

# **CITY COUNCIL**

CITY AND COUNTY OF HONOLULU HONOLULU, HAWAII

### No. <u>17-305, CD1, FD1</u>

### RESOLUTION

### APPROVING A CONCEPTUAL PLAN FOR AN INTERIM PLANNED DEVELOPMENT-TRANSIT PROJECT FOR THE DEVELOPMENT OF THE HAWAII CITY PLAZA CONDOMINIUM DEVELOPMENT PROJECT.

WHEREAS, on July 5, 2016, the Department of Planning and Permitting (DPP) accepted the application (File No. 2016/SDD-40) of Hawaii City Plaza LP (the "Applicant") for an Interim Planned Development-Transit ("IPD-T") permit to redevelop approximately 39,520 square feet of land with a mixed use residential and commercial project in the Ala Moana neighborhood on land zoned A-2 Medium-Density Apartment and BMX-3 Community Business Mixed Use Districts, located at 710 and 730 Sheridan Street and 733 Cedar Street, and identified as Tax Map Keys: 2-3-014: 002, 004, and 011, as shown on Exhibits A-1 and A-2, B-1 through B-21, C-1, D-1 through D-2, E-1 through E-4, and F-1 through F-4 (the "Project"); and

WHEREAS, the Project includes the demolition of single and two-story warehouse structures; and the development of a 250-foot-high mixed use tower with 164 multi-family dwelling units, roof gardens, community room, ground floor eating and drinking establishments, outdoor dining areas, parking podium, 209 bicycle parking spaces, publicly accessible ground-level improvements, and various right-of-way improvements; and

WHEREAS, on September 1, 2016, the DPP held a public hearing, which was attended by the Applicant and its representatives, the Applicant's agent and its representatives, and approximately seven members of the public; testimony was offered by three members of the public at the hearing; and

WHEREAS, on October 18, 2016, the DPP, having duly considered all evidence and reports of said public hearing and the review guidelines established in Sections 21-2.110-2 and 21-9.100-5 of the Land Use Ordinance ("LUO"), completed its report and transmitted its findings and recommendation of approval to the Council by Departmental Communication 714 (2016); and

WHEREAS, the conceptual plan for the Project is set forth in the exhibits attached hereto as Exhibits B-1 through B-21, C-1, D-1 through D-2, E-1 through E-4, and F-1 through F-4, and is further described in Departmental Communication 714 (2016), all of which are incorporated herein by this reference; and

WHEREAS, the City Council, having received the findings and recommendation of the DPP on October 24, 2016, and having duly considered the matter, desires to



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approve the conceptual plan for the Project, subject to the conditions enumerated below; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that the conceptual plan for the IPD-T Project is approved under the following conditions:

- A. Within 21 days after City Council approval of the conceptual plan for the Project, the Applicant shall submit to the DPP an application for a major special district permit, including detailed plans and drawings of the Project.
- B. The maximum permitted floor area for the Project is 197,600 square feet (floor area ratio ("FAR") of 5.0).
- C. The maximum height of the Project is 250 feet.
- D. The maximum number of off-street parking spaces for the Project is 351 spaces. The Applicant should consider unbundling parking stalls from the sale of the condominium units.
- E. The Project may encroach into the street centerline height and yard setbacks and exceed the maximum building area as shown on the approved conceptual plans and drawings attached hereto as Exhibits B-1 through B-21, C-1, D-1 through D-2, E-1 through E-4, and F-1 through F-4.
- F. Rooftop structures must conform to Land Use Ordinance (LUO) Section 21-4.60(c). The Applicant shall revise the plans to show that all proposed rooftop elements comply with this section.
- G. The Applicant shall provide 20 percent of the total residential units in the Project, or 33 dwelling units, whichever is greater, as rental units affordable to households with incomes not exceeding 80 percent of the area median income ("AMI") for Honolulu. The units shall remain affordable for a minimum of 30 years after the date a certificate of occupancy ("CO") is issued for the Project. The Applicant shall execute an agreement to participate in an affordable housing plan for the affordable rental units that is acceptable to the DPP, and in accordance with adopted rules.
- H. Landscaping is not required in the five-foot front yard on Sheridan Street, provided site landscaping is installed pursuant to an approved landscape plan.



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- I. The Applicant shall provide a safe, well-lit, paved pedestrian, bicyclist, and vehicular pathway along the private driveway.
- J. Any dewatering and soil removal and disposal must be conducted in accordance with the State Department of Health guidelines.
- K. Prior to issuance of the CO, the Applicant shall provide safety measures around the building and garage, such as security service and a camera surveillance system capable of producing readable images of the vehicle license plates and identifiable facial images to aid in the investigation of criminal activities that may occur on the site. The Applicant shall submit photos of the safety measures to the DPP Land Use Permit Division ("LUPD") as proof of installation.
- L. Prior to the issuance of any demolition or building permit, an archaeological inventory survey must be completed and submitted to the Department of Land and Natural Resources State Historic Preservation Division ("SHPD") for review and approval.
- M. In the event that subsurface historic resources, including human skeletal remains, structural remains, cultural deposits, artifacts, sand deposits, or sink holes are identified during the demolition and/or construction activities, all work must cease in the immediate vicinity of the find. The Applicant shall protect the find from additional disturbance and contact the SHPD immediately. Without any limitation to any other condition found herein, if any burials or archaeological or historic sites are discovered during the course of construction of the Project, all construction activity in the vicinity of the discovery must stop until the issuance of an archaeological clearance from the SHPD that mitigation measures have been implemented to its satisfaction.
- N. The Applicant shall submit the following to the DPP Traffic Review Branch ("TRB") for its review and approval:
  - 1. Prior to the issuance of any demolition or building permit, a projected time line on anticipated construction and opening dates of planned buildings and improvements in the Project to determine when traffic and transportation documents will need to be prepared and submitted. The time line must also identify when the Construction Management Plan ("CMP") and the Traffic Management Plan ("TMP"), as required below, updates and/or validation to the findings of the initial Traffic Impact Analysis Report ("TIAR"), dated February 9, 2016, and off-site roadway work will be submitted for review and approval in relation to when



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approvals for construction plans, and building and occupancy permits will be needed.

- 2. A CMP must be submitted and approved prior to the issuance of demolition or building permits for major construction work. The CMP must identify the type, frequency and routing of heavy trucks, and construction related vehicles. Every effort must be made to minimize impacts from these vehicles and related construction activities on adjacent streets and neighborhoods. The CMP should identify and limit vehicular activity related to construction to periods outside of the peak periods of traffic. utilizing alternate routes for heavy trucks, provisions for either on-site or off-site staging areas for construction-related workers and vehicles to limit the use of on-street parking around the Project site, and include other mitigation measures related to traffic and potential neighborhood impacts. Preliminary or conceptual traffic control plans must also be included in the CMP. The Applicant shall document the condition of roadways prior to the start of construction activities and provide remedial measures, as necessary, such as restriping, road resurfacing and/or reconstruction if the condition of the roadways deteriorates as a result of the related construction activities.
- 3. A TMP and any subsequent updates must be submitted and approved prior to the issuance of the (temporary) CO. The TMP must include Traffic Demand Management ("TDM") strategies to minimize the amount of vehicular trips for daily activities by residents and employees. TDM strategies may include carpooling and ride sharing programs, transit, bicycle and pedestrian incentives, and other similar TDM measures. A pedestrian and bicycle circulation plan must also be included to provide accessibility and connectivity to and along the surrounding public sidewalks and at street intersections, taking into account complete streets initiatives. A post TMP will be required approximately one year after the issuance of the CO to validate the relative effectiveness of the various TDM strategies identified in the initial report.
- 4. A post TIAR will be required approximately one year after the issuance of the CO to validate the traffic projections, distribution, and assignment contained in the initial TIAR. If additional traffic mitigation measures or modifications are necessary to support related traffic impacts directly attributable to this Project, the Applicant will be required to implement these measures. If the findings of the post TIAR are inconclusive, a



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follow-up study may be required within one year of the post TIAR, as necessary.

- O. Construction plans for all work within or affecting public streets must be submitted to the DPP for review and approval. Traffic control plans during construction must also be submitted to the DPP for review and approval, as required. The plans must show that:
  - 1. Vehicular access points are constructed as standard City dropped driveways. Adequate vehicular sight distance must be provided and maintained at all driveways to pedestrians and other vehicles. Driveway grades cannot exceed five percent for a minimum distance of 25 feet from the back of the designated pedestrian walkway.
  - 2. The road cross-section along the frontage of the Project on Sheridan Street remains consistent with the rest of the street.
  - 3. Entry gates and ticket dispensers are recessed as far into the driveway as necessary to avoid any queuing onto public streets.
  - 4. All loading and parking areas are designed so that vehicles enter and exit, front first.
  - 5. Painted bicycle sharrows on Sheridan Street run in both directions from King Street to Kapiolani Boulevard.
- P. Prior to the issuance of a building permit for the superstructure or building shell, the Applicant shall submit all construction plans and drawings to the DPP's Civil Engineering and Wastewater Branch for review and approval for compliance with drainage, grading, and sewer line requirements and recommendations.
- Q. Prior to submitting any building permit application, the Applicant shall:
  - 1. Execute an agreement with Bikeshare Hawaii to implement, fund, construct, and maintain an on-site bike share station. The bike share station must be located on the publicly-accessible private property portion of the Project site, and must not interfere with pedestrian circulation. The Applicant shall provide a flat surface in an acceptable location, approximately 550 square feet in size (50 feet by 11 feet), located in an area that receives at least four hours of sunlight per day (for the bike share station photovoltaic panels).



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- 2. Submit to the DPP revised plans showing:
  - a. The new driveway apron on Sheridan Street closest to Rycroft Street that does not abut the existing catch basin and is relocated at least two feet away from the basin;
  - b. Transparent windows along the community room frontage; and
  - c. Revised podium walls showing architectural features and designs to provide visual relief along the sides of the podium that face the rear and side yards and Cedar Street. No continuous blank walls along the expanse of Levels 1 through 5 are allowed.
- 3. Submit revised landscape plans for review and approval by the DPP's Land Use Permits Division ("LUPD") to show new street trees along Sheridan Street that provide shade.
- 4. Submit a revised parking plan to the DPP's LUPD for review and approval that:
  - a. Identifies the new off-street parking count;
  - b. Allows for all vehicles to enter and exit the loading stalls in a frontfacing manner; and
  - c. Shows entry gates and ticket dispensers that are recessed into the driveway as far as necessary to avoid any queuing onto public streets.
- 5. Submit a bicycle parking plan to the DPP's LUPD for review and approval that:
  - a. Identifies the new location of the bicycle stalls on the ground level and Levels 2 through 5, and designates a direct marked walking route between the residential elevators and the residential bicycle parking;
  - b. Identifies the short- and long-term parking spaces, and relocates short-term spaces near entrances to the restaurants and community room; and



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- c. Identifies the new location of a bikeshare station along Sheridan Street that is easily accessible, safe, and does not impede pedestrians.
- 6. Submit to the DPP Director for review and approval a draft declaration of restrictive covenant ensuring the private driveway will be accessible by the public 24 hours of the day, 7 days of the week for the life of the structure, and requiring the Applicant to maintain the driveway. Upon approval of the draft document, the Applicant shall submit the executed and duly recorded restrictive covenant to the DPP's LUPD.
- 7. Submit civil drawings to the Honolulu Fire Department ("HFD") for review and approval.
- R. The Applicant shall conduct and implement the recommendations of the wind study, including any updates thereto.
- S. The Applicant shall design and submit a wayfinding signage plan to the DPP Director for review and approval prior to the issuance of a building permit. Upon approval of the wayfinding signage plan, the Applicant shall install the approved wayfinding signage prior to the issuance of a CO.
- T. The Applicant shall be responsible for coordinating construction of the Project with applicable public agencies and complying with all applicable regulations.
- U. The Applicant shall be responsible for the maintenance of all constructed improvements not otherwise accepted by the City or State for maintenance.
- V. Approval of this Resolution does not constitute compliance with other LUO or governmental agencies' requirements, including but not limited to building permit approval. They are subject to separate review and approval. The Applicant shall be responsible for ensuring that the final plans for the Project comply with all applicable LUO and other governmental provisions and requirements.
- W. The Project must receive a building permit for the proposed development within two years of the effective date of this Resolution. Failure to obtain a development permit within this period will render null and void this Resolution and all approvals issued hereunder, provided that this period deadline may be extended as follows:



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- 1. The Director of the DPP may extend this deadline if the Applicant demonstrates good cause, but the deadline cannot be extended beyond one year from the initial deadline without the approval of the City Council, which may grant or deny the approval in its complete discretion.
- 2. If the Applicant requests an extension beyond one year from the initial deadline and the Director finds that the Applicant has demonstrated good cause for the extension, the Director shall prepare and submit to the Council a report on the proposed extension, which report must include the Director's findings and recommendations thereon and a proposed resolution approving the extension. The Council may approve the proposed extension or an extension for a shorter or longer period, or deny the proposed extension, by resolution.
- 3. If the Council fails to take final action on the proposed extension within the first to occur of: (i) 60 days after receipt of the Director's report; or (ii) the Applicant's then-existing deadline for obtaining a building permit, the extension will be deemed to be denied.
- X. The Project must conform to the conceptual plan approved hereby and all conditions established herein. Any changes to the conceptual plan will require a new application and approval by the Council. The Director of Planning and Permitting may approve changes to the Project that do not significantly alter the size or nature of the Project, if the changes remain in conformance with the conceptual plan and the conditions herein. Any increase in height or density of the Project will be considered a significant alteration and a change to the conceptual plan. In addition, any change of the Project developer from Hawaii City Plaza, LP, to another entity or person prior to the issuance of a CO for the Project will be considered a significant change to the Project will be considered a significant change to the Project and will require a new application and approval by the Council.

BE IT FURTHER RESOLVED that the Council finds as follows with respect to the conceptual plan for the Project, as conditioned herein:

- A. The Project concept, as a unified plan, is in the general interest of the public;
- B. The requested Project boundaries and requested flexibility with respect to development standards relating to density (floor area), height, street centerline height setbacks, yard setbacks, building area, and landscaping requirements are consistent with the objectives of transit-oriented development and the provisions enumerated in ROH Section 21-9.100-4;



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- C. The requested flexibility with respect to development standards relating to density (floor area), height, street centerline height setbacks, yard setbacks, building area, and landscaping requirements is commensurate with the public amenities and community benefits proposed; and
- D. The public amenities proposed will produce timely, demonstrable benefits to the community, support transit ridership, and implement the vision established in ROH Section 21-9.100-4.

BE IT FINALLY RESOLVED that copies of this Resolution be transmitted to Kathy K. Sokugawa, Acting Director of the Department of Planning and Permitting, 650 South King Street, 7<sup>th</sup> Floor, Honolulu, Hawaii 96813; Hawaii City Plaza LP, 1585 Kapiolani Boulevard, Suite 1215, Honolulu, Hawaii 96814; FSC Architects (to the attention of James G. Freeman), 31 Merchant Street, Suite 208, Honolulu, Hawaii, 96813; and Wes Frysztacki, Director of the Department of Transportation Services, 650 South King Street, 3<sup>rd</sup> Floor, Honolulu, Hawaii 96813.

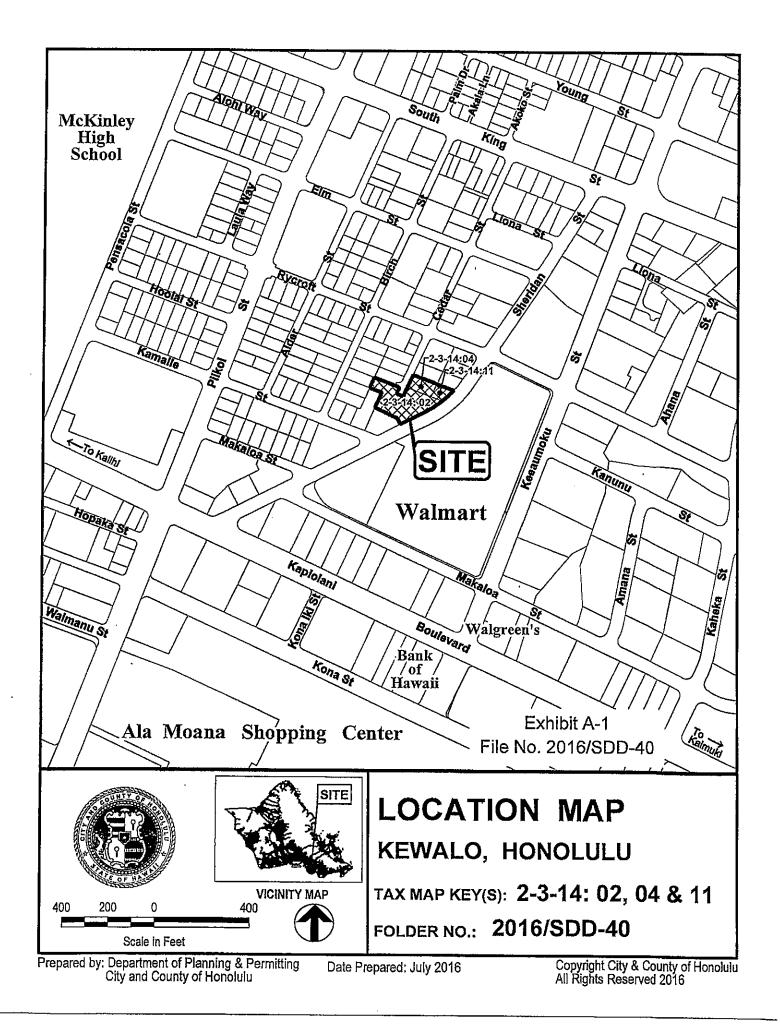
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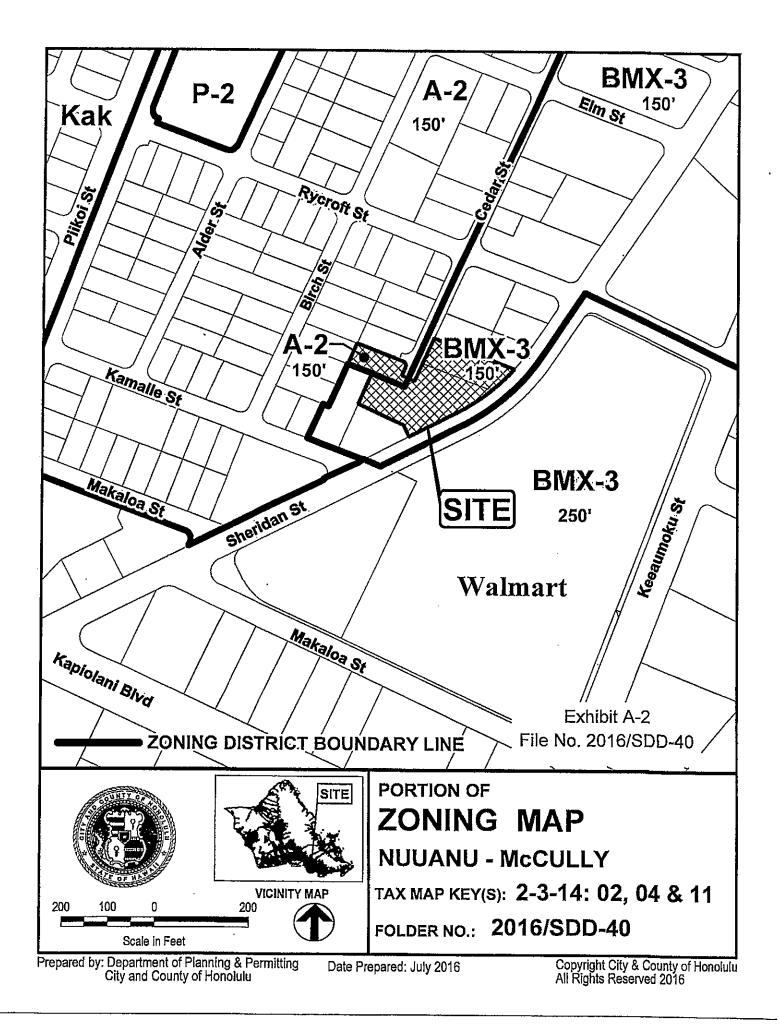
Ann Kobayashi

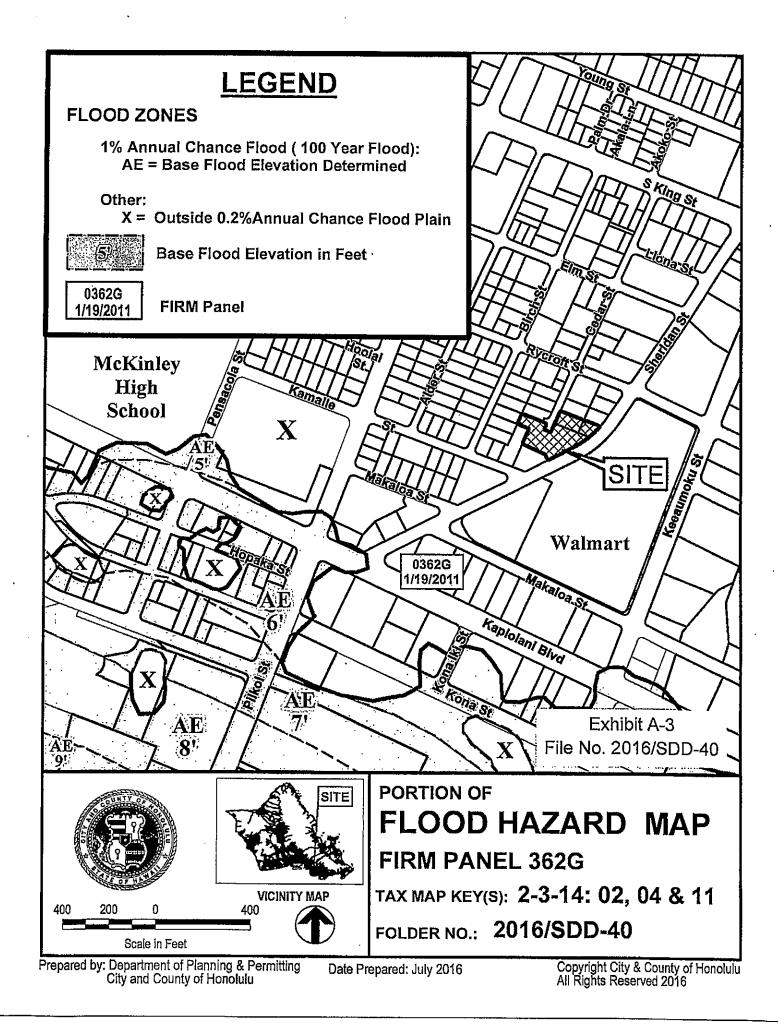
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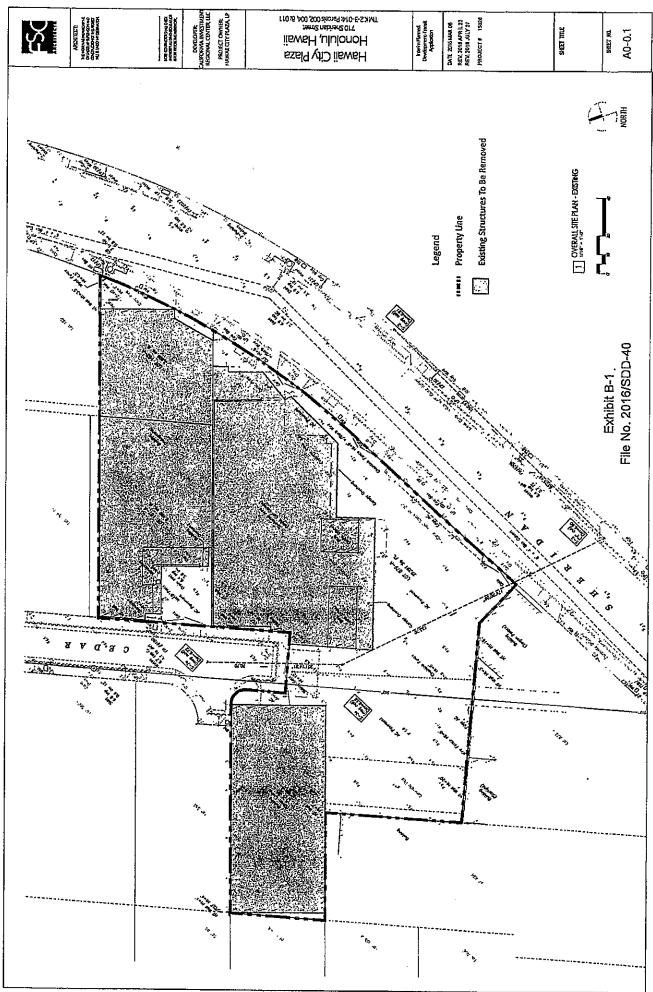
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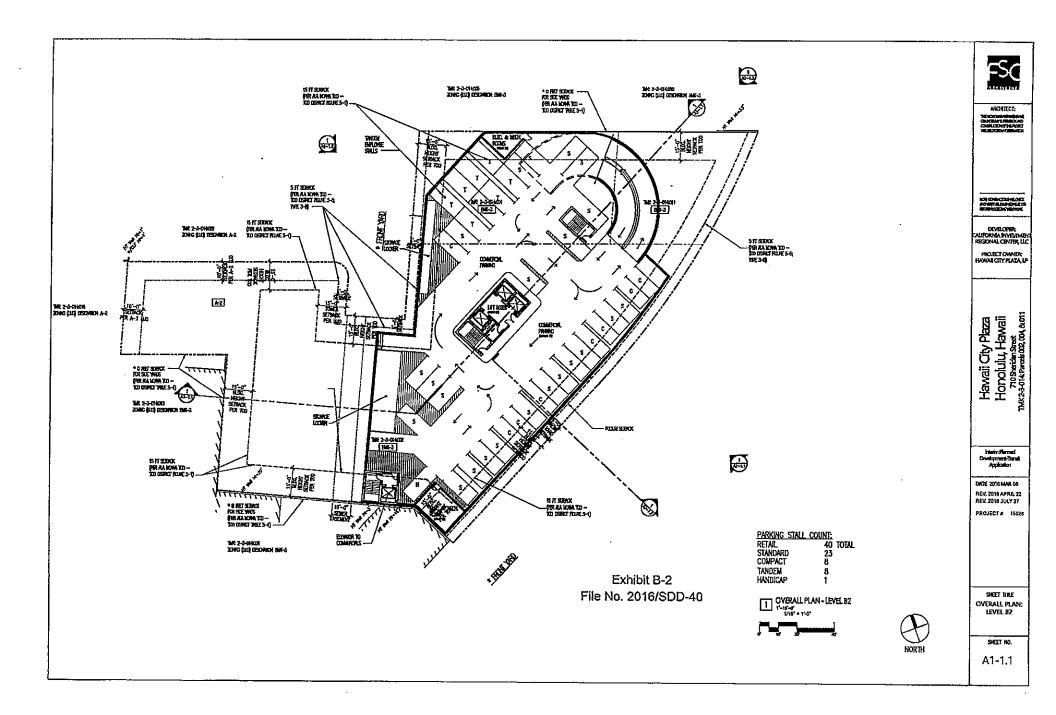
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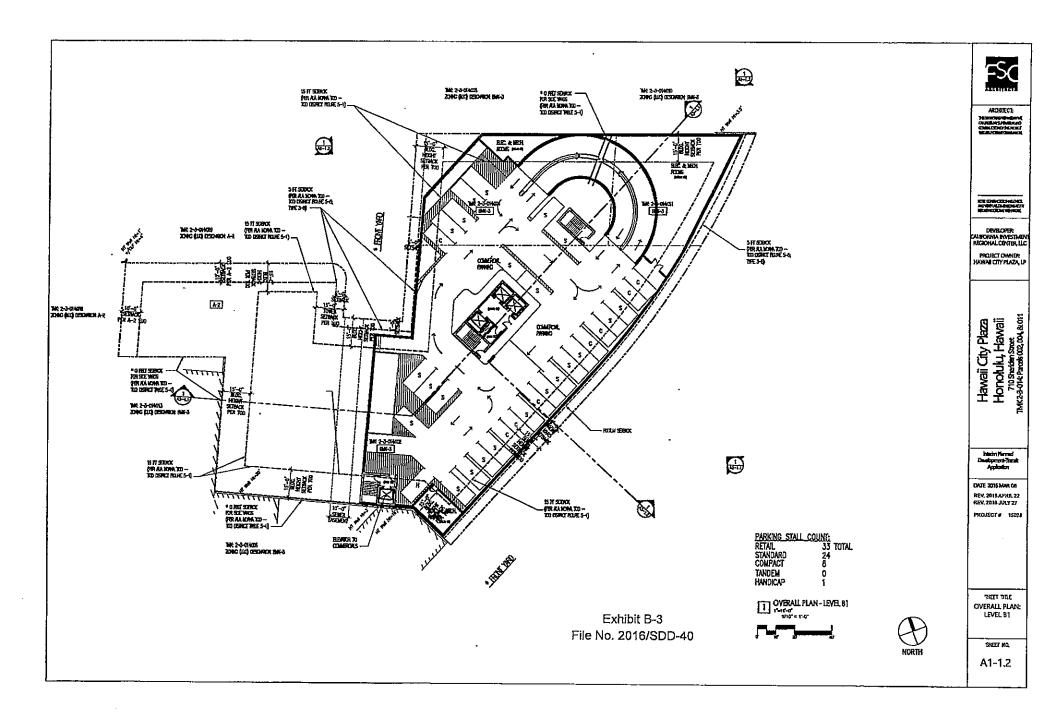


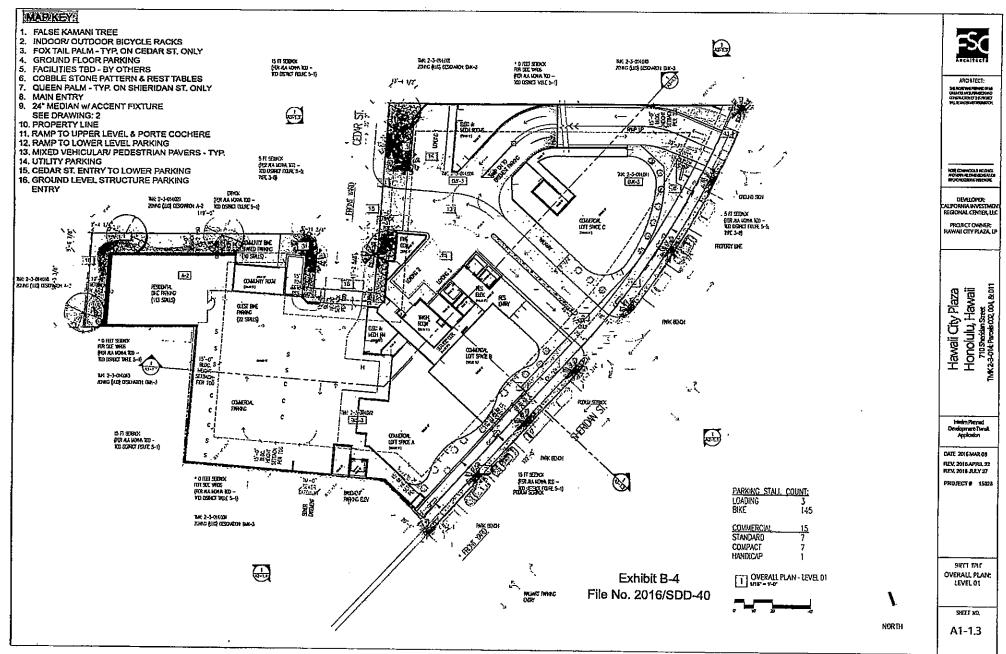


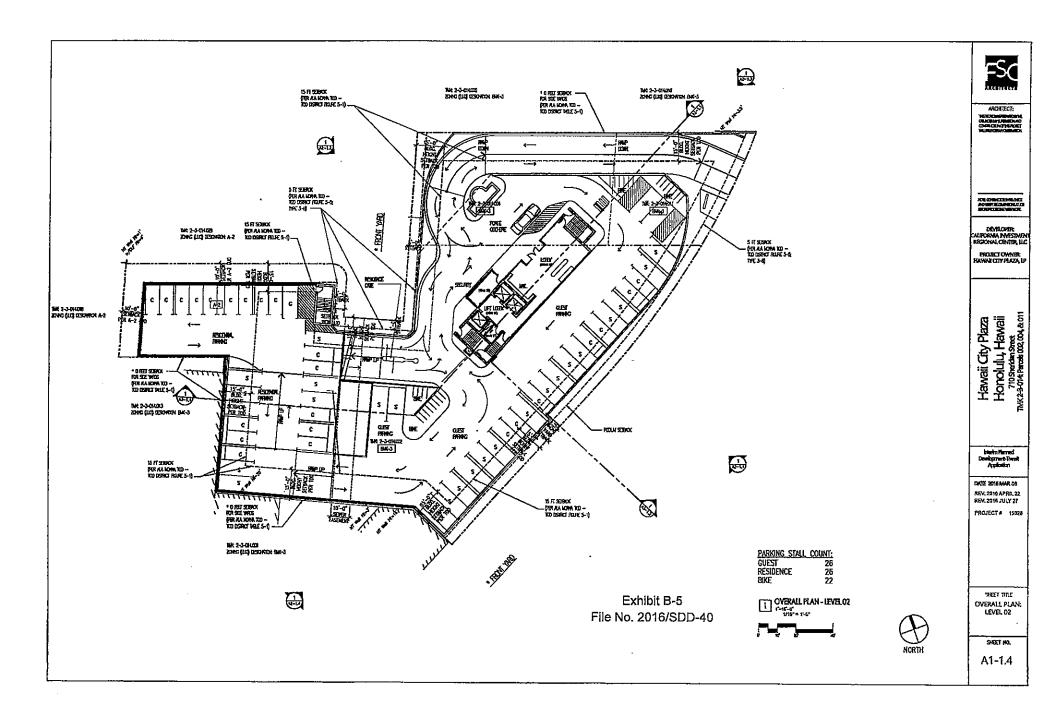


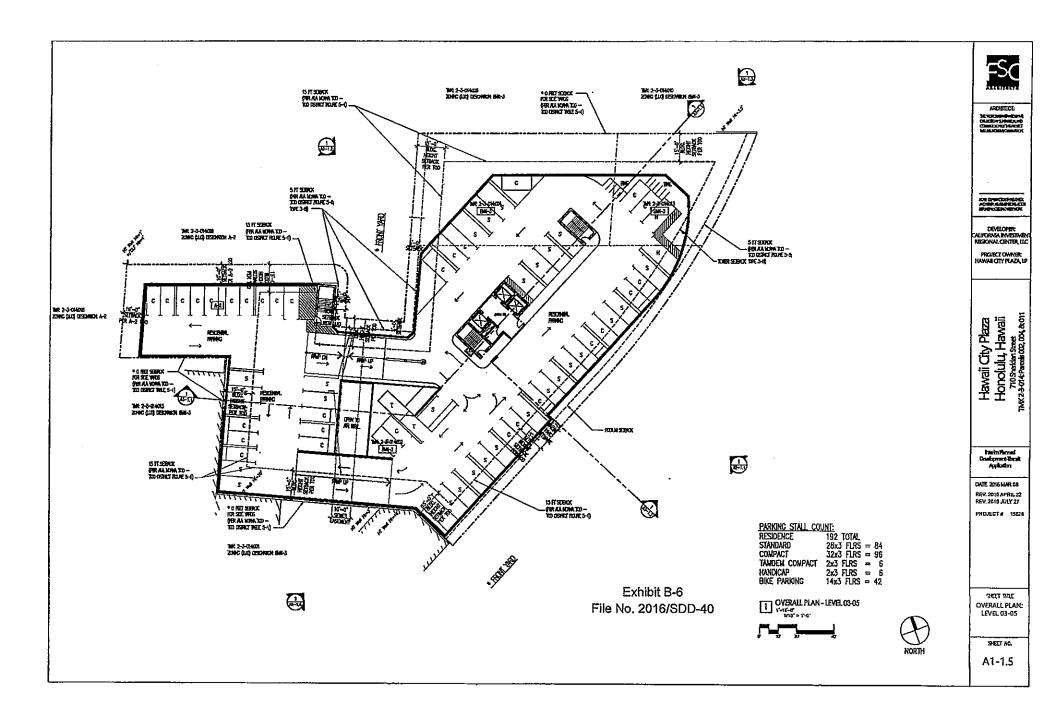


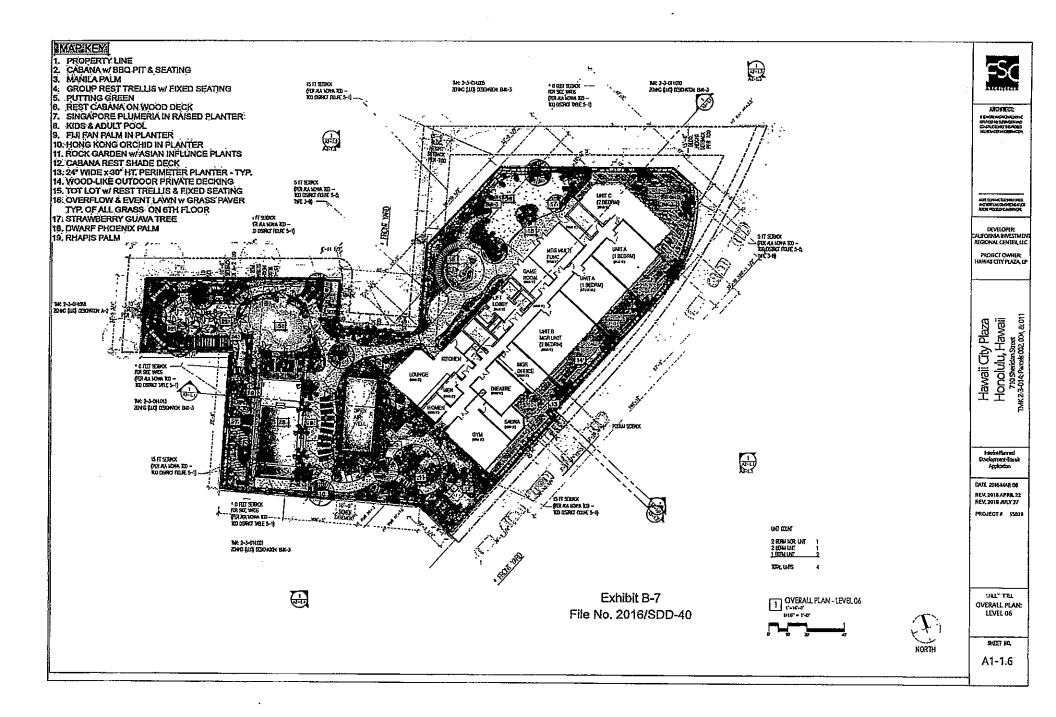


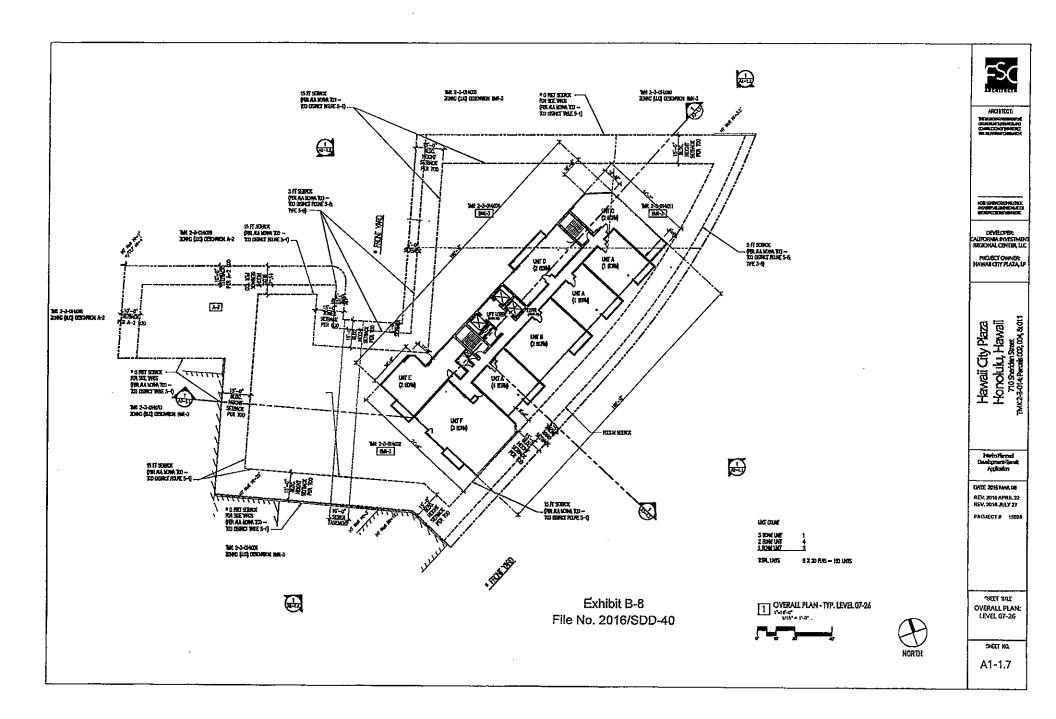


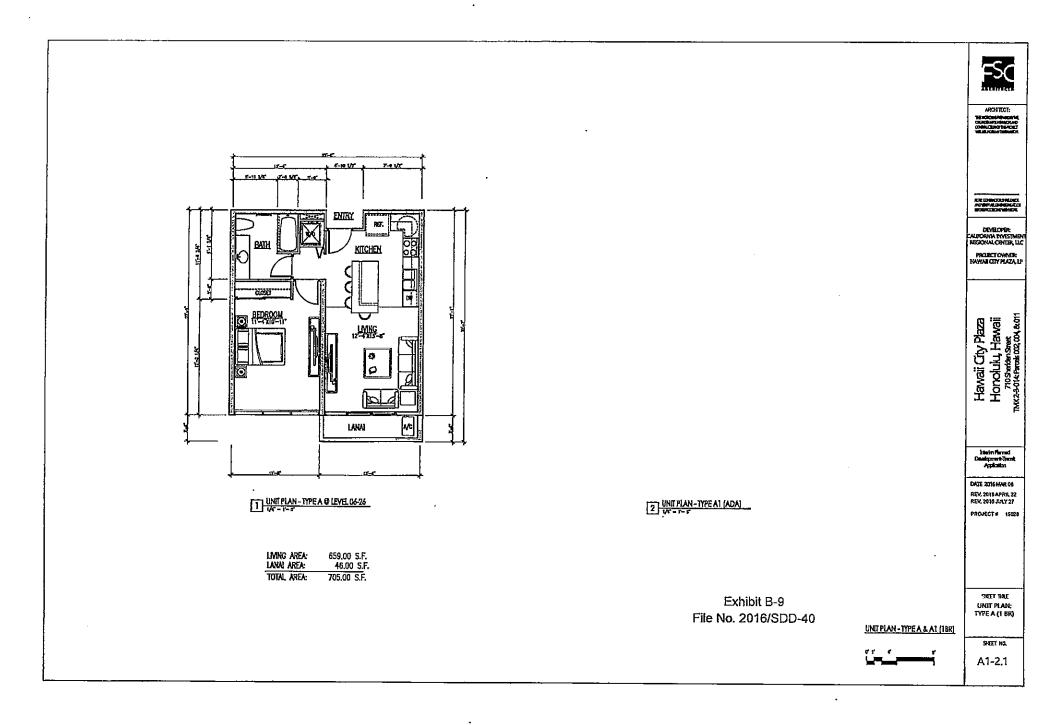


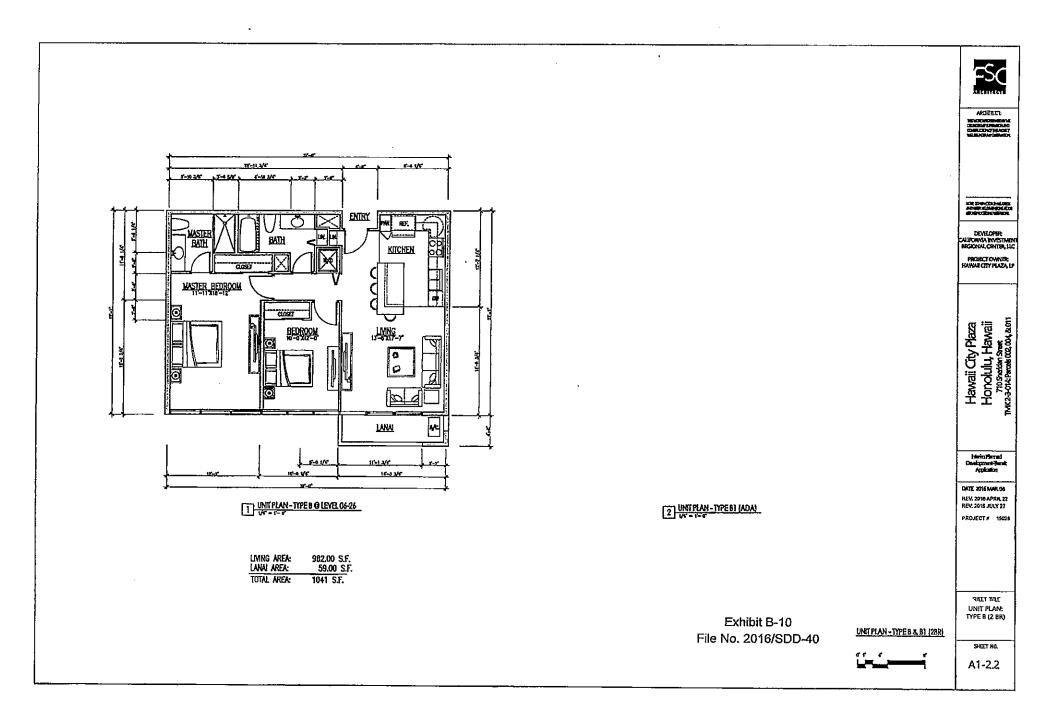


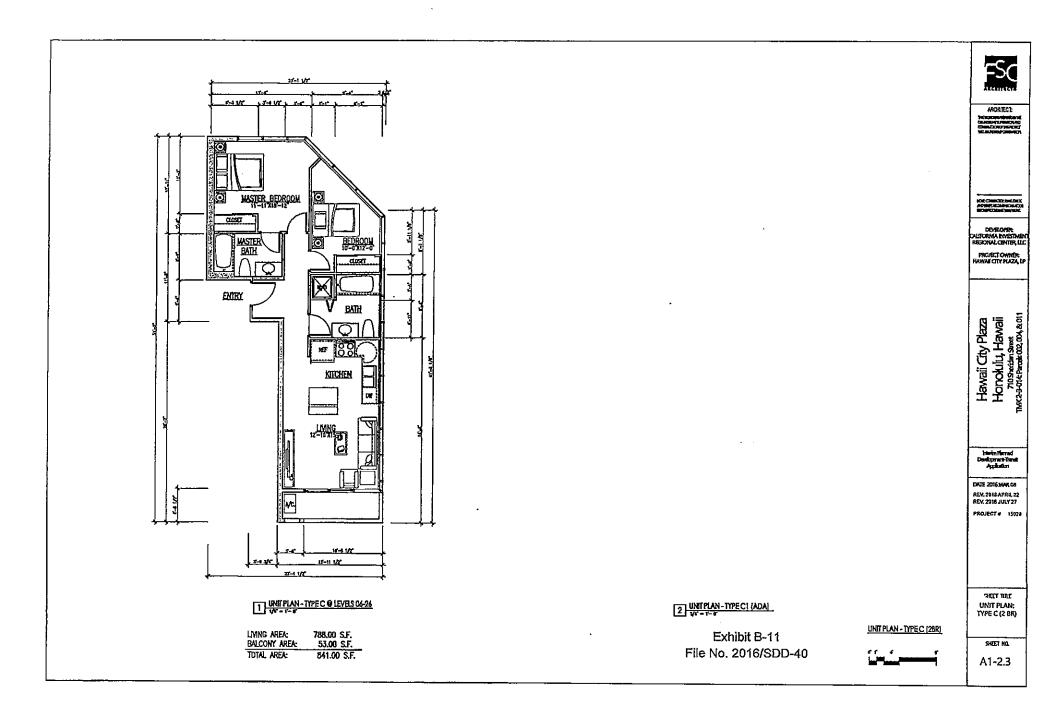


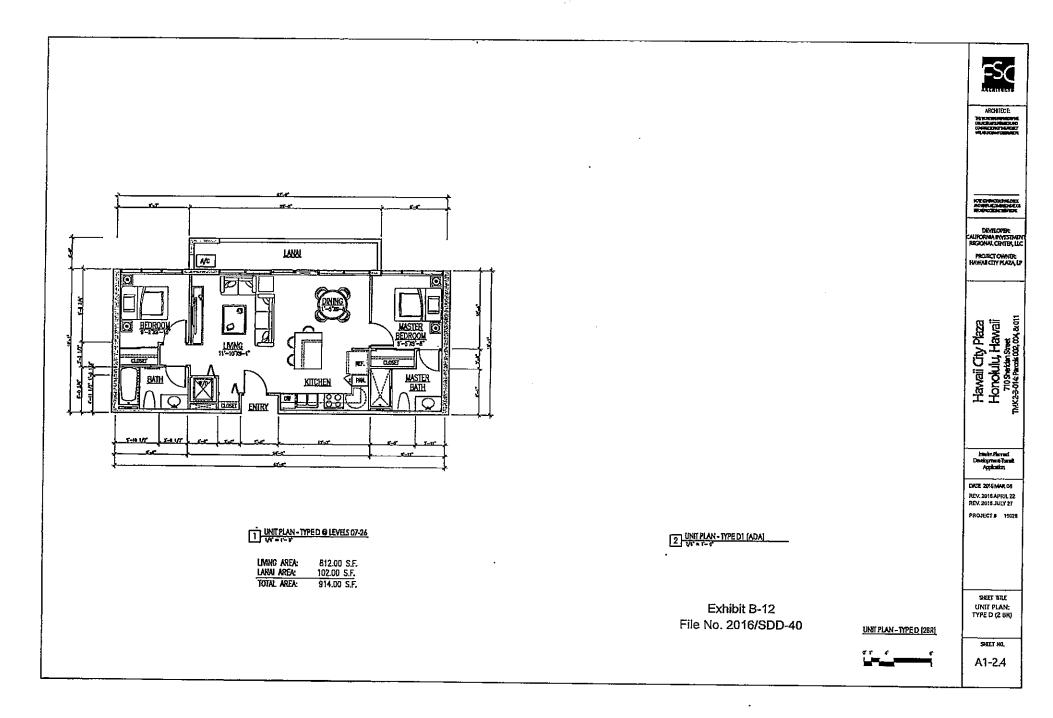


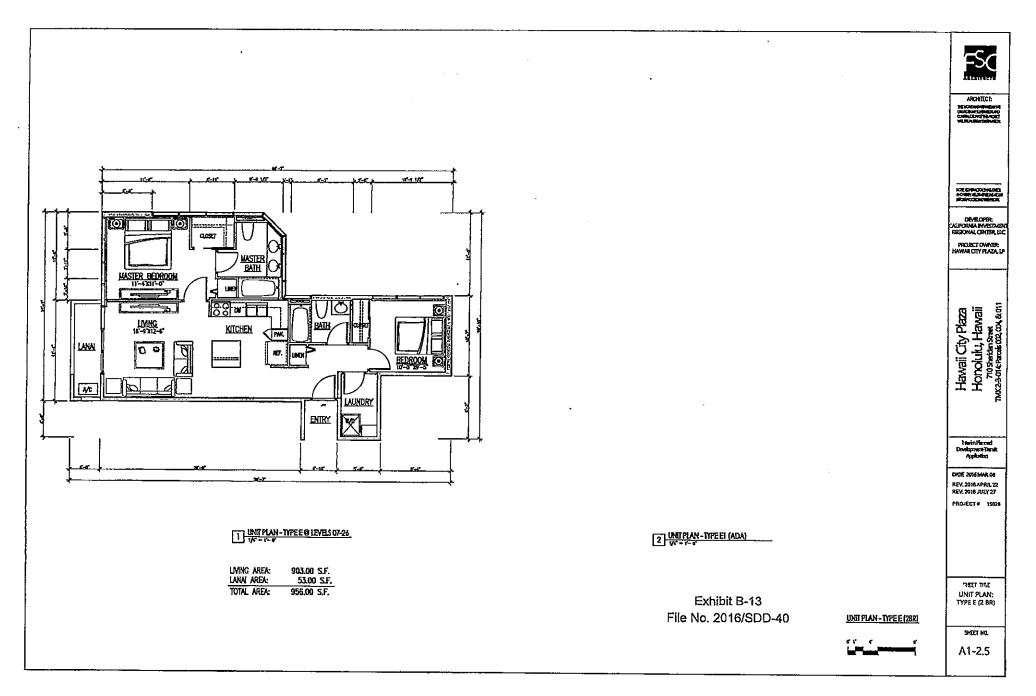


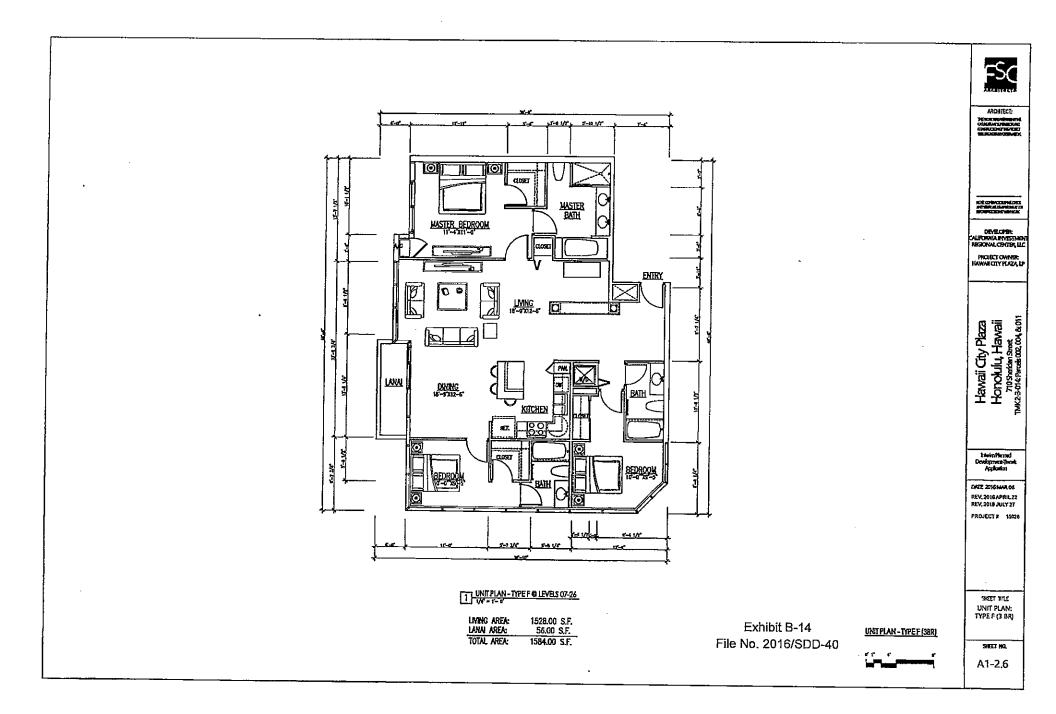


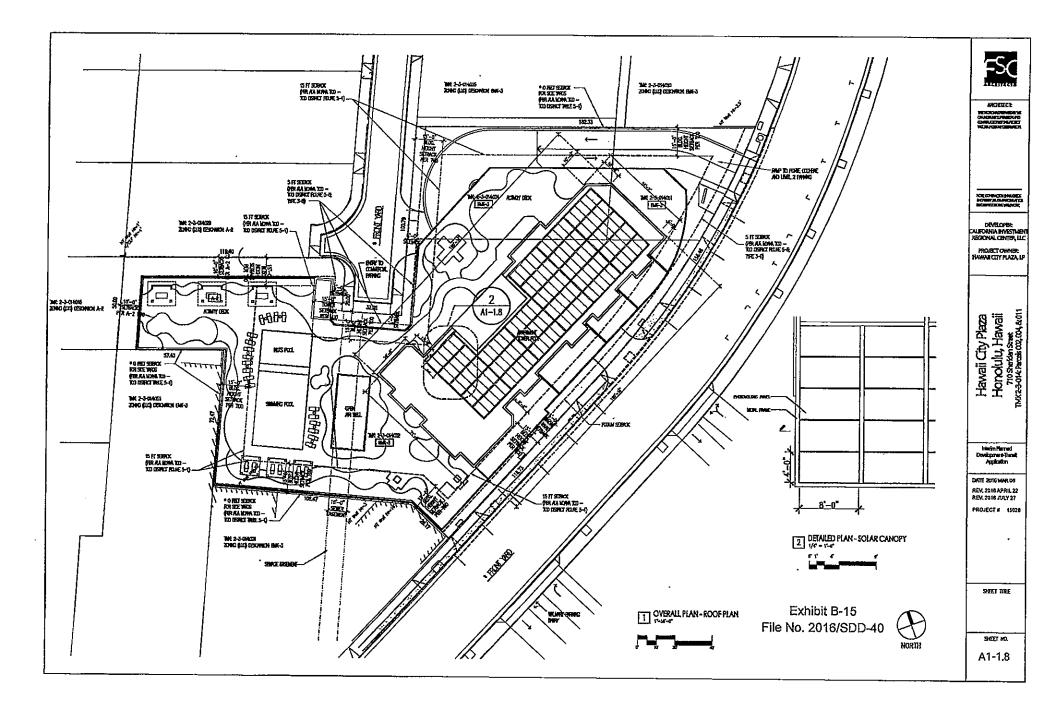


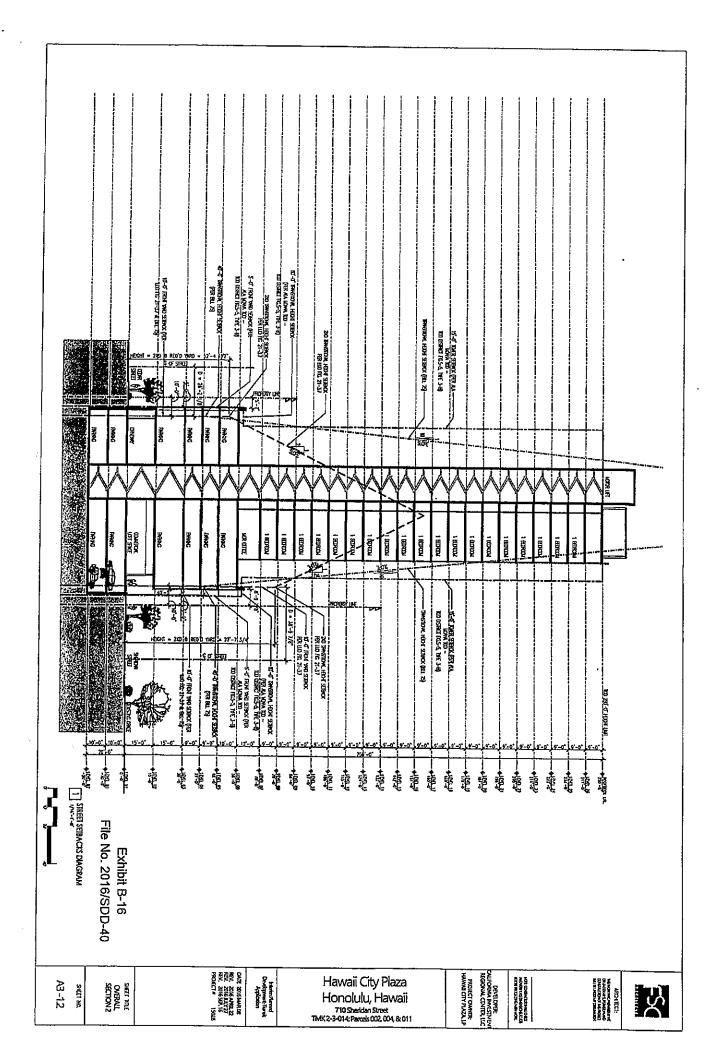


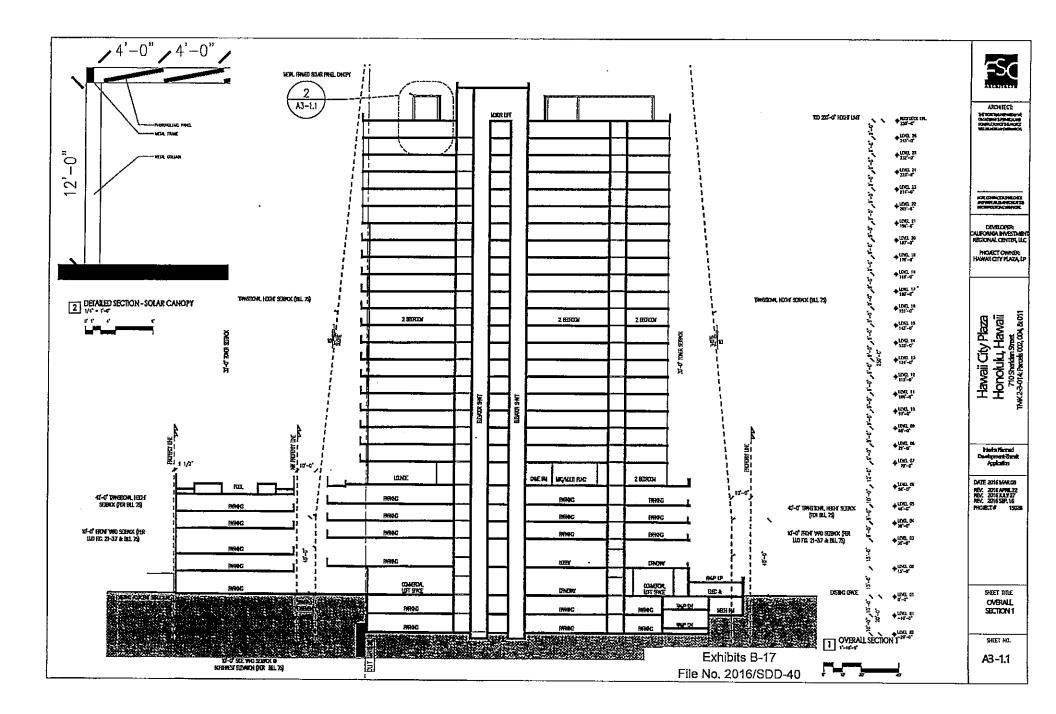


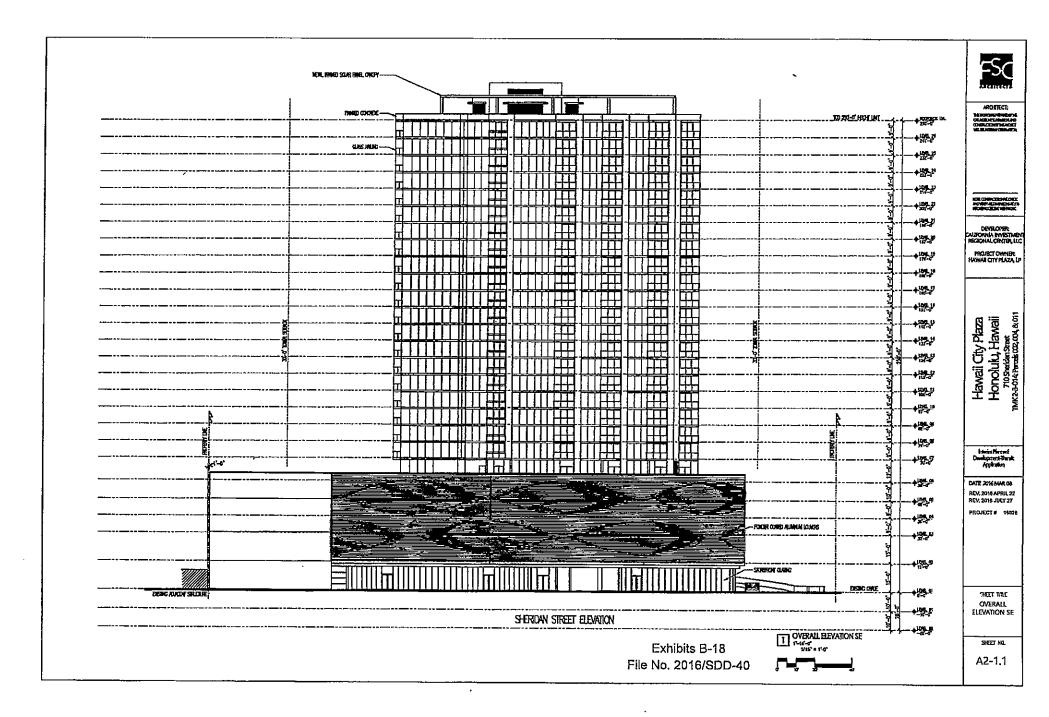


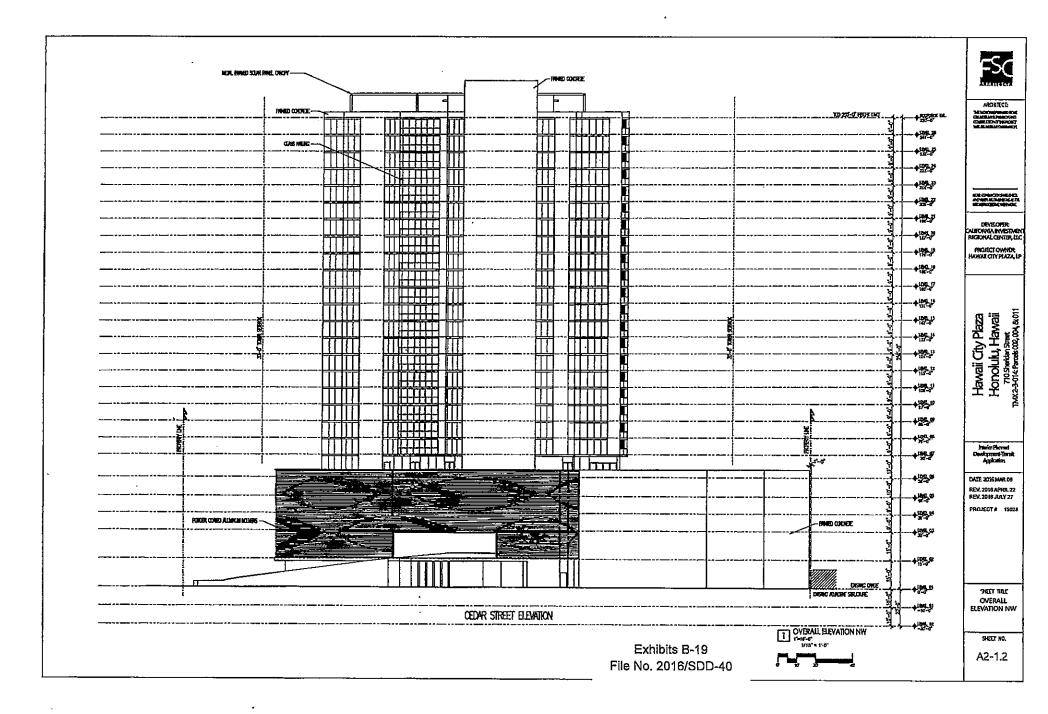


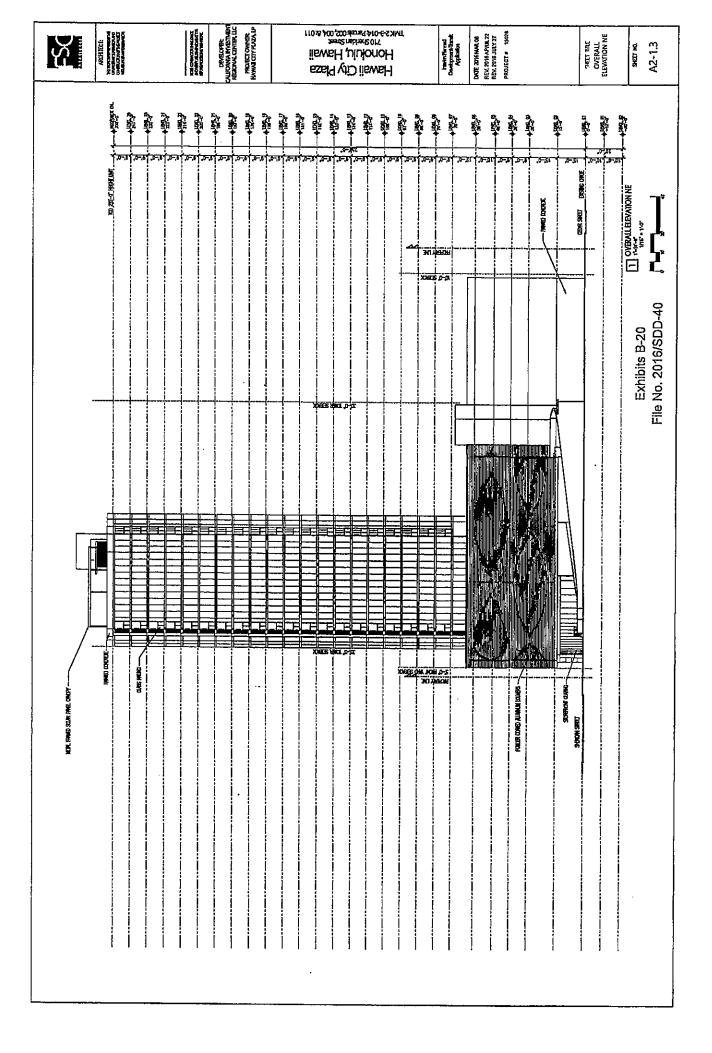








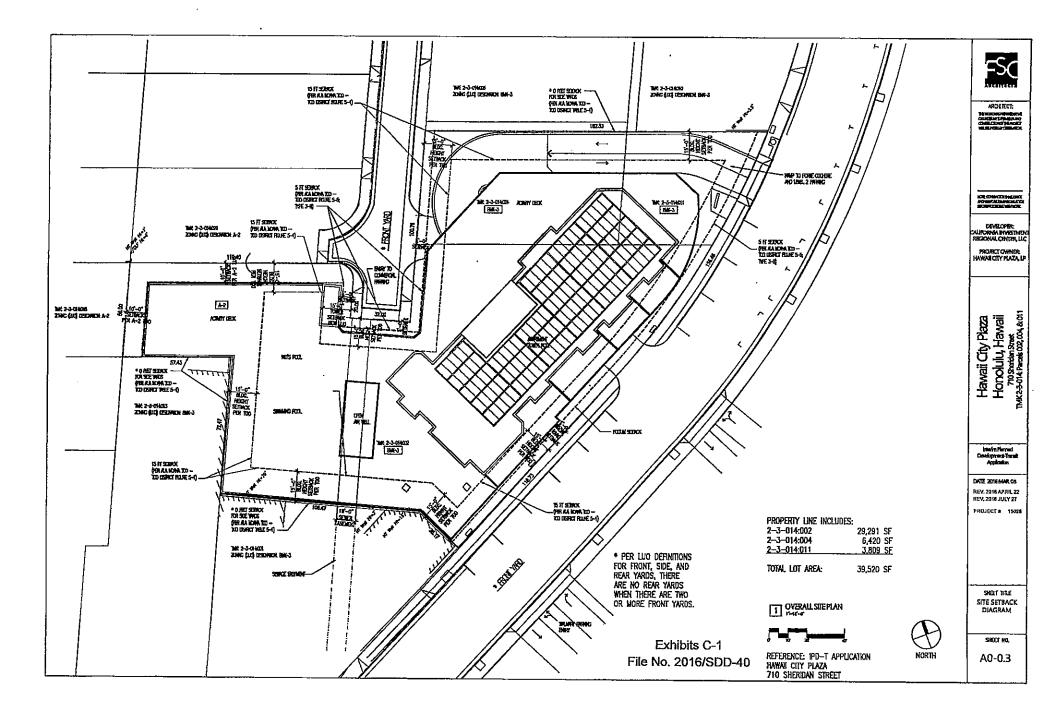


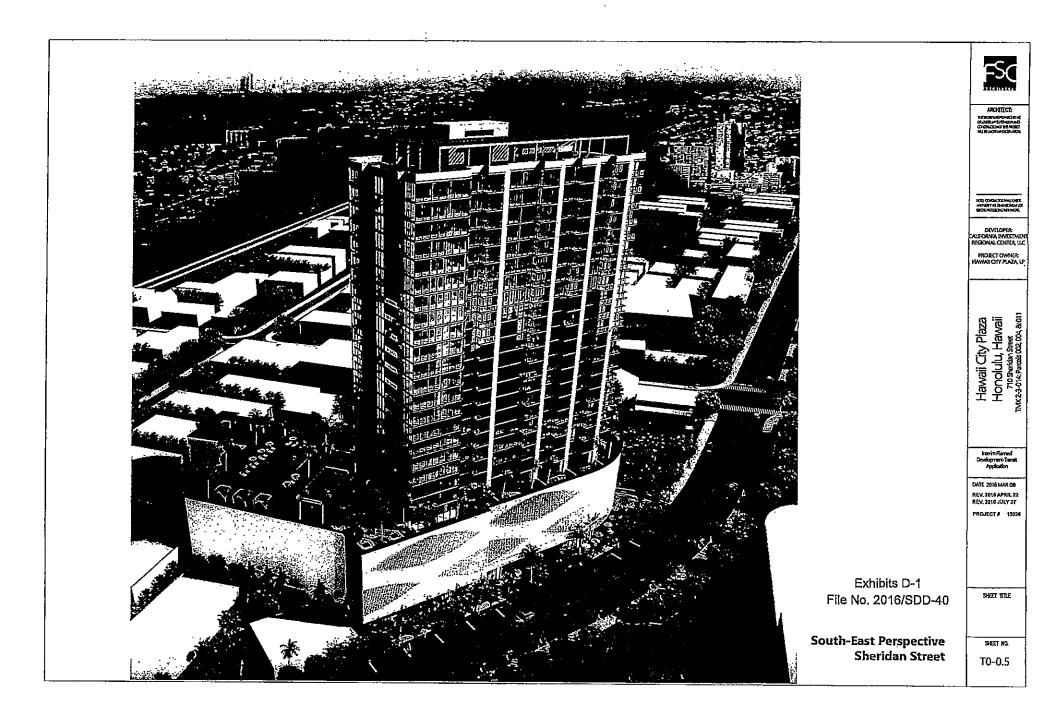


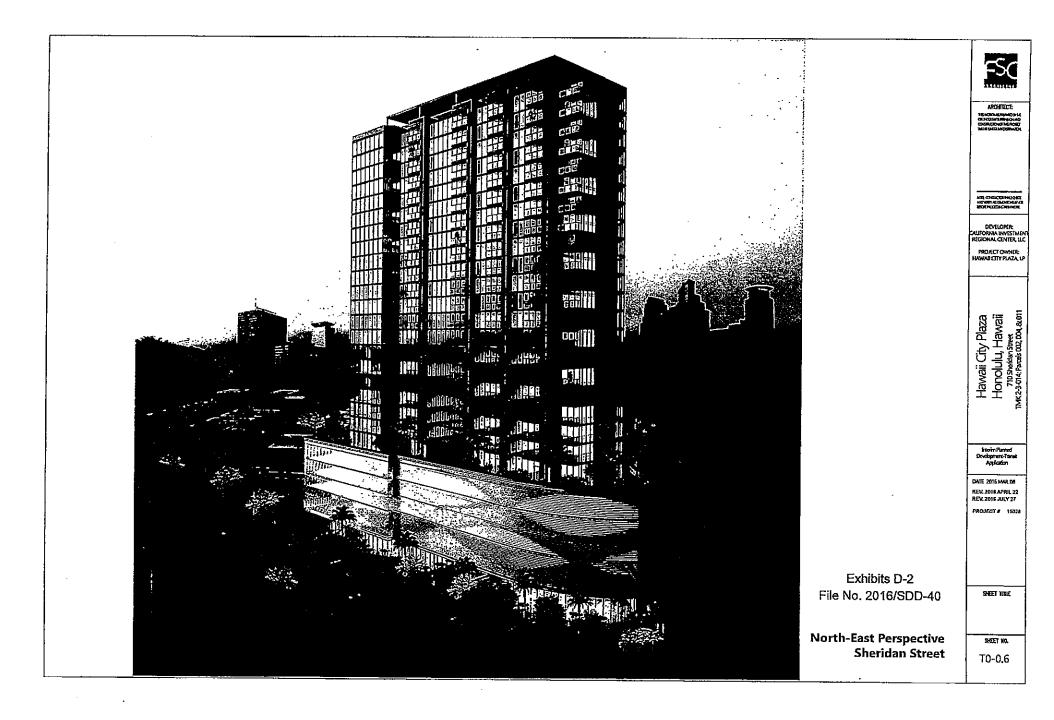
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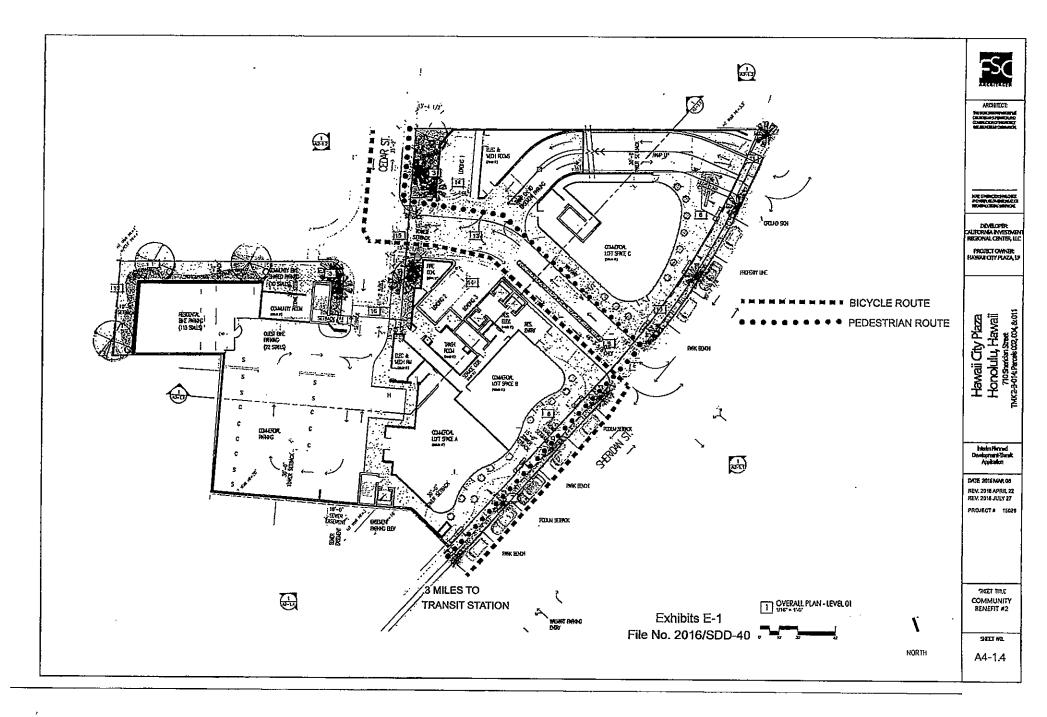
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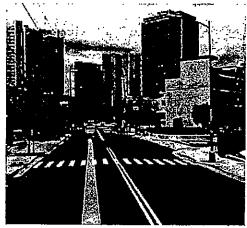


#### **SHERIDAN STREET**

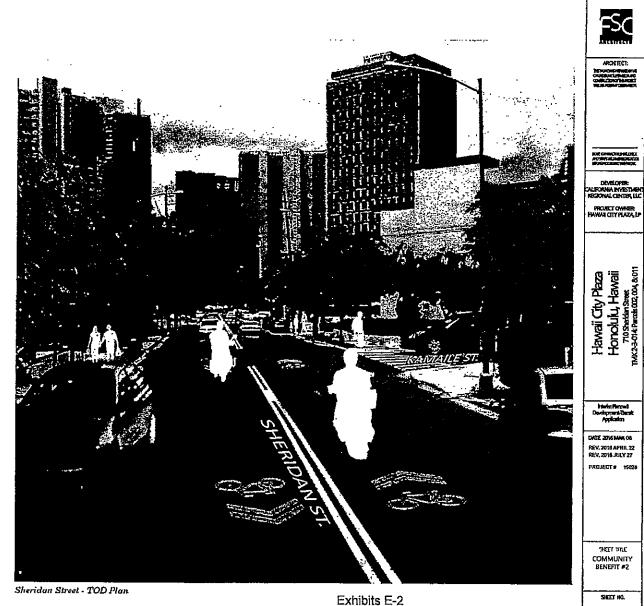
Sheridan Street runs parallel to Keeaumoku Street, and offers a convenient mauka-makai connection for pedestrians and bicyclists. It mainly serves the Sheridan neighborhood, and connects King Street with Kapiolani Boulevard. Various auto shops and small businesses are located along this street.

#### **RECOMMENDED MODIFICATIONS INCLUDE:**

- Sharrow striping for better motorist
   awareness of bicycle traffic
- Sidewalk enhancements
- Street trees for shade

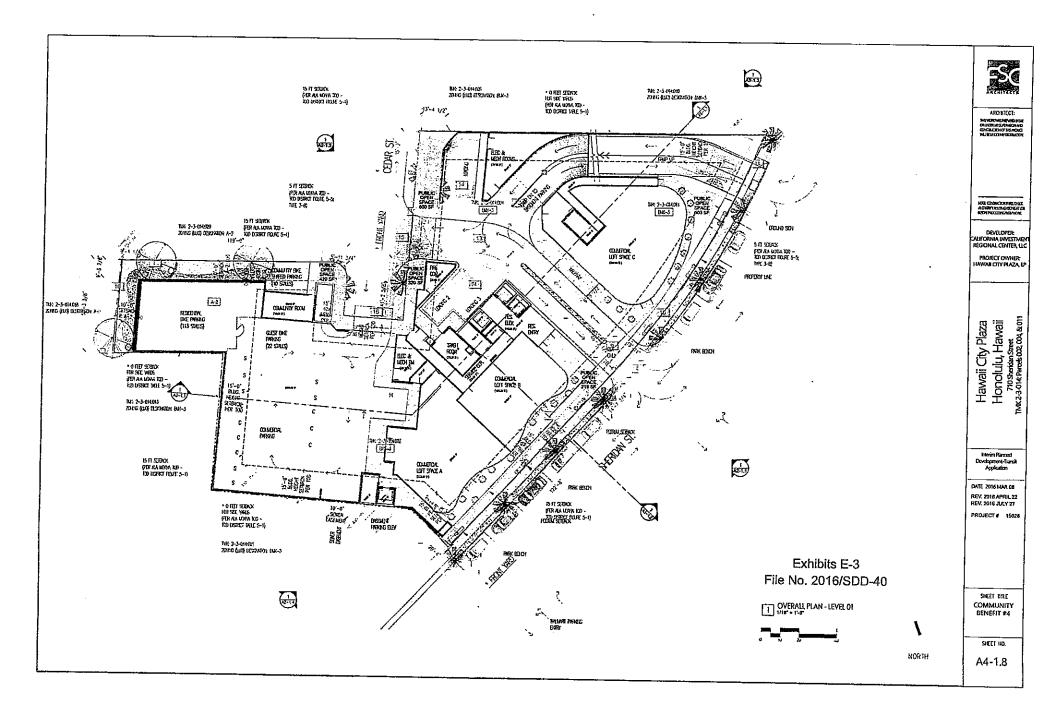


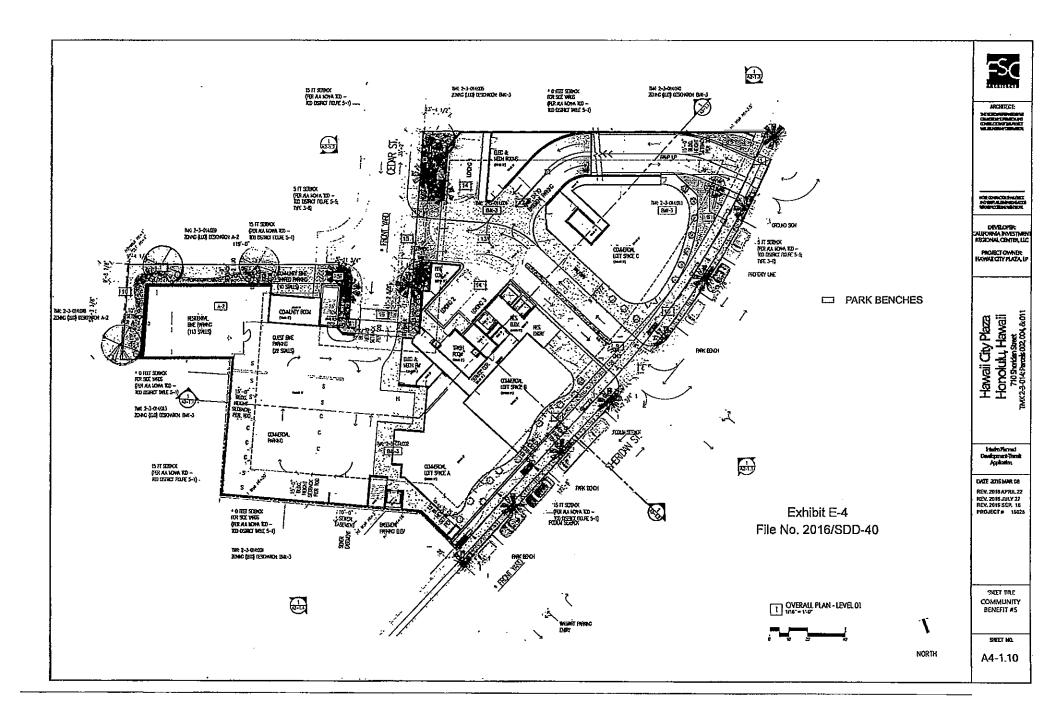
Sheridan Street - Existing

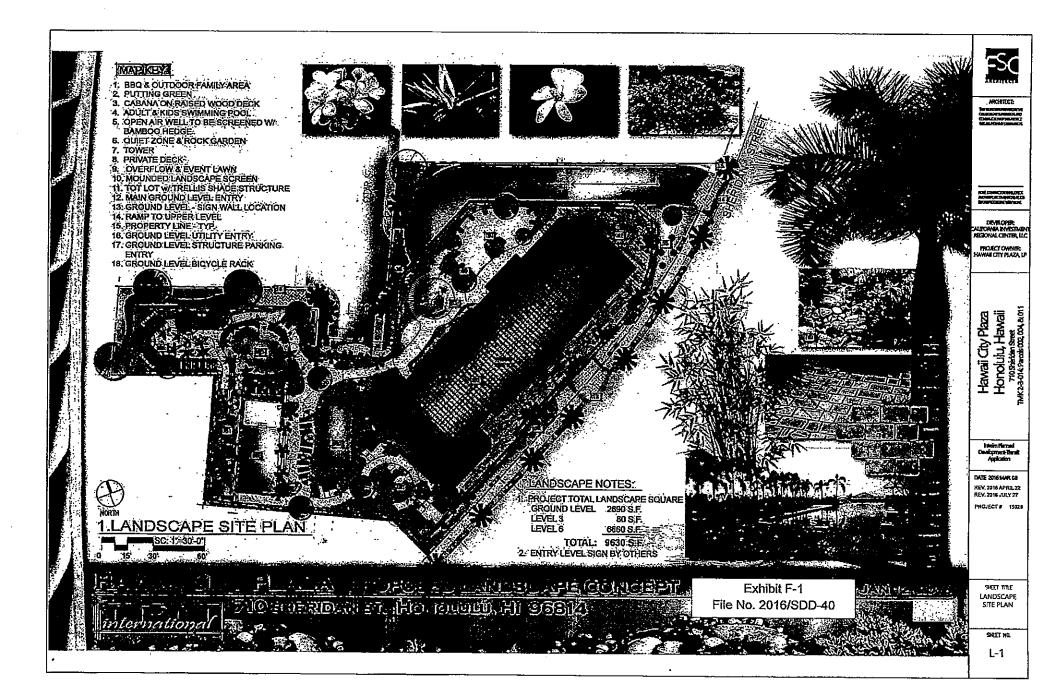


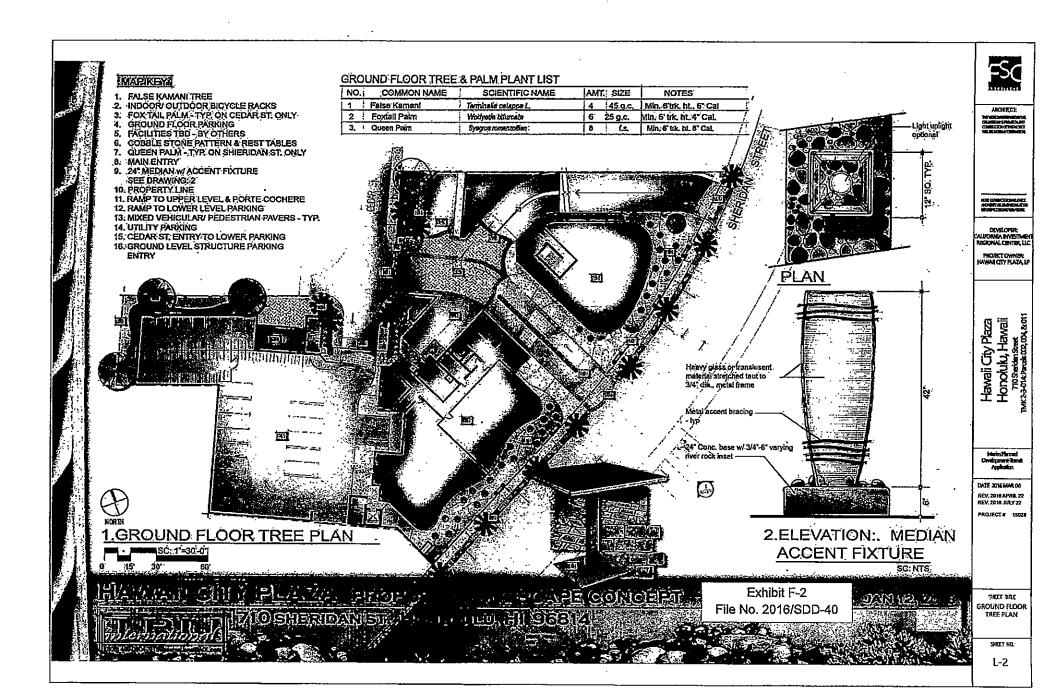
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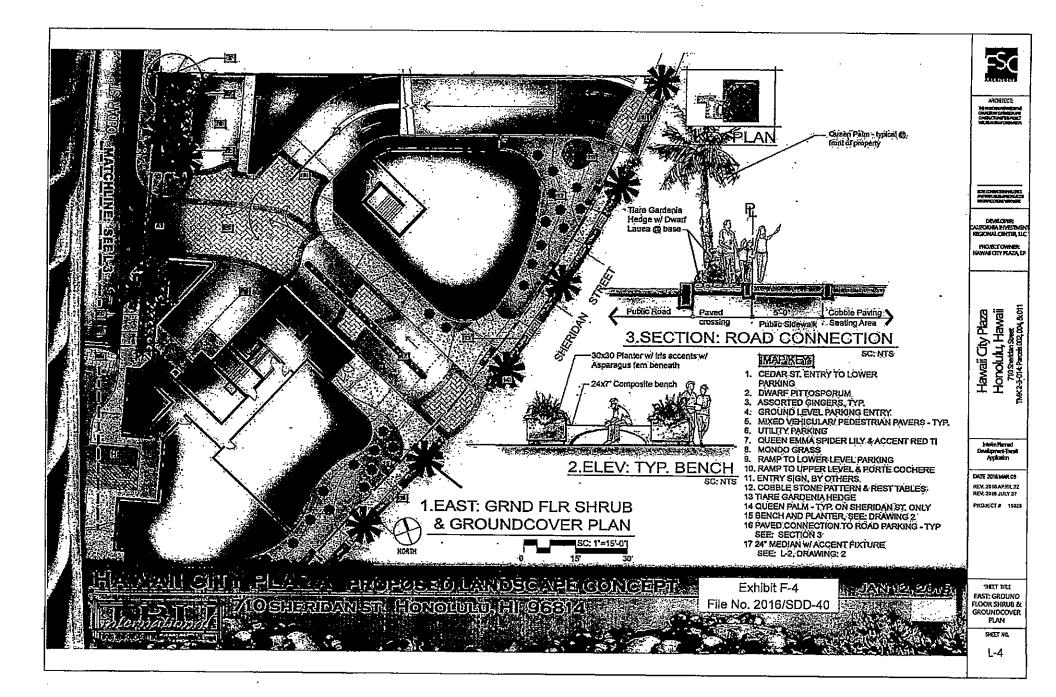






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#### CITY COUNCIL CITY AND COUNTY OF HONOLULU HONOLULU, HAWAII C E R T I F I C A T E

RESOLUTION 17-305, CD1, FD1

Introduced: 10/24/17 By: ANN KOBAYASHI

Committee: Z

ZONING AND HOUSING

Title: RESOLUTION APPROVING A CONCEPTUAL PLAN FOR AN INTERIM PLANNED DEVELOPMENT-TRANSIT PROJECT FOR THE DEVELOPMENT OF THE HAWAII CITY PLAZA CONDOMINIUM DEVELOPMENT PROJECT.

Voting Legend: \* = Aye w/Reservations

11/01/17	COUNCIL	M-6320 ADDED TO THE AGENDA.
		9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.
		M-6320 – APPROVED 90-DAY EXTENSION OF TIME.
		9 AYES: ANDERSON*, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN8, MARTIN, MENOR, OZAWA, PINE.
11/25/17	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
12/05/17	SPECIAL ZONING AND HOUSING	CR-451 – RESOLUTION REPORTED OUT OF COMMITTEE FOR ADOPTION AS AMENDED IN CD1 FORM.
12/06/17	COUNCIL	RESOLUTION AMENDED TO HAND-CARRIED FD1 (OCS2017-1272/12/5/2017 4:36 PM). 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
	·	MENOR, OZAWA, PINE.
		CR-451 AND RESOLUTION 17-305, CD1, FD1 WERE ADOPTED.
		8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MARTIN, MENOR, OZAWA, PINE.
		1 NO: MANAHAN.

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this RESOLUTION.

GLEN I. HÁSHI, CITY CLERK

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RON MENOR, CHAIR AND PRESIDING OFFICER