

ORDINANCE NO. 092, 2018
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING POLICY REVISIONS TO THE LARIMER
COUNTY URBAN AREA STREET STANDARDS

WHEREAS, on January 2, 2001, the City Council adopted the Larimer County Urban Area Street Standards ("LCUASS"), with the adoption of Ordinance No. 186, 2000; AND

WHEREAS, Council adopted the current version of LCUASS in February 2007, and such version has been subsequently amended from time to time; and

WHEREAS, LCUASS Section 1.6.2.A. states that policy revisions to LCUASS may be made by City Council by ordinance or resolution provided a public hearing regarding the policy revision is held and City staff makes a recommendation on the policy revision to City Council; and

WHEREAS, the LCUASS policy revision is proposed in connection with the proposed adoption of planned unit development Land Use Code amendments; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That the Council, after holding a public hearing on July 3, 2018, at which City staff provided a recommendation to Council on the LCUASS policy revision and members of the public were provided an opportunity to provide input, finds that the proposed LCUASS revision is a policy revision applicable to the City and it is in the best interests of the citizens of the City to adopt the revision.

Section 3. That Section 1.9.4 of the Larimer County Urban Area Street Standards is hereby amended to read as follows:

1.9.4 Variances and Appeals Processes

A. Variances

Any design that does not conform to these Standards must be approved by the Local Entity Engineer. Variances from these Standards will be considered administratively on a case-by-case basis following a written request for a variance prepared by a Professional Engineer and submitted to the Local Entity Engineer. If the special district, developer, contractor, or utility responsible to the Local Entity for public improvements desires to design and construct such improvements in variance to criteria in these standards, such variance(s) shall be identified in a written attachment to the initial submittal of construction plans to the Local Entity Engineer. The design submitted

for review shall show the variance. To assist with their plan preparation, designers may submit variance requests, along with sufficient documentation to support the variance, prior to formal submittal of construction plans for informal advisory consideration. Such advisory consideration shall not be binding on the Local Entity Engineer, but may help to guide the requestor in the preparation of plans. Variances may be considered by either of the following two administrative processes:

- a. Variances requested as part of an application for approval of a preliminary plat only shall be shown on the preliminary plat (or on the preliminary construction plans) and shall also be specifically substantiated and justified in a letter addressed to the Local Entity Engineer. In Loveland (city limits only), variances requested as part of a combined application for approval of a preliminary plat and preliminary development plan shall be described (complete with technical justification) in the regulatory procedures section on the preliminary development plan. In Fort Collins (city limits only), variances may be processed in conjunction with an application for a Planned Unit Development Overlay or Project Development Plan or Final Plan located within an approved Planned Unit Development Overlay as such terms are defined in the City of Fort Collins Land Use Code.
- b. Variances requested as part of the submittal for approval of final public improvements construction plans shall be shown in the plans and shall also be specifically substantiated and justified in a letter addressed to the Local Entity Engineer. A summary of all approved variances shall be listed in the general notes on the approved plans.

Introduced, considered favorably on first reading, and ordered published this 3rd day of July, A.D. 2018, and to be presented for final passage on the 17th day of July, A.D. 2018.



Mayor

ATTEST:



City Clerk



Passed and adopted on final reading on the 17th day of July, A.D. 2018.



Mayor Pro Tem

ATTEST:



City Clerk

