



Ordinance Fact Sheet

TO: CITY COUNCIL

DATE: August 16, 2004

FROM: CITY ATTORNEY

TITLE OF PROPOSED ORDINANCE:

AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17 (ZONING CODE) TO ADD PLANNED DEVELOPMENT-31 MONTANA I AND II

PURPOSE OF ORDINANCE:

On August 9, 2004 the Council introduced for first reading the ordinance creating planned development 31, referred to as Montana I and II ("PD-31"). The ordinance did not include an amendment to the City's official zoning map reclassifying the underlining zoning in accordance with the proposed PD-31. A new section 3 has now been added to the ordinance which would amend Section 17.08.040 by reclassifying the City's zoning map to PD-31 for the property described in the Exhibit attached to the proposed ordinance.

The revised ordinance also includes changes made by the City Council and read into the record at the Council meeting on August 9, 2004.

The ordinance will therefore need to be reintroduced for first reading.

REASONS WHY LEGISLATION IS NEEDED:

This legislation is needed to amend the Zoning Code in order to facilitate residential mixed use development of the Montana I and II project.

PROGRAMS, DEPARTMENTS OR GROUPS AFFECTED:

The Planning and Development Department will implement the proposed ordinance.

FISCAL IMPLICATIONS:

MEETING OF 8/16/2004

AGENDA ITEM NO. 9.A.(5)

FISCAL IMPLICATIONS:

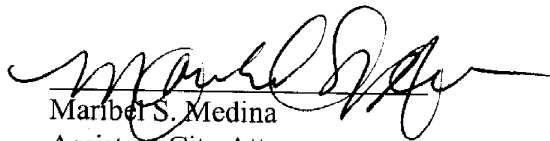
Payment of fees for development permitted in this PD will cover costs of review.

POLICY CHANGES: PD replaces Central District zoning and Civic Center Specific Plan provisions for site development.

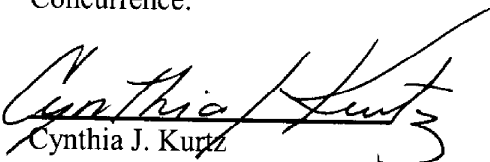
Respectfully submitted,


MICHELE BEAL BAGNERTIS
City Attorney

Prepared by:


Maribel S. Medina
Assistant City Attorney

Concurrence:


Cynthia J. Kurtz
City Manager

Introduced by Councilmember _____

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 17 (ZONING CODE) TO ADD PLANNED DEVELOPMENT-31 MONTANA I AND II

The people of the City of Pasadena ordain as follows:

SECTION 1. This ordinance, due to its length and corresponding cost of publication will be published by title and summary as permitted by Section 508 of the Charter. The approved summary of this ordinance is as follows:

“SUMMARY

Ordinance No. _____ amends various provisions of Title 17 (Zoning Code) by creating the Planned Development-31 zoning district (Montana I and Montana II projects), including specific purposes, applicability, definitions, permitted uses, and development standards, including height, parking and loading; by amending certain other Chapters in the Zoning Code to implement the PD-31 zoning district.

Ordinance No. _____ shall take effect 30 days from its publication by title and summary.”

SECTION 2. Appendix B of the Zoning Code is amended by adding the following new Planned Development (“PD”).

SECTION 3. Section 17.08.040 of Title 17 of the Pasadena Municipal Code is amended by reclassifying the property described as Exhibit “A” and incorporated herein by this reference. The reclassification will be from CD-2, CD-3 and CD-16 to PD-31.

PROVISIONS FOR PD-31-MONTANA I and II

A. Land Use.

Shall be those allowed by the underlying Central District subdistricts, as of the effective date of the PD.

B. Development Standards.

1. Floor-Area Ratio: The FAR for the entire Planned Development site shall not exceed

- 3.1. Parking and parking related area, defined as the area for valet, drop off and entrance is not included in the floor area of FAR.
2. Residential Density: The number of residential units shall not exceed 50.

C. General provisions

1. Parking Structure. Demolish the westerly approximately 12 feet of the existing parking structure so as to widen the pedestrian walkway on the west side of Montana I and maximize the north-south view corridor of the City Hall dome from Colorado Boulevard prior to occupancy of Montana I. Demolition shall not be required for that portion of the parking structure that is north of the current elevator/stairway/utility vault.
2. Project Modifications. Any modifications to approved plans shall be submitted for review and approval to the Director of Planning and Development, for compliance with all applicable development standards.
3. Mitigation Measures and Conditions of Approval. The applicant, or successor in interest, shall comply with all Mitigation Measures identified in the adopted Mitigated Negative Declaration and Conditions of Approval identified by all applicable City Departments. The applicant shall participate in an on-going Mitigation Monitoring Program to ensure the appropriate implementation of the mitigation measures and conditions of approval.
4. Construction and Demolition Waste Management Recycling Plan. **The applicant, under voluntary condition, shall consider utilizing the construction and demolition waste management recycling plan for the project. The applicant shall comply with the provisions of the Pasadena Municipal Code Chapter 8.62.**
- ~~a. Energy design shall indicate that the project will meet an energy budget that is 20 percent less than that prescribed by the current California Energy Regulations, which are being enforced by the City of Pasadena.~~
- ~~a. The development shall advertise the availability of salvageable materials and make them available to interested individuals or groups either by auction or by the taking prior to dismantling existing buildings.~~
- ~~b. The development shall use deconstruction techniques rather than demolition to remove existing buildings that are not being retained or rehabilitated on the site.~~
- ~~c. The development shall provide a waste assessment plan to indicate what materials may or can be reused or recycled.~~

- ~~d. The development shall provide a summary report and documentation of all materials reused or recycled at the close of construction and prior to the certificate of occupancy.~~
- ~~e. The development shall strive to reuse and incorporate materials from the existing buildings into new construction whenever feasible. The development shall strive to incorporate materials containing recycled content materials in new constructions whenever possible.~~

5. **Lighting.** A lighting plan shall be prepared for the project to provide for the safe movement of people and vehicles throughout the project site. The lighting plan shall be submitted for review and approval of the Zoning Administrator. **The Design Commission shall review and approve the lighting design.**

6. **Design Guidelines.** In addition to the standards of the Planned Development, all development, including the design of the Montana I and II, shall be subject to **citywide design principles** and to the design guidelines for the Central District, adopted by the City Council on October 21, 2002.

7. **Other City requirements.** The applicant, or successor in interest, shall meet all other City requirements including those from the Public Works Department, the Transportation Department, and the Building Division. Prior to issuance of excavation and/or grading permits, a Construction Staging Plan shall be prepared and submitted to the Public Works Department for review and approval.

Montana I

1. **Floor Area and Coverage.** **Lot coverage shall not exceed 72.8 percent of the parcels on the Montana I block.** The Development shall include at least 7,000 square feet of retail use fronting on Colorado Boulevard, with a minimum depth of 30 feet from the property line.

2. **Height.** The maximum height of new structures shall be as follows:

- 1. The building shall not exceed 80 feet and 6 stories in height to the top roof parapet of the building, with height measured from the existing grade.
- 2. The height shall not exceed 68 feet for a distance of 10 feet from the property lines on Colorado Boulevard and Euclid Avenue and shall step back a distance of 10 feet above 68 feet on four sides.
- c. Height limits do not include appurtenances and screening, as permitted by the Zoning Code.

3. Setbacks. At sidewalk on Colorado Boulevard and Euclid Avenue with 5 foot setback in central section of Colorado frontage. Building massing above the ground floor shall have at least one significant modulation in the Colorado Boulevard frontage and also in the Euclid Avenue frontage.
4. Fenestration and Entrances. The building shall have multiple entrances and windows along the streets, including separate entrances for different uses. There shall be a main pedestrian entrance on Colorado Boulevard to the residential units.
5. Pedestrian Activity/Landscaping. To encourage pedestrian activity and access to City Hall, the project shall include a pedestrian walkway and landscaped areas as follows:
 - a. Pedestrian Walkway: A landscaped pedestrian walkway of at least 28 feet in width shall extend from Colorado Boulevard between the existing office building and the new structure, connecting to the corner plaza at Garfield Avenue and Union Street.
 - b. Courtyard: A landscaped courtyard with a width of 24 feet or greater shall separate the new structure from the existing parking structure and shall be visible from Euclid Avenue and the pedestrian walkway.
6. Parking access: Neither a parking structure nor access to parking is permitted on Colorado Boulevard. Ingress and egress shall be limited to two drive entrances on Euclid Avenue.
7. Parking use on the ground floor. Parking and parking related uses shall not exceed 50 percent of ground floor area.
8. Driveway visibility. Pedestrian and vehicle street visibility for a distance of 50 feet from each exit shall be maintained.
9. Parking spaces. There shall be at least 1.5 spaces per residential unit, and parking for other uses shall meet the requirements of the Zoning Code, unless otherwise specified in the PD. One tandem space (9 feet by 34 feet) may be substituted for one parking space required for a residential unit.
10. Parking ramps. The maximum grade of ramps that serve parking exclusively dedicated to the residential units shall be 16 percent. Ramps shall not exceed 2 percent for a distance of 10 feet from an entrance at the property line.
11. Loading. One off-street space with dimensions of 10 feet X 20 feet X 10 feet shall be provided.

Montana II

1. **Floor Area and Coverage.** Lot coverage shall not exceed 64 percent. Development will have approximately 96,300 square feet and shall include at least 2,500 square feet of commercial use on the ground floor .
2. **Height.** The maximum height of a new structure shall not exceed 66 feet to the top roof parapet, measured from the existing grade, stepping down to 55 feet. The height limit does not include appurtenances and screening, as permitted by the Zoning Code.
3. **Setbacks.** The building shall be set back at least 10 feet from the Union Street property line and shall include at least one significant modulation of the Union Street building facade. No setback on the ground level is permitted along the Euclid Street frontage.
4. **Fenestration and Entrances.** The building shall have multiple entrances and windows along the streets, including separate entrances for different uses.
5. **Pedestrian Activity/Landscaping.** To encourage pedestrian activity, the area along the Union Street frontage shall be landscaped.
6. **Parking on the ground floor.** Parking and parking related uses shall not exceed 50 percent of ground floor area.
7. **Parking Access.** Ingress and egress shall be limited to two drive entrances on Euclid Avenue.
8. **Driveway visibility.** Pedestrian and vehicle street visibility for a distance of 50 feet from each exit shall be maintained.
9. **Parking spaces.** There shall be at least 1.5 spaces per residential unit, and parking for other uses shall meet the requirements of Title 17, unless otherwise specified in the Planned Development. One tandem space (9 feet by 34 feet) may be substituted for one parking space required for a residential unit.
10. **Loading.** One off-street space with dimensions of 10 feet X 20 feet X 10 feet shall be provided for retail area.

SECTION 4. The land use regulations, additional land use regulations, development standards, and additional development standards of the Central District subdistrict that are consistent with the provisions below shall apply. After the 2004 revision of the City's Zoning Code, Zoning Code provisions that are consistent with the provision below shall apply. In cases of conflict, this Planned Development shall control.

SECTION 5. The City Clerk shall certify the adoption of this ordinance and shall cause this ordinance to be published by title and summary.

SECTION 6. This ordinance shall take effect 30 days after its publication by title and summary.

Signed and approved this ____ day of _____, 2004.

Bill Bogaard
Mayor of the City of Pasadena

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I HEREBY CERTIFY that the foregoing ordinance was adopted by the City Council on the City of Pasadena at its regular meeting held on _____, 2004, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Published:

Jane L. Rodriguez, CMC
City Clerk

APPROVED AS TO FORM:

Maribel S. Medina
Assistant City Attorney