

AGENDA ITEM HISTORY SHEET

ITEM TITLE

AGENDA NO. 6

Hill Valley Estates - PUD Rezoning

AGENDA DATE: 6/25/2024

FUNDING CERTIFICATION (Finance Director) (Signature, if applicable)

MANAGEMENT STAFF REVIEW (Signature)

MAYOR (Signature)

ITEM HISTORY (Previous Council reviews, action related to this item, and other pertinent history)

DRC 5/30/24 - Rec. Approval to Planning Commission. Planning Commission 6/10/24 - Public Hearing on Rezoning and the PUD Zoning Plan, Unanimously voted to approve the PUD Zoning Plan and Rezoning. Based on Approval by Planning Commission it is Recommended to City Council for Approval.

ITEM COMMENTARY (Background discussion, key points, recommendations, etc.) Please identify any or all impacts this proposed action would have on the City budget, personnel resources, and/or residents.

A PUD rezoning is unique compared to a standard rezoning. Normally a rezoning goes from one standard zoning district to another, and that property can then have any of the uses that are allowed for that disctrict according to the code. For a PUD rezoning, the applicant proposes a use, via a PUD Zoning Plan for the property, that normally wouldn't fit into a standard zoning disctrict. If the PUD Zoning Plan goes through the process and is approved by Planning Commission and by City Council through ordinace to rezone the property, then that approve plan becomes the use and "zoning" for the property. Any deviations from that use and Zoning Plan would require the property to come back through the rezoning process for an approval. The use of this PUD is for a 75 lot subdivion of duplexes with built in green spaces and amenities. See attached Zoning Plan documents for more information on the planned use.

(This section to be completed by the Mayor)

ACTION PROPOSED (Motion for Consideration)

Approval for the Rezoning of the Property from R-E and C-2 to PUD based on the PUD Zoning Plan.

ORDINANCE NUMBER 2024-

AN ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BRYANT TO REZONE CERTAIN PROPERTY FROM C-2 AND R-M TO PUD.

BE IT ORDAINED BY THE CITY COUNCIL OF BRYANT, ARKANSAS;

- Section 1. That certain real property described more fully below is hereby zoned to a classification of <u>PUD</u> located in Ward 1.
- Section 2. The comprehensive zoning ordinance and map of the City of Bryant is hereby amended to reflect the change of zoning classification set out in Section 1.
- Section 3. The property affected by this ordinance is described in the attached Exhibit A

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF BRYANT, ARKANSAS, on this the _____ day of _____, 2024.

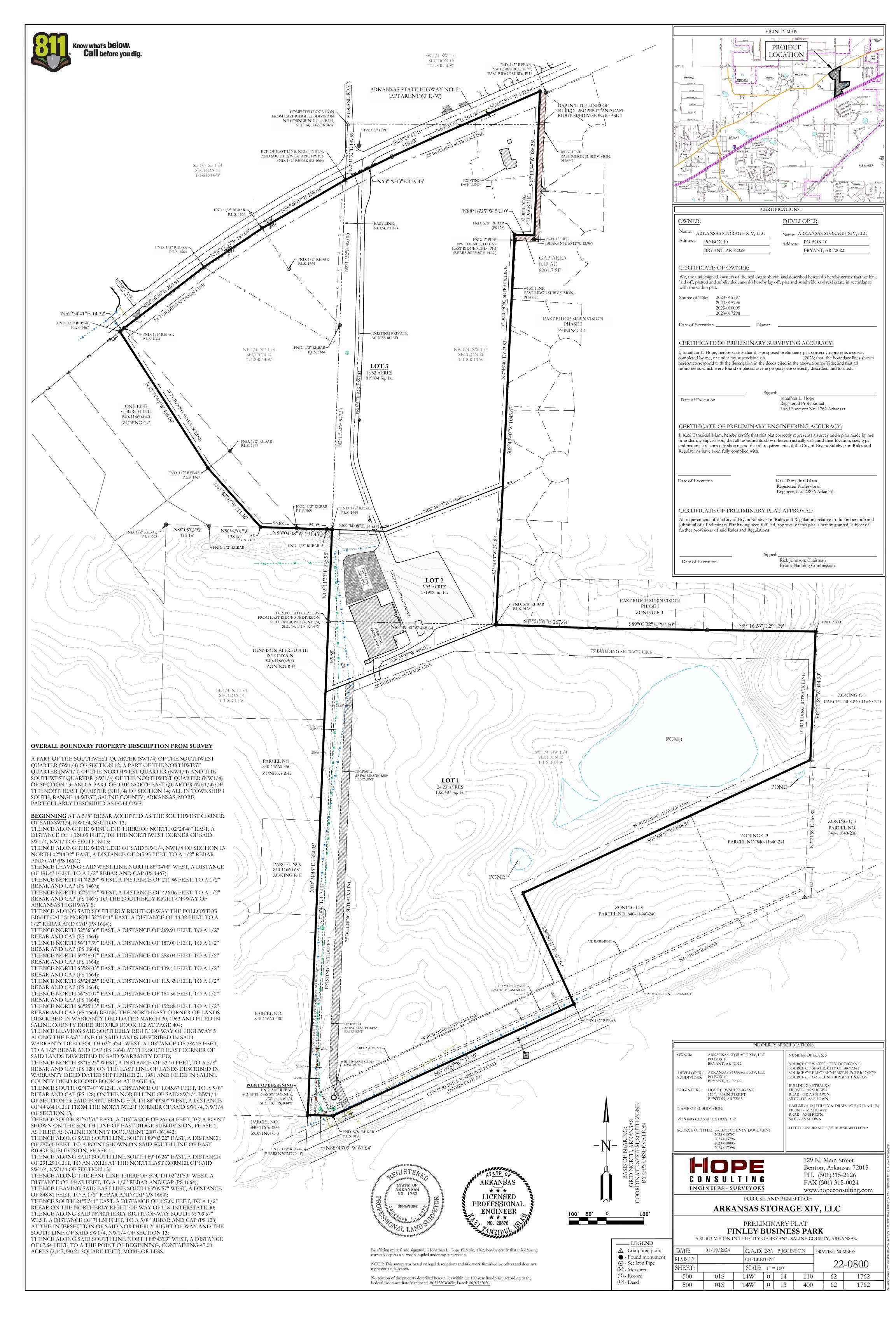
ATTEST:

Mayor, Chris Treat

Mark Smith, City Clerk

Exhibit A

PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE1/4 SW1/4) OF SECTION 12, TOWNSHIP 1 SOUTH, RANGE 14 WEST, SALINE COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A FOUND NAIL FOR THE SOUTHEAST CORNER OF THE SAID SE1/4 SW1/4; THENCE N89°13'13"W - 181.11 FEET ALONG THE SOUTHLINE THEREOF TO A FOUND 2" GALVANIZED PIPE FOR THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID SOUTH LINE, N88°58'06"W - 484.20 FEET TO A FOUND 1/2" REBAR: THENCE LEAVING SAID SOUTH LINE, N3°14'21"E - 283.77 FEET TO A FOUND1" PIPE; THENCE S88°52'40"E - 162.83 FEET TO A FOUND 5/8" REBAR; THENCE N2°31'32"E - 575.21 FEET TO A FOUND 3/4" PIPE LOCATED ON THE SOUTHERLY RIGHT OF WAY OF HIGHWAY 5 NORTH; THENCE N65°14'19"E - 206.50 FEET ALONG SAID RIGHT OF WAY TO A FOUND1" PIPE; THENCE CONTINUING ALONG SAID RIGHT OF WAY, N66°22'14"E - 92.03 FEET TO A FOUND 5/8" REBAR W/CAP #1141; THENCE LEAVING SAID RIGHT OF WAY, S25°06'56"E - 90.04 FEET TO A FOUND 5/8" REBAR W/CAP #128; THENCE S1°22'59"W - 148.71 FEET TO A FOUND 5/8" REBAR W/CAP #128; THENCE S2°00'24"W - 757.15 FEET TO THE POINT OF BEGINNING, CONTAINING 7.74 ACRES, MORE OR LESS. SUBJECT TO ANY EXISTING EASEMENTS AND THE RIGHT OF WAY OF HIGHWAY 5 NORTH.





February 2, 2024

Colton Leonard City of Bryant 210 S.W. 3rd Street Bryant, Arkansas 72022

RE: Legacy Woods: Planned Unit Development

Dear Mr. Leonard,

Colton,

I am writing to propose Legacy Woods, a vibrant new neighborhood within our community that promises to enhance the quality of life for its residents and contribute positively to the overall appeal of Bryant. This project will be proposed as a Planned Unit Development.

Located on 18.8 acres on Highway 5, this proposed neighborhood will consist of 78 residential lots thoughtfully designed to foster a sense of community and well-being. Emphasizing both recreation and relaxation, our plan includes a range of amenities aimed at promoting an active and social lifestyle.

Key features of the proposed neighborhood include:

*Walking trails weaving through lush greenery, providing residents with opportunities for exercise and leisurely strolls.

*Pickleball courts catering to the growing popularity of this engaging sport, encouraging friendly competition and camaraderie among neighbors.

*A fitness center equipped with modern facilities, allowing residents to pursue their health and wellness goals conveniently within the neighborhood.

*A welcoming clubhouse serving as a hub for community events, gatherings, and celebrations, fostering connections and a sense of belonging among residents.

*A thoughtfully designed playground providing safe and enjoyable recreational opportunities for children.

*A refreshing swimming pool offering a perfect retreat for relaxation and enjoyment during warm summer days.

Furthermore, we are committed to preserving green spaces within the neighborhood, with 4.15 acres designated as Common Usable Open Space. This area will not only enhance the aesthetic appeal of the neighborhood but also provide residents with additional recreational opportunities and a connection to nature.

Our vision for this neighborhood is to create a harmonious blend of modern living, recreational amenities, and natural beauty, offering residents a fulfilling and balanced lifestyle. We believe that this development aligns with the city's goals of promoting community well-being and sustainable growth.

We look forward to discussing this Planned Unit Development with you further and working collaboratively to bring this exciting project to fruition for the benefit of all Bryant residents.

Sincerely,

Jonathan Hope



City of Bryant, Arkansas Community Development 210 SW 3rd Street Bryant, AR 72022 501-943-0943

Rezoning Application

Applicants are advised to read the Amendments section of Bryant Zoning Code prior to completing and signing this form. The Zoning Code is available at <u>www.cityofbryant.com</u> under the Planning and Community Development tab.

4/24/2024 Date:

Applicant or Designee:

Property Owner (If different from Applicant):

Name	Jonathan Hope	Name	Finley & Company				
Address _	129 N Main St. Benton, AR	Address	P.O Box 10 Bryant, AR				
Phone	501-315-2626	Phone	501-258-9646				
Email Add	ressjonathan@hopeconsulting.com	Email Address	stuart@finleyandcompany.com				
Property Information:							

Property Information:

8800 HWY 5

Address Parcel #840-11640-124, 840-11660-000, 840-11660-010, 840-11660-020, 840-11634-600 Parcel Number

C-2 Existing Zoning Classification

PUD Requested Zoning Classification ____

Legal Description (If Acreage or Metes and Bounds description, please attach in a legible typed format) See Exhibit Attached

Application Submission Checklist:

- Letter stating request of zoning change from (Current Zoning) to (Requested Zoning) and to be placed on the Planning Commission Agenda
- **I** Completed Rezoning Application
- E Rezoning Application Fee (\$40 fee for lot and black descriptions or \$125 for acreage or metes and bound descriptions)
- If someone, other than the owner, will be handling the zoning process, we will require a

letter from the owner of said property, giving him or her authority to do so.

Recent surveyed plat of the property including vicinity map

Additional Requirements:

Items below **must be completed before the public hearing can occur**. Failure to provide notices in the following manners shall require delay of the public hearing until notice has been properly made.

- Publication: Public Notice shall be published by the applicant at least one (1) time fifteen (15) days prior to the public hearing at which the rezoning application will be heard. Once published please provide a proof of publication to the Community Development office. (Sample notice attached below)
- Posting of Property: The city shall provide signs to post on the property involved for the fifteen (15) consecutive days leading up to Public hearing. One (1) sign is required for every two hundred (200) feet of street frontage.
- Notification of adjacent landowners: Applicant shall attempt to inform by certified letter, return receipt requested, all owners of land within three hundred (300) feet of any boundary of the subject property of the public hearing. (Sample letter attached below)
- □ Certified list of property owners, all return receipts, and a copy of the notice shall be provided to the Community Development Department at least five (5) days prior to the public hearing.

Note: that this is not an exhaustive guideline regarding the Conditional Use Permit Process. Additional information is available in the Bryant Zoning Ordinance.

READ CAREFULLY BEFORE SIGNING

I ______, do hereby certify that all information contained within this application is true and correct. I further certify that the owner of the property authorizes this proposed application. I understand that I must comply with all City Codes that pertain to this project and that it is my responsibility to obtain all necessary permits as needed.

NOTICE OF PUBLIC HEARING

A public hearing will be held on Monday,	June 10, 2024	at 6:00 P.M.
at the Bryant City Office Complex, 210 Sout	thwest 3 rd Street, City of Bryant,	Saline
County, for the purpose of public comment	on a rezone request at the site o	of
Parcel #840-11640-124, 840-11660-000, 840-11660-010,	840-11660-020, 840-11634-600	(address).

A legal description of this property can be obtained by contacting the Bryant Department of Community Development.

> Rick Johnson Chairman Board of Zoning Adjustment City of Bryant

This notice is to be run in the legal notices section of the Saline Courier no less than 15 days prior to the public hearing.

April 24, 2024

RE: Rezoning Petition

The property located at $\underline{Parcel #840-11640-124, 840-11660-000, 840-11660-010, 840-11660-020, 840-11634-600}$ is being considered for rezoning from <u>C2</u> to <u>PUD</u>. The property is more particularly described as follows:

An application has been filed with the City of Bryant Planning Commission to rezone the property. As part of this process, a public hearing will be held on Monday June 10, 2024 at 6:00 PM in the Boswell Community Center Courtroom, 210 SW 3rd Street, Bryant, AR 72022.

Public comments will be accepted at that time regarding this rezoning. Since you own property within 300 feet of the property in consideration, you have been sent this letter via certified mail as required by city ordinance.

Should you have any questions regarding this matter you may contact the City of Bryant at 501-943-0857 or by contacting me at 501-860-0467.

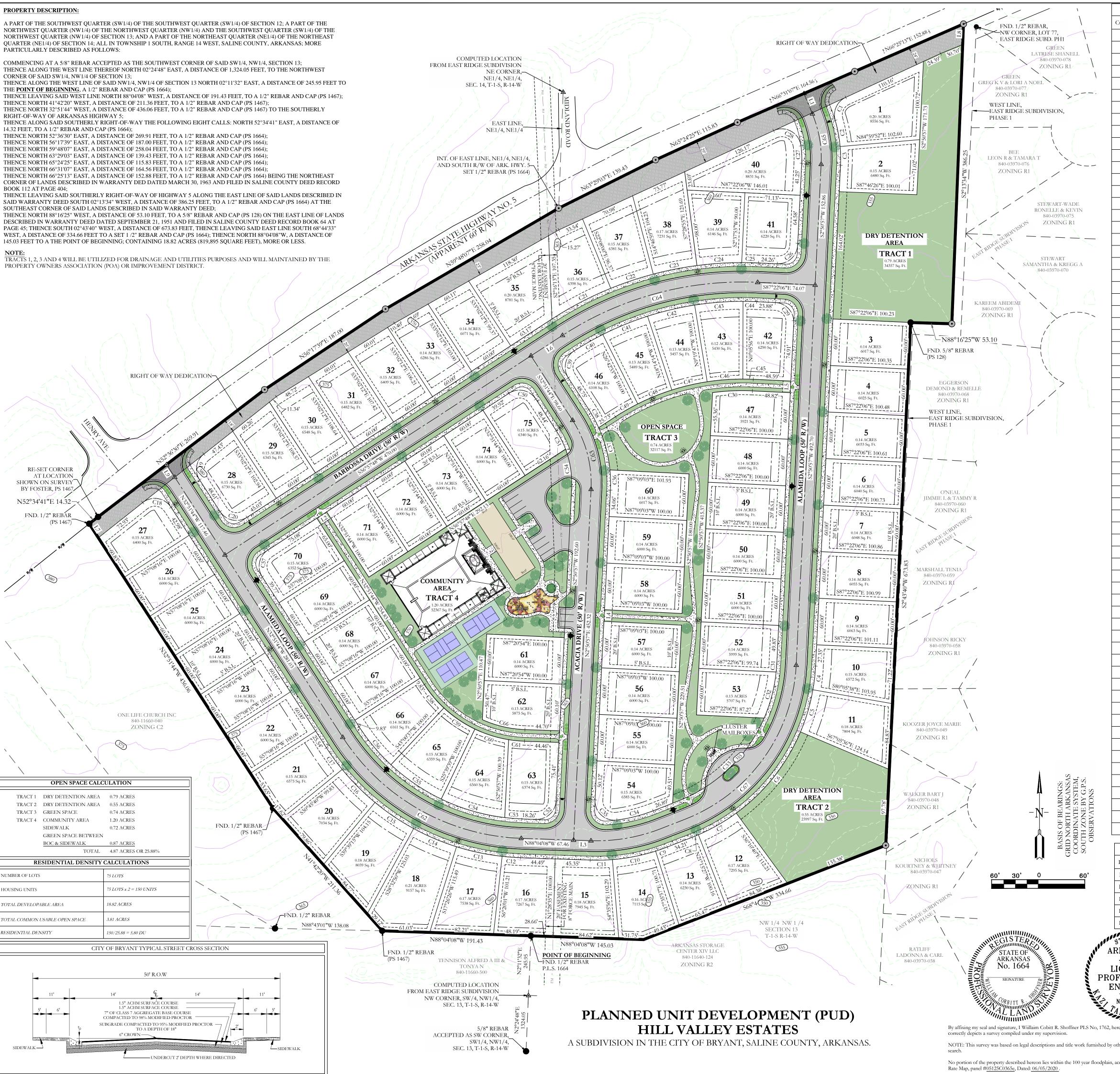
Thank you for your consideration in this matter.

Sincerely,

Jonathan Hope

Hope Consulting





			Curve 7			VICINITY N	<u> 1</u> [
Curve #	Length		Delta	Chord Direction	-	PROJECT NTRAL CR	
C1	35.53	25.00	81.43	N24° 29' 11"E	32.62	LOCATION	>
C2	34.30	175.00	11.23	N10° 37' 00"W	34.24	LTOP RD ID II	/
C3 C4	23.98 30.79	175.00 250.00	7.85 7.06	N1° 04' 36"W N6° 22' 39"E	23.96 30.77		
C5	56.73	250.00	13.00	N16° 24' 23"E	56.60		
C6	134.89	250.00	30.92	N38° 21' 52"E	133.26		
C7	56.22	250.00	12.89	N60° 15' 53"E	56.10	t t the t t	
C8	8.88	250.00	2.04	N67° 43' 30"E	8.88		LOR
С9	15.96	250.00	3.66	N70° 34' 18"E	15.96	wanter and a state of the state	SER C
C10	56.73	250.00	13.00	N78° 54' 03"E	56.60	E E E E E E E E E E E E E E E E E E E	OOK
C11	28.49	250.00	6.53	N88° 39' 58"E	28.48	A RE DR	L
C12	23.82	310.00	4.40	S85° 52' 04"E	23.81	RAYMAR RD BUT 124	7
C13	60.09	310.00	11.11	S78° 06' 47"E	60.00	TROPF LN	
C14	60.09	310.00	11.11	S67° 00' 22"E	60.00		
C15	60.09	310.00	11.11	S55° 53' 57"E	60.00	Law separate of the second sec	
C16	60.09	310.00	11.11	S44° 47' 32"E	60.00		1.
C17	34.50	310.00	6.38	S36° 03' 02"E	34.48	CERTIFICATION	١S
C18	41.69	25.00	95.54	\$80° 37' 51"E	37.02	OWNER: DE	\overline{V}
C19 C20	36.85	25.00 25.00	84.46	\$9° 22' 09"W \$77° 56' 58"E	33.61 35.41		
C20 C21	39.35 85.63	450.00	90.17 10.90	N62° 24' 54"E	35.41	Address: DO DOX 40	
C21 C22	57.73	450.00	7.35	N71° 32' 31"E	373.57	BRYANT, AR 72089	cS
C22	57.34	450.00	7.30	N78° 52' 03"E	57.30		
C24	57.80	450.00	7.36	N86° 11' 51"E	57.76	CERTIFICATE OF OWNER:	
C25	21.64	450.00	2.75	S88° 44' 45"E	21.63	We, the undersigned, owners of the real estate shown and de laid off, platted and subdivided, and do hereby lay off, plat a	
C26	39.18	25.00	89.78	N47° 44' 25"E	35.29	with the within plat.	
C27	22.50	125.00	10.32	N2° 18' 31"W	22.47	Source of Title:	
C28	46.83	25.00	107.33	N61° 07' 52"W	40.28	Date of Execution Name:	_
C29	39.36	25.00	90.22	N42° 15' 35"W	35.42		NT
C30	51.48	285.00	10.35	S87° 27' 27"W	51.41	CERTIFICATE OF PRELIMINARY SURVEYIN I, Corbitt R. Shoffner, hereby certify that this proposed prelimination of the proposed pre	
C31	10.18	200.00	2.92	N4° 18' 25"E	10.18	completed by me, or under my supervision on	
C32	61.57	200.00	17.64	N14° 35' 04"E	61.33	monuments which were found or placed on the property are	: C(
C33 C34	158.26 48.27	200.00 200.00	45.34 13.83	N46° 04' 24"E N75° 39' 22"E	154.16 48.15		
C34 C35	48.27	200.00	13.83	N /5° 39' 22"E S47° 17' 27"E	48.15	Signed: Date of Execution Jonath	<u></u>
C36	26.04	175.00	8.52	S1° 24' 47"E	26.01	Date of Execution Jonath Regist Land S	ere
C37	56.60	175.00	18.53	S14° 56' 29"E	56.36		. પ
C38	26.43	175.00	8.65	S28° 32' 05"E	26.41	CERTIFICATE OF PRELIMINARY ENGINE	EF
C39	39.29	25.00	90.05	S12° 09' 53"W	35.37	I, Kazi Tamzidul Islam, hereby certify that this plat correctly	re
C40	42.58	400.00	6.10	S60° 14' 28''W	42.56	or under my supervision; that all monuments shown hereon and material are correctly shown; and that all requirements o Regulations have been fully complied with	
C41	62.28	400.00	8.92	S67° 45' 04"W	62.22	Regulations have been fully complied with.	
C42	62.35	400.00	8.93	S76° 40' 37"W	62.28		
C43 C44	62.53	400.00	8.96	S85° 37' 14"W	62.47		
C44 C45	17.68 13.26	400.00	2.53 2.53	N88° 38' 05"W S88° 38' 05"E	17.68	Date of Execution Kazi Tar Register	
245 246	46.07	300.00	2.53 8.80	N85° 41' 57"E	46.03	Enginee	
240	46.80	300.00	8.94	N76° 49' 49"E	46.75		
C48	47.49	300.00	9.07	N67° 49' 33"E	47.44		
C49	33.13	300.00	6.33	N60° 07' 37"E	33.11	CERTIFICATE OF PRELIMINARY PLAT APP	
C50	39.35	25.00	90.17	S77° 56' 58"E	35.41	All requirements of the City of Bryant Subdivision Rules and submittal of a Preliminary Plat having been fulfilled, approva	
C51	26.69	125.00	12.23	S26° 44' 42"E	26.64	further provisions of said Rules and Regulations.	
С52	38.87	25.00	89.08	S47° 23' 24"W	35.07		
C53	22.16	260.00	4.88	N85° 37' 37"W	22.16	Signed:	_
254	85.52	260.00	18.85	N73° 45' 44"W	85.14	Date of Execution Rick Jo Bryant	
C54	51.22	125.00	23.48	S8° 53' 22"E	50.86	Diyan	1
C55	78.73	260.00	17.35	N55° 39' 52"W	78.43		
C56 C57	64.11 39.19	260.00	14.13 89.83	N39° 55' 33"W S12° 03' 02"W	63.95 35.30		
C57 C58	39.19 39.45	25.00 160.00	89.83 14.13	S12° 03' 02"W N39° 55' 33"W	35.30 39.35		
C59	39.45 48.45	160.00	14.13	N39° 55' 33"W N55° 39' 52"W	48.26		
C60	35.98	160.00	12.88	N74° 15' 20"W	35.91		
C61	20.58	160.00	7.37	N84° 23' 01"W	20.57	BRODERWY	
C62	274.61	285.00	55.21	N60° 27' 56"W	264.11	PROPERTY SPECIF OWNER: EINLEY & COMPANY	UM
C64	264.58	425.00	35.67	S74° 47' 51"W	260.32	P.O BOX 10 BRYANT, AR 72089	ROI ROI
C65	66.36	150.00	25.35	S9° 49' 32"E	65.82	DEVELOPER/: FINLEY & COMPANY SUBDIVIDER P.O BOX 10)UF)UF
266	56.56	145.00	22.35	N76° 53' 39"W	56.20	BRYANT, AR 72089 SO	
C67	258.76	225.00	65.89	\$35° 47' 45"W	244.74	ENGINEERS: HOPE CONSULTING INC. 129 N. MAIN STREET BENTON, AR 72015	ROI
				_]	NAME OF SUBDIVISION: HILL VALLEY ESTATES	EAF
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VICINITY MAP:						
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CERTIFICAT	TONS:					
<u>OWNER</u> :	DEVELOPER:					
Address:	Name: FINLEY & COMPANY					
P.O BOX 10 BRYANT, AR 72089	Address: P.O BOX 10 BRYANT, AR 72089					
CERTIFICATE OF OWNER: We, the undersigned, owners of the real estate shown as	nd described herein do hereby certify that we have					
laid off, platted and subdivided, and do hereby lay off, p with the within plat.	plat and subdivide said real estate in accordance					
Source of Title:						
Date of Execution Name:						
CERTIFICATE OF PRELIMINARY SURVE	EYING ACCURACY:					
I, Corbitt R. Shoffner, hereby certify that this proposed completed by me, or under my supervision on	, 2023; that the boundary lines shown					
hereon correspond with the description in the deeds cite monuments which were found or placed on the propert	ed in the above Source Title; and that all					
Signed: Date of Execution JC	onathan L. Hope					
R	egistered Professional and Surveyor No. 1762 Arkansas					
<u>CERTIFICATE OF PRELIMINARY ENGIN</u> I, Kazi Tamzidul Islam, hereby certify that this plat corr						
or under my supervision; that all monuments shown her and material are correctly shown; and that all requirement	eon actually exist and their location, size, type					
Regulations have been fully complied with.						
Date of Execution Kaz	i Tamzidual Islam					
	ristered Professional zineer, No. 20876 Arkansas					
<u>CERTIFICATE OF PRELIMINARY PLAT</u> All requirements of the City of Bryant Subdivision Rule	s and Regulations relative to the preparation and					
submittal of a Preliminary Plat having been fulfilled, app further provisions of said Rules and Regulations.	proval of this plat is hereby granted, subject of					
Signed:						
	ick Johnson, Chairman ryant Planning Commission					
PROPERTY SPI	ECIFICATIONS:					
OWNER: FINLEY & COMPANY P.O BOX 10 BRYANT, AR 72089	NUMBER OF LOTS: 75 PROPOSED ZONING: PUD PROPOSED DENSITY 5.80 HOMES PER ACRE					
DEVELOPER/: FINLEY & COMPANY SUBDIVIDER P.O BOX 10	SOURCE OF WATER: CITY OF BRYAN'T SOURCE OF SEWER: CITY OF BRYAN'T SOURCE OF ELECTRIC: FIRST ELECTRIC COOP					
BRYANT, AR 72089 SOURCE OF GAS: CENTERPOINT ENERGY ENGINEERS: HOPE CONSULTING INC.						
129 N. MAIN STREET BENTON, AR 72015 NAME OF SUBDIVISION: HILL VALLEY ESTATES	FRONT-20' OR AS SHOWN REAR-10' OR AS SHOWN					
PROPOSED HOUSE EXTERIOR: BRICK, VINYL, GLASS & WOOD	SIDE-5' OR AS SHOWN <u>UTILITY & DRAINAGE EASEMENTS:</u>					
FROPOSED HOUSE EXTERIOR: BRICK, VINTL, GLASS & WOOD FRONT-10' OR AS SHOWN REAR - 5' OR AS SHOWN SIDE - 5' OR AS SHOWN						
STREET RIGHT OF WAYS: 50' OR AS SHOWN STREET WIDTH: 26' BOC TO BOC						
	STREET WIDTH: 26 BOC TO BOC LOT CORNERS: SET 1/2" REBAR WITH CAP					
HOPE	129 N. Main Street, Bonton, Arkennes 72015					
$PH_{1}(501)315-2626$						
GUNSULIING FAX (501) 315-0024						
ENGINEERS - SURVEYORS www.hopeconsulting.com FOR USE AND BENEFIT OF: FOR USE AND BENEFIT OF:						
FINLEY & COMPANY						
PLANNED UNIT DEVELOPMENT (PUD)						
A SUBDIVISION IN THE CITY OF BRYANT, SALINE COUNTY, ARKANSAS.						
A SUBDIVISION IN THE CITY OF BRYA	IN 1, SALINE COUNTY, ARKANSAS.					
DATE: 06/06/2024 C.A.D. BY: BJ	OHNSON DRAWING NUMBER:					
REVISED:CHECKED BY:SHEET:SCALE: 1" = 60'	24-0427					

110

1762

62