

HATHAM COUNTY-SAVANNAH

**METROPOLITAN PLANNING COMMISSION** 

"Planning the Future - Respecting the Past"

— MEMORANDUM —

DATE: MAY 19, 2020

TO: THE MAYOR AND ALDERMEN OF THE CITY OF SAVANNAH

FROM: METROPOLITAN PLANNING COMMISSION

SUBJECT: MPC RECOMMENDATION

## **PETITION REFERENCED:**

Proposed amendment to a previously approved Planned Development Re: Savannah River Landing / Eastern Wharf Amend Section 8-3351 General Development Standards Amend Section 8-3353 Definitions – Multi Family Residential Amend Section 8-3353 Definitions – Stacked Townhouse Amend Master Plan Applicant: PMC SRL, LLC Agent: Harold B. Yellin (Hunter MacLean) File No. 20-001996-ZA

MPC ACTION:

**<u>Approval</u>** of the request to amend the Eastern Wharf Planned Development / Master Plan as submitted.

**MPC STAFF RECOMMENDATION:** 

<u>Approval</u> of the request to amend the Eastern Wharf Planned Development / Master Plan as submitted.

Amendment to an Approved PD File No. 20-001996-ZA PMC SRL LC, Petitioner May 19th, 2020

#### **MEMBERS PRESENT**:

10 + Chairman

Joseph Ervin, Chairman Thomas Branch Travis Coles Karen Jarrett Tanya Milton Wayne Noha Eula Parker Lee Smith Linder Suthers Joseph Welch Tom Woiwode

### PLANNING COMMISSION VOTE: Approve Staff Recommendation (11-0)

APPROVAL	DENIAL	ABSENT
Votes: 11	Votes: 0	
Ervin		Cook
Branch		Manigault
Coles		Monahan
Jarrett		
Milton		
Noha		
Parker		
Smith		
Suthers		
Woiwode		
Welch		

Respectfully submitted,

Wilson per

Melanie Wilson Executive Director

/jh

Enclosure

cc Mark Massey, Clerk of Council Lester B. Johnson, Assistant City Attorney Jennifer Herman, Assistant City Attorney Beth Barnes, Department of Inspections

ml

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**METROPOLITAN PLANNING COMMISSION** 

"Planning the Future - Respecting the Past"

— MEMORANDUM-

TO: The Mayor and Aldermen, City of Savannah FROM: **MPC Staff DATE:** May 19, 2020 **SUBJECT:** Proposed amendment to a previously approved Planned Development Savannah River Landing / Eastern Wharf Re: Amend Section 8-3351 General Development Standards Amend Section 8-3353 Definitions – Multi Family Residential Amend Section 8-3353 Definitions – Stacked Townhouse Amend Master Plan **Applicant: PMC SRL, LLC** Agent: Harold B. Yellin (Hunter MacLean) File No. 20-001996-ZA

**Marcus Lotson MPC Project Planner** 

## ISSUE:

A request to amend a previously approved Planned Development (PD) for the purpose amending existing development standards related to setbacks, definitions and height.

# BACKGROUND:

The Eastern Wharf Planned Development is located east of the Historic District and is bounded approximately by General McIntosh Boulevard to the west, Truman Parkway to the east, the Savannah River to the north and President Street to the south. It is approximately 56 acres in size and is currently governed by Appendix A-2.5 of the Savannah Zoning Ordinance. The property was originally rezoned in 2004 to the PUD-MXU (Planned Unit Development-Mixed Use) zoning classification to allow for a mixed-use development. In 2017, the subject property was rezoned to the Savannah River Landing Planned Unit Development with an accompanying Master Plan.

## FINDINGS:

1. The residential portion of Eastern Wharf, which is primarily in the northeast quadrant of the development, has established development standards that were created during the reasoning process. The remaining portion of the development is a mixed-use commercial center which

allows hotels, offices, restaurants and other nonresidential uses. The proposed amendments only apply to certain residential pods and only within the boundaries of the Eastern Wharf Planned Development.

- 2. The proposed amendments are in response to building design choices being made by the developer, which they assert will respond to desires found in the current housing market now that the project is underway. It is typical in a Master Planned community to adjust housing types and thus development standards throughout the course of the development, due to the length of time that passes from inception of the project to complete buildout.
- 3. The proposed changes to the existing development standards do not substantially change the nature of the development at large. Because the Master Planned area allows buildings of varying scales and heights, these changes will not likely impact other developable parcels within the Eastern Wharf Planned Development area.

# PROPOSED AMENDMENT:

The purpose of the proposed amendment is to:

- To increase the front yard setback in the identified areas from 12 feet to 25 feet to accommodate courtyard style vehicular drop off.
- To define multifamily residential as a building with four or more units, currently defined as 5 or more.
- To allow a stacked townhome building type with interior lobby / courtyard entrance.
- To amend the maximum permitted height in two residential development pods (MU-R-4B) and MU-R 5B) from 60 feet to 80 feet.
- To amend the maximum permitted height in one residential development pods (MU-R-1B) 60 feet to 90 feet.

# POLICY ANALYSIS:

The development standards were reflective of what was predicted to happen in the housing market. But as is typical with any long-term development process, adjustments should be considered based on market demand. The petitioner is attempting to provide a housing type that they believe will be a benefit to the Planned Development area. The amendments required to make this available do not appear to substantially change the previous approvals or have a negative impact on other developable areas within Eastern Wharf. Staff finds that the proposed changes are in keeping with the overall development pattern and that previous development approvals within Eastern Wharf will not be negatively impacted.

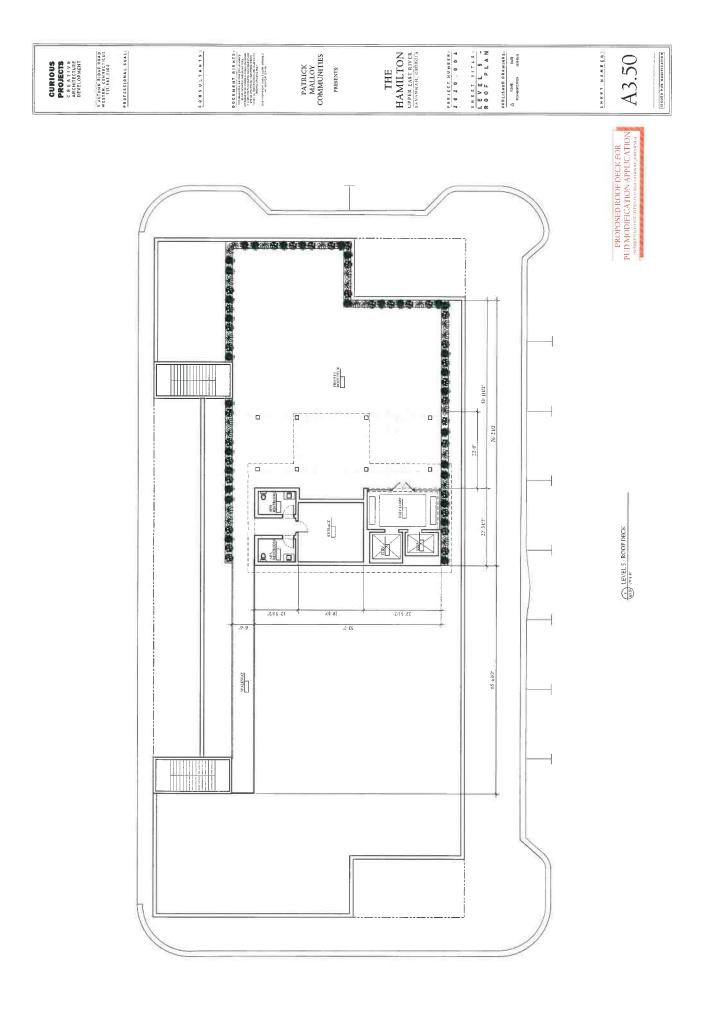
# **ALTERNATIVES:**

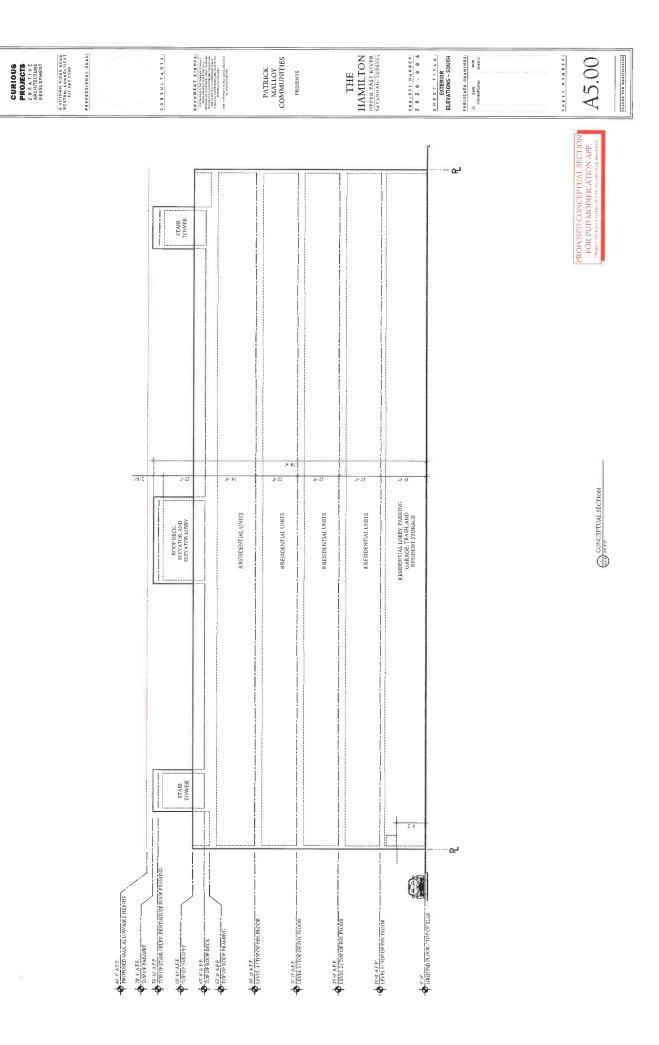
- 1. Recommend approval of the request to amend the Eastern Warf Planned Development.
- 2. Recommend denial of the petitioner's request.

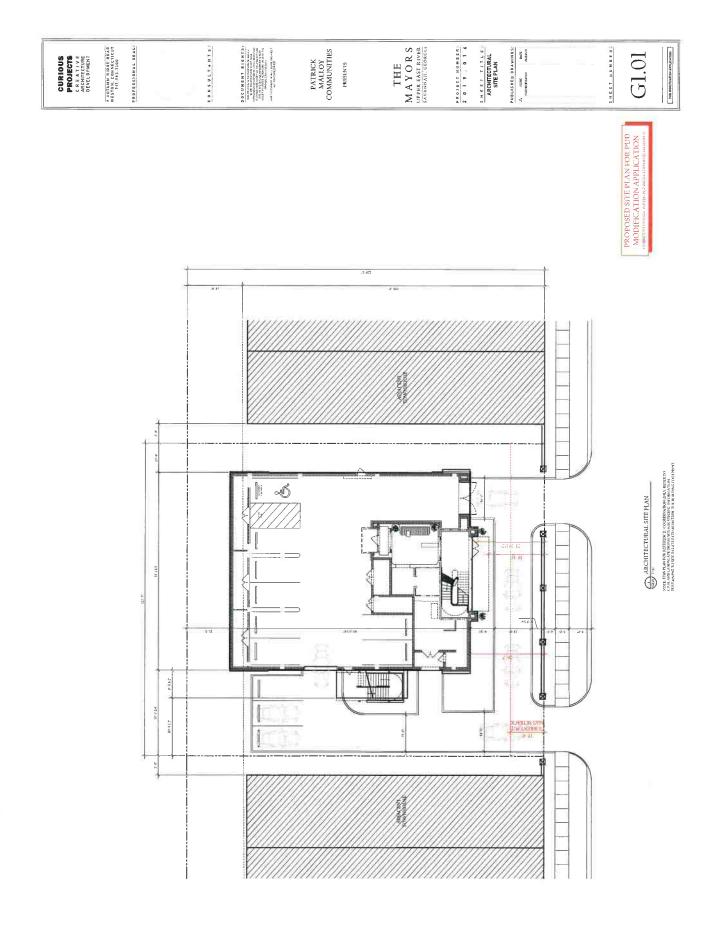
Amendment to an Approved PD File No. 20-001996-ZA PMC SRL LC, Petitioner May 19th, 2020

## **<u>RECOMMENDATION</u>**:

The Planning Commission recommends approval of the request to amend the Eastern Wharf Planned Development and Master Plan.



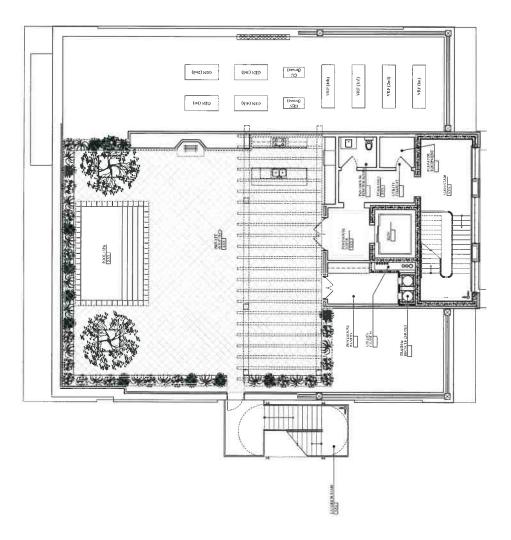


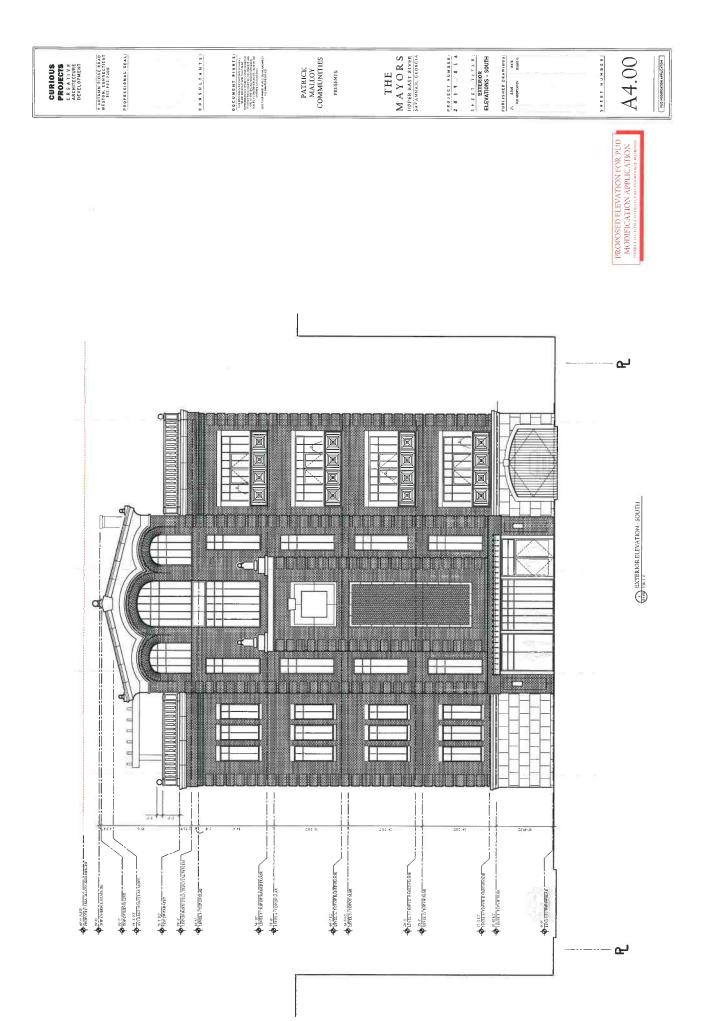


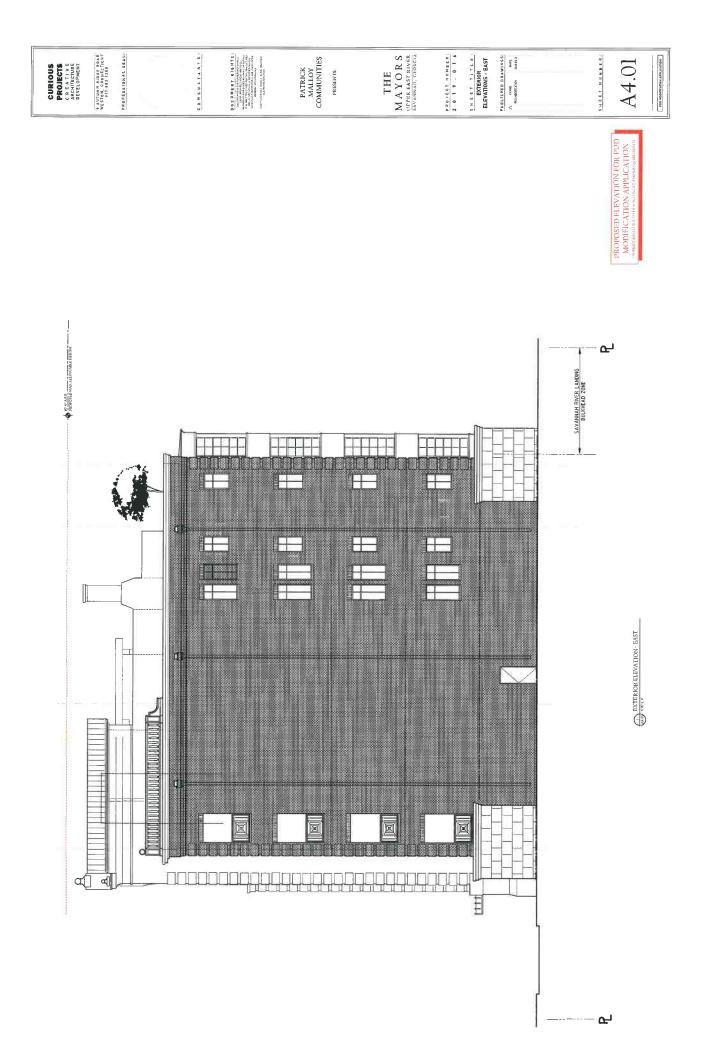


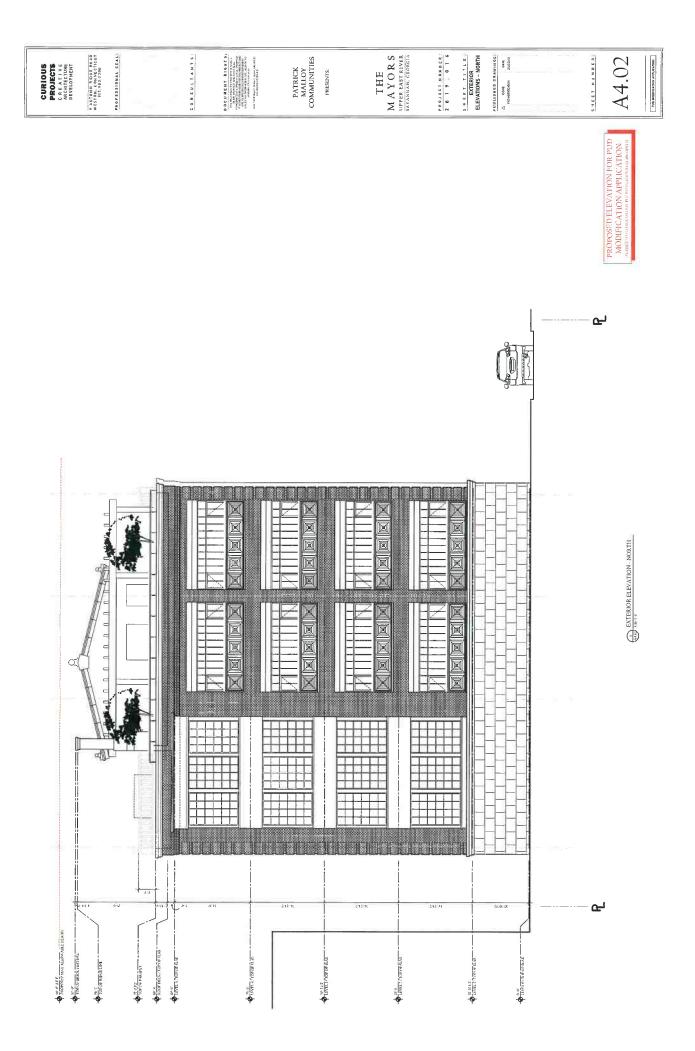


LEVEL 5 - PENTHOUSE AND DECK PLAN









## MASTER ARCHITECTURAL COMMITTEE EASTERN WHARF MASTER ASSOCIATION, INC. 3340 Peachtree Road, NE Suite 1400 Atlanta, GA 30326 404-364-1400

#### VIA EMAIL ONLY

May 14, 2020

Mr. Patrick Malloy PMC SRL, LLC

Email: patrick@pmcommunities.com

RE: Upper East River - Savannah, Georgia Request for Re-zoning Request for Design Guideline Modifications: Mayor's Buildings and Hamilton Buildings

Dear Mr. Malloy:

This is a follow up to our letter of April 22, 2020. After your recent conversations with the City of Savannah and the Metropolitan Planning Commission, you have requested that we review and approve several changes to the Text Amendment. Please see our approval on the attached. Our approval is expressly conditioned on the same conditions contained in our April 22, 2020 letter. We have re-stated those conditions below for convenience.

**ZONING TEXT AMENDMENT:** The MARC approves SRL - PMC, LLC request to submit the attached Text Amendment to the City of Savannah and the Metropolitan Planning Commission. SRL-PMC agrees to keep us informed of all communications regarding this amendment. No changes are authorized without our further our further approval.

The approval of this zoning modification submittal in no way permits any change to the Design Guidelines or grants any other approvals to SRL-PMC, LLC. All conditions in the Declaration remain fully in force.

#### **MAYOR'S BUILDINGS:**

The Mayor's Buildings are approved at 3 specific locations (see April 22, 2020 attachments) and only for the height and general configuration approved on the attached. There is no architectural approval granted at this time – a complete submittal will be required at a later date.

#### HAMILTON BUILDINGS:

The Hamilton Building is approved at one of the two specific locations approved (see April 22, 2020 attachment) and only for the height and general configuration approved on the attached. There is no architectural approval granted at this time -a complete submittal will be required at a later date. Please note this approval is specifically conditioned with the caveat that unless and until there is an agreement with the Declarant, in its sole discretion, to increase overall density, you will need to forego the construction of 12 units at one of the Type E locations. For further clarity - since the two Type E locations are approved for 20 units each (40 units combined), if you build 32 on one site, the other only has 8 units of density remaining. Nothing in this approval in any way modifies the density restrictions currently in place.

The review, comments and/or consent to Applicant's submission for proposed construction in no way relieves Applicant of any of Applicant's obligations under the Master Declaration and the Design Guidelines or in any way modifies the Master Declaration and /or the Design Guidelines. The MARC's approval of any architect, engineer or contractor is in no way an endorsement of those entities. Applicant and its consultants / contractor(s) are solely responsible for the project design and its: (i) conformance to applicable Zoning, Building codes and applicable Federal, State, Regional and Local law and ordinances; and (ii) compliance with the Master Declaration and the Design Guidelines. Any deficiency in compliance, design or construction, although same had prior approval of the MARC, Master Declarant or the Master Association, shall be solely the responsibility of Applicant.

Sincerely,

MASTER ARCHITECTURAL REVIEW COMMITTEE

JAmes B.

James B. Feldman

AGREED TO: Date: 5/4/2020 By: Patrick Malloy SRL-PMC, LC

City of Savannah P.O. Box 1027, Savannah, GA, 31402-1027 TDD: 912.651.6702 / www.savannahga.gov

> Office of the Clerk of Council 2 E Bay St, Savannah, GA, 31401 Phone: 912.651.6441

Planning & Urban Design 5515 Abercorn St, Savannah, GA, 31405 Phone: 912.651.6530 / Fax: 912.651.6543





110 E State St, Savannah, GA, 31401 P.O. Box 8246, Savannah, GA, 31412-8246 Phone: 912.651.1440 / Fax: 912.651.1480 www.thempc.org

Please type or print legibly. Attach additional sheets, if necessary, to fully answer any of the following sections. Incomplete applications will not be scheduled by the Metropolitan Planning Commission (MPC) until deficiencies are corrected. Additional instructions and information regarding the amendment process are attached. <u>SUBMIT 1 COMPLETED ORIGINAL APPLICATION FORM AND 1 COPY TO THE OFFICE</u> <u>OF THE CLERK OF COUNCIL</u>. Applicants are requested to contact the MPC staff at 912.651.1440 and City planning staff at 912.651.6530 prior to submitting an application.

## I. Action Requested

## A. Text Amendment

- Identify the specific section(s) number(s) of the Zoning Ordinance sought to be amended. Savannah River Landing Planned Unit Development: Section 8-3351. General Development Standards. Section 8-3353. Definitions. Multi-Family Residential. Section 8-3353. Definitions. Stacked Townhouse. Master Plan.
  - a) What is the existing text requested to be repealed, if any? Please see attached exhibits.

b) What is the proposed text, if any? Please see attached exhibits.

File #: \_

**EW MARC OK** 

**TO SUBMIT** 

05-14-2020

2. State the reason(s) for the text amendment.

Sec. 8-3351. General Development Standards: To permit the allowable front yard setback, in limited areas, to be increased from 12 feet to 25 feet. New building design utilizes vehicular courtyard drop-off within the setback, which requires the building to be set back from the right-of-way. Sec.8-3353. Definitions. Multi-Family Residential: To permit multi-family residential to include buildings with 4 or more units. Sec. 8-3353. Definitions. Stacked Townhouse: To permit more than one unit

above another unit and to allow for one common interior lobby / courtyard entrance to the building, with each unit possessing an entrance off of the interior lobby.

Master Plan: To permit a height of 80 feet within the MU-R-4B and MU-R-5B district and to permit a height of 90 feet within the MU-R-1B district.

## B. Application History

Have any previous applications been made for a similar text amendment?

Yes	No	$\checkmark$
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If yes, please provide the file number(s):

## II. <u>Petitioner Information</u>

Name(s): PMC SRL, LLC

Registered Agent: J. Patrick Malloy

(Or Officer or Authorized Signatory, if Petitioner is not an individual)

Address: 4770 South Atlanta Road, Suite 100

City, State, Zip: Atlanta, Georgia 30339

Telephone:

Fax:

E-mail address:

III. <u>Agent, if different from Petitioner</u> (Note: If the petitioner(s) will have an agent serve on his or her behalf, the petitioner(s) must complete the attached Letter of Authorization. If the agent changes after submitting the application and the agent is not the petitioner, a new authorization form will be required.)

Name(s): Harold B. Yellin, Josh Yellin

Firm or Agency: HunterMaclean

Address: 200 East Saint Julian Street

City, State, Zip: Savannah, Georgia 31401

Telephone: 912-236-0261

Fax:

E-mail address: hyellin@huntermaclean.com

**EW MARC OK** 

**TO SUBMIT** 

05-14-2020

# IV. <u>Items Required to be Submitted with an Application for Text</u> <u>Amendment</u>

- A. Application. A COMPLETED ORIGINAL APPLICATION FORM AND ONE COPY.
- **B.** Submittal Fee. A <u>non-refundable</u> filing fee of \$600 payable to "City of Savannah". Fee is subject to change.
- **C.** Notarized Authorization Form. If the petitioner will not represent the petition, a signed, notarized statement from the petitioner authorizing the agent to act on his behalf is required.
- D. Is this request related to another review, such as a Certificate of Appropriateness (COA), Subdivision, Site Permit (General Development Plan), Business Location Approval, Rezoning (Map Amendment), Special Use, or Zoning Board of Appeals? If so, please provide the Plan/Permit # and associated Staff Report/Decision.

## V. Certification

By my signature below, I certify that the information contained in this application is true and correct to the best of my knowledge at the time of the application. I acknowledge that I understand and have complied with all of the submittal requirements and procedures, and that this application is a complete application submittal. I further understand that an incomplete application submittal may cause my application to be deferred to the next posted deadline date. I understand that the approval of an application for zoning text amendment by the Mayor & Aldermen does not constitute a waiver from any applicable local, state, or federal regulations.

Applicant Name: <u>Joshua</u> Yellin			04/21/2020		
Print		Signature	Date		
<u>Contacts</u>					
Office of the Clerk of Counc	il: 2 E Bay St, City Ha 31402 (Phone: 912.		L ~ P.O. Box 1027, Savannah, GA,		
Planning & Urban Design:		Savannah, GA, 31405 (l ~ P.O. Box 1027, S	EW MARC OK		
The Planning Commission:	110 E State St, Sava 31412 (Phone: 912.		TO SUBMIT 05-14-2020		

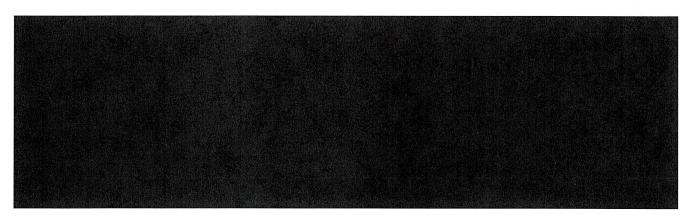
# Letter of Authorization

I (we) authorize Harold B. Yellin <sup>and Joshua</sup> Yellin (Agent Name) of HunterMaclean (Firm

or Agency, if applicable) to serve as agent on my (our) behalf for the purpose of making and executing this application for the proposed request.

## Petitioner(s)

Name(s): PMC SRL, LLC	
Registered Agent: J. Patrick Malloy	
(Or Officer or Authorized Signatory, if Petitioner is not an Individual Signature(s)	Date
Witness Signature Certificate	
State of Georgia	
County of	
Signed or attested before me on Date	
by	
, (Printed name(s) of individual(s) signing document)	
who proved to me on the basis of satisfactory evidence to be the persor before me.	n(s) who appeared
Personally Known or Produced Identification Type of ID	
Signature of notary public	EW MARC OK TO SUBMIT
(Name of notary, typed, stamped or printed) Notary Public State of Georgia	05-14-2020
My commission expires:	



Sec. 8-3351. General Development Standards. (3) Residential and Non-residential Development	t
Standards. Table 2.	

**Table 2: Development Standards** 

Use	Density	Lot Size Per Unit (min)	Lot Width (min)	Yard Setbacks	Building Lot Coverage (max)	Building Lot Coverage (max)	Height
Multi- family dwelling	See Master Plan	None	30 ft	Front Yard: Min.: 0 ft & Max.: 12 ft. <u>Within the</u>	100%	70%	See Master Plan
				MU-R-1B max.: 25 ft. Side Yard:			
				Interior to Block Min.: 0 ft & Max.: N/A			
				Side Yard: Corner Min.: 0 ft & Max: N/A			
				Rear Yard: Min.: 0 ft & Max.:			
				N/A	TO S	IARC SUBM 14-202	п

#### Sec. 8-3353. Definitions.

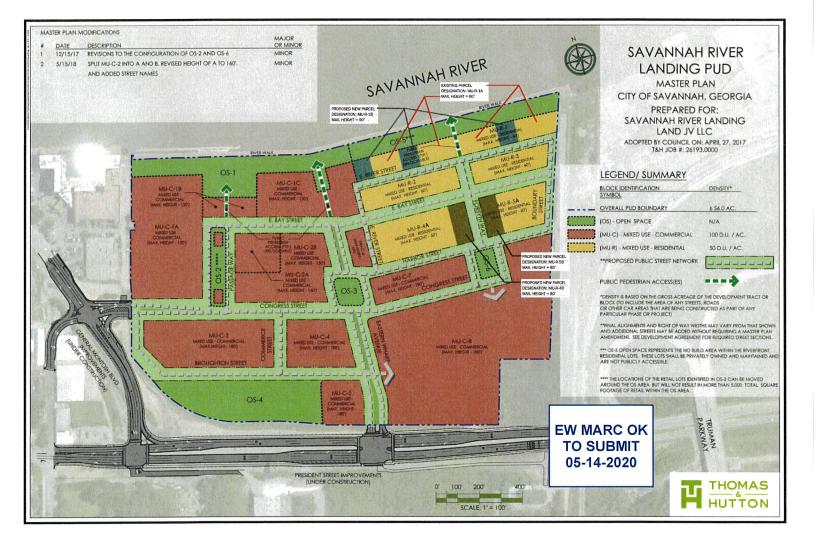
*Multi-family Residential.* A residential building containing five four or more dwelling units. Each multi-family residential building shall consist of one or more dwelling units per floor.

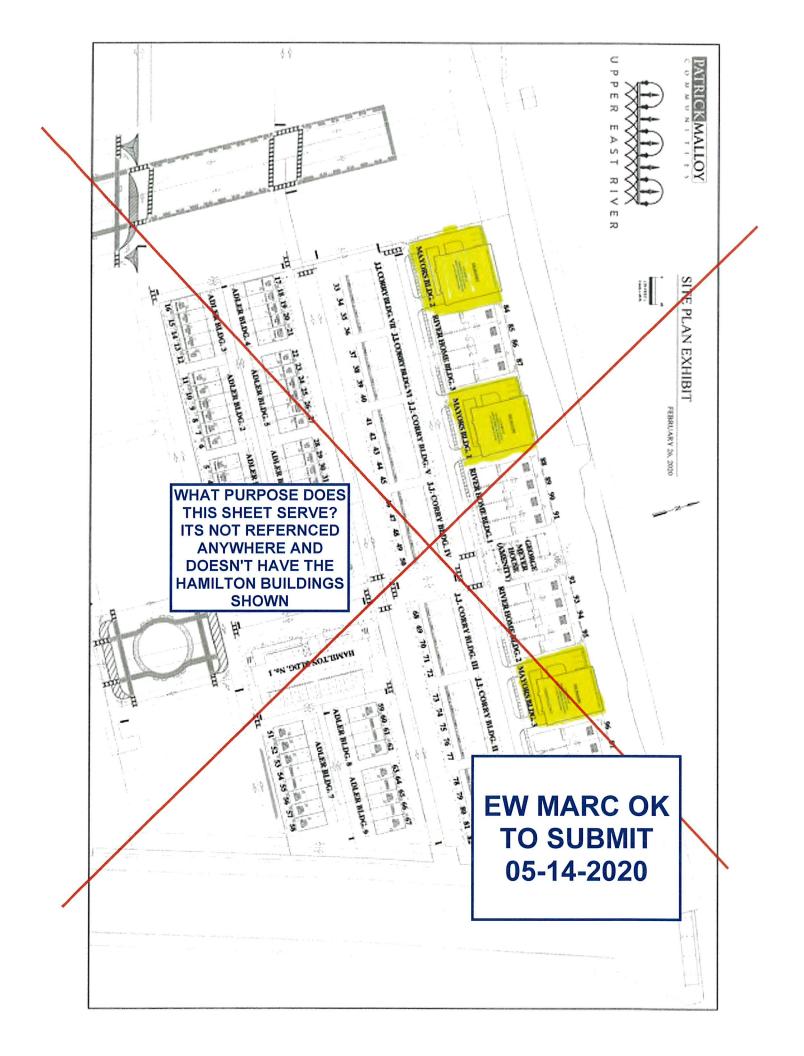
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*Stacked Townhouse.* A multifamily residential building with <u>4 to 16 attached</u> <u>multifamily residential</u> dwelling units consolidated into a single structure. <u>Each unit shares a common wall</u>. Units <u>are may be</u> mixed vertically, <u>horizontally</u>, or <u>both vertically and horizontally</u>; <u>however no more than 1 unit is</u> <u>permitted above another unit.</u> Each unit must have its own entrance <u>either facing the street or facing an</u> interior lobby or courtyard.

# EW MARC OK TO SUBMIT 05-14-2020

**1268129-6 22372.1** 4812-8678-8960 v7







Sec. 8-3351. General Development Standards. (3) Residential and Non-residential Development Standards. Table 2.

 Table 2: Development Standards

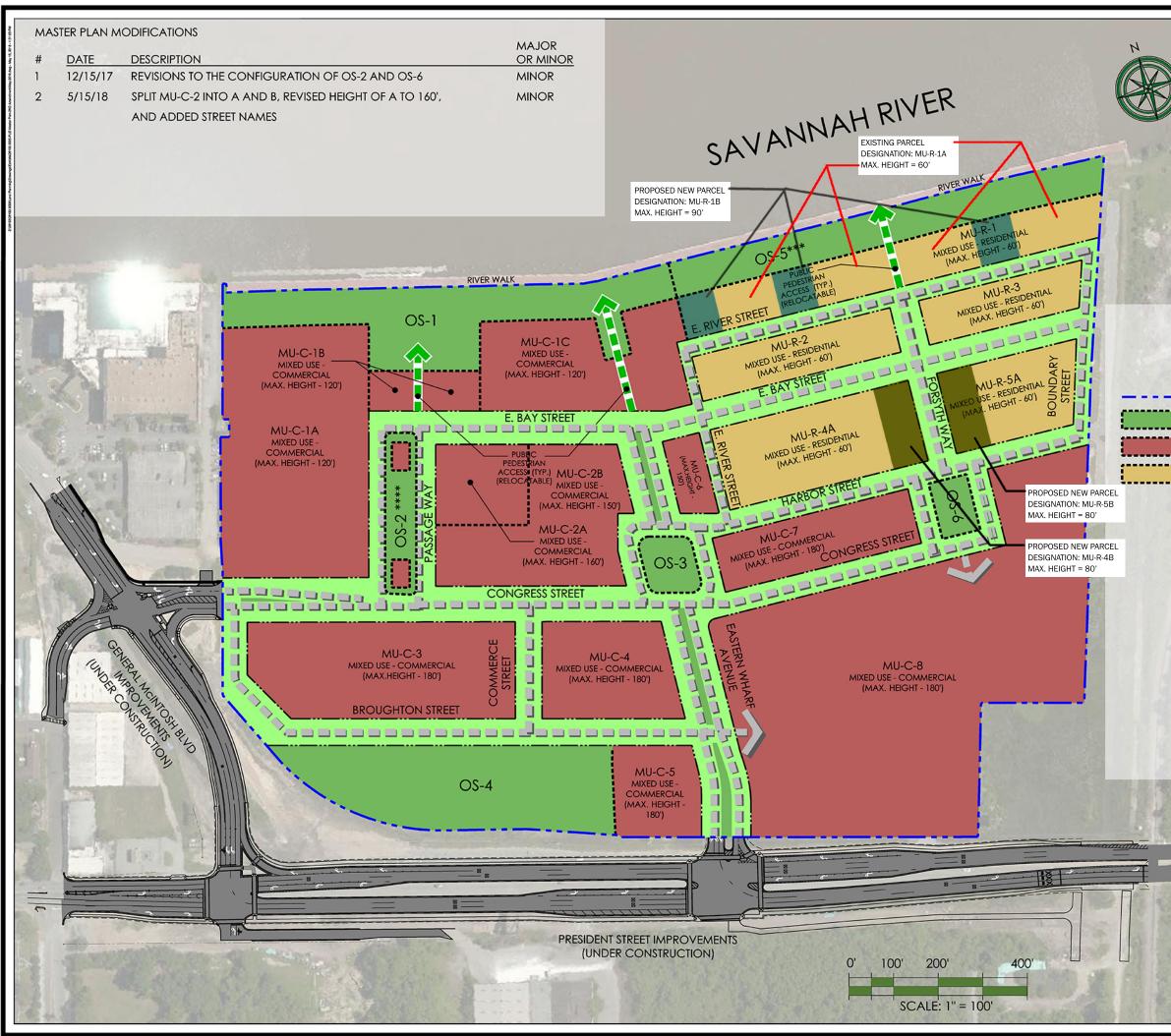
Use	Density	Lot Size Per Unit (min)	Lot Width (min)	Yard Setbacks	Building Lot Coverage (max)	Building Lot Coverage (max)	Height
Multi- family dwelling	See Master Plan	None	30 ft	Front Yard: Min.: 0 ft & Max.: 12 ft. Within the <u>MU-R-1B</u> max.: 25 ft. Side Yard: Interior to Block Min.: 0 ft & Max.: N/A Side Yard: Corner Min.: 0 ft & Max: N/A Rear Yard: Min.: 0 ft & Max.: N/A	100%	70%	See Master Plan

## Sec. 8-3353. Definitions.

*Multi-family Residential.* A residential building containing five four or more dwelling units. Each multi-family residential building shall consist of one or more dwelling units per floor.

•••

*Stacked Townhouse.* A multifamily residential building with 4 to 16 attached <u>multifamily residential</u> dwelling units consolidated into a single structure. <u>Each unit shares a common wall</u>. Units are may be mixed vertically, <u>horizontally</u>, or both vertically and <u>horizontally</u>; <u>however no more than 1 unit is</u> permitted above another unit... Each unit must have its own entrance <u>either facing the street or facing an</u> interior lobby or courtyard.



	SAVANNAH RIVER LANDING PUD
	MASTER PLAN
	CITY OF SAVANNAH, GEORGIA
	PREPARED FOR:
	SAVANNAH RIVER LANDING
	LAND JV LLC
	ADOPTED BY COUNCIL ON: APRIL 27, 2017 T&H JOB #: 26193.0000
	T&H JOB #. 20193.0000
1	LEGEND/ SUMMARY
	BLOCK IDENTIFICATION DENSITY*
	SYMBOL
-	OVERALL PUD BOUNDARY ± 56.0 AC.
3	(OS) - OPEN SPACE N/A
]	(MU-C) - MIXED USE - COMMERCIAL 100 D.U. / AC.
3	(MU-R) - MIXED USE - RESIDENTIAL 50 D.U. / AC.
	PUBLIC PEDESTRIAN ACCESS(ES)
	*DENSITY IS BASED ON THE GROSS ACREAGE OF THE DEVELOPMENT TRACT OR BLOCK (TO INCLUDE THE AREA OF ANY STREETS, ROADS OR OTHER CAR AREAS THAT ARE BEING CONSTRUCTED AS PART OF ANY PARTICULAR PHASE OR PROJECT)
	**FINAL ALIGNMENTS AND RIGHT OF WAY WIDTHS MAY VARY FROM THAT SHOWN AND ADDITIONAL STREETS MAY BE ADDED WITHOUT REQUIRING A MASTER PLAN AMENDMENT. SEE DEVELOPMENT AGREEMENT FOR REQUIRED STREET SECTIONS.
	*** OS-5 OPEN SPACE REPRESENTS THE NO BUILD AREA WITHIN THE RIVERFRONT RESIDENTIAL LOTS. THESE LOTS SHALL BE PRIVATELY OWNED AND MAINTAINED AND ARE NOT PUBLICLY ACCESSIBLE.
	**** THE LOCATIONS OF THE RETAIL LOTS IDENTIFIED IN OS-2 CAN BE MOVED AROUND THE OS AREA BUT WILL NOT RESULT IN MORE THAN 5,000 TOTAL SQUARE FOOTAGE OF RETAIL WITHIN THE OS AREA.
	Maria Maria I. Comment
	PH
	RKV
	NAZ
	HUTTON
	THOMAS
	HUTTON