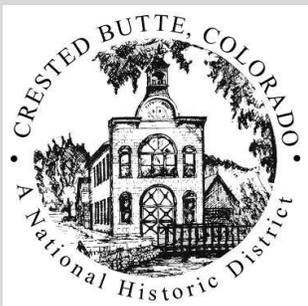


AGENDA
Town of Crested Butte
Regular Town Council Meeting
Tuesday, September 3, 2019
Council Chambers, Crested Butte Town Hall



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

Town Council Values

- *Support Crested Butte's quality of life*
- *Promote resource efficiency and environmental stewardship*
- *Encourage a sustainable and healthy business climate*
- *Maintain an authentic and unique community*
- *Remain fiscally responsible*
- *Continue thoughtful management of our historic character*
- *Seek collaborative solutions to regional and local issues*

The times are approximate. The meeting may move faster or slower than expected.

6:00 WORK SESSION

1) Quarterly Update from County Commissioner Roland Mason.

6:20 2) Presentation by Matt McCombs Regarding Dispersed/Designated Camping.

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

7:02 APPROVAL OF AGENDA

7:04 CONSENT AGENDA

1) August 19, 2019 Regular Town Council Meeting Minutes.

2) Vinotok Special Event Application and Special Event Liquor Permit for the Harvest Feast Closing the 100 Block of Elk Avenue on September 20th, 2019, the 200 Block of Elk Avenue on September 21st with a Rolling Closure of Elk Avenue from the 200 Block to the Four Way, and the Four Way Lot from September 20th to September 23rd.

3) Approval of 2020 Council Priorities.

4) Resolution No. 17, Series 2019 - A Resolution of the Crested Butte Town Council Supporting the Efforts of Gunnison County and Others to Keep the Road to Green Lake Open to the Public Because it is a Public Road.

The listing under Consent Agenda is a group of items to be acted on with a single motion. The Consent Agenda is designed to expedite Council business. The Mayor will ask if any citizen or council member wishes to have any specific item discussed. You may request that an item be removed from Consent Agenda at that time, prior to the Council's vote. Items removed from the Consent Agenda will be considered under New Business.

7:06 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.

7:12 STAFF UPDATES

7:20 PUBLIC HEARING

1) Continuation of Public Hearing for the Slate River Annexation.

7:40 OLD BUSINESS

1) Discussion on The Corner at Brush Creek.

7:55 NEW BUSINESS

1) Ordinance No. 34, Series 2019 - An Ordinance of the Crested Butte Town Council Providing Requirements for Demolition, Relocation and Replacement of Buildings or Structures Amending Articles 1, 2 and 14 of Chapter 16 of the Town Code.

8:05 2) Ordinance No. 35, Series 2019 - An Ordinance of the Crested Butte Town Council Amending, Chapter 18, Article 5 Section 18-5-10 Adoption of the Town Code Related to the Adoption by Reference of the 2017 National Electric Code.

8:15 3) Update on Verizon Wireless Interest in Cell Tower Location at Public Works.

8:30 LEGAL MATTERS

8:35 COUNCIL REPORTS AND COMMITTEE UPDATES

8:50 OTHER BUSINESS TO COME BEFORE THE COUNCIL

9:00 DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL MEETING SCHEDULE

2

- Monday, September 16, 2019 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, October 7, 2019 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, October 21, 2019 - 6:00PM Work Session - 7:00PM Regular Council

9:05 EXECUTIVE SESSION

For a conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b).

9:35 ADJOURNMENT

MINUTES
Town of Crested Butte
Regular Town Council Meeting
Monday, August 19, 2019
Council Chambers, Crested Butte Town Hall

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

Council Members Present: Will Dujardin, Candice Bradley, Chris Haver, Mallika Magner, Laura Mitchell, and Paul Merck

Staff Present: Town Manager Dara MacDonald, Town Attorney John Sullivan, and Town Clerk Lynelle Stanford

Finance Director Rob Zillioux, Parks and Recreation Director Janna Hansen, and Community Development Director Michael Yerman (for part of the meeting)

Schmidt mentioned there were two topics covered during the work session, which he briefly explained.

APPROVAL OF AGENDA

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

CONSENT AGENDA

- 1) **August 6, 2019 Regular Town Council Meeting Minutes.**
- 2) **Resolution No. 15, Series 2019 - A Resolution of the Crested Butte Town Council Approving the Lease Agreement with the Center for the Arts for the Film Festival's use of 620 Second Street, AKA Big Mine Warming House.**
- 3) **Resolution No. 16, Series 2019 - A Resolution of the Crested Butte Town Council Authorizing the Grant of a Revocable License to GIP Epsilon LLC to Encroach Into the Right-Of-Way Adjacent to Third Street, the North Side of the Big Mine Ice Arena Parking Lot and Lot 28, Block 40, Town of Crested Butte.**
- 4) **Approval of Letter of Interest for DOLA Renewable Energy Challenge Grant.**

Merck moved and Haver seconded a motion to approve the Consent Agenda. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

PUBLIC COMMENT

Nan Lumb - 20 Vista Court

- She commented on the library's proposal for a new lease and the sale of the building.
- She stated they should negotiate a new lease, but she opposed the sale of the building.
- She listed reasons she believed the sale would be unwise.
- She recalled history related to the building.
- The building was a true community project.
- The Town, not Gunnison, should own the building.

David Leinsdorf - 3 Treasury Hill Road

- He agreed with what Lumb said, especially in light of the fact the last couple of years, down-valley had been at war with up-valley. There was no reason to trust Gunnison County to do what Crested Butte wanted.
- Implored the Council to retain the asset and not sell it.

STAFF UPDATES

- Schmidt referred to the report from MacDonald in the packet.
- MacDonald updated that Gunnison County was involved in a dispute regarding the Green Lake access trail. The County asked Town for a resolution of support for their efforts to keep public access. The resolution could be considered on the next agenda. No one on the Council voiced disagreement.
- The subcommittee for the late night town taxi met today. Zillioux stated the meeting was productive. He listed attendees, including a person from Telluride Express. The group would come forward with proposals. He reviewed discussion points from the meeting. Mitchell added concerns had by Mountain Express.
- Schmidt questioned the number of petitions that had been pulled for the election.

PUBLIC HEARING

1) Ordinance No. 28, Series 2019 - An Ordinance of the Crested Butte Town Council Approving: (1) the Assignment of the Town's Conservation Easement in Kikel Parcel A to Crested Butte Land Trust, (2) the Termination of the Town's Covenant to Limit Development on Kikel Parcel A, and 3) Granting New Conservation Easement to Crested Butte Land Trust in Exchange for the Conveyance of Kikel Parcel A from Crested Butte Land Trust to the Town of Crested Butte.

Schmidt read the title of the ordinance. Stanford confirmed proper public notice had been given. Yerman identified the change from first reading. He encouraged the Council to pass the ordinance.

Executive Director of the Land Trust, Noel Durant, reviewed their process. He stated they were lining up for closing and were grateful for the Town's partnership.

Bert Phillips - 613 Nicholson Lake Road in the Alpine Subdivision

- Pine beetles were discovered in the area.

- The swap seemed like as good as an idea as the Budweiser event coming to town.
- He asked what would happen at the outpost and whether they would have the right to fine people for mistreating the backcountry. Schmidt said they would not. Phillips asked why it was a good idea. Schmidt responded. He asked whether there would be a gate or mandatory stopping point. Schmidt said there would be neither. Dujardin clarified that it would be a stewardship cabin, which was way down the road.
- He was skeptical of any kind of deal the Land Trust was promoting. Durant responded to Phillips' point on pine beetles.

Schmidt closed the public hearing. There was no further Council discussion.

Mitchell moved and Bradley seconded a motion to approve Ordinance No. 28, Series 2019. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

OLD BUSINESS

1) Discussion on The Corner at Brush Creek.

Schmidt referred to the agenda for the joint meeting with Mt. Crested Butte sent by MacDonald. MacDonald outlined the topics from the agenda. She said all four of the MOA parties would be at the meeting. Dujardin would write a statement since he could not attend the meeting. He suggested an additional discussion point for the agenda regarding the needs assessment.

David Leinsdorf

- He recalled that Green counseled the Council that when a decision by the Council was made, it was important for all members of the Council to get behind and support the policy of the Council. He urged the Council to take her advice to heart.

NEW BUSINESS

1) Review of the 2019 School District IGA.

MacDonald told the Council they had been working since last winter on the IGA. She explained they decided upon a new IGA, rather than amending the previous one. There was not a final, final version of the IGA, but she wanted to bring it to the Council.

Schmidt brought up the disallowance of camping or recreational vehicles in their parking lots. MacDonald said they had already identified that question. She reported they matched the Town's current usage to be reflected in the IGA. Schmidt acknowledged the parking lot maintenance and that if no one would pay, the maintenance would not happen. Haver noticed the IGA term was reduced to ten years. Merck recognized the IGA would renew or it would be up for discussion. Dujardin questioned the term, acts of God. Schmidt hoped to see the final IGA next time.

2) Discussion on Amending the Affordable Housing Guidelines and Business-Owned Units.

Yerman explained the reason for the agenda item. Responding to Magner, Yerman suggested they change the term renters to occupants. He added a clause seven from the last discussion, regarding the Grievance Committee. He told the Council they would not see the guidelines again, if Phase 2 with Bywater did not move forward, until the guidelines were amended as a whole.

Magner raised questions about the definitions, specifically Qualified Gunnison County Employer Buyers. Yerman said the Council needed to consider if they wanted larger employers to have the opportunity to buy housing. Magner thought they needed to be more clear around the vagueness that the “or” would allow. She suggested the attorneys look at the language.

Yerman identified the situation of a donor from a different state. There were many approaches he heard from non-profits. Haver thought it was smart to identify if there would be uses they were not intending. Schmidt recognized the goal was to house people that were working in the community. MacDonald summarized the discussion she heard.

Yerman reviewed the inception of the discussion. He confirmed the master deed restriction lived in perpetuity on the property. There had been safeguards put in place in the guidelines to ensure the house would be protected in the long-term. Dujardin questioned number four under Qualified Occupants, allowing the business owner to lease to another qualified renter. Yerman stated it would benefit a small business owner who had few employees. Dujardin suggested a limited timeline. Schmidt liked Dujardin’s idea. Next, the Council discussed number seven under Qualified Occupants. Yerman said businesses needed housing in order to be sustainable long-term.

Roman Kolodziej - Mt Crested Butte resident and Town of Crested Butte business owner

- He spoke from the perspective of a business owner.
- He liked the idea of selling to business owners for rentals.
- His biggest concern was the lack of a rental cap on units.
- He encouraged the Council to get the business owners to commit to safeguards to limit the rent.
- Policies could be tweaked to create clarity and equity.
- He encouraged the Town to hold a lottery for the businesses.

The discussion became focused on rent control. Bradley stated the way around it was to limit the term for non-employees to rent a unit. Kolodziej saw opportunities for abuse in not having a way to limit rent. Yerman communicated the comment he heard from the business community that more limitations caused them to be less able to fit to their business models.

Yerman clarified the master deed restriction could not be changed, but the guidelines could be amended. Yerman identified that the guidelines were adopted by resolution. He

was concerned by rent control because the guidelines could be deemed illegal, and he was concerned about micromanaging the business community. Sullivan did not recommend that rent control be incorporated in the guidelines. Dujardin agreed with Bradley's suggestion of a cap on the time a business owner could rent to someone who was not an employee. Bradley agreed with Yerman about having a good faith community goal. Yerman concurred with the two-year limitation. Kolodziej commented on the process. He was concerned. He suggested a selection process. Sullivan stated the 200% of AMI was a built-in limiter. The Council was agreeable to the two-year limitation. The Council would move forward without rent control, and they expressed trust in the business community.

LEGAL MATTERS

- Sullivan reminded of the August 30th deadline for the bond on the Bywater contract.
- The Town recently closed on the sale of two affordable housing units.

COUNCIL REPORTS AND COMMITTEE UPDATES

Will Dujardin

- He went to a Mountain Express meeting last Friday. They discussed the late night town taxi and the Whetstone project. They were looking for a CDOT grant.
- He went to a Climate Action Plan subcommittee meeting on retrofits and codes.
- A prayer flag bus had been completed. The fox bus would be coming up next.

Candice Bradley

- There was a Creative District meeting this morning. The new dragonfly structure would be installed on August 29th. The temporary sculptures would go in September, October, and next summer.
- There would be a soft opening of the sculpture garden.
- The Creative District was working through the transition.
- There would be an ordinance on the public art commission on September 3rd.
- There was a public arts tour posted on the website.

Laura Mitchell

- Attended a Mountain Express meeting. They needed to discuss what their service area was.
- Attended RTA meeting.
- She attended the town hall meeting held by CBMR. They were working with hotels in Gunnison to get a block lease for employees.

Chris Haver

- He learned at the RTA meeting that the pull-offs should be completed by September 20th. July ridership was up. They put out a ridership questionnaire to business owners. He reported on summer air travel. There would be extra flights

in the winter, including a Dallas flight. They were estimating 5,000 extra seats this winter.

- The Housing Authority finished with the Grievance Committee and steps moving forward. They were working on next steps for the committee.

Paul Merck

- He would have STOR on Thursday and would provide an update. Related to the CB to CB South trail, a big issue with easements was having dogs on leashes or not having them at all.
- There would be an upcoming TA meeting.

Jim Schmidt

- The Cemetery Committee met. He mentioned the white picket fence near the entrance for a baby. Several monuments were put upright. A road was installed on the east side of the cemetery.
- Met with Ian Billick of RMBL, who was concerned about Mountain Express maintaining their route. Billick was in conversations with the Town of Mt. Crested Butte, the Muellers, and the new buyer of the North Village.
- Met with the Assistant County Attorney about the Green Lake situation. They were looking for people to testify they had been using the trail for many years.
- Schmidt and MacDonald met with Tim Baker. Baker said housing seemed to be a bigger issue here than in Beaver Creek.
- The County had four units in Stallion Park that were currently affordable housing units. The County just built eight new units, and they wanted to sell the Stallion Park units. The units were currently occupied, and rent for the new units would be higher than the rent for the old units.
- Mayor Farmer wrote a letter to CDOT about trying to get on the list for future projects at the intersections at Brush Creek and Cement Creek.
- Schmidt and MacDonald would be attending CAST in Frisco.
- The Park City group would be coming. He reviewed the schedule.

OTHER BUSINESS TO COME BEFORE THE COUNCIL

Dujardin thought it was good to advocate for public access on the Green Lake trail. He hoped they could change the narrative. Schmidt said the County was concerned it would be precedent-setting.

DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL MEETING SCHEDULE

- *Tuesday*, August 20, 2019 - 6:00PM Demolition Moratorium Work Session
- *Tuesday*, August 27, 2019 - 6:00PM Joint Meeting on Brush Creek
- *Tuesday*, September 3, 2019 - 6:00PM Work Session - 7:00PM Regular Council

- Monday, September 16, 2019 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, October 7, 2019 - 6:00PM Work Session - 7:00PM Regular Council

Schmidt mentioned the meeting about the demolition moratorium tomorrow and the candidate information session.

ADJOURNMENT

Mayor Schmidt adjourned the meeting at 9:09PM.

James A. Schmidt, Mayor

Lynelle Stanford, Town Clerk (SEAL)



Staff Report

September 3rd, 2019

To: Mayor and Town Council
Thru: Dara MacDonald, Town Manager
From: Lynelle Stanford, Town Clerk
Subject: **Vinotok Special Event Application and Special Event Liquor Permit**
Date: August 14th, 2019

Summary:

Vinotok is planned for September 20th and 21st, 2019. The organizers proposed that a mandala art installation be located within the fire circle at the Four Way from Monday, September 16th through Friday, September 20th. The festivities are scheduled to begin on Friday, September 20th with the Community Feast, which would be held in the 100 Block of Elk Avenue, beginning at 5:30PM. The 100 Block of Elk Avenue would close early morning on September 20th, to allow for set up of the Community Feast. Event organizers have applied for a special event liquor permit. They would delineate the Community Feast with thematic boundaries. Feast attendees would be carded at the ticket booth and given a stamp or wristband for age designation. No alcohol is to leave the perimeter of the Community Feast. The 100 Block of Elk Avenue would reopen at 2AM on September 21st. The Four Way parking lot would be closed beginning on Friday, September 20th to allow for the public works crew to dump road base in the circle for the fire.

On Saturday, September 21st, beginning at 5AM, the 200 Block of Elk Avenue would be closed. "Mumming" would begin at 5PM on Elk Avenue. The 200 Block of Elk Avenue would remain closed for the day, reopening at approximately 8:45PM. There would be a rolling closure down Elk Avenue to the Four Way for the trial and processional. Elk Avenue would begin to reopen at 9:00PM when the processional moves to the Four Way parking lot. The Four Way lot would reopen on Monday morning, September 23rd.

The event organizers agreed to provide 15 portapotties, 13 to be located within the Four Way lot and two at the Harvest Feast. They would be situated in such a way that access to the Chamber bathrooms is blocked. The event organizers would provide monitors for the bathrooms at the 2nd and Elk bus stop during the Harvest Feast and the bathrooms at the Transit Center to ensure the facilities remain in satisfactory condition.

Recommendation:

To approve the Vinotok special event application and special event liquor permit as part of the Consent Agenda.



TOWN OF CRESTED BUTTE SPECIAL EVENT APPLICATION

1. EVENT INFORMATION:

Name of Event: Vinotok

Date(s) of Event: Friday, Sept. 20 & Saturday 21 Mandala Sept 16
Sept 20

Location(s) of Event: See attached maps, 100 Block of Elk Ave,
2nd to 7th Elk Ave, 4 way lot

Map Attached Showing Location of Event *Attach map showing location of event*

Diagram Attached Detailing Event *Attach 8 1/2" X 11" diagram detailing the event showing tents, vendors, security, toilets, tables, signage, fencing, booths, ingress and egress, stage, etc.:*

Event Schedule and Description of Event Attached

Name of Organization Holding the Event ("Permittee"): Vinotok

Note: The permittee of an event must be the same "Entity Name" as the named insured on the insurance certificate and the Secretary of State Certificate of Good Standing.

Event Time(s) (start time of scheduled event to end time of scheduled event each day:

Date Fri 9/20/19 Time: From 5:30 pm To 10 pm

Date Sat 9/21/19 Time: From 4:30 pm To 10:30 pm

Date Mon 9/16/19 - Time: From 7am Mon To 9am Fri

Fri 9/20/19 This is for the mandala art installation

Total Time (including setup, scheduled event, breakdown, and clean up):

Date _____ Time: From _____ To _____

Expected Numbers: Volunteers/ Participants: 45 & 200 mandala Spectators: 300 & 800
100

Name of Event Organizer: Molly Murfee (Vinotok)

Phone: 970-349-0947 Cell Phone: _____

E-Mail: mmurfee.aei@usa.net Fax Number: _____

Name of Assistant or Co-Organizer (if applicable): Julie Nania / Laura Yale

Phone: _____ Cell Phone: 5099990912 / 970 456 2328 E-Mail: julienania@gmail.com / yale.laura@gmail.com

Mailing Address of Organization Holding the Event: POB 4195, CB, CO 81224

Email Address of Organization: mmurfee.aei@usa.net Phone Number: 970-349-0947

2. INSURANCE, LIQUOR PERMITS, SECURITY PLANS:

(a) 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 Permit Application is Attached with Appropriate Fees and Diagram

Describe Plan for Security and Include with Diagram: (All major impact events, as well as events that receive a Special Event Liquor License, are required to have a security plan):

IP checker & marker at gate, fencing/barrier marking boundaries Vinatok volunteers, TIPS certified bartenders at all times

(b) 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 with 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 on the Insurance Certificate. (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 Attached? Yes No

3. ROAD CLOSURES, PARKING/HANDICAPPED PARKING, BUS SERVICE:

Will Your Event Require Any Road Closures? Yes No

If Yes, Explain in Detail Streets Closures and Times of Closures: See attached 2019 Road + Parking lot closures for details

Streets: _____ Date _____ Time: From _____ To _____
Streets: _____ Date _____ Time: From _____ To _____
Streets: _____ Date _____ Time: From _____ To _____
Streets: _____ Date _____ Time: From _____ To _____
Streets: _____ Date _____ Time: From _____ To _____
Streets: _____ Date _____ Time: From _____ To _____

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

If Yes, Explain Impact (include times): Mt Express will be impacted during Sat the 21st during mummung on Elk (4:30 start) until after the funeral procession from Black to the 4th by at 9:30

Will Your Event Affect Any Handicapped Parking Spaces? Yes No

If yes, you must work with the Marshal's Department to create temporary handicapped parking spaces for the duration of your event.

Describe Plan for Parking: Please see "Vinotok 2019 SEPA info and 2019 Road and Parking Lot Closures"

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):

Planters/barricades
Traffic control
Additional police/EMS/Fire
Trash recepticals + removal } details in 2019 Sepa +
2019 Road and Parking Lot Closures

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, brochures, etc.), 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]
Signature of Event Coordinator

4. AMPLIFIED SOUND AND NOTIFICATION:

Will There Be Amplified Sound at This Event? Yes No

If Yes, Describe: Microphone/speakers at Feast (9/20) and stage (9/21)

Note: If there will be amplified sound during your event, the rules and requirements of Crested Butte Municipal Code Section 10-9-50 must be followed. Residents and businesses within 250' of the proposed event must receive written notification (7) days prior to the start of the event.

Describe Plan for Notifying Businesses and Residents Impacted by Your Event: We will post signs in the central zones and deliver small fliers to residences/businesses w/in 250' of the source/event

5. TRASH, RECYCLING, PORTABLE TOILETS AND RESTROOMS:

How much trash do you anticipate generating at the event? We strive to be 0 waste (recycling)

What recyclable products will be generated at the event? _____

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 Waste Management, please contact them directly at (970) 641-1986. Note: Any event application without a detailed recycling and refuse plan will not be accepted as a complete application:

Every year the Green Team creates a detailed recycling and trash plan. This will be attached to the final application.

Describe Plan for Portable Toilets and/or Restrooms. (Include number of portable toilets and plan to restore bathrooms to their original state following your event): (Required: 1 portable toilet to every 40 attendees)

Old Town Hall bathrooms (Green Team Cleans); 2 portapotties 2nd + Elk

13 units (12 reg + 1 ADA) @ 4-Way Lot 9/21

6. SALES TAX:

Have you paid sales tax from your event last year? Yes No (N/A) If No, you must pay delinquent sales tax before your special event application will be considered.

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 with a List of Vendors to the Clerk's Office.

We only accept event donations

Town of Crested Butte Sales Tax Application is Attached.

List of Vendors with your Crested Butte Sales Tax Application.

7. BANNER PERMITS:

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 the Front Desk at Town Hall.

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: _____

Please review your application and make sure all questions are answered. Read, sign, and date the following prior to submitting your application.

8. PLEASE REVIEW, SIGN, AND DATE:

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/Indemnitor") hereby acknowledge and agree to the following: (i) Releasor/Indemnitor assume all risk of injury, loss or damage to Releasor/Indemnitor, 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/Indemnitor 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. If 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.

Molly Murfee / Molly Murfee
 Print Name Clearly / Signature of Applicant (Permittee)

7/28/19
 Date

DR 8439 (06/28/06)
 COLORADO DEPARTMENT OF REVENUE
 LIQUOR ENFORCEMENT DIVISION
 1375 SHERMAN STREET
 DENVER CO 80261
 (303) 205-2300

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 checked="" type="checkbox"/> SOCIAL | <input 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:
 2110 MALT, VINOUS AND SPIRITUOUS LIQUOR \$25.00 PER DAY
 2170 FERMENTED MALT BEVERAGE (3.2 Beer) \$10.00 PER DAY

DO NOT WRITE IN THIS SPACE

LIQUOR PERMIT NUMBER

1. NAME OF APPLICANT ORGANIZATION OR POLITICAL CANDIDATE
 Vinotok State Sales Tax Number (Required)

2. MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE (include street, city/town and ZIP) PO Box 4195 Crested Butte, CO 81224	3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT (include street, city/town and ZIP) Elk Avenue, 100 Block Crested Butte, CO 81224
---	---

NAME	DATE OF BIRTH	HOME ADDRESS (Street, City, State, ZIP)	PHONE NUMBER
4. PRES./SECY OF ORG. or POLITICAL CANDIDATE Julie Nania	09/19/85	423 Belleview, CB, CO 81224 <i>Crested Butte</i>	(509)999-0012
5. EVENT MANAGER Margie Black	10/31/77	302 Haverly, CBS, 81224 <i>Crested Butte</i>	(970)306-5107

6. HAS APPLICANT ORGANIZATION OR POLITICAL CANDIDATE BEEN ISSUED A SPECIAL EVENT PERMIT THIS CALENDAR YEAR?
 NO YES HOW MANY DAYS? _____

7. IS PREMISES NOW LICENSED UNDER STATE LIQUOR OR BEER CODE?
 NO 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
9/20/2019		5:30 p	10 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 <i>Town Liaison</i>	DATE 8/6/2019
---	---------------------------	---------------

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)	<input type="checkbox"/> CITY <input type="checkbox"/> COUNTY	TELEPHONE NUMBER OF CITY/COUNTY CLERK
SIGNATURE	TITLE	DATE

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

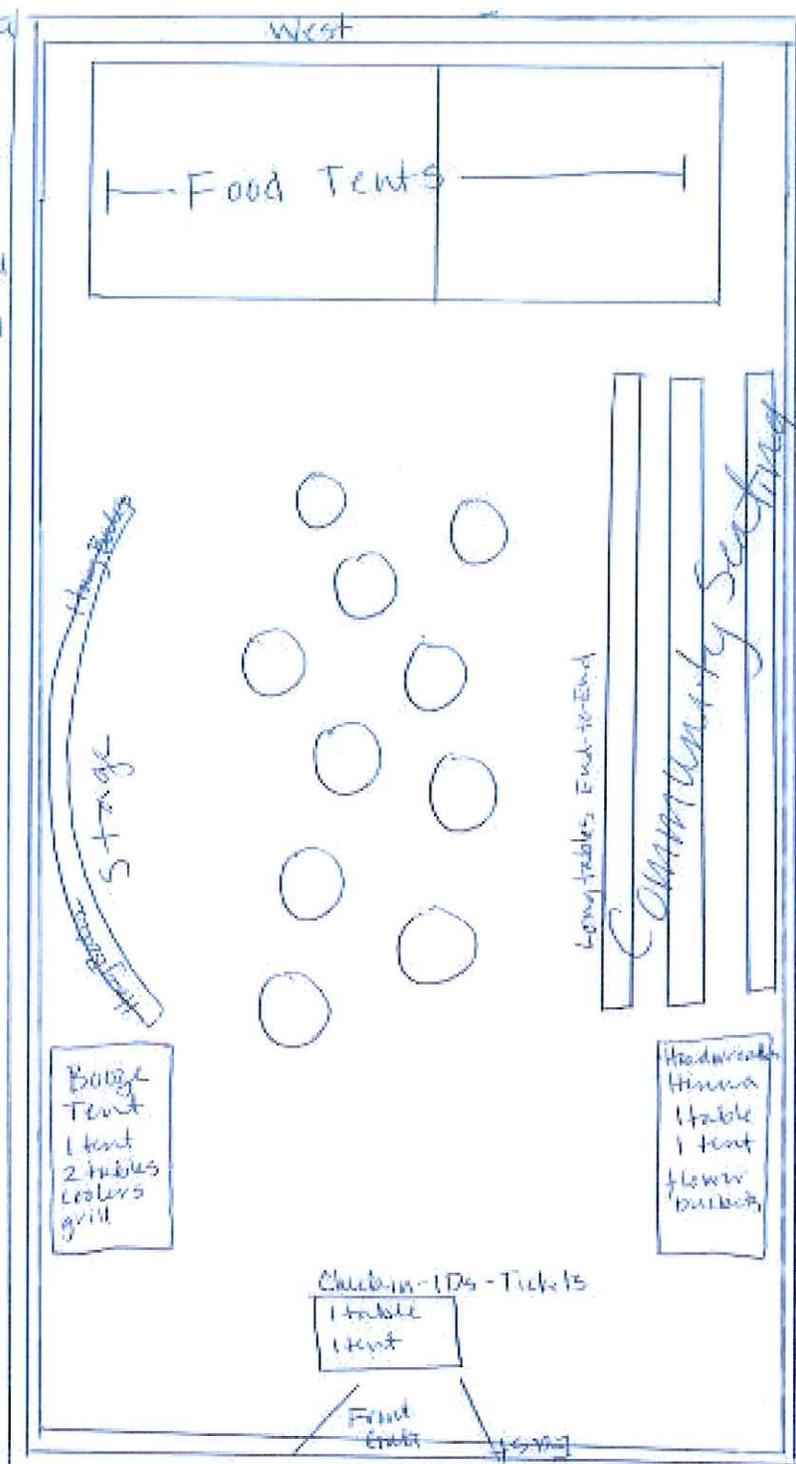
LIABILITY INFORMATION			
License Account Number	Liability Date	State	TOTAL
		-750 (999)	\$

(Instructions on Reverse Side)

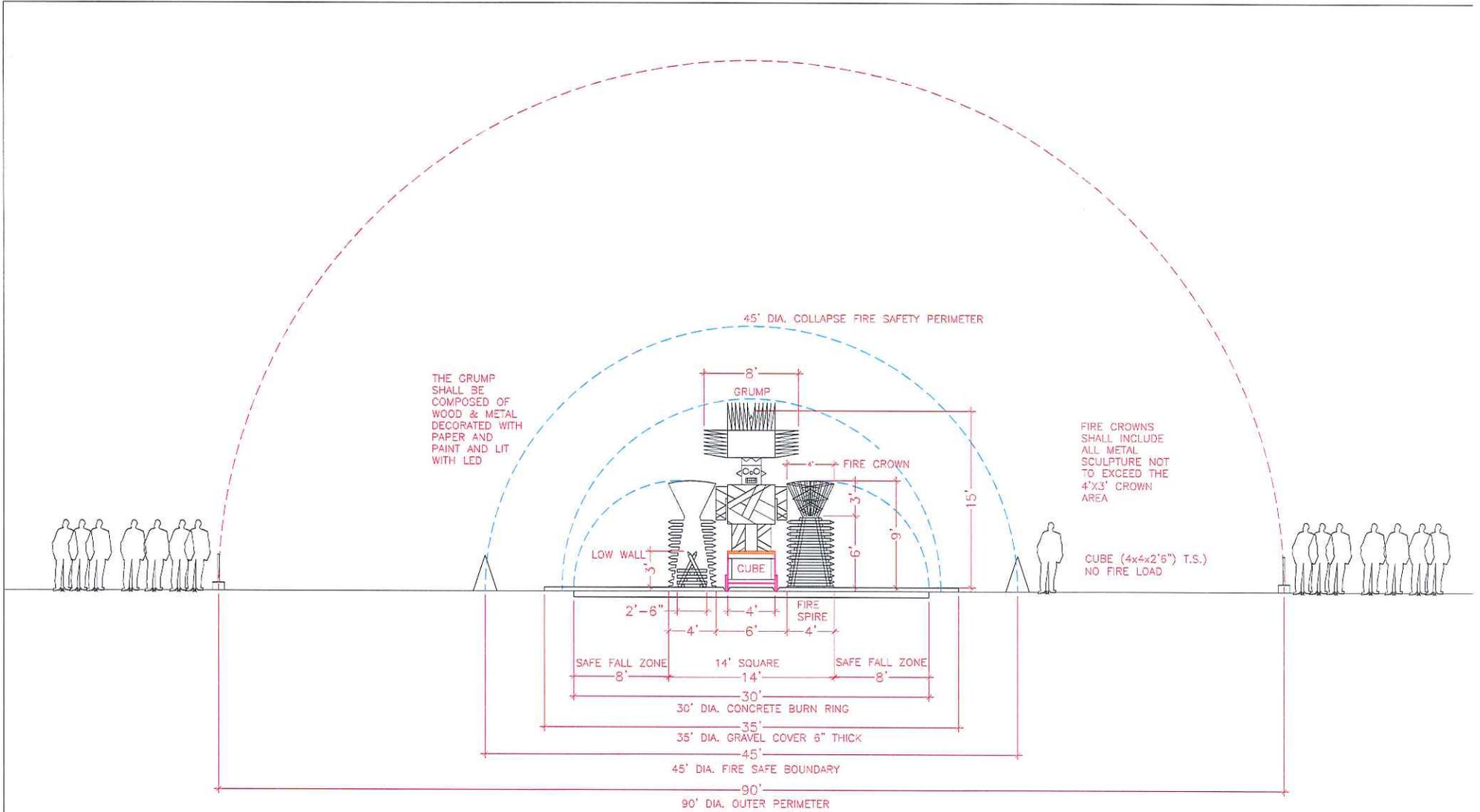
Approximate
Fest
Layout for
100 Blocks of
Elk Ave.

- # & placement
of tables &
chairs is not
exact

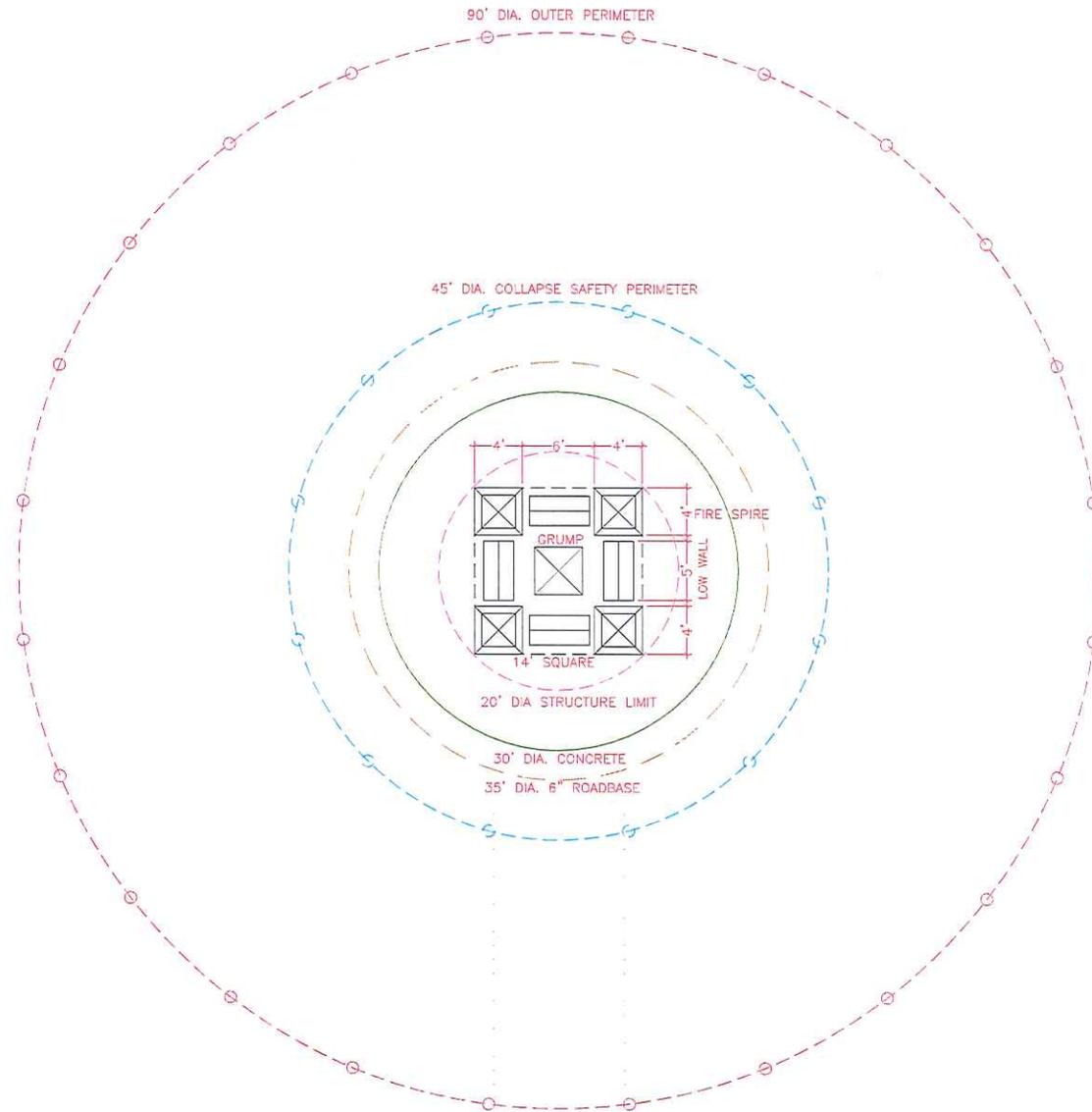
South



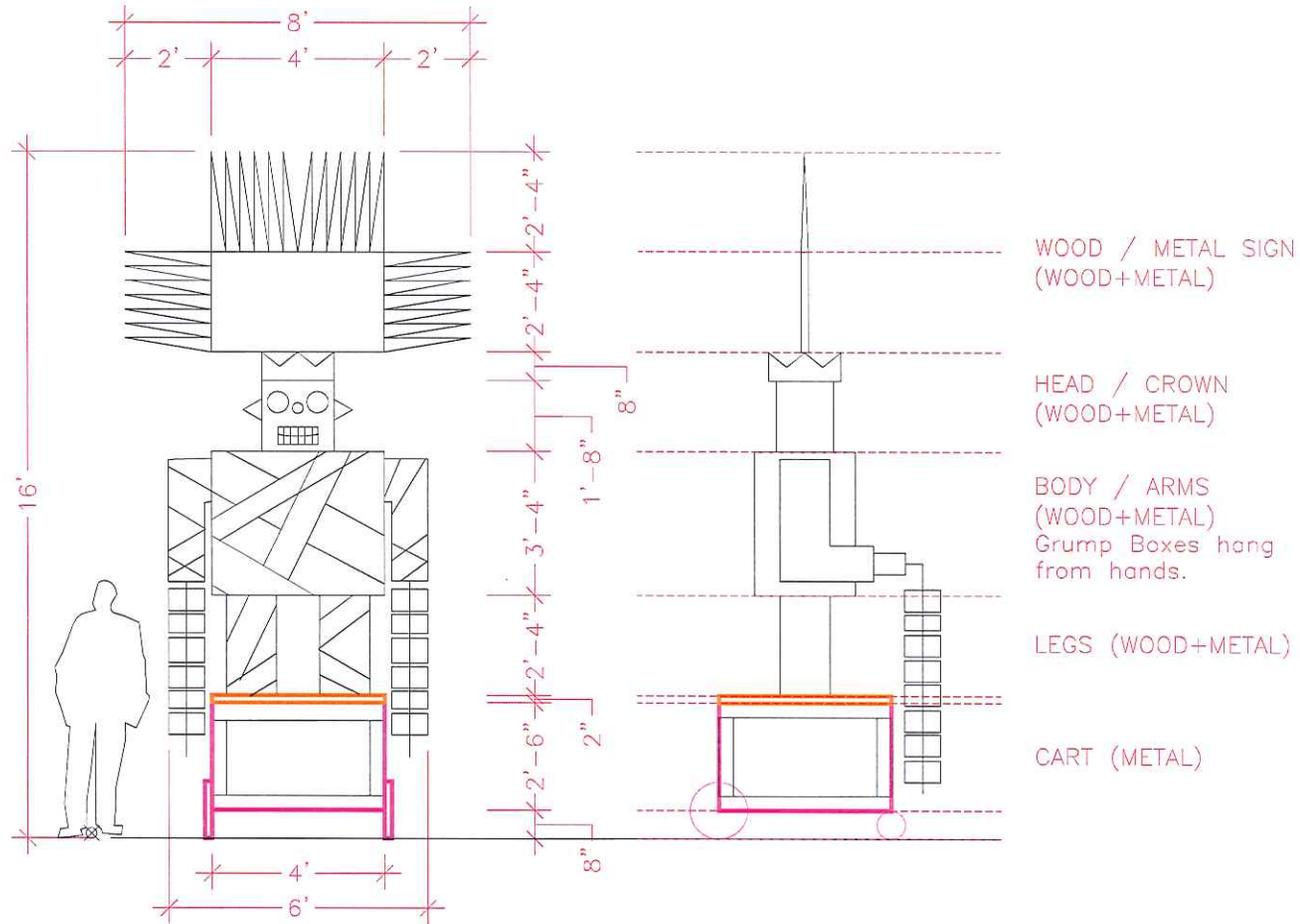
North



VINOTOK 2019
FIRE ELEVATION

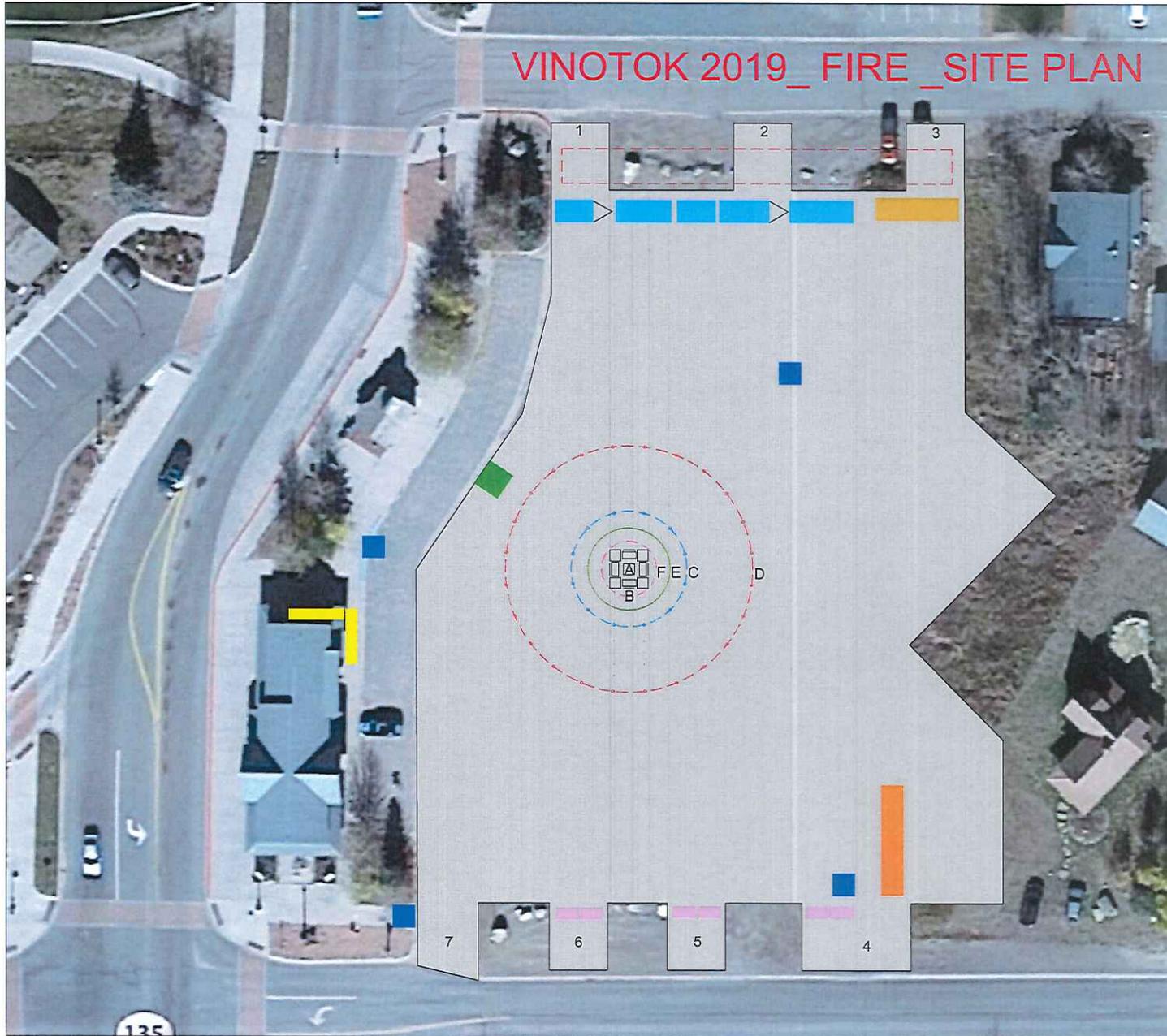


VINOTOK 2019
FIRE PLAN

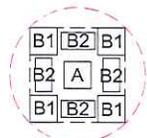


VINOTOK 2019
GRUMP DETAIL

VINOTOK 2019_FIRE_SITE PLAN



- PEACE OFFICERS
- FIRE TRUCK
- EVENT TOILETS
- STAGE / SEATING
- PLANTER BARRICADE
- EVENT FENCE
THIS SHALL BE AN ORANGE CONSTRUCTION FENCE INSTALLED WITH STACHIONS. THIS FENCE SHALL PREVENT INDIVIDUALS FROM ACCESSING NEIGHBORING PROPERTIES.
- WASTE / DUMPSTER
- VINOTOK VEHICLES BARRICADE
- A THE GRUMP**
12-8" HIGH WOOD AND METAL EFFIGY
SITS ON TOP OF 4X4X2" 6" TUBE STEEL BASE
TOTAL HEIGHT = 16'
SONIC AND SPARKLING PYROTECHNIC DEVICES SHALL BE EMPLOYED WITHIN THE GRUMP AS PER THE VINOTOK FIRE CHIEF. NO PROJECTILE PYROTECHNICS SHALL BE EMPLOYED
- B THE FIRE**
B1)
4 9' WOOD FIRE SPIRES WITH METAL CROWN SCULPTURE WITHIN 4'W X 3'H WOOD BASKET
TOTAL HEIGHT = 9'
B2)
4 2'6w x 3'h x 5'l.
LOW FIRE WALLS
FUEL WILL BE:
3"-6" ROUNDS
MISC FRAMING LUMBER
1" - 2" WILLOW BRANCHES
NO LEAFY MATERIAL
FIRE IGNITION WILL BE BY REMOTE CONTROL AS PER THE VINOTOK FIRE CHIEF.
- C INNER PERIMETER BOUNDARY**
45' DIAMETER FIRE COLLAPSE SAFETY BARRIER
- D OUTER PERIMETER BOUNDARY**
90' DIAMETER SAFETY BARRIER
- E CONCRETE FIRE RING**
30" DIAMETER WITH A 35' DIA COVER OF GRAVEL 6" THICK
- F FIRE DIA. STRUCTURE LIMIT**
20' DIAMETER



2019 SEPA INFO VINOTOK

HARVEST MANDALA ART INSTALLATION

Monday, September 16 to Friday, September 20

Installation Description:

The Vinotok Harvest Mandala is a living work of art, created by community participation on the concrete pad where the Vinotok bonfire will take place. The public is invited to bring a small, nature-based token or memento of the harvest season to add to the design, and stay to watch as it evolves and grows. The mandala is a spot to creatively mark bonfire location, and honor all those who work with food and the earth who provide not only for the Vinotok Community Feast, but also for sustenance in our everyday lives. Organic materials will be left around the concrete pad for people to build upon the mandala throughout the week. Information about the meaning of Vinotok and the mandala in the form of a waterproof sign will be a part of the installation. There will be a “tender” of the mandala who will check in on the installment once daily to assure no disallowed materials have additionally been placed there, and remove them if so. There will be barricades around the mandala will remain up from late Sunday night until the mandala is swept up on Friday to make way for the road base drop off.

Celebration Location: The 4-Way parking lot at Elk Avenue and 6th

Celebration Time: (Barriers delivered Sunday night) 7am Monday 16, Sept - 9am Friday 20, Sept.

Total Time: 7 am Monday 16, Sept. – 9am Friday 20, Sept.

Expected number of participants: 5 (volunteers)

Expected number of attendees: 100 visitors/day

COMMUNITY FEAST Friday 20, September

Celebration Description:

The Vinotok Community Feast is a family friendly event where community members may come together to share a regionally produced, seasonal meal. The evening is complemented with fire side entertainment from community members and demonstrations of fire art from the Crested Butte Fire Spinners.

Celebration Location: The 100 block of Elk Ave

Celebration Time: 5:30 pm – 10 pm Friday 20, Sept.

Total Time: 8 am Friday 20, Sept. – 2 a.m. Saturday 21, Sept.

Expected number of participants: 50 (volunteers)

Expected number of attendees: 250 - 350 (diners)

Schedule of Celebration:

Friday 20, Sept.

8 am	100 Block of Elk closed for Community Feast set up; barricades up
5:30 pm	Feast begins
8 pm–10 pm	Poetry readings, impromptu acoustic music around the fire pits
10 pm	Feast ends, clean-up begins; barricades down upon cleanup completion

Saturday 21, Sept.

2am 100 Block of Elk Ave reopens

Alcohol:

Yes. Feast attendees will be carded at the ticket booth and given a wristband or stamp if they are over 21. Alcohol will be served from a designated tent and a thematic boundary will be established where alcoholic beverages may be consumed.

Amplified Sound:

Yes, small speaker and microphone will be used for announcements, awards, and music during the feast.

Trash:

Vinotok aims to be a zero-waste Celebration. No eating utensils or drinking vessels will be provided, feast attendees must bring their own (CB Sustainable provides a dozen sets for those individuals who forgot). Any trash generated will be handled in partnership with the Vinotok Green Team Coordinator and the Crested Butte Farmer's Market.

- 6 totes from Waste Management- one will be comingled recycling, another paper recycling, and another trash. These 3 types of containers will be set up in two well-signed and well-lit stations.
- 64 pound compost bin for wood waste

Security:

Vinotok volunteers and principal organizers will maintain the thematic boundary. Tickets and over 21 wristbands or stamps will be taken and given at the designated ticket booth.

Parking:

No, parking is not needed.

Toilets:

Community Feast guests will be able to use the public restrooms at the Old Town Hall and Vinotok will supply two port-o-potties (drop off Friday 20, Sept. and pick up Monday 23, Sept.). The town will have the bathrooms stocked and cleaned prior to event and a Vinotok volunteer will check in on the facilities at the start, in the middle, and at the end at 10:30pm (taking pictures at the end) to evaluate their condition. In addition, this volunteer will restock the toilet paper supply and tidy as needed.

Additional Services:

No.

Road Closures:

Please see Road Closures Document for specifics

Mountain Express:

No, the Mountain Express bus route and schedule will not be impacted by the Feast.

Handicap Parking:

No, handicap parking will not be impacted.

Notification Plan:

Schedule of Celebrations are announced through PAS's on KBUT, on the KBUT online calendar, the gcbcalendar.com, Facebook, and press releases in the *Crested Butte News*. Vinotok intentionally does not market or promote beyond these means.

Fire Plan:

Fire Art: The Crested Butte Fire Spinners will demonstrate fire art between 8 pm-10 pm The following practices will be utilized for the duration:

- A fire trained and certified person will be watching (Fire Spinners have their own FW/CC people in their crew). A safety person from the Crested Butte Fire Spinners is always on hand ready with fire blanket (a Duvetyne fire retardant material) and extinguisher.
- The Crested Butte Fire Spinners follow the NFPA 160 – the Standard for the Use of Flame Effects Before an Audience by the National Fire Protection Association.
- Fire art will only be demonstrated in the designated areas.
- Only official members of The Crested Butte Fire Spinners will be permitted to spin.
- Only official, professional fire tools in excellent condition will be used for spinning.
- Kerosene is used as fuel for its low burn temperature.
- Fuel is kept in a designated dipping space away from performance space. Lighting occurs away from the dipping space.
- 2 UC certified fire extinguishers are on site for demonstrations; will be new or have current inspection tags.
- A fire retardant spray is used for artist clothes.
- All fire art tools and fuels in their original containers are kept in a metal box.
- Vinotok Fire Artist Coordinator Katie Casino will meet with CBFDP's Rick Ems or Chris Davis for inspection prior to the Feast. She understands that all of the above points must be met in order for the Crested Butte Fire Spinners to perform.

Fire Pits: Elevated backyard fire pits will be used to set the ambiance and provide a place for community members to read poetry and play acoustic music.

- Noncombustible fire pans will be placed underneath the backyard fire pits for protection.
- A dedicated fire extinguisher (5lbs ABC) will be on hand for the fire pits and fire retardant fire blankets from the Crested Butte Fire Spinners are on site; it will be new or have current inspection tags.
- Fire logs are of standard wood burning stove size (no bigger than those at the grocery stores), fires are intentionally kept small and cozy.
- Fire in fire pits will be completely extinguished and removed from the premises at the end of the feast.

Branding: A small forge, on a noncombustible surface, with a dedicated certified fire extinguisher.

- Fire retardant blankets, separate from the Crested Butte Fire Spinners
- Forge will be completely out and removed from the premises at the end of the feast.

VINOTOK DAY Saturday 21, September

Celebration Description:

Vinotok Day, the Vinotok Theatre Troupe performs short “mumming” plays in the local bars and restaurants while moving westward up Elk Ave. A play of seasonal characters then takes place on an outdoor stage in front of the Talk of the Town. The play ends in a final funeral procession, escorting The Grump eastward to the 4-Way where he is ritually burned by fire to assure prosperous fortune and good snow for the coming winter.

Celebration Location: Elk Avenue, between 7th St and 2nd St, ending at the 4-Way lot

Celebration Time: 4:30 pm–10:30 pm Saturday 21, September

Total Time: 5 am Saturday 21, September–1 pm Sunday 22, September

Expected number of participants: 150

Expected number of Attendees: 3,000-5,000

Schedule of Celebration:

Saturday 21, Sept.

7 am- 4pm	Fire Construction at 4-way lot
9 am-12pm	All Cast Meeting
12pm-3pm	Final Decorating
4 pm	Fire Construction Inspection
4:30 - 8 pm	Mumming & Marshal’s moving barricade
8 pm	Trial of the Grump in front of the Talk of the Town
8:30pm-9pm	Funeral Procession
9pm	Arrive at 4-Way lot
9:15pm	Ignite the Andy Bamberg Memorial Bonfire
10:30 pm	Fire Extinguished by CBFD

Sunday 22, Sept.

9:30 am	Tweezers, buckets, garbage bags dropped at Chamber by P&R
9:30 am	Vinotok volunteer clean up
1:00 pm	Completion of cleanup; the 200 Block opens

Monday 23, Sept

Daytime	Dumpster and port-o-potties collected
Morning	Public Work removes road base and flower boxes; 4-Way lot reopens

Alcohol:

No, alcohol is not provided to attendees by Vinotok.

Amplified Sound:

Yes, a sound and lights system is used for the Trial in front of the Talk of the Town.

Trash:

Vinotok aims to be a zero-waste Celebration and no food or drink is provided by the Vinotok Theatre Troupe. However, Vinotok recognizes that many of the spectators create a variety of trash and our Green Team Coordinator is dedicated to this aspect of the Celebration.

- Trash cans already at the 4-way will be moved for better accessibility.
- Waste Management is providing Vinotok with four event boxes for the 4-Way lot and 6 totes; 2 for the 200 block and 4 for the 4-Way lot.

- Vinotok will have 2 well-lit and well-signed stations at the 4-Way lot with an event box for each trash and paper and the recycling toter.
- A group of volunteers from the Vinotok Theatre Troupe will pick up major grievances on the 200 Block of Elk Ave as the procession leaves the stage and will move barricades from the west and east ends of 200 Block of Elk Ave to the northside of Elk Ave on Second St and Third St..
- Once the fire is extinguished, a group of volunteers from the Vinotok Theatre Troupe will pick up major grievances at the 4-Way lot.
- Sunday 22, Sept. at 9:30 am the Vinotok Theatre Troupe cleans up trash/recycling at the 4-Way lot, on Elk Ave, Sopris, Maroon, and adjacent alleys.
- A 10-yard dumpster will be reserved through Waste Management and will be placed at the 4-way on Friday 20, September during the day (northwest corner, blocking the Entry 1) for remaining fire debris to be deposited on Sunday 22, September- it is not bear proof. It will be picked up on Monday 23, September.
- A large rolling magnet is used at the 4-Way lot to remove any nails released in the fire.

Parks & Rec and Public Works Special Requests:

- On Friday 20, Sept. P&R and Public Works will move flower boxes to locations pictured on the Site Plan.
- Drop tongs, buckets, and trash bags on the backside of the Chamber building the morning of Sunday 22, Sept. by 9:30 am.

Security:

All Vinotok Theatre Troupe volunteers are charged with maintaining the boundary of the fire ring for the safety of the public. A number of Fire Watch and Crowd Control, listed with Town, will be with the Vinotok Theatre Troupe. Police and CBFPD volunteers are also present.

Parking:

No, parking is not needed.

Toilets:

The bathrooms at the 4-Way northbound bus stop will remain open until their usual closing times; the Chamber bathrooms will be closed. 13 port-o-potties (1 ADA and 12 standard) will be dropped off by Gunnison Construction and Septic on Friday 20, Sept. at the 4-Way lot; placement will be around the Chamber, blocking the Chamber's bathrooms and stairs and the remaining units will be used to block Entry 2; and they will be picked up on Monday 23, Sept.

- Vinotok's Green Team will take pictures of the Old Town Hall bathroom when our Green Team does the major grievance cleanup on the 200 Block, about 8:45pm. If needed they will tidy
- Vinotok's will take pictures of the 4-Way bathrooms when our Green Team does the major grievance cleanup at the 4-Way lot, about 11pm. If needed they will tidy.

Additional Services and Road Closures:

Please see Road and Parking Lot Closures Document for all specifics.

Elk Ave during Mumming Saturday 21, Sept.

- Please see Road and Parking Lot Closures Document for approximate timeline.

- Vinotok agrees to create the Grump in such a manner that it can be expediently moved down Elk Ave. Grump Executioners, pullers and pushers, will begin staging the Grump before the end of mumming behind Kochevar's to expedite the start of the Passion Play and, thusly, the Funeral Procession.

Mountain Express:

- Mountain Express will avoid the 200 block of Elk Avenue from all day on Saturday 22, Sept., so they have agreed to utilize Fifth St. to access the bus stop at Clark's (Thank you!)
- Mountain Express will utilize only the Teocalli bus stop once the procession to the bonfire has begun and until they deem it safe to proceed through the 4-Way and resume their regular route.
- Mountain Express will run buses every 20 minutes for the evening, with the last bus leaving Old Town Hall at 2:15am. Night officers will follow the last bus to provide a sense of security (Thank You!)

Handicap Parking:

Handicap parking will be moved to the tennis courts.

Notification Plan:

Vinotok schedule of Celebrations is announced through PSA's on KBUT, on the KBUT online calendar, the gbcalendar.com, Facebook, and press releases in the *Crested Butte News*. Vinotok intentionally does not publicize or market any further.

Fire Plan:

Please note: Vinotok has secured insurance that covers fire art, simple pyrotechnics including but not limited to electric starts, smoke bombs and flares.

Bonfire Safety Plan:

Goal:

- To create a safe and enjoyable fire and to protect crowds and property while maintaining the persona and excitement of the burning of the Grump at Vinotok. The proposed fire dimensions and outer safety perimeter for 2019 are the same as 2018 with the same level of oversight and communication between architects, builders, and overseers; please see below for details. The Grump's design changes every year; please see below for details.

Objectives:

- To create a fire that burns in stages:
 - An initial intense fire period at takeoff;
 - A second fire period burning less intense;
 - A final phase of burn out and extinguishing of the fire.
- To have a quick lighting, quick burning fire to alleviate unnecessary unburned materials and to assure the fire is ready to be put out at the appropriate time.
- Clean up.

Communication:

- The public will be informed on a weekly basis through press releases run in the local paper that inappropriate materials and behavior surrounding the fire will not be tolerated.
- Bob Wojtalik has agreed, as a public citizen, to oversee the fire creation to assure that the Vinotok fire is constructed as safely as possible while still maintaining the persona of the Vinotok festival. Bob will also serve as the liaison between Vinotok and the CBFPD.
- Communication will be kept open between the Vinotok committee, the fire department, and the police department to assure all safety needs are being met while still constructing an exciting fire for the community.
- Bob, Zach Gustafson, and Joe Bob Meritt will be available for conversations with Mike Reily and Rick Ems to refine strategies of fire building to assure safety and address concerns.
- Tested pyrotechnics will be permitted in the fire; those not tested will not be permitted.

Construction: The Vinotok Fire Committee takes this extremely seriously. Fire diagrams have also been submitted.

- The Fire will be designed and constructed by the Vinotok Fire Committee.
- Laura Yale and Julie Nania, Co-Vinotok Organizers, will hold meetings with the Vinotok Fire Committee to discuss safety requirements and design of the fire- as well as The Grump.
- Wood materials will be gathered and stored at a private residence. Special attention will be made to assure only proper and safe materials are used in construction.
- Road base rock will be utilized to protect the concrete and blacktop. The cement circle is 30' in diameter and a 2.5' apron of road base rock will be used to cover the blacktop (per a discussion between Bob W and Rodney Due in 2017). 32.5' diameter circle will have a depth of 6" with some spillover to make a 35' diameter circle. This will require about 18 cu. yards of material. Please see Vinotok Fire Ring for image of dimensions.
- The fire structure will have a 19'-20' structural hypotenuse, a 32.5' diameter circle of road base and a total of 35' diameter circle for road base rock spill over, a 45' collapse safety perimeter, and a ~90' fence for the crowd. See the Site Plan, Fire Plan, and Fire Ring images for dimension details.
- See the Site Plan, Fire Plan, Fire Elevation, and Grump Plan images for dimension details of the inner fire and the Grump.
- The fire spires and low walls will be constructed using wood pallets, pine lumber, aspen rounds and limbs.
- The Grump will be wheeled into the center of the inner fire circle for the burning. See Grump Plan image for details.
- We will rely heavily on a 50/50 mix of diesel and gasoline accelerant to start the fire and also create a larger fire. The accelerant will be contained in double plastic bags to reduce vapor hazard. The use of an accelerant will create a larger crowd pleasing fire without creating additional embers.
- As a visual effect, part of the Vinotok Theater Troupe will light preplaced diesel soaked rags to give the appearance they started the fire. The main fire, and any other effect, will be lit by a remotely controlled, pre-wired electrical system. Through the use of gaffing tape, Bob will make ensure the lines are covered to prevent tripping and/or havoc with the ignition system.

- Bob and Will will provide complete supervision of the fire building, after completion of the fire structure building, and during the burn. This will prevent unauthorized fireworks, flammables, or other items to be placed in the fire.
- Barricades will be placed around the fire so that the crowd is maintained at a safe distance from the fire, please see attached fire diagrams and site map.
- An inspection of fire will be held on Saturday 21, Sept. at 4 pm Bob Wojtalik will be present for the inspection for representatives of the Police and Fire departments.
- Bob will be in tight coordination with Vinotok organizers to assure proper lighting and safety until the fire is extinguished.

During the Fire

- Vinotok Theatre Troupe and Fire Committee will be coordinated so as to serve as additional safety barriers during the fire. They will actively keep the crowd outside of the fire barricade.
- Marshals from the Crested Butte Marshal's Office will be on hand to maintain the peace and respond to any citizen that is being disorderly and disobedient in regards to the fire.
- Fire Committee will be clearly designated with uniforms that alert the crowd as to their "fire role" while also maintaining the mood of Vinotok.
- Vinotok will construct an inner barricade around the fire and an outer barricade further out until the fire has been lit and become smaller. The outer barricade will be opened when it becomes safe to get closer to the fire.
- Mike Cunningham, or the Head Torchbearer, will be the "go-to man" for coordination of the Vinotok volunteers in opening the barricades.
- Bob Wojtalik will be the point person for any safety concerns made by the fire and police departments.
- A fire truck with firefighters will be on site for fire emergencies during the fire as well as to extinguish it at 10:30 pm.
- The fire engine spot lights act as a natural crowd dispersant. The police department will assist in dispersing the remaining crowd when the fire is hosed down (Thank you!).

Contingency Plan for the Fire (Partial Burn or No Burn)

The following points lay out the plan if there is a need for a partial burn or no burn with a dismantling of the fire.

- If wind is a concern, all avenues available for weather prediction will be utilized to assist in determining when the wind may die down. It is understood that wind is a weather event that can change over the course of a few hours in an evening or from one locale to another.
- If the wind is too great to light the full bonfire, there may still be a possibility to burn the Grump itself without the fire load of the bonfire. In this case, the parts of the fire will be dismantled, which will necessitate the removal of the accelerant bags and a wetting of the ground where the parts of the fire were. The electrical ignition system will be utilized to light and burn the Grump.
- The Vinotok Organizing Committee understands that if the concern for wind is deemed too great at the time the fire is to be ignited it will not be lit. In the event this occurs, the Vinotok Organizing Committee will require assistance in safely dispersing the crowd and safely dismantling the burnable bonfire materials.
- The Marshal's Department will be paying special attention to wind the evening of the bonfire. The Marshal's point person will alert Molly Murfee, the Procession Leader and

Grand Sorceress, of any wind concerns when the Vinotok Theatre Troupe does the bonfire construction inspection.

- The Marshal's point person will also alert Molly Murfee of any wind concern as the Vinotok Theatre Troupe is processing from the Trial to the 4-Way lot. At this point, Molly can slow down or keep up the pace of the procession, and crowd, if the fire's ignition needs to be delayed due to wind or if there is no wind concern.
- The Marshal's Office has final say.
- Fire art can be used as a time delay in the instance the procession and cast reach the bonfire site and the wind is still a concern.

Fire Art:

Fire art will be demonstrated by the Crested Butte Fire Spinners on the Vinotok Stage on 3rd Street to occupy the crowd while the Vinotok Theatre Troupe is retrieving the Grump. Additionally, fire spinners are used to entertain the crowd at the 4-Way lot as well as inside the fire ring while the Grump is being situated and the Vinotok Theatre Troupe is taking its place. There will be a fire trained and certified person (on list provided by the Town Hall of Crested Butte) watching the fire spinning crew.

- The Crested Butte Fire Spinners follow the NFPA 160 – the Standard for the Use of Flame Effects Before an Audience by the National Fire Protection Association.
- Fire-spinning will be demonstrated on stage in front of the Talk of the Town as part of Vinotok's Tweener Act, while mumming is concluding, the Grump is retrieved, and the Passion Play begins.
- Fire-spinning will be demonstrated outside of the fire ring at the 4-Way lot and at the 600 Block of Elk Ave before the Grump arrives to lessen the intensity of the crowd pushing against the barricades. Each artist will have a safety person watching their circle. Once the Grump arrives, fire spinners will resume their spinning inside the fire ring.
- Only official members of the fire-spinning group will be allowed to spin.
- Only official and professional fire tools in excellent condition will be used for spinning.
- Kerosene is used as fuel for its low burn temperature.
- Fuel is kept in a designated dipping space away from performance space. Lighting occurs away from the dipping space. One safety person is always present at this dipping station at both locations.
- A safety person from the Crested Butte Fire Spinners will be on the stage and on hand at the fire ring with fire blanket and extinguisher.
- Several safety persons from the Crested Butte Fire Spinners will line the front of the stage on the street during that performance.
- 2 UC certified fire extinguishers are on site for demonstrations; will be new or have current inspection tags
- Artists use a Duvetyne fire retardant material as a fire blanket.
- A fire retardant spray is used for artist clothes.
- All fire art tools and fuels in their original containers are kept in a metal box.
- Vinotok Fire Artist Coordinator Katie Casino will meet with CBFDP's Rick Ems or Chris Davis for inspection prior to the Feast (Fire Spinners first performance at Vinotok). She understands that all of the above points must be met in order for the Crested Butte Fire Spinners to perform.

Other Safety Notes:

- We shall have a fire extinguisher (5lbs ABC) under the stage readily available on Saturday night in case of emergency; it will be new or have current inspection tags.
- We shall have fire watcher/crowd control separate from those involved in the fire spinners group.
- All fire watch personnel shall be approved and complete appropriate paperwork.

PYROTECHNICS VINOTOK BONFIRE 2019

Bob Wojtalik (Vinotok Fire Marshall) is coordinating with Joe Bob Meritt (Grump Master and fire designer) and Will Dujardin (Green Man cobuilding with Joe Bob) on the fire design and build. Bob Wojtalik, Will Dujardin, and Joe Bob will supervise the building of the fire and will limit the fuel load and make every attempt to prevent the addition of an unauthorized materials or pyrotechnics.

- The Torchbearers, of the Vinotok Theatre Troupe, will light diesel fuel soaked rags around the perimeter of the fire as a theatrical display. The actual startup of the fire will be by an electric match remotely triggered. Bob Wojtalik will have control over the triggering device.
- Before Bob Wojtalik lights the main fire there will be an evaluation of wind speed. If the wind speed is determined to be too great for a safe burn, Bob Wojtalik will have a discussion with the Marshal's point person, and there are four options:
 - delay starting the fire until the wind dies down;
 - ignite the Grump and let the smaller fuel load burn- Cbfd may have to wet down the fire ring's perimeter;
 - dismantle the fire ring to prevent accidental ignition.
 - No bonfire.
- With a large crowd expecting a fire, crowd control may/will be an issue.
- Bob Wojtalik intends to use the following techniques during the fire:
- Sealed plastic containers of a 50/50 mix of diesel fuel and gasoline. This will be the accelerant to promote a fast start to the fire.
- Slow and fast burning fuse-to delay ignition of parts and to connect the devices
- There will not be any explosive or loud displays.
- **NO "CREMORA MORTARS" WILL BE USED.**

The above pyrotechnics were permitted in the 2018 fire and were successfully contained within the fire ring. All pyrotechnics will be contained within the fire ring and the control fence. All the pyrotechnics will be consumed in the fire and spectators will only be allowed within the control fence when the fire is deemed safe.

Road and Parking Lot Closure

Monday 9/16/19

7am -9am For Mandala at the **4-Way lot** (Please See “Vinotok Harvest Mandala at the 4-Way” for more details):

- Barricades will be dropped off in back of parking lot Sunday night.
- The roped barricades Vinotok uses to build a circumference around the bonfire will be placed exactly around *only* the concrete pad.
- The barricades and mandala will remain up until removal, by Vinotok volunteers, on Friday, September 20 at 9am, when Public Works drops the road base on the cement circle.

Thursday 9/19/19

Daytime <PW/MO> Public Work/Marshal’s Office

- 4 “No Overnight Parking” cones down the middle of **100 Elk Ave** (Feast closure for Friday night).
- 4 “No Parking” cones along the east stair parking spaces at **the Chamber** (porta potty drop-off),
- 6 “No Parking” cones to surround Vinotok concrete at 4-Way lot for drop off of road base.
- 8 “No Overnight Parking: on south edge of lot along Elk Av for drop off of planters
- 2 “No Parking” cones on the northern side of the 4-Way lot across Entry 2 for more porta potty units that will block that entry point. The Town that Vinotok will use vehicles to block Entries 2 and 3 on the north side of the lot. What needs to be determined is when the entire lot is labeled as “No Parking” for the Saturday event.
- 2 “No Parking” cones in the northwest corner of the 4-Way lot for Dumpster drop off on Friday to block Entry 1.
- 2 “No Parking” cones along the west side of 202 Elk on Second St (porta potty drop-off).
- <PW>
- 2 barricades staged at First St
- 2 barricades staged at Second St
- 2 barricades staged at Third St
- <MO-Night>
- 2am Barricades placed to close 100 Elk at First and Second St

Friday 9/20/19

2am

- Barricades placed to close **100 Elk Ave at First and Second St.**

8am

- 5-6 “No Overnight Parking” cones at the **4-Way lot.**
- 4 “No Overnight Parking” cones in the **200 Block of Elk Ave**

9am

- Removal and cleanup of Mandala at **4-Way lot** by Vinotok Volunteers

TBD

- Public Works to drop off road base on the cement pad at the **4-Way lot**, a rough pat down (Vinotok will fine tune it down to 6”)

All Day

<MO-Day>

- **100 Block** Closed until 2am Saturday 9/21/19; Vinotok will remove and stow barricades for use on Saturday 9/21 on the 200 Block
- <PW>

- 2 barricades staged at Third St
- 2 barricades staged on Third St at 300 alley (new for 2019)
- 2 barricades staged on Third St at 400 alley (new or 2019)
- 1 barricade at Fourth and Elk
- 1 barricade staged at Seventh and Elk
- 10 barricades at 4-way lot

Friday Night Event

Vinotok Community Feast.

Location: 100 Elk

Operation Time: 5:30pm - 10pm

Total Time: 5am- ~2am on Saturday (set up and breakdown)

Expected participants: 50 (volunteers)

Expected attendees: 250 - 300 (diners)

Feast: 5:30pm Poetry/Music: 8pm-10pm

Alcohol: Over 21 carded and given a wristband or stamp

Fire Pits/Branding: dedicated fire extinguishers.

Late Night <MO - 2am>

- Barricade off entire **4-Way lot**, Entry points that haven't yet been blocked (Dumpster, porta potties, flower boxes, vehicles) Will reopen on Monday after retrieval of dumpster, totters, porta potties, and road base.
- 8 "No Overnight Parking" cones in the **600 Block of Elk** adjacent to Tennis/4-way lot. Will reopen on once the dedicated fire truck and Marshal vehicles are done. Listed in Late Night for this day and Saturday 5am
- Barricade 200 Elk at Second to Third (North and South sides)
- No overnight parking at 3rd street where stage would be (New to 2019)

Saturday 9/21/19

5am

- **4-Way lot** closed; reopening Monday 9/23/19 (after retrieval of dumpster, totters, and porta potties and removal of road base).
- "No Parking Cones" placed on the **600 Block of Elk Ave**, reopening Sunday 9/22/19 by 1am (once dedicated fire truck and Marshal vehicles are done)
- Closure of the entire **200 Block of Elk Ave** with barricades.
- TBD move all the town planters within 80' of intersection of 3rd and Elk on the South side in order to access it with the trucks/trailer. Move them to block both ends of 3rd street as seen in diagram. (New to 2019)

4pm Vinotok fire inspection with the CBPFD

4:30pm-11pm

- **200 Block of Elk Ave** Closed (will be all day), to reopen after Passion Play ~8:45pm (see below)

MUMMING:

- Vinotok "mumming" plays in the local bars and restaurants while moving up Elk. Mumming begins at 5 pm.
- <MO>

- Post officers east and west of mumming for temporary, **rolling closures on Elk Ave, 4-Way to 3rd**, as the Mummers move up Elk Avenue to allow parking and restaurant visitation. The **200 Block of Elk Ave** remains closed the entire time.
- Mummers will pause for drumming/dance performance/parties at 2-3 locations on Elk Ave, not to interfere with intersections. Two confirmed locations will be in front of the Community Store/Secret Stash and the Brick Oven.
- All times are close approximations:
 - 4:30 Cast at 4-Way lot
 - 4:45-5:05 Inspect Fire Ring & Barricades by Mumming Cast
 - 5:05-5:25 4-Way-5th
 - 5:15-5:25 5th-4th
 - 5:25-6:05 4th-3rd
 - 6:05-7:15 3rd-2nd
 - 7:15-7:45 2nd-1st

PROCESSION AND MOVEMENT

<MO>

- 6pm-8pm: move "Pedestrian Crossing" signs from 200-500 Elk to the curb.
- ~8:30pm to ~9pm: Elk Avenue rolling closure from 2nd to the 4-way for the Grump procession.
- 8pm: barricade westbound Elk at 4th St.
- Elk and 4th St - lead and block 6th St fully
- Elk and 2nd St - trail procession
- MO/PD unit: during Trial 300 Third at alley then move to Maroon/6th when 4-way closed
- MO/PD unit: during Trial 400 Third at alley then move to Sopris/6th when 4 way closed
- ~7:45-8:00 Get the Grump to the Stage and Police Barricade 600 Block of Elk Ave
 - The intersection at 2nd and Elk should be closed at this time while the Grump is positioned and rolled onto the **200 Block of Elk Ave** (closed at this point).
 - The intersection at **3rd and Elk Ave** should be closed at this time until the Funeral Procession clears the intersection heading to the 4-Way, including 3rd between Sopris Ave and Maroon Ave (or between the alleys north and south of Elk Ave).

TRIAL AND FUNERAL PROCESSION

Different than last year, the stage will be located on 3rd St, parallel with the crosswalk, allowing for most of Elk to remain open Saturday until the Mumming begins when the 200 and 300 Block would be barricaded for ease of crowd manipulation and Funeral Procession procession. With this plan, 3rd would be closed from the Alleyways by the Dogwood and Marchitell's.

8:00-8:30

- Passion Play on third street
- Green team will move the barricades to the westside of the stage to ensure easier removal of the flatbeds (used to create the stage) in the morning on Sunday 22, Sept.
- The intersection at **3rd and Elk Ave** should be closed at this time until the Funeral Procession clears the intersection heading to the 4-Way, including 3rd between Sopris Ave and Maroon Ave (or between the alleys north and south of Elk Ave).
- **Elk Ave rolling closure from 3rd to the 4-Way** from ~8pm-9pm for the Grump's Funeral Procession. Post units east and west of procession. Post units at Sopris and Maroon when units close Elk Ave. By ~9pm everyone should be at the 4-Way and Elk Ave west can reopen. Marshal vehicles to block Elk Ave on both ends of the 600 Block.
- 8:30 Dedicated Fire Truck at the 4-Way
- 8:30-9:00 Funeral Procession

- 9:00 Arrive at 4-Way; Elk Ave. **4-Way West is reopen**
- 9:15 Light the Andy Bamberg Memorial Bonfire
- 10:30 Andy Bamberg Memorial Bonfire is extinguished
- 11pm-1am **All of Elk Ave reopen**

The **200 Block of Elk Ave** will be closed for the entire Mumming, through the Passion Play, and will reopen once the Funeral Procession heads to the 4-way; we have a designated volunteer team, wrangled by Crystal Edmunds, clearing major trash/recycling grievances and they will move the barricades to reopen the 200 Block of Elk Ave before catching up with the Funeral Procession. They will move the barricades to the westside of the stage to ensure easier removal of the flatbeds (used to create the stage) in the morning on Sunday 22, Sept. There was talk about closing the 200 and 300 Blocks of Elk Ave for ease of moving the crowd and dealing with cars; when that would occur is up for discussion.

PARKING

<CBFPD/CBMO/MtCBPD>

- 2 marked units block 6th and Elk
- ISV to be parked and plugged in at charging station (wouldn't start)
- Fire/EMS stage in 600 Elk as needed.
- MtCB and other units to park along Tennis Court lot
-

BONFIRE ~ 7:30-8:00pm *This is not when the bonfire is to happen, rather what the MO will be doing in this window.*

- 1 barricade placed at 7th and Elk
- 2 barricades placed at 6th and Elk
- Fire Engine staged at southeast corner of 4-way to block entry to lot
- Wildland truck staged southeast corner to provide soak of fence and spot fire ID

<EMS>

Med unit(s) and supervisor vehicles stage along tennis court parking as needed

- Pre-fire, during the fire, and post fire ~8pm - 11pm, the **600 block of Elk Ave** should be closed to assure public safety. CBFPD will utilize vehicles to block errant or felonious vehicle entry to pedestrian filled areas as much as possible at Entry 6 and Entry 7 (which will remain open for the Cast, Crew, and Grump to enter the 4-Way; additionally, flower boxes will be placed to block Entry 5 and Entry 4, Dumpster will block Entry 3, vehicles will block Entry 2 and Entry 1.

7:30pm - 11:00pm: 600 Elk closed.

9:00 Arrive at 4-Way; Elk Ave West of the 4-Way is reopen

9:15pm Ignite the Bonfire

10:30 pm Fire extinguished by CBFD

MOUNTAIN EXPRESS

Mountain Express will avoid the 200 block of Elk Avenue all day on Saturday. MtnX will utilize Fifth St. to access the bus stop at Clark's. MtnX will utilize only the Teocalli bus stop once the procession to the bonfire has begun and until they deem it safe to proceed through the 4-way. Busses will run every 20 minutes for the evening, with the last bus leaving Old Town Hall at 2:15am.

<MO>

Night officers please follow the last bus to provide a sense of security.

Sunday, September 22, 2019

9:30am-~1pm

- 4-Way lot cleaned of all trash and fire debris by Vinotok volunteers with pickers, buckets, and garbage bags from P&R or PW
- Completion of cleanup and 4-way parking lot open; pickers and buckets stowed for pick up by P&R or PW

Monday, September 23 2019

- Public Works removes road base from the 4-Way lot and transports it to TBD location for storage until the 2020 Vinotok Celebration.
- Dumpster and totes are collected by Waste Management.
- Porta potties are collected by Gunnison Construction and Septic.
- The 4-way parking lot will reopen once all trash and fire debris have been cleared by Vinotok and CBPW has swept the lot before taking down the barricades.

Once everything is collected and cleared the 4-Way lot will reopen to the public; opening time dependent upon when various entities collect their wares.

SPECIAL EVENT: VINOTOK (SEPTEMBER 16-21, 2019)

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.

MARSHALS:

Conditions/Restrictions/Comments:

With regard to the stage site plan at 3rd/Elk we will use movable barricades on Third, not planters.

The bonfire/grump will have no light leafy or paper material. No untested pyro.

Michael Reily

8/5/19

Signature

Date

PUBLIC WORKS:

Conditions/Restrictions/Comments:

None

Shea D Earley

8/14/2019

Signature

Date

PARKS AND RECREATION:

Conditions/Restrictions/Comments:

- Elk Ave. permit on file with Clerk's office
- Parks and Rec will drop pickers, buckets, and trash bags at the 4-way on Sunday morning

Janna Hansen

8/21/19

Signature

Date

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.

TOWN CLERK:

Conditions/Restrictions/Comments:

Lynelle Stanford

8-27-19

Signature

Date

TOWN MANAGER:

Conditions/Restrictions/Comments:

Application
One Day Banner

Dara T. MacDonald

08.29.19

Signature

Date

CRESTED BUTTE FIRE PROTECTION DISTRICT:

Conditions/Restrictions/Comments:

Please see attached.

Ric Ems

8/29/2019

Signature

Date

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.

MT. EXPRESS BUS SERVICE:

Conditions/Restrictions/Comments:

Buses will not use the Old Town Hall stop until after the bonfire has started and Elk Avenue is open.

During the mumming procession, buses will only use the Teocalli stops.

Buses will run late, last bus will leave Old Town Hall at 2:15 am.

Chris Larsen

8/14/2019

Signature

Date

August 29, 2019

Vinotok Safety Inspections:

Ric Ems

Fire Marshal

Crested Butte Fire Protection District

At all meetings, the organization was given advance notice of the requirement for fire spinners to meet with the fire department to inspect all safety equipment. On August 28th, 2 of 9 proposed spinners showed up unannounced to have their safety gear inspected. The head spinner, Katie, was out of the country for this inspection. Safety inspection revealed that there were no fire blankets present and their fire extinguishers were used and had been discharged. The Town requires all fire spinners to complete a fire extinguisher class, but 7 of 9 spinners had not completed a class. A fire extinguisher class was scheduled for Sept 6 at 4pm. Current Safety inspection failed. Katie must be present at the final safety inspection. All inspections and town required certifications must be completed no later than 4:30 pm, Wednesday, September 11, 2019.



Staff Report

September 3, 2019

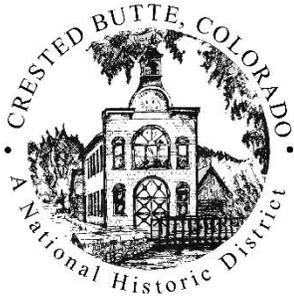
To: Mayor and Town Council
From: Dara MacDonald, Town Manager
Subject: 2020 Council Priorities

Summary: The Town Council has developed a list of Town priorities for 2020 and reviewed and updated the five-year goals. Once affirmed by the Council these will be used to guide development of the 2020 budget extended capital budgets and staff work plans.

Previous Council Action: Town Council and Department heads met on August 13th to review the vision statement, five-year goals and discuss priorities for the coming year. The draft list was included in the Council packet on August 19th and no additional feedback has been received.

Background: For the past few years, the Council has met during the summer at the beginning of the budget process to set goals and priorities for the coming year(s). This process has guided development of the annual budget, capital plans and staff work plans. It also provides for accountability for the Town Manager and staff as we work to implement the Council's goals and priorities.

Recommendation: The Town Council affirm the updated five-year goals and 2020 priorities through approval as part of the consent agenda.



Vision Statement

Crested Butte is a small mountain town with a big community that strives toward a balanced and sustainable lifestyle while enjoying and protecting the soul of the Valley.

Five Year Goals

- Increase percentage of residents living in Town by achieving a 75% housing full-time occupancy
- 30% of units in Town are deed restricted, including 15 rental units for Town employees
- Permanent removal of mining claims by Mt. Emmons Mining Company on Red Lady
- Maintain at least one year of operating reserves in Town's funds
- Reduce greenhouse gas emissions footprint of Town's operations by 50% versus 2017 levels; and, reduce Town of Crested Butte community emissions footprint by 25%
- Ban new formula/franchise retail and restaurant businesses on Elk Ave
- Implement traffic and parking plan
- Complete (modified) recommended capital projects in Parks & Recreation master plan
- Upgrade Marshal Office facilities

2020 Goals / Priorities

- Climate Action Plan implementation begins
- Complete Paradise Park Phase 2 affordable housing build
- SOAR Town rental build (1 unit) completed
- Perform sorely needed street repairs and maintenance
- Renovate Henderson Park utilizing GOCO grant funding
- Construct changing rooms for hockey at Big Mine Park
- Develop Crested Butte Community Compass
- Finish water treatment plant expansion
- Expand and solidify snow storage opportunities in Town



Staff Report

September 3, 2019

To: Mayor and Town Council
From: Dara MacDonald, Town Manager
Subject: Resolution 2019-17 Supporting public access on the road to Green Lake

Summary: Gunnison County is party to a lawsuit involving a number of parties including a private property owner who has installed a gate and taken other steps to limit public access on FS 826.1D, known as Green Lake Road. They have requested that the Town consider a resolution supporting ongoing access on this road.

Previous Council Action: The Council briefly discussed considering such a resolution at the meeting on August 19th and determined they would like to have this item scheduled for an upcoming meeting.

Background and Discussion: Although this particular road is not immediately adjacent to the Town, it has long been used by residents and visitors to the community. Further, there is concern that this action of closing a long-standing public access could set a dangerous precedent as there are many roads in Gunnison County that could be treated in the same manner by private land owners concerned about recreational users accessing areas through roads that cross their property.

Recommendation: That the Town Council approve Resolution 2019-17 as part of the Consent Agenda.

RESOLUTION NO. 17**SERIES 2019****A RESOLUTION OF THE CRESTED BUTTE TOWN COUNCIL SUPPORTING THE EFFORTS OF GUNNISON COUNTY AND OTHERS TO KEEP THE ROAD TO GREEN LAKE OPEN TO THE PUBLIC BECAUSE IT IS A PUBLIC ROAD.**

WHEREAS, the Green Lake Road, FS 826.1D, is a longstanding public road located approximately nine miles west of the Town of Crested Butte, Colorado near the mining “ghost town” of Irwin and at the base of Mt. Owen and Ruby Peak; and

WHEREAS, the Green Lake Road is, and has historically been, an important public access route to Green Lake, one of the more beautiful high alpine lakes and cirques near the Town of Crested Butte; and

WHEREAS, residents of and visitors to the Town of Crested Butte have, as long as anyone can remember, used Green Lake Road to access Green Lake and surrounding areas because the Road has always been open and accessible to the public; and

WHEREAS, a private landowner recently purchased a mining claim which Green Lake Road crosses, and, notwithstanding the indisputable fact that it was and is a public road, improperly gated and restricted access across the road; and

WHEREAS, the landowner’s decision to block Green Lake Road has led to litigation involving not only the landowner but Gunnison County and the United States Forest Service; and

WHEREAS, although the Town of Crested Butte is not a party to the litigation, and although Green Lake Road is outside of the town limits, the Town recognizes the benefit of and the need for public access to the public lands surrounding the Town and the North end of the Gunnison Valley; and

WHEREAS, the Town of Crested Butte recognizes and appreciates the efforts of Gunnison County and others to achieve a resolution to the pending lawsuit, whether by negotiation or litigation, that results in a re-opening of Green Lake Road to the public and that results in affirming that Green Lake Road is a public road.

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

The Town of Crested Butte supports the efforts of Gunnison County and others to keep Green Lake Road a public road.

INTRODUCED, READ AND ADOPTED BEFORE THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO THIS 3RD DAY OF SEPTEMBER, 2019.

TOWN OF CRESTED BUTTE, COLORADO

By: _____
James A. Schmidt, Mayor

ATTEST:

Lynelle Stanford, Town Clerk



Memorandum

To: Town Council
From: Dara MacDonald, Town Manager
Subject: Manager's Report
Date: September 3, 2019

Town Manager

- 1) CBFDP Agreement – The Town and Crested Butte Fire Protection District have an agreement that guides the lease of Station 1 as well as defining a number of obligations and responsibilities for both parties. The agreement is dated April 5, 1982 and was last amended in 1986. Since 1986 there has been some evolution in the relationship due to changes in how each entity is staffed and changes in building and fire codes. Staff from both entities agree that we should work towards an updated Intergovernmental Agreement that better reflects changing conditions and how we actually work together. We will be working on a draft update to bring forward to the governing bodies before the end of 2019. Please let me know if there are any particular issues or activities that you think we should focus on.
- 2) Broadband update – I have been involved with some very initial conversations with GCEA and Region 10 about the possibility of bringing fiber to Crested Butte via GCEA's utility poles. The discussions are very preliminary and we are exploring a few funding models and grant opportunities. For GCEA this will help with their data collection at their substation as well as assisting the community with redundant internet access. We are exploring using a portion of the current Region 10 DOLA grant to fund engineering of this route. There may be a match requirement from Crested Butte in 2020 for the engineering. Mike McBride has just received a cost estimate for engineering the route from GCEA in Gunnison to the Crested Butte substation of \$190,000. I will update the Council as we work through how much of this cost would come from the DOLA grant being administered by Region 10 and the local partners.
- 3) Resolution of support for Library District – The Gunnison County Library District has requested that the Town Council approve a resolution supporting the tax measure
- 4) CAST meeting update – Mayor Schmidt and I attended the CO Association of Ski Towns meeting in Frisco on August 22-23. Following are some of the speakers and takeaways:
 - **CO Tourism Office - Cathy Ritter**
 In 2016 while on outreach tour around the state - Heard concerns about negative impacts of tourism for the first time. Impacts on resources, too many people, etc.
 Vision - CO is the premier US destination for active, outdoor and unique experiences that make you feel truly alive.

Mission - Drive traveler spending through promotion and development of compelling, sustainable travel experiences throughout our four-corner state.

"Shifting focus from increasing visitation to increasing traveler spending -- and tourism capacity planning"

"Dispersing travelers in productive ways" - CO Field Guide - Colorado Trips - offers trip itineraries

"Supporting development of visitor management systems, such as reservation systems and technology driving dispersion"

Partnership with Leave No Trace for development of shared messaging based on the iconic Leave No Trace seven principles - "Are you Colo-Ready?", "Care for Colorado Principles"
<https://www.colorado.com/articles/leave-no-trace-care-colorado>

Leave No Trace - Care for Colorado Principles –See attached – Tourism Office has Placed messaging materials in public restrooms at visitor centers across the state. CAST has joined the Leave No Trace partnership and encourages members to do so as well. Council should provide direction if joining the Leave No Trace Coalition is something the Town wants to consider at an upcoming meeting: <https://industry.colorado.com/care-colorado-principles-toolkit#>

- **Breckenridge Destination Management Plan - Lucy Kay**

It is bad when residents are grumpy about tourism.

So the community launched a survey and outreach to ask: What does it mean to you when you say it's too busy?

Survey results - people are ok with things

Too crowded? - parking/transit, sidewalks too crowded, grocery store too busy, can't get into restaurant

The plan is not focused on growth, focused on management

Vision - "Harmony of quality of life for residents and quality of place for visitors."

Goals

1 - Deliver a balanced year-round economy driven by destination tourism by 2024

2 - Elevate and fiercely protect Breckenridge's authentic character and rand - our hometown feel and friendly atmosphere

3 - More boots and bikes, less cars

4 - Establish Breckenridge at the leading edge in mountain environmental stewardship and sustainable practices

- **Aspen Chamber - Debbie Braun** - "Loving Aspen to Death...Can We Really Make a Difference?"

"How To Aspen" campaign - to educate visitors on how to best enjoy Aspen

The Aspen Pledge ([see attached](#))

"Tag responsibly, Take the Aspen Pledge" - generic geotag location

- **Copper Mountain update, Dustin Lyman**

Solitude Station will be replaced with "spectacular" mid-mountain lodge. Will take 3 years to build. New American Eagle gondola runs up to it.

New chairlift on Tucker Mt. access what was cat access.

North Alpine Housing - employee housing going in corner of N. Alpine parking lot, just

broke ground 44 additional units (1, 2, & 3 bedroom units). Copper will be able to provide housing for 70% of employees with this project

Improved lawn around Center Village. Mitigated the wetlands

Chapel Lot Hotel/Creekside hotel

A-lift development - hotel on east side & condos & home sites

- **2020 Census**

For areas with no home mail delivery, Census forms will be hand delivered.

Really want people to respond by internet. Can also respond by phone, paper or in-person

Address canvassing - verifying address database 8/18/19 through 10/11/19

Update Leave - 3/16/19 - 4/10/19 - This is when they will be leaving door hangers at residences

Complete Count Committee - Who is doing this in Gunnison County?

Summit County will wrap busses in Census info. Can work locally to have forms put into PO boxes.

- **Dark Sky Protection**

Moab & Grand County, UT just updated their regulations

Beware blue and white light LEDs as they can be much brighter than anticipated, try yellow or amber tones instead

- **Summit County Climate Action Plan**

Have a small (7-page) piece on things individuals can do to effect change. (see attached)

- **Mountain Towns 2030 in Park City**

Beginning morning of Oct 2nd, through Friday Oct 4th. Friday will be light

Will also offer tours on Oct 1st

GCEA has offered to loan us their Tesla for the trip

- **Telluride Affordable Housing**

1,200 seasonal workers for ski area

400 units of affordable housing short of current need

Virginia Placer project - 18 units of rental apartments & 46 bed boarding house (\$8.6M + \$1M subsidy from Town)

10 more units of affordable housing coming online as part of art school/parking garage project

16 units also coming soon

Public Works

- 1) Kapushion project update – The contractor is continuing to install utilities along Teocalli Ave. Next week, the contractor will begin to install the McCormick Ditch Irrigation Line.
- 2) Patch on 6th Street – Public Works staff is waiting for a confirmation date from United in order to prepare the area for an asphalt patch.
- 3) Block 76 Water main – Lacy Construction has installed the water main and associated service stubs. The next step will be pressure testing and disinfecting the new system prior to tying it into the existing main.
- 4) Pedestrian bridge on the south side of Elk Ave – Town staff will be replacing the south pedestrian bridge on Elk Ave, between 1st and 2nd street. This bridge is the last pedestrian bridge that is supported with wooden beams (instead of steel). The construction includes the replacement of the super structure (beams) with steel, replacement of the decking, and replacement of the handrails with steel verticals and a wood cap. Town staff is anticipating minimal abutment work for the project. The anticipated start date for the project will be the first week of October.

- 5) MEMC Hauling - The Town received a transportation permit request from a contractor performing reclamation work at the Keystone Mine. The request is for access of the 0 to 500 blocks of Whiterock Ave for 46 vehicles. This would occur from 9/16/2019 to 10/25/2019.

Marshals

- 1) Ryan Dawes has completed his first phase evaluation and is continuing to train with training officers Sean Besecker and James Beda.
- 2) On August 26-27 the Marshal's Office and Mt Crested Butte Police hosted region-wide training with the Force Science Institute where attendees received training in human performance and behavior in high-stress encounters. The training provided attendees with the most advanced, professionally-relevant understanding of the complex scientific principles and human factors impacting performance. Force Science training is designed to enhance accuracy in the investigative process, help protect career, agency, and community integrity, as well as lives.

Parks & Rec

- 1) Pirate Park – Weigh anchor, hoist the mizzen, and set sail for the Mary Yelenick Playground grand opening at Town Park Friday, September 20th from 4:00-6:00pm!
- 2) Arbor Day – The annual Arbor Day celebration with CBCS 4th graders will be Wednesday, September 25th from 8:45-10:15am at the Bike Park.
- 3) Old Town Hall Bathrooms - The restrooms at 128 Elk Ave (Old Town Hall Bus Stop and Lobby) will be closed from September 3 - November 20, 2019 for construction related to the lift. The Town will be providing two porta potties near the Public House, and there will be signs directing people to alternative restrooms.

Community Development

- 1) The Creative District Commission will be making a recommendation of the restructuring of the Commission to a Public Arts Commission this month. The first reading of a restructuring ordinance is anticipated to come before the Council on September 16.
- 2) Slate River construction is continuing on the public works wall and Slate River Trail. The box car was relocated to be inside the new fencing and the pedestrian bridge has been installed. Work is anticipated to begin next week on the lift station.
- 3) The Town sent a letter of inquiry for the DOLA Renewable Energy grant. The request includes a match of \$250,500 for 4 electric charging stations, 2 solar arrays, and the replacement of the green machine and one Marshal vehicle with electric models. The charging stations will be located at the Marshals' Department, Town Hall, and 2 stations at the Public Works yard. This infrastructure will assist with the conversion of the Town's fleet to electric vehicles.

Town Clerk

- 1) Election update will be provided at the meeting.

Finance

- 1) July Sales Tax Update

July is typically CB's highest sales tax collection month. August and September are typically the 2nd and 3rd highest. For 2019, July grew less than 1%, which was below our budget assumption. For the three-month period of May – July, Town sales tax was down 2% versus 2018 and STR excise tax down 10%.

For the year to date total, sales tax grew 2.3% while excise tax grew 8.8%.

	July '19	July '18	Growth %
Town Sales Tax	\$625,203	\$621,332	0.6%
STR Excise Tax	\$35,768	\$34,650	3.0%
	YTD July '19	YTD July '18	Growth %
Town Sales Tax	\$2,460,016	\$2,405,282	2.3%
STR Excise Tax	\$158,494	\$145,730	8.8%

Construction, lodging and grocery are driving positive growth this year to date, as shown below. The “Other” category, which includes energy and internet / cable, is also up significantly. Bars, restaurants, retail, marijuana and service are all down versus 2018.

Business Type	YTD July '19	YTD June '18	\$ Diff	% Diff
BARs/REST	\$781,784	\$796,105	-14,321	-1.8%
GROCERY	\$297,597	\$281,433	16,164	5.7%
RETAIL	\$592,003	\$600,033	-8,029	-1.3%
RETAIL:MMJ	\$70,063	\$85,870	-15,807	-18.4%
LODGING	\$248,013	\$237,243	10,770	4.5%
CONST/HRDWR/AUTO	\$225,743	\$184,358	41,384	22.5%
SERVICE	\$96,870	\$103,702	-6,832	-6.6%
OTHER	\$151,167	\$118,468	32,699	27.6%
TOTAL	\$2,463,628	\$2,407,213	56,415	2.3%

For July, bars / restaurants, marijuana, lodging and service were all down versus 2018. Construction, grocery, other and retail were all up.

Business Type	July '19	July '18	\$ Diff	% Diff
BARs/REST	\$214,055	\$225,566	(\$11,512)	-5.1%
GROCERY	\$82,513	\$78,122	\$4,391	5.6%
RETAIL	\$179,113	\$175,299	\$3,814	2.2%
RETAIL:MMJ	\$16,037	\$16,954	(\$917)	-5.4%
LODGING	\$56,939	\$61,123	(\$4,184)	-6.8%
CONST/HRDWR/AUTO	\$47,515	\$37,419	\$10,096	27.0%
SERVICE	\$12,829	\$15,374	(\$2,546)	-16.6%
OTHER	\$17,118	\$12,188	\$4,930	40.5%
TOTAL	\$626,118	\$622,045	\$4,073	0.7%

It will be very interesting to see what occurs in August and September, which will be influential for 2020 budgeting.

Intergovernmental

Crested Butte is scheduled to host the next Intergovernmental dinner with all of the municipalities and the County. Possibilities proposed for September 24th or 30th and October 10th do not work for our partners.

Will September 18th work?

Upcoming Meetings or Events

September 4th – 5th Park City CityTour 2019, various times and venues

* As always, please let me know if you have any questions or concerns. You may also directly contact department directors with questions as well.

ARE YOU COLO-READY?

With a little preparation, a spirit of adventure, and a soft spot for nature and the past, you'll be on the trail to exploring Colorado like a local.



ARE YOU COLO-READY?

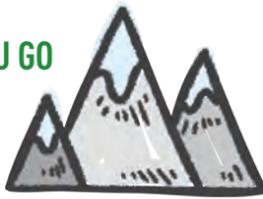
With a little preparation, a spirit of adventure, and a soft spot for nature and the past, you'll be on the trail to exploring Colorado like a local.



LEAVE NO TRACE – CARE FOR COLORADO PRINCIPLES

01 KNOW BEFORE YOU GO

- This land really *is* your land. Our state and federal agencies manage 42 percent of Colorado's majestic landscape, and our cities and counties maintain even more. Learn about and respect the spaces we all own, share and sing about.
- Stay back from the pack. Find your way to less-visited and off-peak destinations to minimize down time and maximize your connection with special places.
- Bring along reusable water bottles or hot drink tumblers to limit waste and stay hydrated in our dry climate.



02 STICK TO TRAILS

- With 39,000 marked trails and 13,000 designated campsites, there's no need to venture beyond. By sticking to these areas and camping at least 200 feet from lakes, rivers and streams, you're helping natural areas stay natural.
- Even though shortcuts can be tempting, please don't take them. A few extra strides on the path will protect plants and the homes of the true locals.



03 LEAVE IT AS YOU FIND IT

- Leave plants, rocks and historical items as you find them so others experience the joy of discovery.
- Any of our 750 different species of wildflowers will live forever in a photo. Snap away, but only with a camera.
- Colorado is beautiful all on its own. Building structures or campsites on public land isn't cool. Keep it pristine for everyone to enjoy.
- Treat all living things with respect. Carving or hacking plants and trees may kill or disfigure them.



04 TRASH THE TRASH

- Pack it in, pack it out. Or pick it up to leave a place better than you found it. Put litter, even crumbs, peels and cores in your nearest waste/recycling bin.
- Wash yourself, your dog or whatever else needs cleaning at least 200 feet from waterways, and use biodegradable soap. A bubble bath is no treat for fish.



05 BE CAREFUL WITH FIRE

- Colorado's low humidity has perks, but can create dry, dangerous conditions. Keep campfires small and manageable to avoid sparking wildfires.
- When putting out a fire, water it until you can handle the embers. Never let a fire burn unattended.
- Use care when smoking in Colorado's dry climate. Always put cigarettes out completely, and don't leave your butts behind.



06 KEEP WILDLIFE WILD

- Colorado is home to tens of thousands of furry, scaly and feathered creatures. To keep them – and you – safe, don't approach them.
- It is not adorable to feed wild animals. You could alter natural behaviors, exposing them to predators or even euthanasia.
- Keep your furry buddies leashed when enjoying dog-friendly trails, and pack out their waste. All the way to a trashcan.



07 SHARE OUR TRAILS & PARKS

- Chances are you're not out in nature to people watch, so try out the lesser-known paths and sites.
- Silence your cell phone before stepping into nature, and speak softly without using the speaker function.
- Be considerate when passing others on the trails and yield to the uphill hiker and biker – they need the momentum.
- Listen to nature. Keep your voice and music soft so all can enjoy the peace of Colorado.



COLORADO PACKING LIST

"DRESS IN LAYERS!" ARE WORDS TO LIVE BY.

Our dramatic elevation changes mean we can ski in the mountains and then drop a few thousand feet to bike or drink a craft brew on a sunny patio.

SUMMER PACKING MUSTS:

01



SUNSCREEN, LIP BALM, A HAT & SUNGLASSES.

Remember, you may be a mile or more closer to the sun, and much of Colorado gets 300 days of sunshine every year.

02



BATHING SUIT & FLIP-FLOPS/SANDALS. You don't want to miss out on taking a plunge into a natural hot spring, a rafting adventure, or a pristine creek or waterfall.

03



REFILLABLE WATER BOTTLE OR HYDRATION SYSTEM (such as a CamelBak). Start drinking water as soon you arrive in our dry, elevated climate. And don't stop.

04



RAIN JACKET. The atmospheric conditions that bring winter snow make for sudden afternoon showers in the summer, especially on our loftiest peaks.

05



HIKING BOOTS OR OTHER STURDY, ATHLETIC SHOES.

You never know when you're going to want to answer the call of a beautiful trail.

06



LIGHTWEIGHT FLEECE OR VEST.

Even on our hottest days, temps are chillier after sunset, especially at higher elevations.

07



DAY PACK.

This is standard gear in Colorado to carry all of the above.

08



JEANS OR HIKING PANTS. Relax, denim is acceptable attire nearly everywhere; but hiking pants or leggings are great for a day out exploring our wilds.

IN WINTER, BRING ALL OF THE ABOVE, WITH A FEW ADDITIONS:

01



BEANIE.

Keep one handy for under your ski helmet, a night by the fire or even a wintry dip in a natural hot spring. Even guys wear the ones with poms.

02



WINTER COAT.

Dress like a local in anything from puffy down to a snow-ready, water-resistant parka.

03



SNOW GEAR.

A thermal layer and warm, waterproof boots, snow pants, and gloves are essential if you're planning to play in the powder.

04



SUN-SHIELDING ITEMS. Nothing like an intense goggle tan on your face to make you value sunscreen, no matter the season.

ACT LIKE A LOCAL

OK, NOW YOU'RE DRESSED LIKE A LOCAL. HERE'S WHAT YOU NEED TO PASS FOR ONE.



54

LEARN THE LINGO!

FOURTEENER

This is what we call those peaks that rise more than 14,000 feet above sea level. We've got 58 of them, more than any other state in the continental U.S. Hardy hikers aim to "bag" – or summit – all of them.

CONTINENTAL DIVIDE

Also known as "the Divide," this ridge runs along the crests of the Rocky Mountains north to south. Rivers and streams west of the Divide flow to the Pacific Ocean, and east of the Divide to the Gulf of Mexico.

5280

Denver is the Mile High City because it sits 5,280 feet (or one mile) above sea level. To be precise, the 13th step of the Colorado State Capitol Building or the line of purple seats in Coors Field will put you exactly at 5280. (Pronounced: fifty-two eighty)

FRONT RANGE

The Rocky Mountain range most visible from Colorado's most populous cities – Denver, Colorado Springs, Fort Collins and Boulder – and from much of the urban region near these mountains is known as the Front Range as well.

WESTERN SLOPE

This region refers to all of Colorado west of the Continental Divide. It's home to the Grand Mesa, the largest flattop mountain in the world (near Grand Junction).

CENTENNIAL STATE

Colorado's official nickname refers to the year it earned statehood. That happened in 1876, the centennial anniversary of the United States' declaration of independence.

FOUR CORNERS

The point where Colorado, New Mexico, Arizona and Utah come together at one point in our extreme southwest corner, 40 miles from the Colorado city of Cortez.

HIGH COUNTRY

A fancy way to say "the mountains," uttered mostly by local weathercasters.

THE TUNNEL

If you are headed to or from the High Country on I-70, you'll likely pass through the 1.7-mile Eisenhower/Johnson Memorial Tunnel. Since 1973, the tunnels have provided easy passage across the Continental Divide.

POWDER DAY

Powder days follow snowy nights. That fresh snowfall means the conditions are set for skiing and boarding that feels like you're floating down the slopes on air. Our deep, dry, fluffy powder is also good for cushioning the occasional fall.

MUD SEASON

This glorious harbinger of spring is typically slotted on the calendar for late April or May. It occurs when winter's snow starts to melt and rivers swell, making for amazing fishing, thrilling whitewater rafting and great High Country lodging deals.

DENVER SHORTHAND

LODO

Short for Lower Downtown, Denver's lively, walkable, historic downtown.

LOHI

Short for Lower Highlands, a neighborhood full of exceptional food and drink with outstanding views of downtown Denver.

RINO

Short for River North, a hip cultural and food scene emerging in Denver's former warehouse district.

ALTITUDE Denver is the Mile High City, and many popular destinations are even higher altitude. Staying hydrated and adjusting for a day or two before embarking on a strenuous adventure is the best way to make sure being high up doesn't get you down.

ALCOHOL It has more impact at altitude, so take it easy until you get your mountain legs.

CELL COVERAGE You won't have any trouble staying connected when you're in a town, but once you head out on a trail, river, slope or back road, that could change. Let others know where you are and finish posting your pics before you head off the grid.

SPARSE SERVICES If you spot a sign saying "No gas or services for the next 56 miles," believe it.

FOR HIKES, ROAD TRIPS & OTHER EXCURSIONS, pack more food, water and cold-weather wear than you expect to need so you won't be caught unprepared.

BEAR-PROOF TRASHCANS If you want to toss your trash and the lid won't budge, you're probably encountering a bear-proof trash can. Look for instructions on the can – there's usually a lever or button to push that's too tricky for hairy paws to manage.

HOW TO ASPEN



I PLEDGE TO EXPLORE ASPEN RESPONSIBLY.

I WILL COME PREPARED FOR ANY EXPERIENCE.

**I WILL FEED MY SENSE OF ADVENTURE, BUT
NEVER FEED THE WILDLIFE.**

**I WILL FOREGO HIGH FASHION, AND DRESS FOR
HIGH ELEVATIONS.**

**I WILL VENTURE INTO THE GREAT UNKNOWN,
WHILE STAYING ON THE KNOWN TRAILS.**

I WILL CARVE THE SNOW & NOT THE TREES

**I WILL FIND MYSELF WITHOUT MOUNTAIN RESCUE
HAVING TO FIND ME.**

**I WILL HIT THE SLOPES WITHOUT HITTING THE
OTHER SKIERS.**

**I WILL TAKE AWESOME SELFIES, WITHOUT
ENDANGERING MYSELF-IE.**

**I WILL CAMP ONLY WHERE PERMITTED AND
SECURE A PERMIT WHEN NECESSARY.**

**I WILL REMAIN IN ONE PIECE, BY LEAVING THE
WILDLIFE IN PEACE.**

**I WILL ADHERE TO SKI PATROL CLOSURES
AS I WANDER HERE AND THERE.**

I WILL NOT SKI IN JEANS.

CLIMATE ACTION TOOLKIT ⁵⁶

FIGHT CLIMATE CHANGE IN COLORADO

CLIMATE CHANGE IN COLORADO

Climate change can seem like an overwhelming problem to solve, but if you refocus your perspective on the actions within your control, you'll realize that you have the ability to make positive change. While local, state, and federal governments can enact policies that would speed up the pace of emissions reductions, your individual actions can not only make a dent in your community's overall emissions, but they also demonstrate to others – your family, friends, and neighbors – that these behaviors matter. By taking action every day, you help to create new social norms for our community, and that's a big change!

The following is a list of behaviors and their impacts on climate change. We've arranged these according to the largest sources of emissions in our community: energy, transportation, and consumption and waste. Some require more effort than others, so pick a few to start with and work your way through the list.

START BY CALCULATING YOUR CARBON FOOTPRINT

Do you know how many tons of greenhouse gases you emit each year? Calculate your carbon footprint to get an idea of how you compare to the rest of the world and what your biggest areas for improvement are.

Get started with EPA's [Household Carbon Footprint Calculator](#). You'll need an energy bill handy for best results.



THINK GLOBAL



HIGH COUNTRY
CONSERVATION CENTER

#BELOCAL

HIGHCOUNTRYCONSERVATION.ORG
(970) 668-5703

ENERGY

ENERGY



UPGRADE THE LIGHTS IN YOUR HOME TO LEDs

Sorry, Thomas Edison – LEDs are about 90 percent more efficient than traditional incandescent lightbulbs, saving energy and therefore emissions. In 2017, LED bulbs used around the world reduced the emissions from lighting by 570 million tons of CO₂, equivalent to removing nearly 111 million cars from the road. LEDs have significantly dropped in price over the last few years, and HC3 provides free LED bulbs for residents who enroll in our Energy Smart

Colorado program.

INSULATE AND SEAL AIR LEAKS

Do you have holes in your house? Even if you don't realize it, you probably do. All the tiny gaps and cracks in a home allow air to escape, meaning that you're using more energy than you need to in order to keep your house warm. In fact, air leaks can be responsible for up to 40 percent of your heating costs. And if your home isn't properly insulated, you're losing more heat.

Find out how your home performs by getting a [home energy assessment](#), and then make the improvements suggested in the report. HC3 has rebates to help offset the cost of the assessment and improvements. Join the over 250 Summit locals who have reduced their emissions by over 2 tons per household each year.

BUY RENEWABLE POWER

In 2015, 29 percent of the U.S.' carbon emissions came from electricity production. This should be no surprise because most of our electricity is still generated by burning fossil fuels. If your electricity provider is Xcel Energy, about 36 percent of the electricity that is delivered to your home is already renewable. Take that up a notch by signing up for one of [Xcel's renewable energy programs](#). For minimal extra cost, you can subscribe to wind or solar power and offset all your home's electricity use. Participating in renewable energy programs is a great way to demonstrate to utility companies that consumers want clean energy!



WASH YOUR CLOTHES IN COLD WATER

Almost 90 percent of the energy consumed by your washing machine is used to heat water. If your clothes are just lightly soiled, there's no reason to use hot water for washing. Switching the water temperature to the warm setting will cut your washer's energy use by half and using cold water will reduce energy use even more.

ENERGY & TRANSPORTATION



UNPLUG THE VAMPIRES

On average, Americans have about 65 devices plugged into home outlets, and many of our electronics consume electricity 24/7 – even when we’re not using them, or we think they’re turned off. This energy drain costs us about \$165 a year on average and is equal to the electricity produced by 50 medium sized power plants! Cut the flow to these energy-suckers by unplugging electronics in rarely used rooms (like a TV in a guest room) and plug other devices into power strips with switches. Turn off the power strip when you’re done using all your devices, and they’ll truly be turned off.

TRANSPORTATION

DRIVE LESS

Transportation is a huge source of greenhouse gas emissions. The typical passenger vehicle emits about 4.7 metric tons of carbon dioxide each year – that’s like releasing five elephants from your exhaust pipe. In the U.S., we equate cars with independence and freedom, and it can be hard to give up these values. But for every mile we don’t drive, we can save about a pound of carbon emissions.



In Summit County, we have great options for **free public transportation**.

If you live near a bus stop, try to arrange your schedule so you can take the bus to work. Or find a co-worker to carpool with. When running errands, plan to go a number of places at once to eliminate the need for multiple trips.

SWITCH TO AN ELECTRIC CAR OR GO CAR FREE

After electricity, transportation is the largest source of greenhouse gas emissions in the U.S. The biggest contributors to transportation-based emissions are passenger vehicles and light-duty trucks. Yet electric vehicles (EVs) are on the rise, with several car manufacturers ceasing production on gasoline models in the coming years. Some analysts predict that EVs will make up over half of all new car sales in the U.S. by 2040.

EVs aren’t completely emissions free. But even when considering the life-cycle emissions associated with manufacturing, driving, and disposal (or recycling), EVs still generate 50 percent fewer emissions than a comparable gasoline-powered car. And the emissions from manufacturing

TRANSPORTATION



an EV are offset after 6 – 16 months of driving. Although not all EVs are charged using 100 percent renewable power, most Americans live in regions where there is already renewable energy on the grid. Remember that 36 percent of the electricity on Summit County’s grid is currently renewable, and that number will increase to 55 percent by 2026. As our grid energy becomes cleaner, the benefits of driving electric only increase.

Electric cars are expensive, but prices should continue to drop as battery technology improves. State and federal **tax credits** are available for EVs, too. Many experts predict that electric cars will be competitively priced with gasoline vehicles by 2025. And while battery components and recycling remain a concern, there are several firms working to improve battery recycling, devising ways to reuse car batteries, and even designing batteries made of different materials altogether.

OFFSET YOUR AIR TRAVEL

It’s hard to say no to adventures to far-flung places or even a simple trip home to visit family. But air travel is a major contributor to greenhouse gas emissions. Just one roundtrip flight between Denver and New York produces 13 percent of the emissions that your car generates in a year. If you take multiple trips per year, aviation becomes a very large component of your carbon footprint.

One way to cut back on these emissions is to fly less. And when you do fly, try to fly direct; take-off and landing can account for up to 25 percent of a flight’s emissions. You can also offset your emissions. When you buy offsets, you’re investing in projects designed to reduce emissions, like renewable energy or carbon sequestration. There are a few factors to keep in mind as you search for an offset seller, like whether or not the project is permanent, but there are **good resources** and **standards bodies** for helping to select quality offsets.



If you’d like to offset your vehicle emissions, too, the **Colorado Carbon Fund** has Colorado-based projects that you can donate to. When you do, you’ll get a special license plate to show-off your environmental dedication.

CONSUMPTION & WASTE

CONSUMPTION & WASTE



REDUCE YOUR MEAT CONSUMPTION

Agriculture accounts for 11 percent of global emissions. Raising livestock is a resource-intensive process, and lamb and beef are at the top of the carbon-footprint-of-meat list. The production of these meats emits 3 – 4 times as many greenhouse gases as the next highest on the list – pork. But there’s good news! Between 2005 and 2014, the carbon footprint of the average American diet shrunk by nearly 10 percent due to changes in food choices, especially decreased consumption of beef.

If each of us cut our beef consumption by just a quarter pound a week, the emissions reductions could be equal to taking 10 million cars off the road. This is a big impact, and it doesn’t have to be a burden. Adopt **Meatless Mondays** in your household or become a **Reducetarian** – however you label yourself, find ways to make eating less meat a culinary adventure by trying new foods and recipes.

COMPOST

What happens when food ends up in landfills? It rots and produces methane, a greenhouse gas more powerful than carbon dioxide. In fact, landfills in the U.S. are the third largest source of methane emissions in the country. While Summit’s dry climate minimizes methane production in our local landfill, composting has other benefits that help climate change. Applied to agricultural fields, compost provides nutrients and can be used in place of chemical fertilizers, which are often made with fossil fuels. Compost can also improve the ability of soil to sequester carbon.



If you don’t have the space or desire to maintain a backyard compost pile, HC3’s **Food Scrap Recycling** program provides an easy and convenient way to dispose of your food waste. All you need to get started is a container to collect your scraps in – you can use whatever you like, but we recommend a 5-gallon bucket with a screw-top lid.

CONSUMPTION & WASTE



RECYCLE

Recycling helps reduce greenhouse gas emissions by skipping several steps in the production process. Just think: When you recycle, new materials don't need to be extracted and transported, saving a lot of energy. For example, recycling aluminum reduces the energy needed to manufacture aluminum from raw material by 95 percent. If the U.S. could get its recycling rate up to 75 percent, the emissions reductions would be equal to taking 50 million cars off the road.

Fortunately, there are a few ways to recycle in Summit County. Visit one of the **free drop-centers** or sign up for **curbside pick-up** at home. If you live in a complex where waste services are provided by an HOA or property manager, advocate that recycling options are provided on site.

And don't forget the other two Rs. By reducing what you purchase in the first place and reusing items as much as possible, you also cut down on your overall emissions.

EAT LOCALLY

Where does the food you buy come from? In most cases, the answer isn't close by. The average meal in the U.S. travels 1,500 miles from farm to plate. Long-distance shipping of agricultural products is the norm these days, and all that transportation is fossil-fuel intensive. Reduce the number of miles your food travels by purchasing locally grown products as much as possible. Shop at **farmers' markets** during the summer, **grow your own food**, or participate in a **community supported agriculture program**. When you visit the grocery store, look for the "**Colorado Proud**" logo. And start paying attention to the stickers on your produce. Do you really need to buy apples from Chile?



BE A CONSCIOUS CONSUMER

At first glance, becoming a more conscious consumer might seem pretty easy, but it requires a lot of homework. Making purchasing decisions on auto-pilot is a lot easier than examining the impact

BECOME AN ADVOCATE

of every single product. For the truly committed, spend time researching the brands you buy, their sustainability practices, and the environmental impacts of their business. What does the company do to minimize their impact? Does the company contribute to any practices that contribute to climate change, such as deforestation?

When purchasing new appliances or water fixtures, look for labels like **EnergyStar** and **WaterSense**. These products are designed to be more energy and water efficient. Finally, don't forget to ask yourself if you really need something before you buy it. As Will Rogers said, "Too many people spend money they haven't earned, to buy things they don't want, to impress people they don't like."

BECOME AN ADVOCATE

Once you start tackling the suggestions on this list, talk to your family and friends about what you're doing and why. Your efforts might inspire them to start adopting new behaviors, too! This ripple effect is how we create new social norms, but you have to share your efforts so that people actually know what's going on!

Take part in local, state, and federal discussions about climate change, energy, and conservation policies. Show up at council meetings, and call your representatives, both state and federal. And examine the environmental platforms of candidates running for office. Push candidates you're interested in to address the issues you care about. Your voice matters, but no one knows what you think until you open your mouth.



THINK GLOBAL



HIGH COUNTRY
CONSERVATION CENTER

#BELOCAL

HIGHCOUNTRYCONSERVATION.ORG
(970) 668-5703



To: Mayor Michel and Town Council
From: Michael Yerman, Community Development Director
Subject: **Slate River Annexation Public Hearing Continued from April 15, 2019**
Date: September 3, 2019

Background:

The Slate River Major Development application started with an annexation petition request to the Town in the fall of 2014 by Cypress Equities (Developer). After a year of negotiations, the proponents withdrew their application for annexation with the Town. At this time, the County was approached by the developer about the possibility of a major subdivision in the County.

In 2016, negotiations with the Town about extending sewer service to the development resulted in the Town and the developer executing the first of three agreements: a pre-annexation agreement, an amended pre-annexation agreement and a second amendment to the pre-annexation agreement. The Pre-Annexation Agreement, Reception #638399, created a hybrid development project in which a portion of the development would occur in the unincorporated area of the County, followed by the annexation of the remaining property into the Town. The Slate River would serve as the dividing line between the Town and unincorporated development. In exchange for sewer service, the developer dedicated six parcels to the Town on the western portion of the development to serve as public uses, affordable housing, passive park space, and open space. These parcels will be platted and annexed under the Town's Municipal Code regulations.

An amendment to the Pre-Annexation Agreement was negotiated after the developer went before the County Planning Commission and Board of County Commissioners (BOCC). Concerns about the developer's plans for water supply resulted in an additional request for Town water. At this time, the Amendment to the Pre-Annexation Agreement, Reception #643828, was agreed upon to extend water service to the development in the County in exchange for senior water rights in the McCormick Ditch among other conditions. These two recorded agreements will be referenced as "Pre-Annexation Agreements" for the remainder of the memo.

Both the Pre-Annexation Agreement and the Amended Pre-Annexation Agreement were bound to the County's approval of the Major Subdivision of 23 residential lots on the eastern portion of the site. The County has approved the Major Subdivision which has set in motion the need for the execution of several agreements. The approval of the County Major Subdivision also sets in motion the Town's annexation process and landfill voluntary clean up (VCUP).

After approval of the County's Major Subdivision, the Second Amendment to the Pre-Annexation Agreement, Reception #656557 was executed to clarify additional provisions that were necessary for

the VCUP, construction of landscaping and fencing on Town property, and the construction of utilities. A working draft document prepared by the Town Attorney that combines the Pre-Annexation Agreement and amendments is included in the Council packet.

Slate River Annexation Public Hearing:

The Town received an annexation petition and prepared a Sketch Plan Application for annexation. Resolution 4, Series 2019 found the annexation petition in substantial compliance and set the beginning of the annexation public hearing for April 15, 2019.

The Colorado Annexation Act requires the annexation hearing to be begun no less than 30 or more than 60 days from the Resolution of Substantial compliance. However, the subdivision and zoning of the property also need to be finalized before the Town can complete the annexation process. The Planning Commission held the first of the subdivision hearings on April 8, 2019, and approved the Sketch Plan with conditions. The planning commission also needs to approve the preliminary plan application. The staff is requesting the Council schedule a special meeting as the Planning Commission the week of October 14 or the week after. Council needs to also approve the zoning for the property.

The following is the anticipated schedule moving forward and relevant code citations:

September 3- Council Annexation hearing (continued from April 15th)

Opens Annexation hearing, takes one-hour testimony, and continues to date certain. The Council will be provided this updated schedule at that meeting.

September 16 – Preliminary plan application submitted

Staff submits Preliminary Plan Application and sends to referral agencies

[Sec. 17-5-40(c)]

Week of October 14th (45 days after application) **Planning Commission subdivision preliminary plan hearing**

Public hearing and action on Preliminary Plan

[Sec. 17-5-40(i), see Sec. 17-5-40(j)(1) and 17-5-40(j)(3)(a) for standards]

November - Staff initiates Zoning Amendment ordinance for new zoning district and prepares ordinance to rezone annexed property. *[Sec. 16-23-30]*

November 19th- BOZAR Recommendation on Proposed Zoning

NOTE: Schedule for zoning reflects Staff recommendation characterizing BOZAR review of sketch plan/ proposed zoning as the referral to BOZAR of the zoning application required by 16-23-40.

December 2 - Council Meeting

First Reading, Ordinance Amending Zoning Code to create new zone district

First Reading, Subdivision Improvements Agreement

First Reading, Annexation Agreement (restated Pre-Annexation Agreements as amended limited to terms that survive annexation of property.)

First Reading, Annexation Ordinance
First Reading, Ordinance Zoning Property

December 16 - Council combined hearing/continuation of Annexation Hearing.

Council opens the combined public hearing and takes testimony on:

- a. Proposed annexation;
- b. Proposed zoning; and
- c. Proposed subdivision final plan in its capacity as Planning Commission.

Council adopts a resolution pursuant to Sec. 31-12-110 of the Annexation Act making findings of fact.

Council adopts by ordinance final annexation agreement.

(Note: Annexation Agreement must be adopted as an Ordinance because it alters code requirements.)

Council adopts ordinance annexing the property.

Council adopts ordinance creating new zoning district.

Council adopts ordinance zoning the property.

Council approves by ordinance the subdivision improvements agreement.

Convening as the Planning Commission, the Town Council approves the final subdivision plan.

Recommendation:

Following public testimony, a Council member make a motion followed by a second to continue the Slate River Annexation public hearing until December 16, 2019.



Staff Report

September 3, 2019

To: Mayor and Town Council
From: Dara MacDonald, Town Manager
Subject: Ongoing Discussion regarding The Corner at Brush Creek

Summary: Coming out of the joint work session with the Town of Mt. Crested Butte Council on August 27th, the Council should discuss how they would like to proceed with making a decision about prior to the October 31st deadline set by the Board of County Commissioners.

Background/Discussion: There are several paths forward at this point that the Council may want to consider:

- 1) A follow-up joint meeting with Mt. Crested Butte to see if there is alignment on any alteration to the previously agreed upon conditions.
- 2) The Council spending time independent of Mt. Crested Butte to see if you can first gain consensus internally prior to further discussions with Mt. Crested Butte.
- 3) The Council may want to hear further from the applicant or the public as part of additional discussions.
- 4) Others?

Recommendation: The Council should discuss their takeaways from the joint work session held on the 27th and discuss how best to proceed.



TOWN COUNCIL

Demolition, Relocation and Replacement Housing

September 3, 2019

To: Mayor Schmidt and Town Council

Thru: Dara MacDonald, Town Manager

From: Bob Nevins, Town Planner

Subject: Demolition and Relocation of Structures and Replacement Housing Regulations
Proposed Code Amendments to Chapter 16-Zoning

Date: September 3, 2019

PURPOSE. To review the proposed regulations concerning: a) Demolition or Relocation of Historic and Non-Historic Residential Buildings or Structures, and b) Replacement Housing Due To Demolition; and to consider setting a public hearing date in accordance with Sec. 16-23-60 Public hearing.

BACKGROUND. In 2018, BOZAR reviewed and voted to deny a demolition application for a single-family residence located at 20 Third Street. The owner/applicant appealed BOZAR's decision to Town Council. At the appeal hearing Council took public testimony, considered the application and adopted a motion that overruled the Board. Following the appeal, Town Council passed Ordinance No. 1, Series 2019 that imposed a 9-month temporary moratorium on the processing and approval of applications for demolition and partial demolition of permanent structures within the Town. The reasons for enacting the moratorium were to initiate the process of examining appropriate regulatory tools and municipal code amendments to regulate *inter alia* historic structures, structures outside the Period of Significance (POS) and the demolition and partial demolition of such structures; and to ensure appropriate criteria and standards are enacted to preserve the Town's historic, unique character and that protect the public health, welfare and the environment.

An exception to the temporary moratorium was added in July 2019 and approved by Town Council as Ordinance No. 31, Series 2019. The ordinance amended the temporary moratorium so that it did not apply to the demolition of non-historic multi-family buildings with three (3) or more units, all non-historic commercial structures and the partial demolition of less than twenty-five percent (25%) of any non-historic structure, or any structure for which a BOZAR application was deemed complete as of January 7, 2019.

During the moratorium period, there have been three (3) publicly noticed work sessions. Two (2) Town Council special meetings were held on June 3 and August 20, 2019; and there was a special joint-meeting with Town Council and BOZAR on July 9, 2019.

The temporary moratorium on demolition that was approved as Ordinance No. 1, Series 2019 is set to expire on October 8, 2019.

PROPOSED AMENDMENTS. The proposed Code Amendments are:

- Sec. 16-14-190 Demolition or Relocation of Historic and Non-Historic Buildings or Structures;
- Sec. 16-14-200 Replacement Housing Due to Demolition; and
- Sec. 16-1-20 Definitions.

KEY POINTS.

Current Zoning Chapter Regulations: Demolition regulations are currently contained in two (2) sections of Chapter 16-Zoning: Sec. 16-2-60 Demolition of historic structures and Sec. 16-14-190 Demolition requirements; while relocation of structures is not specifically addressed within the current Code. For purposes of demolition, buildings or structures fifty (50) years of age or older are presently considered “historic” and this creates uncertainty for property owners that sometimes results in demolition to avoid the historic designation and more limited development options. As written, the Code establishes demolition submittal requirements, but does not provide specific review standards by which to evaluate applications for demolition. Current regulations also require the submittal of a site redevelopment plan that needs to include a full set of architectural plans, landscaping, weed mitigation and an on-going maintenance plan. Replacement housing requirements due to demolition or relocation are not addressed in the current Code.

As home prices continue to escalate and vacant lots in town become scarcer, the purchase and demolition of older non-historic buildings or structures is becoming a more common and viable option for the construction of new, larger, more expensive residential properties. To address these changing circumstances, more comprehensive regulations concerning demolition, relocation and replacement housing need to be formulated and adopted that support our community values of maintaining our historic character and scale; encouraging restoration and renovation; preserving building resources and minimizing demolition debris; and maintaining a supply of long-term housing options for working residents.

Sec. 16-14-190 Demolition or relocation proposal summary:

- Consolidates all of the demolition regulations into Sec. 16-14-190 Demolition and relocation; and provides standards for relocation.
- Classifies only those buildings or structures that were constructed during the Period of Significance (POS), 1880-1952, as “historic.” Buildings or structures fifty (50) years or older will no longer be considered “historic” and they may be eligible for demolition and reconstruction when certain standards are met.
- Protects historic buildings or structures by prohibiting demolition or relocation off-site unless the Building Inspector determines they are unsafe, dangerous and/or create a substantial risk of personal injury or damage to property.
- Prohibits all buildings or structures from being demolished or relocated for the purpose of selling or conveying vacant land for future development.
- Exempts mobile homes and mobile home accessory buildings in the M-Mobile Home district from the requirements of this Section.
- No longer requires demolition permit applications to include a redevelopment plan with architectural drawings, landscape plan, weed mitigation and ongoing maintenance plan; instead it requires a written narrative and property condition assessment report prepared by a qualified building professional.

- Allows BOZAR to approve the demolition or relocation of buildings or structures when an applicant provides the necessary information and meets established review standards.
- Allows buildings and structures to be relocated to a “receiving site” in conformance with the zoning standards, easements and covenants or neighborhood context while recognizing that such buildings or structures may or may not be in conformance with the Town’s Design Guidelines.
- Enables buildings or structures to be relocated, at the owner/applicant’s cost, onto an available in-town “receiving site” prior to approval of a redevelopment plan and issuance of a building permit when the relocated building or structure is deed-restricted as long-term rental or resident-occupied affordable housing.

Sec. 16-14-200 Replacement housing proposal summary:

- Establishes a new policy that requires a certain amount of deed-restricted long-term rental or resident-occupied affordable housing be provided or full ROAH fees be paid whenever any residential building or structure is demolished or relocated.
- Requires replacement housing to be constructed on-site or relocated in town; and prohibits purchasing and deed-restricting existing units as a means of meeting the replacement housing requirements.
- Provides a range of redevelopment and relocation options:
 - a) Minimum FAR option with similar mass/scale option requires payment of the full ROAH fee, but does not require on-site replacement housing.
 - b) Maximum FAR option with greater mass/scale option requires on-site replacement housing.
- Preserves neighborhood character and creativity by encouraging certain unique or identifiable architectural styles/features/elements/materials from the existing buildings or structures to be integrated into the designs of the new buildings or structures with the understanding they may or may not conform to the Town’s Design Guidelines.
- Provides an incentive for the relocation of existing buildings or structures in-town as deed-restricted housing instead of being demolished.
- Eliminates the “credit” for existing floor area and requires payment of the full ROAH fees for the demolition and construction of new residential buildings or structures.

Sec. 16-1-20 Definitions:

- Provides definitions for the following terms and phrases: 1) Demolition; 2) Demolition by neglect; 3) Historic building; 4) Redevelopment plan; 5) Relocation; and 6) Replacement housing.

BOZAR Recommendation. BOZAR reviewed the proposed Code Amendments with Town staff and four (4) members of the public present at a regular public meeting on August 27, 2019. Pursuant to Sec. 16-23-40 Review, the Board voted 6-0 in recommending that Town Council approve the proposed demolition, relocation and replacement housing regulations with the following considerations:

- Sec. 16-1-20 Definitions: More clearly define “demolition” in terms of floor area; and that “replacement housing” applies to the new residential redevelopment.
- Sec. 16-14-190 Demolition or relocation: (5) Eliminate reference to front facades of historic buildings; (6)d. Include the purpose of the property condition assessment, preparer

qualifications and report evaluation standards; and (7)b. Eliminate the term “economically viable.”

- Sec.16-14-200 Replacement housing: (3) Provide better clarification as to how the replacement housing standards apply to new residential redevelopment; (3)b.1. and (3)b.2. Identify these standards as redevelopment options; and (3)c. Add clarity to multi-family replacement housing standards.

The proposed Code Amendments for Sec. 16-1-20 Definitions; Sec. 16-14-190 Demolition and relocation; and Sec. 16-14-200 Replacement housing have been revised to incorporate the Board’s recommendations and they are contained within Ordinance No. 34, Series 2019.

RECOMMENDED ACTION.

A Council member make a motion to approve first reading and to set the public hearing date for September 16, 2019 to consider second reading of Ordinance No. 34, Series 2019, followed by a second.

ATTACHMENT:

Ordinance No. 34, Series of 2019 Demolition, relocation and replacement housing

ORDINANCE NO. 34

SERIES 2019

**AN ORDINANCE OF THE CRESTED BUTTE TOWN COUNCIL
PROVIDING REQUIREMENTS FOR DEMOLITION, RELOCATION AND REPLACEMENT
OF BUILDINGS OR STRUCTURES AMENDING ARTICLES 1, 2 AND 14 OF
CHAPTER 16 OF THE TOWN CODE**

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

WHEREAS, the Town believes that changes to regulations for demolition, relocation and replacement of structures and buildings in the Town furthers the Town's historic preservation efforts, protect the integrity and character of the community, and minimize the loss of housing; and

WHEREAS, the Town's Board of Zoning and Architectural Review considered the proposed amendments to the Town Code on August 27, 2019, and moved to recommend the amendments to the Town Council; and

WHEREAS, the Town Council has determined that the below amendments to the Town Code sections regarding will protect the public health, safety, and welfare and further efforts to preserve the character of the community.

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

Section 1. **Sec. 16-1-20 of Chapter 16** of the Town Code is amended to add the following Definitions:

Demolition means the dismantling, tearing down or destruction of twenty-five percent (25%) or more of the floor area of any building or structure.

Demolition by neglect means the destruction of a building or structure through abandonment or lack of maintenance, or the gradual deterioration of a building or structure when routine or major maintenance is not performed.

Historic building means any building or structure that was constructed during the Town's Period of Significance (POS), 1880-1952.

Redevelopment plan means a set of drawings, plans and specifications for the construction of a building or structure on the same lot or parcel following demolition or relocation;
a redevelopment plan shall meet all of the zoning requirements, design standards, recorded easements and covenants for the property upon which the development is to be situated.

Relocation means the removal of a building or structure from its foundation or current location and then moving or transporting it to another placement on the property or to another off-site lot or parcel; the relocated building or structure shall meet all of the zoning requirements,

design standards, recorded easements and/or covenants of the property upon which it is to be situated.

Replacement housing means deed-restricted long-term rental or resident-occupied affordable housing that is required due to demolition or relocation of existing residential buildings or structures and the development of a new residential building or structure.

Section 2. **Article 2 of Chapter 16** of the Town Code is amended by repealing the following sections in their entirety:

Sec. 16-2-40 Ordinary maintenance and repair.

Sec. 16-2-50 Dangerous conditions.

Sec. 16-2-60 Demolition of historic structures.

Section 3. **Article 14 of Chapter 16** of the Town Code is amended by repealing Sec. 16-14-190 Demolition requirements in its entirety and replacing it with the following:

Chapter 16, Sec. 16-14-190 Demolition or relocation of historic and non-historic buildings or structures.

(1) **Applicability.**

a. No person shall demolish or relocate any building and structure built within the Period of Significance (POS), 1880-1952, unless the Town deems it unsafe and/or dangerous in accordance with Subsection (3), Dangerous conditions.

b. No person shall demolish or relocate any building or structure built outside the POS unless the Board has approved such demolition or relocation following proper notice and public hearing in accordance with this Section; the Board has approved a redevelopment plan as defined in Sec. 16-1-20; and the Building Inspector has issued building permits pursuant to Sec. 18-13-40 for such demolition or relocation and construction of the replacement building or structure.

c. No person shall demolish or relocate any building or structure for the purpose of selling or conveying vacant lots for future development.

(2) **Ordinary maintenance and repair.** Nothing in this Section shall be construed to prevent ordinary maintenance or repair of any historic building or structure. The Building Official may order any person in charge of or having control of the historic building or structure to perform maintenance when the Building Official in their reasonable judgment deems that such maintenance is necessary to prevent significant deterioration of the building or structure.

(3) **Dangerous conditions.** A building or structure that is deemed by the Building Official to be unsafe or dangerous creating a substantial risk of injury or damage to property is a public nuisance and is subject to Chapter 7, Article 1 Administration and Abatement of Nuisances. Approval by the Board prior to compliance with an order issued by the Building Official to abate any nuisance is not required. As soon as practicable, the

officer shall notify the Board of the proposed or actual issuance of any order.

(4) **Demolition by neglect.** The Building Official may, at any time, order any person in charge of or having control and supervision of the property where a historic building or structure is located, to maintain and keep up a historic building or structure where it appears in the Building Official's reasonable judgement that without maintenance the building or structure will deteriorate to the point where demolition becomes the only option.

(5) **Exemptions.** The following activities are exempt from the requirements of this Section, except that a building permit issued pursuant to Sec. 18-13-40 is required prior to commencing any of these activities:

- a. Demolition of less than twenty-five percent (25%) of the floor area of a building or structure.
- b. Minor demolition and/or relocation activities that include but not limited to chimneys, decks, porches, steps, small accessory buildings or other similar design features.
- c. Removal of partial roof components for vertical expansion such as dormers or skylights on structures.
- d. Demolition or relocation of mobile homes and mobile home accessory buildings in the M-Mobile Home district.

(6) **Application requirements.** An applicant seeking approval to demolish or relocate a non-historic building or structure must submit a complete demolition or relocation permit application to the Community Development Department that includes the following contents:

- a. The minimum requirements for a demolition or relocation permit application includes the payment of applicable fees and the following information: 1) a legal description of the property involved; 2) proof of ownership or a deed for the property establishing title; 3) signature of the owner of the property or some other authorized person with the written legal authority of the owner to make such application; and 4) a plot plan of the lot or parcel, drawn preferably at a one-eighth inch to one-foot scale, showing the dimensions of the lot or parcel and the size and location of the existing buildings or structures and other site improvements.
- b. A written narrative that describes: 1) the reason(s) for requesting demolition or relocation of the existing building or structure; 2) the architectural style/era and any distinguishing characteristics or features of the existing building or structure; and 3) whether there is an existing deed-restricted housing unit contained on the property.
- c. Existing floor plans, elevations, photographs and/or other materials that enable a thorough understanding of the existing building or structure and the character of the neighborhood context.

d. A property condition assessment (PCA) report prepared by a licensed architect, building systems engineer, building inspector or other qualified person or firm in general accordance with the American Society for Testing and Materials (ASTM) Standard Guide for Property Condition Assessments and generally accepted industry standards. The purpose of the report is to provide an objective, independent, professional opinion of the current conditions and potential repairs associated with the subject building or structure by conducting a walk-through survey and addressing the following issues:

1. Site and grounds: the condition of the site and grounds including site drainage, pavement, walkways, patios, decks, walls, fencing/railings, landscaping and exterior amenities.
2. Structural systems: the type and condition of the foundations and structural framing of walls, columns, intermediate floors and roofs and a summary of any cracks in the foundation and/or walls, and evidence of leakage or water damage. If relocation is proposed, a determination should be made as to whether the building or structure can withstand the physical impacts of being removed from its current location, transported and relocated upon a new foundation at a receiving site.
3. Building envelope: the type and condition of roofing systems, exterior finishes, insulation, stairs and steps, exterior doors and windows; and whether they need to be replaced.
4. Mechanical systems: type of electrical, heating ventilation, plumbing and conveyance systems including the condition of each system, whether it is efficient, and estimated remaining lifespan.
5. Interior building components: type of interior finishes, fireplaces/heating stoves, appliances and fixtures and whether these components have been updated or in need of repair or replacement.
6. Environmental issues: any evidence of disease-causing organisms, mold, lead, asbestos, chemicals, biological substances and/or radioactive material. Existence of any hazardous or dangerous conditions or materials.
7. Regulatory compliance: any issues or concerns regarding zoning (setbacks, height, floor area, parking, etc.), life safety, fire or other building code matters.
8. Final summary: a summarization that identifies whether the structure should be demolished, relocated or whether the estimated lifespan of the building's systems and elements can be reasonably upgraded, remodeled, renovated and/or expanded to be more functional, energy-efficient, livable and code compliant.

e. If demolition is proposed, a written response that details how the applicant intends to comply with the requirements of Chapter 18, Article 15 Deconstruction and recycle plan, and an estimation in terms of cubic yards of demolition material

that will be permanently disposed.

f. If relocation is proposed, a relocation plan that describes and/or shows the transport route, identifies any structural and/or physical constraints and methods of resolving those issues, and a proposed site plan with the subject building or structure located on the receiving site in conformance with the specific zoning requirements, easements and covenants or neighborhood context.

g. A written response that describes how the applicant intends to satisfy the Replacement Housing requirements in Sec. 16-14-200.

(7) **Review standards for demolition of non-historic buildings or structures.** The Board may approve an application for demolition of any non-historic building or structure if the Board determines that all of the following standards have been met:

a. The existing buildings or structures are not compatible with the POS; do not conform to the Town's Design Guidelines; and the massing, scale, forma and materials do not contribute the character and quality of the neighborhood context.

b. The existing buildings or structures cannot practicably meet current zoning, building and energy code requirements, and/or health and safety standards by utilizing reasonable construction means and methods in order to achieve a beneficial use of the property.

c. If demolition is proposed, the deconstruction and recycle plan meets the requirements of Chapter 18, Article 15 of this Code and the amount of demolition material is estimated in cubic yards.

d. If relocation is proposed, the relocation plan meets the requirements set forth in Subsection 16-14-190(6)f.

e. Any redevelopment that includes housing satisfies the Replacement Housing requirements in Sec. 16-14-200.

(8) **Review standards for relocation of non-historic buildings or structures.** The Board may approve an application for relocation of any non-historic building or structure if the Board determines that all of the following standards have been met:

a. The buildings or structures can withstand the physical impacts of being removed from the current location, transported and relocated upon a new foundation at a receiving site.

b. The buildings or structures can be located on a receiving site in conformance with the zone district standards, easements and covenants or neighborhood context.

c. The relocated building or structure may or may not be in compliance with the Town Design Guidelines.

(9) **Staff review and report.** Prior to the Board public hearing, staff shall review the

application and prepare a report summarizing the application, identifying whether the application appears to satisfy the standards in Sec. 16-14-190(5) and recommending conditions of approval that may be required to satisfy the standards.

(10) **Board review and decision.** The Board shall review the demolition or relocation application at the duly noticed public hearing pursuant to Sec. 16-22-110.

a. The Board may approve the demolition or relocation application if the Board determines that the application satisfies all of the applicable review standards in this section. If the Board approves the demolition or relocation application, the applicant shall, within two (2) years of date of approval, prepare and submit a Redevelopment Plan as defined in Sec. 16-1-20, otherwise the approval will expire.

b. For relocation within the Town, if the Board finds that the existing building or structure conforms to the zone district standards, covenants, and site conditions of the receiving site and the receiving site is currently available for development, the existing building or structure may be relocated to that lot or parcel prior to submittal and approval of the Redevelopment Plan.

c. The Board may deny the demolition or relocation application if the application fails to satisfy one or more of the applicable review standards in this section. If the Board denies the demolition or relocation application, the applicant may prepare plans for the maintenance, renovation, modification or expansion of the existing building or structure in accordance with the zone district standards and Town Design Guidelines; or

d. If the Board denies the demolition or relocation application, the applicant may appeal the decision to Town Council pursuant to Sec. 16-22-150 Appeal.

e. Approval of the demolition or relocation application does not constitute a site specific development plan under Chapter 16, Article 20.

(11) **Expiration of approval.** The Board's approval of the demolition or relocation shall expire within two years of the Board's decision if a building permit has not been issued for such demolition or relocation.

(12) **Compliance or general penalty for violation.** Any person in violation of this Section shall be subject to the provisions of Chapter 1, Article 4 and the following provisions:

a. Where a violation of this Section has occurred, the Building Official shall be authorized to impose up to a ten (10) year moratorium on the issuance of any permit and/or certificate of occupancy in connection with the subject property, except as otherwise described in Subsection b. below. The Building Official shall consider the following factors in deciding whether to impose such a moratorium:

1. The impact of the demolition or relocation of the building or structure upon the historical integrity and architectural character of the Town;
2. The factual circumstances concerning the cause of the demolition or

relocation of the building or structure, as may be identified after reasonable investigation by the Building Official; and

3. Whether the demolition or relocation of the building or structure may have been approved by the Board had an application for the same been submitted.

b. During the pendency of prosecution described in Subsection a. above, the Building Official may impose a temporary moratorium on the issuance of any permit and/or certificate of occupancy in connection with the subject property. In electing to impose such a temporary moratorium, the Building Official shall consider the same factors as described in the Subsection above. Such temporary moratorium shall remain in effect for the duration of the prosecution and any appeal therefrom.

c. Notice of the imposition and duration of any moratorium imposed pursuant to this Section shall be recorded in the official real property records of the office of the County Clerk and Recorder.

d. A moratorium on the property under this Section does not prevent the Building Official from issuing a building permit for rehabilitation or repair of any building or structure on the property that is the subject of the moratorium or any improvement, bracing or other construction activity intended to protect, keep up, save and/or maintain any such building or structure on the subject property.

Section 4. **Article 14 of Chapter 16** of the Town Code is amended by recodifying Sec. 16-14-200 Bathing facilities as Sec. 16-14-210 Bathing facilities, and amending Sec. 16-14-200 to read as follows:

Sec. 16-14-200. Replacement housing due to demolition.

(1) **Applicability.** These replacement housing standards, in addition to Sec. 16-14-190, shall apply to the demolition or relocation of existing single-family, duplex, tri-plex and multi-family residential buildings and the proposed redevelopment of those particular lots or properties.

(2) **Submittal requirements.** A replacement housing application shall be submitted with the proposed redevelopment plan and include the following information:

a. A brief narrative that describes the existing conditions; the proposed redevelopment plan; and details how the replacement housing standards are being met. If there is an existing deed-restricted unit, include a copy of the recorded deed-restriction.

b. Existing and proposed: site plans, building floor plans, floor area (FAR) calculations, exterior building elevations and unit summary that includes the unit

square footages, number of bedrooms and bathrooms and on-site parking spaces.

(3) **Replacement housing standards.** The following replacement housing standards shall apply to the demolition and redevelopment of the following residential building types:

a. General standards for replacement housing that apply to the demolition and development of all residential buildings:

1. For purposes of this Section, demolition shall mean the dismantling, tearing down or destruction of twenty-five percent (25%) or more of the floor area of any residential building or structure, including demolition by neglect.

2. For properties with existing deed-restricted housing, there shall be no net loss in the number of deed-restricted units, bedrooms and amount of floor area due to demolition or relocation.

3. All replacement units included in the new residential development shall be deed-restricted as long-term rental or resident-occupied, affordable housing units. The restrictive covenant for all long-term rental or resident-occupied affordable housing units shall be recorded in the office of the Gunnison County Clerk.

4. Deed-restricted replacement housing units included as part of the new residential development shall be constructed on the same site as the demolished residential buildings or structures; or if the residential buildings or structures are relocated in town, the relocated buildings or structures shall be deed-restricted to satisfy the replacement housing requirement for the new residential development. Existing off-site residential units cannot be purchased and deed-restricted for the purpose of meeting the replacement housing requirements.

5. Deed-restricted replacement units included as part of the new residential development may be smaller than the minimum floor area requirements as set forth in Sec. 16-21-60 Standards for resident-occupied, affordable housing units.

6. Deed-restricted replacement units shall be available for occupancy at the same time as the new free-market residential units that are constructed following demolition or relocation or available.

b. Replacement housing standards that apply to the demolition and development of new single-family, duplex and tri-plex buildings:

1. Minimum floor area development option: New residential buildings or structures shall not exceed the floor area of the existing building to be demolished or the minimum floor area ratio (FAR) allowed in the zoning district, whichever is less, with the following conditions:

(a) New residential buildings or structures shall be contained within the general orientation, footprint and mass/scale of the

existing buildings or structures that are to be demolished and shall comply with the zone district standards.

(b) New residential buildings or structures may incorporate certain distinguishing architectural features, materials and/or details that were characteristic of the style/ era of the building or structure to be demolished and may result in a new building or structure which may or may not fully conform to the Town's Design Guidelines.

(c) New residential buildings shall be subject to payment of the full Resident-Occupied Affordable Housing (ROAH) fee pursuant to Sec. 16-21-50(6) with no credit given for the existing floor area (FAR) of the building or structure to be demolished.

2. Maximum floor area development option: New residential buildings or structures shall not exceed the maximum floor area allowed in the zone district with the following conditions:

(a) New residential buildings or structures may have a different orientation, footprint and mass/scale; and they shall comply with the zone district standards.

(b) New residential buildings or structures may incorporate certain distinguishing architectural features, materials and/or details that were characteristic of the style/era of the building or structure to be demolished and may result in a new building or structure which may or may not fully conform to the Town's Design Guidelines.

(c) New single-family development shall include the construction of an on-site detached, accessory dwelling unit, as defined in Sec. 16-1-20 Definitions and pursuant to Sec. 16-9-70 Recordation of discretionary approvals.

(d) New duplexes shall construct one (1) of the residential units as a replacement unit that is deed-restricted as a long-term rental or resident-occupied affordable housing unit.

(e) New tri-plexes shall construct one (1) of the residential units as a replacement unit that is deed-restricted as a long-term rental or resident-occupied affordable housing unit.

c. Replacement housing standards that apply to the demolition and development of multi-family buildings with four (4) or more residential units:

1. New multi-family buildings or structures may have generally the same or different orientation, footprint and mass/scale; and they shall comply with the zone district standards and Town Design Guidelines.

2. A minimum of fifty percent (50%) of the total number of existing

units to be demolished shall be included as part of the new development and deed-restricted as long-term rental or resident-occupied affordable housing units; when applying this standard results in a fraction of a required unit, a payment-in-lieu for only that fractional unit may be made to the Town or a full deed-restricted unit may be provided.

3. A minimum of twenty-five percent (25%) of the total number of existing bedrooms to be demolished shall be included as part of the new development and deed-restricted as long-term rental or resident-occupied affordable housing; for purposes of this section, a studio shall equate to three-quarters (3/4) of a bedroom.

d. Standards for residential buildings or structures that are relocated in town:

1. Relocated buildings or structures shall comply with the zone district standards of the “receiving site” and the relocated buildings or structures due to their architectural style and/or era of construction may or may not fully conform to the Town’s Design Guidelines.

2. Relocated buildings or structures shall contain the same number, type and size of residential units as existed on the original lot or location.

3. The owner/applicant shall be responsible for all relocation costs including the new foundation at the receiving site if the building is to be deed-restricted as long-term rental or resident-occupied affordable housing.

(a) If there is a recorded restrictive covenant for the relocated building or structure, no other replacement housing and/or ROAH fee shall be required for the new buildings or structures to be constructed on the original lot or property. Town reserves the right to accept or refuse the relocated building or structure as deed-restricted long-term rental or resident-occupied housing.

(b) If the relocated building or structure is not deed-restricted as long-term rental or resident-occupied affordable housing or it is relocated outside of town, the applicable replacement housing requirements and/or ROAH fees shall be required for the new buildings or structures to be constructed on the original lot or property.

4. No replacement housing credits shall be given to residential buildings or structures relocated outside of Town.

Section 3. 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 4. Savings Clause. Except as amended hereby, the Crested Butte Municipal Code, as amended, shall remain valid and in full force and effect. Any provision of the Code that is in conflict with this ordinance is hereby repealed as of the effective date hereof.

INTRODUCED, READ AND SET FOR PUBLIC HEARING THIS ___ DAY OF _____, 2019.

ADOPTED BY THE TOWN COUNCIL UPON SECOND READING IN PUBLIC HEARING THIS _____ DAY OF _____, 2019.

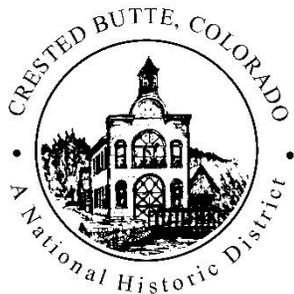
TOWN OF CRESTED BUTTE, COLORADO

By: _____
James A. Schmidt, Mayor

ATTEST:

Lynelle Stanford, Town Clerk

[SEAL]



To: Mayor Schmidt and Town Council

From: Michael Yerman, Community Development Director

Thru: Dara MacDonald, Town Manager

Subject: **Ordinance 35, Series 2019- 2017 Nation Electric Code Adoption**

Date: September 3, 2019

Background:

The Town Council has previously adopted the 2014 National Electric Code by reference. The Town is required to stay current with the State's adoption of the 2017 National Electric Code since they perform electric inspections on projects within the Town. The State has adopted the 2017 NEC and has requested the Council update our adoption of the NEC

Recommendation:

A Council member make a motion followed by a second to set Ordinance 35, Series 2019 amending the adoption of the Town's Electric Code to the 2017 National Electric Code to a public hearing on September 16, 2019.

ORDINANCE NO. 35

SERIES 2019

**AN ORDINANCE OF THE CRESTED BUTTE TOWN COUNCIL
AMENDING, CHAPTER 18, ARTICLE 5 SECTION 18-5-10
ADOPTION OF THE TOWN CODE RELATED TO THE
ADOPTION BY REFERENCE OF THE 2017 NATIONAL
ELECTRIC CODE**

WHEREAS, the Town of Crested Butte, Colorado (the “Town”) is a home rule municipality duly 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, the Town has previously adopted by reference the 2014 National Electric Code; and

WHEREAS, the State of Colorado performs electrical inspections for the Town and pursuant to Title 31, Article 16, Part 2 C.R.S the Town is required to adopt the 2017 National Electric Code (“NEC”) to stay current with the State’s codes; and

WHEREAS, the Town Council has determined that the adoption of the NEC is important to achieving standardized, safe construction, in furtherance of the goal of protecting public health, safety, welfare of the public and the environment.

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

Section 1. Amending Chapter 18 Article 5- Electric Code

Sec. 18-5-10. Adoption shall be amended to read as follows:

Pursuant to Title 31, Article 16, Part 2, C.R.S., there is adopted as the electrical code for the Town, by reference thereto, the *National Electrical Code*, 2017 edition, including Appendices C and E, published by National Fire Protection Association, One Batterymarch Park, Quincy, Massachusetts 02169-7471 ("NEC"), regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of mechanical systems as herein provided; providing for the issuance of permits and the collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms

of said code on file in the office of the Town are hereby referred to, adopted and made a part of, as if fully set out herein.

Section 2. Savings Clause. Except as amended hereby, the Crested Butte Municipal Code, as amended, shall remain valid and in full force and effect. Any provision of any ordinance previously adopted by the Town which is in conflict with this ordinance is hereby repealed as the effective date hereof.

INTRODUCED, READ AND SET FOR PUBLIC HEARING THIS _____ DAY OF _____,
2019

ADOPTED BY THE TOWN COUNCIL UPON SECOND READING AND PUBLIC HEARING THIS ____ DAY OF _____, 2019

TOWN OF CRESTED BUTTE

By: _____

James A. Schmidt, Town Mayor

ATTEST:

BY: _____

Lynelle Stanford, Town Clerk



Staff Report

September 3, 2019

To: Mayor and Town Council
Thru: Dara MacDonald, Town Manager
From: Shea D Earley, Director of Public Works
Subject: Verizon Wireless Tower

Summary: Representative from Verizon meet with staff on August 19th to explore the possibility of installing the cellular tower at the Public Works Yard. Verizon would require, roughly, a 200 square foot area to install the tower and associated infrastructure. The Tower would also require the installation of an electrical service and fiber optic line.

Background: Verizon is exploring this location following concerns raised by the community about the possible installation of a cell tower on the elementary school roof at the Crested Butte Community School. The School District previously entered into a contract with Verizon to allow the installation of towers at their property in Gunnison and Crested Butte. The Town offered that as an alternative Verizon could explore Town-owned locations including Avalanche Park and the public works facility. In addition, GCEA offered their substation as a possibility. After initial review, Verizon has narrowed in on the public works yard as an alternative location to the elementary school roof.

Discussion: After discussing the installation requirements and walking the site, three locations were identified as potential sites for the tower (see Exhibit A).

- Site #1 – The existing location of the internet/radio tower, which is behind the public works building (2B)
 - Verizon would replace the existing tower with the new tower, reinstalling all hardware from the old tower to the new tower.
 - Would require earthwork and the installation of a retaining wall
 - Does not impede public works operations.
- Site #2 – Located on the north side of the Compost Building.
 - Area is currently occupied by the ever growing fleet of Search and Rescue Vehicles.
 - Minimal site work would be required.
- Site #3 – Located in one of the existing storage areas for Public Works, Parks and Recreation, and the Marshals Office.
 - Minimal site work required.
 - This site is located on a potentially future building site for Town facilities.

Site #1 is by far the best location from an operational standpoint. Because there is already an existing tower, installation of the new tower would have a minimum impact on facility operations. Furthermore, since it is an existing site, it does not require the development of facility property that would have otherwise been used for future development. On the other hand, both sites #2 and #3 would be utilizing ground that holds the potential for future development by Public Works and Parks and Recreation.

Attached is some visual information provided by Verizon's consultant on what a tower might look like at this location.

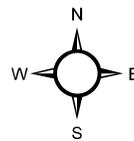
Installation of a tower would require BOZAR review as well as a zoning code. Currently cell towers are not allowed in the Public ("P") zone, so the code would need to be amended to allow this use.

Recommendation: Staff recommends that Council consider and provide direction to staff on whether or not they want to entertain the idea of hosting a cell tower at the public works yard as a means to relieve community concerns about such a facility being installed at the elementary school.



EXHIBIT A - Verizon Tower Locations

-  Paved Roads
-  Unpaved Roads
-  Town Boundary
-  Potential Tower Sites



CO3 Crested Butte Alt #2- Public Works

Remove and replace existing lattice tower at: 38.874841° -106.976923°



Account Number	R012859	Owner Address	CRESTED BUTTE TOWN OF PO BOX 39	Total Current Value	\$0	Last 2 Sales	
Parcel Number	3177-350-06-001	Physical Address	CRESTED BUTTE, CO 81224-0039 BUTTE AVE, CRESTED BUTTE	Current Assessed Value	\$	Date	
Account Type	Exempt	Subdivision	DYER SUBDIVISION	Mill Levy	n/a	Price	n/a
Lot/Block	1	LEA	TOWN PROPERTY (29992)	Total Value	\$0	\$	
Tax District	200	Legal Description	TRACT 1 DYER SUBD #497990	Last Year Taxes	\$0		
Acres	11.57		(Note: Assessor's Abbreviated Legal Description, not for use on legal documents.)				

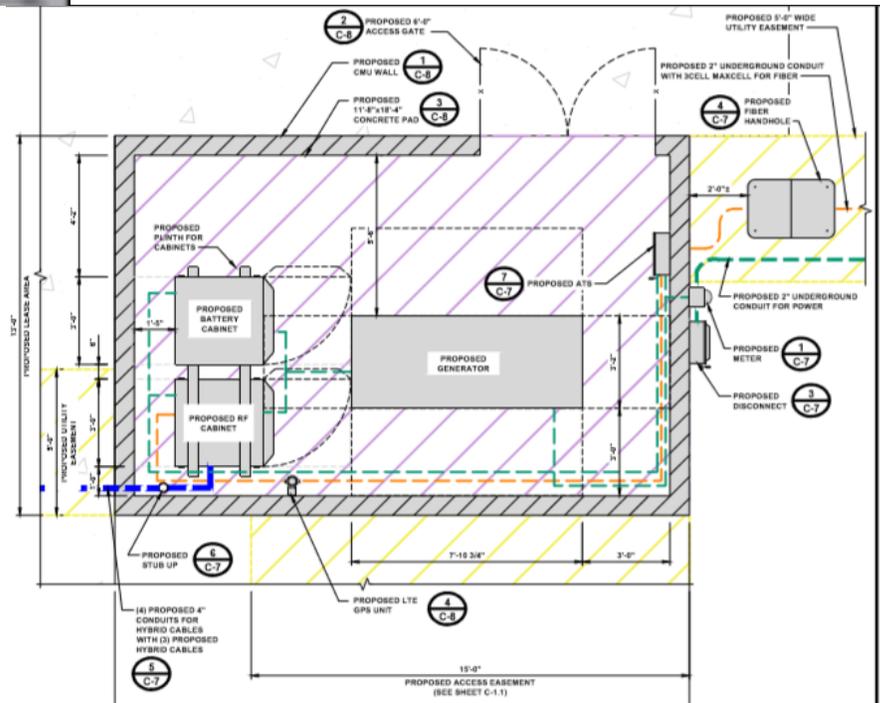
Existing:



Example: 55-60' Mono-pole in place of existing lattice with



Example CMU equipment shelter layout. Verizon requires approx. 20'x20 lease space. It is possible to build into the side of the berm and build a retaining wall around the foundation.





Agenda
Design Review Committee
Monday
August 19, 2019

- 4:00 Consideration of the application of **Tara Hiteman** to construct a single family residence to be located at 905 Teocalli Avenue, Block 79, Lot 13 in the R2A zone. (Hiteman/Diem)
- Architectural approval is required.
- 4:20 Consideration of the application of **9 Gothic Avenue LLC** to demolish the front sunroom on the South elevation and construct a new entry to the existing single family residence located at 9 Gothic Avenue, Block 7, Lots 21-22 in the R1 zone. *Original approval for other portions of the home was at the June 25, 2019 BOZAR meeting.* (Palhava)
- Architectural approval is required.
- Permission to demolish less than 25% of a non-historic single family residence is required.

The above times are only tentative. The meeting may move more quickly or slowly than scheduled

Agenda
BOARD OF ZONING and ARCHITECTURAL REVIEW
Tuesday
August 27, 2019

- 6:00 Call to Order.
- 6:02 Review and approve the minutes from the **July 30, 2019** BOZAR meeting.
- 6:04 Introduction of Telluride planning/historic preservation staff members Jonna Wensel and Jordan Cleek
- 6:08 Recommendation to the Town Council regarding changes to the demolition ordinance. (Nevins)
- A recommendation to the Town Council is required.
- 6:50 Consideration of the application of **9 Gothic Avenue LLC** to demolish the front sunroom on the South elevation and construct a new entry to the existing single family residence located at 9 Gothic Avenue, Block 7, Lots 21-22 in the R1 zone. *Original approval for other portions of the home was at the June 25, 2019 BOZAR meeting.* (Palhava)
- Architectural approval is required.
- Permission to demolish less than 25% of a non-historic single family residence is required.
- 8:05 Consideration of the application of **Tara Hiteman** to construct a single family residence to be located at 905 Teocalli Avenue, Block 79, Lot 13 in the R2A zone. (Hiteman/Diem)
- Architectural approval is required.
- 9:05 BREAK**
- 9:15 Consideration of the application of **Vaquera House, LLC a Texas limited liability company**, to make changes to windows, siding and the deck at the building located at 510 Whiterock Avenue associated with the existing PUD, Block 37, Lots 10-14 in the T zone. (Weber/Coburn)
- Architectural approval is required.
- Concept Plan, General Plan and Building Permit Review to alter an existing Planned Unit Development (P.U.D.) are required.
- 10:00 Consideration of the application of **Kathryn Huish Hubert and Brett Douglas Hubert** to demolish an existing second floor deck on the rear (South) of the home and construct a garage addition attached to the home to be located at 104 Whiterock Avenue, Block 41, North 100 feet of Lots 15-16 in the R2C zone. (Hadley)
- Architectural approval is required.
- Permission to demolish a portion of a non-historic single family residence is required.
- 10:45 Miscellaneous:
 - o DRC for September 9 and 16: Alvarez Marti and Russell (?) (BOZAR – September 24th)
 - o DRC for October 15 (Tuesday) and 21: _____(BOZAR – October 29th)
 - o Insubstantials:
 - o Mushkin (426 Elk Avenue): Final material colors.
- 11:00 Adjourn

The above times are only tentative. The meeting may move more quickly or slowly than scheduled

Agenda
Design Guideline Committee - Work Session
Wednesday
August 28, 2019

- 2:00 Call to order.
- 2:05 Discuss new GL suggestions.
- 3:00 Discuss comments from full Board on list of questions/clarifications.
- 4:00 Adjourn.

*The Design Review Committee is a sub-committee of the Board of Zoning and Architectural Review.
The above times are only tentative. The meeting may move more quickly or slowly than scheduled*



AGENDA

Regular Town Council Meeting

6:00 PM - Tuesday, September 3, 2019

Council Chambers

1. **WORK SESSION - 5:00 PM**
Strategic Planning
2. **CALL TO ORDER**
3. **ROLL CALL**
4. **PUBLIC COMMENT**
Citizens may make comments on items **NOT** scheduled on the agenda. Per Colorado Open Meetings Law, no Council discussion or action will take place until a later date, if necessary. You must sign in with the Town Clerk before speaking. Comments are limited to three minutes.
5. **APPROVAL OF MINUTES**
5.1. Approval of the August 20, 2019 Regular Town Council Meeting Minutes
6. **REPORTS**
 - 6.1. **Town Manager's Report**
 - 6.2. **Town Council Reports**
 - 6.3. **Other Reports**
 - 6.3.1. Gunnison County Commissioner Report
 - 6.3.2. Crested Butte Nordic Council Update - Christie Hicks
 - 6.3.3. Crested Butte/ Mt. Crested Butte Chamber of Commerce Second Quarter Update - Ashley UpChurch
7. **CORRESPONDENCE**
8. **OLD BUSINESS**
9. **NEW BUSINESS**
 - 9.1. Discussion and Possible Consideration of the 2020 Town Council Town Picnic – Tiffany O’Connell
 - 9.2. Discussion and Possible Consideration of Formal Action Necessary as Follow Up to the Brush Creek Housing Project Joint Town Council Meeting with Crested Butte Town Council to be Held on August 27, 2019
10. **OTHER BUSINESS**
11. **ADJOURNMENT**

If you require any special accommodations in order to attend this meeting, please call the Town Hall at 970-349-6632 at least 48 hours in advance of the meeting.

GUNNISON COUNCIL AGENDA
MEETING IS HELD AT CITY HALL, 201 WEST VIRGINIA AVENUE
GUNNISON, COLORADO; IN THE 2ND FLOOR
COUNCIL CHAMBERS
 Approximate meeting time: 2 hours

TUESDAY

AUGUST 27, 2019

REGULAR SESSION

5:30 P.M.

*City of Gunnison Councilmembers gather for a light meal at 5:00 P.M. in Council Chambers.
 No City Council activity takes place.*

I. Presiding Officer Call Regular Session to Order: (silent roll call by City Clerk):

II. Public Hearing – 5:30 P.M.

Please see the e-packet for the public hearing format.

A. Public Hearing to receive input on Retail Marijuana Store Establishment License Application from NuVue Pharma LLC, 1003 W. Tomichi Avenue, Gunnison, CO 81230

Staff contact: City Clerk Erica Boucher

Estimated time: 10 minutes

Public Hearings are the formal opportunity for the City Council to listen to the public regarding the issue at hand. Citizens giving input must identify themselves. Anonymous testimony will not be considered. In a Quasi-judicial public hearing, the Council is acting in much the same capacity as a judge. Most land use applications including marijuana/liquor license applications are types of quasi-judicial actions. The council must limit its decision consideration to matters which are placed into evidence and are part of the public record at the hearing. Legislative and administrative public hearings include those that are a formal opportunity for Council to listen to the public regarding the issue at hand, i.e. increases in utility rates or the annual city budget.

III. Citizen Input: (estimated time 3 minutes)

At this agenda time, non-agenda scheduled citizens may present issues of City concern to Council on topics on are not to be considered later in the meeting. Per Colorado Open Meetings Law, no Council discussion or action will take place until a later date; unless an emergency situation is deemed to exist by the City Attorney. Each speaker has a time limit of 3 minutes to facilitate efficiency in the conduct of the meeting and to allow an equal opportunity for everyone wishing to speak.

III. Council Action Items

A. Consent Agenda: *The consent agenda allows City Council to approve, by a single motion, second and vote, matters that have already been discussed by the entire Council or matters that are considered routine or non-controversial. The agenda items will not be separately discussed unless a councilor, City staff, or a citizen requests and item be removed and discussed separately. Items removed from the consent agenda will then be considered after consideration of the consent agenda.*

○ **Approval of the August 13, 2019 Regular Session meeting minutes.**

Background: per City Charter, the City Clerk produces minutes of the Council actions for all regular and special session meetings. Minutes are approved or amended at the following regular session meetings and become a permanent city record. If a city councilor was not present at the meeting, they must abstain in the vote and action on approval of the minutes.

Staff contact: City Clerk Erica Boucher

- **Excuse Councilor Morrison from the August 13, 2019 Regular Session meeting.**

Background: Councilors are allowed to be formally excused from a Regular, Special or Reorganization Session meeting by a quorum vote of the City Council per Section 4.4 (F) of the Gunnison Municipal Home Rule Charter.

Staff contact: City Clerk Erica Boucher

Action Requested of Council: A motion, second and vote to approve the Consent Agenda as presented with the following items:

Approve the minutes of the August 13, 2019 Regular Session meeting; and Excuse Councilor Morrison from the August 13, 2019 Regular Session meeting.

Estimated time: 2 minutes

B. Action on Retail Marijuana Store License Application from NuVue Pharma LLC, 1003 W. Tomichi Avenue, Gunnison, CO 81230

Background: On June 23, 2015, City Council passed Ordinance No. 5, Series 2015, establishing the regulations and process for approving medical and retail marijuana establishments in Gunnison. The State Marijuana Enforcement Division (MED) has approved a Conditional Retail Marijuana Store License for the above-sited application. City staff has reviewed and processed all local requirements for NuVue Pharma LLC, and they have completed departmental and are eligible for approval.

Staff Contact: City Clerk Erica Boucher

Action Requested of Council: A motion to approve or deny the Retail Marijuana Store License Application from NuVue Pharma LLC, 1003 W. Tomichi Avenue, Gunnison, CO 81230

Estimated time: 10 minutes

C. Update on ICELab@Western.

Background: David Assad, ICELab Director, will present on what has been happening in 2019 and what is still to come regarding economic development for the City of Gunnison as well as Gunnison County. The ICELab's mission is to promote the creation of more, high paying jobs in Gunnison County. The ICELab has grouped economic development into co-working, start-up companies, existing companies, and recruiting companies.

Staff contact: ICELab@Western Director David Assad

Action Requested of Council: No action requested – discussion item only.

Estimated time: 15 minutes

D. Auditor Presentation of 2018 Financial Report.

Background: Auditors from McMahan and Associates will present the financial statements and explain the process of the annual audit.

Staff contact: Finance Director Ben Cowan

Action Requested of Council: A motion to accept the City of Gunnison's audited 2018 Financial Statements as presented on August 27, 2019.

Estimated time: 15 minutes

E. Review Solar Energy Concept Project for DOLA Grant.

Background: In order to pursue a large-scale solar generation project to be located in Gunnison County a letter of inquiry for implementation projects is due to DOLA by September 1, 2019. Invited applicants will submit an application by December 1,

2019, and a funding decision will be made by DOLA in March 2020.

Staff contact: Public Works Director David Gardner

Actions Requested of Council: A motion to authorize staff to submit a combined Letter of Inquiry to DOLA to pursue its Catalytic Renewable/Clean Energy Challenge grant program to partially fund a renewable project for the Gunnison in collaboration with Gunnison County, Western Colorado University and MEAN.

Estimated time: 30 minutes

F. Ordinance No. 11, Series 2019: *An ordinance of the City Council of the City of Gunnison, Colorado amending Chapter 2, Article 1, Section 1, of the City Code of the City of Gunnison, Colorado, Providing an increase in salaries for the mayor and Councilmembers.*

Background: The last time council compensation was adjusted to its current amount was in 2005 (Ordinance No. 5, Series 2005). Council directed staff to create an ad-hoc committee to review council compensation data from similar municipalities to determine if an increase in council compensation is appropriate. The external committee based on a review of comparable salary wages and time and committee commitments of Council recommended a one-time adjustment to be reviewed every two years. The committee also recommended that the City created access for councilmembers to purchase a City health insurance policy at 100% cost to themselves.

Staff contact: City Clerk Erica Boucher

Action Requested of Council: Introduce, read by title only by the City Attorney, motion, second and vote to adopt Ordinance No. 11, Series 2019 on second and final reading.

Estimated time: 5 minutes

V. Reports:

City Attorney Report

City Clerk Schedule Update

City Manager Strategic Projects Update and Report

City Councilors with City-related meeting reports; discussion items for future Council meetings

VI. Meeting Adjournment

The City Council Meetings agenda is subject to change. The City Manager and City Attorney reports may include administrative items not listed. Regular Meetings and Special Meetings are recorded and action can be taken. Minutes are posted at City Hall and on the City website at www.gunnisonco.gov. Discussion Sessions are recorded; however, minutes are not produced. For further information, contact the City Clerk's office at 970.641.8140. **TO COMPLY WITH ADA REGULATIONS, PEOPLE WITH SPECIAL NEEDS ARE REQUESTED TO CONTACT THE CITY CLERK 24 HOURS BEFORE ALL MEETINGS AT 970.641.8140.**

GUNNISON COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING AGENDA

99

DATE: Tuesday, August 20, 2019

Page 1 of 2

PLACE: Board of County Commissioners' Meeting Room at the Gunnison County Courthouse

GUNNISON COUNTY BOARD OF EQUALIZATION:

- 8:30 am
- Call to Order
 - Assessment Roll of Taxable Real and Personal Property
 - 2019 Failure to Report Personal Property Log
 - 2019 Protest Master Log
 - Adjourn

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS REGULAR MEETING:

- 8:40
- Call to Order
 - Agenda Review
 - Minutes Approval:
 1. 7/23/19 Special Meeting
 - Consent Agenda: These items will not be discussed unless requested by a Commissioner or citizen. Items removed from consent agenda for discussion may be rescheduled later in this meeting, or at a future meeting.
 1. BOCC Letter of Support; Fossil Ridge II Land Exchange Potential Report
 2. Contract Amendment #4; Colorado Department of Public Health & Environment; Family Planning Program
 3. Landscaping Improvement Agreement; Gunnison Secure Storage
 4. Approval of National Park Service Appointment; Gunnison Basin Sage Grouse Strategic Committee; Alternate Member; Jessica Frey
 5. Grant Agreement; Great Outdoors Colorado Stewardship Impact Grant
 6. Grant Agreement; Federal Aviation Administration; Airport Improvement Program (AIP) 55
 7. Contractor Agreement; Early Milestones Colorado; Colorado Childcare Assistance Program; \$3,000
 8. Commercial Lease Agreement; Oxbow Mining LLC; Gunnison County Sheriff's Office Sub-Station
 9. Ratification of Approval to Submit Grant Application; West Central Public Health Partnership; Public Health Improvement Plan; \$10,000
 - Scheduling
- 8:50
- County Manager's Report
 1. Delegation of Signatory Authority; Western Regional Emergency Medical & Trauma Advisory Council (WRETAC)
 2. Series 2010 Build America Bonds Refunding Discussion
- 9:00
- Continued Public Hearing; Adoption of 2019 Gunnison County Primary & Secondary Road Maps
- 9:10
- Deputy County Manager's Report
 1. Resolution; A Resolution Amending Certain Charges and Fees for Integrated Solid Waste Services Effective September 1, 2019

*NOTE: This agenda is subject to change, including the addition of items up to 24 hours in advance or the deletion of items at any time. All times are approximate. The County Manager and Deputy County Manager's reports may include administrative items not listed. Regular Meetings, Public Hearings, and Special Meetings are recorded and **ACTION MAY BE TAKEN ON ANY ITEM**. Work Sessions are not recorded and formal action cannot be taken. For further information, contact the County Administration office at 641-0248. If special accommodations are necessary per ADA, contact 641-0248 or TTY 641-3061 prior to the meeting.*

GUNNISON COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING AGENDA

100

DATE: Tuesday, August 20, 2019

Page 2 of 2

PLACE: Board of County Commissioners' Meeting Room at the Gunnison County Courthouse

- 9:20 • BOCC Letter of Support; Government Campus – Gunnison Rising Development
- 9:30 • Discussion; Department of Local Affairs Energy Challenge Grant
- 9:40 • Discussion; Tri-State Energy Resource Plan
- 9:50 • Boundary Line Adjustment; H. Werner & Kimberly Brockerhoff; Lots 43, 44 & 45 Crested Butte So. 4th Filing
- 9:55 • Shady Island River Park Project Fund; Community Foundation of the Gunnison Valley
- 10:00 • Capital Improvement Plan DRAFT; Fiscal Year 2020
- 10:20 • Vouchers & Transfers
- 10:25 • Sales Tax & Local Marketing District Reports
- 10:30 • Treasurer's Reports
- 10:35 • Resolution; A Resolution Cancelling Certain Uncollectable Taxes
- **Unscheduled Citizens:** Limit to 5 minutes per item. No formal action can be taken at this meeting.
- **Commissioner Items:** Commissioners will discuss among themselves activities that they have recently participated in that they believe other Commissioners and/or members of the public may be interested in hearing about.
- **Adjourn**

Please Note: Packet materials for the above discussions will be available on the Gunnison County website at <http://www.gunnisoncounty.org/meetings> no later than 6:00 pm on the Friday prior to the meeting.

GUNNISON COUNTY BOARD OF COMMISSIONERS
WORK SESSION AGENDA

101

DATE: Tuesday, August 27, 2019

Page 1 of 1

PLACE: Board of County Commissioners' Meeting Room at the Gunnison County Courthouse

GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS WORK SESSION:

8:30 am • Travel to Detention Center

8:45 • Annual Detention Center Inspection (510 W. Bidwell Avenue, Gunnison, CO 81230)

• Adjourn

Please Note: Packet materials for the above discussions will be available on the Gunnison County website at <http://www.gunnisoncounty.org/meetings> no later than 6:00 pm on the Friday prior to the meeting.

Monday, September 16, 2019**Work Session**

Budget

Consent Agenda

Appointment of Election Commission

Approval of Comment Letter to Congressman Scott Tipton Regarding Colorado REC Act

Presentation on the Audit

Adoption of IGA with the School District

Use Agreement with CB Nordic

Authorization for GOCO Grant Application for Henderson Park

Proclamation**Presentation by Chamber Executive Director Ashley UpChurch****Presentation by Tim Baker on the CBMR Marketing Plan****Old Business**

Brush Creek

New Business

Ordinance - Creating a Public Arts Commission

Letter to USFS Regarding Mt. Emmons

Ordinance - The Center for the Arts Lease

Discussion and Possible Comment on the Gunnison County Corridor Plan

MOU Between SOAR and Town

Late Night Town Taxi Agreement

Executive Session

Negotiations

Intergovernmental Meeting - Date TBD, possible location, Center for the Arts

Logging up Kebler & Route

Census 2020

October 7, 2019**Work Session**

Budget

Old Business

Brush Creek

New Business

Presentation of 2020 Budget

Discuss Sidewalk Seating and ADA Compliance

Creative District Annual Report

October 21, 2019**Work Session**

Annual Update from CB Nordic

Update on Data Collection - Silent Tracks

Old Business

Brush Creek

New Business

Annual Review of the Snow Plan

2020 Budget Adoption???

Future Items

- Quarterly Financial Reports
- Deadline for Presentation of Annual Budget - October 15th
- Annual Report by the Chair of the Weed Advisory Board on Weed Management in the Town of Crested Butte - November
- Funding Agreement with the Chamber - December
- Ordinance - CO Model Traffic Code 2018
- Briefing of the Legal Implications of Vested Rights
- Ordinance - Creative District Restructuring