



William Guman & Associates, Ltd.

Bill Guman, RLA, ASLA | Principal

Colorado Springs City Councilman 1993-2001
Colorado Springs Planning Commissioner 1992-1993
Regional Building Commissioner 1997-2001

URBAN PLANNING | COMMUNITY DESIGN | LANDSCAPE ARCHITECTURE | ENTITLEMENT

731 North Weber Street, Suite 10 | Colorado Springs, CO 80903 | (719) 633-9700

<http://www.gumanltd.com/>

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MEADOW LAKE INDUSTRIAL PARK REZONE

Current zoning is expired PUD. Revise letter throughout where it states RR-5 is the current zoning.

RR-5 to CS – Commercial Services

LETTER OF INTENT

❑ OWNER/APPLICANT AND CONSULTANT:

Owners:

Dorothy B. Ventimiglia Trust
P.O. Box 618
Larkspur, CO 80118-0618
Parcel Number: 4300000553; 4300000548

Kevin O'Neil
P.O. Box 1385
Colorado Springs, CO 80903-1385
Parcel Number: 4300000552

GRR Partners Inc., LLC
Attn: Rob Wurl
794 W. Solana Cir.
Solana Beach, CA 92075
Parcel Number: 4300000551

Applicant:

William Guman & Associates, Ltd.
Attn: Bill Guman
731 N Weber St., Suite 10
Colorado Springs, CO 80903
Phone: (719) 633-9700

El Paso County Planner:

El Paso County Development Services
Attn: Kari Parsons

2880 International Circle
Colorado Springs, CO 80910
Phone: (719) 520-6300

- ❑ **TOTAL NUMBER OF ACRES IN THE REQUESTED CS-COMMERCIAL SERVICES REZONE AREA:**
254.50Acres

- ❑ **SUBDIVISION DATA:**

The project is approximately 10 miles east of Colorado Springs situated northeast of Falcon, Colorado in eastern El Paso County. The project is located at the northwest corner of Curtis Road and Falcon Highway. The site is bounded by Curtis Rd. to the east, Falcon Highway to the south, and the Meadow Lake Airport to the north and west.

The overall Meadow Lake Industrial Park site area is 254.85 Acres of which 94.09 acres is proposed to be rezoned from **RR-5 to CS – Commercial Services**. The Rezone Map (RZP) proposes to rezone the site to **CS – Commercial Services** to allow the development of the site with mixed-commercial as permitted by the El Paso County Land Development Code.

No existing residences are on the site and none are proposed. Future site specific CS Development Plan submittals will further define lot sizes, interior roadways, specific uses, use-mix ratios, open space areas, and how water/ wastewater services will be provided.

- ❑ **EXISTING AND PROPOSED FACILITIES, STRUCTURES, ROADS, ETC.:**

The existing land use for the site is vacant and contains a central drainage way flowing from northwest to southeast. The site contains unimproved dirt access points used for ranching purposes, native stands of vegetation, and utility easements. There is an existing drainage/ stock pond in the northwest corner of the site. Existing homes on large, multi-acre sites are located south of the site across Falcon Highway and the existing Meadow Lake Airport is adjacent to the northern and western boundaries. Any existing off-site uses, residences, outbuildings, dirt roads, access locations, etc., are scheduled to remain and will not be relocated or removed to accommodate the subject site.

- ❑ **REQUEST AND JUSTIFICATION FOR PUD ZONING:**

Per EPCLDC **Section 4.2.6.D**, this rezone submittal of the property from RR-5 to CS for the proposed Meadow Lake Industrial Park is to accommodate the proposed uses as identified on the RZP drawings. The Meadow Lake Industrial Park was previously approved by the Board of Commissioners in 2008 as a Planned Unit Development (PUD). The uses as originally approved by the El Paso County Board of Commissioners included 190 Acres of commercial/ industrial uses and 37 Acres of open space/ no-build areas. Due to the expiration of the originally approved PUD as a result of development inactivity, the CS –

Previous expired zoning approval does not justify new application. Please remove the analysis of compliance with Section 4.2.6(D), which is the criteria for a PUD. You can provide background information on the property, but none of this information is relevant to the case for rezoning to CS.

Existing zoning is PUD

Request for CS zoning.

Commercial Services portion of Meadow Lake Industrial Park is being resubmitted for review and approval.

Include a note that says that approval of the rezoning application does not approve any particular use and that any proposed uses for the site shall meet all applicable Codes and criteria.

The RZP from RR-5 to CS – Commercial Services as proposed addresses objectives in encouraging growth of industrial space within the Falcon area as there has been little development of this kind east of Highway 24. The proposed rezone seeks to accommodate the anticipated growth and demand for a greater amount of light industrial space in this area, especially industrial uses that provide support services to the adjacent Meadow Lake Airport, Curtis Road, and Falcon Highway. The expansion of Curtis Road to State Highway 24, and beyond to Stapleton Road, will bring more traffic directly adjacent to this site offering opportunities for industrial related activities to be successful. The industrial park project incorporates approximately 160.76 acres.

The proposed CS – Commercial Services zone uses are intended in part to accommodate businesses that serve adjacent areas within a close proximity. The types of uses envisioned include gas stations, small strip retail type buildings, and perhaps standalone food restaurants. Commercial Services zoning uses are intended to accommodate a limited group of professional/ administrative offices, Automobile & Boat Storage and Sales, Business Events Center, Car Wash, Convenience Store, Health Club, and Medical Clinic facilities.

The Meadow Lake Industrial Park looks to capitalize on the expanding community and lack of Commercial Services based zoning in Falcon and beyond. The project will seek to achieve a high quality of design that complements and enhances the surrounding area while mitigating and minimizing potential impacts. This will be achieved through a coordinated approach to site design and development standards.

This is the criteria for approval of a PUD. Rezoning criteria is in Section 5.3.5.

Approval Criteria for CS – Commercial Services Zoning:

In accordance with **Section 4.2.6(D)** of the El Paso County Land Development Code, the proposed RZP for the Meadow Lake Industrial Park advances the stated purposes set forth in this section by the county. The Meadow Lake Industrial Park RZP from RR-5 to CS is in general conformance with the requirements of the El Paso County Land Development Code and Falcon/ Peyton Small Area Master Plan. The adopted Small Area Master Plan identifies the existing *Meadow Lake Airport Area Section 4.4.3* as an important node within the future of the Falcon Area. The area is identified as an appropriate location for non-residential uses and better suited as a center for mixed-use commercial and industrial zoning, including Commercial Service uses which may be compatible with airport operations. The general uses as shown on the RZP plan include provisions within the Commercial Services labeled areas to allow for aviation related services such as aircraft parts sales and pilot support services. The *Falcon/ Peyton Small Area Master Plan Section 4.4.7 Stapleton –Curtis Corridor* recommendations further emphasizes this area to be a

focal point for commercial and mixed-use development. Finally, the proposed Meadow Lake Industrial Park meets the goals of **Section 4.5 General Policies: Commercial & Employment Centers and Uses 4.5.2.5** that calls for additional secondary commercial centers at designated intersections with major arterial roadways which include Curtis Road and Falcon Highway.

The proposed RZP application is in compliance with all applicable statutory provisions. The Meadow Lake Industrial Park will not be detrimental to the health, safety, or welfare of the present or future inhabitants of El Paso County. Preliminary development standards have been identified to ensure adequate setbacks, buffers, and safety concerns will be met. In combination with future CS Development Plan submittals, the Meadow Lake Industrial Park development will further address specific criteria of the CS – Commercial Services zone district set forth by the EPC Land Development Code.

The subject property is suitable for the intended uses and the use is compatible with both the existing and allowed land uses on the neighboring properties. The existing Meadow Lake Airport naturally limits the type of development that may occur on this parcel, such as residential. As previously described, the Small Area Master Plan recommends commercial zoning as a suitable use for this property due to its close proximity to the airport. Both Curtis Road and Falcon Highway will serve as natural buffers to the residential zone districts adjacent to the site. Coupled with additional landscape setback areas, the project will not have a negative impact upon the existing and future development of the surrounding area. Many of the open space uses are intended to serve as landscape buffers and setbacks providing an appropriate transition of existing and proposed uses. Additionally, increased building setbacks may be required depending on the location and type of use being proposed, such as a 125' building setback for light industrial uses when adjacent to a residential zone. General development standards have been indicated on the plans with more detailed development standards to be provided with future site specific CS Development Plans.

The RZP plan provides for open space, including landscape buffers along Curtis Road and Falcon Highway. Much of the open space provided is intended to serve as landscape buffers and setbacks, landscape screening, drainage facilities, and preservation of the existing drainage way found centrally within the site. Due to the nature of industrial and airport related operations, the majority of the open space will be deemed unusable and no internal pedestrian corridors will be incorporated. While there will be no internal pedestrian corridors, there will be pedestrian connectivity incorporated along the perimeter roadways to serve as connectors to adjacent developments and regional trail corridors. As more specific development occurs additional landscaping, buffering, and open space area may be incorporated within the site.

The proposed Commercial Services zone district will not overburden the capabilities of existing or planned roads, utilities, and other public facilities including but not limited to energy providers, water supply, and sanitation services. Public services and facilities are available to the RZP area. These services will be provided to support the development when needed. At this time a provider of water/ wastewater services has not yet been identified; however, server provider options are discussed below.

Any proposed exception or deviation from the requirements of the zoning resolution or the subdivision regulations is warranted by virtue of the design and amenities incorporated into the RZP and subsequent CS Development Plans. It is understood that an approved Development Plan is required before any building permits or use permits may be issued within a CS – Commercial Services zone district.

The applicant acknowledges that certain representations indicated graphically and by notation on the accompany RZP may be conceptual in nature and are subject to change based upon market and development trends. Amendments to the RZP may be made by the owner and applicant and submitted accordingly to El Paso County for further review and consideration.

□ **SECTIONS OF THE COUNTY LDC AND POLICY PLAN THAT SUPPORT THIS RZP REQUEST:**

Under Section 5.3.5 (B) of the Land Development Code, the County’s approval of a rezone (Map Amendment) requires a finding that the following four criteria have been met:

1. *The application is in general conformance with the El Paso County Policy Plan including applicable Small Area Plans or there has been a substantial change in the character of the neighborhood since the land was last zoned.*

The application conforms to the *El Paso County Master Plan* for the project area, including conformance with the *Falcon/Peyton Small Area Master Plan*.

2. *The rezoning is in compliance with all applicable statutory provisions, including but not limited to C.R.S. §30-28-111 §30-28-113, and §30-28-116.*

The rezoning is in compliance with all statutory provisions required, including C.R.S §30-28-111, §30-28-113, and §30-28-116.

3. *The proposed land use or zone district is compatible with the existing and permitted land uses and zone districts in all directions.*

You do not provide justification of how these statutes are complied with.

CS – Commercial Services zoning is compatible with adjoining zone districts because it i) will not negatively affect *view corridors* from the existing homes, ii) will not have negative drainage impacts on the existing neighborhoods because storm water will be retained onsite or appropriately discharged in conformance with plans approved by the County; iii) will not have significant traffic impacts on the surrounding neighborhood, as shown by the Applicant’s traffic report; and iv) the project introduces a land use that is compatible with current land use policies for the Falcon/Peyton communities.

4. *The site is suitable for the intended use, including the ability to meet the standards as described in Chapter 5: Use and Dimensional Standards of the Land Development Code, for the intended zone district.*

The site is suitable for the intended use and proposes uses that are compatible with surrounding RR-2.5 and RR-5 zones, as defined in Chapter 5 of the Land Development Code.

Existing public infrastructure and services, such as roads, utilities, water, sanitation, fire, and drainage will be used to the extent available and adequate to meet the needs of the new development. New infrastructure, to include drainage improvements, roadways, utilities, erosion control, etc. will be planned and installed in accordance with standards of the Land Development Code (LDC), Engineering Criteria Manual and Drainage Criteria Manual (ECM).

ADHERENCE WITH THE EL PASO COUNTY POLICY PLAN

Policy 6.1.5 - Support the development of well-planned mixed use projects which promote all, or most, of the following objectives:

- maximize the economy and efficiency of land use
- preserve open space or natural areas
- integrate employment, housing, shopping, schools and other use
- accommodate multi-modal transportation linkages
- allow for variations in design and character

The rezone from RR-5 to CS preserves approximately XX.X% as natural open space areas; jurisdictional and non-jurisdictional wetlands

Policy 6.1.6 - Direct development toward areas where the necessary urban-level supporting facilities and services are available or will be developed concurrently.

The Project is proposed as a commercial development of business and retail lots within a non-urban density area of the Falcon/Peyton community. Utilities and road infrastructure

You address one of these, but not the rest.

Fill in placeholder text. Show whether the open space you are proposing will be greater or equal to the open space conveyed in the original PUD.

needed to serve the new lots, such as new roads, drainage and detention facilities, erosion control, etc. will be constructed as part of the development.

Policy 6.1.8 - *Encourage incorporating buffers or transitions between areas of varying use or density where possible.*

Existing jurisdictional and non-jurisdictional wetlands will be used as buffers between residential lots.

Goal 6.2

Protect and Enhance Existing and Developing Neighborhoods

Policy 6.2.1 - *Fully consider the potential impact of proposed zone changes and development on the integrity of existing neighborhoods.* On page 4 of this letter you indicate that there will be no pedestrian trails within this project.

Policy 6.2.2

Promote the unique identity of neighborhoods through the use of focal points, parks, trails and open spaces, preservation of significant natural features, compatible location and design of [mixed uses](#), and promotion of pedestrian and other non-motorized means of travel.

The Applicant proposes to incorporate pedestrian trails in various part of the proposed development to promote non-motorized multi-modal transportation linkages within the development.

Policy 6.2.12 - *Ensure that proposed zone changes and/or use variances in established neighborhoods are of compatible scale and physical character.*

The proposed rezone to the CS zone district will permit for low density development that is compatible with the character and use of the non-urban density communities of Falcon/Peyton.

Jurisdictional and non-jurisdictional wetlands within the floodplain areas of the site will be preserved as open space no-build areas, which will also lend themselves well toward sustaining the rural nature and character and maintaining the integrity of the surrounding community.

Policy 6.2.14 - *Encourage the reasonable accommodation of [mixed uses](#) within neighborhoods for the purposes of promoting land use efficiency and providing housing options.*

Residential uses are not permitted in the CS district. Letter in this letter you state that no residential uses are proposed.

The Applicant proposes that varying housing types will be developed within the project, including the introduction of manufactured housing products to promote attainability by a wider segment of home buyers.

Policy 6.4.6 - Allow for the accommodation of necessary supporting commercial uses within or in proximity to rural residential areas in a manner that preserves the rural character of these areas.

LAND TO BE SET ASIDE AS OPEN SPACE:

Future development plans within the Commercial Services zone district will provide for no-build zones within detention pond areas, landscape perimeter buffers, and designated open space tracts. These no-build zones will help to reduce the visual impacts of new development by retaining nodes of open space to preserve identified view corridors. Existing areas disturbed by new development will be re-vegetated with indigenous plant materials to help restore some of the natural aesthetics presently found throughout the site.

A Metropolitan District or Business/ Industrial Park Association may be created in order to own and maintain the proposed common open spaces, pedestrian corridors, and any other future project amenities within the CS zone district. Any required landscape buffers and setbacks around the perimeter of the site and along selected residential roadways will be further refined with more detailed future submittals. Conceptually, as part of the overall internal circulation system, pedestrian walkways may be provided along the existing drainage way; however they will not serve as regional trail connections. Per the EPC Parks Master Plan website, there is a secondary regional trail proposed through both the Meadow Lake Airport’s and Meadow Lake Industrial Park’s site to be located along the existing drainage way. Due to the proposed uses for both the airport and proposed industrial park, it is recommended that this secondary regional trail be relocated along Curtis Road. There are inherent dangers and hazards presented with both airport and industrial related uses in which pedestrian cross connectivity should be limited or avoided. Relocating the proposed secondary regional trail along Curtis Road would serve the same intent of moving pedestrians to the southeast and would parallel the proposed bike lane along Curtis Road.

Common area landscaping guidelines may be created with future development plan submittals to encourage a unified theme throughout the industrial park area.

□ **SUBDIVISION SERVICES:**

The Meadow Lake Industrial Park CS zone district portion may be provided natural gas by Black Hills Energy who has adequate capacity to serve the site. The site is also located

within the service area of the Mountain View Electric Association, Inc., which has indicated their service lines are available and have adequate capacity to serve the project.

The Meadow Lake Industrial Park CS zone district is situated entirely within the Falcon School District No. 49 jurisdiction. The proposed RZP will have a beneficial effect on the school district by providing additional tax revenue through its proposed industrial uses.

The development area is under the jurisdiction of the El Paso County Sheriff's Department.

□ **MUNICIPAL SERVICES (Water/ Wastewater Services):**

The RZP proposes that the Meadow Lake Industrial Park be evaluated for possible annexation into one of several metropolitan districts surrounding the area to provide water and wastewater services. At this time, a specific metropolitan district cannot be identified due to several factors including supply/ capacity, existing intergovernmental agreements, infrastructure costs, and the timing of the development. The Meadow Lake Industrial Park ownership group has reached out to different metropolitan districts within close proximity to the site, including the nearby Saddlehorn Ranch Metropolitan District, Bobcat Meadows Metropolitan District, the 4-Way Ranch Metropolitan District, Woodmen Hills Metropolitan District, Falcon Highlands Metropolitan District, and the Meridian Service Metropolitan District.

Meadow Lake Industrial Park maintains and owns all water rights beneath the property, which may be considered for use in exchange for annexation into one or more of the surrounding existing metropolitan districts.

As development projections become better known, the surrounding metropolitan districts will be further engaged to determine the best possible source(s) of water and wastewater solution(s). While there are potentially several options to consider for water and wastewater services for the Meadow Lake Industrial Park development, another available option could include the formation of a Meadow Lake Industrial Park Metropolitan District. This could include construction of an onsite treatment plant and establishing a service agreement with a neighboring metropolitan district to accept and treat flows. The feasibility of this has not yet been explored.

Finally, there is also the potential to combine services from different entities through intergovernmental agreements. For instance, obtain potable water service from the Saddlehorn Ranch Metropolitan District #1 and wastewater treatment service from Meridian Service Metropolitan District. A more complete analysis, report of the water and wastewater systems, and letters of intent to serve will be completed with future, more detailed Development Plan submittals.

□ **FIRE PROTECTION SERVICES:**

The Falcon Fire Protection District (FFPD) provides services including fire suppression, fire prevention and education, emergency medical response, code enforcement and hazardous material response. The FFPD currently is a combination of career and volunteer staff and has 26 career firefighter/ emergency medical technicians (EMTs) and 12 volunteer-reserve firefighter/ EMTs. It also supports a reserve emergency medical services program comprised of 7 EMTs who respond to emergency medical calls. All alarm responses are made within an 8 minute average for District 1 and the department operates from four stations for the protection of residents and businesses.

The district's stations include:

- Falcon Fire Headquarters Building, also includes Station 3, located at 7030 Old Meridian Road and is staffed by three-four Falcon firefighters/EMTs.
- Station 1, the newest station, located at Meridian Ranch Boulevard and Stapleton Drive. It is staffed 24/7 with four firefighters on each of the three shifts.
- Station 2, on North Meridian Road in the north end of the District, is not staffed.
- Station 6, on Jones Road in the south end of the District, is not staffed.

The Meadow Lake Industrial Park is located within District 1 approximately 5 miles from the new Station 1 and approximately 3.5 miles from Station 3/ Headquarters.

FFPD has a new insurance rating (ISO) of 5 for all properties located within five road miles of any station and within 1,000 feet of a fire hydrant. It has an insurance rating of 7 for all properties located within five road miles of any station but beyond 1,000 feet of a fire hydrant; and an insurance rating of 10 for properties located outside the five road mile area. The FFPD is supported by a property tax rate of 8.612 mills.

To help assure timely responses in outlying areas, select volunteers are equipped to respond directly to the scene of an emergency bringing medical supplies, oxygen, and automatic defibrillators. All volunteers are issued their own protective equipment and will frequently report directly to the scene of a fire emergency to provide valuable information to responding firefighters and immediate protective actions as required.

□ **MINERAL EXTRACTION:**

The El Paso County *Master Plan for Mineral Extraction* identifies the site as being in the Upland Deposits evaluation study area. The Upland Deposit areas contain sand and gravel with silt and clay. These deposits are typically remnants of older streams deposited on topographic highs or bench like features. The purpose of the *Master Plan for Mineral Extraction* is to address mineral resource protection requirements identified in the Preservation of Commercial Mineral Deposits Act of 1973, provide guidance to the county's

governing bodies in evaluating land use proposals that involve mineral processing, and to serve as a general reference describing mining in El Paso County. The mineral extraction master plan does not identify the site as having any significant mining resources of note nor is there any existing mining on site. Therefore, the proposed development would not limit or impact any proposed future commercial mineral resource extraction operations.

❑ **TOTAL RESIDENTIAL UNITS AND DENSITIES FOR EACH DWELLING TYPE:** No residential units are proposed anywhere within the Meadow Lake Industrial Park.

❑ **COMMERCIAL SITES PROPOSED:**

Refer to the project summary above and to the RZP drawings of the CS zone district for more detailed information regarding proposed commercial sites.

❑ **PROJECT PHASING AND SCHEDULE OF DEVELOPMENT:**

Under **Section 4.2.6-E16** a phasing plan of the CS zone district will be deferred until future Development Plan submittals occur. The reason for request of deferral is due to the Meadow Lake Industrial Park phasing being subject to variation depending on market conditions and consumer demand of the parcels being offered. An important factor of development growth and speed concerns water/ wastewater services sequencing. Once an initial parcel within the CS zone district has been identified for development, a reasonable phasing plan can then be outlined because a point of origin for growth can be established. Development scheduling and build-out may also overlap one another to allow constant development and growth of the site as market and growth trends dictate. By allowing differing areas of development to coincide and overlap with one another, the industrial park may better capture the market with various lot sizes, accesses, and use offerings.

Not relevant.
Please
remove.

❑ **PROPOSED USES:**

See the submitted RZP for proposed uses as allowed by the Land Development Code within the CS zone district.

The MTCP indicates
Curtis as a Principal
Arterial. Please revise

❑ **AREAS OF REQUIRED LANDSCAPING:**

See the 'Land to be Set Aside for Open Space' section above and the RZP drawings for general open space areas. More detail including landscaped areas, easements and buffers, and detention facilities will be provided with future CS Development Plan submittals.

❑ **PROPOSED ACCESS LOCATIONS:**

The Meadow Lake Industrial Park is bordered by two major transportation corridors, Curtis Road along the east boundary and Falcon Highway to the south. Curtis Road currently has a 60' wide ROW and is proposed to be a Rural Minor Arterial (100' R.O.W.). The proposed RZP plan illustrates additional right-of-way to be dedicated for future expansion. There are

two proposed access/ egress locations into the industrial park from Curtis Road. Falcon Highway, along the south, also has an existing 60' ROW and is proposed to be upgraded to a Rural Minor Arterial with a 100' ROW. The proposed RZP illustrates additional right-of-way to be dedicated for future expansion.

A Traffic Impact Study has been prepared for the Meadow Lake Industrial Park and is included with this submittal.

END.