



Commerce City

7887 E. 60th Ave.
Commerce City, CO 80022
c3gov.com

Meeting Minutes - Draft

Planning Commission

Tuesday, April 18, 2023

6:00 PM Council Chambers, 7887 E. 60th Ave Commerce City, CO 80022. The meeting will be live on Channel 8 and c3gov.com/video. Zoom Registration: https://c3gov.zoom.us/webinar/register/WN_8fepsRtbSZyz_zV2Zq9vqw

This meeting will be held in person in the City Council Chambers (location above). There will be general public physical access to this meeting or virtual participation by using the Zoom link above.

Call to Order

The meeting was called to order at 6:01pm

Present 5 - Commissioner Andrew Amador, Commissioner Angela VanDijk, Commissioner Garret Biltoft, Commissioner Jordan Ingram, and Commissioner Roger Japp

Roll Call

Staff in Attendance:

Mat Hader, Deputy City Attorney

Tricia McKinnon, Acting Community Development Director

Jennifer Jones, Acting Planning Manager

Libby Tart, Senior Planner

Stacy Wasinger, Planner

Kim Adame, Planning Commission Liaison

Present 5 - Commissioner Andrew Amador, Commissioner Angela VanDijk, Commissioner Garret Biltoft, Commissioner Jordan Ingram, and Commissioner Roger Japp

Pledge of Allegiance

Approval of Minutes:

[Min 23-108](#)

Meeting Minutes - Draft - Tuesday, March 7, 2023

A motion was made that the minutes be approved. VOTE:

Ayes: 5 - Commissioner Amador, Commissioner VanDijk, Commissioner Biltoft, Commissioner Ingram and Commissioner Japp

Case(s):

[Pres 23-278](#)

Z-994-23: Hampton Yard 8, LLC is requesting a Zone Change from Agricultural District (AG) to Heavy-Intensity Industrial District (I-3) for the approx. 0.41-acre parcel located at 3801 E. 64th Avenue.

Attachments: [StaffReport_Z-994-23](#)
 [VicinityMap](#)
 [ApplicantNarrative](#)
 [NeighborhoodMeetingSummary](#)
 [DrainageReport](#)
 [EnvironmentalReviewAgency](#)
 [AgencyReviewCommentsCompiled](#)
 [8 Estimated Landfill extents](#)
 [Legal Notice](#)

Matt Hader, Deputy City Attorney, introduced the case and staff presenting the case.

Stacy Wasinger, planner, presented the case

Acting Chairperson, Andrew Amador, thanked staff and invited the applicant to speak.

Hampton Yard 8, LLC presented and spoke that they meet the criteria of approval for replat and rezoning.

There was discussion regarding the impervious paving and monitoring the existing landfill and how Tri County has already seen the reports and approved.

At this time, Amador thanked staff and the applicants for their time and invited the public to speak.

Jean King, 6530 Colorado Blvd, spoke on her concerns that the area used to be all farms and now they are all industrial. This raises concern for the small community of residential houses and how that can lessen the value. She also noted that adding a building on the 20 acre would improve the image.

Deputy City Attorney, Matt Hader, stated that the planning staff can speculate once we get into the process of the development plat, but right now it's a rezoning and replat.

A motion was made by Commissioner VanDijk: "I move that the Planning Commission enter a finding that the requested Zone Change for the property located generally at 3801 E. 64th Avenue contained in case Z-994-23 meets the criteria of the Land Development Code and based upon such finding, recommend that the City Council approve the Zone Change."

VOTE:

Ayes: 5 - Commissioner Amador, Commissioner VanDijk, Commissioner Biltott, Commissioner Ingram and Commissioner Japp

[Pres 23-279](#)

Z-544-91-94-23: Hampton Yard 8, LLC is requesting a Zone Change from Heavy-Intensity Industrial District (I-3) with conditions to Heavy-Intensity Industrial District (I-3) without any conditions, for the

approx. 20.08-acre parcel generally located at 3741 E. 64th Avenue.

Attachments: [1_StaffReport_Z-544-91-94-23](#)
 [2_VicinityMap](#)
 [3_ApplicantNarrative](#)
 [4_1991ZoningOrdinance](#)
 [5_NeighborhoodMeetingSummary](#)
 [6_DrainageReport](#)
 [7_EnvironmentalReviewAgency](#)
 [8_AgencyReviewCommentsCompiled_Z](#)
 [9_Estimated Landfill extents](#)
 [10_LegalNotice](#)

A motion was made by Commissioner Ingram: "I move that the Planning Commission enter a finding that the requested Zone Change for the property located generally at 3801 E. 64th Avenue contained in case Z-994-23 meets the criteria of the Land Development Code and based upon such finding, recommend that the City Council approve the Zone Change."

VOTE:

Ayes: 5 - Commissioner Amador, Commissioner VanDijk, Commissioner Biltoft, Commissioner Ingram and Commissioner Japp

Pres 23-280

S-755-23: Hampton Yard 8, LLC is requesting a Consolidation Plat to consolidate two existing parcels into one industrial lot and dedicate right-of-way. The property is approx. 20.49 acres in size and is generally located at the northeast corner of E. 64th Avenue and Monroe Street.

Attachments: [1_StaffReport_S-755-23](#)
 [2_VicinityMap](#)
 [3_ApplicantNarrative](#)
 [4_LeeperIndustrial Plat](#)
 [5_NeighborhoodMeetingSummary](#)
 [6_DrainageReport](#)
 [7_EnvironmentalReviewAgency](#)
 [8_AgencyReviewCommentsCompiled_S](#)
 [9_Estimated Landfill extents](#)
 [10_1991DevelopmentAgreement](#)
 [LegalNotice](#)

A motion was made by Commissioner Ingram: "I move that the Planning Commission enter a finding that the requested Consolidation Plat for the property located generally at 3741 and 3801 E. 64th Avenue contained in case S-755-23 meets the criteria of the Land Development Code and based upon such finding, recommend that the City Council approve the Consolidation Plat."
"

VOTE:

Ayes: 5 - Commissioner Amador, Commissioner VanDijk, Commissioner Biltoft, Commissioner Ingram and Commissioner Japp

[Pres 23-281](#)

CU-130-23: Waste Connections is requesting the approval of a Conditional Use Permit to allow a recycling facility on the approx. 16.92-acre property located at 4150 E. 60th Avenue, zoned Heavy-Intensity Industrial District (I-3).

Attachments: [01. Staff Report](#)
 [02. Vmap](#)
 [03. Applicant Narrative](#)
 [04. Applicant Description of Uses and Operations](#)
 [05. Development Plan](#)
 [06. Traffic Study](#)
 [07. Agency Review Comments 4-18-23](#)
 [08. Letters of Support](#)
 [Legal Notice](#)

Deputy Attorney, Matt Hader presented the staff and the case

Libby Tart, Senior Planner, presented case.

Acting Chairperson Amador invited the applicant, Barrett Jensen from Waste Connections of Colorado Inc to present.

Amador thanked the staff and the applicant and asked if the board if they have any questions

Commissioner Ingram noted that he likes the use of the property and if there was a traffic study on the 60th with the amount of the recycling trucks and 90+ employees. Applicant stated that the there would be minimal impact to the surrounding area to include 60th and Vasquez. There was further discussion on the operation plan and that they have resources to identify where materials need to be going and make sure that they do not go back to the community, ensuring that there is a limited incidental waste.

There was further conversation that there should be another possible CUP to keep the site clean and the improvements of the landscape doesn't have a curve and gutter. Waste Management engineer, Jim, made note that the 60th avenue will be adding the curve and gutter. Aaron Bradley, Regional Vice President for Waste Management stated that they are much cleaner than Waste Connections and will hire full time employees to pick up materials and have other responsibilities.

Seeing no further comments from the board, Amador invited the public to speak.

Wendi Nafziger, Economic Development-Business Development Manager with the City of Commerce City, commented that adding this business will make other green businesses more attracted to Commerce City.

Deputy City Attorney, Matt Hader, wanted to make sure that they make an unbiased

decision since someone from the city spoke on this. Hader further stated that all operations to be conducted indoors, all recycling processing be conducted indoors and wanted to consider where we have other means of enforcement to site a property, rather than adding that to the CUP.

Amador wanted to make sure that the site is in compliance, that they are reasonable conditions, and that recycling processes should be conducted indoors.

Amador called for a motion: "I move that the Planning Commission enter a finding that the requested Conditional Use Permit for the property located at 4150 East 60th Avenue, contained in case CU-130-23, meets the criteria of the Land Development Code and based upon such finding, recommend that the City Council approve the Conditional Use Permit subject to the following conditions:

A. A Fire Mitigation and Emergency Preparedness Plan(s) shall be supplied to the South Adams County Fire Department and to the Community Development Department upon approval by the South Adams County Fire Department. All fires shall immediately be reported to the South Adams County Fire Department.

B. Copies of any applicable state or federal agency regulatory permits and inspections shall be provided to the Planning Division prior to commencement of operations.

C. Methane detection and control devices shall be installed in all structures where and when deemed necessary by the Fire Marshal or Adams County Health Department.

D. No outdoor storage of recyclable materials

E. Site shall be cleaned of debris outside of the recycling structure

F. All recycling processes shall be conducted indoors

VOTE:

Ayes: 5 - Commissioner Amador, Commissioner VanDijk, Commissioner Biltoft, Commissioner Ingram and Commissioner Japp

Board Business:

Vice Chairperson Amador voted the election of officers:

Planning Commission of the board officer nominations:

Chairperson Nominee: Andrew Amador be the Chairperson of the Planning Commission

VOTE: All (5) vote Aye, effective end of today

Vice Chairperson Nominee: Garret Biltoft to be the Vice Chairperson of the Planning Commission

VOTE: All (5) vote Aye, effective end of today

Commissioner Ingram noted that sometime in the summer he will be relocating out of

state.

Attorney Business:

Matt Hader asked that they have accurate email addresses for the Vice Chairperson and the Chairperson so that he can send the rules and procedures documents.

Staff Business:

Acting Planning Manager, Jennifer Jones, said that the cases that they heard will go to City Council May 15, 2023 and they will have a PC meeting on May 02, 2023 and on June 06, 2023, and July 05, 2023 asked that if they would like to schedule a special meeting for July or not and to inform staff what their decision is in May.

Board to consider the July PC meeting dates.

Adjournment

Meeting called for adjournment at 7:46pm