

### City of Chicago



SO2022-2060

### Office of the City Clerk

### **Document Tracking Sheet**

**Meeting Date:** 

7/20/2022

Sponsor(s):

Misc. Transmittal

Type:

Ordinance

Title:

Zoning Reclassification Map No. 11-L at 2800 E 106th St -

App No. 21087

**Committee(s) Assignment:** 

Committee on Zoning, Landmarks and Building Standards

### **ORDINANCE**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, is hereby amended by changing all of the PMD-6 symbols and indications as shown on Map No. 11-L in the area bounded by

THAT PART OF SOUTH CHICAGO DOCK COMPANY'S ADDITION TO SOUTH CHICAGO (RECORDED AS DOCUMENT NUMBER 454656) IN THE SOUTH HALF OF SECTION 7, TOWNSHIP 37 NORTH, RANGE 15 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED ON THE EAST BY THE CENTERLINE OF CALUMET RIVER, ON THE SOUTH BY THE NORTH LINE OF 106th STREET (AS IMPROVED), ON THE NORTH BY A LINE 638 FEET SOUTH OF SLIP THREE DELINEATED IN SOUTH CHICAGO DOCK COMPANY'S ADDITION TO SOUTH CHICAGO AND BOUNDED ON THE WEST AND NORTHWEST BY THE EAST LINE OF MUSKEGON AVENUE, BY THE EASTERLY LINE OF LOT 1 OF GENERAL MILLS, INC. OWNER'S FOURTH DIVISION (RECORDED AS DOCUMENT NUMBER 85257825) AND THE EAST LINE OF LOT 4 IN GENERAL MILLS, INC. OWNER'S THIRD DIVISION (RECORDED AS DOCUMENT NUMBER 12752776), ALL IN COOK COUNTY, ILLINOIS; AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SOUTH MUSKEGON AVENUE AND THE NORTH LINE OF 106TH ST., RUNNING NORTH 257.35 FEET TO A POINT ON THE EAST LINE OF MUSKEGON AVE.; THENCE EAST A DISTANCE OF 589.94 FEET TO A POINT 257.34 FEET NORTH OF THE NORTH LINE OF 106TH ST., AND 589.91 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.; THENCE EASTERLY A DISTANCE OF 663.36 FEET TO A POINT 264.24 FEET NORTH OF THE NORTH LINE OF 106TH ST., AND 1,245.69 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.; THENCE NORTHERLY A DISTANCE OF 47.42 FEET TO A POINT 407.45 FEET NORTH OF THE NORTH LINE OF 106TH ST., AND 1,265.67 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.; THENCE NORTH A DISTANCE OF 451.08 FEET TO A POINT 858.52 FEET NORTH OF THE NORTH LINE OF 106TH ST., AND 1,267.93 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.; THENCE NORTHWESTERLY A DISTANCE OF 138.29 FEET TO A POINT 887.77 FEET NORTH OF THE NORTH LINE OF 106TH ST., AND 1.133.08 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.: THENCE NORTH A DISTANCE OF 30.0 FEET TO A POINT 917.77 FEET NORTH OF THE NORTH LINE OF 106TH ST., AND 1.133 23 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.; THENCE WESTERLY A

### FINAL FOR PUBLICATION

DISTANCE OF 15.0 FEET TO A POINT 917.69 FEET NORTH OF THE NORTH LINE OF 106TH ST., AND 1,118.23 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.; THENCE NORTH A DISTANCE OF 80.0 FEET TO A POINT 997.69 FEET NORTH OF THE NORTH LINE OF 106TH ST., AND 1,118.63 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.; THENCE EAST A DISTANCE OF 1,295.62 FEET TO A POINT 1,004.91 FEET NORTH OF THE NORTH LINE OF 106TH ST., AND 2,414.24 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.; THENCE SOUTH A DISTANCE OF 4.15 FEET TO A POINT 1,000.76 FEET NORTH OF THE NORTH LINE OF 106TH ST., AND 2,414.21 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.; THENCE SOUTHERLY A DISTANCE OF 286.80 FEET TO A POINT 731.15 FEET NORTH OF THE NORTH LINE OF 106TH ST., AND 2,509.15 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.; THENCE SOUTHERLY 458.36 FEET TO A POINT 272 .80 FEET NORTH OF THE NORTH LINE OF 106TH ST., AND 2,508.35 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.; THENCE SOUTHERLY A DISTANCE OF 283.32 FEET TO A POINT ON THE NORTH LINE OF 106TH ST., AND 2.428. 99 FEET EAST OF THE EAST LINE OF MUSKEGON AVE.; THENCE WESTERLY A DISTANCE OF 2,429.13 FEET TO THE COMMENCEMENT POINT.

to those of an Industrial-Waterway Planned Development.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication,

Common Address of Property:

2800 E. 106th Street

### INDUSTRIAL-WATERWAY PLANNED DEVELOPMENT PLANNED DEVELOPMENT STATEMENTS

- The area delineated herein as Industrial-Waterway Planned Development 1. Development") Number ("Planned consists approximately 1,622,420 square feet of property which is depicted on the attached Planned Development Boundary and Property Line Map ("Property") and is owned or controlled by the Applicant TP 106th LLC.
- 2. The requirements, obligations and conditions contained within this Planned Development shall be binding upon the Applicant, its successors and assigns and, if different than the Applicant, the legal title holders and any ground lessors. All rights granted hereunder to the Applicant shall inure to the benefit of the Applicant's successors and assigns and, if different than the Applicant, the legal title holder and any ground lessors. Furthermore, pursuant to the requirements of Section 17-8-0400 of the Chicago Zoning Ordinance, the Property, at the time of application for amendments, modifications or changes (administrative, legislative or otherwise) to this Planned Development are made, shall be under single ownership or designated control. Single designated control is defined in Section 17-8-0400 of the Zoning Ordinance.
- 3. All applicable official reviews, approvals or permits are required to be obtained by the Applicant or its successors, assignees or grantees. Any dedication or vacation of streets or alleys or grants of easements or any adjustment of the right-of-way shall require a separate submittal to the Department of Transportation on behalf of the Applicant or its successors, assigns or grantees.

Any requests for grants of privilege, or any items encroaching on the public way, shall be in compliance with the Planned Development.

Ingress or egress shall be pursuant to the Planned Development and may be subject to the review and approval of the Departments of Planning and Development, and Transportation. Closure of all or any public street or alley during demolition or construction shall be subject to the review and approval of the Department of Transportation.

All work proposed in the public way must be designed and constructed in accordance with the Department of Transportation Construction Standards for Work in the Public Way and in compliance with the Municipal Code of the City of Chicago. Prior to the issuance of any Part II

Applicant:

TP 106th LLC

Address:

2800 E. 106th Street

Introduced:

July 20, 2022

Plan Commission: January 19, 2023

approval, the submitted plans must be approved by the Department of Transportation.

- 4. This Plan of Development consists of 18 statements and the following exhibits: a Bulk Regulations Table; a Survey; a Site Plan, Existing Site Photos; an Existing Zoning and Land Use Map, and a Landscape Plan prepared by Manhard Consulting, Ltd. and dated December 16, 2022, submitted herein (collectively, "Plans"). Full-sized copies of the Site Plan and Landscape Plan are on file with the Department of Planning and Development. In any instance where a provision of this Planned Development conflicts with the Chicago Building Code, the Chicago Building Code shall control. This Planned Development conforms to the intent and purpose of the Chicago Zoning Ordinance, and all requirements thereto, and satisfies the established criteria for approval as a Planned Development. In case of a conflict between the terms of this Planned Development Ordinance and the Chicago Zoning Ordinance, this Planned Development Ordinance shall control.
- 5. The following uses are permitted in the planned development: vehicle storage, non-accessory parking, and minor utilities and services, including solar power generation.
- 6. On-Premise signs and temporary signs, such as construction and marketing signs, shall be permitted within the Planned Development, subject to the review and approval of the Department of Planning and Development. Off-Premise signs are prohibited within the boundary of the Planned Development.
- 7. For purposes of height measurement, the definitions in the Zoning Ordinance shall apply. The height of any building shall also be subject to height limitations, if any, established by the Federal Aviation Administration.
- 8. The maximum permitted Floor Area Ratio ("FAR") for the site shall be in accordance with the attached Bulk Regulations Table. For the purposes of FAR calculations and measurements, the definitions in the Zoning Ordinance shall apply. The permitted FAR identified in the Bulk Regulations Table has been determined using a Net Site Area of 1,286,130 square feet.
- 9. Upon review and determination, "Part II Review", pursuant to Section 17-13-0610 of the Zoning Ordinance, a Part II Review Fee shall be assessed by the Department of Planning and Development. The fee, as determined

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by staff at the time, is final and binding on the Applicant and must be paid to the Department of Revenue prior to the issuance of any Part II approval.

- 10. The Site and Landscape Plans shall be in substantial conformance with the Landscape Ordinance and any other corresponding regulations and guidelines. Final landscape plan review and approval will be by the Department of Planning and Development ("DPD"). Any interim reviews associated with site plan review or Part II Reviews, are conditional until final Part II approval.
- 11. The Applicant shall comply with Rules and Regulations for the Maintenance of Stockpiles promulgated by the Commissioners of the Departments of Streets and Sanitation, Fleet and Facility Management and Buildings, under Section 13-32-085 of the Municipal Code, or any other provision of that Code.
- 12. The terms and conditions of development under this Planned Development ordinance, including the addition of uses allowed in Planned Manufacturing District 6, may be modified administratively, pursuant to section 17-13-0611-A of the Zoning Ordinance by the Zoning Administrator upon the application for such a modification by the Applicant, its successors and assigns and, if different than the Applicant, the legal title holders, and any ground lessors. If a request to modify this Planned Development is submitted for modification under section 17-13-0611-A of the Chicago Zoning Ordinance, any proposed new use that is regulated under the City of Chicago Air Quality Ordinance shall be submitted and processed in accordance with Section 17-9-0117-G through Section 17-9-0117-G4 of the Chicago Zoning Ordinance.
- 13. The Applicant acknowledges that it is in the public interest to design, construct and maintain the project in a manner which promotes, enables and maximizes universal access throughout the Property. Plans for all buildings and improvements on the Property shall be reviewed and approved by the Mayor's Office for People with Disabilities to ensure compliance with all applicable laws and regulations related to access for persons with disabilities and to promote the highest standard of accessibility.
- 14. The Applicant acknowledges that it is in the public interest to design, construct, renovate and maintain all buildings in a manner that provides healthier indoor environments, reduces operating costs and conserves energy and natural resources. The development shall be in substantial

Applicant: TP 106th LLC

Address: 2800 E. 106th Street

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Any material development on the Property not in substantial compliance 15. with the Planned Development Exhibits shall be submitted and processed under Site Plan Review pursuant to Section 17-13-0801 through Section 17-13-0805 of the Chicago Zoning Ordinance and if applicable Section 17-9-0117-G through Section 17-9-0117-G4. Prior to the Part II approval (Section 17-13-0610 of the Chicago Zoning Ordinance) for any buildings or new use, the Applicant shall submit a site plan, landscape plan, and building elevations ("Site Plan Submittal") for review and approval by DPD. If Section 17-9-0117-G applies to any request for Site Plan Review, the Site Plan Submittal shall also include a traffic study and air quality impact evaluation for review and approval by Department of Transportation and Department of Public Health. Upon submittal, DPD and the Applicant shall notify the Alderman of the ward in which a Site Plan Submittal is located and, in conjunction with the Site Plan Submittal, the Applicant shall be subject to a public review process that is facilitated by such Alderman. Review and approval by DPD are intended to assure that specific development components substantially conform with the Planned Development.

Provided the Site Plan Submittal required hereunder is in general conformance with this Planned Development and provided the Applicant has timely provided all Site Plan Submittals, the Commissioner shall issue such Site Plan Approval. Following the approved Site Plan Approval, supporting data and materials shall be made part of the main file and shall be deemed to be an integral part of the Planned Development.

Any Site Plan Submittal shall, at a minimum, provide the following information to the extent applicable:

- a. The boundaries of the property;
- b. The footprint of the improvements;
- c. Location and dimensions of all parking spaces and loading berths;
- d. Preliminary landscaping plan prepared by a landscape architect;
- e. All pedestrian circulation routes;

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- f. Preliminary building sections and elevations of any proposed improvements with a preliminary building materials list; and
- g. Statistical information applicable to the property limited to the following:
  - (1) floor area and floor area ratio;
  - (2) uses to be established;
  - (3) building heights;
  - (4) all setbacks, required and provided;
  - (5) floor area devoted to all uses (office, dwelling, etc...);
  - (6) number of dwelling units (if applicable);
  - (7) Occupancy counts (if applicable);
  - (8) Number of loading spaces/berths;
  - (9) An approved Site Plan by CDOT, Fire Prevention Bureau, Mayor's Office for People with Disabilities, and the Building Department's Division of Storm Water Management; and
  - $\{10\}$ other information necessary substantial conformance with the Planned Development.
- 16. The Applicant acknowledges that it is the policy of the City to maximize opportunities for Minority and Women-owned Business Enterprises ("M/WBEs") and city residents to compete for contracts and jobs on construction projects approved through the planned development process. To assist the City in promoting and tracking such M/WBE and city resident participation, an applicant for planned development approval shall provide information at three points in the City approval process. First, the applicant must submit to DPD, as part of its application for planned development approval, an M/WBE Participation Proposal. The M/WBE Participation Proposal must identify the Applicant's goals for participation of certified M/WBE firms in the design, engineering and construction of the project, and of city residents in the construction work. The City encourages goals of (i) 26% MBE and 6% WBE participation (measured against the total construction budget for the project or any

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phase thereof), and (ii) 50% city resident hiring (measured against the total construction work hours for the project or any phase thereof). The M/WBE Participation Proposal must include a description of the Applicant's proposed outreach plan designed to inform M/WBEs and city residents of job and contracting opportunities. Second, at the time of the Applicant's submission for Part II permit review for the project or any phase thereof, the Applicant must submit to DPD (a) updates (if any) to the Applicant's preliminary outreach plan, (b) a description of the Applicant's outreach efforts and evidence of such outreach, including, without limitation, copies of certified letters to M/WBE contractor associations and the ward office of the alderman in which the project is located and receipts thereof; (c) responses to the Applicant's outreach efforts, and (d) updates (if any) to the Applicant's M/WBE and city resident participation goals. Third, prior to issuance of a Certificate of Occupancy for the project or any phase thereof, the Applicant must provide DPD with the actual level of M/WBE and city resident participation in the project or any phase thereof, and evidence of such participation. In addition to the forgoing, DPD may request such additional information as the department determines may be necessary or useful in evaluating the extent to which M/WBEs and city residents are informed of and utilized in planned development projects. All such information will be provided in a form acceptable to the Zoning Administrator. DPD will report the data it collects regarding projected and actual employment of M/WBEs and city residents in planned development projects twice yearly to the Chicago Plan Commission and annually to the Chicago City Council and the Mayor.

- 17. The Applicant acknowledges the importance of the Calumet River as a resource for both commerce and recreation. The Applicant also acknowledges the desirability to include wildlife habitat and other natural features in or near the water's edge. To further these goals, the Applicant agrees to provide and maintain a landscaped minimum 30-foot-wide river setback for non-river-dependent uses as indicated on the Site Plan and Landscape Plan. All improvements within the river setback must be substantially completed prior to commencement of operations on the site, provided that planting may be delayed, if consistent with good landscape practice, but not longer than one year following commencement of operations.
- 18. This Planned Development shall be governed by Section 17-13-0612 of the Zoning Ordinance. Should this Planned Development ordinance lapse, the Commissioner of the Department of Planning and Development shall initiate a Zoning Map Amendment to rezone the property to PMD 6, which is existing prior to the passage of this Amendment.

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### FINAL FOR PUBLICATION

### INDUSTRIAL-WATERWAY PLANNED DEVELOPMENT NO. \_\_\_\_, BULK REGULATIONS AND DATA TABLE

Total Gross Site Area: 1,622,420 SF

Total Area in Public Way: 336,290 SF

Net Site Area: 1,286,130 SF

Maximum Floor Area: 0 SF

Floor Area Ratio: 0.0

Setbacks: In accordance with Site Plan;

provided, any river-dependent use

approved under Planned

Development Statements may have up to a 0' Calumet River setback

Maximum Building Height: Pursuant to 17-6-0204-A of the

Chicago Zoning Ordinance

Minimum Parking Spaces: Pursuant to 17-10-0207 of the

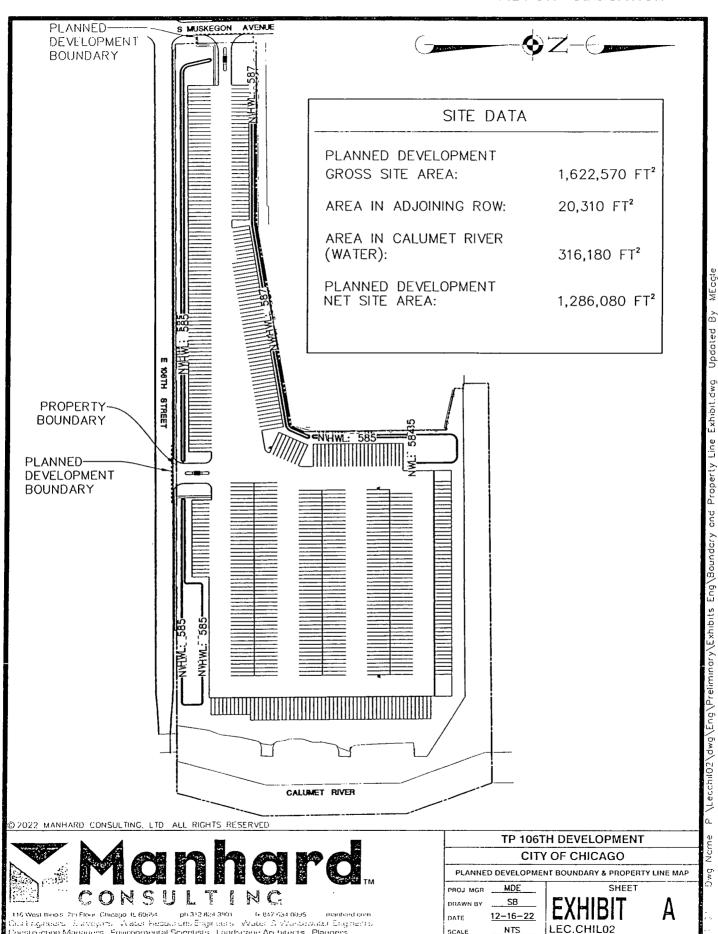
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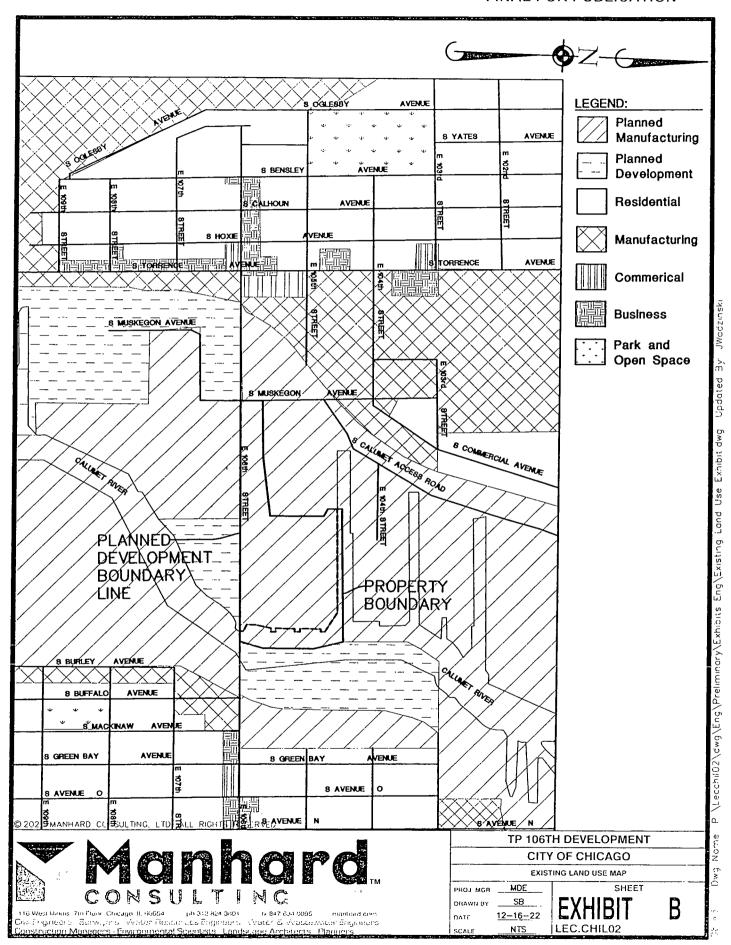
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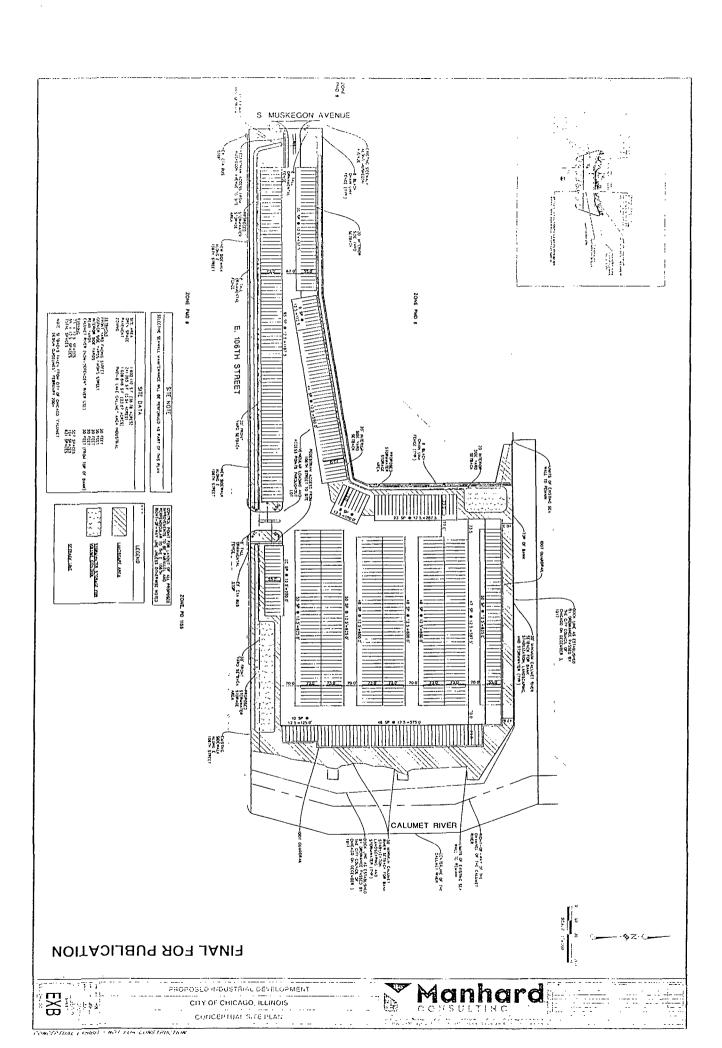
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Applicant: TP 106th LLC 2800 E. 106th Address: 2800 E. 106tr Introduced: July 20, 2022 Plan Commission: January 19, 2023



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LANDSCAPE PLAN

# PROPOSED INDUSTRIAL DEVELOPMENT

INDEX OF SHEETS

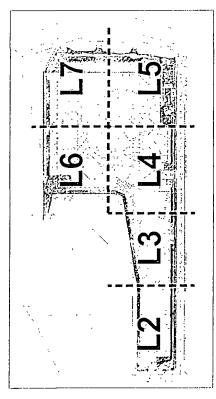
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## CITY OF CHICAGO, ILLINOIS



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City of Chicago Required Landscaping

Calumet Design Guidelines

LANDSCAPS SPECIFICATIONS

LANDSCAPE PLAN

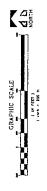
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On Plan. 62 Trees. 173 intermediary Trees and 484 Shrubs.

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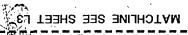
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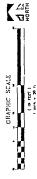


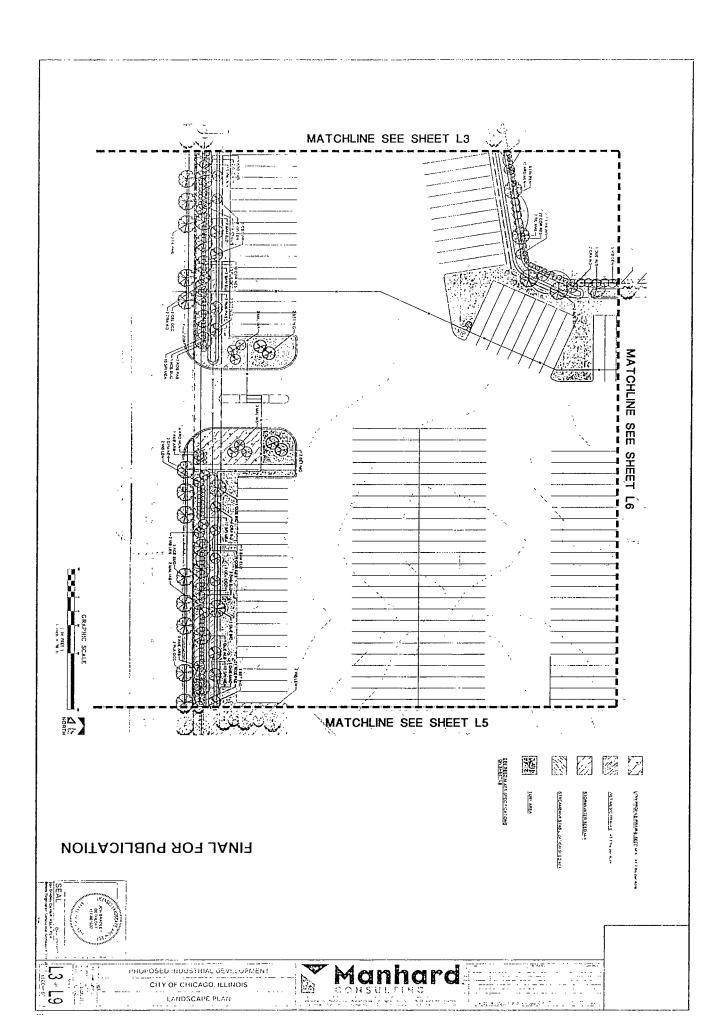


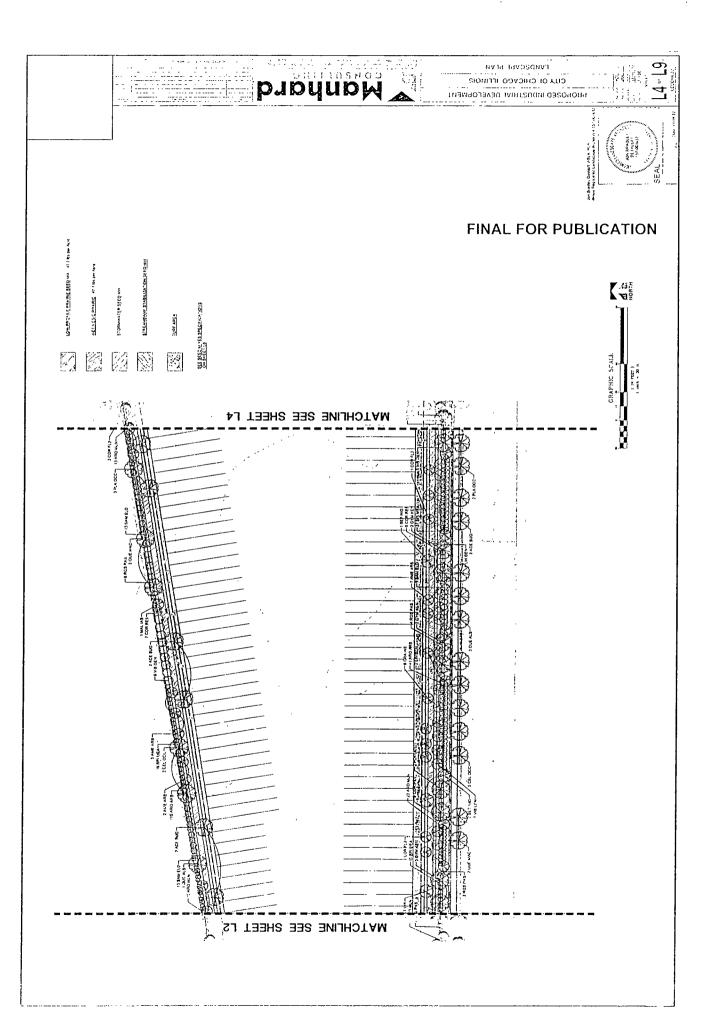
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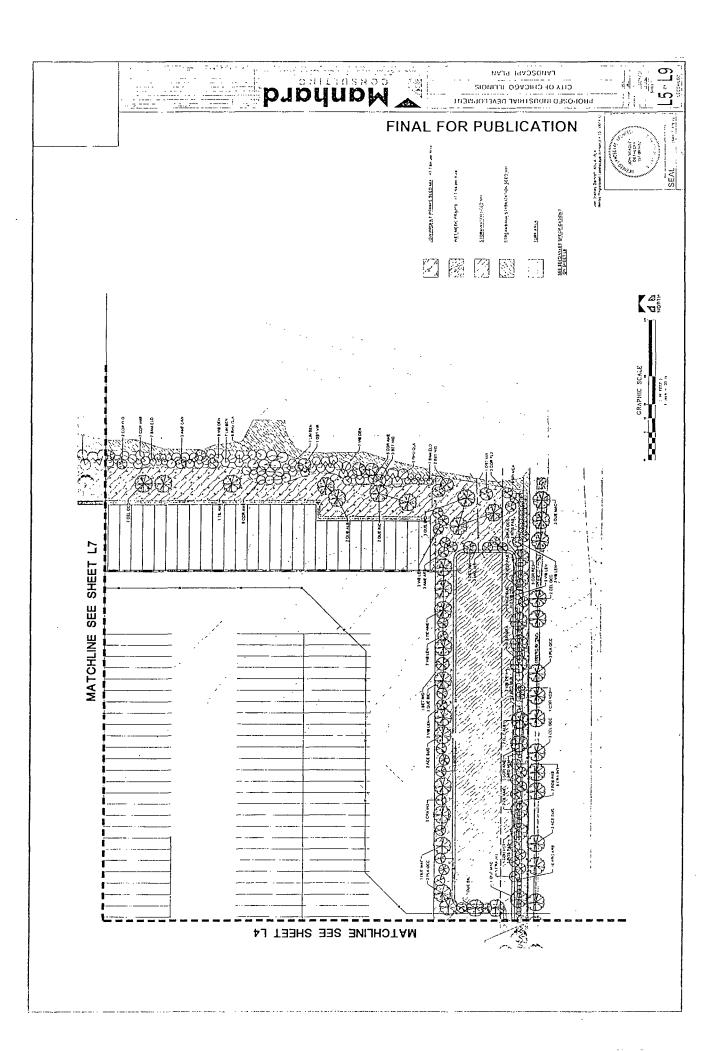


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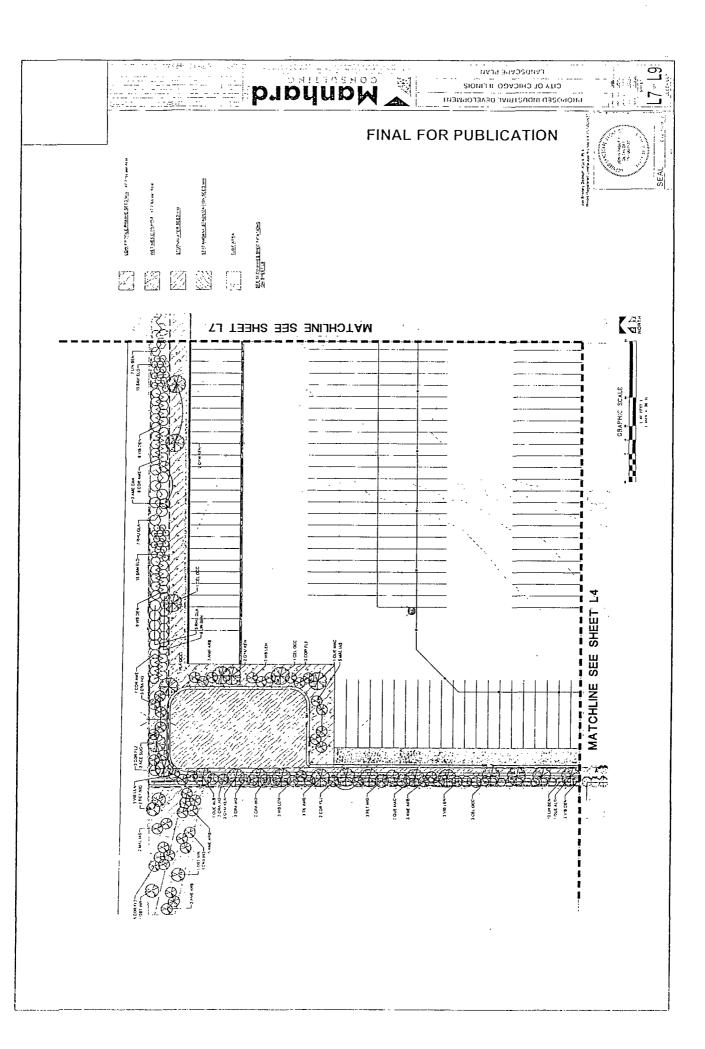


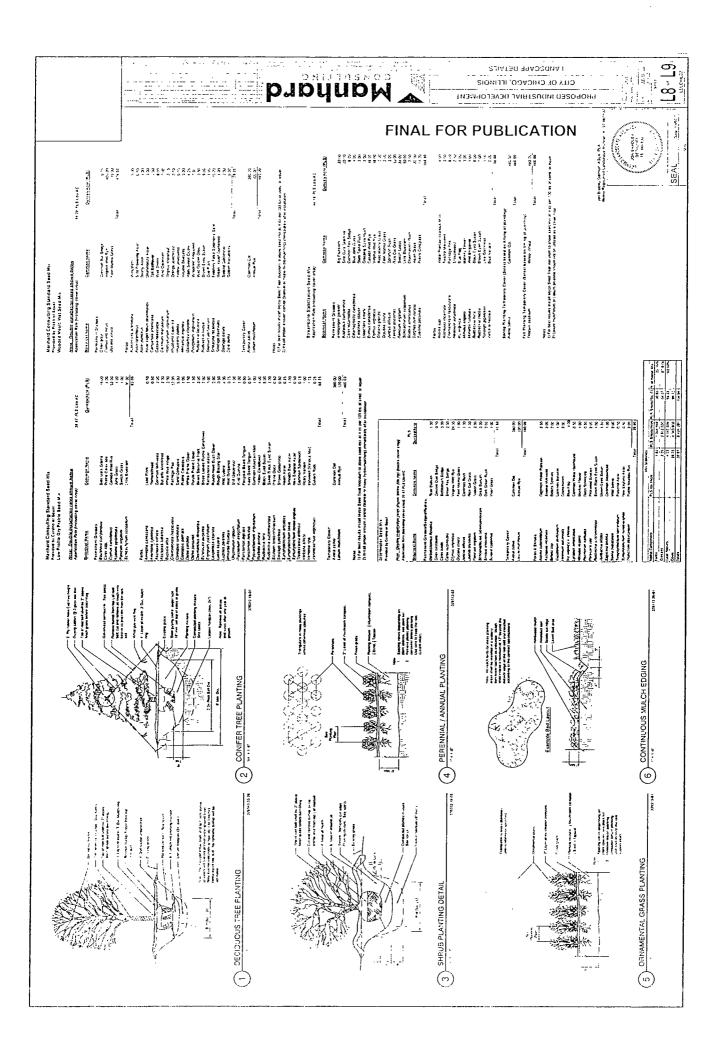




\_ Wanhard TAMOSCAPE PLAN CITY OF CHICAGO JLLINOIS PROPOSED INDUSTRIAL DEVELOPMENT FINAL FOR PUBLICATION MATCHLINE SEE SHEET L5

MATCHLINE SEE SHEET L6





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3-02 PREPARATION

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PART 2 - PRCDUCTS

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Application #: 21087

To: City Clerk

### DEPARTMENT OF PLANNING AND DEVELOPMENT CITY OF CHICAGO

### **MEMORANDUM**

To: Alderman Tom Tunney

Chairman, City Council Committee on Zoning

.rom: \_\_\_

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Maurice D. Cox

Chicago Plan Commission

Date: January 19, 2023

Re: Proposed Waterway-Industrial Planned Development – 2800 E. 106th St.

On January 19, 2023, the Chicago Plan Commission recommended approval of the proposed Residential-Business Planned Development, submitted by TP 106th LLC. The Applicant proposes to rezone the property from PMD 6 (Planned Manufacturing District #6) to Waterway-Industrial Planned Development to construct a 631 space non-accessory truck parking lot. A copy of the proposed ordinance, planned development statements, bulk table and exhibits are attached. I would very much appreciate your assistance in having this introduced at the next possible City Council Committee on Zoning.

Also enclosed is a copy of the staff report to the Plan Commission which includes the Department of Planning and Development, Bureau of Zoning recommendation and a copy of the resolution. If you have any questions in this regard, please do not hesitate to contact Michael Penicnak at 312-742-1337.

Cc: PD Master File (Original PD, copy of memo)