

# Letter of Intent

## Site Development Plan

March 27, 2024 – Revised June 11, 2024

Name: Greener Pasteurs LLC  
Address: 7280 Nevada Lane, Colorado Springs, CO 80923  
Project No.: PPR2411  
Assessors #: 53080-00-074  
Zone: RR-5 CAD-O UV  
Use variance: VA 21-002  
Lot area: 5.4 Acres  
Existing land use: Contractor's yard  
Proposed land use: Contractor's yard with office and outside storage of equipment, vehicles landscape materials and supplies  
Owner: Greener Pasteurs, LLC - 4450 Mark Dabling Blvd., Colorado Springs, CO 80907  
Contact: Jeff Weisburg phone: #719-291-0291 email: jeff.weisburg@gmail.com  
Fire District: Falcon  
School District: 49  
Police: El Paso County Sheriff  
Electric: Mt. View Electric Association  
Sewer: Private Septic System. New system rated for commercial use in 2023  
Water: Private well for household-use only. Use changed to commercial use in 2022  
\*No outdoor watering permitted, must haul-in water for landscape irrigation

### Site Description:

The property is in use as a landscape maintenance business with contractor's yard and office. The existing office is a converted 1958 ranch style house with a 2,514 sf main floor, attached 572 sf 2-car garage and 965 sf finished basement. It is estimated that approximately 2,000 sf of the structure is utilized as office, with the remainder used as indoor storage and residential-grade employee uniform laundry area.

The site development resembles several adjacent and nearby properties in character, as in use by contractors for office, materials and equipment storage. The site furthermore maintains the more residential neighborhood character to the south and southeast with the residential look and feel of the converted house at the southeast corner. This arrangement makes a useful blending of the transitional nature of this location.

### Traffic:

#### ***Access:***

The unplatted site is addressed on and accessed via recorded shared access easement and named private street Nevada Lane, a privately maintained gravel road that intersects with the paved public right of way, Adventure Way, southeast of Black Forest Road and Woodmen. The property has frontage and legally allowed access on 3 private streets: Nevada Lane, California Drive and Utah Lane. Primary yard access is via driveway located off of Nevada Lane at the north end of the site. A secondary office access

is located at the southeast corner of the site, from Nevada Lane. An auxiliary yard access is located approximately midway along the south boundary, from California Drive.

**Impact:**

The site hosts 12-20 employees, seasonally-adjusted due to the nature of the primary business, landscape maintenance. Some employees occupy the office while most of the employees work off-site on field crews. Field workers arrive to the site in personal vehicles, leave the site during work hours in company-owned service vehicles (often with several people in each company vehicle), return to the yard in company vehicle at the end of the work shift and then go home in their personal vehicles. The site activities generate less than 80 trips per day total and are almost entirely via Nevada Lane. The auxiliary gate on California Drive is used infrequently approximately 4 trips every two weeks (1 trip = arrive or depart).

A traffic impact study is not required for this project because the following criteria are met:

1. Less than 100 daily trip-end generation: Daily trip-end generation of this site varies since it is a seasonal business with seasonal staffing and client demand. Daily trip-end generation of this site is a **maximum of 80** (March – November) and a **maximum of 50** (December-February). This is the maximum daily trips in and out of the site (includes one “in” and one “out”, includes all employees and work vehicle trips). Monday-Friday.
2. No additional... intersections... No additional roadways are proposed.
3. The increase does not exceed... As stated above the site generates a **maximum of 80** trips per day.
4. The change in the type of traffic... does not adversely affect.... The traffic generated is typically homogenous with the existing traffic types. Passenger vehicles are common on Utah Lane, California Drive and Nevada Lane, as well as heavier vehicles and trailers accessing properties deeper in the neighborhood, such as a pumpkin farm and a plant nursery.
5. Acceptable LOS on adjacent roadways... Adventure Way is a fully developed paved public road which services this neighborhood. At a **maximum of 80** trips per day to and from this site, the Level Of Service should not be adversely affected, as the percentage of trips should be very minor according to Adventure Way’s original design criteria.
6. No safety issues... As far as can be ascertained, there are no high accident intersections near the site.
7. No change of land use... There is no state highway near this site.

**Light, Noise and Dust:**

Any work performed on site is either inside of the existing quonsets or within the rear yard (fully fenced-in with privacy screening). Noises generated could be from landscape maintenance equipment (mowers, string trimmers, chainsaws, etc.), vehicle engines or larger equipment being loaded or unloaded. Noise generation is not expected to be continuous and will be concentrated mostly in the mornings and close of business due to normal traffic on and off the site. Noise generation is also not expected to exceed normal residentially accepted standards, and all Federal, State and Local noise standards will be applied.

Dust is kept to a minimum with graveled surfaces in maneuvering areas and driveways in the contractor’s yard. The driveway in front of the office is paved with asphalt.

Lighting on the site is confined to low key residential in the office area and more intense but screened and shielded security lighting in the contractor’s yard.

## Issues:

### Building Setbacks:

#### 1. *South Boundary Setback Issue:*

On the south boundary, the existing attached 2-car garage (572 sf) encroaches into the required 25' building setback area (the southern corners of the garage are 18.32' and 20.8' north of the south boundary). The garage was initially constructed in the 1950's when the current zoning laws and setbacks were not in place. **Due to the time of construction, we have been told by El Paso County Community that the house was built prior to zoning and can stay as is.**

#### 2. *North Boundary Setback Issues:*

There are currently 3 structures that currently lie within the 25' building setback on the North boundary. Below are a brief description of each structure and action plan to remedy the situation:

- a. Existing 15'x16' (240 sf) post & beam storage building – currently 15.9' from property boundary. **This building will be demolished since it is in old and in poor condition.** Noted as **Bldg C** on the Site Development Plan. A demolition permit will be obtained from RBD as required.
- b. Existing 8'x45' (360 sf) portable conex storage container – currently 2.5' from property boundary. **This building will be moved to an area just South of its current location adjacent to material storage and within the allowable building area.** Noted as **Bldg. B** on the Site Development Plan.
- c. Existing 11'x37' (407 sf) temporary open-air storage lean-to. **Due to this structure being an open-air temporary building we have been told by El Paso County Community Planning that a setback waiver applies to this situation.** The building could be moved, but its current location is rather imperative to work flow and efficient staging/loading of equipment in the graveled yard. Noted as **Bldg A** on the Site Development Plan.

### Screening of Contractor's Yard:

#### *Fencing:*

The site is mainly fenced with a sturdy 5' welded metal-pipe fence on most of the perimeter of the property. We had considered installing a new 6 ft. chain link fence with privacy screening slats (along the East, South and West property boundaries) to meet the screening requirements for a contractor's yard. However, due to the unexpected expense involved with adding a stormwater detention pond and commercial conversion of all buildings on the site, the proposed chain-link fencing has been removed from the plan. Instead, the existing welded metal-pipe fencing around the property will remain and a green mesh 90% screening cloth will be installed – see revised Landscape Plan. The fence with screening cloth will also act as commercial to residential buffer screening. The fencing on the north boundary is planned to remain in place with no screening. The existing 6' cedar picket privacy fence around the backyard of the proposed office will remain, as well.

## Landscaping:

The south end of the property contains a substantial number of existing deciduous trees at the southeast corner and evergreens west of the 6' cedar residential picket fence. The required number of buffer trees on the south frontage as stated in section 6.2.2.2.b Buffer Requirements **Non-Residential, Multifamily Residential and Single-Family/Duplex Uses** is exceeded with existing trees. The deciduous trees are all native elm, and we want to claim full credit for them due to their maturity and character.

The north boundary has 13 existing evergreens out of 17 required @1/30' for 506'. The 13 living pines average 8' in height, and provide 76.5% of the requirement in Table 6.1. On this boundary, we request that the existing tree layout satisfies the requirements for trees/plantings with the basis that it is quite difficult to establish new trees on this site -- manual irrigation is required (due to well permit limitations) and the parcel is highly exposed to wind and weather extremes.

The west boundary, adjacent to Utah Lane, has 4 existing evergreen trees where 14 are required @ 1/30' for 428'. Since the majority of this frontage lies at a substantial elevation (1-3 ft) above Utah Lane, the proposed screening fence along this boundary should be sufficient to screen the yard from all of the Utah Lane frontage. On the west boundary, we request that the new screening fence and 4 existing trees satisfies the requirements for trees/plantings with the same basis used above for the north boundary. A viable alternative might be to plant rabbitbrush or common lilac clusters along this boundary.

Note: aesthetics outside of all proposed fence-lines will be maintained by mowing the existing native grasses on a regular basis (reach max. height of 12-24 inches).

## Fire Access:

To meet Falcon Fire Protection District requirements; a minimum turning radius of 33' inside or 44' outside, a minimum vertical clearance of 13'6", a 12' wide driveway exiting the site to the south, on the Fire access roads will be provided and maintained at all times to be able to maneuver fire apparatus. The site will also meet the FFPD requirements of addressing on all buildings, appropriate address signage, fire access loading requirements and installation of Knox locks on both gates. All specifications are noted on the revised Site Development Plan.

## Drainage:

The county has determined that even though there is no new construction planned on the site, the amount of disturbed area on our parcel has triggered the need for a stormwater detention pond to satisfy use variance requirements. Our civil engineer Olliver Watts PE has had several meetings with Elizabeth Nijkamp PE, Hao Vo, PE and Glenn Reese PE from the El Paso County Stormwater Department to put together an appropriate design for our site. The Drainage Report has been updated with the new stormwater detention pond design. The grading on the property, except for the far southeast corner of site, will drain toward the pond which will be in the Southwest corner of the parcel (see revised Site Development Plan for location). Oliver Watts will provide an O&M Manual for the pond and facilitate submittal of the following forms: Non-Jurisdictional Water Impoundment Structure Application, PBMP Applicability Form, Private Detention Basin / Stormwater Quality BMP Maintenance Agreement and SDI Form or MHFD Detention Calculations.

We respectfully request your review and approval of this proposal.

Sincerely,

Jeff Weisburg

719-291-0291

Email: [jeff.weisburg@gmail.com](mailto:jeff.weisburg@gmail.com)