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| Fil | File_1990-0047 Name: Micaela's Village PMH – Rezone Preliminary Plat & Plan –NW 27 Rd/Unaweep Wilson Dills & T Logue | | | | | | |
|------|--|---|------------|-----|--|--|--|
| | S c | A few items are denoted with an asterisk (*), which means the | | | | | |
| | a | instances, not all entries designated to be scanned by the dep | | | | | |
| | n | specific to certain files, not found on the standard list. For this | | | | | |
| [| ์ท | Remaining items, (not selected for scanning), will be marke | d p | res | ent on the checklist. This index can serve as a quick | | |
| | e d | guide for the contents of each file. | | | | | |
| | . " | Files denoted with (**) are to be located using the ISYS Q | | | | | |
| - V | | full, as well as other entries such as Ordinances, Resolutions, I | soa | ra | of Appeals, and etc. | | |
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| X | | Receipts for fees paid for anything | | | | | |
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| | | *General project report | | | | | |
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| Х | | Reduction of assessor's map. | | | · | | |
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| | | Appraisal of raw land | | | | | |
| | | Reduction of any maps – final copy | | | | | |
| | | *Final reports for drainage and soils (geotechnical reports) | | | | | |
| | | Other bound or non-bound reports | | | | | |
| | | Traffic studies | | | ······································ | | |
| X | X | | | | · · | | |
| | | *Staff Reports | | | <u>4</u> | | |
| | | *Planning Commission staff report and exhibits | | | | | |
| | | *City Council staff report and exhibits | | | | | |
| | | *Summary sheet of final conditions | | | | | |
| | | *Letters and correspondence dated after the date of final app | | | | | |
| | | DOCUMENTS SPECIFIC TO THI | <u>S D</u> | EV | <u>'ELOPMENT FILE:</u> | | |
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| | r == | | | - | | | |
| | | Action Sheet – DENIED - 12/4/90 | | X | Letter from Dave Thornton to Tom Logue, Armstrong Consultants, Inc. re: Preliminary Plat and Plan and Rezone from RSF-8 to PR | | |
| | | | | | approved with conditions $-1/18/91$ | | |
| X | X | | X | | Personal Representative's Deed – Book 1790 / Page 537 | | |
| X | | Review Sheets | X | X | Improvements Agreement – unsigned – 10/90 | | |
| X | | | | | | | |
| X | | Planning Commission Minutes - ** - 12/4/90 Public Notice Posting – 3/1/90 | \square | | | | |
| x | X | | \vdash | - | | | |
| X | | Champion Home Builders Company - Double Section Homes Features | \square | - | | | |
| X | | | | | | | |
| X | | | | | | | |
| X | | Declaration of Covenants, Conditions and Restrictions | | _ | | | |
| X | + | | | L | | | |
| X | | | - | | | | |
| X | | Letter from Jeanette Helm to Planning re: complaint letter to rezone – 12/12/90 Code – Manufactured Homes – Restrictive Placement Found Unconstitutional – | | | | | |
| | ` | 389 S.E.2d 329 (1990) - 3/15/91 | | | | | |
| | | | | | | | |

Virgil & Jeanette Alston P.O. Box 1188 Palisade, CO 81526

Gary & Joan Ballantyne 1181 Olson Circle Grand Junction, CO 81503

Edward Junak 1835 Bass St. Grand Junction CO 81505

Smith & Lois McCuistion 398 N. Dale Ct. Grand Junciton CO 81503

Greg Bilger 1187 Olson Cr. Grand Junction CO 81503

John Miller 1186 Olson Grand Junction, CO 81503

David Smuin 1179 Santa Clara Grand Junction, CO 81503

Gordon Bell 1965 Frontage Rd. Fruita CO 81521

HUD c/o Bray & Co. 640 Belford Ave Grand Junction CO 81501

Phillip Armour 2889 F Road Grand Junction, CO 81506 Susan Beaty 1169 Santa Clara Ave Grand Junction CO 81503

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Carol Swisher 1640 O Road Loma, CO 81524

Orville Powders 559 28 3/4 Road Grand Junction, CO 81501

C&W Investments 295 27 Road Grand Junction, CO 81503

Dixon Incorporated 287 27 Road Grand Junction, CO 81503 John Ovens c/o Circle K #0560 P.O. Box 52084 Phoenix, AZ 85072

Hilltop Foundation, Inc. 2503 Foresight Circle Grand Junction, CO 81505

Paul & Etal Schleisman c/o Louise Hotchkiss 3262 E Road Clifton, CO 81520

Esther Daniels 2691 Unaweep Avenue Grand Junction, CO 81503

Robert Brattis 3502 Amherst Houston TX 77005

RWP Orchard Mesa Invest. Inc. 210 Main Delta, CO 81416

Paul & Donna Rigg 3026 Hwy. 50 Grand Junction, CO 81503

Dixon Inc. 287 27 Road GrandJunction, CO 81503

RW Ingle P.O. Box 902 Grand Junction, CO 81502

Charles & Mable Lange 311 Pinion Street Grand Junction, CO 81503

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Elzie & Lorene Goss 1722 Roubideau Grand Junction, CO 81503

Kenneth Heitt 2239 Rimrock Road Grand Junction, CO 81503

Kenton & Catherine Foster 2676 Unaweep Grand Junction, CO 81503

Charles Tilton 2959 D 1/2 Road Grand Junction, CO 81504

Robert & Jolene Kennedy 1716 Roubideau Grand Junction, CO 81503

Gregory & Patricia Sualdi 1742 Roubideau Grand Junction, CO 81503

Donald & Ann Surgess 1163 Santa Clara Grand Junction, CO 81503

Homer & Florence Baker 1161 Santa Clara Ave Grand Junction CO 81503

Maree Littlefield 1159 Santa Clara Grand Junction, CO 81503

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Anthony Kendrick 447 Avenal Lane Grand Junction, CO 81503

William & Paula Hayes 3536 Gypsum Creek Gypsum, CO 81637

Ronald Sorenson 1361 Rood Avenue Grand Junction CO 81503

Frank & Louise Green 1151 Santa Clara Grand Junction, CO 81503

Paul & Lynette Clement 1149 Santa Clara Grand Junction, CO 81503

James & Elizabeth Laneastern, 1147 Santa Clara Grand Junction, CO 81503

Jeanette Helm 1150 Olson Avenue Grand Junction, CO 81503

John & Muriel Crawford 3943 S. Piazza Road Grand Junction, CO 81506

Dora Romero 1154 Olson Avenue Grand Junction, CO 81503

Richard Montgomery 606 Agana Dr. Grand Junction CO 81504 Charles & Viola Smith 1158 Olson Grand Junction, CO 81504

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John Sr. & John Jr. Crawford 393 W. Valley Circle Grand Junction, CO 81504

Maggie Case 1162 Olson Avenue Grand Junction, CO 81503

Marty Pollard 206 32 Road Grand Junction, CO 81504

Kenneth Payne 1166 Olson Avenue Grand Junction, CO 81504

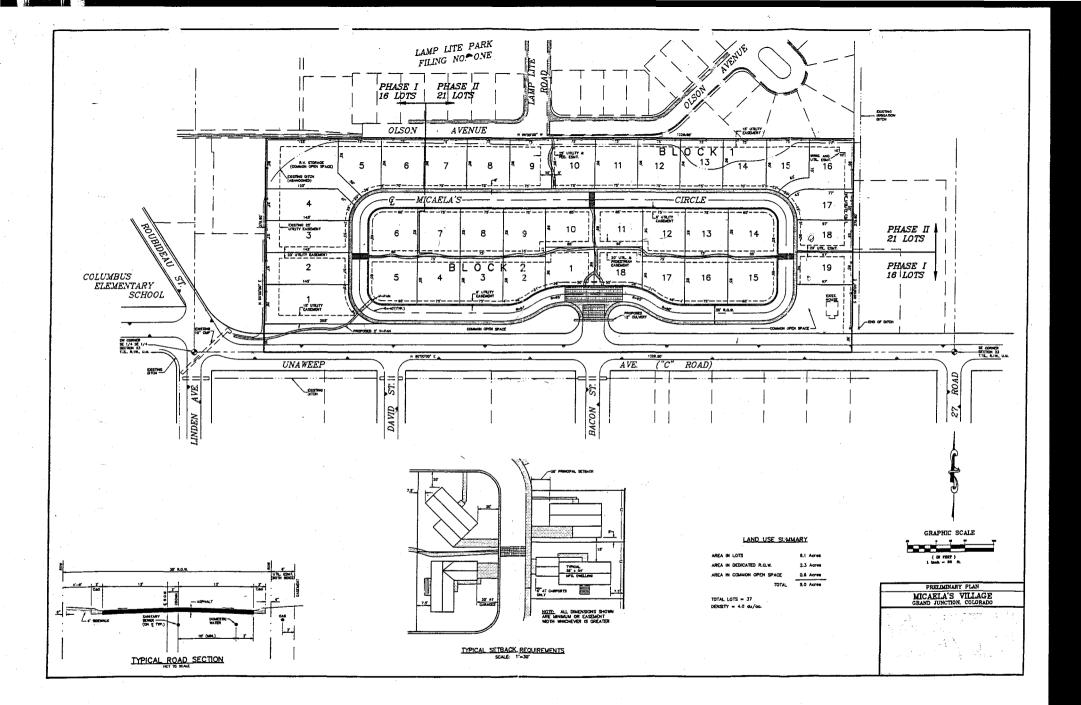
Florence Dobbs Dept. 117 Denver, CO 80270 c/o Intrawest Mort. Co.

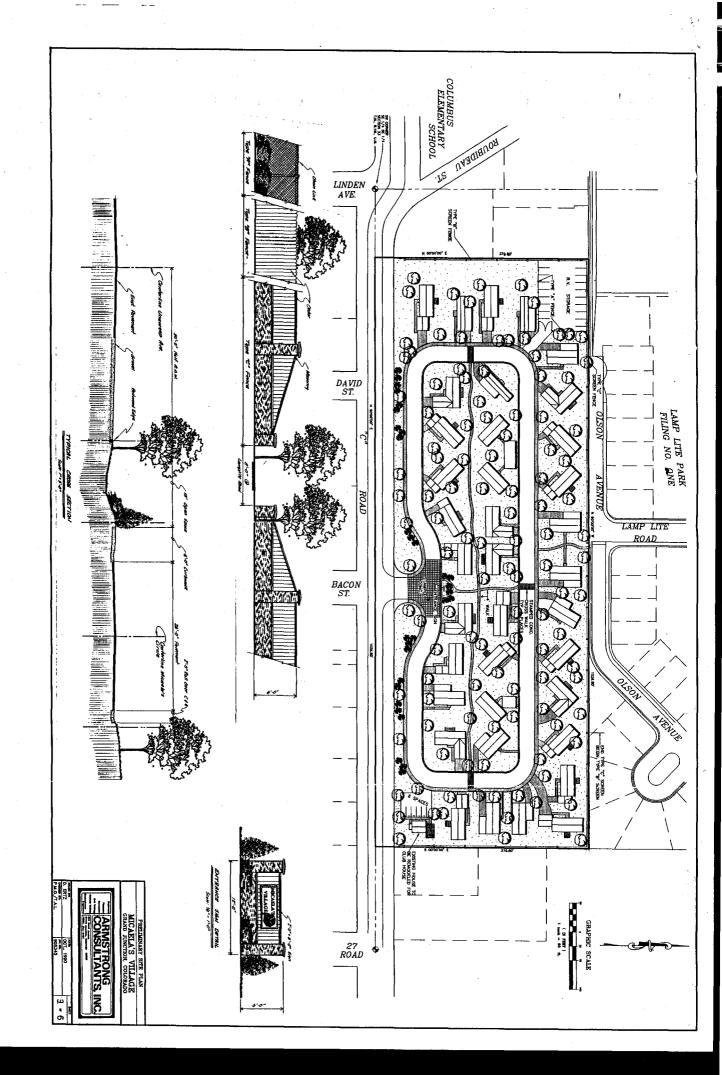
Sidney & Laura Nichols PO Box 131 Mesa CO 81643

Randy Vanderlam 1174 Olson Avenue Grand Junction, CO 81503

Jeffrey Meyer 1175 Olson Circle Grand Junction, CO 81503

Virgil & Jeanette Alston 1179 Olson Grand Junction, CO 81503





MICAELA'S VILLAGE MINIMUM DWELLING STANDARDS FOR MANUFACTURED HOUSING

- 1. Must be permanently attached to visible foundation.
- 2. Identical units must be separated by at least two lot widths in all directions.

3. Minimum unit width is 14 ft. 24

- 4. Must have standard roof pitch. Minimum 1 ft. vertical per 4 ft. horizontal.
- 5. Must have asphalt shingles or Cedar Shakes.
- 6. Must have wood or masonry exteriors.
- 7. Minimum living areas is 900 SF.
- 8. Front yard landscaping installed within 90 days of occupancy.
- 9. No fencing, other than development perimeter fencing, is permitted.
- 10. Minimum of two off street parking spaces.

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GEOLOGIC HAZARDS REPORT FOR MICAELA'S VILLAGE

GRAND JUNCTION, COLORADO OCTOBER, 1990

Prepared by:

Joe G. Barnes, Consultant Engineering Geology 2325 Elderberry Court Grand Junction, CO 81506 303-242-8655 Prepared for:

Armstrong Consultants, Inc. 861 Rood Avenue Grand Junction, CO 81501 303-242-0101 ACI Project #905345

Reports\Micaela's

GEOLOGIC HAZARDS REPORT FOR MICAELA'S VILLAGE

MESA COUNTY, COLORADO OCTOBER, 1990

INTRODUCTION

The proposed Micaela's Village is a parcel of land of about 9 acres located in part of the SE 1/4 of Section 23, Township 1 South, Range 1 West, Ute Principal Meridian, Mesa County, Colorado. The property is in the south portion of the City of Grand Junction in an area known as Orchard Mesa, and is bounded on the south by Unaweep Avenue (also known as C Road) and on the north by Olson Avenue.

The subdivision is being created to form 37 lots for manufactured homes. The land has been utilized for irrigated crops in the past but is presently fallow and occupied only by a row of 4 mobile homes and one residence along the east edge of the parcel.

The purpose of this report is to identify geologic hazards, particularly hazards that might have an adverse effect on the various features of a residential subdivision, and is based on a surface reconnaissance of the property and adjacent terrain. No subsurface exploration was conducted for this study. References used included USGS Professional Paper 451, Colorado Geological Survey Bulletin 48, and soils mapping by the Soil Conservation Service (SCS). The entire parcel is mapped by the SCS as Mesa clay loam.

REGIONAL GEOLOGY

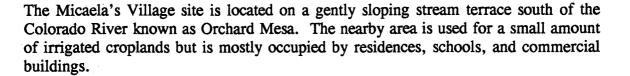
The property is located on the northeast flank of the Uncompany Uplift where the underlying sedimentary beds dip about 3^0 to the northeast into the Piceance Basin. The site is on a stream terrace known as Orchard Mesa within the extensive Grand Valley which has been eroded into Mancos Shale of Cretaceous age by the Colorado River. The sedimentary layers beneath the Mancos range in age from Triassic to Cretaceous, and igneous and metamorphic rocks of Precambrian age lie beneath the sedimentaries.

Mancos Shale is a marine deposit and consequently contains soluble salts. The formation was originally about 4,000 feet in thickness, but the Mancos under the subject parcel is now about 100 to 200 feet thick due to erosion of the valley. The shale is dark gray, thin bedded, and composed mainly of clay and silt particles.

The Grand Valley has a history of minor seismic activity and the seismic risk is low. Recent and nearby earthquakes occurred on November 12, 1971, and January 30, 1975. The 1971 earthquake had a Richter magnitude of 4.0 and was located 13 miles southwest of Grand Junction. The 1975 earthquake had a magnitude of 4.4 and was located 14 miles northwest of Grand Junction. A mild quake of 2.5 magnitude occurred near Palisade on October 20, 1990. No damage was reported from any of these events.

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SITE GEOLOGY



The property consists entirely of very gentle slopes (1 to 2 percent) on a stream terrace. The site is located about 320 feet south of a steep bluff which drops down 70 feet in elevation to the Colorado River. Exposures at various locations along the bluff show an upper layer of 2 to 5 feet of silt and clay, a layer of silty gravel from 10 to 25 feet thick, and underlying bedrock of Mancos Shale. Approximately the same sequence of materials can be expected underneath the subject property. Subsurface exploration such as drilling or augering would be necessary to determine the exact depths of materials and their other characteristics. The upper silt and clay is believed to be wind-blown and alluvial origin from mostly Mancos Shale parent material. The silty gravel is of stream terrace origin from an ancestral Colorado River when the river was at a higher elevation.

No stability problems exist at this site due to the 1 to 2 percent slopes and the distance from the bluff of the Colorado River to the north. At its nearest point, the bluff is 320 feet horizontally from the Micaela's Village property. A landslide does exist on this portion of the river bluff and involves a residential area known as Lamplite Park. The history and geology of this landslide is discussed in Colorado Geological Survey Bulletin 48. A row of houses built in about 1983 on the north side of Santa Clara Avenue experienced severe damage when the landslide began to move about one year after construction. By 1988, 8 of the 12 affected structures had been removed from the site. The cause of the slope failure was the weight of fill placed out over the head of an old landslide and increased soil moisture. There is little likelihood of the landslide head scarp advancing far enough south to affect the subject property; the slide would undoubtedly stabilize itself before extending for the horizontal distance of about 300 feet.

The depth to ground water under the Micaela's Village site is unknown. It is expected that a perched water table does exist in the underlying silty gravel due to irrigation in the area and the likelihood that the Mancos Shale bedrock would act as a barrier to water movement. The position of the water table during the various seasons of the year should be determined prior to design of any structure that could be adversely affected by a high water table. (Sewage from this development will be conveyed offsite to the Persigo Waste Water Treatment Facility.)

Due to the topography of this site, there is no flood or erosion hazard. The Colorado River is located about 550 feet to the north, but is about 70 feet lower in elevation than the property. Onsite runoff such as from thunderstorms would be conveyed through the subdivision streets.

CONCLUSIONS

A surface reconnaissance was conducted on October 22, 1990, at the Micaela's Village site to identify geologic hazards to subdivision development. The hazards and recommendations are summarized as follows:

- 1. The potential for expansive clays that could adversely effect foundations exists in Mancos Shale and soils derived from the shale.
- 2. The wind-blown and alluvial soils could experience settlement under heavy loading and/or saturation.
- 3. Due to the topography, no flood hazard exists on this property.
- 4. The depth to water table should be considered in the design of any large structures or basements.
- 5. Mancos Shale and soils derived from the shale contain sulfate salts due to the marine origin of the Mancos. Sulfate resistant cement should be used where concrete would contact the shale or soil.
- 6. No landslide or erosion hazard exists on the property due to the gentle slopes (1 to 2 percent). A landslide 300 feet offsite to the north would undoubtedly stabilize and cease its headward advance before becoming a hazard to this parcel.
- 7. Commercial mineral resources of metallic or non-metallic nature are not found in the immediate area. The underlying gravel layer contains too high a percentage of silt and clay to be of value for concrete aggregate. A small possibility of the occurrence of natural gas from underlying sedimentary formations exits; the likelihood of gas is diminished by the relatively thin sequence of sedimentaries in the subsurface.
- 8. The area has a low probability of destructive seismic events.

Site-specific investigations in accordance with the type of structure contemplated should precede any construction at this subdivision to allow design considerations in accordance with subsurface conditions, but no serious geologic hazards have been identified.

Prepared by:

Jee H. Barnes

Joe G. Barnes, Consultant Engineering Geology

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MICAELA'S VILLAGE DRAINAGE REPORT OCTOBER, 1990



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MOT Remove

Micaela's Village encompasses 9 acres consisting of approximately 90% fallow ground and 10% developed land (4 mobile homes and a residential structure). A composite runoff coefficient of C = 0.40 is assumed for this existing condition. A developed coefficient of C = 0.50 is assumed for the proposed subdivision.

Ground slopes in the vicinity are generally to the southwest at 0.5%. Offsite runoff does not affect the project. The adjacent property to the north (Lamplite Park) discharges north to the river and the adjacent property to the east discharges south to C Road. Site observations reveal that portions of C Road are very flat in relation to the shoulders and adjacent ground to the north (especially in the vicinity of the southeast corner of the project). This indicates that runoff from northeastern offsite basins would not be deflected west by C Road but would more likely sheet flow across the roadway and continue in a southwesterly direction.

Stormwater runoff and irrigation tailwater from the site has historically been discharged from the southwest corner of the site into an existing 10" culvert. This culvert is located at the driveway approximately 50' west of the southwest property corner. It runs diagonally under the intersection of C Road and Linden Avenue where it discharges into an existing ditch sloping west along the south side of C Road. At a slope of 0.6%, this pipe has a capacity of approximately 1.0 CFS when full.

The Rational Method was used to calculate stormwater runoff:

A = 9.0 Acres

Historic: C = 0.40 Tc = Overland for 1100' @ S = 0.6% Tc = 1.8 (1.1-0.40) (1100)^{1/2}/(0.6)^{1/3} = 50 min.

 $I_{10} = 1.05$ $I_{100} = 1.65$

 $Q_{10} = 0.40 (1.05) (9.0) = 3.8 \text{ CFS}$ $Q_{100} = 0.40 (1.65) (9.0) = 5.9 \text{ CFS}$ **Developed:** C = 0.50

Tc = Overland for 120' @ S = 0.6% + 1200' Gutter Flow @ 2.5 ft./sec. Tc = 14 + 8 = 22 min.

 $I_{10} = 1.70$ $I_{100} = 2.70$

 $Q_{10} = 0.50 (1.70) (9.0) = 7.6 CFS$ $Q_{100} = 0.50 (2.70) (9.0) = 12.2 CFS$

Stormwater detention is recommended given the increase in runoff developed by the proposed subdivision, the low capacity of the discharge culvert, and the flat surrounding street grades. The enclosed calculations show a need for approximately 13,000 cubic feet of storage assuming a 10 year frequency storm for 1/2 hour, an outlet discharge of 1.0 CFS, and a desire to not exceed the culvert capacity. This approach actually reduces peak discharge to values below historic flowrates. The storage volume has been approximated (by average end area method) to be contained within the proposed elevation 4632 contour as shown on the grading plan. Storage to this elevation would create street ponding to the top of curb in the southwest corner of the project.

APPENDIX

| i |
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| ii |
| iii |
| iv |
| v |

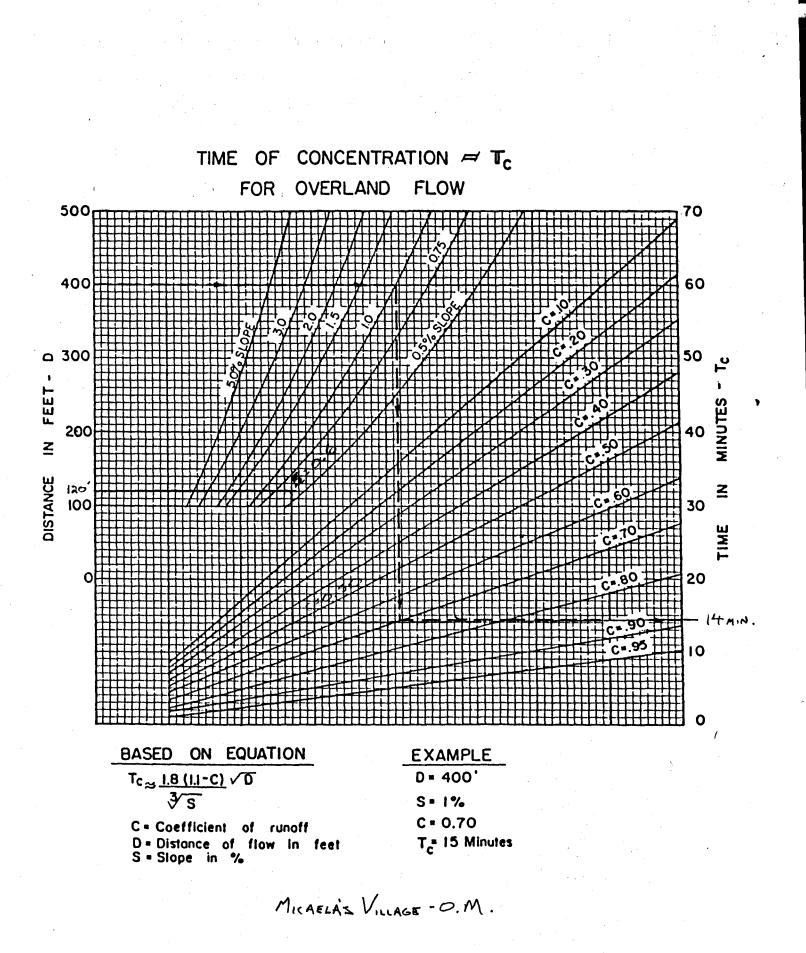
RUNOFF COEFFICIENTS FOR RATIONAL METHOD

| | • * | | C, Runoff C | Coefficients | 5 |
|---|------------|----------|-------------|--------------|-----|
| LAND USE OR | PERCENT | F | REQUENC | Y | |
| SURFACE CHARACTERISTICS | IMPERVIOUS | 2 | 5 | 10 | 100 |
| Business: | | | · . | | |
| Commercial Areas | 95 | .87 | .87 | .88 | .89 |
| Neighborhood Areas | 70 | .60 | .65 | .70 | .80 |
| Residential: | | | | | |
| Single-Family DEVELOPED | 40 | .40 | .45 | (.50) | .60 |
| Multi-Unit (detached) | | .45 | .50 | .60 | .70 |
| Multi-Unit (attached) | 70 | .60 | .65 | .70 | .80 |
| 1/2 Acre Lot or Larger | 30 | .30 | .35 | .40 | .60 |
| Apartments | 70 | .65 | .70 | .70 | .80 |
| Industrial: | | | | | |
| Light Areas | 80 | .71 | .72 | .76 | .82 |
| Heavy Areas | 90 | .80 | .80 | .85 | .90 |
| Parks, Cemeteries: HISTORIC (Composition) | | .10 | .10 | (.35) | .60 |
| Playgrounds: | 13 | .15 | .25 | .35 | .60 |
| Schools: | 50 | .45 | .50 | .60 | .70 |
| Railroad Yard Areas: | 40 | .40 | .45 | .50 | .60 |
| Undeveloped Areas: | | 'n | | | |
| Historic Flow Analysis- | 2 (See | "Lawns") | | | |
| Greenbelts, Agricultural HISTORIC (Con | MPOSITE) | · | | - | |
| Offsite Flow Analysis | 45 | .43 | .47 | (55) | .65 |
| (when land use not defined) | | | | \cup | |
| Streets: | | | | | |
| Paved | 100 | .87 | .88 | .90 | .9 |
| Gravel | 13 | .15 | .25 | .35 | .6 |
| Drive and Walks: | 96 | .87 | .87 | .88 | .8 |
| Roofs: | 90 | .80 | .85 | .90 | .9 |
| Lawns, Sandy Soil: | 0 | .00 | .01 | .05 | .2 |
| Lawns, Clayey Soil: | 0 | .05 | .10 | .20 | .4 |

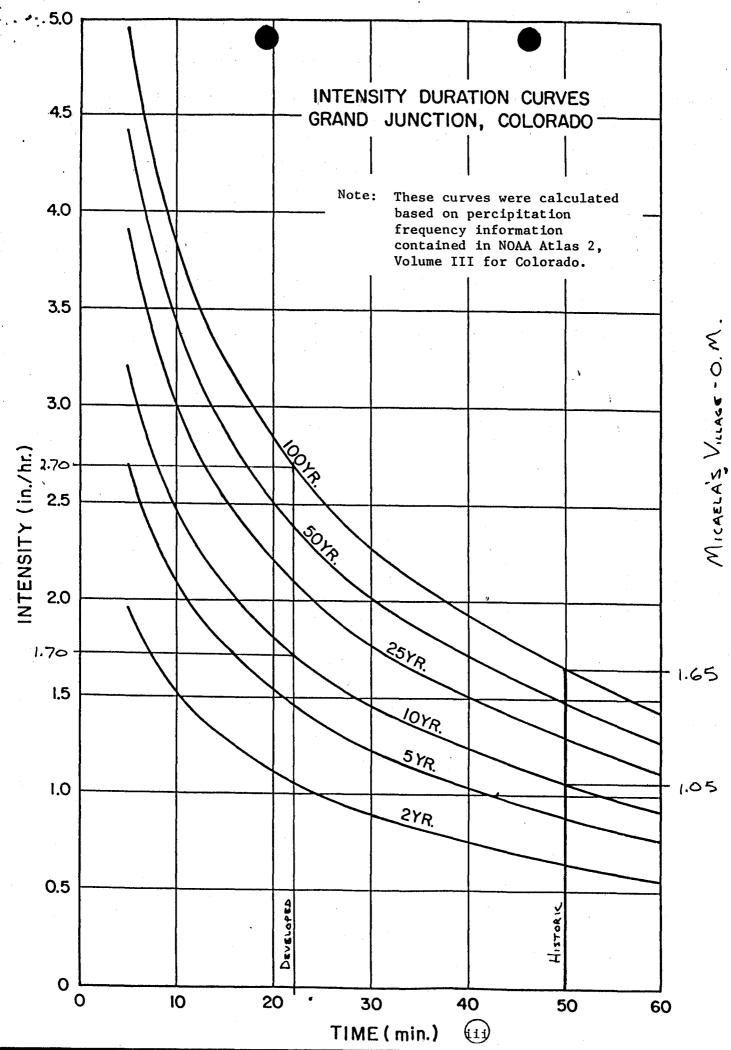
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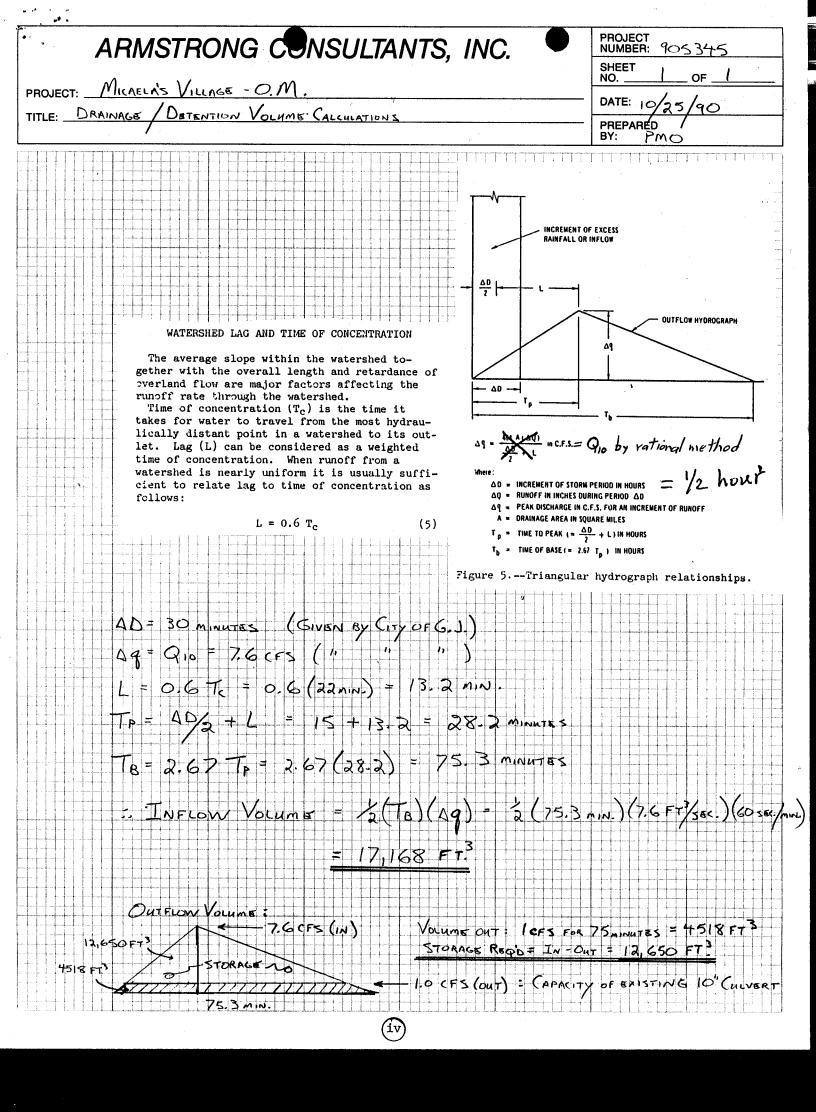
MICAELA'S VILLAGE - O.M.

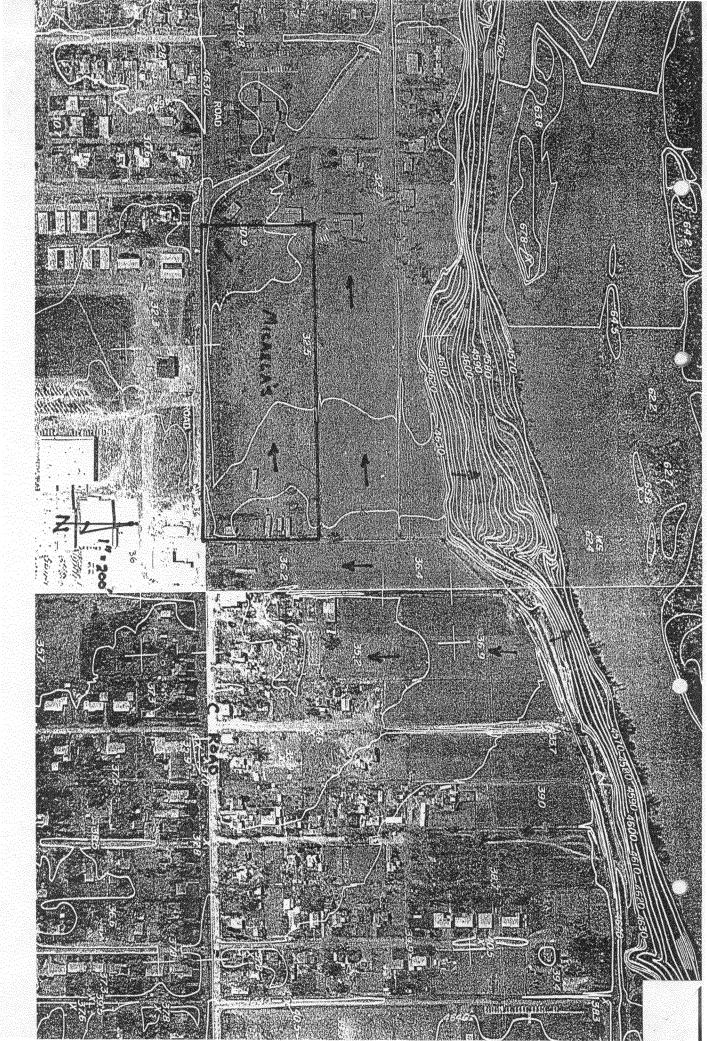
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(ii)







DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS

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THIS DECLARATION is made on the date hereafter set forth by (Insert Owners name)

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WITNESSETH:

WHEREAS, (Insert Owners Name is/ the ownershof certain property in the Gounty of Mesa, State of Colorado, which is more particularly described as all lots within the subdivision named Micable's Village

NOW, THEREFORE, (Insert Owners Name) hereby declares that all of the properties described above shall be held, sold and conveyed subject to the following easements, restrictions, covenants, and conditions, which are for the purpose of protecting the value and desirability of, and which shall run with, the real property and be binding on all parties having any right, title or interest in the described properties or any part thereof, their heirs, successors and assigns, and shall inure to the benefit of each owner thereof.

ARTICLE I

Definitions

"Association" shall mean and refer to Micaela's Village Section 1. Association, its successors and assigns.

Section 2. "Owner" shall mean and affer to the record owner, whether one or more persons or entities, of a fee simple title to any Lot which is a part of the Properties, including contract sellers, but excluding those having such interest meraly as security for the performance of an obligation.

Section 3. "Properties" shall mean and refer to that certain real property nereinbefore described

Section 4. "Common Area" shall mean all real property owned by the Association for the common use and enjoyment of the Owners. Section 5. Section any recorded subdivision map of the Properties with the exception of the Common Area.

Section 6. "Irrigation Water System" shall mean and refer to the entire system constructed, maintained, and used for the delivery of irrigation water to each Lot within the subdivision and those Common Areas as determined by the Association, including, but not by way of limitation, lines and pumps.

"Declarant" shall mean and refer to (Insert Owners Section 7. Name)

ARTICLE II

Property Rights

Section 1. Common Area. The rights and obligations in regard to use of any common area within the Properties shall be defined by the Association. With respect to the recreational vehicle parking area, the size thereof prohibits the use by all lot owners. The Association may make such rules and zegulations for use thereof, as it deems proper and may make a monthly rental charge for the use thereof, the income from which shall be used for such purposes as the Association may determine.

Membership and Voting Rights

<u>Section 1.</u> Every Owner of a Lot shall be a member of the Association. Membership shall be appurtenant to and may not be separated from ownership of any Lot which is subject to assessment.

Section 2. The Association shall have two classes of voting membership:

<u>Class A.</u> Class A members shall be all Owners with the exception of the Declarant and shall be entitled to one vote for each Lot owned. When more than one person holds an interest in any Lot, all such persons shall be members. The vote for such Lot shall be exercised as they among themselves determine, but in no event shall more than one vote be cast with respect to any Lot.

<u>Class B.</u> The Class B member(s) shall be the Declarant and shall be entitled to three votes for each Lot owned. The Class B membership shall cease and be converted to Class A membership on the happening of of the following event

A. when the total votes outstanding in the Class A membership equal or exceed the total votes outstanding in the Class B membership;

Covenant, For Assessments

Section 1 Creation of the Lien and Personal Obligation for Assessments. The undersigned, for each Lot owned within the Properties, hereby covenant, and uch Owner of any Lot by acceptance of a deed therefor, whether is not it shall be so expressed in such deed, is deemed to covenant and agree to pay to the Association: (1) monthly assessments or charges, and (2) special assessments for capital inprovements, such assessments to be established and collected as. hereinafter provided. The monthly and special assessments, together with interest, costs, and reasonable attorney's fees, shall be a charge on the land and shall be a continuing lien upon the property at the time when the assessment fell due. The personal obligation for delinquent assessments shall not pass to successors in title unless expressly assumed by them.

Section 2. Purpose of Assessments. The assessments levied by the Association shall be for the following purposes:

A. operation and maintenance of the irrigation water system within the subdivision;

B. maintenance of street lights and payment for power therefor;

C. maintenance and improvements to the recreational vehicle storage area and other common areas in the subdivision;

D. creation and continuation of a reasonable reserve;

E. to defray the cost of any other repair or improvement approved by the Board of Directors of the Association to promote the recreation, health, safety, welfare of the residents in the subdivision, including, but not by way of limitation, entry signs and subdivision perimeter fences.

F. to acquire and improve property to be used as common area.

Section 3. Special Assessments for Capital Improvements. In addition to the monthly assessments authorized above, the Association may levy a special assessment for the purpose of defraying, in whole or in part, the cost of any construction, reconstruction, repair or replacement of a capital improvement within the Properties. Any such assessment shall have the assent of two-thirds of the votes of each class of members who are voting in person or by proxy at the meeting duly called for this purpose.

Section 4. Notice and Quorum for Any Action Authorized under Section 3. Written notice of any meeting called for the purpose of making a special assessment under Section 3 shall be sent to all members not less than thirty days nor more than sixty days in advance of the meeting. At the first such meeting called, the presence of seventy-five percent of the votes of each class of membership shall constitute a quorum. If the required quorum is not present, another meeting may be called subject to the same notice requirement, and the required quorum at the subsequent meeting shall be fifty percent of the votes of each class of membership. No such subsequent meeting shall be held more than sixty days following the preceeding meeting.

must be fixed at a uniform rate for all Lots.

Section 6. Effect of Nonpayment of Assessments; Remedies the association. Any assessment not paid within thirty days after the due date shall bear interest from the due date at a rate to be set annually by resolution of the Board of Directors not to exceed fifteen percent per annum. The Association may bring an action at law against the Owner personally obligated to pay the same, or foreclose the lien against the property. No Owner may waive or otherwise escape liability for the assessments provided for herein by non-use of any Common Area or abandonment of his Lot.

Section 7. Subordination of the Lien to Mortgages and Deeds of Trust. The lien of the assessments provided for herein shall be subordinate to the lien of any first mortgage or deed of crust. Sale or transfer of any Lot shall not affect the assessment line. However, the sale or transfer of any Lot pursuant to the foreclosure of a first mortgage or first deed of trust or any proceeding in lieu thereof, shall extinguish the lien of such assessments as to payments which became due prior to such sale or transfer. No sale or transfer shall relieve such Lot from liability for any assessments thereafter becoming due or from the lien therefor.

ARTICLE V

Architectural Con_rol, Building and Use Restrictions

Micaela's Village shall be subject to the following architectural control, building and use restrictions:

Section 1, Right of Occupancy. No person or persons under the age of 50 years shall be permitted as permanent resident within the Properties; and no person or persons renting from an Owner shall be permitted to reside in or on the Properties who are under the age of 50 years; provided, however, if a husband and wife reside on a Lot and either shall be 50 years of age or older, this covenant shall be deemed as satisifed.

Section 2. Land Use and Building Type. (A) Each Lc: shall be used solely for the placing of a mfg. home thereon, plus appurtenances thereto, which home shall be used only as a single-family residence.

(B) Principal structures shall have exterior materials of wood or other natural materials or shall be of other composition to assimilate notural materials; roofs should be pitched and shingled; appurtenant structures must be of like materials and construction as the principal structure;

(C) Fences on any Lot shall be restricted to enclosure of the patio area but this provision shall not apply to any fencing installed on the perimeter of the subdivision.

Section 3. Architectural Control. No building, fence, will or other structure shall be commenced, erected or maintained upon the Properties, nor shall any exterior addition to or change is alteration therein be made until the plans and specifications showing the nature, kind, shape, height, materials and location of the same shall have been submitted to and approved in writing as to harmony of external design and location in relation to surrounding structures and topography by the Board of Directors of the Association, or by an architectural committee composed of three or more representatives appointed by the Roard. In the event said Board, is designated committee, fails to approve or disapprove such design and location within thirty days after said plans and specifications have been submitted to it, approval will not be required, and this Article will be deemed to have been fully complied with. Approval by the Architectural Control Committee thall be an irrebuttable presumption of compliance with meet on 2 next above, except the provision therein limiting the use to a single-family residence.

cations have been submitted to it, approval will not be required, and this Article will be deemed to have been fully complied with. Approval by the Architectural Control Committee shall be an irrebutable presumption of compliance with flection 2 next above, except the provision therein limiting the use to a single-family residence. <u>Section 4 for dainteenance and Improvement</u>. Standard patio-type furnished and one storage unit approved in accordance with Section 3 above, the the only items permitted outside the mobile home on each Lott and one storage installed within thirty iny after the mobile home is placed on the Lot. No changes or ilterations shall be made by any Owner with respect to any of the pas, electrical, water or sewer facilities or equipment.

<u>Section 5. Pets.</u> Domestic household pets shall be illowed on the Properties only in accordance with the following:

> A. Pets that are constantly confined within the plincipal residence on a Lot shall be permitted. For example, but not by way of limitation, fish and birds shall be allowed.

B. Cats shall be permitted but no more than one cat may be maintained in any residence.

C. Dogs shall be permitted but no more than one dog may be maintained in any residence; provided, however, that no dog shall be permitted outside of the principal residence unless such dog be on a leash and attended by a person.

Section 6. Nuisances. No noxious or offensive activity shall be carried on upon any Lot, nor shall anything be done thereon which may be or may become an annoyance or nuisance to the neighbornood.

Section 7. Landscaping. Each Owner shall maintain the Lot in an orderly manner and provide proper care for the shrubbery and lawns including the watering and cultivating thereof.

Section 8. Signs. No Owner shall display a sign of any kind to the public view on any Lot except one sign of not more than five square feet which may be used to advertise for the sale of the Lot or a mobile home located on the Lot.

ARTICLE VI

4.

General Provisions

Section 1. Enforcement. The Association, or any Owner, shall have the right to enforce, by any proceeding at law or in equity, all restrictions, conditions, covenants, reservations, liens and charges now or hereafter imposed by the provisions of this Declaration. Failure by the Association or by any Owner to enforce any covenant or restriction herein contained shall in no event be deemed a waiver of the right to do so thereafter.

Section 2. Severability. Invalidation of any one of these covenants or restrictions by judgment or court order shall in no wise affect any other provisions which shall remain in full force and effect.

Section 3. Amendment. The covenants and restrictions of this Declaration shall run with and bind the land, for a term of ten years from the date this Declaration is recorded, after which time they shall be automatically extended for successive periods of five years. This Declaration may be amended during the first ten-year period by an instrument signed by not less than ninety percent of the Lot Owners, and thereafter by an instrument signed by not less than seventy-five percent of the Lot Owners. Any amendment must be recorded.

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REVIEW SHEET SUMMARY

| FILE NO. #47-90 TITLE HEADING: Micaela's Village |
|--|
| ACTIVITY: Rezone and Preliminary Plan and Plat |
| PETITIONER: Wilson & Betty Dills |
| REPRESENTATIVE: Tom Logue |
| LOCATION: North of Unaweep, West of 27 Road at 2694 Unaweep Avenue |
| PHASE: Preliminary ACRES: 9 acres |
| PETITIONER'S ADDRESS: 2017 Terrace Way, Santa Rosa, CA 95472 |
| ENGINEER: Armstrong Consultants RESPONSE NECESSARY |
| STAFF REPRESENTATIVE: David Thornton by NOV 3 0 1990 |
| |
| |

NOTE: WRITTEN RESPONSE BY THE PETITIONER TO THE REVIEW COMMENTS IS REQUIRED A MINIMUM OF 48 HOURS PRIOR TO THE FIRST SCHEDULED PUBLIC HEARING.

CITY POLICE DEPARTMENT 11/14/90 J.E. Hall 244-3577

The proposed density of 37 buildings on 9 acres might have some impact on our calls for service and cause traffic flow problems on 27 Road and Unaweep. Density needs to be monitored for road improvements.

CITY UTILITIES ENGINEER 11/15/90 Bill Cheney 244-1590

1. No comment on concept or utility configuration.

- 2. Sewer/water plan and profiles will be required on "Final" submittal.
- 3. Preliminary "Improvements Agreement" for water and sewer appears to be adequate.

FIRE DEPARTMENT 11/6/90 George Bennett 244-1400

Fire Flow: The fire hydrant placement appears adequate, and line size also appears adequate. A minimum of 1,000 gpm is required.

Access: This appears adequate at this time - parking will need to be limited to maintain adequate access for emergency vehicles.

If you have any questions, please contact our office. 244-1400.

CITY ENGINEER 11/8/90 J. Don Newton 244-1559

The proposed street section and right-of-way width for Micaela's Circle do not meet minimum standards for a residential street. The minimum acceptable pavement width is 32 feet and the minimum right-of-way width is 42 feet. Page 2 of 4 Macaela's Village

CITY ENGINEER continued 11/8/90 J. Don Newton 244-1559

I have no objections to the proposed configuration of sidewalks; however, the City will not maintain any sidewalks that are not accessible from the street. (City maintenance of sidewalks does not include snow and ice removal.) Several of the off-street sidewalks are shown off of the pedestrian easements and on Lots 10, 18, and 1.

The entrance onto Unaweep and the four 90 degree corners on Micaela's Circle do not accommodate the turning movements for trucks. Moving vans, fire trucks, etc. will need to have access to the lots.

Half-street improvements to collector standards will be required along the property frontage on Unaweep Avenue. Funds for these improvements can be escrowed in lieu of constructing them. Street lights need to be added to the improvements agreement.

Alternate access should be provided by connecting Micaela's Circle to Lamplite Road.

UTE WATER 11/13/90 Gary R. Matthews 242-7491

The project is within the Ute Water Conservancy District service area and will receive adequate fire and domestic water needs from the existing 8 inch water line in Lamplite Road.

The 8 inch water line through the proposed 20' easement should be installed in the center of the easement and no interference of future maintenance would be allowed within the easement.

Connection of the projects water system with the City's existing water line in Unaweep Avenue will require the installations of a directional flow control valve.

4

POLICIES AND FEES IN EFFECT AT THE TIME OF APPLICATION WILL APPLY.

PUBLIC SERVICE11/5/90Carl Barnkow - Gas Engineer244-2658Dick Miller - Electric244-2656

GAS & ELECTRIC: Request 10' front lot easements if electric is to go joint trench.

Phasing should be discussed at time of application - could make difference in costs to customer. Electric will prefer to go with front lot line construction.

CITY ATTORNEY 11/21/90 Dan Wilson 244-1505

- 1. Is it planned to restrict sales/occupancy to retirees? The traffic analysis seems to suggest so. If not, the traffic review should reflect "normal" residential use/traffic. If so, I'd like to see developer's attorney's opinion about how to do so and whether such a proposed restriction meets current constitutional standards.
- 2. Given the Lamplite history, a very close scrutiny should be given to the possibility of irrigation water flowing north and causing more ill effects on Lamplite. Perhaps Geologic Survey should review this application.
- 3. Do surfaced areas such as the RV parking count towards open space? Same question for the clubhouse developed site.

Page 3 of 4 Macaela's Village

| CITY ATTORNEY | continued | 11/21/90 |
|---------------|-----------|----------|
| Dan Wilson | 244-1505 | |

- 4. Should the street lights be paid for by the homeowners association or is this something City policy dictates the tax payers fund?
- 5. Is it useful to look at a bike path along Unaweep Avenue?
- (overcut conditions + Noturino 6. Since the CBR's are "rough draft" I'll not look at these until final. Improvements Agreement form needs to provide for landscaping.

U.S. WEST 11/2/90 Leon Peach 244-4964

New or additional telephone facilities necessitated by this project may result in a "contract" and upfront monies required from developer prior to ordering or placing of said facilities. For more information, please call: Leon Peach 244-4964.

ORCHARD MESA IRRIGATION 11/16/90 Paul H. Calder, Manager 464-7885

This subdivision should not be approved until specific plans are developed to take care of the irrigation delivery system. We do not want a repeat of the Village Nine Subdivision situation. We will be happy to meet with your staff and describe what the problem is. We also have some concern where the storm drainage ends up and would like to discuss this also since OMID is responsible for some of the drainage channels in the area.

CITY TRANSPORTATION ENGINEER 11/7/90 David Tontoli 244-1567

- 1. 40 foot radius only accommodates 9.49 M.P.H.
- Entryway off of Unaweep radii should accommodate for minimum S.U.
 30 emergency vehicles. (40 ft. minimum)
- 3. Micaela's Circle right-of-way for residential should be 42 feet minimum.
- 4. Sidewalk not present inside Micaela's Circle.
- 5. Utility easement should be 10 ft.
- 6. Need signing plan.
- 7. Handicap ramps?

COMMUNITY DEVELOPMENT DEPARTMENT 11/19/90 David Thornton 244-1447

- 1. When will the existing mobile homes be removed?
- 2. Improvement Agreement will have to provide for landscaping.
- 3. A landscaping plan will be required at Final.
- 4. Lots 1, 10, and 18 have a portion of the pedestrian path located outside of the easements for them.
- 5. Emergency access needs to be provided in some fashion as an alternate to the Main Entrance.

Page 4 of 4 Macaela's Village

COMMUNITY DEVELOPMENT DEPARTMENT continued 11/19/90 David Thornton 244-1447

- 6. All Review Agency Comments must be addressed. A written response is due in our office by Friday, November 30 at 5:00 p.m.
- 7. We appreciate the detail and completeness in this submittal for preliminary approval. GOOD JOB!

ORCHARD MESA SEWER DISTRICT 11/7/90 Deborah Davis 245-0033

Area does not lie within District boundaries - no lines servicing within the area - no comment.



Grand Junction, Colorado

ARMSTRONG CONSULTANTS, INC.

- (303) 242-0101

FAX (303) 241-1769

November 27, 1990

David Thorton Community Development Dept. 5th Street Grand Junction, CO 81501

RE: File No. 47-90, Micaela's Village Armstrong Project #905345 RECEIVED GRAND JUNCTION PLANNING DEPARTMENT

NOV 27 1990

Dear Mr. Thorton:

The petitioner, Mr. Wilson Dills, has authorized us to respond to staff and review agency comments which we received November 21, 1990.

The following agency comments were informational in nature and do not require a response or modifications to the submitted Preliminary Plan.

City Police Department Fire Department U.S. West Orchard Mesa Sewer District

Agency comments which require a response follow:

CITY UTILITIES ENGINEER:

Detailed water and sewer construction plans and specifications will be submitted for review and comment with the final plat and plan in accordance with the City's Development Regulations.

CITY ENGINEER:

The street section proposed in the initial application was based on Exhibit "B", Residential Street Standards, Dated May 8, 1990, Residential Lane or Court Section. The proposed entrance street section and right-of way width meets the minimum standards established for Local Residential Streets.

Maintenance of sidewalks which are not adjacent to dedicated streets will be the responsibility of the proposed Home Owners Association. All off-street sidewalks will be constructed within designated pedestrian easements. The sidewalks at Lots 1, 10 and 18 will be moved onto the easement.

CONSULTING ENGINEERS-

Turning radii at the entrance to Micaela's Village and the internal 90 degree corners will be sufficient to accommodate S.U. 30 emergency vehicles. Any required modifications to the street system will be submitted with the final plat and plan for review.

Funds for half street improvements on Unaweep Ave. will be provided to the City for deposit in an escrow account prior to recording of the final plat. Street lighting will be added to the final Subdivision Improvements Agreement.

It is the petitioner's desire to not provide a connection of Micaela's Circle to Lamplite Road for vehicle traffic. The Preliminary Development Plan indicated a pedestrian connection to Lamplite.

UTE WATER

Although the property is within the Ute District, the City has historically provided domestic water service to the property. It is the petitioner's desire to continue utilizing water service provided by the City. The existing City water main located within Unaweep Ave. is sufficient in size to adequately provide water for fire protection services without an interconnection to the existing Ute main in Lamplite Road. Therefore, the final construction plans for the water distribution system will not provide a connection between the two water systems.

PUBLIC SERVICE

Requested easements will be provided on the final plat.

CITY ATTORNEY

- 1. The submitted covenants for Micaela's Village indicate that the minimum age for all residents of the subdivision is 50 years. According to Colorado's Fair Housing Act, Title 24, Article 34, C.R.S., 24-34-502, age of individuals having rights to ownership or possession of housing does not constitute discriminate practice. A copy of the act is transmitted under separate cover. An attorney's opinion regarding the petitioner's proposal and The Fair Housing Act referencing age will be submitted for City Review with the final plat and other associated final documents.
- 2. The subject property has intermittently been irrigated crop land prior to this proposal. A Geologic Hazards Report was submitted with the initial application. The hazard report utilized data prepared by the State Geologist's office for Lamplite Park Subdivision. The landslide area within Lamplite Park is more than 300 feet North of the subject property.
- 3. The Area Summary submitted with the Preliminary Plan includes the R.V. Storage and clubhouse area as part of the total area designated as

Private Open Space. A breakdown of each Private Open Space Area follows:

| R.V. Storage | 0.28 Acre |
|---------------------|-----------|
| Clubhouse Site | 0.22 Acre |
| Unaweep Ave. Buffer | 0.10 Acre |

- 4. According to the Public Service Co. of Colorado, street lighting expense will be included as part of the developer's total expense for electric service to each lot. Energy costs for street lights will be paid by the City as part of their franchise agreement with Public Service Co.
- 5. Half street improvements funds will be escrowed (see City Engineer's comments response). A bikeway may be included in the ultimate corridor improvements depending on the City's plans.

ORCHARD MESA IRRIGATION

Specific irrigation construction plans will be provided for review with the final plat and plan. Input from the District will be sought as part of the final design phase for the irrigation system and the drainage outlet system.

CITY TRANSPORTATION ENGINEER

- 1. The street circulation plan was laid out in order to discourage high speed traffic.
- 2. The entryway off of Unaweep will be modified as requested.
- 3. See response to City Engineer's Comments
- 4. Off street sidewalks shown on plan are in lieu of street sidewalks.
- 5. Utility easements will be 10 feet minimum.
- 6. A street and traffic control signage plan will be submitted for review with the final street construction plans and specifications.
- 7. Handicap Ramps will be provided at all street intersections and at the detached walkway at 3 other locations.

COMMUNITY DEVELOPMENT DEPT.

- 1. The existing mobile homes will be removed prior to the completion of Phase II improvements.
- 2. The final Improvement Agreement will include landscaping.

- 3. A landscape plan identifying specific types and quantities of landscaping will be provided with the final plan.
- 4. The pedestrian path will be constructed entirely within pedestrian easements.
- 5. A secondary emergency access to the development can be accommodated by utilizing "Grass-crete" drive between the Clubhouse Parking lot and Unaweep Ave. Construction details will be provided with the submission of the final landscaping plan.

Respectfully,

mas Thomas A

Thomas A. Logue Product Manager

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File # ______ Name _____ Nicaela's Village Date _____ Dec. 19, 1990

PROJECT LOCATION: North side of Unaweep and West of 27 Rd. at 2694 Unaweep Avenue.

A request for a rezone from Residential PROJECT DESCRIPTION: Single Family (RSF-8) to Planned Mobile Home (PMH) and consideration of a Preliminary Plat and Plan on approximately 9 acres.

REVIEW SUMMARY (Major Concerns)

| POLICIES COMPLIANCE | YES | NO * | TECHNICAL REQUIREMENTS S | SATISFIED S | NOT # ATISFIED |
|--|-----|------|--------------------------|-------------|-------------------|
| Complies with adopted policies | x | | Streets/Rights Of Way | Prel | minan |
| Complies with adopted criteria | x | | Water/Sewer | X | |
| Meets guidelines of Comprehensive Plan | | | Irrigation/Drainage | Prel | m |
| | | | Landscaping/Screening | x | |
| | | | Other: | | |

* See explanation below

Petioner is willing to make necessary changes to proposed street layout in the preliminary plan for Final "Plan/Plat review.

STATUS & RECOMMENDATIONS: The petitioner formally appealed the Planning Commission's decision. A full public hearing for the rezon and the consideration of the preliminary plan and plat is scheduled for CIty Council.

A favorable vote of five members of the Council is required to overturn Planning Commission's decision for denial of the rezone.

Planning Commission Action Denied 5 - 0, for the following reasons: 1) There is no error in existing zoning, 2) The rezone would be altering the traditional character of neighborhood, 3) Neighborhood is unfavorabl of the building type, 4) Street layout is awkward.

January 18, 1991 -

Tom Logue Armstrong Consultants, Inc. 861 Rood Avenue Grand Junction, Colorado 81501



Grand Junction Planning Department 250 North Fifth Street Grand Junction, Colorado 81501–2668 (303) 244–1430

Dear Mr. Logue:

As you know, on December 19, 1990, Grand Junction City Council approved the Preliminary Plan and Plat, and Rezone from RSF-8 to PR with a maximum density of 4.1 units per acre, for Micaela's Village with the following conditions:

--- Please see attached excerpt from the minutes of the Dec. 19, 1990 City Council meeting. ---

Due to concerns addressed in conversation and at both Planning Commission and City Council hearings, the following items need special attention before the project can be approved and before you may proceed:

1) A soils report/analysis by a professional Geologist which specifically addresses the concern that this project will effect properties to the north of Lamplite. State Geological Survey will need to review this report and respond in writing with their recommendations. They require a fee for this service. For their review and ours, Colorado State Senate Bill 35 State Geologic Study by a professional Geologist is required.

2) A study on how this development will impact Orchard Mesa Jr. High and Columbus Elementary schools, including proposed solutions to identify these impacts.

3) A traffic analysis on the impact this development will have on Unaweep Avenue along with any solutions you propose.

You need to call to schedule a pre-application meeting prior to submittal of application for final approval. At that time we will go over other necessary paperwork and fees that will be required for final submittal.

If you have any questions, please contact me at your earliest convenience.

Respectfully,

Dave Thornton Planner

dlt

Enclosure

cc: Wilson Dills, Property Owner/Developer Dan Wilson, City Attorney File

EXCERPT FROM THE MINUTES OF THE CITY COUNCIL MEETING DECEMBER 19, 1990

HEARING #47-90 - MICAELA'S VILLAGE

Upon motion by Councilman Nelson, seconded by Councilman Theobold and carried, the concept of the preliminary plan was approved subject to the zone being designatedPlanned Residential at 4.1 units per acre and that the development meet minimum dwelling standards for manufactured housing including the following:

- 1. Homes must be permanently attached to visible foundation;
- 2. Identical units must be separated by at least two lot widths in all directions;
- 3. Minimum unit width shall be 24 feet and that the homes placed there meet Uniform Building Code (UBC) Standards;
- 4. Must have a standard roof pitch called a look alike. Minimum 1 foot vertical per 4 foot horizontal;
- 5. Must have asphalt shingles or Cedar Shake roofs;
- 6. Must have wood or masonry exteriors;
- 7. Minimum living areas must be 900 square feet;
- 8. Front yard landscaping shall be installed within 90 days of occupancy of each unit;
- 9. No fencing other than development perimeter fencing is permitted;
- 10. Each unit will have a minimum of two (2) off-street parking spaces;
- 11. Streets to be a minimum of 32 feet in width;
- 12. Curbs are to be 45 degrees radii;
- 13. Petitioner shall provide a sidewalk along the property as it fronts Unaweep, and they can provide specific detail on that at the final plat stage;
- 14. Fences, entrance signs, and other improvements that will be made to this Subdivision shall be constructed in a timely manner as the project is being worked on and not left to the end of the construction phase. The petitioner's representative and Planning Staff can work out an agreeable schedule that Council can review at a later time;

and the proposed ordinance was passed for publication.

CITY OF GROUD JUNCTION IMPROVEMENTS PERSEMENT

RE: <u>MicAELA'S VillaG6</u> Name of Subdivision or Other Improvement <u>Location</u>

Intending to be legally bound, the undersigned subdivider hereby agrees to provide throughout this subdivision and as shown on the subdivision plat of <u>Miccela's Village</u> date <u>Oct</u>. 19<u>90</u>, the fol-Name of Subdivision

lowing improvements to City of Grand Junction standards and to furnish an Improvements Guarantee in the form acceptables to the City for these improvements. Do NOT Remove

| | | Do NOT Remove From Office | #47 91 |
|---------------------------------------|----------------------------|------------------------------|---------------------------------|
| Improvements | Quantity and Unit Costs | Estimated Cost | Estimated Completion Date |
| Street Grading | 2475 cy @ 3 ** | 7425.00 | 1992 |
| Street Base N.A. Full Depth Pumt. | | | |
| Street Paving | 1425 ton@ 35 = | 49,875.00 | 1992 |
| Curbs and Gutters | 2300 LF @ 8= | 18,400.00 | 1992 |
| Sidewalks (6' Curbwalk) | 1925 LF @ 222 | 42,350.00 | 1992 |
| 4' Sidewalk Storm Sewer Facilities | 1000 LF@ 1500 | 15,000.00 | 1992 |
| Sanitary Sewers Manholes | 7 ea. @ 1000es | <i>7,00</i> 0.00 | 1992 |
| Mains | 1810 LF @ 100 | 18,100.00 | 1992 |
| Laterals/House Connections | 1500 LF @ 52 | 7,500.00 | 1792 |
| On-site Sewage Treatment NA | | | |
| Water Mains 8" # 6" | 2080 LF @129 | 24, 960.00 | 1992 |
| Fire Hydrants | 4 Ca. @ 15000 | 6,000.00 | 1992 |
| On-site Water Supply NA | | | , |
| Survey Monuments NA | | | |
| Street Lights NA. | | | |
| Street Name Signs | 2 @ 1500 | 300.00 | 1992 |
| Construction Administration | | 5900.00 | 1992 |
| Utility Relocation Costs None | | | |
| Design Costs | | 10.000.00 | 1992 |
| SUB TOTAL | | 212, 810.00 | 1992 |

Supervision of all installations (should not normally exceed 4% of subtotal) #8500.00

TOTAL ESTIMATED COST OF IMPROVEMENTS AND SUPERVISION: \$ 221,310.00

The above improvements will be constructed in accordance with the specifications and requirements of the City or appropriate utility agency and in accordance with detailed construction plans, based on the City Council approved plan, and suomitted ot the City Engineer for review and approval prior to start of construction. The improvements will be constructed in reasonable conformance with the time schedule shown above. An Improvements Guarantee will be furnished to the City prior to recording the subdivision plat.

Preliminary Signature of Subdivider

(If corporation, to be signed by President and attested to by Secretary, together with the corporate seal.)

DATE: _____ 19____

I have reviewed the estimated costs and time schedule shown above and, based on the plan layouts submitted to date and the current costs of construction, I take no exception to the above.