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File	e	VAR-1995-073
Da	te	8/3/99
P	S	A few items are denoted with a (*) are to be scanned for permanent record on the ISYS retrieval system. In some instances,
ıı	c	not all entries designated to be scanned, are present in the file. There are also documents specific to certain files, not found
e	a	on the standard list. For this reason, a checklist has been included.
s e	n n	Remaining items, (not selected for scanning), will be marked present on the checklist. This index can serve as a quick guide
n	e	for the contents of each file.
t	đ	Files denoted with (**) are to be located using the ISYS Query System. Planning Clearance will need to be typed in full, as
		well as other entries such as Ordinances, Resolutions, Board of Appeals, and etc.
	X	*Summary Sheet – Table of Contents
X	_	Application form
		Receipts for fees paid for anything
X	X	*Submittal checklist - Change of Use Review
		*General project report
X	37	Reduced copy of final plans or drawings
^	X	Reduction of assessor's map Evidence of title, deeds
X	X	*Mailing list
		Public notice cards
-	-	Record of certified mail
X		Legal description
\vdash		Appraisal of raw land
	_	Reduction of any maps – final copy
		*Final reports for drainage and soils (geotechnical reports)
		Other bound or nonbound reports
		Traffic studies
X		Individual review comments from agencies
X	X	*Consolidated review comments list
\vdash	}	*Petitioner's response to comments
\vdash		*Staff Reports – Board of Appeals *Planning Commission staff report and exhibits
		*City Council staff report and exhibits
$\vdash \vdash$		*Summary sheet of final conditions
\vdash		*Letters and correspondence dated after the date of final approval (pertaining to change in conditions or expiration date)
┝╌┼	1	DOCUMENTS SPECIFIC TO THIS DEVELOPMENT FILE:
1 _ 1		Board of Appeals – ** - 5/10/95
		Board of Appeals Staff Review – 5/1/95
	X	Sign Permit - ** - 3/31/95
	X	Letter from Michael T. Drollinger to Cynthia Hand-Treece-6/5/95
X		Letter from Michael Drollinger to Cynthia Hand-Treece – 5/11/95
X	Ì	Action Sheet – Addition to Conditional Use, Conditional Use – Office in R-3, Conditional Use Office in R-3
X	-	Board of Appeals Notice of Public Hearing – 5/10/95
X		Letter from Cynthia Hand-Treece to Michael Drollinger – 4/28/95
X		Letter to Cynthia Hand-Treece from Michael Drollinger – 4/7/95
X	\dashv	Letter to Cynthia Hand-Treece from Michael Drollinger – 4/18/95
X	\dashv	Petition for Variance – 4/11/95
X	-	Transamerica Title Insurance Company – Owner's Policy
X	\dashv	Collection of photos of existing signs on the 800 Block of Grand
	- {	Avenue
X	X	Site Plan



DEVELOPMENT APPLICATION

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

Receipt	2247	
Date	4-17-95	
Rec'd By	RSE	
File No	UAR-95-73	

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	zo	ONE	LAND USE
[] Subdivision Plat/Plan	[] Minor [] Major [] Resub					
¶] Rezone				From:	То:	
[] Planned Development	[] ODP [] Prelim [] Final					
[] Conditional Use						
[] Zone of Annex						
Variance			858 GRAND AVE	RMF-64		OFFICE
[] Special Use						
[] Vacation						[] Right-of Way [] Easement
[] Revoçable Permit						
PROPERTY OWNE	R	M	DEVELOPER		X REPR	ESENTATIVE
YATHIA HAW	D-TREEC	E.	SAME		SAM	ΙE
ame		Na	me		Name	
1037MAIL			dress		Address	
SRAND JO.	MC LION Y	<u>ره در می</u> Cit	y/State/Zip		City/State/Z	Ψ Lip
243-4171			• ,		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	•
usiness Phone No.		Bu	siness Phone No.		Business P	hone No.
OTE: Legal property o	wner is owner o	f record on da	te of submittal.			
Ve hereby acknowledge the pregoing information is truind the review comments. epresented, the item will be agenta.	ie and complete t We recognize tha	o the best of ou t we or our repi	r knowledge, and that we resentative(s) must be pr	ve assume the response esent at all required i	sibility to monitor the hearings. In the even	e status of the applica nt that the petitioner is
(Cathin)	1/2 /5			4	11-95	•
ignature of Person Comple	ting Application	evere		/	Date Date	
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1001	10-			A	-11 -95	

Date

VARIANCE

UAR-95-73

Location: 858 GRAND AV	IENDE											F	rc	oje	ct	Na	am	ıe:	_							_	_						
ITEMS			DISTRIBUTION																														
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An asterisk in the item description column indicates that a form is supplied by the City.

Required submittal Items and distribution are indicated by filled in circles, some of which may be filled in during the pre-application conference. Additional Items or copies may be subsequently requested in the review process.

Each submitted Item must be labeled, named, or otherwise identified as described above in the description column.

3)

1

VAR 5-73

Cynthia M. Hand-Treece

1037 MAIN STREET GRAND JUNCTION, COLORADO 81501

GENERAL PROJECT REPORT

Subject: Request for a Sign Variance

April 11, 1995

The property is located at 858 Grand Ave. and is on the comer of 9th St. and Grand. A "Sign Yariance" is needed in order to amend an old "Conditional Use Permit" which is more restrictive, in it's signage requirements, than current codes for identical situations call for today. The owner wishes to maintain a business identification sign in the front of the building on the lawn area facing Grand Ave. with low level ground lighting softly illuminating it. The owner also wishes to have two small directional signs on the back side of the building, by the parking lot. This is currently not allowed by the old permit. The proposed business identification sign on Grand is approximately 18 sq.ft. (3'x6'). The proposed small directional signs for the parking lot area are approximately 2 sq.ft. each (1'x2'). Exhibit A-1 shows a photo of the proposed business identification sign in the front of the building. Exhibit B, C&D show existing business identification signs in the 800 and 900 blocks of Grand Ave. The proposed signs are very similar in size and character to all other such business signs in the 800 and 900 blocks, many of which are also indirectly lighted. The small directional signs, at the rear of the building, need to carry the name of the business occupant so that arriving parties are assured they are in the correct parking lot. With so many parking lots behind businesses on Grand this is now needed, however it may not have been needed when the original permit was issued about 15 years ago.

The property is zoned RMF-64 and was granted a "Conditional Use Permit" about 15 years ago when the 800 and 900 blocks of Grand began a transition from mostly residential to the mostly business occupied properties, they are now. With that in mind, the original permit restricted the location of the business identification sign to the building wall, although it allowed it to be approximately the same size as the proposed sign. It also restricted small directional signs from carrying the name of the business occupant. These old restrictions are detrimental to a business and are inappropriate for this location today. The "Grand Alvertue Comider Guidelines" accepted by the City of Grand Junction refer to the 800 block and states that, "Office conversions have already occurred on the majority of the block and are considered appropriate." Since the City has determined that business offices are appropriate in this block and has allowed the subject property to be used for such business offices, it seems only consistent and fair that the subject property be governed by the same signage regulations as it's business neighbors.

Historically signs, such as the ones being proposed, have been maintained on the property for over a decade by previous owners who apparently did not realize that were in violation. Exhibit A-2 is an old photo from the assessor's office clearly showing the business identification sign located on the lawn in the early 1980's. This sign went without notice or complaint by any neighbor or government agency for a decade because it was completely in character with all others around it. Due to the historical location of previous signs, some of which were lighted, the sign company was unaware of any violation when it erected the new sign for the current new owner and tenant. The new owner and tenant were also unaware of the situation for the same reasons. It was not until the sign company applied for the permit that this matter carne to light.

The proposed business identification sign and small directional signs are very professional looking and well suited to the property and area. They are consistent in every way with all other surrounding business signs and should be allowed.

2945-144-03-005 JERRY D OTERO 1851 J 6 RD FRULTA CO 81521-9349

¢.

2945-144-03-977
SALAVATION ARMY
PO BOX 578
GRAND JUNCTION, CO. 81502-0578

2945-141-39-008
EDWIN B PORTSON
LEIGH S
2217 STANLEY HILLS DR
LOS ANGELES, CA 90046-1531

2945-141-33-009
WAYNE P PETEFISH
902 OURAY AVE
GRAND JUNCTION, CO 81501-3330

2945-141-33 010 RICHARD R SCHNEIDER SUSAN A 912 OURAY AVE GRAND JUNCTION, CO 81501 3330

2945-141-33-011
JAMES E EISENHAUER
LORI ANN
2676 CAPRA WAY
GRAND JUNCTION, CO 81506-8207

2945-141-40-001 LESTER W HIXSON ELENA C 428 N 9TH ST GRAND JUNCTION, CO 81501-3354

2945-141-40-002 WILLIAM S BRITTON LINDA L . 1728 N 18TH ST GRAND JUNCTION, CO 81501-6606

2945-141-40-003 VALERY ISHAM 909 OURAY AVE GRAND JUNCTION, CO 81501-3329

2945-141-40-004 JERRY WAYNE JORDAN BETTY 919 OURAY AVE GRAND JUNCTION, CO 81501-3329

2945-141-40-005 STANLEY L SCHOOLEY C/O M L MONTGOMERY TRUST 661 HIGHWAY 50 TRLR A GRAND JUNCTION, CO 81503-4943 2945-144-03-003
GEOFFERY A PORTER
921 GRAND AVE
GRAND JUNCTION CO 81501-3426

2945-144-03-004
GEORGE E WHEELER
3045 TELLER AVE
GRAND JUNCTION, CO 81504-5861

2945-141-39-006 LYON O RATHBUN CYNTHIA 841 OURAY AVE GRAND JUNCTION, CO 81501

2945 141 39 012 844 GRAND AVENUE JOINT VENTURE 336 MAIN ST #206 GRAND JUNCTION, CO 81501

2945-141-39-011 ROBERT G LUCAS JOAN 2000 N 8TH ST . GRAND JUNCTION, CO 81501-2900

2945-141-39-004
WILLIAM L MCGUIRE
ETAL
829 OURAY AVE
GRAND JUNCTION, CO 81501 3327

2945-141-39-005 ANNA BELLE LARAMORE 835 OURAY AVE GRAND JUNCTION, CO 81501 3327

2945-141-39-007
ARLENE E JOHNSEN
MARLENE H JOHNSEN
853 OURAY AVE
GRAND JUNCTION, CO 81501-3327

2945-141-39-009 KENNETH HUNT 804 GRAND AVE GRAND JUNCTION, CO 81501-3425

2945-141-39-010 ROBERT LEE RICHARDSON KIRSTEN GRUNDAHL 220 WALNUT AVE # 2 GRAND JUNCTION, CO 81501-7451

2945-141-39-014 JERRY D OTERO THERESA V PO BOX 1374 GRAND JUNCTION, CO 81502-1374

- 2945-141-39-012 844 GRAND AVENUE JOINT VENTURE 336 MAIN ST #206 GRAND JUNCTION, CO 8156-
- 2945-144-04-003 LINDA L CRAFT 827 GRAND AVE GRAND JUNCTION, CO 81501-3424
- 2945-144-04-006
 GRAND JUNCTION BOARD OF REALTOF
 851 GRAND AVE
 GRAND JUNCTION, CO 81501-3424
- 2945-144-04-007 KARL T BLOOM THERESA H 861 GRAND AVE GRAND JUNCTION, CO 81501-3424
- 2945-144-04-009 LINNIE BROWN C/O GARRETT D MCMILLIN 816 WHITE AVE GRAND JUNCTION, CO 81501-3443
- 2945-144-04-010 LINNIE BROWN C/O GARRETT D MCMILLIN 816 WHITE AVE GRAND JUNCTION, CO 81501-3443
- 2945-144-04-011 VINCENT A KING 838 WHITE AVE GRAND JUNCTION, CO 81501-3443
- 2945-144-04-012 EDWARD RICHARD MARTINEZ 842 WHITE AVE GRAND JUNCTION, CO 81501-3443
- 2945-144-04-013 DOUGLAS K FREEMAN 848 WHITE AVE GRAND JUNCTION, CO 81501-3443

2945-144-04-002 .
ROBERT L FARMER
2246 S BROADWAY

GRAND JUNCTION, CO 81503-4102

- 2945-141-40-978

 MESA DEVELOPMENTAL SERVICES
 PO BOX 1390
 GRAND JUNCTION, CO 81502-1390
- 2945-141-34-010 CHARLES D HARDY DANNA MICHELS 802 OURAY AVE GRAND JUNCTION, CO 81501-3328
- 2945-141-34-011 WILLIAM F SCHULTZ DORIS J 1409 MESA AVE GRAND JUNCTION, CO 81501-7633
- 2945-141-34-012
 GEORGE D TURNER
 LINDA C
 820 OURAY AVE
 GRAND JUNCTION, CO 81501-3328

1

''>

- 2945-141-34-013 CHRISTINE D GARREFFA C/O BETTY JEAN KEMPTON 2805 MESA AVE GRAND JUNCTION, CO 81501-4915
- 2945-141-34-014
 MARTIN R LAMB
 830 OURAY AVE
 GRAND JUNCTION, CO 81501-3328
- 2945-141-34-015 RICHARD I CARDENAS ALMARINE J 844 OURAY AVE GRAND JUNCTION, CO 81501-3328
- 2945-141-34-016 NORMA J COOPER MARK & KATHY CHIONO 856 OURAY AVE GRAND JUNCTION, CO 81501-3328
- 2945-141-34-017
 ARTHUR N TAFOYA
 BISHOP OF PUEBLO % J R GRISIER
 2135 N 7TH ST
 GRAND JUNCTION, CO 81501-7421

Z945-144-04-015 GEORGE TRACY 3035 F 1/2 RD GRAND JUNCTION, CO 81504-5591

2945-144-04-008 JAY W BLISS 2593 1/2 GALLEY LN GRAND JUNCTION, CO 81505-1407

2945-144-04-014 PHILIP P BOURASSA JANIS S BOURASSA 21852 CONTENTO MISSION VIEJO, CA 92691

2945-144-03-009 LAWRENCE J SLATER ED HOKANSON 1072 MAROON CREEK RD ASPEN, CO 81611-3367

2945-144-03-010 MARGE BROCKLESBY 916 WHITE AVE GRAND JUNCTION, CO 81501-3445

2945-144-03-011 KATHRN CHRISTIAN 960 WHITE AVE GRAND JUNCTION, CO 81501-3445

2945-144-03-012 DARRIN R WADE 2785 MONROE CT GRAND JUNCTION, CO 81503-2897

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REVIEW COMMENTS

Page 1 of 1

FILE #

VAR-95-73

TITLE HEADING:

Sign Variance

LOCATION: 858 Grand Avenue

PETITIONER:

Cynthia Hand-Treece

PETITIONER'S ADDRESS/TELEPHONE:

1037 Main Street

Grand Junction, CO 81501

243-4171

PETITIONER'S REPRESENTATIVE:

Cynthia Hand-Treece

STAFF REPRESENTATIVE: Michael Drollinger

NOTE: THE PETITIONER IS REQUIRED TO SUBMIT FOUR (4) COPIES OF WRITTEN RESPONSE AND REVISED DRAWINGS ADDRESSING ALL REVIEW COMMENTS ON OR BEFORE 5:00 P.M., MAY 1, 1995.

SIGN CONSULTANTS

04/18/95

<u>Bruce Bauerle</u>

243-7084

I believe that the proposed "directional signs" are not a problem, unless they are flourescent pink or yellow (or some other attention getting gimmick).

The proposed "business I.D. sign" also seems appropriate if it is the only other sign for this business. (If it is a "second" sign for the same business - to be added to the existing business I.D. sign - then it would not be appropriate. I was not clear on whether the previous page was 2 signs for 2 different businesses, or 2 signs on Grand Avenue for the one business).

COMMUNITY DEVELOPMENT DEPARTMENT

04/21/95

Michael Drollinger

244-1439

See attached comments.

STAFF REVIEW

FILE:

#VAR 95-73

DATE:

April 21, 1995

STAFF:

Michael Drollinger

REQUEST:

Variance

LOCATION: 858 Grand Avenue

ZONING:

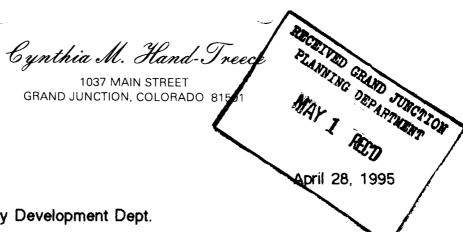
RMF-64

STAFF COMMENTS:

1. Petitioner presently has real estate sign on parcel which indicates additional office space for rent. How will the signage for additional businesses at this location be addressed?

You are urged to contact the Community Development Department if you require clarification or further explanation of any items.

h:\cityfil\1995\95-732.wpd



Grand Junction Community Development Dept. 250 north Fifth Street
Grand Junction, Co 81501-2668

Attention: Mr Drollinger

Dear Mr Drollinger,

Thank you for faxing the comments from your review agencies today. In response to the two questions from your sign consultant, I wish to clarify that the two "directional sings" are both to be located on the back (alley side) of the building facing the parking lot. Their purpose is to direct visitors to the entry door located around the building on the Grand Ave. side. Both of these small signs are white with navy blue lettering and match the colors used in the building trim. We plan to paint the building this summer adding the navy color as an accent in to highlight architectural features, so the signs will tastefully blend in to the general color scheme. The name of the business needs to appear on these directional signs because the parking lot is shared and on the back side of the building. Arriving guests need to confirm exactly where they have arrived and then be directed to the correct entry on the opposite side (Grand Ave side) from where they have parked.

In response to your "Staff Comments": In the future we wish to be able to add an additional small section to the proposed "business identification sign" (located on the lawn in the <u>front</u> of the building) identifying an additional secondary business. This additional signage would be added under and appear as part of the currently proposed sign, but require a slight increase in overall square footage. After discussing this with you today, I realized that it would be better to include this need as part of my original request for the business ID sign. Therefore I would like to amend my original request from 18 sq. ft and instead request that I be allowed a "business ID" sign of 21 sq.ft. This size is still in keeping with other signs in the neighborhood and would still be, in fact, smaller than most.

Thank you for helping me with the variance process and for suggesting this revision in order to make the process easier for all involved.

Sincerely.

Cynthia Hand-Treece

BOARD OF APPEALS - STAFF REVIEW

FILE:

#VAR 95-73

DATE:

May 1, 1995

STAFF:

Michael Drollinger

REQUEST:

Sign Allowance of 25 sq. ft. for a non-conforming office use in an RMF-64 zone

LOCATION: 858 Grand Avenue

APPLICANT: Cynthia Hand-Treece

EXISTING LAND USE:

Office

PROPOSED LAND USE:

No Change

SURROUNDING LAND USE:

NORTH:

Single Family Residential

SOUTH:

Bed and Breakfast

EAST:

Quasi-Public (Mesa Developmental Services)

WEST:

Office (Various)

EXISTING ZONING:

Residential Multi Family - 64 units per acre (RMF-64)

SURROUNDING ZONING:

NORTH:

RMF-32 (Residential Multi Family - 32 units per acre)

SOUTH:

B-1 (Limited Business)

EAST:

RMF-64

WEST:

PB (Planned Business)

ZONING AND DEVELOPMENT CODE REQUIREMENT:

Section 5-7-7A(2) - Type and size of sign permitted in a residential zone district

VARIANCE REQUESTED:

Permit freestanding and building signage as follows:

Freestanding Sign:

21 square feet

Building Signs: 4 square feet

APPLICANT'S REASON FOR REQUEST: Freestanding sign has historically been located at subject premises and the requested signs would not be out of character of with nearby businesses on Grand Avenue.

STAFF ANALYSIS: Office use and signage on subject property were approved with a Conditional Use Permit in 1979. Since that time zoning was modified such that office uses are no longer permitted in residential zones although the subject use is allowed to continue. Signage as approved with the Conditional Use Permit was permitted only on building however previous occupants of building placed freestanding signs (without a permit) on the Grand Avenue frontage. Records supplied by applicant and verified by petitioner's sign contractor indicate that various freestanding signs have existed at the subject premises since the early 1980's.

Present tenant of building did have a sign contractor attempt to pull a permit for the signs which are the subject of this variance request at which time the noncompliance situation came to staff's attention. The permit was not issued and the variance process was persued by the petitioner. Petitioner did proceed to erect the signs without a permit and was advised to either (1) remove the sign or (2) pay a \$100 fine at the time of permit issuance should the Board favorably consider this application. The petitioner has decided to leave the signs up.

Staff concurs with the petitioner that the requested signage is in keeping with the character of the area which contains many businesses with signage of a similar character. Staff believes that granting of the variance would not have a detrimental impact on the surrounding area.

FINDINGS OF REVIEW:

Section 10-1-1B(3) of the Zoning and Development Code (ZDC) details the criteria which need to be satisfied to consider a sign variance request. The criteria, accompanied by staff review findings, are as follows:

- a. The literal interpretation and strict applications of the Sign Regulations would cause undue and unnecessary hardship to the sign owner because of unique or unusual conditions pertaining to the specific building or property in question;

 Strict interpretation of the Sign Regulations would not permit the requested signage since the use which obtained Conditional Use approval in 1979 is no longer permitted in the RMF-64 zone but is allowed to continue as a preexisting nonconforming use. The type and area of signage requested is in general conformance with existing business signage in the site vicinity.
- b. The granting of the variance would not be materially detrimental to the property owners in the vicinity;

The proposed signage would not be detrimental to adjoining properties since most are also nonresidential uses. The Grand Avenue corridor in the site vicinity has undergone a gradual transition from primarily residential uses to primarily nonresidential uses. This transition is in conformance with the Grand Avenue Corridor guidelines.

- c. The unusual conditions applying to the specific property do not apply generally to other properties in the City;

 The conditions applying to the parcel in question are unusual in that the office use is no
 - The conditions applying to the parcel in question are unusual in that the office use is no longer permitted in the RMF-64 zone and the Sign Regulations contain no provisions for the subject use in a residential zone.
- d. The granting of the variance will not be contrary to the general objective of moderating the size, number, and obtrusive placement of signs and reduction of clutter.

 The variance request would allow for signage that is generally consistent with was has historically been present on the property, albeit without approval. The size and type of signage proposed is of limited size and is consistent with the size and type on nearby properties.

Should the variance be considered favorably, the Board may impose conditions regarding the location, character and other features of the proposed sign(s) as necessary to carry out the intent and purposes of the Sign Regulations. Staff recommends that the approval be subject to the following conditions:

- 1. Freestanding sign shall not exceed 21 square feet in area and five (5) feet in height and be located on the Grand Avenue frontage only.
- 2. Building sign(s) shall be of a flush wall type only, shall not exceed a total of four (4) square feet, and may be located on either street frontage.

STAFF RECOMMENDATION:

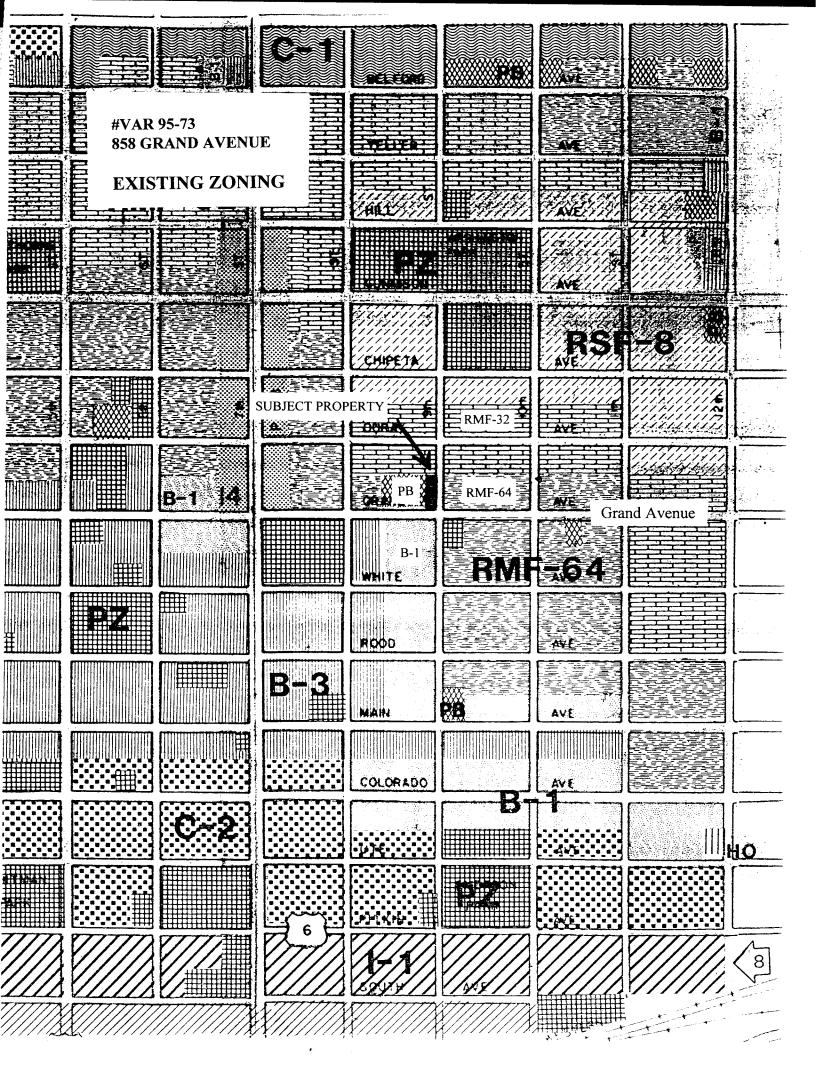
Approval of the signs as proposed with the above conditions.

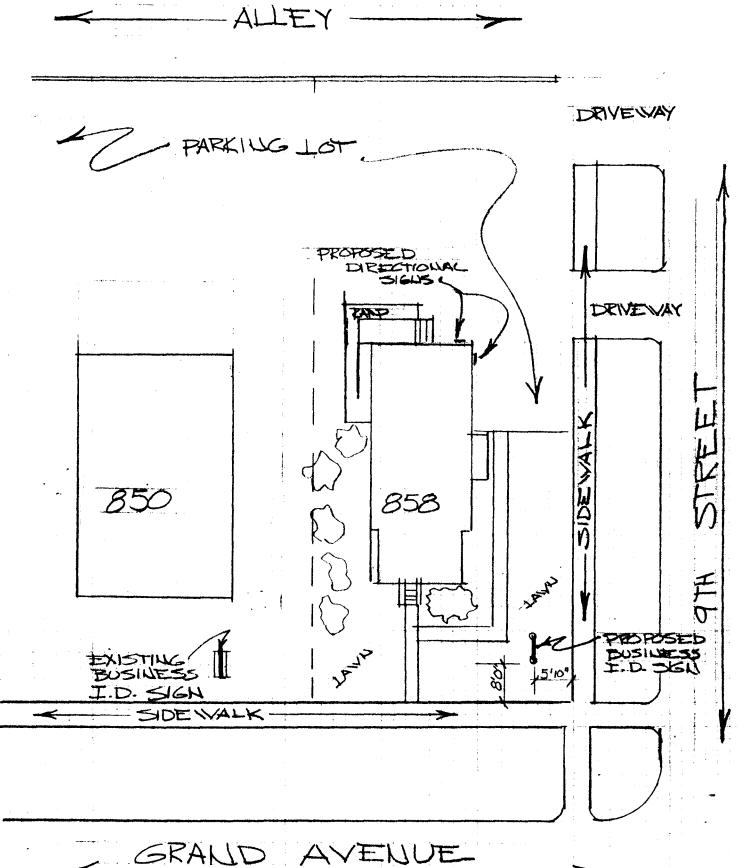
RECOMMENDED BOARD MOTIONS:

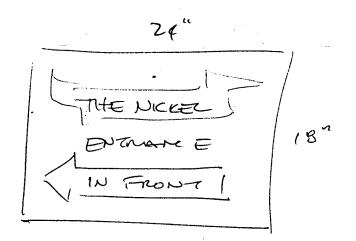
Mr. Chairman, on item 95-73, a variance request from the permitted type and size of signs in a residential zone at 858 Grand Avenue, I move that we DENY the request for the following reasons:

Mr. Chairman, on item 95-73, a variance request from the permitted type and size of signs in a

residential zone at 858 Grand Avenue, I move that we APPROVE the request, with conditions # 1&2 in this staff report, for the following reasons:







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