# Pedestrian Zones - Overview

**What would a pedestrian zone add to your neighborhood commercial district?**

A pedestrian zone designation adds use provisions and development standards to strengthen, protect and promote walkable shopping and service areas.

**What if my neighborhood commercial district does not have a pedestrian zone?**

In neighborhood commercial (NC) zones outside of a pedestrian zone, residential uses would be allowed at street-level, as well as live-work and a range of commercial uses. The key standards that apply to all NC zoned areas and those that are added with the pedestrian zone are outlined below.

*Key Street-level Standards for all Neighborhood Commercial zones*

→ Facades must be within 10 feet of sidewalk
→ Sixty percent of the street-facing façade for nonresidential uses must include windows within 2 and 8 feet above the sidewalk
→ Space for shops and restaurants meet minimum dimensions (height, width & depth)
→ Parking cannot be located between a building and the street (can be to the side, rear or within the building)

*Additional Street-level Standards along Principal Pedestrian Street in Pedestrian Zone*

→ Required to have pedestrian-oriented commercial uses (active uses), like shops, restaurants and customer service offices, on 80% of the ground floor
→ Drive-ways may not cross sidewalks, unless it is the only means of access
→ Parking areas must be located to the rear, or within the building (not in front or to the side)
→ In areas where parking is required, waivers are allowed for street-level uses (outside of urban centers, urban villages and frequent transit areas)

Pedestrian zones promote uses that generate walk-in customers and lively business districts. The following table shows how uses are regulated in a pedestrian zone.

| Use Provisions along Principal Pedestrian Streets in a Pedestrian Zone | | |
|---|---|---|
| **Required / Permitted uses at street-level** | | **Prohibited uses at street-level** |
| • Community club or centers<br>• Religious facility<br>• Library<br>• Elementary or secondary school<br>• Parks and open space<br>• Arts facilities (in Pike/Pine)<br>• Automotive retail sales and service (in an existing structure in Pike/Pine)<br>• Rail transit facilities | • General sales and services<br>• Major durables retail sales<br>• Eating and drinking establishments<br>• Lodging<br>• Theaters and spectator sports facilities<br>• Indoor sports and recreation<br>• Medical services<br>• Museum | • Residential use and live-work (limited to 20% of frontage) on ground floor<br>• Gas stations and other businesses with drive-in lanes<br>• Surface parking<br>• Administrative or professional service offices |

**What areas are under consideration for pedestrian zoning?**

→ zoned Neighborhood Commercial (NC) AND
→ identified in the Land Use Code (Maps 1 through 60, section 23.47A.005)*; *or*
→ located within an urban village that does not currently contain any existing pedestrian zones

*Six areas are excluded that lie in neighborhoods that are in the midst of a separate planning effort.

**What criteria is used to determine if a pedestrian zone should be designated in a particular area?**

To kick-off the community discussion, DPD has reviewed each area to develop a preliminary DPD recommendation, asking questions such as:

→ Does the existing land use pattern generate pedestrian interest and activity?
→ Is there an existing and/or planned for population to support the street-level uses?
→ Is this, or could this be, a comfortable street for pedestrians, cyclists and transit riders to move through the area?
→ Are there other existing or proposed pedestrian zones within walking distance (1/4 - 1/2 mile)?
→ Are there adopted neighborhood plans and policies that apply?

**DPD will take all of this into consideration, in addition to community comment and feedback, when preparing a final recommendation to submit to the Mayor, as to whether or not to designate a pedestrian retail area (pedestrian zone designation) in any of the areas under review.**

**What other requirements are under consideration in a pedestrian retail area?**

In addition to the existing use provisions and development standards required in a pedestrian zone, we are considering some additional standards that would apply in all pedestrian zones:

→ increasing minimum sidewalk widths;
→ requiring overhead weather protection for new buildings;
→ regulating drive-in businesses on the periphery of pedestrian zones;
→ reviewing required ground floor uses (i.e. allow arts facilities in all pedestrian zones); and
→ establishing minimum floor area ratio (FAR) requirement within Urban Centers, Urban Villages, and Station Area Overlay Districts.

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To help start a community discussion, DPD has ranked each area under review as having high, medium or low potential to maintain or transition to a pedestrian zone using the criteria outlined in the table below. This is combined with neighboorhood policies and plans, other observed characteristics and the presence of existing or proposed pedestrian zones in the surrounding area to develop a preliminary DPD recommendation. This, combined with community comment and feedback, will inform final recommendation to submit to the Mayor, as to whether or not to designate a pedestrian zone in any of the areas under review.

## Factors favoring a pedestrian zone designation*

| Criteria | Low | Medium | High |
|---|---|---|---|
| Majority of uses pedestrian-oriented | No | Somewhat | Somewhat |
| Higher residential and housing unit density | No | No | Yes |
| Surrounded by residential uses | Yes | Yes | Yes |
| In an urban center or urban village | No | No | Somewhat |
| On an arterial and both sides of the street are zoned NC | Somewhat | Somewhat | Yes |
| Across or adjacent to a park, more institution or other use that attracts pedestrians | No | No | Yes |
| Good sidewalk conditions with limited driveway crossings | Somewhat | Somewhat | Yes |
| Priority area identified in Pedestrian Master Plan | Somewhat | Somewhat | Somewhat |
| Low number of pedestrian / auto conflicts | Somewhat | Yes | Yes |
| Existing medium to high frequency transit | Somewhat | Yes | Yes |
| On a future high priority transit corridor (identified in the Transit Master Plan) | No | Somewhat | Somewhat |
| Existing bicycle facilities (lanes, trails, etc.) | No | Somewhat | Yes |
| Future planned bicycle facilities (identified in the DRAFT Bicycle Master Plan) | Somewhat | Somewhat | Yes |
| Walk score >70 | No | Somewhat | Yes |
| Bicycle score >70 | No | No | Yes |
| Transit score >70 | No | No | Somewhat |

Yes = generally meets criteria; Somewhat= generally meets criteria but does not fully meet it; No = generally does not meet criteria
*Adding up the answers (Yes, No, Somewhat) leads to an initial determinition of low, medium or high potential.

**Nonconforming Uses**

Sometimes, when zoning is changed or different regulations are adopted for the same zone, existing uses and/or development in the area become nonconforming.

*What is a nonconforming use or development?*

A use becomes nonconforming when a new zone or new use regulations are applied to a property that does not allow the use that was legally established under the previous zone or regulations. Development is nonconforming when new regulations of development standards, such as yard requirements, are not met.

*Can I still use my property if it is nonconforming?*

Yes. No existing businesses would be displaced based on a pedestrian designation.

Nonconforming uses can continue to operate as usual as long as they are not abandoned or discontinued for a period of more than 12 months. If the use is discontinued for more than 12 months, the uses on the property must come into conformance with the current zoning regulations on the property. Nonconforming development can be altered or added to, generally, as long as new construction meets current standards and the nonconformity is not increased. However, development containing a nonconforming use may not, in general, be altered or added to, if the alterations or additions would expand or extend the nonconforming use.

For example, a light manufacturing use may be legally established as a nonconforming use, but a permit to build an addition would be considered an expansion and not allowed.

*Can I change the use of my property if it is nonconforming?*

Yes. A nonconforming use may be converted to any conforming use if all development standards are met. A nonconforming use may also be converted to another use not otherwise permitted in the zone by an administrative conditional use authorization. We may allow a conforming use to occupy a nonconforming development.

*What if my property is damaged, can I rebuild my nonconforming use?*

A nonconforming use or development that is disrupted by fire, act of nature, or other causes beyond the control of the owners may be resumed. Any structure occupied by the nonconforming use may be rebuilt in accordance with applicable codes and regulations to the same or smaller configuration existing immediately prior to the time the structure was damaged or destroyed.

Further, nonconforming residential structures, except in certain situations in the Shoreline District, may be rebuilt as a matter of right, as long as they are rebuilt to the same or smaller configuration as the existing nonconforming structure.

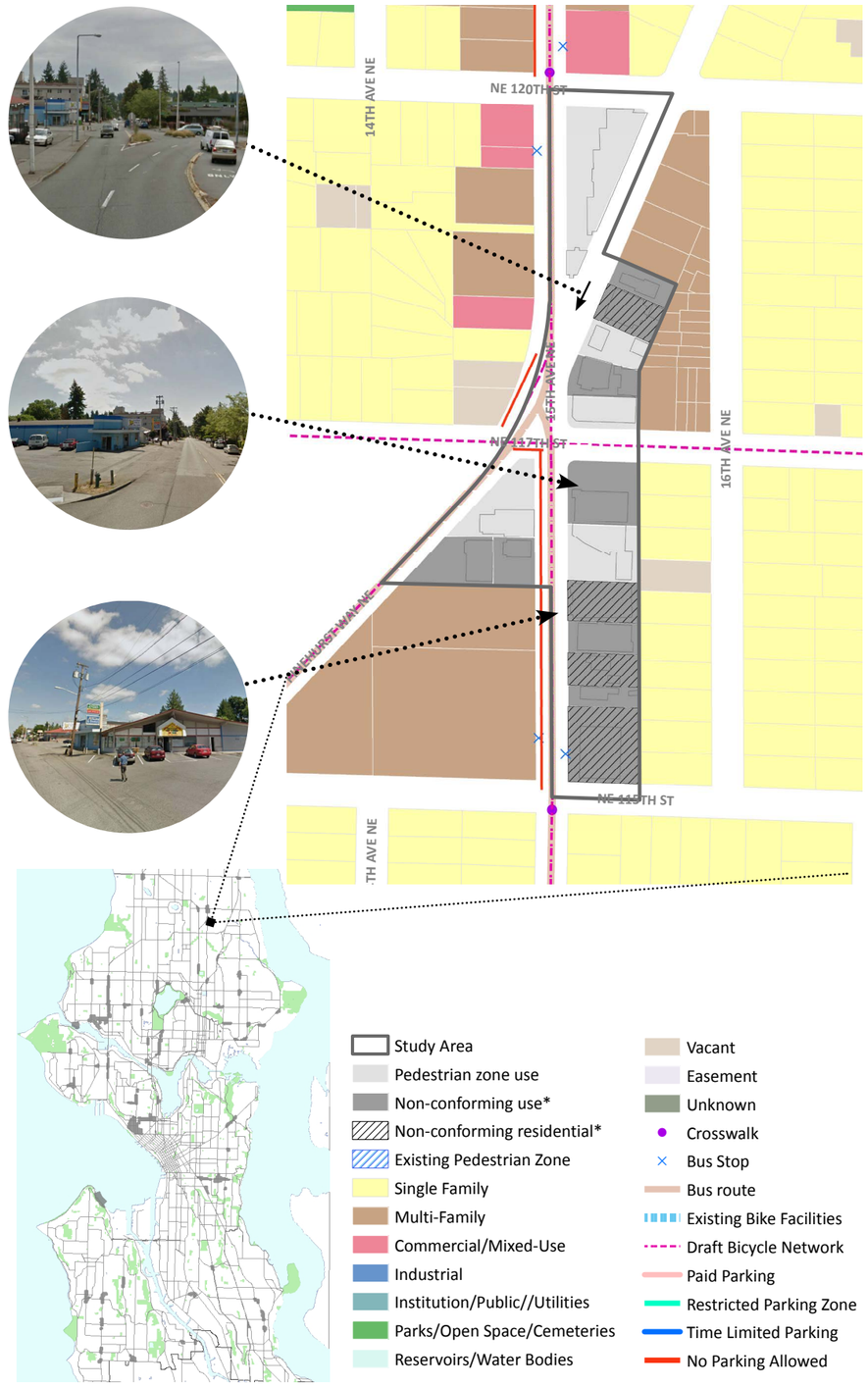
# 25. Pinehurst Way

## Factors favoring a pedestrian zone designation:

| | |
|---|---|
| Majority of uses pedestrian-oriented | No |
| Higher residential and housing unit density | No |
| Surrounded by residential uses | Yes |
| In an urban center or urban village | No |
| On an arterial and both sides of the street are zoned NC | No |
| Across or adjacent to a park, more institution or other use that attracts pedestrians | Yes |
| Good sidewalk conditions with limited driveway cross-ings | No |
| Priority area identified in Pedestrian Master Plan | Yes |
| Low number of pedestrian / auto conflicts | Yes |
| Existing medium to high fre-quency transit | Somewhat |
| On a future high priority tran-sit corridor (identified in the Transit Master Plan) | No |
| Existing bicycle facilities (lanes, trails, etc.) | No |
| Future planned bicycle facili-ties (identified in the DRAFT Bicycle Master Plan) | Yes |
| Walk score >70 | No |
| Bicycle score >70 | No |
| Transit score >70 | No |

## Potential = LOW

For more information visit the project website at: http://bit.ly/19Tb4Rc




*When zoning changes, existing development that does not meet the new use or development standards is nonconforming. These developments may remain and redevelop, within limits, as long as the non-conformity is not increased.

**Analysis:**

- Pinehurst way is a small commercial district extending approximately 2 blocks and is surrounded by a medium to low density residential neighborhood. The entire study area is located within the Northgate Overlay District.
- The area has a handful of neighborhood serving retail sales and services uses with a high number of residential and auto-oriented uses interspersed throughout. Most of the businesses are small-to-medium sized.
- There are 17 parcels within the study area; 12 (71%) contain uses that would be nonconforming* in a pedestrian zone. In most cases, buildings are set back on the lot and parking is located in the front.
- There is very little pedestrian activity or amenities. The intersection of Pinehurst and 15th is difficult for pedestrians and lacks marked or signalized crossings. This area is identified as a priority area in the Pedestrian Master Plan.
- The area is served by several bus lines, many only available for commute trips. It is not identified as a priority bus corridor in the Transit Master Plan.
- The area lacks bicycle amenities. The *DRAFT* Bicycle Master Plan indicates that there may be some future investment in this area.
- Narrow or nonexistent sidewalks, coupled with parking lots and limited pedestrian crossings contribute to a an uncomfortable pedestrian environment.
- There are 2 proposed pedestrian retail areas within a 1/4 mile of this area. There is 1 existing pedestrian retail area within 1 mile.
- Redevelopment in this area is desirable, however, residents in this area can walk to and help grow the proposed pedestrian retail area at 15th Ave NE and NE 125th Street. In addition, the Northgate Overlay District regulations include similar standards to the pedestrian zone requirements that already apply in this area.

**Preliminary DPD Recommendation**

- While open for discussion, based on initial analysis, **the preliminary recommendation is no designation at this time.**
- Residential uses would be allowed at street-level, as well as live-work and a broader range of commercial uses.