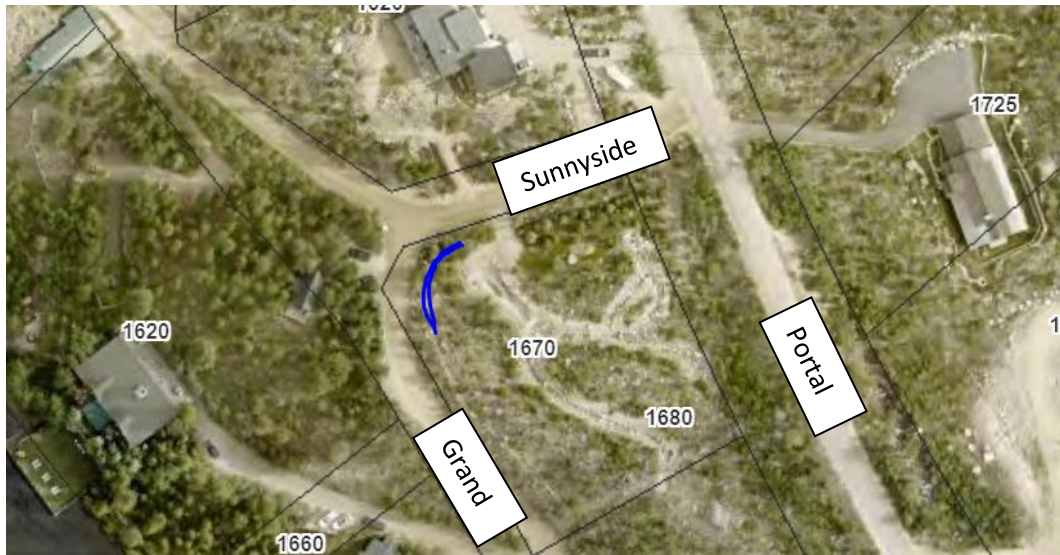




Date: 10/4/2023

To: Chairman Shockey and Commissioners
From: Kimberly White, Community Development Department

Re: Recommendation to Allow Fence Height Over Standard Size at Cokers Corner Minor Sub also known as 1680 Sunnyside Dr.



Purpose:

Applicant is requesting to build a stone gate and fence section over the allowed six-foot height, which requires Planning Commission approval per design standards of the municipal code 12-7-4 (E) (4). The height of the stone wall will be seven (7) feet, the columns on the east and west end will be eight (8) feet, the stone archway will be nine (9) feet to accommodate the seven (~7) foot doorway, and the columns flanking the archway will be (eleven) 11 feet (figure 1)

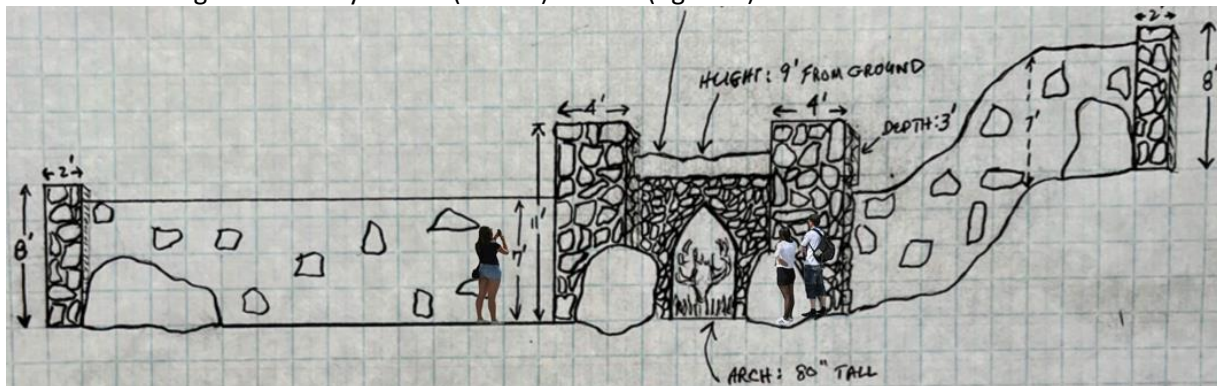


Figure 1

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Background:

On May 10th, 2021 The Board of Trustees approved Resolution 13-2021, a variance to allow the garden gazebo to be built on the vacant lot at 1680 Sunnyside Dr. without a primary structure being in place. The 8' gaming fence was also allowed to be placed with a building permit in place, as the fence was made of allowable materials and was not over the allowable 8' height.

The owner submitted multiple designs for a stone wall with multiple turrets. Staff reviewed the illustrations and determined that it did not meet the design code section 12-7-4 (E) as it was not in harmony "with the adjacent building architecture and the surrounding natural environment"

The applicant revised the drawings and resubmitted them without the turrets (figure 2) basing the design on a nearby fireplace relic (figure 3) and stone wall that is on the adjacent property (figure 4). On September 20th, the Planning Commission reviewed the application for the 10' walls with 14' columns and recommended to the Board to allow the proposal but at a height not greater than 8' and required a building permit per Residential Building Code. The application was heard by the Board of Trustees on September 25th, 2023 and the application was denied, but recommended that the applicant take a new application to the Planning Commission and request recommendation with a shorter fence height.

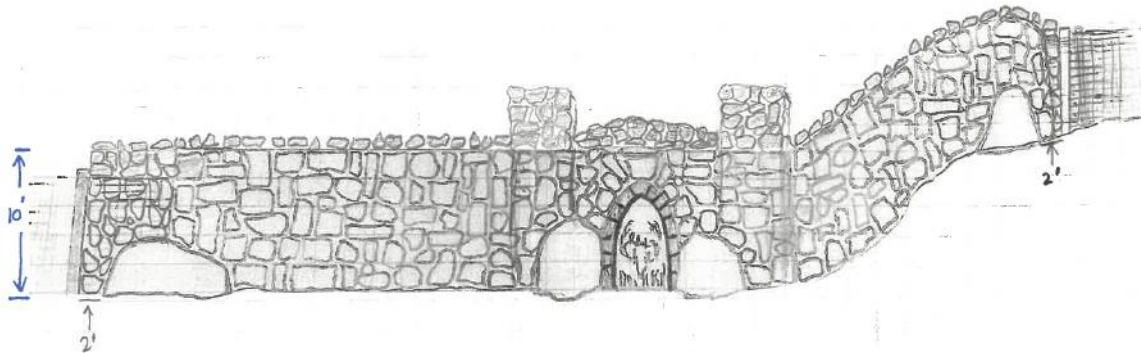


Figure 2

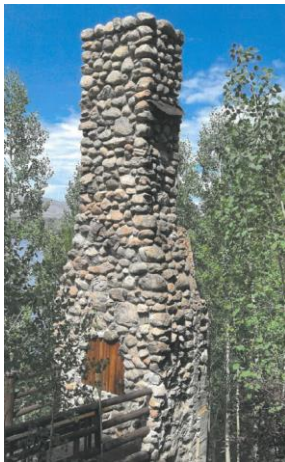


Figure 3



Figure 4



Staff Notes:

The height of the fence is over the allowable 8' height and must be reviewed by the planning commission based on the design requirements listed in section 12-7-8 of the Town Municipal Code. If approved, the applicant must submit a building permit for review and approval by the Town and the County prior to construction of said structure.

Municipal Code:

12-7-4-(E)4. Fences shall be constructed of wood, native or imitation stone in a style and color harmonious with the adjacent building architecture and the surrounding natural environment.

... (a) no chainlink....

(b) Fences over eight (8') feet in height shall be reviewed by the Planning Commission for approval or denial.

Per international residential building code (R105.2), which is adopted by Town code 9-1-2, if a fence is over six (6) feet, it must have a building permit.

12-7-8 Design Review Procedures and Submission Requirements.

- (B) Design review approval will be based on how the proposal integrates with the local and immediate context. Review of proposed plans, materials, and colors will consider both the positive and negative impacts on the surrounding buildings and adjacent spaces and natural environment. Consideration factors shall include:
1. The proposal's consideration to the local and immediate context of the existing buildings, the natural environment, historical aspects and the local community culture. Determination will be based on the design elements listed herein as well as:
 - (a) The proposal's overall harmony with adjacent buildings, open and public spaces.
 - (b) Any graphic design that might interfere with public safety or does not add to or enhance the aesthetic value of the Town of Grand Lake will be denied.
 2. The elemental design tools of composition, proportion, scale, and rhythm are important elements for achieving a balance between unity and complexity in design. These tools may be used to improve the limitations of architectural style and to achieve buildings with more timeless visual assets. Each of these design tools will be applied to the materials, surfaces, massing and street wall (if applicable) of buildings to better indicate use, visual interest, and creation of a more appropriate balance with human scale. Design Elements include:
 - (a) Scale- the proportion used to determine the relationships and harmony between different elements (existing surroundings including buildings and natural elements, to better define heights and widths and depth).
 - (b) Composition- the organization of parts (including non-built spaces) of a project to achieve a unified whole.
 - (c) Proportion- the relationship of one (1) part to another or to the whole.
 - (d) Rhythm- the relative variation of regular and repetitive elements (how surface materials begin and end and how a switch form one (1) material to another occurs).

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Recommended Motions:

The Commission has the following options:

1. Motion to the Board of Trustees to Recommend _____

or

2. Motion to the Board of Trustees to Recommend _____
with the following conditions _____.

or

3. Motion to Deny

Below are exhibits submitted by the applicant for consideration of this request.

Exhibit A: Reduced height of fence and wall by 3'.

Exhibit B: Adjacent property as seen from public ROW

Exhibit C: Images of relics of foundation walls and stone theme that are used for architectural reference.

Exhibit D: Materials that will be used for the wall.

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