-feet</u> <u>Rear: 10-feet</u>			
<u>Parking</u>	Per Code, minus 20%			
<u>Signage</u>	Per Code			
Design Elements (Se	ee Section 3.7 Architectural Provisions)			
Building Facades	Doors and windows on the primary frontage shall be symmetrical in design, blank walls are not allowed. No more than 25% of lineal frontage can be blank (i.e. without doors or windows).			
Building Entrance	Primary entrance is required to front onto the addressed street and may use a stoop, or direct/angled staircase.			
<u>Building Façade</u> <u>Materials</u>	At least two of the following construction materials shall be used: brick, stone, masonry, stucco, faux brick/stone on the street fronting façade per section 3.7. Accent materials may consist of architectural metal or wood.			
<u>Façade</u> <u>Transparency</u>	Retail uses shall have 90% storefront façade transparency. Office uses shall have a minimum of 60% transparency. Residential uses shall have a minimum of 25% transparency.			
Landscaping	Foundation plantings, planters, trees and groundcover (grass, or any ornamental cover), at least 10% of the private realm shall be landscaped.			
Surface Parking	Surface lots are required to be located at the side or rear of the lot and must have landscaping or low decorative fencing fronting onto a street to screen the surface parking lot, (see landscape code).			



### Transect 5 (T5) DESIGN FRAMEWORK

The land use in the T5 district shall be a mixture of frontages and uses ranging from ground floor commercial to office to residential. Building frontage shall be inviting and be designed at a pedestrian scale to encourage high intensity development and pedestrian activity. Surface parking shall be restricted from fronting onto the street and the building entrance shall be emphasized.

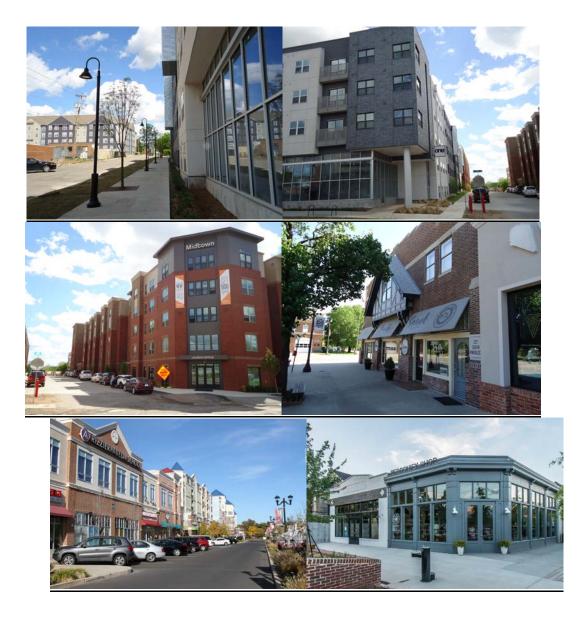
Table 3. Design Standards					
	Private Realm – Building Design				
Building Placement and Height	5-story maximum, 2-story minimum, (single story (1-story) structures are allowed in the T5 - Urban Center Zone.				
Lot Dimensions	25-feet minimum. Maximum 80% lot coverage				
Setbacks	<u>Front: 5-feet minimum/15-feet maximum</u> <u>Side: 0-feet</u> <u>Rear: 20-feet</u>				
<u>Parking</u>	Per Code, minus 20%				
<u>Signage</u>	Per Code				
<u>Design Elements (Se</u>	ee Section 3.7 Architectural Provisions)				
Building Facade	Doors and windows on the primary frontage shall be symmetrical in design, blank walls are not allowed. There shall be no more than 25% of lineal frontage that is blank on secondary frontages.				
Building Entrance	Primary entrance is required to front onto the addressed street and may use a stoop or direct/angled staircase.				
<u>Building Façade</u> <u>Materials</u>	At least two of the following construction materials shall be used: brick, stone, masonry, stucco, faux brick/stone on the street fronting façade per section 3.7. Accent materials may consist of architectural metal or wood.				
<u>Façade</u> <u>Transparency</u>	Retail uses shall have 90% storefront façade transparency. Office uses shall have a minimum of 60% transparency. Residential uses shall have a minimum of 25% transparency.				
Landscaping	Foundation plantings, planters, trees and groundcover (grass, or any ornamental cover), at least 10% of the private realm shall be landscaped.				
Surface Parking	Surface lots are not allowed to abut or face the primary. On secondary street frontages for corner lots, surface parking lots must have landscaping and low decorative fencing to screen the surface parking lot from the right-of-way.				
Structured Parking	Parking structures may be a stand-alone structures placed on the property line or integrated into a larger structure with mixed uses and shall follow building material requirements. Ground floor of parking garages must reserve 25% of the total street frontage for commercial service, retail or office space. Upper floors must include architectural screening.				



# Transect 6 (T6) DESIGN FRAMEWORK

The land use in the T6 district shall consist of commercial, office and high density residential, typically associated with highly urbanized areas. The building design elements shall support and enhance retail uses along with being sensitive to the pedestrian environment. Parking structures are required to provide first-floor commercial service or office space.

Table 4. Design Standards				
	Private Realm – Building Design			
Building Placement and Height	5-stories, 65-foot height maximum, 65-foot height maximum in area adjacent to OSU, 2-stories minimum.			
Lot Dimensions	25-feet width minimum, Maximum 90% lot coverage			
<u>Setbacks</u>	<u>Front: 0-feet minimum/10-feet maximum</u> <u>Side: 0-feet</u> <u>Rear: 10-feet</u>			
Parking	Per Code, minus 20%			
Signage	Per Code			
Building Elements (S	See Section 3.7 Architectural Provisions)			
Building Facade	Doors and windows on the primary frontage shall be symmetrical in design, blank walls are not allowed. There shall be no more than 25% of lineal frontage that is blank on secondary frontages.			
Building Entrance	Primary entrance is required to front onto the addressed street and may use a stoop, or direct/angled staircase or be recessed.			
Landscaping	Foundation plantings, planters, trees and groundcover (grass, or any ornamental cover), at least 5% of the private realm shall be landscaped.			
<u>Building Façade</u> <u>Materials</u>	At least two of the following construction materials shall be used: brick, stone, masonry, stucco, faux brick/stone on the street fronting façade per section 3.7. Accent materials may consist of architectural metal and wood.			
<u>Façade</u> Transparency	Retail uses shall have 90% storefront façade transparency. Office uses shall have a minimum of 60% transparency. Residential uses shall have a minimum of 25% transparency.			
Structured Parking	Parking structures may be a stand-alone structures placed on the property line or integrated into a larger structure with mixed uses and shall follow building material requirements. Ground floor of parking garages must reserve 25% of the total street frontage for commercial service, retail or office space. Upper floors must include architectural screening.			
Surface Parking	Surface lots are not allowed to abut or face a primary street. On corner lots with secondary street frontages, surface parking lots must have landscaping and low decorative fencing to screen the surface parking lot from the right-of-way.			



### Table 5. Permitted Use Per Transect.

Residential	T4	T5	<u>T6</u>
Live/Work Unit	≞	≞	
Accessory Unit		≞	
Residential Single-Family			
Residential Duplex	■		
Residential Multi-Family		≞	■
Mixed Use Residential		■	■

Lodging	T4	Т5	T6
<u>Hotel, (no room limit)</u>		■	■
Inn (up to 12-rooms)		≞	≞
Short-Term Rental	■	<u>∎</u>	

Commercial, Office, Service	T4	T5	<u>T6</u>
Restaurant, Deli/Coffee Shop		■	
Bank		■	■
Retail/Commercial			■
Office	<u><b>■</b>1</u>		<b>_</b>
Bar/Tavern/Nightclub		<u>■2</u>	<u>∎2</u>
Medical Marijuana Dispensary		<u>∎</u> 2	<u>■2</u>

Civic	T4	Т5	<u>T6</u>
Convention Center			
Library			■
Religious Assembly	=		■
Arts and Culture	=		■
Education	미	■I	
Government	미		
Outdoor Recreation		■	
Indoor Recreation		■	■

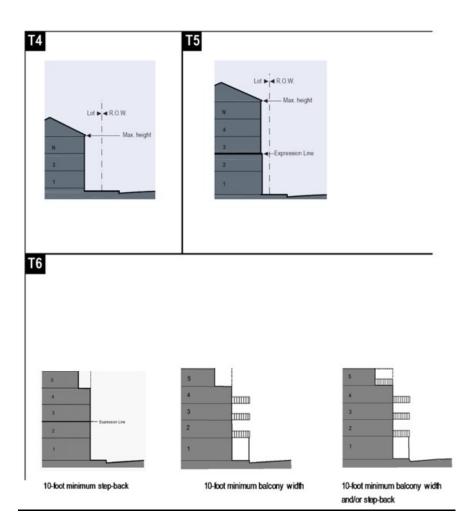
Industrial	T4	Т5	<u>T6</u>
Light Industrial Facility			□
Medical Marijuana Processing		<u>∎2</u>	<u>2</u>
Medical Marijuana Commercial <u>Grower, Indoor Only</u>		<u>∎2</u>	<u>■2</u>

Entertainment	T4	T5	<u>T6</u>
Movie Theater		≞	≞
Museum			≞
Outdoor Auditorium		■	■
Parking	T4	Т5	<u>T6</u>
Parking Structure		≞	≞
Surface Parking		<u>∎</u>	<u>∎</u>

■ By-Right □ By Warrant

1 Home occupation mixed use allowed in T4 along with maximum of 500 sf of office <u>space.</u> 2. Specific Use Permit required.

## Table 6. Building Configuration.



*Note:* This table approximates the location of the structure relative to the boundaries of each individual lot. Establishing suitable basic types for each Transect Zone.

PASSED, APPROVED AND ADOPTED THIS 16TH DAY OF SEPTEMBER, 2019.

WILLIAM H. JOYCE, MAYOR

(SEAL) ATTEST:

ELIZABETH CHRZ, CITY CLERK

APPROVED AS TO FORM AND LEGALITY THIS 16TH DAY OF SEPTEMBER, 2019.

JOHN E. DORMAN, CITY ATTORNEY

First Reading:8-19-19Second Reading:9-16-19