

1 RESOLUTION R-2024-

2 A RESOLUTION OF THE LONGMONT CITY COUNCIL CONDITIONALLY APPROVING
3 THE IN-N-OUT CONDITIONAL USE SITE PLAN APPLICATION

4
5 WHEREAS an application for the In-N-Out Conditional Use Site Plan has been submitted
6 to the City of Longmont; and

7 WHEREAS said application was found to be complete by City staff though the
8 Development Review Committee process; and

9 WHEREAS the Longmont Planning and Zoning Commission held a public hearing on
10 November 20, 2024, to consider the Conditional Use Site Plan application, found it in compliance
11 with the review criteria of sections 15.02.055 and 15.02.060.C of the Longmont Municipal Code
12 with conditions, and recommended its adoption with conditions; and

13 WHEREAS the property at issue is adjacent to a city-owned park, greenway, or open space,
14 as defined by section 15.04.030.A.6 of the Longmont Municipal Code and, therefore, City Council
15 is the decision-making body on this application; and

16 WHEREAS the City Council has been advised by staff, and has taken official notice of all
17 maps, records and other information and other materials on file with the City of Longmont,
18 Colorado, regarding said application.

19 NOW, THEREFORE, THE COUNCIL OF THE CITY OF LONGMONT, COLORADO,
20 RESOLVES:

21 Section 1

22 The Longmont City Council finds the In-N-Out Conditional Use Site Plan application
23 conditionally complies with the review criteria of sections 15.02.055 and 15.02.060.C of the

Longmont Municipal Code.

Section 2

The In-N-Out Conditional Use Site Plan application is hereby conditionally approved, subject to the following conditions:

1. Prior to recordation of Notice of Site Approval for the In-N-Out Conditional secondary Use Site Plan, the Irwin Thomas First Filing, Replat A Minor Subdivision Plat must be recorded.
2. The applicant agrees to construct an ADA-compliant ramp on the applicant's southern property line concurrently or sooner of an ADA-compliant ramp constructed on the east-west sidewalk on the southside of North Costco Entrance private drive, provided there is an identified pedestrian crossing on the North Costco Entrance private drive in an agreeable location to the applicant.
3. The applicant's compliance with any terms, conditions, and commitments made during the public hearings.

Section 3

The Council repeals all resolutions or parts of resolutions in conflict with this resolution, but only to the extent of such inconsistency.

Passed and adopted this _____ day of _____, 2024.

MAYOR

ATTEST:

CITY CLERK

1 APPROVED AS TO FORM:

2
3
4
5 _____
6 ASSISTANT CITY ATTORNEY

_____ DATE

7
8
9 _____
10 PROOFREAD

_____ DATE

11
12 APPROVED AS TO FORM AND SUBSTANCE:

13
14
15 _____
16 ORIGINATING DEPARTMENT

_____ DATE

17
18 CA File: 24-003187