

CITY OF TEMPE DEVELOPMENT REVIEW COMMISSION

Meeting Date: 07/27/2021

Agenda Item: 4

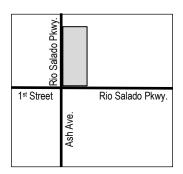
<u>ACTION</u>: Request a Preliminary Subdivision Plat for 250 RIO, located at 250 West Rio Salado Parkway. The applicant is Gammage & Burnham, PLC.

FISCAL IMPACT: There is no fiscal impact on City funds.

RECOMMENDATION: Approve, subject to conditions.

BACKGROUND INFORMATION: 250 RIO (PL210130) is proposing a new office/commercial development on this site and must subdivide for the purpose of facilitating future sale of property. The applicant is proposing a three (3) lot subdivision, including City of Tempe property (Lot 3 of proposed plat). The design related applications are expected to be brought before the Commission later this year, but dates have not been determined at this time. The request includes the following:

SBD210010 Preliminary Subdivision Plat consisting of three (3) lots.



Property Owner

Applicant
Zoning District
Net Site Area
Lot 1
Lot 2

Lot 3

American Airlines, Inc.

City of Tempe

Manjula M. Vaz, Gammage & Burnham, PLC GID / R1-6 / GIOD / RSOD / TOD (Corridor)

+/- 2.148 acres (+/- 93,553 SF) +/- 1.637 acres (+/- 71,299 SF) +/- 0.177 acres (+/- 7,723 SF) +/- 0.334 acres (+/- 14,531 SF)

ATTACHMENTS: Development Project File

STAFF CONTACT(S): Obenia Kingsby II, Planner II (480) 858-2394

Department Director: Shelly Seyler, Interim Community Development Director

Legal review by: N/A

Prepared by: Obenia Kingsby II, Planner II

Reviewed by: Suparna Dasgupta, Principal Planner

COMMENTS

This site is located on the northeast bend of the round-a-bout connecting West Rio Salado Parkway, West 1st Street and South Ash Avenue; and directly adjacent to the west of this site is Tempe Beach Park.

CONCLUSION

Based on the information provided and the above analysis, staff recommends approval of the requested Preliminary Subdivision Plat. The properties will have access to public streets and conform to the technical standards of the Tempe City Code for Subdivisions, Chapter 30.

CONDITIONS OF APPROVAL:

EACH NUMBERED ITEM IS A CONDITION OF APPROVAL. THE DECISION-MAKING BODY MAY MODIFY, DELETE OR ADD TO THESE CONDITIONS.

1. A Final Subdivision Plat approval is required prior to recordation of this plat.

CODE/ORDINANCE REQUIREMENTS:

THE BULLETED ITEMS REFER TO EXISTING CODE OR ORDINANCES THAT PLANNING STAFF OBSERVES ARE PERTINENT TO THIS CASE. THE BULLET ITEMS ARE INCLUDED TO ALERT THE DESIGN TEAM AND ASSIST IN OBTAINING A BUILDING PERMIT AND ARE NOT AN EXHAUSTIVE LIST.

DEADLINE: Preliminary Subdivision Plat approval shall be valid for a period of twelve (12) months from the date of Commission approval. Failure to submit a Final Subdivision Plat application within 12 months shall make the Preliminary Plat null and void.

HISTORY & FACTS:

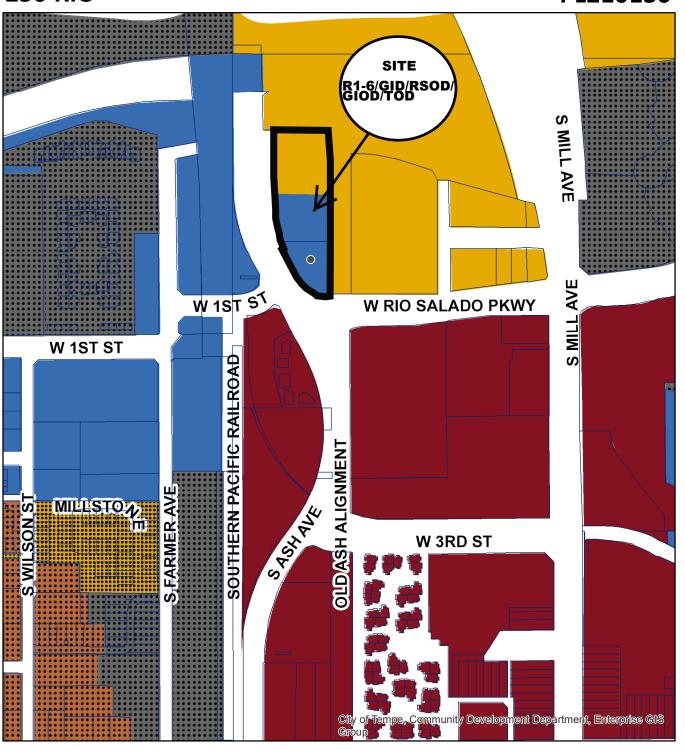
There is no pertinent history or facts.

ZONING AND DEVELOPMENT CODE REFERENCE:

Section 6-307, Subdivisions, Lot Splits and Adjustments



250 RIO PL210130



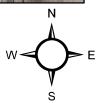




250 RIO PL210130



Aerial Map



GAMMAGE & BURNHAM, PLC

A PROFESSIONAL LIMITED LIABILITY COMPANY
ATTORNEYS AT LAW
FORTY NORTH CENTRAL AVENUE
20TH FLOOR
PHOENIX, ARIZONA 85004

June 25, 2021

TELEPHONE (602) 256-0566 FACSIMILE (602) 256-4475

WRITER'S DIRECT LINE (602) 256-4461 mvaz@gblaw.com

VIA ELECTRONIC DELIVERY

Obenia Kingsby II, Planner II Tempe City Hall Municipal Complex Community Development Department Lower Level, East Side 31 East Fifth Street Tempe, AZ 85281

> RE: 250 Rio – 250 W. Rio Salado Parkway Preliminary / Final Subdivision Application

Dear Obenia:

This firm represents Hines ("Hines" or the "Applicant"), one of the largest real estate organizations in the world with extensive experience in developing and managing properties in 240 cities and 27 countries. The Applicant submitted General Plan amendment, zoning amendment, planned area development overlay, and development plan review applications (the "Planning Applications") to the City earlier this year to accommodate the redevelopment of approximately 1.67 net acres located at the northeast corner of Ash Avenue and Rio Salado Parkway (the "Site") in downtown Tempe. The Planning Applications are on track to be considered by the Development Review Commission and City Council later this year.

The Applicant's redevelopment proposal for the Site is a commercial project comprised of the following (collectively, the "Project"):

- The rehabilitation of the historic Ash Avenue roadbed;
- A 14-story office tower providing 216,000 square feet of office space (includes approximately 3,500 square feet of lobby space) and 4,500 square feet of flex commercial (restaurant / retail / creative office) space;
- An integrated six-level parking structure providing 549 vehicle spaces;
- Substantial landscape enhancements; and,
- 32 bicycle spaces

The Project is a unique opportunity to make a significant statement along Rio Salado Parkway (a main gateway into downtown Tempe) with the introduction of a modern, mixed-use office tower that will increase the commercial office and retail /restaurant mix within the Downtown Tempe District while also celebrating and activating the historic Ash Avenue roadbed.

250 Rio Preliminary / Final Subdivision Plat June 25, 2021 Page 2

On behalf of the Applicant and pursuant to ongoing discussions to accommodate the development of the Project, we are submitting the enclosed preliminary / final subdivision plat proposing the creation of three lots, of which:

- Proposed Lot 1 currently accommodates a vacant one-story building (formerly the Arizona Pennysaver building);
- Proposed Lot 2 consists of an 18-foot wide portion of the historic Ash Avenue roadbed to be conveyed, upon recordation of the development and disposition agreement, to the Applicant for rehabilitation as part of the development of the Project;
- Proposed Lots 1 and 2 together comprise the Site to accommodate the proposed Project; and,
- Proposed Lot 3, which is to be conveyed, upon recordation of the development and disposition agreement, to the City, accommodates a portion of an existing parking lot on privately owned property providing parking for Tempe Beach Park.

The proposed subdivision plat and Project will further the goals and objectives of General Plan 2040 and conform to the requirements of the Zoning and Development Code, other ordinances and regulations of the City, and to the Arizona Revised Statutes. In addition, the land comprising the proposed subdivision plat is suitable for development and the proposed commercial uses associated with the Project.

We appreciate your consideration and processing of this preliminary / final subdivision plat request. Please let me know if you have any questions or if you require additional information related to this request.

Sincerely,

GAMMAGE & BURNHAM, PLC

By

Manjula M. Vaz

MMV/rl

A PRELIMINARY PLAT FOR

250 RIO

LOCATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 1 NORTH, RANGE 4 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA

DEDICATION

AMERICAN AIRLINES, INC., A DELAWARE CORPORATION, AS SUCCESSOR IN INTEREST TO US AIRWAYS, INC. AND CITY OF TEMPE, AN ARIZONA MUNICIPAL CORPORATION AS OWNERS, HAVE PLATTED UNDER THE NAME OF "250 RIO" LOCATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 1 NORTH, RANGE 4 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, AS SHOWN AND PLATTED HEREON AND HEREBY PUBLISHES THIS RE-PLAT OF "250 RIO" AND DECLARES THAT SAID PLAT SETS FORTH THE LOCATION AND GIVES THE DIMENSIONS OF THE LOTS CONSTITUTING THE SAME AND THAT FACH LOT SHALL BE KNOWN BY THE NUMBER OR NAME GIVEN EACH RESPECTIVELY ON SAID PLAT AND HEREBY DEDICATES TO THE CITY OF TEMPE FOR PUBLIC USE SUCH RIGHT OF WAY AS SHOWN ON SAID PLAT AND IS INCLUDED IN THE ABOVE DESCRIBED PREMISES.

OWNER AUTHORIZATION

AMERICAN AIRLINES, INC., A DELAWARE CORPORATION, AS SUCCESSOR IN INTEREST TO US AIRWAYS, INC.

BY: DATE:	-
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ACKNOWLEDGEMENT

ON THIS _____ DAY OF _____ _____, 2021 BEFORE ME, THE UNDERSIGNED.

PERSONALLY APPEARED . WHO ACKNOWLEDGED HIMSELF/HERSELF TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE INSTRUMENT WITHIN, AND WHO EXECUTED THE FOREGOING INSTRUMENT FOR THE PURPOSES THEREIN CONTAINED.

IN WITNESS WHEREOF: I HEREUNTO SET MY HAND AND OFFICIAL SEAL

BY:	EXPIRES:	
NOTARY PUBLIC		

OWNER AUTHORIZATION

CITY OF TEMPE, AN ARIZONA MUNICIPAL CORPORATION

BY:	 DATE:

ACKNOWLEDGEMENT

ON THIS ____, 2021 BEFORE ME, THE

PERSONALLY APPEARED ___ . WHO ACKNOWLEDGED HIMSELF/HERSELF TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE INSTRUMENT WITHIN, AND WHO EXECUTED THE FOREGOING INSTRUMENT FOR THE PURPOSES THEREIN CONTAINED.

IN WITNESS WHEREOF: I HEREUNTO SET MY HAND AND OFFICIAL SEAL.

BY:	EXPIRES:	
NOTARY PUBLIC		

LEGAL DESCRIPTION (PRIOR TO THIS SUBDIVISION)

SEE PAGE 2 OF 2

OWNER

AMERICAN AIRLINES, INC., A DELAWARE CORPORATION, AS SUCCESSOR IN INTEREST TO US AIRWAYS, INC. KIRK HOTELLING 1 SKYVIEW DRIVE FORT WORTH, TEXAS 76155 703-216-3600 KIRK.HOTELLING@AA.COM

OWNER

CITY OF TEMPE. AN ARIZONA MUNICIPAL CORPORATION ALEX SMITH, DEPUTY COMMUNITY DEVELOPMENT DIRECTOR 31 EAST 5TH STREET TEMPE, AZ 85281 ALEX_SMITH@TEMPE.GOV (480) 350-2708

GILBERT DRIVE (ALIGNMENT) LOOP 202 RIO SALADO __PKWY-SITE LINIVERSITY DRIVE

BENCHMARK

ALUMINUM CAP MARKING THE WEST QUARTER CORNER OF SECTION 15. TOWNSHIP 1 NORTH, RANGE 4 EAST G&SRBM. TEMPE SURVEY CONTROL ELEVATION = 1162.30 COT DATUM.

BASIS OF BEARING

THE WEST LINE OF THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 1 NORTH, RANGE 4 EAST, PER CITY OF TEMPE SURVEY CONTROL PLAT

SAID LINE BEARS NORTH 0°00'09" WEST

APPROVALS

	ED BY THE MAYOR AND CITY COUNCIL OF A ON THIS DAY OF	
BY:	MAYOR	DATF
ATTEST:	CITY CLERK	DATE
BY:	CITY ENGINEER	DATE
BY:	COMMUNITY DEVELOPMENT	DATE

CERTIFICATION

THIS IS TO CERTIFY THAT THE SURVEY OF THE PREMISES DESCRIBED AND PLATTED HEREON WAS MADE UNDER MY DIRECTION DURING THE MONTH OF JUNE 2021; THAT THE SURVEY IS TRUE AND COMPLETE AS SHOWN; THAT THE MONUMENTS SHOWN ACTUALLY EXIST OR WILL BE SET AS SHOWN: THAT POSITIONS ARE CORRECTLY SHOWN AND THE SAID MONUMENTS ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.

ERIC SOSTROM, RLS #41894 22425 N. 16TH ST, SUITE NO. 1 PHOFNIX ARIZONA ESOSTROM@RICKENGINEERING.COM



LEGEND

- FOUND CAP HANDHOLF FOUND CAP FLUSH
- FOUND REBAR AS NOTED
- O SET 1/2" REBAR, CAP #41894
- @ FOUND 'PK' NAIL

M FOUND CHISELED 'X'

DKT., PG. DOCKET, PAGE R/W RIGHT OF WAY

FSMT EASEMENT REF. REFERENCE

DOC. DOCUMENT

WATERLINE EASEMENT W.L.F. STORM DRAIN EASEMENT S.D.F.

NOTES

THIS SUBDIVISION IS LOCATED WITHIN THE CITY OF TEMPE AND HAS BEEN DESIGNATED AS HAVING AN ASSURED WATER SUPPLY IN ACCORDANCE WITH

CENTERLINE

PROPERTY LINE

EASEMENT LINE

SECTION LINE

- 2. LOT CORNERS TO BE SET WITH 1/2" REBAR, RLS #41894.
- 3. ALL NEW AND EXISTING, AS WELL AS ON-SITE AND OFF-SITE UTILITY LINES (OTHER THAN TRANSMISSION LINES) SHALL BE PLACED UNDERGROUND.
- 4. ANY RETENTION SYSTEM AS SHOWN ON THE GRADING AND DRAINAGE PLANS SHALL RETAIN THE RUNOFF VOLUME FROM THE 2-YEAR, 1-HOUR DESIGN STORM (A.R.C.A.) AND SHALL BE THE SOLE RESPONSIBILITY OF THE PROPERTY OWNER OR THEIR ASSIGNEE OR LESSEE TO: (1) REGULARLY INSPECT THE SYSTEM (AT LEAST ANNUALLY), AND (2) MAINTAIN THE SYSTEM IN A CONDITION THAT WILL ALLOW THE SYSTEM TO STORE AND DISSIPATE THE VOLUME OF STORM WATER AS SHOWN ON THE DESIGN PLANS. THE FOREGOING RESTRICTION CANNOT BE CHANGED WITHOUT PRIOR WRITTEN CONSENT OF THE CITY OF TEMPE ENGINEER.

FLOODPLAIN DESIGNATION

ACCORDING TO THE FLOOD INSURANCE RATE MAP #04013C2240M, DATED 09/18/2020, THIS PROPERTY IS LOCATED IN FLOOD ZONE "X' AREAS OF 0.2% ANNUAL CHANCE FLOOD; AREAS OF 1% ANNUAL CHANCE FLOOD WITH AVERAGE DEPTHS OF LESS THAN 1 FOOT OR WITH DRAINAGE AREAS LESS THAN 1 SQUARE MILE; AND AREAS PROTECTED BY LEVEES FROM 1% ANNUAL CHANCE FLOOD

PLAT PRELIMINARY $\overline{\mathbf{x}}$ 50

ARIZONA

TEMPE,

SURVEY INNOVATION GROUP, INC. Land Survey Services 22428 NI FIRET SUITE #1 PHOENIX, AZ 85024

DS AR ZONA811

SHEET NO. 1 OF 2

