

# 20 YEARS AGO today

BY STU DONLON

These stories appeared in this publication 20 years ago this week.

## Ruling in sage grouse case has national implications

On June 4, 2004, U.S. District Judge Reggie Walton ordered the U.S. Fish and Wildlife Service to stop a five-year-old policy that has kept hundreds of animals and plants from being given due consideration for placement on the endangered species list.

The ruling took place in a case filed against U.S. Interior Secretary Gale Norton by the American Lands Alliance et al., a case specifically challenging the status of the Gunnison sage grouse.

Specifically, Walton ruled on June 4 against the Fish and Wildlife Service's use of the "Petition Management Guidance Policy," in the case of the Gunnison sage grouse. The policy, which began during the Clinton era, stated that the Fish and Wildlife Service (FWS) did not have to consider endangered species petitions from special interest groups if

the agency had already found the species a "candidate species."

A candidate species is one that the FWS has found warrants consideration for protection but is "precluded" from protection because of higher agency priorities.

Groups petitioning the listing of the 117 animals and 139 plants currently in the "candidate category," have argued against the Fish and Wildlife Service's use of the Petition Management Guidance Policy, claiming that the policy's stalling of the process could lead to the extinction of animals such as the Gunnison sage grouse.

The Gunnison sage grouse (*Centrocercus minimus*), soon to be renamed simply the "Gunnison grouse" by the American Ornithologists' Union, is a distinct species of sage grouse that appears in small, isolated populations in southwest Colorado and southeast Utah. Conservationists petitioned for Endangered Species Act protection for the grouse in 2000, when the total population comprised approxi-



Thousands of music lovers attended the One World Festival in Mt. Crested Butte in 1998 and 1999. Now KBUT is planning its own homegrown festival for this fall. PHOTO BY TIFFANY WARDMAN

mately 3,500 individuals. However, the species has continued to decline by as much as 30 percent in the past two years, to fewer than 2,700 birds.

In March, the American Lands Alliance, the Center for Native Ecosystems, The Larch Company and Sinapu filed suit on behalf of the sage grouse in federal district court. The coalition is represented by the Western Environmental Law Center.

Following the recent ruling in that case, representatives of the American Lands Alliance stated that it was their intention to use the decision to have the Gunnison sage grouse placed on the endangered species list as soon as possible.

## KBUT planning for first Crested Butte Alpine Jam this fall

"This idea was born with a view towards the future"

BY MICHAEL HORN

Local music enthusiasts are leading the charge as KBUT gears up to host the Crested Butte Alpine Jam, a music festival that will take place at the outdoor stage attached to the Center for the Arts, on Saturday, September 11, from 11 a.m. to 7 p.m. This one-day event will feature four musical acts, beer from New Belgium Brewery, food and retail booths, a children's tent/ family area, with a variety of activities and entertainment for all.

According to KBUT's events and volunteer coordinator Josh Elmer, "This idea was born with a view towards the future. We are starting this year with a one-day

event, while trying to lay claim to it and have local people involved. This is a real grassroots effort, and in the next three or four years we would like to see it grow into one of the biggest events of the summer."

A number of people are involved in the development and production of this festival, including Elmer, KBUT board member Tracy Williams-Hastings, the Center for the Arts program director Diana Ralston, and Aaron Kahn and Annie White of Mountain Grown Productions, a music production company based in Crested Butte.

"This group of people came together with a vision for the whole community, and we were well aware of the problems with the 'One World' festival, so we wanted to ensure that the Crested Butte Alpine Jam would be run and produced by local people," Elmer said.

The One World festival was a major three-day music festival that took place at the Crested Butte Mountain Resort (CBMR) base area during the summers of 1998 and 1999. The event was organized by Jud Schwartz, a promoter based in Placerville, and it brought headline acts and thousands of people to town.

Relations between Schwartz and the community became strained after Schwartz struggled to meet pre-festival expectations.

KBUT has so far booked one band for the Crested Butte Alpine Jam. The 17-member Colorado Ambassadors is a high-energy

gospel group scheduled to kick off the day's festivities. KBUT is trying to recruit a diverse group of musical acts, ranging from blues, rock, and ska to bluegrass and reggae, but they need the donations to start flowing in so they can secure the highest quality acts possible.

Although funding the festival was not included in KBUT's budget for this year, the radio station will pay for insurance, security and other expenses, Elmer said.

Elmer added that the festival organizers are looking into camping accommodations for out-of-town visitors and are trying to book bands at bars around town to continue the party into the evening.

The weekend will host the "Butte Box Derby" scheduled for Friday night, the Crested Butte Alpine Jam on Saturday and the Fall Festival of Beers closing out the weekend on Sunday.

Elmer said donations are starting to trickle in, with Waste Management donating trash receptacles, Crested Butte Mountain Resort providing fencing, and Mountain Grown Productions donating their sound system and production services. Elmer added that KBUT has applied for some grants to assist in the fundraising effort.

Benefits received from various levels of sponsorship include a link on the festival's web page, recognition on the radio as the presenting sponsor, VIP tickets, the sponsor's name and logo on festival banners and t-shirts, and much more.



Elk Avenue attracted new wildlife last Thursday, June 3 with the arrival of two bronze sculptures outside of Scala's Gallery near the Four-way stop.

PHOTO BY CHRIS LADOULIS

# Legals

legals@crestedbuttenews.com • phone: 970.349.0500 ext. 105 • www.crestedbuttenews.com

—AGENDA—  
TOWN OF CRESTED BUTTE  
REGULAR TOWN COUNCIL MEETING  
TOWN COUNCIL CHAMBERS  
507 MAROON AVE; CRESTED BUTTE, CO  
MONDAY, JUNE 17, 2024

**Meeting Information to Connect Remotely:**

https://us02web.zoom.us/j/81985364336  
Or Telephone: Dial +1 719 359 4580 US +1 253 205 0468 US +1 669 444 9171 US +1 360 209 5623 US +1 386 347 5053 US +1 507 473 4847 US +1 564 217 2000 US +1 646 931 3860 US +1 689 278 1000 US +1 305 224 1968 US +1 309 205 3325 US  
Webinar ID: 819 8536 4336

Public comments may be submitted at any time to the entire Council via email at [towncouncil@crestedbutte-co.gov](mailto:towncouncil@crestedbutte-co.gov).

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

**5:30 WORK SESSION – JOINT WORK SESSION WITH BOZAR**

1) Compass Plans Integration – Plan Integration and Process Check-In; Presentation of the Draft Historic Preservation Plan; and CAP Alternatives.

Staff Contact: Community Development Director Troy Russ

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

**7:01 APPROVAL OF AGENDA**

**7:02 CONSENT AGENDA**

1) May 29, 2024 Special Town Council Meeting Minutes.  
Staff Contact: Town Clerk Lynelle Stanford  
2) June 3, 2024 Regular Town Council Meeting Minutes.  
Staff Contact: Deputy Town Clerk Kellie Cheever  
3) July 4th Parade and Block Party Special Event Application Closing Elk Avenue from 9th Street to 2nd Street; 2nd Street from Elk Avenue to Whiterock Avenue, including the Water Fight Zone at Big

Mine Park and Special Event Liquor Permit for 3rd Street, from Alley to Alley, Spanning Elk Avenue on July 4th, 2024.

Staff Contact: Deputy Town Clerk Kellie Cheever

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. Council members may request that an item be removed from Consent Agenda prior to the Council's vote. Items removed from the Consent Agenda will be considered under New Business.

**7:03 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 may be limited to five minutes.

**7:10 STAFF UPDATES**

**7:15 LEGAL MATTERS**

**7:20 PUBLIC HEARING**

1) (Second Reading) Ordinance No. 6, Series 2024 - An Ordinance of the Crested Butte Town Council Authorizing the Sale of 822 Gothic Avenue, #2A, Crested Butte.

Staff Contact: Housing Director Erin Ganser

2) Transfer of Retail Dispensary Permit from PG Retail LLC DBA Backcountry Cannabis Company to MC Loud LLC DBA Backcountry Cannabis Company for the Location of 329 Belleview Avenue, Unit A.

Staff Contact: Town Clerk Lynelle Stanford

**7:30 NEW BUSINESS**

1) Town of Crested Butte and Gunnison Watershed School District Intergovernmental Agreement (IGA) for Funding the Design of

the Red Lady Intersection.

Staff Contact: Community Development Director Troy Russ

**7:50** 2) Discussion on the Letter to the Crested Butte Community from the Town Council regarding Parking Regulations.

Contact: Council Members Mallika Magner and Anna Fenerty

**8:05** 3) Whetstone Working Group Process Discussion.

Staff Contact: Town Manager Dara MacDonald

**8:20 COUNCIL REPORTS AND COMMITTEE UPDATES**

**8:25 OTHER BUSINESS TO COME BEFORE THE COUNCIL**

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

• Monday, June 24, 2024 - 6:00PM to 8:00PM Work Session (Whetstone)

• Monday, July 1, 2024 - 6:00PM Work Session - 7:00PM Regular Council

• Monday, July 15, 2024 - 6:00PM Work Session - 7:00PM Regular Council

• Tuesday, August 6, 2024 - 6:00PM Work Session - 7:00PM Regular Council

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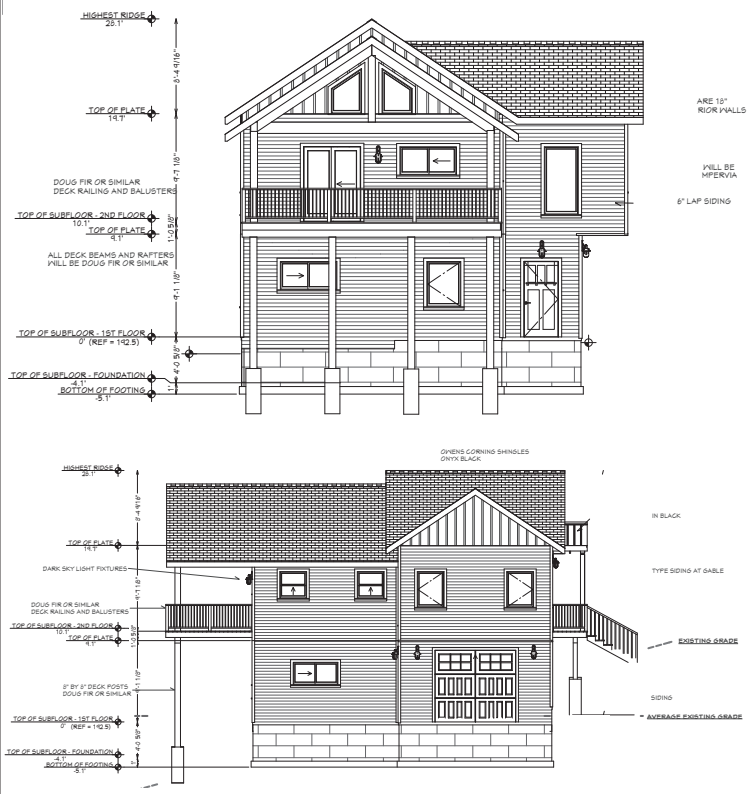


**—NOTICE OF DRC MEETING—  
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC.  
SPECIAL AREA ARCHITECTURAL DESIGN REVIEW  
CB SOUTH POA OFFICE,  
61 TEOCALLI ROAD, CRESTED BUTTE, CO 81224**

**Join virtually: Email staff@cbsouth.net for a Zoom invitation**  
PLEASE TAKE NOTICE THAT a CB South Property Owners Association Design Review Committee meeting will be held on Thursday, May 23, 2024, at 5:30 p.m. for the purpose of considering the following:  
*Design Review* for the application for **Wilson, Single-Family Residence, Lot 40, Block 17, Filing #3, AKA 795 Cascadilla Street.**  
A complete set of plans can be viewed at the Crested Butte South P.O.A. Office, 61 Teocalli Road by appointment.

There is a 14-day public comment period in which comments regarding the above-referenced project may be submitted in writing to the Design Review Committee. The 14-day public comment period shall be from June 7, 2024 to June 21, 2024. Comments may be submitted to the CB South Design Review Manager by email at [drcmanager@cbsouth.net](mailto:drcmanager@cbsouth.net), by mail or in person to the address listed above. Comments must be professional.

Published in the *Crested Butte News*. Issues of June 7, 14 and 21, 2024. #060711



**—MOUNTAIN EXPRESS BOARD OF DIRECTORS MEETING—  
AGENDA  
JUNE 20, 2024 ~ 9:00 A.M.  
TOWN OF CB CHAMBERS AND REMOTE VIA ZOOM**

- I. Roll Call – 9:00 a.m.
  - II. Public Comment – 9:05 a.m.
  - III. Reading and Approval of the Meeting Minutes from May 30th – 9:10 a.m.
  - IV. Presentation of annual audit by Michael Jenkins of McMahan and Associates – 9:15AM  
**MOTION 006.2024:** The Board of Directors adopts the annual audit as presented.
  - V. Staff Report – 9:30 AM
  - VI. Unfinished Business – 9:45 AM
    - A. Review and approval of Scope of Work for Fehr & Peers for the Mountain Express 5 Year Transit Plan
      - i. **MOTION 004.2024:** The Board of Directors approves the Fehr & Peers 5 Year Transit Plan Scope of Work as presented.
  - VII. New Business – 10:00 AM
    - A. Director presents report on employee satisfaction results survey and subsequent report on how to increase employee morale
  - VIII. Unscheduled Business – 10:15 a.m.
  - IX. Schedule Next Board Meeting – 10:20 a.m.
  - X. Adjournment – 10:25 a.m.
- Zoom Remote Access:**  
<https://us06web.zoom.us/j/85159518049?pwd=HgRJV6e0GCf0agMxOLEAzPmMdh2NDt.1>  
 Meeting ID: 851 5951 8049  
 Passcode: 350481

Published in the *Crested Butte News*. Issue of June 14, 2024. #061403

**deadline tuesday at noon**  
**970.349.0500 ext. 105**  
**legals@crestedbuttenews.com**

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

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on June 25, 2024, 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:  
 Consideration of the application of **Crested Butte Synergy in conjunction with Angela Booth dba Paradise**

**Café** to expand the interior square footage of the restaurant use in the existing building located at 435 Sixth Street, Block 25, Lots 27-29 and part of 30 in the B2 zone district.  
**- An expansion of a conditional use permit for a restaurant use in the B2 zone district is required.**  
 TOWN OF CRESTED BUTTE  
 By Madison Manning, Planning Technician

Published in the *Crested Butte News*. Issue of June 14, 2024. #061401

**—NOTICE OF DRC MEETING—  
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC.  
SPECIAL AREA ARCHITECTURAL DESIGN REVIEW  
CB SOUTH POA OFFICE,  
61 TEOCALLI ROAD, CRESTED BUTTE, CO 81224**

**Join virtually: Email staff@cbsouth.net for a Zoom invitation**  
PLEASE TAKE NOTICE THAT a CB South Property Owners Association Design Review Committee meeting will be held on Thursday, June 27, 2024, at 5:30 p.m. for the purpose of considering the following:  
*Design Review* for the application for **Mattson & Stayley, Duplex Remodel and Addition, Lot 32, Block 14, Filing #1 AKA 35 Stephenson, Units A & B.** A complete set of plans can be viewed at the Crested Butte South P.O.A. Office, 61 Teocalli Road by appointment.

There is a 14-day public comment period in which comments regarding the above-referenced project may be submitted in writing to the Design Review Committee. The 14-day public comment period shall be from June 7, 2024 to June 21, 2024. Comments may be submitted to the CB South Design Review Manager by email at [drcmanager@cbsouth.net](mailto:drcmanager@cbsouth.net), by mail or in person to the address listed above. Comments must be professional.

Published in the *Crested Butte News*. Issues of June 7, 14 and 21, 2024. #060712



**—NOTICE OF CB SOUTH P.O.A.  
BOARD MEMBER ELECTIONS—  
REQUEST FOR NOMINATIONS**

If any property owners are interested in running for a seat on the P.O.A. Board of Directors, we are taking nominations **now through Thursday, July 11, 2024, 4 pm deadline.** Nomination forms are available at the P.O.A. Office or on our website ([www.cbsouth.net](http://www.cbsouth.net)). All nominees must be a property owner and Association member, in good standing with all 2024 Dues to be paid in full. The Board of Directors position is a 2-year commitment. Please return your nomination form to 61 Teocalli Road or email it to [staff@cbsouth.net](mailto:staff@cbsouth.net). Please state the following at

a minimum: your name, address, length of ownership in CB South, occupation, and include a brief biography with your reason for wanting to serve.  
 Thank you,  
 Crested Butte South Property Owners Association  
 Derek Harwell  
 Association Manager

Published in the *Crested Butte News*. Issues of May 24, 31, June 7 and 14, 2024. #052404

**—NOTICE OF DRC MEETING—  
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC.  
SPECIAL AREA ARCHITECTURAL DESIGN REVIEW  
CB SOUTH POA OFFICE,  
61 TEOCALLI ROAD, CRESTED BUTTE, CO 81224**

**Join virtually: Email staff@cbsouth.net for a Zoom invitation**  
PLEASE TAKE NOTICE THAT a CB South Property Owners Association Design Review Committee meeting will be held on Thursday, June 27, 2024, at 5:30 p.m. for the purpose of considering the following:

*Design Review* for the application for **Derousseau, The Ravens Townhouses, Duplex Residence, Lot 19, Block 23, Filing #3, AKA 419 Zeligman.** A complete set of plans can be viewed at the Crested Butte South P.O.A. Office, 61 Teocalli Road by appointment.  
 There is a 14-day public comment period in which comments regarding the above-referenced project may be submitted in writing to the Design Review Committee. The 14-day public comment period shall be from June 7, 2024 to June 21, 2024. Comments may be submitted to the CB South Design Review Manager by email at [drcmanager@cbsouth.net](mailto:drcmanager@cbsouth.net), by mail or in person to the address listed above. Comments must be professional.

Published in the *Crested Butte News*. Issues of June 7, 14 and 21, 2024. #060713



**—DESIGN REVIEW COMMITTEE (DRC)—  
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION  
NOTICE OF PUBLIC MEETING  
AGENDA  
THURSDAY, JUNE 27, 2024 ~ 5:30 P.M.  
CB SOUTH POA, 61 TEOCALLI ROAD**

**Join virtually: Email staff@cbsouth.net for a Zoom invitation**  
 Questions about this Agenda/Meeting can be directed to 970- 349-1162 or [info@cbsouth.net](mailto:info@cbsouth.net) or viewed at: [www.cbsouth.net](http://www.cbsouth.net)  
**5:30 PM** Call to Order  
**5:35 PM** Approve Minutes from May 23, 2024  
 Declaration of Notices  
**Business:**

**5:40 PM** Design Review for **Wilson, Single-Family Residence, Lot 40, Block 17, Filing #3, AKA 795 Cascadilla Street.**  
**6:25 PM** Design Review for **Mattson & Stayley, Duplex Remodel and Addition, Lot 32, Block 14, Filing #1 AKA 35 Stephenson, Units A & B.**  
**7:10 PM** Design Review for **Derousseau, The Ravens Townhouses, Duplex Residence,**

**Lot 19, Block 23, Filing #3, AKA 419 Zeligman.**  
**Other Business**  
**8:00 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 minutes prior to the listed times. A complete set of plans can be viewed at the Crested Butte South POA office, 61 Teocalli Road, by appointment.

Published in the *Crested Butte News*. Issues of June 7, 14 and 21, 2024. #060710