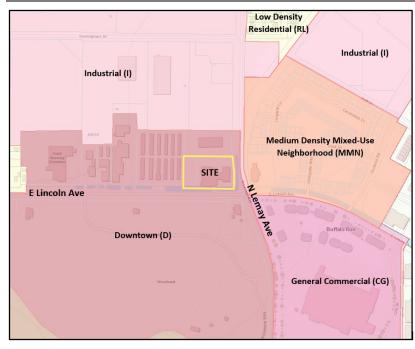
Planning & Zoning Commission: January 20, 2022

SweetWater Brewing Major Amendment – MJA210004

Summary of Request

This is a request for a major amendment (MJA) to develop a parking lot and outdoor beer garden for SweetWater Brewing Co. located at 1014 & 1020 E. Lincoln Avenue (parcel #9712119001; 9712119002). The previous proposal to develop the brewery and a portion of the site as a three-story 31,500 square foot mixed use building (PDP #32-08) was approved by the Planning & Zoning Board in November 2008. The current proposal seeks to amend previously approved plans for the development of the parking lot on the portion of the site where the mixed-use building was proposed. The proposed beer garden would then be constructed on top of the current parking area. These proposed changes constitute a major amendment to the previously approved project.

Zoning Map (ctrl + click map to follow link)



Next Steps

If approved by the Commission, the applicant will be eligible to submit a Final Development Plan. Subsequent rounds of review may be required to finalize site engineering and corrections to the plan before the applicant can apply for a site permit.

Site Location

Located at 1014 & 1020 E. Lincoln Avenue

 the northwest corner of the intersection of
 E. Lincoln Avenue and N. Lemay Avenue.

Zoning

Downtown (D), Innovation Subdistrict

Property Owner

SweetWater Colorado Brewing Company, LLC. 1020 E. Lincoln Avenue Fort Collins, CO 80524

Applicant/Representative

Michael McBride MMLA Landscape & Planning 2339 Spruce Creek Dr. Fort Collins, CO 80528

Staff

Will Lindsey, City Planner

Contents

| 1. | Project Introduction |
|----|----------------------------------|
| 2. | Public Outreach |
| 3. | Article 2 – Applicable Standards |
| 4 | Antiple 2 Annihaphle Otensionale |

Staff Recommendation

Approval of Major Amendment



1. Project Introduction

A. PROJECT DESCRIPTION

- This is a request for consideration of a major amendment (MJA) to the Fort Collins Brewery Project Development Plan (Project # 32-08). The project is located at the northwest intersection of E. Lincoln Avenue and N. Lemay Avenue and is approximately 2.61 acres in size.
- The previous proposal for the brewery included plans to develop the western part of the site as a threestory mixed use building with ground-floor retail and twelve dwelling units. That plan was approved by the Planning & Zoning Board (P&Z) in November 2008. The current proposal seeks to amend previously approved plans by developing the western portion of the site as a vehicle parking lot and redeveloping the existing parking area as an outdoor beer garden for use by the new property owners and tenants SweetWater Brewing Company. The project is subject to a major amendment process due to the significant change in character from the approved plans (i.e. mixed-use building to surface parking lot).
- The MJA proposes to redevelop the existing western parking lot (23 spaces) into an outdoor beer garden, and to develop a new parking lot area on the western portion of the site that has remained unpaved. The MJA proposes 39 parking spaces for the new parking lot area, for a total of 74 standard vehicle parking spaces. Four of the parking spaces will be designated as ADA-accessible spaces.
- Landscaping improvements for the new parking area as well as adjacent to the beer garden are proposed. Other site and landscaping improvements in the approved PDP, including dense landscaping along N. Lemay Avenue, are proposed to remain. The MJA will preserve all of the trees currently on site, as well as add five additional trees for the parking area.

B. SITE CHARACTERISTICS

1. Development Status/Background

The subject property was annexed into the City on June 6, 1974 as part of the Northeast Consolidated Annexation. The property was originally platted as part of the North Lemay Subdivision.

At a public hearing on November 20, 2008, the Planning and Zoning Board unanimously approved a request for a Project Development Plan (PDP #32-08) to construct the Fort Collins Brewery and a three-story mixed-use building on the site.

In 2011 a Minor Amendment permitting a temporary unpaved parking area on the footprint of the proposed mixed-use building was approved for overflow parking from the brewery.

In 2017 Fort Collins Brewery ceased operations at the site and sold the property to Red Truck Brewing Company. Red Truck Brewing operated at the site until July 2021 when they sold the property to the current owners SweetWater Brewing Co.

The majority of the property is used as a brewery and restaurant. The portion of the property being developed is an undeveloped gravel lot. There are no new structures proposed for the site.





2. Surrounding Zoning and Land Use

| | North | South | East | West |
|-------------|--|---|--|---|
| Zoning | Downtown (D), Innovation Subdistrict | Downtown (D), Innovation Subdistrict | Medium Density Mixed- Use Neighborhood (MMN) | Downtown (D), Innovation Subdistrict |
| Land Use | Commercial/Industrial (Office Building) | Commercial/Industrial (Restaurant & Office Campus.) | Commercial (Drive-Thru Bank) | Commercial (Enclosed Mini-Storage) |

C. OVERVIEW OF MAIN CONSIDERATIONS

Staff's main considerations for this major amendment have been the following:

- The landscape screening of the new parking area from E. Lincoln Avenue, and the adjacent properties.
- The conversion of the existing parking lot into the beer garden.
- The upgrade to the existing outdoor lighting for the entire site per the updated code requirements for Existing Lighting found in Land Use Code Section 3.2.4 Exterior Site Lighting.

2. Comprehensive Plan

A. CITY PLAN (2019)

The City's comprehensive plan was developed with the participation of thousands of community members and embodies the vision and values of the community for the future. A basic aspect of the vision pertinent to the proposal is the unique character and sense of place in Fort Collins. The City Plan's Structure Plan Map includes place types which provide a framework for the ultimate buildout of Fort Collins. These place types provide a policy structure that can apply to several specific zone districts within each place type by outlining a range of desired characteristics. The subject property is consistent with the "Downtown place type" land use designation, which is the overlying land use designation for all sub-districts within the Downtown (D) zone district.

City Plan provides guidance that the Structure Plan is not intended to be used as a stand-alone tool; rather, it should be considered in conjunction with the accompanying principles, goals and policies contained in City Plan as a tool to guide future growth and development. Key principles and policies relevant to the project include the following:

OUTCOME AREA "LIV" -- NEIGHBORHOOD LIVABILITY AND SOCIAL HEALTH – Managing Growth: These principles help the City to manage growth by encouraging infill and redevelopment, ensuring this development is compatible with the character of the surrounding neighborhood or area.

PRINCIPLE LIV 3: Maintain and enhance our unique character and sense of place as the community grows:

POLICY LIV 3.6 - CONTEXT-SENSITIVE DEVELOPMENT. Ensure that all development contributes to the positive character of the surrounding area. Building materials, architectural details, color range, building massing, and relationships to streets and sidewalks should be tailored to the surrounding area.

PRINCIPLE LIV 4 – Enhance neighborhood livability:

POLICY LIV 4.2 - COMPATIBILITY OF ADJACENT DEVELOPMENT. Ensure that development that occurs in adjacent districts complements and enhances the positive qualities of existing neighborhoods. Developments that share a property line and/or street frontage with an existing neighborhood should promote compatibility by: Continuing established block patterns and streets to improve access to services and amenities from the adjacent neighborhood; Incorporating context-sensitive buildings and site features

Back to Top



(e.g., similar size, scale and materials); and Locating parking and service areas where impacts on existing neighborhoods—such as noise and traffic—will be minimized.

B. DOWNTOWN PLAN (2017)

Fort Collins has shaped downtown development through an adopted subarea plan since 1989. The most recent update to the Downtown Plan was adopted by City Council in 2017. The Downtown Plan serves as a guide for budgets, projects, programs, investments, regulations and other efforts focused in the downtown area. In addition to overall policy guidance, the 2017 Downtown Plan also incorporated recently completed planning efforts and studies (e.g., the Poudre River Downtown Master Plan, the citywide Pedestrian Plan, and the Bicycle Master Plan) into a comprehensive plan for Downtown Fort Collins.

Perhaps most relevant to the current proposal, the Downtown Plan provides specific visions for the future character of each of downtown's nine subdistricts. Guidance for the Innovation Subdistrict emphasizes greenedged streets, a light industrial design character, and the inclusion of outdoor spaces such as patios, courtyards, and plazas to facilitate interaction. The future character of this area is planned to be "incubator, research, startup, educational, and creative uses along with cultural and recreational assets in a walkable, bikeable setting connected with collaborative spaces and technology."

The proposal for development of this parking lot and the beer garden aligns well with the guidance contained in the Downtown Plan. The proposed landscaping along E. Lincoln Avenue will help the parking lot blend into the character of the existing semi-industrial area as well as build upon the parkway landscaping improvements recently implemented as part of the Lin5coln Corridor Plan. The new beer garden space will create a more visually pleasing and active use of the former parking area for the brewery and the wider area.

C. LINCOLN CORRIDOR PLAN (2014)

The 2014 Lincoln Corridor Plan provided a design concept to transform Lincoln Avenue with improvements to the street as public space. Improvements include special sidewalks, plazas, bike lanes, streetscape features, and a new bridge over the Poudre River with pedestrian and beautification enhancements.

The street improvements began in 2017, and the improved right-of-way has been designed to complement the private investment which has spurred revitalization in the area. As a centerpiece of the area the street has been designed to reflect the unique identity of the corridor, improve the experience for all transportation modes (pedestrian, bicycle, transit, and vehicle), and to demonstrate innovation, sustainability, and creativity. The proposed project adds to the vision for the corridor by developing providing a visually pleasing outdoor space that is easily accessible by pedestrians, bicyclists, and vehicles as well as enhancing the landscaping adjacent to E. Lincoln Avenue as a means of screening the new parking area.

3. Public Outreach

A. NEIGHBORHOOD MEETING

A neighborhood meeting was held on August 2, 2021. No members of the public were in attendance, and no comments were made on the proposal.

B. PUBLIC COMMENTS:

No written comments or emails have been received for this proposal. Any communication received between the public notice period and hearing will be forwarded to the P&Z Commission to be considered when making a decision on the project.

4. Article 2 – Applicable Standards

A. BACKGROUND

This project was submitted on August 24, 2021. The project required four rounds of staff review.



B. PROJECT DEVELOPMENT PLAN PROCEDURAL OVERVIEW

1. Conceptual Review – CDR210045

A conceptual review meeting was held on June 10, 2021.

2. Neighborhood Meeting

Per Land Use Code Section 2.2.2 a one neighborhood meeting is required. In accordance with this requirement, one neighborhood meeting was held on August 2, 2021.

3. First Submittal – MJA210004

The first submittal of this project was completed on August 24, 2021.

4. Notice (Posted, Written and Published)

Posted Notice: August 2, 2021, Sign # 642

Written Hearing Notice: January 6, 2022, 22 addresses mailed.

Published Hearing Notice: Scheduled for January 9, 2022, Coloradoan Confirmation 0005079342



5. Article 3 - Applicable Standards

A. DIVISION 3.2 - SITE PLANNING AND DESIGN STANDARDS

| Applicable Code Standard | | | |
|--|---|----------|--|
| 3.2.1 – Landscaping and Tree | This Code Section requires a fully developed landscape plan that addresses relationships of landscaping to the circulation system and parking, the building, abutting properties, and users of the site in a manner appropriate to the neighborhood context. | | |
| Protection | The plan provides the following main components: | | |
| | There are a total of 23 existing trees on the site and the proposal includes 5 additional trees for a total of 28. The maximum percentage of any one species is 33%. This meets the minimum species diversity requirements in Land Use Code Section 3.2.1(D)(3). The MJA as submitted meets the landscape standards in Land Use Code Section 3.2.1(E). Parking lot perimeter landscaping and screening is provided | | |
| | along all sides of the parking lot. Screening, landscaping, and tree planting is concentrated in high-visibility areas, particularly along E. Lincoln Avenue. This screening consists of trees and landscaping along the north, south, and west of the parking lot. A total of 1,154 square feet of the new parking lot interior is proposed to be | | |
| | landscaping, which exceeds the requirement of 914 square feet. This interior parking lot landscaping includes a variety of shrubs, perennials, grasses and evergreens. Additionally, there is 1 existing mature tree, 4 new shade canopy trees total (1 per landscape island), and 1 evergreen. The landscape islands are all at least 80 square feet in area as required in Section 3.2.1(E)(5)(c). | | |
| | Because the MJA as submitted proposes to preserve all of the existing trees on the site, no tree mitigation is required. The City Forestry Department has provided input on the species of trees proposed as part of this MJA. | | |
| 3.2.2 – Access, Circulation | This Code Section requires secure, convenient, efficient parking and circulation improvements that add to the attractiveness of the development. | Complies | |
| and Parking | The plan provides on-site walkways, curbcuts, sidewalk ramps, and a clearly delineated parking lot layout in compliance with standards. A 6-foot wide, paved walkway connections along the eastern edge of the parking lot is proposed to move pedestrians safely to the existing public sidewalk along E. Lincoln Avenue. | | |
| 3.2.2(C)(4)(b) – Bicycle Parking Space | Bicycle parking requirements for the restaurant use is 1 space per 500 square feet (minimum of 4 spaces), and a 4 spaces for industrial uses. For a 6,700 square foot restaurant and the brewery (industrial use), 17 bicycle parking spaces are required. | Complies | |
| Requirements | The project exceeds the standards by 20 bicycle parking spaces on-site via the existing bicycle parking area. The MJA does not propose to change the bicycle parking. | | |
| 3.2.2(K)(2) – Nonresidential Parking Requirements | Vehicle parking requirements for a restaurant use is a minimum of 5 per 1,000 square feet, and a maximum of 10 per 1,000 square feet. For industrial use the parking requirements are a minimum of .5 spaces per employee, and a maximum of .75 spaces per employee. The proposed plans provide 74 parking spaces on-site. The allowed parking range is 74-136 spaces, based on the square footage of the uses. Four ADA-accessible spaces are required in the parking lot. | Complies | |
| | This MJA proposes 39 new parking spaces to account for the loss of the 23 spaces where the beer garden is proposed, which results in a total of 74 parking spaces. The number of parking spaces meets the standards. Four ADA-accessible spaces are proposed with this MJA. | | |



Planning & Zoning Commission Hearing - Agenda Item 2 MJA210004 | SweetWater Brewing Major Amendment Thursday, January 20, 2022 | Page 7 of 12

| 3.2.2(L) – Parking Stall Dimensions | Land Use Code Section 3.2.2(L) details parking stall and drive-aisle requirements for parking lots. In general, 90 degree, head-in parking stalls must be 9 feet in width and 19 feet in length unless designated as compact spaces. Two-way drive aisles must be 24 feet wide. The proposed project meets the parking stall and drive-aisle dimensions | Complies |
|---|---|----------|
| 3.2.3 – Solar Access, Orientation, Shading | required in the Land Use Code. This Section seeks to ensure that site plan elements (buildings, trees, etc.) do not excessively shade adjacent properties, creating a significant adverse impact upon adjacent property owners. No buildings are being proposed, and no excessive shading will impact adjacent property owners as a result of this proposal. | N/A |
| 3.2.4 – Site Lighting | The purpose of this Section is to ensure adequate exterior lighting for the safety, security, enjoyment and function of the proposed land use; conserve energy and resources; reduce light trespass, glare, artificial night glow, and obtrusive light; protect the local natural ecosystem from damaging effects of artificial lighting; and encourage quality lighting design and fixtures. | Complies |
| | Because this is a Major Amendment the applicant was required to complete a site lighting retrofit for the entire development site. The updated lighting standards require compliance with the applicable Lighting Context Area which determines the limitations for exterior artificial lighting. The Lighting Context Area for the Innovation sub-district of the Downtown zone district is LC2. Compliance is based on the specific requirements for the LC2 context area: | |
| | Light Trespass Limitations. The project complies with the light trespass levels along all measurement boundaries. The maximum illumination values permitted along site boundary is 0.3 measured 10 feet from the property line. The proposed lighting plan is in compliance with this maximum. Based on the LC2 context area, the project is also reviewed for maximum allowable BUG ratings (Backlight, Uplight and Glare). All BUG ratings are met for the project. All proposed lighting is fully shielded and down-directional, meeting color temperature requirements of 3,000K or less. | |
| | The photometric plan demonstrates compliance with minimum and maximum lighting requirements for the LC2 context area and will bring the site into compliance with the updated lighting standards. | |
| 3.2.5 – Trash and Recycling Enclosures | All commercial structures must provide adequately sized, conveniently located and easily accessible area for the waste disposal needs of the development. Because no new buildings or building expansions related to the current brewery use is being proposed, no changes to the existing trash or recycling enclosures are included in this MJA. | N/A |



B. DIVISION 3.3 – ENGINEERING STANDARDS

| Applicable Code Standard | e | |
|---|---|----------|
| 3.3.1(C) – Public Sites, Reservations and Dedications | An applicant is required to dedicate rights-of-way for public streets, drainage easements and utility easements as needed to serve the area being developed. In cases where any part of an existing road is abutting or within the tract being developed, the applicant must dedicate such additional rights-of-way as may be necessary to increase such roadway to the minimum width required by Larimer County Urban Area Street Standards and the City of Fort Collins Land Use Code. | Complies |
| | The project will dedicate both onsite and offsite easements prior to final recordation and as required by the City's Engineering Services department. | |

C. 3.4 ENVIRONMENTAL, NATURAL AREA, RECREATIONAL AND CULTURAL RESOURCE PROTECTION STANDARDS

The purpose of this Section is to ensure that when property is developed consistent with its zoning designation, the way in which the proposed physical elements of the development plan are designed and arranged on the site will protect the natural habitats and features both on the site and in the vicinity of the site.

| Applicable Code Standard | Summary of Code Requirement and Analysis | |
|--|--|--|
| 3.4.1 – Natural Habitats | This section applies if any portion of the development site is within five hundred feet of an area or feature identified as a natural habitat on the City's Natural Habitats and Features Inventory Map. | |
| | No portion of the development site is within five hundred feet of an area or feature on the City's Natural Habitats and Features Inventory Map. This section does not apply and an Ecological Characterization Study (ECS) was not required. | |
| 3.4.7 – Historic and Cultural Resources | 3.4.7 – This section applies if there are any historic resources within the area of adjacency of a proposal. The area of adjacency is measured at 200 feet in all directions from the perimeter of the development site. Any lot or parcel of property shall be considered within | |
| | No historic resources are within the area of adjacency of the site. This section does not apply. | |

D. 3.5 – BUILDING STANDARDS

The purpose of this Section is to ensure that the physical and operational characteristics of proposed buildings and uses are compatible when considered within the context of the surrounding area.

| Applicable Code Standard | ode | |
|---|---|----------|
| 3.5.1 – Building Project and Compatibility | This section is designed to ensure compatibility of new buildings with the surrounding context. Absent any established character, the standard requires that new buildings set an enhanced standard of quality for future projects or redevelopment in the area. Because there are no buildings proposed, the remainder of Division 3.5 does not apply to this MJA. | Complies |



E. 3.6 TRANSPORTATION AND CIRCULATION

This Section is intended to ensure that the transportation network of streets, alleys, roadways and trails is in conformance with adopted transportation plans and policies established by the City.

| Applicable Code Standard | Summary of Code Requirement and Analysis | |
|--|---|----------|
| 3.6.2 – Streets, Streetscapes, Alleys and Easements and 3.6.3 – Street Pattern and Connectivity Standards This Section is intended to ensure that the various components of the transportation network are designed and implemented in a manner that promotes the health, safe and welfare of the City. The City's Traffic Operations and Engineering Departments have reviewed this MJ/ and find that the site access, proposed land use, and size is appropriate from a traf- engineering perspective and the existing roadway system is adequate to accommo- the project's traffic and the existing site location is appropriate for the proposed pro- The proposed beer garden and parking lot uses will not create a traffic burden upor adjacent roadway system. | | Complies |
| 3.6.4 – Transportation Level of Service Requirements | Traffic Operations and Engineering Departments have reviewed the plan's expected traffic generation and have determined that the pedestrian and bicycle facilities proposed are consistent with the City of Fort Collins Multi-Modal Transportation Level of Service Manual. | Complies |
| 3.6.6 – Emergency Access | This section is intended to ensure that emergency vehicles can gain access to, and maneuver within, the project so that emergency personnel can provide fire protection and emergency services without delays. The plan demonstrates the appropriate on-site emergency access easement in compliance with the current International Fire Code. The drive aisle that circulates through the parking lot provides for a 24-foot emergency access easement and is shown on the Site Plan. | Complies |

F. 3.7 COMPACT URBAN GROWTH

| Applicable Code Standard | Summary of Code Requirement and Analysis | Staff Findings |
|---|---|-------------------|
| 3.7.3 – Adequate Public Facilities | This section requires that any approval of a development is conditioned on the provision of all services necessary to serve the new development. This includes transportation, water, wastewater, storm drainage, fire and emergency services, electrical power and any other public facilities and services as required. | Complies |
| | The project is served by Fort Collins Water Utilities, Fort Collins Light and Power, Poudre Fire Authority and Fort Collins Stormwater Districts. Each party has commented on the project and have demonstrated existing infrastructure capable of serving the proposed project at the developer's expense. | |





G. 3.8 SUPPLEMENTARY REGULATIONS

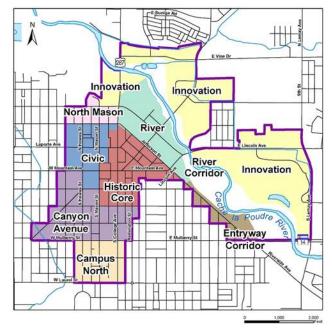
| Applicable Code Standard | Summary of Code Requirement and Analysis | | |
|---------------------------------|--|----------|--|
| 3.8.11 – Fences and Walls | Fences must be visually appealing and shall avoid creating a "tunnel" effect. Chain link fencing is prohibited as a material for screening. Additionally, fences or walls must be 4 feet or shorter between the front of a building and the front property line and must be at least 2 feet away from a public sidewalk. | Complies | |
| | The proposed fence for this MJA will be constructed of 8 foot cedar rails with 4 inch square cedar posts, which meets requirements for fence and wall materials. The height of the fence will be 3 feet 10 inches, which meets height requirements. The fence is located approximately 70 feet from the public sidewalk and the property line. This distance exceeds the required setback from public sidewalks. | | |

6. Article 4 – Applicable Standards:

A. DIVISION 4.16 – DOWNTOWN (D)

The Downtown District is intended to provide a concentration of retail, civic, employment and cultural uses in addition to complementary uses such as hotels, entertainment and housing, located along the backdrop of the Poudre River Corridor. It is divided into nine (9) subdistricts as depicted to the right.

The development standards for the Downtown District are intended to encourage a mix of activity in the area while providing for high-quality development that maintains a sense of history, human scale and pedestrian-oriented character.





Planning & Zoning Commission Hearing - Agenda Item 2 MJA210004 | SweetWater Brewing Major Amendment Thursday, January 20, 2022 | Page 11 of 12

| Applicable Code Standard | Summary of Code Requirement and Analysis | | | Staff Findings | |
|---|---|--|---|-------------------|--|
| 4.16(B) – Street Frontage Types | This section of the Land Use Code assigns one of three street frontage types to all of the blocks in the D zone. Each street frontage type has its own requirements for setbacks from back of curb, alley, sidelot and rear setbacks, build-to ranges, and other public space and building placement characteristics. | | | | |
| | The E Lincoln Ave and N Lemay Avenue street frontages surrounding this site are assigned a "Green Edge" street type. "Green Edge" street types are characterized by generous parkway widths and landscaped setbacks between the sidewalk and the building. Staff's considerations were based on proximity of the project to E. Lincoln Avenue due to that street being the primary access point for the parking lot and beer garden. | | | | |
| | The parking lot complies win follows: | th setback requirements for t | the street frontage types as | | |
| | | Required Setbacks | Provided Setbacks | | |
| | E Lincoln Ave (Green Edge) | Min. 24' from back of curb to building Min. 9' parkway Min. 10' back of walk to building | 40-48' from back of curb to parking lot & beer garden 21' parkway 11.5' sidelot | | |
| | | 10' sidelot | No alley | | |
| | | 5' alley | 13.5' rear yard | | |
| | | 5' rear yard | | | |
| | L Because there are no buildi not apply to this MJA. | l ngs on the site, the remainin | g requirements in this section o | ob | |
| 4.16(C) – Building Heights and Mass Reduction | The maximum height on this site is four stories, and standards in this section set requirements for upper story step backs, building articulation, and other mass reduction techniques. Because there is no building on the site, Section 4.16(C) does not apply to this MJA. | | | | |
| 4.16(D)(1) – Site Design | This section contains standards guiding the location of parking lots, garage entries and service locations in the Downtown zone. It requires that parking lots be located along alleys when available and outlines a hierarchy of locations for parking lots as follows: if no alley is present, parking lots should be located on a Green Edge street, then a Mixed-Use street. To the maximum extent feasible, parking lots should not be located on Storefront streets. | | | no Ise | |
| | cut from E. Lincoln Ave | | be taken from the existing curk a "Green Edge" Street Frontag meets the standard. | | |
| 4.16(E) – Special Subdistrict Provisions | This section contains specific standards for Downtown Subdistricts, including the Innovation Subdistrict in Section 4.16(E)(4). This section refers to the placement of parking lots, stipulating that new parking lots and vehicle use areas shall be located wither in interior block locations between buildings that face the street and the buildings that face the river, or side yards. Staff finds that the proposed parking lot complies with this standard as it is located in what constitutes the side yard area for the brewery. | | | | |



MJA210004 | SweetWater Brewing Major Amendment Thursday, January 20, 2022 | Page 12 of 12

| Applicable Code Standard | Summary of Code Requirement and Analysis | |
|--------------------------------|--|----------|
| 4.16(F) – Permitted Uses | This section lists the permitted uses and review types for all of the Downtown Subdistricts. The MJA is proposing a change to the original plan for a mixed-use building to a parking lotas well as the addition of a beer garden for the brewery both of which are permitted uses. As detailed earlier in this report, this request constitutes a major change of character from the original plans which is why a Planning & Zoning Commission Review is required. | Complies |

7. Findings of Fact/Conclusion

In evaluating the request for the SweetWater Brewing Major Amendment, MJA #210004, Staff makes the following findings of fact:

- The Major Amendment complies with process located in Division 2.2 Common Development Review Procedures for Development Applications of Article 2 Administration.
- The Major Amendment complies with relevant standards located in Article 3 General Development Standards.
- The Major Amendment complies with relevant standards located in Division 4.16, Downtown (D) of Article 4.

8. Recommendation

Staff recommends approval of the SweetWater Brewing Major Amendment, MJA #210004 based on the aforementioned Findings of Fact.

9. Attachments

- 1. Site & Landscape Plan
- 2. Parking Lot Screening Photo-Simulation
- 3. Lighting Plan
- 4. Subdivision Plat
- 5. Staff Presentation

10. Links

The documents available at the following links provide additional information regarding the development proposal under review and are incorporated by reference into the hearing record for this item:

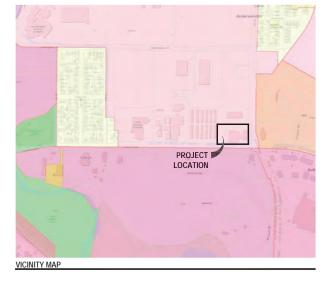
- <u>Architectural Elevations</u>
- Utility Plan
- Drainage Memo
- Turning Analysis
- Traffic Memo
- <u>Response to Staff Review Comments</u>
- <u>Neighborhood Meeting Recording</u>

Back to Top

5

SWEETWATER BEER GARDEN

LOTS 1 AND 2, FORT COLLINS BREWERY, CITY OF FORT COLLINS, COUNTY OF LARIMER, STATE OF COLORADO



SHEET INDEX

COVER PAGE SITE PLAN TREE MITIGATION PLAN

LANDSCAPE PLAN LANDSCAPE DETAILS

OWNERS CERTIFICATION

THE UNDERSIGNED DOES, DO HEREBY CERTIFY THAT IWE ARE THE LAWFUL OWNERS OF REAL PROPERTY DESCRIBED ON THIS STEP FUAN MUD DO HEREBY CERTIFY THAT IWE ACCEPT THE CONDITIONS AND RESTRICTIONS SET FORTH ON SAID STEP FUAN.

2

1

DATE

PLOT

1:21:13 F

NOTARIAL CERTIFICATE

STATE OF COLORADO)

COUNTY OF LARIMER

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME BY _______
THIS DAY OF 20

MY COMMISSION EXPIRES:

2

COMMUNITY DEVELOPMENT AND

NEIGHBORHOOD SERVICES

APPROVED BY THE DIRECTOR OF COMMUNITY DEVELOPMENT AND NEIGHBORHOOD SERVICES OF THE CITY OF FORT COLLINS THIS _____ DAY OF ______ 20 _____.

DIRECTOR OF COMMUNITY DEVELOPMENT AND NEIGHBORHOOD SERVICES

SITE PLAN NOTES

- EFERT TO FINAL UTILITY ANAS FOR EXACT LOCATIONS AND CONSTRUCTION INFORMATION FOR STORM DRAINAGE STRUCTURES, UTILITY MAINS AND SERVICES, PROPOSED TOPOGRAPHY, STREET IMPROVEMENTS.
 EFERT TO THE SUBDIVISION FAIT AND UTILITY PAINS FOR EXACT LOCATIONS, AREAS AND DIMENSIONS OF ALL EASEMENTS, LOTS, TRACETS, STREETS,
- 4. ALL BOOTOP MC GROUND MUNITED MC HMCLE CRUMENT MUST BE SCREEKED FOR VIEW FORM ALL/CCUT REGREEMENT AND FREU STREETS. IN LOSES WHERE BUILDING PRANETS TOOM ALCOURDER IN STREETS OFERINGE. THE ADVECT MALE STREETS AND COLOR OF THE BUILDING SHALL BE CONSTRUCTED OTHER MIKING FOUNDATION SUCH AS CONDUIT, METERS AND PLUMIENC VENTS SHALL BE SCREENED DREATED TO MUNTUS MIRROUNDER BUILDING SIRVERS.
- 5. ALL CONSTRUCTION WITH THIS DEVELOPMENT PLAN MUST BE COMPLETED IN ONE PHASE UNLESS A PHASING PLAN IS SHOWN WITH THESE PLANS.
- 6. ALL EXTERIOR LIGHTING PROVIDED SHALL COMPLY WITH THE FOOT-CANDLE REQUIREMENTS IN SECTION 32.4 OF THE LAND USE CODE AND SHALL USE A CONCEALED, FULLY SHELDED LIGHT SOURCE WITH SHARP CUT-OFF CAPABILITY SO AS TO MINIMZE UP-LIGHT, SHLL LIGHT, GLARE AND UNNECESSARY DIFFUSION
- 7. SIGNAGE AND ADDRESSING ARE NOT PERMITTED WITH THIS PLANNING DOCUMENT AND MUST BE APPROVED BY SEPARATE CITY PERMIT PRIOR TO CONSTRUCTION. SIGNS MUST COMPLY WITH CITY SIGN CODE UNLESS A SPECIFIC VARIANCE IS GRANTED BY THE CITY.
- 8. FIRE HYDRANTS MUST MEET OR EXCEED POUDRE FIRE AUTHORITY STANDARDS. ALL BUILDINGS MUST PROVIDE AN APPROVED FIRE EXTINGUISHING
- 9. ALL BIKE RACKS PROVIDED MUST BE PERMANENTLY ANCHORED.
- 10. ALL SIDEWALKS AND RAMPS MUST CONFORM TO CITY STANDARDS. ACCESSABLE RAMPS MUST BE PROVIDED AT ALL STREET AND DRIVE INTERSECTIONS AND AT ALL DESIGNATED ACCESSABLE PARKING SPACES. ACCESSABLE PARKING SPACES MUST SLOPE IN UNKDET THAN 1-58 M ANY PRICETTON. ALL ACCESSIBLE DURITISMUST SLOPE NO MORE THAN 1-30 IN DIRECTION OF TRUEL AND WITH NO MORE THAN 1-58 M CASS SLOPE.
- 11. COMMON OPEN SPACE AREAS AND LANDSCAPING WITHIN RIGHT OF WAYS, STREET MEDIANS, AND TRAFFIC CIRCLES ADJACENT TO COMMON OPEN SPACE AREAS ARE REQUIRED TO BE MANTANED BY THE RROPERTY OWNER OF THE COMMON AREA. THE PROPERTY OWNER IS RESPONSIBLE FOR SNOW REMOVEL ON THAL ADJACENT STREETS EXEMPLIES AND SOMEWASS IN COMMON OPEN SPACE AREAS.
- DESIGN AND INSTALLATION OF ALL PARKWAY/TREE LAWN AND MEDIAN AREAS IN THE RIGHT-OF-WAY SHALL BE IN ACCORDANCE WITH CITY STANDARDS. UNLESS OTHERWISE AGREED TO BY THE CITY WITH THE FINAL PLANS, ALL ONGOING MAINTENANCE OF SUCH AREAS IS THE RESPONSIBILITY OF THE OWNERPORCEUPERE.
- 13. THE PROPERTY OWNER FOR EACH RESIDENTIAL LOT IS RESPONSIBLE FOR SNOW REMOVAL ON ALL STREET SIDEWALKS ADJACENT TO EACH RESIDENTIAL
- 14. FRANT CONDITIONS CONTINUES AND RESTRECTORS (SCARE), Q AN YOURR PRIVILE RESTRECTOR CONTINUE RESOLUTION INFORMATION OF RESOLUTION OF RESOLUTION INFORMATION OF RESOLUTION INFORMATIONI OF RESOLUTION INFORMATIONI OF RESOLUTION INFORMATIONI OF RESOLUTIONI INFORMATIONI INFORMATIONI OF RESOLUTIONI INFORMATIONI OF RESOLUTIONI INFORMATIONI INFORMATIONI OF RESOLUTIONI INFORMATIONI OF RESOLUTIONI INFORMATIONI INFORMATIONI OF RESOLUTIONI INFORMATIONI INFORMATIONI OF RESOLUTIONI INFORMATIONI I
- 15. MIC DUMAGE DUBR, GUTTER AND SREWLE ADSTITUCT REPORT TO CONFIDENCIAL AS VIELLAS STREETS SOFEMALS CUBRS AND GUTTERS. DESTRICTOR DUMAGE DOR REMOVED DUE TO CONSTRUCTION OF THIS FORCE "CTA ANUL HE REFACED TO RESTORE TO TOTAL FOR FORCING". STANDARDER AND THE DEVELOPER'S DUPERES PROFILE TO THE ACCEPTANCE OF COMPLETED IMPROVEMENTS AND/OR PROR TO THE ESSUARCE OF THE FIRST CERTIFICATE OF OCCUPANCY.
- 16. FRE LANE MARKING, A FIRE LANE MARKING PUN MUST BE REVIEWED AND APPROVED BY THE FIRE OFFICIAL PROR TO THE ESUANCE OF ANY CERTIFICATE OF OCCUMPACY. WHERE REQUERED IN THE FIRE CORE OFFICIAL, APPROVED SIGIS OF OFFICE APPROVED NOTICES THAT INCLUEE THE WORKS NO PMARKING FRE LINE SHALL BE REVORDED FOR FIRE APPARATUS, ACCESS BADIOST IOBLITTY SOUTH CONSOLS TO REATIFY SOUTH CONSOLT TO REAL TO REAL CONSOLT TO REAL TO REAL CONSOLT TO REAL TO
- 17. PREMISE LEVENTIFICATION, AN ADDRESSING FUN, IS BECURED TO BE REVENED AND APPROVED BY THE CITY AND POLICIE FRE AUTHORITY FORD TO THE ESUMACE OF ANY CENTY ANTE OF OCCUMANCY UNLESS THE FRANK (DBNE'S MARCE MANAURITY SOMACE MAN BE FUSIABLE TO ALLOW THAT STANLY COLOREL YOBLE FUNDE IN THE STREET OF ROMATION FOR FOR POWERY AND POSITION THAT MANNAMO'S SANLED AND CONTRASTING MAXCERDING WHER ACCESS IS IN MARKS OF APRIVATE ROMA DO THE BULDRIC CANNOT BE VIEWED FROM THE PUBLIC WAY. A MOMMANT, FUNDE OF OTHER STREET OF ROMATION TO HERPORTY THE POPOLITUME.

18. PRIVATE IMPROVEMENTS SHOWN WITHIN THE RIGHTS-OF-WAY ARE SUBJECT TO APPROVAL OF AN ENCROACHMENT PERMIT.

Skile 100 Fort Collins, CO 80524-2913 T - 970.484.0117 F - 970.484.0126 © 2021 www.rbbarchitects.com

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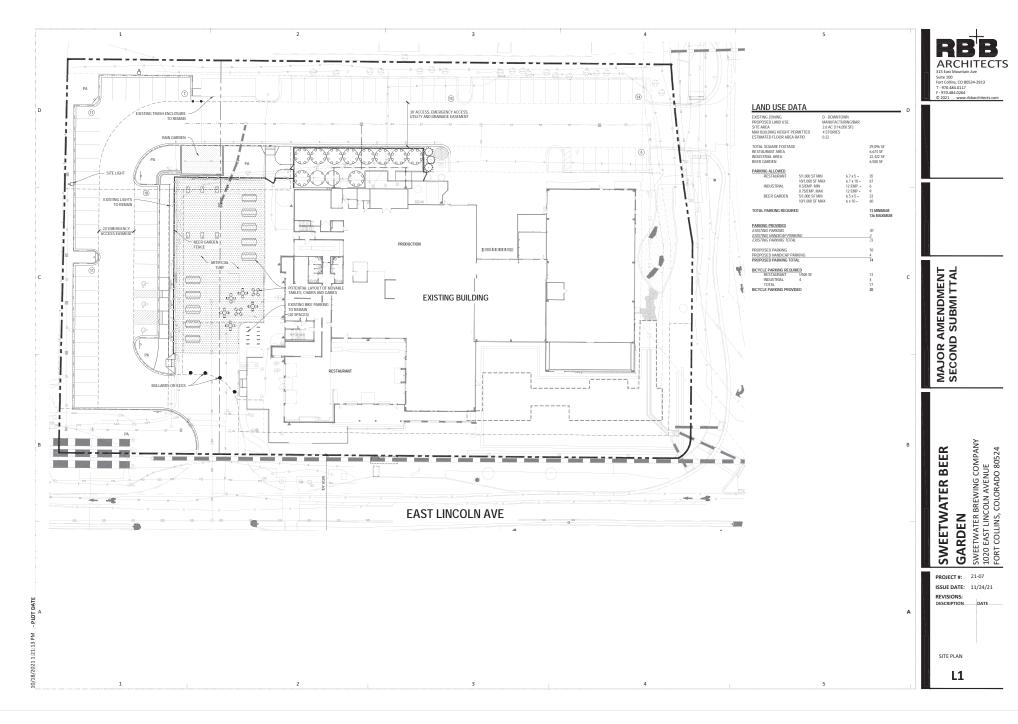
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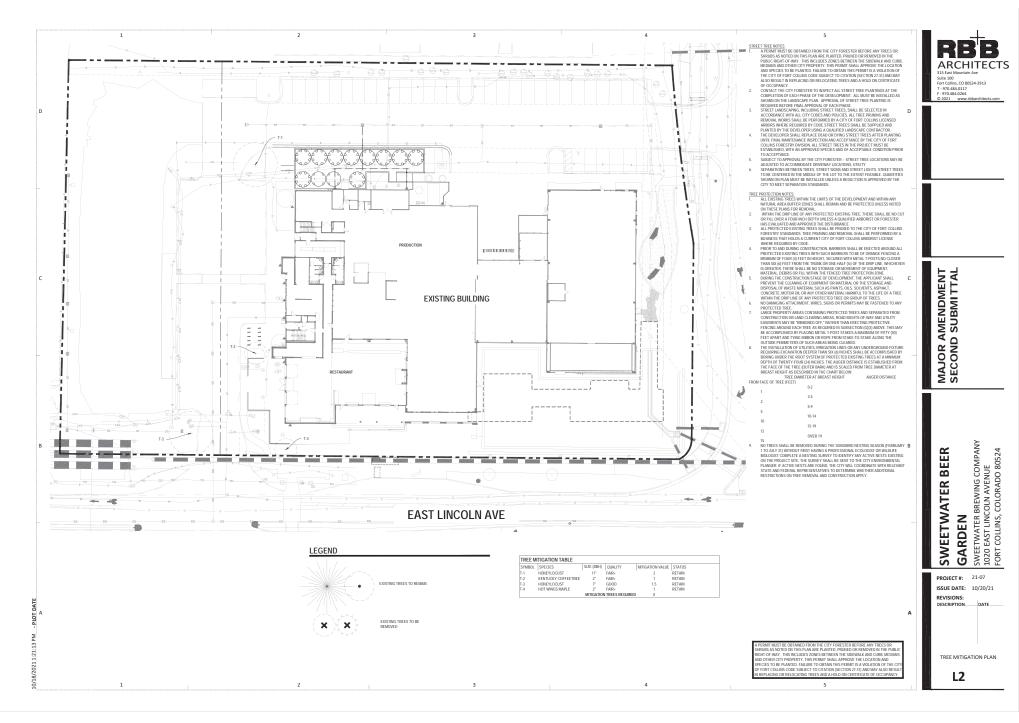
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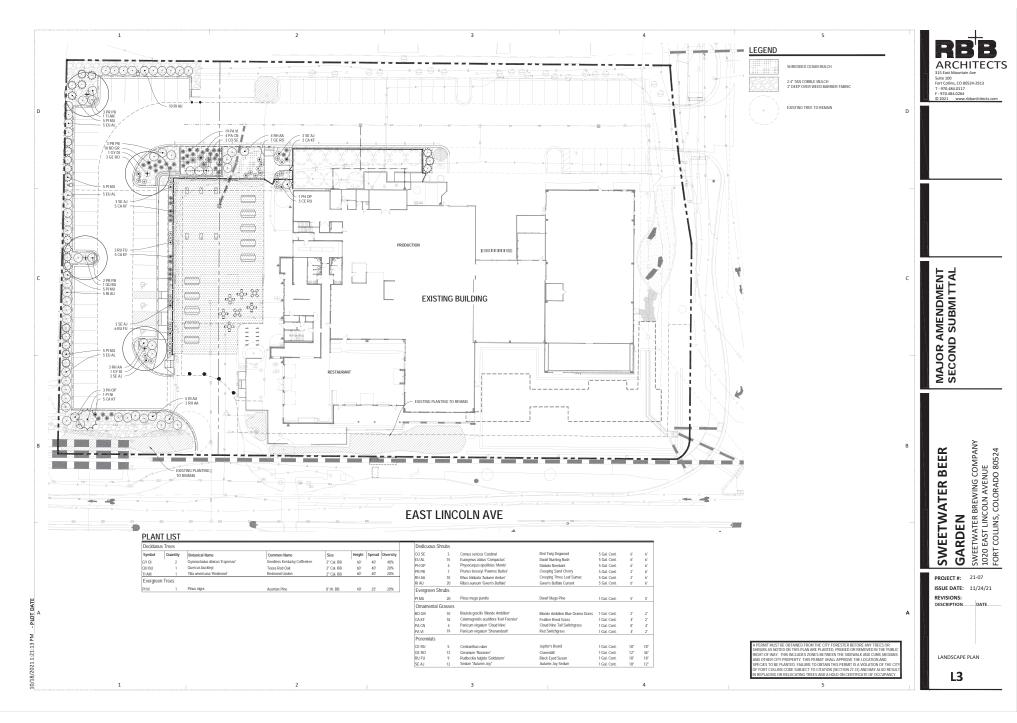
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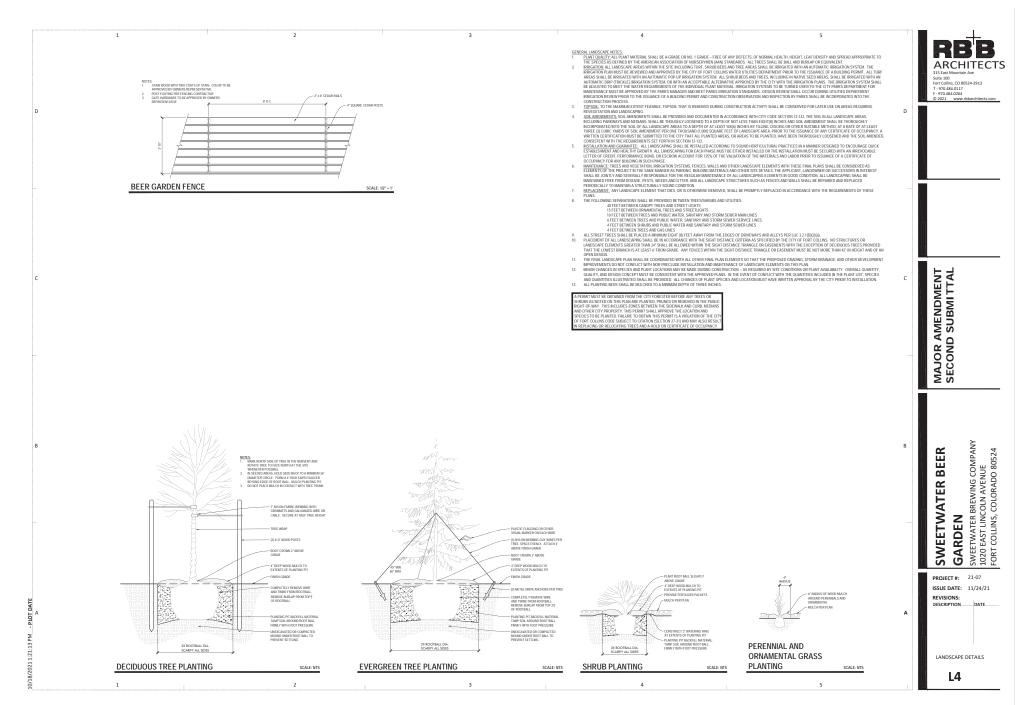
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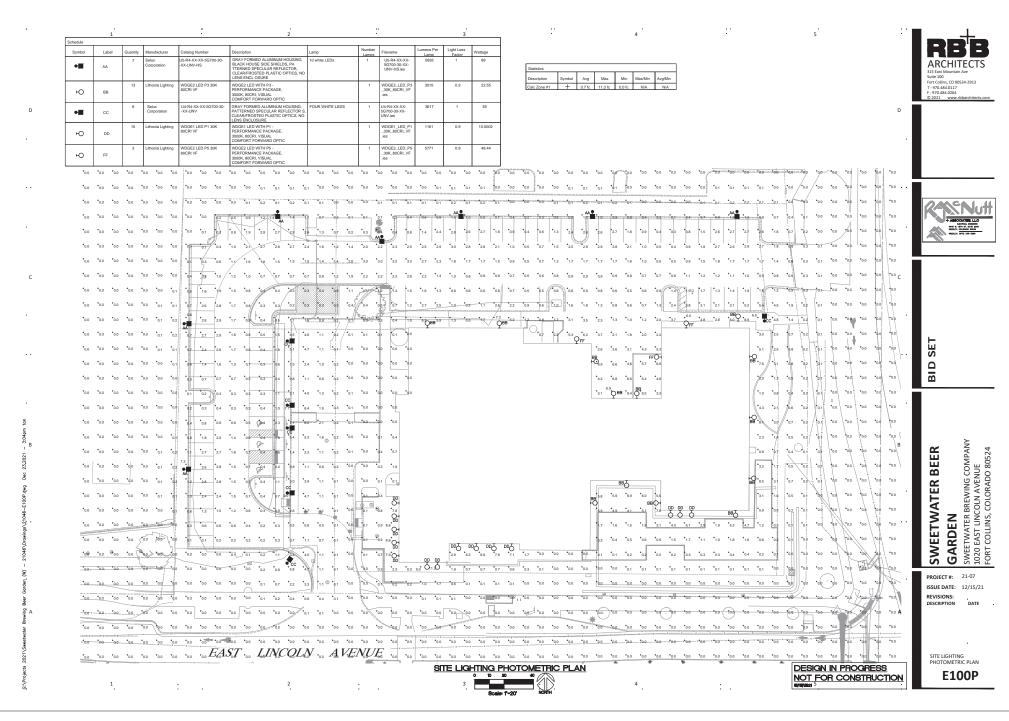


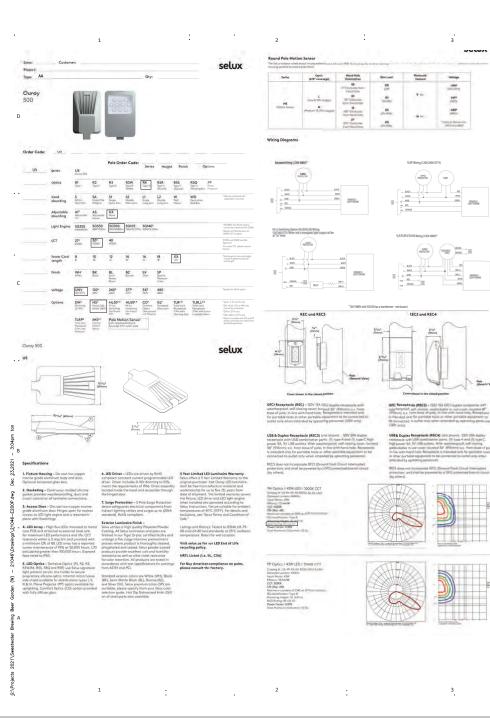


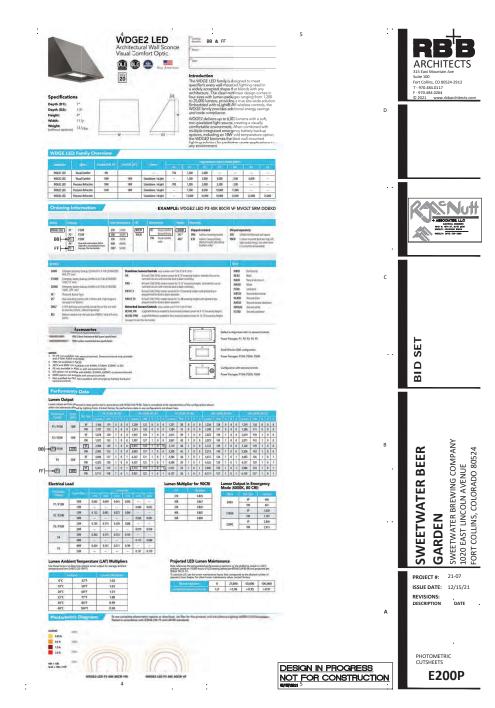


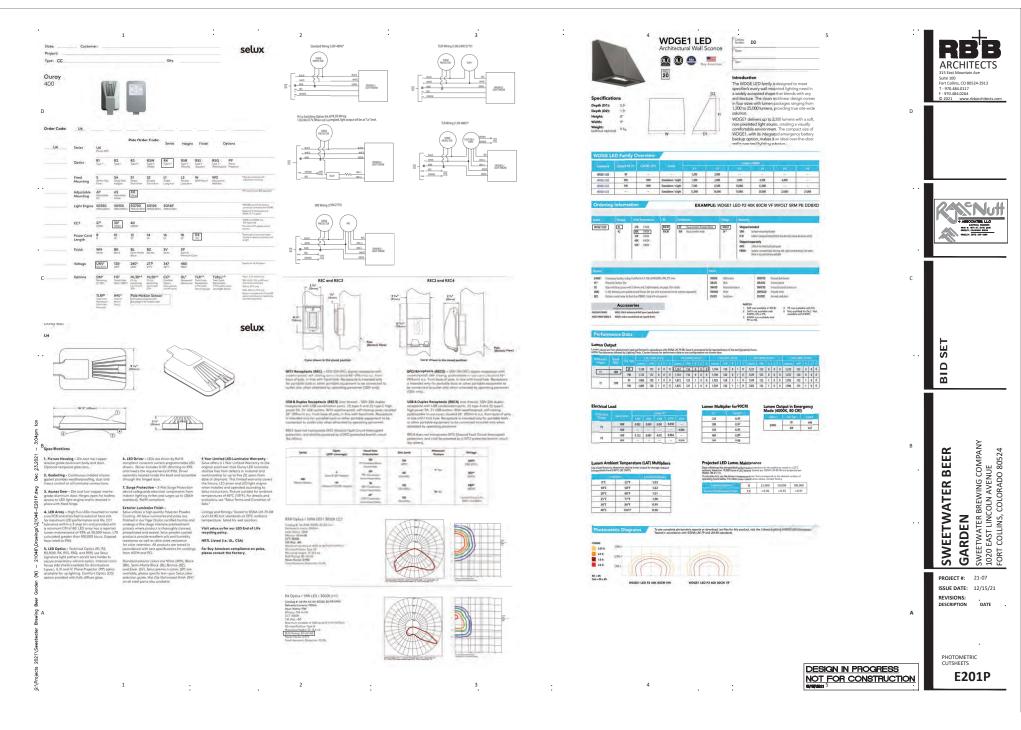












SWEETWATER BREWERY

BEING A REPLAT OF LOTS 1 AND 2. FORT COLLINS BREWERY, LOCATED IN THE NORTHEAST QUARTER OF SECTION 12. TOWNSHIP 7 NORTH. RANGE 69 WEST OF THE 6TH P.M., CITY OF FORT COLLINS, COUNTY OF LARIMER, STATE OF COLORADO

STATEMENT OF OWNERSHIP AND SUBDIVISION

Know all persons by these presents, that the undersigned owner(s) of the following described land:

Lots 1 and 2, Fort Collins Brewery, located in the Northeast Quarter of Section 12, Township 7 North, Range 69 West of the 6th P.M., City of Fort Collins, County of Larimer, State of Colorade

Said described tract contains 113,943 square feet or 2.616 acres, more or less.

For themselves and their successors in interest (collectively "Owner") have caused the above described land to be surveyed and subdivided into lots, tracts and streets as own on this Plat to be known as SWEETWATER BREWERY (the "Development"), subject to all easements and rights-of-way now of record or existing or indicated on this Plat. The rights and obligations of this Plat shall run with the land.

CERTIFICATE OF DEDICATION:

The Owner does hereby dedicate and convey to the City of Fort Collins, Colorado (hereafter "City"), for public use, forever, a permanent right-of-way for street purposes and the "Easements" as laid out and designated on this Plat; provided, however, that (1) acceptance by the City of this dedication of Easements does not impose upon the City a duty to minimit the Easements to dedicated, and (2) acceptance by the City of this dedication of Easements does not maintain streets so dedicated until such time as the provisions of the Maintenance Guarantee have been fully satisfied. The streets dedication of this Plat; are the fea-property of the City a provided in Section 312-3107 CEA. The City rights under the Easements the tript the instead have prove the instead, maintain negar-reconstruct, tensory and replace within the Easements of merupose to notice the street to deficient out streets are also street in the tript of the tript much these same rights. Once reserves the right to use the Eisensents for purposes that do not interfere with the full enjoyment of the right beelvy ganted. The is responsible for maintenance of its own improvements and for requiring any damage caused by its activities in the Easenments, but by acceptance of this licitation, the City does not accept the duty of maintenance of the Easenments, or of improvements in the Easenments in a structure cause of the structure of the right bear of the structure of the right bear of the structure of the str

Except as expressly permitted in an approved plan of development or other written agreement with the City, Owner will not install on the Easements, or permit the installation on the Easements of any building, structure, improvement, fincer, retaining wall, iddevall, tree or other induceiping (other than usual and customary grants) and other ground or cover). In the event used obstackes are mustled in the Easements, the City has the figure to Mower to remove such obstackes from the Easements. If Owner does not remove such obstackes, the City may remove such obstackes without any liability or obligation for repara replacement thereod, and angree tho Owner to City will not fee single the City will not fee single the City will not fee single the City and the City out of the Single the Owner the obstackes. Use City will not fee single the city will n er property to which they are attached.

. 20 . by

The rights granted to the City by this Plat inure to the benefit of the City's agents, licensees, permittees and assigns,

of

OWNER: BV-STATE OF COLORADO) COUNTY OF LARIMER The foregoing instrument was acknowledged before me this day of Witness my hand and official seal My commission expires: ____

Notary Publi

LIENHOLDER:

STATE OF COLORADO)

COUNTY OF LARIMER

The foregoing instrument was acknowledged before me this _____ day of _____ . 20 . by

of

Witness my hand and official seal

My commission expires:

Notary Public

MAINTENANCE GUARANTEE:

The Owner hereby warrants and guarantees to the City, for a period of two (2) years from the date of completion and first acceptance by the City of nents warranted hereunder, the full and complete maintenance and repair of the improvements to be constructed in com-Development which is the subject of this Plat. This warranty and guarantee is made in accordance with the City Land Use Code and/or the onal Land Use Regulations, as applicable. This guarantee applies to the streets and all other appurtenant structures and amenities lvins within the rights-of-way, Easements and other public properties, including, without limitation, all curbing, sidewalks, bike paths, drainage pipes, culverts, catch basins, drainage ditches and landscaping. Any maintenance and/or repair required on utilities shall be coordinated with the owning utility company or department

The Owner shall maintain said improvements in a manner that will assure compliance on a consistent basis with all construction standards, safety requirements and environmental protection requirements of the City. The Owner shall also correct and repair, or cause to be corrected and repaired, all damages to said improvements resulting from development-related to building related activities. In the event the Owner fails to correct any damages within thirty (20) days after written notice thered, then said damages may be corrected by the City and all costs and charges billed to and publy the Owner. The City shall also have any other remedies available to it as antibroto by law. Any damages which occurred prior to the end of said two (2) year period and which are unrepaired at the termination of said period shall remain the responsibility of the Owner.

REPAIR GUARANTEE:

In consideration of the approval of this final Plat and other valuable consideration, the Owner does hereby agree to hold the City harmless for a five (f) year period, commencing upon the dime of completion and first acceptance by the City of the improvements to be commencing upon the dime of completion and first acceptance by the City of the improvements to be commencing and acceptance and a claims, damages, or demands arising on account of the desire and constructions of public improvements, to include, without imitation, the model, stretce III, the module model, fickles, cross parts, sub-drains, clareters, wild and bridges multiplic improvements, to include, without imitation, the model, stretce III, the module model, fickles, cross parts, sub-drains, clareters, wild and bridges within the right of ways. harmost, which and other public properties, resulting from failures caused by design and/or construction defects. This agreement to hold the City harmless includes defects in materials and workmanship, as well as defects caused by or consisting of settling trenches, fills or excavations.

Further, the Owner warrants that he/she owns fee simple title to the property shown hereon and agrees that the City shall not be liable to the Owner or his/her successor in interset during the warranty period, for any claim of damages resulting from argligneon in servicing engineering techniques and due caution in the construction of once drain, drives, neurours or buildings, the changing of converse of streams and rivers. Roding from natural creeks and rivers, and any other matter valuescover on private property. Any and all monetary liability occurring under this paragraph shall be his/his/to for bowne. If there warrant that I have the right to convey said all according to this Pat.

NOTICE OF OTHER DOCUMENTS:

All present also notice that the Overa has executed commin documents particing to this Development which event certain rights and obligations of the Development. The Overa radiate obstapent Overage of the Overage of the Overage and the Overage of which obligations constitute promises and overanist that, along with the obligations under this Plat, run with the Inad. The said documents may also be amended from time to time and may include, without limitation, the Development Agreement, Site And Landscherge Plan, and Architectural Elevations, which documents are on file in the office of the clerk of the City and should be closely examined by all persons interested in purchising any portion of the Development iso.

ATTORNEY'S CERTIFICATION

I havely certify that this Sabelivian Plat has been addy executed as required parametro Sociais 2.2.3(c)(c)(c) through (c) inclusive of the Land Use Code of the C 100 Fort Collins and has all persons signing fits Sabdivisors if no rehaft of a coperation or other entry are doly autorized signatories under the laws of the State of Colorado. This Certification is based apon the records of the Clarka Recorder of Lariner County, Colorado as of the date of execution of the Plat and other information discovered by me through reasonable inquiry and is limited as autorized by Section 2.2.3(C)(3)(f) of the Land Use Cod

> Attorney Address:

Registration No.:

APPROVED AS TO FORM, CITY ENGINEER

By the City Engineer of the City of Fort Collins, Colorado this _____ day of _____ A.D., 20____

City Engineer

__ day of _____ A.D., 20__

DIRECTOR OF COMMUNITY DEVELOPMENT AND NEIGHBORHOOD SERVICES APPROVAL

By the Director of Community Development and Neighborhood Services the City of Fort Collins, Colorado this

Director of Community Development and Neighborhood Services

SURVEYOR'S STATEMENT



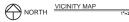
OWNER/APPLICANT 195 Ottley Dr Atlanta, GA 9083 (404) 754-9083 freddy.bensch@sv

PLANNER/ LANDSCAPE ARCHITECT LANDSCAPE AR Michael McBride MMLA Landscape + Planning 2339 Spruce Creek Drive Fort Collins, Colorado 80528 (970) 402-0438 Mike @McBrideLA.com

SITE ENGINEER Stephanie Thomas 301 North Howes Street, Suite 100 Fort Collins, Colorado 80521 (970) 568-5415

SITE SURVEYOR Northern Engineering Services, Inc. Bob Tessely, PLS 301 North Howes Street, Suite 100 Fort Collins, Colorado 80521 (970) 221-4158





NOTICE

ALL RESPONSIBILITIES AND COSTS OF OPERATION, MAINTENANCE AND ALL RESTONSIBILITIES AND COSTS OF OPERATION, MINITERANCE AND RECONSTRUCTION OF THE PRIVATE STREETS AND OR DRIVES LOCATED ON THE PRIVATE PROPERTY THAT IS THE SUBJECT OF THIS PLAT SHALL BE BORNE BY THE OWNERS OF SADD PROPERTY, EITHER INDIVIDUALLY, OR COLLECTIVELY, THROUGH A PROPERTY OWNERS' ASSOCIATION, IF APPLICABLE, THE CITY OF FORT COLLINS SHALL HAVE NO OBLIGATION OF OPERATION, MAINTENANCE OR RECONSTRUCTION OF SUCH PRIVATE STREETS AND/OR DRIVES NOR SHALL THE CITY HAVE ANY OBLIGATION TO ACCEPT SUCH STREETS AND/OR DRIVES AS PUBLIC STREETS OR DRIVES.

SURVEYOR NOTES:

1) The Basis of Bearings is the East line of the Northeast Quarter of Section 12-T7N-R69W as bearing South 00° 33' 48" West

For all information regarding easements, right-of-way or title of record, Northern Engineering relied upon Title Commitment File No. NCS-1062955-CO, dated April 19, 2021, prepared by First American Title Insurance Company.

3) The lineal unit of measurement for this plat is U.S. Survey Feet.

(assumed bearing) and monumented as shown on drawing.

4) Northern Engineering or the Professional Land Surveyor listed hereon, does not have the expertise to address mineral rights, and recommends the owner retain an expert to address these matters. Northern Engineering or the Professional Land Surveyor listed heron assumes no responsibility for the mineral rights upon the subject property.

5) A copy of the title commitment and the documents contained therein were provided to the owner, client and attorney listed hereon

6) Not all documents listed in the title commitment are plottable or definable by their terms. All easements that are definable by their descriptions are shown hereon with sufficient data to establish their position. Owner, Client and others should refer to the title commitment and those documents listed therein for a true understanding of all rights of way, easements, encumbrances, interests and title of record concerning the subject property.

7) For easements created by separate document and shown hereon refer to record document for specific terms.

8) Easements and other record documents shown or noted hereon were examined as to location and purpose and were not examined as to restrictions, exclusions, conditions, obligations, terms, or as to the right to grant the same

9) Adjacent property owner information per the Larimer County Land information Locator.

10) Per CRS 38-51-105 (3)(a), (3)(b), (4)(b), (4)(c), & 5, the Developer/Owner of the subdivision plat has the requirement of providing monumentation of the interior corners created by this platting procedure within one year of the effective date of a sales contract. The Surveyor of record of said subdivision plat has only the required responsibility of providing for the on the ground monumentation of the external boundary of the subdivision plat.

11) Unless shown otherwise, all previous lot lines and easements as shown and dedicated on Fort Collins Brewery, recorded at Reception Number 2009007325 at the Larimer County Clerk and Recorder which are located within the boundary lines of this plat and hereby vacated upon recordation of this plat ad dedicated as shown hereon.

12) This survey is a draft only. Monuments have not been set or upgraded. Monuments will be set and/or upgraded prior to finalizing and/or recording. "Set" corner information depicted hereon is for reference purposes only. This note will be removed prior to the and/or recording. "Set" corn surveyor signing the survey.

13) This survey is a draft only. Easements and other information depicted hereon is for reference and review purposes only and will be properly defined after preliminary review. This note will be removed prior to final submittal.

NOTES AT THE REQUEST OF THE CITY OF FORT COLLINS:

1) There shall be no private conditions, covenants or restrictions that prohibit or limit the installation of resource conserving equipment or landscaping that are allowed by Sections 12-120 - 12-122 of the City code

2) FLOOD ZONE DESIGNATION: According to FIRM Panel 08069C0983H for Larimer County, effective date 05/02/2012. this tract lies within a FEMA designated Area of Minimal Flood Hazard (Zone X).

3) Subject property zoning: D - Downtown District

DRT COLLINS COLORADO BREWERY SWEETWATER 10 10 10 10 CITY OF STATE 0

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DATE: 10/20/21 SCALE: As shown REVIEWED R. Tasseth

PROJECT: 100-033 CLIENT: Architec DRAWN

