

I hereby move for passage of the proposed ordinances and substitute ordinances transmitted herewith.

Respectfully submitted,

(Signed) BENNETT R. LAWSON,
Vice-Chair.

On motion of Alderperson Lawson, the said proposed ordinances and substitute ordinances transmitted with the foregoing committee report were *Passed* by yeas and nays as follows:

Yeas -- Alderpersons La Spata, Hopkins, Dowell, Robinson, Yancy, Hall, Harris, Beale, Chico, Lee, Ramirez, Quinn, Gutiérrez, Lopez, Coleman, Moore, Curtis, O'Shea, Taylor, Mosley, Rodríguez, Tabares, Scott, Sigcho-Lopez, Fuentes, Burnett, Ervin, Taliaferro, Cruz, Cardona, Waguespack, Rodríguez-Sánchez, Conway, Ramirez-Rosa, Villegas, Sposato, Nugent, Vasquez, Napolitano, Reilly, Knudsen, Lawson, Gardiner, Clay, Martin, Manaa-Hoppenworth, Hadden, Silverstein -- 48.

Nays -- None.

Alderperson Harris moved to reconsider the foregoing vote. The motion was lost.

The following are said ordinances as passed (the italic heading in each case not being a part of the ordinance):

Reclassification Of Area Shown On Map No. 1-F.
(Application No. 22408)
(Common Address: 745 -- 777 N. Franklin St.)

DX-5

[O2024-0008878]

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 Business Planned Development Number 1472 symbols and indications as shown on Map Number 1-F in the area bounded by:

North Franklin Street; West Chicago Avenue; a line 112 feet east of and parallel to North Franklin Street; a line 80.30 feet south of and parallel to West Chicago Avenue; a line 127 feet east of and parallel to North Franklin Street; and the public alley south of and parallel to West Chicago Avenue,

to those of the DX-5 Downtown Mixed-Use District.

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

*Reclassification Of Area Shown On Map No. 1-F
(As Amended)
(Application No. 20297)
(Common Address: 777 N. Franklin St.)*

BPD 1472

[SO2019-9351]

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 DX-5 Downtown Mixed-Use District symbols and indications as shown on Map Number 1-F in the area bounded by:

North Franklin Street; West Chicago Avenue; a line 112 feet east of and parallel to North Franklin Street; a line 80.30 feet south of and parallel to West Chicago Avenue; a line 127 feet east of and parallel to North Franklin Street; and the public alley south of and parallel to West Chicago Avenue,

to those 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 herewith attached and made a part thereof and to no others.

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

Plan of Development Statements referred to in this ordinance read as follows:

Business Planned Development No. 1472.

Planned Development Statements.

1. The area delineated herein as Planned Development Number 1472 ("Planned Development") consists of approximately 15,310 square feet of property which is depicted on the attached Planned Development Boundary and Property Line Map (the "Property"). RPO 225 West Chicago LLC is the owner of the Property and the ("Applicant") for this 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, the legal titleholders 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 titleholder 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 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 CDOT. Closure of all or any public street or alley during demolition or construction shall be subject to the review and approval of 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 limited to, the following as shall be reviewed and determined by CDOT's Division of Infrastructure Management:

- 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 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 CDOT'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 CDOT'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 CDOT.

4. This Planned Development consists of these 16 Statements; a Bulk Regulations and Data Table and the following exhibits and plans attached hereto prepared by Hirsch MPG and dated February 21, 2020 (the "Plans"): an Existing Zoning Map; an Existing Use Map; a Property Line and Boundary Map; a Site Plan; a Landscape Plan - Roof Plan; Ground Site Floor Plan; Building Elevations (West, South, North, East); East-West Building Section; Sections at Typical Facade and Sections at Metal Panel Portion of Facade. 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.
5. The following uses are permitted in the area delineated herein as a Business Planned Development: office; animal services (excluding shelter and boarding kennels); business equipment sales and service; business support services; communication service establishments; eating and drinking establishments (excluding taverns); financial services; food and beverage retail sales; medical service; personal service; general retail sales; participant sports and recreation (indoor); co-located wireless communication facilities, accessory parking and incidental and accessory uses.
6. On-premises 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-premises 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 overall FAR identified in the Bulk Regulations Table has been determined using a net site area of 15,310 square feet.

The Applicant acknowledges that the project has received a Bonus FAR of 3.1, pursuant to Section 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 and 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 17-4-1003-C.3

The bonus payment will be split between three separate funds, as follows: 80 percent to the Neighborhoods Opportunity Fund, 10 percent to the City-wide Adopt-a-Landmark Fund and 10 percent 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.

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 titleholders 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 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 percent MBE and 6 percent WBE participation (measured against the total construction budget for the project or any phase thereof), and (ii) 50 percent 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 foregoing, 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 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 the DX-5 Downtown Mixed-Use District.

[Existing Zoning Map; Existing Use Map; Property Line and Boundary Map; Site Plan; Landscape and Roof Plans; Ground Site Floor Plan; North, South, East and West Building Elevations; East/West Building Section; Sections at Typical Façade; and Sections at Metal Panel Portion of Façade referred to in these Plan of Development Statements printed on pages 16164 through 16176 of this *Journal*.]

Bulk Regulations and Data Table referred to in these Plan of Development Statements read as follows:

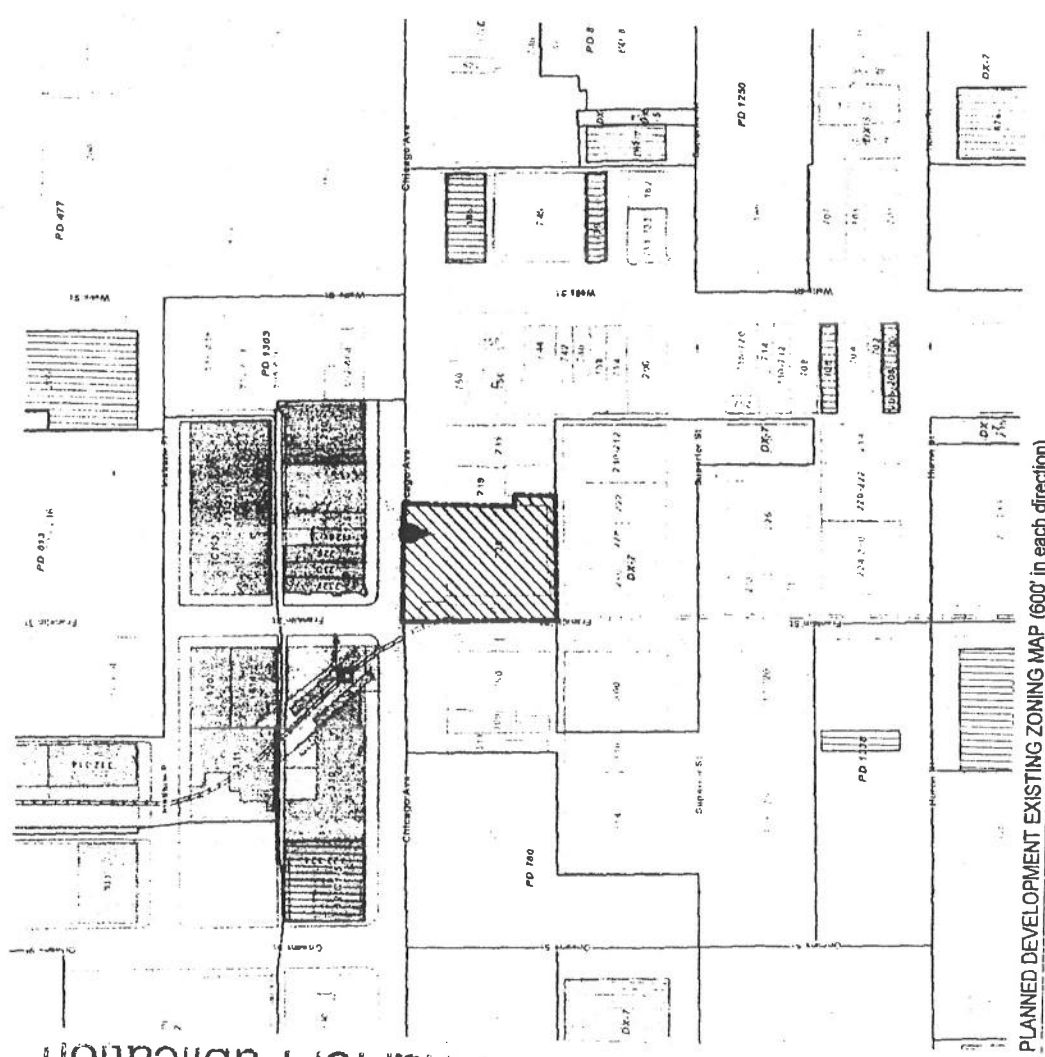
Business Planned Development No. 1972.

Bulk Regulations And Data Table.

Gross Site Area (square feet):	28,520
Area of Public Rights-of-Way (square feet):	13,210
Net Site Area (square feet):	15,310
Maximum Floor Area Ratio (FAR):	8.1
Base FAR:	5.0
Neighborhoods Opportunity Bonus:	3.1
Minimum Accessory Off-Street Parking Spaces:	7
Minimum Bicycle Parking:	36
Minimum Off-Street Loading Spaces:	1 (10 feet by 25 feet)
Maximum Building Height:	125 feet, 8 inches
Minimum Setbacks:	In conformance with the Plans

Final for Publication

AREA OF PLANNED DEVELOPMENT (GROSS)

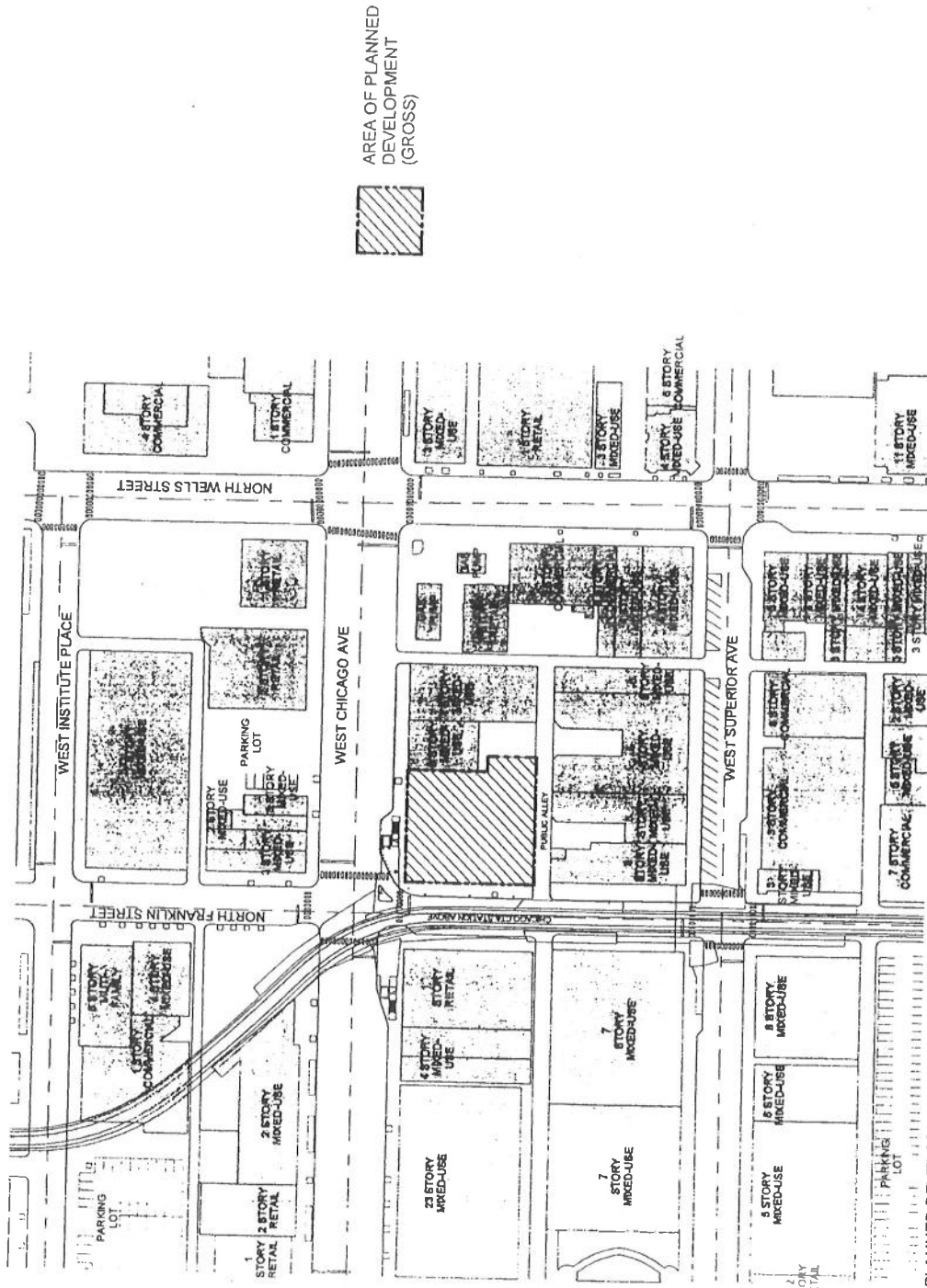


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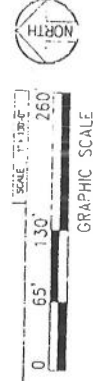
PLANNED DEVELOPMENT EXISTING ZONING MAP (600' in each direction)

APPLICANT: RPO 225 W. CHICAGO LLC
ADDRESS: 745 North Franklin
Date Introduced: 2019-12-18
Plan Commission: 2020-02-21

Final for Publication

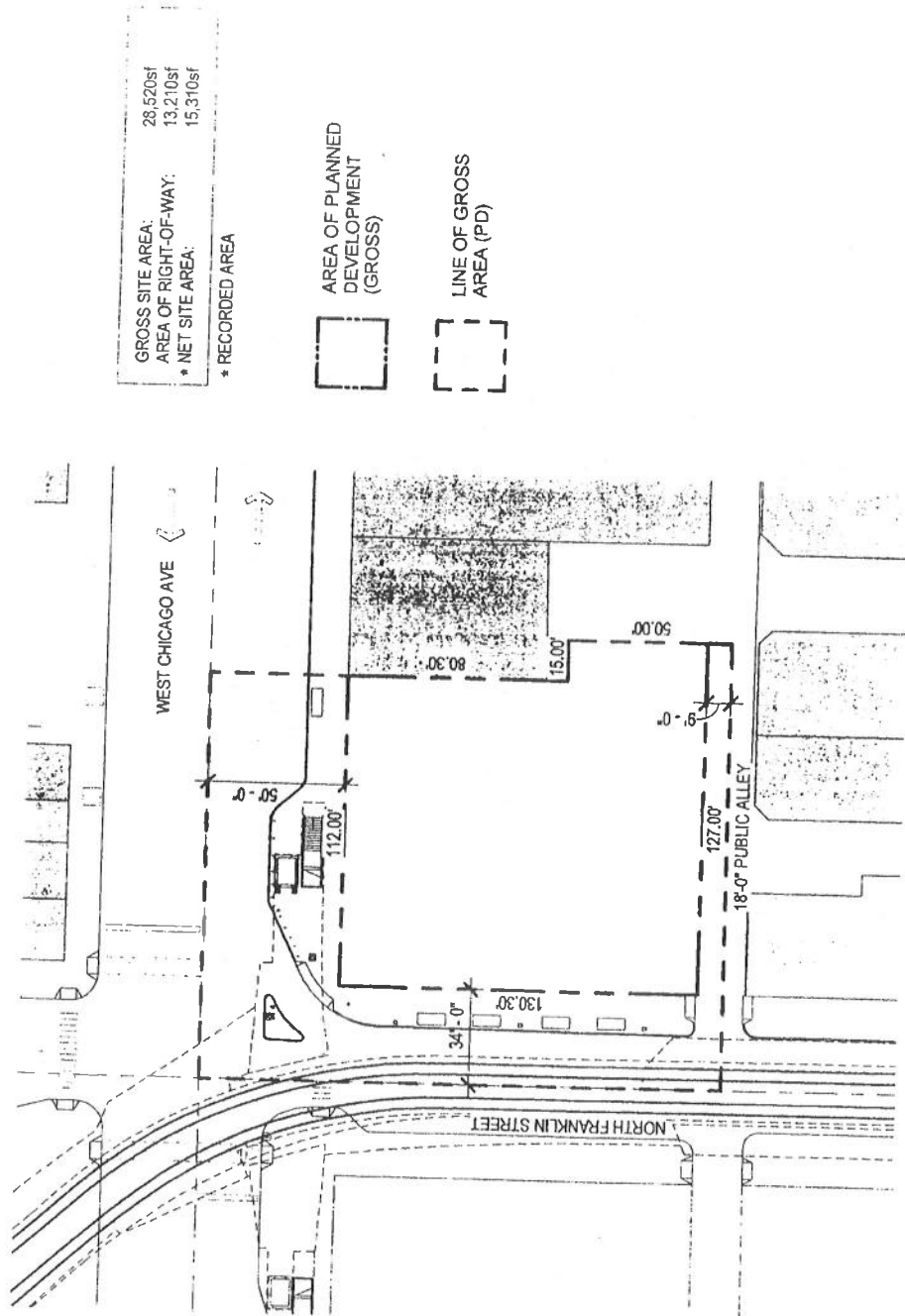


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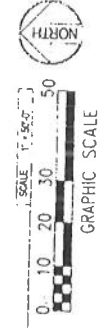
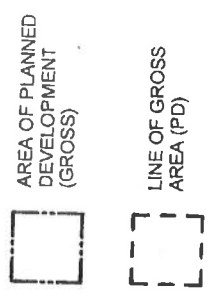


PLANNED DEVELOPMENT EXISTING USE MAP (400' in each direction)

APPLICANT: RPO 225 W. CHICAGO LLC
 ADDRESS: 749 North Franklin
 Date Introduced: 2019-12-18
 Plan Commission: 2020-02-21

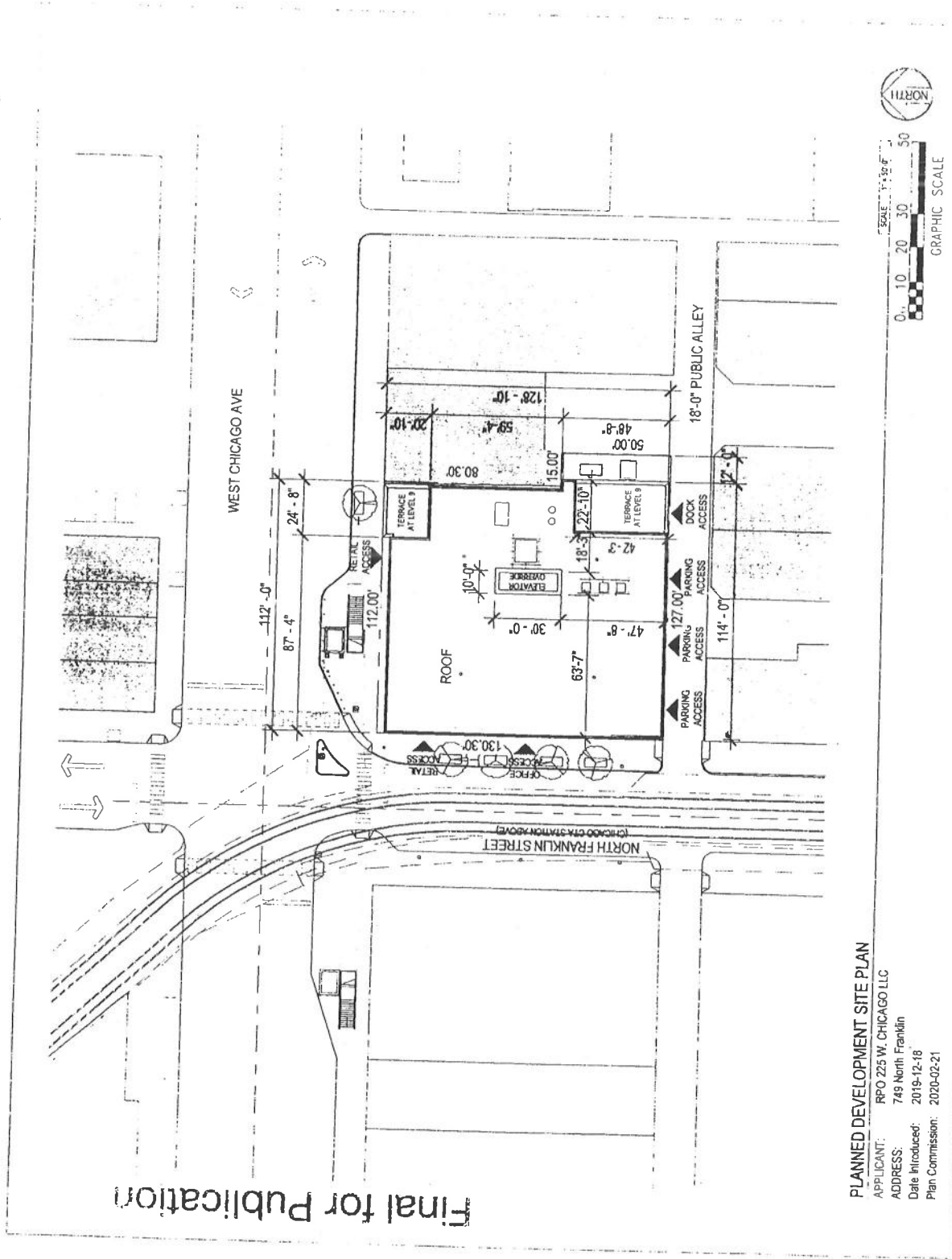


GROSS SITE AREA: 28,520sf
 AREA OF RIGHT-OF-WAY: 13,210sf
 * NET SITE AREA: 15,310sf
 * RECORDED AREA



PLANNED DEVELOPMENT PROPERTY LINE & BOUNDARY MAP
 APPLICANT: RPO 225 W. CHICAGO LLC
 ADDRESS: 749 North Franklin
 Date Introduced: 2019-12-18
 Plan Commission: 2020-02-21

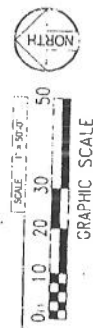
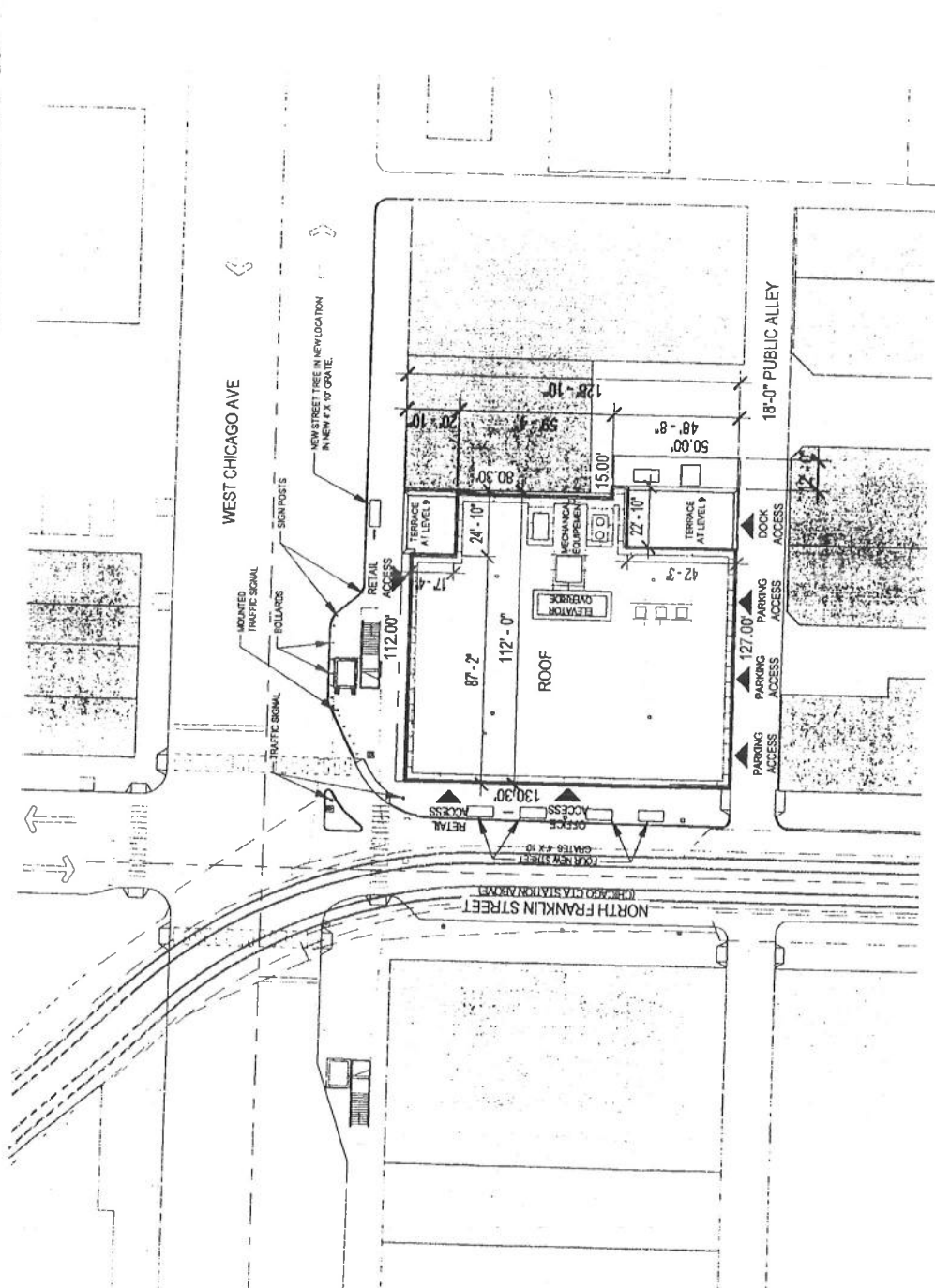
Final for Publication



Final for Publication

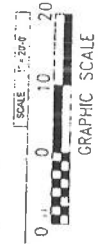
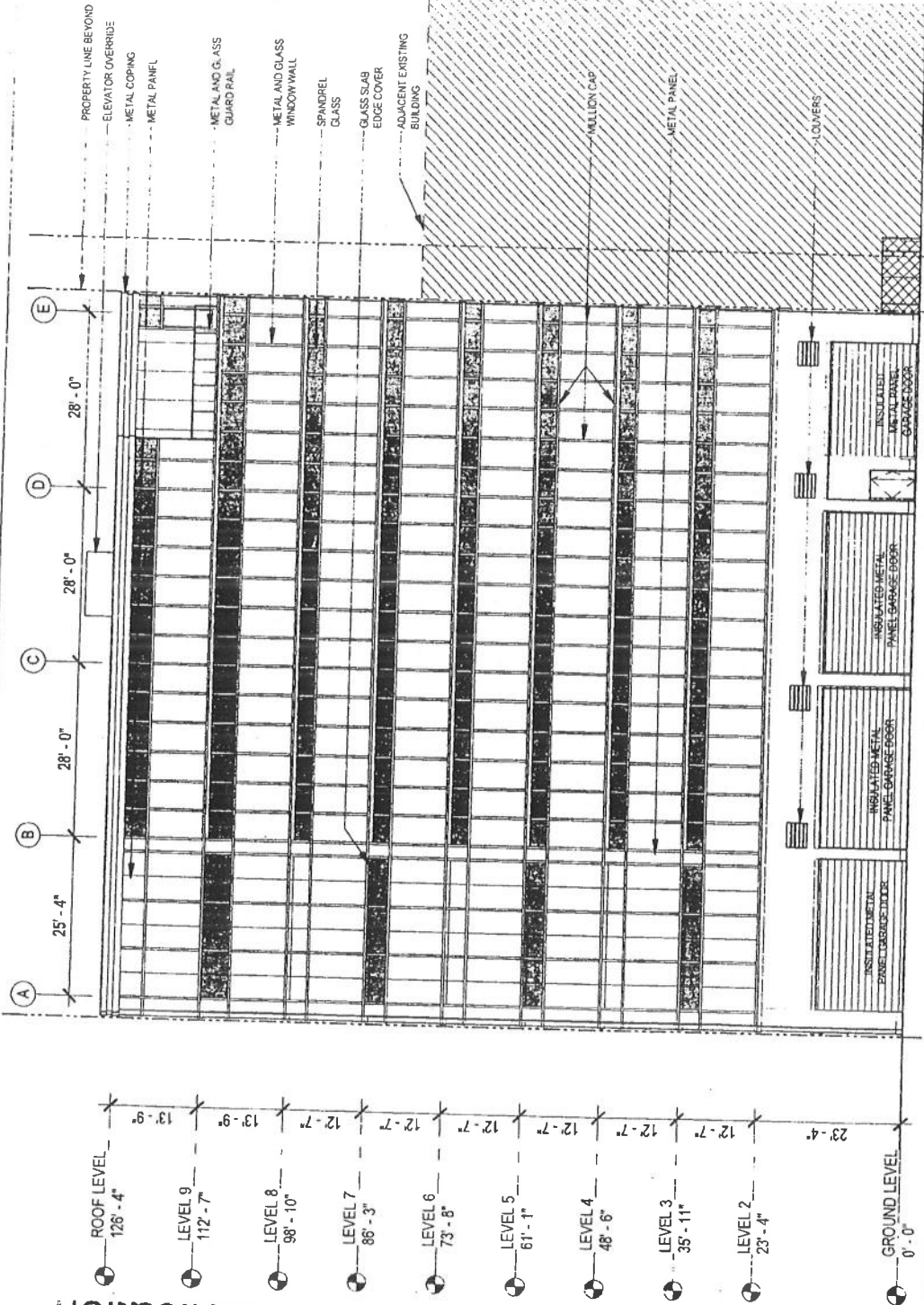
PLANNED DEVELOPMENT SITE PLAN
 APPLICANT: RPO 225 W. CHICAGO LLC
 ADDRESS: 749 North Franklin
 Date Introduced: 2019-12-18
 Plan Commission: 2020-02-21

Final for Publication



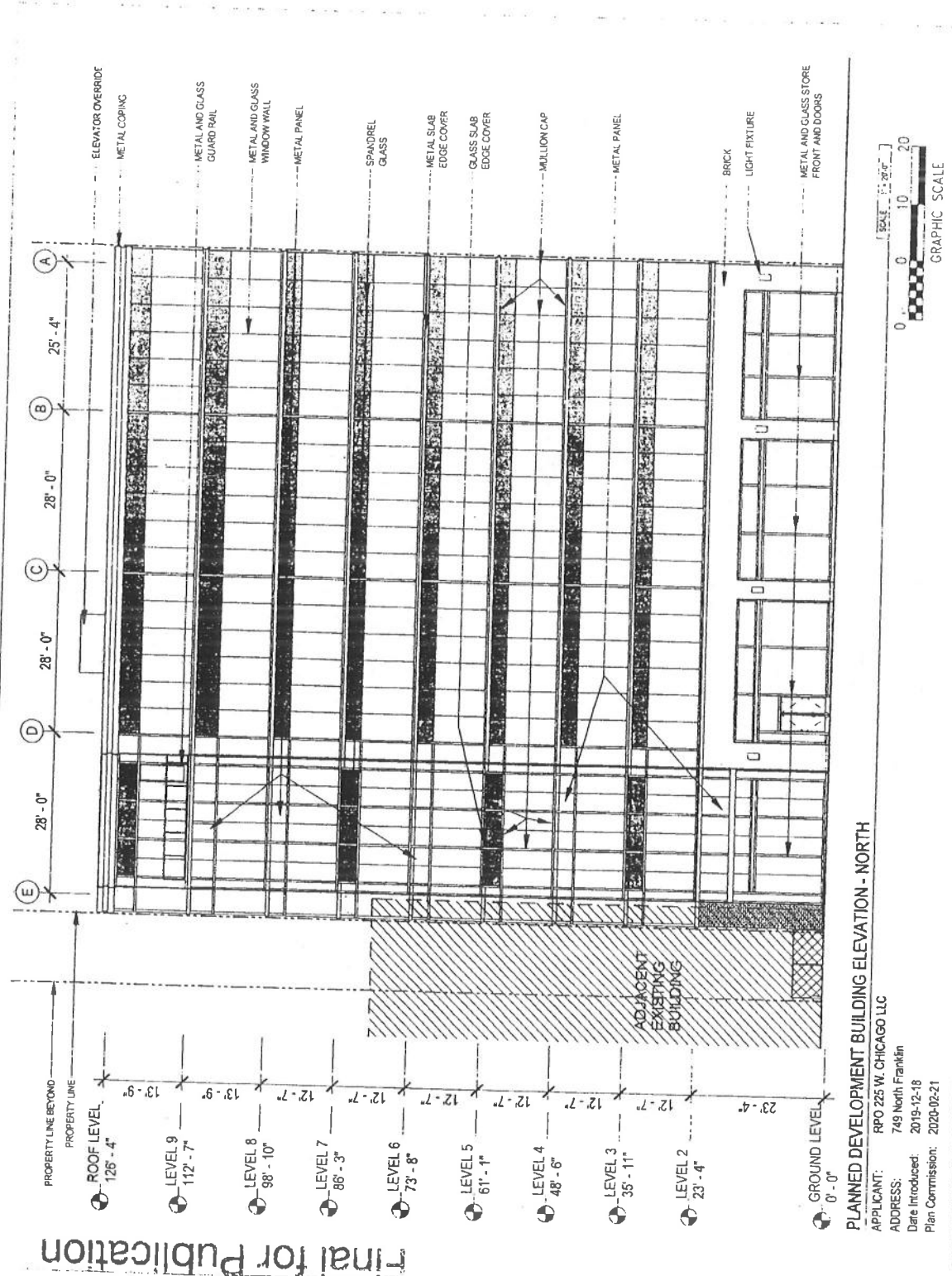
PLANNED DEVELOPMENT LANDSCAPE PLAN - ROOF PLAN
 APPLICANT: RPO 225 W. CHICAGO LLC
 ADDRESS: 749 North Franklin
 Date Introduced: 2019-12-18
 Plan Commission: 2020-02-21

Final for Publication



PLANNED DEVELOPMENT BUILDING ELEVATION - SOUTH

APPLICANT: RPO 225 W. CHICAGO LLC
 ADDRESS: 749 North Franklin
 Date Introduced: 2019-12-18
 Plan Commission: 2020-02-21

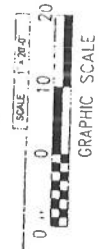
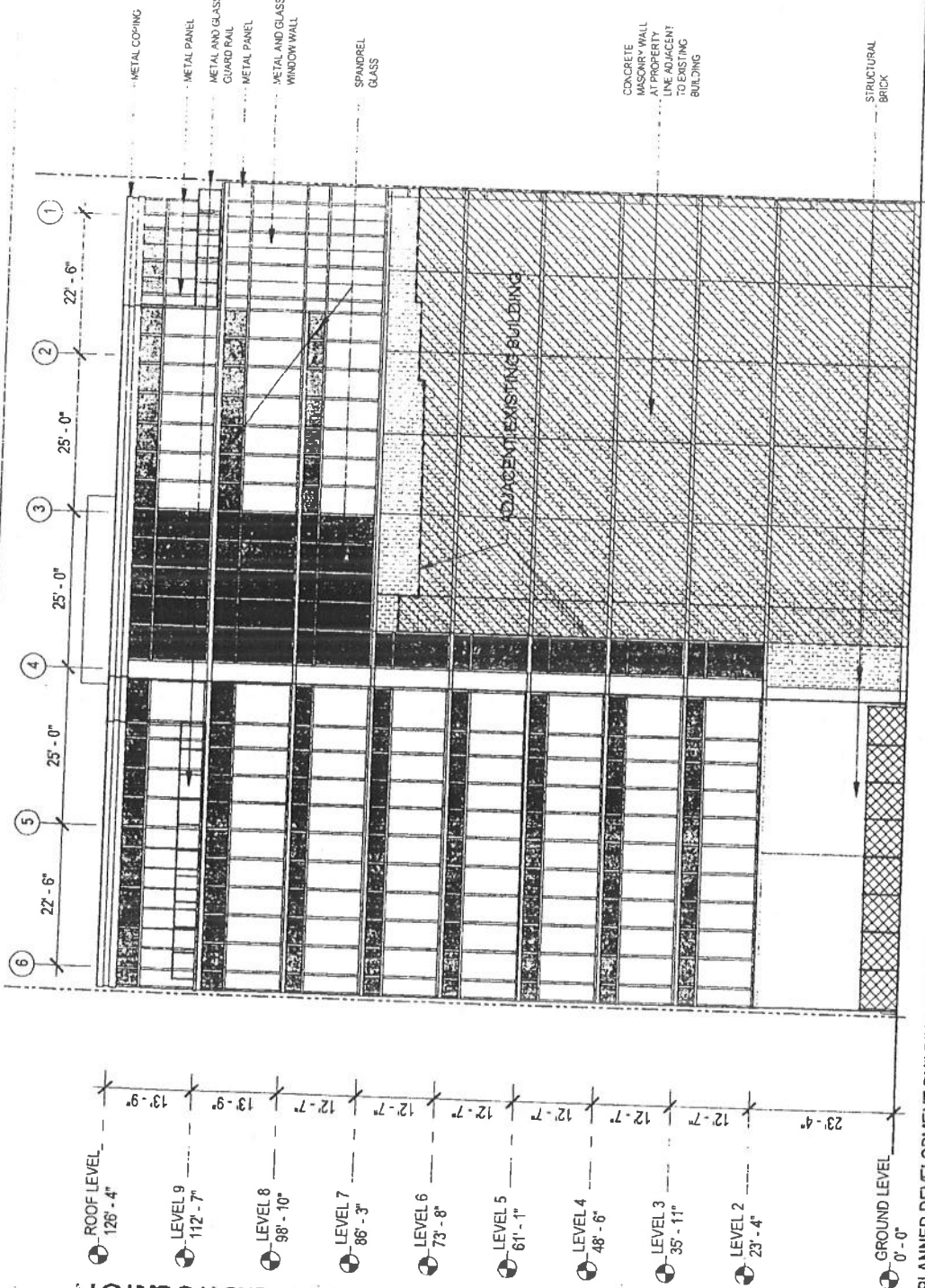


Final for Publication

PLANNED DEVELOPMENT BUILDING ELEVATION - NORTH

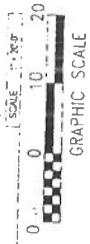
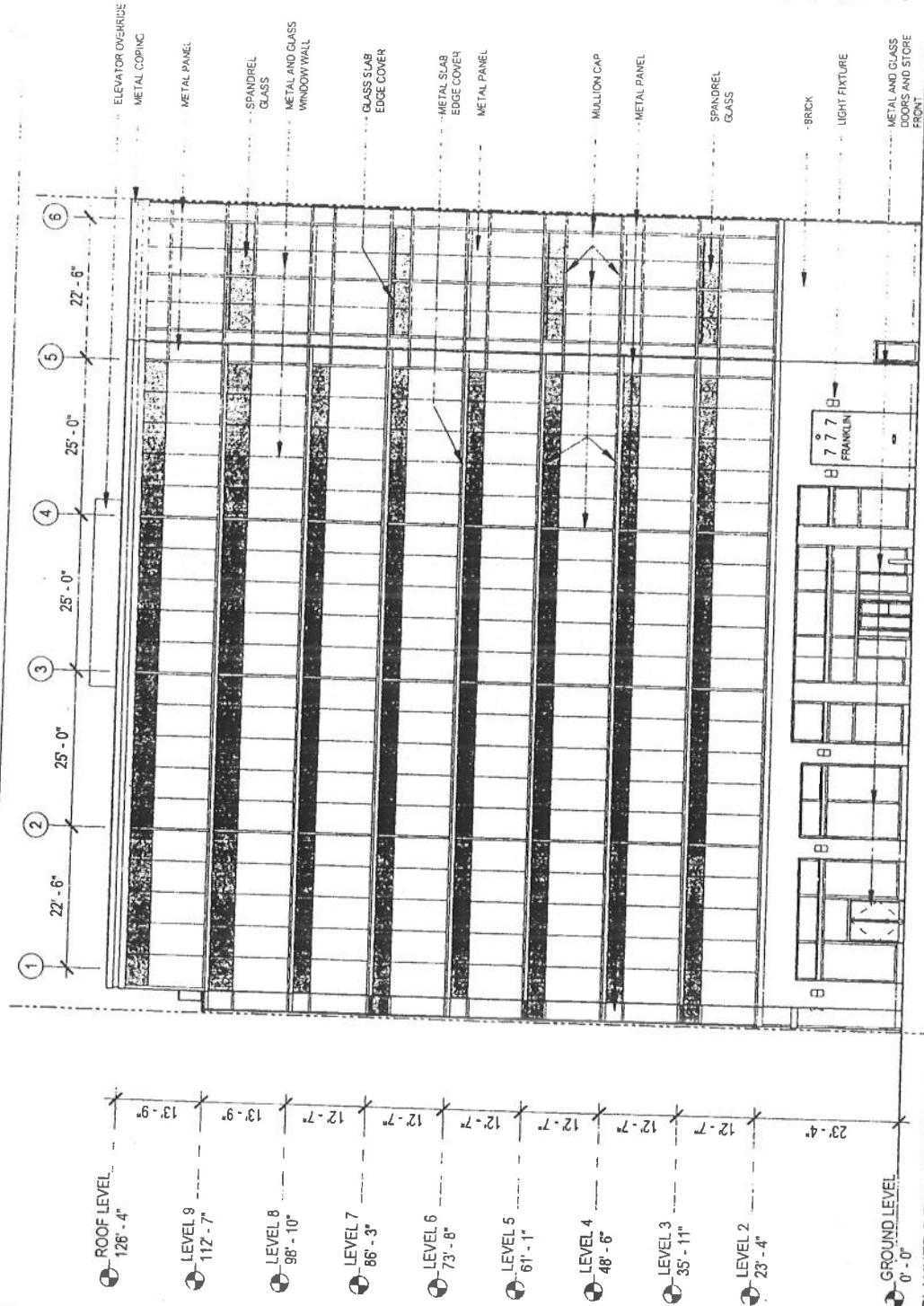
APPLICANT: RPO 225 W. CHICAGO LLC
 ADDRESS: 749 North Franklin
 Date Introduced: 2019-12-18
 Plan Commission: 2020-02-21





Final for Publication

PLANNED DEVELOPMENT BUILDING ELEVATION - EAST
 APPLICANT: RPO 225 W. CHICAGO LLC
 ADDRESS: 749 North Franklin
 Date Introduced: 2019-12-18
 Plan Commission: 2020-02-21

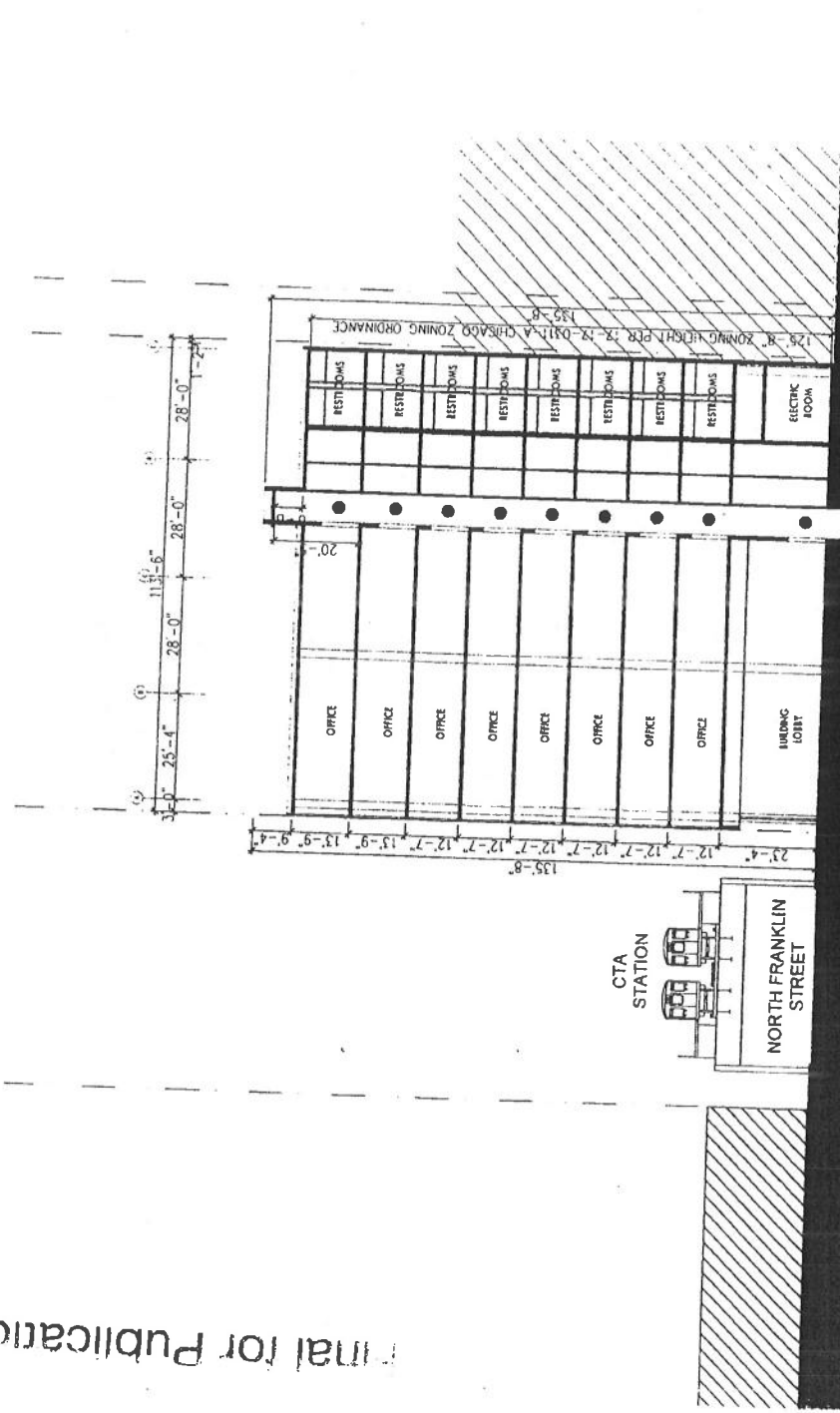


PLANNED DEVELOPMENT BUILDING ELEVATION - WEST

APPLICANT: RPO 225 W. CHICAGO LLC
 ADDRESS: 749 North Franklin
 Date Introduced: 2019-12-18
 Plan Commission: 2020-02-21

Final for Publication

Final for Publication



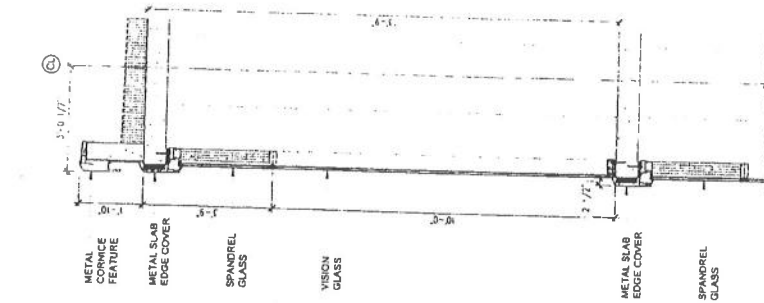
EAST - WEST BUILDING SECTION

APPLICANT: RPO 225 W. CHICAGO LLC.
 ADDRESS: 749 North Franklin
 Date introduced: 2019-12-18
 Plan Commission: 2020-02-21

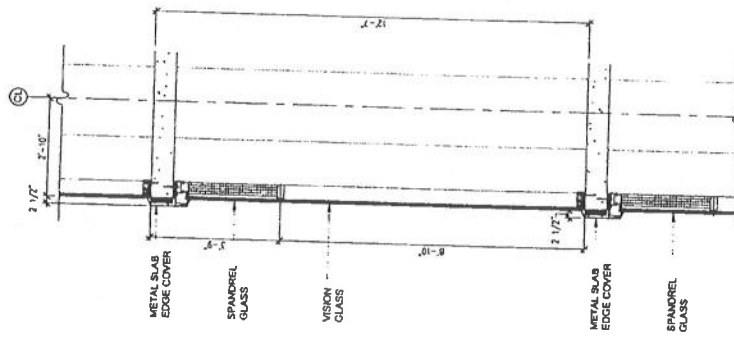


125' B. ZONING HEIGHT PER 12-12-0911-A CHICAGO ZONING ORDINANCE

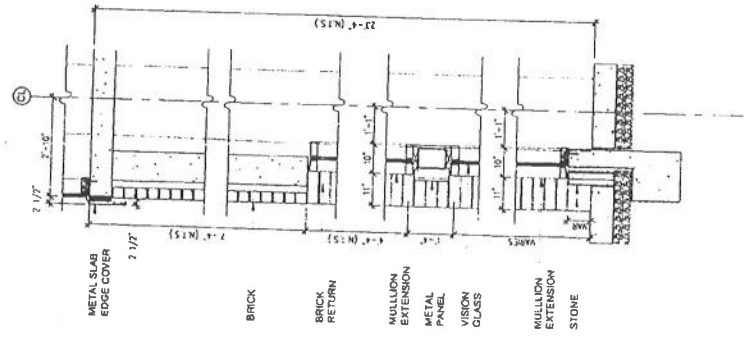
CTA
STATION
NORTH FRANKLIN
STREET



Section Detail at Top of Building

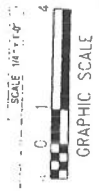


Section Detail at Middle of Building

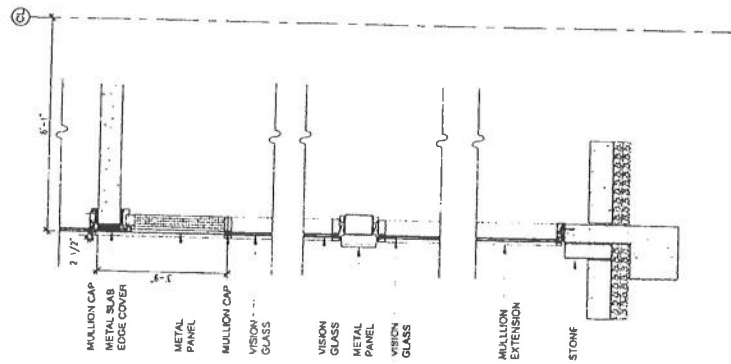


Section Detail at Middle of Building

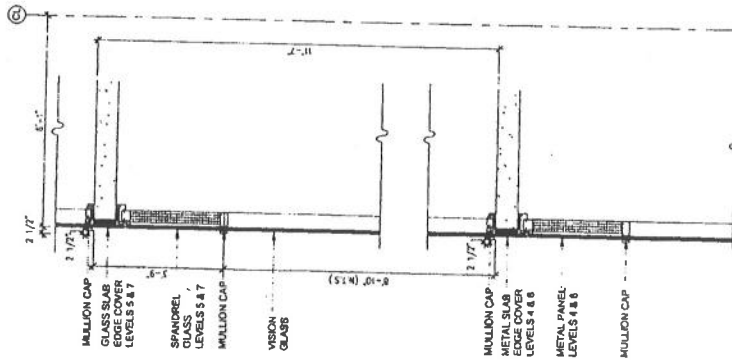
SECTIONS AT TYPICAL FACADE
 APPLICANT: RPO 225 W. CHICAGO LLC.
 ADDRESS: 749 North Franklin
 Date Introduced: 2019-12-18
 Plan Commission: 2020-02-21



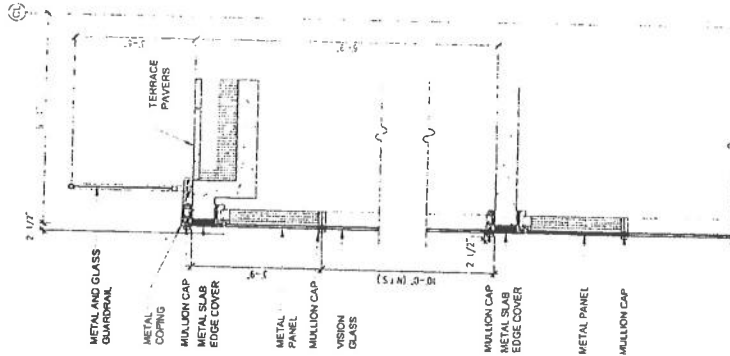
Final for Publication



Section Detail at Base of Building



Section Detail at Middle of Building



Section Detail at Top of Building

SECTIONS AT METAL PANEL PORTION OF FACADE

APPLICANT: RPO 225 W. CHICAGO LLC.
 ADDRESS: 749 North Franklin
 Date Introduced: 2019-12-18
 Plan Commission: 2020-02-21

