control and use said Easement, and to remove objects interfering therewith the trimming of trees and bushes as may be required to permit the operation of utility construction and repair machinery.	
Introduced for first reading on this day of	, 2005
PASSED and ADOPTED this day of,	2005
ATTEST:	
President of City Council	
City Clerk	

# VR-2005-079

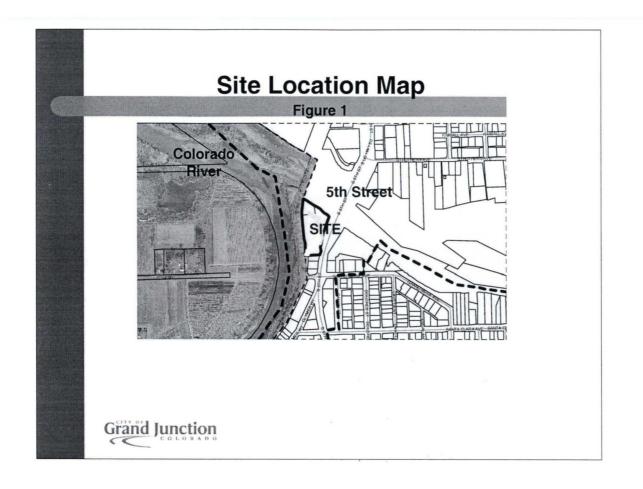
## **VACATION OF RIGHT-OF-WAY**

1531, 1559 and 1561 High Street

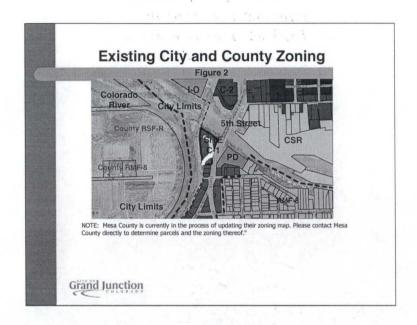
### **Ronnie Edwards**

Grand Junction

This is a request to vacate High Street adjacent to Highway 50, and reserving a 20' wide sanitary sewer easement for construction of a new sewer line by the City.



The subject ROW was dedicated with a subdivision plat in 1908 and is presently being used as a residential access only and is not a thru street for local traffic. There are no proposed changes to the use of the ROW area or the property as the four lots adjacent to the ROW are being reviewed concurrently for a replat into one large lot.



The property owners are also working with the City to grant a 20' wide sanitary sewer easement for the construction of a gravity sanitary sewer line thru the property. Title to the vacated ROW will vest in the property owners of the abutting properties with are the applicants. The property owners will have to purchase the existing CDOT ROW that is located adjacent to High Street and runs diagonally to the SW corner of the property.

# **EASEMENT EXHIBIT MAP** Grand Junction

Here is the map exhibit map of the area to be vacated and also shows the CDOT ROW that has to be purchased before recordation of the replat.

No parcels will be landlocked as the four lots are being replatted into one lot and will continue to have direct access off of Hwy 50, access to parcels will not be restricted, no adverse impacts are anticipated and the City benefits as the area will be maintained by the owners and the City also was able to work with owners to acquire the necessary easement area to construct a new gravity sanitary sewer line across the property.

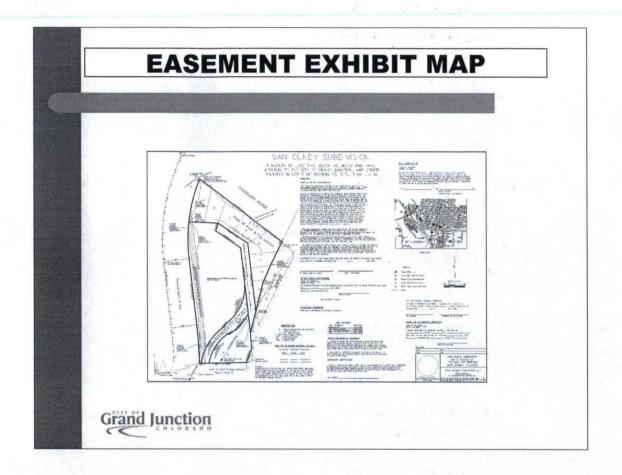
# FINDINGS OF FACT/CONCLUSIONS

- The requested right-of-way vacation is consistent with the Growth Plan.
- The review criteria in Section 2.11.C of the Zoning and Development Code have all been met.
- 3. The vacation ordinance will be recorded concurrently with the proposed subdivision replat and the CDOT right-of-way encumbering the property has been purchased.

Grand Junction

The requested ROW vacation is consistent with the Growth Plan and review criteria of the Code.

The vacation ordinance will be recorded concurrently with the proposed subdivision replat and the CDOT ROW encumbering the property will be purchased by the owners



any questions?

# VR-2005-079

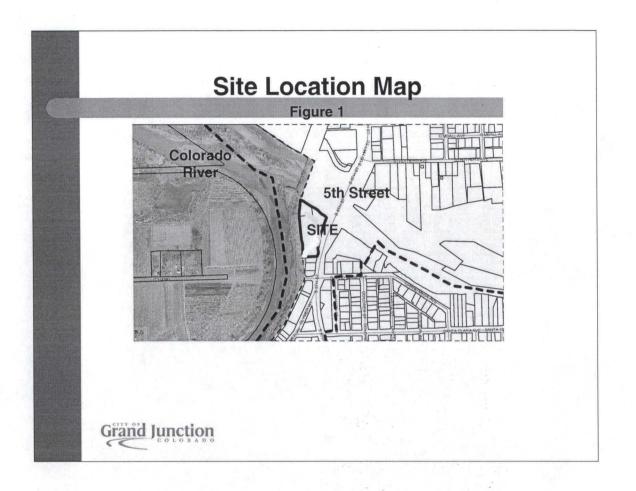
# **VACATION OF RIGHT-OF-WAY**

1531, 1559 and 1561 High Street

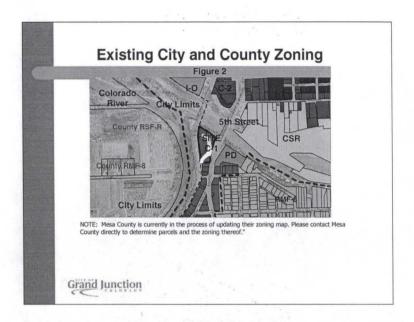
**Ronnie Edwards** 



This is a request to conduct a second reading for an ordinance to vacate High Street adjacent to Highway 50, and reserve a 20' wide sanitary sewer easement for construction of a new sewer line by the City.



The subject ROW was dedicated with a subdivision plat in 1908 and is presently being used as a residential access only and is not a thru street for local traffic. There are no proposed changes to the use of the ROW area or the property as the four lots adjacent to the ROW are being reviewed concurrently for a replat into one large lot.



The property owners are also working with the City to grant a 20' wide sanitary sewer easement for the construction of a gravity sanitary sewer line thru the property. Title to the vacated ROW will vest in the property owners of the abutting properties which are the applicants. The property owners will have to purchase the existing CDOT ROW that is located adjacent to High Street and runs diagonally to the SW corner of the property.

# **EASEMENT EXHIBIT MAP** Grand Junction

Here is the map exhibit map of the area to be vacated and also shows the CDOT ROW that has to be purchased before recordation of the replat.

No parcels will be landlocked as the four lots are being replatted into one lot and will continue to have direct access off of Hwy 50, access to parcels will not be restricted, no adverse impacts are anticipated and the City benefits as the area will be maintained by the owners and the City also was able to work with owners to acquire the necessary easement area to construct a new gravity sanitary sewer line across the property.

Fiscal info!

Dotal Row area to be

Vacated is 12,5644

Valued at \$75,000.

Desement area being

acquired for the sewer

line is 11,089\$ \$

Valued at \$33,500

Dotated at \$33,500

Who owners also

benefited dire to the

easent area being

located als. To the west

property line creating

a brigger direlopable area

value \*cost of time \* services by Staff

### FINDINGS OF FACT/CONCLUSIONS

- 1. The requested right-of-way vacation is consistent with the Growth Plan.
- The review criteria in Section 2.11.C of the Zoning and Development Code have all been met.
- The vacation ordinance will be recorded concurrently with the proposed subdivision replat and the CDOT right-of-way encumbering the property has been purchased.

Grand Junction

The requested ROW vacation is consistent with the Growth Plan and review criteria of the Code.

The vacation ordinance will be recorded concurrently with the proposed subdivision replat and the CDOT ROW encumbering the property will be purchased by the owners

# **EASEMENT EXHIBIT MAP** VAN CUNDY SUBDIVISION AND JAYS BARDING TO THE STRONG AND JAYS BARD JUNGTON, AND OTHER PARCES IN LOT 7 OF SECTION 23, 125, 2186 JUN BARDING AND STRONG AND Grand Junction

any questions?

#### CITY COUNCIL AGENDA CITY OF GRAND JUNCTION

CITY COUNCIL AGENDA									
Subject	Right-of-Way Vacation -1531, 1559 and 1561 High Street								
Meeting Date	September 7, 2005								
Date Prepared	August 24, 2005					File #VR-2005-079			
Author	Ronnie Edwards			Associate Planner					
Presenter Name	Ronnie Edwards			Associate Planner					
Report results back to Council	Х	No		Yes	When	1			
Citizen Presentation		Yes	X	No	Name	•			
Workshop	X Formal Agend		la		Consent X Individual Consideration				

**Summary:** The applicant proposes to vacate High Street adjacent to Highway 50, while reserving a 20' sanitary sewer easement for the construction of a new gravity sanitary sewer line. The Planning Commission recommended approval of the right-of-way vacation on August 9, 2005, making the Findings of Fact/Conclusion identified in the staff report.

Budget: N/A

**Action Requested/Recommendation:** It is recommended that the City Council conduct the second reading of the ordinance to vacate the right-of-way and take formal action on the ordinance. The Planning Commission recommends that the City Council approve the ordinance vacating the requested right-of-way, while reserving a 20' sanitary sewer easement.

#### Attachments:

- 1. Site/Aerial Photo Map
- 2. Future Land Use/Zoning Map
- 3. Ordinance
- 4. Exhibit Map

Background Information: See attached

BACKGROUND INFORMATION							
Location:		1531, 1559 and 1561 High Street					
Applicants:		Randy D. and Dean H. Van Gundy along with the City of Grand Junction					
Existing Land Use:		Existing Residential Access					
Proposed Land Use:		Same					
	North	Colorado River					
Surrounding Land	nding Land South		Single Family Residence				
Use:	East	Mobile Home Park					
	West	Gunnison River					
Existing Zoning:		C-1					
Proposed Zoning:		C-1					
	North		C-2				
Surrounding	South	C-1					
Zoning:	East	PD					
	West	Mesa County RSF-R and RMF-8					
Growth Plan Designation:		Commercial					
Zoning within density range?		N/A	Yes		No		

PROJECT DESCRIPTION: The proposal is to vacate High Street adjacent to Highway 50, while reserving a 20' sanitary sewer easement for the construction of a new gravity sanitary sewer line.

#### ANALYSIS:

#### 1. Background:

The subject right-of-way was dedicated with the Moon & Day Subdivision in 1908 and is presently being used as residential access only and is not a through street for local traffic. There are no proposed changes to the use of the right-of-way area or the property as the four lots adjacent to the right-of-way are being reviewed concurrently for a simple subdivision to replat into one large lot. The property owners are also working with the City of Grand Junction to grant a 20' wide sanitary sewer easement for the construction of a gravity sanitary sewer line through the property.

Title to the vacated right-of-way will vest in the property owners of the abutting property located at 1531, 1559 and 1561 High Street, which are the applicants. The property owners will have to purchase the existing Colorado Department of Transportation right-of-way that is located adjacent to High Street and runs diagonally to the southwest corner of subject property. The recordation of the vacation ordinance has to be concurrent with the proposed subdivision plat and

this cannot occur until the property owners have purchased the Colorado Department of Transportation right-of-way property.

#### Fiscal Information:

The Real Estate Department has determined the following information regarding the right-of-way. The total right-of-way area being vacated is 12,564.1 square feet and is valued at \$75,000. The easement area being acquired for the sanitary sewer line is 11,089.5 square feet and is valued at \$33,500. Additional factors to consider is that the new alignment benefits the property owners as far as the developable land is increased with the easement being located along the west property line. The property owners also benefited in regards to the value and cost of time and services by Staff to survey, prepare and process the new subdivision plat.

#### 2. Consistency with the Growth Plan:

Policy 10.2 states that the City will consider the needs of the community at large and the needs of the individual neighborhoods when making development decisions.

By allowing this subject area to be vacated, the existing driveway access can remain, continued to be utilized as such and become part of the property owners residential parcel. This request will not affect the adjacent properties uses.

#### 3. Section 2.11.c of the Zoning and Development Code:

Requests to vacate any public right-of-way or easement must conform to all of the following:

a. The Growth Plan, major street plan and other adopted plans and policies of the City.

Granting the right-of-way vacation does not conflict with applicable Sections of the Growth Plan, major street plan and other adopted plans and policies of the City. It will allow an existing use to remain as a residential driveway access.

b. No parcel shall be landlocked as a result of the vacation.

No parcel will be landlocked by the requested vacation as all adjacent properties are being replatted as one large lot and will continue to have direct driveway access off of Highway 50.

c. Access to any parcel shall not be restricted to the point where access is unreasonable, economically prohibitive or reduces or devalues any property affected by the proposed vacation. Access to any parcer will not be restricted to the point where access is unreasonable, economically prohibitive nor will it reduce or devalue any property.

d. There shall be no adverse impacts on the health, safety, and/or welfare of the general community and the quality of public facilities and services provided to any parcel of land shall not be reduced (e.g. police/fire protection and utility services).

There will be no adverse impacts to the general community and the quality of public facilities and services provided will not be reduced.

 The provision of adequate public facilities and services shall not be inhibited to any property as required in Chapter Six of the Zoning and Development Code.

Provision of adequate public facilities and services will not be inhibited to any property as required in Chapter 6 of the Code.

f. The proposal shall provide benefits to the City such as reduced maintenance requirements, improved traffic circulation, etc.

This proposal provides a benefit to the City as the vacated right-of-way area will be the responsibility of the property owner of the subject parcel to maintain. The City will also benefit by working with the property owners for the necessary easement required to construct the new sanitary sewer line.

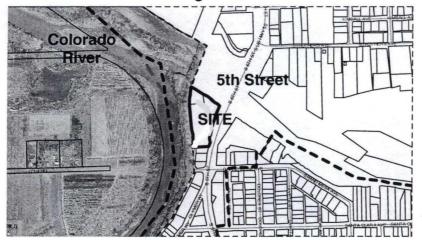
#### FINDINGS OF FACT/CONCLUSIONS:

After reviewing the Right-of-Way Vacation application, VR-2005-079, for the vacation of High Street adjacent to Highway 50, City Council makes the following findings of fact and conclusions:

- The requested right-of-way vacation is consistent with the Growth Plan.
- The review criteria in Section 2.11.C of the Zoning and Development Code have been satisfied.
- The vacation ordinance will be recorded concurrently with the proposed subdivision plat, which cannot occur until existing CDOT right-of-way encumbering the property has been purchased.

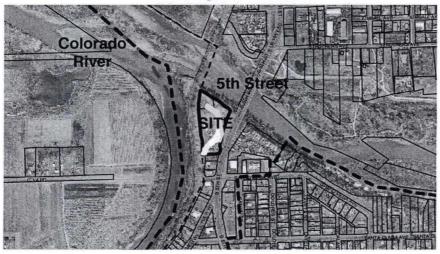
# **Site Location Map**

Figure 1



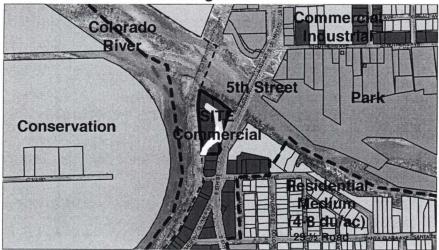
# **Aerial Photo Map**

Figure 2



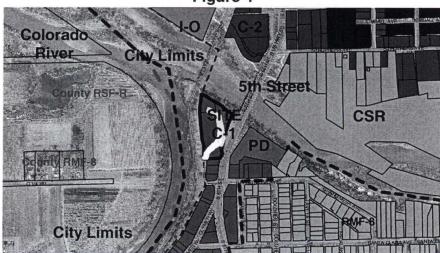
# **Future Land Use Map**

Figure 3



# **Existing City and County Zoning**

Figure 4



NOTE: Mesa County is currently in the process of updating their zoning map. Please contact Mesa County directly to determine parcels and the zoning thereof."

#### CITY OF GRAND JUNCTION, COLORADO

#### ORDINANCE NO.

# An Ordinance Vacating a Right-of-Way Located at 1531, 1559 and 1561 High Street

#### Recitals:

A request to vacate the right-of-way located at 1531, 1559 and 1561 High Street adjacent to Highway 50 has been submitted by the City of Grand Junction. The City will reserve a 20' wide sanitary sewer easement on, along, over, under, through and across the subject property for the construction of a gravity sanitary sewer line. Approval of the right-of-way vacation is conditioned upon the vacation ordinance to be recorded concurrently with a proposed subdivision replat of subject property, which cannot occur until existing Colorado Department of Transportation right-of-way encumbering the property has been purchased.

The City Council finds that the request to vacate the herein described right-of-way is consistent with the Growth Plan and Section 2.11 of the Zoning and Development Code.

The Planning Commission, having heard and considered the request, found the criteria of the Zoning Code to have been met, and recommends that the vacation be approved as requested subject to the conditions listed above.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION THAT:

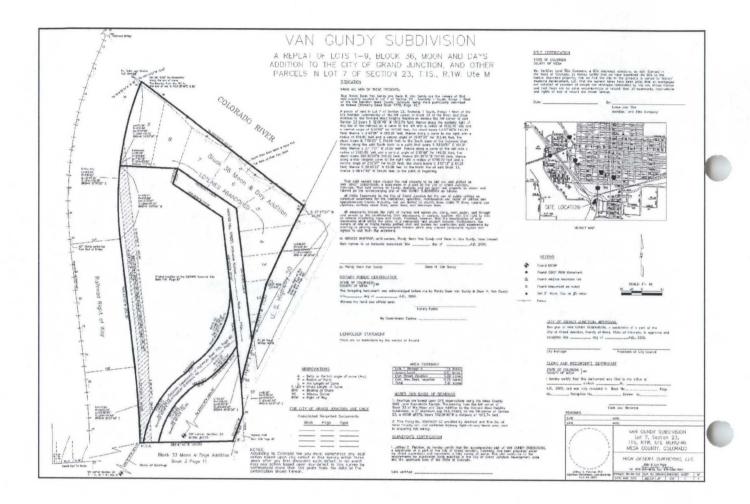
 The following described right-of-way is hereby vacated and depicted as Exhibit A and incorporated herein.

Beginning at a found original inscribed rail whence the SW corner of Section 23, T 1 S, R 1 W of the Ute Meridian bears S 34°16'46" W a distance of 2065.32 feet for a basis of bearings; thence N 06°43'05" W a distance of 271.00 feet; thence N 56°28'05" W a distance of 117.00 feet; thence N 17°59'43" E a distance of 31.14 feet; thence S 56°28'05" E a distance of 139.25 feet; thence S 06°43'05" E a distance of 259.19 feet; thence S 14°35'51" W a distance of 84.77 feet to a point on a non-tangent curve to the left having a radius of 1738.70 feet, a central angle of 45°19'00" and a chord that bears N 05°50'26" W a distance of 53.27 feet to the Point of Beginning.

2. The City hereby reserves and retains a 20' wide sanitary sewer easement on, long, over, under, through and across the subject property, for the use and benefit of the City and for the use and benefit of the Public Utilities, as approved by the City, as a perpetual easement for the installation, operation, maintenance, repair and replacement of sanitary sewer facilities, as approved by the City, together with the right of ingress and egress for workers and equipment to survey, maintain, operate, repair, replace, control and use said

Easement, and to remove objects interfering therewith, including the trimming of trees and bushes as may be required to permit the operation of standard utility construction and repair machinery.

	Introduced for first reading on this	day of	, 2005
	PASSED and ADOPTED this	day of	, 2005
ATT	EST:		
		President of City	Council
City	Clerk		



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# NOTICE OF LEVELOPMENT APPLICATION

An application for the development proposal described below, located near property you own, has been received by the Grand Junction Community Development Department. The Department encourages public review of proposed development prior to public hearings. The application, including plans, reports and supporting documentation, is available for review during normal business hours (7:30 A.M. - 5:30 P.M. Monday-Thursday and 7:30 A.M. - 5:00 P.M on Friday) at City Hall, 250 North 5<sup>th</sup> Street. City Planning staff is also available to answer questions and explain the development review process.

#### VR-2005-079 - VAN GUNDY SIMPLE SUBDIVISION - 1531 High Street

Request approval to vacate a section of High Street, combine four existing parcels into one parcel and create a permanent 20' wide permanent utility easement.

Planner: Ronnie Edwards

Courtesy notification cards will be mailed to adjoining property owners prior to a public hearing on this item. However, we encourage you to also verify scheduling in one of the following ways:

- Call the Community Development Department at (970) 244-1430
- Look for a display ad in the Daily Sentinel one day prior to the public hearing (held on the second and fourth Tuesdays of each month)
- You may receive a FAX copy of the Planning Commission agendas by calling CITY DIAL at (970) 244-1500 ext. 211.
- Agendas for Planning Commission, City Council, and Board of Appeals items are available prior to the hearing at City Hall, 250 North 5<sup>th</sup> Street.

Please do not hesitate to contact the Community Development Department at (970) 244-1430 if you have any questions.



BEVELOPMENT

250 North Fifth Street Grand Junction, CO 81501



CITY OF GRAND JUNCTION COMMUNITY DEVELOPMENT 250 N 5TH ST GRAND JUNCTION, CO 81501-2628

# NOTICE OF DEVELOPMENT APPLICATION

£1501#2668



# PLANNING COMMISSION NOTICE OF PUBLIC HEARING

JUL 2 6 2005

DATE:

TIME: 7:00 p.m.

PLACE: City Hall Auditorium, 250 N 5th Street

An application for the following request has been received and tentatively scheduled for a public hearing on the date indicated above.

If you have any questions regarding the following request, please contact the Grand Junction Community Development Department at (970) 244-1430, visit our office at 250 N 5<sup>th</sup> Street, or access the information on our website at gicity.org, then click on the GIS Main Page icon.

#### VR-2005-079 – VAN GUNDY SIMPLE SUBDIVISION – 1531 High St.

Request approval of the vacation of High Street adjacent to Highway 50, while reserving a 20' wide sanitary sewer easement for the construction of a new gravity sanitary sewer line.

Planner: Ronnie Edwards



CITY OF GRAND JUNCTION COMMUNITY DEVELOPMENT 250 N 5TH ST GRAND JUNCTION, CO 81501-2628

#### CITY COUNCIL AGENDA CITY OF GRAND JUNCTION

#### CITY COUNCIL AGENDA

SubjectRight-of-Way Vacation -1531, 1559 and 1561 High Street

Meeting Date September 7, 2005

Date Prepared August 24, 2005 File #VR-2005-079

Author Ronnie Edwards Associate Planner

Presenter Name Ronnie Edwards Associate Planner

Report results back to Council X No Yes When

Citizen Presentation Yes X No Name

Workshop X Formal Agenda Consent X

Individual Consideration

Summary: The applicant proposes to vacate High Street adjacent to Highway 50, while reserving a 20' sanitary sewer easement for the construction of a new gravity sanitary sewer line. The Planning Commission recommended approval of the right-of-way vacation on August 9, 2005, making the Findings of Fact/Conclusion identified in the staff report.

Budget: N/A

Action Requested/Recommendation: It is recommended that the City Council conduct the second reading of the ordinance to vacate the right-of-way and take formal action on the ordinance. The Planning Commission recommends that the City Council approve the ordinance vacating the requested right-of-way, while reserving a 20' sanitary sewer easement.

#### Attachments:

- 1. Site/Aerial Photo Map
- 2. Future Land Use/Zoning Map
- 3. Ordinance
- 4. Exhibit Map

Background Information: See attached

#### **BACKGROUND INFORMATION**

Location:

1531, 1559 and 1561 High Street

Applicants:

Randy D. and Dean H. Van Gundy along with the City of Grand Junction

Existing Land Use: Existing Residential Access

Proposed Land Use: Same Surrounding Land Use:

North Colorado River

South Single Family Residence East Mobile Home Park

West Gunnison River

Existing Zoning:

C-I

Proposed Zoning:

C-1

Surrounding Zoning:

North C-2 South C-1 East PD

West Mesa County RSF-R and RMF-8

Growth Plan Designation:

Commercial

Zoning within density range?

N/A Yes

No

PROJECT DESCRIPTION: The proposal is to vacate High Street adjacent to Highway 50, while reserving a 20' sanitary sewer easement for the construction of a new gravity sanitary sewer line.

#### ANALYSIS:

#### 1. Background:

The subject right-of-way was dedicated with the Moon & Day Subdivision in 1908 and is presently being used as residential access only and is not a through street for local traffic. There are no proposed changes to the use of the right-of-way area or the property as the four lots adjacent to the right-of-way are being reviewed concurrently for a simple subdivision to replat into one large lot. The property owners are also working with the City of Grand Junction to grant a 20' wide sanitary sewer easement for the construction of a gravity sanitary sewer line through the property.

Title to the vacated right-of-way will vest in the property owners of the abutting property located at 1531, 1559 and 1561 High Street, which are the applicants. The property owners will have to purchase the existing Colorado Department of Transportation right-of-way that is located adjacent to High Street and runs diagonally to the southwest corner of subject property. The recordation of the vacation ordinance has to be concurrent with the proposed subdivision plat and this cannot occur until the property owners have purchased the Colorado Department of Transportation right-of-way property.

#### Fiscal Information:

The Real Estate Department has determined the following information regarding the right-of-way. The total right-of-way area being vacated is 12,564.1 square feet and is

valued at \$75,000. The easement area being acquired for the sanitary sewer line is 11,089.5 square feet and is valued at \$33,500. Additional factors to consider is that the new alignment benefits the property owners as far as the developable land is increased with the easement being located along the west property line. The property owners also benefited in regards to the value and cost of time and services by Staff to survey, prepare and process the new subdivision plat.

#### Consistency with the Growth Plan:

Policy 10.2 states that the City will consider the needs of the community at large and the needs of the individual neighborhoods when making development decisions.

By allowing this subject area to be vacated, the existing driveway access can remain, continued to be utilized as such and become part of the property owners residential parcel. This request will not affect the adjacent properties uses.

Section 2.11.c of the Zoning and Development Code:

Requests to vacate any public right-of-way or easement must conform to all of the following:

a. The Growth Plan, major street plan and other adopted plans and policies of the City.

Granting the right-of-way vacation does not conflict with applicable Sections of the Growth Plan, major street plan and other adopted plans and policies of the City. It will allow an existing use to remain as a residential driveway access.

b. No parcel shall be landlocked as a result of the vacation.

No parcel will be landlocked by the requested vacation as all adjacent properties are being replatted as one large lot and will continue to have direct driveway access off of Highway 50.

c. Access to any parcel shall not be restricted to the point where access is unreasonable, economically prohibitive or reduces or devalues any property affected by the proposed vacation.

Access to any parcel will not be restricted to the point where access is unreasonable, economically prohibitive nor will it reduce or devalue any property.

d. There shall be no adverse impacts on the health, safety, and/or welfare of the general community and the quality of public facilities and services provided to any parcel of land shall not be reduced (e.g. police/fire protection and utility services).

There will be no adverse impacts to the general community and the quality of public facilities and services provided will not be reduced.

e. The provision of adequate public facilities and services shall not be inhibited to any property as required in Chapter Six of the Zoning and Development Code.

Provision of adequate public facilities and services will not be inhibited to any property as required in Chapter 6 of the Code.

f. The proposal shall provide benefits to the City such as reduced maintenance requirements, improved traffic circulation, etc.

This proposal provides a benefit to the City as the vacated right-of-way area will be the responsibility of the property owner of the subject parcel to maintain. The City will also benefit by working with the property owners for the necessary easement required to construct the new sanitary sewer line.

#### FINDINGS OF FACT/CONCLUSIONS:

After reviewing the Right-of-Way Vacation application, VR-2005-079, for the vacation of High Street adjacent to Highway 50, City Council makes the following findings of fact and conclusions:

- " The requested right-of-way vacation is consistent with the Growth Plan.
- " The review criteria in Section 2.11.C of the Zoning and Development Code have been satisfied.
- " The vacation ordinance will be recorded concurrently with the proposed subdivision plat, which cannot occur until existing CDOT right-of-way encumbering the property has been purchased.

Site Location Map Figure 1

Aerial Photo Map Figure 2 Future Land Use Map

Figure 3

Existing City and County Zoning Figure 4

NOTE: Mesa County is currently in the process of updating their zoning map. Please contact Mesa County directly to determine parcels and the zoning thereof."

CITY OF GRAND JUNCTION, COLORADO

ORDINANCE NO.

An Ordinance Vacating a Right-of-Way Located at 1531, 1559 and 1561 High Street

#### Recitals:

A request to vacate the right-of-way located at 1531, 1559 and 1561 High Street adjacent to Highway 50 has been submitted by the City of Grand Junction. The City will reserve a 20' wide sanitary sewer easement on, along, over, under, through and across the subject property for the construction of a gravity sanitary sewer line. Approval of the right-of-way vacation is conditioned upon the vacation ordinance to be recorded concurrently with a proposed subdivision replat of subject property, which cannot occur until existing Colorado Department of Transportation right-of-way encumbering the property has been purchased.

The City Council finds that the request to vacate the herein described right-of-way is consistent with the Growth Plan and Section 2.11 of the Zoning and Development Code.

The Planning Commission, having heard and considered the request, found the criteria of the Zoning Code to have been met, and recommends that the vacation be approved as requested subject to the conditions listed above.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION THAT:

1. The following described right-of-way is hereby vacated and depicted as Exhibit A and incorporated herein.

Beginning at a found original inscribed rail whence the SW corner of Section 23, T 1 S, R 1 W of the Ute Meridian bears S 34°16'46" W a distance of 2065.32 feet for a basis of

bearings; thence N 06°43'05" W a distance of 271.00 feet; thence N 56°28'05" W a distance of 117.00 feet; thence N 17°59'43" E a distance of 31.14 feet; thence S 56°28'05" E a distance of 139.25 feet; thence S 06°43'05" E a distance of 259.19 feet; thence S 14°35'51" W a distance of 84.77 feet to a point on a non-tangent curve to the left having a radius of 1738.70 feet, a central angle of 45°19'00" and a chord that bears N 05°50'26" W a distance of 53.27 feet to the Point of Beginning.

2. The City hereby reserves and retains a 20' wide sanitary sewer easement on, long, over, under, through and across the subject property, for the use and benefit of the City and for the use and benefit of the Public Utilities, as approved by the City, as a perpetual easement for the installation, operation, maintenance, repair and replacement of sanitary sewer facilities, as approved by the City, together with the right of ingress and egress for workers and equipment to survey, maintain, operate, repair, replace, control and use said Easement, and to remove objects interfering therewith, including the trimming of trees and bushes as may be required to permit the operation of standard utility construction and repair machinery.

	Introduced for first reading on this da	ay of, 2005
	PASSED and ADOPTED this day of	, 2005
ATTE	ST:	
		President of City Council

City Clerk



#### COMMUNITY

#### **RECORD OF DECISION**

DATE:

September 8, 2005

FILE:

VR-2005-079

LOCATION:

1531, 1559 and 1561 High Street

PETITIONER:

Randy and Dean Van Gundy

1018 S. 5<sup>th</sup> Street

Grand Junction, CO 81501

REPRESENTATIVE:

City of Grand Junction

Paul Jagim – Public Works Dept.

256-4023

PLANNER:

Ronnie Edwards

PROJECT IS:

Right-of-way Vacation

On September 7, 2005, the Grand Junction City Council approved the request to vacate High Street adjacent to Highway 50, while reserving a 20' sanitary sewer easement. The approval is conditioned upon the vacation ordinance being recorded concurrently with a proposed subdivision replat of the subject property, which cannot occur until existing CDOT right-of-way encumbering the property has been purchased. The City Council found that the criteria of Section 2.11.C of the Zoning and Development Code have been met with the acceptance of these conditions of approval.

Please provide documentation when the CDOT right-of-way has been obtained along with the subdivision plat for staff to review. The recording fees will be determined by staff and the City Clerks office for recordation of the appropriate documents with the Mesa County Clerk and Recorder.

Should you have any questions, please give me a call at 256-4038.

Ronnie Edwards Associate Planner 256-4038

8/31/05-90 days 11/30/05

#### Rhonda Edwards - VR-2005-079

From: Rhonda Edwards

To: Holguin, Peggy; Jagim, Paul; Kreiling, Jamie; Krick, Peter; Prall, Trenton

Subject: VR-2005-079

The vacation of High Street for Van Gundy was approved at City Council on 9/7/05. One condition of approval was that the ordinance vacating High Street had to be recorded concurrently with the Subdivision plat of this area. At this time, I am told they have the plat, but refuse to sign so we can record the plat and the ordinance that is still sitting in the City Clerk's office. Technically, by the Zoning and Development Code, this project has expired. Staff has decided to give the applicants until February 1, 2007 to submit the signed mylar to the City so recordation of all documents can occur. If the timeline is not met, then the file will be classified as "Withdrawn by Petitioner".

about:blank 12/12/2006



#### **MEMORANDUM**

DATE: September 3, 2009

TO: File

FROM: Judith Rice

SUBJECT: Revocation of Approval for VR-2005-079

Because the applicant did not meet the conditions of approval as stated in the Record of Decision, September 8, 2005, in a timely manner, the approval is void.



#### **MEMORANDUM**

DATE:

September 3, 2009

TO:

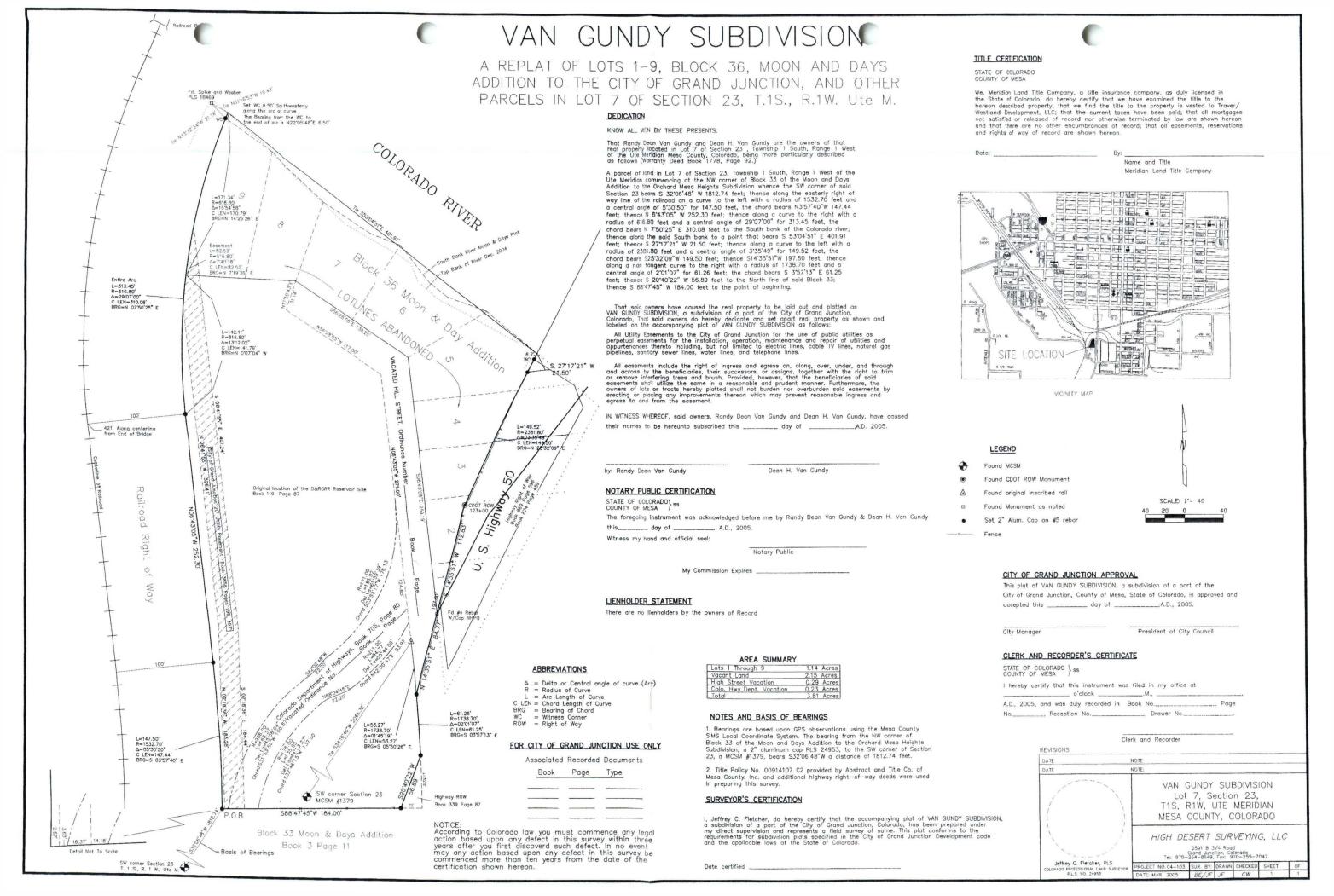
File

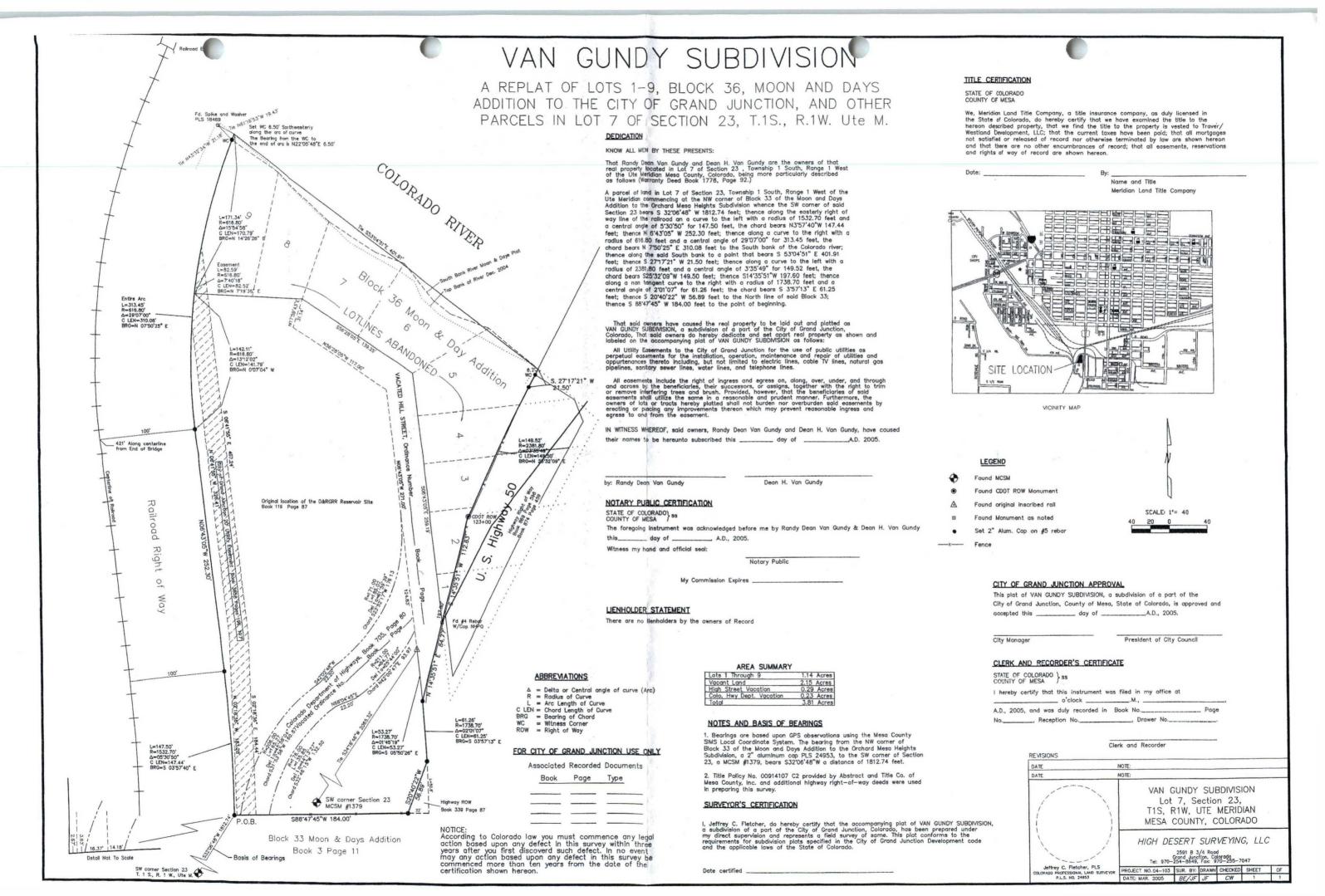
FROM:

Judith Rice

SUBJECT: Revocation of Approval for VR-2005-079

Because the applicant did not meet the conditions of approval as stated in the Record of Decision, September 8, 2005, in a timely manner, the approval is void.







Sheila Reiner Clerk and Recorder 200 S. Spruce St. Grand Junction, CO 81501 (970)-244-1679 ) LEBINE HILL FOND THAT LEBINE SUIN CERT (E

Print Date: 12/18/2014 10:28:15 AM

Transaction #: 202067 Receipt #: 2014094642

Cashier Date: 12/18/2014 10:28:15 AM

Mailing Address: P.O.BOX 20,000-5007 Grand Junction, CO 81502 (970)-244-1679

www.mesacounty.us

Customer Information	Transaction Information	Payment Summary
(CITYOFGJ) CITY OF GRAND JCT	DateReceived: 12/18/2014	
COM DEVELOP	~ · · · · · · · · · · · · · · · · · · ·	Total Fees \$21.00
250 N 5TH ST GRAND JCT, CO 81501	Return Code: Over The	Total Payments \$21.00
Escrow Balance: \$132.00	Trans Type: Recording	a la

1 Payments	
CASH	\$21.00

1 Recorded Items	· V		
(ORDINANCE) ORDINANCE	Date	PG: <b>5672/280</b> e: <b>12/18/2014</b> 1 m: To:	Reception Number: 2709893 10:28:14 AM
Recording @ \$10 per page \$1 Surcharge		3	\$21.00

0 Search Items		
	7000	

# 0 Miscellaneous Items

MESA COUNTY
Sheila Reiner
Clerk and Recorder
200 S. Spruce St.
Grand Junction, CO 81501
(970)-244-1679 Print Date: 12/18/2014 10:32:03 AM

Transaction #: 202069 Receipt #: 2014094644

Cashier Date: 12/18/2014 10:32:03 AM

Mailing Address: P.O.BOX 20,000-5007 Grand Junction, CO 81502 (970)-244-1679

www.mesacounty.us

Customer Information	Transaction Information	Payment Summary
(CITYOFGJ) CITY OF GRAND JCT	DateReceived: 12/18/2014 Source Code: Over The	
COM DEVELOP	Source Code: Over The Counter	Total Fees \$11.00
250 N 5TH ST	Return Code: Over The	Total Payments \$11.00
GRAND JCT, CO 81501	Counter Code.	
Escrow Balance: \$132.00	Trans Type: Recording	

1 Payments	
PZ CASH	\$11.00

1 Recorded Items	
(PLAT) PLAT A3-41	BK/PG: 5672/289 Reception Number: 2709899 Date: 12/18/2014 10:32:03 AM From: To: VAN GUNDY SUB
Plat Recording @ \$10 per page \$1 Surcharge	1 \$11.00

0 Search Items	

# 0 Miscellaneous Items

MESA COUNTY
Sheila Reiner
Clerk and Recorder
200 S. Spruce St.
Grand Junction, CO 81501
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Transaction #: 202069 Receipt #: 2014094644

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Customer Information	Transaction Information	Payment Summary
(CITYOFGJ) CITY OF GRAND JCT	DateReceived: 12/18/2014 Source Code: Over The	
COM DEVELOP	Source Code: Over The Counter	Total Fees \$11.00
250 N 5TH ST	Return Code: Over The	Total Payments \$11.00
GRAND JCT, CO 81501	Counter Code.	
Escrow Balance: \$132.00	Trans Type: Recording	

1 Payments	
PZ CASH	\$11.00

1 Recorded Items	
(PLAT) PLAT A3-41	BK/PG: 5672/289 Reception Number: 2709899 Date: 12/18/2014 10:32:03 AM From: To: VAN GUNDY SUB
Plat Recording @ \$10 per page \$1 Surcharge	1 \$11.00

0 Search Items	

# 0 Miscellaneous Items

File # VR-2005-079 Project Name(s): Van Gundy Simple Subdivision
Location: 1559-1561 High Street Owner: Randy VanGundy/Dean VanGundy
Planner: R. Edwards/Kathy Portner Representative: City of Grand Junction - Paul Jagim
Engineer: Eric Hahn Acreage: 2.02 ac Zoning: C-1
Updated Title Work Surveyor's Final Checklist Final Plat - mylar
Owner's Signatures Permanent Black Ink Lienholders signatures 2" margin left; 1/2" margin top Electronic Copy of Plat E-mail: heatherj@gjcity.org or 2 Discs with the electronic plat
Recording fees (payable to the Mesa County Clerk & Recorder)  Plat \$10/pg x 1 pgs + \$1/doc x 1 docs = \$11.00  Ordinance 3823 \$10 1st pg + \$5/additional pg = 3 pgs + \$1/doc x 1 docs = \$21.00  TOTAL = \$ 32.00
FOR CITY USE ONLY:  Mayor/City Managers Signatures Recording Certificate from Peter
Date Recorded: Reception #: Book: Page:
New Residential Lots: New Commercial Lots: Replat/Other:
Section: Township: Range: Council District:
Tracked In: Impact AP  Plats doc  200x Documents Recorded doc

VR-017-73 2945-233-15-001, 602, 003, 004

VAC Portion of ROW B399 P221

TAC-042 1973 request to variate High St & develop a 44 unit mobile home park - P1. Comm. 3/28/73

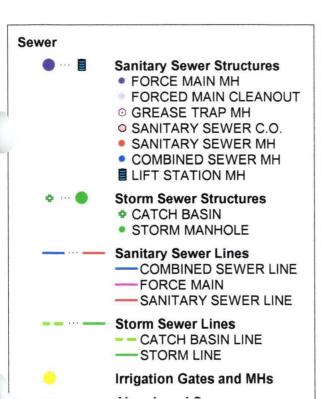
text amendment for # of parking spaces per dwelling unit

tabled due to missing does

\*\*Auguest ed replate of prop.

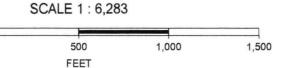
Replat - 1973 - 025

denied because 017 was denied

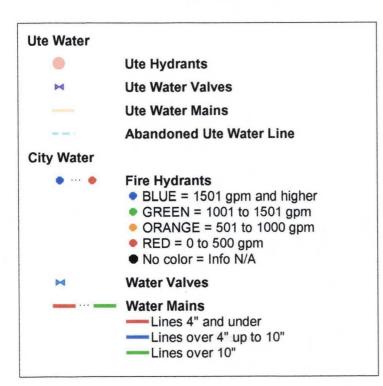


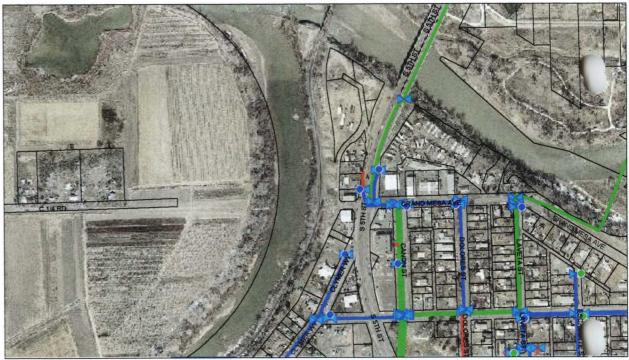
500

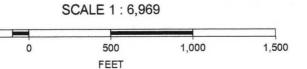




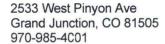














# **MEMORANDUM**

TO:

Dean Van Gundy

Ray Rickard, REMAX 4000, Inc.

FROM:

Mark Bunnell, PE, PTOE

DATE:

June 19, 2014

PROJECT: Van Gundy Site on US-50 at High Street

**Initial Traffic Analysis Results** 

TurnKey Consulting completed the initial traffic analysis for the Van Gundy Site on US-50 at High Street (Project). This memo provides a summary of the initial traffic analysis results. We have not conducted a construction concept design of the possible roadway segment and intersection configurations.

## **Analysis Conditions**

The following table lists the two conditions that were analyzed.

#### **TABLE 1 – Analysis Conditions**

Condition	Intersection Configurations	Purpose		
Base	Based on US-50 ACP with No Changes (High St is ¾ Movement)	Determine amount of Project traffic that can access the Project based on a ¾ Movement intersection on High Street per the US-50 ACP		
Alternative	Based on US-50 ACP at all intersections, except a Modified Continuous Green T-intersection at High St (*)	Determine amount of Project traffic that can access the Project with a Florida Tee signalized intersection at High Street		

ACP - Access Control Plan

## (\*) Modified Continuous Green T-Intersection at High Street

The northbound thru traffic on US-50 never stops at the signal because it always has a green light. All other movements are controlled by the signal. Similar examples of this type of intersection include:

- US-50 at 32 Road
- 170B at 23 Road

## **Analysis Results**

The Base and Alternative Conditions were analyzed to determine how much Project traffic could access the Project site while still providing acceptable traffic operations (level of service (LOS), delay, queuing, and signal progression) on this section of US-50. The following table shows the maximum Project traffic for the Base and Alternative Condition. The background traffic volumes on US-50 are the highest during the weekday PM peak hour, so that period is the controlling period for determining the maximum number of Project trips. In general, the Alternative Condition would allow double the Project trips over the Base Condtion.

TABLE 2 - Maximum # of Project Trips at High Street

B	Project Trips (Maximum # of Project Trips that result in acceptable traffic operations)						
Period	BASE Condition			ALTERNATIVE Condition			
	IN	OUT	Total	IN	OUT	Total	
Weekday AM Peak Hour	184	142	326	407	325	732	
Weekday PM Peak Hour	179	150	329	390	338	728	
Saturday Peak Hour	103	83	186	202	164	366	

The following table shows an estimate of the associated land use based on trip generation rates from the ITE Trip Generation Manual. It is important to note that any combination of land use that produces the same (or less) number of trips to/from the Project should produce acceptable traffic operations.

TABLE 3 – One Example of Possible Total Land Uses for Each Condition

Possible Land Use	BASE Condition	ALTERNATIVE Condition	
230 - Residential Condo/Townhouse	20 units	100 units	
310 – Hotel	80 rooms	100 rooms	
710 – General Office Building	15,000 SF	50,000 SF	
826 - Specialty Retail Center	20,000 SF	50,000 SF	
925 - Drinking Place	1,000 SF	2,000 SF	
931 – Quality Restaurant	4,500 SF	9,000 SF	
932 – High-Turnover (Sit-Down) Restaurant	4,500 SF	9,000 SF	

### **Critical Traffic Movements**

The following sections discuss the critical traffic movements for the Base and Alternative Conditions.

#### **Base Condition**

US- 50 at High Street - 3/4 Movement Intersection per the US-50 ACP

The critical movement for the Base Condition is the eastbound right-turn (exiting Project traffic) at the US-50 and High Street intersection. The heavy southbound flow on US-50 at this intersection provides a limited number of gaps for traffic exiting the Project to make a right-turn onto southbound US-50. The limited number of gaps produces a "metering" effect to downstream intersections. Because of the metering effect, the Project traffic that makes a Uturn at the US-50 and Unaweep Ave intersection does not cause operational issues at this intersection.

#### **Alternative Condition**

US- 50 at High Street - Modified Continuous Green T-intersection

The critical movements for the Alternative Condition are the eastbound left-turn (exiting Project traffic) and northbound left-turn (entering Project traffic) at the US-50 and High Street intersection. With the addition of the signal at High Street, the green time allotted to these critical movements is limited in order to meet the required CDOT signal progression standards for thru traffic on US-50. The vehicle queues for all critical movements do not exceed the available storage length.

### **Next Steps**

- Team coordination to identify site plan concepts that match the maximum Project trips for both conditions.
- Owner decision on Project feasibility and then develop game plan on presentation to CDOT and the City

# Van Gundy Site Parking Requirements

ITE-Code	Use	Base	Alternative	Unit	
220	Residential Condo/Townhouse	20	100	Units	1.5/2 bed unit
230	Residential Condo/Townhouse	30	150	Stalls	(Required Parking)
		80	100	Rooms	1/room + 1/250 sf of Rest., bar, Meeting area
310	Hotel	16000	20000	sf	
		144	180	Stalls	(Required Parking)
710	General Office Building	15,000	50,000	sf	1/400 sf
710		38	125	Stalls	(Required Parking)
826	Specialty Retail Center	20,000	50,000	sf	1/500 sf
820		40	100	Stalls	(Required Parking)
925	Drinking Place/Bar	1,000	2,000	sf	1/100 sf
925		10	20	Stalls	(Required Parking)
931	Quality Restaurant	4,500	9,000	sf	1.5/100 sf
931		68	135	Stalls	(Required Parking)
932	High-Turnover (Sit-Down) Restaurant	4,500	9,000	sf	1.5/100 sf
332		68	135	Stalls	(Required Parking)
	Total Parking Stalls Required	397	845		



ser: sla ACAD Release: 18.0s (LMS Tech) tte: Jul 08, 2014 – 11:17am 2456847,710963 e: P:\Van Gundy\Site Layout\Site Sketch2.dw

