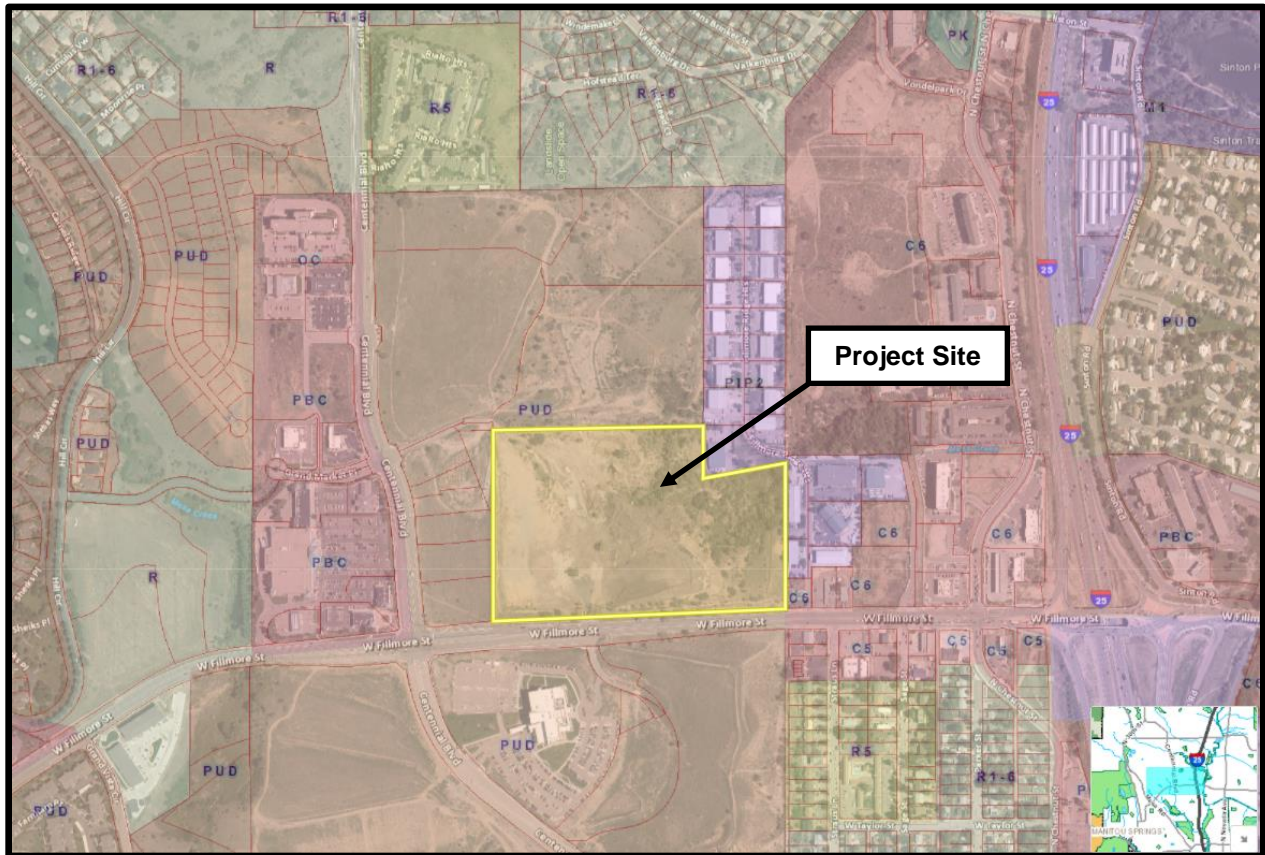


CITY PLANNING COMMISSION AGENDA
January 20, 2022

STAFF: DANIEL SEXTON

FILE NOS:
CPC MPA 04-00043-A8MJ21 – QUASI-JUDICIAL
CPC PUZ 21-00069 – QUASI-JUDICIAL
CPC PUP 21-00070 – QUASI-JUDICIAL

PROJECT: CRESTONE AT FILLMORE EAST
OWNER: CATHOLIC HEALTH INITIATIVES COLORADO, LLC
DEVELOPER: CRESTONE DEVELOPMENT
CONSULTANT: NES COLORADO INC.



PROJECT SUMMARY:

1. **Project Description:** The project includes applications for a major master plan amendment, PUD zone change and PUD concept plan for 28.55 acres of land located at 1300 West Fillmore Street. The project is herein referred to as “Crestone at Fillmore East”. The major amendment to the Hill Properties Master Plan changes the land use designation from hospital, office, medical office, and general commercial uses to residential and office/commercial. **(see “Master Plan Amendment” attachment)** The zone change request would change the current zoning from PUD (Planned Unit Development) to PUD (Planned Unit Development for residential and office/commercial land uses, maximum building heights of 75 feet (residential) and 45 feet (commercial), and residential density of 25-33.99 dwelling units per acre and maximum gross floor area of 20,000). **(see “PUD Zone Change” attachment)** The proposed PUD concept plan illustrates the envisioned land use pattern for a mix of multi-family residential, townhomes, senior living, office/commercial, and open space land uses and ancillary site improvements. **(see “PUD Concept Plan” attachment)**
2. **Applicant’s Project Statement:** **(see “Project Statement” attachment)**
3. **Planning and Development Team’s Recommendation:** City Planning staff recommends approval of the application as proposed.

BACKGROUND:

1. **Site Address:** The property is addressed as 1300 West Fillmore Street.
2. **Existing Zoning/Land Use:** The property is zoned PUD (Planned Unit Development for hospital, office, medical office, and general commercial uses, a maximum building height of 165 feet and maximum gross floor area of 1,850.0000 square feet) and is vacant.
3. **Surrounding Zoning/Land Use:** North: PUD (Planned Unit Development) and is undeveloped open space.
East: PIP-2 (Planned Industrial Park) and is industrially developed.
South: PUD (Planned Unit Development) and is partially vacant and commercially developed.
West: PUD (Planned Unit Development) and is under development for commercial uses.
4. **PlanCOS Vision:** According to the PlanCOS Vision Map **(see “PlanCOS Vision Map” attachment)**, the project site is identified as a Changing Neighborhood.
5. **Annexation:** The property was annexed into the City under the Mesa Addition Annexation #2 plat (July 27, 1971; Ordinance 4275).
6. **Master Plan/Designated Master Plan Land Use:** The project site is part of the Hill Properties master planned area and is identified for hospital, office, medical office, and general commercial land uses.
7. **Subdivision:** The property is unplatted.
8. **Zoning Enforcement Action:** None
9. **Physical Characteristics:** The project site is vacant and slopes down significantly to the east and south towards West Fillmore Street.

STAKEHOLDER PROCESS AND INVOLVEMENT:

The public notification process consisted of providing notice to surrounding homeowners associations and adjacent property owners within 1,000 feet of the site, which included the mailing of postcards to 93 property owners on two occasions: during the internal review and prior to the Planning Commission hearing. The site was also posted during the two occasions noted above. City Planning staff received one written comment for the project, which focused on traffic concerns. **(see “Public Comment” attachment)**

Staff input is outlined in the following sections of this report. Staff sent copies of the plan set and supporting documentation to the standard internal and external review agencies for comments. Commenting agencies included Colorado Springs Utilities, Colorado Geological Survey, City Engineering, City Traffic, City Fire, City SWENT, City Parks, Council of Neighborhood Organizations (CONO), District 11, Police, and E-911. All comments received from the review agencies have been addressed. As an infill project within an established neighborhood, City Planning staff notes that the following review agency provided project specific comments:

- Colorado Geological Survey – Colorado Geological Survey reviewed the proposed concept plan, geological hazard report and envisioned land uses. Standard notes were applied to the entitlement documents to acknowledge the geological hazard analysis and documented hazards on the site. Future development plan and final subdivision plat applications will require a more details site specific geological hazard and slope stability analysis. **(see “Geologic Hazard Letter” attachment)**
- City Finance – The Budget Office of the Finance Department will be conducting a Fiscal Impact Analysis (FIA) with a ten-year time horizon to understand the estimated expenditures and revenues attributed to the Hill Properties Master Plan amendment application. The results of this analysis are forthcoming and will be provided to City Council as part of their review.
- City Traffic – The City’s Traffic Engineering Division reviewed and accepted the proposed site design and layout, and the accompanying Traffic Impact study for the project. The submitted study assessed current and projected traffic volumes based on the proposed land uses along Centennial Boulevard and West Fillmore Street, and concluded there to be adequate roadway capacity. The Applicant will be required to install public improvements along West Fillmore Street to make the identified access points functionally compliant with the City’s Traffic Control Manual.
- School District 11 – No comments were received from the School District 11. As such, City Planning staff will require the payment of fees in lieu of land dedication for the new residential units.

ANALYSIS OF REVIEW CRITERIA/MAJOR ISSUES/COMPREHENSIVE PLAN & MASTER PLAN CONFORMANCE:

1. Review Criteria / Design & Development Issues:

a. Application Summary:

i. Major Master Plan Amendment

The Applicant has requested a major amendment to the Hill Properties Master Plan **(see “Master Plan Amendment” attachment)** to change the land use designation from hospital, office, medical office, and general commercial uses to residential and office/commercial uses for the 28.55 acres of land associated with the Crestone at Fillmore East project. This change in master planned land use designations will position the site for redevelopment and the introduction of residential and commercial uses along the southern edge of the master planned area. City Planning staff notes that an amendment was approved in 2015 for the project site that changed the master plan land use designation for the project site from neighborhood commercial, office and general industrial to the more intensive hospital, office, medical office, and general commercial uses. While this change alters the envisioned land use trajectory for the master planned area, which previously focused on medical oriented uses, the incorporation of residential and neighborhood commercial uses into the area creates a more dynamic land use pattern on the mesa. The higher density residential uses being proposed, which are anticipated to range from 25-33.99 dwelling units per acre, will provide additional rooftops that will support the current and future commercial uses. The siting of the residential use near the northwest corner of the site affords a more gradual transition and buffer between the general industrial uses developed along Fillmore Ridge Heights and the heavily traffic West Fillmore Street.

ii. PUD Zone Change

The submitted zone change request proposes to rezone the project site from PUD (Planned Unit Development for hospital, office, medical office, and general commercial uses, a maximum building height of 165 feet and maximum gross floor area of 1,850,000 square feet) to PUD (Planned Unit Development for residential and office/commercial land uses, maximum building heights of 75 feet (residential) and 45 feet (commercial), and residential density of 25-33.99 dwelling units per acre and maximum gross floor area of 20,000). (see **“PUD Zone Change” attachment**) The Applicant has proposed tailored maximum building heights and density/intensity ranges that will govern the future build-out of the project area. More specifically, the envisioned residential land use will be limited to a maximum building height of 75 feet and a developed density of 25-33.99 dwelling units per acre, and the commercial uses will be limited to a maximum building height of 45 feet and developed gross floor area of 20,000 square feet. These development standards are comparable with the established development parameters for the surrounding area.

While the proposed mix of uses, as discussed above, adjusts the land use direction for the Hill Properties neighborhood; the new uses are not dissimilar to those land uses already found within the immediate area. As noted above, the proposed uses will afford a more gradual transition and buffer between established uses nearby and will make available a greater mix of land uses for the larger neighborhood. Together, the proposed dimensional standards and land use controls outlined above mitigate the project's impacts and meets the applicable City Code standards for a zone change request.

City Planning staff finds the application to be consistent with the purpose for a PUD zone change request, as set forth in City Code Section 7.3.601 and purpose for a zone change request, as set forth in City Code Section 7.5.601.

iii. PUD Concept Plan

The Applicant's proposed PUD Concept Plan for the Crestone at Fillmore East project (see **“PUD Concept Plan” attachment**) illustrates the layout for a mix of residential and commercial uses and ancillary site improvements, which include improved access points along West Fillmore Street. The proposed layout of the project area envisions the proposed residential use (14 acres) adjacent to a future City open space/parkland area located to the north, commercial/office uses (6.7 acres) along West Fillmore Street, and a private detention facility/open space (7 acres) upslope from the general industrial uses developed along Fillmore Ridge Heights. The placement of uses takes into account both the developability of the site and the desire of the City's Parks, Recreation, and Cultural Services Department (herein referenced as “Parks”) to see compatible uses developed adjacent to the future City open space/parkland adjacent to an existing open space to the north. The Applicant has proposed a maximum building height for residential uses at 75 feet and commercial uses at 45 feet, which is a reduction from the 165-foot height limit set for the previously envisioned hospital use in 2017. At 75 feet and 45 feet, the proposed building heights are also a reasonable transition from the height limits for the surrounding area. The manner for calculating the above referenced maximum building height will follow the methodology set forth in City Code Section 7.2.201 *Definitions Enumerated – Building Height (Nonhillside Zone)*.

In terms of pedestrian and vehicular access, the Applicant will be developing improvements along West Fillmore Street. The pedestrian improvements will consist of sidewalks along West Fillmore Street and trail improvements that will extend north in the future City open space/parkland. The roadway improvements include two new access points along West Fillmore Street, which will consist of a ¼ movement access and a right-in/right-out access. Discussions are also on-going with Parks to determine if a full-movement or emergency only access can be accommodated at the northwest corner of the project area. All access and intersection designs will be finalized through future development plan submittals.

As an infill development, the Applicant's proposal is a good fit for the surrounding area. City Planning staff find this to be true because of the proximity this project will have to surrounding development to the west (West Mesa Commons), which is envisioned to contain a mix of commercial uses, the future City open space/parkland to the north, and future commercial development to the south of West Fillmore Street. The project site and general area are also serviced by Mountain Metro bus service (Routes 2 and 17), which supports the development of a greater mix of uses. **(see "Context Map" attachment)**.

The above discussed development parameters and envisioned supportive land uses mitigate the impacts of this infill development and reinforce why this project will be a compatible with the surrounding neighborhood. City Planning staff finds that the proposed plan, as stipulated, is in conformance with the purpose for establishing PUD concept plan, as set forth in City Code Section 7.3.601, and a concept plan, as set forth in City Code Section 7.5.501.

b. Geological Hazards

The City's Engineering Development Review Division (EDRD) of Public Works and Planning & Community Development Department, with consultation from the Colorado Geological Survey (CGS), has reviewed the PUD concept plan and accompanying geological hazard investigation report, prepared by Entech Engineering, Inc., for the project. **(see "Geologic Hazard Letter" attachment)** The reviewing agencies have accepted the analysis and recommendations set forth in the report prepared by the applicant's consultant. The documented geological hazards and engineering geological conditions on the project site included undocumented artificial fill, loose soils, natural spring and expansive soils. As noted by Entech, the documented hazards and conditions will have some constraints on the proposed development and construction, but even the most significant problem affecting development can be avoided. Other conditions can be mitigated through proper engineering design and construction practices or avoidance. Future development plan and final subdivision applications will need to be accompanied by site specific geological hazard analysis to further evaluate site conditions and set forth property engineering and construction practices. Upon approval for the Crestone at Fillmore East project, City staff is prepared to execute the provided report.

c. Traffic

The City's Traffic Engineering Division of Public Works (herein referenced as "Traffic") has reviewed the proposed PUD concept plan and accompanying Traffic Impact Study, prepared by SM Rocha, LLC. Traffic has determined that the site design and layout afford adequate sightlines and queuing for vehicles entering and exiting the site via the proposed access intersections off West Fillmore Street. All intersections will require public improvements and consist of one stop control condition, so the remitting of funds trigger will be applied to future development plans. City Planning and Traffic will monitor the build-out of this project to determine if additional roadway or intersection improvements are necessary.

d. Drainage

The City's Water Resources Engineering Division of Public Works (herein referenced as "SWENT") has reviewed the PUD concept plan and accompanying Master Development Drainage report, prepared by Michael A. Bartusek, PE. SWENT has accepted the analysis and recommendations set forth in the report. Stormwater from the project will be captured and directed into an on-site full spectrum water quality and detention facility. As designed, all proposed stormwater improvements were found to comply with the City Drainage Control Manual. The Applicant will be required to submit a final drainage report with each future development plan and final subdivision plat applications.

City Planning staff finds that the proposed project addresses all the applicable review criteria set forth in City Code.

2. Conformance with the City Comprehensive Plan:

The project applications have been evaluated for conformance with the City's current comprehensive plan (herein referred to as "PlanCOS"), adopted in January 2019. According to PlanCOS, the project site is identified as an Established Suburban Neighborhood. **(see "PlanCOS Vision Map" attachment)** The Crestone at Fillmore East project is consistent with one of the core values of PlanCOS, which reinforces the important of encouraging the infill development proposals. One of the "Big Ideas" in the Vibrant Neighborhood Chapter 2 of PlanCOS is entitled "Reclaim Neighborhood Space", which has goal VN-3 that states:

"Through neighborhood plans, associations, and partnerships, empower neighborhoods to reinvest in order to create community, vibrancy, and to address their specific vision and needs."

To do this, PlanCOS suggests, "New development should focus on safe connections into and within these neighborhoods".

A "Big Idea" from Chapter 4, entitled "Embrace Sustainability", has Goal TE-4 that states:

"Focus on productively developing and redeveloping areas already in, nearby, or surrounded by the city in order to preserve open spaces, maximize investments in existing infrastructure, limit future maintenance costs, and reduce the impacts of disinvestment in blighted areas."

A policy for this goal further reinforces that development should "Prioritize development within the existing City boundaries and built environment (not in the periphery)."

Adaptive and responsive land use change is one of the core values of PlanCOS. On balance with this perspective, City Planning staff has determined that the project's land use, location and site design meet the overall intent of this idea.

For the reasons provided in this overall staff report, City Planning staff finds that this infill development proposal and its associated applications to be in substantially conformance with PlanCOS and its guidance.

3. Conformance with the Area's Master Plan:

The project site is part of the Hill Properties master planned area, which is presently identified for hospital, office, medical office, and general commercial land uses. The Applicant submitted a master plan amendment application that proposes to change the land use designation to residential and office/commercial uses for the 28.55 acres of land associated with the Crestone at Fillmore East project. City Planning staff finds that Applicant's amendment request and associated project applications create a more complimentary and supportive land use pattern for the area that is in general conformance with the long-range vision for the Hill Properties Master Plan, which consists of a mix of commercial, office, open space/parkland, and residential uses. **(see "Context Map" attachment)** Through staff's review of the PUD concept plan and consideration of the review criteria for establishing a PUD concept plan, as set forth in City Code Section 7.3.605, and the review criteria for establishing a concept plan, as set forth in City Code Section 7.5.501(E), the overall area impacts of the project were analyzed.

STAFF RECOMMENDATION:

CPC MPA 04-00043-A8MJ21

Recommend approval to City Council the major master plan amendment for the Hills Properties Mast Plan, based upon the findings that the review criteria for establishing a Master Plan, as set forth in City Code Section 7.5.408.

CPC PUZ 21-00069

Recommend approval to City Council the zone change for 28.55 acres associated with the Patriot Park Commercial project from PUD (Planned Unit Development for hospital, office, medical office, and general commercial uses, a maximum building height of 165 feet and maximum gross floor area of 1,850.0000 square feet) to PUD (Planned Unit Development for residential and office/commercial land uses, maximum building heights of 75 feet (residential) and 45 feet (commercial), and residential density of 25-33.99

dwelling units per acre and maximum gross floor area of 20,000), based upon the findings that the review criteria for establishing a PUD zone, as set forth in City Code Section 7.3.603, and the review criteria for a zone change, as set forth in City Code Section 7.5.603.

CPC PUP 21-00070

Recommend approval to City Council a PUD Concept Plan for the Crestone at Fillmore East project, based upon the findings that the plan meets the review criteria for establishing a PUD concept plan, as set forth in City Code Section 7.3.605, and the review criteria for establishing a concept plan, as set forth in City Code Section 7.5.501(E).