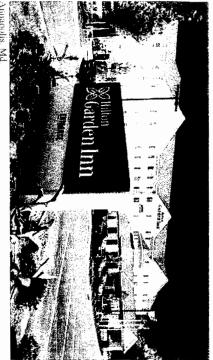
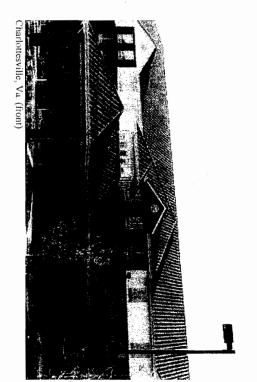
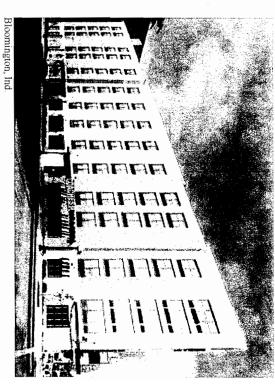
# ATTACHMENT "A"





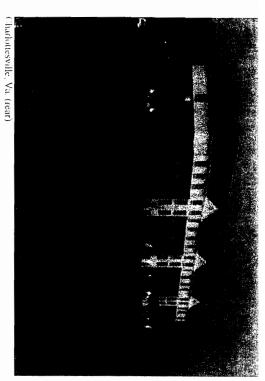
 Other Hitter Garden hotels. Photos of Hilton Garden Iran mentioned by aldermen attached

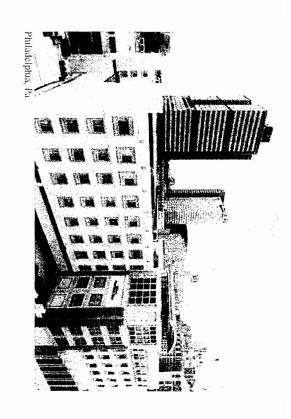


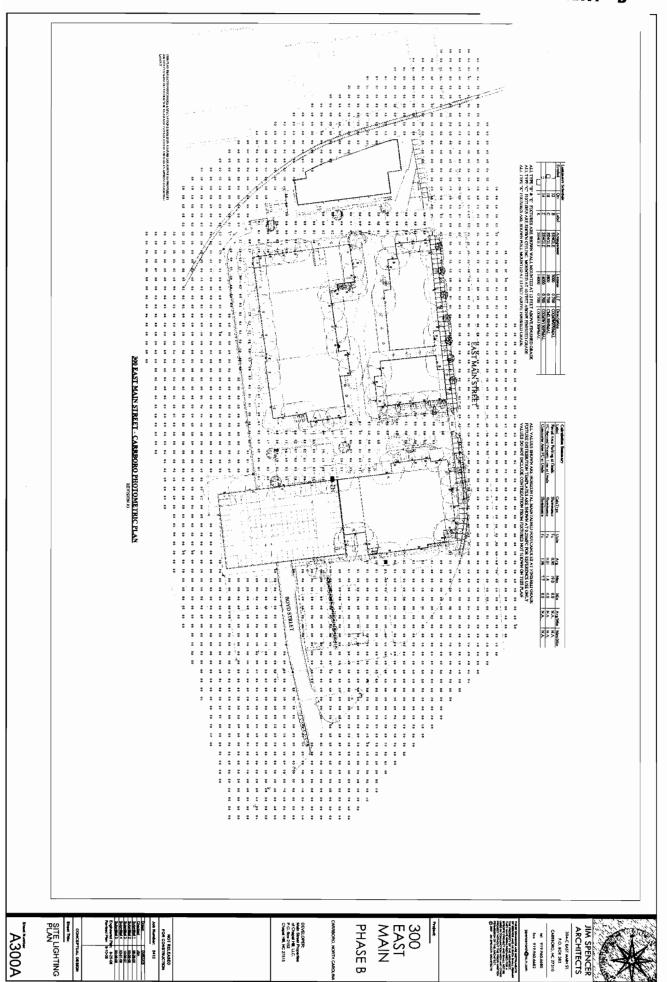


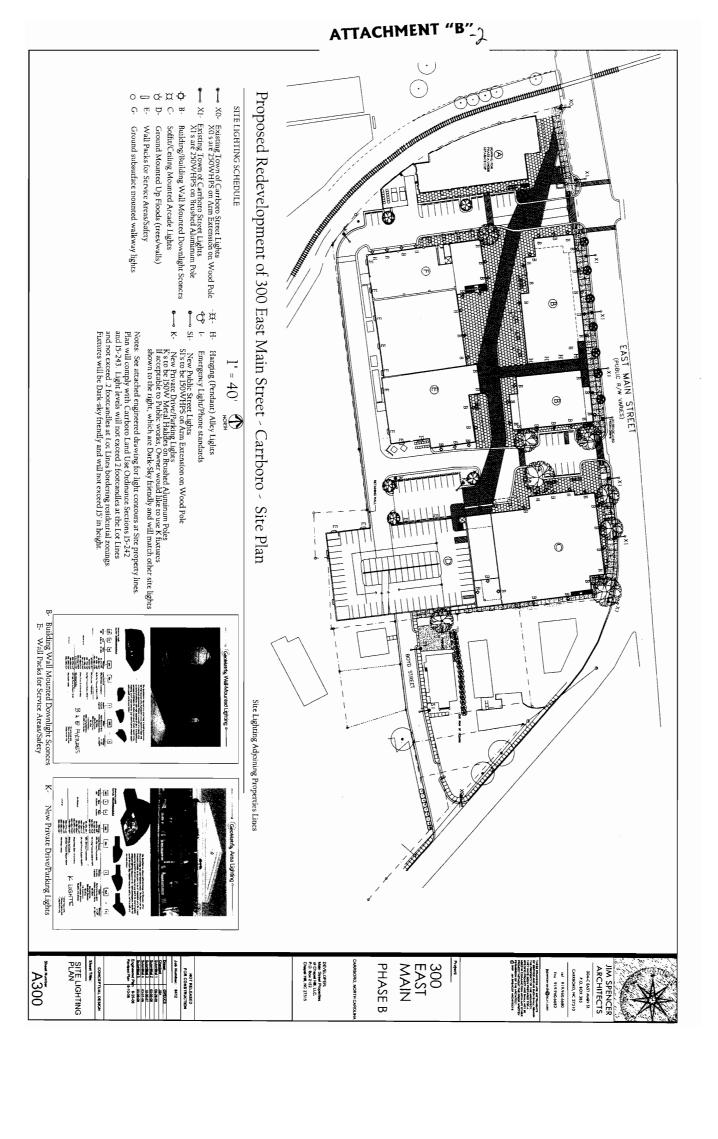
4-2













### TOWN OF CARRBORO

ATTACHMENT "C"

NORTH CAROLINA

## MEMORANDUM

TO:

Steve Stewart Town Manager

FROM:

Roy M. Williford, *AICP* Planning Director

COPY:

Marty Roupe, Development Review Administrator

DATE:

September 11, 2008

RE:

Estimated Property Tax Values Associated with the 300 East Main Street CUP

Proposal.

Over the past week staff was asked "What is the projected percentage change (from the current 12% commercial tax base) that a project the size of 300 East Main Street would reflect?" In preparing a response the applicant submitted the attached spreadsheet (Attachment A) estimating the tax value of the proposed buildings (excluding land from the figures) along with projected tax revenues. The applicant estimated that the multi-year/multiphase project should conservatively yield a taxable value of \$40,591,250 (excluding the 6 million dollar value of the tax exempt Arts Center). To arrive at a more precise added value figure, the projected amount was reduced by the existing building tax value of \$2,162,962 to yield a net added taxable value of \$38,428,288.

The next step needed to answer this question required a recompilation of Carrboro's current tax value by type of land use. Using Orange County's land records as a basis, tax values were assigned and sorted by various land use types with the estimated results provided in Attachment B. Of the total \$1,512,508,803 real property taxable value, the "BUS" or business category totalled \$156,864,587 and accounted for 10.58% of the tax base. The proposed 38.4 million dollar "300 East Main Street" development if added all at one time to the commercial tax base should change the current commercial tax base percentage to 11.44% of Carrboro's total tax base of \$1,707,800,958 (current tax base increased by only adding the value of "300 East Main"). (See Attachment C)

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300 E. Main Street Estimated Revenues

Estiimates provided by: Main Street Partners on Sept. 3, 2008

	Carrboro	Orange Co.	Orange Co. CH/Carr Schools	<b>Total taxes</b>
Bldg. A:	\$32,942	\$47,904	\$11,040	\$91,886
Bldg. B:	\$69,728	\$101,397	\$23,368	\$194,493
Hotel bidg:	\$102,945	\$149,700	\$34,500	\$287,145
ArtsCenter:	exempt	exempt	exempt	exempt
Bldg. F:	\$39,462	\$57,385	\$13,225	\$110,072
deck:	\$33,500	\$48,715		\$93,442
- - - -	( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( )	i i		
Hotel tax*:	\$135,000	\$135,000		\$270,000
***	4117 500	#117 EOO #1 1EO 010		003 030 14
Sales tax	080'/11\$	016,001,14		41,268,300
Total/year:		\$531,168 \$1,691,011	\$93,360	\$2,315,538

chools	11,040	523,368	\$34,500		\$13,225	511,227
CH/Carr Schools	97	•	•	exempt		
Orange Co.	\$47,904	\$101,397	\$149,700	exempt	\$57,385	\$48,715
Carrboro		,	\$102,945	exempt	\$39,462	\$33,500
<u>Value***</u>	48,000 \$4,800,000	101,600 \$10,160,000	\$15,000,000	\$6,000,000	\$5,750,000	95,250 \$4,881,250
Sq. Footage	48,000	101,600	150,000	60,000	57,500	195,250
Building	*** <b>A</b>	В	Hotel	ArtsCenter	ட	deck

Land excluded from these calculations because it won't be new tax revenue

Current Tax Value excluding land

<sup>\*</sup> Based on Atma Hotel Group projection of \$4.5 million in annual hotel revenues

<sup>\*\*\*</sup> Assumes \$100/sq. foot value for buildings and \$25/sq. foot for deck. We'll count ourselves lucky if buildings are valued that low. \*\* Assumes \$400 per retail/restaurant square foot in annual sales, plus hotel sales tax

<sup>\*\*\*\*</sup> Building A property taxes will be phased in over 5 years per Brownfields Agreement

Thursday, September 11, 2008

10:27:17 PM



LAND USE

BUS

# CARRBORO TAX VALUE AUGUST 2008-ESTIMATED

PERCENT 10.58%	19.81%	0.24%	0.00%	0.03%	68.63%	1.40%	
<b>TOTAL VALUE</b> 156,864,587	293,663,101	3,526,217	19,913,477	457,489	1,017,305,013	20,766,193	1,512,508,083
<b>LAND VALUE</b> 63,746,336	56,252,756	3,446,043	10,029,912	136,601	288,495,640	17,040,493	439,159,787
BUILDING VALUE 96,483,896	270,701,942	80,174	0 11,402,805	320,888	730,066,955	7,867,727	1,116,924,387

OTHER

8 ≷

# ATTACHMENT C

# 300 E. Main Street Estimated Tax Value Impact

GCNT 1 1 1 5 0 2	ATTACHMENT "C"-4
VALUATION TAX BLDGCNT 257,185 A 1 522,474 A 194,126 A 1,981,350 A 2,457,306   E 1,748,649 A 110,418 A 2 258,060 A 22	38,428,288
BLDGVALUE 41,690 111,724 5,932 938,303 2,204,099 964,689 0	2,162,962 2,162,962 Added Taxable Value 2,508,083 6,864,587 8,428,288 5,292,875 7,800,958
LANDVALUE 215,495 410,750 188,194 1,392,696 253,207 783,960 110,418 157,436	2,162,962 A 1,512,508,083 156,864,587 38,428,288 195,292,875 1,707,800,958
OWNER MAIN STREET PROPERTIES MAIN STREET PROPERTIES MAIN STREET PROPERTIES OF MAIN STREET PROPERTIES LLC ARTSCENTER INC MAIN STREET PROPERTIES MAIN STREET PROPERTIES MAIN STREET PROPERTIES LLC	Existing Taxable Building Value Added Building Value***  A*** \$4,800,000 B \$10,160,000 ArtsCenter \$15,000,000 Geck \$4,881,250 Geck \$4,881,250 Geck \$4,0591,250 less existing Building Value Total Carrboro (real)Property Tax Value Total Carrboro Business Value as a percent of total business value Total Carrboro Business Value with 300 E. Main Total Carrboro Rousiness Value with 300 E. Main Total Carrboro (real)Property Tax Value with 300 E Main
TMBL 0.39495971 7.92.A.12 0.54861804 7.92.A.1 0.26051306 7.92.A.10 2.35987461 7.92.A.5 0.38093395 7.92.A.5A 0.76939206 7.92.A.11 0.14518944 7.92.A.9	Existing Tax Added Build Building Value***  A*** \$4,800,000 B \$10,160,000 Hotel \$15,000,000 ArtsCenter \$5,750,000 F \$4,881,250 deck \$4,881,250 Total Carrboro (real)Property Tax Value Total Carrboro Business Value as a percent Total Carrboro Business Value with 300 Total Carrboro Business Value with 300 Total Carrboro (real)Property Tax Value
Acres 0.39495971 0.54861804 0.26051306 2.35987461 0.38093395 0.76939206 0.14518944 0.40475288	Building A**** B Hotel ArtsCenter F deck Total Carrb Total Carrb Total Carrb Total Carrb

# SUMMARY SHEET OF STAFF AND ADVISORY BOARD RECOMMENDATIONS

# CONDITIONAL USE PERMIT 300 East Main Street Conditional Use Permit to Incorporate Phase B of the project

	STAFF RECOMMENDATIONS
Staff Recommendations (w/ Advisory Board support where applicable):	Explanation: Staff recommendations, primarily related to LUO compliance are represented by #s 1-28 below. If an advisory board voted to 'support' the staff recommendation, then such board is listed after staff in the left-hand column.
Recommended by	Recommendations
·	*Note that conditions marked with an asterisk (*) are repeated from the June 2007 Phase A of 300 E Main CUP Document.
Staff, TAB, AC, PB, EAB	1) That both Phase A and Phase B construction plans mus include a note referencing that the entire project is now regulated under one Conditional Use Permit;
Staff, TAB, AC, PB, EAB	2) *That Use Classification 18.100 be removed from the lis of permissible uses.
Staff, TAB, AC, PB, EAB	That the Board of Aldermen finds it acceptable to orien the parking deck either east-west or in the alternate north south direction, along with related changes to the drive aisle area (i.e.: inclusion of a small traffic circle and drop off area in front of the hotel).
Staff, TAB, AC, PB, EAB	That the applicant agrees to extend the east-west leg of Boyd Street to a new entrance / exit on Main Street, as shown on the CUP plans. In doing so, the applicant must coordinate filing a plat offering the necessary additional right-of-way to the Town of Carrboro, prior to construction plan approval. Final design details for both the existing leg and newly-proposed leg of Boyd Street are subject to approval by the Public Works Department during the construction plan review and shall incorporate necessary elements from Town plans and specifications. If the applicant is unable to coordinate the filing of a plated dedicating the necessary right-of-way to the Town prioto construction plan approval, then the applicant agrees to subject the project to an additional public hearing via the CUP Major Modification process, so that furthe consideration may be given to the associated changes to traffic patterns.

# ATTACHMENT D-2

Staff, TAB, AC, PB, EAB	5)	*Prior to construction plan approval, the applicant shall replace the currently-shown handicap accessible ramp detail with a detail conforming to NCDOT roadway standard specifications for handicap ramp curb cut / sidewalk connections w/in public right-of-way (i.e.: two ramps per radius, 90-degrees from one another, instead of one ramp per radius).
Staff, TAB, AC, PB, EAB	6)	That the applicant must obtain approval from Public Works for the final location for tree-containing grates and the tree species proposed along Main Street, prior to construction plan approval.
Staff, TAB, AC, PB, EAB	7)	That the applicant must obtain approval from Public Works for the final details for brick-edged sidewalks to be included along both Main Street and Boyd Street, in accordance with Town specifications.
Staff, TAB, AC, PB, EAB	8)	That the applicant must obtain a driveway permit from both Public Works (for Boyd Street) and NCDOT prior to construction plan approval. In granting the driveway permit, the Town encourages NCDOT to require the improvements mentioned in 'TIA recommendation #2,' consider requiring the improvements mentioned in 'TIA recommendation #1' (both reiterated in the '12/05/07 TIA Memorandum'), and to discuss their final list of requirements with the Town of Carrboro Transportation Planner to ensure compatibility with the Carrboro Downtown Traffic Circulation Study.
Staff, TAB, AC, PB, EAB	9)	That the applicant must obtain approval for a traffic control plan from both Public Works and NCDOT prior to construction plan approval.
Staff, TAB, AC, PB, EAB	10)	That the Board of Aldermen finds that 843 parking spaces is sufficient to serve the development. This finding is based on information provided by the applicant regarding the proposed mix of uses and expected shared use of spaces, which should result in the development having sufficient parking at all times except 6-9 PM Friday and Saturday evenings when a majority of the property is leased. This finding of a sufficient number of spaces also is subject to and dependent on the applicant's willingness to retain and utilize a valet parking company during times when a parking shortage exists. The valet parking company is expected to utilize space within the parking deck in such a manner that an additional 47 parking spaces may be realized, as per the information submitted by the applicant stating that it is possible to gain this number of spaces. The obligation to utilize a valet parking company, in accordance with the terms explained herein, shall be a continuing, binding part of the CUP unless the Board of Aldermen agrees to modify this condition based on future circumstances.

Staff, TAB, AC, PB, EAB	11)	Prior to issuance of each building permit, the applicant must present to the Town evidence showing that sufficient parking will be constructed concurrent with the proposed building, in accordance with the parking spreadsheet data included in the CUP plans. The certificate of occupancy for each building will not be issued until such parking is complete unless the applicant demonstrates that the parking deficit can be addressed by a parking valet company in the same manner described in CUP condition #10. In such a situation, the obligation to utilize a valet parking company shall be a continuing, binding part of the CUP until the necessary number of parking spaces are provided unless the Board of Aldermen agrees to modify this condition based on future circumstances. (*This condition replaces conditions related to parking in the June 2007 Phase A CUP.)
Staff, TAB*, AC, PB, EAB *See TAB recommendation	. 12)	That the applicant agrees to include at least 80 bicycle parking spaces. The spaces must be dispersed throughout the project with at least 25% located proximate to the front entrances of buildings, and with at least half of the spaces located in a covered location to shield bicycles from weather elements.
Staff, TAB, AC, PB, EAB	13)	That the Board of Aldermen finds that no screening requirements are imposed on this project because the Board desires to foster a pedestrian-friendly atmosphere in the downtown area among other factors relative to the property lines and further finds that integration of this project with the neighboring property on the eastern side would be diminished were screening required between the two sites.
Staff, TAB, AC, PB, EAB	14)	*That the applicant shall consider suggestions made by the Environmental Planner prior to construction plan approval related to finding possible additional or alternate locations for shade trees.
Staff, TAB, AC, PB, EAB	15)	*That prior to construction plan approval the applicant must fully analyze and survey the existing storm drain system all the way to the outlet and modify elements of the underground detention system if necessary based on associated findings.
Staff, TAB, AC, PB, EAB	16)	*That the applicant must incorporate an appropriate filter or similar type device into the proposed swirl-type vault system, upon such device being reasonably available, in order to increase the percentage of TSS removal associated with the stormwater device.

CALCE TAR AC DR TAR	17)	That the applicant shall provide to the Zanine Division
Staff, TAB, AC, PB, EAB	17)	That the applicant shall provide to the Zoning Division, prior to issuance of the first Certificate of Occupancy for the project or before the release of a bond if some features are not yet in place at the time of the recording of the first Certificate of Occupancy for the project, Mylar and digital as-builts for the stormwater features of the project. Digital as-builts shall be in DXF format and shall include a base map of the whole project and all separate plan sheets. As-built DXF files shall include all layers or tables containing storm drainage features. Storm drainage features will be clearly delineated in a data table. The data will be tied to horizontal controls.
Staff, TAB, AC, PB, EAB		That the developer shall include a detailed stormwater system maintenance plan, specifying responsible entity and schedule. The plan shall be subject to approval by the Town Attorney and shall include scheduled maintenance activities for each unit in the development, (including cisterns, sand filters, swirl-systems, etc), performance evaluation protocol, and frequency of self-reporting requirements (including a proposed self-reporting form) on maintenance and performance. The plan and supporting documentation shall be submitted to Town engineer and Environmental Planner for approval prior to construction plan approval. Upon approval, the plans shall become an ongoing obligation of the property owners.
Staff, TAB, AC, PB, EAB	19)	That the applicant must obtain approval from OWASA for the final design related to water and sewer easements prior to construction plan approval, particularly related but not limited to including a 20-foot easement around the meter vault in Phase A, as referenced on OWASA's May 16, 2007 letter, plus ensuring that OWASA easements are free from certain unallowable encroachments.
Staff, TAB, AC, PB, EAB	20)	That the applicant must receive from the Appearance Commission certification of an alternative design for each building, per LUO Section 15-178(b), for each individual building, prior to issuance of each building permit required and that the design subsequently will be presented to the Board of Aldermen. If upon deciding final architectural details for any building the applicant and staff agree that the building adheres to all architectural details in LUO Section 15-178, then the design shall be presented to the Appearance Commission for a courtesy-level review, then approved by the Board of Aldermen prior to issuance of its building permit.
Staff, TAB, AC, PB, EAB	21)	That the applicant must submit fire flow calculations and receive approval of the calculations from the Town Engineer and OWASA prior to construction plan approval.
Staff, TAB, AC, PB, EAB	22)	That the applicant obtains all necessary temporary and permanent easements, encroachment agreements, or similar legal instruments prior to construction plan approval.
Staff, TAB, AC, PB, EAB	23)	That prior to construction plan approval, the applicant must receive a 'transportation facility' permit from NCDENR.

Staff, TAB, AC, PB, EAB	24)	That prior to construction plan approval, the applicant must provide to the Town evidence that the ArtsCenter retains perpetual access rights, parking rights, solid waste facilities rights, consistent with the existing reciprocal operating agreement with Main Street Properties governing access and parking. If, subsequent to the issuance of the CUP, both parties agree to a new reciprocal operating agreement, then such agreement shall supersede the existing agreement with respect to this condition.
Staff, TAB, AC, PB, EAB	25)	*That the construction plans show a catch basin including the phrase 'dump no waste, drains to Jordan Lake.'
Staff, TAB, AC, PB, EAB	26)	*That a covered bus shelter be required with a custom design.
Staff, TAB, AC, PB, EAB	27)	*That lighting be allowed to spill over onto the railroad in order to increase safety in this area to the extent permitted under the Land Use Ordinance.
Staff, TAB, AC, PB, EAB	28)	*The Board asked that the developer provide an 8-foot wide sidewalk between the railroad right-of-way and Roberson Street if possible.

ADVISO	ADVISORY BOARD COMMENTS / RECOMMENDATIONS					
Additional Advisory Board Comments & Recommendations:	Explanation: Comments and recommendations solely from advisory boards follow. If a comment involves LUO interpretation then the applicable LUO section(s) are noted parenthetically. Otherwise, the Board may wish to consider comments in the context of public health, safety, or welfare findings. Staff generally does not endorse nor refute comments from advisory boards.  Recommendations					
Recommended by		Recommendations				
AC	1)	The AC approves the variance in glazing subject to the applicant providing the amount of glazing currently shown in the CUP plans (i.e.: Building B = 64% on ground floor and 28.3% for upper floors; Building C = 69% on ground floor and 26.8% for upper floors); further, the Appearance Commission hereby certifies the alternative design for buildings B & C, per the designs and details included in the CUP plans.				
	2)	The Appearance Commission wishes to conduct a courtesy- level review of the final architectural details and materials choices for buildings B and C.				
	3)	Further comments and discussion regarding other buildings are delayed until a later date when additional information is available.				
EAB	1)	In addition to meeting shading requirements for the vehicle accommodation area, please plan to include plantings on a minimum of 10% of the pedestrian plaza area with a minimum of 20% canopy, including shade trees and cool paving materials. (Section 15-317)				

## **ATTACHMENT D-6**

	2)	Use high-reflectance paving materials in lieu of dark brick or asphalt (solar reflectance index of greater than 29, per ASTM E 1980). In addition, please provide shading devices to reduce heat on building surfaces and pavements. Use roofing materials with a solar reflectance index of greater than 78, per ASTM E 1980.
	3)	Please involve a LEED accredited professional with the ongoing design of the project. Additionally, we hope the applicant will use as many green building techniques as possible in their plans (for example: low impact design and development, resource efficiency, energy efficiency, water conservation and reuse, indoor environmental quality, homeowner education, etc.).
	4)	To help encourage alternate forms of transportation, please provide shower facilities to serve all tenants.
	5)	Please incorporate passive solar space heating and cooling principals into building design as consistent with the site plan.
	6)	To ensure hydrologic connectivity with the underlying soil and allow roots to penetrate into the native soil, please plant vegetation in the ground and not in disconnected planters.
	7)	Please commit to generation of a minimum of 5% of the base electrical load by onsite solar electric.
TAB	1)	To amend condition #12 to include: That some of the bicycle racks being provided by developer be placed on E. Main Street, even if the racks are placed in the public right-of-way along the sidewalk; and that the installation of the bicycle racks should be phased in as building construction occurs.
	2)	That the applicant agrees that the central pedestrian walkway is closed to non-emergency vehicular traffic at all times, with the exception of deliveries during off-hours.
	3)	That the applicant clarifies for the Board of Aldermen the order of construction of the buildings as well as the conversion of the parking lot in to the pedestrian plaza.
PB	1)	That distinctive paving materials used in pedestrian areas of the 300 E. Main project continue south and lead into The Butler condominium project. (Section 15-221)
	2)	That where pedestrian links from 300 E. Main to The Butler condominiums cross vehicular ways the crosswalks be distinctively marked and raised. (Section 15-221)
	3)	That Main Street Partners work with The Butler condominiums' developer to ensure fully aligned grade-level access from one project to the other. The Planning Board believes that the primary public access to The Butler will be through 300 Main Street into the lawn/courtyard area of the Butler and seeks to ensure that this access fully complies with the Americans with Disabilities Act. (Section 15-221)
	4)	That 300 E. Main utilize the LEED Green and Sustainable Buildings Checklist as a means of quantifying its contribution to sustainability.

# ATTACHMENT D-7

5)	That the applicant provide opaque, evergreen screening of sufficient height and density to reduce heat island effect on the Marion Atwater property at the southeastern comer of the 300 E. Main site.
6)	That vehicular traffic be restricted from the pedestrian plaza except for delivery vehicles and no deliveries permitted later than 10 am each day.

# **TOWN OF CARRBORO**



# CONDITIONAL USE PERMIT WORKSHEET FOR TALLER BUILDINGS IN COMMERCIAL DISTRICTS

I.	COM	COMPLETENESS OF APPLICATION				
		The application is complete				
		The application is incomplete				
		·· · · · · · · · · · · · · · · · · · ·				
ĪI.	COM	1PLIANCE WITH SPECIFIC ORDINANCE REQUIREMENTS				
		The application complies with all applicable specific requirements of the Land Use Ordinance				
	_	The application is not in compliance with the following specific requirements of the Use ordinance for the reasons stated below:				
II		CONSIDERATION OF GENERAL REQUIREMENTS WITH RESPECT TO WHICH THE APPLICANT HAS THE BURDEN OF PROOF				
	A	The Board finds that the proposed use will not substantially injure the value of adjoining or abutting property.				
		The Board cannot find that the proposed use will not substantially injure the				
		value of adjoining or abutting property, or finds that the proposed use will				
		substantially injure the value of adjoining or abutting property, for the following reasons:				
	В	B. The Board finds that the proposed use will be in harmony with the area in which it is to be located.				

ATTACHMENT E-2 The Board finds that the proposed use will not be in harmony with the area in which it is to be located, for the following reasons: C. The Board finds that the proposed use will be in general conformity with the Land Use Plan, Thoroughfare Plan, and other plans officially adopted by the Board. The Board finds that the proposed use will not be in general conformity with the Land Use Plan, Thoroughfare Plan, and other plans officially adopted by the Board, for the following reasons: CONSIDERATION OF PROPOSED CONDITIONS (\*Note: Please clarify for staff, where applicable, whether any discussion points are to be included as Permit Conditions. Informal agreements or understandings are not necessarily binding.\*) If the application is granted, the permit shall be issued subject to the following conditions: 1. The applicant shall complete the development strictly in accordance with the plans submitted to and approved by this Board, a copy of which is filed in the Carrboro Town Hall. Any deviations from or changes in these plans must be submitted to the Development Review Administrator in writing and specific written approval obtained as provided in Section 15-64 of the Land Use Ordinance. 2. If any of the conditions affixed hereto or any part thereof shall be held invalid or void, then this permit shall be void and of no effect. **GRANTING THE APPLICATION** The application is granted, subject to the conditions agreed upon under Section IV of this worksheet. **DENYING THE APPLICATION** 

The application is denied because it is incomplete for the reasons set

The application is denied because it fails to comply with the specific Ordinance

The application is denied because, if completed as proposed, the development

The application is denied because the Board has not made a finding favorable to the applicant on one or more of the general requirements set forth above in Section III.

more probably than not will materially endanger the public health or safety for the

forth above in Section 1.

following reasons:

requirements set forth above in Section II.

IV.

V.

VI.