

**PLANNING COMMISSION  
IN AND FOR THE CITY OF LOVELAND, COLORADO**

**5726 Byrd Drive Appeal of a Final Staff Decision**

**FINDINGS AND CONCLUSIONS**

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**Regarding:** An appeal of a final staff decision regarding the interpretation of the I-25 electronic message sign provision in Section 18.50.120. J. of the Municipal Code. The applicant is Josh Elliott on behalf of Autoplex and 6050 LLC (“Applicant”).

The above matter came to be heard on February 22, 2016 by the City of Loveland Planning Commission (the “Commission”). The Commission considered the presentation by City of Loveland Staff and Applicant at the hearing, invited public comment and reviewed the Staff Report dated February 22, 2016. Pursuant to Chapter 18.80.040 of the Loveland Municipal Code (the “Code”), the Commission hereby

**FINDS:**

1. That the Applicant seeks to place an electronic message sign pursuant to the provisions of Section 18.50.120 of the Code on the portion of the perimeter of Applicant’s property that is parallel to I-25; and
2. That in order to qualify for such signage, the Applicant must have a premises directly abutting I-25 for more than 500 lineal feet; and
3. That, for the purposes of measuring the 500 lineal feet, the phrase “directly abutting” in Section 18.50.120. J. of the Code may be interpreted to include the length of the portions of the perimeter of property perpendicular and parallel to I-25 where there is an adjacent street right-of-way along such portions; and
4. That based on such interpretation, the Applicant’s property at 5726 Byrd Drive qualifies for an electronic message sign.


**NOW, THEREFORE, IT IS ORDERED BY THE PLANNING COMMISSION** that the final decision by City Staff be and hereby is, **REVERSED**.

Adopted this 14 day of March, 2016.

ATTEST:

  
Jenell Cheever  
Planning Commission Secretary

PLANNING COMMISSION:

  
Jeremy Jersvig, Chairperson