



Planning and Community  
Development Department  
2880 International Circle  
Colorado Springs, Colorado 80910  
Phone: 719.520.6300  
Fax: 719.520.6695  
Website [www.elpasoco.com](http://www.elpasoco.com)

## DEVIATION REQUEST AND DECISION FORM

Updated: 6/26/2019

### PROJECT INFORMATION

Project Name : 2104 LLC SITE DEVELOPMENT PLAN  
Schedule No.(s) : 6429101011, 6428201008  
Legal Description : SEE ATTACHED – Exhibit B

### APPLICANT INFORMATION

Company : ASPHALT CONCRETE RECYCLING, LLC.  
Name : DUANE HAYS  
☒ Owner ☒ Consultant ☐ Contractor  
Mailing Address : 235 S FRANCEVILLE COAL MINE ROAD, COLORADO SPRINGS, 80929  
  
Phone Number : (970) 942-3048  
FAX Number : N/A  
Email Address : DUANE@HAYSCOMPANY.NET

### ENGINEER INFORMATION

Company : JR ENGINEERING  
Name : MIKE BRAMLETT Colorado P.E. Number : 32314  
Mailing Address : 5475 TECH CENTER DRIVE, SUITE 235, COLORADO SPRINGS, COLORADO, 80919  
  
Phone Number : 719-593-2593  
FAX Number : N/A  
Email Address : MBRAMLETT@JRENGINEERING.COM

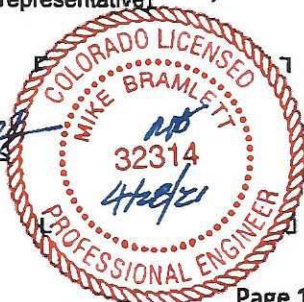
### OWNER, APPLICANT, AND ENGINEER DECLARATION

To the best of my knowledge, the information on this application and all additional or supplemental documentation is true, factual and complete. I am fully aware that any misrepresentation of any information on this application may be grounds for denial. I have familiarized myself with the rules, regulations and procedures with respect to preparing and filing this application. I also understand that an incorrect submittal will be cause to have the project removed from the agenda of the Planning Commission, Board of County Commissioners and/or Board of Adjustment or delay review until corrections are made, and that any approval of this application is based on the representations made in the application and may be revoked on any breach of representation or condition(s) of approval.

ACR LLC by Duane Hays Manager 4-28-20  
Signature of owner (or authorized representative) Date

Engineer's Seal, Signature  
And Date of Signature

Mike Bramlett



**DEVIATION REQUEST** (Attach diagrams, figures, and other documentation to clarify request)

A deviation from the standards of or in Section **ECM section 2.3.8 Roadway Terminations for cul-de-sac horizontal design** of the Engineering Criteria Manual (ECM) is requested.

Identify the specific ECM standard which a deviation is requested:

El Paso County Engineering Criteria Manual Section 2.4.1.D.2 for multi-unit truck sight distance for industrial land use.

State the reason for the requested deviation:

The reason for the requested deviation is that it is physically not possible to achieve the entering sight distance per table 2-35 of the ECM for the intended industrial site use serving multi-unit vehicles with the existing geometry of Janitell Road. To the west the ECM criteria (Table 2-35) would require a sight distance of 510 ft. (interpolated) at a posted speed of 30 MPH. To the east is Las Vegas St. and an entering speed from a turning movement of 25 MPH the sight distance would be 425 ft. (Table 2-35). The drive has been placed close to the eastern property line to provide the maximum site distance to the horizontal curve to the west in Janitell. See Exhibit A.

Explain the proposed alternative and compare to the ECM standards (May provide applicable regional or national standards used as basis):

By placing the proposed driveway to ACR where shown on Exhibit A, the sight distance achieved to the horizontal curve to the west is 417 ft, vs. 510 ft. (93 ft. short) and 335 feet to Las Vegas vs. 425 ft. in the criteria (90 ft. short).

## LIMITS OF CONSIDERATION

(At least one of the conditions listed below must be met for this deviation request to be considered.)

- ☒ The ECM standard is inapplicable to the particular situation.
- ☐ Topography, right-of-way, or other geographical conditions or impediments impose an undue hardship and an equivalent alternative that can accomplish the same design objective is available and does not compromise public safety or accessibility.
- ☒ A change to a standard is required to address a specific design or construction problem, and if not modified, the standard will impose an undue hardship on the applicant with little or no material benefit to the public.

Provide justification:

The ECM standard is inapplicable to the particular situation due to the fact that in this instance, there is no location on the property that can provide the sight distance for industrial use multi-unit vehicles. The driveway location is the most appropriate location when considering the drive access across the street and to the trucking company to the east.

Janitell Road has a posted speed limit of 30 MPH. However, since Janitell Road forms a "T" intersection with Las Vegas Street, it is could be anticipated that vehicles will only be traveling 15 MPH as they enter Janitell Road. Using sight distance requirements for 15 MPH, the proposed driveway location will meet sight distance standards to the east..

## CRITERIA FOR APPROVAL

Per ECM section 5.8.7 the request for a deviation may be considered if the request is **not based exclusively on financial considerations**. The deviation must not be detrimental to public safety or surrounding property. The applicant must include supporting information demonstrating compliance with **all of the following criteria**:

The deviation will achieve the intended result with a comparable or superior design and quality of improvement.

True, the sight distance provided the west is comparable to a posted speed limit of 25 MPH and 15 MPH to the east.

The deviation will not adversely affect safety or operations.

True; it is reasonable to assume vehicles will be traveling below 30 MPH while rounding the curve to the west and at the T intersection of Las Vegas Street.

The deviation will not adversely affect maintenance and its associated cost.

Janitell maintenance and its associated cost will not be impacted.

The deviation will not adversely affect aesthetic appearance.

The deviation has no bearing on the aesthetic appearance.

The deviation meets the design intent and purpose of the ECM standards.

Yes, the deviation meets the design intent and purpose of the ECM standards and the location of driveway access was selected to balance the existing sight distance constraints.

The deviation meets the control measure requirements of Part I.E.3 and Part I.E.4 of the County's MS4 permit, as applicable.

Yes, the deviation meets the control measure requirements of Part I.E.3 and Part I.E.4 of the County's MS4 permit.



**REVIEW AND RECOMMENDATION:**

**Approved by the ECM Administrator**

This request has been determined to have met the criteria for approval. A deviation from Section \_\_\_\_\_ of the ECM is hereby granted based on the justification provided.

┌

┐

└

┘

**Denied by the ECM Administrator**

This request has been determined not to have met criteria for approval. A deviation from Section \_\_\_\_\_ of the ECM is hereby denied.

┌

└

EC

As discussed with the design engineer regarding review 3 comments, a deviation request would only be considered if there is sufficient justification why the driveway can't be located to the southwest to meet criteria. The sight distance appears to be met if the driveway is located at the southwest area of the project (see the snippet below). At this time Staff's recommendation would be to deny the deviation request.

Update the deviation request to provide an explanation that staff may be unaware of that precludes having the driveway at the southwest area of the project or else revise the site plan.





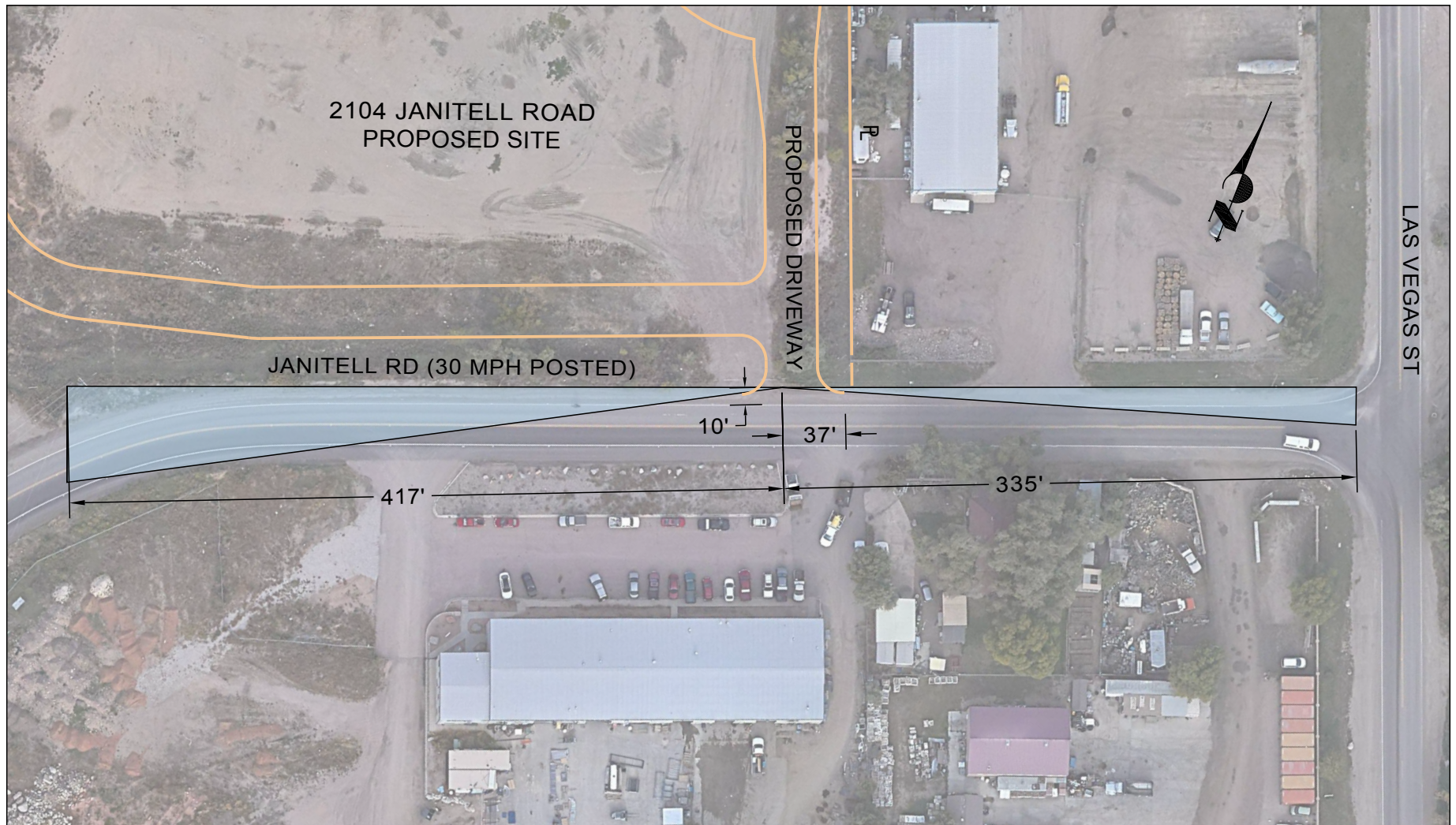


Exhibit B

ACR Site Plan

Legal Description

Parcel 6429101011 – Tract 10 Valley Gardens subdivision except the southeasterly 15.0 feet granted to El Paso County for roadway.

Parcel 6428201008 – Tract 6 Valley Gardens subdivision except the northerly 10 feet and the southeasterly 15.0 feet granted to El Paso County for roadway.