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S	n	file because they are already scanned elsewhere on the system. These scanned documents are denoted with (**) and will		
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n t	e d	Documents specific to certain files, not found in the standard checklist materials, are listed at the bottom of the page.		
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X	X	Petition for Rezone with signatures		
X	X	City Council Minutes – 7/21/93, 11/2/93, 11/17/93, 12/1/93-**		
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X	_	Rezone Criteria		
X		Display Ad – Published 11/1/93		
X	X	Planning Commission Minutes – 11/2/93 - **		
X	X	Appeal to the City Council – 11/3/93		
X X X	X	Vicinity Map		
X	X	Ordinance No. 2715 - **		
	$\neg$			



# DEVELOPMENT APPLICATION

Signature of Property Owner(s) - Attach Additional Sheets if Necessary

Community Deveic ant Department 250 North 5th Street Grand Junction, CO 81501 (303) 244-1430



Receipt // A
Date // Rec'd By //

File No. 121 93

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We, the undersigned, being the owners of property situated in Mesa County, State of Colorado, as described herein do hereby petition this:

PETITION	PHASE	SIZE	LOCATION	ZONE	LAND USE
[] Subdivision Plat/Plan	[] Minor [] Major [] Resub				
Rezone			SEE	From: RSF-8To: RSF-5	
[] Planned Development	[] ODP [] Prelim [] Final				
[] Conditional Use					
[] Zone of Annex					
[] Text Amendment					
[] Special Use					
[] Vacation					[] Right-of-Way [] Easement
[] PROPERTY OWNER [] DEVELOPER REPRESENTATIVE					
			×	Parlie GA	Mousebes
Name		Name		Name 330 1/1/	It ewicher View 15+ Je f- 603
Address		Address		Address	To 4- 603
City/State/Zip		City/State/Zip		City/State/Zip	1, 241 1370 Tues
Business Phone No.		Business Phor	ne No.	Business Phone No.	
NOTE: Legal property owner is owner of record on date of submittal.					
We hereby acknowledge that we have familiarized ourselves with the rules and regulations with respect to the preparation of this submittal, that the foregoing information is true and complete to the best of our knowledge, and that we assume the responsibility to monitor the status of the application and the review comments. We recognize that we or our representative(s) must be present at all hearings. In the event that the petitioner is not represented, the item will be dropped from the agenda, and an additional fee charged to cover rescheduling expenses before it can again be placed on the agenda.  **Table 1993**  Signature of Person Completing Application**  Date					
Signature of Person	Completing Applic	ation		1 9/00 1	Date
SEE 7	Petition		·		

Stella Sobel 3031 Center Street Miami, FL 33133-4606 Jack Personne 21945 Highway 550 Ridgeway, CO 81432 Ronald Cox 314 Cherry Lane Grand Junction, CO 81503

Lorraine Onan c/o Crowley Lake Campground Route 1, Box 87 Bishop, CA 93514 Sarah Sonnier 313 Mountain View Street Grand Junction, CO 81503 Kenneth Swearengin 315 Mountain View Street Grand Junction, CO 81503

J.L. Vinson 750 Kennedy Avenue Grand Junction, CO 81501 Paul & Joanna Quam 4855 NE 45th Street Seattle, WA 98105-3803 Rodney & Eileen Phillips 345 33 Road Palisade, CO 81526

Dow & Lillian Hough 2780 C Road Grand Junction, CO 81503 Melvin Seevers Box 104 Grand Junction, CO 81502 John & Sarah Smith 8258 Glencrest Drive Sun Valley, CA 91352

Rose Marie Murphy 2746 Olson Grand Junction, CO 81503 Fred & L.A. Ingelhart 2748 Olson Grand Junction, CO 81503 Larry Mattison 28156 Lupine Drive Evergreen, CO 80439

Julean & Della Gonzales 318 Parkwood Drive Grand Junction, CO 81503 David & Louisa Crawford 316 1/2 Parkwood Drive Grand Junction, CO 81503 Susie McConnell 316 Parkwood Drive Grand Junction, CO 81503

Calvin & Lynda Anthony 2749 Parkwood Drive Grand Junction, CO 81503 William & Charlene Sightler 2747 1/2 Parkwood Drive Grand Junction, CO 81503 Cynthia Munoz 2747 Parkwood Drive Grand Junction, CO 81503

Francis & Jerilyn Vessels 2747 Laguna Drive Grand Junction, CO 81503

Hoyte & Rita Williams 2746 Parkwood Drive Grand Junction, CO 81503 Donald & Janice Terpinitz 2747 Cheyenne Grand Junction, CO 81503

Douglas & Dawn Crinklaw 2746 Laguna Drive Grand Junction, CO 81503 Joann Click 2747 1/2 Cheyenne Drive Grand Junction, CO 81503 Daniel & Kathleen Boe 2746 1/2 Laguna Drive Grand Junction, CO 81503

Samuel & Lavina Blehm 2749 Cheyenne Drive Grand Junction, CO 81503 Ruth Messinger 2748 Laguna Drive Grand Junction, CO 81503 Morris & Annie Dahl 2749 1/2 Cheyenne Drive Grand Junction, CO 81503

Fredrick C. Nelson	William H. Charlton	Glen & Irene Pryor
272 28 Road, Unit C	317 Mountain View Street	319 Mountain View Street
Grand Junction, CO 81503	Grand Junction, CO 81503	Grand Junction, CO 81503
E.E. & D. Terrien	Michael Bradford	Dennis & Lois Foster
323 Mountain View Street	318 Mountain View Street	2765 Laguna Drive
Grand Junction, CO 81503	Grand Junction, CO 81503	Grand Junction, CO 81503
Ernest & Elsie Lane	Tammy Jameson	Jack & Phyllis Hunter
2769 Laguna Drive	2761 Cheyenne Drive	363 Rodell Drive
Grand Junction, CO 81503	Grand Junction, CO 81503	Grand Junction, CO 81503
Robert & Barbara Yurick	Jerry & Diane Wolfe	William & Donna Wright
2771 1/2 Laguna Drive	2771 Cheyenne Drive	2960 B 1/2 Road
Grand Junction, CO 81503	Grand Junction, CO 81503	Grand Junction, CO 81503
Susan Voorhees	Howard & Constance Schmittel	Susan Lopata
2770 C 1/4 Road	2758 Cheyenne Drive	2756 Cheyenne Drive
Grand Junction, CO 81503	Grand Junction, CO 81503	Grand Junction, CO 81503
Kenneth Richel	Don Kelley	Pearl Moore
328 Mountain View Street	960 Main Street, #1	2752 1/2 Cheyenne Drive
Grand Junction, CO 81503	Grand Junction, CO 81501	Grand Junction, CO 81503
Enno & Pauline Heuscher	Ruth Heucher	John & Allene Brinkley
330 Mountain View Court	25 Arapahoe Court	P.O. Box 130
Grand Junction, CO 81503	San Ramon, CA 94583	Glade Park, CO 81523-0130
Robert McDonough and Barbara Willis 2750 Cheyenne Drive Grand Junction, CO 81503	Wyatt & Lucinda Miller 2752 Cheyenne Drive Grand Junction, CO 81503	Gavin W. Skinner, etal 2773 C 1/2 Road Grand Junction, CO 81501
Grand Valley By-Products 347 27 1/2 Road Grand Junction, CO 81501	Henry Nekvapil and Linda Spellman 1320 Oneida Street Grand Junction, CO 80220	Dora Romero 313 Cherry Lane Grand Junction, CO 81503
Fred & Lavonia Ingelhart	Robert Swasick	John & Kellie Yurick
2748 Olson Avenue	2754 Olson Avenue	2756 Olson Avenue
Grand Junction, CO 81503	Grand Junction, CO 81503	Grand Junction, CO 81503



Dana Connelly 2750 Laguna Drive Grand Junction, CO 81503 Habitat for Humanity of Mesa County P.O. Box 4947 Grand Junction, CO 81502 Paul & Nina Arbogast 212 South 15th Street Grand Junction, CO 81501

Robert & Lynette Denton 334 Acoma Court Grand Junction, CO 81503 Paul Nelson 333 Acoma Court Grand Junction, CO 81503 William & Candus Clark 331 Acoma Court Grand Junction, CO 81503

Cathy Meier 2776 Cheyenne Drive Grand Junction, CO 81503 School District #51
Orchard Mesa Middle School
2115 Grand Avenue
Grand Junction, CO 81501

Grand Valley Rendering P.O. Box 104 Grand Junction, CO 81502

Lloyd & Maxine Blaylock 2781 Laguna Drive Grand Junction, CO 81503 Clifford & Shirley Frisbie 2779 Laguna Drive Grand Junction, CO 81503 Robert & Mary Conway 315 Acoma Drive Grand Junction, CO 81503

Daniel & Robin O'Connor 317 Acoma Drive Grand Junction, CO 81503 Kim & Sally Henry 319 Acoma Drive Grand Junction, CO 81503 Hytech Hydronic Systems P.O. Box 4267 Grand Junction, CO 81502

Charles & Ilene Lahe 323 Acoma Drive Grand Junction, CO 81503 Rudolph & Linda Atencio 325 Acoma Drive Grand Junction, CO 81503 William Erickson 1165 Grape Street Escondido, CA 92026

Jose & Lynelle Ortiz 2781 Cheyenne Drive Grand Junction, CO 81503 Steve J. Fleming, etal 138 30 3/4 Road Grand Junction, CO 81503 Bradley & Donna Haakenson 685 Gaylord, #61 Sunnyvale, CA 94086

Rick & Linda Gardiner 324 Acoma Drive Grand Junction, CO 81503

Dennis & Kellie Park 322 Acoma Drive Grand Junction, CO 81503 Vincent & Pasqualina Holzer 2780 Laguna Drive Grand Junction, CO 81503

City of Grand Junction Community Development Dept. 250 N. 5th Street Grand Junction, CO 81501

#### NARRATIVE

Residents and property owners of Orchard Mesa that own property within the boundaries as described on the enclosed map have requested that their properties be rezoned from Residential Single Family - maximum of 8 units per acre (RSF-8) to Residential Single Family - maximum of 5 unit per acre (RSF-5). They are making this request as a result of their concern that the present zoning of RSF-8 allows too high of density in a neighborhood where the actual developed density is closer to 5 units per acre. All existing land uses within this area are single family residential. There are several larger tracts of land that could be further subdivided in the future creating additional impacts to the neighborhood if allowed to develop at 8 units per acre. The residents feel that 5 units per acre is a more realistic density for the eventual buildout of the area.

Additional impacts to these properties besides the reduction in density will be a more strict requirement of some of the bulk requirements for future development. All bulk requirements identified as different between the RSF-8 and RSF-5 zones are listed in the petition.

121 93

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# From The Desk Of Fred Nelson

29 Sept 1993

Penny:

I just returned home today from vacation and I have your letter on zoning. I do not intend to live on this property so I should not participate in zoning changes.

121 93

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AMERICAN SPEEDY PRINTING CENTER 1059 North Avenue Grand Junction, CO 81501-3116 (303) 245-1470

#### PETITION FOR REZONE FROM RSF-8 TO RSF-5

We the undersigned property owners request a zoning change from RSF-8 (Residential Single Family, 8 units per acre) to RSF-5 (Residential Single Family, 5 units per acre) in that area of the City of Grand Junction that is bounded by the Colorado River on the north, the west boundary of the Reservation Subdivision on the east, the east boundary of Bookcliff View Subdivision on the west, and the south boundary of Kelly Subdivision and Easter Subdivision on the south, and excluding the Habitat Subdivision (see attached map).

We make this request to provide for lower density development that is more compatible with the existing neighborhood. We also make this request to avoid the extra burden of population on already overcrowded schools and roads.

We understand that such a zone change will reduce the allowed housing density from 8 units per acre to 5 units per acre and will result in a change in the following bulk requirements for the rezoned properties as per the Grand Junction Zoning and Development Code:

	<u>RSF-8</u>	RSF-5
Minimum lot area	4,000 sq.ft.	6,500 sq.ft.
Minimum street frontage	15′	20′
Minimum lot width (at structure site)	40'	60′
Rear yard setback principal accessory	15' 3'	25′ 10′
Maximum coverage of lot by structure	45%	35%

We the undersigned property owners request a zoning change from RSF8 to RSF4 in that area of the City of Grand Junction that is bounded by Unaweep Avenue on the south, 27 3/8 Rd on the west, the Colorado River on the north and Hopi Street on the east.

We make this request to provide for lower density development that is more compatable with the existing neighborhood. We also make this request to avoid extra burden of population on already overcrowded schools and roads.

Name / OWNER

David & Sysan Cypher

Address

3/6 27% Rd. G.J. Colo. 81503

Jin & Kathy Garoutte (243-8325) 318-27 38rd. - Grd. Jct. Barb State 306 2736. 1 nta MEQueston Sohut Caraningh

306 273/8 rd-6rd Jet 2743 Olson 1746 Olson 327 Me//w/ ot.

300 ZUNI DR 303 Zeen der. 307 Zuni Dr. 310 ZUNI DRIVE 311 ZUNI Drive 314 Zuni Dr. Original

3/3 Juni Dr DO NO 3/9 Zum DR 121 Do NOT Remove From Office

3/6 zuni DR. 30/ zuni DR 3/8 zuni DR

We the undersigned property owners request a zoning change from RSF8 to RSF4 in that area of the City of Grand Junction that is bounded by Unaweep Avenue on the south, 27 3/8 Rd on the west, the Colorado River on the north and Hopi Street on the east.

We make this request to provide for lower density development that is more compatable with the existing neighborhood. We also make this request to avoid extra burden of population on already overcrowded schools and roads.

Name /OWNER	Address
Davis Lubulan	323 Zuni Dra
Reggy L Cutter	322 Hope Dr.
Jie Flabert	3/2 Hap. Or.
Cindy Graham	314 Hopi Dr.
Jandy ambrose	310 Hapi Dr.
5 areal	308 Hap: Pr.
Sobert Santing	304 Zam' De,
Marie Harling	302 Hope Dr.
Mary Corcora	209 Ziene Dr.
7 Bongélhart	-2745 Obson
	2747 2742 Original 2742 Do NOT Remove
	27482 From Office
	2749 / 121 93
Water . mary malli	0, 2750
	42757 Olson
* Nonald La	314 Charry Lu.
CEPuckenny	310 Cherry Lave

We the undersigned property owners request a zoning change from RSF8 to RSF4 in that area of the City of Grand Junction that is bounded by Unaweep Avenue on the south, 27 3/8 Rd on the west, the Colorado River on the north and Hopi Street on the east.

We make this request to provide for lower density development that is more compatable with the existing neighborhood. We also make this request to avoid extra burden of population on already overcrowded schools and roads.

Name (owner)	Address *****
Howard Schriftel. The	2758 Cheyonne Dr.
Josephine Heuscher	2758 Cheljenne Dr. 330 mt Niew Ct.
Elmy R. Rush	3780 Chlyenne Dr
(a) (asy (Teff Casey)	2783 Cheyenne
Take Exilator	312 Zuni Dr.
- Senne Allpor	312 24N Dr
E 3 Jewson	330 Mtn. Vw. Ct.
Kenneth Rudel	323 mtn. Vow Ct.
Su Son Richel	328 mon 24 ct
Earl Moore Maile	328 men rum ct. ngaddig Cheyenne Drive
Bearl Moore	2754 chegenne Drive
Johnt McJohnia	2750 Cheyenne Dr.
Barbara Mc Donough	2750 Cheyenne Dr
Sextul Dynny	2745 CHEYENUE DR,
Thy leid Byrow	2745 Cheyenne DV.
Santine Jameson	2761 Chefferent NR
E.E. Jewin Driginal Do NOT Remove	323 Mountain View
Dorcas Jerun From Office	323 Mountoin View
Dennis Foster 121 93	2765 Laguna Dr
- Robert Musick	27711/2 Vaguna A
16-70/	318 Mtn () (w)
Ken - Sweenigen	315 Mtx View

We the undersigned property owners request a zoning change from RSF8 to RSF4 in that area of the City of Grand Junction that is bounded by Unaweep Avenue on the south, 27 3/8 Rd on the west, the Colorado River on the north and Hopi Street on the east.

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# Name / OWNER

Shaw Maries
Oraga Gamour
Medin w. Tucker
M. Joyce Jone
Bill D. Baker addell
Watty Hoppingh
Kellie D. Youeick
Patay M. Mayhigh
Jonnie L. Mayhigh

#### Address

316 Hope Drive 318 Hope Dr. 81503 315 Hope Dr. 309 Hope Dr. 307 Hope Dr. 303 Hope Dr. 301 Hope Dr. 307 Cherry Lane 2754 Deson Dr. 319 Jass Dr.

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We the undersigned property owners request a zoning change from RSF8 to RSF4 in that area of the City of Grand Junction that is bounded by Unaweep Avenue on the south, 27 3/8 Rd on the west, the Colorado River on the north and Hopi Street on the east.

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Name (owner)

1. ary Mason

Diane Work

Jusan Dourhees

2865 Chiganne Loc

moring are the 1

2771 Cheyenne Dr Whank Old 81503

2220 Meyoune Dr

Frand Jet 81503

331 Acoma Cr Grand Petr

Original Do NOT Remove From Office

121 93

elegiat/

# Request for a Rezone from RSF8 to RSF4

We the undersigned property owners request a zoning change from RSF8 to RSF4 in that area of the City of Grand Junction that is bounded by Unaweep Avenue on the south, 27 3/8 Rd on the west, the Colorado River on the north and Hopi Street on the east.

We make this request to provide for lower density development that is more compatable with the existing neighborhood. We also make this request to avoid extra burden of population on already overcrowded schools and roads.

Name / cwn = r Address Warel R. Bellin 2749 Cheyeuns Dui 2743 Cheyene Drive 2743 Cheyenue Dr. 2741 Cheyenne RI. 2741/2 Cheyenne Dr. 2782 Laguna Dr. 2782 Laguna Dr Makini Blacketh Eleanor Labree (La Gree) 4783 Laguna Da 2783 Saguru Druce Original Fonalla So ○ NOT Remove 3,7 Zuni Dr. From Office Marshall he feet 178 + Lagune Direce asymorall Kiked

We the undersigned property owners request a zoning change from RSF8 to RSF4 in that area of the City of Grand Junction that is bounded by Unaweep Avenue on the south, 27 3/8 Rd on the west, the Colorado River on the north and Hopi Street on the east.

We make this request to provide for lower density development that is more compatable with the existing neighborhood. We also make this request to avoid extra burden of population on already overcrowded schools and roads.

Name (owner) Address 2776 Chypere De. 6 -. 2776 Cheyenne 2787 Cheyenne Or. Mary Have (MARY HACE) 2792 Cheyene DR. 2794 Cheyenne Dr. 2189 Cheyenne Dr 121 93 ivere Beck apache Priginal
Do NOT Remove Sally Kennsa From Office 326 Apache DR. 321 Apache le Apache Pr anson W Hall 324 Grahe Pr Neveris Doh 2)49/2 Chanenne DR. Lanna Bleken 2749 Chaperine M.

We the undersigned property owners request a zoning change from RSF8 to RSF4 in that area of the City of Grand Junction that is bounded by Unaweep Avenue on the south, 27 3/8 Rd on the west, the Colorado River on the north and Hopi Street on the east.

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Name

Address

2748 Laguna Dr Buth Messinger 27421/2 Laguna Dr. Sat Scheelen 2742 1/2 Lagona Dr. 2742 Loguna Or. Jean Trochii He Mitches 2740 LAquest DR 2741 Laguna Dr Keta Haydan 2741 /2 LAGUNA 27411/2 lagune Compinal.
Do NOT Remove Derleen R. Brewer 2745 Jaguna Dr. Office Lorothy Viapando 2731 Parkwood 2744 farkewood D 2747 Lagun 2747/2 Parkwood Dr. William Sightler Retetior Courses By Col 3 immerman 2744 Johna De. 7/17/83

We the undersigned property owners request a zoning change from RSF8 to RSF4 in that area of the City of Grand Junction that is bounded by Unaweep Avenue on the south, 27 3/8 Rd on the west, the Colorado River on the north and Hopi Street on the east.

We make this request to provide for lower density development that is more compatable with the existing neighborhood. We also make this request to avoid extra burden of population on already overcrowded schools and roads.

Name 27461/2 LAGUNA 1)R Daniel X Boz 2746/2 Laguna Kathlun & Boe 2749 Kaguna Dr. Lea Williamo 36 É Parkwood Nr. Mariel B Cramford 316 1/2 Pukwood-101-Lange Charles 316 Parkwood Dr Lusie H. Melmell How OH dellians 2746 Parhward Dr. 2246 Parkwood Dr Reta a. Williams 2744 Parkwood Dr. Lerry E. Vaill, St. 27×3 Legun D orghe R Greenway Greenwide) 2739 Lagurea Dr 2744 Lagura Or ndu, pennerman Petition Corried by Of Jennes Do NOT Remove I'm Office 123

PARCEL #/ADDRESS	OWNER OF RECORD/ADDRESS	SIGNATURE/DATE
2945-244-00-218 no address	Frederick C. Nelson 272 28 Road, Unit C Grand Junction, CO 81503	Welliam Hehmstern 9-12/93
2945-244-09-011 317 Mt. View St. Grand Jct, 81503	William H. Charlton 317 Mt. View St. Grand Junction, CO 81503	William Heppelen 173
2945-244-09-013 319 Mt. View St. Grand Jct, 81503	Glen M. & T. Irene Pryor 319 Mt. View St. Grand Junction, CO 81503	see attached shoet  in sel allached sheet
2945-244-09-012 no address	Glen M. & T. Irene Pryor 319 Mt. View St. Grand Junction, CO 81503	
2945-244-09-004 323 Mt. View St. Grand Jct, 81503	E. E. & D. Terrien 323 Mt. View St. Grand Junction, CO 81503	Doces Junion 9-12-93
2945-244-09-001 no address	Frederick C. Nelson 272 28 Road, Unit C Grand Junction, CO 81503	
2945-244-00-168 318 Mt. View St. Grand Jct, 81503	Michael L. Bradford 318 Mt. View St. Grand Junction, CO 81503	3-13-93 
2945-244-00-167 2765 Laguna Dr. Grand Jct, 81503	Dennis & Lois Foster 2765 Laguna Dr. Grand Junction, CO 81503	Fairf Follow Priding
2945-244-00-166 2769 Laguna Dr. Grand Jct, 81503	Ernest & Elsie Lane 2769 Laguna Dr. Grand Junction, CO 81503	6.6 Land 9-29-93
2945-244-00-186 2765 Cheyenne Dr. Grand Jct, 81503	Martin & Mary Mason 363 Rodell Dr. Grand Junction, CO 81503	
	> See neet poge	(bottom)
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PARCEL #/ADDRESS	OWNER OF RECORD/ADDRESS	SIGNATURE/DATE
2945-244-00-187 2761 Cheyenne Dr. Grand Jct, 81503	Tammy D. Jameson 2761 Cheyenne Dr. Grand Junction, CO 8150	Jammy James 9/12/93
2945-244-00-170 2771 C 1/4 Rd. Grand Jct, 81503	JAKAPhylls Hunter Martin & Mary Mason 363 Rodell Dr. Grand Junction, CO 8150	3 Hab M. Heute 9/18/83.
2945-244-23-001 2771 1/2 Laguna Dr. Grand Jct, 81503	Robert & Barbara Yurick 2771 1/2 Laguna Dr. Grand Junction, CO 8150	2011-10
2945-244-23-002 2771 Cheyenne Dr. Grand Jct, 81503	Jerry & Diane Wolfe 2771 Cheyenne Dr. Grand Junction, CO 8150	3 Jerry J. Walfe 9/12/93
2945-244-24-001 no address	William & Donna Wright 2960 B 1/2 Road Grand Junction, CO 8150	William a. Wright 9/28/93 3 Doma Wright 9-23-93
2945-244-24-002 no address	William & Donna Wright Same as above	William a. Wright 9-28-93  Donna Wright 9-28-93  9-28-93
	William & Donna Wright or. Same as above	William a. Wright.  Donna Wright 9-28-93
2945-244-24-004 no address	William & Donna Wright Same as above	William a. Wright 928/93 Donn Wright 9-28-93
2945-244-24-005 2774 Cheyenne Dr. Grand Jct, 81503	William & Donna Wright Same as above	William a. Wright 1/28/93 Dorma Wright 9-28-43
2945-244-24-006 2774 1/2 Cheyenne D Grand Jct, 81503		William a. Wright  Dome Wright 9-21-93
2765 Cheyenne & GRADS JUNION 81503	2. Jack & Phyllis HUNTE,	Chellis 14 Gunter 9-12-93
Do NOT	Kemova [5] 03	<b>/</b>

PARCEL #/ADDRESS	OWNER OF RECORD/ADDRESS	SIGNATURE/DATE
2945-244-00-173 2770 C 1/4 Rd. Grand Jct, 81503	Susan L. Voorhees 2770 C 1/4 Rd. Grand Junction, CO 81503	Luanh. Voorbees 9-15-3
2945-244-08-001 2758 Cheyenne Dr. Grand Jct, 81503	Howard & Constance Schmi 2758 Cheyenne Dr. Grand Junction, CO 81503	ttel anstancestlemeth
2945-244-08-002 2756 Cheyenne Dr. Grand Jct, 81503	Charles & Kevin Roberts 2756 Cheyenne Dr. Grand Junction, CO 81503	Susan Ropata 9/19/93 See attached sheet
2945-244-08-003 328 Mt. View St. Grand Jct, 81503		Themeth H Rulet 9/16/93  Lu Son & Richel 9-18-93
2945-244-08-004 327 Mt. View Ct. Grand Jct, 81503	Don O. Kelley 960 Main St., #1 Grand Junction, CO 81501	Llow O. Kelley 9/20/93
2945-244-08-005 2754 Cheyenne Dr. Grand Jct, 81503	Pearl A. Moore 2752 1/2 Cheyenne Dr. Grand Junction, CO 81503	<u>Pearla Moore</u> 9-17-93
2945-244-08-006 330 Mt. View St. Grand Jct, 81503	Enno & Pauline Heuscher 330 Mt. View Ct. Grand Junction, CO 81503	Faulino Heurchen 9-17.93 ETE - 9/17/93
2945-244-08-008 no address	Ruth B. Heucher 25 Arapahoe Ct. San Ramon, CA 94583	see alteched sheet
2945-244-00-236 no address	Enno & Pauline Heuscher 330 Mt. View Ct. / Grand Junction, CO 81503	Coftenach 9/17/93
2945-244-00-237 no address	Enno & Pauline Heuscher Same as above	Pauline Houscher 9-17-93

PARCEL #/ADDRESS	OWNER OF RECORD/ADDRESS	SIGNATURE/DATE
2945-244-00-242 no address	John & Allene Brinkley P.O. Box 130 Glade Park, CO 81523-013	o
2945-244-00-243 no address	Robert McDonough and Barbara J. Willis 2750 Cheyenne Dr. Grand Junction, CO 81503	Robert Michael 9-15. 9. Barbard William Donoyal 9.
2945-244-00-196 2750 Cheyenne Dr. Grand Jct, 81503	Robert McDonough and Barbara J. Willis Same as above	Bostand Willis mod mough 9-18-93
2945-244-00-205 2752 Cheyenne Dr. Grand Jct, 81503	Wyatt & Lucinda Miller 2752 Cheyenne Dr. Grand Junction, CO 81503	Lugatt Wille Son 19 1993 Lucida Mille 9-19-93
2945-244-00-206 2752 1/2 Cheyenne Grand Jct, 81503	Pearl A. Moore 2752 1/2 Cheyenne Dr. Grand Junction, CO 81503	<u>. Pearl a. Moore</u> 9-17-93

PARCEL #/ADDRESS	OWNER OF RECORD/ADDRESS	SIGNATURE/DATE
2945-244-00-242 no address	John & Allene Brinkley P.O. Box 130 Glade Park, CO 81523-0130	allen Brinkley 9/11/93
2945-244-00-243 no address	Robert McDonough and Barbara J. Willis 2750 Cheyenne Dr. Grand Junction, CO 81503	all signed
2945-244-00-196 2750 Cheyenne Dr. Grand Jct, 81503	Robert McDonough and Barbara J. Willis Same as above	
2945-244-00-205 2752 Cheyenne Dr. Grand Jct, 81503	Wyatt & Lucinda Miller 2752 Cheyenne Dr. Grand Junction, CO 81503	
2945-244-00-206 2752 1/2 Cheyenne Grand Jct, 81503	Pearl A. Moore 2752 1/2 Cheyenne Dr. Grand Junction, CO 81503	

PARCEL #/ADDRESS	OWNER OF RECORD/ADDRESS	SIGNATURE/DATE
2945-244-00-173 2770 C 1/4 Rd. Grand Jct, 81503	Susan L. Voorhees 2770 C 1/4 Rd. Grand Junction, CO 81503	- Johnson
2945-244-08-001 2758 Cheyenne Dr. Grand Jct, 81503	Howard & Constance Schmit 2758 Cheyenne Dr. Grand Junction, CO 81503	tel
2945-244-08-002 2756 Cheyenne Dr. Grand Jct, 81503	Charles & Kevin Roberts 2756 Cheyenne Dr. Grand Junction, CO 81503	16 Sep 93
2945-244-08-003 328 Mt. View St. Grand Jct, 81503	Kenneth H. Richel 328 Mt. View St. Grand Junction, CO 81503	
2945-244-08-004 327 Mt. View Ct. Grand Jct, 81503	Don O. Kelley 960 Main St., #1 Grand Junction, CO 81501	
	Pearl A. Moore 2752 1/2 Cheyenne Dr. Grand Junction, CO 81503	
2945-244-08-006 330 Mt. View St. Grand Jct, 81503	Enno & Pauline Heuscher 330 Mt. View Ct. Grand Junction, CO 81503	
2945-244-08-008 no address	Ruth B. Heucher 25 Arapahoe Ct. San Ramon, CA 94583	
2945-244-00-236 no address	Enno & Pauline Heuscher 330 Mt. View Ct. Grand Junction, CO 81503	
2945-244-00-237 no address	Enno & Pauline Heuscher Same as above	

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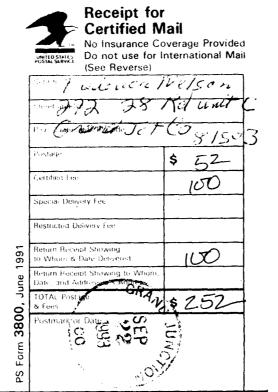
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2945-244-09-013 319 Mt. View St. Grand Jct, 81503	Glen M. & T. Irene Pryor 319 Mt. View St. Grand Junction, CO 81503	Jan 11. Sen x 9-2 Drine Pryn 9-3
2945-244-09-012 no address	Glen M. & T. Irene Pryor 319 Mt. View St. Grand Junction, CO 81503	
323 Mt. View St.	E. E. & D. Terrien 323 Mt. View St. Grand Junction, CO 81503	
	Frederick C. Nelson 272 28 Road, Unit C Grand Junction, CO 81503	· · · ·
318 Mt. View St.	Michael L. Bradford 318 Mt. View St. Grand Junction, CO 81503	
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2945-244-00-166 2769 Laguna Dr. Grand Jct, 81503	Ernest & Elsie Lane 2769 Laguna Dr. Grand Junction, CO 81503	
2945-244-00-186 2765 Cheyenne Dr. Grand Jct, 81503	Martin & Mary Mason 363 Rodell Dr. Grand Junction, CO 81503	,

PARCEL #/ADDRESS	OWNER OF RECORD/ADDRESS	SIGNATURE/DATE
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2945-244-00-186 2765 Cheyenne Dr. Grand Jct, 81503	Martin & Mary Mason 363 Rodell Dr. Grand Junction, CO 81503	

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Oct. 1, 1993

Penny Pauline Heuscher 330 Mt. View Ct. Grand Junction, CO., 81503

Dear Mr. Timms,

Enclosed is first the petition that we had circulated requesting a zone change from RSF8 to RSF4. I did not submit this one because your department thought the bulk requirements would not all comply. However, we did have a very large number of actual home owners signing the first petition in favor of RSF4 as you can see from the size of the petition. It covered nearly all of the homes in this area petitioned. I wish I had been given more information at the time by the Planning Department so that I could have prepared the petition the way you preferred in the first place.

In this second petition we compromised and agreed on RSF5. We have 94% of the total number of parcels in favor and 95.6% of the total number of owners signing it. Co-owners counting as one Submitted The one person, Mr. Nelson, who didn't sign stated to me Sept 29, '93 that he is not opposed to it or for it because "I don't live in the neighborhood and it doesn't affect me." I tried to explain why we wanted his support but he said he was neutral. Enclosed is a copy of the Post Office receipt showing I sent the petition to He has been out of town for two weeks and just arrived back in town Wednesday.

I have attached signatures from owners who were either out of town or live out of town at the back of the petition. signature line I wrote "see attached sheet".

If you have any questions concerning the petition and why we wish to downzone, I would be glad to bring in a written statement. Basically, we feel the streets and roads and the schools can not handle additional pressure and we appreciate how the neighborhood has developed in terms of the present uncrowded lots except ofcourse for the high density development that came in against our wishes, knowledge and without the support they were to have gotten from the neighborhood. The parent organization, in Americus Georgia, states "Habitat for Humanity does not build with out the support of the leadership, businesses, and neighborhood." They went against their own parent organization by not actually getting our support.

Sincerely,

Penny Pauline Heuscher and over 125 homeowners and lot

Jenny Pauline Houscher 245-9064 (except Tues. 241-1370)

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# **REVIEW COMMENTS**

Page 1 of 2

FILE #121-93 TITLE HEADING: Rezone from RSF-8 to RSF-5

**LOCATION:** Parts of Orchard Mesa

**PETITIONER:** Property Owners

**REPRESENTATIVE:** Pauline Heuscher

REPRESENTATIVES'S ADDRESS/TELEPHONE: 330 Mountain View Court

Grand Junction, CO 81503

245-9064

**STAFF REPRESENTATIVE:** Dave Thornton

NOTE: WRITTEN RESPONSE BY THE PETITIONER TO THE REVIEW COMMENTS IS

REQUIRED ON OR BEFORE 5:00 P.M., OCTOBER 25, 1993.

CITY DEVELOPMENT ENGINEER 10/9/93
Gerald Williams 244-1591

No comment.

CITY ATTORNEY 10/12/93

<u>Dan Wilson</u> 244-1505

No comment.

MESA COUNTY PLANNING (LONG RANGE) 10/20/93
Keith Fife 244-1650

The County and City are currently working on a Land Use Plan for Orchard Mesa, including this site. Although no plan is currently adopted addressing this site, we have discussed the possibility of rezoning properties to reflect existing or expected build-out densities. This request seems to be premature and no action should be taken to rezone Orchard Meas without the support of a Land Use Plan.

If approved, care should be taken not to create non-conforming situations. Exclusion of four (4) Habitat Subdivision lots will leave an "island" of RSF-8 zoning. An attempt should be considered to transition the proposed RSF-5 Zone in this area, e.g. areas north of Cheyenne Drive could be RSF-5 and south of Cheyenne Drive RSF-6 or RSF-8.

# FILE #121-93 / REVIEW COMMENTS / page 2 of 2

MESA COUNTY PLANNING (CURRENT)	10/20/93
Mike Joyce	244-1642

Need to be sure if this zoning change iwll have any bearing on the Orchard Mesa Plan, otherwise this petition makes sense.

#### FOR PlANNING COMMISSION STAFF REVIEW

FILE: #121-93

DATE: October 29, 1993

STAFF: David Thornton

ACTION REQUESTED: Rezone a portion of Orchard Mesa from Residential Single Family maximum 8 units per acre (RSF-8) to Residential Single Family - maximum 5 units per acre (RSF-5).

APPLICANTS: Residents and Property Owners of Subject Area

Representative: Penny Heuscher

#### **EXECUTIVE SUMMARY:**

This request is being made by a group of property owners on Orchard Mesa that desire to rezone their properties to a lesser density. (see attached map for Subject Area). The reason for the neighborhood's request for the rezone is to reduce the number of new dwelling units that could be built in the area.

EXISTING LAND USE: Single Family Residential

PROPOSED LAND USE: No Change

SURROUNDING LAND USE:

NORTH -- Colorado River

EAST -- Residential Single Family

SOUTH -- Residential Single Family

WEST -- Residential Single Family and Orchard Mesa Middle School

**EXISTING ZONING: RSF-8** 

PROPOSED ZONING: RSF-5

SURROUNDING ZONING:

NORTH -- Industrial (North of the Colorado River)

EAST -- RSF-8

SOUTH -- RSF-8

WEST -- RSF-8 and Public Zone (PZ)

I spoke with Mr. Nelson twice on the telephone. Both times he stated that he did not want to object to the Rezone nor sign the want to have his property rezonEd. He SAII PETITION to have his property rezonEd. He SAII He was newtral.

RELATIONSHIP TO COMPREHENSIVE PLAN/POLICIES/GUIDELINES: No Plan currently exists for this area, however the Orchard Mesa Neighborhood Plan is in the process of being developed.

#### STAFF ANALYSIS:

The Rezone Criteria is being met in the following ways:

### A. Was the existing zone an error at the time of adoption?

The existing zone was an error at the time of adoption because the subject area has not developed to the 8 units per acre density.

B. Has there been a change of character in the area due to installation of public facilities, other zone changes, new growth trends, deterioration, development transitions, etc.?

The change in character in the area has been minimal, but there is concern by the neighborhood that the current zoning would allow additional changes in the area if the existing zoning were allowed to remain. The existing character of the area is closer to that of a RSF-5 zone than a RSF-8 zone.

C. Is there an area of community need for the proposed rezone?

The neighborhood believes there is a need for the proposed rezone and in fact the majority (all but one owner) have signed the petition requesting the rezone.

D. Is the proposed rezone compatible with the surrounding area or will there be adverse impacts?

The rezone is compatible with the surrounding area. No adverse impacts are anticipated.

E. Will there be benefits derived by the community, or area, by granting the proposed rezone? The benefit derived by this rezone will be a decrease in the allowed density which the neighborhood is requesting.

F. Is the proposal in conformance with the policies, intents and requirements of this code, with the City Master Plan (Comprehensive Plan), and other adopted plans and policies?

This rezone proposal is in conformance with the intent and requirements of the Zoning and Development Code. There is currently no adopted master plan for this area although one is currently being developed.

G. Are adequate facilities available to serve development for the type and scope suggested by the proposed rezone? If utilities are not available, could they be reasonably extended?

There are adequate facilities available.

In analyzing this request, staff has identified the following (see table below) regarding the number of dwelling units a person could expect at build-out with the rezoning and without the rezoning:

It is staff's opinion that this area will not develop at 8 units per acre even if the current zoning stays intact. The recent Habitat subdivision is developing at approximately 6.5 units per acre. Their lots are 5500 sq ft in size as compared to the minimum of 4000 sq ft for the RSF-8 zoning. Using 6.5 units per acre, a person could anticipate approximately 110 additional dwelling units for the entire subject area.

20 with more than recorded to RSF 5

Entire Area (33 Acres)	Existing # SF Residential Dwelling Units		Potential # additional SF Residential Dwelling Units *		Total
RSF-8	24	+	110	=	134
RSF-5	24	+	90	=	114
Entire Area 1 7.5 acre Nels site (25.5 ac	on				
RSF-8	24	+	61	=	85
RSF-5	24	+	53	- =	77

<sup>\*</sup> Assumes 6.5 du/acre will develop if zoned RSF-8 and 5.0 du/acre will develop if zoned RSF-5.

It appears that there is not a great deal of difference in the anticipated impacts between the current zoning (RSF-8) or the requested zoning (RSF-5). A site visit revealed no obvious concerns with existing structures that would be made nonconforming due to the rezone. The requirements for RSF-8 and RSF-5 setbacks and other bulk requirements for structures were spelled out on the petition that was circulated. If the rezone does creates nonconforming structures, the Zoning and Development Code allows them to remain. All new additions to existing structures will have to meet the new setbacks. This application is being driven by a petition that was signed by all of the property owners within the rezone area except one.

Since the neighborhood wants this rezone, staff will support the request. There is some concern with including the property owned by Mr. Fred Nelson. Mr. Nelson is the only property owner who didn't sign the petition. He owns approximately 7.5 acres located in the southwest corner of the rezone area. After talking with Mr. Nelson on the telephone, he stated that he was not objecting to the rezone but was unwilling to sign the petition because he currently has the property up for sale and he does not know what the future property owner would want for zoning.

Staff analysis further concludes that the zoning of the 7.5 acre Nelson property has a small impact on the numbers shown above. If the parcel remains zoned RSF-8 it could be developed into a maximum of 60 single family dwelling units, but more likely would be developed into 49 single family dwelling units. If the parcel is rezoned to RSF-5 it could be developed into a maximum of 37 single family dwelling units with actual development probably at or near that density.

#### **STAFF RECOMMENDATION:**

Staff recommends approval, but requests that planning commission consider Mr. Nelson's testimony, if he attends the hearing, and make boundary adjustments to the rezone area as appropriate.

The reason for the neighborhood's request for the rezone is to reduce the number of new dwelling units that could be built in the area. However, in reality the reduction in the potential number of new dwelling units as a result of the rezoning is relative small. This is especially the case if the 7.5 acre Nelson property is removed from the rezoning. However staff supports the rezoning if the neighborhood feels strongly in favor of it.

#### PLANNING COMMISSION MOTION:

### Suggested Motions:

Mr. Chairman, on item #121-93, I move that we forward this on to City Council with the recommendation of approval. This rezone request includes all properties listed in the rezone petition. This rezone request meets the Rezone criteria as established by the Grand Junction Zoning and Development Code in the following ways:

- A. The existing zone was an error at the time of adoption because the subject area has not developed to the 8 units per acre density.
- B. The change in character in the area has been minimal, but there is concern by the neighborhood that the current zoning would allow additional changes in the area if the existing zoning were allowed to remain. The existing character of the area is closer to that of a RSF-5 zone than a RSF-8 zone.
- C. The neighborhood believes there is a need for the proposed rezone and in fact the majority (all but one owner) have signed the petition requesting the rezone.
- D. The rezone is compatible with the surrounding area. No adverse impacts are anticipated.
- E. The benefit derived by this rezone will be a decrease in the allowed density which the neighborhood is requesting.
- F. This rezone proposal is in conformance with the intent and requirements of the Zoning and Development Code. There is currently no adopted master plan for this area although one is currently being developed.
  - g. There are adequate facilities available.

#### OR

Mr. Chairman, on item #121-93, I move that we forward this on to City Council with the recommendation of approval. This rezone request includes all properties listed in the rezone petition except those properties owned by Mr Frederick Nelson. This rezone request meets the Rezone criteria as established by the Grand Junction Zoning and Development Code in the following ways:

- A. The existing zone was an error at the time of adoption because the subject area has not developed to the 8 units per acre density.
  - B. The change in character in the area has been minimal, but there is concern by the

neighborhood that the current zoning would allow additional changes in the area if the existing zoning were allowed to remain. The existing character of the area is closer to that of a RSF-5 zone than a RSF-8 zone.

- C. The neighborhood believes there is a need for the proposed rezone and in fact the majority (all but one owner) have signed the petition requesting the rezone.
- D. The rezone is compatible with the surrounding area. No adverse impacts are anticipated.
- E. The benefit derived by this rezone will be a decrease in the allowed density which the neighborhood is requesting.
- F. This rezone proposal is in conformance with the intent and requirements of the Zoning and Development Code. There is currently no adopted master plan for this area although one is currently being developed.
  - g. There are adequate facilities available.

#### STAFF ANALYSIS:

# The Rezone Criteria is being met in the following ways:

- A. The existing zone was an error at the time of adoption because generally the area has not developed to the 8 units per acre density.
- B. The change in character in the area has been minimal, but there is concern by the neighborhod that the current zoning would allow additional changes in the area if the existing zoning were allowed to remain.
- C. The neighborhood believes there is a need for the proposed rezone and in fact the majority (all but one owner) have signed the petiton requesting the rezone.
- D. The rezone is compatible with the surrounding area. There will be no adverse impacts.
- E. The benefit derived by this rezone will be a decrease in density which the neighborhood is requesting.
- F. This rezone proposal is in conformance with the intent and requirements of the Zoning and Development Code. There is no adopted master plan for this area.
- g. There are adequate facilities available.

## STAFF RECOMMENDATION:

## PLANNING COMMISSION RECOMMENDATION:

Approx 33 Acres  $\times 8 = 264$  units  $\times 5 = 165$  units

If left As RSF-8

#### APPEAL TO THE CITY COUNCIL OF GRAND JUNCTION

I Penny Pauline Heuscher as a representative of my community appeal to the City Council of Grand Junction the decision by the Planning Commission on November 2nd, 1993 on item # 121-93, a request for a rezone from RSF8 to RSF5. The Planning Commission denied a request via petition signed by 96% of the property owners and signed by 94% of the total parcel owners, with one neutral owner not signing. That party has stated his neutral position in writing and also verbally to the City Planners and to myself. I can provide a copy of that statement.

The Planning Department staff recommended approval of the rezone if the neighborhood felt strongly in favor of it (see the document "Staff Review" pg 4, first and second paragraph). The neighborhood has a very high percent of property owners signing. 100% of the residents living there or 96% of the total strongly desire a downzone from RSF8 to at the most RSF5.

Staff made two motions. I quote from "Staff Review" pg 4,"I move that we forward this onto the City Council with recommendation for approval." - that first motion for rezone request by the city included **all properties listed in the rezone petition**. That was denied. This is what we appeal and we definitely want all lands listed in the petition included.

The second motion made by the Planning Department Staff was "I move that we forward this on to City Council with recommendation of approval." "This rezone request includes all properties listed in the rezone except those properties owned by Mr. Frederick Nelson." This second motion passed. This is not acceptable to us because development of a density higher than RSF5 on his property which is centrally located in our neighborhood is not contiguous to or congruent with our surrounding development and subdivisions. High density there is not compatible to the character of the surrounding neighborhood and will change the character and destroy the positive attributes of the neighborhood. Those attributes are lack of congestion, the quiet, peaceful and safe nature of the area.

Our foremost concern is the present unsafe and difficult access into our neighborhood. There is restricted access from three directions and none from the north. There are more concerns which we will bring forth later.

A master plan is being formulated for Orchard Mesa. The truth is that there has been discussion for reduced density brought forth by many members of the Citizens Review Committee that is formulating the plan. This is public information.

We ask that you approve our request as written in our petition and as recommended by the Planning Department staff in the first motion. **Thank you.** 

Sincerely, Pauline Heuscher and Petitioners

Fenny Pauline Heuscher



November 5, 1993

Mr. Frederick Nelson 272 28 Road Unit C Grand Junction, CO 81503

Dear Mr. Nelson:

Grand Junction Community Development Department Planning • Zoning • Code Enforcement 250 North Fifth Street Grand Junction, Colorado 81501-2668 (303) 244-1430 FAX (303) 244-1599

A petition has been submitted requesting a rezone for approximately 33 acres of Orchard Mesa which includes two properties owned by you. The tax parcel numbers for the two parcels are 2945-244-00-218 and 2945-244-09-001. As I discussed on the phone with you a few weeks ago you are the only property owner within the subject area (see enclosed map) who did not sign the rezone petition requesting a rezone from Residential Single Family - 8 units per acre (RSF-8) to Residential Single Family - 5 units per acre (RSF-5). This request went to Planning Commission on November 2, 1993 and received a recommendation to City Council for approval of the rezone with the condition that the rezone area exclude your properties since you did not sign the rezone petition.

Since Planning Commission's decision we have receive a letter from the Neighborhood's representative appealing Planning Commission's recommendation and asking City Council to consider all of the rezone area including your properties. We would appreciate hearing from you as to your position on the rezone action. If City Council approves the rezone to include your properties it will affect the number of homes that can be built as well as the setbacks and other "bulk" requirements relative to the zoning.

This rezone request will be heard by City Council at their November 17th and December 1st meetings. Both meetings will be held at the City/County Auditorium at City Hall, 250 North 5th Street at 7:30 p.m. If you do not plan on attending these meetings please call me at 244-1447 to discuss this matter. I thank you for your interest in this rezone proposal.

Respectfully,

Dave Thornton Senior Planner

cc: file #121-93

# STAFF REVIEW FOR City Council

FILE: #121-93

DATE: November 17, 1993

STAFF: David Thornton

**ACTION REQUESTED**: Rezone a portion of Orchard Mesa from Residential Single Family - maximum 8 units per acre (RSF-8) to Residential Single Family - maximum 5 units per acre (RSF-5). The applicants are appealing Planning Commission's recommendation to only include those properties within the rezone that signed the rezone petition.

APPLICANTS: Residents and Property Owners of Subject Area

Representative: Penny Heuscher

#### **EXECUTIVE SUMMARY:**

This request is being made by a group of property owners on Orchard Mesa that desire to rezone their properties to a lesser density. (see attached map for Subject Area). The reason for the neighborhood's request for the rezone is to reduce the number of new dwelling units that could be built in the area.

EXISTING LAND USE: Single Family Residential

PROPOSED LAND USE: No Change

SURROUNDING LAND USE:

NORTH -- Colorado River

EAST -- Residential Single Family

SOUTH -- Residential Single Family

WEST -- Residential Single Family and Orchard Mesa Middle School

**EXISTING ZONING: RSF-8** 

PROPOSED ZONING: RSF-5

SURROUNDING ZONING:

NORTH -- Industrial (North of the Colorado River)

EAST -- RSF-8

SOUTH -- RSF-8

WEST -- RSF-8 and Public Zone (PZ)

RELATIONSHIP TO COMPREHENSIVE PLAN/POLICIES/GUIDELINES: No Plan currently exists for this area, however the Orchard Mesa Neighborhood Plan is in the process of being developed.

## STAFF ANALYSIS:

The Rezone Criteria of the Zoning and Development Code is being met in the following ways:

# A. Was the existing zone an error at the time of adoption?

This question is probably not applicable to this rezone request since both the existing zone and the proposed zone are single family residential.

B. Has there been a change of character in the area due to installation of public facilities, other zone changes, new growth trends, deterioration, development transitions, etc.?

The change in character in the area has been minimal, but there is concern by the neighborhood that the current zoning would allow additional changes in the area if the existing zoning were allowed to remain. The existing character of the area is closer to that of a RSF-5 zone than a RSF-8 zone.

# C. Is there an area of community need for the proposed rezone?

The neighborhood believes there is a need for the proposed rezone and in fact the majority (all but one owner) have signed the petition requesting the rezone.

D. Is the proposed rezone compatible with the surrounding area or will there be adverse impacts?

The rezone is compatible with the surrounding area. No adverse impacts are anticipated.

E. Will there be benefits derived by the community, or area, by granting the proposed rezone?

The benefit derived by this rezone will be a decrease in the allowed density which the

neighborhood is requesting.

F. Is the proposal in conformance with the policies, intents and requirements of this code, with the City Master Plan (Comprehensive Plan), and other adopted plans and policies?

This rezone proposal is in conformance with the intent and requirements of the Zoning and Development Code. There is currently no adopted master plan for this area although one is currently being developed.

G. Are adequate facilities available to serve development for the type and scope suggested by the proposed rezone? If utilities are not available, could they be reasonably extended?

There are adequate facilities available.

In analyzing this request, staff has identified the following (see table below) regarding the number of dwelling units a person could expect at build-out with the rezoning and without the rezoning:

It is staff's opinion that this area will not develop at 8 units per acre even if the current zoning stays intact. The recent Habitat subdivision is developing at approximately 6.5 units per acre. Their lots are 5500 sq ft in size as compared to the minimum of 4000 sq ft for the RSF-8 zoning. Using 6.5 units per acre, a person could anticipate approximately 110 additional dwelling units for the entire subject area or 20 units more than if the area is rezoned to RSF-5.

Entire Area (33 Acres)	Existing # SF Residential Dwelling Units		Potential # additional SF Residential Dwelling Units *		Total	
RSF-8	24	+	110	=	134	
RSF-5	24	+	90	=	114	
Entire Area 1 7.5 acre Nels site (25.5 ac	on					
RSF-8	24	+	61	=	85	
RSF-5	24	+	53	=	77	

<sup>\*</sup> Assumes 6.5 du/acre will develop if zoned RSF-8 and 5.0 du/acre will develop if zoned RSF-5.

It appears that there is not a great deal of difference in the anticipated impacts between the current zoning (RSF-8) or the requested zoning (RSF-5). A site visit revealed no obvious concerns with existing structures that would be made nonconforming due to the rezone. The requirements for RSF-8 and RSF-5 setbacks and other bulk requirements for structures were spelled out on the petition that was circulated. If the rezone does creates nonconforming structures, the Zoning and Development Code allows them to remain. All new additions to existing structures will have to meet the new setbacks. This application is being driven by a petition that was signed by all of the property owners within the rezone area except one.

There is some concern with including the property owned by Mr. Fred Nelson. Mr. Nelson is the only property owner who didn't sign the petition. He owns approximately 7.5 acres located in the southwest corner of the rezone area. After talking with Mr. Nelson on the telephone, he stated that he was not objecting to the rezone but was unwilling to sign the petition because he currently has the property up for sale and he does not know what the future property owner would want for zoning.

Staff analysis further concludes that the zoning of the 7.5 acre Nelson property has a small impact on the numbers shown above. If the parcel remains zoned RSF-8 it could be developed into a maximum of 60 single family dwelling units, but more likely would be developed into 49 single family dwelling units (6.5 units per acre). If the parcel is rezoned to RSF-5 it could be developed into a maximum of 37 single family dwelling units with actual development probably at or near that density (5.0 units per acre).

Staff received a letter from Penny Heuscher, representative of the neighborhood, appealing Planning Commission's recommendation to include only those properties within the rezone where the property owner signed the petition. Planning Commission's recommendation did not include Mr. Nelson's properties within the rezone.

#### **STAFF RECOMMENDATION:**

Staff recommends approval of the rezone, including the Nelson property.

#### PLANNING COMMISSION RECOMMENDATION:

Planning Commission recommended approval of the rezone request to include all properties listed in the rezone petition except those properties owned by Mr. Frederick Nelson and any other property owner that has not signed the petition which includes new ownership of properties since the petition was signed. This rezone request meets the Rezone criteria as established by the Grand Junction Zoning and Development Code in the following ways:

- 1. The change in character in the area has been minimal, but there is concern by the neighborhood that the current zoning would allow additional changes in the area if the existing zoning were allowed to remain. The existing character of the area is closer to that of a RSF-5 zone than a RSF-8 zone.
- 2. The neighborhood believes there is a need for the proposed rezone and in fact all property owners have signed the petition requesting the rezone.
- 3. The rezone is compatible with the surrounding area. No adverse impacts are anticipated.
- 4. The benefit derived by this rezone will be a decrease in the allowed density which the neighborhood is requesting.
- 5. This rezone proposal is in conformance with the intent and requirements of the Zoning and Development Code. There is currently no adopted master plan for this area although one is currently being developed.
  - 6. There are adequate facilities available.

(5-0) - City Council Approval 12-1-93

Motion to Approve Rezone Area including Nelson
property

November 29, 1993

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TO DAVE THORNTON	From VICKI FELMLEE
CO. CITYOF GT	CO. OMCRC
Dept. PLANNIG	Phone # 248 - 6732
Fax# 244-1599	Fax #

Grand Junction City Council 250 North 5th Street Grand Junction, CO 81501

Dear City Council Members:

The Orchard Mesa Citizen Review Committee is aware of a petition by our neighbors in the Mt. View-Cheyenne area of Orchard Mesa to downzone an area that is currently zoned RSF-8, but is nearly fully developed to a much lower density. We are also aware that none of the residents of this area oppose this request and that one neighbor has declined to express an opinion (an act that we consider a tacit approval of the plan).

Although our group has gone on record asking that major land use decisions be postponed until after completion of our Master Plan, we feel that the downzone request currently before you has merit and is consistent with a recommendation likely to come out of our planning process -- that the City of Grand Junction identify and correct archaic high-density zoning in areas already developed at lower density or where such high density zoning would adversely impact current residents.

Consequently, we support our neighbors in their efforts and ask that you approve their request.

Sincerely,

Vicki Felmlee, Chairman

Orchard Mesa Citizen Review Committee

cc: Keith Fife, Mesa County Long Range Planning

Dave Thornton, Grand Junction Community Development

The committee agreed to issuing this letter by an unanimous vote.

November 29, 1993

Mesa County Board of Commissioners 750 Main Street Grand Junction, CO 81501

and

Grand Junction City Council 250 North 5th Street Grand Junction, CO 81501

Subject: Intermountain Veterans' Memorial Park

We read with great interest a recent the Daily Sentinel story detailing your breakfast discussions of possible cooperation in the care and possible improvement of the "green" area at the west end of Intermountain Veterans' Memorial Park (IVMP).

The Citizen's Task Force that studied the area three years ago listed as one of their primary recommendations that the City of Grand Junction and Mesa County cooperated with each other in operating and improving the Park. The Task Force felt that a "clean and green" facility would be an asset to its surrounding area, would encourage patronage and visitorship, and would ultimately enhance awareness of and participation in events. As residents of Orchard Mesa, we concur with this recommendation, as we consider the Park to be one of our main recreational assets and we wish to see it remain green and open to the public in perpetuity.

We are quite excited about the prospect that such cooperation might now take place. We have always been pleased with the way the City has maintained the Duck Pond and other parks on Orchard Mesa, and feel that City involvement and care at the west end of IVMP will enhance the facility immeasurably.

Please keep up the dialogue. If our group can do anything to contribute to or foster these efforts, please let us know.

Sincerely,

Vicki Felmlee, Chairman

Orchard Mesa Citizen Review Committee

cc: Keith Fife, Mesa County Long Range Planning
Dave Thornton, Grand Junction Community Development

