

Tuesday, March 03, 2015 Breckenridge Council Chambers 150 Ski Hill Road

7:00pm	Call To Order Of The March 3 Planning Commission Meeting; 7:00 P.M. Roll Call	
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	Approval Of Minutes	3
	Approval Of Agenda	
7:05pm	Worksessions1. Policy 25 (Relative) Transit Points (MGT)	10
7:45pm	Town Council Report	
8:00pm	 Town Project Hearings 1. Breckenridge Theater (MM) PL-2015-0025; 121 South Ridge Street 	12
9:00pm	Adjournment	

For further information, please contact the Planning Department at 970/453-3160.

*The indicated times are intended only to be used as guides. The order of projects, as well as the length of the discussion for each project, is at the discretion of the Commission. We advise you to be present at the beginning of the meeting regardless of the estimated times.



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Town of Breckenridge Planning Commission Regular Meeting

PLANNING COMMISSION MEETING

The meeting was called to order at 7:00 pm

ROLL CALL

Eric Mamula Gretchen Dudney Kate Christopher

Ron Schuman Dan Schroder

Dave Pringle arrived at 7:03pm Ben Brewer, Town Council Liaison

Jim Lamb was absent.

APPROVAL OF MINUTES

With no changes, the February 3, 2015, Planning Commission Minutes were approved as presented.

APPROVAL OF AGENDA

With no changes, the February 17, 2015, Planning Commission Agenda was approved as presented.

WORKSESSIONS:

1) Off Street Parking Chapter (JP)

Ms. Puester presented. The last significant update to the Off Street Parking Chapter of the Development Code was in 1996. Staff has found that some standards within the Chapter need to be updated to be consistent with current Development Code policies and engineering requirements. The changes in the ordinance are intended to be cleanup items only. Staff has worked in conjunction with the Public Works Department/Engineering to determine these proposed modifications.

Primary corrections addressed in the ordinance include:

- Clarification on parking space calculations rounded up to a complete space (Sec. 9-3-8 (B)).
- The inclusion of change of use applications in parking recalculations (Sec. 9-3-8 (C)).
- Reduction of location of driveways separation requirements to have 30 foot separation rather than 35' (Sec. 9-3-9 (D)(1)).
- Modification of the maximum width of a driveway from a public street from 30 feet to 20 feet (Sec. 9-3-9
- Addition of standards for Private driveways (Sec. 9-3-9 (D)(2)).
- Clarification that circular driveways for new development are not permitted and nonconforming circular driveways must come into conformance with redevelopment (Sec. 9-3-9 (D)(3)).
- Additional detail to the grading section for driveways (Sec. 9-3-9 (F)).
- Addition of Heated Driveway standards (Sec. 9-3-9 (G)).

Staff would like to hear if there are any concerns from the Planning Commission.

Commissioner Questions / Comments:

Mr. Schroder: Is this for all of Town or just in the service area? (Ms. Puester: This applies to all of town.) It

says that all off street parking must be paved but I thought it was permeable surfaces too. (Mr. Mosher: You aren't allowed to park on dirt or gravel, you can have paving strips.)

Do we have a size for a parking spot in a garage? (Mr. Mosher: 9' by 18' is a legal parking Mr. Pringle:

spot.) Do we have a third dimension for this? (Ms. Puester: For height?) Yes. Do you remember the Giller that had a lift that wouldn't work because there was not enough clearance for two cars? The discussion was that we couldn't deny or modify it because it didn't go against code. We didn't have a standard for at least the minimum volume. Do we at least want to say that a parking space in a garage must be at least 5' or something like that, for a reasonable car? (Mr. Mosher: It might be an issue that the building department might have code with a head height.) This might be the one and only chance we get a chance to change this as policy without an actual application in front of us. (Mr. Mosher: I will try to get an answer from the building department this week. Point taken, let's do some more research.)

Mr. Schuman: To that same point, we have an exterior parking pad next to the garage that has a lift so I

could foresee that the person might want to enclose it, so this would be a good thing to

tackle.

Mr. Pringle: I would like to see that we have some criteria to discuss it.

Mr. Mamula: I don't have a problem with anything in this but we have discussed values for minimum

parking in particular when there are houses that are designed as retreats but they only have two parking spots and we know they will be parking on the streets. At some point it would be nice to get to some different figures for the larger homes that will be rented out in the future and only have two spots. We are probably not going to solve anything right now but should think about it for the future. It would be nice if you exceed 5,000 sq. feet then you need to add parking spaces. They don't have to be covered but that there are adequate spaces on the lot. Sunbeam comes to mind with a house that was built with a bunch of different lock offs that didn't have more parking. With teardowns and building I think this is something we need to address.

Mr. Brewer: I have to agree.

Mr. Schuman: Is the parking service area (fees section) still used? Mr. Mamula: It is generally in the service or commercial use.

Mr. Schroder: Where does the money go that the money people pay for parking spots?

Ms. Puester: It is used a lot when there is a change of use and the use changes from retail or office to

more intensive such as restaurant. It does go to the Town lots that were purchased previously for public parking-Tiger Dredge, behind LaCima, Wellington lot, Icehouse, parking structures and so on. The Town put the money up front so people are essentially paying the Town back. It is a separate fund that does pay the Town back and then also for future

parking.

Mr. Brewer: I don't remember seeing a parking fund; it is in the general fund. (Mr. Grosshuesch: It

doesn't need to be a separate fund, it is not a like a war chest. It is tracked separately but is

part of the general fund. It is a fee that helps offset the money already spent.)

Mr. Schuman: I think everything is good in the ordinance. But everything gets back to enforcement. If

anything needs to be done with illegal parking, it is police having the enforcement rules.

Ms. Christopher: I think that the document is great with the additional comments.

Mr. Pringle: I think this is fine too.

Ms. Dudney: I have no issue.

Mr. Mamula: I agree, would like to see Mr. Pringle's issue addressed. (Ms. Puester: We will follow up on

Mr. Pringle's issue with a memo to the Commission and plan on bringing this to the Town Council as an ordinance if the Commission is comfortable with that.) (Commissioners: Yes.)

TOWN COUNCIL REPORT:

Mr. Brewer:

- We passed on second reading an ordinance making electronic smoking devices subject to the same ordinances and regulations for regular cigarettes.
- We placed on the agenda and passed in second reading an ordinance that clarified public smoking, we had a 10' buffer to public entrances but did not make a ban on smoking on patios. Vote was 5-2 but the two dissenters thought we didn't go far enough. You can't be smoking in the entrance to any business not just restaurants. We almost adopted a curfew until a certain time of night, allowing smoking on patios later at night, but this didn't resonate with enough people. Employees have to work and breathe the smoke if there is smoking on a patio. This is probably an issue that will be seen on the Town Council agenda again, the whole state is addressing this. We are trying to follow what the state

is doing. The enforcement mechanism is tough, sometimes it is subjective. If there is complaint then Community Service can be called and enforce. Now with the definitive 10' rule it is more objective. This will start 30 days after it passed. It is designed to prevent people from smoking at a business entrance. (Ms. Christopher: Maybe consider when the Town brings in public benches and fire pit into the Blue River Plaza, people come in and smoke which results in no one else going near the firepit since it's just a bunch of smoking going on there.) I don't think this is allowed with the new ordinance but will look at it in more detail.

• There is a new ordinance that we are considering that will revamp the enforcement of the sign code. This includes making the first and second offense of a violation be a ticket. After that then a summons to court happens, this is more logical and practical than the former enforcement chain that was a summons to court on the first violation. Pretty heavy handed. We passed the first reading on the revised ordinance. We decided to take no action on the sandwich boards, which means sandwich boards are still illegal and many of the other signage that is happening in Town is illegal. So there will be a big job of enforcement. Business is tough and it is difficult to distinguish yourself from the competition. (Mr. Pringle: it all comes down to enforcement, I think you cut to the chase and say you are violating the code and we'll see you in court.) I think most business owners want to follow the law but don't know the law and will change after the first ticket.

FINAL HEARINGS:

(Mr. Schuman recused himself and left the public hearing due to conflict of interest.)

1) AT&T Wireless Temporary Communications Facility at Gold Creek Condos (JP) PL-2015-0009, 326 North Main Street

Ms. Puester presented. AT&T Wireless is proposing a temporary wireless facility consisting of three steel skid mounting brackets with a total of six screened 6-foot tall panel antennas (two per skid or sector) at the north, east, and west rooftop elevations for twelve months at which time the permanent installation would be constructed. The screening will cover the front face of each skid and will match the building color and mimic the building material appearance. The mechanical room for this equipment will be located in the basement. The installation is temporary and would be replaced by a permanent, screened installation which is the subject of another application also on this meeting agenda.

Changes from the Preliminary Hearing:

The applicant has proposed the following changes with this final hearing submittal:

- The number of antennas has been *reduced* from four antennas per skid to two per skid.
- The height of the antennas was *reduced* from eight (8') feet to six (6') feet.
- The clearance between the roof and the bottom of the antennas *increased* from 1'5" to 2'5" in height.
- The finished height of the antennas went from 44'1" (preliminary) to 43'1" (final) for a total of 12" *reduction* in overall height.
- The front view of the skid will be screened with a thick banner like material (RF transparent skin) wrapped around the front view of the skid to be the same color and mimic the appearance of the siding and trim on the building.
- A two (2') foot microwave dish installed behind the east skid.

Staff found no Relative policies under which positive or negative points should be assigned. Staff found that the application meets all applicable Absolute policies.

Staff recommended the Planning Commission approve the final development permit application for the AT&T Wireless Temporary Facility at Gold Creek Condominiums (aka Odd-Lot Condos) PL#2015-0009 with a passing point analysis of zero (0) and the presented finding and conditions.

Commissioner Questions / Comments:

Ms. Dudney: It is great that it is two antennas instead of 4, is the height greater? (Ms. Puester: It is one

foot lower than what you saw at preliminary and staff prefers the screening.)

Mr. Mamula: It is 43'1" of the ground but it is 9'6" off from the previous 10'6" on the rooftop? (Ms.

Puester: Yes.) The photo simulation doesn't seem correct, it seems like the installation will be bigger than what is shown. (Ms. Puester: Let's allow the applicant explain that piece.)

Permanent application was then discussed.

2) AT&T Wireless Permanent Communications Facility at Gold Creek Condos (JP) PL-2015-0005, 326 North Main Street

Ms. Puester presented. AT&T Wireless is proposing a permanent wireless facility incorporated entirely inside three of the dormers associated with the Gold Creek Condo exterior remodel development permit (PC#2013034) at the north, east, and west elevations. The dormers in which the antennas are located would be fiberglass manufactured to appear the same as the approved exterior remodel materials. The mechanical room will be located in the basement. The estimated time of construction will be in June. This permanent screened installation would replace the temporary antennas just discussed. Staff found no Relative policies under which positive or negative points should be assigned. Staff found that the application meets all applicable Absolute policies.

The permanent solution does include the four antennas because the two antennas in the temporary proposal are to maintain existing coverage.

The Planning Department recommended that the Planning Commission approve the AT&T Permanent Wireless Communication Facility (PL-2015-0005) with a passing point analysis of zero (0) and the presented findings and conditions. (Ms. Dudney: Is there any change to this final proposal than we saw two weeks ago?) No.

Applicant Presentation for the Temporary and Permanent applications:

Ryan Sager, Pinnacle Consulting: There is an additional two feet of screening on the sides of the skids. The photo simulation is a visual representation and was completed before we had designed the actual drawings of the custom skids for final. Custom skids have a particular height and wind load needed through the engineering calculations, so this is why there wasn't more in the decrease in height.

Commissioner Questions / Comments:

Mr. Mamula:

Can you explain how the skin material will be mounted and how it will withstand the elements? (Mr. Sager: It will be stretched to cover the skids and secured in place.) What is the longevity of the material? (Mr. Sager: This material is guaranteed for 6 months.) Can we add a condition that this needs to be maintained? (Ms. Puester: If the material fails then they would be in violation of their development permit with the plans as presented. They would have to replace it. If you are concerned with it, I think you can put it in as a condition that the material be inspected. We should check with the applicant if they would accept that.)

Mr. Mamula opened the hearing to public comment for both the temporary and permanent applications. There was no public comment, and the hearing was closed.

Commissioner Questions / Comments:

Mr. Pringle:

With the temporary screening I'm wondering if the antenna would look better without it. I'm just wondering if the screening is just drawing more attention to the skids. Could this ever be a consideration? (Mr. Mosher: The applicant mentioned that it is 8 weeks between the skids

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being up and the screening getting installed so there would be time to tell.)

Mr. Pringle: I think the antennas will be a lot more transparent and won't be as much maintenance.

Ms. Dudney: That was why I asked what the staff thought; I'm ambivalent about the screening. With the

two antennas, I think that it is less obtrusive. I'm fine with the rest of the project.

Mr. Schroder: I'm fine as presented

Ms. Christopher: I'm fine too, but am fine with the screening not happening. (Ms. Puester: I would like to

make a case for the screening, because I've seen what they look like in the field and I think it would be a mistake not to include the screening. It takes 8 weeks to manufacture the screening. I want them to order the screening and get it up there and see what it looks like. If we have concerns with the screening when it is up, we can modify the permit with a Class D and take it down but to leave it out completely is not recommended. Hopefully it will blend

better.)

Mr. Schroder: I think it will look like a chimney with the screening and not be obtrusive.

Ms. Christopher: The photos don't show returns being screened. (Ms. Puester: The back and sides of the

skids won't be covered.) (Mr. Sager: The front and two back on the sides will be covered.)

Mr. Mamula: I don't have any issues with this. Let's see what they look like when they are up.

Ms. Puester: Let's leave it as it is and we can always modify this as a Class D.

Mr. Pringle made a motion to approve the point analysis for the AT&T Wireless Temporary Communications Facility at Gold Creek Condos, PL-2015-0009, 326 North Main Street. Ms. Christopher seconded, and the motion was carried unanimously (5-0).

Mr. Pringle made a motion to approve the AT&T Wireless Temporary Communications Facility at Gold Creek Condos, PL-2015-0005, with the presented Findings and Conditions. Ms. Christopher seconded, and the motion was carried unanimously (5-0).

Mr. Pringle made a motion to approve the point analysis for the AT&T Wireless Permanent Communications Facility at Gold Creek Condos, PL-2015-0005, 326 North Main Street. Ms. Christopher seconded, and the motion was carried unanimously (5-0).

Mr. Pringle made a motion to approve the AT&T Wireless Permanent Communications Facility at Gold Creek Condos, PL-2015-0005, with the presented Findings and Conditions. Ms. Christopher seconded, and the motion was carried unanimously (5-0).

Mr. Pringle: If we find that the temporary screening is not appropriate we can bring this topic up again.

(Mr. Schuman returned to the meeting.)

COMBINED HEARINGS:

1) Verizon Wireless Communication Facility – Kingdom Park Ball Field Site (SG) PL-2014-0177, 880 Airport Road

Mr. Greenburg presented. Verizon Wireless is proposing to remove a 55' baseball net support pole and replace it with a new 75' canister pole to house a wireless antenna and build an associated 12' x 26' equipment shelter in the location of the current Recreation Center trash enclosure. A new trash enclosure will be built within the existing Recreation Center parking lot. On May 27, 2014, the Town Council approved a development agreement to allow for a transfer of density for the shed structure for the wireless facility (0.32 SFEs) and waived negative points associated with density and building height. Due to the approved Development Agreement that addresses density and height, Staff believes the application warrants no positive or negative points and passes with a point analysis of zero (0). The application meets all absolute policies.

The Planning Department recommended the Planning Commission approve the Verizon Wireless Facility at

the Breckenridge Recreation Center Ball Field, PC#20140177, located at 880 Airport Road, with a passing point analysis of zero (0), and the presented Findings and Conditions.

Commissioner Questions / Comments:

Mr. Pringle: You show that the left field corner pole, is it only one pole? (Mr. Greenburg: Yes, it is only

one pole. It is the second pole in from the parking lot. It is not on the corner of the field.)

How sensitive are these poles to damage from the baseball?

Mr. Mamula: I don't understand why the trash enclosure is where it is. (Mr. Greenburg: The applicant

worked extensively with public works and the rec center to locate it appropriately. It is close to the building and it works with the turning radius with the drive isle for the garbage truck.) I think it isn't right to lose 6 spots of parking because it is easier for the staff. (Mr. Grosshuesch: I think that it is harder for the truck to turn if it is someplace else.) (Ms. Puester: Losing the 6 parking spots is a worst case scenario for the worst roof snow shed conditions; it may not take all the 6 spots. Those spaces would be there in the summer. The

actual structure covers only 2 spaces.)

Applicant Presentation:

Colleen Nebel, representing Black and Veatch and Verizon:

The trash enclosure and structure have all been built to the public works specifications and location. In addition the 75' of the pole is being built to accommodate one additional carrier. It is not likely that the canister at the top of the pole will be hit by a ball.

Mr. Mamula opened the hearing to public comment. There was no public comment, and the hearing was closed.

Commissioner Comments:

Mr. Schuman: Other than the location of the dumpster, I think it is a good plan. I don't see anything wrong

with it but the physical location of the dumpster.

Ms. Christopher: I leave the dumpster location up to public works, as for the cell phone tower looks great.

Mr. Schroder: I think this is brilliant where there are other big poles and this is necessary public

infrastructure.

Mr. Pringle: I agree.

Ms. Dudney: I'm fine with the design.

Mr. Mamula: I don't like the location of the dumpster, I would really like public works to look at it. I think

it is a mistake, being someone who lives around dumpsters in my parking lot. I think this a

bad solution.

Ms. Dudney: If we were to defer and get a response from the public works department would this be a

problem with your construction plan? (Mr. Nebel: I'm afraid if we had to wait it would be detrimental. Any sort of delay in approving this plan would push us back from the County

approval and the start of the baseball season.)

Mr. Mamula: Could you please handle this on a staff level? (Mr. Grosshuesch: We could modify the

existing permit and make it class D if the Town changes their mind on the dumpster

location.) The trash is totally separate; we are fine with the cellular.

Mr. Pringle made a motion to approve the point analysis for the Verizon Wireless Communications Facility, PC#20140177, located at 880 Airport Road, with a passing point analysis of zero (0). Ms. Christopher seconded, and the motion was carried unanimously (6-0).

Mr. Pringle made a motion to approve the Verizon Wireless Communications Facility, PC#20140177, located at 880 Airport Road, with the presented Findings and Conditions. Ms. Christopher seconded, and the motion was carried unanimously (6-0).

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OTHER MATTERS: Ms. Puester: I would like to put a recap of the Saving Places Conference of	on a future agenda.
ADJOURNMENT: The meeting was adjourned at 8:20 pm.	
	Eric Mamula, Chair

MEMORANDUM

TO: Planning Commission

FROM: Matt Thompson, AICP

DATE: February 24, 2015

SUBJECT: Policy 25 (Relative) Transit points discussion

The Planning Commission has expressed some concern with how positive points have been awarded for nonauto transit systems (i.e., private shuttle service) proposed with new development. In the past, Staff and the Planning Commission have awarded positive points for the inclusion of nonauto transit systems under this policy. The current policy reads as follows:

25. (RELATIVE) TRANSIT (25/R):

 $4 \times (-2/+2)$

Nonauto Transit System: The inclusion of or the contribution to a permanent nonauto transit system, designed to facilitate the movement of persons to and from Breckenridge or within the town, is strongly encouraged. Nonauto transit system elements include buses and bus stops, both public and private, air service, trains, lifts, and lift access that have the primary purpose of providing access from high density residential areas or major parking lots of the town to the mountain, etc. Any development which interferes with the community's ability to provide nonauto oriented transportation elements is discouraged. Positive points shall be awarded under this policy only for the inclusion of or the contribution to nonauto transit system elements which are located on the applicant's property. (Ord. 37, Series 2002)

Staff believes this policy has been very successful in encouraging applicants to include nonauto transit systems in their proposals. Many ski resort towns do not have the number of shuttle services offered by lodging as we see in the Town of Breckenridge. It is a goal of the Town to keep as many vehicles off the roads as possible, which helps reduce traffic impacts and supports the Town's sustainability goals. These types of shuttle services help our guest stay in Breckenridge, without the need for their own personal vehicle. The precedent has been that these types of proposals receive positive four (+4) points, as it is a four (4) multiplier.

The Planning Commission has recently expressed concerns that most larger lodges and condo-hotels include shuttle service as part of their business model and that there may be no need to incentivize this through awarding positive points. As noted above, staff suggests that positive points should still be considered for providing shuttle service, as it still could provide an incentive on certain projects. If the Planning Commission feels that four is too many positive points, one option could be to lower the multiplier to two (2) positive points.

Precedent

- 1. Breckenridge Mountain Lodge Redevelopment, positive four points for shuttle system with covenant.
- 2. Welk Riverfront Resort, Breckenridge Condo-Hotel, positive four points for providing a shuttle van

service (with covenant) for the guests at the Welk Resort.

- 3. Breckenridge Grand Vacations Lodge at Peak 8, positive four points for guest shuttle service.
- **4.** Grand Timber Lodge at Peak 7, positive four points for providing shuttle service for guest.
- 5. Mountain Thunder Lodge, positive four points for providing shuttle service for guest.
- **6.** Highland Greens Lodge, positive four points for providing shuttle service for guest.

Planning Commission Recommendation

Staff looks for Planning Commission input on the amount of positive points that should be awarded for provision of Nonauto transit systems.

Planning Commission Staff Report

Subject: The Breckenridge Theater Expansion

(Town Project; PL-2015-0025)

Proposal: To remodel and add to the existing 4,102 square foot building. The proposed

work includes a combined 2,231 square foot addition to the existing building and remodel of the performance stage and seating area. The additions will include a new lobby, dressing rooms, storage, and increased wing space for the performance stage. Related site work and landscaping will be included in the project. A material and color sample board will be available for review at the

meeting.

Date: February 17, 2015 (For meeting of March 3, 2015)

Project Manager: Michael Mosher, Planner III

Applicant/Owner: Town of Breckenridge

Agent: bhh Partners, Jarrod Buxkemper, Marc Hogan

Address: 121 South Ridge Street

Legal Description: Arts District Subdivision, Lot 1

Site Area: 0.229 acres (9,985 sq. ft.)

Land Use District: 18-2, 1:1 Floor Area Ratio (FAR); 20 Units per Acre (UPA)

Historic District: #2, North End Residential Character Area max. 10 UPA above ground density.

Site Conditions: The site contains the non-historic Breckenridge Theater that faces Ridge Street. A

dumpster enclosure is accessed off the west alley.

Adjacent Uses: North: Angel's Hollow Restaurant South: Breckenridge Arts District

East: Ridge Street, Mountain Outfitters West: Alley, Up Your Image Retail

Density: Allowed under LUGs: 9,985sq. ft.

Proposed density: 6,333 sq. ft.

Above Ground

Density: Allowed @ 9UPA: 3,301 sq. ft.

Proposed @ 17.27 UPA: 6,333 sq. ft.

Mass: Allowed under LUGs: 9,985 sq. ft.

Proposed mass: 6,333 sq. ft.

Total:

Lower Level: 759 sq. ft.

 Main Level:
 5,574 sq. ft.

 Total
 6,333 sq. ft.

Height: Recommended: 30-feet Absolute and 25-feet Relative (mean)

Proposed: 19.5-feet (mean); 24-feet (overall)

Lot Coverage: Building & Hard Surface / non-Permeable: 7,309 sq. ft. (73.2% of site)

Open Space / Permeable Area: 2,676 sq. ft. (26.8% of site)

Parking: Required: 0.3/seat = 40.8 spaces

Proposed: 40.8spaces in Service Area

Snowstack: Required: 319 sq. ft. (25%)

Proposed: 1,276 sq. ft. 100% snow melted

Setbacks: Front: 3.0ft.

Sides: 1.0 ft. (exist) and 8.0 ft.

Rear: 1.0 ft. (exist)

Item History

In the early days of Breckenridge, the northern portion of Ridge Street had commercial uses. The 1883 Sanborn Map shows Stores, the "Grand Central Hotel", the Bank Of Breckenridge (Exchange Building) and boarding house (Fatty's). The assessment done by Winter and Company in the 1990's placed this area in the North End Residential Character Area.

The Town's 1972 property files show a building constructed in 1968 on Lots 5 and 6 changing from a plumbing shop to a restaurant (The Electric Pizza Company/Dan's Dairy Depot). Shamus O'Toole's occupied the building from 1976 until the Town purchased it in 2002. It was converted to a theater (primarily for the Backstage Theater) and cultural arts exhibit space. A small addition was located off the west end in 2003. The needs of the theater and its adjacency to the Art's District warrant the proposed addition.

Staff Comments

Placement Of Structures (9/A & 9/R): As a commercial use, the setbacks are allowed to go to zero. The existing setbacks for the existing dumpster are at 1-foot. The theater has an existing setback of 3-feet and the addition is 8-feet off the south property line. Staff has no concerns.

Snow Removal and Storage (13/R): As a public building, the Town is planning on snow melting all the paved walkways and plazas. No snow stacking is proposed.

Energy Conservation (33/R): C. Excessive Energy Usage: Developments with excessive energy components are discouraged. <u>However, if the planning commission determines that any of the following design features are required for the health, safety and welfare of the general public, then no negative points shall be assessed. (Highlight added.)</u>

All of the paved areas, except the loading area off the alley, are to be snow-melted. Normally, this amount of snow melting would incur negative three Points. As a Town owned public building, Staff

believes that the snow melt is <u>required for the health, safety and welfare of the general public.</u> Thus, we are not suggesting any negative points, consistent with Policy 33R, section C shown above. Does the Commission concur?

Access / Circulation (16/A & 16/R; 17/A & 17/R): The main Ridge Street entry to the theater is located in the new addition to the south. There is also a secondary entry facing the Arts District adjacent to the roll-up doors. Access to the 'back-of-house' functions is from the alley to the west. Staff has no concerns.

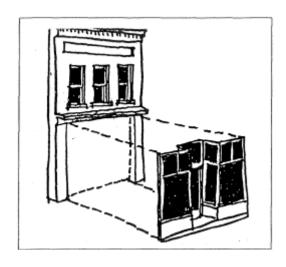
Landscaping (22/A & 22/R): As a commercial use, the landscaping is minimal. There are plantings adjacent to the Ridge Street Entry and along the walkway between the theater and the Arts District. The plans show 6-Aspen (2-3-inch caliper), 8-potentilla and 8-Peking Cotoneaster (5-gal.). Staff has no concerns.

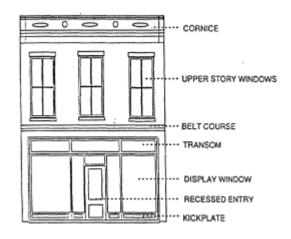
Social Community / **Employee Housing/Historic Preservation (24/A &24/R):** B. Historic And Conservation District: Within the conservation district, which area contains the historic district (see special areas map10) substantial compliance with both the design standards contained in the "handbook of design standards" and all specific individual standards for the transition or character area within which the project is located is required to promote the educational, cultural, economic and general welfare of the community through the protection, enhancement and use of the district structures, sites and objects significant to its history, architectural and cultural values.

As a non-historic structure, the current Cultural Resource Survey rated this building as "non-contributing". As part of the proposed expansion, the Town is planning on modifying the building's design to abide closer to the *Handbook of Design Standards for the Historic and Conservation Districts*.

The false front on the existing building is to remain, but the existing windows along Ridge Street will be changed to 3-pairs of vertically oriented windows with kick-plates and awnings. The siding at this elevation will be changed to horizontal siding to match the existing wood siding with a wood vertical board and batten on the upper portion. The remaining siding will be unchanged.

The addition to the south is connected to the existing with a recessed link for the new entry to the Theater. Here, the design follows the recommend design of commercial uses described in the Handbook of Design Standards. The images below are from the Handbook.





There is no upper level for the addition, but the design follows the false front with a belt course, transom, display windows, recessed entry and kickplates described above. The false front is rustic in nature to better match the existing building. Staff has no concerns.

As a theater use, the massing is larger than typical commercial buildings. Staff worked with the architects to accommodate the design needs of the theater while also accommodating the historic design standards. The building forms behind the false fronts have more rustic shapes and finishes similar to historic sheds seen in Breckenridge. The roof forms were kept as shed, not gable, and fenestration was minimized.

Though the massing of the rear addition is large, it has been kept to the back of the property and is reasonably screened by the neighboring buildings.

There are south facing roll-up doors proposed to allowed the theater to open up to courtyard next to the Arts District. The doors are finished in natural wood with design accents similar to barn doors seen on sheds. Small glass upper windows on the doors allow natural light into the theater when the doors are closed. Staff has no concerns.

(4) In connection with permit applications for projects within those character areas of the historic district specified below which involve "preserving", "restoring", or "rehabilitating" a "landmark structure", "contributing building", or "contributing building with qualifications" (as those terms are defined in the "Handbook Of Design Standards For The Historic And Conservation Districts"), or "historic structure" or "landmark" as defined in this code, and in connection with permit applications for projects within the North Main residential, north end residential, and the east side residential character areas that exceed the recommended nine (9) units per acre of aboveground density, points shall be assessed based on the following table:

Aboveground Density (UPA)	Point Deductions
9.01 - 9.50	-3
9.51 - 10.00	-6
10 .01 or more	See section <u>9-1-19-5</u> A, "Policy 5 (Absolute) Architectural Compatibility", of this chapter

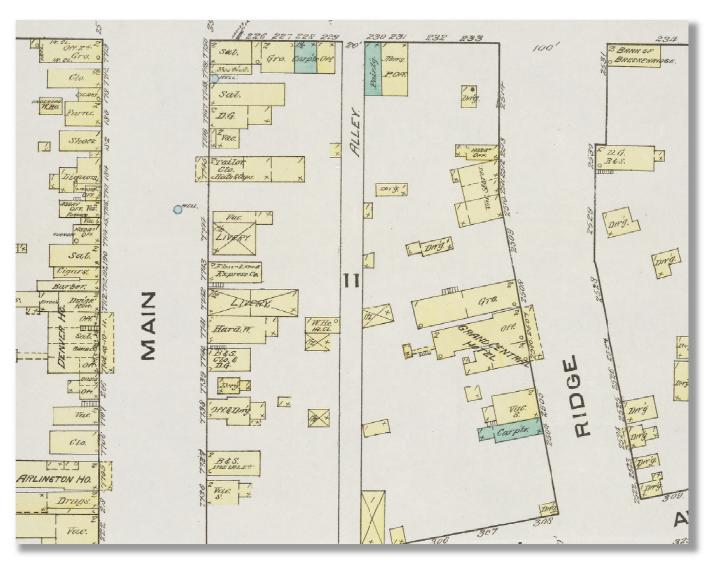
9-1-12: NONCONFORMING STRUCTURE:

A. The town council finds and determines that nonconforming structures are disfavored because they reduce the effectiveness of land use regulations and depress property values. The purpose of this section is to require that nonconforming structures be made conforming with the absolute policies of this chapter as rapidly as possible. Accordingly, it is the intent of this section to allow for the continuation of nonconforming structures only so long as they meet the requirements of this section. To that end, this section shall be interpreted and construed to restrict, rather than increase, nonconforming structures. Additionally, the provisions of this section that allow for the continuation of nonconforming structures

shall be strictly construed, and the provisions of this section that restrict nonconforming structures shall be liberally construed.

The recommended above ground density in this Character Area on this lot is 3,301 square feet or 9 Units per Acre (UPA). The existing building at 4,012 square feet is at 10.94 UPA and is non-conforming. The above ground density for the building with the addition is 6,333 square feet or 17.27 UPA and will increase the nonconformity.

Historically, the north end of this block along Ridge Street had commercial uses abutting the property lines much like Main Street. See the 1883 Sanborn Map below:



However, the current mapping of the Historic Character Areas has designated a portion of the block as "South End Residential". The map below shows Angel's Hollow, The Breckenridge Theater, Fatty's Pizzeria, and Bubba's Bones in this residential character Area. Staff believes that the Theater addition is compatible with the historic and current commercial uses along this portion of the block.



The proposed density increases the nonconforming density and fails the absolute limit of 10 UPA under Policy 24/A but, is a public use building along a block that was, and still is, primarily commercial use,

Point Analysis (Section: 9-1-17-3): With the exception of failing absolute Policy 24/A, the nonconforming above ground density, the proposal abides with all other absolute policies. Staff has not identified any negative points for the project.

Staff Recommendation / Decision

This is a Town Project pursuant to the ordinance amending the Town Projects Process (Council Bill No. 1, Series 2013). As a result, the Planning Commission is asked to identify any concerns with this project, and any code issues. In addition, the Commission is asked to make a recommendation to the Town Council.

The Planning Department recommends approval of the Point Analysis for the Breckenridge Theater Expansion (Town Project; PL-2015-0025)

The Planning Department recommends approval of the Breckenridge Theater Expansion (Town Project; PL-2015-0025).

TOWN OF BRECKENRIDGE

The Breckenridge Theater Expansion Arts District Subdivision, Lot 1 121 South Ridge Street PERMIT PL-2015-0025

FINDINGS

- 1. This project is "Town Project" as defined in Section 9-4-1 of the <u>Breckenridge Town Code</u> because it involves the planning and design of a public project.
- 2. The process for the review and approval of a Town Project as described in Section 9-14-4 of the Breckenridge Town Code was followed in connection with the approval of this Town Project.
- 3. The Planning Commission reviewed and considered this Town Project on March 3, 2015. In connection with its review of this Town Project, the Planning Commission scheduled and held a public hearing on March 3, 2015, notice of which was published on the Town's website for at least five (5) days prior to the hearing as required by Section 9-14-4(2) of the <u>Breckenridge Town Code</u>. At the conclusion of its public hearing, the Planning Commission recommended approval of this Town Project to the Town Council.
- 4. The Town Council's final decision with respect to this Town Project was made at the regular meeting of the Town Council that was held on March 10, 2015. This Town Project was listed on the Town Council's agenda for the March 10, 2015 agenda that was posted in advance of the meeting on the Town's website. Before making its final decision with respect to this Town Project, the Town Council accepted and considered any public comment that was offered.
- 5. Before approving this Town Project the Town Council received from the Director of the Department of Community Development, and gave due consideration to, a point analysis for the Town Project in the same manner as a point analysis is prepared for a final hearing on a Class A development permit application under the Town's Development Code (Chapter 1 of Title 9 of the <u>Breckenridge Town Code</u>).
- 6. The Town Council finds and determines that the Town Project is necessary or advisable for the public good, and that the Town Project shall be undertaken by the Town.

	le		1	
	Final Hearing Impact Analysis	Decisio-	Dointo	0
	Breckenridge Theater Expansion	Positive	Points	0
PL# Date:	PL-2015-0025 2/17/2015	Negative	Points	0
Staff:	Michael Mosher, Planner III	Negative	Points	U
otall.	INIONACI MOSTICI, FIANTICI III	Total	Allocation:	0
	Items left blank are either not			-
Sect.	Policy	Range	Points	Comments
1/A	Codes, Correlative Documents & Plat Notes	Complies		
2/A	Land Use Guidelines	Complies		
2/R	Land Use Guidelines - Uses	4x(-3/+2)		Per LUD 18-2, With conversions of historically residential structures to commercial uses, as well as new construction, it will serve as an expansion of the commercial core in the future.
2/R	Land Use Guidelines - Relationship To Other Districts	2x(-2/0)		
2/R	Land Use Guidelines - Nuisances	3x(-2/0)		
3/A	Density/Intensity	Complies		
3/R	Density/ Intensity Guidelines	5x (-2>-20)		Allowed under LUGs: 9,985sq. ft. Proposed density: 6,333 sq. ft.
4/R	Mass	5x (-2>-20)		Allowed under LUGs: 9,985 sq. ft. Proposed mass: 6,333 sq. ft.
5/A	Architectural Compatibility / (Historic Above Ground Density)	Complies		
5/R	Architectural Compatibility - Aesthetics	3x(-2/+2)		
5/R	Architectural Compatibility / Conservation District	5x(-5/0)		
5/R	Architectural Compatibility H.D. / Above Ground Density 12 UPA	(-3>-18)		
5/R	Architectural Compatibility H.D. / Above Ground Density 10 UPA	(-3>-6)		
6/A	Building Height	Complies		
6/R	Relative Building Height - General Provisions	1X(-2,+2)		
	For all structures except Single Family and Duplex Units outside			
	the Historic District			
6/R	Building Height Inside H.D 23 feet	(-1>-3)		
6/R	Building Height Inside H.D 25 feet	(-1>-5)		
6/R	Building Height Outside H.D. / Stories	(-5>-20)		
6/R	Density in roof structure	1x(+1/-1)		
6/R	Broken, interesting roof forms that step down at the edges For all Single Family and Duplex Units outside the Conservation District	1x(+1/-1)		
6/R	Density in roof structure	1x(+1/-1)		
6/R	Broken, interesting roof forms that step down at the edges	1x(+1/-1)		
6/R	Minimum pitch of eight in twelve (8:12)	1x(0/+1)		
7/R	Site and Environmental Design - General Provisions	2X(-2/+2)		
7/R	Site and Environmental Design / Site Design and Grading	2X(-2/+2)		
7/R	Site and Environmental Design / Site Buffering	4X(-2/+2)		
7/R	Site and Environmental Design / Retaining Walls	2X(-2/+2)		
7/R	Site and Environmental Design / Driveways and Site Circulation Systems	4X(-2/+2)		
7/R	Site and Environmental Design / Site Privacy	2X(-1/+1)		
7/R	Site and Environmental Design / Wetlands	2X(0/+2)		
7/R	Site and Environmental Design / Significant Natural Features	2X(-2/+2)		
8/A	Ridgeline and Hillside Development	Complies		
9/A	Placement of Structures	Complies		
9/R	Placement of Structures - Public Safety	2x(-2/+2)		
9/R	Placement of Structures - Adverse Effects Placement of Structures - Public Snow Storage	3x(-2/0)		
9/R 9/R	Placement of Structures - Public Snow Storage Placement of Structures - Setbacks	4x(-2/0) 3x(0/-3)		As a commercial use, the setbacks are allowed to go to zero. The existing setbacks for the existing dumpster are at 1-foot. The theater has an existing setback of 3-feet and the addition is 8-feet off the south property line. Staff has no concerns.
12/A	Signs	Complies		
13/A	Snow Removal/Storage	Complies		
13/R	Snow Removal/Storage - Snow Storage Area	4x(-2/+2)		
14/A	Storage	Complies		
14/R		2x(-2/0)		

15/A	Refuse	Complies		
15/R	Refuse - Dumpster enclosure incorporated in principal structure	1x(+1)		
15/R	Refuse - Rehabilitated historic shed as trash enclosure	1x(+2)		
15/R	Refuse - Dumpster sharing with neighboring property (on site)	1x(+2)		
16/A	Internal Circulation	Complies		
16/R	Internal Circulation / Accessibility	3x(-2/+2)		
16/R	Internal Circulation - Drive Through Operations	3x(-2/0)		
17/A 18/A	External Circulation Parking	Complies Complies		
18/R	Parking - General Requirements	1x(-2/+2)		
18/R	Parking-Public View/Usage	2x(-2/+2)		
18/R	Parking - Joint Parking Facilities	1x(+1)		
18/R	Parking - Common Driveways	1x(+1)		
18/R	Parking - Downtown Service Area	2x(-2+2)		
19/A	Loading	Complies		
20/R	Recreation Facilities	3x(-2/+2)		
21/R	Open Space - Private Open Space	3x(-2/+2)		
21/R 22/A	Open Space - Public Open Space	3x(0/+2) Complies		
22/A	Landscaping	Compiles		
22/R	Landscaping		t H	As a commercial use, the landscaping is not substantial. There are plantings adjacent to the Ridge Street Entry and along the walkway between the theater and the Arts District. The plans show 6-Aspen (2-3-inch caliper), 8-botentilla and 8-Peking Cotoneaster (5-gal.).
24/A	Social Community	Complies	t f t c	The recommended above ground density in his Character Area on this lot is 3,301 square feet or 9 Units per Acre (UPA). The existing building at 4,012 square feet is at 10.94 UPA and is non-conforming. The above ground density for the building with the addition is 5,333 square feet or 17.27 UPA and will ncrease the nonconformity.
24/A	Social Community / Above Ground Density 12 UPA	(-3>-18)		-
24/A	Social Community / Above Ground Density 10 UPA	(-3>-6)	1 1	The proposed density increases the nonconforming density and fails the absolute imit of 10 UPA under Policy 24/A but, as a public use building along a block that was, and still is, primarily commercial use.
24/R	Social Community - Employee Housing	1x(-10/+10)		
24/R	Social Community - Community Need	3x(0/+2)		
24/R 24/R	Social Community - Social Services	4x(-2/+2)		
24/R 24/R	Social Community - Meeting and Conference Rooms Architectural Compatibility / Conservation District	3x(0/+2) 5x(-5/0)		
	Architectural Compatibility H.D. / Above Ground Density 12	5X(-5/0)		
24/R	UPA Architectural Compatibility H.D. / Above Ground Density 10	(-3>-18)		
24/R	UPA	(-3>-6)		
24/R	Social Community - Historic Preservation	3x(0/+5)		
24/R	Social Community - Historic Preservation/Restoration - Benefit	+3/6/9/12/15		
25/R	Transit	4x(-2/+2)		
26/A 26/R	Infrastructure Infrastructure - Capital Improvements	Complies 4x(-2/+2)		
27/A	Drainage	Complies		
27/R	Drainage - Municipal Drainage System	3x(0/+2)		
28/A	Utilities - Power lines	Complies		
29/A	Construction Activities	Complies		
30/A	Air Quality	Complies		
30/R	Air Quality - wood-burning appliance in restaurant/bar	-2		
30/R	Beyond the provisions of Policy 30/A	2x(0/+2)		
31/A	Water Quality Water Criteria	Complies		
31/R 32/A	Water Quality - Water Criteria Water Conservation	3x(0/+2) Complies		
33/R	Energy Conservation - Renewable Energy Sources	3x(0/+2)		
	i=g,sco. rado renomano Enorgy Codirect	J. (3) /		

33/R	Energy Conservation - Energy Conservation	3x(-2/+2)	1	All of the paved areas, except the loading area off the alley, are to be snow-melted. Normally, this amount of snow melting would incur negative three Points. As a Town owned public building, Staff believes that the snow melt is required for the health, safety and welfare of the general public we are not suggesting any negative points.
	HERS index for Residential Buildings			
33/R	Obtaining a HERS index	+1		
	HERS rating = 61-80	+2		
	HERS rating = 41-60	+3		
33/R	HERS rating = 19-40	+4		
	HERS rating = 1-20	+5		
	HERS rating = 0	+6		
	Commercial Buildings - % energy saved beyond the IECC minimum standards	ŭ		
	Savings of 10%-19%	+1		
33/R	Savings of 20%-29%	+3		
33/R	Savings of 30%-39%	+4		
33/R	Savings of 40%-49%	+5		
33/R	Savings of 50%-59%	+6		
	Savings of 60%-69%	+7		
33/R	Savings of 70%-79%	+8		
33/R	Savings of 80% +	+9		
	Heated driveway, sidewalk, plaza, etc.	1X(-3/0)		
33/R	Outdoor commercial or common chace residential gas firenlace	1X(-1/0)		
33/R	Large Outdoor Water Feature	1X(-1/0)		
	Other Design Feature	1X(-2/+2)		
34/A	Hazardous Conditions	Complies		
34/R	Hazardous Conditions - Floodway Improvements	3x(0/+2)		
35/A	Subdivision	Complies		
36/A	Temporary Structures	Complies		
37/A	Special Areas	Complies		
37/R	Community Entrance	4x(-2/0)		
37/R	Individual Sites	3x(-2/+2)		
37/R	Blue River	2x(0/+2)		
37R	Cucumber Gulch/Setbacks	2x(0/+2)		
37R	Cucumber Gulch/Impervious Surfaces	1x(0/-2)		
38/A	Home Occupation	Complies		
39/A	Master Plan	Complies		
40/A	Chalet House	Complies		
40/A 41/A	Satellite Earth Station Antennas	Complies		
41/A 42/A	Exterior Loudspeakers	Complies		
42/A 43/A	Public Art	Complies		
43/R	Public Art	1x(0/+1)		
44/A	Radio Broadcasts	Complies		
44/A 45/A	Special Commercial Events	Complies		
46/A	Exterior Lighting	Complies		
46/A 47/A	Fences, Gates And Gateway Entrance Monuments	Complies		
47/A 48/A	Voluntary Defensible Space	Complies		
48/A 49/A				
49/A	Vendor Carts	Complies		

GENERAL NOTES

ID PRICE CHITTING OF WASHINGTON TO THE STREET AND T

by ExtTRIGOR MATERIAL MOCK UP

The General Contractor shall provide a nock up of all exterior
naterials for evide up the Cure, Architect and Gifnese Architectural
naterials for evide up the Cure, Architect and Gifnese Architectural
urillag prior to any exterior skiln or exterior finish upon. The sample
shill include faces, the, undood acideding and all other exterior
finishes including a 3'-0'-0'-0' (nin) semple of exterior stoneously. If
application, The mock up shall be restated on the until the final

LEGAL DESCRIPTION

OTS 5 6 T BLOCK IZ ARRETTS ADDITION AND LOTS 25, 26, 21 OF BARTLETT & SHOCK ADDITION BRECKENRIDGE, COLORADO 80424



SITE NOTES

ELECTRIC, CABLE T.V. AND TELEPHONE UNDERGROUND IN CONTROL TRENCH.

TOPOGRAPHIC INFORMATION OBTAINED FROM SCHMIDT LAND SURVEYING, INC. DATED 11/21/13.

PROVIDE POSITIVE DRANAGE AT BUILDING PERMETER (SLOPE AUAY PROM BUILDING AT NZ MN)

REFER TO FOUNDATION PLAN FOR FOUNDATION DRAW LOCATION AND SUCRE. DRAWS TO BE SUCRED TO A DRYUELL.

FLAG ALL TREES FOR TOWN PRIOR TO THINNING OR REMO

STAKE BUILDING LOCATION FOR OWNER, ARCHITECT, AND ARCHITECTURAL REVIEW BOARD PRIOR TO ANY WORK

BRECKENRIDGE THEATER **EXPANSION** BRECKENRIDGE, COLORADO



VIEW FROM SOUTH RIDGE STREET

FINISHED FLOOR HEIGHTS

	u.s.g.s.	ARCH'L.
LOWER	9587.94"	93'-0"
MAIN	9594.94'	100'-0"
9TAGE	9595.94'	101'-0"
CONTROL RM	960169'	106'-9"

BUILDING HEIGHT ALLOWED BUILDING HEIGHT = 25,00"									
RIDGE RIDGE NAT, GRADE FIN. GRADE MEASURED CALCULATIONS HEIGHT POINT ELEV ELEV FROM									
Α	961450	9590.00	959050	FIN. ELEV	961450'-959050'	24,00'			
В	961450	9590,00	959050'	FIN. ELEV	961450'-959050'	24.00			
NOTE: 8	EE SHEET	SPLI AND ALS F	OR RIDGE POIN	IT ELEVATIONS					

APCHITECTURAL 100', O' FOR PROJECT-959050' 1866

NEW 327#	TOTAL 159#						
327#	759#						
1804#	5514#						
TOTAL 4(O2# 223)# 6333#							
	2231¢ ALCULATED FO						

		<u> </u>					
OWNER	ARCHITECT	CONTRACTOR	STRUCT. ENGINEER	M/E/P ENGINEER	CIVIL ENGINEER	SOILS ENGINEER	SURVEYOR
TOUN OF BRECKENRIDGE P.O. BOX 169 BRECKENRIDGE, CO 80424 (910) 453-3196 shamors #Lounofbreckerridge.com	BHH PARTNERS PLANNERS/ARCHITECTS 60 EAST ADA'15 AVENUE PD. BOX 931 BRECKENRIDGE, CO 80424 (910) 433-6880 Joukemper #bihipartners.com	ISOB AIRPORT ROAD P.O. BOX 1933 BRECKENRIDGE, CO 80424 (910) 941-1944	ENGINEERING DESIGN WORKS 169 HILLTOP FRUY, UNIT 2064 STEAMBOAT SPRINGS, CO 80487 (370) 879-4890 (370) 879-4890 FAX edu®epringsips.com	DMCE CONSTRUCTION SERVICES 5131 III. 6114 AVE. LAKEIMODD, CO 80214 (303) 421-3209 (303) 421-3209 FAX denis €dinca.com	CIVIL N8IGHT, LLC P.O. BOX 1644 BRECKENRIDGE, CO 80424 (310) 316-4858 don@civilinsight.net	HP GEOTECH DRAWER 1881 9L.VERTHORNE, CO 80498 (310) 468-1893 (310) 468-1893 FAX	SCHMIDT LAND SURVEYING, INC. P.O. BOX 5161 PRISCO, CO 80443 (310) 409-9363 Liz8chmidt5l@mer.com

SHEET INDEX

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CODE DATA / SCHEDULES / NOTES

FIRE RATING DATA / WALL ASSEMBLY DETAILS

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ALI PROPOSED HAIN LEVEL PLAN / DETAILS

ALI PROPOSED ELEVATIONS

ALI PROPINS SECTIONS

ALI PROPINS SECTIONS

ALI PROPINS SECTIONS

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PLO PLUMBING SPECIFICATIONS

PI.I PLUMBING DETAILS P2.0 PLUMBING PLANS

EO.O ONE LINE, NOTES AND SCHEDULES

ELO POWER PLAN E2.0 LIGHTING PLAN

CONSTRUCTION 51307 01-28-15 HECKED BY mhoga

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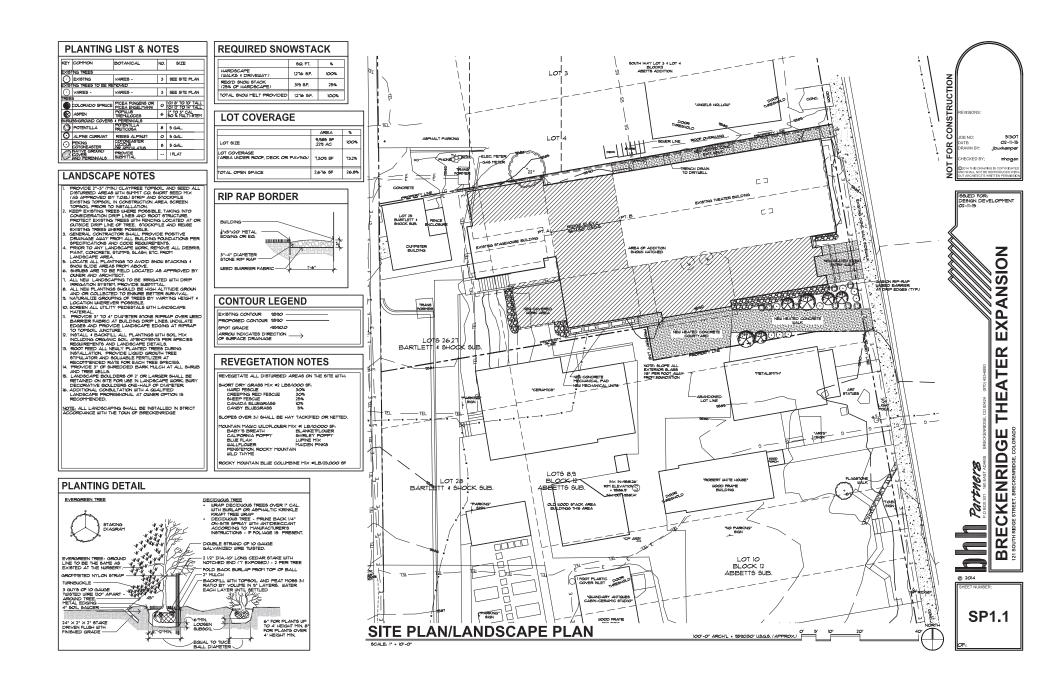
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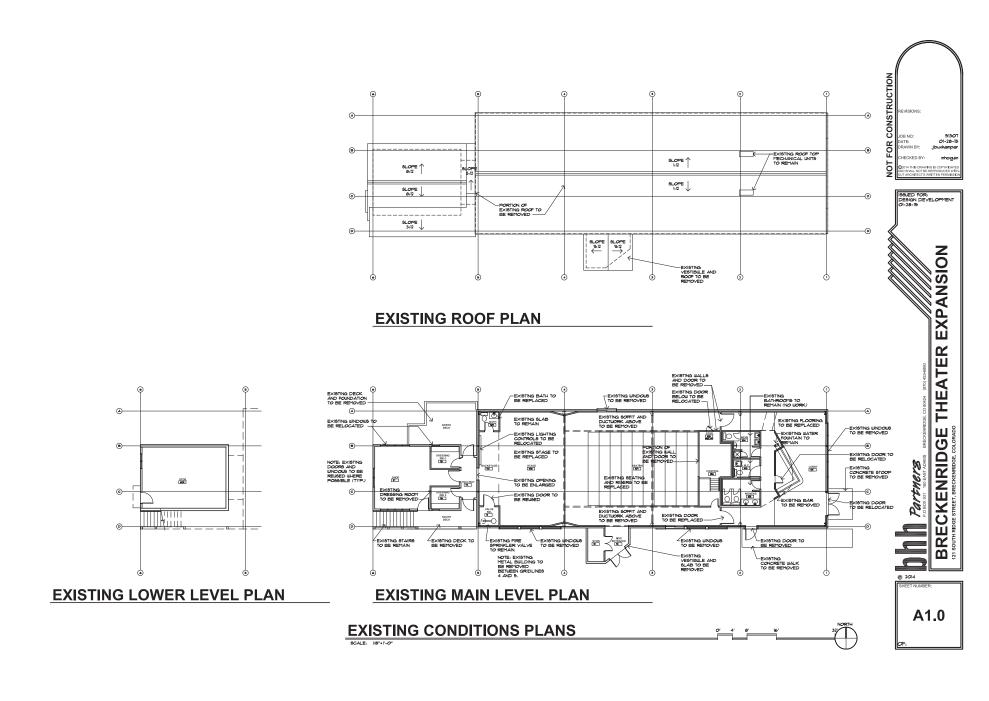
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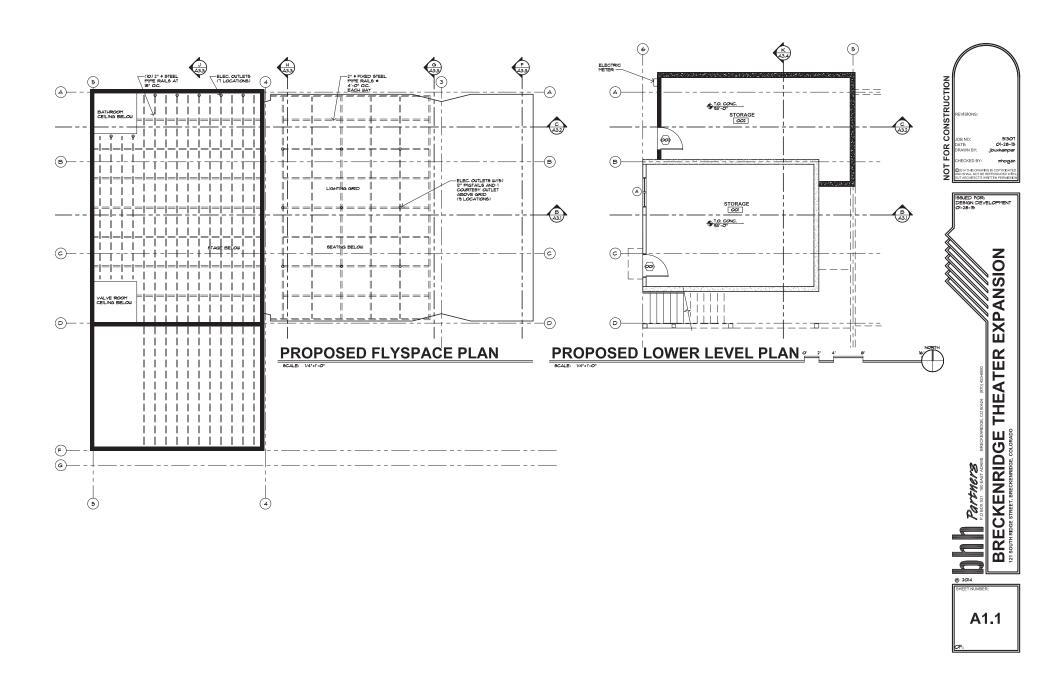
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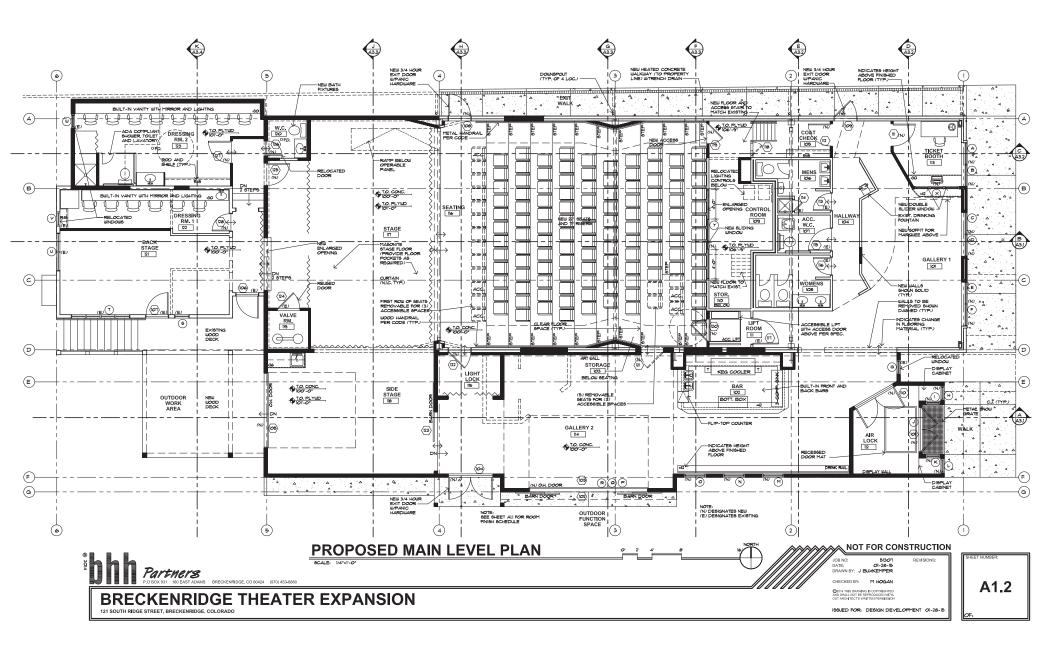
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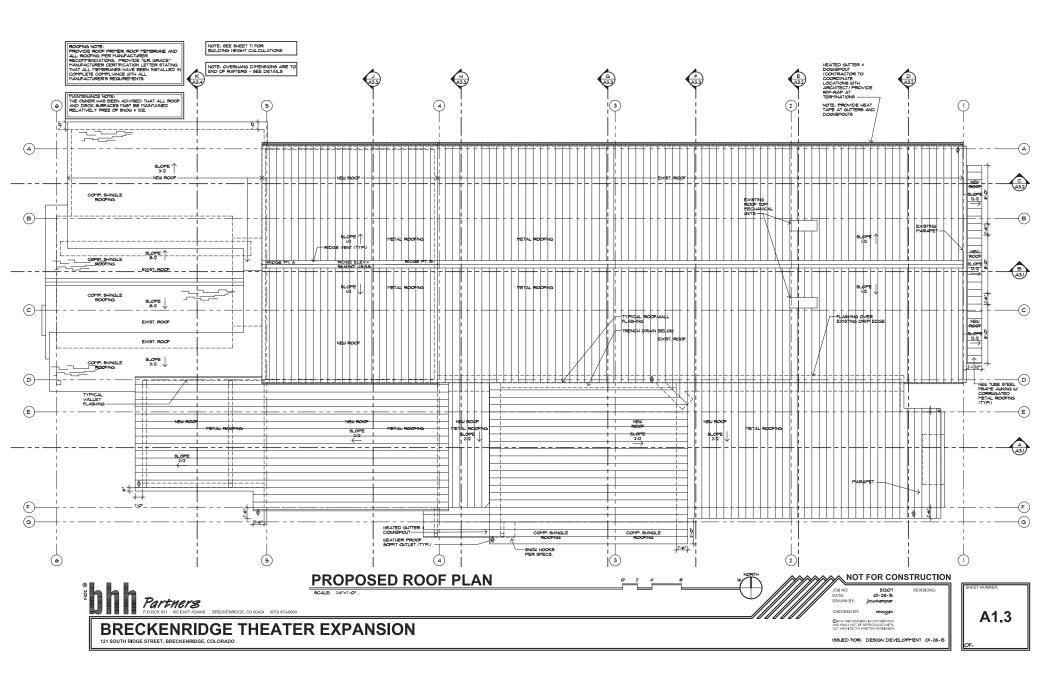
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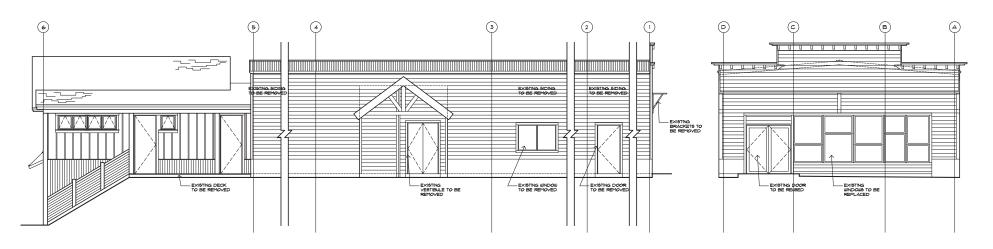






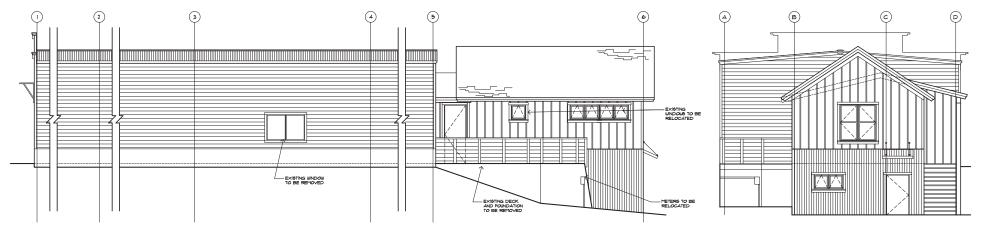






EXISTING SOUTH ELEVATION

EXISTING EAST ELEVATION



EXISTING NORTH ELEVATION

EXISTING WEST ELEVATION

A2.0

