



Legislation Text

File #: 22-715, **Version:** 2

A resolution of the City of Colorado Springs approving a change to the legislative status of Allison Valley Master Plan from operative to implemented.
(Legislative)

Presenter:

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Summary:

Location: The property is generally located northwest of Voyager Parkway and Interquest Parkway.

The proposed resolution updates and confirms the legislative status of the City of Colorado Springs' adopted privately-initiated master plan for Allison Valley. Code Section 7.5.402B *Types of Master Plans, Legislative Status of Master Plans* outlines a process and requirement for the City Planning Commission to recommend a status and for City Council to make a determination of the status of the Allison Valley Master Plan. Staff recommends updating the status of the master plan as "implemented."

Background:

The City of Colorado Springs Zoning Code section 7.5.401 through 7.4.410 governs requests to establish a master plan, powers of master plans, amendments to master plans, and the different types of master plans. In this section, three primary types of master plans are recognized: Citywide System Plans that detail the existing and future needs for infrastructure and facilities which are most frequently prepared by the City (for example, the Parks Master Plan); Facility Master Plans that detail existing physical components of various public and private sector facilities such as the Airport Master Plan or Penrose Hospital Master Plan; and Land Use Master Plans. Land Use Master Plans are specific to geographic areas and provide information about land use, transportation, open space, parks, and schools Land Use Master Plans for underdeveloped land are most frequently prepared by neighborhood organizations or the City, either singly or collaboratively (for example, the Old North End Master Plan and the Rawles Open Space Master Plan). The subject of this report and proposed action is a master plan that was initiated by the private sector for new development, and not those that are considered "publicly-initiated," i.e. created by, or in collaboration with, a neighborhood group and adopted by the City Council.

The specific Code section most applicable to the subject request is 7.5.402B *Legislative Status of Master Plans*. This specific section established three potential "statuses" for master plans; operative, implemented, and out of date. Below are the criteria outlined in Code for these status types:

1. Operative master plan: A master plan that is less than eighty five percent (85%) built out

with property zoned with a temporary (or holding) zone district. There is continuous rezoning, development plan, and platting activity in conformance with an approved phasing plan.

2. Implemented master plan: A master plan that is eighty five percent (85%) or more built out and the remaining vacant land is zoned in conformance with the master plan.
3. Out of date master plan: A master plan that is no longer used because it has been either replaced by another master plan or no longer furthers the purpose of this part of this Zoning Code.

The subject Code section outlines a process for which the status of each master plan is solidified; “the Planning Commission shall recommend, and the City Council shall determine the legislative status of each master plan. The legislative status will identify those master plans that remain operative, those that have been implemented, and those that are out of date. A recommendation concerning the legislative status will be made to the Planning Commission as part of an annual Colorado Springs Comprehensive Plan Monitoring and Evaluation Report prepared by the Community Development Department” (code section 7.5.402.B).

Staff notes that on April 12, 2022, Council took action to systematically update the implementation status of several master plans at that time, following a Planning Commission recommendation. Due to the rapid progression of development in the Allison Valley Master Plan, staff has calculated that the 85% threshold has more recently been achieved for this additional master plan.

Staff additionally notes that, pending approval and implementation of RetoolCOS, the requirement for Planning Commission and Council determinations of master plan implementation status is expected to be modified or eliminated.

By updating the implementation status of Allison Valley Master Plan, the total number of implemented privately initiated master plans would be 74, with total of 33 categorized as operative. As additional background, because of their different nature and purpose, publicly initiated land use master plans (e.g. the Mill Street Plan) are always considered operative until and unless they are superseded.

It is staff’s recommendation that the Allison Valley Master Plan should be updated to “implemented” status in accordance with the criteria for such status changes as outlined in Code section 7.5.402.B: “A master plan that is eighty five percent (85%) or more built out and the remaining vacant land is zoned in conformance with the master plan.”

Previous Council Action:

N/A

Financial Implications:

N/A

City Council Appointed Board/Commission/Committee Recommendation:

City Planning Commission unanimously recommended approval to the City Council on November 9, 2022.

Stakeholder Process:

N/A

Alternatives:

Approve, deny, or refer back to staff for further consideration.

Proposed Motion:

Adopt a resolution updating the Allison Valley Master Plan's legislative status from "operative" to "implemented," based upon the findings that the request meets the review criteria for updating the legislative statuses of master plans, as set forth in City Code section 7.5.402B.

N/A