

City of Chicago



Office of the City Clerk

Document Tracking Sheet

Meeting Date: 7/22/2020

Sponsor(s): Misc. Transmittal

Type: Ordinance

Title: Zoning Reclassification Map No. 13-G at 5046-5056 N

Broadway, 1200 W Winnemac Ave, 5077 N Broadway,

5051-5063 N Broadway and 1125 W Winona St - App No.

20440

Committee(s) Assignment: Committee on Zoning, Landmarks and Building Standards

#20440 INTRO DATE JULY 22,2020

ORDINANCE

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all of the Residential-Business Planned Development No. 1347 symbols and indications as shown on Map 13-G in the area bounded by:

West Winona Street; the public alley next east of and parallel to North Broadway; a line 400 feet next south of and parallel to West Winona Street; North Broadway; West Winnemac Avenue; a line 156.10 feet next west of and parallel to North Broadway; the public alley next north of and parallel to West Winnemac Avenue; the public alley next west of and parallel to North Broadway; West Carmen Avenue; North Broadway; a line 250 feet next south of and parallel to West Winona Street; a line 135 feet next east of and parallel to North Broadway; a line 100 feet next south of and parallel to West Winona Street; North Broadway;

to those of Residential-Business Planned Development No. 1347, as amended.

SECTION 2. This Ordinance shall be in force and effect from and after its passage and publication.

FINAL FOR PUBLICATION

Address:

5046-5056 North Broadway; 1200 West Winnemac Avenue; 5077 North Broadway; 5051-5063 North Broadway; 1125 West Winona Street

RESIDENTIAL-BUSINESS PLANNED DEVELOPMENT NO. 1347, AS AMENDED PLANNED DEVELOPMENT STATEMENTS

- 1. The area delineated herein as Planned Development Number TBD, ("Planned Development") consists of approximately 125,370 square feet of property which is depicted on the attached Planned Development Boundary and Property Line Map ("Property"). 5050 North Broadway Property, LLC is the "Applicant" for this planned development pursuant to authorization from the other owners.
- 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 "Zoning Ordinance"), the Property, at the time of application for amendments, modifications or changes (administrative, legislative or otherwise) to this Planned Development, 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 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 the Plans.

Ingress or egress shall be pursuant to the Plans and may be subject to the review and approval of the Department of Planning and Development ("DPD") and CDOT. Closure of all or any public street or alley during demolition or construction shall be subject to the review and approval of CDOT.

All work proposed in the public way must be designed and constructed in accordance with CDOT 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 approval, the submitted plans must be approved by CDOT.

4. This Plan of Development consists of these 16 Statements; a Bulk Regulations and Data Table and the following exhibits and plans attached hereto prepared by Booth Hansen and dated December 17, 2020 (the "Plans"): an Existing Zoning Map; an Existing Land Use Map; a Planned Development Boundary and Property Line Map; a Subarea Map; a Subarea A Site Plan; a Subarea B Site Plan; a Subarea A Landscape Plan; a Subarea B Landscape Plan and Details; a Subarea A Green Roof Plan; a Subarea B Green Roof Plan; Subarea A Elevations (North, South, East and West); Subarea B Elevations (North, South, East and West) and that certain Advisory Opinion issued on November 16, 2018. 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 thereof, 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 Zoning Ordinance, this Planned Development Ordinance shall control.

Applicant: 5050 North Broadway Property, LLC

Address: 5046-5056 North Broadway; 1200 West Winnemac Avenue; 5077 North Broadway; 5051-

5063 North Broadway; 1125 West Winona Street

Introduced: July 22, 2020

Plan Commission: December 17, 2020

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- 5. The following uses are permitted in the area delineated herein as a Business Planned Development: Dwelling Units located on and above the ground floor; Multi-Unit Residential; Cultural Exhibits and Libraries; Animal Services (excluding shelter/boarding kennels and stables); Artist Work or Sales Space; Business Support Services; Eating and Drinking Establishments (all, including outdoor patio on a rooftop and at grade); Small Venues; Financial Services (excluding payday loan, pawn shops and drive-through facilities); Food and Beverage Retail Sales; Vacation Rental; Medical Service; Office; Personal Service; Repair or Laundry Service, Consumer; General Retail Sales; Indoor Participant Sports and Recreation; Children's Play Center; School; Daycare; Artisan Manufacturing; Co-located Wireless Communication Facilities; accessory and non-accessory parking (up to 45% pursuant to Section 17-10-0503) and related, incidental and accessory uses.
- 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 DPD. 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 Property shall be in accordance with the attached Bulk Regulations and Data 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 and Data Table has been determined using a Net Site Area of 125,370 square feet and an FAR of 5.0.
- 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 DPD. The fee, as determined 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 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 13-32-125 of the Municipal Code, or any other provision of that Code.
- 12. 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.
- 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

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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 Applicant shall achieve building certification and provide a 50% net green roof or comply with the current City Sustainability Policy.
- 15. The Applicant acknowledges and agrees that the rezoning of the Property from B1-2 to Neighborhood Shopping District to C2-5 Motor Vehicle-Related Commercial District and then to this Residential-Business Planned Development No. 1347 triggers the requirements of Section 2-44-080 of the Municipal Code (the "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 ("ARO Units") as affordable units, or with the approval of the commissioner of the Department of Housing ("DOH") (subject to the transition provisions of Section 2-44-040(c)), in consultation with the commissioner of the Department of Planning and Development ("DPD") as appropriate; (ii) pay a fee in lieu of the development of the ARO Units (Cash Payment); 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 ARO Units on-site or off-site (Required Units). If the developer elects to provide ARO Units off-site, the off-site ARO 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 Property is located in a higher income area within the meaning of the ARO and the project has a total of 525 units. As a result, the Applicant's affordable housing obligation is 53 ARO Units (10% of 525, rounded up). Subarea A is improved with 345 rental units and the Applicant satisfied its affordable housing obligation by providing 35 ARO units pursuant to a previously recorded affordable housing agreement. The Applicant has agreed to satisfy its affordable housing obligation for Subarea B by providing 18 ARO Units in the rental building to be constructed in the Planned Development to be approved by the Department of Housing in consultation with DPD as appropriate, as set forth in the Affordable Housing Profile Form attached hereto as Exhibit []. The Applicant agrees that the ARO rental Units must be affordable to households earning no more than 60% of the Chicago Primary Metropolitan Statistical Area Median Income (AMI), as updated annually by the City of Chicago. If the Applicant subsequently reduces (or increases) the number of ARO Units in the Planned Development, the Applicant shall update and resubmit the Affordable Housing Profile Form to the Department of Housing for review and approval, and DOH may adjust the number of required ARO Units without amending the Planned Development. Prior to the issuance of any building permits for any residential building in the Planned Development, including, without limitation, excavation or foundation permits, the Applicant must record an affordable housing agreement in accordance with Section 2-44-080(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

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against the Planned Development, or the applicable portion thereof, and will constitute a lien against such property. The Commissioner of DOII may enforce remedies for any breach of this Statement 15, 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 Planned Development.

16. This Planned Development shall be governed by Section 17-13-0612 of the Zoning Ordinance. Should this Planned Development ordinance lapse, the Commissioner of DPD shall initiate a Zoning Map Amendment to rezone the property to Residential-Business Planned Development No. 1347, as it existed prior to this amendment.

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5050 North Broadway Property, LLC

Address:

5046-5056 North Broadway; 1200 West Winnemac Avenue; 5077 North Broadway; 5051-

5063 North Broadway: 1125 West Winona Street

Introduced:

July 22, 2020

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RESIDENTIAL-BUSINESS PLANNED DEVELOPMENT NO. 1347, AS AMENDED BULK REGULATIONS AND DATA TABLE

Gross Site Area (sf):

196,241

Area of Public Rights-of-Way (sf):

70,871

Net Site Area (sf):

125,370

Maximum Floor Area Ratio:

5.0

Maximum Number of Dwelling Units:

710

Subarea A:

345

Subarea B:

365

Minimum Off-Street Parking Spaces:

Subarca A:

0

Subarea B:

600 (existing to remain)

Minimum Off-Street Loading Spaces:

Subarea A:

3 (10'x25')

Subarea B:

2 (10'x25')

Maximum Building Height:

Subarea A:

149'8"

Subarea B:

90'6" (top of mechanical)

Minimum Setbacks:

Per plans

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Applicant:

5050 North Broadway Property, LLC

Address:

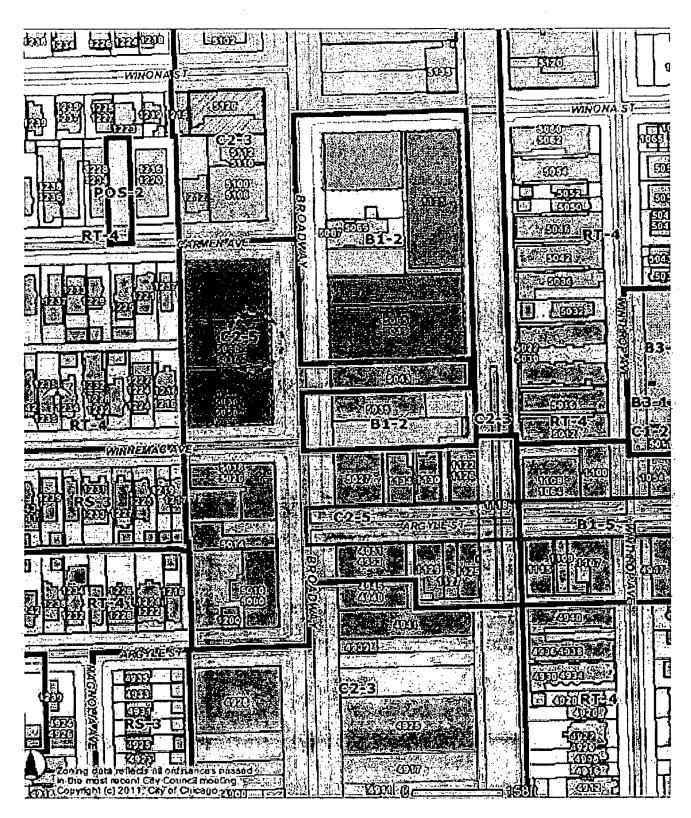
5046-5056 North Broadway; 1200 West Winnemac Avenue; 5077 North Broadway;

5051-5063 North Broadway; 1125 West Winona Street

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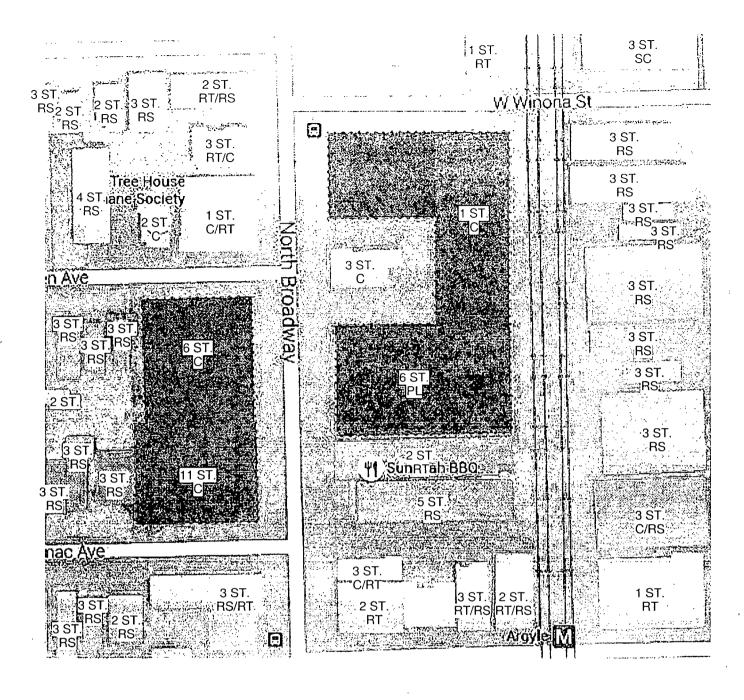




SITE

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Existing Zoning Map



Legend

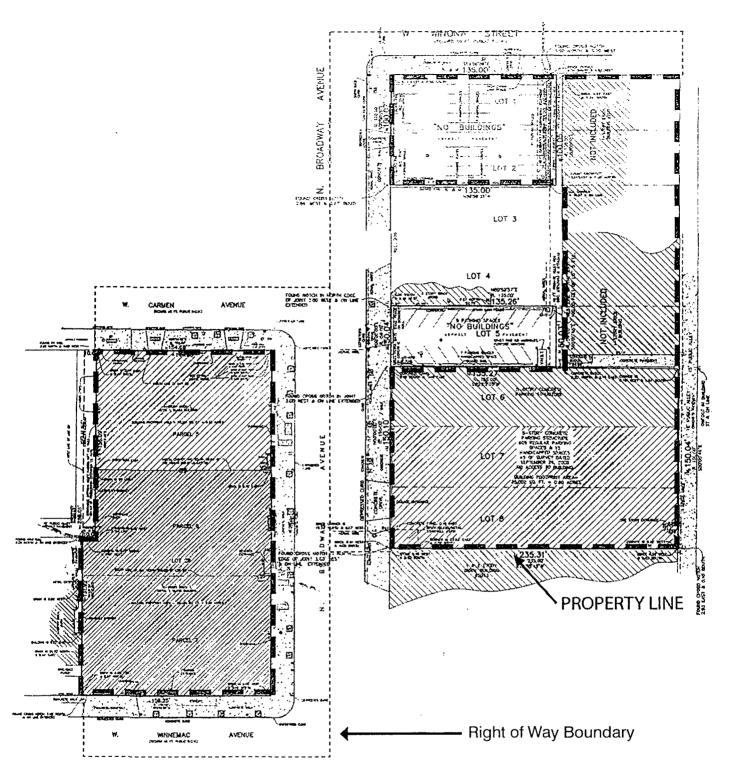


SITE

#ST.	Number of Stories	PL	Parking Lot
RT	Retail	VL	Vacant Lot
RS	Residential	S	Site
С	Commercial	SC	School

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Existing Land Use Map

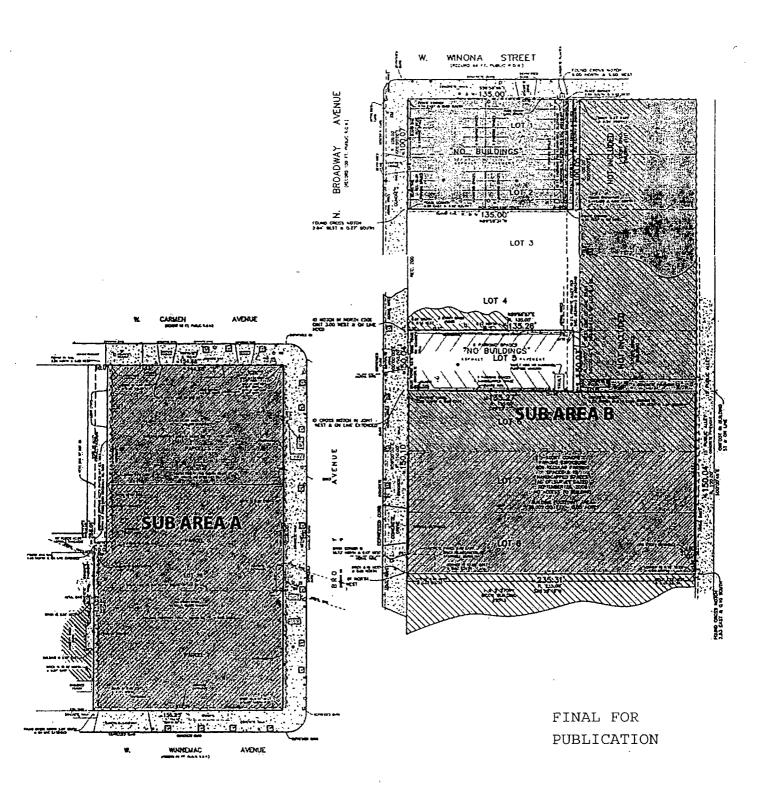


Net Site Area: 125,370 sf Area in Right of Way: 70,871 sf

Gross Site Area: 196,241 sf

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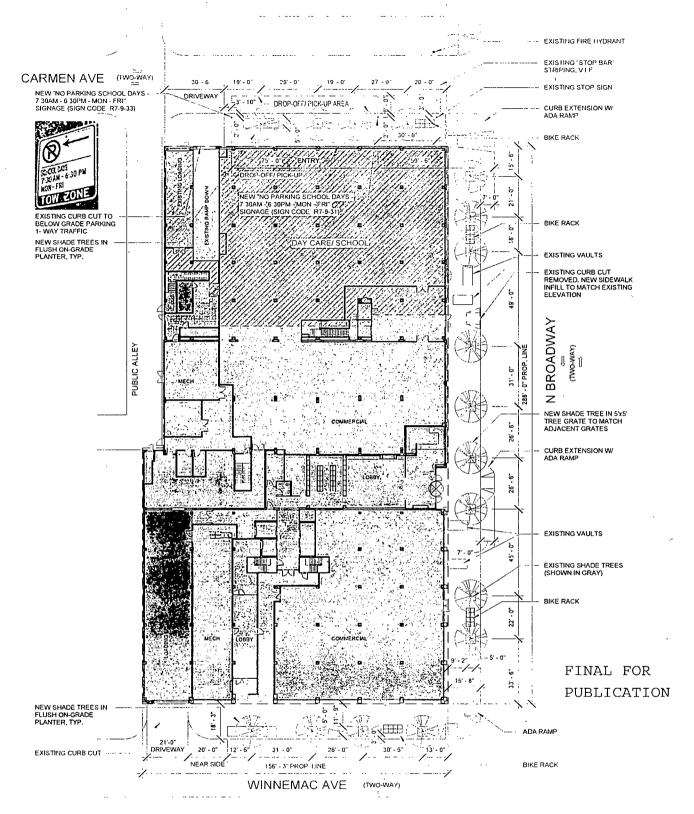
Plan Development Boundary and Property Line Map

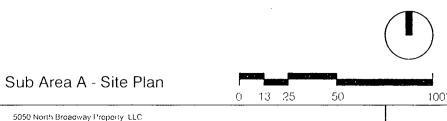




Sub Area Map







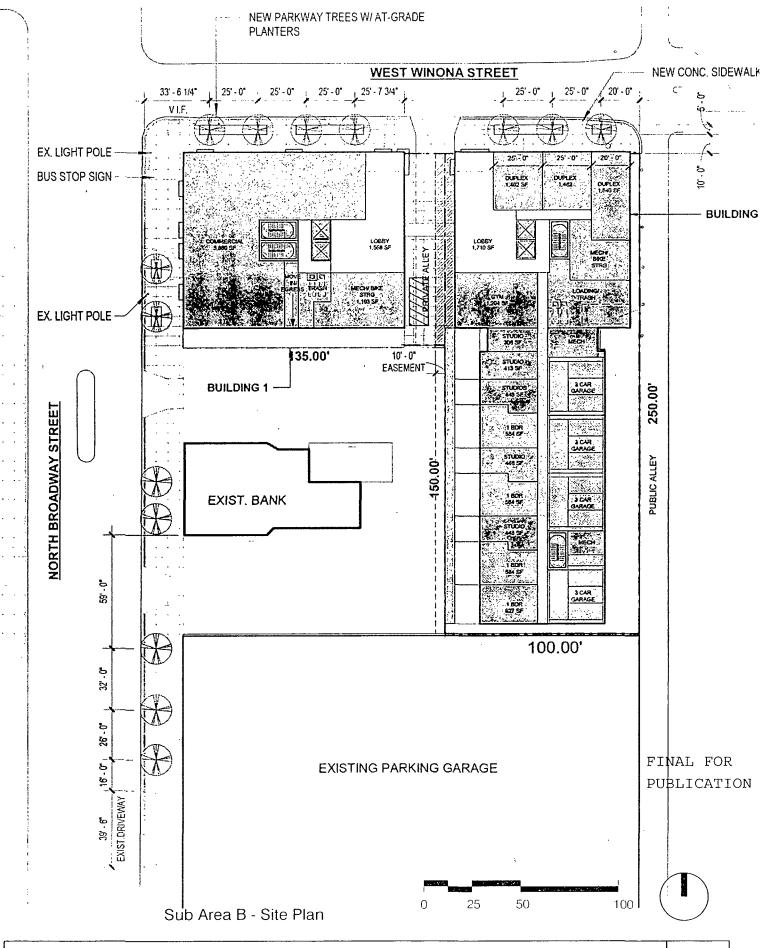
5050 BROADWAY DEVELOPMENT APPLICANT

PROJECT ADDRESS
INTRODUCTION DATE

5036-5056 North Broadway 17000 West Winnemac Avenue 5077 North Broadway 5051 5063 North Broadway 1125 West Winnen Street July 22 2020 PLAN COMMISSION DATE December 17 2000

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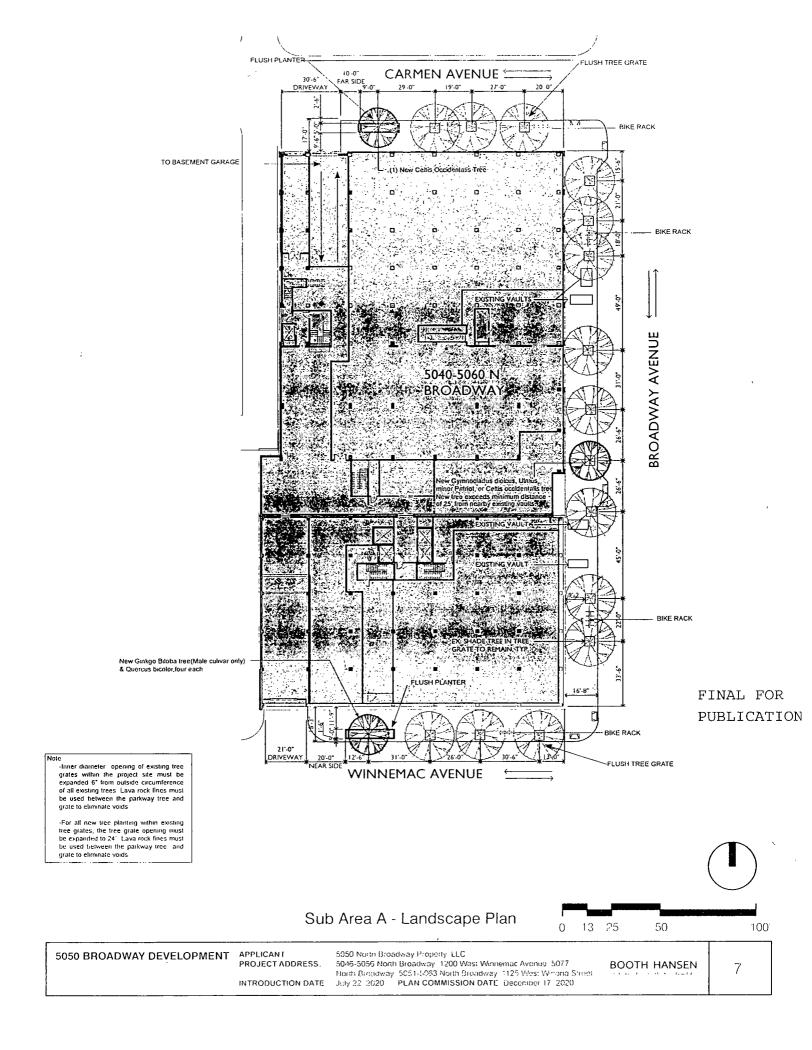
5050 BROADWAY DEVELOPMENT

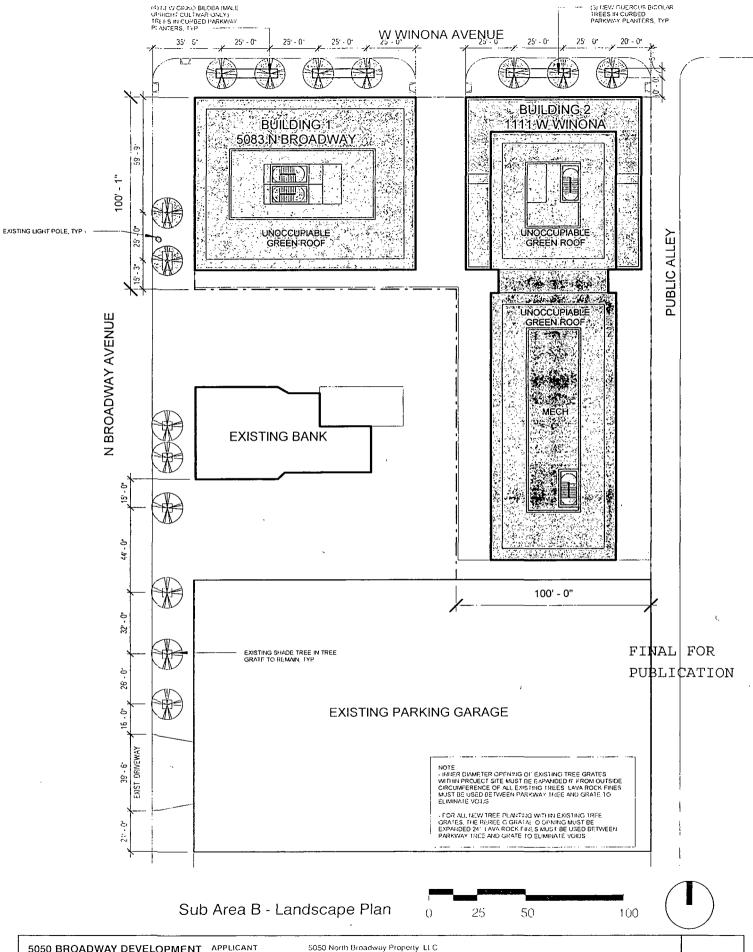
APPLICANT PROJECT ADDRESS

INTRODUCTION DATE

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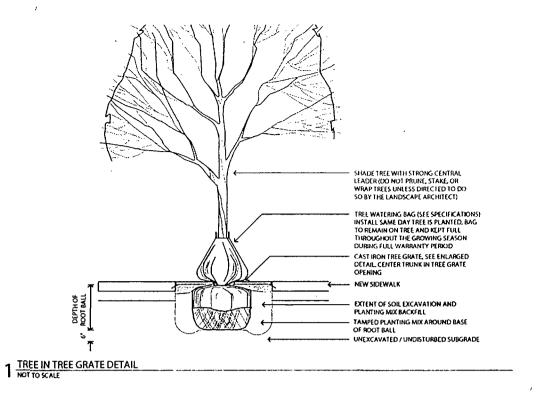


5050 BROADWAY DEVELOPMENT APPLICANT

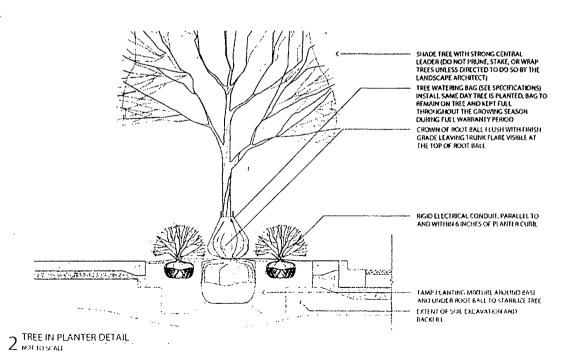
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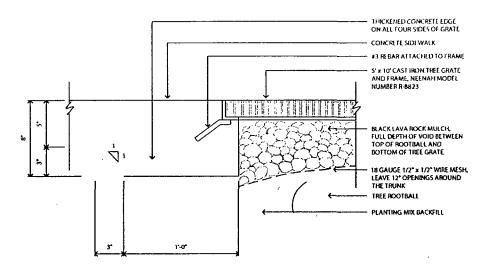
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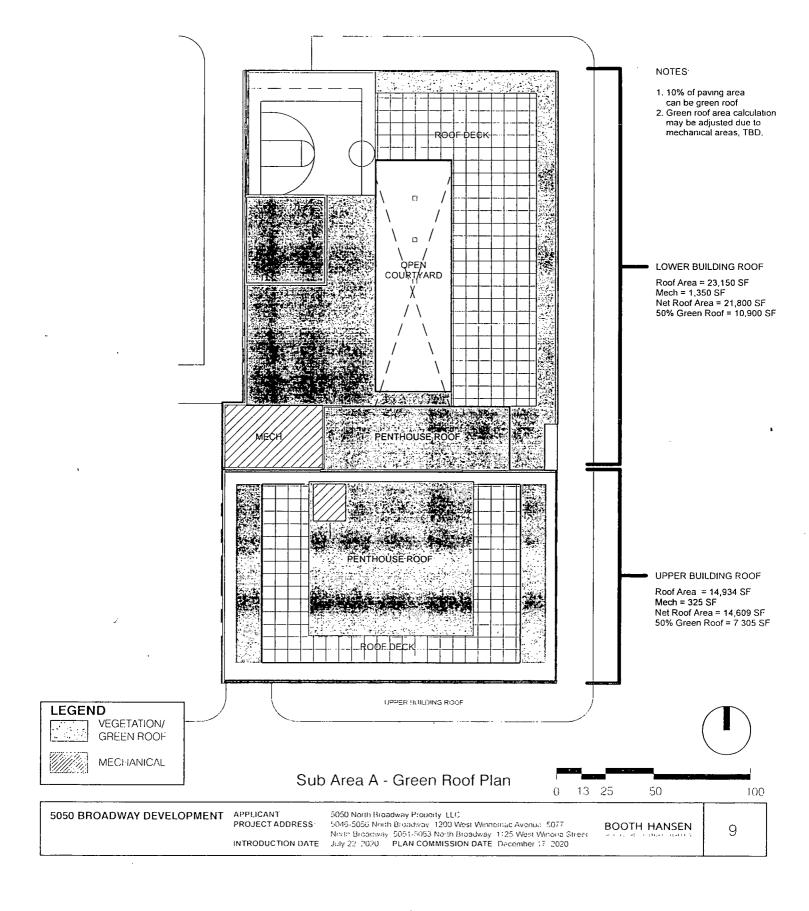
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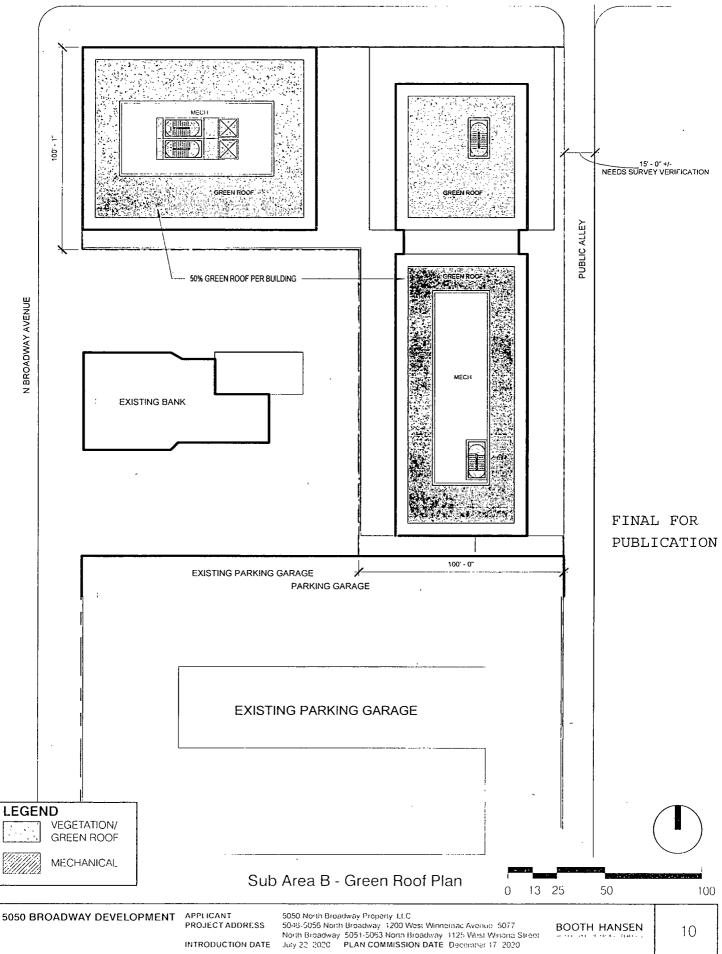


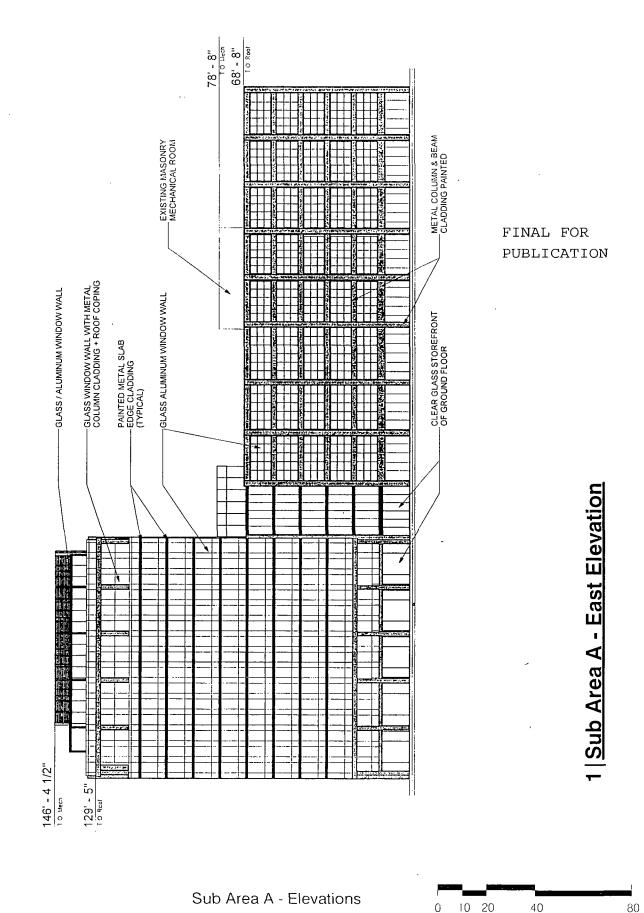
3 TREE GRATE INSTALLATION DETAIL

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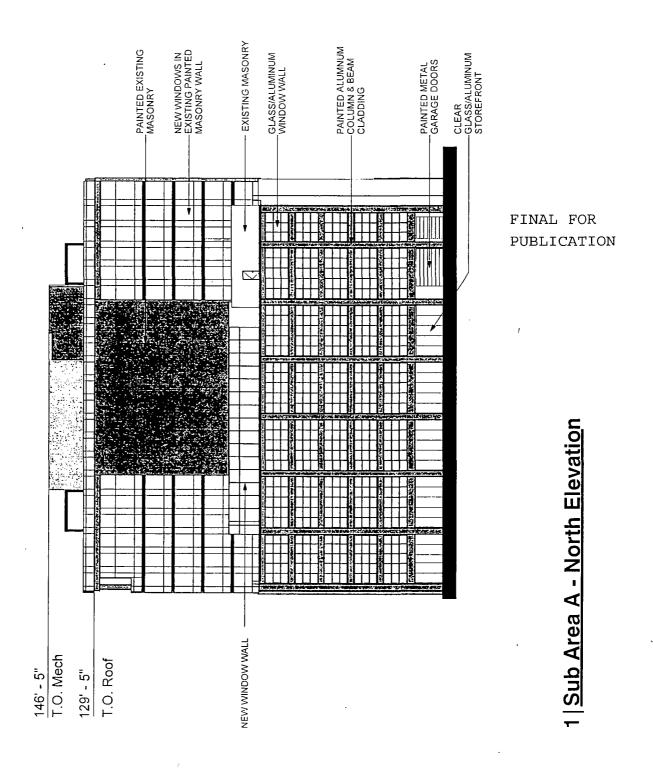


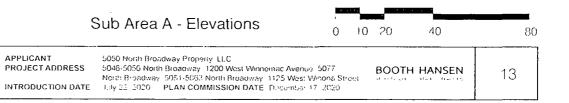
Sub Area A - Elevations

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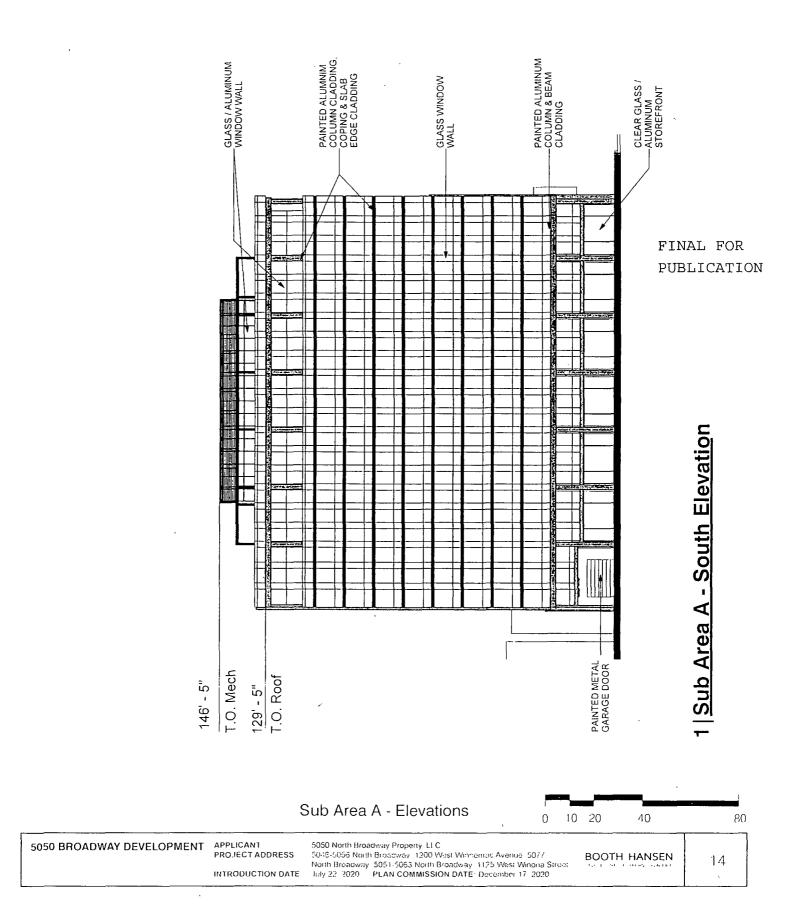
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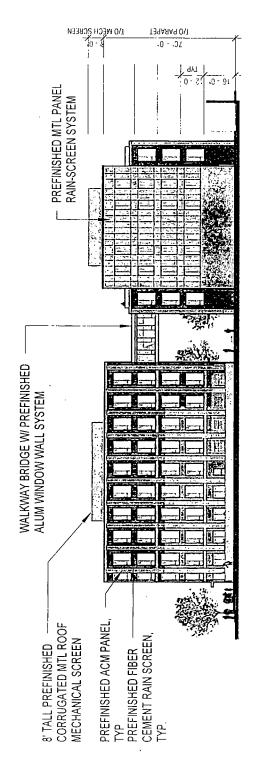
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5050 BROADWAY DEVELOPMENT





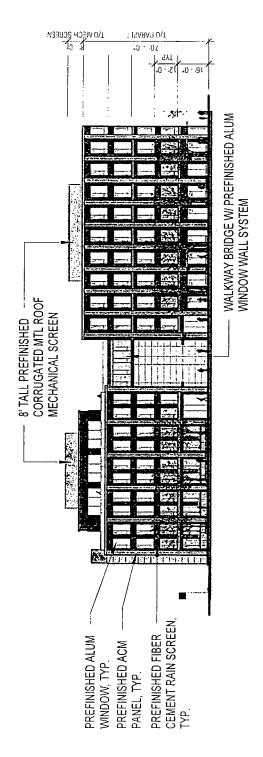
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Sub Area B - South Elevation

Sub Area B - Elevations



INTRODUCTION DATE



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Sub Area B - North Elevation

Sub Area B - Elevations



5050 BROADWAY DEVELOPMENT

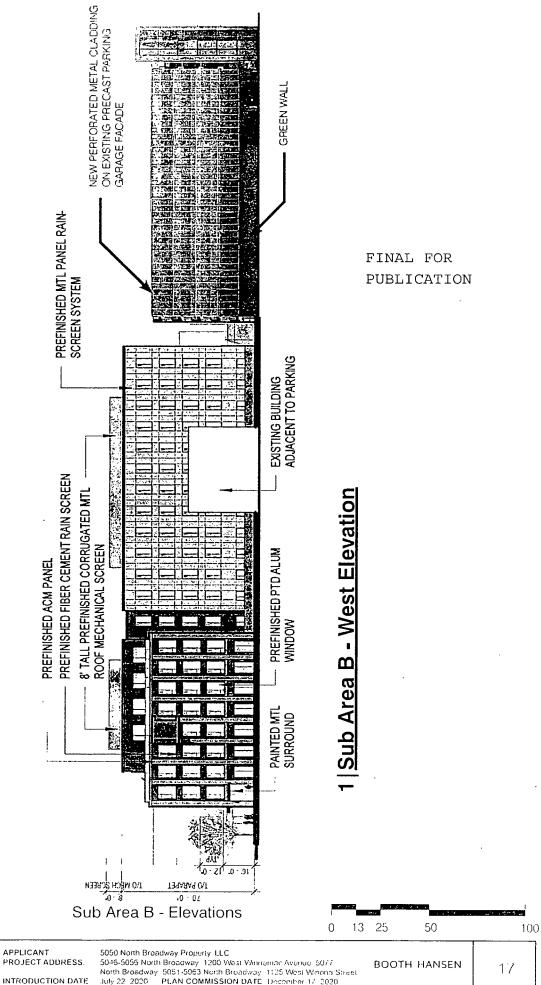
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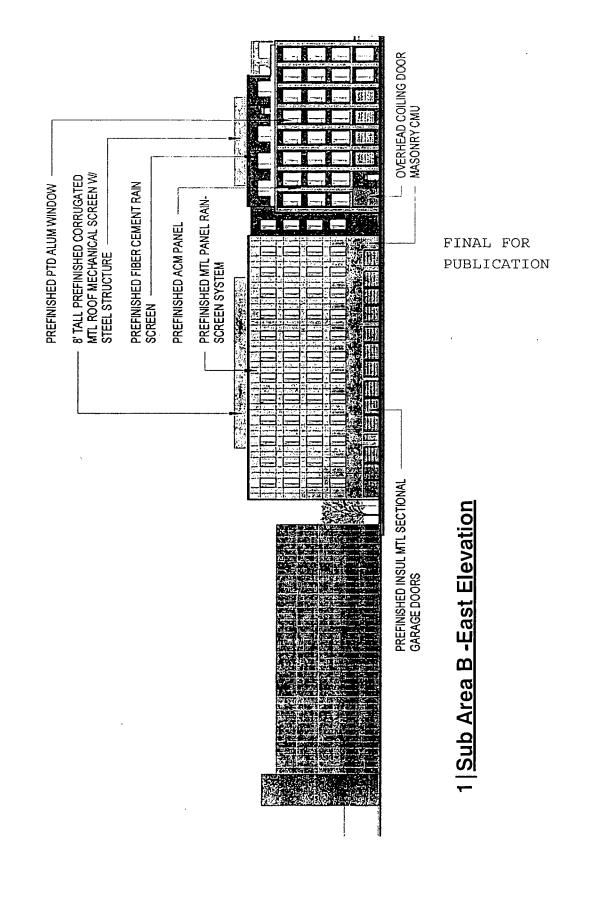
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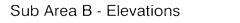
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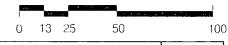
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INTRODUCTION DATE



DEPARTMENT OF PLANNING AND DEVELOPMENT CITY OF CHICAGO

MEMORANDUM

To: Alderman Thomas Tunney

Chairman, City Council Committee on Zoning

From:

Maurice D. Cox

Chicago Plan Commission

Date: December 17, 2020

Re: Proposed Amendment to Residential Business Planned Development #1347, for the

property generally located at 5051 N Broadway Avenue

On December 17, 2020, the Chicago Plan Commission recommended approval of the proposed planned development submitted by, 5050 North Broadway Property LLC. A copy of the proposed planned development is 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)