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Legislation Details (With Text)

File #: SO2021-3927
Type: Ordinance
Status: Passed
File created: 9/14/2021
In control: City Council
Final action: 12/15/2021
Title: Zoning Reclassification Map No. 7-F at 524-628 W Diversey Pkwy/2801-2807 N Broadway - App No. 20813
Sponsors: Misc. Transmittal
Indexes: Map No. 7-F
Attachments: 1. O2021-3927.pdf, 2. SO2021-3927.pdf

Date	Ver.	Action By	Action	Result
12/15/2021		City Council	Passed as Substitute	Pass
12/14/2021	1	Committee on Zoning, Landmarks and Building Standards	Recommended to Pass	
9/14/2021	1	City Council	Referred	

FINAL FOR PUBLICATION

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 Number 306 symbols and indications as shown on Map Number 7-F in the area bounded by:

The public alley north of and parallel to West Diversey Parkway, the alley next east of North Broadway; West Diversey Parkway; North Broadway; a line 125 feet north of and parallel to West Diversey Parkway; and a line 186 feet west of the alley next east of North Broadway.

to those of a Residential-Business Planned Development Number 306, as amended.

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

Common Address: 554-628 West Diversey Parkway/2801-2807 North Broadway Street

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STANDARD PLANNED DEVELOPMENT STATEMENTS

1. The area delineated herein as Planned Development Number 306, as amended, (Planned Development) consists of approximately 59,024 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, Lincoln Park Plaza Lofts, 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.
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.

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:

- Full width of streets Full
- width of alleys
- Curb and gutter
- Pavement markings
- Sidewalks ADA crosswalk ramps

Applicant	Lincoln Park Plaza Lofts, LLC
Address	554 West Diversey Parkway/2K(H-2S)7 North Milwaukee
Introduced	September 14, 2021
[Man Commission	November 15, 2021

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- Parkway & landscaping

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 16 Statements: a Bulk Regulations Table; a Site Plan, Elevations, Zoning Map, and Land Use Map prepared by Jef + Associates, LLC and dated October 20, 2019; and an existing Property Line Map dated March 23, 1983 as submitted October 12, 1983. Full-sized copies of the Site Plan, Landscape Plan and Building Elevations 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 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 are permitted in the area delineated herein as a Planned Development multi-unit residential; Day Care; Restaurants; Food and Beverage Retail Sales; Liquor Sales (as accessory use); Vacation Rental Units; Shared Mousing Units; Medical Service; Office; Parking (accessory); Personal Service; Dry Cleaning drop-off or pick-up (no dry cleaning plants); General Retail Sales; and Indoor Sports and Recreation, Participant (including a Children's Play Center).
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 using a net site area of 59,024 square feet and a base FAR of 4.3.

Applicant	Lincoln Plnk Plaza Lolts. LLC
Address	554-i>2X West Diversey Parkway/2K0I-2K07 North Biowdway
Introduced	Scptcmbei 14.2021
Plan Commission	Novcmhci 1N.2021

9. Upon review and determination, Part IT 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.
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

Applicant:	Lincoln Park Plaza Lofts, LLC
Address:	55-L-12X West Hixson Parkway/2X01 -2X07 North [Jioadway
Initiated:	September 14 2021
Plan Commission	November IX, 2021

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.

16. 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 the B1-5 Neighborhood Shopping District.

Applicant .	Lincoln Park Plaza I.olis. LLC
Address	3>1-fi2N West rji\ei-.oy l'aik\way,2M)l-2S()7 North Broadway
Introduced	September 14. 2(121
Plan Commission	Nouanbei IS. 2021

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59,024 square feet

81,097 square feet

253 units

4.3

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198

153 feet

15 feet, 6 inches

*Residential-Business Planned Development Number 306, As Amended Bulk Regulations and Data
Table*

Net Site Area: Gross Site Area:

Maximum Number of Dwelling Units: Maximum Floor Area Ratio: Minimum Number of Loading

Spaces: Minimum Number of Parking Spaces Permitted: Maximum Height of Buildings:

Existing Tower:

1-story Commercial building:

MEMORANDUM

To: Alderman Thomas Tunney
Chairman, City Council Committee on Zoning

From: ./V-ga>- tA, s /j
'Maurice D. Cox ~" f Chicago Plan Commission

Date: November 18, 2021

Re: Proposed Amendment to Residential Business Planned Development #306

On November 18, 2021, the Chicago Plan Commission recommended approval of a proposed planned development submitted by Lincoln Park Lofts, LLC. A copy of the proposed planned development amendment 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 recommendation and a copy of the resolution. If you have any questions in this regard, please do not hesitate to contact me at 312-742-9442.

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

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