



SPECIAL MEETING: PLANNING AND ZONING COMMISSION Tuesday, December 20, 2022, 4:30 PM 191 5th Street West, Ketchum, Idaho 83340

#### **AGENDA**

#### **PUBLIC PARTICIPATION INFORMATION**

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You will find this option on our website at <a href="https://www.ketchumidaho.org/meetings">www.ketchumidaho.org/meetings</a>.

If you would like to comment on a public hearing agenda item, please select the best option for your participation:

- Join us via Zoom (please mute your device until called upon).
   Join the Webinar: https://ketchumidaho-org.zoom.us/j/86208896370
   Webinar ID: 862 0889 6370
- 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:**

#### **ROLL CALL:**

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

#### **CONSENT AGENDA:**

Note re: 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.

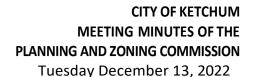
1. ACTION ITEM: Approval of the December 13, 2022 Minutes

#### **PUBLIC HEARING:**

2. ACTION ITEM: Recommendation to hold a public hearing, review, and provide feedback on the Design Review and Condominium Preliminary Plat applications for the proposed mixed-use development at 200 N Leadville Ave. (P22-035 and P22-035A)

#### **NEW BUSINESS:**

#### ADJOURNMENT:





<u>CALL TO ORDER:</u> (video recording issues)
Neil Morrow called to order at 4:30 p.m.

#### **Roll Call:**

Neil Morrow Susan Passovoy Brenda Moczygemba Tim Carter Spencer Cordovano

#### **Also Present:**

Suzanne Frick – Director of Planning and Zoning – via Zoom Matthew Johnson– Legal Counsel or City of Ketchum Morgan Landers – Senior Planner Abby Rivin – Senior Planner Trent Donat – City Clerk Heather Nicolai – Planning Technician

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

None

## **EXECUTIVE SESSION:**

Executive Session (Approx 30 minutes): Pursuant to Idaho Code 74-206(1)(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated.

**Motion:** Motion made by Neil Morrow, to enter into Executive Session. Seconded by Spencer Cordovano.

Ayes: Neil Morrow, Susan Passovoy, Brenda Moczygemba, Tim Carter, Spencer Cordovano

Nays: None

Commission Returned from Executive Session at 5:02 pm (video recording issues)

### **CONSENT AGENDA:** at 5:03pm (video recording issues)

1. **ACTION ITEM:** Approval of the November 29, 2022 Minutes (video recording issues)

**Motion:** Motion made by Tim Carter to approve the December 13, 2022 Minutes; Seconded by Brenda Moczygemba. (video recording issues)

Ayes: Neil Morrow, Susan Passovoy, Brenda Moczygemba, Tim Carter, Spencer Cordovano

Nays: None

### PUBLIC HEARING: (00:03:00 in video)

- PUBLIC HEARING: Recommendation to conduct a public hearing, review, and provide feedback on the Design Review amendment and Development Agreement amendment for the Appellation Sun Valley hotel project at 300 E River Street.
  - Staff Report: Morgan Landers Senior Planner (00:03:00 in video)
  - Applicant Team
    - o Applicant/Managing Member: Jack E. Bariteau, Jr. (00:40:40 in video)
    - Architect: John C. Davis, AIA Hornberger + Worstell, Inc. (00:46:45 in video)
    - Stuart Campbell COO Blue Sky Development (00:58:30 in video)
    - o Architect: John C. Davis, AIA Hornberger + Worstell, Inc. (01:01:18 in video)
    - Landscape Architect: Rob King Landwork Studio (01:03:22 in video)
    - Architect: John C. Davis, AIA Hornberger + Worstell, Inc. (01:15:40 in video)
    - Landscape Architect: Rob King (01:16:34 in video)
    - o Architect: John C. Davis, AIA Hornberger + Worstell, Inc. (01:19:00 in video)
  - Commission Questions/Comments: (01:32:28 in video)
  - Public Comment (01:49:15 in video)
    - Louis Kaufman Architect, de Reus Architects (01:48:44 in video)
    - Carolyn Coiner (01:52:20 in video)
    - Cindy Forgeon via zoom (01:54:12 in video)
  - Commission feedback & recommendations (01:56.20 in video)

Commission recommended to continue the Appellation Sun Valley hotel project, located at 300 E River Street, design review and development agreement hearing to Tuesday, 1/10/23. (02:55:55 in video)

Motion: Motion made by Susan Passovoy, requesting to continue this hearing until January 10, 2023. Second by Tim Carter (02:56:30)

Aves: Neil Morrow, Tim Carter, Spencer Cordovano, Brenda Moczygemba, Susan Passovov

Nays: None

#### **NEW BUSINESS:** (02:56:33 in video)

- Staff advised commission no new business. (02:56:35 in video) 3.
- 4. Tim Carter asked staff for update on the continuance of the 200 N Leadville Project (02:56:40) Staff confirmed that the continuance of the 200 N Leadville Project will be on Tuesday, 12/20/22 at 4:30 pm. (02:57:00)

#### **ADJOURNMENT:**

Motion to adjourn at 7:58 pm (02:57:02 in video)

Motion made by Neil Morrow to adjourn the meeting; Seconded by Tim Carter. Ayes: Neil Morrow, Susan Passovoy, Tim Carter, Spencer Cordovano, Brenda Moczygemba Nays: None

 Commissione	er Neil Morrow	

Morgan Landers - Director of Planning & Building



# STAFF REPORT KETCHUM PLANNING AND ZONING COMMISSION SPECIAL MEETING OF DECEMNBER 20, 2022

**PROJECT:** The 208 Condos

FILE NUMBER: P22-035 and P22-035A

**APPLICATION TYPE:** Final Design Review and Subdivision – Condominium Preliminary Plat

**APPLICANT:** Nicole Ramey, Medici Architects (Architect)

**PROPERTY OWNER:** 755 S Broadway, LLC

**REQUEST:** Final Design Review and Condominium Preliminary Plat application for the

development of a new, 11,663 square foot, three-story mixed-use building

LOCATION: 200 N Leadville Avenue - Ketchum Townsite: Block 23: Lot 1

**ZONING:** Community Core – Subdistrict 2 – Mixed Use (CC-2)

**REVIEWER:** Morgan R. Landers, AICP – Senior Planner

**NOTICE:** A public hearing notice for the project was mailed to all owners of property within 300

feet of the project site and all political subdivisions on November 7, 2022. The public hearing notice was published in the Idaho Mountain Express on November 9, 2022. A notice was posted on the project site and the city's website on November 7, 2022. Story poles were verified on the subject property on November 22, 2022. The project was heard at the November 29, 2022 meeting of the Planning and Zoning Commission

and continued to a special meeting on December 20, 2022.

#### I. EXECUTIVE SUMMARY:

The Planning and Zoning Commission reviewed the proposed development at their November 29, 2022 meeting (See Attachment A for the staff report). At the meeting, staff highlighted three areas where improvements to the project could be made to bring the application into conformance with the Ketchum Design Review Criteria:

- Location of the transformer
- 2<sup>nd</sup> Street activation on the ground floor
- Exposed façade on the north side of the building

Upon review of the application materials, staff and applicant presentation, and public comment, the Commission provided feedback to the applicant as follows:

 The location of the transformer was acceptable, however, landscape screening that retains its foliage year-round is preferred to the metal screening proposed

- A window well for added light to the basement unit would be a preferred alternative to the stairwell on the corner of 2<sup>nd</sup> and Leadville Ave
- Additional articulation of the north elevation should be considered, this could be achieved with material variation, architectural detailing, or stepping the top floor of the façade back on the north end

The applicant has provided a revised development proposal (Attachment B) which seeks to address the comments provided by the Commission. The following changes are being proposed:

- Transformer the location of the transformer has remained, however, there is additional landscape screening proposed around the transformer for additional screening
- 2<sup>nd</sup> Street the basement level floor plan has been reconfigured:
  - Decreased the size of the storage units
  - Moved the dwelling unit to orient along 2<sup>nd</sup> Street not Leadville Ave and increased the size of the basement dwelling unit
  - Moved the staircase to the dwelling unit to the center of the building a moved the entrance to the recessed residential entryway
  - o Increased the square footage of retail with the addition of basement level retail space with staircase to lower level from the ground floor retail
- 2<sup>nd</sup> Street Ground level changes include:
  - o Addition of a light well on the Leadville side of the building
  - o Entrance to the retail space moved from the recessed entry to be street facing on 2<sup>nd</sup> Street
  - Windows on 2<sup>nd</sup> Street provide direct view into retail space rather than staircase to basement dwelling unit
- North Elevation the material on northern portion of the façade has changed to the red brick wrapping the building on the top level of the building. There is additional brick detailing on the horizontal and vertical red brick portions of the building.

#### II. CONFORMANCE WITH ZONING AND DESIGN REVIEW STANDARDS:

Per Ketchum Municipal Code (KMC) §17.96.010.A – *Applicability,* design review is required for all new mixed-use buildings. Before granting Design Review approval, the Commission must determine that the application meets two criteria: (1) the project doesn't jeopardize the health, safety, or welfare of the public, and (2) the project conforms to all Design Review standards and zoning regulations (KMC §17.96.050.A).

#### **Conformance with Zoning Regulations**

The proposed changes do not impact the project's conformance with the zoning regulations, including dimensional standards, applicable to the project. The project remains in conformance with all zoning requirements.

### **Conformance with Design Review Improvements and Standards**

Staff believes the proposed changes to the basement and ground floor of the project address the staff and commission comments very well. The relocation of the staircase at the corner of 2<sup>nd</sup> and Leadville opens the views into the retail space and emphasizes the commercial elements of the building. The reorganization also creates additional retail space and increases the size of the basement dwelling unit which are all desirable outcomes. A such, staff believes the comments related to ground floor activation to be resolved with the revised design.

Staff conducted a meeting with the applicant and Idaho Power to discuss screening of the proposed transformer. Staff believes the proposed landscaping to be an improvement over the previous proposal and supports the revised screening.

The applicant has made revisions to the north elevation of building, however, staff is concerned that the changes proposed do not resolve the Commission's comments. The Design Review criteria outlines that "Building walls shall provide undulation/relief, thus reducing the appearance of bulk and flatness" and that "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 openings to avoid the creation of blank walls and employ similar architectural elements, materials, and colors as the front façade". The changes to the brick coloring on the top portion of the building accentuates the building's height and length and is fully exposed to the street. Although there is additional brick detailing, it is subtle and does not assist in reducing the appearance of the bulk of the building or the flatness of the elevation. Staff recommends further consideration of this façade by the applicant through more extensive façade treatments or adjustments of roof lines or façade walls to create adequate undulation/relief.

#### III. STAFF RECOMMENDATION

Staff requests the Commission review the Design Review application and provided feedback to the applicant on the proposed revisions.

#### **ATTACHMENTS:**

- A. Staff Report November 29, 2022 Planning and Zoning Commission Meeting
- B. Application Materials Revised Design Review Plan Set
- C. Public Comment



# ATTACHMENT A: Staff Report– November 29, 2022 Planning and Zoning Commission Meeting

# STAFF REPORT KETCHUM PLANNING AND ZONING COMMISSION SPECIAL MEETING OF NOVEMBER 29, 2022

**PROJECT:** The 208 Condos

FILE NUMBER: P22-035 and P22-035A

**APPLICATION TYPE:** Final Design Review and Subdivision – Condominium Preliminary Plat

**APPLICANT:** Nicole Ramey, Medici Architects (Architect)

**PROPERTY OWNER:** 755 S Broadway, LLC

**REQUEST:** Final Design Review and Condominium Preliminary Plat application for the

development of a new, 11,663 square foot, three-story mixed-use building

LOCATION: 200 N Leadville Avenue - Ketchum Townsite: Block 23: Lot 1

**ZONING:** Community Core – Subdistrict 2 – Mixed Use (CC-2)

**REVIEWER:** Morgan R. Landers, AICP – Senior Planner

**NOTICE:** A public hearing notice for the project was mailed to all owners of property within 300

feet of the project site and all political subdivisions on November 7, 2022. The public hearing notice was published in the Idaho Mountain Express on November 9, 2022. A notice was posted on the project site and the city's website on November 7, 2022.

Story poles were verified on the subject property on November 22, 2022.

#### I. EXECUTIVE SUMMARY:



Figure 1: Conceptual Rendering of "The 208 Condos"

The Applicant is proposing an 11,663 square foot three-story mixed-use development known as The 208 Condominiums (the "project"), located at 200 N Leadville Avenue (the "subject property"). The development is not subject to the interim ordinance as the applications were deemed complete prior to the effective date of the ordinance.

The subject property is a vacant corner lot zoned Community Core -Subdistrict 2 - Mixed Use (CC-2) just southeast of the Kneadery and VP Companies offices, across from Vintage restaurant and another vacant lot on the opposite corner.

As proposed, the project includes 1,306 square feet of ground floor retail, and four residential dwelling units as follows:

One dwelling unit in the basement – 704 net square feet (NSF)

- Two dwelling units on the second floor 749 NSF and 2,587 NSF
- One dwelling unit on the third floor 3,514 NSF

Based on the size of the units, a total of 4 parking spaces are required for the residential units. The project proposes two two-car garages. The retail space and the two residential units less than 750 net square feet are exempt from parking requirements. Please see Attachment B for floor plans of each floor and corresponding square footage calculations.

The project proposes to take advantage of the Floor Area Ratio (FAR) bonus in exchange for community housing, mitigating the additional floor area by making a community housing in-lieu payment of \$421,650. The total FAR for the project is 2.0, where 1.0 is permitted by right. An FAR Exceedance Agreement for the in-lieu payment was approved by City Council on November 21, 2022. See Attachment E for the FAR calculations for the project.

The project will construct improvements to the right-of-way per the City of Ketchum improvement standards including, three streetlights, asphalt alley, curb and gutter, and 8-foot sidewalks. The project proposes to snowmelt the sidewalks adjacent to the project. The city engineer and streets department has conducted a preliminary review all improvements and believes the improvements to meet the city's standards. Final review of all improvements to the right-of-way will be conducted by the City Engineer and Streets Department prior to issuance of a building permit. An encroachment permit approved by the City Council will be required for the snow melt system.

Staff believes the project conforms to the zoning and dimensional standard requirements and most of the design review criteria. Staff also believes the project conforms with the subdivision preliminary plat and condominium preliminary plat requirements. However, staff has concerns related to the placement of the transformer and the activation of the 2<sup>nd</sup> Street façade. Staff recommends the Commission review the application and provide feedback to the applicant on potential revisions to address staff's concerns.

#### II. BACKGROUND:

The City of Ketchum received the application for Final Design Review and condominium preliminary plat on July 1, 2022. The Final Design and Preliminary Plat applications have been reviewed concurrently and were deemed complete on October 14, 2022. Department comments were provided to the applicant on July 27, 2022, and additional comments provided on October 14, 2022. As of the date of this report, most comments have been resolved or are addressed by conditions of approval. Staff has outstanding concerns related to the location of the proposed transformer and 2<sup>nd</sup> Street façade as as outlined further below.

#### III. CONFORMANCE WITH ZONING AND DESIGN REVIEW STANDARDS:

Per Ketchum Municipal Code (KMC) §17.96.010.A – *Applicability*, design review is required for all new mixed-use buildings. Before granting Design Review approval, the Commission must determine that the application meets two criteria: (1) the project doesn't jeopardize the health, safety, or welfare of the public, and (2) the project conforms to all Design Review standards and zoning regulations (KMC §17.96.050.A).

#### **Conformance with Zoning Regulations**

During department review, city staff reviewed the project for conformance with all applicable zoning code requirements including uses, dimensional limitations, signage, parking, development standards, and dark skies. The project follows all applicable zoning code requirements. Please see Attachment E for a full review of dimensional standards.

The proposed development is not subject to the interim ordinance as the application was deemed complete prior to the effective date of the ordinance. However, for information only, staff has provided an overview of

how the project would conform to the interim ordinance as Attachment H. This is for information and reference only and does not represent criteria by which the development should or can be evaluated.

Staff believes the proposed development meets all zoning and dimensional standards as outlined in the applicable sections of the KMC.

#### **Conformance with Design Review Improvements and Standards**

During department review, city staff reviewed the project for conformance with all applicable design review improvements and standards outlined in KMC §17.96.060 – *Improvements and Standards*. Staff also reviewed the development for conformance with KMC §17.96.070 – *Community Core (CC) Projects*. Finally, staff reviewed the development for conformance with all corresponding city code requirements related to right-of-way improvements including but not limited to sidewalks, street lighting, alleys, and on-street parking.

Staff believes that either a requirement is not applicable due to the scope of the project, or requirements are met, except for the placement of the transformer and activation of the 2<sup>nd</sup> Street façade and further discussed below. Please see Attachment F for a review of all design review improvements and standards.

#### **Transformer Location**

Per Section 17.96.060.D.2 "Utilities shall be located underground and utility, power, and communication lines

within the development site shall be concealed from public view". Additionally, Criteria 17.96.060.C.2 states "Roof and ground mounted mechanical and electrical equipment shall be fully screened from public view. Screening shall be compatible with the overall building design." The subject property was previously served by an above ground power line that crossed the alley from the north to a power pole on the subject property as shown on the Sheet titled "ALTA" of Attachment B. At the owner's expense, the above ground lines have already been removed. The applicant proposes to serve the development by below grade power from the alley to a transformer at the rear of the building adjacent to the sidewalk as shown in Figure 2 to the right.

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Figure 2: Proposed Transformer Location.

Staff is not supportive of the current location as it does not meet the criteria outlined above specific to screening. Staff also believes the location to be contradictory to the placement of transformers in recent projects within the downtown that have effectively screened transformers. Many projects place this equipment within the rear of the building, opposite pedestrian walkways, and concealed by the building or other substantial screening. Approval of this location would be a departure from what many projects in the community core have designed to and accommodated. The currently proposed location is an improvement from the initial application submittal; however, staff does not believe the placement and screening to be sufficient.

For context, during department review of the initial application, planning staff expressed concern that the location of the transformer did not meet setback and clearance requirements and was not fully screened from public view with the proposed metal screening. Staff recommended the applicant team evaluate relocation of the transformer to the northern property boundary to provide more separation and screening between the sidewalk and the equipment. Staff also recommended the applicant consider open tuck-under parking as that would allow for a more flexible use of the limited space off the alley. Enclosed garage space requires square foot allocation for walls, doors, access and circulation.

Upon resubmittal of the application materials, the applicant team made some changes to the transformer placement by setting it back to meet clearance requirements but did not move the transformer from the general location. The applicant represents that all options were evaluated and that no other location for the transformer is feasible based on clearance requirements, the applicant's desire to have enclosed parking, and the constrained space allocated to various uses on the ground floor. Figure 3 below shows the initial transformer location on the left and the proposed transformer location on the right. The transformer is highlighted in red and the subject property boundary adjacent to the 2<sup>nd</sup> Street sidewalk is shown in blue.

Initial Transformer

Proposed Transformer

Location

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Figure 3: Initial and Proposed Transformer Locations

The proposed screening is a 4-foot-high metal mesh panel as shown below in Figure 4 below.

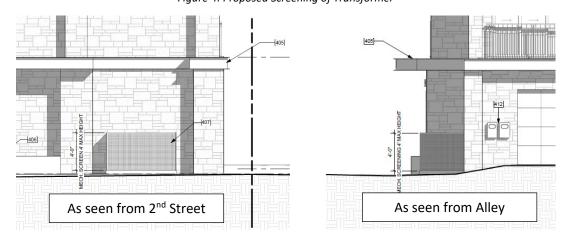


Figure 4: Proposed Screening of Transformer

Staff believes the current location is preferable to the initial application, however, the transformer will still be visible by the public at all times of year due to the proximity to the public sidewalk. Staff also has concerns about the metal screening. This screening is seen in other areas of downtown with little practical success. Metal paneling is prone to freezing in the wintertime, causing Idaho Power to break the panels to get access to transformers. Often, repair of the screens by the property management or homeowner's association takes an extended period of time resulting in either no screening, or broken screening that may obstruct alleys or sidewalks.

Staff believes that consistent application of the design review criteria is important as the city has made positive progress in the placement of equipment over the past couple of years from previous practice. If allowed to place the transformer in the proposed location, the project is setting an example that would be considered

acceptable to the city and will likely be employed on other projects. Based on these concerns, staff recommends the following alternatives to what is currently proposed:

- Evaluate the configuration of ground floor parking and uses to create an adequate space for the transformer in the rear of the property along the northern property boundary
- Screen the transformer with landscaping that will soften the aesthetic of the transformer and adequately screen the equipment year-round. Staff recommends shrubs rather than tall grasses as the grasses are cut down during the winter and will expose the equipment.

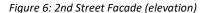
#### Activation of Ground Floor at Corner

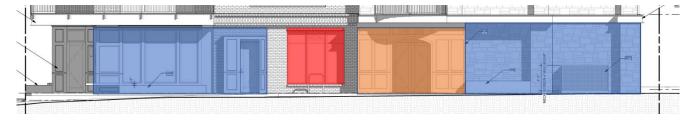
Per Section 17.96.070.B.2, "For nonresidential portions of buildings, front building facades and facades fronting a pedestrian walkway shall be designed with ground floor storefront windows and doors with clear transparent glass. Landscaping planters shall be incorporated into facades fronting pedestrian walkways." During department review, staff expressed concerns about the placement of the entrance to the basement residential unit and the recessed nature of the retail and residential entrance on 2<sup>nd</sup> Ave. Although the façade along the stairwell includes storefront type windows with associated landscape planters, the placement of the stairwell at the prominent corner of the building and the recessed nature of the main entrance takes away opportunities to maximize activation of the street along 2<sup>nd</sup> Street. On many corner lot developments in the downtown, the focus of activating the street should be at the corner with facades becoming less activated toward the alley where there is usually parking, utilities, trash, and other back of house uses. As shown in Figures 5 and 6 below, only a small portion of the 2<sup>nd</sup> Street façade will have activation at the street level adjacent to the sidewalk. Figure 5 is a plan view of the uses adjacent to the 2<sup>nd</sup> Street façade and Figure 6 shows how those uses translate to the building's elevation. See the paragraph below for a description of the color coding.

RETALLUNIT #3

RETALL

Figure 5: 2nd Street Facade (plan view)





The blue shading notates the stairwell to the basement on the corner and the back of house uses along the façade toward the alley. The orange notes the recessed entry to the building which includes a side entrance to the retail space and the primary entrance for the upper-level residential uses. The red line notates the portion of the façade with direct visibility into the retail space. The intent of the design review criteria is to ensure activation of the street by providing interest for pedestrians. Retail uses rely heavily on "window shopping" potential, which is not supported by the placement of the stairwell in its currently location. Staff recommended the applicant review alternative placement of the stairwell; however the applicant team

represents this is the best location for the purpose of bringing in natural light into the basement unit. The applicant also represents a desire to create a prominent entrance to the upper floor residential units that sets this portion of the building apart from the other uses.

Although staff understands these desires, staff believes the placement of these features diminishes the activation of the street and closes the building off from the pedestrian realm. Staff recommends the applicant consider the following alternatives:

- Relocate the stairwell to the basement residential unit to allow for full visibility of the retail space.
- Reduce the size of the recessed entry to allow for the relocation of the retail entrance to be placed directly onto 2<sup>nd</sup> Street.

#### Exposed Wall on North Facade

The north facade of the proposed building faces toward the Kneadery, adjacent to the VP Companies office and has a zero-foot setback from the property line. Section 17.96.070.B.1 states "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 openings to avoid the creation of blank walls and employ similar architectural elements, materials, and colors as the front façade". Although this standard does not directly apply to this façade as it is not set back from the property line, the adjacent building is a one-story building with a pitched roof and has significant setbacks from property lines. Some vegetation is present, although sparse. As shown in the southwest perspective on Sheet A4.4, the north façade will be visible until redevelopment of the adjacent property. As shown in the renderings on Sheet A4.4 and elevation on Sheet A4.3, the development proposes some horizontal banding and a mural to add interest to the building and to reduce the perceived mass of the structure.

In general, staff believes the proposed development meets the design review criteria except for the placement of the transformer and potential activation of the 2<sup>nd</sup> Street facade. Staff requests the Commission review the proposed development and provide feedback to the applicant on the transformer location and 2<sup>nd</sup> Street activation.

#### IV. CONFORMANCE WITH SUBDIVISION STANDARDS

During Department Review, staff reviewed the preliminary plat application for conformance with KMC 16.04.030 – *Procedures for subdivision approval*, KMC 16.04.040 – *Development and Design*, and KMC 16.04.070 – *Condominiums*. Please see Attachment G for the review of all requirements and standards. Where "N/A" is checked, the standard is not applicable for one of three reasons:

- The standard applies to the creation of new subdivisions, not the subject property, which is an existing platted lot within the original Ketchum Townsite.
- The standard applies to action that shall be taken at the final plat stage of the process and this application is for a preliminary plat.
- Per provisions of the standard, the City Engineer has determined that the standard does not apply.

The alley between N Leadville Ave and East Ave meets the city's minimum width requirement of 20 feet. The proposed building is set back 3 feet from the alley, allowing adequate turning movements for vehicles entering and exiting the enclosed garages. The development will reconstruct the alley as shown in the right-of-way improvements plan on Sheet C2.0 of Attachment B. Reconstruction of the alley will include regrading of the alley to meet slope requirements, address drainage issues for the length of the subject property, and tie into the existing sidewalk to the east across the alley.

Staff believes the proposed preliminary plat meets all the subdivision requirements and standards for a preliminary plat and condominium map.

#### V. STAFF RECOMMENDATION

Staff requests the Commission review the Design Review application and provided feedback to the applicant on the transformer location and the 2<sup>nd</sup> Street façade activation.

#### **ATTACHMENTS:**

- A. Application Materials Design Review application and supplemental materials
- B. Application Materials Design Review Plan Set
- C. Application Materials Preliminary Plat application and supplemental materials
- D. Application Materials Preliminary Plat Plan Set
- E. Zoning and Dimensional Standards Analysis
- F. Design Review Criteria Analysis
- G. Condominium Preliminary Plat Analysis
- H. Interim Ordinance Analysis Information Only



# ATTACHMENT B: Application Materials – Revised Design Review Plan Set



**DESIGN REVIEW APPLICATION REQUIREMENTS** 

FLOOR. LIST OCCUPANCY CLASSIFICATION AND TYPE OF CONSTRUCTION.

NOTE: METHOD FOR MEASURING FLOOR AREA (GROSS) PER CHAPTER 17.08

THE SUM OF HORIZONTAL AREA OF THE BUILDING MEASURED ALONG THE OUTSIDE

TOWERS AND ELEVATORS ON THE GROUND FLOOR ONLY, AND 50 PERCENT OF

MORE SIDES BY BUILDING WALLS ARE INCLUDED. FOUR PARKING STALLS FOR

THE SUM OF HORIZONTAL AREAS OF ALL FLOORS IN A BUILDING INCLUDING

UNDERGROUND PARKING AREAS OR OPEN UNENCLOSED DECKS. PARKING AREAS

COVERED BY A ROOF OR PORTION OF THE BUILDING AND ENCLOSED ON THREE OR

DEVELOPMENTS ON SINGLE KETCHUM TOWN SITE LOTS OF 5,600 SF IN SIZE OR LESS

NOTE: METHOD FOR MEASURING FLOOR AREA (NET) PER CHAPTER 17.08 DEFINITIONS:

BASEMENTS BUT NOT INCLUDING OPEN UNENCLOSED DECKS. INTERIOR OR EXTERIOR

CIRCULATION, MECHANICAL EQUIPMENT ROOMS, PARKING AREAS, COMMON AREAS,

ATRIUMS OVER 18 FEET PLATE HEIGHT, BUT NOT INCLUDING BASEMENTS.

ARE NOT INCLUDED IN THE GROSS FLOOR AREA CALCULATION.

PUBLIC BATHROOMS OR STORAGE AREAS IN BASEMENTS.

WALLS OF EACH FLOOR OF A BUILDING OR PORTION OF A BUILDING, INCLUDING STAIR

17.96.040.C.2.f: FLOOR PLAN. LIST GROSS AND NET SQUARE FOOTAGE FOR EACH

TITLE 17 - CHAPTER 17.96 DESIGN REVIEW:

MERCANTILE (RETAIL AREAS)

**OCCUPANCY CLASSIFICATION:** 

R-2 RESIDENTIAL

S-2 PARKING AREAS

**TYPE OF CONSTRUCTION:** 

FOR CONSTRUCTION.

NOTE: 3D RENDERINGS ARE FOR ILLUSTRATIVE PURPOSES ONLY. NOT TO BE USED

SUBDISTRICT 2-MIXED USE

# **ZONING REQUIREMENTS**

**JURISDICTION:** CITY OF KETCHUM, ID CC COMMUNITY CORE, **ZONING:** 

RPK00000230010 PARCEL ASSESSOR'S #:

**LOT SIZE:** 5,504 SF = 0.13 ACRE

**LEGAL DESCRIPTION:** 

LOT 1, BLOCK 23 OF THE VILLAGE OF KETCHUM, BLAINE COUNTY, IDAHO, ACCORDING TO THE OFFICIAL PLAT THEREOF. RECORDED AS INSTRUMENT NO. 302967, RECORDS OF BLAINE COUNTY, IDAHO.

MAX. FAR: 2.25 WITH INCLUSIONARY HOUSING INCENTIVE -REFER TO SHEET A0.3 MAX. BUILDING COVERAGE: 75% (SF)

# MAX. HEIGHT: 42' ABOVE ABE

**SETBACKS:** 5' AVERAGE -FRONT AND STREET SIDE -ADJACENT TO ALLEYWAY -NON-HABITABLE STRUCTURES

# **CODE INFORMATION**

LOCATED ON BUILDING ROOF-TOPS

ALL MATERIALS, WORKMANSHIP, DESIGN AND CONSTRUCTION SHALL CONFORM TO THE DRAWINGS. SPECIFICATIONS. AND THE FOLLOWING APPLICABLE CODES USED IN THIS DESIGN FOR CITY OF KETCHUM.

# 2018 INTERNATIONAL BUILDING CODE (IBC)

- 2018 INTERNATIONAL FIRE CODE -INCLUDING AMENDMENTS PER KETCHUM ORDINANCE
- 2018 INTERNATIONAL ENERGY CONSERVATION CODE (IECC) -INCLUDING AMENDMENTS BY THE IDAHO BUILDING CODE BOARD A5.3 2018 INTERNATIONAL FIRE CODE (IFC)

0 SPACES

4 SPACES

- -INCLUDING ADMENDMENTS PER KETCHUM ORDINANCE
- 2018 CITY OF KETCHUM MUNICIPAL CODE
- -INCLUDING KETCHUM GREEN BUILDING CODE 2018 INTERNATIONAL FUEL GAS CODE (IFGC)
- 2018 INTERNATIONAL MECHANICAL CODE (IMC)
- 2018 NATIONAL ELECTRIC CODE (NEC) 2018 IDAHO STATE PLUMBIONG CODE (ISPC)

# **ACCESSIBLE UNITS**

PROJECT CONTAINS (4) UNITS TOTAL: (3)TYPE B UNITS PROVIDED, PER IBC CHAPTER 11

# PARKING: RETAIL:

EXEMPT LESS THAN 5,500 SF **RESIDENTIAL:** 

PHOTOMETRIC LIGHTING SITE PHOTOMETRICS BUILDING

# **INDEX OF DRAWINGS**

TITLE SHEET & SYMBOLS

# **CIVIL SHEET INDEX**

1 OF 4 PRELIMINARY PLAT 2 OF 4 PRELIMINARY PLAT

3 OF 4 PRELIMINARY PLAT

PRELIMINARY PLAT 4 OF 4 C0.10 **COVER SHEET** 

**EXISTING SITE CONDITIONS** ALTA C1.00 SITE GEOMETRY PLAN C2.00 SITE GRADING, DRAINAGE, AND UTILITY PLAN

C2.10 DETAIL SHEET C2.11 DETAIL SHEET

# LANDSCAPE SHEET INDEX

LANDSCAPE SITE PLAN L1.01 ROOFTOP LAYOUT PLAN

# **ARCHITECTURAL SHEET INDEX**

SITE PLAN DESIGN REVIEW FLOOR AREA DIAGRAM A0.3 LOWER LEVEL PLAN

A2.0 1ST FLOOR PLAN 2ND FLOOR PLAN

**ROOF PLAN ELEVATIONS ELEVATIONS** A4.2 **ELEVATIONS** 

**ELEVATIONS PERSPECTIVES** A4.4 SECTION EXTERIAL MATERIALS

A5.2 EXTERIOR LIGHTING PLAN SPEC SHEET

# **ELECTRICAL SHEET INDEX**

**PROJECT NEW CONSTRUCTION OF DESCRIPTION:** MIXED USE AND COMMERCIAL BUILDING

ARCHITECT: 200 WEST RIVER STREET #301

EXECUTIVE DESIGN SERVICES

FRIDAY HARBOR, WA 98250

GALENA ENGINEERING, INC CIVIL ENGINEER:

317 N. RIVER STREET HAILEY, IDAHO 83333

E:GALENA@GALENA-ENGINEERING.COM

LANDSCAPE ARCHITECT: HAILEY, IDAHO 83333

E:MOGHAN@LYONLA.COM

**CONRAD BROTHERS** 

CONTRACTOR: 105 LEWIS ST SUITE 101 KETCHUM, IDAHO 83340

E:PAUL@CONRADBROTHERSCONSTRUCTION.COM

REDMOND, WA 98052 P:425.462.9441

CITY OF

KETCHUM 2995 N COLE RD SUITE 115 LIGHTING BOISE, IDAHO 83704

P:208.609.3722 E:CARSON@MHLIGHTING.COM

# **PROJECT DATA**

DESIGNER:

**GENERAL** 

OWNER: MICHAEL, CARR

2667 SOUTH TACOMA WAY TACOMA. WA 98409

> P:206.423.3121 E:MIKEC@PERFORMANCERADIATOR.COM

MEDICI ARCHITECTS

KETCHUM, ID 83340 P: 208.726.0194

E: EMILY@MEDICIARCHITECTS.COM

SHERMAN, JONATHAN

P:206.383.4526 E:JONATHANDESIGN0007@GMAIL.COM

SURVEYOR:

P: 208.788.1705

LYON LANDSCAPE ARCHITECTS 126 SOUTH MAIN STREET, SUITE B1

P:253.209.4053

P:208.309.1200

**ELECTRICAL** ABOSSEIN ENGINEERING **ENGINEER:** 18465 NE 68TH STREET #22

> E:CSERVICE@ABOSSEIN.COM THE MH COMPANIES

CONSULTANT:



SUITE 100 BELLEVUE, WA 98005 TEL: (425) 453-9298 **REGISTRATION: VICINITY MAP** 1/4" = 1'-0"

MEDICI ARCHITECTS

11711 SE 8TH STREET

200 W. RIVER ST.

KETCHUM, ID 83340

TEL: (208) 726-0194

10/12/22

DATE:

SUITE 301

**ARCHITECT** 

STATE OF IDAHO

PROJECT / CLIENT:

INTAKE DATE:

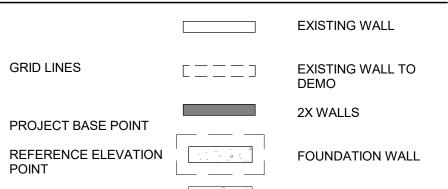
**REVISIONS:** 

THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010

# SYMBOL LEGEND



SIZE AND TYPE PER

STRUCTURAL PLAN

GAS OUTLET

GAS METER

DOWNSPOUT

**ELECTRICAL METER** 

ELECTRICAL PANEL

HOSE BIB

REFERENCE ELEVATION PROPERTY CORNER CONCRETE SURFACE PROPERTY LINE CAST IN PLACE CONCRETE CENTER LINE STRUCTURAL POST

TOP OF WALL ELEVATION N 90 00' 00" E PROPERTY LINE TAG Distance SECTIONS FOUND ON SHEET A101

DETAIL SECTION FOUND ON SHEET A101

INTERIOR ELEVATION FOUND ON SHEET A1.0 EXIT DIRECTION

SMOKE DETECTOR SMOKE & CARBON MONOXIDE DETECTOR

DOOR TAG NUMBER 10'-0"x12'-0" DOOR SIZE WINDOWS TAG NUMBER

WHOLE HOUSE FAN

DRAWING REVISION WALL TAG ASSEMBLY

UNDISTURBED EARTH COMPACTED FILL RIGID OR SPRAY INSULATION **BIBS BLOWN-IN** INSULATION BATT INSULATION EXHAUST FAN

VENT TO OUTSIDE WATER METER STEP DOWN / **ELEVATION CHANGE KEY NOTES** 

# **ABBREVIATIONS**

CLG CEILING

CLR CLEAR

CL CLOSET

CONC CONCRETE

PICT PICTURE AFF ABOVE FINISH FLOOR A/C AIR CONDITIONING PLAM PLASTIC LAMINATE PSF POUNDS PER SQUARE FOOT AHU AIR HANDLING UNIT ALT ALTERNATE PSI POUNDS PER SQUARE INCH ALUM ALUMINUM PROPERTY LINE PNA PROTECTED NATURAL AREA ANOD ANODIZED BSMT BASEMENT QTY QUANTITY BLK BLOCK REF REFRIGERATOR REQ'D REQUIRED BS BOTH SIDES BLDG BUILDING REV REVISION CAB CABINET R RISER CB CATCH BASIN

RM ROOM RO ROUGH OPENING SAFETY GLASS SIM SIMILAR SINGLE HUNG CMU CONCRETE MASONRY UNIT SOG SLAB ON GRADE SPEC SPECIFICATION

CONT CONTINUOUS CJ CONTROL JOINT SQUARE FOOT CPT CARPET SS STAINLESS STEEL CSMT CASEMENT STANDARD STD CF CUBIC FOOT STEEL DIA DIAMETER STOR STORAGE DBH DIAMETER BREAST HEIGHT SD STORM DRAIN SUP SUPPLEMENTAL DIM DIMENSION DW DISHWASHER TV TELEVISION DOUBLE HUNG TEMP TEMPORARY

TOILET PAPER DISPENSER DOWN DOWNSPOUT T&G TONGUE & GROOVE TO TOP OF DRYER EA EACH TOW TOP OF WALL ELEC ELECTRICAL TB TOWEL BAR EP ELECTRICAL PANEL TREAD ELEV ELEVATOR TPZ TREE PROTECTION ZONE EQ EQUAL TYP TYPICAL UNO UNLESS NOTED OTHERWISE EXT EXTERIOR

VAPOR BARRIER EXIST EXISTING FFE FINISH FLOOR ELEVATION VTOS VENT TO OUTSIDE FRD FIRE RATE DOOR VIF VERIFY IN FIELD FRW FIRE RATE WINDOW VERT VERTICAL VG VERTICAL GRAIN FXD FIXED WC WATER CLOSET FIXT FIXTURE FAR FLOOR AREA RATIO WH WATER HEATER WRB WATER RESISTANT BARRIER FTG FOOTING FAU FORCED AIR UNIT W WASHER WHF WHOLE HOUSE FAN

WIN WINDOW

W/O WITHOUT

WP WATER PROOFING

W/ WITH

YD YARD

FDN FOUNDATION FURN FURNACE GFA GROSS FLOOR AREA HDWD HARDWOOD HDR HEADER HVAC HEATING, VENTILATION & A/C HT HEIGHT HORZ HORIZONTAL HR HOUR INCL INCLUDE (ED)(ING) INT INTERIOR LED LIGHT EMITTING DIODE LOD LIMIT OF DISTURBANCE LF LINEAR FEET

MANUF MANUFACTURER MAX MAXIMUM MECH MECHANICAL MED MEDIUM MIN MINIMUM MISC MISCELLANEOUS NIC NOT IN CONTRAC NTS NOT TO SCALE NO NUMBER

OC ON CENTER

PERF PERFORATED

DRAWING NAME:

Drawn By: NR/AR

Checked By: EB

TITLE SHEET

Owner Approval: PHASE:

CONSTRUCTION DRAWINGS

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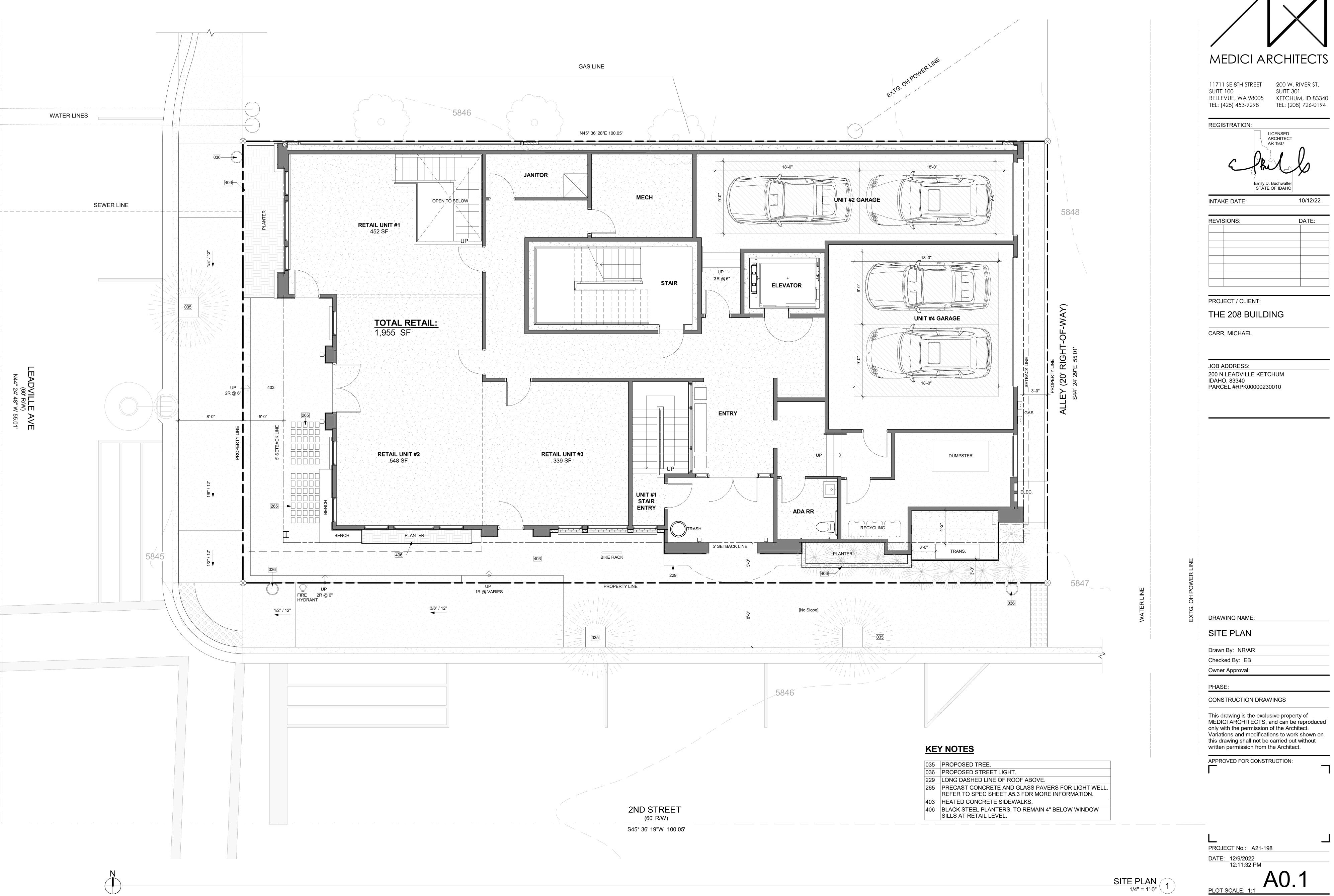
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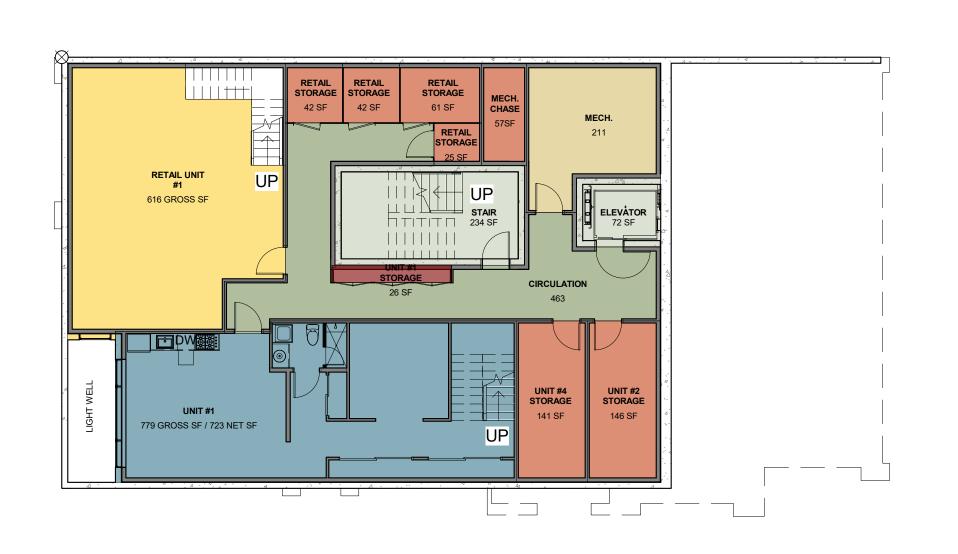
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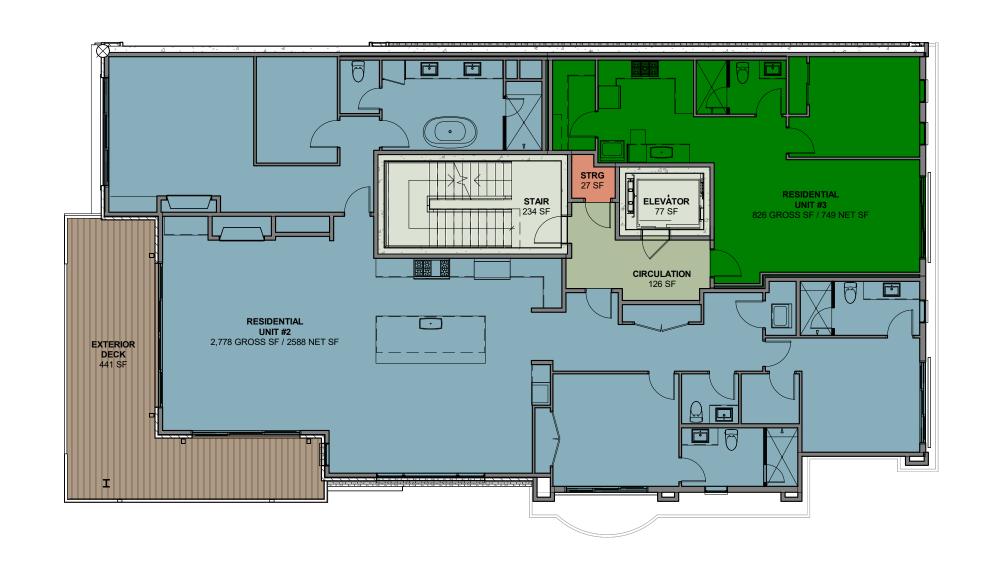
PLOT SCALE: 1:1

16

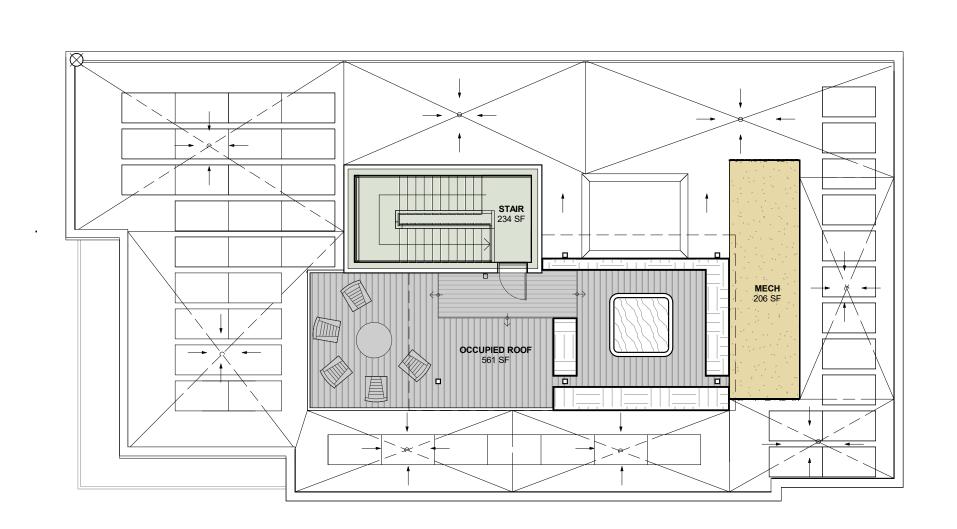




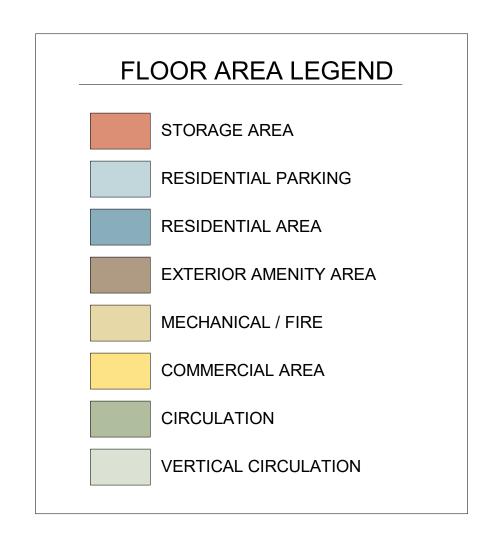
LOWER LEVEL PLAN 3/32" = 1'-0"



2ND FLOOR PLAN 3/32" = 1'-0"

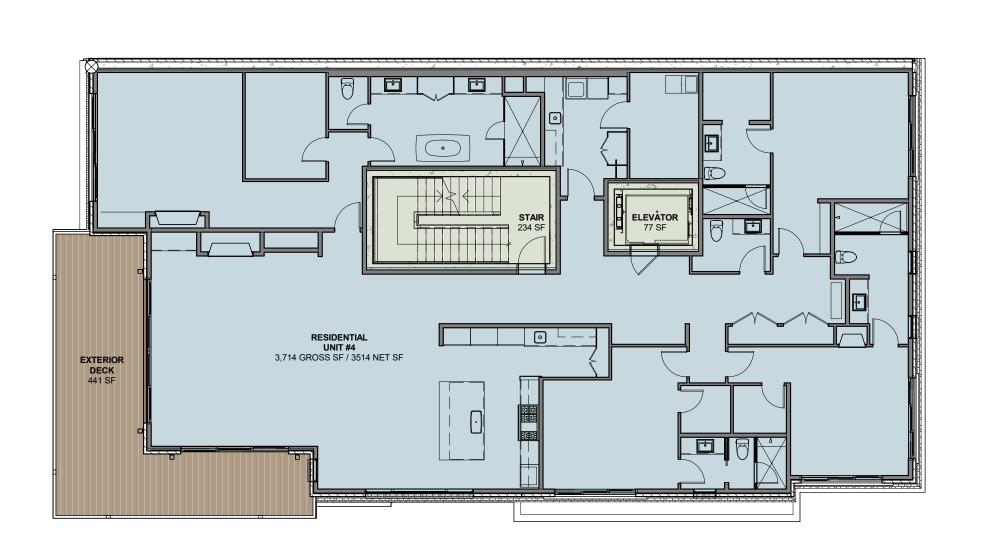


**ROOF PLAN** 3/32" = 1'-0"

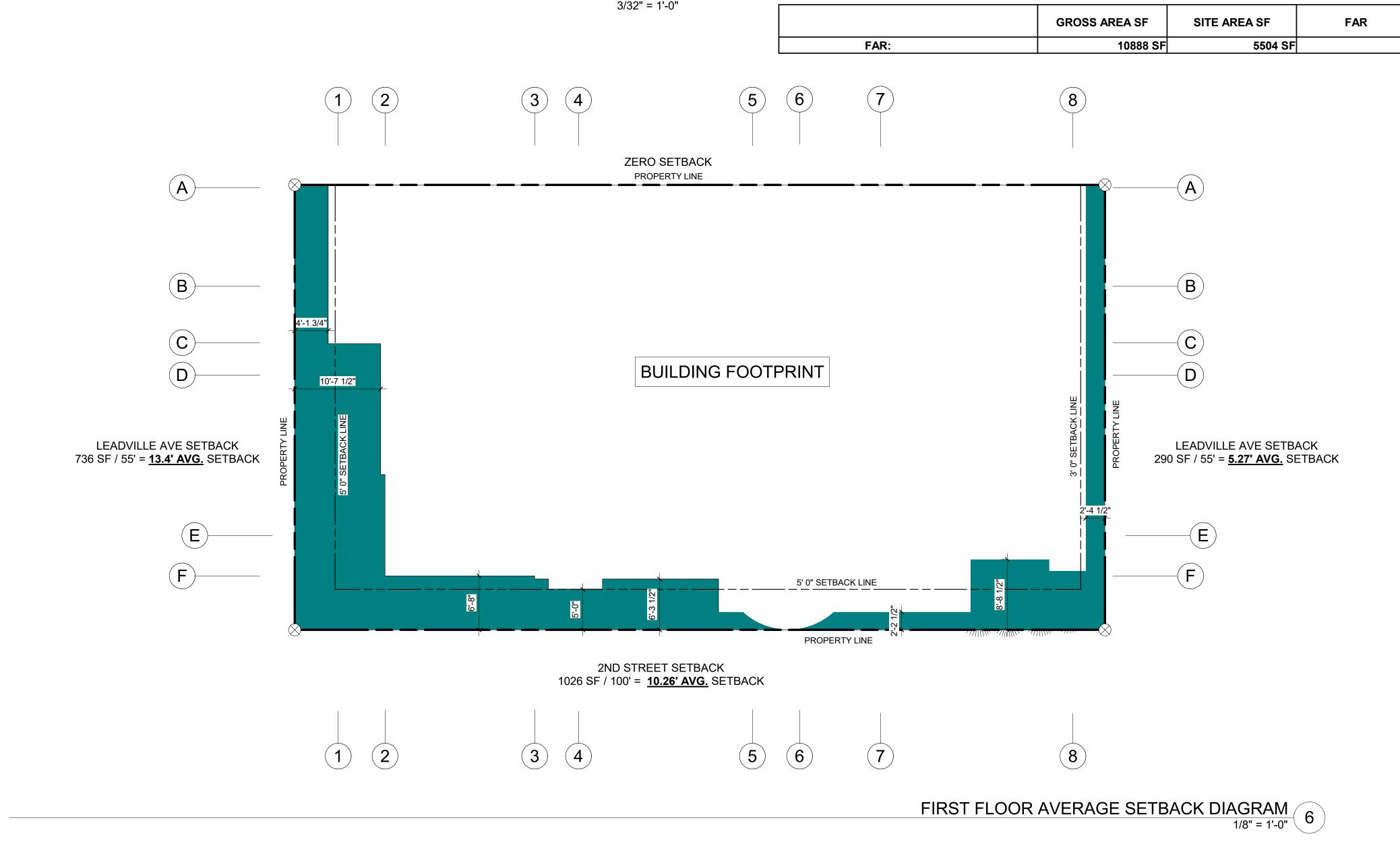




1ST FLOOR PLAN 3/32" = 1'-0"



3RD FLOOR PLAN 3/32" = 1'-0"



# DECICAL DEVIEW ADDITION DECLUDEMENTS

	<b>BUILDING A</b>	REA SQUARE F	OOTAGES	
FLOOR PLAN	AREA USE	GROSS AREA SF	NET AREA SF	EXCLUDED AREA SF
	RESIDENTIAL UNIT #1	779 SF	723 SF	779 SI
	STORAGE UNIT #4	141 SF		141 SI
	STORAGE UNIT #1	26 SF		26 S
	STORAGE UNIT #2	146 SF		146 S
	RETAIL UNIT #1	616 SF		616 S
LOWER LEVEL	MECH / FIRE RISER ROOM	268 SF		268 S
	CIRCULATION	463 SF		463 S
	STAIR	234 SF		234 S
	ELEVATOR	72 SF		72 S
TOTALS:		2745 SF	723 SF	2745 S
FLOOR PLAN	AREA USE	GROSS AREA SF	NET AREA SF	EXCLUDED AREA SF
	RETAIL UNIT #1	452 SF		
	RETAIL UNIT #2	548 SF		
	RETAIL UNIT #3	339 SF		
	RESTROOM	68 SF		
	RESIDENTIAL UNIT#1 STAIR	30 SF	26 SF	
1ST FLOOR	RESIDENTIAL PARKING	523 SF		324 S
131 I LOOK	RESIDENTIAL PARKING	562 SF		324 S
	STORAGE	78SF		
	MECHANICAL	148 SF		
	CIRCULATION	672 SF		
	STAIR	234 SF		
	ELEVATOR	77 SF		
	TRASH ROOM	221 SF		
	ENTRY	113 SF		
TOTALS:		4065 SF	26 SF	648 S
FLOOR PLAN	AREA USE	GROSS AREA SF	NET AREA SF	EXCLUDED AREA SF

TOTALS	<b>S</b> :	4509 SF	3357 SF	752 SF
TOTALS		77 SF	3357 SF	77 SF
	ELEVATOR			
	STAIR	126 SF 234 SF		234 SF
2ND FLOOR	EXTERIOR DECK	441 SF		441 SF
	STORAGE	27 SF		444.05
	RESIDENTIAL UNIT #3	826 SF	749 SF	
	RESIDENTIAL UNIT #2	2778 SF	2588 SF	

		GROSS AREA SF	NET AREA SF	EXCLUDED AREA SF
TOTALS	<b>5</b> :	1001 SF	0 SF	1001 SF
NOO! DECK	STAIR	234 SF		234 SF
ROOF DECK	MECHANICAL	206 SF		206 SF

561 SF

206 SF

OCCUPIED ROOF

MECHANICAL

	GROSS AREA SF	NET AREA SF	EXCLUDED AREA SF
TOTAL BUILDING:	16709 SF	7599 SF	5821 SF

	GROSS AREA SF	NET AREA SF	EXCLUDED AREA SF
	1001 SF	0 SF	1001 SF
1	234 35		234 35

MEDICI ARCHITECTS

11711 SE 8TH STREET 200 W. RIVER ST.

BELLEVUE, WA 98005 KETCHUM, ID 83340 TEL: (425) 453-9298 TEL: (208) 726-0194

SUITE 301

REGISTRATION: LICENSED ARCHITECT Emily D. Buchwalter STATE OF IDAHO

10/12/22 INTAKE DATE: **REVISIONS:** DATE:

PROJECT / CLIENT:

THE 208 BUILDING

CARR, MICHAEL

561 SF

206 SF

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010

DRAWING NAME:

DESIGN REVIEW FLOOR AREA DIAGRAM

Drawn By: NR/AR Checked By: EB Owner Approval:

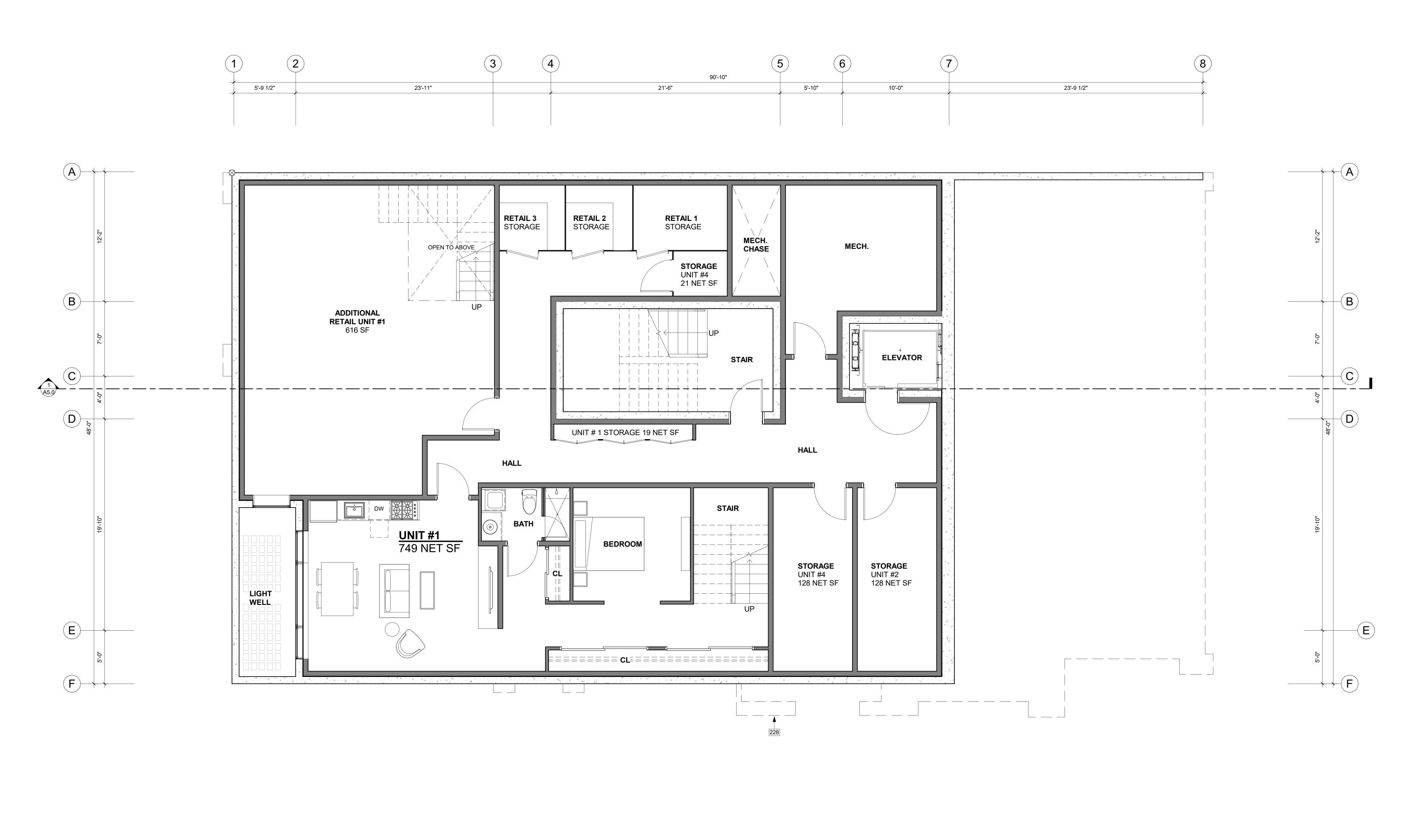
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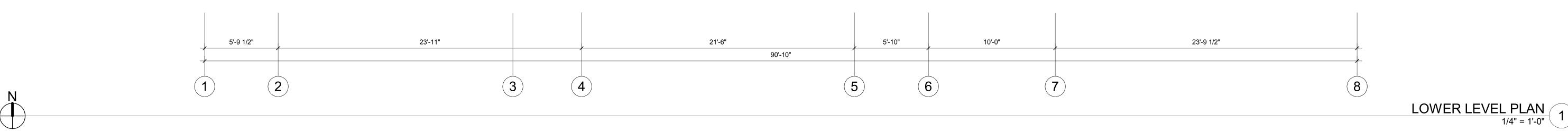
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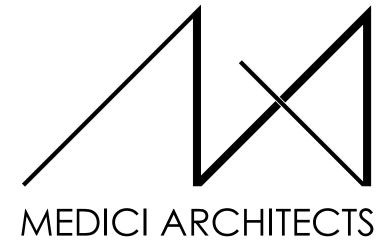
PROJECT No.: A21-198 DATE: 12/9/2022 12:40:43 PM





# **KEY NOTES**

228 DASHED LINE OF BUILDING ABOVE.



11711 SE 8TH STREET 200 W. RIVER ST. SUITE 100 SUITE 301
BELLEVUE, WA 98005 KETCHUM, ID 83340
TEL: (425) 453-9298 TEL: (208) 726-0194

REGISTRATION:

Emily D. Buchwalter STATE OF IDAHO

INTAKE DATE: 10/12/22

REVISIONS: DATE:

PROJECT / CLIENT:

THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010

DRAWING NAME:

# LOWER LEVEL PLAN

Drawn By: NR/AR
Checked By: EB
Owner Approval:

PHASE:

CONSTRUCTION DRAWINGS

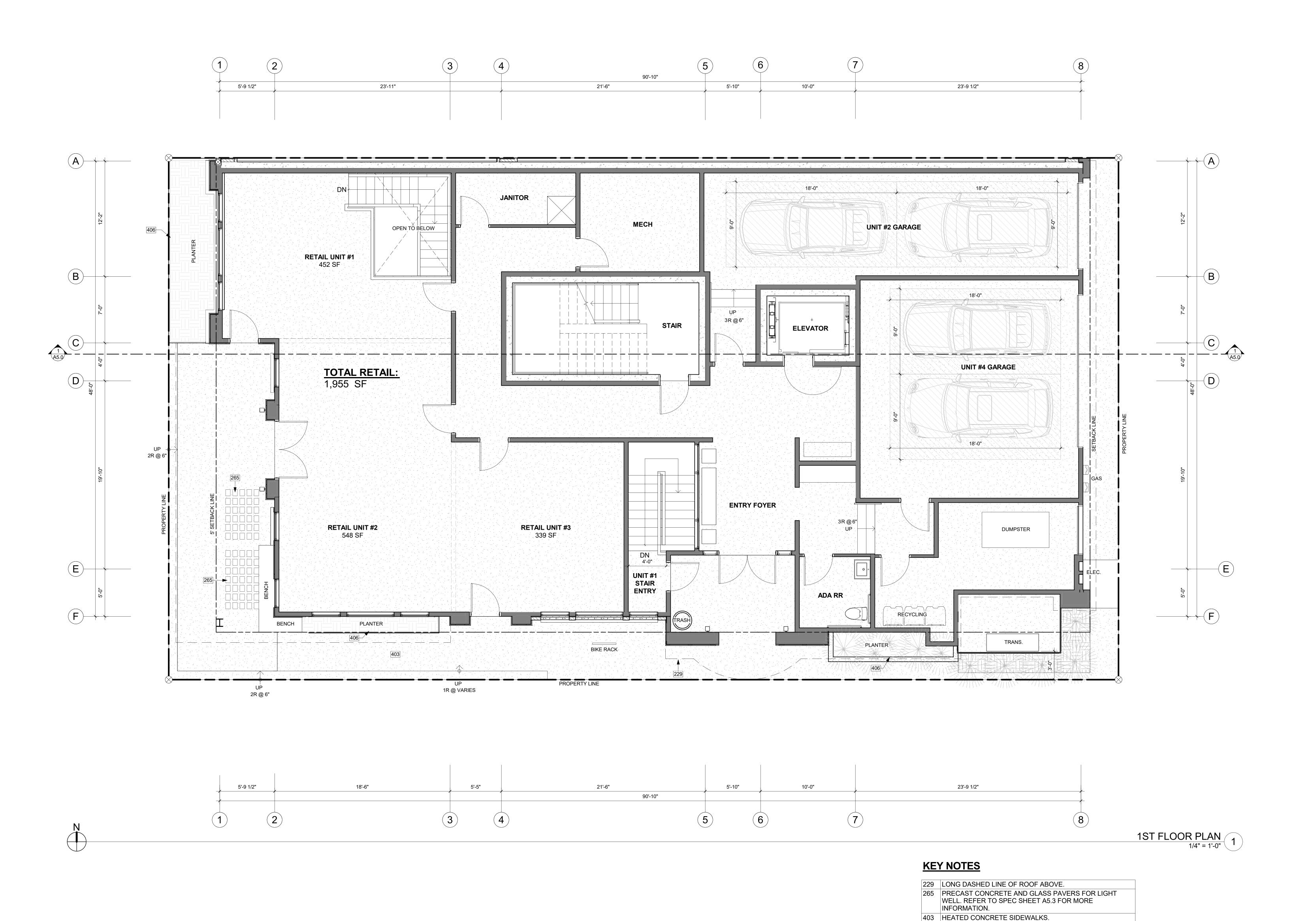
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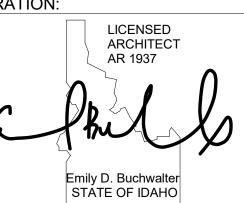
A2.0



# MEDICI ARCHITECTS

11711 SE 8TH STREET 200 W. RIVER ST.
SUITE 100 SUITE 301
BELLEVUE, WA 98005 KETCHUM, ID 83340
TEL: (425) 453-9298 TEL: (208) 726-0194

REGISTRATION:



INTAKE DATE: 10/12/22

REVISIONS: DATE:

PROJECT / CLIENT:

THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010

DRAWING NAME:

# 1ST FLOOR PLAN

Drawn By: NR/AR
Checked By: EB
Owner Approval:

PHASE:

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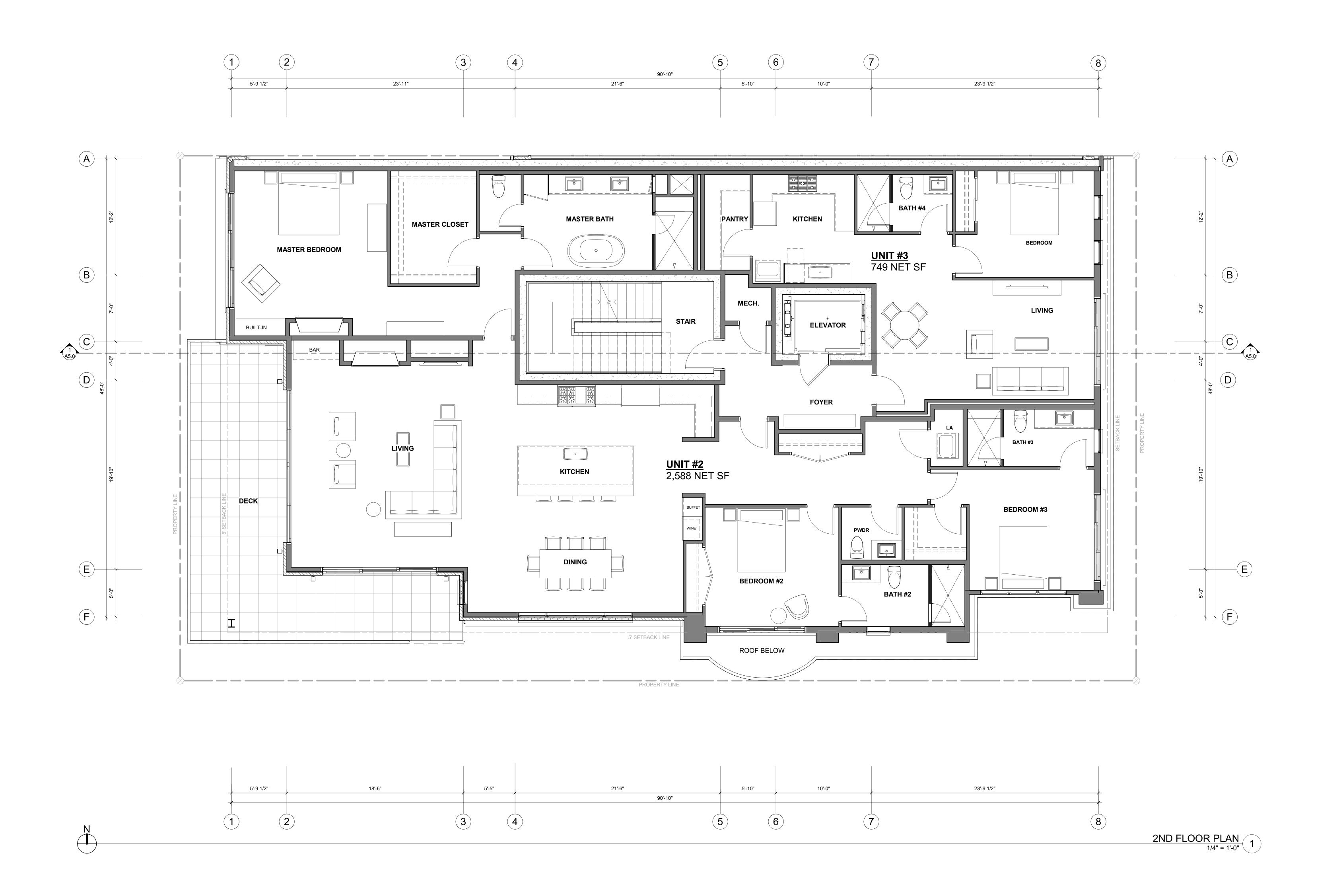
406 BLACK STEEL PLANTERS. TO REMAIN 4" BELOW WINDOW

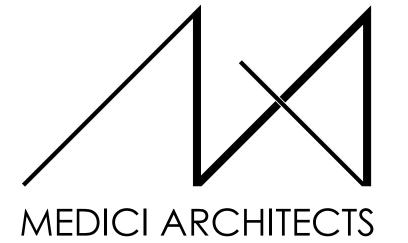
SILLS AT RETAIL LEVEL.

12:12:04 PM A 2

PLOT SCALE: 1:1

20





REGISTRATION:

Emily D. Buchwalter STATE OF IDAHO

10/12/22

INTAKE DATE: **REVISIONS**: DATE:

PROJECT / CLIENT: THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010

DRAWING NAME:

2ND FLOOR PLAN

Drawn By: NR/AR Checked By: EB Owner Approval:

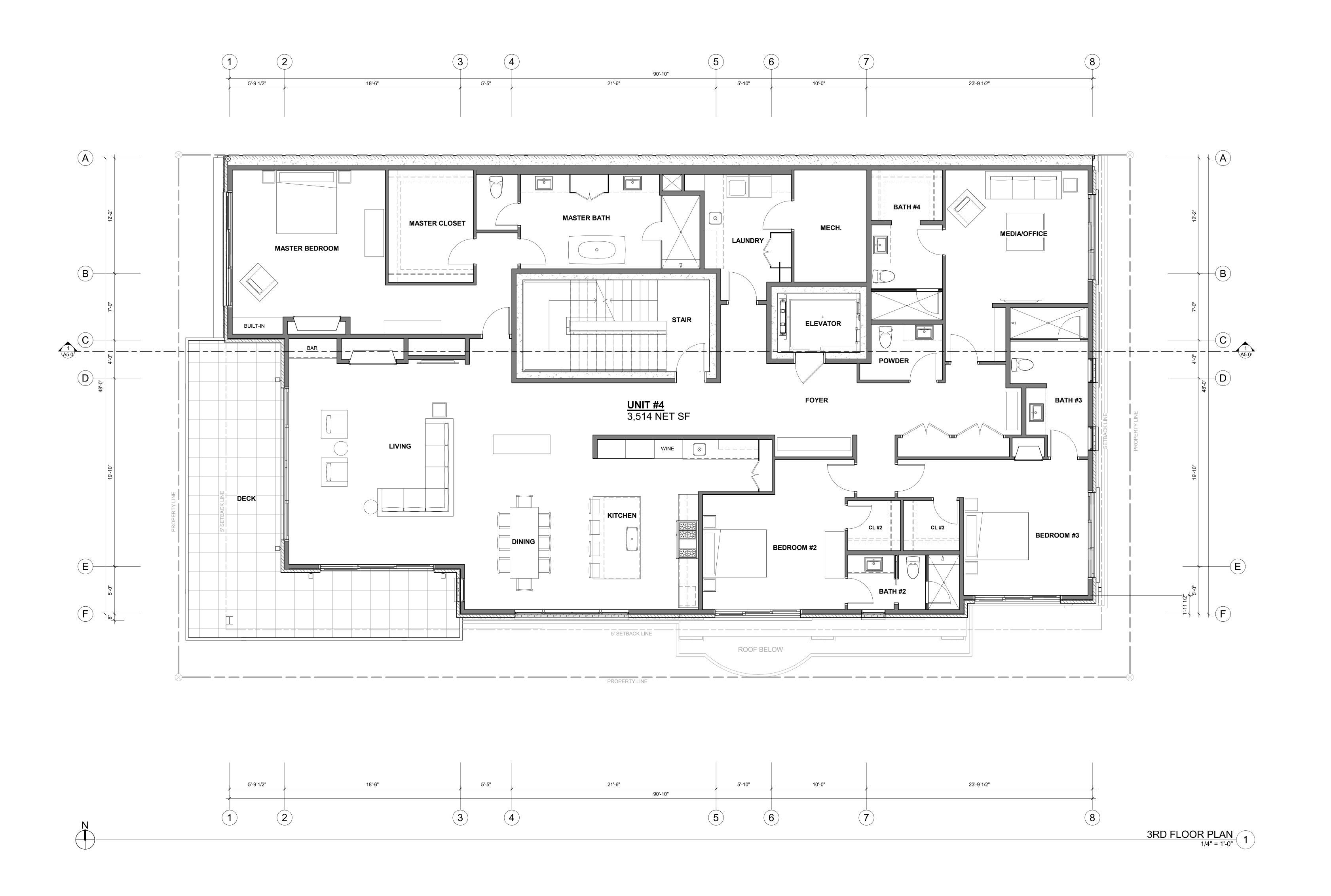
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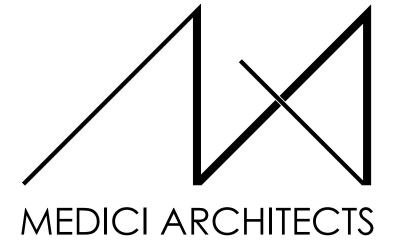
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INTAKE DATE: 10/12/22 DATE:

**REVISIONS**: PROJECT / CLIENT:

THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010

DRAWING NAME:

3RD FLOOR PLAN

Drawn By: NR/AR Checked By: EB Owner Approval:

PHASE:

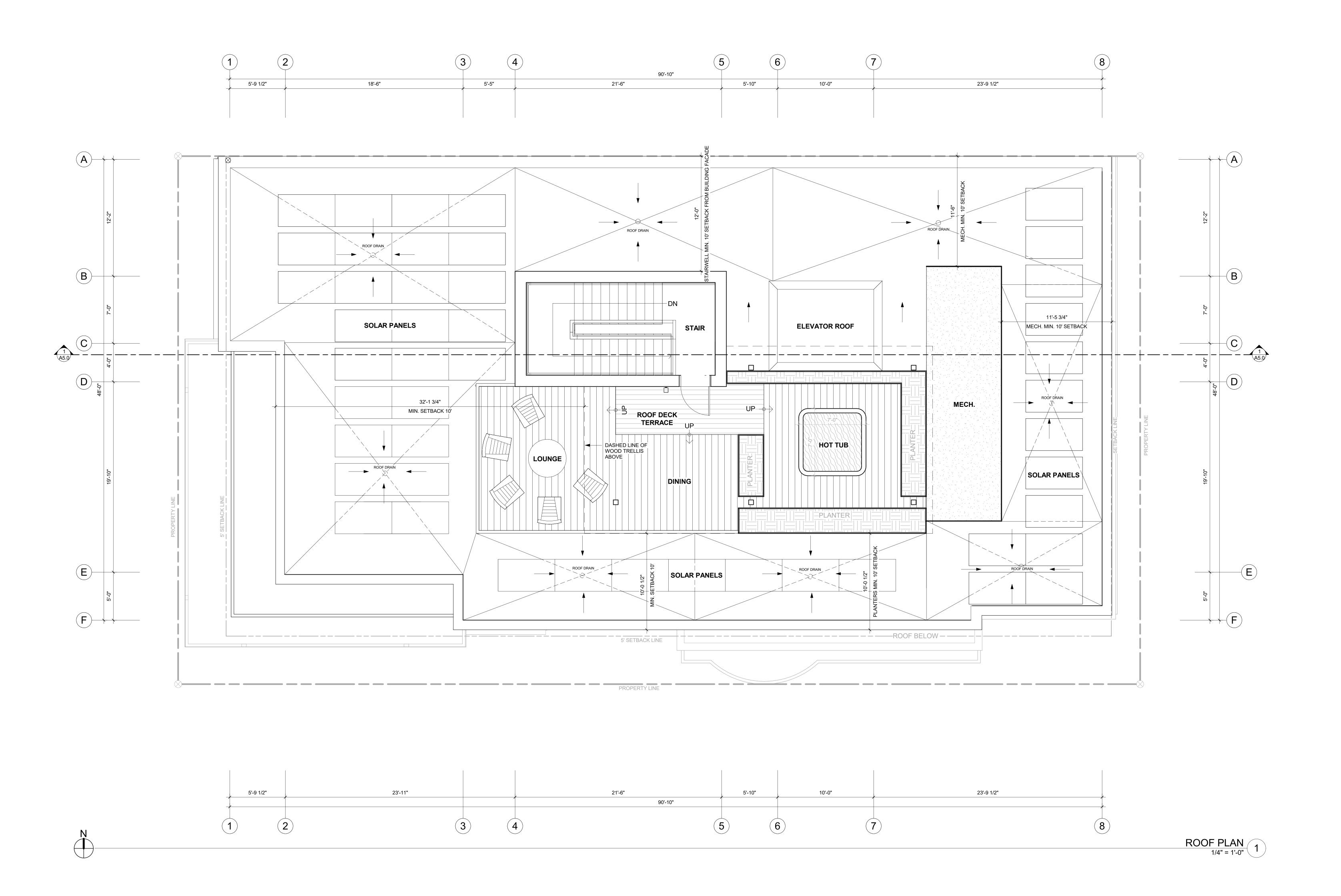
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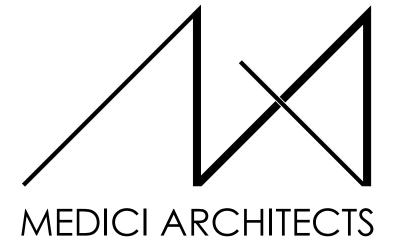
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PROJECT No.: A21-198 DATE: 12/9/2022 12:12:07 PM





REGISTRATION:

Emily D. Buchwalter STATE OF IDAHO

INTAKE DATE: 10/12/22

**REVISIONS**:

PROJECT / CLIENT:

THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010

DRAWING NAME:

**ROOF PLAN** 

Drawn By: NR/AR Checked By: EB Owner Approval:

PHASE:

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PROJECT No.: A21-198

DATE: 12/9/2022 12:12:20 PM



SOUTH ELEVATION
1/4" = 1'-0"
1

# **KEY NOTES**

- 400 NATURAL STONE VENEER.
- 401 BRICK VENEER.
- 404 WOOD SIDING.
- 405 BLACK STEEL C-CHANNEL.
- 406 BLACK STEEL PLANTERS. TO REMAIN 4" BELOW WINDOW SILLS AT RETAIL LEVEL.
- 407 METAL MESH SCREEN.
- 408 BLACK STEEL GUARD. MIN. 75% TRANSPARENT AT ROOFTOP.

- 409 BLACK METAL COPING OVER PARAPET WALL. 410 METAL CLAD WOOD WINDOWS AND DOORS.
- 411 PRE CAST CONCRETE LINTEL.
- 413 BLACK STEEL FRAMED TRELLIS W/ BLACK STAINED WOOD

CANOPY.

MEDICI ARCHITECTS

11711 SE 8TH STREET 200 W. RIVER ST.
SUITE 100 SUITE 301
BELLEVUE, WA 98005 KETCHUM, ID 83340
TEL: (425) 453-9298 TEL: (208) 726-0194

REGISTRATION:

Emily D. Buchwalter STATE OF IDAHO 10/12/22 INTAKE DATE:

**REVISIONS:** 

PROJECT / CLIENT: THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010

DRAWING NAME:

# **ELEVATIONS**

Drawn By: NR/AR Checked By: EB Owner Approval:

PHASE:

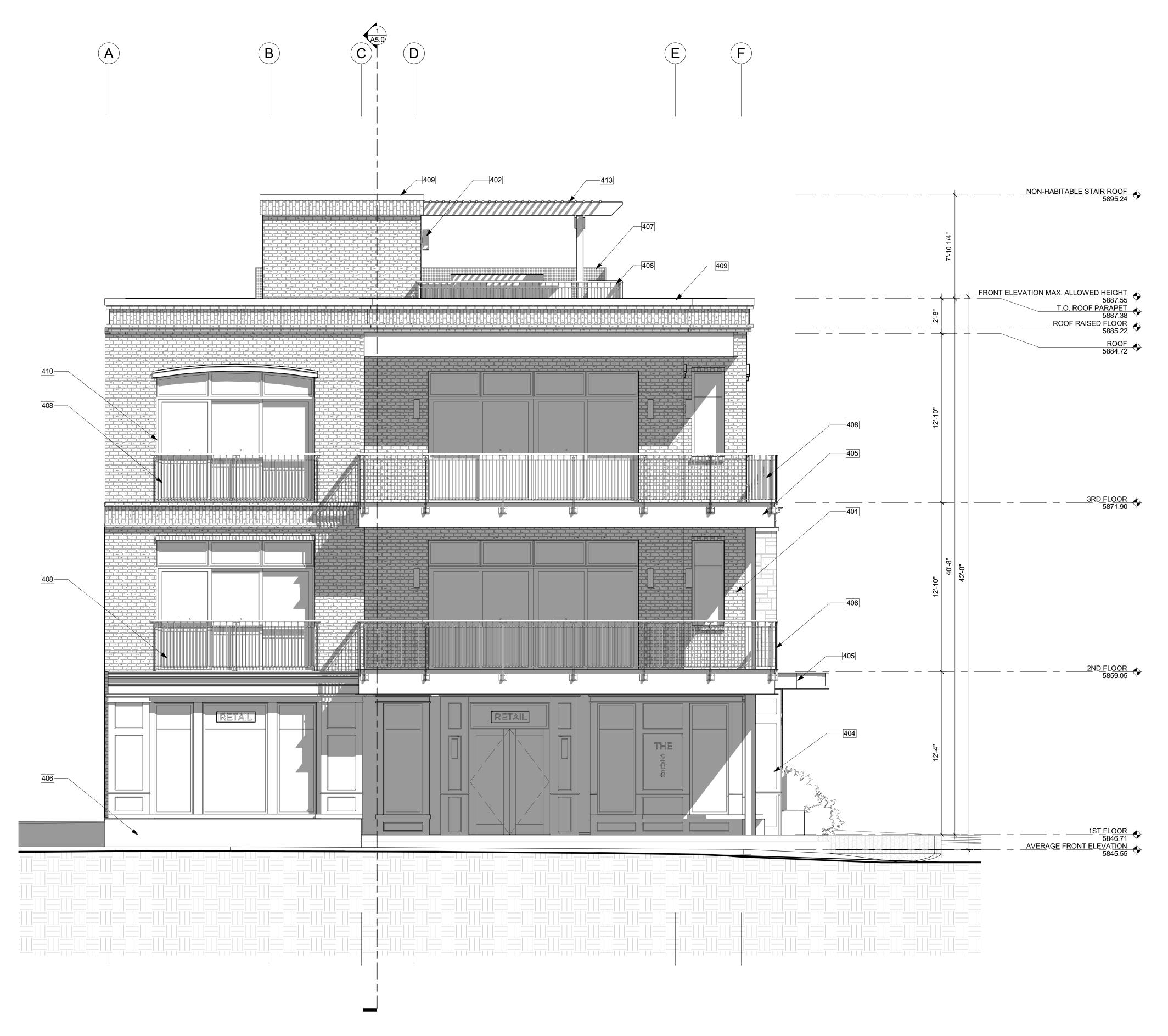
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PROJECT No.: A21-198

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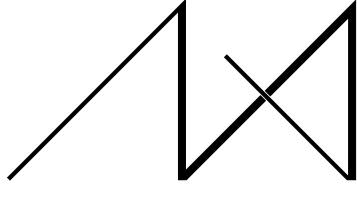


WEST ELEVATION
1/4" = 1'-0"
2

# **KEY NOTES**

401	BRICK VENEER.
402	LIGHTING @ ALL EXTERIOR DOORS INSTALLED PER MANUFACTURER, TYP. REFER TO SHEET A5.2 FOR LIGTHING SPECS. ALL LIGHTS SHALL COMPLY WITH CITY OF KETCHUM MUNICIPAL CODE 17.132.
404	WOOD SIDING.
405	BLACK STEEL C-CHANNEL.
406	BLACK STEEL PLANTERS. TO REMAIN 4" BELOW WINDOW SILLS AT RETAIL LEVEL.
407	METAL MESH SCREEN.
408	BLACK STEEL GUARD. MIN. 75% TRANSPARENT AT ROOFTOP.
409	BLACK METAL COPING OVER PARAPET WALL.
410	METAL CLAD WOOD WINDOWS AND DOORS.

413 BLACK STEEL FRAMED TRELLIS W/ BLACK STAINED WOOD CANOPY.



# MEDICI ARCHITECTS

11711 SE 8TH STREET 200 W. RIVER ST.
SUITE 100 SUITE 301
BELLEVUE, WA 98005 KETCHUM, ID 83340
TEL: (425) 453-9298 TEL: (208) 726-0194

REGISTRATION:

LICENSED ARCHITECT AR 1937

Emily D. Buchwalter STATE OF IDAHO

INTAKE DATE: 10/12/22

VISIONS:	DATE:	

# PROJECT / CLIENT:

# THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS:

200 N LEADVILLE KETCHUM
IDAHO, 83340
PARCEL #RPK00000230010

DRAWING NAME:

# **ELEVATIONS**

Drawn By: NR/AR
Checked By: EB
Owner Approval:

PHASE:

CONSTRUCTION DRAWINGS

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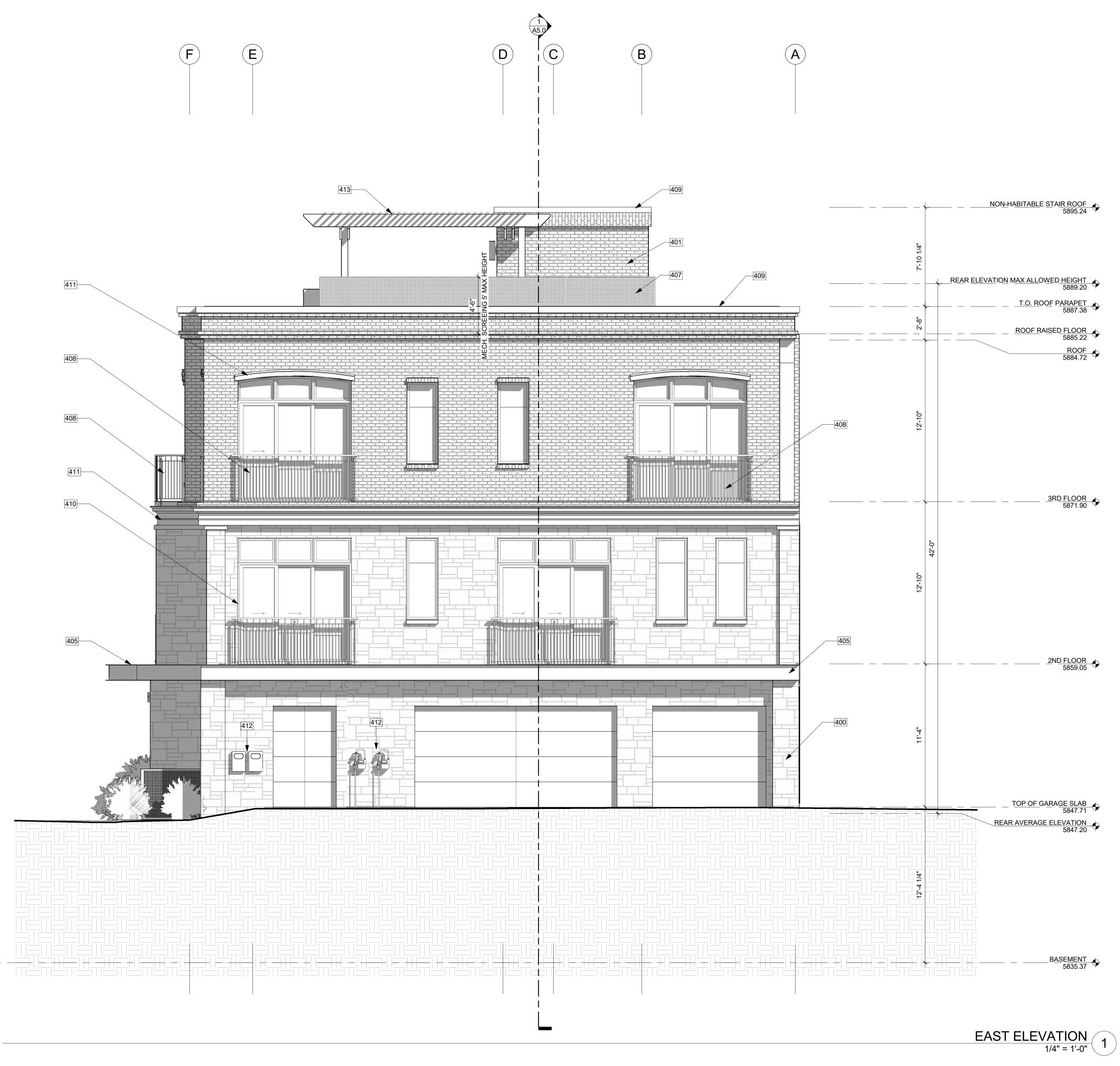
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PROJECT No.: A21-198

PROJECT No.: A21-19 DATE: 12/9/2022 12:13:09 PM

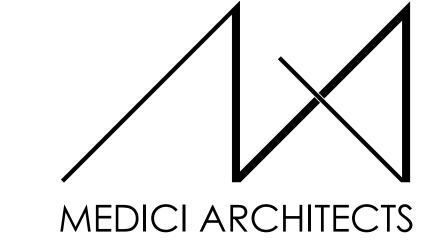
A4.

E: 1:1



# **KEY NOTES**

- 400 NATURAL STONE VENEER.
- 401 BRICK VENEER.
- 405 BLACK STEEL C-CHANNEL.
- 407 METAL MESH SCREEN.
- 408 BLACK STEEL GUARD. MIN. 75% TRANSPARENT AT ROOFTOP.
- 409 BLACK METAL COPING OVER PARAPET WALL.
- 410 METAL CLAD WOOD WINDOWS AND DOORS.411 PRE CAST CONCRETE LINTEL.
- 412 ELECTRICAL/ GAS METERS.
- 413 BLACK STEEL FRAMED TRELLIS W/ BLACK STAINED WOOD CANOPY.



11711 SE 8TH STREET 200 W. RIVER ST.
SUITE 100 SUITE 301
BELLEVUE, WA 98005 KETCHUM, ID 83340
TEL: (425) 453-9298 TEL: (208) 726-0194

\_\_\_\_

REGISTRATION:

LICENSED
ARCHITECT
AR 1937

Emily D. Buchwalter
STATE OF IDAHO

INTAKE DATE: 10/12/22

REVISIONS: DATE:

PROJECT / CLIENT:

THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS:
200 N LEADVILLE KETCHUM
IDAHO, 83340
PARCEL #RPK00000230010

DRAWING NAME:

# **ELEVATIONS**

Drawn By: NR/AR
Checked By: EB
Owner Approval:

PHASE:

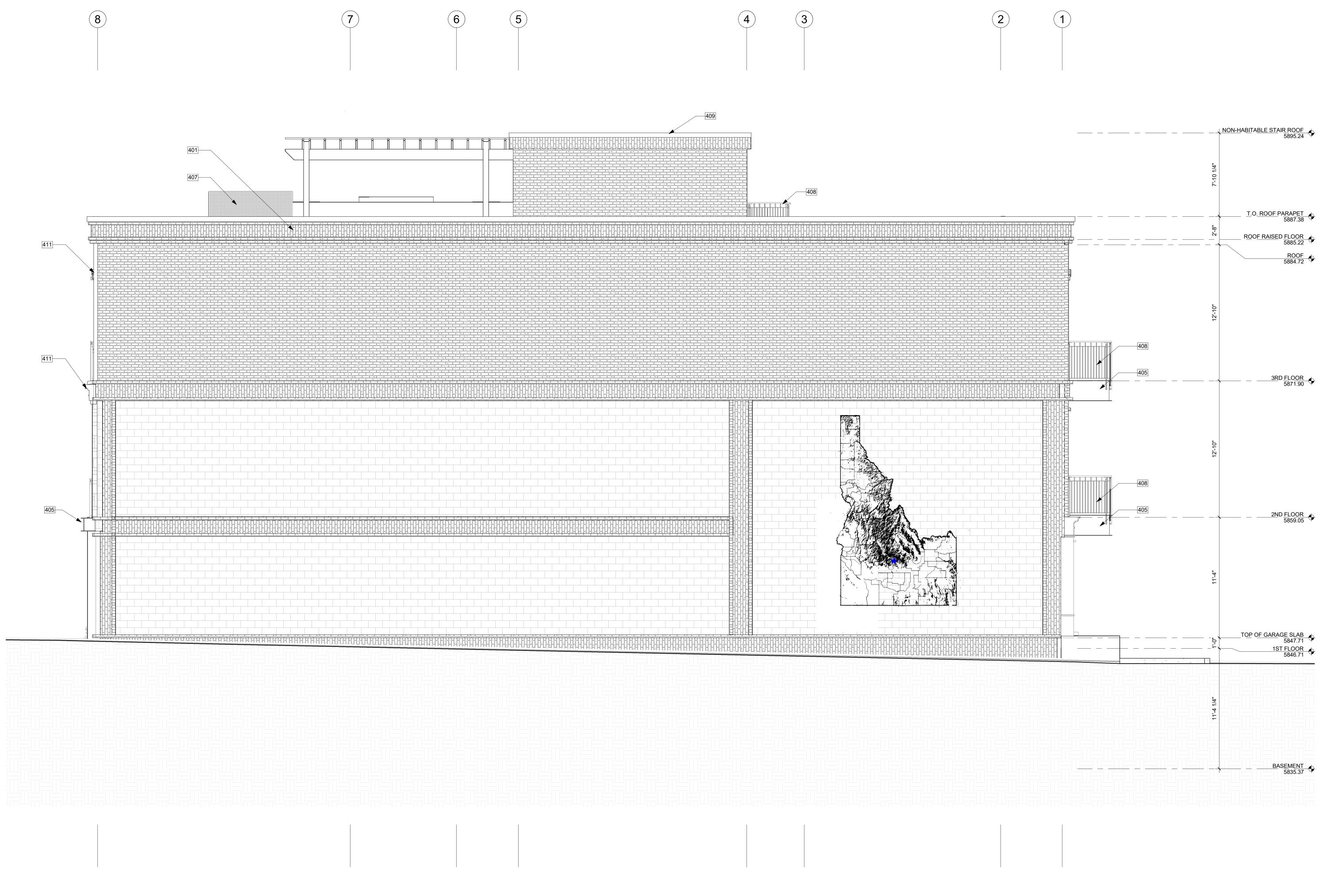
CONSTRUCTION DRAWINGS

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APPROVED FOR CONSTRUCTION:

PROJECT No.: A21-198

DATE: 12/9/2022 12:13:26 PM



NORTH ELEVATION
1/4" = 1'-0"
1

# **KEY NOTES**

- 401 BRICK VENEER.
- 405 BLACK STEEL C-CHANNEL.
- 407 METAL MESH SCREEN.
- 408 BLACK STEEL GUARD. MIN. 75% TRANSPARENT AT
  - ROOFTOP.
- 409 BLACK METAL COPING OVER PARAPET WALL. 411 PRE CAST CONCRETE LINTEL.

MEDICI ARCHITECTS

11711 SE 8TH STREET 200 W. RIVER ST. SUITE 100 SUITE 301
BELLEVUE, WA 98005 KETCHUM, ID 83340
TEL: (425) 453-9298 TEL: (208) 726-0194

REGISTRATION:

Emily D. Buchwalter STATE OF IDAHO

10/12/22 INTAKE DATE:

**REVISIONS:** 

PROJECT / CLIENT: THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010

DRAWING NAME:

# **ELEVATIONS**

Drawn By: NR/AR Checked By: EB Owner Approval:

PHASE:

CONSTRUCTION DRAWINGS

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APPROVED FOR CONSTRUCTION:

PROJECT No.: A21-198 DATE: 12/9/2022 12:13:36 PM







MEDICI ARCHITECTS

11711 SE 8TH STREET 200 W. RIVER ST. SUITE 100 SUITE 301
BELLEVUE, WA 98005 KETCHUM, ID 83340
TEL: (425) 453-9298 TEL: (208) 726-0194

INTAKE DATE:

REGISTRATION: Emily D. Buchwalter STATE OF IDAHO

10/12/22

**REVISIONS:** 

PROJECT / CLIENT: THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010

NORTH EAST PERSPECTIVE 2

NOTE: 3D RENDERINGS ARE FOR ILLUSTRATIVE PURPOSES ONLY. NOT TO BE USED FOR CONSTRUCTION.



SOUTH WEST PERSPECTIVE 1

SOUTH EAST PERSPECTIVE

DRAWING NAME:

# PERSPECTIVES

Drawn By: NR/AR Checked By: EB Owner Approval:

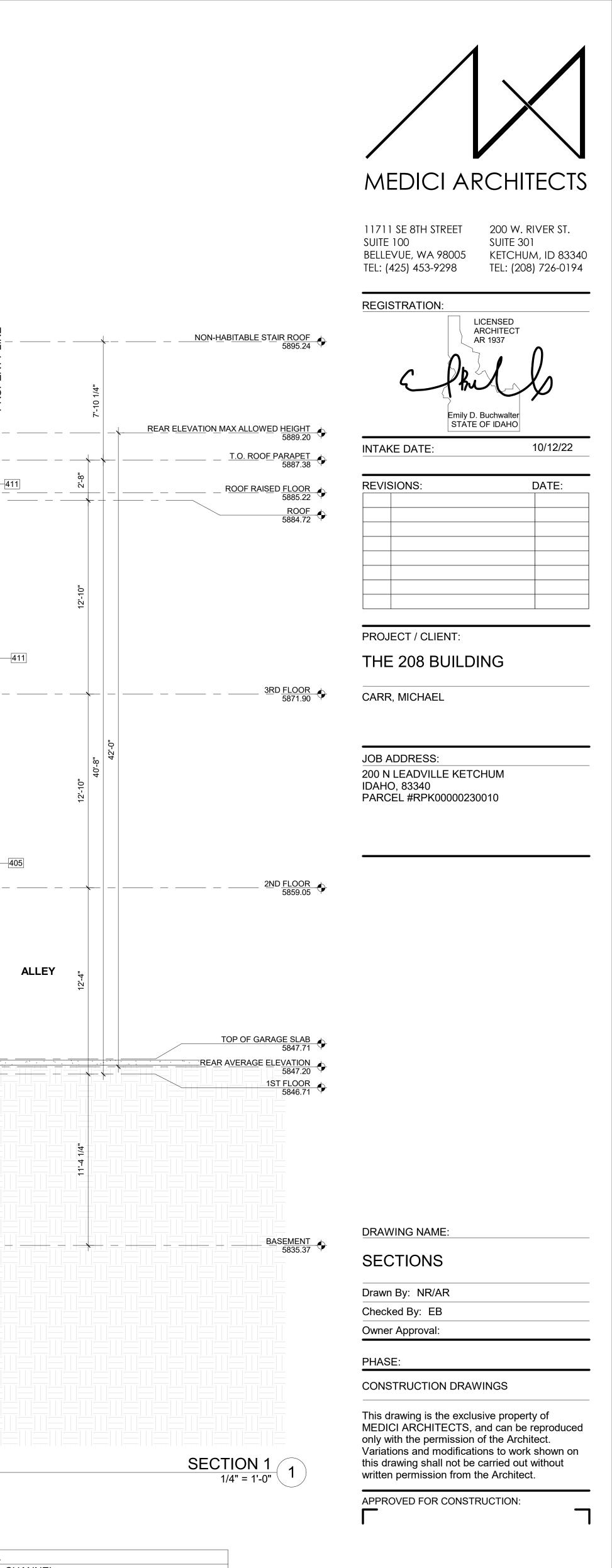
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CONSTRUCTION DRAWINGS

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DATE: 12/9/2022 12:13:37 PM



# **KEY NOTES**

MECH.

MEDIA/OFFICE

BATH

**POWDER** 

STAIRWELL

**GARAGE** 

FRONT ELEVATION MAX. ALLOWED HEIGHT 5887.55

**LEADVILLE AVE** 

405

SIDEWALK

LIVING

RETAIL

LIVING

HALL

STORAGE

- 401 BRICK VENEER.
- 405 BLACK STEEL C-CHANNEL.
- 406 BLACK STEEL PLANTERS. TO REMAIN 4" BELOW WINDOW SILLS AT RETAIL LEVEL.
- 407 METAL MESH SCREEN.
- 408 BLACK STEEL GUARD. MIN. 75% TRANSPARENT AT ROOFTOP.

**ALLEY** 

411 PRE CAST CONCRETE LINTEL.

PROJECT No.: A21-198 DATE: 12/9/2022 12:13:52 PM





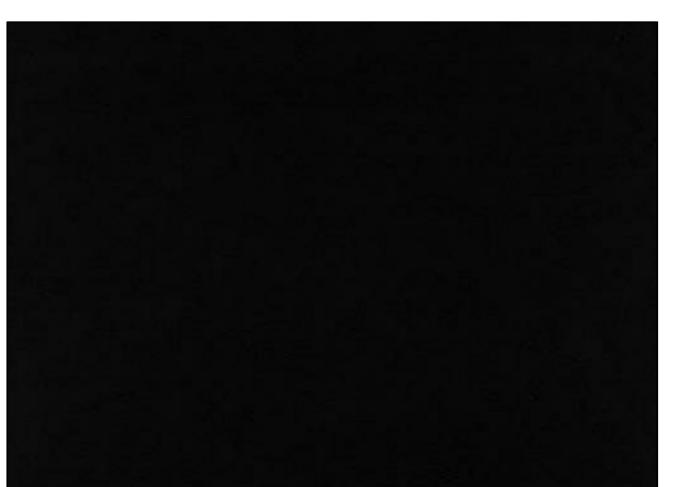
BRICK VENEER
MOUNTAIN BLEND WITH RUG TEXTURE



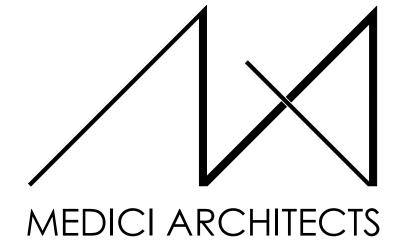
STONE VENEER
SILVERTIP STACK



WOOD SOFFIT
ALASKAN YELLOW CEDAR VG



STEEL BLACK STEEL



REGISTRATION:

Emily D. Buchwalter STATE OF IDAHO

10/12/22

INTAKE DATE: **REVISIONS**:

PROJECT / CLIENT:

THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010

DRAWING NAME:

# **EXTERIOR MATERIALS**

Drawn By: NR/AR Checked By: EB Owner Approval:

PHASE:

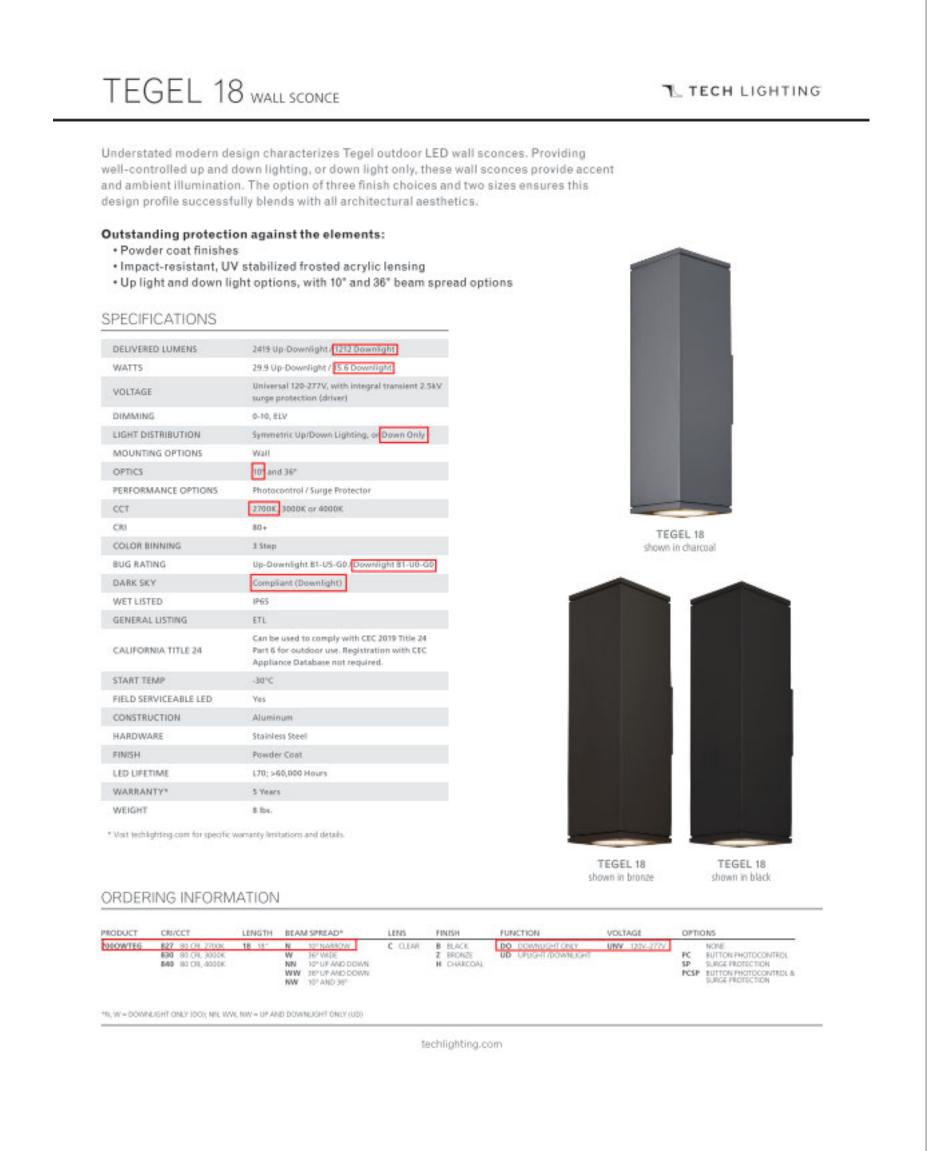
CONSTRUCTION DRAWINGS

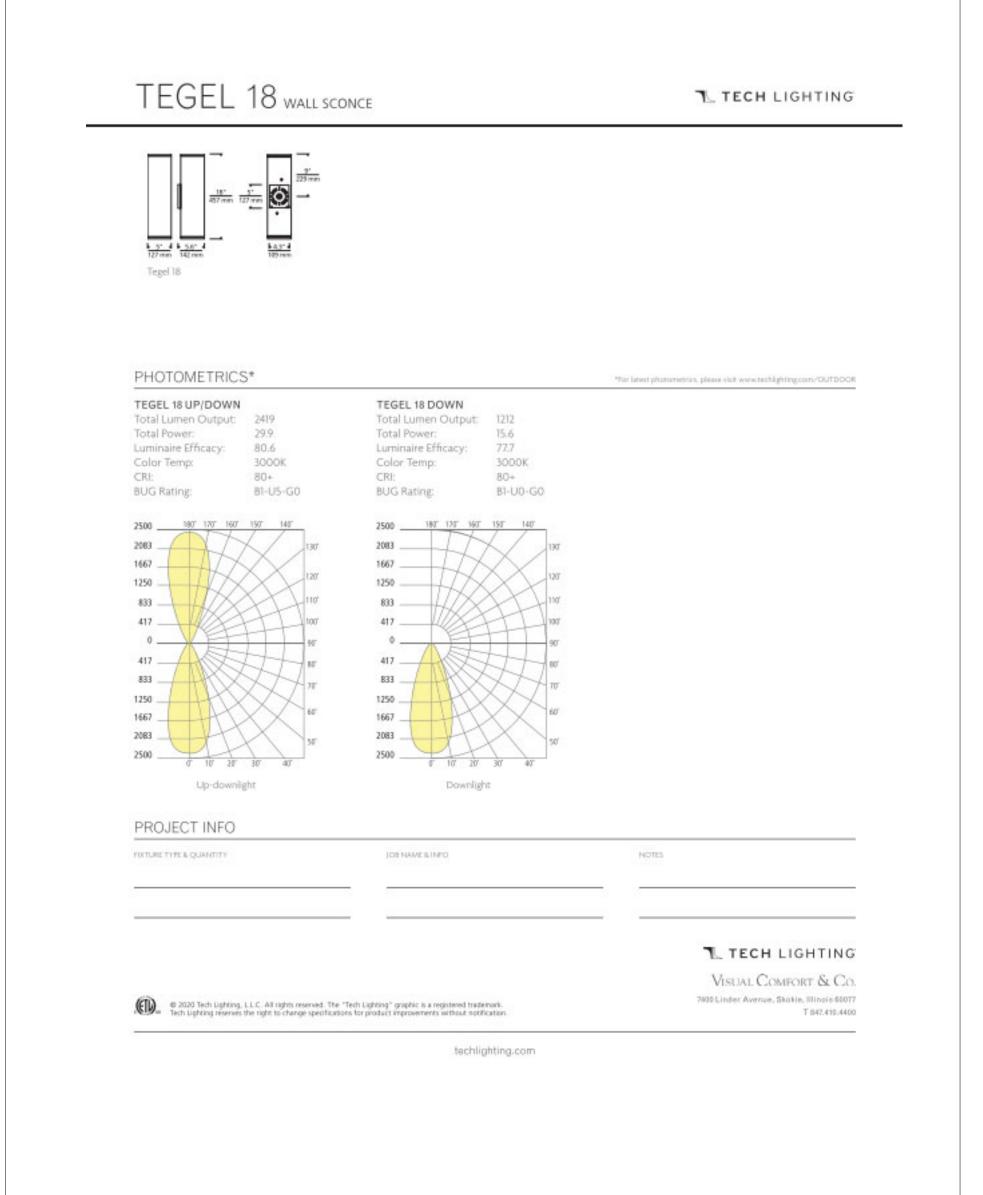
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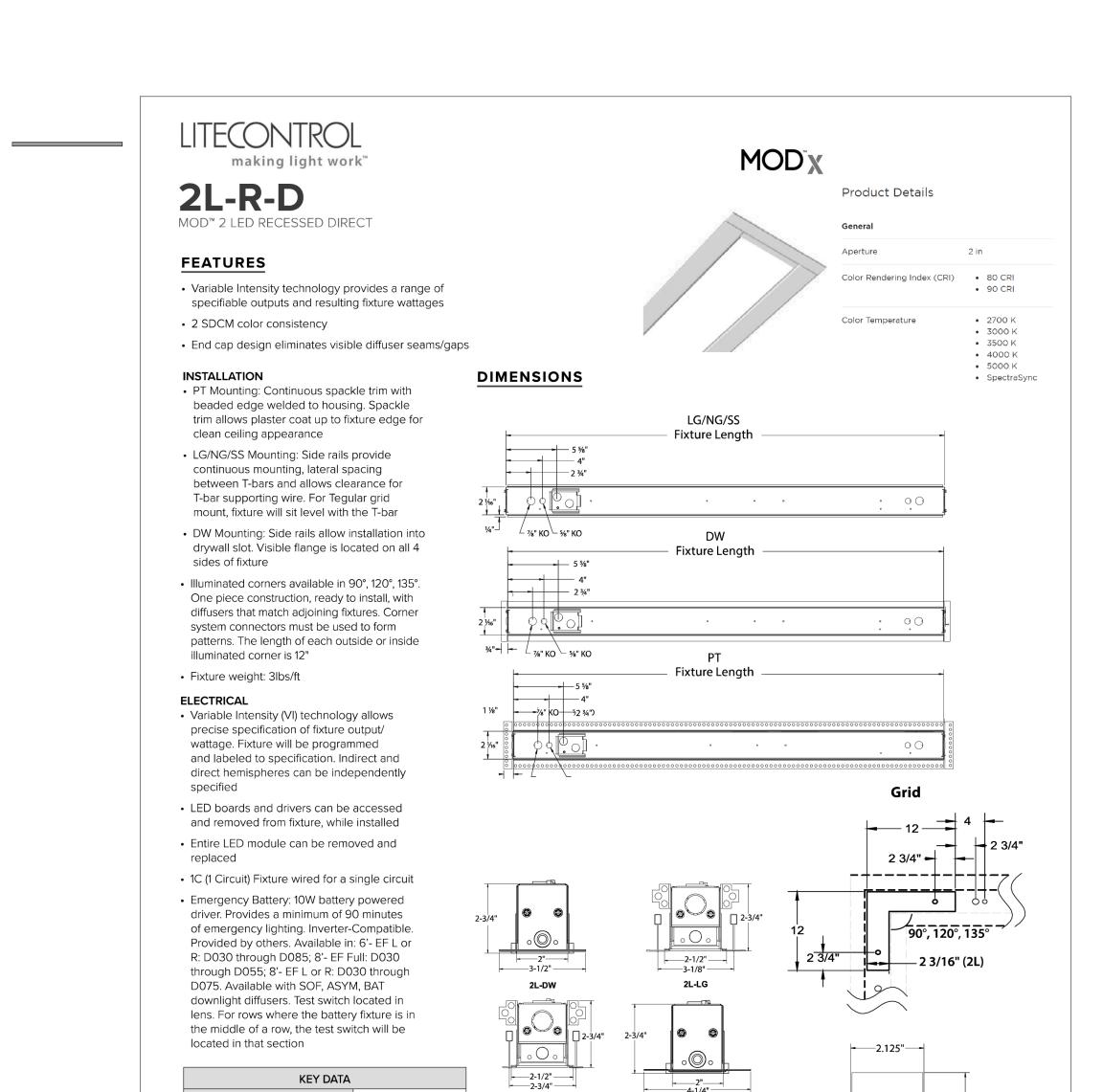
APPROVED FOR CONSTRUCTION:

PROJECT No.: A21-198

DATE: 12/9/2022 12:13:52 PM







1" MAX \

2L-SS

ROUND POLE-MOUNTED OCCUPANCY

• Sensor up to 30'. Select voltage and finish

Round Pole-Mounted Occupancy Sensor: up to

30' - an outdoor occupancy sensor with 0-10V

interface dimming control that mounts directly

to the pole. Wide 360° pattern. Module colors

is cut for round pole mounting. Pole diameter

is needed upon order. Poles to be drilled

in the field will be provided with installation

Ordering Example: SCH-R4<sup>4</sup>/277<sup>2</sup>/BL<sup>3</sup>

SQUARE POLE-MOUNTED OCCUPANCY

Sensor up to 30'. Select voltage and finish color.

Square Pole-Mounted Occupancy Sensor: up to

30' - an outdoor occupancy sensor with 0-10V

interface dimming control that mounts directly

to the pole. Wide 360° pattern. Module colors

is cut for round pole mounting. Pole diameter

is needed upon order. Poles to be drilled in the field will be provided with installation

AstroDIM provides multi-stage night-time

power reduction based on an internal timer

referenced to the power on/off time. There is

no need for an external control infrastructure.

reference to the midpoint, which is calculated

The unit automatically performs a dimming

profile based on the predefined scheduled

based on the power on/off times.

Ordering Example: SCH-S/277<sup>2</sup>/BL<sup>3</sup>

are available in Black, Gray, and White. Module

instructions.

SCH-S

**ASTRODIM** 

are available in Black, Gray, and White. Module

**END CAP VIEW** 

Post Top

PTSA23/24/34

Flush Mount

FMSA33/34

ISOFOOT CANDLE PLOT

1

4 3 2 1 0 1 2 3 4

FMSA33/PTSA23

FMSA34, PTSA24, PTSA34

0

Ouro

Lumen Range Per Foot

Efficacy Range (LPW)

Rated Life (Hours)

**KIM**LIGHTING®

ARCHITECTURAL AREA/SITE

SiteSync™ wireless control options

Fixtures must be grounded in accordance

Failure to do so may result in serious

• Universal voltage, 120 through 277V with

a ±10% tolerance. Driver is Underwriters

High voltage configurations, 347/480. Driver

illumination options. Driver is Underwriters

• "Thermal Shield", secondary side, thermistor

LED module and electronic components

• Drivers shall have greater than a 0.9 power

factor, less than 20% harmonic distortion,

and be suitable for operation in -40°C to

• Luminaire shall be capable of operating at

100% brightness in a 40°C environment. Both

driver and optical array have integral thermal

detection of temperatures in excess of 85°C.

protection that will dim the luminaire upon

• Wiring: No. 18AWM rated 105°C, wet rating.

KEY DATA

2694 - 16874

25 – 150

95 – 133

L70/>60,000

35 lbs – 15.8 Kg

0.608

• Surge protection: 10,000k in parallel,

Lumen Range

Wattage Range

Efficacy Range (LPW)

Reported Life (Hours)

Weight

**DIMENSIONS** 

40°C ambient environments.

provides protection for the sustainable life of

has a 0-10V dimming interface for multi-level

with national, state and/or local electrical codes.

• 20" size in single/dual arm post top, pole and wall mount • High performance optics up to 16,874 delivered lumens

• UL/cUL listed for wet locations, IP66 and 4G/1.5G vibration rated

**FEATURES** 

Elegant form factor

INSTALLATION

personal injury.

Laboratories listed.

Laboratories listed.

20,000k in series

**ELECTRICAL** 

Diffusion lens option

Wattage Range Per Foot

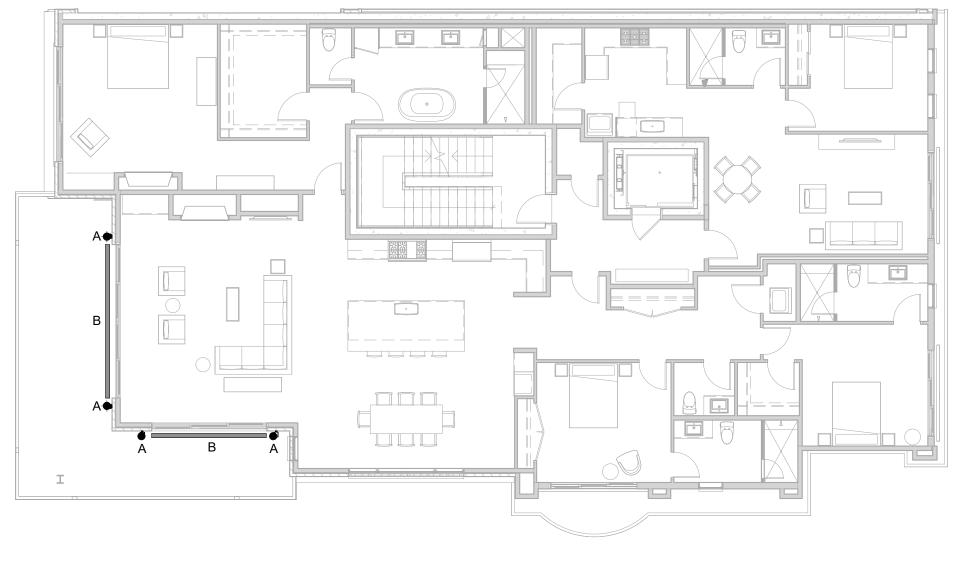
D: 300-850

2.9-8.6

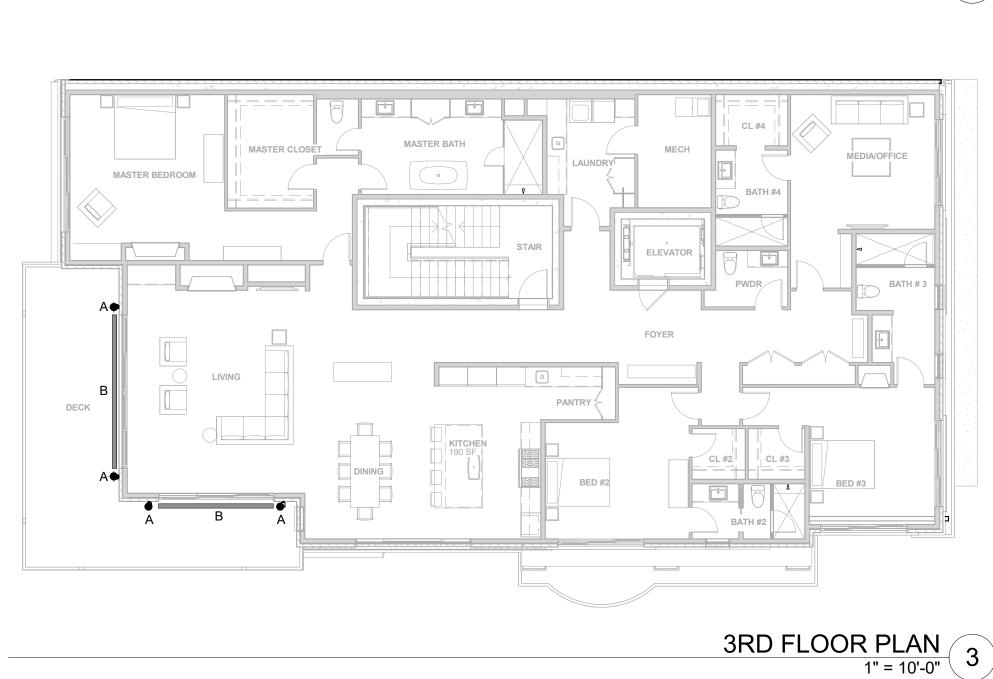
99–102

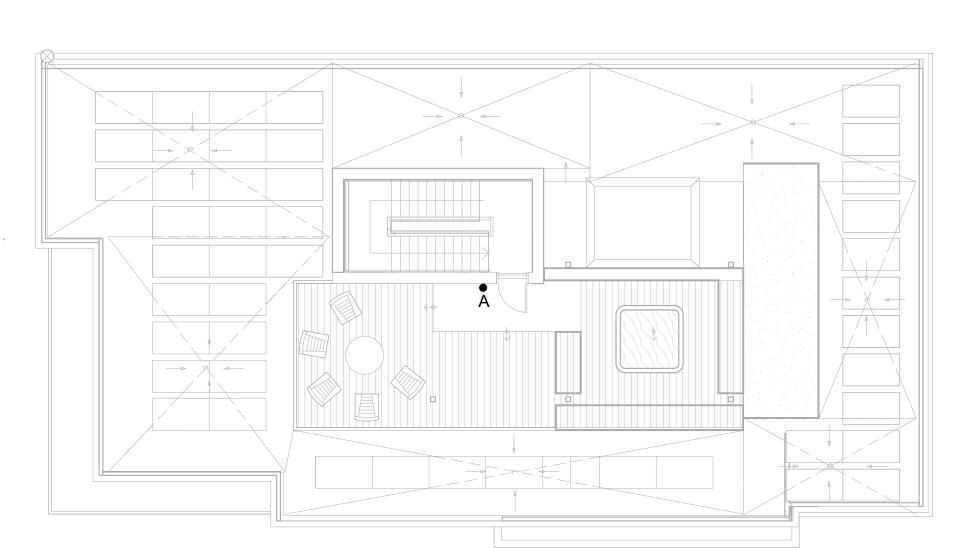
L70: >61,000 L90: >61,000



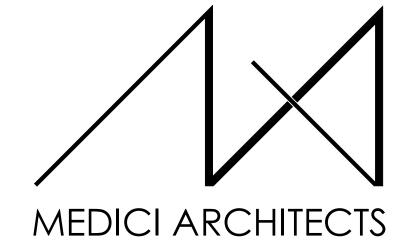


2ND FLOOR PLAN 1" = 10'-0" 2 MASTER CLO MASTER BEDROOM









11711 SE 8TH STREET 200 W. RIVER ST. SUITE 301 SUITE 100 BELLEVUE, WA 98005 KETCHUM, ID 83340 TEL: (425) 453-9298 TEL: (208) 726-0194

REGISTRATION:



10/12/22 INTAKE DATE: **REVISIONS:** DATE: PROJECT / CLIENT:

THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010

DRAWING NAME: EXTERIOR LIGHTING PLANS AND FIXTURES Drawn By: NR/AR

PHASE:

Checked By: EB

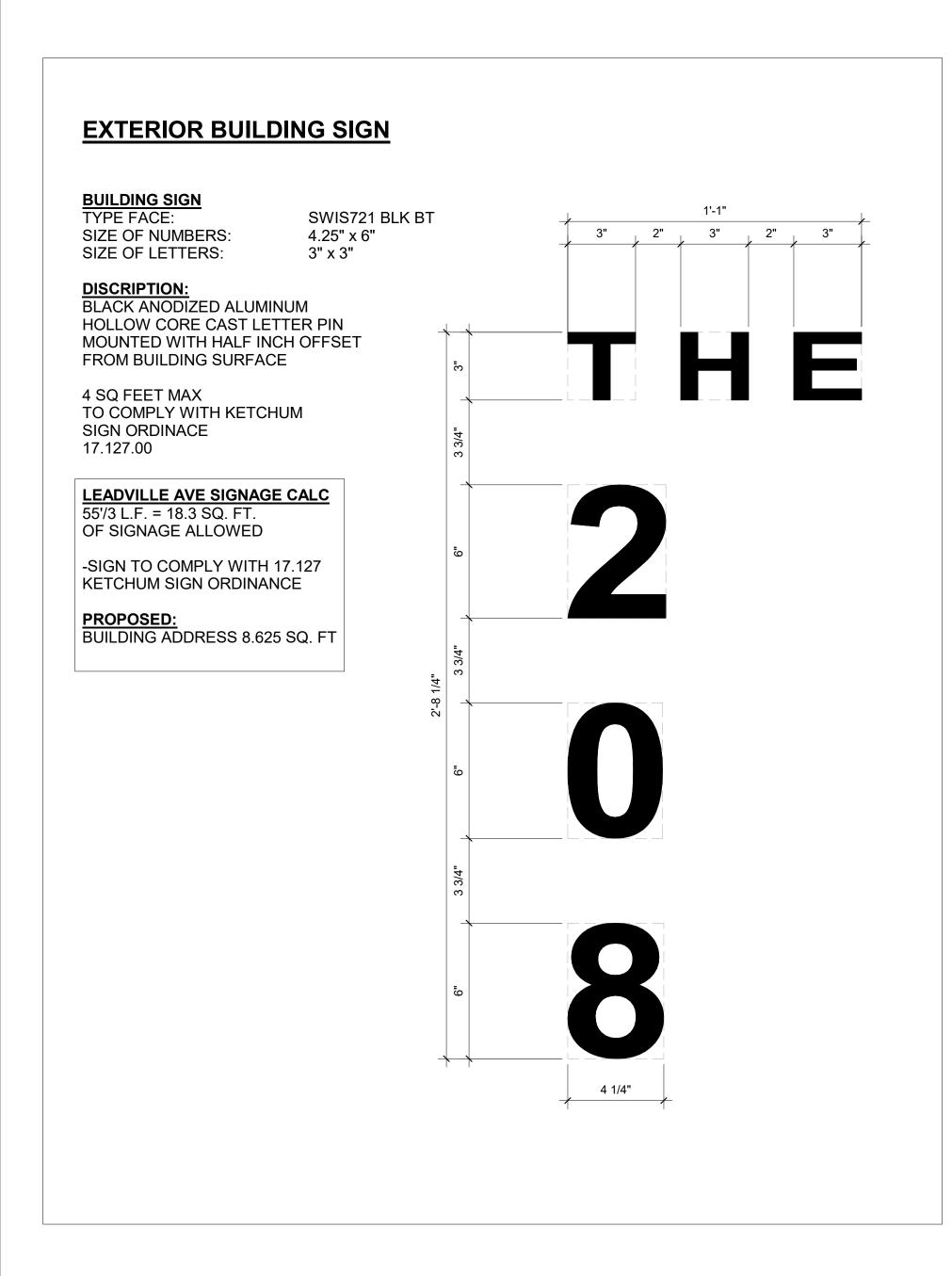
Owner Approval:

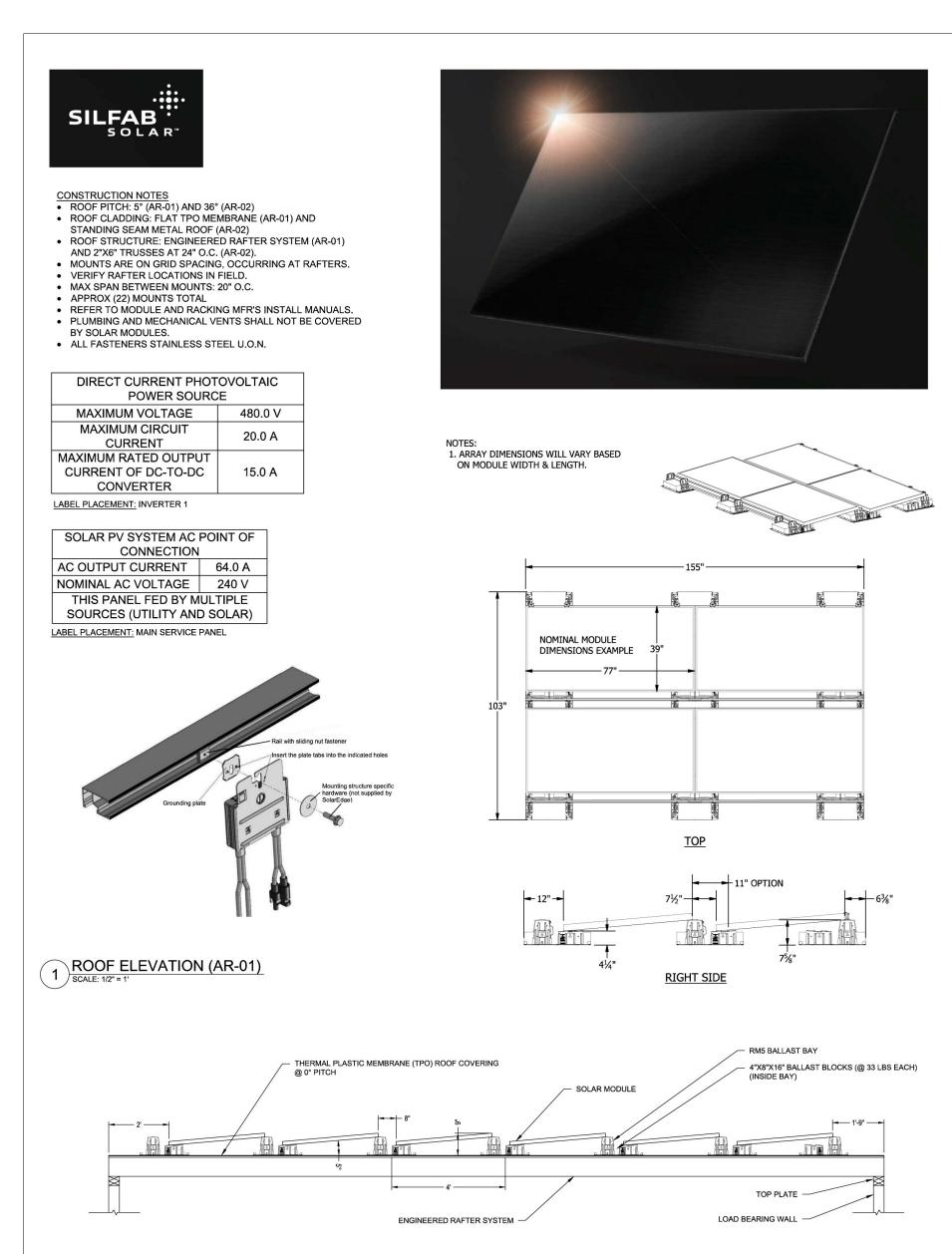
CONSTRUCTION DRAWINGS

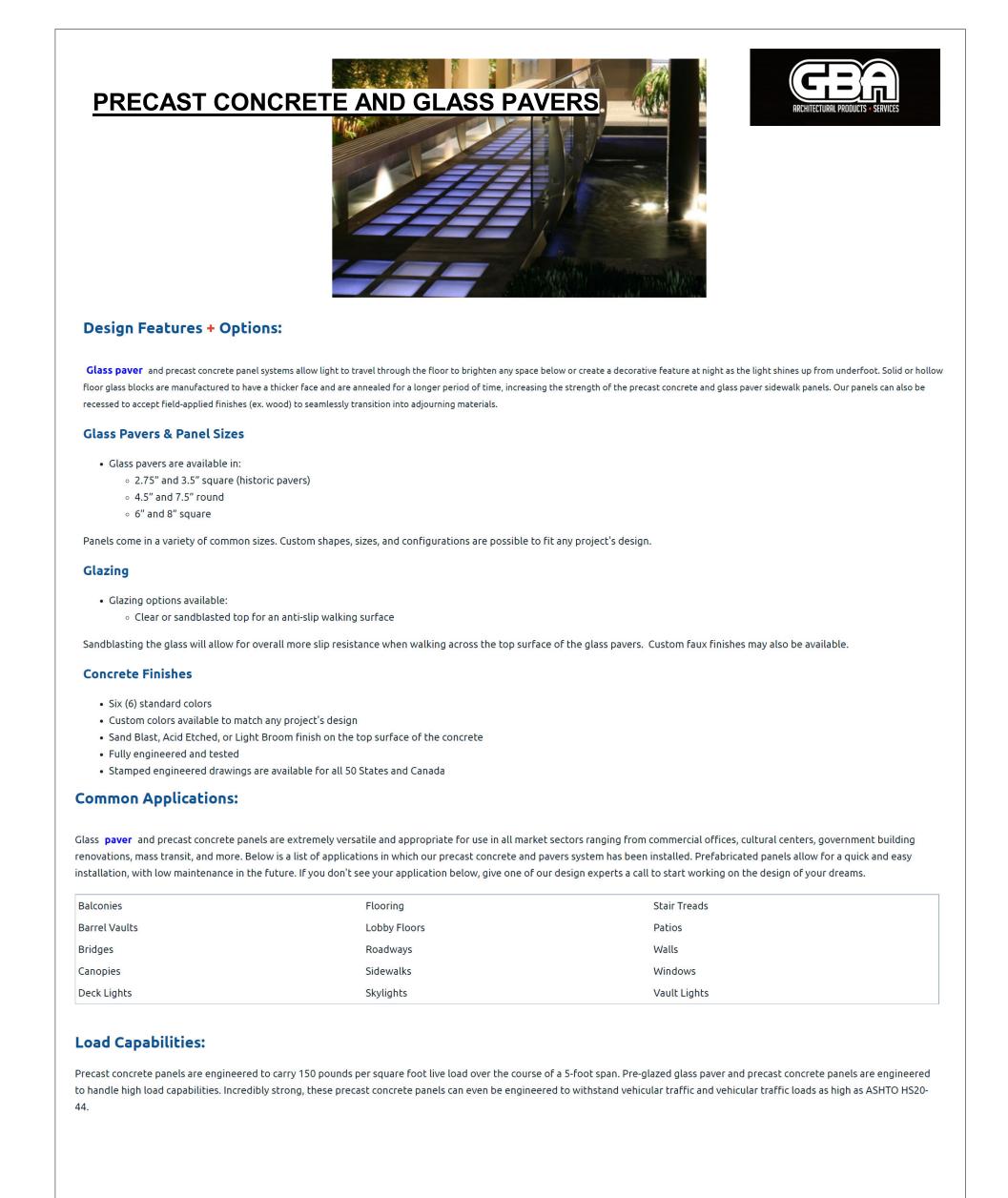
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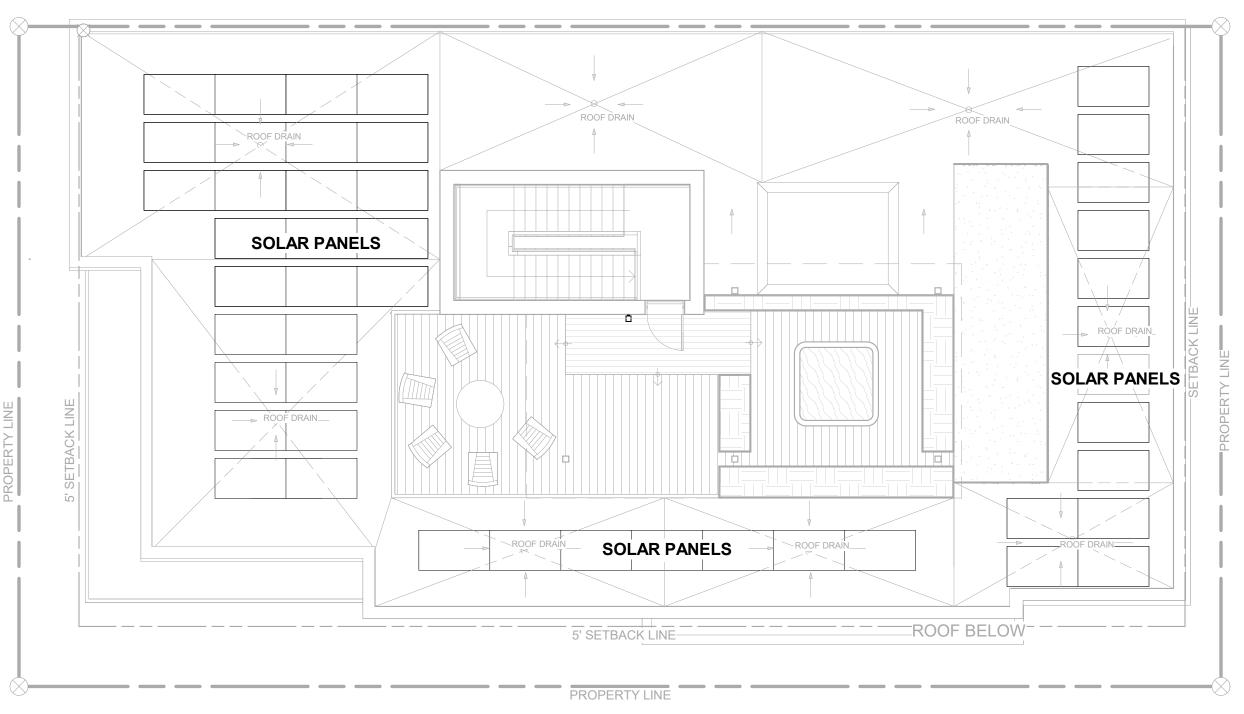
APPROVED FOR CONSTRUCTION:

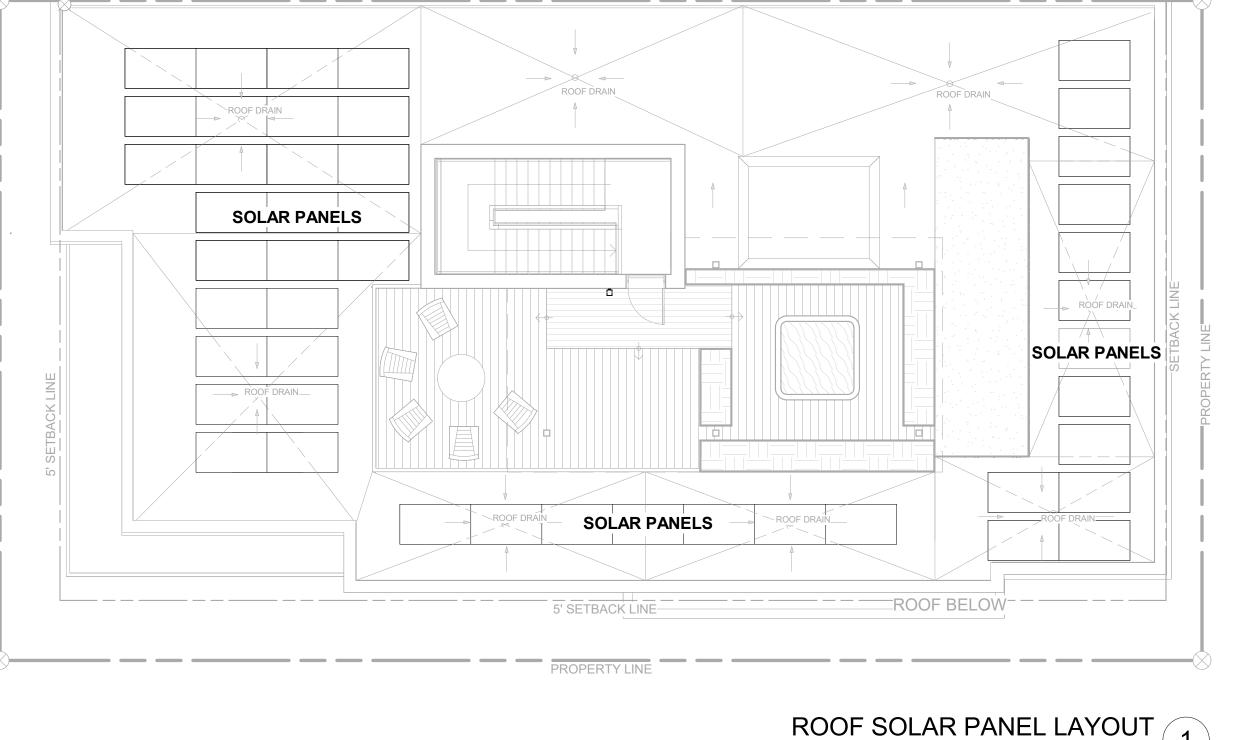
PROJECT No.: A21-198 DATE: 12/9/2022 12:14:18 PM

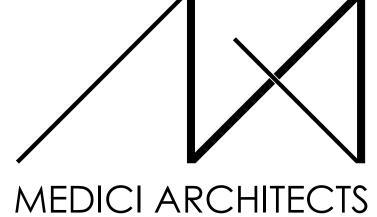












SUITE 100 BELLEVUE, WA 98005 TEL: (425) 453-9298

11711 SE 8TH STREET

REGISTRATION:

ARCHITECT

STÁTE OF IDAHO

200 W. RIVER ST.

KETCHUM, ID 83340

TEL: (208) 726-0194

SUITE 301

10/12/22 INTAKE DATE:

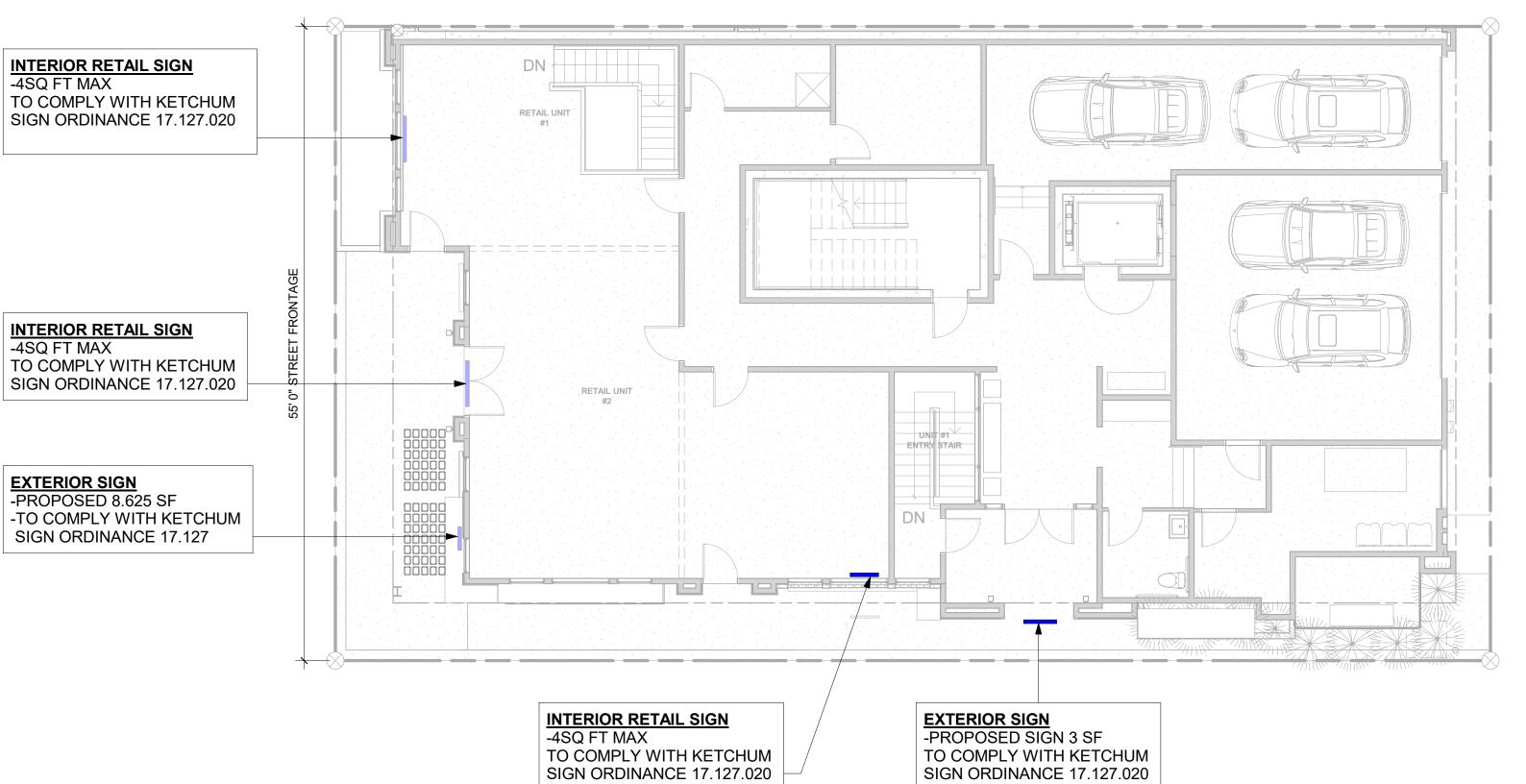
**REVISIONS:** DATE:

PROJECT / CLIENT:

THE 208 BUILDING

CARR, MICHAEL

JOB ADDRESS: 200 N LEADVILLE KETCHUM IDAHO, 83340 PARCEL #RPK00000230010



DRAWING NAME:

SIGNAGE PLAN
1/8" = 1'-0"
3

# SPEC SHEET

Drawn By: NR/AR Checked By: EB Owner Approval:

PHASE:

CONSTRUCTION DRAWINGS

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APPROVED FOR CONSTRUCTION:

PROJECT No.: A21-198 DATE: 12/9/2022 12:14:43 PM



# ATTACHMENT C: Public Comment

#### Dear P&Z Commissioners,

I was recently made aware of the project application at 200 N. Leadville Avenue in Ketchum. I did some investigation after seeing the incredibly tall story poles on the lot and, as a developer, it did not take too much imagination to project that height to the four building corners and the zero set back proposed on the north property line. I was very surprised at the size but learned that the height and bulk of the building was based on a bonus related to a potential in-lieu housing payment. Although I certainly support the city's different housing initiatives, it should not be at the expense of community character and scale and by ignoring the Design Review Ordinance we all rely upon. This is just the wrong location for a height and size bonus.

When I first began to re-plan Warm Springs Ranch, I soon realized that the scale of prior approvals would have been a blight on the overall community. My final decision included dramatically reduced density (only 35 single family homes), CC&Rs that significantly reduced potential home sizes, added setbacks beyond city requirements etc. and finally, a sizable preserve that will exist in perpetuity. This plan was not put in place to maximize sales volume, it was based on having lived here for 40 years and my care for the community into the future.

I believe my actions prove that I certainly believe in proper scale throughout the city limits and this project is simply too big for the smaller scale neighborhood and its prominent location in the core. The bonus is not a right of the developer and must be first be evaluated for proper design. It's apparent that by pushing the size limits to the max. there is a greater profit for the developer but that should be of no concern to you as commissioners.

Some of the actual architectural elements have some appeal and the overall design would not be as objectionable without the bonus height and FAR. I would also expect the Second Street frontage to actually have retail as required. I would also recommend a setback(s) from the north property line to create some relief and an acceptable façade, as it is highly visible along Leadville and even from Sun Valley Road. I would also think that this is actually better for the value of any above ground residential units in the building, by bringing in natural light and views.

Making everyone look at a 42-foot-tall generally blank wall for what could be decades seems like an obviously wrong decision. The mural idea is an obvious band aid on a much bigger issue and should not even be considered.

Please deny this application and/or send it back to be designed more in keeping with the existing neighborhood and without the inappropriate bonus. It could be there for a hundred years. Let's get it right before it gets built and we are stuck with it.

Sincerely, BIS Brenuan

**Bob Brennan** 

## DAVID C. HUTCHINSON

November 29, 2022

6 1 °

Dear Commissioners,

My Name is David Hutchinson and I represent the owner of the property at 240 North Leadville Avenue in Ketchum, 240 North Leadville, LLC. My company has also been the tenant in the building at the same address for about 30 years. I provide this letter and make these comments as a neighbor, but want you to know that I look at this application as a problem for the entire community, as a whole.

My first comment, prior to getting into some detail, is that the building, as currently designed, has too much mass, bulk, very little architectural relief, and, if granted the bonuses (which are discretionary), it's way too tall and simply does not fit into the city at large and definitely not within the city block where it is proposed. The purpose as outlined in the Ordinance "is to maintain and enhance the appearance, character, beauty and function of the city, to ensure that new development is complimentary to design of existing City neighborhoods and to protect the economic base of the City of Ketchum." This proposal blatantly contradicts the purpose on a number of levels. It is certainly not complimentary to the design of the existing neighborhood and has no intent to enhance the economic base commercially, in this highly viable retail location, one block east of Main Street. The building is proposing a mere 1306 sq. ft. of retail in an oversized building that is 11,663 sq. ft. or only 11% of the total. This is a residential development disguised as mixed use.

The Ordinance actually provides the Commission the discretion to require more restrictive standards than are generally found in the Code. The applicant is requesting bonuses on a site that is actually a candidate for more restrictive standards. In 17.96.060 Improvements and Standards under F- 1, "Building(s) shall provide unobstructed access to the nearest sidewalk and entryway shall be clearly defined." The opposite is true on Second Street and that is pointed out in the staff report. Most of the Second Street window front exposes stairs for residential units. Again, that is because this is clearly a residential development that does not conform with the intent or standards. In F-2, the building character is not clearly defined by architectural features, it has minimal relief and is really designed to provide maximum interior square footage. F-5 requires undulation and relief to deal with bulk and flatness and that does not occur to the necessary extent, especially on a building of this size.

From a functional perspective, garage parking off the alley (including a 2-car tandem) is extremely problematic in a busy commercial alley. Deliveries and refuse pick up associated with The Kneadery, Wiseguys and the Cellar are regular daily occurrences. The power lines and poles in the alley further complicate the situation. Two of the units have no parking at all and all the surrounding long-term public parking is occupied daily, so not sure where those owners/tenants will put their cars ever, not to mention on a snowy night. Speaking of precipitation, the building design does not take into account most of the exposed sidewalks as it relates to snow and rain protection. Finally, the transformer is clearly in the wrong place and needs to be moved. If an acceptable building can be approved, I would also encourage the city to require that the under-

grounding of all the power lines in the alley be done by this developer with a reimbursement provision on future development and/or a contribution from the undergrounding fund that is from the Idaho Power franchise agreement.

Although this application, on its face, does not meet the standards under this now old ordinance, I reserve the right to argue the fact that this project should be reviewed under the current emergency ordinance. By definition, if it's an emergency, the city, under existing Standard 17.96.050 A. Criteria, can also require that the project conform to "any other standards as adopted or amended by the city of Ketchum from time to time." I also believe it could be successfully argued legally that an application, although deemed "complete," is not actually final until the notice provision is met. Notice was provided on November 23, 2022, which was well after the formal adoption of the emergency Interim Ordinance.

Design review is not a mechanical decision. The lines people in tennis and now baseball umpires are being replaced by machines because machines can more accurately determine simple facts like in or out, in situations where there is no gray area. The Design Review process intentionally includes subjectivity and requires that decisions be made by people, those appointed as the protectors of the public and the voice of the community. You are those people.

The Design Review ordinance has the strength to prohibit buildings like this from cropping up in town. The ordinance provides the discretion, but you, the commissioners, must have the courage to do what is right. The developer is required to meet the standards and only you determine if they are met. This building simply does not meet a lot of them. Per the ordinance, If any one of the standards is not met, the decision must be denial or, at minimum, a request for a significant redesign. You have the strong support of the public to deny what is inappropriate. You have been appointed to represent the past, the present and the future of Ketchum, and are the City's last line of defense. This building will stand for one hundred years or more. It's not built yet and it can be redesigned properly. If you look the other way, it will be a "sore thumb" that everyone talks about for decades.

It is apparent that this project does not want to provide something of value to the community and add to a vibrant commercial core; it just wants to make sure it makes as much economic sense as possible. The design is obviously driven by residential values and building size, not by acceptable architecture. The developer wants to sneak this building by, use the bonuses to add mass (and sales revenue) and to disregard the City's efforts at responsible development. It's all about pushing the limits. This is the opposite of sensitive and appropriate development in the core, and the applicant needs to hear that from all of you. The community is counting on you to have their back.

Sincerely,

4 \* \*

David C. Hutchinson

From: Participate

To: <u>Morgan Landers; Heather Nicolai</u>
Subject: FW: Additional Comments

Date: Wednesday, December 14, 2022 11:51:34 AM

Public comment.

#### LISA ENOURATO | CITY OF KETCHUM

**Public Affairs & Administrative Services Manager** 

P.O. Box 2315 | 191 Fifth St. W. | Ketchum, ID 83340

o: 208.726.7803 | f: 208.726.7812

lenourato@ketchumidaho.org | www.ketchumidaho.org

From: David Hutchinson <david@vpcompanies.com>

**Sent:** Tuesday, December 13, 2022 4:56 PM **To:** Participate participate@ketchumidaho.org>

**Subject:** Additional Comments

To: Ketchum Planning and Zoning Commissioners

Please include this email in the staff report for the hearing on The 208 Condominiums on December 20,2022.

The following comments are based upon additional information and from attending the first hearing,

I learned at the hearing for the first time that the City Council had approved an "FAR Exceedance Agreement " prior to the P&Z hearing for design review. I believe the staff said this was not how it was typically done in the past. I would suggest that the initial portion of the hearing was quite confusing based on this procedure deviation. The staff attempted to let the commission know that the "exceedance agreement" approval was subject to modification based on the P&Z design review findings. I would, therefore, like to emphasize that point and ask that the commission disregard what was really a premature approval. Also, as an adjacent property owner, I do not believe I was noticed of the council meeting where the exceedance was discussed and "approved".

From my observation at the hearing (and the video tape will bear that out) this council "approval" wrongly influenced the process and created an expectation of a P&Z design review approval by the applicant for a building that is clearly out of scale for the property and the location. The applicant actually put forth the amount of time and money spent based on the council approval as a reason to approve the design review. The potential for a much bigger and taller building was in exchange for an in-lieu housing contribution.

I am all for the formula that creates housing money but not when it is at the expense of the scale and character of the community. It is only appropriate where the actual project, the location and the neighborhood support a larger scale. The potential locations for this type of height and bulk would typically be more than two blocks from the intersection of Main and Sun Valley Road ( as the scale

has been mostly determined and is lower ) and/or where there is topography that mitigates appearance of height and bulk ( west side of Main Street ), where the building fronts a 90 'wide street ( very important as it mitigates a narrow corridor) and where the neighborhood already has a collection of larger buildings, therefore adding some complimentary design to the existing neighborhood.

This site meets none of those reasonable criteria and is therefore in conflict with the entire purpose of the Design Review Ordinance. It's a block from both Main Street and Sun Valley Road, The neighborhood buildings are low in scale and not far from historic preservation buildings, it's a 55 ft wide single lot with narrow roads on both sides of the corner, it proposes a basically blank 42' tall north wall that is over 6000 sq. ft. and very visible from many locations and a Second Street frontage with no retail that contradicts that specific design review criteria. Based on those facts, the city's meaningful intent of providing for community housing creates a situation where the intended contribution to a solution becomes its own bigger problem. Any in-lieu payment in exchange for a building that will be detrimental to the community character for up to 100 years or more, is simply not worth the trade. The City needs to save the in-lieu formula and the FAR Exceedance Agreement for appropriate projects in a locations that work. There are plenty of those locations in town, but this is obviously not one.

Sincerely, Dave



#### **David Hutchinson**

(208) 726-1875 (208) 720-0789 (cell) www.vpcompanies.com

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THE KNEADERY P.O. Box 3043 KETCHUM, ID 83340 (208) 726-9462

December 14, 2022

#### Dear Commissioners:

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I am the owner of the Kneadery, which is located at 260 N. Leadville Avenue. The Kneadery is located on the same street as the proposed three-story mixed-use building at 200 N. Leadville Avenue just 55 feet to the North. Although the proposed building is labeled "mixed-use," upon review of the proposed design, it appears that it is predominately a residential building with only a small portion (approximately 11%) dedicated to retail. Certainly, such residential development is not appropriate in the commercial core, and having zero retail on the Second Street frontage makes no sense.

As currently proposed, the building is only a block from Main Street and Sun Valley Road and the existing buildings in the neighborhood are low in scale (including the Kneadery). Furthermore, although 200 Leadville Avenue is only 55 feet wide with narrow roads on both sides of the corners, the proposed building contemplates a blank north wall that is more than 6000 square feet and very visible from public spaces, including the Kneadery's front patio, which is used for outdoor dining. Obviously, it would be less than desirable to have my customers staring at such an eyesore that will block the sun and views while they are trying to enjoy their dining experience at my restaurant.

Not only will the proposed building have a negative aesthetic effect on my business, but it will also interrupt my business's operations as well as the neighboring business' operations. Specifically, I am referring to the fact that the alley behind my property is used daily for deliveries and garbage services for the neighboring businesses. Unobstructed and continued use of this alley is imperative to allow each of these businesses to efficiently operate. However, as proposed, the garage parking off the alley as well as the 2-car tandem parking will interfere with this use and visa versa.

Additionally, as I am sure you are aware, parking in this area is already strained. Despite this problem, the project does not contemplate any relief. Instead, it proposes a mere four parking spaces with no parking for two of the units which will undoubtedly cause further strain on the publicly available parking situation, especially during the winter season when overnight parking is prohibited to allow for snow plowing. This is especially troubling to me as I anticipate that the owners of the residential units will use the nearest parking, which is located on Leadville Avenue even though those parking spaces are intended for customers at my business as well as the neighboring businesses. If parking is not readily available for customers, it is likely that they will take their business elsewhere which will have a negative impact on the existing

businesses. We cannot lose sight of the fact that this area is commercial core. Hence, the well-being of the existing businesses must be the City's priority.

Despite this, I have been informed that the City may accept an in-lieu payment in exchange for allowing a huge building that will negatively impact the neighborhood and community. Certainly, the City should not resort to prioritizing a small payment to the in-lieu fund over preserving the character of this community. The City's design standards were adopted to preserve, not undercut, the character of the community and it is imperative that you uphold them by not approving this project. Per my conversations with neighboring business owners and members of the community, the consensus is that while the proposed building may be appropriate in an alternative location, it should not be allowed at 200 N. Leadville Avenue as it will not contribute complementary design to the neighborhood. To the contrary, it attempts to sneak in an oversized, primarily residential development in an existing commercial part of town.

For these reasons, I strongly urge you to deny this application.

Dillon Witmer

PS. Please read my letter into the record at the December 20, 2022 hearing.

101 E. Bullion St., Unit 2H Hailey, ID 83333 208.788.6688 alturaslawgroup.com



Samuel L. Linnet | sam@alturaslawgroup.com

December 16, 2022

City of Ketchum
Planning and Building Department
Morgan Landers, Director
mlanders@Ketchumidaho.org

# RE: Demand to halt design review for the 208 Condos project and terminate FAR Exceedance Agreement 22811

Dear Planning & Building Director Morgan Landers:

I represent 240 North Leadville, LLC, which owns property adjacent to the 208 Condos project. This a demand letter to cease consideration of the design review application for the 208 Condos project. Upon review of the City Council's November 21, 2022 meeting, the Council's consideration and approval of FAR Exceedance Agreement 22811 violated Ketchum City Code ("KMC") and Idaho's Local Land Use and Planning Act ("LLUPA" or "Idaho Code 67-6501 et seq.") because the Council made quasi-judicial determinations reserved for the the Planning and Zoning Commission and failed to notice and conduct a public hearing concerning the same.

By allowing the Council to consider and approve a Far Exceedance Agreement prior to the Planning and Zoning considering design review standards, and doing so outside of a public hearing, the City has jeopardized the lawfully required process for considering 208 Condos design review application. As you are no doubt aware, the remedy to this situation is to void Far Exceedance Agreement 22811, and re-notice and re-hear the 208 Condos design review application in front of the Planning and Zoning Commission. Accordingly, on behalf of my client, I respectfully demand that the currently scheduled consideration of the 208 Condos application be pulled from the upcoming December 20, 2022 Planning and Zoning Commission meeting.

The primary rules and laws applicable to this matter are Idaho's LLUPA and KMC, Title 17. Under LLUPA, city councils may either retain their planning and zoning authority or delegate it to a commission. Idaho Code § 67-6504. Ketchum elected to establish a planning and zoning commission pursuant to Idaho Code § 67-6504, and the only planning and zoning power retained by the Council is the authority to adopt ordinances, to finally approve land subdivisions, and to act in an appellate capacity for appeals from the Planning and Zoning Commission. See

KMC § 4.12.020; Idaho Code § 67-6504; Brower v. Bingham Cty. Comm'rs (In re The Application for Zone Change), 140 Idaho 512, 514, 96 P.3d 613, 615 (2004). Importantly, LLUPA requires governing boards to adopt hearing procedures that "provide an opportunity for all affected persons to present and rebut evidence." Idaho Code § 67-6534.

Under Ketchum City Code, the Planning and Zoning Commission is required to conduct design review for mixed use buildings and projects in all zoning districts. KMC §§ 17.96.010 and 030.b. Specifically, KMC § 17.96.050.A states that the Commission, not the City Council, shall determine whether an application for design review conforms to all standards under Title 17. KMC § 17.124.040 is a development standard that applies to all projects in CC zoning districts, which constrains projects to a maximum floor area ratio (FAR), unless some community housing benefit is provided. Subsection B.2 of this code states that an increased FAR may be permitted by the Planning and Zoning Commission subject to design review, which necessarily requires that an applicant must go through design review to receive a FAR Exceedance Agreement. Lastly, KMC § 17.144.020 establishes the Council as an appellate body for decisions made by the Planning and Zoning Commission.

Only the Planning and Zoning Commission can approve a FAR Exceedance Agreement after, or concurrently with, design review because the Council dedicated its planning and zoning powers to the P&Z Commission. The Idaho code sections and KMC sections cited above lay out clear, legally defensible procedures for projects subject to design review. The Planning and Zoning Commission is vested with the sole authority to evaluate whether an application for design review meets the standards under KMC Title 17. Once the Planning and Zoning Commission has made its quasi-judicial determinations about whether an application meets all standards, then that decision can be appealed. The maximum floor area ratio standard is a standard of evaluation that the Planning and Zoning Commission, not City Council, must consider during design review.

Here, the City Council's consideration and determination that the 208 Condos project met the FAR standard and the amount of a community housing in-lieu fee was improper because that determination is reserved for the Planning and Zoning Commission. FAR Exceedance Agreement 22811 contains a recital of the FAR standard under KMC § 17.121.040 and an analysis of the standard as it relates to the 208 Condos design review application. While the City may intend for the Planning and Zoning Commission to have "final" say over this matter, the City Council's determination that the FAR standard was met and that a sum certain for the in-lieu fee is appropriate prejudices the Planning and Zoning Commission's ability to impartially and independently consider all design review standards, especially when such determination is reduced to an enforceable contract. Furthermore, since the City Council sits in an appellate capacity, it has biased itself against any appeals that may concern the project or the FAR agreement. Lastly, and potentially most significant, the public and impacted neighbors were not given

notice or an opportunity to be heard when the Council considered whether to approve FAR Exceedance Agreement 22811.

As stated above, the corrective action requested by my client is for the 208 Condo design review application to be considered in its entirety by the Planning and Zoning Commission and without any undue influence from the City Council. This requires FAR Exceedance Agreement 22811 to be terminated and the 208 Condos design review public hearing to be postponed. Eventually, the Planning and Zoning Commission may elect to enter into or advise the City Council to enter into a similar agreement, but it must do so without the undue influence of knowing that the City Council has already reviewed and approved the FAR standard for this project. The imminence of the upcoming Planning and Zoning hearing to consider the 208 Condos design review application requires your response as soon as possible, but no later than Monday, December 19, 2022 at 5:00 PM.

My client supports and understands the need for the community housing in-lieu fee, but both the public and City need to ensure that it is extracting those fees with a legal and defensible process that will not jeopardize the utility of the funds received or divert attention and resources from community housing and towards appeals and litigation.

ALTURAS LAW GROUP, PLLC

Samuel L. Linnet

Attorney for 240 Leadville, LLC

Cc:

Mayor Neil Bradshaw

City Attorney Matt Johnson

City Council President Michael David

Councilor Amanda Breen Councilor Jim Slanetz

Councilor Courtney Hamilton

From: <u>Participate</u>

To: Morgan Landers; Heather Nicolai

Subject: FW: P & Z Meeting on December 20

Date: Monday, December 19, 2022 12:59:26 PM

Public comment.

#### LISA ENOURATO | CITY OF KETCHUM

**Public Affairs & Administrative Services Manager** 

P.O. Box 2315 | 191 Fifth St. W. | Ketchum, ID 83340

o: 208.726.7803 | f: 208.726.7812

lenourato@ketchumidaho.org | www.ketchumidaho.org

From: John Melin <johntmelin@gmail.com>
Sent: Monday, December 19, 2022 11:43 AM
To: David Hutchinson <david@vpcompanies.com>
Cc: Participate <participate@ketchumidaho.org>
Subject: Re: P & Z Meeting on December 20

No doubt he got to Neil with an offer of in lieu fees.

Please let me know if the meeting is a go.

Thanks,

John

On Mon, Dec 19, 2022 at 10:18 AM David Hutchinson < david@vpcompanies.com > wrote:

John,

Thanks for this! Need to stop this stuff.

The other thing about this is the applicant is trying to "buy" these size bonuses, which makes no sense in this location.

Dave

From: John Melin < johntmelin@gmail.com>
Sent: Monday, December 19, 2022 10:11 AM

To: participate@ketchumidaho.org

Subject: P & Z Meeting on December 20

P & Z Commissioners City of Ketchum

Dear Commissioners,

I whole heartedly support Dave Hutchinson in his opposition to the proposed building at the corner of Leadville Ave and Second Street. While I have limited knowledge of the specifics of the project, I am aware of the impact that these large buildings can have on the downtown parking and the downtown image.

As the owner of the Elephant's Perch and Ketchum Kitchens, I fought against the poorly conceived Blue Bird project which is dramatically under-parked and over-sized. Parking is the life blood of retail and, in Ketchum, as you all know, the Town Square area is significantly under parked during our peak tourist seasons of December and Summer. This is important because local retailers need to generate significant sales during these three months to survive for the full year.

Further, these lot-line to lot-line, very tall buildings will destroy the small town feeling of Ketchum that is so essential to attracting tourists. A 40' concrete block firewall on a small lot can ruin the character of any street.

The proposed building is a great example of the type of development that P&Z should be driving out of the CC zone.

- A large, square building that runs lot-line to lot-line, with a 40' fire wall abutting an adjacent property owner is unsightly and unfairly damages numerous nearby buildings.
- Fourth Street off Sun Valley Road is one of the charm streets in Ketchum. The idea that it gets developed with oversized buildings is repugnant. Whatever is allowed on this lot will set a precedent for the lot across the street.
- The lot is too small to have adequate parking, which will lead to more street parking during peak season. The area around the Kneadery already has a parking issue during peak tourist season. This shortage of parking will eventually affect the parking at Elephant's Perch and other businesses on East Avenue.
- All of the recent buildings with expensive condos on the upper floors will be populated by 2<sup>nd</sup>homeowners who will not bring year-round pedestrian traffic downtown but will rather increase parking use during peak seasons.

Finally, I do not believe that I was properly noticed about this project. I have a 20-year lease on the Elephant's Perch and I did not receive any communication. The Perch building is owned by an 97 year-old out-of-town owner who is battling health issues and he did not forward any communication.

It is essential that the P & Z and the City Council take a hard line with developers to ensure that they create projects that meet the high-character standards of Ketchum.

John Melin 30 Year Resident