



## **CITY OF RACINE DEPARTMENT OF CITY DEVELOPMENT STAFF REPORT**

**Meeting Date:** 3/18/2024

**To:** Mayor and Planning, Heritage, and Design Commission

**From:** City Development Department, Division of Planning and Redevelopment

**Division Manager:** Jeff Hintz – (262) 636-9151 [jeff.hintz@cityofracine.org](mailto:jeff.hintz@cityofracine.org)

**Case Manager:** Michelle Cook

**Location:** 2818 Lathrop Avenue

**Applicant:** 2818 Lathrop LLC

**Property Owner:** 2818 Lathrop LLC

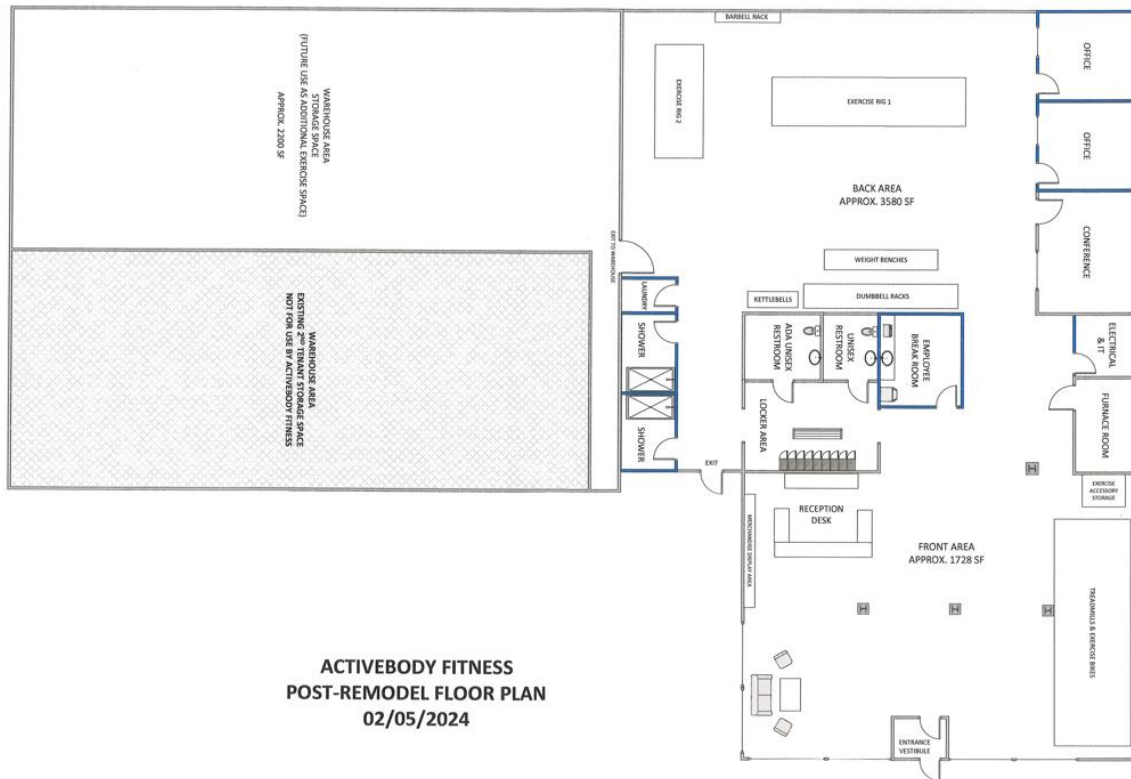
**Request:** Consideration of a request for a conditional use permit to operate a physical fitness center, in an existing building at 2818 Lathrop Avenue, as allowed by Sec. 114-468 of the Municipal Code.

**BACKGROUND AND SUMMARY:** The applicant seeks to utilize the property at 2818 Lathrop Avenue to establish a physical fitness center offering one-on-one and small group fitness training, workout classes, workshops, and other fitness related activities. The fitness center is proposed to operate between 6:00 a.m. – 7:00 p.m. Monday thru Friday, 6:00 a.m. – 1:00 p.m. on Saturday, and closed on Sunday. Clients may be scheduled outside of these hours, when needed, however, the fitness center will not operate 24 hours. The business would potentially employ up to seven (7) employees.

The Zoning Ordinance classifies physical fitness centers as permissible in the B-2 Community Shopping Zone District upon the issuance of a conditional use permit (114-468).



Birdseye view of the property, indicated in red, (north is up) (image from City Pictometry)



Proposed floor plan/interior layout, north is to the left.

## GENERAL INFORMATION

**Parcel Number:** [23868005](#)

**Property Size:** 19,184 square feet

**Comprehensive Plan Map Designation:** Commercial

**Consistency with Adopted Plans:**

The [Racine Comprehensive Plan](#) states that:

- The plan should encourage the redevelopment of older areas and commercial areas.
- Maintain and develop a land use pattern that strengthens the character and livability of the City's downtown core, commercial and industrial areas, and neighborhoods.
- Promote redevelopment and infill in areas with existing infrastructure and services, enhancing existing residential, commercial, and industrial areas.

**Corridor or Special Design District?:** N/A

**Historic?:** N/A

**Current Zoning District:** B-2 Community Shopping

**Purpose of Zone District:** The B-2 community shopping district is intended to accommodate the needs of a much larger consumer population than is served by the neighborhood convenience district, thus a wider range of uses and structure sizes is permitted for both daily and occasional shopping.

**Proposed Zoning:** No change proposed

**Existing Land Use:** Currently vacant. Previous use was a flooring retail store and showroom.

**Surrounding Zoning and Land Uses:**

<b>North</b>	B-2 Community Shopping	Retail
<b>East</b>	I-1 Restricted Industrial	Industrial Office
<b>South</b>	B-2 Community Shopping	Car lot
<b>West</b>	R-3 Limited General Residence	Single unit dwellings

**Operations:** The applicant seeks to utilize the property at 2818 Lathrop Avenue to establish a physical fitness center offering one-on-one and small-group fitness training, workout classes, workshops, and other fitness-related activities. The fitness center is proposed to operate between 6:00 a.m. – 7:00 p.m. Monday thru Friday, 6:00 a.m. – 1:00 p.m. on Saturday, and closed on Sunday. Clients may be scheduled outside of these hours when needed, however, the fitness center will not operate 24 hours. The business would potentially employ up to seven (7) employees.

**ANALYSIS:**

**Development Standards:**

**Density** ([114-Article V](#): Article VII, Div. 5 [Bulk Regulations](#) & 8 [Lots](#)): There are no changes planned to the building as a result of this proposal.

<b>Standard</b>	<b>Required</b>	<b>Provided</b>
Lot Area	No minimum	19,184 square feet
Lot Frontage	30 feet	141 feet
Floor Area Ratio	4.0 maximum	.52

**Setbacks** ([114-Article V](#): Article VII, Div. 6 [Development Standards](#)): Nonresidential uses are not required to provided yards, except as required in 114-570.

<b>Yard</b>	<b>Required</b>	<b>Provided</b>
Front (East)	0 feet	36 feet
Side (North)	0 feet	0 feet
Side (South)	0 feet	0 feet
Rear (West)	0 feet	4 feet

**Building design standards** (114-Secs. [735.5](#) & [736](#)): The building on the parcel complies with the requirements of 114.735.5.b.1. The request does not include any new buildings or modifications to the exterior of the existing building.

**Off-street parking and loading requirements** (114- [Article XI](#)) Physical fitness center buildings require 4 spaces per 1,000 square feet of gross floor area. The building’s total gross floor area is 10,026, however, the total gross floor area for the tenant space is 5,308 square feet which would require approximately 21 parking spaces. The use of a physical fitness center is less intensive than retail uses allowed by right in the area. To that end, the property owner is working with the adjacent parking lot owner on an agreement that would provide additional parking to the gym.

Use Type	Required	Provided
Physical Fitness Center	21	12
Total	21	12

**Landscaping, screening and yard requirements** ([114- Article V](#): Article VII, Div. 6 [Development Standards](#) & 7 [Fences and Walls](#)): Sec. 114-470 (b) requires that a building or structure in the B2 that is located within 100 feet of a residence district boundary line be effectively screened by a wall, fence, or plantings. There is fencing along the rear property line which meets the intent of the ordinance and provides screening to the residential development to the west.

**Sign Regulations** (114-[Article X](#)): Signage is not a part of this request. Any future signage would need to follow the sizing requirements outlined below:

Sign Type	Allowable Sq. Ft.
Projecting/Wall	278 square feet
Window signs	50% of window area^
Total	278 square feet

**Outdoor lighting, signs** ([114-Sec. 742](#)): The lighting on the property complies with the requirement that lighting be arranged, shielded and oriented in a manner which does not direct glare onto adjacent properties.

**Rubbish and trash storage** ([114-Article V](#) & [114-740](#)): There are dumpsters that are located on the property that will be required to have an enclosure to screen the dumpsters from view.

**Engineering, Utilities and Access:**

**Access** ([114-1151](#)): Vehicular access to the site is provided from driveways off Lathrop Avenue. The plan submitted by the applicant does not contemplate any changes to access.

**Surface drainage** ([114-739](#) & Consult Engineering Dept.): The proposed tenant changes within the building and the reuse of the site is not expected to impact the surface drainage of this lot.

**Sewage disposal and water supply** ([114-821](#) & Consult Engineering and S/W Utility): All utilities are available for this site and the applicant proposal to utilize this site is not expected to impact the ability to serve this area.

**Exceptions to ordinance:** N/A

**Additional Planning and Zoning Comments:** N/A

## **REQUIRED FINDINGS OF FACT:**

CONDITIONAL USE FINDINGS (Sec. 114-154. – Standards.)

No Conditional Use shall be recommended by the Planning, Heritage and Design Commission unless it is found that that:

- 1) The establishment, maintenance, or operation of the conditional use will not be detrimental to, or endanger, the public health, safety, morals, comfort, or general welfare.**

Staff Comments: The establishment of a fitness center in this existing building is not anticipated to be a detriment to the public. The area is located in a primarily commercial area along Lathrop Avenue and is consistent with the commercial zoning and land use plan designation for the property. The applicant proposes to conduct the activities within the confines of the building and the operation schedule proposed by the applicant is similar to that of other businesses in the area.

- 2) The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood.**

Staff Comments: The reuse of this property as a physical fitness center provides a potential service for those living or working in the general area. Reuse of this property is consistent with the goals of the Racine Comprehensive Plan in that current infrastructure and services will be utilized. Establishment of this business as described by the applicant does not appear to substantially diminish the use, enjoyment, or value of property in the neighborhood. The fitness center will also offer an amenity to the surrounding residential area.

- 3) The establishment of the conditional use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district.**

Staff Comments: Given this property is zoned B-2 Community Shopping, the proposed use and organizational structure of the business proposed by the applicant, is not expected to negatively impact surrounding properties. The proposed operation details and hours are consistent with other established

businesses in the area. The activities conducted by the applicant are less intensive than some uses which are allowed by right in this zoning district.

**4) Adequate utilities, access roads, drainage and/or necessary facilities have been or are being provided.**

Staff Comments: The plan submitted by applicant does not contemplate changing any utility connections, access or drainage on the site. This proposal seeks to reuse an existing building and other facilities presently in place at this time. Utilities and access to the site are adequate for the proposed demand and the ability to serve the area will not be hindered as a result of this development.

**5) Adequate measures have been or will be taken to provide ingress and egress so designated as to minimize traffic congestion in the public streets.**

Staff Comments: The applicant is not contemplating any changes in access to the site. The ingress and egress from the site will occur from Lathrop Avenue.

**6) The proposed conditional use is not contrary to the objectives of the current land use plan for the city.**

Staff Comments: The Comprehensive Plan calls for a land use pattern which strengthens the character and livability of the City's downtown core, commercial and industrial areas. This business encourages physical well-being and provides an opportunity for an appropriate mix of uses in this area.

**7) The conditional use shall, in all other respects, conform to the applicable regulations of the district in which it is located, except as such regulations may, in each instance, be modified pursuant to the recommendations of the plan commission.**

Staff Comments: It is expected that this development will operate in accordance with the applicable regulations for this zone district. No exceptions are needed with the request.

## **POSSIBLE ACTIONS FOR THE PLANNING, HERITAGE AND DESIGN COMMISSION**

1. Approve the request as submitted; or
2. Approve the request with conditions deemed necessary to mitigate any adverse impacts that could arise from the project; or
3. Deny the request; or
4. Defer the request to obtain more specific information about the request, subject to the consent of the applicant; or
5. Defer the request with a continuance of the public hearing to a date certain, subject to the consent of the applicant.

**STAFF RECOMMENDATION:** THAT BASED ON THE FINDINGS OF FACT IN THIS REPORT, THE REQUEST FROM 2818 LATHROP LLC, REPRESENTED BY ACTIVEBODY FITNESS, LLC, TO OPERATE A PHYSICAL FITNESS CENTER IN AN EXISTING BUILDING AT 2818 LATHROP AVENUE BE APPROVED, SUBJECT TO THE FOLLOWING CONDITIONS:

- a) That the plans presented to the Planning, Heritage, and Design Commission on March 18, 2024 be approved subject to the conditions contained herein.
- b) That the hours of operation be from 6:00 a.m. – 7:00 p.m. Monday thru Friday, 6:00 a.m. – 1:00 p.m. on Saturday, and closed on Sunday.
- c) That there be no LED string lights be used as accent lighting.
- d) That signage be reviewed and approved by the Department of City Development prior to receiving a sign permit.
- e) That a dumpster enclosure or screening be provided to shield the dumpsters from public view in accordance with Section 114-740 of the Municipal Code.
- f) That all codes and ordinances are complied with and required permits acquired.
- g) That no minor changes be made from the conditions of this permit without approval of the Department of City Development and no major changes be made from the conditions of this permit without the approval of the Planning, Heritage and Design Commission.
- h) That this conditional use permit is subject to review of the Planning, Heritage, and Design Commission for compliance with the listed conditions.

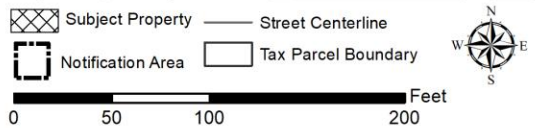
**ATTACHMENTS:**

- 1) Property owner notification map indicating the subject property;
- 2) Aerial Photo indicating the subject property;
- 3) Zoning Map indicating the subject property;
- 4) Land Use Map from Comprehensive Plan, indicating the subject property;
- 5) Site photos of the property and general area; and
- 6) Submittal documents (view in Legistar).





# Conditional Use Permit - 2818 Lathrop Ave

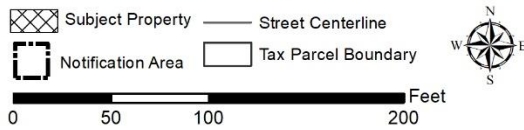




# Conditional Use Permit - 2818 Lathrop Ave



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# Conditional Use Permit - 2818 Lathrop Ave




### Zoning Designation

- B-2 (light green)
- R-3 (blue)
- B-3 (dark green)
- I-1 (light blue)
- R-2 (yellow)

Legend for map symbols:

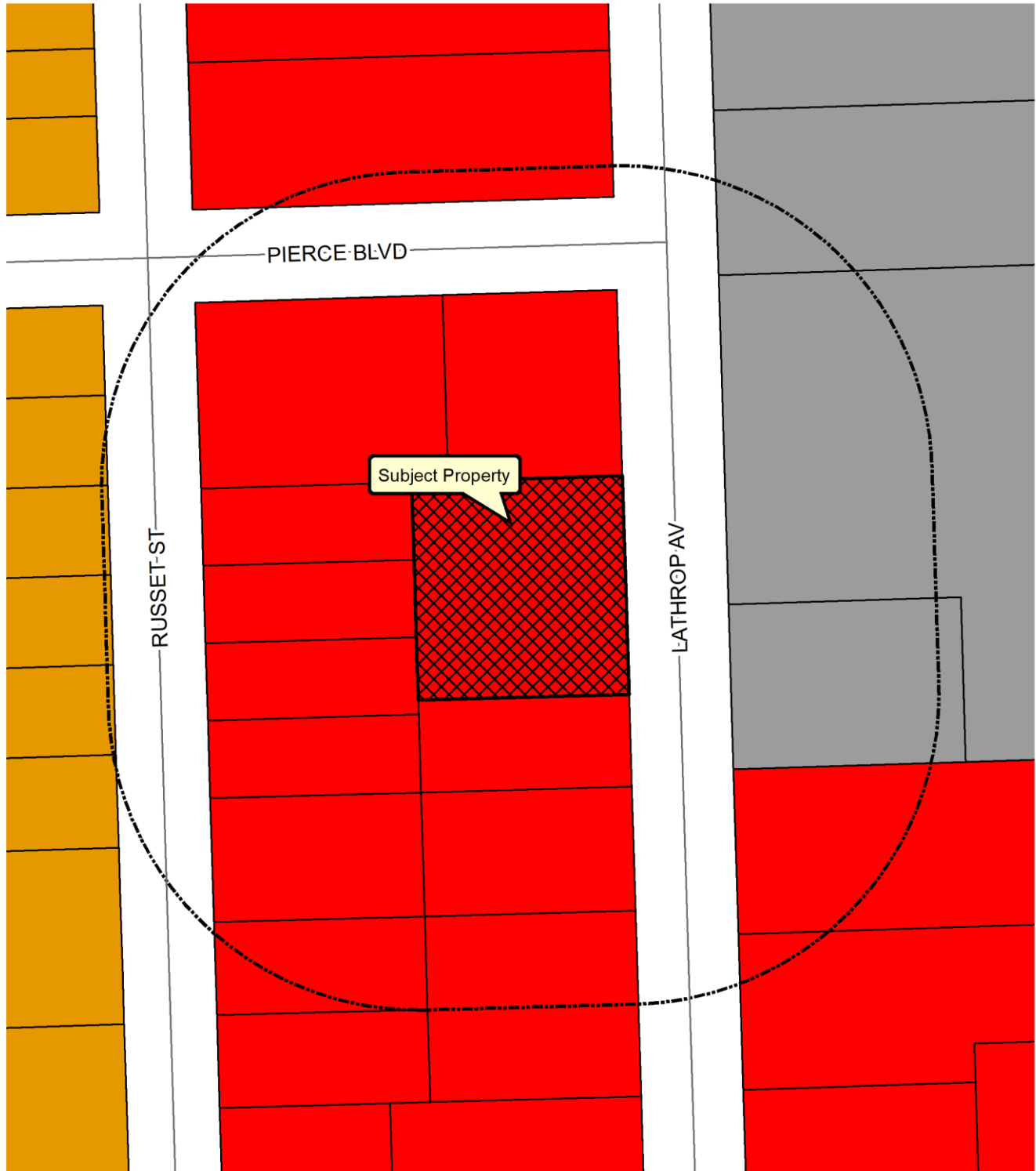
- Subject Property (cross-hatch pattern)
- Notification Area (dashed line)
- Street Centerline (solid line)
- Tax Parcel Boundary (solid line)

Scale: 0 50 100 200 Feet







# Conditional Use Permit - 2818 Lathrop Ave





## Land Use Designation


-  Commercial
-  Medium Density Residential
-  Industrial

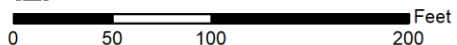
 Subject Property

 Notification Area

 Street Centerline

 Tax Parcel Boundary



 0 50 100 200 Feet

### Site Photos



Looking northwest at subject property



Looking north down Lathrop Avenue



Looking east from subject property



Looking south down Lathrop Avenue