



Town of Silverton

REGULAR MEETING – Silverton Board of Trustees
Silverton Town Hall – February 12, 2024
Call to Order & Roll Call –7:00pm

ATTENTION: The Town of Silverton Trustee meetings are being conducted in a hybrid virtual/in-person. Instructions for public participation in Town Trustee meetings are as follows:

- Zoom Webinar Link: <https://us02web.zoom.us/j/88637487127>
- By Telephone: Dial 669-900-6833 and enter Webinar ID 886 3748 7127 when prompted.
- YouTube (live and recorded for later viewing, does not support public comment):
www.youtube.com/channel/UCmJgal9lUXK5TZahHugprpQ

If you would like to make a public comment during a specific Agenda Item, please submit a request to the Town Administrator at gkaasch-buerger@silverton.co.us

MEETING PROTOCOLS: Please turn off cell phones; be respectful and take personal conversations into the lobby. The public is invited to attend all regular meetings and work sessions of the Board of Trustees. Please be advised, public comment will not be taken during the work session meetings. Closing Public Comment must be related to an agenda item.

Regular Meeting @ 7:00pm

- 1) Staff and/or Board Revisions to Agenda
- 2) Public Comment - *Comments must be limited to three (3) minutes in duration.*
- 3) Presentations/Proclamations
- 4) New Business
 - a) PUBLIC HEARING: 1129 Greene St Exterior Renovations within the Architectural Review Overlay District and Historic Overlay District
 - b) PUBLIC HEARING: Ordinance 2024-01 An Ordinance Amending Chapter 16, Article 4, Division 6, of the Silverton Municipal Code by amending the requirements of the Architectural Review Overlay District
 - c) Notice of Petition to Annex and Resolution 2024-03 Substantial Compliance Resolution for the Annexation of Anvil Mountain Subdivision
 - d) Alternative Silverton Liquor Authority Hearing Officer RFQ Release
- 5) Approval of Consent Agenda Items
 - a) Payroll
 - b) Meeting Minutes 1.22.24, 2.5.24
 - c) Accounts Payable
 - d) 2024 Law Enforcement Contract
 - e) Letter of Support for DOLA Local Planning Capacity Grant Submission
 - f) SPECIAL EVENT NOTICE: Skijoring 2/16-2/19
- 6) Staff Reports
- 7) Committee/Board Reports
 - a) Historic Review Committee 1.24
 - b) Silverton Chamber of Commerce Meeting 1.24



Town of Silverton

- c) Region 9 Economic Development Board Meeting 1.25
 - 8) Trustee Reports
 - 9) Continued Business
 - a) Resolution 2024-04 A Resolution to amend and approve the refuse fund rates for commercial businesses for the Town of Silverton
 - b) Blair Street Revitalization Funding Update
 - 10) Public Comment
- Adjourn**

Up-coming Meeting Dates:

- 2.20 @9am Finance Committee Meeting
- 2.21 @6pm Code Rewrite Learning Session
- 2.26 @6pm Silverton Housing Authority Meeting (REQUESTED)
- 2.26 @7pm Regular Meeting

End of Agenda

STAFF REPORT

To: Board of Trustees
From: Chris Masar, *Contracted Town Planner, CPS*
Through: Gloria Kaasch-Buerger, *Town Administrator*
Lucy Mulvihill, *Community Development Coordinator*
Date: February 12th, 2024
RE: Consideration Of the Review For Exterior Renovations within the AROD and Historic Overlay District located at 1129 Greene.

PROJECT SITE: 1129 Greene Street, North of 11th St., between Greene St. and Reese St. Lot 17-18, Block 28, Silverton, San Juan County, Colorado. Parcel #:48291730280019.

APPLICANTS/OWNERS: Citizens State Bank,
Alexander Price and Doug Price

ZONING DISTRICT: Business Pedestrian (B-P) District,
Section 16-3-50, Silverton Town Code

OVERLAY DISTRICTS: Historic Overlay District,
Architectural Review Overlay District (AROD)

PURPOSE OF REVIEW:

Town Code, Chapter 16, Article 4, Division 5, Historic Overlay District, states that the standards and review procedure shall apply to new construction and to any façade or exterior building alterations on existing structures viewable to the public, excluding items of routine maintenance.

Town code, chapter 16, article 4, division 6, architectural review overlay district (arod), states that the standards and review procedure shall apply to new construction, and to any façade or exterior building alterations on existing structures, as viewed from the heritage tourism corridor, excluding items of routine maintenance. The requirements for the AROD shall be in addition to all underlying zoning district and any other overlay district requirements. If requirements differ, then the most stringent shall apply.

APPLICATION:

The applicant submitted the required paper documents and associated application fee on December 1, 2023.

PUBLIC NOTICE:

Posted on Town website on Thursday January 11, 2024.

Mailed to adjacent landowners Thursday January 11, 2024.

Posted within the Silverton Standard and Miner newspaper on Thursday January 11, 2024.



PUBLIC COMMENT:

As of February 5, 2023, no public comments have been formally received in regard to this application.

ADJACENT PROPERTIES:

The properties to the north, south, and east are zoned Business Pedestrian (B-P) District, and the properties to the west are zoned R-1 single family residential.

PARCEL SIZE AND ACCESS:

The project site consists of two lots which total 5,000 sq. Ft. Adjacent to Greene Street. Vehicular access is proposed to remain off Greene Street and via the alley to the west of the building.

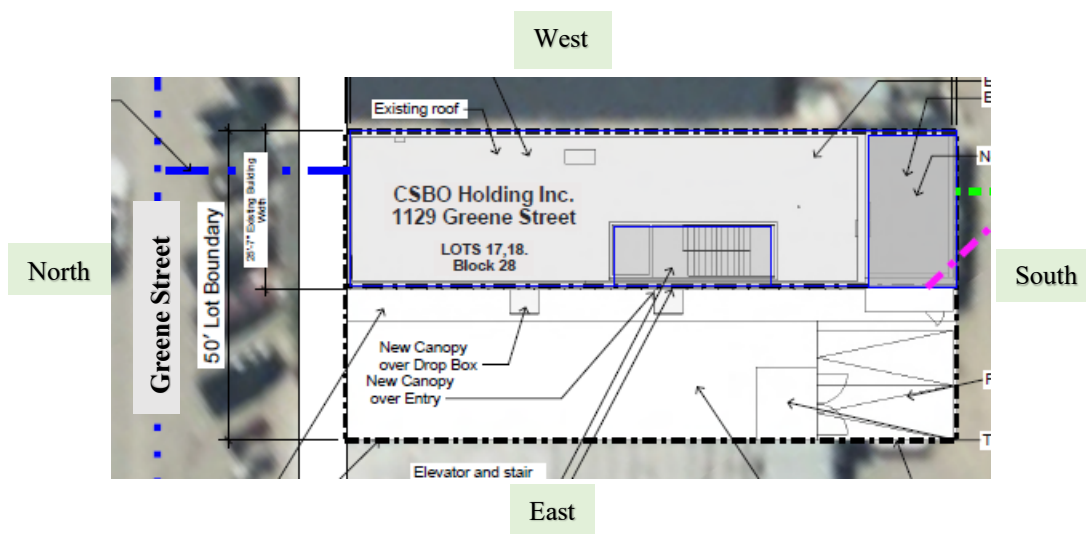
Analysis of Request:

Proposed Improvements:

Application materials state that improvements include the replacement of windows, conversion of the existing ground floor restaurant into a bank with a rear apartment, converting the upstairs apartment into two apartments. Two of the proposed apartments will serve as workforce housing for the bank employees and the third apartment will be used as a vacation rental. The application was adjusted following the HRC meeting to include the removal of the elevator access to the rooftop which reduced the height from 45' to 40'.

Site Directional Key:

Please use the following diagram related to directions of facades when reviewing the application material.



Existing and Historic Greene Street Frontage:



Historic Image



Existing Conditions

Land Use & Dimensional Standards:

The proposed *bank and apartments* are uses permitted by right within the B-P zoning district.

The following table indicates the dimensional requirements for buildings in the B-P zone district.

Standard	Required	Proposed	Compliant?
Minimum Lot Area	2,500 sq. ft.	5,000 sq. ft.	Yes
Minimum Lot Width	25'	25'	Yes
Maximum Height of Structure	40' B-P District	40'	Yes
Minimum Floor Area of Dwelling Unit	500 sq. ft.	586 sq. ft.	Yes
Front Setback	0'	0'	Yes
Side Setback	0'	0'	Yes
Rear Setback	5'	7"	NA

The submitted application materials demonstrate that the proposed improvements meet the lot size requirement for the zoning district and overlay districts. The application was adjusted following the HRC meeting to include the removal of the elevator access to the rooftop which reduced the height from 45' to 40'. The application will no longer have to receive a variance from the BOA for the height since it meets the height restrictions within the BP zone district and Historic Overlay District.

Code Standard Evaluation:

Historic Overlay District (Chapter 16, Article 4, Division 5)

District Requirements

- a) *Setbacks. Buildings shall abut the front property line. Building facades may be recessed if an arcade or similar structure abuts the front setback. Architectural projections, including cornices, balconies, canopies, awnings and entry features, may encroach into public rights-of-way where contextually appropriate, subject to permits as required by this Code.*

The existing structure abuts the front property line, meeting this standard.

Structure use and character. Commercial uses shall be contained in one- to three-story mixed-use structures with commercial and retail uses on the ground level and above and/or apartment dwellings or offices on the upper levels. Such buildings shall vary in terms of footprint and architectural elevations. Building scale shall be compatible with adjacent buildings. The maximum ground level footprint of any building shall be 5,000 square feet, and the maximum height shall be 40 feet.

- 1) Special condition, single-story structures. Single-story structures need not be mixed-use.*
- 2) Special condition, residential structures. Residential structures shall be one to three stories and compatible with adjacent structures and the Historic Overlay District overall. For the aesthetics of the Historic Overlay District, the use of a structure is irrelevant and does not justify any exemption from these regulations.*

The original application included an elevator and stair enclosure which exceeded the 40' height restriction in the BP zone district and Historic Overlay District. Following the HRC meeting, the applicants elected to revise the plans to exclude the elevator access to the roof and kept the stair access. This change has reduced the proposed building height to 40', meeting both the zoning and overlay district's height restriction so a variance is no longer required.

The first floor of the proposed structure will contain a bank with a rear apartment. Staff has made a determination regarding this code section and how it applies to the application specifically related to apartment dwellings located on the upper levels. Staff has determined that:

1. The intent of the mixed-use zone districts within the Historic Overlay District is to allow mixes of uses that are compatible with each other.
 2. Single-use structures allow residential uses on the ground floor; however, mixed-use structures allow commercial on the ground floor but restrict residential to 2nd floor and above.
 3. Allowing commercial and residential uses on the ground floor of multi-story, mixed use buildings is compatible with surrounding uses and structures since both commercial and residential uses are allowed on the ground floor in single-use and single-story structures.
- b) Facade treatments. Large buildings shall be articulated or designed to resemble the character and scale of the original buildings in that district, with each storefront 25 feet wide or less. Elements that should be consistent with the district and adjacent buildings include kickplates, plate glass commercial windows, vertically oriented window treatment, window head and sill details, oriel windows, paneled entry doors*

with transom above, columns with bases and capitals, belt course elements, quality of materials and craftsmanship, sidelights, storefront cornice (denials, brackets, corbels), upper cornice and parapet detail (corbelled treatments), and signage. Refer to Appendix 16-A, Design Vocabulary, attached to this Chapter, for examples of architecture that is encouraged by this Section.

The application materials demonstrate that the proposed exterior improvements meet the façade treatment code requirements.

- c) *Entries. On the first floor, entries shall incorporate glass doors and large, vertically oriented store front windows.*

All proposed entries incorporate glass doors and the bank entrance off of Greene street includes vertically oriented store front windows.

Windows. On all stories, windows shall be vertically oriented and organized in a symmetrical, balanced and regular pattern.

All windows are vertically oriented except where affected by the neighboring building on the West elevation.

- d) *Awnings and canopies. Awnings or canopies over the public right-of-way are permitted.*

The application materials demonstrate one awning on the East elevation. No awnings are proposed over the public right-of-way.

- e) *Screening. All air conditioning units, HVAC systems, exhaust pipes or stacks, elevator housing, satellite dishes and other telecommunications receiving devices shall be screened from street-front view.*

The application materials show a stair housing enclosure along the East elevation (true north side of building). The stair housing is setback on the roof where it should be screened from the street view, however, since there is no longer a building along the east elevation, the stair housing enclosure may be seen from Greene street. The door to access the stair housing will not be seen from the east elevation.

- f) *Blank walls. Where publicly viewable and compliant with adopted building codes, blank, windowless walls are prohibited.*

No blank walls are proposed.

Architectural Review Overlay District (AROD) (Chapter 16, Article 4, Division 6)

District Requirements

1) Additional Design Standards

- a. *Existing historic buildings, and existing buildings over 1,000 square feet in floor area and over 50 years old, within the Architectural Review Overlay District, shall not be demolished, without the applicant adequately demonstrating to the Historic Review Committee that repair of the building is not feasible.*

This standard is not applicable since the existing structure is not proposed to be demolished.

- b. *As viewed from the Heritage Tourism Corridor, proposed visual/aesthetic modernization of the historic architectural style/facade of existing structures in the Architectural Review Overlay District is not acceptable.*

Modifications appear to meet this standard as they are not proposing to modernize the structure.

- c. *The Committee may add site-specific conditions of approval to individual applications, with the intent of retaining the Town's Historic Landmark designation, including but not limited to the following elements visible from the Heritage Tourism Corridor:*

- *Site layout, site/building orientation;*
- *Landscaping, screening, fencing;*
- *Architectural, structural, mass, and scale design requirements, for the purpose of compatibility with existing structures;*
- *Signage and lighting requirements;*
- *Restrictions regarding outdoor storage, junkyards, reflectivity of building materials, windowless walls, garage doors, service yards, storage yards and facilities;*
- *Above ground utility components;*
- *Grading and parking lots;*
- *and conditions on proposed design components, which are or will be visible from the Heritage Tourism Corridor.*

The proposed structure is in conformance with site layout standards including site/building orientation as described in the Builder's Handbook. Staff finds that no special conditions are necessary in relation to items not provided in the application materials.

Architectural Design Standards for Historic Districts (Builder's Handbook)

Silverton's Historic Commercial District

Silverton's Blair Street commercial district displayed the Victorian theme, but with its own more flamboyant style. Colors were (and still are) more vivid. Second floor balconies and marquees, over-looking the street, are common. Sidewalks, often boardwalks, were covered with porches. Hotels and rooming houses often had rear stairways, landings, and balconies.

Building materials used in the construction of the Blair Street Historic District were wood (with horizontal or vertical siding) and brick. Victorian decorative features such as Queen Anne shingles, brackets, decorative belt courses, and cornices were also used, but much less frequently than on Greene Street. Most of the buildings were of the same basic form as those on Greene Street: large rectangular structures that filled a 25' by 100' lot with roofs that gently sloped to the alley. These buildings may have had a false front façade with a parapet and some decorative detailing at the roof line. Often room was left off the alley for balconies and stairways.

Design Standards for Silverton Greene Street Historic Commercial Buildings

Exterior Structural Characteristics:

1. Preserve the false front facades and roof lines, including parapets and cornices.

The proposed renovations include preserving the existing architectural characteristics.

2. Locate mechanical and service equipment, and satellite dishes so that they are not visible from the public street and do not detract from the historic appearance of the building.

The application materials show a stair housing enclosure along the East elevation. The stair housing is setback on the roof where it should be screened from the street view, however, since there is no longer a building along the east elevation, the elevator and stair housing enclosure may be seen from Greene street. The door to access the stair housing will not be seen from the east elevation.

3. Preserve the original storefront design of the building including large vertically elongated first floor windows, transoms, and kickplates.

The proposed renovations include preserving the original storefront design with vertically oriented windows.

4. Preserve the design of the second-floor windows and other features that separately distinguish each floor such as lintels, decorative belt courses, and bands of masonry.

The proposed renovations include preserving and restoring the design of the second floor.

5. Preserve the original entryways; especially inverted entryways.

The original door to the north of the main storefront entrance will be removed and converted to an ATM.

Exterior Decorative Features:

1. Preserve the decorative features that identify the building as “contributing” to the period of significance, such as:

- o Ornamental cornices, masonry corbels, dentil, and brackets
- o Decorative belt courses located just below the cornices or used to define floors
- o Transoms windows above display windows or entryways
- o Kickplates below display windows
- o Elaborate window sashes, molding, and lintels

The decorative features are proposed to remain original or restored to match the original.

2. If possible, restore rather than replace damaged features. New replacements should match the original feature. When needed use historic photos to determine the proper feature to reproduce.

The damaged features are proposed to remain original or restored to match the original.

3. Preserve the original historic exterior building materials.

The proposed renovations include preserving and restoring the original exterior building materials.

4. Protect wood features by re-applying paint as necessary and providing proper drainage and winterization.

The proposed renovations include preserving and restoring the original exterior building materials.

5. Avoid the addition of new decorative features that are not characteristic of the original historic commercial building.

The application materials do not appear to include new decorative features that are not characteristic of the historic building.

6. Cloth awnings that resemble the awnings of the period of significance are permitted.

The proposed awnings appears to resemble the awnings of the period of significance.

Additions or Remodels to Historic Commercial Buildings in the Greene St. District:

1. Design new additions to protect the original character of the building.

N/A

2. Where possible, locate new additions at the rear of the building, not visible from the public street.

N/A

3. New additions should be designed in form and materials that complement and original building architecture and materials.

N/A

4. Preserve additions that are older than 50 years.

The proposed renovations do not include the removal of any addition older than 50 years.

Historic Committee Action:

The Historic Review Committee Voted to recommend approval of the exterior renovations located at 1129 Greene street with the following conditions:

- The BOT should review the application and determine if the materials approve by the National Park Service for the rooftop elevator and stair enclosure and the second-floor balcony is appropriate as viewed from the public street so it does not detract from the historic appearance of the building.
- The HRC supports the approval of the ATM, however, they did not feel that they could approve the application since the Builders Handbook states that original entryways; especially inverted entryways should be preserved.

Staff Recommendation:

Staff recommends that the Board of Trustees, approve the application for exterior renovations within the Historic Overlay District and Architectural Review Overlay District located on Lot 17-18, Block 28 as presented with the following conditions:

1. The Board of Trustees should review the application and determine if sufficient screening is provided for the rooftop stair enclosure as viewed from the public street so it does not detract from the historic appearance of the building, and if the proposed material used on the stair enclosure and second floor screening which was approved by the National Parks Service is sufficient.
2. The Board of Trustees should review the application and determine if the original door to the north of the main storefront entrance which is proposed to be converted into an ATM should be preserved as required by the Builders Handbook, or if the ATM should be allowed as recommended by the HRC.



Attachments:

1. Application Materials
2. Staff determination letter for apartments on the first floor.
3. Public Notice

Prepared By: *Community Planning Strategies, Contracted Town Planner*



Chris Masar <cmasar@planstrategize.com>

Adjacent Land Owner Notification for Variance

Timothy Stroh <tstroh@springboardpreservation.com>

Mon, Feb 5, 2024 at 3:48 PM

To: Chris Masar <cmasar@planstrategize.com>

Cc: Lucy Mulvihill <lmulvihill@silverton.co.us>, Doug Price <dprice@csbcolorado.com>

Hi Chris,

Please find attached; updated elevations showing the new roof access enclosure. Lowered to below the 40' mark and no longer has elevator component, so overall the exterior enclosure is much smaller than previous version.

We've also attached the corrugated metal panel trim and metal panel the color chart with the selected metal panel profile for the roof enclosure, screening materials (at deck or mechanical units).

Any metal flashing or trim associated with the parapet, or other historic areas will be a of a color to similar to the historic color (such as brick color) that it is immediately adjacent, in order to not draw attention

The panel surround on the ATM, will be a flat metal panel with a prefinished color. The prefinished color to match or be complimentary to the final storefront window and storefront wood trim color. We expect the prefinished color to be either the Fern Green or Forest Green on the attached color chart. Due to the nature of the work and matching materials, we can only match paint samples and metal panel samples during construction so are unable to provide an exact match at this time.

We are in the process of coordinating a meeting with the SHPO (State Historic Preservation Office) to request a special determination, to ask they provide some type of approval for the above materials for our approved State and Federal tax credit applications. We will do our best to ask that SHPO can provide that information before the Trustee meeting next week.

Thank You

[Quoted text hidden]

2 attachments

 **Corrugated metal screen wall_color.pdf**
3211K

 **Feb_5_24 CSB Exterior Elevations.pdf**
614K



MS COLORFAST45[®] PAINT SYSTEM

29 & 26 GAUGE



White (30)



Polar White (80)



Light Stone (63)



Mocha Tan (22)



Carlsbad Canyon (10)



Ash Grey (25)



Charcoal (17)



Burnished Slate (49)



Burgundy (15)



Ocean Blue (35)



Forest Green (26)



Fern Green (07) Low Gloss



Patina Green (58)



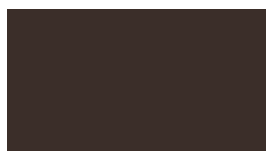
Red (24)



Patriot Red (73)



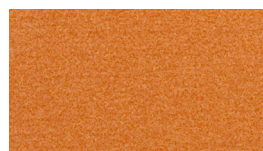
Brown (12)



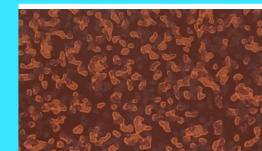
Mocha Brown (13)



Black (06)



Native Copper (190)[†]



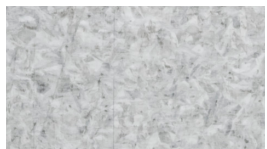
Rustic Steel (W45) PVDF



Galvalume (41)



Non-Painted Finish 25 Year Warranty



Galvanized (00)

Non-Painted Finish No Warranty



★ All Colors Meet or Exceed Steep Slope ENERGY STAR[®] Requirements

† Native Copper color may vary visually based on reflection and/or installation angles

metalsales.us.com

45 Year Paint Warranty

metal sales
manufacturing corporation

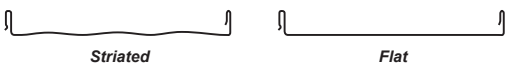

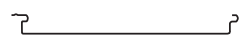

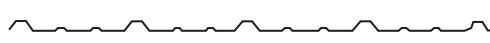


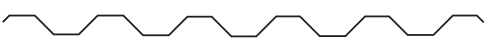



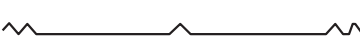
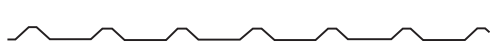



7990 East I-25, Frontage Road
Longmont, CO 80504
800.289.7663 Toll Free
303.702.5440 Phone
800.289.1617 Fax

MS(1R)/04-17

See the back page for other finish options.
All colors carry a 45 year limited paint warranty.
Color selections are close representations but are limited by processing and viewing conditions. Actual samples are available by request.

PRODUCT SOLUTION CHART

PANEL	PROFILE	COVERAGE	MS COLORFAST45®		ACRYLIC COATED GALVALUME®	
			29 GA	26 GA	29 GA	26 GA
VERTICAL SEAM		12"/16"/18"		◆		●
MINI-BATTEN		12"/16"/18"		◆		●
SOFFIT PANEL		12"		●		●
IMAGE II™		12"/16"		●		●
PRO-PANEL II®		36"	●	●	●	●
CLASSIC RIB®		36"	●	●	●	●
PBR-PANEL		36"		●		●
IC72-PANEL		36"		●		●
7/8" CORRUGATED		Roof 32" Wall 34 ² / ₃ "		●		●
2.5" CORRUGATED		24"		■	●	●
1.25" CORRUGATED*		24"		■		●
5V-CRIMP*		24"	■	■	●	●
PBU-PANEL*		36"		■		●
SPAN-LINE 36A*		36"		■		●

Notes:

- ▶ For other colors, finishes, gauges, and materials, please inquire
- ▶ For Image II panel, refer to Image II panel brochure for color selections
- ▶ For panels with asterisk (*) longer lead times will apply

Legend:

- Standard colors are available in any quantity
- ◆ For standard colors, minimum quantity may be required
- Available in limited standard colors

ColorFit40™ 40 Year Finish Warranty

Ash Grey (25)	Charcoal (17)	Taupe (74)
Bright White (39)	Forest Green (26)	White (30)
Brown (12)	Light Stone (63)	Zinc Grey (29)
Burnished Slate (49)	Mocha Tan (22)	
Burgundy (15)	Red (24)	

VersaRib 20 Year Finish Warranty

Bright White (39)	Mocha Tan (22)
Brown (12)	Ocean Blue (35)
Charcoal (17)	Red (24)
Forest Green (26)	White (30)
Light Stone (63)	

Storage Instructions

If metal roofing or siding is not going to be used immediately, it should be stored in a dry area. It should be unbundled and stood on end against an interior wall. If materials must be stored outside, protect with canvas or waterproof paper. Allow for air circulation, do not cover air-tight.

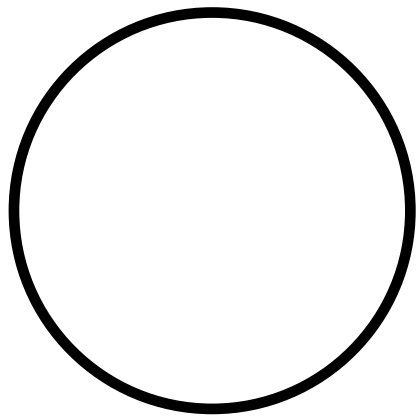
Application precautions

Avoid installing directly over green or damp lumber, porous insulation or other damaging materials. The use of a moisture barrier is recommended in such situations. Strong chemicals, such as fertilizer, manure and lime may cause damage. Storage or application near such materials should be avoided.



SPRINGBOARD
STUDIO

Springboard Studio LLC
Montrose, Colorado
Colorado Springs, Colorado



1 South Elevation
A3.1 1/4" = 1'-0"

Lighting shall provide a safe nighttime environment while preserving the Dark Sky environment of the area and the view of the stars.
Fixture styles should be consistent with the rural mountain character of the area and of a scale consistent with their function:

- In all cases, lighting should not extend beyond its tasks. Full cut-off fixtures are required. Motion detectors and timers are encouraged wherever appropriate.
- Spillover lighting shall not be permitted. Lighting shall reflect away from adjoining properties.
- Use of low-wattage high-life lighting products is encouraged; use of photo-voltaic or other renewable energy courses is encouraged.

CSBO Holding Inc.
1129 Greene St.
Silverton, Colorado 81433

Document Date:
December 2022

Document Phase:
Construction Documents

rev.	date	remark
1	1/23/23	Schematic Design - TS
1	3/01/23	Schematic Design - TS
1	4/05/23	Design Dev - TS
1	9/29/23	SHPO/NPS Review - TS
2	2/1/24	Town of Silverton Review

Project Plans

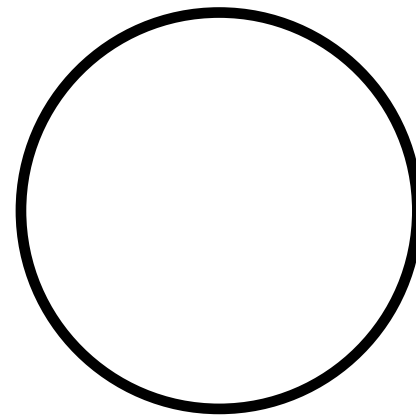
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SPRINGBOARD

STUDIO

Springboard Studio LLC
Montrose, Colorado
Colorado Springs, Colorado



CSBO Holding Inc.
1129 Greene St.
Silverton, Colorado 81433

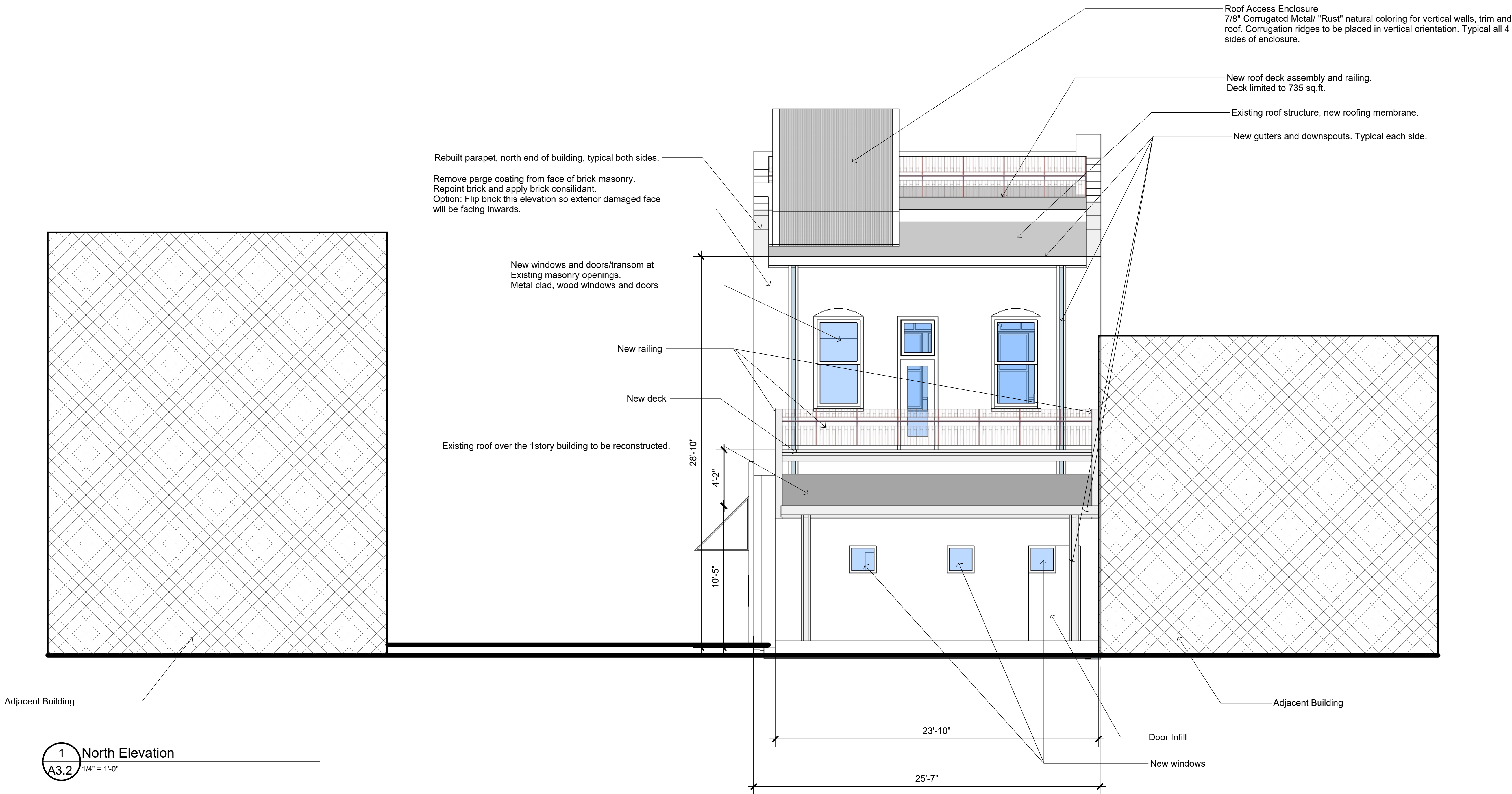
Document Date:
December 2022

Document Phase:
Construction Documents

rev.	date	remark
1	1/23/23	Schematic Design - TS
1	3/01/23	Schematic Design - TS
1	4/05/23	Design Dev - TS
1	9/29/23	SHPO/NPS Review - TS
2	2/1/24	Town of Silverton Review

Project Plans

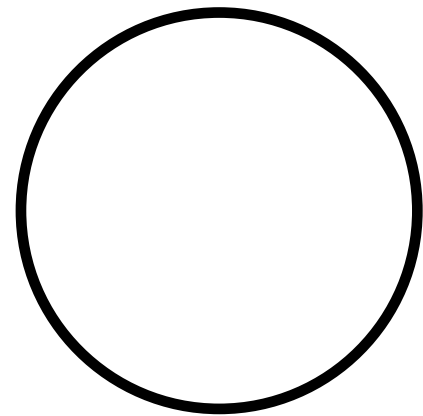
A3.2





SPRINGBOARD
STUDIO

Springboard Studio LLC
Montrose, Colorado
Colorado Springs, Colorado



CSBO Holding Inc.
1129 Greene St.
Silverton, Colorado 81433

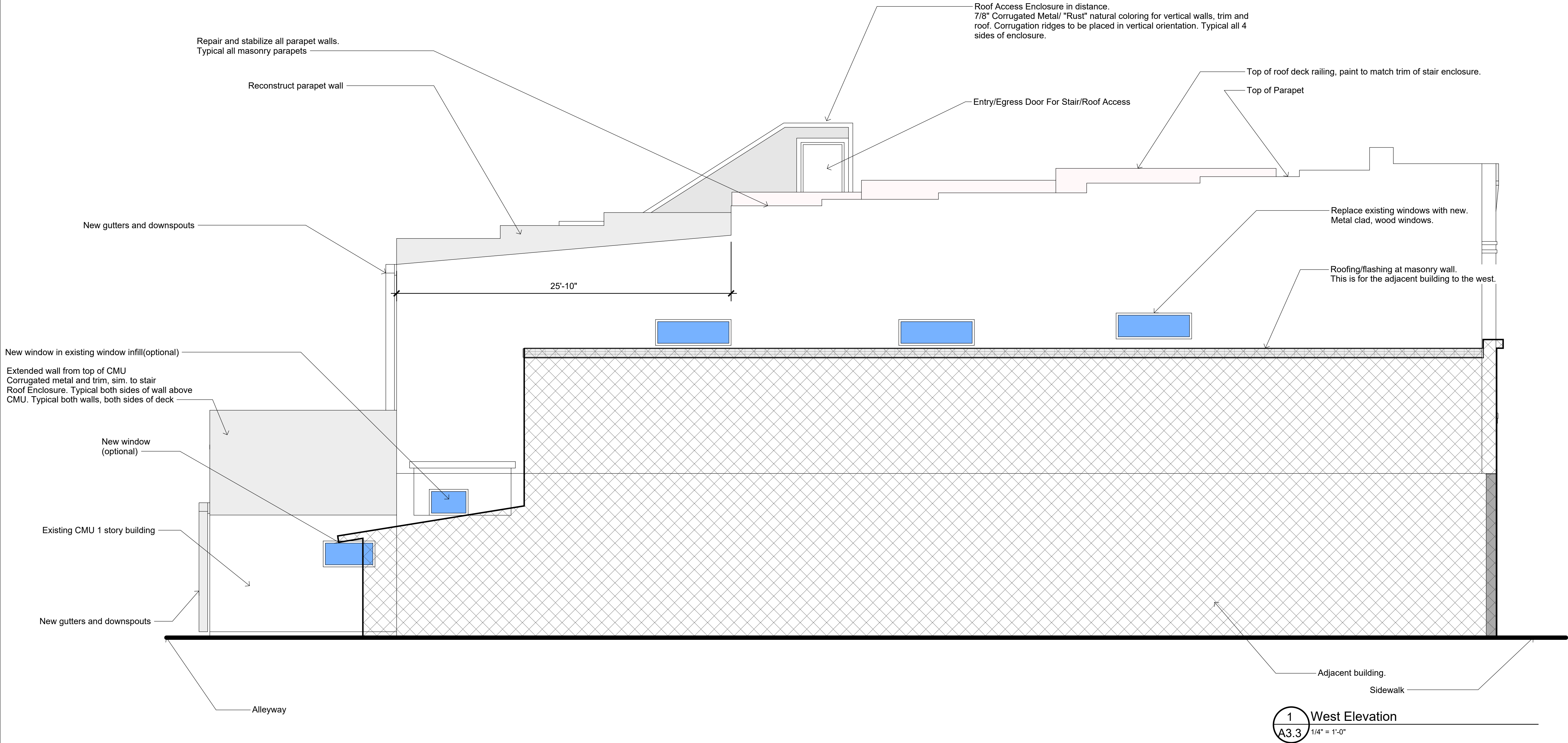
Document Date:
December 2022

Document Phase:
Construction Documents

rev.	date	remark
1	1/23/23	Schematic Design - TS
1	3/01/23	Schematic Design - TS
1	4/05/23	Design Dev - TS
1	9/29/23	SHPO/NPS Review - TS
2	2/1/24	Town of Silverton Review

Project Plans

A3.3

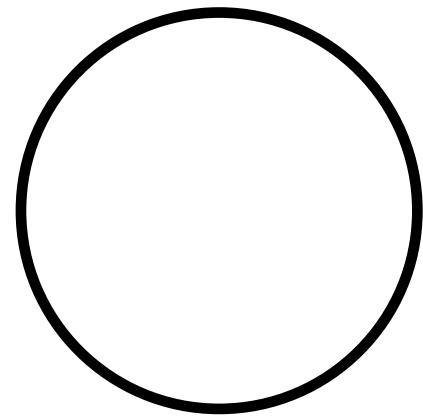




SPRINGBOARD

STUDIO

Springboard Studio LLC
Montrose, Colorado
Colorado Springs, Colorado



New double hung and transom window. New windows and doors this elevation to be metal clad, wood windows.
Top and bottom of transom to be similar height & elevation of second floor South Elevation arched transoms.
Sill and header of double hung windows to be similar elevation of South Elevation Double Hung Windows

Line of parapet beyond, see West Elevation

Roof Access Enclosure in distance.
7/8" Corrugated Metal/ "Rust" natural coloring for vertical walls, trim and roof. Corrugation ridges to be placed in vertical orientation. Typical all 4 sides of enclosure.

Existing masonry chimney/flue.

Area of missing masonry parapet to be rebuilt.
Typical both East and West Elevations.

Total scope of this work is based upon what is determined in the field

Line of parapet

18'-7"

Infill opening

Patch area of previous window

40' Zoning Ht. Maximum - do not exceed.

39'-8"

Sidewalk

Existing wythe of brick to remain.

Awning

Night deposit box.

Awning

ADA Entry to elevator and stair lobby

New double hung and transom windows.

New entry door

Area of utility meters

1 East Elevation
A3.4 1/4" = 1'-0"

CSBO Holding Inc.
1129 Greene St.
Silverton, Colorado 81433

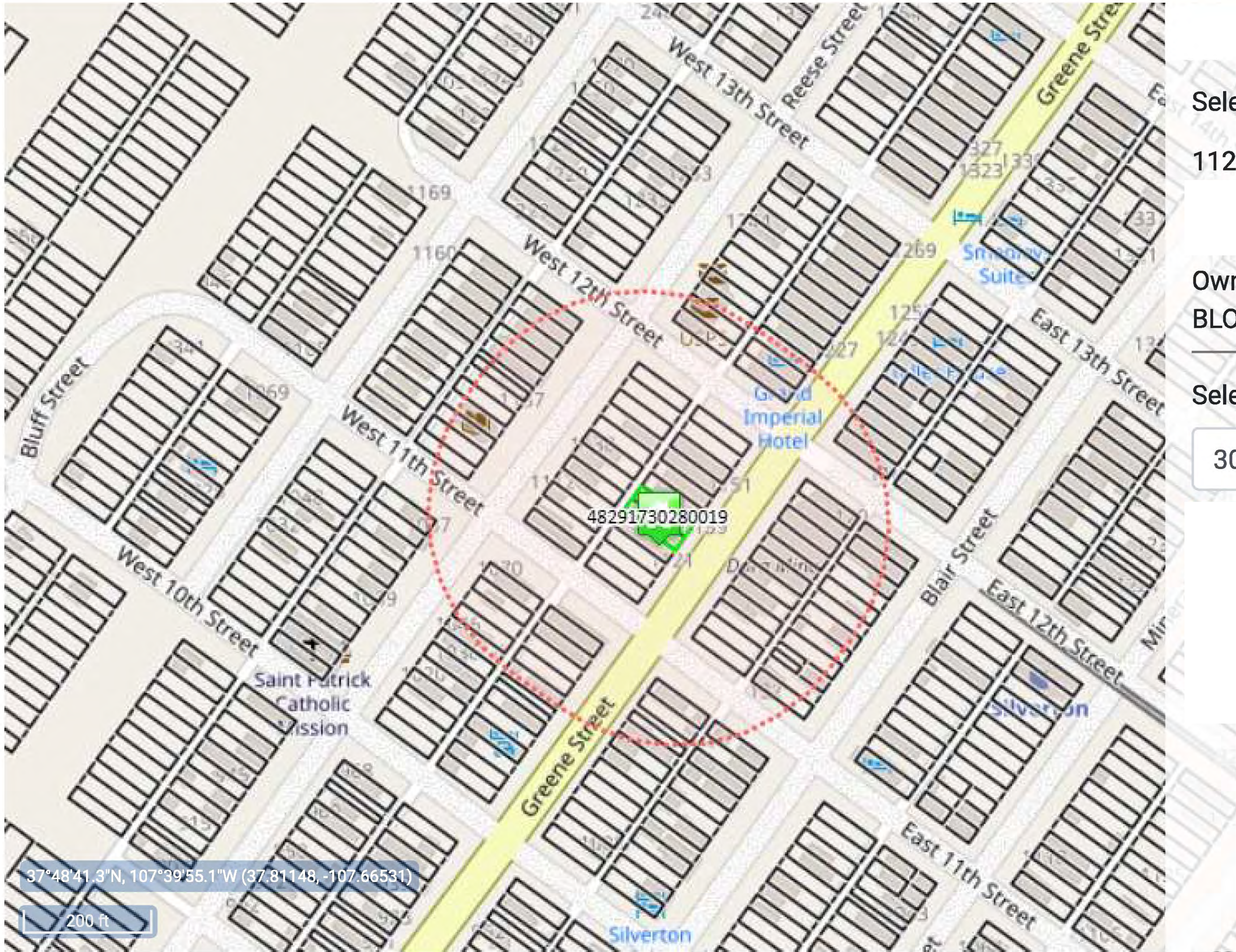
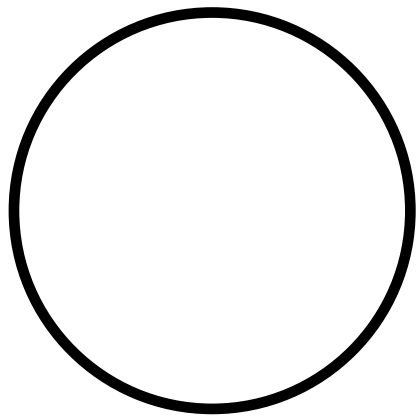
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Project Plans

A3.4



Selected Parcel:

1129 GREENE ST, SILVERTON, CO 81433

Owner CITIZENS STATE BANK
BLOCK 28 LOT 17 - 18

Select Radius (ft)

300

1129 GREENE ST, SILVERTON, CO 81433



South Primary Facade Historic



South Primary Facade Present

See architectural drawings/exterior south facade for rehabilitation work on the upper windows and storefront glass, framing and decorative elements

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1	11/08/23	P&Z Application - TS

Project Plans

Site C.0

First Floor Square Footage: 2,291 sq.ft.
Previous use: Restaurant = 2,291sq.ft.
New Use: Bank = 1,303 sq.ft.
New Use: Residential Unit 101 = 738 sq.ft.
New Use: Elevator and Stair = 250 sq.ft.

Second Floor Square Footage: 1,953 sq.ft.
Previous Use: Apartment = 1,398 sq.ft.
Previous Use: Commercial Kitchen = 555 sq.ft.
New Use: Apartment 201 = 1,074 sq.ft.
New Use: Apartment 202 = 586 sq.ft.
New Use: Elevator and Stair = 266 sq.ft.
New Exterior Deck/Apartment 202 = 329 sq.ft.

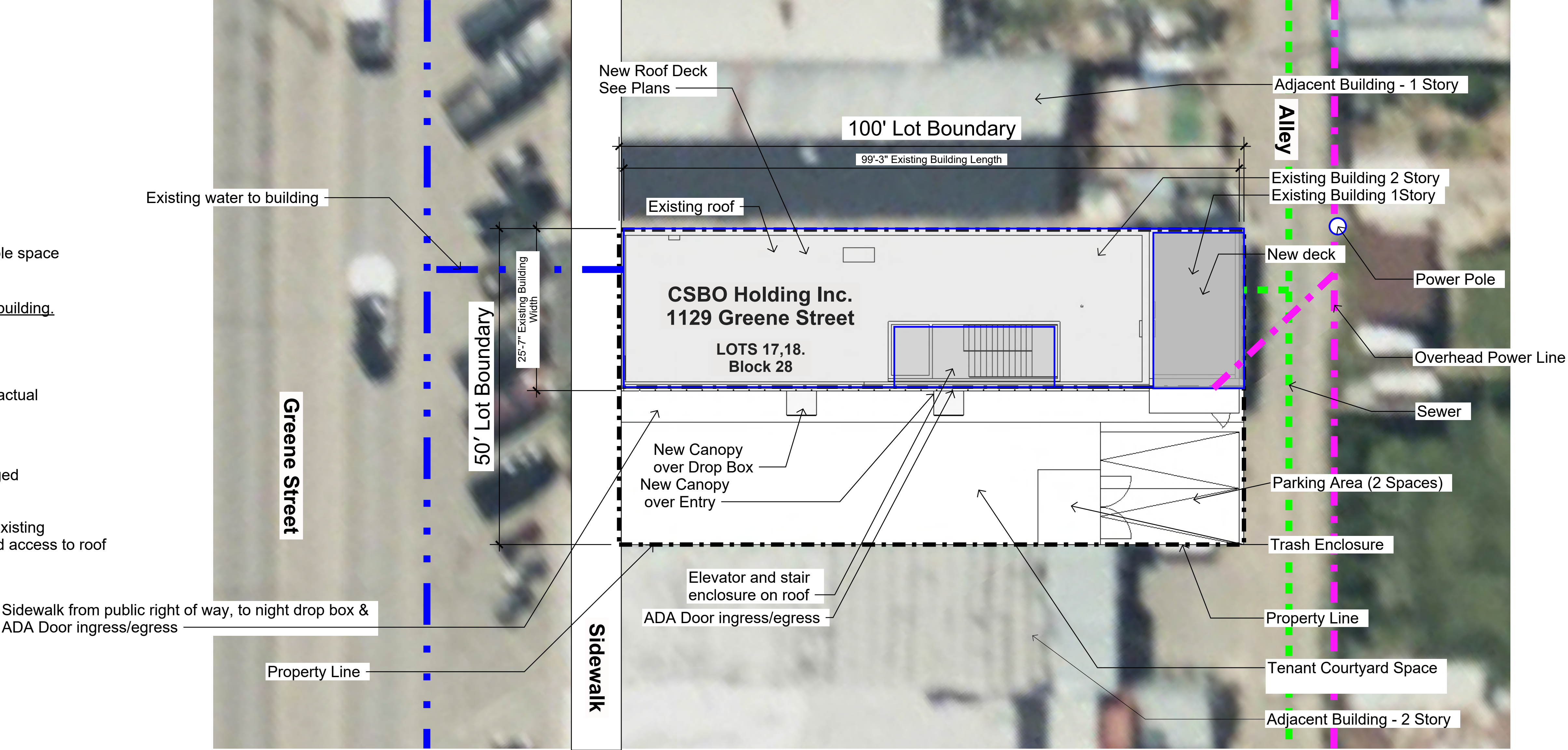
Roof Deck = May not exceed 735 sq.ft. of occupiable space
Elevator shaft & Stair Enclosure at roof = 295 sq.ft.

Setbacks - No increase to foot print of the existing building.
Front Setback Req'd= 0'
Existing Building Front Setback = 0' actual

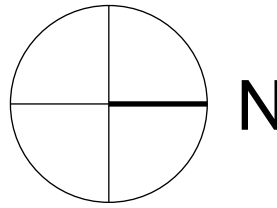
Side Setback Req'd = 0'
Existing Building Side Setback = 0' West, 24' East actual

Rear Setback Req'd = 5'
Existing Building Rear Setback = 1' actual

Maximum Ground Footprint = 2,291 sq.ft., unchanged
Maximum Building Height = 40'
Building Height = 36'-5" at South Facade Existing
Building Height = 37'-6" at Masonry Parapet Flue Existing
Building Height = 45' at elevator/stair enclosure and access to roof

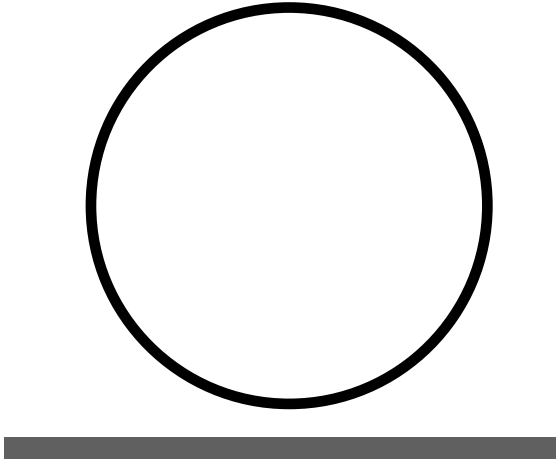
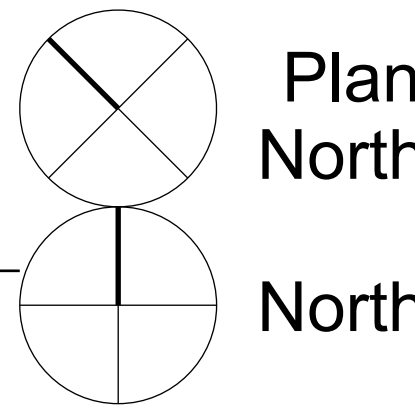


1 Site Plan 1" = 10'
C.1



Existing overhead power and phone line in alley, to building
Existing sewer line in alley to building
No gas utility to be used on this project.
1129 Greene Street (Red Rectangle), 2 Story masonry building
Existing water line in Greene Street, to building

2 Site Plan 1" = 200'
C.1



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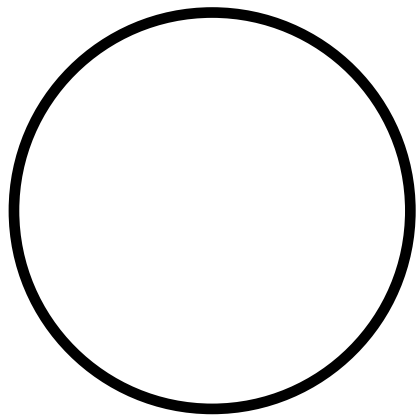
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Area of 1 story north portion of CMU building above.



1 Lower Floor Plan
A2.1 1/4" = 1'-0"



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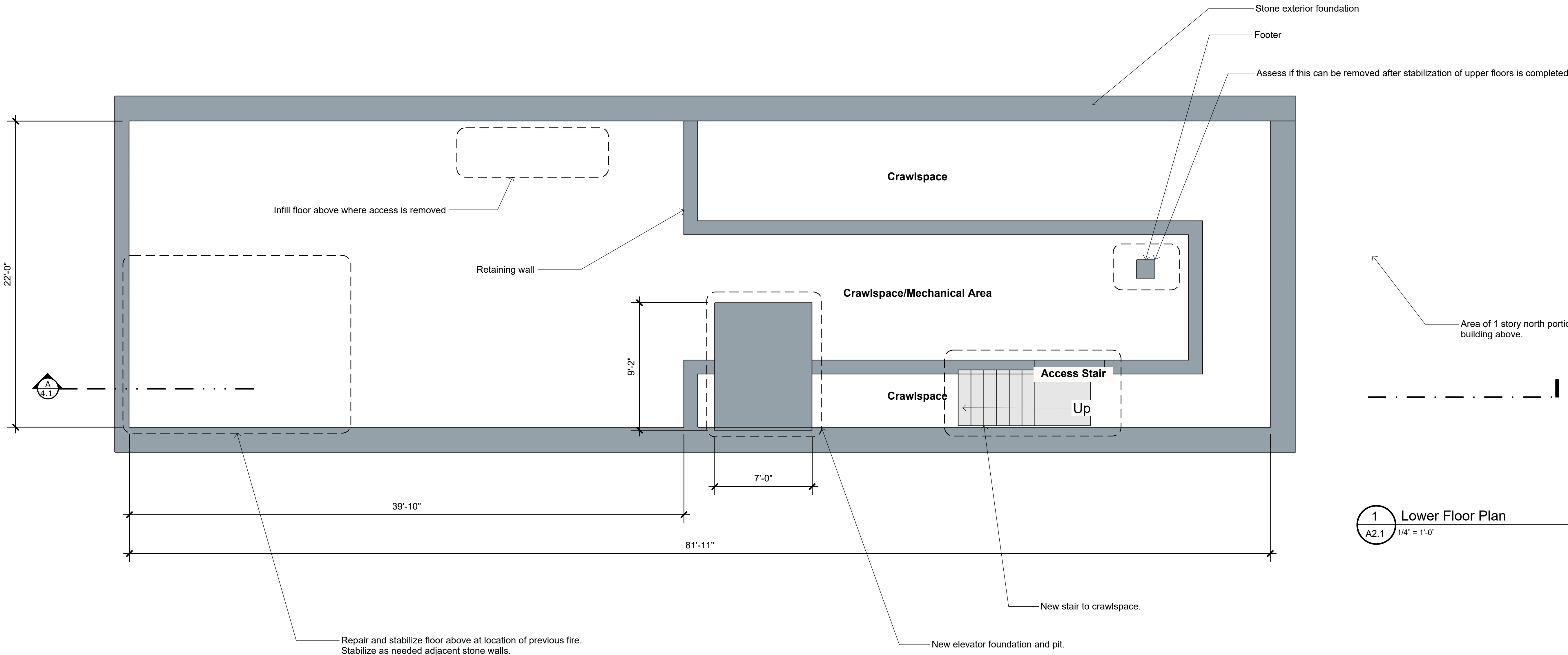
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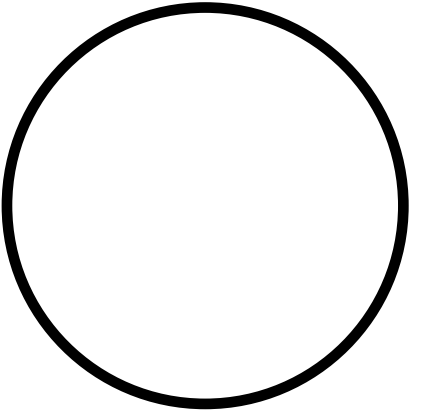
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Project Plans

A2.1





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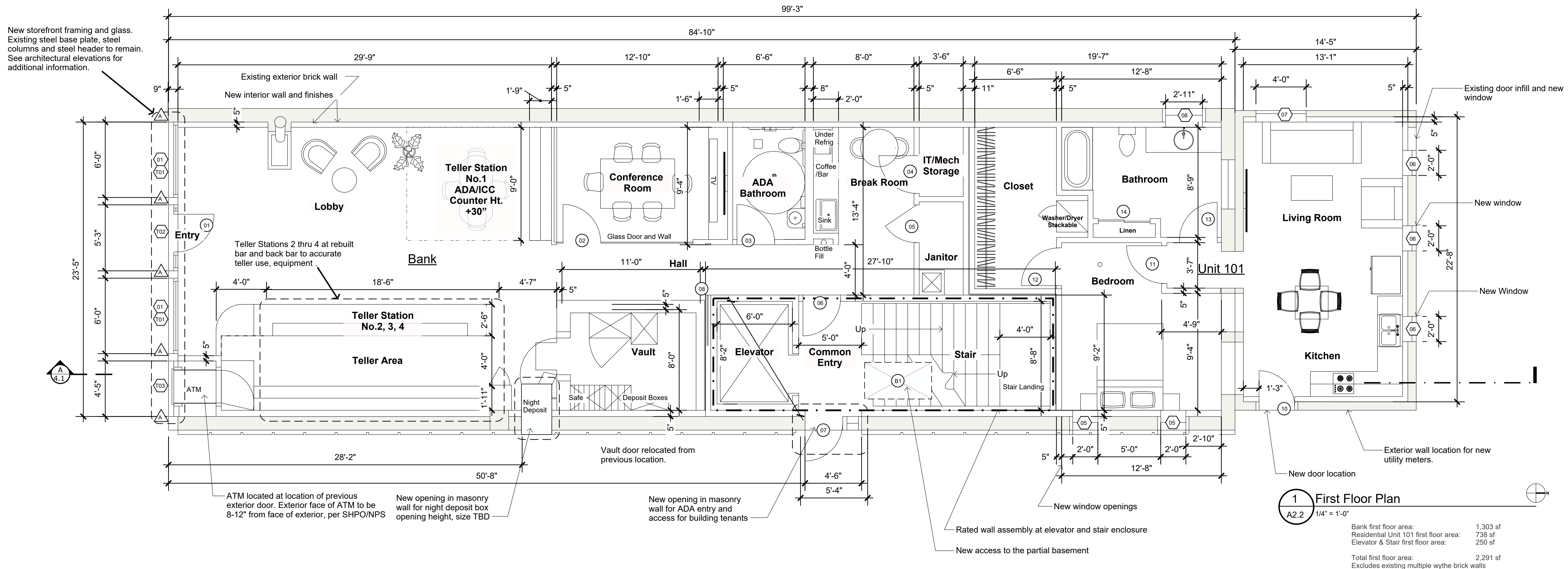
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Project Plans

A2.2

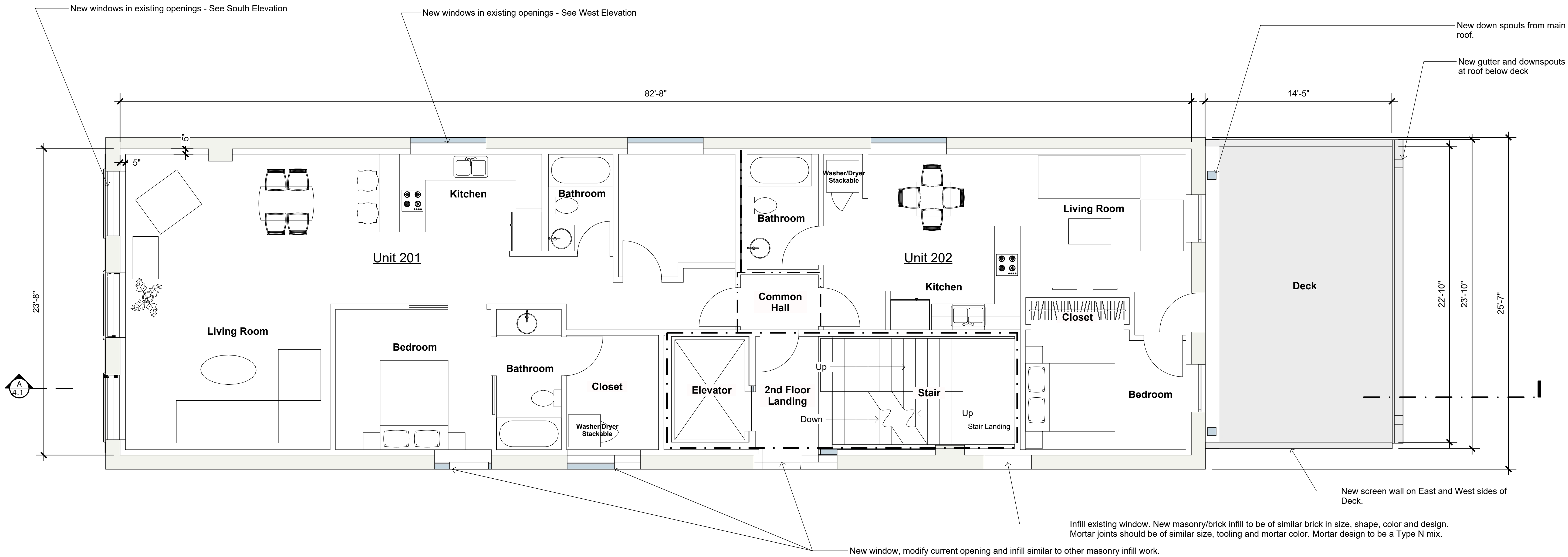
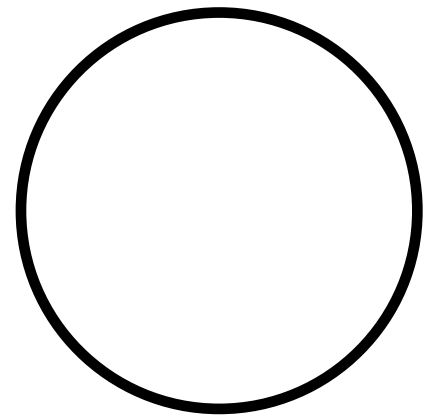




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Montrose, Colorado
Colorado Springs, Colorado



1 Second Floor Plan
A2.3 1/4" = 1'-0"

Residential Unit 201 second floor area: 1,074 sf
Residential Unit 202 second floor area: 586 sf
Elevator & Stair second floor area: 266 sf
Common Hall: 27 sf
Total second floor area: 1,953 sf
Residential Unit 202 deck area: 329 sf
Square foot areas exclude existing brick walls

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Project Plans

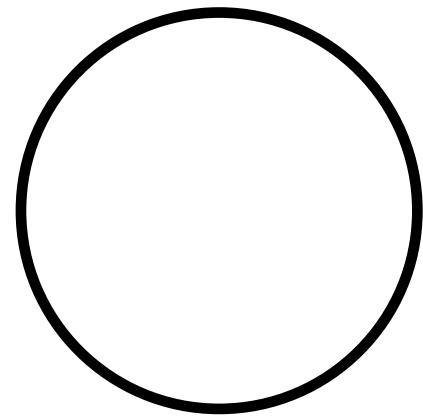
A2.3



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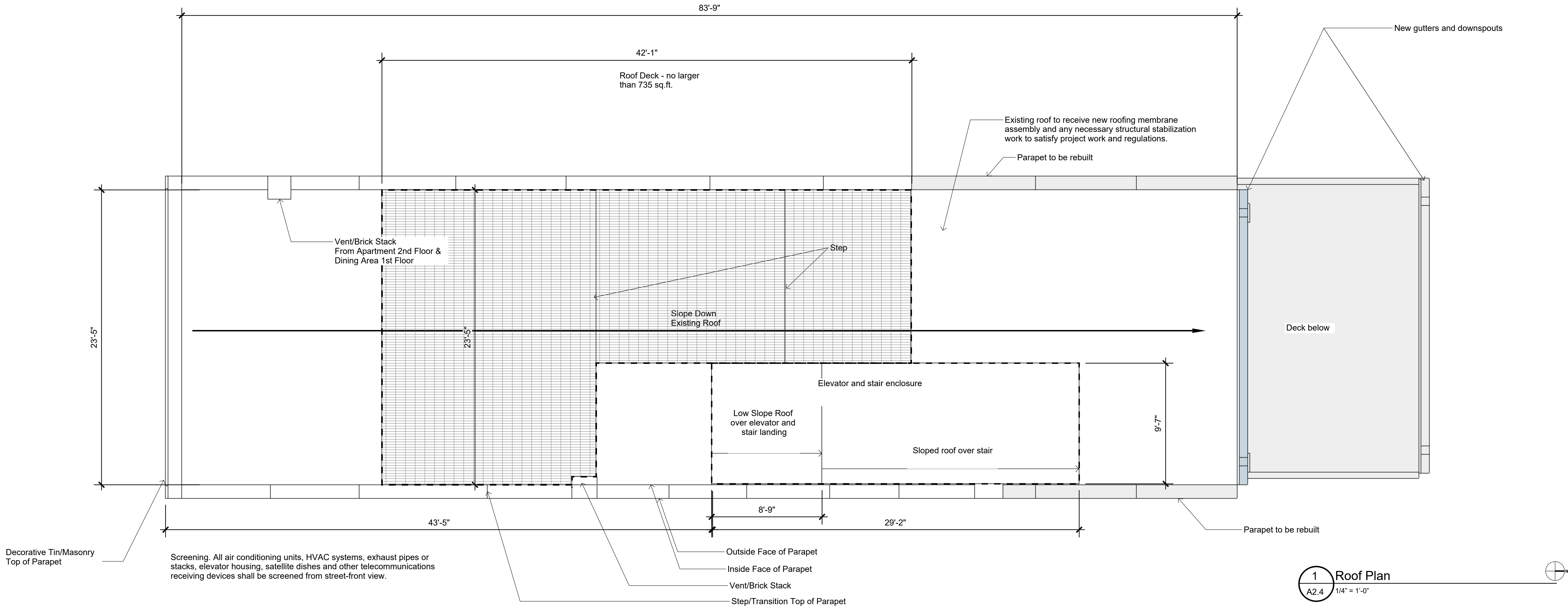
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Project Plans

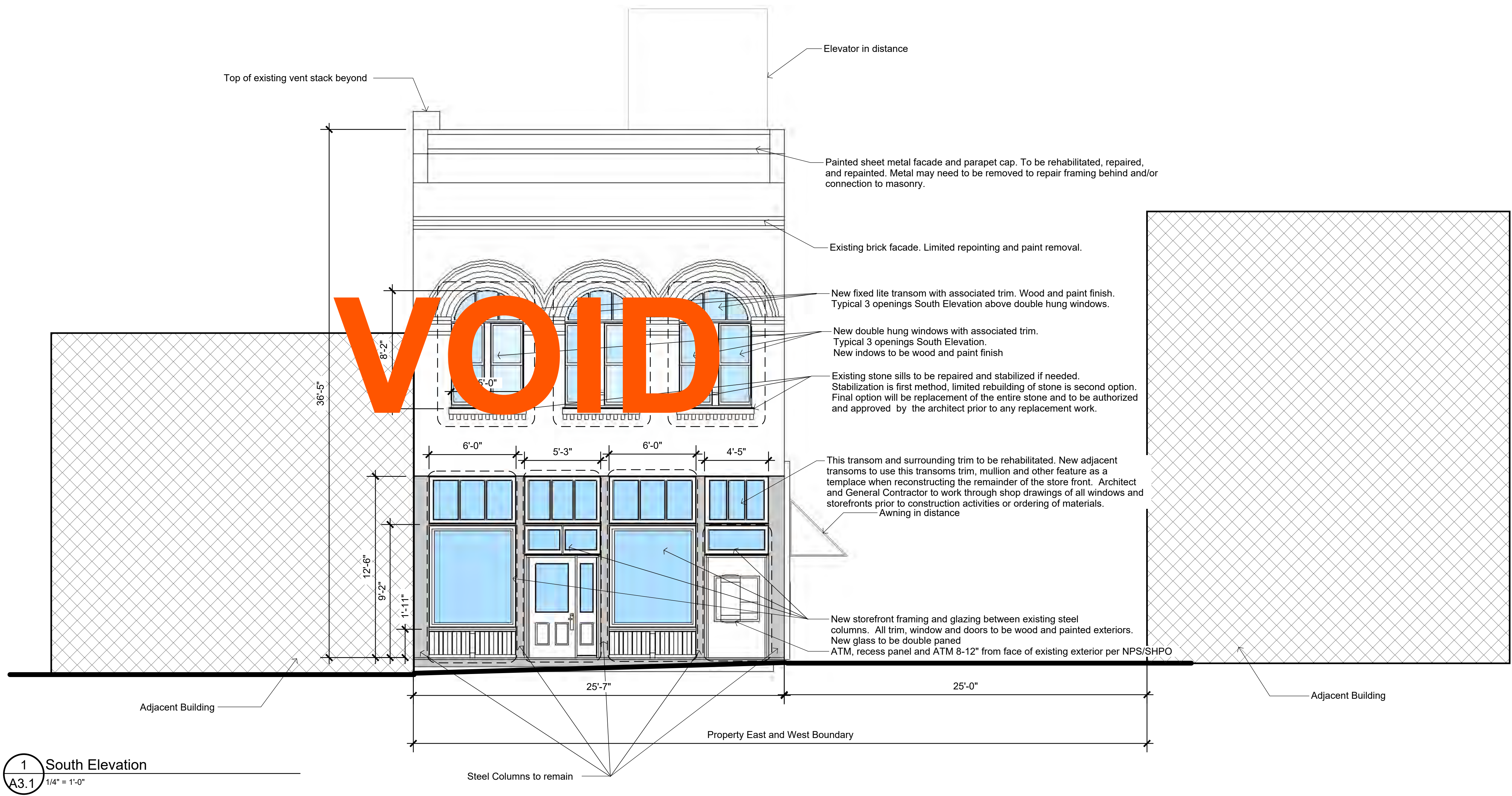
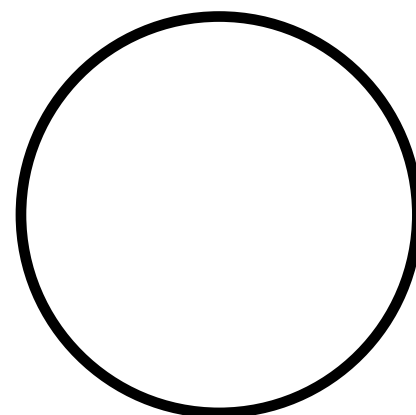
A2.4





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Montrose, Colorado
Colorado Springs, Colorado



1 South Elevation
A3.1 1/4" = 1'-0"

Lighting shall provide a safe nighttime environment while preserving the Dark Sky environment of the area and the view of the stars.
Fixture styles should be consistent with the rural mountain character of the area and of a scale consistent with their function:

- In all cases, lighting should not extend beyond its tasks. Full cut-off fixtures are required. Motion detectors and timers are encouraged wherever appropriate.
- Spillover lighting shall not be permitted. Lighting shall reflect away from adjoining properties.
- Use of low-wattage high-life lighting products is encouraged; use of photo-voltaic or other renewable energy courses is encouraged.

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Silverton, Colorado 81433

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Project Plans

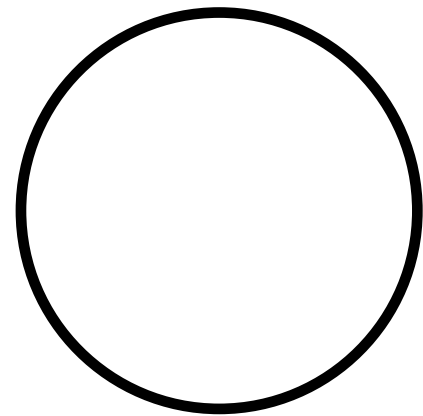
A3.1



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Montrose, Colorado
Colorado Springs, Colorado



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1129 Greene St.
Silverton, Colorado 81433

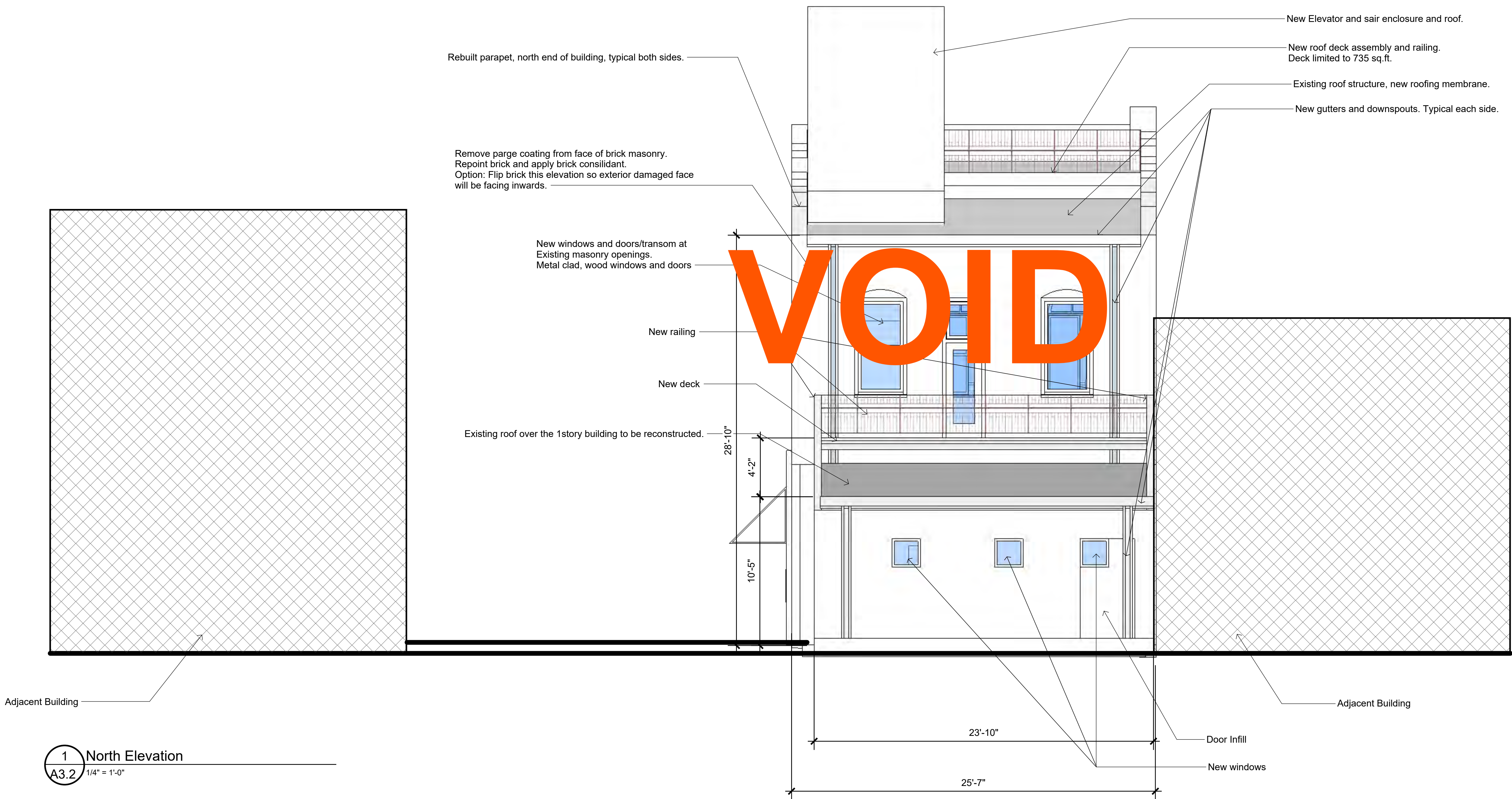
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1	9/29/23	SHPO/NPS Review - TS

Project Plans

A3.2

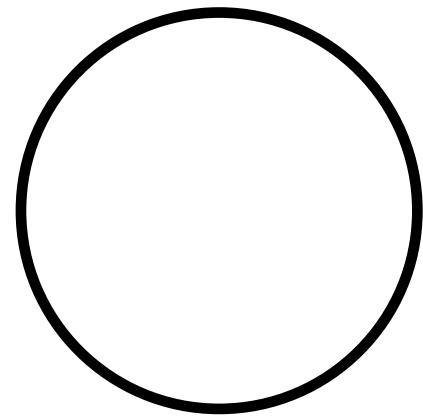




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Silverton, Colorado 81433

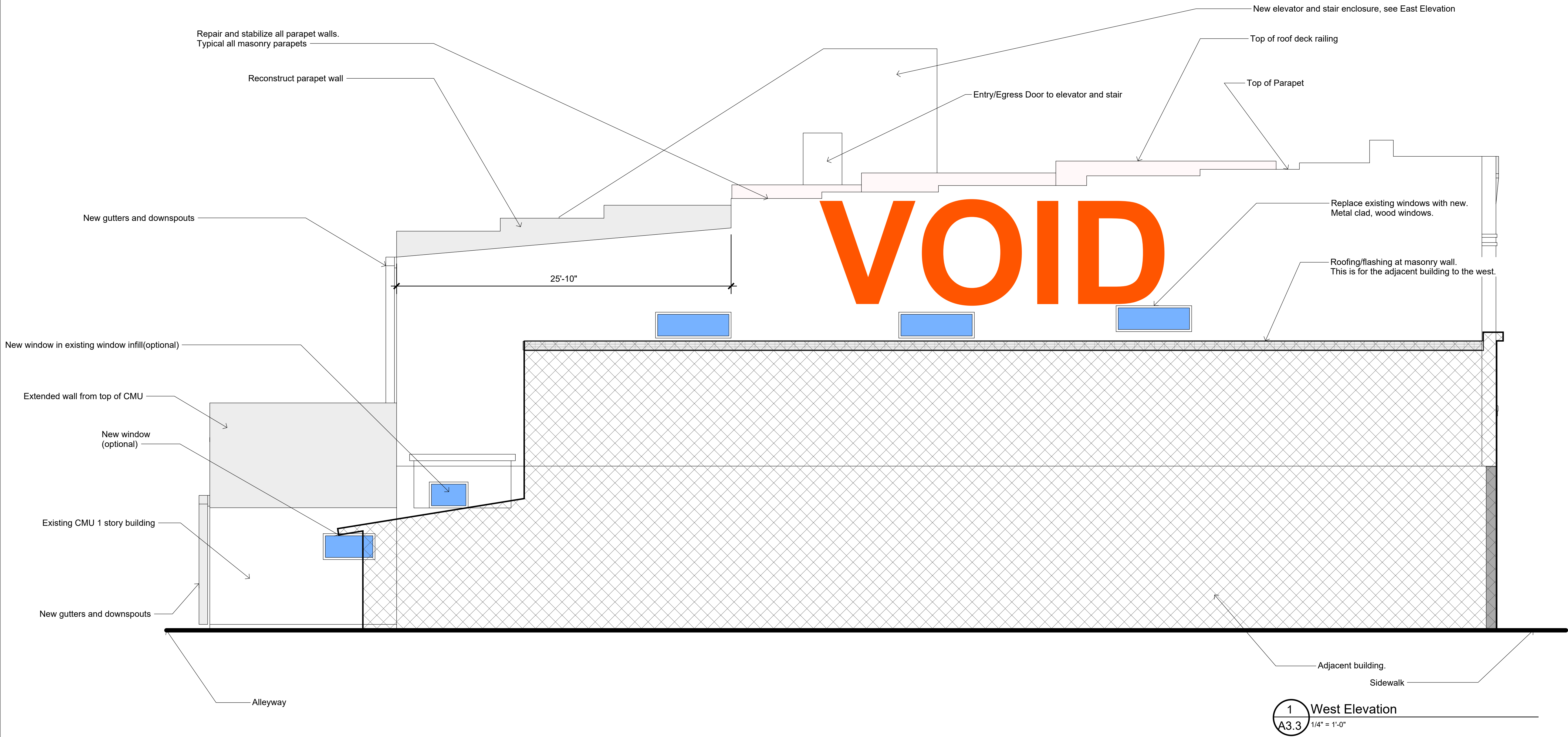
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Project Plans

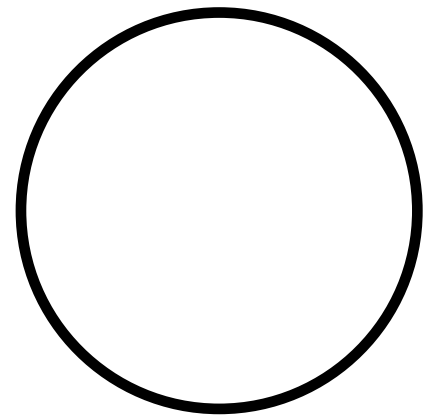
A3.3





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STUDIO

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Montrose, Colorado
Colorado Springs, Colorado



CSBO Holding Inc.
1129 Greene St.
Silverton, Colorado 81433

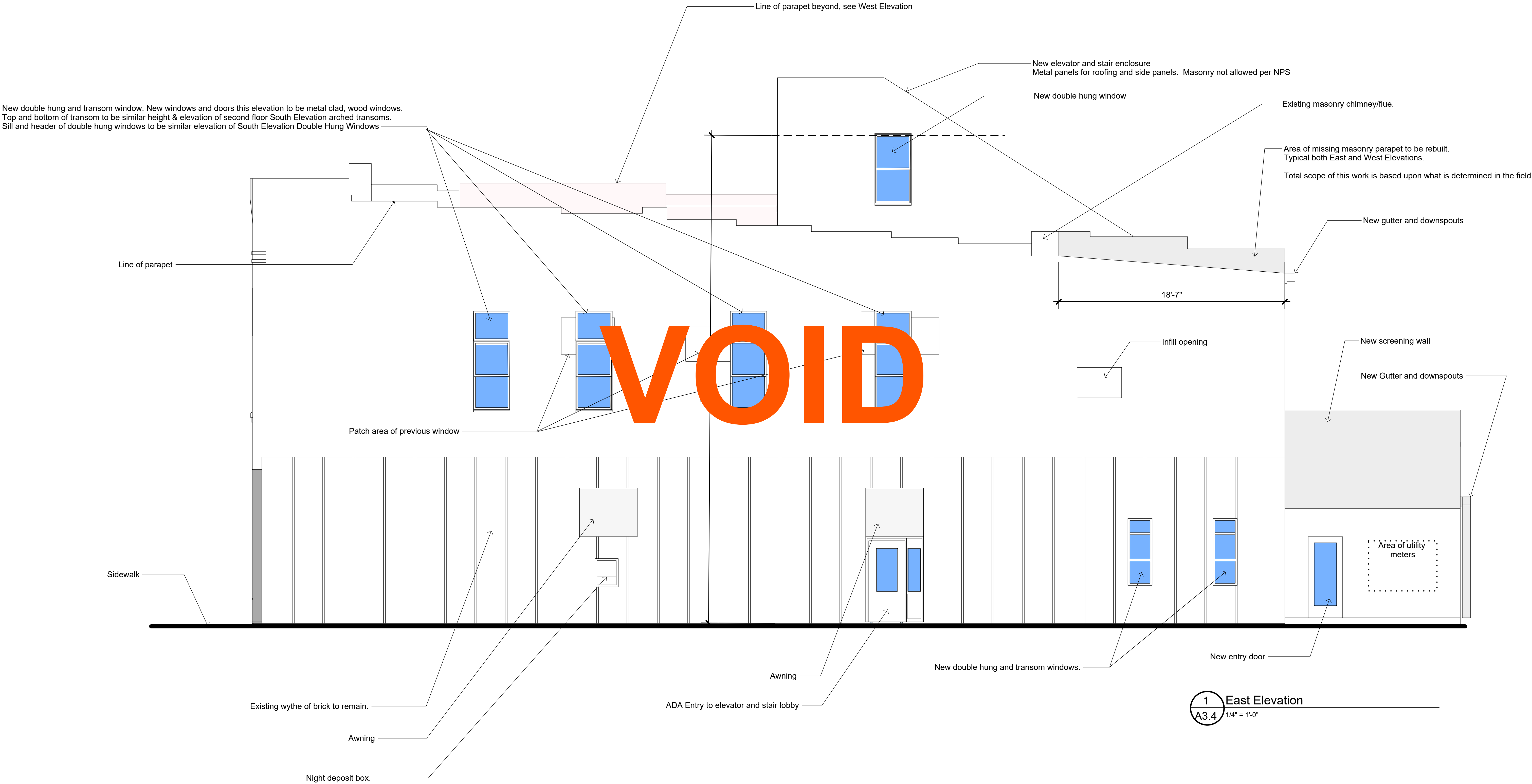
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1	4/05/23	Design Dev - TS
1	9/29/23	SHPONPS Review - TS

Project Plans

A3.4

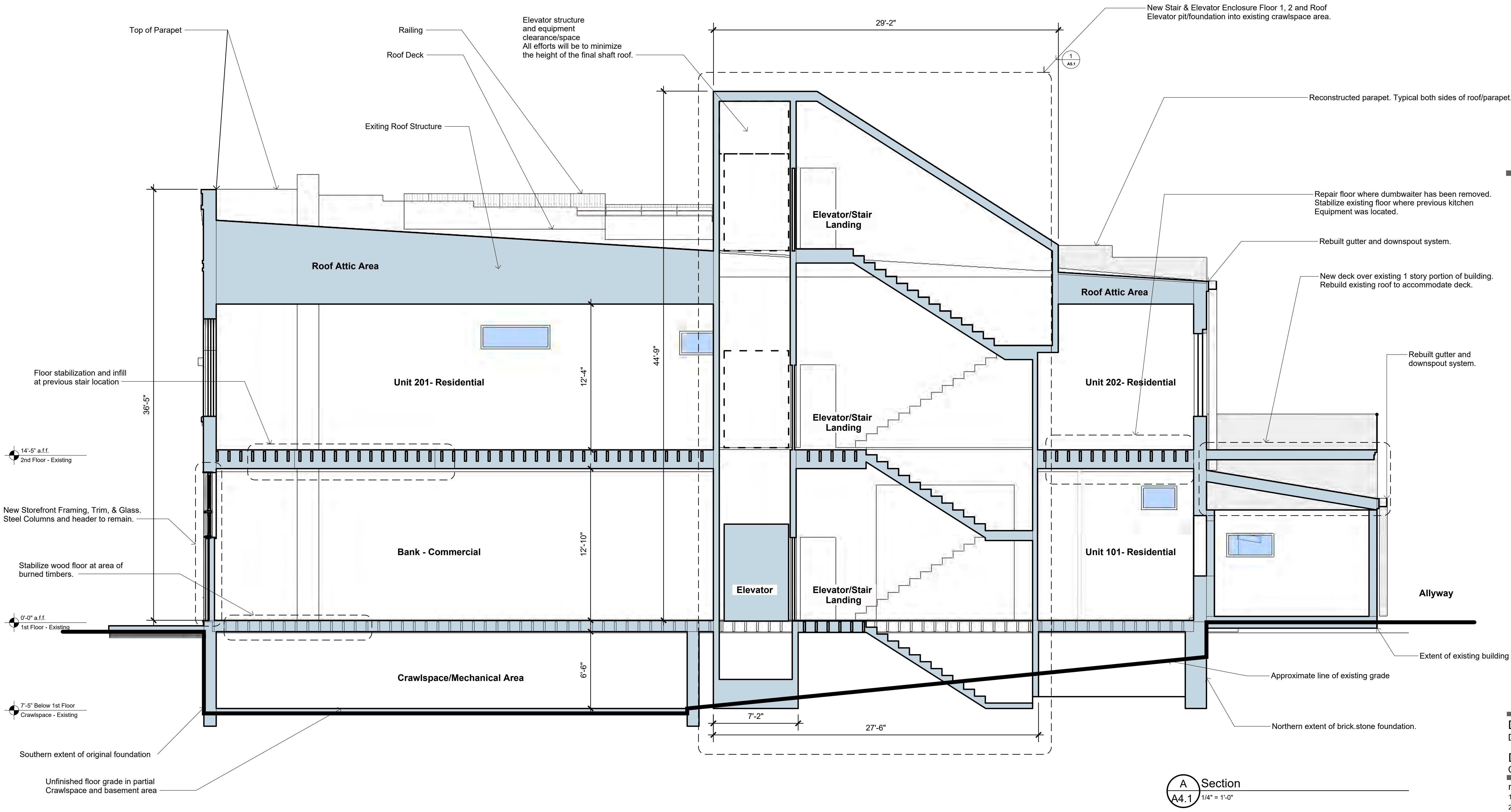
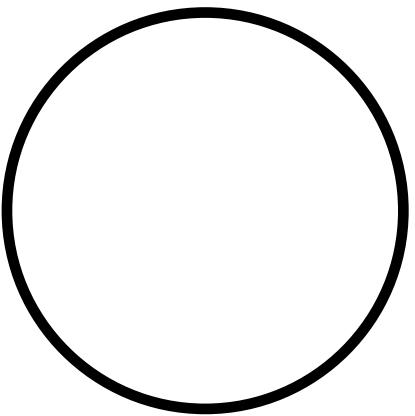


1 East Elevation
A3.4 1/4" = 1'-0"



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Montrose, Colorado
Colorado Springs, Colorado



A Section
A4.1 1/4" = 1'-0"

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Silverton, Colorado 81433

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2	4/09/23	Schematic Design - TS

Project Plans

A4.1

To: Lucy Mulvihill, Community Development Coordinator, Town of Silverton
Cc: Gloria Kaasch-Buerger, Town Administrator, Town of Silverton
Date: December 21, 2023
Subject: Section 16-4-760 District requirements. (b) Structure use and character. Ground floor residential.

Request: Are residential uses allowed on the ground floor (first floor) of mixed use developments in the Historic Overlay District?

Reviewer: Shelia Booth, AICP, Community Planning Strategies, Contracted Planner

APPLICABLE CODE LANGUAGE:

Division 5 – Historic Overlay District Sec. 16-4-760. District requirements.

- (b) *Structure use and character.* Commercial uses shall be contained in one- to three-story mixed-use structures with commercial and retail uses on the ground level and above and/or apartment dwellings or offices on the upper levels. Such buildings shall vary in terms of footprint and architectural elevations. Building scale shall be compatible with adjacent buildings. The maximum ground level footprint of any building shall be 5,000 square feet, and the maximum height shall be 40 feet.
- (1) Special condition, single-story structures. Single-story structures need not be mixed-use.
 - (2) Special condition, residential structures. Residential structures shall be one to three stories and compatible with adjacent structures and the Historic Overlay District overall. For the aesthetics of the Historic Overlay District, the use of a structure is irrelevant and does not justify any exemption from these regulations.

BACKGROUND:

The Town received a development application to renovate a three-story structure. The ground floor was a restaurant and the applicant proposes to modify the structure to have a bank in the front and a residential unit in the rear on the ground floor and residential units on the 2nd floor. CPS staff inquired if there were other existing structures in the Historic Overlay District that had residential uses on the ground floor and Town Staff identified a few on Greene Street:

- Coffee Bear – 1309 Greene St. Commercial front, Coffee Shop, with rear residential unit.
- San Juan Ex – 1303 Greene Street Commercial front, Outdoor gear Shop/ Guiding service office, with rear residential unit and two residential units above.
- Green Works – 1333 Greene Street. Commercial front, Marijuana Dispensary, with rear residential unit.
- Art Hawk – 1121 Greene Street. Commercial front, art gallery/ shop, with rear residential unit.

ANALYSIS:

The following analysis is based on SMC standards and other provisions related to the location of a residential use(s) on the first, ground floor level of a mixed-use building in the Historic Overlay District:

1. The wording of the first sentence in Sec. 16-4-760 (b) is confusing. "*Commercial uses shall be contained in one- to three-story mixed-use structures with commercial and retail uses on the ground level and above and/or apartment dwellings or offices on the upper levels.*" The sentence, seems to imply that residential uses are not allowed on the ground level and only allowed on the 2nd & 3rd floors of a mixed-use, multi-story building. Breaking the sentence into two sentences provides even more confusion:
 - *Commercial uses shall be contained in one- to three-story mixed-use structures with commercial and retail uses on the ground level and above and apartment dwellings or offices on the upper levels.*
 - *Commercial uses shall be contained in one- to three-story mixed-use structures with commercial and retail uses on the ground level and above or apartment dwellings or offices on the upper levels.*
2. The "Special condition" identified in Sec. 16-4-760 (b)(1) states that a single-story structure does not have to be mixed use. If residential is a permitted use, then a single-story building could be residential with residential use on the ground floor.
3. The "Special condition" identified in Sec. 16-4-760 (b)(2) states that residential structures can be one to three stories. Furthermore, it states that the use of a structure is "irrelevant" and doesn't justify an exemption to the regulations. Again, if residential is a permitted use, then a multi-story residential building would allow residential use on the ground floor.
4. In the various zone districts affected by the Historic District Overlay, a mix of uses are allowed. This would allow a mixed-use, multi-story commercial building to be located adjacent to a single-use, multi-story residential building.

DETERMINATION:

Based on the analysis above, the following determination is made:

1. The intent of the mixed-use zone districts within the Historic Overlay District is to allow mixes of uses that are compatible with each other.
2. Single-use structures allow residential uses on the ground floor; however, mixed-use structures allow commercial on the ground floor but restrict residential to 2nd floor and above.
3. Allowing commercial and residential uses on the ground floor of multi-story, mixed use buildings is compatible with surrounding uses and structures since both commercial and residential uses are allowed on the ground floor in single-use and single-story structures.

RECOMMENDATION:

Allow residential uses on the ground floor of mixed-use structures but require the residential use to be in the rear of the structure. The commercial use should have primary entrance from the street and pedestrian paths.

NOTE: CPS's analysis is based on an evaluation of the Town of Silverton regulations and provisions in effect in December of 2023 and is not a legal opinion. CPS suggests review by legal counsel prior to implementation of the determination.



HISTORIC PRESERVATION CERTIFICATION APPLICATION PART 2 – DESCRIPTION OF REHABILITATION

Instructions: This page must bear the applicant's original signature and must be dated. The National Park Service certification decision is based on the descriptions in this application form. In the event of any discrepancy between the application form and other, supplementary material submitted with it (such as architectural plans, drawings and specifications), the application form takes precedence. A copy of this form will be provided to the Internal Revenue Service.

NPS Project Number

1. Historic Property Name 1129 Greene Street

Street 1129 Greene Street

City Silverton County San Juan State CO Zip 81433

Name of Historic District or National Register property Silverton National Historic Landmark District 5SA.59

☐ Listed individually in the National Register of Historic Places; date of listing _____

☒ Located in a Registered Historic District; name of district Silverton National Historic Landmark District

☐ Part 1 – Evaluation of Significance submitted? Date submitted _____ Date of certification _____

2. Project Data (for phased projects, data entered in this section must be totals for entire project)

Date of building 1893 Estimated total rehabilitation costs (QRE) \$2,000,000

Number of buildings in project 1 Floor area before / after rehabilitation 5,300 / 5,300 sq ft

Start date (estimated) 09/01/2023 Use(s) before / after rehabilitation Cafe/Apt / Bank/Apts

Completion date (estimated) 09/01/2025 Number of housing units before / after rehabilitation 1 / 3

Application includes phase(s) 1 of 1 phases Number of low-moderate income housing units before / after rehabilitation 0 / 0

☒ Intend to elect IRS 60-month phased rehabilitation

3. Project Contact (if different from applicant)

Name Tim Stroh Company Springboard Preservation Studio

Street 64669 Ranger Road City Montrose State CO

Zip 81403 Telephone (970) 302-7730 Email Address tstroh@springboardpreservation.com

4. Applicant

I hereby attest that the information I have provided is, to the best of my knowledge, correct. I further attest that [check one or both boxes, as applicable]:

☒ I am the owner of the above-described property within the meaning of "owner" set forth in 36 CFR § 67.2 (2011), and/or

☐ if I am not the fee simple owner of the above described property, the fee simple owner is aware of the action I am taking relative to this application and has no objection, as noted in a written statement from the owner, a copy of which (i) either is attached to this application form and incorporated herein, or has been previously submitted, and (ii) meets the requirements of 36 CFR § 67.3(a)(1) (2011).

For purposes of this attestation, the singular shall include the plural wherever appropriate. I understand that knowing and willful falsification of factual representations in this application may subject me to fines and imprisonment under 18 U.S.C. § 1001, which, under certain circumstances, provides for imprisonment of up to 8 years.

Name Doug Price Signature (Sign in ink) Doug Price Date 06/22/2023

Applicant Entity CSBO Holdings Inc. SSN _____ or TIN 84-0167530

Street 1129 Greene Street City Silverton State CO

Zip 81433 Telephone (303) 378-2141 Email Address dprice@csbcolorado.com

☐ Applicant, SSN, or TIN has changed since previously submitted application.

NPS Official Use Only

The National Park Service has reviewed the Historic Preservation Certification Application – Part 2 for the above-named property and has determined that:

☐ the rehabilitation described herein is consistent with the historic character of the property and, where applicable, with the district in which it is located and that the project meets the Secretary of the Interior's Standards for Rehabilitation. This letter is a preliminary determination only, since a formal certification of rehabilitation can be issued only to the owner of a "certified historic structure" after rehabilitation work is complete.

☐ the rehabilitation or proposed rehabilitation will meet the Secretary of the Interior's Standards for Rehabilitation if the attached conditions are met.

☐ the rehabilitation described herein is not consistent with the historic character of the property or the district in which it is located and that the project does not meet the Secretary of the Interior's Standards for Rehabilitation.

Date

National Park Service Authorized Signature (Sign in ink)

☐ NPS conditions or comments attached

HISTORIC PRESERVATION CERTIFICATION APPLICATION
PART 2 – DESCRIPTION OF REHABILITATION

Historic Property Name 1129 Greene Street

NPS Project Number _____

Property Address 1129 Greene Street, Silverton, CO

5. Detailed Description of Rehabilitation Work. Use this page to describe all work or create a comparable format with this information.
Number items consecutively to describe all work, including building exterior and interior, additions, site work, landscaping, and new construction.

Number <u>1</u>	Feature <u>South façade Storefront</u>	Date of Feature <u>1893</u>
------------------------	---	------------------------------------

Describe existing feature and its condition

The building's cast iron facade, manufactured by Pullis Bro's, St. Louis, fronts directly onto the concrete sidewalk along Greene Street, and includes a cast door sill. The facade's first floor is composed of two large fixed panes with kick plates (lower) and 2-pane transoms (above) that flank a modern wood door, with oval glass, and two fixed pane transoms stacked above the door with each separated by decorative cast iron pilasters. On the east end there is an original door opening to the second floor stairs, which has been infilled with wood and a modern door. The 3-pane transom above the door opening appears to be original.

Photo Numbers 1-6

Drawing Numbers A2.2, A3.1, A4.1

Describe work to feature

The cast iron façade will be inspected, prepped and painted.
New storefront glazing, framing, kickplates and transoms will be installed, to match the historic configuration.
A new code compliant, appropriate entry door will be installed.
The east door opening infill and modern door will be removed. The ATM will be installed in this opening.
The original transom above the east door opening will be restored, prepped and painted.

Number <u>2</u>	Feature <u>South façade - second floor</u>	Date of Feature <u>1893</u>
------------------------	---	------------------------------------

Describe existing feature and its condition

The upper façade consists of three large arched windows, with masonry dentils below the rough stone sills, connected sprung arches above, and single panes. Above the windows is a masonry cornice, which is topped with a decorative sheet metal cornice and parapet cap. There are letters attached to the parapet spelling out The Brown Bear Cafe.

Photo Numbers 1-5

Drawing Numbers A2.1, A4.1

Describe work to feature

Masonry will be re-pointed, as necessary.
Paint will be removed from the accent bricks, as appropriate.
The single panes at each window will be replaced with a three-pane fixed, arched transom and a pair of double hung windows, with a mullion between, in the lower section to replicate the historic configuration.
The decorative metal cornice may need to be temporarily removed to repair any structural issues in the roofing behind it, but it will be repaired, prepped, painted and re-installed. The Brown Bear Café lettering will be removed.

Number <u>3</u>	Feature <u>West façade</u>	Date of Feature <u>1893</u>
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Describe existing feature and its condition

The West façade has an attached adjacent building covering approximately two-thirds of the façade. The masonry is in good condition, but will be more closely assessed especially at the flashing point of the neighbor's roofline.

HISTORIC PRESERVATION CERTIFICATION APPLICATION
PART 2 – DESCRIPTION OF REHABILITATION

Historic Property Name 1129 Greene Street NPS Project Number _____

Property Address 1129 Greene Street, Silverton, CO

There are three single pane windows in poor condition, and one infilled window opening at the north end.

The parapet has been lowered and capped.

Photo Numbers 7-8 Drawing Numbers A2.3, A3.3

Describe work to feature

Repair and re-point masonry, as necessary.

The windows will be replaced in kind. A small, single pane window will be inserted into the north end window opening which is infilled.

The parapet will be rebuilt to better approximate the historic configuration.

Number 4	Feature North façade, upper floor	Date of Feature 1893
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Describe existing feature and its condition

The masonry walls have had a stucco/parge coat applied.

There are two single-pane, double hung, vinyl windows and a door opening which is enclosed on the interior by the dumbwaiter.

Photo Numbers 9-10 Drawing Numbers A2.3, A3.2, A4.1

Describe work to feature

Stucco/parge coating on the north façade will be removed and damage will be assessed. After the assessment, the bricks will either be re-pointed and have a consolidant added or the bricks may be turned, so that the damage is on the interior. If neither of these options is viable, the bricks will be replaced in kind.

New windows and a door with a transom will be inserted into the original openings.

A new deck will be built above the CMU addition accessed through the reinstated door, with a railing and side privacy walls.

Number 5	Feature North CMU addition	Date of Feature circa 1970s
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Describe existing feature and its condition

The CMU addition was built as an independent building with four walls, adjacent to the north wall of the original building, accessed through an original opening in the rear wall.

The roof is a standing seam metal panel roof with a kitchen vent, draining to the alley with a small gutter and downspout, and is in poor condition.

The west side has a vinyl slider window in the upper portion of the shed end of the roof, as well as multiple electrical meters.

The north side has a flat, wooden panel door, which opens directly to the alley.

The east side has a kitchen vent exiting the shed end of the roof. It appears that there may have been some fire damage along the east and north elevations.

Photo Numbers 9-11 Drawing Numbers A3.2, A3.3, A3.4, A4.1, A2.2

Describe work to feature

The roof will be removed and the new roof lowered to accommodate the new deck above, as well as removing all kitchen penetrations. An appropriately sized gutter with open down spouts will replace the current set.

HISTORIC PRESERVATION CERTIFICATION APPLICATION
PART 2 – DESCRIPTION OF REHABILITATION

Historic Property Name 1129 Greene Street

NPS Project Number _____

Property Address 1129 Greene Street, Silverton, CO

The current west window will be removed and a new window opening will be cut into the CMU wall.

The north door will be infilled, as it currently opens directly into the alley and the public right of way. Three windows will be cut into the wall to add natural light to the new residential space.

The east side will have all kitchen vents removed and a new door opening cut into the CMU wall for the entry to the first floor residential unit.

Number 6	Feature East façade	Date of Feature 1893
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Describe existing feature and its condition

Historic photos show a wood-frame structure abutting the building on the east side which is no longer extant and the now exposed bricks on this side are different in color and not as refined as the storefront facade brick and mortar. The brick on the first floor has vertical channels, which was likely associated a shelving system for a lumber yard, and the second floor is marked by a tar line where the neighboring roof attached to the building.

There are four rectangular windows on the second floor, one of which appears to be original to the building with an arched lintel and brick sill. They are all in fair to poor condition.

The parapet has been lowered and capped.

Photo Numbers 12-15

Drawing Numbers A3.4, A2.2

Describe work to feature

Repair and repoint masonry, as necessary.

The window at the north end of the second floor will be infilled, with an appropriate indication of its previous location. The remaining three windows will be enlarged to accommodate a double hung window with a transom, and a fourth similar window will be added to the south in a new opening. All windows will align with the openings on the south façade.

The parapet will be rebuilt to better approximate the historic configuration.

A small opening will be cut into the southern end of the first floor of the façade to accommodate the night deposit.

An opening for the new ADA entry will be cut in the midpoint of the first floor of the façade.

Two new one-over-one, double hung windows with transoms will be cut into the north end of the first floor of the façade to gain natural light into the residential unit.

Awnings will be added to the night deposit and the ADA entry.

Number 7	Feature Foundation/Basement	Date of Feature 1893
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Describe existing feature and its condition

The basement consists of a combination of full height areas towards the south and crawl spaces towards the north. There is a trap door in the first floor with a wooden stair down to the basement. The walls are the stone foundation, and the floors are a mix of dirt, brick, boards and concrete - all in fair to poor condition. There are support posts throughout, with a line of six-by-six wooden posts with a support beam down the middle of the floor joists. Additional support posts are four-by-four wood or metal posts, with one CMU pillar in the northern end.

Photo Numbers 16-17

Drawing Numbers A2.1, A4.1

Describe work to feature

The trap door and the stairs will be removed, with framing and flooring infill added.

HISTORIC PRESERVATION CERTIFICATION APPLICATION
PART 2 - DESCRIPTION OF REHABILITATION

Historic Property Name 1129 Greene Street

NPS Project Number _____

Property Address 1129 Greene Street, Silverton, CO

Re-point and clean the foundation, as necessary.

Repair or replace the flooring, as necessary.

Assess structural need for the additional support posts, remove or replace as needed.

Dig elevator pit and stairwell foundation.

Number 8

Feature First floor

Date of Feature _____

Describe existing feature and its condition

Structure - The structural framing is typical 2x rough lumber in various dimensions depending on function, which appears to be in reasonable condition, other than the rear ceiling which has bowed due to the weight of kitchen equipment on the second floor. Changes to the interior walls have occurred over the years in response to the changing nature of the businesses which have occupied the space.

Floors - The floors are diagonal laid, hardwood flooring in fair condition in the main room. There is a trap door entrance to the crawl space below, which is neither safe nor adequate for the proposed use. There is a small transitional hallway with a parquet floor, which leads to the north kitchen addition which has a red tile floor.

Walls - The interior brick walls, which were originally plastered, have been altered over the years with the addition of drywall and a wooden vertical plank chair rail. The kitchen walls are covered with FRP (Fiber Reinforced Panels).

Ceiling - The ceiling in the main room is covered with silver colored pressed tin panels. There is a historic bar and back bar, but it is unclear if they are original to the building.

A fireplace was added, as well as a stage to the rear of the room, in the 1980s.

Two bathrooms, one under the stair and one in a separate room along the west wall, have been added.

The current stairs to the second floor are all new framing, due to a fire, which may have occurred in the coal bin below. They are in fair condition, but open out directly into the sidewalk, lack a code compliant landing or code compliant tread height/depth. There is a dumbwaiter in the rear of the first floor main room, which goes to the upper kitchen, and is no longer needed.

Photo Numbers 18-28

Drawing Numbers A2.2, A4.1

Describe work to feature

The floor finishes in the main room will be refinished or replaced, as necessary. The trap door to the basement is being removed and will be infilled, with framing and flooring added. The floor in the addition will be removed or overlaid, as needed, to accommodate the new residential use.

The interior wall finishes will be removed to re-point and repair the interior of the masonry walls, as necessary. Mechanical, electrical and plumbing will be incorporated behind the new finish, as appropriate.

The ceiling finish will remain, as it is currently functional, but may need to be temporarily removed for work above.

The bar and bar back will be kept and incorporated into the new function.

The fireplace and stage will be removed.

Both bathrooms will be removed, as well as the stairs to the second floor. The floor structure which was affected by the previous fire under the stair will be stabilized.

The dumbwaiter in the rear will be removed, with the opening in the ceiling infilled. It is not anticipated that there will be an opening in the floor, as it does not service the basement, but it will be infilled/repared if an opening or deterioration is discovered.

**HISTORIC PRESERVATION CERTIFICATION APPLICATION
PART 2 – DESCRIPTION OF REHABILITATION**

Historic Property Name 1129 Greene Street

NPS Project Number _____

Property Address 1129 Greene Street, Silverton, CO

The openings in the original north façade (now an interior wall) will be rebuilt and left as a feature.

Various rooms will be added to accommodate the new use, such as a vault, conference room, break room, ADA bathroom, etc. These room will be capped at eight feet or have glass above that height, where possible, in order to maintain the sight lines of the original space.

An apartment, as a separate space, will be installed in the rear third of the floor, including the addition. This will include the addition of a bathroom, kitchen/living room, and bedroom with closet.

Number 9	Feature Second floor	Date of Feature 1893
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Describe existing feature and its condition

Structure - The structural framing is typical 2x rough lumber in various dimensions depending on function, which appears to be in reasonable condition, other than the rear floor which has bowed due to the weight of kitchen equipment. Changes to the interior walls have occurred over the years in response to the changing nature of the businesses and residence which occupied the space.

Floors - It is likely that there is wood flooring under any current flooring, as evidenced by the removal of the kitchen equipment in the rear of the floor. In the front apartment area, there is a mix of residential flooring - low-pile carpet in the living room/bedrooms, ceramic tile in the kitchen/dining, vinyl plank flooring in the bathroom. In the rear kitchen area, there is vinyl sheet flooring over plywood, which is laid on top of straight, wood floorboards.

Walls - The interior brick walls, which were originally plastered, have been altered over the years with the addition of drywall. The rear kitchen walls are covered with FRP (Fiber Reinforced Panels).

Ceiling - The ceiling, which was originally plastered, has been drywalled and painted throughout the floor.

In the apartment area, a raised kitchen and dining space was installed along the east and south wall with a heating stove attached to the west wall vent stack. The bathroom in the southeast corner is a couple steps down from the raised kitchen and contains a claw foot tub, but it is unclear if that is original to the space.

The entry stairs are open along the east wall and a hallway has been created to separately access the kitchen area in the rear.

In the kitchen, the dumbwaiter upper section remains, which currently blocks the door opening in the north wall, along with electrical panels and freezers.

Photo Numbers 29-35

Drawing Numbers A2.3, A4.1

Describe work to feature

The current interior walls will be removed and replaced with new, to allow the new layout of two residential units. These room will be capped at eight feet or have glass above that height, where possible, in order to maintain the sight lines of the original space.

The floor finishes throughout the second floor will be replaced, as necessary.

The interior wall finishes will be removed to repoint and repair the interior of the masonry walls, as necessary. Mechanical, electrical and plumbing will be incorporated behind the new finish, as appropriate.

The ceiling will remain unless access to the roof structure is needed, as it is currently functional.

The heating stove and raised areas (kitchen/bathroom/dining) in the apartment will be removed.

HISTORIC PRESERVATION CERTIFICATION APPLICATION
PART 2 – DESCRIPTION OF REHABILITATION

Historic Property Name 1129 Greene Street

NPS Project Number _____

Property Address 1129 Greene Street, Silverton, CO

The stairs to the second floor and the hallway will be removed and the opening infilled, with framing and flooring added.

The dumbwaiter will be removed and the opening in the floor infilled, with framing and flooring added.

Number 10

Feature Roof and accessories

Date of Feature 1893

Describe existing feature and its condition

Currently there is a membrane roof, which slopes from south to north, and is in fair condition.

The north soffit is open and there is no gutter or downspouts - which is typical for a region with heavy snowfall.

Photo Numbers 9-11

Drawing Numbers A2.4, A3.3, A4.1

Describe work to feature

The roof membrane will need to be replaced to gain access to the roof structure and accommodate the new penetrations, as well as remove the commercial kitchen vent openings.

A roof deck with appropriate railings will be built on top of the sloping roof, and will be held back from the parapets so as not to disturb the viewshed.

The elevator will open to the roof to provide ADA access to the new deck, with a shed that is not significantly visible, except at an angle. The roof structure will be reinforced for the new penetration.

A gutter and open downspouts will be added to the north end of the roof, which will dispense onto the newly reconstructed addition roof.

Number 11

Feature Elevator/Stair column

Date of Feature N/A

Describe existing feature and its condition

N/A

Photo Numbers N/A

Drawing Numbers A2.1-4, A3.2-4, A4.1

Describe work to feature

A stair and elevator column will be added on the interior for ADA access and fire egress. The stairs will provide access from the basement to the roof, while the elevator will service the first floor, the second floor and the roof. The floor and roof structures will be reinforced for the new penetration.

Number 12

Feature Site

Date of Feature _____

Describe existing feature and its condition

The building is lot line to lot line on Lot 17 and Lot 18 is vacant with a low metal fence along Greene St. and a wooden privacy fence approximately 15' to the north.

HISTORIC PRESERVATION CERTIFICATION APPLICATION
PART 2 – DESCRIPTION OF REHABILITATION

Historic Property Name 1129 Greene Street NPS Project Number _____

Property Address 1129 Greene Street, Silverton, CO

There is a group of aspen trees next to the building at the southeast corner, and a vintage truck body on the southwest. The north area of the lot behind the wooden fence is gravel.

Photo Numbers 12, 36 Drawing Numbers A1.1

Describe work to feature

A new ADA access sidewalk will be added at the west side of the vacant lot next to the building, from Greene St. to the alley, providing access to the night deposit box, the ADA entrance to the building, the entrance to the first floor apartment and parking off the alley.

A trash containment area will be provided, along with several parking spaces.



LAND USE APPLICATION

Community Development Department
Town of Silverton
1360 Greene Street, Silverton CO, 81433

APPLICANT: Timothy Stroh AIA

COMPANY: Springboard Studio LLC

MAILING ADDRESS: 64669 Ranger Road, Montrose CO 81403

PHONE: 970-302-77730

EMAIL: tstroh@springboardpreservation.com

OWNER: CSBO Holdings /Citizens State Bank

MAILING ADDRESS: 600 Main Street / PO Box A. Ouray, CO 81427

PHONE: 303.378.2141

EMAIL: dprice@csbcolorado.com

PROPERTY LOCATION/ADDRESS: 1129 Greene Street, Silverton CO 81433

ASSESSOR'S PARCEL NO. 48291730280019

LOT SIZE: 50' x 100'

CURRENT ZONING: B-P

PROPOSED ZONING: No Change / B-P

CURRENT USE: Restaurant 1st/2nd Floor,
Residential 2nd Floor

PROPOSED USE: Bank/Business and
Residential 1st floor, Residential 2nd Floor

(The person listed as "Applicant" will be contacted to answer questions regarding this application, provide additional information when necessary, post public hearing signs, receive a copy of the staff report prior to Public Hearing, and shall be responsible for forwarding all verbal and written communication to the owner.)

Type of action requested (check one or more of the actions below which pertain to your request):

- | | |
|--|---|
| <input type="checkbox"/> Annexation | <input type="checkbox"/> Site Development Plan approval |
| <input type="checkbox"/> Change of zoning | <input type="checkbox"/> Subdivision |
| <input type="checkbox"/> Vacation Rental | <input type="checkbox"/> Temporary Use, Building, Sign |
| <input type="checkbox"/> Consolidation Plat | <input type="checkbox"/> Development in Hazard Zones |
| <input checked="" type="checkbox"/> Historic/AROD Review | <input type="checkbox"/> Use Subject to Review |
| <input type="checkbox"/> Lot Line Adjustment | <input type="checkbox"/> Variance/Waiver |
| <input type="checkbox"/> Planned Unit Development | <input type="checkbox"/> Other _____ |

Detailed Description of Request:

Review of exterior rehabilitation for the existing historic building. See attached drawings for scope of work. Note these drawings have been reviewed and approved for State Historic Tax Credits by Colorado State Historic Preservation Office and Office of Economic Development and International Trade. Drawings have also been reviewed and approved for Federal Historic Tax Credits by the National Park Service. Work complies with the Secretary of Interiors Standards for Rehabilitation.

CERTIFICATION

As owner of the aforementioned property, I hereby consent to the submission of this application and authorize the applicant to act on my behalf with regard to this application.

Owner Signature: _____

Alexander Price

Date: _____

12/1/23

I, Timothy Stroh AIA, Principal, Springboard Studio LLC, certify that the information and attachments submitted are true and correct to the best of my knowledge. In filing this application, I am acting with the knowledge and consent of the property owners.

Applicant Signature:  Date: 11/29/23

To be filled out by staff:

DATE RECEIVED:		RECEIVED BY:	
FEES PAID:		CASE NO.	
QUARTER SECTION MAP:		RELATED CASES:	
PRE-APP MEETING DATE:		CASE MANAGER	



FEBRUARY 12, 2024, BOARD PACKET MEMO

SUBJECT: Ordinance 2024-01 Amending SMC Sec. 16-4-800

STAFF CONTACT: Lucy Mulvihill

Overview:

At their meeting on December 20th, 2023, the Historic Review Committee made a motion to recommend to the board the deletion of the last sentence in section 16-4-800 section 2.

(2) Intent: The intent of this District and standards is to preserve the historic character of Silverton and the Town's designation as a National Historic Landmark. Decisions will be made based on: the proposed structure's compatibility with nearby historic buildings, the original and historic facade of existing buildings, the aesthetics as viewed from the main heritage tourism thoroughfares of the Heritage Tourism Corridor. Incorporated into this Ordinance for the purposes of review, approval, and denial of the proposed design are the following: the regulations contained within the Historic Overlay District section of the Municipal Code, and the two publications of the Town of Silverton, entitled "Preserving Silverton," and "Builder's Handbook."

The Committee members believe that, at the time of establishing the Architectural Review Overlay District (AROD), the intent of the Planning Commission and Board of Trustees was not to extend the same requirements of the Historic Review Overlay District to the AROD but rather to create a “light version” with less stringent requirements while still allowing for an exterior design review. The committee believes removing the requirement for AROD applicants to comply with the “Builder's Handbook” is the first step to addressing this issue. Long-term changes will be recommended during the code update.

Staff is seeking direction as to whether the Board would like to follow the Historic Review Committee recommendation to remove the requirement that structures within the AROD must comply with the designs outlined in the “Builder's Handbook.”

At their meeting on January 8, 2024, The Board of Trustees directed staff to prepare an ordinance amending SMC Sec. 16-4-800, as recommended by the Historic Review Committee.

This is the first reading of Ordinance 2024-01.

If the board chooses to approve the first reading, the timeline is as follows.

- February 26: Second Reading of Ordinance 2024-01
- March 27: Ordinance 2024-01 is enacted if approved by the board at the second reading.

Motion or Direction:

Motion to approve the first reading of Ordinance 2024-01 Amending SMC Sec. 16-4-800 to omit any mention of the Builder Handbook from the Architectural Review Overlay District code.

**TOWN OF SILVERTON COLORADO
ORDINANCE 2024-01**

**AN ORDINANCE AMENDING CHAPTER 16, ARTICLE 4, DIVISION 6, OF THE
MUNICIPAL CODE OF THE TOWN OF SILVERTON COLORADO, BY AMENDING
THE REQUIREMENTS OF THE ARCHITECTURAL REVIEW OVERLAY DISTRICT**

WHEREAS, the Town of Silverton, Colorado is a statutory town incorporated under the laws of the state of Colorado; and

WHEREAS, the Town of Silverton has adopted regulations related to the Architectural Review Overlay District in Municipal Code, Chapter 16; and

WHEREAS, the Town of Silverton Historic Review Committee, at December 20, 2023, recommended to the Board of Trustees, Chapter 16, Article 4, Division 6 be amended to remove any mention of the “Builder’s Handbook”; and

WHEREAS, the Town of Silverton Board of Trustees at their Regularly scheduled Meeting on January 8, 2024, requested Chapter 16, Article 4, Division 6, be amended to remove all mention of the “Builder’s Handbook”; and

WHEREAS, the Town of Silverton acting by and through its Town Board of Trustees has the power to regulate land use matters pursuant to Colorado Revised Statutes (C.R.S.) Section 31, Article 23 et seq.; and

WHEREAS, the Board of Trustees held Public Hearings on February 12, 2024, and February 26, 2024, to receive public comment, evidence, and testimony relative to the proposed amendments to the Municipal Code.

WHEREAS, the Board of Trustees has determined that the establishment of these regulations intended to modify the Architectural Review Overlay District Code within Chapter 16 of the Municipal Code of the Town of Silverton, is in the best interests of the citizens’ health, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF SILVERTON COLORADO BOARD OF TRUSTEES THAT:

- I. Amendment to Chapter 16, Article 4, Division 6, Section 16.4.800 of the Municipal Code. Section 16.4.800 of the Municipal Code is amended by deleting strikethrough text, as follows:

Sec. 16-4-800. Development in the Architectural Review Overlay District.

- (1) Procedure: 13 copies of a site plan and building elevation drawings showing the structure as viewed from the Heritage Tourism Corridor, shall be submitted to Town Hall for review by the Planning Department and Town Historic Review Committee. If an existing

structure is present on the project site, 13 copies of old photos of the existing structure (taken 50 years or more before submittal date) shall also be submitted. One envelope, pre-addressed, including postage, for each adjacent landowner within 300 feet of the exterior boundaries of the project site, a list of the adjacent landowners, and the currently adopted application fee is also required. The Planning Director shall provide an administrative review to determine if the application is complete. Additional submittal items may be required by the Planning Director for good cause. The application will then be forwarded to Town Staff and the Town Historic Review Committee. After reviewing the submittal, the Town Historic Review Committee shall approve, conditionally approve, table for additional review, or deny the application. Decisions may be appealed to the Silverton Town Board of Trustees by the applicant by filing a written appeal, within 30 days of the Committee's decision, with the Town Clerk.

- (2) Intent: The intent of this District and standards is to preserve the historic character of Silverton and the Town's designation as a National Historic Landmark. Decisions will be made based on: the proposed structure's compatibility with nearby historic buildings, the original and historic facade of existing buildings, the aesthetics as viewed from the main heritage tourism thoroughfares of the Heritage Tourism Corridor. ~~Incorporated into this Ordinance for the purposes of review, approval, and denial of the proposed design are the following: the regulations contained within the Historic Overlay District section of the Municipal Code, and the two publications of the Town of Silverton, entitled "Preserving Silverton," and "Builder's Handbook."~~
- (3) Applicability and Permitting: The standards and review procedure in this section apply to new construction, and to any facade or exterior building alterations on existing structures, as viewed from the Heritage Tourism Corridor, excluding items of routine maintenance. For proposed exterior work other than routine maintenance, the approval of the Committee is required prior to any exterior demolition and/or renovation within the Architectural Review Overlay District. Compliance with this Ordinance is required prior to the receipt of a Building Permit for construction within the Architectural Review Overlay District. Construction without a building permit is subject to fines and a stop work order as specified in the Building Codes adopted by the Town of Silverton.
- (4) Additional Design Standards:
 - (A) Existing historic buildings, and existing buildings over 1,000 square feet in floor area and over 50 years old, within the Architectural Review Overlay District, shall not be demolished, without the applicant adequately demonstrating to the Historic Review Committee that repair of the building is not feasible.
 - (B) As viewed from the Heritage Tourism Corridor, proposed visual/aesthetic modernization of the historic architectural style/facade of existing structures in the Architectural Review Overlay District is not acceptable.
 - (C) The Committee may add site-specific conditions of approval to individual applications, with the intent of retaining the Town's Historic Landmark designation, including but not limited to the following elements visible from the Heritage Tourism Corridor:
 - Site layout, site/building orientation;
 - Landscaping, screening, fencing;

- Architectural, structural, mass, and scale design requirements, for the purpose of compatibility with existing structures;
- Signage and lighting requirements;
- Restrictions regarding outdoor storage, junkyards, reflectivity of building materials, windowless walls, garage doors, service yards, storage yards and facilities;
- Above ground utility components;
- Grading and parking lots;
- and conditions on proposed design components, which are or will be visible from the Heritage Tourism Corridor.

- II. Incorporation of Recitals. The recitals set forth above are incorporated and ordained hereby as if set forth hereafter in full.
- III. Ordinance Approval. The Amendments to Chapter 16 as outlined herein are hereby approved, modifying the Architectural Review Overlay District requirements.
- IV. Public Inspection. The full text of this Ordinance, with any amendments, is available for public inspection at the office of the Town Clerk.
- V. Severability. If any portion of this Ordinance is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.
- VI. Posting, Publication and Effective Date. Following the passage of this Ordinance on second reading, the Town Clerk shall publish this Ordinance in full in a newspaper published within the limits of the Town. This Ordinance shall take effect 30 days after such publication.

INTRODUCED, READ, AND ORDERED FOR SECOND READING BY THE BOARD OF TRUSTEES OF THE TOWN OF SILVERTON, COLORADO, UPON A MOTION DULY MADE, SECONDED AND PASSED AT ITS REGULAR MEETING HELD AT THE TOWN OF SILVERTON, ON THE 12TH DAY OF FEBRUARY 2024.

TOWN OF SILVERTON

By: _____
Shane Fuhrman, Mayor

ATTEST:

Melina Marks-Lanis, Town Clerk

FINALLY PASSED, ADOPTED AND APPROVED ON SECOND AND FINAL READING AND ORDERED POSTED AND PUBLISHED IN THE MANNER PROVIDED IN SECTION VII HEREOF BY THE BOARD OF TRUSTEES OF THE TOWN OF SILVERTON, COLORADO, UPON A MOTION DULY MADE, SECONDED AND PASSED AT ITS REGULAR MEETING HELD AT THE TOWN HALL ON THE 26TH DAY OF FEBRUARY, 2024, BY A VOTE OF THIS ORDINANCE AS IS ON FILE IN THE TOWN CLERK'S OFFICE FOR PUBLIC INSPECTION.

TOWN OF SILVERTON

By: _____
Shane Fuhrman, Mayor

ATTEST:

Melina Marks-Lanis, Town Clerk



FEBRUARY 12, BOARD PACKET MEMO

SUBJECT: Notification of Petition to Annex, Resolution finding substantial compliance and declaring intent to annex Anvil Mountain Subdivision 1
STAFF CONTACT: Lucy Mulvihill

Notification of Petition to Annex

On January 29, 2024, The Town received a Petition for the Annexation of Unincorporated Territory in the County of San Juan, State of Colorado, to the Town of Silverton, State of Colorado. The Legal description of the Land which the landowners request to be annexed to the Town of Silverton is described in Exhibit "A" of the petition, known as Part of the Anvil Mountain Subdivision. This annexation will be known as the Anvil Mountain Subdivision 1 Annexation. The petitioning party is San Juan County, Colorado.

Per Colorado Revised Statutes Title 31. Government Municipal § 31-12-107 The clerk shall refer the petition to the governing body as a communication. The governing body, without undue delay, shall then take appropriate steps to determine if the petition so filed is substantially in compliance with this subsection.

Overview:

The purpose of this memo is to demonstrate to the Board of Trustees that the Anvil Mountain Subdivision 1 Annexation Petition is in Substantial Compliance with the State requirements under the Municipal Annexation Act of 1965 (Act) and Municipal Requirements under the Silverton Municipal Code and to set the date for the Annexation Hearing as Monday, March 25, 2024.

The Property

The Anvil Mountain Subdivision 1 Annexation property is located west of Block 88 and 73 on West 5th Street in unincorporated San Juan County and includes the "Zanoni Property" purchased by the town in 2022. The 8-acre property has 15 landowners and 8 improved parcels.

Annexation Process

1. Substantial Compliance Resolution

At this meeting, the Board of Trustees will determine if the annexation petition is in the prescribed form and contains the necessary statutory criteria. If the Board finds the petition sufficient, they may adopt a resolution finding substantial compliance and declaring intent to annex. The Board must also set a date, time, and place for an Annexation Hearing.

2. Annexation Hearing

After at least four consecutive weeks of public notice in a newspaper of general circulation, the Board will hold a Public Hearing on the Annexation petition. After hearing, pursuant to C.R.S. § 31-12-110, the Board adopts a resolution identifying findings of fact and adopts the Annexation Ordinance. The Town Clerk signs the Certificate of Annexed Plat. The Annexation Hearing must occur between 30 and 60 days after the Substantial Compliance Hearing. If the Substantial Compliance resolution is approved, the Annexation Hearing for the Anvil Mountain Subdivision 1 Annexation will be scheduled for Monday, March 25, 2024.

3. Annexation and Zoning

Following the approval of the Annexation Ordinance, the zoning ordinance must be adopted within 60 days. The original Annexation Ordinance and one copy of the annexation map will be filed in the office of the Town Clerk. Three certified copies of the annexation ordinance and map, containing a legal description, filed for recording with the County Clerk and Recorder, this becomes the effective date of Annexation. County Clerk and Recorder files one certified copy of the annexation ordinance and map with the Division of Local Government of the Colorado Department of Local Affairs. County Clerk and Recorder files one certified copy of the annexation ordinance and maps with the Department of Revenue. If the Substantial Compliance resolution and Annexation Ordinance is approved, The Annexation Plat will be recorded with the County on Tuesday, March 26, 2024.

Substantial Compliance Criteria according to Colorado Revised Statutes Title 31. Government Municipal § 31-12-107(1).

Staff finds that the Anvil Mountain Subdivision 1 Annexation Petition was filed with the Town Clerk on January 29, 2024, and complies with the requirements of the first step in the annexation process, as established in Section 30 of Article II of the Colorado Constitution and with the Colorado Revised Statutes § 31-12-107(1).

- (1) An allegation that it is desirable and necessary that such area be annexed to the municipality;
- (2) An allegation that the requirements of Colorado Revised Statutes sections 31-12-104 and 31-12-105 exist or have been met;
- (3) An allegation that the signers of the petition comprise more than fifty percent (50%) of the landowners in the area and own more than fifty percent of the area proposed to be annexed, excluding public streets and alleys and any land owned by the annexing municipality;
- (4) The signatures of such landowners;
- (5) A request that the annexing municipality approve the annexation of the area proposed to be annexed;
- (6) The mailing address of each such signer;
- (7) The legal description of the land owned by such signer;
- (8) The date of signing of each signature; and
- (9) The affidavit of the circulator of such petition that each signature therein is the signature of the person whose name it purports to be.

The annexation plat/map was filed with the Town Clerk on January 29, 2024, and contains:

- (1) A written legal description of the boundaries of the area proposed to be annexed;
- (2) A map showing the boundary of the area proposed to be annexed;
- (3) The location of each ownership tract in unplatted land and, if part or all of the area is platted, the boundaries and the plat numbers of plots or of lots and blocks;
- (4) Next to the boundary of the area proposed to be annexed, a drawing of the contiguous boundary of the annexing municipality and the contiguous boundary of any other municipality abutting the area proposed to be annexed.

Staff Recommendations:

Staff recommends that the Anvil Mountain Subdivision 1 Annexation petition meets the statutory requirements and should be deemed sufficient.

Options:

If the petition is not in substantial compliance, no further action shall be taken. If the Board finds the petition is not in substantial compliance, it would be recommended that they have a clear discussion on the record concerning the code or statute provision that is not being met, and possibly continuing the hearing so the wording for the specific sections can be finalized with the Town Attorney's and brought back for final action at a date certain.

Motion or Direction:

A motion to approve resolution 2024-02 a Resolution of the Town of Silverton Finding Substantial Compliance and Declaring Intent to Annex Anvil Mountain Subdivision 1.

Attachments

Resolution and Annexation Hearing Public Notice
Petition (signatures omitted)
Annexation Map



RESOLUTION NO. 2024-03

**A RESOLUTION OF THE TOWN OF SILVERTON FINDING SUBSTANTIAL COMPLIANCE AND
DECLARING INTENT TO ANNEX ANVIL MOUNTAIN SUBDIVISION 1**

WHEREAS, the Town of Silverton, in the County of San Juan and State of Colorado (the “Town”) is a municipal corporation duly organized and existing under the laws of the State of Colorado; and

WHEREAS, a written petition has been filed with the Town Clerk requesting the annexation of certain property to be known as the Anvil Mountain Subdivision 1 Annexation, as more particularly described below; and

WHEREAS, the Board of Trustees desires to initiate annexation proceedings for the Anvil Mountain 1 Annexation in accordance with the Municipal Annexation Act, Section 31-12-101, et seq., Colorado Revised Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF SILVERTON THAT:

Section 1. That the Board hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That the Board hereby accepts the annexation petition for the Anvil Mountain 1 Annexation, more particularly described as situated in the County of San Juan, State of Colorado, to wit:

Part of suspended section 18, Township 41 North, Range 7 West, of the New Mexico Principal Meridian, San Juan County Colorado, more particularly described as follows:

Beginning at a point on line 3 - 5 of the Silverton Town Site, whence corner no. 3 of the said Silverton Town Site bears N. 36°16'27" E., 1158.87 ft. dist.; thence N. 54°45'47" W., 529.79, ft. dist.; thence S. 79°13'01" W., 320.14, ft. dist., to the Northwest corner of Lot 2 of said Silverton Town Site; thence S. 54°40'06" W., 61.03, ft. dist., to the Angle Point of Lot 2 of said Silverton Town Site; thence S. 02°23'59" W., 35.42, ft. dist., to the Southwest corner of Lot 2 of said Silverton Town Site and also being on the North Right of Way line of Fifth Street; thence N. 87°36'14" W., 32.50, ft. dist., along the North Right of Way line of Fifth Street to a point on the East line of Lot 1 of said Silverton Town Site; thence S. 02°23'46" W., 28.99, ft. dist., to the Southeast corner of Lot 1 of said Silverton Town Site; thence S. 25°45'47" W., 42.15, ft. dist., to the Northeast corner of Lot 30 of said Silverton Town Site;

thence S. 25°06'27" W., 157.80, ft. dist., to the Southeast corner of Lot 30 of said Silverton Town Site and also being on the North Right of Way line U. S. Highway 550; thence along the North Right of Way line of said U. S. Highway 550 on a curve turning to the right with an arc length of 326.88 ft. dist., with a radius of 3539.99 ft. dist., of which a chord bearing of S. 64°38'29" E.; thence S. 62°01'24" E., 403.27, ft. dist., to a point on line 3 - 5 of the Silverton Town Site; thence N. 36°16'27" E., 449.61, ft. dist., more or less, to the point of beginning.

Section 3. That the Board hereby finds and determines that the annexation petition for the Anvil Mountain Subdivision 1 Annexation is in substantial compliance with the Municipal Annexation Act in that the annexation petition contains the following:

- (1) An allegation that it is desirable and necessary that such area be annexed to the municipality;
- (2) An allegation that the requirements of Colorado Revised Statutes sections 31-12-104 and 31-12-105 exist or have been met;
- (3) An allegation that the signers of the petition comprise more than fifty percent (50%) of the landowners in the area and own more than fifty percent of the area proposed to be annexed, excluding public streets and alleys and any land owned by the annexing municipality;
- (4) The signatures of such landowners;
- (5) A request that the annexing municipality approve the annexation of the area proposed to be annexed;
- (6) The mailing address of each such signer;
- (7) The legal description of the land owned by such signer;
- (8) The date of signing of each signature; and
- (9) The affidavit of the circulator of such petition that each signature therein is the signature of the person whose name it purports to be.

Section 4. That the Board hereby finds and determines that the annexation map accompanying the annexation petition for the Anvil Mountain Subdivision 1 Annexation is in substantial compliance with the Municipal Annexation Act in that the map contains the following:

- (1) A written legal description of the boundaries of the area proposed to be annexed;
- (2) A map showing the boundary of the area proposed to be annexed;
- (3) Within the annexation boundary map, a showing of the location of each ownership tract in unplatted land and, if part or all of the area is platted, the boundaries and the plat numbers of plots or of lots and blocks;
- (4) Next to the boundary of the area proposed to be annexed, a drawing of the contiguous boundary of the annexing municipality and the contiguous boundary of any other municipality abutting the area proposed to be annexed.

Section 5. That the Notice attached hereto as Exhibit “A” is hereby adopted as a part of this Resolution. Said Notice establishes the date, time and place when a public hearing will be held regarding the passage of annexation and zoning ordinances pertaining to the above-described property. The Town Clerk is directed to publish a copy of this Resolution and said Notice as provided in the Municipal Annexation Act.

THIS RESOLUTION was approved and adopted the 12th day of February, 2024, by the Board of Trustees of the Town of Silverton, Colorado.

TOWN OF SILVERTON, COLORADO

Shane Fuhrman, Mayor

ATTEST:

Melina Marks, Town Clerk

EXHIBIT A

A public hearing on the Anvil Mountain Subdivision 1 Annexation shall be held at the Silverton Board of Trustees Meeting on Monday, March 25, 2024.

**PETITION FOR ANNEXATION OF UNINCORPORATED TERRITORY
IN THE COUNTY OF SAN JUAN, STATE OF COLORADO,
TO THE TOWN OF SILVERTON, STATE OF COLORADO**

(86 % OF LANDOWNERS)

**TO THE MAYOR AND THE TOWN TRUSTEES OF THE TOWN OF SILVERTON,
COLORADO:**

The undersigned, in accordance with the Municipal Annexation Act of 1965, Chapter 31, Article 12, of the Colorado Revised Statutes, 1973, as amended, hereby petition the Town Trustees of the Town of Silverton for annexation to the Town of Silverton of the following described land located in the County of San Juan, State of Colorado, and further state:

1. The legal description of the land which the landowner(s) request to be annexed to the Town of Silverton is attached hereto as **EXHIBIT "A"**, hereinafter referred to as the "Property"
2. It is desirable and necessary that the Property be annexed to the Town of Silverton, Colorado;
3. The following requirements of C.R.S. Section 31-12-104 exists or have been met:
 - A. Not less than one-sixth (1/6) of the perimeter of the Property is contiguous with the Town of Silverton, Colorado;
 - B. A community of interest exists between the Property and the Town of Silverton, Colorado. The Property is urban or will be urbanized in the near future, and the Property is integrated or is capable of being integrated with the Town of Silverton, Colorado;
4. The signers of the Petition comprise the landowners of 86 percent (100%) of the Property (exclusive of streets and alleys) and said landowners attesting to the facts and agreeing to the conditions herein contained will negate the necessity of any annexation election;
5. None of the limitations provided in C.R.S. Section 31-12-105 are applicable and the requirements of that statute have been met because of the following:
 - A. The annexation of the Property will not result in the Property being divided into separate parts or parcels under identical ownership without the written consent of the landowners thereof;
 - B. No land area within the Property held in identical ownership, whether consisting of one tract or parcel of real estate or two or more contiguous tracts or parcels of

real estate comprising 20 acres or more and having a valuation for assessment in excess of \$200,000 for ad valorem tax purposes has been included in the area of the Property to be annexed without the written consent of the landowners thereof;

- C. No annexation proceedings have been commenced for annexation of any part of the Property by any other municipality;
 - D. The entire width of all streets and alleys to be included within the Property are included;
 - E. The annexation of the Property will not result in the detachment of area from any school district or the attachment of same to another school district;
 - F. Annexation by the Town of the Property will not have the effect of, and will not result in, the denial of reasonable access to landowners, owners of an easement, or owners of a franchise adjoining a platted street or alley, inasmuch as annexation of the Property will not result in annexation of a platted street or alley which is not bounded on both sides by the Town.
6. The annexation of the Property will not have the effect of extending a boundary of the Town more than three miles in any direction from any point of the municipal boundary in the past twelve (12) months.
7. The area proposed to be annexed is comprised of (check one):

 MORE THAN TEN ACRES AND THE BOARD OF COUNTY COMMISSIONERS OF SAN JUAN (circle appropriate jurisdiction) COUNTY HAS AGREED TO WAIVE THE REQUIREMENT OF AN IMPACT REPORT AS PROVIDED FOR IN SECTION 31-12-108.5, C.R.S., AS AMENDED. (Copy of resolution approving such waiver is provided.)

 MORE THAN TEN ACRES AND AN IMPACT REPORT AS PROVIDED FOR IN SECTION 31-12-105.5, C.R.S., AS AMENDED, IS REQUIRED.

 X TEN ACRES OR FEWER AND AN IMPACT REPORT AS PROVIDED FOR IN SECTION 31-12-105.5, C.R.S., AS AMENDED, IS NOT REQUIRED.

8. The Property is not located within a special district.
9. The mailing address of each signer, the legal description of the land owned by each signer, and the date of signing of each signature are all shown on this Petition;
10. Accompanying this Petition are (4) four copies of the annexation boundary map in the

form required by C.R.S. Section 31-12-102(1)(d) and attached hereto as **EXHIBIT "B"**, containing the following information:

- A. A written legal description of the boundaries of the Property;
- B. A map showing the boundary of the Property, such map prepared and containing the seal of a registered engineer or land surveyor;
- C. Within the annexation boundary map there is shown the location of each ownership tract in unplatted land, and if part or all of the area be platted, then the boundaries and the plat number of plots or of lots and blocks are shown;
- D. Next to the boundary of the Property is drawn the contiguous boundary of the Town of Silverton and the contiguous boundary of any other municipality abutting the area proposed to be annexed; and
- E. The dimensions of the contiguous boundaries are shown on the map.

11. The Property is not presently a part of any incorporated Town or Town and County;

12. The undersigned agree to the following conditions, which shall be covenants running with the land, and which shall, at the option of the Town, appear on the annexation map:

- A. All water rights associated with the Property shall be transferred to the Town, pursuant to Town ordinances;
- B. The undersigned and the Town may enter into an Annexation Agreement prior to the effective date of this annexation, as provided for in Chapter 31-12-112(2), *Colorado Revised Statutes, as amended*.

13. Petitioners represent that: (Check one)

☐ No part of the property to be annexed is included within any site-specific development plan approved by San Juan County, Colorado.

☒ A site-specific development plan has been approved by San Juan County, Colorado, which has created a vested right.

EXECUTED this 29 day of January, 2024.

[SIGNATURE PAGES FOLLOW THIS PAGE]

PROPERTY OWNER/PETITIONER SIGNATURES

The signatures affixed hereon represent property owners within the Annexation Boundary who desire Annexation to the Town of Silverton, Colorado.

Page 1 of 9

Name of Owner (print):	[REDACTED]
Address of Parcel within the Annexation Boundary (number, Street, Town):	[REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]
	[REDACTED]

PROPERTY OWNER/PETITIONER SIGNATURES

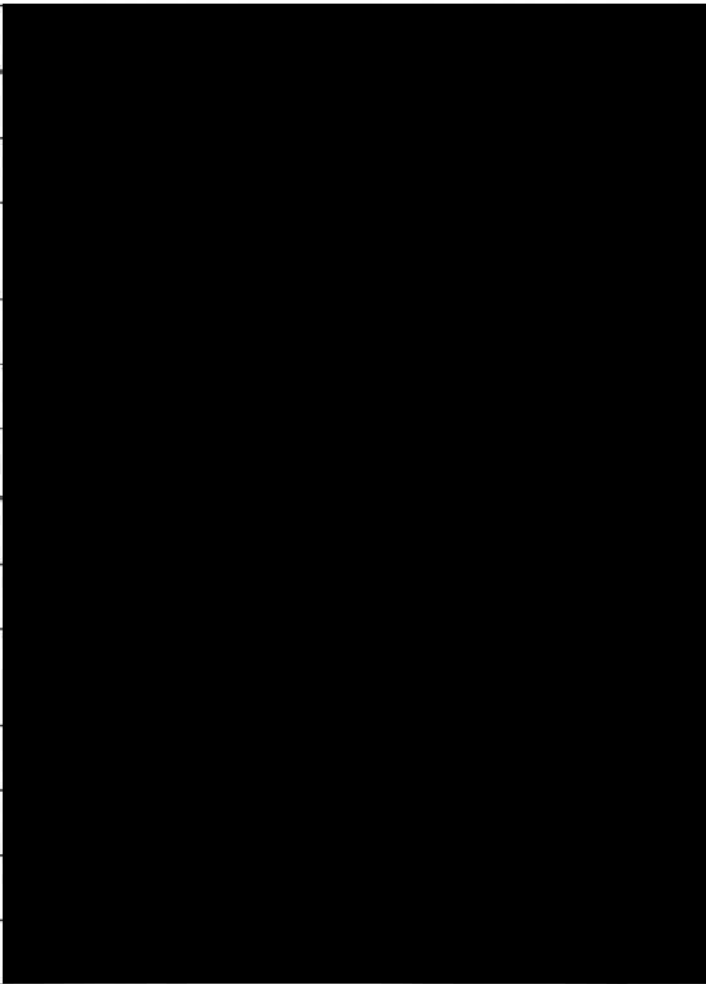
The signatures affixed hereon represent property owners within the Annexation Boundary who desire Annexation to the Town of Silverton, Colorado.

Page 2 of 9[illegible]

PROPERTY OWNER/PETITIONER SIGNATURES

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Page 3 of 9

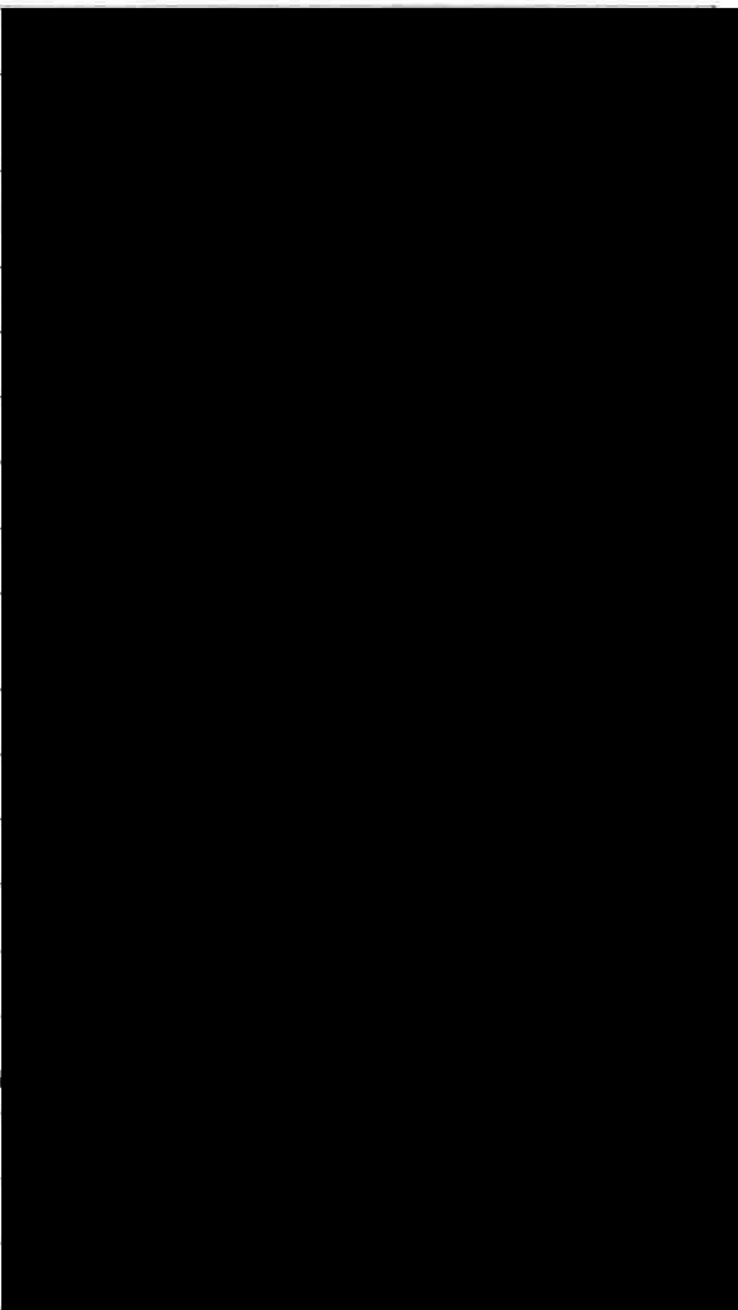
Initials of Circulator:	
Name of Owner (print):	
Address of Parcel within the Annexation Boundary	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s)	
Signature of Owner:	
Date of Signature	
Initials of Circulator	
Name: (print)	
Address of Parcel within the Annexation Boundary	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s)	
Signature	
Date of Signature	
Initials of Circulator	

Note to Circulator(s): Please make copies of this page to collect signatures and necessary information, attach all signature sheets and note the quantity of pages of signature pages in the area provided above.)

PROPERTY OWNER/PETITIONER SIGNATURES

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Page 4 of 9

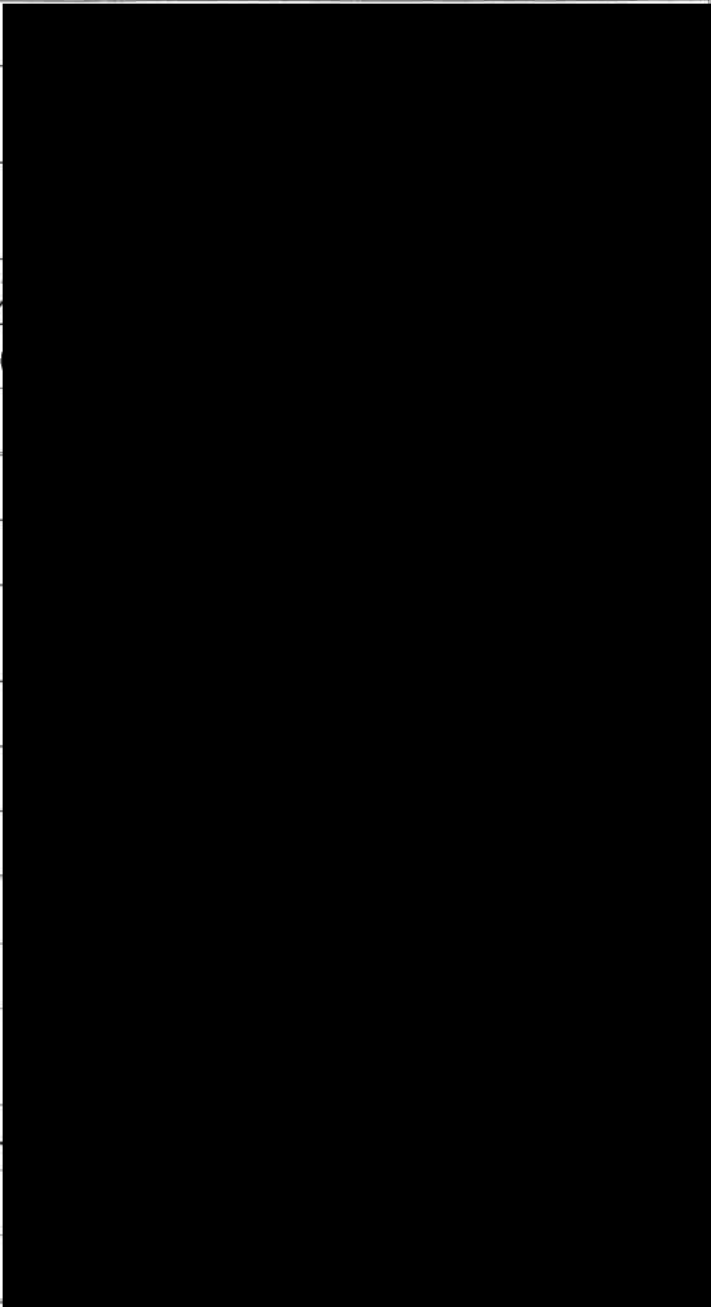
Name of Owner (print): [REDACTED]	
Address of Parcel within the Annexation Boundary (number, street, Town):	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s):	
Signature of Owner:	
Date of Signature:	
Initials of Circulator:	
Name of Owner (print):	
Address of Parcel within the Annexation Boundary	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s)	
Signature of Owner:	
Date of Signature	
Initials of Circulator	
Name of Owner: (print)	
Address of Parcel within the Annexation Boundary	
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Signature	
Date of Signature	
Initials of Circulator	

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PROPERTY OWNER/PETITIONER SIGNATURES

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Page 5 of 9

Name of Owner (print):	
Address of Parcel within the Annexation Boundary (number, street, Town):	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s):	
Signature of Owner:	
Date of Signature:	
Initials of Circulator:	
Name of Owner (print):	
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Date of Signature	
Initials of Circulator	
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Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s)	
Signature	
Date of Signature	
Initials of Circulator	

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Page 6 of 9

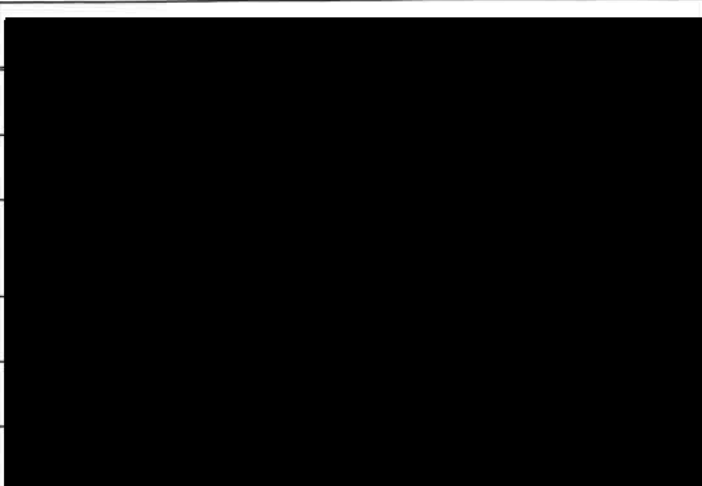
Name of Owner (print):	
Address of Parcel within the Annexation Boundary (number, street, Town):	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s):	
Signature of Owner:	
Date of Signature:	
Initials of Circulator:	
Name of Owner (print):	
Address of Parcel within the Annexation Boundary	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s)	
Signature of Owner:	
Date of Signature	
Initials of Circulator	
Name of Owner: (print)	
Address of Parcel within the Annexation Boundary	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s)	
Signature	
Date of Signature	
Initials of Circulator	

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PROPERTY OWNER/PETITIONER SIGNATURES

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Page 7 of 9

Initials of Circulator:	
Name of Owner (print):	
Address of Parcel within the Annexation Boundary	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s)	
Signature of Owner:	
Date of Signature	
Initials of Circulator	
Name: (print)	
Address of Parcel within the Annexation Boundary	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s)	
Signature	
Date of Signature	
Initials of Circulator	

Note to Circulator(s): Please make copies of this page to collect signatures and necessary information, attach all signature sheets and note the quantity of pages of signature pages in the area provided above.)

PROPERTY OWNER/PETITIONER SIGNATURES

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Page 8 of 9

Name of Owner (print):	
Address of Parcel within the Annexation Boundary (number, street, Town):	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s):	
Signature of Owner:	
Date of Signature:	
Initials of Circulator:	
Name of Owner (print):	
Address of Parcel within the Annexation Boundary	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s)	
Signature of Owner:	
Date of Signature	
Initials of Circulator	
Name of Owner: (print)	
Address of Parcel within the Annexation Boundary	
Legal Description(s) (Lot, Block, Subdivision Name) or Parcel Number(s)	
Signature	
Date of Signature	
Initials of Circulator	

Note to Circulator(s): Please make copies of this page to collect signatures and necessary information, attach all signature sheets and note the quantity of pages of signature pages in the area provided above.)

AFFIDAVIT OF SIGNATURE AUTHENTICATION

This petition has been circulated by the undersigned (the circulator) who attest that each signature thereon is that of the person whose name it purports to be. (Each circulator shall sign below in front of the same notary, or attach a separate Affidavit for each circulator). If no circulator is used the property owner shall sign below in the presence of a notary.

Page 9 of 9

[Signature]
Signature

Initials

Lucy Mullin
Print Name

Community Development Director
Title

Signature

Initials

Print Name

Title

Signature

Initials

Print Name

Title

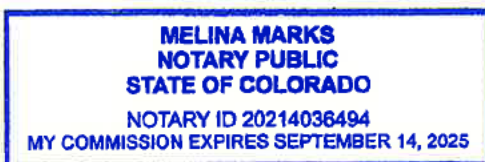
STATE OF COLORADO)

) ss.

COUNTY OF San Juan)

The foregoing instrument was acknowledged before me this 29th
day of January, 2024, by Lucy Mullin.

WITNESS my hand and official seal.



[Signature]
Notary Public

My commission expires:

Sept. 14, 2025

EXHIBIT**A****Legal Description:**

Part of suspended section 18, Township 41 North, Range 7 West, of the New Mexico Principal Meridian, San Juan County Colorado, more particularly described as follows:

Beginning at a point on line 3 – 5 of the Silverton Town Site, whence corner no. 3 of the said Silverton Town Site bears N. $36^{\circ}16'27''$ E., 1158.87 ft. dist.; thence N. $54^{\circ}45'47''$ W., 529.79, ft. dist.; thence S. $79^{\circ}13'01''$ W., 320.14, ft. dist., to the Northwest corner of Lot 2 of said Silverton Town Site; thence S. $54^{\circ}40'06''$ W., 61.03, ft. dist., to the Angle Point of Lot 2 of said Silverton Town Site; thence S. $02^{\circ}23'59''$ W., 35.42, ft. dist., to the Southwest corner of Lot 2 of said Silverton Town Site and also being on the North Right of Way line of Fifth Street; thence N. $87^{\circ}36'14''$ W., 32.50, ft. dist., along the North Right of Way line of Fifth Street to a point on the East line of Lot 1 of said Silverton Town Site; thence S. $02^{\circ}23'46''$ W., 28.99, ft. dist., to the Southeast corner of Lot 1 of said Silverton Town Site; thence S. $25^{\circ}45'47''$ W., 42.15, ft. dist., to the Northeast corner of Lot 30 of said Silverton Town Site; thence S. $25^{\circ}06'27''$ W., 157.80, ft. dist., to the Southeast corner of Lot 30 of said Silverton Town Site and also being on the North Right of Way line U. S. Highway 550; thence along the North Right of Way line of said U. S. Highway 550 on a curve turning to the right with an arc length of 326.88 ft. dist., with a radius of 3539.99 ft. dist., of which a chord bearing of S. $64^{\circ}38'29''$ E.; thence S. $62^{\circ}01'24''$ E., 403.27, ft. dist., to a point on line 3 – 5 of the Silverton Town Site; thence N. $36^{\circ}16'27''$ E., 449.61, ft. dist., more or less, to the point of beginning.

Annexation Map

Part of the Anvil Mountian Subdivision

Suspended Township 41 North, Range 7 West, of the New Mexico Principal Meridian
San Juan County, Colorado

Legal Description:

Part of suspended section 18, Township 41 North, Range 7 West, of the New Mexico Principal Meridian, San Juan County Colorado, more particularly described as follows:

Beginning at a point on line 3 - 5 of the Silverton Town Site, whence corner no. 3 of the said Silverton Town Site bears N. 36°16'27" E., 1158.87 ft. dist.; thence N. 54°45'47" W., 529.79, ft. dist.; thence S. 79°13'01" W., 320.14, ft. dist., to the Northwest corner of Lot 2 of said Silverton Town Site; thence S. 54°40'06" W., 61.03, ft. dist., to the Angle Point of Lot 2 of said Silverton Town Site; thence S. 02°23'59" W., 35.42, ft. dist., to the Southwest corner of Lot 2 of said Silverton Town Site and also being on the North Right of Way line of Fifth Street; thence N. 87°36'14" W., 32.50, ft. dist., along the North Right of Way line of Fifth Street to a point on the East line of Lot 1 of said Silverton Town Site; thence S. 02°23'46" W., 28.99, ft. dist., to the Southeast corner of Lot 1 of said Silverton Town Site; thence S. 25°45'47" W., 42.15, ft. dist., to the Northeast corner of Lot 30 of said Silverton Town Site; thence S. 25°06'27" W., 157.80, ft. dist., to the Southeast corner of Lot 30 of said Silverton Town Site and also being on the North Right of Way line U. S. Highway 550; thence along the North Right of Way line of said U. S. Highway 550 on a curve turning to the right with an arc length of 326.88 ft. dist., with a radius of 3539.99 ft. dist., of which a chord bearing of S. 64°38'29" E.; thence S. 62°01'26" E., 403.27, ft. dist., to a point on line 3 - 5 of the Silverton Town Site; thence N. 36°16'27" E., 449.61, ft. dist., more or less, to the point of beginning.

PLAT & DOCUMENT REFERENCES:

- Anvil Mountain Subdivision, San Juan County, Colorado, Reception #148169.
- Correction Deed, San Juan County, Colorado, Reception #154551.

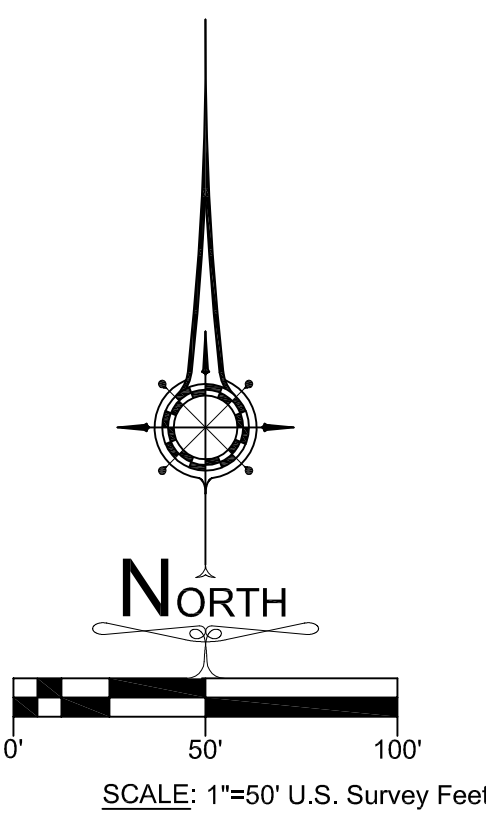
Notes:

Total Perimeter of addition - 2387.60 ft. - 100%

Perimeter contiguous with Town of Silverton - 449.61 - 19%

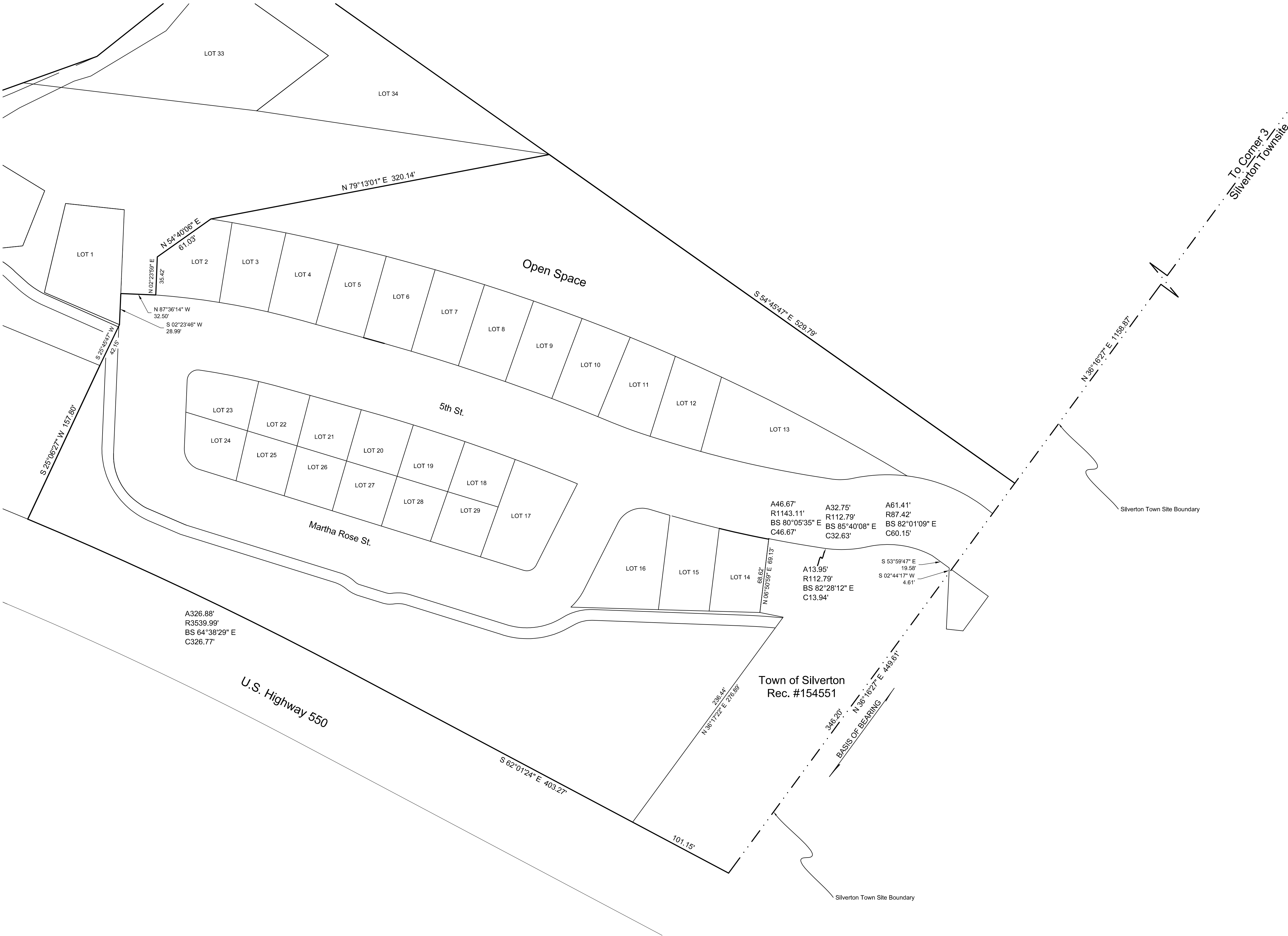
Area of Addition - 8.00 Acres, more or less, as shown.

Acreage shown is based on compilations of deeds and surveys of public record for the specific purpose of additional information for the annexation map. They do not reflect the results of actual boundary surveys of the parcel and are not to be relied upon as such.



BASIS OF BEARING:

The line between corners 3 and 5 of the Silverton Town Site, San Juan County Colorado is assumed to bear S. 36°16'27" W. All other bearings are relative thereto.



CERTIFICATE OF SURVEY:

I, Brian Dirk Hatter, a Registered Land Surveyor in the State of Colorado, do hereby certify that this annexation map was made by me or under my direct supervision and checking from documents of record. No field survey of the addition was made.

Signature _____ Date _____ Seal _____
PLS No. 26597

U.S. MINERAL SURVEYORS
REGISTERED LAND SURVEYORS
IN COLORADO

PLAN SCALE: 1"=50' U.S.S.F.	REVISIONS:
FIELD CREW:	
DRAFTER: BDH	
SHEET 1 of 1	

SOUTHWEST LAND SURVEYING LLC
1205 H Lane, Delta, CO 81416
(970) 387-0600...Silverton (970) 874-2880...Delta
EMAIL: dhatter@iltresources.us

Annexation Map
Anvil Mountain Subdivision
Suspended, Township 41 North, Range 7 West
New Mexico Principal Meridian
San Juan County, Colorado

Town of Silverton
1360 Greene Street
Silverton Colorado, 81433

FW: JOB #:
48-23 Town of Silverton

NOTICE 13-80 105 C.R.S. as amended:

ACCORDING TO COLORADO LAW YOU MUST COMMENCE ANY LEGAL ACTION BASED UPON ANY DEFECT IN THIS SURVEY WITHIN THREE YEARS AFTER YOU FIRST DISCOVERED SUCH DEFECT. IN NO EVENT MAY ANY ACTION BASED UPON ANY DEFECT IN THIS SURVEY BE COMMENCED MORE THAN TEN YEARS FROM THE DATE OF THE CERTIFICATION SHOWN HEREON.

SAN JUAN COUNTY CLERK AND RECORDER'S ACCEPTANCE:

This plat was accepted for filing in the office of the Clerk and Recorder of San Juan County, Colorado, on this _____ day of _____, A.D. 20____; Reception Number _____ Time _____, Book _____, Page _____.

Lot	Owner	Mailing Address	Address of Parcel within the Annexation Boundary (number, street, Town):	Legal Description(s) (Lot, Block, Subdivision Name)	Parcel Numbers	Lot Size Acre	Lot Size Sq Ft	Improved
2	San Juan County	PO Box 466 Silverton Co	780 W 5TH ST, SILVERTON, CO 81433	LOT 2, ANVIL MOUNTAIN	48290180030002	0.09	3854	No
3	Roof Robert A & Cassandra R	PO Box 333 Silverton Co	770 W 5TH ST, SILVERTON, CO 81433	LOT 3, ANVIL MOUNTAIN	48290180030003	0.08	3641	No
4	Watton Monica	PO Box 64 Silverton Co	760 W 5TH ST, SILVERTON, CO 81433	LOT 4, ANVIL MOUNTAIN	48290180030004	0.08	3644	No
5	Stern Howard	PO Box 64 Silverton Co	750 W 5TH ST, SILVERTON, CO 81433	LOT 5, ANVIL MOUNTAIN	48290180030005	0.08	3587	Yes
6	San Juan County	PO Box 466 Silverton Co	740 W 5TH ST, SILVERTON, CO 81433	LOT 6, ANVIL MOUNTAIN	48290180030006	0.08	3669	No
7	Kloster Marc; Shapiro Katie	PO Box 936 Silverton Co	730 W 5TH ST, SILVERTON, CO 81433	LOT 7, ANVIL MOUNTAIN	48290180030007	0.09	3717	Yes
8	Eldridge Dustin; Eldridge Thomas	PO Box 936 Silverton Co	720 W 5TH, SILVERTON, CO 81433	LOT 8, ANVIL MOUNTAIN	48290180030008	0.09	3729	Yes
9	Russek Melanie; Carrier Mitchel	3514 Bennett St Durango Co	710 W 5TH ST, SILVERTON, CO 81433	LOT 9, ANVIL MOUNTAIN	48290180030009	0.09	3738	No
10	Farwell, Haley C; The Kerry A Farwell	PO Box 451 Silverton Co	700 W 5TH ST, SILVERTON, CO 81433	LOT 10, ANVIL MOUNTAIN	48290180030010	0.09	3744	Yes
11	Ebelheiser Jason	PO Box 928 Silverton Co	660 W 5TH ST, SILVERTON, CO 81433	LOT 11, ANVIL MOUNTAIN	48290180030011	0.09	3858	Yes
12	Foster Nicholas & Laurel	PO Box 252 Silverton Co	650 W 5TH ST, SILVERTON, CO 81433	LOT 12, ANVIL MOUNTAIN	48290180030012	0.08	3,604	Yes
13	San Juan County	PO Box 466 Silverton Co	640 W 5TH ST, SILVERTON, CO 81433	LOT 13, ANVIL MOUNTAIN	48290180030013	0.19	8377	No
14	Christensen Wade & Maika	PO Box 852 Silverton Co	635 W 5TH ST, SILVERTON, CO 81433	LOT 14, ANVIL MOUNTAIN	48290180030014	0.08	3417	Yes
15	San Juan County	PO Box 466 Silverton Co	645 W 5TH ST, SILVERTON, CO 81433	LOT 15, ANVIL MOUNTAIN	48290180030015	0.09	3885	No

16	San Juan County	PO Box 466 Silverton Co	655 W 5TH ST, SILVERTON, CO 81433	LOT 16, ANVIL MOUNTAIN	48290180030016	0.13	5503	No
17	San Juan County	PO Box 466 Silverton Co	701 MARTHA ROSE BLVD, SILVERTON, CO	LOT 17, ANVIL MOUNTAIN	48290180030017	0.12	5,298	No
18	9318 Development Ventures LLC	1021 1/2 Main Ave Durango	715 W 5TH ST, SILVERTON, CO 81433	LOT 18, ANVIL MOUNTAIN	48290180030018	0.05	2375	Yes
19	San Juan County	PO Box 466 Silverton Co	725 W 5TH ST, SILVERTON, CO 81433	LOT 19, ANVIL MOUNTAIN	48290180030019	0.06	2478	No
20	JORDAN BIERMA & SARAH WENDLANDT	PO BOX 939 SILVERTON CO	735 W 5TH ST, SILVERTON, CO 81433	LOT 20, ANVIL MOUNTAIN	48290180030020	0.06	2489	Yes
21	San Juan County	PO Box 466 Silverton Co 81433-0466	745 W 5TH ST, SILVERTON, CO 81433	LOT 21, ANVIL MOUNTAIN SUBDIVISION	48290180030021	0.05	2393	No
22	San Juan County	PO Box 466 Silverton Co 81433-0466	755 W 5TH ST, SILVERTON, CO 81433	LOT 22, ANVIL MOUNTAIN SUBDIVISION	48290180030022	0.05	2341	No
23	San Juan County	PO Box 466 Silverton Co 81433-0466	W 5TH ST, SILVERTON, CO 81433	LOT 23, ANVIL MOUNTAIN SUBDIVISION	48290180030023	0.06	2769	No
24	San Juan County	PO Box 466 Silverton Co 81433-0466	775 MARTHA ROSE BLVD, SILVERTON, CO 81433	LOT 24, ANVIL MOUNTAIN SUBDIVISION	48290180030024	0.06	2581	No
25	San Juan County	PO Box 466 Silverton Co 81433-0466	755 MARTHA ROSE BLVD, SILVERTON, CO 81433	LOT 25, ANVIL MOUNTAIN SUBDIVISION	48290180030025	0.06	2669	No
26	Schaffrick Tyler F & Emma L	PO Box 945 Silverton Co 81433-0945	745 MARTHA ROSE BLVD, SILVERTON, CO 81433	LOT 26, ANVIL MOUNTAIN SUBDIVISION	48290180030026	0.05	2281	Yes

27	San Juan County	PO Box 466 Silverton Co 81433-0466	735 MARTHA ROSE BLVD, SILVERTON, CO 81433	LOT 27, ANVIL MOUNTAIN SUBDIVISION	48290180030027	0.05	2344	No
28	San Juan County	PO Box 466 Silverton Co 81433-0466	725 MARTHA ROSE BLVD, SILVERTON, CO 81433	LOT 28, ANVIL MOUNTAIN SUBDIVISION	48290180030028	0.05	2359	No
29	Cable Hillary Hannah	PO Box 754 Silverton Co 81433-0754	715 MARTHA ROSE BLVD, SILVERTON, CO 81433	LOT 29, ANVIL MOUNTAIN SUBDIVISION	48290180030029	0.06	2397	Yes
	TOWN OF SILVERTON	PO BOX 250 SILVERTON CO 81433-0250	SILVERTON, CO 81433	OPHIR PLACER - 1124 NEW TRACT A as described in the Boundary Line Adjustment recorded at	48290180010010			
						2.21	87839	



**REQUEST FOR QUALIFICATIONS
FOR
AN ALTERNATIVE LIQUOR LICENSING AUTHORITY HEARING OFFICER**

Date of Issue: February 12, 2024

Proposal Closing Date and Time: March 4, 2024 at 4pm

Proposals to be received by Deputy Clerk prior to closing date and time above.

RETURN TO:
Town of Silverton
Ana Mendiluce
1360 Greene Street, PO BOX 250
Silverton, CO 81433
amendiluce@silverton.co.us

THIS REQUEST FOR QUALIFICATIONS ("RFQ") IS NOT A COMPETITIVE BID BASED ON PRICE ONLY. The request for proposal allows the Town of Silverton, Colorado (the "Town") to select the service provider that best meets the needs of the Town, taking into consideration proposer qualifications, price, products, and service capabilities and other factors relevant to the Town's policies, programs, administrative resources, and budget.

This RFQ is not an offer to contract. Issuance of this RFQ and the receipt of responses by the Town do not commit the Town to award a contract to any bidder.

Town of Silverton
1360 Greene Street, PO Box 250
Silverton, CO 81433
970-387-5522
<https://townofsilverton.colorado.gov/>

REQUEST FOR QUALIFICATIONS

The Town of Silverton is seeking a qualified municipal judge to serve as the Silverton Liquor License Authority Alternative Hearing Officer to serve when the seated Hearing Officer is not available or conflicted.

Proposals are to be addressed and delivered to the Deputy Clerk for the Town of Silverton, in accordance with the Instructions to Proposers and all other requirements as referenced in this RFQ. Proposals will be received until the Proposal Closing Date and Time set forth on the cover page of this RFQ, at which time a representative of the Town will publicly announce the names of those firms or individuals submitting proposals. No other public disclosure will be made if and until the award of contract.

INSTRUCTIONS FOR PROPOSERS

1. Proposers responding to this RFQ must submit their proposals in the format specified in this solicitation.
2. A copy of the proposal is to be received by the Deputy Clerk, on or prior to March 4, 2024
 - Electronic copies will be accepted and may be submitted to: amendiluce@silverton.co.us
 - Paper copies may be mailed or delivered to:

Town of Silverton
Attn: Deputy Clerk
1360 Greene Street
PO Box 250
Silverton, CO 81433
3. Any proposer may withdraw his / her proposal at any time prior to the RFQ closing date and time.
4. The content of all proposals must conform to the following:
 - Proposers must respond to the questions in the order presented in this RFQ.
 - Proposers may provide additional supporting documentation pertinent to clarification of the proposal.
5. The following information must be included with your proposal in this order and be indexed/tabbed:
 - Required Responses as set forth in the Scope of Work to this RFQ
6. Proposers who have questions concerning the submission of proposals or the RFQ process must contact:

Ana Mendiluce
Deputy Clerk
amendiluci@silverton.co.us
direct line: 970-880-0688

Proposers who have questions concerning the specifications or scope of work, must contact:

Gloria Kaasch-Buerger
Town Administrator
gkaasch-buerger@silverton.co.us
direct line: 970-880-4087

7. The proposals will be reviewed by Town Board of Trustees. The Board may request additional information from proposers or request personal interviews with one or more proposer. The weight to be given to each evaluation criterion will be as determined by the Board of Trustees. Final evaluation and selection may be based on, but not limited to, any or all of the following, and in no particular order of importance:
 - Qualifications and experience of the proposer
 - References
 - Pricing / total cost
8. All proposals timely submitted shall become the property of the Town and shall be retained in accordance with the Town's records retention schedule.
9. Public Inspections of Proposals. The Town is a Colorado governmental entity. Therefore, all information included in proposals and other written information submitted by the proposer to the Town is subject to the provisions of the Colorado Open Records Act, Colorado Revised Statutes Sections 24-72-201, et seq. ("CORA"). Proposers should expect that the proposal may be viewed by the general public and competitors once submitted to the Town. Under CORA, trade secrets, privileged information, and/or confidential commercial, financial, geological or geophysical data may not be subject to disclosure under CORA ("Confidential Information").
10. No Waiver of Governmental Immunity. Nothing in this RFQ or any resulting agreement shall be construed to waive, limit, or otherwise modify any governmental immunity that may be available by law to the Town, its officials, employees, contractors, or agents, or any other person acting on behalf of the Town and, in particular, governmental immunity afforded or available pursuant to the Colorado Governmental Immunity Act, Title 24, Article 10 of the Colorado Revised Statutes.

TERMS AND CONDITIONS

1. All participating proposers, by signature, agree to comply with all the terms, conditions, requirements, and instructions of this RFQ as stated in this RFQ. Should the Town omit anything from this document which is necessary to a clear understanding of the work, or should it appear that various instructions are in conflict, the proposer shall contact the Deputy Clerk and secure written instructions at least 48 hours prior to the time and date of the closing of acceptance of the proposals.
2. The Town reserves the right to:

- Reject any and all proposals received as a result of this RFQ.
 - Waive or decline to waive any irregularities in any proposal or responses received.
 - Adopt all or any part of the proposer's proposal.
 - Negotiate changes in the scope of work or services to be provided.
 - Withhold the appointment/award of contract.
 - Select the proposer it deems to be most qualified to fulfill the needs of the Town. The proposer with the lowest priced proposal will not necessarily be the one most qualified, since several factors other than price are important in the determination of the most acceptable proposal.
3. Any individual submitting a signed proposal shall be deemed to have read and understood all the terms, conditions and requirements of this RFQ.
 4. The Town shall not be liable for any costs incurred by the proposer in the preparation and production of the proposal, contract negotiations or for any work performed prior to the execution of a contract.
 5. All proposals and other materials submitted shall become the property of the Town.
 6. The successful proposer shall be required to enter into a written contract with the Town in a form approved by the Board of Trustees. In the event of any conflict between this RFQ and the contract, the terms and conditions of the contract shall control.
 7. The Town reserves the right to conduct discussions with proposers, to accept revisions of proposals, and to negotiate price changes. During this discussion period, the Town will not disclose any information regarding proposal submittals. Upon the execution of the contract(s), the proposals will become public record and contents may be disclosed upon request.
 8. The successful proposer shall comply with all applicable federal, state, and local laws, regulations, administrative rulings, and codes, and shall secure all necessary licenses and permits in connection with this RFQ and any goods or services to be provided hereunder.
 9. By submission of the proposal, the proposer certifies that the proposal has been arrived at independently and submitted without collusion with any other proposer, and that the contents of the proposal have not been communicated by the proposer, or to the proposer's best knowledge and belief, by any one of its employees or agents, to any person not an employee or agent of the proposer, and will not be communicated to any person prior to the official opening of the proposals.
 10. The Town reserves the right to solicit or recruit any municipalities, attorney(s) or legal firms directly to request qualifications.

SCOPE OF WORK

Liquor License Authority Alternative Hearing Officer as defined in the [Silverton Municipal Code Chapter 6, Article 2, Section 60 \(b\)](#) states that the Board of Trustees shall appoint a second hearing officer who shall serve only when the Hearing Officer recuses him or herself from a matter because of a conflict of interest or when the Hearing Officer provides notice that he or she is unable to serve for a defined period of time.

Liquor License Applications shall be evaluated with the Silverton Municipal Code and the Colorado Liquor Code.

The Hearing Officer and Alternative Hearing Officer are supported administratively by the Town Clerk and Deputy Clerk who will notice record the hearings. The Town Attorney shall act in an advisory capacity to the Liquor Licensing Authority.

Regularly scheduled Liquor License Hearings are on the first Wednesday of the month but may be called at other times to accommodate special events or circumstances.

REQUIRED RESPONSES

Proposals should address the following issues/questions in the order presented:

1. A copy of proposer's current resume/CV that describes at a minimum how you meet the following required or desired qualifications:
 - Experience on the bench in a Colorado municipal court
 - OR
 - Experience with the Colorado Liquor Code
2. Cost Proposal. Provide details on billing structure and rates. If you are open to alternative compensation arrangements, please provide details or acceptable alternatives.
3. List of Professional References.
4. Identify any real or perceived conflicts of interest in becoming an Alternative Hearing Officer for the Town of Silverton's Liquor Authority.

Statistical Summary

Company: Z9X - Town of Silverton
Week#: 6
Qtr/Year: 1/2024

Service Center: 0075 Northern California
Pay Date: 02/09/2024
Run Time/Date: 14:48:12 PM EST 02/07/2024

Status: Cycle Complete
P/E Date: 02/03/2024

Taxes Debited		Federal Income Tax	3,907.03
		Earned Income Credit Advances	0.00
		Social Security - EE	2,947.95
		Social Security - ER	2,947.94
		Social Security Adj - EE	0.00
		Medicare - EE	689.37
		Medicare - ER	689.44
		Medicare Adj - EE	0.00
		Medicare Surtax - EE	0.00
		Medicare Surtax Adj - EE	0.00
		Federal Unemployment Tax	0.00
		FMLA-PSL Payments Credit	0.00
		FMLA-PSL ER FICA Credit	0.00
		FMLA-PSL Health Care Premium Credit	0.00
		Employee Retention Qualified Payments Credit	0.00
		Employee Retention Qualified Health Care Credit	0.00
		COBRA Premium Assistance Payments	0.00
		State Income Tax	1,784.13
		Non Resident State Income Tax	0.00
		State Unemployment Insurance - EE	0.00
		State Unemployment Insurance Adj - EE	0.00
		State Disability Insurance - EE	0.00
		State Disability Insurance Adj - EE	0.00
		State Unemployment/Disability Ins - ER	95.09
		State Family Leave Insurance - EE	0.00
		State Family Leave Insurance - ER	0.00
		State Family Leave Insurance Adj - EE	0.00
		State Medical Leave Insurance - EE	0.00
		State Medical Leave Insurance - ER	0.00
		State Medical Leave Insurance Adj - EE	0.00
		State Cares Fund - EE	0.00
		Transit Tax - EE	0.00
		Workers' Benefit Fund Assessment - EE	0.00
		Workers' Benefit Fund Assessment - ER	0.00
		Local Income Tax	0.00
		School District Tax	0.00
		Total Taxes Debited	13,060.95
		ADP Check Acct. No. XXXXXXXX8915Tran/ABAXXXXXXXXXX	1,731.64
		Full Service Direct Deposit Acct.	35,436.95
Other Transfers			

Statistical Summary

Wage Garnishments Acct. No. XXXXXXXXXXXX8915Tran/ABAXXXXXXXXXX		92.30
Total Amount Debited From Your Account		50,321.84
Bank Debits & Other Liability	Adjustments/Prepay/Voids	0.00
Taxes- Your Responsibility	None this payroll	
		50,321.84

Statistical Summary - Statistics

Company: Z9X - Town of Silverton
Week#: 6
Qtr/Year: 1/2024

Service Center: 0075 Northern California
Pay Date: 02/09/2024
Run Time/Date: 14:48:12 PM EST 02/07/2024

Status: Cycle Complete
P/E Date: 02/03/2024

Statistics	Amount	Number of Pays
Gross Pay	47,606.51	
Vouchers		
eVouchers		30
Checks (A)	1,731.64	2
Direct Deposits (B)	35,436.95	30
Adjustments/Prepay/Voids (C)	0.00	
Net Payroll (A + C)	1,731.64	
Net Cash (A + B)	37,168.59	
Net Pay Liability (A + B + C)	37,168.59	
Other Transfers (D)	37,260.89	
Taxes - debited from your account (E)	13,060.95	
Total Amount Debited from your Account (D + E)	50,321.84	
Taxes - your responsibility (F)	0.00	
Company Liability (C + D + E + F)	50,321.84	
Net Cash pays 1,000.00 or more		19
Flagged Pays		11

Statistical Summary - Federal Taxes

Company: Z9X - Town of Silverton

Service Center: 0075 Northern California

Status: Cycle Complete

Week#: 6

Pay Date: 02/09/2024

P/E Date: 02/03/2024

Qtr/Year: 1/2024

Run Time/Date: 14:48:12 PM EST 02/07/2024

Federal Tax Type	EE Withheld	ER Contribution	EE Taxable Amount	ER Taxable Amount
Federal Income Tax	3,907.03		46,589.37	
Social Security	2,947.95	2,947.94	47,547.35	47,547.35
Medicare	689.37	689.44	47,547.35	47,547.35
FMLA-PSL Payments Credit		0.00		
FMLA-PSL ER FICA Credit		0.00		
FMLA-PSL Health Care Premium Credit		0.00		
Employee Retention Qualified Payments Credit		0.00		
Employee Retention Qualified Health Care Credit		0.00		
COBRA Premium Assistance Amount		0.00		

Statistical Summary - State Taxes

Company:Z9X - Town of Silverton
Week#:6
Qtr/Year:1/2024

Service Center:0075 Northern California
Pay Date:02/09/2024
Run Time/Date:14:48:12 PM EST 02/07/2024

Status:Cycle Complete
P/E Date:02/03/2024

State Code	State Tax Type	EE Withheld	ER Contribution	EE Taxable Amount	ER Taxable Amount	Experience Rate	State Tax Rebate Amount
CO	State Income Tax	1,784.13		46,589.37			
CO	Unemployment Tax		95.09		47,547.35	0.20	

Statistical Summary - Hours & Earnings

Company: Z9X - Town of Silverton
Week#: 6
Qtr/Year: 1/2024

Service Center: 0075 Northern California
Pay Date: 02/09/2024
Run Time/Date: 14:48:12 PM EST 02/07/2024

Status: Cycle Complete
P/E Date: 02/03/2024

Field Number	Hours/Earnings Code	Description	Hours	Earnings
1	Regular		1,882.14	43,831.04
2	Overtime		18.27	738.50
3	PTO	P.T.O.	117.61	3,036.97
3	CTM	Comp Time T	57.25	



Town of Silverton

REGULAR MEETING – Silverton Board of Trustees
Silverton Town Hall – January 22, 2024
Call to Order & Roll Call – 7:00pm

ATTENTION: The Town of Silverton Trustee meetings are being conducted in a hybrid virtual/in-person. Instructions for public participation in Town Trustee meetings are as follows:

- Zoom Webinar Link: <https://us02web.zoom.us/j/88637487127>
- By Telephone: Dial 669-900-6833 and enter Webinar ID 886 3748 7127 when prompted.
- YouTube (live and recorded for later viewing, does not support public comment):
www.youtube.com/channel/UCmJgal9lUXK5TZahHugprpQ

If you would like to make a public comment during a specific Agenda Item, please submit a request to the Town Administrator at gkaasch-buerger@silverton.co.us

MEETING PROTOCOLS: Please turn off cell phones; be respectful and take personal conversations into the lobby. The public is invited to attend all regular meetings and work sessions of the Board of Trustees. Please be advised, public comment will not be taken during the work session meetings. Closing Public Comment must be related to an agenda item.

Present: Trustee Kranker, Trustee Harper, Trustee Bierma, Trustee Edwards, Trustee George, Mayor Pro Tem Barney
Absent: Mayor Fuhrman

Staff: Administrator Kaasch-Buerger, Clerk Melina Marks, CDD Lucy Mulvihill, FPR Director Sarah Friden, C&E Manager Nathan Baxter, PW Director John Sites, Clayton Buchner
Regular Meeting @ 7:00pm

- 1) Staff and/or Board Revisions to Agenda
- 2) Public Comment - *Comments must be limited to three (3) minutes in duration.*
 - Evin Harris stood and spoke in support of protecting the wetlands.
- 3) Presentations/Proclamations
- 4) New Business
 - a) Resolution 2024-01 A Resolution authorizing the Town of Silverton to join with other local governments as a Participant in the Colorado Local Government Liquid Asset Trust (the Trust) to pool funds for investment.
 - Administrator Kaasch-Buerger provided background information regarding this proposed Resolution.
 - Trustee Kranker spoke on behalf of the finance committee meeting where this was discussed.
 - Trustee Edwards expressed her support.

Trustee Edwards moved, and Trustee Harper seconded to approve Resolution 2024-01 A Resolution authorizing the Town of Silverton to join with other local governments as a Participant in the Colorado Local Government Liquid Asset Trust (the Trust) to pool funds for investment. Passed unanimously with roll call. 6 yeas, 1 absent.

- b) Request for Qualifications: Preliminary Engineering Services for Wastewater Treatment System Improvements
 - Administrator Kaasch-Buerger provided background information on this RFQ.
 - Mayor Pro Tem Barney expressed support.



Town of Silverton

Trustee Kranker moved, and Trustee Edwards seconded to approve the Request for Qualifications: Preliminary Engineering Services for Wastewater Treatment System Improvements. Passed unanimously with roll call. 6 years, 1 absent.

c) SPECIAL EVENT RESCHEDULE: Dog Sled Race

- Communications & Events Manager Nathan Baxter provided background information to the board and explained that the only change is the date and requested that this kind of change be administratively approved.

Trustee Edwards moved, and Trustee Kranker seconded to approved authorizing staff to administratively approve Special Events date changes. Passed unanimously with roll call. 6 years, 1 absent.

5) Approval of Consent Agenda Items

- a) Payroll
- b) Meeting Minutes 1.8.24
- c) Accounts Payable
- d) Sales Tax November 2023
- e) SPECIAL EVENT NOTICE: Snowscapes – February 9-11, 2024
- f) SPECIAL EVENT NOTICE: Whiteout – February 2-3, 2024
- g) SPECIAL EVENT NOTICE: Banked Slalom – February 24, 2024
- h) SPECIAL EVENT NOTICE: Ski Race – January 28, 2024
 - Nathan provided an overview of the several events happening in February.
 - Trustee Kranker expressed support for all of the upcoming events.

Trustee Kranker moved, and Trustee Edwards seconded to approve the Consent Agenda Items. Passed unanimously with roll call. 6 years, 1 absent.

6) Staff Reports

- Administrator Kaasch-Buerger provided an update on the Molas website outage and relaunch.
- Administrator Kaasch-Buerger provided an update on night skiing on Saturday.
- Administrator Kaasch-Buerger provided an update on the Annexation of Anvil.
- Administrator Kaasch-Buerger provided an update on the upcoming learning sessions surrounding the code rewrite.
- Clerk Melina Marks provided an update on the election. 8 Trustee petitions came back, and 3 Mayor petitions came back before the deadline today at 5pm.

7) Committee/Board Reports

- a) Finance Committee Meeting 1.16
 - Trustee Kranker provided an overview of the finance committee meeting.
 - Trustee Harper provided additional input regarding the refuse fund discussion.
- b) Chamber of Commerce Board 1.16
 - Rescheduled to this week.
- c) San Juan Regional Planning Commission 1.16
 - Mayor Pro Tem Barney provided an overview of the content of the planning commission meeting.
- d) Historic Review Committee Work Session 1.17
 - CDD Lucy Mulvihill provided an overview of the historic review committee work session.
- e) Library Board 1.18
 - Administrator Kaasch-Buerger provided an overview of the library board meeting and current happenings at the library.

8) Trustee Reports



Town of Silverton

- Trustee Kranker thanked staff for a successful night skiing event.

9) Continued Business

- a) Resolution 2024-02 A Resolution of the Town of Silverton Authorizing a Municipal Lease Purchase Agreement with Citizens State Bank for the Lease and Purchase of a 2006 International 10 Wheel Dump Truck
 - Administrator Kaasch-Buerger provided background information regarding this Resolution.
 - Mayor Pro Tem Barney expressed support.

Trustee George moved, and Trustee Harper seconded to approved Resolution 2024-02 Resolution 2024-01 A Resolution of the Town of Silverton Authorizing a Municipal Lease Purchase Agreement with Citizens State Bank for the Lease and Purchase of a 2006 International 10 Wheel Dump Truck. Passed unanimously with roll call. 6 yeas, 1 absent.

- b) Brownfields RFP Award
 - CDD Lucy Mulvihill provided an overview of this agenda item, recommending Ramboll as staff's top choice for this RFP contract.
 - The Trustees expressed support for the staff's recommendation.

Trustee Kranker moved, and Trustee Harper seconded to award Ramboll the contract to act as Silverton's Qualified Environmental Professional in implanting the EPA Brownfields grant. Passed unanimously with roll call. 6 yeas, 1 absent.

- c) Wetlands Application Pause Discussion
 - Administrator Kaasch-Buerger provided background information regarding this agenda item; the pause on applications with potential wetlands will end on January 31st and provided an overview of the work Ironwood Consulting has done in beginning the mapping process.
 - Administrator Kaasch-Buerger presented the 2 questions presented in the board packet.
 - Mayor Pro Tem Barney asked the board if they would like to see a wetlands protection program put in place.
 - Trustee Edwards confirmed that the final wetlands assessment can't be done until after the spring.
 - Administrator Kaasch-Buerger confirmed this.
 - Mayor Pro Tem Barney asked how significant the map might change between the aerial map presented by Ironwood and after they do their functional assessment.
 - Lucy stated that the map shouldn't change drastically, however the map should be updated every 5 years.
 - Trustee George asked for clarification regarding the staff's recommendations and if any other organization was consulted.
 - Administrator Kaasch-Buerger stated that CDOT was also met with, and the recommendations were the same.
 - Lucy noted that a wetlands protection program can take up extra time and funds to form when we aren't ready to do so.
 - Mayor Pro Tem Barney discussed who is responsible for protecting and funding wetlands preservation.
 - Trustee Kranker chimed in regarding responsibility and the role of the town.
 - Trustee Kranker expressed a desire for the Ironwood map to be available to the public as soon as possible.
 - Trustee Kranker expressed support for ending the moratorium.
 - Trustee Kranker asked if non-jurisdictional wetlands could go under use-subject-to-review applications until the code rewrite is complete.
 - Administrator Kaasch-Buerger said no; explaining that there is nothing in our code that would back that up.
 - Lucy said it would be April at least until the map could be adopted anyway.
 - Trustee Harper stated that without the proper tools and information we can't protect the property owners, the wetlands, or the town correctly.



Town of Silverton

- Mayor Pro Tem Barney spoke about the jurisdictional wetlands protected by the army corp.
- Trustee Edwards commented on the need for the functional assessment.
- Trustee George spoke about the need to address non-jurisdictional wetlands as it's not the first time the maps have changed/ fluctuated/ shrank.
- Trustee Harper asked if the state's rulings can supersede anything that the town determines.
- Lucy said that the town can always be more astringent, but not more lenient than the state.
- Trustee Harper said that since the state is going to come down with their own regulations and guidelines, is this whole discussion going to end up nothing but academic.
- Mayor Pro Tem Barney asked if the town could end up liable if property owners ended up with undevelopable land.
- Administrator Kaasch-Buerger stated that this issue is fluid and could continue to shift back and forth depending on the national election.
- Trustee Kranker asked a legal question.
- Clayton Buchner responded.
- Trustee George expressed support for putting some kind of protection in place.
- The Trustees continued to discuss the proposed questions by staff in the packet.
- Administrator Kaasch-Buerger asked the board directly if the board wants staff to develop a wetlands policy.
- Mayor Pro Tem Barney did not support the idea of prioritizing this over everything else on staff's plate at the moment.
- Trustee Edwards clarified that due to everything else, perhaps this is not the right time.
- Trustee George said that without the functional assessment deciding on what to do about our wetlands is hard to say.
- Trustee Edwards agreed with Trustee George and said that after the functional assessment a decision can be made.
- Trustee Bierma expressed support for protecting the wetlands.
- Trustee Edwards asked if the map can be adopted then a narrower focus on "the pause" can be applied.
- Administrator Kaasch-Buerger explained the options.
- The Trustees continued to discuss.
- Trustee Edwards expresses support for allowing the wetland moratorium to end of January 31st, and allowing the next board to revisit this topic once the functional assessment is complete.

The board directed staff to go with option 1 presented in the packet. Trustee Kranker, Trustee Edwards, Trustee Bierma, and Mayor Pro Tem Barney voted yes, and Trustee Goerge and Trustee Harper voted no.

d) Kendall Deck RFP Award

- Administrator Kaasch-Buerger provided background information on the Kendall Deck RFP – the single response we received, that it is significantly over budget, and requested an extension on keeping the bid open.
- FPR Director Sarah Friden spoke about the support for Kendall and moving forward with the building of the deck and where the costs are coming from in getting this project done.
- Trustee Kranker asked where costs can be cut to make the final number not so daunting.
- Administrator Kaasch-Buerger stated that there are ways to reduce in some areas and prioritize.
- Mayor Pro Tem Barney asked if Kendall is going to make a profit this year.
- Sarah said there is wedding revenue expected.
- Trustee Goerge suggested charging more for the rental of the building.
- Administrator Kaasch-Buerger stated that this is being researched for the fee schedule.



Town of Silverton

- Trustee Kranker noted that a deck is a priority.

The board directed staff to extend the timeline and move forward with exploring budgeting/ creativity options.

e) Marijuana Tax Increase Ballot Language

- Administrator Kaasch-Buerger provided background information regarding this agenda item and the feedback that was given by the local marijuana businesses.
- Trustee Kranker supported putting it on the ballot.
- Trustee Goerge agreed.
- Trustee Edwards agreed.

Trustee Kranker moved, and Trustee Edwards seconded to adopt the proposed MJ Tax Ballot language to be put on the April 2nd Election. Passed unanimously with roll call. 6 yeas, 1 absent.

10) Public Comment

- Ian Tanner stood and read an excerpt from *Winners Take All* to the board and was upset over the decision made over the wetlands.
- Evin Harris further expressed her disagreement with the board's decision regarding wetlands.
- Melody Skinner spoke about getting the Kendall deck done correctly and safely.

Adjourn @ 9:28pm

Up-coming Meeting Dates:

- 1.24 @5pm Historic Review Committee Meeting
- 1.31 @6pm Learning Session: Hazards and Overlays in Zoning
- 2.12 @7pm Regular Meeting
- 2.14 @6pm Learning Session: Affordable Housing and Zoning
- 2.20 @9am Finance Committee Meeting

End of Agenda



Town of Silverton

SPECIAL MEETING– Silverton Board of Trustees
Silverton Town Hall – February 5, 2024
Call to Order & Roll Call –5:00pm

ATTENTION: The Town of Silverton Trustee meetings are being conducted in a hybrid virtual/in-person. Instructions for public participation in Town Trustee meetings are as follows:

- Zoom Webinar Link: <https://us02web.zoom.us/j/88637487127>
- By Telephone: Dial 669-900-6833 and enter Webinar ID 886 3748 7127 when prompted.
- YouTube (live and recorded for later viewing, does not support public comment):
www.youtube.com/channel/UCmJgal9IUXK5TZahHugprpQ

If you would like to make a public comment during a specific Agenda Item, please submit a request to the Town Administrator at gkaasch-buerger@silverton.co.us

MEETING PROTOCOLS: Please turn off cell phones; be respectful and take personal conversations into the lobby. The public is invited to attend all regular meetings and work sessions of the Board of Trustees. Please be advised, public comment will not be taken during the work session meetings. Closing Public Comment must be related to an agenda item.

Present: Trustee Kranker, Trustee Edwards, Trustee Harper, Mayor Pro Tem Barney, Mayor Fuhrman

Absent: Trustee George, Trustee Bierma

Staff: Administrator Kaasch-Buerger, Clerk Melina Marks

Special Meeting @ 5:01pm

- 1) Staff and/or Board Revisions to Agenda
 - No revisions
 - 2) Public Comment - *Comments must be limited to three (3) minutes in duration.*
 - No public comment
 - 3) New Business
 - a) Resolution 2024-02 Marijuana Tax Increase Ballot Language
- Trustee Kranker moved, and Mayor Pro Tem Barney seconded to approve Resolution 2024-02 a Resolution of the Town of Silverton submitting to the registered electors at the April 2, 2024, regular election, a ballot question regarding the imposition of a 5% sales tax on retail marijuana sales. Passed unanimously with roll call.**
- 6) Public Comment
 - No public comment

Adjourn @ 5:03pm

Up-coming Meeting Dates:

- 2.12 @7pm Regular Meeting
- 2.14 @6pm Learning Session: Affordable Housing and Zoning
- 2.20 @9am Finance Committee Meeting

End of Agenda

Report Criteria:

Report printed and checks created

Due Date	Vendor Number	Name	Invoice Number	Net Due Amount	Pay	Payment Amount	Discount Amount	Remittance
10/09/2023	1403	Prinith	29050060	1,225.50	N	.00	.00	Vendor Address
10/23/2023	1062	LAWSON PRODUCTS INC	93109053	278.33	N	.00	.00	Vendor Address
10/23/2023	1080	Lincoln National Life Insurance	46098521	556.27	N	.00	.00	Vendor Address
02/12/2024	53	ALSCO	01.2024	1,044.60	Y	1,044.60	.00	Vendor Address
02/12/2024	2143	Arrastra Clothing and Home Go	2.2.2024	55.00	Y	55.00	.00	Vendor Address
02/12/2024	102	AT&T	1.24	51.23	Y	51.23	.00	Vendor Address
02/12/2024	2148	Authorize.Net	667503	30.70	Y	30.70	.00	Vendor Address
02/12/2024	136	BASIN CO-OP (DURANGO)	111237	147.99	Y	147.99	.00	Vendor Address
02/12/2024	220	Bruin Waste Management	1718396	17,700.11	Y	17,700.11	.00	Vendor Address
02/12/2024	220	Bruin Waste Management	1718762	152.53	Y	152.53	.00	Vendor Address
02/12/2024	220	Bruin Waste Management	1718763	122.03	Y	122.03	.00	Vendor Address
02/12/2024	220	Bruin Waste Management	1718764	152.53	Y	152.53	.00	Vendor Address
02/12/2024	220	Bruin Waste Management	1718767	61.01	Y	61.01	.00	Vendor Address
02/12/2024	220	Bruin Waste Management	1718768	152.53	Y	152.53	.00	Vendor Address
02/12/2024	220	Bruin Waste Management	1718769	152.53	Y	152.53	.00	Vendor Address
02/12/2024	220	Bruin Waste Management	1718770	152.53	Y	152.53	.00	Vendor Address
02/12/2024	220	Bruin Waste Management	1720774	32.55	Y	32.55	.00	Vendor Address
02/12/2024	259	CASELLE INC	130558	530.00	Y	530.00	.00	Vendor Address
02/12/2024	283	CENTURYLINK	1.24	290.62	Y	290.62	.00	Vendor Address
02/12/2024	322	CJB Auto Supply	0	2,190.23	Y	2,190.23	.00	Vendor Address
02/12/2024	2129	Clarion	9608	12,188.72	Y	12,188.72	.00	Vendor Address
02/12/2024	326	Clayton M. Buchner, Attorney a	0745	3,610.00	Y	3,610.00	.00	Vendor Address
02/12/2024	340	Coast to Coast Computer Prod	A2629813	319.96	Y	319.96	.00	Vendor Address
02/12/2024	406	Community Builders	133	1,200.00	Y	1,200.00	.00	Vendor Address
02/12/2024	2098	DISA Global Solutions, INC	2491076	156.00	Y	156.00	.00	Vendor Address
02/12/2024	686	FOUR CORNERS WELDING	GR001845	22.00	Y	22.00	.00	Vendor Address
02/12/2024	688	Four States Tire & Service	180642	590.40	Y	590.40	.00	Vendor Address
02/12/2024	688	Four States Tire & Service	180695	531.22	Y	531.22	.00	Vendor Address
02/12/2024	688	Four States Tire & Service	180853	486.27	Y	486.27	.00	Vendor Address
02/12/2024	688	Four States Tire & Service	181037	622.16	Y	622.16	.00	Vendor Address
02/12/2024	2127	FP Mailing Solutions	R1106093	92.85	Y	92.85	.00	Vendor Address
02/12/2024	786	GREEN ANALYTICAL LABORA	2308045	362.00	Y	362.00	.00	Vendor Address
02/12/2024	786	GREEN ANALYTICAL LABORA	2310020	348.00	Y	348.00	.00	Vendor Address
02/12/2024	786	GREEN ANALYTICAL LABORA	2310021	419.00	Y	419.00	.00	Vendor Address
02/12/2024	786	GREEN ANALYTICAL LABORA	2312029	362.00	Y	362.00	.00	Vendor Address
02/12/2024	786	GREEN ANALYTICAL LABORA	2401039	200.00	Y	200.00	.00	Vendor Address
02/12/2024	786	GREEN ANALYTICAL LABORA	2401040	282.00	Y	282.00	.00	Vendor Address
02/12/2024	978	Julian Hood	1	275.00	Y	275.00	.00	Vendor Address
02/12/2024	1062	LAWSON PRODUCTS INC	93112109	53.35	Y	53.35	.00	Vendor Address
02/12/2024	1080	Lincoln National Life Insurance	46538142	12.76	Y	12.76	.00	Vendor Address
02/12/2024	2151	MacDougall Consulting	1001	200.00	Y	200.00	.00	Vendor Address
02/12/2024	2151	MacDougall Consulting	1011	75.00	Y	75.00	.00	Vendor Address
02/12/2024	1170	Mebulbs	4194811-0	2,277.35	Y	2,277.35	.00	Vendor Address
02/12/2024	1238	Mountain Studies Institute	5300	2,500.00	Y	2,500.00	.00	Vendor Address
02/12/2024	1324	Over Drive	H-010129	3,000.00	Y	3,000.00	.00	Vendor Address
02/12/2024	1326	Owl Labs, Inc	INV-OL-17	4,574.00	Y	4,574.00	.00	Vendor Address
02/12/2024	2121	Peak Companies	1362753	45.00	Y	45.00	.00	Vendor Address
02/12/2024	2149	Professional Elevator Inspectio	18698	250.00	Y	250.00	.00	Vendor Address
02/12/2024	1425	QUILL CORPORATION	36542168-	217.70	Y	217.70	.00	Vendor Address
02/12/2024	1568	SAN JUAN COUNTY	L0115325	13.03	Y	13.03	.00	Vendor Address
02/12/2024	1598	SAN MIGUEL POWER ASSOC	1.14.24	6,839.57	Y	6,839.57	.00	Vendor Address
02/12/2024	1626	Securo	24357	1,252.84	Y	1,252.84	.00	Vendor Address
02/12/2024	1626	Securo	24379	2,738.44	Y	2,738.44	.00	Vendor Address

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Due Date	Vendor Number	Name	Invoice Number	Net Due Amount	Pay	Payment Amount	Discount Amount	Remittance
02/12/2024	1632	SGM	2015-513	1,561.75	Y	1,561.75	.00	Vendor Address
02/12/2024	1660	Silverton Farmer's Market	1.24	4,000.00	Y	4,000.00	.00	Vendor Address
02/12/2024	1664	SILVERTON GROCERY	01.2024	259.10	Y	259.10	.00	Vendor Address
02/12/2024	1666	SILVERTON HARDWARE	2402-3217	400.72	Y	400.72	.00	Vendor Address
02/12/2024	1670	SILVERTON LP GAS	04895	1,914.75	Y	1,914.75	.00	Vendor Address
02/12/2024	1670	SILVERTON LP GAS	05605	752.48	Y	752.48	.00	Vendor Address
02/12/2024	1670	SILVERTON LP GAS	05667	314.30	Y	314.30	.00	Vendor Address
02/12/2024	1670	SILVERTON LP GAS	05689	103.78	Y	103.78	.00	Vendor Address
02/12/2024	1670	SILVERTON LP GAS	05704	2,231.70	Y	2,231.70	.00	Vendor Address
02/12/2024	1670	SILVERTON LP GAS	05722	1,536.40	Y	1,536.40	.00	Vendor Address
02/12/2024	1670	SILVERTON LP GAS	05760	705.36	Y	705.36	.00	Vendor Address
02/12/2024	1670	SILVERTON LP GAS	05789	2,434.76	Y	2,434.76	.00	Vendor Address
02/12/2024	1670	SILVERTON LP GAS	05790	841.00	Y	841.00	.00	Vendor Address
02/12/2024	1670	SILVERTON LP GAS	SP TANK	40.00	Y	40.00	.00	Vendor Address
02/12/2024	1670	SILVERTON LP GAS	TANK RE	70.00	Y	70.00	.00	Vendor Address
02/12/2024	1683	Silverton Skijoring	2024-02	5,000.00	Y	5,000.00	.00	Vendor Address
02/12/2024	1684	SILVERTON SNOWMOBILE C	121	1,750.00	Y	1,750.00	.00	Vendor Address
02/12/2024	1686	SILVERTON STANDARD & TH	6021	104.32	Y	104.32	.00	Vendor Address
02/12/2024	1689	SILVERTON VISITORS CENT	1.29.24	3,750.00	Y	3,750.00	.00	Vendor Address
02/12/2024	2150	Spindrift Haus, LLC	2.7.24	200.00	Y	200.00	.00	Vendor Address
02/12/2024	1746	SPYDER EQUIP REPAIR	7051	9,662.71	Y	9,662.71	.00	Vendor Address
02/12/2024	1755	STATE OF COLORADO	2.2024	557.60	Y	557.60	.00	Vendor Address
02/12/2024	1874	TITAN GREASE SERVICES	21525	700.00-	Y	700.00-	.00	Vendor Address
02/12/2024	1959	Vero Fiber Networks, LLC	5594	160.65	Y	160.65	.00	Vendor Address
02/12/2024	1959	Vero Fiber Networks, LLC	5783	160.65	Y	160.65	.00	Vendor Address
02/12/2024	1970	VISION SERVICE PLAN	81965237	226.74	Y	226.74	.00	Vendor Address
Totals:				105,113.95		107,174.11	.00	

PCW shop maintenance

Number of invoices to be fully paid:	76
Number of invoices to be partially paid:	0
Number of invoices with no payment:	3
Total number of invoices listed:	79
Total checks from invoices selected:	46
Total adjustment checks:	0
Total adjusted invoices:	0
Total negative checks not created:	0

Cash Requirements Summary

Date	Net Due Amount	Payment Amount	Discount Taken
10/09/2023	1,225.56-	.00	.00
10/23/2023	834.60-	.00	.00
02/12/2024	107,174.11	107,174.11	.00
	105,113.95	107,174.11	.00

2024 TOWN-COUNTY LAW ENFORCEMENT CONTRACT

This Agreement, entered into this ~~15th day of December 2023~~^{12th day of February 2024}, by and between the County of San Juan, Colorado, the San Juan County Sheriff, and the Town of Silverton, Colorado, shall cover the provision of law enforcement services by the San Juan County Sheriff in and for the Town of Silverton, Colorado as set forth in the terms and conditions herein.

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WITNESSETH:

WHEREAS, consolidation of law enforcement services and personnel has proven beneficial to both the Town and the County in eliminating duplicated services, achieving maximum coordination of trained personnel, and providing efficient use of public funds and tax dollars; and

WHEREAS, it has been mutually agreed upon by the parties hereto that the percentage split of law enforcement expenses as between the Town and the County should occur on a 60:40 basis. However, it is mutually recognized that in any one year one of the entities may be facing a budgetary crisis that prevents their full financial participation. And it is mutually agreed that a modified split may be entered into for that contract year without effecting any change in the underlying agreement that law enforcement expenses; and

WHEREAS, Section 30-11-410 C.R.S. allows for the contracting of law enforcement services as between Colorado municipalities and counties;

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein and other good and valuable considerations, it is agreed by and between the County of San Juan, the San Juan County Sheriff, and the Town of Silverton, Colorado as follows:

1. This Agreement shall be for a period of twelve (12) consecutive months beginning January 1, 2024 and ending on December 31, 2024 unless otherwise modified or extended by mutual agreement of the parties hereto.
2. This Agreement shall be subject to cancellation by any party hereto upon giving ninety (90) days written notice prior to the date of termination.

The Town of Silverton shall pay to the County of San Juan the sum ~~of three hundred thirty-three thousand ninety-four and no/100 dollars (\$333,094.00)~~ for Fiscal Year 2024 for the services provided hereunder. The sum to be paid shall be rendered in twelve (12) equal monthly installments of ~~twenty-seven thousand seven hundred fifty-seven and 83/100 dollars (\$27,757.83)~~ each, beginning in January 2024. Any funds remaining in the budget at the end of the Fiscal Year, or any expense overruns, shall be divided between the Town of Silverton and San Juan County on a 60% - 40% basis such refund to be made by the refunding party no later than March 15, 2025.

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3. Scope of Services

- a. The Sheriff's Department shall furnish such routine patrol, within the Town's corporate limits, for traffic and other matters as the Sheriff in his/her discretion shall determine necessary in order to carry out the terms of this Agreement.
- b. ~~The Sheriff's Department shall have sole jurisdiction among local authorities as to the enforcement of all Town Code provisions, the violation of which would constitute a violation of any statute of the State of Colorado or law of the United States.~~ Except as provided in Section (g) below, the Sheriff's Department and the Town shall have concurrent jurisdiction to enforce all ~~other~~ Town Code violations. At the request of the Town Board of Trustees or other Town Official designated by the Town Board, the Sheriff's Department shall aid the Town in the issuance of citations for any violations of the Town Code.
- c. The Sheriff's Department shall investigate all traffic accidents which occur within the Town's corporate limits.
- d. The Sheriff's Department shall be the Designated Emergency Response Authority and shall assist in all emergencies arising within the Town's corporate limits.
- e. The Sheriff's Department shall establish and keep a filing and records system for processing all data relative to the incidence of arrests, reports of crime and disposition of all cases.

- f. The Sheriff's Department shall provide investigative services for the Town of Silverton as the Sheriff in his/her discretion shall determine necessary in order to carry out the terms of this Agreement and as is consistent with good law enforcement practices and procedures.
 - g. The Sheriff's Department shall assume the responsibility for animal control and shall enforce all municipal ordinances governing animals-at-large within the corporate limits of the Town of Silverton. ~~The Town shall continue to provide holding facilities for dogs captured by the Sheriff's Department. The Sheriff's Department shall provide for the care and feeding of the animals and the maintenance and cleaning of the dog holding facilities.~~
 - h. The Sheriff's Department shall provide traffic control within the Town's corporate limits. Such traffic control measures may include the use of radar and related technology.
 - I. The Sheriff or his designated representative shall report to the Town Board of Trustees a minimum of once per quarter.
 - J. The Sheriff shall retain the authority and responsibility for the hiring, firing, and training of personnel in the Sheriff's Department as authorized by Section 30-10-506, C.R.S. No Sheriff's Department personnel, including special deputies or volunteers, shall be considered Town employees by virtue of this Agreement.
 - k. The Sheriff's Department and/or County shall be responsible for payment of all wages to personnel used by the Sheriff's Department in implementing this Agreement, including payroll taxes, insurance, workers' compensation, etc.
 - l. San Juan County will provide the year to date expenditure report for the Sheriff's Department to the Town of Silverton on an annual basis in September.
 - m. San Juan County will notify the Town of Silverton of any known or anticipated budget increase in excess of 5% by no later than April 15th. The Town of Silverton will notify San Juan County of any increase in needs for services that would result in an anticipated increase in excess of a 5% of the budget. Should a known or anticipated increase in any fund listed in this Agreement that would result in an increased contribution of more than 5% for the following year's contribution occur after the April 15th notification deadline, the County shall notify the Town of their potential contribution increase within 30 days of receiving the information that would cause the County to anticipate a budget increase. The Town shall have the right to approve or disapprove any expenditures resulting in an increase of more than 5% of the budget at its sole discretion.
 - n. The Sheriff's Department shall conduct its required duties with the courtesy and professionalism consistent with the high standards of Colorado Law Enforcement agencies.
5. The foregoing constitutes the entire Agreement between the County of San Juan, the San Juan County Sheriff, and the Town of Silverton. This Agreement may be modified, as circumstances warrant, upon further agreement between the parties hereto. Any such modifications shall be reduced to writing and appended to this Agreement with the same formality as with which this instrument was executed.

IN WITNESS WHEREOF, the parties hereto have signed and sealed this instrument on the day and date first written above.

COUNTY OF SAN JUAN

_____ TOWN OF SILVERTON

Austin Lashley, Chairman
Board of County Commissioners

Shane Fuhrman, Mayor
Town Board of Trustees

Bruce Conrad
San Juan County Sheriff

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ATTEST:
County Clerk and Recorder
SEAL

ATTEST:
Town Clerk/Treasurer
SEAL

2024 TOWN-COUNTY LAW ENFORCEMENT CONTRACT

This Agreement, entered into this 12th day of February 2024, by and between the County of San Juan, Colorado, the San Juan County Sheriff, and the Town of Silverton, Colorado, shall cover the provision of law enforcement services by the San Juan County Sheriff in and for the Town of Silverton, Colorado as set forth in the terms and conditions herein.

WITNESSETH:

WHEREAS, consolidation of law enforcement services and personnel has proven beneficial to both the Town and the County in eliminating duplicated services, achieving maximum coordination of trained personnel, and providing efficient use of public funds and tax dollars; and

WHEREAS, it has been mutually agreed upon by the parties hereto that the percentage split of law enforcement expenses as between the Town and the County should occur on a 60:40 basis. However, it is mutually recognized that in any one year one of the entities may be facing a budgetary crisis that prevents their full financial participation. And it is mutually agreed that a modified split may be entered into for that contract year without effecting any change in the underlying agreement that law enforcement expenses; and

WHEREAS, Section 30-11-410 C.R.S. allows for the contracting of law enforcement services as between Colorado municipalities and counties;

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein and other good and valuable considerations, it is agreed by and between the County of San Juan, the San Juan County Sheriff, and the Town of Silverton, Colorado as follows:

1. This Agreement shall be for a period of twelve (12) consecutive months beginning January 1, 2024 and ending on December 31, 2024 unless otherwise modified or extended by mutual agreement of the parties hereto.
2. This Agreement shall be subject to cancellation by any party hereto upon giving ninety (90) days written notice prior to the date of termination.

The Town of Silverton shall pay to the County of San Juan the sum of three hundred thirty-three thousand ninety-four and no/100 dollars (\$333,094.00) for Fiscal Year 2024 for the services provided hereunder. The sum to be paid shall be rendered in twelve (12) equal monthly installments of twenty-seven thousand seven hundred fifty-seven and 83/100 dollars (\$27,757.83) each, beginning in January 2024. Any funds remaining in the budget at the end of the Fiscal Year, or any expense overruns, shall be divided between the Town of Silverton and San Juan County on a 60% - 40% basis such refund to be made by the refunding party no later than March 15, 2025.

3. Scope of Services

- a. The Sheriff's Department shall furnish such routine patrol, within the Town's corporate limits, for traffic and other matters as the Sheriff in his/her discretion shall determine necessary in order to carry out the terms of this Agreement.
- b. Except as provided in Section (g) below, the Sheriff's Department and the Town shall have concurrent jurisdiction to enforce all Town Code violations. At the request of the Town Board of Trustees or other Town Official designated by the Town Board, the Sheriff's Department shall aid the Town in the issuance of citations for any violations of the Town Code.
- c. The Sheriff's Department shall investigate all traffic accidents which occur within the Town's corporate limits.
- d. The Sheriff's Department shall be the Designated Emergency Response Authority and shall assist in all emergencies arising within the Town's corporate limits.
- e. The Sheriff's Department shall establish and keep a filing and records system for processing all data relative to the incidence of arrests, reports of crime and disposition of all cases.

- f. The Sheriff's Department shall provide investigative services for the Town of Silverton as the Sheriff in his/her discretion shall determine necessary in order to carry out the terms of this Agreement and as is consistent with good law enforcement practices and procedures.
 - g. The Sheriff's Department shall assume the responsibility for animal control and shall enforce all municipal ordinances governing animals-at-large within the corporate limits of the Town of Silverton.
 - h. The Sheriff's Department shall provide traffic control within the Town's corporate limits. Such traffic control measures may include the use of radar and related technology.
 - i. The Sheriff or his designated representative shall report to the Town Board of Trustees a minimum of once per quarter.
 - j. The Sheriff shall retain the authority and responsibility for the hiring, firing, and training of personnel in the Sheriff's Department as authorized by Section 30-10-506, C.R.S. No Sheriff's Department personnel, including special deputies or volunteers, shall be considered Town employees by virtue of this Agreement.
 - k. The Sheriff's Department and/or County shall be responsible for payment of all wages to personnel used by the Sheriff's Department in implementing this Agreement, including payroll taxes, insurance, workers' compensation, etc.
 - l. San Juan County will provide the year to date expenditure report for the Sheriff's Department to the Town of Silverton on an annual basis in September.
 - m. San Juan County will notify the Town of Silverton of any known or anticipated budget increase in excess of 5% by no later than April 15th. The Town of Silverton will notify San Juan County of any increase in needs for services that would result in an anticipated increase in excess of a 5% of the budget. Should a known or anticipated increase in any fund listed in this Agreement that would result in an increased contribution of more than 5% for the following year's contribution occur after the April 15th notification deadline, the County shall notify the Town of their potential contribution increase within 30 days of receiving the information that would cause the County to anticipate a budget increase. The Town shall have the right to approve or disapprove any expenditures resulting in an increase of more than 5% of the budget at its sole discretion.
 - n. The Sheriff's Department shall conduct its required duties with the courtesy and professionalism consistent with the high standards of Colorado Law Enforcement agencies.
5. The foregoing constitutes the entire Agreement between the County of San Juan, the San Juan County Sheriff, and the Town of Silverton. This Agreement may be modified, as circumstances warrant, upon further agreement between the parties hereto. Any such modifications shall be reduced to writing and appended to this Agreement with the same formality as with which this instrument was executed.

IN WITNESS WHEREOF, the parties hereto have signed and sealed this instrument on the day and date first written above.

COUNTY OF SAN JUAN

TOWN OF SILVERTON

Austin Lashley, Chairman
Board of County Commissioners

Shane Fuhrman, Mayor
Town Board of Trustees

Bruce Conrad
San Juan County Sheriff

Law Enforcement Contract

Page 3

ATTEST:

County Clerk and Recorder

SEAL

ATTEST:

Town Clerk/Treasurer

SEAL

TOWN OF SILVERTON

1360 Greene Street
P.O. Box 250
Silverton, CO 81433
970-387-5522



2/12/2024

Colorado Department of Local Affairs
Attention: Local Planning Capacity Grant Program
1313 Sherman Street
Suite 521
Denver, CO, 80203

To Whom it Concerns,

The Board of Trustees of the Town of Silverton hereby approves the submission of an application to the Local Planning Capacity Grant on behalf of the Town of Silverton.

Our commitment to Proposition 123 comes with great financial implications in increasing our staff capacity. Support from the Local Planning Capacity grant will guarantee the advancement of affordable housing development by adding a full-time Housing Coordinator to our Planning team. This role will be instrumental in planning, overseeing financing, and managing affordable housing projects to ensure our efforts align with the Proposition 123 objectives. Grant funds will directly support our capacity to increase and expedite affordable housing.

Since August 2023, the Town has taken considerable strides to increase our capacity for developing affordable housing, including commencing a Land Use Development Code overhaul. Additional staff is required to advance affordable housing projects to not only meet but exceed Silverton's Prop 123 commitment.

We appreciate your consideration and look forward to this grant's positive impact on our community's affordable housing development endeavors.

Signed this ____ day of February, 2024.

Shane Furhman, Mayor



BOARD PACKET MEMO

SUBJECT: Silverton Skijoring Special Event Notice – Informational Only
STAFF CONTACT: Nathan Baxter
MEETING DATE: February 12, 2024

Overview:

On December 11, 2023, the Town of Silverton Board of Trustees entered into a one-year partnership agreement with Silverton Skijoring. The agreement states that both parties would receive mutual benefits and helped clarify specific obligations without having to go through the special event application process for approval. However, due to the size and scope of the event, the estimated crowds, and the safety of the participants, staff have compiled an application for informational purposes only.

Silverton Skijoring is set for President's Day Weekend, February 17th and 18th, 2024 with the course, and road closures similar to previous years. To mitigate the flow of traffic for locals and visitors, the decision to close 14th street (from Greene ST to Mineral ST) has been proposed. Vehicular traffic will be redirected up Greene ST turning onto 16th street towards Mineral street, allowing access to homes and Kendall Mountain. Additionally, residential only parking will be posted to allow residents access to their homes with minimal event impact. The Alley between Blair St and Mineral ST from 10th to 14th street will again be closed to all non-event traffic. Designated as Horse and Skier Return lanes only. 12th Street (between Greene ST and Blair ST) will be closed to create a vendor row for food, merchandise, and contained alcohol zones.

Motion or Direction:

INFORMATIONAL ONLY



EVENT ORGANIZER CONTACT INFORMATION

Application Date: 02/08/2024 Organization: Silverton Skijoring
Contact Name(s): Jim Harper /
Mailing Address: P.O. BOX 57 Silverton, Colorado 81433
E-mail Address: silvertonskijoring@gmail.com
Phone (Primary): (305) 710-1546 Phone (Secondary):

EVENT INFORMATION

Proposed Event: Horse/Skier Athletic Competition
Event Date(s): From: 02/17/2024 To: 02/18/2024
Event Times: From: 09:00 am To: 04:00 pm

EVENT DESCRIPTION

An athletic event in which a horse, typically guided by an insane person occasionally called a cowboy, cowgirl or a rider, pulling a crazy person on skis who simply hangs onto a tow rope in a manner similar to water skiing but at 35-45+ mph racing through Historic Downtown Silverton Colorado on Notorious Blair Street covered in snow while attempting to get the fastest time with the skier trying to fly over jumps and catch rings on a baton, without falling.

PROPOSED EVENT LOCATION/ROUTE/PARKING PLAN

(Please refer to attachment requirements)

Blair street starting between 9th and 14th streets.
A vendor, alcohol, and food exhibition will be located on 12th street between Greene and Blair st.

EVENT SCOPE

(List number of participants, employees and volunteers expected as well as a list of events proposed)

40-50 Participants
30-40 Volunteers for event management and crowd control
Races are between 12pm and 3pm (or until race is finished)
Blair street and alley (between Mineral St and Blair St) will be closed for races and participant and animal safety.



Town of Silverton

Notice of Intent to Conduct a Special Event or Civic Function Within Incorporated Town Limits

- ☒ YES ☐ NO - Will this event have Vendors?
☒ YES ☐ NO - Will this event serve food and drinks?
☒ YES ☐ NO - Will this event have alcoholic beverages?

If Yes, a Special Event Liquor Permit will be required.

- ☐ YES ☒ NO - Will this event have ticket sales or an admission fee?
☐ YES ☒ NO - Will this event host outdoor camping?
☒ YES ☐ NO - Will animals, dangerous materials or explosive materials be used during this event?

If YES, please explain:

10-20 Trained Horses

ATTACHMENTS REQUIRED

- Location Map – The Location Map should include clearly marked boundaries and any detour(s), barrier(s) proposed, parking area, security arrangements, and medical personnel location(s).
- Operations Plan with an explanation of Safety, Medical, and Security Plans. (If applicable)
- Certificate of Liability Insurance Naming the Town of Silverton, all Vendors and Event Participants as additionally insured.
- Written permission from property owner to occupy the premises for proposed event.

COMPLIANCE AGREEMENT

The undersigned hereby certifies that I/we agree to assume any and all responsibility and to abide by all rules, regulations and conditions as set forth in the town of Silverton rules, regulations, conditions and stipulations of this permit, and codes for traffic control. The undersigned shall follow the manual on uniform traffic control devices, latest edition, as it relates to this permit and special conditions. If any requirements or conditions of this permit are not in compliance, the permit shall be revoked by order of the Code Enforcement Officer. I/we agree to vacate the right-of-way as directed by the Code Enforcement Officer.

RELEASE AND INDEMNIFICATION

In consideration for being permitted to enter upon the property of the Town of Silverton, Colorado, for the purpose of conducting business, meetings, or events upon said premises, I, the undersigned, hereby acknowledge, represent, and agree as follows:

- I acknowledge that my presence on the Town's property may involve risks of injury, loss or damage.
- I expressly assume all risks of injury, loss, or damage to myself or any third party arising out of or in any way related to my presence on the Town's property.
- I exempt, release, and discharge the Town, its officers, its employees, and its agents from any and all claims, demands, and actions for such injury, loss, or damage, arising out of or in any way related to my presence on the Town's property.
- I agree to defend, indemnify, and hold harmless the Town, its officers, employee agents, insurers, and self-insurance pool from and against all liability, claims, and demands on account of injury, loss or damage which arise out of or are in any way related to my presence on the Town's property.
- I further agree to be fully responsible for and to render payment to the Town for, any damages to the Town's property, which occurs during my use of such property, and which is in any way related to my presence on or use of town property.



Town of Silverton

Notice of Intent to Conduct a Special Event or Civic Function Within Incorporated Town Limits

This Release and Indemnification Agreement shall be effective as of the date set forth below and shall be binding upon me, my successors, representative, heirs, executors, assigns, transferees, and any other person(s) who may enter the premises upon my invitation.

Executed this, the 12th day of February, 202024, by the person whose name and signature appear below.

Signature of Responsible
Party:

Signed at:
2024-02-08 19:15:07

Date: 02/08/2024

Printed Name:

Nathan Baxter

Date: 02/08/2024

OFFICIAL USE ONLY BELOW THIS LINE

<u>AGENCY</u>	<u>AUTHORIZED SIGNATURE</u>	<u>DATE</u>
San Juan County Sheriff	E-mailed on 2/9/24	
Silverton/San Juan EMS	E-mailed on 2/9/24	
Office of Emergency Management	E-mailed on 2/9/24	
Silverton Board Of Trustees	Partnership contract approved: 12/11/23	

<u>TOWN OF SILVERTON DEPARTMENT</u>	<u>AUTHORIZED SIGNATURE</u>	<u>DATE</u>
Facilities, Parks, Recreation		
Public Works		
Administrator		
Communications and Events Manager	Partnership contract approved: 12/11/23	

<u>APPLICATION PROCESSING FEES</u>	
< 100 PARTICIPANTS	\$100.00
100-500 PARTICIPANTS	\$200.00
>500 PARTICIPANTS	FEE TO BE NEGOTIATED
Date Payment Received: <u>N/A</u>	Payment Processed By: <u>N/A</u>
Payment Amount: <u>N/A</u>	Payment Type: <u>N/A</u>

THANK YOU FOR CONSIDERING SILVERTON FOR YOUR SPECIAL EVENT!!!



Town of
Silverton

Public Banner Permit

For the Installation of Temporary Banners Advertising and Promoting Community-Wide Special Events and Holidays

All applications must comply with the following standards for the display of Banners on town Property and Town Right-of-Way:

1. Banners may NOT be larger than 4' by 20'
2. Banners shall be constructed at no less than the following specification: 8 oz., 70/30 (30% air flow) vinyl banner mesh. This material is printable and commonly available at most retail sign establishments. Any other material preferences must be approved by the Town prior to installation. Banners must have "D" rings installed in the corners and be no less than 4 feet apart and sewn in to a minimum 1 ½ inch hem. Banners must be attached with climbing grade carabiners at each "D" ring provided by the applicant.
3. Banners must advertise events that promote the general interest of the Town as a whole.
4. Banners with commercial advertising including corporate and business trademarks, logos and other identifiers are permitted only if commercial advertising, trade names, logos, etc. take up 50% or less of banner square footage. The special event advertising must be equal to or larger than the commercial ad size.
5. Dates for hanging banners must be reserved with the Town at least 60 days in advance. Banners may be hung for a maximum of two weeks prior to the event. The time may be less if it conflicts with the advertising banner installed for an earlier event. Banners must be scheduled for removal within 24 hours after the completion of the advertised event if there is another banner scheduled to be installed or up to 5 days after the event if no other banner is scheduled for installation. The time allowed to remove a banner may be extended by the authorization of the Town.
6. It is the obligation of the owner of the banner to arrange for the hanging of the banner and the removal of the banner with the Town. Banner installation and removal shall be done only by the Town or an installer approved of by the Town. The Town assumes no responsibility for the



Town of Silverton

Public Banner Permit

maintenance, damage or storage of any banner. Maintenance of installed banners can be arranged with the Town at a fee of \$100 per hour at the discretion of the Public Works Director. Scheduling the installation and removal may only be done after the banner application has been approved.

7. The Town reserves the right to refuse to allow any banner to be hung that it deems unsafe, damaged, or is constructed in a manner that will become damaged and create a hazard. The Town reserves the right to have any banner removed immediately if the banner becomes damaged, is deemed hazardous, extreme wind conditions exist, or if other safety hazards are a consideration. The removal of the banner shall be at the owner's expense.
8. Banners must be presented to the Town for inspection a minimum of 48 hours prior to installation.
9. These Banner Standards shall be administered by the Code Enforcement Officer, Public Works Director or other Town Staff as delegated by the Town Administrator.
10. The Permit Fee for one week of banner placement at either the entrance to Town or the 14th Street bridge (entrance to Kendall Mountain Recreation Area) is \$100.

APPLICATION DATE: _____

NAME OF APPLICANT: _____ **PHONE:** _____

MAILING ADDRESS: _____

DATE BANNER TO BE INSTALLED: _____ **DATE BANNER TO BE REMOVED:** _____

BANNER INSTALLED BY: _____ **BANNER REMOVED BY:** _____

INSTALLATION LOCATION (SELECT ONE): _____ **ENTRANCE TO TOWN** _____ **14TH STREET (KENDALL)**

BANNER SIZE:

LENGTH _____ **HEIGHT** _____ **TOTAL SQ. FT.** _____

TEXT: _____




Town of
Silverton

Public Banner Permit

COMMENTS:

I HEREBY AGREE TO COMPLY WITH TOWN OF SILVERTON STANDARDS FOR THE DISPLY OF BANNERS ON TOWN PROPERTY AND TOWN PUBLIC RIGHT – OF – WAY.

APPLICANT SIGNATURES:

NAME & TITLE _____ SIGN 

PERMIT ISSUED BY:

NAME & TITLE _____ SIGN _____

DATE: _____

PAYMENT & LICENSE INFORMATION:

PAYMENT METHOD _____

AMOUNT PAID _____

RECEIVED/ISSUED BY _____

PERMIT # _____



Town of Silverton

TOWN OF SILVERTON PUBLIC RIGHT OF WAY CLOSURE PERMIT APPLICATION

2/12/2024

Date

Silverton Skijoring

Name of applicant

305-710-1546

Phone number

Po box 57

Street

Silvertonskijoring@gmail.com

Email

silverton, co

City and state

81433

Zip code

Silverton Skijoring

Name of Event

Athletic event

Reason for Closure

500

Estimated number of vehicles

4,500

Estimated number of persons

Closure Date 2/14-19/24

Closure Times Start time 8am 2/14-16/24 End time 5pm 2/14-16/24

Closed entirely during 2/17-18/24

Closure Description & Location (4 block maximum, please attach a map):

Blair street from 9th-14th including alley and half block towards mineral st

14th street between greene st amd mineral st

12th street between greene and Blair street



Town of Silverton

Closures of the public right of way must be approved by the Silverton Board of Trustees at a public hearing. If permit is granted, permittee is responsible for providing necessary barricades, signage, and staffing to manage the closure. Closures are assumed to be a maximum of 4 hours; additional fees will be charged for closures longer than 4 hours. Closures must be posted 48 hours in advance at the location of the closure, and at least 1 week prior in the Silverton Standard newspaper.

Greene or Blair Street Closure: \$500 per day (4 blocks, 4 hour increments)

Other Rights of Way: \$250 per day (4 blocks, 4 hour increments)

Official Use Only Bellow This Line

Department	Approval	Disapproval	Date	N/A
San Juan County Sheriff / Fire Marshal				
Silverton Public Works				
Silverton Board of Trustees				

Public Hearing Advertised On: _____ Public Hearing Held On: _____

Action of the Board of Trustees:

Fee Paid: _____ Attest: _____ Date: _____



Town of Silverton Staff Report

Department: Communications and Events
Head of Department: Nathan Baxter
Date of Trustee Meeting: February 12, 2024

For immediate Trustee consideration:

Review of Silverton Skijoring Special Event application -- Informational only

Regular Meetings & Communication

Administrator briefings
FPR briefings
Event Organizer Brief/debriefs

Priorities:

- Running Silverton snow scapes event
- Finalizing preparations for the following Upcoming Special Events:
 - Silverton Skijoring (Blair ST)
 - Silverton Banked Slalom (Kendall Mountain)
 - Rocky Mountain Flying Sled Dog Race (Train Depot)
- Assisting the Town Clerk with Election Materials
- Assist Facilities, Parks, and Recreation Director with KM communications and POS support.
- Answering Phone, Email, Social Media inquiries regarding facility rentals.
- Updating upcoming summer events multi-year contracts for review from TOS and Event Board of trustees
- Creating SOP for Rental Inquiries in anticipation of assistance.
- Maintaining and Promoting Town's Online Assets (Website, Facebook, Instagram, YouTube):
 - Kendall Mountain
 - Molas Lake Campground
 - Town of Silverton
 - Events In Silverton
 - Soon to be released: Anesi Park
- Updating marketing strategies for Kendall Mountain rebranding
- Researching staffing options for AnesiPark information center
- Maintaining Nonprofit Organizational relationships.

Town of Silverton Staff Report

Department: Administration Head of Department: Gloria Kaasch-Buerger Date of Trustee Meeting: February 12, 2024	
For immediate Trustee consideration: RFQ for Alternative Hearing Officer for Municipal Liquor Authority	
Regular Meetings & Communication: 1.19 Chart of Account Organization 1.22 Meeting with Citizen on Infrastructure Funding 1.22 Meeting with Applicant on Infrastructure Reimbursement Policy 1.23 CPS Budget Overages Discussion 1.23 Facilities Tour/CIP Planning 1.23 Anvil Annexation 1.23 Team GOLD Power Redundancy 1.24 Historic Review Committee 1.29 Anvil Annexation 1.29 Clarion Code Rewrite 2.6 Clarion Code Rewrite 2.7 Historic Review Committee Organization	Top on the TO DO list: Assist with WWTP and Water Funding Code Rewrite Grant Reporting Code rewrite draft review Learning Sessions Infrastructure Reimbursement Tax account organization Finance Organization Rate Study Assistance Energizing Rural Communities Prize Administration Annexation of Anvil Attorney Review Random Drug Testing New Protocol Fee Schedule
Grants (applications, updates, awards): Awarded and currently in progress: IHOI Grant for Zanoni Property GOCO Planning Grant Brownfields Grant Transportation Alternatives Grant EIAF Code Rewrite Grant Tourism Board Grant Energizing Rural Communities Prize COSIPA Tech Grant awarded 9/13 Planning Grant for WWTP 10K received on 11/1 USDA collection system Grant/Loan received on 12/23 Applied/Awaiting Award: More Housing Now Grant DOLA Building Capacity Grant DOLA Not awarded: Safe Streets DOT (Blair Street)	Upcoming Issues: CDOT Shed relocation Power Redundancy/Micro Grid Signs/Parking around town Entrance Monument Snow Route Code Rewrite Municipal Court Code Rewrite Blair Street Project Marijuana Code Rewrite New Trustee Orientation Materials Perimeter Trail Planning PW Capital Improvements Plan FPR Capital Improvements Plan
Notable completed tasks: GOCO Grant Reporting	Learning/ Professional Development: 1.6 Attended DCI's Tiny Town Monthly Zoom



AGENDA MEMO

SUBJECT: Refuse Fund (EQR Project) & Resolution 2024 - 04

MEETING DATE: **February 12th, 2024**

STAFF CONTACT: Melina Marks Lanis/ Bill MacDougall

Overview:

During the Finance Committee Meeting held on Tuesday, January 16th, 2024, the refuse fund project and the proposed EQR for commercial properties were discussed in detail. Former Building and Code Officer, Bill MacDougall, previous Town Clerk Kelli Fries, and I have collaborated on developing a fair and comprehensive system for commercial refuse rates, considering the diverse types of businesses in our town and the varying amounts of waste they generate.

The proposed EQR rates aim to provide equitable charges for businesses using the transfer station. The base rate for residents remains unchanged at \$43.30 for each billing cycle (bi-monthly). For businesses, a base rate of \$64.95 is established, with additional fees based on the type of commercial entity and its specific waste production. These calculations have been thoughtfully devised, considering factors such as the number of seats, square footage, RV sites, and room types for different businesses.

The purpose of this project is to ensure fairness in refuse fund contributions from commercial properties. It is well-founded on the principle that businesses, producing significantly more waste than residential properties, should contribute proportionately higher rates. Notably, for seasonal businesses, these rates will only apply during their operational months, reverting to the base rate during closures.

Budget Impact:

At the current rates for all businesses in town, we collect \$8,125.25 in landfill fees every billing cycle. If we implement the proposed EQR rates, we will increase revenue by \$9,757.65, bringing our bi-monthly refuse fund revenue to \$17,882.90 during the summer months when all businesses are open and operational.

Trustee Priority:

Streamline, define, refine policies & processes for clarity and predictability.

Staff Recommendation:

Staff recommends the approval of Resolution 2024 -04, endorsing the implementation of the proposed EQR rates for the Town of Silverton's refuse fund. This resolution will help maintain a sustainable and healthier refuse fund, ensuring that the costs associated with waste management are adequately covered.

Motion or Direction:

Motion to approve Resolution 2024 -04 a Resolution to amend and approve the refuse fund rates for commercial businesses for the Town of Silverton, Colorado.



RESOLUTION 2024 -03

A RESOLUTION TO AMEND AND APPROVE THE REFUSE FUND RATES FOR COMMERCIAL BUSINESSES FOR THE TOWN OF SILVERTON, COLORADO

WHEREAS, the Town of Silverton, in the County of San Juan and State of Colorado (the “Town”) is a municipal corporation duly organized and existing under the laws of the State of Colorado, and;

WHEREAS, the Refuse Fund is an enterprise fund as defined by C.R.S. 24-77-102(3) and receives the bulk of the revenue from user fees, and;

WHEREAS, the expenditures for refuse fund has exceeded the revenues generated by the user fees since 2020 due to increase of cost of contracted service provider and misclassification of customers, and;

WHEREAS, the proposed EQR rates aim to establish equitable charges for commercial businesses and public buildings utilizing the transfer station, addressing the variations in waste production among different commercial entities, and;

WHEREAS, the implementation of the EQR rates is crucial to sustaining and enhancing the town's refuse fund, ensuring that the costs associated with waste management are adequately covered;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF SILVERTON, COLORADO THAT:

1. The base rate for residential is set at \$43.30 and the base rate for commercial businesses is set at \$64.95 for each billing cycle plus additional fees as outlined in the EQR project are to be applied based on the type of commercial entity and its waste production as follows:
 - a. Bars and Restaurants will be charged the commercial base rate plus EQR rate based on the number of seats in the establishment as follows:
 - Total Seats Under 25 = 3.0 x Residential Base Rate= EQR
 - EQR + Commercial Base Rate= Total Bimonthly Transfer Station Charge
 - Total Seats 26-50= 3.5 x Residential Base Rate = EQR
 - EQR + Commercial Base Rate= Total Bimonthly Transfer Station Charge
 - Total Seats 51-75= 4.0 x Residential Base Rate = EQR
 - EQR + Commercial Base Rate= Total Bimonthly Transfer Station Charge

Total Seats 76-100= 4.5 x Residential Base Rate = EQR
 EQR + Commercial Base Rate= Total Bimonthly Transfer Station Charge

- b. General Commercial Businesses and Public Buildings will be charged the commercial base rate plus EQR rate based on square footage of the establishment as follows:

Total Square footage 2000 or less =1 x Residential Base Rate= EQR
 EQR+ Commercial Base Rate = Total Bimonthly Transfer Station Charge
 Total Square footage 2000 greater = 1.6 x Residential Base Rate= EQR
 EQR+ Commercial Business Rate = Total Bimonthly Transfer Station Charge

- c. RV Parks and Campground rates will be charged their base rate plus EQR rate based on the number of RV sites, basic cabins and beds as follows:

Number of Sleeping Cabins (no amenities) x 0.1
 +
 Number of Basic Rooms (microwave, refrigerator, coffee pot) x 0.3
 +
 Number of Full Rooms (stove, refrigerator, sink) x 0.6
 +
 Number of RV sites x 0.6 =Y
 Y x Residential Base Rate = EQR
 EQR + Commercial Base Rate = Total Bimonthly Transfer Station Charge

- d. Hotel and Motel rates will be based on the number of full rooms (rooms with a refrigerator, sink, stove) and basic rooms (rooms with coffee pot, microwave, refrigerator).

Number of Basic Rooms (microwave, refrigerator, coffee pot) x 0.3
 +
 Number of Full Rooms (stove, refrigerator, sink) x 0.6
 =Y
 Y x Residential Base Rate = EQR
 EQR + Commercial Base Rate = Total Bimonthly Transfer Station Charge

- e. Carwashes will be charged their base rate plus EQR Rate based on the number of wash bays and charged for other use such as apartments as follows:

Number of Wash Bays x .5= Y
 Y x Residential Base Rate = EQR
 EQR+ other use + Commercial Base Rate = Total Bimonthly Transfer Station Charge

- f. Laundromat will be charged the base rate plus the EQR rates based on the number of washing machines and charged for other use such as apartments as follows:

Number of Washing Machines x 0.3= Y
Y x Residential Base Rate = EQR
EQR+ other use + Commercial Base Rate = Total Bimonthly Transfer
Station Charge

2. The EQR rates are to be effective starting from the next billing cycle following the adoption of this resolution.

THIS RESOLUTION was approved and adopted on this ____ day of February 2024, by the Board of Trustees of the Town of Silverton, Colorado.

ATTEST:

Town Clerk,
Melina Marks Lanis

Mayor,
Shane Fuhrman



BOARD PACKET MEMO

SUBJECT: Blair St Sidewalks Improvement Plan Project Update
MEETING DATE: February 12, 2024
STAFF CONTACT: Lucy Mulvihill

Overview:

Blair Street Sidewalk Improvement Background

In 2019 the Town of Silverton directly contracted SGM Engineering to complete the [Blair St Sidewalks Improvement Plan](#). This plan designed infrastructure improvements spanning 10th to 14th street and providing ADA-accessible connectivity between the Durango and Silverton Narrow Gauge Railroad (DSNGR) Train disembarking point to Blair and Greene, our business and historic corridors. Plans included ADA concrete sidewalks stamped to appear like historic wood walkways, delineated crosswalks, and an underground conduit providing electricity for new street lighting. This plan considers the pedestrian safety and accessibility of locals and visitors, the connectivity of town, and the historic charters of Blair Street. The last cost estimate we received for the entire scope of the project was **\$2,328,000**.

TAP Funding

Last year the Town applied for the Colorado Department of Transportation (CDOT) federally funded, Transportation Alternatives Program (TAP) for the implementation of the Blair St Sidewalks Improvement Plan. The Town originally requested \$916,00 from CDOT. With a \$229,000 match, that would have brought us to \$1,145,000 for the project budget. This was a reduced scope since we were told by CDOT that they only had less than \$3 million for the region and we were more likely to get an award if we asked for less.

Previously approved [Resolution 2023-04](#), budgeted \$229,000 in matching funds from the General Funds for the 20% local match requirement for the CDOT TAP grant.

However, the Town was only awarded \$554,704. The Town then applied for a Federal DOT Safe Streets for All grant and was informed at the end of December that we did not receive the funds.

TAP Grant Next Steps:

1. Sign IGA
2. Clearance Requirements:
 - Finalizing Design and Plans to CDOT Construction Standards.
 - Environmental Clearance

The next board will need to discuss the prioritization for the project in the 2025 budget.

Project Scope

SGM's latest cost estimate for a reduced scope comes in at \$767,000. The scope includes the construction of sidewalks on Blair Street from 11th Street to 13th Street and delineated crosswalks, outlined in red. This does include street lighting.



We will need more funding to complete even the reduced scope of this project.

After discussing our situation with CDOT, they advised the following.

- We have 10 Years to break ground, this gives us time to seek additional funding, budget additional grant match requirements, and budget any out-of-pocket costs.
- TAP is federally funded; therefore, we can use it to match some state funds from CDOT, the Department of Local Affairs (DOLA), or other programs funded by the State.
- CDOT staff recommended looking into DOLA's [Revitalizing Main Streets Program](#).

Suggested Motion or Direction:

Give staff directions to sign the IGA with CDOT for the granted funds and continue to pursue funding for the remaining costs of the project.