

FREMONT COUNTY DEPARTMENT OF PLANNING AND ZONING

615 MACON AVENUE, ROOM 210, CAÑON CITY, COLORADO, 81212 Telephone 719-276-7360 / Facsimile 719-276-7374 Email: <u>Planning@fremontco.com</u>

# **Agritainment Permit**

**Application Packet** 

Note: All applications prior to submittal must have gone through a pre-application meeting FREMONT COUNTY PLANNING & ZONING

# **Process & Requirements Overview**

Agritainment permits are designed for long term agricultural uses that contain entertainment, or educational aspects associated with the use and includes but is not limited to orchards, corn mazes, hayrides, hay mazes, petting zoos, and pumpkin patches.

#### General Provisions:

- 1. The Agritainment shall only be operated by the owner or lessee of the property.
- 2. The lot/parcel shall be 4 ½ acres or larger to accommodate the proposal together with parking and loading areas, open spaces, fences, sanitation facilities, and other such provisions.
- 3. All parking shall be off street and located on the subject property.
- 4. The site shall have sanitation facilities for patron use.
- 5. The housing of animals shall be located a minimum of twenty (20) feet from all property lines for Agritainment that incorporates animals.
- 6. Agritainment involving animals shall require an animal maintenance plan.
- 7. Agritainment shall be conducted in compliance with all applicable county, state, and federal laws.
- 8. Buildings or structures that are open to the public or employees shall be in compliance with building code requirements.
- 9. The Applicant shall notify adjoining property or lot owners of the intent of the Agritainment permit, by certified mailings. All certified receipts shall be returned to the Planning & Zoning Office. Comments will be reviewed by the department. If any comments state a valid, lawful objection to the permit, the application will be referred to the Board of County Commissioners for review at a public meeting.
- 10. The Department, the Commission and or the Board may require additional information at any time during the application process as may be deemed necessary for adequate review of the application and to make informed decision with appropriate recommendations, approval or disapproval of the application.

Any application which is not complete or does not include all minimum submittal requirements will be rejected by the Fremont County Department of Planning and Zoning (Department). The department requires one (1) electronic copy, one (1) hard copy of the application, one (1) hard copy all required submittals, and two (2) hard copies of the site plan.

Upon receipt of a complete application, the Department will review the application and all attachments and prepare a Department Submittal Deficiency and Comment Letter (D & C Letter), which will state the submittal deficiencies which must be addressed by the applicant, Department comments and/or questions about the application, and the number of revised application packets to be supplied to the Department. An <u>additional full application fee</u> may be charged to the applicant, as per Resolution

approved by the Board of County Commissioners (Board), if all deficiencies as per the initial D & C Letter are not adequately addressed or provided. Each subsequent D & C Letter, based on resubmitted items, will result in <u>another full application fee</u>. All such fees shall be paid along with the deficiency submittal, prior to any further review of the application.

The Department, Commission, and/or Board of County Commissioners (Board) may require additional information at any time during the application process as may be deemed necessary for thorough consideration of the application and to enable an informed final decision.

Applicants shall pay all application fees to the Fremont County Treasurer's Office. Upon receipt of a complete application, a Department representative will provide the applicant with a payment check list to present to the Treasurer's Office with payment.



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> Agritainment Permit \$200.00

**PROPERTY INFORMATION:** Provide information to identify properties and the proposed development. Attach additional sheets if necessary.

Property Address:	
Tax ID/Parcel Numbers(s):	Parcel size(s) in Acres:
Zoning District:	Proposed Land Use:

**PROPERTY OWNER(S) INFORMATION:** Indicate the person(s) or organization(s) who own the property proposed for development. Attach additional sheets if there are multiple property owners.

Name(s) (Individual or Organization):	
Mailing Address:	
Telephone:	
Email Address:	

**AUTHORIZATION REPRESENTATIVE / AGENT / CONSULTANT:** Indicate person(s) submitting the application if different than the property owner(s). Attach additional sheets if necessary.

Name(s) (Individual or Organization):
Mailing Address:
Telephone:
Email Address:

By signing this Application, the Applicant, or the agent / representative / consultant acting with due authorization on behalf of the Applicant, hereby certifies that all information contained in the application and any attachments to the Application, is true and correct to the best of the Applicant's knowledge and belief.

The Applicant understands that required private or public improvements imposed as a contingency of approval for the application may be required as a part of the approval process.

Fremont County hereby advises the Applicant that if any material information contained herein is determined to be misleading, inaccurate or false, the Board of County Commissioners may take any and all reasonable and appropriate steps to declare null and void, any actions of the Board regarding the Application.

Signing this Application is a declaration by the applicant that all plans, drawings and commitments submitted with or contained within this Application are or will be in conformance with the requirements of the Fremont County Zoning Resolution.

Printed Name

Applicant Signature

Date

Printed Name

Owner Signature

Date



## **Fremont County Planning & Zoning Department**

**Agritainment Permit Application** 

### **REQUIRED EXHIBITS**

Submittals and exhibits should be clearly identified with section located on the bottom righthand corner, or otherwise tabbed or marked. Any waiver requests shall be labeled as the same exhibit number.

	LETTERS OF INTENT – SECTION TWO					
EXHIBIT 2.1	Describe in detail the proposed type of operation to include days, & hours of operation, number of employees, number of guests, machinery used, etc					
	Parking Plan					
	Refuse Disposal Plan					
	Vehicular & Pedestrian Traffic Plan					
	Emergency Service Plan					
□ EXHIBIT 2.6 □ N/A	Animal Maintenance Plan					
EXHIBIT 2.7	Concession Plan:					
□ N/A	<ul> <li>Include a list of food and or beverage venders and a copy of permits, and/or licenses.</li> <li>Venders shall provide documentation of sales tax license.</li> </ul>					
EXHIBIT 2.8	Signage Plan.					
□ N/A	$\Box$ Provide a statement as to the number, type(s), size, & location(s) of sign(s).					
	□ Copies of any agreements and or contracts with the appropriate property owners, agencies, or companies, if applicable.					
□ EXHIBIT 2.8 □ N/A	Drinking Water Plan					

REQUIRED SUBMITTALS – SECTION THREE

Copy of the most recent recorded deed.

□ EXHIBIT 2.2 □ N/A	Documentation for Right to Occupy				
EXHIBIT 2.4	General Liability Insurance				
EXHIBIT 2.11	Written proof from the appropriate entity or service provider that water and sewer/septic services are adequate for all uses on the parcel.				
EXHIBIT 2.13	Site Plan All structures proposed or existing with dimensions to property lines. All utilities for the structures, including electric, gas, water, and sanitary sewer/septic. All parking areas, vendor areas. All exterior access points. Natural Features (waterways, cliffs). Vicinity map.				

#### **REQUIRED FORMS – SECTION FOUR**

FCRoad N/A	Fremont County Roadway Impact Analysis Form (if accessed from a county road)
	Colorado Department of Transportation Access Permit
🗆 N/A	
Fire	Fire Protection Plan Form



## Fremont County Department of Planning and Zoning Roadway Impact Analysis Form

This form shall be used in conjunction with any applications submitted in accordance with Section 8 of the Fremont County Zoning Resolution and or Section VI of the Fremont County Subdivision Regulations. This form is considered a minimum application submittal item and shall be required to be provided at the time of application submittal. This form is intended to provide the <u>minimum</u> items that must be addressed in the roadway impact analysis. The form can be expanded or attachments can be made to further address the roadway impact of the proposed use. If the estimated average daily traffic increase is less than thirty (30) vehicle trips per day (*one trip to be considered as a single or one-direction vehicle movement with either the origin or the destination [exiting or entering] inside the subject property*) as per the Institute of Transportation Engineers, Trip Generation Handbook, Second Edition or subsequent editions for the entire development, as estimated by the project engineer, then a Roadway Impact Analysis will not be required to be completed by an engineer. In such situations other minimum items shall be addressed by the applicant.

1. Project Name \_\_\_\_\_\_

2.	<ul> <li>Type of application:</li> <li>Zone Change #1</li> <li>Zone Change #2 – Use Designation Plan</li> <li>Zone Change #2 – Final Development P</li> <li>Commercial Development Plan</li> <li>Commercial Development Modification</li> <li>Expansion of an existing Business or Ind</li> </ul>	lan	Cond Tem Char	tial Review Use Permit ditional Use Permit porary Use Permit nge of Use of Property livision Preliminary Plan
3.	Engineer:	Address:		
	City:			
	Telephone #: ( Facsimile #: (	)	_ Email	
4.	Provide a detailed description of the proposed use	2:		

5. Provide the estimated average daily traffic to be generated by the proposed use(s), using the Institute of Transportation Engineers, Trip Generation Handbook, Second Edition or subsequent editions. The estimated volumes of traffic to be generated by the proposed use(s) shall include as a minimum, the average weekday traffic volume and the peak-hour (*morning and afternoon*) traffic volumes. Specify the number of trips in each category. (*one trip to be considered as a single or one-direction vehicle movement with either the origin or the destination [exiting or entering] inside the subject property*] Residential: \_\_\_\_\_ peak-hour am, \_\_\_\_\_ peak-hour pm \_\_\_\_\_

Employee: \_\_\_\_\_ daily, \_\_\_\_\_ peak-hour am, \_\_\_\_\_ peak-hour pm \_\_\_\_\_

Customer: \_\_\_\_\_ daily, \_\_\_\_\_ peak-hour am, \_\_\_\_\_ peak-hour pm Truck generated by the proposed use: \_\_\_\_\_ daily, \_\_\_\_\_ peak-hour am, \_\_\_\_\_ peak-hour pm Delivery – required by the use: \_\_\_\_\_ daily, \_\_\_\_\_ peak-hour am, \_\_\_\_\_ peak-hour pm Total Vehicle Trips: \_\_\_\_\_ daily, \_\_\_\_\_ peak-hour am, \_\_\_\_\_ peak-hour pm

I certify that based on the proposed use(s) the total vehicle trips using the Institute of Transportation Engineers, Trip Generation Handbook, Second Edition or subsequent editions will average less than thirty (30) trips per day based on any fourteen (14) day time frame.

\_\_\_\_\_Date \_\_\_\_\_Seal

Colorado Licensed Professional Engineer

If the above has been certified, then the applicant can complete the form and acknowledge it. If completed by the applicant only the questions marked by asterisk (\*) are required to be answered.

**NOTE:** If the additional information provided warrants improvements to the roadway system, even though the traffic generated by the proposed use is less than thirty (30) trips per day, such improvements will be required. If in the future the use exceeds an average of thirty (30) trips per day a complete analysis could be required.

6.	*What is the	general	location of	of the	subject	property?_
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7. \*What are the names and/or the numbers of the public roadways that serve the site?\_\_\_\_\_

Provide a site plan drawing that shows the subject property, its proposed access points and all public roadways within a one-half ( $\frac{1}{2}$ ) mile radius of the subject property, marked as Exhibit 7.1.  $\Box$  An exhibit has been attached.

- 8. \*What is the classification, according to the Fremont County Master Plan, of the roadway from which the project site will gain access to the public transportation system?

  Expressway or Freeway --- Major Arterial --- Collector --- Local
- 9. \*Do the roadways in question lie within a three (3) mile radius of any incorporated town or city limits or the boundary of another County? 
  Yes --- No
  If yes, provide the name(s) of the jurisdiction(s):
  In addition if a new roadway is to be constructed, how will it comply with the transportation plan in effect for the municipality?
- 10. \*Will this project require a Fremont County Driveway Access Permit or a Colorado Department of Transportation (CDOT) State Highway Access Permit? 
  Yes --- No Please explain:

11. \*Will the project require construction of, or improvement to any roadway maintained by the CDOT?

If yes, will the proposed construction	or improvement be in	compliance with (	CDOT's "5 Year
Transportation Plan"?  Yes  N	Please Explain		

Has CDOT required that the applicant provide a traffic study?  $\Box$  Yes ---  $\Box$  No If yes, a copy of the study shall be attached to this application, marked as Exhibit 11.1.  $\Box$  An exhibit has been attached.

- 12. \*Will the project require construction of, or improvement to any roadway currently maintained or proposed to be maintained by the County? 
  Yes --- No
  If yes, what would be the social, economic, land use, safety and environmental impacts and effects of the new roadway on the existing transportation system and neighborhood?
- 13. \*Are any roadways proposed to be vacated or closed in conjunction with the proposed project? Yes --- No If yes, please explain.\_\_\_\_\_
- 14. \*Is the proposed project site adjacent to or viewable from any portion of the Gold Belt Tour Scenic Byway or other scenic corridor designated by the Master Plan? Yes --- No If yes, identify the byway and or scenic corridor:

If yes, explain how the scenic quality will be affected by the proposed project.\_\_\_\_\_

If yes, what measures will be taken to not have a negative impact on the byway and or scenic corridor?\_\_\_\_\_

- 15. \*Will the proposed project gain access to the public transportation system via 3<sup>rd</sup>, 9<sup>th</sup>, K and or R Streets in the Penrose-Beaver Park Area of the County? Yes --- No
- 16. \*Does the subject property have frontage on a public roadway? Yes --- No If answered no, then documentation evidencing a "right of access" to the subject property for the proposed use shall be attached marked as Exhibit 16.1. An exhibit has been attached. If answered no, then please explain what the right of access consists of:

\_\_\_\_\_

- 17. \*What is the right-of-way width of the public roadway(s) that serve the site?\_\_\_\_\_
- 18. \*What is the surface type of the public roadway(s) that serve the site?\_\_\_\_\_

19.	*What is th	ne surface	width of th	he public	roadway(s)	) that serve	the site?	

20. *	*What are the	existing drain	nage facilities	for the public	roadway(s) that	serve the site?

		have curb and gutter?  Yes  No tter?
☐ Yes □	No	te have adjacent sidewalks or other pedestrian ways?
23. *How many ac	ccess points will the subject prope	erty have to public roadways?
than at perpend	licular? 🗌 Yes 🗌 No	public roadways intersect the public roadways other
public roadwa	y that serves the site? ( <i>mark and</i> ) site distance:	<ul> <li>, from the subject property access point(s) along the provide distance for each that is applicable)</li> <li>Southerly, site distance:</li> <li>Westerly, site distance:</li> </ul>
intersection wi provide distant	ith another public roadway along <i>ce for each that is applicable</i> ) distance:	Derty access point(s), in all directions, to the nearest g the public roadway that serves the site? ( <i>mark and</i> Southerly, distance: Westerly, distance:
driveway(s) al <i>is applicable</i> )	ong the public roadway that serv	
28. *What are the blind curve(s) <i>that is applicate</i>	along the public roadway that s	perty access point(s), in all directions, to the nearest erves the site? ( <i>mark and provide distance for each</i>
	stance:	

- 29. \*What are the distances from the subject property access point(s), in all directions, to the nearest blind hill(s) along the public roadway that serves the site? (*mark and provide distance for each that is applicable*)
  - Northerly, distance:
     Southerly, distance:

     Easterly, distance:
     Westerly, distance:
- 30. \*Identify any and all hazardous conditions with regard to the public roadway(s) that provide access to the subject property in the general area of the subject property:

If the public roadway(s) that currently serve the subject property have any hazardous conditions, then recommendations shall be made for improvements that will decrease the hazardous conditions on the public roadway(s):\_\_\_\_\_\_

- 31. \*Explain what effect the proposed use will have on the existing traffic in the neighborhood. If no change is expected, please explain why no change is expected:
- 32. \*Will the proposed use, due to the increase in traffic or the type of vehicle traffic generated by the proposed use, change the level and or type of required maintenance for the public roadway(s) that serve the site? 
  Yes --- No, (*please explain*)

If the proposed use, due to the increase in traffic or the type of vehicle traffic generated by the proposed use, changes the level and or type of required maintenance for the public roadway(s) that serve the site, then recommendations shall be made that would lessen the maintenance impact for the entity in control of maintenance of the public roadway(s):

**Note:** If improvements are required, it may be mandatory that such improvement be installed prior to final approval of the application.

33. \*Are new roadways proposed to be constructed, on or off site, in association with the proposed project? Yes --- No If yes, provide evidence that the roadways will be constructed to conform to natural contours in order to minimize soil disturbance, cut and fills, protect drainageways and not create to unstable slopes. 34. Provide an analysis of the existing traffic volumes on the adjacent roadway system, including the average weekday traffic (*vehicles per day*) and the weekday peak-hour traffic (*vehicles per hour – am and pm*), showing the dates and times of traffic counts or source utilized for traffic volume counts. Determine the existing level of service or percentage of roadway capacity currently in use.

Roadway name or #	avera	average weekday traffic	
Weekday peak-hour traffic			
Weekday peak-hour traffic	pm	dates	times
Current level of service - % of roadwa			
Roadway name or #	avera	nge weekday traffic	
Weekday peak-hour traffic	am	dates	times
Weekday peak-hour traffic	pm	dates	times
Current level of service / % of roadwa	y in use		
Roadway name or #	avera	age weekday traffic	
Weekday peak-hour traffic	am	dates	times
Weekday peak-hour traffic	pm	dates	times
Current level of service / % of roadwa	y in use		
	-		

- 35. Provide an estimate of the probable traffic directional distribution from and to the subject property based on the proposed use(s) and assignment of the estimated traffic volumes to the adjacent roadway network. Estimate the future background and resulting total traffic volumes (*including the estimated generated traffic due to the proposed use*) on the adjacent roadway system for a twenty (20) year design period, showing volumes for both left and right turn movements as well as through traffic.
- 36. Determine the projected future levels of service or percentage of roadway capacity to be in use at the subject property's access points and key adjacent intersections. Provide recommendations for street and access improvements if any portions of the roadways do not have the capacity to accept the additional estimated traffic volumes. All necessary improvements will be required to be designed, completed and accepted by the County prior to any final action regarding the application.

37. Please provide any additional information considered by the Certifying Engineer to be pertinent to the roadway impact in association with the proposed project:\_\_\_\_\_

I hereby certify that the foregoing information was prepared by myself or under my direct supervision and is true and correct to the best of my knowledge and belief.

\_\_\_\_\_ Date \_\_\_\_\_ SEAL

Colorado Licensed Professional Engineer

If not completed by an Engineer, then the following acknowledgement shall be signed by the applicant and/or owner.

By signing this Application, the Applicant, or the agent/representative acting with due authorization on behalf of the Applicant, hereby certifies that all information contained in the application and any attachments to the Application, is true and correct to the best of Applicant's knowledge and belief.

Applicant understands that any required private or public improvements imposed as a contingency for approval of the application may be required as a part of the approval process.

Fremont County hereby advises Applicant that if any material information contained herein is determined to be misleading, inaccurate or false, the Board of Commissioners may take any and all reasonable and appropriate steps to declare actions of the Board regarding the Application to be null and void.

Signing this Application is a declaration by the Applicant to conform to all plans, drawings, and commitments submitted with or contained within this Application, provided that the same is in conformance with the Fremont County Zoning Resolution.

Applicant Printed Name

Signature

Date

Owner Printed Name

Signature

Date



## FREMONT COUNTY FIRE PROTECTION PLAN AND DISTRICT COMMENT FORM

The Fremont County Subdivision Regulations and Fremont County Zoning Resolution require a fire protection plan be submitted with many different types of applications, at the time of application submittal. In order to provide consistency in the information received, it shall be required that these plans be submitted on this form.

The Fremont County Department of Planning and Zoning (Department), Fremont County Planning Commission (Commission) and Fremont County Board of County Commissioners (Board) take into consideration the responses of the Applicant and the District during their respective review process.

Attachments can be made to this form to provide expanded narrative for any application item including supportive documentation or evidence for provided form item answers. Please indicate at the form item that there is an attachment and label it as an exhibit with the application item number, a period and the number of the attachment for that item (as an example, the first attached document providing evidence in support of the answer given at application item number 4 would be marked - Exhibit 4.1, the fifth attached document supporting the narrative provided for application item 4 would be marked - Exhibit 4.5). Exhibit numbers should be placed in either the lower right hand area or the upper right hand area of the exhibit.

If the subject property is not in a fire protection district, only applicants' information and map are required. A copy of the Colorado State Forest Service Wildfire Hazard Area Map with the subject property clearly and accurately located, shall be attached and marked as Exhibit A.

## **APPLICANT INFORMATION**

1.	Project Name	
	5	

- 2. Project Description \_\_\_\_\_
- 3. Type of application:
  - Zone Change #1 Zone Change #2 - Use Designation Plan Zone Change #2 – Final Development Plan Commercial Development Plan **Commercial Development Modification** Expansion of an existing Business or Industrial Use Minor Subdivision
    - Special Review Use Permit
    - Conditional Use Permit
    - **Temporary Use Permit**
    - Change of Use of Property
    - Subdivision Preliminary Plan

3. The subject property is located at:

Address and or General Location (If general location only is used, it will be required that a legal description of the subject property be attached Marked as Exhibit 3.1) An exhibit is attached.

4. Fire protection will be provided in what manner and with what resources?

5	The source of water for fire protection is:
5.	Water District – Name of District:
	Well – Colorado Division of Water Resources Well Permit Number:
	Is the well approved for fire protection?  Yes  No Please explain:
	Gallons – What is the cistern capacity? Gallons – What is the water source for filling the cistern?
6.	What is the distance from the subject property to the nearest fire hydrant?
7.	What public roadways provide access to the subject property?
8.	How many accesses to public roadways will the subject property have?
9.	Are the interior roadways existing and or proposed for the subject property adequate for fire vehicle access? Yes No Please explain by providing right-of-way and surface widths, length of roadway, surface types for all interior existing and proposed roadways and turning radii for cul-de-sacs.
10	What are the existing and or proposed interior roadway names?
11	. Is the subject property located within a fire protection district?  Yes  No If yes, please provide the district name:
	If the subject property is not located within a fire protection district please answer the following questions and the form will be considered completed for submittal. If the subject property is located within a fire protection district then answers to the following will not be required, however the remainder of the form shall be addressed by a representative of the fire protection district in which the subject property is located.
	a. What is the name of the fire protection district closest to the subject property?
	b. What is the distance from the subject property to the nearest fire protection district boundary?

c. Is it logical and feasible to annex the subject property to a fire protection district? Yes ----- No Please explain:

d. What types of fire protection improvements are proposed for the subject property and or structures to be housed on the property? Please explain:

By signing this Application, the Applicant, or the agent/representative acting with due authorization on behalf of the Applicant, hereby certifies that all information contained in the application and any attachments to the Application, is true and correct to the best of Applicant's knowledge and belief.

Applicant understands that any required private or public improvements imposed as a contingency for approval of the application may be required as a part of the approval process.

Fremont County hereby advises Applicant that if any material information contained herein is determined to be misleading, inaccurate or false, the Board of Commissioners may take any and all reasonable and appropriate steps to declare actions of the Board regarding the Application to be null and void.

Signing this Application is a declaration by the Applicant to conform to all plans, drawings, and commitments submitted with or contained within this Application, provided that the same is in conformance with the Fremont County Zoning Resolution.

Applicant Printed Name	Signature	Date	
Owner Printed Name	Signature	Date	

## FIRE PROTECTION AUTHORITY INFORMATION

1.	The name of the fire protection authority is:
2.	Name of contact person:
	Title: Telephone:
3.	The name and address of the responding fire station is:
4.	The distance from the subject property, by public roadway, to the responding fire station is:
5.	The <u>estimated</u> response time to the subject property is:
6.	The location of the closest fire hydrant to the subject property is:
7.	Is the existing hydrant size and location adequate for the existing neighborhood and the proposed development?  Yes No Please explain:
8.	Are the existing public roadways accessing the subject property adequate for fire vehicle access?
9.	Are the interior roadways existing and or proposed for the subject property adequate for fire vehicle access?  Yes  No Please explain:
	Are the proposed fire protection measures adequate for any existing or proposed structures to be housed on the subject property?  Yes No Please explain:
	. What are the wildfire hazard classifications for the subject property, as prepared by the Colorado State Forest Service?

12. Recommendations concerning fire protection in general, fire protection improvements, suggested road names, for this project are as follows: **NOTE:** Be sure to list type, size and location of improvements recommended (*i.e.; hydrants, water lines, cisterns, dry hydrants, roadway improvements, etc.*). Please indicate whether recommendations or requirements are the result of codes or regulations, and provide supporting information which will assist the Planning Commission and the Board of County Commissioners to determine whether to adopt any or all of the recommendations as requirements of the permit.

Signature and title of Authorized Fire Protection Representative

Date