

June 6, 2003

To the Public Improvements Committee

Subject: Common Council Resolution File Number 030011

Dear Honorable Member:

Returned herewith is Common Council Resolution File Number 030011, being a petition for a special privilege submitted by LESZ, Inc. d/b/a/ O'Danny's Pub to construct and maintain a decorative entryway with a second floor balcony/deck to be used for outdoor dining, across the entire front of the building located at 1213 North Water Street.

The request is to construct and maintain a balcony/deck structure that will be supported by the building and by decorative steel columns with concrete footings at the building at 1213 North Water Street and at the building next door at 1211 North Water Street, for which another special privilege has been applied for (C.C. #030012). The balcony/deck structure and columns will encroach approximately 10 feet into the 12-foot wide fully paved public sidewalk area for a distance of approximately 21 feet 6 inches in length. The clear height from the sidewalk to the underside of the roof structure is to be a minimum of 13 feet 4 ½ inches. The balcony/deck structure will consist of a concrete slab over metal decking with metal railing around the perimeter of the deck. This is a structure similar to that constructed at Waterfront Deli at 767 North Water Street, which is similar to the Pabst Theatre structure, but much smaller. Recessed can lights will be located on the underside of the deck structure over the sidewalk for illumination of the sidewalk area and other downlighting will be located along the structure's east edge. All lighting must be non-glare. At the present time there is a covered walk at this property, that was permitted by adoption of C.C. 930639. The covered walk will be removed and the file rescinded.

It does not appear that the proposed balcony/deck encroachment into the public right-of-way of North Water Street will have an adverse effect on the general use of the public right-of-way at this location after it is constructed. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will allow the balcony/deck structure to encroach into the public right-of-way. The applicant will be required to obtain and keep a loading zone or "no parking" status adjacent to the balcony/deck structure as long as the structure is in place.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Mariano A. Schifalacqua
Commissioner of Public Works

Martin G. Collins
Commissioner
Department of Neighborhood Services

JJM:cjt
Attachment