

ORDINANCE NO. 1803  
AN ORDINANCE OF THE TOWN OF MUNSTER TOWN COUNCIL  
REZONING CERTAIN PROPERTY AS THE MAPLE LEAF CROSSING PUD AND  
ADOPTING DEVELOPMENTAL STANDARDS FOR THE  
MUNSTER BUSINESS COMPLEX  
PLANNED UNIT DEVELOPMENT

WHEREAS, the Munster Redevelopment Commission previously applied for rezoning of the Munster Business Complex, which was adopted as Ordinance 1701 on October 17, 2016.

WHEREAS, the Town of Munster adopted Zoning Ordinance No. 1788 on December 23, 2019, which substantially revised the previous zoning code and maps for the Town of Munster.

WHEREAS, the Munster Town Council, Munster Plan Commission and Munster Redevelopment Commission have all engaged in significant discussion and planning with Maple Leaf Crossing, LLC, since Ordinance 1701 was passed in October, 2016.

WHEREAS, the Munster Plan Commission has held multiple public meetings, and approved the preliminary plat on May 12, 2020 for the development to be known as Maple Leaf Crossing on the Munster Business Complex site.

WHEREAS, the Munster Town Council desires to amend the Munster Business Complex Planned Unit Development, rename it to the Maple Leaf Crossing Planned Unit Development, and rezone and adopt development standards for Maple Leaf Crossing Planned Unit Development as set forth herein and in certain Development Standards approved concurrently herewith.

NOW, THEREFORE, BE IT ORDAINED by the Town Council as follows:

1. The Munster Business Complex Planned Unit Development shall be rezoned pursuant to the Approved Development Plan and Development Standards approved by the Town of Munster Plan Commission and Munster Town Council.
2. The Munster Business Complex Planned Unit Development shall now be known as the Maple Leaf Crossing Planned Unit Development.
3. The Maple Leaf Crossing PUD shall be developed according to the Approved Development Plan approved by the Munster Plan Commission on July 14, 2020, as amended, a true and correct copy of which is attached hereto as Exhibit A and incorporated herein.
4. The Development Standards for the Maple Leaf Crossing Planned Unit Development attached as Exhibit B are hereby adopted and ordained.

ORDAINED and ADOPTED by the Town Council of the Town of Munster, Indiana on  
the \_\_\_\_\_ Day of \_\_\_\_\_, 2020 by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ opposed.

TOWN COUNCIL OF THE TOWN OF  
MUNSTER, LAKE COUNTY, INDIANA

\_\_\_\_\_  
Lee Ann Mellon, President

ATTEST:

\_\_\_\_\_  
Wendy Mis, Clerk -Treasurer

DEVELOPMENTAL STANDARDS FOR THE  
MAPLE LEAF CROSSING DEVELOPMENT AT THE  
MUNSTER BUSINESS COMPLEX  
PLANNED UNIT DEVELOPMENT

This document sets forth the developmental standards for the Planned Unit Development known as Maple Leaf Crossing, with street addresses 9352-9482 Calumet Avenue.

I. Planned Unit Development

Maple Leaf Crossing is hereby designated as a Planned Unit Development Special District (“SD-PUD”) under Ordinance No. 1788.

A. Permitted uses shall include:

1. Hotel
2. Professional Office
3. Medical or Dental Office or Clinic
4. Alcoholic Beverage Retail Sales
5. Alcoholic Beverage- Serving Establishment
6. Bar or Tavern
7. Brewpub
8. Craftsman Establishment
9. Dry Cleaning without drive-through
10. Entertainment Facility
11. Financial Services without Drive-through
12. Hair, skin, nail care or day spa
13. Open air market, including container shops
14. Open Front or Open Lot Retail, including container shops
15. Pharmacy
16. Restaurant, and Restaurant with outdoor dining
17. Tailor or Seamstress Shop
18. Tasting Room
19. Theater or Performing Arts Venue
20. Ticket Office
21. Veterinary Office Clinic or Hospital

22. Warehouse/ retail
23. Civic space
24. Brewery
25. Distillery
26. Microbrewery/MicroDistillery/ Microwinery/ Nanobrewery
27. Winery
28. Food/ Refreshment Stand
29. Garden
30. Gift Shop
31. Massage Services by Indiana licensed masseuse, accessory to Spa or Salon
32. Parking Area
33. Patio
34. Such other uses as approved by the Plan Commission or Town Council

- B. Temporary buildings for construction purposes for a period not to exceed the duration of the construction.

2. Use Conditions and Restrictions

- A. Hours. Maple Leaf Crossing hours of operation shall be seven days per week as allowed for any like businesses in Commercial Districts in the Town of Munster.

3. Yards

Yards, roadways, walkways, parking and greenspace shall be as set forth in the Approved Development Plan attached hereto as Exhibit A and incorporated herein.

4. Height Regulations

No building shall exceed four stories in height and a maximum of 60 feet.

5. Screening of Mechanicals

All mechanical equipment will be screened as to not be visible by those at street level on all sides of the building.

6. Off-Street Parking Facilities

Off-street parking shall include approximately 358 parking spaces as set forth in the Approved Development Plan.

7. Lot Coverage

Green space shall exceed 7.5% of the total area as set forth in the Approved Development Plan.

#### 8. Pedestrian and Bicycle Access

Sidewalks and bicycle paths shall be located within and upon Maple Leaf Crossing as set forth in the Approved Development Plan.

### II. Formula Business Regulations

Any Formula Business that desires to be located within the Planned Unit Development must obtain a Special Use permit from the Board of Zoning Appeals. A “Formula Business” is defined as a restaurant or retail establishment which is required by contractual or other arrangements to operate with standardized menus, ingredients, architecture, décor, uniforms, appearance or signage.

The following findings, at a minimum, must be made prior to the issuance of a Special Use Permit for a Formula Business:

1. The Formula Business will be compatible with existing surrounding uses, and has been designed and will be operative in a non-obtrusive manner to preserve the community’s distinctive character and ambiance;
2. The Formula Business will not result in an over-concentration of formula establishments in its immediate vicinity or the Town as a whole;
3. The Formula Business will promote diversity and variety to assure a balanced mix of commercial use available to serve both resident and visitor populations;
4. The Formula Business will contribute to an appropriate balance of local, regional or national-based businesses in the community;
5. The Formula Business will be mutually beneficial to and will enhance the economic health of surrounding uses in the district; and,
6. The Formula Business will contribute to an appropriate balance of small, medium and large-sized businesses in the community.

### III. Building and Material Requirements

#### 1. Building Design

All building designs and lot plans shall be submitted to the Plan Commission for building site plan approval in accordance with Section 26-6.804.G of the Town’s Code of Ordinances. The overall image should be well coordinated, fully integrating components such as entries, displays and signage. Buildings shall comply with the

Approved Development Plan and the Development Standards for the Maple Leaf Crossing Planned Unit Development.

## 2. Materials and Details

Building materials shall consist primarily of glass, steel, brick, stone, and shipping containers for accents and small businesses as contemplated by the Development Agreement. Proposed materials and colors shall be submitted on a color material sample as a component of building site plan approval application in accordance with Section 26-6.804.G of the Town's Code of Ordinances..

## 3. Permitted Materials

The following is a list of permitted materials, subject to Town approval during the review process:

- a. Painted aluminum or steel;
- b. Stainless steel;
- c. Solid brass, bronze, copper or pewter;
- d. Enamel coated steel;
- e. Textured or brushed stainless steel;
- f. Galvanized, sandblasted or etched metals;
- g. Natural stone;
- h. Full size brick;
- i. Painted or stained wood in limited amounts
- j. Porcelain, ceramic or glass

## 4. Metals

High quality is expected for all metal applications. Metal such as shop-painted aluminum and steel, stainless steel, solid brass, bronze, copper, pewter, or enamel coated steel may be used for hardware, trim and panels when well designed and detailed.

- a. Lap joints and seams must be even and straight and concealed when possible. Outside corners are to be mitered or continuous break shaped.
- b. Fabrication must be either heavy gauge material or thinner gauge material shop laminated to solid backing. In no case are oil canning (resulting from light reflection from an uneven or buckled surface), scratches, warps, dents, occlusions, visible seams or other imperfections allowed.
- c. Sealants on natural metals are required to prevent tarnishing.

- d. Textured or brushed stainless steel, galvanized, sandblasted and etched metals are encouraged in creative applications. Unique treatments such as patina, rusted, etched and imprinted metals will be considered for special design objectives.
- e. Polished metals should be solid, not plated and limited to accent trim.

#### 5. Natural Stone

- a. Granite, marble, limestone, slate and other natural stone materials may be used in building applications. Stone may be polished, unpolished, sandblasted, flamed, honed, split face or caved. Careful, craftsman-like attention to detail is required at all connections and transitions to other materials.
- b. Edge details must prevent visible unfinished edges. Exposed edges must be quirk mitered, chamfered or polished to match adjacent surface finish.
- c. The transition between stone and adjoining materials must be defined by use of metal reveals.
- d. Stone use as a paving material must be flush when meeting other flooring materials.
- e. Natural stone must be protected against staining and discoloration by means of sealers appropriate to the material.

#### 6. Wood

- a. Painted or stained wood may be used in many design applications, such as window frames, decorative trim or molding, and for solid areas, such as decorative bulkheads. In some cases, it may be used for larger architectural elements, such as columns and entablatures. Wood paneling and plank construction are not acceptable unless presented in a highly imaginative concept and approved by the Town.
  - 1. Wood used in the construction of the building must be kiln dried, mill quality, or marine grade hardwood and must meet local frame spread requirements.
  - 2. Painted wood must have a shop quality enamel finish.
  - 3. Wood without a paint finish must receive a clear, preservative sealant.
  - 4. Extensive use of natural wood finishes is discouraged.

#### 7. Tile

- a. Tile may be used in diverse applications. Its use is encouraged to introduce light, decorative texture or graphic quality to a storefront.
  - 1. Porcelain ceramic or glass tiles in glazed or natural finishes may be used as accents and in limited field applications. Patterns used over large areas are expected to have a sophisticated, well executed design concept.

2. Small and intricate mosaic tile patterns may be utilized for detail and accent only.
3. All tiles must be carefully detailed at outside corners with bull nose edges or special corner trims. Lapped or butt joints are not permitted.

#### 8. Glazing

- a. The creative use of glazing and other building front design elements is encouraged and must be carefully detailed.
  1. Large panes
  2. All glass
  3. Stained, leaded
  4. Glass block
  5. In frameless assemblies,
  6. Aluminum, metal or wood building
  7. All aluminum framing
  8. Tinted glass is permitted, however, reflective glass (including mirroring) is not permitted.

#### 9. Lighting

- a. Lighting fixtures shall be high quality commercial grade. The fixtures shall be constructed and installed to be glare free and shall comply with all applicable code requirements.
- b. Recessed or appropriately styled surface mounted halogen incandescent, ceramic metal halide, or solid state (LED) sources are permitted. 2077 to 3000 k is the required color temperature range of these sources, with a minimum Color Rendering Index (CRI) of 80.
- c. Fluorescent fixtures are not permitted.
- d. The lighting plan shall be of the design and layout set forth in the Approved Development Plan.
- e. A detailed lighting plan for each building and lot shall be submitted for Plan Commission approval as a component of a site plan approval application in accordance with the procedure of Section 26-6.804.G of the Town's Code of Ordinances and the standards of the Development Plan and Development Standards.

#### 10. Prohibited Materials

1. The following is a list of prohibited materials. In rare instances, special consideration may be given for the use of a prohibited material if its application is highly original, creative and essential to the theme



or design concept of the building front. Exceptions may be granted by the Plan Commission solely at its discretion as a component of a building site plan approval application in accordance with Section 26-6.804.G of the Town's Code of Ordinances.: Plastic laminates, except for high pressure laminates such as Prodema and Trespa or similar.

2. Glossy, or large expanses of acrylic or Plexiglass
3. Pegboard
4. Mirror
5. Mirrored glass (but not tinted glass)
6. Vinyl, fabric or paper
7. Plywood or particle board
8. Sheet or modular vinyl
9. Luminous ceiling, including "egg crate"
10. Shingles, shakes, rustic siding
11. Drywall
12. Stucco, exterior insulation finishing system (EIFS) or similar products

#### IV. Signage Design Criteria

Signage shall be compliant with §26-6.701 unless a variance is obtained from the Board of Zoning Appeals.

#### V. Landscape Design Criteria

Landscaping for Maple Leaf Crossing shall generally be in accordance with the Landscaping Plan attached hereto as Exhibit C and incorporated herein. Other Developmental Standards

#### VI. Other Development Standards

The Approved Development Plan and Development Standards shall govern the development of Maple Leaf Crossing PUD. The development standards for zoning district CD-4.A set forth in Zoning Ordinance 1788, Table 26-6.405.A-6 shall apply to matters not addressed in the Approved Development Plan and Development Standards.

#### VII. All construction on the building sites on lots 1 through 7 of the Approved Development Plan are subject to approval by the Munster Plan Commission in accordance with the procedure set forth in Section 26-6.804.G of the Town's Code of Ordinances according to the terms and standards of the Approved Development Plan and Development Standards for Maple Leaf Crossing PUD or section VI above, if applicable.