



PLANNING AND ZONING COMMISSION Tuesday, May 27, 2025, 4:30 PM 191 5th Street West, Ketchum, Idaho 83340

#### **AGENDA**

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   Webinar ID: 840 5164 6270
- 2. Address the Commission in person at City Hall.
- 3. Submit your comments in writing at <a href="mailto:participate@ketchumidaho.org">participate@ketchumidaho.org</a> (by noon the day of the meeting)

This agenda is subject to revisions. All revisions will be underlined.

**CALL TO ORDER:** By Chairman Neil Morrow

**ROLL CALL:** Pursuant to Idaho Code 74-204(4), all agenda items are action items, and a vote may be taken on these items.

#### **COMMUNICATIONS FROM COMMISSIONERS:**

#### **CONSENT AGENDA:**

ALL ACTION ITEMS - The Commission is asked to approve the following listed items by a single vote, except for any items that a commissioner asks to be removed from the Consent Agenda and considered separately.

- 1. CONSENT: Recommendation to review and approve the Findings of Fact, Conclusions of Law, and Decision for the 120 N East Ave Addition Design Review. (Abby Rivin Senior Planner)
- 2. CONSENT: Recommendation to review and approve the Findings of Fact, Conclusions of Law, and Decision for the Limelight Hotel Planned Unit Development Conditional Use Permit and Development Agreement Amendment Applications. (Abby Rivin Senior Planner)

#### **PUBLIC HEARING:**

3. PUBLIC HEARING: Recommendation to conduct a public hearing on the consolidated DRAFT Ketchum Land Development Code and continue the hearing to June 10, 2025. (Morgan Landers - Director of Planning and Building)

#### **ADJOURNMENT:**

IN RE:	)
	)
120 N East Avenue Addition	) KETCHUM PLANNING AND ZONING COMMISSION
Design Review	) FINDINGS OF FACT, CONCLUSIONS OF LAW, AND
Application File Number: P24-074	) DECISION
	)
Date: May 27, 2025	

**PROJECT:** 120 N East Ave Addition

**APPLICATION TYPE:** Design Review

FILE NUMBER: P24-074

**PROPERTY OWNER:** 120 East LLC

**REPRESENTATIVE:** Mike Brunelle, Brunelle Architects

LOCATION: 120 N East Avenue (Ketchum Townsite: Block 42: Lot 2)

**ZONING:** Mixed-Use Subdistrict of the Community Core (CC-2 Zone)

OVERLAY: None

#### **RECORD OF PROCEEDINGS**

The Planning and Zoning Commission (the "Commission") considered the 120 N East Avenue Addition Design Review Application File No. P24-074 during their special meeting on May 7, 2025. A public hearing notice for the project was mailed to all owners of property within 300 feet of the project site on April 16, 2025. The public hearing notice was published in the Idaho Mountain Express on April 16, 2025. A notice was posted on the project site on April 30, 2025 and on the city's website on April 22, 2025. After considering Staff's analysis, the applicant's presentation, and public comment, the Commission approved Design Review Application File No. P24-074 subject to conditions.

#### **FINDINGS OF FACT**

The Commission having reviewed the entire project record, provided notice, and conducted the required public hearing does hereby make and set forth these Findings of Fact, Conclusions of Law, and Decision as follows:

The applicant is proposing a 2,279-square-foot addition to the existing commercial building located at 120 N East Avenue (the "subject property") in the Mixed-Use Subdistrict of the Community Core ("CC-

2 Zone"). The proposed 2,279 square-foot addition will accommodate a remodel of the existing commercial area, a new attached garage, and two new multi-family dwelling units. The proposed mixed-use building has a total FAR is 0.99 and with a maximum height of 39′-7". The project plans are included as Exhibit A.

The proposed addition is subject to Design Review pursuant to Ketchum Municipal Code ("KMC") §17.96.010.A4, which requires Design Review for substantially altering the exterior of commercial and mixed-use buildings. The Planning and Zoning Commission (the "Commission") has the authority to review and approve the applicant's Design Review request pursuant to KMC §17.96.030.B. As conditioned, the Commission finds that the project complies with all zoning code requirements and Design Review standards.

#### Findings Regarding Conformance with Zoning and Design Review Standards

Pursuant to KMC §17.96.050.A, the Commission shall determine the following before granting Design Review approval:

- 1. The project does not jeopardize the health, safety or welfare of the public.
- 2. The project generally conforms with the goals, policies, and objectives of the adopted comprehensive plan.
- 3. The project conforms to all applicable standards and criteria as set forth in this chapter, this title, and any other standards as adopted or amended by the City of Ketchum from time to time.

#### <u>Criteria 1 & Criteria 2: Public Health, Safety, and Welfare & Comprehensive Plan Conformance</u> Future Land Use

The subject property is designated as Mixed-Use Commercial on the future land use map of the 2104 Comprehensive Plan ("2014 Plan"). The Mixed-Use Commercial promotes a wide range of commercial and residential uses and mixed-use development. The 2014 Plan supports redevelopment and the intensification of land uses downtown. Goal LU-1 promotes, "a functional, compact, and mixed-use pattern that integrates and balances residential and non-residential land uses." Goal LU-2 supports, "infill and redevelopment in the downtown, major activity areas and specific areas that can take advantage of proximity to services and transportation" (page 71). As noted in the 2014 Plan, redevelopment, "means the more intensive use of existing or underused buildings and sites or the replacement of buildings with larger buildings" (page 71). Policy LU-2.1 supports the intensification of land uses on appropriate redevelopment sites downtown (page 71).

The project will expand the existing commercial space in the 120 N East Ave building and add two new housing units. By intensifying the existing commercial use and adding residential use, the project meets the 2014 Plan policies supporting a mixture of uses and the intensification of land uses through redevelopment downtown.

#### Housing

The 2014 Plan identifies downtown as an appropriate place for housing density due to its proximity to jobs and transportation options. Policy H-1.4 of the comprehensive plan states that, "housing should be integrated into the downtown core" (page 20), and Policy H-3.1 encourages the siting of housing in new developments near public transportation and retail districts (page 21). The project will provide

two new housing units located within the downtown core within walking distance to the Mountain Rides bus stop Visitor Center on Sun Valley Road, which provides access to all major transit routes connecting riders to other areas of Ketchum and the Wood River Valley.

#### Compatibility with Surrounding Neighborhood

The 2014 Plan provides the following policies regarding design and compatibility with the surrounding neighborhood:

- Policy CD-1.3: "Infill and redevelopment projects should be contextually appropriate to the neighborhood and development in which they occur. Context refers to the natural and manmade features adjoining a development site; it does not imply a certain style" (page 26).
- Policy CD-1.4: "Each new project should be well-designed and attractive, and should complement surrounding land uses and existing neighborhood character" (page 26).

While infill and redevelopment has intensified downtown, this area has not experienced the same degree of change. The proposed three-story mixed-use building has maximum height of 38'-5", is 8,134 gross square feet, and has a total Floor Area Ratio (FAR) of 0.99. The natural materials and earthtone colors will complement the adjacent buildings and surrounding buildings. Staff believes the project provides a high-quality design that complements adjacent buildings and is contextually appropriate for this area of downtown.

#### Criteria 3: Conformance with Applicable Standards and Criteria

The 120 N East Ave Addition Design Review project complies with all zoning code regulations, dimensional standards required for buildings in the CC-2 Zone, Design Review standards, and Community Core project requirements.

#### FINDINGS REGARDING COMPLIANCE WITH ZONING REGULATIONS

17.12.020 – District Use Matrix	Conformance
Zone District: Mixed-Use Subdistrict of the Community Core (CC-2)	YES
Staff Analysis: The mixed-use development includes commercial offices and two multi-family	
dwelling units, which are permitted in the CC-2 Zone pursuant to KMC §17.12.020.	

17.12.040 – Dimensional Standards. CC District Matrix	Conformance
Minimum Lot Size	YES
Staff Analysis: Required: 5,500 square feet	
Lot 2 Area: 8,250 square feet	

17.12.040 – Dimensional Standards. CC District Matrix	Conformance
Minimum Lot Width	YES
Staff Analysis: Required: Minimum lot width of an average of 55 feet is required in the CC-2 zone district.	
Existing Nonconforming Lot Width: 55 feet	

17.12.040 – Dimensional Standards. CC District Matrix	Conformance
Minimum Building Setbacks	YES

#### Staff Analysis:

#### Required:

Front (East Avenue/west): 5' average

Side (interior/north): 0' Side (interior/south): 0' Rear (alley/east): 3'

Non-habitable structures, permanently affixed deck amenities, solar panels visible above roof ridge or parapet, and mechanical equipment and screening affixed to a roof from all building

facades: 10 feet

#### Proposed:

Setbacks for Mixed-Use Building

Front (East Avenue/west): 11'-1" average

Side (interior/north): 10" Side (interior/south): 7" Rear (alley/east): 68'-6"

#### Rooftop Structures

N/A—no rooftop solar or mechanical units are proposed to be installed on the roof.

17.12.040 – Dimensional Standards. CC District Matrix	Conformance
Maximum Building Heights	YES

Permitted: 42 feet

Height of building/CC District: The greatest vertical distance of a building in the community core district measured by determining the average elevation of the front property line and rear property line. Draw a line from the average front or rear elevation up to the maximum building height allowed, and then draw a line at that height parallel to the front or rear property line. The resulting line establishes the highest elevation of the front or rear facade. The front or rear facade shall not extend above this line. Side facades may be stepped up or down to transition from the highest elevation of the front facade height to the highest elevation of the rear facade. One or multiple steps along the side facades are allowed, except no step shall occur within 40 feet of the front elevation or within 35 feet of the rear facade. The City shall establish the elevation points used to calculate the average elevation of the front and rear property lines (see illustration A on file in the office of the City Clerk).

#### Proposed:

Maximum Height of Front Façade: 38'-7" Maximum Height of Rear Façade: 33'-6"

17.124.040 – Floor Area Ratios and Community Housing	Conformance
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All new buildings and alterations to existing buildings in the GR-H, T, T-3000	YES
and CC zoning districts, unless otherwise specified in this title, shall be subject	
to the maximum floor area ratio (FAR) described below.	

#### Required

Permitted FAR: 1.0

Permitted FAR with Community Housing: 2.25

#### Proposed:

The FAR calculation is provided on Sheet A-002 of the project plans.

Total Gross Floor Area: 8,134 square feet

Lot Area: 8,250 square feet

FAR: 0.99

17.125.030 - Off Street Parking and Loading 17.125.040 - Off Street Parking and Loading Calculations 17.125.050 - Community Core District Off Street Parking and Loading Calculations	Conformance
Pursuant to Ketchum Municipal Code 17.125.020.A1, all new development	YES
must comply with the off street vehicle parking requirements.	

#### Permitted:

#### Required (KMC §17.125.040)

Multi-Family Dwelling Units in CC Zone

Units 750 square feet or less: 0 parking spaces

Units 751 square feet to 2,000 square feet: 1 parking space

Units 2,001 square feet and above: 2 parking spaces

Non-residential: 1 parking space per 1,000 gross square feet (refer to definition of gross floor area with additional exclusion of common and public areas)

#### Exemptions in CC Zone

- Community housing
- Food service
- The first 5,500 gross square feet of retail trade
- The first 5,500 gross square feet of assembly uses
- The first 5,500 square feet of office and personal service uses

#### Project Parking Demand

Office (4,139 gross sq ft): Exempt

#### Multi-Family Dwelling Units:

- Second-Floor Dwelling Unit Net Floor Area: 574 square feet—0 parking required
- Third-Floor Dwelling Unit Net Floor Area: 2,185 square feet—2 parking spaces required

#### Total Parking Demand:

2 Parking Spaces

#### Proposed

The applicant has provided 7 parking spaces—2 parking spaces are proposed within the attached garage and 5 parking spaces are proposed for the surface parking area.

17.125.060 – Bicycle Parking	Conformance
Ketchum Municipal Code §17.125.060.B: All uses, other than one family	YES
dwellings, are required to provide one bicycle rack, able to accommodate at	
least two bicycles, for every four parking spaces required by the proposed use.	
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#### Finding:

<u>Required:</u> 1 bike rack, accommodating at least two bicycles, is required based on the project parking demand.

Proposed: 1 bike rack accommodating two bicycles is provided on site.

17.127 – Signage	Conformance
Master Signage Plan for New Construction	YES
Finding: The master signage plan is specified on sheet L-100.	

17.132 – Dark Skies	Conformance
Compliance with Section 17.132 – Dark Skies.	YES
Finding. The outerior lighting plan is provided on sheets A 002 and A 004. The proposed	

**Finding**: The exterior lighting plan is provided on sheets A-003 and A-004. The proposed exterior lighting complies with the Dark Skies Ordinance.

#### FINDINGS REGARDING COMPLIANCE WITH DESIGN REVIEW STANDARDS

17.96.060.A.1 - Streets	Conformance
The applicant shall be responsible for all costs associated with providing a	YES
connection from an existing City street to their development.	Condition #4

**Finding:** The City Engineer has conducted a review of the project plans and believes the proposed right-of-way improvements comply with city standards. The applicant shall submit final civil drawings prepared by an engineer registered in the State of Idaho that provide specifications for all right-of-way improvements, including sidewalks, alley asphalt, streetlights, utilities, and drainage facilities, for review and approval by the City Engineer, Streets Department, Utilities Department, and Planning Department prior to issuance of a building permit for the project pursuant to condition of approval #4.

17.96.060.A.2 - Streets	Conformance
All street designs shall be approved by the City Engineer.	YES
	Condition #4

**Finding**: No new streets or changes to the travel lanes or street designs are proposed with this project. Final civil drawings for all associated right-of-way improvements shall be submitted with the building permit application to be verified, reviewed, and approved by the City Engineer and Streets Department. Final review of all right-of-way improvements will be completed prior to issuance of a building permit for the project pursuant to condition of approval #4.

17.96.060.B.1 - Sidewalks	Conformance
All projects under subsection 17.96.010.A of this chapter that qualify as a	YES
"substantial improvement" shall install sidewalks as required by the Public	
Works Department.	

**Finding**: Ketchum Municipal Code 17.124.140 outlines the zone districts where sidewalks are required when substantial improvements are made, which include the CC, all tourist zone districts, and all light industrial districts. As the project is within the CC-2 zone district, sidewalks are required and included in the project plans. The applicant has proposed to install new 8-foot-wide sidewalk along 2<sup>nd</sup> Street.

17.96.060.B.2 - Sidewalks	Conformance
Sidewalk width shall conform to the City's right-of-way standards, however the	YES
City Engineer may reduce or increase the sidewalk width and design standard	Condition
requirements at their discretion.	#4

**Finding**: The applicant has proposed installing a new 8-foot-wide, concrete sidewalk along East Avenue. The City Engineer, Streets Department, and City Arborist have conducted a review of the project plans and believe the proposed right-of-way improvements comply with city standards.

The applicant shall submit final civil drawings prepared by an engineer registered in the State of Idaho that provide specifications for all right-of-way improvements, including sidewalks, alley asphalt, streetlights, utilities, and drainage facilities, for review and approval by the City Engineer, Streets Department, Utilities Department, and Planning Department prior to issuance of a building permit for the project pursuant to condition of approval #4.

17.96.060.B.3 - Sidewalks	Conformance
Sidewalks may be waived if one of the following criteria is met:	N/A
a) The project comprises an addition of less than 250 square feet of conditioned space.	
b) The City Engineer finds that sidewalks are not necessary because of existing geographic limitations, pedestrian traffic on the street does not warrant a sidewalk, or if a sidewalk would not be beneficial to the general welfare and safety of the public.	
Finding: N/A. Sidewalks are required for the project. The applicant has not reques	sted, nor has

17.96.060.B.4 - Sidewalks	Conformance
The length of sidewalk improvements constructed shall be equal to the length of the subject property line(s) adjacent to any public street or private street.	YES
Finding. The proposed sidewalk improvements are equal to the length of the sub	: <u>+</u>

the City Engineer granted, a waiver to the sidewalk requirement for the project.

**Finding**: The proposed sidewalk improvements are equal to the length of the subject property's frontage along East Avenue.

17.96.060.B.5 – Sidewalks	Conformance
New sidewalks shall be planned to provide pedestrian connections to any existing or future sidewalks adjacent to the site. In addition, sidewalks shall be constructed to provide safe pedestrian access to and around a building.	YES
Finding: The new sidewalk will connect to the existing sidewalk to the north and south along	

The City may approve and accept voluntary cash contributions in lieu of the above described improvements, which contributions must be segregated by the City and not used for any purpose other than the provision of these improvements. The contribution amount shall be 110 percent of the estimated costs of concrete sidewalk and drainage improvements provided by a qualified contractor, plus associated engineering costs, as approved by the City Engineer. Any approved in lieu contribution shall be paid before the City issues a certificate of occupancy.	17.96.060.B.6 - Sidewalks	Conformance
improvements. The contribution amount shall be 110 percent of the estimated costs of concrete sidewalk and drainage improvements provided by a qualified contractor, plus associated engineering costs, as approved by the City Engineer. Any approved in lieu contribution shall be paid before the City issues	above described improvements, which contributions must be segregated by	N/A
	improvements. The contribution amount shall be 110 percent of the estimated costs of concrete sidewalk and drainage improvements provided by a qualified contractor, plus associated engineering costs, as approved by the City	

**Finding**: N/A. The applicant has not requested relief from the requirement to construct sidewalks nor has the City granted any such request.

17.96.060.C.1 - Drainage	Conformance
All stormwater shall be retained on site.	YES
	Condition #4

#### Finding:

East Avenue.

On-site stormwater drainage will be directed through internal roof drains to on-site drywells. The roof plan on revised sheet A-104 includes a note stating that the EDPM roofing will be sloped to an internal drain system. Specifications for the roof drainage submitted must be provided with the project plans submitted with the building permit application for final review and approval by the City Engineer.

Pursuant to condition of approval #4, the applicant shall submit final civil drawings prepared by an engineer registered in the State of Idaho that provide specifications for all drainage improvements, for review and approval by the City Engineer and Streets Department prior to issuance of a building permit for the project.

17.96.060.C.2 - Drainage	Conformance
Drainage improvements constructed shall be equal to the length of the subject	YES
property lines adjacent to any public street or private street.	Condition #4

**Finding**: The project proposes to construct drainage improvements along the length of the subject property, including curb and gutter, along East Avenue. All drainage improvements are required to be constructed to comply with city standards. Pursuant to condition of approval #4, the applicant shall submit final civil drawings prepared by an engineer registered in the State of Idaho that provide specifications for all drainage improvements, for review and approval by the City Engineer and Streets Department prior to issuance of a building permit for the project.

Conformance
YES
Condition #4

**Finding**: The City Engineer will determine if the drainage improvements for the public right-of-way and surface parking area are sufficient after reviewing the final civil drawings submitted with the building permit application. The City Engineer may require additional drainage improvements if necessary. Pursuant to condition of approval #4, the applicant shall submit final civil drawings prepared by an engineer registered in the State of Idaho that provide specifications for all drainage improvements, for review and approval by the City Engineer and Streets Department prior to issuance of a building permit for the project.

17.96.060.C.4 - Drainage	Conformance
Drainage facilities shall be constructed per City standards.	YES
	Condition #4

#### Finding:

The City Engineer and Streets Department have conducted a review of the project plans and believe the proposed right-of-way improvements comply with city standards. Pursuant to condition of approval #4, the applicant shall submit final civil drawings prepared by an engineer registered in the State of Idaho that provide specifications for all drainage improvements, for review and approval by the City Engineer and Streets Department prior to issuance of a building permit for the project.

17.96.060.D.1 - Utilities	Conformance
All utilities necessary for the development shall be improved and installed at	YES
the sole expense of the applicant.	

**Finding**: All project costs associated with the development, including the installation of utilities, are the responsibility of the applicant. The applicant has not made requests for funding to the city for utility improvements. No funds have been provided by the city for the project.

17.96.060.D.2 - Utilities	Conformance
Utilities shall be located underground and utility, power, and communication	YES
lines within the development site shall be concealed from public view.	

**Finding**: Sheet L-100 shows the siting of the new transformer required to serve the project. The proposed transformer is located at northeast corner of the property by the alley and is not visible from public view along the East Avenue street frontage. The revised submittal included a letter dated January 17, 2025 confirming that they have reviewed the design and siting of the proposed transformer. The gas meters will be located within an alcove along the south interior façade.

17.96.060.D.3 - Utilities	Conformance
When extension of utilities is necessary all developers will be required to pay	N/A
for and install two-inch SDR11 fiber optical conduit. The placement and	

construction of the fiber optical conduit shall be done in accordance with City of Ketchum standards and at the discretion of the City Engineer.

**Finding**: N/A. The location of the subject property is already served by fiber optic cable and therefore no conduit is required in this location.

17.96.060.E.1 – Compatibility of Design	Conformance
The project's materials, colors and signing shall be complementary with the	YES
townscape, surrounding neighborhoods and adjoining structures.	

#### Finding:

The proposed exterior materials include unpainted sealed steel panels, metal cladding, bonderized metal paneling, board-formed concrete, stucco painted dark brown (Benjamin Moore Deep River 1582), wood siding and soffit material in a natural light brown color (Resawn Abodo Vulcan Cladding "Straw"), and wood siding in a dark brown color (Resawn Abodo Vulcan Cladding "Nero"). The proposed sign is comprised of steel beams and plates with colors that match the metal and steel panels proposed for the building. The natural materials and earthtone colors will complement the adjacent buildings and surrounding buildings. The project provides a high-quality design that complements adjacent buildings and is contextually appropriate for this area of downtown.

17.96.060.E.2 – Compatibility of Design	Conformance
Preservation of significant landmarks shall be encouraged and protected, where applicable. A significant landmark is one which gives historical and/or cultural importance to the neighborhood and/or community.	N/A
<b>Finding</b> : The subject property is not listed as a historical or cultural landmark on t Ketchum's Historical Building/Site List, therefore this standard does not apply.	he city of

17.96.060.E.3 – Compatibility of Design	Conformance
Additions to existing buildings, built prior to 1940, shall be complementary in design and use similar material and finishes of the building being added to.	N/A
Finding: N/A. The existing commercial building was constructed in 1985.	

17.96.060.F.1 – Architectural	Conformance
Building(s) shall provide unobstructed pedestrian access to the nearest	YES
sidewalk and the entryway shall be clearly defined.	

**Finding**: The primary building entrance is along East Avenue. The existing building entrance borders the south side property line. The existing building entrance connects to the East Avenue sidewalk through an uncovered pathway and uncovered steps. The project proposes to improve the existing building entrance. The entrance will remain in the same location but is proposed to be further defined by a flat roof projection that covers a portion of the pathway. The flat roof covering will provide weather protection for pedestrians accessing the building. The proposed building entrance is well defined and provide unobstructed access to the sidewalk.

17.96.060.F.2 – Architectural	Conformance
The building character shall be clearly defined by use of architectural features.	YES

Finding: The building character is defined by architectural features, including horizontal bands at the top of each floor level. These horizontal bands provide a distinct base, middle, and top along the front façade. The third-floor is setback from the lower levels, which softens the visual presence of the addition along East Avenue and helps to distinguish the building's interior program externally. The project includes different roof styles, including the flat roof covering proposed for the building entrance along East Avenue as well as flat and sloped roof elements at different heights on the third floor addition. The different roof styles and heights help break up the building's bulk and mass and provide visual interest. The front facade includes large windows that break up the solid surfaces. The horizontal bands capping the top of each floor level is comprised of light brown wood siding that is placed vertically. The third floor is comprised of darker brown wood siding that is placed horizontally. The placement and pattern of the light and dark brown wood siding provide visual interest that helps animate the façade. The open space on the subject property along East Avene includes a bench and provides a space for pedestrian gathering. The proposed signage is pedestrian oriented, complements the design of the building, and integrates with the streetscape.

17.96.060.F.3 – Architectural	Conformance
There shall be continuity of materials, colors and signing within the project.	YES

Finding: The project uses an integrated palette of high-quality exterior materials. The proposed exterior materials include unpainted sealed steel panels, metal cladding, bonderized metal paneling, board-formed concrete, stucco painted dark brown (Benjamin Moore Deep River 1582), wood siding and soffit material in a natural light brown color (Resawn Abodo Vulcan Cladding "Straw"), and wood siding in a dark brown color (Resawn Abodo Vulcan Cladding "Nero"). The proposed sign is comprised of steel beams and plates with colors that match the metal and steel panels proposed for the building. The natural materials and earthtone colors will complement the adjacent buildings and surrounding buildings. The project provides a high-quality design that complements adjacent buildings and is contextually appropriate for this area of downtown.

17.96.060.F.4 – Architectural	Conformance
Accessory structures, fences, walls and landscape features within the project	YES
shall match or complement the principal building.	

**Finding**: The existing site includes shrubs planted along the East Avenue street frontage and aspen trees that border the south interior property line. New board-formed concrete walls are proposed to border the pathway to the building entrance. The existing landscape features and board-formed concrete walls math and complement the principal building.

17.96.060.F.5 – Architectural	Conformance
Building walls shall provide undulation/relief, thus reducing the appearance	YES
of bulk and flatness.	

Finding: All building walls provide either undulation through projections/recessions in building mass or visual relief through exterior material differentiation. The horizontal bands that cap the top of each floor level define the character of the building and provide a distinct base, middle, and top along the front façade. The third-floor is setback from the lower levels, which softens the visual presence of the addition along East Avenue and helps to distinguish the building's interior program externally. The project includes different roof styles, including the flat roof covering proposed for the building entrance along East Avenue as well as flat and sloped roof elements at different heights on the third floor addition. The different roof styles and heights help break up the building's bulk and mass and provide visual interest. The front facade includes large windows that break up the solid surfaces. The East Avenue and alley façades are designed with both solid surfaces and window openings and employ consistent architectural elements, exterior materials, and colors.

The majority of the north interior side façade and a portion of the south interior side facade are setback less than 1 foot from the side property line. Windows have been incorporated into portions of the south interior façade that are setback more than 5 feet from the interior lot line. The north side façade and the portion of south façade setback less than 1 foot from the side property line are characterized by exterior materials differentiation. The first two floors are comprised of stucco painted brown, the horizontal bands that cap the top of each floor level are comprised of light brown wood siding, the third floor is comprised of dark brown wood siding. The light brown siding is placed vertically and the dark brown siding is placed horizontally. The exterior material differentiation as well as the pattern and placement of the light and dark brown wood siding provide visual interest that helps animate the side façades..

17.96.060.F.6 – Architectural	Conformance
Building(s) shall orient toward their primary street frontage.	YES

Finding: The building orients towards East Avenue. The primary building entrance is along East Avenue. The existing building entrance borders the south side property line. The existing building entrance connects to the East Avenue sidewalk through an uncovered pathway and uncovered steps. The project proposes to improve the existing building entrance. The entrance will remain in the same location but is proposed to be further defined by a flat roof projection that covers a portion of the pathway. The flat roof covering will provide weather protection for pedestrians accessing the building. The proposed building entrance is well defined and provide unobstructed access to the sidewalk.

17.96.060.F.7 – Architectural	Conformance
Garbage storage areas and satellite receivers shall be screened from public view and located off alleys.	YES
Finding: The dumpster is located at the rear of the lot by the alley and screened by an	
enclosure. No satellite receivers are proposed.	

17.96.060.F.8 – Architectural	Conformance
Building design shall include weather protection which prevents water to drip or snow to slide on areas where pedestrians gather and circulate or onto adjacent properties.	YES

**Finding**: The roof plan on revised sheet A-104 includes a note stating that the EDPM roofing will be sloped to an internal drain system. Specifications for the roof drainage submitted must be provided with the project plans submitted with the building permit application for final review and approval by the City Engineer. The proposed flat roof covering the pathway that connects the East Avenue sidewalk to the building entrance will provide weather protection for pedestrians.

17.96.060.G.1 – Circulation Design	Conformance
Pedestrian, equestrian and bicycle access shall be located to connect with existing and anticipated easements and pathways.	YES
existing and unticipated easements and pathways.	

**Finding**: The new sidewalk will connect to the existing concrete sidewalks along East Avenue. The proposed sidewalk connects to pathways on the project site providing safe pedestrian access to and around the building.

17.96.060.G.2 – Circulation Design	Conformance
Awnings extending over public sidewalks shall extend five feet or more across the public sidewalk but shall not extend within two feet of parking or travel lanes within the right-of-way.	N/A

**Finding**: N/A. All projecting flat roof elements terminate at the property line and no awnings are proposed to extend over the property line.

17.96.060.G.3 – Circulation Design	Conformance
Traffic shall flow safely within the project and onto adjacent streets. Traffic	YES
includes vehicle, bicycle, pedestrian and equestrian use. Consideration shall be given to adequate sight distances and proper signage.	

**Finding**: Access to the project is provided along East Avenue and the alley. Access to the surface parking area and garage are accessed off the block 42 alleyway. The proposed alley access allows traffic to flow safely within the project. The new sidewalk will connect to walkways on the subject property providing safe pedestrian access to and around the building.

17.96.060.G.4 – Circulation Design	Conformance
Curb cuts and driveway entrances shall be no closer than 20 feet to the nearest intersection of two or more streets, as measured along the property line adjacent to the right-of-way. Due to site conditions or current/projected traffic levels or speed, the City Engineer may increase the minimum distance requirements.	N/A

**Finding**: N/A. No curb cuts or driveway entrances are proposed along East Avenue. Access to the surface parking area and garage are accessed off the block 42 alleyway.

17.96.060.G.5 – Circulation Design	Conformance
Unobstructed access shall be provided for emergency vehicles, snowplows, garbage trucks and similar service vehicles to all necessary locations within the proposed project.	YES
Fig. dia _ 11   1   1   1   1   1   1   1   1	11

**Finding**: Unobstructed access for emergency vehicles, snowplows, garbage trucks, and similar service vehicles is provided to the project from East Avenue and the alley.

17.96.060.H.1 – Snow Storage	Conformance
Snow storage areas shall not be less than 30 percent of the improved parking	YES
and pedestrian circulation areas.	Condition #2

**Finding**: Based on the areas listed on revised sheet L-100, the total parking and pedestrian circulation area is 4,122 square feet. 1,237 square feet of snow storage is required based on parking and pedestrian circulation area. Only 471 square feet of snow storage is provided on the subject property. The remaining snow storage requirement is proposed to be satisfied through hauling of snow off site, which is permitted pursuant to KMC 17.96.060.H4.

17.96.060.H.2 – Snow Storage	Conformance
Snow storage areas shall be provided on site.	YES
	Condition #2

**Finding**: Based on the areas listed on revised sheet L-100, the total parking and pedestrian circulation area is 4,122 square feet. 1,237 square feet of snow storage is required based on parking and pedestrian circulation area. Only 471 square feet of snow storage is provided on the subject property. The remaining snow storage requirement is proposed to be satisfied through hauling of snow off site, which is permitted pursuant to KMC 17.96.060.H4.

17.96.060.H.3 – Snow Storage	Conformance
A designated snow storage area shall not have any dimension less than five	YES
feet and shall be a minimum of 25 square feet.	Condition #2
<b>Finding</b> : The proposed snow storage area is 471 square feet with a minimum dimension of 5	

**Finding**: The proposed snow storage area is 471 square feet with a minimum dimension of 5 feet.

17.96.060.H.4 – Snow Storage	Conformance
In lieu of providing snow storage areas, snowmelt and hauling of snow may be	YES
allowed.	Condition #2

**Finding**: The applicant has indicated that the owners have an existing agreement with the adjacent property owner to the south to store snow but intend to utilize Joe's Backhoe Service to haul snow off-site once the surface parking area improvements are complete. Pursuant to condition #2, prior to issuance of a building permit, the applicant shall submit a copy of the snow hauling agreement with a contractor who provides snow hauling services to ensure compliance with the snow storage standards specified in KMC §17.96.060.H1.

17.96.060.I.1 – Landscaping	Conformance
Landscaping is required for all projects.	YES

**Finding**: Existing landscaping is proposed to be retained on site. Existing landscaping includes aspen trees and shrubs along East Avenue.

17.96.060.I.2 – Landscaping	Conformance
Landscape materials and vegetation types specified shall be readily adaptable to a site's microclimate, soil conditions, orientation and aspect, and shall serve to enhance and complement the neighborhood and townscape.	YES
Finding: The existing aspen trees and shrubs are proposed to be retained and complement the	

**Finding**: The existing aspen trees and shrubs are proposed to be retained and complement the neighborhood.

17.96.060.I.3 – Landscaping	Conformance
All trees, shrubs, grasses and perennials shall be drought tolerant. Native species are recommended but not required.	YES
Finding: The existing landscaping is proposed to be retained on site.	

17.96.060.I.4 – Landscaping	Conformance
Landscaping shall provide a substantial buffer between land uses, including, but not limited to, structures, streets and parking lots. The development of landscaped public courtyards, including trees and shrubs where appropriate, shall be encouraged.	YES
<b>Finding</b> : The existing landscaping is proposed to be retained. The existing shrubs	along Fast

**Finding**: The existing landscaping is proposed to be retained. The existing shrubs along East Avenue help beautify the street frontage.

17.96.060.J.1 – Public Amenities	Conformance
Where sidewalks are required, pedestrian amenities shall be installed. Amenities may include, but are not limited to, benches and other seating, kiosks, bus shelters, trash receptacles, restrooms, fountains, art, etc. All public amenities shall receive approval from the Public Works Department prior to design review approval from the Commission.	YES

**Finding**: The applicant will provide a bench and two bike racks on the subject property by the East Avenue sidewalk.

17.96.060.K.1 – Underground Encroachments	Conformance
Encroachments of below grade structures into required setbacks are subject to subsection 17.128.020.K of this title and shall not conflict with any applicable easements, existing underground structures, sensitive ecological areas, soil stability, drainage, other sections of this Code or other regulating codes such as adopted International Code Council Codes, or other site features concerning health, safety, and welfare.	N/A
Finding: N/A. The basement does not encroach into required setback areas.	

17.96.060.K.2 – Underground Encroachments	Conformance
No below grade structure shall be permitted to encroach into the riparian setback.	N/A
Finding: N/A. The basement does not encroach into required setbacks.	

#### FINDINGS REGARDING CONFORMANCE WITH COMMUNITY CORE PROJECT REQUIREMENTS

17.96.070.A.1 – Streets	Conformance
Street trees, streetlights, street furnishings, and all other street improvements	YES
shall be installed or constructed as determined by the Public Works	Condition
Department.	#4

Finding: The project will construct right-of-way improvements, including a new sidewalk along East Avenue, drainage facilities, and streetlights in accordance with city standards. No street trees are proposed. A bench and two bike racks are proposed to be sited on the subject property along the East Avenue frontage. The applicant shall submit final civil drawings prepared by an engineer registered in the State of Idaho that provide specifications for all right-of-way improvements, including sidewalks, alley asphalt, streetlights, utilities, and drainage facilities, for review and approval by the City Engineer prior to issuance of a building permit for the project pursuant to condition of approval #4.

17.96.070.A.2 – Streets	Conformance
Street trees with a minimum caliper size of three inches, shall be placed in tree grates.	N/A
Finding: N/A. No street trees are proposed or required to be installed for the pro-	ect.

17.96.070.A.3 – Streets	Conformance
Due to site constraints, the requirements of this subsection A may be modified by the Public Works Department.	N/A
Finding: N/A. The subject property is not characterized by site constraints that warrant	

Finding: N/A. The subject property is not characterized by site constraints that warrant modification to the requirements of KMC §17.96.060.A. The City Engineer and Streets Department have conducted a preliminary review of the project plans and believe the proposed right-of-way improvements comply with city standards.

17.96.070.B.1 - Architectural	Conformance
Facades facing a street or alley or located more than five feet from an interior side property line shall be designed with both solid surfaces and window	YES
openings to avoid the creation of blank walls and employ similar architectural elements, materials, and colors as the front facade.	

**Finding**: The East Avenue and alley façades are designed with both solid surfaces and window openings and employ consistent architectural elements, exterior materials, and colors. The majority of the north interior side façade and a portion of the south interior side facade are setback less than 1 foot from the side property line. Windows have been incorporated into portions of the south interior façade that are setback more than 5 feet from the interior lot

line. The north side façade and the portion of south façade setback less than 1 foot from the side property line are characterized by exterior materials differentiation. The first two floors are comprised of stucco painted brown, the horizontal bands that cap the top of each floor level are comprised of light brown wood siding, the third floor is comprised of dark brown wood siding. The light brown siding is placed vertically and the dark brown siding is placed horizontally. The exterior material differentiation as well as the pattern and placement of the light and dark brown wood siding provide visual interest that helps animate the side façades.

17.96.070.B.2 - Architectural	Conformance
For nonresidential portions of buildings, front building facades and facades	YES
fronting a pedestrian walkway shall be designed with ground floor storefront	
windows and doors with clear transparent glass. Landscaping planters shall be	
incorporated into facades fronting pedestrian walkways.	

**Finding**: The placement of windows on the first two floors of the front façade matches the existing window configuration. The window configuration of the existing office building includes a significant amount of glazing. The existing shrubs that front the East Avenue sidewalk are proposed to be retained. Sheet L-100 shows that new steel planter is proposed to be installed along the front façade by the East Avenue sidewalk.

17.96.070.B.3 - Architectural	Conformance
For nonresidential portions of buildings, front facades shall be designed to	YES
not obscure views into windows.	

**Finding:** The design of the existing and proposed front façade is designed so that views into windows are not obscured. The existing shrubs along East Avenue that are proposed to be retained do not impede views into the first-floor windows.

17.96.070.B.4 - Architectural	Conformance
Roofing forms and materials shall be compatible with the overall style and character of the structure. Reflective materials are prohibited.	YES
character of the structure. Reflective materials are prombled.	

**Finding**: The new angled roof and flat roof proposed for the third-floor addition are compatible with the overall style and character of the remodeled structure. Reflective roofing material is not proposed.

17.96.070.B.5 - Architectural	Conformance
All pitched roofs shall be designed to sufficiently hold all snow with snow	YES
clips, gutters, and downspouts.	Condition #4

**Finding**: The roof plan on revised sheet A-104 includes a note stating that the EDPM roofing will be sloped to an internal drain system. Specifications for the roof drainage submitted must be provided with the project plans submitted with the building permit application for final review and approval by the City Engineer. The applicant shall submit final civil drawings prepared by an engineer registered in the State of Idaho that provide specifications for all drainage improvements, including roof drainage, for review and approval by the City Engineer prior to issuance of a building permit for the project pursuant to condition of approval #4.

17.96.070.B.6 - Architectural	Conformance
Roof overhangs shall not extend more than three feet over a public sidewalk. Roof overhangs that extend over the public sidewalk shall be approved by the Public Works Department.	N/A

**Finding**: N/A. All roof overhangs and projections are contained on the subject property and do not extend over the property lines.

17.96.070.B.7 - Architectural	Conformance
Front porches and stoops shall not be enclosed on the ground floor by permanent or temporary walls, windows, window screens, or plastic or fabric materials.	N/A
Finding, N/A. The project does not include front perchas or stooms on the front for	

**Finding**: N/A. The project does not include front porches or stoops on the front façade of the building.

17.96.070.C.1 – Service Areas and Mechanical/Electrical Equipment	Conformance
Trash disposal areas and shipping and receiving areas shall be located within parking garages or to the rear of buildings. Trash disposal areas shall not be located within the public right-of-way and shall be screened from public views.	YES
<b>Finding</b> : The dumpster is located at the rear of the property along the alley and is be screened within an enclosure.	proposed to

Conformance
YES

**Finding**: Sheet L-100 shows the siting of the new transformer required to serve the project. The proposed transformer is located at northeast corner of the property by the alley and is not visible from public view along the East Avenue street frontage. The revised submittal included a letter dated January 17, 2025 confirming that they have reviewed the design and siting of the proposed transformer. The gas meters are located in an alcove along the south side façade. The project does not propose to install any roof-mounted mechanical or electrical equipment.

17.96.070.D.1 - Landscaping	Conformance
When a healthy and mature tree is removed from a site, it shall be replaced with a new tree. Replacement trees may occur on or off site.	N/A
<b>Finding</b> : N/A. All existing healthy and mature trees are proposed to be retained or property.	on the subject

17.96.070.D.2 - Landscaping	Conformance
Trees that are placed within a courtyard, plaza, or pedestrian walkway shall be placed within tree wells that are covered by tree grates.	N/A
Finding: N/A. No trees are proposed in courtvard plazas or within pedestrian	walkways.

17.96.070.D.3 - Landscaping	Conformance
The City arborist shall approve all parking lot and replacement trees.	N/A
Finding: N/A. All existing healthy and mature trees are proposed to be retained on the subject	

17.96.070.E.1 – Surface Parking Lots	Conformance
Surface parking lots shall be accessed from off the alley and shall be fully screened from the street.	YES
Finding: The surface parking area is located at the rear of the lot and accessed from the alley.  The surface parking lot is fully screened from East Avenue by the mixed-use building.	

17.96.070.E.2 – Surface Parking Lots	Conformance
Surface parking lots shall incorporate at least one tree and one additional	N/A
tree per ten on site parking spaces. Trees shall be planted in landscaped	
planters, tree wells and/or diamond shaped planter boxes located between	
parking rows. Planter boxes shall be designed so as not to impair vision or site	
distance of the traveling public.	

**Finding**: The existing 6 aspen trees located along the south side of the parking lot are proposed to be retained. The surface parking area is comprised of only one row of parking with 5 parking spaces oriented towards the north side property line. The remainder of the parking area is the aisle providing access to these parking spaces from the alley. Since the surface parking area contains less than 10 parking spaces (5 total parking spaces are proposed), this requirement is not applicable.

17.96.070.E.3 – Surface Parking Lots	Conformance
Ground cover, low lying shrubs, and trees shall be planted within the planters and planter boxes. Tree grates or landscaping may be used in tree wells located within pedestrian walkways.	N/A
<b>Finding</b> : N/A as no new ground cover, low lying shrubs, or trees are proposed to be installed in the surface parking area.	

17.96.070.F.1 – Bicycle Parking	Conformance
One bicycle rack, able to accommodate at least two bicycles, shall be provided	YES
for every four parking spaces as required by the proposed use. At a minimum,	
one bicycle rack shall be required per development.	

**Finding**: The project has a total parking of two spaces. One bike rack is required for the development. The project proposes to install two bike racks, accommodating two bicycles, on the subject property adjacent to the entrance to the building along East Avenue.

17.96.070.F.2 – Bicycle Parking	Conformance
When the calculation of the required number of bicycle racks called for in this section results in a fractional number, a fraction equal to or greater than one-half shall be adjusted to the next highest whole number.	
Finding: One bike rack is required for the proposed development.	

17.96.070.F.3 – Bicycle Parking	Conformance		
Bicycle racks shall be clearly visible from the building entrance they serve and not mounted less than 50 feet from said entrance or as close as the nearest non-ADA parking space, whichever is closest. Bicycle racks shall be located to achieve unobstructed access from the public right-of-way and not in areas requiring access via stairways or other major obstacles.			
Finding: The project proposes to install one bike rack, accommodating two bicyc	cles, adjacent		

#### **CONCLUSIONS OF LAW**

- 1. The City of Ketchum is a municipal corporation established in accordance with Article XII of the Constitution of the State of Idaho and Title 50 Idaho Code and is required and has exercised its authority pursuant to the Local Land Use Planning Act codified at Chapter 65 of Title 67 Idaho Code and pursuant to Chapters 3, 9 and 13 of Title 50 Idaho Code to enact the ordinances and regulations, which ordinances are codified in the Ketchum Municipal Code ("KMC") and are identified in the Findings of Fact and which are herein restated as Conclusions of Law by this reference and which City Ordinances govern the applicant's Design Review application for the development and use of the project site.
- 2. The Commission has authority to hear the applicant's Design Review Application pursuant to Chapter 17.96 of Ketchum Municipal Code Title 17.
- 3. The City of Ketchum Planning Department provided notice for the review of this application in accordance with Ketchum Municipal Code §17.96.080.
- 4. The Design Review application is governed under Ketchum Municipal Code Chapters 17.96, 17.124, 17.08, 17.12, 17.18, and 17.128.
- 5. The 120 N East Ave Addition Design Review Application File No. P24-074 meets all applicable standards specified in Title 17 of Ketchum Municipal Code.

#### **DECISION**

**THEREFORE,** the Ketchum Planning and Zoning Commission **approves** this Design Review Application File No. P24-074 this Tuesday, May 27, 2025 subject to the following conditions of approval.

to the entrance to the building along the alley.

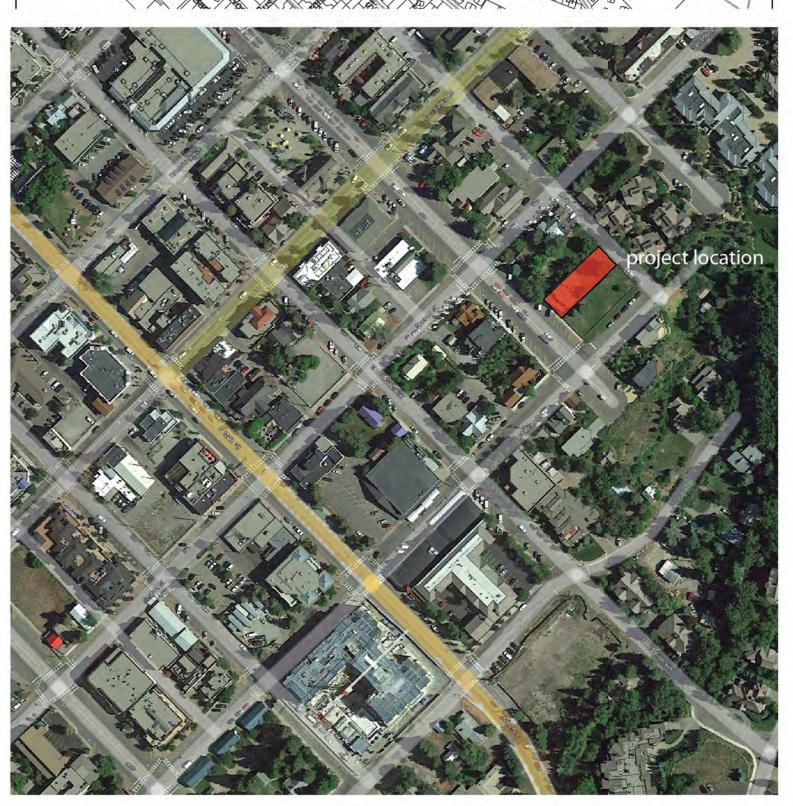
#### CONDITIONS OF APPROVAL

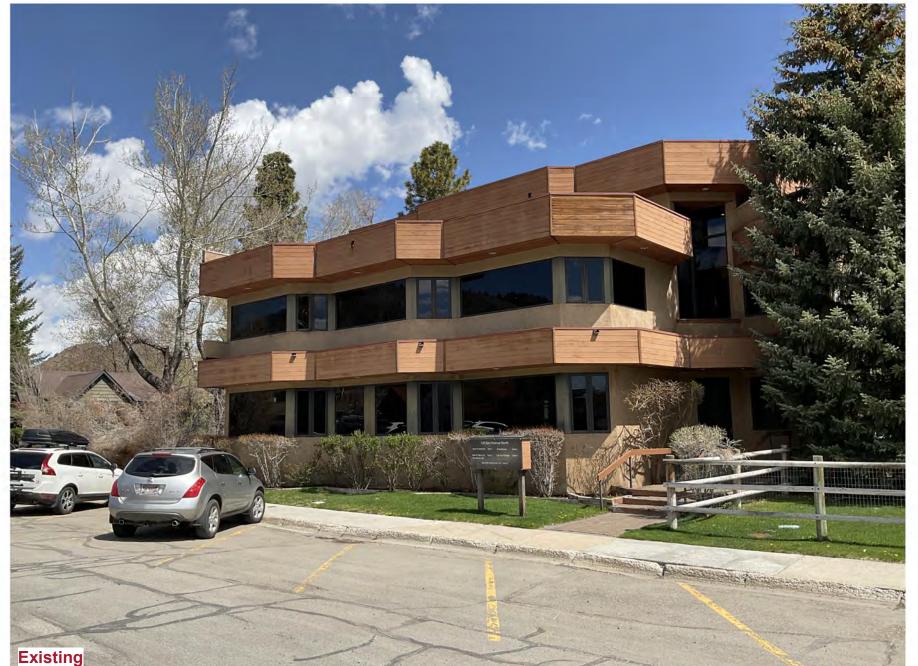
- 1. This Design Review approval is based on the plans dated February 6, 2025 and the information presented and approved at the May 7, 2025 Planning and Zoning Commission Special Meeting included as Exhibit A. The building permit plans must conform to the approved Design Review plans unless otherwise approved in writing by the Planning and Zoning Commission or Administrator. Any building or site discrepancies which do not conform to the approved plans will be subject to removal.
- 2. Prior to issuance of a building permit, the applicant shall submit a copy of the snow hauling agreement with a contractor who provides snow hauling services to ensure compliance with the snow storage standards specified in KMC §17.96.060.H1.
- 3. At time of building permit, the applicant shall submit final civil drawings prepared by an engineer registered in the State of Idaho that provide specifications for all right-of-way improvements, including sidewalks, alley asphalt, streetlights, utilities, and drainage facilities, for final review and approval by the City Engineer, Streets Department, Utilities Department, and Planning Department.
- 4. Pursuant to Ketchum Municipal Code §17.127.030.B, separate sign permits shall be required for all new signs prior to installation.
- 5. The term of Design Review approval shall be twelve (12) months from the date that the Findings of Fact, Conclusions of Law, and Decision are adopted by the Planning and Zoning Commission or upon appeal, the date the approval is granted by the Council subject to changes in zoning regulations. Any extension shall comply with KMC §17.96.090.
- 6. In addition to the requirements set forth in this Design Review approval, this project shall comply with all applicable local, state, and federal laws.

Findings of Fact **adopted** this 27<sup>th</sup> day of May 2025.

Neil Morrow, Chair City of Ketchum Planning and Zoning Commission

## Exhibit A







## Project Team

<u>Owner</u> 120 N East LLC 120 N East Avenue Ketchum, ID 83340

**Brunelle Architects** 

190 Cranbrook Rd

Mike Brunelle

P.O. Box 3204 Hailey, ID 83333

208/589-0771

<u>Contractor</u> Peak Venture Group, LLC Cody Colombo 120 N. Leadville Ketchum, ID 83340 208/481-1189 cody@peakvg.com

**Civil Engineering** Galena-Benchmark Engineering Contact - David Patrie P.O. Box 733

Ketchum, ID 83340

208/726-9512 208/481-8287

**Structural Engineer** Maxwell Structural Design Studio dave@galena-benchmark.com Craig Maxwell P.E. 105 Lewis Street, Unit 205 Ketchum, ID 83340 P.O. Box 1911 Sun Valley, ID 83353 208/721-2171

mike@brunellearchitects.com

craig@maxwellsds.com

**Index of Drawings** cover sheet Survey Site Improvement Plan Site Plan as-builts images site panoramas as-builts project/FAR information photometric study - building photometric study - roadway floor plan - basement floor plan - 1st floor floor plan - 2nd floor floor plan - 3rd floor roof plan elevations elevations elevations elevations electrical

190 Cranbrook Rd PO BOX 3204 Hailey Idaho 83333-3204 p 208.589.0771

120 N East LLC

120 N East Ave Ketchum, Idaho 83340

02/06/2025 Permit Set: **Construction Set:** xx/xx/xx REVISION

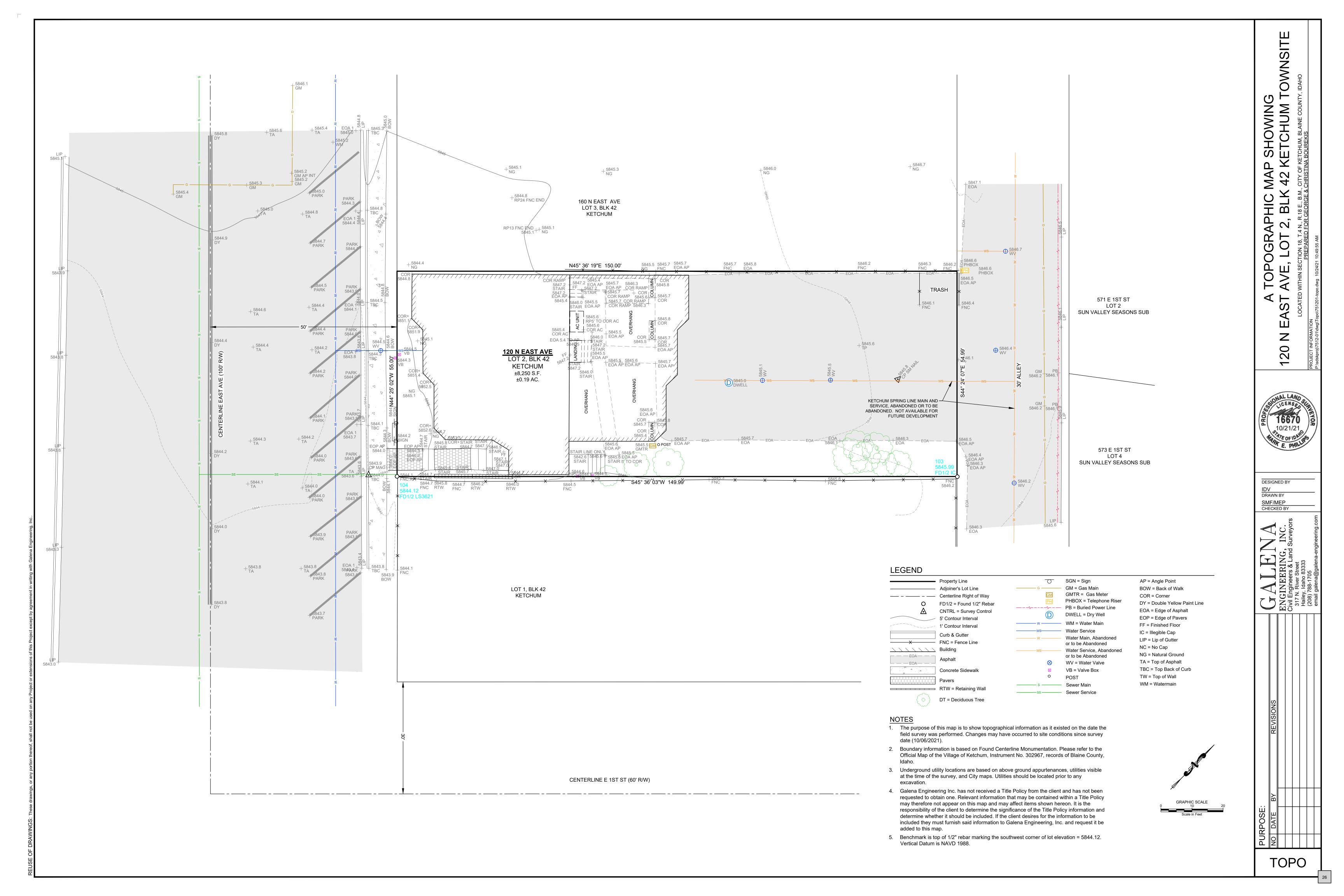
120 N East LLC

120 N East Ave Ketchum, Idaho 83340

## BRUNELLE ARCHITECTS, INC

MIKE BRUNELLE 190 CRANBROOK RD PO BOX 3204 HAILEY, IDAHO 83333 P. 208.589.0771 MIKE@BRUNELLEARCHITECTS.COM cover sheet



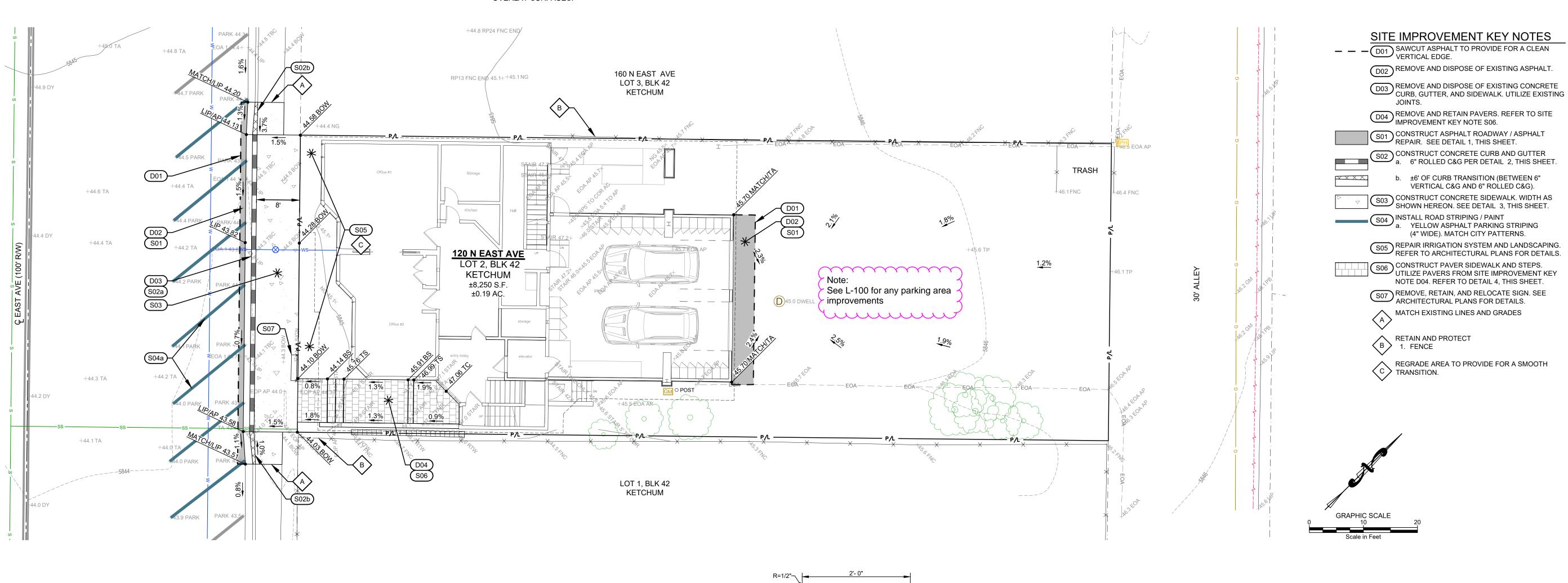


### **GENERAL CONSTRUCTION NOTES**

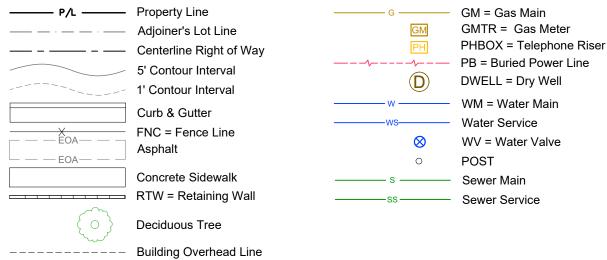
- 1. ALL CONSTRUCTION SHALL BE IN CONFORMANCE WITH THE MOST CURRENT EDITION OF THE "IDAHO STANDARDS FOR PUBLIC WORKS CONSTRUCTION" (ISPWC) AND CITY OF KETCHUM STANDARDS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING AND KEEPING A COPY OF THE ISPWC AND CITY OF KETCHUM STANDARDS ON SITE DURING CONSTRUCTION
- 2. THE LOCATION OF EXISTING UNDERGROUND UTILITIES ARE SHOWN ON THE PLANS IN AN APPROXIMATE WAY. THE CONTRACTOR SHALL BE RESPONSIBLE FOR LOCATING EXISTING UTILITIES PRIOR TO COMMENCING AND DURING THE CONSTRUCTION. THE CONTRACTOR AGREES TO BE FULLY RESPONSIBLE FOR ANY AND ALL DAMAGES WHICH RESULT FROM HIS FAILURE TO ACCURATELY LOCATE AND PRESERVE ANY AND ALL UNDERGROUND UTILITIES. CONTRACTOR SHALL CALL DIGLINE (1-800-342-1585) TO LOCATE ALL EXISTING UNDERGROUND UTILITIES A MINIMUM OF 48 HOURS IN ADVANCE OF EXCAVATION.
- 3. CONTRACTOR SHALL COORDINATE RELOCATIONS OF DRY UTILITY FACILITIES (POWER, CABLE, PHONE, TV) WITH THE APPROPRIATE UTILITY FRANCHISE.
- 4. THE CONTRACTOR SHALL CLEAN UP THE SITE AFTER CONSTRUCTION SO THAT IT IS IN A CONDITION EQUAL TO OR BETTER THAN THAT WHICH EXISTED PRIOR TO CONSTRUCTION.
- 5. THE CONTRACTOR SHALL OBTAIN ALL NECESSARY PERMITS PRIOR TO CONSTRUCTION (THIS MAY INCLUDE ENCROACHMENT PERMITS AND NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) CONSTRUCTION GENERAL PERMIT (CGP) PERMIT COVERAGE).
- 6. ALL CLEARING & GRUBBING SHALL CONFORM TO ISPWC SECTION 201.
- ALL EXCAVATION & EMBANKMENT SHALL CONFORM TO ISPWC SECTION 202. SUBGRADE SHALL BE EXCAVATED AND SHAPED TO LINE, GRADE, AND CROSS-SECTION SHOWN ON THE PLANS. THE SUBGRADE SHALL BE COMPACTED TO 95% OF MAXIMUM DENSITY AS DETERMINED BY ASTM D-698. THE CONTRACTOR SHALL WATER OR AERATE SUBGRADE AS NECESSARY TO OBTAIN OPTIMUM MOISTURE CONTENT. IN-LIEU OF DENSITY MEASUREMENTS, THE SUBGRADE MAY BE PROOF-ROLLED TO THE APPROVAL OF THE ENGINEER.

- PROOF-ROLLING: AFTER EXCAVATION TO THE SUBGRADE ELEVATION AND PRIOR TO PLACING COURSE GRAVEL, THE CONTRACTOR SHALL PROOF ROLL THE SUBGRADE WITH A 5-TON SMOOTH DRUM ROLLER, LOADED WATER TRUCK, OR LOADED DUMP TRUCK, AS ACCEPTED BY THE ENGINEER. THE CONTRACTOR SHALL IMMEDIATELY NOTIFY THE ENGINEER OF UNSUITABLE SUBGRADE MATERIAL AREAS, AND/OR AREAS NOT CAPABLE OF COMPACTION ACCORDING TO THESE SPECIFICATIONS. UNSUITABLE OR DAMAGED SUBGRADE IS WHEN THE SOIL MOVES, PUMPS AND/OR DISPLACES UNDER ANY TYPE OF PRESSURE INCLUDING FOOT TRAFFIC LOADS.
- IF, IN THE OPINION OF THE ENGINEER, THE CONTRACTOR'S OPERATIONS RESULT IN DAMAGE TO, OR PROTECTION OF, THE SUBGRADE, THE CONTRACTOR SHALL, AT HIS OWN EXPENSE, REPAIR THE DAMAGED SUBGRADE BY OVER-EXCAVATION OF UNSUITABLE MATERIAL TO FIRM SUBSOIL, LINE EXCAVATION WITH GEOTEXTILE FABRIC, AND BACKFILL WITH PIT RUN GRAVEL.
- 8. ALL 2" MINUS GRAVEL SHALL CONFORM TO ISPWC 802, TYPE II (ITD STANDARD 703.04, 2"), SHALL BE PLACED IN CONFORMANCE WITH ISPWC SECTION 801 AND COMPACTED PER SECTION 202. MINIMUM COMPACTION OF PLACED MATERIAL SHALL BE 90% OF MAXIMUM LABORATORY DENSITY AS DETERMINED BY AASHTO T-99.
- 9. ALL 3/4" MINUS CRUSHED GRAVEL SHALL CONFORM TO ISPWC 802, TYPE I (ITD STANDARD 703.04, 3/4" B), SHALL BE PLACED IN CONFORMANCE WITH ISPWC SECTION 802 AND COMPACTED PER SECTION 202. MINIMUM COMPACTION OF PLACED MATERIAL SHALL BE 95% OF MAXIMUM LABORATORY DENSITY AS DETERMINED BY AASHTO T-99 OR ITD T-91.
- 10. ALL ASPHALTIC CONCRETE PAVEMENT WORK SHALL CONFORM TO ISPWC SECTION(S) 805, 810, AND 811 FOR CLASS II PAVEMENT. ASPHALT AGGREGATE SHALL BE 1/2" (13MM) NOMINAL SIZE CONFORMING TO TABLE 803B IN ISPWC SECTION 803. ASPHALT BINDER SHALL BE PG 58-28 CONFORMING TO TABLE A-1 IN ISPWC SECTION 805.
- 11. ASPHALT SAWCUTS SHALL BE AS INDICATED ON THE DRAWINGS, OR 24" INCHES FROM EDGE OF EXISTING ASPHALT, IF NOT INDICATED OTHERWISE SO AS TO PROVIDE A CLEAN PAVEMENT EDGE FOR MATCHING. NO WHEEL CUTTING SHALL BE ALLOWED. PRIOR TO REPLACING ASPHALT, THE UNDERLYING SURFACE INCLUDING VERTICAL SAWCUT JOINTS SHALL BE CLEANED OF ALL DEBRIS AND A TACK COAT SHALL BE APPLIED TO ALL CURBS, SAWCUTS, OR OVERLAY SURFACES.

- 12. THE CONTRACTOR SHALL BE RESPONSIBLE FOR PROVIDING A TRAFFIC CONTROL PLAN FOR APPROVAL BY THE CITY OF KETCHUM PRIOR TO CONSTRUCTION. THE TRAFFIC CONTROL PLAN SHALL BE PER THE CURRENT EDITION OF THE US DEPARTMENT OF TRANSPORTATION MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES (MUTCD).
- 13. ALL CONCRETE WORK SHALL CONFORM TO ISPWC SECTIONS 701, 703, AND 705, ALL CONCRETE SHALL BE 3,000 PSI MINIMUM, 28 DAY, AS DEFINED IN ISPWC SECTION 703, TABLE 1. IMMEDIATELY AFTER PLACEMENT PROTECT CONCRETE BY APPLYING MEMBRANE-FORMING CURING COMPOUND, TYPE 2, CLASS A PER ASTM C 309-94. APPLY CURING COMPOUND PER MANUFACTURER'S INSTRUCTIONS AND SPECIFICATIONS.
- 14. PER IDAHO CODE § 55-1613, THE CONTRACTOR SHALL RETAIN AND PROTECT ALL MONUMENTS, ACCESSORIES TO CORNERS, BENCHMARKS AND POINTS SET IN CONTROL SURVEYS; ALL MONUMENTS, ACCESSORIES TO CORNERS, BENCHMARKS AND POINTS SET IN CONTROL SURVEYS THAT ARE LOST OR DISTURBED BY CONSTRUCTION SHALL BE REESTABLISHED AND RE-MONUMENTED, AT THE EXPENSE OF THE AGENCY OR PERSON CAUSING THEIR LOSS OR DISTURBANCE AT THEIR ORIGINAL LOCATION OR BY SETTING OF A WITNESS CORNER OR REFERENCE POINT OR A REPLACEMENT BENCHMARK OR CONTROL POINT, BY OR UNDER THE DIRECTION OF A PROFESSIONAL LAND SURVEYOR.
- 15. THE CONTRACTOR SHALL BE RESPONSIBLE FOR HIRING A MATERIALS TESTING COMPANY DURING CONSTRUCTION TO VERIFY ALL COMPACTION AND MATERIAL PLAN AND SPECIFICATION REQUIREMENTS ARE MET. QUALITY CONTROL DOCUMENTATION OF TESTING FOR WORK IN RIGHT-OF-WAY MEETING CITY OF KETCHUM CODE SECTION 12.04.040 (CONCRETE, AGGREGATE BASE COMPACTION, ASPHALT COMPACTION) WILL BE NECESSARY FOR CERTIFICATE OF OCCUPANCY.
- NO SNOWMELT INSTALLATIONS ARE TO OCCUR WITHIN CITY OF KETCHUM ROW.
- 17. BOUNDARY INFORMATION AND TOPOGRAPHIC DATA SHOWN HEREON ARE PER A SURVEY CONDUCTED BY GALENA ENGINEERING 10/06/2021. SITE CONDITIONS MAY HAVE CHANGED SINCE THE DATE OF SURVEY. CONTRACTOR TO NOTIFY ENGINEER OF ANY DISCREPANCIES THAT AFFECT THE SCOPE OF WORK.



### LEGEND



### ABBREVIATIONS

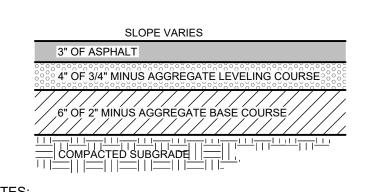
AP = Angle Point BOW = Back of Walk BS = Bottom of Step COR = Corner DY = Double Yellow Paint Line EOA = Edge of Asphalt EOP = Edge of Pavers

FF = Finished Floor

IC = Illegible Cap LIP = Lip of Gutter

NG = Natural Ground TA = Top of Asphalt TBC = Top Back of Curb TC = Top of Concrete TS = Top of Step TW = Top of Wall WM = Watermain

NC = No Cap

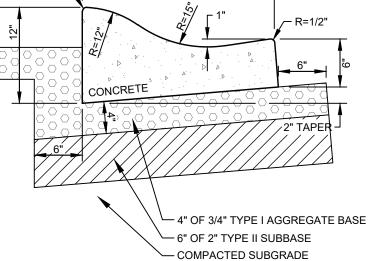


### 1. SUBBASE CAN BE 2" TYPE II OR ¾" TYPE I CRUSHED AGGREGATE

- 2. MATERIALS SHALL CONFORM WITH CURRENT ISPWC STANDARDS, DIVISION 800 AGGREGATES AND ASPHALT.
- 3. PAVEMENT SECTION MAY BE MODIFIED IF A PROJECT SPECIFIC GEOTECHNICAL REPORT, STAMPED BY A LICENSED ENGINEER, IS

PROVIDED.



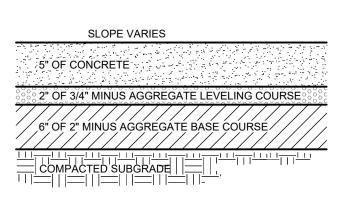


## SUBBASE CAN BE 2" TYPE II OR ¾" TYPE I CRUSHED AGGREGATE BASE COURSE.

- 2. MATERIALS SHALL CONFORM WITH CURRENT ISPWC STANDARDS, DIVISION 800 AGGREGATES AND ASPHALT.
- 3. PAVEMENT SECTION MAY BE MODIFIED IF A PROJECT SPECIFIC GEOTECHNICAL REPORT. STAMPED BY A LICENSED ENGINEER, IS PROVIDED. 4. 1/2-INCH PREFORMED EXPANSION JOINT MATERIAL (AASHTO M 213) AT TERMINAL POINTS
- 5. CONTINUOUS PLACEMENT PREFERRED, SCORE INTERVALS 10-FEET MAXIMUM SPACING



6" CONCRETE ROLLED CURB & GUTTER

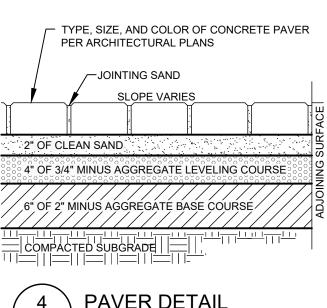


## SUBBASE CAN BE 2" TYPE II OR ¾" TYPE I CRUSHED AGGREGATE BASE COURSE.

- 2. MATERIALS SHALL CONFORM WITH CURRENT ISPWC STANDARDS, DIVISION 800 AGGREGATES AND ASPHALT.
- 3. PAVEMENT SECTION MAY BE MODIFIED IF A PROJECT SPECIFIC GEOTECHNICAL REPORT, STAMPED BY A LICENSED ENGINEER, IS PROVIDED.
- 4. 1/2-INCH PREFORMED EXPANSION JOINT MATERIAL (AASHTO M 213) AT TERMINAL POINTS
- 5. CONTINUOUS PLACEMENT PREFERRED, SCORE INTERVALS 10-FEET MAXIMUM SPACING (8-FEET W/SIDEWALK).



TYPICAL CONCRETE SIDEWALK SECTION N.T.S.



**PAVER DETAIL** 

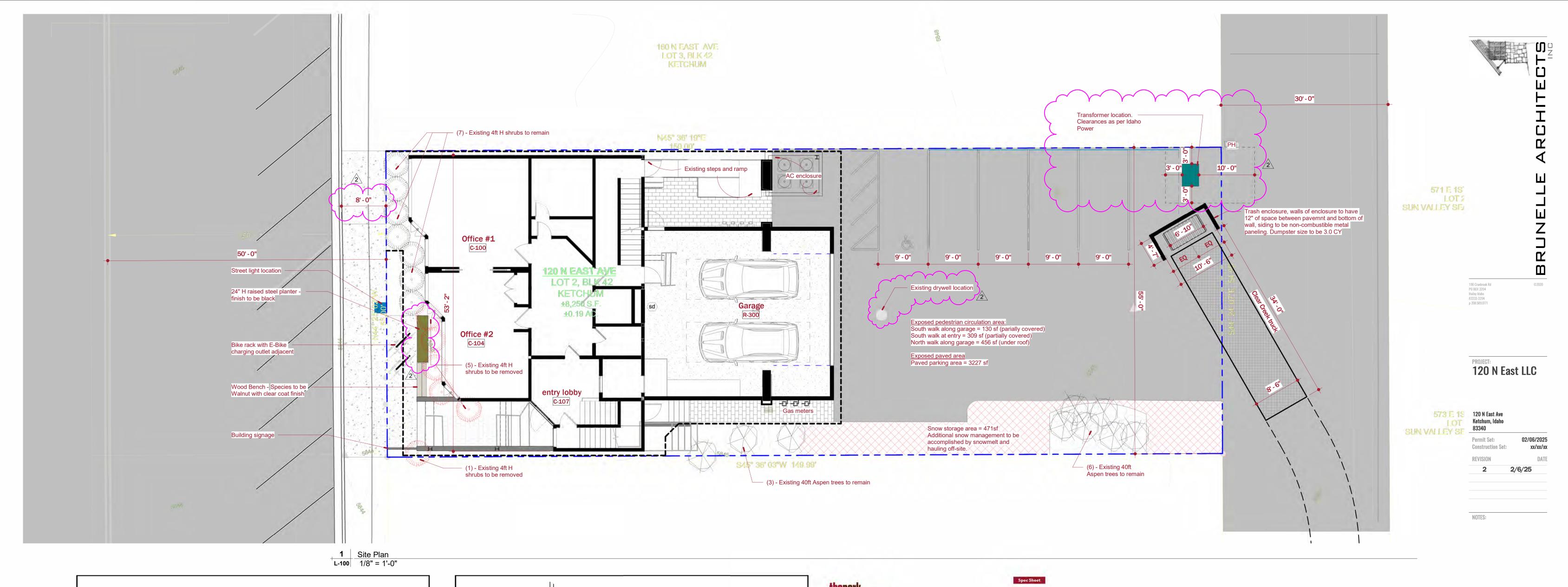
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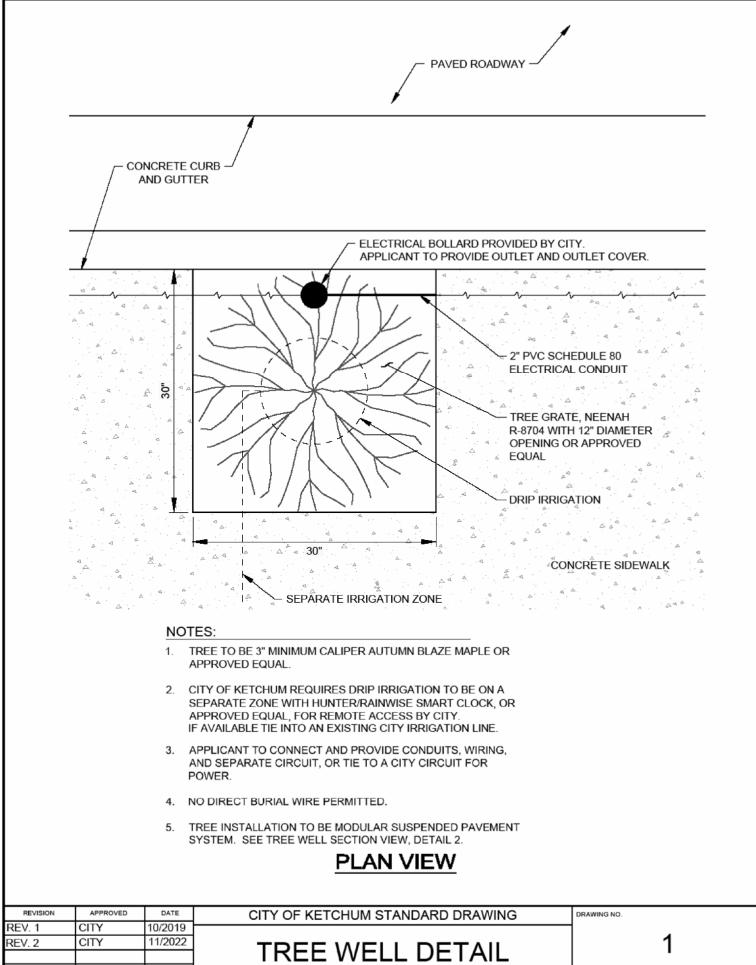
<u>₹</u>

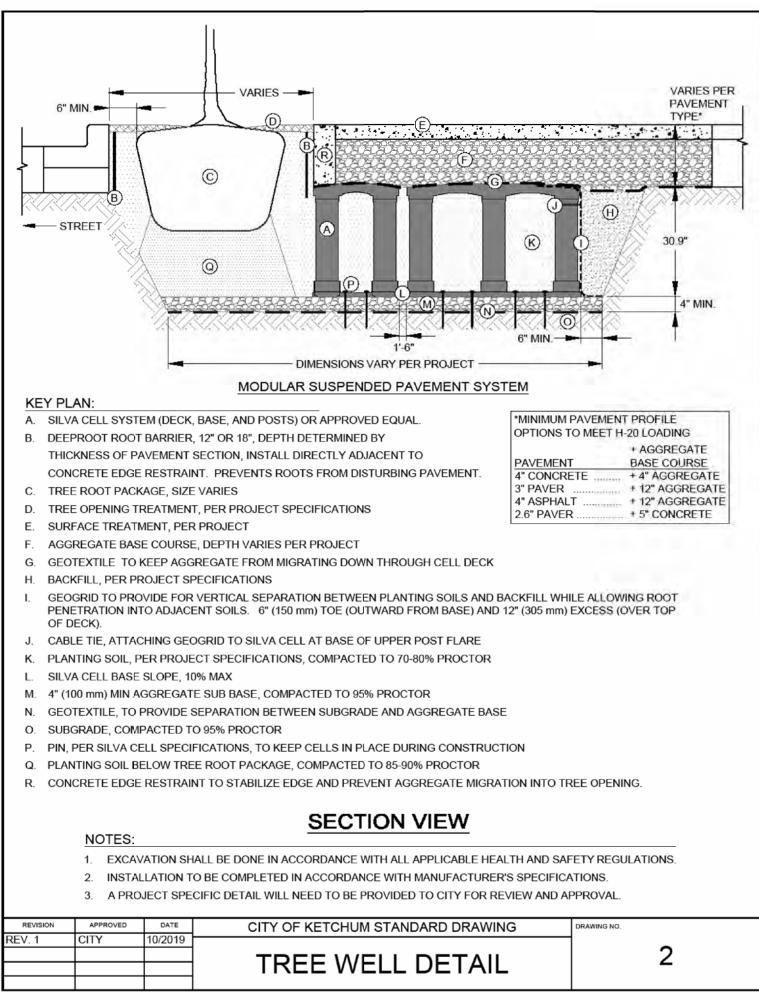
DESIGNED BY: RAWN BY HECKED BY

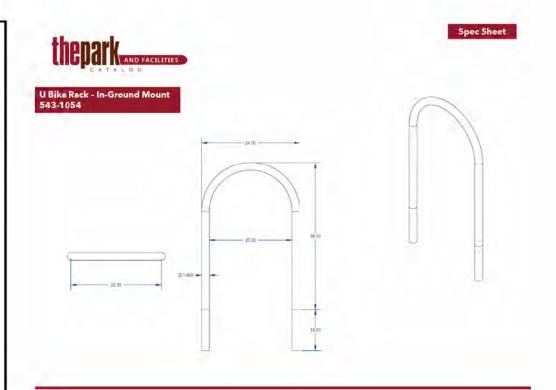
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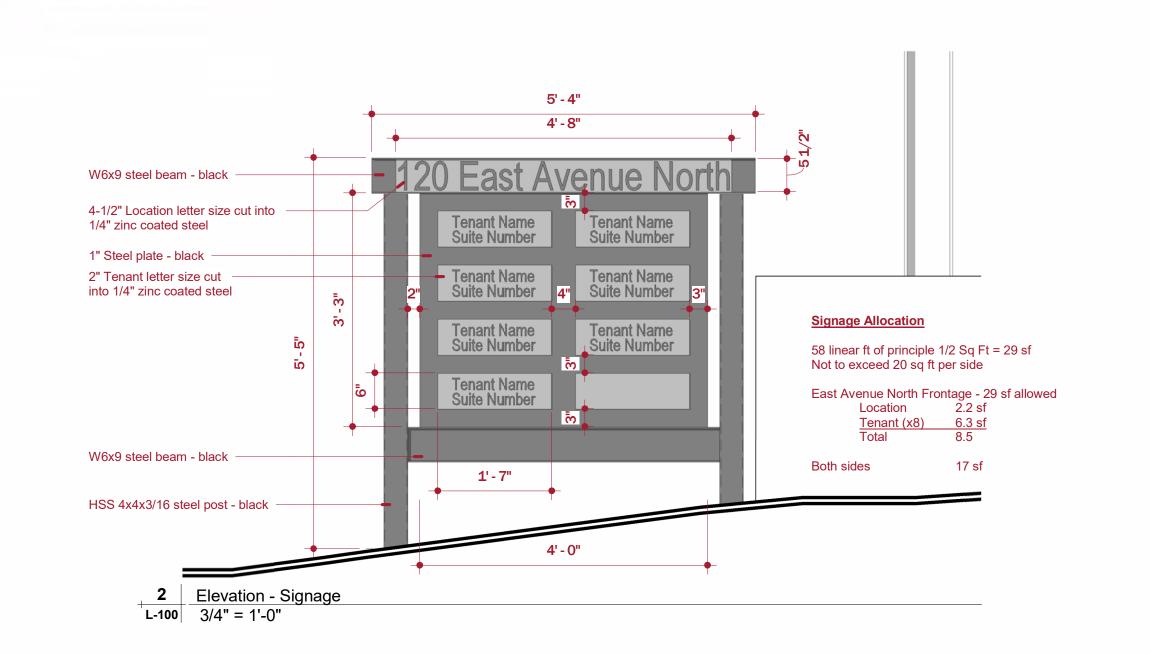
C1.00













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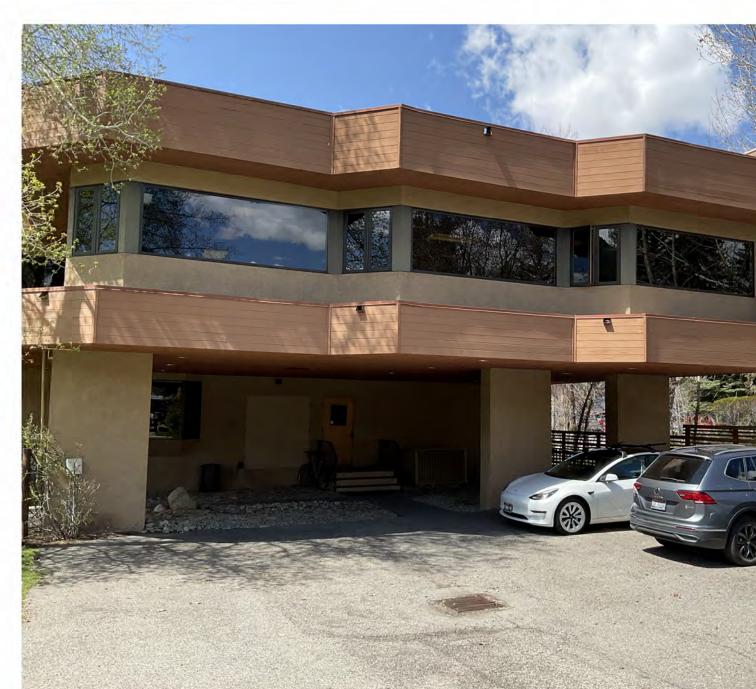


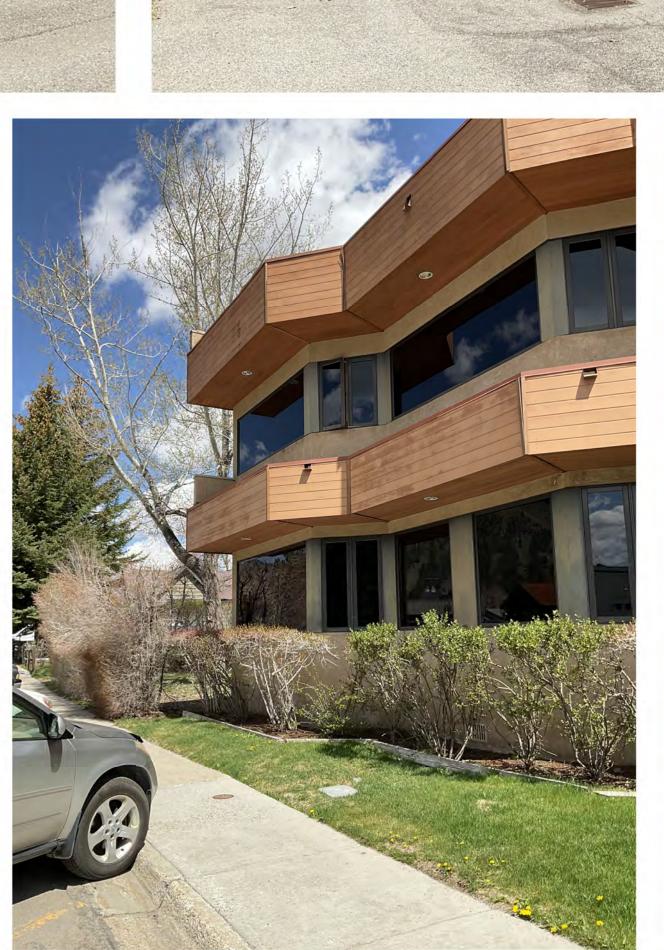




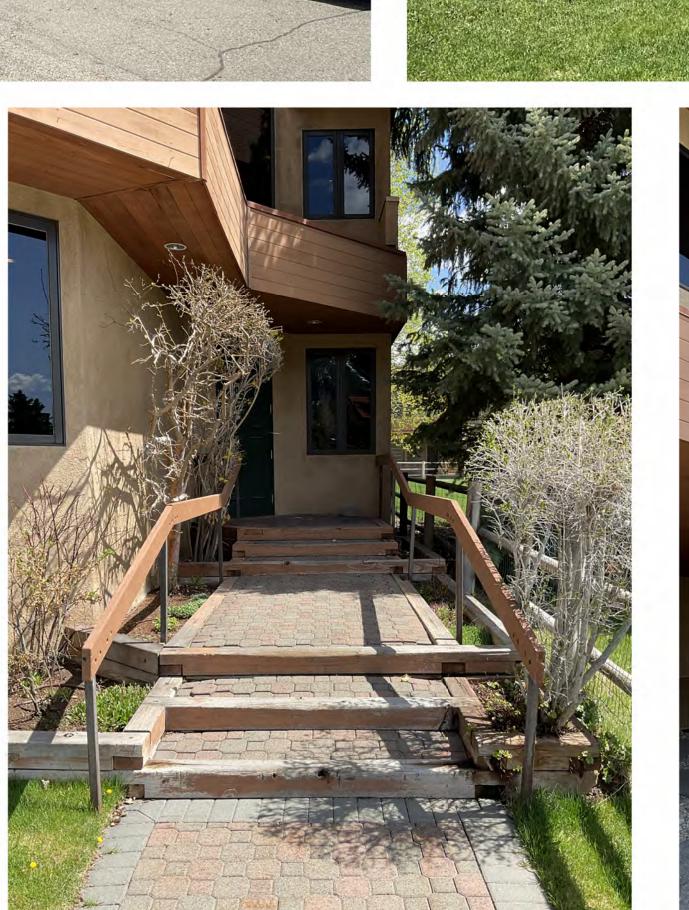


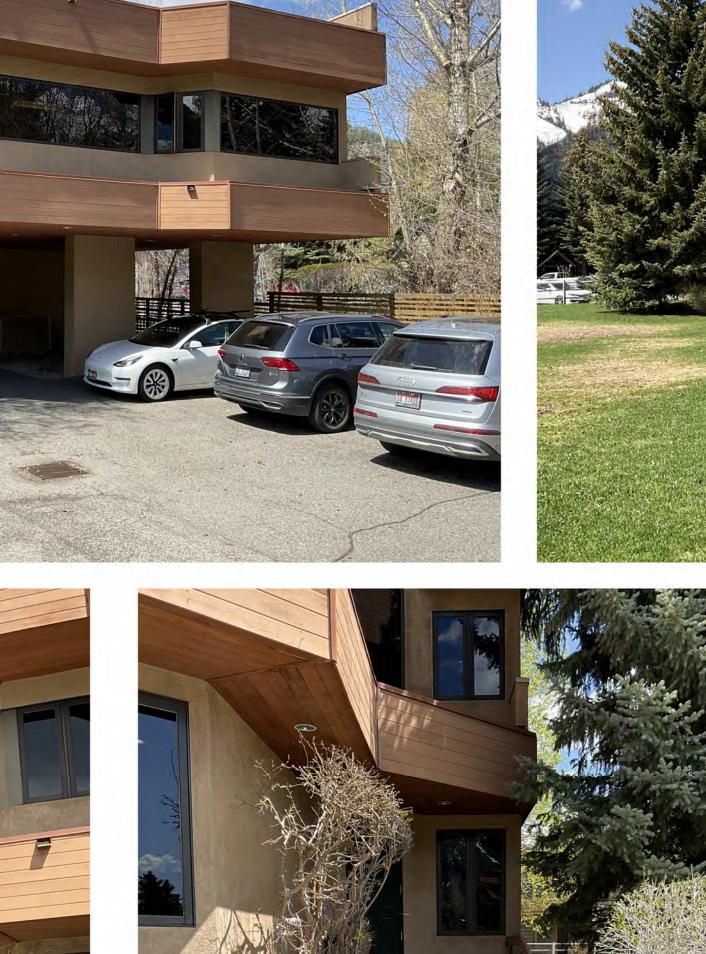












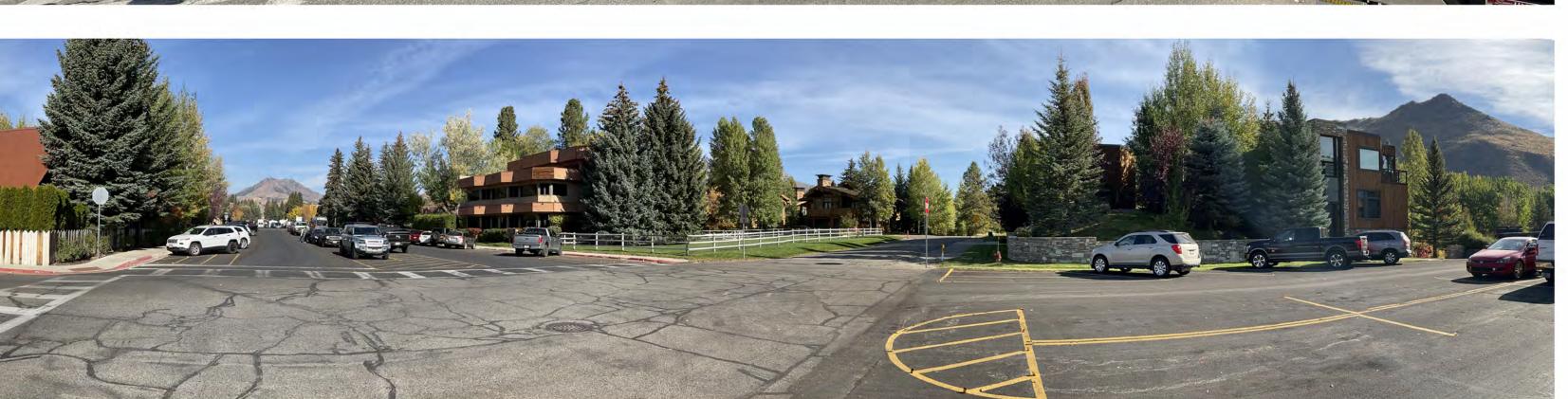


# PROJECT: 120 N East LLC



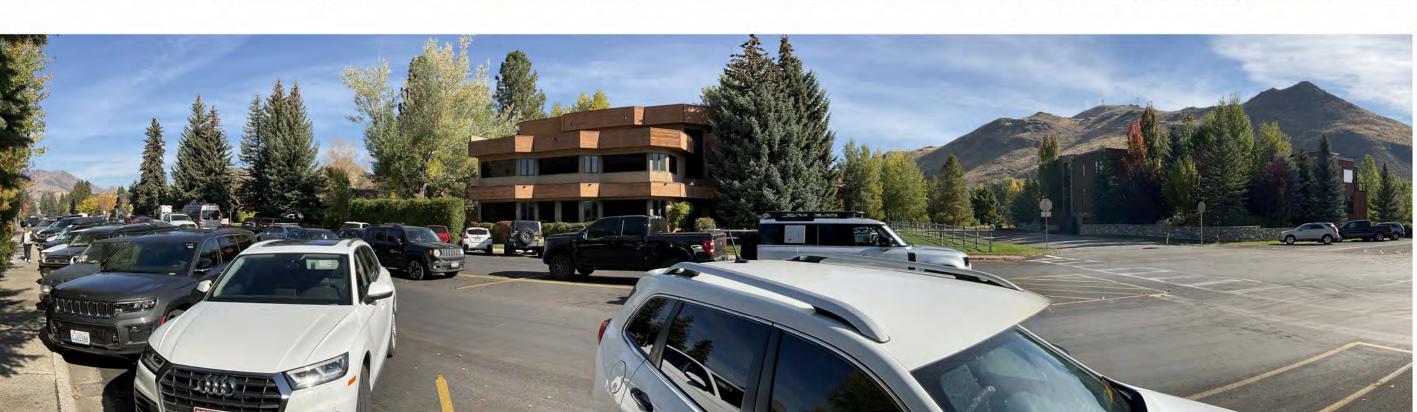


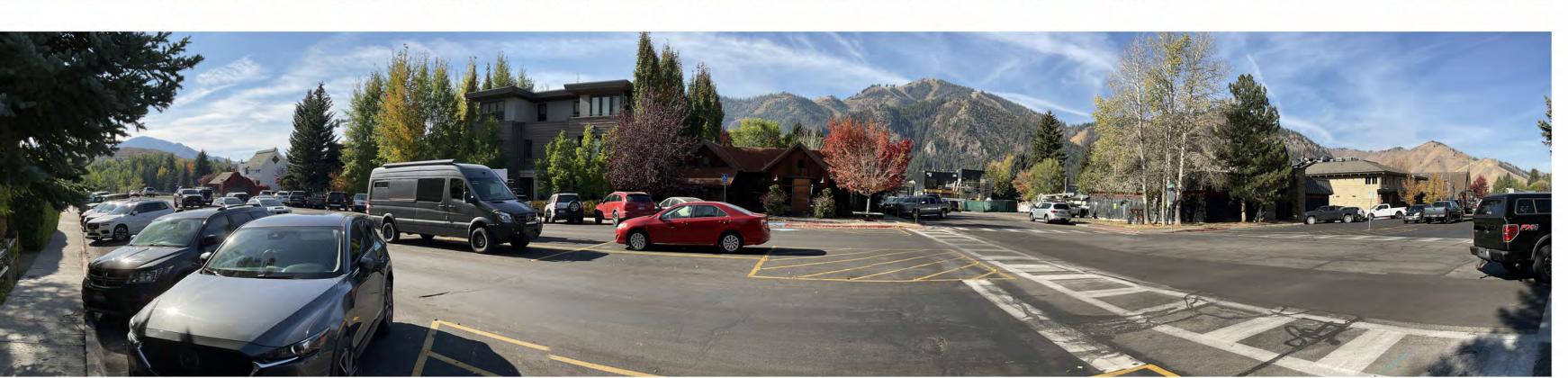












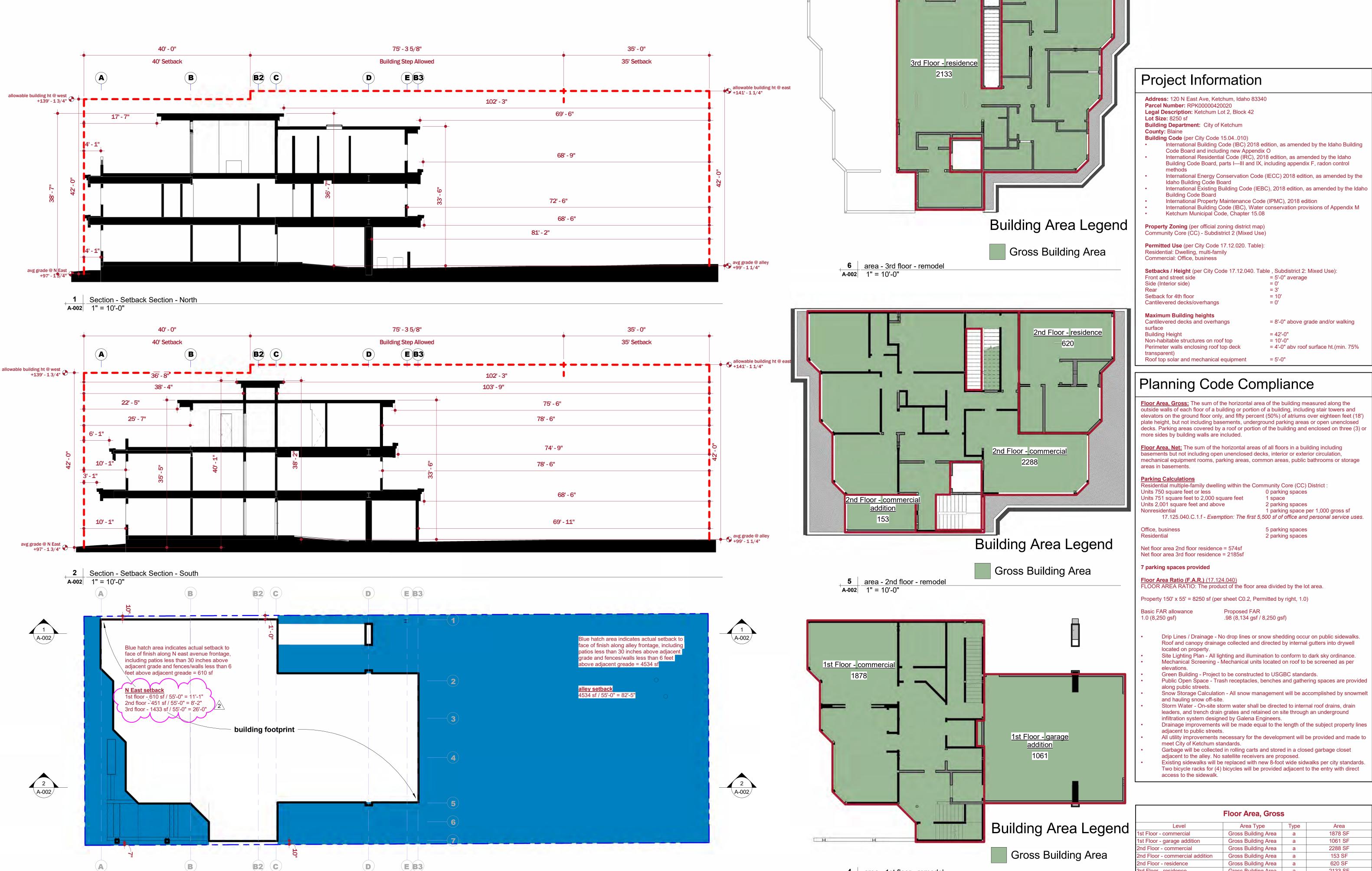


| demolition plan - 1st level | 1/8" = 1'-0"

 $\begin{array}{c|c} \mathbf{9} & \text{floor plan - 1st floor - remodel} \\ \hline \mathbf{A-001} & 1/8" = 1'-0" \end{array}$ 

7 | floor plan - 1st level - as-builts | 1/8" = 1'-0"

Plot Date: 2/6/2025 3:59:47 PM 31



3 Setback Diagram

A-002 1" = 10'-0"

4 area - 1st floor - remodel

A-002 1" = 10'-0"

190 Cranbrook Rd PO BOX 3204 Hailey Idaho 83333-3204 p 208.589.0771

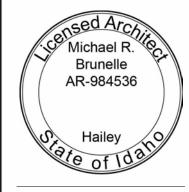
120 N East LLC

120 N East Ave Ketchum, Idaho

83340 02/06/2025 Permit Set: Construction Set REVISION 12/5/24 2/6/25

NOTES:

	Floor Area, Gross  Area Type  Type  Area		
Level	Area Type	Туре	Area
1st Floor - commercial	Gross Building Area	а	1878 SF
1st Floor - garage addition	Gross Building Area	а	1061 SF
2nd Floor - commercial	Gross Building Area	а	2288 SF
2nd Floor - commercial addition	Gross Building Area	а	153 SF
2nd Floor - residence	Gross Building Area	а	620 SF
3rd Floor - residence	Gross Building Area	а	2133 SF



project/FAR information

120 N East LLC

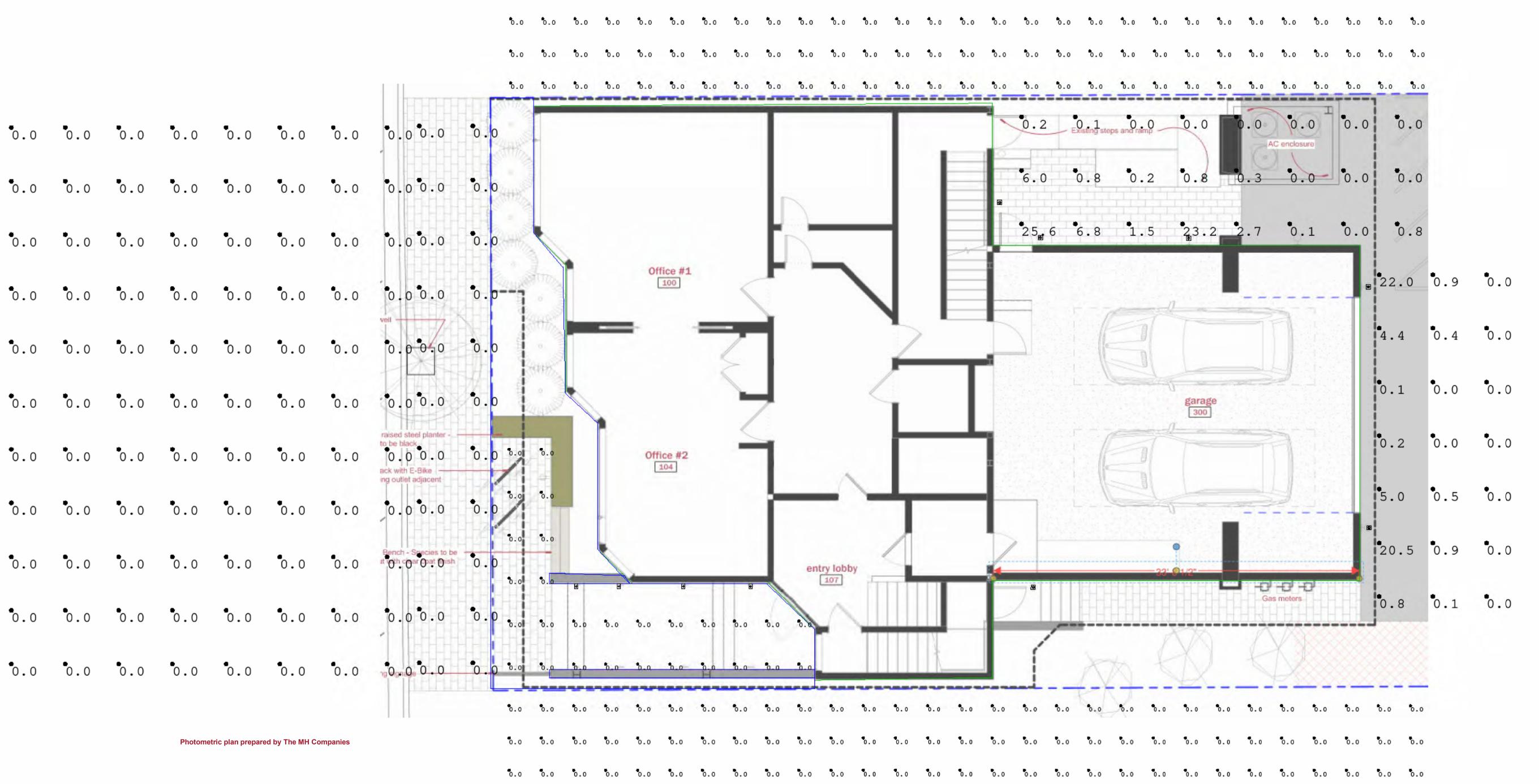
Brunelle

photometric study -

AR-984536

1/4" = 1'-0"

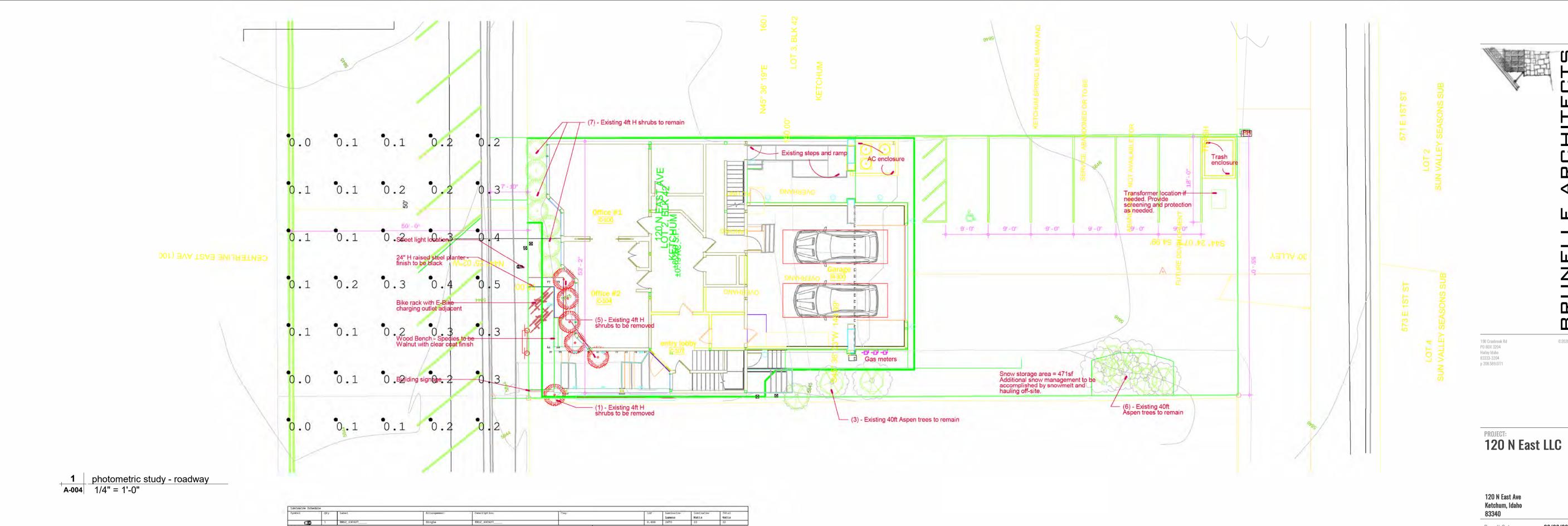
Plot Date: 2/6/2025 3:59:55 PM 33

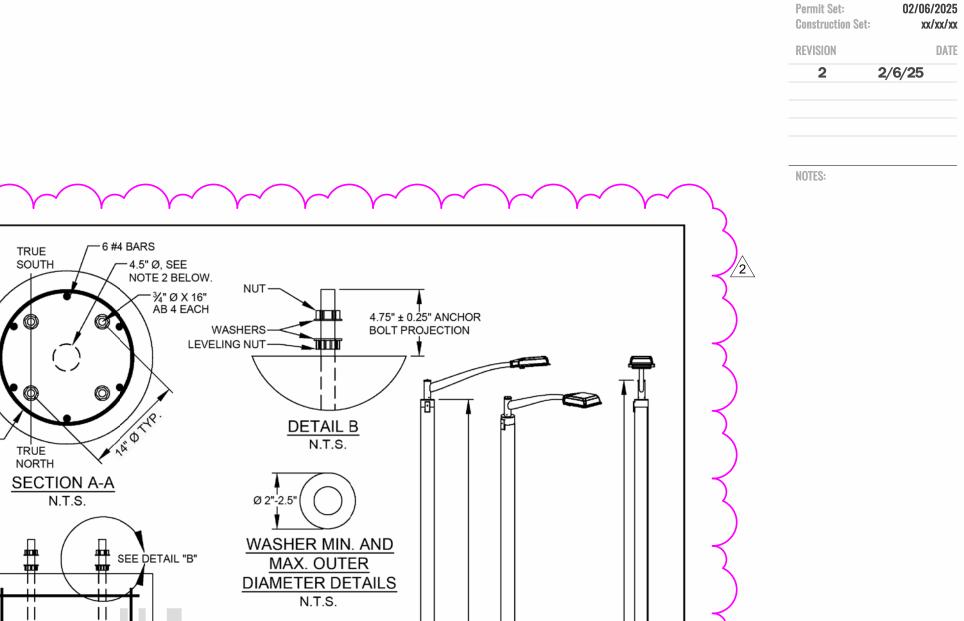


Luminaire Schedule									
Symbol	Qty	Label	Arrangement	Description	Tag	LLF	Luminaire	Luminaire	Total
							Lumens	Watts	Watts
4	4	B Ferona	Single	1	В	0.900	70	2	8
<u>₽</u>	6	WCED3D-13W-830-W	Single	CCT_ 2986K, CRI_ 82_0Ra		1.000	844	13.2	79.2

1 photometric study 1/4" = 1'-0"

Photometric plan prepared by The MH Companies





—(4) 1"Ø X 36" J-BOLTS

─#4 BARS @ 12' O.C.

─6 #4 BARS

NOTES:

1. STREET LIGHT IS MH COMPANIES HARD WIRED TO GRID OR APPROVED EQUAL.

5. STREET LIGHT SHALL BE 25' IN HEIGHT OR AS APPROVED BY CITY OF KETCHUM.

2' Ø

**POLE FOOTING** 

GRID-TIED POLES.

N.T.S.

Ø 7"

Ø 10"

2. ANY CONDUITS AND/OR GROUNDING WIRES MUST BE HARDWIRED AND CONTAINED WITHIN A 4.5" Ø CIRCLE CENTERED ON THE

CITY OF KETCHUM STANDARD DRAWING

STREET LIGHT

ANCHOR BOLT ORIENTATION TO TRUE NORTH/SOUTH IS ONLY RELEVANT FOR OFF-GRID SOLAR POLES. DISREGARD FOR

FOUNDATION. GROUNDING ELECTRODE WIRE AND AC SUPPLY WIRE (IF REQUIRED) ARE 5' MIN. ABOVE THE BASE.

. GROUNDING WIRE MUST BE 60" FROM BASE SO IT CAN REACH THE GROUNDING LUG INSIDE THE POLE.

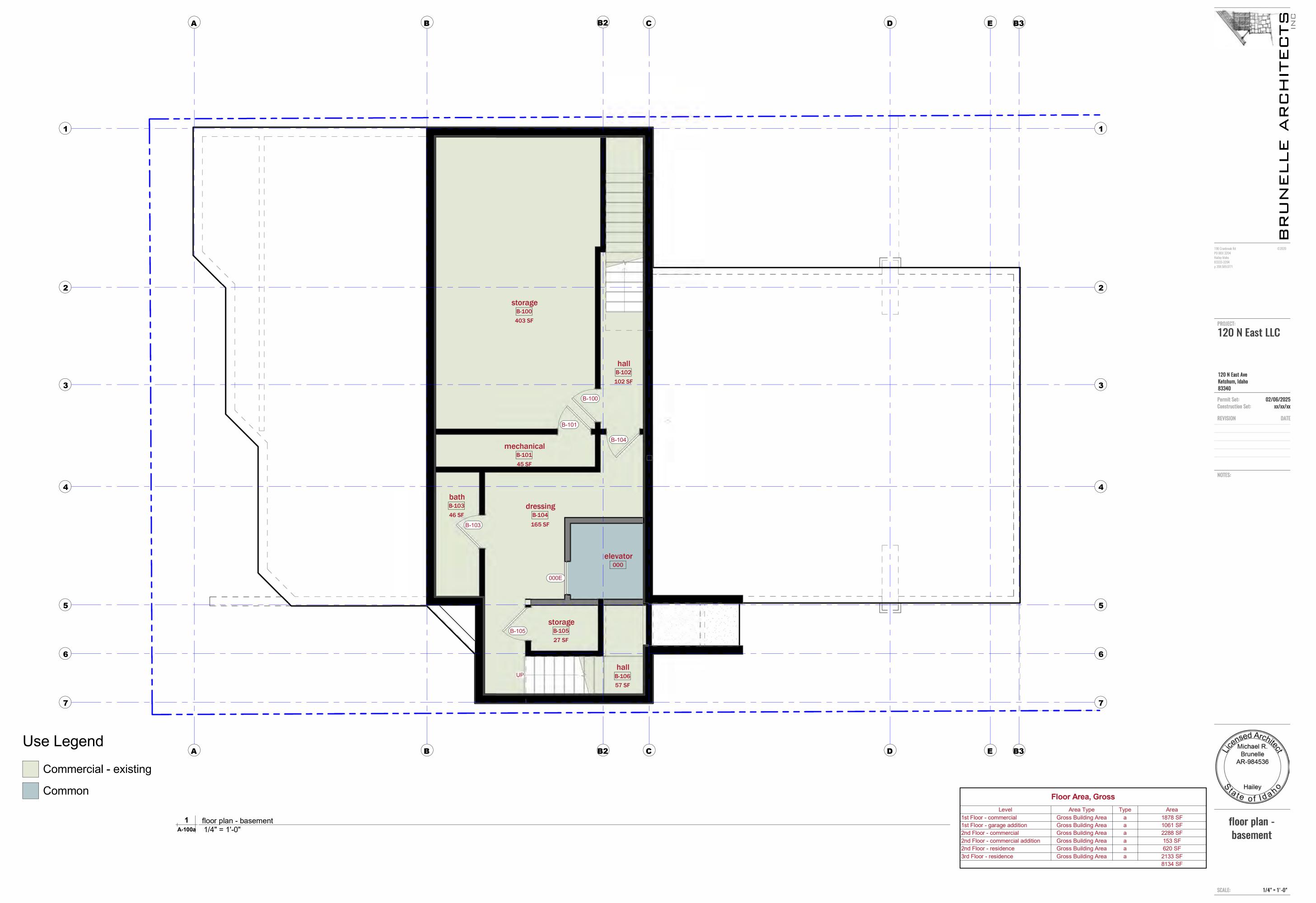
1'-1" TYPICAL STREET LIGHT

Brunelle AR-984536

photometric roadway

1/4" = 1'-0"

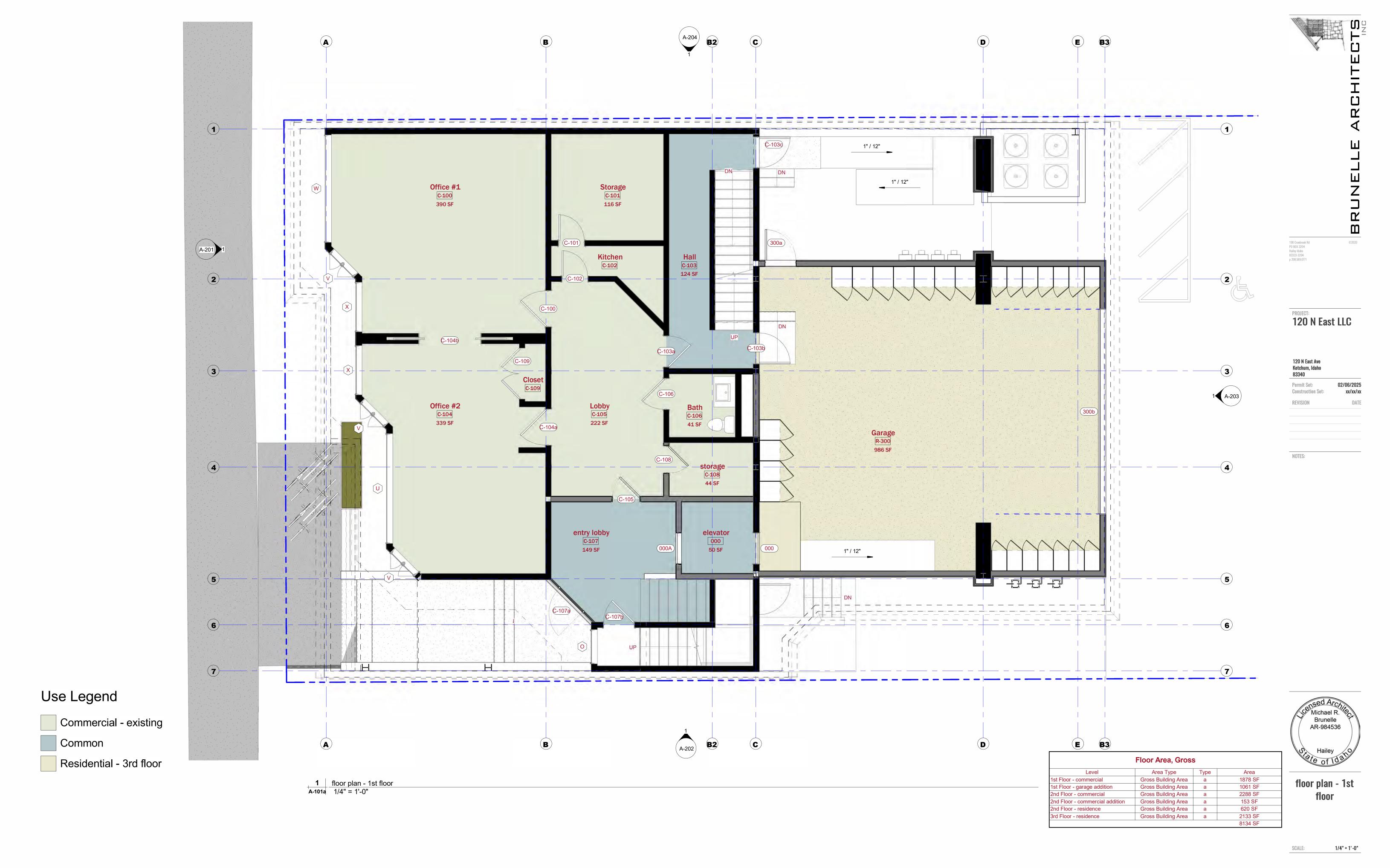
Plot Date: 2/6/2025 3:59:57 PM 34



100

DRAWN BY: Author

Plot Date: 2/6/2025 4:00:00 PM 35



A-101a

DRAWN BY: Author

Plot Date: 2/6/2025 4:00:07 PM 36



A-102a

DRAWN BY: Author

Plot Date: 2/6/2025 4:00:12 PM 37



1/4" = 1'-0"

DRAWN BY: Author

Plot Date: 2/6/2025 4:00:19 PM 38



**E B3** 

EPDM roofing with stone ballast

General roofing note:
All additional roof drainage to be routed to existing onsite

Turfed dog area over drainage system———

1 roof plan A-104 1/4" = 1'-0" EPDM roofing, sloped to interanl drain system

EPDM roofing, sloped to interanl drain system

**B2** 

**L**\_\_\_\_\_

EPDM roofing, sloped to interanl drain system

Glass panel handrail with steel frame/posts

2" paver over, pedastals, over sloped rigid insulation

EPDM roofing with stone ballast

EPDM roofing with stone ballast

2

7

roof plan

1/4" = 1'-0"

A-104

 DRAWN BY:
 Author

 Plot Date:
 2/6/2025 4:00:24 PM

39



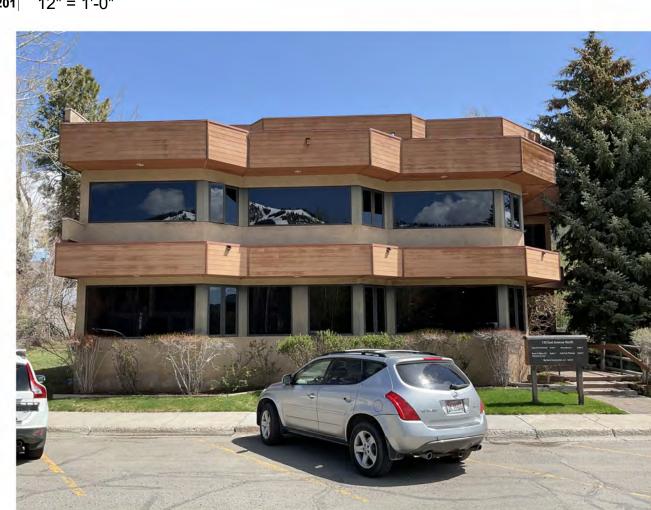
allowable building ht @ east +141' - 1 1/4"

allowable building ht @ west +139' - 1 3/4"

3 West Perspective 12" = 1'-0"



4 SW Perspective 12" = 1'-0"





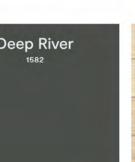
unpainted, sealed steel concrete

MAT 5 - Wood siding, MAT 6 - Roofing -

reSawn Abodo Vulcan stone ballasted Cladding - "Nero"



MAT 1 - Metal - MAT 2 - Board formed MAT 3 - Stucco -



Handrail posts



Flashing



MAT 3 - Stucco Benjamin Moore paint Deep River 1582

MAT 4 - Wood siding/soffit,
reSawn Abodo Vulcan
Cladding - "Straw"

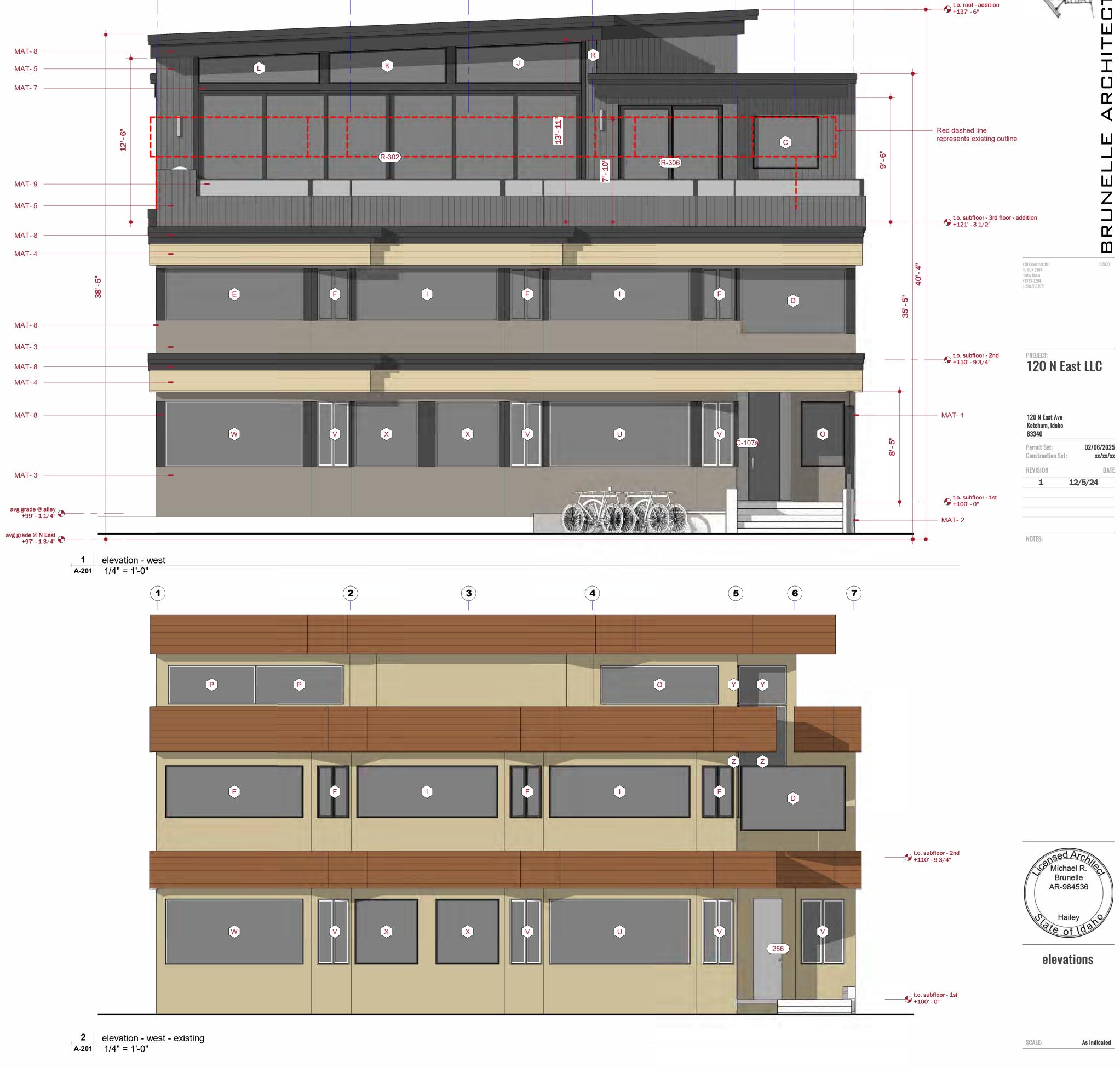






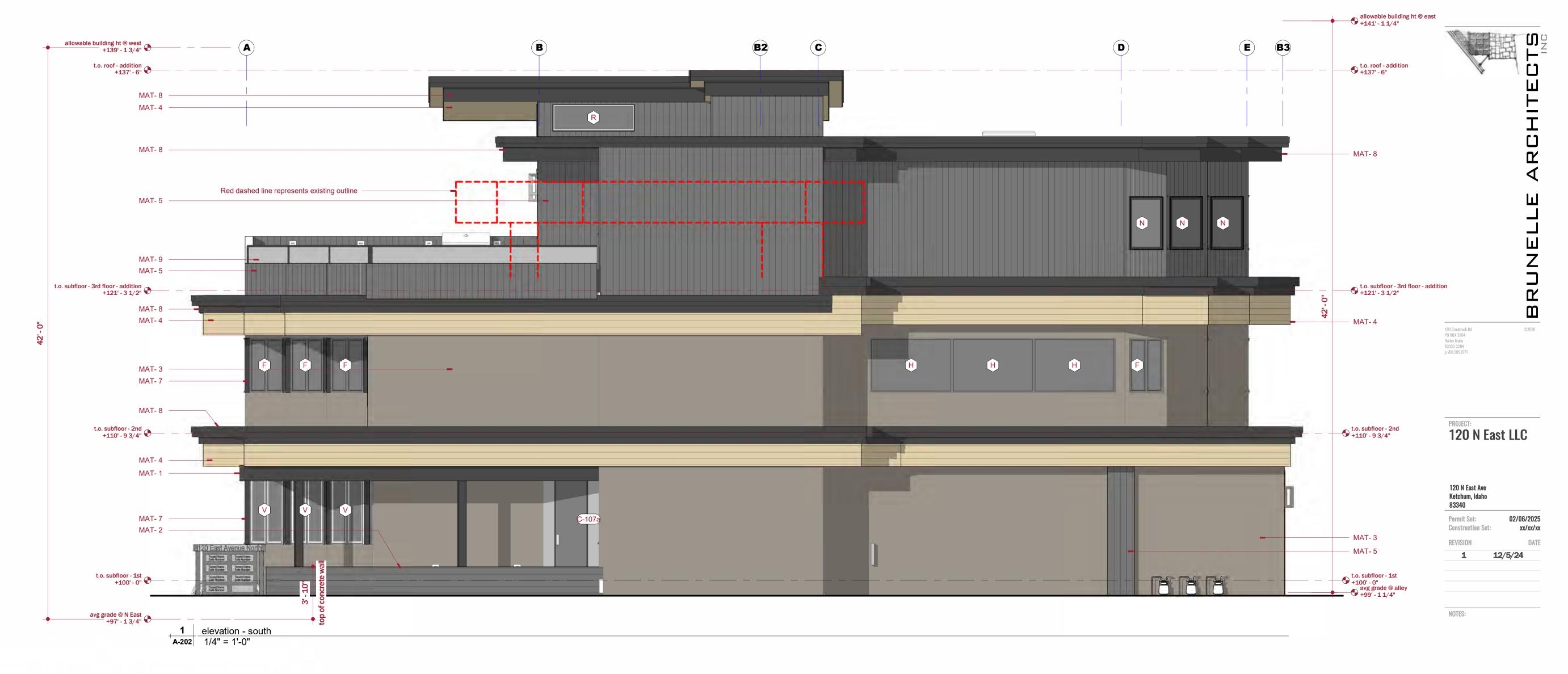




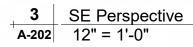


**3** 

Plot Date: 2/6/2025 4:00:44 PM 40







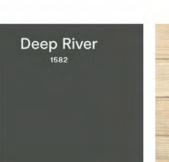


unpainted, sealed steel concrete

reSawn Abodo Vulcan stone ballasted Cladding - "Nero"

















MAT 1 - Metal -





MAT 2 - Board formed MAT 3 - Stucco -





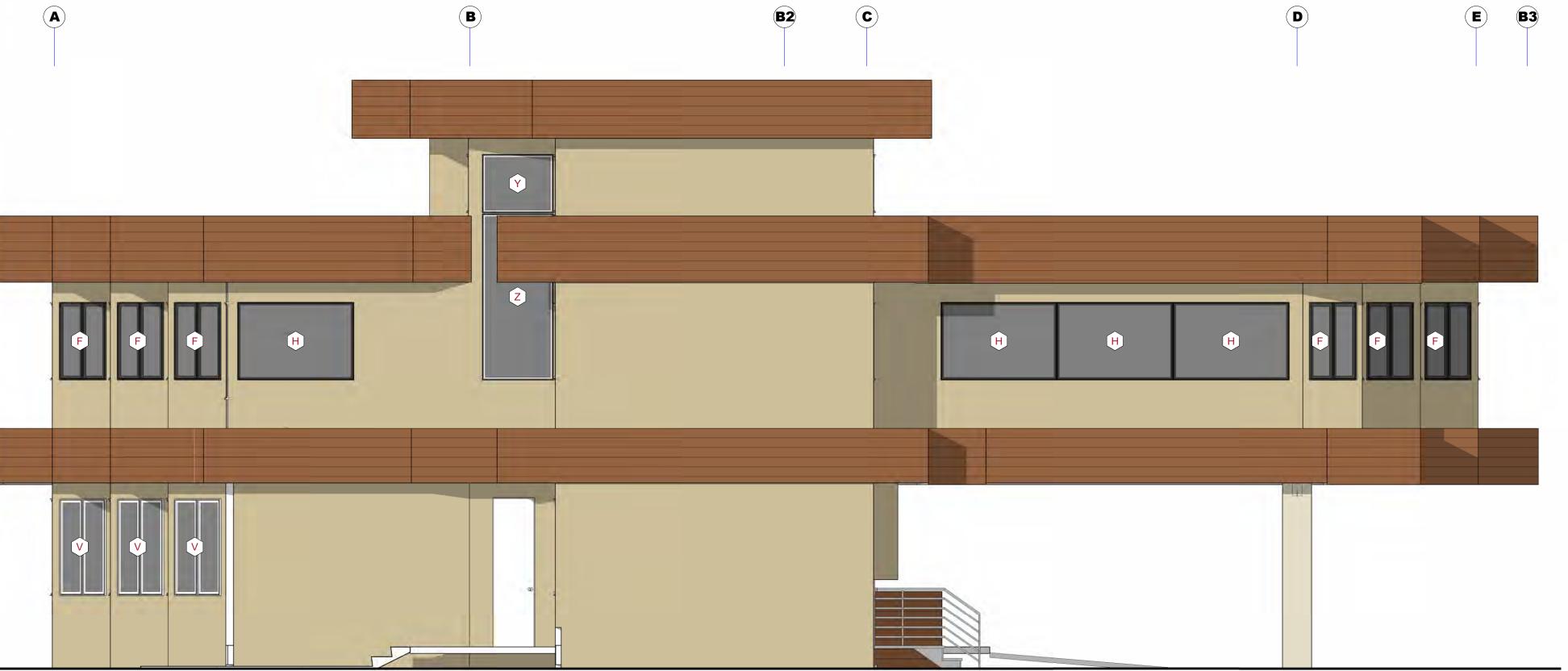


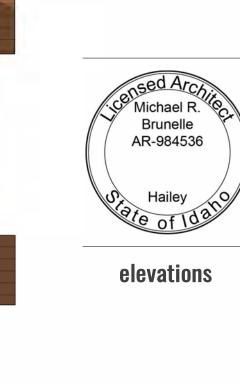






2 elevation - south - existing 1/4" = 1'-0"





As indicated

DRAWN BY:

Plot Date: 2/6/2025 4:01:04 PM 41

SE Perspective
12" = 1'-0"



4 NE Perspective 12" = 1'-0"



Existing tree conditions, South Elevation



Existing tree conditions, South Elevation



MAT 1 - Metal -

MAT 5 - Wood siding, MAT 6 - Roofing -

reSawn Abodo Vulcan stone ballasted Cladding - "Nero"

unpainted, sealed steel concrete



MAT 2 - Board formed MAT 3 - Stucco -

Handrail posts



MAT 3 - Stucco Benjamin Moore paint Deep River 1582

MAT 4 - Wood siding/soffit,
reSawn Abodo Vulcan
Cladding - "Straw"



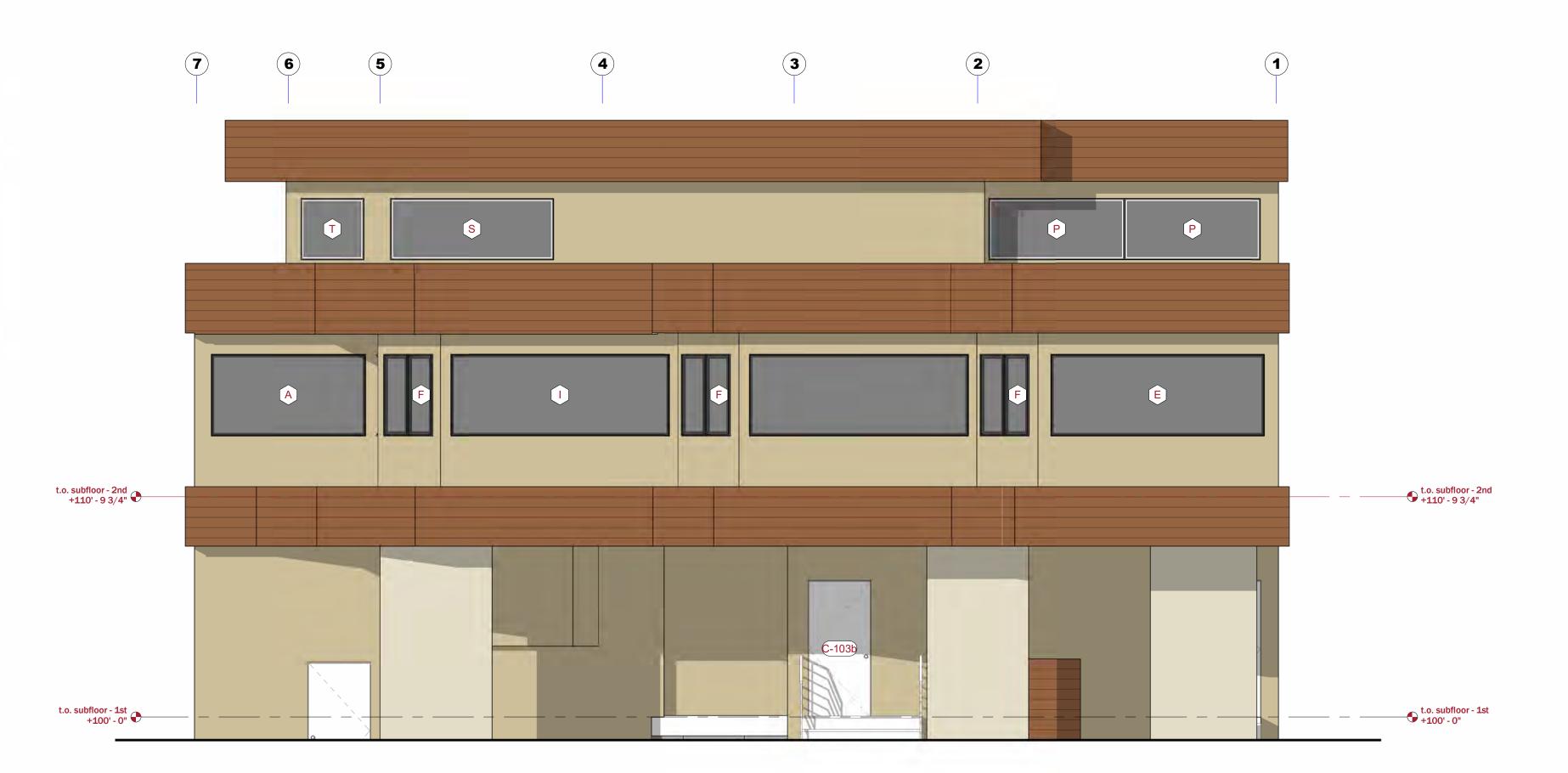
MAT 7 - Metal cladding, MAT 8 - Metal match existing paneling, Bonderized (windows and doors), Metal - Fascia / Flashing





elevation - east - existing
1/4" = 1'-0"







02/06/2025 xx/xx/xx

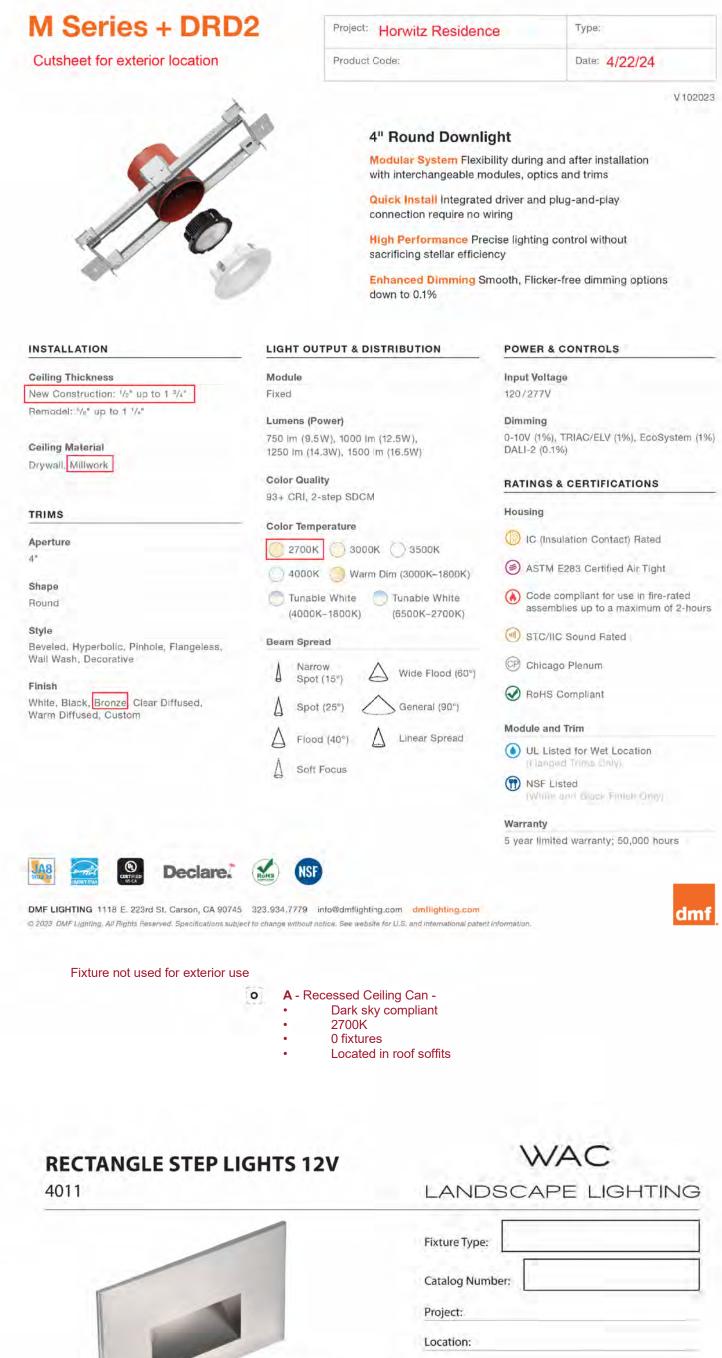
12/5/24

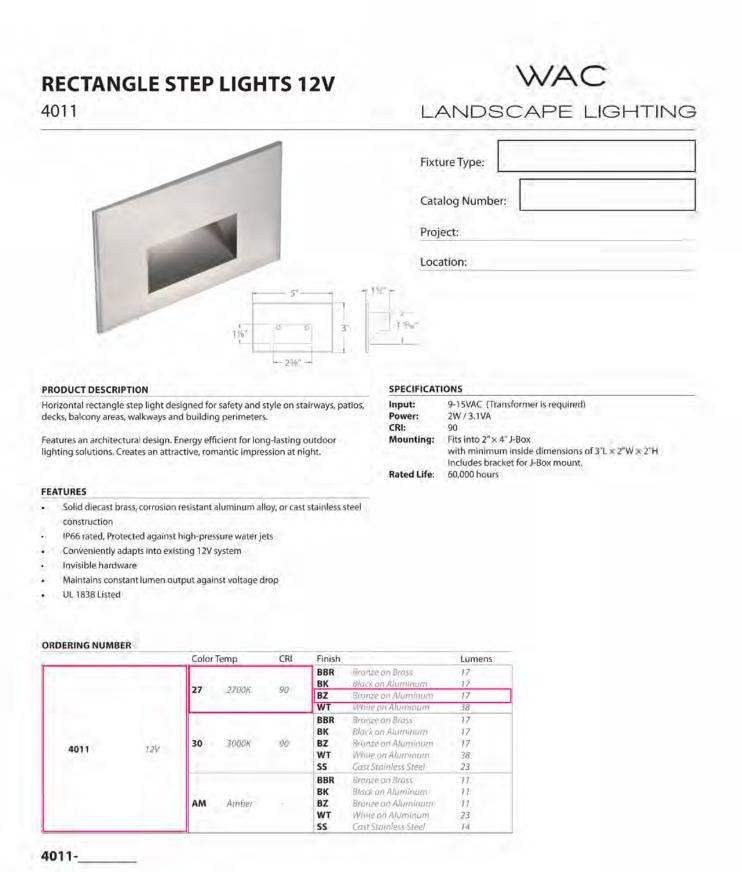
2/6/25

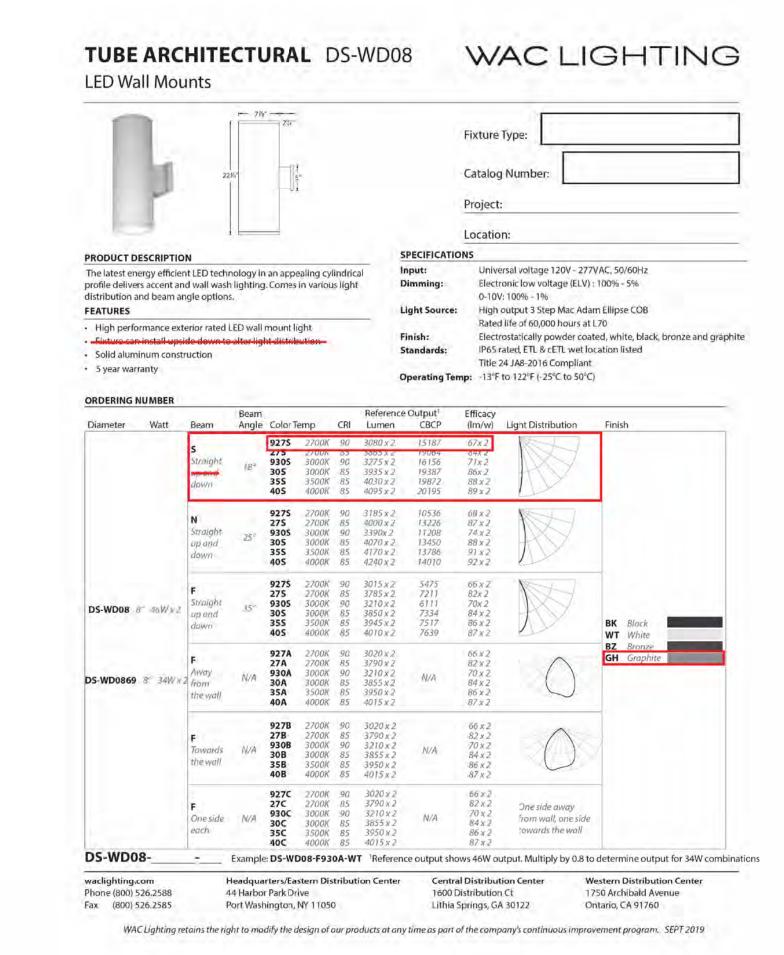
elevations











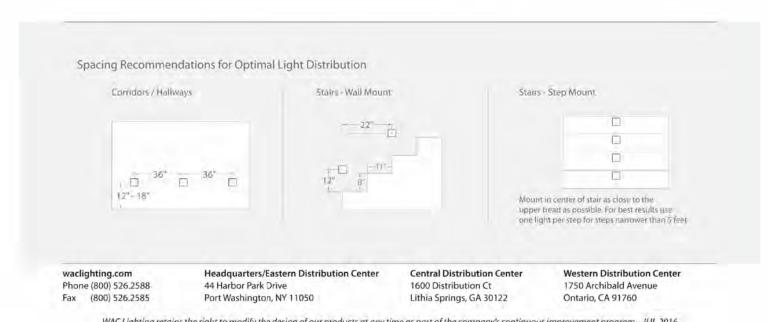
C - Wall sconce -Dark sky compliant CRI 2700K 8 fixtures Garage/Entry - 8ft high Upper Level Patio - 8ft high



Luminaire	Dimmer							
	Manufacturer	Family	Model	Power Rating	Range*	Note		
4011	Litter	Diva	DVLV-600	500W	23% - 100%			
		9843000	SLV-600P	500W	1.296   1.0096	Best performance		
		Skylork	5-101	1000W		Not recommended		

\*Low end of this range is determined by output current which may not directly translate to the perceived light output

WAC Lighting fixtures are compatible with a variety of dimmers. For your convenience we have included a compatibility chart showing dimmers which have been tested with our products. The recommended list below is based upon testing conducted in a lab, and the results can vary in certain field applications due to a number of factors. Exclusion from the list does not imply incompatibility, just that it has not been tested by WAC Lighting. Please reference the dimmer manufacturer's instructions for installation, or contact a WAC lighting professional at 800-526-2588.



WAC Lighting retains the right to madify the design of our products at any time as part of the company's continuous improvement program. JUL 2016

B - Step Louvre -Dark sky compliant CRI 2700K 16 fixtures Patio/Entry walls, 12" above pavers Upper patio cabinets, 40" above pavers

WAC Lighting retains the right to modify the design of our products at any time as part of the company's continuous improvement program. JUL 2016

Central Distribution Center

1600 Distribution Ct

Lithia Springs, GA 30122

Western Distribution Center

1750 Archibald Avenue

Ontario, CA 91760

Headquarters/Eastern Distribution Center

44 Harbor Park Drive

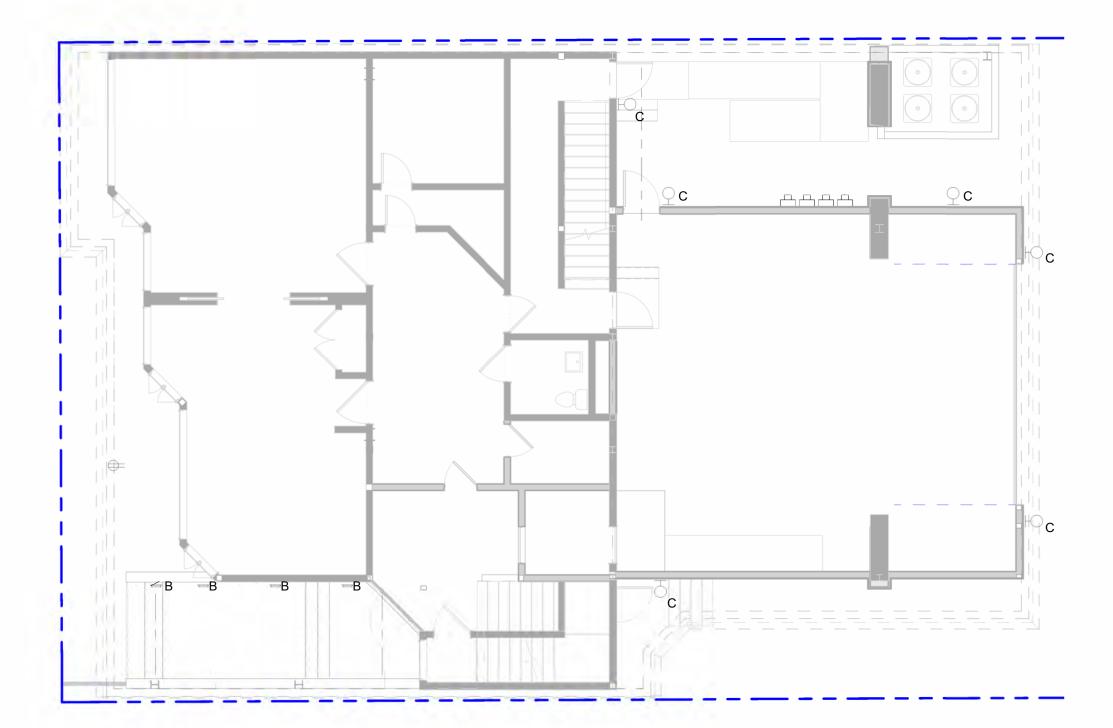
Port Washington, NY 11050

Example: 4011-30BK

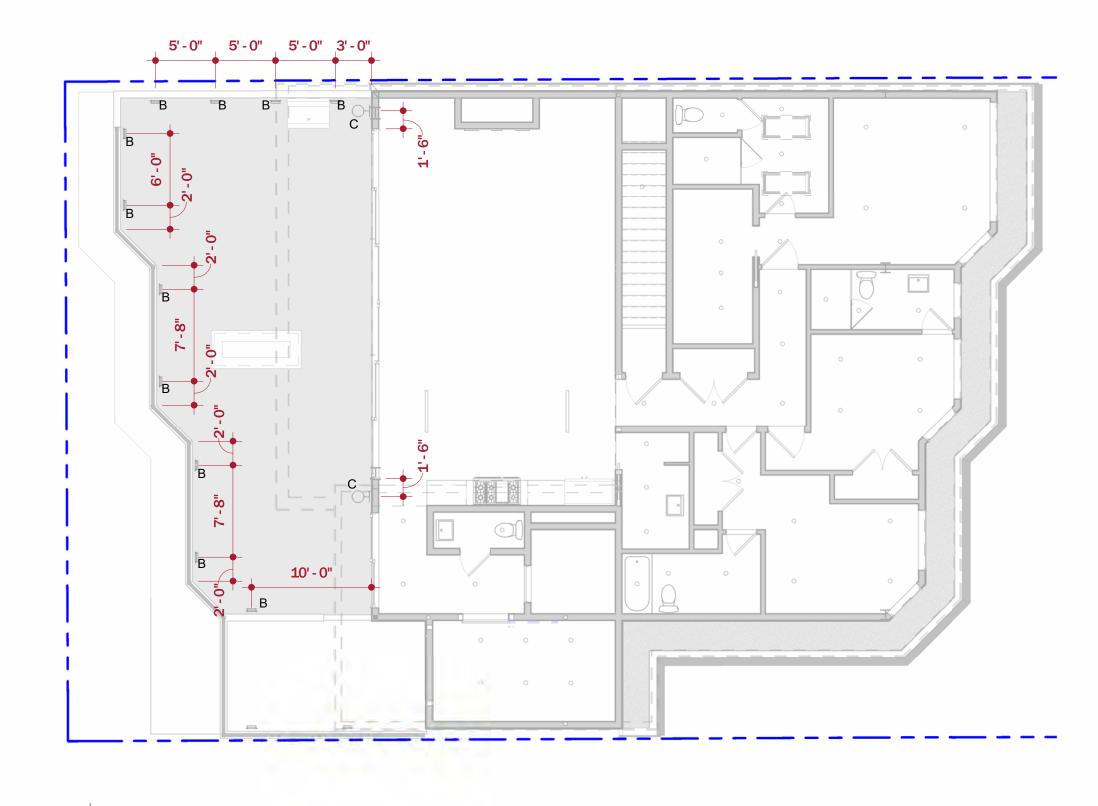
waclighting.com

Phone (800) 526.2588

Fax (800) 526.2585



1 exterior lighting plan - 1st floor E-100 1/8" = 1'-0"



exterior lighting plan - 3rd floor 1/8" = 1'-0"



190 Cranbrook Rd PO BOX 3204 Hailey Idaho 83333-3204 p 208.589.0771

#### PROJECT: 120 N East LLC

120 N East Ave Ketchum, Idaho 83340 02/06/2025 Permit Set: xx/xx/xx Construction Set: REVISION

NOTES:

Michael R Brunelle AR-984536

electrical

SCALE: As indicated

Plot Date: 2/6/2025 4:01:50 PM 44



IN RE:	)	
	)	
Limelight Hotel	)	KETCHUM PLANNING & ZONING COMMISSION
PUD CUP & DA Amendment Applications	)	FINDINGS OF FACT, CONCLUSIONS OF LAW, AND
Date: May 27, 2025	)	RECOMMENDATION
	)	
File Numbers: P25-001 & P25-001A	)	

**PROJECT:** Limelight Hotel PUD CUP & DA Amendment

**APPLICATION TYPES:** Planned Unit Development Conditional Use Permit Amendment &

Development Agreement Amendment

**FILE NUMBERS:** P25-001 & P25-001A

OWNER: Limelight Ketchum 2 LLC

**REPRESENTATIVE:** Jim Garrison

**LOCATION:** 151 S Main Street (151 South Main Hotel & Residences)

**ZONING:** Retail Core of the Community Core (CC-1 Zone)

OVERLAY: None

#### **RECORD OF PROCEEDINGS**

A public hearing notice for the Limelight Hotel Planned Unit Development ("PUD") Conditional Use Permit ("CUP") Amendment and Development Agreement ("DA") Amendment Applications was mailed to all owners of property within 300 feet of the project site and all political subdivisions on April 16, 2025. The public hearing notice was published in the Idaho Mountain Express on April 16, 2025. A public hearing notice was posted on the project site and the city's website on April 22, 2025. The amendment applications were considered by the Planning and Zoning Commission ("Commission") during their special meeting on May 7, 2025. After considering Commission Findings, the applicant's presentation, and public comment, the Commission recommended approval of the Limelight Hotel PUD CUP & DA Amendment Applications to the City Council subject to conditions with a vote of 4-1.

#### **HOTEL PUD CUP & DA AMENDMENT PROCEDURES**

Hotels may exceed maximum floor area, height, and minimum open site area requirement through a PUD (KMC §17.124.050.A). PUDs are considered conditional uses within all zoning districts (KMC

§16.08.060) and are required to obtain conditional use permits pursuant to KMC §16.08.050. The procedures for evaluating PUD CUPs are outlined in KMC §16.08.110 and KMC §16.08.120. The first step in the PUD CUP review process is a public hearing with the Commission. Pursuant to KMC §16.08.110:

The commission shall make findings, together with recommendations, including but not limited to, approval with appropriate conditions or denial of the application. Thereafter, the conditional use permit application together with the record and recommendations of the commission, shall be forwarded to the City Council for final action.

KMC 16.08.130 provides a non-exhaustive list of conditions that the City Council may impose as part of the PUD CUP process. Conditions may include:

- Minimizing adverse impact on surrounding properties, developments and/or public services, facilities or utilities.
- Designating the exact location and nature of development.
- Requiring more restrictive development standards than those generally required in applicable ordinances.
- Restrictions on the future use of the proposed development. This includes appropriate mechanisms to guarantee the affordability of community housing units (for example, deed restrictions).
- Require provision of adequate employee housing.
- Such other reasonable conditions as the City Council may deem appropriate with regard to the proposed PUD.

Conditions are not limited to those listed in the PUD Ordinance.

Hotels must enter into a DA with the city as part of the approval process. Pursuant to KMC §17.124.050.B5, the DA may address, "community housing, hotel room uses and restrictions, public access on the property, alternatives and remedies if the hotel use ceases, and any other issues the Commission or City Council deems appropriate." Hotel DAs follow the process outlined for PUDs.

#### **BACKGROUND**

The applicant, Limelight Ketchum 2 LLC, represented by Jim Garrison, has applied for amendments to the Planned Unit Development (PUD) Conditional Use Permit (CUP) and the Development Agreement (DA) for the Limelight Hotel located at 151 S Main Street in the Retail Core of the Community Core (CC-1 Zone). The applicant proposes converting 11 hotel rooms on the fourth floor into two market-rate residential condominium units. This request requires amendments to the Limelight Hotel PUD CUP & DA.

Pursuant to the definition of hotel specified in Ketchum Municipal Code (KMC) §17.08.020, hotels are permitted to include residential uses provided that the total gross square footage of hotel uses comprise 75% or more of the project's total gross square footage. As approved through the original 2010 PUD, the 2013 PUD amendment, and the 2015 Design Review Modification, the Limelight Hotel currently provides 99 hotel 109 hotel rooms (including 10 lock-off units) and 14 residential units. 78.3% of the total building area is currently dedicated to hotel use.

The conversion proposed with the amendment request would result in 98 total hotel rooms (including 10 lock-off units) and 16 residential units. The total building area dedicated to hotel uses would be reduced to 75.1%, which complies with the hotel definition specified in KMC §17.08.020. The proposal

requires an amendment to the Limelight Hotel PUD CUP to reflect the program changes. In addition, the proposed conversion requires an amendment to the Limelight Hotel DA.

The Commission recommends approval of the proposed conversion provided the applicant fulfills the community housing contribution required for the new residential through one of the outright options specified in KMC §17.124.040.B.2f.

#### Limelight Hotel Approvals & Agreements

The City Council approved the original PUD CUP for the Limelight Hotel on June 7, 2010. At the time of the original PUD approval, the hotel was named Bald Mountain Lodge. Following the original PUD approval in 2010, the Limelight Hotel received numerous approvals for design and programming changes and entered into multiple agreements with the city.

The hotel program approved through the original 2010 PUD included 82 hotel rooms, 9 lock-off units on the fourth floor, and 26 residential condominium units on the fourth and fifth floors. The hotel program resulted in: (1) an employee housing requirement of 23 employee housing units and (2) a community housing requirement of 7,444 square feet or approximately \$2.36 million in-lieu fee payment. The employee and community housing requirements were waived in their entirety through the PUD process as an incentive to commence construction of the hotel project.

The PUD Ordinance gives City Council the authority to grant waivers from zoning and subdivision standards on a case-by-case basis provided the waiver is not detrimental to the public welfare, health, and safety or injurious to property owners in the surrounding area. The PUD Ordinance states:

Modification or waiver from certain standard and subdivision requirements may be permitted subject to conditions, limitations and/or additional development standards, pursuant to section 16.08.130 of this chapter, as the City Council may prescribe to mitigate adverse impact at the proposed planned unit development, or to further the land use policies of the City, or to ensure that benefits derived from the development justify a departure from such regulations (KMC §16.08.080).

The Limelight Hotel was granted multiple waivers through the PUD CUP. A summary of these waivers is provided in Table 5 of the 2013 PUD CUP Amendment approval. Waivers were granted for multiple zoning code requirements, including use, site, mass, and height specifications required for developments in the Community Core. The employee and community housing waivers were used as incentives to commence construction quickly and expedite the issuance of a Certificate of Occupancy for the hotel portion of the project in order to derive the economic benefits that would result from increasing tourist accommodations.

The Limelight Hotel (formerly Bald Mountain Lodge) DAs and amended DAs provided different incentives related to the employee housing and community housing waivers for three different construction timelines. If the first construction timeline was met, then the employee and community housing requirements were waived in their entirety. If the second construction timeline was met, then: (1) the community housing requirement was waived in its entirety and (2) 50% of the employee housing requirement was waived. Waivers did not apply under the third construction timeline, and the employee and community housing requirements had to be fulfilled in their entirety. The original Bald Mountain Lodge DA was amended three times to extend the construction timelines before the current Limelight Hotel DA became effective.

On November 5, 2012, the City Council considered a request from Bald Mountain Lodge LLC for a second extension to the construction timelines specified in the DA. In exchange for extending the timelines, the developer agreed to modify the original fourth-floor program from residential condominium units to hotel guest rooms. The PUD CUP Amendment to reflect this change was approved on May 6, 2013. The conversion of the fourth-floor residential units to hotel rooms resulted in a total of 119 hotel rooms and 8 residential units on the fifth floor. 86.7% of the total building area was dedicated to hotel uses.

On November 24, 2014, Aspen Skiing Company and Bald Mountain Lodge LLC conducted a workshop with the Planning and Zoning Commission on proposed modifications to the design of the approved hotel project. The Commission determined that the proposed programming changes would not necessitate a PUD amendment but that the proposed exterior changes required the Commission's review and approval of a Design Review Modification. Aspen Skiing Company, the current owner, purchased the Bald Mountain Lodge project in December of 2014. The Commission approved the Limelight Hotel Community Core Design Review Modification on April 2, 2015. The modifications included changes to the hotel program that resulted in 98 total hotel rooms, 10 lock-off units, and 14 residential units. 78.3% of the total building area was dedicated to hotel uses.

On April 20, 2015, the city entered into a DA with Limelight Hotel LLC. This DA superseded and replaced the original DA with Bald Mountain Lodge LLC. Building Permit No. 15-038 was issued for the construction of the Limelight Hotel on October 1, 2015, and the Certificate of Occupancy for the hotel portion of the project was issued on December 22, 2016.

#### FINDINGS OF FACT

The Commission, having reviewed the entire project record, provided notice, and conducted the required public hearing, does hereby make and set forth these Findings of Fact, Conclusions of Law, and Recommendation as follows:

Pursuant to KMC §17.124.050.A, hotels may exceed maximum floor area, height, and minimum open site area requirement through a PUD. KMC §16.08.080 sets forth the standards the apply to the review of all PUD CUP applications. Pursuant to KMC §16.08.080:

The standards shall be used to review and evaluate the proposal in comparison to the manner of development and effects of permitted uses and standard development allowed on the property in question. Modification or waiver from certain standard zoning and subdivision requirements may be permitted subject to such conditions, limitations and/or additional development standards, pursuant to section 16.08.130 of this chapter, as the City Council may prescribe to mitigate adverse impact at the proposed planned unit development, or to further the land use policies of the City, or to ensure that the benefits derived from the development justify a departure from such regulations. Where the City Council determines that conditions cannot be devised to achieve the objectives, and/or the standards contained in this chapter are not met, applications for conditional use permits shall be denied. The City Council shall make findings that each of the following evaluation standards have been met.

The following Commission findings evaluates the Limelight PUD CUP & DA Amendment Applications requesting to convert 11 hotel rooms on the fourth floor into two residential units for conformance with the PUD evaluation standards specified in KMC §16.08.080. Many of the standards are not

applicable to the Limelight Hotel PUD CUP & DA Amendment Applications as no changes are proposed to the siting, design, height, bulk, or mass of the existing Limelight Hotel.

#### Findings Regarding Hotel PUD CUP Standards of Evaluation (KMC §16.08.080)

A: Minimum lot size of three acres. All land within the development shall be contiguous except for intervening waterways. Parcels that are not contiguous due to intervening streets are discouraged. However, the commission and the council may consider lands that include intervening streets on a case by case basis. The commission may recommend waiver or deferral of the minimum lot size, and the council may grant such waiver or deferral only for projects which:

- 1. Include a minimum of 30 percent of community or employee housing, as defined in section 16.08.030 of this chapter;
- 2. Guarantee the use, rental prices or maximum resale prices based upon a method proposed by the applicant and approved by the Blaine County Housing Authority and/or the Ketchum City Council; and
- 3. Are on parcels that are no less than one and one-half acres (65,340 square feet). Application for waiver or deferral of this criteria shall include a description of the proposed community or employee housing and the proposed guarantee for the use, rental cost or resale cost.
- 4. For a hotel which meets the definition of "hotel" in section 17.08.020, "Terms defined", of this Code, and conforms to all other requirements of section 17.18.130, "Community Core District (CC)", or section 17.18.100, "Tourist District (T)", of this Code. Waivers from the provisions of section 17.18.130 of this Code may be granted for hotel uses only as outlined in section 17.124.040 of this Code. Waivers from the provisions of section 17.18.100 of this Code may be granted for hotel uses only as outlined in section 17.124.040 of this Code.

<u>Commission Findings</u>: N/A. A waiver to the minimum three acre parcel size was granted to the Limelight Hotel with the original 2010 PUD. The subject property is 1.12 acres. The PUD CUP & DA Amendment applications requests to convert 11 hotel rooms on the fourth floor into two residential units. The amendment results in 88 total hotel rooms, 10 lock-off units, and 16 residential units on the fourth and fifth floors. 75.1% of the total building area is dedicated to hotel use. The proposed amendment complies with the hotel definition.

B: The proposed project will not be detrimental to the present and permitted uses of surrounding areas.

<u>Commission Findings</u>: N/A. No changes are proposed to the exterior design, height, bulk, or mass of the existing Limelight Hotel. Improvements will be limited to an interior remodel of the fourth floor to convert the 11 hotel rooms into two residential units. The Commission does not believe the proposed amendment will impact present and permitted uses in the surrounding area. For the original 2010 DA, the City Council found that this standard had been met. The City Council findings stated that:

The proposed development will not be detrimental to the current and permitted uses in the area. The proposed hotel is a permitted used within the CC zoning district and comparable in bulk and mass with the previously approved Hotel Ketchum on the southeast corner of Main and River Streets, although the proposed hotel is substantially larger.

C: The proposed project will have a beneficial effect not normally achieved by standard subdivision development.

<u>Commission Findings</u>: N/A. This standard is not applicable because the proposed development is a hotel and not a new land subdivision. The City Council findings for the 2010 PUD stated that:

This standard is not applicable because the proposed development is not a subdivision. However, potential benefits include economic development, significant contribution toward the undergrounding of overhead power lines along the Main Street corridor at this gateway area, and an increase in the overall number of "hotbeds" in the City.

D: The development shall be in harmony with the surrounding area.

<u>Commission Findings</u>: The Commission believes the proposal complies with this standard. The amendment proposal will convert 11 hotel rooms into two residential units. Multi-family residential units are permitted in the Retail Core (CC-1 Zone) except for on the ground floor with street frontage. The surrounding neighborhood includes a mix of residential, commercial, and mixed-use developments. The fifth floor of the Limelight Hotel contains 14 residential units. The proposal will increase the total number of residential units in the Limelight Hotel to 16.

The City Council findings for the 2010 PUD stated that:

The City Council has considered this standard and found that it has been met. The surrounding area consists of a mix of commercial uses including a hotel across Main Street. Although the proposed Hotel Ketchum will provide comparable size and scale, the project will be substantially larger than other buildings in the area, but perceived impacts result from height and bulk have been limited through the required design review. The proposed design is sensitive to the adjacent Forest Service Park, and incorporating a connection along Washington Street which includes a new streetscape design, angled parking, redefined park entrance would further enhance this heritage site. The Commission approved the 4<sup>th</sup> and 5<sup>th</sup> setback waiver with a 4-1 vote and the City Council unanimously approved the 4<sup>th</sup> and 5<sup>th</sup> setback waiver.

#### E: Densities

- 1. Densities and uses may be transferred between zoning districts within a PUD as permitted under this chapter, provided, the aggregate overall allowable density of units and uses shall be no greater than that allowed in the zoning district or districts in which the development is located. Notwithstanding the above, the commission may recommend waiver or deferral of the maximum density and the council may grant additional density above the aggregate overall allowable density only for projects which construct community or employee housing and which:
  - a. Include a minimum of 30 percent of community or employee housing, as defined in section 16.08.030 of this chapter; and
  - b. Guarantee the use, rental prices or maximum resale prices thereof based upon a method proposed by the applicant and approved by the Blaine County Housing Authority and/or the Ketchum City Council.
- 2. Application for waiver or deferral of this criteria shall include a description of the proposed community or employee housing and the proposed guarantee for the use, rental cost or resale cost.

<u>Commission Findings</u>: N/A. This standard does not apply as the PUD is contained within the Retail Core and does not contain multiple zone districts to transfer densities between.

F: The proposed vehicular and nonmotorized transportation system:

- 1. Is adequate to carry anticipated traffic consistent with existing and future development of surrounding properties.
- 2. Will not generate vehicular traffic to cause undue congestion of the public street network within or outside the PUD.
- 3. Is designed to provide automotive and pedestrian safety and convenience.
- 4. Is designed to provide adequate removal, storage and deposition of snow.
- 5. Is designed so that traffic ingress and egress will have the least impact possible on adjacent residential uses. This includes design of roadways and access to connect to arterial streets wherever possible, and design of ingress, egress and parking areas to have the least impact on surrounding uses.
- 6. Includes the use of buffers or other physical separations to buffer vehicular movement from adjacent uses.
- 7. Is designed so that roads are placed so that disturbance of natural features and existing vegetation is minimized.
- 8. Includes trails and sidewalks that create an internal circulation system and connect to surrounding trails and walkways.

<u>Commission Findings:</u> The conversion of 11 hotel rooms on the fourth floor into two residential units will not noticeably change the project's traffic impacts. No changes are proposed to the existing vehicular or pedestrian circulation or snow storage. The proposed PUD amendment decreases the total amount of parking required for the project from 123 spaces to 120 parking spaces.

G: The plan is in conformance with and promotes the purposes and goals of the comprehensive plan, zoning ordinance, and other applicable ordinances of the City, and not in conflict with the public interest.

<u>Commission Findings</u>: The 2014 Comprehensive Plan ("2014 Plan") highlights the tourism industry as an essential component of Ketchum's economy and encourages growing the lodging industry, increasing visitor numbers through marketing, and enhancing tourism services and attractions downtown. Goal E-3 of the 2014 Plan states, "Ketchum depends heavily on tourism to support the local economy and will continue to support this industry" (page 17). Policy E-3(B) states that the city will, "Continue to support tourism-related land uses and businesses including lodging development and venues" (page 17).

Emphasizing Ketchum's need for housing that is attainable to the workforce, the 2014 Plan states that, "The Ketchum community wants the majority of people who work in Ketchum to have an opportunity to reside here," and that, "a diversity of housing is critically linked to a strong economy and year-round population" (page 19). Policy H-1.2 encourages "locally-developed solutions" to provide more attainable housing (page 20). Policy H-3.1 states that, "The City should encourage the private sector, through land-use regulations and incentive programs, to provide a mixture of housing types with varied price ranges and densities that meet a variety of needs." Policy H-1.2 acknowledges that Ketchum's attainable housing needs will "likely will not be met solely through private development" and emphasizes that the city will play active role in facilitating affordable housing opportunities (page 20).

The 2014 Plan places the responsibility for providing more attainable housing on both private developers and the city. This issue is central to the Limelight Hotel PUD CUP & DA Amendment request. The Limelight Hotel is the only hotel project in Ketchum that received waivers for 100% of the required employee and community housing. The waivers were granted as an incentive to start

construction quickly. The Limelight Hotel received a Certificate of Occupancy on December 22, 2016. The incentive to quickly commence construction is no longer applicable. The Commission believes the conversion request complies with this standard provided the applicant fulfills the community housing contribution for the new residential use through one of the outright options specified in Ketchum Municipal Code §17.124.040.B.2f.

- 1. Pursuant to subsection 16.08.070.D of this chapter, all of the design review standards in chapter 17.96 of this Code shall be carefully analyzed and considered. This includes detailed analysis of building bulk, undulation and other design elements. The site plan should be sensitive to the architecture and scale of the surrounding neighborhood.

  Commission Findings: N/A. No changes are proposed to the existing design, height, bulk, or
  - <u>Commission Findings:</u> N/A. No changes are proposed to the existing design, height, bulk, or mass of the existing Limelight Hotel.
- 2. The influence of the site design on the surrounding neighborhood, including relationship of the site plan with existing structures, streets, traffic flow and adjacent open spaces, shall be considered.
  - Commission Findings: N/A. No changes are proposed to the existing site design.
- 3. The site design should cluster units on the most developable and least visually sensitive portion of the site.
  - <u>Commission Findings</u>: N/A. No changes are proposed to the existing site design.

H: The development plan incorporates the site's significant natural features. Commission Findings: N/A. No changes are proposed to the existing site design.

*I:* Substantial buffer planting strips or other barriers are provided where no natural buffers exist. Commission Findings: N/A. No changes are proposed to the existing site design or landscaping.

*J:* Each phase of such development shall contain all the necessary elements and improvements to exist independently from proposed future phases in a stable manner.

<u>Commission Findings</u>: N/A. The Limelight Hotel was issued a Certificate of Occupancy on December 22, 2016. Improvements associated with the request will be limited to an interior remodel of the fourth floor to convert the 11 hotel rooms into two residential units.

K: Adequate and usable open space shall be provided. The applicant shall dedicate to the common use of the homeowners or to the public adequate open space in a configuration usable and convenient to the residents of the project. The amount of usable open space provided shall be greater than that which would be provided under the applicable aggregate lot coverage requirements for the zoning district or districts within the proposed project. Provision shall be made for adequate and continuing management of all open spaces and common facilities to ensure proper maintenance.

Commission Findings: N/A as no changes are proposed to the existing site design or usable open space area.

L: Location of buildings, parking areas and common areas shall maximize privacy within the project and in relationship to adjacent properties and protect solar access to adjacent properties.

Commission Findings: N/A. No changes are proposed to the site design, height, bulk, and mass of the existing Limelight Hotel.

M: Adequate recreational facilities and/or daycare shall be provided. Provision of adequate on site recreational facilities may not be required if it is found that the project is of insufficient size or density to warrant same and the occupant's needs for recreational facilities will be adequately provided by payment of a recreation fee in lieu of such facilities to the City for development of additional active park facilities. On site daycare may be considered to satisfy the adequate recreational facility requirement or may be required in addition to the recreational facilities requirement.

<u>Commission Findings:</u> N/A as no change is proposed to the existing recreational facilities in the Limelight Hotel.

N: There shall be special development objectives and special characteristics of the site or physical conditions that justify the granting of the PUD conditional use permit.

Commission Findings

When the PUD was approved in 2010, the City Council found that, "The City has established that increasing tourist accommodations by encouraging hotel development is a priority," and, "the economic benefits of such a development have been recognized by the City Council as an important factor in approving the project. The City Council findings for the 2013 PUD amendment (see Attachment G) state:

The current PUD amendment proposes to convert the entire fourth floor from residential to hotel use. This results in an economic benefit of an addition thirty seven (37) hotel rooms in the Community Core. The employee housing requirement has changed from a requirement of twenty-three (23) employee housing units to thirty (30) employee housing units. These are special development objectives that continue to justify the granting of a PUD. The City has established the need for hotels and hotbeds as a priority. The economic benefits of such a project are substantial.

Figure 1 shows the special development objectives that were summarized in the City Council findings for the original 2013 PUD Amendment. When both the original 2010 PUD and 2013 PUD amendment were approved, The City Council found that the economic benefits of the 4-star hotel justified granting approval of the PUD and associated waivers.

The Limelight Hotel continues to provide economic benefits to the city through the Local Option Tax (LOT) collected from hotel room, liquor-by-the drink, and retail sales. The LOT money remains in Ketchum and is invested in a wide range of City services and economic development initiatives that benefit local residents and businesses in accordance with the allowable uses approved by voters. Those uses include: municipal transportation, open space acquisition and recreation, capital improvements, emergency services, city promotion, visitor information, and special events.

**TABLE 10: SPECIAL DEVELOPMENT OBJECTIVES** 

Special Development Objective, special Characteristics of the Site or Physical Conditions	Type of Objective
4-Star Hotel	Economic (see fiscal impact analysis by Randy Young dated January 31, 2010)
Conference Space (seating for 250-275 persons)	Economic
Employee Housing for 23 employees (waived if construction commences by 2012; partial waiver if construction commences by 2013)	Social and Economic
Proposed contribution towards the undergrounding of overhead power lines (amount to be determined)	Aesthetic; Economic
Pedestrian improvements to public right-of-way to create enhance pedestrian experience,	Aesthetic; Economic

Figure 1: 2013 PUD Amendment Special Development Objectives

O: The development will be completed within a reasonable time.

<u>Commission Findings</u>: N/A. The Limelight Hotel was issued a Certificate of Occupancy on December 22, 2016. Improvements associated with the request will be limited to an interior remodel of the fourth floor to convert the 11 hotel rooms into two residential units.

*P: Public services, facilities and utilities are adequate to serve the proposed project and anticipated development within the appropriate service areas.* 

<u>Commission Findings:</u> Public services, facilities, and utilities are adequate to serve the request to convert 11 hotel rooms into two residential units. The PUD CUP & DA Amendment applications were reviewed by city departments, including Fire, Streets, Utilities, and the City Engineer. City departments had no comments or concerns about the amendment request.

Q: The project complies with all applicable ordinances, rules and regulations of the City of Ketchum, Idaho, except as modified or waived pursuant to this section.

<u>Commission Findings</u>: The proposed development meets the standards of the zoning ordinance with the exception of the waivers that were granted by the city through the original 2010 PUD and 2013 PUD amendment processes provided that the applicant fulfills the community housing contribution required for the new residential use.

#### **CONCLUSIONS OF LAW**

- 1. The City of Ketchum is a municipal corporation established in accordance with Article XII of the Constitution of the State of Idaho and Title 50 Idaho Code and is required and has exercised its authority pursuant to the Local Land Use Planning Act codified at Chapter 65 of Title 67 Idaho Code and pursuant to Chapters 3, 9 and 13 of Title 50 Idaho Code to enact the ordinances and regulations, which ordinances are codified in the Ketchum Municipal Code ("KMC") and are identified in the Findings of Fact and which are herein restated as Conclusions of Law by this reference and which City Ordinances govern the applicant's PUD CUP & DA Amendment Applications for the development and use of the project site.
- 2. The Limelight Hotel PUD CUP & DA Amendment Applications are governed under Chapter 16.08—Planned Unit Developments and §17.124.050—Hotels of Ketchum Municipal Code.
- 3. The Commission has authority to hear the Limelight Hotel PUD CUP & DA Amendment Applications pursuant to Ketchum Municipal Code §16.08.110 and §17.124.050.B5.
- 4. The City of Ketchum Planning Department provided notice for the Planning and Zoning Commission public hearing on these applications in accordance with Ketchum Municipal Code §16.08.110.
- 5. As conditioned, the Limelight Hotel PUD CUP & DA Amendment Applications meet all applicable standards specified for hotel developments and hotel PUDs specified in Chapter 16.08—Subdivisions and Title 17—Zoning Regulations of the Ketchum Municipal Code.

#### **DECISION**

**THEREFORE,** the Ketchum Planning and Zoning Commission **recommends approval** of the Limelight Hotel PUD CUP & DA Amendment applications to the City Council this Tuesday, May 27, 2025, subject to the following condition of approval.

#### CONDITION OF APPROVAL

The Limelight Hotel PUD CUP & DA Amendment Applications propose 4,573 square feet of new residential use. The associated community housing contribution for the new residential use based on the calculation specified in Ketchum Municipal Code §17.124.040 is 777 net livable square feet of community housing or a community housing in-lieu fee (\$600 per square foot) of \$466,200. The applicant shall fulfill the community housing contribution for the proposed new residential use through one of the following outright options specified in Ketchum Municipal Code §17.124.040.B.2f:

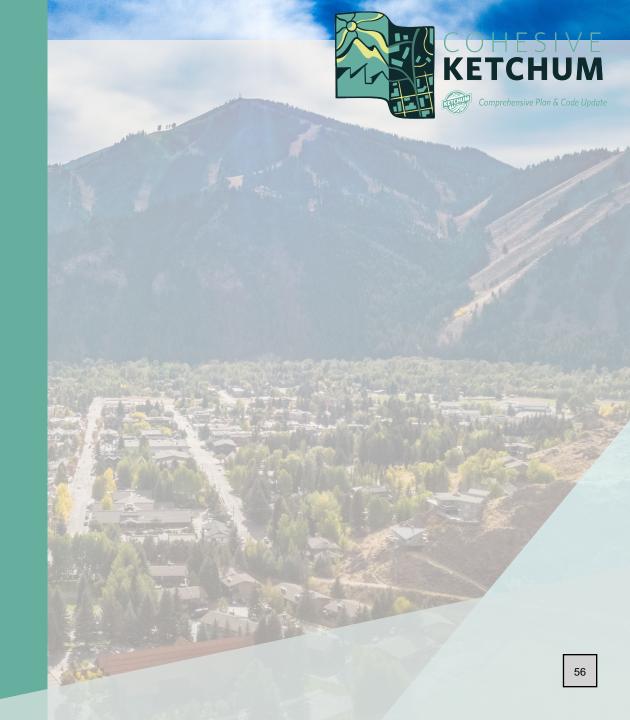
- a. Deed restricting community housing constructed by the applicant on or off site within the City of Ketchum.
- b. Payment of the community housing in-lieu fee.
- c. Acquiring and deed restricting existing housing as community housing.

Findings of Fact **adopted** this 27<sup>th</sup> day of May 2025.

Neil Morrow, Chair City of Ketchum Planning and Zoning Commission

# PLANING AND ZONING COMMISSION

May 13, 2025



# **GOAL OF THE MEETING**

- Review the consolidated land development code
- No decision or discussion is expected today
- Continue to May 27<sup>th</sup> meeting



# **PROCESS**

- Staff Presentation
- Q&A
- Public Comment
- Discussion



# **OVERVIEW**

## Consolidation of Titles 16, 17, and portions of 12

### General

- Improved page layout with dynamic headers that show chapter, section, and subsection on each page.
- Consistent formatting and location of tables and graphics.
- Clear and prominent hierarchy of heading titles (using color and/or bold fonts).
- Consistent indentation and nested text.
- Consistent use of Oxford comma (the current code is inconsistent here; we have begun making this correction but will need to continue this edit in subsequent drafts).
- Annotated Outline where things came from and where we put them?



## Use Matrix (pages 78-82)

- Procedure for new or unlisted uses
- Addition of "Bar/Lounge", "Recreation Facility, semi-public", and "Community Housing"
  - Bar/Lounge: permitted in the same zones under the same rules as "food service"
    - Discussion: Is there support for Bar/Lounge in the LI currently?
  - Discussion: Community Housing is permitted use in all zone districts, however, the use table designations are specific to zones that have the FAR Density Bonus Program (needs clarification)
- Live/Work Permitted use in LI (previously CUP)
- Removal of "dwelling, one family" from T, T-3000, and T-4000
  - Initial change to reflect comprehensive plan discussions
  - Discussion/Recommendation: Hold on removal until Phase 3 code updates



## Multi-Family Requirements (page 83)

- Moved requirements for storage, maintenance, and open space from subdivisions to general requirements
  - Correction from draft: these requirements should apply to all multi-family, not just condominium developments

## Waivers/Variances/Exceptions (page 183)

• Streamlined terminology to reference "exceptions" rather than "waivers" when there are opportunities to vary from the standards



## Nonconforming Uses/Buildings/Lots (pages 3-5)

- Simplified language to be more user friendly
- Reorganized sections to group content more intuitively
- Clarified "enlargements and expansions", "alterations", and "nonmaterial changes"
- Removal of 10-year clause and "designed purpose" clause
- Addition of non-conforming buildings within public rights-of-way provisions
- Clarify prohibition of removal and reconstruction of non-conforming portions of buildings
- Addition of nonconforming lots created by adoption of code.



## Floodplain Development Permits (pages 261-274)

- Reorganized to make information easier to find
- Moved procedural and enforcement items to master sections addressing enforcement and procedures (pages 6-7)

## Avalanche Overlay (pages 57-59)

- Require site specific for all lots (rather than defaulting to old studies)
- Clarified what regulations apply to pre-existing non-engineered single-family residences



- Historic Preservation Standards (pages 278-280)
  - Separate standards for Demolitions than Alterations/Additions
- Off Street Parking and Loading Standards (pages 144-155)
  - Clarification needed regarding parking reductions for shared parking an alternative parking arrangements
    - Current:
      - Administrator approval for parking demand reductions (up to 50%)
      - Administrator approval for transportation demand management reductions (up to 25%)
      - CUP required for shared parking arrangement reductions (varies)
    - Discussion: Administrator authority seems inconsistent with magnitude of potential reduction, should this be adjusted?



## Procedures

- Added "Summary Table of Review Procedures" (pages 199-201)
- Organized procedures into two sections:
  - Common Review Procedures (pages 202-219)
  - Application Specific Requirements (pages 220-306)
- Development Review (pages 202-204)
  - Preapplication Meeting Requirement (staff only)
  - Neighborhood Meeting Requirement
  - Discussion: Is there support for required staff meetings prior to project submittals? Is there support for required neighborhood meetings?



## Procedures

- ROW Encroachment Permits (page 242)
  - Administrative w/ discretion to take to Council
- Subdivisions (pages 289-306)
  - Minor and Major Subdivisions
  - Addition of "amendments" Lot Line Shifts used to be the catch-all for any amendment
  - Final Plats administrative
- Performance Bonds and Development Agreements
  - Consolidated multiple references for consistency



## Procedures

- Design Review (pages 231-237)
  - Addition of substantial landscaping projects now require design review
- Correction from draft: The design review requirement for buildings greater than 48ft in height with a fourth or fifth floor should be deleted as it is covered under the other categories
- Discussion: Further clarification needed on City Council evaluation criteria for buildings with four or five floors



