



## Legislation Text

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**File #:** 15-00379, **Version:** 1

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A Resolution Adopting Findings of Fact and Conclusions of Law Based Thereon and Determining the Eligibility for Annexation of Property Known as Tutt Corners Addition Hereinafter More Specifically Described in Exhibit "A"

(Legislative Matter)

**From:**

Peter Wysocki, Planning and Development Director, Planning and Development Department

**Summary:**

CPC A 14-00133 - LEGISLATIVE

CPC ZC 14-00134 - LEGISLATIVE

CPC CP 14-00135 - QUASI-JUDICIAL

This project includes the following applications: 1.) Tutt Corners Addition Annexation; 2.) Establishment of the C-6/AO (General Business District with Airport Overlay) zone district; and 3.) Tutt Corners Concept Plan.

If approved, the applications would allow the 6.331-acre property to be included within the City and developed as five commercial pad sites ranging in size from 0.4 acres to 1.4 acres, extension of Tutt Boulevard through the property, as well as new private access.

The property is located at the northeast corner of Templeton Gap Road and Dublin Boulevard and consists of 6.331 acres.

**Previous Council Action:**

The City Council accepted the petition and referred the annexation to staff on November 25, 2014. The City Council approved a resolution setting the public hearing date for July 14, 2015, at their regular meeting of May 26, 2015.

**Background:**

The request is to annex the property into the municipal limits of the City of Colorado Springs and develop five commercial pad sites which range in size from 0.4 acres to 1.4 acres. The annexation of this property and the subsequent dedication of right-of-way for Tutt Boulevard is an integral extension of the City's transportation system.

A right-in right-out to Dublin Boulevard and a three-quarter movement from the private access that will be the vacated Templeton Gap right-of-way to Dublin is also illustrated. Access will also be provided to Vickie Lane north of the property. Additional access is provided from the new extension of Tutt Boulevard.

There are two building phases planned and planned uses include restaurants, a convenience store and other service uses. Building setbacks and landscape setbacks are illustrated on the plans.

**Financial Implications:**

The City Finance Department prepared a fiscal impact analysis report for this annexation which found a positive cumulative cash flow for the City. The report is attached as an exhibit to the City Planning Commission staff report.

**Board/Commission Recommendation:**

The City Planning Commission unanimously approved the applications at their May 21, 2015, regular meeting.

**Stakeholder Process:**

The public process included posting the site and sending postcards to 228 property owners within 500 feet at application submittal and again prior to the Planning Commission hearing. No written comments were received.

Staff also sent the plans to the standard internal and external review agencies for comments. Commenting agencies included Colorado Springs Utilities, City Engineering, City Traffic, City Fire, City Finance, Police and E-911, and the Colorado Springs Airport.

**Alternatives:**

1. Uphold the action of the City Planning Commission;
2. Modify the decision of the City Planning Commission;
3. Reverse the action of the City Planning Commission; or
4. Refer the matter back to the City Planning Commission for further consideration.

**Proposed Motion:**

CPC A 14-00133 - ANNEXATION

Approve the attached resolution concerning the Tutt Corners Addition annexation finding that the annexation meets the requirements of and fully complies with Part 1 of Article 12 of Title 31 C.R.S., the Municipal Annexation Act of 1965, as amended, and Section 30 of Article II of the Colorado Constitution and that the property is eligible for annexation.

Not applicable.