

**LEGISLATIVE #**

**130515A**

**ORDINANCE NO. 130515**

1  
2  
3 **An ordinance of the City of Gainesville, Florida, amending the Zoning Map**  
4 **Atlas by rezoning to Planned Development District (PD) approximately 1.67**  
5 **acres of property located at 1226 NW 3<sup>rd</sup> Avenue, 303 NW 13<sup>th</sup> Street, 1249**  
6 **NW 4<sup>th</sup> Avenue and 1227 NW 4<sup>th</sup> Avenue, as more specifically described in**  
7 **this ordinance; adopting PD maps, a PD report, and development conditions;**  
8 **providing for enforcement; providing a severability clause; providing a**  
9 **repealing clause; and providing an effective date.**  
10

11 **WHEREAS**, Planned Development District (PD) zoning is a zoning category that allows  
12 for landowners or developers to submit unique proposals that are not addressed or otherwise  
13 provided for in the zoning districts and land development regulations established by the City of  
14 Gainesville Land Development Code; and

15 **WHEREAS**, on January 19, 2012, the City Commission adopted Ordinance No. 100897,  
16 which originally rezoned the property that is the subject of this ordinance to Planned  
17 Development District (PD) and included certain PD maps, a PD report and land development  
18 regulations; and

19 **WHEREAS**, Section 30-224(a) of the City of Gainesville Land Development Code  
20 provides that, with certain exceptions, an amendment to a previously approved Planned  
21 Development (PD) may only be accomplished by a rezoning ordinance accompanied by a new  
22 proposed Planned Development (PD); and

23 **WHEREAS**, by initiation of the owners of the subject property to amend the subject  
24 property’s Planned Development District (PD) zoning, notice of public meetings was given as  
25 required by law; and

1           **WHEREAS**, on October 24, 2013, a public hearing was held by the City Plan Board,  
2 which acts as the local planning agency pursuant to Section 163.3174, Florida Statutes, where it  
3 recommended approval of the petition with certain revisions; and

4           **WHEREAS**, on January 16, 2014, the City Commission held a public hearing and  
5 approved the petition with certain revisions; and

6           **WHEREAS**, following a delay initiated by the land owner/agent, the land owner/agent  
7 has requested minor revisions to this ordinance and has requested that this ordinance now  
8 proceed to the City Commission for consideration; and

9           **WHEREAS**, at least ten (10) days' notice has been given once by publication in a  
10 newspaper of general circulation notifying the public of this proposed ordinance and of public  
11 hearings in the City Hall Auditorium located on the first floor of City Hall in the City of  
12 Gainesville; and

13           **WHEREAS**, public hearings were held pursuant to the notice described above at which  
14 hearings the parties in interest and all others had an opportunity to be and were, in fact, heard;  
15 and

16           **WHEREAS**, the City Commission finds that the amendments to the Planned  
17 Development District (PD) zoning for the property described herein is consistent with the City of  
18 Gainesville Comprehensive Plan and Planned Use District (PUD) Ordinance No. 130514.

19           **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE**  
20 **CITY OF GAINESVILLE, FLORIDA:**

21           **Section 1.**     The Zoning Map Atlas of the City of Gainesville is amended by rezoning  
22 the following described property to Planned Development District (PD):

23           See legal description attached as Exhibit "A" and made a part hereof as if set forth

1 in full. The location of the property is shown on Exhibit “B” for visual reference.  
2 In the event of conflict or inconsistency, Exhibit “A” shall prevail over Exhibit  
3 “B”.  
4

5 **Section 2.** The use and development of the property described in Section 1 of this  
6 ordinance shall be consistent with the City of Gainesville Comprehensive Plan and Planned Use  
7 District (PUD) Ordinance No. 130514, and shall be regulated by the following exhibits that are  
8 attached to this ordinance and made a part hereof as if set forth in full:

- 9 1. Exhibit “C” consisting of the following Planned Development (PD) maps:
  - 10 a. PD Layout Plan map dated March 10, 2015; and
  - 11 b. Elevations
- 12 2. Exhibit “D” consisting of the PD Report titled “Gainesville Mixed Use on NW  
13 13<sup>th</sup> Street Planned Development Amendment Justification Report”.

14 In the event of conflict or inconsistency, the order of precedence shall be as follows, with  
15 number 1 taking precedence over number 2 and so on: 1) the land development regulations set  
16 forth in Section 3 of this ordinance; 2) Exhibit “C”; 3) Exhibit “D”; and 4) The City’s Land  
17 Development Code.

18 **Section 3.** The use and development of the property described in Section 1 of this  
19 ordinance shall be regulated by the following land development regulations:

20 Condition 1. The permitted uses by right are as listed below. The GN, MG and Div. numbers  
21 are references to the Standard Industrial Code Classification of Uses, 1987 Edition and the  
22 references to articles are to the requirements stated in that article as set forth in the City’s Land  
23 Development Code, as may be amended or renumbered from time to time.  
24

SIC	Uses	Conditions
	Rowhouses	
	Multi-family dwellings (up to 100 units per acre).	An additional 25 units per acre may be added by special use permit

	Incidental residential accessory uses, including storage rooms, management offices, club or game rooms, and recreational and laundry facilities intended for use solely by the residents of the developments and their guests.	
	Consolidated apartment management offices	
	Bed and breakfast establishment	In accordance with article VI
	Day care center	In accordance with article VI
	Places of religious assembly	In accordance with article VI
	Outdoor cafes	In accordance with article VI
	Eating places	
	Research and Development in the Physical, Engineering and Life Sciences	
GN-074	Veterinary services	Only within enclosed buildings and in accordance with article VI
MG-43	U.S. Postal Service	
GN-471	Arrangement of passenger transportation	Offices only, with no operation of passenger tours on site.
MG-53	General merchandise stores	
MG-54	Food stores	Excluding gasoline pumps
MG-56	Apparel and accessory stores	
MG-57	Home furniture, furnishing, and equipment stores	
MG-59	Miscellaneous retail	Excluding GN598 Fuel Dealers
Div. H	Finance, insurance and real estate	Excluding cemetery subdividers and developer (IN-6553)
MG-72	Personal services	Including funeral services and crematories in accordance with article VI and excluding industrial laundries (IN-7218)
MG-73	Business services	Excluding outdoor advertising services (IN-7312), disinfecting and pest control services (IN-7342), heavy construction equipment rental and leasing (IN7353), and equipment rental and leasing, not elsewhere classified (IN-7359)
GN-525	Hardware stores	
GN-701	Hotels and motels	
GN-752	Automobile parking	
MG-78	Motion picture	

MG-80	Health services	
MG-81	Legal services	
MG-82	Educational services	
MG-84	Museums, art galleries, and botanical and zoological gardens	
MG-86	Membership organization	
MG-87	Engineering, accounting, research, management, and related services	

1  
2 Condition 2. The permitted uses shall be regulated within Zones A and B as depicted and  
3 described in the PD Layout Plan and the PD report.  
4

5 Condition 3. Drive-through facilities are prohibited. Drive-through facilities are defined as  
6 facilities that provide services mechanically or personally to customers who do not exit their  
7 vehicles and include, but are not limited to, banking facilities, payment windows, restaurant,  
8 food or beverage sales, dry cleaning and express mail services. The following are not considered  
9 drive-through facilities: auto fuel pumps and depositories that involve no immediate exchange  
10 or dispersal to the customer, such as mail boxes, library book depositories, and recycling  
11 facilities.  
12

13 Condition 4. The location of buildings shall be located as shown on the PD Layout Plan. Minor  
14 shifts in building location (up to ten feet) may be authorized during development plan review,  
15 consistent with other requirements.  
16

17 Condition 5. The building shall be constructed with the exterior design as generally depicted in  
18 the elevations in the PD Maps. The façade of the parking structure shall be designed to be  
19 consistent with the general design, texture, and colors of the principal buildings. The  
20 owner/developer shall provide color elevations with notations as to building materials for review  
21 and approval during development plan review.  
22

23 Condition 6. The development shall meet the Community Redevelopment Agency streetscape  
24 standards that are in effect at the time of development plan review for the design and materials  
25 for sidewalks, crosswalks, handicap ramps, bicycle racks, and other relevant streetscape fixtures.  
26 The elements of the streetscape (street trees, sidewalk, outdoor cafés and bus shelters) shall be  
27 provided within the Zone B Urban Areas identified on the PD Layout Plan. The required Zone B  
28 Urban Areas shall be measured from the back-of-curb to the building façade. The Zone B Urban  
29 Area along NW 13<sup>th</sup> Street shall be a minimum of 15 feet, except where landscaping or street  
30 trees are provided the Zone B Urban Area shall be a minimum of 20 feet. All floors, with the  
31 exception of the ground floor, are permitted to extend up to six feet into the Zone B Urban Area  
32 along NW 13<sup>th</sup> Street. Structural features such as arcade columns shall be permitted within the  
33 Zone B Urban Area along NW 13<sup>th</sup> Street. Zone B Urban Areas along NW 4<sup>th</sup> Avenue and NW  
34 3<sup>rd</sup> Avenue shall be a minimum of 11 feet.  
35

36 Condition 7. Bicycle parking spaces shall be provided along the streets and in appropriate  
37 locations internal to the site, at a rate of 1 space per every 4 bedrooms and 1 space per every

1 2000 feet of commercial or office floor area. The development shall also provide a minimum of  
2 10 scooter parking spaces.

3  
4 Condition 8. On all three street frontages, buildings shall provide a minimum of 50% glazing  
5 within the area between 3' and 8' above grade. This required glazing must be 80% transparent  
6 and shall not utilize painted glass, reflective glass or other similarly treated windows. Entrances  
7 with glazing may be counted toward meeting this minimum glazing requirement.

8  
9 Condition 9. Individual uses on the ground floor shall provide functional entrances that face the  
10 street.

11  
12 Condition 10. Shade street trees as listed in the Gainesville Tree List (reaching at least 40 feet  
13 in height at maturity) shall be planted every 50 feet on average along the streets abutting the PD.

14  
15 Condition 11. The vehicular entrances to the parking garage shall be located as shown on the  
16 elevations in the PD Maps. No vehicular access is permitted from NW 13<sup>th</sup> Street.

17  
18 Condition 12. A minimum 4-foot wide pedestrian pathway shall be provided through the  
19 parking garage vehicular access in order to connect the sidewalks on NW 3<sup>rd</sup> Avenue and NW 4<sup>th</sup>  
20 Avenue.

21  
22 Condition 13. A 15-foot wide Type C landscape buffer shall be planted along the site's eastern  
23 boundary. The Type C landscape buffer shall include a minimum of three (3) shade trees, three  
24 (3) understory trees, and 25 shrubs per 100 linear feet.

25  
26 Condition 14. Prior to receiving a certificate of occupancy, the owner/developer shall at its  
27 expense install an FDOT approved traffic separator on NW 13<sup>th</sup> Street from NW 3<sup>rd</sup> Avenue to  
28 NW 5<sup>th</sup> Avenue along the existing center turn lane. The traffic separator will generally be a 2-  
29 foot-wide concrete separator for the entire length with a full width median separator at the center  
30 of the block for a distance of approximately 100 feet. The final design of the traffic separator  
31 shall be subject to review and approval by the FDOT by permit.

32  
33 Condition 15. Prior to receiving a certificate of occupancy, the owner/developer shall improve  
34 NW 12<sup>th</sup> Drive from NW 4<sup>th</sup> Avenue to NW 5<sup>th</sup> Avenue as stated below. These improvements  
35 are required due to operational or safety issues and will not count toward Transportation  
36 Mobility Program requirements or other transportation mitigation program requirements.

- 37  
38 (1) The developer shall evaluate whether the typical section including pavement  
39 widths, thickness and the non-curbed condition can support the projected traffic  
40 loading for two-way travel. If found to be insufficient, the typical section shall be  
41 widened and a structural course overlay and curbing of the entire roadway length  
42 may be required.  
43  
44 (2) A 6-foot-wide sidewalk shall be installed along one side of the street.  
45

(3) The northern terminus (approximately 25 feet) of the roadway shall be re-graded to eliminate the valley gutter and dip. Type F curb-and-gutter radius returns shall be installed at the intersection with NW 5<sup>th</sup> Ave.

Condition 16. Due to the development’s location in the University of Florida Context Area, prior to final development plan approval, the owner/developer shall sign a Context Area Transit Agreement meeting the Transportation Mobility Element Policy 10.1.14 requirements for the proposed number of multi-family units.

Condition 17. Plans depicting construction staging areas must be provided during development plan review. Construction staging shall be contained on the property to the extent possible. The owner/developer shall notify the construction contractors that all construction vehicles shall enter the site only from NW 3<sup>rd</sup> Avenue or NW 4<sup>th</sup> Avenue via NW 13<sup>th</sup> Street, as approved by the City Public Works Department, and shall not travel to or from the site along the neighborhood streets to the east of the site.

Condition 18. If completion of the footer and vertical construction has not commenced within one year after the existing buildings have been removed from the site, the site shall be planted with grass and properly maintained.

Condition 19. The relocation or removal/demolition of the two existing historic contributing structures on the site shall require approval from the Historic Preservation Board, or if denied by the Historic Preservation Board then approval by the City Commission on appeal.

Condition 20. The elevation of the parking structure shall be designed to minimize lighting impacts on adjacent residential properties and incorporate architectural and landscape elements to create a façade that more closely resembles a building rather than open levels of a parking garage. The elevations for structures located within the University Heights North Historic District shall be reviewed by the Historic Preservation Board pursuant to Section 30-112 of the Land Development Code prior to final development plan approval (Note: this condition has been met by the Historic Preservation Board’s approval of Certificate of Appropriateness Petition HP-13-00081 on January 7, 2014). Elevations shall be generally consistent with those included in this ordinance, but elevation details and materials may be revised by the Historic Preservation Board and/or Development Review Board without need to amend this ordinance.

Condition 21. If any building is built to a height of seven stories, then the building construction for that building shall be concrete and steel Type I construction.

**Section 4.** The development terms and conditions in this ordinance shall remain effective until such time as, upon either the City or the property owner filing a rezoning petition, the City



1 adopts an ordinance rezoning the property described in Section 1 of this ordinance to another zoning  
2 district consistent with the Comprehensive Plan and Land Development Code.

3 **Section 5.** Any person who violates any provision of this ordinance shall be deemed guilty  
4 of a municipal ordinance violation and shall be subject to fine or imprisonment as provided by  
5 Section 1-9 of the Gainesville Code of Ordinances. Each day a violation occurs or continues,  
6 regardless of whether such violation is ultimately abated or corrected, shall constitute a separate  
7 offense.

8 **Section 6.** If it is determined by the City Manager that a violation of this ordinance exists,  
9 the City Manager may issue and deliver an order to cease and desist from such violation in order to  
10 correct a violation, to preclude occupancy of the affected building or area, or to vacate the premises.  
11 The City Manager, through the City Attorney, may seek an injunction in a court of competent  
12 jurisdiction and seek any other remedy available at law.

13 **Section 7.** The City Manager or designee is authorized and directed to make the necessary  
14 changes to the Zoning Map Atlas to comply with this ordinance.

15 **Section 8.** If any word, phrase, clause, paragraph, section or provision of this ordinance  
16 or the application hereof to any person or circumstance is held invalid or unconstitutional, such  
17 finding shall not affect the other provisions or applications of this ordinance that can be given  
18 effect without the invalid or unconstitutional provision or application, and to this end the  
19 provisions of this ordinance are declared severable.

20 **Section 9.** Ordinance No. 100897 is hereby superseded in its entirety and is hereby  
21 repealed effective on the effective date of this ordinance. All other ordinances or parts of  
22 ordinances in conflict herewith are to the extent of such conflict hereby repealed effective of the  
23 effective date on this ordinance.

1           **Section 10.** This ordinance shall become effective upon Ordinance No. 130514 becoming  
2 effective as provided therein.

3

4           **PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2015.

5

6

7

8

9

\_\_\_\_\_  
EDWARD B. BRADDY  
MAYOR

10

11 Attest:

Approved as to form and legality:

12

13

14

15

16

\_\_\_\_\_  
KURT M. LANNON  
CLERK OF THE COMMISSION

\_\_\_\_\_  
NICOLLE M. SHALLEY  
CITY ATTORNEY

17

18 This ordinance passed on first reading this \_\_\_\_ day of \_\_\_\_\_, 2015.

19

20 This ordinance passed on second reading this \_\_\_\_ day of \_\_\_\_\_, 2015.



*Focused on Excellence  
Delivered with Integrity*

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## LEGAL DESCRIPTION

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September 3, 2013

**PROJECT NO:** 13-0305  
**DESCRIPTION FOR:** OVERALL DESCRIPTION

DESCRIPTION FOR TAX PARCEL(S): 14012-000-000, 14038-000-000, 14044-000-000  
(OFFICIAL RECORDS BOOK 3826, PAGE 2134)

A PARCEL OF LAND IN SECTION 5, TOWNSHIP 10 SOUTH, RANGE 20 EAST, IN THE CITY OF GAINESVILLE, ALACHUA COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FOR A POINT OF BEGINNING, COMMENCE AT THE NORTHWEST CORNER OF LOT 4, BLOCK 3, OF BELLAH'S SUBDIVISION, A SUBDIVISION AS PER PLAT THEREOF, RECORDED IN PLAT BOOK "C", PAGE 77 OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA, SAID POINT ALSO BEING THE INTERSECTION OF THE EAST RIGHT OF WAY LINE OF NW 13<sup>TH</sup> STREET (80' RIGHT OF WAY) WITH THE SOUTH RIGHT OF WAY LINE OF NW 4<sup>TH</sup> AVENUE (40' RIGHT OF WAY); THENCE RUN NORTH 89°32'21" EAST ALONG THE SOUTH RIGHT OF WAY LINE OF SAID NW 4<sup>TH</sup> AVENUE, FOR 299.62 FEET TO THE NORTHEAST CORNER OF LOT 1 OF SAID BELLAH'S SUBDIVISION; THENCE RUN NORTH 89°11'10" EAST, CONTINUING ALONG SAID SOUTH RIGHT OF WAY LINE, FOR 70.85 FEET TO THE NORTHEAST CORNER OF LOT 5 OF SHELLIE COURT, A SUBDIVISION AS PER PLAT THEREOF, RECORDED IN PLAT BOOK "C", PAGE 61 OF SAID PUBLIC RECORDS; THENCE RUN SOUTH 01°10'41" EAST, ALONG THE EAST LINE OF SAID LOT 5, FOR 100.14 FEET TO THE SOUTHEAST CORNER OF SAID LOT 5; THENCE RUN SOUTH 89°12'22" WEST, ALONG THE SOUTH LINE OF SAID LOT 5 AND AN EXTENSION THEREOF, 71.24 FEET TO THE NORTHEAST CORNER OF LOT 7 OF SAID BELLAH'S SUBDIVISION; THENCE RUN SOUTH 00°15'21" WEST, ALONG THE EAST LINE OF SAID LOT 7, FOR 99.62 FEET TO THE NORTH RIGHT OF WAY LINE OF NW 3<sup>RD</sup> AVENUE (30' RIGHT OF WAY); THENCE RUN SOUTH 89°26'23" WEST, ALONG SAID NORTH RIGHT OF WAY, FOR 73.04 FEET TO THE SOUTHWEST CORNER OF SAID LOT 7; THENCE RUN NORTH 00°33'42" EAST, ALONG THE WEST LINE OF SAID LOT 7, FOR 59.86 FEET; THENCE RUN SOUTH 89°32'21" WEST, FOR 7.30 FEET; THENCE RUN SOUTH 00°33'42" WEST, FOR 59.85 FEET TO THE AFORESAID NORTH RIGHT OF WAY LINE; THENCE RUN SOUTH 89°30'05" WEST, ALONG SAID NORTH RIGHT OF WAY LINE, FOR 205.00 FEET; THENCE RUN NORTH 64°22'42" WEST, FOR 11.22 FEET; THENCE RUN NORTH 00°28'51" EAST, FOR 5.06 FEET; THENCE RUN SOUTH 89°30'05" WEST, FOR 10.00 FEET TO THE AFOREMENTIONED EAST RIGHT OF WAY LINE OF NW 13<sup>TH</sup> STREET; THENCE RUN NORTH 00°26'47" WEST, FOR 190.00 TO THE POINT OF BEGINNING.

**AND**

ALLEY DESCRIPTION (DEED BOOK 220, PAGE 468)

BEGIN AT THE SOUTHEAST CORNER OF LOT 7, BLOCK 3, OF BELLAH'S SUBDIVISION IN GAINESVILLE, FLORIDA, AND RUN NORTH 100 FEET ALONG THE EAST LINE OF SAID LOT 7, RUN THENCE EAST 5 FEET, RUN THENCE SOUTH 100 FEET TO THE NORTH LINE OF COURT STREET, RUN THENCE WEST ALONG THE NORTH LINE OF COURT STREET 5 FEET TO POINT OF BEGINNING.

**AND**

LOT 14 DESCRIPTION (OFFICIAL RECORDS BOOK 4185 , PAGE 1008)

LOT 14, SHELLIE COURT, A SUBDIVISION AS PER PLAT THEREOF, RECORDED IN PLAT BOOK C, PAGE 61, OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA.

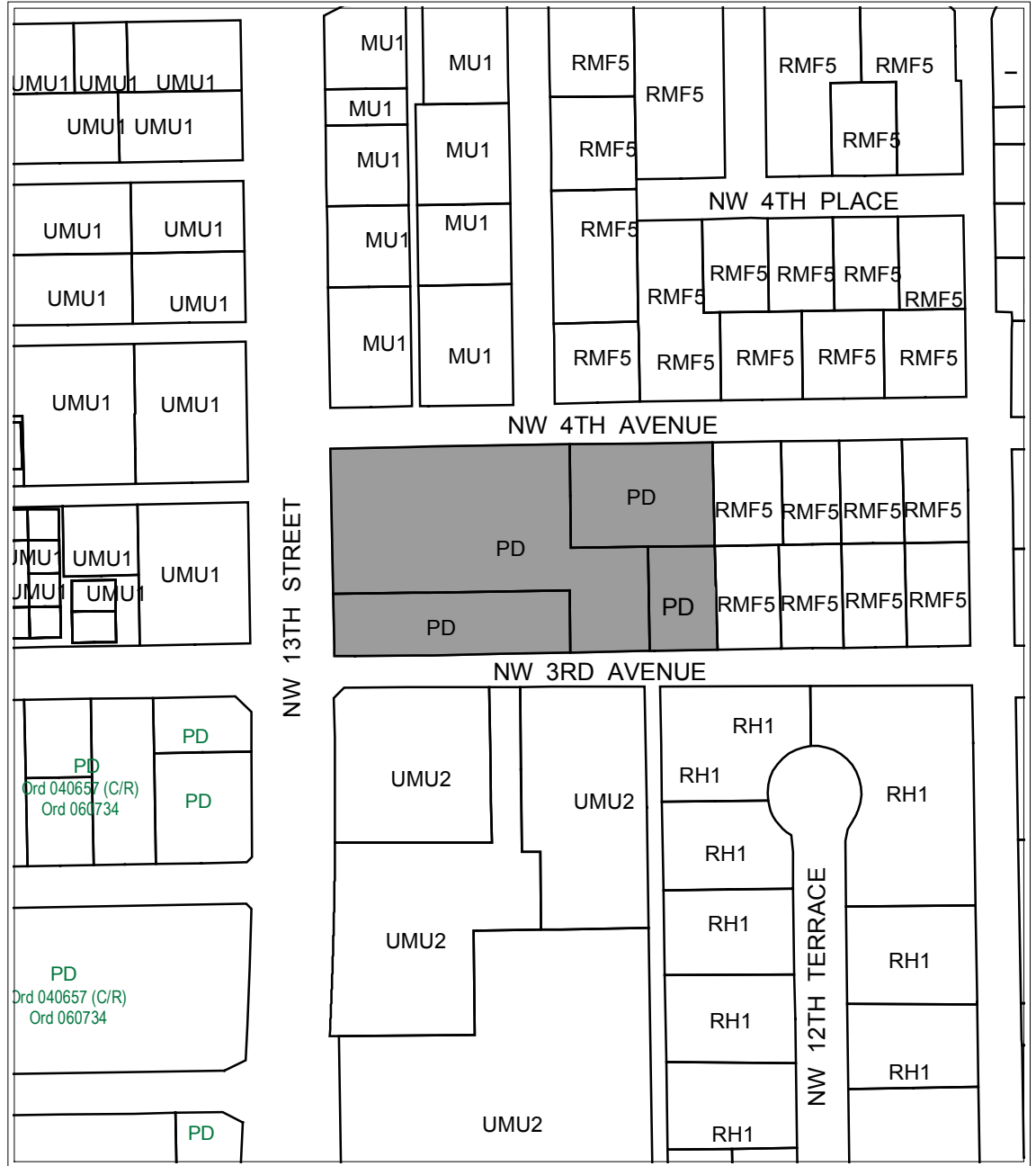
ALSO: A 5 FOOT STRIP OF LANDS LYING ADJACENT TO THE WEST SIDE OF SAID LOT 14 OF SHELLIE COURT, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF SAID LOT 14 OF SHELLIE COURT, THENCE RUN WEST ALONG THE WESTERLY PROLONGATION OF THE SOUTH LINE OF SAID LOT 14 A DISTANCE OF 5 FEET, THENCE RUN NORTH PARALLEL TO THE WEST LINE OF LOT 14 TO A POINT ON THE WESTERLY PROLONGATION OF THE NORTH LINE OF SAID LOT 14, THENCE RUN EAST 5 FEET ALONG THE WESTERLY PROLONGATION OF THE NORTH LINE OF SAID LOT 14 TO THE NORTHWEST CORNER OF SAID LOT 14, THENCE RUN SOUTH ALONG THE WEST LINE OF SAID LOT 14 TO THE POINT OF BEGINNING.

# City of Gainesville Zoning Districts

- RMF-5    12 units/acre Single-Family/Multiple-Family Residential
- RH-1    8-43 units/acre Residential High Density
- MU-1    8-30 units/acre Mixed Use Low Intensity
- UMU-1    Up to 75 units/acre Urban Mixed-Use
- UMU-2    Up to 100 units/acre Urban Mixed-Use
- PD        Planned Development


Exhibit "B" to Ordinance No. 130515  
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----- Division line between two zoning districts

Area under petition consideration

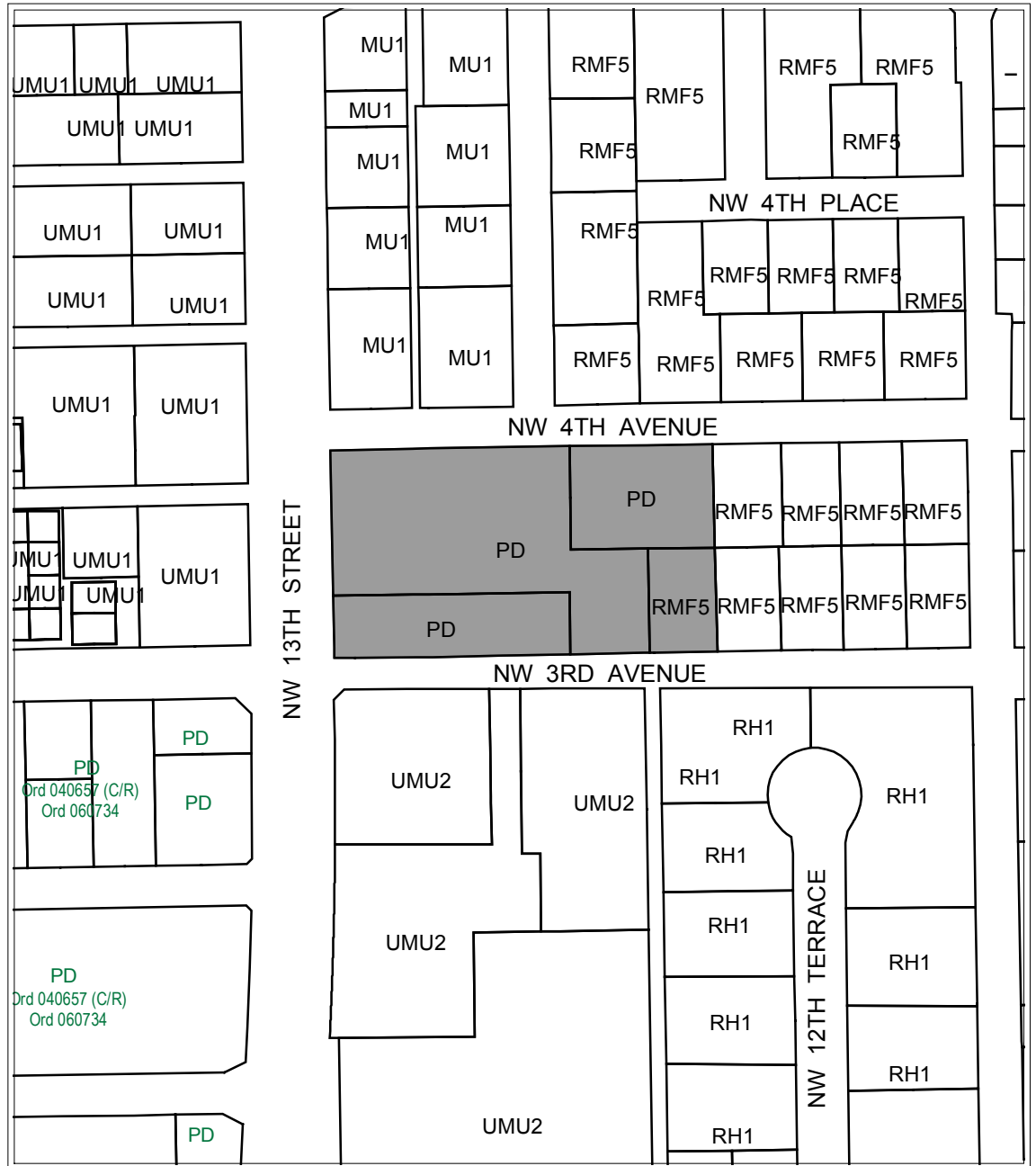
## PROPOSED ZONING

 No Scale	Name	Petition Request	Petition Number
	Causseaux, Hewett & Walpole, Inc agent for RBLWP Parcel D, LLC and Bruce and Kristin Hawkins	Amend an existing PUD to allow construction of a mixed-use development and rezone parcel from RMF-5 to Planned Development (PD).	PB-13-85 PDA

# City of Gainesville Zoning Districts

- RMF-5 12 units/acre Single-Family/Multiple-Family Residential
- RH-1 8-43 units/acre Residential High Density
- MU-1 8-30 units/acre Mixed Use Low Intensity
- UMU-1 Up to 75 units/acre Urban Mixed-Use
- UMU-2 Up to 100 units/acre Urban Mixed-Use
- PD Planned Development


Exhibit "B" to Ordinance No. 130515  
page 2 of 2



Area under petition consideration

--- Division line between two zoning districts

## EXISTING ZONING

 No Scale	Name	Petition Request	Petition Number
	Causseaux, Hewett & Walpole, Inc agent for RBLWP Parcel D, LLC and Bruce and Kristin Hawkins	Amend an existing PUD to allow construction of a mixed-use development and rezone parcel from RMF-5 to Planned Development (PD).	PB-13-85 PDA

# PD LAYOUT PLAN

## DEVELOPMENT DATA

TOTAL SITE AREA	= ±1.69 ACRES
ZONE A (MIN. BUILDING AREA)	= ±1.46 ACRES; 86.4% OF TOTAL SITE
ZONE B (MAX. URBAN AREA)	= ±0.17 ACRES; 9.9% OF TOTAL SITE
ZONE C (TYPE 'C' BUFFER)	= ±0.06 ACRES; 3.6% OF TOTAL SITE

APPROVED USE MIX:  
(Square footage may vary 2.5% to accommodate building footprint requirements)

MULTI-FAMILY RESIDENTIAL	= 202 DWELLING UNITS
NON-RESIDENTIAL*	= 26,000 SQUARE FEET

MAX. BUILDING HEIGHT	= AS SHOWN ON PLAN
MAX. IMPERVIOUS AREA	= 1.66 ACRES; 100% OF TOTAL SITE

MIN. URBAN AREA REQUIREMENTS:

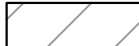
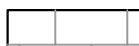



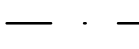
FRONT	= 15 TO 20 FEET
SIDE	= 11 FEET

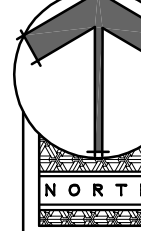
REAR SETBACKS = 15 FEET

\*THE LEASING OFFICE WILL NOT COUNT AGAINST THE PERMITTED NON-RESIDENTIAL SQUARE FOOTAGE.

## NOTES

- LAND USE ZONE AREA BOUNDARIES MAY BE MODIFIED UP TO TEN FEET (10') TO FACILITATE ON-SITE PEDESTRIAN / VEHICULAR CIRCULATION PATTERNS AND NATURAL FEATURES PRESERVATION.
- ZONE A PERMITTED USES SHALL BE BUILDING AREA INCLUDING THOSE USES IDENTIFIED IN THE PD ORDINANCE, AS WELL AS STORMWATER MANAGEMENT, AND PEDESTRIAN AND VEHICULAR CIRCULATION AND PARKING.
- ZONE B SHALL BE MEASURED FROM THE BACK-OF-CURB TO THE BUILDING FACADE. PERMITTED USES SHALL BE OUTDOOR DINING AND COMMERCE THAT ARE ANCILLARY TO ON-SITE USES, PEDESTRIAN AND VEHICULAR CIRCULATION, A BUS SHELTER, LANDSCAPING, AND UTILITIES. PIPES THAT COLLECT AND RELOCATE STORMWATER MAY BE LOCATED IN ZONE B. HOWEVER, STORMWATER MAY NOT BE DISPENSED IN ZONE B.
- REQUIRED URBAN AREAS SHALL BE MEASURED FROM THE BACK-OF-CURB TO THE BUILDING FACADE. THE URBAN AREA ALONG NW 13TH STREET SHALL BE A MINIMUM OF 15 FEET EXCEPT WHERE LANDSCAPING AND/OR STREET TREES ARE PROVIDED, THEN THE URBAN AREA SHALL BE A MINIMUM OF 20 FEET. THE URBAN AREA ALONG NW 4TH AVENUE AND NW 3RD AVENUE SHALL BE A MINIMUM OF 11 FEET.
- SIDEWALKS WILL BE A MINIMUM OF TEN FEET (10') WIDE ALONG NW 13TH STREET AND SEVEN FEET (7') WIDE ALONG NW 3RD AND 4TH AVENUES, CONSISTENT WITH THE UNIVERSITY HEIGHTS OVERLAY.
- PROJECTED TRIP GENERATION IS BASED ON THE FOLLOWING FIGURES:  
A.M. PEAK HOUR = 87 TRIPS  
P.M. PEAK HOUR = 138 TRIPS  
ANNUAL AVERAGE DAILY TRIPS = 1,326 TRIPS
- LOADING ZONES AND SOLID WASTE FACILITIES WILL BE LOCATED WITHIN THE COLONNADE/INTERNAL PARKING GARAGE. MECHANICAL EQUIPMENT SHALL BE LOCATED ON THE BUILDING'S ROOF, IF FEASIBLE.
- NON-RESIDENTIAL USES SHALL NOT BE PERMITTED EAST OF THE NW 12TH DRIVE RIGHT-OF-WAY.
- THE BUILDING'S HEIGHT WILL TRANSITION FROM AN 85' MAXIMUM HEIGHT TOWARDS NW 13TH STREET TO A 60' MAXIMUM HEIGHT WITHIN ±100' OF THE EASTERN PROPERTY BOUNDARY.

 ZONE A: BUILDING AREA  
 ZONE B: URBAN AREA  
 ZONE C: 15' REAR SETBACK/TYPE 'C' BUFFER  
 PARCEL LINES  
 PROJECT BOUNDARY  
 BUILDING HEIGHT DIVISION LINES

  
**GRAPHIC SCALE**  
 0 10 20 40  
 FEET

Causseaux, Hewett, & Walpole, Inc.  
 Engineering • Surveying • Planning  
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 CA-0075

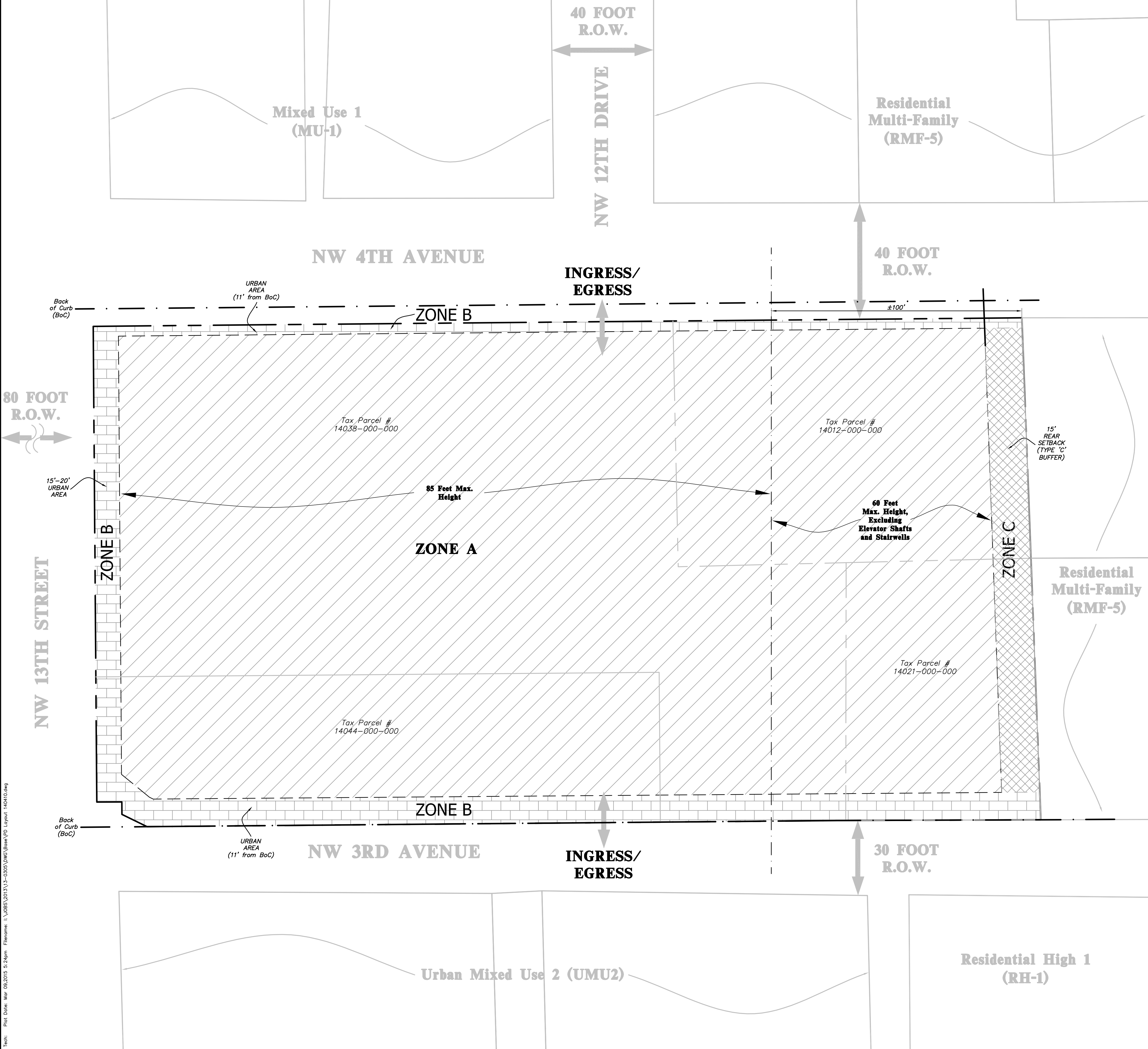


SCALE:  
 1" = 20'  
 VERY SCALE  
 BAR IS ONE INCH ON  
 ORIGINAL DRAWING  
 IF NOT ONE INCH ON  
 THIS SHEET, ADJUST  
 SCALES ACCORDINGLY.

DATE: 09-03-13	REVISIONS:
SUBMITTAL 09-03-13	
REVISED 10-01-13	
REVISED 03-10-15	

CLIENT:	RD MANAGEMENT, LLC
PROJECT:	GAINESVILLE MIXED-USE ON NW 13TH ST - PLANNED DEVELOPMENT
PROJECT NUMBER:	13-0505
SHEET TITLE:	PD LAYOUT PLAN

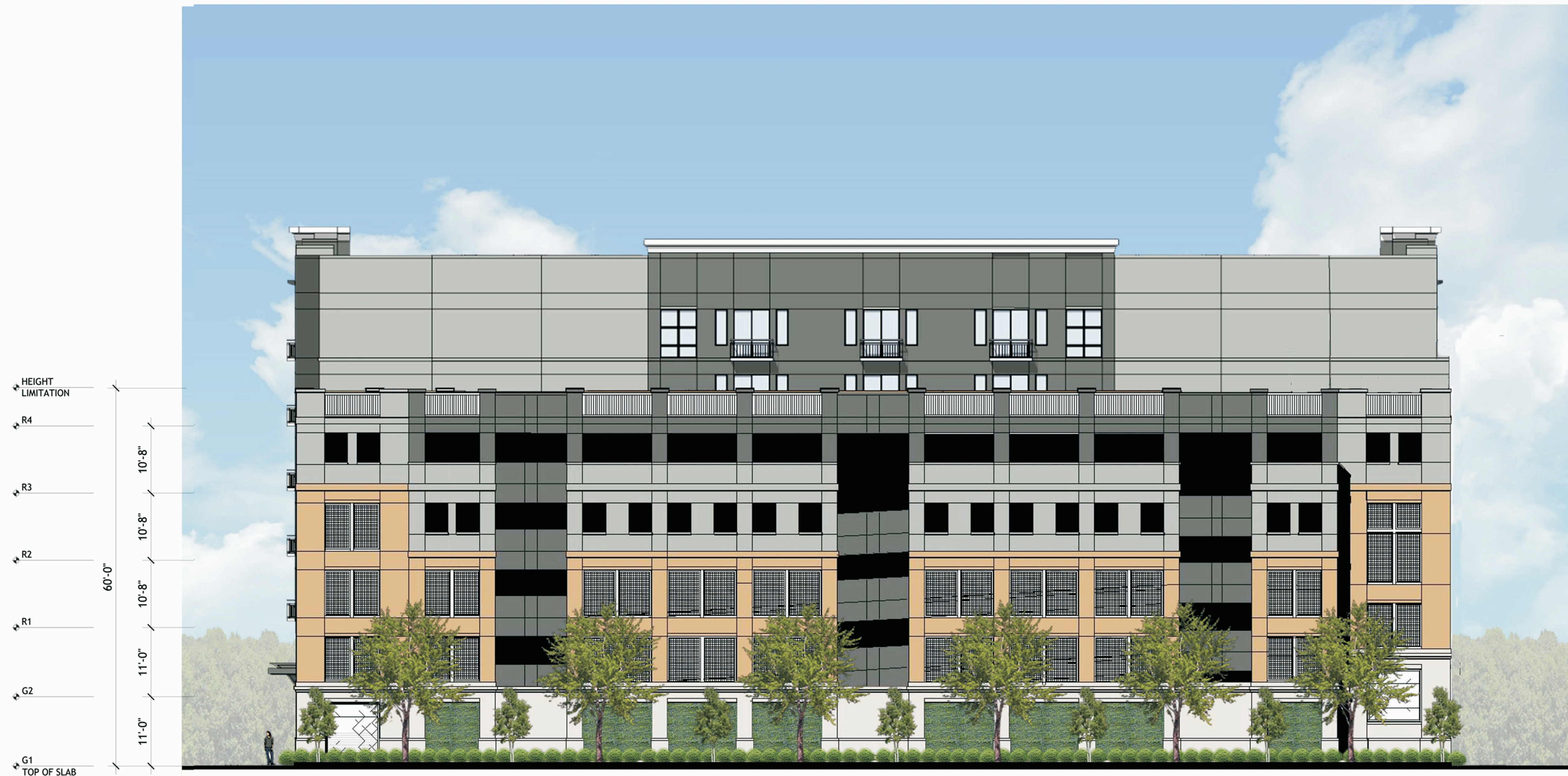
TECHNICIAN:	R. THOMPSON
DESIGNER:	R. THOMPSON
QUALITY CONTROL:	C. DEGENBACH
PROJECT NUMBER:	13-0505
SHEET NO.:	SHEET 1



Title Date: Mar 09, 2015 5:42pm Filename: I:\085\1013\13-0505\085\085\_VPD Layout 1.dwg

# Elevations

Mixed Use Development  
Gainesville, Florida



View From East





ELEVATION 2 WEST ELEVATION  
1/16" = 1'-0" A4.00

**ELEVATION NOTES**

TOTAL AREA BETWEEN 3'-0" AND 8'-0" ABOVE GRADE = 3,590.36 SF

50% OF TOTAL AREA BETWEEN 3'-0" AND 8'-0" ABOVE GRADE = 1,795.18 SF

TOTAL AREA OF GLAZING BETWEEN 3'-0" AND 8'-0" ABOVE GRADE = 1,801.67 SF

JOB NUMBER: 113033.00  
DRAWN BY: XXX  
CHECKED BY: XXX

**NILES BOLTON ASSOCIATES**  
FLORIDA REGISTRATION NO. AA0002774

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05.05.14 PROGRESS SET

This drawing, as an instrument of service, and shall remain the property of the Architect and shall not be reproduced, published or used in any way without the permission of the Architect.

A Mixed Use Development by:  
**RD MANAGMENT LLC**  
NW 13th St at NW 3rd Ave  
Gainesville, Florida

PERIMETER ELEVATIONS

A4.00

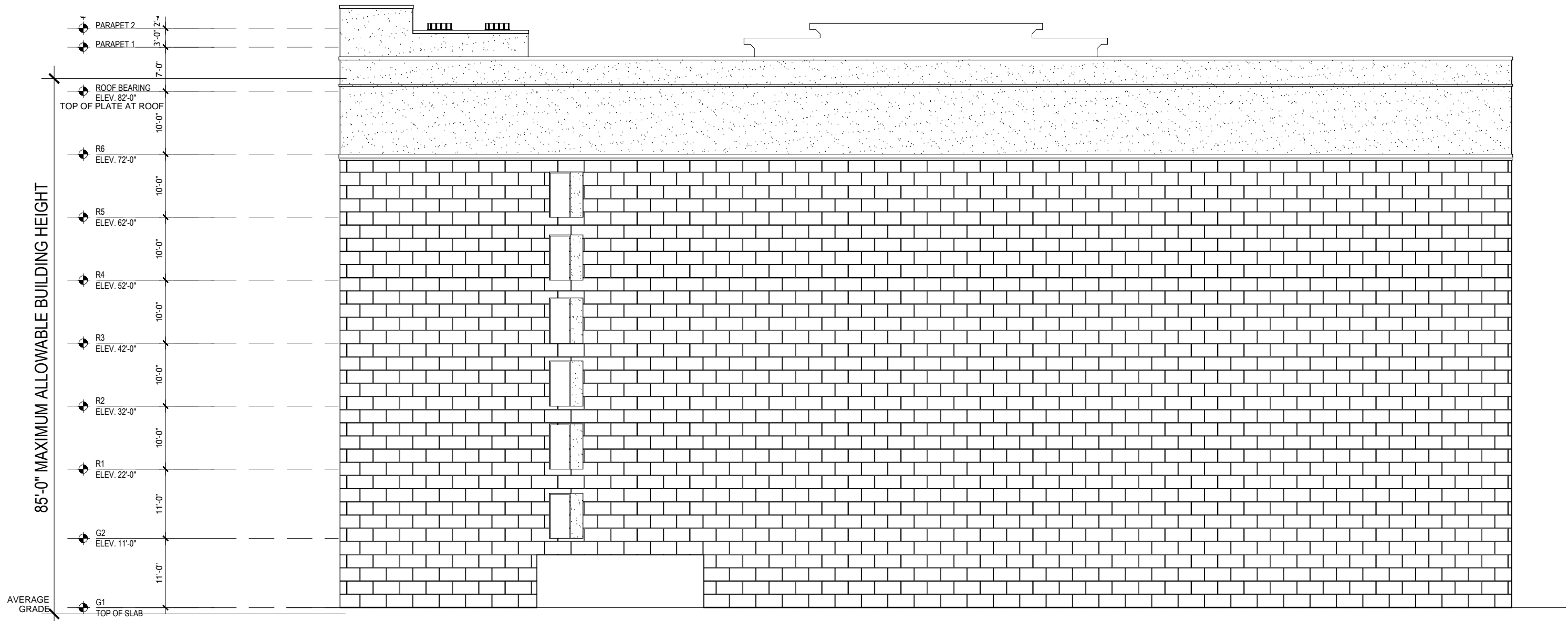
DATE: 03/11/2014



ELEVATION 1 SOUTH ELEVATION  
1/16" = 1'-0" A4.00

PER THE CITY OF GAINESVILLE CODE OF ORDINANCES, SECTION 30-23 OF THE LAND DEVELOPMENT CODE:

*Building height* means the vertical distance measured from the average elevation of the proposed finished grade to the top plate of the highest story.



ELEVATION 2 EAST ELEVATION  
 1/16" = 1'-0" A4.01

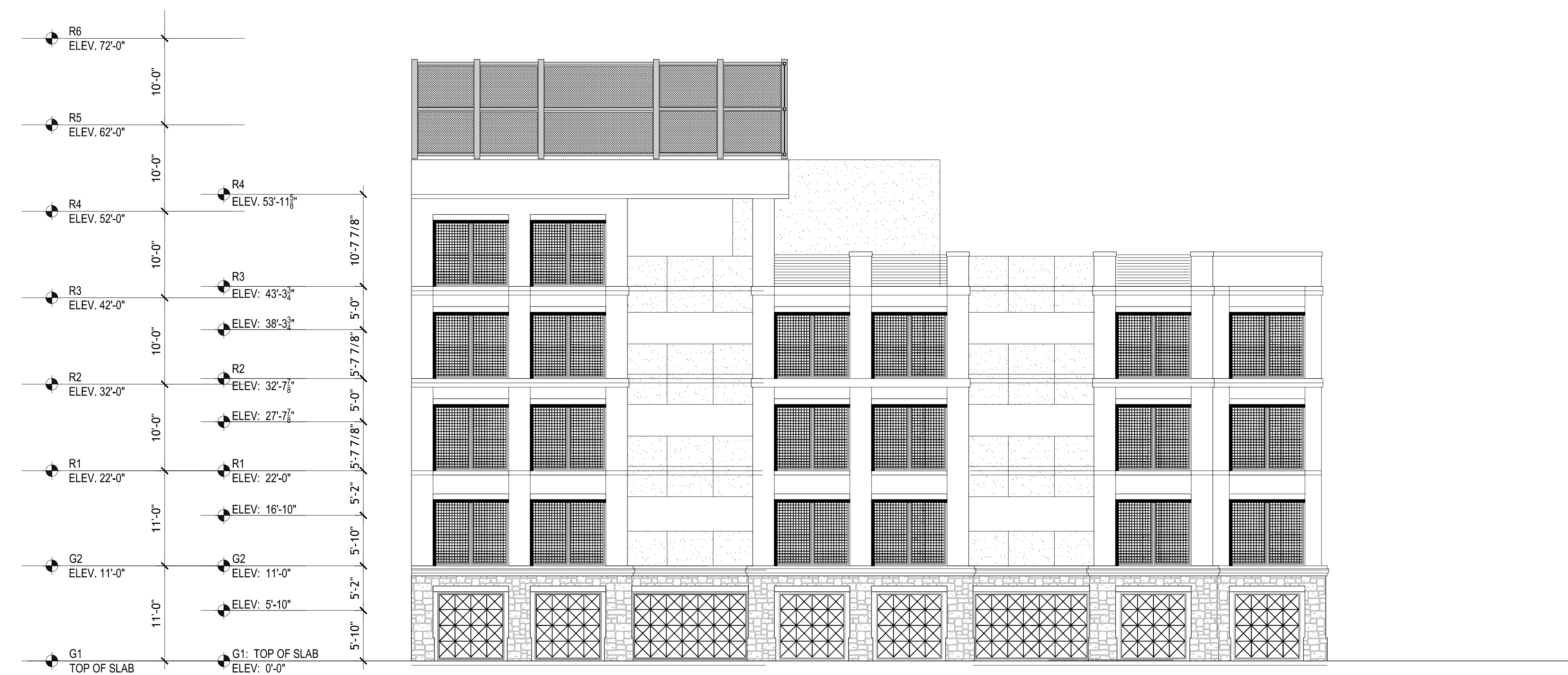


ELEVATION 1 NORTH ELEVATION  
 1/16" = 1'-0" A4.01

PER THE CITY OF GAINESVILLE CODE OF ORDINANCES, SECTION 30-23 OF THE LAND DEVELOPMENT CODE:  
*Building height* means the vertical distance measured from the average elevation of the proposed finished grade to the top plate of the highest story.



ELEVATION 2 NORTH ELEVATION  
1/8" = 1'-0" AP3.01



ELEVATION 1 SOUTH ELEVATION  
1/8" = 1'-0" AP3.01

JOB NUMBER: 113033.00  
DRAWN BY: XXX  
CHECKED BY: XXX

**NILES BOLTON ASSOCIATES**  
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A Mixed Use Development by:  
**RD MANAGMENT LLC**  
NW 13th St at NW 3rd Ave  
Gainesville, Florida

ELEVATIONS

AP3.01

DATE: 03/11/2014

**Gainesville Mixed Use on  
NW 13<sup>th</sup> Street**  
*Planned Development Amendment  
Justification Report*

***Prepared for Submittal to:***  
City of Gainesville, Florida

***Prepared on Behalf of:***  
RB Gainesville NW 3<sup>rd</sup> Avenue LLC  
RBLWP Parcel D, LLC

***Prepared by:***



*PN 13-0305*

Exhibit "D" to Ordinance No. 130515  
(20 pages)

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# GAINESVILLE MIXED USE ON NW 13<sup>TH</sup> STREET PLANNED DEVELOPMENT (PD) AMENDMENT REPORT

Submitted in accordance with the requirements of  
City of Gainesville, Land Development Code (LDC)  
Sections 30-211, 213, 214, 216, 217, 218, 219, and 221

## Section 30-214(3)c.2.(i) Purpose and Intent

The Gainesville Mixed Use on NW 13<sup>th</sup> Street Planned Development (PD) was approved on January 19, 2012. Together with the Planned Use District (PUD) Future Land Use (FLU) designation that was approved for the ±1.5 acre site, the PD is entitled for the following development:

Multi-Family Residential Units:	191 units*
Multi-Family Residential Bedrooms:	262 bedrooms*
Retail / Commercial:	26,000 sq. ft.
Office:	20,000 sq. ft. maximum 5,000 sq. ft. minimum

\*Up to 15,000 sq. ft. of the office can be exchanged for residential units / bedrooms to achieve the maximum number shown

As shown in Map 1, the approved PD consists of three tax parcels: 14012-000-000, 14038-000-000, and 14044-000-000.



Map 1: Approved PD Boundary

The proposed PD amendment will add tax parcel 14021-000-000 and increase the overall PD size by 0.14 acres. The proposed PD boundary is shown on Map 2.



**Map 2. Proposed PD Boundary**

The addition of this parcel will square-off the site and maximize use of the property. The building footprint will be expanded to create a more functional use of the space and make the project financial feasible. The building expansion allows the building height to be reduced from eight (8) stories/104 feet to 85 feet. To compensate for the building height reduction, the 85 ft. tall portion of the building will be expanded slightly to the east. This expansion is necessary to achieve a financially feasible number of residential units. The building will step down to a 60 ft. tall parking garage approximately 100 feet from the eastern property line.

A 15-foot wide Type C landscape buffer will be planted along the eastern boundary of the site to reduce the impacts of this change on adjacent residential properties. The landscape buffer will include a minimum of three (3) shade trees, three (3) understory trees, and 25 shrubs per 100 linear feet.

The proposed PD amendment and accompanying PUD comprehensive plan amendment will slightly change the entitlements for the project. The proposed entitlements are as follows:

Multi-Family Residential Units:	202 units
Multi-Family Residential Bedrooms:	555 bedrooms
Non-Residential Development:	26,000 sq. ft.

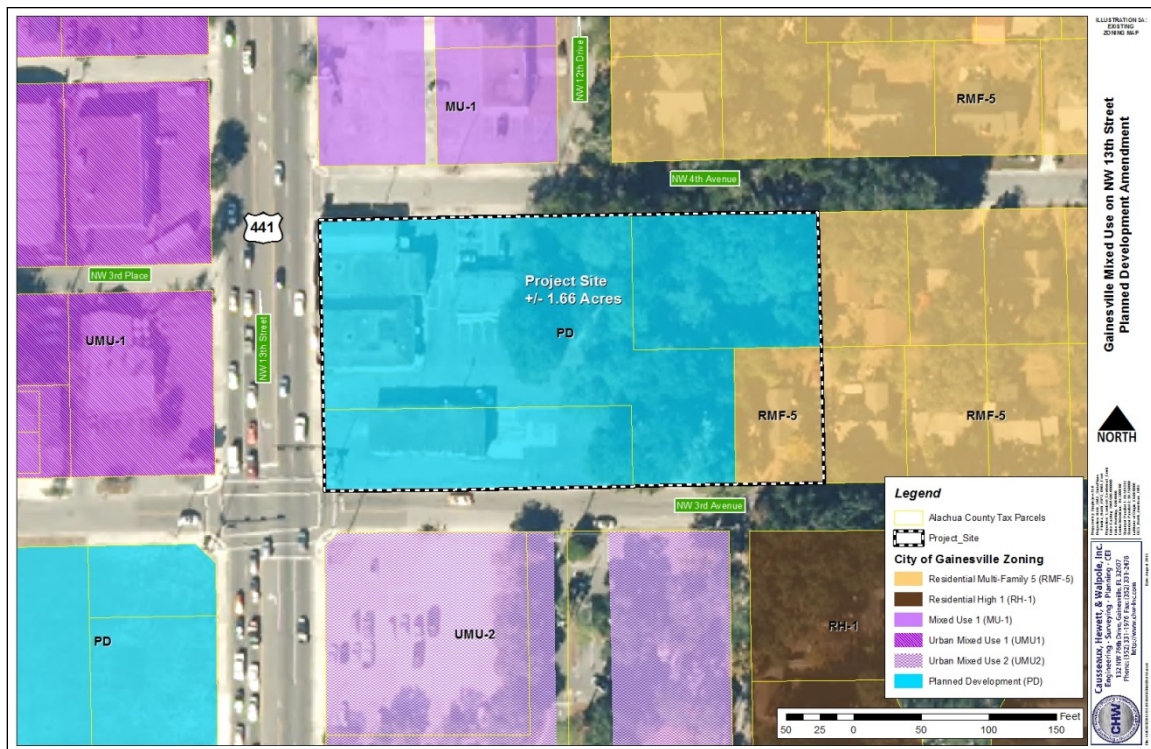


The proposed entitlements represent an increase of only 11 multi-family residential units and 293 bedrooms. The requirement for office uses will be removed and the remaining amount of non-residential square footage will remain unchanged at 26,000 sq. ft. Office uses are still permitted within the PD and will be included in the total non-residential square footage. A leasing office will be included with the residential units but will not count against the non-residential square footage permitted within the PD.

A single-family residential structure is currently located on the parcel being added to the PD. This structure will be relocated to a location approved by the City's Historic Preservation Board.

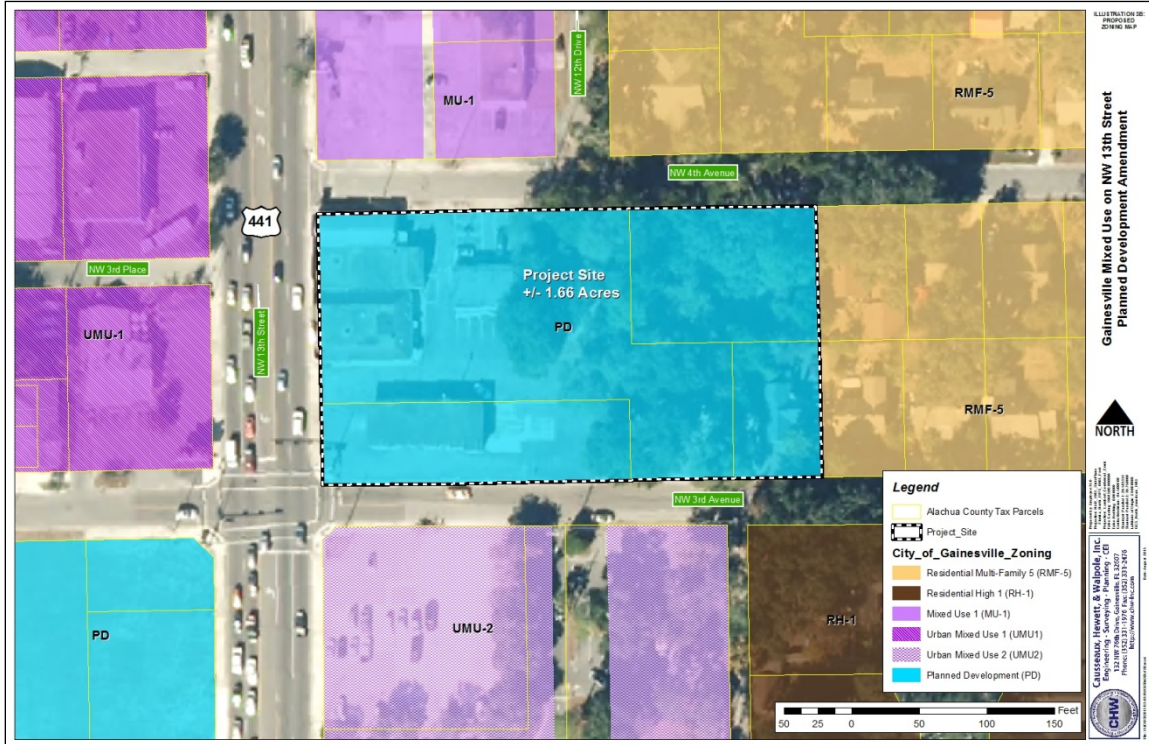
As a result of the proposed PD amendment, the building footprint will expand farther into the site's eastern portion. The surface parking lot that was planned in the northeastern corner of the site will be eliminated and all parking will be contained within the parking garage. Additionally, the line capping building height at 60-feet will be shifted slightly to the east to accommodate the new building footprint and parking garage placement. The maximum building height for the remainder of the building will be 85 feet. All of these changes are shown on the revised PD Layout Plan submitted as part of this application.

Through this application, the zoning for Tax Parcel 14021-000-000 will be changed from RMF-5 to PD. An accompanying small-scale comprehensive plan amendment application will change the FLU from Residential Low Density to PUD. The existing and proposed zoning designations are shown in Maps 3 and 4. Table 1 also identifies the FLU and zoning designations for properties surrounding the PD site.



Map 3. Existing Zoning Map

As shown on Map 4, adding this parcel to the PD will create a more definitive and distinctive boundary between the PD district and the adjacent residential zoning district to the east. The other three sides of the PD site are located adjacent to Urban Mixed Use 2 (currently permitted for up to 8 stories), Urban Mixed Use 1 (currently permitted for up to 6 stories), and Mixed Use 1 (currently permitted for up to 5 stories), zoning designations that all allow building heights of five (5) to eight (8) stories and a wide mixture of uses.



**Map 4: Proposed Zoning Map**

**Table 1: Surrounding Future Land Use and Zoning Designations**

Direction	Future Land Use Designation	Zoning Designation
North	Mixed Use Low / Residential Low Density	MU-1 / RMF-5
East	Residential Low Density	RMF-5
South	Urban Mixed Use - 2	UMU-2
West	Urban Mixed Use - 1	UMU-1

The proposed PD amendment continues to support sustainable urban and regional planning principles by providing multi-story, mixed-use development along the US 441 corridor and promotes a visually appealing and engaging streetscape. The approved PD and the proposed PD amendment are consistent with the goals, objectives, and policies within the City’s Comprehensive Plan because it encourages mixed-use development along major corridors that are supported by transit and proximate to major employment centers. The subject parcel is located along NW 13<sup>th</sup> Street/US 441, on the third (3<sup>rd</sup>) block north of the UF main campus and Shands/VA, and six (6) blocks from Santa Fe College’s (SFC) downtown campus. Additionally, the site’s redevelopment will dramatically increase the City’s tax base and should serve as a catalyst for infill and redevelopment along the 13<sup>th</sup> Street and University Avenue corridors.

**Section 30-214(3)c.2.(ii) Statistical Information**

**Table 2: Statistical Information**

<i>Description</i>	<i>PD Total Area (maximum, unless otherwise noted)</i>
Total Site Acreage	± 1.67
Maximum building coverage	100%
Maximum impervious ground coverage	100%
Maximum number of dwelling units (du/ac)	202 (121 du/ac)
Proposed number of dwelling units (du/ac)	202 (121 du/ac)
A listing of nonresidential land uses by type and size (gross floor area)	Commercial / Office – 26,000 sq. ft.
<b><i>The maximum acreage of each use area</i></b>	
<i>See PD Layout Map</i>	
<b><i>The areas of land devoted to:</i></b>	
Publicly owned usable open space	0% (Percentage of total site area)
Publicly owned recreational areas	0% (Percentage of total site area)
Publicly owned plazas	0% (Percentage of total site area)
Common area usable open space	0% (Percentage of total site area)
Common area plazas	0% (Percentage of total site area)

**Section 30-214(3)c.2.(iii) Stormwater Management Plan**

The project site is located along a densely populated, urbanized section of NW 13<sup>th</sup> Street/US 441. Stormwater Management Facilities (SMFs) will be located under the proposed structure and its internal parking garage. The SMF will address site runoff and water quality concerns in accordance with City of Gainesville and St. Johns River Water Management District requirements.

**Section 30-214(3)c.2.(iv) Design Standards**

The building utilizes an internal parking garage that may be accessed from both NW 3<sup>rd</sup> and NW 4<sup>th</sup> Avenues via an access tunnel. The parking garage serves non-residential use patrons and employees as well as residents. The access tunnel also contains loading facilities where service vehicles enter the access tunnel by turning left off of NW 3<sup>rd</sup> Avenue, unload items, and then exit the site by turning onto NW 4<sup>th</sup> Avenue. The parking garage remains fully operational during loading periods so cars and pedestrians can easily maneuver within the structure while loading vehicles are present, without blocking public streets.

The parking garage's ground floor is intended to be used by non-residential use patrons while the second through fifth floors are intended for residents. Additionally, solid waste receptacles are contained in the access tunnel and will be designed to accommodate waste collection vehicles.

The non-residential uses will be located on the first floor. The non-residential uses will not extend beyond the western right-of-way line for NW 12<sup>th</sup> Drive. Residential uses will begin on the second floor.

**Section 30-214(3)c.2.(v) Development Schedule**

The proposed development will not be phased, since the site contains a single structure. The following table lists the proposed uses and their intensities.

**Table 3: Development Schedule**

<i>Use</i>	<i>Intensity/Density</i>
Multi-Family Residential	202 units / 555 bedrooms
Non-Residential Uses	26,000 sq. ft.

NOTE: The Leasing Office will not count against the permitted non-residential square footage

**Section 30-214(3)c.2.(vi) Unified Signage Plan**

The project shall conform to the City of Gainesville’s sign regulations stipulated in LDC Article IX, Division 1.

**Section 30-214(3)c.2.(vii) Enumeration of Differences**

The parcel being added to the PD is currently zoned RMF-5 and allows for one (1) residential unit. The proposed PD Amendment will allow the Gainesville Mixed Use on 13<sup>th</sup> Street PD entitlements to extend to this property. The proposed PD amendment will also slightly increase the approved residential entitlements by 11 units / 293 bedrooms. The 5,000 sq. ft. minimum and 20,000 sq. ft. maximum for Office use is eliminated and the non-residential uses remain the same at 26,000 sq. ft.

**Section 30-211(b)(1-7) PD Objectives**

- (1) *Permit outstanding and innovative residential and nonresidential developments with a building orientation generally toward streets and sidewalks; provide for an integration of housing types and accommodation of changing lifestyles within neighborhoods; and provide for design which encourages internal and external convenient and comfortable travel by foot, bicycle, and transit through such strategies as narrow streets, modest setbacks, front porches, connected streets, multiple connections to nearby land uses, and mixed uses.*

**Response: The Gainesville Mixed Use on NW 13<sup>th</sup> Street PD is a vertical mixed-use building. The structure contains ground floor non-residential uses (floors 1 & 2) and residential units above. The ground floor uses will have entrances that face the adjacent sidewalks. Wide sidewalks accommodate street furniture, lighting, and pedestrians. Building setbacks are shallow to create the pedestrian realm and minimize the distance pedestrians must travel between the street and store front. Finally, an internal parking garage is available for residents, tenants, and patrons. A sidewalk will be provided through the parking garage to provide a pedestrian connection between NW 3<sup>rd</sup> Avenue and NW 4<sup>th</sup> Street.**

- (2) *Provide flexibility to meet changing needs, technologies, economics and consumer preferences.*

**Response: The development contains a variety of uses that address the area residents' needs, as well as the building's residents. Targeted tenants for the non-residential space include specialty retail goods and services aimed at the area's residents. Other potential tenants include technology-related businesses or other professionals affiliated with the innovative industry promoted by UF and SFC.**

- (3) *Preserve to the greatest extent possible, and utilize in a harmonious fashion, existing and outstanding landscape features and scenic vistas.*

**Response: The existing developed site is largely denuded of features. The intent is to maximize use, i.e. building footprint, on the relatively small site. Trees that are removed will be mitigated for in accordance with the City of Gainesville's Land Development Code.**

- (4) *Lower development and building costs by permitting smaller networks of utilities, a network of narrower streets, and the use of more economical development patterns and shared facilities.*

**Response: Vertical mixed use is the highest and best use of land. This proposed development pattern minimizes utility networks while maximizing shared facilities. Therefore, the potential redevelopment promotes economical development patterns.**

- (5) *Achieve overall coordinated building and facility relationships and infill development, and eliminate the negative impacts of unplanned and piecemeal development.*

**Response: Since the entire site is composed of a single mixed-use structure, the site is planned comprehensively, allowing for a cohesive amalgamation of uses that residents will enjoy without reliance on automobiles. Maximizing the site's redevelopment potential is a prime example of infill development within the City of Gainesville's core area.**

- (6) *Enhance the combination and coordination of architectural styles, building forms and building relationships within the development.*

**Response: The currently approved PD ensures that vernacular elements are incorporated into the project's design. Some examples include establishing architectural rhythm through the placement, size, and repetition of windows and balconies, and matching setbacks, roof pitches, and other features to replicate similar building massing. The applicant is not proposing to change these elements of the approved PD.**

- (7) *Promote the use of traditional, quality-of-life design features, such as pedestrian scale, parking located to the side or rear of buildings, narrow streets, connected streets, terminated vistas, front porches, recessed*

*garages, alleys, aligned building façades that face the street, and formal landscaping along streets and sidewalks.*

**Response: Many traditional features that promote quality of life are incorporated into the project’s design. The building’s ground floor is pedestrian scale, and contains non-residential uses that front NW 13<sup>th</sup> Street, and NW 3<sup>rd</sup> and 4<sup>th</sup> Avenues. Shallow building setbacks, wide sidewalks, and appropriate street furniture and lighting enhance the pedestrian experience. The internal parking garage eliminates the need for surface parking. The parking garage may be accessed along both NW 3<sup>rd</sup> and NW 4<sup>th</sup> Avenues through an internal tunnel to prevent congestion along public streets.**

### **Section 30-213 – Minimum Criteria for Planned Development**

The City of Gainesville’s and community vision includes mixed-use redevelopment along the NW 13<sup>th</sup> Street and University Avenue corridors. The developer shares this vision and anticipates the subject parcel’s redevelopment will be a catalyst inspiring additional redevelopment in the area.

The site’s proximity to the adjacent residential historic district makes this project unique. To support a mixed-use development on this site, particular densities and intensities are required to promote an economically successful project. The approved PD includes conditions to protect the adjacent neighborhood, i.e limits building height for the garage on the eastern portion of the site, restricts non-residential uses beyond the western right-of-way line for NW 12<sup>th</sup> Drive, etc. Additional design considerations include articulated façades to break-up the building’s massing, architectural elements to mask the parking garage’s exterior, and landscaping along the eastern boundary to buffer the adjacent houses.

The PUD/PD FLU and zoning designations are the appropriate tools to insure that the site’s redevelopment incorporates the reasonable design features that protect the adjacent historic neighborhood’s character. The developer welcomes these design elements and believes the PUD/PD land use and zoning is a sufficient means to guarantee the protective elements will be included in the project. As expected, the developer’s interest is to insure the long-term protection of both the subject property’s and the area’s continued quality of life.

### **Sec. 30-216 – Requirements & Evaluation of Planned Development**

#### **(1) CONFORMANCE**

##### **A. CONFORMANCE WITH PD OBJECTIVES**

This application is consistent with the PD Objectives set forth in the City of Gainesville Land Development Code. Please refer to this report’s *Section 30-211(b)(1-7), PD Objectives* for more detailed information on how this application conforms with the PD Objectives.

B. CONFORMANCE WITH THE CITY OF GAINESVILLE COMPREHENSIVE PLAN

i. Future Land Use Element

The Gainesville Mixed Use on NW 13<sup>th</sup> Street promotes numerous City of Gainesville Comprehensive Plan Future Land Use Element (FLUE) Goals, Objectives, and Policies. By locating vertical, mixed-use development in areas appropriate for urban-type development and by respecting historic, residential neighborhoods that are adjacent to the property, the proposed development will both encourage additional redevelopment and provide needed amenities to both area residents and UF and SFC students, faculty, and staff.

In accordance with FLUE, *Objective 2.1*, Gainesville Mixed Use on NW 13<sup>th</sup> Street will both foster compact development within the City of Gainesville's urban core and promote transportation choices. The PD promotes redevelopment where residents, faculty, staff, and students have the opportunity to walk to transit stops located immediately adjacent to the property or a few blocks to the libraries, classrooms, offices, and medical facilities associated with UF and SFC. Gainesville Mixed Use on NW 13<sup>th</sup> Street will also encourage additional redevelopment that incorporates a mixture of uses, which will further reduce automobile dependency.

With respect to FLUE, *Policy 3.2.1*, Gainesville Mixed Use on NW 13<sup>th</sup> Street will relocate the two (2) single-family residential structures to other lots within the University Heights historic district or another historic district in the City of Gainesville. This resolution is optimal because the proposed project is able to optimize the highest and best use for the land and the structures are preserved and relocated within historic neighborhoods. Additionally, the adjacent detached residential structures will be sheltered from ground floor noise and light pollution via proper setbacks, landscaping, and appropriate security lighting.

In accordance with FLUE, *Policy 4.2.1*, the building's massing will be limited on the eastern portion of the site and non-residential uses will be located in the western half of the building. The Holiday Inn hotel, Jackson Square, University House, and Beaty Towers are all similar mid-rise buildings located along this corridor.

The approved PD and the proposed PD amendment implement the vision shared by the City and the community by developing a multi-story, mixed-use building that allows residents to live an automobile-independent lifestyle. The approved PD allows a transition from a singular-use, commercial-focused development to one that is focused on residential, but includes a mix of non-residential uses to support the residential use. Overall, the redevelopment project will provide a mix of reasonably-scaled residential and non-residential uses along the NW 13<sup>th</sup> Street (US 441) corridor.

ii. Transportation Mobility Element

Gainesville Mixed Use on NW 13<sup>th</sup> Street meets the overall Goals of the Comprehensive Plan Transportation Mobility Element. This report's *Section 30-216(2)*, *CONCURRENCY* provides an analysis of potential impacts on transportation segments identified in the City of Gainesville Comprehensive Plan. Primary access points along NW 3<sup>rd</sup> and NW 4<sup>th</sup> Avenues will serve the site. Finally, an access tunnel connecting NW 3<sup>rd</sup> and NW 4<sup>th</sup> Avenues will allow and promote efficient internal circulation and avoid vehicular stacking on public streets.

While proximate roadways have adequate capacity to serve proposed developments, operational improvements to the roadway network may be required to maintain safe and efficient operation. Improvements may include removing all existing driveway connections along NW 13<sup>th</sup> Street /US 441 and aligning the access tunnel with NW 12<sup>th</sup> Drive. Coordination with the State of Florida Department of Transportation (FDOT) with regard to driveway cuts will not be necessary, as no access will come from NW 13<sup>th</sup> Street (US 441).

The access tunnel will allow delivery vehicles to access the retail store(s) and also allow patrons and residents to access an internal parking garage. The tunnel will place major parking areas away from the NW 13<sup>th</sup> Street/US 441 frontage. Parking will be designed to safely accommodate the site's vehicular and pedestrian users of the site concurrently.

An existing PD condition requires that the owner / developer install an FDOT approved traffic separator on NW 13<sup>th</sup> Street from NW 3<sup>rd</sup> Avenue to NW 5<sup>th</sup> Avenue along the existing center turn lane. Another condition requires the owner / developer to improve NW 12<sup>th</sup> Drive from NW 4<sup>th</sup> Avenue to NW 5<sup>th</sup> Avenue to handle the projected traffic. The owner / developer is also required to construct a sidewalk along one side of NW 12<sup>th</sup> Drive. The applicant is not proposing to change or remove these conditions.

*iii. Housing Element*

The Gainesville Mixed Use on NW 13<sup>th</sup> Street development will incorporate market-rate housing aimed at UF and SFC faculty, staff, and students, as well as Shands and VA Hospital employees. Furthermore, the proposed development is an infill mixed-use development that encourages density and intensity within the City's urban core, thereby promoting the conservation of greenfields, environmentally sensitive lands, and reducing sprawl into the County.

*iv. Potable Water/Wastewater Management Element*

The Gainesville Mixed Use on NW 13<sup>th</sup> Street PD was approved in January 2012. During the approval process, City staff determined that the project would not cause the City's potable water and wastewater systems to operate below the adopted LOS. As shown in this report's *Section 30-216(2), CONCURRENCY*, the proposed PD amendment will only increase residential units by a total of 11 units. This minimal change will not negatively impact the City's potable water and wastewater systems. The applicant will coordinate with Gainesville Regional Utilities (GRU) during the development plan approval process to construct the necessary improvements required to connect to the City's systems.

*v. Solid Waste Element*

As shown in this report's *Section 30-216(2), CONCURRENCY*, the proposed PD amendment will only increase residential units by a total of 11 units. This minimal change will not negatively impact the City's solid waste system. The PD will utilize appropriate mechanisms for solid waste disposal. New River Regional Landfill, the area's main landfill, will not be adversely impacted by site development. Consistent with *Objective 1.1*, this will include reuse or recycling of waste materials for on-site or off-site uses.



*vi. Stormwater Management Element*

Stormwater Management Facilities (SMFs) will be constructed to mitigate the potential impacts of 100-year critical duration rainfall depth. SMF basins, located beneath the proposed structure and parking garage, will be designed to contain the site's stormwater and to allow percolation into the soil rather than run directly into the receiving surface waters downstream.

*vii. Public Schools Facilities Element*

Since the residential market targeted by Gainesville Mixed Use on NW 13<sup>th</sup> Street is faculty, staff, and students, as well as Shands and VA Hospital employees, minor public school facility impacts are anticipated. This assumption is supported by the student generation calculations provided in this report's *Section 30-216(2), CONCURRENCY*. Only an additional eight (8) elementary students, three (3) middle school students, and four (4) high school students are projected as a result of the proposed PD amendment.

*viii. Urban Design Element*

Consistent with *Objective 1.2*, enhancements to the sidewalk and public realm will encourage greater interaction with pedestrians, and an outdoor seating area may be provided in conjunction with anticipated non-residential uses. In accordance with *Objective 1.4*, Gainesville Mixed Use on NW 13<sup>th</sup> Street incorporates an internal parking garage that is accessible from both NW 3<sup>rd</sup> and 4<sup>th</sup> Avenues. The garage will allow for delivery vehicles', patrons', and residents' convenient access.

The approved PD includes conditions to protect the adjacent neighborhood, i.e limits building height for the garage on the eastern portion of the site, restricts non-residential uses beyond the western right-of-way line for NW 12th Drive, etc. Additional design considerations include articulated façades to break-up the building's massing, architectural elements to mask the parking garage's exterior, and landscaping along the eastern boundary to buffer the adjacent houses.

*ix. Conservation Element*

The proposed site is in the City of Gainesville's urban core, located on NW 13<sup>th</sup> Street, three blocks north of University Avenue. There are no environmental characteristics that prohibit site development. And, any stormwater runoff that results from the development will be mitigated in accordance with the City of Gainesville Land Development Code and Water Management District requirements.

On-site soils are generally suitable for urban-type development, including commercial and residential sites, based on the Natural Resources Conservation Service (NRCS) soils data. Additional site-specific evaluations will be conducted prior to implementation of specific development plans to determine suitability of specific locations for buildings and support structures. Soils that are found to be deficient will require the use of best management practices for creating a safe and appropriate foundation. Existing on-site vegetation will be retained to the maximum extent practicable to help maintain soil stability.

No Federal Emergency Management Agency (FEMA) 100-year floodplain areas were identified on the site. The site was also analyzed using the National Wetlands Inventory (NWI), the database of Alachua County Regulated Wetlands. No floodplain and wetland areas have been identified.

(2) CONCURRENCY

As stated earlier in this report, the proposed PD amendment will increase multi-family residential units by 11. While the 5,000 sq. ft. minimum requirement for Office has been removed, a leasing office will be included in the residential portion of the project but will not be counted against the permitted non-residential square footage. Therefore, there is really no change in the office space entitlements. The non-residential uses will remain the same at 26,000 sq. ft. The impacts of the overall PD were analyzed at the time of the original approval. The minimal increase resulting from this proposed amendment, 11 residential units, will be used in the public facility impact calculations provided in this section.

Transportation

An existing PD condition requires that the owner / developer install an FDOT approved traffic separator on NW 13<sup>th</sup> Street from NW 3<sup>rd</sup> Avenue to NW 5<sup>th</sup> Avenue along the existing center turn lane. Another condition requires the owner / developer to improve NW 12<sup>th</sup> Drive from NW 4<sup>th</sup> Avenue to NW 5<sup>th</sup> Avenue to handle the projected traffic. The owner / developer is also required to construct a sidewalk along one side of NW 12<sup>th</sup> Drive. The applicant is not proposing to change or remove these conditions.

Additionally, revised traffic calculations are submitted as part of this PD amendment application package. The calculations were revised to reflect the minimal increase in multi-family residential units and the added flexibility to the non-residential uses.

Potable Water

**Table 4: Projected Potable Water Impact**

<b>System Category</b>	<b>Gallons Per Day</b>
Current Capacity	54,500,000
Current Use	26,600,000
Available Capacity	27,900,000
Projected Demand From PD Amendment [11 units x 2.46 persons / dwelling units x 200 gal per day]	5,412
<b>Residual Capacity After Proposed Amendment</b>	<b>27,894,588</b>

*Conclusion:* The proposed PD amendment will not cause the City's potable water system to operate below the adopted LOS.

Sanitary Sewer

**Table 5: Projected Sanitary Sewer Impact**

<b>System Category</b>	<b>Gallons Day</b>
Current Capacity	7,500,000
Current Average Demand	6,500,000
Available Capacity	1,000,000
Projected Demand From Amendment [11 units x 2.46 persons / dwelling units x 113 gal per day]	3,058
<b>Residual Capacity After Proposed Amendment</b>	<b>999,942</b>

*Conclusion:* The proposed PD amendment will not cause the City's sanitary sewer system to operate below the adopted LOS.

Solid Waste

**Table 6: Projected Solid Waste Impact**

<b>System Category</b>	<b>Tons Per Year</b>
Projected Impact From Amendment [11 units x 2.46 persons / dwelling units x 0.655 tons per capita / year]	18
<b>Alachua County Solid Waste Facility Capacity</b>	<b>&gt;10 years</b>

*Conclusion:* The proposed PD amendment will not cause the City's solid waste system to operate below the adopted LOS.

Public Schools

**Table 7: Projected Public School Impact**

	<b>Units</b>	<b>Elementary</b>	<b>Middle</b>	<b>High</b>
<b>Generation Rates</b>				
Single Family Units	-	0.159	0.08	0.112
Multi-family Units	-	0.042	0.016	0.019
<b>Calculations</b>				
Single Family Units	0	0	0	0
Multi-family Units	11	8	3	4
<b>Total</b>	<b>11</b>	<b>8</b>	<b>3</b>	<b>4</b>

*Conclusion:* It is not anticipated that the proposed PD amendment will cause student levels to exceed the adopted LOS in the Alachua County Public School Interlocal Agreement. However, an official Public School Student Generation Calculation Form was submitted as part of this application package. The School Board of Alachua County will provide comments on the student generation rates and school capacities.

(3) *INTERNAL COMPATIBILITY*

The Gainesville Mixed-use on NW 13<sup>th</sup> Street project is designed to optimize cohesion among uses within a single building. The non-residential uses are intended to support the modest quantity of residential units. Residents are anticipated to shop and work within the building or within the immediate vicinity, which reduces the need for an automobile.

Site circulation enhances this idea by creating an internal parking garage for residents, tenants, and patrons alike. Non-residential uses' employees and customers will park on the ground floor while tenants will park on the remaining floors above.

#### (4) *EXTERNAL COMPATIBILITY*

##### A. *Compatible Uses*

The Gainesville Mixed Use on NW 13<sup>th</sup> Street project brings a variety of uses to the NW 13<sup>th</sup> Street and University Avenue corridors. The non-residential uses are specifically targeted towards area residents, and faculty, staff, and students that frequent UF, SFC, and Shands/VA. The modest residential component will encourage a lifestyle that will reduce vehicle trips traveled and emissions while increasing urban density that is required to support transit. Additionally, the project will serve as a catalyst for redevelopment in the area.

##### B. *Development Design*

The ±1.7-acre site consists of a vertical mixed-use structure located on NW 13<sup>th</sup> Street. The ground floor includes non-residential uses and access to an internal parking garage. Residential uses will begin on the second floor and go to the top floor. Careful design considerations insure that light and noise impacts are minimized on the adjacent neighborhood. The internal parking garage will utilize vernacular architectural elements to block vehicle noise and light. Additional standard design features include applicable landscaping and carefully placed security lighting features to insure that the development complies with City of Gainesville ordinances.

##### C. *Traffic Circulation*

The site fronts NW 13<sup>th</sup> Street with main access to the internal parking garage on both NW 4<sup>th</sup> Avenue to the north and NW 3<sup>rd</sup> Avenue to the south. The internal parking garage is available to employees, tenants, and patrons. Parking for non-residential uses will be on the first level of the garage. Residential parking will be above on the remaining levels. Loading and waste collection vehicles will access the site through the access tunnel while maintaining access for other vehicles.

An existing PD condition requires that the owner / developer install an FDOT approved traffic separator on NW 13<sup>th</sup> Street from NW 3<sup>rd</sup> Avenue to NW 5<sup>th</sup> Avenue along the existing center turn lane. Another condition requires the owner / developer to improve NW 12<sup>th</sup> Drive from NW 4<sup>th</sup> Avenue to NW 5<sup>th</sup> Avenue to handle the projected traffic. The owner / developer is also required to construct a sidewalk along one side of NW 12<sup>th</sup> Drive. The applicant is not proposing to change or remove these conditions.

##### D. *Density and Intensity*

The Gainesville Mixed Use on NW 13<sup>th</sup> Street Planned Development (PD) was approved on January 19, 2012. Together with the Planned Use District (PUD) Future Land Use (FLU) designation that was approved for the ±1.5 acre site, the PD is entitled for the following development:

Multi-Family Residential Units:	191 units*
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Multi-Family Residential Bedrooms:	262 bedrooms*
Retail / Commercial:	26,000 sq. ft.
Office:	20,000 sq. ft. maximum 5,000 sq. ft. minimum

\*Up to 15,000 sq. ft. of the office can be exchanged for residential units / bedrooms to achieve the maximum number shown

The parcel added through the proposed PD amendment will square-off the site and maximize use of the property. The building footprint will be expanded to create a more functional use of the space and enhance the financial feasibility of the project. The proposed PD amendment and accompanying PUD comprehensive plan amendment will change the entitlements for the project. The proposed entitlements are as follows:

Multi-Family Residential Units:	202 units
Multi-Family Residential Bedrooms:	555 bedrooms
Non-Residential Development:	26,000 sq. ft.

The proposed entitlements represent an increase of only 11 multi-family residential units and 26 bedrooms. The requirement for office uses will be removed and the remaining amount of non-residential square footage will remain unchanged at 26,000 sq. ft. Office uses are still permitted within the PD and will be included in the total non-residential square footage. A leasing office will be included with the residential units but will not count against the non-residential square footage permitted within the PD.

(5) *INTENSITY OF DEVELOPMENT*

See response to “D. Density and Intensity” above.

(6) *USABLE OPEN SPACES, PLAZAS AND RECREATION AREAS*

The building footprint will occupy the majority of the relatively small site. Pedestrian and urban areas will be provided between the building and adjacent street right-of-ways within the building setbacks. These areas will increase pedestrian accessibility and create a pedestrian scale for the multi-level building.

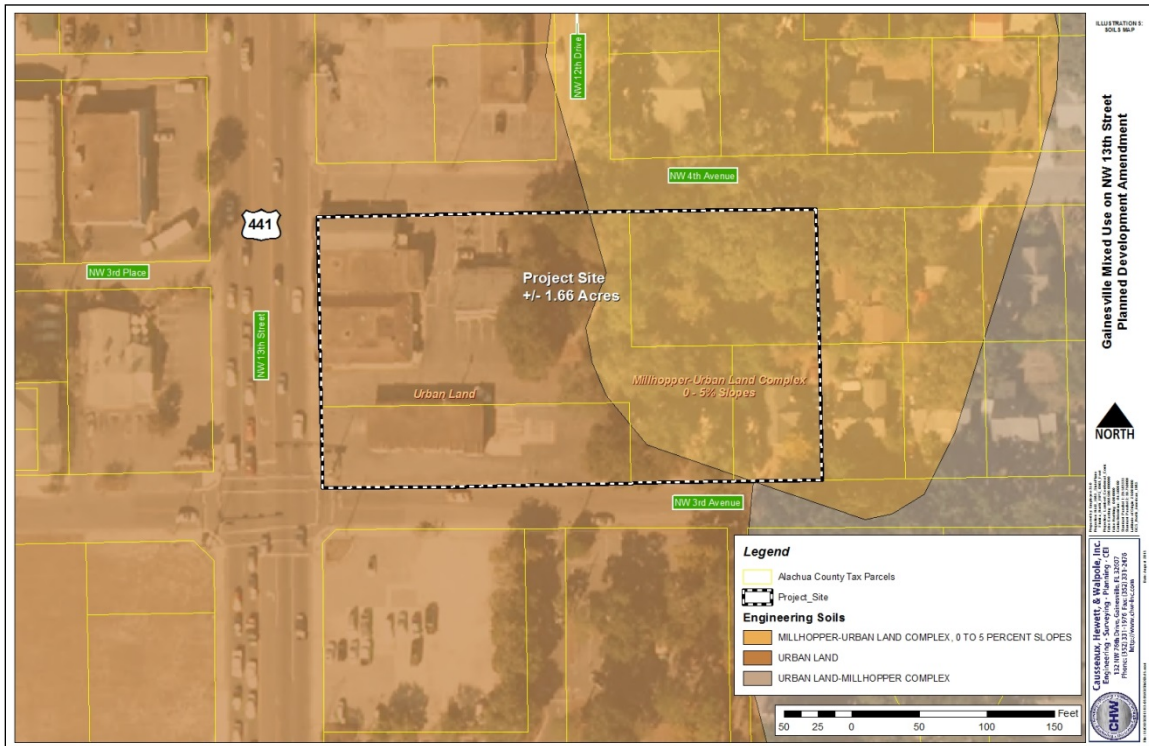
(7) *ENVIRONMENTAL CONSTRAINTS*

The project is located in the City of Gainesville’s urban core. No wetland or floodplain areas were found on the project site. As shown on Map 5 the site is relatively level with no topographical features that will inhibit the proposed development.



**Map 5: Topography, Wetlands, & FEMA Floodplain Map**

According to the National Resources Conservation Service (NRCS), the soil types on-site are Urban Land and Millhopper-Urban Land Complex, 0- 5 % Slopes (See Map 6). These soils are suitable for both urban-type residential and non-residential development.



**Map 6: Natural Resources Conservation Service (NRCS) Soils Map**

(8) *EXTERNAL TRANSPORTATION ACCESS*

As stated throughout this report, the site fronts NW 13<sup>th</sup> Street and primary access points are located along NW 3<sup>rd</sup> and NW 4<sup>th</sup> Avenues. All site access will meet the standards set forth in the City's LDC Article IX and Chapter 23. An existing PD condition requires that the owner / developer install an FDOT approved traffic separator on NW 13<sup>th</sup> Street from NW 3<sup>rd</sup> Avenue to NW 5<sup>th</sup> Avenue along the existing center turn lane. Another condition requires the owner / developer to improve NW 12<sup>th</sup> Drive from NW 4<sup>th</sup> Avenue to NW 5<sup>th</sup> Avenue to handle the projected traffic. The owner / developer is also required to construct a sidewalk along one side of NW 12<sup>th</sup> Drive. The applicant is not proposing to change or remove these conditions.

(9) *INTERNAL TRANSPORTATION ACCESS*

The proposed PD amendment will expand the building footprint creating more room for efficient internal traffic circulation patterns within the parking garage. Traffic circulation enhances cohesion among uses through an internal parking garage that is accessed from both NW 3<sup>rd</sup> and NW 4<sup>th</sup> Avenues via an access tunnel. The tunnel contains loading facilities for retailer(s), office tenants, and residents where loading vehicles enter the access tunnel via a left-turn off of NW 3<sup>rd</sup> Avenue, unload items, and then exit the site by turning onto NW 4<sup>th</sup> Avenue. The parking garage remains fully operational during loading periods as cars and pedestrians can easily maneuver within the structure while loading vehicles are present and not block public streets.

All on-site parking will be accommodated via the parking garage and is available to patrons, tenants, and employees. The parking garage's ground floor is intended to be used by the non-residential uses' patrons and employees, while the remaining levels will be reserved for residential tenants. Additionally, solid waste receptacles are contained in the access tunnel and will be designed to accommodate waste pick-up vehicles.

(10) *PROVISION FOR THE RANGE OF TRANSPORTATION CHOICES*

As stated throughout this report, the site is located in a dense urban area, along a major corridor. Direct access to major employment centers such as UF, SFC, Shands and the VA hospital, retail, and transit stops are all within a short walking distance. The site's location and development scenario, a vertical mixed-use building is ideal for walking and bicycling. Site improvement such as a pedestrian-scaled building, short setbacks, wide sidewalks, and appropriate street furniture and lighting enhance the pedestrian experience. Finally, vehicles utilize an internal parking garage that has direct access to each floor to accommodate patrons, tenants, and residents.

**Section 30-217 – Unified Control**

The applicants are in complete, legal, and unified control of the entire area of the proposed PD. Property deeds have been provided as part of the application materials to demonstrate unified control.

**Section 30-218 – Phasing**

The proposed development will not be phased, since the site contains a single structure.