



Critical to our success is an engaged community and knowledgeable and experienced staff.

Town Council Values

- *Preserve our high quality of Life*
- *Resource Efficiency/ Environmental Stewardship*
- *Support a sustainable and healthy business climate*
- *Maintain a “real” community*
- *Fiscally Responsible*
- *Historic Core*

AGENDA
Town of Crested Butte
Regular Town Council Meeting
Monday, December 21, 2015
Council Chambers, Crested Butte Town Hall

7:00 REGULAR COUNCIL MEETING CALLED TO ORDER BY MAYOR OR MAYOR PRO-TEM

7:02 APPROVAL OF AGENDA

7:05 CONSENT AGENDA

- 1) Approval of December 7, 2015 Regular Town Council Meeting Minutes.
- 2) Approval of Arbor Day 2016 Proclamation and 2015 Tree City USA Application for Certification.
- 3) Approval of the Fat Bike World Championships Special Event Application and Special Event Liquor Permit at the Town Ranch and Gravel Pit areas on Saturday, January 30, 2016.
- 4) Approval of Resolution No. 39, Series 2015 – Resolutions of the Crested Butte Town Council Certifying the Final Plat of Block 52 Minor Subdivision.

7:08 PUBLIC COMMENT

Citizens may make comments on item not scheduled on the agenda. Those commenting should state their name and physical address for the record. Comments may be limited to five minutes.

7:15 STAFF UPDATES

7:25 PUBLIC HEARING

- 1) Transfer of the Tavern Liquor License Located at 127 Elk Avenue From JAV Enterprise LTD DBA Kochevar’s Bar and Saloon to Kochevar’s Saloon LLC DBA Kochevars.
- 2) Ordinance No. 14, Series 2015 - An Ordinance of the Crested Butte Town Council Amending Chapter 2 of the Crested Butte Municipal Code to Include a New Article 8 Thereto Establishing a Creative District Commission and Including Regulations Relative Thereto.

7:40 NEW BUSINESS

- 1) Request from High Country Conservation Advocates for the Town Council to Submit a Letter to the Forest Service on the Forest Service’s Proposal to Re-instate an Exemption Allowing Road and Well-pad Development Associated with Coal Mining in Gunnison National Forest Roadless Areas.

8:00 LEGAL MATTERS

8:02 COUNCIL REPORTS AND COMMITTEE UPDATES

8:15 OTHER BUSINESS TO COME BEFORE THE COUNCIL

8:30 DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL MEETING SCHEDULE

- Monday, January 4, 2016 – 6:00PM Work Session – 7:00PM Regular Council
- Tuesday, January 19, 2016 – 6:00PM Work Session – 7:00PM Regular Council
- Monday, February 1, 2016 – 6:00PM Work Session – 7:00PM Regular Council

8:35 ADJOURNMENT

MINUTES
Town of Crested Butte
Regular Town Council Meeting
Monday, December 7, 2015
Council Chambers, Crested Butte Town Hall

Mayor Michel called the meeting to order at 7:03PM.

Council Members Present: Jim Schmidt, Erika Vohman, Roland Mason, Laura Mitchell, and Paul Merck

Staff Present: Town Manager Todd Crossett, Town Attorney John Belkin, and Town Clerk Lynelle Stanford

Finance Director Lois Rozman, Building Director Bob Gillie, Parks and Recreation Director Janna Hansen, and Town Planner Michael Yerman (all for part of the meeting)

APPROVAL OF THE AGENDA

Crossett requested that number 3 under New Business be moved to number 1 under New Business. He also confirmed that his presentation on the agenda would take up to an hour.

Schmidt moved and Vohman seconded a motion to approve the agenda as amended. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

CONSENT AGENDA

- 1) Approval of November 16, 2015 Regular Town Council Meeting Minutes.**
- 2) Approval of November 30, 2015 Special Town Council Meeting Minutes.**
- 3) Approval of Council Committee Assignments.**

Stanford stated number 3, Approval of Council Committee Assignments, should be moved after the last item under New Business in order to fill all of the assignments.

Schmidt moved and Mason seconded a motion to approve the Consent Agenda with the two items left on Consent Agenda. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

PUBLIC COMMENT

Recognizing people present to discuss the Center for the Arts, Crossett explained the process. He said the Center was with BOZAR right now. The decisions would be made with BOZAR, and there was upcoming public process. The Council would be the body

to which a BOZAR decision would be appealed. He said people could send emails, which would be important to keep on the public record.

Ben Pritchett - 708 Whiterock Ave

- Identified traffic flow, parking, building space, safety, and timing as issues.
- Regarding the Center for the Arts' location, he said the elephant in the room was the baseball field.
- He thought the cost of repositioning the field would be small compared to the cost of the overall project.

John Holder - 725 Whiterock Ave

- Encouraged the Council to consider locating the Center at Gothic Field.

Lauren Bock - 732 Whiterock Ave

- Echoed issues identified by Pritchett.
- Said it was not too late to step back and reconsider the overall plan.

Jafar Tabaian - 732 Whiterock Ave

- Questioned if Town Park was still the proper site, given the size of the project and the uses that were known.

Elliot Stern - 512 7th Street #2

- Suggested they reeled it in and slowed everything down (concerning the Center for the Arts). They were moving too fast.

Michel encouraged residents to attend the BOZAR meetings. BOZAR would approve designs. Council could hear the appeal of BOZAR's decision. Pritchett said one of their concerns was the site question. He wondered if they missed the conversation and if there was a mechanism to re-visit the conversation. Crossett said that last winter and spring there was a large conversation concerning what the building envelope looked like. He said they also had significant conversations regarding moving the ball field. The Council approved a resolution for the Center to pursue a project in that envelope. Theoretically, they could reverse but the Center was given the go ahead to move forward. Crossett said BOZAR was not deciding who was accommodated in the Center's space. The Center would need to come back to Council if they wanted to exceed the approved building envelope.

Marcus Lock - Practice located at 525 N Main in Gunnison

- Represented Cypress Foothills LP.
- He introduced himself and Cypress to the new Council members.
- Cypress was pursuing development of their parcel through the County.
- The conversation was re-started with the Town concerning wastewater connectivity. They hoped to present to the Council at an upcoming meeting.
- Schmidt said once lawyers started talking only the lawyers could talk to each other. Lock said he represented Cypress, but he hoped they didn't feel a barrier.

Erich Ferchau - 406 S Iowa in Gunnison

- Handed out a packet of information concerning his property in Town.
- Explained that Gillie approached him because if the building use was changed from commercial use to residential use, a parking space would be required.
- Ferchau said he would be forced to evict a long time tenant.
- Ferchau clarified he was at the meeting to vent, and the objective was to provide background information. He requested a meeting with Crossett. He wanted to continue having conversations with Gillie, and he didn't want to pull the trigger on evicting the tenant.

STAFF UPDATES

Lois Rozman

- October sales tax numbers were in the packets. Sales tax was up 11% for October, and it was up 12% year-to-date.
- Her department was working on the conversion to Muni Revs. They were mass mailing two letters, and so far people had been positive about the move.
- They had been working hard on the server and back up systems. Hardware was in, and they would be converting shortly to the new server.

Janna Hansen

- Today was opening day for Big Mine Ice Arena, which was a week earlier than expected.
- The first hockey practice for the season was at Big Mine today.
- Invited people to skate after the holiday party.
- Hired Dana Shaw as a full-time year around parks employee.
- Adult indoor soccer started last week.

Bob Gillie

- A vehicle had been charged at the 4-way. A shed would be built to cover the charging station.
- Was queuing up for next year's building season.
- Sixth Street Station was back with a sizable project.

Michael Yerman

- They did a peer review with CDOT on the Red Lady intersection. CDOT was ready to present two options to the Council.

Lynelle Stanford

- Mentioned upcoming special events.
- The holiday party would be on Friday.
- There was a meeting scheduled this week to discuss Big Air on Elk with event organizers and Staff.
- There would be a public hearing at the next meeting for the Kochevar's liquor license transfer.

- Was working to get the Fat Bike World Championships' special event application in front of the Council.

Todd Crossett

- There would be a meeting on Thursday for Big Air on Elk. The Town would have them cover the cost of an on-site safety manager.

PUBLIC HEARING

1) Transfer of the Dogwood Liquor License Located at 309 3rd Street From The Dogwood LLC to Elevated Spirits LLC.

Michel confirmed proper public notice was given and that nothing had changed from the time the staff report was written. Applicants Sarah Jane Lubeley and Drew Henry introduced themselves. Schmidt questioned if the applicants were aware of the restrictions that had been put in place on the building such as certain windows being opened. Lubeley specified restrictions such as closing by 9PM, including the patio. She added that they were aware due to the number of years they worked for the previous owners. There were no public comments, and the public hearing was closed. There was no further Council discussion.

Schmidt moved and Merck seconded a motion to approve the transfer of a Tavern Liquor License for Elevated Spirits LLC DBA The Dogwood located at 309 3rd Street; Crested Butte, Colorado for the reasons stated in the staff report. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

2) Ordinance No. 12, Series 2015 – An Ordinance of the Crested Butte Town Council Amending Chapter 6-2 of the Crested Butte Municipal Code Providing for a Temporary Reduction to Certain Portions of the Business and Occupation Licensing Tax for the Fiscal and Calendar Year of 2016; and Providing the Automatic Repeal Thereof Effective on the First Day of January, 2017.

Michel confirmed proper public notice was given and that nothing had changed from the time the staff report was written. Rozman explained the ordinance reduced the BOLT from per employee to a flat fee, which was done every year to satisfy TABOR requirements. There were no public comments, and the public hearing was closed. There was no further Council discussion.

Mason moved and Schmidt seconded a motion to approve Ordinance No. 12, Series 2015. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

3) Ordinance No. 13, Series 2015 – An Ordinance of the Crested Butte Town Council Adopting Changes and Additions to the 2015 Budget and Appropriations Relative to the General Fund, Sales Tax Fund and Street & Alley Fund.

Michel confirmed proper public notice was given, and there were no changes from the time the staff report was written. There were no public comments. The public hearing was closed. There was no further Council discussion.

Vohman moved and Mitchell seconded a motion to approve Ordinance No. 13, Series 2015 - An Ordinance of the Crested Butte Town Council Adopting Changes and Additions to the to the 2015 Budget and Appropriations Relative to the General Fund, Sales Tax Fund and Street & Alley Fund. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

NEW BUSINESS

1) Ordinance No. 14, Series 2015 - An Ordinance of the Crested Butte Town Council Amending Chapter 2 of the Crested Butte Municipal Code to Include a New Article 8 Thereto Establishing a Creative District Commission and Including Regulations Relative Thereto.

Mitchell moved and Vohman seconded a motion to set Ordinance No. 12, Series 2015 – An Ordinance of the Crested Butte Town Council Amending Chapter 2 of the Crested Butte Municipal Code to Include a New Article 8 Thereto Establishing a Creative District Commission and Including Regulations Relative Thereto, for public hearing. **Motion passed.**

2) Approval of Council Committee Assignments

It was explained this agenda item was moved from Consent Agenda in order to appoint a Council member to the CDOT Region 3 Committee. Yerman briefly explained the role on the committee. Schmidt volunteered to be appointed.

Mason moved and Merck seconded a motion to approve the Boards and Committees as stated in the staff report, including Merck's appointment to the One Valley Prosperity Project Committee. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

3) Presentation by Town Manager Todd Crossett and Town Attorney John Belkin Regarding Town Council Orientation.

Crossett began by explaining the home rule form of government. He showed a slide depicting the Town's organizational structure. He explained the Council acted as a body, and it took four Council members to make a decision. He stated that most functions of government were the responsibility of the Manager. Crossett also reviewed the general responsibilities of Town departments.

Crossett differentiated between proactive vs. reactive vs. supportive Town functions. He provided examples of proactive work such as: creating legislation, master planning, budgeting, and building relationships. Reactive examples included: building inspections,

processing land use applications, and processing special event applications. Supportive Town functions that Crossett listed were: accounting and billing, facilities management, front desk, taking minutes, and keeping records.

Crossett reviewed the Council's role relative to Staff. Roles of the Council included: Setting goals and general strategic direction; Setting the outside boundaries within which Staff works; Setting the big picture; and Providing policy decisions. Roles of Staff included: Providing expertise; Running process; Advise and Guide; Providing information and context; Setting action strategy; and Implementation.

Crossett described interacting with Staff. He stated communication that was encouraged included: questions, gathering information, building relationships, and helping to set organizational tone. Communication that should occur with the Manager only: direction, management of organizational dynamics, negative feedback/discipline, employment and review, and personnel policies.

Next, Crossett covered the roles and responsibilities of the Manager, Mayor, Town Attorney and the Council and the forms of government at the Town's level. Crossett explained legislative was the biggest piece. Council created the rule set for the Town. Sunshine laws applied, but they could speak to people and gather information at will. Ex parte did not apply. In quasi-judicial matters, the Council acted as the jury. It was usually applied to land use and permitting. The Council maintained impartiality like a judge, sunshine laws applied, and no ex parte communication was permitted. Crossett explained to the Council that when quasi-judicial applied to the situation, they needed to tell people to attend the meeting or to provide an email that would go on the public record. Crossett mentioned administrative decisions, most of which were appealable to the Town Manager.

Crossett said the Town made the effort to be transparent through the use of the website, social media, and e-alerts. He explained what constituted a meeting amongst Council members. Social gatherings were okay, but he cautioned against email strings that became de facto meetings. Council members could not meet with more than two members to discuss or deliberate towards an issue upon which the Council would make a decision. Emails were generally subject to open records requests with the exception of email correspondence from the Town Attorney sent under attorney/client privilege.

Crossett mentioned Executive Sessions and that action could only be taken in public session. He reviewed the reasons for Executive Sessions. He then listed the other types of meetings to include: regular meetings, hearings, work sessions, retreats, town hall meetings, special meetings, and emergency meetings. He covered details such as timelines, noticing, and adding items to other business.

Schmidt thought they owed the public a response during Public Comment rather than waiting until the end of the meeting to discuss under Other Business. Belkin said they could amend the agenda right on the spot at the beginning of New Business. Crossett agreed it could be fair to set a date certain. He cautioned they could set a precedent and

end up with a town hall meeting. Crossett preferred to come with staff reports to prepare the Council. Mason asked if the Council wanted to further pursue. Crossett said the product would be better if they weren't shooting from the hip. Schmidt said it was a disservice to the people, and he thought the discussion should be on a future agenda.

Crossett reviewed models of communication, conflict, and liability. In order to protect the Town, Crossett said Council members should listen to Belkin, follow code and process, and be impartial. Council members were protected under the Town's insurance as long as they were acting within the scope of their authorized duties. Crossett listed safeguards: act as we not as I; act on behalf of the Town as a whole; and disclose conflicts of interest. Belkin asked for Council members to flag conflicts well in advance. Crossett summarized they would not be penalized for being paranoid.

4) Presentation by Chris Larsen on the Mountain Express Annual Report.

Roland Mason, the Chair of the Mountain Express Board, presented on behalf of Mountain Express. He explained that per the terms of the IGA, Mountain Express was required to give a report to the Council.

- Mountain Express carried 549,600 passengers, which was an increase of 3% from 2014.
- There were no changes to routes; however, they provided service to CB South, which included three trips in the AM and three trips in the PM.
- There was thought of extending summer service to October.
- Mountain Express ran to Gothic from June to mid August, and there was an increase of 8% in ridership from last summer.
- They carried 13% more bikes from last year.
- Regarding staff, they only hired one new driver and most drivers returned.
- They increased capital reserves. They were trying to get on top and have money ready to continue to upgrade fleet.
- They were talking about increasing their shop by five bays.
- There were two new busses in 2015, a big one and small one. They still had one bus that was to be delivered.
- Received a grant to purchase a new cut away, a 13-passenger van that would be used for seniors' transportation. It could also be used to provide service to Gothic.
- Focuses of the board were to meet growing service needs and to upgrade the bus fleet.
- Various solutions to accommodating more bikes were discussed. Mason said unless they were at a place to specifically start a bike carrying service, they had not found a solution.

LEGAL MATTERS

None

COUNCIL UPDATES AND COMMITTEE UPDATES

Roland Mason

- There would be a RTA meeting on Friday.
- There was potential for a proposal from another airline for the spring when United wasn't providing service.

Glenn Michel

- Met with Scott Truex. Michel would attend his first RTA meeting on Friday.
- Asked the Council members to bring to the attention of the Council when they couldn't attend committee meetings. He asked them to notify Crossett or himself, and they would make sure a representative attended. It demonstrated Town's commitment to the committees.

Schmidt and Michel would be attending the Growing Winters grant meeting tomorrow.

OTHER BUSINESS TO COME BEFORE THE COUNCIL

- Schmidt confirmed with Crossett that Councilors should not talk about the design of the Center for Arts' building, but the location was fair game. Schmidt said the location had a long history of discussion, and the process did not start yesterday. It took a lot of time and a lot of meetings.
- Schmidt thought a retreat should happen as soon as possible.
- Schmidt referred to a letter in the packet from Cathy Steinberger regarding the location of Vinotok. He wanted to talk about it earlier. It was agreed an April timeframe would work.
- Schmidt brought up the short-term rental discussion, and he said it should occur in January or February.
- Schmidt also questioned the contract with the Town's judge.

DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL MEETING SCHEDULE

- Monday, December 21, 2015 – 6:00PM Work Session – 7:00PM Regular Council
- Monday, January 4, 2016 – 6:00PM Work Session – 7:00PM Regular Council
- *Tuesday*, January 19, 2016 – 6:00PM Work Session – 7:00PM Regular Council

Michel thought a retreat should be used to identify priorities and goals. Mason and Mitchell agreed with Michel.

Crossett mentioned that Town participated in a CAST study regarding short-term rentals. There would be a process to identify trends and issues the Council felt affected Town. They would determine policy action from there.

ADJOURNMENT

Mayor Michel adjourned the meeting at 9:28PM.

Glenn Michel, Mayor

Lynelle Stanford, Town Clerk (SEAL)



Staff Report
December 21, 2015

To: Mayor and Town Council
Thru: Todd Crossett, Town Manager
From: Janna Hansen, Parks and Recreation Director
Subject: Approval of Arbor Day 2016 Proclamation and 2015 Tree City USA Application for Certification

Background:

The Town of Crested Butte has been awarded the certification of Tree City USA for 14 years through the Arbor Day Foundation. The standards for a community to be officially certified as a Tree City USA include:

1. A Tree Board or Department
2. A Community Tree Ordinance
3. A Community Forestry Program with an Annual Budget of at Least \$2 Per Capita
4. An Arbor Day Observance and Proclamation

The Town of Crested Butte has achieved these standards and works to protect the trees in our community.

Recommendation:

Town Staff recommends the approval of the 2016 Arbor Day Proclamation and the signing of the 2015 Tree City USA application by the Mayor.



2016 Arbor Day Proclamation

Whereas, In 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

Whereas, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

Whereas, Arbor Day is now observed throughout the nation and the world, and

Whereas, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and

Whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

Whereas, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal,

Now, therefore, I, Glenn Michel, Mayor of the Town of Crested Butte, do hereby proclaim April 29th ARBOR DAY 2016 in The Town of Crested Butte, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

Glenn Michel, Mayor

ATTEST:

Lynelle Stanford, Town Clerk

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Tree City USA

2015 Application for Certification



The Tree City USA award is in recognition of work completed by the community during the 2015 calendar year.

As Mayor or Equivalent of the Community of Crested Butte

I herewith make application for this community to be officially certified/recertified as a Tree City USA for 2015, having achieved the standards set forth by the Arbor Day Foundation as noted below.

Standard 1: A Tree Board or Department

Community has a Tree Board only

Tree Board Chair

Janna Hansen Tree Board Chairperson 970-349-5338 jhansen@crestedbutte-co.gov

Standard 2: A Community Tree Ordinance

✓ Our community ordinance is on record

Standard 3: A Community Forestry Program with an Annual Budget of at Least \$2 Per Capita

Total Community Forestry Expenditures	\$5102.72
Community Population	1500
Per Capita Spending	\$3.4

Standard 4: An Arbor Day Observance and Proclamation

✓ Official Arbor Day proclamation is on record

Mayor or Equivalent Signature	Title	Date
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Application Certification

To Be Completed By The State Forester:

Crested Butte

The above named community has made formal application to this office. I am pleased to advise you that we reviewed the application and have concluded that, based on the information contained herein, said community is eligible to be certified as a Tree City USA community, for the 2015 calendar year, having in my opinion met the four standards required for recognition.

State Forester Signature	Title	Date
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Staff Report

December 21, 2015

To: Mayor and Town Council
Thru: Todd Crossett, Town Manager
From: Lynelle Stanford, Town Clerk
Subject: **Fat Bike World Championships Special Event Application and Special Event Liquor Permit**
Date: December 11, 2015

Summary:

The Fat Bike World Championships are taking place from Thursday, January 28 through Sunday, January 31, 2016 at various venues. The special event application and special event liquor permit are relevant only to Saturday, January 30, 2016. The event organizer, Eliza Cress, on behalf of the Crested Butte/Mt. Crested Butte Chamber of Commerce, submitted a special event application for the use of the Town Ranch and gravel pit areas. The Nordic Center permitted the use of the East Side Nordic trails for the event. The Town's properties that would be affected are Town Ranch and the gravel pit area. Set up would begin at 8AM, the race would start on the Nordic trails at Noon, and break down would be completed by 9PM. Live music is proposed as part of the event.

It has been confirmed that the proposed liquor permitted area is 500 feet from the school's property boundary. The liquor perimeter would be fenced and security would be present to control entrances and exits and to check IDs. The event organizer has proposed fire pits for within the liquor permitted area, which are designated by orange boxes on the diagram included in the packet.

Recommendation:

To approve the special event application and special event liquor permit for the Fat Bike World Championships.

Recommended Motion:

Motion to approve the special event application and special event liquor permit for the Fat Bike World Championships.

TOWN OF CRESTED BUTTE SPECIAL EVENT APPLICATION



- A **complete** application must be submitted a **minimum** of forty-five (45) days prior to your event. A **complete** application includes all **fees** and **deposits**.
- Incomplete applications will not be accepted.
- A \$100 late fee will be charged for late applications and no applications will be accepted less than ten (10) business days prior to an event.
- In addition to the application fee and a special event permit fee, a clean-up deposit may be charged depending on the size and scale of the event (see special event fee schedule for details).
- All special events require a minimum of \$1,000,000 in general commercial liability insurance naming the Town of Crested Butte as an additional insured. If you have reserved the Big Mine Ice Arena for more than 299 people you will also need to add the Crested Butte Fire Protection District as an additional insured.
- Additional application fees are required for a Special Event Liquor License.
- Please print clearly and **legibly**
- Block parties must comply with the Block Party Policies and are not Special Events. Contact the Clerk's Office for more information.

Name of Event: Fat Bike World Championships

Date(s) of Event: Saturday, January 30th 2016

Name of Organization Holding the Event ("Permittee"): Crested Butte/Mt Crested Butte Chamber of Commerce

Note: The permittee of an event must be the same as the named insured on the insurance binder.

Name of Event Organizer: ELIZA ORESS

Phone: 970 349 0438 Cell Phone: 413 455 7972

E-Mail: events@cbchamber.com Fax Number: _____

Name of Assistant or Co-Organizer (if applicable): Dave Ochs

Phone: " " Cell Phone: 970 349 7324 E-Mail: director@cbchamber.com

Mailing Address of Organization Holding the Event: PO Box 1288

Email Address of Organization: " " Phone Number: " "

Detailed Event Description: Please attach an event schedule if applicable Event Schedule Attached

See Attached

Event Location: (Attach map showing location of event; Also attach 8 1/2" X 11" diagram detailing the event showing tents, vendors, security, toilets, tables, signage, fencing, booths, ingress and egress, stage, etc):

Map Attached Showing Location of Event

Diagram Attached Detailing Event

Event Time (start time of scheduled event to end time of scheduled event): 12:00PM - 5:30 PM
Total Time (including set-up, scheduled event, break-down & clean-up): 8:00 AM - 9:00 PM
Expected Numbers: Participants: 100 - 300 Spectators: 50 - 150

Do You Intend to Sell or Serve Alcohol: Yes / No

If Yes, a Special Event Liquor License is Required, You must Submit a Separate Application for a Special Event Liquor License to the Town Clerk at least 30 days prior to the event to ensure adequate time to comply with state regulations.

Special Event Liquor License Application is Attached with Appropriate Fees and Diagram

Proof of General Commercial Liability Insurance Naming the Town of Crested Butte as Additional Insured, with Coverage of No Less than \$1,000,000 is Required for All Special Events. If your event is in the Big Mine Ice Arena and over 299 people you will also need to add the Crested Butte Fire Protection District as Additional Insured. Events Selling Alcohol also Require Liquor Liability Insurance (Note your application cannot be approved until we receive Proof of Insurance). *Contact the Clerk's Office if you would like to receive an insurance quote through the Town's Insurance Provider.*

Is Proof of Insurance is Attached. Yes / No

If No, Why Not: _____

Will There Be Amplified Sound at This Event. Yes / No

If Yes, Describe: There will be live music & announcing over PA system.

Note: If there will be amplified sound during your event then the rules and requirements of Crested Butte Municipal Code Section 10-9-50 must be followed. Upon completion and submission of this application the Town will provide you with additional information, including details on how to comply with the neighborhood notification process that you will be required to follow.

Are you requesting Town Manager approval for a 1-day banner at the event location for the hours of the event. Yes / No
Town Manager Approval: [Signature]

Do you plan to apply for a banner permit to erect a banner at the Pitsker Outfield Fence Yes / No
If yes, you must apply for a banner permit separately through Diane at the Front Desk of Town Hall.

How much trash do you anticipate generating at the event? Minimal Amount

What recyclable products will be generated at the event? Minimal Amount

Describe Your DETAILED Plan for Trash, Recycling and Clean-Up (all events are required to have a plan for handling recycling and garbage during the event and the removal of recycling and garbage after the event). Please note that any plan should emphasize increased recycling and decreased waste production. If you feel that your event will require assistance from a waste company contact the Clerk's Office at 349-5338 or look on the special event section of the Town's website at www.townofcrestedbutte.com for details on the two different waste companies that serve Crested Butte and the scope of their services. Be creative and detailed in you plan. Please note that any event application without a detailed recycling and refuse plan will not be accepted as a complete application:

There will be trash & recycling receptacles at the event venue. The chamber will need a place to dispose of these items at the conclusion of the event.

Describe Plan for Security (All major impact events, as well as events that receive a special event liquor license, are required to have a security plan):

We will have volunteers providing security at this event. This is a race first rather than a drinking event.

Describe Plan for Parking: People are likely to use the community school lot to access this event venue.

Describe Plan for Portable Toilets and/or Restrooms: We will have porta potties delivered & picked up from the event venue. Approx 4.

Is Your Event Requesting Any Additional Services from the Town of Crested Butte (such as barricades, utility irrigation locates, traffic control, snow removal, electrical power, trash removal, additional police etc.)? Yes / No

If Yes, explain request for services in detail (attach additional page if necessary): Depending on conditions we may need assistance flattening snow in venue location. We will need to come up with a plan for trash removal.

Will Your Event Require Any Road Closures Yes / No

If Yes, Explain in Detail Streets Closures and Times of Closures:

Will Your Event Impact Mt. Express Bus Service and/or Routes Yes / No

If Yes, Explain Impact:

Will Your Event Affect Any Handicap Parking Spaces Yes / No

If yes then you must work with the Marshal's Department to create a temporary handicap parking space/s for the duration of your event.

Describe Plan for Notifying Businesses and Neighbors Impacted by Your Event:

Fat Bike World Championships will be advertised months in advance. There really are not businesses or neighbors close to town ranch.

Does Your Event Include a Parade Yes / No

If yes you must read and sign the following: I understand that if items are to be distributed during the parade (i.e. candy, beads, etceteras) individuals will do so exclusively by foot from along-side the vehicles/floats to minimize the likelihood of spectators running up to the vehicles/floats. I understand and agree that items will not be thrown from any vehicle/float.

Signature of Event Coordinator

Will You Be Selling Products (food, drink or merchandise) At Your Event? Yes / No

If Yes, You must Collect Sales Tax and Attach a Completed Town of Crested Butte Sales Tax License Application.

Town of Crested Butte Sales Tax Application is Attached.

If Approved Would You Like Town Staff To Post The Event On The Gunnison-Crested Butte Online Community Calendar (this service is free of charge) es / No

If yes, please write two sentences below describing the event in the exact wording it will appear on the calendar: Please come out and be part of the First Ever Annual Fat Bike World Championships from January 28-31st. Headquarters for the big race will be @ Town Ranch Saturday

Contact Name & Phone Number for the Calendar: Eliza Cress 970 349 6438

Event Fee for the Calendar: 0 Website for More Info: www.cbchamber.com

January 30th from 12-5pm. Come join in the festivities! Demos, live music, food & beer.

Additional Applicant Comments: We look forward to the opportunity to establish a successful & fun winter event in Crested Butte focused on outdoor recreation and the growing fat bike industry!

Please Review Carefully:

In consideration for being permitted by the Town to engage in the permitted event, the Permittee, its heirs, successors, executors, assigns, transferees, employees, officers, directors, members, managers, representatives, contractors, subcontractors, agents, assigns, guests and invitees (collectively, the "Releasor/Idemnitor") hereby acknowledge and agree to the following: (i) Releasor/Idemnitor assume all risk of injury, loss or damage to Releasor/Idemnitor, any of them, arising out of or in any way related to the permitted event, whether or not caused by the act or omission, negligence or other fault of the Town, or by any other cause; (ii) Releasor/Idemnitor waive and release the Town from any and all claims, demands and actions for injury, loss or damage arising out of or in any way related to the permitted event, whether or not caused by the act or omission, negligence or other fault of the Town, or by any other cause; (iii) Releasor/Indemnitor agree to defend, indemnify and hold harmless the Town from and against any and all liability, claims, damages and demands, including any third party claim asserted against the Town, on account of injury, loss or damage, including, without limitation, claims arising from bodily injury, personal injury, sickness, disease, death, property loss or damage, or any other loss of any kind whatsoever, arising out of or in any way related to the permitted use, whether or not caused by the act or omission, negligence or other fault of the Town, or by any other cause. For purposes hereof, the term "Town" shall include, individually and collectively, its officers, employees, agents, insurers, insurance pools, contractors and subcontractors. By signing this Special Event Application, the Permittee acknowledges and agrees that this assumption of risk, waiver and indemnity extends to all acts, omissions, negligence or other fault of the Town and that said assumption of risk, waiver and indemnity is intended to be as broad and inclusive as is permitted by the laws of the State of Colorado. In any portion hereof is held invalid, it is further agreed that the balance shall, notwithstanding such invalidity, continue in full legal force and effect.

The undersigned Permittee certifies that all the statements and answers to the above questions are true without any reservations or evasions. The undersigned also understands that the Town of Crested Butte reserves the right to require payment for additional services for major impact events

Eliza Cress / [Signature]
Print Name Clearly / Signature of Applicant (Permittee)

10/7/15
Date

Application is Approved: _____ Date: _____

Fat Bike World Championships

Event Description:

Fat Bike World Championships is a first year event held in Crested Butte, Colorado as a way to increase visitor ship in late January, a soft month in the valley and to capitalize of a rapidly growing industry. Fat Bike World Championships is a 4-day bike festival that starts Wednesday, January 27th and ends Sunday, January 31st. The World Championship race will be held Saturday, January 30th on the East Side outside of the town of Crested Butte. We will have a heavy industry presence at the event, which includes a large vendor village (wedding tent), and we plan for 200 race participants. Saturdays race will start at 12pm. There will be both Elite and Open categories. The race will last approximately 2.5 to 4 hours, the course is a 6.5-mile loop and racers will race either 5 or 3 laps. The race will have an announcer and there will be beer served at 12pm, food served at 1:30pm and live music starting at 2:30pm within the vendor village/race central. Awards will take place around 4pm and the band will play no later than 5:30pm when the event ends.

Schedule of Events:

FAT BIKE WORLD CHAMPIONSHIPS

Location- Town Ranch (Behind CB Community School)

8-10:00am	Set-up, Town Ranch
11:00am	Racers Arrive
12:00pm	Race Start/Begin serving beer
1:30pm	Fire Up the Grill
2:30 - 5:30	After Party/Music/Awards

Betty Warren

From: Chamber Events <eliza@cbchamber.com>
Sent: Tuesday, November 10, 2015 4:10 PM
To: Betty Warren
Subject: FBW map/tent

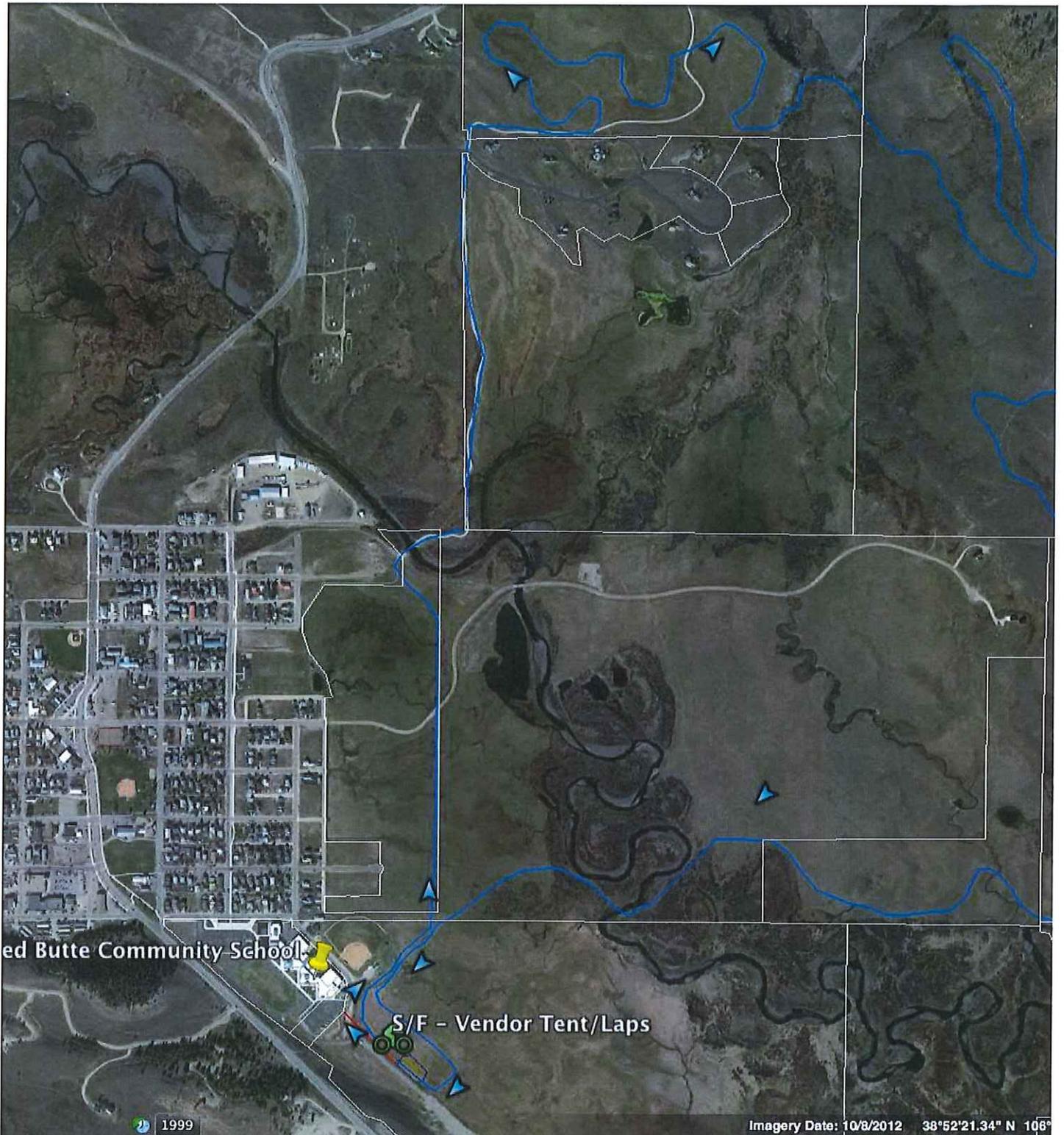
Hey Betty,

Here is the course map. As you can see we have a tiny little tent in there (yellowish square) on Town Ranch. The red line designates the 500' from the school property.

Cheers!

Betty Warren

From: Chamber Events <eliza@cbchamber.com>
Sent: Tuesday, November 10, 2015 4:51 PM
To: Betty Warren
Subject: oops THIS ONE



Fat Bike World Championships Venue

Purple- Event Tent

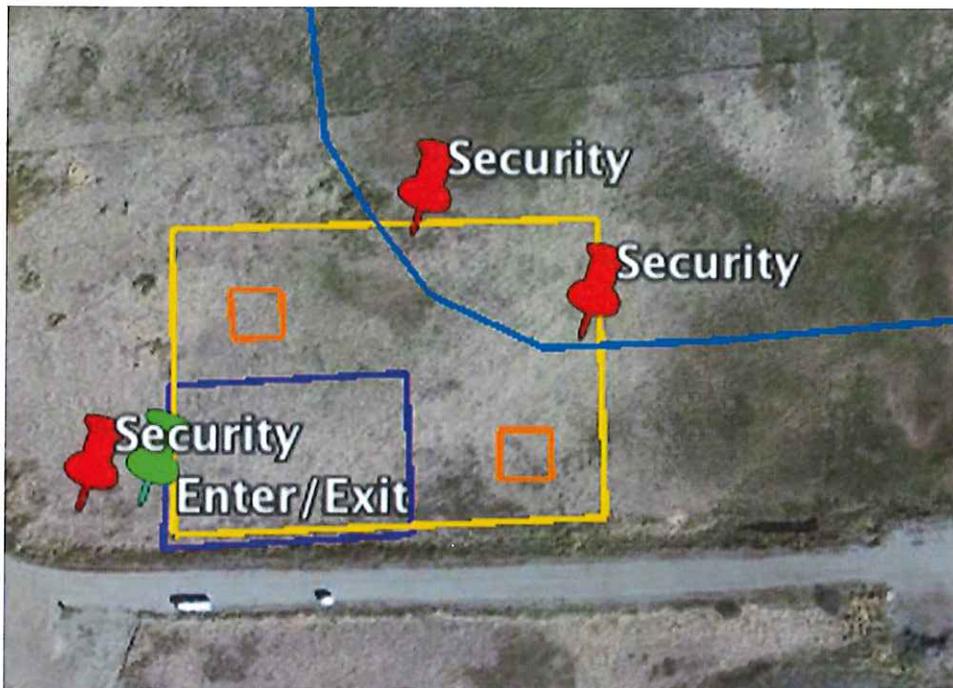
Yellow- Liquor Boundary (Fence)

Blue- Race Course

Orange- Fire Pits

Green- Entrance/Exit

Red- Security



APPLICATION FOR A SPECIAL EVENTS PERMIT

Department Use Only

IN ORDER TO QUALIFY FOR A SPECIAL EVENTS PERMIT, YOU MUST BE NONPROFIT AND ONE OF THE FOLLOWING (See back for details.)

<input type="checkbox"/> SOCIAL	<input checked="" type="checkbox"/> ATHLETIC	<input type="checkbox"/> PHILANTHROPIC INSTITUTION
<input type="checkbox"/> FRATERNAL	<input type="checkbox"/> CHARTERED BRANCH, LODGE OR CHAPTER	<input type="checkbox"/> POLITICAL CANDIDATE
<input type="checkbox"/> PATRIOTIC	<input type="checkbox"/> OF A NATIONAL ORGANIZATION OR SOCIETY	<input type="checkbox"/> MUNICIPALITY OWNING ARTS FACILITIES
<input type="checkbox"/> POLITICAL	<input type="checkbox"/> RELIGIOUS INSTITUTION	

LIAB TYPE OF SPECIAL EVENT APPLICANT IS APPLYING FOR:	DO NOT WRITE IN THIS SPACE
2110 <input checked="" type="checkbox"/> MALT, VINOUS AND SPIRITUOUS LIQUOR \$25.00 PER DAY	LIQUOR PERMIT NUMBER
2170 <input type="checkbox"/> FERMENTED MALT BEVERAGE (3.2 Beer) \$10.00 PER DAY	

1. NAME OF APPLICANT ORGANIZATION OR POLITICAL CANDIDATE CRESTED BUTTE / MT CRESTED BUTTE CHAMBER OF COMMERCE	State Sales Tax Number (Required) 523864
---	--

2. MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE (include street, city/town and ZIP) PO Box 1288 Crested Butte, CO 81224	3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT (include street, city/town and ZIP) Town Ranch 9th Street Crested Butte, CO 81224
--	--

NAME	DATE OF BIRTH	HOME ADDRESS (Street, City, State, ZIP)	PHONE NUMBER
4. PRES./SEC'Y OF ORG. or POLITICAL CANDIDATE Nick Danni	02/03/1977	414 N. Spruce St., Gunnison, CO	970-209-2219
5. EVENT MANAGER Eliza Cress	04/10/1991	711 Gothic Ave, CB, CO 81224	413-455-7972
6. HAS APPLICANT ORGANIZATION OR POLITICAL CANDIDATE BEEN ISSUED A SPECIAL EVENT PERMIT THIS CALENDAR YEAR? <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES HOW MANY DAYS? 2 in 2016		7. IS PREMISES NOW LICENSED UNDER STATE LIQUOR OR BEER CODE? <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES TO WHOM? _____	

8. DOES THE APPLICANT HAVE POSSESSION OR WRITTEN PERMISSION FOR THE USE OF THE PREMISES TO BE LICENSED? Yes No

LIST BELOW THE EXACT DATE(S) FOR WHICH APPLICATION IS BEING MADE FOR PERMIT

Date	Hours	From	To	Date	Hours	From	To	Date	Hours	From	To	Date	Hours	From	To
01/29/16		11:00 a	9:00 p												

OATH OF APPLICANT

I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.

SIGNATURE 	TITLE President	DATE 11/17/15
---------------	---------------------------	-------------------------

REPORT AND APPROVAL OF LOCAL LICENSING AUTHORITY (CITY OR COUNTY)

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the provisions of Title 12, Article 48, C.R.S., as amended.

THEREFORE, THIS APPLICATION IS APPROVED.

LOCAL LICENSING AUTHORITY (CITY OR COUNTY) TOWN OF CRESTED BUTTE	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY	TELEPHONE NUMBER OF CITY/COUNTY CLERK (970) 349-5338
SIGNATURE	TITLE	DATE

DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY

LIABILITY INFORMATION			
License Account Number	Liability Date	State	TOTAL
		-750 (999)	\$.



CERTIFICATE OF LIABILITY INSURANCE

CRESBUT-13 RBRAZELL

DATE (MM/DD/YYYY)
9/4/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Mountain West In & Fin Serv LLC 100 E. Victory Way Craig, CO 81625	CONTACT NAME: PHONE (A/C No. Ext): (970) 824-8185 E-MAIL ADDRESS:	FAX (A/C No.): (970) 824-8188
	INSURER(S) AFFORDING COVERAGE	
INSURED Crested Butte/Mt. Crested Butte Chamber of Commerce PO Box 1288 Crested Butte, CO 81224	INSURER A: Secura Insurance Company	
	INSURER B: Scottsdale Insurance Company	
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD: WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GENL AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	X	20-CP-003184279-5	09/10/2015	09/10/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COM/POP AGG \$ Liquor each occ \$ 1,000,000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS					COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A			PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
B	Directors & Officers		EKI3166308	09/10/2015	09/10/2016	Per claim 1,000,000
B	Employment Practices		EKI3166308	09/10/2015	09/10/2016	Per claim 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 Certificate holder is named as additional insured

CERTIFICATE HOLDER

Town of Crested Butte
 PO Box 39
 Crested Butte, CO 81224

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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OFFICE OF THE SECRETARY OF STATE
OF THE STATE OF COLORADO

CERTIFICATE OF FACT OF GOOD STANDING

I, Wayne W. Williams, as the Secretary of State of the State of Colorado, hereby certify that, according to the records of this office,

Crested Butte / Mt. Crested Butte Chamber of Commerce

is a

Nonprofit Corporation

formed or registered on 12/29/1980 under the law of Colorado, has complied with all applicable requirements of this office, and is in good standing with this office. This entity has been assigned entity identification number 19871420932 .

This certificate reflects facts established or disclosed by documents delivered to this office on paper through 10/27/2015 that have been posted, and by documents delivered to this office electronically through 10/28/2015 @ 15:13:28 .

I have affixed hereto the Great Seal of the State of Colorado and duly generated, executed, and issued this official certificate at Denver, Colorado on 10/28/2015 @ 15:13:28 in accordance with applicable law. This certificate is assigned Confirmation Number 9351902 .



Secretary of State of the State of Colorado

*****End of Certificate*****

Notice: A certificate issued electronically from the Colorado Secretary of State's Web site is fully and immediately valid and effective. However, as an option, the issuance and validity of a certificate obtained electronically may be established by visiting the Validate a Certificate page of the Secretary of State's Web site, <http://www.sos.state.co.us/biz/CertificateSearchCriteria.do> entering the certificate's confirmation number displayed on the certificate, and following the instructions displayed. Confirming the issuance of a certificate is merely optional and is not necessary to the valid and effective issuance of a certificate. For more information, visit our Web site, <http://www.sos.state.co.us/> click "Businesses, trademarks, trade names" and select "Frequently Asked Questions."

FAT BIKE WORLD CHAMPIONSHIPS (SAT, JANUARY 30, 2016)

DEPARTMENT APPROVALS (For Official Use Only)

Note: Please clearly state in your comment area what requested services your department will/will not provide for the event.

From: Tom Martin
Sent: Friday, November 20, 2015 5:04 AM
To: Betty Warren
Subject: Re: Fat Bike World Championships...Pre-event Review

Comments:

Ok with the marshal's department

Tom

Public Works:

Signature

Date

Name (Printed)

Conditions/Restrictions/Comments:

OK will work with organizers
as needed

Parks and Recreation:

Signature

Date

Name (Printed)

Conditions/Restrictions/Comments:

PT&R will provide 8
recycling bins.

Town Clerk:

Signature

Date

Printed Name (Printed)

Conditions/Restrictions/Comments:

Town Manager:

Signature

Date

Printed Name (Printed)

Conditions/Restrictions/Comments:

FAT BIKE WORLD CHAMPIONSHIPS (SAT, JANUARY 30, 2016)

Crested Butte Fire Protection District:

W Scott Wimmer 11/18/15
Signature Date

Printed Name (Printed)

Conditions/Restrictions/Comments:

Good Luck with
your event

Mt. Express Bus Service:

Chris Lassen 12/13/15
Signature Date

Printed Name (Printed)

Conditions/Restrictions/Comments:

No impact on mt

Official Use Only:

Application Received 10/19/15 Date Distributed 11/10/15

Council Date (if applicable) 12/21/15

Approval Date _____ Method of Approval: Administratively By Town Council

Approval Contingencies None

Application fee \$25 Check # 3179 Date Paid 10/16/15

Permit Fee \$500 Check # 3179 Date Paid 10/16/15

Local Liquor License Fee \$25 Check # 3190 Date Paid 10/16/15

State Liquor License Fee _____ Check # _____ Date Paid _____ Date Liq. Application Sent _____

Additional Fee _____ Check # _____ Date Paid _____

Clean Up Deposit \$500 Check # 3190 Date Paid 10/16/15 Date Returned: _____



Staff Report

December 16, 2015

To: Mayor and Town Council
Thru: Todd Crossett, Town Manager
From: Molly Minneman, Design review and historic preservation coordinator
Subject: Resolution No 39, Series 2015 of the Town Council to certify the Final Plat of Block 52 Minor Subdivision of Block 52, lots 1-3 in to two parcels.

SUMMARY

The Board of Zoning and Architectural Review (BOZAR) approved the subdivision of the property known as 640 Elk Avenue, Lots 1-3 Block 52 in the RIC zone at the August 25, 2015 BOZAR meeting. The minor subdivision regulations require that the Town Council certify the final plat.

DISCUSSION

The Town Attorney reviewed the plat language for compliance with the minor subdivision code and referred it to the Town Council for certification. A copy of the plat is attached. The item is placed on the Consent agenda for approval.

RECOMMENDATION

Make a motion to approve as part of the consent agenda, Resolution No. 39, Series 2015 certifying the Final Plat of Block 52 Minor Subdivision.

RESOLUTION NO. 39

SERIES NO. 2015

**RESOLUTIONS OF THE CRESTED BUTTE TOWN
COUNCIL CERTIFYING THE FINAL PLAT OF BLOCK
52 MINOR SUBDIVISION**

WHEREAS, the Town of Crested Butte, Colorado (the "**Town**") is a home rule municipality duly and regularly organized and now validly existing as a body corporate and politic under and by virtue of the Constitution and laws of the State of Colorado;

WHEREAS, on August 25, 2015, during a properly noticed public hearing, the Crested Butte Board of Zoning and Architectural Review (the "**Board**"), by motion, approved the Final Plat of Block 52 Minor Subdivision (the "**Final Plat**");

WHEREAS, pursuant to Section 17-4-40 of the Crested Butte Municipal Code (the "**Code**"), the Board has certified the Final Plat;

WHEREAS, pursuant to subsection (d) of Section 17-4-40 of the Code, the Town Council must also certify the Final Plat as a pre-condition to the approval of such minor subdivision; and

WHEREAS, the Town Council hereby finds that approving the minor subdivision of Block 52 by way of certifying the proposed Final Plat thereof is in the best interest of the Town, the general public and the applicant therefor.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO, THAT:

1. **Findings.** The Town Council hereby finds that approving the minor subdivision of Block 52 by way of certifying the proposed Final Plat thereof in the form attached hereto as **Exhibit "A"**, the Board having already approved and certified the same, is in the best interest of the Town, the general public and the applicant therefor.

INTRODUCED, READ AND ADOPTED BEFORE THE TOWN COUNCIL THIS ____ DAY OF _____, 2015.

TOWN OF CRESTED BUTTE

By: _____
Glenn Michel, Mayor

ATTEST

Lynelle Stanford, Town Clerk

(SEAL)

EXHIBIT "A"

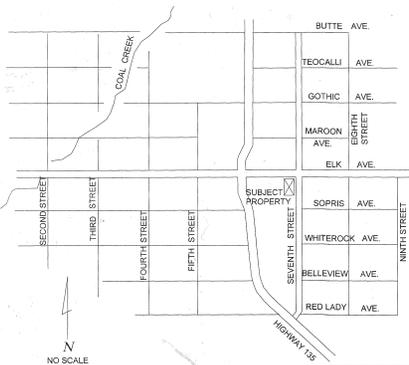
Final Plat of Block 52 Minor Subdivision

[attach executed Final Plat here]

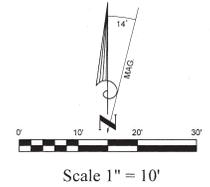
FINAL PLAT OF
BLOCK 52 MINOR SUBDIVISION

LOCATED WITHIN
THE NW 1/4 NE 1/4 SECTION 3
TOWNSHIP 14 SOUTH, RANGE 86 WEST, OF THE 6TH PRINCIPAL MERIDIAN
TOWN OF CRESTED BUTTE, GUNNISON COUNTY, COLORADO

Approximately 0.207 Acres



PROPERTY NOTES:
LOTS 1-3
BLOCK 52
ZONED - R1C
PARCEL A
LOT WIDTH AT STREET = 75.0'
PARKING = 2 SPACES
FLOOR AREA EXISTING STRUCTURES = 1029 SF/22 FAR
PARCEL B
LOT WIDTH AT STREET = 48.0'
PARKING = 2 SPACES
FLOOR AREA EXISTING STRUCTURES = 3029 SF/06 FAR



LEGEND

- These standard symbols will be found in the drawing.
- Found 1 1/2" dia. plastic cap stamped: L.S. #34979
 - Set 1" dia. plastic cap stamped: L.S. #35576
 - Exterior property line
 - Interior property line
 - Parking area

LAND SURVEYOR'S CERTIFICATE

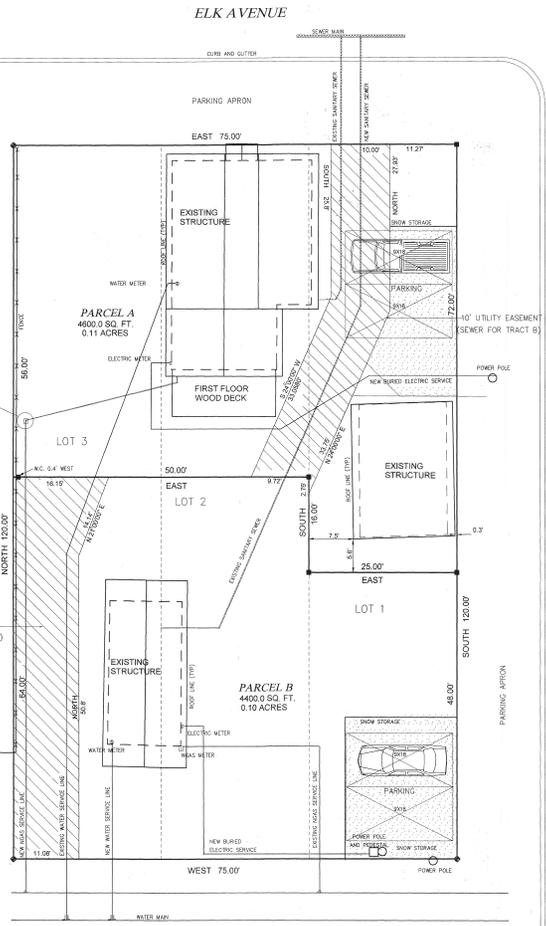
I, Kurt Olson, being a registered land surveyor in the State of Colorado, do hereby certify that this Final Plat of BLOCK 52 MINOR SUBDIVISION and survey were made by me and under my supervision and both are accurate to the best of my knowledge. Steel pins with permanent cap monuments were set as required at all boundary corners.

Dated this 14th day of DECEMBER, 2015.

Kurt Olson
Colorado P.L.S. No. 35576



Meridian Design 970-349-5034



ALLEY

GENERAL NOTES

1. BASIS OF BEARING IS EAST BETWEEN TOWN MONUMENTS AT THE CENTERLINE OF THIRD AND ELK AND SEVENTH AND ELK.
2. MATHEMATICAL INFORMATION WAS OBTAINED FROM THE RECORD PLAT OF "TOWN OF CRESTED BUTTE" DATED SEPTEMBER, 1964
3. ALL PROPERTY LINES RUN NORTH-SOUTH, EAST-WEST.

DEDICATION

KNOW ALL PEOPLE BY THESE PRESENTS: That SPK Properties LLC, a Washington limited liability company, being the owner of the land described as follows:

Lots 1, 2 and 3, Block 52, TOWN OF CRESTED BUTTE, County of Gunnison, State of Colorado,

under the name and style of BLOCK 52 MINOR SUBDIVISION, has laid out, platted and subdivided the same as shown on this Final Plat and described as:

PARCEL A
The North 72 feet of Lot 1 and The North 86 feet of Lots 2 and 3, Block 52, Town of Crested Butte, County of Gunnison, State of Colorado

PARCEL B
The South 48 feet of Lot 1 and The South 64 feet of Lots 2 and 3, Block 52, Town of Crested Butte, County of Gunnison, State of Colorado

and by these presents does hereby dedicate to the perpetual use of the Town of Crested Butte, State of Colorado, the streets, alleys, roads, easements and other public portions of land labeled as such:

SPK Properties LLC further dedicates to the perpetual use of Parcel A the utility easement currently containing gas and water service lines located as shown on Parcel B, such easement measuring eleven and eight-hundredths (11.08) feet wide at its narrowest point and sixteen and fifteen-hundredths (16.15) feet wide at its widest point. Such utility easement shall be used only for the benefit of Parcel A, and only for standard public utility services benefitting Parcel A.

SPK Properties LLC further dedicates to the perpetual use of Parcel B the utility easement currently containing a sanitary sewer service line located as shown on Parcel A, such easement measuring ten (10) feet wide. Such utility easement shall be used only for the benefit of Parcel B, and only for standard public utility services benefitting Parcel B.

IN WITNESS WHEREOF, the said SPK Properties LLC, a Washington limited liability company, has caused its name to be hereunder subscribed this 14th day of DECEMBER, 2015.

SPK Properties LLC, a Washington limited liability company

By: *Aaron J. Hucklestep*
Aaron J. Hucklestep, as attorney-in-fact for Douglas O. Barrett, Managing Member.

STATE OF COLORADO ss.
COUNTY OF GUNNISON

The foregoing Dedication was acknowledged before me this 14th day of DECEMBER, 2015, by Aaron J. Hucklestep, as attorney-in-fact for Douglas O. Barrett, Managing Member of SPK Properties LLC, a Washington limited liability company.

Witness my hand and official seal.
My commission expires:



Nathan Thierbach
Notary Public



ATTORNEY'S OPINION

I, Aaron J. Hucklestep, being an attorney-at-law duly licensed to practice before courts of record in the State of Colorado, do hereby certify that I have examined the title to all lands herein dedicated and shown upon this plat and title to such lands is in the dedicator free and clear of all liens, taxes and encumbrances, except as follows:

1. All Patent reservations or exceptions, or an act authorizing the issuance thereof, as created by United States Patents recorded in Book 25 at Page 106 and recorded October 30, 1882 in Book 45 at Page 12.
2. Reservation of any and all coal, oil, gas, or other minerals described in Warranty Deed recorded April 7, 1956 in Book 294 at Page 537 as Reception No. 230339.
3. All matters as shown on the plat of the Official Town Plat of Crested Butte recorded June 6, 1881 as Reception No. 14191 and on the plat of Town of Crested Butte recorded September 25, 1964 as Reception No. 260766.
4. Any taxes, fees, assessments or charges by Notice of Ordinances in the Town of Crested Butte recorded December 1, 1986 in Book 636 at Page 145.
5. Ordinance No. 12 Series 1991, recorded August 23, 1995 in Book 769 at Page 94.
6. Reversible Encroachment License Agreement recorded April 7, 2015 as Reception No. 632214.

Dated this 14th day of DECEMBER, 2015.

Aaron J. Hucklestep
Aaron J. Hucklestep, Atty No. 39898

BOARD OF ZONING AND ARCHITECTURAL REVIEW APPROVAL

The Board of Zoning and Architectural Review of the Town of Crested Butte, Colorado, does hereby authorize and approve this Final Plat for BLOCK 52 MINOR SUBDIVISION by a meeting of the Board of Zoning and Architectural Review held on the 14th day of DECEMBER, 2015.

This Final Plat of BLOCK 52 MINOR SUBDIVISION is approved for filing.
TOWN OF CRESTED BUTTE, COLORADO

By: *John S. ...* Chairman

ATTEST: *Debra ...* Town Clerk (SEAL)



GUNNISON COUNTY CLERK AND RECORDER'S ACCEPTANCE

This Final Plat for BLOCK 52 MINOR SUBDIVISION was accepted for filing in the office of the Clerk and Recorder of Gunnison County on this 15th day of DECEMBER, 2015.

Reception number: 637034 Time: 9:50 am
Date: 12/15/2015

Judith ...
County Clerk



Staff Report

December 21, 2015

To: Mayor and Town Council
Thru: Todd Crossett, Town Manager
From: Lynelle Stanford, Town Clerk
Subject: Transfer of Liquor License from JAV Enterprise LTD to Kochevar's Saloon LLC
Date: December 9, 2015

SUMMARY:

Kochevar's Saloon LLC DBA Kochevars has applied for a transfer of a Tavern Liquor License at 127 Elk Avenue. Staff submits the following findings regarding the application:

1. Notice of public hearing on the application was posted on the premise at least 10 days prior to the public hearing, and notice was published in the Crested Butte News on December 11, 2015.
2. A complete application has been submitted and all application fees have been paid.
3. It appears from evidence submitted that the applicant is entitled to possession of the premises for which the application for a transfer of a liquor license has been applied.
4. It is confirmed that the sale of liquor on the premises is not a violation of zoning, building, health and fire laws or regulations.
5. There is an existing Tavern Liquor License at the location, and in the two years prior to the application for transfer there has not been a denial of an application by the Local Liquor Licensing Authority (Crested Butte Town Council) at the location.
6. The Crested Butte Marshal's Department has conducted a background investigation concerning the principal of Kochevar's Saloon LLC: Michael Knoll. Fingerprints have been submitted to CBI/FBI.

RECOMMENDATION:

Staff recommends the application be approved with the following motion: I move to approve the transfer of a Tavern Liquor License for Kochevar's Saloon LLC DBA Kochevars located at 127 Elk Avenue; Crested Butte, Colorado for the reasons stated in the staff report.

THIS LICENSE MUST BE POSTED IN PUBLIC VIEW

DR 8402 (07/01/2012)

**STATE OF COLORADO
DEPARTMENT OF REVENUE**

LIQUOR ENFORCEMENT DIVISION

1881 Pierce Street, Suite 108
Lakewood, Colorado 80214

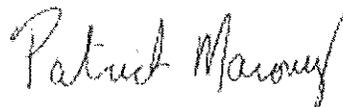
**KOCHEVAR'S SALOON LLC
dba KOCHEVAR'S
127 ELK AVENUE
CRESTED BUTTE CO 81224**

ALCOHOL BEVERAGE LICENSE

Liquor License Number 4705568	License Expires at Midnight December 03, 2016
License Type TAVERN (CITY)	
Authorized Beverages MALT, VINOUS, AND SPIRITUOUS	

This license is issued subject to the laws of the State of Colorado and especially under the provisions of Title 12, Articles 46 or 47, CRS 1973, as amended. This license is nontransferable and shall be conspicuously posted in the place above described. This license is only valid through the expiration date shown above. Any questions concerning this license should be addressed to: Colorado Liquor Enforcement Division, 1881 Pierce Street, Suite 108, Lakewood, CO 80214.

In testimony whereof, I have hereunto set my hand. 12/4/2015 CRC



Division Director



Executive Director

Colorado Liquor Retail License Application

<input type="checkbox"/> New License <input type="checkbox"/> New-Concurrent <input checked="" type="checkbox"/> Transfer of Ownership			
• All answers must be printed in black ink or typewritten • Applicant must check the appropriate box(es) • Applicant should obtain a copy of the Colorado Liquor and Beer Code: www.colorado.gov/enforcement/liquor • Local License Fee \$ <u>15.00</u>			
1. Applicant is applying as a/an		<input type="checkbox"/> Individual <input checked="" type="checkbox"/> Limited Liability Company <input type="checkbox"/> Partnership (includes Limited Liability and Husband and Wife Partnerships) <input type="checkbox"/> Association or Other	
2. Applicant If an LLC, name of LLC; if partnership, at least 2 partner's names; if corporation, name of corporation		FEIN Number	
KOCHOUAR'S SALOON, LLC [REDACTED]		[REDACTED]	
2a. Trade Name of Establishment (DBA)		State Sales Tax Number	Business Telephone
KOCHOUARS [REDACTED]		[REDACTED]	970-349-7117
3. Address of Premises (specify exact location of premises, include suite/unit numbers)			
127 ELK AVE			
City	County	State	ZIP Code
CRESTED BUTTE	GUNNISON	CO	81224
4. Mailing Address (Number and Street)	City or Town	State	ZIP Code
P.O. Box 161	CRESTED BUTTE	CO	81224
5. Email Address			
KNOLL9693@MSN.COM			
6. If the premises currently has a liquor or beer license, you must answer the following questions			
Present Trade Name of Establishment (DBA)	Present State License Number	Present Class of License	Present Expiration Date
Kochouar's Bar and Saloon	4701772	Tavern	8-7-2016
Section A Nonrefundable Application Fees		Section B (Cont.) Liquor License Fees	
<input type="checkbox"/> Application Fee for New License..... \$ 600.00 <input type="checkbox"/> Application Fee for New License w/Concurrent Review \$ 700.00 <input checked="" type="checkbox"/> Application Fee for Transfer \$ 600.00		<input type="checkbox"/> Liquor Licensed Drugstore (City)..... \$227.50 <input type="checkbox"/> Liquor Licensed Drugstore (County) \$312.50 <input type="checkbox"/> Manager Registration - H & R..... \$ 75.00 <input type="checkbox"/> Manager Registration - Tavern..... \$ 75.00 <input type="checkbox"/> Master File Location Fee\$ 25.00 X _____ Total _____ <input type="checkbox"/> Master File Background\$250.00 X _____ Total _____ <input type="checkbox"/> Optional Premises License (City) \$500.00 <input type="checkbox"/> Optional Premises License (County) \$500.00 <input type="checkbox"/> Racetrack License (City)..... \$500.00 <input type="checkbox"/> Racetrack License (County) \$500.00 <input type="checkbox"/> Resort Complex License (City)..... \$500.00 <input type="checkbox"/> Resort Complex License (County)..... \$500.00 <input type="checkbox"/> Retail Gaming Tavern License (City) \$500.00 <input type="checkbox"/> Retail Gaming Tavern License (County) \$500.00 <input type="checkbox"/> Retail Liquor Store License (City)..... \$227.50 <input type="checkbox"/> Retail Liquor Store License (County)..... \$312.50 <input checked="" type="checkbox"/> Tavern License (City) \$500.00 <input type="checkbox"/> Tavern License (County) \$500.00 <input type="checkbox"/> Vintners Restaurant License (City) \$750.00 <input type="checkbox"/> Vintners Restaurant License (County) \$750.00	
Section B Liquor License Fees			
<input type="checkbox"/> Add Optional Premises to H & R.....\$100.00 X _____ Total _____ <input type="checkbox"/> Add Related Facility to Resort Complex.....\$ 75.00 X _____ Total _____ <input type="checkbox"/> Arts License (City) \$308.75 <input type="checkbox"/> Arts License (County) \$308.75 <input type="checkbox"/> Beer and Wine License (City)..... \$351.25 <input type="checkbox"/> Beer and Wine License (County) \$436.25 <input type="checkbox"/> Brew Pub License (City) \$750.00 <input type="checkbox"/> Brew Pub License (County)..... \$750.00 <input type="checkbox"/> Club License (City) \$308.75 <input type="checkbox"/> Club License (County) \$308.75 <input type="checkbox"/> Distillery Pub License (City)..... \$750.00 <input type="checkbox"/> Distillery Pub License (County) \$750.00 <input type="checkbox"/> Hotel and Restaurant License (City) \$500.00 <input type="checkbox"/> Hotel and Restaurant License (County) \$500.00 <input type="checkbox"/> Hotel and Restaurant License w/one opt premises (City) \$600.00 <input type="checkbox"/> Hotel and Restaurant License w/one opt premises(County)..... \$600.00			
Questions? Visit: www.colorado.gov/enforcement/liquor for more information			
Do not write in this space - For Department of Revenue use only			
Liability Information			
License Account Number	Liability Date	License Issued Through (Expiration Date)	Total
			\$

Application Documents Checklist and Worksheet

Instructions: This checklist should be utilized to assist applicants with filing all required documents for licensure. All documents must be properly signed and correspond with the name of the applicant exactly. All documents must be typed or legibly printed. Upon final State approval the license will be mailed to the local licensing authority. Application fees are nonrefundable.

Questions? Visit: www.colorado.gov/enforcement/liquor for more information

Items submitted, please check all appropriate boxes completed or documents submitted	
I.	Applicant information <input checked="" type="checkbox"/> A. Applicant/Licensee identified <input checked="" type="checkbox"/> B. State sales tax license number listed or applied for at time of application <input checked="" type="checkbox"/> C. License type or other transaction identified <input checked="" type="checkbox"/> D. Return originals to local authority <input type="checkbox"/> E. Additional information may be required by the local licensing authority
II.	Diagram of the premises <input checked="" type="checkbox"/> A. No larger than 8 1/2" X 11" <input checked="" type="checkbox"/> B. Dimensions included (does not have to be to scale). Exterior areas should show type of control (fences, walls, entry/exit points, etc.) <input type="checkbox"/> C. Separate diagram for each floor (if multiple levels) <input checked="" type="checkbox"/> D. Kitchen - identified if Hotel and Restaurant <input checked="" type="checkbox"/> E. Bold/Outlined Licensed Premises
III.	Proof of property possession (One Year Needed) <input type="checkbox"/> A. Deed in name of the Applicant (or) (matching question #2) date stamped / filed with County Clerk <input checked="" type="checkbox"/> B. Lease in the name of the Applicant (or) (matching question #2) <input checked="" type="checkbox"/> C. Lease Assignment in the name of the Applicant with proper consent from the Landlord and acceptance by the Applicant <input type="checkbox"/> D. Other Agreement if not deed or lease. (matching question #2) (Attach prior lease to show right to assumption)
IV.	Background information and financial documents <input checked="" type="checkbox"/> A. Individual History Records(s) (Form DR 8404-I) <input checked="" type="checkbox"/> B. Fingerprints taken and submitted to local authority (State Authority for Master File applicants) <input checked="" type="checkbox"/> C. Purchase agreement, stock transfer agreement, and or authorization to transfer license <input type="checkbox"/> D. List of all notes and loans (Copies to also be attached)
V.	Sole proprietor / husband and wife partnership <input type="checkbox"/> A. Form DR4679 <input type="checkbox"/> B. Copy of State issued Driver's License or Colorado Identification Card for each applicant
VI.	Corporate applicant information (if applicable) <input type="checkbox"/> A. Certificate of Incorporation dated stamped by the Secretary of State <input type="checkbox"/> B. Certificate of Good Standing <input type="checkbox"/> C. Certificate of Authorization if foreign corporation <input type="checkbox"/> D. List of officers, directors and stockholders of Applying Corporation (If wholly owned, designate a minimum of one person as Principal Officer of Parent)
VII.	Partnership applicant information (if applicable) <input type="checkbox"/> A. Partnership Agreement (general or limited). Not needed if husband and wife <input type="checkbox"/> B. Certificate of Good Standing (If formed after 2009)
VIII.	Limited Liability Company applicant information (if applicable) <input checked="" type="checkbox"/> A. Copy of articles of organization (date stamped by Colorado Secretary of State's Office) <input checked="" type="checkbox"/> B. Certificate of Good Standing <input checked="" type="checkbox"/> C. Copy of operating agreement <input type="checkbox"/> D. Certificate of Authority if foreign company
IX.	Manager registration for hotel and restaurant, tavern licenses when included with this application <input type="checkbox"/> A. \$75.00 fee <input checked="" type="checkbox"/> B. Individual History Record (DR 8404-I) <input checked="" type="checkbox"/> C. If owner is managing, no fee required

7. Is the applicant (including any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation) or manager under the age of twenty-one years? Yes No

8. Has the applicant (including any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation) or manager ever (in Colorado or any other state):

(a) Been denied an alcohol beverage license?

(b) Had an alcohol beverage license suspended or revoked?

(c) Had interest in another entity that had an alcohol beverage license suspended or revoked?

If you answered yes to 8a, b or c, explain in detail on a separate sheet.

9. Has a liquor license application (same license class), that was located within 500 feet of the proposed premises, been denied within the preceding two years? If "yes", explain in detail.

10. Are the premises to be licensed within 500 feet of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary?

Waiver by local ordinance? Other:

11. Has a liquor or beer license ever been issued to the applicant (including any of the partners, if a partnership; members or manager if a Limited Liability Company; or officers, stockholders or directors if a corporation)? If yes, identify the name of the business and list any current financial interest in said business including any loans to or from a licensee. SEE ATTACHED

12. Does the Applicant, as listed on line 2 of this application, have legal possession of the premises by virtue of ownership, lease or other arrangement?

Ownership Lease Other (Explain in Detail) _____

a. If leased, list name of landlord and tenant, and date of expiration, exactly as they appear on the lease:

Landlord	HAYOUN, PAMELA R. SYLWAN & HAKOUN and EUE KOCHVAR	Tenant	Kochvar's Saloon LLC	Expires	3/31/17
----------	---	--------	----------------------	---------	---------

b. Is a percentage of alcohol sales included as compensation to the landlord? If yes complete question 13.

c. Attach a diagram and outline or designate the area to be licensed (including dimensions) which shows the bars, brewery, walls, partitions, entrances, exits and what each room shall be utilized for in this business. This diagram should be no larger than 8 1/2" X 11".

13. Who, besides the owners listed in this application (including persons, firms, partnerships, corporations, limited liability companies), will loan or give money, inventory, furniture or equipment to or for use in this business; or who will receive money from this business. Attach a separate sheet if necessary.

Last Name	First Name	Date of Birth	FEIN or SSN	Interest/Percentage
NIA	NIA	NIA	NIA	NIA
NIA	NIA	NIA	NIA	NIA

Attach copies of all notes and security instruments, and any written agreement, or details of any oral agreement, by which any person (including partnerships, corporations, limited liability companies, etc.) will share in the profit or gross proceeds of this establishment, and any agreement relating to the business which is contingent or conditional in any way by volume, profit, sales, giving of advice or consultation.

14. Optional Premises or Hotel and Restaurant Licenses with Optional Premises: Has a local ordinance or resolution authorizing optional premises been adopted?

Number of additional Optional Premise areas requested. (See license fee chart)

15. Liquor Licensed Drug Store applicants, answer the following:

(a) Does the applicant for a Liquor Licensed Drug Store have a license issued by the Colorado Board of Pharmacy?

If "yes" a copy of license must be attached.

16. Club Liquor License applicants answer the following: Attach a copy of applicable documentation

(a) Is the applicant organization operated solely for a national, social, fraternal, patriotic, political or athletic purpose and not for pecuniary gain?

(b) Is the applicant organization a regularly chartered branch, lodge or chapter of a national organization which is operated solely for the object of a patriotic or fraternal organization or society, but not for pecuniary gain?

(c) How long has the club been incorporated?

(d) Has applicant occupied an establishment for three years (three years required) that was operated solely for the reasons stated above?

17. Brew-Pub License or Vintner Restaurant Applicants answer the following:

(a) Has the applicant received or applied for a Federal Permit? (Copy of permit or application must be attached)

18a. For all on-premises applicants. (If this is an application for a Hotel, Restaurant or Tavern License, the manager must also submit an individual History Record - DR 8404-I)

Last Name of Manager	First Name of Manager	Date of Birth
KNOLL	MICHAEL	4/2/71

18b. Does this manager act as the manager of, or have a financial interest in, any other liquor licensed establishment in the State of Colorado? If yes, provide name, type of license and account number.

Name	Type of License	Account Number
------	-----------------	----------------

19. Tax Distraint Information. Does the applicant or any other person listed on this application and including its partners, officers, directors, stockholders, members (LLC) or managing members (LLC) and any other persons with a 10% or greater financial interest in the applicant currently have an outstanding tax distraint issued to them by the Colorado Department of Revenue?

If yes, provide an explanation and include copies of any payment agreements.

• MAHOGANY RIDGE BREWING CO. , D.B.A. THE ELDO
2001 - 2014

• KNOLL HOLDINGS LLC , D.B.A. THE LAST CHANCE
2012 - 2014

20. If applicant is a corporation, partnership, association or limited liability company, applicant must list all **Officers, Directors, General Partners, and Managing Members**. In addition, applicant must list any stockholders, partners, or members with ownership of 10% or more in the Applicant. All persons listed below must also attach form DR 8404-I (Individual History Record), and submit fingerprint cards to the local licensing authority.

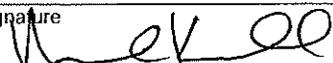
Name	Home Address, City & State	DOB	Position	% Owned
MICHAEL KNOWL	232 TRENT JONES WAY, CRESTED BUTTE CO. 81224	4/7/71	OWNER	100
Name	Home Address, City & State	DOB	Position	% Owned
Name	Home Address, City & State	DOB	Position	% Owned
Name	Home Address, City & State	DOB	Position	% Owned
Name	Home Address, City & State	DOB	Position	% Owned

** If Applicant is owned 100% by a parent company, please list the designated principal officer on question #20
 ** Corporations - The President, Vice-President, Secretary and Treasurer must be accounted for on question #20 (Include ownership percentage if applicable)
 ** If total ownership percentage disclosed here does not total 100%, applicant must check this box:

Applicant affirms that no individual other than these disclosed herein, owns 10% or more of the applicant, and does not have ownership in a prohibited liquor license pursuant to Title 47 or 48, C.R.S.

Oath Of Applicant

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge. I also acknowledge that it is my responsibility and the responsibility of my agents and employees to comply with the provisions of the Colorado Liquor or Beer Code which affect my license.

Authorized Signature 	Printed Name and Title MICHAEL KNOWL OWNER	Date 10/7/15
---	---	-----------------

Report and Approval of Local Licensing Authority (City/County)

Date application filed with local authority 10-13-2015	Date of local authority hearing (for new license applicants; cannot be less than 30 days from date of application 12-47-311 (1) C.R.S.) 2-1-2016
---	---

The Local Licensing Authority Hereby Affirms that each person required to file DR 8404-I (Individual History Record) has:

- Been fingerprinted
- Been subject to background investigation, including NCIC/CCIC check for outstanding warrants

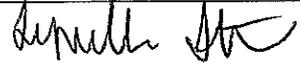
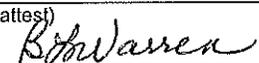
That the local authority has conducted, or intends to conduct, an inspection of the proposed premises to ensure that the applicant is in compliance with, and aware of, liquor code provisions affecting their class of license

(Check One)

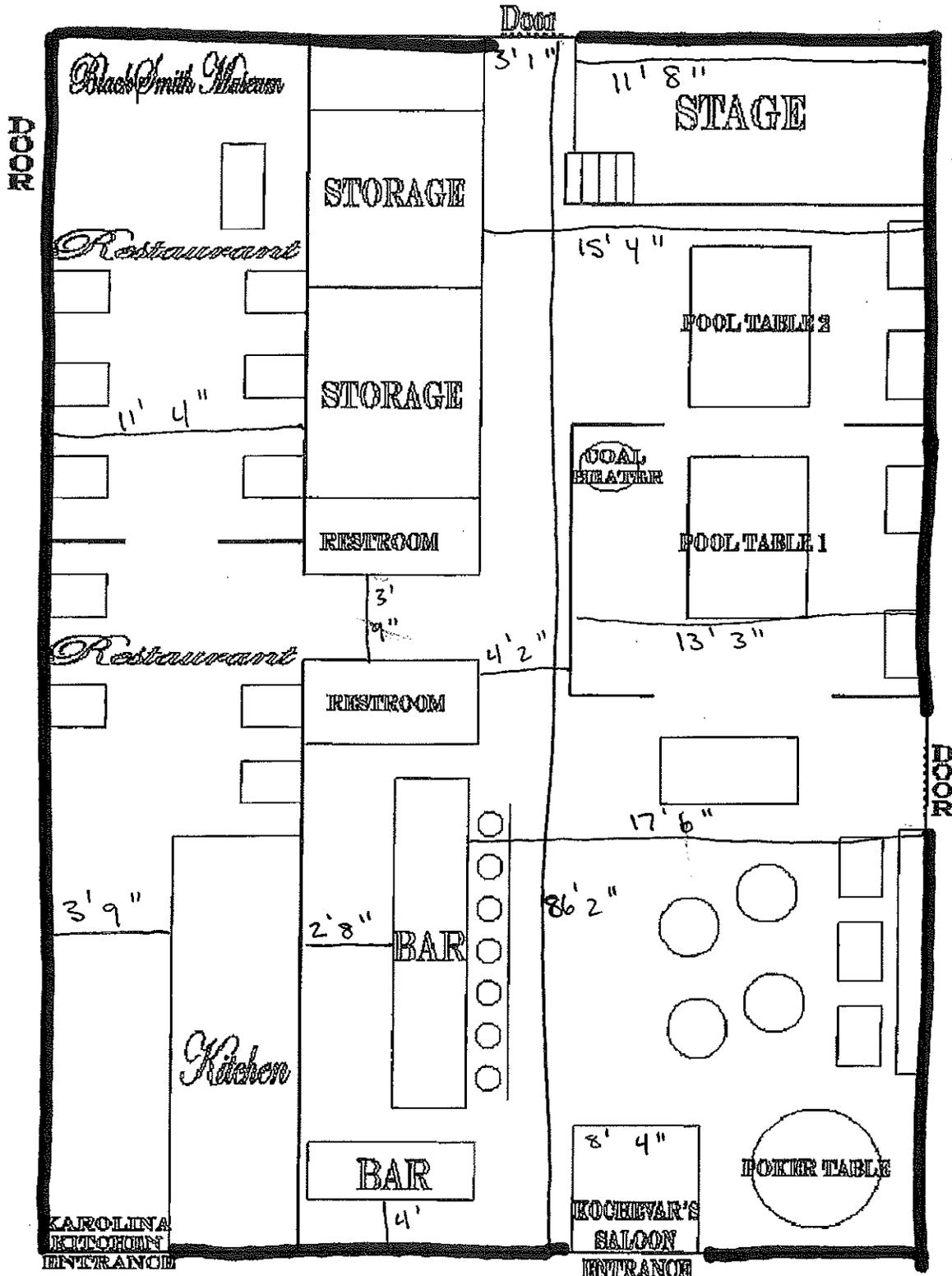
- Date of inspection or anticipated date _____
- Will conduct inspection upon approval of state licensing authority

The foregoing application has been examined; and the premises, business to be conducted, and character of the applicant are satisfactory. We do report that such license, if granted, will meet the reasonable requirements of the neighborhood and the desires of the adult inhabitants, and will comply with the provisions of Title 12, Article 46 or 47, C.R.S.

Therefore, this application is approved.

Local Licensing Authority for Town of Crested Butte	Telephone Number 970-349-5338	<input checked="" type="checkbox"/> Town, City <input type="checkbox"/> County
Signature 	Print Lynelle Stanford	Title TOWN CLERK
Signature (attest) 	Print BETTY WARREN	Title DEPUTY TOWN CLERK
		Date 10/14/15

Floor Plan



Elks Avenue

OFFICE OF THE SECRETARY OF STATE
OF THE STATE OF COLORADO

CERTIFICATE

I, Wayne W. Williams, as the Secretary of State of the State of Colorado, hereby certify that, according to the records of this office,

Kochevar's Saloon LLC

is a **Limited Liability Company** formed or registered on 09/24/2015 under the law of Colorado, has complied with all applicable requirements of this office, and is in good standing with this office. This entity has been assigned entity identification number 20151618482.

This certificate reflects facts established or disclosed by documents delivered to this office on paper through 10/06/2015 that have been posted, and by documents delivered to this office electronically through 10/07/2015 @ 17:01:04.

I have affixed hereto the Great Seal of the State of Colorado and duly generated, executed, authenticated, issued, delivered and communicated this official certificate at Denver, Colorado on 10/07/2015 @ 17:01:04 pursuant to and in accordance with applicable law. This certificate is assigned Confirmation Number 9328104.



A handwritten signature in cursive script that reads "Wayne W. Williams".

Secretary of State of the State of Colorado

*****End of Certificate*****

Notice: A certificate issued electronically from the Colorado Secretary of State's Web site is fully and immediately valid and effective. However, as an option, the issuance and validity of a certificate obtained electronically may be established by visiting the Certificate Confirmation Page of the Secretary of State's Web site, <http://www.sos.state.co.us/biz/CertificateSearchCriteria.do> entering the certificate's confirmation number displayed on the certificate, and following the instructions displayed. Confirming the issuance of a certificate is merely optional and is not necessary to the valid and effective issuance of a certificate. For more information, visit our Web site, <http://www.sos.state.co.us/> click Business Center and select "Frequently Asked Questions."



Document must be filed electronically.
 Paper documents are not accepted.
 Fees & forms are subject to change.
 For more information or to print copies
 of filed documents, visit www.sos.state.co.us.

Colorado Secretary of State
 Date and Time: 09/24/2015 12:03 PM
 ID Number: 20151618482
 Document number: 20151618482
 Amount Paid: \$50.00

ABOVE SPACE FOR OFFICE USE ONLY

Articles of Organization

filed pursuant to § 7-80-203 and § 7-80-204 of the Colorado Revised Statutes (C.R.S.)

1. The domestic entity name of the limited liability company is

Kochevar's Saloon LLC

(The name of a limited liability company must contain the term or abbreviation "limited liability company", "ltd. liability company", "limited liability co.", "ltd. liability co.", "limited", "l.l.c.", "llc", or "ltd.". See §7-90-601, C.R.S.)

(Caution: The use of certain terms or abbreviations are restricted by law. Read instructions for more information.)

2. The principal office address of the limited liability company's initial principal office is

Street address

127 Elk Avenue

(Street number and name)

Crested Butte

(City)

CO

(State)

81224

(ZIP/Postal Code)

United States

(Country)

(Province - if applicable)

Mailing address

(leave blank if same as street address)

PO Box 1322

(Street number and name or Post Office Box information)

Crested Butte

(City)

CO

(State)

81224

(ZIP/Postal Code)

United States

(Country)

(Province - if applicable)

3. The registered agent name and registered agent address of the limited liability company's initial registered agent are

Name

(if an individual)

or

(if an entity)

(Caution: Do not provide both an individual and an entity name.)

Danielson Rainville Attorneys, PLLC

(Last)

(First)

(Middle)

(Suffix)

Street address

411 3rd Street

(Street number and name)

Crested Butte

(City)

CO

(State)

81224

(ZIP Code)

Mailing address

(leave blank if same as street address)

PO Box 1167

(Street number and name or Post Office Box information)

Crested Butte

(City)

CO

(State)

81224

(ZIP Code)

(The following statement is adopted by marking the box.)

The person appointed as registered agent has consented to being so appointed.

4. The true name and mailing address of the person forming the limited liability company are

Name

(if an individual)

(Last)

(First)

(Middle)

(Suffix)

or

(if an entity)

Danielson Rainville Attorneys, PLLC

(Caution: Do not provide both an individual and an entity name.)

Mailing address

PO Box 1167

(Street number and name or Post Office Box information)

Crested Butte

(City)

CO

(State)

81224

(ZIP/Postal Code)

United States

(Country)

(Province - if applicable)

(If the following statement applies, adopt the statement by marking the box and include an attachment.)

The limited liability company has one or more additional persons forming the limited liability company and the name and mailing address of each such person are stated in an attachment.

5. The management of the limited liability company is vested in

(Mark the applicable box.)

one or more managers.

or

the members.

6. (The following statement is adopted by marking the box.)

There is at least one member of the limited liability company.

7. (If the following statement applies, adopt the statement by marking the box and include an attachment.)

This document contains additional information as provided by law.

8. (Caution: Leave blank if the document does not have a delayed effective date. Stating a delayed effective date has significant legal consequences. Read instructions before entering a date.)

(If the following statement applies, adopt the statement by entering a date and, if applicable, time using the required format.)

The delayed effective date and, if applicable, time of this document is/are _____
(mm/dd/yyyy hour:minute am/pm)

Notice:

Causing this document to be delivered to the Secretary of State for filing shall constitute the affirmation or acknowledgment of each individual causing such delivery, under penalties of perjury, that the document is the individual's act and deed, or that the individual in good faith believes the document is the act and deed of the person on whose behalf the individual is causing the document to be delivered for filing, taken in conformity with the requirements of part 3 of article 90 of title 7, C.R.S., the constituent documents, and the organic statutes, and that the individual in good faith believes the facts stated in the document are true and the document complies with the requirements of that Part, the constituent documents, and the organic statutes.

This perjury notice applies to each individual who causes this document to be delivered to the Secretary of State, whether or not such individual is named in the document as one who has caused it to be delivered.

9. The true name and mailing address of the individual causing the document to be delivered for filing are

Petito	Jackson	A	
<i>(Last)</i>	<i>(First)</i>	<i>(Middle)</i>	<i>(Suffix)</i>
PO Box 1167			
<i>(Street number and name or Post Office Box information)</i>			
Crested Butte	CO	81224	
<i>(City)</i>	<i>(State)</i>	<i>(ZIP/Postal Code)</i>	
	United States		
<i>(Province - if applicable)</i>	<i>(Country)</i>		

(If the following statement applies, adopt the statement by marking the box and include an attachment.)

- This document contains the true name and mailing address of one or more additional individuals causing the document to be delivered for filing.

Disclaimer:

This form/cover sheet, and any related instructions, are not intended to provide legal, business or tax advice, and are furnished without representation or warranty. While this form/cover sheet is believed to satisfy minimum legal requirements as of its revision date, compliance with applicable law, as the same may be amended from time to time, remains the responsibility of the user of this form/cover sheet. Questions should be addressed to the user's legal, business or tax advisor(s).



Colorado Secretary of State
 Date and Time: 10/09/2015 12:42 PM
 ID Number: 20151656515
 Document number: 20151656515
 Amount Paid: \$20.00

Document must be filed electronically.
 Paper documents are not accepted.
 Fees & forms are subject to change.
 For more information or to print copies
 of filed documents, visit www.sos.state.co.us.

ABOVE SPACE FOR OFFICE USE ONLY

Statement of Trade Name of a Reporting Entity
 filed pursuant to §7-71-103 and §7-71-107 of the Colorado Revised Statutes (C.R.S)

1. For the reporting entity delivering this statement, its ID number, true name, form of entity and the jurisdiction under the law of which it is formed are

ID Number	<u>20151618482</u> <i>(Colorado Secretary of State ID number)</i>
True name	<u>Kochevar's Saloon LLC</u>
Form of entity	<u>Limited Liability Company</u>
Jurisdiction	<u>Colorado</u>

2. The trade name under which such entity transacts business or conducts activities or contemplates transacting business or conducting activities in this state is

Kochevars

3. A brief description of the kind of business transacted or activities conducted or contemplated to be transacted or conducted in this state under such trade name is

Saloon

4. *(If the following statement applies, adopt the statement by marking the box and include an attachment.)*

This document contains additional information as provided by law.

5. *(Caution: Leave blank if the document does not have a delayed effective date. Stating a delayed effective date has significant legal consequences. Read instructions before entering a date.)*

(If the following statement applies, adopt the statement by entering a date and, if applicable, time using the required format.)

The delayed effective date and, if applicable, time of this document are _____
(mm/dd/yyyy hour:minute am/pm)

Notice:

Causing this document to be delivered to the Secretary of State for filing shall constitute the affirmation or acknowledgment of each individual causing such delivery, under penalties of perjury, that such document is such individual's act and deed, or that such individual in good faith believes such document is the act and deed of the person on whose behalf such individual is causing such document to be delivered for filing, taken in conformity with the requirements of part 3 of article 90 of title 7, C.R.S. and, if applicable, the constituent documents and the organic statutes, and that such individual in good faith believes the facts stated in such document are true and such document complies with the requirements of that Part, the constituent documents, and the organic statutes.

This perjury notice applies to each individual who causes this document to be delivered to the Secretary of State, whether or not such individual is identified in this document as one who has caused it to be delivered.



Staff Report

December 21, 2015

To: Mayor and Town Council
From: Michael Yerman, Town Planner
Thru: Todd Crossett, Town Manager
Subject: **Ordinance 14, Series 2015 Creative District Commission**
Date: December 21, 2015

The Town of Crested Butte has been nominated as Colorado Creative District by the State of Colorado. To become a certified Creative District, the Town and the creative community have to complete several tasks over a 2 year period. The Town Council adopted the Creative District Strategic Plan by Resolution 28, Series 2015 which was one of the major tasks required in the first year. The Town and creatives have several important tasks that must be completed within the next 6 months to stay on track for the official designation. These tasks include the following:

- Creation of the Creative District Committee
- Marketing Plan
- Communications Plan
- Creation of a Public Arts Program
- Baseline Data Collection
- Education and Professional Development
- Creation of Community Spaces
- Involvement of the Youth
- Wayfinding

The Strategic Plan calls for the Creation of a Creative District Commission to oversee the completion of these tasks. The Creative District Commission shall be comprised of 9 members. (1) Member of Town Council shall serve as Council liaison. (3) Members that represent the Creative Sector of the Crested Butte and (4) members that represent the community at large shall be appointed to 3 year terms. Initial terms will be staggered in (1), (2), and (3) years terms. Every year a minimum of two Commission terms will expire on the 1st of the year. The final member will be a staff liaison appointed by the Town manager and will not have voting power. The Council liaison shall vote in the event of any ties.

Upon the adoption of this ordinance, interviews will be conducted for interested members of the public becoming Commissioners. Town Council will receive recommendations from the interview committee. Formal appointments to the Commission are expected to come before the Council in January.

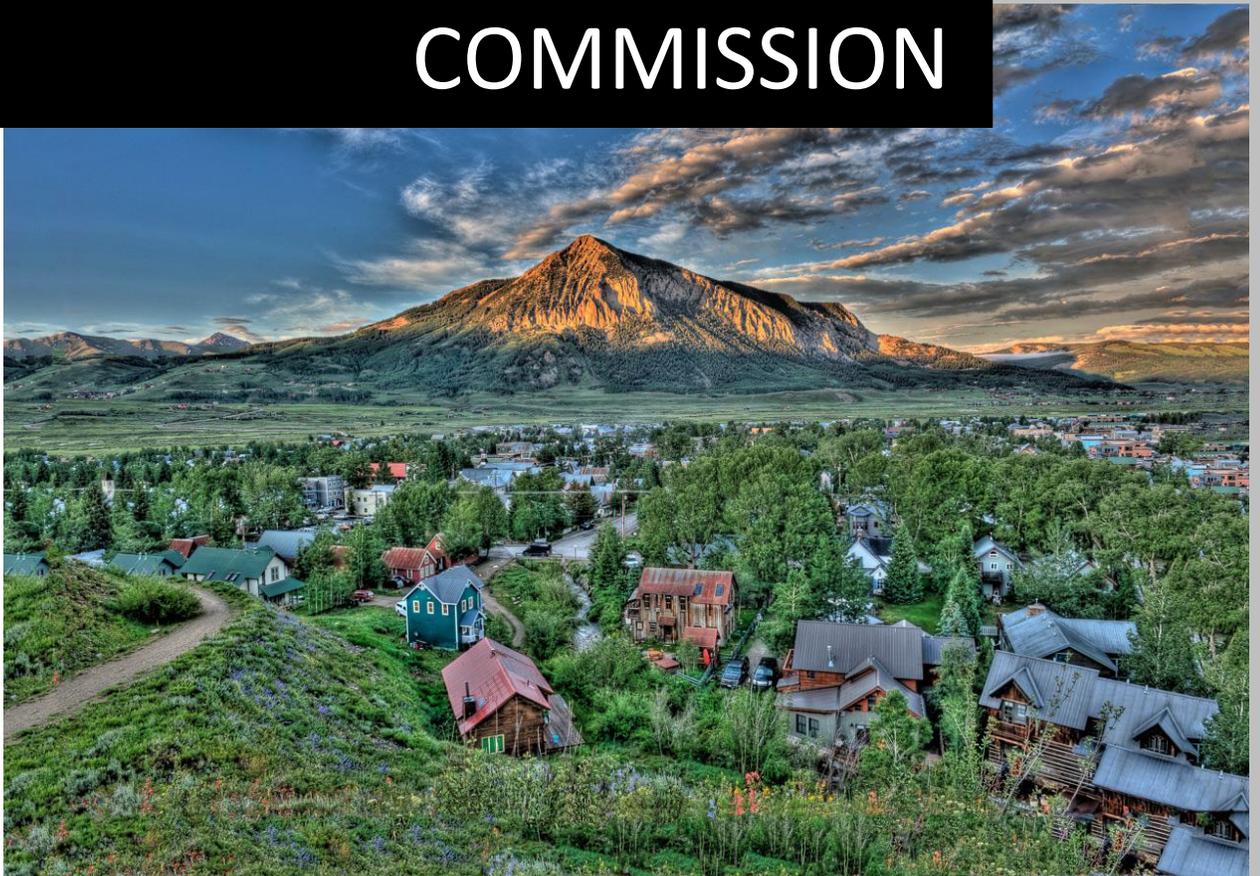
The Council will also be considering the Creative District Handbook and Guidelines to be adopted by resolution once a recommendation from the newly formed Commission reviews them. The drafts are attached to this memo for the Council's reference. The handbook and guidelines outline the rules and procedures for meetings conducted by the Commission and the interview process. These should be revisited and updated when appropriate to reflect the evolving Commission responsibilities.

Recommended Action:

A Council member make a motion to adopt Ordinance 14, Series 2015 for the creation of the Creative District Commission.

2016

HANDBOOK FOR THE CRESTED BUTTE CREATIVE DISTRICT COMMISSION



Town of Crested Butte, Colorado

1/1/2016

Photo Credit: R.J. Faulkner, Town Sunset

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PURPOSE

The purpose of this Handbook for the Crested Butte Creative District Commission is to explain the role of the commission in working with and advising the Town Council and to set forth guidelines to assist in carrying out their work.

BOARD MEMBER EXPECTATIONS

Attendance

The effective operation of a board depends upon regular attendance of the members at meetings. Members shall be required to attend a minimum of 70% of the meetings each calendar year. If a member is unable to attend a meeting, he or she should contact the chairperson or staff liaison at least 24 hours in advance of the meeting, when possible. If a member has three unexcused absences in a row, the member shall automatically lose his or her position on the board or commission. For the purposes of this rule, “unexcused absences” shall be all absences other than for illness, family emergency, or participation in other town business. The chairperson shall monitor attendance and forward attendance information to the Staff Liaison when a member fails to meet the attendance requirements stated herein.

The Staff Liaison shall inform the member that his or her membership has been terminated for failure to meet the attendance requirements, and shall begin the process for appointment of a replacement member as set forth herein.

Conflicts of Interest

The objective of Town Council is that the appointed member avoids any conflicts of interest. A member should also carefully consider for himself or herself avoiding even the appearance of impropriety. Since there may be areas where board members are unsure or unaware that a conflict exists, the following guidelines should be considered:

If a board member has acquired confidential information in the course of official duties that information cannot be used to substantially further the member's personal financial interests.

State law provides that a commissioner shall not hold an interest in a business or undertaking that may possibly be directly and substantially economically affected by any official action of the member's board.

A commissioner shall not perform an official act causing an economic detriment to the commissioner's business or personal competitors.

For six months following termination of office, a commissioner should not obtain employment in which a direct advantage, unavailable to others, will be gained in matters with which the board member was directly involved.

A commissioner shall not engage in a substantial financial transaction for private business purposes with a person under the direction of that commissioner's board.

If a member has a personal or private interest in any matter before the board, the member must disclose the interest to the board, must not vote on the matter, and must refrain from attempting to influence the other board members in voting on the matter. However, if that member's participation is necessary to obtain a quorum or to otherwise enable the board to act, the member may vote if, prior to acting, the interested member discloses the nature of his private interest.

If you are unsure of your legal responsibilities on any matter coming before your commission, the commissioner should seek the advice of the Town Attorney's Office as soon as possible before the meeting.

Training for New Board Members

Recognizing that a newly appointed commission member will need a basic foundation of knowledge concerning the subject matter having to do with the particular board or commission, the town will provide informal and/or formal training opportunities for each newly appointed member. The Council liaison, staff liaison, and chairperson of the board or commission shall work cooperatively to establish a training process which will provide to the new member a basic foundation of knowledge concerning the subject matter having to do with the particular board or commission. Where appropriate, in-service training should be provided which may include presentations on the responsibility of the commission and commission members, parliamentary procedure, conflicts of interest, specific board or commission mission, consensus and decision making model, town administration overview, open meetings, and language of local government and commonly used abbreviations and acronyms.

Board Responsibilities

The commission is responsible to investigate and make thoughtful recommendations to the Town Council and staff on issues coming before it. Such recommendations are often most useful if they include alternatives that were considered and an analysis of the pros and cons of the alternatives.

Matters upon which the commission makes recommendations can come from the Town Council, from Town staff, the citizens of Crested Butte, and from the board members themselves. The Town Council does not wish to impose a rigid structure upon the thoughts and ideas of any board or commission, but instead believes that creative and innovative ideas can come from many different sources. Often, however, ideas will originate with the consideration and adoption of goals by the Town Council. The commission will be asked to consider such goals.

The normal channels for communication between the Town Council and the commission are through the Town Council liaison to the board and staff liaison in the affected department. Such persons will report to the Council the deliberations and recommendations of the board. The commission, and their individual members, are always free to communicate directly with the Town Council on any matter concerning their areas of responsibility.

In considering recommendations from the commission, the Town Council will attempt to balance the many diverse interests in the community.

ORGANIZATION OF THE BOARD

Each board shall choose a chairperson and a vice chairperson. Additional offices may be created by the board from time to time as necessary. If a Town staff person is not made available to serve as recording secretary, a board shall also choose a recording secretary.

Chairperson

The chairperson serves as the presiding officer over all meetings. It is the responsibility of the chairperson to conduct meetings, keep the discussion on track, encourage the input of ideas and facilitate the overall decision process. The chairperson should clarify ideas as they are discussed and should repeat motions to ensure that all members fully understand the wording of the item upon which they are voting. It is also the chairperson's responsibility to sign all documents on behalf of the commission, see that all of the decisions of the board are carried out properly, and perform any other duties and functions requested by the board.

The chairperson, working with the staff liaison, is responsible for preparing an agenda for each meeting, and assuring its circulation in advance to all members of the commission and other persons who have requested notification and to ensure public notice of the commission's regular and, if any, special meetings.

Vice Chairperson

The vice chairperson shall perform the duties of the chairperson in the absence of the chairperson. The vice chairperson shall also perform any other duties assigned to his office by the board. The vice chairperson may request the assistance of other members of the board in carrying out the duties of the office.

Recording Secretary

The recording secretary keeps the record of the board, is responsible for the minutes of the meeting, and keeps a record of the proceedings of the board. The secretary also performs any additional duties or functions that the board may assign. A copy of the approved minutes from each meeting shall be deposited with the Town Clerk. Minutes from meetings shall be recorded as soon as possible.

Officers' Terms of Office

The term of office for the chairperson and the vice chairperson shall be 1 year. Each officer shall be eligible for reelection. However, chairpersons are encouraged not to serve for more than 2 consecutive years so that other commissioners may gain experience as a chairperson. Officers shall be elected at the next regular meeting following the month of the year in which the terms of office of the members of the board expire.

Council Liaison

The Town Council liaison assigned to a board or commission shall serve the following roles:

1. Communicate with the commission when Town Council communication is needed and to serve as the primary two-way communications channel between the Town Council and the commission.
2. Participate in filling vacancies, reviewing applications, and interviewing candidates for the commission.
3. Serve as the primary informal Town Council contact.
4. Help resolve questions the commission may have about the role of the Town Council, municipal government, and the commission.
5. Establish formal or informal contact with the chairperson of the commission and effectively communicate the role of the liaison.
6. Provide procedural direction and relay the Town Council's position to the commission, and to communicate to the commission that the liaison's role is not to direct the commission in its activities or work.
7. Serve as Town Council contact rather than an advocate for or ex-officio member of the commission.
8. Vote in the event of a tie on a Commission Decision.

CONDUCT OF MEETINGS

Open Public Meetings

All meetings at which any public business is discussed where a quorum of the board is present are public meetings open to the public at all times. No commission shall conduct any closed meeting without first consulting with the Town Attorney's Office concerning its propriety.

Quorum

The majority of all of the members of a board shall constitute a quorum. In order to conduct business at any meeting, a quorum shall be present. No action shall be taken in the absence of a quorum, except to adjourn and set a future meeting date the meeting to a future date.

Special Meetings

A special meeting may be called by the chairperson or vice chairperson, or upon the written request of three members of the board. Notice should be given to each of the board members by personally serving them, by an email, or by leaving notice at their usual place of residence. Notice of special meetings should be given as much in advance as possible. The notice of a special meeting shall set forth the time, place, date and purpose of the meeting. Attendance at a special meeting constitutes a waiver of the notice of the meeting.

Public Notice

Public notice of all meetings where the board may take any formal action or at which a majority or quorum of the board is expected to attend shall be given. The public notice shall be given no less than twenty-four hours in advance of the meeting and shall be posted at a location designated by the Town Council, including the bulletin board outside the Town Council Chambers, old Town Hall and the Library. The public notice should also be posted on the Town's website. The notice shall contain a specific agenda if possible, and should be in the format specified by the Town Clerk.

Rules of Order

Generally, meetings can be held in any manner that assures an orderly and focused discussion, and facilitates the input of all members of the board. When necessary, in order to effectively conduct business, as determined by a majority vote of those present, Robert's Rules of Order shall be in effect.

Public Hearings

Occasionally, a board will be called upon to conduct a public hearing on a matter coming before it. A public hearing is a process by which official input on a matter coming before a board is received from all those wishing to present testimony. It is a matter of fundamental due process that decisions made as a result of the public hearing are based solely upon the evidence presented at the public hearing, and no prior investigation or discussion should be conducted by any member. If commissioners have acquired information from outside the hearing, they should state during the hearing what the information is and allow public comment.

The chairperson should declare the public hearing open, and after hearing public testimony, declare the hearing closed. Following the public hearing, commissioners should discuss the matter among themselves (still in open meeting), and reach a decision by adopting a motion that sets forth the basis for the decision. Any such decision should be set out in the minutes of the meeting.

Further information regarding the conduct of public hearings is available from the Town Attorney's Office.

APPOINTMENT AND VACANCIES

Unless otherwise provided by state law or by the ordinance establishing the particular commission, the following guidelines will be used in dealing with appointments and vacancies to the commission.

When a vacancy occurs on the commission by removal of a member or resignation, with approval of the interview committee, the Council-appointed alternate shall be recommended to the Town Council for appointment to the position. If there is no alternate, or if the vacancy occurs due to expiration of term of office, the following steps will be taken unless otherwise directed by the Town Council:

1. The chairperson shall notify the Town Manager's Office of the vacancy.
2. Upon notice of the vacancy or not less than 75 days prior to the expiration of a term, whichever is applicable, the Town Manager's Office will notify the Town Council of the vacancy and advertise for the position. Said advertisement shall include, at minimum, publication of a notice in a newspaper of general circulation within the Town. The Town Manager's Office shall establish a closing date for the receipt of applications, which date shall be not less than 30 days from the date of first newspaper advertisement. Applications received after the closing date shall not be considered by the interview committee.
3. The chairperson should announce the vacancy at the first meeting after being notified of the vacancy and urge the members to solicit qualified candidates.
4. Applications shall be in a form determined by the Town Manager, but shall include, without limitation, a question related to the applicant's current service on other Town commissions.
5. Private interviews for the position shall be required for all applicants, including existing commission members seeking reappointment to a new term on the same commission. Interviews shall occur within a reasonable time following the closing date for receipt of applications and shall be scheduled by the staff liaison. Except as otherwise provided by a formal action of the Town Council, the interview committee shall consist of at least the following persons: the Town Council liaison; a Town staff member appointed by the Town Manager; and the chairperson.
6. Immediately following the interviews, the interview committee shall advise the Town Manager's Office of the recommendation. The Town Manager's Office will endeavor to place the matter on the next available Town Council agenda for consideration of appointment. Recommendations shall be presented in writing to the Town Council.

7. The recommendation of the interview committee and the appointment by the Town Council shall be based upon qualification, experience, knowledge, interest, willingness to serve, residency, the need for a diverse cross-section of the community, and other factors deemed relevant by the Town Council. The recommendation of the interview committee shall be considered but shall not be binding upon the Town Council.

8. The Town Manager's Office shall forward a letter of appointment and a Handbook for the Commission to the newly appointed member. Commissioners shall serve for their appointed term as specified in the Town Code. Alternates appointments shall be effective until the expiration of the term of any other member on the commission for which the alternate appointment was made. Alternates shall be available to assume unexpired terms in instances of resignation or removal, but shall not be appointed to serve where a vacancy is created by expiration of a term. However, in such circumstances, alternates are encouraged to apply for the position.

There shall be no term limits for board and commission members unless the term limits for the commission are specifically set forth in state law or in the Town Charter or Code. In addition, commission members may not serve on more than one board and commission at a time, unless:

- (i) the member is the only qualified applicant for the position;
- (ii) the member resigns his or her position on the first board or commission prior to or upon appointment to the second board or commission.

Unless otherwise provided by state law or by the Town Charter or Code, a person shall not be eligible for appointment to a board or commission unless either: (a) such person resides within or has substantial ties within the corporate limits of the Town; or (b) where the Town Council determines that the duties and functions of the commission impact, or are likely to impact, areas beyond the corporate limits, such person resides within or has substantial ties to the affected area. Factors which may be considered in determining whether a person has substantial ties to the Town or an affected area are property ownership, employment, conduct of a business or profession or other factors deemed relevant by the Town Council. Any person who ceases to reside in, or have substantial ties to, the area which was determined to be the basis for appointment may be removed from the board or commission by the Town Council.

Further, unless otherwise provided by state law or by the Town Charter or Code, no appointment of a person to the commission shall have the effect of increasing the number of nonresident members on that the commission to more than 50% of the total membership of the commission.

A person shall not be eligible for appointment to the commission if that person's spouse, parent, sibling, or child (whether related by blood, marriage, or adoption) is a town employee who in his or her capacity as a town employee regularly appears before or

advises the commission. This does not prohibit such person from being eligible for appointment to any other commissions not affected by this eligibility limitation.

EXPENSE REIMBURSEMENT

The town will reimburse any member of the commission who incurs expense for travel, lodging, registration fees and the like where such expenses have been provided for in the budget of the department with which the board is connected. To make sure that an anticipated expense is authorized, all subject expenditures must be cleared in advance through the Town Manager's Office.

LIABILITY

When performing the function for which a member is appointed, such member is an authorized volunteer of the Town of Crested Butte, and is entitled to the protection of the Governmental Immunity Act.

The Act, generally speaking, protects the board member from personal liability for any action within the scope of such appointment, except where the act is willful or wanton. Many homeowners' insurance policies provide some coverage for acts undertaken as a volunteer. Please consult your insurance agent regarding any such coverage. The Town Attorney's Office is available for further discussions regarding liability.

BOARDS AND COMMISSIONS

For specific information regarding the Town's boards and commissions and a description of their membership requirements and duties, please see Town Code Chapter 2. Article 8 Creative District Commission, or contact the Town Planner's Office at (970) 349-5338.

2016

Creative District Commission Guidelines



Town of Crested Butte

1/1/2016

Photo Credit: Third Eye Photography,
Rebecca Ofstedahl

Creative District Commission Guidelines

It shall consist of seven members appointed by the Town Council who shall serve without compensation. The members shall serve for periods of three years each, except that the initial terms of two of such members shall expire on January 1, 2017, the initial terms of two such members shall expire on January 1, 2018, and the initial terms of three such members shall expire on January 1, 2019. All members shall be eligible for reappointment. The members shall be citizens who are actively interested in the visual arts and civic improvement.

The Creative District Manager/Staff Liaison and a member of the town council shall serve as ex-officio and nonvoting members. The function of such commission shall be to perform the duties set forth in The Crested Butte Creative District Strategic Plan.

The composition of the commission will include three members of the creative sector, defined below, and four community members at large. The initial appointments of the Commission members will be chosen by the Creative District Manager, a town council representative, a member of the Arts Alliance, and a member of Town staff. Thereafter, the chair, vice chair, town council representative and Staff Liaison will manage the process of commission appointments including applications, interviews and recommendations to the Town Council. The Town Council will have final approval of the appointment of all commissioners.

Because the commission operates under the management of The Town of Crested Butte, there are no individual by-laws for the commission but meetings will be managed in a manner that assures an orderly and focused discussion and facilitates the input of all members of the commission. When necessary, Robert's Rules of Order can be put into effect. The majority of all the members of a board shall constitute a quorum. In order to conduct business at any meeting, a quorum should be present. No action shall be take in the absence of a quorum, except to adjourn the meeting to a future date. Discussion and updates may take place, but no formal action can be taken without a quorum.

The commission shall choose a chairperson and a vice chairperson. Additional offices may be created by the board from time to time as necessary. If a town staff person is not made available to serve as recording secretary, a board shall also choose a recording secretary. At the first meeting of the Commission, the chair and vice chair will be elected by majority vote of the commission members from those interested in the positions. The term is one year for these positions (see handbook for additional information)

The Creative District Commission will have the ability to spend up to but not to exceed \$2,500 on expenditures approved by majority vote of the members. For expenditures above and beyond the \$2,500, a recommendation will be delivered through the Staff Liaison for review and direction from Town staff /council. The Commission may not fund art or other project for the benefit of private properties. The Staff Liaison will keep the commission apprised of the budget balance and feedback from council in regards to fiscal and other issues as well as reporting back to the Town Council as to the activities, budget and work of the commission.

Five of the commission members will be responsible for a committee reflecting the focus areas from the Strategic Plan. This includes:

Community Engagement and Education
Branding and Marketing
Events and Programs
Spaces and Places
.....

One commissioner will act as the liaison to Colorado Creative Industries and one commissioner will act as the Arts in Public Places chair (TBD). Each commissioner can request a specific committee but if there is duplicate interest, a majority vote of the quorum will be used to decide the final committee designations.

It will be the responsibility of the Commissioner/committee chair to oversee the implementation of the Strategic Plan in his/her focus area and to report back to the commission as a whole as to the work of the committee. Duties may include: recruitment of volunteer committee members, programming and event management, communications, research, partnership development and so forth. The commission will work as a whole to determine priorities and action steps in each focus area. As these are completed, additional items can be added to the committee descriptions.

As the various commission terms end/start, the committee designations can be revisited or the new commission member may take over the departing member's designated committee.

The Creative District Staff liaison will oversee the work of the individual committees and is responsible for the overall implementation of the Strategic Plan and approval of the Creative District reports.

ORDINANCE NO. 14

SERIES 2015

AN ORDINANCE OF THE CRESTED BUTTE TOWN COUNCIL AMENDING CHAPTER 2 OF THE CRESTED BUTTE MUNICIPAL CODE TO INCLUDE A NEW ARTICLE 8 ESTABLISHING A CREATIVE DISTRICT AND CORRESPONDING CREATIVE DISTRICT COMMISSION AND INCLUDING REQUIREMENTS RELATIVE THERETO

WHEREAS, the Town of Crested Butte, Colorado (the "Town") is a home rule municipality duly and regularly organized and validly existing as a body corporate and politic under and by virtue of the Constitution and laws of the State of Colorado;

WHEREAS, various arts organizations in Crested Butte and the surrounding communities have approached the Town Council with a request that it create a creative district and corresponding creative district commission to encourage the placement of artistic work and the development of public arts and culture within Crested Butte;

WHEREAS, the Town Council has determined, after receiving a presentation from Town Staff and Marcie Erion with Colorado Creative Industries on November 16, 2015, and having adopted Resolution No. 28, Series 2015 adopting the Crested Butte Creative District Strategic Plan of 2015 that the development of public arts and culture in Crested Butte would mutually benefit the business and cultural environment of Crested Butte and the surrounding communities and the creation of a creative district and corresponding creative district commission would provide a venue with appropriate guidelines for the placement of works of art within Crested Butte;

WHEREAS, the various arts organizations in Crested Butte and the surrounding communities, in addition to other non-residential artists, have indicated their desire to contribute their artist talents to such creative district and corresponding creative district commission;

WHEREAS, the resources of talented artists throughout Crested Butte and the surrounding communities, as well as non-residential artists, would be beneficial to the social fabric of the broader East River Valley community; and

WHEREAS, the Town Council has found that the creation of a creative district and corresponding creative district commission will, in addition to providing a venue with appropriate guidelines for the placement of works of art within Crested Butte, lead to the development of public arts and culture in Crested Butte that will mutually benefit the business and cultural environment of Crested Butte and the surrounding communities, and such district and commission are therefore in the best interest of the environment and the health, safety and general welfare of the residents and visitors of Crested Butte, thus necessitating the adoption of this ordinance establishing the Crested Butte Creative District and Commission.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO, THAT,

Section 1. **Adding a New Article 8 to Chapter 2 of the Code.** A new Article 8 is added to Chapter 2 of the Crested Butte Municipal Code, with such Article shall read as follows:

“ARTICLE 8

Creative District and Commission

Sec. 2-8-10. Creation.

There is hereby established pursuant to C.R.S. § 24-48.5-314 a Crested Butte Creative District (CBCD) and corresponding CBCD creative district commission, known as the “CBCD Commission” to create and nurture a climate and conditions in the Crested Butte community in which the arts and culture can develop and thrive.

Sec. 2-8-20. CBCD Commission.

The CBCD Commission members shall be appointed by the Town Council.

Sec. 2-8-30. Purpose.

The CBCD Commission shall undertake the following tasks and responsibilities:

- (1) Create and implement a public arts policy.
- (2) Prepare and maintain a strategic plan for the CBCD.
- (3) Make recommendations to the Town Council regarding the implementation of the CBCD strategic plan.
- (4) Establish guidelines for the placement of works of art within Crested Butte.
- (5) Maintain a sustainable funding source for future projects in the CBCD.
- (6) Make recommendations to the Town Council on the placement of public art and other cultural amenities on public property and public rights-of-way. The CBCD shall not review projects or applications respecting private property.
- (7) Expend funds no greater than \$2,500.00 to further the mission of the CBCD. The CBCD shall make recommendations to the Town Council on the expenditure of

funds greater than \$2,500.00, the decision over which shall lie exclusively with the Town Council.

(8) Coordinate and cooperate with the other governments, organizations, nonprofits, businesses and other entities to promote the arts and creative sector for the purposes of education, marketing and programing relative to the CBCD. The CBCD Commission shall only serve in an advisory capacity in promoting the arts and creative sector and shall respect the authority and roles of such governments, organizations, nonprofits, businesses and other entities in implementing the CBCD's strategic plan unless otherwise directed by the Town Council or as authorized herein.

(9) CBCD Commission members shall update the Town Council during public meetings on the efforts of the Commission and its committees.

(10) All activities of the CBCD Commission shall uphold the unique community character and respect the historic context of the CBCD.

Sec. 2-8-40. Members; Term.

(1) The Town Council shall appoint the members of the CBCD Commission. The CBCD Commission shall be comprised of nine members.

(2) A Town Council member shall serve as an ex officio member and shall be the Town's liaison to the CBCD Commission. The CBCD shall also be comprised of three members that represent the arts and creative sector and four members that represent the community at large. The final member shall be the Town Manager or his designee and shall not have voting power. The Town Council member shall only vote in the event of a tie.

(3) Members shall serve without compensation, except for those expenses incurred in connection with the work of the CBCD Commission as approved by the Town Manager or his designee.

(4) Terms of the members shall be three years and shall be staggered so that one third (1/3) of the members shall be appointed each year, provided that the initial appointments in 2016 (1st year of operation) shall be two members for a one-year term, two members for a two-year term and three members for a three-year term. In the event of death, resignation or removal of any member, his or her successor shall be appointed for the duration of the unexpired term.

Sec. 2-12-50. Officers.

(1) Chairperson – The CBCD Commission shall select one of its members to serve as chairperson each year. The chairperson shall preside at meetings of the Commission, arrange for production and presentation of an annual report to the Town Council and meet with

the Town Manager or his designee concerning the implementation of Commission recommendations.

(2) Vice Chairperson – The Commission shall select one of its members as vice-chairperson who shall assume the duties of the chairperson in his or her absence.

(3) Secretary – The Commission shall select one of its members as secretary who shall keep the minutes of commission meetings and make the same available for public inspection at Town Hall. The secretary shall assume such other duties as are assigned by the chairperson.

Sec. 2-8-60. Meetings; Voting.

(1) The CBCD Commission shall meet at least four times per year and may meet more often upon request of the chairperson or a majority of the members or as provided in the Commission’s rules of procedure.

(2) Notice of each meeting of the CBCD Commission shall be given no less than five days prior to the date of the meeting to each member, either personally, by mail or E-mail. The Town Clerk shall post notice of all meetings in a similar manner as posting Town Council meetings.

(3) Meetings shall be held at Town Hall, unless the subject of the meeting demands a different venue, in which case notice of the meeting shall contain such alternate location.

(4) A majority of the members of record shall constitute a quorum. In the absence of a quorum at any meeting, the members may adjourn the meeting to a date certain up to 30 days without further notice. The members present at a duly constituted meeting may continue to transact business until adjournment, notwithstanding the withdrawal of enough members yielding less than a quorum.

(5) Each member shall be entitled to vote. When a quorum is present at any meeting, the affirmative vote of a majority of those present shall decide any question brought before such the members.

(6) The CBCD Commission shall adopt its own rules of procedure not inconsistent with the provisions of this Article.

(7) Meetings and records of the CBCD Commission are governed by the Colorado Open Records Act and the Colorado Open Meetings Act.

Sec. 2-8-70 Committees.

The CBCD Commission is authorized to establish and appoint members to committees, including task forces and special projects, as deemed necessary or appropriate, and shall prescribe the duties, functions and duration of each.

Sec. 2-8-80. Record of Proceedings.

CBCD Commission meetings shall have action minutes taken on all voting decisions of the members that shall be available for public inspection at the Town Clerk's office. All recommendations to the Town Council shall be in writing and shall be placed on the next available Town Council meeting agenda for the Town Council's consideration. All necessary agreements, leases, reports or other documentation needed to carry out a recommendation by the CBCD Commission for action by the Town Council shall be prepared by the Town Manager or his designee and reviewed and approved by the Town Attorney prior to being placed on a Town Council meeting agenda."

Section 2. Severability. If any section, sentence, clause, phrase, word or other provision of this ordinance is for any reason held to be unconstitutional or otherwise invalid, such holding shall not affect the validity of the remaining sections, sentences, clauses, phrases, words or other provisions of this ordinance, or the validity of this ordinance as an entirety, it being the legislative intent that this ordinance shall stand notwithstanding the invalidity of any section, sentence, clause, phrase, word or other provision.

Section 3. Savings Clause. Except as amended hereby, the Crested Butte Municipal Code, as amended, shall remain valid and in full force and effect. Any provision thereof that is in conflict with this ordinance is hereby repealed as of the enforcement date hereof.

INTRODUCED, READ AND SET FOR PUBLIC HEARING THIS __ DAY OF _____, 2015.

ADOPTED BY THE TOWN COUNCIL UPON SECOND READING IN PUBLIC HEARING THIS _____ DAY OF _____, 2015.

TOWN OF CRESTED BUTTE, COLORADO

By: _____
Glenn Michel, Mayor

ATTEST:

Lynelle Stanford, Town Clerk

(SEAL)

Relevant to Agenda Item for 12/21/15 Town Council Meeting Titled: Request of Town Council to Submit Letter to the Forest Service on the Forest Service's Proposal to Re-instate an Exemption Allowing Road and Well-pad Development Associated with Coal Mining in Gunnison National Forest Roadless Areas

Request for Action

This is a request for the Town Council to submit a letter supporting “Alternative A”, the “No Action Alternative” for the Forest Service’s proposal to re-instate a coal mining exemption that would allow over 170 million tons of coal to be mined from under Gunnison National Forest Roadless Areas.

If the Town Council is not willing to support Alternative A and call for on-the-ground decisions that move us towards climate resiliency, we request the Town Council to at least support the “Alternative C”, with modifications, so the final decision would exclude: (1) roadless areas where there are ‘wilderness capable’ lands and (2) the Pilot Knob Roadless Area, which is unlikely to be mined.

The comments on the Forest Service’s proposal must be submitted by Monday, January 4, 2016. We request the Town Council to write a letter supporting Alternative A or a letter supporting a modified Alternative C at the December 21, 2015 Town Council Meeting.

Appeal for Action

There are two significant reasons High Country Conservation Advocates requests the Town’s action: (1) to protect our local ranching, tourism, and recreation economy and (2) to provide local leadership confronting the challenges of today that will move us towards local climate resiliency.

1. Protecting our local ranching, tourism, and recreation economy from the financial and environmental costs of North Fork coal mining.

The Forest Service’s supplemental draft environmental impact statement (SDEIS) demonstrates that there are significant financial and environmental costs for re-instating this exemption for coal mining. The agency itself estimates that mining and burning the coal made available by opening roadless forest near Paonia to coal mining could cause more than \$12 billion in economic and environmental damages associated with an increase in carbon dioxide emissions (a measure known as the “social cost of carbon”).

Supporting “Alternative A” (the “No Action Alternative”) would leave the Colorado Roadless Rule as it is, and ensure 170 million tons of coal, and billions of cubic feet of methane that are simply wasted via coal mining, will stay in the ground. This is significantly important local action that can reduce climate pollution and thus help protect our high country snowpack, rushing rivers, and lush pastures.

Coal mining in the North Fork packs a hard punch with the combination of mining and burning of coal and venting of methane. Methane gas over a 20-year period is more than 80 times more powerful than carbon dioxide as a heat trapping gas. North Fork coal’s lower sulfur content—which the industry touts as “clean coal”—does not mean carbon dioxide and methane emissions are reduced or less than coal mined elsewhere. “Super-compliant coal” is merely such for its low-sulfur content.

Thus, when coal from the West Elk Mine is burned, it is estimated to produce 2.8 tons of carbon dioxide emissions per 1 ton of coal. So, if 170 million tons of coal are mined, which is the Forest

Relevant to Agenda Item for 12/21/15 Town Council Meeting Titled: Request of Town Council to Submit Letter to the Forest Service on the Forest Service's Proposal to Re-instate an Exemption Allowing Road and Well-pad Development Associated with Coal Mining in Gunnison National Forest Roadless Areas

Service's preferred action (Alternative B), it would result in an additional 400+ million tons of carbon dioxide pollution. Although the Forest Service has not sought to account for the social cost of methane, despite the significant impact it has on climate, the Forest Service has disclosed that the average annual net emissions of methane from mining North Fork coal would be 900,000 tons to 2.1 million tons of carbon dioxide equivalent. This means that methane emissions could add 10 million to over 66 million tons of carbon dioxide equivalent pollution. The climate impacts of these methane emissions could thus markedly increase the project's total carbon footprint.

Alternative A has significant benefits in continuing to sequester climate causing carbon emissions. In comparison to the proposed alternative by keeping millions of tons of carbon emissions sequestered. Compared to Alternative C, Alternative A would result in some of the millions of tons of carbon emissions remaining sequestered, but not nearly as much. So, although not as beneficial, Alternative C would at least have less of a potential negative climate impact. If the Council supports this alternative instead of the no action alternative, we strongly encourage the Council to also call for the removal of the Pilot Knob roadless area as the single existing mine near this area is closed as the result of a mine fire (Oxbow), has sold off its expensive mining equipment, and appears to have demolition crews on site removing structures that were used for the mining operation. Pilot Knob roadless lands also provide important wildlife habitat for mule deer and elk and a beloved recreation area by a variety of users, just as the other roadless areas do. Thus removing Pilot Knob lands from road construction for coal mining not only reflects the reality that it likely cannot be mined by an existing mine and is important to remain intact for wildlife and recreation.

To limit global temperature increases due to climate change to 2°C, over 80% of known coal reserves must stay in the ground. To stay well below the 2° C temperature increase the historic agreement at the 21st Conference of the Parties (COP21) set out to do, even more of the over 80% known coal reserves must stay in the ground. It also follows that where mining coal causes even a greater climate change impacts because it requires releasing methane, it is all the more imperative that these coal reserves stay in the ground.

Crested Butte has acknowledged that our mountain community and others are especially vulnerable to climate change. Economic, public health, and environmental damages from catastrophic wildfire, floods, and reduced snowpack are just some of the threats we face. This is why Crested Butte is one of ten mountain towns in the Mountain Pact. As a member of the Mountain Pact, Crested Butte has recognized the need to build resilience in the face of economic and environmental stresses through federal climate and conservation policy. Crested Butte in coordination with these ten other towns has called for making sure the American public receives its fair share from revenues made from federally leased coal. Taking action on this proposal is merely an extension of the action Crested Butte has already taken in calling for decisions that will protect our local economy from the negative impacts of federal fossil fuel development.

Looking beyond the climate impacts, the methane venting process requires a spiderweb of roads and well pads, clearing pristine forests and affecting otherwise pristine viewsheds over a 20,000-acre area. We know that people visit Gunnison County to enjoy our untouched forests. Roding and scraping well pads is simply not reconcilable with leaf peeping, scenic sunsets, and wild experiences in our forests. Moreover, this leads to further fragmentation of important wildlife habitat, undermining hunting and other recreational opportunities, which brings millions of dollars to our Gunnison County economy each year.

**Relevant to Agenda Item for 12/21/15 Town Council Meeting Titled: Request of
Town Council to Submit Letter to the Forest Service on the Forest Service's Proposal
to Re-instate an Exemption Allowing Road and Well-pad Development Associated
with Coal Mining in Gunnison National Forest Roadless Areas**

With an action proposed in our own county and our own National Forest that will further exacerbate the detrimental effects to our environments and economies as a result of climate change, can the Town fail to act? How can the Town call for federal change if it fails to call for changing the status quo on fossil fuel extraction in our own local National Forests that will place huge costs on the local and global environment and economy beyond the value of that fuel?

2. Local leadership for climate resiliency.

As a former coal mining town, we know there is a future beyond coal. You also know that local officials are instrumental in charting the course that moves our communities towards environmental and economic sustainability in the 21st century. Without action at the local level, we have only a slim chance—if any—of achieving climate resiliency. The consistent failure for governments at the international, national, and state level to take bold, concrete action underscores the importance of taking local action that moves us towards resiliency.

Moving our mountain community towards climate resiliency and protecting our snowpack is in part our responsibility—we cannot pawn it off to others and cannot honestly call for others to take action when we fail to do so ourselves. As elected officials, you have an opportunity here to protect our community and the precious snowpack our winter and summer tourism, recreation, and ranching economy relies upon.

Arch Coal (owner of the West Elk mine and the only operating mine that seeks to benefit from re-instating this coal mining exemption) has nearly a decade of coal left to mine even if Alternative A is adopted. Therefore, asking the Forest Service to choose the no action alternative does not have immediate negative impacts on local communities or to the royalties local governments receive. Rather, the current status-quo is set to continue for nearly a decade. Is it prudent to prolong coal mining for additional decades when the financial and environmental costs are so great? Or should we as a community work to transition away from coal now that have nearly a decade for local, state, and federal leaders to lead us to a cleaner energy future?

When we compare jobs in renewables to jobs in coal it seems like there is a clear win in moving us towards renewable industry and away from the 19th century fossil fuel paradigm. For starters, the Colorado coal production continues to decline. On December 9, Colorado's mining regulatory agency announced that coal production figures for the [first ten months of 2015](#) that coal mines in Colorado produced 14% less coal when compared to the [same period in 2014](#). Jobs have also declined by 15%, largely due to layoffs from Bowie's No. 2 mine near Paonia. Nearly twice as many people are employed by a single wind turbine manufacture, Vestas. News reports indicate that [Vestas employs about 3,000 people](#) at its manufacturing facilities in Colorado. Overall, the [wind industry employs more than 6,000 workers in Colorado](#). At the same time, a [solar firm plans to open a Denver office and hire 800](#). The dean of the University of [Colorado's business school also recently stated that coal is "dead" on Colorado's west slope](#) for a number of reasons.

We have nearly ten years for local leaders to be innovative and bring the next generation of jobs to the West Slope. Coal is not our future even if we cut out the climate impacts – it simply can't compete and is a finite resource. We have to move beyond coal no matter what and now we have the luxury to do so and prevent the imminent bust that the end of finite resources inevitably has.

Relevant to Agenda Item for 12/21/15 Town Council Meeting Titled: Request of Town Council to Submit Letter to the Forest Service on the Forest Service's Proposal to Re-instate an Exemption Allowing Road and Well-pad Development Associated with Coal Mining in Gunnison National Forest Roadless Areas

Over the next decade, communities and counties need to and can enact innovative measures that fundamentally change the local economy from one that is vulnerable to uncontrollable outside conditions, to a local economy that is sustainable and diverse and sets us towards climate resiliency.

Today, we ask the Town Council to take action that calls for protecting our precious snowpack, rushing rivers, and lush pastures. Right now, as our local elected officials you have the opportunity to show the leadership we need to protect what makes Crested Butte home. We therefore strongly urge you to write a letter supporting the No Action Alternative and lead us towards climate resiliency.

Background on the Forest Service's Proposal

In 2012, the Forest Service adopted the Colorado Roadless Rule, which generally banned road construction on four million acres of the state's most wild, remote forest lands. The rule, however, contained a number of loopholes, including one permitting road construction on 19,000 acres of roadless forest north and east of Paonia, Colorado to benefit future coal mining proposals there.

In 2013, the Forest Service approved Arch Coal's proposal to build six miles of road and scrape 48 pads for methane drainage wells in the Sunset Roadless Area, a project made possible by the coal mining loophole.

Conservation groups sued to halt the project in part on the grounds that the Forest Service failed to disclose the extent of carbon pollution generated by mining and burning the hundreds of million tons of coal made possible by the Colorado Roadless Rule. In June 2014, a federal court sided with the groups, ruled that the Forest Service **broke the law** by sweeping climate pollution impacts under the rug, and subsequently **threw out** the coal mine loophole.

The court's ruling left the door open for the Forest Service to revive the loophole if the agency undertook a new analysis that adequately disclosed the climate pollution the loophole would cause. In November, the Forest Service issued a draft supplemental environmental impact statement evaluating the impacts of re-instating the loophole or of keeping it closed (Alternative A), and gave the public until January 4, 2016 to comment on the proposal.

December **, 2015

Colorado Roadless Rule
U.S. Forest Service, Rocky Mountain Region
740 Simms Street
Golden, CO 80401
Via Email: kktu@fs.fed.us

Re: Comments of Crested Butte Town Council on Proposal to Reinstate North Fork Coal Mining Area Exception to the Colorado Roadless Rule

Dear Secretary Vilsack:

Thank you for the opportunity to provide comment on the Supplemental Draft Environmental Impact Statement (SDEIS) to reinstate the North Fork Coal Mining Area exception to the Colorado Roadless Rule. The Crested Butte Town Council has become increasingly concerned about the economic and environmental impacts of this proposal. We therefore support and request the U.S. Forest Service to adopt the “No Action” Alternative (Alternative A).

As a town with a history in mining but now with a vibrant local economy based on ranching, tourism, and recreation, we call on the Forest Service to protect the heartbeat of our community and economy: snowpack. As a Colorado high country mountain town, we are dependent on climate stability to support our lush green pastures, world-class wildflowers, and ski industry. As the SDEIS makes clear, the proposed action (Alternative B) will likely lead to the addition of more than 130 million tons of CO₂ to the atmosphere. Increasing climate pollution, to which this decision will add, will increase weather incidents we already dealing with, such as warmer and shorter winters and prolonged drought. All of the values that our community depends upon are jeopardized when decisions continue to be made that lead us towards drought, further fragment wildlife habitat, and degrade scenic mountain vistas with concentrated roads and well pads.

This spring, we called for federal action to eliminate subsidies and require coal companies to pay royalties on the true market price of coal, rather than on the hidden price at which coal is often sold so taxpayers and western states receive a fair return on federal minerals. Today, we call on the U.S. Forest Service to adopt Alternative A to protect Crested Butte and other mountain communities from a proposal that the SDEIS discloses could cause more than \$12 billion in economic and environmental damages from increased carbon dioxide emissions. The Forest Service can and must do its part to make sure we stay well below the 2°C temperature increase the historic agreement at the 21st Conference of the Parties sets out to do. To do this, we need to keep substantial amounts of known coal reserves in the ground. Adopting Alternative A will send an important signal that the Forest Service, State of Colorado, Gunnison County, and Crested Butte are willing to take significant steps to meet the agreement’s goals. If we are to meet the challenge of reducing the significant threat of climate change, we cannot take steps that burden the globe simply to temporarily financially benefit ourselves. We must be leaders in protecting not only our own communities but others around the world that are threatened by climate change.

We recognize that coal mining provides employment and revenue for our Gunnison County neighbors. But approving the proposed action puts at risk jobs and revenues locally and nationally that are affected by climate change. With nearly ten years of coal left in the West Elk mine even if Alternative A is not adopted, we believe there is sufficient time to transition communities and coffers beyond coal. To do this, we need local, state, and national leaders – including the Forest Service – to work together to transition our communities to 21st economies that lead us towards climate sustainability and local economies that are sustainable economically and environmentally. We pledge to work with you to achieve those goals.

Thank you for your consideration.

Sincerely,

CRESTED BUTTE TOWN COUNCIL, CRESTED BUTTE, COLORADO

Glenn Michel, Mayor



PO Box 1269
Crested Butte, CO 81224
(970) 349-1707
info@cbnordic.org

12-7-15

Town Council and Staff
Town of Crested Butte
PO Box 39
Crested Butte , CO 81224

Dear Council and Staff,

Thank you so much for your recent grant of \$4,000 to Crested Butte Nordic. As you know, these funds will assist us in purchasing a slightly used snowcat for our grooming operations. We are psyched to be able to have a more reliable snow cat so we can provide consistent and professional grooming for our guests.

The Town's support is much appreciated. Together, we are creating a destination Nordic area that is bringing more and more people to town. This December 19th and 20th, we'll be hosting 240 racers and their families on Ruthie's Run for a Junior National Qualifier. These folks and thousands of others throughout the winter are enjoying Crested Butte and at the same time spending money that is circulated several times in the community. It's a win-win for all.

We wish you all the best holiday season ever.

Sincerely,

Keith Bauer
CB Nordic

living journeys

CANCER SUPPORT FOR THE GUNNISON VALLEY

December 10, 2015

The Town Of Crested Butte
ATTN Ms. Lois Rozman
PO Box 39
Crested Butte, CO 81224

Dear The Town Of Crested Butte:

Thank you for your grant in the amount of \$4,000.00 to Living Journeys. Your donation was received on 12/8/2015 and will be used for the Living Journeys Youth Group, supporting middle and high school students affected by cancer. Living Journeys provides financial assistance, emotional support and enrichment to Gunnison Valley residents living with cancer.

More information about Living Journeys can be found at www.livingjourneys.org. This letter serves as your receipt, and no goods or services were provided in exchange for this donation. Living Journeys is a 501(c)(3) organization with the tax identification number of 34-1974654.

Sincerely,



Darcie Perkins
Executive Director

Thank you for your continued
and generous support!



Lynelle Stanford

From: LUCY <lyzavala@msn.com>
Sent: Sunday, December 06, 2015 2:51 PM
To: Lynelle Stanford
Subject: Fwd: Artum Fest

Sent from my iPad

Begin forwarded message:

From: Lucy Zavala <lyzavala@msn.com>
Date: December 6, 2015 at 2:41:07 PM MST
To: Lucille Zavala <lzavala@cobnks.com>
Subject: Artum Fest

Seems that west end of Elk Ave. has just become the throw way zone for whatever any body wants to do! This past weekend there was something called Artum Fest in front of my house! I was a little pissed that this was happening and even more angry that no one had spoken to the homeowners about this new event! I had to read about it in the paper! Maybe it's because I'm only 1 of 2 full-time residents over here and no one really cares because it's not in front of their house! I must have missed a town council meeting! This thing comes right on the heels of 10 weeks of Awefest, which was another thing that homeowners were never asked about! I was so glad that that was finally over! Every Sunday for the whole summer is a hard pill to swallow and I struggle to enjoy my well earned "weekends"!

Now this Artum thing shows up! A two day event, really? A vendor parked their trailer on First St and slept there. Was not aware that First St had RV parking. Vendors were sleeping in their tents. Was not aware that sleeping in tents on the the streets of Crested Butte was allowed either! A vendor approached me and asked me why I had to mow my lawn " now"! They were irritated by the noise and the dust! They were also mad, because they couldn't hear the amplified live music! I told them that this was my weekend and that I was taking care of my home! Gawd, I was sooo angry!!! I was also asked if they could fill their jugs with water to anchor tents. I did not agree and do believe that they would have helped themselves had I not been home! Vendors also decided that parking their vehicles two inches in front and two inches behind my vehicle was a good idea too! I was a prisoner in my own house! Those vehicles never moved until this thing was over!

The AMPLIFIED live music and prerecorded music during breaks from the live music put me "over the edge"! Not justified at all! Ugh!

I have lived in Crested Butte for the past 34 years. I was fortunate enough to purchase my home 25 years ago! My address is 31 Elk Avenue. I have seen a lot over those 34 years! It does not escape me that tourism is our most desired reason for existence and that tourism also allows most of us to call Crested Butte our home! With that being said, I would to say that, as a homeowner, I would truly liked to be asked about events that may or may not occur in front of my house! I would imagine that 100% of the Town Council would agree that they would like to be asked about things happening in their front yards!

As a homeowner, I would like to be asked and heard before things are decided!

I put up with a lot because of my physical address and I just finally had to speak up!

Artum Fest is not needed!

Sent from my iPad

Lynelle Stanford

From: Glenn Michel
Sent: Wednesday, December 09, 2015 7:27 PM
To: mayanut@gmail.com; Todd Crossett; Lynelle Stanford
Cc: Monica Mesa; R Mason; J Schmidt; Chris Ladoulis; Paul Merck; Erika Vohman; Laura Mitchell
Subject: Re: Town Council Concern/ Use of town facility

Monica,

I have forwarded your letter to the Town Manager, and the Town Clerk to be included in the public record.

Glenn Michel

Sent from my iPad

On Dec 9, 2015, at 6:20 PM, "mayanut@gmail.com" <mayanut@gmail.com> wrote:

Thank you Monica, your letter is very well written, and i hear your points very clearly.
Erika

Sent from my iPhone

On Dec 9, 2015, at 4:50 PM, Monica Mesa <monicamesayoga@gmail.com> wrote:

Dear Glenn, Roland, Jim, Chris, Paul, Erika, & Laura~

Thank you for taking a moment to read this email during such a busy time of year. I am sure you have heard a little about what my concern is. I have spoken to Erika and Glenn, but wanted to be sure you all knew about this important matter that is affecting my business, other potential businesses that cannot compete with ones that get almost free rent, and the town of Crested Butte itself.

The use of the town hall (and other government spaces) has historically been rented out to local non-profits as well as other individuals or businesses in town. This is my primary concern. I understand that many of them have been grandfathered in over the years for a little bit more than free rent, but I think its time this matter gets revisited. I also understand that there are a great deal of businesses/organizations under this umbrella, and I believe they all need to be considered, but my particular concern as you might guess is the use of the town hall room that is being used right now primarily for yoga.

This yoga "co-op" is running a yoga studio out of your government building. They have a website, facebook page, an online scheduling software program used worldwide by yoga studios, paid advertising and marketing campaign, offer workshops, retreats, and over 26 classes a week, even more than my studio offers. Please visit their website at cbyogacoop.com and see for yourself.

I understand they are in the process of trying to get non-profit status, although until that becomes final, they are still an actual regular business collecting fees of \$10 per class, \$85 for 10, or \$195 for season passes. The reality is that they generate a substantial income and they are operating a business without paying a comparable rent and business costs that other businesses like mine must, and are not contributing to the financial coffers of our town.

On top of that, they are dominating the space, and other folks who may want to use the space are not able to do so until the co-op season of classes (usually 3-4 months long) is over. I know of several people wanting to use the space who cannot get a reasonable time slot. Furthermore, many people do not even know the space could be used for such business purposes and if you are going to allow that, I think its time you make that information public so the space is truly available to EVERYONE in the community, not just those who are in the inner circle of our town who happen to know about it.

The other complex issue at hand is the "non-profits" that collect fees and hold fitness, martial arts, or dance related classes in your space. Many of these organizations are really businesses that could afford rent in town and make the playing field much more even for the other businesses in town. There is also an opportunity here for businesses to work together and share space, but none of those things are going to happen when they are basically getting a free ride from our town government. Over the years, I have had many conversations with people who would like to open a dojo, dance space, etc, but simply cannot compete with the businesses in town that have no overhead, and cannot get into the spaces already taken by the current businesses holding space in the town hall. This has created a very unfair playing field and is costing our town much needed funding and options our community could choose from.

I would actually have very little against the yoga co-op if it was operating as the bona fide business that it is, and paying the rent and business costs that a comparable business is required to pay.

Although my business is being directly affected by this situation, i am not only concerned for MY business which is now in peril due to this inequitable situation, but for all other possible people and organizations that could be using the space. More importantly, on a macro level, our town is getting taken advantage of and not receiving the benefits of these businesses having to pay taxes, rent commercial spaces and contribute to our community as other businesses like theirs do.

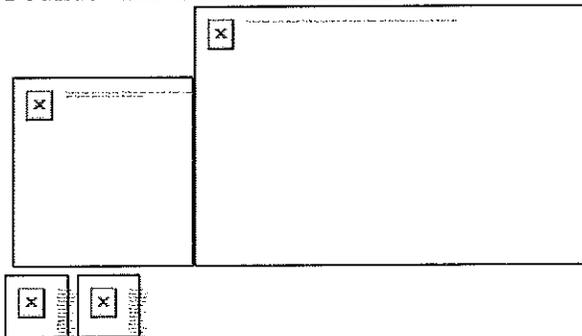
This situation needs to be addressed and the antiquated system that has allowed this to go on for far too long needs to be re-evaluated.

Please let me know how you plan to address this issue, and i would appreciate anonymity until the situation is resolved. I'm sure you understand, but I'm happy to explain if you have any questions about this or any of my concerns.

Thank you for your time and consideration~

"Love Everyone. Serve Everyone. Remember God."~ Neem Karoli Baba

Monica Mesa
Prana Vinyasa Yoga Teacher/Trainer
Founder and Creative Director



120 Elk Ave.
P.O.Box 841
Crested Butte, CO 81224

www.yogaforthepaceful.org
www.yogarocksthebutte.com

studio 970.349.0302
cell 970.596.2716

Lynelle Stanford

From: Todd Crossett
Sent: Monday, December 07, 2015 12:03 PM
To: Lynelle Stanford; Jessica Earley
Subject: FW: Center for the Arts Expansion

From: Alice Jennison [mailto:alicejennison@gmail.com]
Sent: Monday, December 07, 2015 11:54 AM
To: Glenn Michel; R Mason; J Schmidt; Chris Ladoulis; Paul Merck; Erika Vohman; Laura Mitchell
Cc: Todd Crossett; Jessica Earley; Bob Gillie; Janna Hansen; Michael Yerman; Liz Sawyer; sbskiteam@gmail.com; roxanaalvarez@me.com; Jenny Birnie; andrew@andrewhadleyarchitect.com; editorial@crestedbuttenews.com
Subject: Center for the Arts Expansion

Dear Town Council Members:

As a citizen of Crested Butte, I am writing to share my concerns about the proposed Center for the Arts expansion project. As you may know, the Center for the Arts has recently announced that the Trailhead Children's Museum has been eliminated as a component of the new building.

A few points to consider:

- **The Trailhead is the largest provider of children's art programs in our community**, serving children ages 0-12 through summer camps, break camps, and after school and weekend art programs.
- For the past several years, the Trailhead had been led to believe that it would be part of the new Center and proceeded according to this plan. The non-profit organization would have proceeded *differently* if it had NOT been part of the new Center.
- **The Center for the Arts has been asking for donations based on a program that included the Trailhead.*** In fact, the Center presented that exact program to the CB Town Council earlier this year. In response, the Town Council approved Resolution No. 15 in July 2015, which grants the Center \$1,000,000 of cash and in-kind services.
- The new Center will be a Town-owned property (leased to the Center for 99 years at a very low rate) and built on public space. As a result, it seems reasonable that the citizens of Crested Butte and the Town Council should have some input on what goes into the building.

As a taxpayer and citizen, I respectfully request that the Town Council encourage the Center to reconsider its' decision to eliminate the Trailhead Children's Museum from the new building. If the Center does not include the Trailhead (thereby changing its proposal), then I believe the Town Council has an obligation to rescind the \$1,000,000 town grant and request that the Center present a new proposal and a new request for money. Perhaps a smaller amount should then be granted to the Center and the remaining funds should be granted to support the Trailhead Museum in finding a permanent home in our community.

Thank you for taking the time to consider this request.

Sincerely,

Alice Jennison

* Please note: The following information is still posted on the Center for the Arts web site under the listing "About the Center's New Building":

Key Features

- ADA-compliant theater with increased seating, including a balcony.
- State-of-the-art lighting, sound, and visual equipment.
- Music rehearsal room for use by the CB Community school for instruction and lessons.
- Catering kitchen for large events, receptions and culinary demonstrations.
- A home for the Trailhead Children's Museum with outdoor music garden.
- Space for Visual Arts programs and a Clay Studio.
- Dance studios for the Crested Butte School of Dance and the Crested Butte Dance Collective, including a high-ceilinged Aerial Dance Studio.
- Energy-efficient, LEED-certified HVAC.
- Multipurpose community spaces.
- A new 38,000 square foot building erected in the same location adjacent to Town Park (up from the current 6,000 sq ft structure).
- Total project cost: \$15M (\$12M construction/\$3M operating).

Benefits

- Instruct over 1,000 children and youth in long-term professional hands-on training in music, dance, theater, and media arts.
- Partner with our local public school district to bring a minimum of 3,000 school children to the Center each year for workshops, arts and drama clubs, artist in residence programs and performance events.
- Serve and entertain 20,000 local and regional audience members in the performance spaces.
- Engage the entire community of full-time residents, part-time residents, and tourists in public events and self-determined programming, by, for, and about the community.
- Serve thousands of children through a partnership with the Trailhead Children's Museum.
- Employ and involve hundreds of artists as instructors, performers, creators, and as public educational resources.
- Support Crested Butte Community Schools teachers with workshops and curriculum, aimed at incorporating culturally diverse performing and visual arts into their classrooms.
- Offer needed meeting room space to over 50 community organizations in the Valley.

Lynelle Stanford

From: Todd Crossett
Sent: Monday, December 07, 2015 12:59 PM
To: Lynelle Stanford
Subject: FW: CFTA thoughts...

From: Jennifer Verdecchia [mailto:jennifer@cyigifts.com]
Sent: Monday, December 07, 2015 12:57 PM
To: Todd Crossett; Jessica Earley; Bob Gillie; Janna Hansen; Michael Yerman; Glenn Michel; R Mason; J Schmidt; Chris Ladoulis; Paul Merck; Erika Vohman; Laura Mitchell; mlsawyer5@yahoo.com; sbskitem@gmail.com; roxanaalvarez@me.com; jenny@crestedbuttearts.org; andrew@andrewhadleyarchitect.com
Subject: CFTA thoughts...

Hi folks,

First, thank you all so much for your incredible time and energy on this project! It's going to be worth it and fantastic! Second, it sounds like a meeting is happening tonight...and I wanted to express my growing concern after I've had some time to think more on the issues that have been mentioned in the meetings.

- 1) **PARKING** - We are building an amazing CFTA...and a huge part of the goal is to significantly increase the usability and offerings for the center...which, by definition, means significantly increased traffic flow and need for parking! While (my husband would attest that) I'm all for "breaking the rules" and making our own rules when it makes sense, I think we are being very short sided if we don't figure out some solid plan and solution for these issues prior to moving forward. I believe we are turning our back on these rules way too much right now. I like the idea of buying a lot for parking across the street...but I think asking folks (with lots of small children in tow) to cross our "highway" isn't ideal or safe.
- 2) **TRAFFIC** - Same issues...but to exacerbate it, we are forcing all those who used to access the Center from 6th and park in the current lot to now go through the neighborhood and park on 7th. Too, I believe this traffic (with all the hourly after school activities that are newly moving to the center), the amount of increased and constant traffic on 7th will be VERY significant! Many parents walk their children in...so the drop-off loop on 6th won't work for this purpose! We've got to get creative and figure out a way to make parking and drop-offs easy from 6th or Elk...our main thoroughfares.
- 3) **SAFETY** - We have to keep our children and the playgrounds safe...which is another HUGE negative to our forcing all this vehicular traffic to 7th!
- 4) Let's **THINK OUTSIDE THE BOX** - what IF we moved the new CFTA to the 4-way? It would be on the bus stop. Ample parking is right across Elk. It wouldn't split our amazing park. I know there's many reasons to shoot this idea down...but I also think that if we are truly thinking long term, it solves a lot of our issues!

Thanks for your time and hard work! I really do appreciate it!

Sincerely,
Jennifer

Lynelle Stanford

From: Todd Crossett
Sent: Sunday, December 06, 2015 8:04 PM
To: Lynelle Stanford
Subject: Fwd: CFTA Expansion

For the public record

Sent from my iPhone

Begin forwarded message:

From: Lauren Bock <lbock13@gmail.com>
Date: December 6, 2015 at 3:28:56 PM MST
To: <tcrossett@crestedbutte-co.gov>, <JEarley@crestedbutte-co.gov>, <bobg@crestedbutte-co.gov>, <jhansen@crestedbutte-co.gov>, <myerman@crestedbutte-co.gov>, <glennmichel@crestedbutte-co.gov>, <rmason@crestedbutte-co.gov>, <jschmidt@crestedbutte-co.gov>, <cladoulis@crestedbutte-co.gov>, <pmerck@crestedbutte-co.gov>, <evohman@crestedbutte-co.gov>, <lmitchell@crestedbutte-co.gov>, <mlsawyer5@yahoo.com>, <sbskiteam@gmail.com>, <roxanaalvarez@me.com>, <jenny@crestedbuttearts.org>, <andrew@andrewhadleyarchitect.com>
Subject: CFTA Expansion

To Whom It May Concern,

I write this letter to express my concerns about the proposed Center for the Arts Expansion. As a member of the neighborhood adjacent to the park, my family and neighbors all stand to be largely impacted by this project. When moving forward with the Center for the Arts expansion, I ask that you consider the following concerns:

1) **TRAFFIC FLOW:** Please design the building so that the traffic flow in and out of the building, by both pedestrians and vehicles, is from 6th street. No trucks, vans, or busses should be allowed to access the center via 7th street for traffic and safety reasons. The building and entrance points should be designed such that all visitors to the center, and attendees at classes, access the center from 6th street. In addition, please design all traffic and parking to keep pedestrian and cyclists away from cars at all costs. (For example, the sidewalk through park adjacent to the current CFTA parking lot is not safe).

2) **PARKING:** Please ensure that the town and the Center for the Arts plan for and provide ample parking for the amenities that they plan to provide: not just events but classes with dozens of kids at any given time as well. Please keep in mind that the occupancy of the proposed theater increases significantly when used for "standing" shows rather than "sitting" shows. In addition, the primary reason behind the expansion is to dramatically increase programming at all hours of the day, which will increase traffic and parking demands. I believe that it is unfair and shortsighted for the town to place the burden of parking on the neighbors of the park. A good solution to the parking is for the Center for the Arts, perhaps in conjunction with the Town of Crested Butte and/or the owners of the Grubstake building, to buy the vacant lot across 6th street to use for parking. Another option, in order to decrease the size of the footprint of the new building in Town Park and ease parking issues, would be to relocate some of the CFTA space (such as the dance and art studios) across 6th street to the vacant lot. A building there could have its own parking lot, while also keeping a parking lot in town park.

3) BUILDING SPACE: Please consider that this building is going on public space as a result, the public should have some say in what goes into the building. The largest provider of children's art programs in this community, The Trailhead, is no longer part of this "community" Center for the Arts. With one of the main players out of the picture, perhaps the building should be downscaled. I encourage you to think of creative ways for programs to share space in order to minimize the amount of public and green Town Park space that will be permanently lost. I ask that you consider requiring the Center for the Arts to build down as much as possible to minimize its footprint.

4) SAFETY: Please ensure that every aspect of this building promotes safety for pedestrians and cyclists. Promoting safety will likely include redesigning sidewalks and traffic patterns on 7th street and potentially 6th street.

5) TIMING: Please do not rush ahead with this project. This building, which is likely to be both the masterpiece and centerpiece of our town, should be carefully designed within the framework of a very long-term, multiple-decades, vision. Before proceeding, thoughtfully consider where all amenities in the future, including but limited to parks, green space, parking, rec center, skate parks, ball fields, and tennis courts, would ideally be located. In addition, consider how traffic, pedestrian, and cycling needs will be met within this plan. If, in the long term, it makes sense for certain park amenities to be located elsewhere, then now is a great time to start planning ahead.

Regards,

Lauren Bock

303-478-5880

Resident between the block of 7th and 8th on Whiterock Ave.

Lynelle Stanford

From: Todd Crossett
Sent: Monday, December 07, 2015 9:39 AM
To: Lynelle Stanford
Subject: FW: Proposed Center for the arts

Lynelle

We are getting a bunch of these emails RE the CFA to BOZAR and the Council.

Jessie is compiling all of them on the public record for BOZAR – which is where they belong at this point.

If we see one to the Council that is not copied to Jessie and/or BOZAR, then we need to forward that to her.

Where the Council is copied, I would like you to add those to the council's public record. When the Council is emailed, I will be sure you are copied or forward to you.

Thanks,
Todd

From: Marco White [mailto:marcojwhite@gmail.com]
Sent: Monday, December 07, 2015 9:34 AM
To: Todd Crossett; Jessica Earley; Bob Gillie; Janna Hansen; Michael Yerman; Glenn Michel; R Mason; J Schmidt; Chris Ladoulis; Paul Merck; Erika Vohman; Laura Mitchell; mlsawyer5@yahoo.com; sbskiteam@gmail.com; roxanaalvarez@me.com; jenny@crestedbuttearts.org; andrew@andrewhadleyarchitect.com
Subject: Proposed Center for the arts

As a resident on Belleview between 7th and 8th streets, me and my neighbors are very concerned about what we are hearing regarding the proposed plans for the new arts center. Most importantly, I am concerned about using 7th street for more traffic access to the center; whereas, the traffic is virtually all accessed currently from 6th street. I already have persons blocking and parking in my parking spaces often during Alpenglow events. I am concerned that there will be more congestion to my street as a result of these changes. Frankly, I agree with all of the concerns mentioned in the words below that have been express by some of my neighbors:

- **TRAFFIC FLOWS** - *Keep vehicles on 6th (and off of 7th and the adjacent neighborhood)*
- **INSUFFICIENT PARKING** – *We must find a solution and, it needs to be parking that is accessed from 6th or Elk.*
- **BUILDING USEAGE & FOOTPRINT** – *The community should determine what goes into a Center located on town property.*
- **SAFETY** – *For all who play in these fields and walk & ride the paths through and near Town Park.*
- **TIMING** – *Let's be patient and think it though so that we build a long term, sustainable Center.*
- **THINK OUTSIDE THE BOX** – *What if the Center relocated the tennis courts? Or to the ball field? That would put the Center on the bus loop, across from our largest parking lot in town (which addresses*

both parking and traffic flow issues), and by not splitting town park the majority of safety concerns would be eliminated.

Sincerely, Marco White, 718 Belleview Ave.

Lynelle Stanford

From: Todd Crossett
Sent: Monday, December 07, 2015 9:39 AM
To: Lynelle Stanford
Subject: FW: Center for the Arts Expansion

From: Jafar Tabaian [mailto:jtabaian@gmail.com]
Sent: Monday, December 07, 2015 9:22 AM
To: Todd Crossett; Jessica Earley; Bob Gillie; Janna Hansen; Michael Yerman; Glenn Michel; R Mason; J Schmidt; Chris Ladoulis; Paul Merck; Erika Vohman; Laura Mitchell; mlsawyer5@yahoo.com; sbskitem@gmail.com; roxanaalvarez@me.com; jenny@crestedbuttearts.org; andrew@andrewhadleyarchitect.com
Subject: Center for the Arts Expansion

Dear Crested Butte Town, BOZAR & CFTA Representatives,

Greetings, my name is Jafar Tabaian and I reside at 732 Whiterock Avenue. Like many of my neighbors I am concerned about the proposed Center for the Arts Expansion project. I do want to be clear that I am in full support of the CFTA and am not apposed to an expansion, I do however feel that this project needs to be pursued with careful measure to ensure it is a success for the entire community. I think I can offer a unique perspective to the planning process as I served on the Board of Directors for the Colorado School of Mines Alumni Association at a time that the Association (an independent 501(c)(3) entity) partnered with the University (a public institution) to formulate requirements for a campus welcome center. The project was to be funded primarily through alumni donations but would be located on university property, the building would be a shared space between the Association and various school departments. Because the location of the welcome center sat on the edge of campus we had to take into consideration the impact that the neighborhood would feel from this new development, as such we worked with neighbors and the town of Golden during the planning process to make sure the project had a positive impact for all members of the community. The welcome center was recently completed and opened (<http://bit.ly/1Or9kHF>). As mentioned, this experience affords be a unique perspective on a project with very similar development challenges to the CFTA Expansion.

I share the concerns which I believe several of my neighbors have shared with you already, which include: TRAFFIC FLOW, PARKING, BUILDING SPACE, SAFETY and TIMING. I'll spare you the details on each of these items, however I would be happy to address any or all in detail if you have questions.

It is my understanding that the size of the proposed expansion and the community user groups who will be included have been developed more recently than the decision on where to locate the buildings. And so this seems like a good time to review the project, the size, the location, etc. to make sure it all makes sense before continuing to spend public and non-public resrouces on the planning phase. Also it has come to my attention that at least one of the user groups (the Trailhead Museum) was excluded from having space in the proposed building, does this make sense if we are developing a community center that should be shared by everyone? If the proposed building is going to be owned by the Town and leased back to the CFTA entity (as is the current situation), then shouldn't all community organizations have equal opportunity to use the public amenities owned by the Town?

At this point in time, given the open questions which surround the proposed expansion project, I would strongly urge the Town of Crested Butte to take a timeout to review the project and make sure that the current location, size, and management structure make sense for the future of everyone in the community.

Thank you very much for your time and consideration of my concerns.

Best regards,

Jafar

Lynelle Stanford

From: Todd Crossett
Sent: Monday, December 07, 2015 9:39 AM
To: Lynelle Stanford
Subject: FW: Building concerns regarding CFTA

From: Jamie Booth [mailto:bootja02@gmail.com]
Sent: Monday, December 07, 2015 8:35 AM
To: Todd Crossett; Jessica Earley; Bob Gillie; Janna Hansen; Michael Yerman; Glenn Michel; R Mason; J Schmidt; Chris Ladoulis; Paul Merck; Erika Vohman; Laura Mitchell; mlsawyer5@yahoo.com; sbskitem@gmail.com; roxanaalvarez@me.com
Subject: Building concerns regarding CFTA

To Whom It May Concern,

As a townspeople, I am very concerned about the impact the proposed Center for the Arts will have on our community. I ask that we find solutions to the following issues prior to moving forward:

- **TRAFFIC FLOWS** - *Keep vehicles on 6th (and off of 7th and the adjacent neighborhood)*
- **INSUFFICIENT PARKING** – *We must find a solution and, it needs to be parking that is accessed from 6th or Elk.*
- **BUILDING USEAGE & FOOTPRINT** – *The community should determine what goes into a Center located on town property.*
- **SAFETY** – *For all who play in these fields and walk & ride the paths through and near Town Park.*
- **USAGE** – *It's noticeable that the Center and the Mt. CB performing arts center have been trying to 'work together' for 5 years now. I still have concerns that these building will even get significant enough use to build them. Let's be sure not to overlook this duplicate building plan.*

*best,
Jamie Booth*

Lynelle Stanford

From: Todd Crossett
Sent: Monday, December 07, 2015 9:39 AM
To: Lynelle Stanford
Subject: FW:

From: Chris Myall [mailto:buckmyall@yahoo.com]
Sent: Monday, December 07, 2015 6:35 AM
To: Todd Crossett
Subject:

To Whom It May Concern,

I write this letter to express my concerns about the proposed Center for the Arts Expansion. As a member of the neighborhood adjacent to the park, my family and neighbors all stand to be largely impacted by this project. When moving forward with the Center for the Arts expansion, I ask that you consider the following concerns:

1) **TRAFFIC FLOW:** Please design the building so that the traffic flow in and out of the building, by both pedestrians and vehicles, is from 6th street. No trucks, vans, or busses should be allowed to access the center via 7th street for traffic and safety reasons. The building and entrance points should be designed such that all visitors to the center, and attendees at classes, access the center from 6th street. In addition, please design all traffic and parking to keep pedestrian and cyclists away from cars at all costs. (For example, the sidewalk through park adjacent to the current CFTA parking lot is not safe).

2) **PARKING:** Please ensure that the town and the Center for the Arts plan for and provide ample parking for the amenities that they plan to provide: not just events but classes with dozens of kids at any given time as well. Please keep in mind that the occupancy of the proposed theater increases significantly when used for "standing" shows rather than "sitting" shows. In addition, the primary reason behind the expansion is to dramatically increase programming at all hours of the day, which will increase traffic and parking demands. I believe that it is unfair and shortsighted for the town to place the burden of parking on the neighbors of the park. A good solution to the parking is for the Center for the Arts, perhaps in conjunction with the Town of Crested Butte and/or the owners of the Grubstake building, to buy the vacant lot across 6th street to use for parking. Another option, in order to decrease the size of the footprint of the new building in Town Park and ease parking issues, would be to relocate some of the CFTA space (such as the dance and art studios) across 6th street to the vacant lot. A building there could have its own parking lot, while also keeping a parking lot in town park.

3) **BUILDING SPACE:** Please consider that this building is going on public space as a result, the public should have some say in what goes into the building. The largest provider of children's art programs in this community, The Trailhead, is no longer part of this "community" Center for the Arts. With one of the main players out of the picture, perhaps the building should be downscaled. I encourage you to think of creative ways for programs to share space in order to minimize the amount of public and green Town Park space that will be permanently lost. I ask that you consider requiring the Center for the Arts to build down as much as possible to minimize its footprint.

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5) **TIMING:** Please do not rush ahead with this project. This building, which is likely to be both the masterpiece and centerpiece of our town, should be carefully designed within the framework of a very long-term, multiple-decades, vision. Before proceeding, thoughtfully consider where all amenities in the future, including but limited to parks, green space, parking, rec center, skate parks, ball fields, and tennis courts, would ideally be located. In

addition, consider how traffic, pedestrian, and cycling needs will be met within this plan. If, in the long term, it makes sense for certain park amenities to be located elsewhere, then now is a great time to start planning ahead.

Lynelle Stanford

From: Todd Crossett
Sent: Monday, December 07, 2015 9:40 AM
To: Lynelle Stanford
Subject: FW: Center for the Arts Expansion

From: Janae Deverell [mailto:janaedeverell@yahoo.com]
Sent: Sunday, December 06, 2015 9:03 PM
To: Todd Crossett; Jessica Earley; Bob Gillie; Janna Hansen; Michael Yerman; Glenn Michel; R Mason; J Schmidt; Chris Ladoulis; Paul Merck; Erika Vohman; Laura Mitchell; mlsawyer5@yahoo.com; sbkiteam@gmail.com; roxanaalvarez@me.com; jenny@crestedbuttearts.org; andrew@andrewhadleyarchitect.com
Subject: Center for the Arts Expansion

To Whom It May Concern,

I write this letter to express my concerns about the proposed Center for the Arts Expansion. As a member of the neighborhood adjacent to the park, my family and neighbors all stand to be largely impacted by this project. Please note that while I support an expanded art center, especially for one with a greater community involvement, I do have some immediate concerns. When moving forward with the Center for the Arts expansion, I ask that you consider the following concerns:

1) **TRAFFIC FLOW:** Please design the building so that the traffic flow in and out of the building, by both pedestrians and vehicles, is from 6th street. No trucks, vans, or busses should be allowed to access the center via 7th street for traffic and safety reasons. The building and entrance points should be designed such that all visitors to the center, and attendees at classes, access the center from 6th street. In addition, please design all traffic and parking to keep pedestrian and cyclists away from cars at all costs. (For example, the sidewalk through park adjacent to the current CFTA parking lot is not safe).

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Thank you so much for taking the time to read and please let me know if you have any questions.

Sincerely,

Janae Pritchett
708 Whiterock

January 4, 2016

Consent Agenda

Resolution No. 1, Series 2016 – Public Posting Places

Fairy Houses and Trail Lower Loop Requests

Letter of Support and Authorization for CBLT for State Weed Grant

New Business

Budget Amendment for Red Lady Intersection Design

Affordable Housing Guidelines

January 19, 2016

Work Session

Cemetery Committee

New Business

Silent Tracks

Award of Design of Wastewater Treatment Plant

February 1, 2016

CDOT Intersection

Alley Loop

Sam Light – attorney focusing on local government referred by Tami Tanoue and covered by CIRSA

Elyse Ackerman – DOLA

Both Sam and Elyse will be presenting on Council roles and responsibilities.

Future Work Session Items:

- Vending at the Four Way
- Camping @ Town Ranch (allow? Not allow? Allow camping in other places?)
- BLM and OBJ Campground/Seasonal Housing Shortage (this could be combined with others – especially the Affordable Housing item at the bottom of this list)
- CBMBA and Trail priorities/signage (basically – what is the future plan for new trails/existing trail completion in the valley? What should be our priorities as a Council?)
- Perimeter Trail – Update, timelines, costs, what does this look like when finished
- Land Trust and Town Preservation Priorities – basically a joint planning/discussion with the CBLT (maybe in Exec Session if they would like) to confer on the priority parcels identified by the CBLT and the priorities of the Town (for planning future open space acquisitions). Maybe even a discussion about purchasing trail easements.
- Elk Avenue Rule Set re: Private Clubs – the whole “private clubs on Elk Avenue” concern that was raised when Irwin obtained a private liquor license for the Scarp Ridge Lodge.
- Affordable Housing/Density/Workforce – Blk 79/80
- Double Basements

- Sidewalk Seating Fee Discussion