Upcoming Council Meetings
City Council will meet on Monday, May 6, 2013. The Study Session will begin at 6:00 p.m. in the Community Room. The Regular Meeting will begin at 7:30 p.m. in Council Chambers. The agendas are enclosed. Sandwiches will be available at 5:30 p.m. in the Community Room.

The Citizen of the Year Celebration is scheduled for Monday, May 13, 2013, at the Malley Center.

Informative Memoranda
The following are memoranda in response to City Council's requests, as well as other informational items.

1. News Release concerning the 2013 Citizen of the Year, Don Roth.
3. Article concerning Don Roth honored as 2013 Citizen of the Year, Kent Place Residences and the Englewood Depot.
4. Letter expressing appreciation for the Community Development staff.
5. E-mail concerning the Urban Waters Partnership.
6. Memorandum concerning the Project Update.
7. Memorandum providing an update on Hampden-Broadway Project (Flood Middle School).
8. Memorandum concerning property tax comparisons.
10. Calendar of Events.
11. Tentative Study Session Topics.
12. Minutes from the Board of Adjustment and Appeals meeting of February 13, 2013.
14. Minutes from the Liquor and Medical Marijuana Licensing Authority meeting of April 17, 2013.

Parks and Recreation Department

The Englewood Recreation Center was the host site for the 2013 Englewood High School "After Prom" party. The event took place Sunday, April 25th from 12 midnight to 5:00a.m. Attendees were able to use the gymnasium, activity rooms, kitchen, rec zone room,
racquetball courts and pool. The pool was open for the first two hours of the event. The theme for the After Prom was Star Wars. The high school prom committee began decorating the facility at 9:30pm Saturday evening. The junior/senior attendees began checking in at midnight. The committee was excited to see the turnout for the event, within the first 20 minutes, 100 kids had checked in. The committee reported a record 175 in attendance, the previous mark was 125. Lila Downing, After Prom co-chair noted, “I can’t say enough good things about holding the event at this venue! It felt easier to watch the kids, and the kids were more engaged, and not just wall flower as there was something for everyone!”

Broken Tee Golf Course received a donation from Sports Authority which included numerous sets of junior golf clubs, equipment, bags and other miscellaneous items to be used in the Hole-N-One Jr. Golf Program. The donation is valued in the thousands of dollars. Broken Tee Golf staff will be able to provide these items as prizes at the June barbecue.

Malley Senior Recreation Center held its annual Volunteer Recognition event on Thursday, April 25. Fifty-three volunteers enjoyed an afternoon Pizza Party that included pizza, a cinnamon roll and choice of soda as their refreshment. Guests were entertained by Christy Wessler, a singer-song writer/comedian. The volunteers help the Recreation Department and Malley Center with special events, front desk, Volunteers of America, computer lab, class instructing, Malley librarians, committee members and tax advisors.

Announcing the 2013 Sounds of Summer Concert Series line-up:
June 13 – Boomers – Classic Rock from the 60’s, 70’s, 80’s & 90’s
June 20 – Tumbling Dice – Old & New Country
June 27 – Solar – Alternative Pop & Rock
July 11 – Willie & the Po Boys – Classic Rock, Motown, Jazz, Funk, Blues, Country
July 18 – Bluzinators – Jump Blues, Big Band Swing & Traditional Blues
July 25 – Better than Biscuits – Original, Fun, Contemporary Folk
August 1 – Colorado Swing – Big Band
August 8 – Off the Record – Variety Dance Band
Please come out and enjoy all the Sounds of Summer Concerts!

On April 24th the Englewood Recreation Center’s All Aboard Pre-School along with the Parks Department, planted trees donated from O'Toole's as part of their Earth Day celebration. Teachers, Jo Gall and Taryn Zezulak, brought 9 students from the 4/5 yr. old program to Bellevue Park and planted 3 pear trees in the farm yard and behind the farm. The trees will provide beautiful spring flowers, and are non-fruit bearing.
City Council to honor long-time resident Don Roth as 2013 Englewood Citizen of the Year

Englewood, CO: On May 13, City Council will honor long-time resident and volunteer Don Roth as Englewood’s 2013 Citizen of the Year. The Citizen of the Year reception will take place Monday, May 13, 2013 at 7 pm at the Malley Senior Recreation Center, 3380 South Lincoln Street in Englewood.

Over the last 20+ years, Don Roth has devoted countless hours of volunteer service to the City of Englewood. He has served in an advisory capacity on many of the City’s boards and commissions, including the Urban Renewal Authority, the Planning and Zoning Commission, the Code Enforcement Advisory Committee, and the “Clean, Green, and Proud” Commission (predecessor to the Keep Englewood Beautiful Commission).

The Citizen of the Year celebration takes place every year in May to mark the anniversary of the City’s founding. This year, the reception coincides with the 110th anniversary of the City of Englewood’s incorporation. The community is invited to help us honor Don Roth for his dedication and volunteerism and also to wish the City of Englewood a happy 110th birthday.
City of Englewood, Colorado
News Release

For Immediate Release: May 1, 2013
Media Contact: Yasser Abouaish, Utilities Engineer
Phone: 303-762-2652
E-Mail: 

Englewood’s Utilities Department seeks public comment on draft Water Conservation Plan
Public Comment Period: May 1 – July 1

Englewood, CO: The City of Englewood’s Utilities Department has developed a draft Water Conservation Plan, with the help of grant funding from the Colorado Water Conservation Board. The draft plan contains information on Englewood’s water systems, water usage in the community, and goals for future water conservation programs.

Before the plan is submitted to the City Council and the Colorado Water Conservation Board for approval, the Utilities Department wants to gather input from the community. Public comments will be accepted until July 1, 2013.

To download the draft Water Conservation Plan and for more information on how to submit comments, please visit the City of Englewood’s website (http://www.englewoodgov.org/water-conservation-plan).

#
The events will feature resources for healthy living, fitness, travel and refreshments.

For more information, call 303-730-4609 or go to sspr.org.

South Suburban Parks
and Recreation District

ENGLEWOOD

Roth to be honored as Citizen of the Year. On May 13, Englewood City Council will honor longtime resident and volunteer Don Roth as Englewood’s 2013 Citizen of the Year. The reception will take place at 7 p.m. at the Malley Senior Recreation Center, 3360 S. Lincoln St. in Englewood.

Over the last 20-plus years, Roth has devoted countless hours of volunteer service to the city, including serving on many boards and commissions.

The community is invited to help honor Roth for his dedication and volunteerism and also to wish the city of Englewood a happy 110th birthday.

City of Englewood
FORUM REAL ESTATE GROUP

Residential phase of Kent Place launched

Forum Real Estate Group (Forum), a Denver-based developer of signature apartment communities and commercial properties, announces the launch of the residential phase of Kent Place. The 11-acre property in Englewood is at the intersection of University Boulevard and Hampden Avenue (neighboring some of Denver's most exclusive communities, including Cherry Hills, Buell Mansion and the Welshire neighborhood) and will soon add 300 high-end, luxury apartment residences.

"The Kent Place Residences will be among the finest anywhere in Denver, providing the people who live here with a 'resort-like' lifestyle, in the midst of high class retail, and within easy access of all the things that make Denver and Colorado great," said Kevin Foltz of Forum. "Kent Place's residential component has been long anticipated and what we bring to market will be well worth the wait. We're looking forward to opening our leasing office this fall."

The Kent Place Residences have been designed to be attractive and contemporary while providing the comfort of home. According to Forum, the apartment residences will provide endless experiences and places to relax, escape, socialize, play or entertain. The residences will include hotel-inspired amenities, pool and spa, with a number of tranquil retreats and lively diversions, including:

- Open-air swimming pool with two full-sized lap lanes;
- Two outdoor spas;
- Bocce ball court;
- Jogging trail;
- Lush, roaming courtyards;
- Outdoor kitchen;
- Rooftop lounge;
- 24-hour on-site concierge service;

- Pet friendly community with Lucky Dog lounge;
- Virtual golf simulator;
- Theater and viewing room;
- Cybercafe with iPad and iMac bar;
- Fitness center with sauna and locker rooms;
- Yoga studio with outdoor view deck;
- Ski and bike maintenance room;
- Surrounding, high-end retail, including the new Fresh Fare by King Soopers;

The apartment residences will feature:

- 9- to 12-foot ceilings, providing natural light;
- Hardwood-style plank flooring;
- Stainless steel appliances;
- Solid surface countertops;
- Separate dining and laundry rooms for ample space*;
- Full-size, side-by-side washer/dryer;
- Tile flooring and wall accent in baths;
- Upgraded carpeting in bedrooms;
- Electronically controlled aco
- Walk-in closets; and
- Energy-efficient appliances throughout.

*In select apartment homes

The Kent Place Residences are also within the Cherry Creek School district and a short drive from Cherry Hills Village Elementary.

For more information regarding the Kent Place Residences, visit KentPlaceApartments.com.

Forum Real Estate Group's other Colorado properties include Lofts on College, Lofts on Two North, True Corner Condominiums and Uptown Crossing (all in Boulder), and Logan and Veranda Highpoint both in Denver. More information about Forum Real Estate Group is available at ForumRE.com.
Your City

Englewood Depot plans on the table

Committee will choose between two proposals: a local history museum or a letterpress museum

By Clayton Woullard
YourHub Reporter

Englewood is forming a committee to look at two proposals to revitalize and reopen the historic Englewood Depot that once served trains passing through the area in the early 20th century.

A committee made up of three historic preservation officials and two citizens will be formed to decide between a proposal that would turn the currently empty Englewood Depot, built in 1915, into a museum focusing on Englewood’s history, or a “living letterpress museum.”

The Englewood Historic Preservation Society, which formed out of the defunct Englewood Historical Society that previously had ownership of the depot, wants to place its substantial collection of Englewood artifacts in the depot as a museum, said Dave Paschal, interim vice president. The group wants to pay $1 to own the depot and give the city the proceeds of the museum once it opens. It would give the city right of first refusal and allow two council members on the board.

Tom Parson, who owns a letterpress business in Denver, wants to turn the depot into a living letterpress museum where visitors can touch and use old type faces and equipment. He wants to buy the depot for $30,000 and restore it to historical preservation standards, as council is requiring for either proposal.

Mike Flaherty, deputy city manager, said it’s his goal to get the committee’s evaluations to council by its first meeting in June.

“I think (council) wants it to be as objective and independent as it could be,” Flaherty said. “Both the groups that submitted proposals have been lobbying council members, and I think council would like to separate themselves from the evaluation process and let an independent group do that.”
To: Englewood City Council
     Mayor - Randy Penn

From: Harold M. Lott

Dear Sir,

Just a short note. I'm originally from New York. Right now I am a retired veteran living on a fixed income. I have lived in Denver, Colorado off and on for a number of years. At my retirement, I wanted to try to find a house that I could afford to pay for on a fixed income, that did not need a lot of repairs.

I had no luck in Denver but I noticed on a city & county map, Englewood City. After driving around in the neighborhood, I found Englewood City was just what I needed, to ease my transition to retirement. So I bought a small, two bedroom house with a lot of hidden features.

The house I purchased was an older model, but well built. [Note: I do have some construction knowledge]
Because of my age, and limited funds, I was having a heck of a time trying to perform any of the needed repairs, to insure a comfortable lifestyle.

NOTE: Through the Arapahoe County LEAP program, I found out that I qualified for the Arapahoe County Weatherization Program. Through the Community Resources Department (Steve Gentry and his crew), the crew members were very professional in all areas. They insulated my entire house and even installed an air fan in my bathroom.

While the weatherization crew was installing insulation in my crawlspace under my house, they informed me that I had problems with the water lines. They told me that I would need repairs soon or I could end up with serious problems; and plumbing problems are always expensive. At this point I knew I had serious problems because on my fixed income, there would be no way I could afford extensive plumbing work.

One of the crew members recommended I notify Englewood Community Development program to find out if I could get some assistance with my plumbing situations.
I was contacted by Janet M. Grimmett — Housing Finance Specialist — in the Community Development Department.

Mrs. Grimmett is a true professional.

She informed me that because I am qualified to receive LEAP benefits, my age, and my income limitations, I did also qualify for the Handyman Grant project.

Mrs. Grimmett's handling of my case was fast, effective and efficient. I knew I was in good hands, from start to finish.

Mrs. Grimmett and Steve Gentry have my respect for coordinating & supervising these projects, in a most professional manner.

Please note: Because I'm retired, and my health is a little shaky, I don't like a lot of phone calls and visitors at my door. I am not a recluse — just an old soldier, trying to retire, quietly.

Many thanks to your offices & personnel for a job well done.

Thank you, Sincerely.
Dear City Manager Sears,

A couple of weeks ago, Paul Ryan, the former Director of Regional Affairs for Denver, suggested I contact you to ask for your assistance in inviting key staff in Englewood to participate in the Urban Waters Partnership. The Partnership is a relatively new regional collaboration working to engage communities to protect and restore the South Platte River and watershed. As the new Coordinator for the Partnership, I am working to be sure all of the communities that have an interest in the river have an opportunity to participate. We do not currently have anyone participating from the City of Englewood.

The Urban Waters Partnership was initiated by the USEPA with the intent of coordinating and strengthening federal support from all federal agencies, not just the EPA, for local communities efforts to improve urban waterways. The South Platte Urban Waters Partnership is the largest pilot project in the country, stretching from the headwaters of the South Platte River through the Denver metro area into Adams County. The Partnership will be working to facilitate access to project funding, leverage resources and share information among our Partners. We have participation from over 50 organizations, including federal, state, and local agencies as well as non-profit organizations. More information is available at www.urbanwaters.gov.

We would welcome participation from Englewood Public Works, Parks & Recreation, Community Planning, Economic Development and Public Health. The Partnership collaborates on issues ranging from all areas of public health, water quality, riparian restoration, source water protection and forest health, environmental education, trails and recreational opportunities, and community forestry. Ideally, we would love to have participants who are decision-makers in their area since our meetings are infrequent (we have been meeting quarterly with workgroup meetings in-between) and we need to be able to move forward at each meeting.

Our next upcoming meeting is the afternoon of June 5th, with a tentative time set for 1:30 (to be confirmed soon). We will be meeting at the Daniels Fund Building in Cherry Creek. The meeting will highlight a key cross-jurisdictional funding opportunity, so we hope to be sure to have strong representation from Englewood for the conversation.
Could you help ensure Englewood has a voice in the Partnership by directing this invitation for participation to appropriate staff within the City of Englewood? We would also welcome your participation at any time, and please do not hesitate to call or reply with questions.

Thank you very much for your assistance.

Best,

Devon Buckels, AICP
Urban Waters Partnership Coordinator
303-465-3515
MEMORANDUM

TO: Gary Sears, City Manager

THROUGH: Rick Kahm, Director of Public Works

FROM: David Henderson, Engineering/Capital Projects Administrator

DATE: May 1, 2013

SUBJECT: PROJECT UPDATES – Denver Water Department Project, Concrete Utility Project 2013, Craig Hospital Expansion, Xcel Energy Projects, Pirates Cove Improvements, West Harvard Gulch Trail Project, Kent Place, Street Maintenance Projects 2013, CityCenter Site Development, Englewood McLellan Reservoir Foundation, Air Quality/Energy Savings Projects, GPS in City Vehicles

DENVER WATER DEPARTMENT PROJECT
Denver Water and its contractor, T. Lowell Construction, will be replacing sections of a 60-inch water distribution pipeline located in South Broadway. Two sections are located near the intersection of Broadway and Belleview and a third is located near the intersection of Broadway and Quincy. Valves that control water flow on the pipeline no longer function and need to be replaced.

Denver Water's contractor, T. Lowell Construction, continued work at both the Belleview/Broadway location and the Quincy/Broadway location. The work is expected to be complete by the end of May. Updates are being posted on the City's web site.

T. Lowell set up a construction staging area on private property in the 4100 block of S. Navajo Street.

CONCRETE UTILITY PROJECT 2013
Council approved a motion to award a construction contract to NORAA Concrete Construction for the 2013 project at the Council meeting on April 1st. Staff continued ranking and identifying concrete to be included in the project.

CRAIG HOSPITAL EXPANSION
The 3400 block of South Clarkson Street was closed on January 22nd. Traffic Engineering staff continues to monitor traffic after the closure. New traffic counts will be collected by Craig's Traffic Engineering consultant to document traffic volumes in the surrounding neighborhood. The ART shuttle bus stops and routing changes are posted on the City's web site. The speed limit on Hampden Avenue between Logan and Clarkson has been reduced to 20 miles per hour. Installation of radar speed signs and upgraded pedestrian flashers on Hampden Avenue continues. We anticipate that all of the work will be completed by the end of May. These changes are being initiated based on conversations with Swedish Medical Center and Craig Hospital.

XCEL ENERGY PROJECTS
Gas Line Replacement Projects
Xcel Energy continued converting gas line services from old CAB pipe to the new standard. The CAB program expects to replace about 22,000 services in the Denver metro area. Approximately 292 of the 320 services in Englewood are complete. Updates are available on the City's web page. The project is expected to last until May 20th.
Xcel Energy will be replacing the gas main in South Zuni Street between Evans and Bates. The main is located on the Denver side of Zuni; however, gas service lines to the east will be replaced in Englewood. Permits for the Zuni project have been issued. Xcel mailed notification letters to adjacent owners. The work on Zuni continued and should be complete around the second week of May.

Xcel’s contractor, Q3 Contracting, completed potholing for the installation of gas main piping along Union Avenue from Windermere to Clarkson Street. A temporary construction yard has been set up by Q3 on private property in the 4700 block of S. Windermere Street. Installation of gas piping is underway. The contractor has three crews working simultaneously in different areas. Street Division and Traffic Engineering crews are monitoring the work on a daily basis. The work is expected to take about 27 weeks to complete. Updates will be posted on the City’s web site.

Xcel completed the gas main replacement and all service connections in the 3900 and 4100 blocks of South Sherman Street. Xcel’s contractor will return to mill and overlay the patched areas when weather and schedule allow. Xcel’s contractor completed the required mill and overlay in the 3900 and 4100 blocks of S. Sherman Street.

**PIRATES COVE IMPROVEMENTS/REPAIRS**
Public Works and Parks and Recreation staff will be coordinating repairs and improvements to Pirates Cove during the off-season. We are working with an engineering firm to evaluate options to repair the Concession building. The building has settled a couple of inches and is experiencing problems with the doors and concrete block cracking. Monitoring wells were installed to determine soil and groundwater conditions under the building. Staff continues to monitor any movement in the building.

**WEST HARVARD GULCH TRAIL PROJECT**
The Urban Drainage and Flood Control District is managing a project to complete a trail connection from our Northwest Greenbelt (Harvard Gulch) to the Platte River Trail System. This project will construct a concrete trail, beginning at the end of our trail system east of Raritan Street, and passing under the railroad tracks in Denver. This will complete the trail system connection to the Platte River. The new Harvard Gulch trail is now open. Punch list items are being addressed.

**KENT PLACE**
A grand opening of the “Fresh Fare by King Soopers” was held Wednesday, December 12th. Patxis Chicago Pizza, Kriser’s Pet Store, Cellars Fine Wines, and Chase bank are open. Modmarket has signed a lease for the last remaining space at Kent Place. They are a restaurant serving salads, pizzas, sandwiches, and soups.

The contractor continued work on the residential apartments.

**STREET MAINTENANCE PROJECTS 2013**
Our contract crack sealing contractor, Avery Asphalt, began the 2013 crack sealing program and completed four of 100 residential blocks scheduled for 2013. Work will continue as weather allows. The Street Division continues in-house crack sealing on arterial and collector streets as time allows. 58 blocks of arterial and collector streets have been completed this year.
Street Division crews are concentrating on cutting and patching asphalt damaged over the winter months.

**CITY CENTER SITE DEVELOPMENT**
**Alexan East and West Parcels:**
438 residential units. Alexan’s occupancy level for March, 2012 is 94.5%. Commercial uses: Let It Bead, Liquor Store, State Farm, Lifetime Family Practice, Cuttin’It Loose, Jackson Hewitt Tax Service, Foothills
Physical Therapy, CityCenter Community, Nixon’s Coffee House, Weingarten Realty, and King Liquor Store. Solid Grounds Coffee has changed their name to Nixon’s Coffee House.

**Parkway Retail / Office Buildings**
Commercial uses: The International House of Pancakes (IHOP), Qdoba, GNC, Supercuts, Nails Center, CityCenter Dental Group, Tableaux Interior Design, Englewood Eyecare, Collective Licensing Int’l, Inc., Quizno’s, “Insurance Company of the West”, Fred Astaire Dance Studio, Wellness Treatment Center, SB Clark Companies, Unifocus, Bartertown Comics, and XL Edge.

**Bally’s Building**
Tenants include Bally’s, “Blondies Fire House Pub and Restaurant”, and MaxFour.

**Retail South of the Parkway**
Tenants: Petco, Ross, Coldstone Creamery, Noodles, Office Depot, and Einstein Bagels.

**Gold Mine Pad**
Tenants include: Jamba Juice, Tokyo Joe’s, Mega Wraps, and Doctors Express.

**CityCenter Site**
EEFI continues project management of all infrastructure on the site. Staff is monitoring the security, sweeping, snow removal, and day porter services performed under the Common Area Maintenance. The fountain decking has been removed. Due to weather, we have delayed turning on the fountain until May 4th.

**ENGLEWOOD MCLELLAN RESERVOIR FOUNDATION (EMRF)**

**PA-84 West**
The Mike Ward Infiniti dealership opened on Monday, August 29, 2011. The Larry Miller Nissan Dealership opened on February 11, and is planning their Grand Opening for May 16.

**PA-85 (RTD site)**
RTD paid the final billing in the amount of $591,836.86. Finance has deposited this money in the LTAR fund.

**PA-85 (Benjamin Franklin Charter School)**
The Benjamin Franklin Charter School is open.

**AIR QUALITY/ENERGY SAVING PROJECTS**

**Flex Fuel Program**
Currently, 39 of our fleet vehicles are running on E-85 ethanol fuel. All new replacement vehicles (less than ¾ ton) will be compatible with E-85. Approximately 50 Flex Fuel vehicles will be in our fleet within two years. Currently, the cost of E-85 fuel is approximately $0.40 per gallon less than regular unleaded gasoline. Ten of our fleet vehicles run on Compressed Natural Gas (CNG). 39 on-road vehicles and 23 off-road (construction equipment) run on biodiesel fuel.

**Hybrid Vehicle Purchase**
Two hybrid vehicles are in service, one in the Fire Department and one in the Building Division.

**“Green” Programs**
We continue to work with our vendors to expand the Green product line as it becomes available. 90% of our custodial paper supplies are from recycled sources. The Servicenter is now “single-streaming” waste at the Servicenter and a dumpster has been supplied for **cardboard only** recycling.
Energy Saving Projects
In 2001, the Public Works Traffic Division began an ongoing program to convert traffic signals from incandescent lamps to Light-Emitting-Diode (LED) bulbs. To date, 80% of our City maintained signals have been converted. LED traffic signals use 90% less energy than incandescent lamps, last five times longer, and provide better visibility.

Our Servicenter has received a grant from the Regional Air Quality Commission to install Aerodynamic Fairings on four Wastewater trailers. The grant covers 50% of the cost (total estimated cost is $6,500 for the four trailers). These fairings will increase fuel mileage by up to 10% (1/2 mile/gallon).

GPS in Vehicles
The City received a grant, through RAQC (Regional Air Quality), to install 37 GPS units in some of our fleet vehicles. Our match to the project is the installation. The Servicenter Garage will install with in-house labor. The GPS units will be installed in Police patrol vehicles, Public Works vehicles, Fire Department equipment, and some Wastewater Treatment Plant vehicles. GPS equipment installation is substantially complete. Staff is in the process of refining software for tracking vehicles. Staff expects to provide a demonstration for City Council at a future Study Session. The system will allow us to track locations, easily obtain information regarding quantities of ice slicer dispensed, monitor idle times, and allow the public to track where plow trucks have been.
Memorandum
City Manager’s Office

TO: Mayor Penn and Members of City Council
THROUGH: Gary Sears, City Manager
FROM: Michael Flaherty, Deputy City Manager
DATE: May 1, 2013
SUBJECT: Update on Hampden-Broadway Project (Flood Middle School)

We want to keep City Council updated on the progress of the Hampden-Broadway project at the former Flood Middle School property in the event you receive calls from residents.

The owner of the site (Hampden-Broadway, LLC) has secured a permit from the Colorado Department of Public Health and Environment for remediation of asbestos and other controlled materials. The remediation will be primarily confined to the interior of the building, but some exterior remediation will take place within temporary enclosures outside the building.

The remediation is scheduled for completion in late May, with demolition of the building to follow. The demolition will require a City permit.

Staff will continue to provide updates on the project as it moves forward.
Memorandum

To: Mayor Randy Penn and City Council
Through: Gary Sears, City Manager
From: Frank Gryglewicz, Director of Finance and Administrative Services
Date: April 29, 2013
Re: Council Information Request: Property Tax Comparisons

The following is a follow up to the "Mill Levy" discussion Council had at the Study Session Monday, April 22, 2013. It is difficult to compare mill levy rates for "comparable" municipalities as many have separate mill levies for taxing districts that provide specific services. The geographic boundaries of the various taxing districts often overlap the municipal boundaries to varying degrees. It is possible that two properties across the street from each other may pay different property taxes even though the assessed value of their properties is the same.

Attached you will find two schedules:

- A schedule providing the detail of mill levy rates for each comparable City
- A schedule that provides the mill levy rates common among all and for those services for which the City of Englewood provides as compared to taxing district for similar services

Common mill levies for the comparable cities are from Arapahoe County and Urban Drainage. Individual cities impose their own mill levy and are impacted by levies for other overlapping taxing districts that provide specific services. For comparison purposes, the schedule provided illustrates common mill levy rates for services among the cities and those comparable taxing districts that provide services similar to those provided by the City of Englewood without a designated mill levy such as: Library, Fire and Parks and Recreation services.

If you need further information or clarification, please call me at 303-762-2401.

Attachments
## City of Englewood, Colorado

Finance and Administrative Services Department

Council Request from April 22, 2013 Study Session - Mill Levy Comparison

2012 Mill Levy Rates Collected in 2013

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4/29/2013
City of Englewood, Colorado  
Finance and Administrative Services Department  

Council Request from April 22, 2013 Study Session - Mill Levy Comparison  

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[1] Average School District Mill Levy due to overlapping school districts within the municipal boundaries  
[2] This is not an all-inclusive list of Taxing Entities but ones used for comparative purposes  
[3] Only Cornerstone Park and Progress Park are within the South Suburban Park & Recreation District  

**Please Note:** Taxing districts overlap the City of Englewood's municipal boundaries. The rates for the various districts apply to property owners whose property is located within that taxing district's geographic boundaries.
COMMUNITY DEVELOPMENT MONTHLY UPDATE
April 2013

DEVELOPMENT REVIEW PROJECTS

- **King Soopers (Federal and Belleview)**
  - Construction underway for a planned June 2013 opening.
  - Façade enhancements for the shopping center to commence soon with a completion date in June or July.

- **Kent Place (University and Hampden)**
  - The commercial and retail space is 100% leased. Below is information provided by the developer:
    - | Tenant                        | Anticipated Opening Date |
    - | Fresh Fare by King Soopers   | Now Open                 |
    - | King Soopers Pharmacy        | Now Open                 |
    - | Wine Pro                     | Now Open                 |
    - | Kriser’s Pet Food Store      | Now Open                 |
    - | Glacier Ice Cream and Gelato | February 2013            |
    - | Patxis Pizza                 | Now Open                 |
    - | Chase Bank                   | Now Open                 |
    - | Modmarket                    | Spring 2013              |
  - Construction on the 300-unit residential apartment project continues with significant progress on the underground parking structure.

- **Martin Plastics (Oxford and Navajo)**
  - Met with Littleton Capital Partners to discuss public assistance to support proposed public improvements.
  - Preparing redevelopment assistance package which will be considered by Council at the March 18 meeting.
  - Council to consider Redevelopment Assistance Agreement at their April 15 meeting.
  - Fore Property Company is under contract with LCP for the acquisition of the Martin Plastics site. On April 15 Council will consider a resolution to allow the transfer of the Redevelopment Assistance Agreement to Fore upon the sale of the property.
  - LCP’s sale of the property to Fore Property Company is anticipated for an August 2013 close.

- **Flood Middle School Redevelopment (Broadway and Kenyon)**
  - The Flood Middle School PUD Ordinance was effective on January 8.
  - The demolition contractor met with DRT on January 15; demolition will start in March.
  - Developer is assessing environmental and other conditions on the site, but the project is still moving forward.
Council will consider a revised Development Assistant Agreement on April 15.

Design development drawings are currently under review.

- **Masonic Property (3500 South Sherman)**
  - Project reviewed by DRT on December 18 for a multi-family residential development.
  - Staff met with the developer on January 9 to discuss parking options.
  - Developer submitted a parking plan. This project involves the creation of 220 multi-family residential units.
  - The property is still under contract and the developer is considering changing plans to a 40-unit townhome project, with units selling in the $325,000 range.
  - **Developer will be seeking a variance at the June BOA meeting to reduce the amount of required ground floor commercial space.**

- **University Homes PUD (Dartmouth and University)**
  - Staff met with property owner and representative of the adjacent Joshua School regarding options for the school to use the site.

- **Craig Hospital Expansion (3425 South Clarkson)**
  - Craig Hospital closed Clarkson permanently on January 22.
  - The $85 million expansion/remodeling project will commence first part of March.
  - A groundbreaking ceremony is scheduled for Thursday, May 23 at 2pm

- **Englewood Public Schools 7-12 Campus (Logan and Mansfield)**
  - The design team resubmitted construction plans on January 7; staff gave final approval of the plans on January 23.
  - **Construction continues on the first phase of the new campus.**

- **Colorado’s Finest Alternative High School (Chenango and Delaware)**
  - The design team will submit plans for site work and utilities the week of January 28.
  - **Infrastructure work has begun on the site.**

- **Old Le Peep Site (990 West Hampden)**
  - Demolition of the site is complete, paving the way for VRCC’s planned expansion.

- **Groove Toyota (5460 South Broadway)**
  - Construction is underway for a $6.7 million project.

- **General Iron Works (Bates and Galapago)**
  - First reading was held at the January 22 City Council meeting for both WH PUD and Sand Creek PUD. The public hearing is scheduled for February 4.
  - Second Reading was held February 19 with amendments to the Ordinance. A final reading will be held at the March 4 Council meeting.
- The referendum period was complete on March 21, 2013.

  - **The Brew on Broadway (3445 South Broadway)**
    - Building permit has been issued.
    - Lease for patio seating in public piazza is being drafted.
    - Lease for Council consideration on March 4.
    - Business has received grant commitment for signage enhancements.
    - Lease approved for outside seating in the paseo.
    - Anticipated opening is **undetermined at this time**.

  - **Alma International Market (4442 South Broadway)**
    - An international market and convenience store is currently under construction. The market will also serve prepared foods for carryout.

  - **Navajo Apartments (4201 South Navajo Street)**
    - Elsey Partners will be submitting a PUD rezoning request in early February.
    - The PUD documents were submitted on February 19 and are under staff review.
    - The Development Review Team met with Elsey Partners on March 5 to discuss staff comments. A final PUD submittal is anticipated in April.
    - **The Navajo Apartments PUD is scheduled for a Planning Commission public hearing on May 14, 2013.**

  - **Larry Miller Nissan (5001 South Broadway)**
    - A DRT meeting was held on January 2. The developer was present.
    - Met with developer to discuss public investments to support public improvements.
    - Another developer has come forward and is under a 90-day due diligence timeframe. The potential developer would keep the existing building and develop additional pad sites for retail. The developer is interested in going through the DRT process.
    - April 2 DRT scheduled for a revised site plan involving a 26,000 s.f. specialty grocer.
    - **An additional DRT review is scheduled for April 30, 2013. The plan has been revised to accommodate a traffic signal on South Broadway.**

  - **Nathan's Funtastic Fun (Broadway and Dartmouth)**
    - Staff met with a representative from Chick-fil-A regarding a possible new drive-thru restaurant at the Nathan's old site.
    - The developer anticipates designing a project that involves the closure of the alley. This will require Council authorization; designs are being vetted with Chic-Fil-A before submitted to the City for review and consideration. They anticipate purchasing the property.

  - **Simply Storage (2701 South Sante Fe Drive)**
    - A DRT meeting will be held on April 30 to discuss a multi-building, self-storage development in the I-1 zone district.
- **Holiday Motel (4475 South Broadway)**
  - A DRT was held on April 23 to discuss the possibility of a second story addition on part of the existing building. The applicant stated that the motel is under new ownership and is wanting to do some work to façade of the building as well as interior remodel.

**BOARDS & COMMISSIONS**

- **Board of Adjustment and Appeals**
  - The Board approved a 7 foot front setback encroachment for a new commercial building at 2300 West Evans Avenue.
  - The Board approved a maximum 4 foot rear setback encroachment for an addition to an existing home at 3176 South Vine.
  - A public hearing for a front porch encroachment was continued to February 27.

**COUNCIL REQUESTS**

- **CR13-005**: Kent Place Neighborhood Developer Update
- **CR13-006**: Broadway/Chenango Sign
- **CR13-009**: Art Shuttle Ridership
- **CR13-013**: Bench at Art Shuttle Stop #10
- **CR13-014**: GIW Conditional Use Permit
- **CR13-015**: GIW Health Concerns
- **CR13-025**: Bus Bench Maintenance Contract
- **CR13-027**: Broadway/Dartmouth Proposal Status
- **CR13-028**: Acoma/Englewood Parkway Development

**HOUSING**

- **Rehab**
  - Redeemed Property
    - 4896 South Delaware Street

- **Neighborhood Stabilization Program (NSP)**
  - Under Construction:
    - 4825 South Delaware Street

- **Under Contract to Sell:**
  - 905 West Stanford Avenue - closing scheduled for May 2

- **Sold:**
  - 4819 South Delaware Street
  - 2215 West Wesley Avenue
  - 2198 West Adriatic Avenue
  - 2335 West Baltic Avenue
  - 4744 South Galapago Street
  - 2010 West Baltic Avenue
  - 3115 South Acoma Street
SPECIAL PROJECTS
- Englewood Light Rail Corridor Plan
  o Consultants presented the final draft plan and recommended implementation steps at the fourth project meeting held on Wednesday, February 27.
  o The final plan document is currently under review by Community Development, RTD, and DRCOG. A public hearing on the finalized planning document will be held before the Planning and Zoning Commission, before being sent to City Council for adoption by Resolution.

- Development of Acoma/Englewood Parkway
  o In March, a Request for Proposals was mailed to 42 developers, in addition to three companies responding to the sign place on the property. Three proposals were received by the April 12 deadline.
  o The Englewood Urban Renewal Authority is currently reviewing the submitted proposals and will schedule meetings with interested developers in the near future to gather more information.

ZONING
- Floodplain Ordinance
  o A public hearing was held before Planning and Zoning Commission on January 8 and a first reading is tentatively scheduled for Council in February.
  o The first reading for the Floodplain Ordinance is scheduled for March 4 with a public hearing scheduled for March 18.
  o The second reading for the Floodplain Ordinance is scheduled for April 1.
  o The referendum period will be complete on May 3, 2013.

ART SHUTTLE
- Due to the closure of Clarkson Street, a new shuttle route was implemented on January 22. Signs were relocated and new route maps were printed by Craig Hospital.
- The average ridership for 2012 was 15,852; a 2.7% increase over 2011.
- The average ridership through March 2013 was 15,572.
BUSINESS NEWS

- Arapahoe County Enterprise Zone
  - Submitted 2012 annual report to Colorado OEDIT
  - 136 businesses submitted for certification. Total capital investment in the zone was $124 million, and average salaries increased an astonishing 46% from 2011 to $62,547.
  - Craig Hospital is interested in becoming a qualified contribution project. This would allow donors to claim State of Colorado tax credits for contributions.

- Commercial Catalyst Program
  - Summary of 2012 activity. Funded 6 projects with a total grant expenditure of $56,314. Below is a listing of business participation:

    - Billy's Gourmet Hot Dogs, 2950 S Broadway $10,000.00
    - Broadway Total Power, 4264 S Broadway $15,000.00
    - The Copper Pot on Broadway, 2796 S Broadway $9,617.96
    - Bartertown Comics 800 Englewood Parkway $2,386.40
    - Don Cameron, 4720 S Santa Fe Cir., #9 $12,597.67
    - Colorado Utility Vehicles 4895 S Broadway $6,712.00
    - Design assistance to businesses $9,334.00

- Englewood Market Place
  - Design work for the proposed landscaping plan is complete. Staff is working with representatives from the shopping center to solidify the plans and work on a shared-maintenance agreement for the new landscaping.

- Other Business Activities:
  - Englewood Business Summit: The Summit was held on Tuesday, February 26, 7:30-10 am in Hampden Hall. Staff estimates attendance was 111.
  - 4747 South Windermere: Regional roofing company seeking to expand into this property. Project is in the due diligence phase.
<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
<th>Event</th>
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<tbody>
<tr>
<td>Mon., May 6</td>
<td>6:00 p.m.</td>
<td>Study Session, Community Room</td>
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<tr>
<td></td>
<td>7:30 p.m.</td>
<td>Council Meeting, Council Chambers</td>
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<tr>
<td>Tues., May 7</td>
<td>7:00 p.m.</td>
<td>Planning and Zoning, City Council Conf. Room/Council Chambers</td>
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<tr>
<td>Wed., May 8</td>
<td>7:00 p.m.</td>
<td>Board of Adjustment and Appeals, Council Chambers</td>
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<td>6:30 p.m.</td>
<td>Englewood Urban Renewal Authority, Community Development Conference Room</td>
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<tr>
<td>Thurs., May 9</td>
<td>11:30 a.m.</td>
<td>Alliance for Commerce, City Council Conference Room</td>
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<td>CANCELLED</td>
<td>Police Officers Pension Plan Board, Public Works Conference Room</td>
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<td>CANCELLED</td>
<td>Firefighter Pension Plan Board, Public Works Conf. Rm.</td>
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<td></td>
<td>5:30 p.m.</td>
<td>Parks and Recreation Commission, Duncan Park</td>
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<td>6:30 p.m.</td>
<td>Transportation Advisory Board, City Council Conference Room</td>
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<tr>
<td>Mon., May 13</td>
<td>7:00 p.m.</td>
<td>Citizen of the Year Celebration, Malley Center</td>
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<td>Tues., May 14</td>
<td>3:00 p.m.</td>
<td>NonEmergency Employees Retirement Plan Board, Public Works Conference Room</td>
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<td>5:00 p.m.</td>
<td>Water and Sewer Board, Comm. Dev. Conference Room</td>
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<td>6:30 p.m.</td>
<td>Keep Englewood Beautiful, Council Conference Room</td>
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<td>7:00 p.m.</td>
<td>Library Board, Library Board Room</td>
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<td></td>
<td>7:00 p.m.</td>
<td>Planning and Zoning Commission, Council Chambers</td>
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<tr>
<td>Wed., May 15</td>
<td>6:30 p.m.</td>
<td>Code Enforcement Advisory Board, City Council Conf. Rm.</td>
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<td>7:00 p.m.</td>
<td>Local Liquor and Medical Marijuana Licensing Authority, City Council Chambers</td>
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<tr>
<td>Mon., May 20</td>
<td>6:00 p.m.</td>
<td>Study Session, Community Room</td>
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<td>7:30 p.m.</td>
<td>Council Meeting, Council Chambers</td>
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<td>Tues., May 21</td>
<td>7:00 p.m.</td>
<td>Planning and Zoning, City Council Conf. Room/Council Chambers</td>
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<td>Date</td>
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<tr>
<td>Mon., May 27</td>
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<td>City Hall closed — Memorial Day</td>
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<tr>
<td>Mon., June 3</td>
<td>6:00 p.m.</td>
<td>Study Session, Community Room</td>
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<td></td>
<td>7:30 p.m.</td>
<td>Council Meeting, Council Chambers</td>
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<tr>
<td>Tues., June 4</td>
<td>7:00 p.m.</td>
<td>Planning and Zoning, City Council Conf. Room/Council Chambers</td>
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<td>Wed., June 5</td>
<td>4:00 p.m.</td>
<td>Englewood Housing Authority Board Meeting, Housing Authority Board Room</td>
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<td>5:45 p.m.</td>
<td>Cultural Arts Commission, City Council Conference Room</td>
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<td>7:00 p.m.</td>
<td>Local Liquor and Medical Marijuana Licensing Authority, City Council Chambers</td>
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<tr>
<td>Mon., June 10</td>
<td>6:00 p.m.</td>
<td>Study Session, Community Room</td>
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<tr>
<td>Tue., June 11</td>
<td>5:00 p.m.</td>
<td>Water and Sewer Board, Comm. Dev. Conference Room</td>
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<td>6:30 p.m.</td>
<td>Keep Englewood Beautiful, Council Conference Room</td>
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<td></td>
<td>7:00 p.m.</td>
<td>Library Board, Library Board Room</td>
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<tr>
<td>Wed., June 12</td>
<td>7:00 p.m.</td>
<td>Board of Adjustment and Appeals, Council Chambers</td>
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<td>6:30 p.m.</td>
<td>Englewood Urban Renewal Authority, Community Development Conference Room</td>
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<tr>
<td>Thurs., June 13</td>
<td>11:30 a.m.</td>
<td>Alliance for Commerce, City Council Conference Room</td>
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<td>5:30 p.m.</td>
<td>Parks and Recreation Commission, Centennial Park Pavilion #2</td>
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<td>Mon., June 17</td>
<td>6:00 p.m.</td>
<td>Study Session, Community Room</td>
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<td>7:30 p.m.</td>
<td>Council Meeting, Council Chambers</td>
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<tr>
<td>Tues., June 18</td>
<td>7:00 p.m.</td>
<td>Planning and Zoning, City Council Conf. Room/Council Chambers</td>
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<td>Wed., June 19</td>
<td><strong>Cancelled</strong></td>
<td>Local Liquor and Medical Marijuana Licensing Authority, Telephone Poll</td>
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<tr>
<td>Mon., June 24</td>
<td>6:00 p.m.</td>
<td>Study Session, Community Room</td>
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<td>Mon., July 1</td>
<td>6:00 p.m.</td>
<td>Study Session, Community Room</td>
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<td>7:30 p.m.</td>
<td>Council Meeting, Council Chambers</td>
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<tr>
<td>Tues., July 2</td>
<td>7:00 p.m.</td>
<td>Planning and Zoning, City Council Conf. Room/Council Chambers</td>
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TENTATIVE

STUDY SESSIONS TOPICS
FOR ENGLEWOOD CITY COUNCIL

May 13  Citizen of the Year Celebration

May 20  Study Session & Regular Meeting
        CAFR
        Financial Report
        Board and Commission Reports

May 27  Memorial Day Holiday – No meeting scheduled

June 3  Study Session & Regular Meeting
        Executive Session – Real Estate/Negotiations
        Station Area Plan
        RTD Options

June 10 Study Session
        Board and Commission Interviews

June 17 Study Session & Regular Meeting
        Executive Session - Negotiations
        Financial Report
        (CML Conference – 6/18-21/13)

June 24 Study Session
        Board and Commission Appreciation Night

July 1  Study Session & Regular Meeting

July 8  Study Session

July 15 Study Session & Regular Meeting
        2014 Proposed Budget & Midyear Budget Report
        Financial Report
        Board and Commission Reports

July 22 Study Session
July 29  No meeting scheduled – 5th Monday
August 5  Study Session & Regular Meeting
August 12 Study Session
August 19 Study Session & Regular Meeting
Financial Report
2014 Proposed Budget
Board and Commission Reports
August 26 Study Session
2014 Proposed Budget
September 3 Study Session & Regular Meeting (Tuesday)
September 9 Study Session
2014 Proposed Budget
September 16 Study Session & Regular Meeting
Financial Report
Board and Commission Reports
September 23 Study Session
2014 Proposed Budget Workshop
September 30 No meeting scheduled – 5th Monday

FUTURE STUDY SESSION TOPICS

Water Conservation Plan
Citizen Engagement/Mindmixer
Public Comment Process
Nextdoor Network
Gun Legislation/Community Safety
Security Camera Update
Comprehensive Plan
FEMA Training
1. Call to Order
The regular meeting of the Englewood Board of Adjustment and Appeals was called to order at 7:00 p.m. in the Englewood City Council Chambers, Chair Green presiding.

2. Roll Call
   Present: Carson Green, Sue Purdy, David Pittinos, Angela Schmitz, Marcie O'Brien, Jordan May, David Sprecace, and Tom Finn (alternate)
   Staff: Audra Kirk, Planner I

Chair Green stated there were seven members present; therefore, five affirmative votes are required to grant a variance or appeal.

Chair Green stated that the Board of Adjustment and Appeals is empowered to grant or deny variances by Part III, Section 60 of the Englewood City Charter. Variances granted by the Board are subject to a 30-day appeal period. Variances are effective at the end of the appeal period. Building permits for construction associated with an approved variance will not be issued until the appeal period is ended. Building permits must be obtained and construction begun within 180 days of the variance's effective date.

Chair Green set forth parameters for the hearing: The case will be introduced; applicants will present their request and reasons the variance should be granted; proponents will be given an opportunity to speak; opponents will address the Board; and then staff will address the Board. Staff will give a preliminary overview of the variance before testimony is taken.

3. Public Hearings

Case #VAR2013-001
Hammers Construction, Inc.
2300 West Evans Avenue

Chair Green opened the public hearing stating he had proof of posting and publication. He introduced the case stating the applicant is requesting a variance to exceed the five foot maximum front setback by eight feet in order to construct a new commercial building. This is a variance to Table 16-6-1.1 of the Englewood Municipal Code.
Audra Kirk, Planner I, was sworn in. Ms. Kirk provided an overview of the property and the variance request. The property is a vacant parcel and is zoned MU-B-2. Properties to the south and west are zoned R-2-A, and properties to the north are located in the City and County of Denver.

Neighbor notifications have been provided from 2280 and 2390 West Evans Avenue. There are no other variances recorded against the subject property. The variance request was reviewed by other City departments and all comments are contained within the Staff Report.

Chair Green asked for clarification on the intent of the front setback being no more than five feet for the MU-82 district. Ms. Kirk responded that it was intended to create a strong development edge where buildings are built close to the street rather than the parking lot being at the street front. It is intended for both retail and commercial buildings, and encourage pedestrian traffic.

Joe Butler of Hammers Construction, 1411 Woolsey Heights, Colorado Springs, was sworn in. The goal is to construct the new building in line with the other buildings along Evans Avenue. There would be a 24-foot drive lane behind the existing parking, which is located within a City right-of-way. This allows drivers to utilize parking at the front of the building. Due to the utility easements, the building cannot be built to the prescribed setback. The required parking for the new building is located on the East. Mr. Butler reviewed the submitted site plan with the Board. The adjacent building is also more than 5 feet from the front property line.

Ms. Kirk clarified that the north parking area is actually City property, which is why the utility easement is located behind the parking area. Referring to the site plan, Ms. Kirk explained that the dark, dashed line is the actual property line.

There were no other persons present to testify for or against the variance. Chair Green incorporated the staff report and exhibits into the record and closed the public hearing.

**MOTION:** THAT CASE VAR2013-001 2300 WEST EVANS AVENUE BE GRANTED A VARIANCE TO EXCEED THE MAXIMUM FIVE FOOT FRONT SETBACK BY EIGHT FEET TO CONSTRUCT A NEW COMMERCIAL BUILDING. THIS IS A VARIANCE TO TABLE 16-6-1.1 OF THE ENGLEWOOD MUNICIPAL CODE.

MOVED BY Angela Schmitz; SECONDED BY David Sprecace

The easement creates a unique physical condition; the property owner cannot build over the easement. Other properties in the neighborhood do not have buildings built within five feet of the front property line. The proposed building will be closer to the front property line than other buildings nearby.
With no further discussion, the secretary polled the members' votes, and members provided their findings.

Mr. Pittinos voted yes. The first criterion is met because there is an existing seven foot easement which prohibits the property owner from complying with constructing the building at the five foot front setback. The variance strikes a balance between the need for access to the easement and still keeping the building close to the front property line which is the intent of the regulation. The building on the property will be closer to the five foot setback than any other nearby property. The seven foot easement creates the hardship which was not created by the applicant.

Mr. May voted yes, concurring with Mr. Pittinos. Further, the building immediately to the east has a similar boundary which is consistent with the Code.

Ms. Schmitz, Mr. Sprecace, Ms. O'Brien, Ms. Purdy, and Chair Green voted yes, concurring with Messrs. Pittinos and May.

Chair Green added that it is great to see new construction.

**Vote:** Motion passed by a roll call vote (summary: Yes = 7 No = 0)

**Yes:** Pittinos, May, Schmitz, Sprecace, O'Brien, Purdy, Chair Green

Motion passed.

The Chair instructed the applicant to contact staff for any additional or necessary information.

![Image]

**Case #VAR2013-002**
Rebecca Skelton Dickman
James Dickman
3176 South Vine Street

Chair Green opened the public hearing stating he had proof of posting and publication. He introduced the case stating the applicant is requesting a variance to exceed the minimum 20 foot rear setback by four feet to construct an addition to an existing residence. This is a variance to Table 16-6-1.1 of the Englewood Municipal Code.

Ms. Purdy recused herself for personal reasons and stepped down from the dais. Mr. Finn, the Board's alternate, took his place at the dais.

Audra Kirk, Planner I, was sworn in. Ms. Kirk provided an overview of the property and the variance request. The property is zoned R-1-A, as are the surrounding properties. Neighbor Notifications were submitted for 3166 South Vine Street and 3177 South Vine Court. There are no other recorded variances on the property. The variance request was
reviewed by other City departments and all comments are contained within the Staff Report.
Second stories are permitted in the R-1-A zone district, even though they are out of character for the neighborhood.

Rebecca Skelton Dickman, 3176 South Vine Street, was sworn in. The applicant testified that the main reason she does not want to add a second story is because the addition is for her elderly mother who uses a walker and she is unable to use stairs. Also, there are no other two-story homes in the neighborhood and would like to maintain the character of the neighborhood. The southern portion of the addition only encroaches two feet, but due to the shape of the lot the northern portion encroaches four feet. The hallways and doorways are wider to accommodate a wheelchair or a gurney, if necessary. There is not an alternate location on the lot for the addition to be built.

Mr. May confirmed with staff that the encroachment spans two to four feet as testified by the applicant. Ms. Kirk responded that was correct. Ms. Kirk stated the R-1-A zone district is the most restrictive residential district. Setbacks are larger and the maximum lot coverage is less. Mr. Pittinos stated there appeared to be other odd-shaped lots on the block.

There were no other persons present to testify for or against the variance. Chair Green incorporated the staff report and exhibits into the record and closed the public hearing.

MOTION: THAT CASE VAR2013-002, 3176 SOUTH VINE STREET, BE GRANTED A VARIANCE TO EXCEED THE MINIMUM 20 FOOT REAR SETBACK BY FOUR FEET TO CONSTRUCT AN ADDITION TO AN EXISTING RESIDENCE. THIS IS A VARIANCE TO TABLE 16-6-1.1 OF THE ENGLEWOOD MUNICIPAL CODE.

MOVED BY Jordan May; SECONDED BY David Sprecace

The Board discussed the case.

With no further discussion, the secretary polled the members' votes, and members provided their findings.

Mr. May voted yes. The lot lines are not perpendicular and the applicant is not encroaching four feet for the entire length of the new structure. The character of the neighborhood is preserved by maintaining a one-story structure. The R-1-A Zone District is the most restrictive residential district, and the addition meets all other zone district criteria. Neighbors have submitted statements of support for the variance. It is not a self-imposed hardship due to the size of the lot and the lack of perpendicular property lines.

Mr. Pittinos voted yes. Adding a first-floor addition is consistent with homes in the neighborhood.
Ms. Schmitz, Mr. Sprecace, Ms. O'Brien, Mr. Finn, and Chair Green voted yes, concurring with Messrs. May and Pittinos.

**Vote:** Motion passed by a roll call vote (summary: Yes = 7 No = 0.)

Yes: Pittinos, May, Schmitz, Sprecace, O'Brien, Finn, Chair Green

Motion passed.

The Chair instructed the applicants to contact staff for any additional or necessary information.

Mr. Finn stepped down and Ms. Purdy retook her seat at the dais.

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Case #VAR2013-003

Mary K. Thompson

2916 South Cherokee Street

Chair Green opened the public hearing stating he had proof of posting and publication. He introduced the case stating the applicant is requesting a variance to replace and expand a non-conforming front porch and encroach into the front setback by a maximum of 14 feet. This is a variance to Table 16-6-1.1 of the Englewood Municipal Code.

Audra Kirk, Planner I, was sworn in. Ms. Kirk provided an overview of the property and the variance request. The property is zoned R-2-B, as are the surrounding properties. Neighbor statements were received from 2908, 2917, and 2918 South Cherokee Street. There are no other recorded variances on the property. The variance request was reviewed by other City departments and all comments are contained within the Staff Report. Ms. Kirk pointed out that staff misread the site plan, and the encroachment is actually 14 feet. The property posting and paper both stated “13” feet. She apologized for the error.

The Board reviewed the property posting and the newspaper posting. The Board discussed whether the property was improperly posted.

Mary Thompson and Jerry Buckley, 2916 South Cherokee Street, were sworn in. Chair Green asked if the concrete slab was changing in size. Mr. Buckley stated the concrete will not be going any closer to the street; they are only asking to go wider. The current overhang is falling apart. Mr. Buckley testified that it is 16 feet 4 inches to the house; and the concrete extends 4 feet 8 inches. All the houses in the neighborhood were built before zoning codes existed. The front property line to the current slab is 11 feet 11 inches. The house and porch already encroach into the front setback; they are only looking to widen the porch.
The Board discussed the property posting. The variance needed is 14 feet, which does not match the publication or property posting. The Board determined the property was not posted properly and the case needs to be continued. The Board discussed holding a special meeting. It was the consensus of the Board to take all testify and continue the case.

Chair Green confirmed that the applicants are only widening the concrete and replacing the porch cover. The applicants responded that was correct. If the variance were only for 13 feet, 1 foot of concrete would need to be removed since it is already encroaching into the setback and they are not extending any further out from the house.

There were no other persons present to testify for or against the variance. Chair Green incorporated the staff report and exhibits into the record.


MOVED BY Marcia O'Brien; SECONDED BY Angela Schmitz

Motion passed by unanimous vote.

The Chair instructed the applicant to contact staff for any additional or necessary information.

4. Elections

MOTION: THAT SUE PURDY BE ELECTED CHAIR.

MOVED BY Marcia O'Brien; SECONDED BY Angela Schmitz

Ms. Purdy declined the nomination.

MOTION: THAT CARSON GREEN BE ELECTED CHAIR.

MOVED BY Sue Purdy; SECONDED BY Jordan May

Motion passed by unanimous vote.

MOTION: THAT MARCIA O'BRIEN BE ELECTED VICE CHAIR.

MOVED BY Jordan May; SECONDED BY Sue Purdy

Motion passed by unanimous vote.
5. **Staff's Choice**
There is not a case scheduled for the March meeting.

6. **Board Member's Choice**
The Board had nothing further.

7. **Adjourn**
The meeting adjourned at 8:20 pm

Nañcy Fenion, Recording Secretary
1. Call to Order
The regular meeting of the Englewood Board of Adjustment and Appeals was called to order at 7:00 p.m. in the Englewood City Council Chambers, Chair Green presiding.

2. Roll Call
Present: Carson Green, Sue Purdy, Angela Schmitz, Marcie O'Brien, Jordan May, David Sprecace, and Tom Finn

Absent: David Pittinos

Staff: Audra Kirk, Planner I

Chair Green stated there were seven members present; therefore, five affirmative votes are required to grant a variance or appeal.

3. Public Hearings

Case #VAR2013-003
Mary K. Thompson
2916 South Cherokee Street

Chair Green stated the Board is hearing continued Case #VAR2013-003 and he had proof of posting stating the encroachment is 14 feet. He introduced the case stating the applicant is requesting a variance to replace and expand a non-conforming front porch and encroach into the front setback by a maximum of 14 feet. This is a variance to Table 16-6-1.1 of the Englewood Municipal Code.

Audra Kirk, Planner I, confirmed that the encroachment is 14 feet into the front setback. The house encroaches 8 feet 8 inches and the porch encroaches 5 feet 4 inches, for a total of 14 feet into the front setback. These dimensions are based on the applicants' submitted site plan. Chair Green asked if the porch cover overhang was included in the 14 feet, or does it not count. Ms. Kirk responded that the 14 feet is to the concrete slab. Tom Finn stated that according to the UDC, the overhang does not count since it is considered an architectural feature.
There were no other persons present to testify for or against the variance. Chair Green incorporated the staff report and exhibits into the record and closed the public hearing.

MOTION: THAT CASE VAR2013-003 2916 SOUTH CHEROKEE STREET BE GRANTED A VARIANCE TO REPLACE AND EXPAND A NON-CONFORMING FRONT PORCH AND ENCROACH INTO THE FRONT SETBACK BY A MAXIMUM OF 14 FEET.

MOVED BY Angela Schmitz; SECONDED BY Marcia O’Brien

Mr. Finn voted yes. The structure was constructed prior to any zoning or setback regulations. The request is consistent with the intent of the R-2-B zone district and does not create any public health, safety, and welfare issues. The surrounding properties are already developed. Front porches are a common element in most Englewood neighborhoods. There are other front porches in the neighborhood that encroach into the required setback. The proposed porch addition will not impair development of adjacent conforming properties. The existing principle structure was constructed prior to any zoning being put into place, and therefore, the variance is not a self-imposed difficulty or hardship.

Mr. May, Ms. Schmitz, Ms. O’Brien, Mr. Sprecace, Ms. Purdy, and Chair Green voted yes, concurring with Mr. Finn.

Motion passed by unanimous vote.

The Chair instructed the applicant to contact staff for any additional or necessary information.

4. Staff’s Choice
There is not a case scheduled for the March meeting.

5. City Attorney’s Choice
Ms. Reid apologized for being absent at the February 13 meeting.

6. Board Member’s Choice
The Board had nothing further.

7. Adjourn
The meeting adjourned at 7:10 pm

Nancy G. Benton, Recording Secretary
City of Englewood  
CULTURAL ARTS COMMISSION  
Minutes of April 3, 2013

I. Call to Order

The regular monthly meeting of the City of Englewood Cultural Arts Commission was called to order at 5:45pm by Chairperson Kristy Reed at the City Council Conference Room at the Civic Center building, 1000 Englewood Parkway.

Present:  
Kristy Reed, Chairperson  
Donna Schnitzer, Vice Chairperson  
Karen Kenney, Commission Member  
Amy Martinez, Commission Member  
Maggie Stewart, Commission Member  
Martha Kirkpatrick, Alternate Member  
Carly Sellaro, Youth Commission Member  
Jill Wilson, City Council Liaison  
Jerrell Black, ex officio (left at 6:29pm)

Absent:  
Tamara Emmanuel, Commission Member  
Kaylene McCrum, Commission Member

Also Present:  
Joe Sack, Recreation Manager  
Tom Parsons, Denver resident  
Ray Tomasso, Englewood resident  
Harold Stitt, Senior Planner, Community Development  
(Left at 6:29pm)

II. Review of Agenda

There were no changes or additions to the agenda.

III. Approval of Minutes

Chairperson Reed asked if there were any changes or corrections to the minutes of March 6, 2013. There were none. The minutes were approved as presented.

IV. Introduction of Guests

Director Black introduced Harold Stitt, Senior Planner for the Community Development Department. Black stated that Mr. Stitt was on the agenda to discuss the art Shuttle with the Board. Black also introduced Tom Parsons and Ray Tomasso. Black told the Board that Mr. Parsons has submitted a proposal to City Council for use of the Englewood Depot. The Board was also told that Mr. Tomasso is a former City Council member and is also a former member of the Cultural Arts Commission who had also been selected to do a piece of art at the Englewood Light Rail Station.
Discussion was turned over to Mr. Parsons. Mr. Parsons thanked the Board and told the members that he is one of three people who have submitted a proposal for the Englewood Depot and wanted to say hello to the Cultural Arts Commission and also staff of the Department of Parks and Recreation. Mr. Parsons explained that he is a letterpress printer and is proposing a living letter press museum at the Depot. Mr. Parsons went on to explain that over the last 30 years of doing business in Denver, he has accumulated an enormous amount of stuff. Mr. Parsons said that he is looking at printing workshops and a museum at the Depot where people go not to look at the stuff but to use the stuff. In regard to the building, Mr. Parsons told the Board that he knows there are struggles in getting it open but that it is a treasure next to the community garden, Cushing Park and the bike trail. Discussion followed. Board members were told that Mr. Tomasso makes paper and samples of the paper were brought for them to look at.

City Council Liaison Jill Wilson asked Mr. Parsons if he could talk about preservation of the building. Mr. Parsons reported that he has two people that he is working with who are major resources for preservation of the building, Diane Tomasso, a preservation consultant, and Kathy Lingo, an architect who has done more than 100 preservations. Mr. Parsons discussed there being some complicated issues, ADA accessibility being one, but that he wants to see the Depot look as close to how it looks now and preserving it as a treasure. Board members were told that because it has been moved off of its tracks, it cannot be on the national registry but that it is on the state registry which affects the external appearance but not internal.

Reed thanked Mr. Parsons and told him that the board members appreciate him presenting his ideas to them. Reed asked Mr. Parsons if the museum would be non-profit. Mr. Parsons said that it would be but that he still needs to set it up.

V. New Business

Black turned discussion over to Harold Stitt, Senior Planner for the Community Development Department who was at tonight’s meeting to give information on the “circulator” shuttle, art and to answer questions that the Board may have regarding it. Mr. Stitt reported that the free shuttle started in 2004 and in 2003, staff took on the responsibility of looking at how the shuttle could be created and funded in Englewood. The Board was told that the City was fortunate enough to get a three year grant from the Environmental Protection Agency that paid for eighty percent of the cost to operate the shuttle; the remaining twenty percent came from DRCOG (10%) and the City of Englewood (10%). Board members were told that the yearly ridership averages at 15,000. Mr. Stitt reported that the shuttle is one of the most heavily used shuttle services in the RTD area, due in part to there being no fare. Mr. Stitt also stated that after the three year grant expired, RTD continued to financially support the shuttle providing eighty percent of the cost with the City covering the remaining twenty percent.

Mr. Stitt explained that the shuttle was named art due to the art theme and its artistic wrap. The Board was told that Community Development started a program of putting art at the stops that included putting out a Call for Artists. Board members were also told that Commission Member Schnitzer and Stewart served on the Call for Artists.
Committee. Mr. Stitt said that the Art at the Shuttle Stops program included art being placed at eighteen of the nineteen shuttle stops for a two year period with no cost to the artist with the exception of engineering. Commission Member Martinez asked if all the pieces are for sale. Mr. Stitt replied yes; noting that the art Shuttle brochure provided information on buying the art. Reed asked how many pieces have been sold. Mr. Stitt stated not many, explaining that the City purchased two and one artist was commissioned to do a piece for an Englewood business. Schnitzer added that Swedish Hospital bought a piece. City Council Liaison Wilson stated that the program was for the pieces to be there two years but most of the artists have just left them. Mr. Stitt talked with the Board in regard to art being damaged, noting that insurance for the art not covering all costs to repair. In regard to the empty stops, board members were told that due to budget reductions, there is not any money in the budget for art installation. Stewart stated that the Board has some interest in getting the Art at the Shuttle Stops program started back up and asked Mr. Stitt if he could provide detailed information on how many stops are empty, insurance needs, engineering costs, etc. Discussion followed. Black asked Mr. Stitt if the Board commits a certain amount of seed money, could Community Development consider matching it through the budget process to kick the program off. Mr. Stitt told Black that anything is possible.

Reed said that it is interesting in the fact that the program was started with a grant and asked if there is anything similar out there now to help get the program started back up. Mr. Stitt said that there are grants for running the shuttle but not for the art program. Mr. Stitt reported that the ten or twelve pieces were more than the budget could handle. Commission Member Martinez asked what the next steps would be. Stewart commented that they can't do anything without understanding more about the program and suggested searching information on other programs such as this. Mr. Stitt told the Board that there is no reason they are limited to the current route. Stewart replied that the goal is to fill what they got.

Board members talked about planning a time where they could meet on a Friday to ride the art shuttle and to take a look at the shuttle stops, art, etc. It was decided that they would meet on Friday, April 19th. Discussion followed in regard to the art shuttle.

VI. Old Business

Discussion turned to the community garden art and a Garden Art Soiree for the unveiling of the art and opening of the community garden. Stewart said that the pads for the art have been poured and are curing so they could do the Soiree in the next month to six weeks. Stewart showed photos of the three pieces of art for and told the Board that there are some things that need to be tweaked. Board members were told that the planters for the grass behind the head had been removed in addition to two things more permanent. Discussion followed in regard to a date for the event. Sack explained to the Board that there are things that need to considered, saying that it is a citywide event, not just for the Board and community garden, and that they will need to check on availability for City Council, the City Manager's Office, the Parks and Recreation Commission and the artist. After discussion, the Board decided on tentative dates of May 22nd or May 23rd in the evening. Staff will check to see if either of those dates work for City Council and City staff. Stewart will check with the artist to see if he would be available either of the times.
In regard to food and music, Reed told board members to see if they can get any food donations or a band or musicians. Board members were told that there is no electricity at the location. Sack then discussed with the Board the agenda for the evening, telling them that because it is a City function, time needs to be allotted for Director Black and others to speak and recognize those involved. Youth Member Sellaro said that she would work on the invitation. Stewart would forward a picture of the artwork to include on the invitation. Members discussed how many to expect for the evening and who and how to invite. Sack asked the Board if there needs to be another meeting before the next meeting in May to finalize plans for the Soiree. Reed stated that plans for the Soiree could continue on Google Docs.

Reed suggested to board members that due to the lengthy discussions at tonight's meeting, unless they had something else that they want to discuss, they would move forward with adjournment.

Wilson told the Board that she wants to inform them that on Monday, she, Commission Member Emmanuel and Assistant School Superintendent Karen Broffit had the opportunity to hear Jane Goodall speak on her new curriculum program, Roots and Shoots. Wilson stated that the program is designed to getting people involved in the environment and wildlife protection.

Sack distributed to board members new copies of the Ordinance creating the Cultural Arts Commission and the Ordinance repealing the Sunset Clause for the Cultural Arts Commission.

VII. Adjournment

The meeting was adjourned at 7:10pm.

/s/ D. Severa
Recording Secretary
1. Consideration of Minutes
   
   a) Results of the minutes of the telephone poll of April 3, 2013.
   
   Vote results:
   Ayes: Members Michael Buchanan, Diane Ostmeyer, Robyn VanDerLeest, Steven Ward, Carolyne Wilmoth
   Nays: None
   The minutes were approved.

2. Renewals
   
   a) Steakhouse 10
      3517 S. Elati St.
      Hotel/Restaurant Liquor License
      Expires May 23, 2013
   b) Undici Ristorante
      1200 E. Hampden Ave.
      Hotel/Restaurant Liquor License
      Expires May 18, 2013
   
   Vote results:
   Ayes: Members Michael Buchanan, Diane Ostmeyer, Robyn VanDerLeest, Steven Ward, Carolyne Wilmoth
   Nays: None
   The Renewals were approved.

3. Stipulated Findings of Fact, Conclusions and Order
   
   a) Black-Eyed Pea
      5180 S. Broadway
   b) Englewood Wine & Spirits
      2709 S. Broadway
   c) Wills Investments and 7-Eleven
      4601 S. Santa Fe Dr.
   
   The Findings of Fact, Conclusions and Order were accepted.

4. Registration of Key Employee
   
   a) ADG Herbal Medicine dba Frosted Leaf
      11 W. Hampden Ave.
      Adding Key Employee Brittney Bowman
Vote results:
Ayes: Members Michael Buchanan, Diane Ostmeyer, Robyn VanDerLeest, Steven Ward, Carolyne Wilmoth
Nays: None
The key employee application was approved.

*s*/ Kerry Bush, MMC
Deputy City Clerk