

SECTION 14C HC – SEDALIA HIGHWAY COMMERCIAL DISTRICT

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1401C Intent

To provide for a full range of visitor-serving retail and commercial uses as an integral part of the community, providing services and employment opportunities that are conveniently and efficiently located to reduce unnecessary commuting and protect air quality. Adequate facilities, such as roads, water and sanitation, fire protection, emergency services, and public utilities shall be available to serve the development. Growth should occur in a phased and contiguous manner to save on the costly, premature extension of basic infrastructure.

Development within this District shall be located so as to minimize conflicts with agricultural uses, wildlife habitats and corridors, and environmentally and visually sensitive areas in accordance with the intent of the Douglas County Comprehensive Master Plan.

The HC District is characterized by commercial and mixed-use buildings oriented to a major U.S. highway corridor. The uses provided in this zone are meant to serve local and regional residents, as well as visitors passing by and through. Site improvements including landscaping shall be provided and designed to minimize the impacts of roadside development. Due to the exposure to regional traffic, high appearance standards are important.

1402C Principal Uses

The following uses shall be allowed upon the approval of a Site Improvement Plan in accordance with Section 27 of this Resolution, unless otherwise noted. The Director or designee may determine other similar uses as appropriate. A building or portion thereof may contain two (2) or more uses, residential, non-residential, or a combination of both.

1402C.01 Community Uses

- Church – maximum seating capacity 350
- Cultural Facility
- Fire Station (*with or without training facilities*)
- Library
- Open Space, Trails, or both (*Site Improvement Plan not required*)
- Post Office
- Sheriff Station (*with or without training or with or without detention*)

1402C.02 Bank or Financial Institution (*with or without drive-up facility*)

1402C.03 Bar or Lounge

1402C.04 Bed and Breakfast

1402C.05 Building Materials – retail, wholesale, or both

- 1402C.06 Construction Office – temporary (*refer to Section 22*)
- 1402C.07 Equipment Sales, Rental, or both – small
- 1402C.08 Equipment Service, Repair, or both
- 1402C.09 Event Center (*Amended 4/28/15*)
- 1402C.10 Firing Range – indoor
- 1402C.11 Greenhouse – one (1) acre maximum (*Amended 08/28/18*)
- 1402C.12 Hotel
- 1402C.13 Industrial or manufacturing operation which does not emit unusual or excessive amounts of dust, smoke, fumes, gas, noxious odors, or noise beyond the lot boundary
- 1402C.14 Motel
- 1402C.15 Motor Vehicle Sales
- 1402C.16 Motor Vehicle Service, Repair, or both
- 1402C.17 Motor Vehicle Service Station with gas pumps
- 1402C.18 Motorcycle Sales, Service, Repair, or all
- 1402C.19 Office – General, Medical, Professional, Government
- 1402C.20 Office – Temporary (*refer to Section 22*)
- 1402C.21 Parking Lot
- Public
 - Private
- 1402C.22 Product Distribution, Storage, or both (*no hazardous materials*)
- 1402C.23 Research and Development Facility
- 1402C.24 Restaurant, Fast Food Restaurant (*with or without drive-up facility*)

- 1402C.25 Retail Business, Service Business, or both
- Indoor
 - Outdoor
- 1402C.26 Sales Office – temporary (*refer to Section 22*)
- 1402C.27 Seasonal Use (*refer to Section 23*)
- 1402C.28 Utility Service Facility (*refer to definition*)
- 1402C.29 Veterinary Clinic or Hospital
- 1402C.30 Warehouse
- 1402C.31 Warehouse – mini or self storage up to 500 sq. ft. per storage unit
- 1402C.32 Wholesale Business – sales, service, or both

1403C Accessory Uses

The following uses shall be allowed only when a Principal Use has been established on the lot.

Non-residential:

- 1403C.01 Accessory Uses and Buildings
- 1403C.02 Day-care Facility for employees' children
- 1403C.03 Greenhouse – one (1) acre maximum (*Site Improvement Plan not required*) (*Amended 08/28/18*)
- 1403C.04 Propane Distribution, Storage, or both
- 1403C.05 Residence for management or employee
- 1403C.06 Satellite Dish
- 1403C.07 Storage Area – commercial

1404C Uses Permitted By Special Review

The following uses are permitted, upon the approval of the Board, in accordance with Sections 21 and 27 of this Resolution.

- 1404C.01 Group Residential Facility

1404C.02 Telecommunication Facility (*within or exceeding maximum height and health standards*)

1405C Minimum Lot Area

None

1406C Minimum Setbacks

No minimum setbacks required unless specified in this section. In certain instances, where separation distance cannot be met as required by the International Building Code, more restrictive construction standards may be required.

1407C Building Height

Maximum building height:

- Residential building – 35 feet
- Commercial building – 60 feet

1407C.01 The maximum building height shall not apply to belfries, cupolas, penthouses or domes not used for human occupancy, roof-mounted church spires, chimneys, skylights, ventilators, water tanks, silos, parapet walls, cornices, antennas, utility poles and necessary mechanical appurtenances usually carried above the roof level.

1407C.02 The maximum height of a roof-mounted church spire shall not exceed 1.62 times the height of the church (*refer to Section 36 building height definition - spire height calculation*).

1407C.03 The maximum height of a parapet wall shall be as approved by staff based on overall mass and bulk and its compatibility with the surrounding area.

1407C.04 All roof-mounted equipment (*mechanical, ventilating, antennas*) shall be properly screened, with the exception of solar collectors/heaters.

1408C Encroachments

1408C.01 A cornice, canopy, eave, fireplace, wing wall, or similar architectural feature may extend three (3) feet into a required setback.

1408C.02 Fire escapes may extend six (6) feet into a required setback.

1408C.03 Structures that do not require building permits may encroach into a rear setback. Any encroachment into an easement requires permission from the easement holder.

1408C.04 A garage directly accessed from an alley may encroach into a rear setback. Any encroachment into an easement requires permission from the easement holder.

1409C Water and Sanitation (Amended 08/28/18)

All uses shall be served by a central sanitation facility at the time a regional sanitary sewer solution is in place.

1409C.01 Until such time, the use of on-site wastewater treatment systems (OWTS) may be permitted provided the proposed use does not create more than a design flow of 2,000 gallons of effluent per day, as determined by Tri-County Health Department's OWTS Regulation.

1409C.02 The proposed use and associated OWTS is evaluated by the Tri-County Health Department, and other applicable agencies, to determine if the use is compatible with an OWTS:

- The evaluation will be based on land characteristics, including, but not limited to, lot size, lot configuration, setbacks, parking areas, floodways and floodplains, detention facilities, soil suitability, site topography, proximity to wells and other on-site physical features and facilities.

1409C.03 If a Responsible Management Entity (RME) exists at the time of land use application, the subject land will be served by the RME.

1409C.04 All uses shall be served by a central water system. The use of individual wells may be permitted provided:

- The subject land is located within the boundaries of a special district providing water service.
- The District's water lines are not within 400 feet of the subject land [§32-1-1006(1)(a)(I), C.R.S.] or, if within 400 feet physical connection is not possible due to lack of legal access to lines.
- The proposed use is a low-water-demand use, as determined by the Director or designee in consultation with the special district providing water service.
- The District authorizes the use of wells.

1410C Utilities

All public utility distribution lines shall be placed underground.

1411C Land Dedication

A portion of the gross site area shall be dedicated to Douglas County for public use, or cash-in-lieu as required by the Douglas County Subdivision Resolution.

1412C Street Standards

Construction of paved streets shall be in accordance with the Douglas County Roadway Design and Construction Standards, Storm Drainage Design and Technical Criteria Manual, and other applicable County regulations.

1413C Parking Standards

1413C.01 Minimum off-street parking shall be provided in accordance with Section 28 of this Resolution.

1413C.02 Parking for non-residential uses shall be provided as shown on the approved Site Improvement Plan, in accordance with Sections 27 and 28 of this Resolution.

1413C.03 Unlicensed, operable or inoperable vehicles parked outside shall be concealed by a solid fence, berm, vegetative barrier, or a combination thereof.

1413C.04 Unconcealed parking of operable, unlicensed vehicles may be allowed in association with Motor Vehicle Sales as shown on an approved Site Improvement Plan in accordance with Sections 27 and 28 of this Resolution.

1414C Fencing Standards

Fencing shall be allowed for residential and non-residential uses in accordance with the following standards. Fencing provided for non-residential uses shall be shown on an approved Site Improvement Plan, in accordance with Section 27 of this Resolution.

1414C.01 Barbed, concertina, razor wire, or other hazardous materials used for fencing shall be prohibited.

1414C.02 Fences, walls, or hedges shall not be erected in the public right-of-way, but shall be allowed within the setback on private land.

- 1414C.03 A building permit shall be required for any retaining wall, as required by the Building Code, as amended and adopted by Douglas County. *(Amended 12/18/12)*
- 1414C.04 Fences, walls, or hedges shall not exceed six (6) feet in height and shall not exceed four (4) feet in height when located in the required setback from a street.
- 1414C.05 A building permit is required for any fence greater than six (6) feet in height, or as required by the Building Code, as amended and adopted by Douglas County. *(Amended 12/18/12)*
- 1414C.06 Fences or walls shall be designed and maintained so that they are architecturally harmonious with the principal structures on the lot.
- 1414C.07 Fences, walls, or hedges shall be erected and maintained in a manner that does not obstruct the vision of automobile traffic on the adjacent streets, rights-of-way, or driveways in accordance with the Douglas County Roadway Design and Construction Standards manual.
- 1414C.08 Fences, walls, or hedges shall be maintained in good structural or living condition. The landowner is responsible for the repair or removal of a fence, wall, or hedge, which constitutes a safety hazard, by reason of inadequate maintenance, dilapidation, obsolescence, or abandonment, or which constitutes a zoning violation.
- 1414C.09 Swimming pools shall be enclosed by a fence or wall that meets or exceeds the requirements of the Building Code, as amended and adopted by Douglas County. *(Amended 12/18/12)*
- 1414C.10 Sound barrier walls, when constructed by the landowner other than the Colorado Department of Transportation adjacent to a street, shall be designed in accordance with the State Department of Transportation criteria and approved by the Director or designee.

1415C Landscaping

- 1415C.01 Non-residential uses shall be landscaped as shown on an approved Site Improvement Plan in accordance with Section 27 of this Resolution.
- 1415C.02 Areas to be landscaped include the lot area within the required setback from the street, parking areas, and other areas as required.

1416C Sign Standards

Refer to Section 29 of this Resolution.

1417C Lighting Standards

Refer to Section 30 of this Resolution.

1418C Outdoor Storage

Outdoor storage shall be permitted as shown on the approved Site Improvement Plan, in accordance with the following standards:

- 1418C.01 Outdoor storage including, but not limited to, raw materials supplies, finished or semi-finished products, or equipment shall be enclosed and concealed by a solid fence or wall.
- 1418C.02 With the approval of the Director or designee a solid fence or wall may be replaced with adequate vegetation (hedge) such that the outdoor storage shall not be able to be viewed from the adjacent public areas.
- 1418C.03 Employee or customer parking or merchandise display areas shall not be considered outdoor storage.
- 1418C.04 Outdoor storage shall not be allowed within any required landscaped area.
- 1418C.05 Outdoor storage shall not exceed the height of the fence except for trailers, or other equipment designed to be towed or lifted as a single component.
- 1418C.06 For outdoor storage of vehicles, see the Parking Standards in this section.
- 1418C.07 Outdoor storage shall be allowed within the required setback from a street provided that the storage area does not occupy more than 50 percent of the lineal frontage at the right-of-way.
- 1418C.08 When outdoor storage areas abut each other and are not visible from public areas, the Director or designee may waive the requirement for a solid fence.
- 1418C.09 Where the topography of the land is such that a fence would not prevent viewing outdoor storage from adjoining land or public rights-of-way, additional landscaping above the height of the fence may be required by the Director or designee. In the event that it is not possible to prevent viewing of the outdoor storage from adjoining land or public rights-of-way, such outdoor storage area shall be prohibited.

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