

Operations Narrative of Cheer Academy

11/20/2019

Cheer Academy is an athletic training facility geared toward youth athletes, where training is conducted for competitive cheer teams. Athletes typically receive two-hours of training at a training session. It is not child care, it is active athletic training.

We understand that the property is in the Poudre River 500-year floodplain, and it has been brought to our attention that city code section 10-81 does not allow certain types of “critical facilities” within the 500-year floodplain, namely “at risk population facilities” and “essential services facilities.” All three terms are defined in city code section 10-16, as follows:

- Critical facilities shall mean structures or facilities, but not the land on which they are situated, that if flooded may result in significant hazards to public health and safety or interruption of essential services and operations for the community at any time before, during or after a flood. Critical facilities shall include essential services facilities, hazardous materials facilities, at-risk population facilities and government services facilities.
- At-risk population facilities shall mean facilities that house or provide shelter or services to children, the infirm or other persons requiring special assistance or care or life support. At-risk population facilities shall include, but not be limited to: hospitals; non-ambulatory surgery centers; elder care, nursing homes and assisted living facilities; congregate care facilities, residential care facilities and group homes; housing intended for occupants who may not be sufficiently mobile to avoid death or injury during a flood without special assistance; day care and child care facilities; public and private schools for all grade levels below high-school graduation; and before-school and after-school care facilities and summer day-camp facilities.
- Essential services facilities shall mean facilities for the provision of services needed before, during and after a flood event in order to protect public health and safety. Essential services facilities shall include, but not be limited to: public safety facilities such as police stations, fire and rescue stations, emergency operations centers, storage facilities for emergency vehicles and equipment; emergency medical facilities such as hospitals, ambulance service centers, urgent care centers and non-ambulatory surgical centers; designated emergency shelters; communications facilities, such as main hubs and control centers for telephone service, cable broadcasting, satellite dish broadcasting, cellular systems, television, radio and other emergency warning systems (excluding

towers, poles, lines, cables and conduits); public and private utility plant facilities for generation, treatment and distribution, such as transmission and distribution hubs and control centers, water treatment plants, electric substations, and pumping stations for water, power and gas (excluding towers, poles, power lines, buried pipelines, transmission lines, distribution lines and service lines, and excluding hydroelectric power generating plants and related appurtenances, and excluding parallel-connected solar and wind power generation); and air transportation lifelines, such as general aviation and commercial airports, helicopter pads and appurtenances serving emergency functions, and associated infrastructure such as aviation control towers, air traffic control centers and emergency equipment aircraft hangars.

Cheer Central is not a school, it is an athletic training facility. There is a waiting room for parents on-site, and it is common that parents wait on-site while their children are receiving the athletic training. In the event that athletes are dropped off, the parents are usually nearby since the training does not last longer than 2 hours. Cheer Central does not provide child care or after school care of children. In the past, Cheer Central did offer day camps at this facility, which they will no longer do, now that it is clear that would be prohibited in the 500-year floodplain. Day camps has never been the main crux of the purpose of the training facility, and will be discontinued immediately. By the discontinuance of the day camp sessions, Cheer Central is neither an “at risk population facility,” nor is it a “essential services facility,” in accordance with the definitions, and is therefore not prohibited to operate in the 500-year floodplain.