ADMINISTRATIVE HEARING STAFF REPORT

New Condominium Preliminary Plat State Street Plaza 237 – 255 South State Street and 241 Floral St. PLNSUB2011-00038 March 24, 2011



Planning and Zoning Division Department of Community & Economic Development

Applicant: Tannach Properties, LLC

<u>Staff:</u> Everett Joyce, 535-7930 <u>everett.joyce@slcgov.com</u>

<u>Tax ID</u>: 16-06-154-002, 16-06-154-003, 16-06-154-004, 16-06-154-005, 16-06-154-006, 16-06-154-009, 16-06-154-040, 16-06-154-053, 16-06-154-054

Current Zone: D-1

Master Plan Designation: The Central Community Master Plan Future Land Use Map identifies this as the Central Business District

<u>Council District:</u> Council District 4 - Luke Garrott

Acreage: 0.62 acres

Current Use: Vacant buildings

Notice:

Mailed on March 11, 2011 Posted on March 15, 2011 Website on March 11, 2011

Applicable Land Use Regulations:

- Utah Condominium Act of 1975
- Section 21A.56.060 Condo
- Section 20.20.020 Sub
- Section 21A.30.020 D-1

Attachments:

A. Department Comments B. Preliminary Plat

Request

This is a request by Tannach Properties, LLC for preliminary approval to build a mixed-use condominium with 14 units. Condominium units 13 and 14 will consist of multiple residential apartments. The subject property is located at 237 – 255 South State Street and includes the property at 241 Floral street in the D-1 Downtown zoning district. The SLC Redevelopment Agency is the owner of the property.

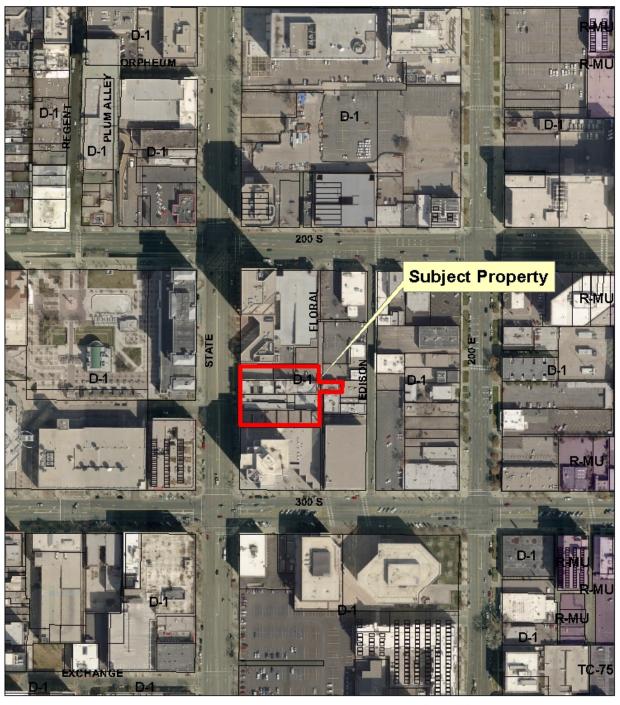
Staff Recommendation

Planning Staff recommends that the Administrative Hearing Officer approve the preliminary plat for "State Street Plaza" condominium located at 237 -255 South State Street subject to the following conditions:

- 1. Compliance with the departmental comments as outlined in this staff report and in the attached comments.
- 2. Compliance with any additional departmental issues or concerns related to review of detailed information of parking access ramp, parking and access design and layout, building elevation and water tower elevation.
- 3. A final condominium plat application shall be filed with the Planning Division and the final plat shall be recorded with the Salt Lake County Recorder prior to issuance of Certificate of Occupancy.
- 4. Full compliance with the Utah Condominium Act of 1975 and the Condominium Approval Procedure regulations in the Salt Lake City Zoning Ordinance (Section 21A.56).
- 5. The execution and recording of the Declaration of Covenants. The Declaration of Covenants must be approved by the Salt Lake City Attorney for compliance with State of Utah and Salt Lake City Code requirements.
- 6. No condominium shall have final approval, or shall said units be sold, until the plat has been recorded with the Salt Lake County Recorder.

Vicinity Map





Salt Lake City
Community and Economic Development Dept.
Planning Division

Background

This is a proposed two structure mixed-use condominium. Proposed is a mixed-use, mixed-income, community-oriented downtown renewal project that combines residential living with street level commercial uses. The proposed street level commercial plaza with walk-in retail and arts will create a walk-through connection between State Street and the historic Cramar House (241 Floral Street, the flower shop building) to the east on Floral Street. The flower shop building is the only existing building that will remain. Two existing facades will be incorporated into the street front facade.

This project will include the demolition of existing structures except for the Cramar House on the east side of Floral Street and the existing facades on the south portion of the State Street frontage will be retained.

New construction of a principal building will consist of multiple levels with the north portion of the structure being 10 stories and the south portion being seven-stories (maximum). The south portion will step back in stages above the existing historic three-story masonry building facades. The upper levels of the project will consist of two condominium units (Unit 13 and Unit 14), with approximately 153 mixed-income rental housing units ranging in size from studios to three-bedroom apartments. There will be two levels of underground on-site parking located between State Street and Floral Street providing approximately 160 parking spaces for the residential units. There will be no on-site parking dedicated for the commercial uses. Within the D-1 Zoning District, off street parking for the first 25,000 sq. ft. of nonresidential use are exempt from parking requirements.

D-1 Downtown Zoning Standards						
Requirements	Standard	Proposed Development Status	Impact on Development			
Front / Corner Yard	No Min Setback 5' Max Setback	Proposal meets this standard	None			
Side / Rear Yard	No Minimum	Proposal meets this standard	None			
Building Height	100' Conditional Use to exceed	Building meets this standard. Replacing the water tank requires conditional use approval	Requires Conditional use approval for water tank exceeding 100'			
1st Floor Glass Street Elevation	40%	Proposal meets this standard	None			
Parking	Parking for the first 25,000 sq. ft of nonresidential uses is exempt. One half stall per dwelling.	Proposal meets this standard,	None			

Comments

Public Comments

No public comments were received at the time of writing this staff report.

Departmental Comments

The comments received from pertinent City Departments/Divisions are attached to this staff report (Exhibit A). There are no substantial requirements the applicant cannot meet.

Analysis and Findings

Section 20.20.020 Minor Subdivision Standards:

Section 20.20.020 list the following standards that a minor subdivision, for condominiums, shall meet:

A. The general character of the surrounding area shall be well defined and the minor subdivision shall conform to this general character.

Finding: The base zoning of the property is D-1. The purpose of the D-1 central business district is to foster an environment consistent with the area's function as the business, retail and cultural center of the community and the region. The character of the neighborhood is mostly a mix of commercial and mixed-use buildings. The proposal conforms to this character.

B. Lots created shall conform to the applicable requirements of the zoning ordinances of the City.

Finding: The proposed condominium complies with requirements of the Zoning Ordinance, subject to water tower height conditional use approval.

C. Utility easements shall be offered for dedication as necessary.

Finding: No utility easements are required to be dedicated.

D. Water supply and sewage disposal shall be satisfactory to the City Engineer.

Finding: Water supply and sewage disposal shall be found to be satisfactory to the City Engineer and the Public Utilities Department. Review of detailed drawings and compliance with City Department comments will be required prior to final plat approval.

E. Public improvements shall be satisfactory to the Planning Director and City Engineer.

Finding: The Engineering Division has concern about the type of vehicles (service use) and the number of parking spaces proposed and how these impact the restricted space on Floral Street and the needs for turning maneuvers to and from the right-of-way. The Engineering Division may possibly, require one-way modification to Floral Street due to increased traffic volumes and the streets narrow width. These issues need to be addressed prior to final plat approval.

The Division of Transportation review comments identify that the residential unit parking requires one half parking stall for each unit. The retail, theater, restaurant, and Historic building equal 24,750+/- sf. with the plaza area of 21,700+/- sf. (no parking is required for the first 25,000sf, 1 stall /1000 sf. thereafter). The proposal meets this standard.

The plans indicate two below grade parking levels but do not show parking layout, ramp grades or access heights, circulation, lane widths, etc. All access for the parking and service areas are show from the private right-of-way (Floral Street) which connects to 200 South on the north end, and Edison Street, a one way south bound street to 300 South, on the south end.

These and other public improvements will need to be addressed through the final plat process prior to recordation of the Final Plat.

Section 20.20.070 Standards for Administrative Approval:

In addition, the planning director, or designee, may, at the administrative consideration, approve the proposed minor subdivision, condominium, if the planning director, or designee, finds that:

A. The minor subdivision will be in the best interests of the city.

Finding: Mixed-use and mixed-income development is encouraged through zoning and master plan policies and therefore is in the best interest of the City.

B. All lots comply with all applicable zoning standards.

Finding: The proposed condominium complies with applicable zoning lot standards.

C. All necessary and required dedications are made.

Finding: No dedications are required.

D. Provisions for the construction of any required public improvements are included.

Finding: Other public improvements will be addressed through the Building Permit process and final plat process prior to recordation of the Final Plat.

E. The subdivision otherwise complies with all applicable laws and regulations.

Finding: The proposed condominium subdivision has been reviewed by pertinent City Departments/Divisions in terms of applicable laws and regulations. These Departments/Divisions have given preliminary approval of the condominium subdivision with conditions as noted in this report and as found in Attachment A.

Summary

with, all of the standards required. Planning Staff supports the request subject to the recommended conditions of approval shown on the first page of this report.				
Planning Director's Recommendation:	By:			
Approval Subject To:				

The proposed new condominium preliminary plat has demonstrated compliance with, or the ability to comply

Date Completed:

TO:

EVERETT JOYCE, PLANNING

FROM:

SCOTT WEILER, P.E., ENGINEERING

DATE:

MARCH 14, 2011

SUBJECT:

State Street Plaza - Preliminary Condominium Plat

237 - 255 S. State Street PLNSUB 2011-00038

SLC Engineering has reviewed this application and has the following comments:

- 1. Due to the limited access and width of the existing 15' wide private driveway (aka Floral Street), it appears that the major construction staging activities must come from the State Street side of the property. State Street is a UDOT road. We recommend that the applicant contact UDOT to confirm that it will allow a portion of the northbound vehicular travel lanes and sidewalk to be closed for the duration of the project.
- 2. The proposed layout relies exclusively on Floral Street to access its proposed parking structure. We recommend that perpetual access rights be confirmed for the full extents of Floral Street, preventing any of the abutting property owners from closing any portion of Floral Street in the future. Aligning the access into the proposed parking structure with the existing east/west driveway to Edison Street is recommended.
- 3. The proposed layout will add considerable traffic volume to Floral Street but its 15' width effectively prevents vehicles from passing in opposite directions. Further study is warranted to determine if Floral Street should be signed for one-way travel. Existing users of Floral Street may oppose one-way designation.
- 4. The pavement condition of Floral Street adjacent to this property is broken and uneven. The poor pavement adjacent to and for a short distance north of this property must be replaced by the developer as part of this project. As a minimum, 3" asphalt over 8" road base should be installed after the heavy construction activities have been completed.
- 5. It is anticipated that the sidewalk and some of the existing streetscape features on State Street will be demolished during construction. Although State Street is a State road, SLC Corp. has jurisdiction for the portion of the right-of-way behind curb. The urban forester has recommended that the two existing maples be transplanted. He has

also volunteered to prune the existing honeylocust (14" diameter) so that it can remain in place, if a new planter can be installed by the developer. He has authorized the demolition of the existing plum tree. Street lights, a bike rack, parking meters, a parking sign, a mid-block sidewalk ramp and a bus stop also exist on the State Street frontage of the project, requiring protection during construction if they are allowed to remain. Some of these objects may need to be replaced by the developer. If the State Street streetscape is brought up to current SLC Standards, CBD Maintenance will take over maintenance responsibilities of the State Street streetscape for the entire frontage of this plat.

6. Civil improvement plans for the State Street streetscape and the Floral Street pavement replacement must be submitted for review and approval. A standard SLC Subdivision cover sheet is required on the plans. The following approval signatures are required on the cover sheet:

SLC Transportation

SLC Fire Department

SLC Public Utility Department (sewer, water & drainage improvements)

SLC Engineering Division (State Street streetscape design)

SLC Planning Department (State Street streetscape design)

When the improvement plans have been finalized, a mylar set must be submitted by the developer to each of these SLC divisions for signature approval.

- 7. The developer must enter into a subdivision improvement construction agreement. This agreement requires the payment of a 5% fee based on the estimated cost of reconstructing the State Street streetscape and the Floral Street private pavement. A copy of the agreement is available in my office. The developer should contact Joel Harrison (535-6234) to discuss insurance requirements for the project.
- 8. A certified address is required prior to applying for a building permit. It appears that Unit 12 will require a different address than the other units.
- The SLC Surveyor must approve the final plat prior to its recordation. Redlined comments on the plat have been provided to Land Design Engineering. (The Owner's Dedication on the preliminary plat names Tannach Properties, L.L.C. as the owner of this property.)

cc: John Naser
DJ Baxter
Matt Dahl
Alden Breinholt
Brad Stewart
Barry Walsh
Vault

From:

Stoker, Justin

Sent:

Wednesday, March 09, 2011 11:39 AM

To: Cc: Joyce, Everett Garcia, Peggy

Subject:

PLNSUB2011-00038 State Street Plaza condo

No problems with the condo, but there are a number of fees and permits that will need to be obtained from Public Utilities before construction. Some fees may be required before plat signature. Contact the SLCPU Contracts office about any condo fees for the project (801-483-6727).

Justin

Justin D. Stoker, PE, LEED® AP, CFM Salt Lake City Public Utilities 1530 S. West Temple, SLC, UT 84115 ph. (801) 483-6786 - justin.stoker@slcgov.com



Please consider the environment before printing this e-mail

From:

Sent:

Ross, Michelle Monday, February 28, 2011 11:46 AM Joyce, Everett PLNSUB 2011-00038

To:

Subject:

Joyce,

The PD has no issues with this.

Thanks,

Sgt. Michelle Ross

From:

Walsh, Barry

Sent:

Wednesday, February 23, 2011 5:11 PM

To:

Weiler, Scott

Cc: Subject: Young, Kevin; Joyce, Everett RE: PLNSUB2011-00038

February 23, 2011

Scott Weiler, P.E.

I am concerned as to what type of vehicles (service use) and how many are proposed for the parking structure etc. The drawing shown a radius line? On the north side of the parking ramp drive that would need to be addressed for turning maneuvers etc from the Alley.

A while back the developer was wondering if Floral could be designated one way and which way etc. he also wanted to know if the paving could be up graded with pavers or decorative stone etc. At that time I indicated that Floral was a private alley and all the abutting owners would have to be on board for any changes.

When we looked at this in DRT 5/20/10 they ask about a drive approach on State Street for a driveway thru the plaza for drop off and possible taxi service. I mentioned it would be a UDQT review issue.

These things are all still viable and need to be addressed.

Barry Walsh

Cc

Kevin Young, P.E.

Everett Joyce, Planning

File

From: Weiler, Scott

Sent: Wednesday, February 23, 2011 3:50 PM

To: Walsh, Barry

Subject: RE: PLNSUB2011-00038

Barry,

Are you concerned about the restricted space for turning off of Floral Street into the proposed parking structure? Is it feasible for me to encourage the applicant to access State Street, rather than Floral Street?

Scott

From: Walsh, Barry

Sent: Wednesday, February 23, 2011 2:17 PM

To: Joyce, Everett

Cc: Young, Kevin; Weiler, Scott; Itchon, Edward; Garcia, Peggy; Butcher, Larry

Subject: PLNSUB2011-00038

February 23, 2011

Everett Joyce, Planning

Re: PLNSUB2011-00038 Preliminary New Condominium "State Street Plaza" at 237 – 255 South State street.

The division of transportation review comments and recommendations are as follows:

There are no parking calculations provided.

The plans submitted do not indicate the number of residential units. Parking requires one half parking stall for each unit. The retail, theater, restaurant, an Historic bldg equal 24,750+/- sf. with the plaza area of 21,700+/- sf. (no parking is required for the first 25,000sf, 1 stall /K sf. there after)

The plans indicate two below grade parking levels but do not show parking layout, ramp grades or access heights, circulation, lane widths, etc. All access for the parking and service areas are show from the private 16' wide alley (Floral Street) which connects to 200 South on the north end, and Edison Street, a one way south bound to 300 South, on the south end.

Sincerely,

Barry Walsh

Cc Kevin Young, P.E.
Scott Weiler, P.E.
Ted Itchon, Fire
Peggy Garcia, Public Utilities
Larry Butcher, Permits
File

There are no Accela task or access for transportation reviews.

From:

Walsh, Barry

Sent:

Wednesday, February 23, 2011 2:17 PM

To:

Joyce, Everett

Cc:

Young, Kevin; Weiler, Scott; Itchon, Edward; Garcia, Peggy; Butcher, Larry

Subject:

PLNSUB2011-00038

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Sincerely,

Barry Walsh

Сc

Kevin Young, P.E.
Scott Weiler, P.E.
Ted Itchon, Fire
Peggy Garcia, Public Utilities
Larry Butcher, Permits
File

There are no Accela task or access for transportation reviews.

From:

Limburg, Garth

Sent:

Tuesday, February 22, 2011 10:33 AM

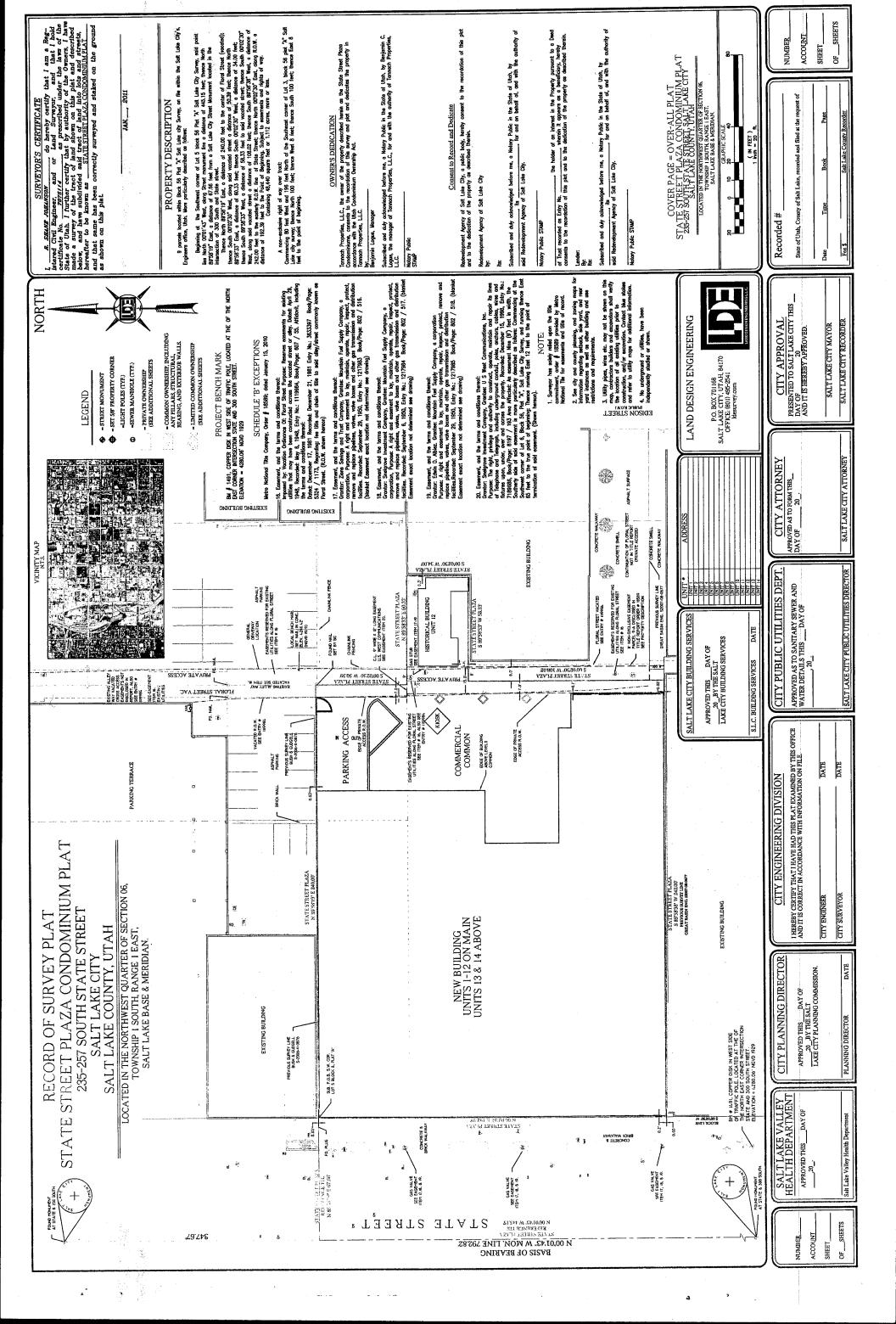
To:

Joyce, Everett

Subject:

PLNSUB 2001-00038 State Street Plaza

Thanks for the opportunity to review the proposal. The City has assessed this property location for various special assessments which need to be paid in full before final approval for the project is given. If you need the complete payoff amounts I will need to receive from you all of the parcel numbers associated with this project located at 237-255 So. State Street. Thanks, Garth



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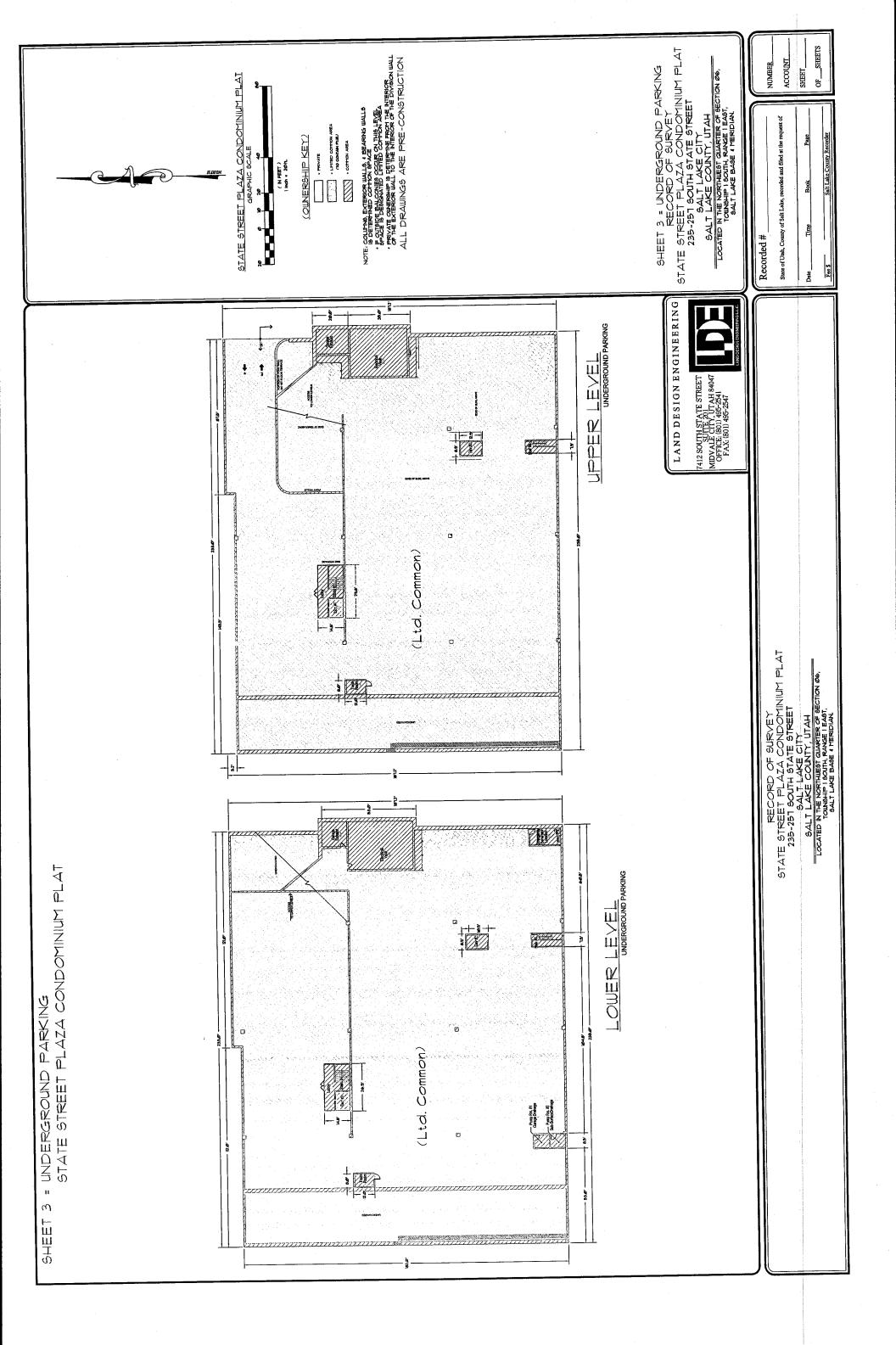
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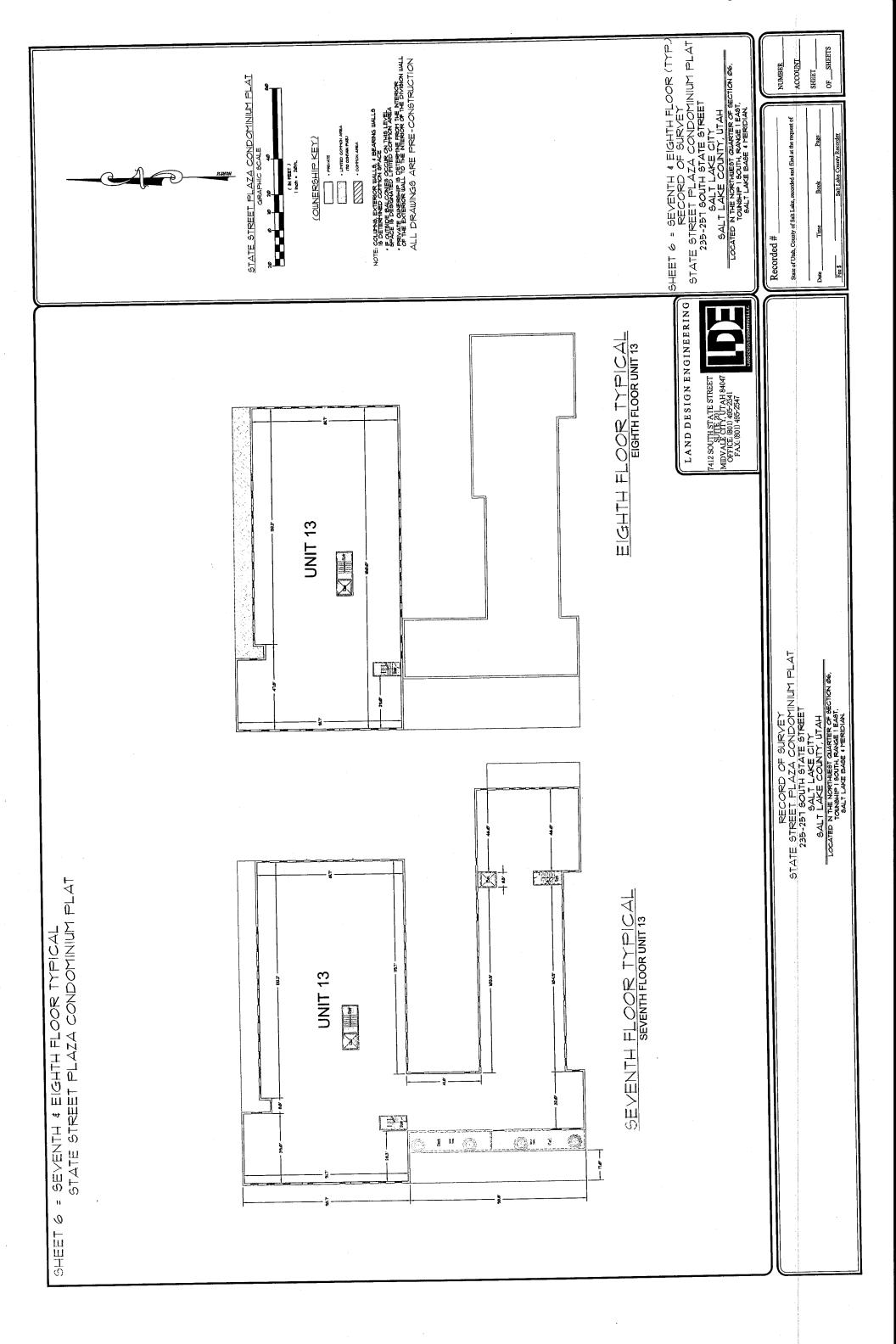
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