

**Town of Erie
Planning Commission
Resolution No. P21-05**

**A Resolution of the Planning Commission of the Town of Erie
Recommending that the Board of Trustees Approve the Erie
Highlands PUD Zoning Map Amendment No. 3**

Whereas, Clayton Properties Group II, Inc., 4908 Tower Road, Denver, CO 80249, and Erie Highlands Metropolitan District 1 Through 5, 4725 S. Monaco Street, Suite 225, Denver, CO 80237 (the "Applicants") own the real property more particularly described as a portion of the North Half of Section 20, Township 1 North, Range 68 West of the Sixth Principal Meridian, Town of Erie, County of Weld, State of Colorado (the "Property");

Whereas, on March 23, 2020, Applicants filed an application (the "Application") for a planned unit development ("PUD") zoning map amendment, known as the Erie Highlands PUD Zoning Map Amendment No. 3 for the Property; and

Whereas, on April 7, 2021, the Planning Commission held a properly-noticed public hearing on the Application.

Now, Therefore, be it Resolved by the Planning Commission of the Town of Erie, Colorado, that:

Section 1. Findings. Upon consideration of the Application and supporting documentation, hearing the statements of Town staff and the public, and giving due consideration to the matter, the Planning Commission finds and determines as follows:

- a. The Application meets the criteria set forth in Section 7.6.D.9 of Title 10 of the Erie Municipal Code (the "UDC"), specifically:
 - i. The PUD Rezoning is generally consistent with the purpose of the PUD overlay district in Subsection 2.7.D.1;
 - ii. The PUD Rezoning will promote the public health, safety, and general welfare;
 - iii. The PUD Rezoning is generally consistent with the Town's Comprehensive Master Plan and the purposes of this UDC;
 - iv. The PUD Rezoning is generally consistent with the PUD standards in Subsection 2.7.D.2;
 - v. Adequate facilities and services (including streets and transportation, water, gas, electric, police and fire protection, and sewage and waste disposal, as

applicable) will be available to serve the subject property while maintaining adequate levels of service to existing development;

vi. The PUD Rezoning is not likely to result in significant adverse impacts upon the natural environment, including air, water, noise, storm water management, wildlife, and vegetation, or such impacts will be substantially mitigated;

vii. The PUD Rezoning is not likely to result in significant adverse impacts to significant scenic and historic features as identified in plans adopted by the Town;

viii. The PUD Rezoning is not likely to result in significant adverse impacts upon other property in the vicinity of the subject property;

ix. Proposed uses on the subject property will be compatible in scale with uses on other properties in the vicinity of the subject property;

x. The proposed phasing of the development is appropriate and the development can be substantially completed within the time period specified in the schedule of development or Development Agreement submitted by the applicant; and

xi. The PUD Plan provides public benefit(s).

Section 2. Decision. The Planning Commission hereby recommends that the Board of Trustees adopt the ordinance approving the Erie Highlands PUD Zoning Map Amendment No. 3, with the following conditions:

a. Prior to consideration by the Board of Trustees, Applicant shall make all technical corrections to the Application as required by the Town.

Adopted this 7th day of April 2021.

Kelly Zuniga, Chair

Attest:

Melinda Helmer, Secretary