

20 YEARS AGO today

BY BONNIE CHLIPALA

The following stories appeared in this publication twenty years ago this week.

Resort to crack down on end of season nudity

by Will Sands

Baring it all on the last day of the ski season could carry a heavy price this year. Crested Butte Mountain Resort is cracking down on naked skiing in an effort to shake what is becoming a nasty reputation.

Skiers and boarders have traditionally celebrated the end of the season with a festival of flesh. Beginning with a sneak streak 25 years ago, nude skiing was launched into the mainstream in 1994 courtesy of Ski Free and national media exposure.

Last year, an abundance of video cameras, a big push of Front Range revelers and spectators and apparently free-flowing booze put the happening over the top. As a result, CBMR has decided to crack down on end of the season nudity this April 18.

CBMR president Edward Callaway remarks, "In our opinion, it's gone overboard. That

last day has turned into something that no longer celebrates the free-spiritedness of this place. We think it's gone beyond Crested Butte and into weirdness."

Callaway adds, "I think it's sad. What began as something that was fun has become something that is not of this community and is unwholesome. We're going to set a prim and proper standard to our operations up here. We're going to put some edges around it this year."

These edges will be hard ones, and on-mountain nudity may carry the penalty of a three-year ban from lift-served skiing on Crested Butte Mountain as well as possible arrest.

"If you come into a liquor license premises while nude, we can have you arrested," notes Callaway. "If you're skiing nude we can say we won't sell you a season pass or lift ticket for three years. We just don't want nude skiing on our mountain anymore."

Specifically, the Gothic Cafeteria and Rafters decks, the Paradise and Twister warming house decks and the Antlers decks will



Cats in Hats Tanner Gordon, Ryan Oros and Henry Linehan of the Paradise Preschool Kindergarten held a birthday party for Dr. Seuss last Friday. PHOTO BY TIFFANY WARDMAN

be closed to open containers and exposed skin. The resort also has an extended liquor license which stretches up Warming House Hill and down the bases area to the T-Bar. Nudity in many of these areas is punishable by arrest. CBMR will have off-duty police officers patrolling the ar-

reas, and they will ask violators to leave the premises twice before arresting them.

"Legally, we can't have nudity in our liquor license areas," says Stewart Johnson, vice-president for mountain operations.

Hank Smith, Mt. Crested Butte chief of police, concurs with the need for some measures against naked skiing. "Last year, it got really close to getting out of hand," he says. "It's kind of lost its flavor and turned into something that was really ugly for us."

While Smith has yet to be officially approached by the resort, he admits that his officers would be obligated to enforce the law. "Within a liquor license boundary, nudity is prohibited," he says. "We would be in a position of enforcing that provision."

Naked skiing is not as readily enforceable. However, the resort does have the ability to ban people from skiing for three years. "For nude skiing, we're going to take a more empathetic attitude," says Callaway. "The more out of taste it is and the more flagrant it is, the harder we'll come after them."

Callaway hopes that with a few years of serious enforcement, Crested Butte can shake a bad rap.

"We really ought to have the highest standards," he says. "We hope within a few years, we can lose this reputation."

Offering some advice for the end of the season, Callaway concludes, "I think the safest thing is to just not ski nude."

Celebrate the Academy Awards

The Crested Butte Mountain Theatre will host an Academy Awards Party and Silent Auction on Sunday, March 21 (1999) beginning at 5 p.m. upstairs in the Cabaret at Second and Elk. Come dressed up as your favorite movie star or movie character and possibly win a prize for your costume. On TVs in the Cabaret watch Whoopi Goldberg, who returns this year to host the 71st Academy Awards.

In addition to the broadcast, admission includes a sumptuous buffet dinner, champagne toast, silent auction bid number, door prizes, trivia contest and an Academy Award ballot contest. Upon arrival you can fill out your own ballot and vote for your favorite stars and pictures. Throughout the evening you can bid on silent auction items.

This event is a fundraiser for the Mountain Theatre and promises to be a fun evening for all.



Some of the most notorious individuals in town: Callaway, Schmidt, Reaman, Truex and Lola pooled for the NCAA playoffs. For the results of this meeting, see next week's Law & Disorder. PHOTO BY EDWARD STERN

Legals

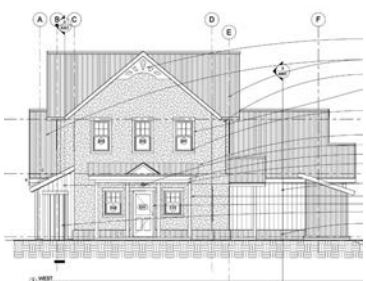
legals@crestedbuttenews.com • phone: (970)349.0500 ext. 112 • fax: (970)349.9876 • www.crestedbuttenews.com

—NOTICE OF PUBLIC HEARING— CRESTED BUTTE BOARD OF ZONING AND ARCHITECTURAL REVIEW TOWN OF CRESTED BUTTE, COLORADO 8, 10, 12 NINTH STREET

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on March 26, 2019 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado for the purpose of considering the following:

The application of **Town of Crested Butte in conjunction with Bywater LLC** to construct a triplex and cold accessory building to be located at 8, 10, 12 Ninth Street, Block 79, Lot 10 in the R2A zone.

Additional requirements:
- **Architectural approval is required.** (See Attached Drawing)
TOWN OF CRESTED BUTTE



By Jessie Earley, Assistant Design Review and Historic Preservation Coordinator

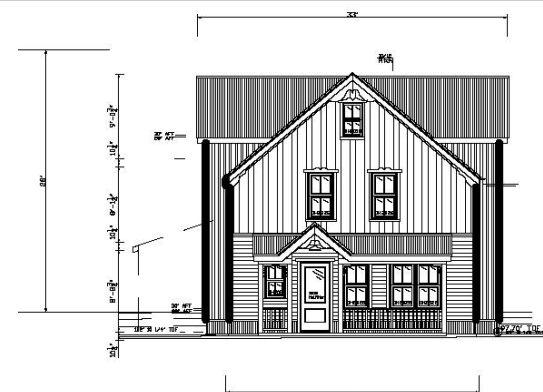
Published in the *Crested Butte News*. Issues of March 15 and 22, 2019. #031524

—NOTICE OF PUBLIC HEARING— CRESTED BUTTE BOARD OF ZONING AND ARCHITECTURAL REVIEW TOWN OF CRESTED BUTTE, COLORADO 222 WHITEROCK AVENUE

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on March 26, 2019 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado for the purpose of considering the following:

The application of **James Steyaert and Harmony Cummings** to demolish the existing primary and accessory building and site a single family residence and accessory building to be located at 222 Whiterock Avenue, Block 40, Lots 6-7 in the R2C zone.

Additional requirements:
- **Architectural approval is required.**
- **A conditional use permit for a non-residential, heated and/or plumbed accessory building in the R2C zone is required.**
- **Permission to demolish two non-historic structures is requested.** (See Attached Drawing)
TOWN OF CRESTED BUTTE



North Elevation

By Jessie Earley, Assistant Design Review and Historic Preservation Coordinator

Published in the *Crested Butte News*. Issues of March 15 and 22, 2019. #031525

Legals

**—CRESTED BUTTE CREATIVE DISTRICT—
REQUEST FOR CREATIVES
FOR
CENTER FOR THE ARTS DONOR WALL**

The Crested Butte Creative District, in partnership with the Crested Butte Center for the Arts, is currently seeking proposals for a donor wall installation. The new Center for the Arts building is a 25,000 square foot building that sits directly in the middle of Town Park in the heart of the Creative District. As a home for arts and culture, the Center for the

Arts offers engaging opportunities and educational experiences to enrich and expand the life of our community. The Center for the Arts and Creative District are seeking unique proposals that creatively recognize the donors who made the new building possible. The full request for proposal and submission information can be found at www.cbcreativedistrict.org/opportunities.

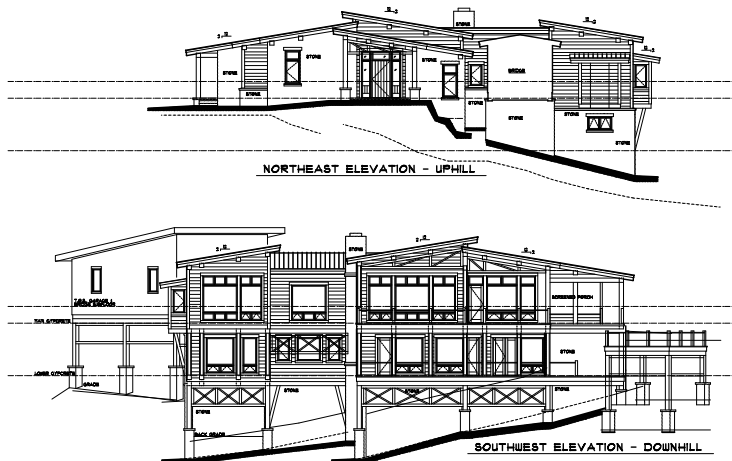
RFP Due Date: March 22, 2019.
Contact Information: Mel Yemma, Creative District/Open Space Coordinator
Town of Crested Butte
(970) 349-5338
melyemma@crestedbutte-co.gov

Published in the Crested Butte News. Issues of February 15, 22, March 1, 8, 15 and 22, 2019. #021502

**—NOTICE OF VARIANCE REQUEST—
SKYLAND COMMUNITY ASSOCIATION
350 COUNTRY CLUB DRIVE, SUITE 112A
CRESTED BUTTE, CO 81224
PHONE (970) 349-7411 FAX (970) 349-5054**

PLEASE TAKE NOTICE that the Board of Directors of the Skyland Community Association will take input on the following variance request. All objections should be submitted in writing to the association by April 1st, 2019.

Allow the primary and secondary roofs of the proposed building to be a 2:12 pitch instead of the required 7:12 and 3:12 minimums. Allow an average building height of 35 feet. Allow an engineered concrete retaining wall along the driveway. The architect for the project has requested the variances to mitigate the extreme topography of the lot, reduce the overall height impact, and help meet requirements set forth by the Skyland Metropolitan District. Plans for the project may be viewed in the Skyland Community Association business office located at the address noted above. Business hours are Monday-Friday, 8:00 am to 5:00pm.



The project is located at Skyland Lot S-20, 948 Ridge Road. All questions should be addressed to Mike Billingsley at the above phone number.

Published in the Crested Butte News. Issues of March 8 and 15, 2019. #030823

**—NOTICE OF PUBLIC HEARING ON EXCLUSION OF PROPERTY—
(0.92 ACRE TRACT)**

NOTICE IS HEREBY GIVEN to all interested persons that a Petition for Exclusion of Property (the "Petition") has been or is expected to be filed with the Board of Directors of Reserve Metropolitan District No. 1, Town of Mt. Crested Butte, Gunnison County, Colorado (the "District"). The Petition requests that the property described below be excluded from the District. The Petition shall be heard at a public meeting on Monday, March 18, 2019 at 10:00 a.m., at Lodge at Mountaineer Square, 620 Gothic Road, Mt. Crested Butte, Gunnison County, Colorado.

The name and address of the Petitioner and a general description of the property to be excluded are as follows:

Name of Petitioner: NORTH VILLAGE RESERVE, INC.
Address of Petitioner: P.O. Box 1820
Mt. Crested Butte, Colorado 801224

General Description of Property: A parcel of land in the E1/2SE1/4 of Section 14, Township 13 South, Range 86 West of the 6th Principal Meridian, Town of Mt. Crested Butte, Gunnison County, State of Colorado.

NOTICE IS FURTHER GIVEN to all interested persons that they shall appear at the public meeting and show cause in writing why such Petition should not be granted.

BY ORDER OF THE BOARD OF DIRECTORS OF RESERVE METROPOLITAN DISTRICT NO. 1.

By: Marchetti & Weaver, District Administrator

Published in the Crested Butte News. Issue of March 15, 2019. #031503

**—NOTICE OF PUBLIC HEARING ON INCLUSION—
(DIRECTOR'S PARCEL)**

NOTICE IS HEREBY GIVEN to all interested persons that a Petition for Inclusion of Property (the "Petition") has been or is expected to be filed with the Board of Directors of Reserve Metropolitan District No. 1, Town of Mt. Crested Butte, Gunnison County, Colorado (the "District"). The Petition requests that the property described below be included into the District. The Petition shall be heard at a public meeting on Monday, March 18, 2019 at 10:00 a.m., at Lodge at Mountaineer Square, 620 Gothic Road, Mt. Crested Butte, Gunnison County, Colorado.

The name and address of the Petitioner and a description of the property to be included are as follows:

Name of Petitioner: CRESTED BUTTE LAND HOLDINGS, LLC.
Address of Petitioner: P.O. Box 1820
Mt. Crested Butte, Colorado 81224

General Description of Property: A parcel of land in the SW1/4 of Section 19, Township 13 South, Range 85 West, of the 6th Principal Meridian, Gunnison County, Colorado.

NOTICE IS FURTHER GIVEN to all interested persons that they shall appear at the public meeting and show cause in writing why such Petition should not be granted.

BY ORDER OF THE BOARD OF DIRECTORS OF RESERVE METROPOLITAN DISTRICT NO. 1.

By: Marchetti & Weaver, District Administrator

Published in the Crested Butte News. Issue of March 15, 2019. #031504

**—ADVERTISEMENT FOR BIDS—
GVTA**

RIVERLAND - BRUSH CREEK - RIVERBEND HIGHWAY 135 BUS PULLOUTS

Gunnison Valley Transportation Authority (GVTA)
P.O. Box 39
Crested Butte, CO 81224
Office Phone: (808) 421-8855
Sealed BIDS for construction of **GVTA - Riverland - Brush Creek - Riverbend Highway 135 Bus Pullouts** project will be received by SGM at 103 West Tomichi Ave., Suite A, Gunnison, CO 81230 until March 25, 2019 at 12:00 PM at which time they will be publicly opened, verified for completeness and, if determined complete they will be read aloud. Bids received after this time will not be accepted, and will be returned unopened. Submittals shall

be delivered in a sealed envelope clearly marked "Riverland - Brush Creek -Riverbend Highway 135 Bus Pullouts". Project is the construction two bus pullouts (one northbound and one southbound on Highway 135) at three separate locations. The locations are south of Crested Butte, CO on Highway 135. Each of the three sites consists of two asphalt bus pullout surfaces, an asphalt pedestrian area, and concrete pad for a bus shelter. The bus shelter, shelter lighting, and bus stop signage will be provided by GVTA to be installed by the contractor. The northbound Brush Creek pullout will include a gravel surface multi-use path. This work will

include removals, embankment and excavation, erosion control, drainage pipes, asphalt paving, asphalt roadway patching, concrete work, traffic control, and minor signing and striping, along with the shelter installation. The Owner expects the Contractor to develop a much more detailed step-by-step approach and is open to reasonable changes in the approach to facilitate the prosecution of the Work, as long as there is no undue risk to personnel and roadway remains open as much as possible. Final sequence of Work shall be approved by the Owner and Engineer. Contractor shall complete all work by September 20, 2019, approximately

100 working days. Contractor may submit a declaration of Substantial Completion, but it will only be used to identify punch list items and what needs to be resolved, to the satisfaction of the Owner, before Owner will accept Contractor's Certificate of Final Completion. All Work shall be done in accordance with contract documents. A Bid bond in the amount of 5% of the Bid is required. The Bid Bond shall accompany the Bid Form. Performance and Payment Bonds in the amount of 100% of the Contract Price will be required. No pre-bid meeting will be held. Questions can be submitted via

email to Ron Nies, Project Engineer, at ronn@sgm-inc.com. The Bidding Documents will be available beginning March 11th and may be obtained electronically by sending an email to Ron Nies, SGM at ronn@sgm-inc.com. Bidders on this Work will be requested to comply with the provisions of the laws of Colorado and the Federal Government, and all local laws and all regulations made which are pertinent to the proposed work and shall comply with the same.

Published in the Crested Butte News. Issues of March 8 and 15, 2019. #030812

**—PUBLIC NOTICE—
TOWN OF MT. CRESTED BUTTE
PLANNING COMMISSION VACANCY**

The Mt. Crested Butte Town Council will be appointing three (3) members to the Planning Commission at the Tuesday, April 2, 2019 Town Council meeting. The term for these seats runs from April 2019 - April 2022. Duties include architectural design review, recommendations to the Town Council on rezoning applications, variance requests, conditional use requests and formulating town planning policies. Applicants must be qualified electors and residents of the Town and may apply by submitting a letter of interest to the Mt Crested Butte Town Hall, 911 Gothic Road, PO Box 5800, Mt Crested Butte, Colorado 81225-5800 or via email to toconnell@mtcrestedbuttecolorado.us by Thursday, March 28, 2019 at 5pm or by stating his/her interest at the April 2, 2019 Town Council meeting.

Published in the Crested Butte News. Issues of March 1, 8, 15 and 22, 2019. #030102

**—DESIGN REVIEW COMMITTEE (DRC) AGENDA—
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION
THURSDAY MARCH 21, 2018 ~ 6:00 P.M.
61 TEOCALLI ROAD (P.O.A. OFFICE, UPSTAIRS)**

Questions about this Agenda/Meeting can be directed to 349-1162 or info@cbsouth.net or viewed at: www.cbsouth.net

- 6:00 PM Call to Order
- 6:05 PM Approve Minutes for the December DRC meeting
- New Business:
- 6:10 PM Property Owner Comment Opportunity Time
- 6:20 PM Colucci Addition to a Single Family Residence, Lot 4, Block 24, Filing #3, 179 Huckleby Way
- 6:40 PM Halford Single Family Residence, Lot 30, Block 24, Filing #3, 780 Zeligman
- 7:20 PM Dukeman Single Family Residence, Lot 6, Block 22, Filing #3, 82 Janet Place

- 8:00 PM Byler Single Family Residence, Lot 28, Block 4, Filing #2, 196 Blackstock Drive
- 8:40 PM Swaggerty Single Family Residence, Lot 56, Block 26, Filing #4, 496 Anderson Drive
- 9:20 PM Adjourn
- ADA Accommodations: Anyone needing special accommodations as determined by the *American Disabilities Act* may contact the Association Manager prior to the day of the hearing.
- Agenda Items: All times are estimates. Please allow for earlier discussion. Please show up at least 20 minute prior to the listed times.

Published in the Crested Butte News. Issue of March 15, 2019. #031506

**—SUSTAINABLE TOURISM AND OUTDOOR RECREATION COMMITTEE—
MARCH 14, 2019 ~ 2:00-4:00 P.M.
BLACKSTOCK'S GOVERNMENT CENTER, 221 N. WISCONSIN (2ND FLOOR)**

- 2:00 pm Call to Order; Approval of Minutes, *Kevin Alexander, Chair*
- 2:05 pm Overview of UTV and Stay the Trail program, *Molly Chiappetta, Stay the Trail*
- 3:15 pm Mountain Express bus service to Judd Falls, Possible Subcommittee, *Cathie Pagano*
- 3:30 pm E-bike updates for Town of Crested Butte and CB Land Trust trails, *Mel Yemma and Hedda Peterson*
- 3:45 pm Subcommittee updates
- 4:00 pm Adjourn

Published in the Crested Butte News. Issue of March 15, 2019. #031507

**—MOUNTAIN EXPRESS BOARD OF DIRECTORS MEETING—
AGENDA
THURSDAY, MARCH 21, 2019 ~ 9:00 A.M.
MT. CRESTED BUTTE TOWN HALL**

- I. Roll Call
- II. Reading and Approval of the Minutes of January 24, 2019 Meeting.
- III. Transit Manager's Operational and Financial Report
 - A. Operations Report
 - B. Financial Report
- IV. Unfinished Business
- V. New Business
 - A. Presentation of Bus Art Submissions
 - B. Executive Session: Selection of Bus Art Submissions
 - C. Approval of CEBT Renewal Contract
 - D. Discussion of Mountain Express Routes & Services as it pertains to the Mountain Express Mission Statement
- VI. Unscheduled Business
- VII. Schedule Next Board Meeting
- VIII. Adjournment

Published in the Crested Butte News. Issue of March 15, 2019. #031508

deadline tuesday at noon

legals@crestedbuttenews.com

Legals

—TOWN OF MT. CRESTED BUTTE—
ORDINANCE NO. 1
SERIES 2019

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MT. CRESTED BUTTE, COLORADO, AMENDING CHAPTER 21, ZONING, ARTICLE II. ADMINISTRATION, ADDING A NEW SECTION 21-28. CONCEPT PLAN REVIEW, AND RENUMBERING THE REMAINDER OF THE ARTICLE OF THE TOWN CODE OF THE TOWN OF MT. CRESTED BUTTE, COLORADO WHEREAS, the Town of Mt. Crested Butte, Colorado is home-rule municipality; and WHEREAS, the Town Council and applicant have requested the opportunity to discuss a proposed land use plan with the Council prior to submitting a formal application in order to obtain feedback on the proposed plan; and WHEREAS, Town staff and Council believes that providing the opportunity for Council to review a proposed plan prior to formal submission may assist the applicant in addressing concerns of the Council and result in a more efficient and productive land use process; and WHEREAS, Council has directed staff to propose an amendment to the Town Code that would allow for concept plan review by the Council prior to formal submission of a land use plan. NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MT. CRESTED BUTTE:

Section 1. A new Section 21-29 is added to Chapter 21, Zoning, Article II, Administration, to read as follows:

21-29 Concept Plan Review.

Prior to any official submittal of a PUD plan, annexation application, or a major alteration or non-administrative amendment to a PUD or site development plan, the applicant shall submit a concept plan to the Town Council for initial concept review at a regular or special meeting or at a work session. At the discretion of the Zoning Administrator, any applicant proposing a land use plan may be required to submit to concept plan review before the Planning Commission or Town Council, whichever is the final decision-making body for such application.

The concept review documents shall include, at a minimum, a site plan drawn at a scale of at least one (1) inch equals twenty (20) feet showing the location and dimensions of all structures and improvements, both existing and proposed, to include all circulation systems, both vehicular and pedestrian, off-street parking and loading areas, utility hookups and lines, and storage areas. This plan shall also show, at two (2) foot contour intervals or less, the proposed site configuration and drainage; the location of any Avalanche Zone District upon the property; the location of existing trees, natural watercourses, rock outcroppings and other significant natural features.

It is intended that Council (or Planning Commission as applicable), discuss with the applicant any significant concern about the plan. No official action is taken at this stage by the governing body. Any comment, suggestion, or recommendation made by any member of the Council (or Planning Commission as applicable) during any

concept plan review is gratuitous and does not bind or otherwise obligate the applicant or Town to any course of conduct or decision after an applicant makes an official submittal of a plan to the Town.

Sec. 21-30 Rezoning application.

Subsequent to the pre-application conference, the applicant shall submit a rezoning application to the town clerk. It shall be submitted in duplicate and shall consist of the following:

(a) Applicant's name, address and telephone number, and, if applicable, the name, address and telephone number of applicant's local representative;

(b) Legal description of the property owned or under contract by the applicant;

(c) Proof of ownership or written authorization from the owner allowing the applicant or his/her representative to apply for the rezoning on his/her behalf;

(d) Description of proposed changes in district boundaries;

(e) A map marked "Exhibit A" indicating the existing and proposed zoning changes;

(f) Justification for the zoning change requested; and

(g) Appropriate fees.

Sec. 21-31 Rezoning fees.

The fees for a rezoning application shall be as set forth by the town council and in addition, shall cover the cost of advertising the public hearings in the local newspaper. Applicants are responsible for providing public notice to all property owners within two hundred (200) feet of the subject property by certified mail, proof of which shall be provided to the town clerk prior to all hearings.

Sec. 21-32 Hearings.

(a) Upon receipt of a complete rezoning application, plus appropriate fees, the town clerk will cause a public hearing on such application to be held before the planning commission, pursuant to Chapter 2 Administration, section 2-276 et seq.

(b) Not less than fifteen (15) days prior to the date set for the public hearing, the town clerk shall cause a copy of a notice of the time and place of such hearing to be published once in a newspaper of general circulation in the town. A copy of such notice shall be mailed by the applicant to the owners of all properties within a radius of two hundred (200) feet of the exterior lot line of the lot, tract or property affected by such hearing, by certified mail to the town clerk.

(c) Within twenty (20) days following such public hearing, the planning commission shall act upon such application, by recommending approval of such application as submitted, or, for PUD rezonings only, subject to such modifications or conditions as it deems necessary to accomplish the purposes of the provisions under which the application was submitted, or by recommending denial of such application, which recommendation shall be transmitted in writing to the town clerk for distribution to the town council, along with all documents forming a part of such application, and to the applicant, within seven (7)

days following such action.

(d) Within thirty (30) days of receipt of such recommendation, the town clerk will cause a public hearing on such application to be held before the town council, pursuant to Chapter 2 Administration, section 2-301 et seq.

(e) Not less than fifteen (15) days prior to the date set for the public hearing, the town clerk shall cause a copy of a notice of the time and place of such hearing to be published once in a newspaper of general circulation in the town. A copy of such notice shall be mailed by certified mail, by the applicant to the owners of all properties within a radius of two hundred (200) feet of the exterior lot line of the lot, tract or property affected by such hearing.

(f) Within twenty (20) days following such public hearing, the town council shall act upon such application, by one (1) of the following actions:

(1) Continuance. If the final rezoning application is not acceptable because of minor deficiencies or discrepancies, the meeting thereon may be continued for thirty (30) days, or until such time as is mutually agreeable to both the town council and the applicant.

(2) Denial. If the rezoning application is denied because of major deficiencies or discrepancies, or because it is contrary to the purposes of this article, it shall receive no further consideration unless a new application is made. No such new application shall be accepted by the town for consideration unless one (1) year has passed from the date of denial by town council.

(3) Acceptance. If the final rezoning application is approved, the town council shall proceed with the adoption of the ordinance amending the Official Zoning Map to designate the new zoning district.

(4) Passage. Upon approval at the second reading of the ordinance amending the Official Zoning Map, all necessary documents shall be filed with the town clerk as a matter of public record. For PUDs only, the applicant shall provide the town clerk with a reproducible mylar at a scale of not less than one (1) inch equals two hundred (200) feet for each parcel of property included within the new zoning district, and shall make such submission within thirty (30) days following passage of the zoning amendment. Within seven (7) days of receipt of such completed submission, the town council shall amend the Official Zoning Map to indicate the new zoning district. The new zoning shall become effective five (5) days after publication following final passage of the ordinance, subject to referendum petitions that may be filed within forty-five (45) days of such ordinance, per Article V of the Municipal Charter.

Sec. 21-33 Criteria for rezoning.

Before acting upon a rezoning application, the planning commission and town council shall consider the following factors with respect to the requested rezoning:

(a) Relationship of the requested zoning to other existing or potential sites and structures in

the vicinity;

(b) Public health, safety, morals and general welfare of the community;

(c) Effect of the rezoning on light and air, distribution of population, transportation facilities, utilities, schools, parks and recreation facilities, and other public facilities and public needs;

(d) Security from fire, panic, floodwaters and other dangers;

(e) Effect upon traffic, with particular reference to congestion, automotive and pedestrian safety and convenience, traffic flow and control, access, maneuverability and removal of snow from the streets and parking areas;

(f) Prevention of overcrowding of land;

(g) Effect upon the character of the area in which the proposed rezoning is located; and

(h) Conservation and maintenance of established community qualities and economic values, and the encouragement of a harmonious, convenient, workable relationship among land uses, consistent with the municipality's objectives.

Sec. 21-34 Findings of fact.

To sustain a rezoning, there must generally be a showing of either a mistake in the existing zoning or of a significant change in the area's character. Both the planning commission and the town council shall make findings of fact concerning the following:

(a) Population change;

(b) Availability of public facilities;

(c) Present and future transportation patterns;

(d) Compatibility with existing and proposed development for the area;

(e) Evidence that the assumptions made at the time of the original zoning were invalid; and

(f) Relationship of such amendment to the town's plan.

Secs. 21-35—21-75 Reserved.

Section 2. Severability. Should any section, clause, phrase, or provision of this ordinance be ruled invalid or unenforceable by any court of competent jurisdiction, it is hereby declared the intent of the Town Council of the Town of Mt. Crested Butte, Colorado, that the remaining provisions of this ordinance shall be given full force and effect if it is possible to do so.

INTRODUCED, READ, APPROVED, AND ORDERED PUBLISHED on first reading at a regular meeting of the Town Council of the Town of Mt. Crested Butte, Colorado, this 5th day of February, 2019.

PASSED, ADOPTED, AND APPROVED ON SECOND READING at a regular meeting of the Town Council of the Town of Mt. Crested Butte, Colorado, held the 5th day of March, 2019.

TOWN OF MT. CRESTED BUTTE, COLORADO

S/ Lauren Daniel

By: Lauren Daniel, Mayor Pro Tem

ATTEST:

S/ Tiffany O'Connell

Tiffany O'Connell, Town Clerk

Published in the *Crested Butte News*. Issue of March 15, 2019. #031501

—TOWN OF MT. CRESTED BUTTE—
ORDINANCE NO. 2
SERIES 2019

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MT. CRESTED BUTTE, COLORADO, ADOPTING AN ADDITIONAL APPROPRIATION FOR THE FISCAL YEAR ENDING DECEMBER 31, 2018

WHEREAS, by Ordinance No 6, Series 2017, appropriations for the year 2018 were made; and WHEREAS, additional appropriations may be made by ordinance as authorized under the Town of Mt. Crested Butte, Colorado's Home Rule Charter; and

WHEREAS, since adoption of the 2018 Budget, receipt of additional revenues have been recognized and expenditures authorized therefrom; and

WHEREAS, transfers of appropriated funds from one department to another may be made by resolution or ordinance as authorized under the Town of Mt. Crested Butte's Municipal Home Rule Charter.

NOW, THEREFORE, IT IS ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MT. CRESTED BUTTE, COLORADO, AS FOLLOWS:

Section 1. Appropriations of Ordinance No. 6, Series 2017, is amended to reflect the budgeting and appropriation of aggregate 2018 expenditures to the respective Funds as follows:

Transportation Fund
Beginning Fund Balance 18,776.00

Revenues 540,000.00
Expenditures 540,000.00
Ending Fund Balance 18,776.00

DDA FUND
Beginning Fund Balance 2,905,486.00
Revenues 845,095.00
Expenditures 2,595,622.00
Transfer to DDA DSF 43,827.00
Ending Fund Balance 1,111,132.00

Section 2. Amendment. This Ordinance shall constitute an amendment to the 2018 Budget adopted by Ordinance No. 6, Series 2017. INTRODUCED, READ, APPROVED, AND ORDERED PUBLISHED on first reading at a regular meeting of the Town Council of the Town

of Mt. Crested Butte, Colorado, this 5th day of February, 2019.

PASSED, ADOPTED, AND APPROVED ON SECOND READING at a regular meeting of the Town Council of the Town of Mt. Crested Butte, Colorado, held the 5th day of March, 2019.

TOWN OF MT. CRESTED BUTTE, COLORADO

S/ Lauren Daniel

By: Lauren Daniel, Mayor Pro Tem

ATTEST:

S/ Tiffany O'Connell

Tiffany O'Connell, Town Clerk

Published in the *Crested Butte News*. Issue of March 15, 2019. #031502

—GUNNISON COUNTY PLANNING COMMISSION—
PRELIMINARY AGENDA: FRIDAY, MARCH 15, 2019

8:45 a.m. Call to order; determine quorum Approval of Minutes

Unscheduled citizens: A brief period in which the public is invited to make general comments or ask questions of the Commission or Planning Staff about items which are not scheduled on the day's agenda.

9:00 a.m. CRG Mining, LLC, Hills Gulch Exploration Project, represented by Jacob With, Law of the Rockies, continued public hearing, request for mineral exploration, to include 40 exploratory drill holes on an approximately 150 acres, at twenty locations. Located on multiple patented mining claims in the Gold Brick and Quartz Creek Mining Districts, above Gold Creek, in the Hills Gulch area; approximately five miles north of Ohio City, east of County Road 771 (Gold Creek Road), above the Gold Links Mine, within Sections 30 & 31, Township 51 North, Range 3 East, NMPM

LUC-18-00049

9:15 a.m. Irwin Backcountry Guides, LLC, represented by David Leinsdorf, work session, request to expand the use of the existing Irwin Backcountry Guides' Movie Cabin and Cat Barn for

lunch and/ or dinner service as part of summer guided outfitting in the Irwin area. Additionally, IBG proposes to offer lunch and dinner events for Eleven and Irwin Guides guests, and to partner with other organizations and non-profits for lunch and/ or dinner events, from May through October. From June through September, IBG proposes to use the Movie Cabin and Cat Barn for an average of ten guests per day. This regular use will be in connection with its guiding activities and will be between the hours of 9:00 a.m. and 11:00 p.m. Lunch and/ or dinner events for up to 24 people, and wedding ceremonies (no receptions) for up to 24 people, concluding at or before 10:00 p.m.

LUC-18-00041

9:45 a.m. Amy and Leo Morrissette, represented by David Leinsdorf, work session/site visit, request for single-family residence, in compliance with Section 11-108: Development on Ridgelines, located west of the Town of Crested Butte, south of County Road 12; on Lot 25, Trapper's Crossing at Wildcat

LUC-19-00003

Adjourn

The applications can be viewed on gunnisoncounty.org, link to

<http://204.132.78.100/citizenaccess/>

- Public access
- Projects
- Application #
- LUC-18-00041
- LUC-18-00049
- LUC-19-00003
- Attachments

NOTE: Unless otherwise noted, all meetings are conducted in the Blackstock Government Center Meeting Room 221 N. Wisconsin St. in Gunnison, across the street from the Post Office. This is a preliminary agenda; agenda times may be changed up to 24 hours before the meeting date. If you are interested in a specific agenda item, you may want to call the Planning Office (641-0360) ahead of time to confirm its scheduled time. Anyone needing special accommodations may contact the Planning Office before the meeting.

Published in the *Crested Butte News*. Issue of March 15, 2019. #031505

Legals

**—GUNNISON COUNTY ENVIRONMENTAL HEALTH BOARD—
AGENDA: MARCH 21, 2019**

- 1:15 p.m.** Call to order; determine quorum
- 1:17 p.m.** Organizational business
 - Election of officers
 - Posting locations
 - Meeting times
- 1:30 p.m.** Approval of minutes from the March 29, 2018 meeting
- 1:35 p.m.** Unscheduled Citizens: A brief period in which the public is invited to make general comments or ask questions of the Board

or County Staff about items which are not scheduled on the day's agenda.
1:40 p.m. County Attorney's Office discussion
2:15 p.m. Public Hearing: Eric and Kecia Replogle for an OWTS on a parcel less than one acre at 1310 Cove Road.
3:15 p.m. Public Hearing: Cochran Family Trust for an OWTS on a parcel less than one acre at 1326 Cove Road.
Adjourn

NOTE: Unless otherwise noted, all meetings are conducted in the Blackstock Government Center Meeting Room at 221 N. Wisconsin Street in Gunnison, across the street from the Post Office. Anyone needing special accommodations please contact the Community Development Department (641-0360) before the meeting.

Published in the *Crested Butte News*. Issue of March 15, 2019. #031509

**—NOTICE OF HEARING—
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC.
SPECIAL AREA ARCHITECTURAL REVIEW**

PLEASE TAKE NOTICE THAT a CB South Design Review Committee hearing will be held on Thursday March 21st, 2019 at 7:20 p.m. for the Crested Butte South Property Owners Association for the purpose of considering the following:
 A *Certificate of Appropriateness* for the application for a **Single-Family Residence**, Lot 6, Block 22, Filing #3, a.k.a. 82 Janet Place. A complete set of plans can be viewed at the Crested Butte South P.O.A. Office, 61 Teocalli Road.
 CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION DESIGN REVIEW COMMITTEE.
 Submitted by Dom Eymere, CB South Property Owners Association Manager

Published in the *Crested Butte News*. Issue of March 15, 2019. #031511

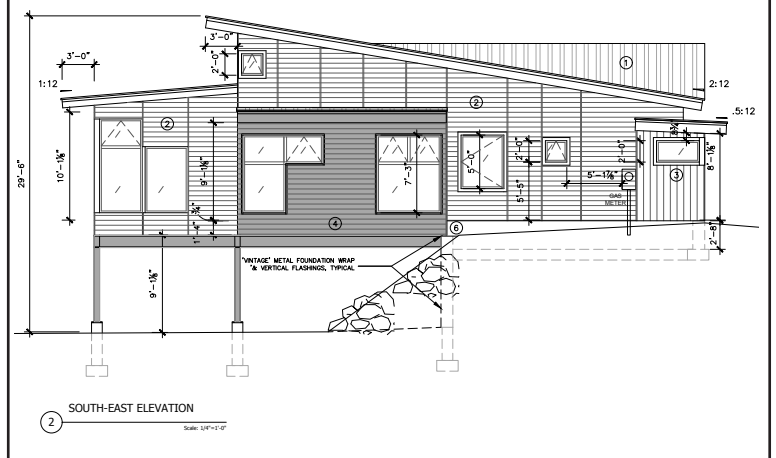


**—NOTICE OF HEARING—
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC.
SPECIAL AREA ARCHITECTURAL REVIEW**

PLEASE TAKE NOTICE THAT a CB South Design Review Committee hearing will be held on Thursday March 21st, 2019 at 8:00 p.m. for the Crested Butte South Property Owners Association for the purpose of considering the following:
 A *Certificate of Appropriateness* for the application for a **Single-Family Residence**, Lot 28, Block 4, Filing #2, a.k.a. 196 Blackstock Drive. A complete set of plans can be viewed

at the Crested Butte South P.O.A. Office, 61 Teocalli Road.
 CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION DESIGN REVIEW COMMITTEE.
 Submitted by Dom Eymere, CB South Property Owners Association Manager

Published in the *Crested Butte News*. Issue of March 15, 2019. #031512



**—NOTICE OF HEARING—
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC.
SPECIAL AREA ARCHITECTURAL REVIEW**

PLEASE TAKE NOTICE THAT a CB South Design Review Committee hearing will be held on Thursday March 21st, 2019 at 8:40 p.m. for the Crested Butte South Property Owners Association for the purpose of considering the following:
 A *Certificate of Appropriateness* for the application for a **Single-Family Residence**, Lot 56, Block 26, Filing #4, a.k.a. 496 Anderson Drive. A complete set of plans can be viewed at the Crested Butte South P.O.A. Office, 61 Teocalli Road.
 CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION



DESIGN REVIEW COMMITTEE.
 Submitted by Dom Eymere, CB South Property Owners Association Manager

Published in the *Crested Butte News*. Issue of March 15, 2019. #031513

**—TOWN OF MT. CRESTED BUTTE—
ORDINANCE NO. 4
SERIES 2019**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MT CRESTED BUTTE, COLORADO, AMENDING CHAPTER 21 ZONING, ARTICLE XI PLANNED UNIT DEVELOPMENT DISTRICT, DIVISION 4 FINAL PLAN, SECTION 21-513 ALTERATIONS, OF THE CODE OF THE TOWN OF MT. CRESTED BUTTE, COLORADO

Published in the *Crested Butte News*. Issue of March 15, 2019. #031514

**—LEGAL—
NOTICE OF LIQUOR AND BEER LICENSE RENEWALS**

PLEASE BE ADVISED that the following liquor and beer license renewals are pending. Complaints concerning the conduct of said licensee or employees of the same should be directed, in writing, to Town Clerk Lynelle Stanford, by mailing to Box 39; Crested Butte, CO 81224, or by delivery to the same at Town Offices, 507 Maroon Ave, Crested Butte, Colorado. Complaints should be received on or before the date noted next to the establishment.

- | | |
|--|----------------|
| Iron Horse Tap LLC DBA Off Elk located at 16 6th St | March 25, 2019 |
| JC Leacock Photography LLC DBA JC Leacock Photo Gallery located at 429 Elk Ave | March 25, 2019 |
| Dos Fremontes LLC DBA Lil's Sushi Bar & Grill located at 321 Elk Ave | March 25, 2019 |

Published in the *Crested Butte News*. Issue of March 15, 2019. #031515

legals@crestedbuttenews.com

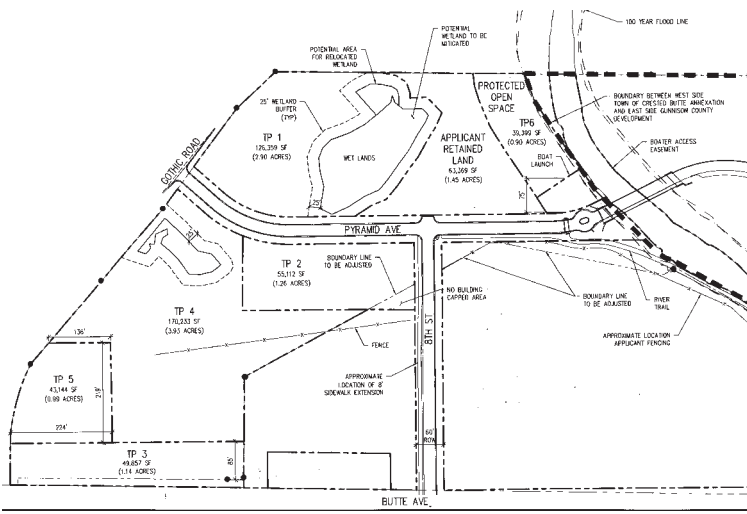
**—NOTICE OF PUBLIC HEARING—
CRESTED BUTTE BOARD OF ZONING AND ARCHITECTURAL REVIEW
TOWN OF CRESTED BUTTE, COLORADO
SLATE RIVER SUBDIVISION ANNEXATION**

PLEASE TAKE NOTICE THAT, a public hearing, which may result in a recommendation to the Town Planning Commission (Town Council), will be held on March 26, 2019 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado for the purpose of considering the following:
 A land use application by the Town of Crested Butte, P.O. Box 39, Crested Butte, Colorado 81224 as authorized by Cypress Foothills, LP, 8343 Douglas Avenue, Suite 200, Dallas, Texas concerning an undeveloped 14.157 acre parcel that adjoins the Town of Crested Butte's northeastern municipal boundary. Municipal Code land use requirements to be considered include:
 - Annexation into the Town of Crested Butte pursuant to Chapter 15, Article 1 Annexation Procedure;
 - Establishment of zoning pursuant to Chapter 16, Article 3 Zoning Districts;
 - Creation of R1F Residential stan-

dards pursuant to Chapter 16, Article 23 Amendments; and
 - Major Subdivision Sketch Plan review pursuant to Chapter 17, Article 5 Major Subdivisions.
 (See Attached Map)

TOWN OF CRESTED BUTTE
 By Bob Nevins, Town Planner

Published in the *Crested Butte News*. Issues of March 14 and 21, 2019. #031521



**—GUNNISON BASIN SAGE-GROUSE STRATEGIC COMMITTEE—
REGULAR MEETING AGENDA
WEDNESDAY, MARCH 20, 2019
PLANNING COMMISSION MEETING ROOM,
BLACKSTOCK GOVERNMENT CENTER**

1. 10:00am • Call Regular Meeting to Order; Determination of Quorum; Verify Public Notice of Meeting
 • Agenda Approval
 • Approval of February 20, 2019 Meeting Minutes
2. 10:05 • Committee Member Comments/Reports
3. 10:30 • Development of Draft Recovery Plan and SSA Update
4. 11:30 • Update on Cheatgrass Project
5. 11:40 • Public Comments
6. 11:45 • Future Meetings
7. 11:50 • Adjourn

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. 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. Two or more Gunnison County Commissioners may attend this meeting. For further information, contact the County Administration at 641-0248. If special accommodations are necessary per ADA, contact 641-0248 or TTY 641-3061 prior to the meeting.

Published in the *Crested Butte News*. Issue of March 15, 2019. #031517

**—PLANNING COMMISSION REGULAR MEETING—
WEDNESDAY, MARCH 20, 2019 ~ 5:00 P.M.
MT. CRESTED BUTTE TOWN HALL
911 GOTHIC ROAD
MT. CRESTED BUTTE, COLORADO**

5:00 P.M. – CALL TO ORDER
ROLL CALL
ITEM 1
 APPROVAL OF THE FEBRUARY 20, 2019 REGULAR PLANNING COMMISSION MEETING MINUTES.
ITEM 2
 PLANNING COMMISSION COMMENT AS A REFERRAL AGENCY FOR THE SLATE RIVER SKETCH PLAN LAND USE APPLICATION SUBMITTED TO THE TOWN OF CRESTED BUTTE BY CYPRESS FOOTHILLS, LP. (CARLOS VELADO)
OTHER BUSINESS
ADJOURN
WORKSESSION – PRE-APPLICATION CONFERENCE FOR A PLANNED UNIT DEVELOPMENT FOR LOTS NI-1, NI-2, & ROS-1 CHALET VILLAGE ADDITION 1, AKA 16,18, AND 24 TREASURY

ROAD BY PEARLS MANAGEMENT LLC.
 This preliminary agenda is placed in the newspaper to notify the public of tentative agenda items for the meeting date noted above. The official posting place for the agenda is the bulletin board in the Mt. Crested Butte Town Hall entry. Please refer to that official agenda for actual agenda items for the meeting date noted above.
 If you require any special accommodations in order to attend this meeting, please call the Town Hall at 349-6632 at least 48 hours in advance of the meeting. Plans for designs to be reviewed at the meeting are available for viewing in the Mt. Crested Butte Town Hall.

Published in the *Crested Butte News*. Issue of March 15, 2019. #031516

Legals

—LEGAL—

PLEASE TAKE NOTICE that a public hearing will be on the 15th day of April, 2019 at 7PM in the Town Hall Offices at 507 Maroon Ave, Crested Butte, Colorado for the purpose of determining and finding whether the area proposed to be annexed meets the applicable requirements of Section 30 of Article II of the State Constitution and Sections 31-12-104 and 31-12-105 and is considered eligible for annexation. Resolution No. 4, Series 2019 - A Resolution of Town Council of the Town of Crested Butte, Colorado, Finding Substantial Compliance with Section 31-12-107(1), C.R.S.; Establishing a Date, Time and Place for a Public Hearing to Determine Compliance with Sections 31-2-104 and 31-12-105, C.R.S.; Authorizing Publication of Notice of Said Hearing; and Authorizing the Commencement of Zoning Procedures for Land in the Area Proposed to be Annexed.

WHEREAS, the Town Clerk has received and has referred to the Town Council a Petition for Annexation ("Petition") dated February 26, 2019 from Cypress Foothills, LP, ("Petitioner"), for the annexation of certain real property described as follows into the Town of Crested Butte, Colorado; **Legal Description (West Parcel):**

A portion of a parcel of land known as Tract Q of Book 516 Page 474, Parcel 13 of Book 552 Page 63, Parcel 1 of Warranty Deed recorded at Reception No. 570819, Parcel 1 of Quitclaim Deed recorded at Reception No.570822, Parcel 1 of the Correction Warranty Deed recorded at Reception No.584439, Parcel 1 of the Special Warranty Deed recorded at Reception No.612899, and the Correction Deed recorded at Reception No.618498 all located in the SW 1/4 of Section 35, Township 13 South, Range 86 W of the Sixth PM, Gunnison County, Colorado being more particularly described as follows:

Beginning at a point on the westerly boundary of Trampe Parcel described in Book 516 Page 494 also being on the easterly right of way line of County Road 317 (Gothic Road) as recorded at Reception No. 00119 and being on the south

line of the SW1/4 of said Section 35 from which the southwest Corner of said Section 35 bears N89°43'49"W a distance of 130.05 feet; thence S89°43'49"E a distance of 17.52 feet to a point on the westerly line of the Dyer Subdivision as recorded at Reception No.497990; thence along the westerly, northerly and easterly lines of said Dyer Subdivision the following six (6) courses:

- 1) N00°01'42"W a distance of 15.19 feet,
- 2) N89°58'18"E a distance of 495.36 feet,
- 3) N00°01'42"W a distance of 226.55 feet,
- 4) N61°00'00"E a distance of 620.66 feet,
- 5) S79°30'09"E a distance of 381.57 feet,
- 6) N61°00'00"E approximately 31.96 feet to the high water line of the Slate River; thence more or less along the wetland boundary on the southerly bank of the Slate River the following six (6) courses:

- 1) N66°34'01"W a distance of 53.68 feet,
- 2) N42°06'22"W a distance of 87.35 feet,
- 3) N52°37'46"W a distance of 40.69 feet,
- 4) N39°16'35"W a distance of 115.15 feet,
- 5) N32°48'09"W a distance of 178.03 feet,
- 6) N20°36'39"W a distance of 77.30' to a point on the northerly line of the Trampe Partition Parcel 13 and the southerly line of Spann Parcel 22 as described in Court Decree Amended Order of Partition as recorded in Book 552 at Page 63; thence along the northerly line of said Parcel 13 N90°00'00"W a distance of 547.26 feet to a point on the easterly right of way line of County Road 317 (Gothic Road); thence along said easterly right of way line as described in deeds recorded at Reception No.474960 and 474961 the following five (5) courses:

- 1) S46°12'21"W a distance of 116.48 feet,
 - 2) S35°50'27"W a distance of 185.49 feet,
 - 3) S35°50'28"W a distance of 88.19 feet,
 - 4) S40°05'13"W a distance of 207.37 feet,
 - 5) S39°55'42"W a distance of 238.91 feet;
- thence continuing along the easterly line of said right of way and westerly line of said Trampe Partition Parcel 13, 155.77 feet along the arc of a non-tangent curve to the left having a radius of

441.28 feet, a central angle of 20°13'30" and a long chord which bears S16°19'42"W a distance of 154.96 feet to a point which is common to the southwest corner of a parcel of land described in Book 518 at Page 403; thence S00°00'04"W continuing along the easterly right of way of said County Road 317 as recorded at Reception No.00119 and in accordance with Court Decree (Judgment) recorded in Book 516 at Page 494, a distance of 117.72 feet to the Point of Beginning. Said Parcel as described above contains 14.157 acres, more or less.

All bearings shown hereon are relative to a bearing of N89°43'49"W between a GLO brass cap dated 1939 found at the southwest corner of Section 35 and a 3 1/4 inch aluminum cap stamped 18480 and dated 1995 found at the south quarter corner of Section 35.

WHEREAS, the Petition alleges that the requirements of Section 31-12-104, C.R.S., and Section 31-12-105, C.R.S., exist or have been met; and

WHEREAS, the Petitioner owns 100% of the affected property and has signed the Petition; and

WHEREAS, an Annexation Map of the proposed Slate River Annexation has been filed along with said Petition as required by Section 31-12-107(1)(d), C.R.S.; and

WHEREAS, Section 31-12-107(1)(g), C.R.S., requires the Town Council to determine whether the Petition is in substantial compliance with the requirements of the Municipal Annexation Act; and

WHEREAS, the form of the Petition substantially complies with the applicable requirements of the Municipal Annexation Act of 1965, as amended.

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

1. Pursuant to Section 31-12-107(1)(g), C.R.S., the form of the Petition is hereby deemed to be in substantial compliance with Section 31-12-107(1), C.R.S. and the procedures outlined in Sections 31-12-108, 31-12-109 and 31-12-110, C.R.S. shall be followed.

2. The Town Council hereby determines that it shall hold a public hearing to determine if the proposed annexation complies with Sections 31-12-104 and 31-12-105, and to establish whether or not said area is eligible for annexation pursuant to Section 31-12-101, et seq., said hearing to be held at a regular meeting of the Town Council on the 15th day of April, 2019 (not less than 30 nor more than 60 days after the date of this resolution) at the Town of Crested Butte Town Hall.

3. The Town Clerk shall give public notice as follows: A copy of this resolution shall constitute notice that, on the given date and at the given time set by the Town Council, the Town Council shall hold a hearing for the purpose of determining and finding whether the area proposed to be annexed meets the applicable requirements of Sections 31-12-104 and 31-12-105, C.R.S., and is considered eligible for annexation. Said notice shall be published once a week for four consecutive weeks in a paper of general circulation, with the first publication to occur at least 30 days prior to the hearing. The proof of publication shall be returned when the publication is completed, and the certificate of the owner, editor or manager of the newspaper in which said notice if published shall be proof thereof. At least 25 days prior to the hearing, a copy of this resolution and the Petition, as filed, shall also be sent via registered mail by the Town Clerk to the Gunnison County Commissioners, the Gunnison County Attorney, and to the School District, and to any special districts having territory within the area to be annexed.

INTRODUCED, READ AND ADOPTED BEFORE THE TOWN COUNCIL THIS 4th DAY OF MARCH, 2019.

TOWN OF CRESTED BUTTE, COLORADO
James A. Schmidt, Mayor
ATTEST
Lynelle Stanford, Town Clerk
TOWN OF CRESTED BUTTE, COLORADO
/s/ Lynelle Stanford, Town Clerk

Published in the *Crested Butte News*. Issues of March 15, 22, 29 and April 5, 2019. #031518

—AGENDA—

**TOWN OF CRESTED BUTTE
REGULAR TOWN COUNCIL MEETING
MONDAY, MARCH 18, 2019
COUNCIL CHAMBERS, CRESTED BUTTE TOWN HALL**

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

6:00 WORK SESSION

- 1) Creative District Transition Plan.

6:45 2) Year-end Update from Chamber Director Ashley Up-Church.

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

7:02 APPROVAL OF AGENDA

7:04 CONSENT AGENDA

- 1) March 4, 2019 Regular Town Council Meeting Minutes.
- 2) Black and White Ball Special Event Application and Special Event Liquor Permit for June 30, 2019 Closing 4th Street Between Elk Avenue and Maroon Avenue.
- 3) People's Fair Special Event Application for August 31 through September 1, 2019 Closing Elk Avenue from 2nd Street to 4th Street and 3rd Street from Alley to Alley.
- 4) Council Member Appointments to Boards and Committees.
- 5) Letter to the USFS on Comments to the Wild and Scenic Rivers Eligibility Report.
- 6) Update to the Paradise Park, Block 76 Lottery Procedures.

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 PRESENTATION OF BOZAR PROJECT OF THE YEAR

7:20 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.

7:25 STAFF UPDATES

7:35 PUBLIC HEARING

- 1) Ordinance No. 3, Series 2019 - An Ordinance of the

Crested Butte Town Council Amending the Town Code to Amend Crested Butte Municipal Code Section 18-2-30 (6) Concerning Fire Suppression Requirements for Townhomes Under the International Residential Code.

8:00 2) Ordinance No. 8, Series 2019 - An Ordinance of the Crested Butte Town Council Adding Code Section 10-6-60 Prohibiting the Possession of Tobacco/Nicotine Products by Persons Under the Age of Eighteen to the General Offenses Section of the Crested Butte Municipal Code; And Providing Penalties for Violation Thereof.

8:05 3) Ordinance No. 9, Series 2019 - An Ordinance of the Crested Butte Town Council Amending, Chapter 18, Article 2, Section 18-2-30 of the Town Code Related to Building Regulations.

8:10 NEW BUSINESS

1) Ordinance No. 10, Series 2019 - An Ordinance of the Crested Butte Town Council Approving the Lease of Unit A (Located in the Upper Level of the Chamber of Commerce Visitors Center - A Town Owned Building) Located at 601 Elk Avenue to Nautilus Sailing, LLC.

8:15 2) Ordinance No. 11, Series 2019 - An Ordinance of the Crested Butte Town Council Authorizing the Repeal of Section 4-2-90(B)(1) of the Town Code Concerning a Credit for the 1.5% Vendor's Fee Against Taxes Due from Gross Sales.

8:25 3) Ordinance No. 12, Series 2019 - An Ordinance of the Crested Butte Town Council Authorizing the Release of a Deed Restriction on Block 77, Lot 3, Unit B Peeler Town Houses, Paradise Park Subdivision, Town of Crested Butte, Gunnison County, State of Colorado Reception No. 543195 and Replacement with a New Deed Restriction.

8:30 4) Ordinance No. 13, Series 2019 - An Ordinance of the Crested Butte Town Council Re-Codifying Chapter 16, Article 12 Condominiums and Townhouses, and Amending Chapter 17, Articles 1-General Provisions and Article 3-Major and Minor Subdivisions Generally.

8:35 5) Ordinance No. 14, Series 2019 - An Ordinance of the Crested Butte Town Council Authorizing the Sale of Town-Owned Property Legally Described as Lot 6, Block 79 Unit A, 914 Butte

Avenue, Paradise Park Subdivision, Town of Crested Butte, County of Gunnison, State of Colorado to Joseph Carpenter and Katherine Cooke for the Sale Price of \$275,000.00.

8:40 6) Ordinance No. 15, Series 2019 - An Ordinance of the Crested Butte Town Council Authorizing the Sale of Town-Owned Property Legally Described as Lot 6, Block 79 Unit B, 916 Butte Avenue, Paradise Park Subdivision, Town of Crested Butte, County of Gunnison, State of Colorado to Guy Ciulla for the Sale Price of \$275,000.00.

8:45 7) Ordinance No. 16, Series 2019 - An Ordinance of the Crested Butte Town Council Authorizing the Sale of Town-Owned Property Legally Described as Lot 14, Block 79 Unit A, 909 Teocalli Avenue, Paradise Park Subdivision, Town of Crested Butte, County of Gunnison, State of Colorado to Elizabeth Philbin for the Sale Price of \$275,000.00.

8:50 8) Ordinance No. 17, Series 2019 - An Ordinance of the Crested Butte Town Council Authorizing the Sale of Town-Owned Property Legally Described as Lot 14, Block 79 Unit B, 911 Teocalli Avenue, Paradise Park Subdivision, Town of Crested Butte, County of Gunnison, State of Colorado to Chelsea Dalporto- McDowell for the Sale Price Of \$275,000.00.

8:55 LEGAL MATTERS

9:00 COUNCIL REPORTS AND COMMITTEE UPDATES

9:15 OTHER BUSINESS TO COME BEFORE THE COUNCIL

9:25 DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL MEETING SCHEDULE

- Monday, April 1, 2019 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, April 8, 2019 - Planning Commission
- Monday, April 15, 2019 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, May 6, 2019 - 6:00PM Work Session - 7:00PM Regular Council

9:30 ADJOURNMENT

Published in the *Crested Butte News*. Issue of March 15, 2019. #031519

—AGENDA—

**TOWN OF MT. CRESTED BUTTE
REGULAR TOWN COUNCIL MEETING
TUESDAY, MARCH 19, 2019
COUNCIL CHAMBERS**

1. 5:00PM WORK SESSION

Concept Plan Review for a Planned Unit Development for Lots NI-1, NI-2 and ROS-1 Chalet Village Addition 1, AKA 16, 18 and 24 Treasury Road by Pearls Management, LLC

2. 6:00PM CALL TO ORDER

3. ROLL CALL

4. APPROVAL OF MINUTES

- 4.1. Approval of the February 26, 2019 Special Town Council Meeting Minutes
- 4.2. Approval of the March 5, 2019 Regular Town Council Meeting Minutes

5. REPORTS

5.1. Town Manager's Report

5.2. Department Head Reports

5.2.1. Community Development Report

- 5.2.2. Finance
- 5.2.3. Police Department
- 5.2.4. Public Works

5.3. Town Council Reports

5.4. Other Reports

- 5.4.1. Mt. Crested Butte Water and Sanitation District - Mike Fabbre

6. CORRESPONDENCE

7. OLD BUSINESS

- 7.1. Discussion and Possible Consideration of the Date of the 2019 Annual Town Picnic - Tiffany O'Connell
- 7.2. Discussion and Possible Consideration of Amended and Restated Affordable Housing

Deed Restriction for Homestead Subdivision - Carlos Velado

7.3. Discussion and Possible Consideration of Second Amendment to Contract to Buy, Sell and Develop Deed Restricted Housing in Homestead Subdivision - Carlos Velado

8. NEW BUSINESS

8.1. Discussion and Possible Consideration of Ordinance No. 3, Series 2019 - An Ordinance of the Town Council of the Town of Mt. Crested Butte, Colorado, Amending Chapter 21, Zoning, of the Town Code of the Town of Mt. Crested Butte, Colorado (Modifying Setback Regulations and Chapter Organization) - First Reading - Leah Desposato

8.2. Discussion and Possible Consideration of the Fifth Amendment to Annexation and Development Agreement (East Trade Parcel) - Michael Kraatz

9. OTHER BUSINESS

10. PUBLIC COMMENT

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

11. ADJOURNMENT

Published in the *Crested Butte News*. Issue of March 15, 2019. #031520

Legals

**—NOTICE OF PUBLIC HEARING—
CRESTED BUTTE TOWN COUNCIL
ACTING AS TOWN PLANNING COMMISSION
TOWN OF CRESTED BUTTE, COLORADO
SLATE RIVER SUBDIVISION ANNEXATION**

PLEASE TAKE NOTICE THAT, a public hearing, which may result in the granting of certain development rights by the Town Council acting as the Town Planning Commission, will be held on April 15, 2019 beginning at 7:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado for the purpose of considering the following:

A land use application by the Town of Crested Butte, P.O. Box 39, Crested Butte, Colorado 81224 as authorized by Cypress Foothills, LP, 8343 Douglas Avenue, Suite 200, Dallas, Texas concerning an undeveloped 14.157 acre parcel that adjoins the Town of Crested Butte's northeastern municipal boundary and legally described below. Municipal Code land use requirements to be considered include:

- Annexation into the Town of Crested Butte pursuant to Chapter 15, Article 1 Annexation Procedure;
- Establishment of zoning pursuant to Chapter 16, Article 3 Zoning Districts;
- Creation of R1F Residential standards pursuant to Chapter 16, Article 23 Amendments; and
- Major Subdivision Sketch Plan review pursuant to Chapter 17, Article 5 Major Subdivisions.

TOWN OF CRESTED BUTTE

By Bob Nevins, Town Planner

Legal Description (West Parcel-Slate River Subdivision):

A portion of a parcel of land known as Tract Q of Book 516 Page 474, Parcel 13 of Book 552 Page 63, Parcel 1 of Warranty Deed recorded at Reception No. 570819, Parcel 1 of Quitclaim Deed recorded at Reception No. 570822, Parcel 1 of the Correction Warranty Deed recorded at Reception No. 584439, Parcel 1 of the Special Warranty Deed recorded at Reception No. 612899, and the Correction Deed recorded at Reception No. 618498 all located

in the SW 1/4 of Section 35, Township 13 South, Range 86 W of the Sixth PM, Gunnison County, Colorado being more particularly described as follows:

Beginning at a point on the westerly boundary of Trampe Parcel described in Book 516 Page 494 also being on the easterly right of way line of County Road 317 (Gothic Road) as recorded at Reception No. 00119 and being on the south line of the SW1/4 of said Section 35 from which the southwest corner of said Section 35 bears N89°43'49"W a distance of 130.05 feet; thence S89°43'49"E a distance of 17.52 feet to a point on the westerly line of the Dyer Subdivision as recorded at Reception No. 497990; thence along the westerly, northerly and easterly lines of said Dyer Subdivision the following six (6) courses:

- 1) N00°01'42"W a distance of 15.19 feet,
- 2) N89°58'18"E a distance of 495.36 feet,
- 3) N00°01'42"W a distance of 226.55 feet,
- 4) N61°00'00"E a distance of 620.66 feet,
- 5) S79°30'09"E a distance of 381.57 feet,
- 6) N61°00'00"E approximately 31.96 feet to the high water line of the Slate River; thence more or less along the wetland boundary on the southerly bank of the Slate River the following six (6) courses:

- 1) N66°34'01"W a distance of 53.68 feet,
- 2) N42°06'22"W a distance of 87.35 feet,
- 3) N52°37'46"W a distance of 40.69 feet,
- 4) N39°16'35"W a distance of 115.15 feet,
- 5) N32°48'09"W a distance of 178.03 feet,
- 6) N20°36'39"W a distance of 77.30' to a point on the northerly line of the Trampe Partition Parcel 13 and the southerly line of Spann Parcel 22 as described in Court Decree Amended Order of Partition as recorded in Book 552 at Page 63; thence along

the northerly line of said Parcel 13 N90°00'00"W a distance of 547.26 feet to a point on the easterly right of way line of County Road 317 (Gothic Road); thence along said easterly right of way line as described in deeds recorded at Reception No. 474960 and 474961 the following five (5) courses:

- 1) S46°12'21"W a distance of 116.48 feet,
- 2) S35°50'27"W a distance of 185.49 feet,
- 3) S35°50'28"W a distance of 88.19 feet,
- 4) S40°05'13"W a distance of 207.37 feet,
- 5) S39°55'42"W a distance of 238.91 feet; thence continuing along the easterly line of said right of way and westerly line of said Trampe Partition Parcel 13, 155.77 feet along the arc of a non-tangent curve to the left having a radius of 441.28 feet, a central angle of 20°13'30" and a long chord which bears S16°19'42"W a distance of 154.96 feet to a point which is common to the southwest corner of a parcel of land described in Book 518 at Page 403; thence S00°00'04"W continuing along the easterly right of way of said County Road 317 as recorded at Reception No. 00119 and in accordance with Court Decree (Judgment) recorded in Book 516 at Page 494, a distance of 117.72 feet to the Point of Beginning.

Said Parcel as described above contains 14.157 acres, more or less.

All bearings shown hereon are relative to a bearing of N89°43'49"W between a GLO brass cap dated 1939 found at the southwest corner of Section 35 and a 3 1/4 inch aluminum cap stamped 18480 and dated 1995 found at the south quarter corner of Section 35.

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**—NOTICE OF PUBLIC HEARING—
CRESTED BUTTE BOARD OF ZONING AND ARCHITECTURAL REVIEW
TOWN OF CRESTED BUTTE, COLORADO
11, 13, 15 NINTH STREET**

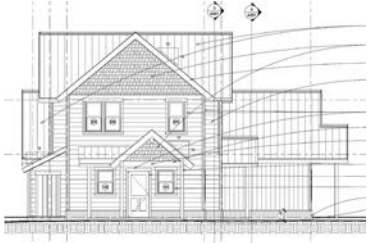
PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on March 26, 2019 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado for the purpose of considering the following:

The application of **Town of Crested Butte in conjunction with Bywater LLC** to construct a triplex to be located at 11, 13, 15 Ninth Street, Block 78, Lot 6 in the R2A zone.

Additional requirements:

- **Architectural approval is required.** (See Attached Drawing)

TOWN OF CRESTED BUTTE



By Jessie Earley, Assistant Design Review and Historic Preservation Coordinator

Published in the *Crested Butte News*. Issues of March 15 and 22, 2019. #031523

**—NOTICE OF PUBLIC HEARING—
CRESTED BUTTE BOARD OF ZONING
AND ARCHITECTURAL REVIEW
TOWN OF CRESTED BUTTE, COLORADO
322 BELLEVUE AVENUE**

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on March 26, 2019 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado for the purpose of considering the following:

The application of **322 Bellevue Avenue, a Colorado LLC** to demolish a portion of the building and reconstruct the second floor and roof of the existing, non-historic commercial building located at 322 Bellevue Avenue, Block 46, Lots 5-6 in the C zone.

Additional requirements:

- **Architectural approval is required.**
- **Permission to demolish a portion of a non-historic commercial building is requested.** (See Attached Drawing)

(See Attached Drawing)



NORTH ELEVATION
SCALE 1/4"=1'-0"

TOWN OF CRESTED BUTTE
By Jessie Earley, Assistant Design Review and Historic Preservation Coordinator

Published in the *Crested Butte News*. Issues of March 15 and 22, 2019. #031526

Classifieds

classifieds@crestedbuttenews.com • phone: (970)349.0500 • fax: (970)349.9876 • www.crestedbuttenews.com

FOR RENT

MT. CRESTED BUTTE: Beautiful 3BD/2.5BA, furnished, wood burning fireplace, beautiful views. Watch the sunrise and skiers ski down the slopes from 2 balconies. No pets, \$2950/mo. 847-769-7800 or liskorinternational@gmail.com. (3/15/32).

IN TOWN 2BD/2BA FULLY FURNISHED CONDO: W/D, off-street parking, on bus route. 6-month lease (4/15-10/14). Heat, water, trash included. Tenant pays electric. \$1750/mo. First, last, security deposit required. Call Dave at 970-729-0101. (3/15/35).

DOG FRIENDLY RENTAL Mt. Crested Butte: Looking for roommate or couple to rent 1 bedroom and bath in a roomy 2 bed/2 full bath fully furnished condo on mountain. \$1300/month for single or \$1500/month for couple. All bills included except electric. Discount for April/May if lease signed by end of March. Texts preferred 469-475-8511. (3/15/58).

WANTED: We are 30 year old professional couple looking for a 1 bedroom or 2 bedroom short term rental or sub-lease preferably close to town for 3-6 months beginning in June. The unit can be furnished or unfurnished. Unit needs to accept pets. Please contact hello@amandadibiase.com if you have a unit available for rent during this timeframe. (3/15/58).

LET CB LODGING HELP YOU take care of your property. Whether it's a short-term or long-term rental property, or if you'd just like help with maintenance or housekeeping. Call us! Paula 970-349-7687. (3/15/32).

FOR RENT

BLACK BEAR CONDO for long term rental. 4BD/4BA with loft, fully furnished, great view of CB Mountain. Across street from WestWall lift, heated parking, bus service. \$3,000/month plus security deposit. Available April 1, no animals allowed. Email rmc-cutchin@sbcglobal.net, or 214-616-7089 for more info and application. (3/15/48).

FOR RENT: Skyland Lodge furnished studio. No pets. \$800/month + electric, includes cable & common area wifi. Available now. Call Paula at CB Lodging, 970-349-7687. (3/15/24).

FOR RENT: 3BD/2BA house in CB South. Garage, W/D, fenced yard, 1 year lease. Available April 15/May 1. Call 970-201-1041. (3/15/23).

EMMONS BASE AREA: Large 1BD/1BA, fully furnished. \$1500, April 1st. Includes Wi-fi, cable, hot tub. No pets. One vehicle only. Send details CC@InvestInCrestedButte.com. (3/15/25).

ELK AVE. APARTMENT: Available March 1st. 670 s.f. \$1,300/mo. 1st and last month rent plus security deposit. Call 970-349-2773 for details. (3/15/22).

FOR RENT

FOR RENT: Three Season's fully furnished 2 bedroom, 2 bath condo, available March 3rd. \$1350/month + low electric bills, includes cable, wifi, pool & hot tub. No pets. Call Paula and CB Lodging, 970-349-7687. (3/15/33).

HOME FOR RENT: 225 Meadows Road. Large 3BD/3BA, 2 car garage on 35 acres in CB South. Fully furnished. 1 dog considered. \$3000/mo., utilities included. Call 970-596-4023. (3/15/29).

COMMERCIAL RENTALS

ELK AVE. RESTAURANT SPACE: Available Fall 2019, 4809 s.f. Call 970-349-2773 for details. (3/15/13).

STORAGE UNITS AVAILABLE for rent in Riverland. 8 x 20 ft. 970-275-1703. (3/15/12).

VACATION RENTALS

3 BEDROOM/3 BATH beautiful home with 2 balconies, fireplace and lots of comfort. Available for long or short term rental. 847-769-7800 or email liskorinternational@gmail.com. (3/15/26).

FOR SALE

BRAND NEW SKI PANTS Helly Hansen, black, women's medium. Tags still on - never worn. Retail at \$180 selling for \$100. Call 209-2978. (3/15/pd/22).

GURKEE'S ROPE SANDALS: Brand new, still has tags on them. Size 6.5-7. \$35. Call 970-275-8910. (3/15/pd/15).

INFLATABLE TRAVEL PILLOW: Travel Smart by Conair. Removable, washable fleece cover with pocket. Used only once, royal blue. \$15. 970-275-8910. (3/15/pd/20).

PET ITEMS FOR SALE: *Pet Bed Cave:* Brand new cozy cave bed with removable plush pillow. Made by Frisco. \$15. *Water Bottle & Bowl:* 20 oz. water bottle with attached pull out water bowl. Brand new. \$10. Call 970-275-8910. (3/15/pd/38).

SNOW TIRES & BMW FACTORY WHEELS: Four (4) factory original BMW 325i wheels with nearly new Hankook Winter Pike studded snow tires. Only two months' wear. Wheel size: 15x7. Bolt pattern 5x120mm. Tires 195/65/R15 91T. \$450. 970-904-0284. (3/15/pd/37).

HOUSEHOLD ITEMS FOR SALE: *Orthopedic Folding Wedge Pillow* from Bed, Bath & Beyond. 10" tall x 12" wide, 16" folded, 31" extended; like new, very clean, \$35. *Electronic Dartboard:* Missing cord but battery operated, \$10 obo. *Back Support Belt:* McGuire-Nicholas, size small, like new, \$10. Call 275-8910. (3/15/pd/46).

KENMORE 19CF FRIDGE: 2 years old. Great condition, 30 x 30 x 65. \$300. Mt. CB, 970-201-5760. (3/15/17).

FOR SALE

BRIGGS & STRATTON 2019 Brand new snow blower 1022EX, 22", cerated auger, 4-cycle OHV9.50 engine. Electric push button start, remote chute on the go rotation handle. All paperwork & warranty. Moving. Orig. price \$495, now \$400. Call 349-6559. (3/15/36).

REAL ESTATE

\$40,000 - FSBO: Affordable 2 bedroom, 1 bath mobile home (structure only) located in quiet, beautiful 3 Rivers park in Almont, walk to prime fishing, rafting; hike, backpack, dirt bike from your house into Natl Forest, walking distance to RTA bus stop. Pay less than rent to own in the Gunnison Valley. Contact Jake at 970-901-9679, photos available upon request. (3/15/pd/60).

6 LOTS ON ELK AVE Zoned B4 residential and/or commercial, PUD ready. \$1,200,000. www.mitchellevans.com, Call Mitch 970-349-5407. (3/15/18).

3500+- AC. MOFFAT 75 min. from Gunny. Ideal for Hemp or Ranch. 3 Pivots, wells, artisans. coloradopremierpartners.com or call Patti Kaech, Broker Premier Partners, Needlerock Realty, 970-261-6267. MLS #743433. (3/15/29).

DEED RESTRICTED LARKSPUR LOT: \$40,000, 0.19 acre lot with endless views in each direction! Call Heather Woodward, Berkshire Hathaway HomeServices. 970-596-1394. (3/15/21).

ClassifiedsWORK

classifieds@crestedbuttenews.com