## CITY OF GRAND JUNCTION, COLORADO

## **ORDINANCE NO. 5040**

## AN ORDINANCE ACCEPTING FERNWOOD COURT IN THE KNOLLS SUBDIVISION AS A PUBLIC STREET

## Recitals:

In 2004 Fernwood Court, in the Knolls Subdivision, was platted as a private street due to road geometries not meeting City street design standards in place at the time at that time. Since then the City has adopted Transportation Engineering Design Standards (TEDS) which provide for alternative street designs. The City Development Engineer has compared Fernwood Court with the applicable TEDS standards and has determined that Fernwood Court satisfies the current standards and requirements for an alternative street design.

The Ravenna Hills Homeowners Association (RHHOA) has submitted a request for the City to assume maintenance of Fernwood Court and has provided the approved TEDS exception study. A copy of that request is attached. The RHHOA has agreed to pay for repairs to concrete and pay the cost to overlay the street in 2022 collectively "Maintenance Work" all to be performed to City standards. Because Fernwood Court was not dedicated to the City with the Knolls Subdivision approval, the HOA and OP Development Company LLC will need to execute Quit Claim Deeds to the City.

With the City Council's approval of this ordinance and following completion of the Maintenance Work, and recordation of the Deeds, the City will accept Fernwood Court as a public street of the City of Grand Junction.

## BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION THAT:

Fernwood Court, as platted as part of *The Knolls Subdivision Filing 2* and *The Knolls Subdivision Filing 3* be accepted as a public street on satisfaction of the conditions and as otherwise provided herein.

Introduced on first reading this 3<sup>rd</sup> day of November 2021 and ordered published in pamphlet form.

Adopted on second reading this 17<sup>th</sup> day of November 2021 and ordered published in pamphlet form.

ATTEST:

Wanda Winkelmann

1) Winkelmann

City Clerk

C.B. McDaniel

President of the City Council

## A • C • G

## Austin Civil Group, Inc.

Land Planning • Civil Engineering • Development Services

## **APPLICATION**

## **Transportation Engineering Design Standards (TEDS)**

## **Exception Request**

City File No.:	TEDS
Project:	Fernwood Court
Site Address:	<u>N/A</u>
Applicant:	Ravenna Hills HOA
Representative:	Austin Civil Group
Date:	August 25, 2021
Project Name:	Fernwood Court
City File No.:	

## 1. Referenced section in TEDS and a brief description of the request(s)

Urban Residential Street - Standard Street Detail "Page ST-05"

"Urban Residential Street Detail identified on Page ST-05 identifies 44-feet of full width right-of-way that includes 14-foot multipurpose easements on either side, 6'-6" concrete drive over curb, gutter and sidewalk with 28-feet of asphalt paving. This asphalt width generally allows on-street parking."

This TEDS Exception Request is requesting an alternative street section along Fernwood Court. This street is currently a private street and the applicant would like to convert this street to a public street. The location of the street is depicted in the photo below.



**Location Map** 

## 2. Site Description

A. Description: Fernwood Court is located off of Piazza Way which connects to 27 ½ Road south of G Road. The street consists of 33-feet of right-of-way, 22-feet of asphalt pavement, 6'-5" mountable curb, gutter and sidewalk on the southwest side and a 2'-0" vertical curb and gutter on the northeast side, as depicted by the photo below.



**Fernwood Court** 

Fernwood Court terminates in a cul-de-sac with a 40' pavement radius per TEDS, and mountable curb and gutter as shown in the photo below.



Looking East Down G 1/4 Road from 24 1/2 Road

In lieu of the standard urban residential street section identified on Page ST-05 of TEDS, Ravenna Hills HOA is proposing that the City accept the existing street section. As part of the TEDS exception the Ravenna Hills HOA is proposing to restrict parking along the north-east side of the street with four "no parking" signs at the locations shown in the photo below. Two bump outs were built into the original street to allow for additional parking that does not impede the flow of traffic as shown below.



Fernwood Court Site Plan

- B. Exception Considerations
  - 1. How will exception affect safety?
    - The exception will not affect safety for Fernwood Court or the users of it.
       24-feet of flowline to flowline pavement provides adequate two-way travel width and meets fire apparatus access.
    - Safe and adequate pedestrian travel is provided along the south-west side of Fernwood Court. Of the sixteen houses that take access off of Fernwood Court a sidewalk is in front of 15 of them. There is no record of pedestrian incidents along Fernwood Court since the neighborhood was built-out around 2000.
  - Have other alternatives been considered that would meet the standard?
     The standard urban residential street section has been considered but due to the following is not being proposed.
    - A full 44-foot ROW with 28-foot paving width and new curb, gutter and sidewalk will significantly affect the properties on the north-east side of Fernwood Court. If the roadway was widened mature landscaping would need to be removed, utilities would need to be relocated, and the setback of the houses would be significantly reduced.

- Continuing with the no-parking conditions along Fernwood Court allows the 24-foot pavement width to be adequate two-way travel and the need for the full 28-feet is unwarranted.
- 3. Has the proposed designed been used in other areas?
  - Alternative residential street sections have been used throughout urban development in the City of Grand Junction. Where in-fill development is proposed certain existing conditions constrain the standard section.
     When safe and functional vehicle and pedestrian travel are maintained through the TEDS Request these alternative street sections are considered an acceptable solution to urban planning and development.
- 4. Will the exception require CDOT or FHWA coordination?
  - · No.
- 5. Is this a one-time exception or a request to change the TEDS manual?
  - This is a one-time exception request.

## Attachments:

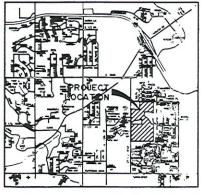
- The Knolls Subdivision Filing Three Construction Drawing of Record
- Final Plat of the Knolls Subdivision, Filing 2
- Final Plat of the Knolls Subdivision, Filing 3

## O.P. DEVELOPMENT COMPANY, L.L.C. GRAND JUNCTION, COLORADO

PLANS FOR CONSTRUCTION OF

# THE KNOLLS SUBDIVISION FILING THREE

APRIL, 1998



VICINITY MAP

CONSTRUCTION
DRAWING OF RECORD

NO. TITLE

1 COVER SHEF
2 PINAL PLAT
4 SITE PLAN
5 LANDSCAPE LANDS

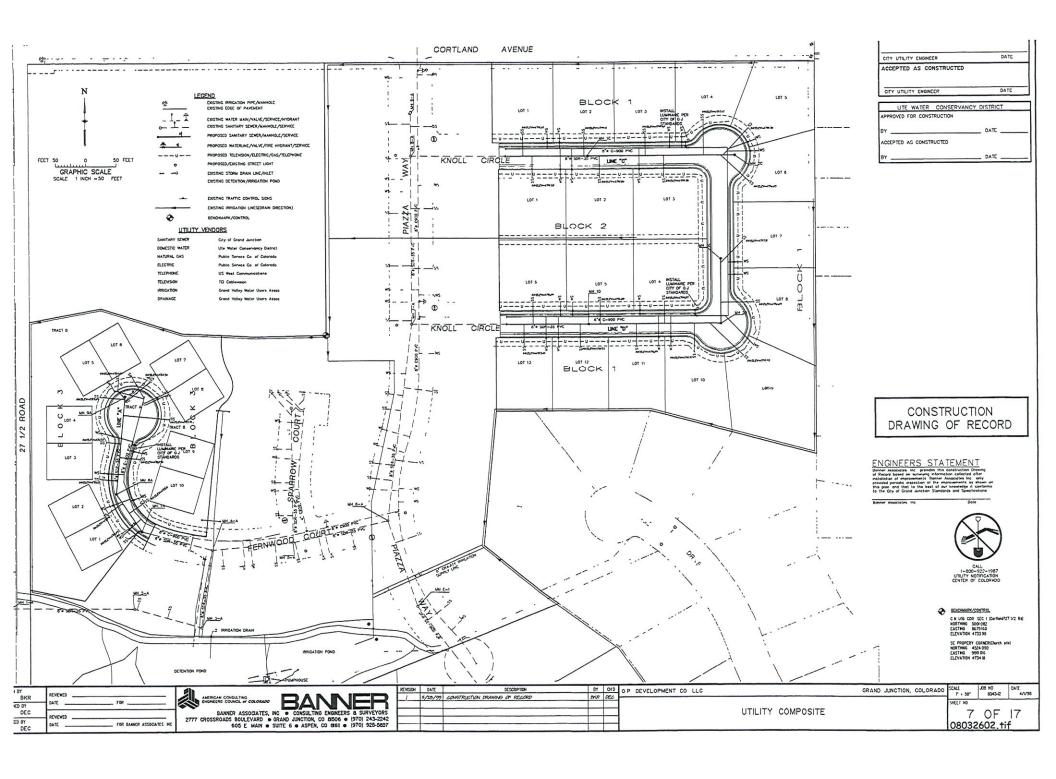
## BANNER

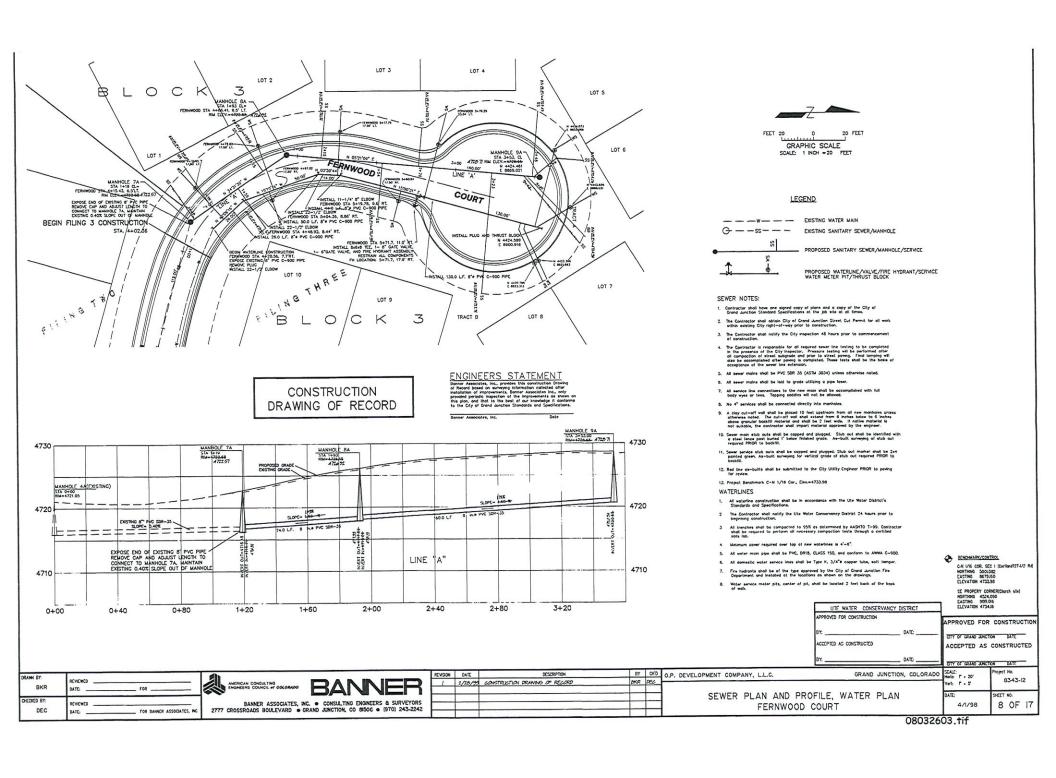
BANNER ASSOCIATES, INC. • CONSULTING ENGINEERS & SURVEYORS
2777 CROSSROADS BOULEVARD • GRAND JUNCTION, CO 81506 • (970) 243-2242

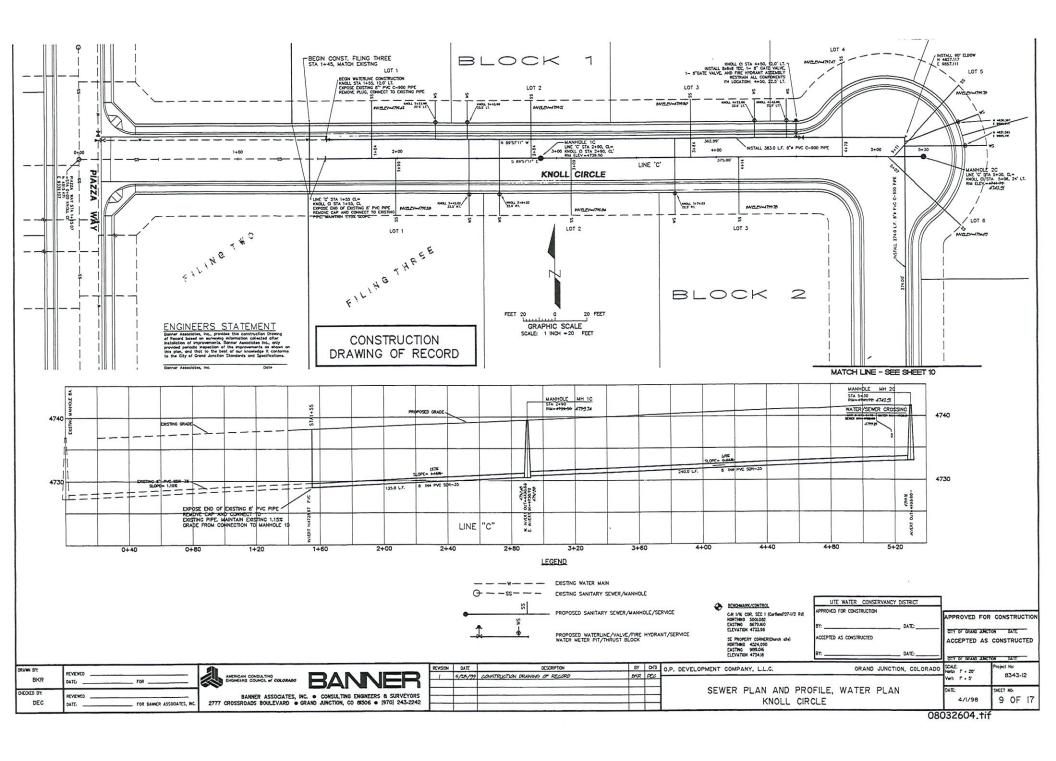
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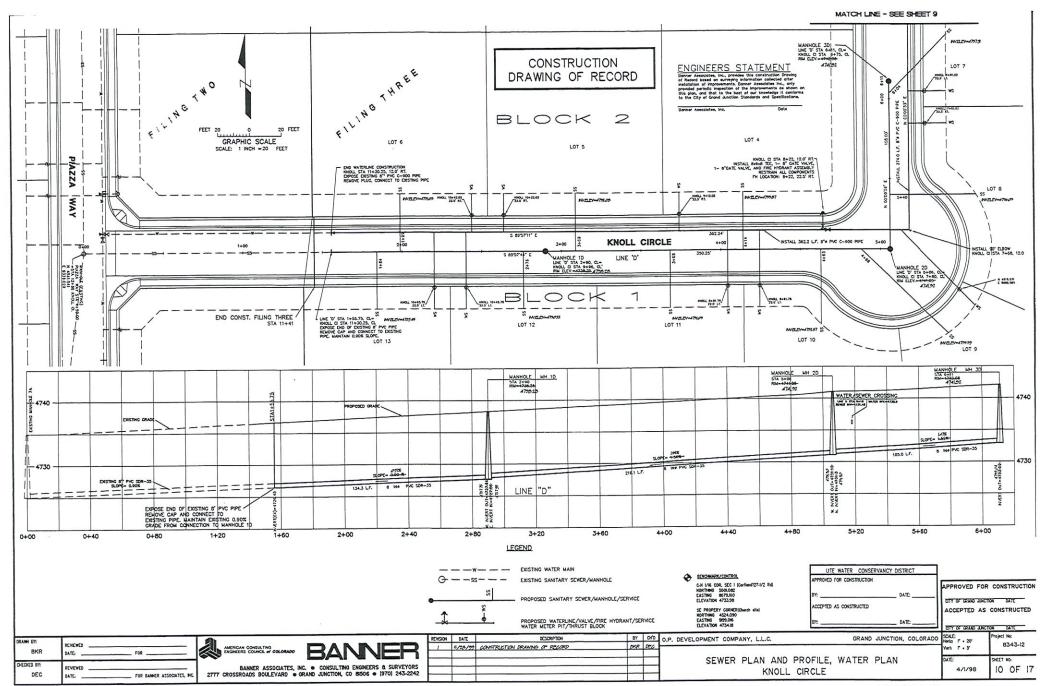
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CITY OF GRAND JUNCTION	
DATE	

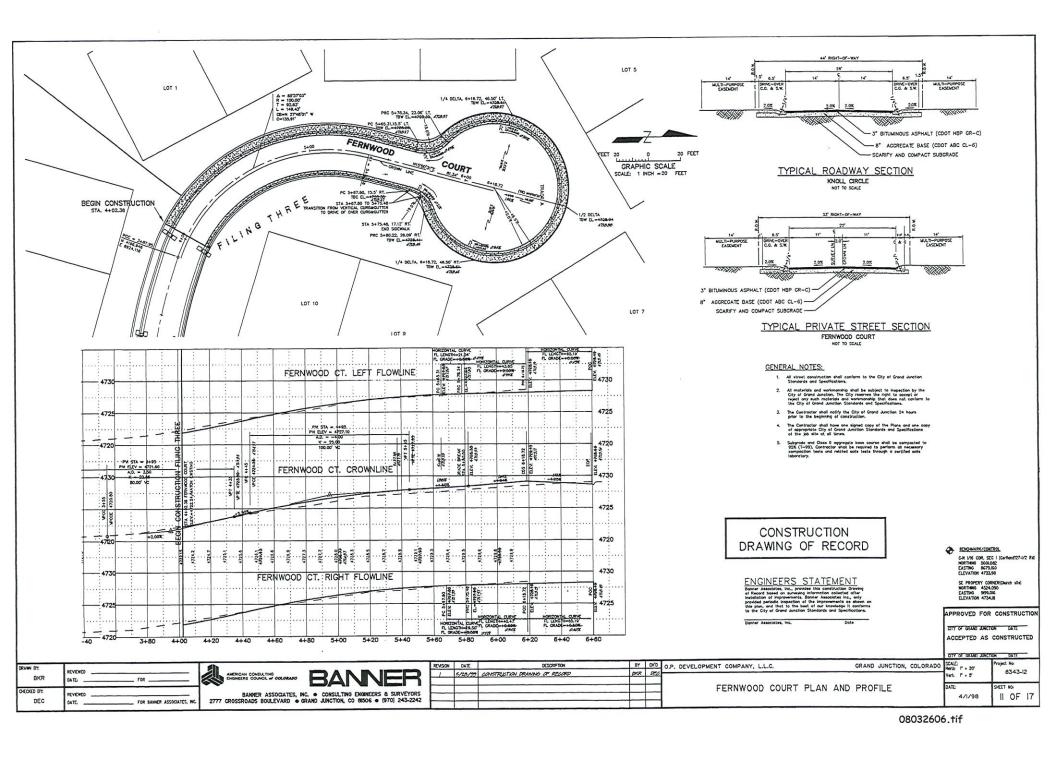
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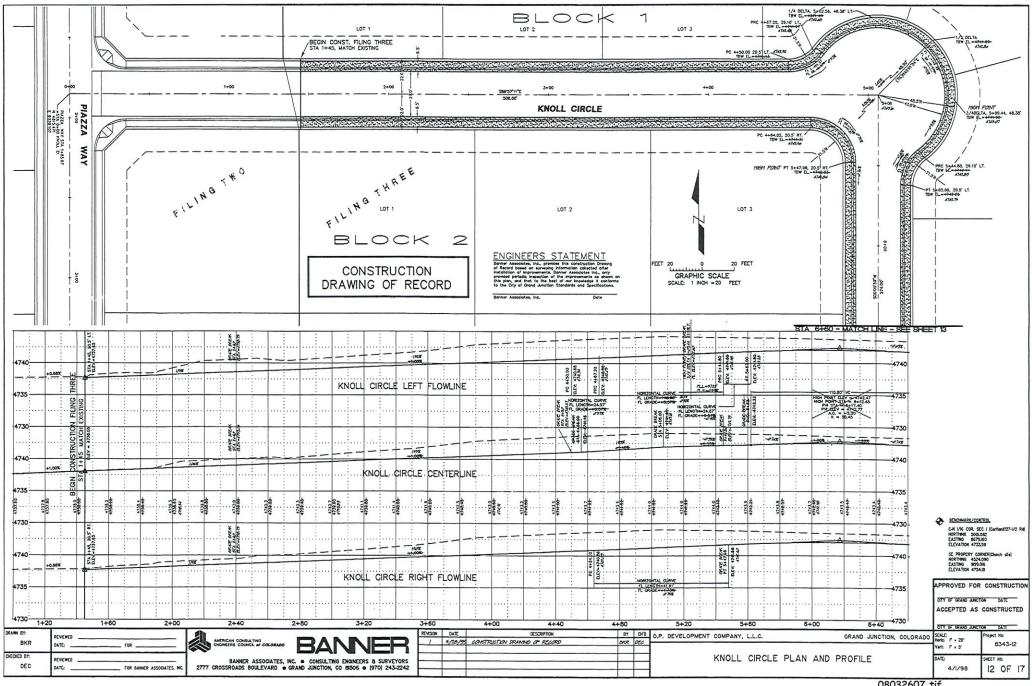


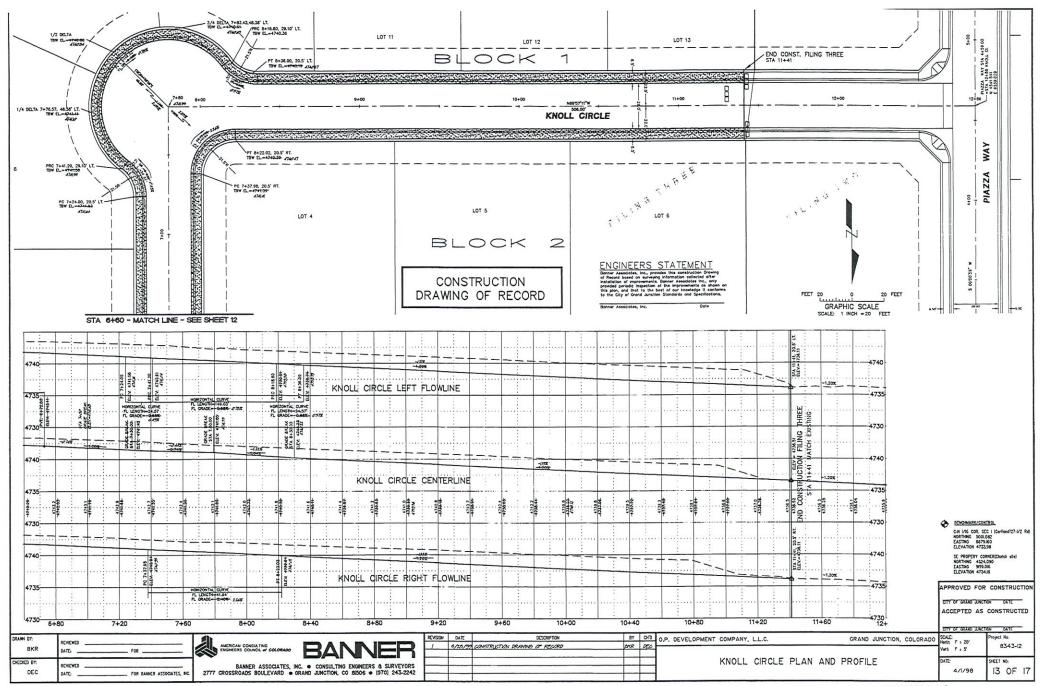




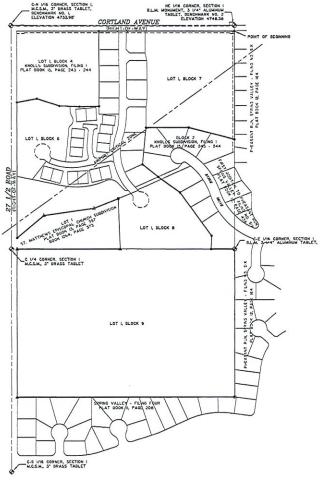








## FINAL PLAT OF THE KNOLLS SUBDIVISION, FILING 2 A REPLAT OF LOT I, BLOCK I and LOT I, BLOCK 3 OF KNOLLS SUBDIVISION, FILING I AND A PORTION OF THE NW 1/4 OF THE SE 1/4 OF SECTION I, T.I S., R.I W., U.M., MESA COUNTY, COLORADO



VICINITY MAP

- BASIS OF BEARINGS: The line between the C-N I/16 center and NE I/16 center, beint of Section 1, Tewarship 1 South, Range 1 West, Ute Meridian hering a bearing of 5 50° O" If C, as recarded on The Knalls Subdivision, Filling 1 Pict Book 15, ct Pages 243 and 244, in the records of the Mese County Clerk and Recorder.
- BASIS OF BENCHMARKS, City of Grand Junction Benchmark, elevation 4727.92 feet, Mesa County Survey Marker at the intersection of 27 I/2 Road and 0 Road.
- Ealsting property corners which were recovered during this survey which were within 0.25 feet a of the position of record were accepted as being in the proper location as shown by record.
- 6. Perilina of this development is within the Allyser Ciffied Can et well as within the southwest benedicts of the Alpert Assa of Indianes, Perlina yes allocated directly underlying the common of trailing patters for extract one deporture of circuit from secondary Runway 4/22 as sulfined in the Alipert's Mostler Plan.
- 7. The following setbacks shall apply:

a) Single Family Units

Principal Building - 20' front 20' reor 10' side



FFFT 200 200 FEET GRAPHIC SCALE SCALE: I INCH . 200 FEET



- FOUND THIS SURVEY, 5/8" REBAR WITH 1 1/2" DIAMETER ALUMINUM CAP IN CONCRETE MARKED BANNER, INC., 19597
- FOUND THIS SURVEY, 5/6" REBAR WITH CAP MARKED L.S. 9960, IN CONCRETE.
- FOUND THIS SURVEY, 5/8" REBAR WITH CAP, MARKED LS 16413, IN CONCRETE.
- FOUND THIS SURVEY, BARE 5/8" REBAR, IN CONCRETE.
- FOUND IN PLACE, MONUMENT AS DESCRIBED.
- A REASONABLY PERMANENT MONUMENT TO BE SET PRIOR TO THE SALE OF ANY LOTS, AT ALL LOT CONNERS TO COMPLY WITH CRS-38-54-100(3A)

Inal_Plat	of	The	Knells	Subdivision,	Fling	2,	14	approved	end	eccepted	this	910
L-Feb	mu	eso	4	.D., 1998.								
1		1-	2/	7 0								



COUNTY CLERK AND RECORDER'S CERTIFICATE

County of Mose

i hereby certify that The Knoits Subdivision, Filing 2, was filled for record in the stitics of the County Ciert, and Recorder of Mess County of an the 10 day of Fris AD, 1988 in Deak No. 12 Page No. 2 10 No. 10

### SURVEYOR'S CERTIFICATE

I, Deen C. Fickin, Professional Land Surveyor, Idensed under the love of the Side of Coloredo, de ben'ny ceriffy that the Findi Pril of Meals Submiviolen, Findi Q. R. Marcellan in the Study of the Stu

N WITNESS WHEREOF, I hereunte offiz my hand and afficial seel this 29



### CERTIFICATE OF OWNERSHIP AND DEDICATION

KNOW ALL MCN BY THISE PRESENTS that O.F. Development Company, LLC build. Discuss 4 or excellent in the National Reservation of the Section of

Beginning at the northeasterly corner of The Knails Subdivision, Filing 2, whence the NE 1/16 corner of, Section 1, T.J. S., R.J. W., U.M., being a Bureau of Land Management Marker bears N OC\* OC\* DO\* E, 33.00 feet;

## AREA SUMMARY

	LOTS	5.161 AC.	10.23
- 1	ROADS	1.506 AC	3.00
	TRACT A	0.069 AC.	0.13
	TRACT B	2.593 AC.4	5.17
	TRACT C	0.475 AC.	0.91
	TRACT D	0.846 AC.1	1.77
	TRACT E	0.514 AC.	1.23
	LOT I, BLK 6		3.43
	LOT I, BLK 7		13.87
	LOT I. BLK B		7 . 63
	LOT I, BLK 9		51.00
-31		50 TOL 10	100
	TOTAL	50.781 AC.+	

- All public streets and right-of-way to the City of Grand Junction for the use of the public largerer.
- All utility essements to the City of Orand Junction for the use of the City and Public utilities are persolal essement for the Installation, aperation, enclarance and report of utilities and apportmentate theretail including, but not littled to existent lines, cable TV lines, notional que pipelines, sonitary sawer lines, velor lines, loop/ande lines.
- All irrigation examents to the Homeowners Association for the benefit of the own of the lots and fracts hereby platfor as perpetual essements for the installation, mointenance and report of private irrigation systems, but not including Let I, Block
- All temporary lurn around essements to the City of Grand Junction for the use of the public. Temporary lurn around essements to be extinguished with future fillings.
- Treed A to the security for a section security for the section of the list, their sections of section for each for the section of the section

- Tree! D and Tree! E to he awares (Property/Homeswares Association) of the lots of Dieck D, burely platfied for the purpose of common open space and se a perpland exemunal for the instabilities, specifies, mobilenesse set a specif priving common to the instabilities, specifies, mobilenesse set specifies of logists, egists and pathing purposes for the common baselfi and use of sold led owners and their buriess.
- All Grand Yolley Project essemants to the U.S./GVWUA, its successors and essigns, for the installation, maintenance of irrigations and draftings localities but as local, it liked by na sedificant prints are conferred to the Grand Yorking Wester Users Association other than those rights acquired by instrument recorded in Book 209, Page 23.4, or pre-training-in-

O.P. DEVELOPMENT COMPANY, LLC Robert C. Knopple, Managing Directed

## ACKNOWLEDGEMENT OF OWNERSHIP

State of Colorado



Darla M. Benkert, Owner

Darla 711 Brackert

ACKNOWLEDGEMENT OF DWNERSHIP

County of More-Banks

On this day on The AD, 1988, before me the undersigned officer, personally opposed Daria M. Bankeri, who acknowledged that she executed the foregoing Certificate of Ownerchip, for the purposes therein centelland.

IN WITNESS WHEREOF, I hereunte effiz my hand and efficial seal.

My commission expires My Commission expires May 6, 2000

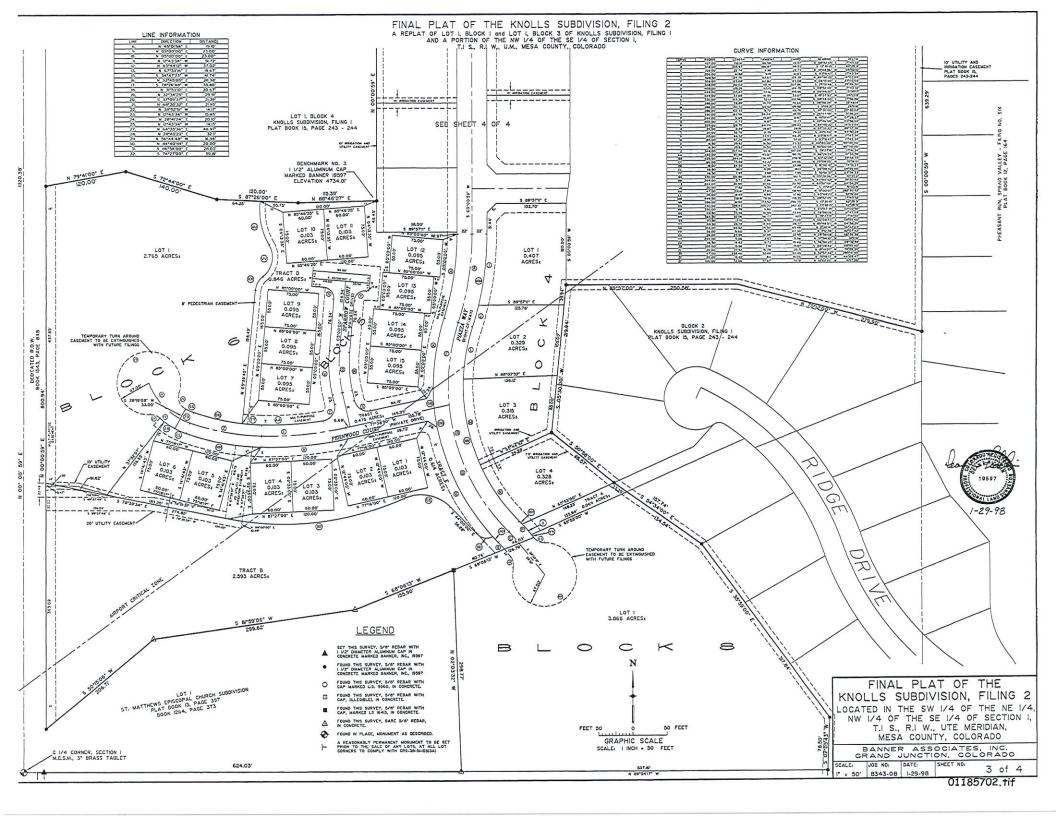


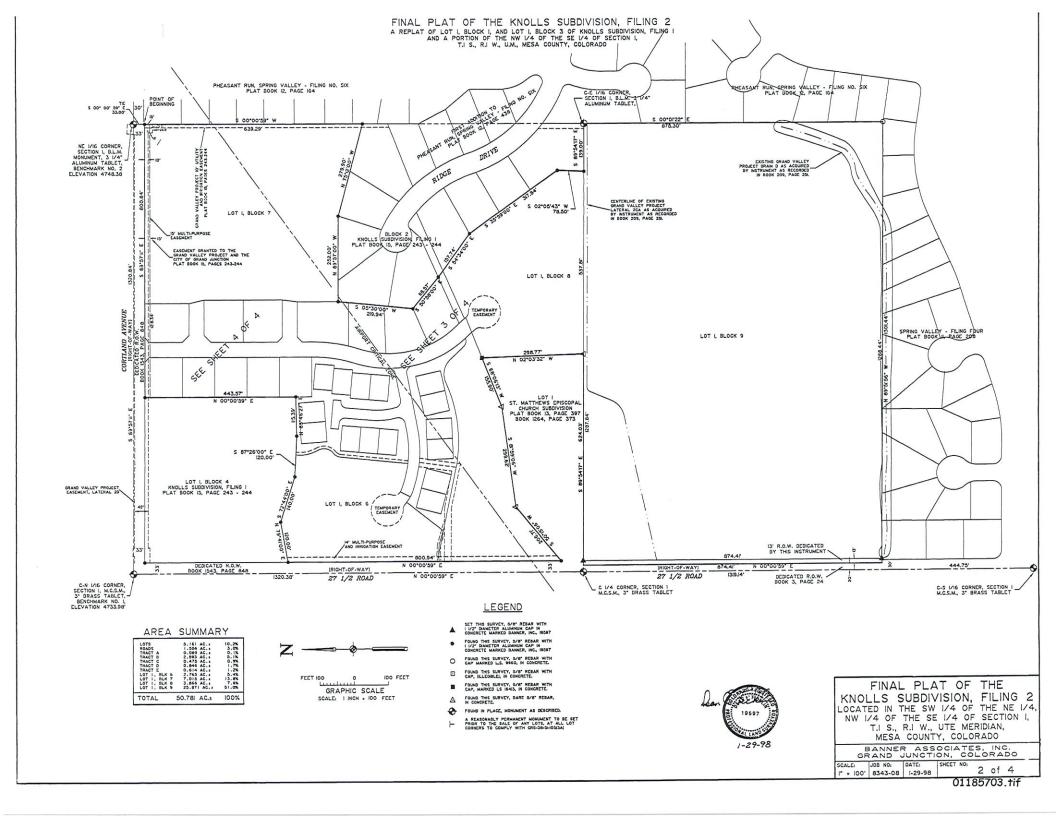
FINAL PLAT OF THE KNOLLS SUBDIVISION, FILING 2 LOCATED IN THE SW 1/4 OF THE NE 1/4 NW 1/4 OF THE SE 1/4 OF SECTION 1, T.I S., R.I W., UTE MERIDIAN, MESA COUNTY, COLORADO

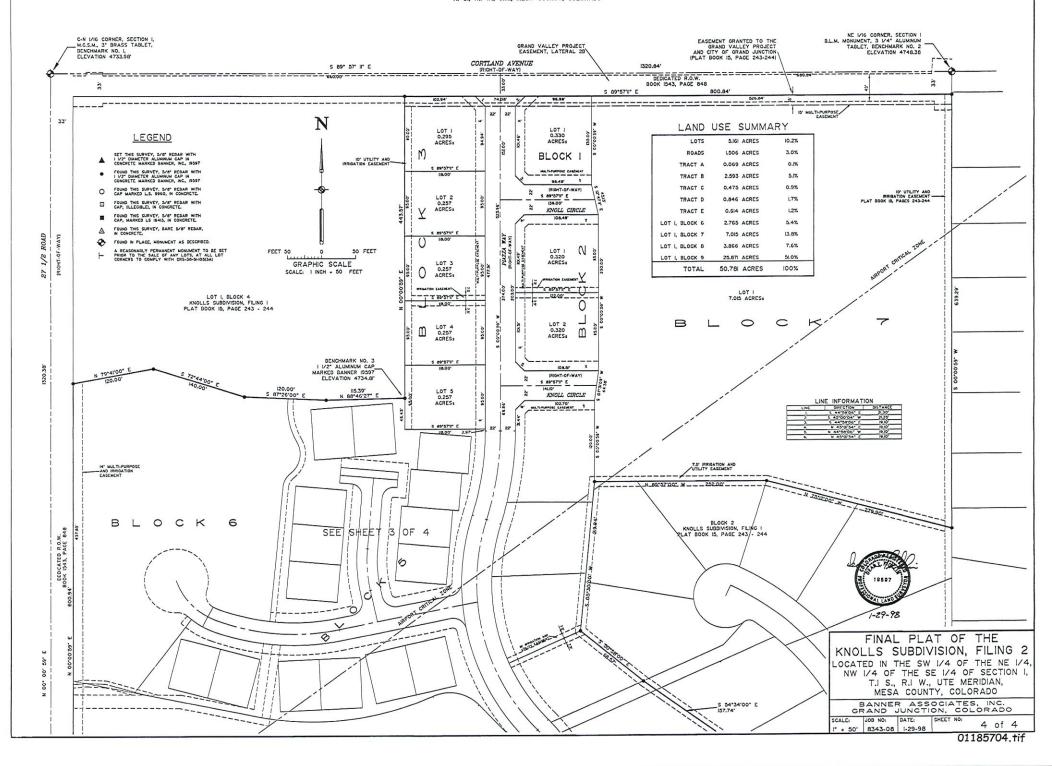
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1 of 4 = 200' 8343-08 I-29-98

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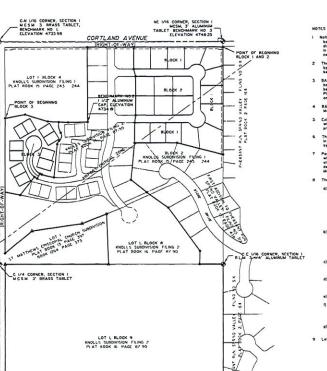




A SEE NOTE REGMENO ALLES S RESTRICTIONS She Bru Far INFO

## FINAL PLAT OF THE KNOLLS SUBDIVISION, FILING 3

A REPLAT OF LOT I, BLOCK 6 and LOT I, BLOCK 7 OF KNOLLS SUBDIVISION, FILING 2 LOCATED IN THE SW 1/4 OF THE NE 1/4 OF SECTION I, TIS, RI W. UM, MESA COUNTY, COLORADO



C-S I/IS CONNER, SECTION

VICINITY MAP

- 3 BASIS OF BEAFINGS. The line between the C.N. I/16 cereer and NC I/16 ceree both of Section 1 Township I South, Ronge I West, Use Merdion having a between of 5.00 To II. Co. receréd on The Konlis Subblivious, Fillies I Piet Boak 15 at Poges 243 and 244 in the records of the Mexic County Cark and Recered.
- 4 BASIS OF BENCHMARKS City of Grand Junction Benchmark elevation 4727.92 feet, Meso County Survey Marker at the intersection at 27 I/2 Road and G Road
- The boundary of the Airport Critical Zone for Wolker Field is shown hereon in accordance with Figure II set the Land Use Plan, dated July, 1984 prepared by Isbill Aspectates inc for Welker Field Grand Junction, Colorado
- Perhans at this development has which the Array Citizal Zone as well as within the schimes boundaries at the Arpart Area of Inhance. Perhans are thatlef development have common at treffice pattern for array and apparture of advantate development have common at treffice pattern for array and apparture of advantate from secondary flummey 4/22 as outlined in the Airport's Mediter Plan.
- 8 The following setbacks shall apply

a) Single Family Units,

Accessory Building - Limited to rear I/2 of Let
5 roor (or eosement width, whichever is greater)
5 side (or eosement width whichever is greater)

- c) For Patic Home units localed on lots I thru 10 of Black 3 a minimum distance of 20 (sel shall be mainfained between face of garage and Fernwood Court

- f) Lot 5 and Let 7 of Block 3 shall maintain a minimum of 20 feet setback from the common property line of Block 3 at the Knolls Subdivision, Filing 3 and Lot 1 Block 4 of the Knolls Subdivision, Filing 2

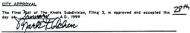






- FOUND THIS SURVEY, 5/8" REBAR WITH CAP MARKED L S 9960 IN CONCRETE

- FOUND THIS SURVEY BARE 5/8" REBAR IN CONCRETE
- A REASONABLY PERMANENT MONUMENT TO BE SET PRIOR TO THE SALE OF ANY LOTS AT ALL LOT CONNERS TO COMPLY WITH CRS-38-0-100/3AI



Presign of the City of Grand Junction City

### COUNTY CLERK AND RECORDER'S CERTIFICATE

State of Colorado ) ; ss County of Mesa )

I hardy certify that the Konit Subdivision Filing 3 was find for record in the affice of the County Carls and Recorder of Mass. County of 3210. Lu on the 8 core of Echandra A. 0. 1999 in Book No. 1899 in Book N

Elicia Laba

### CERTIFICATE OF OWNERSHIP AND DEDICATION

KNOW ALL MCR BY THESE PRESCRIPTS that O'P Development Company, LLC bridge the sale severe in tes single of all of the presenty platfield herein and a company of the compan

### DESCRIPTION OF THE KNOLLS, FILING 3

Let I, Black 6 and Let I Black 7 of Knolls Subdivision, Filing 2 as recorded in Plot Book 16 Page 87 in the records of the Meso County Clerk and Recorder being more fully described as follows:

There S 00" 00 50" W, 638 20" feet
There N 70" 12 00" 12 2500 feet
There N 70" 12 00" 12 2500 feet
There N 70" 10 00" 12 2500 feet
There N 70" 10 00" 12 4 35 feet
There N 70" 10 00" 14 4 35 feet
There N 70" 10 00" 14 4 35 feet
There N 70" 17 " W 453 feet
There N 10" 17 " W 453 feet
There N 10" 17 " W 453 feet

Blocks One and Two as described above contains 7015 acres more or less

## Dieck Three

There is 179 4 00° F, 120 00 feet
There is 179 4 00° F, 120 00 feet
There is 27° 4 00° C, 140 00 feet
There is 27° 4 00° C, 140 00 feet
There is 37° 20° 00° C, 64° 20° feet
There is 37° 20° 00° C, 64° 20° feet
There is 37° 20° 00° C, 64° 20° feet
There is 40° 140° 00° feet is delite of 30° 4.4° 20° or one other bearing 5° 30° 14° C
5.48° lest,
There is 40° 00° feet is delite of 30° 4.4° 20° or one of a crouder curve to the right ofth or
4.730° feet
There is 40° 00° feet is delite of 50° 0° 4.5° one of a chard bearing 5° 11° 10° 36° or
4.730° feet

13.01 feet,
Thince S 26" 19 06" W 33.00 feet),
Thince S 26" 19 06" W 33.00 feet),
Thince northwesterly 19 42 feet doing the orc of a circular curve to the right with a resust of 16.00 feet a delta of 09" 32" 39" and a chard bearing at N 54" 54 23" W 134.0 feet

Thence S 37° 52 07° W 136 95 feet,
Thence N 76° 39 34° W 9162 feet
Thence N 00° 00 59° E 437 84 feet to the point of beginning

Block Three, as described above contains 2765 acres more or less

Final area of Knolls Filling 3, as described above contains 9.780 acres more or less (7.015 oc - 2.765 ac - 9.780 ac)

- I All public streets and right-of-way in the City of Grand Junction for the use of
- All utility assemants to the City of Gened Junction for the use of the City and Phalic utilities as perpluted essemant for the intelligible, operation moistenance and repair of utilities and appurentances therein blocking but not bentied to electric base cobie TV hiers notural gos pipelines, swaltery sawer lines water lines, idealphoe land

IN WITNESS WHEREOF I hereunto set my hand thes 275 day at JAN. AD. 1999

OP DEVELOPMENT COMPANY, LLC

ACKNOWLEDGEMENT OF DWNERSHIP

State of Colorado

On this TT day of Jan AD 1999 before me the undersigned officer, personal opposered flower C Knopple at Managing Director of OP Development Company LLC, and acknowledged that he executed the foregoing Certificate of Ownership for the purposes therein controlled.

My commission expires 4 15 - 1999

formad Charge



## SURVEYOR S CENTIFICATE

Dann C Flable, on employer of Boner Assembra, he, and a Praisectant to the Danger Schwerz Exempt and under the leve of the Stele of Colorado, do hardy carfill find the Fine Fleid of Stele and Colorado, but have been seen to the Stele of th

AREA SUMMARY

			• •
LOTS	6 869	AC .	70 2%
HOADS	1 172	AC .	12 0%
TRACT A	0 289	AC .	3 0%
TRACT B	1 450	AC .	14 5%
TOTAL	9 780	AC ±	100%

## FINAL PLAT OF THE KNOLLS SUBDIVISION, FILING 3

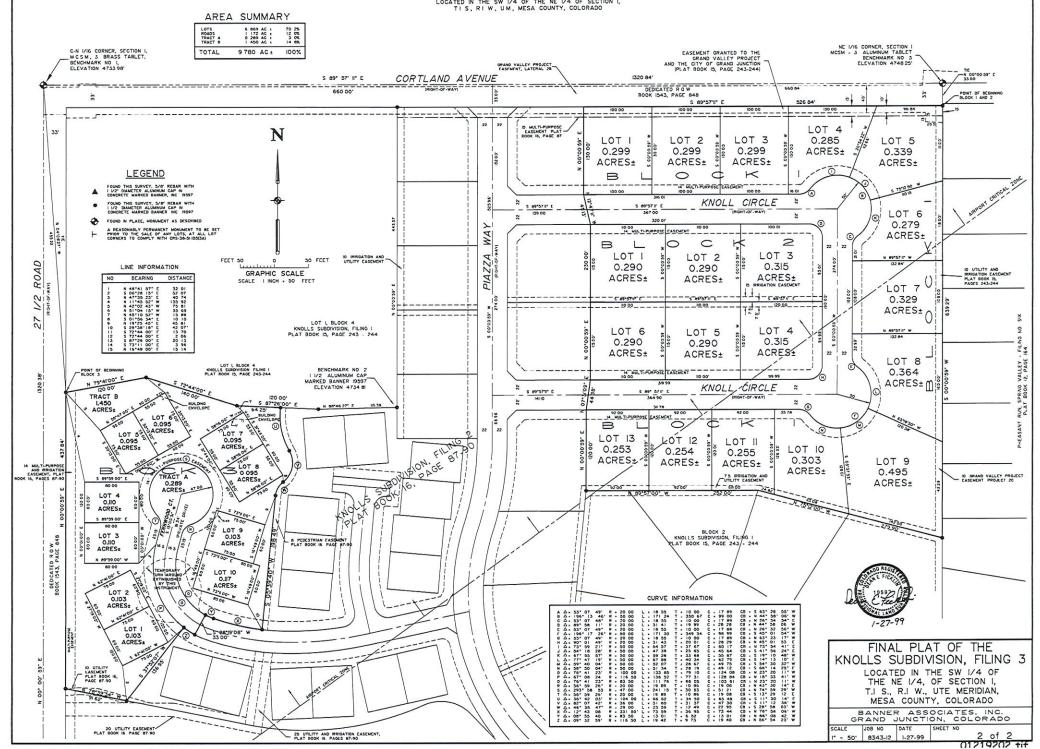
LOCATED IN THE SW 1/4 OF THE NE 1/4, OF SECTION I, T.I S., R.I W., UTE MERIDIAN. MESA COUNTY, COLORADO

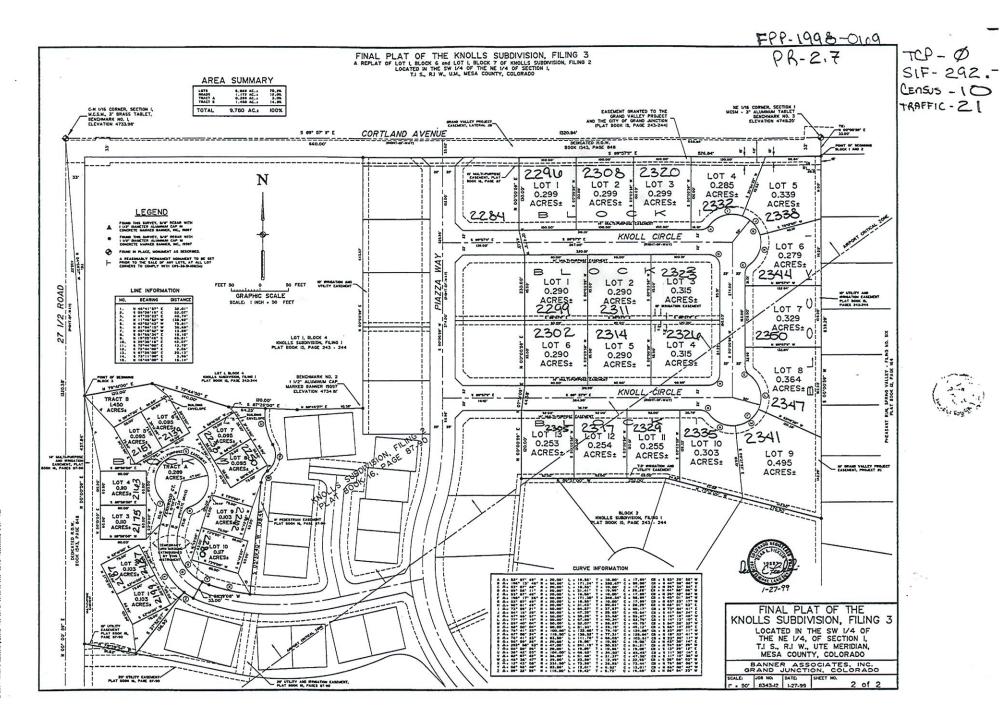
BANNER ASSOCIATES, INC GRAND JUNCTION, COLORADO JOB NO DATE SHEET NO

SCALE 8343-12 1-27-99

1 of 2







I HEREBY CERTIFY THAT the foregoing Ordinance, being Ordinance No. 5040 was introduced by the City Council of the City of Grand Junction, Colorado at a regular meeting of said body held on the 3<sup>rd</sup> day of November 2021 and the same was published in The Daily Sentinel, a newspaper published and in general circulation in said City, in pamphlet form, at least ten days before its final passage.

I FURTHER CERTIFY THAT a Public Hearing was held on the 17<sup>th</sup> day of November 2021, at which Ordinance No. 5040 was read, considered, adopted and ordered published in pamphlet form by the Grand Junction City Council.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 19<sup>th</sup> day of November 2021.

Deputy City Clerk

Published: November 5, 2021 Published: November 19, 2021

Effective: December 19, 2021

