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HISTORICDISTRICT@HAMMOND.ORG

P.O BOX 2788 HAMMOND, LA 70401

HISTORIC DISTRICT COMMISSION

April 19, 2024

Via Email: Cockerham\_LA@Hammond.org Ms. Lisa Cockerham Hammond City Council Clerk 312 East Charles Street Hammond, LA 70401

> RE: Hammond Historic District Appeal Decision Date: March 20, 2024 Property Location: 300 North Cate Street, Hammond, LA 70401

Honorable City Council Members:

My name is Heather Diebold, and I represent the Hammond Historic District as its Coordinator. I am writing to convey the decision of the Historic District Commission (HDC) and their denial of a Certificate of Appropriateness (COA) for an addition and renovation of 300 North Cate Street, on March 20, 2024, which is the subject of this appeal.

In 1978, the Hammond Historic District was established. The District included those properties that are facing any of the streets along the perimeter of the historic boundary. 300 North Cate Street was included in the District at this time. In addition to being a significant part of Hammond's historic fabric, this property is also on the National Register of Historic Places. It is listed as being a contributing structure that is "the only triangular-shaped building in the district and one of the last buildings where one can see its connection to Hammond's railroad industry".

Darryl Smith, Manager of Guys I, LLC, acquired this property in 2016. In 2018, he submitted an application to the HDC for his proposed 2-story addition. At the work session, it was apparent that Smith and the HDC believed this property was within the District and under the HDC's jurisdiction. At the Commission meeting, two days later, it was clarified that this application was coming before them as a courtesy only, since the property, according to the definition of "facing" was deemed outside the District. No action was taken concerning the application.

In 2021, the HDC presented a change to the City of Hammond, LA Unified Development Code (UDC) language that would re-incorporate the structures lost in 2015. Notice was given to all affected property owners, including Smith. The HDC held four events (in person and virtual) to inform and discuss the proposed UDC change, none of which Smith attended. He also did not attend the City Council meeting to voice any concern about re-incorporation into the District in November of 2021, when the HDC proposed change was tabled at that time.

In 2022, Smith brought his 2-story, mixed-use proposal to the Downtown Development District Design Committee. After three meetings, his proposal was approved on April 14, 2022, by way of



COA. That COA expired in October 2022 since construction had not begun. The building permit fee was never paid, so a construction permit was never issued.

In 2023, the HDC again presented the UDC language change to the City Council. The HDC used several methods for public outreach about the potential change including two public forums, which Smith did not attend, certified letters, and door hangers on the affected properties. With a unanimous vote (5-0), the City Council approved the language change, thereby re-incorporating the District's lost properties. Smith was not present at the City Council meeting after receiving sufficient notice. The language change was effective on July 11, 2023, as Ordinance No. 5717 C.S.

Several months later, on December 15, 2023, Smith submitted an application to the HDC for the 2-story, mixed-use proposal. He then requested that the application be tabled for the December 2023 and January 2024 meetings and later withdrawn in February 2024.

On March 15, 2024, Smith, through his counsel, Frank DiVittorio, submitted a new application to the HDC. This application contained numerous versions of the 2-story addition project and did not appear to adhere to the District's Guidelines, which are adopted by City Council ordinance as the rules governing the properties within the HDC's jurisdiction.

On March 20, 2024, DiVittorio presented another version of the 2-story, mixed-use development plan, (*See attached application*). The HDC analyzed whether the plan met the District's Guidelines by applying each of the nine requirements to the plan, (*See attached Checklist*). After doing so, the Commission found that the proposed plan did not meet the Guidelines and voted unanimously (6-0, Faulk recused himself) to deny the application as submitted, (*See attached HDC meeting minutes from March 20, 2024*).

Smith has requested that you overturn the HDC's denial of this application. It is important to realize that since the purchase of this property, it has remained vacant, unaltered, and unmaintained, even after Smith received approval to move forward with his plan in 2022, before the property was re-incorporated in the District.

The HDC concluded that the proposed additions to this contributing and significant building would be inappropriate and would destroy its historic fabric and value to the Historic District, the National Register of Historic Places, and the City, (*See attached letter from the State Historic Preservation Office*).

If these changes are allowed to be made, and the HDC's denial is overturned, we will lose a piece of history forever. It will create a slippery slope that may diminish the HDC's authority because a property owner will believe that the City Council will just overturn it. With every decision that is overturned, another property is lost, and eventually, the Historic District would cease to exist within the City. The City would, in turn, lose its Certified Local Government status (CLG), a status required in order to maintain its Main Street Program, so that, too, would be lost.

It is worth noting the following outcomes of the City's Main Street Program since 1984:

- 298 new business have been established;
- 2,314 jobs have been created;
- \$49,937,532 in building rehabilitations and new construction have been completed; and
- \$9,370,207 in public improvements have been completed.

Your decision is about more than just this single building - it impacts the entire Historic District and the City's Main Street eligibility. I urge you to uphold the decision of the HDC to deny this application and a Certificate of Appropriateness for this project.

Respectfully submitted,

# Heather Diebold

Heather Diebold Hammond Historic District Coordinator

Cc: Pete Panepinto, Mayor, City of Hammond Andre Coudrain, Hammond City Attorney Lacy Landrum, Director of Administration, City of Hammond Darryl Smith, Guys I, LLC, *via email* Ryan Faulk, HDC Chairman Jessica Shirey, HDC Vice Chairman

Attachments:

Timeline with document and audio links Guy I, LLC application dated March 12, 2024 (presented at March 20, 2024 meeting) Addition Guidelines Checklist March 20, 2024 HDC meeting Minutes April 19, 2024 Letter from the State Historic Preservation Office

[Resource ID:

1

# CERTIFICATE OF APPROPRIATENESS (COA) APPLICATION - Buildings

Date of Application: 03/12/24	[ HHD - Receive	ed in Office: / / ]
Property Location: 300 N Cate St, H	ammond, LA 70401	
Application Type (circle all the apply):	New Construction       Image: Construction <td>Painting Other complete signage application)</td>	Painting Other complete signage application)
BUILDING OWNER Information Name: Guy's I, LLC Phone #: 9856877000 Email: ds@1spm.world Mailing Address: PO Box 2607 Hammond, LA 70404		rmation all that apply): Contractor Other ryl Smith)
DESCRIBE SCOPE OF WORK: Renovation of the former Guy's Groo development with approximately 23,8	cery Store and converting it to a three stor 500 st ft total project.	y mixed use
Applicant: Guy's I, LLC	ØS	Date: 03/12/24
(print) Owner: <u>Guy's I, LLC</u> (print)	(sign)	Date://
HAMMOND HISTORIC DISTRICT COMMISS BY:	ION APPROVED DENIED (IN OFFICE APPROVAL) *** APPROVAL VALID FOR 6 MONTHS	

NOTE: This approval is valid only upon securing all necessary permits from the City of Hammond Building Official's Office, 219 E. Robert St., Hammond, LA. Phone: (985) 277 - 5684

# CERTIFICATE OF APPROPRIATENESS (COA) APPLICATION - Details

# APPLICATION ATTACHMENTS CHECKLIST:

~	Photos (before)
V	Color Samples
	Plans & Specifications
Щ	Material Samples (where applicable)
V	Rendered Elevations & Floor Plans
~	Door & Window Details (where applicable)
V	Sign Application (in conjunction with regular application, where applicable)

Failure to include all of the required attachments and/or failure of the applicant or his/ her representative to appear at the scheduled hearing will result in postponement of the application until the next regularly schedule HHDC meeting. The application may be dismissed if there are more than two (2) postponements.

If a representative other than the applicant listed on the application(s) intends to present at the HHDC meeting, please indicate their name and contact information when signing below.

# OFFICIAL CERTIFICATION:

l, or my representative (listed below), will appear at the meeting of the Hammond Historic
District Commission at 11:00 AM on / (3rd Wednesday of the month) in the
COUNCIL CHAMBERS AT HAMMOND CITY HALL.

Applicant:	Guy's	I,	LLC	

(print)

(sign)

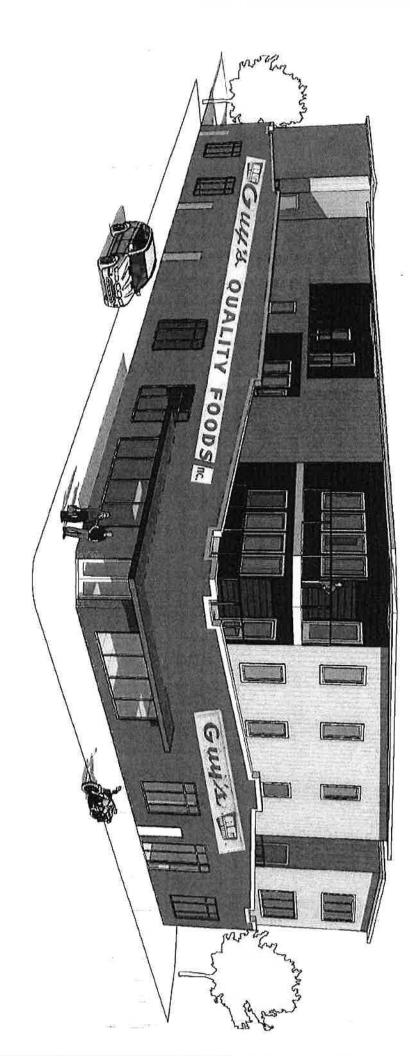
Date:	03/1	2/24

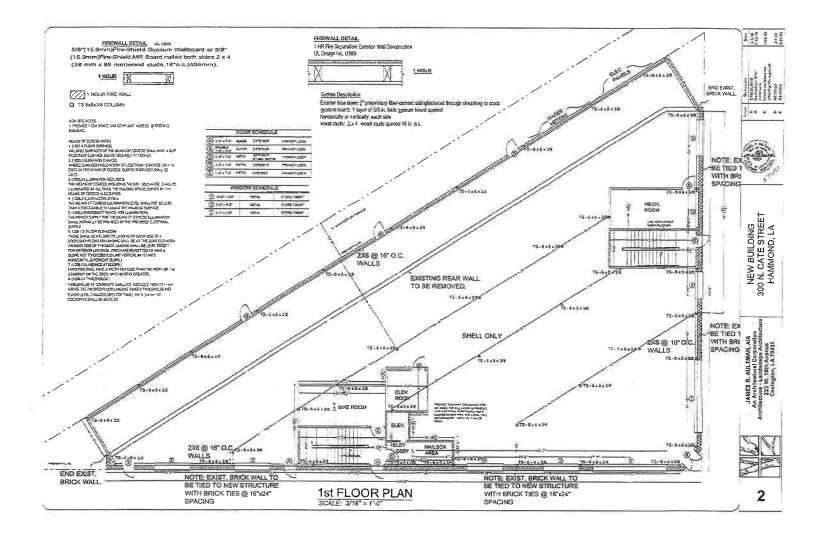
Applicant Representative: Darryl Smith and Frank DiVittorio	
(name & company) Phone: 985-602-1196	
Email: frank@divittorio.lawyer	
	_
I HEREBY CERTIFY, AS THE OWNER OF THE INVOLVED PREMISES, THAT I HAVE	- BEEN
FULLY INFORMED OF THE ALTERATIONS HEREIN PROPOSED AND THAT SAID O	WNFR IS
IN FULL AGREEMENT WITH THIS PROPOSAL.	

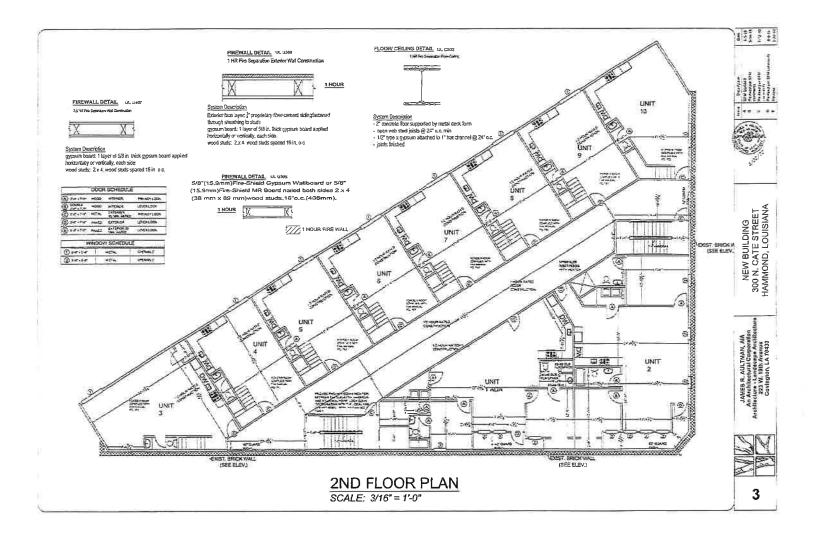
Owner: Guy's I, LLC

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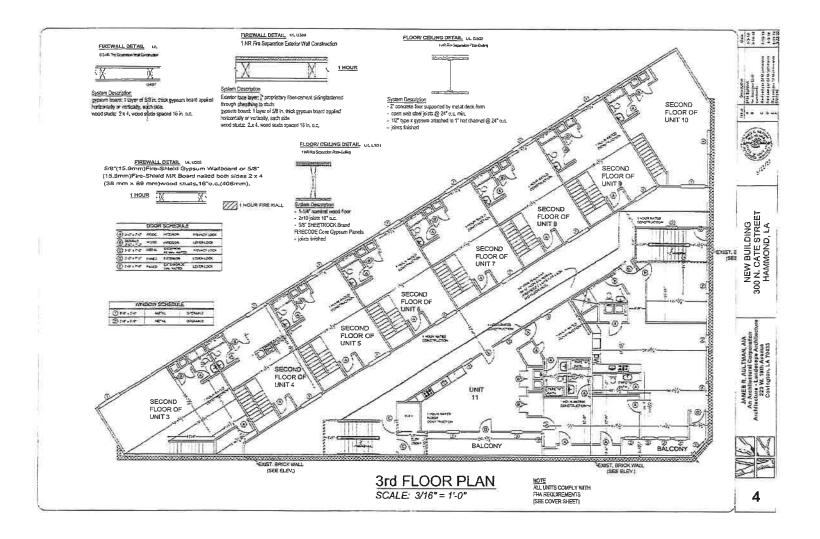
03/12/24 Date:

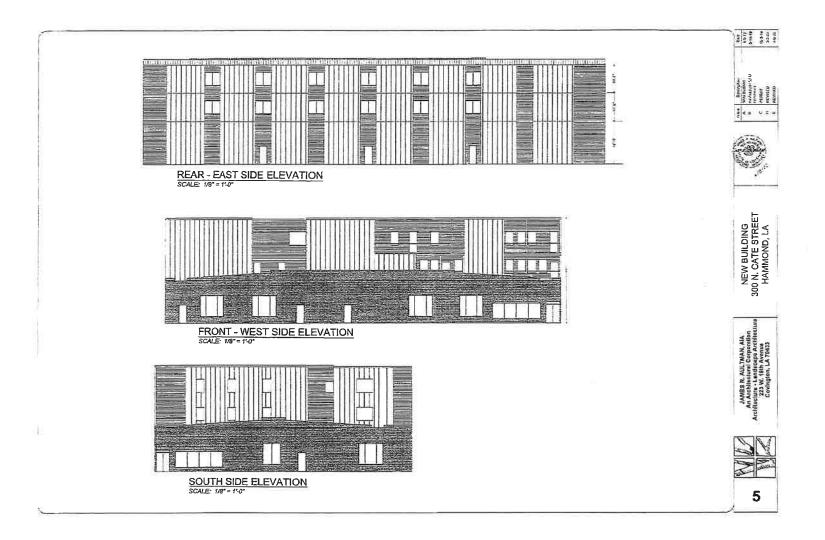


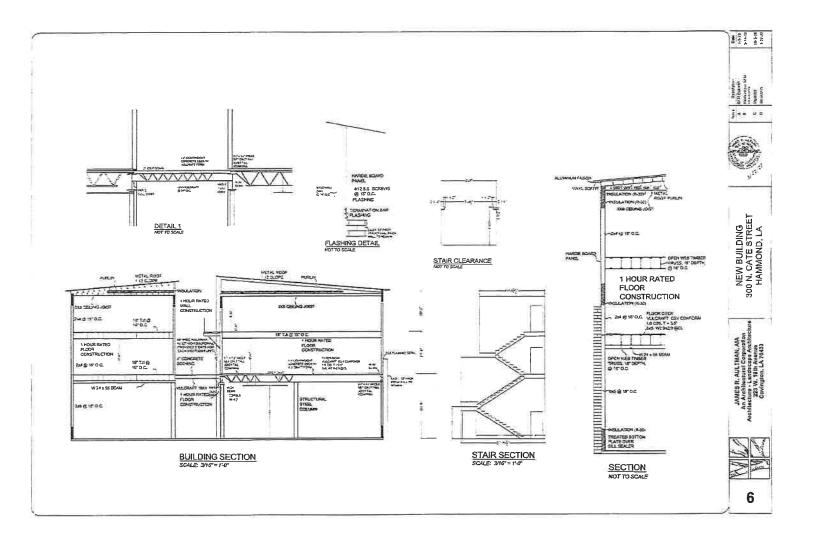




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# ADDITIONS CHECKLIST

	Guidelines for Additions:	Y	N
1	Additions must be constructed so that there is the least possible loss of historic fabric. Character-		
	defining features of the historic building must not be obscured, damaged, or destroyed.		
2	The size and the scale of additions must be limited so that they do not visually overpower historic buildings.		
3	Additions must be located as inconspicuously as possible, on the rear or least character defining elevation of historic buildings.		
4	Additions must be designed so that they are differentiated from the historic building. It is not		
	appropriate to duplicate the form, material, style, and detail of the historic building so closely that the		
	integrity of the original building is lost, confused or compromised.		
5	Additions must be designed so that they are compatible with the historic building in mass, materials,		
	color, and proportion and spacing of windows and doors. Either reference design motifs from the		
	historic building, or introduce a contemporary design that is compatible with the historic building.		
6	For the predominant material of the addition, a material that is visually compatible with the historic		
	materials of the original building, such as brick, stone, stucco, or wooden siding, must be used.		
	Imitation masonry, vinyl and aluminum sidings are prohibited, but fiber cement or other composite		
<u> </u>	siding may be considered.		
7	The roof form must be compatible with the historic building and consistent with contributing roof		
	forms in the historic district.		
8	The foundation height and the eave lines of additions must generally align with those of the historic		
	building.		
9	Additions must be designed and installed to minimize damage the historic fabric and make future removal possible.		

#### Overview:

The introduction of additions compatible with historic buildings in the district is acceptable if the addition does not visually overpower the original building, compromise its historic character, or destroy any significant features and materials. Any alteration of existing structures should include the preservation of historic architectural features seen on the building. New construction, while hopefully creative and innovative in nature, should relate to these historical design elements, and follow certain patterns of design set forth by the existing historic buildings.

By placing additions on inconspicuous elevations and limiting their size and height, the integrity of the original buildings can be maintained. It is important to differentiate the addition from the original building so that the original form is not lost or confounded. Additions should be designed so that they can be removed in the future without significant damage to the historic building or loss of historic materials. Also, as with any new construction project, the addition's impact on the site in terms of loss of important landscape features must be considered. The compatibility of proposed additions with historic buildings will be reviewed in terms of the mass, the scale, the materials, the color, the roof form, and the proportion and the spacing of windows and doors. Additions that echo the style of the original structure and additions that introduce compatible contemporary design are both acceptable.

# <u> 300 N CATE – TIMELINE OF IMPORTANT DATES</u>

<b>DOCUMENT / AUDIO</b>	LINK
1930 Sanborn Map	https://drive.google.com/file/d/1epVZXyE38Jui5rP B8-r5WMgXCXaDqzi1/view?usp=drive_link
<ul> <li>1978 – Historic District Established November 14, 1978 Ordinance</li> </ul>	https://drive.google.com/file/d/1sVb74vH- 006HeW2n- IlqSWV3frTTc8zZ/view?usp=drive_link
• 1979-1980 National Registry Pg 27, Item 37 – Map Pg 33	https://drive.google.com/file/d/1Dyrdo3R0Hb2oQ86 U9V4dC2Ir0noVfxKw/view?usp=drive_link
1981 – National Registry Inventory	https://drive.google.com/file/d/1alVJxvemlEsRNyb OKvENX6od2gIS6GOH/view?usp=drive_link
2016 Conveyance Record	https://drive.google.com/file/d/19SA7nAGRZtXUrK yhG9bmCydFQcCpc8C6/view?usp=drive_link
• 2018 – Application Hammond Historic District <sup>1</sup>	https://drive.google.com/file/d/1dF7XGqTSetwOzJ Blh6i64L9jqfigGFuA/view?usp=drive_link
<ul> <li>2018 – Audio from HHDC work session June 18, 2018 - (16:39 – 41:45)<sup>2</sup></li> </ul>	https://drive.google.com/file/d/1qygUN9tVmGdShU iaNBc260Pw4EuH357y/view?usp=drive_link
2108 – SHPO Response to Application	https://drive.google.com/file/d/19WUZvfH2upQWg 3PRUUAFOHNynUMKpo98/view?usp=drive_link
<ul> <li>2018 – Audio from HHDC meeting June 20, 2018 – (27:17 – 105:04)<sup>3</sup></li> </ul>	https://drive.google.com/file/d/1YmFA23QDLwcIJJ I3WamghXiYeDS2B40u/view?usp=drive_link
• 2022 – COA from DDD <sup>4</sup>	https://drive.google.com/file/d/1UyOjxl7iPO nbue bo3 mLtf1Nqde7qg/view?usp=drive link
<ul> <li>2022 – National Register of Historic Places Dept. of Interior, National Park Service Pg. 20, Item 40 August 9, 2022</li> </ul>	https://drive.google.com/file/d/1kVjCJXZD0Q6DbX wE8AE lzUL01OmhFHz/view?usp=drive link
2022 – Recorded Survey     August 11, 2022	https://drive.google.com/file/d/1xOx_eWn1belieix0 M9g3s7OxYcksmcjr/view?usp=drive_link
• 2023 – Notice of Public Forum and City Council Meeting on UDC Language Change PROOF OF DELIVERY	https://drive.google.com/file/d/1QxsksUGXcbCSvu ENvVLJhjv3G0wYPE9T/view?usp=drive_link

<sup>&</sup>lt;sup>1</sup> This is the first time any action is taken since purchase of the property.

<sup>&</sup>lt;sup>2</sup> It seems apparent from this audio, as well as the upcoming email exchange, that both the applicant and the Commission believed this property to be within the HHD Commission's purview, as a "facing" property.

<sup>&</sup>lt;sup>3</sup> This is the first mention of the application being brought before the Commission as a courtesy and not in the municipal district. Usually when applications for properties outside the district are brought before the HHDC as a courtesy, they are first brought before the body governing them at the time for approval. In this case, the DDD Design Committee, which did not see an application before them until 2022.

<sup>&</sup>lt;sup>4</sup> The Certificate of Appropriateness (COA) issued on April 14, 2022 was valid for 6 months; expiring on October 14, 2022. No action is taken during this time period nor were permits issued to commence work.

<b>DOCUMENT / AUDIO</b>	LINK
• 2023 – Email to & from Pete Lentini	https://drive.google.com/file/d/1KdEaTt4kq3fFmPX
(Building Official) <sup>5</sup>	eLIWpvmllD-iARsKd/view?usp=drive_link
<ul> <li>2023 – Ordinance – Language Change</li></ul>	https://drive.google.com/file/d/19Ze0rDNuaMfcL9Q
July 11, 2023	WHQmVSVEIaHAR9ojM/view?usp=drive_link
<ul> <li>2023 – City Council Minutes<sup>6</sup></li></ul>	https://drive.google.com/file/d/1 xwuPa1gRRgBa9h
July 11, 2023	oqnhLSqzLp6sRwdD4/view?usp=drive link
<ul> <li>2023 – 300 N Cate Application<sup>7</sup> December 15, 2023 work session</li> </ul>	https://drive.google.com/file/d/17gb- vQyofGZ3xsnFd5bAXXNNIGFDLC9W/view?usp= drive_link
<ul> <li>2023 – Audio from HHDC work session</li></ul>	https://drive.google.com/file/d/1EG5xiKELJwZkttH
December 15, 2023 (100:38 – 115:55)	4y0J4fMy8ATVWzD0G/view?usp=drive_link
<ul> <li>2024 – 300 N Cate Application</li></ul>	https://drive.google.com/file/d/1H_d42r9UUtXr35Y
March 15, 2024 work session	r0PDf34Q5w2w17QA0/view?usp=drive_link
• 2024 – 300 N Cate Application	https://drive.google.com/file/d/1U8z82Joa1Kaw_gC
March 20, 2024 meeting	MhBJks6uYBRsTfoGb/view?usp=drive_link
• 2024 – Guideline Checklist	https://drive.google.com/file/d/1nXGOmNSYmQ2n JvnEjAQHiiyC dGaa2j-/view?usp=drive link
<ul> <li>2024 – Audio from HHDC work session</li></ul>	https://drive.google.com/file/d/1f0VKc17Lw_fjgqZg
March 12, 2024 (27:53 – 58:30)	VOfUdYO_Rha9KWTS/view?usp=drive_link
<ul> <li>2024 – Audio from HHDC meeting</li></ul>	https://drive.google.com/file/d/1NDTeGOB7SQENQ
March 20, 2024 (24:00 – 46:14)	7kZoNxBiDYNekph7FwD/view?usp=drive_link
<ul> <li>2024 – Mixed Use Redevelopment Plan Submitted at meeting – not part of original application<sup>8</sup></li> </ul>	https://drive.google.com/file/d/1g4lqNeawTML0Iem xpzi9v nJD6fYWowa/view?usp=drive link
<ul> <li>2024 – Minutes from HHDC meeting</li></ul>	https://drive.google.com/file/d/1VIxypbc3jhxSTy1N
March 20, 2024 <sup>9</sup>	hYw91G5s-lyw3jeG/view?usp=drive_link

<sup>&</sup>lt;sup>5</sup> After receiving notice of the Public Forum regarding the UDC language change, applicant had an email sent to Mr. Lentini requesting an update on his plans. No permits were issued.

<sup>&</sup>lt;sup>6</sup> Motion to approve the Historic District UDC language change that would re-incorporate properties into the District (including 300 N Cate) made by Councilwoman Gonzales and seconded by Councilman Wells; Motion passed 5-0.

<sup>&</sup>lt;sup>7</sup> This application was tabled for December 2023 and January 2024, and withdrawn for February 2024.

<sup>&</sup>lt;sup>8</sup> Applicant's counsel requested that this be made part of the record. It was not part of the original application submitted to the Commission for consideration.

<sup>&</sup>lt;sup>9</sup> Motion to deny the application as submitted made by Brandon Recotta and seconded by Tanya Turner; Ryan Faulk recused, Motion passed 6-0.

# HAMMOND HISTORIC DISTRICT MINUTES

# HAMMOND HISTORIC DISTRICT COMMISSION Wednesday, March 20, 2024

HAMMOND CITY COUNCIL CHAMBERS – 312 EAST CHARLES ST

# **1. CALL TO ORDER**

Chairman Ryan Faulk - 11:00AM

## 2. VERIFICATION OF MEETING NOTICE

Coordinator, Heather Diebold - March 12, 2024 & March 19, 2024

# 3. ROLL CALL - Quorum was reached

PRESENT: Chairman Ryan Faulk, Vice Chair Jessica Shirey (arrived at 11:02AM), Regina Delaune, John Exnicios, Robert Dischler, Brandon Recotta and Tanya Turner

ABSENT: None

# 4. APPROVAL OF MINUTES – 1.17.2024 & 2.21.2024

Motion to approve Minutes in globo as submitted to the Commission by Brandon Recotta; seconded by Ryan Faulk. All for, none against, Jessica Shirey not present for vote and Regina Delaune abstained; Motion Passed.

## 5. OLD BUSINESS:

# A. 115 S CATE – (Paint removal from Front Façade – Return to Natural Brick)

Motion to approve leaving natural brick on top half of the building and repainting the bottom half, after damaged brick and mortar are repointed and repaired before painting and brick veneer pulling away from the façade by the upper left balcony is repaired by Ryan Faulk; seconded by John Exnicios. All for, none against; Motion Passed. (Colors are to be Limestone on the painted brick and Flowering Herb on the metal beams).

## 6. NEW BUSINESS:

## A. 111 W THOMAS – Still Pushing Skate Shop (Signage)

Motion to approve as submitted (max length of neon sign can be 6 feet with the sign height of 15 inches) by Jessica Shirey; seconded by Brandon Recotta. All for, none against; Motion Passed.

# B. 209 E THOMAS – The Groomed Studio & Salon (Window & Door Signage)

Motion to approve as submitted by Brandon Recotta; seconded by Tanya Turner. All for, Jessica Shirey recused, none against. Motion Passed.

Must submit for in-house approval of previously approved interior window graphics if decision to use them is made in the future.

## C. 305 W MORRIS / 305 EDWIN NEILL – Hammond High Gym (Renovation)

Motion to approve as submitted by John Exnicios; seconded by Regina Delaune. All for, Ryan Faulk recused, none against; Motion Passed.

### D. 300 N CATE – Guy's Quality Foods (Renovation/Addition) – TABLED 12.20.2023 & 1.17.2024; APPLICATION WITHDRAWN 2.21.2024 - Attachments

Motion to deny as submitted by Brandon Recotta; seconded by Tanya Turner. All for, Ryan Faulk recused, none against; Motion Passed.

# 7. OTHER MATTERS

Update from Coordinator and Commission Discussion

- Turf approval for One Thirteen
- 400 W Thomas work done outside scope of COA
- Retreat topics for 5.10.2024
- Community education efforts / Educational materials
- RR Park dedication 5.2.2024 4:30-6:30
- Work Session now held in Council Chambers
- Differentiate Historic District Boundaries (ex. Street signs, markers, etc.)
- Cemetery work / Community grants from SHPO and Federal
- Boos Building meet with owner to discuss building condition
- Ten Point Restoration Signage on W Morris and S Pine determine ownership / purpose

#### 8. PUBLIC INPUT

None

#### 9. ADJOURNMENT - 12:20PM

Motion to adjourn by Jessica Shirey; seconded by Regina Delaune. All for, none against; Motion Passed.

## NEXT MEETING: Work Session Friday, April 12, 2024 – 11AM – 312 E Charles St



BILLY NUNGESSER Lieutenant Governor State of 近の抗気気が高い Office of the Lieutenant Governor Department of Culture, Recreation & Tourism Office of Cultural Development Division of Historic Preservation

KRISTIN P. SANDERS Assistant Secretary

April 19, 2024

Heather Diebold, JD City of Hammond 219 E. Robert Street Hammond, LA 70401

RE: 300 N. Cate Street, Hammond Hammond National Register Historic District

Dear Ms. Diebold:

Thank you for updating our office on the status of the above-referenced building. This building is a contributing element to the Hammond National Register Historic District and is the only triangular-shaped building in the district. The scale and proportion of the existing masonry building are indicative of the historic low-rise buildings in the district.

Our programs adhere to the Secretary of the Interior's Standards for Rehabilitation from the National Park Service. Standard 9 states, "New additions, exterior alterations, or related new construction shall not destroy historic materials that characterize the property. The new work shall be differentiated from the old and shall be compatible with the massing, size, scale, and architectural features to protect the historic integrity of the property and its environment." Other guidance from the National Park Service explains that a new addition is most appropriately located where its visibility from the primary views of the historic building is minimized.

The existing plans to increase the height of the above-referenced building will significantly alter the historic character of the building by overwhelming the one-story low-rise building. The location of the building on its lot does not provide an opportunity for an additional two stories. Due to the size and design of the proposed addition, if completed, the building would no longer contribute to the National Register Historic District. Furthermore, the design would be out of character with the other buildings along the railroad corridor on Cate Street. 300 N. Cate Street, Hammond Page 2

Our staff are available to speak with or meet with the building owner and their architect to answer questions. Please feel free to contact me directly at 225-342-8172, or <u>nmorris@crt.la.gov</u>.

Sincerely,

()-interioris

Nicole Hobson-Morris Executive Director