

Gray, William E

From: Kat Gayle <trout_65@yahoo.com>
Sent: Thursday, April 11, 2024 10:09 AM
To: Dana Duggan; John M.; Bill Wysong; Eddie Hurt; Sharon de Halas; Donelson, Dave; Yemi Mobolade; Jeff Norton MSCA Rezone; Wysocki, Peter; slamhente
Cc: Fontecchio, Candy; Carleo, Katie; Gray, William E; achalfin@krcc.org; akeith@kktv.com; andy.koen@koaa.com; asack@kxrm.com; breeanna.jent@gazette.com; mary.shinn@gazette.com; chelsea.brentzel@krdo.com; news@fox21news.com; maggie.bryan@koaa.com; news@cpr.org; news@kktv.com; news@koaa.com; news@krcc.org; s.harrison@krdo.com; talkshow@aol.com; westsidewatchcos@gmail.com
Subject: Re: Arrowswest Hearing April 16, 2024 - Request for Equal Presentation time by Mountain Shadows Community Association and Westside Watch
Attachments: image001.png; image004.png

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Please ensure that this email chain and all other communications on this point be included in the record.

I would also like a citation to the code that outlines these Planning Commission hearings, and/or current and previous internal procedures manuals for the Planning Commission.

The City of Colorado Springs and the Planning Commission are meant to represent the interests of the people. They must balance the proposed development with these interests. Your ongoing refusal to allow the community equal time for a cogent presentation rather than patching together 3-minute soundbites that lack sufficient time to adequately present complex data, demonstrates a clear preference for developers and development.

Further bias was called out and ignored in the Royal Pines hearing when Eric Grodahl with DBG opened his presentation with Steve Posey, a Colorado Springs City employee.

In 2424 Garden of the Gods, Royal Pines, Ovation, and the Sunset Amphitheater hearing, citizens were allowed to cede time to a representative presenting on their behalf.

Please explain this arbitrary deviation from the course of dealing that citizens have relied upon in previous hearings.

Your prompt attention to this matter is appreciated.

Katherine Gayle

On Thursday, April 11, 2024 at 08:35:16 AM MDT, Wysocki, Peter <peter.wysocki@coloradosprings.gov> wrote:

Ms. Gayle,

Based on recent Planning Commission discussions, ceding of time by individuals signed-up to speak in-person is at the discretion of the Planning Commission Chair. I will forward your request to Chair Slattery.

PETER WYSOCKI, AICP

Director of Planning + Neighborhood Services

City of Colorado Springs, Colorado

30 South Nevada Street

PO BOX 1575, Zip Code 80901-1575

Land Line: 719.385.5347

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www.coloradosprings.gov

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From: Kat Gayle <trout_65@yahoo.com>

Sent: Wednesday, April 10, 2024 6:47 PM

To: Wysocki, Peter <Peter.Wysocki@coloradosprings.gov>; Dana Duggan <danaannduggan@gmail.com>; John M. <jvmclainjr@gmail.com>; Bill Wysong <bill.fortresshomeinspection@gmail.com>; Eddie Hurt <ehurt@erashiels.com>; Sharon de Halas <sdehalas@gmail.com>; Donelson, Dave <Dave.Donelson@coloradosprings.gov>; Yemi Mobolade <Yemi.Mobolade@coloradosprings.gov>; Jeff Norton MSCA Rezone <jenor9@aol.com>

Cc: Fontecchio, Candy <Candy.Fontecchio@coloradosprings.gov>; Carleo, Katie <Katie.Carleo@coloradosprings.gov>; Gray, William E <William.Gray@coloradosprings.gov>; achalfin@krcc.org; akeith@kktv.com; andy.koen@koaa.com; asack@kxrm.com; breeanna.jent@gazette.com; mary.shinn@gazette.com; chelsea.brentzel@krdo.com; news@fox21news.com; maggie.bryan@koaa.com; news@cpr.org; news@kktv.com; news@koaa.com; news@krcc.org; s.harrison@krdo.com; talkshow@aol.com; westsidewatchcos@gmail.com

Subject: Re: Arrowswest Hearing April 16, 2024 - Request for Equal Presentation time by Mountain Shadows Community Association and Westside Watch

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I am very disappointed in this response. Historically, this is not how these hearings have been handled. Are we citizens still able to yield time to one or two presenters so that this critical information can be presented cogently?

Mayor Yemi,

Is this truly how you want matters of this significance to be handled?

Concernedly,

Katherine Gayle, Esquire

On Wednesday, April 10, 2024 at 08:30:03 AM MDT, Wysocki, Peter <peter.wysocki@coloradosprings.gov> wrote:

Ms. Gayle:

Your request for additional presentation time was forwarded and discussed with Planning Commission Chair, Andrea Slattery. Chair Slattery indicated that her intent is to follow the standard protocol for non-appeal quasi-judicial public comments. This means that each member of the public wishing to speak either in favor or against the item will have 3

minutes. Should a group of speakers have a formal presentation that is longer than 3 minutes, the time of the presentation can be divided to multiple speakers, each having 3 minutes.

Sincerely,

PETER WYSOCKI, AICP

Director of Planning + Neighborhood Services

City of Colorado Springs, Colorado

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From: Kat Gayle <trout_65@yahoo.com>

Sent: Tuesday, April 9, 2024 5:33 PM

To: Wysocki, Peter <Peter.Wysocki@coloradosprings.gov>; Horbach, Melody

<Melody.Horbach@coloradosprings.gov>; Fontecchio, Candy <Candy.Fontecchio@coloradosprings.gov>; Gray, William E <William.Gray@coloradosprings.gov>

Cc: John M. <jvmclainjr@gmail.com>; Dana Duggan <danaannnduggan@gmail.com>; Bill Wysong <bill.fortresshomeinspection@gmail.com>; Eddie Hurt <ehurt@erashiels.com>; Jeff Norton MSCA Rezone <jenor9@aol.com>; Yemi Mobolade <Yemi.Mobolade@coloradosprings.gov>; achalfin@krcc.org; akeith@kktv.com; andy.koen@koaa.com; asack@kxrm.com; breeanna.jent@gazette.com; mary.shinn@gazette.com; chelsea.brentzel@krdo.com; news@fox21news.com; maggie.bryan@koaa.com; news@cpr.org; news@kktv.com; news@koaa.com; news@krcc.org; s.harrison@krdo.com; talkshow@aol.com; westsidewatchcos@gmail.com

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Although I was told that I would have your response by Monday, April 8, 2024, it is now after close of business on Tuesday, April 9, 2024.

Your prompt response is requested so we can adequately prepare our program for the Planning Commission to fully understand the requirements, limitations and public safety threat of this proposed new project.

Regards,

Katherine Gayle

Chief Legal Counsel, Westside Watch

970-278-6884

On Friday, April 5, 2024 at 11:02:07 AM MDT, Kat Gayle <trout_65@yahoo.com> wrote:

It is with great concern that I write to request that the Mountain Shadows Community Association and Westside Watch be granted equal time to present at the April 16, 2024 Planning Commission meeting regarding Arrowswest.

Putting this project forward is in direct violation of UDC Section 7.1.103 A as amended from 7.1.603.b that, as you are well aware, provides:

The purpose of this UDC is to:

- A. Promote health, safety, and general welfare of the public;

Previously:

A proposal for the establishment or change of zone district boundaries may be approved by the City Council only if the following findings are made:

1. The action will not be detrimental to the public interest, health, safety, convenience or general welfare

Further, your decision to move this forward conflicts with the prior City Council decision and established Colorado Court of Appeals legal precedent specifically pertaining to this site.

The City Council previously ruled in the matter of 2424 Garden of the Gods that dense development at that very location (the intersection of Garden of the Gods and 30th Street) would jeopardize the health and safety of the residents.

This decision was upheld by the Colorado District Court AND the Colorado Court of Appeals.

We respectfully request equal time to present the expert findings that we have compiled with regard to residential development at this location so that the Planning Commission may have a complete picture of development risks and liabilities.

Thank you.

Katherine Gayle

Chief Legal Counsel, Westside Watch

970-278-6884

