
Council Newsletter



CITY MANAGER'S NOTES May 24, 2012

Upcoming Council Meetings

Memorial Day Holiday is **Monday, May 28, 2012**, and most City Facilities will be closed.

City Council will meet on **Monday, June 4, 2012**. The Study Session will begin at 6:00 p.m. in the Community Room. The Regular Meeting will begin at 7:30 p.m. in Council Chambers.

The following meeting will be **Monday, June 11, 2012**.

Informative Memoranda

The following are memoranda in response to City Council's requests, as well as other informational items.

1. Letter requesting support for the Avon Breast Cancer Walk, June, 2012.
2. Article regarding City of Thornton taking over management of Thorn Creek Golf Course.
3. Article regarding Arapahoe County's Mayor and Commissioners Youth Award ceremony.
4. Memorandum concerning the Project Update.
5. Calendar of Events.
6. Tentative Study Session Topics.
7. Minutes from the Board of Adjustment and Appeals meeting of April 11, 2012.

Parks and Recreation Department

- On April 27, the Malley Recreation Center hosted the first annual Zumba Gold Dance Party. The theme of the event was Party in Paradise and it was a huge success with 52 tickets sold. The party included party favors, prizes, refreshments, and Zumba Gold dancing, which is Latin dance aerobics for seniors. Three Zumba Gold Instructors from the Malley Center led party goers through a wide variety of fun and festive songs. There was also a booty shake-off and shoulder shimmy off contest that attendees could enter to win prizes. The event received lots of positive feedback and we plan on offering the event again next year.

- On May 3, the Englewood Recreation Center hosted the TRX Extravaganza. The Englewood Recreation Center partnered with TRX, a fitness equipment company, to put on the event, which included two 45-minute workouts using the TRX Suspension Trainer and the TRX Rip Trainer, followed by product information, prize drawings and free lunch. The event was free and open to local fitness and recreation professionals. There were over 50 attendees from 21 local recreation centers. Attendees included fitness program supervisors, recreation and facility coordinators, fitness instructors and personal trainers. The event was such a success that TRX would like to partner on the event again next year.
- On May 19, the Malley Recreation Center hosted the first ever TRX Group Rip Training Course. This is the first Group Rip Training Course to be offered in the entire nation and Englewood Parks and Recreation was selected to host. The training course was designed for fitness instructors and personal trainers to learn how to teach small group training classes using the TRX Rip Trainer, which is a three dimensional training tool used for functional fitness. The Englewood Recreation Center currently owns 20 TRX Rip-Trainers and offers fitness classes on Saturdays, 9:05-10:05am.

BECAUSE EVERY STATISTIC IS SOMEONE'S BEST FRIEND.

IN IT TO END IT



A Project of the Avon Foundation for Women, a 501(c)(3) public charity AVONWALK.ORG

Dear Mayor Randy Penn, and members of the Englewood City Council,

We are mothers, daughters, sisters, husbands, best friends. And for two days and 39 miles, we come together as one in the fight against breast cancer. While breast cancer primarily affects women's health, this disease is also affecting the men and families behind the women. So this year, support families in your local community and across Colorado; no family should have to do without their male or female loved ones.

Today, we are working as a Team to support numerous women and friends of our community by working as Team "BOOT'S On, STAY Strong" in this year's Avon Breast Cancer Walk in Summit County, June 22nd – 24th. Our Team consists of Kim Condreay, Bobbie Garrett, Karen Englert and Amy Englert. We would truly appreciate your support to help us meet and exceed our fundraising goal of \$1800 for the Avon Walk for Breast Cancer – Rocky Mountains. You can support us by donating online at <http://info.avonfoundation.org/goto/kimcondreay>, or by mailing a check donation, made payable to the Avon Walk for Breast Cancer.

I appreciate any support you may give me, in the Challenge to end Breast Cancer.

Thank you for your support.

Kimberly Condreay

Bobbie Garrett

Karen & Amy Englert

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BIOGEN IDEC

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WAX



Manager in the rough, so Thornton invests green in golf course

By Joey Kirchmer YourHub The Denver Post

Posted:

DenverPost.com

The city of Thornton has embarked on a \$400,000 overhaul of the Thorn Creek Golf Course, after the course's Dallas-based manager ran into financial difficulties and was unable to maintain the facility.

The city-owned course was being managed by Evergreen Alliance Golf Ltd., but the Dallas company was in "some level of financial distress," according to officials.

An audit revealed the company was not maintaining the course.

The city took over management of Thorn Creek in early April, closed the course for two weeks and spent about \$188,000 for repairs and cleanup, city spokesman Todd Barnes said.

A total of \$400,000 has been budgeted for future repairs and improvements, Barnes said.

"We are definitely going to run it through the end of this year," he said.

Thorn Creek Golf Course, off East 136th Avenue and Washington Street, opened about 20 years ago and is the only city-owned golf course in Thornton.

Since it opened, the 18-hole course has generated about \$1.6 million in revenues for the city, said Mike Soderberg, executive director of community services for the city of Thornton.

The city is using money raised from fees at the course to help pay for the enhancements, Soderberg said.

About \$200,000 was budgeted to install new turf seed and spruce up the overall appearance of the fairways and cart paths.

Another \$200,000 is being spent to fix up the clubhouse and resurface the parking lot, Soderberg said.

"People will see huge improvements in the quality out there," he said. "They'll have a much better golf experience."

Your Contribution

» **SUBMIT A STORY:** Have a story to share? Contribute to YourHub's reporting by posting on YourHub

Arapahoe County event celebrates youth

Teens honored for serving as role models in the community; scholarships awarded

By **Haley McKean**
YourHub Contributor

Arapahoe County Commissioners and local elected officials recently honored 42 teenagers who have overcome personal adversity during Arapahoe County's Mayors and Commissioners Youth Award recognition ceremony.

Commissioners Susan Beckman, Nancy Sharpe, Rod Bockenfeld, Nancy Jackson and Bill Holen were joined by Englewood Mayor Randy Penn and Mayor Pro Tem Jim Woodward, Cherry Hills Village Mayor Doug Tisdale, and Littleton City Council member Jim Taylor to recognize and honor this inspirational group of young adults who have overcome difficult situations in their lives by exhibiting strength and determination in the face of adversity.

The program provides businesses, community and civic leaders the opportunity to nominate youth in the community who might not otherwise be recog-

nized. Nomination forms are distributed to Arapahoe County junior high and high schools each year.

"These kids should be very proud of themselves," said Commissioner Nancy Jackson, who is a former college professor. "Each of them have a story to tell and are an inspiration to others. It is truly an honor to recognize these remarkable young men and women."

Each year, the Colorado Community College System Financial Aid Council awards one \$500 scholarship per county. This year, the board of county commissioners solicited donations to increase the number of scholarships, and were able to award seven \$500 scholarships to deserving Arapahoe County seniors.

Haley McKean is a communication services specialist with Arapahoe County.

Youth Awards

The following area students were recognized during the Arapahoe County's Mayors and Commissioners Youth Award recognition ceremony:

Adrian Alvarado-Daigle, Sheridan High School

Nate Andrews, Englewood Middle School
Marilyn Arroyo*, Colorado's Finest Alternative High School (CFAHS)

Jakob Austin*, Options High School
Mariah Bacca, Englewood Middle School

Samantha Benner, John F. Kennedy High School

Robert Buckingham, Options High School
Bryant Clark, CFAHS

Kaylee Coker-Moseley, Englewood Middle School

Baily Coy, Newton Middle School

Adrian DeLaTorre Zubia, Englewood Middle School

Angela English, Englewood Middle School

Tony Fierro, CFAHS

Tyler Hastings, Englewood Middle School

Ryan Haynes, Newton Middle School

Jody Herndon, Englewood Middle School

Tiffany Inman, Englewood Middle School

Schenoa King, Newton Middle School

Amber Loos, Englewood Middle School

Ty Lucas, Englewood Middle School

Kirstie Rae Martinez, Options High School

Midori Martinez-Palmer, Englewood Middle School

Liberty Nelson, CFAHS

Thomas Romero*, CFAHS

Heather Ryan, Englewood Middle School

Kelsey Schaffer, Englewood Middle School

Jenny Sowers*, CFAHS

Rachel Tilton, Goddard Middle School

Sophia Vamvakias, Englewood Leadership Academy

Page Vielbig, Englewood High School

Chase Zrnchik, Englewood Middle School

*Scholarship recipient

MEMORANDUM



TO: Gary Sears, City Manager

THROUGH: Rick Kahm, Director of Public Works ✓

FROM: David Henderson, Engineering/Capital Projects Administrator ✓

DATE: May 23, 2012

SUBJECT: PROJECT UPDATES – Denver Water Projects, Duncan Park Planning and Design, Pirates Cove Projects, Centennial Park Trail Loop, Kent Place, Xcel Energy Projects, Gas Line Replacement Projects, Denver S. Broadway Improvements, Concrete Utility Program 2012, Union Ave. Paving Project, City Radio System, Street Maintenance Projects 2012, CityCenter Site Development, Englewood McLellan Reservoir Foundation, Air Quality/Energy Savings Projects, GPS in City Vehicles

DENVER WATER PROJECTS (CONDUIT 13 REHABILITATION)

Vault Repair at Quincy/Broadway

The Denver Water Department's contractor, Concrete Works of Colorado, completed patching asphalt and re-opened Quincy Ave. The contractor will be repairing asphalt and re-installing crosswalks. **This work will require a one-day closure of Quincy at Broadway (8:30 AM to 3:30 PM).** Local access to the bank and alley will be maintained.

DUNCAN PARK DEMOLITION

Environmental remediation is complete. Demolition of the old school building is on hold until Xcel Energy completes gas and electric disconnects.

PIRATES COVE PROJECTS

The following maintenance and repair projects are complete and the pool will open on May 26th:

- Lazy River Painting
- Bucket Repair and Painting
- Play Structure/Panel Restoration in the Leisure Pool
- Concrete Repairs
- Competition Pool Resurfacing

CENTENNIAL PARK TRAIL LOOP PROJECT

A contract has been awarded to Standard Concrete, Inc. of Denver, CO for improvements to the loop trail including removing the asphalt and replacing it with a 10-ft. wide concrete path. Plans are to close one-half of the path at a time, maintaining some access to the trail for users. Additionally, landscaping will be addressed around the small pond on the Centennial side. Further improvements will also be made regarding the fishing access along the lake, providing for ADA accessibility. Along the bank, plans are to create shoreline stability; and a new ADA accessible bridge will replace the existing one near the fishing side. **This project started on Monday, May 14th and is expected to take approximately three months to complete.** The southern portion of the trail will be closed next week for demolition of the existing asphalt trail. Signage has been installed to notify users of the closure. Approximately ½ of the trail around the lake will remain open to provide access for fishing and to the Platte River.

KENT PLACE

Continuum Partners and Regency Centers Corporation are supplying bi-weekly project information. A link to this information is available on the City's web site:

<http://www.englewoodgov.org/Index.aspx?page=498>

The contractor, Mark Young Construction, Inc., completed parking lot construction. Sidewalk and ramp construction on the east side of University is scheduled to begin soon. Traffic signal activation process will follow with full signal operation expected by mid May.

Colorado Structures Inc., continued foundation work for the “Fresh Fare by King Soopers”. On-site underground utility installation continued.

The contractor expects to complete all items necessary to turn on the traffic signal next week. Pending completion of a portion of the sidewalk on the east side of University, installation of pavement markings, and signal testing, we anticipate the signal will be operational (in flash mode) on June 4th. The signal will remain in flash mode for a couple of days prior to normal operation.

Staff has rejected some of the University Blvd. paving which was completed last fall. The contractor is required to repave these areas. Arapahoe County expects to overlay the northbound lanes of University.

XCEL ENERGY PROJECTS

Gas Line Replacement Projects

Xcel Energy has substantially completed the installation and upgrade of gas lines in the northbound lanes of the 4200-4400 blocks of S. Broadway. Pavement restoration work remains.

Installation and upgrade of gas lines in the 3600 block of S. Broadway is complete. Staff is meeting with Xcel Energy representatives regarding pavement restoration.

DENVER S. BROADWAY IMPROVEMENTS

The City of Denver construction on S. Broadway between Wesley and Yale is substantially complete. Information about the Denver project can be seen at the following website:
<http://www.denvergov.org/ProjectsInProgress/SouthBroadwayWesleytoYale/tabid/434078/Default.aspx>

CONCRETE UTILITY 2012

City Council approved awarding a contract to NORAA Concrete Construction at the April 2nd City Council meeting. **Staff continued marking concrete scheduled for removal and replacement. Work is expected to begin around the first of June.**

Questions regarding the upcoming program should be directed to the Concrete Utility, 303-762-2360 or concreteutility@englewoodgov.org.

UNION AVE. PAVING PROJECT

The project will remove asphalt, and a concrete paving section will be constructed. Council approved a motion to award the contract to New Design Construction at the May 7th Council Meeting. Notification flyers were sent to approximately 400 neighboring residents and businesses. **The project is complete. Rain on Saturday caused a one day delay. The road was reopened on Tuesday morning.**

CITY RADIO SYSTEM-REPLACEMENT WITH PUSH TO TALK

The Servicer Garage continues to remove old radios from vehicles as they are being serviced.

STREET MAINTENANCE PROJECTS 2012

The 2012 Spring Crack Sealing Project is complete due to warm weather. The contractor completed 56 blocks and will return in the fall for additional work.

The 2012 In-House Overlay Program continued. Project lists, as well as construction updates, are on the City's web site under Street Closures.

CITYCENTER SITE DEVELOPMENT

Alexan East and West Parcels

438 residential units. Alexan's occupancy level for March, 2012 is 94.5%. Commercial uses: Let It Bead, State Farm, Lifetime Family Practice, Cuttin' It Loose, Jackson Hewitt Tax Service, Foothills Physical Therapy, Creative Perspectives, CityCenter Community, Solid Grounds, and Weingarten Realty.

Parkway Retail / Office Buildings

Commercial uses: The International House of Pancakes (IHOP), Qdoba, GNC, Supercuts, Nails Center, CityCenter Dental Group, MMB Hearing, Tableaux Interior Design, Englewood Eyecare, Collective Licensing Int'l, Inc., M.P. Hayutin, LLC, CityCenter Wine and Spirits, Quizno's, Miller, Air Walk, "Insurance Company of the West", Printwear Express, Fred Astaire Dance Studio, Wellness Treatment Center, SB Clark Companies, Unifocus, and Bartertown Comics.

Bally's Building

Tenants include Bally's, "Blondies Fire House Pub and Restaurant", and MaxFour.

Retail South of the Parkway

Tenants: Petco, Ross, Payless Shoes, Coldstone Creamery, Noodles, Sports Authority, and Office Depot. Payless Shoes has closed.

Gold Mine Pad

Tenants include: Jamba Juice, Tokyo Joe's, and Mega Wraps. Weingarten Realty announced a new tenant for the vacant space between Mega Wraps and Tokyo Joes, Doctors Express Urgent Care Facility.

CityCenter Site

EEFI continues project management of all infrastructure on the site. Staff is monitoring the security, sweeping, snow removal, and day porter services performed under the Common Area Maintenance. **RTD is replacing the concrete warning strip adjacent to the light rail platform. This is expected to take a couple of weeks to complete.**

Bradley Station Environmental

EEFI's environmental consultants prepared an Executive Summary Report (dated July 28, 2008). Updates will be provided as additional information is received.

ENGLEWOOD MCLELLAN RESERVOIR FOUNDATION (EMRF)

PA-84 West

The Mike Ward Infiniti dealership opened on Monday, August 29th. A Grand Opening was held on November 10th.

The EMRF lease with the Larry Miller Nissan Dealership was signed on February 7th.

PA-85 (RTD site)

RTD paid the final billing in the amount of \$591,836.86. Finance has deposited this money in the LTAR fund.

PA-85 (Benjamin Franklin Charter School)

The Benjamin Franklin Charter School has received their Certificate of Occupancy.

AIR QUALITY/ENERGY SAVING PROJECTS

Flex Fuel Program

Currently, 39 of our fleet vehicles are running on E-85 ethanol fuel. All new replacement vehicles (less than ¾ ton) will be compatible with E-85. Approximately 50 Flex Fuel vehicles will be in our fleet within two years. Currently, the cost of E-85 fuel is approx. \$0.40 per gallon less than regular unleaded gasoline. Ten of our fleet vehicles run on Compressed Natural Gas (CNG). 39 on-road vehicles and 23 off road (construction equipment) run on biodiesel fuel.

Hybrid Vehicle Purchase

Two hybrid vehicles are in service, one in the Fire Department and one in the Building Division.

"Green" Programs

We continue to work with our vendors to expand the Green product line as it becomes available. 90% of our custodial paper supplies are from recycled sources. The Servicenter is now "single-streaming" waste at the Servicenter and a dumpster has been supplied for *cardboard only* recycling.

Energy Saving Projects

In 2001, the Public Works Traffic Division began an ongoing program to convert traffic signals from incandescent lamps to Light-Emitting-Diode (LED) bulbs. To date, 80% of our City maintained signals have been converted. LED traffic signals use 90% less energy than incandescent lamps, last 5 times longer, and provide better visibility.

Electric Vehicle Charging Stations

Staff discussed a potential grant to install charging stations at the Study Session on May 23rd. The joint application has been submitted to the Department of Energy. We have received word that the grant has been approved. Discussions, through the State, continue regarding local regulations, Xcel power issues, public use, and cost.

GPS IN VEHICLES

The City received a grant, through RAQC (Regional Air Quality), to install 37 GPS units in some of our fleet vehicles. Our match to the project is the installation. The Servicenter Garage will install with in-house labor. The GPS units will be installed in Police patrol vehicles, Public Works vehicles, Fire Department equipment, and some Wastewater Treatment Plant vehicles. **GPS equipment installation continued. 20 of the 37 units have been installed so far.** The system will allow us to track locations, easily obtain information regarding quantities of ice slicer dispensed, monitor idle times, and allow the public to track where plow trucks have been.

**CITY OF ENGLEWOOD
2012 CALENDAR OF EVENTS**



Mon., May 28		City Hall closed – Memorial Day
Mon., June 4	6:00 p.m.	Study Session, Community Room
	7:30 p.m.	Council Meeting, Council Chambers
Tues. June 5	7:00 p.m.	Planning and Zoning Commission, City Council Chambers
Wed., June 6	5:45 p.m.	Cultural Arts Commission, City Council Conference Room
	7:00 p.m.	Local Liquor and Medical Marijuana Licensing Authority, City Council Chambers
Mon., June 11	6:00 p.m.	Board and Commission Interviews, City Council Conf. Rm.
Tues. June 12	5:00 p.m.	Water and Sewer Board, Comm. Development Conf. Rm.
	7:00 p.m.	Library Board, Library Board Room
Wed. June 13	6:30 p.m.	Urban Renewal Authority, Comm. Development Conf. Rm.
	7:00 p.m.	Board of Adjustment and Appeals, Council Chambers
Thurs. June 14	11:30 a.m.	Alliance for Commerce in Englewood Committee, City Council Conference Room
Mon., June 18	6:00 p.m.	Study Session, Community Room
	7:30 p.m.	Council Meeting, Council Chambers
Tues. June 19	Cancelled	Planning and Zoning Commission, City Council Chambers/City Council Conference Room
Wed., June 20	7:00 p.m.	Local Liquor and Medical Marijuana Licensing Authority, City Council Chambers
Mon., June 25	Cancelled	Study Session
Mon., July 2	6:00 p.m.	Study Session, Community Room
	7:30 p.m.	Council Meeting, Council Chambers
Tues. July 3	Cancelled	Planning and Zoning Commission, City Council Chambers/City Council Conference Room

Wed., July 4		City Hall closed — Independence Day
	Cancelled	Local Liquor and Medical Marijuana Licensing Authority, Telephone Poll
Mon., July 9	6:00 p.m.	Study Session, Community Room
Tues. July 10	5:00 p.m.	Water and Sewer Board, Community Development Conference Room
	7:00 p.m.	Library Board, Library Board Room
Wed. July 11	5:45 p.m.	Cultural Arts Commission, City Council Conference Room
	6:30 p.m.	Urban Renewal Authority, Community Development Conference Room
	7:00 p.m.	Board of Adjustment and Appeals, Council Chambers
Thurs. July 12	11:30 a.m.	Alliance for Commerce in Englewood Committee, City Council Conference Room
	6:30 p.m.	Transportation Advisory Committee, City Council Conference Room
Mon., July 16	6:00 p.m.	Study Session, Community Room
	7:30 p.m.	Council Meeting, Council Chambers
Tues. July 17	7:00 p.m.	Planning and Zoning Commission, City Council Chambers/City Council Conference Room
Wed., July 18	6:30 p.m.	Code Enforcement Advisory Bd., City Council Conf. Room
	7:00 p.m.	Local Liquor and Medical Marijuana Licensing Authority, City Council Chambers
Mon., July 23	6:00 p.m.	Study Session, Community Room
Wed., Aug. 1	5:45 p.m.	Cultural Arts Commission, City Council Conference Room
	Cancelled	Local Liquor and Medical Marijuana Licensing Authority, telephone poll
Mon., Aug. 6	6:00 p.m.	Study Session, Community Room
	7:30 p.m.	Council Meeting, Council Chambers
Tues. Aug. 7	7:00 p.m.	Planning and Zoning Commission, City Council Chambers/City Council Conference Room

TENTATIVE

STUDY SESSIONS TOPICS

FOR ENGLEWOOD CITY COUNCIL



- May 28 Memorial Day **Holiday** – Civic Center closed
 No meeting scheduled.
- June 4 Study Session & Regular Meeting
 NonEmergency Employees Retirement Plan Changes
 Economic Development Strategies/Incentives
 Board and Commission Alternate Members
 Humane Society of South Platte Valley
 DRCOG TIP Projects
- June 11 Study Session
 Board and Commission Interviews
- June 18 Study Session & Regular Meeting
 Financial Report
 Schools Use Tax
 July 4th Update
 Board and Commission Reports
- June 25 Study Session
 Meeting cancelled
- July 2 Study Session & Regular Meeting
 Long Term Asset Reserve Fund - tentative
- July 9 Study Session
 EURA
 McLellan Reservoir Update
- July 16 Study Session & Regular Meeting
 Financial Report & 6-Month Financial Review
 Englewood Depot
 Board and Commission Reports
- July 23 Study Session
 Board and Commission Appreciation

July 30	5 th Monday – No meeting scheduled
August 6	Study Session & Regular Meeting
August 13	Study Session
August 20	Study Session & Regular Meeting Financial Report
August 27	Study Session Board and Commission Reports
September 4	Study Session & Regular Meeting - Tuesday
September 10	Study Session Preliminary 2013 Budget Discussion
September 17	Study Session & Regular Meeting Financial Report
September 24	Study Session 2013 Proposed Budget Workshop Board and Commission Reports

FUTURE STUDY SESSION TOPICS

Historic Preservation
 ACE role in business initiatives
 Security Cameras Update
 Acoma Parking Lot Landscape
 Board and Commission Alternate Members
 CityCenter RTD Parking (July)
 Citizens Budget Committee (Fall)
 Comprehensive Plan Update (May or June)
 Neighborhood Preservation
 Full Service City (During Fall Budget Process)
 Water Conservation Plan (April or May)
 Concrete Utility Program
 South Platte River Projects



**CITY OF ENGLEWOOD
BOARD OF ADJUSTMENT AND APPEALS
MINUTES
APRIL 11, 2012**



1. Call to Order

The regular meeting of the Englewood Board of Adjustment and Appeals was called to order at 7:00 p.m. in the Englewood City Council Chambers, Chair Green presiding.

2. Roll Call

Present: Carson Green, David Spreccace, David Pittinos, Tom Finn, Angela Schmitz, Jordan May, Marcie O'Brien

Excused Absence: Sue Purdy

Staff: Nancy Reid, Assistant City Attorney; Audra Kirk, Planner I

Chair Green stated there were seven members present; therefore, five affirmative votes are required to grant a variance or appeal.

Chair Green stated that the Board of Adjustment and Appeals is empowered to grant or deny variances by Part III, Section 60 of the Englewood City Charter. Variances granted by the Board are subject to a 30-day appeal period. Variances are effective at the end of the appeal period. Building permits for construction associated with an approved variance will not be issued until the appeal period is ended. Building permits must be obtained and construction begun within 180 days of the variance's effective date.

Chair Green set forth parameters for the hearing: The case will be introduced; applicants will present their request and reasons the variance should be granted; proponents will be given an opportunity to speak; opponents will address the Board; and then staff will address the Board. Staff will give a preliminary overview of the variance before testimony is taken.



3. Public Hearing:

Case #VAR2012-001

Bill Feid

W & M Dawgs, LLC

2950 South Broadway, Unit A

Chair Green opened the public hearing stating he had proof of posting and publication. He introduced the case stating the applicant is requesting a variance to erect a seventy three (73) square foot sign on the west façade of the building. This sign would exceed the use's maximum allowed sign area of one hundred thirty four (134) square feet by seventy three (73) square feet. This is a variance to Table 16-6-13.8: Permitted Maximum Sign Area, of the Englewood Municipal Code.



Audra Kirk, Planner I, was sworn in. Ms. Kirk provided an overview of the property and the variance request. The property is zoned MU-B-2; adjacent properties to the north, west, and south are also zoned MU-B-2. Properties to the east are zoned MU-R-3-A. Numerous neighbor notifications were submitted supporting the variance request. A previous variance exists on the property, which permitted the owner to erect multiple garages on the rear of the lot. Those garages no longer exist.



Bill Feid, 4913 Silver Pine Drive, Castle Rock, was sworn in. Mr. Feid stated the physical characteristic of the building location and the surrounding typography are one of the main reasons he is seeking a variance. The unit is seven feet lower than the remaining building behind it, and is located closer to Broadway than the other units. Trees and other business signage block the visibility of his business. He anticipates 75% of his customers will be from commuter traffic. The sign strategy is to build a continuum – signage on the north, west, and south side of the building.

When the trees are in full foliage, they will block the south sign. The ability for drivers to see the sign is limited to 150 feet, which only gives drivers 3-4 seconds to see the sign. From the north side, there is another tree that will block that sign. The ability to have three signs will increase the visibility of the business and allow drivers to see the building in a safe manner.

The signage was designed with a lighting element as shown in the Board's packet. The lighting is part of the measurement to determine square footage. All of the black background and lighting underneath the letters is counted toward the total sign square footage. If the lighting and the black background were removed, the variance would not be needed. Mr. Feid confirmed that the north and south signs are within regulations. There is currently no permanent signage on the building.

Mr. Feid answered questions from the Board. If the black background and lighting were completely removed, the three signs would be within the allowable square footage. The business is located on a major Englewood corridor; therefore, the building and its signage should have a certain curb appeal. Removing the background and the lighting takes away from the character of the interior of the building. Mr. Finn stated that without some type of background, the letters would get lost on the silver metal framework.

Mr. Feid testified alternatives were considered. He looked at extending above the roof or placing signage on top of the roof; both are prohibited by the Sign Code. His initial design was to have the signs higher to create more visibility. Another alternative was for larger signs on the north and south, but he felt that even going larger still prevented northbound drivers to see the business until they passed it due to the tree. If the west sign was reduced to fit within the Code, it would be too small to be effective. The request is for 73 square feet above the allowed square footage. Panda and Starbucks have large monument signs that create a visual impairment for anything behind it.

Chair Green noted that the designs show the signs extending above the roofline. Mr. Feid responded that staff reviewed the preliminary adjustments for the "B" extending above the roofline approximately 14 inches. The roofline behind is 7 feet higher. Staff responded that it was internally decided to be a little flexible on the signage to encourage businesses on South Broadway.



There were no other persons present to testify for or against the variance. Chair Green incorporated the staff report and exhibits into the record and closed the public hearing.

MOTION: THAT CASE VAR2012-001 2950 SOUTH BROADWAY, UNIT A BE GRANTED A VARIANCE TO ERECT A SEVENTY THREE (73) SQUARE FOOT SIGN ON THE WEST FAÇADE OF UNIT A TO EXCEED THE MAXIMUM ALLOWED SIGN AREA IN THE SOUTH BROADWAY SIGN AREA. THIS IS A VARIANCE TO TABLE 16-6-13.8 OF THE ENGLEWOOD MUNICIPAL CODE.

MOVED BY DAVE SPRECAE SECONDED BY TOM FINN

The Board had a brief discussion. Chair Green stated the sign would be the same size without the black background; however, the background makes the sign more effective. He is pleased that a business has located at that location; it was vacant for a long time. Ms. O'Brien stated it will not affect another business's ability for signage. Ms. Schmitz stated she doesn't believe the request meets Criteria 1 or 2. If this property is considered unique, others will point to this case and use foliage and large signage as a justification. Chair Green stated he believes the property is unique because the business is closer to the street than other businesses. Mr. Sprecace stated he believes there are also safety issues.



With no further discussion, the secretary polled the members' votes, and members provided their findings.

Mr. Pittinos voted yes.

Ms. Schmitz voted no; there are no unique property conditions.

Mr. May voted yes.

Mr. Sprepace voted yes; all four criteria have been met. There are unique conditions to the property and it will not weaken the general purpose of the Title or regulations prescribed for the district. It encourages business, which is a goal of City Council and the general populous. The business is located on South Broadway so it will not alter the essential character of the district. The variance will not substantially or permanently impair the appropriate use of adjacent conforming property; the surrounding properties are businesses with signage.

Ms. O'Brien voted yes, concurring with Mr. Pittinos, Mr. May, and Mr. Sprepace. Further Ms. O'Brien found the following:

- The property is unique because it is positioned 15 feet off the Broadway curb, in a building that is 5 to 7 feet shorter than adjacent property. It is shielded by public sidewalk trees, with no access for southbound commuters, no street parking, and confusion exists on how to access the parking lot.
- The General Statement at the beginning of the Sign Code states: *"The City also understands that the economic health of specialized areas of the City, such as the South Broadway commercial corridor, may be enhanced by permitting different sizes and types of signage than those permitted elsewhere in the City."*
- The variance will not alter the character of the district. The proposed sign package is within the total number allowed signs. The signage fits appropriately within the community.
- The variance will not substantially or permanently impair the appropriate use of adjacent conforming property, because the sign is located on the west side of the building which does not impact any other properties.

Mr. Finn and Chair Green voted yes, concurring with Ms. O'Brien's stated conclusions.

Vote: Motion passed by a roll call vote (**summary:** Yes = 6 No=1.)

Yes: Marcie O'Brien, Jordan May, Tom Finn, Carson Green, David Pittinos, David Sprepace

No: Angela Schmitz

Motion passed.

The Chair instructed the applicant to contact staff for any additional or necessary information.



4. Elections

MOTION: ELECT CARSON GREEN AS CHAIR. MOVED BY JORDAN MAY; SECONDED BY DAVID PITTINOS.

Vote: Motion passed by unanimous vote (**summary:** Yes = 7 No=0.)

Yes: Marcie O'Brien, Jordan May, Tom Finn, Carson Green, David Pittinos, David Spreccace, Angela Schmitz

MOTION: ELECT DAVID SPRECCACE AS VICE CHAIR. MOVED BY MARCIE O'BRIEN; SECONDED BY JORDAN MAY.

Vote: Motion passed by unanimous vote (**summary:** Yes = 7 No=0.)

Yes: Marcie O'Brien, Jordan May, Tom Finn, Carson Green, David Pittinos, David Spreccace, Angela Schmitz



5. Staff's Choice

A variance for a front porch encroaching into the front setback will be heard at the May meeting.



6. Attorney's Choice

Ms. Reid updated the Board on the Sign Code amendment.



7. Board Member's Choice

Members welcomed Mr. Finn to the Board, and introduced themselves. Members were reminded to provide their conclusions when they vote for granting or denying a variance request.

8. Adjourn

The meeting adjourned at 7:45 pm.



Nancy G. Fenton, Recording Secretary.