

**CITY OF WOODLAND PARK
ORDINANCE NO. 1450, SERIES 2023**

AN ORDINANCE APPROVING AN AMENDMENT TO A CONDITIONAL USE PERMIT AND SITE PLAN, FOR 18.09090.N.5 "APARTMENT BUILDING(S) ON A SINGLE LOT" USE LOCATED ON TAMARAC PARKWAY WITH A LEGAL DESCRIPTION OF LOT 6, TAMARAC TECH PARK FILING NO. 5 WITHIN THE MULTI-FAMILY RESIDENTIAL-URBAN ZONE DISTRICT.

WHEREAS, the City of Woodland Park previously approved Ordinance No. 1409, Series 2021 granting a Conditional Use Permit, Preliminary Plat and Site Plan Review for a multi-family dwelling unit development including three apartment buildings (112 units) on a single lot and 55 townhomes on Tamarac Parkway within the Multi-Family Residential-Urban Zone District, with a legal description of Lots 6 and 7, Tamarac Tech Park Filing No. 5; and,

WHEREAS, the City of Woodland Park has subsequently received a request to amend the prior Conditional Use Permit and Site Plan for Lot 6, Tamarac Tech Park Filing No. 5 to instead allow a multi-family dwelling unit development for eight apartment buildings (122 units) on a single lot in the Multi-Family Residential-Urban Zone District; and,

WHEREAS, an application to amend and establish said conditional use and site plan as it pertains to Lot 6 Tamarac Tech Park Filing No. 5 has been submitted and considered in accordance with City Municipal Code Chapter 18.57 and other applicable regulations; and,

WHEREAS, in accordance with Municipal Code Sections 18.57.050 and 18.72.060 and Charter Sections 7.6 and 15.7 b.1., public notices were published in the Pikes Peak Courier; signs were posted; surrounding property owners' letters were mailed; and

WHEREAS, the Woodland Park Planning Commission considered the request on April 13, 2023 and recommended approval with conditions based on evidence in the staff report and presented at the public hearing; and,

WHEREAS, City Council has considered the request, the Planning Commission recommendations, and after holding a public hearing finds that, as detailed in the staff report and at the public hearing, the standards for granting approval of a Conditional Use Permit and Site Plan Review have been satisfied; and,

WHEREAS, Ordinance 1409, Series 2021, as it pertains to Lot 7 Tamarac Tech Park Filing No. 5 remains in effect; and

NOW, THEREFORE, THE CITY OF WOODLAND PARK, COLORADO,
ORDAINS THAT THIS ORDINANCE IS HEREBY ADOPTED AS FOLLOWS:

Section 1. Property Description. The property is legally described as Lot 6, Tamarac Tech Park Filing No. 5, Woodland Park, Teller County, Colorado.

Section 2. Public Notice. All applicable notice requirements pursuant to the Municipal Code have been satisfied.

Section 3. Approvals. This property is hereby approved for a Conditional Use Permit, “*Apartment Building(s) on a Single Lot*” use subject to the following conditions:

1. Prior to the issuance of a building permit, the applicant shall submit for and receive approval of a:
 - a. Final Site Plan for a permitted use including landscaping, drainage, architectural elevations, access, etc.;
 - b. Infrastructure Zoning Development Permit, fees-in-lieu shall be submitted pursuant to MC 18.33.170.
 - c. ZDP’s and Building Permits for all new construction, including:
 - i. All Civil/Construction drawings
 - ii. Final Drainage Report
 - iii. Final Landscaping Plan
 - iv. Final Site Plan
 - v. Final Floor Plans and Elevations
 - vi. Final Grading, Sediment and Erosion Control Plan (with BMP’s)
 - vii. Final Utility Plan (water, sewer, power, etc.)
 - viii. Final Photometric Plan
 - ix. CO Stormwater Permit/Stormwater Management Plan
2. Coordinate with staff to modify the “Type A” building façade to better harmonize with the Woodland Park “mountain western” aesthetic.
3. A final updated site plan, resolving all issues identified on the redlined plans must be approved by the City before any Zoning Development Permit (ZDP) will be issued.
4. The applicant must submit an updated grading plan to the City and CORE Electric Cooperative incorporating that the grade is not changing +/- 6 inches along Colorado State Highway 67.
5. All development impact fees must be paid prior to any ZDP issuance including but not limited to tap fees, stormwater capital improvement fees, transportation capital fees, etc. Fees shall be calculated concurrent with the ZDP review.
6. The Applicant must submit traffic letter with addendum to CDOT and gain approval.

Section 4. Recitals. The recitals contained in this Ordinance constitute the findings of City Council and are incorporated herein by reference.

PASSED BY CITY COUNCIL ON SECOND AND FINAL READING FOLLOWING PUBLIC HEARING THIS _____ DAY OF _____, 2023.

Hilary LaBarre, Mayor

ATTEST:

Suzanne Leclercq, City Clerk