ADMINISTRATION REPORT TO CALGARY PLANNING COMMISSION 2014 APRIL 10

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ISC: PROTECTED

DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
DOWNTOWN - WARD 7
7 AVENUE SW & CENTRE STREET S

**MAP 15C** 

### **EXECUTIVE SUMMARY**

This development permit application is for a 59 storey, mixed use development on the site of the existing Arts Central building and Colonel Walker Park.

The proposal is consistent with the Direct Control District and the policies of the Centre City Plan.

The proposal would have no materially adverse impact on vehicular movements, which are expected to operate within acceptable capacity parameters.

The proposed design of the development is considered a positive contribution to the urban quality and character of downtown area and Calgary as a whole.

### PREVIOUS COUNCIL DIRECTION

None.

## **ADMINISTRATION RECOMMENDATION(S)**

2014 April 10

That Calgary Planning Commission **APPROVE** the proposed Development Permit application with conditions.

### **REASON(S) FOR RECOMMENDATION:**

The proposed development includes an appropriate mix of uses and Floor Area Ratio (FAR) as set out in Direct Control District 5D2014. It achieves the goals contained within the Centre City Plan, by providing for high-density development addressing a mix of uses that would complement the downtown core and contribute to its vitality and viability. In addition, Administration considers that the development appropriately addresses the public realm through its location of adjacent uses, pedestrian connections, and landscaping, which sensitively addresses the challenging grade differences between the public and private realms.

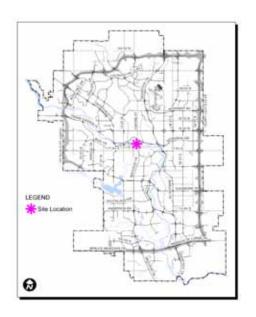
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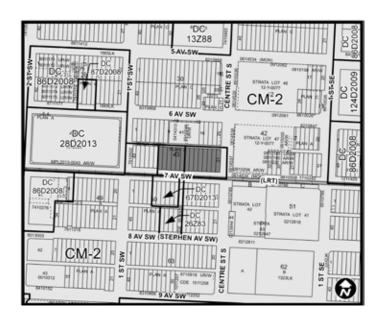
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**MAP 15C** 

# **LOCATION MAPS**







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**MAP 15C** 

## ADMINISTRATIONS RECOMMENDATION TO CALGARY PLANNING COMMISSION

Recommend that Calgary Planning Commission **APPROVE** the application with conditions (APPENDIX II):

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**MAP 15C** 

<u>Applicant</u>: <u>Landowner</u>:

DIALOG Telus Communications Inc

100 - 7 Avenue SW (Art Central) Inc

<u>Address</u> <u>Legal</u>

100,114, 120 and 124 - 7 Avenue SW Plan A, Block 43, Lot 21-34

Planning Evaluation Content	*Issue	Page
Density	No	
Is a density increase being proposed.	No	
Land Use Districts		
Are the changes being proposed housekeeping or simple bylaw amendment.	No	5
Legislation and Policy		
Does the recommendation create <b>capital budget</b> impacts or concerns.	No	6
Transportation Networks		
Do different or specific <b>mobility considerations</b> impact this site	No	9
Utilities & Servicing		
Is the site in an area under <b>current servicing</b> review and/or has <b>major infrastructure</b> (water, sewer and storm) concern	No	10
Environmental Issues	NI-	40
Other considerations eg. sour gas or contaminated sites	No	10
Public Engagement	NI-	44
Were major comments received from the circulation	No	11

<sup>\*</sup>Issue - Yes, No or Resolved

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**MAP 15C** 

## **PLANNING EVALUATION**

#### INTRODUCTION

The proposal is to demolish the existing Art Central building and Colonel Walker Park at the north west corner of 7 Avenue SW and Centre Street, and to erect an 59 storey mixed use residential, retail and office tower comprising 326 residential units, approximately 1,335 square metres of retail space and 44,846 square metres of office space.

#### SITE CONTEXT

The block is located between 6 and 7 Avenues and Centre and 1 Street SW. Both 6 and 7 Avenues SW are major transportation corridors for pedestrians, public transport and vehicular traffic with 7 Avenue SW being a dedicated transit corridor.

To the south of the site, running the majority of its 7 Avenue SW frontage is the 1 Street C-Train platform raised approximately 1.0 metres above grade with a pedestrian ramp at the east end.

To the north of the site is Hanover Place, a 26 storey office tower and 119 - 6 Avenue SW, two conjoined historic buildings of 2 and 4 storeys.

This proposal would represent an increase in density over the existing buildings on site, but is within the maximum 20.0 FAR indicated in the Direct Control District.

The site is subject to a Direct Control District (5D2014), which was approved by Council on 2014 January 13.

#### LAND USE DISTRICTS

The subject parcels were recently re-designated as Direct Control District (5D2014) which is based on the CM-2 Downtown Business District, but provides for reduced residential parking and additional bonus incentives.

In addition, it secured the existing obligations on Site 1 of the Direct Control District, relating to the development of the Len Werry building.

## SITE CHARACTERISTICS

The rectangular site is currently developed and comprises Arts Central on the eastern potion and the former A.G.T Exchange Building on the western portion. The Colonel Walker Park is a hardscaped roof level park located at the +15 level and accessed from Arts Central and the C-Train platform.

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**MAP 15C** 

The levels are generally consistent across the site. The C-Train platform extends north to the subject buildings and have been accessible from them.

The Arts Central building and the Colonel Walker Park provide existing access to the +15 Skywalk.

#### **LEGISLATION & POLICY**

The Centre City Plan (2007) provides the policy framework for downtown and seeks to both enhance it as the primary office location and encourage residential development, together with the provision of high quality public space and supporting amenities and services.

The Direct Control District allows for an incentives system that provides additional floor area where certain public amenities are provided. A density of 7 FAR (Floor Area Ratio) can be achieved through the provision setbacks and +15 elements, while residential floorspace is exempt from the FAR calculation for the purposes of bonus incentives.

The density proposed on the application site is 19.99 FAR, which incorporates the density provided by the former A.G.T. Exchange, although it would not be redeveloped. The residential floor space of 5.8 FAR has been excluded from the FAR calculation in accordance with the policies of the Centre City Plan. The required FAR from the bonus incentives is therefore 14.19 FAR and would be achieved as shown in the table below.

	Bonus Initiative	Additional Density	FAR
A1	Street Corner Pedestrian Setback	29,647.80	7.00
A2	+15 Elements		
B2	Other At Grade Space	2,437.50	0.58
B6.2	Cultural Space	4,200.00	0.99
B10	Lane Link	500.00	0.12
B11	Improvements to Adjacent Right-of-Way	527.50	0.12
B18	District Energy Connection	10,588.50	2.50
B24	Dwelling Unit Mix	1,920.00	0.45
B25	Exceptional Design	4,235.40	1.00
B27(a)	Public Art	6,056.62	1.43
	Total	37,312.80	14.19

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## Cultural Space

The applicant has committed 420 square meters of space in the former A.G.T. Exchange Building accessed from the +15 level for cultural use.

### **District Energy Connection**

The applicant has provided confirmation from Enmax that they would provide a connection to allow the proposed development to utilize district energy.

## **Dwelling Unit Mix**

The applicant has committed to providing ten 3 bedroom units.

### Exceptional Design.

The design is considered to incorporate architectural and urban design features that are deemed to significantly enhance the character of the urban environment.

#### Public Art – On Site

The applicant has committed to \$1.3 million dollars of publicly accessible art located at the 7 Avenue SW and Centre Street intersection and along the C-Train platform façade.

#### SITE LAYOUT & BUILDING DESIGN

The site has been laid out to address both 7 Avenue SW and Centre Street S. Access to the residential lobby would be located on Centre Street S, with a commercial opportunity providing a buffer between this and the office lobby. An opportunity for the commercial use has been identified through the potential for an outdoor patio to provide vitality on Centre Street S.

The primary access to the office lobby would be at the north-west corner of the intersection with additional access from the C-Train platform and Centre Street A.

Access to the +15 Skywalk would be from the C-Train platform with access to retail uses at both +15 level and at a mezzanine level. The connectivity of the +15 Skywalk would continue as exists today, including the opportunity for a future bridge across 7 Avenue SW.

The grade difference between Centre Street S and the C-Train platform would be addressed within the building by means of a ramp and steps at the west end of the office lobby. It would also be addressed externally by ramp with the same gradient as the platform ramp, but starting further west and separated by a toe wall and railing.

Above the +15 level, 26 floors of office space would be provided with an additional 2 floors of conference space at the penthouse level. A combination of studio, 1, 2 and 3 bedroom units would be provided on 29 levels between these uses.

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**MAP 15C** 

The proposal includes projecting building elements that extend into both the 7 Avenue SW and Centre Street setbacks. There are six projections located at the +15, third, fourth and fifth floors, three of the projections are enclosed and the other three projections open with low level planters. All six would be private space. These projections were discussed with and approved by the Transportation leadership.

The proposal also includes the refinishing of the Centre Street S sidewalk to incorporate granite paving and a galvanised steel strip, incorporating custom tree grates, public seating and bike racks. This non-standard treatment was discussed with and approved by the Transportation leadership and would be subject to a perpetual maintenance agreement.

### **URBAN DESIGN REVIEW PANEL (UDRP)**

UDRP Comment	Applicant's Response
The Panel commends the applicant for a thoughtfully conceived and articulated design concept and believes that overall the project will positively contribute to the urban quality and character of downtown area and Calgary.	N/A
The Panel commends the applicant on the quality of graphic material and clarity of presentation to UDRP.	N/A
The Panel recommends that the applicant re- examine the ground floor plane and the building interface with the public realm.	These issues have been reviewed and revised accordingly

#### **CPTED - CRIME PREVENTION THROUGH ENVIRONMENTAL DESIGN**

No concerns have been identified based on a review through CPTED principles.

#### LANDSCAPING

The landscaping incorporates the refinishing of the Centre Street sidewalk with granite and a galvanized steel feature strip containing three new street trees, public seating and bicycle racks. The Enmax vault cover would remain for operational reasons.

On 7 Avenue SW the granite paving would be incorporated in the setback area, but no change would be made to the platform for reasons of consistency and maintenance. The trees on the platform ramp would be moved north to improve pedestrian flow and reinforce the edge condition.

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Landscaping is proposed on three of the building projections, although this would be limited by the planter depth, and internally a green wall is proposed over 9 levels to mitigate the loss of the Colonel Walker park.

#### SITE ACCESS & TRAFFIC

The TIA, provided by the applicant, indicates that the amount of traffic expected to be generated is approximately 149 trips in the AM peak hour and179 trips in the PM peak hour. It also indicates that pedestrian trips in the AM and PM peak hours are expected to increase by approximately 850, which will impact egress from the development and the lane as a result of pedestrians. It concludes that all other movements are expected to operate within acceptable capacity parameters.

Additional analysis within the study confirms that the operation of the lane could be improved if a right out only movement were instigated and this has been proposed during peak times.

The TIA confirms discussions with Calgary Transit who have indicated that increased demand as a result of the proposed development could be absorbed by existing bus and train services are adequate for the existing and future needs of the site. There is adequate pedestrian and cycle connectivity from the site and the sidewalks surrounding the site are in good condition.

#### **PARKING**

Residential and retail parking has been provided in accordance with the parking requirements set out in Direct Control District 5D2014. This supports the Downtown Parking Strategy by reducing the parking levels for the residential use and the retail uses at grade and +15 on the basis of the location and the proximity to alternative transportation choices.

The parking provision for the office use is subject to The City's Restricted Parking Policy and as such was not reduced. The parking requirement has been determined through Part 10 of the Land Use Bylaw and a cash-in-lieu payment would be required.

In addition, the Direct Control District requires the provision of the 65 parking stalls, or the equivalent cash-in-lieu, for the stalls required in connection with the Len Werry development. These have been proposed in this development and would be secured for Site 1 (Len Werry building) by condition and through legal agreement.

On the mezzanine parking level, accessed via a dedicated ramp, 198 class 1 bicycle stalls would be provided with changing facilities and access to the building's stairs and elevators.

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**MAP 15C** 

#### **UTILITIES & SERVICING**

The development would require Sanitary Servicing Letter to identify pre-development and projected post-development sanitary peak flows. This is included as a prior to release condition.

The development would require both sanitary and storm main extensions within Centre Street S in order to service it. Both a cost estimate and construction drawings are included as prior to release conditions.

A Development Site Servicing Plan would also be required prior to release given the servicing constraints to ensure consistency and ensure that there is no adverse impact on public utilities.

#### **ENVIRONMENTAL ISSUES**

Environmental and Safety Management confirm that there are no existing contamination concerns related to the development site or proposed development scope. As such, an Environmental Site Assessment report was not required.

The development site is not located within a flood risk area.

The proposal is supported by a Pedestrian Wind Condition Report prepared by Gradient Microclimate Engineering Inc. This report concluded that based on a qualitative analysis of the architectural drawings, surrounding context and the local wind climate, the pedestrian wind comfort conditions in areas on and around the site were satisfactory for the intended pedestrian usage.

A shadow study provided by the applicant, demonstrates that none of the eight important public areas identified in the CM-2 Business District would be placed more in shadow as a result of the construction of the buildings identified in the proposal during the dates and times set out in the Bylaw.

A pedestrian level wind study provided by the applicant concludes that the wind conditions at all tested areas within and surrounding the development site would be acceptable for the intended pedestrian uses on an annual and seasonal basis without the need for mitigation. The results are considered comfortable over many areas and acceptable in all areas for common pedestrian activities classified as sitting, standing and walking.

A roof snow loading study provided by the applicant concludes that the results of the rational analysis described in the study supersede the provisions of the National Building Code for Canada 2010.

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#### **ENVIRONMENTAL SUSTAINABILITY**

The applicant has stated that the project is committed to a highly sustainable design, including a LEED platinum target that would feature a high performance envelope, an indoor atrium with green wall, a green roof, a district energy connection, waste heat recovery systems, displacement ventilation in the office areas, in-slab radiant heat in residential units, storm water capture, low flow plumbing fixtures and bicycle parking stalls.

### **PUBLIC ENGAGEMENT**

### **Community Association Comments**

The Calgary Downtown Association has provided comments that are in support of the subject application (see APPENDIX III)

#### **Citizen Comments**

No comments received as of a date of this report.

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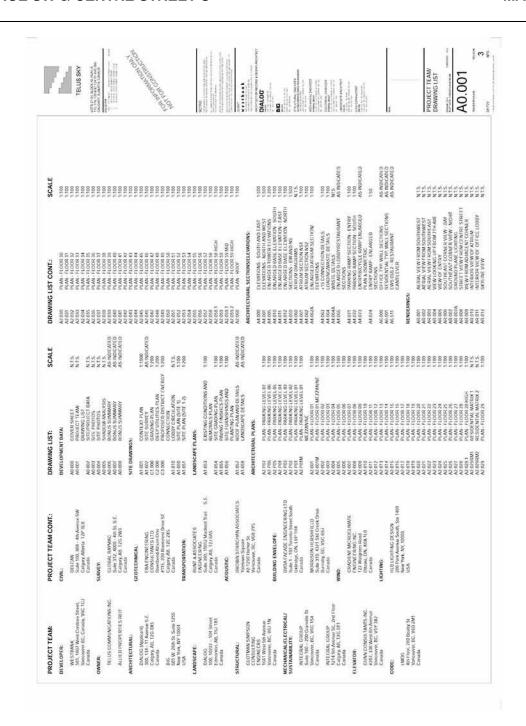
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# APPENDIX I: DEVELOPMENT PERMIT PLANS



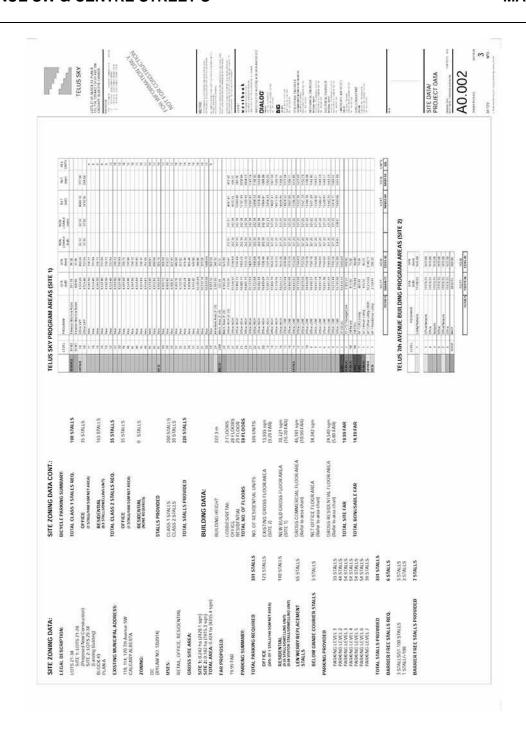
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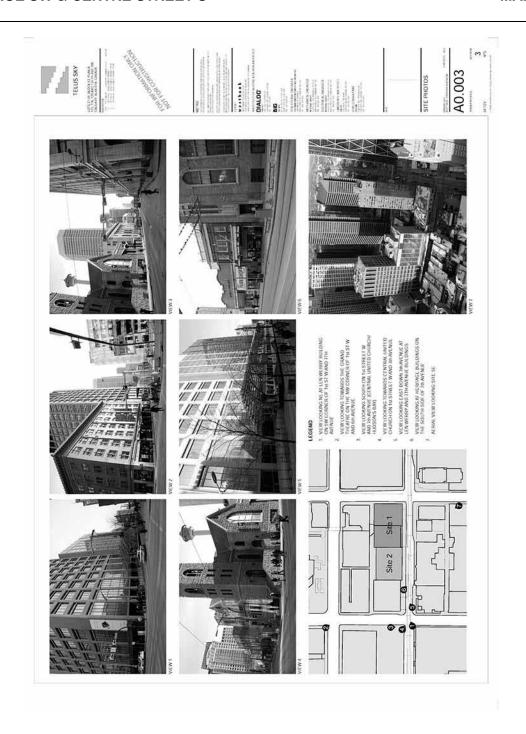
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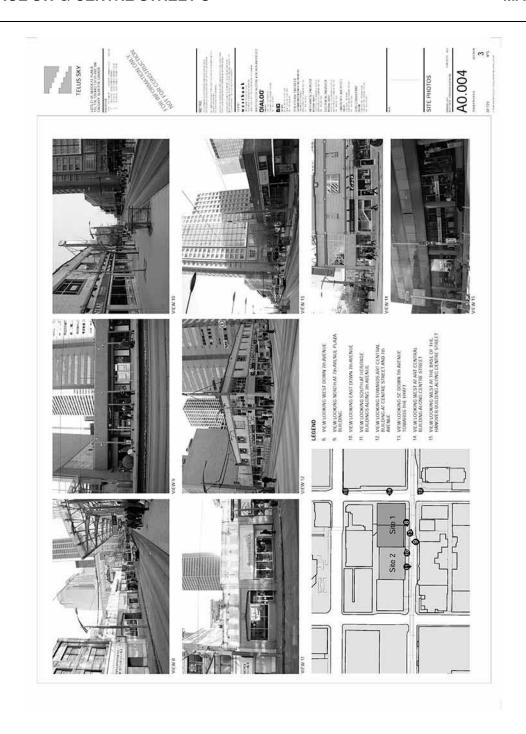
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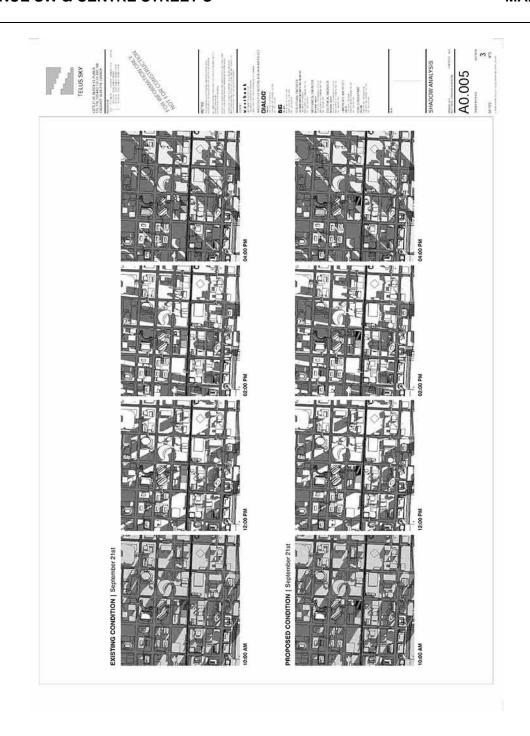
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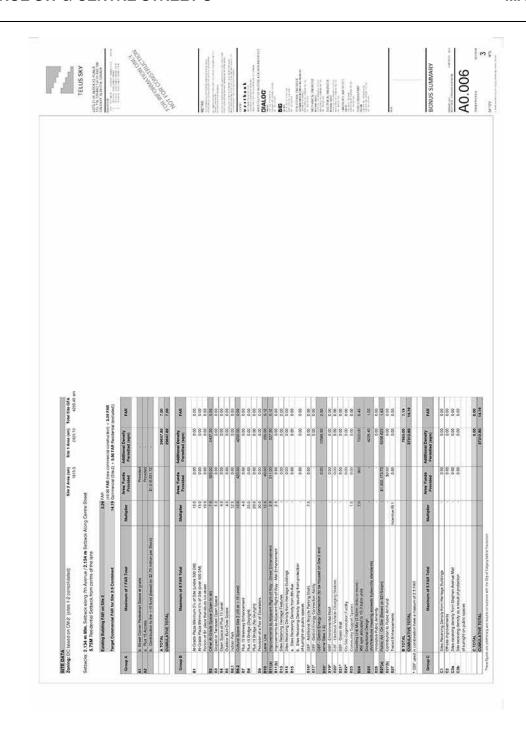
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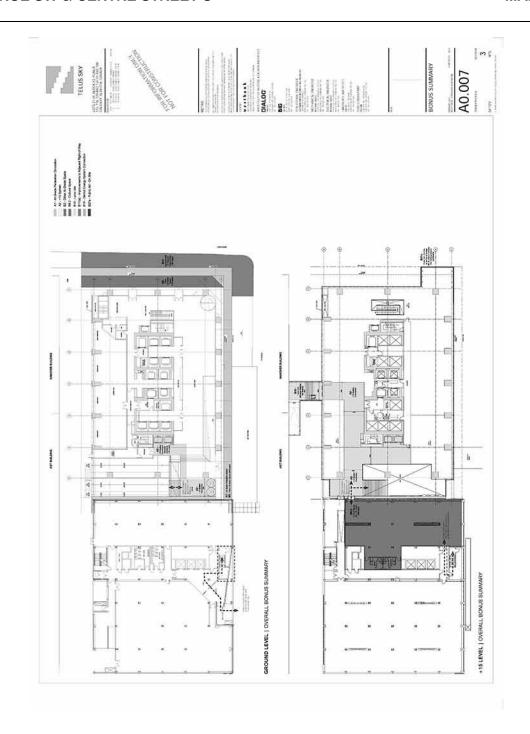
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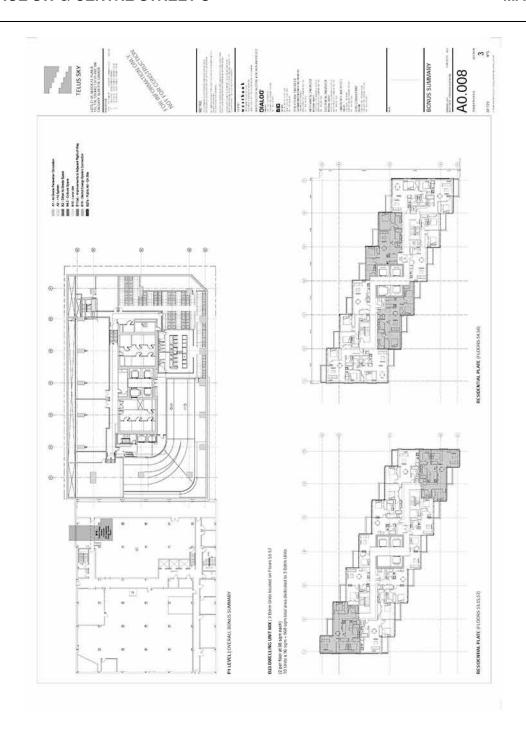
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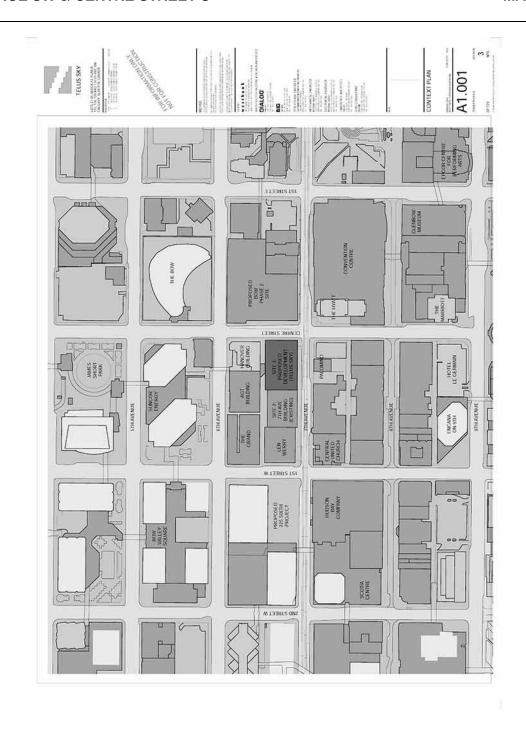
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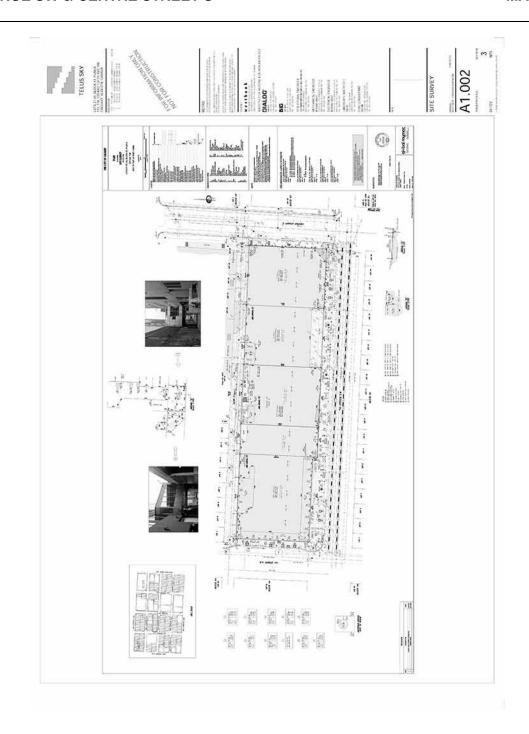
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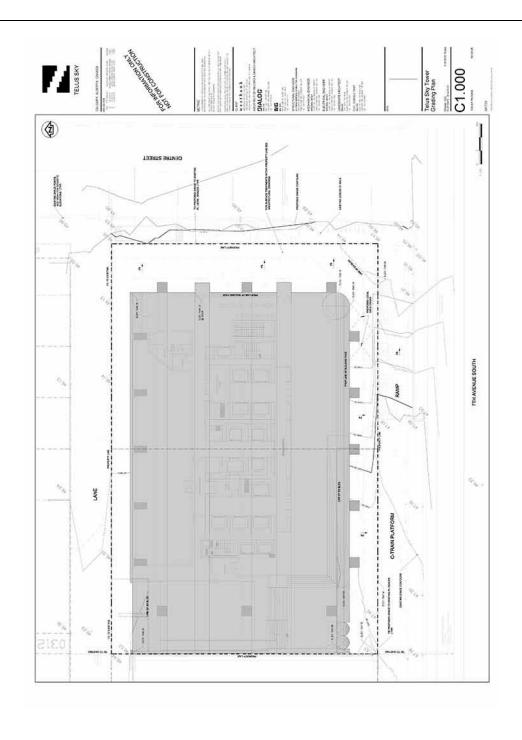
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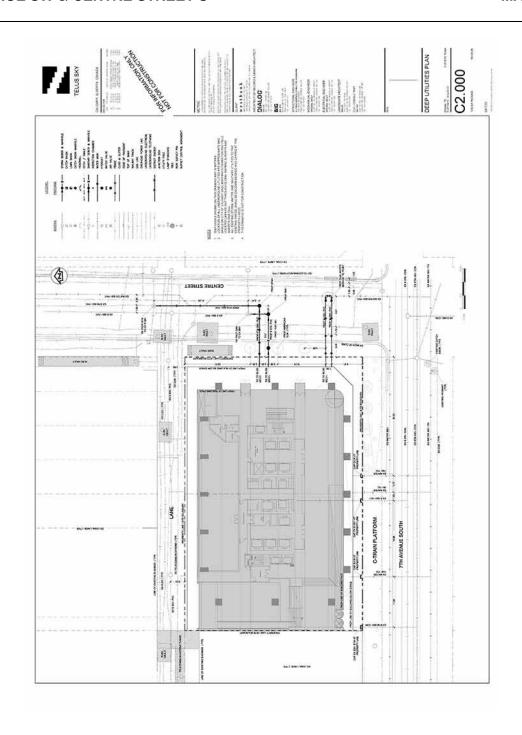
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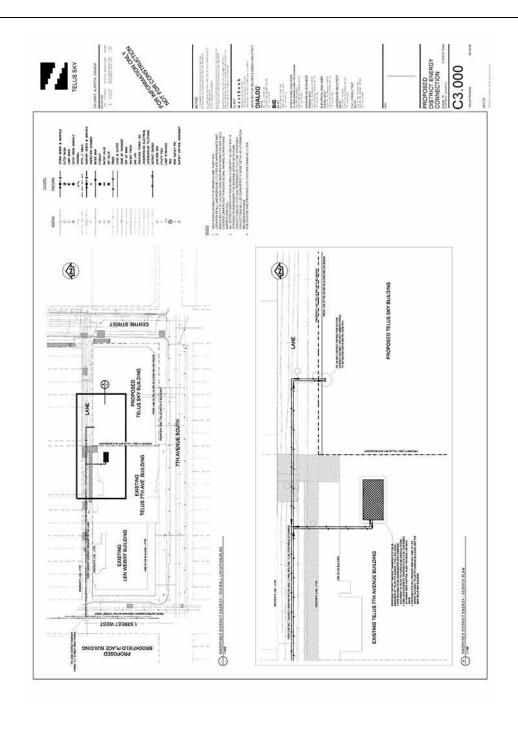
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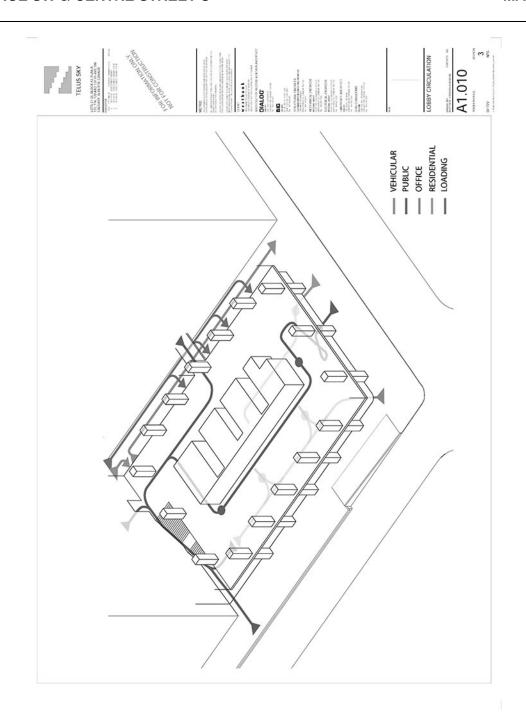
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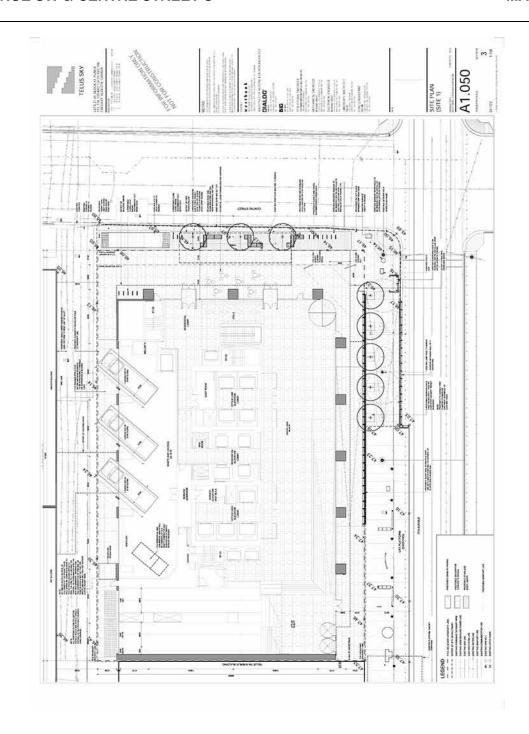
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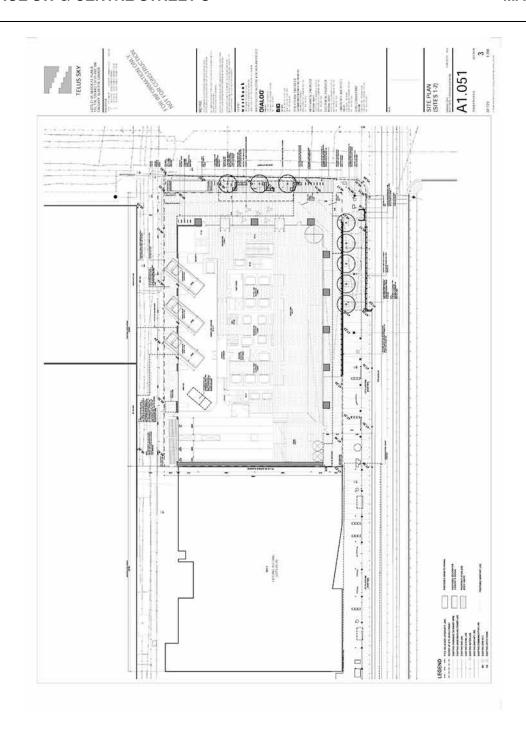
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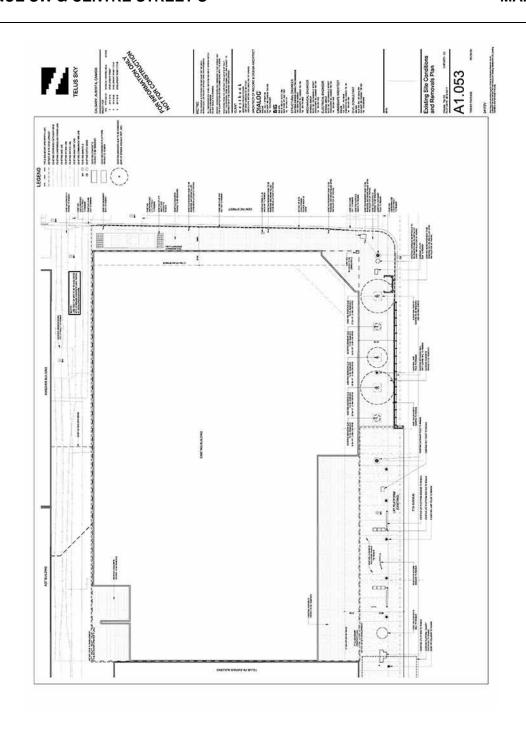
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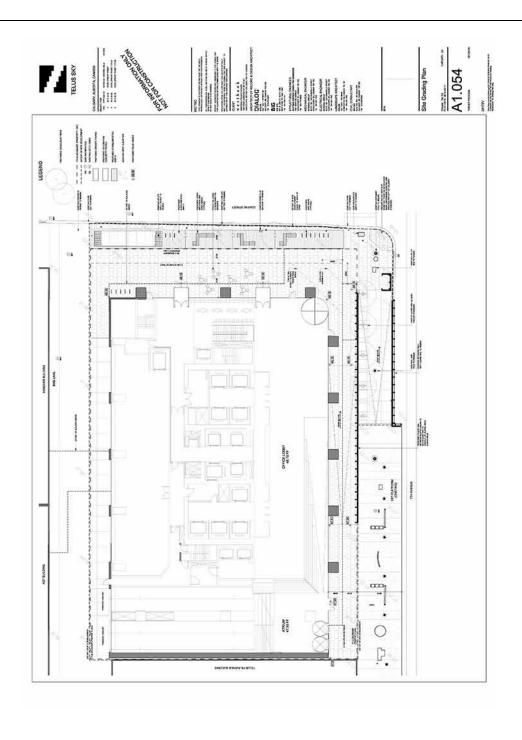
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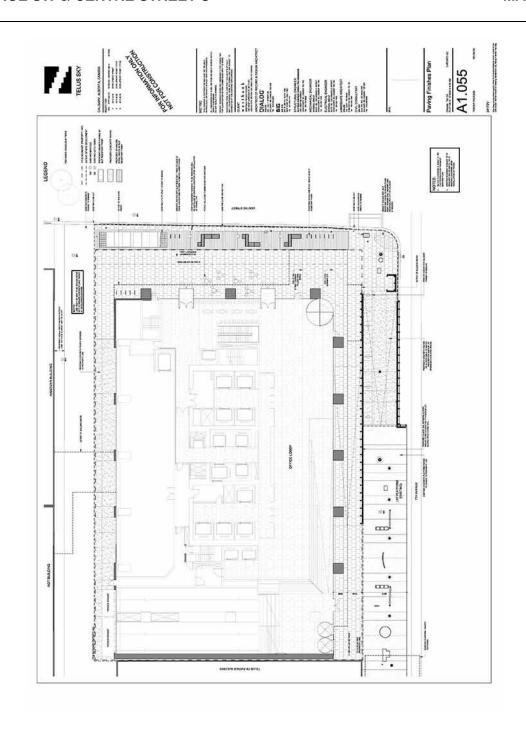
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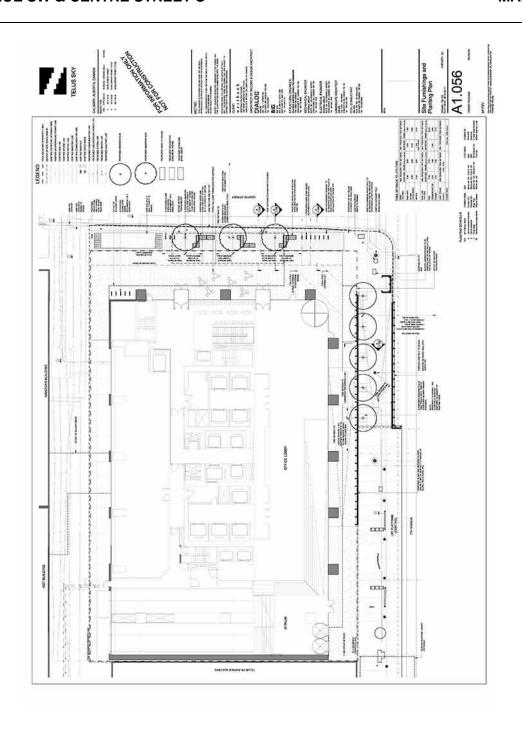
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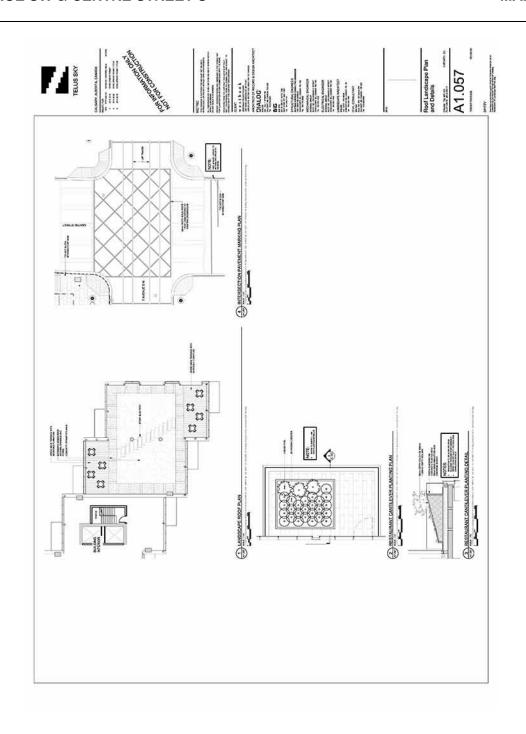
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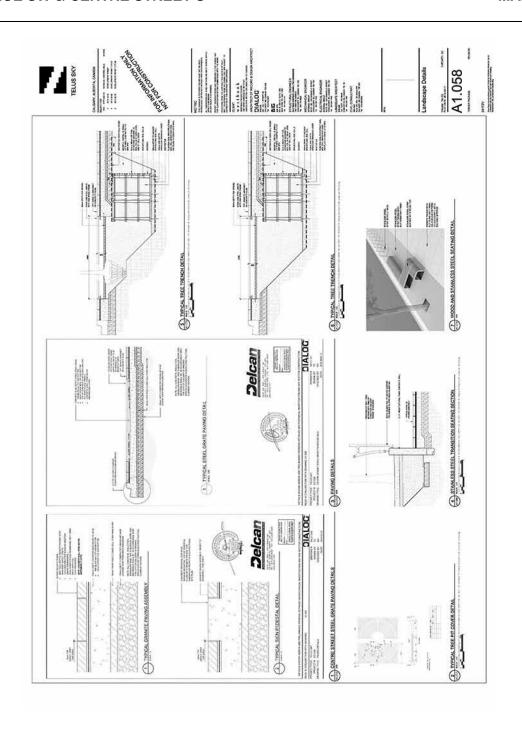
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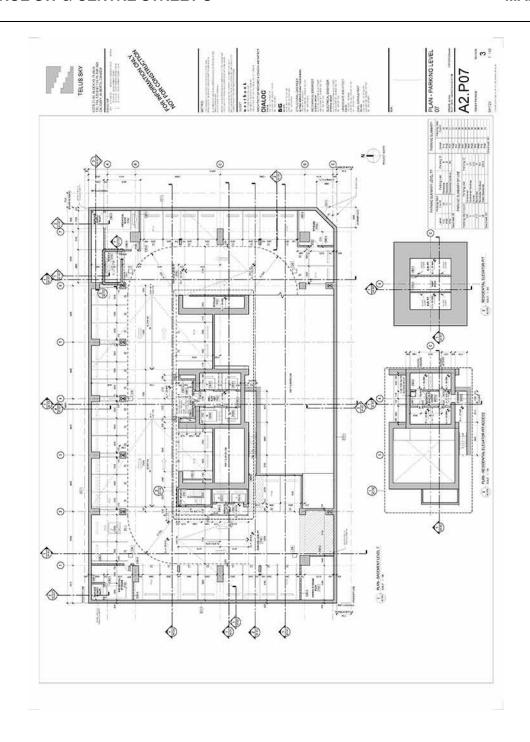
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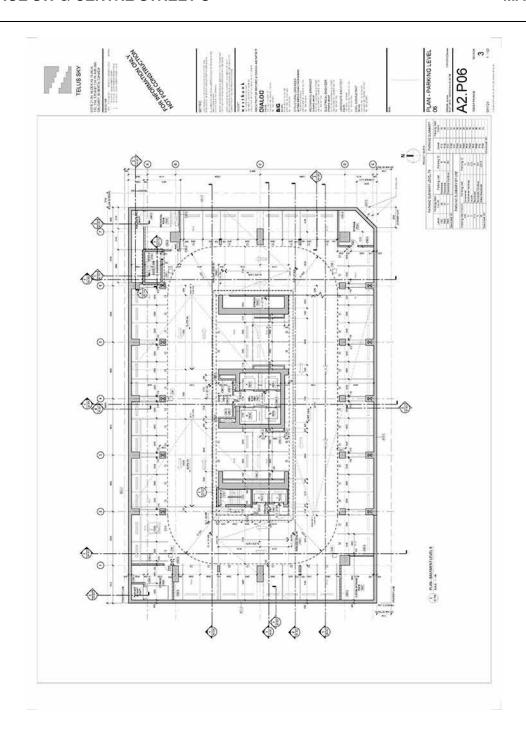
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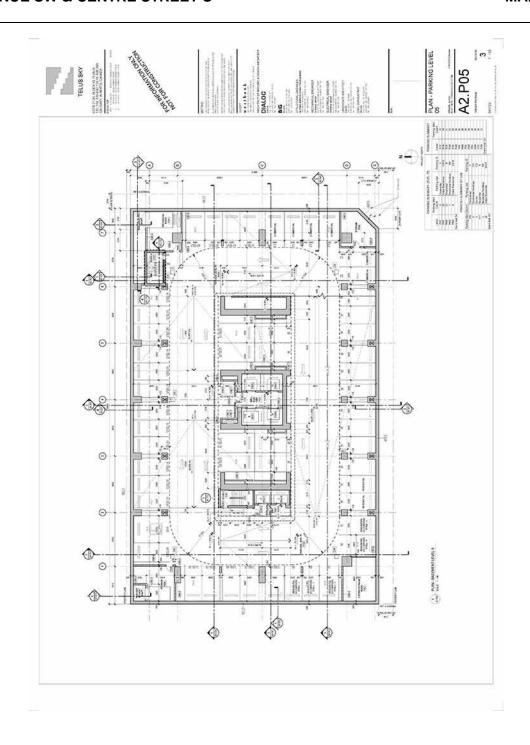
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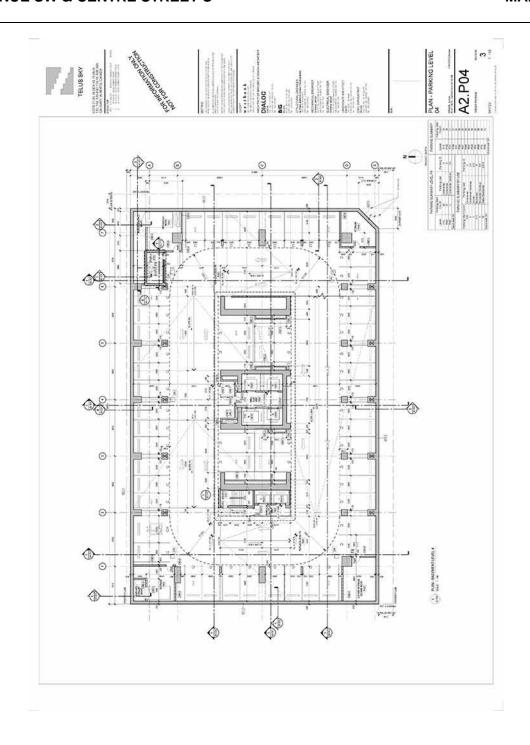
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DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
DOWNTOWN - WARD 7
7 AVENUE SW & CENTRE STREET S



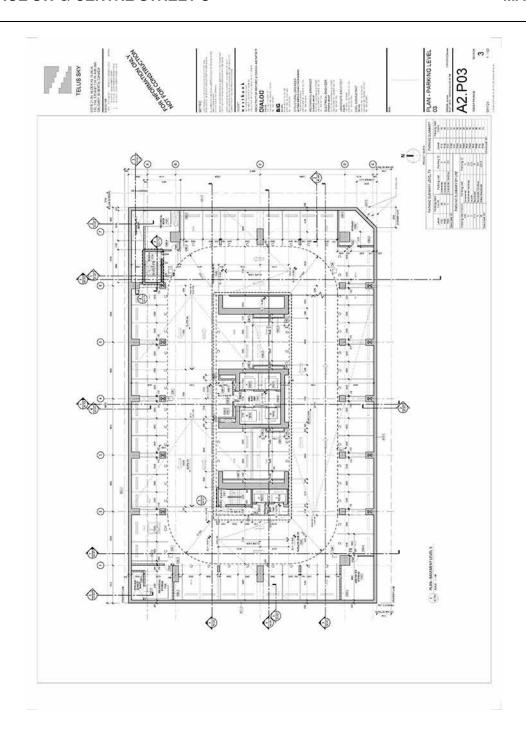
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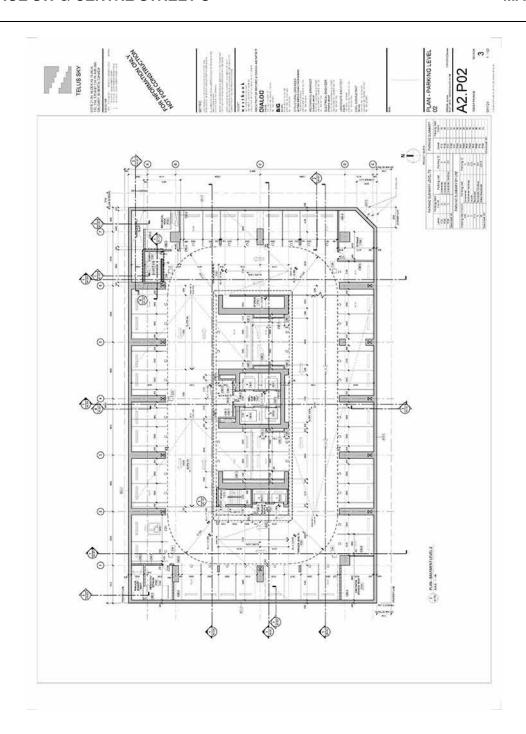
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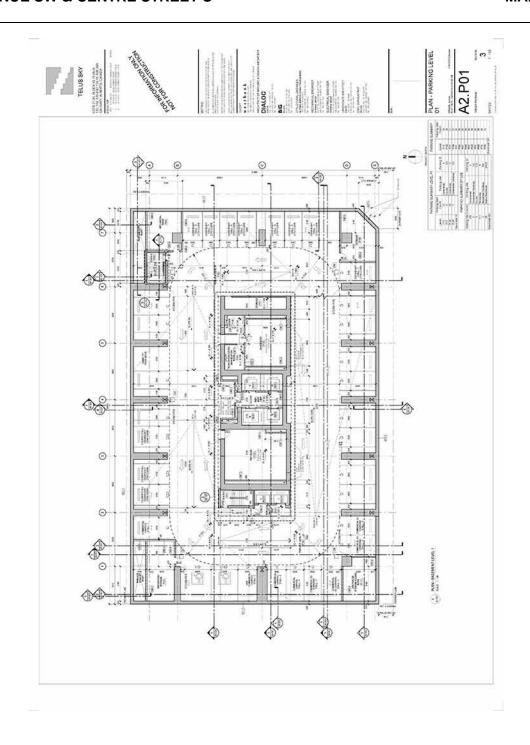


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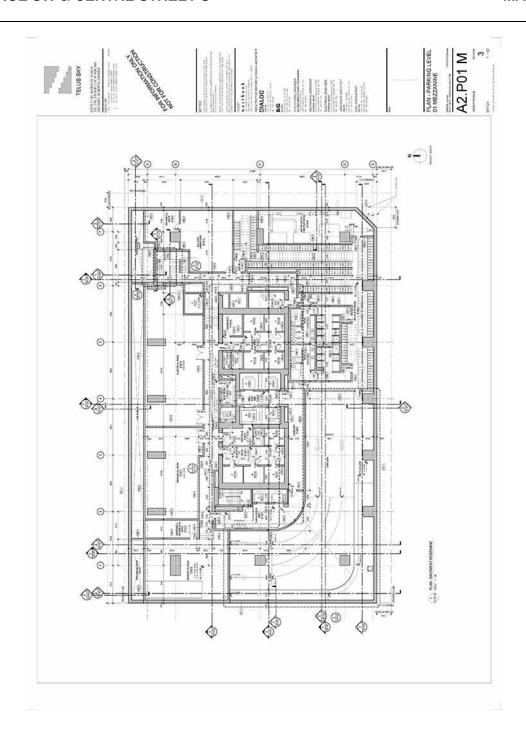
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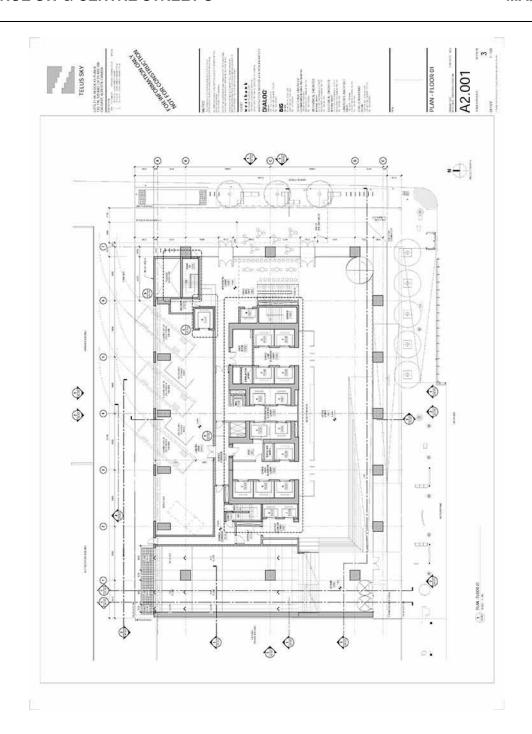
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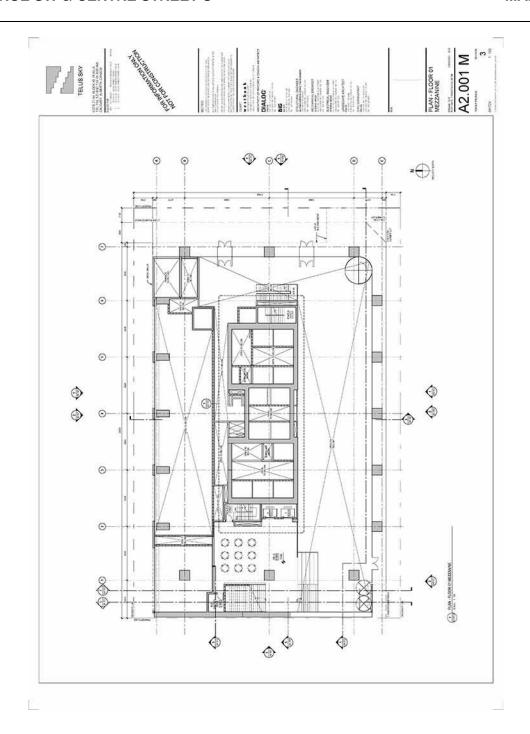
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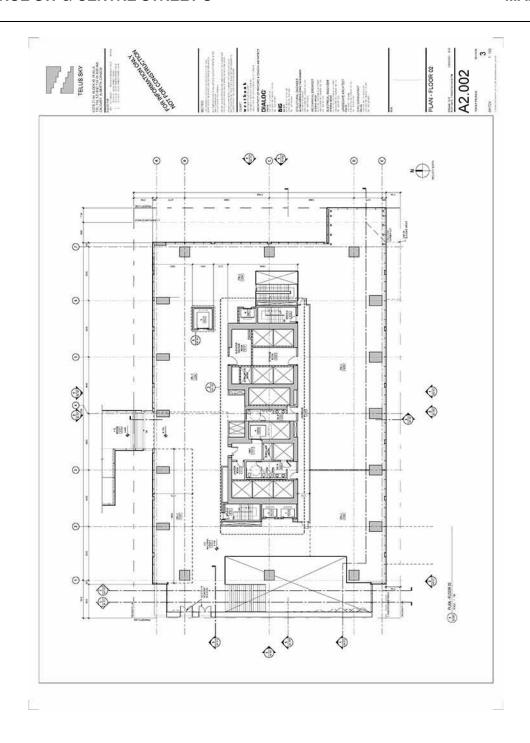
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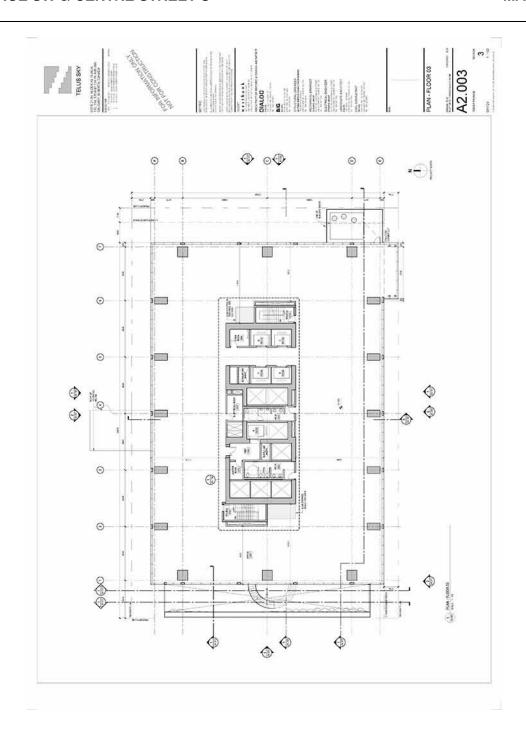
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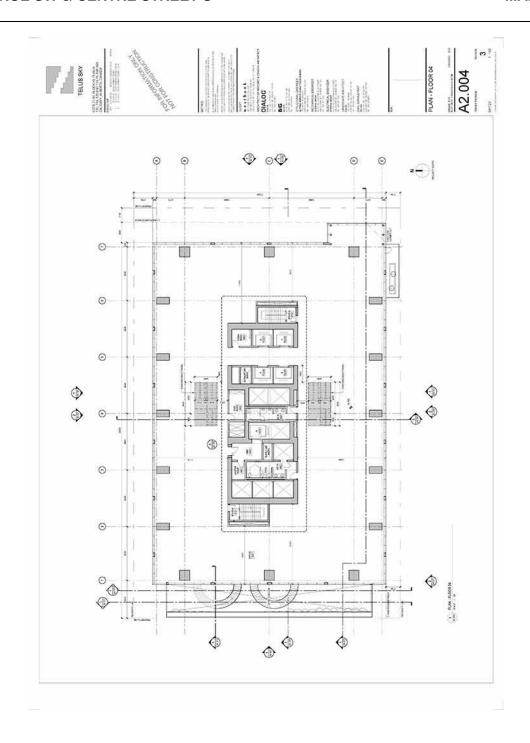
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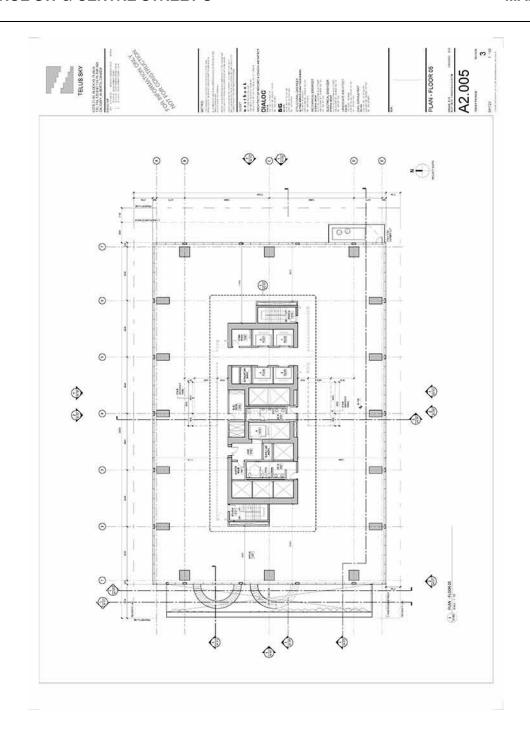
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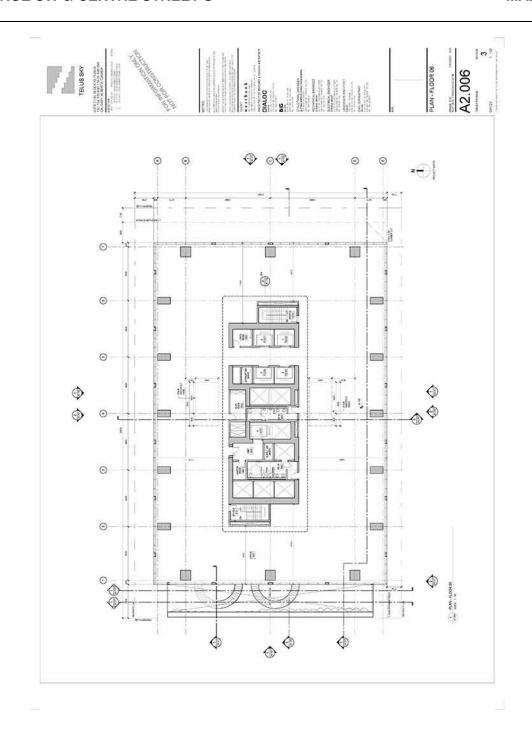
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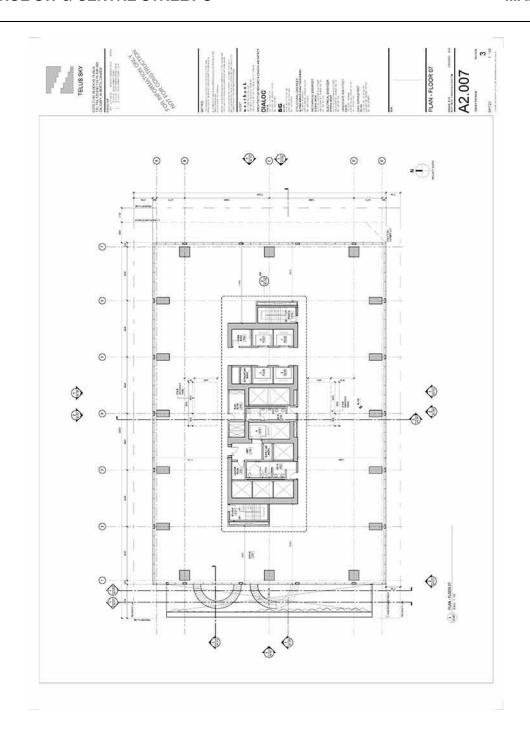
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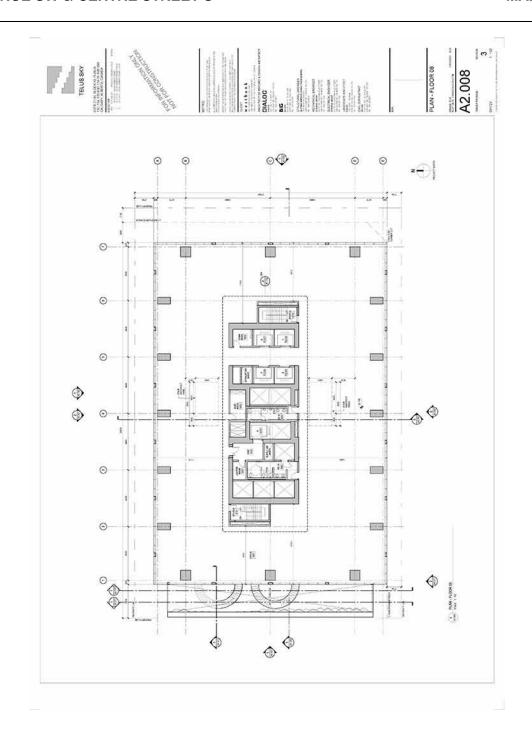
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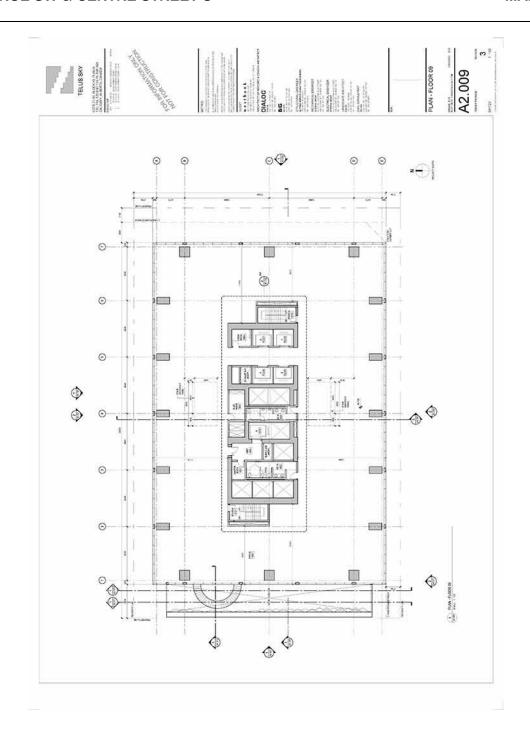
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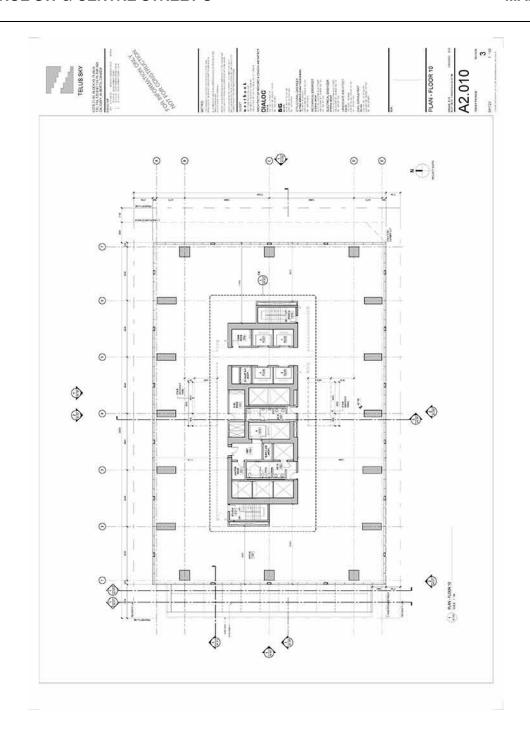
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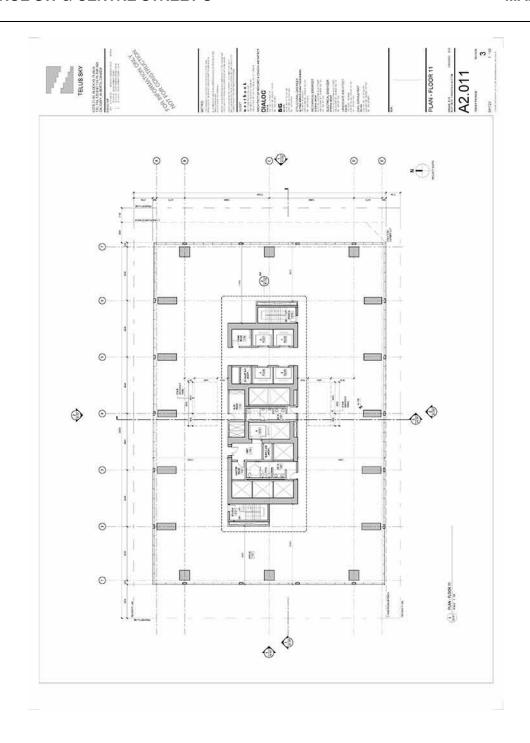
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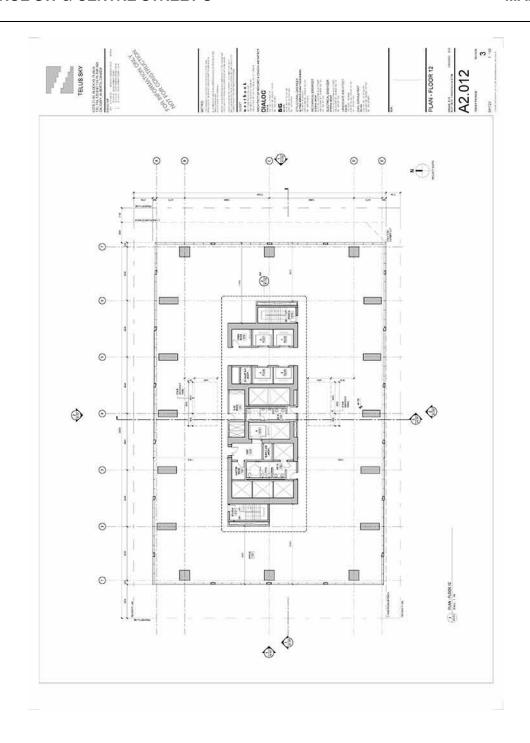
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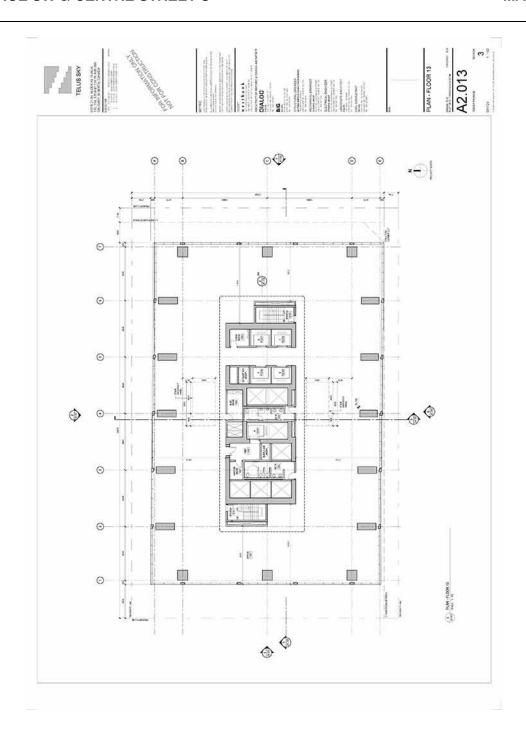
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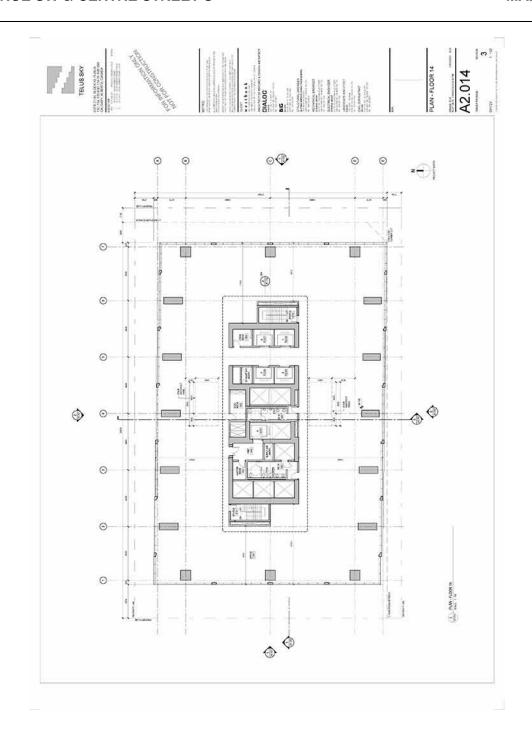
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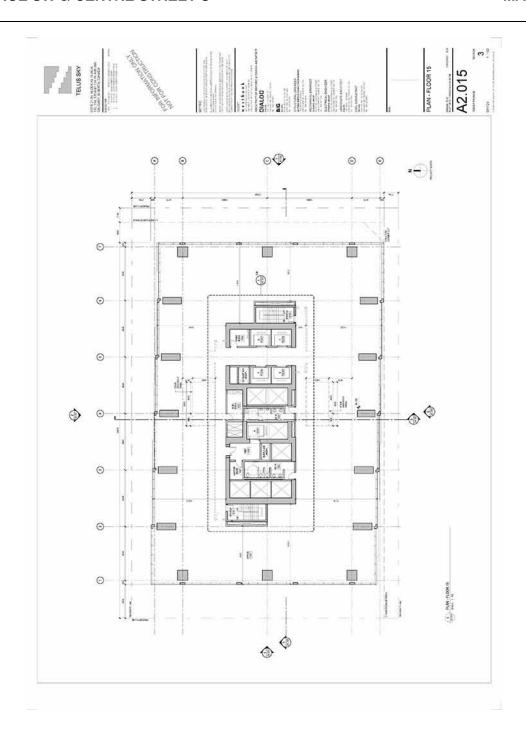
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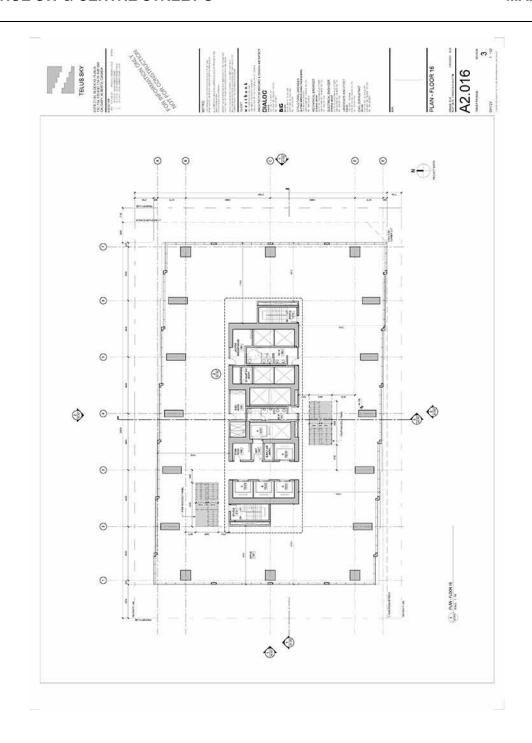
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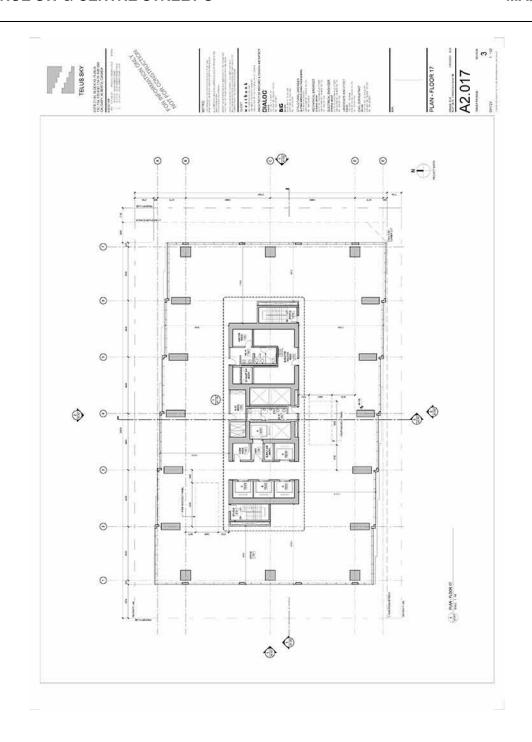
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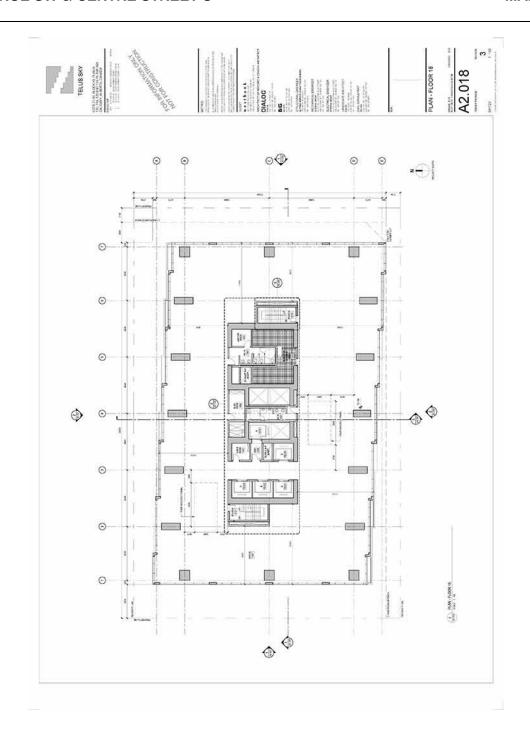
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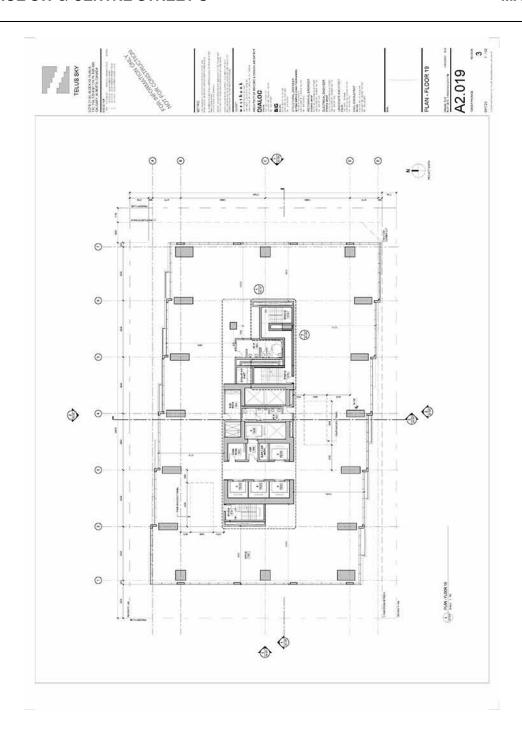
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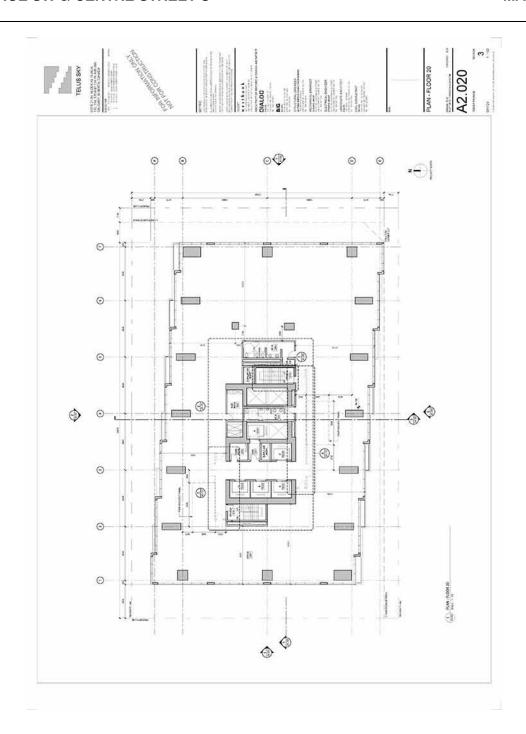
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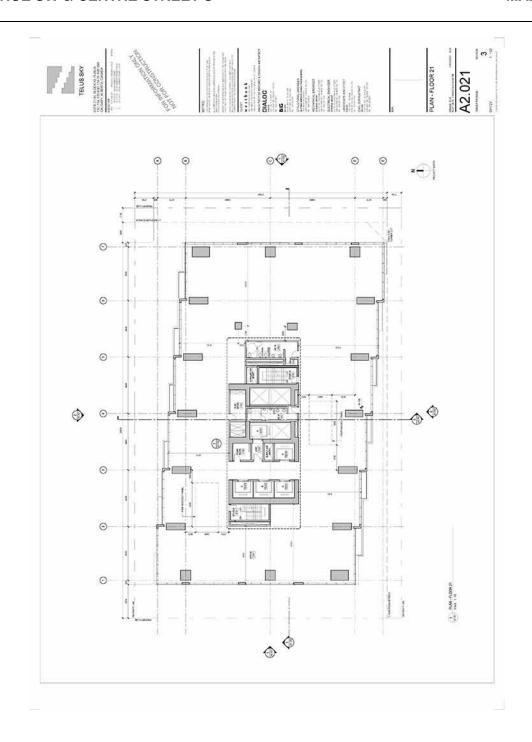
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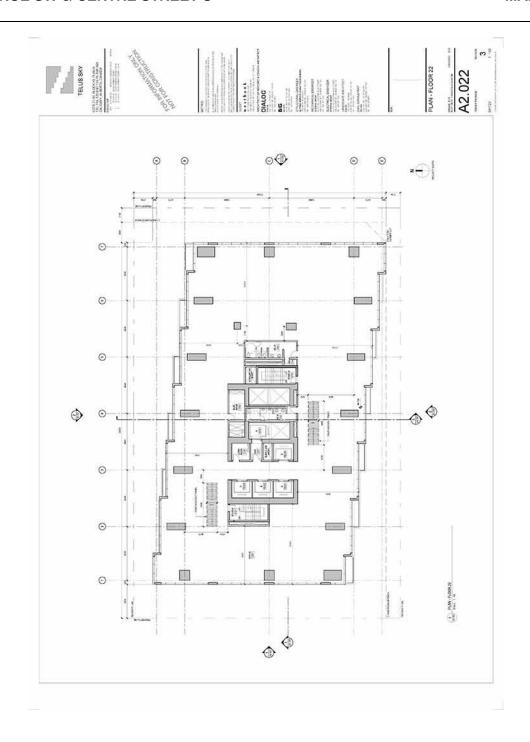
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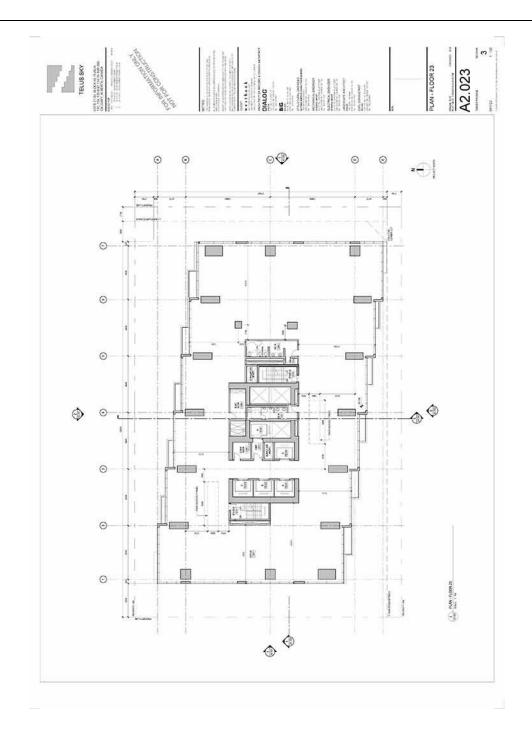
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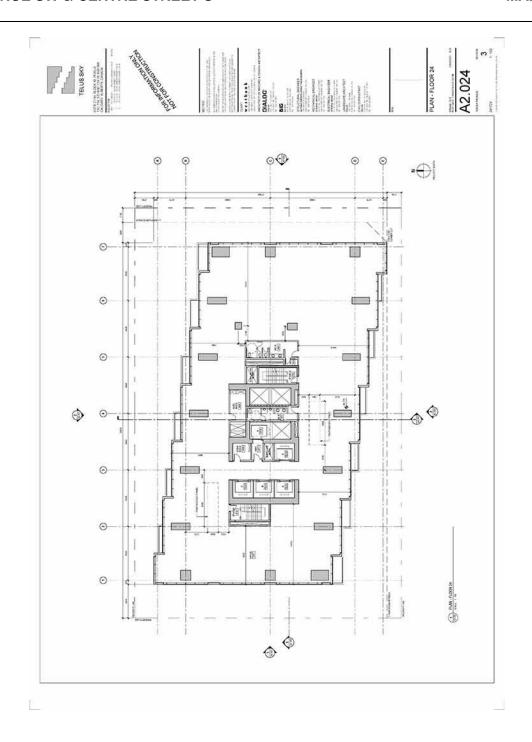
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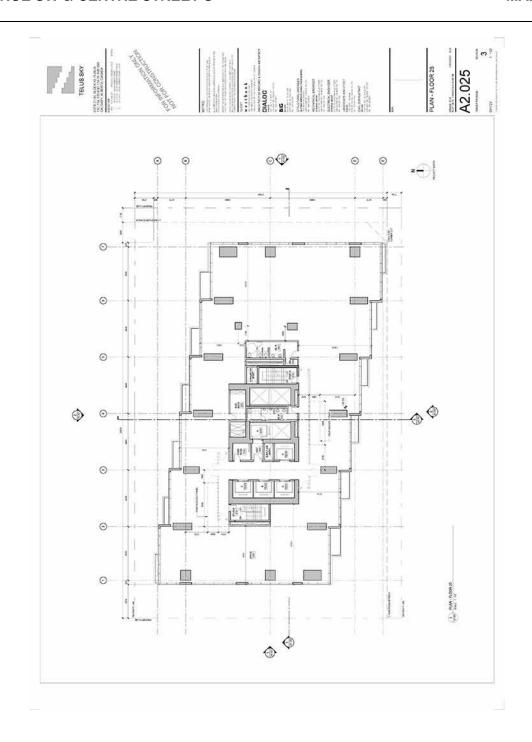
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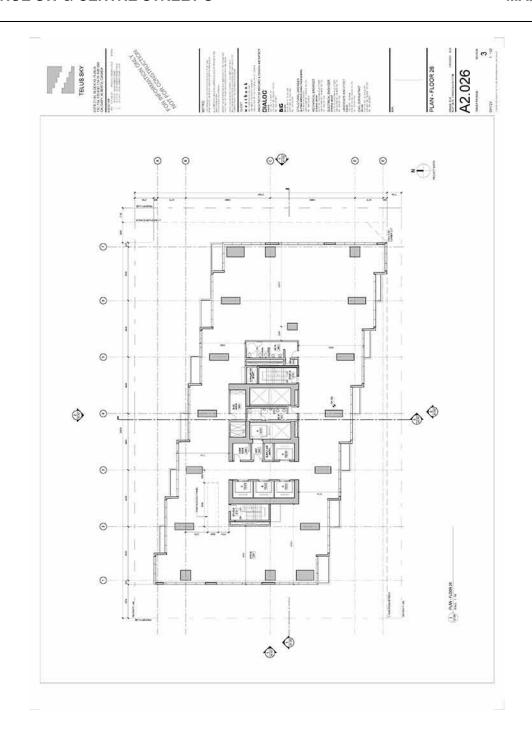
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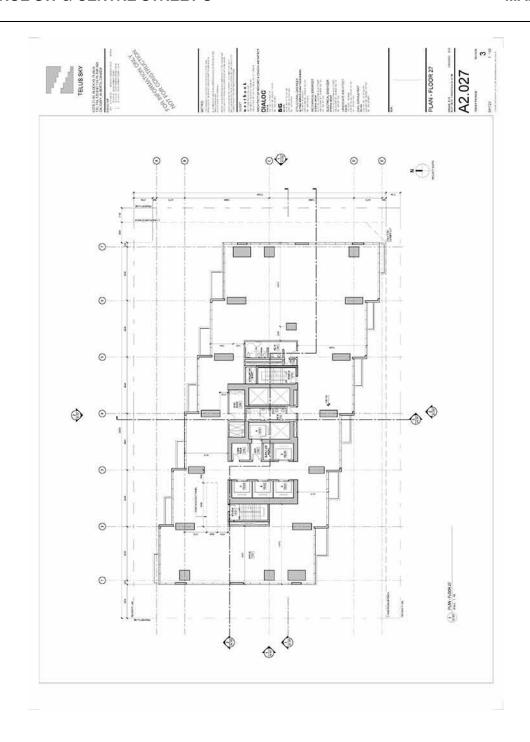
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DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
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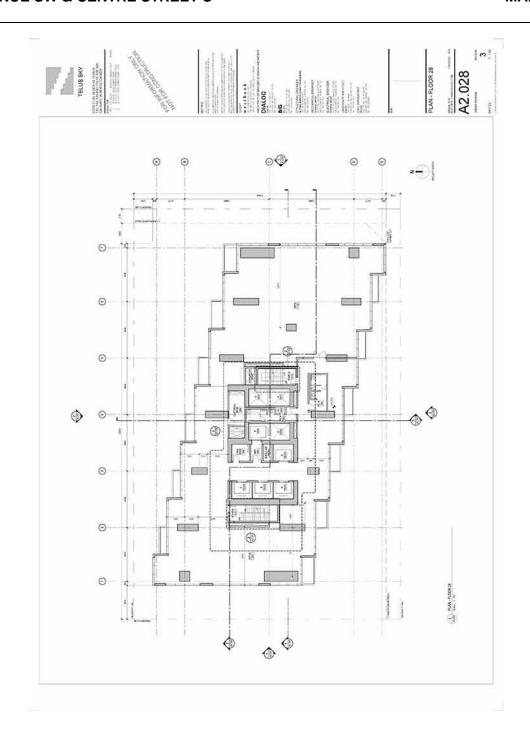


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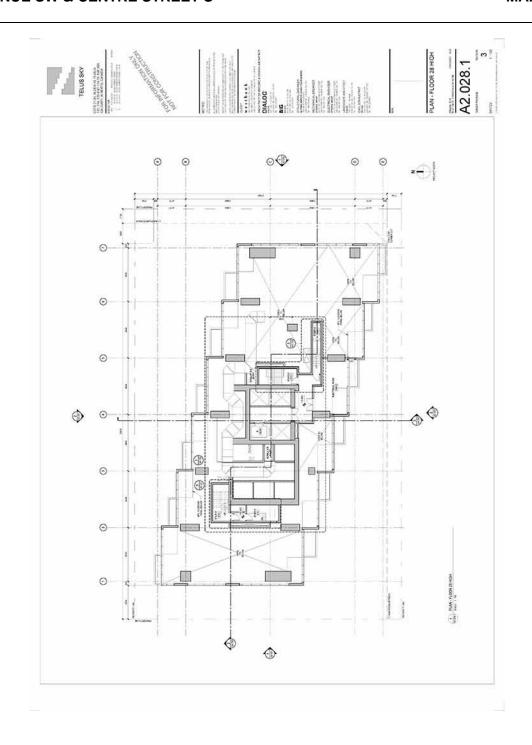
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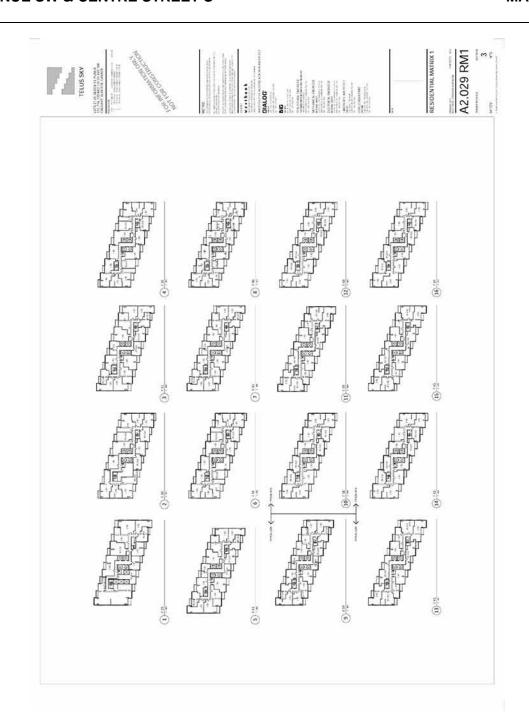
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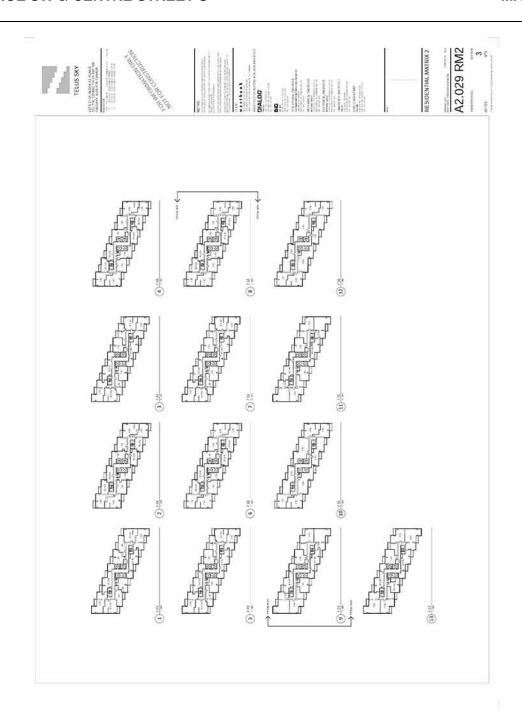
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DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
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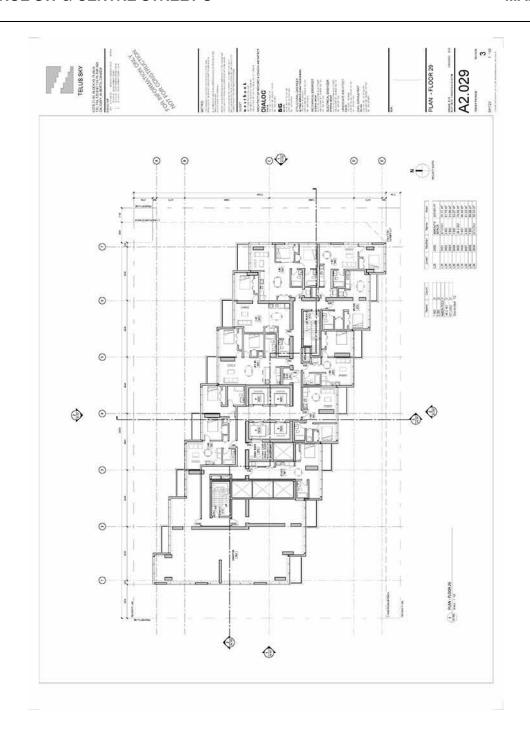


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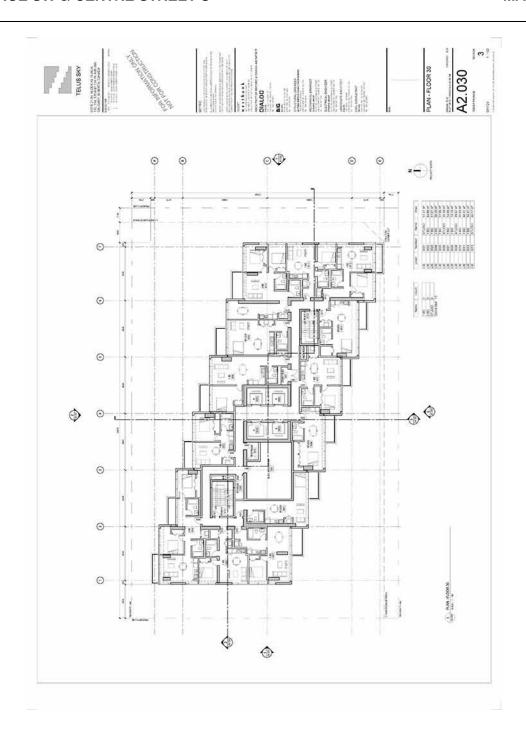
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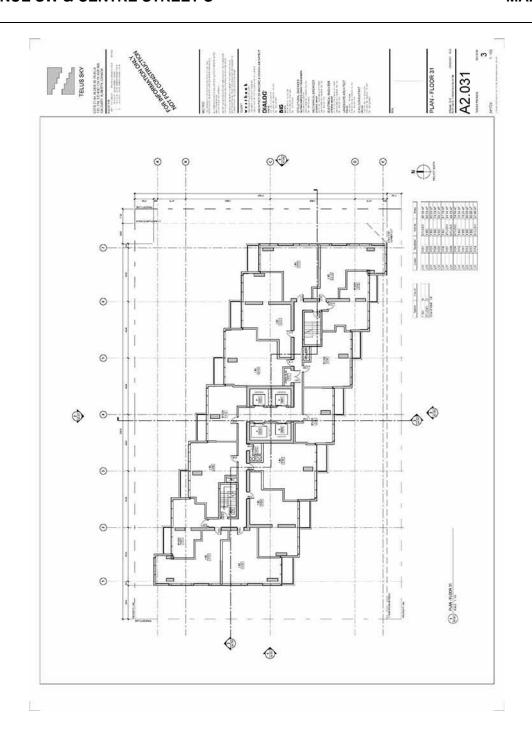


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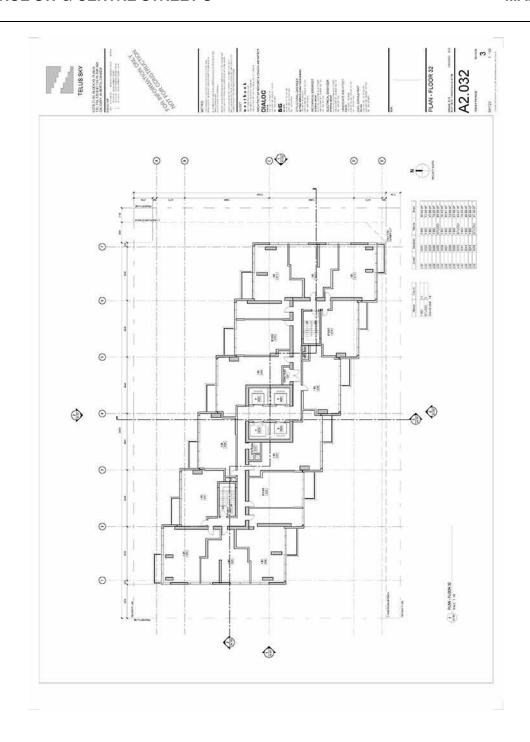
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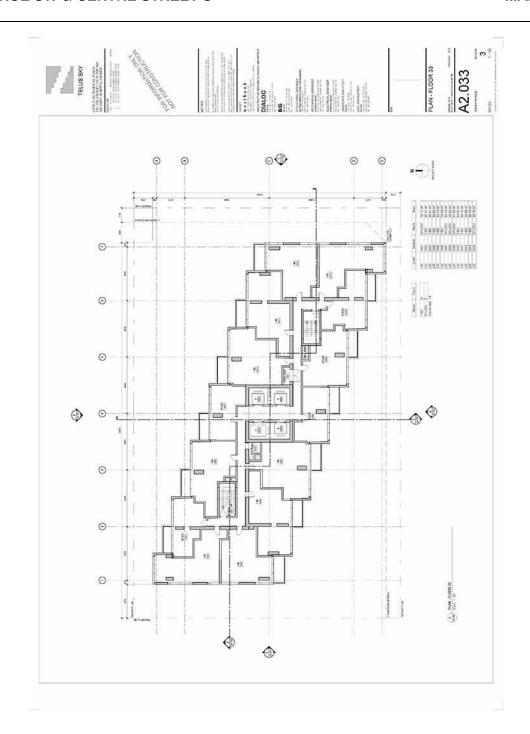
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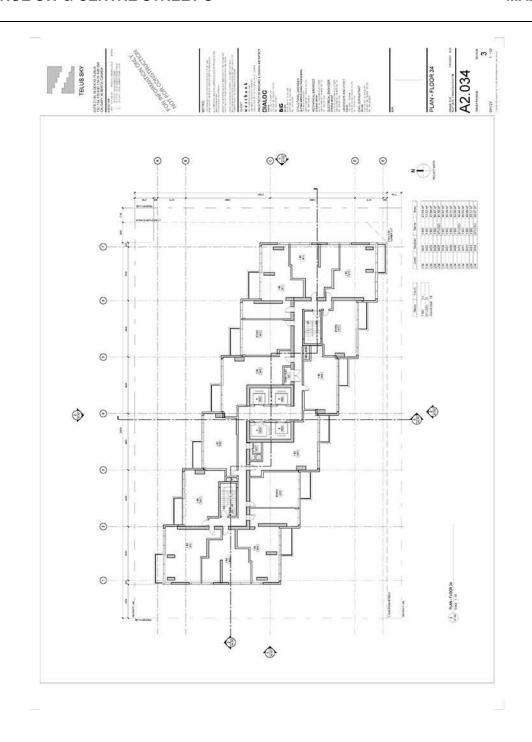
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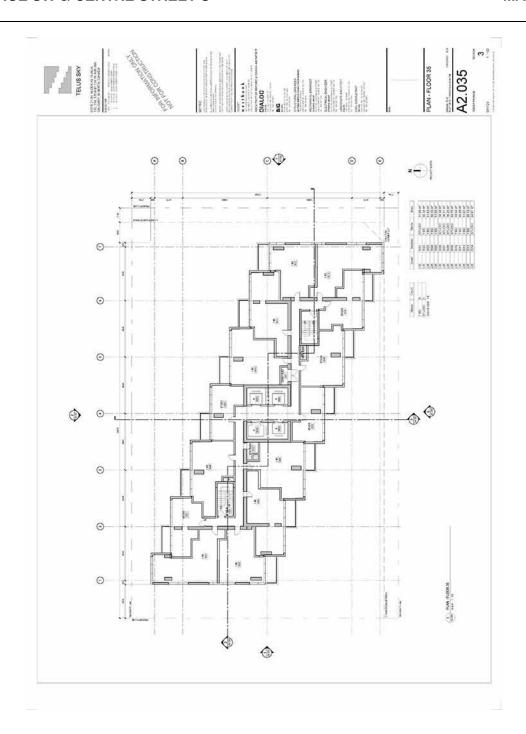
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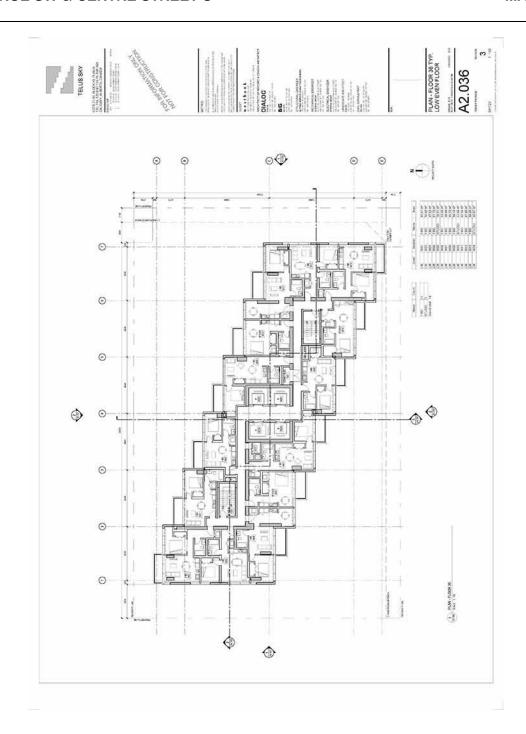
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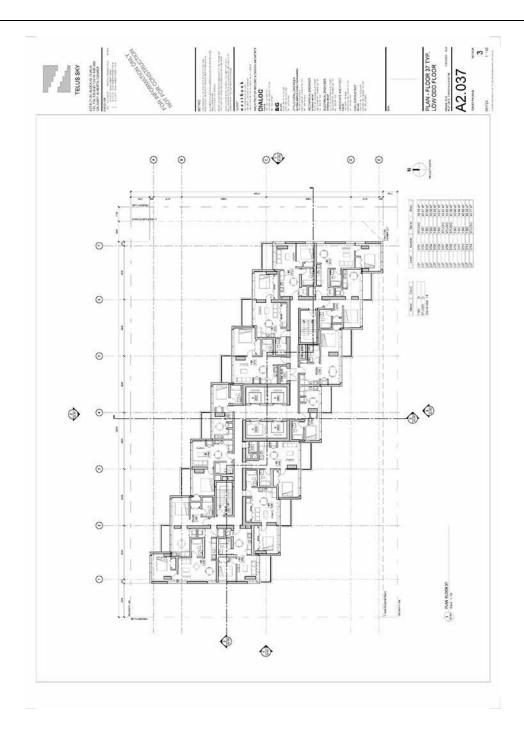
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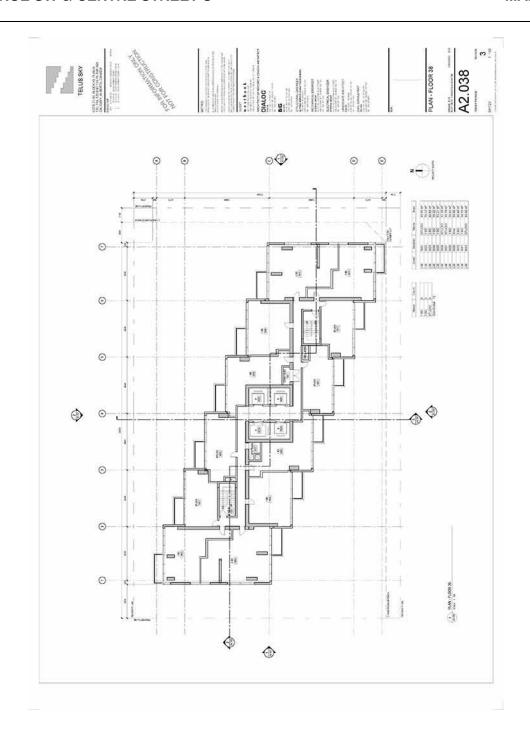
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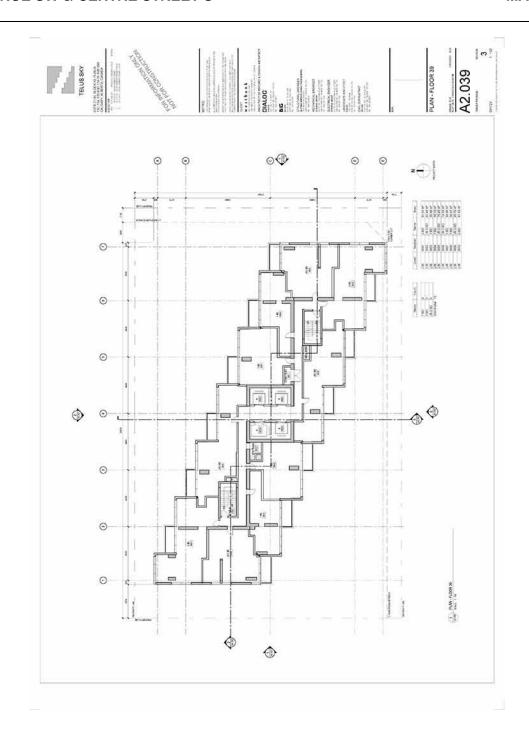


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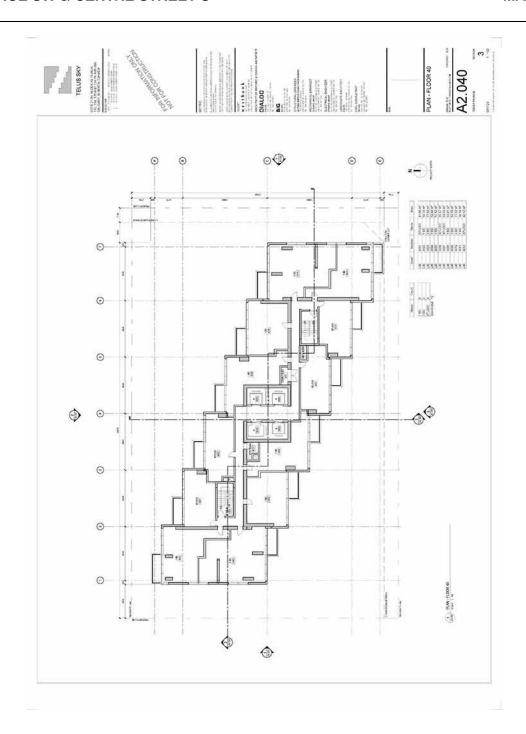
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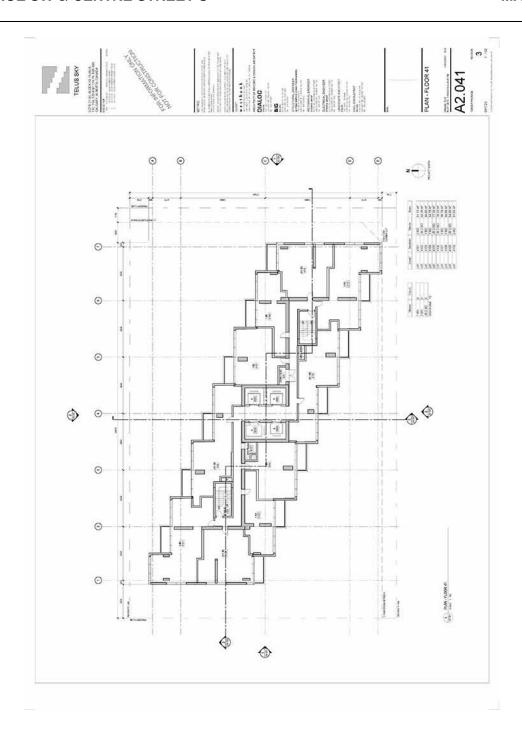
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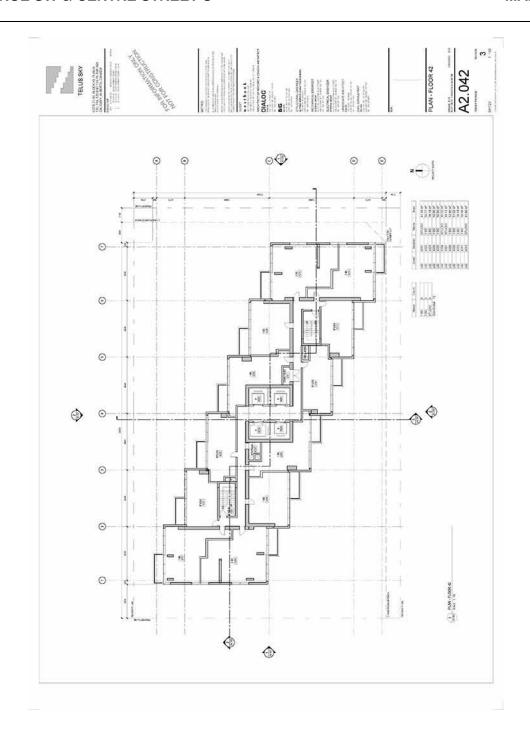


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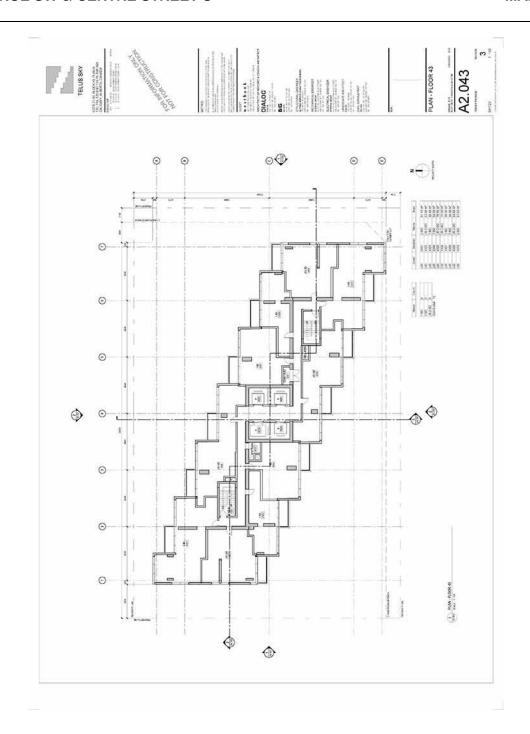
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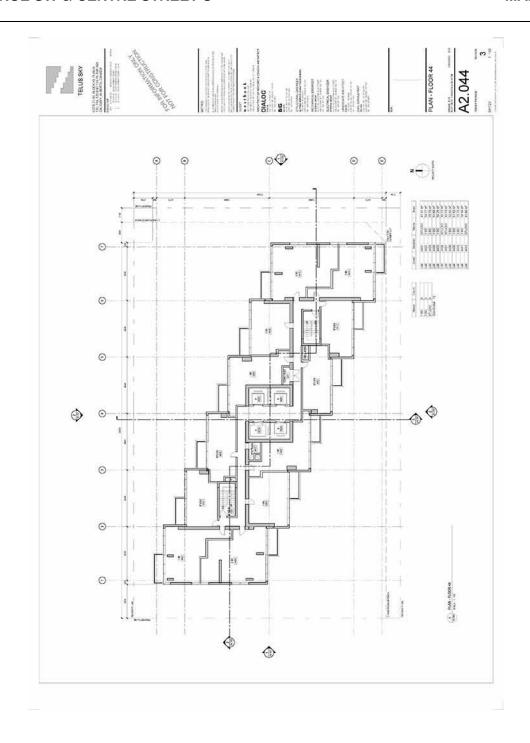


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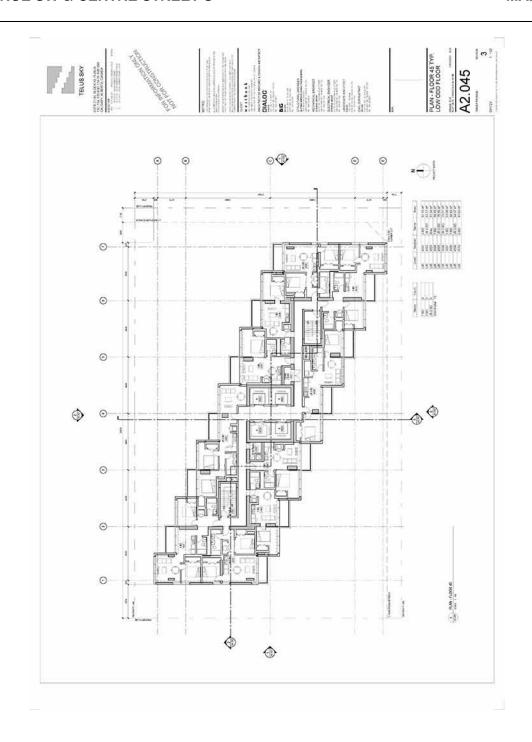
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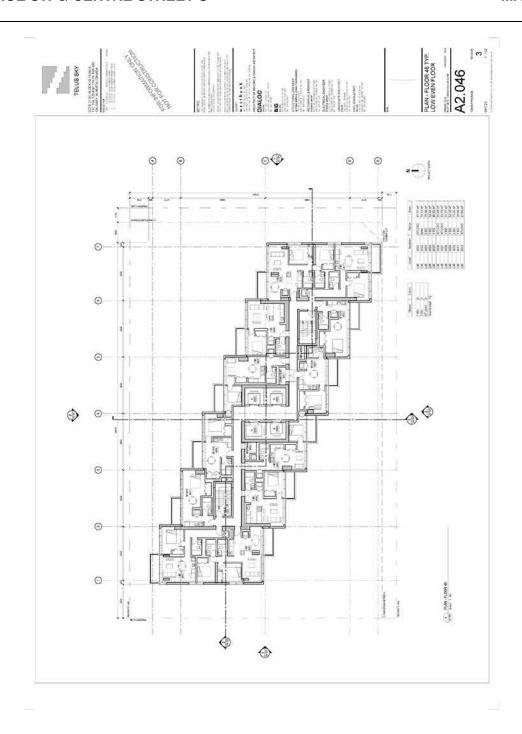
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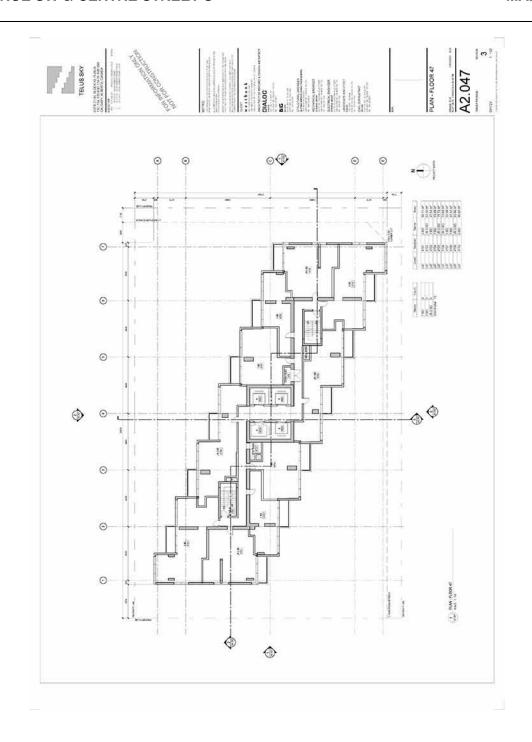
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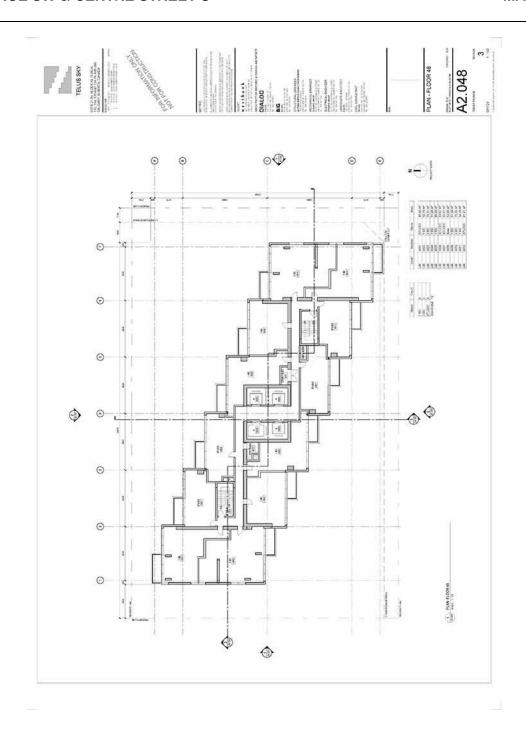
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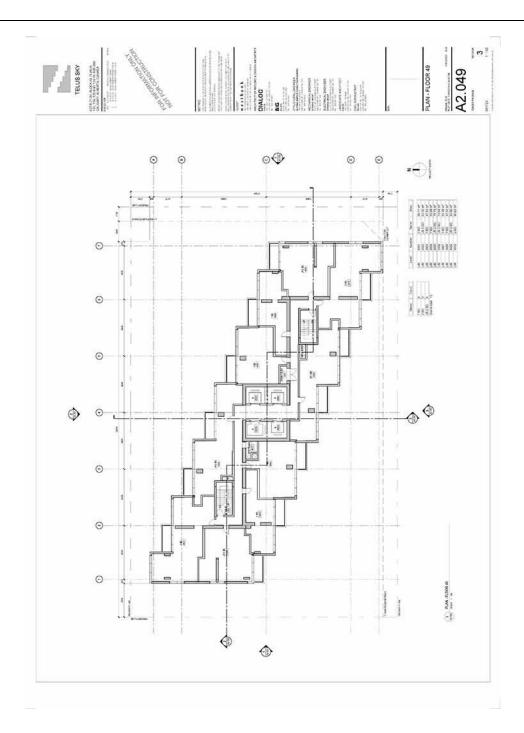
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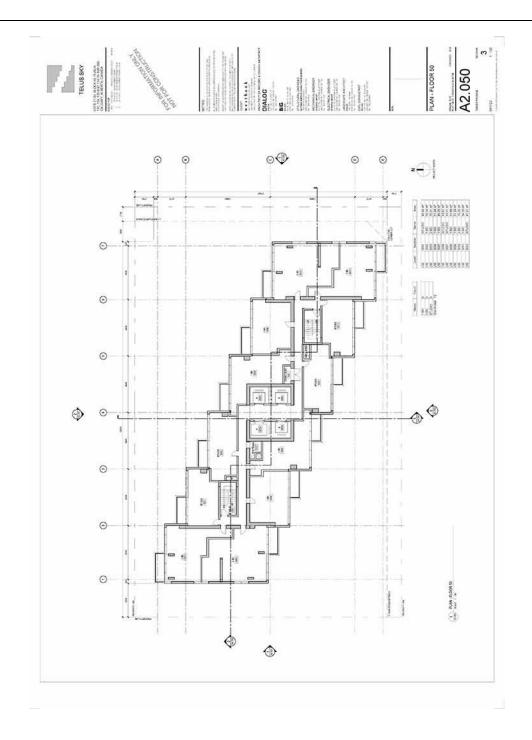
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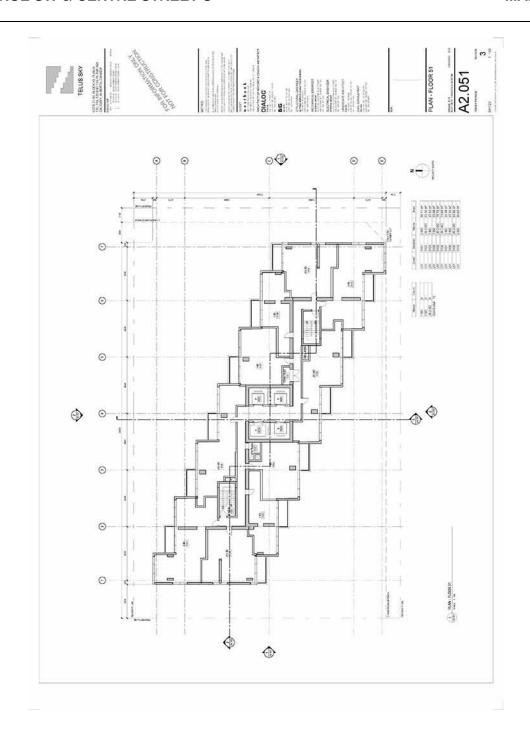
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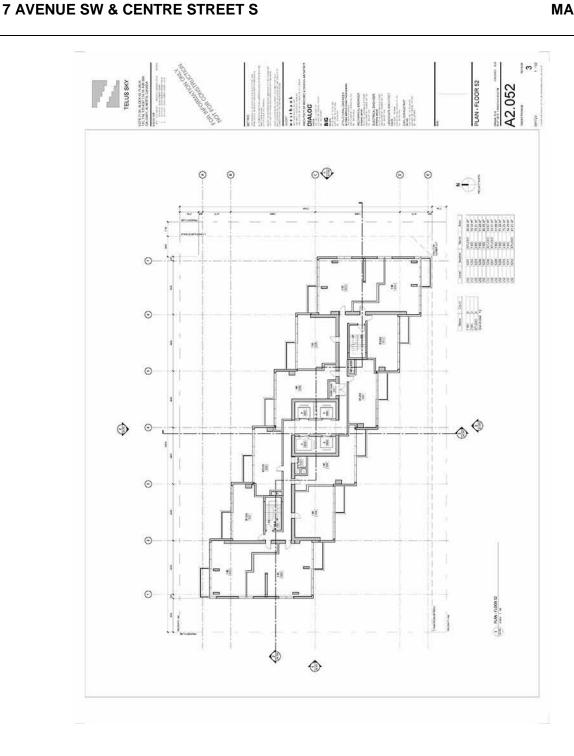
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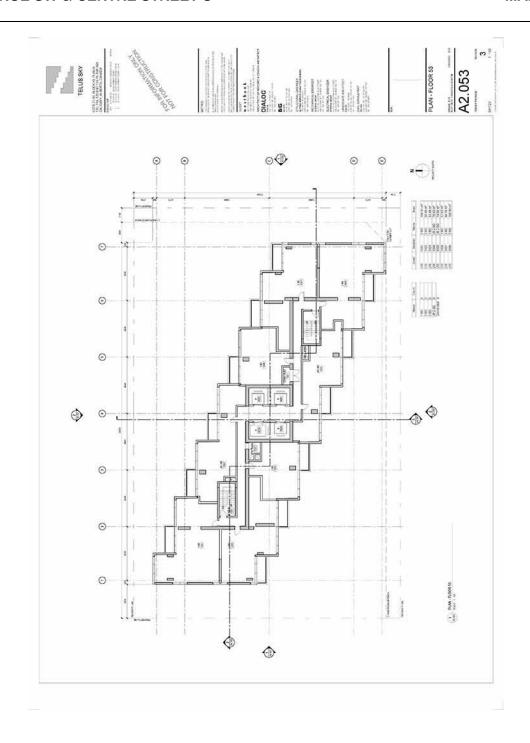
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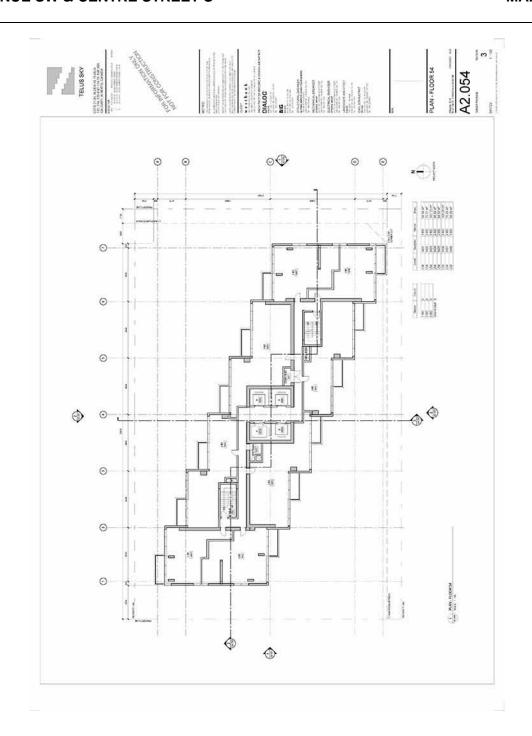
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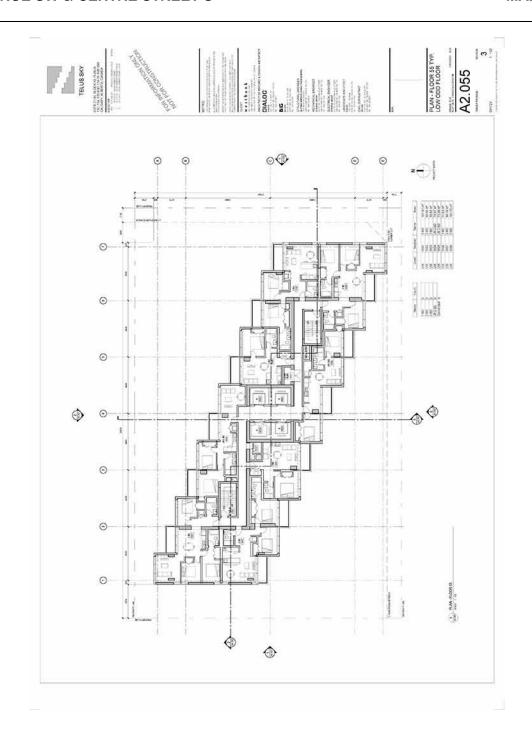
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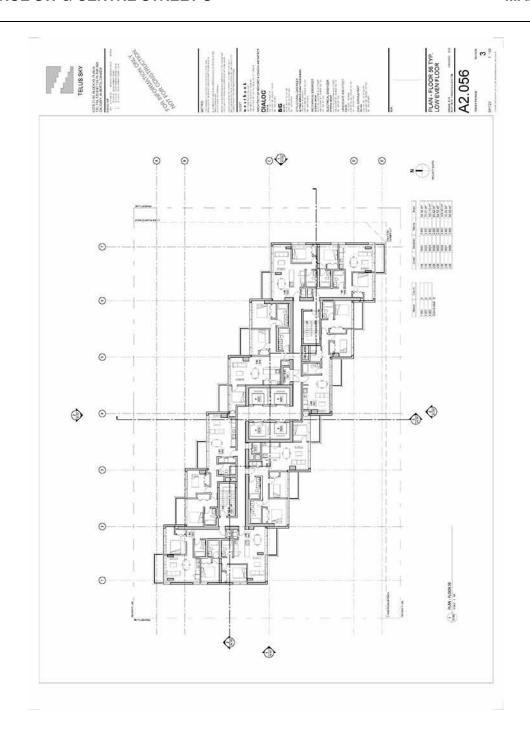
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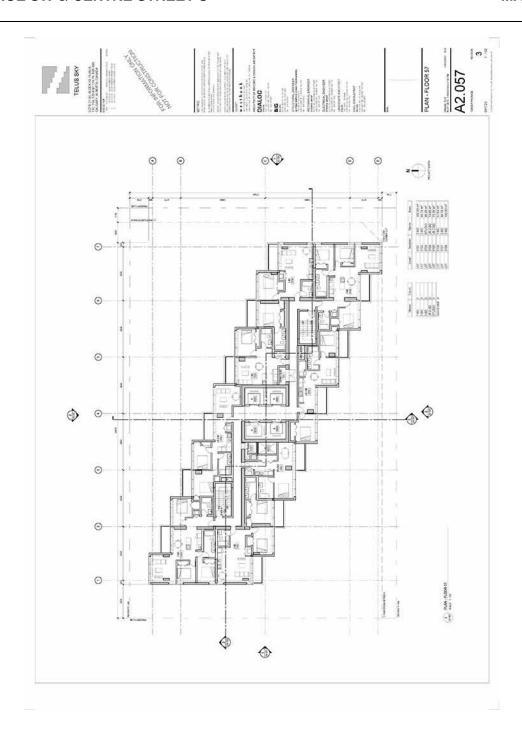
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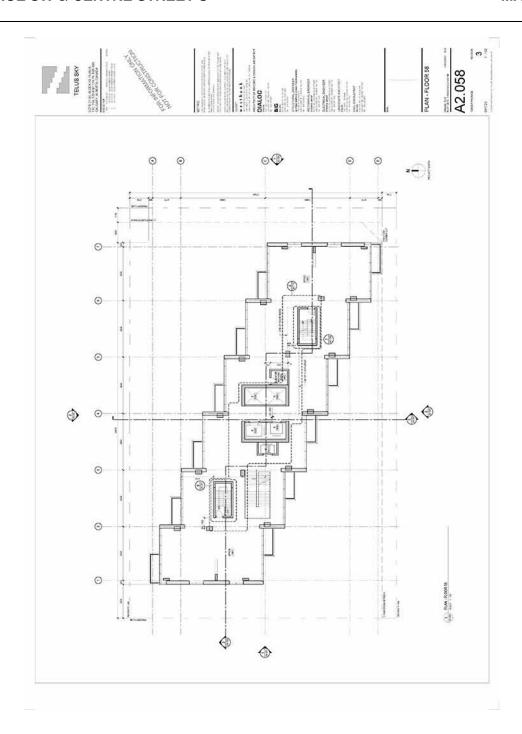
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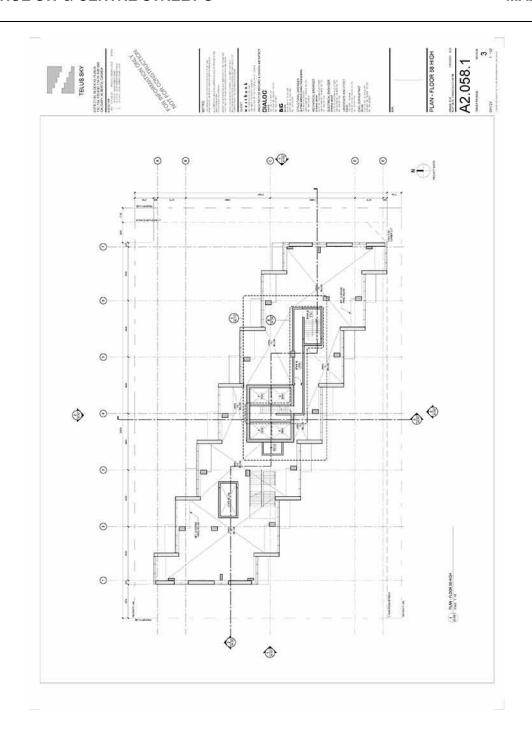
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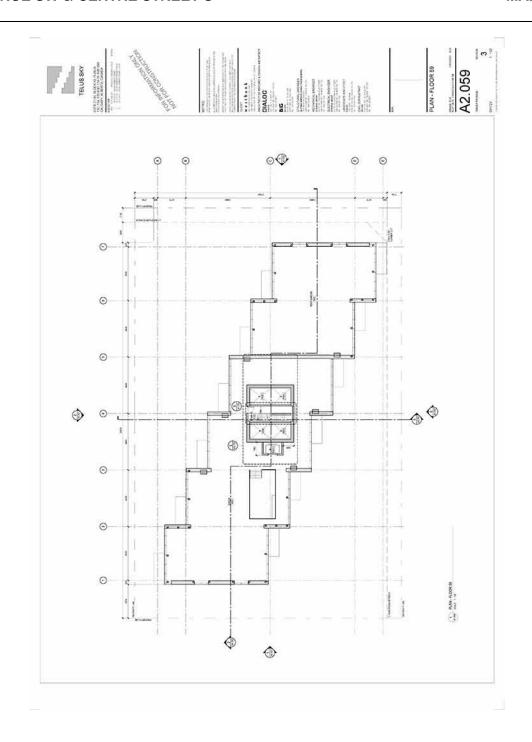
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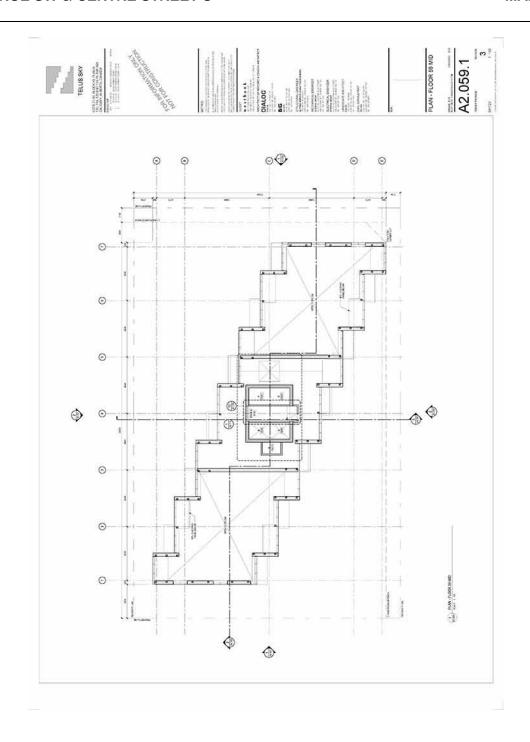
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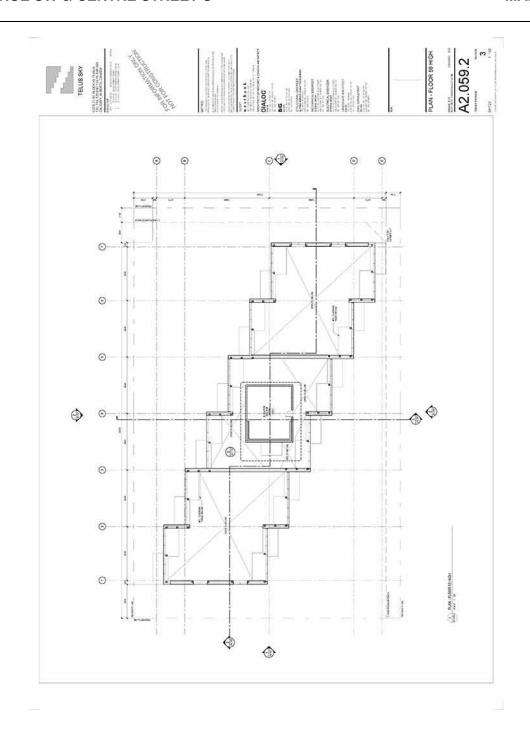
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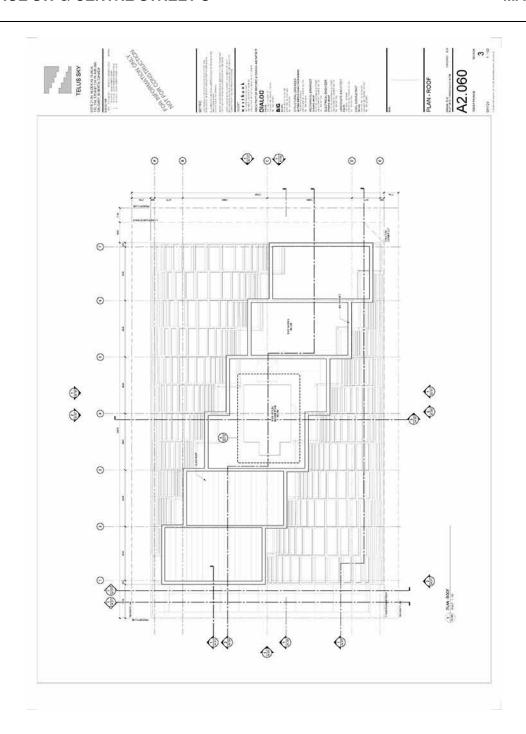
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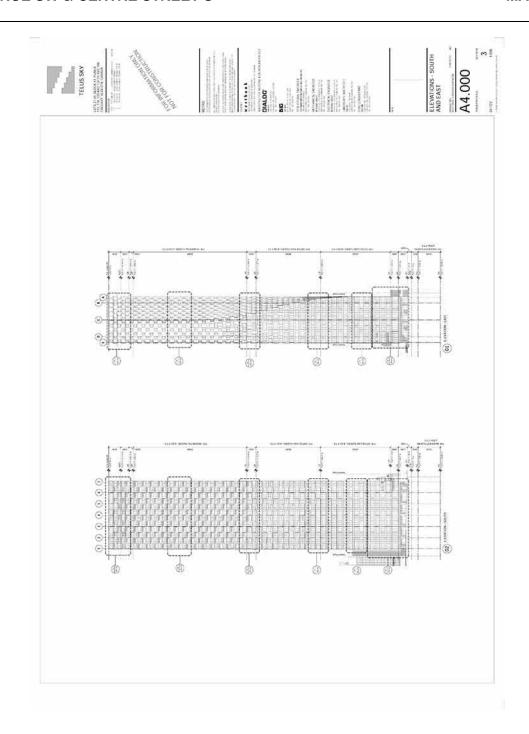
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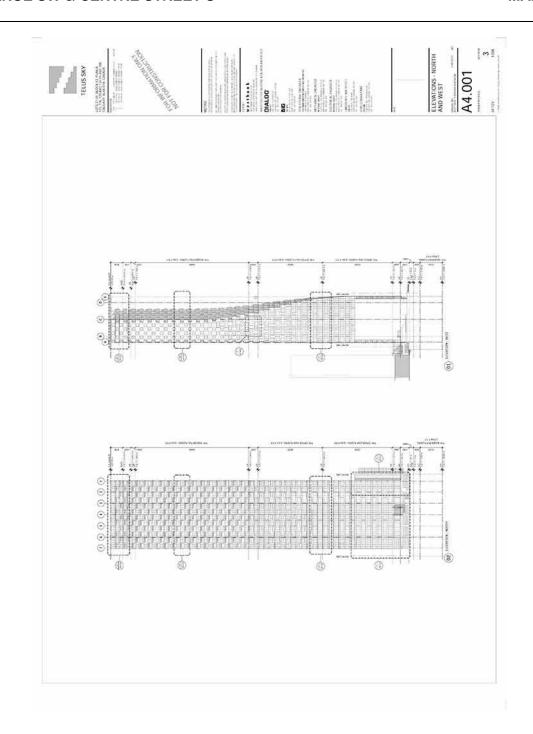
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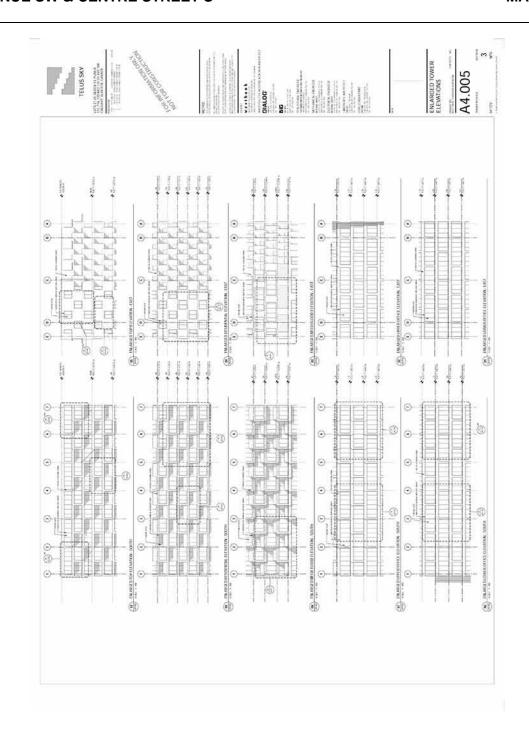
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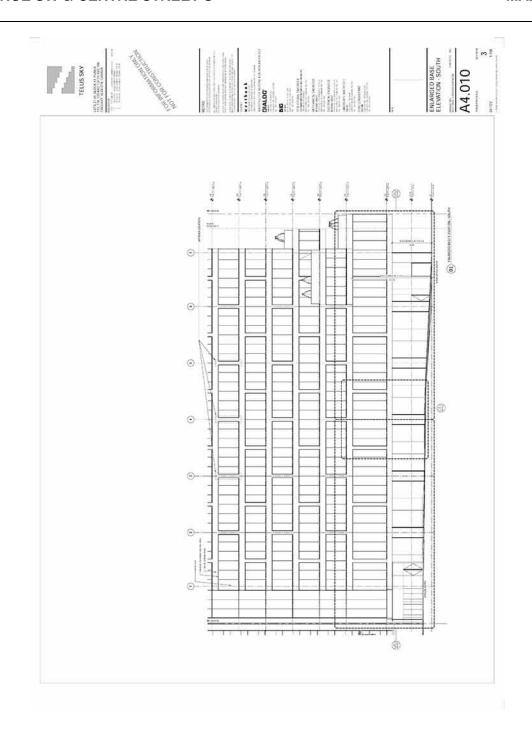
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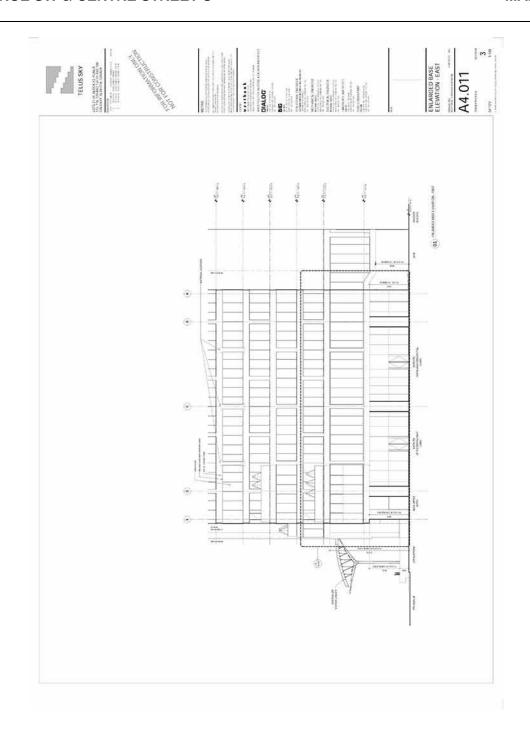
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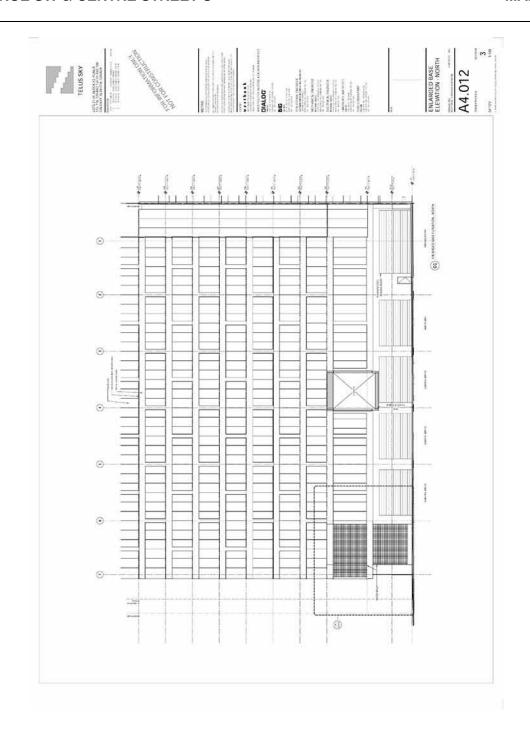
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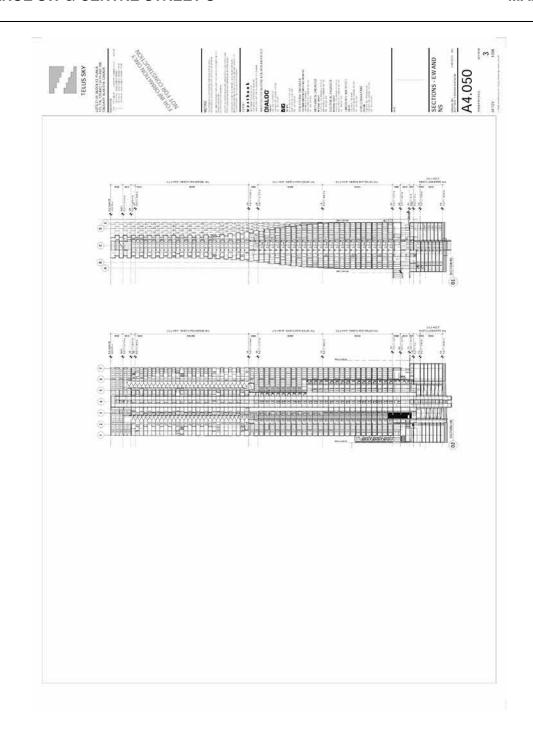
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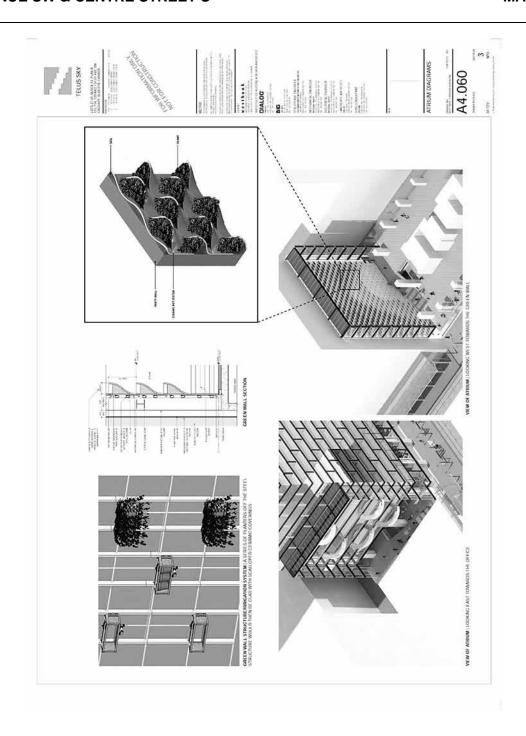
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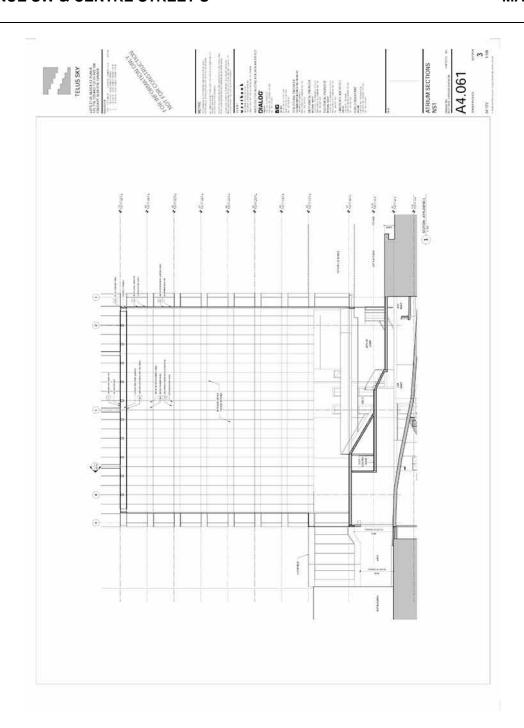
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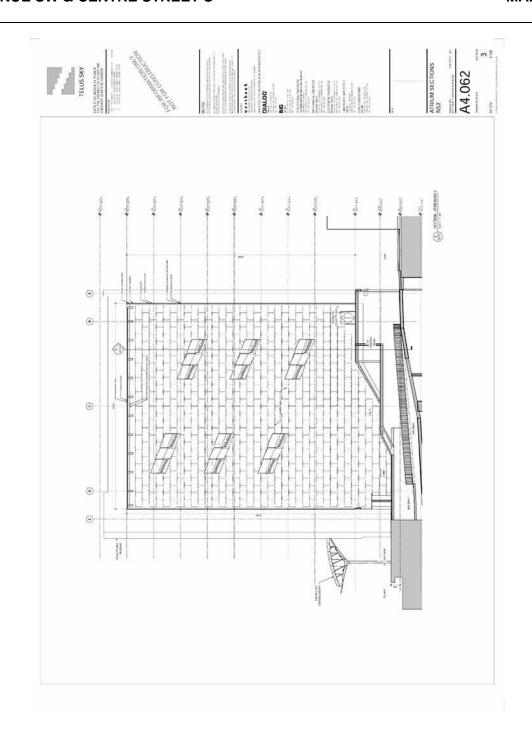
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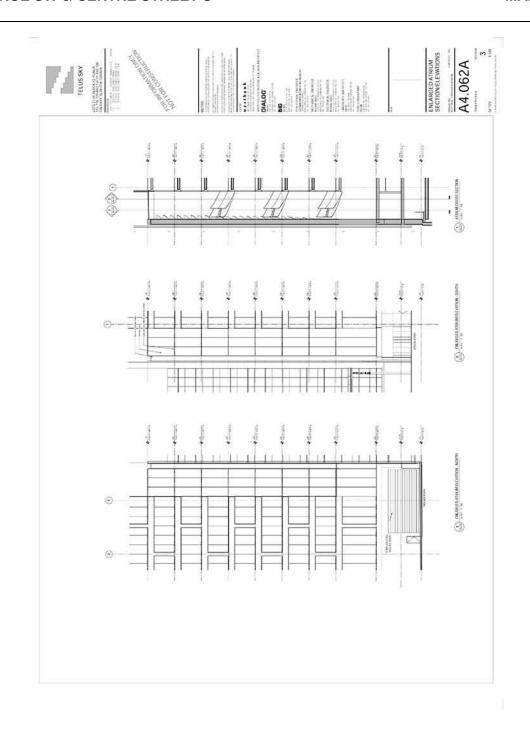
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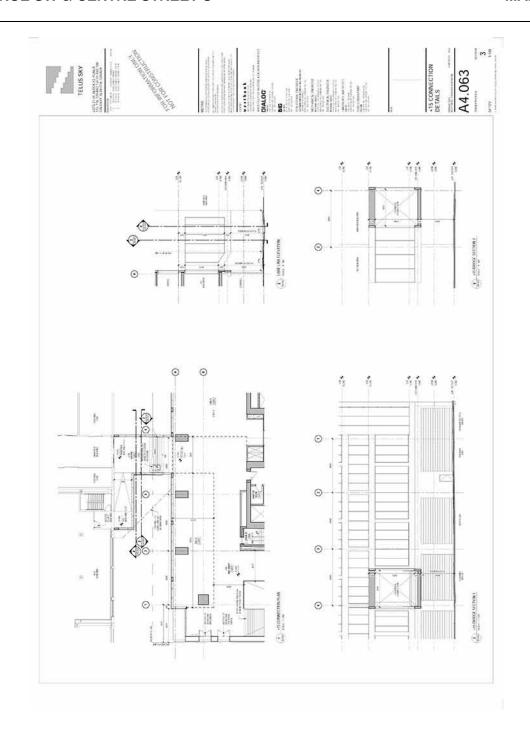
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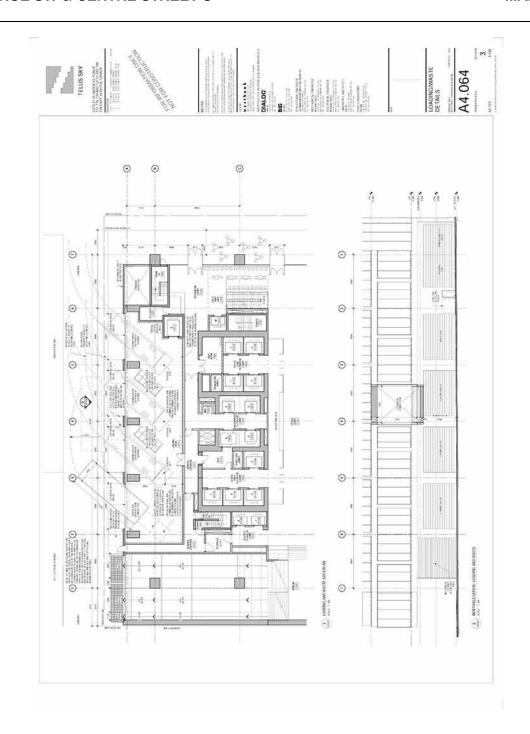
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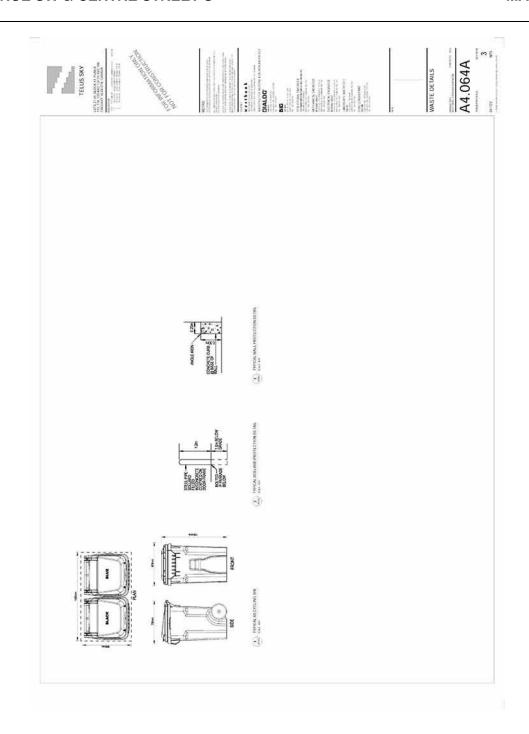
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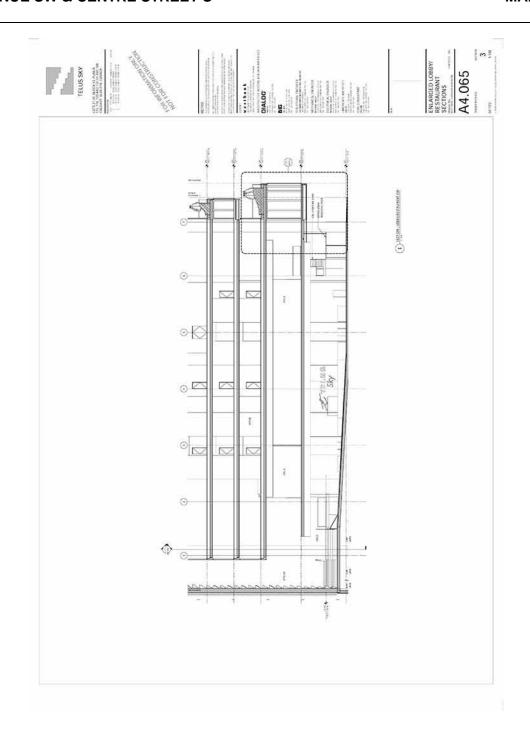
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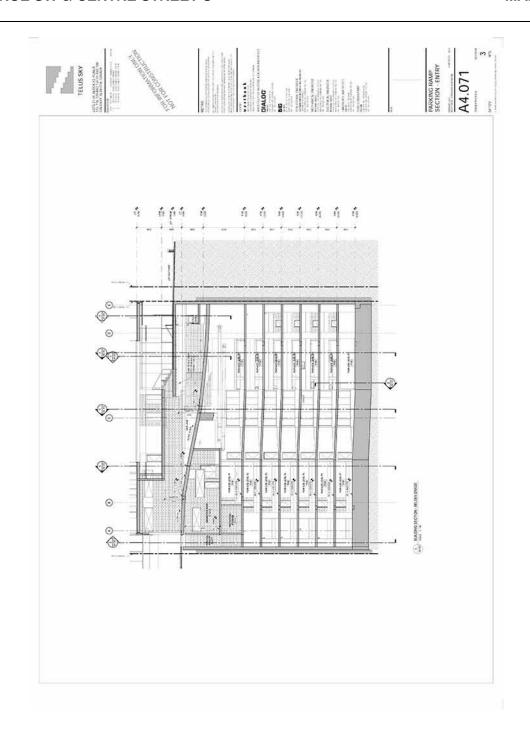
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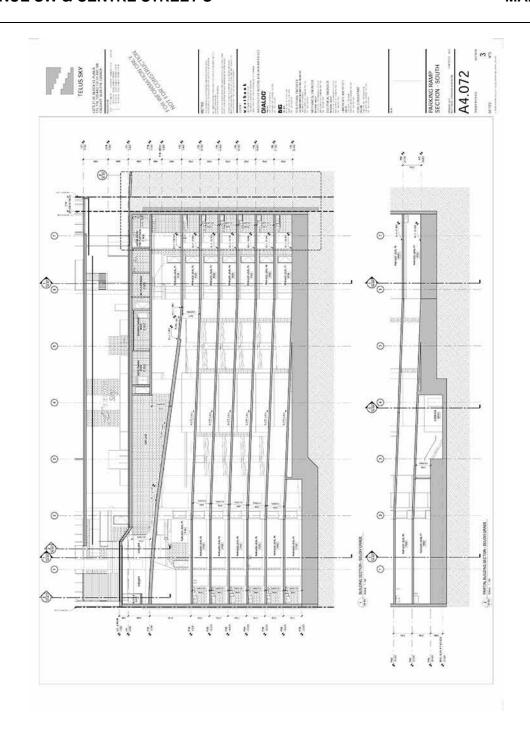
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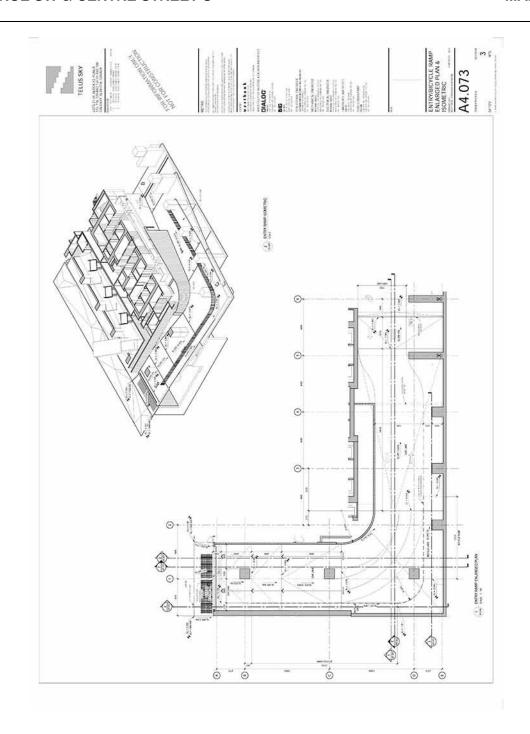
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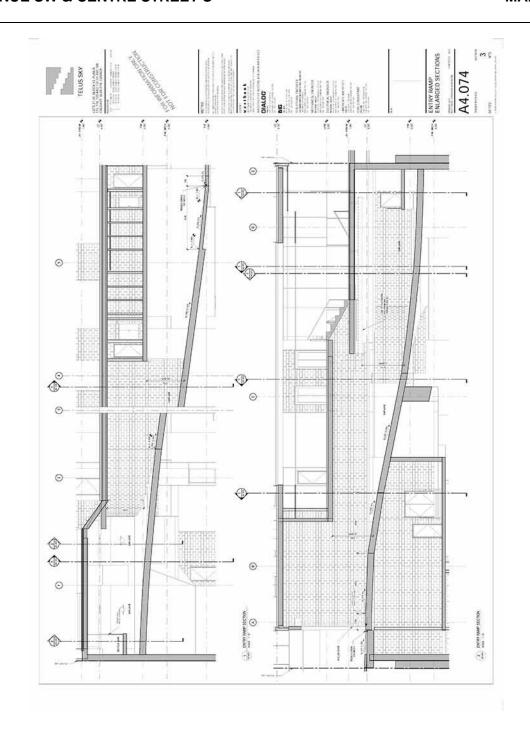
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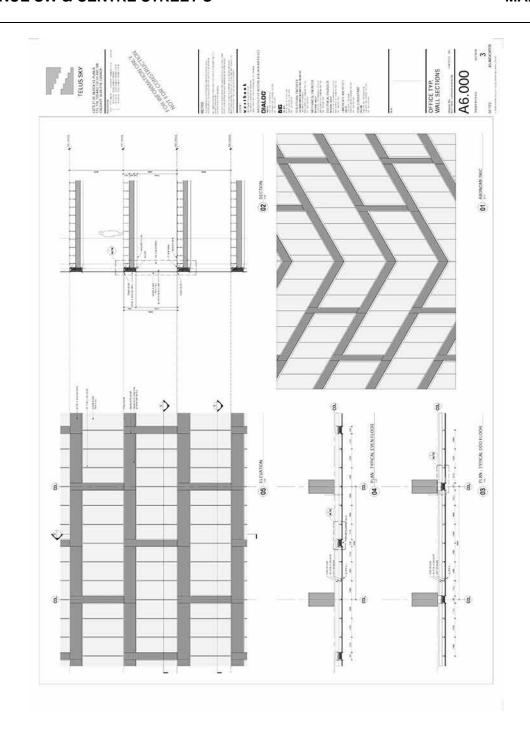
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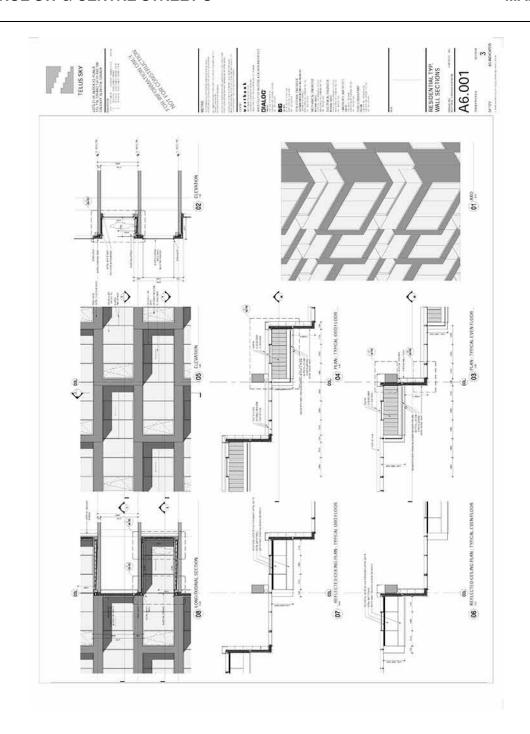
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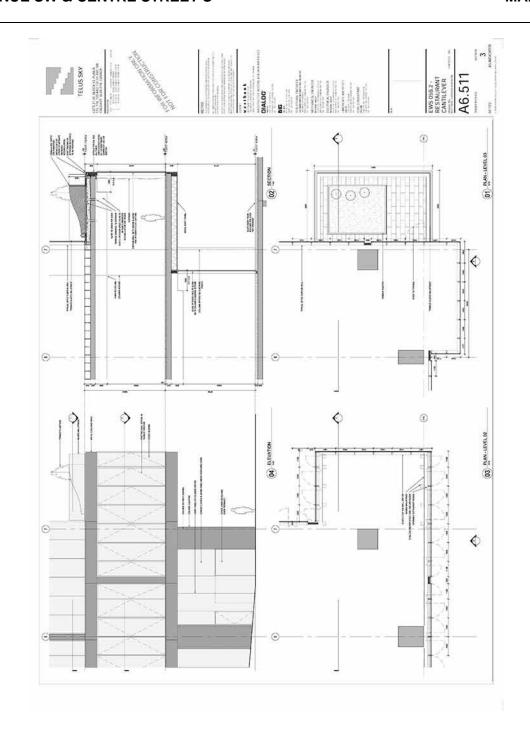
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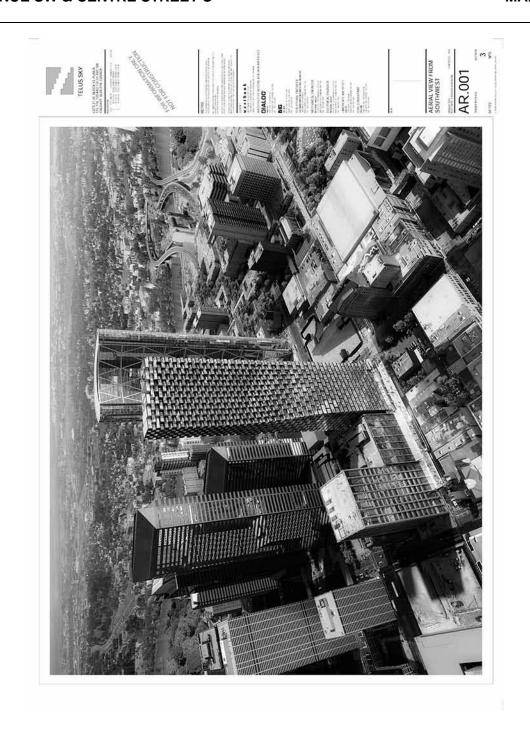
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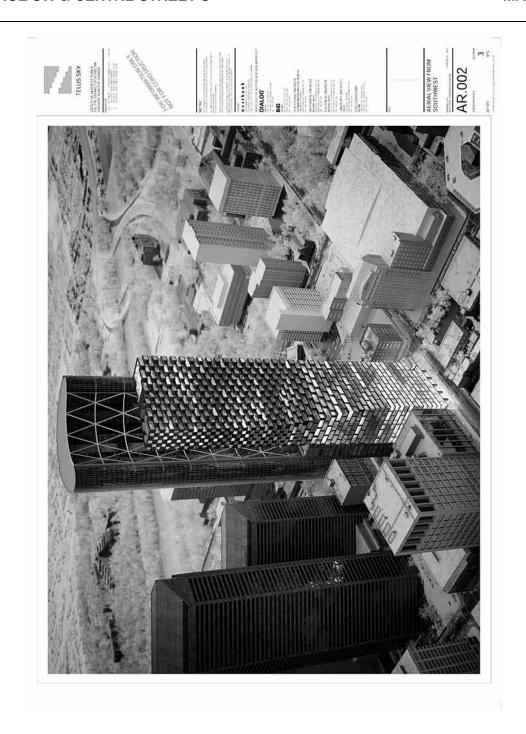
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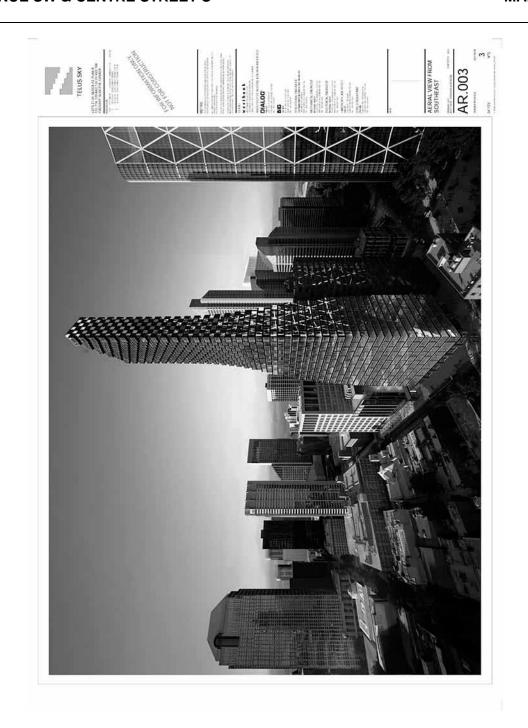
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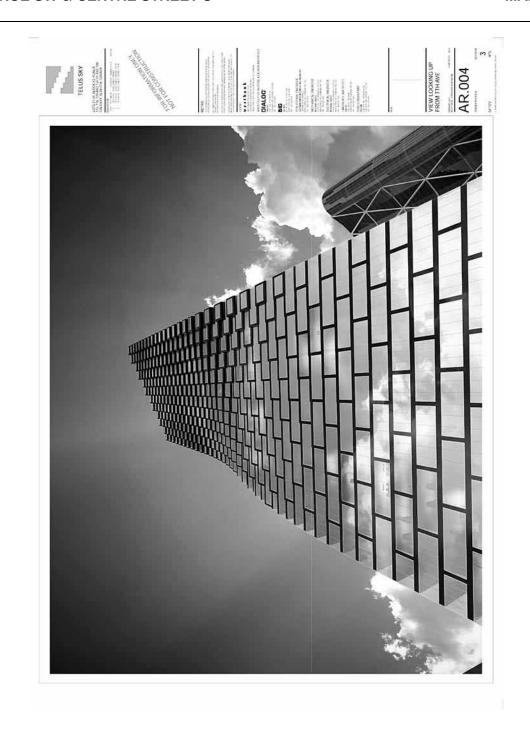
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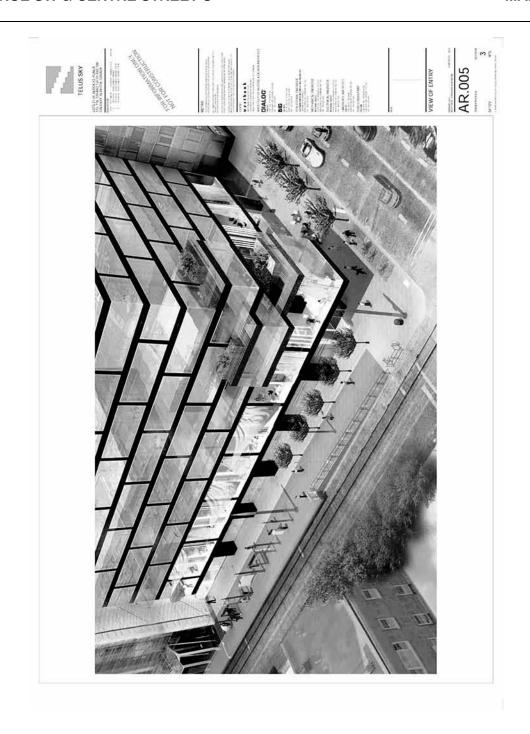
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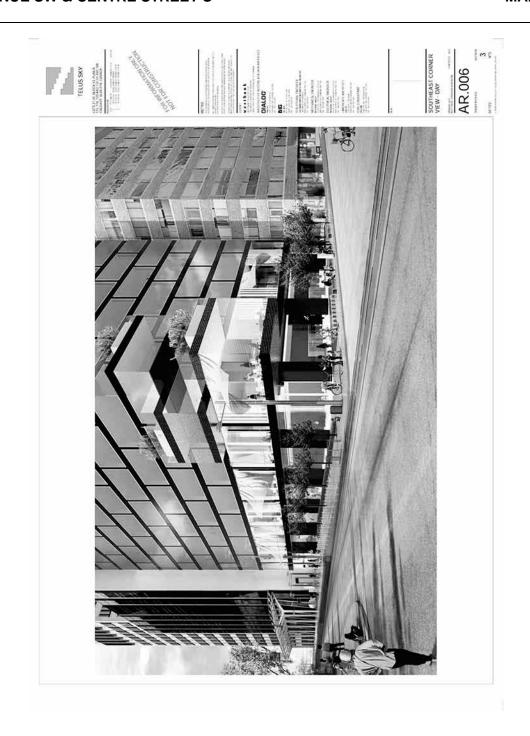
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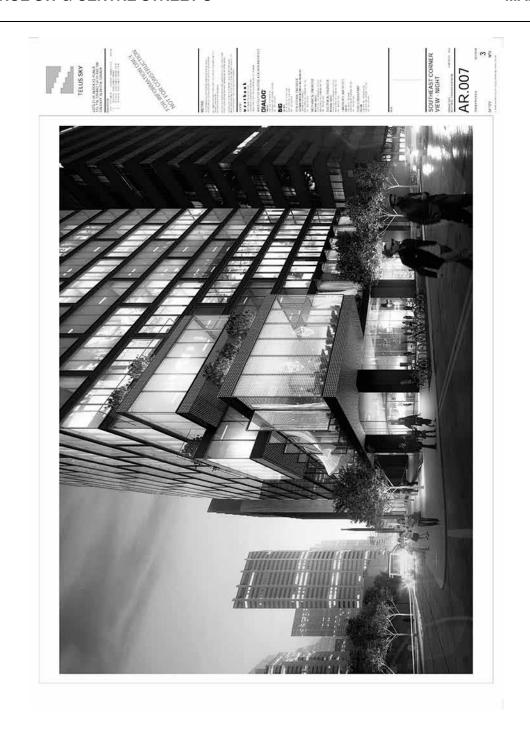
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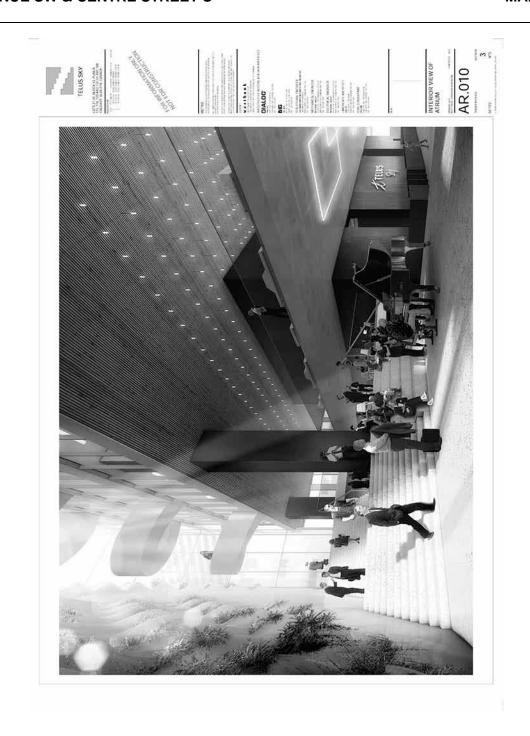
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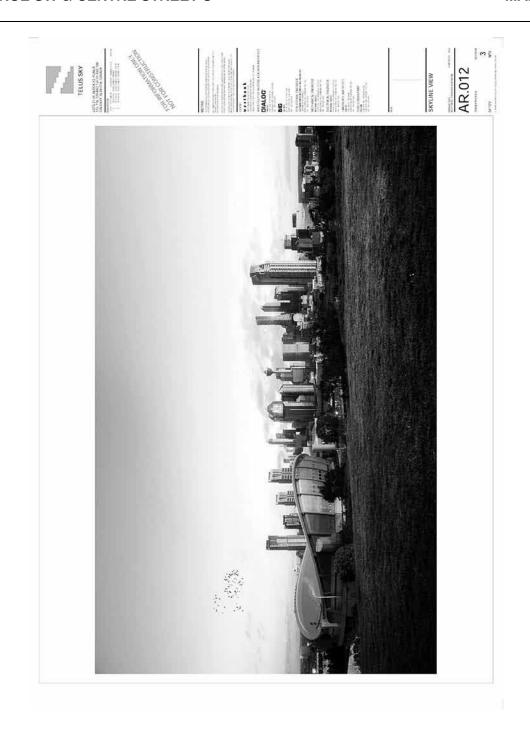
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**MAP 15C** 

# APPENDIX II: CONDITIONS OF APPROVAL

# **Prior to Release Requirements**

The following requirements shall be met prior to the release of the permit.

# Planning:

- 1. A Development Agreement shall be executed in conformity with all reports, plans and materials submitted to and approved by the Development Authority, including:
  - A +15 Development Agreement with The City to the satisfaction of the City Solicitor,
  - The delineation of +15 easement areas, schedules and maintenance obligations,
  - Details of responsibilities for and construction of all improvements within the adjacent public rights-of-way,
  - Details of the sculpture and/or amount to be contributed with respect to the provision of sculpture in accordance with Bonus standard B12 of Bylaw 2 P80, and
  - Provision of the outstanding obligations.
- 2. Submit contribution to the + 15 fund at the current rate at the time of payment. Please contact Russ Mounty (403) 268 8694 for the current +15 fund rate prior to payment.
- 3. Submit plans that clearly identify the 65 parking stalls within the parcel that will be provided as parking stalls for Site 1 (the Len Werry building) at the completion of the development. These parking stalls shall only be used as parking for Site 1 and shall not be used in connection with the development of Sites 2 or 3, or sold or leased privately for the purpose of long stay parking in the downtown core.
- 4. Submit plans that show the acceptable location of the +15 Bridge supports for the Future +15 Bridge across 7 Avenue SW that will not adversely impact any existing or potential historic resource.

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**MAP 15C** 

# **Urban Development:**

5. Amend the plans to:

Roads

Property Lines and Setbacks

a. Remove the proposed private lighting ("integrated lighting") from the adjacent public rights-of-way.

## Note:

- Private lighting (of any kind) is to be located within the private development site.
- The most recent Development Permit "Applicant Response Letter" states that "A
  meeting was held with the Manager of Development, Roads, on March 6th, 2014
  in which he confirmed that the proposed bench seating in the public right-of-way
  will be acceptable. For safety reasons, the design intent is to provide lighting to
  be integrated into the benches".
- Historically, private lighting presents a liability / safety issue for the City, because private lighting does not receive formal "line assignment application" approval. As a result, contractors, the City, etc. would not know where exactly the private lighting cable, etc. would be located (no record). So if the excavation, etc was required in the area of the private utility, this may cause harm to the utility OR workers, if its location is not known. Hence why it's removal has been requested from the public right-of-way (as per typical).
- The Manager of Development, Roads confirmed on March 25, 2014 (via email) that the private lighting was "not discussed" at with the applicant during the Roads / Applicant meeting on March 6th, 2014. Therefore as part of the March 6th discussion, this component was not accepted by Roads.

Sidewalks, Driveway Crossings & Garage Aprons

b. Remove the proposed non-standard "Galvanized Steel Strip Paving" proposed along Centre ST S) from within the adjacent City right-of-way.

OR

Submit additional product sample(s), additional manufacturer's information and detailed drawings (stamped and signed by a qualified structural engineer) for the applicant requested non-standard surface element(s) proposed to be located in the road right-of-way to the Materials and Research Engineer, Roads at 403-268-2846, for review and acceptance. Roads department will determine if the

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DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
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**MAP 15C** 

element(s) are suitable and safe for the intended usage. If accepted, the applicant will be required to execute and register a Perpetual Maintenance Agreement on the development site's land title(s) and agree to maintain the non-standard surface element(s) in perpetuity.

Note (requiring applicant resolution):

- The applicant has already submitted details and designs for the proposed "Galvanized Steel Strip Paving". Through Materials and Research analysis, it was confirmed that the details and design only "meet industrial standards for designing bridge floor systems".
- In conclusion, Materials and Research state that they "need design and details which will meet City sidewalk requirements" for the purposes of pedestrian safety and long term use.
- This next step will ensure that the City will be comfortable with such a material within the pedestrian realm.
  - For further details, contact the Materials and Research Engineer, Roads at 403-268-2846
- 6. Submit a Sanitary Servicing Letter, for review and acceptance, prepared by a qualified professional engineer under seal and permit to practice stamp to the satisfaction of Development Approvals Team Leader, Water Resources. The Sanitary Servicing Letter shall identify the type of the development, address of the development, existing and proposed peak sanitary flows.
  - For further information and details, contact the Leader Development Approvals in Water Resources at 403-268-2855 or the Water Resources Specialist at 403-268-6798.
- 7. The proposal to construct public infrastructure, storm and sanitary sewer main extensions within the adjacent City rights-of-way (including all associated rehabilitation, service connections, etc.) requires the developer to execute an Urban Development Indemnification Agreement to the satisfaction of the Manager of Urban Development.

To initiate the Indemnification Agreement, the following items shall be submitted to the Urban Development Generalist:

- a. cover letter requesting an indemnification agreement, including an 8 1/2" x 11" site plan indicating the construction boundaries.
- indicate who will be party to the agreement, provide contact information and a certificate of title for adjacent lands associated with the construction of the infrastructure.

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- c. detailed description of the Work that will form part of the Indemnification Agreement (cubic metres of asphalt and/or concrete, pipe diameters for sanitary, storm and water mains and their respective lengths in linear metres) within the City right of way.
- 8. Consolidate the subject parcels. Submit a copy of the registered plan and certificate of title indicating the consolidation of subject parcels onto a single titled parcel to the Urban Development Generalist.
- 9. Remit payment (certified cheque) for the infrastructure upgrades for the Centre City communities, in the amount of \$287,328.84, to Urban Development. This levy includes both the Centre City Utility Levy approved under the Centre City Utility Levy Bylaw 38M2009 and an amount approved by Council for community recreation, transportation, parks upgrading, and greenways. The amount identified above is determined by using \$4,710.00 per meter of site frontage (on avenues only) for the proposed development (61.004m).
- 10. Remit a performance security deposit (certified cheque, bank draft, letter of credit) for the proposed infrastructure listed below within the public right-of-way to address the requirements of the Business Unit. The amount of the deposit is calculated by Roads and is based on 100% of the estimated cost of construction.

The developer is responsible to arrange for the construction of the infrastructure with their own forces and to enter into an Indemnification Agreement with Roads at the time of construction (the security deposit will be used to secure the work).

#### Roads

- a. Construction of new sidewalks adjacent to the development site
- b. Construction of new wheelchair ramps adjacent to the development site, to City standards.
- c. Construction of new curb and gutter adjacent to the development site
- d. Rehabilitation of the adjacent lane right-of-way with standard concrete lane paving (adjacent lane right of way is in very poor condition, as per Roads)
- e. Construction of trees / trenches
- f. Rehabilitation of existing driveway crossings, sidewalks, curb and gutter, etc., should it be deemed necessary through a site inspection by Roads personnel

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11. Remit payment (certified cheque, bank draft) for the proposed infrastructure listed below within the public right-of-way to address the requirements of the Business Units. The amount is calculated by the respective Business Unit and is based on 100% of the estimated cost of construction.

The developer is responsible to coordinate the timing of the construction by City forces. The payment is non-refundable.

# Roads

- a. Street lighting upgrading adjacent to the development site
- 12. Submit three (3) sets of the Development Site Servicing Plan details to Development Servicing, Urban Development, for review and acceptance from Water Resources, as required by Section 5 (2) of the Utility Site Servicing Bylaw 33M2005. Contact developmentservicing2@calgary.ca for additional details.

# Transportation:

- 13. After further review remove the "do no block intersection" pavement marking plan from the application.
- 14. Payment for cash-in-lieu of parking equivalent is required for 130 stalls at the Downtown rate current at the time of payment. Certified cheques shall be submitted to the File Manager along with the development permit number and a calculation using the current cash-in-lieu rate and number of required stalls.
- 15. Execute and register on title a Public Access Easement with the City of Calgary over Plan A block 43, Lots 21-40 (Servient Lands). The easement is to respect the 2.134m bylaw setback along Centre Street and 7th Avenue; as well as the 3.0m X 3.0m corner cut area at the Centre Street/7th Avenue intersection.
  - The agreement and registerable access right of way plan shall be to the satisfaction of the Manager, Transportation and the City Solicitor. A standard template for the agreement and an Instruction Document will be provided by the Planning CPAG Generalist. Submit an original copy of the executed agreement and the certificate of title(s), indicating the agreement is registered on title, for all affected parcels.
- 16. Execute and register on title a Public Access Easement with the City of Calgary over Plan A block 43, Lots 21-40 (Servient Lands). The easement is to protect the pedestrian realm within the private lands (measured from the future property line).

The easement areas are described as: the 2.095m setback along 7th Avenue and a 3.0m setback along Centre Street.

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The agreement and registerable access right of way plan shall be to the satisfaction of the Manager, Transportation and the City Solicitor. A standard template for the agreement and an Instruction Document will be provided by the Planning CPAG Generalist. Submit an original copy of the executed agreement and the certificate of title(s), indicating the agreement is registered on title, for all affected parcels.

Note: special clauses to ensure outdoor patio areas adjacent to Centre Street between the months of April and October should be added to the standard agreement, and would be supported by Transportation Planning.

17. The developer and future site managers shall provide a written commitment on corporate letterhead to promote and monitor the TDM program identified in the transportation impact assessment. The developer is to report on the TDM program to the Director of Transportation Planning annually. Contact Ron Schafer (403) 268-1629 for more details.

# Parks:

18. Provide detailed cross-sections of the proposed structural cell tree trench and demonstrate that this tree trench design will enhance the health and longevity of trees, and to the satisfaction of Parks.

Replace the 50 mm pea gravel with 75mm mulch.

# **Permanent Conditions**

The following permanent conditions shall apply:

# Planning:

- 19. The development shall be completed in its entirety, in accordance with the approved plans and conditions.
- 20. No changes to the approved plans shall take place unless authorized by the Development Authority.
- 21. A Development Completion Permit shall be issued for the development before any of the uses are commenced or the development is occupied. A Development Completion Permit is independent from the requirements of Building Permit occupancy. Call Development Inspection Services at 403-268-5491 to request a site inspection for the Development Completion Permit.
- 22. The properly executed Development Agreement referenced in Condition 11 shall remain in force and on title throughout the life of this development.

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23. The landscaping/planting that comprises the green wall in the atrium shall be maintained for the life of the development at the sole expense of the Developer and any landscaping/planting removed or that become seriously damaged or diseased will be replaced immediately with others of similar size and species, unless otherwise first agreed in writing by the Director of Land Use Planning and Policy.

# Urban Development:

- 24. The subject parcels must remain on a single certificate of title for the duration of the development unless subdivision is approved by the subdivision authority.
- 25. If during construction of the development, the developer, the owner of the titled parcel, or any of their agents or contractors becomes aware of any contamination,
  - a. the person discovering such contamination shall immediately report the contamination to the appropriate regulatory agency including, but not limited to, Alberta Environment, Alberta Health Services and The City of Calgary (311).
  - b. on City of Calgary lands or utility corridors, The City of Calgary, Environmental and Safety Management division shall be immediately notified (311).
- 26. The developer shall be responsible for the cost of public work and any damage during construction in City road right-of-ways, as required by the Manager, Urban Development. All work performed on public property shall be done in accordance with City standards.
- 27. Indemnification Agreements are required for any work to be undertaken adjacent to or within City rights-of-way, bylawed setbacks and corner cut areas for the purposes of crane operation, shoring, tie-backs, piles, surface improvements, lay-bys, utility work, +15 bridges, culverts, etc. All temporary shoring, etc., installed in the City rights-of-way, bylawed setbacks and corner cut areas must be removed to the satisfaction of the Manager of Urban Development, at the applicant's expense, upon completion of the foundation.

Prior to permission to construct, contact the Indemnification Agreement Coordinator, Roads at 403-268-3505.

28. A Perpetual Maintenance Agreement is to be registered on the development site's land title(s) for the applicant requested non-standard surface element(s), silva cell tree structures, trees, bike racks, wood and stainless steel seating located in the road right-of-way concurrently with the execution of the Indemnification Agreement.

Contact the Indemnification Agreement Coordinator, Roads at 403-268-3505.

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29. The developer / project manager, and their site designates, shall ensure a timely and complete implementation, inspection and maintenance of all practices specified in erosion and sediment control report and/or drawing(s) which was submitted to Water Resources for review and acceptance. Any amendments to the ESC documents must be reviewed and approved by Water Resources in advance by contacting the ESC inspector that reviewed the documents or by contacting the Water Resources Erosion Control Coordinator at 403-268-2655.

For other projects where an erosion and sediment control report and/or drawings have not been required at the Prior to Release stage, the developer, or their designates, shall, as a minimum, develop an erosion and sediment control drawing and implement good housekeeping practices to protect onsite and offsite storm drains, and to prevent or mitigate the offsite transport of sediment by the forces of water, wind and construction traffic (mud-tracking) in accordance with the current edition of The City of Calgary Guidelines for Erosion and Sediment Control (www.calgary.ca/waterservices/esc). Some examples of good housekeeping include stabilization of stockpiles, stabilized and designated construction entrances and exits, lot logs and perimeter controls, suitable storm inlet protection and dust control.

For all soil disturbing projects, the developer, or their representative, shall designate a person to inspect all erosion and sediment control practices a minimum of every seven (7) days and during, or within 24 hours of, the onset of significant precipitation (> 12 mm of rain in 24 hours, or rain on wet or thawing soils) or snowmelt events. Note that some practices may require daily or more frequent inspection. Erosion and sediment control practices shall be adjusted to meet changing site and winter conditions.

- 30. Contact the Erosion Control Inspector, Water Resources, with at least two business day's notice, to set up a pre-construction meeting prior to commencement of stripping and grading. Locations north of 17 Avenue S should contact 403-268-5271. Sites south of 17 Avenue S should contact 403-268-1847.
- 31. Stormwater runoff must be contained and managed in accordance with the "Stormwater Management & Design Manual" all to the satisfaction of the Director of Water Resources.
- 32. The grades indicated on the approved Development Site Servicing Plan(s) must match the grades on the approved Development Permit plans. Upon a request from the Development Authority, the developer or owner of the titled parcel must confirm under seal from a Consulting Engineer or Alberta Land Surveyor, that the development was constructed in accordance with the grades submitted on the Development Permit and Development Site Servicing Plan.

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33. As the development application has not met all minimum standards as identified in either the current City of Calgary standards - "Waste & Recycling Services Requirements: Design Guidelines" or the current Waste & Recycling Bylaw, the developer or owner shall be responsible for the management of the waste and recycling on the site. The developer shall dispose, handle, store and collect waste on site pursuant to the approved plans provided for DP2013-4317.

# Transportation:

- 34. This development is located along the 7 Avenue LRT corridor. Access to the construction site is required to be on Centre Street SW or the 6/7 Avenue laneway and shall not impact train service.
- 35. Construction of elements in, below or above the 7 Avenue corridor must be completed in accordance with Calgary Transit's right-of-way procedures. All activities in the right-of-way, including sidewalks, require a permit issued by Calgary Transit. The cost of protection of workers and/or equipment during impeding construction is to be at the full cost of the applicant.
- 36. The applicant is advised that underground communications infrastructure integral to the safe operation of the LRT system are located within the 7 Avenue right-of-way. Additionally, stations, overhead power systems and track cannot be affected during construction. The applicant is required to coordinate with Calgary Transit throughout all demolition and construction projects of this block to ensure that no systems are compromised.
- 37. Before excavation activities begin and at anytime during construction (as deemed necessary by Calgary Transit,) Calgary Transit shall be granted access to the site to survey LRT track and other systems within the right-of-way to ensure that any excavation has not, and will not undermine or otherwise compromise the 7 Avenue LRT systems. Shoring plans and designs shall be submitted Calgary Transit for review.
- 38. Construction that directly affects 7 Avenue SW shall be planned in accordance with scheduled track closures and shall not disrupt regular C-Train (LRT) service.
  - The applicant is advised that this opportunity exists at an average of one 3-day weekend per year.
- 39. The timing of the ramp replacement and the relocation of the trees will have to be coordinated with Calgary Transit. The ramp will be replaced to the satisfaction of Calgary Transit.

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40. Notwithstanding the parking stall requirements of Section 18 of Part 10 of Bylaw 1P2007, the outstanding obligation of 65 parking stalls required in association with the existing development on Site 3 (known as the Len Werry Building) provided in the development are to remain. If they are reallocated to another during the term of the development agreement, than the 65 stalls are to be paid as cash-in-lieu of parking.

# Parks:

- 41. The submitted plans indicate that the removal of existing public trees along 7 Avenue property frontage is necessary. As per the City of Calgary Tree Protection By-law, a letter of authorization to remove public trees is required from Parks Urban Forestry prior to construction. The applicant is to contact Urban Forestry at 311 to make arrangements for the letter and compensation.
- 42. Tree planting in the City boulevard shall be performed and inspected in accordance with Parks Development Guidelines and Standard Specifications Landscape Construction (current edition). Applicant is to contact the Parks Development Inspector (403-620-3216 or at 403-268-5204) to arrange an inspection.
- 43. Tree protection information given as per the approved development permit does not constitute Tree Protection Plan approval. Tree Protection Plan approval must be obtained separately through Urban Forestry prior to construction. Visit www.calgary.ca or call 311 for more information.

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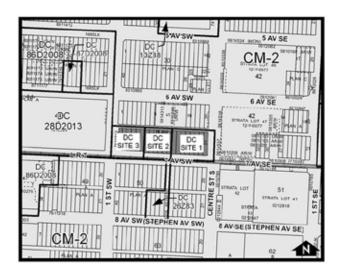
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# **APPENDIX III: DC BYLAW MAP AND TEXT**

AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

#### SCHEDULE B



DC DIRECT CONTROL DISTRICT

#### 1 Purpose

This Direct Control District is intended to:

- allow for the redevelopment of the site in accordance with the aims of the Centre City Plan;
- ensure that existing and outstanding development obligations are secured through a Development Agreement; and
- provide for additional density bonus standards that provide public benefits.

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## 2 Compliance with Bylaw 1P2007

Unless otherwise specified, the rules and provisions of sections 1-4 of Part 1, sections 21(1), (2) and 22 of Part 2 and Part 10 of Bylaw 1P2007 apply to this Direct Control District.

#### 3 Reference to Bylaw 1P2007

Within this Direct Control District, a reference to a section of Part 10 of Bylaw 1P2007 is deemed to be a reference to the section as existed on the date of the passage of this Direct Control District Bylaw.

#### 4 General Definitions

In this Direct Control District,

- (a) (i) "bicycle parking stall" means an area approved as bicycle parking stall – class 1 or bicycle parking stall – class 2 that is equipped to store a bicycle and must include a device:
  - (a) specifically designed to park a bicycle;
  - (b) designed to allow a bicycle frame and both wheels to be secured;
  - (c) designed to support the bicycle frame and both wheels; and
  - (d) that is anchored to a hard surface or fixed structure.
  - "bicycle parking stall class 1" means a bicycle parking stall in a secured or controlled area.
  - "bicycle parking stall class 2" means a bicycle parking stall in an unsecured or uncontrolled area.
- (b) "Fitness Centre" means a use:
  - where space, equipment or instruction is provided for people to pursue physical fitness or skills relating to physical activities; and
  - that may include the incidental sale of products relating to the service provided;
  - requires a minimum of 5.0 motor vehicle parking stalls per 100.0 square metres of gross floor area.
- (c) "Private amenity space" means:
  - (i) a balcony, deck or patio; and
  - (ii) where the private amenity space is a deck or patio, have no minimum dimensions of less than 1.2 metres.

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- (d) "Common amenity space" means space that:
  - is provided for active or passive recreation, located within or outside of a building;
  - (ii) is accessible by and from all Dwelling units;
  - has a contiguous area of not less than 50.0 square metres with no dimension less than 6.0 metres; and
  - (iv) is located at or above grade.

#### 5 Permitted Uses

(1) The following uses are permitted uses in this Direct Control District:

Home occupations - Class 1 Power Generation Facility, Small-scale Signs - Class 1; and Special function - Class 1

- (2) Notwithstanding any other requirement of this Bylaw, proposed or existing uses of a site shall be permitted uses on that site if they:
  - (a) are included in the list of discretionary uses in Section 42.3(4) of Part 10 of Bylaw 1P2007; and
  - have been approved on or before October 10, 1984, by a development permit that has not expired.

#### 6 Discretionary Uses

The following uses are discretionary uses in this Direct Control District:

Accessory food services

Amusement arcades

Billiard parlours

Child care facilities

Commercial schools

Drinking establishments

Dwelling units

Entertainment establishments

Essential public services

Financial institutions

Fitness centre

Gaming establishment - bingo

Grocery stores

Hotels

Laboratories

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#### AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

Liquor stores Mechanical reproduction and printing establishments Medical clinics Offices Outdoor cafes Parks and playgrounds Personal service businesses Private clubs and organizations Private schools Public and quasi-public buildings Public and separate schools Radio and television studios Restaurants-food service only Restaurants-licensed Retail food stores Retail stores Signs - Class 2 Special function - class 2 Take-out food services Universities, colleges, and provincial training centres Utility Building; and Veterinary clinics

#### 7 Bylaw 1P2007 District Rules

Unless otherwise specified, the rules of the CM-2 Downtown Business District of Part 10 of Bylaw 1P2007 apply in this Direct Control District.

## 8 Location of Uses

(a) The following uses must not be located on the ground floor of a building:

Billiard parlours Dwelling units Laboratories Offices Private clubs and organizations; and Public and quasi-public buildings

(b) In addition to the uses listed in subsection (a), the following uses must not be located on the second floor of a building immediately adjacent to the +15 walkway system:

> Entertainment establishments Essential public services Gaming establishment - bingo; and Radio and television studios

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#### AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

#### 9 Discretionary Use Rules

#### **Gross Floor Area**

All development, regardless of density, shall provide all Bonus Group A features of the Bonus Density Incentive Table to the satisfaction of the Approving Authority. The maximum gross floor area, calculated using the Bonus Density Incentive Table, attached to this Bylaw, shall be:

- 7 F.A.R., which shall not be refused on the grounds of density only, where all Group A features of the Bonus Density Incentive Table are provided to the satisfaction of the Approving Authority;
- (b) 15 F.A.R. where:
  - in addition to provision of all Group A features, Group B features of the Bonus Density Incentive Table of a type, location, and design required by and acceptable to the Approving Authority are provided; and
  - (ii) Bonus initiatives B16-B22 Green Building Features set out in the Bonus Density Incentive Table may be used in combination may not exceed 2.5 F A R
- (c) 20 F.A.R. where, in addition to provision of all Group A features, Group B and Group C of the Bonus Density incentive Table of a type, location, and design are provided in accordance with Council's policy for public improvements in the Downtown.

#### 10 Density Bonus Table

The Density Bonus Incentive Table attached at Schedule A, forms part of this Direct Control District Bylaw.

# Site 1 (± 0.24 Ha)

# 11 Application

The provisions in sections 12 to 15 apply only to Site 1.

#### 12 Site Redevelopment

- (a) As part of the redevelopment of Site 1, the applicant must enter into an agreement to construct or pay for the construction of:
  - an open space equivalent within the redevelopment to compensate for the removal of the Colonel Walker Park; and
  - (ii) a +15 Bridge across 7 Avenue SW.
- (b) The open space equivalent and the +15 Bridge to be provided pursuant to subsection (a) may not be used in any bonus calculation for Site 1.

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#### AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

#### 13 Required Motor Vehicle Parking Stalls

- (a) Notwithstanding the parking stall requirements of Section 18 of Part 10 of Bylaw 1P2007, the required number of parking stalls for Dwelling units provided on site 1 shall be a minimum of 0.35 stalls per Dwelling unit and 0.08 visitor parking stalls per Dwelling unit.
- (b) Notwithstanding the parking stall requirements of Section 18 of Part 10 of Bylaw 1P2007, there is no requirement for parking stalls for Retail stores, Drinking establishment, Restaurants: food service only, Restaurants: licensed and Fitness centres at grade or on the +15 Level.
- (c) Notwithstanding the parking stall requirements of Section 18 (1.01) of Part 10 of Bylaw 1P2007, where structural columns encroach into a motor vehicle parking stall, such columns:
  - must not encroach into the width of the motor vehicle parking stall by more than a total of 0.30 metres;
  - (ii) must be located within 1.2 metres of either end of the motor vehicle parking stall; and
  - (iii) must not encroach into a motor vehicle parking stall within 0.30 metres of a drive aisle.
- (d) Notwithstanding the parking stall requirements of Section 18 (1.01) of part 10 of Bylaw 1P2007, the minimum width of a motor vehicle parking stall when it abuts a physical barrier is:
  - (i) 3.1 metres when a physical barrier abuts both sides; and
  - (ii) 2.85 metres when a physical barrier abuts only one side.

# 14 Required Bicycle Parking Stalls

- (a) For an Office, the minimum number of required:
  - bicycle parking stalls class 1 is 1.0 per 1000.0 square metres of net floor area; and
  - (ii) bicycle parking stalls class 2 is 1.0 per 1000.0 square metres of net floor area
- (b) For a Dwelling unit the minimum number of bicycle parking stalls class 1 is 0.5 per unit for developments with greater than 20.0 units.
- (c) Required bicycle parking stalls class 1 must be located at grade or within the first parkade level directly below grade.

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#### AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

#### 15 Rules for Dwelling Units

Buildings, or any portions of buildings containing Dwelling Units shall be subject to the following in respect of such Dwelling Units:

- (a) No window of a living room or bedroom shall be located closer than a horizontal distance of 5.75 metres from the centre of a lane adjacent to a side or rear property line or 15 metres from the facing windows of any other building on the same site;
- (b) The required minimum amenity space is 5.0 square metres per Dwelling unit;
- The amenity space may be provided as common amenity space, private amenity space or a combination of both;
- (d) When the private amenity space is provided is 5.0 square metres or less per unit, that specific area will be included to satisfy the amenity space requirement; and
- (e) When the private amenity space exceeds 5.0 square metres per unit, only 5.0 square metres per unit may be included to satisfy the amenity space requirement.

# Site 2 (± 0.18 Ha)

# 16 Application

The provisions in section 17 apply only to Site 2.

#### 17 Required Motor Vehicle Parking Stalls

- (a) Notwithstanding the parking stall requirements of Section 18 of Part 10 of Bylaw 1P2007, no additional parking stalls are required for any proposed or existing uses on the site in association with Section 5 of this Direct Control Bylaw.
- (b) Notwithstanding the parking stall requirements of Section 18 of Part 10 of Bylaw 1P2007, there is no requirement for parking stalls for Retail stores, Drinking establishment, Restaurants: food service only, Restaurants: licensed and Fitness centres at grade or on the +15 Level.

# Site 3 (± 0.16 Ha)

## 18 Application

The provisions in section 19 apply only to Site 3.

#### 19 Required Motor Vehicle Parking Stalls

In addition to the parking stall requirements of Section 18 of Part 10 of Bylaw 1P2007, an additional 65 parking stalls must be provided either on Site 1 or as cash in lieu of parking, in accordance with the cash in lieu parking set out in Part 10 of Bylaw 1P2007. The parking stalls or cash in lieu are required to satisfy the existing obligation of 65 parking stalls required in association with existing development on Site 3.

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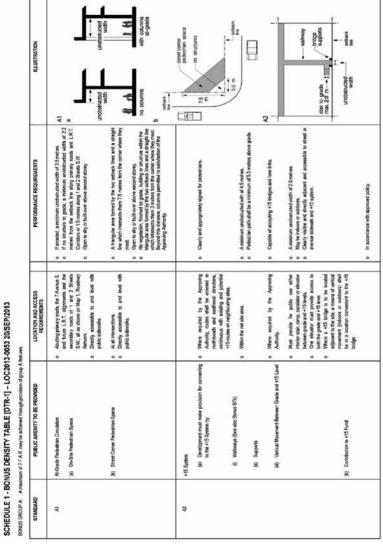
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# AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

## SCHEDULE 1 - BONUS DENSITY TABLE



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BONUS DENSITY TABLE

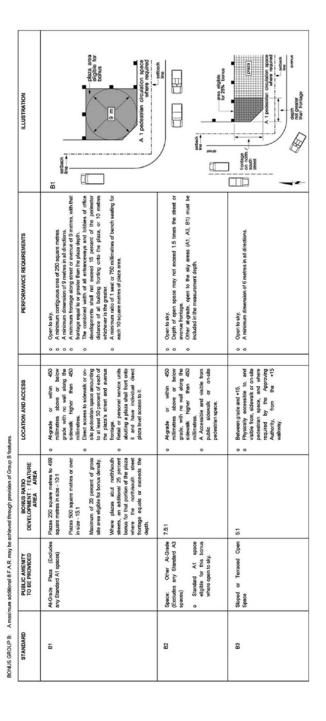
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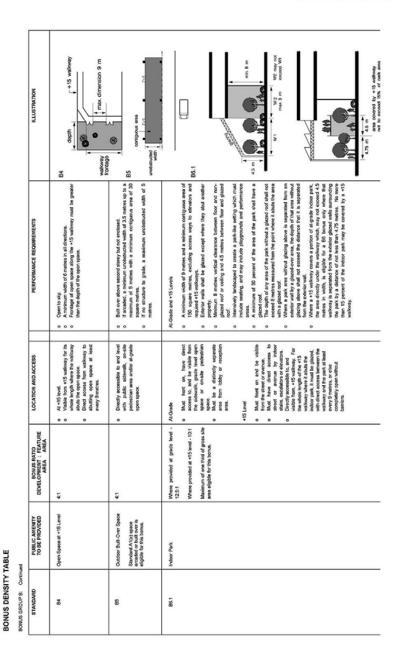


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**MAP 15C** 

## AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

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DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
DOWNTOWN - WARD 7
7 AVENUE SW & CENTRE STREET S

**MAP 15C** 

## AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

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PERFORMANCE REQUIREMENTS	A minimum deseasor of 4.75 meters enough a minimum deseasor of extra event be 18.1. Controls.  A minimum tourbolated with of 5 meters, and a minimum deseasor of the second with of 5 meters, and a minimum workstanded with of 5 meters gigble for boxes.  Management of the second secon	More than 50 percent of floor area with transparent glazing directly above.		A minimum unobatorada viden of 4.5 meters apple for boxas. A manimum unobatorada viden of centres apple for boxas. A manimum of 10 meters where the two first abuse a body. Rody. Ro	Erhanced treatment and materials over and above basio
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LOCATION AND ACCESS			Directly connects public access     areas at-grade to those at +15 level.		o Sites abutting streets or
BONUS RATIO DEVELOPMENT : FEATURE AREA AREA	2011 Calculated on bridge floor area over right-divery;	Where more than 50 percent of a bridge is skyllt, the whole skyllt portion will be bonused at 2.5:1.	30:1 Calculated on area of escalator's floor plate. Maximum of 1 F.A.R.	125:1 Glouded on area of link over lave light-devey.	25:1
PUBLIC AMENITY TO BE PROVIDED	+15 Biologe (b) Standard Biologe (c) Standard Biolo	(b) Bridge With Extra Sky- lighting	Provision of Pair of Escalators	Lane Link. Skee may baild or contribute to the system the equalent of the system the equalent of and including 2000 square meters. 2 links from an area over 2000 to pare meters. 3 links from an area over 600 up to and including 2000 square meters. 4 links from an area and links are meters. 4 links from an area over 5000 square meters. 4 links from an area over 5000 square meters.	Improvements to Adjacent Right-of-Way (a) Street Enhancement
STANDARD	8		8	019	811

BONUS GROUP B: Continued

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DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
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**MAP 15C** 

#### AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

BONUS RATIO BONUS RATIO TO BE PROVIDED TO BE PROVIDED  AREA AREA	BONUS RATIO /ELOPMENT : FEATURE AREA AREA	LOCATION	LOCATION AND ACCESS REQUIREMENTS	PERFORMANCE REQUIREMENTS	ILLUSTRATION
(b) Mall Enhancement 25:1 o Skee abuting Stephen Avanue Mall or Barciay Steel) Mall or Barciay Steel) Mall	0		Sites abutting Stephen (8th) Avenue Mall or Barclay (3rd Street) Mall.	Mail construction or enhancement consistent with Council's policy.     Area limited to the frontage of the site by the full width of the mail.	
Stee Retaining Heritage Up to a maximum of 1 FAR of Features the abs originals covered by the Heritage Building.	Up to a maximum of 1 F.A.R. of the att originally covered by the Heritage Building.			o Amourt of density to be determined by the Approving Authority absect on importance of retained feature, cost of reservices and restore and chefuge feature.  Setume of heritage feature is be retained and integrated setum of heritage significance to be retained and integrated into the were building to the assistation of the Approving Authority.	
Stee Receiving Density from Up to a maximum of 3 FAR. Heritage Buildings of 1812 apure merces or less Where this limit may be exceeded.	Up to a maximum of 3 FAR, except on sites with a net site area of 1812 square metres or less where this limit may be enceeded.			<ul> <li>Available only in accordance with Council policy where density is being transferred from another site, as per Section 42.3(5(f)), or by purchase from a heritage preservation fund.</li> </ul>	
(a) Stee Receiving Density Up to a maximum of 3 FAR.  From the Donsity conspicuous date with a fea sees Transfelt Anna Stephen of 1812 quales meters or less (8th) Aversa Mal  where the limit may be exceeded.	Up to a maximum of 3 F.A.R., except on sites with a net site area of 1912 equies meters or less where this limit may be exceeded.			<ul> <li>Available only in accordance with Council policy where density is being transferred from another site, as per Section 42:3(5)(f).</li> </ul>	
(b) Stea Receiving Denaity as a result of the protection of surlight on Public Spaces				<ul> <li>Available only in accordance with Section 42.3(5)(i).</li> </ul>	

Public Spaces
In combination, boxus density from 814 915(s) and (b) may not exceed 4 F.A.R. except on sites with a net area a few vectors and be accorded.

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DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
DOWNTOWN - WARD 7
7 AVENUE SW & CENTRE STREET S

**MAP 15C** 

## AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

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PERFORMANCE REQUIREMENTS	Additional biople pasking statis include the obliving.  In good pasking statis include the obliving.  A change now include with the baddoor of in a separate  A change now included within the baddoor of in a separate  In 10 about the very 4.0 broke baddoor of in a separate  In 10 about the very 4.0 broke baddoor statistic statistic of it is a common and extend or selected to the servery of the pasking statistic consisting and well baddoor mentor and electrical statistic for every 4.0 broke of the pasking statistic statistic statistic for every 4.0 broke of the season of the season of the control of t	A district energy connection shifty includes the bioloxing:  A bulkinstrace on the sends of the disease that been connected to and utilizes energy from district energy from district energy.  Demonstration of the shifty of a building to connect to energy from district energy includes district energy includes district energy reporter sales, which are providing to energy reporter sales, which are particular energy system to district energy system and the building shafting system to district energy system and the building shafting system to district energy system and the building shafting system as a place and finance host energy end includes as it has it traffer exporter.  A has districted to an energies of the systems and including the and includes and the proceeding of the properties of the restriction to the state of the ordinary and includes and inc	A desirid energy system connection includes the following:     Connection the building to a distinct energy system and use of     Themast leverage from the desirid energy system in the building     Connection refers
LOCATION AND ACCESS REQUIREMENTS			
BONUS RATIO DEVELOPMENT : FEATURE AREA AREA	Up to a maximum of 1 FAR, where the receives good for one and the receives good for some provided for Booker periods that is class 1 change rooms (square metres) multiplied by 7.5.	Up to a maximum of O.S. F.A.R.	Up to a maximum of 25 F.A.R. where,  The additional floor area ratio for the connection to district emergy infrastructure is 0.5.
PUBLIC AMENITY TO BE PROVIDED	Statis	Dualet Eway Correction Ability	District Energy System Connection
STANDARD	*916	£ 2.5	

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BONUS DENSITY TABLE

ISC: PROTECTED

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DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
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**MAP 15C** 

## AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

STANDARD	PUBLIC AMENITY TO BE PROVIDED	BONUS RATIO DEVELOPMENT : FEATURE AREA AREA	LOCATION AND ACCESS	PERFORMANCE REQUIREMENTS	ILLUSTRATION
		is 0.00%     is 0.00%     The additional floor area ratio for every storety of the building above 25 storety is 0.025		o equipment and control systems that can accommodate the primary based account account and accommodate the primary based account acc	
B19*	Enriconnental Roof	Up to a maximum of 0.7 FAR where the remove dross Floor Area (square meters) = suffice area of environmental roof (equare meters) multiplied by 5.0		An environmental roof includes the biboving:     Permanently planted with vegatation and equipped with a growing medium and inplanto sprawers, or expected with a sprawing medium and inplanto planters, or expected with water collection motified facilities or planters designed to object manuater or resus or to minimize schemaler roots, and	
820.	Electrical Vehicle Changing Stations	Up to a maximum of 1 FAR. Where the investive gross floor area (equar meters) = cost of inclasing stations (3) divided by \$256 (incertive Rate 1)		An electric vehicle changing station includes the following:     10 stating changing unit with a minimum 2000 voil consider for each motion vehicles professionate and changing alloy for each motion vehicles professionate and changing stations.     Signapse including vehicles vehicle parking statile are equipped with changing stations.	
B21	Green Wall	Up to a maximum of 1.0 F.A.R. where the breadth of the pages from the page from the pages from the pages matter) and the pages from the pages		An green wall includes the following:     A minimum surface area of 20 begane metres     A minimum surface area of 20 begane metres     A minimum surface area of 20 begane for a world and a surface area     A began few.     A began few.     A began few.     A began few.     Where boarded agrade level, it treat on the article wide fem.     Public accounts, grade level onen spece or on-size preferation space; and creamed are the standard few.     Market boarded as the 15 Symall Symalm level, it treats on to are a world as a few of 15 Symal Symalm level, it treats on to are a walket fem.	Services of the services of th
 822.	On-site Cogeneration Facility	Up to a maximum of 20 FAR, where, The additional floor area and to the on-site cogenetation for the on-site cogenetation facility The additional floor area and the complete of the complete o		An on-else cogeneration facility includes the following:     (i) a concluded heat and power, cogeneration or figureration     (iii) a concluded heat and power, cogeneration or figureration     (iii) when this testing heat and power, cogeneration, making from electricity     (iv) one-based manufacture code headlings from electricity     (iv) with efficiency operations, minimating an energy efficiency     (iv) application in combination with standard B18	4

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DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
DOWNTOWN - WARD 7
7 AVENUE SW & CENTRE STREET S

**MAP 15C** 

## AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

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Public America TO BE PRODUCE T	PERFORMANCE REQUIREMENTS		8	₹ 00000 00 00
TO BE PROVICED  Community Support Spaces (b) to a supp	LOCATION AND ACCESS			
	BONUS RATIO DEVELOPMENT : FEATURE AREA AREA	. The additional floor area ratio for every storety of the building above 25 storeys is 0.025	Up to a maximum of 20 F AR, where the increases goods from and provided for the community support tacking (square metres) multipled by 1.0	Up to a maximum of 20 F AR, where the increases goods food and increases the increase the increases the increase the increases the increase the increase the increases the increase the inc
B22 B23	PUBLIC AMENITY TO BE PROVIDED		Community Support Spaces	Dwelling Unit MK.
	STANDARD		623	78

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DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
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**MAP 15C** 

# AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

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DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
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**MAP 15C** 

AMENDMENT LOC2013-0053 BYLAW NUMBER 5D2014

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PUBLIC AMENITY TO BE PROVIDED	Sites Receiving Density from Hertage Buildings as per Section 42.3(5)(h).	Off-Site Improvements	(a) Sites Receiving Density from the Density Transfer Area - Stephen (8th) Avenue Mall	(b) Sites Receiving Density as a result of the protection of sunlight on Public Spaces
STANDARD	5	ß	8	

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DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS)
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**MAP 15C** 

# **APPENDIX IV: COMMUNITY ASSOCIATION LETTER**



November 20, 2013

The City of Calgary Development Circulation Controller Development and Building Approvals #8201 P.O. Box 2100 Station M Calgary AB T2P 2M5

Attn: Russ Mounty

Dear Russ:

Re: DP2013-4317, 100 7 AV SW (Art Central) TELUS Sky

Further to our letter dated August 13, 2013 regarding LOC2013-0053, the Calgary Downtown Association (CDA) would like to support the above-mentioned Development Permit application.

The CDA attended a presentation with representatives from the Westbank Corp and DIALOG for the development. There were a number of changes to the concept presented in August. Below, I have outlined the key components of our discussion:

- LRT Platform The CDA is very supportive of the proposed additional trees (two) and upgraded furniture on the portion of the platform adjacent to the building.
- 2) Animation at Street Level We believe that the proposed "water wall" along the 7<sup>th</sup> Avenue side of the building positively impacts the pedestrian experience in the area and diminishes the need for retail. The frontage at Centre Street will be enhanced with the installation of public bicycle parking. We are very impressed by the proposed cantilevered "boxes" extending out from the building on both 7<sup>th</sup> Avenue and on Centre Street. These areas will provide some shelter from the elements, while having active uses inside, visible from the street. We especially like the proposed digital screen at Centre Street, as it will provide additional lighting and animation, and fits perfectly with the ultra-modern design of the overall structure.



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**DEVELOPMENT PERMIT – NEW: APARTMENT BUILDING, OFFICE, RETAIL STORES (326 UNITS) DOWNTOWN - WARD 7** 7 AVENUE SW & CENTRE STREET S

**MAP 15C** 



There are two areas of concern on the cantilevered spaces: first is the management of melting ice and snow creating ice on the street surface, and second is underlighting the areas for safety. Both need to be addressed.

- 3) Pedestrian Realm Walking Surface It will be imperative that the granite surface being considered has a non-slip surface, especially along the slope of the LRT platform.
- 4) The CDA is disappointed that public parking will not be provided for the retail or cultural space, but we recognize that a reasonable amount of parking is available nearby, along with excellent transit and taxi access.
- 5) Our largest concern with the project remains the management of the demolition and construction phases, as referred to in our previous letter. It will be important for a number of City departments and construction companies to work together to ensure the negative impact of the building of this tremendous project is minimalized.

The CDA is very impressed with the design work which has been completed to date, and we look forward to reviewing any further changes.

I trust our comments will be helpful. Please feel free to contact me at (403) 215-1565 should you wish to discuss this further.

Yours truly,

M. A. (Maggie) Schofield Executive Director

Councillor Druh Farrell, City of Calgary Michael Kershaw, Westbank Corp Doug Cinnamon, DIALOG Ben Barrington, Program Manager, Centre City Implementation Team

UDC

Encl.