#### **ORDINANCE 18-10**

# AN ORDINANCE ZONING PROPERTY NEWLY ANNEXED TO THE TOWN OF ELIZABETH TO PLANNED UNIT DEVELOPMENT (PUD)

BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF ELIZABETH, COLORADO, THAT:

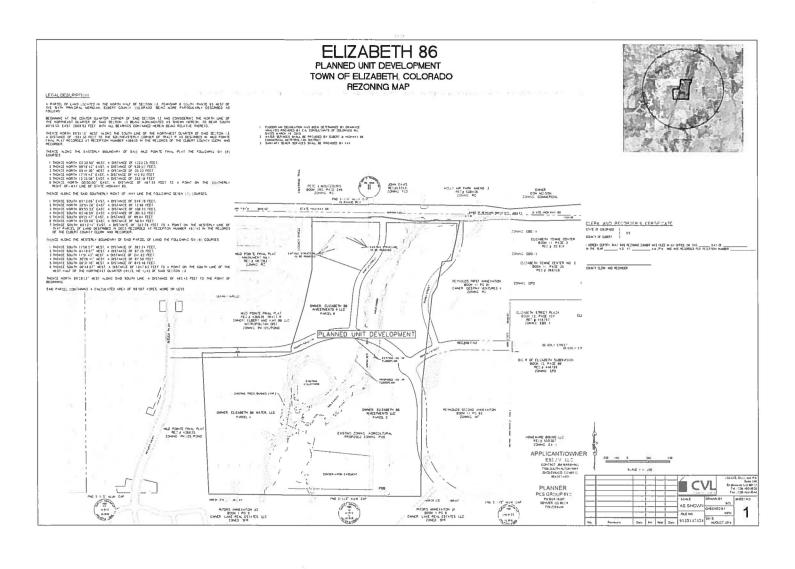
## Section 1. Findings of Fact.

- A. The Town desires to zone certain property that is being newly annexed to the Town of Elizabeth, Colorado, which property is more particularly described in **Exhibit** A, attached hereto and incorporated herein by this reference (the "Property"), to Planned Unit Development (PUD).
- B. Public notice has been given of such rezoning pursuant to Section 16-4-10 of the Town of Elizabeth Municipal Code more than fifteen (15) days in advance of the public hearing.
- C. A need exists for zoning the Property to Planned Unit Development (PUD).
- Section 2. The Property identified in **Exhibit A** is hereby rezoned to Planned Unit Development (PUD), according to the Development Guide attached as **Exhibit B** and Development Plan attached as **Exhibit C**, and incorporated herein by this reference.
- Section 3. The Zoning Ordinance and Zoning Map are hereby amended to conform with the zoning change for the Property.
- <u>Section 4.</u> <u>Severability.</u> If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or enforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.
- Section 5. The Board of Trustees hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town, 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 Board of Trustees further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.
  - Section 6. This Ordinance shall become effective thirty (30) days after publication.

Read and approved at a meeting of the Board of Trustees of the Town of Elizabeth, Colorado, this day of August, 2018.

Passed by a vote of for and against and ordered published.	
Megan Vasquez, Mayor  ATTEST	_
Michelle M. Oeser, Town Clerk  Michelle M. Oeser, Town Clerk  M. SEAL  COUNTY COLOR	
580222 B: 789 P: 48 ORDIN	148.00 D

580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 3 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co



## Elizabeth 86 Development Town of Elizabeth, Colorado

## **PUD GUIDE**

August 17, 2018

#### Owner:

Elizabeth 86 Investments, LLC 8321 S. Sangre de Cristo Road, #300 Littleton, Colorado 80127 720.279.0004 Contact: Tery Larrew

#### **Applicant Representative:**

E86 J.V., LLC 7108 South Alton Way Englewood, Colorado 80112 303.507.6651 Contact: Jim Marshall

#### **Planning Consultants:**

PCS Group, Inc. PO Box 18287 Denver, Colorado 80218 720.259.8246

Contact: John Prestwich

Engineering Consultants: CVL Consultants of Colorado, Inc. 10333 E. Dry Creek Road, Suite 240 Englewood, Colorado 80112 720.482.9526 Contact: Sarah Kolz/Jim Jannicke

#### **Traffic Consulting:**

LSC Transportation Consultants, Inc. 1889 York Street Denver, Colorado 80206 303.333.1105 Contact: Christopher McGranahan

## **TABLE OF CONTENTS**

1.	GENERAL PROVISIONS
A.	Application
В.	Density Standards
C.	Density Variation
D.	Administrative Amendments
E.	Planning Area Boundaries
F.	General Road Setbacks & Buffers
G.	Architectural Standards
Н.	Homeowner Associations
II.	DEFINITIONS
A.	<u>Definitions:</u> 7
A. III.	Definitions:
III.	LAND USE REGULATIONS9
III. A.	Residential (SF) 9
III. A. B.	Residential (SF) 9 Commercial Mixed Use (CMU) 11
III. A. B. C.	LAND USE REGULATIONS 9  Residential (SF) 9  Commercial Mixed Use (CMU) 11  Parks & Open Space (OS) 13
A. B. C.	LAND USE REGULATIONS 9 Residential (SF) 9 Commercial Mixed Use (CMU) 11 Parks & Open Space (OS) 13 Open Space, Trails & Amenities 15
A. B. C. D.	LAND USE REGULATIONS9Residential (SF)9Commercial Mixed Use (CMU)11Parks & Open Space (OS)13Open Space, Trails & Amenities15Land Use Chart16

580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 5 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co

#### I. GENERAL PROVISIONS

#### A. Application

The standards outlined in the Development Guide shall- apply to all property contained within the "ELIZABETH 86 PLAN AND GUIDE" (the "Development Plan") except as provided herein. The standards outlined in the Development Plan may be divergent from the zoning regulations contained in the Town of Elizabeth Municipal Code Chapter 16 – Article 1 - Zoning, but not any other Chapter of the Town of Elizabeth Municipal Code. In the event there is a conflict between the standards contained in the Development Plan and the Elizabeth Municipal Code (excluding Chapter 16 – Article 1 - Zoning), then the Elizabeth Municipal Code shall control. The terms "DEVELOPMENT PLAN" and "MASTER PLAN" may be used interchangeably.

This Development Guide is only one of several documents that will help guide the Elizabeth 86 Planned Development. The Development Guide and the Development Plan are the planning documents for this development.

#### B. Density Standards

The Dwelling Unit Density permitted in any residential Planning Area is an Average Density that shall apply to the entire residential Planning Area and shall not be specifically applicable to any portion thereof. The Average Density of any residential Planning Area shall be computed by dividing the total number of Dwelling Units In the residential Planning Area by the gross acres in the residential Planning Area. Please refer to Land Use Chart in Section III - Land Use Regulations for individual Planning Area densities.

#### C. Density Variation

In no event shall the total number of 383 residential Dwelling Units within all Planning Areas as set forth on the "ELIZABETH 86 DEVELOPMENT PLAN AND GUIDE" be exceeded.

In general, residential Planning Areas may contain up to an additional ten percent (10%) of the number of units allowed for each Planning Area.

#### D. Administrative Amendments

Any increase of dwelling units within a Planning Area by **more** than 10% must be processed as a PUD Amendment under Section 16-1-240 of the Elizabeth Municipal Code.

#### E. Planning Area Boundaries

Wherever a Planning Area abuts a street as shown on the "ELIZABETH 86 DEVELOPMENT PLAN", the Planning Area boundary is the edge of the abutting right-of-way of such. Wherever a Planning Area does not so abut a street, the Planning Area boundary shall be as shown on the "ELIZABETH 86 DEVELOPMENT PLAN". Modifications in Planning Area boundaries and streets may be accomplished by final road alignments or engineering refinements shown on a Site Plan or Plat, without any amendment to the "ELIZABETH 86 DEVELOPMENT PLAN" provided the Planning Area does not increase or decrease by more than ten percent (10%) in size.

#### F. General Road Setbacks & Buffers

- a. Highway 86 Buffer: 25-foot landscape buffer required between highway ROW and any development adjacent to Highway 86.
- b. Major Collectors: Building setback of 15 feet adjacent to major collector; includes patios, porches, decks; 2-foot exception for bump outs and cantilevers

580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 6 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co

#### G. Architectural Standards

## Single-Family Detached and Attached Standards Building Materials:

- Materials that either resemble or are the natural materials of brick, stone, stucco, slate, wood, or textured block are permitted. Alternative materials may be used with the approval of the Community Development Director where the use of such materials promotes design innovation.
- b. The exterior materials of a proposed new single-family dwelling unit(s) shall have a minimum of 15 percent gross masonry.
- c. Exposed foundations cannot exceed eight inches in height.

**Building Front:** 

At a minimum, each single\_family dwelling shall have on the front side of the structure one door entrance into the living area of the structure and two windows, with a total of at least 20-square feet facing the public right-of-way. When located on a corner lot, the single-family dwelling shall face the street frontage most dominated by residentially used structures, or as designated by the Community Development Director.

#### **Exterior Changes:**

a. Exterior material changes should occur at changes in the plane of the building, not exclusively at the outside corners.

#### **Additions to Existing Buildings:**

Any addition to an existing residential building shall utilize the same color, style, and materials as the original structure.

#### Applicability:

All single-family detached and attached dwellings shall conform to all applicable requirements of these development standards, as well as applicable requirements of the zone district and adopted building code requirements in effect at the time of issuance of each building permit for such dwelling.

#### Garages:

- a. All development shall include a garage, either attached or detached, as part of the new construction or placement.
- b. The garage shall not exceed a floor area of 864 square feet, and 600 square feet for detached garages per residence and shall be no less than 400 square feet in floor area per residence. In no case may the garage square foot area exceed the first-floor square foot area of the principal residence.

#### Offset:

All single-family attached dwelling structures shall have a minimum of a three-foot offset between dwelling units.

#### Floor Area:

The minimum floor area of new single-family attached and detached dwellings shall be 1,080 square feet (not including a basement.

#### Siding:

Exterior siding of all dwelling shall be made of non-reflective materials and may include block, cementitious siding, stone, or other masonry materials (excluding concrete block); wood; stucco; or

580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 7 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co

other exterior material allowed by the Town's adopted building code or approved by the Community Development Director.

#### Roofing:

All single-family dwellings shall have a pitched roof with a minimum 4:12 pitch and have a minimum 12-inch eave and rake on each side. The roof shall be covered with a non-reflective material and must conform to local snow load requirements.

#### **Utility Connections:**

All utility meters not sited underground shall be enclosed in a meter housing affixed to the exterior or side of the structure. Above ground utility connections are not permitted on the front façade of the house.

#### **Housing Models:**

A Mix of different housing models are required:

- a. Applicability: The following housing model variety standards shall apply to all new residential subdivisions and developments. These standards are intended to prevent monotonous streetscapes and offer consumers a wide choice of housing styles.
- b. General Requirement:
  - i. All subject developments shall offer at least eight (8) distinctively different home models with distinctively different floor plans. Mirror images of the same home model elevations shall not count as two (2) distinctively different models.
- c. Each housing model shall provide and exhibit at least three features that clearly and obviously distinguish them from other housing models. These features can include any of the following:
  - i. Building Mass. Building mass is considered to be the outline of the structure. This is determined by the height, width, and depth of the structure.
  - ii. Building form. Building form is considered to be the style of the home, including ranch, trilevel or two-story structures.
  - iii. Roof type. Roof types consist of mansard, hip, gambrel, gable, and front-to-back (shed style). Differentiation may also be achieved through the use of roof dormers, gables, and hips. Flat or A-frames roofs should be avoided unless appropriate to the architectural style.
  - iv. Windows and doors. The vertical or horizontal variation in the placement of at least two windows and/or doors on the front facade elevation or window shapes that are substantially different. This standard also applies to any elevation facing a street, open space or public / private park.
  - v. The use of different materials on the front facade elevation (brick vs. stone).
  - vi. Garages. Substantial variation in the location and/or proportion of garages and garage doors, such as alley-loaded garages, side-loaded garages, etc. (2-car garage vs. 3-car garage of the same elevation do not meet the intent).
  - vii. Variations in the location, width, and proportion of front porches.
  - viii. To provide more architectural interest, each façade shall a minimum one-foot offset along the building plan. This could be a bay window, cantilever, covered porch / patio or offset in the foundation.
  - ix. Other distinct and substantial architectural design variations approved by the Community Development Director. The sole use of minor cosmetic changes such as different paint color, reversing or creating mirrored images of the exterior architectural elevations, shutters, decorative brackets, or using different brick or stone color shall not meet the intent of this section.

#### **Housing Model Locations:**

The same housing model with the identical street elevation design (or nearly identical) shall not be placed directly adjacent to one another or directly across the street from one another. "Across the street" is defined as lots that overlap each other when the side lot lines are extended across the street to the opposite lot. The same housing model used at the end of one block shall not be repeated on the first lot of the neighboring block.

Identical or nearly identical floor plans mean that the layout, size, and function of the rooms are essentially the same. Identical or nearly identical street elevation design means little or no variation in the articulation of the façade, height or width or the façade, placement of the primary entrances, porches, number and placement of windows, and other major architectural features.

**Housing Facades Facing Public Areas:** 

Each side or rear façade of a single-family dwelling which faces a street, park, or open space shall include at least three of the following:

- a. A change in the vertical or horizontal wall plane within 20 feet above grade;
- b. A change in the color or material of the wall;
- c. An increased masonry return of at least 6 feet;
- d. A bay window, porch or balcony;
- e. Structured transition from public to private areas using built elements such as arbors, low walls, trellis work, and/or similar elements integrated with plantings;
- f. Detailing the wall with reveals, belt courses, cornices, projections or other devices; or
- g. Shuttered windows or glazed doors to overlook the street, park, or open space.

#### Garages:

Preferred Design. At least 50 percent of the dwellings within a subdivision must be flush or recessed behind the front facade of the dwelling, be attached and be accessed from the side, or be detached and recessed from the dwelling and placed in the side yard. The front facade includes the enclosed living portion of the house. They shall be located according to one or more of the following:

- a. Attached and recessed from the front facade of the building by a minimum of three feet, with access from the front;
- b. Attached and in the side yard, with access by a driveway from the side. The garage shall be a minimum of three feet behind the front facade;
- c. Detached with front or side access. The garage shall be a minimum of three feet behind the front facade;
- d. Attached and flush with the front facade, provided that a covered porch extends at least six feet forward from the front facade of the house and is a minimum of 10 feet in width; or
- e. Flush with the front facade and side-loaded with a driveway to the front.

Limited Design. No more than 50 percent of the dwelling units within a subdivision, shall have garage door openings provided in any of the following ways:

a. Extending from the front facade of the living unit not more than 10 feet, but with an architectural design element such as a bay/box window; covered porch at least six feet in depth across the front facade of the living unit; or a defined outdoor space (such as a patio or courtyard surrounded by a masonry wall or fence no more than 42 inches in height) that is designed to include the entire front yard space between the front facade of the living unit and the front facade of the garage, developed to extend outward to be at least flush with the garage door opening;

580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 9 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co

- b. Extending from the front facade not more than 10 feet, but with living space directly above the garage. Such living space shall cover a minimum 50 percent of that portion of the garage in front of the front facade of the living unit;
- Extending from the front facade not more than 10 feet, but with a complimentary adjoining living space or porch covering five feet of the 10-foot extension, limited to one-car garage door openings; or
- d. Extending from the front facade the width of the garage with the garage door on the side of the garage with side yard or front yard access. All models containing split car garage designs will be Categorized in this option

#### H. Homeowner Associations

Homeowner Associations composed of property owners in residential areas may be created for the following purposes: a) to provide for the continued development, improvement and maintenance of properties and facilities which it owns or administers, and b) to protect the investment, enhance the value, and control the use of property owned by its members.

Homeowner's Associations or special districts may be created in residential areas where common lands or facilities are to be owned and maintained by the Homeowner's Association or special district.

#### II. DEFINITIONS

- A. <u>Purposes:</u> It is the purpose of this Article to define words, terms and phrases contained within this PUD Development Guide. See the Town of Elizabeth Land Development Code for other definitions not defined herein.
- **B.** Word Usage: In the interpretation of this Guide, the provisions and rules of this section shall be observed and applied, except when the context requires otherwise.
  - 1. The particular controls the general.
  - 2. In the case of any difference of meaning or implication between the text of this Guide and any caption or table, the text shall control.
  - 3. Words used or defined in one tense or form shall include other tenses and derivative forms.
  - 4. Words in the singular number shall include the plural number and words in the plural number shall include the singular number.
  - plural number shall include the singular number.

    The masculine gender shall include the feminine and the feminine gender shall include the masculine.
  - 6. The word "shall" is mandatory.
  - 7. The word "may" is permissive.

#### A. Definitions:

- Accessory Buildings. Detached subordinate building(s) or Structure(s), the use
  of which is customarily incidental to that of the Principal Building or to the main
  use of the land and which is located on the same lot with the Main Building or
  use.
- 2 <u>Board of Trustees.</u> The Board of Trustees of the Town of Elizabeth.
- 3. <u>Building, Principal or Main.</u> A building or buildings which may contain one or more Dwelling Unit(s) or in which is conducted one or more of the permitted Principal Uses of the Lot or project in which it is situated and including areas

- such as garages, carports, storage sheds which are attached to or architecturally integrated with the principal building.
- 4. Building Front. That exterior wall of a Building which faces a Front Lot Line of a
- 5. <u>Building Side.</u> That exterior wall of a Building which faces a Side Lot Line of a Lot.
- 6. <u>Building Rear.</u> That exterior wall of a Building which faces a Rear Lot Line of a Lot.
- 7. <u>Density, Gross or Average.</u> A ratio of number of Dwelling Units per acre calculated by dividing the total number of Dwelling Units in the residential Planning Area by the gross acres in the residential Planning Area.
- 8. <u>Dwelling Unit. Single-Family Detached.</u> A type of Dwelling Unit having no roof, wall or floor in common with any other Dwelling Unit.
- 9. <u>Dwelling Unit, Single-Family Attached.</u> A type of Single-Family Attached Dwelling Unit in which each single Dwelling Unit goes from ground to roof and is separated from other Single-Family Attached Dwelling Units by a common wall. Each Single-Family Attached Dwelling Unit has Individual outside access. Single-Family Attached Dwelling Units may include duplex. Note: For Single-Family Attached product, each unit shall be on its own lot.
- 10. <u>Garage, Parallel.</u> A garage, attached or detached, which is oriented so that the axis which corresponds with the garage opening is substantially parallel to the adjacent street from which the Lot derives access.
- 11. <u>Garage, Side-Load.</u> A garage, attached or detached, which is oriented so that the axis which corresponds with the garage opening is substantially perpendicular to the adjacent street from which the Lot derives access.
- 12. Group Care Facilities. A facility where three or more persons are provided supervision and a planned treatment of counselling, therapy or other rehabilitative social services in a family environment. Such residence must be licensed by or operated by a federal, state, county or local judicial health/welfare agency or serve only referrals from such agencies. Examples of group care facilities are: group foster care, children's homes, halfway houses, rehabilitative centers, assisted living, maternity or senior citizen homes.
- 13. Land Use Category. A set of permitted and use types which are aggregated to form a land use classification similar in nature to zoning districts. Each Land Use Category is identified on the Land Use Chart in this PUD Development Guide.
- 14. Planning Areas. Areas of land delineated on the PUD Zoning Document identified with a phrase or symbol which designates a specific set of permitted land use types according to the Land Use Categories provided in this PUD Development Guide. Planning Area boundaries are as depicted on the PUD Zoning Document.
- 15. **Setback.** The distance between the building to property line.
- 16. **Structure.** Anything constructed or erected, which requires permanent location on the ground or is attached to something having a permanent location on the ground, but not including fences or wa<sub>||</sub>s less than six (6) feet, poles, lines, cables, or other transmission or distribution facilities or public utilities.

#### III. LAND USE REGULATIONS

#### A. Residential (SF)

#### 1. Intent

Provide for residential Development allowing for a variety of Single-Family Detached Dwelling Units, Single-Family Attached and Accessory Uses.

#### 2. Uses Permitted by Right

- a. Single-Family Detached Dwelling Units.
- b. Duplex Units
- A temporary sales and marketing center function developed to showcase a variety of builders and housing types within a limited area.
- d. Attached or detached private garages (3 cars maximum).
- e. Commonly associated Accessory Uses, incidental to the Principal Use or Building, including but not limited to: carriage house units not for sale, storage sheds, private greenhouses, home occupations, radio or TV antenna, TV satellite dishes, private tennis courts, private swimming pools, and private facilities for the keeping of household pets according to the regulations and standards within the Elizabeth Municipal Code.
- f. Public Open Space.
- g. Private recreational and park uses, recreational facilities, including but not limited to: tennis courts, swimming pools and jogging, riding, hiking and biking trails.
- h. Public parks, playgrounds and other recreational areas.
- i. Any other uses consistent with the purposes of this Section and compatible with the uses set forth herein, as permitted by the Town of Elizabeth's code.

## 3. Uses Permitted by Special Review

- Buildings, garages and utility stations related to emergency services, such as ambulance, fire, police and rescue.
- b. Neighborhood public service, health and education facilities, such as community centers, libraries and museums.

#### 4. Development Standards

- Average Density. The Average Density shall be up to eight (8) Dwelling
  Units per acre for each SF Planning Area, as set forth in the
  Development Plan, and reflect the number of units over the entire
  acreage for the Planning Area. Densities within portions of the Planning
  Area will vary depending on product type.
- b. Maximum Number of Dwelling Units. The maximum number of Dwelling Units permitted within each SF residential Planning Area shall not 10% the units shown on the Land Use Chart in Section III Land Use Regulations for each individual Planning Area.
- c. <u>Building Setback:</u> The minimum Building Setbacks in SF residential Planning Area will vary depending upon the product type in any given portion of the Planning Area. The following setbacks will be associated with the different product types defined as a Use Permitted by Right. For uses permitted by special review, CMU setback standards shall apply.

#### d. **Driveway Access:**

Driveways, unless shared, should not be closer than five (5) feet to an adjoining lot

#### e. Accessory Buildings & Uses

Accessory uses and building – Refer to Town of Elizabeth Land Use Code (Single-Family Residential)

#### Single-Family Detached Unit

Building Front 15 feet (Principal Building)

20 feet (Side-load garage)

18 feet (Garage parallel)

Building Sides 10 feet from local street

Building Sides 5 feet from other property lines

Building Sides 20 feet (Side-load garage)

Building Rear 15 feet

#### **Duplex Dwelling Unit**

Building Front 15 feet (Principal Building)

20 feet (Side-load garage) 18 feet (Garage parallel)

Building Sides 10 feet from local street

building sides 10 feet from local street

Building Sides 0 feet from other property lines

shared with adjoining duplex unit

Building Sides 5 feet from other property lines

Building Sides 20 feet (Side-load garage)

Building Rear 15 feet

- d. <u>Building Separation.</u> The minimum building separation shall be the greater of:
  - i) Ten (10) feet for Single-Family Detached Dwelling Units, ten (10) feet for Buildings containing Single-Family Attached Dwelling Units, and twenty (20) feet for other Principal Buildings located within each SF Lands Use Planning Area, or
  - ii) shall be governed by the applicable building code.
- e. <u>Building Height.</u> No residential Buildings within SF Planning Areas shall exceed thirty-five (35) feet in height.
- f. <u>Minimum Lot Sizes.</u> The minimum lot sizes In SF residential Planning Areas shall be:
  - i. Single-Family Detached: Forty-five hundred (4,500) square feet
  - ii. Duplex: Twenty-two hundred (2,200) square feet.

#### g. Maximum lot coverage

Under-roof lot coverage shall not exceed 60% including accessory buildings

#### h. Encroachments

 Front, side, and rear setbacks shall allow for encroachments up to 2 feet beyond the building foundations. For above-grade features including eaves, fireplace box-out, stoops, bay windows, cantilevers, and

- overhangs provided that the living space of the projection does not exceed 20 square feet in each instance and extend more than 2 feet.
- Side and rear setbacks shall allow for encroachments up to 3 feet beyond the building foundation for below grade window wells.

#### B. Commercial Mixed Use (CMU)

#### 1. Intent

To provide for the integration, horizontally and vertically, of a broad range of retail goods and services, business and professional services.

There is one area of the Zoning Exhibit that is designated as CMU. This planning area is anticipated to develop as commercial/retail centers.

## 2. Uses Permitted by Right

- a. Accessory Buildings
- b. Home Occupations
- c. Accessory Uses
- d. Amusement & Recreation Establishments (indoors)
- e. Bakeries
- f. Bed & Breakfast Inns
- g. Boarding & Rooming Houses
- h. Business Service Establishments
- Clubs & Lodges
- j. Commercial Food Preparation Kitchens
- k. Computer-Generated CAD-CAM operations not involving heavy industry
- l. Convenience Stores or Centers
- m. Eating & Drinking Establishments
- n. Exhibition & Art Galleries
- o. Farmers Markets or other open markets
- p. Fences, Hedges, Walls & Trees
- q. Financial Institutions
- r. Garden / Flower Shops
- s. Hotels / Motels
- t. Hospitals for Animals
- u. Movie Theaters
- v. Museums, exhibitions or similar facilities
- w. Parking Lot & Parking Garages (not as a stand-alone use)
- x. Parks
- y. Performance Theaters
- z. Personal Service Establishments
- aa. Professional, Commercial or Business Offices
- ab. Public Buildings & Lands
- ac. Public Safety-Related Facilities
- ad. Public Transportation Terminals other than truck terminals
- ae. Public Utilities
- af. Recreation Facilities Private
- ag. Recreation Facilities Public
- ah. Religious Assembly, place of

- ai. Restaurants & Lounges
- Retail Stores, Sales, Display Rooms & Shops aj. ak.
- Schools Private
- al. Schools - Public
- Signs am.
- an. Universities, Colleges, Technical Institutions – Satellite Locations

#### 3. **Uses Permitted by Special Review**

- Single-Family Detached Dwellings a.
- b. Single-Family Attached Dwellings
- Amusements & Recreation Establishments (outdoors) c.
- d. Accessory Dwellings Units (ADU's)
- f. Assisted Living Services / Group Care Facilities
- Beer, Wine & Liquor Stores g.
- Commercial Animal Establishments h.
- i. **Dormitories**
- Fraternity & Sorority House j.
- k. Kennels & other canine related Facilities (commercial or private)
- 1. Mortuaries / Funeral Homes
- m. Nursery Schools and Day Care Centers
- n. Recreation Centers - Nonprofit Neighborhood
- Retirement / Group Housing Services 0.
- Miniature Golf Establishments

#### Accessory uses and building - Refer to Town of Elizabeth Land Use Code 4. (Regional Commercial)

#### 5. **Development Standards**

- Floor/Area Ratio. The maximum floor-area ratio for each development tract within the Commercial Mixed Use Planning Area shall not exceed 0.75.
- b. Building Setback: Non-Residential. The minimum building setback from any public street right-of-way shall be:

Building front 15 feet

Building side 5 feet

Building side 10 feet from local street

**Building rear** 10 feet

- Any commercial development along Highway 86 shall have a minimum setback of 50 feet
- Any commercial development must incorporate the Town of Elizabeth's Design Guidelines
- C. **Residential Components:**

For residential components within Mixed Use (CMU) zoning, the

average density, maximum number of dwelling units & building setback standards outlined in the Single-Family (SF) Land Use Category shall apply.

> - Any residential component shall have a Minimum setback of 50 feet

- d. <u>Building Separation.</u> The minimum building or structure separation shall be the greater of:
  - i) twenty (20) feet or
  - ii) shall be governed by the applicable building code.
- e. <u>Building Height.</u> Buildings or structures in Mixed Use Planning Areas are permitted up to 35'.

#### C. Parks & Open Space (OS)

#### Intent

To provide passive open space uses which will separate, define and protect the development planning areas contained within this Planned Development. Open Space does not include golf courses.

Elizabeth 86 will include a system of trails, including a multi-use trail and secondary pathway along Gold Creek and street sidewalks that will promote pedestrian and bicycle travel in and through the development. Open Space is to be located along the Gold Creek corridor providing convenient access as well as serving as a community focal point that will accommodate a variety of recreational activities including community and regional non-motorized (i.e. pedestrian & bicycle) access. Smaller pocket parks and open spaces will be designed and distributed in the community to be within walking distance for most residents.

Parks, trail corridors and streets will be located and configured to ensure connectivity and promote an overall sense of community in the Elizabeth 86 development. The primary park is identified as PA-13 and has been strategically located to serve as a neighborhood focal point and gathering area. Parks shall provide uses which compliment residential neighborhoods. Parks to include pocket parks and neighborhood parks.

## 2. Uses Permitted by right

- Passive recreation uses and open space.
- b. Jogging, hiking and/or bicycle trails.
- c. Dog Parks
- d. Community Gardens
- e. Drainage Facilities
- f. Picnic shelters.
- g. Park recreation uses, including but not limited to the following facilities: baseball diamonds, softball diamonds, soccer fields, tennis courts, volleyball courts, basketball courts, swimming pools, play apparatus, picnic areas, recreation center, and jogging, hiking and/or bicycling trails. Lighting shall be prohibited on sports fields.

#### 3. Development Standards

a. <u>Building Setback: Street.</u> The minimum building setback from any public street right-of-way line shall be:

Building front 25 feet Building side 15 feet

Building rear 25 feet

- b. <u>Building Separation.</u> The minimum building or structure separation shall be the greater of:
  - i) twenty (20) feet or
  - ii) shall be governed by the applicable building code.

c. **Building Height.** No buildings or structures shall exceed twenty-five (25) feet in height

#### 4. Development Criteria for Parks

- a. Pocket Park
  - (1) Refer to the Town of Elizabeth Land Development Code for parks, trails and open space.
  - (2) Size: Generally ¼ to ½ acre
  - (3) Location/Orientation: Centrally located within the residential development and/or easily accessible by residents without the use of vehicles. A 5-10 minute walking distance
  - (4) Frontage: Required on one, preferred two or more local streets.
  - (5) Minimum development features and/or amenities: Turf and landscape plantings to provide shade over at least 15% of the area, benches in shade and sun, bike racks and trash receptacles. Optional features: a small shade structure, small playground and/or small scale tot-lot, picnic tables, minimal signage, security lighting.

#### b. Neighborhood Park

- (1) Refer to Town of Elizabeth Land Development Code for parks, trails and open space.
- (2) Size: A minimum of 3 acres in size.
- (3) Location/Orientation: Within an immediate neighborhood with a ¼ to ½ mile service radius. Neighborhood parks shall serve as an extension of the neighborhood around them. They shall be a social and recreation focal point. Interconnected to trails/sidewalks low-volume streets within walking/biking distance of most users.
- (4) Frontage: High visibility to surrounding local streets. On street parking
- (5) Minimum development features and/or amenities: 50%/50% split between active and passive recreational uses. Active recreational features may include: a children's playground, unobstructed open play areas for practice or pick-up games and low impact recreation options such as bocce ball and/or horseshoes. Other amenities should include picnic shelters, internal trails, benches, trash receptacles, bike racks, public art, signage and security lighting.

580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 17 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co

## D. Open Space, Trails & Amenities

At minimum, 20% of the site shall be open space. The Development Plan depicts trail including a multi-use trail and secondary pathway along Gold Creek that will promote pedestrian and bicycle travel in and through the development. Trail corridors will be located and configured to ensure connectivity and promote an overall sense of community in the Elizabeth 86 Development.

The PUD Plan indicates trail connections, but the exact locations will be determined in latter phases of the entitlement process. These trail connections include:

- One regional trail connection bisecting the site through PA-3 & PA-12, connecting Highway 86 to the Ritoro Property – 10' Concrete
- 2. One open space trail within PA-13 6' Crusher Fines
- 3. One pedestrian crossing over Gold Creek between PA-5 & PA-1 to allow walkability to the CMU planning area.

580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 18 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co

#### E. Land Use Chart

5. Applicant's Acreage Listed in Application

## Elizabeth 86 - Land Use Chart by Planning Area

Last Revision: 08-17-18

A.	В.	C.	D.		E.	F.
Land Use Item	Planning Area Map Number	Map Area Code	Gross Land Area in Acres	Percentage of Total Land Area	Land Use Formula	Proposed Maximum Density (In DUs or SF
	PA-3	O\$/FLD	5.0	5.1%	Regional Trail Corridor - 2.05 acres outside of 100 year flood plain	N/A
Flood Plain Areas, Detention     Areas & Pond Areas	PA-12	O\$/FLD	9.1	9.2%	Regional Trail Corridor - 2.50 acres outside of 100 year flood plain	N/A
Aleda & Forid Aleda	PA-2	OS/POND	1.0	1.0%	N/A	N/A
	PA-4	OS/POND	1.0	1.0%	N/A	N/A
	PA-8	OS/POND	1.5	1.5%	N/A	N/A
2. Dedication Areas for Parks, Open	PA-10	Conservation Easement	5.0	5.1%	N/A	N/A
Space	PA-11	os	0.8	0.8%	N/A	N/A
	PA-13	PK/OS/POND	7.3	7.4%	N/A	N/A
	PA-1	СМИ	5.2	5.3%	max 75%	169,884
	PA-5	SF	9.4	9.5%	8 DU/AC	75
3. Development Areas	PA-7	SF	6.9	7.0%	8 DU/AC	55
	PA-9	SF	16.1	16.3%	8 DU/AC	129
	PA-14	SF	21.4	21.7%	8 DU/AC	171
		ROW (Total)	8.9	9.0%		
4. Total Map Acreage (Total figures abov	/e)		98.5			

98.5

	acres	building coverage sq.ft. or number of units	percent of the project land area
6. Total Retail/Commercial/Office Planning Areas/Mixed Use	5.2	169,884	5%
7. Total SF Areas	53.8	383 *	55%
8. Total Park Areas	7.3		7%
9. Total other open space including trail corridors, greenbelts, and floodplain areas.	23.4		24%
10. Total open space	30.7		31%
11. Total active open space	11.9		12%

Note: Any unused residential units could be transferred to the Commercial Mixed Use Area. Residential units in the CMU planning area require a Special Use.

#### GENERAL NOTE:

(Line 4 minus line 5)

The overall property has approx. 31% of the property in either Park, Trail Corridors, Ponds, Conservation Easement, or Floodplain areas. A PUD should have a minimum of 20% Open Space, with 10% of that Open Space being active open space (must be usable, excluding floodplains, and utility easements). This proposal includes approximately 12% active open space, those areas are PA-13 - including the existing fishing pond, and also includes the regional trail corridor area in PA-3 & PA-12, outside of the 100-year floodplain.

<sup>\*</sup> Total number of residential units shall not exceed this quantity, RE: Density Variations under General Provisions

#### V. ENFORCEMENT AND ADMINISTRATION

#### A. Incorporation of Planned Development Master Plan

The plan of development for Elizabeth 86 Development, including the location and boundaries of Planning Areas, the circulation elements, and the densities established by the ELIZABETH 86 DEVELOPMENT PLAN AND GUIDE together with everything shown thereon and all amendments thereto.

#### B. Effect of Recorded Plan

The approval by Ordinance of the ELIZABETH 86 DEVELOPMENT PLAN AND GUIDE by the Board of Trustees and the recording of such Development Plan and Guide with the Elbert County Clerk and Recorder shall be deemed to be rezoned to a PUD-Planned Unit Development District under Chapter 16 – Article 1 - Zoning of the Elizabeth Municipal Code for the real property described in the Development Plan.

580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 20 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co

# Elizabeth 86 - PUD Zoning Document

A PARCEL OF LAND LOCATED IN THE NORTH HALF OF SECTION 13, TOWNSHIP 8 SOUTH RATIGE 65 WEST OF THE SIXTH PRITICIPAL MERIDIAN, ELBERT COUNTY COLORADO

#### INDEX

Cover Sheet / Legal Description / Introduction	1
sisting Conditions / Surrounding Area	2
Zorang Exhibit	3-4
ral and Open Space	5
Relationship to Town Code / Master Plan	6.7
Engineering Drawings	8

#### LEGAL PROPERTY DESCRIPTION

Bugivering at the center quarter comes of said section 1.8.
If there is notified 2.1.3 (2) west, along the scatch fine of the contivious quarter of said social of a section of 1.0.4 all Feet to the scatched connect of first. Place accepted under remediate connect of first. Place accepted under remediate nour bord 326.53 (1) Seet County accepted records:

Renze darg the ead expanded of a salvid period and slightle following as (6) courses.

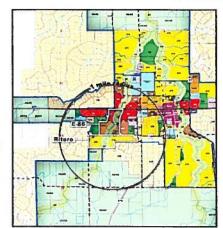
1 feelsh 92, 30° 90° west in advance of 1323, 29° Feet to gipmet.

2 feelsh 93, 16 42° ead, in advance of 839° 0° Feet to gipmet.

3 feetsh 93, 11° west in advance of 839° 0° Feet to gipmet.

5 feetsh 94° 90° and 20° and 20

Thence along the west be unday of soid pare of all label the (allowing six is) obstaces.



#### VICINITY MAP

#### PROJECT TEAM

Davelign ant Regresent gives -

E65 (A 100 7 (23-4) Soch Afrin Wity, Englewood Colorade 6/1/12 afrin Mischall - 30 (1507-551) firm 3/3/digitax for observed sorth

tia difference

PCS Cirus, Inc. 10 Box 16287 Ecross Cohe 231 87318 edit 3347 Petito in -(72) 207-8244 par Queeg sisso care

Colfrygreenra-

CVC Considerated Colorade Inc. 10333 F. Dry Greek Prog. 1 Aule 24th Englawood: Colorade 80113 19th 47th Resource 2020 494-527 Bracklage Adentitie Lim 19th Septimble 1720 249-4557 Skidlinge Adentities of Septimble 1720 249-4557 Skidlinge Adentities

15", francondation consultants, line 1889 Vick Shoot Der von Calurans, Bründs attr. Childrophe McCarmenta - (303) 333-1105 cum grand profit intra com

Train Engineering

Boungs an obtain on the rount religious had granter of each on 1 towards of each on 1 towards of each range of world the bin FM. Basing each 49 16 but not between a boung of 10° damater, on the range of the Color Data of the about and the original of the about and the original of the range of the color of each of eac

Tre according to the control of the

- (It seeds 45 Currence) will

  Respond to the discount and current by one about with the form of the account of the discount of the product.

  Entropy author that it measures are presented that doming the later of the discount of the count of the discount of the count of the count

The Hydrocth -46 dominanth, with restancement of uses and to take general for the copyritation depends and are not special and of the special for substances of the layers. It is sold performed to a convenient of strong will counte medical region and convenient of the special performed of the special performance of th

Father the fittageth - 66 Community will provide a unappely tremed indiget whereast community and us provided only provide all logical thank on to the earth midrag long uses. We oddere that the claim will provide a mix of logical processing musculy in about 20 in the flow of Englands.

Charmers with elain of parties and office and office open upon elaborate and bodd on regulating updates, and a conservation construent and otherwise updates.

#### PROJECT SITE BACKGROUND

TRUDECT SITE BACKGROUND

The Brackin - 35 featurinary Restricts Devolution and Rom growdow for display depositions and a stocas for the coding ment devolutions at the Community operating executively 95 5 cases. The Community is generally statisfied south of this April College with a time occupie proving a great particles and other of Rome. Harporth - 36 will have occupie from Hayelfold the April College of Federal College of the Residence on a fine and sold of Federal College, and some other ordinary devolution occupies the college of Federal College on the college of Federal College on the college of Federal College of the Coll

ZONING

Applicability ordinary and equilibrium dissipated by ordinary and of agreed and ordinary and applications of the property is expected in Flooring and application and of this making offers at Plantage participation and of the application and application and applications are applications.

The stars page and the the project are constant with the few jud Backeth Master. The rand contail of a mix of religional discriminated most inches as well as used and been page a mix. At the Master Plan found the opposition of the stars and been paged as the project of the stars are desired that the stars are desired to the stars are desired to easily contain the following the stars are desired with the following the stars are desired as the stars are desired as a star of the stars are desired as a star of the stars are desired as a star of the stars are consistent or the stars are desired. In the star of the stars are desired as a star of the stars are desired as a star of the stars are desired to the star of the stars are desired. In the stars are desired to the PID and as according to connected as Electroph - 8% which are are not ment of the PID and as according to connected up.

## GENERAL PROVISIONS

The provides of the PLD and count and governing sweet counts of the channel or community except where the provides of the PLD count of they all provides a certific in before the public than a standard conference into the opportunities whatcher along that are and except which provides or all the most installant and are all will be all the public than a standard will be all the public that the public than a standard will be all the public than a standard and all the public than a standard and a sta

The province of the PAC Lettle reveal and green the development of financin 85 provides to where where the province of the PAC Lettle on these it provides a supply. The province of the form of financing Particle Orientation of the province of the provinc

## C. Land Use Parcel Boundaries

For collegendors transform on horizon and a generalizations due of their old form on the code incernizes or and additional land report of the code incernizes of the decision of the decision

Contraction shall comely with crucia tools provided of the finitism faultary and Medicartail Code this National Hausterd Code, the Challege Francising Code make their quartic standard is assumed to the contraction of the contraction for the contraction of the the Information of Exchange of the latter Streets or other contractions outstanding codes, as do set pled try the form of Reviews.

Affilial we brilled in the altime stratificated leads from the Europeth Colde. Or stratings Traditions Europe Calent at the Billia Calendard stratification and additional stratification and additional stratification and assistant from all Europeth services and assistances from assistances from assistances and assistances from assistances and assistances are replaced.

#### E. Underground Utikty Requirements

All new electrical and in mount at the defension beginning and be electrical analogy and Allicevition and on the Jindices and any avoid unless and one on a too despire and or dependent of the despire and of the despire and other analogy.

Let tests for each g start the flow provides of the time of entiring partial and g start or the time of each g and g the following formation design.

#### G Homeowner Associations

Remonwer Aux Later's IROA; consented of prisony own in in responding toos, may be created for the following prisonous or to granter for the estimated condensated interscenario and resolutions of business condensated interscenarios and resolutions of business and prisonous condensated in and placested the measurest less in collegion and condensate or or only industry the oversions.

the Daniet a strategy intermedial electury extended and distra-tion that C.Y. and secret arrange checking by excellent to the latter chick allow with secret Physics at allowing the secret C.Y. active mediate the group decide in a method analysis. The New Secret while at the Secret Physics and Committee the Recognition and Agriconati. It is when for the two and electronic part of all other Recognitions in the Committee of Enrichment and Agriconati. It is when for the committee of Enrichment and a secret in the secret of the secret of the Enrichment of the Committee of the secret of the contract of Coulds (Intercognition).

The Efficient what is being elected to be. Also ingoing a prevail, by and manifestation estated using a set to allow soft of the order season of landaria. The dy control of the oray pack is also being as a sense of the dy control of the array pack is also being as entire or the dy control of the array pack.

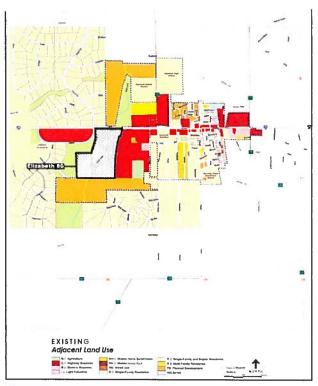
580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 21 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co 

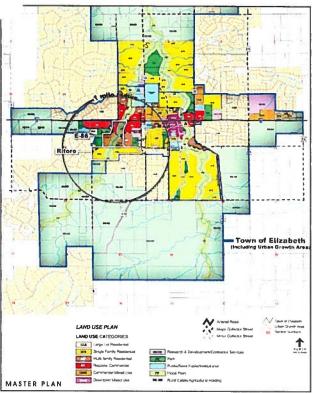
### Dong Disposition FO Birl 1/297 Devise Consulta 80218 - 103 504 4305

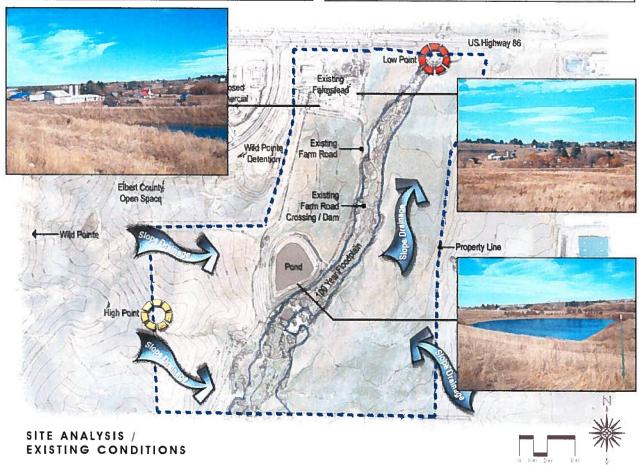
Elizabeth 86 Planned Unit Development Plan -Elizabeth, Colorado

Sheet Name Cover Sheet

580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 22 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co







Programme CVL and financiaria and business of surface and the control of the cont

Elizabeth 86
Planned Unit Development Plan Elizabeth Colorado

Decision Date

Sheet Name
Existing
Conditions
Sheet Number







Elizabeth 86
Planned Unit Development Plan Elizabeth Colorado

time Date 08.16.zo18
Bevesori Date

Sheet Name Zoning Exhibit Sheet Number



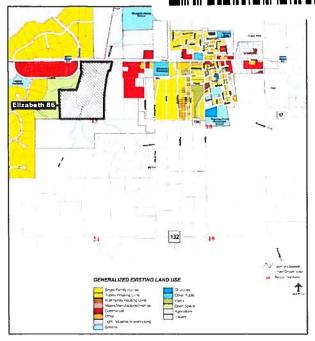




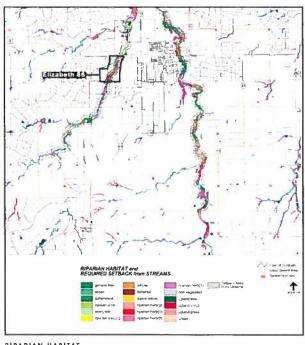


580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 25 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co CONNECTED TRAIL NETWORK PEDESTRIAN and BICYCLE TRAILS the fil the to be referred ALCONE. PARK - CHARACTER PROJECT OPEN SPACE the filtration - 36 Community as proposed melydas are gar pronominated annotated over those interpolation. The Court forms area regard point the extending over the crounds logical boundary, for the days 4 principles. जाराण ह As presented ordered we arrivanced tool a surrous number through the other forces are at. The tool conditional air as a condition of the term of the tool of the tool of the force of the other tools of the force of the other tools of the othe DULLY OF Sheet Name Trails and Open Space Planned Unit Development Plan -5 Elizabeth, Colorado

# 580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 25 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co

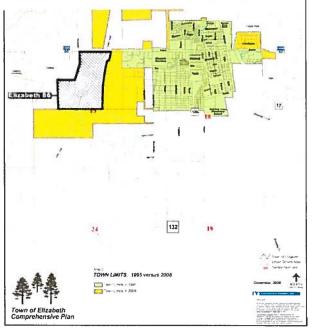


TOWN OF ELIZABETH EXISTING LAND USE

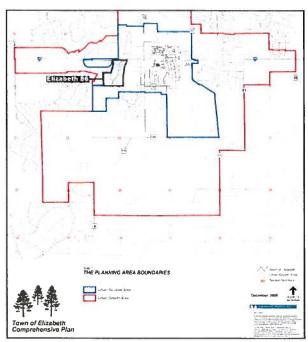


RIPARIAN HABITAT

The planning for Extancity - 65 requests the indigital features of the property to the greatest extent indict, of . Gold Creak is the parallel feature for in a privacy time classifier. Our plan process to bette that meet a parallel by a natural distriction to extremize a parallel for the manufacture of a regional trail, as well as a transfer to the fregional trail.



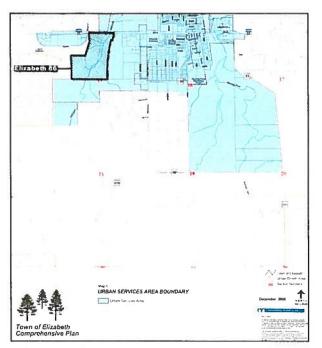
TOWN OF ELIZABETH TOWN LIMITS



SERVICE AREA

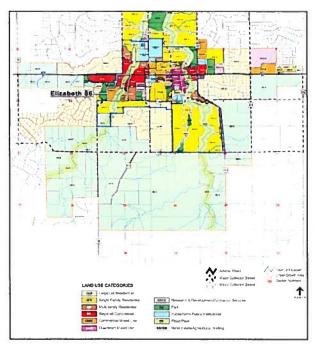






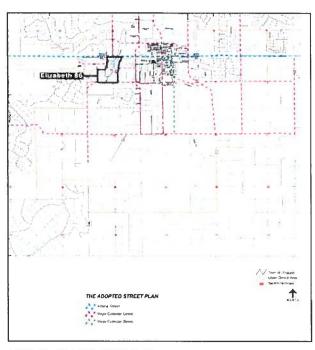
#### URBAN SERVICE BOUNDARY

As Size and was as from Harwards seek property or not seek in the Fown of Education in the action in Arabidous services.



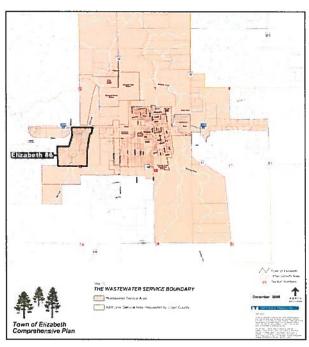
#### TOWN OF ELIZABETH LAND USE

the planting to divide the top each and a considert with the properties of source from at the argument of the argument of the constant of the properties of the properties of the constant of the properties of th



#### TOWN OF ELIZABETH STREET PLAN

As and defended in a line of the design of the manufacture of the manufacture of the standard of the standard



#### WASTEWATER SERVICE AREA

As deputing agree Hazzleth - 65 is included in the Turn of Elaboth Washwater Service Brundery

580222 B: 789 P: 48 ORDIN 08/30/2018 01:28:50 PM Page: 27 of 28 R 148.00 D Dallas Schroeder Recorder, Elbert County, Co





