### DOCKET ITEM #3 Encroachment #2018-0007 1620 Prince Street Hilton Garden Inn

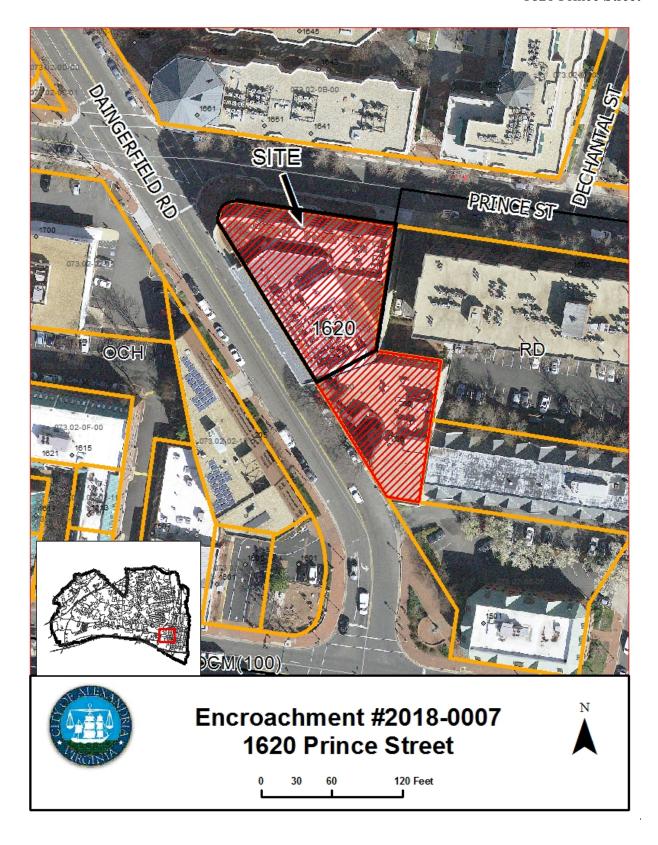
### **CONSENT AGENDA ITEM**

If no one asks to speak about this case prior to the hearing, it will be approved without discussion as part of the Consent Agenda.

Application	General Data	
Request:	<b>Planning Commission</b>	October 2, 2018
Public hearing and consideration of a	Hearing:	
request for an encroachment into the	City Council	October 13, 2018
public right-of-way along	Hearing:	
Daingerfield Road for the		
installation of bollards.		
Address: 1620 Prince Street	Zone:	OCH/Office Commercial High
<b>Applicant:</b> Carr 1620 Prince	Small Area Plan:	King Street Metro/Eisenhower
Street, LLC,		Avenue
represented by M. Catherine Gibbs,		
attorney		

**Staff Recommendation:** APPROVAL subject to compliance with all applicable codes and ordinances and the recommended permit conditions found in Section III of this report.

Staff Reviewers: Ann Horowitz, ann.horowitz@alexandriava.gov



PROJECT LOCATION MAP

#### I. DISCUSSION

The applicant, Carr 1620 Prince Street, LLC, represented by M. Catherine Gibbs, attorney requests encroachment approval to install two six-inch diameter bollards in the public right-of-way on either side of a loading bay facing Daingerfield Road at the Hilton Garden Inn, located at 1620 Prince Street.

#### **SITE DESCRIPTION**

The 13,571 square foot lot is developed with the Hilton Garden Inn and site is bordered to the north by Prince Street; to the west by Daingerfield Road; to the east by a residential and office building and the Prince Street Condominiums; and to the south by an existing office building. The hotel has 144 feet of frontage on Prince Street and 156 feet on Daingerfield Road (Figure 1).



Figure 1: Hilton Garden Inn from Daingerfield Road

#### BACKGROUND

City Council approved DSUP #2010-0034 in February 2013 for the construction of the Hilton Garden Inn. The hotel opened in 2015.

#### **PROPOSAL**

The applicant requests a total encroachment of two square feet into the sidewalk public right-of-way for the installation of two bollards at the corners of the loading bay entrance (Figure 2). Each bollard measures one square foot. The purpose of the bollards is to protect the corners of the loading dock bay from damage caused by trucks (Figure 3-4).

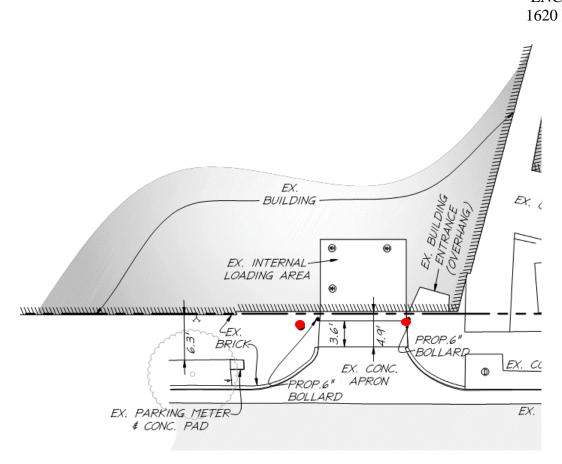
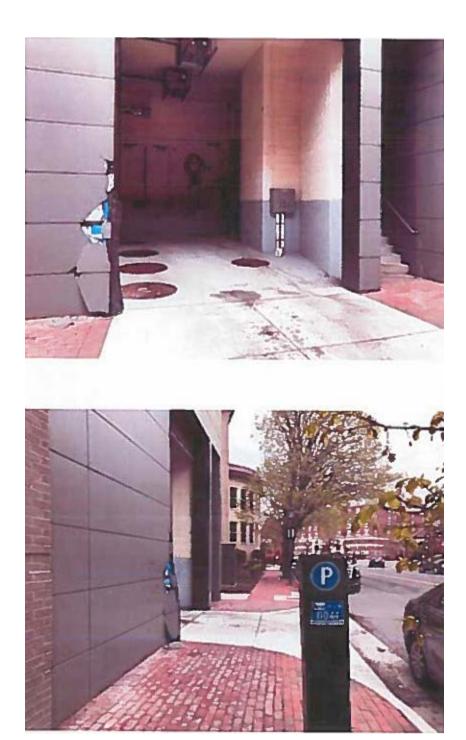


Figure 2: Indicates proposed bollards



Figures 3-4: Damage caused by trucks at loading bay entrance.

#### ZONING/MASTER PLAN COMPLIANCE

The lot is located within Office Commercial High zone. Section 4-1103(O) of the Zoning Ordinance permits hotels with Special Use Permit approval. It is also located in the King Street Metro/Eisenhower Avenue Small Area Plan which supports commercial uses at this site.

#### II. STAFF ANALYSIS

Staff supports the encroachment of two square feet to install bollards at the corners of the loading bay entrance at the Hilton Garden Inn, 1620 Prince Street. Not only would the bollards reduce damage to the applicant's building, but also serve as a signal for truck drivers to reduce speeds as they enter the loading bay, improving pedestrian safety at this location.

Although the placement of bollards at this location would limit the sidewalk width to 3.5 feet, this would only be for a total pedestrian travel distance of one foot and wouldn't significantly affect pedestrian flow as the overall sidewalk width at this location is 4.75 feet.

Staff has included the standard encroachment Conditions 1-4 and has added Condition 5 requiring the applicant to paint the bollards the color of the building around the loading bay rim.

#### III. STAFF RECOMMENDATION

Staff recommends **approval** subject to compliance with all applicable codes and ordinances and the following conditions:

- 1. The applicant (and his/her successors, if any) must obtain and maintain a policy of general liability insurance in the amount of \$1,000,000, which will indemnify the applicant (and his/her successors, if any) and the City of Alexandria, as an additional named insured, against all claims, demands, suits, etc., and all costs related thereto, including attorney fees, relating to any bodily injury or property damage which may occur as a result of the granting off this encroachment. (T&ES)
- 2. Neither the City nor any Private utility company will be held responsible for damage to the private improvements in the public right-of-way during repair, maintenance or replacement of any utilities that may be located within the area of the proposed encroachment. (T&ES)
- 3. In the event the City shall, in the future, have need for the area of the proposed encroachment, the applicant shall remove any structure that encroached into the public right-of-way, within 60 days, upon notification by the City. (T&ES)
- 4. The applicant shall bear all the costs associated with the removal of the encroachments. (P&Z)
- 5. The bollards shall be painted the color of the loading bay rim. (P&Z)

STAFF: Anthony LaColla, Division Chief, Land Use Regulatory Services, Department of Planning and Zoning;
Ann Horowitz, Principal Planner

#### IV. CITY DEPARTMENT COMMENTS

Legend: C - code requirement R - recommendation S - suggestion F - finding

#### Transportation & Environmental Services:

- R-1 The applicant (and his/her successors, if any) must obtain and maintain a policy of general liability insurance in the amount of \$1,000,000, which will indemnify the applicant (and his/her successors, if any) and the City of Alexandria, as an additional named insured, against all claims, demands, suits, etc., and all costs related thereto, including attorney fees, relating to any bodily injury or property damage which may occur as a result of the granting off this encroachment. (T&ES)
- R-2 Neither the City nor any Private utility company will be held responsible for damage to the private improvements in the public right-of-way during repair, maintenance or replacement of any utilities that may be located within the area of the proposed encroachment. (T&ES)
- R-3 In the event the City shall, in the future, have need for the area of the proposed encroachment, the applicant shall remove any structure that encroached into the public right-of-way, within 60 days, upon notification by the City. (T&ES)

#### **Code Enforcement:**

No comments

#### Fire Department:

No comments or concerns

#### Police Department:

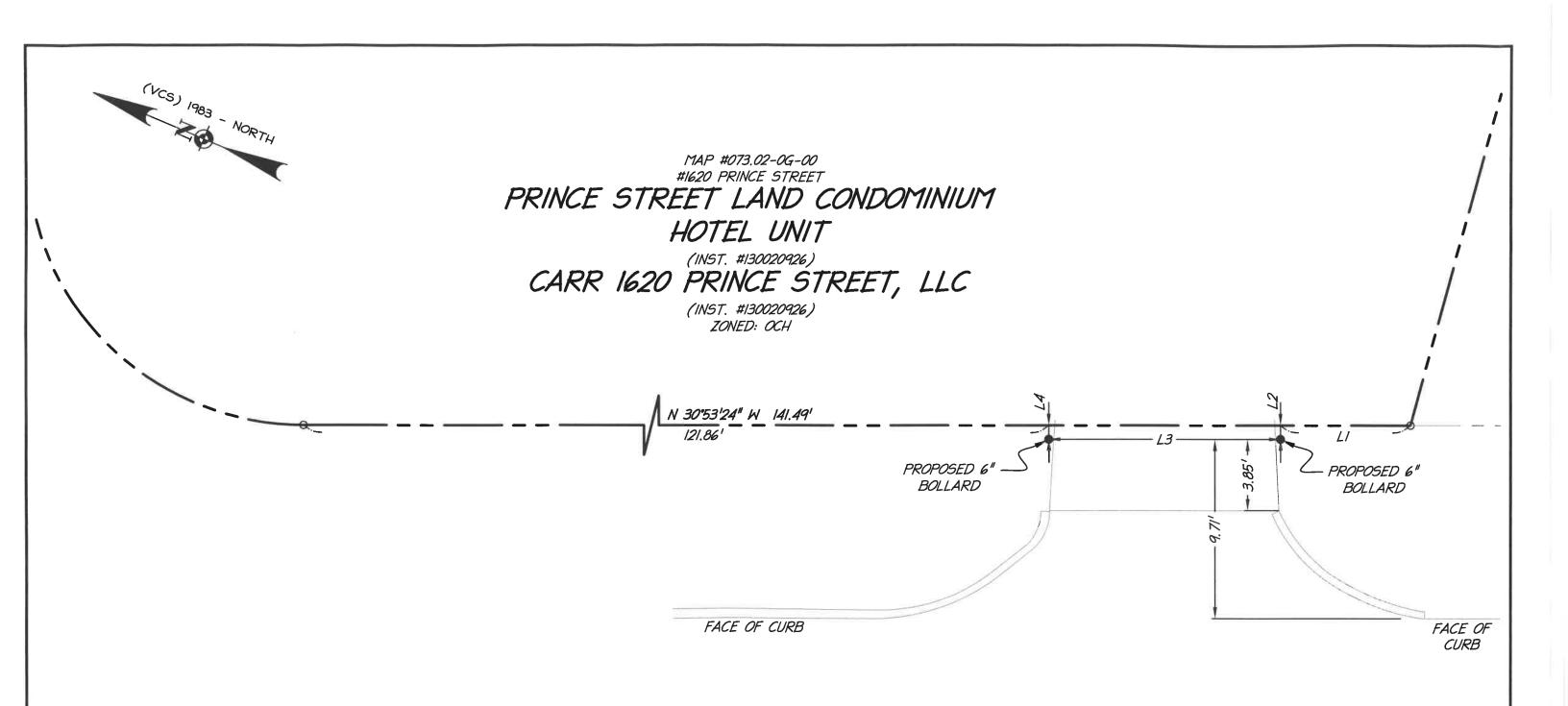
No comments received

#### **Health Department:**

No comments received

#### Parks and Recreation:

No comments received



# LINE TABLE

SCALE:

DATE:

DRAWN:

LINE	BEARING	DISTANCE
LI	N 30°53'24" W	7.06'
L2	5 59°06'36" W	0.75'
L3	N 30°53'24" W	12.57'
L4	N 59°06'36" E	0.75'

I'' = 5'

9/11/18

PGS

DAINGERFIELD ROAD

PROPOSED 6" BOLLARD EXHIBIT
PRINCE STREET LAND CONDOMINIUM
(INST. #130020926)
CARR 1620 PRINCE STREET, LLC 8



EN16			

PROPERTY LOCATION:	1620 Prince Street						
TAX MAP REFERENCE:		ZONE: OCH					
APPLICANT							
Name:	Carr 1620 Prince St., LI	LC					
Address:	1455 PENNSYLVANIA	A AVE NW STE 100, WASHINGTON DC 20006					
PROPERTY OWNER		, , , , , , , , , , , , , , , , , , ,					
Name:	Carr 1620 Prince St., L	LC					
Address:		A AVE NW STE 100, WASHINGTON DC 20006					
PROPOSED USE:	Encroachment for bollards at the two corners of the loading bay entrance on Daingerfield Rd., See attached exhibits.						
		POLICY #					
	ity insurance in the amount of st be attached to this applicat	f \$1,000,000 which will indemnify the owner and names the city tion.					
THE UNDERSIG	SNED hereby applies for an I	Encroachment Ordinance in accordance with the provisions of of the City of Alexandria, Virginia.					
	NED hereby applies for an A	Administrative Use Permit in accordance with the provisions of Article city of Alexandria, Virginia.					
Alexandria to post placard n		ission from the property owner, hereby grants permission to the City on this application is requested, pursuant to Article XI, Section 11-301 a, Virginia.					
		e information herein provided and specifically including all surveys, and accurate to the best of their knowledge and belief.					
Mary Catherine Gibbs, Print Name of Applicant or A		Mary Catherine Gell					
700 N. Fairfax St., Suit	e 600	703-836-5757 703-548-5443					
Mailing/Street Address		Telephone # Fax #					
Alexandria, VA	22314	_mcgibbs@hartlanduselaw.com					
City and State	Zip Code	Email address					
Application Received:		Date and Fee Paid: \$					
ACTION - PLANNING COMMI	SSION:	ACTION - CITY COUNCIL:					

application encroachment ROW.pdf 8/1/06 PnzVApplications, Forms, Checklists\Planning Commission

#### OWNERSHIP AND DISCLOSURE STATEMENT

Use additional sheets if necessary

1. Applicant. State the name, address and percent of ownership of any person or entity owning an interest in the applicant, unless the entity is a corporation or partnership, in which case identify each owner of more than three percent. The term ownership interest shall include any legal or equitable interest held at the time of the application in the real property which is the subject of the application.

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2. Property. State the name, address and percent of ownership of any person or entity owning an interest in the property located at \_\_1620 Prince St., Alexandria, VA 22314 unless the entity is a corporation or partnership, in which case identify each owner of more than three percent. The term ownership interest shall include any legal or equitable interest held at the time of the application in the real property which is the subject of the application.

Name	Address	Percent of Ownership
1. Carr 1620 Prince St., LLC	1455 PENNSYLVANIA AVE NW STE 1(0 WASHINGTON DC 20006	100%
<sup>2.</sup> See Attached.		
3.		

3. Business or Financial Relationships. Each person or entity indicated above in sections 1 and 2, with an ownership interest in the applicant or in the subject property are require to disclose any business or financial relationship, as defined by Section 11-350 of the Zoning Ordinance, existing at the time of this application, or within the 12-month period prior to the submission of this application with any member of the Alexandria City Council, Planning Commission, Board of Zoning Appeals or either Boards of Architectural Review. All fields must be filled out completely. Do not leave blank, (If there are no relationships please indicated each person or entity and "None" in the corresponding fields).

For a list of current council, commission and board members, as well as the definition of business and financial relationship click here

Name of person or entity	Relationship as defined by Section 11-350 of the Zoning Ordinance	Member of the Approving Body (i.e. City Council, Planning Commission, etc.)
1. Carr 1620 Prince St., LLC	None.	
See Attached.	None for any owner.	
3.		

NOTE: Business or financial relationships of the type described in Sec. 11-350 that arise after the filling of this application and before each public hearing must be disclosed prior to the public hearings.

As the applicant or the applicant's authorized agent, I hereby attest to the best of my ability that the information provided above is true and correct.

Mary Catherine Gibbs **Printed Name** 

# Carr 1620 Prince Street, LLC Partnership Listing

#### Address

Partner Name	Street Name	City, State, Zip Code	Ownership %
Carr 1620 Prince Street Investors, LLC Carr Investors, LLC Clark (CEI) Carr Properties Unitholder, LLC The Alice Bratton Clark Revocable Trust Clark Development Investors III, LLC	1455 Pennsylvania Avenue, NW, Suite 200 1455 Pennsylvania Avenue, NW, Suite 200 7500 Old Georgetown Road, 15th Floor 7500 Old Georgetown Road, 15th Floor 7500 Old Georgetown Road, 15th Floor	Washington, DC 20004 Washington, DC 20004 Bethesda, MD 20814 Bethesda, MD 20814 Bethesda, MD 20814	20.000000% 21.060370% 9.784082% 6.155548% 43.000000%
		Total	100.000000%

# GENERAL NOTES

- I. THE PROPERTIES SHOWN HEREON ARE IDENTIFIED ON THE CITY OF ALEXANDRIA, VIRGINIA GEOGRAPHIC INFORMATION SYSTEM AS MAP #073,02-0G-00 AND ARE CURRENTLY ZONED
- 2. THE PROPERTIES SHOWN HEREON ARE NOW IN THE NAME OF CARR 1620 PRINCE STREET, LLC, INST. #130020926 ALL AMONG THE LAND RECORDS OF THE CITY OF ALEXANDRIA, VIRGINIA.
- 3. DURING THE PROCESS OF OUR PHYSICAL SURVEY NO INDICATIONS OF A CEMETERY WERE FOUND. NO FURTHER INSPECTION OF THESE PROPERTIES HAVE BEEN MADE FOR POSSIBLE
- 4. NO TITLE REPORT FURNISHED. ALL UNDERLYING TITLE LINES, EASEMENTS, SERVITUDES AND OTHER MATTERS OF TITLE MAY NOT BE SHOWN HEREON. THIS DOCUMENT DOES NOT REPRESENT A CURRENT BOUNDARY SURVEY.
- 5. THE PHYSICAL IMPROVEMENTS, BOUNDARY AND TOPOGRAPHY SHOWN HEREON ARE BASED UPON A FIELD SURVEY DONE BY THIS FIRM ON AUGUST 3rd, 2018.
- 6. A.) HORIZONTAL DATUM SHOWN HEREON IS REFERENCED TO THE VIRGINIA COORDINATE SYSTEM (VCS) 1983 - NORTH AS ESTABLISHED FROM A CURRENT GPS SURVEY.
- B.) THE VERTICAL DATUM SHOWN HEREON IS REFERENCED TO THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD 88) AS ESTABLISHED FROM A CURRENT GPS SURVEY.
- 7. NO GEOTECHNICAL, SUBSURFACE, FIELD REVIEWS, RESEARCH, AGENCY OR GOVERNMENTAL RECORD REVIEWS, OR OTHER INVESTIGATIONS HAVE BEEN MADE FOR THE PURPOSE OF LOCATING, OR DETERMINING THE EXISTENCE OF HAZARDOUS MATERIALS, OR OTHER ENVIRONMENTAL CONCERNS ON SITE IN THE PERFORMANCE OF CHRISTOPHER CONSULTANTS, LTD SERVICES FOR THE PROJECT AS SHOWN HEREON.
- 8. NO CERTIFICATION HAS BEEN MADE AS TO THE LOCATIONS OF UNDERGROUND UTILITIES SUCH AS, BUT NOT LIMITED TO ELECTRIC, GAS, TELEPHONE, CATV, WATER, SANITARY AND STORM SEWERS.

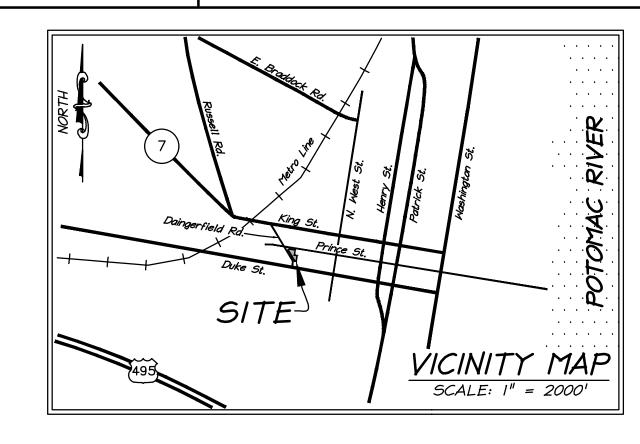
# FLOOD ZONE NOTE

THE AREA SHOWN HEREON IS LOCATED ON THE FLOOD INSURANCE RATE MAPS (FIRM), COMMUNITY PANEL NO. 5155190041 E, WITH AN EFFECTIVE DATE OF JUNE 16th, 2011.

BY GRAPHICAL DEPICTION ONLY, THE PROPERTY SHOWN HEREON IS SHOWN

FLOOD ZONE "AE" (SPECIAL FLOOD HAZARD AREAS - SHADED), AREAS WITH BASE FLOOD ELEVATIONS DETERMINED.

A FIELD SURVEY WAS NOT PERFORMED TO DETERMINE THE FLOOD ZONES LISTED HEREON. AN ELEVATION CERTIFICATE MAY BE NEEDED TO VERIFY THIS DETERMINATION OR APPLY FOR A VARIANCE FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY.



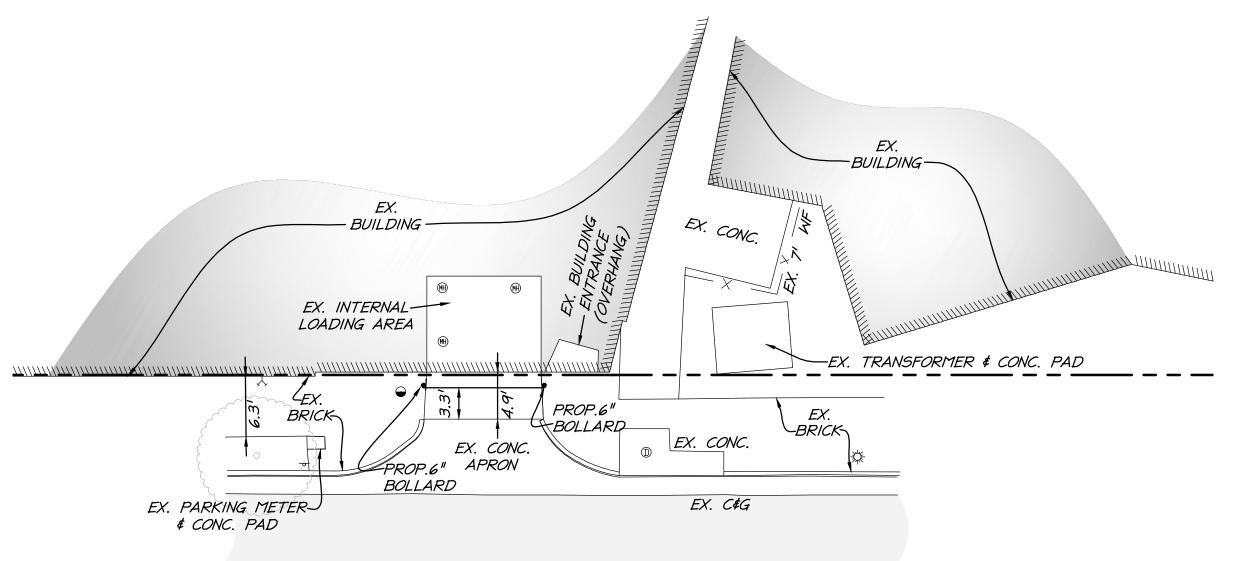
**REVISED 8/27/18** 

MAP #073.02-0G-00 #I620 PRINCE STREET

PRINCE STREET LAND CONDOMINIUM

CARR 1620 PRINCE STREET, LLC

(INST. #130020926) ZONED: OCH



# DAINGERFIELD ROAD

66' PUBLIC RIGHT-OF-WAY

#### Utilities - Storm STORM MANHOLE $\bigcirc$ Utilities - Sanitary SANITARY CLEAN-OUT Surfaces ASPHALT AREA Utilities - Water SIAMESE CONNECTION Utilities – Electric CONCRETE AREA LIGHT POLE \* Misc. Structures BRICK AREA <sub>+</sub>150.0 SPOT SHOT $\odot$ DECIDUOUS TREE Linetypes — INDEX CONTOUR (5') UNKNOWN MANHOLE INT. CONTOUR (I') Abbreviations \_\_\_\_ × \_\_\_ × \_\_\_ *FENCE* EXISTING EX. PROPERTY LINE

ADJOINER LINE

CONC.

C#G

WF

CONCRETE

CURB AND GUTTER

WOODEN FENCE

DATE REVISION Rev# GRAPHIC SCALE 1" = 10'

12081.002.00 SCALE: 1 = 10'

DATE: 08/25/18

CHECKED: SHEET NO.

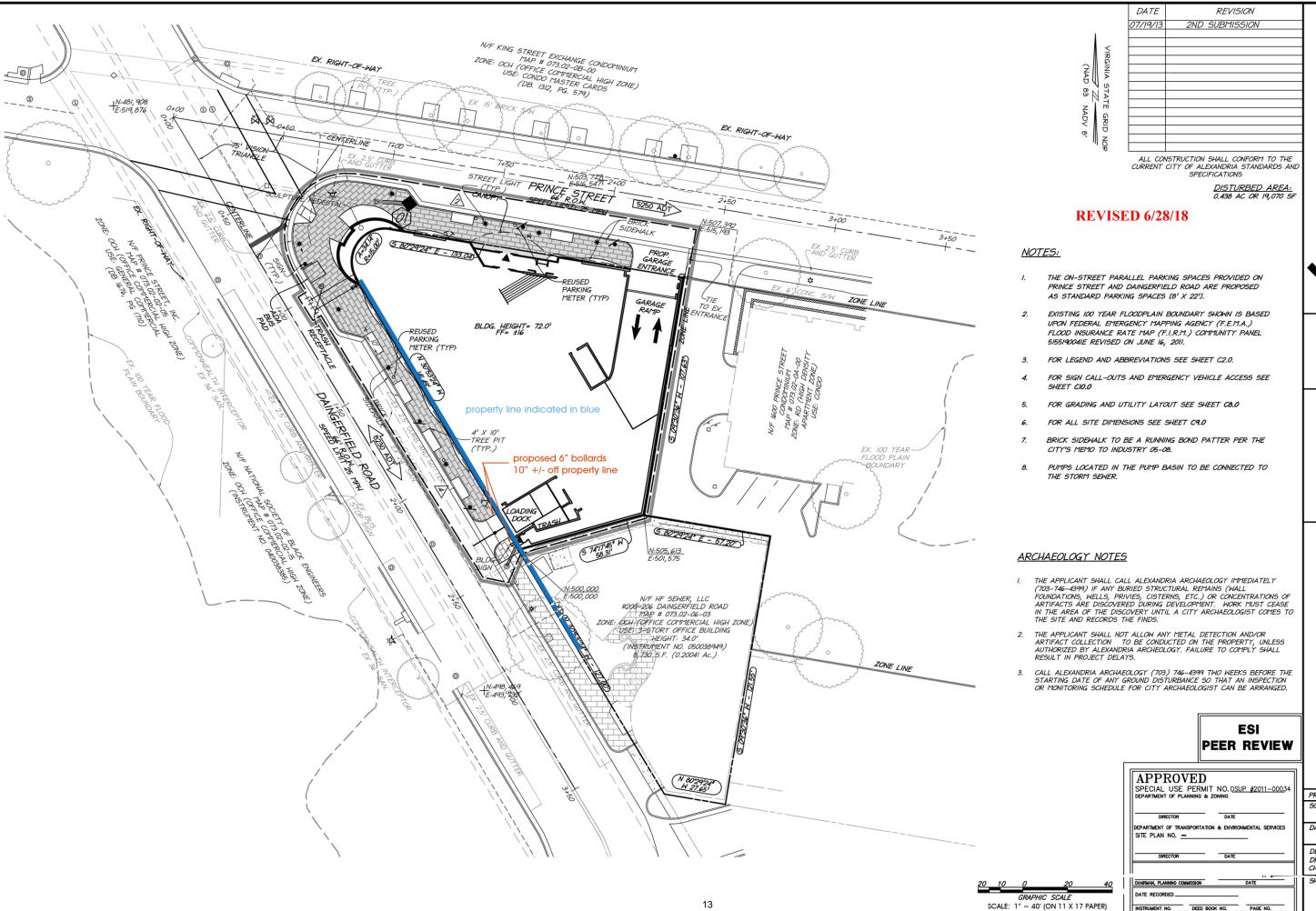
108602

**JUNITODNO** 1620 S RINCI

PROJ:

DRAWN: KMW CHECKED: WEB

OF



christopher consultants engineering · surveying · land planning on main strate (bourh floor) · fairfax va. 22031-3907

GMP SET

08/01/2013

FINAL TE PL

HOTEL

E PLAN REET

SITE 57

10

DEED BOOK NO.

70. PROJECT NO:12081.001.00 SCALE: 1" = 20' DATE: 4-18-13

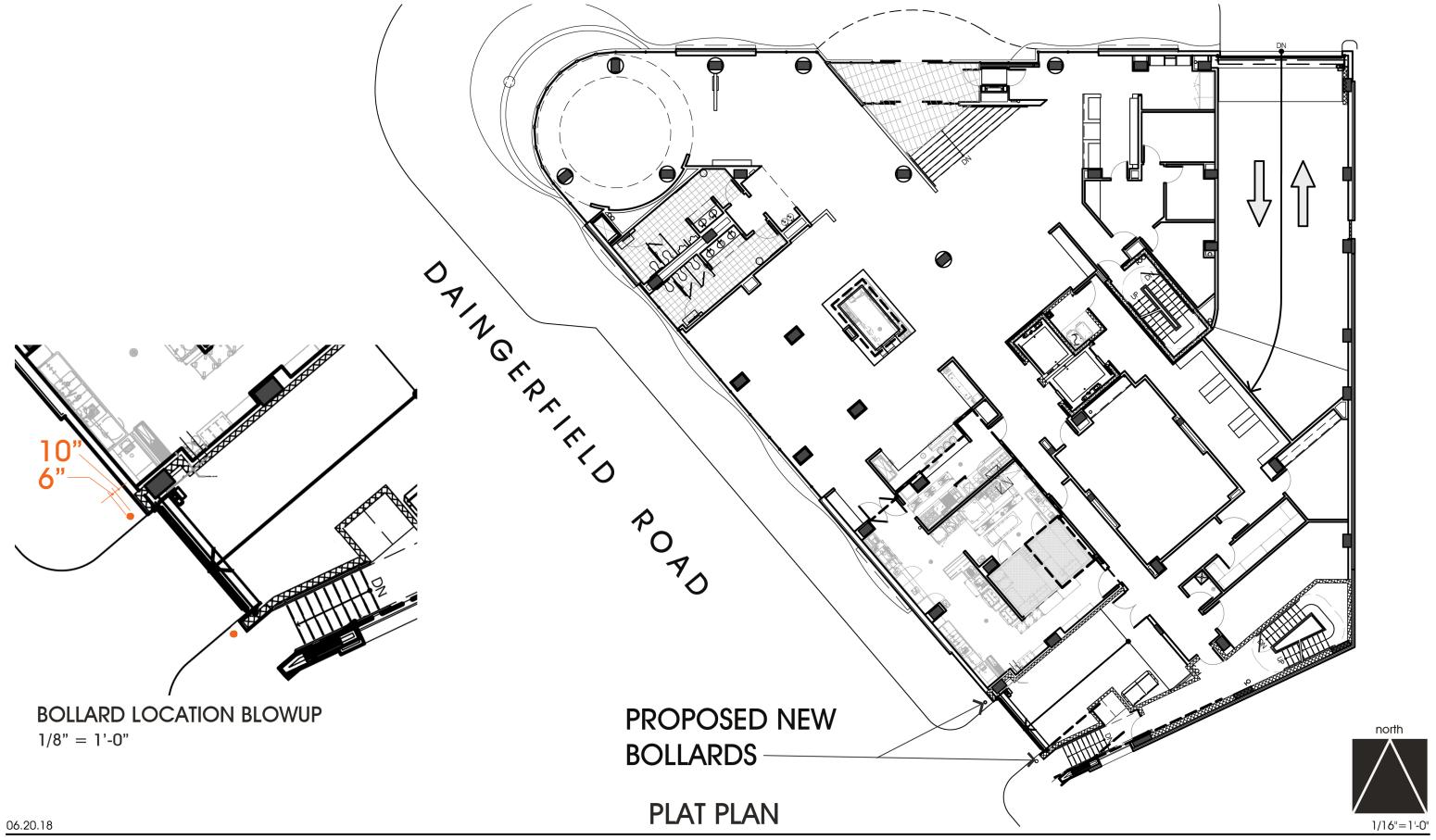
PRINCE

20

P CITY

DESIGN: KMW DRAWN: RLH CHECKED:

SHEET No.



HILTON GARDEN INN HOTEL

1620 Prince Street Alexandria, VA.





### CERTIFICATE OF LIABILITY INSURANCE

CARR1-1 OP ID: KW

DATE (MM/DD/YYYY) 10/17/13

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Insurance Associates Agency, Inc. 10201 Fairfax Blvd, Suite 500 Fairfax, VA 22030		3 CONTACT Karen L. Wilson NAME: PHONE (A/C, No, Ext): 703-352-7333 FAX (A/C, No): 703-352-7340 E-MAIL ADDRESS: kwilson@insassoc.com				
Mike Cash	22030		INSU	URER(S) AFFORDIN	IG COVERAGE	NAIC #
		INSURER A	:Traveler	rs Prop Cas o	of America	25674
INSURED	Carr 1620 Prince Street, LLC	INSURER E	3:			
c/o Carr Hospitality, LLC 1455 Pennsylvania Ave, NW #80	INSURER C	:				
	Washington, DC 20004	INSURER D	):			
	, , , , , , , , , , , , , , , , , , , ,	INSURER E	:			
		INSURER F	:			

COVERAGES	CERTIFICATE NUMBER:	REVISION NUMBER:
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THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR		TYPE OF INSURANCE	ADDL		POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMIT	s	
_		RAL LIABILITY			054540	0.0014.0014.4	EACH OCCURRENCE DAMAGE TO RENTED	\$	1,000,000
Α	X co	OMMERCIAL GENERAL LIABILITY		P6608B734736	05/15/13	05/15/14	PREMISES (Ea occurrence)	\$	100,000
		CLAIMS-MADE X OCCUR					MED EXP (Any one person)	\$	5,000
							PERSONAL & ADV INJURY	\$	1,000,000
							GENERAL AGGREGATE	\$	2,000,000
	GEN'L A	AGGREGATE LIMIT APPLIES PER:					PRODUCTS - COMP/OP AGG	\$	2,000,000
	X PC	OLICY PRO- JECT LOC						\$	
	AUTOM	OBILE LIABILITY					COMBINED SINGLE LIMIT (Ea accident)	\$	
		OTUA YV					BODILY INJURY (Per person)	\$	
		LL OWNED SCHEDULED AUTOS					BODILY INJURY (Per accident)	\$	
	н	RED AUTOS NON-OWNED AUTOS					PROPERTY DAMAGE (Per accident)	\$	
								\$	
	UN	MBRELLA LIAB OCCUR					EACH OCCURRENCE	\$	
	EX	CLAIMS-MADE					AGGREGATE	\$	
	DE							\$	
		ERS COMPENSATION MPLOYERS' LIABILITY					WC STATU- OTH- TORY LIMITS ER	***********	
	ANY PR	COPRIETOR/PARTNER/EXECUTIVE PR/MEMBER EXCLUDED?	N/A				E.L. EACH ACCIDENT	\$	
	(Manda	itory in NH)					E.L. DISEASE - EA EMPLOYEE	\$	
	DESCR	lescribe under LIPTION OF OPERATIONS below					E.L. DISEASE - POLICY LIMIT	\$	

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
REF: Site Plan Prince Street Hotel, PLAN NO. DSP# 2011-00034. The City of
Alexandria is an additional insured under the above policy per attached
general liability endorsement form CGD269(11-03) and in accordance with
policy terms and conditions.

CERTIF	CAIL	: HULU	EK

CITAL01

### CANCELLATION

City of Alexandria, Virginia Transportation & Environmental Services 301 King Street, Room 4130 Alexandria, VA 22314 SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		***************************************
Karen .	4	Wilson

POLICY NUMBER: P6608B734736

#### THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

# ADDITIONAL INSURED – STATE OR POLITICAL SUBDIVISIONS – PERMITS

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

**SCHEDULE** 

#### State Or Political Subdivision:

City of Alexandria, Virginia Transportation & Environmental Services 301 King Street, Room 4130 Alexandria, VA 22314

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

**Section II – Who Is An Insured** is amended to include as an insured any state or political subdivision shown in the Schedule, subject to the following provisions:

- This insurance applies only with respect to operations performed by you or on your behalf for which the state or political subdivision has issued a permit.
- 2. This insurance does not apply to:
  - a. "Bodily injury," "property damage", "personal injury" or "advertising injury" arising out of operations performed for the state or municipality; or
  - **b.** "Bodily injury" or "property damage" included within the "products-completed operations hazard".