

Best Construction Brands, Inc.

2820 Moonstone View

Colorado Springs, CO 80906

Please review
Section 5.5.1.D.1
Criteria to be Met.
It is easier to type
out each bullet and
provide justification
of how you meet
each one.

To Whom It May Concern,

My name is Devin Rogers and my wife's name is Anita. We are recently medically retired combat Veteran and spouse who moved into the property at 9305 Sand Myrtle Dr. Colorado Springs CO 80925 in January 2019. I served nearly 21 years in the United States Army before the medical board forced me to leave the Service. I am 100% service-connected disabled from the VA. My service-connected injuries resulted in surgical fusion of three cervical vertebrae (C5,6,7) from two separate incidents as well as the addition of a prosthetic disc inserted between C3 and C4. I tore my rotator cuff in both shoulders, my right twice, as well as having my biceps tendon relocated in both shoulders due to chronic pain. I have chronic pain in my spine near my brain stem as well as chronic arthritis in both knees. I also have lost most of the lumbar disc between L4 and L5. My wife similarly has chronic arthritic pain in her knees and lower lumbar spine.

Unfortunately, we were notified during the permit process that our home, built by Challenger Homes seven years ago, was built in the wrong place. We have learned from the building department that our home is too close to the rear setback of the property for which we have no remedy. We purchased the home in January; it would create a tremendous hardship on us financially as well as mentally and emotionally to have to recuperate from the loss of our home.

I am also writing this letter of intent to try and demonstrate the alleviation of our physical hardship by the addition of a slightly larger deck on the rear of our home. The larger deck would allow for us to enjoy our backyard without needing to traverse stairs to get to the ground level. We both have severe limitations that restrict our movement making a tall staircase difficult to maneuver. Additionally, my 75-year-old mother comes to stay with us frequently but is not able to enjoy the backyard due to her age and own complications with walking on uneven rocky surfaces. With the addition we would be able to move freely from the home to the outdoors. We could enjoy our view of Pikes Peak easily instead of possibly falling while trying to carry items from the house downstairs to the concrete pad at the base of where our deck used to be located. We also are caregivers for our grandson and our daughter's two dogs. The addition of an extended deck would allow for us to enjoy time with our grandson without attempting to carry him down to the ground level. It would allow us to avoid walking the dogs around the side of the house to get them out to go to the bathroom.

I sincerely hope El Paso County will allow us, first to remain in our home and secondly to create a means to enjoy our backyard via an extended deck that only encroaches into the rear setback by approximately three feet or less. Please allow us this small measure for the home we intend to retire in. Thank you for your consideration and cooperation.

Sincerely, Devin & Anita Rogers

It is the intention of Best Construction Brands, Inc. to construct a deck of approximately 250 sq ft. for Devin and Anita Rogers at 9305 Sand Mrytle Drive in Colorado Springs. In order to do so, we must encroach into the setback a total of seven (7) feet at the furthest point from the house.

As authorized representation for Best Construction Brands, Inc., I wish to seek administrative relief, to request permission to encroach into the rear setback the afore mentioned seven (7) feet.

As always, all codes will be strictly adhered to in the construction of this deck. The intent of the Regional Building Code and the specific regulation in question will be preserved. The granting of the administrative relief will not result in an adverse impact on surrounding properties nor will it allow for an increase in the number of dwelling unites on a parcel.

Regretfully, it is with the utmost urgency that we ask for a timely response to the consideration of this request, as deadlines with the homeowner are quickly approaching. Thank you.

Respectfully,

Terry McCune (Authorized representative for Best Construction Brands, Inc.)