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| Fil | e | VAR-1996-023 Name: <u>Taco Bell – Sign De-annexed = 3231 I-70 Business Loop</u> |
|---------------------------------|----------------------------|---|
| P r e s e n t | S c a n e d | A few items are denoted with an asterisk (*), which means they are to be scanned for permanent record on the ISYS retrieval system. In some instances, items are found on the list but are not present in the scanned electronic development file because they are already scanned elsewhere on the system. These scanned documents are denoted with (**) and will be found on the ISYS query system in their designated categories. Documents specific to certain files, not found in the standard checklist materials, are listed at the bottom of the page. Remaining items, (not selected for scanning), will be listed and marked present. This index can serve as a quick guide for the contents of each file. |
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| X | X | *Application form |
| | | Review Sheets |
| | | Receipts for fees paid for anything |
| X | X | *Submittal checklist |
| X | X | *General project report |
| | | Reduced copy of final plans or drawings |
| X | | Reduction of assessor's map. |
| | | Evidence of title, deeds, easements |
| | | *Mailing list to adjacent property owners |
| | | Public notice cards |
| | | Record of certified mail |
| | - | Legal description |
| | - | Appraisal of raw land Reduction of any maps – final copy |
| | \dashv | *Final reports for drainage and soils (geotechnical reports) |
| | | Other bound or non-bound reports |
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| | | *City Council staff report and exhibits |
| | | *Summary sheet of final conditions |
| | | DOCUMENT DESCRIPTION: |
| | | |
| X | X | Variance Approved – Outcome Sheet |
| | X | Board of Appeals Minutes – 3/13/96 - ** |
| X | | Petition for Variance |
| X | \dashv | Posting for Public Notice Signs – 2/22/96 |
| X | $\neg \dagger$ | Notice of Public Hearing mail-out – 3/13/96 |
| - | X | Sign Diagrams |
| | X | Enlarged Site Plan |
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DEVELOPMEN_APPLICATION

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

| Receipt | 3506 | |
|-----------|----------|--|
| Date 2/ | 14/96 | |
| Rec'd By_ | KV | |
| File No. | 10R94-27 | |

| PETITION | PHASE | SIZE | LOCATION | | ZONE | LAND USE |
|--|--|--------------------------------------|--|---|--|--|
| ☐ Subdivision Plat/Plan | ☐ Minor ☐ Major ☐ Resub | | | | | |
| Rezone | 110 | | | From: | То: | |
| ☐ Planned Development | ☐ ODP ☐ Prelim ☐ Final | | | | | |
| ☐ Conditional Use | | | | | | |
| ☐ Zone of Annex | | | | | | |
| Variance | | | | | | COMMERCIAL |
| ☐ Special Use | | | | | | |
| ☐ Vacation | | i Sign | | | | ☐ Right-of Way ☐ Easement |
| ☐ Revocable Permit | 100 | | | | | |
| PROPERTY OWNE | R | | DEVELOPER Inc. (Taco B | se11) | | RESENTATIVE Saelens |
| Name 3032 I-70 Bus | iness Loop | Nam 715 H | e Torizon DR. # | 380 | Name 715 Hor | izon Dr. #380 |
| Address | | Add | ress | | Address | |
| Clifton, Co. | 81504 | Grand | Jct. CO. 81 | 506 | Grand J | ct. CO. 81506 |
| City/State/Zip | | City | /State/Zip | | City/State/ | Zip |
| (970) 434-200 | 0 | | 245-0898 | | (970) 24 | |
| Susiness Phone No. | | Busi | ness Phone No. | | Business F | Phone No. |
| OTE: Legal property ow | ner is owner of re | cord on date of | submittal. | | | |
| nformation is true and com, omments. We recognize the will be dropped from the age | plete to the best of at we or our réprese anda, and an addition all aelle | our knowledge, entative(s) must l | and that we assume the be present at all required | responsibility to l hearings. In th | nonitor the status of the event that the petitione | submittal, that the foregoing e application and the review r is not represented, the iten the agenda. |
| ignature of Person Complet | ing Application | | | | Date | |
| | | | | | | |

CITY OF GRAND JUNCTION PETITION FOR VARIANCE

| DATE RECEIVED: 2-14-96 | FILE NO. <u>VAR-96-23</u> (2 |
|--|---|
| RECEIVED BY: KP | RECEIPT NO. <u>3506</u> |
| PROPERTY OWNER: Hasco Inc. | |
| MAILING ADDRESS: 3032 T-70 Busines | ss Loop Clifton, CO. 81504 |
| PHONE: (HOME) | (WORK) (970) 434-2000 |
| I (We), the undersigned, hereby petition for a varia | nce on the property located at: |
| ADDRESS: 3231 I-70 Business Loop | Clifton, CO. (Peach Tree Shopping |
| TAX SCHEDULE #: 2943 - 112 - 00 - 222 | ZONE CLASSIFICATION: |
| 1. Section(s) of the City of Grand Junction Zo requested to be varied: | ning and Development Code which are |
| 5-7-7. B.7. a - FREESTAN | pine sienz |
| | |
| | |
| | |
| I (WE) HEREBY ACKNOWLEDGE THAT WE HAVE FAMILI WITH RESPECT TO THE PREPARATION OF THIS SUBMITTAL, THAT TO THE BEST OF OUR KNOWLEDGE, AND THAT WE ASSUME RESPONSE THAT WE, OURSELVES, OR OUR REPRESENTATIVE THE PETITIONER IS NOT REPRESENTED, THE ITEM WILL BE DROPPI TO COVER RESCHEDULING EXPENSES BEFORE IT CAN AGAIN BE | THE FOREGOING INFORMATION IS TRUE AND COMPLETE DISSIBILITY TO MONITOR THE STATUS OF THE APPLICATION. MUST BE PRESENT AT ALL HEARINGS. IN THE EVENT THAT ED FROM THE AGENDA, AND AN ADDITIONAL FEE CHARGED |
| | |
| | |
| Signature of Property Owner | Signature of Joint Property Owner (if applicable) |
| Date | Date |

IBMITTAL CHECKLIS

VARIANCE

Location: I - 70B Peach Tree Shopping Center Project Name: TACO BELL

| Location: <u>1 - 186 هور</u> ITEMS | | | | | - | _ | | | | | | | | | TF | | | | | | | | | | | | | | |
|---|----------------|--|----------------------------------|------------------------|--|---------------------------------|-----------------------|----------------------------|--------------------|--------------------|---|-----------|-----------|-----------|--------------|--------------|------------|-----------|--------------|---------|--------------------|---------|--------------|----------|----------|----------|--------------|--------|--------------------|
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| Date Received 2-14-96 Receipt # 3506 File # VAR-96-23(2) DESCRIPTION | SSID REFERENCE | City Community Development | City Dev. Eng. | GACHAVANIA/PAIG | MOTIVATO DETROPATIONS | City Attorney | City Board of Appeals | O City Downtown Dev. Auth. | O Crinto Plancing | Code Enforcement | $lacktriangle$ Sign Consultant $(oldsymbol{z})$ | | | | | | | | | | | | | | | | | | TOTAL BEO'D |
| Application Fee | VII-1 | 1 | | | | | T | T | | T | | | | | | | | | T | T | T | Π | | | | | | | |
| Submittal Checklist * | VII-3 | 1 | | | 7 | 十 | \dagger | \dagger | \dagger | 十 | H | \exists | 一 | \dashv | \dashv | \forall | \dagger | \dagger | \dagger | t | \dagger | T | T | \vdash | \vdash | H | \top | 十 | 十 |
| Review Agency Cover Sheet* (6) | VII-3 | 1 | 1 | 1 | 1 | 1 | + | 1 | 1 1 | 1 1 | 2 | \dashv | \dashv | \dashv | 十 | \dashv | \dagger | + | + | T | T | T | T | T | | H | \forall | 十 | + |
| ● Application Form* (¿3\ | VII-1 | 1 | 1 | 1 | 1 | 1 | 캬 | 1 | 1 1 | 1 1 | 2 | | \dashv | \dashv | \dashv | \forall | \top | \dagger | T | T | T | T | T | T | | П | \dashv | 十 | \top |
| • Reduction of Assessor's Map (13) | VII-1 | 1 | 1 | 1 | 1 | 1 | 7 | 1 | 1 1 | 1 1 | 2 | | 寸 | \sqcap | \forall | \forall | \top | \top | 十 | T | T | T | T | T | Т | H | \top | \top | T |
| Evidence of Title | VII-2 | 1 | \dashv | 寸 | 1 | 1 | 十 | \top | T | T | П | | 寸 | \exists | 7 | 7 | \top | T | T | 1 | T | T | T | T | | П | \top | 十 | 1 |
| ● Names and Addresses → | VII-2 | 1 | | \exists | \dashv | 十 | \top | | T | T | | | | | \top | 1 | \top | T | T | T | T | T | T | T | | | T | 十 | T |
| ■ Legal Description* | VII-2 | 1 | 7 | 1 | 1 | 十 | T | 十 | T | T | П | | \exists | | 1 | 十 | 十 | \dagger | T | T | T | T | T | Г | | | T | 十 | T |
| • General Project Report (13) | X-7 | 1 | 1 | 1 | 1 | 1 | 7 | 1 | 1 1 | 1 | 2 | | | \neg | | T | T | 十 | T | T | T | T | T | T | | | T | 十 | \top |
| · Location Map - Large Classon's Ma | X-21 | 1 | | | \dashv | 十 | T | 十 | T | T | | | | \exists | T | 1 | 十 | T | T | T | T | T | T | T | | | 1 | 十 | |
| • Vicinity Sketch Site Plan (3) | IX-33 | 1 | 1 | 1 | 1 | .1 | 7 | 1 | 1 1 | 1 | 2 | | \exists | ヿ | T | T | T | T | T | T | T | T | T | Π | | | | T | T |
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NOTES: * An asterisk in the item description column indicates that a form is supplied by the City.

PRE-APPLICATION CONFERENCE Conference Attendance: H. Drollingen Proposal: TACO BELL - Clifton - Peach Tree Shopping Center Location: I-70 B /S. of F Road Tax Parcel Number: 2943-112-00-222 Review Fee: \$180 (Fee is due at the time of submittal. Make check payable to the City of Grand Junction.) Additional ROW required? _ Adjacent road improvements required? Area identified as a need in the Master Plan of Parks and Recreation? Parks and Open Space fees required? Estimated Amount: _____ Recording fees required? Estimated Amount: Half street improvement fees/TCP required? _______ Estimated Amount: ____ Revocable Permit required? State Highway Access Permit required? ___ On-site detention/retention or Drainage fee required? Applicable Plans, Policies and Guidelines Devel Code - Section 5-7-7. B.7.a Located in identified floodplain? FIRM panel #____ Located in other geohazard area? Located in established Airport Zone? Clear Zone, Critical Zone, Area of Influence? Avigation Easement required? While all factors in a development proposal require careful thought, preparation and design, the following "checked" items are brought to the petitioner's attention as needing special attention or consideration. Other items of special concern may be identified during the review process. O Screening/Buffering O Access/Parking O Land Use Compatibility O Drainage O Landscaping O Traffic Generation O Floodplain/Wetlands Mitigation O Availability of Utilities O Geologic Hazards/Soils O Other Related Files: CUP-96-23 It is recommended that the applicant inform the neighboring property owners and tenants of the proposal prior to the public hearing and preferably prior to submittal to the City. 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.

Signature(s) of Petitioner(s)

Signature(s) of Representative(s)

GENERAL PROJECT REPORT

Moss Inc. (taco Bell) intent is to construct a new Taco Bell restaurant on Peachtree site pad (2943-112-00-222).

Located on said pad site is the pole sign for the Peachtree shopping center. Said sign has been in this location since the shopping center was developed. They hold an easement to have this sign located there.

Moss Inc. has now discovered that you are allowed according to code, only one sign per site. This presents undue and unnecessary hardship for the new Taco Bell to be built there.

It is very important in any type of fast food business to have attractive and visible identification for the public.

Our intent is to install a 32 sq. ft. monument sign. (See enclosed brochure).

We do not feel this would be detrimental to surrounding properties. All surrounding properties are zoned commercial. The properties that have been developed have various forms of signage and identification to support their businesses.

Therefore we request that you grant this variance so that we may install the Monument sign on the property we are purchasing.

REVIEW COMMENTS

Page 1 of 2

FILE #VAR-96-23

TITLE HEADING: Free-standing Sign Variance

for Taco Bell

LOCATION:

3231 I-70 Business Loop

PETITIONER:

Moss, Inc. (Taco Bell)

PETITIONER'S ADDRESS/TELEPHONE:

715 Horizon Drive, Suite 380 Grand Junction, CO 81506

245-0898

PETITIONER'S REPRESENTATIVE:

Michael Saelens

STAFF REPRESENTATIVE:

Kristen Ashbeck

NOTE: THE PETITIONER IS REQUIRED TO SUBMIT FOUR (4) COPIES OF WRITTEN RESPONSE AND REVISED DRAWINGS ADDRESSING ALL REVIEW COMMENTS NO LATER THAN 5:00 P.M. MARCH 5, 1996.

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| DICTION | CONSULTA | |
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| | | |

2/21/96

Bruce Bauerle

243-7084

This appears to be justified. Approval recommended.

CITY DEVELOPMENT ENGINEER

2/21/96

Jody Kliska

244-1591

No comment.

CITY CODE ENFORCEMENT

2/21/96

Jan Koehn

244-1593

No objections.

SIGN CONSULTANT

2/23/96

Mark Gamble

- 1. Petitioner's request is reasonable. Multi-tenant property's commonly have problems with the "one free-standing sign per parcel" code regulation.
- 2. Petitioners competitors in that vicinity have adequate sign visibility, therefore no sign for petitioner would create an insurmountable hardship.
- 3. The City of Grand Junction has granted a variance, under the same circumstances, several times in the past. Most recently, Sam's Club & Golden Corral.

I recommend approval.

VAR-96-23 / REVIEW COMMENTS / page 2 of 2

CITY COMMUNITY DEVELOPMENT

2/28/96

Kristen Ashbeck

244-1437

- 1. Please clarify narrative indicates sign will be a monument sign, plan shows it will be a pole sign?
- 2. Provide a drawing or photograph of existing Peachtree sign indicating height and square footage of sign.
- 3. What is the overall height of the proposed sign? Drawing does not indicate this.

TO DATE, COMMENTS NOT RECEIVED FROM:

City Attorney

RESPONSE TO REVIEW COMMENTS

FILE # VAR96-23

LOCATION: 3231 I-70 BUSINESS LOOP

PETITIONER: MOSS INC. (TACO BELL)

PETITIONER ADDRESS/TELEPHONE: 715 HORIZON DRIVE #380

GRAND JUNCTION, COLORADO 81506

PETITIONER REPRESENATIVE: MICHAEL SAELENS

STAFF REPRESENATIVE: KRISTEN ASHBROOK

SIGN CONSULTANT: BRUCE BAUERLE

NO RESPONSE NECESSARY

CITY DEVELOPMENT ENGINEER: JODY KLISKA

NO COMMENT NECESSARY

CITY CODE ENFORCEMENT: JAN KOEHN

NO COMMENT NECESSARY

SIGN CONSULTANT: MARK GAMBLE

NO COMMENT NECESSARY

CITY COMMUNITY DEVELOPMENT: KRISTEN ASHBECK

- 1) I'M SORRY ABOUT THE CONFUSION BETWEEN THE NARRATIVE AND THE SITE PLAN. THE SITE PLAN WAS COMPLETED BEFORE WE DECIDED TO ERECT A MONUMENT SIGN. THE NARRATIVE IS CORRECT. WE WISH TO ERECT A MONUMENT SIGN.
- 2) ENCLOSED PLEASE FIND A PICTURE OF THE EXISTING PEACHTREE SIGN. IT APPEARS TO BE APPROXIMATELY 40' HOGH. I'M NOT SURE OF THE EXACT SQ. FT. OF SAID SIGN.
- 3) PLEASE SEE ENCLOSED CUT SHEET. SAID SIGN WILL BE 7'2" IN HEIGHT.

CITY ATTORNEY:

NO COMMENTS RECEIVED.

M-1 32 Square Feet 7'-2" x 4'-7 1/2" DF C-P Monument Sign

Double face sign with one-piece, prescreened logo faces of polycarbonate. Logo faces are pan embossed with white border. Appendage faces are one-piece, prescreened polycarbonate and are embossed with white border. Optional copy reading: DRIVE THRU or WELCOME.

Sign box is extruded aluminum and constructed to meet 30 PSF wind load. Electrical meets standards of National Electrical Code and bears U.L. label. Support column is 10" x 10" square steel tube.

Textured base is supplied by General Contractor.



| PFS ITEM# | PFS ITEM DESCRIPTION | | | | | | | | | | | |
|-----------|--------------------------|-----------|------|--|--|--|--|--|--|--|--|--|
| 99157 | Sign 32 Sq. Ft. D/T Logo | | | | | | | | | | | |
| MODEL# | WEIGHT | CUBIC FT. | UOM | | | | | | | | | |
| M-1 | 37 lbs. | 58 | each | | | | | | | | | |





4 JENNER STREET • SUITE 150 • IRVINE. CALIFORNIA 92718 (714) 727-4500 • (800) 326-4737 • FAX (714) 727-3368

POSTING OF PUBLIC NOTICE SIGNS

The posting of the Public Notice Sign is to make the public aware of development proposals. The requirement and procedure for public notice sign posting are required by the City of Grand Junction Zoning and Development Code.

To expedite the posting of public notice signs the following procedure list has been prepared to help the petitioner in posting the required signs on their properties.

- 1. All petitioners/representatives will receive a copy of the Development Review Schedule for the month advising them of the date by which the sign needs to be posted. IF THE SIGN HAS NOT BEEN PICKED UP AND POSTED BY THE REQUIRED DATE, THE PROJECT WILL NOT BE SCHEDULED FOR THE PUBLIC HEARING.
- 2. A deposit of \$50.00 per sign is required at the time the sign is picked up.
- 3. You must call for utility locates before posting the sign. Mark the location where you wish to place the sign and call 1-800-922-1987. You must allow two (2) full working days after the call is placed for the locates to be performed.
- 4. Sign(s) shall be posted in a location, position and direction so that:
 - a. It is accessible and readable, and
 - b. It may be easily seen by passing motorists and pedestrians.
- 5. Sign(s) MUST be posted at least **10 days** before the Planning Commission hearing date and, if applicable, shall stay posted until after the City Council Hearing(s).
- 6. After the Public Hearing(s) the sign(s) must be taken down and returned to the Community Development Department within FIVE (5) working days to receive a full refund of the sign deposit. For each working day thereafter the petitioner will be charged a \$5.00 late fee. After eight working days Community Development Department staff will retrieve the sign and the sign deposit will be forfeited in its' entirety.

The Community Development Department staff will field check the property to ensure proper posting of the sign. If the sign is not posted, or is not in an appropriate place, the item will be pulled from the public hearing agenda.

BOA 3/13/96 Approved 5-0

BOARD OF APPEALS - STAFF REVIEW

FILE: VAR 96-23

DATE: March 6, 1996

REQUEST: Sign Variance for Additional Free-standing Sign

LOCATION: 3231 I-70 Business Loop

APPLICANT: Moss, Inc. (Taco Bell)

EXISTING LAND USE: Vacant

PROPOSED LAND USE: Fast Food Restaurant

SURROUNDING LAND USE:

North: Commercial - Peachtree Shopping Center South: Commercial - Peachtree Shopping Center East: Commercial - Peachtree Shopping Center

West: Commercial - Clifton Inn

ZONING AND DEVELOPMENT CODE REQUIREMENT:

Section 5-7-7 B.7.a. - No more than one (1) free-standing sign shall be permitted for any parcel for each street frontage. The sign allowance per frontage can only be used on that frontage and shall not be transferred to any other frontage.

VARIANCE REQUESTED:

An additional free-standing sign on a parcel in the Peachtree Shopping Center

APPLICANT'S REASON FOR REQUEST:

The existing pole sign for the Peachtree Shopping Center is located on an outlying pad site which is to be developed as a Taco Bell fast food restaurant. The Peachtree sign has been on the site since the shopping center was developed. The developer of the shopping center holds an easement to have the sign located on the pad site. It is important for the proposed business to be able to have its own visible identification.

STAFF ANALYSIS:

Per section 5-7-7 B.7.a. of the Grand Junction Zoning and Development Code, this parcel is allowed one free-standing sign because of the parcel having the single street frontage along I-70 Business Loop. The Peachtree Shopping Center placed a sign for the center along the I-70B frontage in the southeast corner of the proposed Taco Bell property when the center was originally developed (date unknown). By code, this precludes the location of a second sign along the I-70B frontage of this parcel unless a variance is granted. The Taco Bell restaurant is proposing to place a second free-standing sign on the parcel approximately 85 feet to the north of the existing Peachtree sign.

A possible solution would be to relocate the existing sign to the south of the Peachtree entrance so that it would no longer be on the Taco Bell site. However, this would only result in the same problem being created for the future development of that pad site. Also, this option would still result in having two free-standing signs along the I-70B frontage, they would just be further apart (say 110 feet instead of the 85 feet proposed).

FINDINGS OF REVIEW:

No Conflict with Public Interest. Granting this variance will not conflict with the public interest. It is within the public interest to allow for appropriate business advertisement.

Exceptional Conditions / Undue Hardship not Self-Inflicted. The exceptional condition or unusual situation in this case is the placement of the existing sign on the parcel by the shopping center for which the shopping center has an easement to do so. This situation was not self-inflicted by the applicant.

Not Detrimental to Public Health, Safety or Welfare. Granting this variance will not be detrimental to the public health, safety or welfare.

No Reasonable Use of Property without a Variance. While the property may still have a reasonable use without the variance being granted, it is also reasonable to allow for appropriate advertisement for a proposed business.

Not Injurous to or Reduce Value of Surrounding Properties. Granting the variance will not be injurous to or reduce the value of the surrounding properties. The development of this vacant site should have a positive impact on surrounding properties.

STAFF RECOMMENDATION: Approval of free-standing sign variance request for a monument sign to be no greater that 8 feet in height for the proposed Taco Bell to be located at 3231 I-70 Business Loop.

VR 96-23 ADDITIONAL FREESTANDING SIGN FOR TACO BELL PEACHTREE SHOPPING CENTER

Variance approved by GJ Board of Appeals at March 13, 1996 hearing. Approved 2nd freestanding sign to be a monument sign no greater than 8' in height (see proposed drawing in file)









