



Department of Community Development
75 South Frontage Road
Vail, CO 81657
Tel: 970-479-2128
www.vailgov.com
Development Review Coordinator

Appeals Form

General Information: This form is required for filing an appeal of a Staff, Design Review Board or Planning and Environmental Commission action/decision. A complete form and associated requirements must be submitted to the Community Development Department within twenty (20) calendar days of the disputed action/decision.

Action/Decision being appealed: PEC Approval of Booth Heights
Neighborhood

Date of Action/Decision: 8/26/2019

Board or Staff person rendering action/decision: PEC

Does this appeal involve a specific parcel of land? ☒ Yes ☐ No

If yes, are you an adjacent property owner? ☐ Yes ☒ No

Name (s) of Appellant (s): Betsy Kiehl

Mailing Address: 4093 E Spruce Way #37, Vail, CO 81657

Phone: 970-904-6287

Physical Address in Vail: Same

Legal Description of Appellant (s) Property in Vail: Lot: N/A Block: N/A Subdivision: Bldg #5, Vail East
Longing Assn 811

Appellant (s) Signature (s): Betsy Kiehl

(Attach a list of signatures if more space is required.)

SUBMITTAL REQUIREMENTS

1. On a separate sheet or separate sheets of paper, provide a detailed explanation of how you are an "aggrieved or adversely affected person".
2. On a separate sheet or separate sheets of paper, specify the precise nature of the appeal. Please cite specific code sections having relevance to the action being appealed.
3. Provide a list of names and addresses (both mailing and physical addresses in Vail) of all owners of property who are the subject of the appeal and all adjacent property owners (including owners whose properties are separated from the subject property by a right-of-way, stream or other intervening barrier).
4. Provide stamped, addressed envelopes for each property owner listed in (3).

Submit this form and all submittal requirements to:

Town of Vail
Community Development Department
75 South Frontage Road
Vail, CO 81657

RECEIVED

SEP 16 2019

Town of Vail

3:05 PM

For Office Use Only:

Date Received: _____

Planner: _____

Activity No.: TC19-0018

Project No: _____

4093 East Spruce Way #37

Vail, CO 81657

September 16, 2019

To whom it may concern:

I am appealing the Town of Vail PEC decision to approve Booth Heights Neighborhood development on the following grounds: It does not meet the

C. Open Space and Landscaping should be designed to preserve and enhance the natural features of the site.

My family and I live in Vail East Lodging Condos and contrary to Mr Kurz saying there is not impact on view, there definitely is. We have a direct view corridor to the proposed development, beautiful rock cliffs and as of now darkness. The proposed development would light up the sky as nothing in East Vail does. The direct light pollution and impact on open space would be immense. Driving to East Vail from soccer practice in Edwards is a calming effect on my family with the view of the undeveloped Gore, sometimes Alpen Glow and darkness. At times nothingness is a good addition to a neighborhood.

D. Pedestrian and vehicular circulation

As of today, the bus stop is at the stop sign of Bighorn Road before it goes under I-70. The proposed development will add a minimum of 300 people a day riding the bus. The logistics of these people crossing the road on a dry road day are daunting enough but add at night or when the pass closes and there are cars parked all along the road the vehicular circulation will be non-existent. The amount of research on the traffic, bus impacts, on/off ramp and monies that will be the Town of Vail's responsibility has to be studied before just saying okay. It is interesting that two of the members of the PEC that live in East Vail voted to not approve this project because it is just not the right location and they know East Vail.

Town of Vail Comprehensive Plan

In the Comprehensive Plan, the plan states to acquire or protect parcels that benefit wildlife habitat by providing movement corridors or other benefits. The Bighorn Sheep are unique to Colorado, East Vail and this neighborhood. The experts from the Forest Service, DOW and the Bighorn Sheep Federation have all said no development is best for these sheep. I live in a complex similar to what is proposed and we have rules to not have dogs unless you are an owner, no smoking within the units and these rules are ignored by tenants. The developer will not enforce these rules, the Town of Vail will not enforce these rules nor will the HOA. It will not be any fun to live in this complex if the rules are enforced and if they are not, we will most

likely see the sheep herd become non-existent. By approval of this development, the Town would be going directly against what it set out to do by writing the Comprehensive Plan

Lastly, I believe the two Vail Resorts employees that did not recuse themselves on the votes when their employer had a direct financial gain at stake and their immediate boss was at the podium looking directly at them when they were voting presented an appearance of impropriety and their votes should not be accepted.

Thank you

Sincerely,