



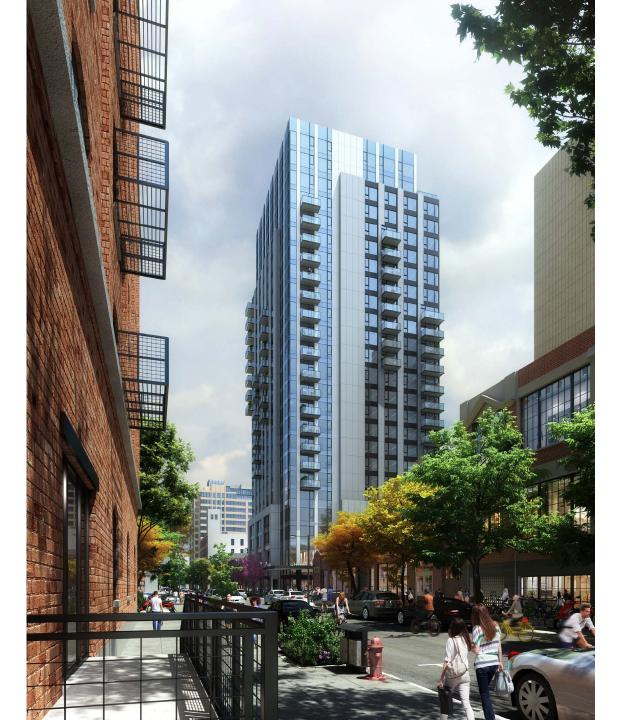
## Type III Land Use Review

LU 19-145295 DZ

# Hyatt Place 350 NW 12<sup>th</sup> Ave.

August 20, 2020: City Council Appeal Hearing

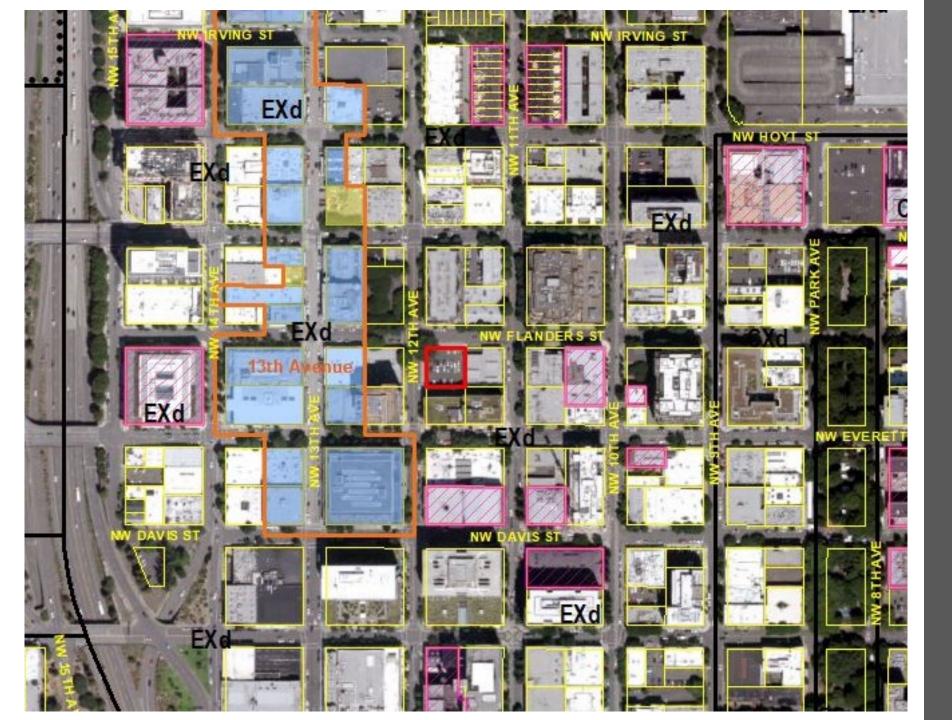
**Staff Presentation** 



### **Program Overview**

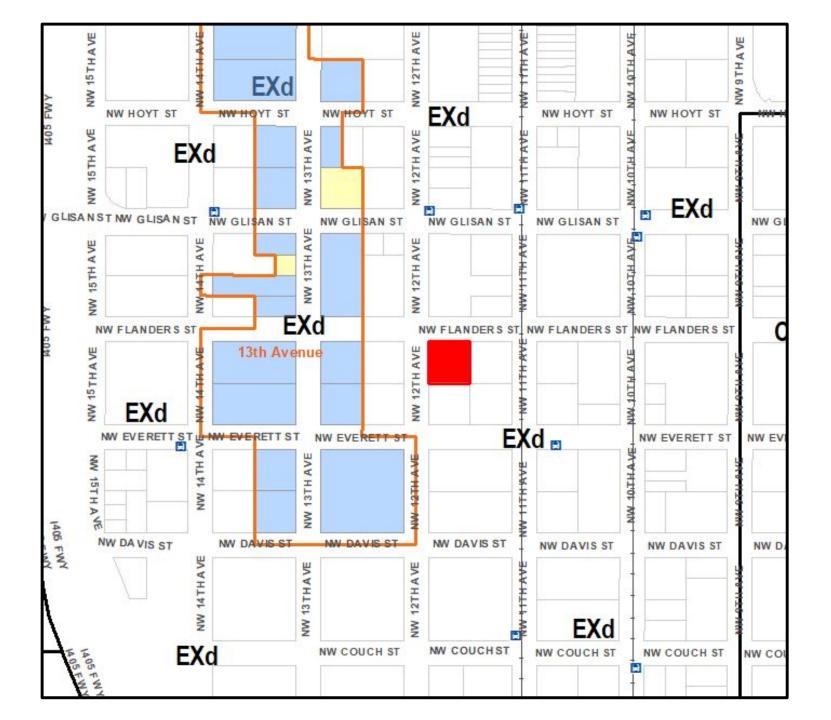
- 23-story, 250' tall (including rooftop elements) mixed-use building on a quarter block
- Ground floor hotel and residential entry, hotel lobby and café/lounge area
- Levels 2-11: 160 hotel rooms and support spaces.
- Levels 12-23: 113 onebedroom and studio units with balconies.
- Level 22: Shared amenity spaces.





### Site

- Central City Plan District
- Pearl Sub-District
- Adjacent to:
  - 13<sup>th</sup> Avenue Historic District
  - North Park Blocks
- NW Flanders St:
  - Local Service Street;
  - Flanders Bikeway Project
  - (Major City Bikeway;)
  - Major City Walkway
- NW 12<sup>th</sup> Ave:
  - Local Service Street;
  - City Bikeway;
  - Major City Walkway
- Pearl District Bicycle District
- Central City Pedestrian
   District



### Zoning

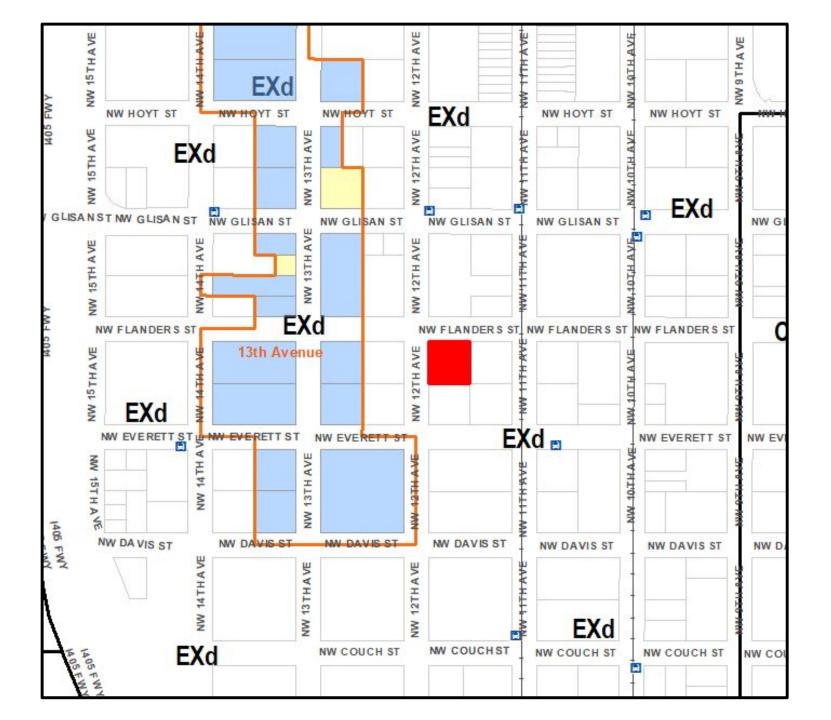
Base Zone: EX – Central Employment

Overlay: d - Design Overlay

#### Floor Area Ratio:

6:1 base, 3:1 bonus possible and unlimited FAR transfers (approx. 18.7:1 proposed)

#### Height: 100' base. 250' bonus (250' proposed)



## Approval Criteria

Central City Fundamental Design Guidelines

River District Design Guidelines

Oregon Statewide Planning Goals



#### CITY OF PORTLAND, OREGON - BUREAU OF DEVELOPMENT SERVICES

1900 SW Fourth Avenue | Portland, Oregon 97201 • 503-823-7526 • www.portlandonline.com/bds



#### **Type III Land Use Review Procedure**

Pre-Application Conference is required for all Type III Procedures, valid for one year • Neighborhood contact and contact documentation is required for Type III Land Divisions and some other Type III Reviews

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001 DAY	<b>Application Submitted</b>	Staff has 21 days to determine completeness				
005 ONE	21 Day Completeness	of application     If complete, the public hearing is scheduled to be held within 51 days     If not complete, a letter is sent detailing the needed information				
015	Applicar	nt has up to 180 days to provide needed information cation will be voided and no fees returned.				
020 21	Request For Response (RFR)	Mailed to public agencies and recognized organizations within 1,000 ft. of site				
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030	Period					
040 42 045 DAYS	Applicant Posts Site	30 days before public hearing  One sign with notice of the hearing is posted for every 600 ft. of frontage on each abutting street				
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060 065 DAYS	Staff Report	Published 10 days before hearing, includes staff recommendation to hearings body				
070 075 DAYS	Public Hearing	Held within 51 days of complete application  • Decision may be pronounced at hearing or made after close of record. Record may be kept open, on request				
085	Hearings Body Decision	Mailed within 17 days of close of record				
090 095	14 Day Appeal Period	If not appealed the decision is final  • Approvals must be recorded with the county				
100 103* DAYS	Decision is Final	For land divisions, a Final Plat application must be submitted for review and approval before the plat can be recorded				

\*Timeline reflects Portland City Code requirements in 33.730.030. Oregon State law requires a final local decision within 120 days of complete application. Applicants always retain the right to postpone the decision. As noted above, requests to keep the record open may cause the timing of the decision to vary. Comprehensive Plan Map Amendments and Goal exceptions require a second hearing before City Council and are not subject to the 120 Day Rule.

TYPE III PROCEDURE
lu\_type3\_procedure 08/09/06

1
City of Portland Oregon - Bureau of Development Services

## Type III Design Review

- April 09, 2019: Land Use Application Submitted
- April 30 , 2019: Application deemed complete
- July 18, 2019: Design Commission Hearing #1
- <u>November 21, 2019</u>: Design Commission Hearing #2: Concluding with PNID requesting the Record being held open as follows:

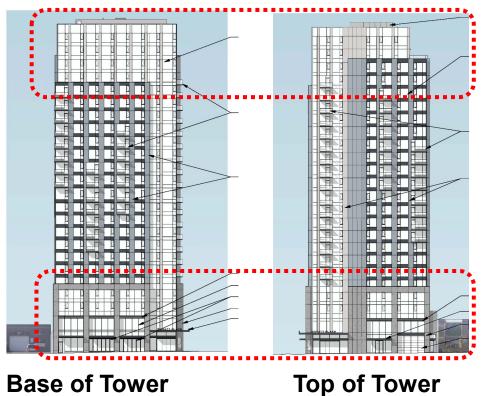
<u>December 06, 2019</u>: 14 days for New Evidence – 97 responses received.

December 20, 2019: 14 days for a Response to New Evidence – 1 response received.

<u>January 03, 2020</u>: 14 days for applicant's Final Statement deadline – Final Statement received.

- <u>January 09, 2020</u>: Design Commission Hearing #3 Closed Record Hearing, Commission tentative approval
- <u>January 16, 2020</u>: Design Commission Hearing #4 procedural final vote of the adoption of Final Findings for approval.
- February 18, 2020: Appeal Form Submitted
- February 24, 2020: Notice mailed for City Council appeal hearing on March 19, 2020
- March 12, 2020: Due to COVID, Re-Notice for change of Council hearing from March 19, 2020 to June 04, 2020
- <u>May 29, 2020</u>: Due to CC2035 Remand, Re-Notice for change of Council hearing from June 04, 2020 to August 20, 2020
- <u>June 23, 2020</u>: Re-Notice mailed for City Council appeal hearing clarifying appellant as PNID
- August 20, 2020: Appeal Hearing before City Council

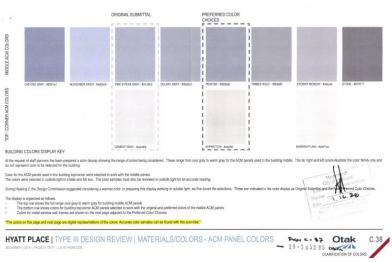
# Procedural History:





**Base of Tower** 

**Art / Water Feature** 



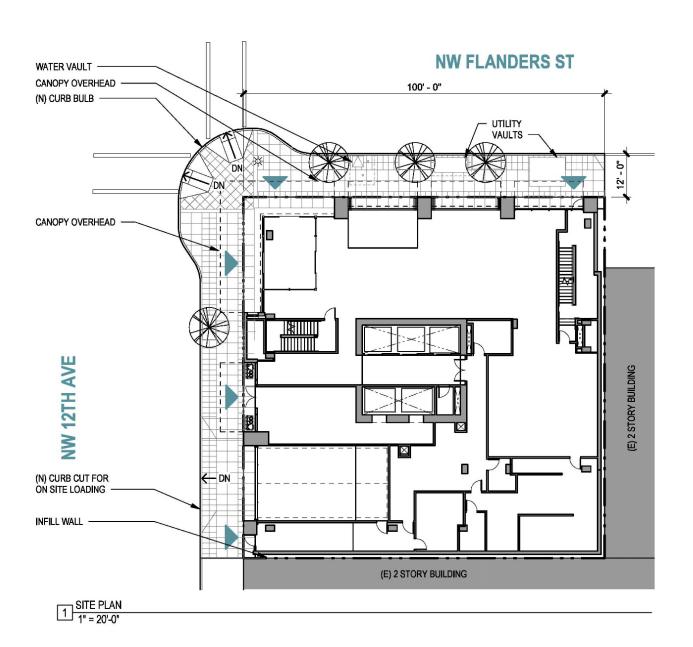
Lighting

1 RCP - LEVEL 1

Coloration

## Design Commission Issues

- **Base of Tower**
- **Art / Water Feature**
- **Top of Tower**
- Lighting
- Coloration



# Appellant's Appeal Issues:

#### Traffic Impacts:

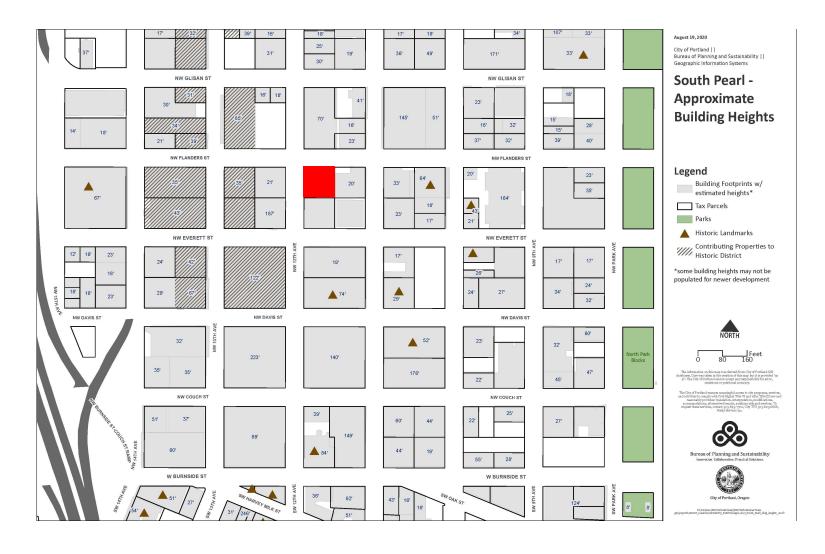
 Bullet Points #1, 3, 10, 11, and 13

## Compatibility, Context, and Intensity:

Bullet Point #2, 4, 5, 6, 7, 8,
12, 14, and 15

#### Tree:

• Bullet Point #9



# Appellant's Appeal Issues:

#### Traffic Impacts:

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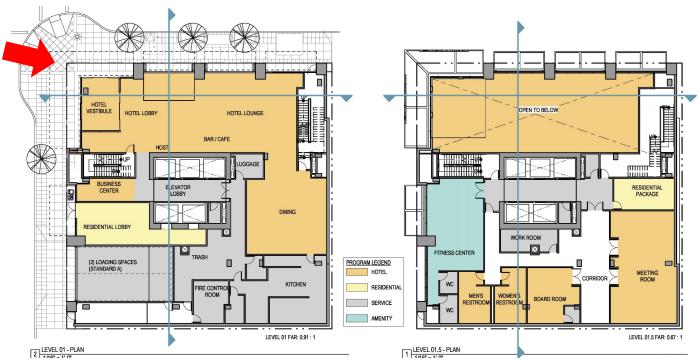
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# Appellant's Appeal Issues:

#### Traffic Impacts:

 Bullet Points #1, 3, 10, 11, and 13

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Bullet Point #2, 4, 5, 6, 7, 8,
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#### Tree:

• Bullet Point #9

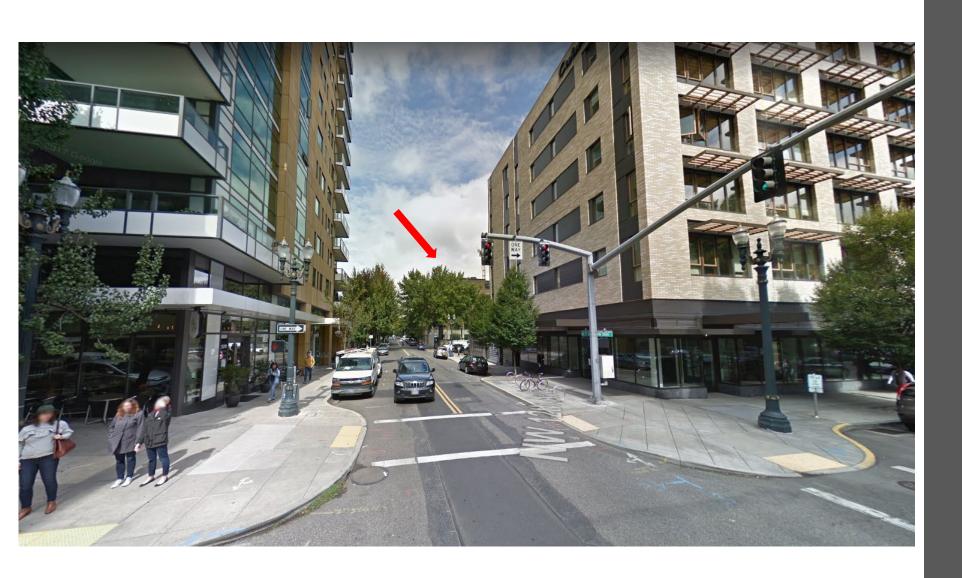
## When you are ready to take a vote, these are the alternatives facing Council:

Deny the appeal and uphold the Design Commission's findings and conditions of approval.

Deny the appeal and uphold the Design Commission's findings and conditions of approval, but with revisions to the proposal that require modified findings or conditions.

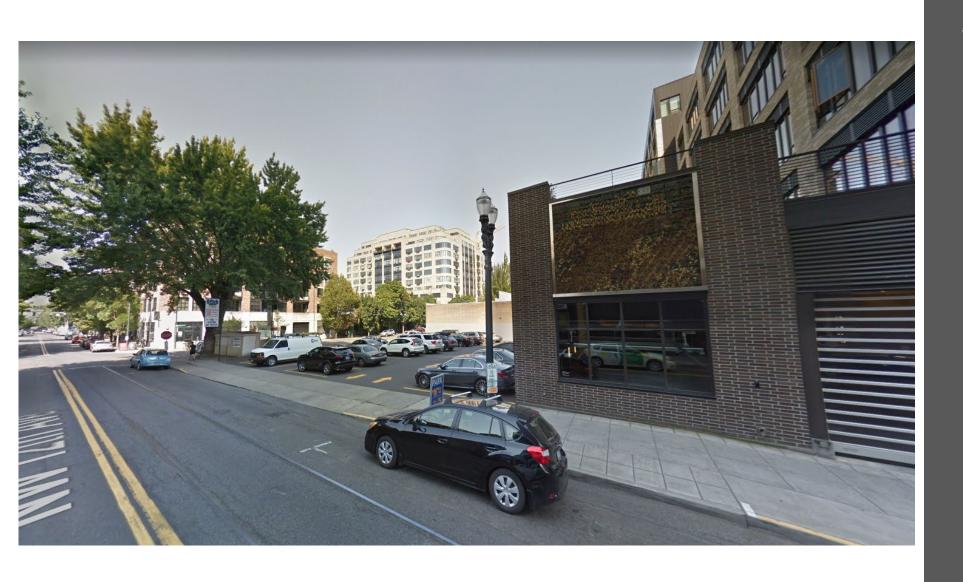
Grant the appeal and modify the Design Commission's findings and conditions.

# Alternatives Facing Council

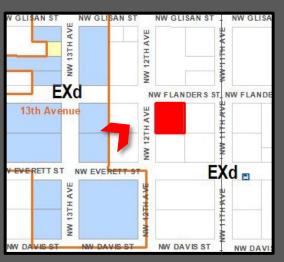


• Looking North on NW 12<sup>th</sup> Ave.



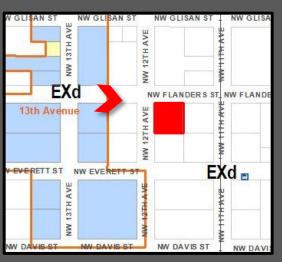


 View of the site from NW 12<sup>th</sup> Ave.



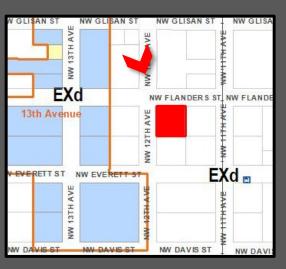


Looking east on NW Flanders



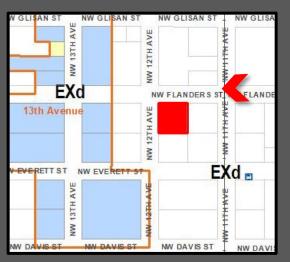


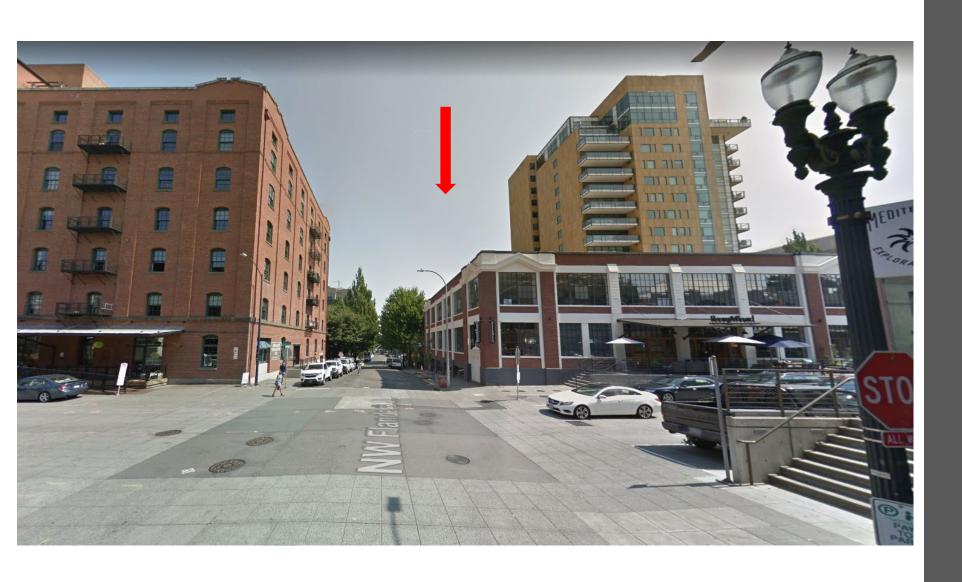
• Looking south on NW 12<sup>th</sup> Ave.



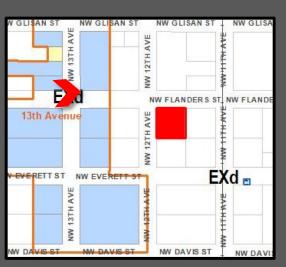


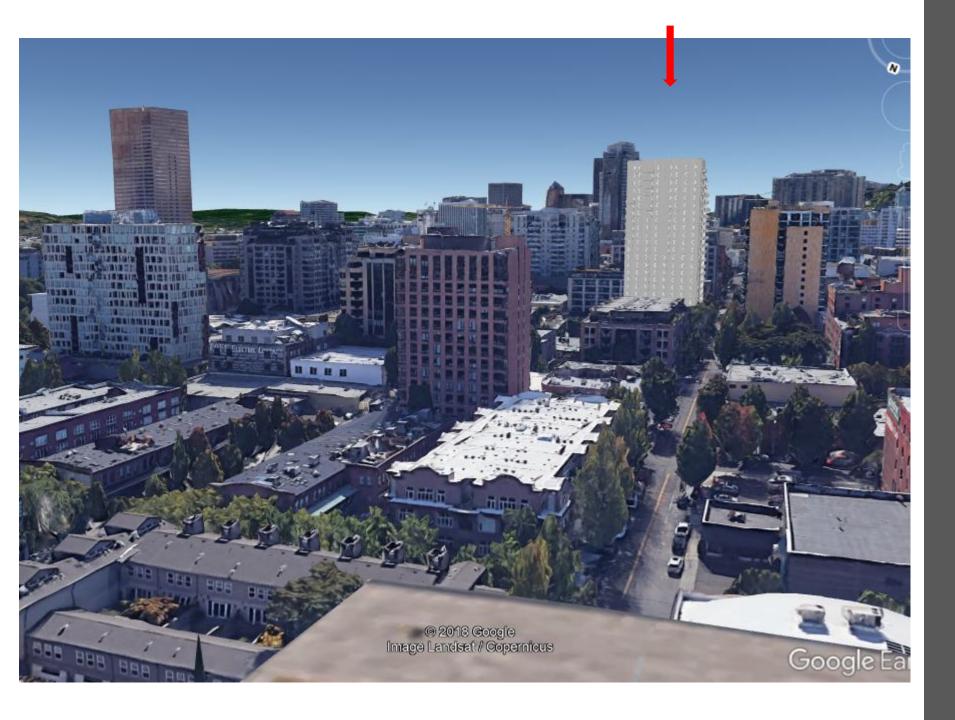
 Looking west on NW Flanders





 View from 13<sup>th</sup> Ave Historic District



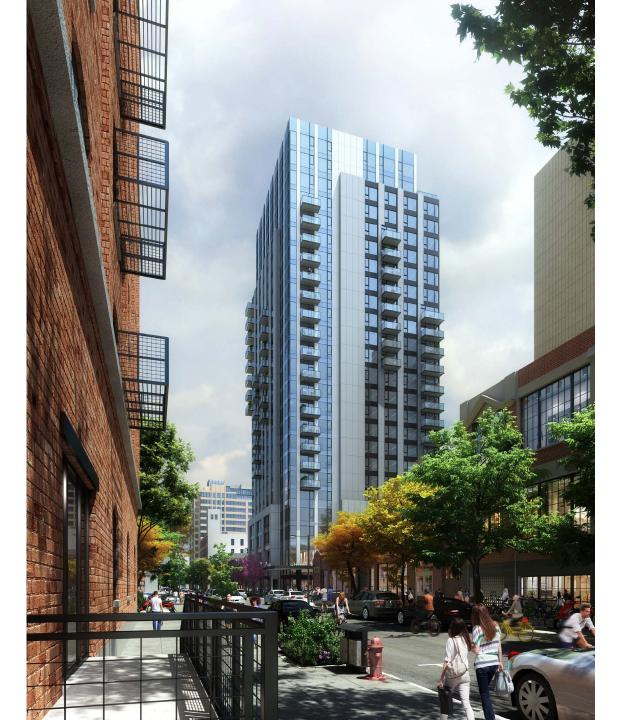


Aerial view of site

(MU-U) <sub>535</sub> •Sweeney, Straub & Din in Printing Plan	204-336 ( 1306 4	1299 865	1150-1138 825 825-535 1523	1928-1036 526-539 530	804 pHo			United States Pc
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Flanders Greenway



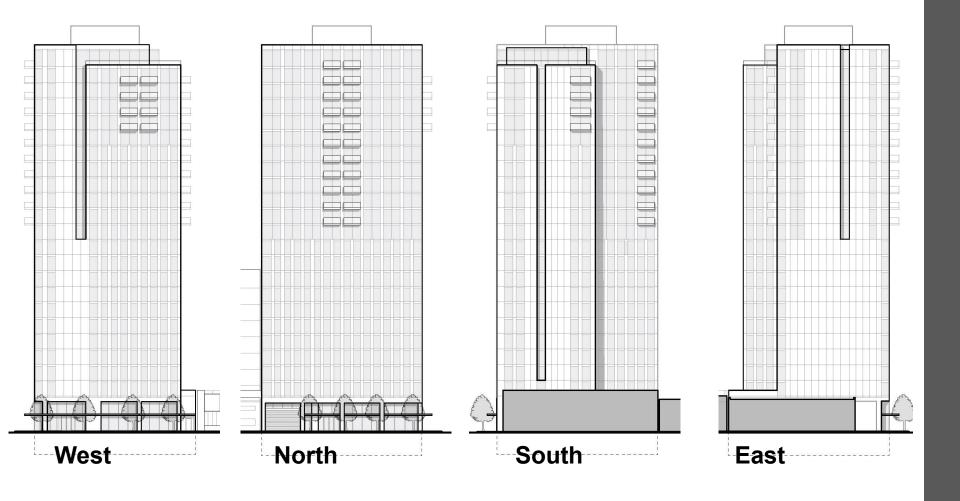


### Program Overview

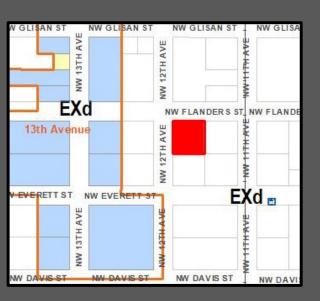
- Two standard A loading spaces are accessed from NW 12<sup>th</sup> Ave
- Metal ACM panel, window wall systems, cast-in-place concrete, aluminum storefront systems.
- Modification: To long-term bicycle parking, reducing the width from 24" to 18".



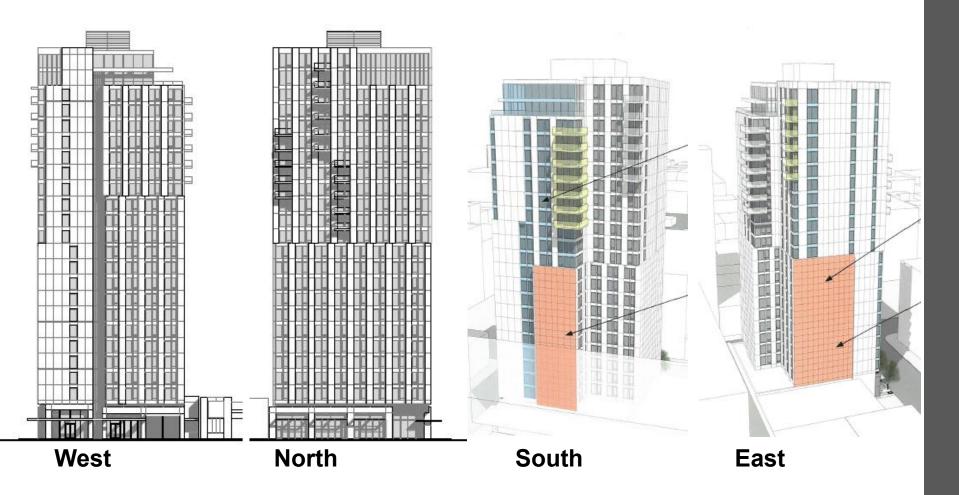
#### **DAR #1**



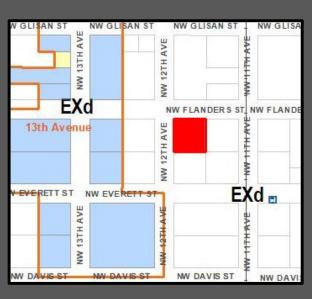
- Pre-App
- 2 DARs
- Hearing #1: July 18, 2019



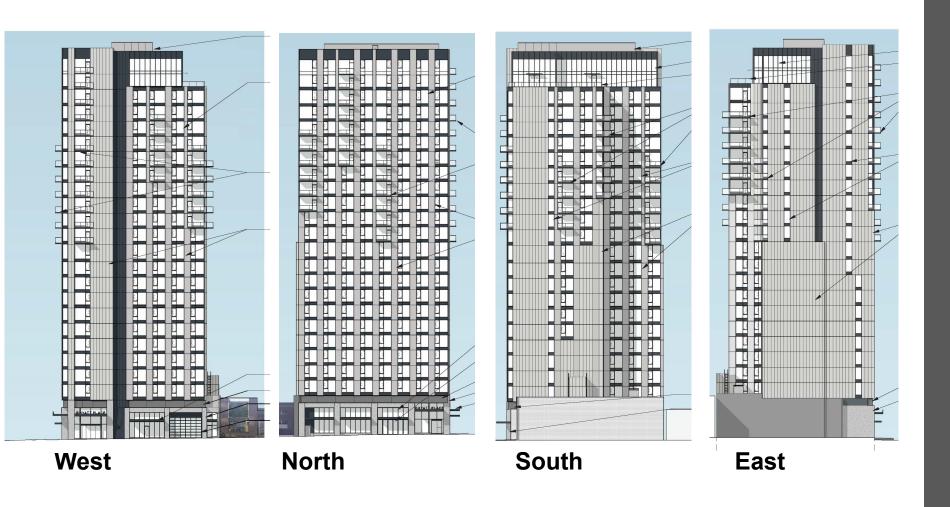
#### **DAR #2**



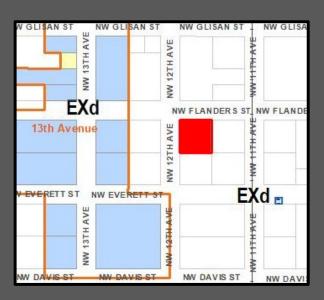
- Pre-App
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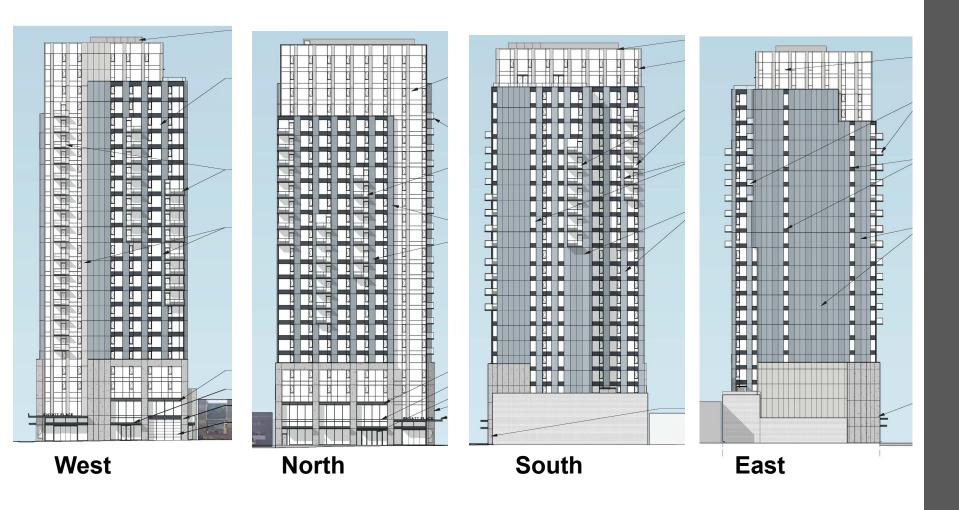
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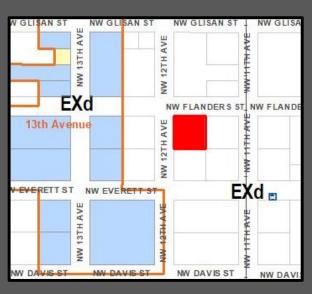
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#### Hearing #2: November 21, 2019



- Pre-App
- 2 DARs
- Hearing #1: July 18, 2019





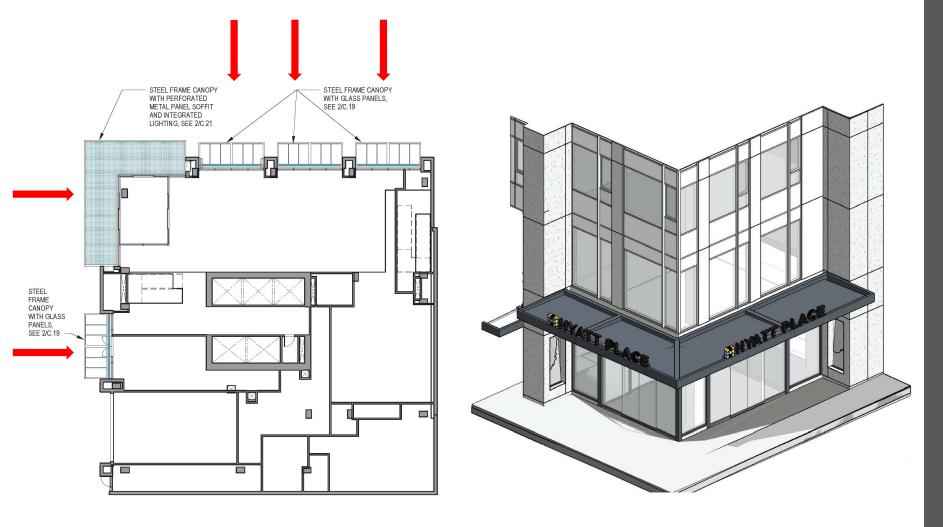
## **Applicant Presentation**

## **Staff Recommendation**



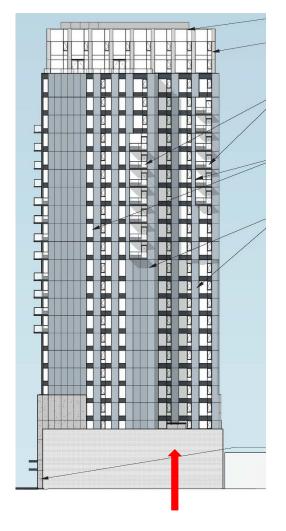
**C.** An additional folding storefront system be added to the building's ground floor, on the north elevation, to the bay immediately east of the bay already proposing a folding storefront system.

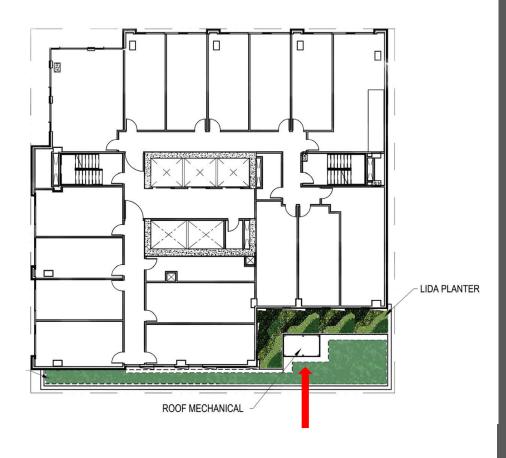
- **C**. An additional folding storefront system be added to the building's ground floor, on the north elevation, to the bay immediately east of the bay already proposing a folding storefront system.
- **D.** The corner canopy be constructed to match the other canopies on the building, regarding glass construction and transparency.
- **E.** The 2<sup>nd</sup> level mechanical equipment be screened in the similar manner, with similar materials (folded metal panel), to the 22nd floor mechanical screening.
- **F.** The applicant provides accurate drawings, details and renderings at the November 2019 hearing that clearly illustrating the "slight variation of color" that is mentioned regarding the top of tower.
- **G.** The applicant provides additional clarifying lighting drawings, details and cut sheets at the November 21, 2019 hearing, which further meet the Guidelines and minimize all skyline lighting.



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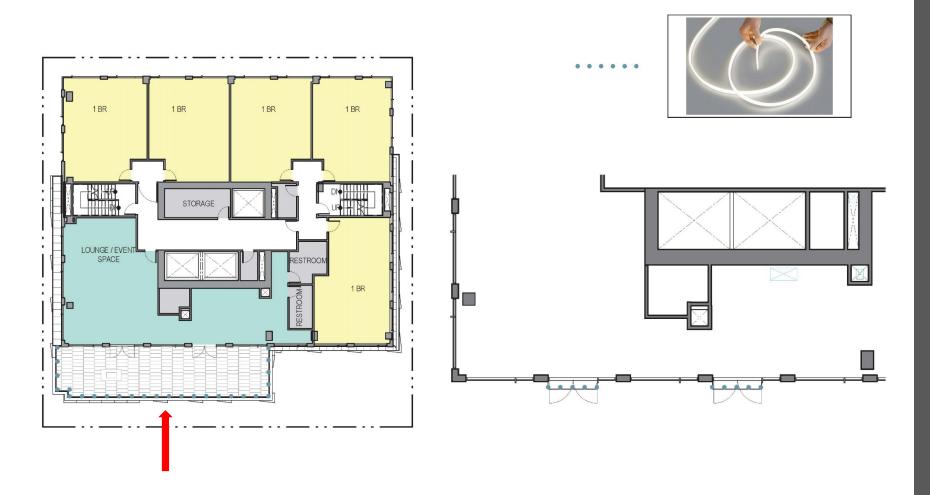
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# Staff recommends Approval with Conditions of Approval

## Staff Recommendations

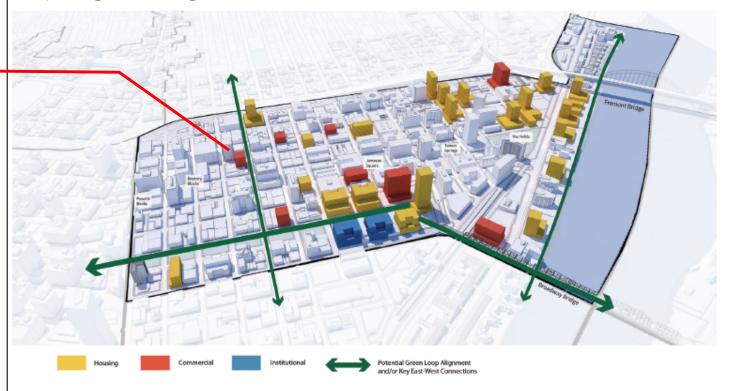
- Bureau of Planning and Sustainability
- Portland Bureau of Transportation

## **2035 VISION**

A highly livable and multimodal urban neighborhood, the Pearl is a culturally and ethnically diverse, family-friendly complete community, with excellent access to public amenities including the Willamette River, retail services, cultural institutions and public transportation.

The district is a 21st-century model of social, environmental and economic sustainability. Its industrial past and historical assets, high quality mixed use development, exciting urban riverfront, shops, art galleries and restaurants attract visitors from all over the world, creating an ideal setting for its numerous creative sector businesses.

### Site



Between 2010 and 2035, the Pearl is expected to grow by 6,000 households and 4,000 jobs, for a total of 11,600 households and 14,700 jobs. This rendering illustrates a possible development scenario approximating future growth. The arrows illustrate a potential Green Loop alignment and key flexible street connections leading to the river and adjacent neighborhoods.

### **KEY ELEMENTS**

- Extend the retail core to NW Glisan
- Explore open spaces uses for parcels under I-405
- Redevelop the US Postal Service site for high density employment and signature city attractions
- Create a unique urban riverfront with Centennial Mills serving as the centerpiece
- Develop the Green
   Loop through the North
   Park Blocks to the
   Broadway Bridge

#### DIAGRAM LEGEND:



Retail/commercial character



Boulevard character



Flexible character



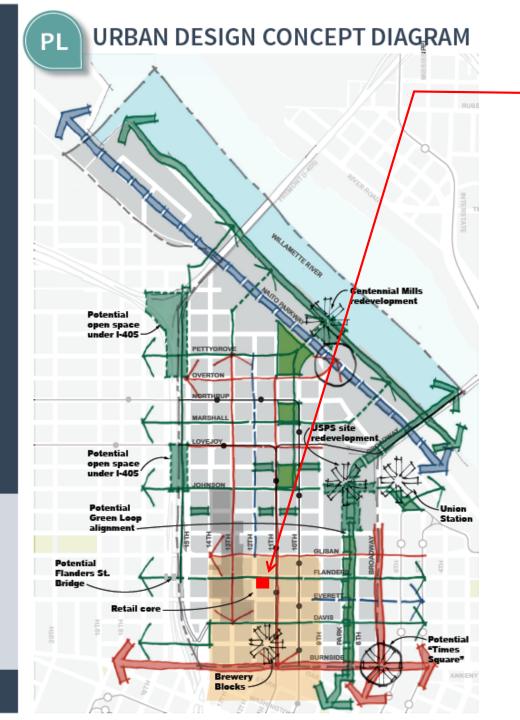
Key intersection, gateway or bridgehead location



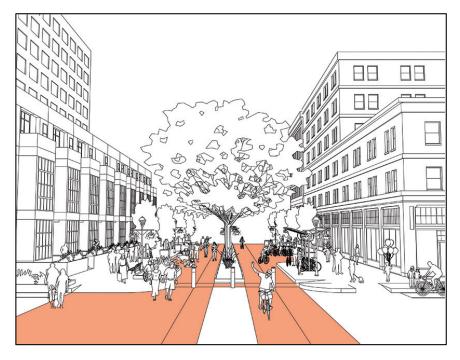
Potential new open space

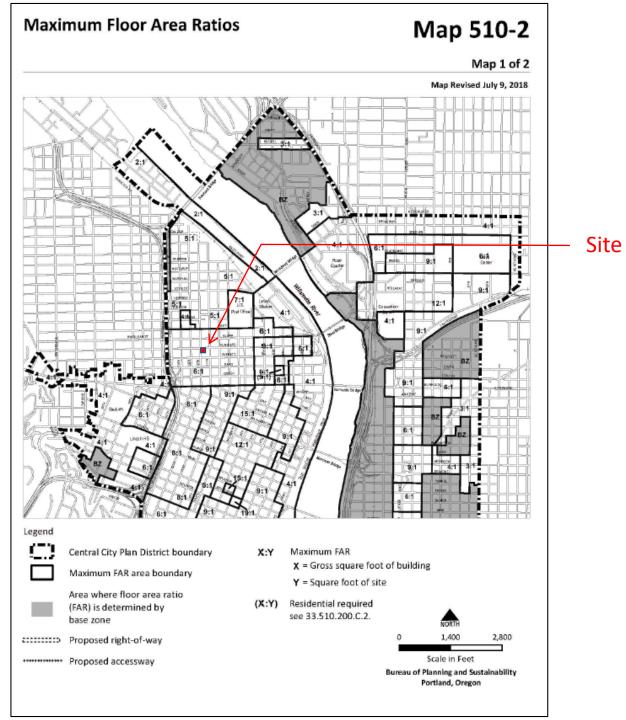


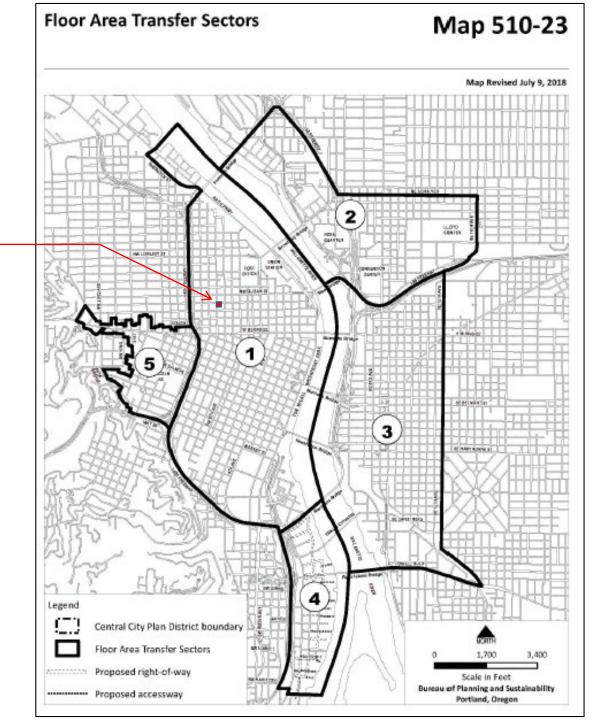
Attraction

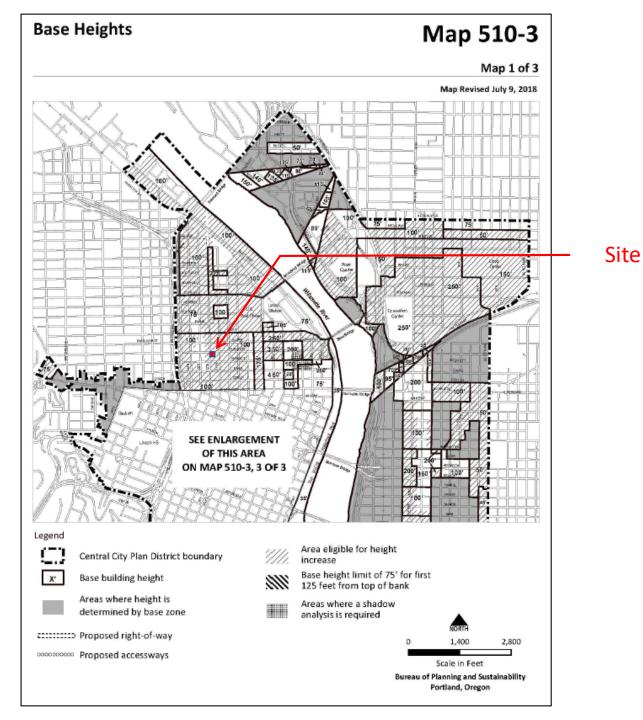


#### **Proposed Development Site**









#### **Bonus Heights**

### Map 510-4

Map 1 of 3

Map Revised July 9, 2018





Central City Plan District boundary

Maximum bonus height



Areas where height is determined by base zone

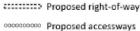




Area where residential required







UL

Unlimited height allowed



Areas where a shadow analysis is required



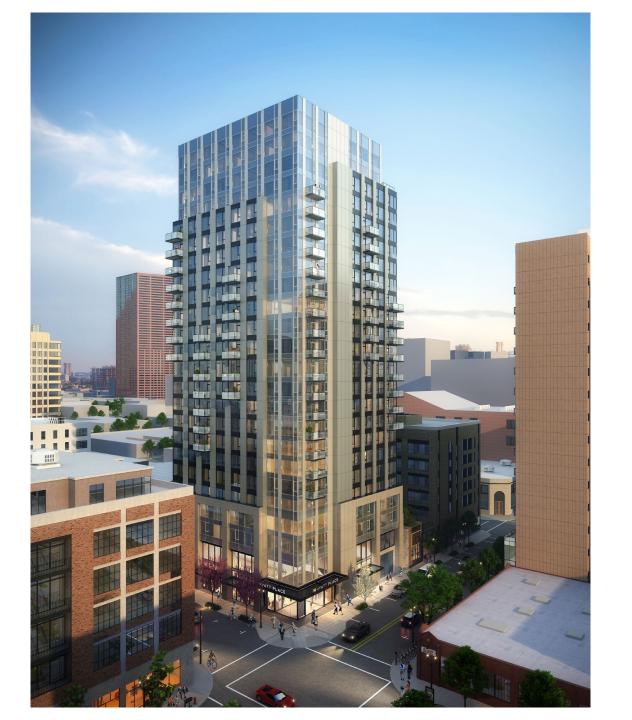
Area eligible for additional height under 33.510.210.D.2



1,400 Scale in Feet

Bureau of Planning and Sustainability Portland, Oregon

## Questions





## Type III Land Use Review

LU 19-145295 DZ

# Hyatt Place 350 NW 12<sup>th</sup> Ave.

January 14, 2021: City Council Appeal Hearing

Staff Presentation



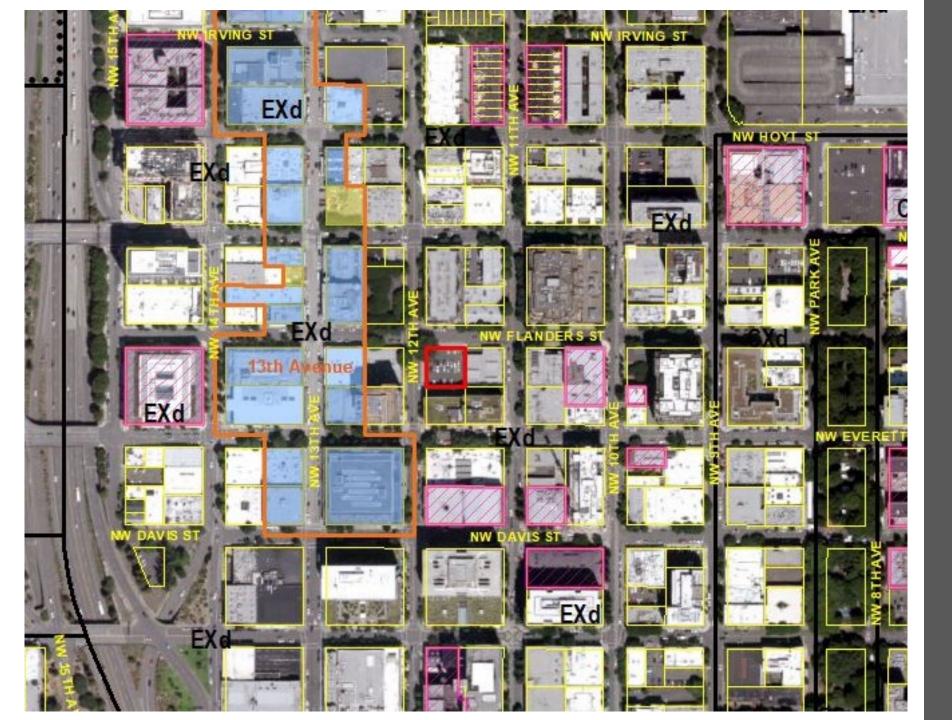




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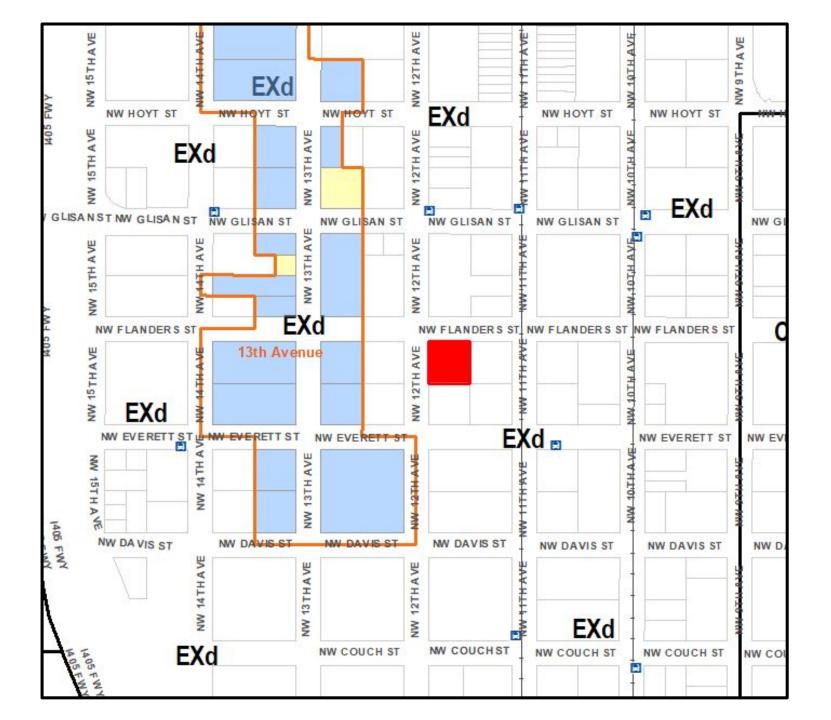
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- Central City Pedestrian District



## Zoning

Base Zone: EX – Central Employment

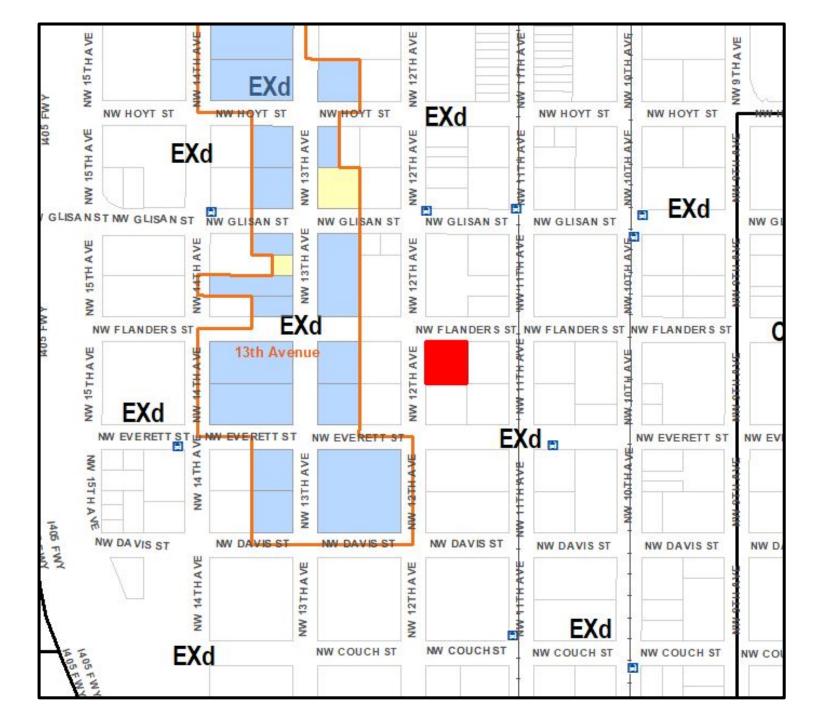
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#### Floor Area Ratio:

6:1 base, 3:1 bonus possible and unlimited FAR transfers (approx. 18.7:1 proposed)

### Height:

100' base. 250' bonus (250' proposed)



## Approval Criteria

Central City Fundamental Design Guidelines

River District Design Guidelines



#### CITY OF PORTLAND, OREGON - BUREAU OF DEVELOPMENT SERVICES

1900 SW Fourth Avenue | Portland, Oregon 97201 • 503-823-7526 • www.portlandonline.com/bds



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050 055 DAYS	Public Notice	Mailed 20 days before hearing  • Notice mailed to recognized organizations within 1,000 ft. and to property owners within 400 ft. of the site (or 500 ft. if outside the Urban Growth Boundary)
060 065 DAYS	Staff Report	Published 10 days before hearing, includes staff recommendation to hearings body
070 72 075 DAYS	Public Hearing	Held within 51 days of complete application  • Decision may be pronounced at hearing or made after close of record. Record may be kept open, on request
085	Hearings Body Decision	Mailed within 17 days of close of record
095	14 Day Appeal Period	If not appealed the decision is final  • Approvals must be recorded with the county
100 103* DAYS	Decision is Final	For land divisions, a Final Plat application must be submitted for review and approval before the plat can be recorded

\*Timeline reflects Portland City Code requirements in 33.730.030. Oregon State law requires a final local decision within 120 days of complete application. Applicants always retain the right to postpone the decision. As noted above, requests to keep the record open may cause the timing of the decision to vary. Comprehensive Plan Map Amendments and Goal exceptions require a second hearing before City Council and are not subject to the 120 Ay Rule.

TYPE III PROCEDURE
lu\_type3\_procedure 08/09/06

City of Portland Oregon - Bureau of Development Services

## Type III Design Review

- April 09, 2019: Land Use Application Submitted
- April 30 , 2019: Application deemed complete
- <u>July 18, 2019</u>: Design Commission Hearing #1
- <u>November 21, 2019</u>: Design Commission Hearing #2: Concluding with PNID requesting the Record being held open as follows:

December 06, 2019: 14 days for New Evidence – 97 responses received.

December 20, 2019: 14 days for a Response to New Evidence – 1 response received.

January 03, 2020: 14 days for applicant's Final Statement deadline – Final Statement received.

- <u>January 09, 2020</u>: Design Commission Hearing #3 Closed Record Hearing, Commission tentative approval
- <u>January 16, 2020</u>: Design Commission Hearing #4 procedural final vote of the adoption of Final Findings for approval.
- February 18, 2020: Appeal Form Submitted
- February 24, 2020: Notice mailed for City Council appeal hearing on March 19, 2020
- March 12, 2020: Due to COVID, Re-Notice for change of Council hearing from March 19, 2020 to June 04, 2020
- May 29, 2020: Due to CC2035 Remand, Re-Notice for change of Council hearing from June 04, 2020 to August 20, 2020
- <u>June 23, 2020</u>: Re-Notice mailed for City Council appeal hearing clarifying appellant as PNID
- <u>August 20, 2020</u>: Appeal Hearing before City Council #1: Concluding with the applicant requesting the Record being held open as follows:

August 27, 2019: 7 days for New Evidence – 12 responses received.

September 03, 2020: 7 days for a Response to New Evidence – 1 response received.

September 10, 2020: 7 days for applicant's Final Statement deadline – Final Statement received.

- September 16, 2020: Appeal Hearing before City Council #2
- October 22, 2020: Remand Hearing before Design Commission #1
- November 12, 2020: Remand Hearing before Design Commission #2
- <u>January 14, 2021</u>: Appeal Hearing before City Council #3

# Procedural History:

## When you are ready to take a vote, these are the alternatives facing Council:

Deny the appeal and uphold the Design Commission's findings and conditions of approval.

Deny the appeal and uphold the Design Commission's findings and conditions of approval, but with revisions to the proposal that require modified findings or conditions.

Grant the appeal and deny the application.

# Alternatives Facing Council