PROVIDED BY PH-4
MARK ALVAKET OLTZI, 2014

Aquablu Tower

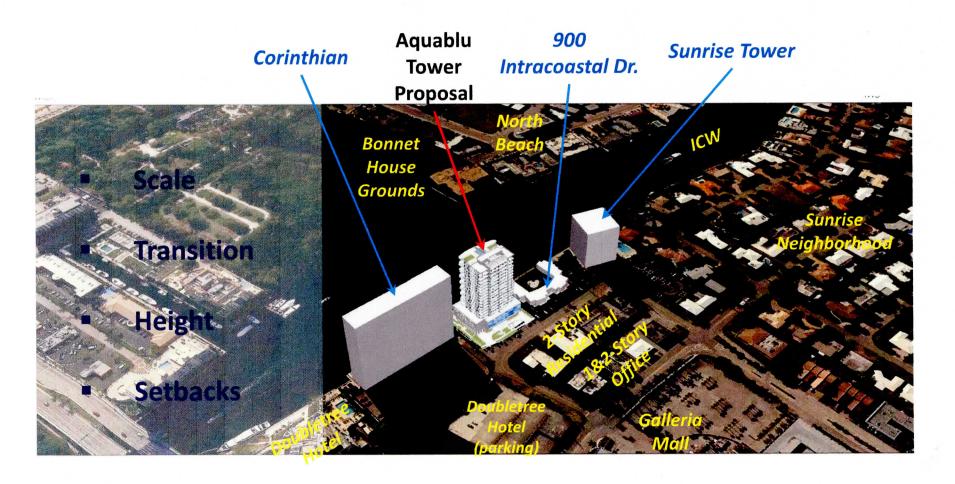
920 Intracoastal Drive Fort Lauderdale, Florida

Presentation
by Mark Alvarez
for
Corinthian Condominium Assoc.

October 21, 2014
Fort Lauderdale City Commission



Community Context Issues



page 2

Permit Requests

■ **To exceed maximum building height of 150' to 227'**by seeking approval as for a Conditional Use permit as provided for by the City ULDR, Sec. 47-5.38. - *Table of dimensional requirements for the RMH-60 district*.

■ To deviate from minimum required yards (setback)on all sides. as provided for the RMH-60 zoning district are by the City ULDR, Sec. 47-5.38.

Height Request



Approval as for a Conditional Use permit

- as provided by ULDR, Sec. 47-5.38. Table of dimensional requirements, RMH-60
- to permit a maximum height above 150 feet up to 300 feet
- Conditional use permit criteria are contained in Sec. 47-24.3.E.

Criteria:

- No impacts to abutting properties per Neighborhood Compatibility Requirements ✓
- Access, traffic generation, road capacities ✓
- Requirements a e (all)
 - a) No conflict with Comprehensive Plan ✓
 - b) Off-site conditions that reduce impacts ✓
 - c) On-site improvements that minimize impacts There are none shown that minimize the impact of additional height DOES NOT MEET CRITERION
 - d) In proximity to a similar use, does not impact the character zoning district \checkmark
 - e) No adverse impact to health, safety, & welfare ✓

To exceed minimum required setbacks for all sides.

Minimum yards for the RMH-60 zoning district are provided for by the City ULDR, **Sec. 47-5.38.** - **Table of dimensional requirements for the RMH-60 district.** The table provides that the minimum yard dimensions; however, for each yard requirement, Note B provides additional requirements:

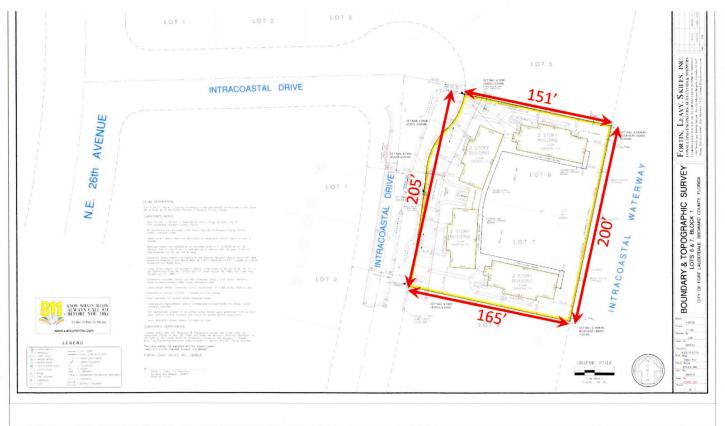
Note B: Yard dimensions in this district are the minimum requirements. In no case shall the dimensional requirements be less than an amount equal to one-half (½) the height of the building, when this is greater than the above specified yard minimums. Considering the impact of Note B, yard requirements and requests are:

	Required (Base)	Required (Note B)	Proposed Pedestal	Proposed Tower
Front – Intracoastal Drive	25'	114′ *	25'	39'
Sides – both interior	10'	114′ *	20'	37′
Rear – Intracoastal Waterway	20'	114′ *	20'	33'

^{*} Note B required setback based on building height of 227'

½ x height = maximum setback

Controls setback or height





Note B Setback requirement for setback at ½ of height controls

height on small properties:

@ maximum height = 150'

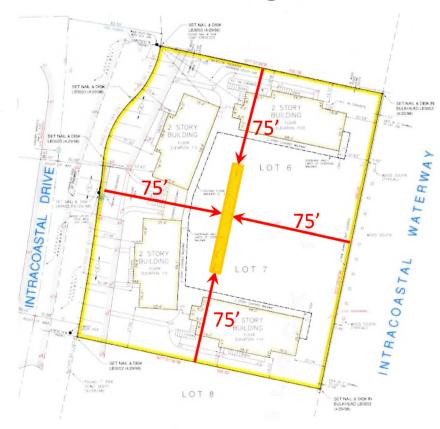
& min. depth = 151'

Then: Front Setback = 75'

Rear Setback = 75'

Side setbacks = 75'

Building depth = 1'



The setback requirement does not create unbuildable lot, it controls height

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At minimum base setbacks:

Then: Front Setback = 25'

Rear Setback = 20'

Side Setbacks = 10'

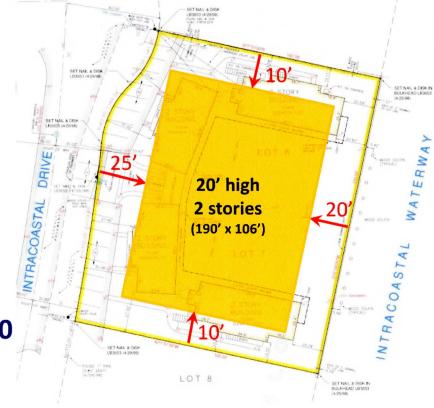
Building depth = 106'

Building Height = 20'

Stories = 2

Floor area $(2 \times 19,080) = 38,160$

 $\mathsf{FAR} \qquad \qquad \mathsf{=1.15}$



The setback requirement does not create unbuildable lot, it controls height

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But for a minimum buildable structure that provides 65' depth for

a double-loaded parking deck:

Then: Front Setback = 43'

Rear Setback = 43'

Side setbacks = 43'

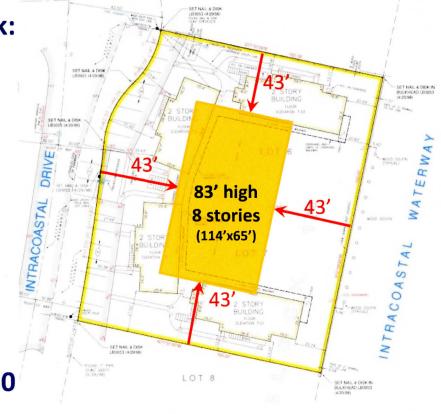
Building depth = 65'

Building Height = 86'

Stories = 8

Floor area $(8 \times 7,410)$ = 59,280

FAR = 1.79



Criteria - first 3 (or):

- 1. Adjustment of building on site proves superior relating to shadows, or not relevant see #2
- 2. When abutting Intracoastal Waterway, it is compatible with adjacent properties, or ✓
- 3. Adjustment produces
 - a) Continuity with adjacent properties ✓
 - b) Continuity that encourages pedestrian interaction 🗸
 - c) Continuity of architectural features ✓
 - d) Continuity of urban scale, including:

Height ✓

Proximity to street ✓

Relationship of building size to lot size DOES NOT MEET CRITERION

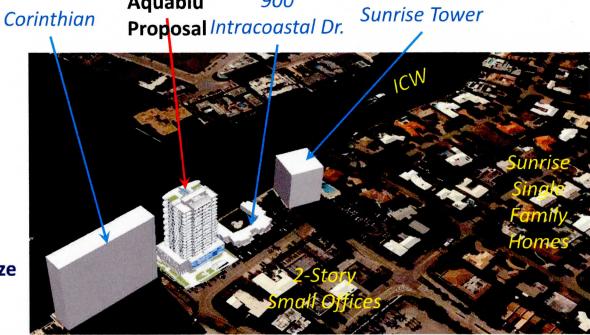
e) Includes architectural features as listed 🗸

Criteria #3d.

Continuity of

Urban Scale

Relationship of building size to lot size



900

Building	Floors	Height (approx)	Floor Area (approx)	Land Area	FAR
Corinthian	22	201'	395,000	1.85	4.9
920 Intracoastal Dr. (existing)	2	20'	12,000	0.76	0.3
900 Intracoastal Drive	2	20'	11,000	0.76	0.3
Sunrise Tower (888 Intracoastal Dr.)	15	150'	121,000	1.49	1.9
Proposed Aquablu Tower	20	227'	229,942	0.76	6.9

Aquablu

Criteria #4a - mandatory

- 4. The following shall be met:
 - a) Applicable minimums pertaining to other zoning requirements are met

DOES NOT MEET CRITERION – APPLICATION INCLUDES CONDITION USE for HEIGHT

- b) Shall not cast a shadow exceeding 50% of Intercoastal Waterway 9am-5pm, March 21
- c) Intent or spirit of yard regulations met relating to air, light, and shadow

Criteria #4b - mandatory

- 4. The following shall be met:
 - a) Applicable minimums pertaining to other zoning requirements are met

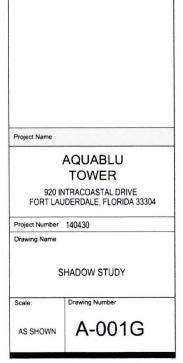
DOES NOT MEET CRITERION - APPLICATION INCLUDES CONDITION USE for HEIGHT

- b) Shall not cast a shadow exceeding 50% of Intercoastal Waterway 9am-5pm, March 21
 - **DOES NOT MEET CRITERION SHADOW EXCEEDS 50% LINE**
- c) Intent or spirit of yard regulations met relating to air, light, and shadow

Criteria #4b Vernal Equinox Shadow

at 227' height, setback modifications produce ICW shadow as shown





Criteria #4c - mandatory

- 4. The following shall be met:
 - a) Applicable minimums pertaining to other zoning requirements are met

 DOES NOT MEET CRITERION APPLICATION INCLUDES CONDITION USE for HEIGHT
 - b) Shall not cast a shadow exceeding 50% of Intercoastal Waterway 9am-5pm, March 21

 DOES NOT MEET CRITERION SHADOW EXCEEDS 50% LINE
 - c) Intent or spirit of yard regulations met relating to air, light, and shadow

 DOES NOT MEET CRITERION DOES NOT SUPPORT SPIRIT OF REGULATIONS

 REGARDING SHADOW

Criteria #4c Spirit of Regulations

• Excessive shadow to ICW and Shadow over office uses to front







Summary: Inconsistency with ULDR

Issue	Land Development Regulations Inconsistency				
Height	Sec. 47-24.3.E.3.c.	No on-site improvements shown to mitigate impacts of additional height granted			
Setback	Sec. 47-23.11-3.d.	There is not continuity of urban scale regarding relationship of building size to lot size.			
Setback	Sec. 47-23.11-4.a.	Minimums pertaining to other zoning requirements are not met – height conditional use request			
Setback	Sec. 47-23.11-4.b.	Vernal equinox shadow study shows 227' high building with requested setbacks exceeds meridian line of ICW			
Setback	Sec. 47-23.11-4.c.	Does not uphold the spirit & intent of yard regulations to control shadow, particularly to the rear and front			

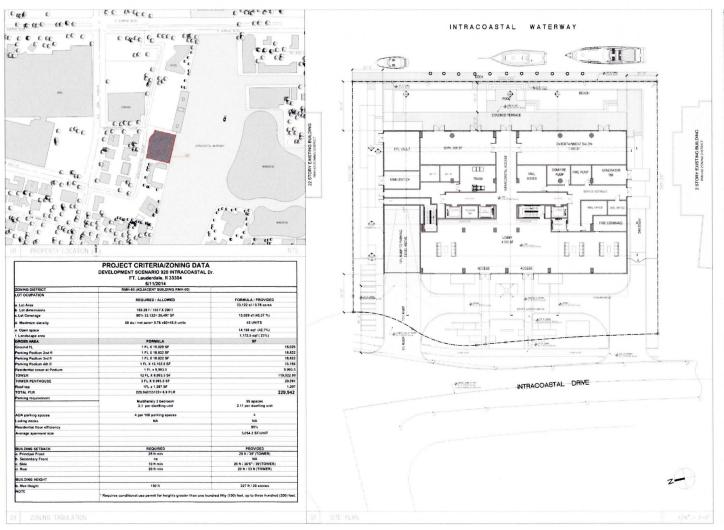
Appendices:

- I. Project Data as Provided
- II. Pertinent ULDR
- III. Resume Mark Alvarez

Proposal Summary

- 920 Intracoastal Drive
- 0.76 acre waterfront site
 - 205' frontage, 200' on ICW
 - 150' to 156' feet deep
- 45 unit, 20-story condominium
- 4-level pedestal with parking and common areas
- Total floor area of 229,942 s.f.
 - Each pedestal floor approx. 19,000 s.f.
 - Each tower floor just under 10,000 s.f
- Residential Density = 60 DU/Acre
- FAR = 6.9
- Lot coverage: 45%
- Landscape space: 23%

Proposal Summary





Proposal Summary

PROJECT CRITERIA/ZONING DATA DEVELOPMENT SCENARIO 920 INTRACOASTAL Dr. FT. Lauderdale, fl 33304						
ZONING DISTRICT	6/11/2014 RMH-60 (ADJACENT BUILDING:RMH-60)					
LOT OCUPATION	Kimires (ADSACERT BOLDING:Kimires)					
	REQUIRED / ALLOWED	FORMULA / PROVIDED				
a. Lot Area		33,122 sf / 0.76 acres				
o. Lot dimensions	165.20 f / 155 f X 200 f					
.Lot Coverage	80% 33,122× 26,497 SF	15,029 sf (45,37 %)				
d. Maximum density	60 du / net acre= 0.76 x60=45.6 units	45 UNITS				
e. Open space		14,158 sqf (42,7%)				
Landscape area		7,773.5 sqf (23%)				
GROSS AREA	FORMULA	SF				
Ground FL	1 FL X 15,029 SF	15,029				
Parking Podium 2nd fl	1 FL X 18,822 SF	18,822				
Parking Podium 3rd fl	1 FL X 18,822 SF	18,822				
Parking Podium 4th fl	1 FL X 16,162.8 SF	16,166				
Residential tower at Podium	1 FL x 9,993.5	9,993.5				
TOWER	12 FL X 9,993.5 SF	119,922.00				
TOWER PENTHOUSE	3 FL X 9,993.5 SF	29,981				
Roof top	1FL x 1,207 SF	1,207				
TOTAL FLR	229,942/33122= 6.9 FLR	229,942				
Parking requirement	Multifamily 3 bedroom 2.1 per dwelling unit	95 spaces 2.11 per dwelling unit				
ADA parking spaces	4 per 100 parking spaces	4				
Loding docks	NA	NA NA				
Residential floor efficiency		85%				
Average aparment size		3,054.2 SF/UNIT				
BUILDING SETBACK	REQUIRED	PROVIDED				
a. Principal Front	25 ft min	25 ft / 39' (TOWER)				
b. Secondary Front	na	NA				
c. Side	10 ft min	20 ft / 36'6" / 39'(TOWER)				
d. Rear	20 ft min	20 ft / 33 ft (TOWER)				
BUILDING HEIGHT						
b. Max Height	150 ft	227 ft / 20 stories				
NOTE	* Requires conditional use permit for heights greater than one hun	ndred fifty (150) feet, up to three hundred (300) feet.				

Appendix II Pertinent ULDR

RMH-60 Dimensional Standards

Sec. 47-5.38. - Table of dimensional requirements for the RMH-60 district. (Note A)

Requirements	Single Family	Duplex	Zero Lot Line	Cluster Dwelling: See Section 47-18.9	Townhouse Group	Rowhouse: See Section 47-18.28	Multi- Family	Bed and Breakfast Dwelling	Hotel	Other Uses
Maximum density du/net acre)	60	60	60	60	60	60	60 Note D	87 sleeping rooms per net acre (maximum 9 sleeping rooms per dwelling)	87 hotel rooms per net acre, up to 120 sleeping rooms per net acre**	None
linimum lot size sq. ft.)	5,000	5,000 2,500 each du	4,000	2,500 each du	7,500—avg. 2,500 per unit	2,000 per unit	5,000	5,000	10,000	10,000
laximum structure eight (ft.)	35	35	35	35	35	55	150 Note D *Up to 300 ft.	35	150 Note D *Up to 300 ft.	150 Note D *Up to 300 ft.
Maximum structure ength (ft.)	None	None	None	None	200	400	200 (Note C)	None	None	None
finimum lot width	50	50	40	See Sec. 47-18.9	50	20	50	50	100	100
linimum floor area sq. ft.)	750	400 each du	1,000	750 each du	750 each du	750 per du	400 each du	120 per sleeping room Historic designation = None	120 per sleeping room	None
linimum front yard t.) (Note B)	25	25	25	25	25	5 ft. minimum 10 ft. maximum	25	25	25	25
Ainimum corner ard (ft.) (Note B)	25% of lot width but not less than 10 ft. nor greater than 25 ft 20 feet when abutting a waterway	20 ft. when abutting a	See <u>Section 47-18.38</u> 20 ft. when abutting a waterway	25% of lot width but not less than 10 ft. nor greater than 25 ft. 20 ft. when abutting a waterway	25% of lot width but not less than 10 ft. nor greater than 25 ft. 20 ft. when abutting a waterway	5 20 ft. when abutting a waterway	25	25	25	25
Minimum side yard		Same as single family	See Section 47-18.38		See <u>Section 47-18.33</u>	0 or 10	10	10 ft up to 22 ft. in height	20	20
ft.) (Note B)	Where a building exceeds 22 ft. in height that portion of the building above 22 ft. shall be set back an additional 1 ft. pe foot of additional height. 20 ft. when abutting a waterway	requirement 20 ft. when abutting _r a waterway	20 ft. when abutting a waterway		20 ft. when abutting a waterway	20 ft. when abutting a waterway	a waterway	Where a building exceeds 22 ft. in height, that portion of the building above 22 ft. shall be set back an additional 14 ft. per foot of additional height 20 ft. when abutting a waterway		
Minimum rear yard ft.) (Note B)	15 20 ft. when abutting a waterway	15 20 ft. when abutting a waterway	15 20 ft. when abutting a waterway	See <u>Section 47-18.9</u> 20 ft. when abutting a waterway	20	15 20 ft. when abutting a waterway	20	20	20	20
Minimum distance petween buildings ft.)	None	None	None	None	None	10 20 ft. maximum when on a public street	10 ft. or 20% of tallest building (whichever is greater)	None	10 ft. or 20% of tallest building (whichever is greater)	10 ft. or 20% of tallest building (whichever is greater)

RMH-60 Dimensional Standards

Sec. 47-5.38. - Table of dimensional requirements for the RMH-60 district. (Note A)

- •Note A: Dimensional requirements may be subject to additional regulations, see Section 47-23, Specific Location Requirements, and Section 47-25, Development Review Criteria.
 •Note B: Yard dimensions in this district are the minimum requirements. In no case shall the dimensional requirements be less than an amount equal to one-half (%) the height of the building, when this is greater than the above specified yard minimums. Modification of required yards may be permitted subject to the requirements of Section 47-23.11, Specific Location Requirements.
- •Note C: May be increased to three hundred (300) feet subject to criteria in <u>Section 47-23.13</u>.
- •Note D: East of the Intracoastal Waterway, maximum height is one hundred twenty (120) feet, and may be increased to two hundred forty (240) feet subject to a conditional use permit and density is forty-eight (48) dwelling units per acre.
- * Requires conditional use permit for heights greater than one hundred fifty (150) feet, up to three hundred (300) feet.
- *** Site plan level III approval for hotel sleeping rooms greater than eighty-seven (87) sleeping rooms up to one hundred twenty (120) sleeping rooms per net acre, see Section 47-24.2. (Ord. No. C-97-19, § 1(47-5.4), 6-18-97; Ord. No. C-99-21, § 1, 3-16-99; Ord. No. C-04-10, § 2, 4-7-04)

Height Request Conditional Use Criteria

Sec. 47-24.3.E.

Criteria. The following review criteria shall be applied in considering an application for a conditional use permit:

- 1. Impact on abutting properties as evaluated under the Neighborhood Compatibility Requirements, Sec. 47-25.3
- 2. Access, traffic generation and road capacities. Consideration will be given to the design capacity of the adjacent roadways, the particular traffic generation characteristics of the proposed conditional use, including the type of vehicular traffic associated with such uses, and traffic generation characteristics of other uses permitted in particular zoning districts.
- 3. The applicant must show and it must be found by the reviewing body that the following have been met:
 - a. The location of the use or structure is not in conflict with the city's comprehensive plan;
 - b. Off-site or on-site conditions exist which reduce any impact of permitting the use or structure;
 - c. On-site improvements have been incorporated into the site plan which minimize any adverse impacts as a result of permitting the use or structure;
 - d. The location of the use in proximity to a similar use does not impact the character of the zoning district in which the use is located;
 - e. There are no adverse impacts of the use which effect the health, safety and welfare of adjacent properties.

Height as a Conditional Use

typically, additional building height is a non-use variance

- therefore does not include criteria relating to necessity of exceeding requirement with respect to reasonable use of the property.
- As a Conditional Use process, necessity is not at issue
- So for the RMH-60 Zoning District:
 - 0 150' is permitted,
 - and 150' to 300' is presumptively permitted

Setback Request Standards

To deviate from minimum required yards (setbacks) on all sides

Section 47-23.11 of the City's ULDR. Only one of the first three criteria need to be met; however, the fourth set of criteria are mandatory.

Sec. 47-23.11. - Modification of required yards.

- A. Criteria for modification of required yards. The planning and zoning board shall upon written application for site plan level III approval, as provided in Section 47-24.2, Development Permits and Procedures, consider a request to modify the required yards as specified in the Table of Dimensional Regulations within the RMM-25, RMH-25 and RMH-60 residential zoning districts, and may change such minimum yard requirements, provided, however, that the following additional criteria for such approval are met:
 - By adjusting the location of the structure on the site, an architectural and/or engineering study can graphically prove that a superior site development as relating to shadows will result from such adjustment; or
 - 2. By adjusting the location of the structure on the site when the site abuts the Intracoastal Waterway or other permanent public open space, land or water and it is found that allowing a reduction is compatible with adjacent properties, as defined in this section; or
 - 3. By adjustment of yards it is found that:
 - a. There is continuity of yards between the proposed development and adjacent properties; and
 - b. There is continuity of architectural features with adjacent properties which encourages public pedestrian interaction between the proposed development and the public street; or instead of subsections A.3.a and b, it is found that;
 - c. There is continuity of architectural features with adjacent properties. Architectural features include but are not limited to those listed in subsection A.3.e; and
 - d. There is continuity of urban scale with adjacent properties. Urban scale includes height, proximity to street front and relationship of building size to the lot size;
 - e. In addition to the reduction in minimum yards meeting subsections A.3.a and b or subsections A.3.c and d, the development includes a minimum of four (4) of the following architectural features: Terracing; variation in rooflines; cantilevering; angling; balconies; arcades; uniform cornice heights; color and material banding; building mass changes; courtyards; plazas and landscaped areas which encourage pedestrian interaction between the development site and a public street.
 - 4. In addition to subsection A.1, 2, or 3 the following shall be met:
 - a. The applicable minimums pertaining to all other zoning requirements applicable to the development are met.
 - b. A structure with a required yard proposed to be modified that is located on a development site abutting or separated only by a right-of-way from the Intracoastal Waterway or other permanent public open space, land or water shall not cast a shadow that exceeds fifty percent (50%) of such public water or land area at any time between the hours of 9:00 a.m. and 5:00 p.m. on March 21 (vernal equinox). For sites along the Atlantic Ocean, the public area subject to review shall be the sandy beach westward of the mean high water line as defined in Section 47-2, Measurements. The public open space, land or water as described in this section shall be measured by extending a line from the points where the property lines intersect at the corners of the development site abutting the public area or separated from the area by a right-of-way, and extending those lines across the public area perpendicular to the development site.
 - c. That the intent and spirit of the dimensional regulations, of the applicable district concerning yards as relating to air, light and shadow is maintained.
 - 5. Definitions. For the purpose of this subsection:
 - a. Adjacent properties. Shall mean buildings located on the same side of and fronting the same right-of-way as the proposed development and within a six hundred-foot distance on one (1) side or three hundred-foot distance on both sides of the proposed development.
 - b. Continuity. Shall mean that the same setback or feature exists on adjacent properties to an extent which furthers a sense of order and harmony along the street

21 October 2014 front.

Appendix III Resume – Mark Alvarez



Experience

Principal Integrated Urban Planning, LLC December 2006 - present Miami, Florida

Provides land use planning, development analysis, and transportation planning services to private and government clients. Expertise in zoning, compatibility, land use, and highest and best use analysis using numerical methods and visual outputs. Qualified on numerous cases to provide expert planning evidence in appellate hearings, depositions, and quasi-judicial settings. Develops local transit plans and sub-area regional transit plans (as consultant through Lehman Center for Transportation Research), and vehicular alternative fuel research and car-sharing research and planning.

Senior Research Associate

June 2003 – December 2006 Tampa, Florida

Center for Urban Transportation Research at USF Tampa, Florida
The Center's technical point person to Miami-Dade Transit and the County's Office of
Performance Management for county-wide transit system optimization, sub-area service
improvements, policy analysis, and organizational analysis. As Principal Investigator,
developed scopes and led student, faculty, and sub-consultant teams on work programs
ranging from \$30-thousand to \$1.3-million.

Capital Improvements Administrator

August 1999 – June 2003 Miami Beach, Florida

City of Miami Beach Miami Beach Miami Beach, Florida Successfully integrated the programming of a \$400-million capital improvement program through coordination with departments of finance, budgeting, planning, public works, parking, buildings, media relations, external engineering consultants and other contractors. Developed and verified a new database, then institutionalized functions to help establish the City's CIP Department in 2002-2003. (contract position)

Principal
Meridian Consulting (North Meridian, Inc.)

April 1998 – June 2003 Miami, Florida

Nationally specialized in providing strategic advice to redevelopment organizations for developing transportation-related infrastructure and policy improvements to support downtown revitalization programs. Performed analysis for the establishment of community redevelopment areas (CRA). Developed community transit plans, including North Miami which is still in operation. Developed a successful GO Bond program for the City of Miami Beach and led intensive community outreach toward ballot approval.

Senior Planner The Corradino Group November 1993 – April 1998 Miami, Florida

Led the company's planning services, managed planning staff, and developed successful proposals for new projects in the fields of downtown community redevelopment, designation of community redevelopment areas, regional transit development plans, transportation corridor studies, traffic calming studies, and specialized transit planning for battery-electric bus service implemented in South Beach (Electrowave, 1995-2004).

Regional Planner

August 1992 – November 93 Hollywood, Florida

South Florida Regional Planning Council Hollywood, Florida Evaluated local comprehensive plan amendments and updated the Transportation Element of the Strategic Regional Policy Plan. Project Manager for the inception of the US Department of Energy Clean Cities Program in South Florida to develop policy for, coordinate, and promote the use of alternative fueled vehicles. The Clean Cities Coalitions has been in continuous operation for 20 years

Engineering Aide

April 1988 – August 1992

Science Applications International Corp. (SAIC) Columbus, Ohio
Performed analysis and preparation of NEPA documents, and related field work for
environmental remediation work at DOD and DOE sites in the Midwest.

Professional:

Professionalism & Ethics Certification FIU Metropolitan Center, 2011, 2013

American Institute of Certified Planners, 1996 (# 086841)

Education:

Master of Science, Civil Engineering Ohio State University, 1992

Master of City & Regional Planning Ohio State University, 1992

Bachelor of Science, Operations Management Ohio State University, 1988

Pedestrian Safety Program Florida Dept. of Transportation, 1995

Dispute Resolution Program Florida Conflict Resolution Consortium, 93

Community Service:

Southeast Florida Clean Cities Coalition, Member, 2014

South Florida SPCA Horse Rescue

MSPCS School Parent Board Member, 2009-2012; Chair 2011-2012

Shake-a-Leg Miami Volunteer Skipper, 2007-2008

City of Miami Upper East Side Council Boulevard Oversight Committee, 2004

City of Miami Selection Committee Midtown Trolley Plan, 2004

Miami Beach Transportation & Parking Com. Commission Appointee, 1999

Miami Beach Traffic Calming Committee Chair, 1988-1989

Professional Presentations & Papers

Using Survey Results to Design Regional Transit Improvements; APTA, Minneapolis, Minnesota; 2005

Intermodal Trends – Changes Over a Decade and Emerging Trends; APTA, Vancouver, British Columbia, 2004