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Fi	le	1994-0067 Name:Taco Bell/ VCB – 73	6/740 Horizon Drive – Minor Sub.
P r e s e n t	S c n n e d	retrieval system. In some instances, items are found on the list bu file because they are already scanned elsewhere on the system. The be found on the ISYS query system in their designated categories. Documents specific to certain files, not found in the standard chec	at are not present in the scanned electronic development hese scanned documents are denoted with (**) and will , klist materials, are listed at the bottom of the page.
X	X		
		*Review Sheet Summary	
X	X		
		Review Sheets	
		Receipts for fees paid for anything	
X	X		
X	X		
L		Reduced copy of final plans or drawings	
X		Reduction of assessor's map.	
-		Evidence of title, deeds, easements	
X	X	Training has to aujacont property on hers	
		Public notice cards	
X	v	Record of certified mail	
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		Appraisal of raw land	
<u> </u>		Reduction of any maps – final copy	
⊢		*Final reports for drainage and soils (geotechnical reports) Other bound or non-bound reports	
 		Traffic studies	
x	X		
H		*Petitioner's response to comments	
X	X		
		*Planning Commission staff report and exhibits	
		*City Council staff report and exhibits	
		*Summary sheet of final conditions	
	L	DOCUMENT DESCRI	PTION:
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X		Warranty Deed Bk 1891 / Pg 857 – not conveyed to City	
X		Planning Commission Notice of Public Hearing mail-out – sent 4/22/94	
X		Posting of Public Notice Signs – issued 4/22/94	
X	X		
X		Utility Coordinating Committee Meeting Agenda – 5/11/94	
X	X		
X	X	Sign Permit - ** - 9/14/94	
X	X		
X	X		
X			
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DEVELOPMEN Community Development Department 250 North 5th Street Grand Junction, CO 81501 (303) 244-1430

Funds transfer Receipt Date Rec'd By 67-94 File No.

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
X Subdivision Plat/Plan	[X] Minor [] Major [] Resub		Houron Dr \$ I-70	· H.O.	Commicia
[] Rezone				From: To:	
[] Planned Development	[] ODP [] Prelim [] Final				
[] Conditional Use					
[] Zone of Annex					
[] Text Amendment					
[] Special Use					<u></u>
[] Vacation					[] Right-of-Way [] Easement
N PROPERTY OWN	IER	וס [א]	EVELOPER	X	REPRESENTATIVE
Horizon Drive E	nterprises, Ind	c. Grand	Junction V.C.B	. Tim Wood	mansee
Name		Name		Name	
715 Horizon Dri	ve, Suite 380	740 Ho:	rizon Drive	250 N. 5	th Street
Address		Address		Address	
Grand Junction,	00 81506	Grand .	Junction, CO 8	1506 Grand Ju	nction, CO 81501
City/State/Zip		City/State/Zip		City/State/Zip	
(303) 245-0898		(303)	244-1480	(303) 24	4-1565
Business Phone No.		Business Phon	e 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.

H-1-94 Date

Jun Woodmansee Signature of Person Completing Application

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

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PRE-APPLICATION CONFERENCE							
Date: $\frac{2}{29/93}$ Conference Attendance: Proposal: $1000000000000000000000000000000000000$	<u>+ 2-70</u> <u>4-00-030</u> 13 PM 001						
Recording fees required?	d?						
	RM panel #						
Located in established Airport Zone?	Clear Zone, Critical Zone, Are	ea of Influence?)					
Avigation Easement required?							
 O Access/Parking O Drainage O Floodplain/Wetlands Mitigation O Other Related Files: 	•	O Land Use Compatibility O Traffic Generation O Geologic Hazards/Soils					
		y owners and tenants of the proposal prior to					

PRE-APPLICATION CONFERENCE

WE RECOGNIZE that we, ourselves, or our representative(s) must be present at all hearings relative to this proposal and it is our responsibility to know when and where those hearings are.

In the event that the petitioner is not represented, the proposed item will be dropped from the agenda, and an additional fee shall be charged to cover rescheduling expenses. Such fee must be paid before the proposed item can again be placed on the agenda. Any changes to the approved plan will require a re-review and approval by the Community Development Department prior to those changes being accepted.

WE UNDERSTAND that incomplete submittals will not be accepted and submittals with insufficient information, identified in the review process, which has not been addressed by the applicant, may be withdrawn from the agenda.

WE FURTHER UNDERSTAND that failure to meet any deadlines as identified by the Community Development Department for the review process may result in the project not being scheduled for hearing or being pulled from the agenda.

- X Im Doodmanace Signature(s) of Representative(s)

Signature(s) of Petitioner(s)

Robert L. Zarlingo 748 Horizon Drive Grand Junction, CO 81506-1384

Western States Motel Operations c/o Holiday Inn Inc. P. O. Box 1725 Grand Junction, CO 81502-1725

Feeley Family Ltd Partnership 2022 Baseline Drive Grand Junction, CO 81503-9550

Norbert J. Lukas 6970 Indian Peaks Trail Boulder, CO 80301-3625

Jack & Virginia Twedell 719 Niblic Drive Grand Junction, CO 81506-8772

Warren C. Brown and Margaret L. Martin 2770 Nine Iron Drive Grand Junction, CO 81506-3931

Clay H. & Gina L. Tufly 720 Brassie Drive Grand Junction, CO 81506-3940

Grand Junction Visitors & Convention Bureau 740 Horizon Drive Grand Junction, CO 81506 Bruce C. Currier c/o Holiday Inn P. O. Box 1725 Grand Junction, CO 81502-1725

BLM/Skyline Joint Venture c/o Bernard A. Buescher 796 Heritage Way Grand Junction, CO 81506-8643

Prudential Ins. Co. of America c/o Richfield Hotel Mgmt. Inc. 14651 Dallas Parkway, Suite 400 Dallas, TX 75240-7479

Louise Forster 737 Horizon Drive Grand Junction, CO 81506-8734

Vernon E. & Carol J. Nelson 3505 North 12th St., Apt. D-1 Grand Junction, CO 81506-2873

Gary H. & Verlyn Vandeberg 720 Niblic Drive Grand Junction, CO 81506-3909

Dana D. & Serena Meisenheimer 719 Bunker Drive Grand Junction, CO 81506-8713

City of Grand Junction ATTN: Tim Woodmansee 250 N 5th Street Grand Junction, C0 81501 L. K. Smith & C. Biggs c/o Holiday Inn P. O. Box 1725 Grand Junction, CO 81502-1725

Laird K. Smith & Clinton Biggs 1702 North 18th Street Grand Junction, CO 81501-6606

Hilton Hotel Management 743 Horizon Drive Grand Junction, CO 81506

Donald Feeley & Associates 728 Horizon Drive Grand Junction, CO 81506-3907

Albert J. & Beverly J. Smith 1779 Olamar Way San Diego, CA 92139-3956

Robert L. & Cynthia Lionberger 719 Brassie Drive Grand Junction, CO 81506-3941

Horizon Drive Enterprises, Inc. 715 Horizon Drive, Suite 380 Grand Junction, CO 81506

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

GENERAL PROJECT REPORT FOR V.C.B. MINOR SUBDIVISION

Proposal: The proposed minor subdivision will create two lots to allow a separation in land ownerships for two approved & existing uses: the Taco Bell Restaurant located at 736 Horizon Drive and the Visitors & Convention Bureau Tourist Information Center (VCB) located at 740 Horizon Drive. This project contemplates no changes in the existing uses.

Background: The existing uses are situated on 1.63 acres located southeasterly of the intersection of Horizon Drive and Interstate-70. The Taco Bell Restaurant, situated on the northwesterly-half of the site, was constructed in 1992 following the issuance of a Conditional Use Permit (see Grand Junction Community Development File No. 5-92). The VCB, located on the southeasterly-half of the site, was constructed in 1993 & 1994 following approval of a site plan review (see Grand Junction Community Development file No. 8-93). Issues such as parking, utilities, grading, stormwater management, landscaping, avigation easements, geotechnics, open space fees, compatibility with surrounding land uses, traffic circulation & traffic impacts, were all satisfied during the Community Development review processes mentioned above.

Purpose & Need: The entire tract of land is owned by Horizon Drive Enterprises, Inc., which also owns and operates the Taco Bell Restaurant. The VCB's interest in the land it occupies is presently limited to a ground lease and purchase option agreement. The VCB intends to exercise its option to purchase the leased premises as soon as the minor subdivision is approved and recorded.

Plat Specifics: Lot 1 of the V.C.B. Minor Subdivision consists of 0.78 acres and will be purchased and occupied by the VCB. Lot 2, containing 0.58 acres, will be owned by Horizon Drive Enterprises and occupied by the Taco Bell Restaurant.

Lot 1 will be encumbered by: the avigation easement previously dedicated as a condition of approval for the Taco Bell Restaurant; an easement for the benefit of Lot 2 for maintenance and repair of an interlock retaining wall located along the southeasterly boundary of Lot 2; a 10-foot wide utility easement along the eastern boundary; a 15-foot wide utility easement along the southern boundary, and; a drainage easement along the western boundary.

Lot 2 will be encumbered by: an ingress & egress easement for the common use of both lots; a drainage easement for the benefit of Lot 1; the previously dedicated avigation easement, and; a 10-foot utility easement along the western boundary.

Tract "A", located near the eastern boundary of Lot 1, will be dedicated to the common use & benefit of both lots for the operation and maintenance of an existing sign pole and base. The owners of each lot will have an undivided 1/2 ownership interest in Tract "A". Maintenance of Tract "A" and its appurtenances will be in accordance with a Common Open Space Agreement that will be recorded with the Mesa County Clerk & Recorder. The 0.27 acre parcel located to the west of Lot 1 and to the south of Lot 2 is being dedicated by Horizon Drive Enterprises to the City of Grand Junction for the common use, enjoyment and benefit of the General Public as a "Public Site". This parcel will be encumbered by a drainage easement for the retention of storm and irrigation water generated from Lot 2. Utility Easements along the northern, southern and western boundaries of this site are also being dedicated. This parcel will be landscaped & maintained by the VCB as a small public park.

Access: Ingress & Egress to and from both lots has been carefully planned to minimize conflicts with the nearby Horizon Drive & I-70 Interchange. Both lots utilize an existing Colorado Department of Highways (CDOH) State Access Road that commences at Horizon Drive and then runs southeasterly, parallel with and contiguous to the northeasterly subdivision boundary. CDOH has approved the use of this road through the issuance of Access Permits to each entity.

Patrons of the VCB utilize a one-way loop system with mostly right-hand turning movements, as follows: enter State Access Road at Horizon Drive, take State Access Road to VCB driveway located to the west of Tract A, travel one-way through Lot 1, continuing across the Public Site and the Ingress/Egress easement through Lot 2, then exiting onto the State Access Road and back to Horizon Drive. Taco Bell customers enter at an existing curb cut on Horizon Drive and may exit at this location or at two existing curb cuts along the State Access Road.

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Page 1 of 2

FILE #67-94

TITLE HEADING: Minor Subdivision - Taco Bell & V.C.B.

LOCATION: 736 & 740 Horizon Drive

PETITIONER: Visitor's & Convention Bureau

PETITIONER'S ADDRESS/TELEPHONE: 250 N 5th Street Grand Junction, CO 81501 244-1480

PETITIONER'S REPRESENTATIVE:

Tim Woodmansee 244-1565

STAFF REPRESENTATIVE: Dave Thornton

NOTE: WRITTEN RESPONSE BY THE PETITIONER TO THE REVIEW COMMENTS IS REQUIRED ON OR BEFORE 5:00 P.M., APRIL 26, 1994.

	4/7/94
Dan Wilson	244-1505
N	
None.	
CITY DEVELOPMENT ENGINEER	4/7/94
Jody Kliska	244-1591
No comments. Can we hand out this plat as an examp	•
GRAND VALLEY RURAL POWER	4/11/94
Perry Rupp	242-0040
None at this time.	
GRAND JUNCTION POLICE DEPARTMENT	4/11/94
Marty Currie	244-3563
No problem noted.	
U.S. WEST	4/12/94

 U.S. WEST
 4/12/94

 Leon Peach
 244-4964

No comments at this time.

FILE #67-94 / REVIEW COMMENTS / page 2 of 2

GRAND JUNCTION FIRE DEPARTMENT	4/12/94						
George Bennett	244-1400						
No requirements at this time.							
UTE WATER	4/14/94						
Gary R. Mathews	242-7491						
No objections.							
GRAND VALLEY WATER USERS	4/18/94						
G.W. Klapwyk	242-5065						

Grand Valley Water Users Association has no comments to offer at this time concerning this proposal.

COMMUNITY DEVELOPMENT	DEPARTMENT	4/18/94
Dave Thornton		244-1447

- 1. A reciprocal agreement allowing signage for lots 1 & 2 on the existing freestanding pole sign located in tract A shall be required. As part of the original Conditional Use permit for Taco Bell and as part of this subdivision only one freestanding sign shall be allowed along the State Access Road frontage for the entire subdivision.
- 2. Under the current sign code and as part of the Conditional Use permit for Taco Bell, only one freestanding sign shall be allowed on lot 2 for the Horizon Drive frontage. The Horizon Drive frontage freestanding (pole) sign shall be for lot 2 only.
- 3. The total signage allowed under the existing code for the entire parcel (which as proposed in this subdivision will be lots 1 & 2, the public site and tract A) is 671 square feet. As part of the Conditional Use permit for a drive-thru window for Taco Bell the total signage which included both street frontages was aggregated and redistributed on this site. Taco Bell used 517 square feet. This leaves 154 square feet of signage remaining for the entire subdivision under the current sign code.

LATE COMMENTS

WALKER FIELD	4/20/94
Mike Sutherland	244-9100

No opposition to the development/subdivision proposal. Please ensure that an avigation easement has been, or will be recorded, prior to recording of the subdivision plat. Also, please forward a copy of the recorded easement to Walker Field Airport Authority.

PUBLIC SERVICE COMPANY	4/18/94
Dale Clawson	244-2695

ELECTRIC & GAS: No objections.

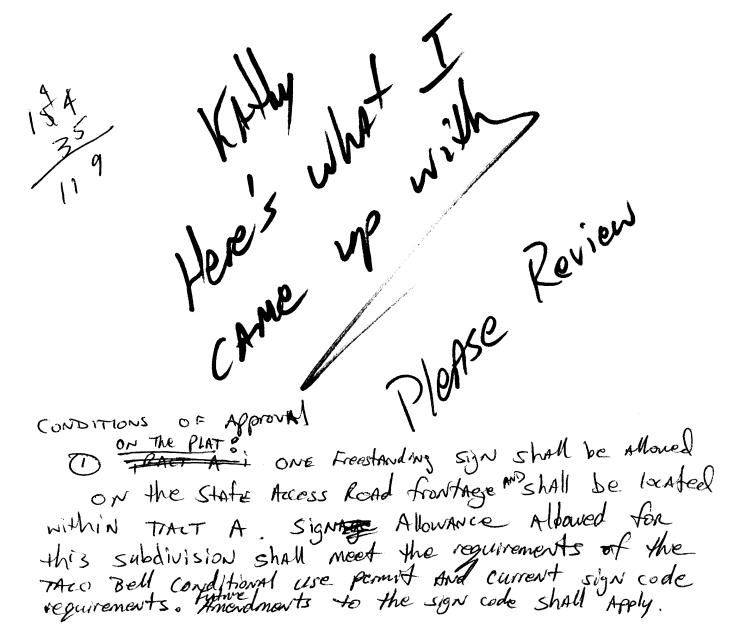
FILE: #67-94 VCB Subdivision DATE: April 18, 1994 STAFF: Dave Thornton

Review Comments

1. A reciprocal agreement allowing signage for lots 1 & 2 on the existing freestanding pole sign located in tract A shall be required. As part of the original Conditional use permit for Taco Bell and as part of this subdivision only one freestanding sign shall be allowed along the State Access Road frontage for the entire subdivision. Well, we match on the plat?

2. Under the current sign code and as part of the conditional Use permit for Taco Bell, only one freestanding sign shall be allowed on lot 2 for the Horizon Drive frontage. The Horizon Drive frontage freestanding (pole) sign shall be for lot 2 only.

3. The total signage allowed under the existing code for the entire parcel (which as proposed in this subdivision will be lots 1 & 2, the public site and tract A) is 671 square feet. As part of the Conditional Use permit for a drive-thru window for Taco Bell the total signage which included both street frontages was aggregated and redistributed on this site. Taco Bell used 517 Square Feet. This leaves 154 Square Feet of signage remaining for the entire subdivision under the current sign code.



STAFF REVIEW

FILE: #67-94

DATE: April 28, 1994

STAFF: Dave Thornton

ACTION REQUESTED: Request for a two lot Minor Subdivision/final plat approval located at 2790 Cheyenne Drive.

LOCATION: 736 and 740 Horizon Drive

APPLICANT: City of Grand Junction

EXECUTIVE SUMMARY: The petitioner is requesting final approval for a two lot subdivision which also includes a public site and a common tract.

EXISTING LAND USE: Taco Bell Drive Thru restaurant and Grand Junction Visitors Center

PROPOSED LAND USE: No Change

SURROUNDING LAND USE: NORTH: Commercial SOUTH: Commercial EAST: Residential WEST: Residential

EXISTING ZONING: Highway Oriented (H.O.)

PROPOSED ZONING: No Change

SURROUNDING ZONING: NORTH: H.O. SOUTH: H.O. EAST: RSF-5 WEST: H.O

RELATIONSHIP TO COMPREHENSIVE PLAN: No Plan exists for this area

STAFF ANALYSIS:

All review comments will be adhered to prior to recording the Final Plat. The only major issue regarding this proposal has been signage (see review comments). When Taco Bell obtained their Conditional use Permit for their Drive Thru, the total sign allowance for this entire site including both street frontages was aggregated and redistributed to the various locations where signs now exist on the Taco Bell building and on the two existing freestanding signs. The "aggregated" total was 671 sq ft of signage. Taco Bell used 517 sq ft. leaving 154 sq ft of signage for the site. To date the Visitors and Convention Bureau (VCB) has used 35 sq ft of signage leaving 119 sq ft of signage remaining.

STAFF RECOMMENDATION:

Staff recommends approval with the following condition:

1. That the following be written on the plat: One Freestanding sign shall be allowed on the State Access Road frontage and shall be located within tract "A". Sign allowance allowed for this subdivision shall meet the requirements of the Taco Bell Conditional Use permit and current sign code requirements. Future amendments to the sign code shall apply.

SUGGESTED PLANNING COMMISSION MOTION:

Mr. Chairman, on item # 67-94, I move that we approve this subject to staff

Approved with Staff recommended to oN 5 5-0 recommendations.

CITY OF GRAND JUNCTION FILE #67-94 FINAL PLAT FOR V.C.B. MINOR SUBDIVISION LOCATED AT 736 & 740 HORIZON DRIVE IN THE CITY OF GRAND JUNCTION HAS BEEN REVIEWED AND APPROVED BY THE UTILITY COORDINATING COMMITTEE.

) le Elawson CHAIRMAN

<u>-11, 19</u>94 DAT₽

#67.94

(Form for approval of filing & recording of SUBDIVISION PLATS)

SUB NO. SB-49-94

MESA COUNTY LAND RECORDS 544 ROOD AVE. GRAND JUNCTION, CO 81501 (303) 244-1823

To: Monika Todd, Mesa County Clerk & Recorder This is to certify that the SUBDIVISION PLAT described below

V.C.B. MINOR SUBDIVISION

has been reviewed under my direction and to the best of my knowledge it conforms with the neccessary requirements pursuant to the Colorado Revised Statute 1973, 38-51-102 for the recording of Land Survey Plats in the records of the County Clerk's Office. This approval does not certify as to the possibility of omissions of easements and other Rights-of-Way or Legal Ownerships.

Dated this 20th day of June, 1994.

Signed:_	Ken	Sweannain	
	KEN	SWEARENGIN	

	I MESA COUNTY RECORDS
DATE: 34/	VE 20, 1994
TIME:	12:20 pm
BOOK: 14	PAGE: 239
RECEPTION N	10.: 1086383
plrawer 1	

NOTE: The recording of this plat is subject to all approved signatures & dates. 1686383 12:26 PM 06/20/94 Monika Todd Clk&Rec Mesa County Co To: Debbie Kovalik Cc: Mark Achen,Ron Maupin From: Kathy Portner Subject: VCB Signage Date: 12/18/96 Time: 2:24PM

Debbie--You and Ron had asked if additional signage could be put on the Taco Bell free-standing sign along I-70. A total of 82 s.f. of sign allowance is remaining for the two sites (Taco Bell and VCB). An additional 60 s.f. of signage could be added to the 240 s.f. Taco Bell free-standing sign. Let me know if you have other questions. To: debbiek,jims,timw,ronl Cc: *city council,johns,david thornton From: Dan Wilson Subject: VCB Date: 12/24/97 Time: 9:35AM

5-92 # 8-93 # 67-94

We just finished the paperwork to purchase the VCB center from Taco Bell. We have delivered the closing documents to the closer; the technical closing should occur later today or Friday at the latest.

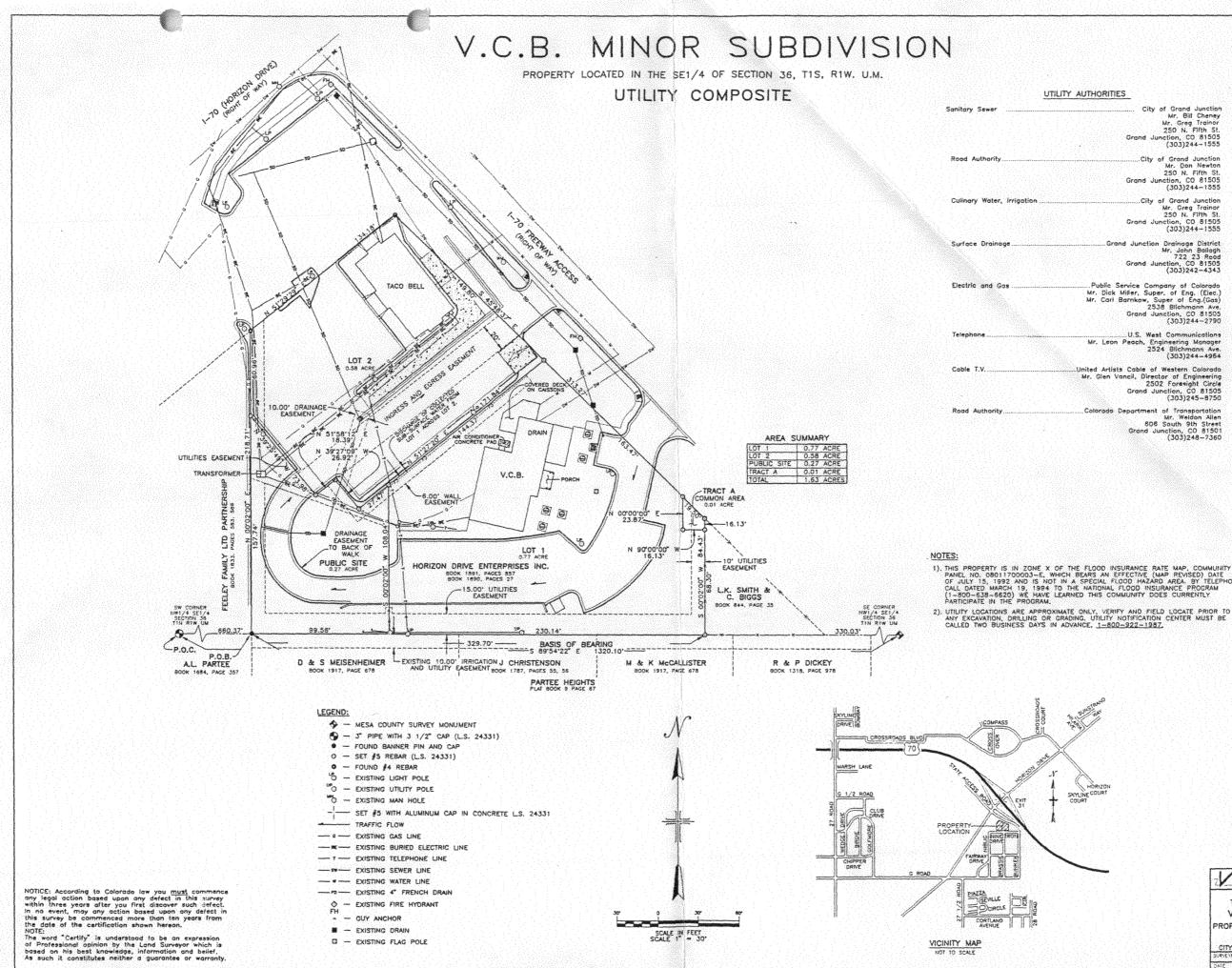
The purchase price is \$125,000.

By letter agreement we acknowledged the original (1992 purchase contract terms) conditions: for 35 more years there shall be no food service in the VCB building (to protect Taco Bell from a too close competitor/neighbor). The VCB can serve food, it just can't charge for it; for 15 more years, the site must be used for a visitor center type use; if the State ever revokes Taco Bell's permission to use existing state highway right-of-way for on-site parking, the VCB property must provide 3 parking spaces on the VCB lot for the use of Taco Bell (this is to satisfy the City's parking requirements for a food service business, based on the number of customer seats).

Merry Christmas!

Beginning at the Southwest corner No. 1, whence the Southwest corner of the NW¹/4 SE¹/4 of Section 36, Township 1 North, Range 1 West of the Ute Meridian bears West 659.44 feet, thence East 329.72 feet to the Southeast corner No. 2, thence North 00°02' East 83.42 feet to the Northeast corner No. 3, thence North 45°50' West 313.39 feet to the North corner No. 4, thence South 51°25' West 134.15 feet to the Northwest corner No. 5, thence South 0°02' West 217.83 feet to Corner No. 1, the point of beginning,

Mesa County, Colorado



...... City of Grand Junction Mr. Bit Cheney Mr. Greg Trainor 250 N. Filth St. Grand Junction, CO 81505 (303)244-1555

City of Grand Junction Mr. Don Newton 250 N. Fifth St. Grand Junction, C0 81505 (303)244-1555

City of Grand Junction Mr. Greg Trainor 250 N. Fifth St. Grand Junction, CO 81505 (303)244-1555

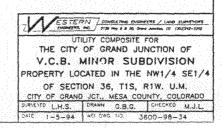
..Grand Junction Drainage District Mr. John Ballagh 722 23 Road Grand Junction, CO 81505 (303)242-4343

...Public Service Company of Colorado Mr. Dick Miller, Super, of Eng. (Elec.) Mr. Carl Barnkow, Super of Eng. (Gas) 2538 Blichmann Ave. Grand Junction, CO 81505 (303)244-2790

U.S. West Communications Mr. Leon Peach, Engineering Monager 2524 Blichmann Ave. (303)244-4954

United Artists Cable of Western Colorado Mr. Glen Vancil, Director of Engineering 2502 Foresight Circle Grand Junction, CO 81505 (303)245-8750

Colorado Department of Transportation Mr. Weldon Allen 806 South 9th Street Grand Junction, CO 81501 (303)248-7360



11. THIS PROPERTY IS IN ZONE X OF THE FLOOD INSURANCE RATE MAP, COMMUNITY PANEL NO. 08011700003-E. WHICH BEARS AN EFFECTIVE (MAP REVISED) DATE OF JULY 15, 1992 AND IS NOT IN A SPECIAL FLOOD HAZARD AREA. BY TELEPHONE CALL DATED MARCH 19, 1994 TO THE NATIONAL FLOOD INSURANCE PROGRAM (1-800-538-6520) WE HAVE LEARNED THIS COMMUNITY DOES CURRENTLY PARTICIPATE IN THE PROGRAM.