

**Agenda for the
Regular Meeting of the
Englewood City Council
Monday, May 17, 2010
7:30 pm**

Englewood Civic Center – Council Chambers
1000 Englewood Parkway
Englewood, CO 80110

1. Call to Order.
2. Invocation.
3. Pledge of Allegiance.
4. Roll Call.
5. Consideration of Minutes of Previous Session.
 - a. Minutes from the Regular City Council Meeting of May 3, 2010.
6. Recognition of Scheduled Public Comment. (This is an opportunity for the public to address City Council. Council may ask questions for clarification, but there will not be any dialogue. Please limit your presentation to five minutes.)
7. Recognition of Unscheduled Public Comment. (This is an opportunity for the public to address City Council. Council may ask questions for clarification, but there will not be any dialogue. Please limit your presentation to three minutes. Time for unscheduled public comment may be limited to 45 minutes, and if limited, shall be continued to General Discussion.)
8. Communications, Proclamations, and Appointments.
 - a. Memorandum from Amy Jiron submitting her resignation from the Englewood Urban Renewal Authority.
9. Consent Agenda Items.
 - a. Approval of Ordinances on First Reading.

Please note: If you have a disability and need auxiliary aids or services, please notify the City of Englewood (303-762-2405) at least 48 hours in advance of when services are needed.

- b. Approval of Ordinances on Second Reading.
 - i. Council Bill No. 10, authorizing the sale of five single-family residences located at 2198 West Adriatic Place, 2335 West Baltic Place, 2010 West Baltic Place, 4819 South Delaware Street, and 4681 South Decatur Street #226, as part of the Neighborhood Stabilization Program.
 - c. Resolutions and Motions.
10. Public Hearing Items (Please limit your presentation to five minutes).
- a. Public Hearing to gather input on Council Bill No. 11, authorizing amendments to Title 16: Unified Development Code to permit buy-back, second-hand, thrift and consignment uses as uses-by-right in the MU-B-1 zone district.
11. Ordinances, Resolutions and Motions
- a. Approval of Ordinances on First Reading.
 - i. Council Bill No. 12 – Recommendation from the Police Department to adopt a Bill for an Ordinance authorizing an Intergovernmental Agreement regarding the application for and acceptance of a 2010 Edward Byrne Justice Assistance Grant (JAG) Program Award (Grant No. 2010-H4990-CO-DJ). **STAFF SOURCE: John Collins, Deputy Chief of Police.**
 - b. Approval of Ordinances on Second Reading.
 - c. Resolutions and Motions.
12. General Discussion.
- a. Mayor's Choice.
 - b. Council Members' Choice.
13. City Manager's Report.
14. City Attorney's Report.
15. Adjournment

To: James Weeks
Chairperson, Englewood Urban Renewal Authority
City of Englewood, Co

From: Amy Jiron
Member, Englewood Urban Renewal Authority
City of Englewood, Co

Date: May 12, 2010

RE: Resignation

Dear Mr. Weeks,

I am writing to submit my resignation from the Englewood Urban Renewal Authority. My family is moving away from the City of Englewood. I am positive that another resident will serve the URA as well.

Thank you for the opportunity to participate. I hope that the URA will continue to bring vibrancy and walkability to the Englewood community. If you have any questions or concerns, please contact me at 303-229-9424 and/or ajiron@comcast.net.

Sincerely,

Amy Jiron

BY AUTHORITY

ORDINANCE NO. _____
 SERIES OF 2010

COUNCIL BILL NO. 10
 INTRODUCED BY COUNCIL
 MEMBER OLSON

AN ORDINANCE APPROVING THE SALE OF FIVE PROPERTIES ON THE OPEN MARKET, WHICH WERE PURCHASED AND REHABILITATED WITH FUNDS FROM THE NEIGHBORHOOD STABILIZATION PROGRAM GRANT AND THE LTAR FUND.

WHEREAS, the Englewood City Council approved Resolution No. 34, Series of 2009 authorizing the City to apply to the Department of Local Affairs, Colorado Division of Housing for a portion of Arapahoe County's allocation of the Federal Neighborhood Stabilization Program funds (NSP1); and

WHEREAS, the City Council approved Ordinance No. 37, Series of 2009 authorizing the execution of a contract for Neighborhood Stabilization Program grant funding between the State of Colorado Department of Local Affairs and the City of Englewood; and

WHEREAS, the City Council approved Ordinance No. 49, Series of 2009 authorizing the purchase of ten (10) unidentified, single-family, vacant, foreclosed properties located in the eligible census tracts throughout the City of Englewood to fulfill the NSP1 contract with the Colorado Department of Local Affairs; and

WHEREAS, five such properties are almost ready to be sold to private parties who will secure their own financing, thereby replacing the grant funds used and returning those funds to the State Program; and

WHEREAS, if an offer to purchase is received from any City employee, their family members, or any business in which a City employee has a financial interest, the offer will be submitted to the Englewood City Council for approval;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ENGLEWOOD, COLORADO, AS FOLLOWS:

Section 1. Approval is hereby given for the sale of five properties on the open market which were purchased and rehabilitated with funds from the Neighborhood Stabilization Program Grant and the LTAR Fund. Said properties will be sold to private parties who shall secure their own financing and the State Funds, which were used to purchase and develop said properties, shall be returned to the Neighborhood Stabilization Program (NSP1).

Section 2. The following properties are authorized to be sold on the open market:

1. 2198 West Adriatic Place
2. 2335 West Baltic Place
3. 2010 West Baltic Place
4. 4819 South Delaware Street
5. 4681 South Decatur Street - #226

Section 3. The sale of these properties shall require the purchaser to agree as follows:

1. All households being served must qualify under the terms of the NSP1 Grant.
2. The purchasing household will undergo a minimum of 8 hours of HUD approved homeownership counseling.
3. The purchasing household must occupy the property as a principal residence for a minimum of five years.

Section 4. The sale price shall be equal to or less than the costs to acquire and redevelop the home.

Section 5. The Supplemental Appropriation will be reimbursed to the NSP funds and the LTAR funds upon the rehabilitation and sale of the foreclosed properties.

Section 6. The Mayor and the City Clerk are authorized to execute the proper form of deed for the conveyance of these properties pursuant to Section 72 of the Englewood City Charter.

Introduced, read in full, and passed on first reading on the 3rd day of May, 2010.

Published as a Bill for an Ordinance in the City's official newspaper on the 7th day of May, 2010.

Published as a Bill for an Ordinance on the City's official website beginning on the 5th day of May, 2010 for thirty (30) days.

Read by title and passed on final reading on the 17th day of May, 2010.

Published by title in the City's official newspaper as Ordinance No. ____, Series of 2010, on the 21st day of May, 2010.

Published by title on the City's official website beginning on the 19th day of May, 2010 for thirty (30) days.

James K. Woodward, Mayor

ATTEST:

Loucrishia A. Ellis, City Clerk

I, Loucrishia A. Ellis, City Clerk of the City of Englewood, Colorado, hereby certify that the above and foregoing is a true copy of the Ordinance passed on final reading and published by title as Ordinance No. ____, Series of 2010.

Loucrishia A. Ellis

COUNCIL COMMUNICATION

Date: May 17, 2010	Agenda Item: 10 a	Subject: Amendment to Title 16: Unified Development Code to Permit Buy-Back, Second-Hand, Thrift and Consignment Uses in the MU-B-1 Zone District
Initiated By: Community Development Department		Staff Source: Tricia Langon, Senior Planner

COUNCIL GOAL AND PREVIOUS COUNCIL ACTION

Council directed the Planning and Zoning Commission to consider amendments to the Unified Development Code (UDC) to address buy-back, second-hand, thrift and consignment uses in the MU-B-1 zone district. Council considered proposed Title 16 amendments at first reading on May 3, 2010 and set a Public Hearing for May 17, 2010. Council also directed staff to prepare a separate definition for each use under consideration.

RECOMMENDED ACTION

Recommendation from the Community Development Department to consider testimony during Public Hearing on a Bill for an Ordinance amending Title 16 of the Englewood Municipal Code to permit buy-back, second-hand, thrift and consignment uses in the MU-B-1 zone district.

BACKGROUND, ANALYSIS, AND ALTERNATIVES IDENTIFIED

In late January 2010 the Community Development Department received an inquiry about consignment store use in the MU-B-1 downtown central business district. Per *Table 16-5-1.1: Table of Allowed Uses* of the UDC consignment use is not permitted in the zone district. Use variances are prohibited by Code and the property in question did not meet rezoning thresholds; therefore, the only option allowing consignment use in the MU-B-1 zone was amendment of the zoning regulations.

Staff reviewed zoning regulations of nine metro municipalities and found that eight cities grouped buy-back, second hand, thrift and consignment uses into a single category. Though one city did list thrift/consignment as a separate use, all municipalities treated all four uses as general retail and permitted them wherever retail use was allowed.

Staff also noted that at this time no buy-back, second-hand, or consignment uses operate in the MU-B-1 district. However, one thrift store use is in the district and has been at that MU-B-1 location for more than 35 years. It is currently identified as a nonconforming use.

Planning and Zoning Commission considered the issue during the March 2, 2010 study session. The Commission reviewed four options including maintaining the current prohibition, allowing all uses in

MU-B-1, separating the uses and designating in which zone district each use would be allowed. The Commission discussed prohibiting thrift use in the district and ultimately determined that all four uses (buy-back, second hand, thrift and consignment) were appropriate uses in MU-B-1.

The Planning and Zoning Commission conducted a Public Hearing on April 6, 2010, to consider the proposed amendments. Five members of the public spoke in favor of the proposed amendments; no one spoke against. Following public input and discussion, the Commission voted 8 to 1 to forward the proposed amendments to City Council to permit buy-back, second hand, thrift and consignment use in MU-B-1. The favorable recommendation was based on the proposed amendments being supportive of Objectives 1-2 and 1-3 of the Business and Employment section of Roadmap Englewood: 2003 Englewood Comprehensive Plan as stated in the attached Findings of Fact.

In preparing a separate definition for each use, staff based the suggested definitions on each use's retail operation and the current UDC definition of Secondhand Goods:

Secondhand Goods: Includes any tangible personal property not sold as new and normally having been sold used by one (1) or more intermediaries. Secondhand property does not include items that were sold as new and returned by the customer for exchange or refund. Also, secondhand property does not include reconditioned property purchased from a wholesaler.

The resulting definitions are:

Buy-Back. A retail establishment that deals primarily in the buying, selling, trading, or trading for credit of second-hand goods such as sporting goods, and electronic games and systems.

Consignment. A retail establishment that deals primarily in second-hand goods resold through a broker for the owner with the provision that payment is expected only on completed sales and that unsold items may be returned to the owner.

Second-Hand. A retail establishment that deals primarily in second-hand goods, such as apparel, household items furniture, and books. This use type does not include the sale of second-hand motor vehicles, parts or accessories, scrap or waste.

Thrift. A retail establishment that deals primarily in donated second-hand goods operated by a non-profit charitable organization, as defined in Internal Revenue Service Code 26 USCS 501 as amended. This use type does not include the sale of second-hand motor vehicles, parts or accessories, scrap or waste.

As an additional alternative, Thrift stores could be further defined by size as follows:

Thrift, small. A retail establishment containing 10,000 square feet or less of floor area, that deals primarily in donated second-hand goods operated by a non-profit charitable organization, as defined in Internal Revenue Service Code 26 USCS 501 as amended. This use type does not include the sale of second-hand motor vehicles, parts or accessories, scrap or waste.

Thrift, large. A retail establishment containing more than 10,000 square feet of floor area, that deals primarily in donated second-hand goods operated by a non-profit charitable organization,

as defined in Internal Revenue Service Code 26 USCS 501 as amended. This use type does not include the sale of second-hand motor vehicles, parts or accessories, scrap or waste.

The current UDC definition of Floor Area is: The sum of the areas of the several floors of the structure, as measured by the exterior faces of the walls, including fully enclosed porches and the like as measured by the exterior limits thereof, but excluding:

- (A) Garage space which is in the basement of a building or, in the case of garage space accessory to a dwelling, is at grade;
- (B) Basement and cellar areas devoted exclusively to uses accessory to the operation of the structure; and
- (C) Areas elsewhere in the structure devoted to housing mechanical equipment customarily located in the basement or cellar such as heating and air conditioning equipment, plumbing, electrical equipment, laundry facilities, and storage facilities.

Amendment Alternatives and Outcomes:

1. *Adopt amendments as proposed by Planning and Zoning Commission.*

- The four uses under consideration, buy-back, second-hand, thrift and consignment, would be permitted in MU-B-1 as well as in MU-B-2, M-2, I-1 and I-2 zone districts.
- The existing nonconforming thrift use in MU-B-1 would become a conforming use.
- No amendments to Council Bill No. 11 are required.
- Council Bill No. 11 proceeds to Second Reading on June 7, 2010.
- Anticipated effective date of Ordinance is July 12, 2010.
- Opens these four uses to the entire MU-B-1 zone as shown below:



2. Amend Council Bill No. 11 by separating the four uses into individual use types with separate definitions and using only one definition of thrift.
 - Amend *Table 16-5-1.1: Table of Allowed Uses* to show where each of the four uses is allowed as either a permitted use or conditional use. (All of the uses are currently permitted uses in M-2, MO2, MU-B-2, I-1 and I-2.)
 - Any existing use not permitted in MU-B-1 by the amendments to Table 16-5-11 becomes a nonconforming use.
 - Amendments require Council Bill No. 11 to be sent back for 1st Reading, as Amended.
 - Anticipated effective date of Ordinance could be delayed 2 - 4 weeks depending on the degree of amendments.

3. Amend Council Bill No. 11 by using the two definitions of thrift store in addition to the separate definitions of buy-back, second-hand, and consignment.
 - Amend *Table 16-5-1.1: Table of Allowed Uses* to show where each of the five uses is permitted. (Buy back, second-hand, consignment and thrift shops are currently permitted in M-2, MO2, MU-B-2, I-1 and I-2.) The use types *Thrift, small* and *Thrift, large* would need to be included in the Table with an indication of what zone districts they would be permitted in.
 - The definition of floor area excludes mechanical rooms and storages areas from the calculation of the floor area of a structure. It is conceivable that a structure containing 15,000 square feet could have 5,000 square feet of storage and therefore be classified as a small thrift store. The differentiation in size may not achieve what is intended.
 - Any existing use not permitted in MU-B-1 by the amendments to Table 16-5-11 becomes a nonconforming use.
 - Amendments require Council Bill No. 11 to be sent back for 1st Reading, as Amended.
 - Anticipated effective date of Ordinance could be delayed 2 - 4 weeks depending on the degree of amendments.

Conclusion:

The majority of cities in the metropolitan area treat buy-back, second-hand, thrift and consignment uses as general retail and allow them wherever retail use is permitted. The UDC also classifies these four uses into a single use type based on their common function (retail sales) and product (second-hand goods). Though each use may acquire or sell merchandise differently, retail sales remains the basic function of each of these uses. No real distinction for prohibiting any of these four retail sales use from the MU-B-1 district is identified.

Concern has been noted regarding the perceived impact of a thrift use in MU-B-1 being incompatible or not in character with the downtown area. These concerns appear to focus on the three blocks of the South Broadway corridor. Construction of a large retail use, whether thrift or another allowed use, would require land assemblage in this area. The existing ownership and development patterns of small lots in the central downtown are not conducive to large-format development in the three blocks of South Broadway that are zoned MU-B-1. All retail uses, large or small, have the potential for impacts on surrounding properties. Not all thrift uses are large scale operations, as witnessed by the existence for the past thirty-five years of a 1,500 square feet shop in the district.

Several comments have been received concerning limiting the size of thrift stores. Because storage is excluded from the calculation of floor area, limiting the size of a thrift store may have no impact in excluding them from the MU-B-1 zone district.

Any amendments affecting buy-back, second-hand, thrift and consignment uses in the MU-B-1 zone will affect the entire MU-B-1 district, which extends beyond the Broadway corridor (See map above). Amendments have the potential of affecting all parcels in the district including the Englewood Market Place, Englewood Plaza (former Phar-mor site) or even Mason Square that have available parking, loading and drop-off areas that may be more appropriate to larger-scale development.

FINANCIAL IMPACT

No financial impacts are anticipated from the adoption of the proposed UDC amendments.

LIST OF ATTACHMENTS

Planning and Zoning Commission Staff Report – April 6, 2010
Planning and Zoning Commission Minutes – April 6, 2010
Planning and Zoning Commission Findings of Fact – April 6, 2010
Letter and photos submitted by Mr. Greg Ham on behalf of Denver Christian Schools
Emails from citizens regarding the issue
Bill for an Ordinance



CITY OF ENGLEWOOD
COMMUNITY DEVELOPMENT

TO: Planning and Zoning Commission
THRU: Alan White, Community Development Director [REDACTED]
FROM: Tricia Langon, Senior Planner [REDACTED]
DATE: April 6, 2010
SUBJECT: Case # 2010-003: MU-B-1 Unified Development Code Amendments Permitting Buy-back, Second-hand, Thrift and Consignment Uses

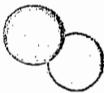
RECOMMENDATION:

Community Development Department requests that the Planning and Zoning Commission review, take public testimony, and forward to City Council a recommendation for adoption of proposed amendments to Title 16: Unified Development Code (UDC) related to buy-back, second-hand, thrift and consignment uses in the MU-B-1 zone district.

BACKGROUND:

This issue came forward in late January 2010 when the Community Development Department received an inquiry about consignment store use in the MU-B-1 downtown central business district. Per *Table 16-5-1.1: Table of Allowed Uses* of the UDC the use is not permitted in the zone district. At the direction of Council, Director White brought the issue to the attention of the Planning and Zoning Commission during the February 17, 2010 study session. After discussion the Commission directed staff to prepare background material for a future study session. Staff presented the requested material to the Commission on March 2, 2010, which included four options for addressing the issue:

- Option 1:* Maintain the status quo, where buy-back, second hand, thrift and consignment stores are grouped into a single use type and prohibited in MU-B-1.
- Option 2:* (Single-step approach) Maintain the grouping of buy-back, second hand, thrift and consignment stores in a single use type, and allow all in MU-B-1.
- Option 3:* (Multi-step approach)
- Maintain buy-back, second hand, and consignment uses as a single use type.
 - Allow these uses in MU-B-1, MU-B-2, M2 and I-1 and I-2 districts.
 - Establish thrift as a separate use type.
 - Allow thrift use in MU-B-2, I-1 and I-2 districts only.

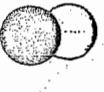
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- e. Establish definition of Thrift store as being run by an organization with tax exempt status that sells donated items.

Option 4: Split each use into its own use type in Table 16-5-1.1 and designate in which zone district each use is allowed.

Discussion on the options ensued between Option 2 that lumps the uses as a single use type with all allowed in B-1, versus Option 4 that separates each use into its own use types, thus allowing the individual use to be designated as permitted or prohibited in a particular zone district. Discussion focused on the similarities and differences among the uses. It was the consensus of the Commission that the four uses (buy-back, second-hand, thrift and consignment) are retail uses dealing with second-hand goods that are of a similar nature and compatible with the MU-B-1 district. The Commission directed staff to prepare draft amendments permitting the uses in MU-B-1 (Option 2).

ANALYSIS:

Early City zoning regulations for business districts listed individual types of retail stores and also contained a catch-all clause allowing "similar lawful uses...compatible with other uses in the area". As a result of the 1996 South Broadway Action Plan, Council adopted Ordinance No. 49, Series of 1997 which prohibited pawn and second-hand stores in the MU-B-1 zone district.

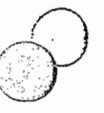


The UDC, adopted in 2004, defined retail sales as "a use category including establishments involved in the sale of new or used products to the general public." It created a separate use type for pawn shops in the *Table of Allowed Uses*. It also grouped buy-back, thrift, and consignment shops with second-hand stores in the Table and prohibited these uses in the MU-B-1 district. With the recent addition of the medical districts to the UDC, the four uses are currently allowed in M-2, MU-B-2, and the Industrial districts.

In preparing this report and proposed amendments regarding buy-back, second-hand, thrift and consignment uses in the MU-B-1 zone district, the following areas were reviewed:

1. Zoning regulations of nine metro municipalities to determine how the four uses are classified and found:
 - > 8 of 9 cities did not single out the uses as individual uses;
 - > 1 city listed thrift/consignment as a separate use allowed in their commercial mixed-use and industrial districts;
 - > 8 of 9 cities did not provide separate definitions for each individual use;
 - > 1 city defined thrift store only.

Conclusion: The majority of cities treat all four uses as general retail uses and allow them wherever retail use is allowed.

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2. American Planning Association's A Planner's Dictionary for standard terminology:
 - > A broad range of definitions for each term was found; many of which appeared to be crafted for specific situations.

- All uses dealt with the retail sale of second-hand goods.
- Many definitions excluded the sale of second-hand motor vehicles, parts or accessories, scrap or waste.

Conclusion: Standard terminology and definitions are not available. Establishing definitions on how each use functions here in Englewood appears to be the best strategy.

3. Purpose statement of UDC 16-11-1: Use Classifications.

- "*Purpose.* Use classifications organize land uses and activities into general "use categories" and specific "use types" based on common functional, product, or physical characteristics, such as the type and amount of activity, the type of customers or residents, how goods or services are sold or delivered, and site conditions. The use classifications provide a systematic basis for assigning present and future land uses into appropriate zoning districts. Use classifications describe one (1) or more uses having similar characteristics, but do not list every use or activity that may appropriately be within the classification."
- The UDC describes the buy-back, second-hand, thrift and consignment uses only as a type of retail sales use dealing primarily in second-hand apparel, household goods, furniture, books, or appliances.
- *Second-hand goods* include any tangible personal property not sold as new and normally having been sold used by one (1) or more intermediaries. Second-hand property does not include items that were sold as new and returned by the customer for exchange or refund. Also, second-hand property does not include reconditioned property purchased from a wholesaler.

Conclusion: The UDC groups the four uses together because of their key similarities: retail sales and second-hand goods. No real distinction is noted for prohibiting a retail sales use from the central downtown business district.

4. How the four uses function within the Englewood community:

- Each use deals primarily in second-hand goods.
- In buy-back and second-hand shops the goods are owned by the shop, which is run on a for-profit basis.
- A consignment shop also runs on a for-profit basis and charges a commission to the owner of the goods, who retains title of the goods until the items sell.
- A thrift store typically is a non-profit operation where goods have been donated and a tax exemption may be available to the donor. A thrift store may also have drop off, sorting and compacting operations.

Conclusion: No matter who owns or how the second-hand goods are acquired, the primary function of each use is retail sales of second-hand goods. Impacts on the neighborhood are a function of the individual shop, as is the case with all retail uses.

5. Other regulatory options to allow one or all of the four subject uses in the MU-B-1 zone district:

In theory there are planning or regulatory practices that could provide relief when a specific use is not permitted in a particular zone district. These practices were reviewed in light of the Englewood Municipal Code and found not to be viable options:

- Variance: A variance grants relief from a specific zoning regulation to a specific property. This request to the Board of Adjustment and Appeals would be for relief of the regulation prohibiting the use of the property. Pursuant to 16-2-16:A4, "The Board shall not consider a Zoning Variance application relating to the use of property."
- Rezone: A property could be rezoned to a zone district classification that permitted the subject uses. Pursuant to 16-2-7.B2 the minimum threshold for consideration of a rezoning application is 37,500 square feet of land. The site of the initial inquiry did not meet this minimum size requirement.

Conclusion: An amendment to UDC Table of Allowed Uses is the only planning practice available to grant relief to the request to allow any of the four subject uses in the MU-B-1 zone district.

6. Roadmap Englewood: 2003 Englewood Comprehensive Plan:

- The Introduction of Section 7: Business and Employment of states: "The City of Englewood recognizes the important role business continues to play in the overall success of the community. The City is committed to providing an economically viable environment that will support a diverse base of businesses. Active economic analysis on the City's part will allow the City to develop strategies to retain competitive businesses, and attract new types of businesses that fill a vacant niche in the community in order to create a more balanced mix of complementary goods and services."

Conclusion: One such strategy to attract new business is to periodically review allowed uses within a zone district and make appropriate amendments as community needs and desires change.

7. Existing Uses in MU-B-1:

- In researching the issue, Community Development Department identified one existing non-conforming use in the MU-B-1 zone district. This use has operated in the district for close to forty years.

Conclusion: Adoption of the proposed amendment to allow the subject uses in MU-B-1 would restore a nonconforming use to conforming zoning status.

PROPOSED AMENDMENTS:

Based on the above findings, use category purpose in Unified Development Code, and Planning and Zoning Commission consensus at study session, Staff recommends the following amendments:

1. *Table 16-5-1.1: Table of Allowed Uses:* Add "P" (permitted) under the MU-B-1 zone district column.
2. 16-11-1.F14b(4): Add that the buy-back, second-hand, thrift and consignment use type does not include the sale of second-hand motor vehicles, parts or accessories, scrap or waste.
3. 16-11-2: Add that the use does not include the sale of second-hand motor vehicles, parts or accessories, scrape or waste to the definition of "buy-back, second-hand, thrift and consignment."

ATTACHMENTS:

Proposed Amendments

Letter to Planning and Zoning Commission from Commissioner Roth



16-11-1: Use Classifications.

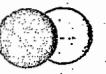
F. Commercial Uses.

14. Retail Sales and Service (Sales).

- a. *Characteristics.* Retail sales and service (sales) establishments are involved in the sale of new or used products to the general public. Accessory uses may include offices, parking, storage of goods, and assembly, repackaging, or repair of goods for on-site sale.
- b. *Specific Use Types.* This category includes the following use types:
- (1) **Antique Store.** Any premises used for the sale or trading of articles of which eighty percent (80%) or more are over fifty (50) years old or have collectible value. An "antique store" does not include the collection, recycling, sale, or storage of "junk" as that term is defined in this Chapter.
 - (2) **Art Gallery.** An establishment engaged in the sale, loan, or display of art, books, paintings, sculpture, or other works of art. Art galleries do not include libraries, museums, or non-commercial art galleries.
 - (3) **Auction House.** Any establishment in which is carried on the business of auctioning articles for sale by public outcry and where such items offered for auction are sold immediately to the highest bidder.
 - (4) **Buy-Back Shop, Second-Hand, Thrift, Consignment.** A retail establishment that deals primarily in second-hand apparel, household goods, furniture, books, or appliances. This use type does not include the sale of second-hand motor vehicles, parts or accessories, scrap or waste.
 - (5) **Convenience Store.** A retail establishment offering for sale food and beverage for off-site consumption, household items, newspapers and magazines, and other small convenience items typically found in establishments with long or late hours of operation. A convenience store has a gross floor area no larger than five thousand (5,000) square feet. This definition excludes delicatessens or other specialty food stores, as defined below. Establishments at which twenty percent (20%) or more of the transactions are sales of prepared food for on-site consumption shall be classified as food and beverage service uses rather than convenience stores.
 - (6) **Grocery/Specialty Food Store.** A retail establishment offering for sale primarily food and beverage for off-site consumption, specializing in the sale of one type of food item, and/or maintaining a sizable inventory of fresh fruits, vegetables, fresh-cut meats, or fresh seafood. A grocery/specialty food store may also include sales of personal convenience and small household goods. Grocery/specialty food stores include, but are not limited to, bakeries, delicatessens, seafood sales, and meat or poultry stores (e.g., butcher shops).



Establishments at which twenty percent (20%) or more of the transactions are sales of prepared food for on-site consumption shall be classified as food and beverage service uses rather than grocery/specialty food stores.

- (7) Liquor Store. A state-licensed, retail establishment selling packaged alcoholic liquors (including beer, wine, and spirituous liquors) for consumption off-site. Liquor stores do not include restaurants, taverns, or bars.
 - (8) Pawnbroker. An establishment regularly engaged in the business of making contracts for purchase or purchase transactions in the course of business.
 - (9) Retail Sales, General Merchandise. Establishments that sell, lease, or rent consumer, home, and business goods, but excluding merchandise/retail uses classified or defined more specifically in this chapter (e.g., food/beverage sales, convenience stores, restaurants). Typical uses include department stores, furniture stores, clothing stores, and establishments providing the following products or services: art, art supplies, bicycles, clothing, dry goods, electronic equipment, fabric, furniture, garden supplies, gifts, hardware, home improvements, household products, jewelry, pet food, pharmaceuticals, printed material, sporting goods, stationary, and videos.
- c. *Exceptions.* No outdoor display is permitted as part of, or accessory to, a retail sales and service (sales) use unless specifically authorized by this Title.
- 

16-11-2: Definition of Words, Terms, and Phrases.

Buy-Back Shop, Second-Hand, Thrift, Consignment: A specific type of retail sales and service (sales) use. A retail establishment that deals primarily in second-hand apparel, household goods, furniture, books, or appliances but does not include the sale of second-hand motor vehicles, parts or accessories, scrap or waste. See definition of "Retail Sales And Service (Sales)".

To all Planning and Zoning Commission members,

I believe approach we are taking regarding the consignment store issue is short sighted.

"Planning" is the first word in the name of this Commission, which implies we should be looking to the future. Like so many of the recent issues, we are reacting to a request while trying to minimize the time frame. The approach chosen is certainly the easiest, it focuses on the problem at hand but ignores the future.

We have established that buy back, consignment, used and thrift stores are not the same so why should we perpetuate this error and continue to keep them lumped together? They need to be separated, even if we allow them all in B1 district.

The next issue is whether we should allow large footprint "thrift stores" in the B1 district. When I look around the B1 district I don't see any available large properties, so allowing that use in B1 poses no real threat but... in my years in Englewood this B1 district has gone through a number of dramatic changes. Many of you may remember when the building currently housing Table Steaks was a "thrift store", and maybe you even remember when it was a discount store and the original home for Checker Auto Parts, but I can remember even before that, when it was a supermarket. During my years in Englewood, King Soopers has been in 3 different locations. For many years Walgreen's occupied the current site of Kaufman Mens Wear. Before the ill fated Trolley Square that block was home to a stationary store (now called office supply), a hobby shop, a Woolworth's (for the younger members, a "five and dime" or "dime store", similar to a dollar store before inflation), a women's clothing store, a bank, a department store, and even the original location of Nathan's Funtastic. Also, the Fire/Police building that was topped with the griffin you now pass on the stairs coming to our study sessions.

My point? Things change, it would be foolish to expect the area to remain static in the future. If we are prepared then a panic mode reaction may be avoided in the future.

During much of my tenure on the Englewood Urban Renewal Authority, we have been looking for a development on our "Acoma Property" (currently the parking lot along the 3400 block of South Acoma) that would attract pedestrian traffic to the downtown area. If we can get people out of their cars, they can see what the other downtown businesses have to offer and hopefully revitalize the area.

"Thrift Stores" frequently occupy former supermarkets because they have large footprints, and large parking lots. In fact, the building that currently houses the Goodwill store on Broadway was originally a supermarket. If you watch, you will see the patrons of these stores almost always arrive in automobiles whether buying goods or donating them; the parking lots are well used. With the large store frontage and parking conveniently located adjacent to the store they just don't generate much pedestrian traffic past neighboring businesses. Just like other "big box" type uses it doesn't fit the downtown model.

That is the reason I don't believe that large footprint "thrift stores" are a good fit for our B1 district, and why I hope you will reconsider and at least separate the uses that we know are different. Don't make some future commissioners retrace our footsteps..

Sincerely
Don Roth

**CITY OF ENGLEWOOD PLANNING AND ZONING COMMISSION
REGULAR MEETING
APRIL 6, 2010**

I. CALL TO ORDER



The regular meeting of the City Planning and Zoning Commission was called to order at 7:17 p.m. in the Council Chambers of the Englewood Civic Center, Chair Knoth presiding.

Present: Bleile, Roth, King, Welker, Krieger, Knoth, Fish, Brick, Calonder

Absent: Kinton (alternate)

Staff: Alan White, Community Development Director
Tricia Langon, Senior Planner
Nancy Reid, Assistant City Attorney

II. APPROVAL OF MINUTES

March 16, 2010



Krieger moved:

Fish seconded: TO APPROVE THE MARCH 16, 2010 MINUTES

Chair Knoth asked if there were any modifications or corrections.

There were none.

AYES: Bleile, Roth, Welker, Krieger, Knoth, Fish, King, Brick, Calonder

NAYS: None

ABSTAIN: None

ABSENT: None

Motion carried.

III. PUBLIC HEARING



Case #2010-03: Unified Development Code Amendments Permitting Buy-back, Second-hand, Thrift and Consignment Uses in the MU-B-1 Zone District.

Krieger moved:

Roth seconded: THE PUBLIC HEARING ON CASE#2010-03 BE OPENED

Planning and Zoning Commission

Public Hearing

Case #2010-03 Buy-back, Second-hand, Thrift and Consignment Uses in MU-B-1

Study Session: Case #2009-05 Sign Code Amendments

April 6, 2010

Page 2 of 5

AYES: Bleile, Roth, Welker, Krieger, Knoth, Fish, King, Brick, Calonder
NAYS: None
ABSTAIN: None
ABSENT: None

Motion carried.

 Ms. Langon, Senior Planner, was sworn in. She stated for the Commission's consideration tonight is case #2010-03, Amendments to the Unified Development Code of the Englewood Municipal Code regarding Buy-back, Second-hand, Thrift and Consignment uses in the MU-B-1 zone district. She stated she has already submitted for the record the staff report and proof of publication that notice of the public hearing was published in the *Englewood Herald* on March 19, 2010 and was on the City's website from March 11 through April 6, 2010. Community Development is requesting that the Commission review the proposed Ordinance, take public testimony and forward to City Council a recommendation for approval of the proposed Amendments.

This issue came before the Community Development Department at the request of a citizen for consignment shop use in the MU-B-1 downtown central business district. Per Table 16-5-1.1: Table of Allowed Uses in the Unified Development Code that use is not permitted within the MU-B-1 zone district. City Council directed the issue be forwarded to the Planning and Zoning Commission for review. Director White brought the issue forth on February 27, 2010. The Commission asked for options and possible means of addressing the issue. On March 2, 2010 Staff presented four options to the Commission. After discussion the Commission chose the single step approach option of allowing all uses in the MU-B-1 zone district. The Commission directed Staff to prepare draft amendments. Ms. Langon reviewed those draft amendments with the Commission. She noted the amendments do not include the sale of second-hand motor vehicles, parts or accessories, scrap or waste.

Ms. Langon offered to answer any questions the Commission might have. She cautioned the Commission that if there are any modifications to what Staff has prepared based on past discussions, additional amendments may be required.

Mr. Fish asked about non-conforming uses in the zone district. Ms. Langon stated there is one existing non-conforming use of this type in the MU-B-1 zone district that has been in operation for close to forty years.

 Joann Fetters was sworn in. She stated she is one of the owners of the building at 3431 and 3435 S Broadway. She said when the 3431 space became available the owners decided to put their own business into the space and found The Yellow Rose franchise to be an excellent choice. She said we understand amending the classifications is a process and thanked the Commission for their time and effort toward this change.

 Susie Fetters was sworn in. She stated she is also a part owner of the Oddfellows building and the building just south of it. She said she very much supports the change.

 Bob Fetters was sworn in. He also stated he supports the change.

 Kathy Woodley was sworn in. She stated she has lived in Englewood for over 20 years and feels allowing the change in the zoning rules would do nothing but benefit South Broadway. In allowing this, South Broadway will be able to gain a new business, The Yellow Rose.

 Michael Ribley was sworn in. He stated more foot traffic is needed in downtown Englewood and is in favor of the zoning change.

Chair Knoth asked if anyone else would like to speak. There was no one.

Bleile moved:

Fish seconded: THE PUBLIC HEARING ON CASE #2010-03 BE CLOSED

AYES: Bleile, Brick, Knoth, Roth, Welker, King, Krieger, Calonder, Fish
NAYS: None
ABSTAIN: None
ABSENT: None

Motion carried.



Fish moved:

Krieger seconded: *CASE #2010-03, AMENDMENTS TO TITLE 16: UNIFIED DEVELOPMENT CODE OF THE ENGLEWOOD MUNICIPAL CODE RELATED TO BUY-BACK, SECOND-HAND, THRIFT AND CONSIGNMENT USES IN THE MU-B-1 ZONE DISTRICT, BE RECOMMENDED FOR APPROVAL TO CITY COUNCIL WITH A FAVORABLE RECOMMENDATION FOR ADOPTION.*

Chair Knoth asked if there were any comments.

 Mr. Roth stated he believes the thrift store use could become too much for the downtown MU-B-1 area. He stated he would like to make an amendment to the motion.

Roth moved: TO LIMIT THE SIZE OF BUY-BACK, SECOND-HAND, THRIFT AND CONSIGNMENT USES IN THE MU-B-1 ZONE DISTRICT TO 10,000 SQUARE FEET.

Mr. Fish stated he was not willing to accept the friendly amendment until he fully understood what Mr. Roth was presenting. After discussion he declined to accept the friendly amendment.

Mr. Brick offered a friendly amendment.

Brick moved:
Bleile seconded: TO EXCLUDE THRIFT STORES FROM THE MU-B-1 ZONE DISTRICT.

Chair Knoth asked for a vote on Mr. Brick's friendly amendment.

AYES: Bleile, Brick, Roth
NAYS: Fish, Welker, Krieger, Calonder, King, Knoth
ABSTAIN: None
ABSENT: None

Motion failed.

Chair Knoth called for a vote on the original motion.

Mr. Brick said although he supports The Yellow Rose, he voted no because under Roadmap Englewood: 2003 Englewood Comprehensive Plan Objective 1-3, create a balanced mix of businesses that complement each other, he doesn't believe the overall mix being proposed is a complement to the area.

Ms. Krieger said she voted yes for exactly the opposite reason Mr. Brick gave. She sees Objective 1-3 as saying we should promote a mix of businesses.

Mr. Roth voted yes because Objective 1-2 of Roadmap Englewood 2003: Englewood Comprehensive Plan states, actively engage in attracting new businesses to the City applies as well as Objective 1-3.

AYES: Bleile, Knoth, Roth, Welker, King, Calonder, Krieger, Fish
NAYS: Brick
ABSTAIN: None
ABSENT: None

Motion carried.

IV. LEGAL ISSUES DISCUSSION RELATING TO SIGN CODE AMENDMENTS

 Ms. Langon and Ms. Reid discussed legal issues related to amendments to the sign code. Signs are a form of communication and they are protected under the First Amendment. Ms. Langon stated the issues were brought forth tonight to make the Commission aware of them. Further discussion regarding the sign code amendments will continue at a future study session.

V. PUBLIC FORUM

 No one wished to speak.

VI. DIRECTOR'S CHOICE

 Director White had nothing further to report.

VII. STAFF'S CHOICE



Upcoming meetings:

April 20: Sign Code and Landscape Amendments
May 4: Sign Code Amendments (Tentative)

VIII. ATTORNEY'S CHOICE



Ms. Reid had nothing further to report.

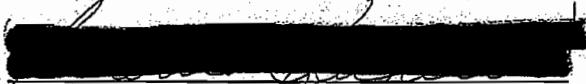
IX. COMMISSIONER'S CHOICE



Mr. Calonder stated he would be absent for several meetings between now and the end of summer. He apologized to the Commission.

Mr. Fish thanked his fellow Commissioners for all they bring forward.

The meeting adjourned at 8:48 p.m.


Barbara Krecklow, Recording Secretary

CITY OF ENGLEWOOD PLANNING AND ZONING COMMISSION

IN THE MATTER OF CASE #2010-03,)	
FINDINGS OF FACT, CONCLUSIONS)	
AND RECOMMENDATIONS RELATING)	FINDINGS OF FACT AND
TO AMENDMENTS TO TITLE 16 OF THE)	CONCLUSIONS OF THE
UNIFIED DEVELOPMENT CODE)	CITY PLANNING AND
PERMITTING BUY-BACK, SECOND-HAND,)	ZONING COMMISSION
THRIFT, AND CONSIGNMENT USES IN THE)	
MU-B-1 ZONE DISTRICT)	
)	
INITIATED BY:)	
COMMUNITY DEVELOPMENT)	
DEPARTMENT)	
1000 ENGLEWOOD PARKWAY)	
ENGLEWOOD, CO 80110)	

Commission Members Present: Krieger, Roth, Brick, Knoth, King, Calonder, Fish, Welker, Bleile

Commission Members Absent: None

This matter was heard before the City Planning and Zoning Commission on April 6, 2010 in the City Council Chambers of the Englewood Civic Center.

Testimony was received from staff, Joann, Bob and Susie Fetters, Michael Ribley and Kathy Woodley and the Commission received notice of the Public Hearing, the Staff Report, and a copy of the proposed amendments to Title 16 Unified Development Code which were incorporated into and made a part of the record of the Public Hearing.

After considering the statements of the witnesses and reviewing the pertinent documents, the members of the City Planning and Zoning Commission made the following Findings and Conclusions.

FINDINGS OF FACT

1. **THAT** the Public Hearing on the Amendments to Title 16 of the Unified Development Code permitting Buy-Back, Second-hand, Thrift and Consignment Uses in the MU-B-1 zone district was brought before the Planning Commission by the Department of Community Development, a department of the City of Englewood.
2. **THAT** notice of the Public Hearing was published in the *Englewood Herald* on March 19, 2010 and was on the Englewood web site from March 11, 2010 through April 6, 2010.

3. **THAT** the staff report was made part of the record.
4. **THAT** with the adoption of the Unified Development Code in 2004, Buy-back, Second-hand, Thrift and Consignment Uses were prohibited in the MU-B-1 zone district.
5. **THAT** a request was made in late January 2010 to allow a consignment shop in the MU-B-1 zone district.
6. **THAT** the Amendment is the only planning practice available to allow any of the four subject uses in the MU-B-1 zone district.
7. **THAT** testimony was received from the general public supporting the proposed zoning change.

CONCLUSIONS

1. **THAT** the Public Hearing on the Amendments to Title 16 of the Unified Development Code permitting Buy-Back, Second-hand, Thrift and Consignment Uses in the MU-B-1 zone district was brought before the Planning Commission by the Department of Community Development, a department of the City of Englewood.
2. **THAT** notice of the Public Hearing was published in the *Englewood Herald* on March 19, 2010 and was on the Englewood web site from March 10, 2010 to April 6, 2010.
3. **THAT** the staff report was made part of the record.
4. **THAT** the zoning change conforms to Roadmap Englewood: 2003 Englewood Comprehensive Plan Objective 1-2: Actively engage in attracting new businesses to the city and Objective 1-3: Create a balanced mix of businesses that complement each other.
5. **THAT** the Amendment is designed to allow Buy-back, Second-hand, Thrift and Consignment Uses in the MU-B-1 zone district.
6. **THAT** the adoption of the proposed amendment to allow the subject uses in MU-B-1 would restore a non-conforming use to conforming zoning status.

DECISION

THEREFORE, it is the decision of the City Planning and Zoning Commission that Case #2010-03 Buy-Back, Second-hand, Thrift and Consignment Amendments to Title 16 of the Unified Development Code should be referred to the City Council with a favorable recommendation.

The decision was reached upon a vote on a motion made at the meeting of the City Planning and Zoning Commission on April 6, 2010, by Mr. Fish, seconded by Ms. Krieger, which motion states:

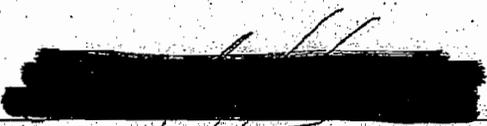
CASE #2010-03 AMENDMENTS TO TITLE 16 UNIFIED DEVELOPMENT CODE PERMITTING BUY-BACK, SECOND-HAND, THRIFT AND CONSIGNMENT USES IN THE MU-B-1 ZONE DISTRICT BE RECOMMENDED FOR APPROVAL TO CITY COUNCIL WITH A FAVORABLE RECOMMENDATION FOR ADOPTION

AYES: Krieger, Roth, Knoth, King, Fish, Calonder, Welker, Bleile
NAYS: Brick
ABSTAIN: None
ABSENT: None

Motion carried.

These Findings and Conclusions are effective as of the meeting on April 6, 2010.

BY ORDER OF THE CITY PLANNING & ZONING COMMISSION


Chad Knoth, Chair

DENVER CHRISTIAN SCHOOLS

Denver Christian Schools integrates educational excellence with Biblical perspective to equip students to bring Christ's transforming power and love into all areas of our broken world.

Thursday, May 06, 2010

Re: May 17, 2010 Council Meeting

Dear Council Members,

I am the president of the Board of Trustees for the Denver Christian Schools and attended your Council Meeting on May 3, 2010. We have been in the planning process for 24 months to open a retail concept in the Denver Metro Area that has proven to be successful in other parts of the country.

Denver Christian Schools (DCS) is a member of a national organization called Christian Schools International. Many of our sister schools across the country operate retail stores which take in donated goods from alumni, families and neighbors. These donations typically include new and gently used items. Some items are arts and crafts created by students and supporters. Occasionally, items are taken on a consignment basis. Some items are accepted and then reconditioned, refinished or repaired for resale. Proceeds from sales will be used to lower the cost of education at our schools.

DCS, located on three different campuses, has been providing quality Christian education for over 90 years in the greater Denver area. We have a tradition of educational excellence integrated with biblical perspective. Our students frequently serve our neighboring communities with service projects which we try to tie into the classroom education. We are confident that our store will equally reflect that same commitment to quality and community with its merchandising, cleanliness, attention to the environment and service to our neighbors.

We have a contract to purchase a bank-foreclosed building located at 3473 S. Broadway. We chose this location because we thought we could draw our families who are located all over Denver down to this central location to volunteer at the store but also to donate to and shop at the store. The interesting blend of circulating merchandise will attract DCS alumni and families as well as older constituents and outside consumers looking for bargains. We have a constituency base of over 10,000 individuals who would probably never come to this location but for our proposed store.

Having examined the definition of uses that was being processed before we pursued this location in Englewood, we were encouraged when it passed through planning and zoning. It is not clear to us if we would be excluded from the zoning definitions that Council was discussing in the meeting the other night. We believe we can be a valuable, interesting addition to the street front retailing area under discussion. After the meeting, we began to dialogue with neighboring businesses and residents of Englewood to test if we are wanted. All indications are that we would receive a warm welcome. Of course, your opinions are the ones that matter most.

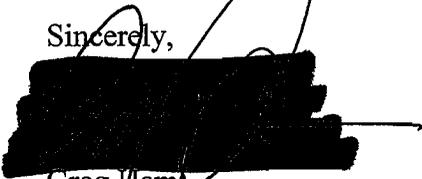
DC DENVER CHRISTIAN SCHOOLS

Denver Christian Schools integrates educational excellence with Biblical perspective to equip students to bring Christ's transforming power and love into all areas of our broken world.

If the Council's long-term objective is to create a vibrant retail area, our opinion is that by adding interesting and, in many ways, eclectic and unique retail concepts like ours, traffic patterns will generate that can raise the vibrancy and gentrification of this area. In many ways the fabric of the Broadway corridor is based in its antique stores, thrift stores, and unique retail concepts which make it a destination for shoppers of all diverse backgrounds. Our store will draw high-income customers who support our school but also love to hunt for bargains and unique items that cannot be found in chain retail stores. We also provide a price point to low income families who need used merchandise to care for their families. We believe the City of Englewood should be a place for both kinds of consumers and we have a strong desire to cater to both.

Denver Christian Schools and our new store can become a contributing partner and an asset to the Englewood Community. We hope you will approve the zoning amendment as it currently stands.

Sincerely,



Greg Ham
Denver Christian Schools

PS. We have included some additional information for your review.

ReNew

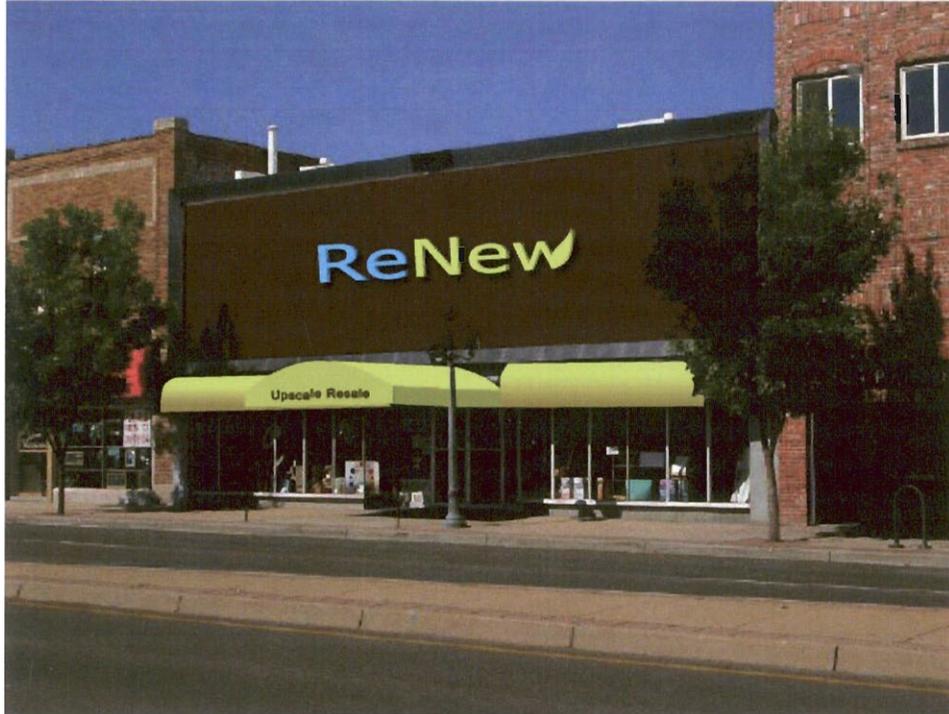
Mission/Vision: To provide a high-quality product and excellent service to the Denver metro community through the operation of an upscale resale store that will benefit the students and families of Denver Christian Schools.

Location: 3473 South Broadway, Englewood

Key factors that will distinguish ReNew from similar resale store models:

- ✓ A distinct upscale look and feel that removes the stigma associated with shopping at resale stores for the customer and promotes a positive image to the community.
- ✓ ReNew will be staffed by a full-time store manager and a corps of volunteers consisting of upstanding, upper-middle class citizens of south-metro Denver representing parents, alumni and other community members of Denver Christian Schools (DCS).
- ✓ Donations will be received and processed only during store hours. There will be no permanent signage promoting the donation drop-off location at the back of the store to discourage unsupervised drop-offs. This area will be identified as the drop-off area using temporary (magnetic) signage on the door that is only displayed during store hours.
- ✓ Goods not accepted for resale and overflow items will be stored in a clean, attractive storage shed that will be located along the back of the store between the customer entrance and donation drop-off area. This shed will be emptied weekly (at a minimum).
- ✓ ReNew leadership will ensure adequate trash capabilities on site. It is critical to our "upscale" mission and vision to maintain an extremely clean and well-organized environment at all times.
- ✓ ReNew will pursue opportunities to secure new items for discounted resale including furniture, home goods, clothing etc. This may include hand-crafted items from constituents, student-created artwork, etc.
- ✓ It is the goal of ReNew, in partnership with DCS, to engage our students in work study programs through ReNew and the Englewood Urban Development District that provides them with real-world, hands on experience and practical ways to serve their community.

SIGN: day time



SPECIFICATIONS

Renew: 3" deep aluminum letters pin-mount off wall 1"
Paint wall a chocolate brown.
Option: red awnings in green with vinyl "Upscale Resale" letters

EXTERIOR BUILDING SIGN - Front View

SIGN: nighttime



SPECIFICATIONS

Renew: 3" deep reverse channel aluminum letters pin-mount off wall 1" with internal LED halo lighting
Paint wall a chocolate brown.
Option: red awnings in green with vinyl "Upscale Resale" letters



Bells
As
Market

Purses
As Marked

Thanks for Shopping
at











PLEASE RETURN
YOUR CLOTHING
TO THIS RACK
THANK YOU!





Leigh Ann Hoffhines

From: eileen [REDACTED]
Sent: Thursday, May 06, 2010 5:35 PM
To: Council
Cc: [REDACTED]
Subject: City Council

I heard that you are thinking about rezoning the area of 3200 to 3500 So. Broadway for a thrift. cosignment, resale and buyback. My concern is having another thriftstore in the Englewood area. With all of the bed bugs infestation going on in Englewood thrift stores I think this would be a very bad idea. People would be dropping off more junk than anything that would be of any kind of value or benefit to this so called - HIGHER END THRIFT STORE. Where will the cars be lined up and how much junk will be left on the street or in the back after they close. Will we be helping or hindering the neighborhood?

Shelly Lawton

[REDACTED]

[REDACTED]

From: Molly's Closet
Sent: Friday, May 07, 2010 11:14 AM
To: Council
Subject: Changes in Old Downtown Englewood

12,000+ square foot Thrift Store wants to open in Old Downtown Englewood

PUBLIC HEARING
Monday, May 17th, 2010
7:30 p.m.
City Council Meeting
Englewood Civic Center
Council Chambers
1000 Englewood Parkway
Englewood, CO 80110

Send an email to City Council and tell them what you think.

council@englewoodgov.org

What do you want to see in old downtown Englewood

- 1) huge thrift stores, buy-back stores and second-hand stores
(have you seen East Colfax Avenue in Denver?)
OR
- 2) small boutiques, gift shops, retail stores and restaurants?
(have you seen old town Littleton or Denver's Pearl Street?)

Tell City Council what you want to see in old downtown Englewood before changes to zoning regulations are approved that would allow a 12,000+ square foot thrift store to open at 3473 S. Broadway. *Have you seen all the stuff sitting in front of large thrift stores on a Monday morning? Dirty mattresses, worn out couches, broken chairs and boxes of garage sale rejects are just part of the "great" donations left on Sunday evenings at large thrift stores. Do you want these "great" donations sitting on the downtown sidewalks of Englewood?*

Send or email your views to City Council by May 11th or tell City Council in person on May 17th.

Mailing address: Englewood City Council 1000 Englewood Parkway Englewood, CO 80110

E-mail address: council@englewoodgov.org

In Person: City Council Public Hearing May 17th 7:30 pm Englewood City Center

Molly's Closet is very close to old downtown Englewood. We would support the zoning change if it only allowed small boutique style (less than 3400 square

feet) buy-back, consignment and second-hand stores but would exclude thrift stores. Since it includes thrift stores and does not limit square footage on the other stores, we are telling City Council that *we do not want the zoning changed.*

[Forward email](#)



This email was sent to council@englewoodgov.org by mollyscloset@comcast.net.
[Update Profile/Email Address](#) | Instant removal with [SafeUnsubscribe™](#) | [Privacy Policy](#).
Molly's Closet | 3995 S. Broadway | Englewood | CO | 80113

[Email Marketing by](#)



Leigh Ann Hoffhines

From: [REDACTED]
Sent: Friday, May 07, 2010 11:28 AM
To: Council
Subject: please protect the integrity and character of Downtown Englewood...

City Council:

Please protect the integrity and character of Downtown Englewood and restrict the size of thrift and consignment stores to a boutique size.

Terre Lidstone, former Englewood resident

Leigh Ann Hoffhines

From: Linda Henderson [REDACTED]
Sent: Friday, May 07, 2010 11:30 AM
To: Council
Subject: FW: Changes in Old Downtown Englewood

I have visited Molly's Closet on several occasions and it is a lovely little shop which offers the opportunity for people to purchase gently used (consignment) clothing. It definitely serves a purpose.

However, **I support the proposed zoning application.** I think that perhaps people are looking at this the wrong way. We are in the midst of an extremely depressed economy; smaller cities such as Englewood, Sheridan, Littleton, etc., are constantly seeking ways to avoid lay-offs and budget cuts – they need the tax dollars which may be received as a result of this type of venture. Also, people simply can no longer afford to shop at all of the “higher end” box stores. I think the approval of the zoning change would be wonderful – and may very well DRIVE additional business to the consignment store when people visit a thrift store and realize their close proximity. In today's world – everyone must do what they can to simply stay afloat. [I find all of the used car lots much more offensive up and down Broadway in Englewood and Littleton than I would a store which would not only generate business and much-needed tax dollars, but also jobs.] Thrift stores, as a whole, do a booming business. AND I would rather see a thrift store in downtown Englewood rather than lonely, empty store fronts which are targets of break-ins or vandalism.

I would fully expect that Englewood will have regulations in place to deal with the issues referenced below (items left on Sunday evenings at thrift stores).

Good luck in your decision Linda Henderson

Subject: Changes in Old Downtown Englewood

**12,000+ square
foot**

PUBLIC HEARING

Monday, May 17th, 2010

7:30 p.m.

Thrift Store wants to open in Old Downtown Englewood

City Council Meeting
Englewood Civic Center
Council Chambers
1000 Englewood Parkway
Englewood, CO 80110

Send an email to City Council and tell them
what you think.

council@englewoodgov.org

What do you want to see in old downtown Englewood

- 1) huge thrift stores, buy-back stores and second-hand stores

(have you seen East Colfax Avenue in Denver?)

OR

- 2) small boutiques, gift shops, retail stores and restaurants?

(have you seen old town Littleton or Denver's Pearl Street?)

Tell City Council what you want to see in old downtown Englewood **before** changes to zoning regulations are approved that would allow a 12,000+ square foot thrift store to open at 3473 S. Broadway. *Have you seen all the stuff sitting in front of large thrift stores on a Monday morning? Dirty mattresses, worn out couches, broken chairs and boxes of garage sale rejects are just part of the "great" donations left on Sunday evenings at large thrift stores. Do you want these "great" donations sitting on the downtown sidewalks of Englewood?*

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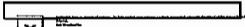
Mailing address: Englewood City Council 1000 Englewood Parkway Englewood, CO 80110

E-mail address: council@englewoodgov.org

In Person: City Council Public Hearing May 17th 7:30 pm Englewood City Center

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[Forward email](#)



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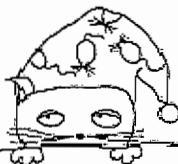
Molly's Closet | 3995 S. Broadway | Englewood | CO | 80113

Leigh Ann Hoffhines

From: linda bevins [REDACTED]
Sent: Friday, May 07, 2010 11:30 AM
To: Council
Subject: No & Heck No for the zoning of 12,000 ft. Thrift Store -
Attachments: --static--nightcat2_bc.gif; --static--nightcat_tl.gif



Bad enough we have on right down the block from me. The people there try real hard to make it nice but its a dumping yard and traffic is a mess around that store. I thought we were trying to make Englewood a better nicer place to live. I have been in Englewood for 39 years and seen it go thru many changes but mostly for the better. WHAT ARE YOU THINKING OR ARE YOU NOT THINKING. We finally got rid of the ugly yellow thrift building and have Million Dollar building "Table Steaks" that has a nice place to bring kids, wonderful food etc.



Leigh Ann Hoffhines

From: Laurie Hansen [REDACTED]
Sent: Friday, May 07, 2010 12:15 PM
To: Council

please do not allow the large thrift store to come into Englewood. Broadway already has too many "junky" looking shops lining it. We need better, more inviting retail stores as Littleton and Pearl St have done.

Thank you,
Laurie Haddon

Leigh Ann Hoffhines

From: joni davis [REDACTED]
Sent: Friday, May 07, 2010 12:27 PM
To: Council
Subject: no more thrift stores
Attachments: image001.jpg

I'm hoping Englewood does not allow a 12,000 + sq ft thrift store to open. Clean up old downtown with small shops and restaurants, not trashy thrift stores!

Joni Davis Poole

Property Manager

Woodspear Properties

[REDACTED]

Leigh Ann Hoffhines

From: Susan VN [REDACTED]
Sent: Friday, May 07, 2010 1:16 PM
To: Council
Subject: Do Not Change Zoning to 12,000 sf

Englewood City Council

Thank you for requesting input on the zoning surrounding Molly's Closet. Boutique size shops, 3400 sf or less, allow shoppers the opportunity to take nice slow strolls and explore the unique offerings.

It's a good thing, please don't change it.

Thanks,

Susan Van Norton

Leigh Ann Hoffhines

From: [REDACTED]
Sent: Friday, May 07, 2010 1:23 PM
To: Council
Subject: downtoen Englewood

To whom it may concern,

I am an Englewood resident and am writing to let you know that I would not like to see a big thrift store or any kind of box shop in downtown Englewood. It is a cozy area of stores that are looked upon as small business mom and pop shop. Please preserve that area.

Jessica Kelsey

[REDACTED]
Englewood CO 80110

Leigh Ann Hoffhines

From: Karen [REDACTED]
Sent: Friday, May 07, 2010 2:18 PM
To: Council
Subject: ZONING CHANGE

Please dont allow such a large thrift store to open in Downtown Englewood. Please keep it to smaller consignment stores and boutiques. There's already a large Goodwill and ARC thrift store in the immediate area.

Thanks :)

Karen Ahrendt
concerned Englewood Resident

Leigh Ann Hoffhines

From: Sharon [REDACTED]
Sent: Friday, May 07, 2010 4:41 PM
To: Council
Cc: [REDACTED]
Subject: Thrift stores in Englewood

Please, do not allow **large** thrift stores to open in our city of Englewood.

I have lived in Englewood for over 25 years, my husband and most of his relatives were born & raised here. We have watched many changes take place here - some good and some some not so good. When friends, who live in the metro area, ask where we live and we respond with "Englewood", they always appear to have a distaste for our home town. Why is that? Look around - compare the Cinderella City change with the Villa Italia change, compare our old downtown with Olde Town Littleton. It appears that Englewood wants to attract business and citizens that will not bring our image up but continue to keep it down!!! Why is that?

Boutiques, near new shops, businesses of good taste, nice restaurants would be so nice to see!!!

Please don't let a large thrift store move in to our town. Please don't let Englewood become another East Colfax. Good begets good, trash begets trash.

Thank you for your time,

Sharon Wright

Leigh Ann Hoffhines

From: G BRUNNER [REDACTED]
Sent: Friday, May 07, 2010 5:03 PM
To: Council
Subject: A Mega Thrift Store??m

Come folks - think about it - -
is this what you want ?????? You will be driving small successful and attractive businesses out of your neighborhood and you have a very very nice selction of shops right now that I frequent on a regular basis . . . for both furniture and clothing . . .
stay the neighborhood that you are PLEASE!!!!

Giuliana in Denver, a frequent Englewood shopper

Leigh Ann Hoffhines

From: Earl L. Huff [REDACTED]
Sent: Friday, May 07, 2010 5:59 PM
To: Council
Subject: Old downtown Englewood

Regarding the current proposal for old downtown Englewood---

WE DO NOT WANT a huge thrift store, buy-back stores and second-hand stores in our old downtown Englewood!

The Good Will store we already have is all we need.

We do want small boutiques, gift shops, retail stores and restaurants? Please do not ruin our downtown Englewood. We want it to be like old town Littleton or Denver's Pearl Street.

Sincerely,

Earl L. Huff
Mary L. Huff

Top 3 Stocks Set To Move

Get daily penny stock picks that could move up to 500% in just one day
pennystockville.com

Leigh Ann Hoffhines

From: [REDACTED]
Sent: Friday, May:07, 2010 7:29 PM
To: Council
Subject: thrift store zoning

To whom it may concern,
I am emailing you to deny zoning approval for large thrift stores in the city of Englewood and in the area of old Englewood. Approving this zoning would not do anything to beautify the City and could potentially create another "East Colfax" in our hometown.

Smaller thrift shops and antique stores are one thing but approving zoning for a 12000 SF plus thrift store is not supported by this taxpayer.

Kay Cowell
[REDACTED]
Englewood

Leigh Ann Hoffhines

From: [REDACTED]
Sent: Friday, May 07, 2010 7:45 PM
To: Council
Subject: Suggestion for olde town Englewood

Englewood already has a thrift store at Broadway and Oxford, known as Goodwill.. I think allowing a second thrift store to be in close proximity to Goodwill would not be a good idea, as it will be more inviting for more gangs to move into Englewood, and that in turn would bring an increase in crime. Instead, I would like to see Englewood spruce up old town Englewood, like downtown Littleton did.

Leigh Ann Hoffhines

From: [REDACTED]
Sent: Friday, May 07, 2010 9:30 PM
To: Council

We do not want a thrift store in downtown Englewood. It would look trashy. Why can't it be like Littleton, with nice shops and restaurants?

Leigh Ann Hoffhines

From: Dave Cindy STAGGS [REDACTED]
Sent: Saturday, May 08, 2010 10:06 AM
To: Council
Subject: Against proposed zoning change in Englewood

We are opposed the the proposed zoning change in Englewood that would allow a large Thrift Store. Old town Englewood need to be preserved with small shops and the "flavor" that is has and the potential it has to increase the SMALL businesses that are so desperately needed in todays economy.

Step up do the right thing and say NO to Zoning Changes!

Cindy and David Staggs

Concerned citizens for Small business in America

Leigh Ann Hoffhines

From: [REDACTED]
Sent: Saturday, May 08, 2010 9:07 PM
To: Council
Subject: re: thrift and second-hand stores

The more thrift stores the merrier! All that "second-hand" stores do is resell the stuff they buy at thrift stores at a much higher price. There will always be a place for consignment shops, antique stores and second-hand stores. I don't think thrift stores and consignment shops are in any sort of head-to-head competition.

In this economy, I think it's vital to have all sorts of retail outlets available to vie for our hard-earned dollars. Also, thrift stores benefit non-profits that function in the public interest, as well as employing people with less than stellar job potential in the public sector.

I was asked to object to the thrift store planned for old downtown Englewood by a resale shop that I frequent, but obviously I don't agree with them.

Thank you for your attention.

Anita Trenner
[REDACTED]

Leigh Ann Hoffhines

From: MARIA [REDACTED]
Sent: Sunday, May 09, 2010 11:43 AM
To: Council
Subject: ENGLEWOOD

The council needs to evaluate what a negative effect this will have on Englewood. There are already sadly empty and run down buildings in Englewood. Look at some of the properties on S Broadway. This is a travesty. please do not permit some low class store to open in old Englewood.

Leigh Ann Hoffhines

From: Marly Brune [REDACTED]
Sent: Sunday, May 09, 2010 4:59 PM
To: Council
Subject: Zoning Changes in Englewood

Good Afternoon,

I am writing to express my opinion to keep zoning the same in Old Englewood or restrict businesses to smaller sizes (3400 sq ft or so). I like the smaller shops, pedestrian friendly sidewalks and store fronts. I do not want large warehouse-style thrift shop or store. Old Englewood is a very pleasant place and gives a "small town" feel to the citizens. A large box-style store on Broadway would NOT compliment the area. Something like that should be considered in the Big Lots/Hobby Lobby areas.

Thank you,

Marly Brune
[REDACTED]
Englewood, Co 80110

Leigh Ann Hoffhines

From: Susan Bell [REDACTED]
Sent: Monday, May 10, 2010 8:15 AM
To: Council
Subject: rezoning

Re: rezoning to allow for a thrift store in old downtown Englewood. I am not in favor of this. As an Englewood resident of 5 years, I feel that we need profitable and nicer businesses here. Old downtown is full of hemp shops, pawn shops and junky stores. Englewood is so great and I would like to see clean stores not a large thrift store that would be an eye sore. Besides, we already have a Goodwill on Oxford and Broadway and that is plenty!

Sincerely,

Susan Bell
[REDACTED]

Beverly Cummins
[REDACTED]
Englewood, CO 80110
[REDACTED]

MAY 10 2010

To: Jim Woodward

In these financial times, Englewood cannot afford to discriminate against any business venture.

There are people who can afford champagne and those who can only afford beer. We all like a bargain and you will find people in both categories at, thrift stores ergo consignment stores.

If we did not have these types of stores our alleys would be filled with unwanted items creating an additional burden to the sanitation department..

My mother, Vesta Frank , an I owned and managed the "mini Flee Mart" on Broadway for ten (10) years , in the very vicinity that is currently under question for a consignment botique.

Mother's specialty was referbushing discarded old, used,bruised and abused dolls for others to enjoy. She was extremely proud to have received Englewood's , "Oldest Woman Merchant" award.

Location, location, location is the key to any business venture. The area currently in question has always been the best for business success n Englewood. The draw of customers to this type of business will enhance all the other vendors.

With all the empty stores on Broadway can we afford to discriminate.

Thank you for your consideration in this matter.

[REDACTED]
Beverly Cummins

Leigh Ann Hoffhines

From: Linda Chandler [REDACTED]
Sent: Monday, May 10, 2010 10:10 AM
To: Council
Subject: Downtown Englewood

I am an Englewood resident of 25 years, please do not allow a thrift store to take over the Artarama space on Broadway, we already have the Goodwill down the street and that looks terrible most of the time. We do not need that kind of business on our main street.

Linda Chandler, Controller

Etkin Johnson Group

1512 Larimer Street

Suite 325

Denver, CO 80202

[REDACTED]

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Leigh Ann Hoffhines

From: eileen [REDACTED]
Sent: Monday, May 10, 2010 1:31 PM
To: Council
Cc: [REDACTED]
Subject: Zoning Changes to Old Downtown Englewood

Dear City Council Members,

At your last meeting on May 3, 2010, Tricia Langon, Senior Planner requested that City Council have a Public Hearing regarding the zoning changes to MU-B-1 zone which would allow thrift, buy-back, second-hand and consignment stores to open in this zone.

Yesterday I had 2 customers who came into my store, Molly's Closet, and I was telling them about the Public Hearing. They told me that it was a waste of time to go to the hearing because City Council has already made their decision and they are just going through the required process. I defended the council and asked my customers to let the Council members know what they thought of the zoning changes by at least writing or emailing..

However, today I may be agreeing with these customers. I would like to know if this zoning change is a done deal. If yes, then why the Public Hearing? I'm asking this because I have heard that the Denver Christian Academy sponsored Thrift Store is interviewing for a manager and has bought store racks, etc. AND The Yellow Rose Consignment Store's website has announced the July 17th Grand Opening of their store in Englewood. This thrift store and consignment store must know something that we don't know because of their actions.

I would appreciate an honest answer before I plan on attending the Public Hearing.

Thank you,

Eileen Baranosky

Owner of Molly's Closet

Leigh Ann Hoffhines

From: Connie Sanchez [REDACTED]
Sent: Monday, May 10, 2010 1:36 PM
To: Council
Subject: Thrift store at 3473 S. Broadway

My husband and I live next door to the proposed location for a thrift store. Although we would like the vacant building to be reopened for a retail business, we are concerned about that retail being a thrift store.

One of the concerns is that the store will not be open seven days a week which will allow the dumping of junk on Sundays just like you see at other thrift stores. We are proud of this area of Broadway and would hate to see junk in the alley, parking lot, or on the front sidewalk. For example, we would really be upset to get up one morning to find we could not get our vehicles out of our drive because someone dumped a sofa behind our gates. Even though the owners might be well-meaning and not condone this type of activity, if they are closed on Sundays, they will not be able to control the activity. And what about the activity after hours? We have students (most of whom are female) two evenings a week in classes. We would not like to have them bothered with people leaving junk at night as our students leave classes. Nor do we want overflowing dumpsters in this area, especially our own dumpster being used by people who arrive after hours and deposit their junk in our dumpster.

We also remember when there was a thrift store a few doors North of here several years ago, the owners put merchandise out on the sidewalk during the day causing the area's appearance to mirror that of Juarez, Mexico. We do not want this to happen either.

Please consider these concerns before changing the existing code to allow for thrift stores in our neighborhood.

Sincerely,

Buddy and Connie Sanchez

Owners of Glass Warehouse

[REDACTED]

Leigh Ann Hoffhines

From: GERALDINE EMMITT [REDACTED]
Sent: Monday, May 10, 2010 3:22 PM
To: Council

With GoodWill is not that far south on Broadway, so I don't think Englewood needs another consignment store of the size suggested, especially in downtown Englewood!

G. Emmitt

Leigh Ann Hoffhines

From: Sharon Borza [redacted]
Sent: Tuesday, May 11, 2010 10:26 AM
To: Council
Subject: Downtown Englewood

This is in response to the proposed 12,000 sq ft thrift store to be located in old downtown Englewood. Although I regularly shop at thrift stores I can not see the sense in allowing one in an area that you are trying to attract more upscale business' and clientele. I feel that this location would probably not attract the best people and an increased police presence could be needed. I understand that current tenants pay an extra tax to help pay for improvements to the area. As a current tenant I would feel that my hard work was for naught by allowing the thrift store into the area. It would virtually put the Neighborhood Thrift Store out of business that I understand has been grandfathered in. I know it is a church run store and it would impact those who benefit from their assistance. I can also see the proposed thrift store impacting the business of Goodwill. I have noticed with the increase of more stores like Goodwill, Savers and Arc that this particular location has been effected as to the type and quality of donations received. Also my understanding is that there would only be one paid employee at the proposed thrift store so it doesn't bring jobs to the area.

I am definitely against the proposed thrift store. Thank you for allowing to give my input.

Sharon Borza
[redacted]

Leigh Ann Hoffhines

From: Eileen [REDACTED]
Sent: Tuesday, May 11, 2010 11:32 AM
To: Council
Subject: Zoning Changes in Downtown Englewood

Dear City Council Members,

I would like to comment on the zoning changes that were recently made that would allow buy-back, second-hand, thrift and consignment stores in the downtown area. I know that Englewood would like to have many more businesses in the downtown area and have the feel of a small unique downtown but I do not think that having thrift stores, pawn shops or second hand shops will add anything to the downtown area. It may even make the area look seedy and prevent people from shopping in Englewood's downtown.

All you have to do is drive down Broadway and see Heritage Liquidation Market (a second hand store), the numerous pawn shops with bars on the windows and the Goodwills, Salvation Army Stores & Arc to see that these are not stores that will make the downtown look inviting. They serve a market and are good businesses but do not belong in a small downtown area.

I own Molly's Closet, a women's consignment store on Broadway in Englewood, and can say that most clothing consignment stores look like boutiques. A survey conducted by the National Association of Resale and Thrift Shops show that 64% of consignment stores are less than 3500 square feet. That is what keeps them looking like boutiques. Most consignment stores over 3500 square feet are furniture stores and some can look fabulous and others can begin to look like thrift stores. Having said this, there is still a chance that a small consignment store could look like The Army Surplus Outlet Store and not like a boutique, but it's not likely.

I would suggest that the zoning commission go back and re-work the zoning changes. Maybe they can delete thrift stores from the change and define what are buy-back, second-hand and consignment stores. Also, maybe there could be a limit on square footage for these type of stores. There should be some strict & detailed definitions of what type of stores will follow under this new zoning regulation. Also, is there something in the zoning that would prevent all stores from looking like The Army Surplus Outlet Store with all their boxes of stuff sitting on the sidewalk?

I'm surprised that the members of BID have not spoken out about this change. I do not think they would approve of this zoning change the way it has been written. Are the members of the BID ever notified of zoning changes in regards to the downtown area?

The Thrift Store that is wanting to open in this area will be over 12,000 square feet and is planning on having only 1 paid employee and the rest of the staff will be volunteers. According to the survey conducted by the National Association of Resale & Thrift Shops the number of Full-Time Equivalent (FTE) Paid employees for a store over 10,000 square feet is 10 and the Full-Time Equivalent Volunteers is 11 for a total employee count of 21. Without reliable paid employees this thrift store could end up a real mess even with 50+ volunteers.

I recommend City Council say no to any zoning changes that include Thrift Stores in the downtown area.

Thank you,

Eileen Baranosky
Molly's Closet
3995 S Broadway
Englewood, CO 80113
[REDACTED]

=

Leigh Ann Hoffhines

From: Jennifer Hutchings [REDACTED]
Sent: Tuesday, May 11, 2010 2:31 PM
To: Council
Subject: Old Town Englewood

Please legislate to have more small shops move in or stay in Old Town Englewood.

I think it important for the economy (each man counts), the community (the upkeep and basic flow) and the crime rate (if it is low will keep us all coming back which helps the first two points I stated). These are all very important issue.

Leigh Ann Hoffhines

From: M M MOSMAN [REDACTED]
Sent: Tuesday, May 11, 2010 3:29 PM
To: Council
Subject: Proposed second hand shop opening

I would like to voice my opinion on the large second hand shop that wants to open in old Englewood. I do think this is much too large to be in this area and would distract from what I think the idea for unique and special business in that particular area need to be. I certainly am not against the business or what they represent, but they would fit in nicely on Broadway in several other locations. The traffic and the activity associated with a second hand store would not be in keeping with the image we are looking for in old Englewood, especially one that would be trading furniture, appliances, and other large bulky items. Up and down Broadway are quite a few stores that deal with used items, some are tidy and some are just junky. The bigger the place, the more likely it will become over stocked and get out of order. Thank you and let me know if I can share more thoughts on this. Thank you for the good jobs you all do. Sincerely, Marty Mosman

Leigh Ann Hoffhines

From: Ellen DAMERON [redacted]
Sent: Wednesday, May 12, 2010 3:31 PM
To: Council
Subject: Zoning changes

Do not change the Zoning in Downtown Englewood!
Please!

Ellen C. Dameron

[redacted]

Leigh Ann Hoffhines

From: Sam Kaufman [REDACTED]
Sent: Wednesday, May 12, 2010 4:04 PM
To: Council
Subject: thrift store

Dear Englewood City Council:

I strongly oppose ANY thrift store in downtown Englewood. We have been forced to fund a BID to improve the look and quality of businesses. Please do not degrade our special downtown.

Sincerely, Sam Kaufman
Kaufman's Tall and Big Shop
3395 S. Broadway
Englewood, Co. 80113
303-761-6000

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2010

COUNCIL BILL NO. 11
INTRODUCED BY COUNCIL
MEMBER _____

A BILL FOR

AN ORDINANCE AMENDING TITLE 16, CHAPTER 5, SUBSECTION 1.1, AND CHAPTER 11, SUBSECTIONS 1 AND 2, OF THE ENGLEWOOD MUNICIPAL CODE 2000, TO PERMIT BUY-BACK, SECOND-HAND, THRIFT AND CONSIGNMENT USES AS USES-BY-RIGHT IN THE MU-B-1 ZONE DISTRICT.

WHEREAS, a business requested a review of the Englewood Municipal Code relating to consignment stores in the MU-B-1 Zone District; and

WHEREAS, the Englewood Planning and Zoning Commission held a public hearing on April 6, 2010 and received evidence relating to the subject; and

WHEREAS, the zoning change conforms to Roadmap Englewood: 2003 Englewood Comprehensive Plan Objective 1-2: which objective is to actively engage in attracting new businesses to the City and Objective 1-3: Create a balanced mix of businesses that complement each other; and

WHEREAS, the Englewood Planning and Zoning Commission decided all four of these uses were appropriate in the MU-B-1 Zone as well as all other Business Districts; and

WHEREAS, the Englewood Planning and Zoning Commission has referred this Ordinance to Council with a favorable recommendation; and

WHEREAS, passage of this Ordinance will also transform an existing non-conforming thrift store use in the MU-B-1 Zone to a conforming status.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ENGLEWOOD, COLORADO, AS FOLLOWS:

Section 1. The City Council of the City of Englewood, Colorado hereby authorizes amending Title 16, Chapter 5, Section 1.1 "Table Of Allowed Uses" – Commercial Uses Section, of the Englewood Municipal Code 2000, to read as follows:

16-5-1: Table of Allowed Uses.

C. Table of Allowed Uses.

[EDITOR'S NOTE: The recommended changes are only effective in the Commercial portion of the table. The Residential Uses and Public/Institutional Uses portions of Table 16-5-1.1 Table of Allowed Uses contain no changes and are therefore not included here]

TABLE 16-5-1.1: TABLE OF ALLOWED USES
P = PERMITTED USE C = CONDITIONAL USE A = ACCESSORY USE T= TEMPORARY USE L= LIMITED USE
C-A = ACCESSORY USE APPROVED CONDITIONALLY L-A = ACCESSORY USE APPROVED WITH LIMITED USE PROCEDURE

Use Category	Use Type	Residential						Non-Residential						Additional Regulations						
		R 1 A	R 1 B	R 1 C	R 2 A	R 2 B	R 2 C	MU R 3 A	MU R 3 B	MU R 3 C	M 1	M 2	M ---		MU B 1	MU B 2	MU B 3	T S A	I 1	I 2
COMMERCIAL USES																				
Adult Use	All types as defined in Chapter 16-11																			
Agricultural Use	Greenhouse/nursery, raising of plants, flowers, or nursery stock																			
Animal Sales and Service	Animal shelter																			
	Kennel/day care																			
	Pet store (live animal sale)																			
	Small animal veterinary hospital or clinic																			

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Use Category	Use Type	Residential						Non-Residential						Additional Regulations								
		R1A	R1C	R2A	R2B	R2C	MU3A	MU3B	MU3C	M1	M2	M3	MU1B		MU1C	MU2A	MU2B	MU2C	TSA	TI	LI	
Assembly	Assembly hall or auditorium, hall rental for meetings or social occasions																					
	Membership organization (excluding adult use)																					
	Dependent care center (less than 24-hour care, any age)																					
Dependent Care	Dependent care center (less than 24-hour care, any age)																					
	Amusement establishment																					
Entertainment/Amusement: Indoor	Hookah Lounge																					
	Physical fitness center/spa																					
	Theater and performance/concert venue, not including adult entertainment																					

TABLE 16-5-1.1: TABLE OF ALLOWED USES
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Use Category	Use Type	Residential						Non-Residential						Additional Regulations					
		R 1 A	R 1 B	R 1 C	R 2 A	R 2 B	R 2 C	MU R 3 A	MU R 3 B	MU R 3 C	M 1	M 2	M 3		MU B 1	MU B 2	T S A	I 1	I 2
Entertainment/ Amusement/ Outdoor Financial Institution	General outdoor recreation																		
	Check cashing facility																		
	Financial institution, with drive-through service																		
	Financial institution, without drive-through service																		
Food and Beverage Service	Brewpub																		
	Caterer																		
	Microbrewery																		
	Restaurant, bar, tavern with or without outdoor operations																		
	Restaurant, with drive-through service																		

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Use Category	Use Type	Residential						Non-Residential						Additional Regulations					
		R 1 A	R 1 B	R 1 C	R 2 A	R 2 B	R 2 C	MU R 3 A	MU R 3 B	MU R 3 C	M 1	M 2	M 3		MU B 1	MU B 2	T S A	I 1	I 2
Retail Sales and Service (Repair and Rental)	Service: photography studio and photo lab, upholstery, printer, locksmith, tailor																		
	Tattoo and body-piercing establishment																		
	Temporary employment business																		
	Equipment rental																		
	Repair shop (not including auto)																		
	Antique store																		
	Art gallery																		
	Auction house																		
	Buy-back shop, second-hand, thrift, consignment stores																		
	Retail Sales and Service (Sales)																		

TABLE 16-5-1.1: TABLE OF ALLOWED USES
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Use Category	Use Type	Residential						Non-Residential						Additional Regulations					
		R 1 A	R 1 B	R 1 C	R 2 A	R 2 B	R 2 C	MU R 3 A	MU R 3 B	MU R 3 C	M 1	M 2	M 3		MU B 1	MU B 2	T S A	I 1	I 2
Vehicle and Equipment	Automobile pawnbroker														P		P		16-5-2.C.10
	Automotive sales, rental														L		P		16-5-2.C.3
	Automotive service and repair, including body or fender work																P		16-5-2.C.4
	Automotive service and repair, not including body or fender work																P		
	Automotive service station (gasoline facility)														L		P		16-5-2.C.5
	Car wash, auto detailing														L		L		16-5-2.C.6; 16-5-2.C.4
	Commercial storage of operable vehicles																P		16-5-2.C.3
	Fuel dispensing														L		P		

TABLE 16-5-1.1: TABLE OF ALLOWED USES
P = PERMITTED USE C = CONDITIONAL USE A = ACCESSORY USE T= TEMPORARY USE L= LIMITED USE
C-A = ACCESSORY USE APPROVED CONDITIONALLY L-A = ACCESSORY USE APPROVED WITH LIMITED USE PROCEDURE

Use Category	Use Type	Residential						Non-Residential						Additional Regulations					
		R 1 A	R 1 B	R 1 C	R 2 A	R 2 B	R 2 C	MU R 3 A	MU R 3 B	MU R 3 C	M 1	M 2	M 3		MU B 1	MU B 2	T S A	I 1	I 2
	Parking facility, structure (operable vehicles), principal use																		
	Parking area, surface (operable vehicles), principal use																		
	Recreational vehicles and boats, sales or rental																		
Visitor Accommodation	Bed and breakfast																		
	Hotel																		
	Hotel, Extended Stay																		
Wholesale	Sales and distribution																		

[EDITOR'S NOTE: The recommended changes are only effective in the Commercial portion of the table. The Manufacturing/Industrial Uses, Accessory Uses, Temporary Uses, and Uses Not Mentioned portions of Table 16-5-1.1 Table of Allowed Uses contain no changes and are therefore not included here]

Section 2. The City Council of the City of Englewood, Colorado hereby authorizes amending Title 16, Chapter 11, Section 1(F), Subsection 14, of the Englewood Municipal Code 2000, to read as follows:

16-11-1: Use Classifications.

F. *Commercial Uses.*

14. Retail Sales and Service (Sales).

- a. *Characteristics.* Retail sales and service (sales) establishments are involved in the sale of new or used products to the general public. Accessory uses may include offices, parking, storage of goods, and assembly, repackaging, or repair of goods for on-site sale.
- b. *Specific Use Types.* This category includes the following use types:
 - (1) **Antique Store.** Any premises used for the sale or trading of articles of which eighty percent (80%) or more are over fifty (50) years old or have collectible value. An "antique store" does not include the collection, recycling, sale, or storage of "junk" as that term is defined in this Chapter.
 - (2) **Art Gallery.** An establishment engaged in the sale, loan, or display of art, books, paintings, sculpture, or other works of art. Art galleries do not include libraries, museums, or non-commercial art galleries.
 - (3) **Auction House.** Any establishment in which is carried on the business of auctioning articles for sale by public outcry and where such items offered for auction are sold immediately to the highest bidder.
 - (4) **Buy-Back Shop, Second-Hand, Thrift, Consignment.** A retail establishment that deals primarily in second-hand apparel, household goods, furniture, books, or appliances. This use type does not include the sale of second-hand motor vehicles, parts or accessories, scrap or waste.
 - (5) **Convenience Store.** A retail establishment offering for sale food and beverage for off-site consumption, household items, newspapers and magazines, and other small convenience items typically found in establishments with long or late hours of operation. A convenience store has a gross floor area no larger than five thousand (5,000) square feet. This definition excludes delicatessens or other specialty food stores, as defined below. Establishments at which twenty percent (20%) or more of the transactions are sales of prepared food for on-site consumption shall be classified as food and beverage service uses rather than convenience stores.

- (6) Grocery/Specialty Food Store. A retail establishment offering for sale primarily food and beverage for off-site consumption, specializing in the sale of one type of food item, and/or maintaining a sizable inventory of fresh fruits, vegetables, fresh-cut meats, or fresh seafood. A grocery/specialty food store may also include sales of personal convenience and small household goods. Grocery/specialty food stores include, but are not limited to, bakeries, delicatessens, seafood sales, and meat or poultry stores (e.g., butcher shops). Establishments at which twenty percent (20%) or more of the transactions are sales of prepared food for on-site consumption shall be classified as food and beverage service uses rather than grocery/specialty food stores.
 - (7) Liquor Store. A state-licensed, retail establishment selling packaged alcoholic liquors (including beer, wine, and spirituous liquors) for consumption off-site. Liquor stores do not include restaurants, taverns, or bars.
 - (8) Pawnbroker. An establishment regularly engaged in the business of making contracts for purchase or purchase transactions in the course of business.
 - (9) Retail Sales, General Merchandise. Establishments that sell, lease, or rent consumer, home, and business goods, but excluding merchandise/retail uses classified or defined more specifically in this chapter (e.g., food/beverage sales, convenience stores, restaurants). Typical uses include department stores, furniture stores, clothing stores, and establishments providing the following products or services: art, art supplies, bicycles, clothing, dry goods, electronic equipment, fabric, furniture, garden supplies, gifts, hardware, home improvements, household products, jewelry, pet food, pharmaceuticals, printed material, sporting goods, stationary, and videos.
- c. *Exceptions.* No outdoor display is permitted as part of, or accessory to, a retail sales and service (sales) use unless specifically authorized by this Title.

Section 3. The City Council of the City of Englewood, Colorado hereby authorizes amending Title 16, Chapter 11 Section 2(B), “*Definition of Words, Terms, and Phrases*” of the Englewood Municipal Code 2000 to read as follows:

16-11-2: Definition of Words, Terms, and Phrases.

- A. *Undefined Terms.* For words, terms, and phrases used in this Title that are not defined below, or elsewhere in this Title, the City Manager or designee shall interpret or define such words, terms, and phrases. In making such interpretations or definitions, the City Manager or designee may consult secondary sources related to the planning profession for technical words, terms and phrases, including but not limited to: A Glossary of Zoning, Development, and Planning Terms - Planning Advisory Service Report 491/492, edited by Michael Davidson and Fay Dolnick (American Planning Association, Chicago, Ill. 1999); A Survey of Zoning Definitions - Planning Advisory Service Report Number 421, edited

by Tracy Burrows (American Planning Association, Chicago, Ill. 1989); Zoning and Development Definitions for the Next Century, edited by Michael Davidson, in Zoning News (American Planning Association, August 1999); and The Illustrated Book of Development Definitions, by Harvey S. Moskowitz and Carl G. Lindbloom (Center for Urban Policy Research, Rutgers University. N.J. Third Edition. 1987). The City Manager or designee may consult Webster's Unabridged Dictionary (Random House Reference and Information Publishing, New York, 1997), as supplemented, or other available reference source for other words, terms, and phrases.

B. *Definition of Words, Terms, and Phrases.*

Buy-Back Shop, Second-Hand, Thrift, Consignment: A specific type of retail sales and service (sales) use. A retail establishment that deals primarily in second-hand apparel, household goods, furniture, books, or appliances but does not include the sale of second-hand motor vehicles, parts or accessories, scrap or waste. See definition of "Retail Sales And Service (Sales)".

Section 4. Safety Clauses. The City Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Englewood, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The City Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be obtained.

Section 5 Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance or its application to other persons or circumstances.

Section 6. Inconsistent Ordinances. All other Ordinances or portions thereof inconsistent or conflicting with this Ordinance or any portion hereof are hereby repealed to the extent of such inconsistency or conflict.

Section 7. Effect of repeal or modification. The repeal or modification of any provision of the Code of the City of Englewood by this Ordinance shall not release, extinguish, alter, modify, or change in whole or in part any penalty, forfeiture, or liability, either civil or criminal, which shall have been incurred under such provision, and each provision shall be treated and held as still remaining in force for the purposes of sustaining any and all proper actions, suits, proceedings, and prosecutions for the enforcement of the penalty, forfeiture, or liability, as well as for the purpose of sustaining any judgment, decree, or order which can or may be rendered, entered, or made in such actions, suits, proceedings, or prosecutions.

Section 8. Penalty. The Penalty Provision of Section 1-4-1 EMC shall apply to each and every violation of this Ordinance.

Introduced, read in full, and passed on first reading on the 3rd day of May, 2010.

Published as a Bill for an Ordinance in the City's official newspaper on the 7th day of May, 2010.

Published as a Bill for an Ordinance on the City's official website beginning on the 5th day of May, 2010 for thirty (30) days.

James K. Woodward, Mayor

ATTEST:

Loucrishia A. Ellis, City Clerk

I, Loucrishia A. Ellis, City Clerk of the City of Englewood, Colorado, hereby certify that the above and foregoing is a true copy of a Bill for an Ordinance, introduced, read in full, and passed on first reading on the 3rd day of May, 2010.

Loucrishia A. Ellis

COUNCIL COMMUNICATION

Date: May 17, 2010	Agenda Item: 11 a i	Subject: Acceptance of 2010 JAG Award
Initiated By: Police Department		Staff Source: John Collins, Deputy Chief of Police

COUNCIL GOAL AND PREVIOUS COUNCIL ACTION

None.

RECOMMENDED ACTION

The Police Department is recommending that City Council adopt a Bill for an Ordinance authorizing the Englewood Police Department to accept a grant award from the Bureau of Justice Assistance Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award (Grant No. 2010-H4990-CO-DJ).

BACKGROUND, ANALYSIS, AND ALTERNATIVES IDENTIFIED

The City of Englewood Police Department was notified on April 26, 2010 that it had been awarded grant funding in the amount of \$30,608 from the Bureau of Justice Assistance. The Police Department will partner with the Information Technology Department in the acquisition and installation of a new Computer Aided Dispatch (CAD) server. The current CAD server is approximately six years old and the typical lifespan of a server is three to four years which makes the CAD a perfect candidate for replacement.

FINANCIAL IMPACT

It is anticipated that the total cost of the project will be \$37,000. Costs incurred over and above the grant award will be covered by Information Technology via the network development budget.

LIST OF ATTACHMENTS

Bill for an Ordinance

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2010

COUNCIL BILL NO. 12
INTRODUCED BY COUNCIL
MEMBER _____

A BILL FOR

AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT REGARDING THE APPLICATION FOR AND ACCEPTANCE OF A 2010 EDWARD BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD – 2010-H4990-CO-DJ.

WHEREAS, the Englewood City Council previously authorized the application for and acceptance of Justice Assistance Grants (JAG) with the passage of Ordinance #49, Series of 2008; Ordinance #12, Series 2009; and Ordinance #27, Series of 2009; and

WHEREAS, the Justice Assistance Grant is a non-matching grant number 2010-H4990-CO-DJ of Thirty Thousand, Six Hundred and Eight dollars, (\$30,608.00);

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ENGLEWOOD, COLORADO, AS FOLLOWS:

Section 1. The City Council of the City of Englewood, Colorado hereby authorizes the intergovernmental agreement to apply for and accept the Justice Assistance Grant from Edward Byrne Justice Assistance Grant Program, attached hereto as Exhibit A.

Section 2. The City Manager is authorized to execute said intergovernmental agreement regarding the grant for and on behalf of the City of Englewood.

Introduced, read in full, and passed on first reading on the 17th day of May, 2010.

Published as a Bill for an Ordinance in the City's official newspaper on the 21st day of May, 2010.

Published as a Bill for an Ordinance on the City's official website beginning on the 19th day of May, 2010 for thirty (30) days.

James K. Woodward, Mayor

ATTEST:

Loucrishia A. Ellis, City Clerk

I, Loucrishia A. Ellis, City Clerk of the City of Englewood, Colorado, hereby certify that the above and foregoing is a true copy of a Bill for an Ordinance, introduced, read in full, and passed on first reading on the 17th day of May, 2010.

Loucrishia A. Ellis



BJA FY 10 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation 2010-H4990-CO-DJ



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APPLICATION FOR FEDERAL ASSISTANCE		2. DATE SUBMITTED	Applicant Identifier
1. TYPE OF SUBMISSION Application Non-Construction	3. DATE RECEIVED BY STATE		State Application Identifier
	4. DATE RECEIVED BY FEDERAL AGENCY		Federal Identifier
5. APPLICANT INFORMATION			
Legal Name City of Englewood		Organizational Unit Police Department	
Address 1000 Englewood Parkway Englewood, Colorado 80110-3519		Name and telephone number of the person to be contacted on matters involving this application Collins, John (303) 783-6946	
6. EMPLOYER IDENTIFICATION NUMBER (EIN) 84-6000583		7. TYPE OF APPLICANT Municipal	
8. TYPE OF APPLICATION New		9. NAME OF FEDERAL AGENCY Bureau of Justice Assistance	
10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: 16.738 CFDA EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM TITLE: ASSISTANCE GRANT PROGRAM		11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT Computer Aided Dispatch Record Management System Server Migration	
12. AREAS AFFECTED BY PROJECT 3615 S. Elati Street			
13. PROPOSED PROJECT Start Date: August 15, 2010 End Date: March 01, 2011		14. CONGRESSIONAL DISTRICTS OF a. Applicant b. Project CO01	
15. ESTIMATED FUNDING		16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?	
Federal	\$30,608	Program is not covered by	
Applicant	\$7,000		
State	\$0		

EXHIBIT A

Local	\$0	E.O. 12372
Other	\$0	
Program Income	\$0	17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT? N
TOTAL	\$37,608	

18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION PREAPPLICATION ARE TRUE AND CORRECT, THE DOCUMENT HAS BEEN DULY AUTHORIZED BY GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS REQUIRED.

Continue

Attachment #1: JAG Grant GMS # 2010-H4990-CO-DJ

Program Narrative:

The City of Englewood Police Department currently utilizes a Computer Aided Dispatch system, hereinafter referred to as CAD. CAD systems allow public safety operations and communications to be augmented, assisted, or partially controlled by an automated system. It can include, among other capabilities, computer-controlled emergency vehicle dispatching, vehicle status, incident reporting, and management information. All aspects of a CAD system must be optimized for rapid response time and system reliability. Since time is of the essence, the CAD system must accurately provide a data and time stamp for every activity.

CAD systems collect the initial information for an incident and then provide the information to one or more Records Management systems hereinafter referred to as RMS.

The Englewood Police Department uses CAD to facilitate response and communications in the field. CAD systems, in many cases, are the first point of entry for information coming into the police department's system. Typical CAD system functions include resource management, call taking, location verification, dispatching, unit status management, and call disposition. Additionally, CAD interfaces with mobile data terminals and interfaces with other external local, state, and federal information systems. Englewood Police dispatchers and their supervisors are the primary users of CAD and Englewood police officers interact with the dispatchers via their mobile data terminals. Upon receiving a call for service, Englewood Police Officers complete their investigative reports on a mobile data terminal and those reports are downloaded into the police department's Records Management System (RMS).

Deputy Chief of Police John Collins has partnered with the City of Englewood's

Information Technology Department. Collins was informed that that the two most critical servers in the City of Englewood, which play a key role in public safety, are CAD and RMS. CAD currently resides on physical hardware which was installed six years ago. The typical lifespan of server hardware is 3-4 years, which makes CAD a perfect candidate for replacement consideration. CAD currently has limited failover capability in its current physical state. RMS is currently a virtual server, but resides at the City of Englewood Civic Center. This is not an ideal situation having CAD and RMS split between geographically separate locations. While this is a temporary solution based upon the City of Englewood's current dire budgetary constraints, a better long-term goal would be to have both servers exist in a virtual environment, operating homogeneously within the Police Department's data center. This would provide the very best uptime and overall redundancy, yielding almost 100% availability. The City of Englewood's Information Technology Department has stated that future functionality of the current CAD server may be compromised due to the system's age. If the CAD server were to fail it would seriously jeopardize day-to-day operations for the Englewood Police Department thus necessitating its replacement via this JAG award.

2010 COLORADO JAG ALLOCATIONS

Listed below are all jurisdictions in the state that are eligible for a 2010 JAG grant award, as determined by the JAG formula. If your jurisdiction is listed with another city or county government in a shaded area, you are in a funding disparity. In this case, the units of local government must develop a Memorandum of Understanding (MOU) and apply for an award with a single, joint application.

Finding your jurisdiction:

- (1) Disparate jurisdictions are listed in shaded groups below, in alphabetic order by county.
- (2) Eligible single jurisdictions are listed alphabetically below the shaded, disparate groupings.

State	Jurisdiction Name	Government Type	Formula-based Individual Amounts (*)	Joint Application (Disparate) Award Amounts
CO	ARAPAHOE COUNTY	County	\$35,100	
CO	AURORA CITY	Municipal	\$269,672	\$304,772
CO	BOULDER COUNTY	County		
CO	BOULDER CITY	Municipal	\$33,951	
CO	LONGMONT CITY	Municipal	\$45,233	\$79,184
CO	EL PASO COUNTY	County	\$144,890	
CO	COLORADO SPRINGS CITY	Municipal	\$319,605	\$464,495
CO	FREMONT COUNTY	County		
CO	CANON CITY	Municipal	\$17,398	\$17,398
CO	JEFFERSON COUNTY	County	\$49,495	
CO	LAKEWOOD CITY	Municipal	\$107,440	\$146,875
CO	LA PLATA COUNTY	County		
CO	DURANGO CITY	Municipal	\$16,348	\$16,348
CO	LARIMER COUNTY	County	\$16,766	
CO	FORT COLLINS CITY	Municipal	\$76,363	\$93,129
CO	MESA COUNTY	County	\$20,057	
CO	GRAND JUNCTION CITY	Municipal	\$45,285	\$65,342
CO	PUEBLO COUNTY	County		
CO	PUEBLO CITY	Municipal	\$81,011	\$81,011
CO	WELD COUNTY	County	\$20,161	
CO	GREELEY CITY	Municipal	\$73,490	\$93,651
CO	ADAMS COUNTY	County	\$66,230	
CO	ARVADA CITY	Municipal	\$32,645	
CO	BRIGHTON CITY	Municipal	\$15,199	
CO	CENTENNIAL CITY	Municipal	\$25,437	
CO	COMMERCE CITY	Municipal	\$26,168	
CO	DENVER CITY AND COUNTY	Municipal	\$585,568	

CO	DOUGLAS COUNTY	County	\$30,921
CO	ENGLEWOOD CITY	Municipal	\$30,608
CO	LOVELAND CITY	Municipal	\$16,766
CO	NORTHGLENN CITY	Municipal	\$16,035
CO	THORNTON CITY	Municipal	\$58,343
CO	WESTMINSTER CITY	Municipal	\$41,420
CO	WHEAT RIDGE CITY	Municipal	\$21,990

Local total		\$2,329,530
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State award	\$4,471,938
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Grand total for Colorado		\$6,801,468
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* Counties that have an asterisk (*) under the "Formula-Based Individual Amounts" column did not submit the level of violent crime data to qualify for a direct award from BJA, but are in the disparate grouping indicated by the shaded area. The JAG legislation requires these counties to remain a partner with the local jurisdictions receiving funds and must be a signatory on the required Memorandum of Understanding (MOU). A sample MOU is provided online at: <http://www.ojp.usdoj.gov/BJA/grant/jag10/10JAGMOU.pdf>.

†Formula-Based Individual Amounts - Disparate jurisdictions do not need to abide by the listed individual amounts which are provided for information only. Jurisdictions in a funding disparity are responsible for determining individual allocations within the Joint Application Award Amount and for documenting individual allocations in the MOU. Additional JAG Frequently Asked Questions can be found on the BJA JAG web page at: <http://www.ojp.usdoj.gov/BJA/grant/jag.html>.