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**TOWN COUNCIL APPEALS HEARING
TUESDAY, MAY 10, 2016
Town Hall Council Chambers
551 Hot Springs Blvd
5:00 p.m.**

- I. CALL APPEALS HEARING TO ORDER**
- II. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE**
- III. POSSIBLE EXECUTIVE SESSION**
 - a. For the Purpose of Receiving Legal Advice Regarding the Walmart Appeal Hearing, Pursuant to Colorado Revised Statute 24-6-402(4)(b).
- IV. APPEALS HEARING**
 - a. Introduction
 - 1) Planning Director's Appeals Hearing Staff Report
 - 2) Resolution 2016-06
 - b. Section 1- "Documents of Record" Associated with Notice of Appeal
 - 1) Notice of Appeal from Walmart Real Estate Business Trust
 - 2) Walmart Opening Brief - Original from April 16, 2015
 - 3) Planning Director's Final Determination regarding exterior lighting compliance
 - 4) LUDC Section 2.4.13, Appeals
 - 5) LUDC Section 6.11, Exterior Lighting
 - 6) Walmart's provided definitions of Glare
 - 7) Walmart lighting guidelines
 - c. Section 2- "Comments/Complaints" received prior to April 2, 2015 receipt of "Notice of Appeal"
 - 1) Written Complaints received prior to April 3, 2015
 - d. Section 3- "DRB May 22, 2012" Documents associated with Original DRB Public Hearing
 - 1) May 15, 2012 Correspondence from the Planning Director to Tasha Bolivar
 - 2) Walmart's responses to staff and Bohannon Huston's project comments, dated May 21, 2012
 - 3) Walmart illumination power point presentation, dated May 22, 2012
 - 4) Preliminary Lighting plans dated April 4, 2012

- e. Section 4- "DRB July 10, 2012" Documents associated with Original DRB Public Hearing
 - 1) Correspondence from Carl Schmidlein of Galloway responding to Town review comments dated June 21, 2012
 - 2) Amended Bohannon Huston review of re-submitted plans, dated July 3, 2012
 - 3) Walmart illumination power point presentation, dated July 10, 2012
 - 4) Revised Illumination Plan Dated June 12, 2012

- f. Section 5- "DRB August 21, 2012" Documents associated with Original DRB Public Hearings
 - 1) Walmart response to July 10, 2012 DRB meeting minutes
 - 2) Walmart illumination power point presentation, dated August 21, 2012
 - 3) The Edge LED Area Light fixture product information sheet
 - 4) Revised Illumination Plan Dated August 13, 2012

- g. Section 6- "DRB Final Approval" Associated Documents
 - 1) Resolution 2012-12, "Setting forth findings of fact and conclusions and approving the Walmart major Design Review Development Application"
 - 2) Galloway response to DRB Resolution 2012-012, dated April 11, 2013
 - 3) Site Plan Approval from the Town, dated May 08, 2013
 - 4) Final approved illumination plan, dated December 18, 2012

V. ADJOURNMENT

**Don Volger
Mayor**