

DRC SUBMISSION





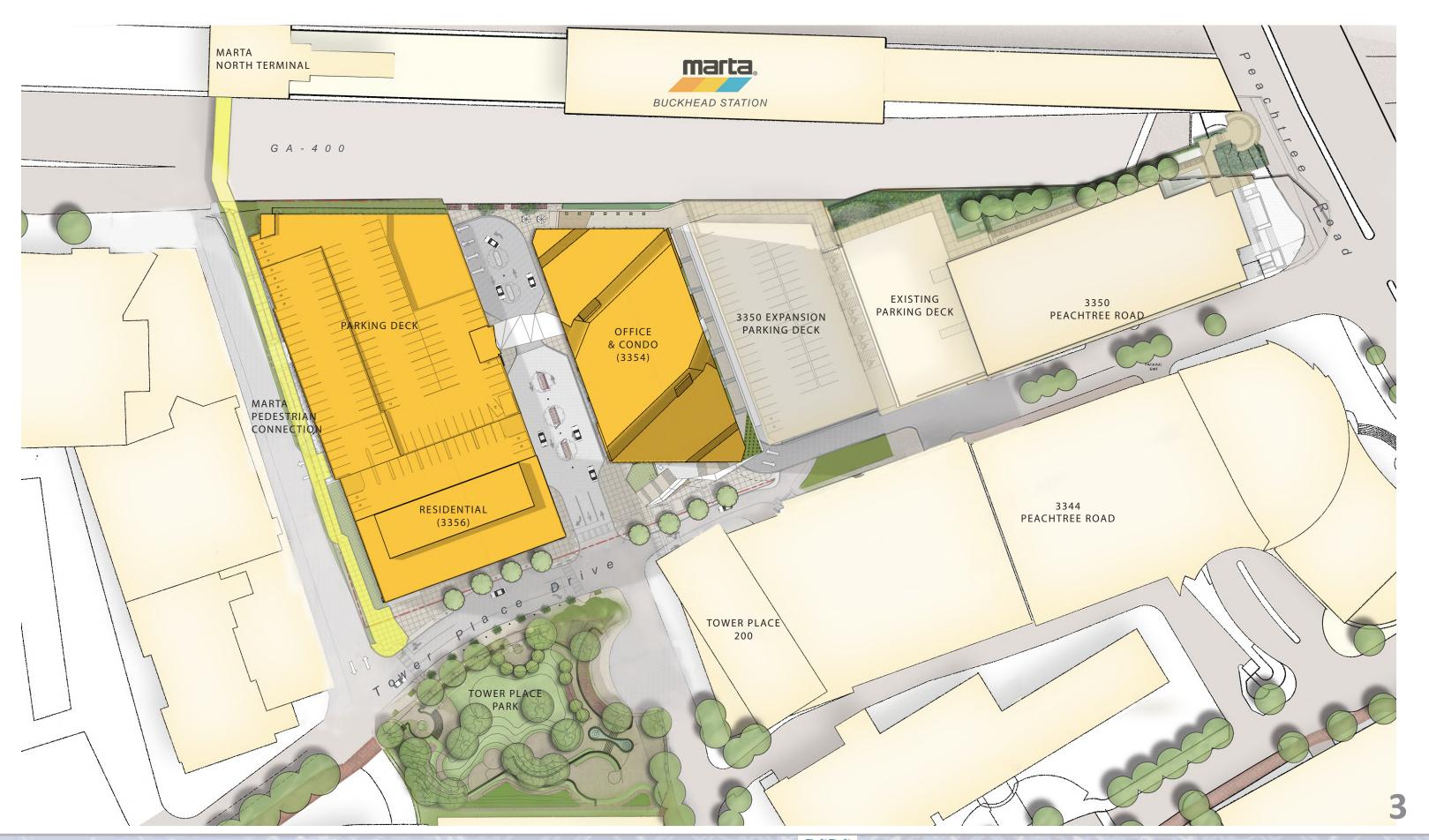


Smallwood, Reynolds, Stewart, Stewart & Associates, Inc.

217078.00

April 3, 2019





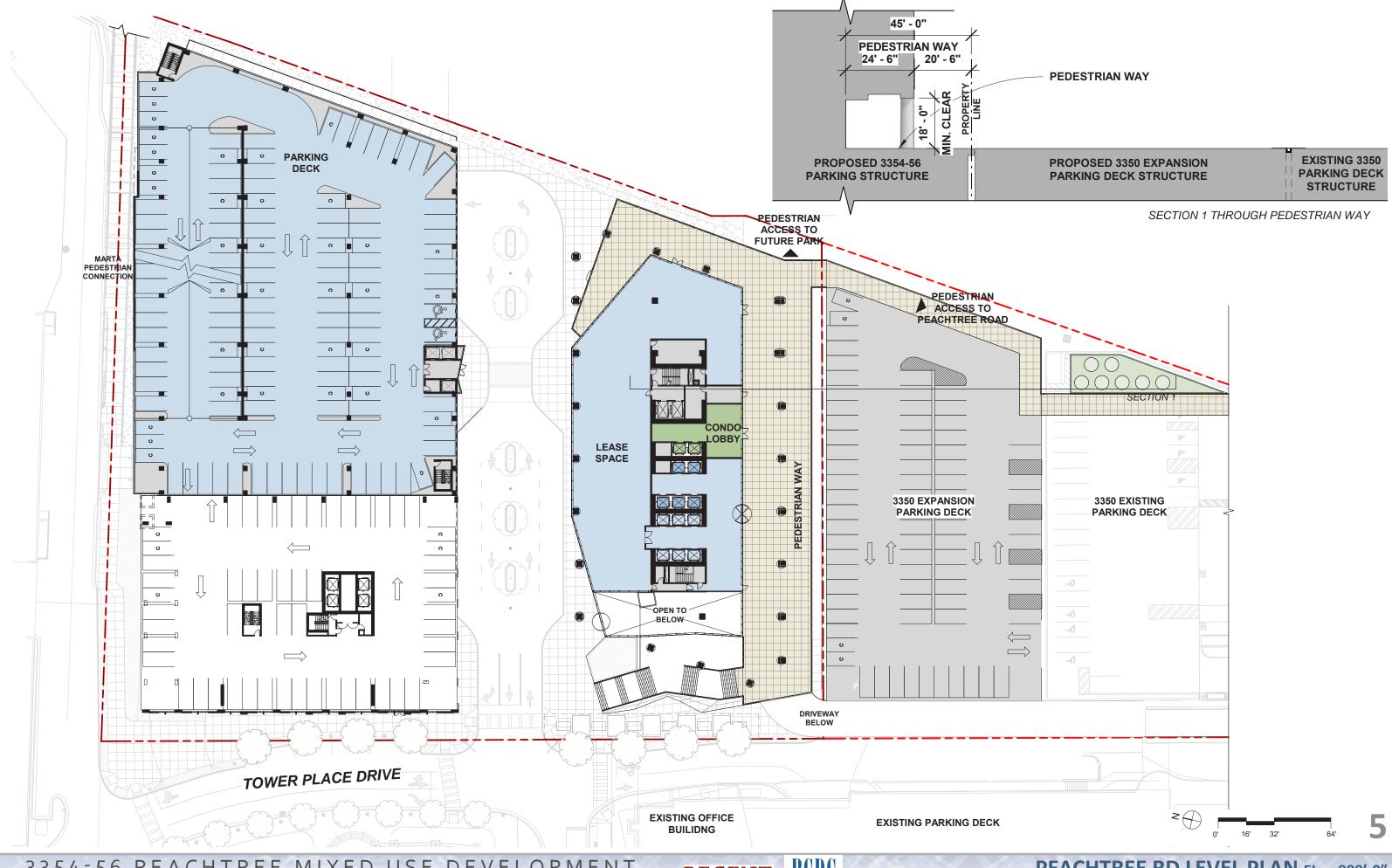




REGENT
— PARTNERS —

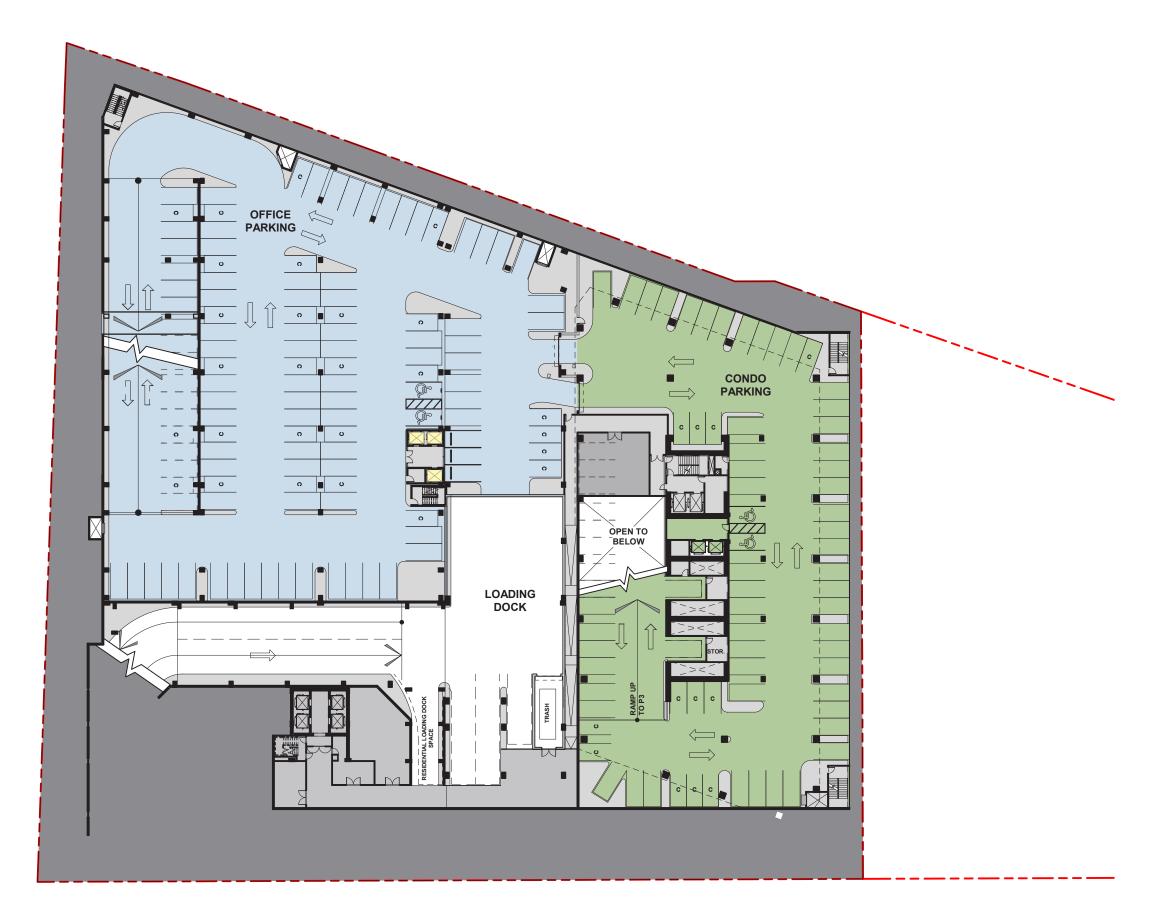


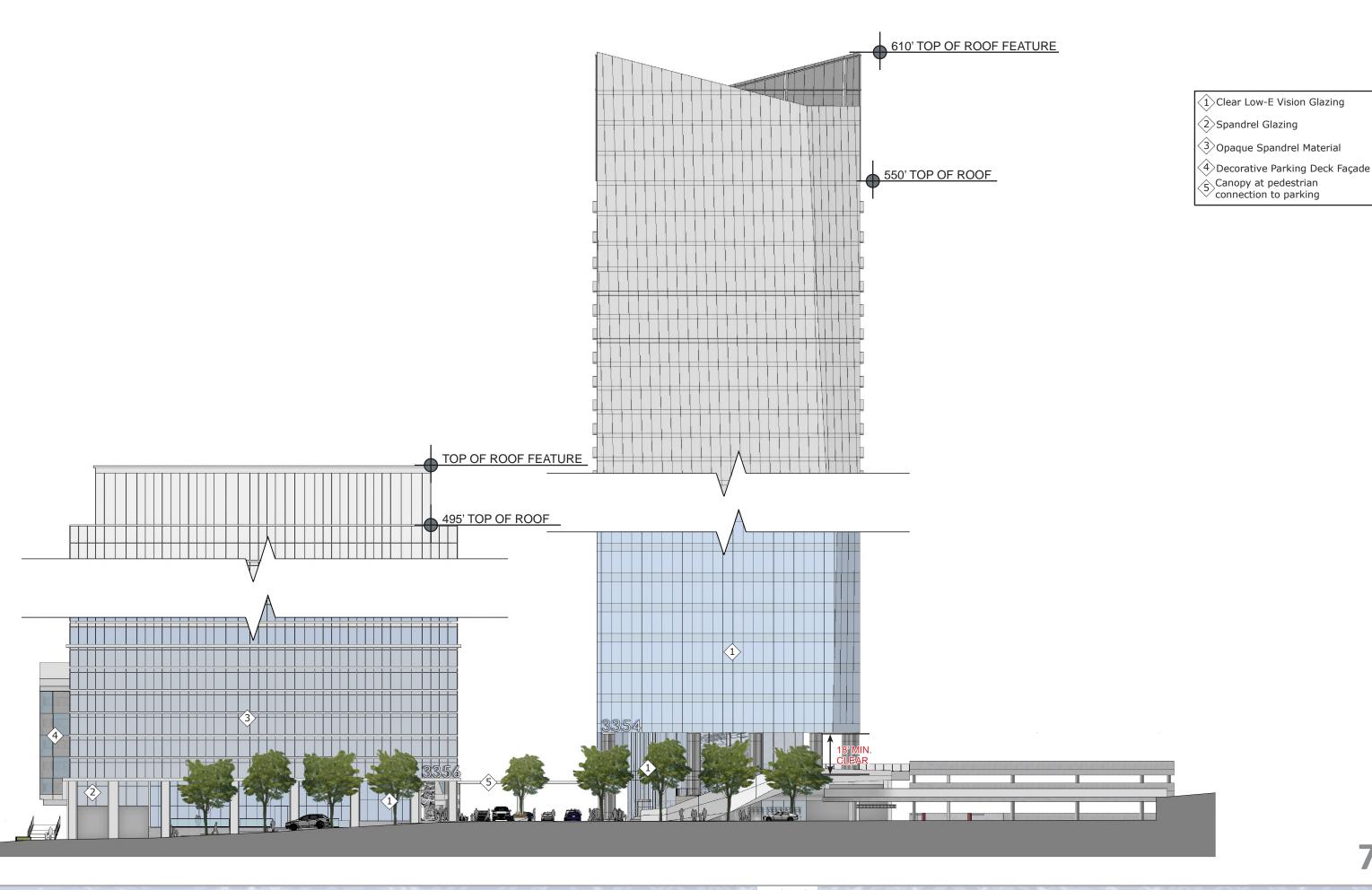
















1 Clear Low-E Vision Glazing

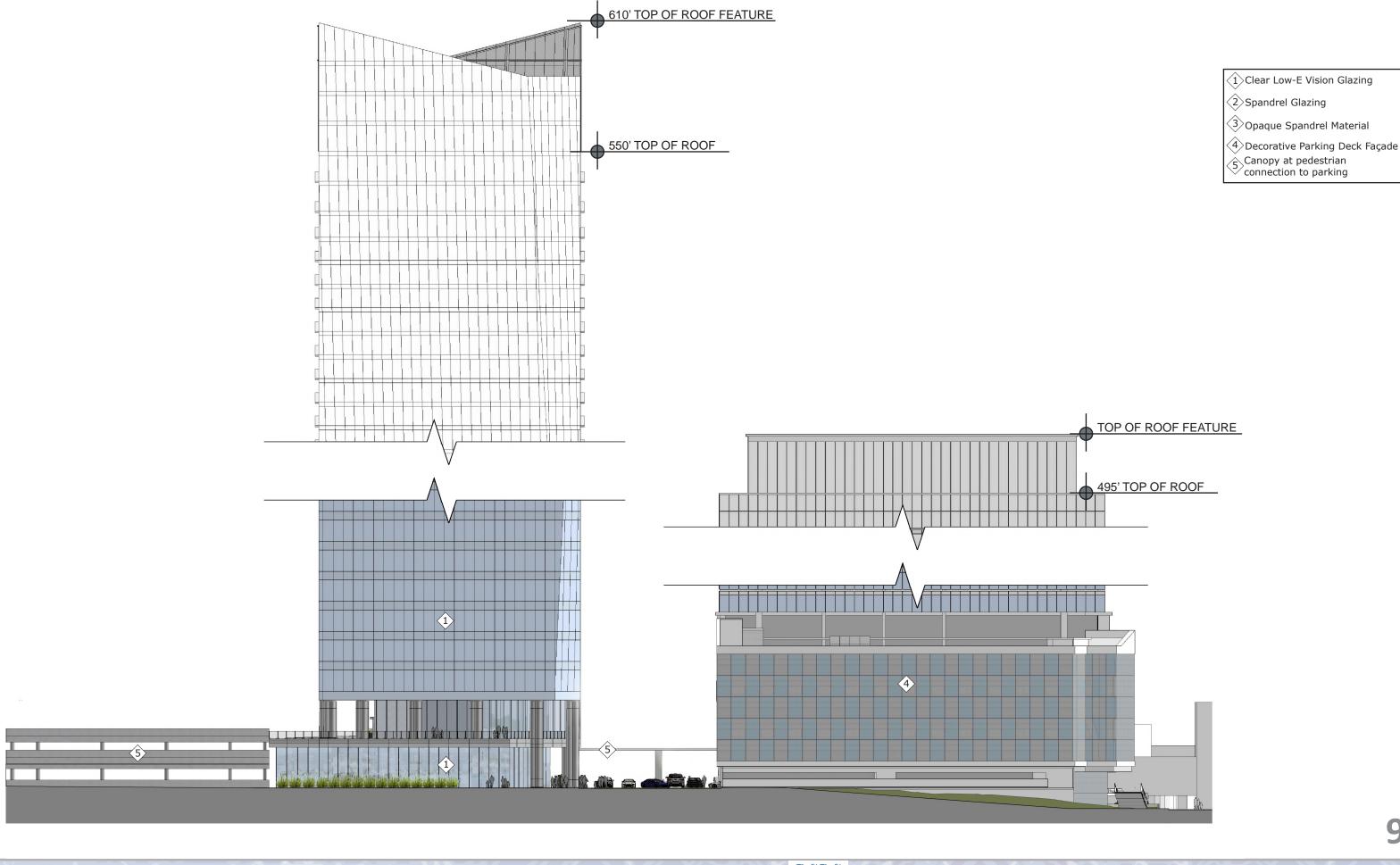
2 Spandrel Glazing

3 Opaque Spandrel Material

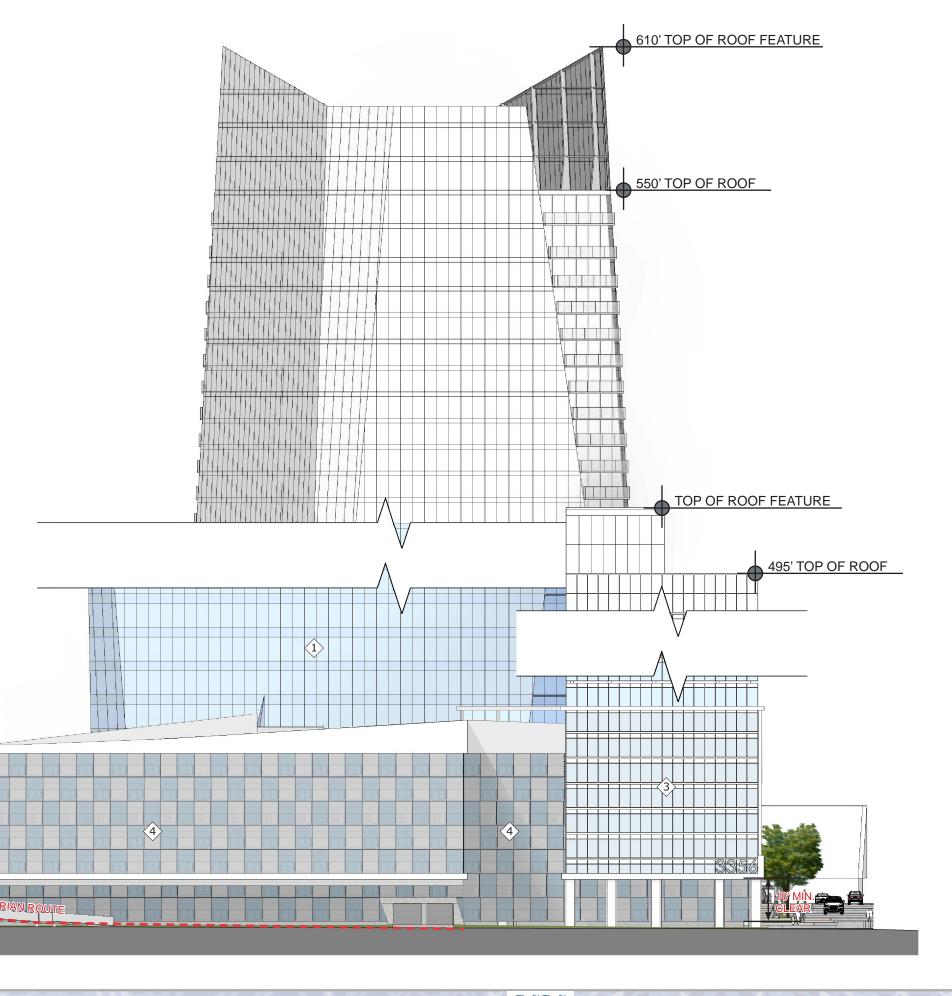
4 Decorative Parking Deck Façade

Canopy at pedestrian connection to parking









1 Clear Low-E Vision Glazing

2 Spandrel Glazing

3 Opaque Spandrel Material

4 Decorative Parking Deck Façade

Canopy at pedestrian connection to parking





For SPI, Beltline Overlay, LW, MR, MRC, and NC Zoning Districts City of Atlanta, Office of Planning (404/330-6145)
APPLICANT Shannon Skinner c/o Regent Partners, LLC/Jim Feldman
*Applicants must appear in person to file an application. Applications by mail or courier will not be accepted. COMPANY Kimley-Horn and Associates
ADDRESS 817 West Peachtree Street NW Suite 600 Atlanta, GA 30308
PHONE NO. (404) 201-6131 EMAIL shannon.skinner@kimley-horn.com
PROPERTY LANDOWNER 1. Cousins One Capital City Plaza LLC 2. 3350 Office/Condo, LLC 3. 3354/56 Peachtree Land, LLC
ADDRESS 3340 Peachtree Road, NE, Suite 1400, Atlanta, GA 30326
PHONE NO. (404) 995-1520 EMAIL _ jfeldman@regentpartners.com
ADDRESS OF PROPERTY 3350/3354/3356 Peachtree Road Peachtree Rd.
Is property within the BeltLine Overlay District? Yes U No U
Zoning Classification SPI-12/SA 1 Land District 17 Land Lot 62 Council District 7 NPU B
 <u>Demolition Permits</u>: Applications for demolition permits shall not be approved until the SAP is approved. <u>Signage</u>: SAP approval for free-standing/monument and/or projecting structures only. Signage approval issued by Office of Buildings. <u>Photographs</u>: For alterations to existing building facades to document existing conditions. <u>Submittal Package Requirements (See detailed checklist)</u>: 1) Project Summary: Describe all new construction, alterations, repairs or other changes to the exterior of existing structures or to the site. Requests for administrative variations must be accompanied by a written justification for each variation requested. 2) Property Survey: Submit two (2) copies. Lot consolidation, replatting or subdivision may be required prior to approval of SAP. 3) Site Plan (released for construction and sealed) and Building Elevations: a. Initial Plan Submission: <u>Two (2)</u> copies for initial review (four copies that require DRI & NPU review). Also, copies of applicable Rezoning Legislation, Special Use Permit, Variance or Special Exception letters from the Board of Zoning Adjustment. b. Final Plan Submission (after staff review) incorporating staff comments: <u>11</u> copies of site plan and <u>5</u> copies of elevations. c. Other information: Additional plans or documents may be required at the discretion of the Office of Planning. 4) Property Owner Authorization: Submit attached form with signature and date. Additional Submittal Requirements (as applicable): 1) BeltLine, NC-10, NC-11, NC-12 Districts: Pre-application conference with Planning Staff is required prior to SAP submittal. INCLUDE EXTRA COPY OF SUBMITTAL PACKAGE for the required <u>21-day NPU review period</u> as detailed below:
 Exterior demo, outdoor dining new/expansion, or non-expansion: \$250. Developments < 50,000 sqft of floor area: \$500.
 Developments between 50,000 and 250,000 sqft of floor area: \$1,000. Developments ≥ 250,000 sqft of floor area: \$1,500.
I HEREBY AUTHORIZE CITY STAFF TO INSPECT PREMISES OF ABOVE DESCRIBED PROPERTY. I HEREBY DEPOSE THAT ALL STATEMENTS HEREIN ATTACHED & SUBMITTED ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.
Date Signature of Applicant
The City Code provides that Planning Director shall review each request for an SAP within 30 days of a filing of a completed* application. (Atlanta Code Chapter 16, Section 16-25). * Note: NPU/DRC notification and review, as applicable, are required to complete the SAP application.
(FOR OFFICE OF PLANNING OFFICE USE ONLY)
The above request for a Special Administrative Permit (SAP) was approved or denied on See attached Special Administrative Permit Approval Form(s) for detailed approval information.



MEMORANDUM

To: Mr. Christian Olteanu, City of Atlanta

From: Shannon Skinner, PLA

Date: April 3, 2019

Subject: 3350, 3354 and 3356 Peachtree Road SAP-14-159 Revision

The intent of this memorandum is to outline the site plan, block area and curb cut revisions proposed for the 3350, 3354 and 3356 Peachtree Road mixed-use development. SAP-14-159 was approved on September 22, 2015. The information provided below outlines the changes to the development program and variation request submitted for SAP application amendment.

Comparison of Approved SAP-14-159 to Current Proposal

Development Standard	SAP-14-159	Current Proposal
Acreage	5.63 acres	5.70 acres (per CON-15-048)
Block Area	151,000 SF	127,902 SF
Uses	Multifamily residential, office and	Multifamily residential, office and
	retail/restaurant	retail/restaurant
Multi-Family Unit Count	356	415
Height	550 feet plus 60 roof feature	550 feet plus 60 roof feature
Address	3350	3350, 3354, 3356

The revised SAP Site Plan, Block Area Exhibit and Open Space Exhibit are included with this submittal. The original project summary and variation request is included below. No additional variations are required as part of the revised site plan.



From SAP 14-159, approved September 22, 2015:

<u>SAP 14-159</u> 3350, 3354, 3356 Peachtree Road

Project Summary

This SAP application proposes the redevelopment of an existing parking lot with a new mixed-use development consisting of a podium parking deck with a residential tower and a combined office and residential tower. Ground floor commercial uses will be provided along portions of the private drive that provides the primary access to the site.

The site is part of a lot that is bound by Peachtree Road, Georgia 400, the MARTA walkway and Tower Place Drive, a private drive that acts as a public street. The existing Capital City Plaza office building is located along the Peachtree Road frontage and is owned by a third party. A new pedestrian way will be implemented between the existing Capital City Plaza office building and the proposed development as demonstrated on the plans included in this application.

Block Area

The applicant requests a modification to the block area map to separate out the development site from the balance of the lot and also from the balance of Tower Place. The plans enclosed include the identification of the new block area, which yields a 151,000 square foot block bound by Georgia 400, the MARTA walkway, Tower Place Drive and a new pedestrian way. Section 16-18L.007(3)(b)(iii) provides that the director shall create and maintain a block area map illustrating blocks that meet the block definition. Section 16-18L.005 defines a block area as "[t]he total area (in square footage) within a block perimeter continuously bound by any of the following street types defined in this Chapter: Peachtree Road, Primary Streets, Local Streets, Pedestrian Ways, and private streets that function as a public street." Georgia State Route 400 and the MARTA northern concourse pedestrian bridge are counted as streets for the purpose of the block area calculation pursuant to the definition in Section 16-18L.005. The new pedestrian way meets the requirements of Section 16-18L.015 as required to be utilized in the block area regulations. A map detailing the block area calculations and dimensions has been included in the application.

Curb Cut Width

Section 16-18L.014(2)(b)(i) and (ii) provide limitations for curb cuts. Specifically, curb cuts accessing parking areas are limited to a maximum of 36 feet per street, private street or private drive and curb cuts accessing loading areas have a maximum width of 14 feet per curb cut per building. Without variation, SPI-12 permits a total of 50 feet of curb cut(s) located on Tower Place Drive for this development for parking and loading. The applicant contends that there is only one,



24 foot wide curb cut on Tower Place Drive for the development located northwest of the proposed roundabout. This single curb cut serves parking areas and eight loading spaces. The other vehicular access point to this development from Tower Place Drive is the terminus of Tower Place Drive and not a curb cut. At its terminus, the width of Tower Place Drive is 65 feet wide which includes two 2.5' wide medians.

The term "curb cut" is not a defined term in the City of Atlanta Zoning Ordinance. Typically, limitations on width or number of curb cuts are intended to provide a safe and pleasant passageway for pedestrians and to maximize interface of pedestrians and building facades. Curb cut limitations are also imposed to minimize interference of traffic flow on the intersecting roadway caused by vehicles entering such intersecting roadway from multiple points.

The terminus of Tower Place Drive into the development does not actually cut a curb, intersect with a street, cross a sidewalk or interfere with pedestrian traffic. There is not pedestrian traffic located at this area. No pedestrian sidewalk is being crossed or impacted. There is also no vehicular traffic perpendicular to the terminus of Tower Place Drive. The beginning language of Section 16-18L.014(2)(b) expressly provides that the curb cut limitations identified are for "[s]treets, private streets and private drives *intersecting* with all other street types." The area in question does not intersect with any street type found in SPI-12 or any street at all. It is the continuation of a private street acting as a public street that becomes a driveway accessing parking areas.

If a variation is deemed necessary for the curb cut width, the proposed plan, even if not in "strict accordance" with SPI-12, clearly satisfies public purposes and intent as hereinabove discussed. Further, the access to the parking deck creating the second "curb cut" provides public protection to an equivalent or greater degree that strict enforcement of the curb cut width requirement would provide because the area in question does not cut a curb or interfere with pedestrian or vehicular traffic. From a transportation perspective, the 24 foot wide curb cut and the terminus of Tower Place Drive are suitable separated with approximately 380 feet between these areas. To the extent necessary, attached is information from a certified traffic engineer evidencing the need for the dimensions identified on the plan as required per 16-18L.014(2)(b)(iii).

City of Atlanta Office of Planning SPECIAL ADMINISTRATIVE PERMIT (SAP) Written Findings and Conditions of Approval

SAP-14-159

Property Address: 3354-3356 Peachtree Rd. Zoning District: SPI-12) SA-1

Approval Date: 9/22/2015 Staff Signature: Sm Mile Cases

Project Summary: New 610' ht. mixed-use project with residential (356 units), office and retail uses and accessory attached parking deck along with existing parking totaling 2,504 spaces.

Improvements at the above address are hereby authorized to apply for a building permit in accordance with Sections 16-18.006 and 16-25.002(3) of the City of Atlanta Zoning Ordinance. Improvements are granted as indicated on the attached site plan and building elevations with:

	No variations are granted.
X	Variations are granted in accordance with Sections 16-18.007, 16-33.006, 16-34.007, 16-35.005, and 16-36.005 (as applicable) as indicated in the attached Written Findings and Conditions of Approval.
X	Approval is subject to the attached <u>Written Findings and Conditions of Approval</u> .
	Approval is subject to red-line comments on the plans.

<u>Administrative Variation</u>: In accordance with Section 16-18.007, the following variations are granted from the code sections referenced:

1. **Section 16-18L.014(b)(i):** Max curbcut width along a private street (Tower Place Dr.) from 36' max to 89' total including one- 24' width near the MARTA concourse at the northwest and a 65' width extension at the current terminus point of Tower Place Dr. to the southeast.

<u>Findings of Staff</u>, which support the relief granted:

1. Variations #1: Staff finds that the Code allows such variation to be granted administratively due to the nature and scale of the proposed mixed use building and adjacent private street (Tower Place Dr.) which shares the same private street in addition to the minimal potential conflict with pedestrians and vehicles due to the proposed configuration as a practical extension of the private street (Tower Place Dr.) at its current terminus located adjacent and below pedestrian way(s). Therefore, it is staff's opinion strict application of the regulations is not necessary & public protection is satisfied.

<u>Approval Condition:</u> In accordance with Sections 16-18.006 and 16-25.002(3), the following is a condition to the SAP approval for this application:

- 1. DRI Approval: GRTA conditions of DRI (#2453) approval to be implemented.
- 2. <u>Parking Structure</u>: The proposed parking deck shall meet the full applicable requirements of Sec. 16-28.028 regarding parking structures.



City of Atlanta Office of Planning SPECIAL ADMINISTRATIVE PERMIT (SAP) APPLICATION

Notice to Applicants

File #		

The applicant hereby acknowledges notification that in the process of design review in connection with the issuance of a Special Administrative Permit (SAP), the City of Atlanta Office of Planning (OOP) will only review such documents as are deemed necessary for the approval of a project concept in compliance with the district regulations set forth in the City of Atlanta Zoning Code. Such documents may include, without limitation, the elevations of the structures proposed and site plans specifying the arrangement of such structures and other features of the project, but generally will not include a full set of construction drawings. This level of review is for the purpose of determining compliance with those sections of the Zoning Code applying to the district where the project is located or to be located and to allow the applicant the flexibility to receive approval for a project concept without the requirement that a full set of construction drawings, that would otherwise be necessary to obtain a building permit, be prepared, presented and reviewed.

It is the applicant's duty to ensure that all drawings or plans, that may be required for further permitting of the actual construction of the project, will result in a finished project that complies with the elevations, site plan and other plans on which the SAP was granted. The applicant is further notified that neither the Office of Buildings nor any of the other City of Atlanta agencies that review any other part of the overall project plans for compliance to building codes, zoning codes, the tree preservation, the riparian buffers ordinance, land disturbance regulations, drainage and sewer capacity or any other regulations in effect at the time of plan review have the authority to approve any changes to the exterior appearance of structures or site plans in a SAP.

It is the responsibility of the applicant to ensure that any changes required, requested, or allowed by any other City agency or any other agency reviewing the plans during any part of the building permit process will not alter the exterior appearance of any structure or cause the relocation, rearrangement and/or reorientation of any feature of the site plan. Therefore, it is important for the applicant to be aware that even changes which may be in compliance with other codes, including without limitation, an increase to the height of the structure, whether resulting from changes to the foundation plan or the grading plan of the site, alterations to the interior layout of the structure that affect the location or size of exterior doors or windows, or changes to the method of construction for any floor of a structure or the roof of any structure, may affect the exterior appearance in a manner which could cause the finished structure to be out of compliance with the elevations approved by the OOP.

The applicant is further put on notice that the location of any feature specified on the site plan is not to be changed from that location which is specified on the site plan approved by the OOP. This includes, without limitation, any such changes that might affect the setbacks of any structure, the orientation of structures or features on the lot, including, without limitation, accessory buildings, the location and size of driveways, walkways, fences, parking pads, parking spaces, loading zones and service areas. It shall be the responsibility of the applicant to ensure that any changes required by any agency reviewing plans for the project remain consistent with the site plan and elevations approved by the OOP. It shall be the responsibility of the applicant, not the OOP, to monitor any plan changes during the permitting of the project to be sure that such changes do not affect the elevations and site plan approved by the OOP at the time of issuance of the SAP.

It is also the responsibility of the applicant to ensure that any changes made on site during the construction of the project, regardless of whether such changes are approved by a City building inspector, or representative of another City agency as being in compliance with the building codes or other applicable codes, do not result in a change to the exterior appearance of a structure or in a change to the site plan. The City of Atlanta Zoning Ordinance provides a process under which changes to the elevations and site plan in a SAP may be approved, however such approval is not guaranteed and the applicant is hereby notified that such changes are based on the application of the district regulations and not on the fact that a hardship, financial or otherwise may result if such permission is not given. The duty to adequately monitor the construction of the project to ensure compliance to the approved SAP and or any other City permit shall at all times be on the applicant, who assumes all risk of loss, financial or otherwise, from enforcement actions that result from the failure to comply with the SAP or any other City permit.

The applicant acknowledges that relief from any stop work order or other enforcement action, whether resulting from action taken by the OOP staff, the Office of Buildings staff or by the staff of any other City agency, must be appealed within the time and in the manner provided by the City Code. The applicant further acknowledges that the decision to apply to the OOP for permission to alter the approved plans is not an appeal of a stop work order or other enforcement action. The applicant acknowledges that it is solely within their own discretion to choose a process to resolve any dispute arising from the interpretation of any ordinance, the issuance of a stop work order or any other enforcement action and that the resolution of any such matter shall be made in compliance with the City Code and other applicable laws. The applicant further acknowledges that no written or oral representation of any City officer, employee, agent or elected official can waive or modify the City Code.

Applicant Printed Name	Applicant Signature	Date



SPECIAL ADMINISTRATIVE PERMIT (SAP) APPLICATION

Development Controls Specifications

File #	

These forms are intended to assist applicants in preparing the required submission materials for a Special Administrative Permit approval. In addition to these forms to be completed by the applicant, all <u>applicable</u> specifications should be shown on the **site plan** in chart form. Items omitted will delay the plan review process. <u>Refer to City of Atlanta Zoning Code (Chapters 8, 19, and 28) for clarification.</u>

Definitions and	Definitions and Methods of Calculation						
Net Lot Area (N	Net Lot Area (NLA) = length of property line X width of property line						
	GLA for corner lots = (NLA) + [(street "A" right-of-way width ÷2) X (street "A" length of property line)] + [(street "B" right-of-way width ÷2) X (street "B" right-of-way width ÷2)]						
	= -		street) = (NLA) + [(street ri	-	_		
			ncluding streets, parks, lal	-	, , ,		
•	•	• `	for properties within single		, ·		
		_	area minus area of building	_	-		
Lot Size (in square	re footage)						
Gross La	nd Area (GLA)	NA					
Net L	_ot Area (NLA)	5.70 AC	= 248,402 SF				
Floor Area Ratio	o (FAR) – as a	pplical	ble. Check which us	sed for reside	ential: 🗆	GLA, or \square NLA	
	Residential R	Residenti	ial Square Footage	Non- Residential	Non-Resid	dential Square Footage	
SPI-12 HEIGHT REC				FAR Ratio			
Base Allowed	HEIGHT=225'						
Base Provided	225 ' HT						
Bonus Allowed	BLOCK AREA= 2	225' TR	ANSIT= 100'				
Bonus Provided	550' HT	550'+	+60' ROOF FEATURE				
Bonus FAR Pro	gram (check bo	nus utili	ized if applicable)				
Transit X	Ground Floor [Retail		Open Space and New Streets	Community Center Workforce Housing Facilities		Workforce Housing	
Residential Unit	ts			Total Provid	led:	415 Units	
	Number o	of Units F	Provided (without bonus)	NA			
Number of	Bonus Units Provi	ided (wit	hout workforce housing)	NA			
Number of Bonus	Workforce Housin	ng Units I	Provided (20% required)	NA			
		Total N	lumber of Units per Acre	NA			
Building Covera	age □ or L	ot Cov	verage 🗆 (check a	applicable as red	quired per	zoning district)	
			Percentage (%)			Square Footage	
Max. Permitted	NA						
Provided	117,860 (TP) + 50	0,218 SF	F (CAP)				
Fenestration (%	of each street-fro	onting fa	acade calculated separat	tely, per district	regulation	s)	
Residential Façade Percentage (%)			Non-res	sidential Fa	açade Percentage (%)		
on Local Street on Arterial/Collector			on Local Street		on Arterial/Collector		
Min. Required	Min. Required 50%					25%	
Provided (specify for each street)	88%			88%		66%	



City of Atlanta Office of Planning SPECIAL ADMINISTRATIVE PERMIT (SAP) APPLICATION

Development Controls Specifications

File #		

Residential Open Space Requirements (refer to Chapter 28 for clarification)

Definitions and Methods of Calculation

- **LUI** = Land Use Intensity Ratios Table (per Section 16-08 R-G District Regulations)
- **TOSR** are calculated only for residential developments. TOSR includes the total horizontal area of uncovered open space plus ½ of the total horizontal area of covered open space subject to the limitations in Section 16-28.010 (4). Covered total open space is the open space closed to the sky but having two clear unobstructed open or partially open (50% or more) sides.
 - TOSR required = (LUI table) X (GLA).
 - TOSR provided = (GLA) (area of building footprint) + (combined area of balconies and rooftop terraces).
- **<u>UOSR</u>** requirements are calculated using the residential FAR (of the <u>corresponding net lot or GLA lot sized used</u> to calculate FAR) for both residential and mixed-use developments. It does not include areas for vehicles. However, newly created onstreet parking (outside of existing travel lanes) and new streets may be counted towards the UOSR calculations as specified in the district regulations.
 - UOSR required = (LUI table) X (the corresponding lot size used to calculate FAR).
 - If GLA is used for USOR, than the amount provided shall be = (NLA) (area of building footprint + surface area of parking lots, and driveways) + (balconies, rooftop terraces, and landscaped areas on sidewalks within the

6	adjacent right-or-way).		
	Open Space Requirements for Reside Pl-9, SPI-16, SPI-17, SPI-18, SPI-20, SPI-21, M	•	velopments.)
	Ratio	Т	otal Square Footage
Minimum Required			
Provided			
Square Footage b	preakout of UNCOVERED TOSR amount prov	vided by the following:	
	GLA minus building square footage		
Open exterio	r balconies (per Section 16-28 or district regs)		
	Roof area improved as recreation space		
Square Footage b	preakout of COVERED TOSR amount provide	ed by the following:	
Areas close	ed to the sky (roof) but having two sides with a minimum of 50% open		
	e Open Space Requirements for Res		oments
	Ratio	Т	otal Square Footage
Minimum Required	15% NLA (0.6 applied use) = 1	50.4% applied use) = 25,039 sfRETAIL = 2,236 sfOFFICE = 10% NLA	39,944SF
Provided	(51% applied use) = 12,669 sf		
Square Footage E	Breakdown of UOSR amounts provided by the	ne following:	
	Balconies	NA	
	Rooftop Terraces	14,724	
	Landscaped Areas and Plazas	3,754	
	Portions of Sidewalks on Private Property	23,813	
Portions of L	andscaped Areas in Right-of-way adjacent to	NA	

PEDESTRIAN WAY = 16,134 PET WALK AREA =



City of Atlanta Office of Planning SPECIAL ADMINISTRATIVE PERMIT (SAP) APPLICATION

Development Controls Specifications

File #	

Non-Residential Public Space Requirements (refer to Chapter 28 for clarification)

PSR: Public Space Requirements for Non-residential & Mixed-use Developments (These are areas not counted towards UOSR)					
Public Space pro	Public Space provided = (square footage area of exterior space) + (square footage area of interior space)				
	Percentage (%)	Total Square Footage			
Minimum Required					
Provided					
Square Footage E	Breakdown of PSR amounts provided by the	following:			
areas, plazas, ter	EXTERIOR (accessible to general public such as landscaped areas, plazas, terraces, patios, observation decks, fountains, sidewalks, common areas, open recreational spaces, etc.)				
during normal bus lobbies, concours	d-level area accessible to the general public siness hours such as malls, galleries, atria, es, plaza, walkways, fountains, landscape ecreation, pedestrian seating, or eating and nities)				

Parking and Loading Requirements (refer to district regulations and Chapter 28 for clarification)

Residential Unit Breakout					
		Nl(O.DD	N	N. alas (ABB	
Number of Studios	Number of 1 BR	Number of 2 BR	Number of 3 BR	Number of 4 BR	
On-site Parking Spaces		Residential		Non-residential Uses	
Minimum Required		0		0	
Provided	4	97	1,294(RETAIL+OFFICE)+440 (335	50 EXPANSION)+684 (EXISTING)	
Maximum Allowed	(684	2,685: 1,125 (3350)1,	534 (office)+26 (retail)	
Bicycle Parking Spaces		Residential		Non-residential Uses	
Minimum Required	50			50	
Provided	:	50	50		
On-site Loading Spaces	(see applicable zoning dis	trict requirements or Section	on 16-028.015)		
		Residential/Hotel	Non-residential	Uses (break out by use)	
Minimum Required (specify for each use)	2 -	2 - 12'x35'		'x35'	
Provided (specify for each use)	2 -	12'x35'	2 - 12	2'x35'	



TYPE OF APPLICATION: Special Administrative Permit

City of Atlanta Office of Planning SPECIAL ADMINISTRATIVE PERMIT (SAP) APPLICATION

Notarized authorization by Property Landowner

File #

(Required only if applicant is not the owner of the property subject to the application)

l,	S	WEAR THAT I AM THE LANDOWNER
owner(s) name		
OF THE PROPERTY LOCATED AT:		
AS SHOWN IN THE RECORDS OF		COUNTY, GEORGIA
WHICH IS THE SUBJECT MATTER OF	THE ATTACH	IED APPLICATION. I AUTHORIZE THE
PERSON NAMED BELOW TO ACT A	AS THE APP	PLICANT IN THE PURSUIT OF THIS
APPLICATION.		
NAME OF APPLICANT (PRINT CLEARLY):		
ADDRESS:		
Atlanta, GA 30326		
TELEPHONE:	EMAIL: _	shannon.skinner@kimley-horn.com
		Signature of Property Landowner
		Print Name of Property Landowner
Personally Appeared Before Me		
Delote Me		
Who Cueara That The		
Who Swears That The Information Contained		
In this Authorization Is True and Correct		
To The Best of His or Her		
Knowledge and Belief.		
Signature of Notary Public		
Date		



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City of Atlanta Office of Planning SPECIAL ADMINISTRATIVE PERMIT (SAP) APPLICATION

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Atlanta, GA 30326		
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Personally Appeared Before Me		
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To The Best of His or Her		
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Who Cueara That The		
Who Swears That The Information Contained		
In this Authorization Is True and Correct		
To The Best of His or Her		
Knowledge and Belief.		
Signature of Notary Public		
Date		



December 29, 2016

Mr. Rob Ross Vice President Kimley-Horn 817 West Peachtree Street NW, Suite 601 Atlanta, Georgia 30308

RE: DRI Re-Review Determination for 3354 & 3356 Peachtree Road (DRI #2453)

Dear Mr. Ross,

This letter is in response to your December 22, 2016 e-mail request for a DRI re-review determination for 3354 & 3356 Peachtree Road (DRI #2453). Please forward this letter to your client.

Per our DRI rules at 110-12-7-.05(1)(c), ARC may evaluate whether a new review is warranted on a site that was previously reviewed. Examples of project changes that ARC considers include, but are not limited to, a substantial increase in project size or a substantial change in the mix of uses. ARC also considers whether the potential for project impacts has changed and whether significant time has passed since the previous DRI process, thereby increasing the likelihood that the views of potentially affected parties have changed.

Based on our telephone conversation and the information you provided regarding the new plan (enclosed), ARC's determination is that the current proposed changes are not substantial enough to warrant a new DRI review. Factors supporting this determination include: residential units are increasing roughly 19 percent, which is not substantial in relation to the scope of the project as a whole; densities for other site uses are remaining the same; no new acreage is being added; no new uses are being introduced; site access and circulation are remaining the same; and the original review was completed relatively recently (two years ago).

If there are additional project changes that may result in a DRI threshold being exceeded, information on those changes should be submitted to ARC for another review determination. If GRTA staff request any additional transportation information or analysis relative to the new plan, please provide it accordingly.

Sincerely,

Andrew Smith

Senior Planner, Community Development Division, ARC

Cc: Laura Beall, GRTA

Andre

Jonathan Lewis, City of Atlanta

Andrew Smith

From: Rob.Ross@kimley-horn.com

Sent: Thursday, December 22, 2016 1:14 PM

To: Andrew Smith

Cc: elizabeth.johnson@kimley-horn.com

Subject: Follow up on DRI #2453 **Attachments:** Trip Gen Compare.docx

Andrew, we've attached a trip generation comparison for the changes proposed to the project we discussed yesterday. Let us know if you'd like us to put this in a more formal memo. Our client would like to have a formal letter to document ARC's finding – they are working towards closing on an agreement with a partner in mid-January and would like to have something to share by the end of the first week in January. I'll be out of the office but available to discuss this (or prepare any other documentation you need) through the new year.

Thanks! Merry Christmas and Happy New Year! Rob

Rob Ross | Vice President

Kimley-Horn | 817 West Peachtree Street, NW, The Biltmore, Suite 601, Atlanta GA 30308

Direct: 404 201 6146 | Mobile: 404 955 5870 | Main: 404 419 8700

rob.ross@kimley-horn.com | www.kimley-horn.com

Table 1: 3354 & 3356 Peachtree Road DRI #2453 vs Current Site Plan Previous Density vs. Proposed Density					
Land Use	3354 & 3356 Peachtree Road October 2014 (DRI # 2453)	Current Proposed December 2016 -	% Change		
Residential - Apartments	297 units (297,000 SF)	355 units (355,000 SF)	19.5%		
Residential Condos	51 units (51,000 SF)	60 units (60,000 SF)	17.6%		
Office	613,760 SF	613,760 SF	No change		
Retail and Restaurant	9,574 SF	9,574 SF	No change		
TOTAL	971,334 SF	1,038,334 SF	6.9%		

Table 2: 3354 & 3356 Peachtree Road DRI #2453 vs Current Site Plan				
Anticipated Trip Generation Comparison of Gross Trips				
Site Plan	Weekday Daily	AM Peak Hour	PM Peak Hour	
3354 & 3356 Peachtree Road DRI #2453 (2014)	7,580	946	962	
Current Site Plan (2016)	7,854	967	986	
Percentage Difference in Gross Project Trips	3.6%	2.2%	2.5%	

RECEIPT

CITY OF ATLANTA **ATLANTATEST** 55 TRINITY AVE SW Corey Cooper

Application: SAP-14-159

Application Type: Planning/SAP/SPI/NA

Address: 3350 PEACHTREE RD NE, ATLANTA, GA 30326 Owner Name: PARKWAY ONE CAPITAL CITY PLAZA LLC

Owner Address: **Application Name:**

Receipt No.

387545

Payment Method Ref Number Amount Paid Payment Date Cashier ID

Received Comments

Check

1025

\$1,500.00

09/30/2014

JADEGBOYE

PAID CITY OF ATLANTA

Owner Info,:

PARKWAY ONE CAPITAL CITY PLAZA LLC

Work

Redevelopment of an existing parking lot with a new mixed use development.

Description:



NOTICE OF DECISION

To: Doug Hooker, ARC (via electronic Sonny Deriso, GRTA

mail) Bob Voyles, GRTA

Dick Anderson, GRTA Al Nash, GRTA

To: Mayor Kasim Reed, City of Atlanta (via electronic Jim Feldman, Regent Partners LLC

mail and certified

mail)

From: Kirk Fjelstul, GRTA Acting Executive Director

Copy: Laura Beall, GRTA (via electronic mail) Jon West, DCA

Jon Tuley, ARC Mike Lobdell, GDOT Dist 7

Greg Floyd, MARTA

Jonathan Lewis, City of Atlanta Jessica Hill, Morris Manning Martin Rob Ross, Kimley-Horn & Associates

Denise Starling, Buckhead CID

Date: October 31, 2014

Re: DRI #2453 3354-3356 Peachtree Road

Notice of Decision for Request for Expedited Review of DRI 2453 3354-3356 Peachtree Road

The purpose of this notice is to inform Regent Partners LLC (the Applicant), City of Atlanta (the local government), the GRTA Land Development Committee, the Georgia Department of Community Affairs (DCA), the Georgia Department of Transportation (GDOT), and the Atlanta Regional Commission (ARC) of GRTA's decision regarding DRI 2453 3354-3356 Peachtree Road (the DRI Plan of Development). GRTA has completed an Expedited Review for the DRI Plan of Development pursuant to sections 3-101 and 3-102 of the *Procedures and Principles for GRTA Development of Regional Impact Review* and has determined that the DRI Plan of Development meets the GRTA review criteria set forth in Sections 3-101 and 3-102.F. The DRI Plan of Development as proposed is **approved subject to conditions**, as provided in Attachment A and subject to the limitations placed on allowable modifications to the DRI Plan of Development, as described in Attachment B.

This decision will become final and no further review will be required, unless: (1) a request for review by the Land Development Committee is submitted to the Acting Executive Director within five (5) business days of receipt of this notice pursuant to Section 2-502 of the *Procedures and Principles for GRTA Development of Regional Impact Review,* or (2) an appeal by the Applicant is submitted to the Acting Executive Director within five (5) business days of receipt of this notice pursuant to Section 2-501, or (3) an appeal by the local government is submitted to the Acting Executive Director within five (5) business days of receipt of this notice pursuant to Section 2-501. If GRTA staff receives a request for review or an appeal, you will receive another notice from GRTA, and the Land Development Committee will hear the appeal or request for Expedited Review at its December 10, 2014 regular meeting.

The notice of decision is based upon review of the applicant's DRI Review Package. The Review Package includes site plan prepared by Kimley-Horn and Associates dated October 10, 2014 and received by GRTA on October 16, 2014, and the transportation analysis dated October 2014 prepared by Kimley-Horn and Associates and received by GRTA on October 16, 2014. The review also includes confirmation from the City of Atlanta and the Atlanta Regional Commission received by GRTA on October 21, 2014 that the Livable Centers Initiative (LCI) criterion has been met.

Approval of the above referenced DRI by expedited review shall not constitute GRTA approval of any subsequent material modifications to the proposed DRI by the local government such that the proposed DRI is no longer eligible for approval by expedited review.

Kirk Fjelstul

Acting Executive Director

Georgia Regional Transportation Authority

Kink Filal

Attachment A - General Conditions

General Conditions of Approval to GRTA Notice of Decision:

Pedestrian, Bicycle Accessibility

- Provide connectivity for pedestrians to access adjacent properties and the site from multiple directions.
- Provide pedestrian crosswalks and actuation devices for safe crossings of Tower Place Drive.
- Provide adequate separation between pedestrian and vehicles on western most edge of property line and MARTA bridge access.
- Design the proposed traffic circle to reduce merging conflicts in close proximity to pedestrian crosswalks.

Road Improvements as Conditions to GRTA Notice of Decision:

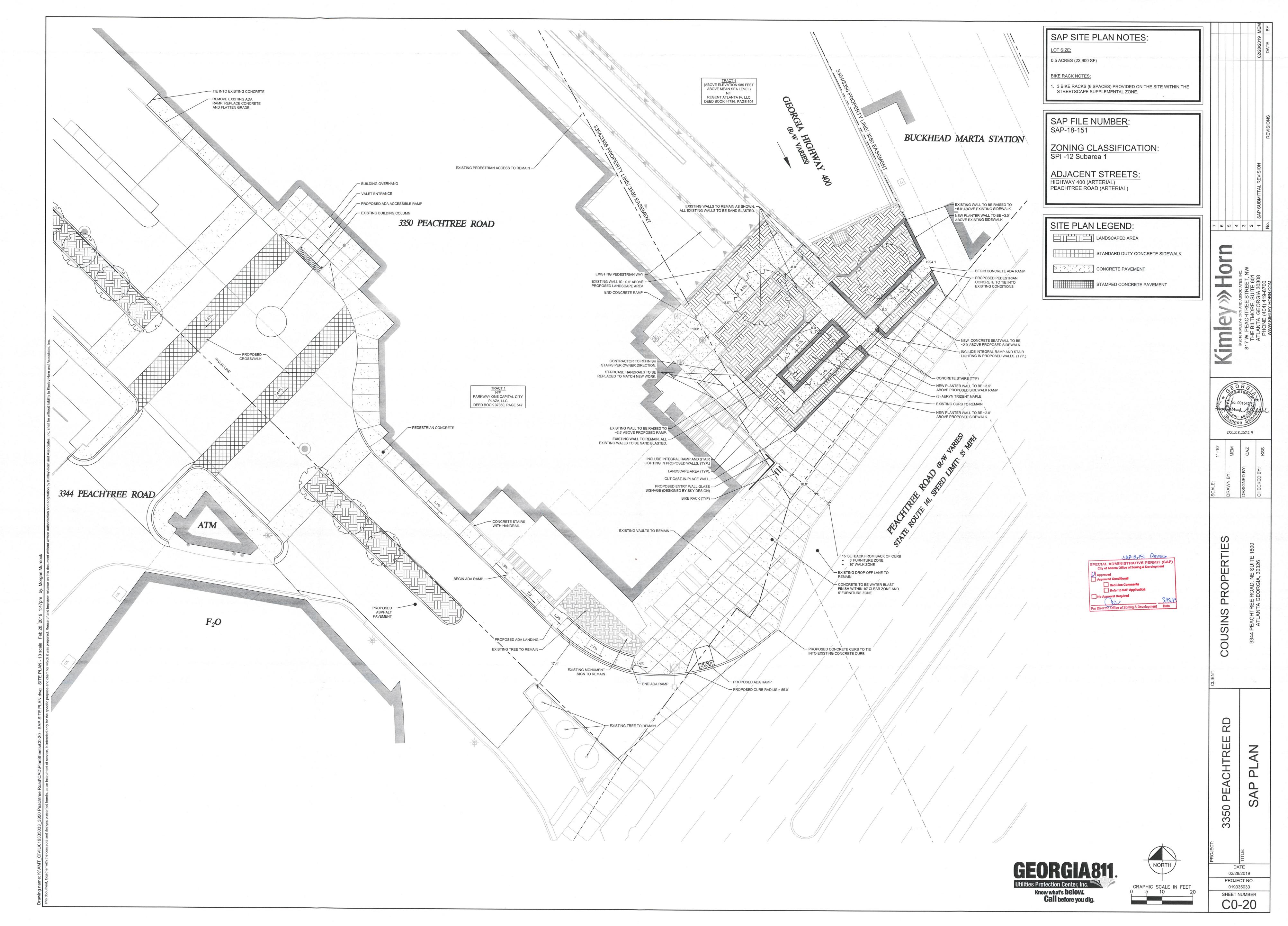
None.

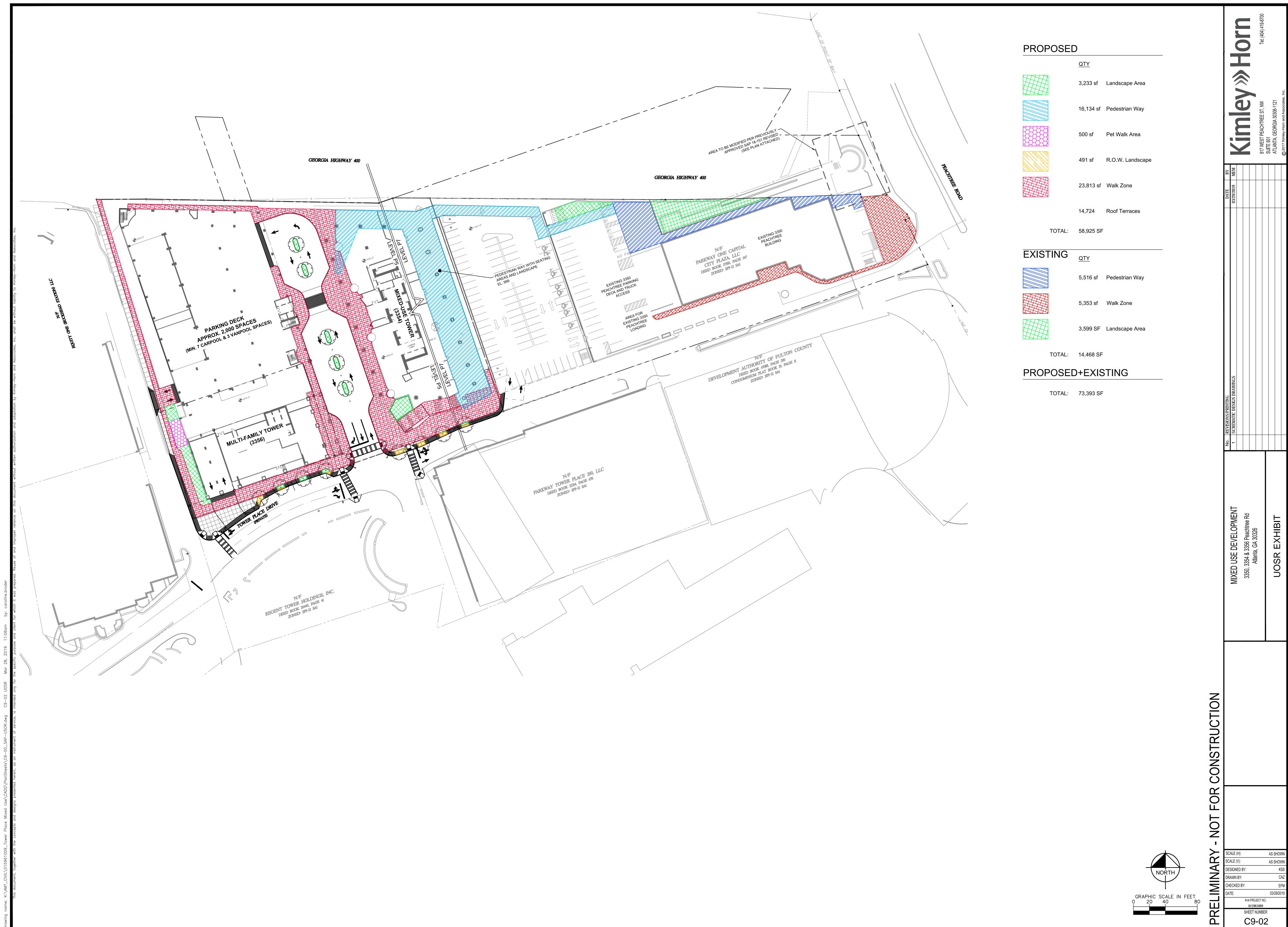
Attachment B - Required Elements of the DRI Plan of Development

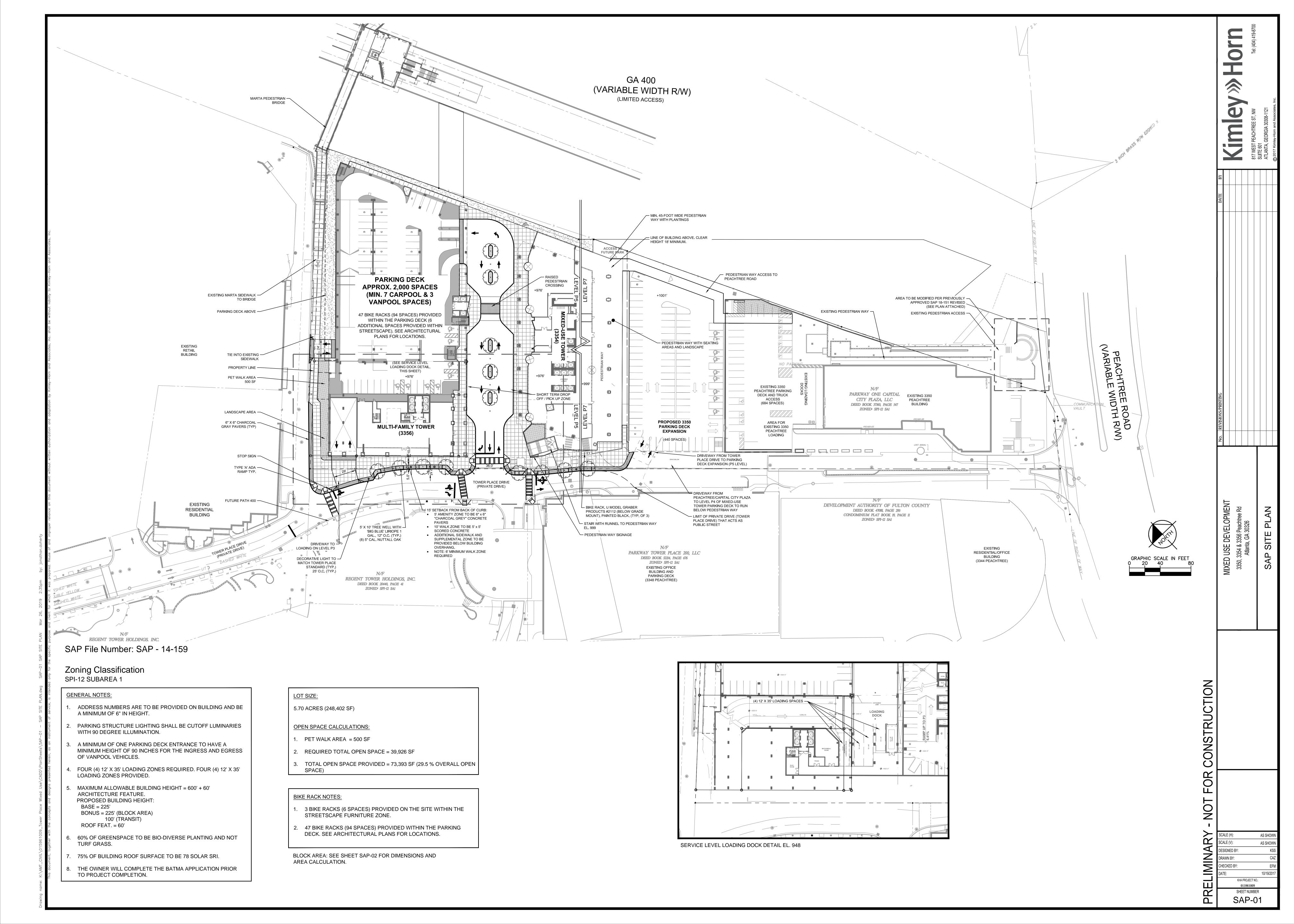
Conditions Related to Altering Site Plan after GRTA Notice of Decision:

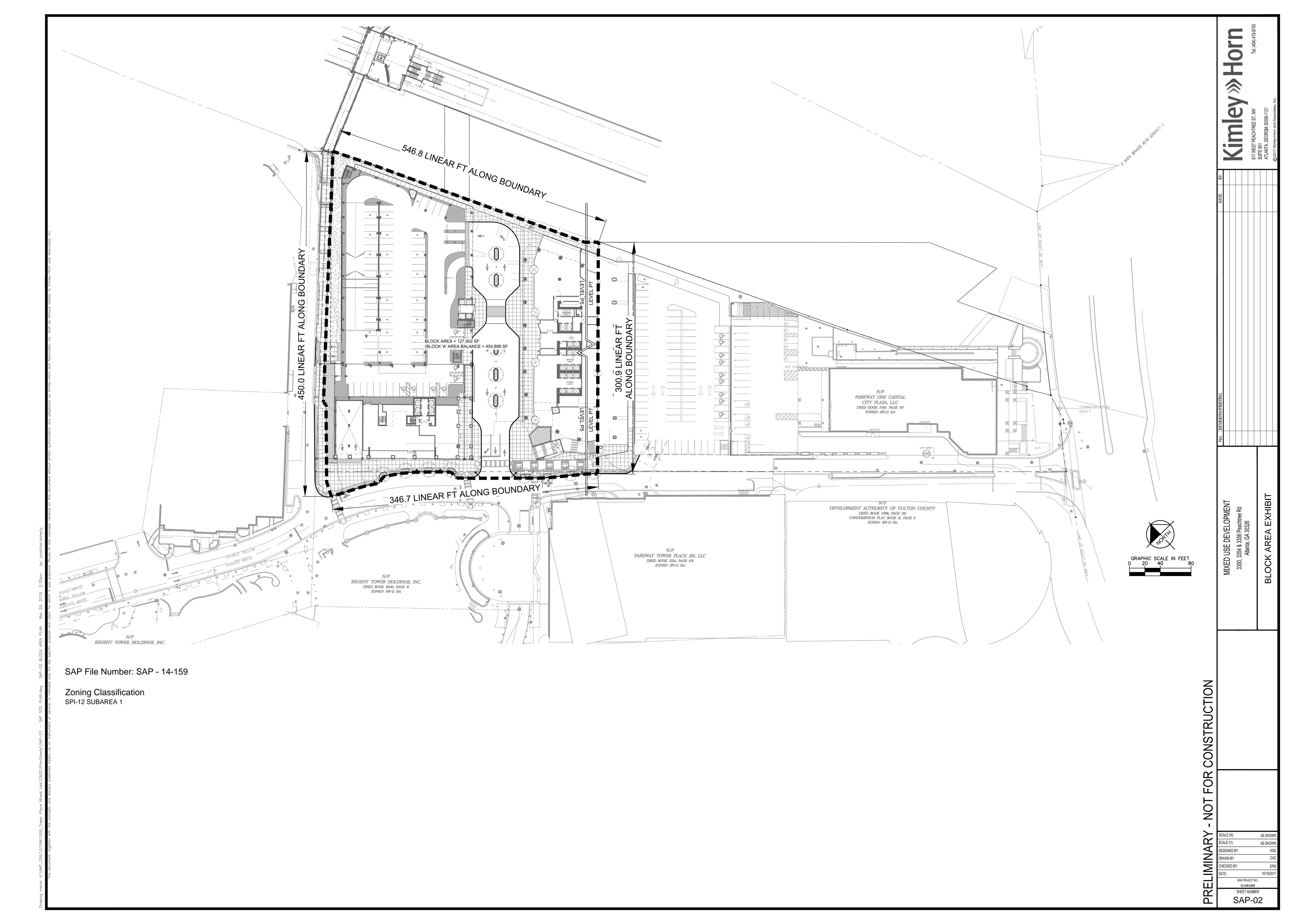
The on-site development will be constructed materially (substantially) in accordance with the Site Plan. Changes to the Site Plan will not be considered material or substantial so long as the following conditions are included as part of any changes:

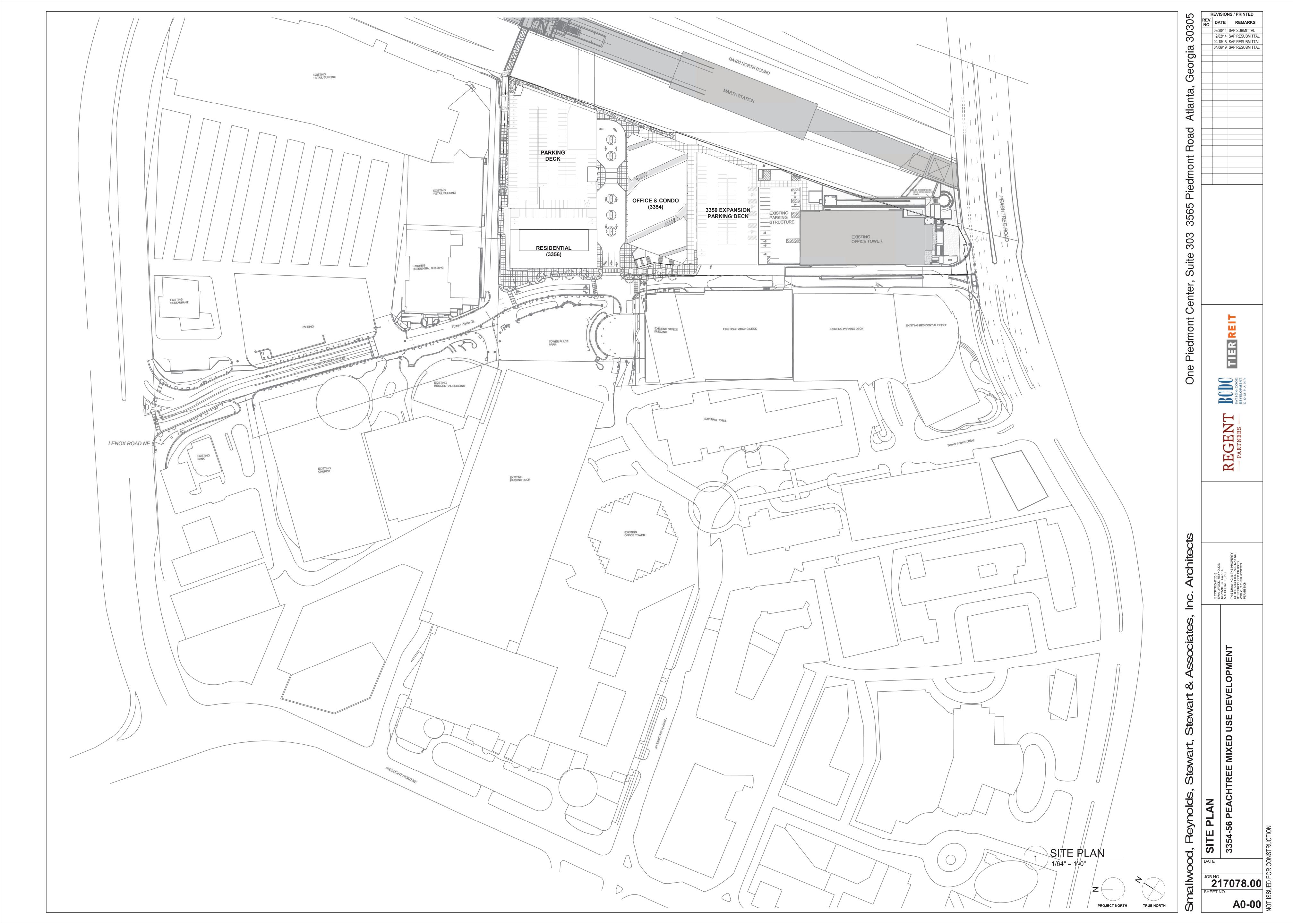
• All "Proposed Conditions of Approval to GRTA Notice of Decision" set forth in Attachment A are provided.

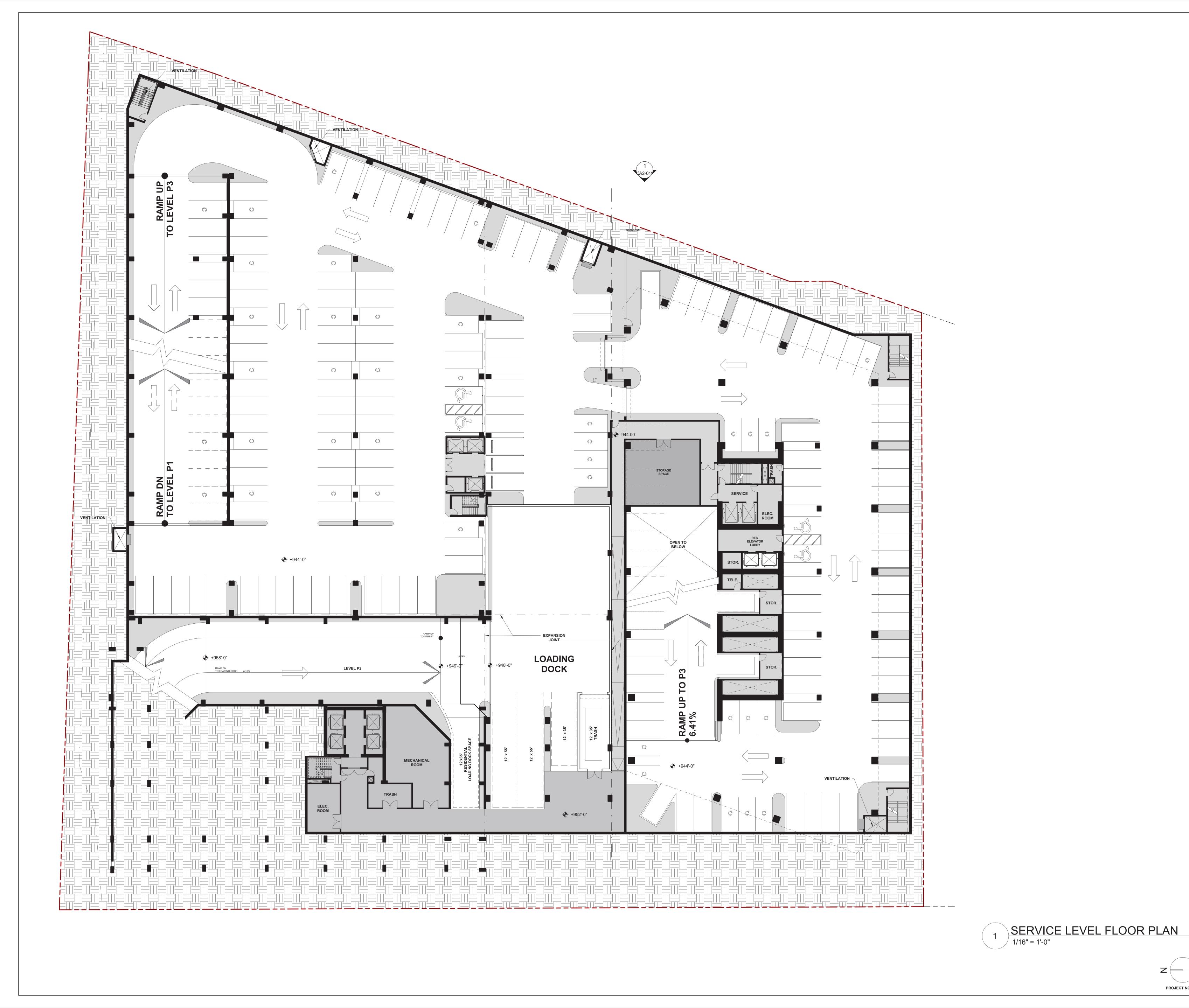












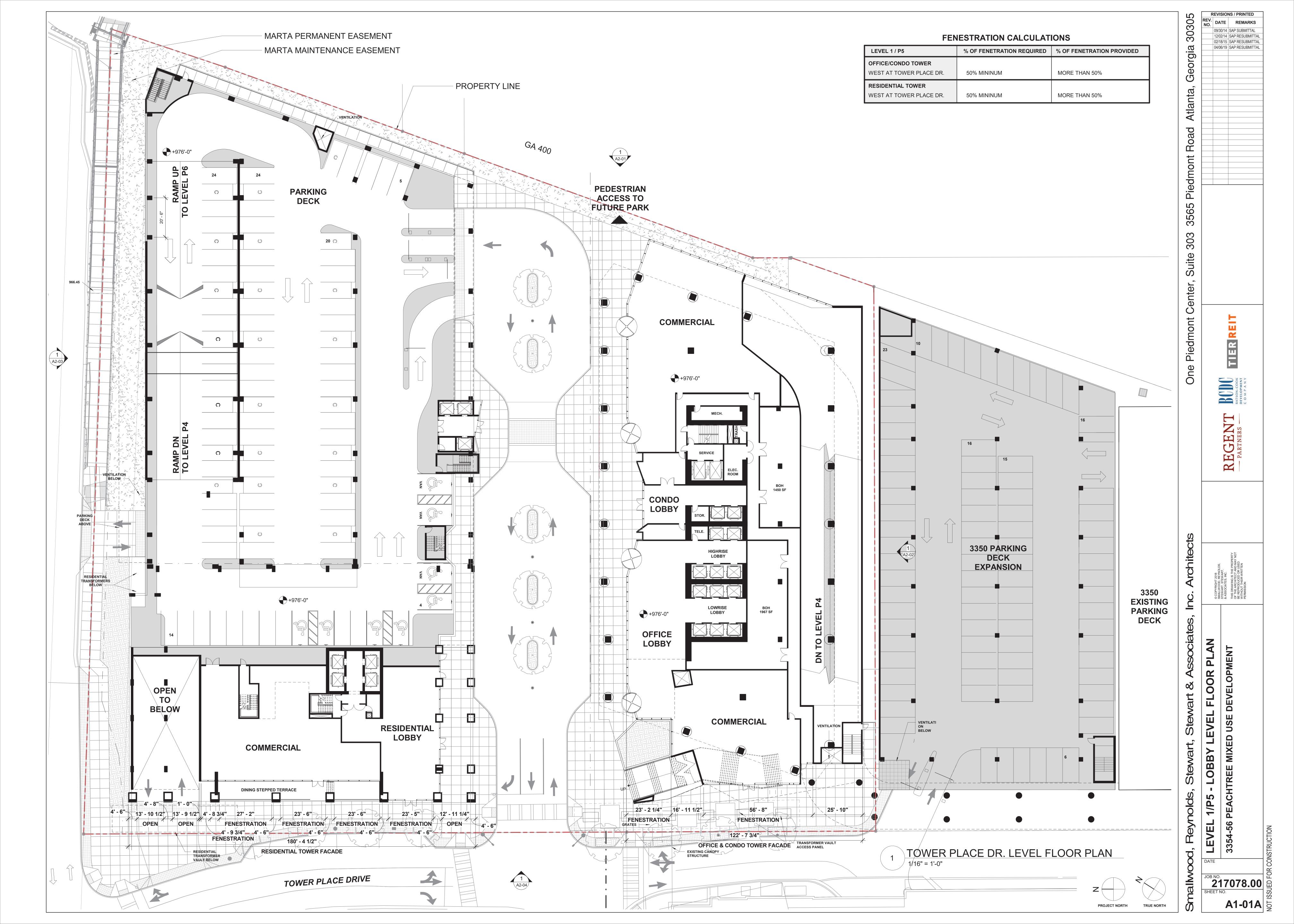
TRUE NORTH

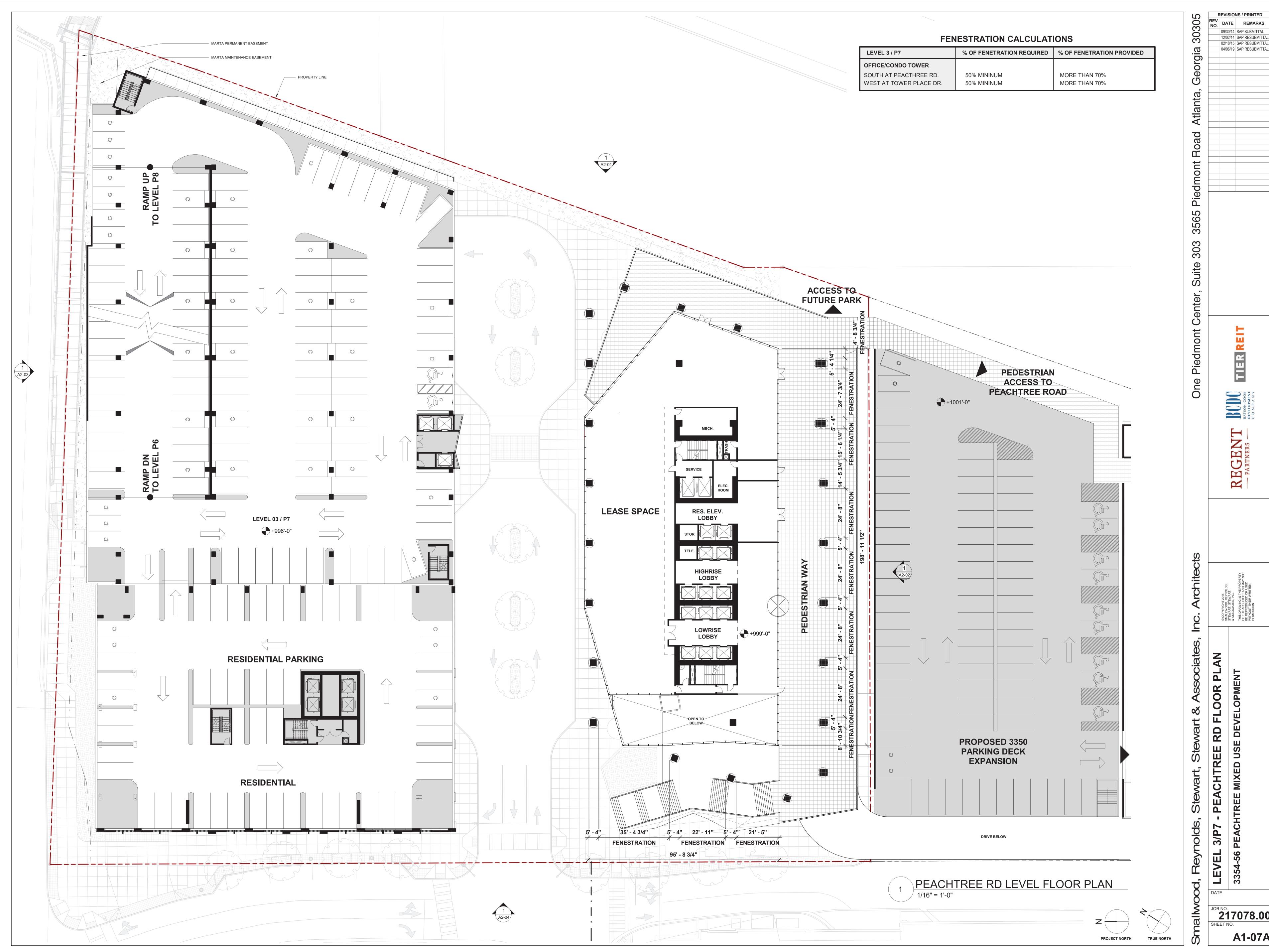
E MIXED USE DEVELOPM SERVICE FLOOR PLAN 3354-56 PEACHTRE EVEL

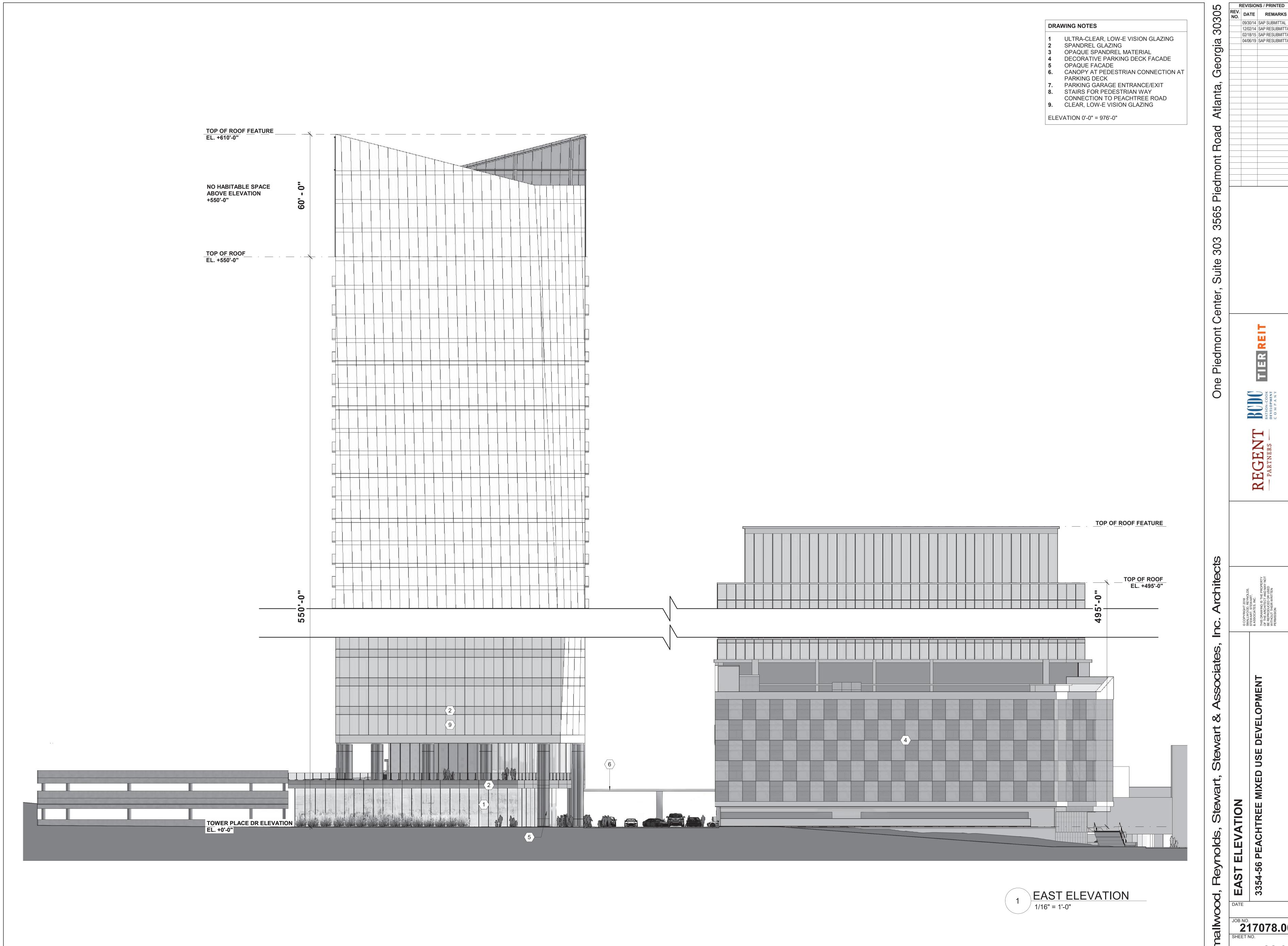
REGENT PARTNERS

BATSON-CO DEVELOPME C O M P A P

217078.00



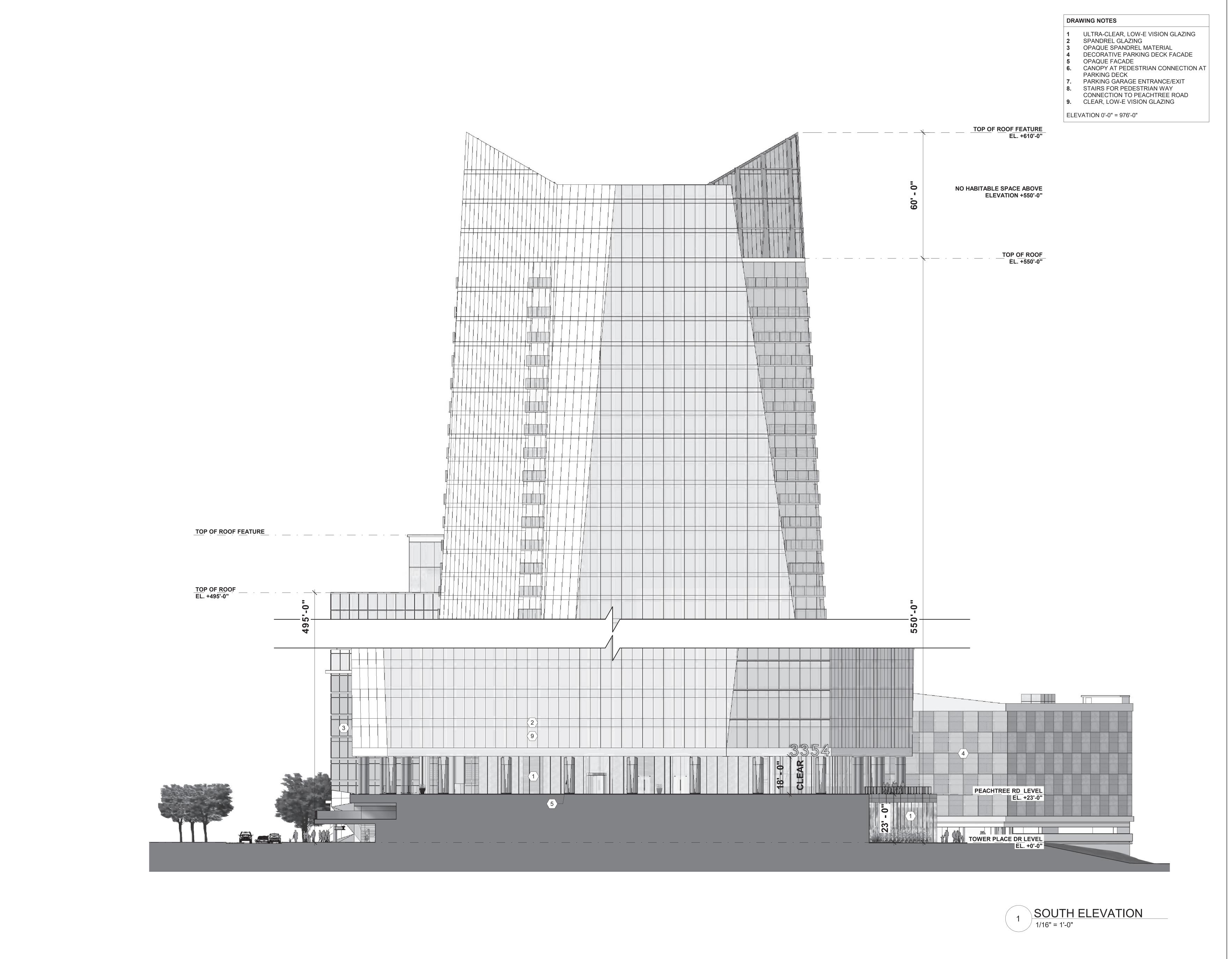




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JOB NO. 217078.00 SHEET NO.

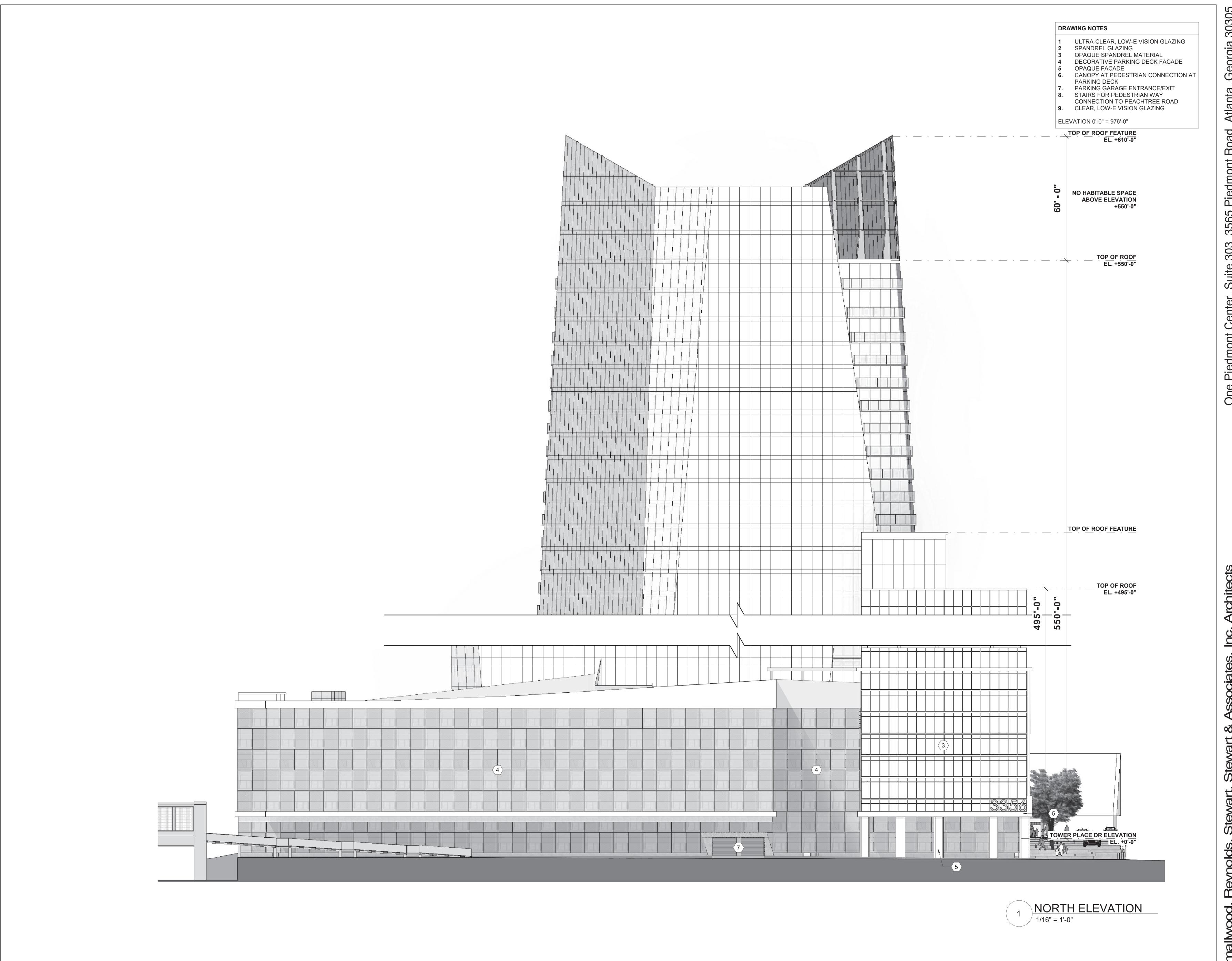
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09/30/14 SAP SUBMITTAL 12/02/14 SAP RESUBMITTAL 02/18/15 SAP RESUBMITTAL Georgia 04/06/19 SAP RESUBMITTAL Atlanta, oad Piedmont 3565 303 Suite REGE -SOUTH ELEVATION 3354-56 PEACHTREE

JOB NO. 217078.00 SHEET NO.

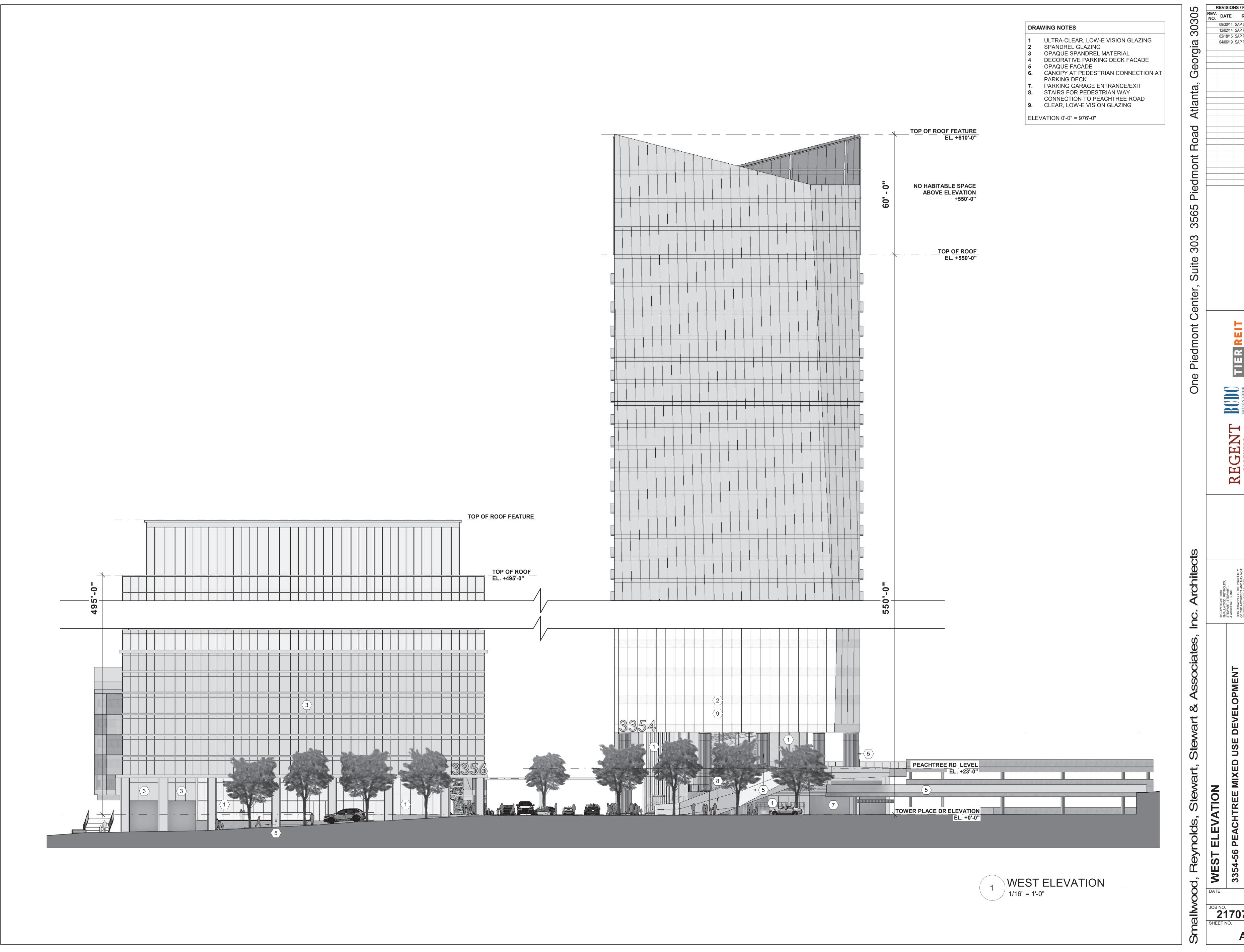
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12/02/14 SAP RESUBMITTAL 02/18/15 SAP RESUBMITTAL Georgia 04/06/19 SAP RESUBMITTAL Atlanta, oad Piedmont 3565 303 Suite enter Piedmont GE RE NORTH ELEVATION 3354-56 PEACHTREE MIX

09/30/14 SAP SUBMITTAL

JOB NO. 217078.00 SHEET NO. A2-03



REV. DATE REMARKS 09/30/14 SAP SUBMITTAL 12/02/14 SAP RESUBMITTAL 02/18/15 SAP RESUBMITTAL 04/06/19 SAP RESUBMITTAL RE

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