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***(1) The proposed driveway approach meets the standards of this Chapter and the Public Works Design Standards;***

**Applicant Response:** The subject property is 6.69 acres in size, zoned RMII, and located at 5871 Liberty Road S (083W16C/Tax Lot 600). The subject property is Lot 35 of SUB-UGA-ADJ20-05.

The applicant is proposing a development consisting of 135-apartment units as shown on the site plans.

The proposed development will have access onto Eagle Dance Street located to the west of the site. Eagle Dance Street is designated as a 'local' street on the Salem Transportation System Plan. Due to existing development and topography of the site, access onto Rise Street is not feasible.

As shown on the site plan, the two driveways are required for access to the site and are in compliance with Public Works design standards. The development will have direct access onto Eagle Dance Street via a 29-foot wide two-way driveway. An emergency access only is also being provided onto Eagle Dance Street, north of Building 10.

***(2) No site conditions prevent placing the driveway approach in the required location;***

Applicant Response: The location of the driveways were taken into consideration prior to laying the site out. Access onto Rise Street to the east is not feasible due to topography, so all access for the development is taken to and from Eagle Dance Street from the one proposed two-way driveway south of Building 10. The location of the proposed driveways take into consideration the location of internal streets adjacent to the site and access onto the local streets. Therefore, all factors were taken into consideration and there are no conditions on the site that prevent the driveway approach.

The second accessway is for Emergency Vehicle use only.

***(3) The number of driveway approaches onto an arterial are minimized;***

Applicant Response: There are no driveways proposed onto an arterial. Therefore, this criterion is not applicable.

***(4) The proposed driveway approach, where possible:***

***(A) Is shared with an adjacent property; or***

***(B) Takes access from the lowest classification of street abutting the property;***

Applicant Response to (4)(B): The subject property is located on Rise Street to the east, Eagle Dance Street to the west, and Big Mountain Avenue to the southeast. Big Mountain Avenue, Rise Street and Eagle Dance Street are all designated as 'local' streets. Due to the topography of the site and the location of the detention basin, access to Big Mountain Avenue and Rise Street is not feasible for this development. All access will be onto Eagle Dance Street. There are no adjacent driveways to share access with. Therefore, this criterion has been met.

***(5) The proposed driveway approach meets vision clearance standards;***

Applicant Response: Through the pre-app process, the applicant has been working with Public Works to ensure that the two driveway approaches are in the required location and meets vision clearance standards. As shown on the site plan, this criterion has been met.

***(6) The proposed driveway approach does not create traffic hazards and provides for safe turning movements and access;***

Applicant Response: The driveway approaches do not create traffic hazards. As shown on the site plan, this criterion has been met.

***(7) The proposed driveway approach does not result in significant adverse impacts to the vicinity;***

Applicant Response: During the pre-app process, Public Works has had the opportunity to review the site plan for any adverse impacts. No adverse impacts to the vicinity have been identified. As shown on the site plan, the location of the driveways will not have any impacts on the subject property or adjacent properties. This criterion has been met.

***(8) The proposed driveway approach minimizes impact to the functionality of adjacent streets and intersections; and***

Applicant Response: The applicant has been working with Public Works to ensure that the driveway approaches are in the required locations to minimize impacts to adjacent streets and intersections. As shown on the site plan, this criterion has been met.

***(9) The proposed driveway approach balances the adverse impacts to residentially zoned property and the functionality of adjacent streets.***

Applicant Response: The applicant has been working with Public Works to ensure that the driveway approaches are in the required location to help balance the adverse impacts to residentially zoned property. The location of the proposed driveways takes into consideration the location of the streets adjacent to the site and access onto Eagle Dance Street. As shown on the site plan, this criterion has been met.

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# **Liberty Road Apartments-West**

## **Design Review**

October 15, 2024

### **Owner/Developer:**

Harrison Industries, LLC  
10355 Liberty Road S  
Salem, Oregon 97306

### **Applicant's Representative:**

Brandie Dalton, Land-Use Consultant  
Multi/Tech Engineering Services  
1155 SE 13<sup>th</sup> Street  
Salem, Oregon 97302  
(503) 363-9227  
[bdalton@mtengineering.net](mailto:bdalton@mtengineering.net)

The following statement addresses the applicable Design Review Standards in the SRC Chapter 702 (Multiple Family Design Review) and the requirements under the RMII Zone District. Information provided on the site plans for the Design Review application further address applicable code requirements. Information provided on the site plans for the Design Review and Site Plan Review applications further address applicable code requirements.

Comprehensive Plan Change/Zone Change (CPC-ZC19-03) was approved for the subject property. CPC/ZC19-03 rezoned the subject property to RM-II.

On March 17, 2021, SUB-UGA-ADJ20-05 was approved and included the subject property. The subject property is Lot 35 of SUB-UGA-ADJ20-05.

On April 8, 2021, TCP20-10 was approved and included the removal of the 10 trees located on the subject property, Lot 35 of SUB-UGA-ADJ20-05.

The Sunnyslope Neighborhood Association was notified of the proposal via email on September 2, 2021, and September 18, 2023.

On October 18, 2023, a Design Review Pre-Application Conference (PRE-AP23-76) was held with the applicant and City staff to discuss the development of the subject property.

### **Proposal (Sheet SDR3):**

The subject property is 6.69 acres in size, zoned RMII, and located at 5871 Liberty Road S (083W16C/Tax Lot 600). The subject property is Lot 35 of SUB-UGA-ADJ20-05.

The applicant is proposing a development consisting of 135-apartment units as shown on the site plans.

### **Applications Requested:**

- \*Site Plan Review (SPR)
- \*Design Review (DR)
- \*Driveway Approach Permit (DAP)

### **Adjustments Requested:**

- \*SRC 702.020(d)(2) Façade and Building Design
- \*SRC 702.020(e)(4) Façade and Building Design
- \*SRC 702.020(e)(5) Façade and Building Design

## **Multi-Family Residential (RMII) Chapter 514**

Density (Table 514-3/Sheet SDR3): The site being developed is 6.69 acres in size.

Development in an RMII zone shall meet a minimum of 15 dwelling units and shall not exceed 31 dwelling units. Therefore, the site shall be developed with a minimum of 100 and allowed to have a maximum of 207 units. As shown on the site plan, there are 135 units proposed on the property.

The development is in compliance with the minimum and maximum density requirements.

Setbacks (Table 514-4/Sheet SDR3): Setbacks are shown on the tentative plan.

North:	Buildings 7, 8, and 9: 10 to 22.3-foot setback/Parking: 10-foot setback; Adjacent RMII zone- existing residential dwellings and vacant land (a 6-foot-high sight obscuring fence is being provided as well)
East:	Buildings 6 and 7: 25 to 31-foot setback; Adjacent Rise Street
South:	Buildings 1, 2, 3, 4, and 5: 35-foot setbacks/Parking: 20-foot setback; Adjacent RS zone-existing single-family dwellings (a 6-foot-high sight obscuring fence is being provided as well)
West:	Storage Units: 20-foot setback; Adjacent Eagle Dance Street Buildings 1 and 10: 20-foot setback; Adjacent Eagle Dance Street Storage Units: 16-foot setback; Adjacent RMII zone-vacant land

Maximum Height-Table 514-6 (See Building and Floor Plans): Maximum building height allowed in the RMII area is 50 feet.

- \*Building 1 is 38.2 feet in height (measured to the highest point)
- \*Building 2 is 38.4 feet in height (measured to the highest point)
- \*Building 3 is 38.2 feet in height (measured to the highest point)
- \*Building 4 is 38.4 feet in height (measured to the highest point)
- \*Building 5 is 38.4 feet in height (measured to the highest point)
- \*Building 6 is 38.4 feet in height (measured to the highest point)
- \*Building 7 is 38.2 feet in height (measured to the highest point)
- \*Building 8 is 38.4 feet in height (measured to the highest point)
- \*Building 9 is 38.4 feet in height (measured to the highest point)
- \*Building 10 is 42.3 feet in height (measured to the highest point)
- \*Building 11 (Recreation Building) is 23.2 feet in height (measured to the highest point)
- \*Building 12 is 38.4 feet in height (measured to the highest point)
- \*Building 13 is 38.8 feet in height (measured to the highest point)
- \*Storage Buildings 1 and 2 are 12.11 feet in height (measured to the highest point)

Therefore, the buildings are in compliance with the building height requirement.

Parking (Sheet SDR3): The development is for a 135-unit apartment complex. Code does not require a minimum amount of parking for multi-family developments. However, the maximum parking allowed is 1.75 spaces per dwelling unit. Therefore, the maximum parking spaces allowed on the site are 236 spaces. As shown on the site plan, 235 on-site parking spaces are being provided.

Total:

179	Standard Parking Stalls
46	Compact Parking Stalls
10	Handicap Parking Stalls
<b>235</b>	<b>Total Parking Stalls</b>

As required by code, 40% of the provided parking spaces (235) are set up for EV vehicle parking. Therefore, there are 94 EV parking spaces being provided on-site.

Two (2) loading zones have been provided on-site as well. One in front of Building 1 and one in front of Building 11 (Recreation Building).

All parking areas will be served by 30-foot wide internal two-way accessways that run through the development.

Bicycle Parking: The Code requires 1 bicycle parking space per dwelling unit. Bike racks will be

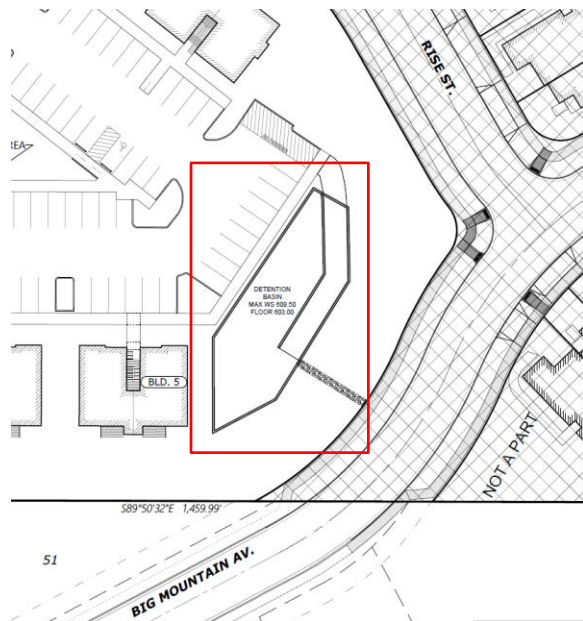
provided on the site and located in a convenient location for the residents. One hundred and thirty-five (135) bicycle spaces are required. One hundred and fifty (150) have been provided on-site.

Recycling (Sheet SDR3): There are four (4) trash/recycle areas provided within the development, one located in the northwestern portion of the development, one located in the northeastern portion of the development, and one in the southwestern portion of the development and one located in the eastern portion of the development. The trash receptacles are accessible for all residents via the paved internal sidewalk system in the development. The trash/recycle area will be screened and enclosed with a sight-obscuring fence or wall. Detail plans for the trash receptacles have been provided.

Lot Coverage (Sheets SDR3 and SDR4): The buildings on the site cover 17% (49,683sq.ft.) of the lot. Therefore, lot coverage is under the 50% maximum allowed and in compliance with code.

Stormwater (Sheet SDR6): As stated on the Grading and Drainage Plan, the proposal is treating at least 80% hard surface with Green Water Infrastructure. Therefore, meeting the requirements of the Public Works Department.

A revised Preliminary Drainage Report dated June 26, 2024, has been submitted as part of this application.





## **Multiple Family Design Review Standards- Chapter 702.020**

### **702.020(a):**

#### **702.020(a)(1) Open Space (Sheet SDR4):**

***(1) To encourage the preservation of natural open qualities that may exist on a site and to provide opportunities for active and passive recreation, all newly constructed multiple family developments shall provide a minimum 30 percent of the gross site area in designated and permanently reserved open space. For the purposes of this subsection, the term "newly constructed multiple family developments" shall not include multiple family developments created through only construction or improvements to the interior of an existing building(s). Indoor or covered recreation space may count toward this open space requirement.***

Applicant Findings: In multi-family developments, a portion of the land not covered by buildings and parking shall be of adequate size and shape and in the proper location to be functional for outdoor recreation and relaxation. The standards are also intended to ensure that open space is an integral part of the overall development design.

The minimum open space area required for this development is 87,425 square feet (30%) of the site. The portion of the subject property being developed is zoned RMII and is 291,276 (6.69 acres) square feet in size with 141,023 square feet of common open space. Therefore, totaling 48% open space.

SITE AREA	291,276 S.F.	(100%)
COMMON OPEN SPACE (TOTAL)	141,023 S.F.	(48%)
COMMON OPEN SPACE WITHIN SETBACKS	31,959 S.F.	
PRIVATE SPACE (GROUND FLOOR PATIOS)	4,011 S.F.	
LANDSCAPE (TOTAL)	105,895 S.F.	(36%)
PARKING LOT LANDSCAPING	6,049 S.F.	
BUILDING FOOTPRINT	49,683 S.F.	(17%)
REC. BUILDING	2,646 S.F.	
REC. AREA 1	1,341 S.F.	
REC. AREA 2	3,354 S.F.	

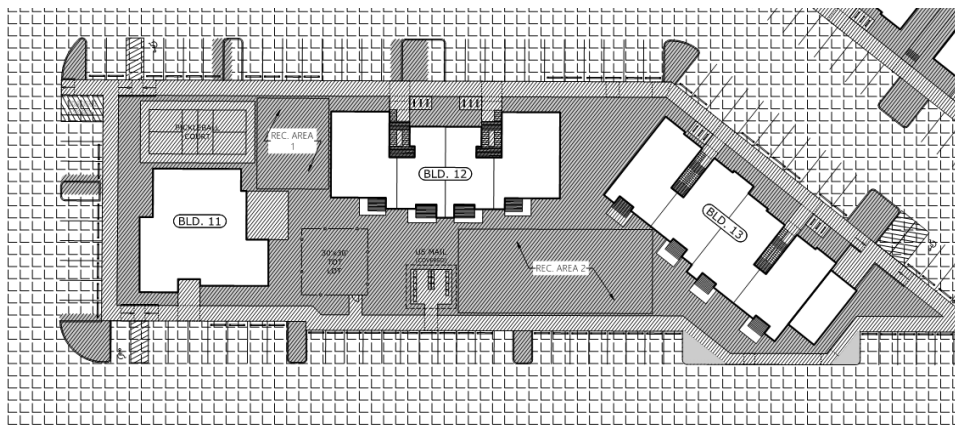
The recreation building, open space areas, and play areas are available to all 135 dwelling units and accessible via the proposed pedestrian pathways. The interior pathways are 5- to 7-foot-wide paved sidewalks and all sidewalks throughout the development are paved. The recreation building, play areas, and open space areas are located in convenient and safe areas for the residents.

Therefore, this standard has been met. See attached site plans and open space plan.

702.020(a)(1)(A) Common Open Space Area Size and Dimensions (Sheet SDR4):

***(A) To ensure usable open space that is of sufficient size, at least one common open space area shall be provided that meets the size and dimension standards set forth in Table 702-3.***

Applicant Findings: The applicant is proposing a development consisting of 135-apartment units as shown on the site plans. The apartments will be developed with the RMII zoned portion of the site that consists of 6.69 acres. Per Table 702-3, the development shall provide an open space area of 2,688 square feet in size with a minimum dimension of 25 feet. As shown on the site plan, an open space (Areas 1 and 2/Tot Lot) area between Buildings 11, 12, and 13 has been provided (4,695sq.ft). A 2,646 square foot recreation building is also being provided on the site for indoor common open space for the residents.



702.020(a)(1)(B):

***(B) To ensure the provided open space is usable, a maximum of 15 percent of the common open space shall be located on land with slopes greater than 25 percent.***

Applicant Findings: There are no slopes on the site greater than 25 percent. This criteria is not applicable.

702.020(a)(1)(C) and (D): Private Open Space (See Building Elevations and Floor Plans):

***(C) To allow for a mix of different types of open space areas and flexibility in site design, private open space, meeting the size and dimension standards set forth in Table 702-4, may count toward the open space requirement. All private open space must meet the size and dimension standards set forth in Table 702-4.***

***(D) To ensure a mix of private and common open space in larger developments, private open space, meeting the size and dimension standards set forth in Table 702-4, shall be provided for a minimum of 20 percent of the dwelling units in all newly constructed multiple family***

***developments with 20 or more dwelling units. Private open space shall be located contiguous to the dwelling unit, with direct access to the private open space provided through a doorway.***

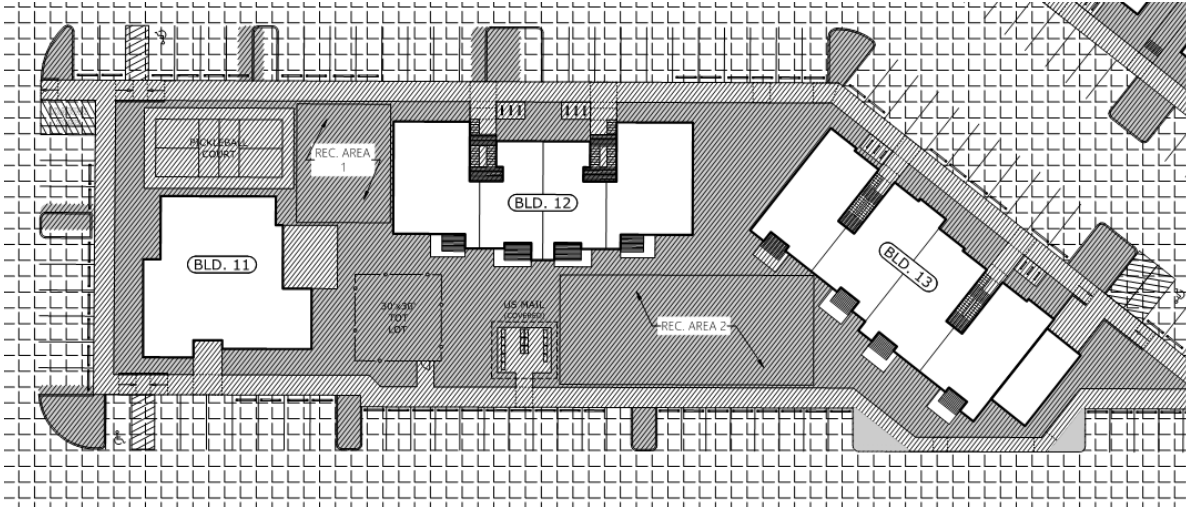
Applicant Findings: Each unit will have private open space as required by the code. Ground floor units will have patio areas that are 96 square feet in size, with no dimension less than 6 feet. All second and third story units will have balconies/decks that are a minimum of 60 square feet in size. All private open space areas are located contiguous to the dwelling unit and will be screened. This private open space includes the patios and balconies/decks. Therefore, this standard has been met.

702.020(a)(1)(E):

***(E) To encourage active recreational opportunities for residents, the square footage of an improved open space area may be counted twice toward the total amount of required open space, provided each such area meets the standards set forth in this subsection. Example: a 750-square-foot improved open space area may count as 1,500 square feet toward the open space requirement.***

- (i) Be a minimum 750 square feet in size with a minimum dimension of 25 feet for all sides; and***
- (ii) Include at least one of the following types of features:***
  - a. Covered pavilion.***
  - b. Ornamental or food garden.***
  - c. Developed and equipped children's play area, with a minimum 30-inch tall fence to separate the children's play area from any parking lot, drive aisle, or street.***
  - d. Sports area or court (e.g., tennis, handball, volleyball, basketball, soccer).***
  - e. Swimming pool or wading pool.***

Applicant Findings: In multi-family developments, a portion of the land not covered by buildings and parking shall be of adequate size and shape and in the proper location to be functional for outdoor recreation and relaxation. The standards are also intended to ensure that usable open space is an integral part of the overall development design. As shown on the site plan, there is usable open space recreation areas that total about 4,695 square feet in size located between Buildings 11, 12, and 13. Recreation Area 1 is 1,341 square feet in size and Recreation Area 2 is 3,354 square feet in size. There is also a 2,646 square foot recreation building (Building 11), a 900 square foot Tot Lot, and a Pickleball Court located in the center of the development adjacent Buildings 11, 12, and 13 (Sheet SDR04).



702.020(a)(1)(F):

***(F) To encourage proximity to and use of public parks, the total amount of required open space may be reduced by 50 percent for developments that are located within one-quarter mile of a public urban, community, or neighborhood park as measured along a route utilizing public or private streets that are existing or will be constructed with the development.***

Applicant Findings: The subject property is located to community and neighborhood parks in the area. Crossler Middler School is located about ¼ a mile to the north of the site. Secor Park is located about ½ a mile to the north of the site. Both school and park can be utilized by the residents within the proposed development. However, the proposed development will have adequate open space areas on-site.

702.020(b)(1) Landscaping Standards (Sheets SDR3, SDR4, L1.1, L1.2, and L1.3):

***(1) To encourage the preservation of trees and maintain or increase tree canopy, a minimum of one tree shall be planted or preserved for every 2,000 square feet of gross site area.***

Applicant Findings: Landscaping is being provided adjacent to all property lines and within the interior of the development. Landscaping has been provided throughout the site as identified on the landscape plans. A minimum of 1 tree will be planted for every 2,000 square feet of the site.

There are 11 trees located on the subject property. Due to the location of the trees, all 11 of the trees are proposed to be removed. On April 8, 2021, TCP20-10 was approved and included the removal of the 10 trees located on the subject property, Lot 35 of SUB-UGA-ADJ20-05. See Sheet SDR02.

12" Cedar  
12" Fir  
14" Pine  
12" Maple  
16" Sequoia  
12" Willow  
16" Fir  
16" Fir  
16" Fir  
16" Poplar  
10" fir

Trees and vegetation have been provided throughout the development as shown on the landscape plans. There is 105,895 square feet of landscaped area throughout the site. Therefore, 36% of the site is landscaped. Landscape plans have been provided and demonstrate how the landscape guidelines have been met.

A permanent underground irrigation system will be provided when development plans are final.

New trees will be provided through the site as shown on the landscape plans (Sheets L1.1, L1.2, and L1.3) and the Mitigation Plans. The replanting of additional trees will help mitigate the removal of all 11 trees on the site.

702.020(b)(2) (Sheets L1.1, L1.2, and L1.3):

***(2) Where a development site abuts property that is zoned Residential Agricultural (RA) or Single Family Residential (RS), a combination of landscaping and screening shall be provided to buffer between the multiple family development and the abutting RA or RS zoned property. The landscaping and screening shall include the following:(A) A minimum of one tree, not less than 1.5 inches in caliper, for every 30 linear feet of abutting property width; and(B) A minimum six-foot tall, decorative, sight-obscuring fence or wall. The fence or wall shall be constructed of materials commonly used in the construction of fences and walls, such as wood, stone, rock, brick, or other durable materials. Chainlink fencing with slats shall be not allowed to satisfy this standard.***

Applicant Findings: The subject property does abut RS property along the south property line. Adequate setbacks have been provided along the south property line, along with landscaping and a 6-foot-high site obscuring fence.

702.020(b)(3), (4), (5) (Sheets L1.1 and L1.2: See landscape plans Sheets L1.1, L1.2, L1.3):

- (3) To define and accentuate primary entryways, a minimum of two plant units, shall be provided adjacent to the primary entryway of each dwelling unit, or combination of dwelling units.***
- (4) To soften the visual impact of buildings and create residential character, new trees shall be planted, or existing trees shall be preserved, at a minimum density of ten plant units per 60 linear feet of exterior building wall. Such trees shall be located not more than 25 feet from the edge of the building footprint.***
- (5) Shrubs shall be distributed around the perimeter of buildings at a minimum density of one plant unit per 15 linear feet of exterior building wall.***

Applicant Findings: Landscaping has been provided around the proposed buildings as shown on the plans.

702.020(b)(6) (Sheets L1.1, L1.2, and L1.3):

- (6) To ensure the privacy of dwelling units, ground level private open space shall be physically and visually separated from common open space with perimeter landscaping or perimeter fencing.***

Applicant Findings: All private ground level open space areas are located contiguous to the dwelling unit and will be screened. This will help to ensure privacy for the patio areas designated as private open space for residents.

702.020(b)(7) and (8) (Sheets SDR3, SDR4, L1.1, L1.2 and L1.3):

- (7) To provide protection from winter wind and summer sun and to ensure trees are distributed throughout a site and along parking areas, a minimum of one canopy tree shall be planted along every 50 feet of the perimeter of parking areas. Trunks of the trees shall be located within ten feet of the edge of the parking area (see Figure 702-3).***
  - (A) A minimum of one canopy tree shall be planted within each planter bay.***
  - (B) A landscaped planter bay a minimum of nine feet in width shall be provided at a minimum spacing of one for every 12 spaces. (see Figure 702-3).***
- (8) Multiple family developments with 13 or more units are exempt from the landscaping requirements in SRC chapter 806.***

Applicant Findings: All parking areas are within the requirements of the code and are separated by planter bays that are a minimum of 9 feet in width. All parking areas are landscaped as required and separated by landscaped bays that meet the minimum width as shown on the site plan. The parking areas and landscaped areas provide for visually appealing apartment grounds. There is 6,049 square feet of landscaping within the parking areas.

702.020(c)(1) and (2) Site Safety and Security Standards (Sheet SDR3/Building Elevations and Floor Plans):

- (1) Windows shall be provided in all habitable rooms, other than bathrooms, on each wall that faces common open space, parking areas, and pedestrian paths to encourage visual surveillance of such areas and minimize the appearance of building bulk.***
- (2) Lighting shall be provided that illuminates all exterior dwelling unit entrances, parking areas, and pedestrian paths within the development to enhance visibility and resident safety.***

Applicant Findings: All buildings have windows provided in habitable rooms and windows that face the parking lots and open space areas. This helps provide an eye on the development. Lighting on the buildings and along the sidewalks have been provided as well.

702.020(3) and (4) (Sheets SDR3, L1.1, L1.2, and L1.3):

- (3) Fences, walls, and plant materials shall not be installed between street-facing dwelling units and public or private streets in locations that obstruct the visibility of dwelling unit entrances from the street. For purposes of this standard, the term "obstructed visibility" means the entry is not in view from the street along one-half or more of the dwelling unit's frontage.***
- (4) Landscaping and fencing adjacent to common open space, parking areas, and dwelling unit entryways shall be limited to a maximum height of three feet to encourage visual surveillance of such areas.***

Applicant Findings: Safety of the residents is very important, and all requirements are met to assure safety and compliance with code. There are no fences or plant materials located in areas within the development that obstruct visibility. All landscaping adjacent to open space areas will not exceed 3 feet in height.

702.020(d)(1), (2), (3) and (4) Parking and Site Design Standards (Sheet SDR3):

- (1) To minimize large expanses of continuous pavement, parking areas greater than 6,700 square feet in area shall be physically and visually separated with landscaped planter bays that are a minimum of nine feet in width. Individual parking areas may be connected by an aisle or driveway (see Figure 702-3).***
- (2) To minimize the visual impact of on-site parking and to enhance the pedestrian experience, off-street surface parking areas and vehicle maneuvering areas shall be located behind or beside buildings and structures. Off-street surface parking areas and vehicle maneuvering areas shall not be located between a building or structure and a street.***
- (3) Where a development site abuts, and is located uphill from, property zoned Residential Agriculture (RA) or Single Family Residential (RS), and the slope of the development site within 40 feet of the abutting RA or RS zoned property is 15 percent or greater, parking areas shall be***

***set back not less than 20 feet from the property line of the abutting RA or RS zoned property to ensure parking areas are designed to consider site topography and minimize visual impacts on abutting residential properties.***

***(4) To ensure safe pedestrian access to and throughout a development site, pedestrian pathways shall be provided that connect to and between buildings, common open space, and parking areas, and that connect the development to the public sidewalks. Pedestrian pathways shall be a minimum of five feet in width.***

Applicant Findings: The subject property has street frontage on Rise Street (east), Big Mountain Avenue (southeast), and Eagle Dance Street (west) along the property lines. Internal accessways are proposed within the development.

Per SRC 702.020(d)(1): *“To minimize large expanses of continuous pavement, parking areas greater than 6,700 square feet in area shall be physically and visually separated with landscaped planter bays that are a minimum of nine feet in width. Individual parking areas may be connected by an aisle or driveway.”*

All parking areas greater than 6,700 square feet in area are within the requirements of the code and are separated by planter bays that are a minimum of 9 feet in width. The layout of the parking areas has been taken into consideration and provides for safe and efficient circulation throughout the development. In order to take into consideration circulation, pedestrian access, landscaping, and the requirements of the code, the parking areas have been carefully designed. All parking areas are landscaped as required, and separated by landscaped bays that meet the minimum width as shown on the site plan. The parking areas and landscaped areas provide for visually appealing apartment grounds. There is 6,049 square feet of landscaping within the parking areas.

There are a few areas within the development where the parking area is not setback behind the buildings. Therefore, an adjustment to SRC 702.020(d)(2) has been requested.

As shown on the site plan, all buildings are separated from all pathways. The intent of this standard is to provide privacy for residents. The development does provide setbacks between the buildings and pathways. All the pathways connect the buildings, open space, parking areas, and surrounding uses.

Therefore, meeting this standard.

702.020(e)(1) through (8) Façade and Building Design: These standards are intended to promote building and site design that contributes positively to a sense of neighborhood and to the overall streetscape by carefully relating building mass, entries and yards to public streets.



***(1) To preclude long monotonous exterior walls, buildings shall have no dimension greater than 150 feet.***

Applicant Findings: The building design does not have long flat walls or roof lines. The buildings will have an offset that breaks up the front of the buildings and the roof lines. All buildings within the development will not exceed 150 feet in length. The height and length of the buildings and structures conform to the measuring requirements in code.

***(2) Where a development site abuts property zoned Residential Agricultural (RA) or Single Family Residential (RS), buildings shall be setback from the abutting RA or RS zoned property as set forth in Table 702-5 to provide appropriate transitions between new buildings and structures on site and existing buildings and structures on abutting sites.***

Applicant Findings: The subject property does abut RS zoned property along the south property line. Therefore, a setback of minimum 1 foot for each 1 foot of building height is required. Setbacks (Sheet SDR3) are shown on the tentative plan.

South: Adjacent RS zone-existing single-family dwellings; Buildings 1, 2, 3, 4, and 5: 35-foot setbacks/Parking: 20-foot setback (along with a 6-foot-high sight obscuring fence)

\*Building 1 (side) is 34.1 feet in height (measured to the middle of the gable).

\*Building 2 (rear) is 33.8 feet in height (measured to the middle of the gable)

\*Building 3 (rear) is 34.1 feet in height (measured to the middle of the gable)

\*Building 4 (rear) is 33.8 feet in height (measured to the middle of the gable)

\*Building 5 (rear) is 33.8 feet in height (measured to the middle of the gable).

***(3) To enhance compatibility between new buildings on site and abutting residential sites, balconies located on building facades that face RA or RS zoned properties, unless separated by a street, shall have fully sight-obscuring railings.***

Applicant Findings: The rear side of Buildings 2, 3, 4 and 5 face the RS zoned property to the south. All four of these buildings have balconies that will face the RS zoned properties and the balconies will have sight-obscuring railings.

***(4) On sites with 75 feet or more of buildable width, a minimum of 40 percent of the buildable width shall be occupied by building placed at the setback line to enhance visual interest and activity along the street. Accessory structures shall not apply towards meeting the required percentage.***

## Applicant Findings:

### Rise Street

The subject property has 352 feet of buildable width (this excludes required side setbacks) along Rise Street. Buildings 6 and 7 are located along Rise Street. Code requires a minimum of 40% of the buildable width be occupied by buildings placed on the setback line. As shown on the site plan, the buildings total 204 feet of the buildable width along the street frontage. Occupying 58% of the buildable width of street frontage along Rise Street.

However, due to the topography on this side of the development, Buildings 6 and 7 are not located on the setback line. Therefore, an adjustment to this standard has been requested.

### Big Mountain Avenue Extension

The subject property has 143 feet of buildable width (this excludes required side setbacks) along Big Mountain Avenue. Due to the location of the detention basin, there are no buildings proposed along Big Mountain Avenue.

Therefore, an adjustment to this standard has been requested.

### Eagle Dance Street Extension

The subject property has 339 feet of buildable width (this excludes required side setbacks and driveways) along Eagle Dance Street. Buildings 1, and 10 are located on the setback line along Eagle Dance Street. Code requires a minimum of 40% of the buildable width be occupied by buildings placed on the setback line. As shown on the site plan, the buildings total 181.6 feet of the buildable width along the street frontage.

Therefore, occupying 54% of the buildable width of street frontage along Eagle Dance Street.

***(5) To orient buildings to the street, any ground-level unit, cluster of units, interior lobbies, or portions thereof, located within 25 feet of the property line abutting a street shall have an architecturally defined primary building entrance facing that street, with direct pedestrian access to adjacent sidewalks.***

Applicant Findings: The rear side of all the buildings face the right-of-way. The street side of this building (rear) will be designed to be visually appealing, by providing similar design as is being provided for the front building facade for all buildings. All buildings have entrances physically and visually connected to the internal public sidewalk system and the parking lots. In order to be consistent with the front facade of the building; windows, offsets, and architectural features will be incorporated in the portions of the building facing the right-of-way.

In order to provide safety and convenience for the residents, all buildings will face the interior

the lot. This provides more eyes on the site, which provides greater safety for residents. This also provides convenience since all parking is located within the interior of the site.

Direct pedestrian paths are provided from Buildings 1, and 10 to the proposed sidewalk system within Eagle Dance Street. Due to the topography of the site, individual pedestrian pathways from Buildings 6 and 7 to Rise Street are not being provided. However, a shared pathway (stairs) between Buildings 6 and 7 is being provided to meet the standard.

Therefore, an adjustment to this standard has been requested.

***(6) A porch or architecturally defined entry area shall be provided for each ground level dwelling unit. Shared porches or entry areas shall be provided to not more than four dwelling units. Individual and common entryways shall be articulated with a differentiated roof, awning, stoop, forecourt, arcade or portico.***

Applicant Findings: The primary entrances for each individual unit are provided through a covered entry way. All building entries are clearly defined and easily accessible. The design of the building with the use of roofline offsets and covered entry ways, promote a positive sense of neighborhood.

***(7) Roof-mounted mechanical equipment, other than vents or ventilators, shall be screened from ground level view. Screening shall be as high as the top of the mechanical equipment, and shall be integrated with exterior building design.***

Applicant Findings: All roof-mounted equipment will be screened and integrated into the building design. Further review of this requirement will take place at the time of building permits. Therefore, this guideline has been met.

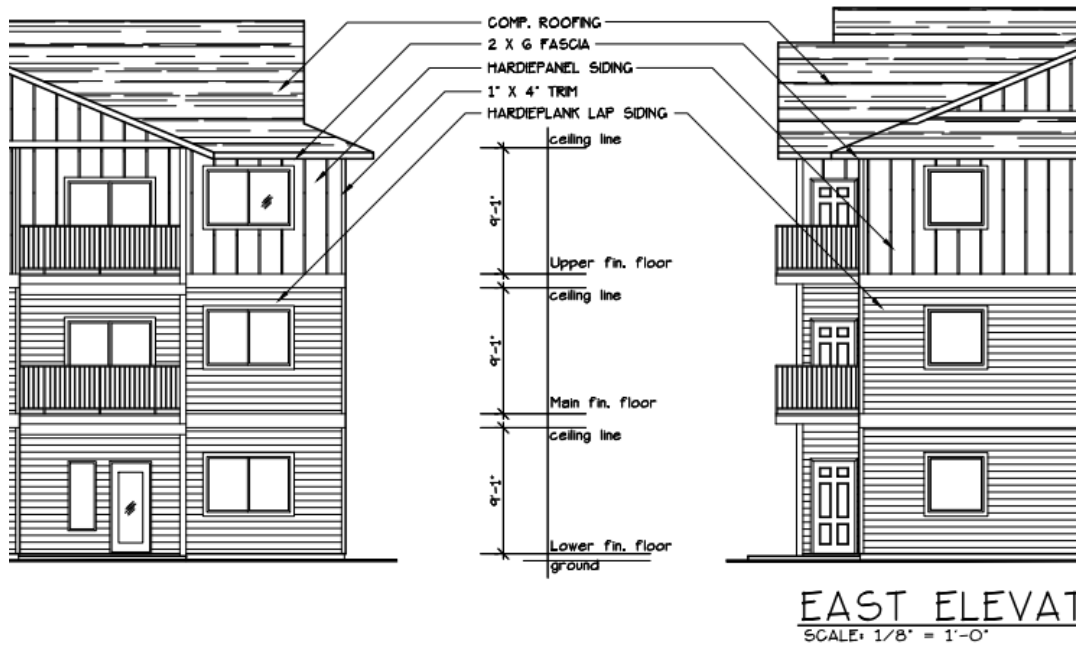
***(8) To reinforce the residential character of the neighborhood, flat roofs, and the roof ridges of sloping roofs, shall not exceed a horizontal length of 100 feet without providing differences in elevation of at least four feet in height. In lieu of providing differences in elevation, a cross gable or dormer that is a minimum of four feet in length may be provided.***

Applicant Findings: The building design does not have long flat walls or roof lines. The buildings will have an offset that breaks up the front of the buildings and the roof lines. All buildings will have a minimum of 4-foot offsets, balconies, patios, eaves, and windows incorporated into the design of each of the buildings.

702.020(e)(9) and (10) (See Building Elevations): Varied materials and textures are being used on the building facade. The applicant has provided building elevations to show how this is

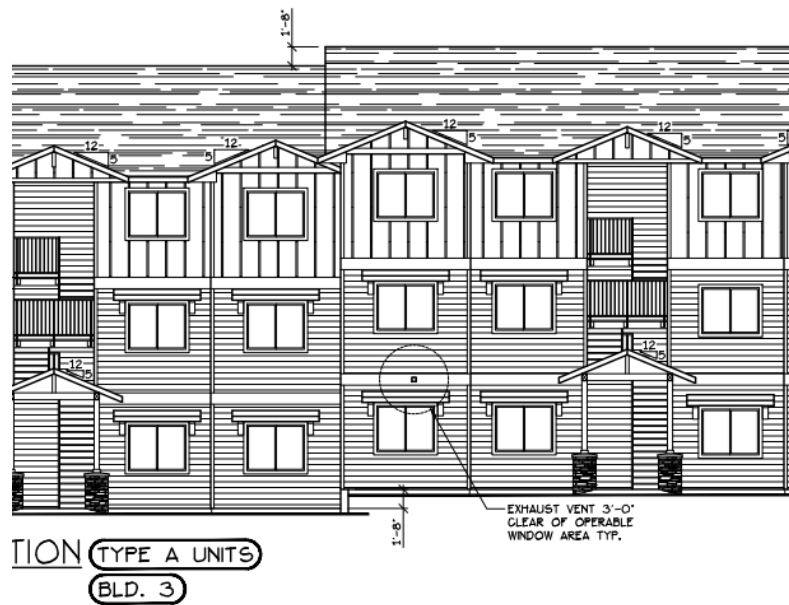
being complied with.

The materials used on the front, rear, and sides of the apartments are the same; shake siding, trim board, lap siding, and stone around the pillars. See attached building elevations.

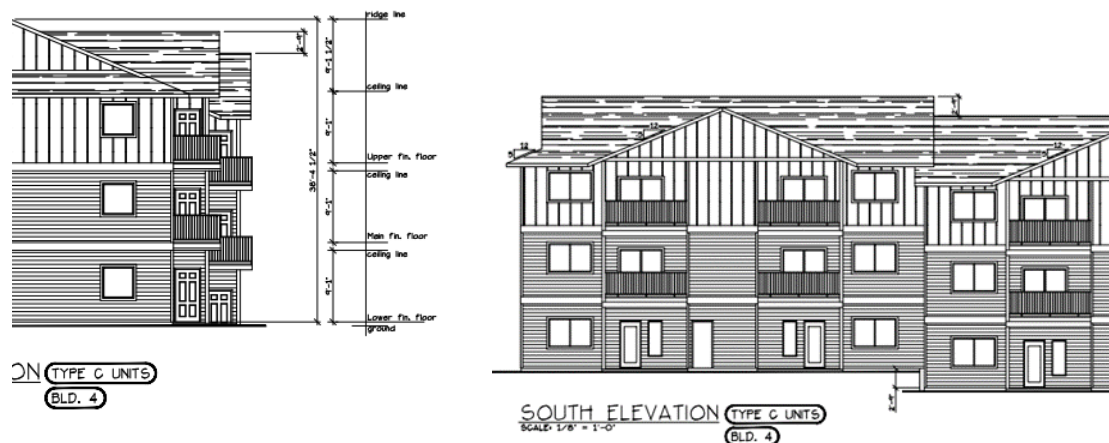


The proposed buildings provide the required offsets and design elements as shown on the building elevations.

The proposed buildings provide offsets:



Covered Decks and Recessed Balconies:



### Covered Entrance:



### Climate Mitigation

Under the new Climate Mitigation requirements, an applicant has options for how they want to mitigate the climate impacts of their proposed development.

Per the Climate Mitigation requirements: ***"You may choose to either provide canopy coverage (at least 40% of the parking lot within 15 years), solar power generation (0.5 kilowatts per parking space), or payment (\$1,500 per parking space) to help fund wind and solar power generation at affordable housing developed by the Salem Housing Authority. You may also choose a combination of these options."***

The applicant has chosen to provide at least 40% tree canopy coverage as shown on the tree plan provided. The proposed parking area is about 96,213 square feet in size, with 59,663 square feet of tree canopy coverage being provided. Therefore, providing 62% tree coverage (See attached mitigation plan Sheet 1 of 1).

# Liberty Road Apartments-West

## Adjustment Class-2 Application

October 11, 2024

### Proposal:

The subject property is 6.69 acres in size, zoned RMII, and located at 5871 Liberty Road S (083W16C/Tax Lot 600). The subject property is Lot 35 of SUB-UGA-ADJ20-05.

The applicant is proposing a development consisting of 150-apartment units as shown on the site plans.

The applicant is requesting an adjustment greater than 20% adjustment to Sec. 702.020(e)(5) Façade and building design:

***“(5) To orient buildings to the street, any ground-level unit, cluster of units, interior lobbies, or portions thereof, located within 25 feet of the property line abutting a street shall have a building entrance facing that street, with direct pedestrian access to adjacent sidewalks.”***

### **Adjustment Criteria-SRC 250.005(d)(2) Criteria:**

**(A) The purpose underlying the specific development standard proposed for adjustment is:**

- (i) Clearly inapplicable to the proposed development; or***
- (ii) Equally or better met by the proposed development.***

**(B) If located within a residential zone, the proposed development will not detract from the livability or appearance of the residential area.**

**(C) If more than one adjustment has been requested, the cumulative effect of all the adjustments result in a project which is still consistent with the overall purpose of the zone.**

### Applicant Findings:

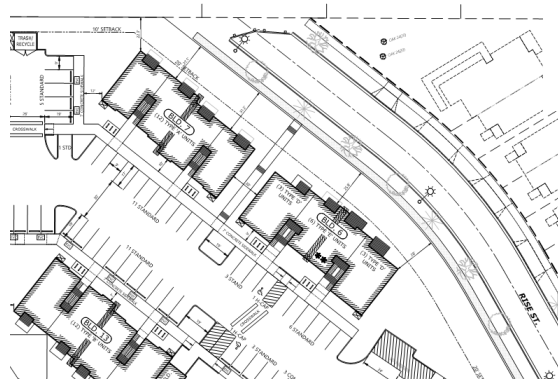
- (A)** The purpose of this requirement is to provide a pedestrian friendly development with buildings entrances facing the street.

The rear side of all the buildings face the right-of-way. The street side of this building (rear) will be designed to be visually appealing, by providing similar design as is being provided for the front building facade for all buildings. All buildings have entrances physically and visually connected to the internal public sidewalk system and the parking lots. In order to be consistent with the front facade of the building; windows, offsets, and architectural features will be incorporated in the portions of the building facing the right-of-way.

In order to provide safety and convenience for the residents, all buildings will face the interior the lot. This provides more eyes on the site, which provides greater safety for residents. This also provides convenience since all parking is located within the interior

of the site.

Direct pedestrian paths are provided from Buildings 1, 10, and 11 to the proposed sidewalk system within Eagle Dance Street. Due to the topography of the site, pedestrian pathways from Buildings 6 and 7 to Rise Street are not being provided. However, a shared pathway between Buildings 6 and 7 has been provided for access to Rise Street.



Proposed and existing sidewalks will further enhance the pedestrian connections and circulation to and from the site. The proposed sidewalks to and from the site will provide pedestrian circulation to the entrances of the buildings.

Proposed pedestrian sidewalk connections are illustrated on the tentative site plan. The proposed development provides safe and convenient bicycle and pedestrian access from within the development to adjacent residential areas.

- (B) The apartment development will provide more than adequate landscaped areas throughout the site along with pedestrian paths/sidewalks throughout, along with visually appealing buildings. All of which will create a pedestrian friendly development. Buildings not facing the street will have no effect on the proposed use or surrounding uses.
- (C) There are more than one adjustments being requested for this proposal. The adjustments do not have any effect on the project.



# Liberty Road Apartments-West

## Adjustment Class-2 Application

October 11, 2024

### Proposal:

The subject property is 6.69 acres in size, zoned RMII, and located at 5871 Liberty Road S (083W16C/Tax Lot 600). The subject property is Lot 35 of SUB-UGA-ADJ20-05.

The applicant is proposing a development consisting of 135-apartment units as shown on the site plans.

The applicant is requesting an adjustment greater than 20% adjustment to Sec. 702.020(e)(4) Façade and building design:

**“(4) On sites with 75 feet or more of buildable width, a minimum of 40 percent of the buildable width shall be occupied by building placed at the setback line to enhance visual interest and activity along the street. Accessory structures shall not apply towards meeting the required percentage.”**

### Adjustment Criteria-SRC 250.005(d)(2) Criteria:

**(A) The purpose underlying the specific development standard proposed for adjustment is:**

- (i) Clearly inapplicable to the proposed development; or**
- (ii) Equally or better met by the proposed development.**

**(B) If located within a residential zone, the proposed development will not detract from the livability or appearance of the residential area.**

**(C) If more than one adjustment has been requested, the cumulative effect of all the adjustments result in a project which is still consistent with the overall purpose of the zone.**

### Applicant Findings:

- (A)** The purpose of this requirement is to provide a pedestrian friendly development with building located close to the sidewalks.

#### Rise Street

The subject property has 352 feet of buildable width (this excludes required side setbacks) along Rise Street. Buildings 6 and 7 are located along Rise Street. Code requires a minimum of 40% of the buildable width be occupied by buildings placed on the setback line. As shown on the site plan, the buildings total 204 feet of the buildable width along the street frontage. Occupying 58% of the buildable width of street frontage along Rise Street.

However, due to the topography on this side of the development, Buildings 6 and 7 are not located on the setback line.

As shown on the site plan, the area adjacent Rising Street is sloped and moving the buildings to the 20-foot setback line is not feasible. The slope of this area makes it very difficult to locate Buildings 6 and 7 on the setback line.

Big Mountain Avenue Extension

The subject property has 143 feet of buildable width (this excludes required side setbacks) along Big Mountain Avenue.

Due to the location of the detention basin, there are no buildings proposed along Big Mountain Avenue.

- (B) The apartment development will provide additional landscaped areas throughout the site along with pedestrian paths/sidewalks through, along with visual appealing buildings. All of which will create a pedestrian friendly development. The reduction of buildings along the setback line will have no effect on the proposed use or surrounding uses.
- (C) There are more than two adjustments being requested for this proposal. The adjustments do not have any effect on the project.

# Liberty Road Apartments-West

## Adjustment Class-2 Application

October 11, 2024

### Proposal:

The subject property is 6.69 acres in size, zoned RMII, and located at 5871 Liberty Road S (083W16C/Tax Lot 600). The subject property is Lot 35 of SUB-UGA-ADJ20-05.

The applicant is proposing a development consisting of 135-apartment units as shown on the site plans.

The applicant is requesting an adjustment greater than 20% adjustment to Sec. 702.020(d) Façade and building design:

***“SRC 702.020(d)(2): “To minimize the visual impact of on-site parking and to enhance the pedestrian experience, off-street surface parking areas and vehicle maneuvering areas shall be located behind or beside buildings and structures. Off-street surface parking areas and vehicle maneuvering areas shall not be located between a building or structure and a street.”***

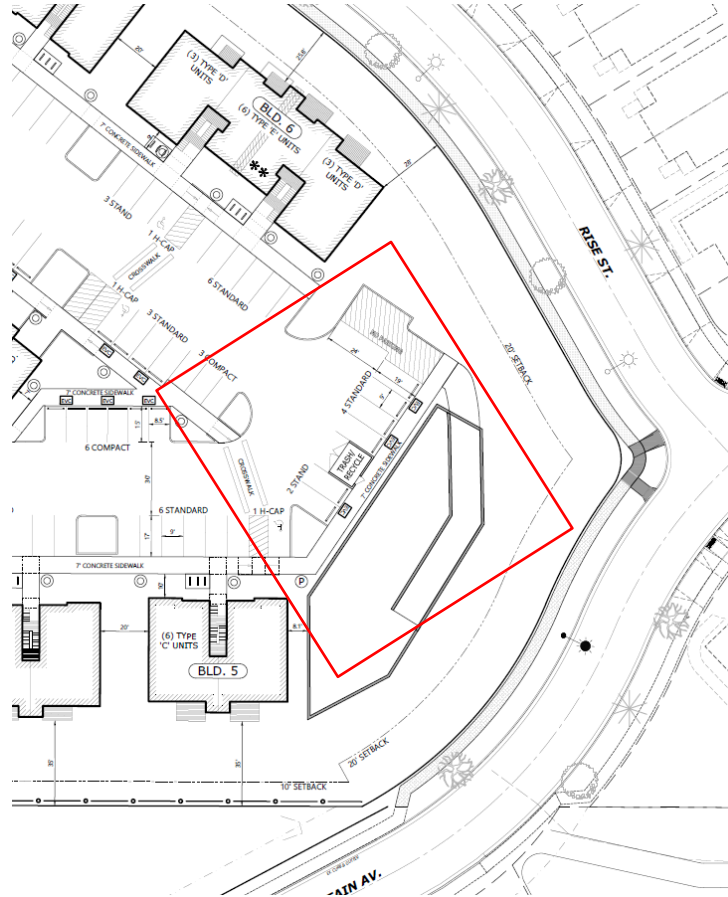
### ***Adjustment Criteria-SRC 250.005(d)(2) Criteria:***

- (A) The purpose underlying the specific development standard proposed for adjustment is:
  - (i) Clearly inapplicable to the proposed development; or*
  - (ii) Equally or better met by the proposed development.****
- (B) If located within a residential zone, the proposed development will not detract from the livability or appearance of the residential area.***
- (C) If more than one adjustment has been requested, the cumulative effect of all the adjustments result in a project which is still consistent with the overall purpose of the zone.***

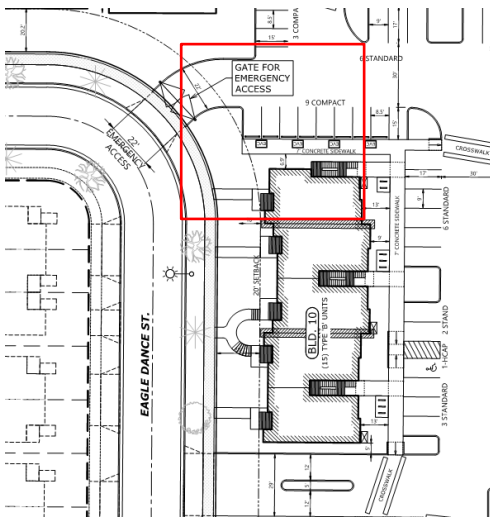
### Applicant Findings:

- (A) The purpose of this requirement is to provide a pedestrian friendly development with buildings located close to the sidewalks instead of parking areas.

Due to topography, the stormwater quality facility location, and the shape of the lot, Buildings 6 and 7 cannot be moved in front of the parking along Rise Street and Big Mountain Avenue.



Due to the shape of the lot and the location of the emergency exist onto Eagle Dance Street, Building 10 cannot be moved in front of the parking.



(B) The apartment development will provide landscaped areas throughout the site along with pedestrian paths/sidewalks throughout, along with visual appealing buildings. There will be

landscaping adjacent Buildings 5 and 6, and the parking areas, to enhance the pedestrian experience. All of which will create a pedestrian friendly development. The parking location will have no effect on the proposed use or surrounding uses.

- (C) There are more than one adjustment being requested for this proposal. The adjustments do not have any effect on the project.

## ***Liberty Road Apartments-West***

### ***Class 3-Site Plan Review***

***October 15, 2024***

#### **SRC 220.005(f)(3) Class 3 Site Plan Review Criteria:**

***(A) The application meets all applicable standards of the UDC;***

**Applicant Findings:** The subject property is 6.69 acres in size, zoned RMII, and located at 5871 Liberty Road S (083W16C/Tax Lot 600). The subject property is Lot 35 of SUB-UGA-ADJ20-05.

The applicant is proposing a development consisting of 135-apartment units as shown on the site plans.

Applications Requested:

- \*Site Plan Review (SPR)
- \*Design Review (DR)
- \*Driveway Approach Permit (DAP)

Adjustments Requested:

- \*SRC 702.020(d)(2) Façade and Building Design
- \*SRC 702.020(e)(4) Façade and Building Design
- \*SRC 702.020(e)(5) Façade and Building Design

#### **Multi-Family Residential (RMII) Chapter 514**

**Density (Sheet SDR3):** The site being developed is 6.69 acres in size. Development in an RMII zone shall meet a minimum of 15 dwelling units and shall not exceed 31 dwelling units. Therefore, the site shall be developed with a minimum of 100 and allowed to have a maximum of 207 units. As shown on the site plan, there are 135 units proposed on the property.

The development is in compliance with the minimum and maximum density requirements.

**Setbacks (Sheet SDR3):** Setbacks are shown on the tentative plan.

- North: Buildings 7, 8, and 9: 10 to 22.3-foot setback/Parking: 10-foot setback (6-foot-high sight obscuring fence); Adjacent RMII zone- existing residential dwellings and vacant land
- East: Buildings 6 and 7: 25 to 31-foot setback; Adjacent Rise Street
- South: Buildings 1, 2, 3, 4, and 5: 35-foot setbacks/Parking: 20-foot setback (6-foot-high sight obscuring fence); Adjacent RS zone-existing single-family dwellings  
Storage Units: 20-foot setback; Adjacent Eagle Dance Street
- West: Buildings 1 and 10: 20-foot setback; Adjacent Eagle Dance Street  
Storage Units: 16-foot setback; Adjacent RMII zone-vacant land

**Maximum Height** (See Building and Floor Plans): Maximum building height allowed in the RMII area is 50'. All proposed buildings are in compliance with the requirements of the Code.

- \*Building 1 is 38.2 feet in height (measured to the highest point)
- \*Building 2 is 38.4 feet in height (measured to the highest point)

- \*Building 3 is 38.2 feet in height (measured to the highest point)
- \*Building 4 is 38.4 feet in height (measured to the highest point)
- \*Building 5 is 38.4 feet in height (measured to the highest point)
- \*Building 6 is 38.4 feet in height (measured to the highest point)
- \*Building 7 is 38.2 feet in height (measured to the highest point)
- \*Building 8 is 38.4 feet in height (measured to the highest point)
- \*Building 9 is 38.4 feet in height (measured to the highest point)
- \*Building 10 is 42.3 feet in height (measured to the highest point)
- \*Building 11 (Recreation Building) is 23.2 feet in height (measured to the highest point)
- \*Building 12 is 38.4 feet in height (measured to the highest point)
- \*Building 13 is 38.8 feet in height (measured to the highest point)
- \*Storage Buildings 1 and 2 are 12.11 feet in height (measured to the highest point)

Therefore, the buildings are in compliance with the building height requirement.

Parking (Sheet SDR3): The development is for a 135-unit apartment complex. Code does not require a minimum amount of parking for multi-family developments. However, the maximum parking allowed is 1.75 spaces per dwelling unit. Therefore, the maximum parking spaces allowed on the site are 236 spaces. As shown on the site plan, 235 on-site parking spaces are being provided. The applicant is requesting an adjustment.

Total:

179	Standard Parking Stalls
46	Compact Parking Stalls
10	Handicap Parking Stalls
235	Total Parking Stalls

As required by code, 40% of the provided parking spaces (233) are set up for EV vehicle parking. Therefore, there are 94 EV parking spaces being provided on-site.

Two (2) loading zones have been provided on-site as well. One in front for Building 1 and one in front of Building 11 (Recreation Building).

All parking areas will be served by 30-foot wide internal two-way accessways that run through the development.

Bicycle Parking: The Code requires 1 bicycle parking space per dwelling unit. Bike racks will be provided on the site and located in a convenient location for the residents. One hundred and thirty-five (135) bicycle spaces are required and one hundred and fifty (150) have been provided on-site.

Recycling (Sheet SDR3): There are four (4) trash/recycle areas provided within the development, one located in the northwestern portion of the development, one located in the northeastern portion of the development, and one in the southwestern portion of the development and one located in the eastern portion of the development. The trash receptacles are accessible for all residents via the paved internal sidewalk system in the development. The trash/recycle area will be screened and enclosed with a sight-obscuring fence or wall. Detail plans for the trash receptacles have been provided.

Lot Coverage (Sheets SDR3 and SDR4): The buildings on the site cover 17% (49,683sq.ft.) of the lot. Therefore, lot coverage is under the 50% maximum allowed and in compliance with code.

Stormwater: As stated on the Grading and Drainage Plan, the proposal is treating at least 80% hard surface with Green Water Infrastructure. Therefore, meeting the requirements of the Public Works Department.

A Preliminary Drainage Report dated June 26, 2024, has been submitted as part of this application.

**(B)     *The transportation system provides for the safe, orderly, and efficient circulation of traffic into and out of the proposed development, and negative impacts to the transportation system are mitigated adequately;***

**Applicant Findings:** A TGE form has been submitted as part of this packet. However, a Traffic Impact Analysis (TIA) was approved with the Comprehensive Plan Change/Zone Change (CPC-ZC19-03) approval for the subject property. The TIA has been submitted as part of this application submittal.

As shown on the site plan, safe and efficient access and circulation has been provided into and throughout the development. The proposed development has 30-foot wide driveways throughout the site. The driveways provide circulation throughout the site and onto the surrounding street system.

The design of on-site circulation is clearly identifiable, safe, pedestrian friendly and interconnected. The subject property is located in a developing area where improved streets and sidewalks continue as required by the City. Improved access is required by code. Approval does not adversely affect the safe and healthful development of any adjoining land or access thereto.

**(C)     *Parking areas and driveways are designed to facilitate safe and efficient movement of vehicles, bicycles, and pedestrians; and***

**Applicant Findings:** Parking: The development is for a 135-unit apartment complex. Code does not require a minimum amount of parking for multi-family developments. However, the maximum parking allowed is 1.75 spaces per dwelling unit. Therefore, the maximum parking spaces allowed on the site are 236 spaces. As shown on the site plan, 235 on-site parking spaces are being provided.

Total:

179	Standard Parking Stalls
46	Compact Parking Stalls
10	Handicap Parking Stalls
235	Total Parking Stalls

As required by code, 40% of the provided parking spaces (233) are set up for EV vehicle parking. Therefore, there are 94 EV parking spaces being provided on-site.

Two (2) loading zones have been provided on-site as well. One in front for Building 1 and one in front of Building 11 (Recreation Building).

All parking areas will be served by 30-foot wide internal two-way accessways that run through the development.



**Bicycle Parking:** The Code requires 1 bicycle parking space per dwelling unit.

Bike racks will be provided on the site and located in a convenient location for the residents. One hundred and thirty-five (135) bicycle spaces are required and one-hundred and fifty (150) have been provided on-site.

The design of pedestrian circulation systems shall provide clear and identifiable connections within the multiple family development and to adjacent uses and public streets/sidewalks. The proposed development provides safe and convenient bicycle and pedestrian access from within the development to adjacent residential areas. Therefore, this standard has been met.

**(D)      *The proposed development will be adequately served with City water, sewer, stormwater facilities, and other utilities appropriate to the nature of the development.***

***Applicant Findings:*** Utility plans have been provided that show how the site will be served with City water, sewer, storm water facilities, and other utilities appropriate to the development. As stated on the Grading and Drainage Plan, the proposal is treating at least 80% hard surface with Green Water Infrastructure. Therefore, meeting the requirements of the Public Works Department.

A Preliminary Drainage Report dated June 26, 2024, has been submitted as part of this application.

