

121 NORTH LASALLE STREET, ROOM 1000, CHICAGO, ILLINOIS 60602

FINAL FOR PUBLICATION

ORDINANCE

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

SECTION 1: That Title 17 of the Municipal Code of Chicago, Chicago Zoning

Ordinance, be amended by changing all the C1 -1 Neighborhood Commercial District and

Cl-2 Neighborhood Commercial District symbols and indications as shown on Map No.

1 -G in the area bounded by:

West Fulton Market Street; a line 150.65 feet east of and parallel to North Sangamon Street, a line 99.90 feet south of and parallel to West Fulton Market Street, a line 125.52 feet east of and parallel to North Sangamon Street, a line 186.16 feet south of and parallel to West Fulton Market Street, North Peoria Street, West Lake Street and North Sangamon Street

to the designation of DX-5 Downtown Mixed-Use District and a corresponding use district is hereby established in the area above described.

SECTION 2: That Title 17 of the Municipal Code of Chicago, Chicago Zoning Ordinance, be amended by changing all the DX-5 Downtown Mixed-Use District symbols and indications as shown on Map No. 1-G in the area bounded by:

West Fulton Market Street; a line 150.65 feet east of and parallel to North Sangamon Street, a line 99.90 feet south of and parallel to West Fulton Market Street, a line 125.52 feet east of and parallel to North Sangamon Street, a line 186.16 feet south of and parallel to West Fulton Market Street, North Peoria Street, West Lake Street and North Sangamon Street

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to the designation of a Business Planned Development 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 attached herewith and made a part thereof and to no others.

SECTION 3: This ordinance shall take effect upon its passage and due publication.

911-925 W. Fulton Market St.; 200-212 N. Peoria St.; 900-924 W. Lake St.; & 201-233 N. Sangamon St.

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Bulk Regulations and Data Table

Net Site Area:	63,684 sq.ft.
Maximum FAR:	8.1
Maximum FAR Buildable Area:	515,840 sq.ft.
FAR Building Area:	472,603 sq.ft.
Commercial Office Area:	455,938 sq.ft.
Retail Area:	16,665 sq.ft.
Accessory Parking Spaces:	111
Bicycle Parking Spaces:	73
Loading Berths:	5
Setbacks:	Per Site Plan
Building Height:	
Roof / Highest Occupied Floor:	153'-4"
Top of Bulkhead / Mechanical:	172'-4"
Number of Stories:	11

Applicant: 917 W. Fulton Partners LLC
Address: 911 -925 W. Fulton Market St.; 200-212 N. Peoria St.; 900-925 W. Lake St. & 201-233 N. Sangamon St. Chicago Introduced: January 27,2021 Plan Commission: July 15,2021

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RESIDENTIAL-BUSINESS PLANNED DEVELOPMENT NO.

Planned Development Statements

1. The area delineated herein as Planned Development Number _____, as amended ("Planned Development") consists of approximately 63,684 square feet of property which is depicted on the attached Planned Development Boundary and Property Line Map ("Property"). 917 W. Fulton Partners, LLC is the "Applicant" and owner of the property located at 911-925 W. Fulton Market St. & 217-233 N. Sangamon St. for this Planned Development. Lake Street Lofts, LLC is the owner of the Property located at 900-924 W. Lake St., & 201-213 N. Sangamon St., & 200-212 N. Peoria St. for this Planned Development and have provided proper consent.
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.
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 colorized concrete, cobblestone, or other non-standard treatment, and street furniture and/or hardware shall be restored to current condition or replaced per the Fulton Market Streetscape Section 2 Contract Plans.

Applicant: 917 W. Fulton Partners LLC
Address: 911-925 W. Fulton Market St.; 200-212 N. Peoria St.; 900-924 W. Lake St.; & 201-233 N. Sangamon St.
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Pursuant to a negotiated and executed Perimeter Restoration Agreement ("Agreement") by and between the 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 limited to, the following as shall be reviewed and determined by the Department of Transportation's Division of Infrastructure Management:

- Curb and gutter
- Sidewalks
- ADA crosswalk ramps
- Parkway & landscaping
- Traffic Signal at Lake/Sangamon

The Perimeter Restoration Agreement must be executed prior to any Department of Transportation 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 Department of Transportation's 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 Department of Transportation's 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 the Department of Transportation.

4. This plan of development consists of 18 Statements; a Bulk Regulations Table; an Existing Zoning Map; an Existing Land-Use Map; a Property Line Planned Development Boundary Map; Site Plan; Green Roof and Landscape Plan; Basement and Ground Floor Plan; and Building Elevations (North, East, South and West) prepared by Morris Adjmi Architects dated July 15, 2021 and submitted 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 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 shall control.
5. The following uses shall be permitted in this Planned Development: Office, general retail sales, food and beverage retail sales; eating and drinking establishments including incidental liquor sales; financial services; business equipment sales and services; business support services; accessory parking; personal services; co-located wireless communications facilities; and incidental and accessory uses.

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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 Chicago 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 purpose 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 used a net site area of 63,684 square feet and a base FAR of 5.0 and a Neighborhood Opportunity Bonus of 3.1 for a total FAR of 8.1.
9. Upon review and determination, Part II Review, pursuant to Section 17-13-0610, a Part II Review Fee shall be assessed by the Department of Planning and Development. 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, including Section 17-13-0800. Final landscape plan review and approval will be by the Department of Planning and Development. 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, or any other provision of the Municipal Code of Chicago.
12. The terms and conditions of development under this Planned Development ordinance may be modified administratively, pursuant to Section 17-13-0611-A, 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 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.

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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 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 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 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.

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16. The Planned Development includes the property commonly known as 911-925 W. Fulton Market St.; 200-212 N. Peoria St.; 900-924 W. Lake St.; & 201-233 N. Sangamon St., which is within a district designated as a Chicago Landmark. The plans for this Planned Development have been reviewed and approved by the Commission on Chicago Landmarks pursuant to the Chicago Landmarks Ordinance, Section 2-120-740. Any variation in the plans for this Planned Development may be subject to the approval of Commission on Chicago Landmarks.
17. The Applicant acknowledges that the project has received a bonus FAR of 3.1, pursuant to Sec. 17-4-1000 of the Zoning Ordinance. With this bonus FAR, the total FAR for the Planned Development is 8.1. In exchange for the bonus FAR, the Applicant is required to make a corresponding payment, pursuant to Sections 17-4-1003-B & C, prior to the issuance of the first building permit for any building in the Planned Development; provided, however, if the Planned Development is constructed in phases, the bonus payment may be paid on a pro rata basis as the first building permit for each subsequent new building or phase of construction is issued. The bonus payment will be recalculated at the time of payment (including partial payments for phased developments) and may be adjusted based on changes in median land values in accordance with Section 17-4-1003C.3.

The bonus payment will be split between three separate funds, as follows: 80% to the Neighborhoods Opportunity Fund, 10% to the Citywide Adopt-a-Landmark Fund and 10% to the Local Impact Fund. In lieu of paying the City directly, the Department may: (a) direct developers to deposit a portion of the funds with a sister agency to finance specific local improvement projects; (b) direct developers to deposit a portion of the funds with a landmark property owner to finance specific landmark restoration projects; or, (c) approve proposals for in-kind improvements to satisfy the Local Impact portion

of the payment.

18. This Planned Development shall be governed by Section 17-13-0612. Should this Planned Development ordinance lapse, the Zoning Administrator shall initiate a Zoning Map Amendment to rezone the property to (underlying zoning that formed the basis of this Planned Development).

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PLAN KEY

PLANNED DEVELOPMENT BOUNDARY

Existing Zoning Map

EXHIBIT 01

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W. FULTON MARKET STREET

4-STORY
(NO SETBACK)

3-STORY (NO SETBACK)

CTA "L" ELEVATED TRAIN TRACK

Existing Land Use Map

EXHIBIT 02

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WEST FULTON MARKET 150.65'

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GROSS SITE AREA: 99,804 SF

NET SITE AREA: 63,684 SF

AREA REMAINING IN THE PUBLIC WAY: 36,122 SF

Ground Floor Plan

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BULKHEAD EL: 172'-4" ROOF EL: 165'-4" MECH PH EL: 153'-4" LEVEL 11
EL: 139'-8" LEVEL 10 EL: 126'-0" LEVEL 9 EL: 113'-6" LEVEL 8 EL: 100'-0" LEVEL 7 EL: 87'-
0" LEVEL 6 EL: 73'-0" LEVEL 5 EL: 59'-0" LEVEL 4 EL: 45'-0" LEVEL 3 EL: 3V'-0" LEVEL 2
EL: 1f'-0"
LEVEL 1 EL: 0"

North Elevation

EXHIBIT 07

Applicant: 917 W. Fulton Partners LLC

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. BULKHEAD
EL: 172'-4" ROOF

EL: 153'-4" LEVEL 11 EL: 139'-8" LEVEL 10 EL: 126'-6" LEVEL 9 EL: 113'-0" LEVEL 8
EL: 100'-0" LEVEL 7 EL: 87'-0" LEVEL 6 EL: 73'-0" LEVEL 5 EL: 59'-0" LEVEL 4 EL: 45'-0"
LEVEL 3 EL: 31'-0" LEVEL 2 EL: 17'-0"
LEVEL 1 EL: 0"

METAL OFFICE ENTRANCE PORTAL
CORRUGATED METAL SCREEN
METAL 8r GLASS WINDOW WALL
GLASS & METAL WINDOW WALL W/METAL BASE
BRICK PARAPET

West Elevation

EXHIBIT 08

Applicant: 917 W. Fulton Partners LLC
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£k BULKHEAD V EL: 17Z-4"
ROOF _ V"EL: 165'-4"

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MECH PH EL: 153'-4" LEVEL 11 . EL: 139-8" LEVEL 10 X> EL": i"26'-6" LEVEL 9 EL: "H3'-d"
LEVEL 8 EL: i00'-0" r± LEVEL 7 " EL:87'-0" £Jk LEVEL 6 ~X7 EL: 73'-0" -Tk LEVEL 5 X? EL:
59-0" LEVEL 4 Xy EL:45'-0" LEVEL 3 EL: 31-0" LEVEL 2 EL: 17-0"
£W LEVEL 1 X? EL: 0"

m

EXISTING BUILDING
BRICK PIER

CORRUGATED METAL SCREEN GLASS & METAL WINDOW WALL
METAL & GLASS STOREFRONT

South Elevation

EXHIBIT 09

Applicant: 917 W. Fulton Partners LLC

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Plan Commission: July 15, 2021 H-Hjy

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BRICK
CORRUGATED METAL SCREEN

GLASS & METAL WINDOW WALL

EL: 113'-0" LEVEL 8
EL: 100'-0" LEVEL 7 EL: ~87'-0" LEVEL 6 EL: 73'-6" LEVEL 5 EL: 59'-6" LEVEL 4
EL: 45'-0" LEVEL 3 EL: ~31'-6" LEVEL 2 EL: 17'-0"
LEVEL 1 EL: 0"
905 W. FULTON MARKET

EXISTING 5-STORY

East Elevation