Town of Kittery Planning Board Meeting July 27, 2023

- 4 ITEM 1 –27 & 29 Wentworth Street Hotel Site Plan– Sketch Plan Review
- 5 Action: Accept or deny application, Approve or deny concept plan.
- 6 **Proposal:** Convert existing bed and breakfast into two independent inns with a total of 12 rental units
- 7 each and a single innkeeper's suite.
- 8 Location: 27 & 29 Wentworth Street, Map 9 Lots 37 & 38
- **Zoning District**: MU-KF, Kittery Foreside**Owner(s)**: Madbury Real Estate Ventures
- 11 Agent(s): Brandon Holben

12 PROCESS SUMMARY

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REQ'D	ACTION	COMMENTS	STATUS
NO	Sketch Plan Acceptance	Scheduled for July 27th, 2023 Meeting	Pending
YES	Preliminary Plan Review		
	Completeness/Acceptance		
YES	Site Visit		
YES	Public Hearing	Required for Preliminary Site Plan or	
		Subdivision Approval	
YES	Preliminary Plan Approval		
YES	Final Plan Review and Decision		

Applicant: Prior to the signing of the approved Plan any Conditions of Approval related to the Findings of Fact along with waivers and variances (by the BOA) must be placed on the Final Plan and, when applicable, recorded at the York County Registry of Deeds. PLACE THE MAP AND LOT NUMBER IN 1/4" HIGH LETTERS AT LOWER RIGHT BORDER OF ALL PLAN SHEETS. As per Section 16.4.4.L - Grading/Construction Final Plan Required. - Grading or construction of roads, grading of land or lots, or construction of buildings is prohibited until the original copy of the approved final plan endorsed has been duly recorded in the York County registry of deeds when applicable.

OTHER PERMITS REQUIRED

- State Fire Marshal NFPA #13 fire protection system approval.
- DEP construction permitting and site review.

PROJECT INTRODUCTION

This is a continued conceptual review for the redevelopment of the existing Enchanted Nights bed and breakfast into two inns on adjacent lots. The properties are located on Wentworth Street leading into the Kittery Foreside, directly abutting residential dwellings and a railroad running adjacent to 29 Wentworth to the northeast. Per assessor data, Enchanted Nights is an 8-bedroom bed and breakfast on 29 Wentworth Street, utilizing an additional 3-bedroom house on the adjacent property of 27 Wentworth. The plan proposes constructing a 12-unit inn on each property, with a 13th innkeeper's suite in the inn built on 29

Wentworth. Both inns would share a 22-space parking lot and a driveway located on 29 Wentworth.

The property on 27 Wentworth would be demolished, with the new building moved closer to the street while maintaining the minimum 10' front yard setback. The property on 29 Wentworth would be partially demolished during renovation, with the intention of maintaining the majority of the original 1800's era structure. Each inn will be a 4-story building. The upper floor of 27 Wentworth will have two larger guest suites with recessed balconies. 29 Wentworth will have one ADA accessible unit on the ground floor and one innkeeper's suite in the existing walk-in basement.

This is the continued review of a sketch plan originally brought to the planning board on June 22nd, 2023. Following feedback from the planning board, the applicant has revised and resubmitted the plan, and is requesting waivers on certain requirements, detailed in the planning notes below. Per §16.7.8, the planning board has authority to waive or modify required improvements if the applicant demonstrates the "interest of public health, safety, the natural environment, and general welfare are not harmed," and provided said waivers "do not have the effect of nullifying the intent and purpose of the Comprehensive Plan and Title 16."

The applicant provided the required conceptual plan and narrative information, with development review notes listed below. Staff advise discussing prospective phasing during this meeting.

APPLICATION & PLAN REVIEW

Staff reviewed the submitted application and plan and have the following comments:

16.4.25 MU-KF ZONING DISTRICT REGULATIONS

- 1. The applicant is requesting a waiver of the 40% open space minimum, as neither lot meets this requirement in the plan. The applicant has not yet provided building height dimensions but has provided the proposed number of floors for each inn. Otherwise, the plan appears to meet all dimension standards.
 - a. Per §16.4.25.D.(3), any building on 29 Wentworth can exceed the 1500 sq ft. maximum up to the pre-existing building's 1800 sq ft, but the width of any new building (parallel to the front lot line) may not exceed the width of the pre-existing building.
- 2. The applicant is requesting a waiver for the number of innkeepers required. The definition of an inn in §16.3 defines it as a "commercial place of lodging which contains a dwelling unit occupied by an owner or resident manager, which has 12 or fewer guest rooms." Staff interpret this to mean one innkeeper can be associated with up to 12 guest dwellings, regardless of shared owners or utilities.

a. The applicant said the rooms would have self-service access coordinated through an app. The innkeeper would likely be a remote worker, and the applicant anticipates little need for inperson interactions for either inn.

b. Fire and public works staff do not recommend granting relief to the number of innkeepers required. Planning staff opinions are mixed. While the proposed plan conflicts with the code's definition of an inn, this proposal may not impact the safety or general welfare of the Town, nor does it appear to conflict with the comprehensive plan.

3. The proposal for 22 parking spaces is compliant with the code. §16.4.25.D.(7).(e). requires a minimum of one parking spot per guest room, but there are no parking requirements for innkeepers, meaning the proposal would require 24 spaces for 24 guests. Additionally, §16.4.25.D.(7).(g). states

- each non-residential use is exempt from providing off-street parking for the first three required spaces, which would reduce their parking requirements from 24 spaces to 21 spaces.
 - a. The note that grants this exemption should be its own separate provision, but was accidentally added to §16.4.25.D.(7).(g). due to a typo.
 - b. If the planning board determines each inn is considered a separate use, this would mean each inn receives the exemption, reducing the required total minimum from 24 spaces to 18. This will likely be contingent to the planning board's determination on the required number of innkeeper's suites.
 - 4. The site plan of the existing map notates a flood hazard zone dated from a 1986 FIRM map. Per assessor data, there are no current flood zones listed on the property. When asked, the applicants provided a national Flood Insurance Rate Map (FIRM) showing that both properties are fully outside of the flood zone indicated on the site plan. This map is attached to the materials for this item.
 - 5. Per the design standards of §16.4.25.D.(4).(c), because this is considered one project, each individual building requires its own structure and elevation treatment that is different from its neighbor.
 - a. If all buildings are demolished, the architectural details of the re-development must reflect the historic style of the Foreside Zone as detailed in §16.4.25.D.(4).(d).
 - **b.** Any fencing placed around exterior systems and service entrances must follow the standards under §16.4.25.D.(4).(f).
 - **c.** While there are no landscape buffer requirements with adjacent lots, preservation of existing vegetation is required when practical.

16.5.10 ESSENTIAL SERVICES

- 1. DPW staff noted that drainage is a concern for the project, as public facilities are limited in the vicinity of the properties. A stormwater drainage plan is not necessary for sketch plan and will be provided in a preliminary site plan application.
- 2. Parking areas containing 10 or more parking spaces must follow landscaping requirements outlined in §16.7.11.F.(4).(g).

16.5.25 SPRINKLER SYSTEMS

- 1. Automatic sprinkler systems are required in all areas of new inn buildings. Approval will be determined by the state fire marshal and require the NFPA 13 standard of design. Separate sprinkler systems are required in each individual building.
- 2. Fire Department staff suggest the applicant reach out to Kittery Water District to ensure the hydrant on the corner of Wentworth and Center has adequate water capacity for the required sprinkler systems in the proposed plan.

16.5.27 STREETS

1. MDOT is planning to redevelop Wentworth Street. Applicants are currently in communication with MDOT to ensure the proposed inn does not conflict with the project. Grading work may be necessary to ensure adequate visibility of pedestrians in public ROW.

DISCUSSION, NEXT STEPS, AND RECOMMENDATIONS

The sketch plan review is an opportunity to consider a concept, ask questions, and **make specific suggestions** to the applicant. The proposed parking spaces meet current code standards, and the planning board is within its jurisdiction to grant an open space waiver. Opinions are mixed regarding relief on a

117 second innkeeper, but staff believe the provided information meets the requirements of a sketch plan and 118 suggest acceptance. 119 120 **RECOMMENDED MOTIONS** 121 122 Motion to accept the application as complete 123 Move to accept the sketch plan by Brandon Holben, for owner Madbury Real Estate Ventures, who proposes 124 to re-develop an existing bed and breakfast and house into two independent boutique inns with a total of 12 125 rental units plus 1 innkeeper's suite each located at the addresses of 27 and 29 Wentworth Street, Tax Map 126 9, Lots 37 & 38, in the Kittery Foreside (Mu-KF) zone. 127 128

Motion to continue the application

- 129 Move to continue review of the sketch plan by Brandon Holben, for owner Madbury Real Estate Ventures, 130 who proposes to re-develop an existing bed and breakfast and house into two independent boutique inns 131 with a total of 12 rental units plus 1 innkeeper's suite each located at the addresses of 27 and 29 Wentworth
- 132 Street, Tax Map 9, Lots 37 & 38, in the Kittery Foreside (Mu-KF) zone.



Zoning Summary – Tax Map 9, Lots – 37 & 38

Date:	July 13, 2023	
To:	Planning Board	
Subject:	Subject: 27 Wentworth Street and 29 Wentworth Street	
CC to:		

This application is for the proposed redevelopment of 27 and 29 Wentworth Streets (Map 9, Lots 37 and 38). The applicants (Madbury Real Estate Ventures LLC c/o Taylor McMaster) have the properties under agreement for purchase and intend to redevelop the properties, but maintain the existing use as inns. The two properties will operate as boutique inns under the same management. Each lot will be developed with the 12 rental units allowed by zoning, plus one innkeeper's suite to manage both properties.

The design goal is to create boutique inn buildings that more appropriately conform to the surrounding neighborhood character. The owner hopes to foster the growing tourism market in Kittery Foreside by providing travelers with a place to stay within walking distance to the bustling Wallingford Square. To avoid further taxing the already strenuous parking situation in the area, each site will provide its own on-site parking as the site will allow.

This application includes one revised solution for the site, landscape, and buildings of the lots at 27 and 29 Wentworth.

<u>Town of Kittery, ME Title 16: Land Use and Development Code</u> <u>Chapter 16.4.25 Mixed Use - Kittery Foreside (MU-KF)</u>

The purpose of the Mixed-Use — Kittery Foreside MU-KF Zone is to provide business, service, and community functions within the Mixed-Use — Kittery Foreside Zone and to provide a mix of housing opportunities in the historic urbanized center of the community and to allow for use patterns which recognize the densely built-up character of the zone and the limitations for providing off-street parking. Design standards are used to facilitate the revitalization of downtown Kittery Foreside as a neighborhood center, while promoting economic development of service businesses and walk-in shopping as well as respecting the zones historic and residential character.

Permitted Use:

• Inn - Residential (up to 12 units per lot)

Standards:

Minimum lot size: 5,000sf

Minimum street frontage: 10 feet

• Minimum front, rear and side yards: 10 feet

• Maximum building height: 40 feet

Maximum building coverage: 60%

• Minimum open space on the site: 40%

Maximum building footprint: 1,500sf (can be larger if the width is equal to the pre-existing structure)

Design Standards: see 16.4.25(4)

• Revised parking standards: can be met with off-site agreements

o Inn: one parking space for each guest room; (16.4.25(7)(e)



 Each nonresidential use is exempt from providing off-street parking for the first three required spaces. For uses requiring a demand of greater than three, then the off-street parking is to be provided on site and/or in accordance with off-site parking requirements.

Please refer to the tables and descriptions below, and the architectural site sketches for existing and proposed building and site features. Lot area needs to be confirmed. A full boundary and topographic survey is being completed. Additional research is required to finalize boundary and lot area.

Site Sketch Description

We incorporated the following feedback from the previous Site Sketch Review into this revised design.

- 1. In an effort to create a more efficient design, we merged the parking lots for the properties and reduced down to one driveway. The on-site parking will be combined for both lots and accessed from the 29 Wentworth side.
- 2. We moved forward with one building sitting at the front of #27, rather than multiple buildings sitting more to the rear of the property. We felt this option is more in line with the zoning. However, we eliminated the arched entryway through the building.
- 3. We included some front proposed landscaping that should help unify the properties and tie them into the street
- 4. In an effort to reduce pavement and density, we have reduced parking and propose to eliminate one innkeeper.

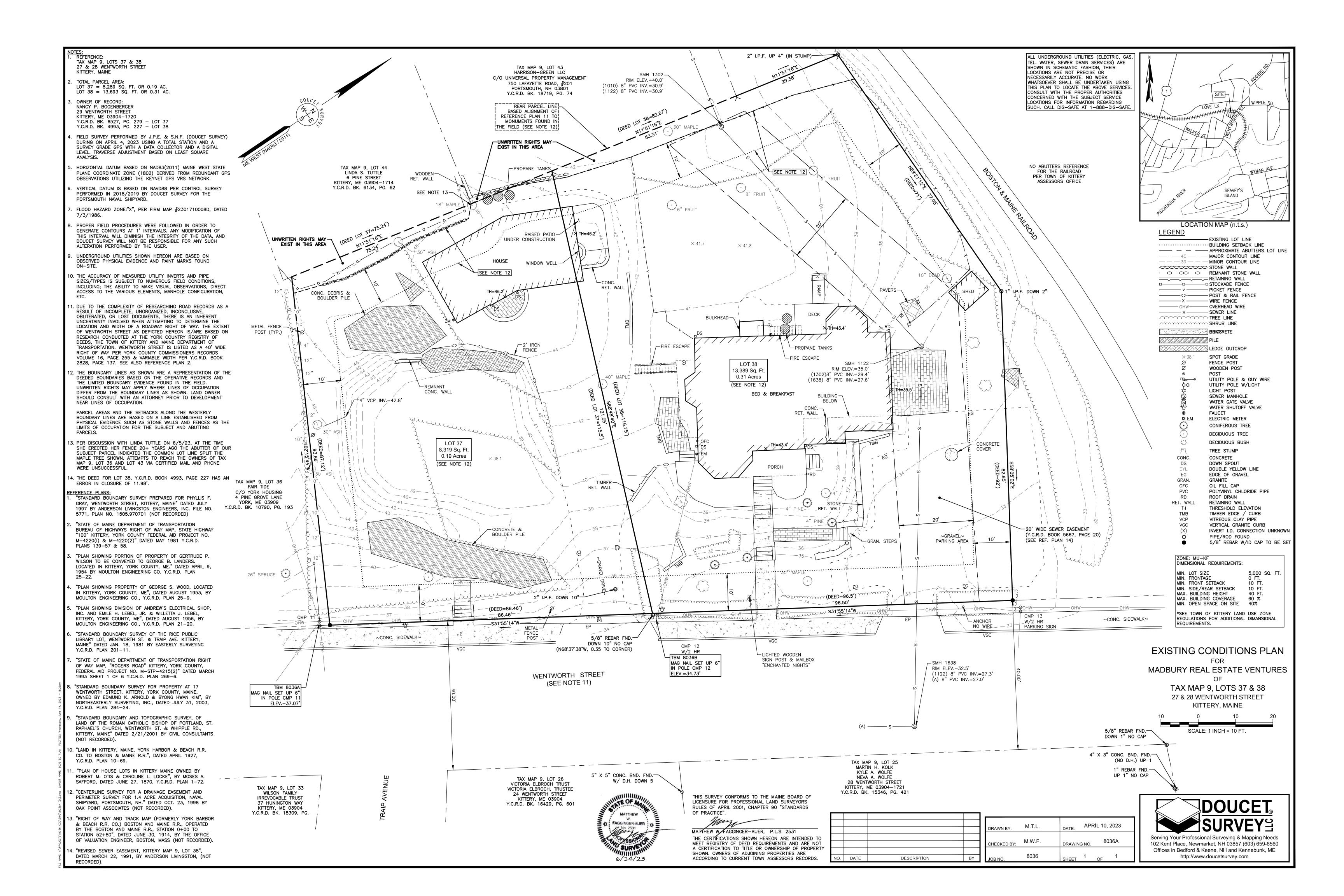
The proposed development of the 27 Wentworth site will be comprised of a single boutique inn building with 12 guest rooms and no proposed innkeeper unit. The ground level facing Wentworth will include two guest rooms with storage and utility space on the rear basement portion. The 1st floor and 2nd above will be accessed from the parking area to the rear and each will include four (4) guest rooms. The upper floor will have two (2) large guest suites with recessed balconies. The existing structure at 27 Wentworth is non-conforming with the current zoning requirements and is proposed to be demolished.

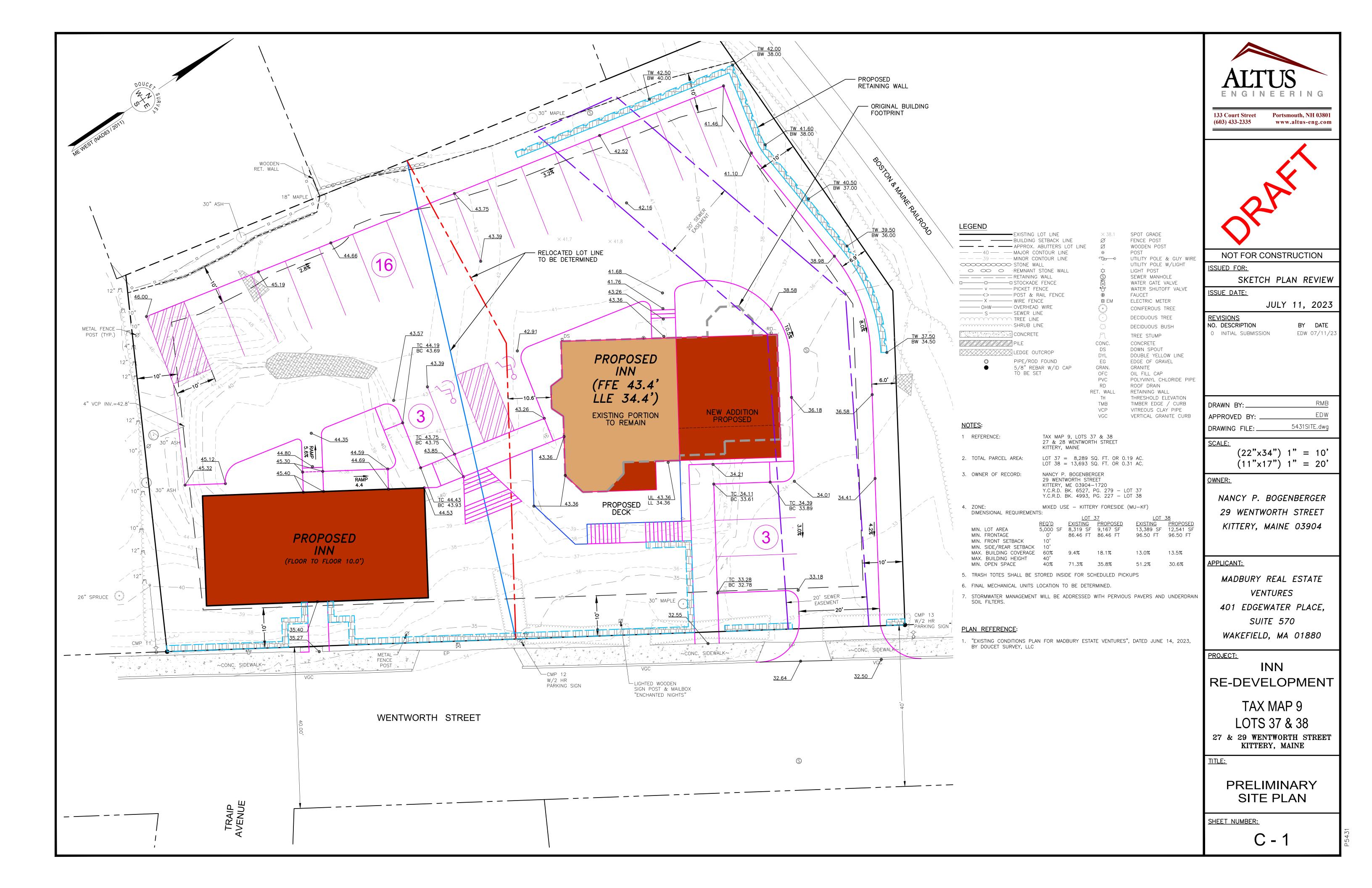
The 29 Wentworth site will be comprised of a single boutique inn building with 12 guest rooms and 1 innkeeper unit. The walk-out basement level will house the innkeeper's unit, utilities and sidewalk access to the upper levels. The ground level will house four (4) units, one of which will be an ADA accessible unit. The two upper floors will each have four (4) guest rooms. The existing structure at 29 Wentworth is proposed to be partially demolished. The owner intends to utilize the majority of the original 1800's era structure. The current addition lacks efficiency and is slated for demolition / replacement. The proposed completed structure will maintain the current building footprint.

In accordance with the feedback provided at the previous Site Sketch Review meeting, we are requesting relief on the following items:

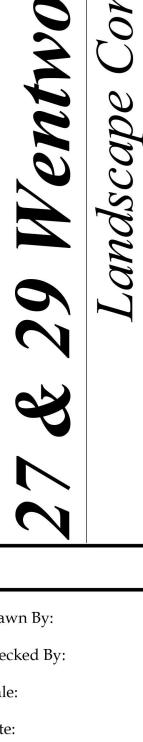
- 1. We are requesting relief from the 40% open space requirement on both lots (refer to preliminary site plan notes for data).
- 2. We are requesting relief from the innkeeper requirement at 27 Wentworth. This will reduce overall density and one innkeeper will be able to sufficiently manage both properties.

Thank You, Brandon Holben, AIA, LEED AP Principal Architect WINTER HOLBEN

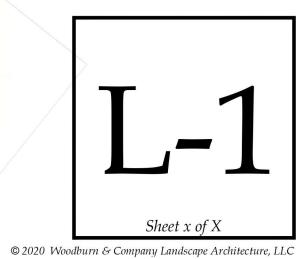








Drawn By: Checked By: scale Revisions:

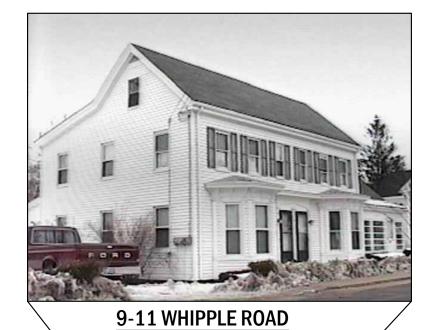


27-29 WENTWORTH STREET

KITTERY, MAINE 03904

SITE CONTEXT:





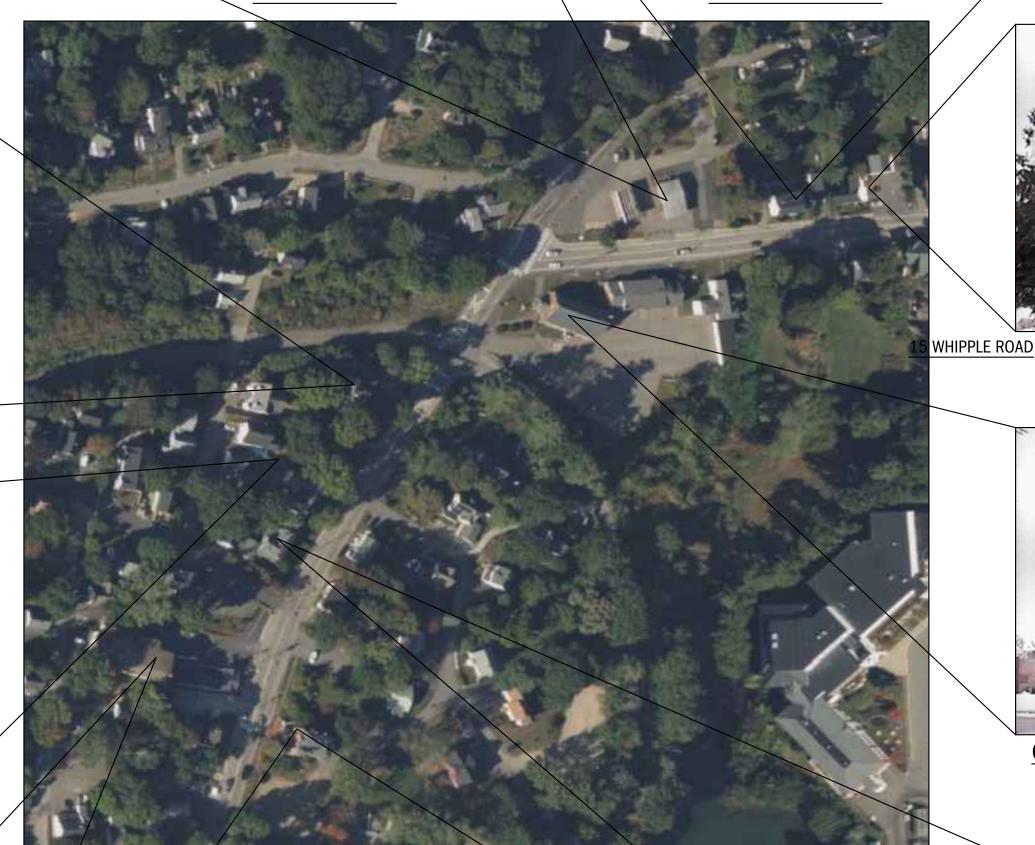
29 WENTWORTH - PROJECT SITE

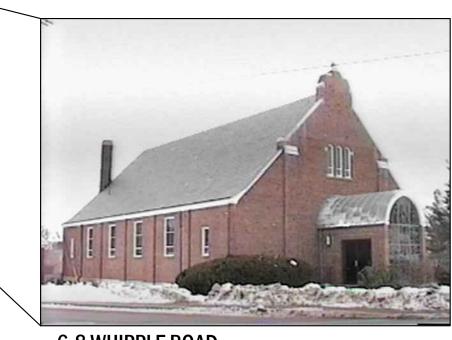


27 WENTWORTH - PROJECT SITE



12 DAME STREET





6-8 WHIPPLE ROAD



8 WENTWORTH STREET



23-25 WENTWORTH STREET

PROJECT DESCRIPTION:

REDEVELOPMENT OF TWO SEPARATE INNS LOCATED AT 27 AND 29 WENTWORTH STREET. THE SITES WILL BE OPERATED AS TWO INDEPENDENT BOUTIQUE INNS.

WORK AT 27 WENTWORTH WILL INCLUDE:

- DEMOLITION OF THE CURRENT, NON-CONFORMING STRUCTURE.
- CONSTRUCTION OF TWELVE RENTAL UNITS
- DEVELOPMENT OF THE SITE TO PROVIDE OFF STREET PARKING FOR THE INN.

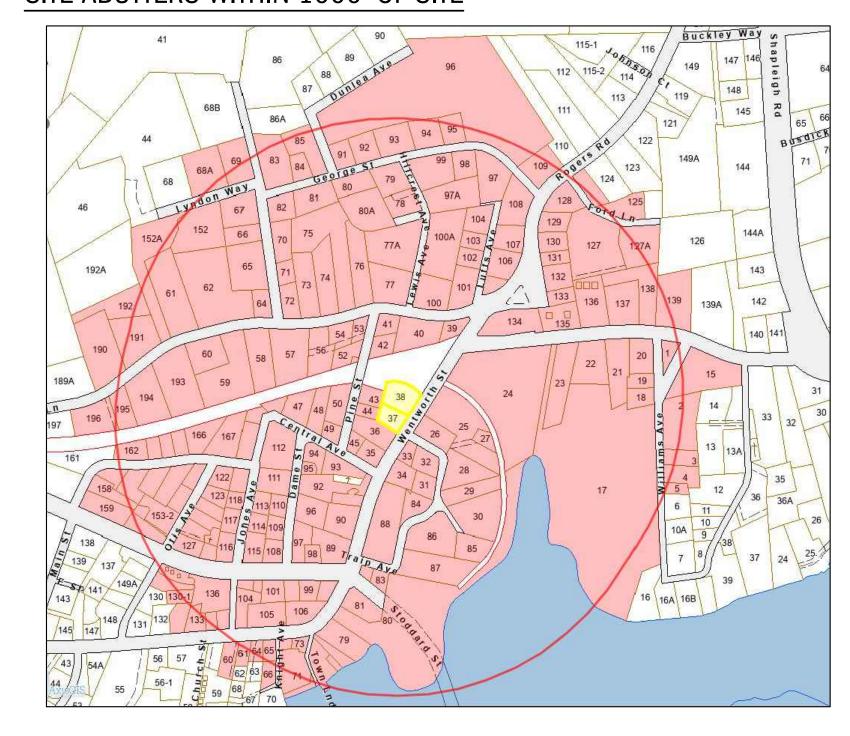
WORK AT 29 WENTWORTH WILL INCLUDE:

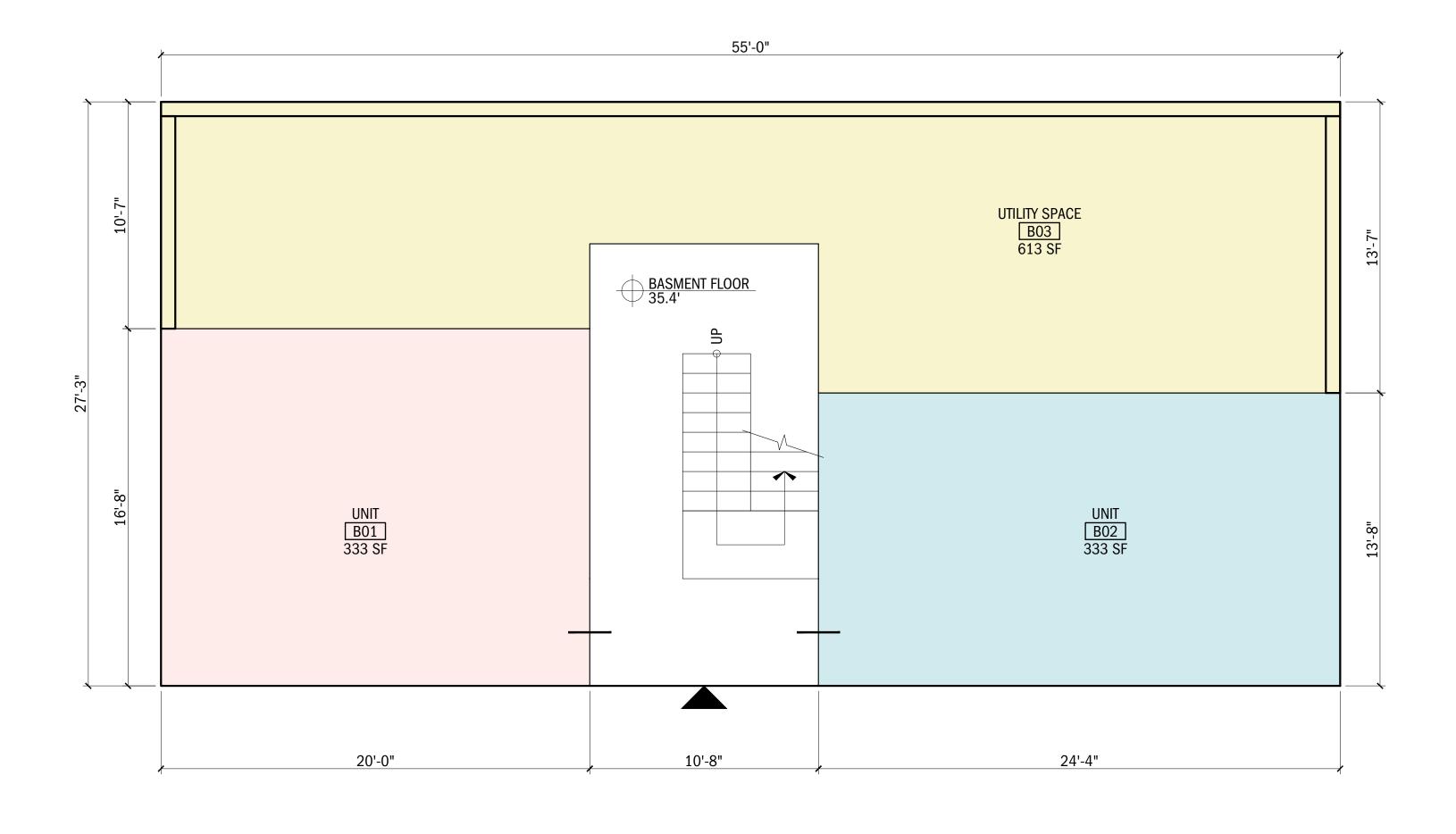
- PARTIAL DEMOLITION WILL ALLOW FOR RENOVATION OF THE ORIGINAL 1800s ERA STRUCTURE AND AN ADDITION TO THIS INTO TWELVE RENTAL UNITS AND AN ADDITIONAL INN KEEPER'S UNIT.
- DEVELOPMENT OF THE SITE TO PROVIDE OFF STREET PARKING FOR THE INN.

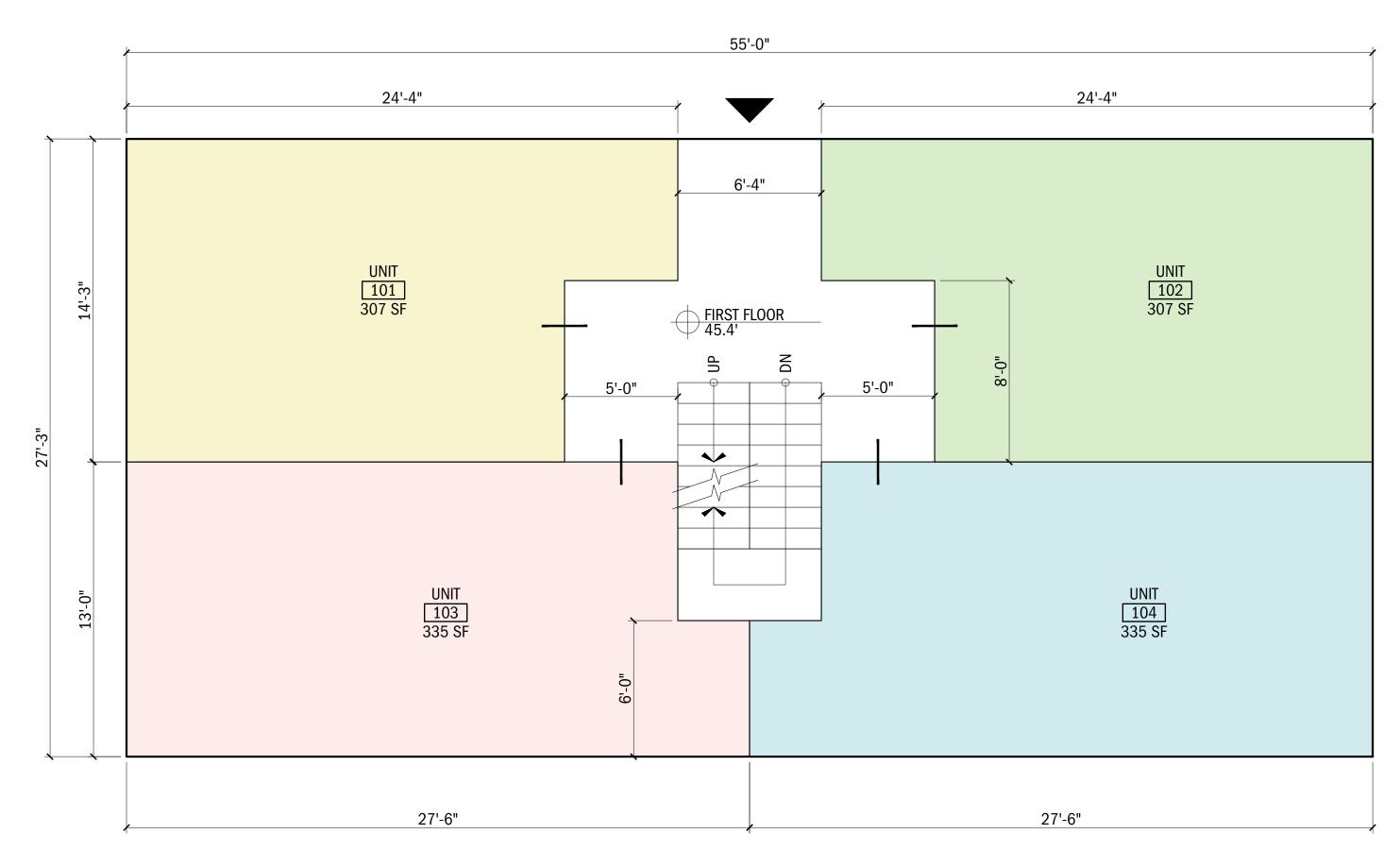
DRAWING INDEX:

- 1 TITLE SHEET AND SITE CONTEXT
- 27 WENTWORTH ST CONCEPT PLANS
- 27 WENTWORTH ST CONCEPT PLANS CONTINUED
 27 WENTWORTH ST CONCEPT PLANS
- 5 27 WENTWORTH ST CONCEPT PLANS CONTINUED
- 6 MASSING STUDY
- 7 MASSING STUDY

SITE ABUTTERS WITHIN 1000' OF SITE



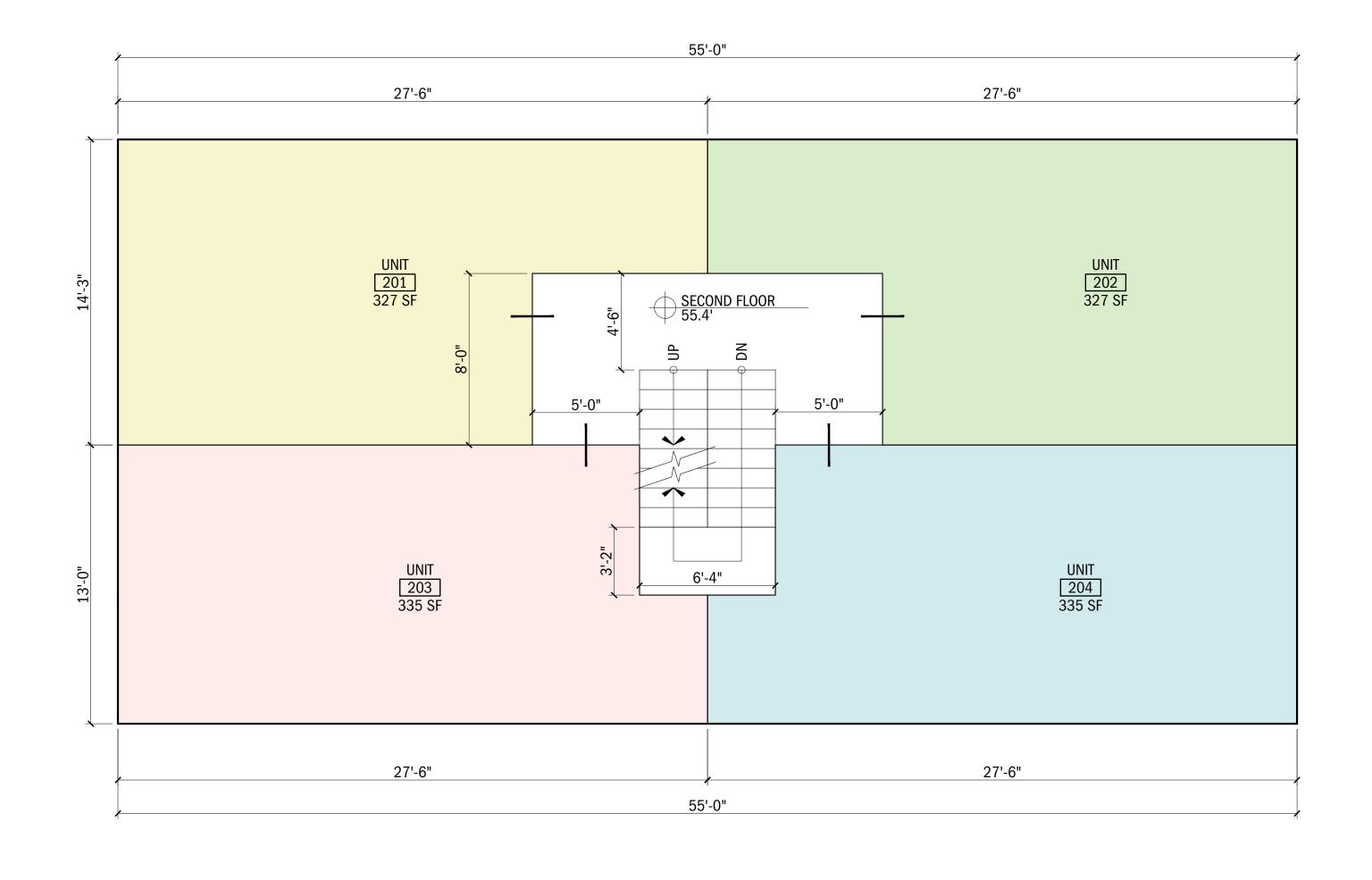


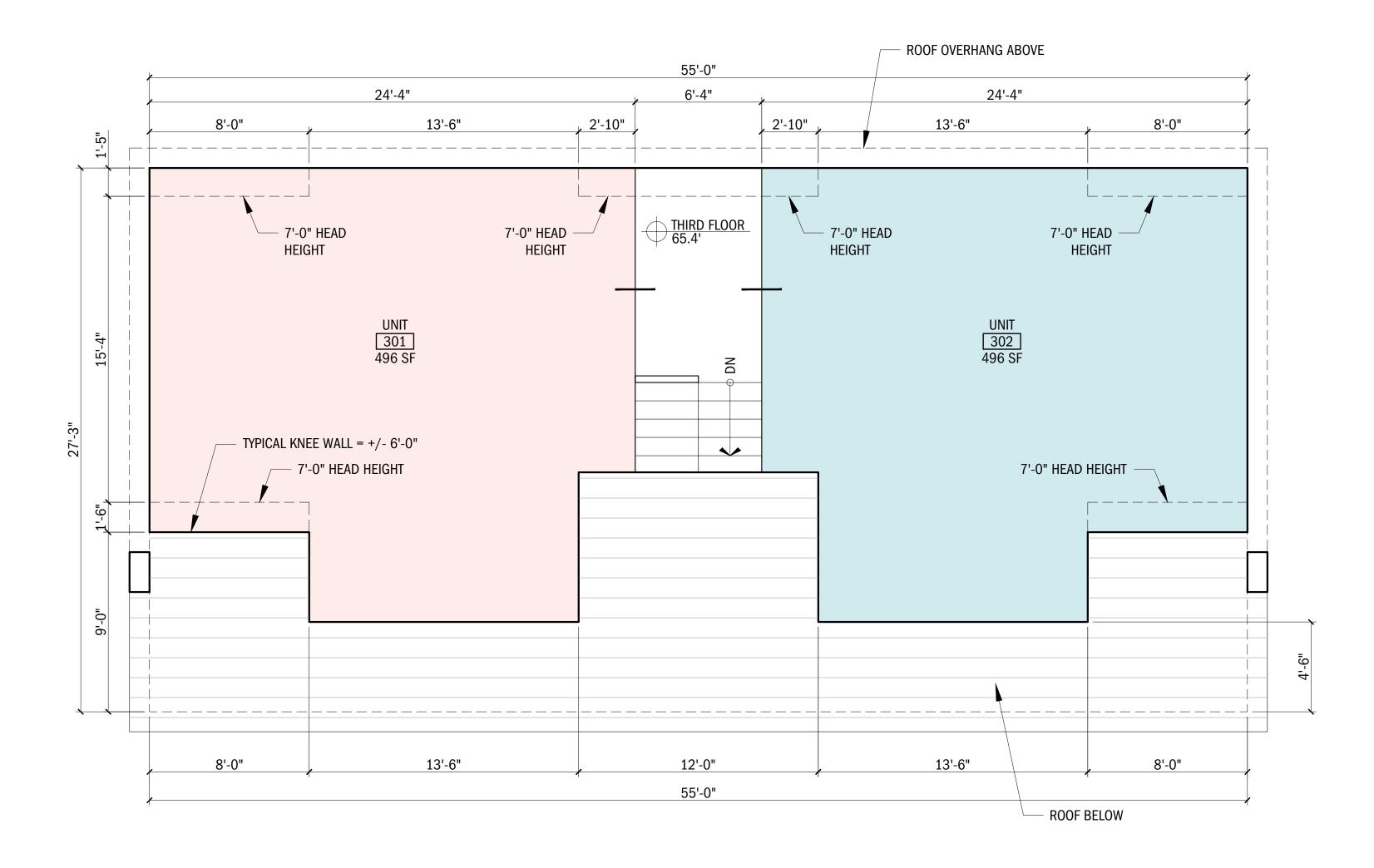


BASMENT - CONCEPT PLAN

FIRST FLOOR - CONCEPT PLAN

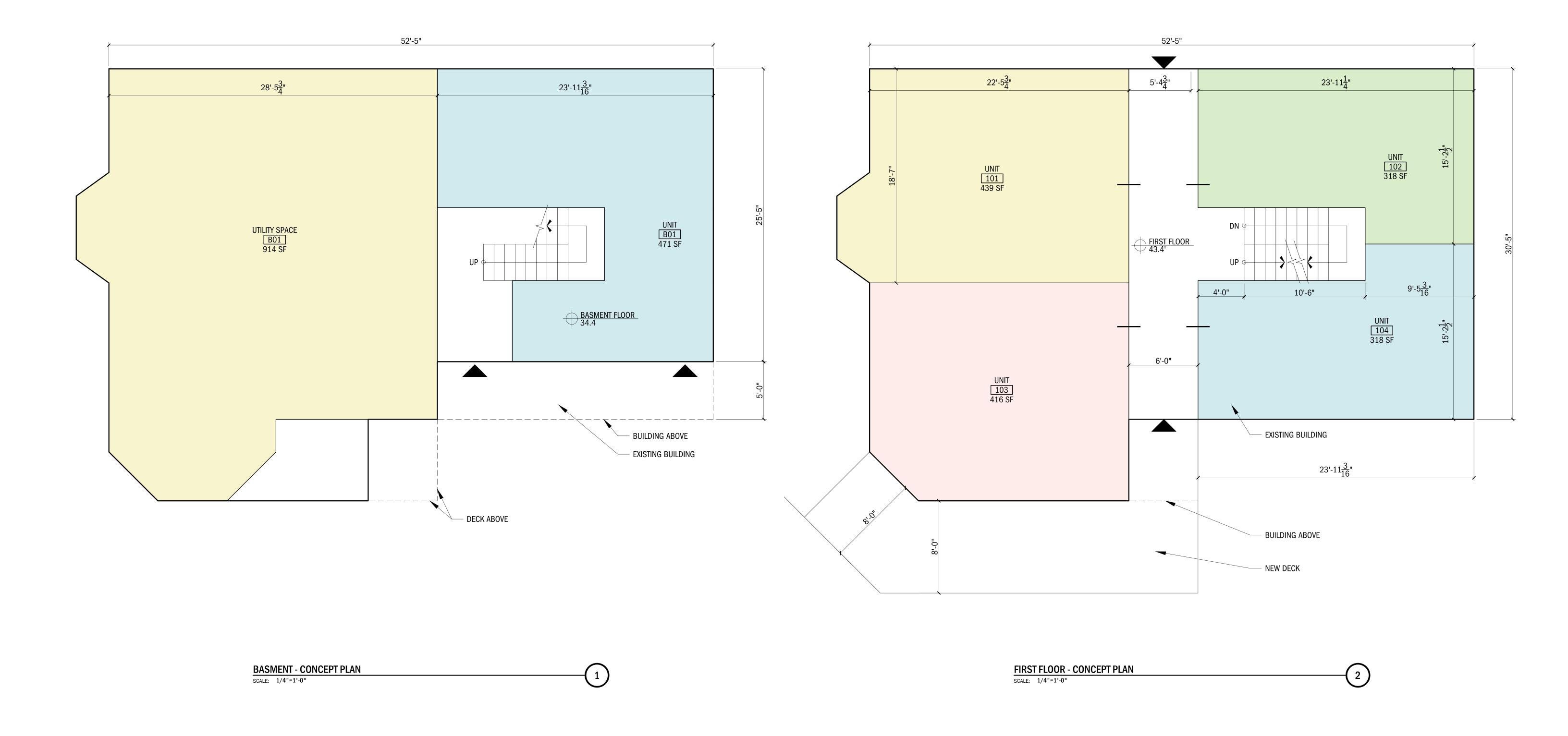
7/13/2023

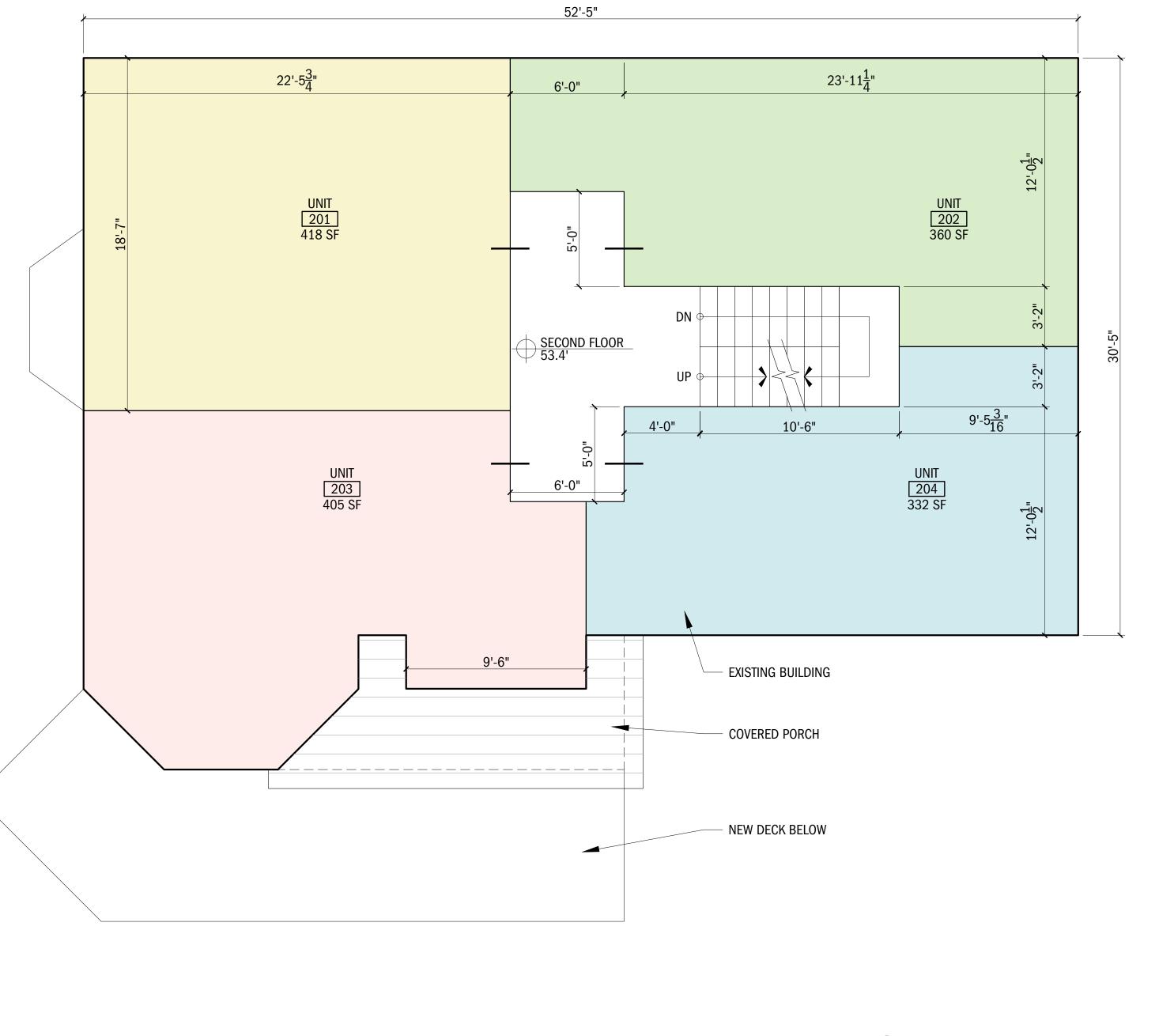


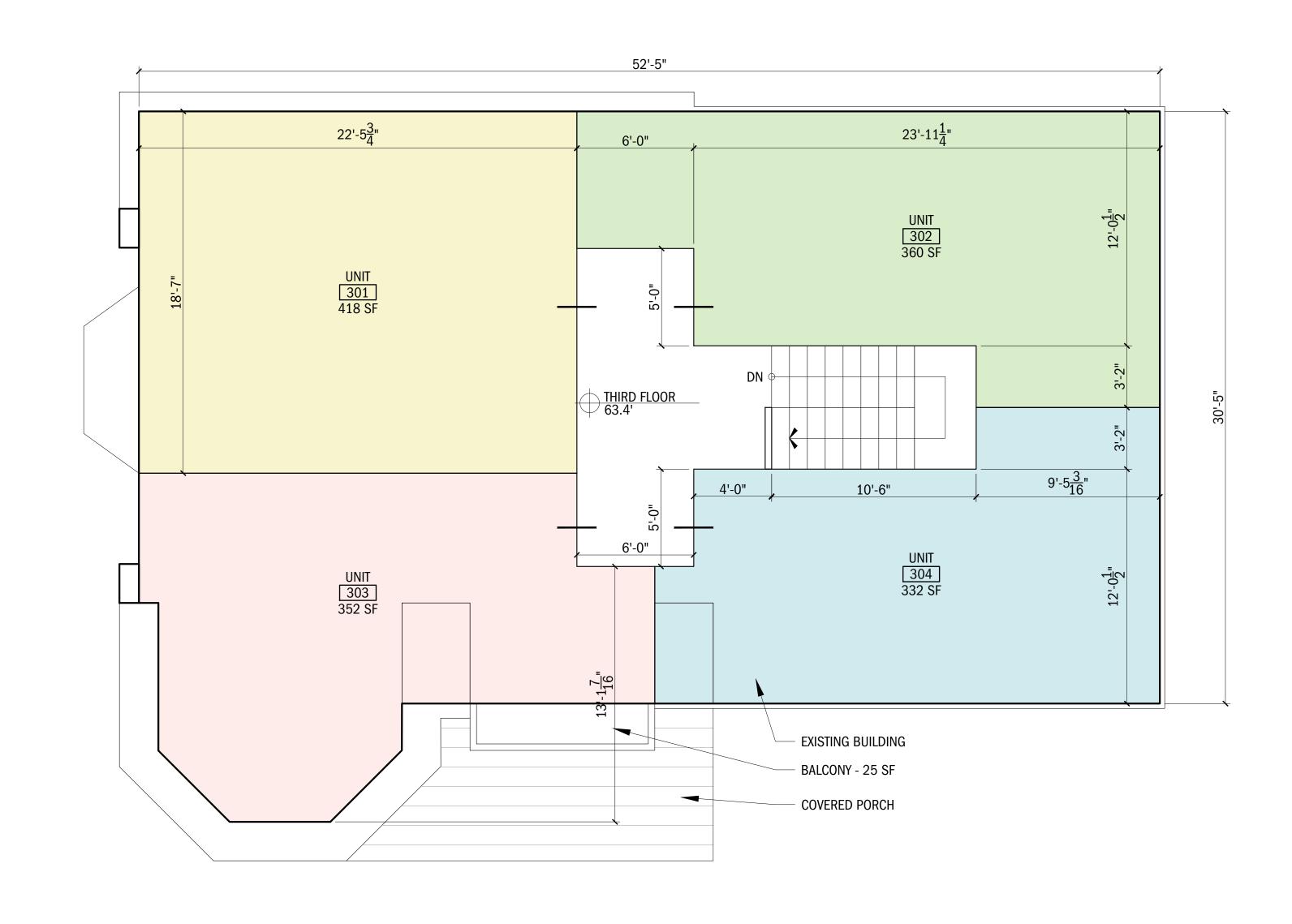


SECOND FLOOR - CONCEPT PLAN SCALE: 1/4"=1'-0"

THIRD FLOOR - CONCEPT PLAN $\frac{2}{2}$ SCALE: 1/4"=1'-0"







SECOND FLOOR - CONCEPT PLAN

SCALE: 1/4"=1'-0"

THIRD FLOOR - CONCEPT PLAN $\frac{2}{2}$

7/13/2023

PROJECT 27 - 29 WENTWORTH STREET



VIEW LOOKING SOUTH-WEST FROM WENTWORTH STREET SCALE: N.T.S.



VIEW LOOKING NORTH-WEST FROM WENTWORTH STREET SCALE: N.T.S.

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