

# City of Chicago

Office of the City Clerk

Document Tracking Sheet



SO2017-9003

Meeting Date:

Sponsor(s):

Type:

Title:

**Committee(s)** Assignment:

12/13/2017

Misc. Transmittal

Ordinance

Zoning Reclassification Map No. 9-G at 3300 N Clark St -App No. 19482 Committee on Zoning, Landmarks and Building Standards

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### SUBSTITUTE 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 be amended by changing all the B3-3 Community Shopping District symbols and indications as shown on Map No. 9- G in the area bounded by

beginning at a line 196.8 feet northwest of the intersection of North Clark Street and West School Street as measured at the southwesterly right-of-way line of North Clark Street and perpendicular thereto; North Clark Street; West School Street; and the alley west of and parallel to North Clark Street running northwest to the point of beginning,

to those of a B3-5 Community Shopping District and a corresponding use district is hereby established in the area above described.

SECTION 2. That the Chicago Zoning Ordinance be amended by changing all the C3-5 Community Shopping District symbols and indications within the area herein above described to the designation of Residential-Business Planned Development No. \_\_\_\_\_, which is hereby established in the area above described, subject to such use and bulk regulations as are set forth in the Plan of Development herewith attached and made a part thereof and to no others.

**SECTION 3.** This ordinance shall be in force and effect from and after its passage and due publication.

Common address of property: 3300 North Clark Street

# FINAL FOR PUBLICATION RESIDENTIAL-BUSINESS PLANNED DEVELOPMENT NO. \_\_\_\_\_\_ PLAN OF DEVELOPMENT STATEMENTS

- 1. The area delineated herein as Residential-Business Planned Development No. \_\_\_\_\_, ("Planned Development"), consists of approximately *twenty-three thousand and twentyseven* (23,027) square feet or *zero point five two nine* (0.529) acres of real property (the "Subject Property"), as shown, which is depicted on the attached Planned Development Boundary and Property Liné Map. The Applicant 3300 N Clark, LLC, an Illinois Limited Liability Company, has filed this application, is the sole owner of the land subject to the proposed Planned Development.
- 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 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 Subject 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 Chicago Zoning Ordinance.]
- 3. All applicable official reviews, approvals and/or permits are required to be obtained by the Applicant or its successors, assignees or grantees, with any formal amendments to this Planned Development requiring the informed consent of all owners of property located within the boundaries of the Planned Development. Any dedication or vacation of streets, alleys or easements or any adjustments to any right-of-way (ROW) shall require a separate submittal to the Chicago Department of Transportation (CDOT), 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 this Planned Development. Ingress or egress shall be pursuant to the Planned Development and may be subject to the review and approval of the Department of Planning and Development (DPD) and/or the Chicago Department of Transportation (CDOT). Closure of all or any public street or alley, during demolition or construction, shall be subject to the review and approval of the Chicago Department of Transportation (CDOT). All work proposed in the public way, including but not limited to the alley restoration described in the Planned Development Building Plan Set, must be designed and constructed in accordance with the Chicago Department of Transportation's Construction Standards, and shall be in compliance with all applicable provisions of the Municipal Code of Chicago. Prior to the issuance of any "Part II" approval, the submitted plans must be approved by the Chicago Department of Transportation (CDOT). Pursuant to a negotiated and executed Perimeter Restoration Agreement ("Agreement") by and between the City's Department of Transportation's Division of Infrastructure Management and the Applicant, the Applicant shall provide improvements and restoration of all public way adjacent to the property, which may include, but not be

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limited to, the following as shall be reviewed and determined by CDOT's Division of Infrastructure Management: FINAL FOR PUBLICATION

- Full width of streets
- Full width of alleys
- Curb and Gutter •
- Pavement Markings
- Sidewalks
- ADA crosswalk ramps
- Parkway and Landscaping

The Perimeter Restoration Agreement must be must be executed prior to any CDOT and Planned Development Part II review permitting. The Agreement shall reflect that all work must comply with current Rules and Regulations and must be designed and constructed in accordance with the CDOT Construction Standards for work in the Public Way and in compliance with the Municipal Code of Chicago Chapter 10-20. Design of said improvements should follow the CDOT Rules and Regulations for Construction in the Public Way as well as The Street and Site Plan Design Guidelines. Any variation in scope or design of public way improvements and restoration must be approved by CDOT.

- 4. This Plan of Development consists of eighteen (18) Statements: a Bulk Regulations and Data Table; an Existing Zoning Map; an Existing Land-Use Map; a Planned Development Boundary and Property Line Map; a Site Plan; Floor Plans; a Landscape and Green Roof Plan; the wall axonometric drawings/sections; and Building Elevations, all of which were prepared by bKL Architecture, LLC, and dated February 15, 2018, which are accordingly submitted and referenced herein. In any instance where a provision of this Planned Development conflicts with the Chicago Building Code, the Building Code shall control. This Planned Development conforms to the intent and purpose of the Zoning Ordinance, and all requirements thereto, and satisfies the established criteria for approval as a Planned Development. In case of a conflict between the tenets of this Planned Development Ordinance and the Zoning Ordinance, this Planned Development Ordinance shall control.
- 5. The following uses are allowed in the area delineated herein as the Residential-Business Planned Development, and shall include the following, without limitation: multi-unit residential and related accessory uses; financial services without an accessory drivethrough lane, and not a payday loan store or pawn shop; general office; retail sales; general food and beverage retail sales; eating and drinking establishments (alcoholic liquor sales only as an accessory or incidental use); and accessory off-street parking and loading.
- 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

Applicant: 3300 N Clark, LLC 3300 N. Clark St., Chicago, IL Address: Plan Commission: February 15, 2018

Department of Planning and Development (DPD). Off-premise signs are prohibited within the boundary of the Planned Development.

- 7. For purposes of height calculations and measurements, the definitions in the Zoning Ordinance shall apply. The height of any building shall also be subject to height limitations established by the Federal Aviation Administration (FAA).
- 8. The maximum permitted floor area ratio (FAR), for the Property, shall be in accordance with the attached Bulk Regulations and Data Table (<u>Exhibit</u>). For the purposes of FAR calculations and measurements, the definitions in the Zoning Ordinance shall apply. The permitted FAR, identified in the Bulk Regulations and Data Table, has been determined using a net site area of 23,027 square feet and a base FAR of 5.0.
- 9. Upon review and determination, and pursuant to section 17-13-0610 of the Zoning Ordinance, Part II Review shall be assessed a fee, by the Department of Planning and Development (DPD). The fee, as determined by Staff at the time of submission, is final and binding on the Applicant and must be paid to the Chicago 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 corresponding regulations and guidelines, including Section 17-13-0880 of the Zoning Ordinance. 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 terms and conditions of development under this Planned Development ordinance 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.
- 12. 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 Subject Property. Plans for all buildings and improvements, within the Planned Development Boundary, shall be reviewed and approved by the Mayor's Office for People with Disabilities (MOPD), to ensure compliance with all applicable laws and regulations related to access for persons with disabilities and to promote the highest standard of accessibility.
- 13. The Applicant will comply with the Rules and Regulations, for the Maintenance of Stockpiles, as promulgated by the Commissioner of Streets and Sanitation, the Commissioner of the Environment and the Commissioner of Buildings, pursuant to

Applicant:3300 N Clark, LLCAddress:3300 N. Clark St., Chicago, ILPlan Commission:February 15, 2018

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Section 13-32-125 of the Municipal Code of Chicago or any other relevant provision of that Code.

- 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, conserves energy and maximizes the preservation of natural resources. The Applicant shall obtain the number of points necessary to meet the requirements of the Chicago Sustainable Development Policy, in effect at the time the Part II review process is initiated for each improvement that is subject to the aforementioned Policy and must provide documentation verifying compliance.
- 15. The Applicant acknowledges that it will be required to repair or otherwise rebuild the public sidewalks, parkways, and public alleyway surrounding the subject property consistent with the approved site and landscape plans incorporated into this Planned Development. All work will be completed consistent with the standards and regulations of the City of Chicago's Department of Transportation ("CDOT").

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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 26% MBE and 6% WBE participation (measured against the total construction budget for the project or any 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) y 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

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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 and agrees that the rezoning of the Subject Property from B3-3 Community Shopping District to B3-5 Community Shopping District and then to a Residential-Business Planned Development, triggers the requirements of Section 2-45-115 of the Municipal Code of Chicago ("Affordable Requirements Ordinance" or "ARO"). Any developer of a residential housing project within the meaning of the ARO must: (i) set aside 10% of the housing units in the residential housing project (the Required Units) as affordable units, or with the Commissioner of the Department of Planning and Development's (DPD) approval, provide the Required Units in an approved off-site location; (ii) pay a fee in lieu of the development of the Required Units; or, (iii) any combination of (i) and (ii); provided, however, that residential housing projects with 20 or more units must provide at least 25% of the Required Units on-site or off-site. If the developer elects to provide affordable units off-site, the off-site affordable units must be located within a two-mile radius from the residential housing project and in the same or a different higher income area or downtown district. The project contemplates a total of one hundred and forty (140) dwelling units. As a result, the Applicant's affordable housing obligation is *fourteen* (14) Affordable Units (10% of 140). The Applicant has agreed to satisfy its affordable housing obligation by providing five (5) Affordable Units within the proposed building, and by making a cash payment to the Affordable Housing Opportunity Fund in the amount of one million one hundred and twenty-five thousand dollars (\$1,125,000) or one-hundred and twenty-five thousand dollars (\$125,000) per each Affordable Unit paid for, as set forth in the Affordable Housing Profile Form, attached hereto as Exhibit A. If the Applicant subsequently reduces (or increases) the number of housing units in the PD, or elects to build a condominium project instead, the Applicant shall update and resubmit the Affordable Housing Profile Form to DPD for review and approval; DPD may adjust the requirements or number of required Affordable Units without amending the PD. Prior to the issuance of any building permits for any residential building in the PD, including, without limitation, excavation or foundation permits, the Applicant must make the required Cash Payment and/or execute and record an affordable housing agreement in accordance with Section 2-45-115(L). The terms of the affordable housing agreement and any amendments thereto are incorporated herein by this reference. The Applicant acknowledges and agrees that the affordable housing agreement will be recorded against the PD, or the applicable portion thereof, and will constitute a lien against such property. The Commissioner of DPD may enforce remedies for any breach of this Statement 16, including any breach of any affordable housing agreement, and enter into settlement agreements with respect to any such breach, subject to the approval of the Corporation Counsel, without amending the PD.

Applicant:3300 N Clark, LLCAddress:3300 N. Clark St., Chicago, ILPlan Commission:February 15, 2018

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# FOR PURITION

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18. This Planned Development shall be governed by Section 17-13-0612, *et seq.* Should this Planned Development Ordinance lapse, the Commissioner of the Department of Planning and Development (DPD) shall initiate a Zoning Map Amendment to rezone the property to a B3-3 Community Shopping District.

Applicant:3300 N Clark, LLCAddress:3300 N. Clark St., Chicago, ILPlan Commission:February 15, 2018

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## **BULK REGULATIONS AND DATA TABLE**

# FINAL FOR PUBLICATION

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Gross Site Area:

Gross Area of Public Rights of Way

Net Site Area:

Maximum Floor Area Ratio within PD:

Maximum Residential Units within PD:

Total Number of Vehicular Off-Street Parking Spaces to be provided within PD:

Number of Bicycle Parking Spaces to be Provided within PD:

Number of Off-Street Loading Spaces to be provided within PD:

Setbacks from Property Line:

Maximum Building Height allowed within PD:

38,867 square feet (0.892 acres)

15,840 square feet (0.363 acres)

23,027 square feet (0.529 acres)

5.0 FAR

140 dwelling units

20 vehicular parking spaces

120 bicycle parking spaces

1 loading space

Per the attached Site Plan.

92 feet

Subject Property: 3300 N. Clark St., Chicago, IL

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# 2015 Affordable Housing Profile Form (AHP)

D1701 17.

Submit this form for projects that are subject to the 2015 ARO (all projects submitted to City Council after October 13, 2015). More information is online at <u>www.cityofchicago.org/ARO</u>.

This completed form should be returned to: Kara Breems, Department of Planning & Development (DPD), 121 N. LaSalle Street, Chicago, IL 60602. E-mail: kara.breems@cityofchicago.org

#### Date: 1/17/18

DEVELOPMENT INFORMATION         Development Name:       3300 N Clark LLC         Development Address:       3300 N Clark Chicago IL 60         Zoning Application Number, if applicable:       19482         If you are working with a Planner at the City, what is his         Type of City Involvement       City Land         Check all that apply       Financial Assistance         Zoning increase       Zoning increase	Ward:44 /her name? Noah Szafraniec V Planned Development (PD)
REQUIRED ATTACHMENTS: the AHP will not be reviewed	until all required docs are received
ARO Web Form completed and attached - or	submitted online on 1/12/2018
ARO "Affordable Unit Details and Square Foot	age" worksheet completed and attached (Excel)
If ARO units proposed, Dimensioned Floor Pla	ns with affordable units highlighted are attached (pdf)
If ARO units proposed are off-site, required att	achments are included (see next page)
If ARO units are CHA/Authorized Agency units	· · · · /
	, signed deceptance leader is dilatified (pury
DEVELOPER INFORMATION	
Developer Name 3300 N Clark LLC	$\mathbf{V}$
Developer Contact David Blitz	
Developer Address 670 N Clark 4th Floor Chicago I	L 605
Email David@blitzlake.com	Developer Phone 312-410-9000
Attorney Name Nick Ftikas	Attorney Phone 312-782-1983

#### TIMING

Estimated date marketing will begin May 2018 Estimated date of building permit<sup>\*</sup> August 2018 Estimated date ARO units will be complete February 2020

note that the in-lieu fee and recorded covenant are required prior to the issuance of any building permits, including the foundation permit

PROPOSED UNITS MEET REQUIREMENTS (to be executed by Developer & ARO Project Manager)

Kara Breems, DPD

Sct Manager Developer/

Date

1117118 Date

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# Applicant Contact Information

Name: David Blitz

Email: David@blitzlake.com

Development Information		
Address	Printed Date:	01/26/2018
Address Number From: 3300 Street: Clark	Address Number To: N/A Postal Code: 60657	Street Direction: N
Development Name, if app 3300 N Clark LLC	licable	
Information		, ,
Ward: 44 AR	O Zone: Higher Income	
Details		
Type of city involvement: ZC		
Total Number of units in develo	ppment: 140	
Type of development: Rent		
s this a Transit Served Locatio	n Project: N	

## Requirements

Required affordable units: 14 Required \*On-site aff. Units: 4

How do you intend to meet your required obiligation

On-Site: 5 Off-Site: 0

On-Site to CHA or Authorized agency: 0 Off-Site to CHA or Authorized agency: 0

Total Units Committed: 5 Remaining In-Lieu Fee Owed: 1,125,000

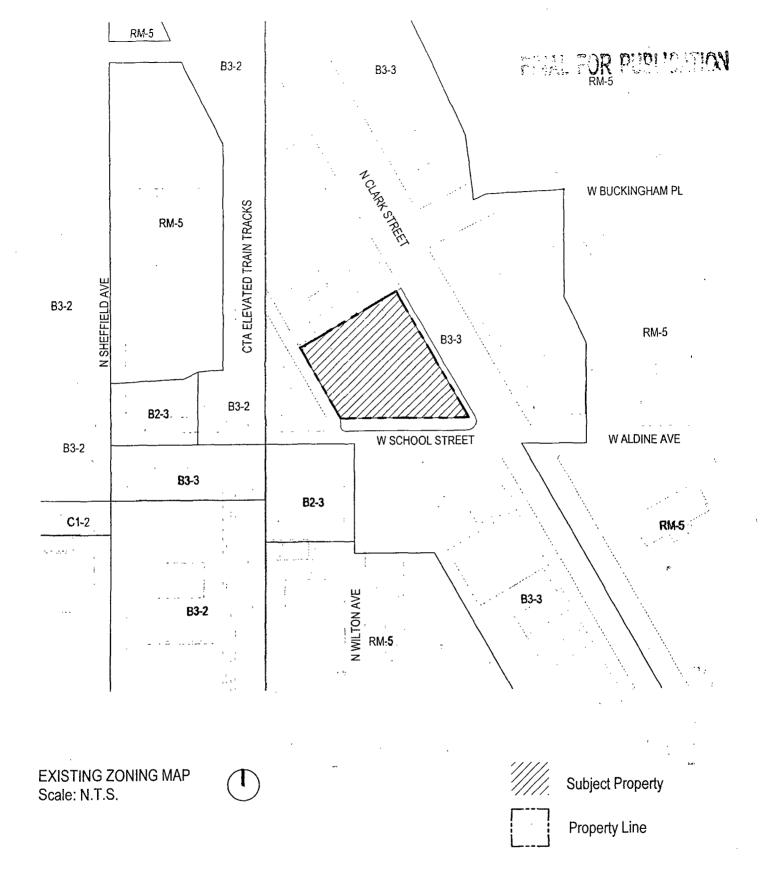
Project Name 3300 N Clark LLC Zoning Application number, if applicable 19482 Address Is this a For Sale or Rental Project? Rental Anticipated average psf rent/price? 53.00 Total Units in Project 140 Total Affordable units 5

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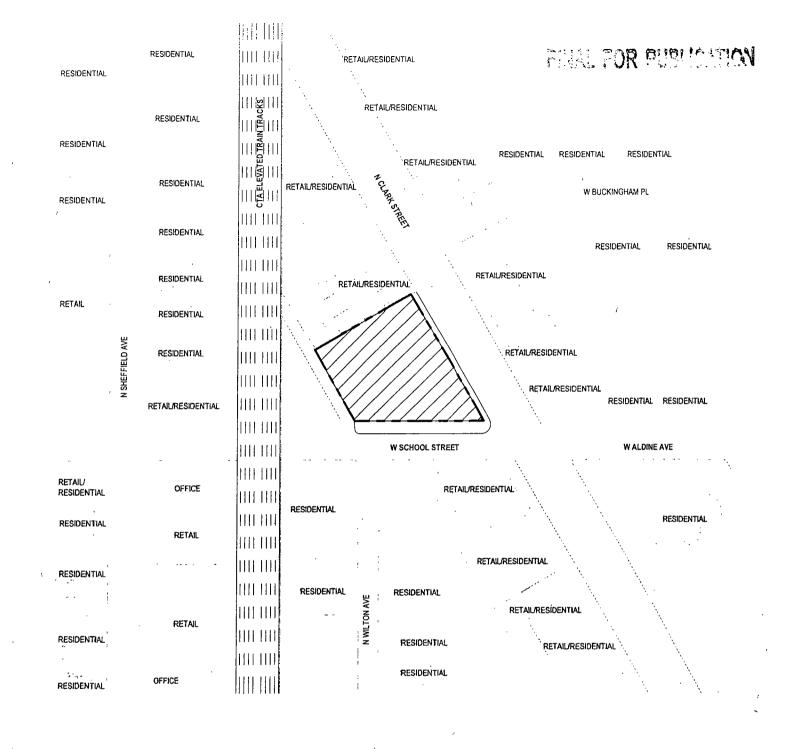
			Areuuns	Men			
		market rate			ARO		÷
unit type	how many?	% of total	avg. square footage	how many?*	% of total	avg. square footage	affordable v. market square footage <sup>*</sup>
studio	56	41%	443	2	40%	423	%56
one-bed	46	34%	591	2	40%	551	93%
two-bed	32	24%	856	1	20%	762	%68
three-bed	1	1%	1,170	D	n/a	n/a	n/a

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	Market Rate Units	Artical Biolonitics and the second second
Parking	15 spous for the building WT TR	រន់ spo នៃ(or the building 20% #2) [comparable(to)Markatikhing/units - 2.3.2.3]
Laundry	Security of the state of the	2725 Comparable to Warket Rate United Street Rate
Appliances: Selection of the Sector Sector		
Refrigerator		
oge/EnergyStar/make/model/color		
Dishwasher		Comparable ColManov/Pate/Units
age/EnergyStor/make/model/color		(Comparable) To Market Pare/Units Pare 2018
Stova/Oven		Comparable to Markee Rate Units and States
age/EnergyStar/make/model/color		comparable for Marketina (e) Hitsen and the
Microwave		COMPARAVIE (COMATK CIRCLE) UNIX
oge/EnergyStar/make/model/color		Comparable Col Markate Units Contest
Bathroom(s)		一般の時間になる 「「「「「「」」」
how many?	Variable	
Nall bath? Full bath?		はないです。「「「「「「」」」で、読む
Kitchen countertops		
material		
Flooring		a survey of the second s
moterial		
HVAC	180 081 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Seal comparable to Marketkate Units Strenz A.
Other	180 00 00 00 00 00 00 00 00 00 00 00 00 0	comparable to Markatkate Units 1.1.1.1.1.1.2.2.2

\*All features and amenities of the market rate units will be consistent with the afforadble units. ,







GENERAL LAND-USE MAP Scale: N.T.S.

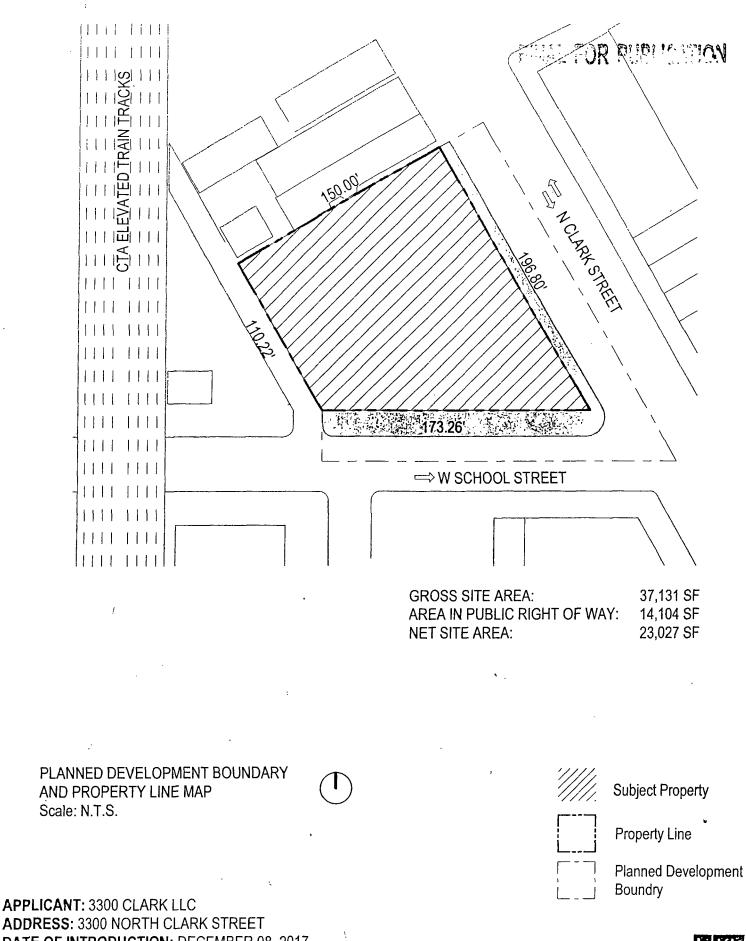
APPLICANT: 3300 CLARK LLC ADDRESS: 3300 NORTH CLARK STREET DATE OF INTRODUCTION: DECEMBER 08, 2017 PLAN COMMISSION: FEBUARY 15, 2018



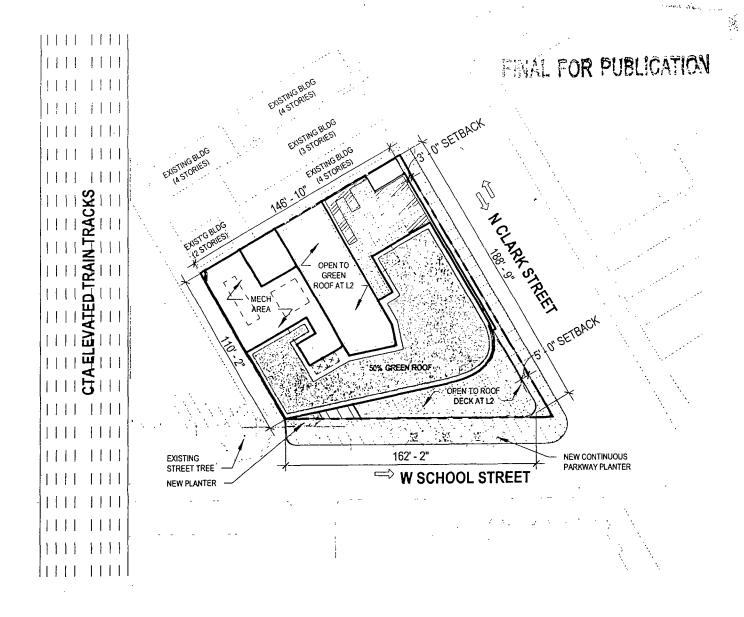
Subject Property

**Property Line** 





DATE OF INTRODUCTION: DECEMBER 08, 2017 PLAN COMMISSION: FEBUARY 15, 2018 © 2018 bKL Architecture LLC

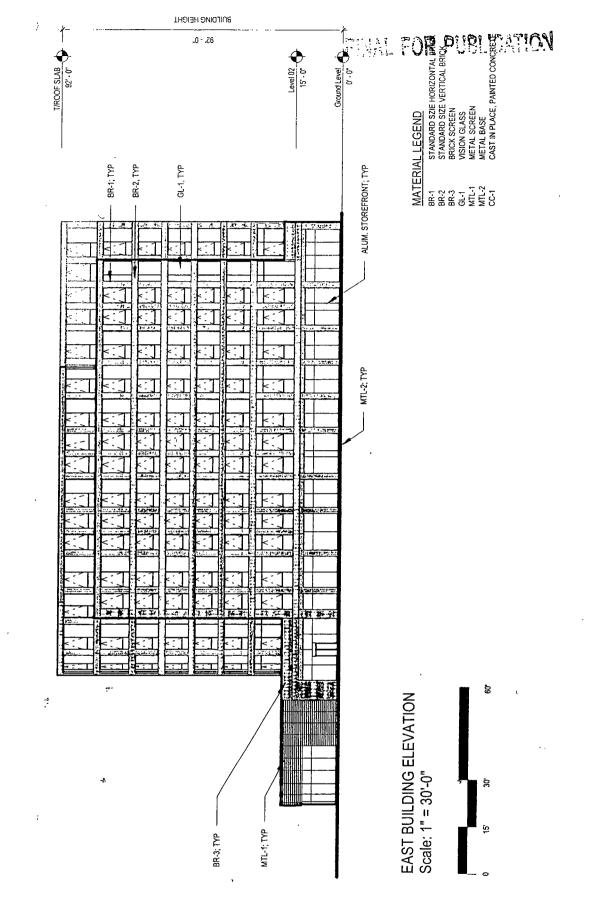


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SITE PLAN Scale: NTS

APPLICANT: 3300 CLARK LLC ADDRESS: 3300 NORTH CLARK STREET DATE OF INTRODUCTION: DECEMBER 08, 2017 PLAN COMMISSION: FEBUARY 15, 2018

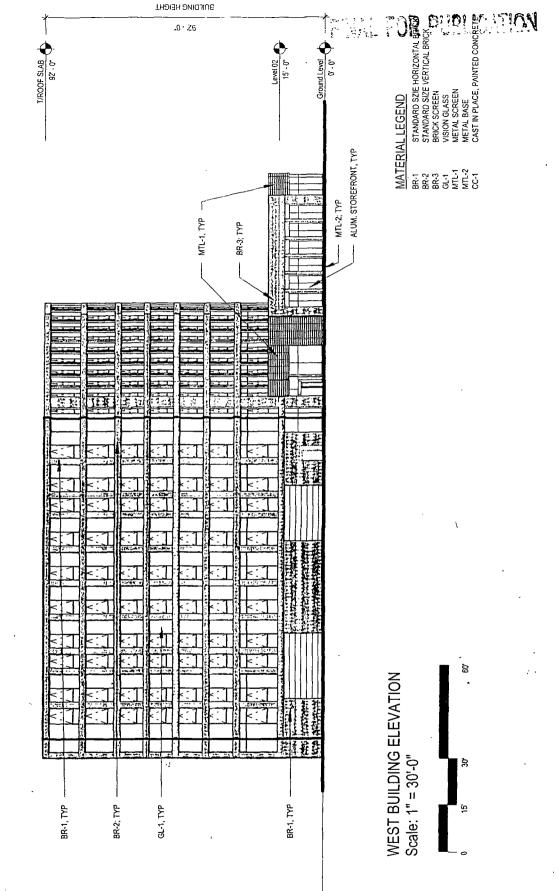




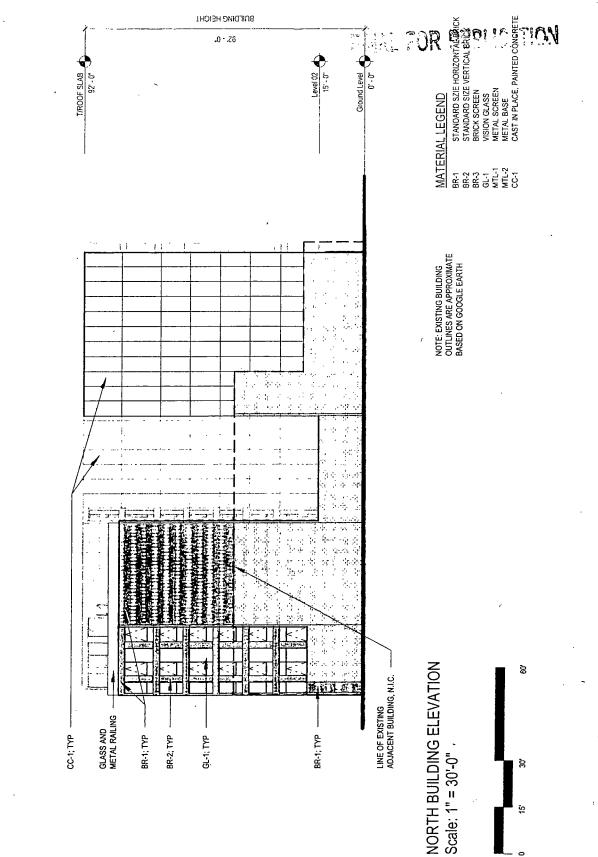
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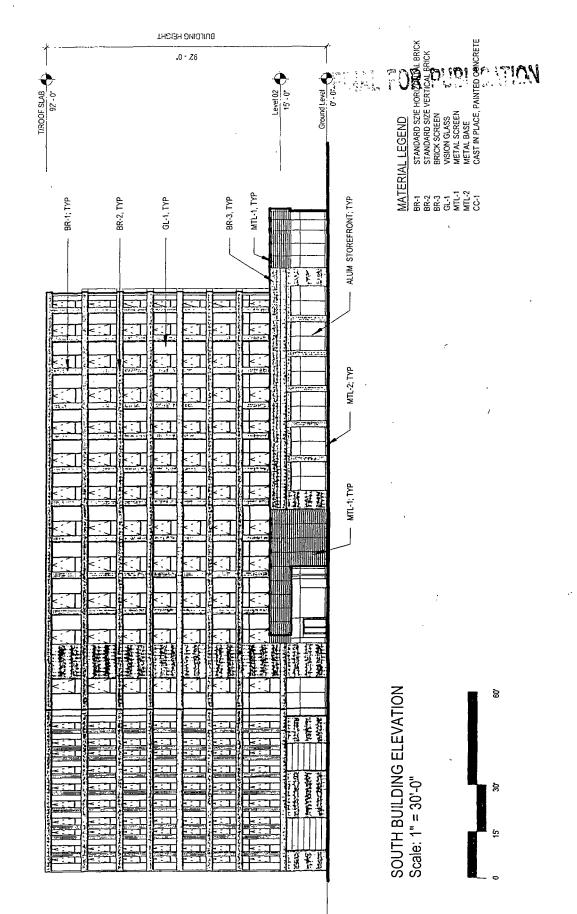




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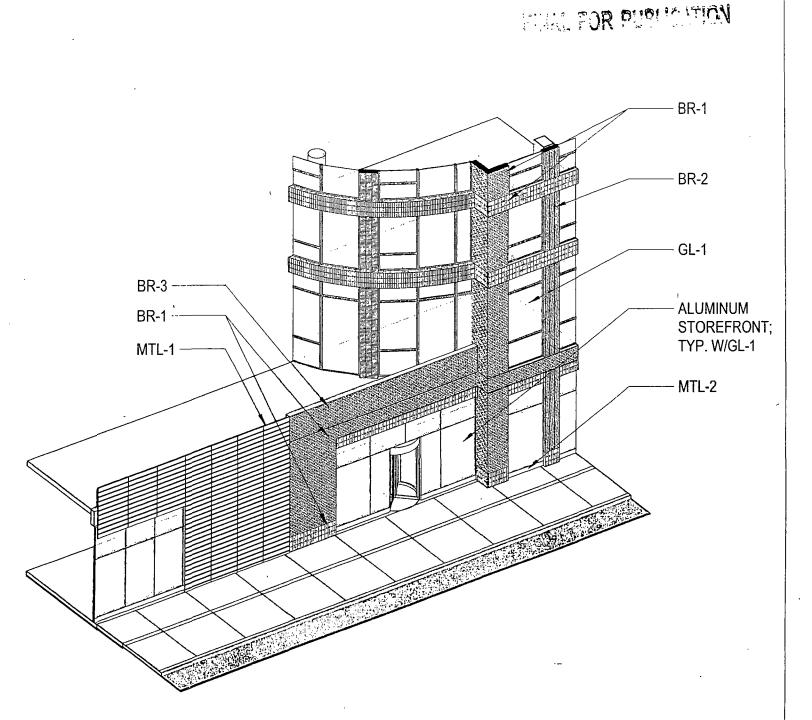
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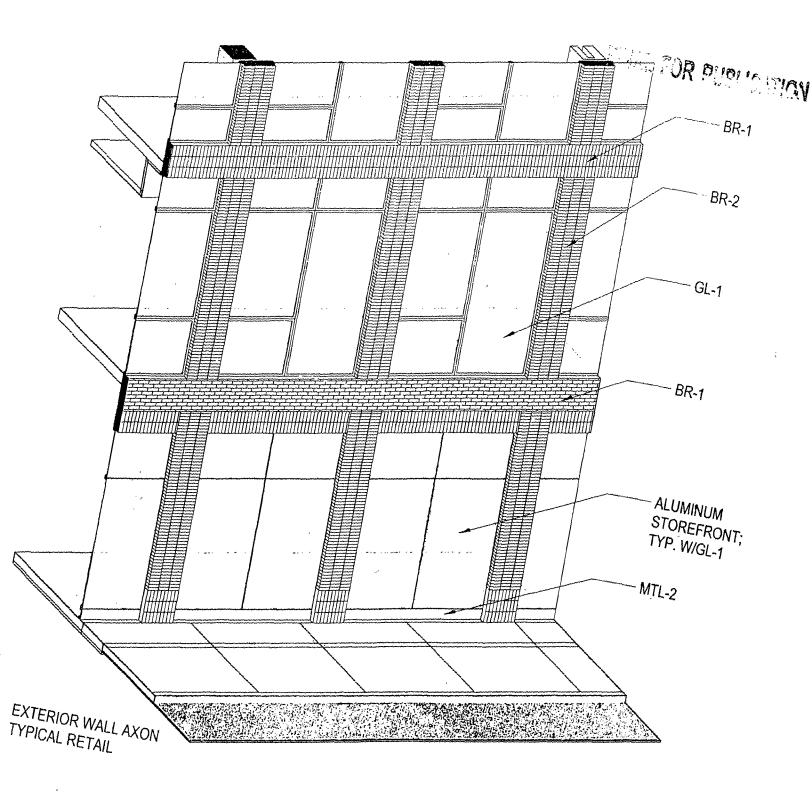
### EXTERIOR WALL AXON

APPLICANT: 3300 CLARK LLC ADDRESS: 3300 NORTH CLARK STREET DATE OF INTRODUCTION: DECEMBER 08, 2017 PLAN COMMISSION: FEBUARY 15, 2018

#### MATERIAL LEGEND

BR-1	STANDARD SZIE HORIZONTAL BRICK
BR-2	STANDARD SIZE VERTICAL BRICK
BR-3	BRICK SCREEN
GL-1	VISION GLASS
MTL-1	METAL SCREEN
MTL-2	METAL BASE
CC-1	CAST IN PLACE, PAINTED CONCRETE

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 MATERIAL LEGEND

 BR-1
 STANDARD SZIE HORIZONTAL BRICK

 BR-2
 STANDARD SZIE VERTICAL BRICK

 BL-3
 STANDARD SZE VERTICAL BRICK

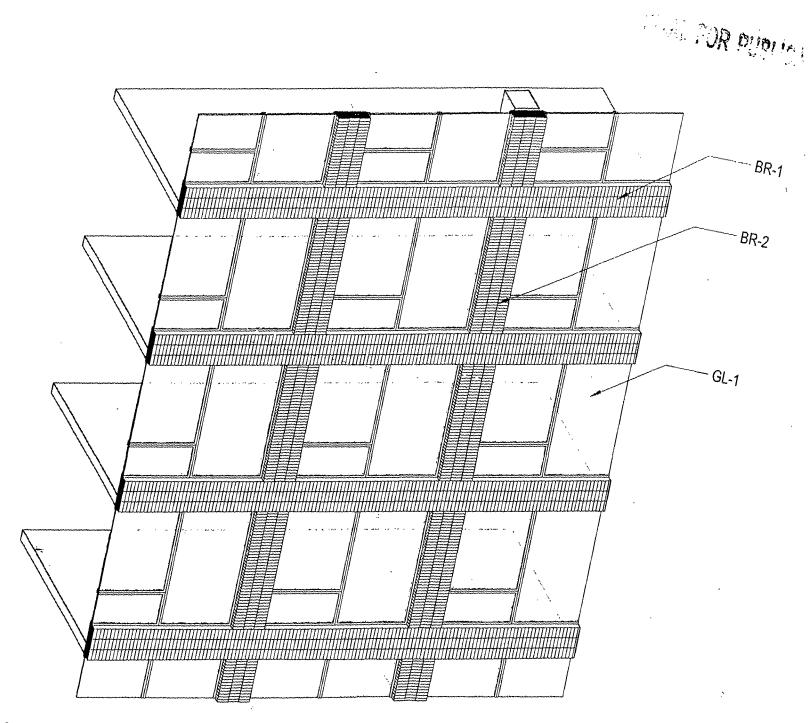
 GL-1
 BRICK SCREEN

 MTL-1
 VISION GLASS

 MTL-2
 METAL SCREEN

 CC-1
 CAST IN PLACE, PAINTED CONCRETE





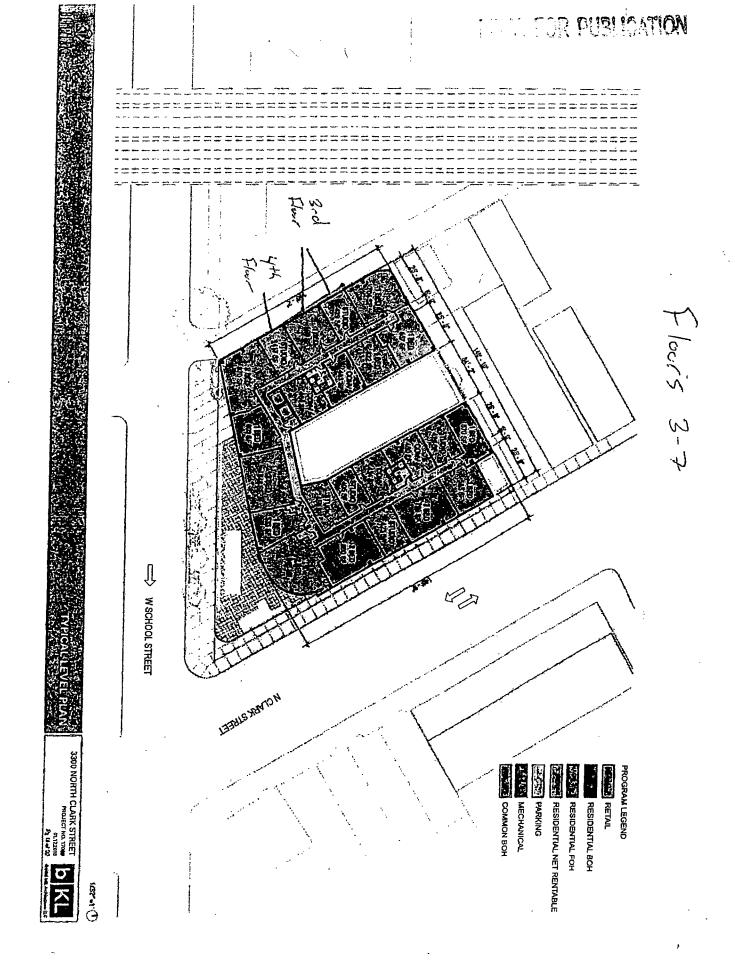
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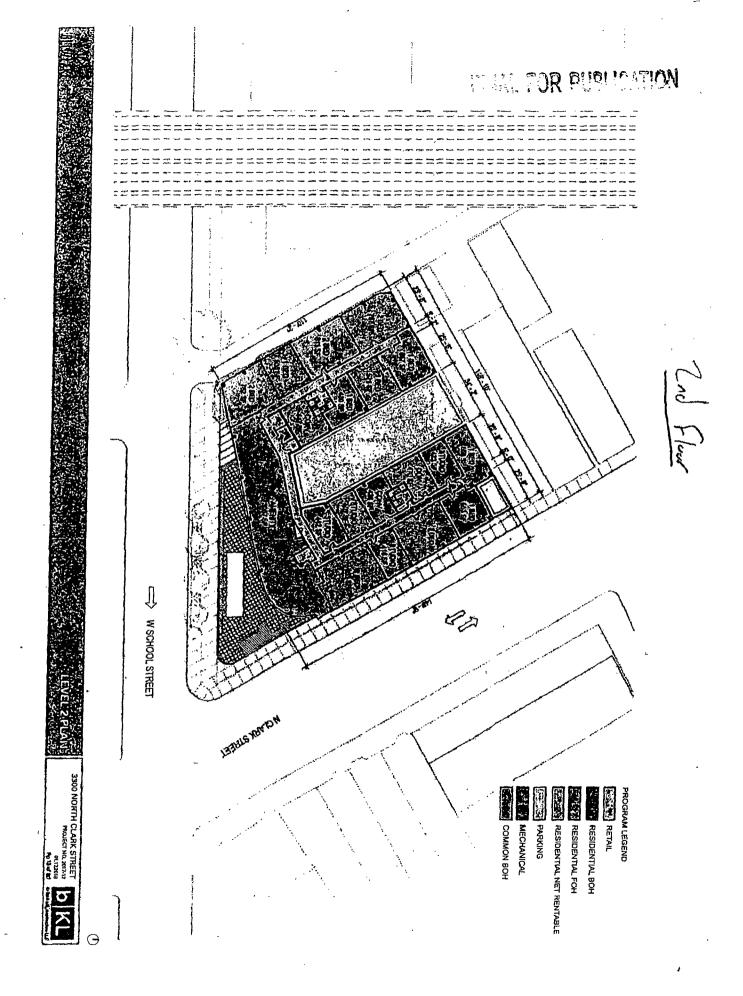
EXTERIOR WALL AXON TYP RES

NT: 3300 CLARK LLC S: 3300 NORTH CLARK STREET INTRODUCTION: DECEMBER 08, 2017 MISSION: FEBUARY 15, 2018

MATI	ERIAL LEGEND
BR.1	LEGEND
BR-2	
BR-3	STANDARD SIZE HORIZONTAL
GL-1	STANDARD SZIE HORIZONTAL BRICK STANDARD SIZE VERTICAL BRICK BRICK SCREEN VISION GLADE
MTL-1	VISION OF THE TONICK
MTL-2 CC-1	
00-7	METAL BASE
	STAST IN PLACE, PAINTER
	CAST IN PLACE, PAINTED CONCRETE









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## DEPARTMENT OF PLANNING AND DEVELOPMENT CITY OF CHICAGO

### **MEMORANDUM**

To: Alderman Daniel S. Solis Chairman, City Council Committee on Zoning From: David L. Reifman Commissioner Department of Planning and Development

Date: February 15, 2018

Re: Proposed Planned Development (generally located at 3300 N. Clark Street)

On February 15, 2018, the Chicago Plan Commission recommended approval of a proposed planned development submitted by the Applicant, 3300 N Clark, LLC. The project involves the construction of an 8-story mixed use building with ground floor retail space, 140 dwelling units and approximately 20 parking spaces. The site is currently zoned B3-3 and would be rezoned to B3-5 to accommodate the proposal. 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 and Land Use recommendation and a copy of the resolution. If you have any questions in this regard, please do not hesitate to contact me at 744-9476.

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