

20 YEARS AGO today

The following stories appeared in this publication approximately 20 years ago this week. All stories have been edited for space.

Council shocked by Verzuh Ranch demand for vote

by Edward Stern

The crowd was silent and the Crested Butte Town Council visibly shocked as Verzuh Ranch proponents Billy Joe Lacy and Daniel Down delivered their ultimatum: "Vote on it tonight or we're taking it off the table."

The 68-lot development proposed on the existing east boundary of town came before the previous Crested Butte Town Council two years ago. That council passed the project's sketch plan in April 1999. As part of that agreement, the council agreed to charge Lacy and Dow only minimal impact fees in lieu of the developers' agreement to donate 13 acres of land, as well as access easements for the recreation path, the Upper Loop trail, and winter cross-country skiing routes. The land in question is not currently part of the town of Crested Butte and would have to be annexed for the development to come to fruition.

Last November, a new Crested Butte Town Council was elected and charged with negotiating the second phase of Crested Butte's three-phase subdivision process, the preliminary plan.

As required in the preliminary plan process, the council assessed the future financial

impacts to the local school system and transportation costs that would be created by the new development. In addition, they reassessed the previous council's impact fee requirements. In April, they asked the developers to adhere to the town's subdivision regulations and help mitigate the cost of future improvements to parks, police services, snow plowing, and municipal buildings. The new council requested \$820,559 in impact fees, approximately \$736,559 more than the previous council had asked for.

Lacy and Dow responded to the council's offer in a letter dated May 10, 2000. In that letter they offered to pay \$320,000 toward upgrades to the water treatment plant expansion. They also agreed to offer \$72,000 toward construction of street lights, signs, a trail, a cattle guard and two water lines, and toward the paving of the proposed Ninth Street and a portion of the existing Red Lady Avenue.

At the Wednesday, May 17 public hearing, Dow told the council that if they did not immediately accept the counteroffer, he and his partner would end negotiations and divide their land into 35-acre homesites.

The ultimatum was immediately met with shocked reaction by several members of the council.

While the idea of taking one week to sort out the details of the Verzuh preliminary

plan was proposed, both town attorney Laura Magner and town manager Bill Crank described the logistical problems that would come with trying to meet that kind of time frame. The proponents of the development agreed to give the council until June 2 to officially vote on the proposed Verzuh development's preliminary plan.

Crested Butte to be named the next member of Tree City USA

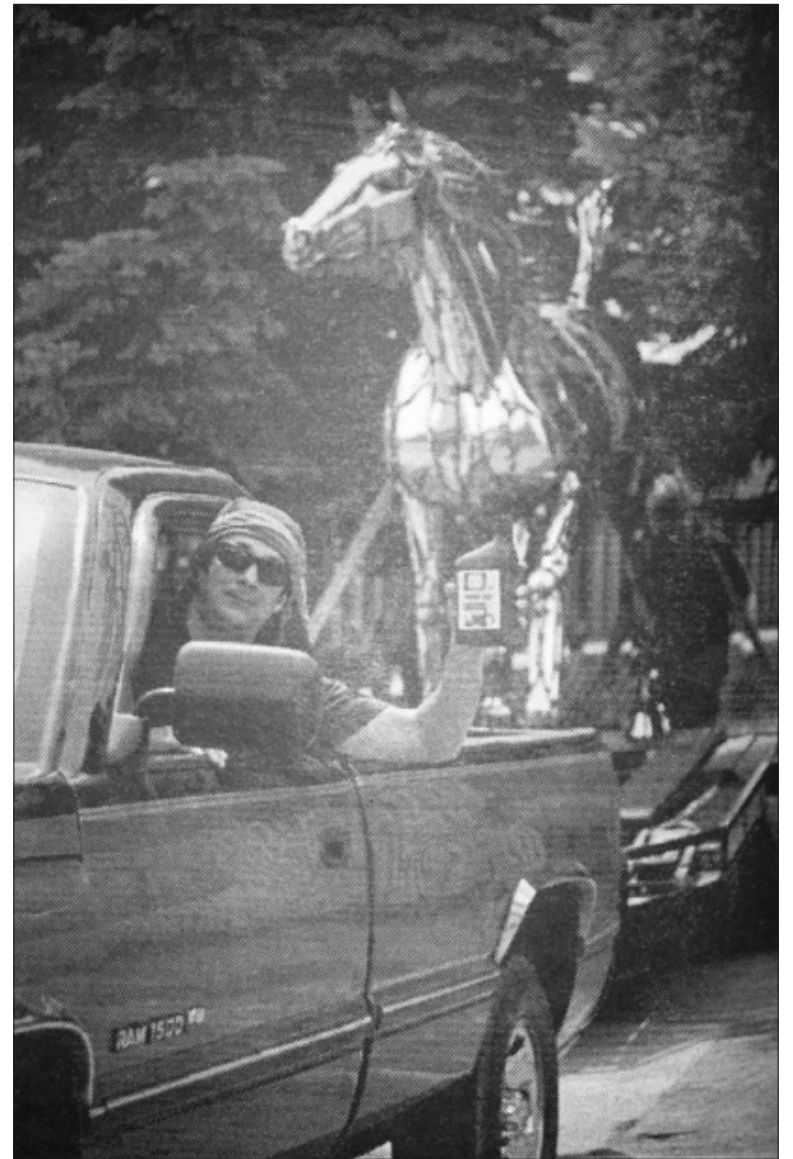
by Edward Stern

Maybe you've seen the signs in tree-laden towns across the country. They say "Welcome to [town name] Tree City USA." On Saturday, June 3, Gunnison forester Joel Stewart will be coming to town to officially proclaim Crested Butte the next designated tree city in the United States.

Even though Crested Butte is not a city, it's a place with trees, at least 400 new ones since the town kicked off their annual Arbor Day tree giveaway program three years ago. For the past three summers, the town has budgeted \$5,000 per year to give local residents free aspen trees for their yards.

Crested Butte Parks and Recreation director Jerry Deverell spearheaded the program. Deverell says that in addition to the official Tree City USA proclamation, this year's giveaway will be marked with another difference as well, a new type of tree.

"We're going to have about 30 cottonwoods to giveaway



Sean Gurrero moves his first piece of art into the sculpture park.

PHOTO BY TIFFANY WARDMAN

this year," he explains. In the past years, the town has given away 130 aspen trees to local yards. This year, 100 aspens will be given away. Deverell explains the addition of cottonwoods to the lineup.

"We want to diversify the types of trees in town," he explains. "That way if an aspen

bug or beetle comes through we'll still have trees that will survive."

Story edited for space.

Nel Burkett is the curator at the Crested Butte Mountain Heritage Museum and enjoys putting the present in the context of history.

Legals

legals@crestedbuttenews.com • phone: 970.349.0500 ext. 112 • fax: 970.349.9876 • www.crestedbuttenews.com

—PUBLIC NOTICE OF A LAND USE CHANGE APPLICATION— CONCERNING THE EXPANSION OF COMMERCIAL USE WITH 19 ADDITIONAL WALK IN CAMPSITES AT CITY OF GUNNISON TAYLOR MOUNTAIN PARK. LOCATED AT SECTION 11 AND 12 51N1E 159.75 ACRES 3000 COUNTY ROAD 742, ALMONT COLORADO

APPLICANT: The applicant is Sam Degenhard of Campfire Ranch representing the property owner, City of Gunnison. LUC-20-00023

PARCEL LOCATION: The property is located at Section 11 and 12 51N1E 159.75 acres, 3000 County Road 742, Almont Colorado.

PROPOSAL: The applicant is proposing

an expansion of the City of Gunnison's Taylor Mountain Park campground, and will serve as vendor/camphost for the City of Gunnison. The applicant is proposing to expand the available inventory of the existing 11 walk-in tent campsites with 19 additional walk-in campsites. The additional campsites will be placed off of the existing campsite access trail located in

the mixed wood and sage area between the existing campground and the day use area of the park. Camping equipment will be rented and stored onsite for use by campground guests. No changes are proposed for the existing parking lots. The proposal is classified as expansion of an existing commercial use.

COMMENT PERIOD: Comments regard-

ing the application will be accepted until 5 p.m. on June 25, 2020. Submit written comments by email (rsabbato@gunnisoncounty.org) or by letter (to the Community Development, 221 N. Wisconsin, Suite D, Gunnison, CO 81230). A copy of the application is available in the Gunnison County Community Development Department, 221 N.

Wisconsin, Suite D, Gunnison, CO; additional information may be obtained by calling the Planning Department (970) 641-0360.

/s/ Rachel Sabbato, Gunnison County Senior Planner

Published in the *Crested Butte News*. Issue of June 12, 2020. #061213

—GUNNISON COUNTY BOARD OF ADJUSTMENTS— PRELIMINARY AGENDA: THURSDAY, JUNE 11, 2020 ZOOM MEETING

Please go to the online meetings tab at <https://www.gunnisoncounty.org/144/Community-and-Economic-Development-for-the-Board-of-Adjustments-ZOOM-meeting-link-and-ID-number-on-June-11,-2020-to-hear-public-comment-concerning-a-request-for-a-setback-variance>.
10:30 a.m. Call to order;

10:35 a.m. Debbie Pennington, public hearing. The applicant is requesting a variance from the 25 foot front property line setback to 13 feet, to allow for the placement of a garden shed. The garden shed is currently located 13' from the south lot line (King Ave.), 17' from the west (single family), 85' east (applicant's single family), and 28' from State

Hwy.133, which is 12' above the parcel, separated by retaining walls. The shed was placed without a building permit and a Stop Work Order was issued to the applicant which she has complied with. The shed has no water, electricity or sewer. BOA-20-00001.
Site visit- google earth virtual BOA decision.

Adjourn
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 specif-

ic agenda item, you may want to call the Planning Department (641-0360) ahead of time to confirm its scheduled time. Anyone needing special accommodations may contact the Planning Department before the meeting.

Published in the *Crested Butte News*. Issue of June 12, 2020. #061216

—REGULAR TOWN COUNCIL MEETING— JUNE 16, 2020 ~ 6:00 P.M. COUNCIL CHAMBERS MT. CRESTED BUTTE, COLORADO DRAFT AGENDA

for the official agenda please go to www.mtcrestedbuttecolorado.us
WORK SESSION – 5:00 PM – Question and answer session with the Tourism and Prosperity Partnership (TAPP)

CALL TO ORDER – 6:00 PM

ROLL CALL

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.

MINUTES

• Approval of the June 2, 2020 Regular Town Council Meeting Minutes

REPORTS

- Town Manager's Report
- Department Head Reports
- Community Development
- Finance
- Police Department
- Public Works
- Town Council Reports
- Crested Butte Conservation Corps – Dave Ochs

CORRESPONDENCE OLD BUSINESS NEW BUSINESS

- Discussion and Possible Consideration of Appointing One (1) Member to Downtown Development Authority– Terms Expire June 2024 – Tiffany O'Connell
- Discussion and Possible Consideration of Contributing to the Gunnison County Utility

- Assistance Fund – Nicholas Kempin and Joe Fitzpatrick.
- Discussion and Possible Consideration of Ordinance No. 3 Series 2020 – An Ordinance of the Town Council of the Town of Mt. Crested Butte, Colorado, Amending Provisions in Chapter 6 Buildings and Building Regulations, Relating to Building Fees, International Residential Code Definitions and Automatic Fire Sprinkler Systems – First Reading – Carlos Velado
- Discussion and Possible Consideration of Ordinance No. 4, Series 2020 – An Ordinance of the Town Council of the Town of Mt. Crested Butte, Colorado, Amending Chapter 19 Taxation, Article IV Use Tax, of the Code of the Town of Mt. Crested Butte, Colorado – First Reading - Carlos Velado and Todd Carroll

- Discussion and Possible Consideration of Approval of a Collaboration Agreement with Gunnison County for the Distribution of the CARES Act Local Government Distribution – Joe Fitzpatrick
 - Discussion and Possible Consideration of a Summer/Fall 2020 Admissions Tax Grant – Nicholas Kempin and Roman Kolodziej
- OTHER BUSINESS**
ADJOURN
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. Public comment on these agenda items is encouraged.

Published in the *Crested Butte News*. Issue of June 12, 2020. #061211

Legals

—LEGAL NOTICE—

Notice is hereby given that a proposed budget has been submitted to the Board of Education of Gunnison Watershed School District for the fiscal year beginning July 1, 2020 and has been filed in the office of the Superintendent where it is available for public inspection. A Public Hearing is scheduled June 15, 2020 at 5:30pm. Such proposed budget will be considered for adoption at a meeting of the Board of Education of said District at 800 N. Boulevard on Monday, June 22, 2020.

Any person paying school taxes in said district may at any time prior to the final adoption of the budget file or register his/her objections thereto.
Board of Education
Dated: June 1, 2020
Gunnison Watershed School District
RE1J
Anne Brookhart, Secretary

Published in the *Crested Butte News*. Issues of June 5, 12 and 19, 2020. #060508

**—MOUNTAIN EXPRESS BOARD OF DIRECTORS MEETING—
AGENDA
THURSDAY, JUNE 18, 2020 ~ 9:00 A.M.
CALL IN MEETING**

- I. Roll Call
- II. Reading and Approval of the Minutes of May 21, 2020 Meeting.
- III. Transit Manager's Operational and Financial Report
A. Operations Report
B. Financial Report
- IV. Unfinished Business
A. Approval of the Gothic Service Intent Letter
- V. New Business
A. Discussion Regarding Policy & Procedures for Expanding and Contracting Service
- VI. Unscheduled Business
- VII. Schedule Next Board Meeting
- VIII. Executive Session – Managing Director Replacement

IX. Adjournment
Meeting Remote Access Information
Thu, Jun 18, 2020 9:00 a.m.
Please join meeting from your computer, tablet or smartphone.
<https://global.gotomeeting.com/join/581751277>

You can also dial in using your phone.
United States: +1 (646) 749-3122
Access Code: 581-751-277
New to GoToMeeting? Get the app now and be ready when your first meeting starts:
<https://global.gotomeeting.com/install/581751277>

Published in the *Crested Butte News*. Issue of June 12, 2020. #061212

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

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on June 23, 2020 beginning at **6:00 p.m.** in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado, specific information can be found on the agenda on the Town website regarding access to the virtual meeting, for the purpose of considering the following:
The application of **Edwin R. Schmidt and Mary K. Schmidt** to construct additions to the existing historic residence located at 320 Whiterock Avenue, Block 39, Lots 6-7 and the

East 19 feet of Lot 8 in the R2C zone.
Additional requirements:
- **Architectural approval is required.**
- **Permission to demolish a portion of a historic structure is requested.**
(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 June 12 and 19, 2020. #061208



North Building elev scale 1/4" = 1'

—NOTICE OF APPROVAL CREATING A VESTED PROPERTY RIGHT—

PLEASE TAKE NOTICE that the Town of Crested Butte approved the following site specific development plan(s) for construction or subdivision within the Town which creates a three year vested property right pursuant to Colorado Revised Statutes, section 24-68-103 (as amended).
The "vested property right" gives the following applicant(s) the right to undertake and conditions of the approval for their site-specific development plan(s).
May 26, 2020:
John Collins and Lisabeth Collins: To make additions to the existing single family residence and construct a new accessory building to be located at 19 Teocalli Avenue, Block 6, Lots 25-26 in the R1 zone. Architectural approval

was granted. Permission to demolish less than 25% of a non-historic structure per Ordinance 34#, Series 2019 was granted. A conditional use permit for a non-residential, heated and/or plumbed accessory building in the R1 zone was granted.
More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO.
TOWN OF CRESTED BUTTE
by Jessie Earley, Assistant Design Review and Historic Preservation Coordinator

Published in the *Crested Butte News*. Issue of June 12, 2020. #061202

—NOTICE OF APPROVAL CREATING A VESTED PROPERTY RIGHT—

PLEASE TAKE NOTICE that the Town of Crested Butte approved the following site specific development plan(s) for construction or subdivision within the Town which creates a three year vested property right pursuant to Colorado Revised Statutes, section 24-68-103 (as amended).
The "vested property right" gives the following applicant(s) the right to under-

take and conditions of the approval for their site-specific development plan(s).
April 28, 2020:
Town of Crested Butte: To site a single family residence and cat barn to be located at 2/4 Tenth Street, Block 80, Lot 1 in the P zone. Architectural approval was granted. A conditional use permit for public owned housing in the P zone was granted.

More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO.
TOWN OF CRESTED BUTTE
by Jessie Earley, Assistant Design Review and Historic Preservation Coordinator

Published in the *Crested Butte News*. Issue of June 12, 2020. #061203

—NOTICE OF APPROVAL CREATING A VESTED PROPERTY RIGHT—

PLEASE TAKE NOTICE that the Town of Crested Butte approved the following site specific development plan(s) for construction or subdivision within the Town which creates a three year vested property right pursuant to Colorado Revised Statutes, section 24-68-103 (as amended).
The "vested property right" gives the following applicant(s) the right to undertake and conditions of the approval for their site-specific development plan(s).
May 26, 2020:
Vaquera House LLC: To make changes to the previously approved plan to the existing building associated with an

existing PUD located at 510 Whiterock Avenue, Block 37, Lots 10-14 in the T zone. Architectural approval was granted for the entry roof, west chimney and south stair addition.
More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO.
TOWN OF CRESTED BUTTE
by Jessie Earley, Assistant Design Review and Historic Preservation Coordinator

Published in the *Crested Butte News*. Issue of June 12, 2020. #061204

—NOTICE OF APPROVAL CREATING A VESTED PROPERTY RIGHT—

PLEASE TAKE NOTICE that the Town of Crested Butte approved the following site specific development plan(s) for construction or subdivision within the Town which creates a three year vested property right pursuant to Colorado Revised Statutes, section 24-68-103 (as amended).
The "vested property right" gives the following applicant(s) the right to undertake and conditions of the

approval for their site-specific development plan(s).
May 26, 2020:
Jordan Williford and Willa Williford: To demolish the existing deck on the South and construct an addition to the rear of the existing single family residence located at 808 Belleview Avenue, Block 65, Lots 13-14 in the R1 zone. Architectural approval was granted.

More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO.
TOWN OF CRESTED BUTTE
by Jessie Earley, Assistant Design Review and Historic Preservation Coordinator

Published in the *Crested Butte News*. Issue of June 12, 2020. #061205

**—NOTICE OF PUBLIC HEARING—
CRESTED BUTTE BOARD OF ZONING
AND ARCHITECTURAL REVIEW
TOWN OF CRESTED BUTTE, COLORADO
207 THIRD STREET**

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on June 23, 2020 beginning at **6:00 p.m.** in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado, specific information can be found on the agenda on the Town website regarding access to the virtual meeting, for the purpose of considering the following:
The application of **Patrick Hoffman** to add a dormer on the South elevation for egress for the existing single family residence located at 207 Third Street, Block 16, Lots 4-5 AKA S50' Lots 1-5 in the R1 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 June 12 and 19, 2020. #061209

**—PLANNING COMMISSION MEETING—
WEDNESDAY, JUNE 17, 2020 ~ 5:00 P.M.
MT. CRESTED BUTTE, COLORADO
GOTO VIRTUAL MEETING**

MINUTES
APPROVAL OF THE MAY 20, 2020 PLANNING COMMISSION MEETING MINUTES.

NEW BUSINESS
PRESENTATION OF PLAQUE TO JAMIE WATT IN RECOGNITION OF HIS 18 YEARS OF SERVICE TO THE CITIZEN'S OF MT. CRESTED BUTTE AS A PLANNING COMMISSION MEMBER FROM APRIL 2002 TO APRIL 2020.

DISCUSSION AND POSSIBLE CONSIDERATION OF MODIFICATIONS TO DRIVEWAY STANDARDS FOR A RESIDENTIAL DRIVEWAY LOCATED AT 54 CINNAMON (LOT 17 CVA 6) AS SUBMITTED BY ANDREW CESATI AND ALLISON YEARY (TODD CARROLL).

POSSIBLE RECOMMENDATION TO TOWN COUNCIL ON A CONDITIONAL USE PERMIT APPLICATION SUBMITTED BY MOLTZ CONSTRUCTION INC. FOR THE INSTALLATION OF 2 TEMPORARY TENTS FOR THE STORAGE OF CONSTRUCTION MATERIALS DURING THE CONSTRUCTION OF THE MT. CRESTED BUTTE WATER AND SANITATION DISTRICT'S WATER

TREATMENT PLANT AND THE CONSTRUCTION OF PROSPECT HOMESTEAD'S REMAINING 22 TOWN-HOMES. THE TENTS ARE PROPOSED TO BE LOCATED ON APPROXIMATELY 3.5 ACRES OF THE 166 ACRE PARCEL SITUATED WITHIN THE 1/4 NE 1/4 NW, OF TOWNSHIP 13 SOUTH, RANGE 86 WEST, TOWN OF MT. CRESTED BUTTE, GUNNISON COUNTY, CO (BASE OF GOLD LINK LIFT AREA). THE PROPERTY IS ZONED PUD (LEAH DESPOSATO).

PUBLIC HEARING ON A VARIANCE APPLICATION ON A CONDITIONAL USE PERMIT FOR A TEMPORARY TENT SUBMITTED BY MOLTZ CONSTRUCTION INC. FOR A DURATION LONGER THAN THE 180 DAYS ALLOWED BY TOWN CODE. THE REQUESTED EXTENSION IS NOT TO EXCEED 18 MONTHS (545 DAYS) FROM THE DATE OF POTENTIAL APPROVAL OF THE VARIANCE AND CONDITIONAL USE APPLICATIONS. THE TEMPORARY TENT IS PROPOSED TO BE LOCATED ON APPROXIMATELY 3.5 ACRES OF THE

166 ACRE PARCEL SITUATED WITHIN THE 1/4 NE 1/4 NW, OF TOWNSHIP 13 SOUTH, RANGE 86 WEST, TOWN OF MT. CRESTED BUTTE, GUNNISON COUNTY, CO (BASE OF GOLD LINK LIFT AREA). THE PROPERTY IS ZONED PUD (LEAH DESPOSATO).

OTHER BUSINESS
ADJOURNMENT
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 June 12, 2020. #061217

GOTO MEETING INSTRUCTIONS
Please join from your computer, tablet or smartphone.
<https://global.gotomeeting.com/join/595821117>

You can also dial in using your phone +1 (669) 224-3412 **Access Code:** 595-821-117

5:00 P.M. – PUBLIC HEARING

PUBLIC HEARING ON A CONDITIONAL USE PERMIT APPLICATION SUBMITTED BY MOLTZ CONSTRUCTION INC. FOR THE INSTALLATION OF 2 TEMPORARY TENTS FOR THE STORAGE OF CONSTRUCTION MATERIALS DURING THE CONSTRUCTION OF THE MT. CRESTED BUTTE WATER AND SANITATION DISTRICT'S WATER TREATMENT PLANT AND THE CONSTRUCTION OF PROSPECT HOMESTEAD'S REMAINING 22 TOWN-HOMES. THE TENTS ARE PROPOSED TO BE LOCATED ON APPROXIMATELY 3.5 ACRES OF THE 166 ACRE PARCEL SITUATED WITHIN THE 1/4 NE 1/4 NW, OF TOWNSHIP 13 SOUTH, RANGE 86 WEST, TOWN OF MT. CRESTED BUTTE, GUNNISON COUN-

TY, CO (BASE OF GOLD LINK LIFT AREA). THE PROPERTY IS ZONED PUD.

PUBLIC HEARING
PUBLIC HEARING ON A VARIANCE APPLICATION ON A CONDITIONAL USE PERMIT FOR A TEMPORARY TENT SUBMITTED BY MOLTZ CONSTRUCTION INC. FOR A DURATION LONGER THAN THE 180 DAYS ALLOWED BY TOWN CODE. THE REQUESTED EXTENSION IS NOT TO EXCEED 18 MONTHS (545 DAYS) FROM THE DATE OF POTENTIAL APPROVAL OF THE VARIANCE AND CONDITIONAL USE APPLICATIONS. THE TEMPORARY TENT IS PROPOSED TO BE LOCATED ON APPROXIMATELY 3.5 ACRES OF THE 166 ACRE PARCEL SITUATED WITHIN THE 1/4 NE 1/4 NW, OF TOWNSHIP 13 SOUTH, RANGE 86 WEST, TOWN OF MT. CRESTED BUTTE, GUNNISON COUNTY, CO (BASE OF GOLD LINK LIFT AREA). THE PROPERTY IS ZONED PUD.
5:00 P.M. – CALL TO ORDER
ROLL CALL

Legals

—TOWN OF MT. CRESTED BUTTE—
ORDINANCE NO. 2
SERIES 2020

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MT. CRESTED BUTTE, COLORADO, AMENDING ORDINANCE NO. 9, SERIES 2019

WHEREAS, the Town of Mt. Crested Butte, Colorado is a home-rule municipality organized under Article XX of the Colorado Constitution; and WHEREAS the Town is authorized to enact land use and licensing regulations; and WHEREAS, the Town Council of the Town of Mt. Crested Butte, Colorado has determined that the short-term rental of accommodation units has impacts upon adjacent properties, public services and the public health, safety, and welfare generally; and WHEREAS, the Council has determined that the licensing and regulation of short-term rentals is necessary to address those impacts generally; and WHEREAS, the Council, in furtherance of those goals, adopted Ordinance No. 9, Series 2019; and WHEREAS, the Council has determined that properties that are required by recorded covenants or by zoning limitations and restrictions to rent units within the property solely on a short-term basis, have uniform building and life safety requirements and inspections which do not create the same potential for impacts to health, safety and welfare; and WHEREAS, Council find it necessary to modify Ordinance No 9, Series 2019, as set forth below NOW, THEREFORE, IT IS ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MT. CRESTED BUTTE, COLORADO, AS FOLLOWS:

Section 1. Chapter 11 Licenses and Business Regulations, Article I. In General, is hereby repealed in its entirety and is reenacted to state as follows:

Chapter 11 LICENSES AND BUSINESS REGULATIONS

ARTICLE I. IN GENERAL

Sec. 11-1 Definitions.

For the purposes of this Chapter, the following terms, phrases, words and their derivations shall have the meanings given herein:

Accommodation unit shall mean any room or group of rooms with or without full kitchen facilities designed for or adapted to occupancy by guests, available for short-term rental by an individual or group of individuals which is intended to be rented on a short-term basis. Included within this definition are hotels, bed and breakfast establishments, condominiums, duplexes and single or multi-family residences.

Advertisement shall mean a non-personal marketing communication to promote the rental of an accommodation unit. This includes paid and non-paid forms of marketing, including print (e.g., mailings, brochures) and electronic means (e.g., internet listings, blogs, e-mail, social media sites).

Building Code means the International Building Code, International Residential Code, International Mechanical Code, International Fuel Gas Code, International Property Maintenance Code, International Existing Buildings Code, and International Fire Code, as such are adopted by the Town.

Peddler shall mean a person who engages in a temporary business of selling and/or delivering wares or merchandise.

Short-Term Rental License means a license granted under the terms of this Article.

Short-Term Rental means any accommodation unit or portion thereof rented for a period of less than thirty (30) consecutive days. Rentals of entire dwelling units, individual rooms, or portions of rooms shall each be considered short-term rentals.

Vendor shall mean any established business not having an operating location within the town at any time during the calendar year, but which

otherwise does business within the town.

(1) A seasonal vendor is a vendor doing business within the town during part of the calendar year, not exceeding four (4) calendar months, which months need not be consecutive.

(2) A regular vendor is a vendor doing business within the town in excess of four (4) calendar months within each calendar year, which months need not be consecutive.

Zoning Administrator shall mean the town manager or designee whose duty it is to enforce the regulations of this chapter.

Sec. 11-2 Applicability and Purpose.

The purpose of this Article is to establish comprehensive licensing provisions to safeguard the public health, safety and welfare, by regulating the use, occupancy, and maintenance of Short-Term Rental properties. This Article shall apply to Short-Term Rental properties only, as defined herein. This Article shall not supersede or affect any private conditions, covenants or restrictions applicable to a particular property. This Article shall not apply to properties which are required by recorded covenants or zoning limitations or restrictions to short-term rent units within the property.

Sec. 11-3 Short-Term Rental License Requirements.

a) License required. All Short-Term Rentals shall be licensed under the terms and provisions of this Article prior to renting a property or listing it as a Short-Term Rental in any fashion, whether individually, or through a broker or other advertising site. A Short-Term Rental License may be issued in all zoning districts.

b) Sales Tax and Business and Occupational License Tax. Prior to the issuance of a Short-Term Rental License, the owner of the property shall provide to the Town proof of current sales tax and business and occupational license tax (BOLT) licenses.

c) Proof of Ownership/Right to Possession. The property owner or lessee shall provide evidence of ownership or right to possession of the proposed Short-Term Rental property.

d) Homeowner Association Approval. Any property governed by a homeowners' association must provide written approval from the association prior receiving a Short-Term Rental License from the Town. This provision shall not apply to short term rentals in the Single-Family Residential District and single family lots in Planned Unit Developments

e) Any property owned by someone other than the applicant for a Short-Term Rental License must provide written authorization by the owner of the property to allow Short-Term Rental.

f) Short-Term Rental Licenses are valid only for the property for which the License is issued and are not transferrable upon conveyance of the property. Upon any conveyance of a licensed property, the new owner shall have thirty (30) days to receive a new License from the Town without being in violation of this chapter.

g) Fee. A fee in the amount set by the Town Council by Resolution shall be paid to the Town annually for a Short-Term Rental license. The initial inspection and one follow-up inspection are included in the fee. Any further inspections necessary to obtain compliance with the Town Code shall be at an additional cost set by Town Council by Resolution.

h) Self-Compliance Affidavit. No license shall be issued without a notarized affidavit, signed by the owner under penalty of perjury, certifying that the short-term rental property is in habitable condition and complies with the health and safety standards identified in the Self-Compliance Affidavit form, and certifying that no additions of square footage, bedrooms, bathrooms, or pillow counts have been made to the property.

i) Parking Plan. The owner of the property shall provide to the Town a site plan for the property showing the number of on-site parking spaces. If the property is governed by a homeowners'

association, the parking plan must be approved by the association. This provision shall not apply to short term rentals in the Single-Family Residential District and single family lots in Planned Unit Developments, except for the Pitchfork Subdivision.

j) Bedroom Count. The number of bedrooms, or sleeping rooms and pillows, shall be confirmed by the Zoning Administrator. Any increase in bedrooms or pillows shall require a new inspection.

k) Local Representative. The owner must identify and provide contact information for a local representative located within a forty-five (45) minute drive of the property. The local representative shall be on call full time (24/7), shall have physical access to the accommodation unit, and shall be authorized to make decisions regarding the accommodation unit on behalf of the licensee. The local representative may be a property management company. It is the owner's responsibility to update this information throughout the term of the License.

l) Initial Inspection. Upon filing a complete application, the property owner shall schedule an inspection of the property with the Zoning Administrator. The inspection shall include Building Code Compliance related to life safety issues, as well as compliance with the approved parking plan. No property shall be granted a Short-Term Rental License unless determined to be in compliance with applicable provisions of the Town of Mt. Crested Butte Municipal Code. A property that has been issued a certificate of occupancy for improvements permitted by the Town and to which modifications cannot be reasonably made as to life safety Building Code provisions, shall be deemed to be in compliance with Town Code, subject to written acknowledgement by the owner or lessee of the property accepting liability and agreeing to indemnify the Town against any claim for any injury occurring on the property due to such issues. The Town may require modifications to any property seeking a License including, but not limited to the addition of fire extinguishers, ladders, handrails, or other life/safety equipment.

Through August 31, 2020 only: a property owner submitting a complete application, including the notarized Self-Compliance Affidavit form, and meeting all other requirements, shall be issued a Provisional Short-Term Rental License. The owner shall then have until 12/31/2021 to complete the initial inspection of the property.

m) Periodic Life-Safety Inspections. Because Short-Term Rentals are, by their nature, intended to be occupied by numerous guests for short periods of occupancy, it is determined that the Town's ability to inspect Short-Term Rentals is in the interest of public safety. Therefore, whenever it is necessary or desirable to make an inspection to enforce the requirements of this ordinance, the Zoning Administrator or designee may enter such accommodation unit at all reasonable times to inspect the same for the purpose of enforcing such special conditions. Provided, that if such Short-Term Rental is occupied, the Zoning Administrator shall first present the proper credentials and request entry, and if such Short-Term Rental is unoccupied, shall first make a reasonable effort to locate the owner, the Local Representative, or other person having charge or control of the Short-Term Rental and request entry. If such entry is refused, or if the Short-Term Rental is locked, the Zoning Administrator shall have recourse to every remedy provided by law to secure entry. When the Zoning Administrator has obtained a proper inspection warrant or other remedy provided by law to secure entry, no owner, occupant, or any other persons having charge, care, or control of any Short-Term Rental shall fail or refuse, after proper request is made herein provided, to promptly permit entry therein by the Zoning Administrator for the pur-

pose of inspection of the Short-Term Rental. No inspection warrant or permission shall be required for the Zoning Administrator to enter and inspect a Short-Term Rental in the case of an emergency involving the potential loss of property or human life.

n) Posting of License and Self-Compliance Affidavit. Each Short-Term Rental property shall post the Short-Term Rental License number and any license conditions (i.e., maximum pillow count, approved parking plan, local representative contact information) inside the property, and on any advertisement of the property. Each Short-Term Rental property shall also post a copy of the Self-Compliance Affidavit in a conspicuous location inside the property.

Sec. 11-4 Duration and Renewal.

A Short-Term Rental License is valid for the duration or remainder of the calendar year. A license holder shall submit an application for License renewal sixty (60) days prior to expiration of the current license.

Sec. 11-5 Taxes.

A Short-Term Rental License holder shall collect and submit all taxes in compliance with state, county, and local law, and remit the same to the proper taxing authority.

Sec. 11-6 Enforcement.

The property owner of any property licensed as a Short-Term Rental shall be liable for any violations of the Town of Mt. Crested Butte Town Code. The Town may enforce the requirements of this Article by any or all of the following means:

- a) The Town may issue a warning letter pursuant to Section 11-7 to any person or entity renting a property as a Short-Term Rental without a License, or for any other violations of the Town Code, and providing a date for cessation or compliance.
- b) The Town may suspend, revoke or refuse to renew a Short-Term Rental License.
- c) The Town may prosecute a civil action pursuant to Town Code provisions applicable to the violation.

The Town shall not accept an application for a new License for the same property for a period of twelve (12) months from the date a License is revoked, unless ownership of the property has transferred to a new owner with no legal or other affiliation to the current ownership.

Sec. 11-7 Notices.

Any notice required by this Article is sufficient if mailed by first-class mail to the address provided by the owner of the property on the most recent License application, provided that notice to the local representative shall also be sufficient to satisfy notice requirements. Secs. 11-8—11-39 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 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 day of May, 2020.

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 2nd day of June, 2020.

TOWN OF MT. CRESTED BUTTE, COLORADO
s:/ Janet R. Farmer
By: Janet R. Farmer, Mayor
ATTEST:
s:/ Tiffany O'Connell
Tiffany O'Connell, Town Clerk

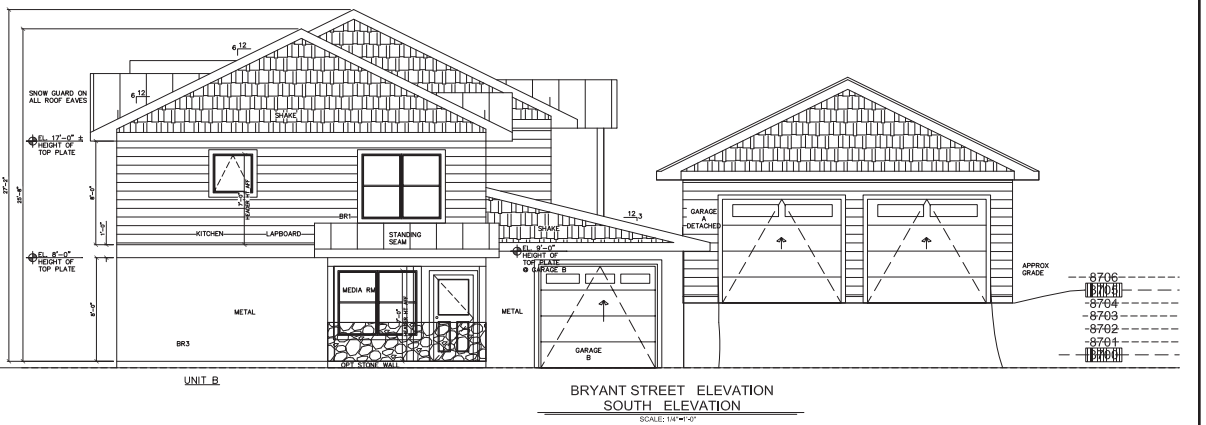
Published in the *Crested Butte News*. Issue of June 12, 2020. #061206

—NOTICE OF HEARING—

CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC. SPECIAL AREA ARCHITECTURAL REVIEW

Location: On-line at Uberconference
Join the call: <https://www.uberconference.com/dom658>
Optional dial-in number: 781-448-4005, PIN: 70089
PLEASE TAKE NOTICE THAT a CB South Design Review Committee hearing will be held on Thursday, June 18th, 2020 for the purpose of considering the following: A Certificate of Appropriateness for the application for a Duplex Residence, on Lot 16, Block 21, Filing #3, a.k.a. 33 Bryant Ave. 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*. Issues of June 5, 12 and 19, 2020. #060511



—A CALL FOR APPLICATIONS—
MT. CRESTED BUTTE WATER & SANITATION DISTRICT
(NOTICE BY PUBLICATION OF)

TO WHOM IT MAY CONCERN, and, particularly, to the electors of the MT. CRESTED BUTTE WATER & SANITATION DISTRICT of Gunnison County, Colorado.
NOTICE IS HEREBY GIVEN that an appointment may be at the regular meeting of the Board of Directors of the Mt. Crested Butte Water & Sanitation District at 5:00PM the 14th day of July. At that time, one (1) director may be

appointed to serve a 3-year term. Eligible electors of the Mt. Crested Butte Water & Sanitation District interested in serving on the board of directors may obtain a Board of Directors Application from the District Designated Election Official (DEO):
Perry W. Solheim
Mt. Crested Butte Water & Sanitation District
PO Box 5740, 100 Gothic Road

Mt. Crested Butte, CO 81225-5740
970-349-7575
psolheim@mcbwsd.com
The DEO can be contacted, and the items required returned, via email.
The deadline to submit a Board of Directors Application is the close of business on July 8, 2020. If the DEO determines a Board of Directors Application is not sufficient, the appli-

cation may be amended once prior to 5:00 p.m. on July 10, 2020. Earlier submittal is encouraged as the deadline will not permit curing of an insufficient form after this date.
By/s/ Perry W Solheim
Designated Election Official

Published in the *Crested Butte News*. Issues of May 29, June 5, 12, 19 and 26, 2020. #052901

Legals

—DISTRICT COURT, WATER DIVISION NO. 2, COLORADO—
TO: ALL INTERESTED PARTIES

Pursuant to C.R.S. 37-92-302, you are hereby notified that the following case is a portion of the resume of applications and amendments filed and/or ordered published during the month of May 2020, in Water Division No. 2. The Water Judge ordered this case be published in the *Crested Butte News* in Gunnison County, Colorado.

The name(s) and address(es) of applicant(s), description of water rights or conditional water rights and description of ruling sought as reflected by said application, or amendment, are as follows.

CASE NO. 2020CW3020 – ANGELVIEW LLC, a TEXAS LIMITED LIABILITY COMPANY, 5585 Hwy 82 Twin Lakes, CO 81251 (Please address all pleadings and inquiries regarding this matter to Applicant's attorneys: Alan G. Hill, and Ashley N. Pollock, Hill & Pollock, LLC, 1528 Wazee Street, Denver CO 80202, (303) 993-4452)

Amended Application for Conditional Underground water rights and for Approval of Plan for Augmentation **LAKE COUNTY**

Applicant is an entity formed or registered under the law of Texas and has complied with all applicable requirements of the State of Colorado and is in good standing with the office of the Colorado Secretary of State. Applicant seeks conditional underground water rights for nineteen (19) tributary wells to be located with property located in Section 18, Township 11 South, Range 80 West of the 6th P.M., in Lake County, Colorado ("AngelView Property"). See Exhibit A attached to the application, a map depicting the AngelView Property and the legal description is attached as Exhibit B to the application. (All exhibits mentioned herein are incorporated by reference and may be inspected at the office of the clerk of this Court.). No part of the AngelView Property lies within a designated groundwater basin. The wells for which conditional underground water rights are sought herein will be used to provide water to residential lots, for domestic use, including, but not by way of limitation, inhouse use, lawn irrigation, stock watering, fire protection, and sanitary purposes. In addition, wells may be used for certain commercial purposes, including a community center, church, and emergency services. Applicant also seeks, in this application, approval of a plan for augmentation to augment the depletions associated with operation of the tributary wells located on the AngelView Property. The augmentation plan will augment net out-of-priority depletions associated with the well pumping, net of septic return flows and lawn grass irrigation return flows. The Water Court has jurisdiction over this application. The Applicant intends to waive the 600 feet well spacing requirement for any wells to be located within the AngelView Property. **FIRST CLAIM FOR RELIEF Conditional Underground Water Rights**

Applicant seeks conditional underground water rights for each of 19 tributary wells to be located within the AngelView Property, each with a maximum pumping rate of 15 gallons per minute, for domestic or commercial purposes, including inhouse use, indoor use, lawn irrigation, stock watering, fire protection, and sanitary purposes. Applicant anticipates 17 residential lots, and three commercial use areas. The appropriation date claimed for each well is April 30,

2020, the date of the original application. Water has not yet been applied to beneficial use. The source of water is groundwater from Bartlett Gulch, tributary to Lake Creek via Twin Lakes, tributary to the Arkansas River and/or Lake Creek via Twin Lakes, tributary to the Arkansas River. The AngelView Property is approximately 70 acres on a tract of land in SE ¼ of Section 18, Township 11 South, Range 80 West of the 6th P.M. and is identified in the property records of Lake County Assessor as Parcel 2901-180-00-004. It bears the situs address of 5585 Highway 82, Twin Lakes, CO 80251. Records also include a variation of the address: 5585 Highway 82, Leadville, CO 80461. Individual lots are not yet assigned street addresses, lot, or block numbers. For purposes of this Application, lot numbers as assigned by the Applicant and depicted on Exhibit C serve only to identify proposed well locations on the AngelView Property. Legal description of wells (location information in UTM format):

Exhibit B Lot ID	Zone 13	
	Easting	Northing
1	381369.71	4327761.41
2	381276.20	4327916.80
3	381249.39	4327825.35
4	381253.51	4327696.78
5	381170.32	4327669.28
6	381149.69	4327883.11
7	381107.06	4327826.04
8	381054.81	4327920.92
9	380931.05	4327894.11
10	381076.12	4327657.59
11	381166.19	4327503.58
12	381086.44	4327427.94
13	380927.61	4327574.39
14	380935.17	4327475.39
15	380954.42	4327348.88
16	380940.67	4327254.68
17	381014.93	4327327.56
18	381079.56	4327687.15
19	381111.20	4327523.40

NOTE: Lots 18 and 19 do not exist. They are used to provide a reference for the chapel and emergency services well locations in ArcGIS. Source of UTM: ArcGIS mapping; Geographic Coordinate System: GCS North American 1983; Datum: D North American 1983; Prime Meridian: Greenwich. Accuracy: Not Applicable – well sites are determined via ArcGIS mapping. The accuracy of the location in the field will depend on the method used to locate the provided well sites. Applicant requests that the court enter a decree for the conditional underground water rights claimed.

SECOND CLAIM FOR RELIEF Approval of Plan for Augmentation

Names of Structures to be Augmented: The Applicant has plans to develop the AngelView Property described in Exhibit B to include various sized separate tracts or lots, with 17 anticipated residential lots, and 2 anticipated commercial lots. A tributary well will be completed on each lot to serve the domestic and irrigation demands of that lot, and the commercial demands, as described and limited herein. Well permit applications have not been submitted at the time of this application for a plan for augmentation. Applicant has not determined the specific locations for all the wells required to withdraw groundwater from the tributary aquifer; however, each well will be constructed within the AngelView Property and each well will be designed so that it withdraws water from the tributary aquifer. Applicant requests the right to locate

the wells required to withdraw the groundwater from the tributary aquifer at any point within the AngelView Property without the necessity of republishing or petitioning the Court for the reopening of any decree. Applicant owns the AngelView Property described herein. Water Rights to Be Used for Augmentation: The source of augmentation water for Applicant's proposed augmentation plan is water derived from Applicant's ownership of two shares of Twin Lakes Reservoir and Canal Company stock. Each share of Twin Lakes stock represents a proportionate interest in Twin Lakes' native Arkansas River basin water rights and in Twin Lakes' Independence Pass Transmountain Diversion System water rights, which system diverts water from headwaters of the Roaring Fork River and its tributaries (which are tributary to the Colorado River) in Pitkin County, Colorado, for direct flow and storage in Twin Lakes Reservoir. The water derived from Twin Lakes' Colorado River basin sources is legally available for one hundred percent consumptive use and reuse, including augmentation purposes. The Twin Lakes water rights are described as follows:

Colorado River Water Rights: Decrees: Case No. 3082, District Court, Garfield County, Colorado August 25, 1936. Case No. W-1901, District Court, Water Division 5, May 12, 1976. Appropriation Date/Priority: August 23, 1930, Priority: No. 431 Source: Roaring Fork River and its tributaries, all tributaries of the Colorado River in Water Division 5, as more fully set forth in the above referenced decrees. Legal Description: This diversion system consists of collection ditches, tunnels, and flumes in Pitkin County, Colorado, on the Roaring Fork River and its tributaries. Water collected in these systems enters the Independence Pass Transmountain Diversion System Tunnel No. 1 and is conveyed to the Arkansas River basin and discharged into Lake Creek from which it enters Twin Lakes Reservoir. Tunnel No. 1 is located in the NW ¼ of Section 24, Township 11 South, Range 83 West of the 6th P.M. The legal description of Twin Lakes Reservoir is described below in the Arkansas River Water Rights section. Use: Direct flow and storage purposes, for irrigation, domestic, commercial, industrial, municipal, and all beneficial uses at any site that is capable of being served by deliveries from either the discharge portal of Tunnel No. 1 into Lake Creek or from storage in Twin Lakes Reservoir. Water from this system may be used, reused, and successively used and disposed of after use. Amount: Direct flow amount for diversion through transmountain tunnels of 625 cfs with an annual limit of 68,000 acre-feet, a running ten-year limit of 570,000 acre-feet, and other limitations set forth in the Decrees.

Arkansas River Water Rights (Twin Lakes Reservoir) Decrees: Case No. 2346, District Court, Chaffee County, Colorado, July 14, 1913. Case No. W-3965, District Court, Water Division 2, April 19, 1974. Appropriation Dates/Priorities: Twin Lakes Reservoir Priority No. 3, December 15, 1896 Twin Lakes Reservoir Priority No. 4, March 25, 1897 Source: Lake Creek and its tributaries tributary to the Arkansas River Use: Storage for irrigation, domestic, commercial, industrial, and municipal purposes on any site in the Arkansas River Basin of

Colorado below the Twin Lakes Reservoir which are capable of being served water by diversion from said Arkansas River. Amount: 54,452 acre-feet Twin Lakes Reservoir Priority No.3: 20,645.3 acre-feet Twin Lakes Reservoir Priority No. 4: 33,806.7 acre-feet Location of Twin Lakes Dam and Reservoir: In all or portions of Sections 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, and 30, all in Township 11 South, Range 80 West of the 6th P.M., in Lake County, Colorado, on Lake Creek, tributary to the Arkansas River. The Twin Lakes Dam axis and centerline of Lake Creek intersect at a point whence the SE corner of Section 23, Township 11 South, Range 80 West, of the 6th P.M. bears South 54°13'8" East, a distance of 3808.10 feet, as more particularly described in the decree in Civil Action No. 5141, District Court, Chaffee County, Colorado. Capacity of Reservoir: 54,452 acre-feet (Twin Lake's portion) Applicant seeks to use the Twin Lakes water rights originating from the Colorado River Basin for augmentation purposes in this application. Applicant reserves the right to make a future water court application for the purposes of quantifying the historical consumptive use associated with the Twin Lakes Arkansas River Water Rights represented by Applicant's two shares. Statement and Description of Plan for Augmentation: Applicant intends to measure and account for the pumping of the wells described herein, and to calculate the net out-of-priority depletions associated with that pumping (pumping less septic and lawn grass return flows). Twin Lakes water will augment the out-of-priority depletions at the time, in the amount and at the location required to prevent injury. Applicant seeks a determination by the court that the adequacy of replacements to Twin Lakes to augment well depletions may not be diminished or affected in any way by claims for future water rights filed after the date of this application. Use and Estimated Demand. The AngelView Property, depicted on Exhibit A, will be developed over time with residential homesites, and limited commercial buildings. The development will consist of approximately 17 home sites on lots of varying acreages of land, each with its own tributary well and non-evaporative wastewater discharge (septic) system. Each lot will be limited, by restrictive covenant, to a specific area of lawn irrigation. In addition, certain commercial uses (community center, church and emergency services building) are contemplated. A preliminary engineering study indicates that full development of the property, employing standard in-house and lawn irrigation water use limitations, and standard commercial water use limitations for the commercial uses proposed, will have an annual demand of approximately 9 acre-feet per year. Total net depletions, after return flows, are calculated to be approximately 1.46 acre-feet per year. Augmentation and Replacement of Depletions. Stream Systems Affected: Bartlett Gulch, tributary to Lake Creek via Twin Lakes, tributary to the Arkansas River, and Lake Creek via Twin Lakes, tributary to the Arkansas River. Summary of Augmentation Plan. Applicant will dedicate the water rights associated with its two Twin Lakes shares (Colorado River) to the operation of the plan for augmentation. The consumptive use component associated with Applicant's two shares will be

sufficient to augment all out-of-priority depletions from the pumping of Applicant's wells. Administration of Plan for Augmentation: The Applicant or any successor in interest shall install and maintain such measuring devices and maintain such accounting forms as necessary to demonstrate the adequacy of Applicant's augmentation efforts as a minimum requirement for administration of its augmentation obligations hereunder. Applicant shall make reports to the Division Engineer as required. Retained Jurisdiction: Applicant requests the Court to retain jurisdiction for a period to be determined after the entry of the decree to protect against injury to other water rights. Applicant requests that any party or entity invoking such retained jurisdiction must make a prima facie case that injury to its water rights has been actually caused by Applicant's withdrawals or operation of this plan for augmentation. Further, Applicant requests that the Court retain jurisdiction to resolve any controversy which may arise with respect to well construction, well location(s), and amount, timing, and location of replacements hereunder. WHEREFORE, Applicant prays for a decree adjudicating the conditional underground water rights described herein, and approving the plan for augmentation described herein; finding that the proposed plan for augmentation is contemplated by law and approving the plan; finding that the owners and users of vested water rights and conditional water rights will not be adversely affected by depletions from the underground water rights described herein if the proposed augmentation plan is operated under the terms and conditions of a decree entered herein; and for such further relief as the court deems proper.

THE WATER RIGHTS CLAIMED BY THE FOREGOING APPLICATION(S) MAY AFFECT IN PRIORITY ANY WATER RIGHTS CLAIMED OR HERETOFORE ADJUDICATED WITHIN THIS DIVISION AND OWNERS OF AFFECTED RIGHTS MUST APPEAR TO OBJECT AND PROTEST WITHIN THE TIME PROVIDED BY STATUTE, OR BE FOREVER BARRED.

YOU ARE HEREBY NOTIFIED that any party who wishes to oppose an application, or application as amended, may file with the Water Clerk a verified statement of opposition setting forth facts as to why the application should not be granted, or why it should be granted only in part or on certain conditions, such statement of opposition must be filed by the last day of July 2020, (forms available at Clerk's office or at www.courts.state.co.us, must be served on parties and certificate of service must be completed; filing fee \$192.00). The foregoing are resumes and the entire application, amendments, exhibits, maps and any other attachments filed in each case may be examined in the office of the Clerk for Water Division No. 2, at the address shown below. Witness my hand and the seal of this Court this 4th day of June 2020.

/s/ Michele M. Santistevan
Michele M. Santistevan, Clerk
District Court Water Div. 2
501 N. Elizabeth Street, Suite 116
Pueblo, CO 81003
(719) 404-8832
(Court seal)

Published in the *Crested Butte News*. Issue of June 12, 2020. #061201

—GUNNISON WATERSHED SCHOOL DISTRICT—
JUNE 15, 2020 ~ 5:30 P.M.

REGULAR MEETING/BUDGET PUBLIC HEARING
LAKE SCHOOL CONFERENCE ROOM
GUNNISON, CO

- 5:30 I.** Call to Order
II. Roll Call
III. Pledge of Allegiance
IV. Modifications/Approval of Agenda—ACTION ITEM
V. Commendations and recognition of visitors
*Visitors who wish to address the Board, please complete a public participation form
VI. Administrative Action Summaries
A. Return to School update - Dr. Nichols
B. FY20-21 Budget update - Ms. Mills
VII. Action Items
A. Consent Grouping
Note: Items under the consent grouping are considered routine and will be enacted under one motion. There will not be separate discussion of these items prior to the time the board votes unless a Board Member requests an item be clarified or even removed from the grouping for separate consideration.

- The Superintendent recommends approval of the following:**
1. Board of Education Minutes
a. June 1, 2020—Regular meeting/Proposed Budget
2. Finance*
Approve for payment, as presented by the Business Manager, warrants as indicated:
a. General Account # (last update 6/1/2020)
b. Payroll Direct Deposit # (last update 6/1/2020)
3. Personnel*
a. Resignation of Jewel Millard-SPED Educational Assistant-GHS
b. Elise Brown-Special Education teacher-GMS (re-hire)
c. Jarrod Hinton-District Athletic Director
4. Correspondence
B. New Business
1. First reading of policy:

- The Superintendent recommends approval of the following:**
C. Old Business
Second reading of policy:
a. DBK- Fiscal Emergencies—ACTION ITEM
VIII. Comments from the Public
*Visitors who wish to address the Board, please complete a public participation form
IX. Items introduced by Board Members
X. Board Committee Reports
XI. Forthcoming Agendas/Meeting Dates and Times
A. Monday, June 22, 2020—Budget Adoption/Regular meeting@5:30 Lake
XII. Adjournment

Published in the *Crested Butte News*. Issue of June 12, 2020. #061215

Legals

**—NOTICE OF PUBLIC HEARING—
CRESTED BUTTE BOARD OF ZONING
AND ARCHITECTURAL REVIEW
TOWN OF CRESTED BUTTE, COLORADO
319-321 WHITEROCK AVENUE**

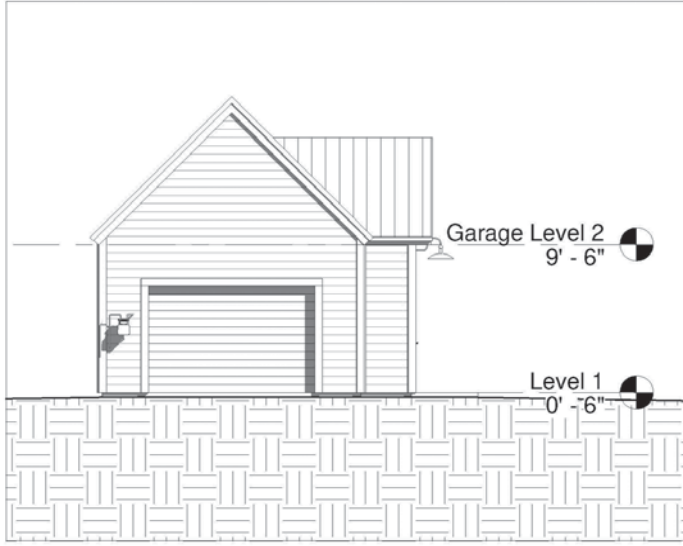
PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on June 23, 2020 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado, specific information can be found on the agenda on the Town website regarding access to the virtual meeting, for the purpose of considering the following:

The application of **Owen Whiterock LLC** to make changes to the previously approved plan adding a partial basement and window changes to the duplex to change the proposed accessory dwelling unit to an accessory building to be located at 319-321 Whiterock Avenue, Tract 1 of the Owen Subdivision 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.

(See attached drawing)
TOWN OF CRESTED BUTTE

By Jessie Earley, Assistant Design Review and Historic Preservation Coordinator



6 319 1/2 WRA Garage North
1/8" = 1'-0"

Published in the *Crested Butte News*. Issues of June 12 and 19, 2020. #061210

**—NOTICE OF PUBLIC HEARING—
CRESTED BUTTE BOARD OF ZONING
AND ARCHITECTURAL REVIEW
TOWN OF CRESTED BUTTE, COLORADO
824 GOTHIC AVENUE, UNIT B OF THE
LEFTOVER SALMON TOWNHOMES**

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on June 23, 2020 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado, specific information can be found on the agenda on the Town website regarding access to the virtual meeting, for the purpose of considering the following:

The application of **Richard Davis Paylor** to make a shed addition to the west elevation of the existing triplex to be located at 824 Gothic Avenue, Unit B of the Leftover Salmon Townhomes, Block 76, Tract 2 in the R2A zone. Additional requirements:

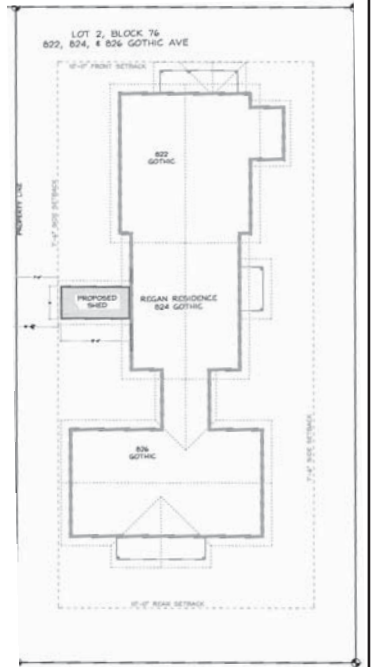
- Architectural approval is required.

(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 June 12 and 19, 2020. #061207



**—AGENDA—
TOWN OF CRESTED BUTTE
REGULAR TOWN COUNCIL MEETING
MONDAY, JUNE 15, 2020**

Meeting Information to Connect Remotely.

Please use the address below to join the webinar:

<https://us02web.zoom.us/j/85672438714>

Or Telephone: Dial: US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 205 6099 or +1 301 715 8592 or +1 312 626 6799

Webinar ID: 856 7243 8714

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

7:00 REGULAR COUNCIL MEETING CALLED TO ORDER BY

MAYOR OR MAYOR PRO-TEM

7:02 APPROVAL OF AGENDA

7:04 CONSENT AGENDA

- 1) June 1, 2020 Regular Town Council Meeting Minutes.
- 2) June 8, 2020 Special Town Council Meeting Minutes.
- 3) Certification of Town's Official Zoning Map.
- 4) Approving a Letter to the Gunnison Watershed School District Board of Education Regarding Preliminary Site Designs for Expansion at the Crested Butte Community School Campus.

5) Approval of the Use of Town Property for Modifying the Liquor Licensed Premises of: Tincup Pasty Co, Teocalli Tamale Company, Secret Stash/Red Room, Talk of the Town, McGill's, Elk Avenue Prime, Brick Oven Pizzeria, Princess Wine Bar & Western Design Co, The Sunflower, Montanya Distillers, Coal Creek Grill, Kochevars Saloon,

Bonez, Public House, The Eldo, Pitas in Parades, Sherpa Café, The Dogwood, Marchitelli's Gourmet Noodle Inc, Paradise Café, and Ryce Asian Bistro.

6) Amend the Location of the Sunday Farmers Market to Include Both the 100 Block and the 10 Block of Elk Avenue.

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) Ordinance No. 16, Series 2020 - An Ordinance of the Crested Butte Town Council Repealing the Adoption of the 2010 Model Traffic Code and, in its Place, Adopting by Reference the 2020 Edition of the Model Traffic Code for Colorado Municipalities; and Providing Penalties for Violation Thereof.

2) New Brew Pub License for Public House LLC DBA Public

House Located at 202 Elk Avenue.

7:40 New Brew Pub License for Belleview Brew House LLC DBA Irwin Beer Company Located at 326 Belleview Avenue.

7:50 OLD BUSINESS

- 1) Updated Financial Forecast and Discussion.
 - a) Construction Schedule for Hockey Changing Rooms at Big Mine Park.
- 2) Approval for the Request of Use of Public Property for Businesses Not Located on Elk Avenue.

8:40 LEGAL MATTERS

8:45 COUNCIL REPORTS AND COMMITTEE UPDATES

9:00 OTHER BUSINESS TO COME BEFORE THE COUNCIL

9:10 DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND

COUNCIL MEETING SCHEDULE

- Monday, July 6, 2020 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, July 20, 2020 - 6:00PM Work Session - 7:00PM Regular Council
- Tuesday, August 4, 2020 - 6:00PM Work Session - 7:00PM Regular Council

9:15 ADJOURNMENT

Published in the *Crested Butte News*. Issue of June 12, 2020. #061214

Classifieds

classifieds@crestedbuttenews.com • phone: 970.349.0500 ext. 112 • fax: 970.349.9876 • www.crestedbuttenews.com

FOR RENT

CB SOUTH HOME: 3BD/2.5BA, 1 car garage w/ extra storage room upstairs. 1 dog negotiable. Avail. June 1. \$2600/mo. + utilities. Call or text 503-341-7507. (6/12/26).

IN TOWN: Great space and location, perfect for home office. 3bed/2bath sunny, open floor plan. W/D, no pets/no smoking. Long term lease preferred. Avail immediately. \$2150 + utilities. Call 248-866-2593. (6/12/32).

GUNNISON: 3 bedroom townhome with deck, partially remodeled. \$1,650 + utilities. Good pets are considered! Available July 1st! 970-209-8050. (6/12/18).

2 BEDROOM/2 BATH fully furnished Three Seasons condo. \$1400/month, includes cable and wi-fi, low elec. bills, no pets. Email paula@crestedbuttelodging.com. (6/12/23).

2/3 FURNISHED TOWNHOUSE on the mountain! Amazing views, balcony, garage, sauna, washer/dryer, hardwood floors, quiet dead end street, walking distance to bus stops and the ski area! \$2,250 No smokers! Dogs considered! 970-209-1568. (6/12/34).

ROOM IN DOWNTOWN HOUSE: Adorable, relaxed place, big-fenced-in yard, front-sunny yard. Clean, newer, quiet. Can come with queen bed or unfurnished room. \$900 +util. 970-209-8050. (6/12/25).

MT. CB CONDO: 3BD/2BA, sunny south end unit on bus loop. Furnished. NS/NP. References required. \$1,950/mo. + elec. Please text 970-596-8666. (6/12/23).

FOR RENT

BEAUTIFUL MT. CB TOWN HOME: 3BD/2.5BA, furnished, fireplace, pets ok, hardwood floors, beautiful views. \$2750 plus utilities for long term rental. Short term: \$3,900 utilities included. 847-769-7800, liskorinternational@gmail.com. (6/12/30).

LONG-TERM RENTAL IN TOWN: Available now. Fully furnished 3BD/2BA, den, living room. Chef's kitchen, new appliances, in-floor heating. Spacious manicured yard with patio, hot tub, off-street parking. No smoking. No pets. \$3800/month plus utilities. Call Jason: 970-749-3370. (6/12/39).

BEAUTIFUL RIVERFRONT HOME: 3000 sq.ft., 3BD/3 bath, den, living room, kitchen/sitting nook, 2 car garage, quiet cul-de-sac, furnished, fishing access. Available now. No smoking. Txt 970-209-7058. (6/12/28).

ISO RENTAL NEEDED: 11 yr. full time local w/ great references. Self employed house cleaner. Prefer in town solo rental. Also interested in care taking main house if you have an accessory dwelling/above garage apartment. 7 year old well behaved dog. Kelsey 206-890-3825. (6/12/44).

CLIFFHANGER RENTAL: 2000 sq.ft., 2BD/2 bath, nestled on bluff overlooking East River on quiet cul-de-sac, furnished, fishing access. Available now. No smoking. Txt 970-209-7058. (6/12/25).

NICELY REMODELED 3BD/2BA in town condo. Convenient, sunny, spacious wrap around deck. No pets, no smoking or vaping of any kind, \$2950/mo. Call Carolyn 970-349-6339. (6/12/27).

FOR RENT

2BD/1BA MERIDIAN LAKE APARTMENT: New, modern, in-floor heat, high ceilings, south facing views of CB Mountain and Whetstone. A very quiet and tranquil environment. Unfurnished, with fridge, W/D, heated garage. NP/NS. \$1600/month, includes all utilities, satellite TV, internet. alonzoji@hotmail.com. (6/12/44).

FOR RENT IN MT. CRESTED BUTTE: Quiet roommate for large bedroom in 3 bedroom house. Spacious living/kitchen area, large deck & yard, great views, off-street parking, on bus route. No smoking, no pets. \$950/mo. + shared utilities. 1 year lease. 970-275-8442. (6/12/41).

2 BED PLUS LOFT/1.5 BATH in town. This top floor unit comes unfurnished and has a nice open floor plan. Bright sunny unit with skylights in the loft. Sorry, no pets! \$1650/mo. plus utilities. Looking for a 1 year lease. Call Carolyn 970-349-6339. (6/12/45).

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. (6/12/32).

3BD/2.5BA FURNISHED CB HOME available Aug. 4 - Sept. 10. High end finishes throughout, new stainless appliances, fenced-in yard. The perfect CB Summer House! Call/text 970-901-3232 for more information. (6/19/30).

IN TOWN: Long term rental house. 5 bedroom, WD/DW, off-street parking. Dog ok. \$3600 plus util. 970-209-7353. (6/12/18).

FOR RENT

IN TOWN: 2 bedroom 2 bath furnished Solstice condo with garage. Pet negotiable. \$2000/month + electric and gas. Email Paula@crestedbuttelodging.com. (6/12/21).

1 BEDROOM nicely furnished Emmons condo. Ski in/out \$1300/month, includes cable and wi-fi, no pets. Email paula@crestedbuttelodging.com. (6/12/20).

MT. CB SUNNY 3BD/2BA CONDO: Completely remodeled. 5' jacuzzi bath, covered private deck, great view, on bus shuttle, slab granite, stainless appliances, wood floors. \$1750/month. 970-209-0177. (6/12/28).

FULLY FURNISHED: 4 bedroom/4 bath in town. Seventh & Teocalli. Great yard and multiple decks. 30 day minimum rental. Call or text for more info 918-231-1623. (6/12/26).

SUMMER RENTAL: Fully furnished 1BD/1BA plus office in Meridian Lake. Ground level, private entrance, patio. Available July 1, \$1650 month, \$1000 deposit, includes all utilities. 1 person only, no pets. Two month minimum, possibly longer. 970-209-6667. (6/12/37).

FOR RENT IN GUNNISON: Very nice, quiet & secluded location. No pets. Call to apply 970-641-5174. (6/12/15).

MT. CRESTED BUTTE CONDO: 3BD/3BA, long term rental, fully furnished, swimming pool, private patio. \$2300 month + electric, incl. wi-fi/cable. Available now. Contact 303-907-8957. (6/12/25).

FOR RENT

LONG TERM RENTAL AVAILABLE on Elk Avenue: Fully furnished 3BD/2BA available from October through June 2021. Open floor plan LR/DR/KIT with new stainless steel appliances. Gas fireplace, hardwood floors, W/D, large fenced yard with private deck on Coal Creek. Off-street parking, one block to town shuttle. No smoking. Well behaved pet negotiable. \$3,000 per month plus utilities. Please email info@mountainhm.com for more information and photos. (6/12/70).

2BD/1BA + LOFT CONDO on the mountain. Available June 25. \$1600 plus deposit. Water, sewer, trash included + electricity. 1 approved dog allowed. No smoking/marijuana or vaping. Ray at 970-270-9683. (6/19/30).

VACATION RENTALS

IN TOWN 4BD HOME: Month long Vacation Rental available June 15 - July 25. Works for 1 or 2 families. Pets ok. Near Rainbow Park. \$2,000/week, discount for 30+ days. Call/text 970-417-7848. (6/19/33).

COMMERCIAL RENTALS

PRIME OFFICES for rent in Whiterock Professional Building at 502 Whiterock. Available immediately. Ground floor, three units can be combined or rented separately. Call Heather at 970-497-0871. (6/12/27).