

SAN JUAN COUNTY, COLORADO
BOARD OF COMMISSIONERS MEETING AGENDA
April 13, 2022

Due to the continuing COVID-19 concerns, San Juan County meetings will be conducted in a hybrid virtual/in-person format. All persons including Board Members, Staff and those with appointments scheduled on the agenda may meet in person or via zoom. At risk participants are strongly encouraged to wear a mask. We encourage community members to participate via zoom. The information necessary to connect to the public meeting is listed below.

CALL TO ORDER: 8:30 A.M.

OLD BUSINESS:

Consider Bills and Authorize Warrants
BOCC Regular Meeting Minutes for March 9, 2022

APPOINTMENTS:

8:40 A.M. - Becky Joyce, Public Health Director
9:30 A.M. - Martha Johnson, Social Services
10:00 A.M. - Public Hearing Improvement Permit Application: Ozone Cubed Co, LLC,
Proposed Single Family Residence, Greyrock Village North Parcel, Highway 550 near
Milemarker 50.
10:30 AM - Public Hearing Improvement Permit Application: Mountaineer Holdings LLC,
Proposed Grading, Gates, and Mine Portal Work, at the Old Hundred Mine and Mill and the
Gary Owen Mine, Cunningham Gulch.
11:00 A.M. - Jon Kaminsky, BLM
11:30 A.M. - Tyler George Ambulance Association, License Renewal
11:45 A.M. - Resolution 2022-02 Allowing The Use Of Off-Highway Vehicles On Certain
Roads Within The Boundaries Of San Juan County
Lunch – Location to be determined
1:30 P.M. - Tourism Board - Lodging Tax

CORRESPONDENCE:

Gloria Kaasch-Buerger-Town Administrator, Request for Office Space at Hospital Building

NEW BUSINESS:

Treasure's Report
Sales Tax Update
Commissioner and Staff Reports

OTHER:

ADJOURN: Next Regular Meeting – 6:30 PM, Wednesday April 27, 2022

Join Zoom Meeting

<https://zoom.us/j/92136473203>

Meeting ID: 921 3647 3203

One tap mobile

+16699006833,,92136473203# US (San Jose)

+12532158782,,92136473203# US (Tacoma)

Dial by your location

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 646 876 9923 US (New York)

+1 301 715 8592 US (Germantown)

+1 312 626 6799 US (Chicago)

Meeting ID: 921 3647 3203

SAN JUAN COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING WEDNESDAY, MARCH 9, 2022
AT 8:30 A.M.

Call to Order: The meeting was called to order by Chairman Scott Fetchenhier. Present were Commissioners Ernie Kuhlman and Austin Lashley, and Administrator William Tookey.

Public Health Director Becky Joyce, Jim Donovan and DeAnne Gallegos provided the Commissioners with a COVID 19 update.

Resolution 2022-01 COVID-19 Action Plan was presented to the Commissioners for their consideration. Commissioner Lashley moved to adopt Resolution 2022-01 as submitted. Commissioner Kuhlman seconded the motion. The motion passed unanimously.

Payment of Bills: Commissioner Lashley moved to authorize payment of the warrants as presented. Commissioner Kuhlman seconded the motion. The motion passed unanimous.

Minutes: Commissioner Lashley moved to approve the minutes of February 9, 2022 as presented. Commissioner Kuhlman seconded the motion. The motion passed unanimously.

Commissioner Lashley moved to approve the minutes of February 23, 2022 as presented. Commissioner Kuhlman seconded the motion. The motion passed unanimously.

J.J. Folsom and Clark Anderson of Community Builders were present to provide the Commissioners with an update on the Compass Project.

Bruce Conrad and Rebecca Bertot were present to provide the Commissioners with an update on the Silverton Film Office.

County Road Supervisor Louis Girodo was present to provide the Commissioners with an update on the Road Department. It was the consensus of the Commissioners to approve signing the HUTF Report. There was discussion concerning the need for better dust control.

The Commissioners discussed what changes would be needed to address the use of OHVs in the County now that they are no longer allowed within the Town of Silverton. The Commissioners discussed the need for staging areas, for signage, and to prohibit the use of OHVs on County Road 110 between CR 70 the Hancock Gulch Road and the Town of Silverton boundary.

Having no further business, the meeting was adjourned at 1:10 P.M.

Scott Fetchenhier, Chairman

Ladonna L. Jaramillo, County Clerk



Department of Social Services
Phone 970-387-5631 * Fax 970-387-5326
Martha Johnson, Director
12/31/2021

Date 2/8/2022
Transmittal No. 12

Vendor	Date	Num	Amount
La Plata County	12/31/2021	11595	\$ 3,064.84
San Juan Cty	12/31/2021	11596	\$ 4,427.83
TOTAL			<u>\$ 7,492.67</u>

I, MARTHA JOHNSON, Director of Social Services of San Juan County of Colorado, hereby certify that the payments listed above are available for inspection and have been paid to the payees listed.


MARTHA JOHNSON

2-22-2022

I, Scott Fetchenhier, Chairman of the San Juan County Board of Commissioners, hereby certify that the payments as set forth above have this date been approved and warrants in payment thereof issued upon the Social Services Fund.

Scott Fetchenhier

**San Juan County Social Services
Profit & Loss Budget vs. Actual
January through December 2021**

Ordinary Income/Expense	TOTAL													
	Jan 21	Feb 21	Mar 21	Apr 21	May 21	Jun 21	Jul 21	Aug 21	Sep 21	Oct 21	Nov 21	Dec 21	Budget	
Income														
400.010 Property Tax Current	1,828	1,828	1,828	5,467	4,101	855	1,334	680	642	121	6	82	18,766	12,900
400.020 Specific Ownership tax	108	106	106	220	409	168	-	-	12	76	106	82	1,401	850
400.030 Delinquent Property Tax	0	0	0	-	-	-	-	-	-	-	-	-	-	24
400.040 Penalties/Int on Tax	0	0	0	0	0	2	3	23	24	6	5	6	68	24
400.100 REVENUE-Administration	3,377	3,171	3,670	3,390	3,430	1,806	3,865	3,183	1,921	1,562	2,351	2,133	33,661	70,000
400.110 REVENUE-Adult Protectio	33	33	-	28	42	141	184	543	276	617	278	166	2,305	3,202
400.120 REVENUE-Child Care	5,975	268	162	270	261	8,481	145	289	81	42	50	55	16,089	6,390
400.130 REVENUE-Child Support	-	-	109	25	20	16	7	16	-	14	5	10	223	990
400.140 REVENUE-Child Welfare	851	379	309	287	425	2,309	7	339	1,615	1,569	2,015	1,840	11,946	23,506
400.145 REVENUE-CSGB Grant	-	639	-	-	-	-	-	-	-	-	-	473	1,012	1,000
400.150 REVENUE-Colorado Works	10,865	284	268	567	207	11,000	-	-	-	-	-	-	23,191	52,093
400.160 REVENUE-Core Services	2,000	2,000	2,000	1,613	1,613	3,079	2,000	2,000	2,000	2,000	2,000	2,000	24,304	23,254
400.180 REVENUE-EOC	-	200	-	-	-	-	50	-	-	250	-	-	500	-
400.190 REVENUE-State Incentive	-	-	-	-	-	2,349	31	67	94	12	71	-	2,624	-
400.200 REVENUE-LEAP	122	166	78	65	-	-	-	-	-	108	194	186	831	1,500
400.210 REVENUE-OAP	77	73	159	104	82	144	83	148	-	28	52	80	1,029	1,700
400.220 REVENUE-Program Refunds	-	-	-	-	-	-	-	-	-	200	-	-	200	550
Total Income	25,202	9,048	8,889	12,035	10,591	30,150	7,708	7,289	6,675	6,606	7,123	7,132	138,251	199,883
Expense														
500.100 EXPENSE-Administration	4,824	5,280	5,577	6,223	5,691	5,064	6,361	5,188	5,317	4,638	5,149	9,542	67,847	82,000
500.110 EXPENSE-Adult Protectio	75	-	31	-	-	-	437	208	238	291	74	-	1,353	4,000
500.120 EXPENSE-Child Care	80	80	-	80	80	80	74	74	74	-	-	-	619	9,300
500.130 EXPENSE-Child Support	1	-	166	40	31	26	11	10	1	21	8	-	315	1,500
500.140 EXPENSE-Child Welfare	189	-	-	-	-	174	-	-	-	-	322	-	665	26,000
500.145 EXPENSE-CSGB Grant	-	-	-	-	-	-	-	-	-	-	-	-	473	1,000
500.150 EXPENSE-Colorado Works	16,728	483	486	379	356	18,452	224	141	339	162	498	672	39,819	58,000
500.160 EXPENSE-Core Services	2,000	2,000	2,000	2,000	2,000	3,849	2,000	2,000	2,000	2,000	2,000	2,000	25,849	24,000
500.200 EXPENSE-LEAP	123	166	78	65	-	-	-	-	-	108	194	196	831	1,500
500.210 EXPENSE-OAP	-	-	-	-	-	-	-	-	22	-	-	-	22	2,000
Total Expense	24,019	8,008	8,338	7,787	8,158	28,635	9,106	7,620	7,991	7,220	6,245	12,883	138,012	209,300
Net Income	1,183	1,039	351	4,248	2,434	1,516	1,397	331	1,316	(614)	(1,122)	(5,751)	239	(9,317)

San Juan County
CDHS Allocation and Expenditures report
For State Fiscal Year 2022
12/31/2021

FIPS

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Program	Allocation	Expenditures	Remaining	% Remaining	% of Fiscal Year Remaining
APS Admin	2,315	2,576	-260	-11%	50%
APS Client	2,000	0	2,000	100%	50%
CDHS County Admin	81,954	9,183	72,771	89%	50%
Child Care	8,088	1,541	6,547	81%	50%
Child Welfare 100%	4,532	32	4,500	99%	50%
Child Welfare 80/20	50,992	11,699	39,293	77%	50%
Child Welfare PRTF	2,258	0	2,258	100%	50%
Colorado Works	43,050	1,723	41,327	96%	50%
CORE 100%	32,553	12,000	20,553	63%	50%
CORE 80/20	17,447	0	17,447	100%	50%
HCPF Enhanced	39,174	1,645	37,528	96%	67%
HCPF Regular	21,279	4,012	17,267	81%	67%
SEAP	749	0	749	100%	67%
SNAP Incentive	97	97	0	0%	
Total	306,487	44,508	261,979		



Department of Social Services
Phone 970-387-5631 * Fax 970-387-5326
Martha Johnson, Director
1/31/2022

Date 2/17/2022
Transmittal No. 1

Vendor	Date	Num	Amount
La Plata County	01/31/2022	11599	\$ 2,867.00
San Juan Cty	01/31/2022	11600	\$ 4,413.88
Silverton Schools	01/31/2022	11598	\$ 11,000.00
Silverton Family Learning Center	01/31/2022	11597	\$ 5,520.41
TOTAL			<u>\$ 23,801.29</u>

I, MARTHA JOHNSON, Director of Social Services of San Juan County of Colorado, hereby certify that the payments listed above are available for inspection and have been paid to the payees listed.

Martha Johnson
MARTHA JOHNSON

2-22-2022

I, Scott Fetchenhier, Chairman of the San Juan County Board of Commissioners, hereby certify that the payments as set forth above have this date been approved and warrants in payment thereof issued upon the Social Services Fund.

Scott Fetchenhier

**San Juan County Social Services
Profit & Loss Budget vs. Actual
January through December 2022**

	TOTAL			
	Jan 22	Budget	Jan - Dec 22	Budget
Ordinary Income/Expense				
Income				
400.010 Property Tax Current	0.00	1,337.00	0.00	16,000.00
400.020 Specific Ownership tax	114.51	110.00	114.51	1,320.00
400.040 Penalties/Int on Tax	0.00	0.50	0.00	6.00
400.100 State Allocation	21,882.82	8,697.50	21,882.82	159,238.00
400.145 REVENUE-CSGB Grant	527.20	87.00	527.20	1,000.00
400.180 REVENUE-EOC	150.00	0.00	150.00	0.00
400.220 REVENUE-Program Refunds	150.00	0.00	150.00	0.00
Total Income	<u>22,824.53</u>	<u>10,232.00</u>	<u>22,824.53</u>	<u>177,564.00</u>
Expense				
500.100 EXPENSE-Administration	5,086.16	5,750.00	5,086.16	69,000.00
500.110 EXPENSE-Adult Protectio	0.00	185.00	0.00	2,220.00
500.120 EXPENSE-Child Care	0.00	174.00	0.00	2,000.00
500.130 EXPENSE-Child Support	12.33	50.00	12.33	600.00
500.140 EXPENSE-Child Welfare	0.00	1,000.00	0.00	12,000.00
500.145 EXPENSE-CSGB Grant	0.00	87.00	0.00	1,000.00
500.150 EXPENSE-Colorado Works	16,520.41	6,250.00	16,520.41	75,000.00
500.160 EXPENSE-Core Services	2,000.00	2,000.00	2,000.00	24,000.00
500.200 EXPENSE-LEAP	182.39	100.00	182.39	1,200.00
500.210 EXPENSE-OAP	0.00	174.00	0.00	2,000.00
Total Expense	<u>23,801.29</u>	<u>15,770.00</u>	<u>23,801.29</u>	<u>189,020.00</u>
Net Income	<u><u>-976.76</u></u>	<u><u>-5,538.00</u></u>	<u><u>-976.76</u></u>	<u><u>-11,456.00</u></u>

San Juan County
CDHS Allocation and Expenditures report
For State Fiscal Year 2022
1/31/2022

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Program	Allocation	Expenditures	Remaining	% Remaining	% of Fiscal Year Remaining
APS Admin	2,315	2,819	-504	-21.78%	41.67%
APS Client	2,000	0	2,000	100.00%	41.67%
CDHS County Admin	81,954	10,574	71,379	87.10%	41.67%
Child Care	8,088	1,818	6,270	77.52%	41.67%
CARE CRSSA Funding	5,000	61	4,939	98.77%	41.67%
Child Welfare 100%	4,532	40	4,492	99.12%	41.67%
Child Welfare 80/20	50,992	13,877	37,115	72.79%	41.67%
Child Welfare PRTF	2,258	0	2,258	100.00%	41.67%
Colorado Works	43,050	12,992	30,058	69.82%	41.67%
CORE 100%	32,553	12,190	20,363	62.55%	41.67%
CORE 80/20	17,447	1,810	15,637	89.63%	41.67%
HCPF Enhanced	39,174	1,703	37,471	95.65%	41.67%
HCPF Regular	21,279	4,766	16,513	77.60%	41.67%
LEAP outreach	237	681	-444	-187.37%	41.67%
Locked-in PHE Non-En	40	0	40	100.00%	41.67%
Locked-in PHE Enhanc	2,525	0	2,525	100.00%	41.67%
SEAP	749	0	749	100.00%	41.67%
SNAP Incentive	97	97	0	0.00%	41.67%
Total	314,289	63,428	250,861		



Department of Social Services
Phone 970-387-5631 * Fax 970-387-5326
Martha Johnson, Director
2/28/2022

Date 3/24/2022
Transmittal No. 2

Vendor	Date	Num	Amount
La Plata County	02/28/2022	11601	\$ 3,105.59
San Juan Cty	02/28/2022	11602	\$ 4,200.42
TOTAL			\$ 7,306.01

I, MARTHA JOHNSON, Director of Social Services of San Juan County of Colorado, hereby certify that the payments listed above are available for inspection and have been paid to the payees listed.


MARTHA JOHNSON

4-8-2022

I, Scott Fetchenhier, Chairman of the San Juan County Board of Commissioners, hereby certify that the payments as set forth above have this date been approved and warrants in payment thereof issued upon the Social Services Fund.



Scott Fetchenhier

**San Juan County Social Services
Profit & Loss Budget vs. Actual
January through December 2022**

	TOTAL			
	Jan 22	Feb 22	Jan - Dec 22	Budget
Ordinary Income/Expense				
Income				
400.001 REVENUE-State Alloc	21,882.82	5,600.18	27,483.00	159,238.80
400.010 Property Tax Current	0.00	2,088.83	2,088.83	16,000.00
400.020 Specific Ownership tax	114.51	85.80	200.31	1,320.00
400.030 Delinquent Property Tax	0.00	0.00	0.00	0.00
400.040 Penalties/Int on Tax	0.00	0.00	0.00	6.00
400.145 REVENUE-CSGB Grant	527.20	0.00	527.20	996.00
400.180 REVENUE-EOC	150.00	0.00	150.00	0.00
400.220 REVENUE-Program Refunds	150.00	175.00	325.00	0.00
Total Income	<u>22,824.53</u>	<u>7,949.81</u>	<u>30,774.34</u>	<u>177,560.80</u>
Expense				
500.100 EXPENSE-Administration	5,086.16	4,973.56	10,059.72	69,000.00
500.110 EXPENSE-Adult Protectio	0.00	0.00	0.00	2,220.00
500.120 EXPENSE-Child Care	0.00	0.00	0.00	2,000.00
500.130 EXPENSE-Child Support	12.33	9.34	21.67	600.00
500.140 EXPENSE-Child Welfare	0.00	0.00	0.00	12,000.00
500.145 EXPENSE-CSGB Grant	0.00	0.00	0.00	1,000.00
500.150 EXPENSE-Colorado Works	16,520.41	0.00	16,520.41	75,000.00
500.160 EXPENSE-Core Services	2,000.00	2,000.00	4,000.00	24,000.00
500.200 EXPENSE-LEAP	182.39	323.11	505.50	1,200.00
500.210 EXPENSE-OAP	0.00	0.00	0.00	2,000.00
Total Expense	<u>23,801.29</u>	<u>7,306.01</u>	<u>31,107.30</u>	<u>189,020.00</u>
Net Ordinary Income	-976.76	643.80	-332.96	-11,459.20

San Juan County
CDHS Allocation and Expenditures report
For State Fiscal Year 2022
2/28/2022

FIPS

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Program	Allocation	Expenditures	Remaining	% Remaining	% of Fiscal Year Remaining
APS Admin	2,315	3,054	-739	-31.91%	33.33%
APS Client	2,000	0	2,000	100.00%	33.33%
CDHS County Admin	81,954	11,952	70,001	85.42%	33.33%
Child Care	8,088	2,069	6,019	74.42%	33.33%
CARE CRSSA Funding	5,000	71	4,929	98.57%	33.33%
Child Welfare 100%	4,532	47	4,485	98.96%	33.33%
Child Welfare 80/20	50,992	15,973	35,019	68.68%	33.33%
Child Welfare PRTF	2,258		2,258	100.00%	33.33%
Colorado Works	43,050	13,256	29,794	69.21%	33.33%
CORE 100%	16,276	12,380	3,896	23.94%	33.33%
CORE 80/20	8,724	3,620	5,104	58.51%	33.33%
HCPF Enhanced	39,174	1,783	37,390	95.45%	33.33%
HCPF Regular	21,279	5,493	15,785	74.18%	33.33%
LEAP outreach	237		237	100.00%	33.33%
Locked-in PHE Non-En	40		40	100.00%	33.33%
Locked-in PHE Enhanc	2,525		2,525	100.00%	33.33%
SEAP	749		749	100.00%	33.33%
SNAP Incentive	97	97	0	0.00%	33.33%
Total	289,289	69,797	219,493		

STAFF REPORT FOR THE BOARD OF COUNTY COMMISSIONERS

**PUBLIC HEARING
PROPOSED COLLINS RESIDENCE
GREYROCK VILLAGE NORTH PARCEL
HIGHWAY 550 AT THE SOUTH COUNTY LINE**

REPORT DATE: APRIL 8, 2022.
MEETING DATE: APRIL 13, 2022.
FROM: PLANNING DIRECTOR.

Project: Proposed Collins Residence and Associated Improvements, on a Parcel known as Greyrock Village North, Highway 550, near Milemarker 50 and Cascade Village, in San Juan County, Colorado.

Application Type: San Juan County Improvement Permit Application.

Applicant/Owner: Applicant Mikie Valencia PE representing the Owner Cooper Collins of Ozone Cubed CO LLC.

Project Location: 38 acre vacant parcel, known as Greyrock Village North, formerly a portion of the Durango Mountain Resort (DMR) Master Plan, located on the western side of Highway 550, near milemarker 50, south of Cascade Village PUD and the Twilight Meadow Subdivision, sharing a property boundary with the southern border of San Juan County, Colorado. The site has the existing Xcel Energy Tacoma Pipeline and associated easement to convey water from Cascade Creek to the Tacoma Hydroelectric Station. The project site is roughly situated between the Twilight Meadow Subdivision and the San Juan County/La Plata County Line. The project site is located entirely on the western side of Highway 550.

Proposed Improvements: The proposed improvements consist of a single family residence, proposed driveway from Highway 550, proposed septic system, proposed electric service line, proposed water well.

SUMMARY: The application is substantially complete. The proposed improvements appear to comply with the Master Plan and County Zoning & Land Use Regulations. This is a proposal for one relatively large single family residence, on a homestead type tract of nearly 40 acres. It appears the proposed structure will be all or mostly screened with existing vegetation, as viewed from Highway 550. There is some proposed disturbance of wetlands, which appears to be previously approved by the Army Corps of Engineers. All required permits appear to be either approved, or in the process of being approved, such as a CDOT Access Permit, San Juan Basin Public Health Department septic system permit, State water well permit, the Durango Fire and Rescue Authority, and a geotech report is included. No adjacent land owner opposition has been received. The site is within a County Economic Corridor (where development is preferable, when compared to development on remote backcountry sites), while also being within the County's Scenic Preservation Overlay District (where visual impacts are discouraged). **The Planning Director and the Planning Commission recommend that you can consider conditional approval of this County Improvement Permit application.** There are proposed conditions of approval for you to consider on the last page of this report.

Adjacent Land Owners: The adjacent land owners were notified by the Planning Director of this application on February 28, using envelopes provided by the Applicant. The adjacent land owner letter

STAFF REPORT FOR THE COUNTY COMMISSIONERS, GREYROCK, APRIL 8, 2022.

is attached, which was mailed with a site plan. No comments against the proposal were received. An email (attached) was received regarding a trail in the area referred to as Hoody's Trail (location unknown, it may be located over the existing Tacoma pipeline, or on the adjacent Forest Service Land). All County applicants are required to maintain public access where existing public trails exist.

Proposed Structure: One structure is proposed: a single family residence, with two stories, attached garage, some exterior covered decks, and according to the plans in the application, the total square footage (square feet, SF) appears to be roughly (3892 SF + 868 SF + 2442 SF =) 7202 SF. The proposed building height appears to be thirty feet. I believe the application notes six bedrooms and eight bathrooms. There is some mention in the application of a potential future expansion, an addition, or possible future additional dwelling units (septic permit, well permit). At this time the proposal is one single family residence, on a parcel of almost 40 acres. The proposed structure appears to comply with the County's adopted regulations. The County has proposed structure size limits above 11,000 feet elevation, and the County has proposed structure footprint/height restrictions within Subdivisions.

Proposed Septic System: Plans have been submitted depicting a proposed septic system designed by the Applicant Professional Engineer. If approved by SJBPH and San Juan County, there will be a proposed sewer service line with proposed encasement, crossing the existing Tacoma six foot diameter ductile iron water pipeline and associated Tacoma pipeline easement.

Proposed Water System: The water for the proposed residential land use will originate from a proposed water well, which is shown on the septic system design plans, and described on the State water well permit, within the application.

Proposed Electric: There is a proposed electric service line. Electric is to be provided by La Plata Electric Association (LPEA). The application does not appear to specify whether it will be overhead and/or underground. The Applicant clarified that the electric service line design is being developed with LPEA and the intention is to have an underground electric service line buried under the driveway. There is an electric line easement on the project site. There is a professional firm calculating the loads for the proposed electric service line. Photos of the site included within the application do not show any existing overhead power poles, or overhead electric lines. The Applicant clarified that there appears to be some overhead and some underground existing electric on the site in easements shown on the plans.

Geologic Hazards: An excerpt of the County Geologic Hazards Map is included in the application, which depicts SW and ES at the site. The County Geohazards Map was adopted in 1976, and SW represents Swamp, which would now be referred to as potential wetlands. The Applicant has included Army Corps of Engineers and environmental consultant wetlands permitting documents within the submittal. The existing wetlands (and some proposed wetlands disturbance) are well delineated on the attached site plans. The ES on the County Geohazards Map represents a potential for Expansive Soil, which has been adequately identified, and the application includes foundation design parameters for any necessary mitigation, within the Geotech Report prepared for DMR in 2000, by Lambert & Associates (now known as Trautner Geotech). Comparing the enclosed DMR Master Plan, the stamped Survey Plat, and the Lambert Soil Borings Map, it appears that Borings 15-18 apply to this site. The soil encountered generally consisted of silt (and some gravel) overlying limestone and sandstone bedrock. There was some very shallow bedrock encountered in two of the four borings on the project site. The report includes swell-consolidation tests for Borings 15-18. The potential geohazards SW Swamp

STAFF REPORT FOR THE COUNTY COMMISSIONERS, GREYROCK, APRIL 8, 2022.

(potential wetlands) and ES Expansive Soil have been adequately identified and any required mitigation to address those potential geohazards is included in the application.

Avalanche Hazard: An excerpt of the County Avalanche Hazards Map is included in the application, which depicts no known avalanche hazard potential at the site.

Reseeding/Wetlands: Any areas of ground surface vegetation disturbance shall be reseeded in accordance with County regulations. Proposed wetlands disturbance shall require approval from the Army Corps of Engineers prior to the work.

Screening/Visibility: There may be some visual impact associated with the proposed improvements, and the County Commissioners may choose to require screening, for any proposed visual impacts that are deemed unacceptable.

Gates/Signs: No existing/proposed gates/signs appear to be mentioned in the application.

Surveying: A Stamped Survey Plat from the Licensed Surveyors at Moreno Surveying in Durango is included in the application.

Zoning: The site is located in the Rural Residential District. The application includes an excerpt of the County Zoning Map. The County Zoning and Land Use Regulations include the following information about the Rural Residential District:

- *The intent of the Rural Residential Zoning District is to allow single-family residential use on larger tracts of rural land with individual on-site sewer and water services and good roadway access.*
- *Within the Rural Residential Zone, only activities which do not involve any construction or development of any sort (such as camping, picnicking, hiking, and outdoor recreation) are uses by right. Other uses and activities including single-family dwellings, multiple family dwellings, and commercial businesses are uses subject to review and may be permitted within this zone. Industrial uses, including mining, milling and manufacturing are not allowed in this zone unless approved as a conditional use ... Special activities and uses as defined in Chapter 5 of this Code are subject to the review process and additional regulations described therein.*

- RURAL RESIDENTIAL ZONING DISTRICT STANDARDS:

(a) Size. Minimum parcel or lot area: five acres.

(b) Density. 1 unit/parcel.

(c) Setbacks. Minimum setbacks: twenty feet from property lines adjacent to public lands; and thirty feet from property lines adjacent to private lands.

The project site property line closest to the proposed structure abuts Public Land managed by the US Forest Service (USFS). This application appears to comply with the intent and the standards of the Rural Residential Zoning District regulations.

Scenic Preservation Overlay District: The project site appears to be located within the County's Scenic Preservation Overlay District. The County Zoning and Land Use Regulations state:

- *The intent of the Scenic Preservation Overlay District is to prevent development from adversely affecting the scenic and historic assets of the County to the greatest degree possible. Recognizing that the unsurpassed natural beauty and historic remnants found in San Juan County are some of the County's most valuable assets and further realizing that the County and its people and economy are dependent upon visitors and their ability to enjoy such assets. To that end, the District seeks to preserve the County's natural, pristine appearance and historic sites visible from Highway 550, the Durango and Silverton Narrow Gauge Railroad, the Animas River above the Eureka town site, the Silverton Historic District, and any other historic districts or sites in the County.*

STAFF REPORT FOR THE COUNTY COMMISSIONERS, GREYROCK, APRIL 8, 2022.

- *Within the Scenic Preservation Overlay District, only activities which do not involve any construction or development of any sort, including disturbing of soil or trees (such as grazing, camping, picnicking, hiking, and outdoor recreation) shall be permitted as uses by right. All other uses within this zone shall be uses subject to review.*

- *SCENIC PRESERVATION OVERLAY DISTRICT STANDARDS: The following general standards must be observed in planning, design and construction within the Scenic Preservation Overlay District.*

.1 The District includes all sites located within 1,500 feet of the centerline of U.S. Highway 550 and/or within 1,500 feet of the centerline of the track of the Durango and Silverton Narrow Gauge Railroad

.2 The site must be designed in a manner that protects the environmental assets of the area including timber, plants and wildlife, streams and drainage courses and geologic features. All site design and development must be done in a manner which minimizes impacts upon scenic views or vistas.

.3 All site design and development must be done in a manner that protects the historical assets of the area including historic structures, sites, and other cultural assets located within San Juan County.

.4 Design plans must take into account characteristics of soils, slopes and geological hazards, in a manner intended to protect the health, safety, and welfare of users of the site, and the scenic value of the site.

.5 Design of the site must include safe, convenient, and adequate arrangements for pedestrian circulation, roadways, driveways, off-road parking and loading space.

.6 Additional setbacks, landscaping, screening, or design requirements may be required by the County in order to preserve the natural, pristine appearance of the area and to minimize the visual impact to view sheds and view corridors.

It is unclear how much if any of the proposed structure will be visible as viewed from Highway 550. There is significant existing tree cover at present. There are site photos in the application, but it is not entirely clear how any necessary tree clearing, the proposed structure, and a possible proposed septic system clearing, may affect the view on the photos post-construction. It appears that the proposed structure will be well-screened, as viewed from Highway 550, due to existing dense trees and vegetation. County Zoning and Land Use Regulations allow the County Commissioners to require "adequate screening." If the visibility of the proposed structure, as viewed from Highway 550, is found to exceed what is expected, and is found to be unacceptable to the Board of County Commissioners during/after construction, then the land owner will be required to increase the screening, which would likely require the planting of trees/vegetation. Proposed exterior lighting could potentially be visible from Highway 550. Exterior lighting shall be in compliance with the County's "dark sky" regulations.

Master Plan: The County Zoning and Land Use regulations state: *All applications for review under this Chapter will be examined initially to determine whether the proposal is consistent with the County's Master Plan.* The 2010 Town/County Master Plan is posted on the Town and County websites. Page 35 (and the map on Page 36) of the 2010 Town/County Master Plan indicate that this site is located in an "Economic Corridor." Page 35 of the Master Plan states:

-Goal LU-2 Focus future development on mining claims into economic corridors that are environmentally suitable, where public services are available and that provide feasible opportunities for growing the community and the economy.

- Economic corridors are suitable for residential, light industrial, and flexible commercial uses and already contain existing residential development and some mixed commercial, industrial and mining development. Generally, the corridors contain less-steep terrain and more developable mining claims than other parts of the unincorporated county. The economic corridors have year-round plowed county roads or direct access to Hwy 550, meaning that they have year round access to services dependent on wheeled vehicle access (ambulance, fire and law enforcement). 1. South County on or near Highway 550- Durango Mountain Resort master plan area, Cascade Village, the Mill Creek subdivision, and Know Your Neighbor residential area along the south end of Lime Creek Road from the intersection at the Cascade Creek curve to the end of the plowed access.

STAFF REPORT FOR THE COUNTY COMMISSIONERS, GREYROCK, APRIL 8, 2022.

This project involves a proposed single family residence, on a parcel of nearly 40 acres, with adequate Highway 550 access, which is located in a County Economic Corridor. This application appears to comply with the Master Plan.

Comparison to the County Regulations: The County Zoning and Land Use Regulations state: *If consistent with the Master Plan, all applications will be reviewed to determine whether, based upon the objective facts contained within the record before the reviewing body:*

(a) The proposal will have any adverse impact on public health, safety, morals or welfare.

The proposal is not expected to have an adverse impact on public health, safety, morals, or welfare.

(b) Adequate potable water is available or can be developed to safely support the proposed use, including fire control and suppression.

The proposal includes a proposed water well and the water quality/potability is unknown at this time. Regarding fire suppression, this application was forwarded by email by the Planning Director to Durango Fire and Rescue Authority (DFRA) for fire related comments, and the Applicant has been coordinating with DFRA for approval of the proposed improvements.

(c) Adequate sewage disposal can be provided to support the proposed use.

The proposal includes a proposed septic system design. All County permits are contingent on septic system approval from San Juan Basin Public Health Department (SJBPH).

(d) The proposed use will have any adverse effect on public or private property in the vicinity of the development.

The proposed single family residential use is not expected to have a significant adverse effect on nearby public or private property.

(e) The proposed use will have any adverse effect on scenic values, historic sites or structures, air or water or environmental quality, wildlife (including habitat, food sources, migration routes, hunting, etc.), erosion or other geological condition.

The proposed single family residential use is not expected to have a significant adverse effect on scenic values, historic sites/structures, environmental quality, wildlife, erosion, or other geologic condition. Some of the proposed improvements will be visible from Highway 550, such as the proposed driveway where it meets Highway 550, potentially a portion of the proposed structure could be visible from Highway 550, and/or potentially lighting could be visible from Highway 550. All proposed permanent development/improvements will have some level of impact on scenic values, wildlife, and the environment. There will be some wetlands disturbance. There will be some ground surface soil and vegetation disturbance which can be expected in association with any proposed driveway and proposed structure. The application indicates that methods of minimizing potential impacts are being incorporated into the design of the proposed improvements.

(f/g) Adequate road access exists or can be developed to ensure access appropriate to the use, including access for emergency services. ... If access is via a private road, the applicant ... shall apply for and obtain an access permit for the private road from the relevant agency.

The proposal includes a CDOT Access Permit Application, and some correspondence to/from CDOT. All County permits are contingent on the obtaining of legal written access documentation. There is a proposed driveway which appears adequate for emergency services access. The proposed driveway shall be in accordance with any forthcoming fire truck access requirements of the DFRA such as maximum grade and minimum width.

STAFF REPORT FOR THE COUNTY COMMISSIONERS, GREYROCK, APRIL 8, 2022.

(h) Adequate utilities are or can be made available for the proposed use, unless deemed unnecessary or not practical.

Adequate proposed utilities are being designed for the proposed single family residential use.

(i) Adequate emergency services exist to serve the proposed use, unless deemed unnecessary or not practical.

The applicant has been working with Karola Hanks of the Durango Fire and Rescue Authority (DFRA). The Applicant has recently submitted email correspondence regarding that review, and the current discussion is regarding fire sprinklers versus water cisterns. Fire mitigation outside of the structure is also proposed, and the DFRA is reviewing the proposed driveway in relation to adequate fire truck access. It is expected that the County approval of this proposed single family residence will not cause the emergency services agencies to exceed their capacity, or create an undue burden on those agencies. The emergency services agencies responding to any unexpected emergency at this site would typically originate from the La Plata County, due to the site location. The County approval is conditional on the applicant obtaining final approval of the proposed improvements from DFRA.

(j) There are natural hazards which may adversely affect the site or the proposed use of the site.

The potential natural hazards at this site appear to include: existing wetlands some of which are proposed to be disturbed, which is being regulated by the Army Corps of Engineers; potential expansive soil which is evaluated by Lambert and Associates Geotech (now known as Trautner Geotech), with any required foundation design/mitigation requirements described in that report. There is not any known, mapped avalanche potential, according to the adopted County Avalanche Map. There is some wildfire risk, due to existing trees, and the applicant has been working with DFRA regarding proposed fuel reduction around the proposed structure. The County regulations require land owners to utilize the Colorado Firewise guidelines to reduce fire risk.

County Road & Bridge Comments: This application (for a proposed structure at the Greyrock Village North parcel) has not been submitted to the County Road and Bridge Department for comments, because the site is not located near any County Roads.

Abbreviated Process: Another submittal (or two) for this project would be likely to be a resubmittal of the same documents currently before you. There are a few “loose ends” to “tie up,” which could create an addition brief submittal to be reviewed by the Planning Commission and the County Commissioners, or the Commissioners may choose to allow those to be addressed as conditions of approval. The County Commissioners may determine that this application is eligible to be “exempted” from the three step review process described in the County Zoning and Land Use Regulations. Or the County Commissioners may decide to review this once more, in order to to personally review the forthcoming final approvals and documents. Please see condition number 4 at the end of this staff report.

Planning Commission Review: The Planning Commission reviewed this application on March 15. The Planning Commission recommended conditional approval, with the conditions of approval at the end of this report. A letter from the Planning Commission summarizing their recommendations was received on April 8 and it is attached. Some specifics discussed by the Planning Commission were the following: the proposed electric lines (whether they will be underground or overhead), an existing trail (named Hoody’s Trail) located on or near the site, the possibility of allowing an abbreviated review process, and encouraging CDOT to not necessitate additional wetlands disturbance. The Planning Commission recommended conditional approval, with a change to condition of approval number 14. They recommended that the owner shall pay for the Town of Silverton trash (refuse transfer station) utility

STAFF REPORT FOR THE COUNTY COMMISSIONERS, GREYROCK, APRIL 8, 2022.

service (regardless of where the owner might deposit their trash). That revision is reflected in condition number 14 at the end of this staff report.

Legal Notice: The legal notice for this April 13 Public Hearing was published in the local newspaper on March 24, and a copy of that published legal notice is attached.

Supplemental Information: The applicant started working with County staff on this application last year. The applicant submitted the attached application documents in early February. The applicant plans to submit some additional updated documents on April 8 (just as an update, to show the recent progress that has occurred since February, towards various final approvals from several reviewing agencies). If those “update” documents are received as planned, they will be placed into your packets. Those might include correspondence from reviewing agencies such as: CDOT, DFRA, and SJBPH.

The County Commissioners have the following options for actions:

- (1) **Conditionally approve** this Improvement Permit Application. There are proposed Conditions of Approval for you to consider below.
- (2) **Denial** of all or part of this Improvement Permit Application. If the application is denied, then it is advisable to note the County regulation with which the project does not comply. A reason for a denial could be the potential unknown visual impacts of the proposed improvements, as viewed from Highway 550, considering that the site is located within the County’s Scenic Preservation Overlay District.
- (3) **Table the application**, because there is a critical piece of information missing that the County Commissioners need before making a decision. If the Commissioners choose to table this application, it would be helpful to the Applicant and Owner to specify what document is needed in order to be able to make a decision. An example of documentation which may be needed to make a recommendation might be: completion of the pending final approvals from agencies such as SJBPH, CDOT, DFRA, and the Army Corps of Engineers.

Staff Recommendation: The Planning Director suggests that this application appears to be in compliance with the Master Plan, and the County Zoning and Land Use Regulations. The Planning Director suggests that the County Commissioners can conditionally approve this Improvement Permit, with the proposed Conditions of Approval listed below.

County Improvement Permit, Proposed Collins Residence and Associated Improvements, on the parcel known as Greyrock Village North, located near Milemarker 50, on Highway 550, San Juan County, Colorado - Proposed Conditions of Approval for the Board of County Commissioners to consider are the following:

1. State and Federal permits are required as a condition of this County Improvement Permit including but not limited to: NPDES/CDPHE stormwater permits, Army Corps of Engineers wetlands permitting, OSHA, UNCC, SJBPH, CDOT. All required State and Federal permits shall be obtained by the land owner prior to commencement of the work.
2. The property line shall be staked, and clearly marked with caution tape or flagging, to create a temporary construction fence, by a Licensed Surveyor, prior to any excavation or work that is anticipated to occur within 30 feet of the project site property line. The purpose of the Surveyor marking the property line adjacent to construction is to prevent heavy equipment from trespassing,

STAFF REPORT FOR THE COUNTY COMMISSIONERS, GREYROCK, APRIL 8, 2022.

and to prevent the construction of the proposed improvements from extending beyond the required minimum setbacks and/or onto adjacent land.

3. The land owner shall obtain approval of the proposed improvements from Durango Fire and Rescue Authority prior to commencement of the work.
4. Considering that this application involves the proposed construction of one single family residence on a relatively large parcel, which is located within a County Economic Corridor, where proposed development is generally encouraged (when compared to backcountry development), the Board of County Commissioners may consider permitting the Applicant to utilize an abbreviated County Improvement Permit Application review process, consisting of one complete submittal, one review by the Planning Commission, and one favorable review by the Board of County Commissioners.
5. The land owner shall provide adequate screening of the structure, as viewed from public roads and trails, including but not limited to Highway 550. A site visit by County staff shall occur during and/or after construction, and the County staff may require the land owner to install additional screening, typically including the planting of evergreens, if the visibility of the structure is found to exceed the minimal anticipated visual impact. The land owner, if not agreeing with the staff requirements, may have the proposed County staff screening requirements reviewed by the Board of County Commissioners.
6. San Juan County requires reseeded of any disturbed soil ground surface with certified noxious weed free native seed. The reseeded shall comply with the applicable San Juan County Zoning and Land Use Regulations.
7. San Juan County has "dark sky" lighting requirements. Proposed lighting associated with this project shall comply with the San Juan County Zoning and Land Use Regulations.
8. The Board of County Commissioners may require that any new electric lines at the site are placed underground, to reduce the potential for visual impact as viewed from Highway 550.
9. The land owner shall comply with all San Juan County Zoning and Land Use Regulations. In particular please refer to Section 4-110 which has specific requirements for all Improvement Permits. The violation of San Juan County Zoning and Land Use Regulations, State regulations, or Federal regulations, shall cause this County permit to be void. If requirements differ, the most stringent shall apply.
10. The land owner shall make contact with the managers of the Tacoma pipeline, to notify them of the proposed sewer service line and encasement, prior to the proposed septic system construction. Contact Planning Department if the Tacoma pipeline management contact information is needed.
11. In order to ensure that any required mitigation occurs, for the potential geohazard known as Expansive Soil, the land owner is encouraged to contact Dave Trautner/Tom Harrison of Trautner Geotech, to forward them the 2000 Lambert Geotech Report, and to request they provide site-specific follow-up review and/or recommendations, prior to foundation excavation.

STAFF REPORT FOR THE COUNTY COMMISSIONERS, GREYROCK, APRIL 8, 2022.

12. Foundation concrete placement shall not occur until final written approval of the proposed septic system location is approved by the San Juan Basin Public Health Department.
13. The building materials and the exterior colors for the proposed single family residence shall be non-reflective, muted, neutral, natural colors, which are compatible with the adjacent existing (dark browns and greens) natural terrain, and shall be in accordance with the County Zoning and Land Use Regulations.
14. All on-site trash shall be contained in a bear proof container and/or enclosed structure. The land owner will not be required to sign up for Town of Silverton water and sewer billing, because the proposed improvements include a water well and a septic system. The land owner will be required to sign up with the Town of Silverton for the standard refuse transfer station billing, ~~unless the land owner demonstrates in writing that the proposed trash removal service has been arranged from another source, and will not involve the Town of Silverton transfer station.~~
(The Planning Commission recommended that the above part of condition 14 should be crossed out.)
15. *Additional Conditions of Approval the Board of County Commissioners would like to add.*

Lisa Adair PE
Town/County Planning Director
LAdair@silverton.co.us

PUBLIC HEARINGS

NOTICE is hereby given to the members of the general public that the San Juan County Colorado Board of County Commissioners will hold two Public Hearings at the San Juan County Courthouse, 1557 Greene Street, in Silverton, CO, on Wednesday April 13, 2022, to receive public comment on the following two Applications:

(1) 10:00 AM – Improvement Permit Application, Proposed Collins Residence, Greyrock Village North Parcel, Highway 550, San Juan County, CO; submitted by Applicant Michal Valencia; the purpose of the application is to obtain approval of a proposed residence and associated improvements.

(2) 10:30 AM - Improvement Permit Application, Proposed Re-grading of Existing Road, Proposed Gates, Proposed Mine Portal Improvements, Old Hundred Mine/Mill and Gary Owen Mine, Cunningham Gulch, San Juan County, CO; submitted by Applicant Bill Jones; the purpose of the application is to obtain approval of proposed maintenance/safety improvements associated with existing roads/mine portals.

NOTICE is further given that all persons may present written/oral testimony regarding these two Applications, prior to/during the Public Hearings. The Applications, meeting agendas, and virtual Zoom meeting instructions are posted on the County website. Citizen comments may be sent by email, mail, phone, or hand-delivered to: Town Hall,

1360 Greene Street, PO Box 250, Silverton, CO 81433.
Contact Town/County Planning Director Lisa Adair (970) 946-9408 (LAdair@silverton.co.us) with any questions/comments about these Applications.
Published in the Silverton Standard & the Miner: March 24, 2022.



Town of
Silverton

PO Box 250
Silverton, CO 81433



SAN JUAN COUNTY

PO Box 466
Silverton CO 81433

February 28, 2022

Dear Silverton/San Juan County Property Owner:

The Town/County Planning Department in Silverton, San Juan County, Colorado, has received several applications, and **you have been identified as an Adjacent Land Owner.**

A property you own is located near one of the project sites listed below.

You are under no obligation to reply to this letter, or take any action as this time.

___ **OLD 100** County Improvement Permit Application, Proposed Road Regrading and Proposed Gates, at the Old 100 Mine, Old 100 Mill, and at the Gary Owen Mine, Cunningham Gulch, San Juan County, CO.

___ **JOYCE** Town Rezoning Application, Proposed Joyce (Tiny Homes on Wheels) RV Park, Lots 9-10 Block 2 Reese Addition, on Mineral Street near 17th Street, Silverton, CO.

GREYROCK County Improvement Permit Application, Proposed Collins Residence and Associated Improvements, Greyrock North Parcel, Highway 550, San Juan County, CO.

___ **KRANKER** Town Use Subject to Review Application, Slope Hazard Overlay District, Proposed Kranker Residences and Proposed Public Infrastructure, Lots 23-24 Block 40, and in the Abandoned 11th Street Right-of-Way, located at 11th and Bluff Streets, Silverton, CO.

These applications will be reviewed by the San Juan Regional Planning Commission at 7:00 PM on Tuesday March 15, 2022.

If you have an interest in the projects listed above, you may view the applications on the local Town and County governmental websites.

The Town Applications above are posted on the Town of Silverton Colorado website, under the following Tabs: Departments – Planning Department – Pending Applications.

The County Applications above are being posted by the Courthouse staff on the San Juan County Colorado website, under the following Tabs: County Government – Building & Planning – Proposed Additions/Applications.

As an Adjacent Land Owner and citizen, you may submit written and/or verbal comments regarding these applications, before and/or during the meeting. Comments before the meeting can be sent to the Planning Director, using the contact information below. Written/email comments are the most preferable, because they are printed and placed directly into the individual Board members' board packets.

As an Adjacent Land Owner and citizen, you may attend the meeting, to listen, or comment on an application. The meeting is open to the public. The local meetings are currently taking place in person, and also via free Zoom meeting software. If you need assistance with loading or using Zoom, you can feel free to contact the Planning Director. If you would like to attend the upcoming meeting, here is the Zoom Meeting ID Number:

**San Juan Regional Planning Commission, Begins at 7:00 PM, Tuesday March 15, 2022.
Zoom Meeting ID Number 921 3647 3203**

The Planning Commission is an "advisory" board that makes a "recommendation." The final decisions to approve or deny these Town and County Applications will be made at a later date, by the Town Board, or the County Commissioners, during Public Hearings which will probably occur in mid-April 2022.

Please contact the Planning Director if you have any questions or comments, using the method below which you find most convenient.

Thank you,



Lisa M. Adair PE

Town & County Planning Director
Silverton & San Juan County Colorado

Office Located at Silverton Town Hall

Mail written comments to: Town of Silverton, PO Box 250, Silverton, CO 81433.

Hand-deliver written comments to: Town Hall, 1360 Greene Street, Silverton.

Email comments to the Town/County Planning Department at: **LAdair@silverton.co.us**

Town Hall work cell phone: (970) 946-9408

Lisa Adair

From: Dan Tobin <[REDACTED]>
Sent: Tuesday, March 15, 2022 11:07 AM
To: Lisa Adair
Subject: Planning comment

Planning Commission

My name is Dan Tobin and I'm an adjacent property owner to the Greyrock project. I only have one question/comment at this time and that is in regard to the Hoody's trail that runs through the parcel. I would like to know the future of this popular trail. Will it still exist? Will it be rerouted? I strongly support keeping this trail intact.

I will not be able to attend the meeting but if any information about the future of the trail can be emailed to me that would be greatly appreciated.

Thank you
Dan Tobin

**San Juan Regional
Planning Commission**
SAN JUAN COUNTY TOWN OF SILVERTON
Silverton, Colorado 81433
P.O. Box 223

March 15, 2022

Board of County Commissioners
San Juan County
Silverton, CO 81433

Members of the Commission:

RE: **San Juan County
Improvement Permit Application
Proposed Collins Residence
Greyrock Village North Parcel
Highway 550 near Mile marker 50
San Juan County CO**

At a regular meeting of the San Juan Regional Planning Commission on March 15, 2022, members of that Commission discussed the Improvement Permit Application regarding proposed Collins Residence and associated improvements on the parcel known as Greyrock Village North, HWY 550, near mile marker 50 and Cascade Village in San Juan County, CO. The applicant, Mikie Valancia PE representing the owner Cooper Collins of Ozone Cubed CO LLC was present in the Commissioners room to answer questions. The Applicant is applying for a proposed single-family residence, proposed driveway from Hwy 550, proposed septic system, proposed electric service line, and proposed water line.

After discussion, questions and presentations from the Town/County Planner, and the applicant, the Planning Commission voted unanimously to recommend to the San Juan County Commissioners that you approve the Improvement Permit for the proposal as submitted, with the fourteen conditions outlined from the Town/County Planner

The Summary and conditions from the Town County Planner are included.

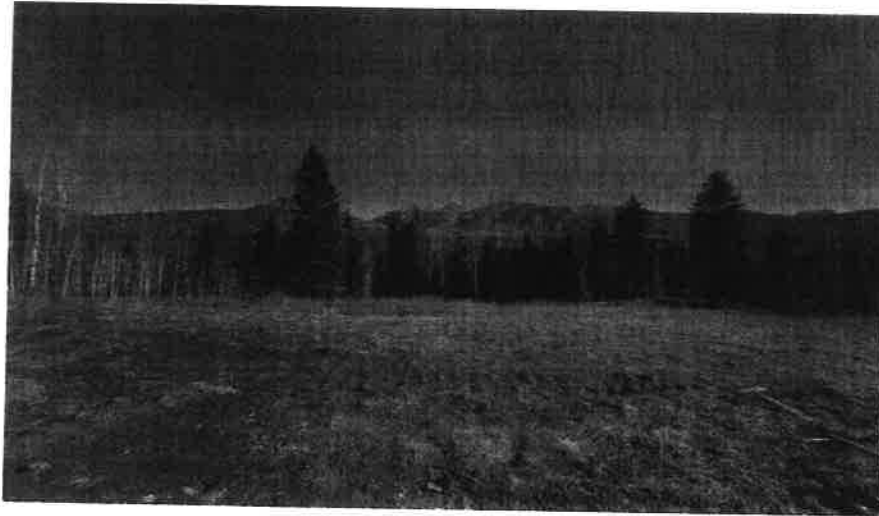
Thank you for considering this recommendation.

Sincerely,
The Planning Commission Members and
Jim Weller
Chairman

Application for Improvement Permit

Proposed Collins Residence

Hwy 550 San Juan County, Colorado
(Greyrock Village North)
37.62 Acres Located in Section 13
Township 39 North, Range 9 West



Applicant:
OZONE CUBED CO, LLC
403 Corporate Wood Drive
Magnolia, TX 77354

Prepared By:
Michal Valencia, P.E.
Site Development Solutions, LLC
PO Box 997
Bayfield, CO 81122
Ph: 970-749-6767

Aaron Mills
McCarty Excavation & Construction
17448 CR 501
Bayfield, CO 81122
Ph: 970-426-9887

Supplemental Information

to

Application for Improvement Permit Proposed Collins Residence

Submitted April 7, 2022



Applicant:

**OZONE CUBED CO, LLC
403 Corporate Wood Drive
Magnolia, TX 77354**

Prepared By:

Michal Valencia, P.E.
Site Development Solutions, LLC
PO Box 997
Bayfield, CO 81122
Ph: 970-749-6767



Durango Fire Protection District
Prevention and Code Enforcement Division

104 Sheppard Drive • Durango, Colorado 81303 • (970)382-6001 • Fax (970)382-6028

April 8, 2022

RE: Collins Residence (Greyrock Village North)

Lisa M. Adair, PE
Town & County Planning Director
Town of Silverton & San Juan County
Silverton Town Hall
PO Box 250
1360 Greene Street
Silverton, Colorado 81433
Work cell (970) 946-9408

Ms. Adair,

Thank you for the communication regarding the proposed Collins Residence. Following a review of the submittal and discussions with the representatives of the Site Development Solutions for the applicant there were 3 conditions for approval of the development:

1. Driveway standards
2. Wildfire Mitigation Plan
3. Residential Interior Automatic Fire Sprinkler System

The design of the driveway and the wildfire mitigation plan have been submitted and found to be acceptable to Durango Fire Protection District. These two items will be inspected by Durango Fire Protection District.

Item #3 is the requirement to install an automatic fire sprinkler system in the home. This may be a deferred submittal so that the project can be approved to move forward. Per State of Colorado and Durango Fire Protection District, the system is to be designed by a minimum NICET III, permitted by Durango Fire Protection District, installed by a state of Colorado licensed installer, and inspected by Durango Fire Protection District.

We appreciate the opportunity to work with everyone toward the successful conclusion of this project. If there are any questions, please contact me at (970)382-6023.

Respectfully,

DFPD Fire Marshal Karola J. Hanks

Supplemental Information

to

Application for Improvement Permit Proposed Collins Residence

Submitted April 7, 2022



Applicant:
OZONE CUBED CO, LLC
403 Corporate Wood Drive
Magnolia, TX 77354

Prepared By:
Michal Valencia, P.E.
Site Development Solutions, LLC
PO Box 997
Bayfield, CO 81122
Ph: 970-749-6767

April 7, 2022



PO Box 997 Bayfield, CO 81122
970-749-6767 mikie.sds@gmail.com

Subject: Collins Residence, Hwy 550, Durango

San Juan County
Board of County Commissioners
1360 Greene St
Silverton, CO 81433

Dear County Commissioners,

We would like you to consider the attached supplemental information for this project that has been added since the original submittal for the Planning Commission meeting March 15, 2022.

1. Approved San Juan Basin Public Health (SJBPH) Department OWTS Permit 2021-0572
2. Colorado Department of Transportation Highway Access Permit No. 522006
3. US Army Corps of Engineers (USACE) Wetland Permit – DMR 404 Permit #200175166
Compliance Letter from SME Environmental Consultants, in *draft* form due to the land improvement application not being approved yet. Once construction is imminent, the permit compliance letter will be submitted to ACE.
4. Durango Fire Rescue Authority Email and Requirements from Fire Marshal Karola Hanks.
 - a. Driveway Plan
 - b. Wildfire Mitigation Plan
5. Trautner Geotech follow-up regarding the 2000 Lambert Geotech Report and plans for further site investigation due to expansive soils.

We feel that the project is strategically planned, and every aspect of the land use application has been considered. The applicant requests an abbreviated County Improvement Permit Application review process of this project by the County Commissioners.

Best Regards,

Michal Valencia, P.E.

1. SJBPH OWTS Permit 2021-0572

ON-SITE WASTE WATER TREATMENT PERMIT

APPLICANT	PROPERTY OWNER	INSTALLER
OZONE CUBED LLC C/O COOPER COLLINS 403 CORPORATE WOOD DRIVE MAGNOLIA, TX 77354 (985) 414-1706	OZONE CUBED LLC C/O COOPER COLLINS 403 CORPORATE WOOD DRIVE MAGNOLIA, TX 77354 (985) 414-1706	LIC #: EXP:
ADDRESS:	HWY. 550 N AT LA PLATA CO./ SAN JUAN CO. LINE	PARCEL #: 50891340000002-S
PERMIT TYPE:	CONSTRUCTION	SUBDIVISION: BOYCE LAKE VILLAGE NORTH
LOT #:		LOT SIZE (ACRES): 37.62
DWELLING UNITS: 1		BEDROOMS: 6
SITE EVAL LTAR: 0.8		LIMITING ZONE:
DEPTH:		WATER SUPPLY: Well
SEPTIC TANKS:	1500 gal + 500 gal. siphon tank	
DESIGN FLOW:	675 GPD + 1324 GPD(Future expansion- see work description)	
DISTRIBUTION:	Pressure, Siphon	
SOIL TREATMENT:	4" sch. 40 from siphon outlet to (2) 12' x 105' beds , 4" tee splits flow to beds, 4" x 3" manifold to 3" sch. 40 PVC laterals inside 4" perf. pipe- 1/8" D holes 4' OC at 12:00, One 1/4" hole at 6:00 at end of each lateral; flushing assemblies at end of each lateral; Laterals centered over Eljens (2 rows of 17 modules and 1 row of 18 in each bed); Geotex. cloth to bottom of Eljens; Stormwater diversion on uphill side of STA, slope bed surfaces to drain;	
WORK DESCRIPTION:	New OWTS proposed 6 BR - treatment allowable up to 675 GPD; Future structures will require additional septic tank storage prior to connection to existing system.	

SPECIAL CONDITIONS

"Primary sand media" as defined in Regulation 43.11.C.2.d(2) must be used as sand filter material. A gradation of material is required to be on file with SJBPH prior to requesting construction inspection.

Encase water or sewer line at aquaduct crossing as required in Regulation 43, Table 7 -1, Note 2.

The system must meet pressure dosing requirements as defined in Regulation 43.10.E.3, including a distal operating head of 30-72 inches. A wet test of the dosing system is required at the time of construction inspection.

AUTHORIZATION TO BEGIN CONSTRUCTION OR REPAIRS

The submitted design and above specifications are authorized for construction, subject to the above special conditions. All provisions of the SJBPH On-site Wastewater Treatment System regulations must be complied with whether specified herein or not. The granting of this permit does not give authority to violate or cancel any other state or local law or regulation governing construction or land use.

Chris A Chambers

2/16/2022

Authorized By

Date

FINAL INSPECTION

The above system has been inspected and found to comply with the requirements as described on the issued permit.

SITE DEVELOPMENT SOLUTIONS
C/O MICHAL VALENCIA
PO BOX 997

BAYFIELD, CO 81122

System Designed by (name, company, phone)

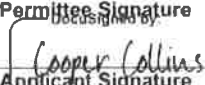
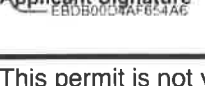
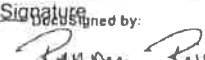
Finalized By

Date

2. CDOT Access Permit No. 522006

COLORADO DEPARTMENT OF TRANSPORTATION			CDOT Permit No.
STATE HIGHWAY ACCESS PERMIT			522006
Permit Fee	Date of Transmittal	Region / Section / Patrol / Name	State Highway No / Mp / Side
\$50.00		5 / 03 / 12	550B / 50.221 / Left
			Local Jurisdiction
			San Juan

The Permittee(s):	The Applicant(s):
Cooper Collins Ozone Cubed CO, LLC 403 Corporate Woods Drive Magnolia, Texas 77354 985-414-1706	Michael Valencia Michael Valencia PO Box 997 Bayfield, Colorado 81122 970-749-6767
is hereby granted permission to have an access to the state highway at the location noted below. The access shall be constructed, maintained and used in accordance with this permit, including the State Highway Access Code and any attachments, terms, conditions and exhibits. This permit may be revoked by the Issuing Authority if at any time the permitted access and its use violate any parts of this permit. The issuing authority, the Department and their duly appointed agents and employees shall be held harmless against any action for personal injury or property damage sustained by reason of the exercise of the permit.	
Location: Access to be located on the West side of US Highway 550 at a distance of approximately 1,128.5 Feet North from Milepost 50	
Access to Provide Service to:	(Land Use Code) (Size) (Units)
210 - Single-Family Detached Housing	2 DHV
Additional Information:	
* See attached pages 2-3 of Form 101, and all other attachments, enclosures, and exhibits for additional terms and conditions. *	

MUNICIPALITY OR COUNTY APPROVAL			
Required only when the appropriate local authority retains issuing authority.			
Signature	Print Name	Date	Title
N/A			
Upon the signing of this permit the permittee agrees to the terms and conditions and referenced attachments contained herein. All construction shall be completed in an expeditious and safe manner and shall be finished within 45 days from Initiation. The permitted access shall be completed in accordance with the terms and conditions of the permit prior to being used.			
The permittee shall contact the Region 5 Access Manager with the Colorado Department of Transportation, at (970) 385-3626 at least thirty (30) days prior to beginning any work within the CDOT right-of-way or beginning the permitted use(s).			
The person signing as the permittee must be the owner or legal representative of the property served by the permitted access and have full authority to accept the permit and its terms and conditions.			
Permittee Signature	Print Name	Date	
	Cooper Collins	2/25/2022 1:08 PM MST	
Applicant Signature	Print Name	Date	
			
This permit is not valid until signed by a duly authorized representative of the Department.			
COLORADO DEPARTMENT OF TRANSPORTATION			
Signature	Print Name	Title	Date (of issue)
	Rande Reider	Region 5 Access Manager	3/14/2022 8:37 AM MDT

Copy Distribution:

Required:

1. Region
2. Applicant

3. Staff Access Section
4. Central Files

Make copies as necessary for:

- | | |
|-----------------|------------------|
| Local Authority | Inspector |
| MTCE Patrol | Traffic Engineer |

Previous editions are obsolete and may not be used

Page 1 of 3 CDOT Form #101 5/07

**State Highway Access Permit
Form 101, Page 2**

The following paragraphs are excerpts of the State Highway Access Code. These are provided for your convenience but do not alleviate compliance with all sections of the Access Code. A copy of the State Highway Access Code is available from your local issuing authority (local government) or the Colorado Department of Transportation (Department). When this permit was issued, the issuing authority made its decision based in part on information submitted by the applicant, on the access category which is assigned to the highway, what alternative access to other public roads and streets is available, and safety and design standards. Changes in use or design not approved by the permit or the issuing authority may cause the revocation or suspension of the permit.

APPEALS

1. Should the permittee or applicant object to the denial of a permit application by the Department or object to any of the terms or conditions of a permit placed there by the Department, the applicant and permittee (appellant) have a right to appeal the decision to the [Transportation] Commission [of Colorado]. To appeal a decision, submit a request for administrative hearing to the Transportation Commission of Colorado within 60 days of transmittal of notice of denial or transmittal of the permit for signature. Submit the request to the Transportation Commission of Colorado, 4201 East Arkansas Avenue, Denver, Colorado 80222-3400. The request shall include reasons for the appeal and may include changes, revisions, or conditions that would be acceptable to the permittee or applicant.
2. Any appeal by the applicant or permittee of action by a local issuing authority shall be filed with the local authority and be consistent with the appeal procedures of the local authority.
3. In submitting the request for administrative hearing, the appellant has the option of including within the appeal a request for a review by the Department's internal administrative review committee pursuant to [Code] subsection 2.10. When such committee review is requested, processing of the appeal for formal administrative hearing, 2.9(5) and (6), shall be suspended until the appellant notifies the Commission to proceed with the administrative hearing, or the appellant submits a request to the Commission or the administrative law judge to withdraw the appeal. The two administrative processes, the internal administrative review committee, and the administrative hearing, may not run concurrently.
4. Regardless of any communications, meetings, administrative reviews or negotiations with the Department or the internal administrative review Committee regarding revisions or objections to the permit or a denial, if the permittee or applicant wishes to appeal the Department's decision to the Commission for a hearing, the appeal must be brought to the Commission within 60 days of transmittal of notice of denial or transmittal of the permit.

PERMIT EXPIRATION

1. A permit shall be considered expired if the access is not under construction within one year of the permit issue

date or before the expiration of any authorized extension. When the permittee is unable to commence construction within one year after the permit issue date, the permittee may request a one year extension from the issuing authority. No more than two one-year extensions may be granted under any circumstances. If the access is not under construction within three years from date of issue the permit will be considered expired. Any request for an extension must be in writing and submitted to the issuing authority before the permit expires. The request should state the reasons why the extension is necessary, when construction is anticipated, and include a copy of page 1 (face of permit) of the access permit. Extension approvals shall be in writing. The local issuing authority shall obtain the concurrence of the Department prior to the approval of an extension, and shall notify the Department of all denied extensions within ten days. Any person wishing to reestablish an access permit that has expired may begin again with the application procedures. An approved Notice to Proceed, automatically renews the access permit for the period of the Notice to Proceed.

CONSTRUCTION

1. Construction may not begin until a Notice to Proceed is approved. (Code subsection 2.4)
2. The construction of the access and its appurtenances as required by the terms and conditions of the permit shall be completed at the expense of the permittee except as provided in subsection 2.14. All materials used in the construction of the access within the highway right-of-way or on permanent easements, become public property. Any materials removed from the highway right-of-way will be disposed of only as directed by the Department. All fencing, guard rail, traffic control devices and other equipment and materials removed in the course of access construction shall be given to the Department unless otherwise instructed by the permit or the Department inspector.
3. The permittee shall notify the individual or the office specified on the permit or Notice to Proceed at least two working days prior to any construction within state highway right-of-way. Construction of the access shall not proceed until both the access permit and the Notice to Proceed are issued. The access shall be completed in an expeditious and safe manner and shall be finished within 45 days from initiation of construction within the highway right-of-way. A construction time extension not to exceed 30 working days may be requested from the individual or office specified on the permit.
4. The issuing authority and the Department may inspect the access during construction and upon completion of the access to ensure that all terms and conditions of the permit are met. Inspectors are authorized to enforce the conditions of the permit during construction and to halt any activities within state right-of-way that do not comply with the provisions of the permit, that conflict with concurrent highway construction or maintenance work, that endanger highway property, natural or cultural resources protected by law, or the health and safety of workers or the public.
5. Prior to using the access, the permittee is required to complete the construction according to the terms and conditions of the permit. Failure by the permittee to abide

by all permit terms and conditions shall be sufficient cause for the Department or issuing authority to initiate action to suspend or revoke the permit and close the access. If in the determination of the Department or issuing authority the failure to comply with or complete the construction requirements of the permit create a highway safety hazard, such shall be sufficient cause for the summary suspension of the permit. If the permittee wishes to use the access prior to completion, arrangements must be approved by the issuing authority and Department and included in the permit. The Department or issuing authority may order a halt to any unauthorized use of the access pursuant to statutory and regulatory powers. Reconstruction or improvement of the access may be required when the permittee has failed to meet required specifications of design or materials. If any construction element fails within two years due to improper construction or material specifications, the permittee shall be responsible for all repairs. Failure to make such repairs may result in suspension of the permit and closure of the access.

6. The permittee shall provide construction traffic control devices at all times during access construction, in conformance with the M.U.T.C.D. as required by section 42-4-104, C.R.S., as amended.

7. A utility permit shall be obtained for any utility work within highway right-of-way. Where necessary to remove, relocate, or repair a traffic control device or public or private utilities for the construction of a permitted access, the relocation, removal or repair shall be accomplished by the permittee without cost to the Department or issuing authority, and at the direction of the Department or utility company. Any damage to the state highway or other public right-of-way beyond that which is allowed in the permit shall be repaired immediately. The permittee is responsible for the repair of any utility damaged in the course of access construction, reconstruction or repair.

8. In the event it becomes necessary to remove any right-of-way fence, the posts on either side of the access shall be securely braced with an approved end post before the fence is cut to prevent any slacking of the remaining fence. All posts and wire removed are Department property and shall be turned over to a representative of the Department.

9. The permittee shall ensure that a copy of the permit is available for review at the construction site at all times. The permit may require the contractor to notify the individual or office specified on the permit at any specified phases in construction to allow the field inspector to inspect various aspects of construction such as concrete forms, subbase, base course compaction, and materials specifications. Minor changes and additions may be ordered by the Department or local authority field inspector to meet unanticipated site conditions.

10. Each access shall be constructed in a manner that shall not cause water to enter onto the roadway or shoulder, and shall not interfere with the existing drainage system on the right-of-way or any adopted municipal system and drainage plan..

11. By accepting the permit, permittee agrees to save, indemnify, and hold harmless to the extent allowed by law,

the issuing authority, the Department, its officers, and employees from suits, actions, claims of any type or character brought because of injuries or damage sustained by any person resulting from the permittee's use of the access permit during the construction of the access.

CHANGES IN ACCESS USE AND PERMIT VIOLATIONS

1. It is the responsibility of the property owner and permittee to ensure that the use of the access to the property is not in violation of the Code, permit terms and conditions or the Act. The terms and conditions of any permit are binding upon all assigns, successors-in-interest, heirs and occupants. If any significant changes are made or will be made in the use of the property which will affect access operation, traffic volume and or vehicle type, the permittee or property owner shall contact the local issuing authority or the Department to determine if a new access permit and modifications to the access are required.

2. When an access is constructed or used in violation of the Code, section 43-2-147(5)(c), C.R.S., of the Act applies. The Department or issuing authority may summarily suspend an access permit and immediately order closure of the access when its continued use presents an immediate threat to public health, welfare or safety. Summary suspension shall comply with article 4 of title 24, C.R.S.

MAINTENANCE

1. The permittee, his or her heirs, successors-in-interest, assigns, and occupants of the property serviced by the access shall be responsible for meeting the terms and conditions of the permit, the repair and maintenance of the access beyond the edge of the roadway including any cattle guard and gate, and the removal or clearance of snow or ice upon the access even though deposited on the access in the course of Department snow removal operations. Within unincorporated areas the Department will keep access culverts clean as part of maintenance of the highway drainage system. However, the permittee is responsible for the repair and replacement of any access-related culverts within the right-of-way. Within incorporated areas, drainage responsibilities for municipalities are determined by statute and local ordinance. The Department will maintain the roadway including auxiliary lanes and shoulders, except in those cases where the access installation has failed due to improper access construction and/or failure to follow permit requirements and specifications in which case the permittee shall be responsible for such repair. Any significant repairs such as culvert replacement, resurfacing, or changes in design or specifications, requires authorization from the Department.

State Highway Access Permit

Page – 101a

Worker Safety and Health

All workers within the State Highway right of way shall comply with their employer's safety and health policies/procedures, and all applicable U.S. Occupational Safety and Health Administration (OSHA) regulations – including, but not limited to the applicable sections of 29 CFR Part 1910 – Occupational Safety and Health Standards and 29 CFR Part 1926 – Safety and Health Regulations for Construction.

Personal protective equipment (e.g. head protection, footwear, high visibility apparel, safety glasses, hearing protection, respirators, gloves, etc.) shall be worn as appropriate for the work being performed, and as specified in regulation. At a minimum, all workers in the State Highway right of way, except when in their vehicles, shall wear the following personal protective equipment:

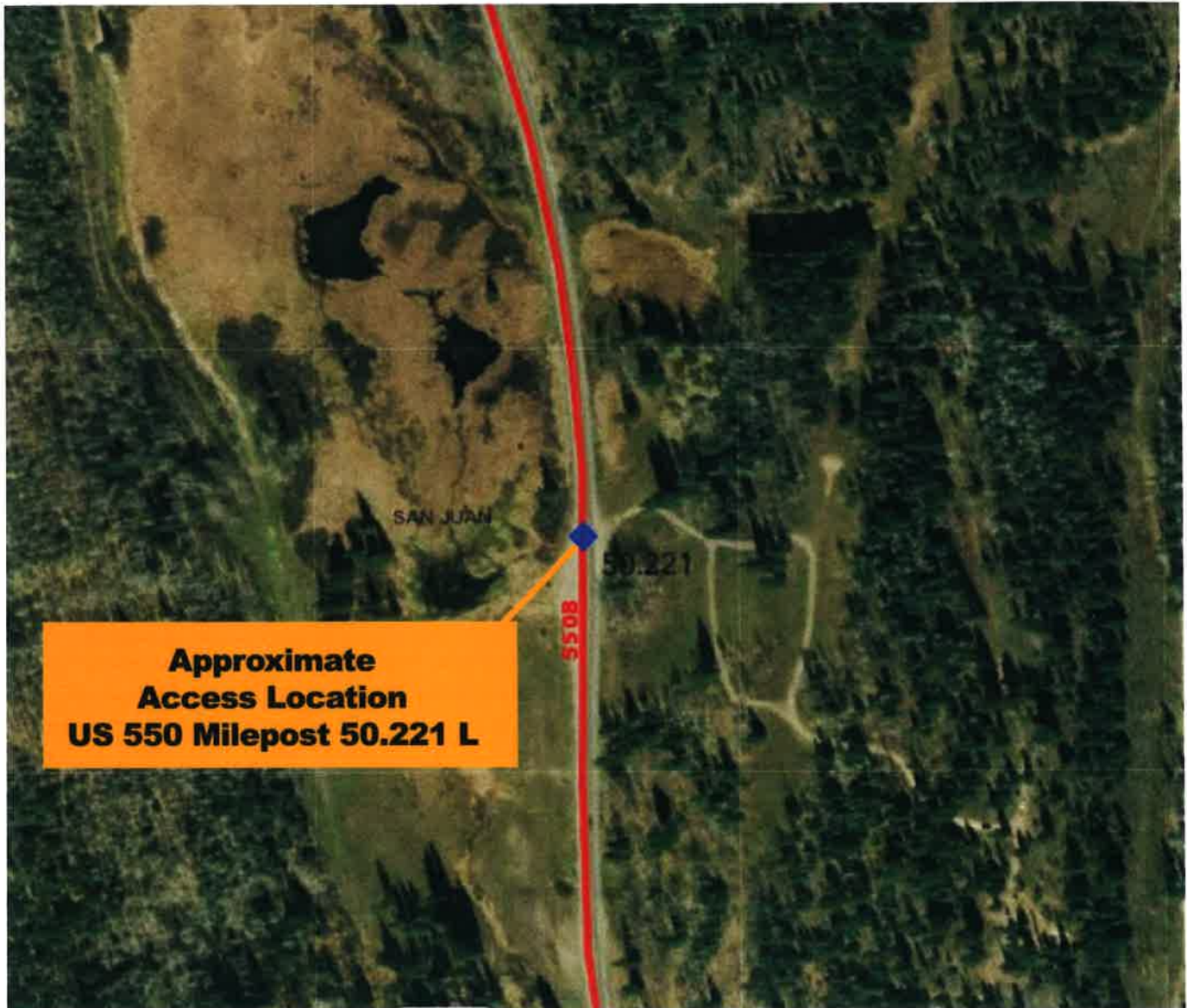
- Head protection that complies with the ANSI Z89.1-1997 standard;
- At all construction sites or whenever there is danger of injury to feet, workers shall comply with OSHA's PPE requirements for foot protection per 29 CFR 1910.136, 1926.95, and 1926.96;
- High visibility apparel as specified in the Traffic Control provisions of this permit (at a minimum, ANSI/ISEA 107-1999, Class 2).

Where any of the above-referenced ANSI standards have been revised, the most recent version of the standard shall apply.

Environmental Clearance

It is the applicant's responsibility to contact the appropriate agencies and obtain all environmental clearances that apply to their activities. Such clearances may include but are not limited to Corps of Engineers 404 Permits or Colorado Discharge Permit System permits, or ecological, archeological, historical, or cultural resource clearances. The CDOT Environmental Clearances Information Summary presents contact information for agencies administering certain clearances and information about prohibited discharges; copy attached.

Ozone Cubed CO, LLC US 550 Exhibit A



3. Wetlands (404) Permit #200175166 Compliance Letter



ENVIRONMENTAL CONSULTANTS

February 10, 2022

U.S. Army Corps of Engineers
Albuquerque District, Durango Regulatory Field Office
1970 East 3rd Avenue, Suite 109
Durango, Colorado 81301-5025

**RE: DMR 404 Permit Compliance
Grayrock Village North
San Juan County, Colorado
SME # 000023/220004, DA# SPK-2001-75166-DC, IP # 200175166**

Dear USACE Representative:

This memo has been prepared to demonstrate compliance with Clean Water Act Section 404 Individual Permit (#200175166) for activities and wetland impacts taking place at Grayrock Village North, which is a part of Grayrock Village. Originally permitted impacts from the IP within Grayrock Village as well as proposed impacts from the project are discussed herein to demonstrate that impacts to wetlands are under the permitted thresholds.

BACKGROUND

Clean Water Act Section 404 Individual Permit (IP# 200175166) for Durango Mountain Resort (DMR) was issued in 2002 and covers the entire resort property including other private property owners within the resort property boundaries. The entirety of Grayrock Village North is now owned by Ozone Cubed CO, LLC. (Ozone). The property was sold by Purgatory Village Land, LLC. and the deed was signed over on May 18, 2021. As a part of the sale, Grayrock Village (as originally shown on the IP) was split into two separate parcels, Grayrock Village North and Grayrock Village South. This memo strictly discusses Grayrock Village North, where the impacts will be occurring. Please see [Figure 1](#) for the original boundary of Grayrock Village and the new boundary for Grayrock Village North. Project impacts to aquatic resources would be generated by Ozone Cubed CO, LLC. for development of a single-family home and associated access roads and infrastructure. However, DMR is ultimately responsible for compliance with the referenced permit and has a significant interest in the project.

It should be noted that in the IP, the conceptual design for Grayrock Village included a residential neighborhood, consisting of approximately 45 single-family homes and 83 townhomes. Of these, 26 single-family homes were located in what is now Grayrock Village North. The plans for the northern portion of Grayrock Village (Grayrock Village North) now include only one single-family home (Figure 3).

LOCATION

DMR is located approximately 28 miles north of Durango, Colorado and occupies the west and east sides of U.S. Highway 550 (US 550) for approximately 2.5 miles. Grayrock Village North is located north of Skier Place, east of Hermosa Park Road, and is primarily south of Meadowview Drive. Please see [Figure 1](#) for a road vicinity map. This map depicts the original boundary of Grayrock Village as well as the new boundary for Grayrock Village North, and their relation to the DMR boundary.

IMPACTS

Authorized impacts in Grayrock Village were split by the new boundary during the sale of Grayrock Village North and South. Authorized impacts from the IP for Grayrock Village and how they were divided are shown on [Figure 2](#) and summarized in [Table 1](#) below:

Table 1. Authorized Impacts in Grayrock Village

Village	Authorized IP Impact Number	Acres
Grayrock Village South	12	0.04
	13 (south)*	0.01
	SOUTH TOTAL	0.05
Grayrock Village North	13 (north)*	0.18
	14	0.03
	15	0.23
	16	0.07
	17	0.11
	NORTH TOTAL	0.62
	GRAND TOTAL	0.67

*When Grayrock Village was split into Grayrock Village North and South, authorized impact 13 was split by the new boundary. Impact 13 was originally 0.19 acre. 0.18 acre of Authorized Impact 13 remains in Grayrock Village North and the other 0.01 acre remains in Grayrock Village South.

As shown in [Table 1](#) above, Grayrock Village was originally designated 0.67 acre of authorized impacts. When the property was divided, 0.62 acre were geographically located in Grayrock Village North and 0.05 acre remained located in Grayrock Village South. As a part of the sale of Grayrock Village North, only 0.35 acre of the 0.62 acre of authorized wetland impacts were transferred to Ozone to be utilized in Grayrock Village North. The remaining 0.27 acre of impacts that are geographically located in Grayrock Village North, along with the 0.05 acre of impacts that are located within Grayrock Village South, will remain with Purgatory Village Land, LLC. for future use in Grayrock Village South.

Proposed impacts from the single-family home and associated infrastructure in Grayrock Village North are shown on Figure 3 and summarized in Table 2 below:

Table 2. Proposed Permanent Aquatic Resources Impacts in Grayrock Village North

Impact Area	Associated Authorized Impact Area	Aquatic Resource Type	Square Feet	Acres
P1	14	PEM Wetland	4,524	0.10
P2	16	PEM Wetland	1,026	0.02
P3	17	PEM Wetland	4,927	0.11
TOTAL			10,477	0.24*

*Acreage total based on the sum of square feet/43,560, not sum of acreages

As shown in Table 2 above, the proposed impacts (0.24 acre) are less than the authorized impacts (0.35 acre), and Ozone still has 0.11 acre of authorized impacts remaining. Figure 4 shows the locations of the authorized impacts overlain on the proposed impacts. As depicted in that figure, the proposed impacts generally line up with the locations of the authorized impacts. The location of Impact 17 has been altered slightly, however the proposed impact near this location is the same as the authorized impact (0.11 acre). The location of the access road was changed per a CDOT request, which is discussed below. However, proposed impacts are still under the authorized impact threshold.

LOCATION OF THE ACCESS ROAD

The access road for Grayrock Village North was originally designed to be in the same location as IP Authorized Impact 17. However, per a CDOT request, the access road was moved further north and directly opposite of the existing access road to the Boyce Lake Village, which is on the east side of US 550. CDOT cited a reduction in the number of turn areas to avoid conflicting left turn movements within the Durango Mountain Resort Area as the reason for this request. While this request resulted in a minor change in the location of Impact 17, the wetland impact acreage from the access road remains the same (0.11 acre).

CONCLUSION

The purpose of this letter is to demonstrate compliance with Clean Water Act Section 404 Individual Permit (#200175166) for activities and wetland impacts taking place at Grayrock Village North. Grayrock Village was split into Grayrock Village North and Grayrock Village South through a real estate transaction. As summarized above, 0.35 acre of the 0.62 acre of authorized impacts within Grayrock Village North were transferred to Ozone as part of the sale. Proposed impacts within Grayrock Village North are 0.24 acre, which come from a single-family home and associated infrastructure. Overall, proposed impacts are 0.11 acre below authorized impacts, and therefore, this project is in compliance with IP 200175166.

Please contact us at (970) 259-9595 if you have any questions or require additional information.
Thank you for your attention to this matter.

Sincerely,

SME ENVIRONMENTAL, INC.

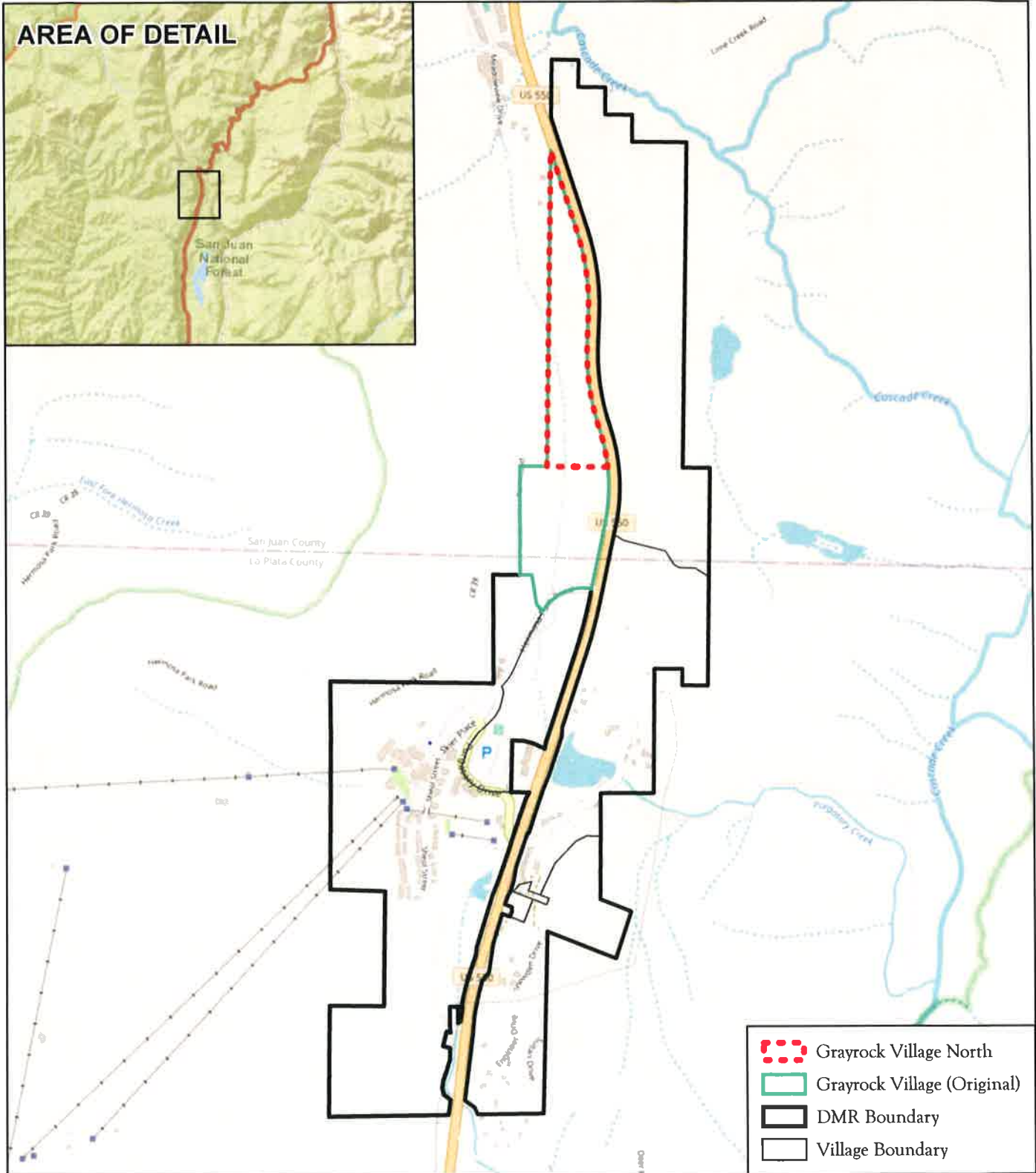
Samantha Bohn, WPIT
Environmental Scientist

Encls.

cc: Mr. Gary Derck, Purgatory Village Land, LLC. (w/encls.), 1 copy
Mr. Cooper Collins, Ozone Cubed CO, LLC. (w/encls.), 1 copy


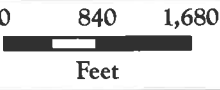
\\SERVER2\Shared\Projects\220004 Grayrock North 404\GrayrockNorth_ImpactsMemo.docx

ATTACHMENT 1
FIGURES




SME
ENVIRONMENTAL CONSULTANTS

679 East 2nd Ave. Unit E2, Durango, Colorado 81301
www.sme-env.com (970) 259-9595

Drawn by:	Rvwd. by:	Project No.:
KB	SB	220004
Date:	Rsvd. Date:	Scale:
2/2/2022	NA	1:20,000
 		

ROAD VICINITY MAP

DMR 404 PERMIT COMPLIANCE
GRAYROCK VILLAGE NORTH
SAN JUAN COUNTY, COLORADO

FIGURE
1



ENVIRONMENTAL CONSULTANTS
 6751 East 2nd Ave., Suite E2, Denver, Colorado 80231
 www.smeinc.com (303) 250-0505

ORIGINALLY AUTHORIZED IMPACTS MAP

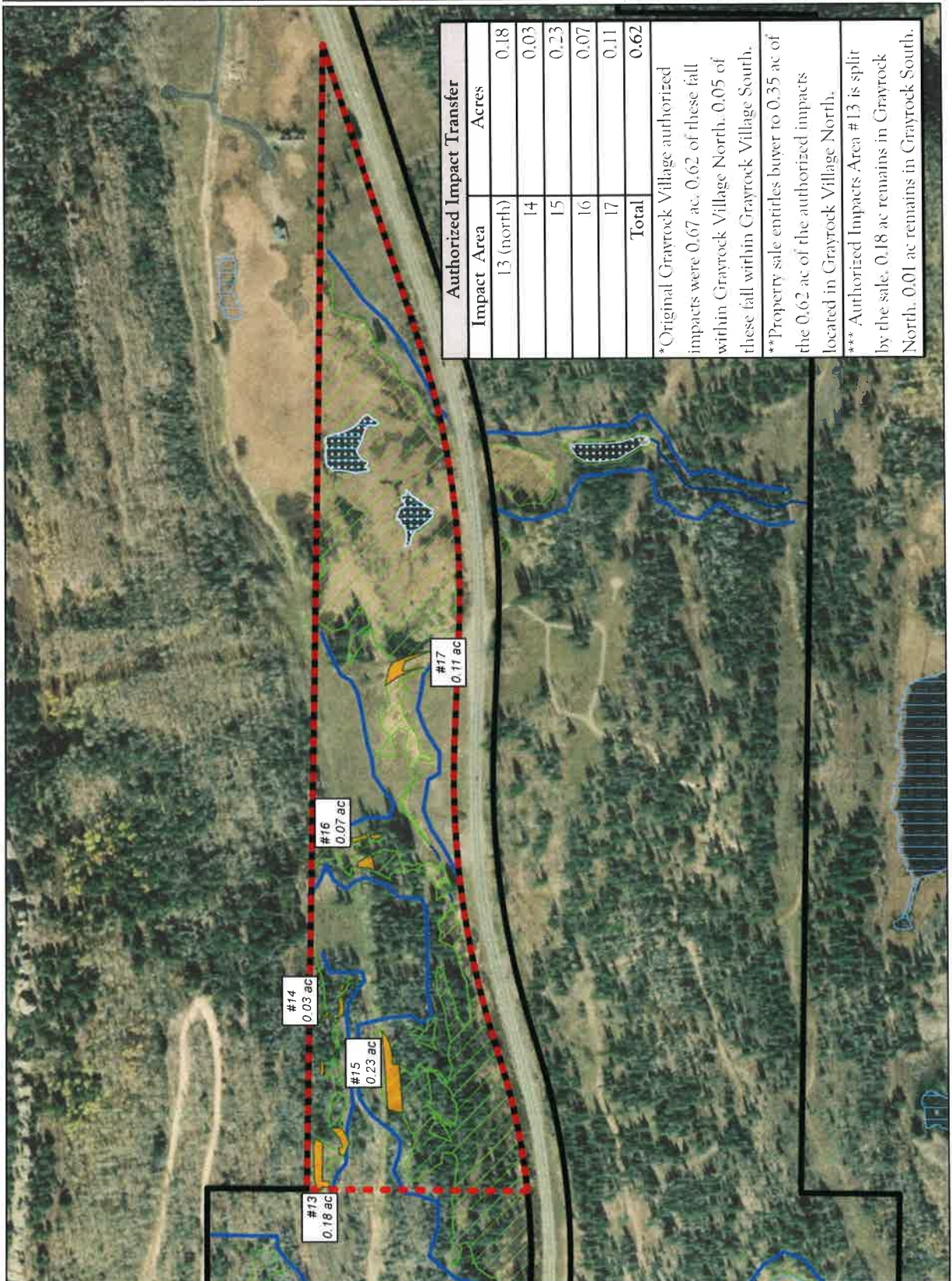
DMR #64 PERMIT COMPLIANCE
 GRAYROCK VILLAGE NORTH
 SAN JUAN COUNTY, COLORADO

- Buffer
- Project Area
- DMR Boundary
- Authorized Impacts
- WOLUS 2001**
- Open Water
- Other Water
- PEM Wetland
- PU/AB

Drawn by:	BJ	Date drawn:	01/20/22
Checked by:	BJ	Date checked:	
Drawn by:	SSM	Scale:	1"=500'



FIGURE 2



Impact Area	Acres
13 (north)	0.18
14	0.03
15	0.23
16	0.07
17	0.11
Total	0.62

*Original Grayrock Village authorized impacts were 0.67 ac. 0.62 of these fall within Grayrock Village North. 0.05 of these fall within Grayrock Village South.

**Property sale entitles buyer to 0.35 ac of the 0.62 ac of the authorized impacts located in Grayrock Village North.

*** Authorized Impacts Area #13 is split by the sale. 0.18 ac remains in Grayrock North. 0.01 ac remains in Grayrock South.

Aquatic Resources Impacts

WOLUS 2001

- Permanent (0.24 ac)
- Other Water
- PEM Wetland
- Buffer

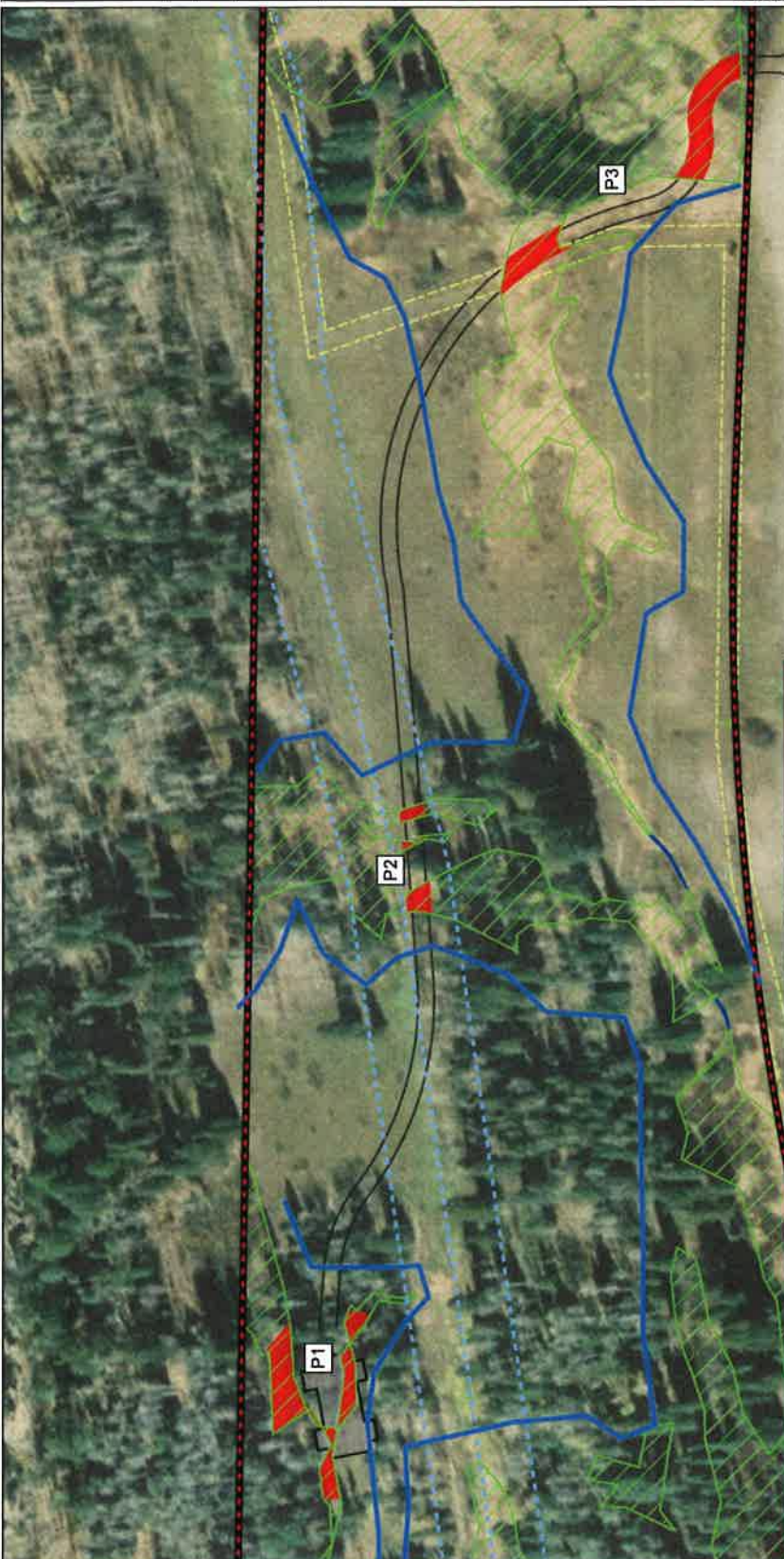
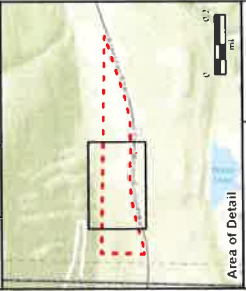
SDS Design

- Proposed Driveway
- Proposed Building

Power Easement

Apriucter Easement

Drawn by:	SD	Drawn Date:	2/10/2022
Checked by:	SD	Check Date:	
Proj. No.:	220004	Scale:	1" = 111.8'



Impact Area	Authorized Impact Area	Aqu. Res. Type	Acres	Square Ft.	Linear Ft.	Centroid Y	Centroid X
P1	14	PEM Wetland	0.10	4,524		37,64226	-107,80870
P2	16	PEM Wetland	0.02	1,026	NA	37,64369	-107,80839
P3	17	PEM Wetland	0.11	4,927		37,64561	-107,80765
TOTAL			0.24	10,477			

GENERAL NOTES

1. Survey area boundaries created by SME Environmental, Inc. (SME) based on planimetry provided by Site Developer Solutions, LLC.
2. Boundaries of wetlands and other 2001 WOLUS areas of the U.S. defined in 2001 were flagged by SME and surveyed by Civil Engineering & Surveying, Inc. (CES).
3. Areas which likely satisfy the U.S.A.C. criteria as wetlands and/or WOLUS are depicted. Sites that WOLUS determine beyond the project area boundary.
4. Aquatic resource impact table represents acreage, square feet, linear footage, and centroid location (GDA83 State Plane) for permanent impacts proposed under Individual Permit 2001-2506.
5. Plans to areas that impacts to WOLUS that require authorization from local, state and/or federal regulatory agencies. The limits of impacts to jurisdictional wetlands and other WOLUS shown below are based upon current plans and renderings for submission to the U.S.A.C. Authority.



ENVIRONMENTAL CONSULTANTS
 479 East 2nd Ave., Unit E2, Durango, Colorado 81301
 www.smeenv.com (970) 260-0995

TRANSFERRED AND PROPOSED IMPACTS MAP

DMR #04 PERMIT COMPLIANCE
 GRAYROCK VILLAGE NORTH
 SAN JUAN COUNTY, COLORADO

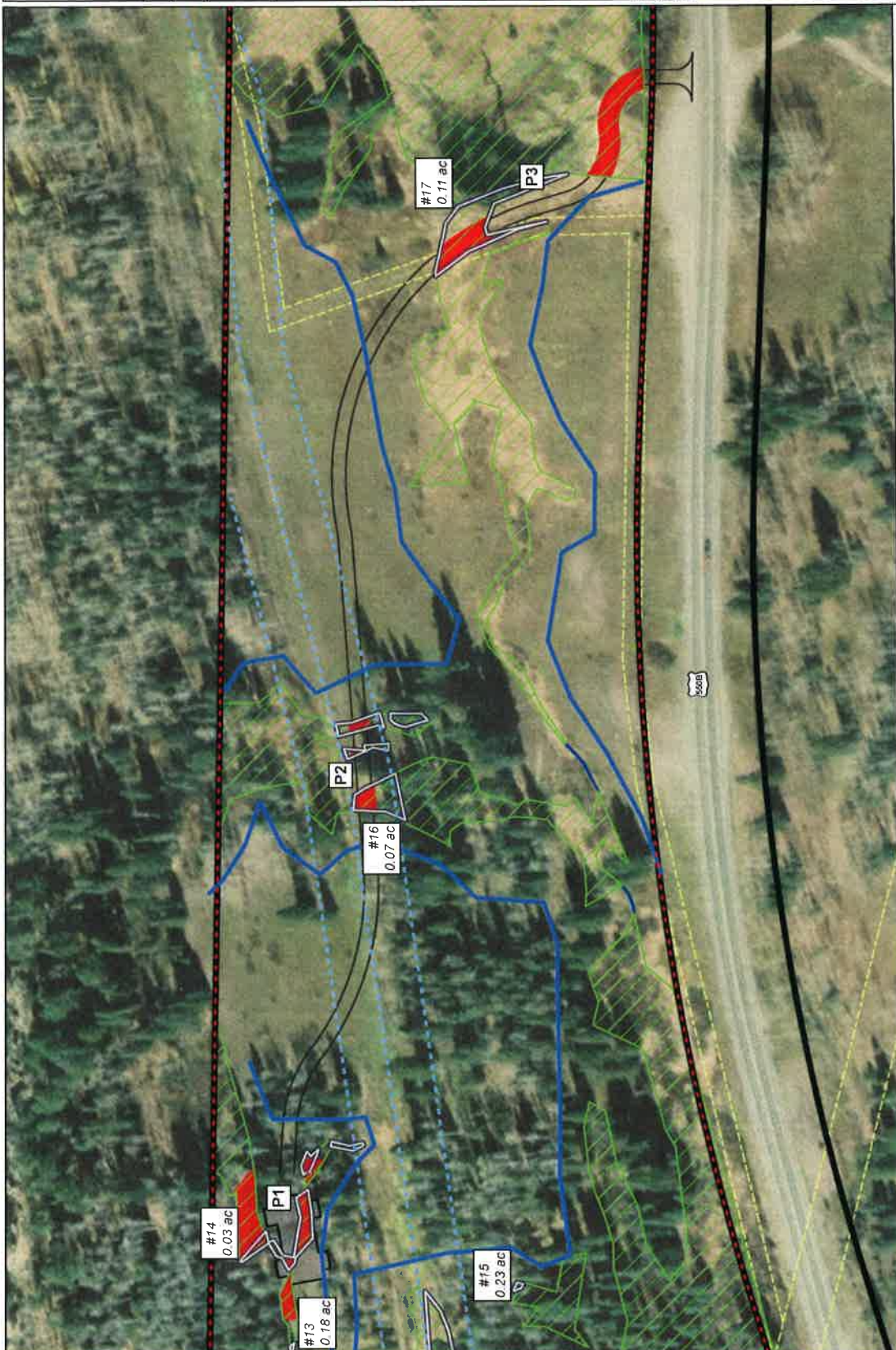
- Aqueduct Easement
- Power Easement
- Authorized Impacts
- Aquatic Resources Impacts
- Permanent (0.24 ac)
- WQUS 2001
- Other Water
- PEM Wetland
- Buffer
- SDS Design
- Proposed Driveway
- Proposed Building

Drawn by:	ELL	Date drawn:	2-20-2025
Revised by:	SP	Date revised:	
Print Scale:	1:25000	Scale:	1 in. = 111 ft.



Area of Detail

FIGURE 4



1. SDMS area boundary created by SCE Environmental, Inc. (SCE) based on plat(s) provided by Site Development Solutions, LLC.
 2. Boundaries of wetlands and other waters of the U.S. delineated in 2000 were flagged by SME and surveyed by GDD Engineering & Surveying, Inc.
 3. Areas with black outlines are U.S.W.C. criteria wetlands and/or WQUS areas depicted. State that WQUS is continuous beyond the project area boundary.
 4. Aquatic resource impact table represents acreages, stream feet, linear footage and centroid location (NAD83 State Plane) for permanent impacts proposed under Individual Permit 202375306.
 5. Effort to avoid, that impacts to WQUS state require authorization from Local, State, and/or Federal regulatory agencies. The location of impacts to jurisdictional wetlands and other WQUS shown herein are based upon current plans and information for submission to the USACE. Accruals, improvement types, layout, and proposed uses may vary somewhat as long as the nature and scope of impacts to wetlands and other WQUS is not changed.

GENERAL NOTES

4. DFRA Email, Driveway Plan & Wildfire Mitigation Plan

Michal Valencia

From: Hanks, Karola <Karola.Hanks@durangofire.org>
Sent: Thursday, March 31, 2022 9:33 AM
To: mikie.sds@gmail.com
Subject: RE: Collins Residence Hwy 550 N Durango

Mikie,

It is an interior automatic fire sprinkler system. The sprinkler system is designed for a fire within the home and the wildfire mitigation plan is for a fire from the exterior. In an effort to assist the homeowner in understanding why we are concerned with both aspects (interior and exterior) here is some additional information.

The closest fire station, located across from Purgatory, is a volunteer only station. The area only has a single volunteer due to the demographics of the area and as such is not adequate response. The closest career station (station 15) is located across from the entrance to Electra Lake and is staffed with 3 career personnel. As a result, a fire within the home would dispatch the station 15 and 16 resulting in a maximum of 4 personnel. As such, the responding apparatus would be a fire engine and a medic unit, no tanker. The tanker would be coming from stations either in the animas valley or the city of Durango with a significant response time. The automatic fire sprinkler system in 95% of all activations recorded in the nation has kept the fire to the area or room of origin.

The wildfire mitigation plan is to establish defensible space to protect the home from a fire approaching the home.

Your clients next question will most likely be, why don't we have a career station at the Purgatory location. Chief and I evaluate this every year. Ultimately it is a decision based on call volume and the call volume of the area in question does not warrant the career staffing. The career staffing of 3 personnel for 24/365 is the hiring of 9 personnel and results in a cost of 900,000 dollars between salaries and benefits. Based on this we have continued to pursue the life safety aspects that your client is currently learning about; the driveway access, the automatic fire sprinkler system, and the wildfire mitigation plan. In order to maintain the minimum level of safety and resilience for your client and/or their property to survive and recover from an incident these are the critical components until such time that the call volume warrants and funds the re-construction of the Purgatory Station to house full-time career staff and staffing of the station.

I hope that this is helpful. How is the cow and calf?

Fire Marshal Karola J. Hanks
Durango Fire Protection District
970-382-6023

Solving the Wildfire Problem Requires the Following.

- 1. All structures in the Wildland Urban Interface to be more resistant to ignition*
- 2. Current codes and standards*
- 3. Responder safety to include water supply and access*
- 4. Government must increase resources for vegetative fuel management*
- 5. Understanding our roles and taking action*

From: Michal Valencia <mikie.sds@gmail.com>
Sent: Wednesday, March 30, 2022 8:41 PM
To: Hanks, Karola <Karola.Hanks@durangofire.org>
Cc: Justin McCarty <mccartyexcavation@msn.com>
Subject: RE: Collins Residence Hwy 550 N Durango

Good evening,

I apologize for my delay in getting this to you. I had a calving emergency today and we had to perform a c-section on our cow.

I have also discussed the fire flow requirements with the owner. He had a good question that I had not considered. Is the automatic sprinkler system you suggested interior or exterior? We discussed that it was a wildfire concern, so he would be open to an exterior system. Is this a possibility?

I have attached the wildfire mitigation plan, as well as the house plans for your reference. This house will have a metal roof and the exterior walls mostly rock and glass for fire resistive construction.

I appreciate your help with our project.

Thanks,
Mikie

Michal Valencia, P.E.

Site Development Solutions, LLC Mikie.SDS@gmail.com 970-749-6767

From: Hanks, Karola <Karola.Hanks@durangofire.org>

Sent: Tuesday, March 29, 2022 10:20 AM

To: mikie.sds@gmail.com

Subject: Re: Collins Residence Hwy 550 N Durango

Thank you very much - I look forward to seeing the wildfire mitigation plans tomorrow.
Karola

Sent from my iPhone

On Mar 29, 2022, at 7:54 AM, Michal Valencia <mikie.sds@gmail.com> wrote:

Good morning,

I have added the notes regarding the width and design requirement for the weight. The driveway will be approximately 1550 ft long with three pullouts, one every 400 ft. We plan to pave the driveway, but at a minimum the road section we will use is 3" of ¾" gravel and 8" of 2" minus road base which is the LPC standard and will accommodate a 60,000 lb apparatus. We have discussed the fire flow requirements and feel that automatic sprinkler system is prudent for this home. I am working on the wildfire mitigation plan and will have that to you tomorrow.

I appreciate your response and we look forward to working with you.

Thanks,
Mikie

Michal Valencia, P.E.

Site Development Solutions, LLC Mikie.SDS@gmail.com 970-749-6767

From: Hanks, Karola <Karola.Hanks@durangofire.org>
Sent: Monday, March 28, 2022 11:28 AM
To: mikie.sds@gmail.com; maddiemcc123@yahoo.com
Subject: RE: Collins Residence Hwy 550 N Durango

Mikie,

I have a couple of questions before I complete the review. Drawings do not indicate width of driveway, length of driveway and design to accommodate a 60,000 lb apparatus. When this property was removed from the DMR development agreement, Durango Fire Protection District stated that we objected to the removal unless the life safety components addressed in the DMR development agreement would be met for any development on this property if it was removed from the agreement. Based on that agreement and discussion with San Juan County and the 2003 International Fire Code adopted by San Juan County, please indicate how the fire flow requirement for suppression will be met. All development within the boundaries of DMR were to have automatic fire sprinkler systems installed. This may be an option for the fire flow requirement. Lastly, based on the location please provide a wildfire mitigation plan.

Sorry that this is coming at you at the last minute however this is the first time that I have seen anything regarding the home development.

Fire Marshal Karola J. Hanks
Durango Fire Protection District
970-382-6023

Solving the Wildfire Problem Requires the Following.

6. *All structures in the Wildland Urban Interface to be more resistant to ignition*
7. *Current codes and standards*
8. *Responder safety to include water supply and access*
9. *Government must increase resources for vegetative fuel management*
10. *Understanding our roles and taking action*

From: Michal Valencia <mikie.sds@gmail.com>
Sent: Thursday, March 17, 2022 12:10 PM
To: Hanks, Karola <Karola.Hanks@durangofire.org>
Subject: Collins Residence Hwy 550 N Durango

External message - please be cautious when opening links or attachments in email.

Fire Marshal Hanks,

My client is in the process of obtaining a land improvement permit from San Juan County for a single family residence. The parcel is just north of the La Plata County/ San Juan County line on the west side of Hwy 550. I have attached a site plan for your reference. The Planning Commission has made a condition of approval (#4 on page 7) that we obtain approval from DFRA for our driveway and proposed improvements.

I know this is a little out of the ordinary because we are a Durango address but in San Juan County. We don't have any problem meeting LPC adopted 2003 IFC regulations. The driveway plan as I have drawn would have turn outs every 400 ft., be a maximum grade of 10%, 50' centerline minimum radii, and have a dead-end turn around at the end.

Our hopes were that you could express what DFRA requires in a letter to the SJC BOCC so we can move ahead with the process of an improvement permit. I appreciate your help in this matter.

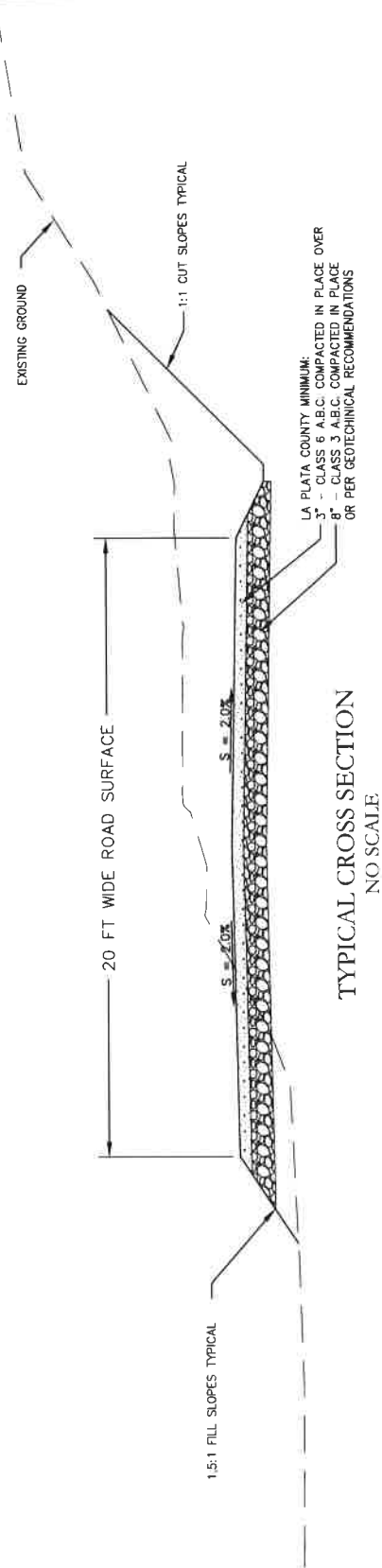
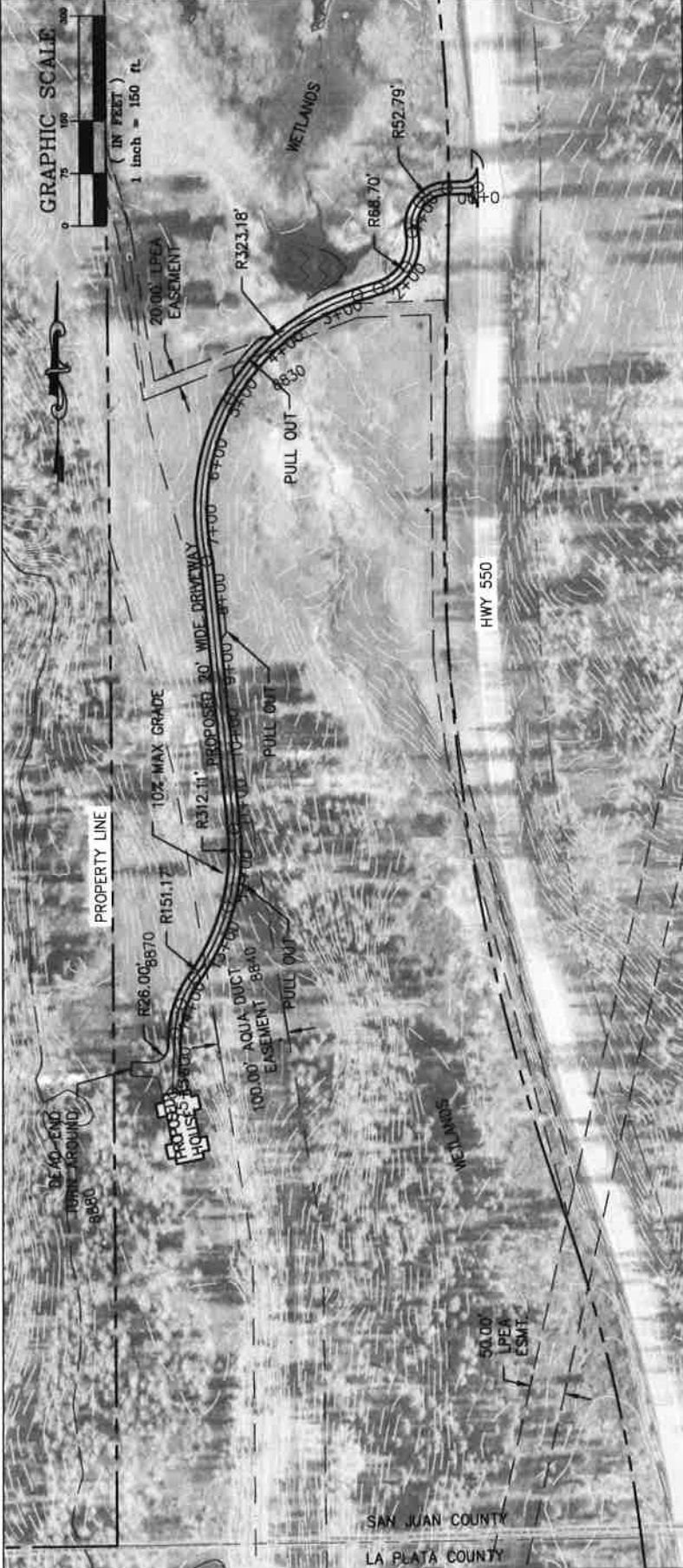
Please let me know if you have any questions or would like to discuss this in a phone call.

Thanks,
Mikie

Michal Valencia, P.E.

Site Development Solutions, LLC Mikie.SDS@gmail.com 970-749-6767

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FIRE RESISTIVE CONSTRUCTION & WILDFIRE PROTECTION NOTES:

1. CLASS A FIRE-RATED ROOFING PRODUCT
2. ROOF AND ATTIC VENTS SHOULD BE SCREENED
3. FIRE-RESISTANT SIDING & DUAL PANE TEMPERED GLASS WINDOWS LEGIBLE & CLEAR MARKED ADDRESS AT HIGHWAY ENTRANCE
4. KEEP ROOF LINES, GUTTERS, DECKS, PATIOS FREE OF DEAD LEAVES AND PINE NEEDLES

5. Trautner Geotech Email

Michal Valencia

From: Michal Valencia <mikie.sds@gmail.com>
Sent: Monday, April 4, 2022 9:30 PM
To: 'Tom Harrison'
Subject: RE: DMR
Attachments: 9d OZONE SITE 012622.pdf

Hi Tom,

Thanks for looking that over and getting back to me. Yes, I would expect shallow bedrock. I saw some test holes dug on the east side of the aqueduct (for the septic) and it was a couple feet of forest organics over some loam and bedrock at 1.5' in one location and 3' in another. The house is above the aqueduct to the west and at the top of that ledge. I would say it is more in the area of TB-17 and 18 based on the contours. I haven't been up there but they told me it actually slopes down to the west. This site plan shows the house location. If you could let me know when you would be available for a site visit, I can have the excavator out there.

Thanks,
Mikie

Michal Valencia, P.E.

Site Development Solutions, LLC Mikie.SDS@gmail.com **970-749-6767**

From: Tom Harrison <tharrison@trautnergeotech.com>
Sent: Monday, March 28, 2022 2:42 PM
To: mikie.sds@gmail.com
Subject: RE: DMR

Hi Mikie,

Given the age of this report and feasibility level, we would need to perform a new study. It is hard to tell the location of the site from the Lambert report. Could you send me the location of the site?

Depending on if there is shallow bedrock, we may be able to perform a site recon and/or test hole observations versus drilling to keep the project moving, as we are scheduling into mid to late July for new drill projects. If there is shallow bedrock, we can take this approach and we would require a site visit during construction to verify our recommendations. It looks like Lambert encountered shallow bedrock in TB-17, 18, but not in TB-16.

Best Regards,
Tom

Tom Harrison, P.E.
Trautner Geotech, LLC
649 Tech Center Drive, Unit A
Durango, CO 81301
Office:970-259-5095
Cell:970-769-3750

From: Michal Valencia <mikie.sds@gmail.com>
Sent: Monday, March 21, 2022 4:13 PM
To: Tom Harrison <tharrison@trautnergeotech.com>
Subject: DMR

Hi Tom,

Hope you are doing well. I have a client that purchased the North Greyrock parcel from Gary Derck of DMR. Gary gave us a copy of the old Lambert & Associates geotechnical engineering feasibility and geologic hazard study that was done for Purg in 2000 that included our parcel. We are in the process of obtaining a improvement permit from San Juan County to build one single family home on this 37 acre parcel and as part of the planning commission, they recommended we get a site specific recommendation from you. I have compared our site plan to the test bore map and it appears TB 16, 17 and 18 are in the general vicinity of the home site. Do you think you could make a recommendation from those test bores or would you need to go back out there?

If you'd like to discuss, let me know.

Thanks,
Mikie

** PLEASE NOTE MY NEW EMAIL ADDRESS! Mikie.SDS@gmail.com

Michal Valencia, P.E.

Site Development Solutions, LLC Mikie.SDS@gmail.com 970-749-6767

I would love your feedback. Please post a review to my Google profile.

<https://g.page/sdscolorado/review?rc>

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STAFF REPORT FOR THE BOARD OF COUNTY COMMISSIONERS

PUBLIC HEARING

PROPOSED GRADING, GATES, AND MINE PORTAL WORK OLD HUNDRED MINE & MILL AND THE GARY OWEN MINE

REPORT DATE: APRIL 8, 2022.

MEETING DATE: APRIL 13, 2022.

FROM: PLANNING DIRECTOR.

Project: San Juan County Improvement Permit Application, Proposed Grading, Gates, and Mine Portal Work, at the Old Hundred Mine and Mill, and the Gary Owen Mine.

Applicant/Owner: Applicant Bill Jones representing the Owner Mountaineer Holdings LLC.

Project Location: The Old Hundred Mine, Old Hundred Mill, Old Hundred Mine Tour, and the Gary Owen Mine, located in Cunningham Gulch.

Proposed Improvements: The Applicant is applying to use construction heavy equipment in May for the following proposed improvements for the general purpose of public safety and MSHA regulations.

- 1. Re-grade road:** Proposed re-grading of an existing historic access road up to the Number 2 Level (aka 26 Level) open mine portal (of the Old Hundred Mine).
- 2. Portal door 1:** Proposed placement of a portal door at the Number 2 Level (aka 26 Level) open mine portal (of the Old Hundred Mine).
- 3. Gate 1:** Proposed re-installation of a missing gate post at an existing cable/chain gate, located across the existing access road to the Number 2 Level (aka 26 Level) open mine portal (of the Old Hundred Mine), along County Road 4A.
- 4. Gate 2:** Proposed placement of two gate posts and a cable/chain gate at the Old Hundred Mill "historic mill site," along County Road 4.
- 5. Gate 3:** Proposed placement of two gate posts and a cable/chain gate on the existing historic access road leading to the Gary Owen Mine (along County Road 3B, according to the County Road & Bridge Department).
- 6. Portal door 2:** Proposed placement of on-site gravel, to fill in the ground surface which trespassers tunneled under, along the base of the existing metal grate portal door, at the Gary Owen Mine portal.
- 7. Other:** The Applicant mentioned that there could be County Road closure(s) necessary during construction. There could be proposed signage not mentioned in the application, which would require a County Sign Permit Application. The Applicant requests a County permit approval for the above work, and to be able to repeat the proposed re-grading and/or maintenance annually, if necessary, each May.

SUMMARY: The Applicant is proposing road re-grading, mine portal door placement/repair, and placement of roadway gates, to limit public (person/vehicle/tourist/RV) access, in an area of two mine portals, and a historic site, for the general purpose of public safety, and MSHA regulations. The site is the Old Hundred Mine, Old Hundred Mill, Old Hundred Mine Tour, as well as the nearby Gary Owen Mine, all of which are located in Cunningham Gulch. The Applicant may need to close the County Road(s) temporarily during construction, mostly due to potential rockfall. The Applicant is also requesting a County permit to do annual maintenance each May if needed. **The Planning Director and Planning Commission recommend you consider conditional approval of this County application.** There are proposed conditions of approval on the last page of this report.

STAFF REPORT FOR THE COUNTY COMMISSIONERS, OLD 100 & GARY OWEN, APRIL 8, 2022.

Application: The application is substantially complete, and generally meets the County's submittal requirements. However, recent survey work and monumentation is lacking, along the two existing historic access roads: one from County Road 4A up to the Number 2 Level mine portal of the Old Hundred Mine, and one from County Road 3B up to the Gary Owen Mine portal. Old surveys (and current aerials) were located and thoroughly researched, to determine the locations of the existing roads and proposed improvements.

Adjacent Land Owners: The adjacent land owners were notified by the Planning Director of this application on February 28, using envelopes provided by the Applicant. The adjacent land owner letter is attached, and was mailed with a site plan. No comments for or against the proposal were received to date. I was contacted about the location of the proposed gate across the Gary Owen Mine road, by the Frisco Lode owner Mr. Foster, through Tommy Wipf in person on March 7. Mr. Foster inquired if the access to the Frisco Lode might potentially be blocked by a new gate. I was contacted by Mrs. Lundberg who had received a torn and empty envelope, and I forwarded applicable information to her, in case she wanted to evaluate if the application could affect her Camp Bird Lode. Neither of these claims appears to be affected by the proposal. The Applicant provided additional detailed information, regarding questions I had, and had received, which is in the attached correspondence.

Reseeding/Wetlands: The Applicant clarified that there is no existing vegetation that is expected to be disturbed, and therefore, given the typically sparse vegetation in the project site vicinity, we both believe at this time that there will be no wetlands affected. However, any areas of unexpected ground surface vegetation disturbance, caused by construction of the proposed improvements, shall be reseeded, in accordance with County regulations. Likewise, any unexpected disturbance to potential wetlands shall require written approval from the Army Corps of Engineers prior to the work. A site visit will occur with County Staff in May, prior to commencement of the work, to confirm that which is described herein.

Geologic Hazards: Geologic hazards do exist at/around the project site, namely potential avalanche and rockfall hazards. The Planning Director has attached an excerpt of the County Geologic Hazards Map.

Screening/Visibility: There are three gates which may be visible from the County Roads. One gate is existing but damaged, and two gates are proposed. The three gates are located across three existing historic private roads, accessed via County Roads 4, 4A, and 3B. A portion of the County Road Map is attached for your reference. The gates are proposed as basic minimalist metal "baluster" posts, with a simple metal cable or chain rope to be placed at each of the three gate locations. The proposed portal door at the Number 2 Level (aka 26 Level) open mine portal of the old Hundred Mine may be visible from nearby County Roads. The Number 2 Level mine portal is located on the mountainside, far above the Old Hundred Mine Tour. I believe there is no screening mentioned in the application, such as proposed trees or vegetation. There are no pictures included regarding the proposed visibility or screening associated with the three gates. There may be some visual impact associated with the proposed improvements. The County Commissioners may choose to require screening, for any proposed visual impacts that are deemed unacceptable.

Gate Location: The County Zoning and Land Use Regulations require that any and all gates are constructed beyond thirty feet from the existing outside edge of the nearby County Road. Therefore all three of the gates associated with this application shall be located at least thirty feet from the edge of the adjacent County Road driving surface. The County Zoning and Land Use Regulations state: *Gates, posts, or permanent manmade structures shall not be built within thirty feet from the edge of a County roadway.*

STAFF REPORT FOR THE COUNTY COMMISSIONERS, OLD 100 & GARY OWEN, APRIL 8, 2022.

County Road Closure: The Applicant may need to close the County Road(s) temporarily during construction. The purpose would be to prevent public access during construction heavy equipment re-grading of the existing historic access road, from County Road 4A up to the Number 2 Level (aka 26 Level) of the Old Hundred Mine. The construction heavy equipment operator will be re-grading the existing road, far above the County Road, and there is a potential for boulders being moved to roll downhill, or for rockfall to occur, from the elevated work site at the dozer, down onto the travelling public and/or the County Road. The heavy equipment operator will be clearing the existing road (to the Number 2 Level) of talus, slough, and boulders, and it hasn't been re-graded in approximately 20 years. The road re-grading is intended to re-establish vehicle access to the Number 2 Level mine portal, to be able to install a proposed portal door, for MSHA requirements and associated with emergency access and mine rescue for the Old Hundred Mine Tour, and to limit public access into the open mine portal. The County Road could also be temporarily blocked by the heavy equipment during mobilization, and possibly during the gate baluster excavation/placement/backfilling. The Applicant will need to develop a basic written road closure traffic and safety plan, and shall coordinate with the County Road and Bridge Department, for any proposed County Road closures, including any flaggers and/or temporary signage that the County Road and Bridge Department might require. The Applicant shall comply with any forthcoming County Road & Bridge Department requirements regarding County Road closures.

Surveying/Mining Claims: The Applicant and Planning Director have worked together over the past few months to evaluate this application using old surveys of the area, as well as existing aerial photography and County Assessor GIS maps. In particular the access road to the Old Hundred Mine Number 2 Level (aka 26 Level) is existing, and a historic access road; yet the County would need written permission from any affected land owners before proposed heavy equipment grading can be permitted by the County. The proposed re-grading of the existing historic access road (up to the Number 2 Level mine portal of the Old Hundred Mine) appears to be located across the following parcels:

Charleston Placer, which is owned by Mr. App, who has provided a written access easement deed.

Galena Placer, owned by the Applicant.

John Lee Lode, owned by the Applicant.

Midland Lode, owned by the Applicant.

New Departure Lode, owned by the Applicant.

Cimarron Lode, which may be involved, as it overlaps with the New Departure Lode, and it is owned by the Applicant.

The Applicant has demonstrated that the **Galena Placer** shares a property boundary line with the **John Lee Lode**. The Assessor aerial map, attached, which is approximate, shows what is now demonstrated to be an incorrect gap between those two mining claims, with Public Land administered by the BLM shown incorrectly in between. Based on the available/submitted reliable original mineral survey plats, and the associated mineral survey field notes, there does not appear to be any proposed grading occurring on BLM Land associated with this application. The best available maps and documents show the Galena Placer located directly adjacent to the John Lee Lode (without any gap of BLM Land between them). If any BLM Land is going to be affected by the proposal (proposed grading on BLM Land) then permission from the BLM would be needed prior to the work. The application and packet will be forwarded to the BLM by the Planning Director on March 14. There appears to be no **BLM** Land affected by this proposal.

The Planning Director and Applicant then evaluated if a switchback of the existing access road (to the Number 2 Level) might possibly extend onto the **Inter Ocean Lode**, which is owned by an adjacent land

STAFF REPORT FOR THE COUNTY COMMISSIONERS, OLD 100 & GARY OWEN, APRIL 8, 2022.

owner. No heavy equipment grading should be permitted by the County on an adjacent land owner's private land without that land owner's written permission. Based on the available data (see attachments) it appears that the re-grading of the existing road (to the Number 2 Level) is confined solely to the Applicant's private land, and the proposed road grading is not expected to affect any adjacent parcels. The one exception is the **Charleston Placer**, and the owner Mr. App has already provided a written easement deed.

A licensed surveyor should be sent this application and packet, to review prior to May, and to provide assistance to the Applicant in May, in order to confirm the information contained herein. When proposed improvements are located within approximately 30 feet of a project site property boundary, the County has typically been requiring Applicants to have a surveyor mark or rope off that boundary line, to prevent heavy equipment from crossing over onto the adjacent land.

The existing damaged road gate to be repaired is located across the existing road that ends at the Number 2 Level. The existing gate appears to be located along County Road 4A, on the boundary line of the **Charleston Placer** (owned by Mr. App) and the **Galena Placer** (owned by the Applicant). That gate is located along County Road 4A, past the Old Hundred Mine Tour. That existing gate is missing a post "baluster," which will be replaced.

There is a proposed gate to be installed, along County Road 4, on the **Galena Placer** existing driveway, to limit vehicular access and reduce damage to the "historic mill site," which is located straight down below the Old Hundred Mine Tour, down near Cunningham Creek. The Galena Placer is owned by the Applicant.

There is a proposed gate to be located across the existing access road to the Gary Owen Mine. The County Road & Bridge Department Supervisor indicates that the nearby County Road at that location is County Road 3B. The proposed gate appears to be located on the **Buckhorn Lode**, which is owned by the Applicant.

There is a proposed portal door to be installed at the Old Hundred Mine Number 2 Level (aka 26 Level), and the door appears to be located as high up as the **New Departure Lode**, and/or on the overlapping **Cimarron Lode**, both of which are owned by the Applicant.

There is some proposed minimal grading at the base of the existing portal door at the Gary Owen Mine. Unknown persons have excavated a crawl-access gap into the mine portal, by tunneling under the existing metal grate door, which was installed by the State DMG (now known as the State DRMS) in 2008. A minimal amount of on-site gravel will be placed by heavy equipment, along the base of the existing metal grate portal door, to reduce access to persons crawling under the door, attempting to gain entry into the Gary Owen Mine. It appears that the Gary Owen Mine portal is located on the **Galena Creek Lode**, which is owned by the Applicant. The overlapping Buckhorn, King George, and Forest Lodes are also owned by the Applicant.

If the surveying/monumentation is not adequately sufficient, such that it appears that there is a chance that a portion of the proposed improvements could potentially extend beyond the deeded access across the Charleston Placer, and the Applicant's many privately owned mining claims, then the Applicant shall submit written permission, to the County Staff, signed by any potentially affected adjacent land owner(s), prior to the work. At all times during the installation/construction of the proposed improvements, the operator in the heavy equipment shall be made aware, through adequate professional assistance, on which

STAFF REPORT FOR THE COUNTY COMMISSIONERS, OLD 100 & GARY OWEN, APRIL 8, 2022.

land parcel he is located, and applicable nearby property boundaries. Work on any affected land parcel not owned by the Applicant, public or private, needs to be accompanied with the affected owner's written permission, prior to the proposed heavy equipment use. **At this time, after thorough research in 2021 and 2022, it appears that the entire proposal, and all proposed improvements, are in fact confined to private lands owned by the Applicant (and within the Charleston Placer written deeded easement). A Licensed Surveyor should be sent this report/packet/application to confirm that, and shall perform any necessary field measurements as needed to confirm that, prior to commencement of the work.**

Comparison to County Ordinance 2020-01: All County applications are to be compared to County Ordinance 2020-01 upon receipt. The Ordinance is available on the County website on the Assessor webpage. It "red-flags" certain mining claims which are believed to possess previously constructed, mining related remediation sites, or may require future remediation. A purpose of the Ordinance is to avoid the County issuing permits for proposed grading, or proposed improvements, which could potentially have an adverse effect on reclamation sites, negate cleanup efforts, or work against recent improvements in mine-related water quality. The Ordinance includes an alphabetical "Inventory" of mining claims. Mining claims on the Inventory are required to obtain written CDPHE approval, prior to the processing of the County permit application. I was unable to find any of the mining claims involved in this application on the Inventory. Likewise, the Assessor's webpage features a map of the Inventory mining claims, and the map depicts no claims associated with this proposal; namely the Inventory was reviewed for the following mining claims associated with this application: the Galena Placer, Charleston Placer, John Lee Lode, Midland Lode, New Departure Lode, Cimmaron Lode, Buckhorn Lode, King George Lode, Forest Lode, Galena Creek Lode.

Comparison to the Master Plan: The County Zoning and Land Use Regulations state: *All applications for review under this Chapter will be examined initially to determine whether the proposal is consistent with the County's Master Plan.*

The 2010 Town/County Master Plan is posted on both the Town and County websites. Here are some excerpts from the 2010 Town/County Master Plan which appear to be applicable to this proposal:

Master Plan Natural Environment and Scenery Goal NES-2: Minimize the impact of natural hazards on development and the occupants of development and mitigate impacts where natural hazards cannot be feasibly avoided.

Master Plan Heritage and the Arts Goal HA-3: Support and promote the efforts of San Juan County Historical Society and other entities and individuals to preserve historic/cultural resources.

Master Plan Heritage and the Arts Strategy HA-3.1: Establish the Silverton Heritage District ... [which] would include the Town ... and adjoining areas ... including ... Cunningham Gulch. The area contains significant cultural and historic structures and facilities that manifest the mining, business, and railroading history of San Juan County. These resources promote heritage tourism. ... provide a structure and capacity for protecting resources and initiating restoration projects including but not limited to: ...

Old 100 Mine Tour: Located in Cunningham Gulch, this popular privately owned mine tour accurately portrays underground mining as it occurred in the San Juans. When combined with the Mayflower Mill tour, this attraction completes the story of precious metals production in this area.

This is generally a maintenance and safety proposal for one of our "cornerstone" Mining Heritage sites. This application appears to comply with the excerpts above and the goals described in the Master Plan.

STAFF REPORT FOR THE COUNTY COMMISSIONERS, OLD 100 & GARY OWEN, APRIL 8, 2022.

Comparison to the County Regulations: The County Zoning and Land Use Regulations state: *If consistent with the Master Plan, all applications will be reviewed to determine whether, based upon the objective facts contained within the record before the reviewing body:*

(a) The proposal will have any adverse impact on public health, safety, morals or welfare.

There are no adverse impacts expected to occur to public health, safety, morals, or welfare. The proposed re-grading of the existing road up to the Number 2 Level may reduce existing hazards to the public, by mitigating the source of some rockfall, which could potentially have a positive impact to public safety. The mine portal work at the Old Hundred is expected to make the public (many tourists and the employees) safer inside the Old Hundred Mine Tour, and will allow for increased compliance with MSHA regulations.

(b) Adequate potable water is available or can be developed to safely support the proposed use, including fire control and suppression.

The source and quality of the existing water at the Old Hundred Mine Tour is currently unknown. There is existing water because there are existing flushing toilets. The fire suppression system is unknown. The proposal does not appear to have any positive or negative effect on the existing water or fire suppression systems, as there is no change in the existing land use being proposed.

(c) Adequate sewage disposal can be provided to support the proposed use.

An existing sewage disposal system appears to be in place, as there are existing flushing toilets at the Old Hundred Mine Tour. This proposal does not appear to have any positive or negative effect on the existing sewage disposal system, as there is no change in land use being proposed.

(d) The proposed use will have any adverse effect on public or private property in the vicinity of the development.

This proposal is not anticipated to have an adverse effect on nearby public or private property. After through research, the proposed improvements do all appear to be located on the Applicant's private land. The exception would be the Charleston Placer, for which the owner Mr. App has provide a written easement deed. I have found no known mining claim owned by an adjacent land owner whose mining claim access would be blocked by the two proposed gates, nor by the repair of the existing gate. I have found no known segment of the proposed re-grading of the existing road to the Number 2 Level that would be located on an adjacent land owner's mining claim (with the exception of the deeded easement on the Charleston Placer). The proposed mine portal work, as well, at both the Number 2 Level and the Gary Owen, appears to be entirely located on the Applicant's land. Therefore, I do not believe that any adjacent lands, public or private, will be negatively impacted.

(e) The proposed use will have any adverse effect on scenic values, historic sites or structures, air or water or environmental quality, wildlife (including habitat, food sources, migration routes, hunting, etc.), erosion or other geological condition.

The proposal does not appear to have a significant adverse effect on scenic values, historic sites/structures, air/water/environmental quality, wildlife, erosion, or other geological condition. There may be a visual impact associated with the installation of two proposed gates, and the repair of an existing gate, as viewed from nearby County Roads. The visual impact of three post-and-cable type minimalist gates is expected to be deemed minimal, but that is for the Board of County Commissioners to decide. No signs are mentioned in the application, but proposed signage could potentially add to that visual impact, if a sign were to be placed at each gate location. Any signs would require a County Sign Permit Application, to be processed by County Staff at a later date. In general, the proposal will probably have a beneficial effect on reducing erosion (on the two existing private roads which will be gated), a beneficial effect on the risks associated with geologic hazards (the proposed improvements will probably result in

STAFF REPORT FOR THE COUNTY COMMISSIONERS, OLD 100 & GARY OWEN, APRIL 8, 2022.

some likely rockfall hazard reduction), and the proposal is anticipated to cause a significant mine safety benefit for those entering the historic Old Hundred Mine Tour (and by restricting trespassers entering the historic yet likely hazardous Gary Owen Mine). In summary, the gates may cause a minimal negative visual impact, while a benefit is that the risks associated with erosion, geologic hazards, and ongoing environmental/historical site damage, may all be reduced.

(f/g) Adequate road access exists or can be developed to ensure access appropriate to the use, including access for emergency services.

Adequate road access exists to the several locations of the proposed improvements, because the properties all appear to have direct vehicular access via County Roads 4, 4A, and 3B. The emergency services access into the Old Hundred Mine Tour will apparently be greatly improved through the proposed re-grading of the existing road, which is intended to re-establish vehicular access to allow for the proposed installation of required MSHA safety improvements at (and down through) the Number 2 Level mine portal. The resultant work proposed at and inside the Old Hundred Mine Number 2 Level mine portal is likely to increase public safety and emergency services access, as that is an emergency ingress/egress which would be used to assist or rescue the many tourists/employees who frequent the inside of the Old Hundred Mine Tour. Adequate emergency services access to the occupants of the subject properties is likely to improve if this application is approved.

(h) Adequate utilities are or can be made available for the proposed use, unless deemed unnecessary or not practical.

Adequate utilities exist at the Old Hundred Mine Tour, including: water (of unknown quality), sewer, flushing toilets, electricity, and a phone-landline. The other sites associated with this proposal are to remain unoccupied, including the existing Gary Owen Mine road, the existing Gary Owen Mine portal, the Number 2 Level mine portal of the Old Hundred Mine and the existing road leading to it, and the Old Hundred historic mill site. The non-occupied mining claims that are part of this application are all accessible via County Roads, and any occasional unexpected occupants using those mining claims have the nearby Old Hundred Mine Tour's reasonably adequate utilities and phone-landline, in case of emergency. The existing utilities associated with the application appear adequate for the proposed improvements, which do not involve any proposed change to the existing land use, or any increase in human occupancy.

(i) Adequate emergency services exist to serve the proposed use, unless deemed unnecessary or not practical.

The proposal is not expected to change the volume of emergency response events that our local emergency services agencies might need to respond to in Cunningham Gulch. Approval of this proposal is not expected to create an increased or undue burden on our local emergency services, as it involves no proposed increase in human occupancy.

(j) There are natural hazards which may adversely affect the site or the proposed use of the site.

There are natural hazards at and near the site. The full extent of those natural hazards is unknown. There is avalanche danger in Cunningham Gulch, but the existing and proposed site usage is in the summer only, which serves to mitigate the risks associated with the seasonal avalanche hazard. There appears to be rockfall hazard at the Old Hundred general area. A rockfall event did occur there around 10 years ago, location unknown; I believe it was in the area of the then-existing Mine Tour parking lot. I understand that there are currently loose boulders on the existing road (which is proposed to be re-graded) up to the Number 2 Level mine portal. During construction, the public rockfall hazard may increase temporarily for those located on the County Road far below, which could negatively affect public safety, for a short period of time during the road re-grading (which would encourage the approval of a temporary closing of

STAFF REPORT FOR THE COUNTY COMMISSIONERS, OLD 100 & GARY OWEN, APRIL 8, 2022.

the County Road during construction). After construction, the public rockfall hazard would probably be slightly decreased. Some of the road re-grading could be considered rockfall mitigation, which could have a minor beneficial effect for the travelling public on the County Road below, after construction. There is a proposed gate to be placed somewhat near Cunningham Creek, at the “historic mill site,” down below the Mine Tour, and that gate placement/construction shall not be permitted to negatively affect any wetlands, floodplain, or water features.

Abbreviated Process: Please consider discussing whether or not the County Commissioners may permit an abbreviated review process, rather than the three-step permit application review process specified in the County Zoning and Land Use Regulations. The standard process defined in the County Regulations is the following: 1. Sketch Plan, 2. Preliminary Plan, 3. Final Plan. The review process requires three submittals, and six meetings. Since this application generally involves compliance with mine safety regulations, public safety improvements, an existing road, and some gates, but no proposed structures, the proposed improvements may be relatively minor enough that the County Commissioners could potentially exempt this application from the normal three step process, which may allow for the work (potentially affecting traffic on the County Roads) to be completed before peak tourist season. Please refer to condition of approval number 3 at the end of this staff report.

County Road & Bridge Comments: Written comments (on the three gates) from the County Road & Bridge Department Supervisor are attached for your review. The County Road & Bridge Department Supervisor did not state any opposition to the application.

Annual Maintenance: The County may decide to allow the requested limited amount of proposed annual maintenance as part of this application. There could be a time limit of ten years placed on the annual maintenance approval, and/or a revocation of the annual maintenance approval in case of a change in ownership.

Planning Commission Review: The Planning Commission reviewed this application on March 15. A letter from the Planning Commission was received on April 8 (attached). The Planning Commission recommended conditional approval, along with recommending condition number 3 (allowing an abbreviated review process) and condition number 12 (allowing annual maintenance). The Planning Commission did not discuss condition number 15 (regarding the County Road & Bridge Department Supervisor’s suggestion of placing boulders near the proposed gate on the Gary Owen Mine road).

Legal Notice: The legal notice for this April 13 Public Hearing was published in the local newspaper on March 24, and a copy of that published legal notice is attached.

The County Commissioners have the following options for actions:

- (1) **Conditional approval** of this County Improvement Permit Application. There are proposed Conditions of Approval for you to consider below, if you choose to recommend approval.
- (2) **Denial** of all or part of this County Improvement Permit Application. If the application is denied, then it is advisable to note the County regulation(s) with which the application or proposed improvements do not comply. Potential reasons for a denial could be: the potential visual impacts of the proposed gates, as viewed from the nearby County Roads.
- (3) **Table the application**, because there is a critical piece of information missing that the Commissioners need before making a decision. If the application is tabled, it is helpful to an Applicant to specify what document is needed. An example of documentation which may be needed to make a decision might be: verification on the surveying.

STAFF REPORT FOR THE COUNTY COMMISSIONERS, OLD 100 & GARY OWEN, APRIL 8, 2022.

Staff Recommendation: The Planning Director suggests that approval of this application appears to be encouraged by the Master Plan, and that the proposal generally complies with the requirements of the County Zoning and Land Use Regulations. The Planning Director suggests that the County Commissioners can consider conditional approval of this Improvement Permit Application, with the proposed Conditions of Approval listed below.

Old Hundred Mine and Mill and Gary Owen Mine County Improvement Permit - Proposed Conditions of Approval, for the County Commissioners to consider, are the following:

1. This County Improvement Permit is contingent on the Applicant obtaining any required State and Federal permits, and complying with State and Federal regulations, including but not limited to these agencies: NPDES/CDPHE for SWMP stormwater permitting, Army Corps of Engineers wetlands permitting, OSHA, UNCC, MSHA, DRMS, CDPHE. All required State and Federal permits shall be obtained prior to commencement of the work.
2. The locations of the proposed improvements shall be staked with wooden lathe and marked with flagging, prior to any excavation/grading, for the purpose of a County preconstruction site visit, with Applicant, contractor(s), heavy equipment operator(s), and County staff in attendance.
3. Considering that this application generally involves proposed maintenance and safety improvements, located in association within an existing, approved land use of the Old Hundred Mine Tour, and a portion of the proposed improvements is intended to increase compliance with MSHA mine safety regulations, for adequate ingress/egress of emergency services/public/tourists/employees using the site, with the proposed work to occur in May (prior to peak tourism in an effort to reduce rockfall hazard risks to the public associated with the construction), the County Commissioners may consider allowing this Improvement Permit application to be reviewed by an abbreviated County review process, with one submittal, one review by the Planning Commission, and one favorable review by the Board of County Commissioners.
4. If any potential wetlands are observed during the springtime County site visit, after the proposed improvements are staked, then the Applicant shall obtain a letter of clearance or authorization/permit from the Army Corps of Engineers prior to the proposed excavation/grading work.
5. If the visibility of the three gates is found to exceed the minimal anticipated visual impact, as viewed from the County Roads, the Applicant may be required by County staff to install adequate screening. The Applicant, if not agreeing with the County staff screening requirements, can have the requirements reviewed by the Board of County Commissioners.
6. San Juan County requires reseeded of any ground surfaces disturbed through the construction of the proposed improvements with certified weed free native seed. The reseeded shall comply with the applicable San Juan County Zoning and Land Use Regulations.
7. San Juan County has "dark sky" lighting requirements. The application does not mention the proposed addition of any lighting fixtures. Lighting at the project site shall comply with the San Juan County Zoning and Land Use Regulations.
8. A plan for County Road/public/pedestrian traffic, safety, and access (to reduce public hazards during construction), shall be prepared in writing by the Applicant, contractor, and heavy equipment

STAFF REPORT FOR THE COUNTY COMMISSIONERS, OLD 100 & GARY OWEN, APRIL 8, 2022.

operator, which shall be submitted to the County staff, and to the County Road and Bridge Department Supervisor for review, with a Supervisor approval of the plan being required prior to equipment move, and prior to the proposed County Road temporary closure.

9. The Applicant and the proposed improvements shall comply with all San Juan County Zoning and Land Use Regulations. Violation of the County Zoning and Land Use Regulations, State, or Federal regulations, shall cause this permit to be void. If requirements differ, the most stringent shall apply.
10. The proposed gate parts and the proposed portal door parts shall consist of non-reflective, natural building materials, with muted neutral color(s), similar in type, color, and style to the surrounding terrain, and shall be in accordance with the County Zoning and Land Use Regulations.
11. The Applicant shall comply with the attached three pages of County Road & Bridge Department Supervisor comments, as well as any forthcoming Supervisor verbal directions during the construction.
12. Annual routine maintenance of the two existing private roads, the three gates, and the two mine portals is ~~(is not)~~ permitted in conjunction with this County Improvement Permit, with an expiration/renewal in 10 years, with the following requirements: (a) notification of the upcoming proposed work in writing submitted annually to County staff prior to the work; (b) approval of the County Road and Bridge Department prior to the work; (c) revocation of the 10 year annual maintenance permit in the event of a change in ownership of the subject properties and/or a change in the shareholders/ownership interest of the land-owning LLC. *(The Planning Commission recommended you allow this annual maintenance. They recommended crossing out the words "is not" in this condition 12.)*
13. A Licensed Surveyor shall be forwarded this application, and the documents attached herein, along with this staff report, to review the available documentation, in order to verify that no adjacent private or public lands are expected to be included in the locations of the proposed improvements. Prior to the work, the Licensed Surveyor shall provide field work/construction staking, if that is required to verify that no adjacent lands are expected to be included in the locations of the proposed improvements.
14. If any wetlands, historic relics, or unexpected conditions are encountered during excavation or construction at the project site, then the County staff should be notified, and the work temporarily halted. The unanticipated discovery of historic relics would necessitate consideration by the County Historic Impact Review Committee.
15. The County Road and Bridge Department Supervisor suggested placing boulders on the sides of the proposed Gary Owen Mine road gate. The boulders are/are not approved at that location.
16. Any proposed signs at the site shall require an approved County Sign Permit Application.
17. *Additional Conditions of Approval the County Commissioners would like to add.*

Prepared By:
Lisa Adair PE
Town/County Planning Director
LAdair@silverton.co.us

PUBLIC HEARINGS

NOTICE is hereby given to the members of the general public that the San Juan County Colorado Board of County Commissioners will hold two Public Hearings at the San Juan County Courthouse, 1557 Greene Street, in Silverton, CO, on Wednesday April 13, 2022, to receive public comment on the following two Applications:

(1) 10:00 AM - Improvement Permit Application, Proposed Collins Residence, Greyrock Village North Parcel, Highway 550, San Juan County, CO; submitted by Applicant Michal Valencia; the purpose of the application is to obtain approval of a proposed residence and associated improvements.

(2) 10:30 AM - Improvement Permit Application, Proposed Re-grading of Existing Road, Proposed Gates, Proposed Mine Portal Improvements, Old Hundred Mine/Mill and Gary Owen Mine, Cunningham Gulch, San Juan County, CO; submitted by Applicant Bill Jones; the purpose of the application is to obtain approval of proposed maintenance/safety improvements associated with existing roads/mine portals.

NOTICE is further given that all persons may present written/oral testimony regarding these two Applications, prior to/during the Public Hearings. The Applications, meeting agendas, and virtual Zoom meeting instructions are posted on the County website. Citizen comments may be sent by email, mail, phone, or hand-delivered to: Town Hall,

1360 Greene Street, PO Box 250, Silverton, CO 81433. Contact Town/County Planning Director Lisa Adair (970) 946-9408 (LAdair@silverton.co.us) with any questions/comments about these Applications.

Published in the Silverton Standard & the Miner: March 24, 2022.

**San Juan Regional
Planning Commission**
SAN JUAN COUNTY TOWN OF SILVERTON
Silverton, Colorado 81433
P.O. Box 223

March 15, 2022

Board of County Commissioners
San Juan County
Silverton, CO 81433

Members of the Commission:

RE: **San Juan County
Improvement Permit Application
Old 100 Mine and Mill
And Gary Owen Mine
Proposed Grading, Gates, and
Mine Portal Work
Cunningham Gulch, San Juan County**

At a regular meeting of the San Juan Regional Planning Commission on March 15, 2022, members of that Commission discussed the Improvement Permit Application regarding proposed grading, gates and Mine Portal workings at the Old Hundred Mine and Mill and Gary Owen Mine. The owner of the Old Hundred Bill Jones, was present on Zoom to answer questions. The Applicant is applying to use construction equipment in May for a group of improvements for the general purpose of public safety and MSHA regulations.

After discussion, questions and presentations from the Town/County Planner, and the owner, the Planning Commission voted unanimously to recommend to the San Juan County Commissioners that you approve the Improvement Permit for the proposal as submitted, with the sixteen conditions outlined from the Town/County Planner

The Summary and conditions from the Town County Planner are included.

Thank you for considering this recommendation.

Sincerely,
The Planning Commission Members and
Jim Weller
Chairman



Town of
Silverton

PO Box 250
Silverton, CO 81433



SAN JUAN COUNTY

PO Box 466
Silverton CO 81433

February 28, 2022

Dear Silverton/San Juan County Property Owner:

The Town/County Planning Department in Silverton, San Juan County, Colorado, has received several applications, and **you have been identified as an Adjacent Land Owner.**

A property you own is located near one of the project sites listed below.

You are under no obligation to reply to this letter, or take any action as this time.

OLD 100 County Improvement Permit Application, Proposed Road Regrading and Proposed Gates, at the Old 100 Mine, Old 100 Mill, and at the Gary Owen Mine, Cunningham Gulch, San Juan County, CO.

JOYCE Town Rezoning Application, Proposed Joyce (Tiny Homes on Wheels) RV Park, Lots 9-10 Block 2 Reese Addition, on Mineral Street near 17th Street, Silverton, CO.

GREYROCK County Improvement Permit Application, Proposed Collins Residence and Associated Improvements, Greyrock North Parcel, Highway 550, San Juan County, CO.

KRANKER Town Use Subject to Review Application, Slope Hazard Overlay District, Proposed Kranker Residences and Proposed Public Infrastructure, Lots 23-24 Block 40, and in the Abandoned 11th Street Right-of-Way, located at 11th and Bluff Streets, Silverton, CO.

These applications will be reviewed by the San Juan Regional Planning Commission at 7:00 PM on Tuesday March 15, 2022.

If you have an interest in the projects listed above, you may view the applications on the local Town and County governmental websites.

The Town Applications above are posted on the Town of Silverton Colorado website, under the following Tabs: Departments – Planning Department – Pending Applications.

The County Applications above are being posted by the Courthouse staff on the San Juan County Colorado website, under the following Tabs: County Government – Building & Planning – Proposed Additions/Applications.

As an Adjacent Land Owner and citizen, you may submit written and/or verbal comments regarding these applications, before and/or during the meeting. Comments before the meeting can be sent to the Planning Director, using the contact information below. Written/email comments are the most preferable, because they are printed and placed directly into the individual Board members' board packets.

As an Adjacent Land Owner and citizen, you may attend the meeting, to listen, or comment on an application. The meeting is open to the public. The local meetings are currently taking place in person, and also via free Zoom meeting software. If you need assistance with loading or using Zoom, you can feel free to contact the Planning Director. If you would like to attend the upcoming meeting, here is the Zoom Meeting ID Number:

**San Juan Regional Planning Commission, Begins at 7:00 PM, Tuesday March 15, 2022.
Zoom Meeting ID Number 921 3647 3203**

The Planning Commission is an "advisory" board that makes a "recommendation." The final decisions to approve or deny these Town and County Applications will be made at a later date, by the Town Board, or the County Commissioners, during Public Hearings which will probably occur in mid-April 2022.

Please contact the Planning Director if you have any questions or comments, using the method below which you find most convenient.

Thank you,



Lisa M. Adair PE

Town & County Planning Director
Silverton & San Juan County Colorado

Office Located at Silverton Town Hall

Mail written comments to: Town of Silverton, PO Box 250, Silverton, CO 81433.

Hand-deliver written comments to: Town Hall, 1360 Greene Street, Silverton.

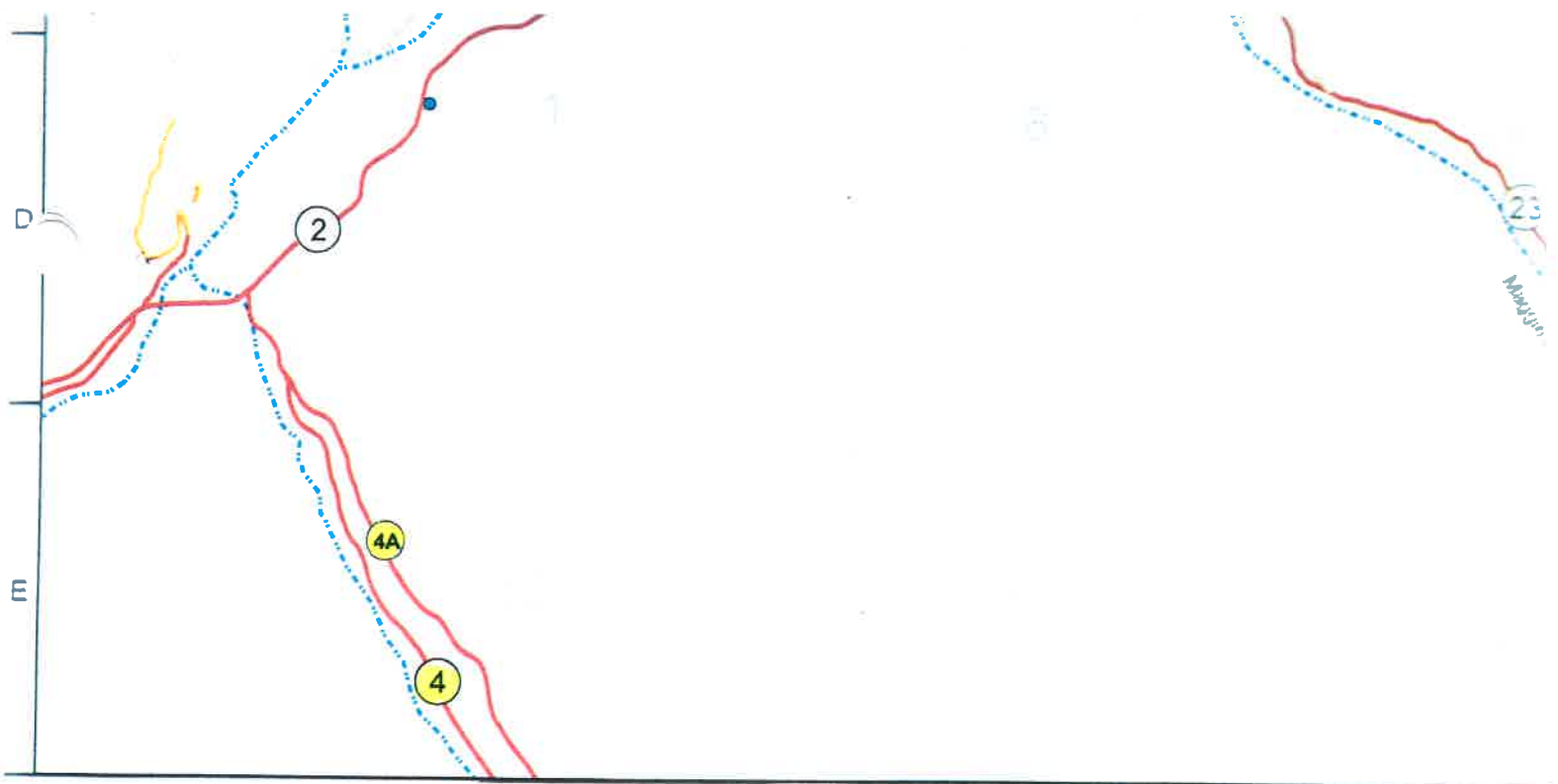
Email comments to the Town/County Planning Department at: LAdair@silverton.co.us

Town Hall work cell phone: (970) 946-9408



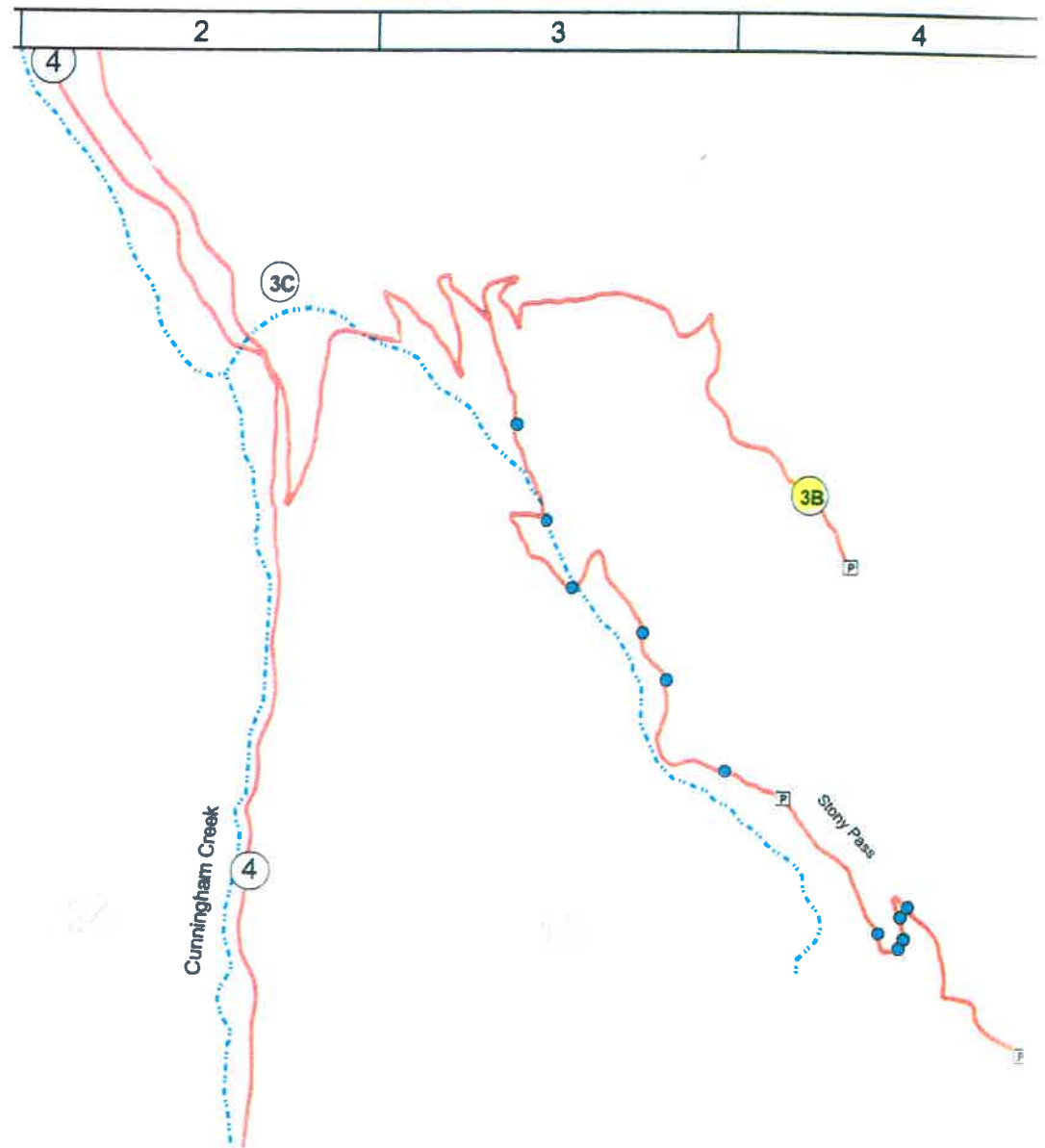
San Juan County Colorado Property and Map

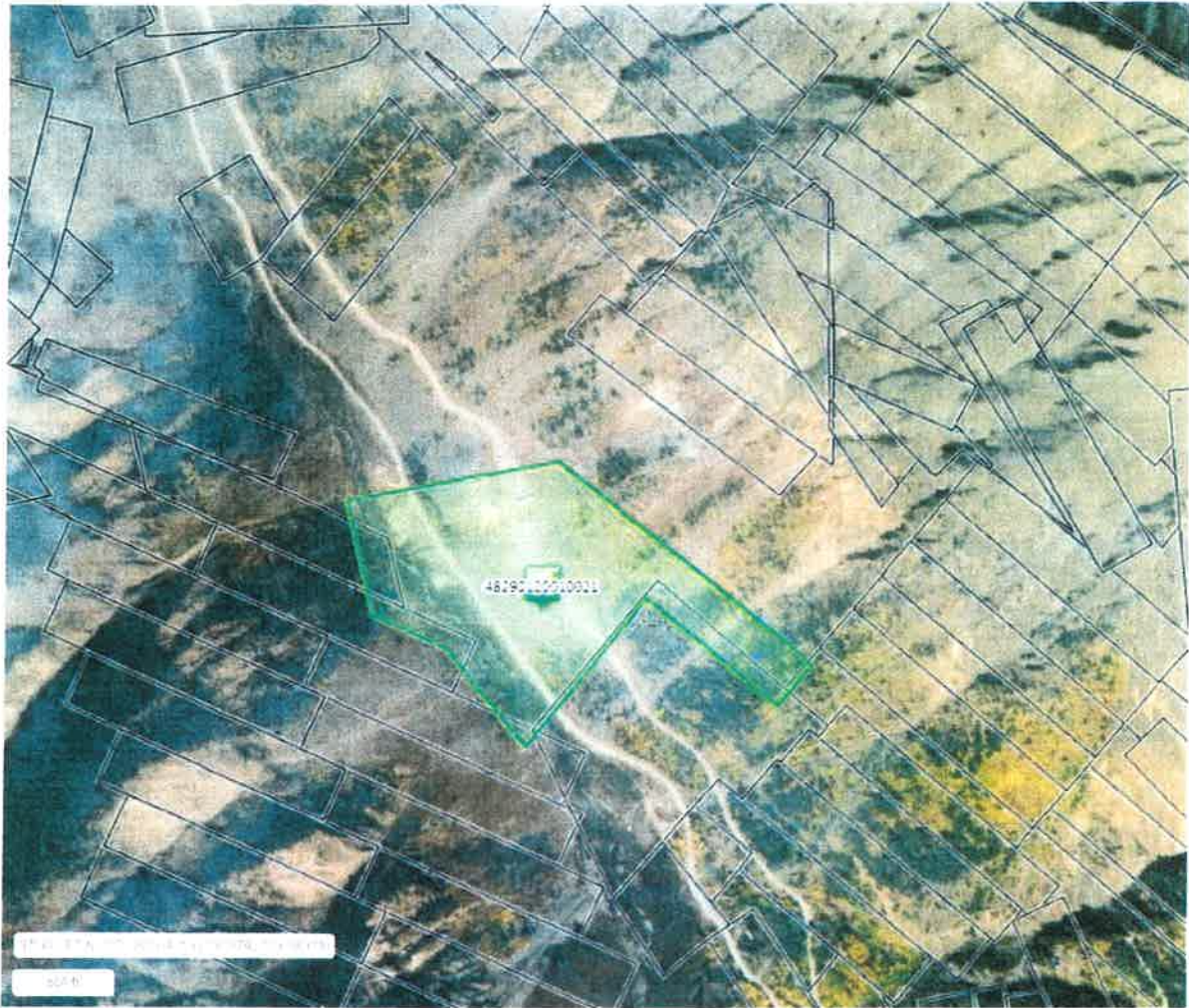




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Continued on Page 6





721 COUNTY ROAD 4A, SILVERTON, CO 81433

Account # N2397

Owner GALENA MOUNTAIN CORP; OLD HUNDRED GOLD MINE TOUR

GALENA PLACER - 16862 IMPROVEMENTS ONLY (OLD HUNDRED MINE TOUR)

Total Value \$38,518

721 COUNTY ROAD 4A, SILVERTON, CO 81433

Account # N2398

Owner MOUNTAINEIRE HOLDINGS LLC; c/oWILLIAM JONES

GALENA PLACER - 16862

Total Value \$139,803

SAN JUAN COUNTY, COLORADO
DRIVEWAY AND ROAD ACCESS PERMIT

Improvement
Permit No. _____

Applicant: MOUNTAINAIRE HOLDINGS LLC
c/o BILL JONES

1

Location of Proposed Driveway or Access on County Road No. 4A:

REPAIR EXISTING CABLE GATE ON CR 4A
AND GRADE EXISTING ACCESS ROAD
ON CR 4A (THAT ACCESSES THE
OLD HUNDRED MINE NUMBER TWO
LEVEL PORTAL AKA 26 LEVEL).

Description of Proposed Driveway or Access, including materials to be used:

SEE ATTACHED APPLICATION. Lma 11/4/21

Comment and Recommendations of County Road Supervisor:

NO permission need as long as gates outside of CR-ROW
or at least 30' from center line of CR-4A. Already HAS a existing
gate!

Terms and Conditions of Issuance of Permit (or reason for denial):

Permit Approved _____ or Denied _____.

Date: _____

Land Use Administrator: _____

SAN JUAN COUNTY, COLORADO
DRIVEWAY AND ROAD ACCESS PERMIT

Improvement
Permit No. _____

Applicant: MOUNTAINEIRE HOLDINGS LLC
C/O BILL JONES

#2

Location of Proposed Driveway or Access on County Road No. 4 :
INSTALL NEW BALUSTERS AND CABLE OR
CHAIN GATE ON EXISTING DRIVEWAY
LOCATED ON CR 4 TO OLD
HUNDRED "HISTORIC MILL SITE."

Description of Proposed Driveway or Access, including materials to be used:
SEE ATTACHED APPLICATION Ima 11/4/21

Comment and Recommendations of County Road Supervisor:
Private Property no permit needed. Gate or closure should
be at least 20' off centerline CR 4 and out of snow removal reach

26-11-16-21

Terms and Conditions of Issuance of Permit (or reason for denial):

Permit Approved _____ or Denied _____ Date: _____

Land Use Administrator: _____

SAN JUAN COUNTY, COLORADO
DRIVEWAY AND ROAD ACCESS PERMIT

Improvement
Permit No. _____

Applicant: MOUNTAINEIRE HOLDINGS LLC
c/o BILL JONES

#3

Location of Proposed Driveway or Access on County Road No. UNKNOWN

"INSTALL NEW BALUSTERS AND CABLE OR
CHAIN GATE ON EXISTING PRIVATE
ACCESS ROAD TO THE GARZY OWEN
MINE"

Description of Proposed Driveway or Access, including materials to be used:

SEE ATTACHED APPLICATION Lma 11/4/21

Comment and Recommendations of County Road Supervisor:

Gate should be around the corner off of CR-3B and maybe a
rock berm to close road also?

Terms and Conditions of Issuance of Permit (or reason for denial):

Permit Approved _____ or Denied _____.

Date: _____

Land Use Administrator: _____



**SUPPLEMENTAL INFORMATION FROM APPLICANT BILL JONES ON MARCH 7, 2022
REGARDING FOR OLD HUNDRED & GARY OWEN MINE COUNTY PERMIT APPLICATION**

From/To: Lisa Adair
Sent: March 07, 2022
To/From: William Jones
Subject: Gary Owen and Old 100

Hi Bill,

(1) Is the Gary Owen Mine portal on the Buckhorn Lode?

No. The Gary Owen Portal is on the Galena Creek Lode Survey #12970-A.

(2) Will the proposed Gary Owen Road gate affect the existing access to the Frisco Lode?

No. Access to the Frisco Lode Survey #12950 would be via the County Road to the Buffalo Boy Mine farther up the mountain from the Gary Owen Mine. The Gary Owen Road is a dead end.

(3) Are any of your proposed improvements going to affect the existing access to the Old Hundred Boarding House/hiking trail?

No. The trail to the Old Hundred Boarding House is farther up the mountain. It crosses the mine dumps on the Antiperiodic Lode Survey #9684 and terminates at the County Road to the Buffalo Boy Mine.

(4) Is the proposed (Gary Owen) gate going to be located within the property boundaries of the Buckhorn Lode?

Yes. Both the mine map submitted with the application and the assessor's aerial overlay link below indicate the gate location would be wholly on the Buckhorn Lode. Note that Mountainaire Holdings LLC also owns the Forest and King George Lodes.

Or it could be on the overlapping King George or Forest, perhaps. Here is a link to the assessor aerial, which might help you answer that question.

<https://property.spatalest.com/co/sanjuan#/property/48310070010101>

Thanks, Lisa

Lisa Adair

From: William Jones <billjones@frontier.net>
Sent: Friday, March 04, 2022 5:14 PM
To: Lisa Adair
Subject: Old 100 Questions
Attachments: Old Hundred Permit Questions 3-4-2022.pdf

Hi Lisa:

I copied your emailed questions into a word doc and typed the answers after each one. The attached PDF has it all.

One additional request I would like to make of the Planning Commission and County Commissioners is regarding ongoing maintenance. The best way to maintain this road is by annual maintenance with a small loader, rather than waiting years and years and then needing a major project. I would like to have allowance to do routine annual maintenance without going through a permit every time. Of course if there is a major wash-out then we would go through the process.

Let me know if you have any further questions. Have a great weekend!

Regards,
Bill

**Mountaineer Holdings LLC Improvement Permit Old Hundred/Gary Owen Road Work
Additional Information 3/4/2022**

1. *Are you planning to do any proposed grading/re-grading at the Gary Owen Mine road? I think all of your proposed re-grading is between the Old 100 and upper portal but I wanted to ask to make sure.* The road to the Gary Owen is drivable so no grading is contemplated. See Photo #1. We do need to place some rock at the portal to prevent unauthorized access. In 2008 the State of Colorado installed a steel grate but trespassers have dug under it to get access underground. While this rock could be placed by hand I think it best to have the backhoe used to install the gate balusters, run up and place the rock 24" deep to prevent undermining of the closure. There is suitable loose rock in the portal cut already. See Photo #1.
2. *How much grading of the existing Number 2 portal road do you think you and Maisel will be doing? Such as approx. depths of maximum cuts and fills. Are you thinking that it will simply be clearing some slough talus off the existing road, or just filling in some potholes and washouts, and/or are you going to be looking at maximum cuts/fills of perhaps 3 feet deep? I would like to be able to tell the board approx. x feet max fill and x feet max cut.* There is up to 2 feet of sluff at the angle of repose on the inside of the roadway as well as numerous rocks down on the road. The dozer would cut the sluff and spread it on the roadbed. Rock would be pushed to the outside edge. Water bars would be cleaned out or re-established to prevent future erosion. We are not aware of any major deep washouts but assume there will be some minor filling required which material can come from the sluffs. The entire road is in talus and has not been bladed in 20 years. I consider the work routine maintenance as opposed to construction. Note that this work will involve a risk of larger rocks coming down the slope onto the mine tour parking lot and/or county road. It is therefore necessary to do this work as early as possible in the May prior to heavy traffic and tour opening. For safety we will need to request temporary closure of CR 4-A for the day or two it will take to grade the road.
3. *Is there anywhere in your proposal for this summer construction [see note on timing above] where you foresee excavating/grading at existing vegetation? Or are all the gate and regrading/grading areas already denuded? I want to be able to tell the board whether or not you foresee "disturbing any vegetation" ... surface disturbance, vegetation, wetlands, and/or if reseeding might be needed.* There is essentially no significant vegetation on either the roadway or gate locations. The areas are already significantly disturbed. No wetlands exist. No reseeding is contemplated.
4. *Maybe you are installing several gate "balusters" with post hole digger and there is no grass there anyway. Or will Maisel be digging a pit and then backfilling each baluster. I imagine you are hoping to have Maisel use equipment to set the balusters, although that is probably going to create more surface disturbance, larger excavation, larger backfill area. I imagine you might hope to set those posts with some quikcrete.* Due to the coarseness of the talus, excavation for gate posts/balusters will have to be by mechanical backhoe. Posts will be set and backfilled. The backfill will be compacted with a jumping-jack compactor. No concrete is being planned. Backhoe size to be determined based on site conditions. The bucket will be as small as practicable. I am expecting we will use a rubber tired backhoe/loader or mini-excavator. We would not be using a large track excavator like Maisel's Volvo.
5. *We don't have any "recent" survey (or markers up there I think) between the Old 100 and the upper portal, and in an email you mentioned Tim Pasek I believe; are you planning on having Tim Pasek around at the site this summer prior to grading? Perhaps to mark close-by property lines, so Maisel does not cross onto a neighbor's land? Specifically, as an example, Cummins' Interocean Lode looks very close to the proposed grading and/or existing road, so that would be a property line to have a surveyor temporarily rope off/mark for Maisel (to not cross over).* I am aware that the road to #2 level is close to certain property boundaries particularly the Interocean. The location of the road and these boundaries have not been surveyed. My locations for the road are my best estimates. The road was built after 1955 and before 1968. Unfortunately I don't have any surveys of the road or how it relates to boundaries. Due to the fact the road has been there many decades and has been maintained and used during that time, the road would fall under the "right of adverse possession" legal doctrine for any private land it may cross. Historically what has happened with these old mining road ROW cases is the original constructor likely had permission from a claim owner to cross their property, or perhaps even leased the claims. Since reclamation was not required prior to 1976, the mining road stayed even though the lease expired, the owners changed etc. Good examples of this are the Mayflower Tramline that had a recorded ROW across ASARCO claims that expired in 1972.

The tram is still there even though the claims have sold and the ROW expired. The Mayflower Mill's water pipeline is a similar situation. It is important we do not delay the work just due to supplemental survey work. We have to get vehicle access to the #2 level in early May, prior to the mine tour opening on May 22nd so we can fix drainage and other safety issues in the #2 level around the main shaft. We need to use our small loader/mucker underground to do this work. We also need to rebuild the #2 level tunnel door to prevent trespassers. And as noted in Question #2 above traffic risks must be mitigated and this is best done early in the season. I tried to get Tim Pasek to do survey work in June last year but he was too busy to get to it before snow and has not committed yet when he could do it in 2022. The likelihood of him being able to survey the interocean line prior to early May is probably very low. My request is to allow us to open the existing road prior to doing any formal survey work. I have no problem and in fact intend to survey the Galena Placer and improvements including the road and get the north boundary lines established since these are the most critical. Any conflicts discovered would be resolved once they are defined. Due to the public safety issues involved with this open tunnel I think this road work is very important.

6. *How about Historic impacts, do you foresee that you and your workers might end up unearthing or disturbing something historic like a piece of structure or a relic? Having been on that County Historic Impact Review Committee, you know that the Committee visits sites when there is a possibility of a historic disturbance or relics. I suppose you could potentially find something unexpectedly if digging gate posts, or perhaps re-grading the road to the portal. I can add that the Historic Committee could do a site visit when snow melts, if you think that any historic items or sites could be impacted. The entire area, roads, mines, mill, and portal is in fact a historic site, in my opinion. What I mean is that the Old 100 is history yet still alive, and the historic portal will be closed with a gate to prevent unauthorized public access. I think it will boil down to nothing is expected to be disturbed, but we would want to ask your heavy equip operator to stop digging and call you and the Committee if anything unexpected (historic) is encountered during grading/excavation. As noted the road to #2 level dates probably from the 1960's. The road has been re-graded by bulldozer starting at least in the early 1970's when Dixilyn removed the rail from the tunnel. In 1980-1981 the #2 level and Gary Owen Mine were leased by Asamera Minerals for core drilling and the roads were bulldozed and plowed with a D-6 for two seasons. We graded the road in the 1990's and the last grading was actually done by the county road crew around 2002. Since we are not excavating new soil, only blading sluff, the chances of finding anything "historic" on the road work are very, very low. On the #2 road gate, one baluster exists and the one on the uphill cut in talus slope is missing so only one hole here. On the mill access road the gate site is within the roadway disturbance. So again neither holes can be expected to encounter anything historic. At the Gary Owen road the gate location is again within the disturbed roadway so no new disturbance is contemplated. The general location of the Gary Owen gate is at the far right hand area of the road in Photo #1. We have no problem instructing the contractor and operator to call me or you if something unexpected comes up. But I think is quite unnecessary to have the Historic Review Committee called out for work that is being done on prior disturbed ground where the nature of the site and its history is well understood and the probability of disturbing historic assets is very, very low. Indeed the primary purchase of the project is to prevent trespassers who regrettably continue to damage historic sites where no controls are in place. Thus the project is actually necessary to preserve the historic surface and underground resources at the mine and mill site.*

Prepared by: Bill Jones

Photo #1. Gary Owen Access Road 2021 – Proposed gate location is at far right of the visible roadway.

Photo #2. Gary Owen Tunnel Portal 2021 – Note lower left side under gate where trespassers have dug under gate to gain access. Gate installed by Colorado DMG in 2008




Photo #1 – Gary Owen Access Road 2021 – Proposed gate location is at far right of the visible roadway.



Photo #2. Gary Owen Tunnel Portal 2021 – Note lower left side under gate where trespassers have dug under gate to gain access. Gate installed by Colorado DMG in 2008.

San Juan County, Colorado
Application for Improvement Permit

		APPROVAL CHECKLIST		Initial	Date				
Applicant	Name	Mountain Aire Holdings LLC							
	Address	PO Box 244							
		Silverton Colorado							
Owner	Name	SAME							
	Address								
	Phone								
Contractor	Name	Maisei Excavation							
	Address								
	Phone								
Legal Description of Property:		Road System Relationship							
See ATTACHED		Zoning Compatibility							
		State Mining Permit							
		Owner Notification							
		Avalanche Hazard							
		Geologic Hazard							
		Floodplain Hazard							
		Wildfire Hazard							
		Mineral Resource Impact							
		Township N, Range W, Section		Wildlife Impact					
		Nature of Improvement Planned:		Historic Site Impact					
See ATTACHED		Watershed Gearance							
		County Building Inspector		Building Permit					
				State Electrical Inspector		Electrical Permit			
		Land Use Zone:		Mountain Zone					
		Applicant Signature				San Juan Basin Health Unit			
						Sewage Disposal: Test			
				Design					
Date Application Requested		9	27	2021	Central Sewage Collection				
Date Submitted for Permit		9	27	2021	State Division of Water Resources				
Date Permit Issued					Adequate Water Source				
Date Permit Denied					Well Permit				
Reason for Denial				Central Water Distribution					
				U.S. Forest Service/BLM					
				Access Approval					
				State Division of Highways					
Receipt		FEE PAYMENT		Amount	Date	Driveway Permit			
		Application							
		Building Permit							
		Subdivision/PUD				Subdivision Variance			
		Hearing Notice				Subdivision Approval			
						PUD Approval			

Board of County Commissioners of San Juan County, Colorado

APPLICATION

FOR LICENSE TO PROVIDE EMERGENCY MEDICAL SERVICE WITHIN
SAN JUAN COUNTY

(Pursuant to San Juan County Resolution No. 92-8 and the Colorado EMS Act)

Date: May 12, 2022

Name of Service: Silverton San Juan County Ambulance Association

Address: 1428 Greene Street, Apt. 2B, P.O. Box 493, Silverton, CO 81433

Telephone: 970-387-5887

Board of Directors: Scott Fetchenhier-Chair, Jim Donovan-Vice Chair, Becky Joyce, Karl Kamm

Executive Director/Licensure Level: Tyler George, EMT-IV

Medical Director: David Hughes, MD

Medical Director Contract: Attach a copy of Medical Director Contract.

EMS Protocols: Attach a copy of EMS Protocols.

Policies and Procedures: Attach a copy of Policies and Procedures.

Roster: Attach a copy of the current roster.

Insurance: Attach a copy of current Insurance policy

Ambulance Inspection: Please attach a copy of Ambulance Equipment/Inventory

Applicant Signature/Title: *Tyler George* Tyler George, Director

SILVERTON-SAN JUAN COUNTY AMBULANCE ASSOCIATION
AND SAN JUAN COUNTY SEARCH AND RESCUE
EMERGENCY MEDICAL SERVICES AGREEMENT
MEDICAL DIRECTOR

This Agreement is made and entered into this 1st day of January, 2021, by and between Silverton-San Juan County Ambulance Association (“Silverton Ambulance” and/or the “Association”), San Juan County Search and Rescue, and David C. Hughes, MD (“Medical Director”), collectively referred to herein as the “Parties”, for the administration of their respective duties concerning physician oversight for personnel providing emergency medical services in the pre-hospital environment.

WHEREAS, physician oversight of Emergency Medical Technicians (EMTs – inclusive this point forward for Basics, Intermediates and Paramedics) is required by the Colorado State Board of Medical Examiners.

NOW, THEREFORE, the Parties hereto agree as follows:

1. TERM. This agreement shall be effective January 1, 2021, through December 31, 2024, with 1-3-year periods upon actual written agreement of the parties. Once renewed this Agreement shall be reviewed by the parties upon contract end.
2. DUTIES AND OBLIGATIONS OF THE MEDICAL DIRECTOR.
 - A. Commencing with the effective date of this Agreement and during the term of this Agreement, the Medical Director shall be the physician responsible for the medical oversight of personnel providing pre-hospital emergency medical services under the auspices of the Silverton Ambulance. This includes Association employees – full-time, part-time, contracted personnel, temporary (seasonal) and volunteers. This also includes members of the San Juan County Search and Rescue team, a 501(c)(3) non-profit organization that performs Search and Rescue Operations when requested by the Sheriff.
 - B. The Medical Director shall establish and maintain written protocols and / or standing orders for medical acts performed by personnel providing pre-hospital emergency medical services. Copies will be provided for distribution to all Association EMTs.
 - C. The Medical Director shall ensure the continuing competency and performance of personnel providing pre-hospital emergency medical services under the direction and control of the Sheriff. Such quality assurance activities shall include, but are not limited to, patient report

audits, direct observation, participation in call critiques, conducting continuing education, and indirect supervision through various types of communication as required for effective monitoring and supervision of performance of Sheriff's personnel. Other quality assurance activities requiring 24-hour availability may be shared with other physicians meeting the criteria for Medical Directors established by the Colorado State Board of Medical Examiners, a list of which will be provided by the Medical Director to the Sheriff.

- D. The Medical Director will have the ability to recommend remedial training and discipline. In addition, the Medical Director will have the ability to suspend and / or terminate the medical acts allowed by Association personnel under his oversight, based on documented inadequate medical performance or certification.
- E. The Medical Director will be responsible for the inventory of scheduled medications and may delegate, in writing, the responsibility of tracking to the Association managerial personnel. The Medical Director will periodically review logs and inventory for accuracy.
- F. The Medical Director shall ensure that each verbal order, written standing order and / or protocol is appropriate for the certification and skill level of each EMT to whom the performance of medical acts is delegated and authorized. The Medical Director shall be knowledgeable of the training, knowledge, and competence of each EMT to whom the performance of such procedures is delegated.
- G. The Medical Director shall ensure that adequate quality assurance protocols are in place, including periodic performance review and evaluation of Association personnel under his oversight. This will include appropriate documentation and periodic reporting to State agencies with regulatory jurisdiction.
- H. The Medical Director recognizes the importance of protection of confidential information concerning individuals including patients, the public, their families, Association personnel, the personnel of cooperating agencies and the operation of the Ambulance Association. It is the obligation of Medical Director to maintain this confidentiality. It is the policy of the Silverton-San Juan County Ambulance Association to comply with federal laws and regulations associated with the Health Insurance Portability and Accountability Act of 1996 (HIPAA), Notice of Privacy Practices for Protected Health Information (PHI).
- I. The Medical Director will be required to carry medical malpractice insurance, in an amount sufficient to cover him in the event that a suit is brought against him for his medical oversight of Silverton Ambulance

personnel. The Association shall be notified in writing 30 days prior to cancellation or termination of such insurance. In addition, the Medical Director will provide the Association a copy of such policy.

3. DUTIES AND OBLIGATIONS OF THE SILVERTON AMBULANCE ASSOCIATION

- A. The management of the Association may be responsible for the inventory and tracking of scheduled medications, if it is the will of the Medical Director, in writing. The Medical Director will periodically review logs and inventory for accuracy.
- B. If requested, the Association shall provide the Medical Director with copies of certifications, training certificates, and other competence records for each EMT to whom the performance of medical acts is delegated and authorized.
- C. The Association will comply with federal laws and regulations associated with the Health Insurance Portability and Accountability Act of 1996 (HIPAA), Notice of Privacy Practices for Protected Health Information (PHI).
- D. The Association will provide personnel under the oversight of the Medical Director with liability insurance, in an amount sufficient to cover their activities in the event that a suit is brought against them for their performance of medical acts or lack thereof. The Medical Director shall be notified in writing 30 days prior to cancellation or termination of such insurance. The Association will provide the Medical Director a copy of such policy.

4. PAYMENT FOR SERVICES

The Association will pay \$100 per hour for the reimbursement of the Medical Director's time spent in fulfilling these duties. The agency will also reimburse the Medical Director for the part of the cost for his malpractice insurance which will be \$500 per year. Payment will be made to the Medical Director within 30 days of the receipt of monthly invoice.

#120 upto \$8000.00 (A) 01/2021

5. TERMINATION

- A. This Agreement may be terminated at any time by either party upon a 60-day written notice to the other, sent certified mail, return receipt requested. This Agreement may be terminated as a result of breach, provided that the breaching party shall have 30 days after written notice to correct the

breach. Failure to correct the breach within 30 days shall allow the non-breaching party to terminate this Agreement.

Handwritten initials

B. Immediate termination may be made by the Association if services provided are determined to be illegal, unethical, or not meeting the accepted medical standard of care of the Colorado State Board of Medical Examiners.

Handwritten initials

C. If, at the end of the initial term failure to renegotiate a new Agreement occurs, an automatic month-to-month extension will become effective until such time that a new Agreement can be negotiated between the parties.

Handwritten letter D

Handwritten letter D

D. For purposes of this Agreement, the Medical Director shall be an independent contractor of the Association and, as such, shall be solely liable for any taxes and insurance required by law as a result of this Agreement.

MEDICAL DIRECTOR:

_____ Date _____
Dr David C Hughes, M.D.

SILVERTON AMBULANCE ASSOCIATION:

Handwritten signatures
_____ Date: 01/01/2021
Kimmet Holland, EMS Director
Tyler George, EMS Director

SAN JUAN COUNTY SEARCH AND RESCUE:

_____ Date: _____
Jim Donovan, Captain

EMS/SAR Roster December 2021

Crowell	Cameron	Full Time	EMT-IV	cameron.crowell@silvertonrescue.org
George	Tyler	Director	EMT-IV	tyler.george@silvertonrescue.org
Ellis	Ian	Full Time	Paramedic	ian.ellis@silvertonrescue.org
Flynn	Melissa	Full Time	EMT-IV/RN (Pen	melissa.flynn@silvertonrescue.org
Schwab	Elizabeth	Full Time	Paramedic	elizabeth.schwab@silvertonrescue.org
Stone	Ben	Permanent PT	Paramedic/CC	ben.stone@silvertonrescue.org
Anderson	Luke	Permanent PT	EMT-IV	lukeandersonid@gmail.com
George	Christopher	PRN	EMT-A	christopher.george@silvertonrescue.org
Kemery	Pete	PRN	EMT-B	pete.kemery@silvertonrescue.org
Kolks	Rob	PRN	EMT-B	rob.kolks@silvertonrescue.org
Millkey	Jillian	PRN	EMT-B	jmillkey@gmail.com
Austin	David	PRN	EMT-IV	david.austin@silvertonrescue.org
Bergh	Tyler	PRN	EMT-IV	tyler.bergh@silvertonrescue.org
Hutt	Fred	PRN	EMT-IV	fred.hutt@silvertonrescue.org
Weakley	Kelly	PRN	EMT-IV	kelly.weakley@silvertonrescue.org
Woods	Blayne	PRN	EMT-IV	blayne.woods@silvertonrescue.org
Yanko	Jeremy	PRN	EMT-IV	jeremy.yanko@silvertonrescue.org
Austin	Blake	PRN	Paramedic	blake.austin@silvertonrescue.org
Buergler	Stuart	PRN	Paramedic	stuart.buergler@silvertonrescue.org
Burke	Shaun	PRN	Paramedic	triburke@gmail.com
Copenhagen	Ryan	PRN	Paramedic	ryan.copenhagen@silvertonrescue.org
Foster	Laila	PRN	Paramedic	laila.foster@silvertonrescue.org
Gardner	Chelsea	PRN	Paramedic	chelsea.gardner@silvertonrescue.org
Holland	Kimmet	PRN	Paramedic	kimmet.holland@silvertonrescue.org
Imming	David	PRN	Paramedic	david.imming@silvertonrescue.org
King	Matt	PRN	Paramedic	durangomedic@gmail.com
Mesich	Kyle	PRN	Paramedic	
Molina	Stoney	PRN	Paramedic	stoney.molina@silvertonrescue.org
Morrison	Casey	PRN	Paramedic	casey.morrison@silvertonrescue.org
Smith	Damiond	PRN	Paramedic	damiond.smith@silvertonrescue.org
Sablosky	Brad	PRN	Paramedic	bsablosky@gmail.com
Wilson	Jonathan	PRN	Paramedic	jonathan.wilson@silvertonrescue.org
Harrington	Christina	PRN	Paramedic	christina.harrington@silvertonrescue.org
Lloyd	Leo	PRN	Paramedic/FP-C	leo.lloyd@durangofire.org
Aguilar	Riley	Volunteer	EMT-B	aguilar.riley@silvertonrescue.org
Bonwell	Carly	Volunteer	EMT-B	carly.bonwell@silvertonrescue.org
Donovan	Jim	Volunteer	EMT-B	jim.donovan@silvertonrescue.org
Fetchenhier	Kelly	Volunteer	EMT-B	kfetch15@gmail.com
Lantz	Jay	Volunteer	EMT-B	jay.lantz@silvertonrescue.org
Schnitker	Carl	Volunteer	EMT-B	carl.schnitker@silvertonrescue.org
Ackerman	Mike	Volunteer	SAR	michael.ackerman@silvertonrescue.org
Averbuch	Nolan	Volunteer	SAR	nolan.averbuch@silvertonrescue.org
Bond	Maxwell	Volunteer	SAR	maxwell.bond@silvertonrescue.org

EMS/SAR Roster December 2021

Burton	Mike	Volunteer	SAR	michael.burton@silvertonrescue.org
Fearon	Sophie	Volunteer	SAR	sophie.fearon@silvertonrescue.org
Frasier	Colton	Volunteer	SAR	colten.frasier@silvertonrescue.org
Kaufmann	Alessandra	Volunteer	SAR	alessandrakaufmann17@gmail.com
Klim	John (Jack)	Volunteer	SAR	jack.klim@silvertonrescue.org
Laine	Erin	Volunteer	SAR	erin.laine@silvertonrescue.org
Lam	Rachel	Volunteer	SAR	rachel@silvertonrescue.org
Lashley	Austin	Volunteer	SAR	austin.lashley@silvertonrescue.org
Lashley	Casie	Volunteer	SAR	casie.lashley@silvertonrescue.org
Liddick	Kyle	Volunteer	SAR	kyle.liddick@silvertonrescue.org
Leland	Caleb	Volunteer	SAR	caleb.leland@silvertonrescue.org
Mankins	Jaaron	Volunteer	SAR	silverpickco@yahoo.com
Moran	Sarah	Volunteer	SAR	sarah.moran@silvertonrescue.org
Pinto	Cliff	Volunteer	SAR	cliff.pinto@silvertonrescue.org
Powell	Bryon	Volunteer	SAR	bryon.powell@silvertonrescue.org
Schaffrick	Emma	Volunteer	SAR	emma.schaffrick@silvertonrescue.org
Schwartz	Dan	Volunteer	SAR	dan.schwartz@silvertonrescue.org
Thuss	Chauncey (Ben)	Volunteer	SAR	ben.thuss@silvertonrescur.org
Wright	Kathy	Volunteer	SAR	quebeedub@gmail.com
Murphy	Caitlin	Volunteer	SAR/Paramedic/	caitlyn.murphy@silvertonrescue.org
Sullivan	Maggie	Volunteer	SAR/Paramedic/	maggie.sullivan@silvertonrescue.org



American Alternative Insurance Corporation

Statutory Home Office: 1013 Centre Road • Wilmington, DE 19805

Administration Office: 555 College Road East • Princeton, NJ 08543-5241 • (800) 305-4954

Administered by: VFIS • 183 Leader Heights Road • York, PA 17402 • (800) 233-1957 • www.vfis.com



COMMON POLICY DECLARATIONS

Named Insured and Mailing Address:
SILVERTON-SAN JUAN COUNTY
AMBULANCE SERVICE
PO BOX 493
SILVERTON CO 81433

Policy Number: VFIS-TR-2055401-01/000
Renewal of: VFIS-TR-2055401-00

Policy Period: From 07-01-2008
To 07-01-2009
at 12:01 AM Standard Time at your mailing address
shown above

Type of Entity: CORPORATION

Business Description: EMERGENCY SERVICE ORGANIZATION

This policy consists of the following coverage parts:

		<u>Premium</u>
Property	\$	200.00
Crime	\$	NOT COVERED
Portable Equipment	\$	439.00
Auto	\$	3,323.00
General Liability	\$	1,163.00
Management Liability	\$	893.00

Taxes / Fees / Surcharges: \$

Estimated Total Premium: \$ 6,018.00

The policy premium is payable on the dates and in the amounts shown below:

07/01/2008 \$ 6,018.00

COLORADO INSURANCE IDENTIFICATION CARD

COMPANY NUMBER COMPANY COMMERCIAL PERSONAL
American Alternative Ins Corp

POLICY NUMBER EFFECTIVE DATE EXPIRATION DATE
VFNUTR001821800000 **07/01/2020** **07/01/2021**

YEAR MAKE/MODEL VEHICLE IDENTIFICATION NUMBER
2020 **North Star Ambulance** **1FDRF3HT2KEG09663**

AGENCY/COMPANY ISSUING CARD
Canyon Insurance & Financial Services, LLC
PO Box 1947
Rifle, CO 81650

INSURED

**Silverton San Juan County Ambulance
Association, Inc**
PO Box 493
Silverton, CO 81433

BI and PD Coverage Provided
SEE IMPORTANT NOTICE ON REVERSE SIDE

THIS CARD MUST BE KEPT IN THE INSURED
VEHICLE AND PRESENTED UPON DEMAND

IN CASE OF ACCIDENT: Report all accidents to your Agent/Company as soon as possible. Obtain the following information:

1. Name and address of each driver, passenger and witness.
2. Name of Insurance Company and policy number for each vehicle involved.

COLORADO INSURANCE IDENTIFICATION CARD

COMPANY NUMBER COMPANY COMMERCIAL PERSONAL
American Alternative Ins Corp

POLICY NUMBER EFFECTIVE DATE EXPIRATION DATE
VFNUTR001821800000 **07/01/2020** **07/01/2021**

YEAR MAKE/MODEL VEHICLE IDENTIFICATION NUMBER
2012 **Chevrolet Tahoe** **1GNSK2E08CR297257**

AGENCY/COMPANY ISSUING CARD
Canyon Insurance & Financial Services, LLC
PO Box 1947
Rifle, CO 81650

INSURED

**Silverton San Juan County Ambulance
Association, Inc**
PO Box 493
Silverton, CO 81433

BI and PD Coverage Provided
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COLORADO INSURANCE IDENTIFICATION CARD

COMPANY NUMBER

COMPANY

COMMERCIAL

PERSONAL

American Alternative Ins Corp

POLICY NUMBER

VFNUTR001821800000

EFFECTIVE DATE

07/01/2020

EXPIRATION DATE

07/01/2021

YEAR

2012

MAKE/MODEL

Chevrolet AMBULANCE

VEHICLE IDENTIFICATION NUMBER

1GB3K0CL8CF131759

AGENCY/COMPANY ISSUING CARD

**Canyon Insurance & Financial Services, LLC
PO Box 1947
Rifle, CO 81650**

INSURED

**Silverton San Juan County Ambulance
Association, Inc
PO Box 493
Silverton, CO 81433****BI and PD Coverage Provided**

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2. Name of Insurance Company and policy number for each vehicle involved.

**Silverton San Juan County Ambulance Association
Ambulance Equipment/Inventory List
For San Juan County License**

Unit #: A1

Date: 4/4/2022

Inspector: Cameron Crowell

Signature: 

Ventilation and Airway Equipment

Equipment/Supplies	Yes / No	Comments
Portable suction and house suction, wide bore tubing, rigid tip and soft catheter suction including pediatric to size 6-14 French.	<input checked="" type="checkbox"/> Yes / No	
Bulb syringe	<input checked="" type="checkbox"/> Yes / No	
House O2, and portable w/variable flow regulator. Non-rebreather and nasal cannulas in adult and pediatric sizes.	<input checked="" type="checkbox"/> Yes / No	
Hand operated BVM w/O2 reservoirs and standard 15mm and 21mm fittings	<input checked="" type="checkbox"/> Yes / No	
500cc for infants and neonates 150cc	<input checked="" type="checkbox"/> Yes / No	Change in accordance with
750cc for children 450cc	<input checked="" type="checkbox"/> Yes / No	Medical Direction and
1000cc for adults 450cc	<input checked="" type="checkbox"/> Yes / No	Industry Standards
Transparent masks for infants, neonates, children and adults.	<input checked="" type="checkbox"/> Yes / No	
Nasopharyngeal airways in adult sizes 24-32 French	<input checked="" type="checkbox"/> Yes / No	
Oropharyngeal airways in adult and pediatric sizes infant-adult.	<input checked="" type="checkbox"/> Yes / No	
Adult and pediatric endotracheal intubation equipment to include stylets and a tube stabilization device and ET. Tubes uncuffed from 2.5-5.5 and cuffed 6-8	<input checked="" type="checkbox"/> Yes / No	
Laryngoscope and blades straight and or curved sizes 0-4 (curved) 0-3 straight	<input checked="" type="checkbox"/> Yes / No	
Adult and pediatric Magill forceps	<input checked="" type="checkbox"/> Yes / No	
End tidal CO2 detector or alternative device FDA approved.	<input checked="" type="checkbox"/> Yes / No	

Patient Assessment/Vital Signs

Equipment/Supplies	Yes / No	Comments
Blood pressure cuffs to include: lg. Adult, regular adult, child and infant sizes	Yes / No	
Stethoscope	Yes / No	
Penlight	Yes / No	
Cardiac Monitor/Defibrillator w/recorder	Yes / No	
Pulse oximeter	Yes / No	
Glucometer	Yes / No	

Splinting Equipment

Lower extremity traction splint	Yes / No	
Upper and lower extremity splints	Yes / No	
Long board, scoop, vacuum mattress or equivalent with accessories to immobilize pt. head to toe.	Yes / No	
Short board or KED or equivalent to immobilize pt. head to pelvis	Yes / No	
Pediatric spine board or adult on that can be modified for pediatric use.	Yes / No	
Adult and pediatric head immobilization equipment	Yes / No	
Adult and pediatric cervical spine immobilization equipment. C-collars.	Yes / No	

Wound/Dressing Material

Bandages of various types and sizes per agency need and medical direction	Yes / No	
Multiple dressings, including occlusive, various sizes per med. director	Yes / No	
Sterile burn sheet	Yes / No	
Adhesive tape as needed by protocol and med. director	Yes / No	

Obstetrical Supplies

Sterile OB kit w/towels, 4x4s, umbilical clamps, cord scissors, sterile gloves, bulb syringe, and thermal absorbent blanket	Yes / No	
Neonate stocking cap	Yes / No	
	Yes / No	

Miscellaneous Equipment

Equipment/Supplies	Yes / No	Comments
Heavy bandage scissors, sheers or equivalent for cutting clothing, shoes.	Yes / No	
Two working flashlights	Yes / No	
Blankets and appropriate ambulance heating source	Yes / No	
Treatment protocol book	Yes / No	
	Yes / No	

Communications

All comm. equipment must be maintained in working order and be capable of transmitting and receiving voice.	Yes / No	
Two way communications will enable the ambulance personnel to speak with:	Yes / No	
Dispatch services	Yes / No	
Medical control or the physician	Yes / No	
Receiving facilities	Yes / No	
Mutual aid agencies	Yes / No	

Extrication Equipment

Each amb. should carry extrication equipment appropriate to the level of extrication it will be performing in accordance with protocol	Yes / No	
Body substance Isolation equipment properly sized to fit all personnel.	Yes / No	
Non-sterile disposable gloves including latex free.	Yes / No	
Protective eyewear	Yes / No	
Non-Sterile surgical masks	Yes / No	
HEPA masks assorted or universal size	Yes / No	
Sharps containers for appropriate disposal of medical waste and biohazard.	Yes / No	
Safety protection gear for pt. extraction consistent with service capabilities.	Yes / No	

Safety Equipment

Equipment/Supplies	Yes / No	Comments
A set of three warning reflectors	Yes / No	
One ten lb. Or two five lb. ABC fire extinguishers with one accessible from the patient compartment.	Yes / No	
Child safety seat and appropriate restraints for pts., crew, accompanying family members and other vehicle occupants.	Yes / No	
Properly secure patient transport system (stretcher)	Yes / No	

Intravenous Equipment

Adult and pediatric IV solutions and administration equipment per protocol	Yes / No	
Adult and pediatric arm boards	Yes / No	

Pharmacological Agents

Pharmacological agents and delivery devices per medical director	Yes / No	
Pediatric length-based device for drug dosage calculation and sizing equipment	Yes / No	
Pedi-wheel	Yes / No	

Body Substance Isolation/PPE

Non-sterile disposable gloves, 1 box latex free	Yes / No	
Protective eyewear	Yes / No	
Non-sterile surgical masks	Yes / No	
Safety protection gear for extrication consistent with the services capabilities	Yes / No	
Sharps containers and medical waste storage/disposal	Yes / No	
HEPA masks	Yes / No	

**Silverton San Juan County Ambulance Association
Ambulance Equipment/Inventory List
For San Juan County License**

Unit #: A-2

Date: 4/4/2022

Inspector: Cameron Crowell

Signature: 

Ventilation and Airway Equipment

Equipment/Supplies	Yes / No	Comments
Portable suction and house suction, wide bore tubing, rigid tip and soft catheter suction including pediatric to size 6-14 French.	<input checked="" type="radio"/> Yes / No	
Bulb syringe	<input checked="" type="radio"/> Yes / No	
House O2, and portable w/variable flow regulator. Non-rebreather and nasal cannulas in adult and pediatric sizes.	<input checked="" type="radio"/> Yes / No	
Hand operated BVM w/O2 reservoirs and standard 15mm and 21mm fittings	<input checked="" type="radio"/> Yes / No	
500cc for infants and neonates <u>150cc</u>	<input checked="" type="radio"/> Yes / No	Changed size of BVS in
750cc for children <u>450cc</u>	<input checked="" type="radio"/> Yes / No	accordance with Medical Director
1000cc for adults <u>450cc</u>	<input checked="" type="radio"/> Yes / No	and industry standards
Transparent masks for infants, neonates, children and adults.	<input checked="" type="radio"/> Yes / No	
Nasopharyngeal airways in adult sizes 24-32 French	<input checked="" type="radio"/> Yes / No	
Oropharyngeal airways in adult and pediatric sizes infant-adult.	<input checked="" type="radio"/> Yes / No	
Adult and pediatric endotracheal intubation equipment to include stylets and a tube stabilization device and ET. Tubes uncuffed from 2.5-5.5 and cuffed 6-8	<input checked="" type="radio"/> Yes / No	
Laryngoscope and blades straight and or curved sizes 0-4 (<u>curved</u>) 0-3 <u>straight</u>	<input checked="" type="radio"/> Yes / No	
Adult and pediatric Magill forceps	<input checked="" type="radio"/> Yes / No	
End tidal CO2 detector or alternative device FDA approved.	<input checked="" type="radio"/> Yes / No	

Patient Assessment/Vital Signs

Equipment/Supplies	Yes / No	Comments
Blood pressure cuffs to include: lg. Adult, regular adult, child and infant sizes	(Yes) / No	
Stethoscope	(Yes) / No	
Penlight	(Yes) / No	
Cardiac Monitor/Defibrillator w/recorder	(Yes) / No	
Pulse oximeter	(Yes) / No	
Glucometer	(Yes) / No	

Splinting Equipment

Lower extremity traction splint	(Yes) / No	
Upper and lower extremity splints	(Yes) / No	
Long board, scoop, vacuum mattress or equivalent with accessories to immobilize pt. head to toe.	(Yes) / No	
Short board or KED or equivalent to immobilize pt. head to pelvis	(Yes) / No	
Pediatric spine board or adult on that can be modified for pediatric use.	(Yes) / No	
Adult and pediatric head immobilization equipment	(Yes) / No	
Adult and pediatric cervical spine immobilization equipment. C-collars.	(Yes) / No	

Wound/Dressing Material

Bandages of various types and sizes per agency need and medical direction	(Yes) / No	
Multiple dressings, including occlusive, various sizes per med. director	(Yes) / No	
Sterile burn sheet	(Yes) / No	
Adhesive tape as needed by protocol and med. director	(Yes) / No	

Obstetrical Supplies

Sterile OB kit w/towels, 4x4s, umbilical clamps, cord scissors, sterile gloves, bulb syringe, and thermal absorbent blanket	(Yes) / No	
Neonate stocking cap	(Yes) / No	
	Yes / No	

Miscellaneous Equipment

Equipment/Supplies	Yes / No	Comments
Heavy bandage scissors, sheers or equivalent for cutting clothing, shoes.	<input checked="" type="radio"/> Yes / No	
Two working flashlights	<input checked="" type="radio"/> Yes / No	
Blankets and appropriate ambulance heating source	<input checked="" type="radio"/> Yes / No	
Treatment protocol book	<input checked="" type="radio"/> Yes / No	
	Yes / No	

Communications

All comm. equipment must be maintained in working order and be capable of transmitting and receiving voice.	<input checked="" type="radio"/> Yes / No	
Two way communications will enable the ambulance personnel to speak with:	<input checked="" type="radio"/> Yes / No	
Dispatch services	<input checked="" type="radio"/> Yes / No	
Medical control or the physician	<input checked="" type="radio"/> Yes / No	
Receiving facilities	<input checked="" type="radio"/> Yes / No	
Mutual aid agencies	<input checked="" type="radio"/> Yes / No	

Extrication Equipment

Each amb. should carry extrication equipment appropriate to the level of extrication it will be performing in accordance with protocol	<input checked="" type="radio"/> Yes / No	
Body substance Isolation equipment properly sized to fit all personnel.	<input checked="" type="radio"/> Yes / No	
Non-sterile disposable gloves including latex free.	<input checked="" type="radio"/> Yes / No	
Protective eyewear	<input checked="" type="radio"/> Yes / No	
Non-Sterile surgical masks	<input checked="" type="radio"/> Yes / No	
HEPA masks assorted or universal size	<input checked="" type="radio"/> Yes / No	
Sharps containers for appropriate disposal of medical waste and biohazard.	<input checked="" type="radio"/> Yes / No	
Safety protection gear for pt. extraction consistent with service capabilities.	<input checked="" type="radio"/> Yes / No	

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A set of three warning reflectors	<input checked="" type="radio"/> Yes / <input type="radio"/> No	
One ten lb. Or two five lb. ABC fire extinguishers with one accessible from the patient compartment.	<input checked="" type="radio"/> Yes / <input type="radio"/> No	
Child safety seat and appropriate restraints for pts., crew, accompanying family members and other vehicle occupants.	<input checked="" type="radio"/> Yes / <input type="radio"/> No	
Properly secure patient transport system (stretcher)	<input checked="" type="radio"/> Yes / <input type="radio"/> No	

Intravenous Equipment

Adult and pediatric IV solutions and administration equipment per protocol	<input checked="" type="radio"/> Yes / <input type="radio"/> No	
Adult and pediatric arm boards	<input checked="" type="radio"/> Yes / <input type="radio"/> No	

Pharmacological Agents

Pharmacological agents and delivery devices per medical director	<input checked="" type="radio"/> Yes / <input type="radio"/> No	
Pediatric length-based device for drug dosage calculation and sizing equipment	<input checked="" type="radio"/> Yes / <input type="radio"/> No	
<i>Pedi-wheel</i>	<input checked="" type="radio"/> Yes / <input type="radio"/> No	

Body Substance Isolation/PPE

Non-sterile disposable gloves, 1 box latex free	<input checked="" type="radio"/> Yes / <input type="radio"/> No	
Protective eyewear	<input checked="" type="radio"/> Yes / <input type="radio"/> No	
Non-sterile surgical masks	<input checked="" type="radio"/> Yes / <input type="radio"/> No	
Safety protection gear for extrication consistent with the services capabilities	<input checked="" type="radio"/> Yes / <input type="radio"/> No	
Sharps containers and medical waste storage/disposal	<input checked="" type="radio"/> Yes / <input type="radio"/> No	
HEPA masks	<input checked="" type="radio"/> Yes / <input type="radio"/> No	

RESOLUTION 2022-02

A RESOLUTION ALLOWING THE USE OF OFF-HIGHWAY VEHICLES
ON CERTAIN ROADS WITHIN THE BOUNDARIES OF SAN JUAN COUNTY

WHEREAS, Colorado Revised Statutes 33-14.5-108(1)(f) allows the Board of Commissioners the right to declare which County roads may be used by off-highway vehicles (OHVs); and

WHEREAS, there is a demand by OHV users for San Juan County to allow the use of OHVs on roads within the County; and

WHEREAS, the Board of Commissioners has determined that the citizens of San Juan County may benefit both socially and economically by the Board allowing the use of off-highway vehicles on certain County roads; and

WHEREAS, it is the desire of the Board of Commissioners to designate certain roads in the County as allowable for OHV use.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of San Juan County that all County roads may be used by off-highway vehicles, with the following exception:

1. County Road 6, also known as the Shrine Road, shall not be open to off-highway vehicles.
2. County Road 34 and 34A also known as the Cemetery Road and the Water Line Road.
3. The section of County Road 110 between County Road 70 also known as Hancock Gulch Road and the Town of Silverton Boundary.

BE IT FURTHER RESOLVED that for the purpose of this resolution the definition of “off-highway vehicle” shall be the definition found in Colorado Revised Statutes 33-14.5-101, a copy of which is attached to this resolution.

BE IT FURTHER RESOLVED that Resolutions 2012-04 is hereby repealed.

READ, PASSED AND ADOPTED this 13th day of April, 2022 by the Board of Commissioners of San Juan County, Colorado.

Scott Fetchenhier

Attest:

Austin Lashley

Ladonna Jaramillo
Clerk and Recorder

Ernest F. Kuhlman



Willy Tookey <admin@sanjuancolorado.us>

Miner's Hospital

1 message

Gloria Kaasch-Buerger <gkaasch-buerger@silverton.co.us>
To: Willy Tookey <admin@sanjuancolorado.us>

Thu, Apr 7, 2022 at 10:11 AM

Hello Willy,

I would like to ask if we could move our Town/County Planning Department to the Miner's Hospital utilizing two of the offices on the third floor. The town staff is growing, and we are already on top of each other in Town Hall. The offices at the Miner's Hospital are move-in ready and could accommodate the quiet workspace needed for this department. I would request that we have this space without charge since we share the Planning Department.

With the new building inspector starting on May 1st and the anticipation of more growth in the Planning Department, we are desperately seeking more offices. The Town explored the Visitor's Center as an option and will be utilizing a currently vacant room for an office for our Communications and Events Coordinator. I am trying to give everyone a space that will increase productivity and reduce distractions. My goal would be to have the Planning Department Moved by the first of May or somewhere in that timeframe.

Please consider this request.

Thank you,

Gloria Kaasch-Buerger
Town Administrator
Town of Silverton
gkaasch-buerger@silverton.co.us
970-880-4087 - DIRECT
970-387-5522 - OFFICE
970-387-9922 - FAX



Sender and receiver should be mindful that all my incoming and outgoing emails may be subject to the Colorado Open Records Act, § 24-72-100.1, et seq.

TENTATIVE

Road closure dates on US 550

The Colorado Department of Transportation (CDOT) has not yet issued a permit for proposed full road closures on U.S. 550, between Ouray and Engineer Pass to allow vegetation management operations for fire mitigation, electrical service reliability, and local broadband improvement.

When the permit is issued, travelers may need to plan around two four-hour closures, weekdays in the mornings and afternoons on US Highway 550 between Silverton and Ouray. The highway will remain open overnight and on weekends.

4 - Hour Closures		Dates
CLOSED	8:30 a.m. to 12:30 p.m.	May 2 nd - 6 th & May 9 th - 13 th (open on weekends)
OPEN	12:30 to 1:30 p.m.	
CLOSED	1:30 to 5:30 p.m.	
OPEN nightly from 5:30 p.m. to 8:30 a.m.		
Intermittent (15 minute) closures		May 16 th - 19 th (open on weekends)

Information is available on up-to-date closure times and alternate routes at:

*****All planned work is weather dependent.*****

 **COtrip** www.cotrip.org

Learn more...

The backup power line that serves Ouray County and traverses the Red Mountain along US 550, needs to be re-built. This San Miguel Power Association (SMPA) project will lower the risk of wildfires and the potential infrastructure improvement can improve electrical reliability while extending a middle-mile broadband pathway.



Learn about the prospective benefits of this project at:

www.smpa.com/content/red-mountain-electrical-reliability-and-broadband-improvement-project



COLORADO
Department of
Transportation



Willy Tookey <admin@sanjuancolorado.us>

TENTATIVE Hwy. 550 Road Closures

1 message

Alex Shelley <alex@smpa.com>

Thu, Apr 7, 2022 at 6:46 PM

To: Silas Clarke <clarkes@cityofouray.com>, "funke@cityofouray.com" <funke@cityofouray.com>, "smithj@cityofouray.com" <smithj@cityofouray.com>, "guldet@cityofouray.com" <guldet@cityofouray.com>, "lindseyp@cityofouray.com" <lindseyp@cityofouray.com>, Glen Boyd <gboyd@ouraycountyco.gov>, "martensenb@cityofouray.com" <martensenb@cityofouray.com>, "woodj@cityofouray.com" <woodj@cityofouray.com>, "woodkj@cityofouray.com" <woodkj@cityofouray.com>, "colemanj@cityofouray.com" <colemanj@cityofouray.com>, "fire@cityofouray.com" <fire@cityofouray.com>, Mike Wiggins <mike@ouraynews.com>, Lynn Padgett <lpadgett@ouraycountyco.gov>, Jake Niece <jniece@ouraycountyco.gov>, "btisdell@ouraycountyco.gov" <btisdell@ouraycountyco.gov>, Connie Hunt <chunt@ouraycountyco.gov>, Willy Tookey <admin@sanjuancolorado.us>, Jim Donovan <oem@sanjuancolorado.us>, Deanne Gallegos <pio@sanjuancolorado.us>, "jclark@town.ridgway.co.us" <jclark@town.ridgway.co.us>, Jennifer Peterson <jpeterson@ouraycountyco.gov>, "jperry@ouraycountyco.gov" <jperry@ouraycountyco.gov>, William Tookey <administrator@sanjuancolorado.us>, "sjcsheriff@frontier.net" <sjcsheriff@frontier.net>, Preston Neill <pneill@town.ridgway.co.us>, DeAnne Gallegos <chamber@silvertoncolorado.com>, "sfuhrman@silverton.co.us" <sfuhrman@silverton.co.us>, Gloria Kaasch-Buerger <gkaasch-buerger@silverton.co.us>, "ladair@silverton.co.us" <ladair@silverton.co.us>, "editor@silvertonstandard.com" <editor@silvertonstandard.com>, "chris@fontier.net" <chris@fontier.net>, Kim White <kwhite@silvertonschool.org>, Terry Rhoades <terryr@smpa.com>, "kimpaq@gmail.com" <kimpaq@gmail.com>, "kimmetdh@yahoo.com" <kimmetdh@yahoo.com>, "heidi@visitglenwood.com" <heidi@visitglenwood.com>, "Nicholas.Szuch@usda.gov" <Nicholas.Szuch@usda.gov>, "Kimberlee.Phillips@usda.gov" <Kimberlee.Phillips@usda.gov>, Lisa Schwantes <lisa.schwantes@state.co.us>, "Allison - Cdot, Jennifer" <jennifer.allison@state.co.us>, Seth Cohen <seth.cohen@state.co.us>, "shawkins@montrosecounty.net" <shawkins@montrosecounty.net>, "Constan - CDOT, Julie" <julie.constan@state.co.us>, "pdamke@me.com" <pdamke@me.com>, "colin.mitchell@state.co.us" <colin.mitchell@state.co.us>, "telluridemountainclub@gmail.com" <telluridemountainclub@gmail.com>, "onsight1@me.com" <onsight1@me.com>, Ryder Walker Adventure <adventure@ryderwalker.com>, "info@redmountainalpinelodge.com" <info@redmountainalpinelodge.com>, "director@ironhorsebicycleclassic.com" <director@ironhorsebicycleclassic.com>, "ruth@ouraymountainrescue.com" <ruth@ouraymountainrescue.com>

Cc: Terry Schuyler <terry.schuyler@smpa.com>, Brad Zaporski <brad@smpa.com>, Debbie Cokes <debbie@smpa.com>, Alex Shelley <alex@smpa.com>, Wiley Freeman <wiley@smpa.coop>, Jeremy Fox <jeremy@smpa.com>, MartyJo Davis <martyjo.davis@smpa.com>, Paul Hora <phora@smpa.coop>, Tammi Magallon <Tammi@smpa.com>, Mark Prezbindowski <mark.prezbindowski@smpa.com>, Darcy Weimer <dweimer@smpa.coop>, Byrd Williams <bwilliams@smpa.coop>

Dear Community Stakeholders,
State Officers, Representatives, and SMPA Members:

Spring is here and soon, conditions on Red Mountain Pass will likely be conducive to infrastructure maintenance work. You'll remember that, with your cooperation, we at San Miguel Power Association (SMPA) and our contractor, VM West, were able to conduct vegetation management and clearing in the SMPA electrical transmission right-of-way along U.S. Hwy 550, last year. This vital work has already reduced the risk of wildfires in the Mother Cline slide area and right-of-way areas South of County Road 18 (CR 18). We thank you for your partnership.

Timber from the vegetation management operations is still on the ground North of CR 18, and we are looking forward to clearing this section and calling the fire mitigation part of the Red Mountain Electrical Reliability and Broadband Improvement Project "complete."

We met with you in November of last year and heard your request that we complete all work requiring full closures of Highway 550 before Memorial Day (May 30th) in order to minimize the impact on local economic activity and tourism. With this feedback in mind, we are proposing the week of May 2nd-6th and May 9th-13th for full closures (8:30am-12:30pm/ 1:30pm-5:30pm). In this case, intermittent closures (15 minute) would also need to occur during work periods in the week of May 16th-19th.

Please note that, although the Colorado Department of Transportation (CDOT) has received our proposal, they have not issued a permit. The above dates and times, therefore, are only TENTATIVE. It should be understood that all planned work is subject to weather conditions and any other emergency concerns.

Public communications regarding this proposed work as well as the overall project are already ongoing. Like last year, SMPA Communications invites cooperation with Public Information Officers from each interested organization as well as any information outlet that can help spread the word.

While working in partnership with you last year, we heard your expectation that the public should be notified of any planned closures at least two weeks ahead of time. Please note that SMPA Communications will continually offer reminders and information about the proposed work, but will not publicly distribute specific dates and times until directed to do so by CDOT.

We thank those of you who wrote letters of support to CDOT and we hope that this combined expression of public intent will facilitate a full two-week period of outreach to best prepare local and out-of-state travelers.

In the spirit of partnership, we, once again, invite any feedback you may have to this notice. If you have questions or concerns, please reply to this message or call me at 970-209-5593. Thank you for your support and communication. Together, we can build a safer and more resilient system for our members, citizens, and guests.

Alex Shelley
Communications Executive



P.O. Box 1150
Ridgway, CO 81432
Office: 970-626-5549 x212
Mobile: 970-209-5593

Fund Status Report

San Juan County

Report Selection Criteria:

Selected Fund Type: ALL
 Include Encumbrances? NO
 Include Pri Yr Liabilities? NO
 Printed in Alpha by Fund Name? NO

Fiscal Year: 2022

From Date: 3/1/2022

From Period: 3

Thru Date: 3/31/2022

To Period: 3

Option: Period

Selected Funds :

	Beginning Balance	Receipts	Disbursements	Transfers	Ending Balance
General Fund (01)					
010 - COUNTY GENERAL FUND	\$164,449.56	\$441,878.86	(\$379,870.56)	\$0.00	\$226,457.86
020 - COUNTY ROAD & BRIDGE	\$311,384.64	\$23,025.28	(\$59,362.11)	\$0.00	\$275,047.81
030 - CONTINGENT FUND	\$54,554.94	\$0.00	\$0.00	\$0.00	\$54,554.94
035 - AMENDMENT 1-EMERGENCY FUN	\$30,000.00	\$0.00	\$0.00	\$0.00	\$30,000.00
040 - SOCIAL SERVICE FUND	\$72,916.02	\$5,116.75	(\$12,826.42)	\$0.00	\$65,206.35
045 - AFFORDABLE HOUSING FUND	\$229,367.70	\$37,701.06	\$0.00	\$0.00	\$267,068.76
050 - CONSERVATION TRUST	\$10,675.18	\$287.90	\$0.00	\$0.00	\$10,963.08
051 - LODGING TAX FUND	\$380,153.53	\$11,775.69	\$0.00	\$0.00	\$391,929.22
052 - TOURISM BOARD FUND	\$8,090.45	\$0.16	(\$1,750.50)	\$0.00	\$6,340.11
055 - NOXIOUS WEED FUND	\$1,988.18	\$0.00	\$0.00	\$0.00	\$1,988.18
060 - TOWN OF SILVERTON	\$7,624.75	\$62,705.39	(\$62,564.24)	\$0.00	\$7,765.90
070 - DURANGO FIRE PROTECTION DIS	(\$2,382.83)	\$24,733.56	(\$24,733.56)	\$0.00	(\$2,382.83)
080 - SOUTHWEST WATER CONSERVAT	\$59.60	\$7,667.46	(\$7,667.46)	\$0.00	\$59.60
090 - ADVERTISING FEES	\$10,178.40	\$0.00	\$0.00	\$0.00	\$10,178.40
100 - REDEMPTION	\$312.30	\$0.00	\$0.00	\$0.00	\$312.30
110 - SCHOOL GENERAL	(\$8,203.11)	\$146,435.34	(\$146,435.34)	\$0.00	(\$8,203.11)
116 - SCHOOL BOND	\$0.00	\$17,587.13	(\$17,587.13)	\$0.00	\$0.00
200 - SPECIAL ASSESSMENTS	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
210 - 911 AUTHORITY	\$44,098.42	\$5,302.51	(\$2,418.44)	\$0.00	\$46,982.49
220 - TREASURER'S FEES	\$16,958.05	\$500.00	\$0.00	\$0.00	\$17,458.05
230 - ASSESSOR'S PENALTY	\$5,548.41	\$0.00	\$0.00	\$0.00	\$5,548.41
240 - TREASURER'S DEEDS/FORECLOS	\$11,626.03	\$0.00	(\$125.76)	\$0.00	\$11,500.27
250 - CLERK TECHNOLOGY FEES	\$4,360.40	\$43.00	\$0.00	\$0.00	\$4,403.40
260 - ADMIN FEE	\$2,698.42	\$0.00	\$0.00	\$0.00	\$2,698.42
270 - PEAK INVESTMENTS	\$34,964.13	(\$890.56)	\$0.00	\$0.00	\$34,073.57
280 - ABATEMENTS	(\$2,333.91)	\$0.00	\$0.00	\$0.00	(\$2,333.91)
300 - ESCROW-AMBULANCE	\$72,358.90	\$2.38	\$0.00	\$0.00	\$72,361.28

Composition of Cash Balances and Investments

As Of: 3/31/2022 Including Account Details

	Net Bank Balance	Investments	Cash on Hand/ In Transit	Total
<i>Cash and Cash Items</i>				
Cash on Hand	\$0.00	\$0.00	\$200.00	\$200.00
Cash on Hand:	\$0.00	\$0.00	\$200.00	\$200.00
<i>Demand and Time Deposits</i>				
Citizens State Bank				
Tourism Fund Checking	\$6,462.50	\$0.00	\$0.00	\$6,462.50
Affordable Housing Checking	\$285,685.19	\$0.00	\$0.00	\$285,685.19
911 Authority Checking Checking	\$47,326.56	\$0.00	\$0.00	\$47,326.56
General Checking Checking	\$1,073,708.17	\$0.00	\$0.00	\$1,073,708.17
Citizens State Bank:	\$1,413,182.42	\$0.00	\$0.00	\$1,413,182.42

2022 SALES TAX

	Town		County		Emergency Services	
	Local	Remote	Local	Remote	Local	Remote
January	39,205.90	9,195.92	11,537.52	7,277.72	18,815.24	10,295.36
February	44,146.95	12,788.01	18,779.24	6,835.25	25,614.49	12,263.74
March	62,963.42	18,727.85	15,168.99	5,753.99	20,922.98	15,300.16
April	53,190.25	7,164.49	21,069.45	5,470.91	26,540.36	7,896.61
May						
June						
July						
August						
September						
October						
November						
December						
Total	199,506.52	47,876.27	66,555.20	25,337.87	91,893.07	45,755.87
					166,290.28	212,046.15

County Sales Tax

	2017	2018	2019	2020	2021	2022 % Change	5yr. Average	
January	6,799.02	4,970.71	7,799.87	6,854.79	16,723.50	18,815.24	12.51%	11,032.82
February	15,080.08	13,859.09	12,885.86	22,860.78	19,987.28	25,614.49	28.15%	19,041.50
March	10,000.08	11,861.72	11,246.33	14,595.18	16,402.87	20922.98	27.56%	15,005.82
April	11,323.27	10,399.61	8,857.05	15,280.29	15,820.09	26,540.36	67.76%	15,379.48
May	13,990.92	16,321.32	19,708.91	12,778.47	24,773.54		93.87%	17,514.63
June	7,552.19	4,601.13	5,827.74	9,946.40	17,549.36		76.44%	9,095.36
July	7,682.30	5,985.49	6,206.92	17,737.22	13,668.65		-22.94%	10,256.12
August	13,949.50	6,568.03	13,486.95	10,921.79	32,028.49		193.25%	15,390.95
September	21,634.93	9,579.78	22,429.05	21,745.79	30,048.75		38.18%	21,087.66
October	16,769.39	11,057.45	13,774.16	18,726.14	29,953.36		59.95%	18,056.10
November	-4,182.80	11,187.78	15,070.58	17,785.19	29,182.27		64.08%	13,808.60
December	4,750.60	5,273.24	7,547.72	17,476.46	19,698.95		12.72%	10,949.39
Total	125,349.48	111,665.35	144,841.14	186,708.50	265,837.11	91,893.07	42.38%	166,880.32

Year to Date 43,202.46 41,091.13 40,789.11 59,591.04 68,933.74 91,893.07 33.31%

Town Sales Tax

	2017	2018	2019	2020	2021	2022	% Change	5-Year Ave.
January	15,692.10	17,803.62	17,777.51	28,417.92	40,358.55	48,401.82	19.93%	30,551.88
February	27,691.72	24,144.03	26,379.98	39,259.76	45,122.36	56,934.96	26.18%	38,368.22
March	18,150.71	23,836.90	33,717.73	34,763.49	46,228.85	81,691.27	76.71%	44,047.65
April	21,740.67	24,868.07	75,356.86	37,422.14	46,611.62	60,354.74	29.48%	48,922.69
May	31,728.94	21,945.84	32,071.64	24,839.85	60,352.89		142.97%	34,187.83
June	17,898.60	17,527.63	21,650.46	22,518.84	43,589.40		93.57%	24,636.99
July	44,161.00	53,182.66	50,243.72	29,239.56	74,281.24		154.04%	50,221.64
August	105,922.79	80,166.62	105,875.94	90,106.11	190,977.70		111.95%	114,609.83
September	160,276.49	151,431.83	179,274.96	170,982.30	233,606.46		36.63%	179,114.41
October	116,768.86	121,288.07	151,774.01	155,155.28	192,817.13		24.27%	147,560.67
November	163,456.93	130,755.88	146,395.83	153,802.89	189,389.35		23.14%	156,760.18
December	52,770.79	50,151.94	64,974.75	83,368.79	129,991.56		55.92%	76,251.57
TOTAL	776,259.60	717,103.10	905,493.39	869,876.93	1,293,327.11	247,382.79	48.68%	912,412.03

Year to Date

83,275.20	90,652.63	153,232.08	139,863.31	178,321.38	247,382.79	38.73%
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Emergency Services Sales Tax

	2017	2018	2019	2020	2021	2022	% Change	5-Year Ave.
January	5,622.78	5,693.58	22,652.17	22,081.29	35,673.96	42,007.94	17.76%	25,621.79
February	10,692.95	9,500.78	20,193.73	38,888.47	40,698.37	51,602.55	26.79%	32,176.78
March	7,037.70	8,924.66	28,148.22	30,899.33	39,142.28	64,129.75	63.84%	34,248.85
April	8,265.99	22,040.87	52,719.27	32,992.58	39,017.29	54,305.90	39.18%	40,215.18
May	11,429.96	23,915.42	32,415.46	28,328.62	53,200.16		87.80%	29,857.92
June	6,362.70	13,364.73	17,201.80	20,323.77	38,209.24		88.00%	19,092.45
July	12,960.82	36,977.68	35,279.36	29,408.23	54,965.11		86.90%	33,918.24
August	29,968.07	54,297.30	74,723.11	62,795.11	139,369.81		121.94%	72,230.68
September	45,477.85	100,795.88	126,269.99	120,650.92	164,773.79		36.57%	111,593.69
October	33,384.56	82,850.46	103,635.85	108,852.60	139,222.51		27.90%	93,589.20
November	39,818.53	88,859.04	101,380.60	107,416.93	136,598.38		27.17%	94,814.70
December	14,380.35	34,697.06	45,399.97	63,130.77	93,550.49		48.19%	50,231.73
Total	225,402.27	481,917.46	660,019.53	665,768.62	974,421.39	212,046.14	46.36%	601,505.85
Year to Date	31,619.42	46,159.88	123,713.39	124,861.67	154,531.90	212,046.14	37.22%	

Lodging Tax

	2017	2018	2019	2020	2021	2022 % Change	5 yr. Average	
January	35.05	126.80	885.93	3,729.44	543.94	1,034.65	47.43%	1,064.23
February	10,406.98	8,318.23	10,816.00	14,088.47	20,282.97	17,982.00	-12.80%	12,782.53
March	786.00	3,097.25	145.07	454.00	660.00	11,775.69	94.40%	1,028.46
April	1,543.39	2,002.98	33.00	-	1,489.56	1,091.00	-36.53%	1,013.79
May	13,776.57	11,375.54	17,612.98	14,069.00	30,651.70		117.87%	17,497.16
June	1,094.30	1,356.34	952.07	300.40	1,007.32		235.33%	942.09
July	309.00	2,702.84	170.21	573.00	11,854.90		1968.92%	3,121.99
August	10,799.07	11,477.00	14,372.43	13,978.56	57,659.81		312.49%	21,657.37
September	5,661.40	7,956.78	2,738.12	139.00	248.50		78.78%	3,348.76
October	2,632.10	666.79	2,848.73	780.48	1,346.59		72.53%	1,654.94
November	38,017.00	43,574.04	47,263.00	58,396.70	76,493.41		30.99%	52,748.83
December	2,839.96	2,029.95	1,790.37	1,918.52	3,364.85		75.39%	2,388.73
Total	87,900.82	94,684.54	99,627.91	108,427.57	205,603.55	31,883.34	89.62%	119,248.88

Year to Date 11,228.03 11,542.28 11,847.00 18,271.91 21,486.91 30,792.34 30.22%



Town of
Silverton

PO Box 250
Silverton, CO 81433



SAN JUAN COUNTY

PO Box 466
Silverton, CO 81433

Date: March 21, 2022.

For: March 23 Board of County Commissioners Meeting.

From: Town/County Planning Director.

Regarding: Summary of Recent Planning Department Work.

- The Improvement Permit Application for the proposed Collins Residence, to be located on a parcel called Greyrock Village North, on Highway 550 at the County Line, was reviewed by the Planning Commission on March 15, and is being scheduled for a Board of County Commissioners upcoming Public Hearing, following publication of a Legal Notice.
- The County Improvement Permit Application for the proposed re-grading of an existing road, proposed road gates, and proposed improvements at two mine portals, located at the Old 100 Mine/Mill and the Gary Owen Mine, in Cunningham Gulch, was reviewed by the Planning Commission, and is being scheduled for a County Commissioners Public Hearing, following publication of a Legal Notice.
- Several applicants are nearing completion of County Improvement Permit Applications. Two may be complete enough for an April 19 Planning Commission review, including: A proposed cabin near Kendall Gulch Creek (close to Deer Park); A proposed cabin on a mining claim on Ophir Pass.
- Several applicants are working on County Improvement Permit Applications, which will be reviewed by the Planning Commission sometime after April, including: A proposed cabin on a mining claim near Blair Gulch; Proposed improvements on a mining claim near Chattanooga; A proposed cabin on a mining claim near Red Mountain Pass; A proposed lodge on a mining claim in Prospect Gulch; A proposed cabin with woodworking shop on a claim alongside CR 2; A proposed cabin on a claim near Maggie Gulch Road.
- Several applicants are working on County Improvement Permit Applications, for proposed development of existing Lots within previously-approved Subdivisions, which can be reviewed administratively by County Staff (only if all previous County Subdivision requirements are met): Lot 6 Cole Ranch, ongoing evaluation of the alternate "Building Envelope Subject to Geologic Evaluation;" Lots 2-4 Cole Ranch Subdivision, proposed residence, utilities, and outbuilding; Two separate unrelated applications for development on two Tracts in the Know Your Neighbor Subdivision, located on Lime Creek Road.
- There are some proposed County Special Events that the Staff has been working on with applicants.
- The County Commissioners will be reviewing a Transfer of Ownership County License Application, for an existing permitted marijuana facility, following an application review and a Legal Notice.
- There was a recent meeting of County Staff, with our County Attorney and Administrator, and we discussed a draft Resolution we are working on, to amend some regulations, including maximum square footage of proposed structures, as well as Boundary Agreements, and a permit system for controlled burns.
- The Town/County Building Inspector has interviewed some persons to hire to train as his replacement.
- The Planning Department is "shared" by the Town and the County, and there are numerous Town applications being processed. Therefore, we expect that this summer will be very busy, construction-wise.
- There are also several big projects the Town staff is working on, such as: grants for affordable housing, new Blair Street bathrooms, updating the Master Plan, Town code updates, and a Town summer RV Park.
- The Town/County Planning Director has been receiving ongoing assistance from, and has been continuing the training of, the Town of Silverton Planning Department Assistant Clark Thornhill.
- The County Commissioners and citizens can contact me regarding any Town/County Planning Department questions at work email address LAdair@silverton.co.us or work cell phone number (970) 946-9408.

**SAN JUAN COUNTY ROAD DEPARTMENT
YEARLY ROAD MAINTENANCE REPORT
2021**

County Road #2 Town Limits to Eureka, Winter maintenance, Snow, ice and avalanche removal. Pushing banks and pulling ditches to widen road. Clean wide areas and parking in Eureka, Maggie Gulch and lower Cunningham gulch. The winter was a light winter for snowfall and two avalanches crossed the road! Had to cut ice in a couple spots. Road patrols, rock and tree removal etc.

Equipment Used	Winter Hours
#1-772G grader/ plow,	110
#2-772G grader/ plow,	120
936E loader,	23
D6T tractor,	3
Chevy Pickups,	165
Total Hours,	421

County road #2 Town to Eureka, Regular Spring and Summer Maintenance. Grading/ blading, ditch maintenance. Road repairs and culvert maintenance and repairs. The hauling and placement of gravel and materials. Repair soft spots and water damage. Channel and place some large boulders to start to rip-rap the Animas to try a prevent flooding! Dust control if possible. Removed trees and slide debris from culverts in Minnie, Maggie and Boulder creeks etc. We did dust control mag-chloride in 2021 to stabilize the road and dust control for public safety from the end of pavement to Howardsville. Applied around 43,800 gallons of mag-chloride and 80/20 blend last summer at a cost of \$35,710 with roller rental did not need much water started raining during and after application. The car wash got more mag than the road!! was a little less busy than 2021.” The OHV’s are still the County’s worst nightmare” and the County cannot sustain the amount of traffic and road damage repairs and grading needed to even try to keep up! Patch potholes and some cracks in the pavement. We need to think about a chip seal or overlay on or pavement sections the pavement is 20 years old. Hauled and spread over 1850 tons of gravel. Road patrols and rock runs and culvert checks in pickups. Signs and posts installations for speed limit signage etc. Mudslides cleared and culverts unplugged and scheduled to be replaced in 2022.

#1-772G grader, 90 hours.

#2-772G grader, 110 hours.

936 loader, 60 hours.

D6 tractors, 4 hours.

Int 9400 dump truck, 54 hours.

Water Truck, 6 hours.

Backhoe, 4 hours.

Labor on signs etc. 20 hours.

Chevy pickup trucks, 75 hours.

Gravel 2100 ton at \$16.00 per ton.

Mag-Chloride, 80/20 Blend \$35,710.00.

Roller, \$2,000 rental.

Total hours summer Maintenance, 414 hours.

We may have to truck a better gravel from Durango or Montrose for the 2.1 miles to Howardsville around 4000 tons or more. Could cost close to \$100,000!

Mag-Chloride could be almost \$1.00 per gallon in 2022 because of the fuel cost!

County road #2 Eureka to Animas Forks and Engineer Pass to the County line and 1.2 miles in Ouray County to the Hinsdale County line. Snow and avalanche removal. It was a lite snow year had a couple fair sized slides below Animas Forks. Open to Animas Forks 4/16/21 and top Engineer Pass 5/12/21.

D6T tractor, 58 hours, snow removal and 12 hours road repairs.

D6T tractor, 12 hours in Ouray County, snow removal.

#1-772G grader, 6 hours.

#2-772G grader, 16 hours.

936 loader, 18 hours, rock and trees in Grouse Gulch slide etc.

Pickup trucks, 29 hours travel and fueling etc.

24 tons of gravel.

County road #17 Mineral Creek/ Lower Engineer Pass, Snow, rock and tree removal. Opened to Ouray county line on 5/19/21.

D6T tractor, 8 hours.

Ford pickup, 3 hours.

County road #18 Mineral Point and CR-18A London Mine access road, snow removal and rock removal. The BLM and MLRD are doing a project on around this road and have ditched and put in a culvert etc. Work done by the BLM and private property owner for drainage cut in ditches and water bars.

D6T tractor, 2 hours.

Pickup, 1 hour.

County road #110 Gladstone, Snow removal, ice and rock removal. It was a lite snow year. Pull ditches and clean parking areas and turn arounds. We had one avalanches on the road. Had some parking issues and speeding and everyone driving on the wrong side of the road! The backcountry skiers are a issue with parking and blocking the road sometimes. avalanche control work done one time on the Fairview and Jump slides.

#1-772G grader/plow, 182 hours.

#2-772G grader/plow, 120 hours.

936 loader, 21 hours.

D6 tractor, 2 hours.

Chevy/GMC pickups, 180 hours road patrols, rock removal etc.

County road #110 Gladstone, Summer, road maintenance. Grading and ditch cleaning and culvert cleaning and repairs. Rock, tree and slide debris removal. We had very little spring runoff or summer rain events the last two years. We have to pull trees out of the Cement creek culverts during high water. The BLM and MLRD should pay the County \$5000.00 or 500 tons of gravel for any of their projects on any primary county road! Snow and culvert markers etc. Clean culverts by hand/shovel. We need to get gravel hauled on this road. This road is a speedway for the OHV's and every other vehicle with almost zero law enforcement! Had three mudslides run from rain and hail. Plugged culverts and washed part of the road away at Beaver Hill, Ohio Gulch and Topeka Gulch cleared debris and repaired road. Removed old plugged culvert and installed a new 24"x 60' plastic culvert near Topeka Gulch and Mayday mine access. CR-110 needs gravel!!!

#1-772G, grader, 100 hours.

#2-772G grader, 44 hours.

936 Loader, 75 hours.

Int. 9400 dump truck, 10 hours.

D6N tractor, 3 hours.

Town Backhoe, 6 hours.

Pickup trucks, 83 hours. Road patrols, rock removal etc.

Labor, 28 hours.

80 tons gravel.

County road #3 Stony Pass to Pole Creek, Snow removal road opened to the top on 5/16/21 and to Pole Creek on 5/19/21 not a lot of snow. Had to clean and lot of trees out of the culverts and creek from the 2019 slide debris washing down and plugging the culverts and washing out the road and the culverts in Stony Creek from Cunningham to timber line on Stony. Had to use the Town's backhoe to dig out large trees and clean culvert intakes again. Had several mudslides run on both sides of Stony and seven on the Pole creek side. Had to clear slides and did some other road repairs, cleaned and unplugged culverts due to the rains and OHV damage to switchbacks etc. Worked the cliffs above Cunningham in October a cut and fill.

D6N tractor, 105 hours.

936 Loader, 2 hours.

Town Backhoe, 5 hours.

772G graders, 6 hours.

D6T tractor, 30 hours.

Pickups, 35 hours, travel and fueling.

County road #3A Bear Creek to Bear town, road repairs, cut and fill mudholes and rock areas.

D6N tractor, 2 hours.

Pickup trucks, 5 hours, travel and fueling.

County road #3B Buffalo Boy Mine, rock and tree removal and clean culvert and work the road and switchbacks etc.

D6T tractor, 16 hours.

Pickup truck, 3 hours.

County road 3C Stony and Sterling Creek to Upper Cunningham road, clear trees and grade off rocks.

D6T tractor, 2 hours.

772G grader 1 hour.

County road 3D Old Stony Road to tram tower and cabin, clean slide debris and remove large trees so cabin owner could access his cabin etc.

D6T tractor, 2 hours.

County road #4 Cunningham Creek CR-2 to Highland Mary Mine. Road repairs. Snow removal, grading and clean ditches and rock removal. Repair road above the Highland Mary mill and clean out Stoney Creek culverts of trees and debris plugging creek and washing out edge of road. Opened the Cunningham Loop of CR4-4A on 3/31/21. Backfill culvert at HM Mill. Opened road to Highland Mary trailhead on 5/11/21.

D6T tractor, 2 hours.

D6N tractor, 7 hours.

#1-772G grader/plow, 21 hours.

#2-772G grader/plow, 10 hours.

936 loader, 6 hours.

Dump trucks, 2 hours, hauling tractors and gravel.

Pickups, 10 hours.

Town Backhoe, 2 hours.

30 tons gravel.

County road #4A Upper Cunningham to Mine Tours and Stony intersection. Snow removal, rock and slide removal. Grading and 110 tons of gravel hauled and spread. Opened to mine tour 3/31/21. Had to repair road damaged by the power company doing new poles. We need to apply dust control around the mine tour in 2021. Hauled some gravel and applied 3800 gallons Mag-chloride to the mine tour and parking area.

772G grader/plows, 26 hours.

936 loader, 5 hours.

D6T tractor, 6 hours, snow removal.

Pickup trucks, 6 hours.

Int. dump truck, 7 hours.

110 tons gravel.

County road #5 Cinnamon Pass, snow, rock and ice removal. Minor road repairs and ditch cleaning etc. Very lite below average snow depths. Opened road on 4/29/21. Reopened in May due to snow drifts. Check road during the summer and shovel culverts. Needs ditch work in 2022.

936 loader. 2 hours.

D6T tractor, 30 hours.

Ford pickup. 7 hours.

County road #6 Shrine road, snow removal to the Shrine and grade and rock removal. Road needs gravel from the county and the Town.

772G grader/plows, 19 hours.

Pickups, 4 hours.

County road #7 South Mineral Creek, Snow removal opened road 4/5/21. Grading and road repairs. Removed trees from the culvert on Clear Creek again. Creek is up on the road near Clear Lake intersection creek needs to be channeled and rip-rapped to save the main road. The Forest Service get a permit the county can do most of the work! Did a culvert replacement agreement with the Forest Service to replace four old damaged culverts completed project di four 15"x 30, plastic culverts. Hired Rusty Melcher to excavate the culverts and the road crew installed them and backfill and hauled off old culverts etc.

#1-772G grader, 24 hours.

Int. 9400 dump truck, 6 hours, culverts.

#2-772G grader, 11 hours.

Melcher excavator, 14 hours, culverts

936 loader, 6 hours.

936 loader, 10 hours culvert project

Pickup trucks, 14 hours.

120' 15" plastic culvert \$25.00 per ft.

90 tons gravel.

County road #7A Bandora, rock and slide debris removal and ditched water off the road at the mine. Minor road repairs etc. EPA doing reclamation project in Bandora worked on road! Small mudslides cleared off road.

#1-772G grader, 3 hours.

Pickup trucks, 2 hours.

County road #8 Ophir Pass, snow removal opened road to the top on 4/23/21. Snow on top 12'. Grade road and clean ditches. Remove large rocks and trees and fill some holes. Mudslide at Ruby Creek twice. Road stays in good condition because there is very little OHV traffic!!

D6N tractor, 40 hours.

772G grader, 19 hours.

936 loader, 3 hours.

Chevy pickup, 10 hours.

Peterbilt truck 3 hours haul tractor.

County road #8A Ruby Basin access, rock and slough removal. Clean small mudslide and remove downed tree.

#1-772G grader, 3 hours.

936 loader, 1 hour.

Pickup truck, 1 hour.

County road #8B Bonner Mine, clean slough and rocks and repair creek crossing.

#1-772G grader, 1 hour.

Pickup, 1 hour.

County road #100 Quiet Road, Columbine Lake trail access to CR 8 to HWY-550. Rock and tree removal. Need to replace small culvert at the old mine adit near the Columbine trail head. Parking is getting to be an issue for the trailhead!!!

D6N tractor, 2 hours.

936 loader, 1 hour.

Pickup truck, 1 hour.

County road #9 Picayune/Placer Gulch Loop, Snow removal and road repair work. Opened to Animas Forks on 6/3/21. Deep drifts on top a little below average snow. Ditch work and road repairs to switchbacks in Placer Gulch destroyed by the OHV's and hailstorms. Filled washed culvert in Picayune Gulch

D6T tractor, 20 hours snow removal, 17 hours road repairs.

936 loader, 4 hours.

Pickup trucks, 6 hours.

County road #10 Hurricane Pass/ Lake Como Loop from Gladstone, snow removal and slide removal. Rock and rockslide removal. Opened road 6/15/21. Did some road work and repairs around the Queen Anne and the cliffs in October. Culverts repairs and cleaning intakes etc. Blade above Gladstone. To Corkscrew intersection. Culvert need replaced in 2021.

D6T tractor, 14 hours snow removal.

D6N tractor, 6 hours road work.

#2-772G graders. 5 hours.

936 loader. 1 hour.

Pickup trucks, 8 hours.

County road #19 California Pass/Lake Como Loop, snow removal and road work. Did some ditching and filled some holes etc. Opened to top of California Pass on 6/15/21. Very little snow! Road repairs on California Gulch side.

D6T tractor, 27 hours. Snow removal.

D6T tractor, 8 hours, road repairs.

D6N tractor, 2 hours.

Pickup trucks, 10 hours.

County road #10-#11 Corkscrew Pass, snow removal and road repairs opened to the top 5/20/20. Opened road down Ouray County side a meet up with Ouray above the restroom. Opened to Ouray 5/6/21. Can't keep up with the OHV destruction of our County! The work WE did last year A WASTE OF TIME AND EFFORT.

D6N tractor, 21 hours snow removal.

D6N tractor, 4 hours in Ouray County.

#1-772G grader, 2 hours.

936 loader, 2 hours.

Pickup trucks, 7 hours. Travel and fueling.

ONE 15"x 20' plastic culverts installed.

County road #10A Ross Basin/ Whiskey Pass, Snow removal opened to top of pass on 6/17/21.

D6T tractor, 6 hours. Pickup truck, 1 hour.

County road #11B Dry Gulch access, rock and slough removal.

D6N tractor, 2 hours.

County road #10B Alaska Basin, rock and slough removal.

Pickup, 1 hour.

County road #12 Clear Lake, worked with the Forest Service as they cut trees and we removed the trees and rocks and recut ditches. Removed at least 100 trees off the road. Opened road in September almost a year after the fire. Rear window knocked out by tree on the D6T.

936 loader, 4 hours.

D6T tractor, 18 hours.

Pickup trucks, 6 hours.

County road #14 Browns Gulch/ Brooklyn mine and US Basin, snow removal opened 6/4/21. Graded road and cleaned ditches. Removed an old rotted out steel culvert and replaced it with a 48"x 40' plastic culvert. The Forest Service is paying as part of a culvert replacement contract.

D6N tractor, 16 hours.

D6N tractor, 7 hours on Culvert project.

#1-772G grader, 4 hours.

936 loader, 5 hours.

936 loader, 2 hours.

Int. Dump truck, 4 hours.

Pickup trucks, 7 hours.

Labor, 4 hours labor on culvert.

Peterbilt truck, 3 hours.

County road #15 Mill Creek/ Silver Cloud Mine, Repaired the road and bladed off slough and filled holes.

1-772G grader, 1 hours.

D6N tractor, 6 hours.

Pickup, 1 hour.

County road #14A Longfellow Mine and Red Mt. Town access. Grading and fill holes.

#1-772G grader. 1 hour.

Pickup truck, 1 hour.

County road #16 Black Bear Pass, San Miguel County opened road on 6/23/21.

D6N tractor, 8 hours.

#772G grader, 2 hours.

Pickup trucks, 3 hours, fueling and travel.

County road #65A Black Bear- Bullion King connecting road. Repair rough section.

D6N tractor, 3 hours.

County road #65 Bullion King Lake access. Rock removal and bladed on lower end off the highway. The smaller tractor makes the road able to work on!

D6N tractor, 2 hours.

Pickup truck, 2 hours.

County road #20, #20A Lacawanna/ Swansea Gulch and Aspen Town, Snow, tree removal, Opened road to 20-20A intersection.

D6N tractor, 8 hours.

Pickup trucks, 2 hours.

County road #21 Arrastra Gulch, Snow removal, rock and tree removal, grading clean ditch and culvert. Large rocks blocked road, backfilled culvert and cleaned culverts after hail storm.

D6N tractor, 10 hours.

772G graders, 3 hours.

936 loader, 5 hours.

Pickup trucks, 5 hours.

County road #55 Ezra R mine, tree removal, snow removal.

936 loader, 1 hour.

County road #21A Little Giant Basin/ Gold Lake, tree, rock and slough removal. Road repairs after hail and rain storm caused road to washout and slough off. Had to hire Rusty Melcher to help us get out D6T tractor unstuck. The narrow spot has gotten worse because of the rain damage. Need to be blasted or closed.

D6T tractor, 24 hours.

D6N tractor, 7 hours.

Pickup truck, 6 hours.

Rusty's excavator, 7 hours. \$906.00.

County road #23 Maggie Gulch, rock and tree removal, clean slough and pull ditches and clean culvert. Clean two mudslides on the upper part of the road.

936 loader, 9 hours.

772G grader, 2 hours.

Pickup truck, 7 hours.

County road #23A Mascot mine, rock removal.

Pickup truck and labor, 2 hours.

County Road #23B, Ruby mine/ Waterfall, remove large trees and blade creek crossing.

936 loader, 1 hour.

County road #24 Minnie Gulch, rock, trees and slough removal. Blade road and clean ditches. Backfilled and repaired culvert in Minnie creek. Cleaned two mudslides out. Culvert at the Caledonia Mill needs to be redone is too narrow and dangerous!

#1-772G grader, 3 hours.

936 loader, 13 hours.

Pickups, 4 hours.

County road #57 Kitty Mack/ Caledonia, tree and avalanche debris removal. Repair washout near the Kitty Mack mine.

936 loader, 2 hours

Pickup truck, 2 hours.

County road #25 Eureka Gulch/ Sunnyside Basin, snow, rock and tree and slough removal. Cleaned out five mudslides and removed damaged culvert and the EPA replaced it for us 24"x40' plastic culvert! EPA had road closed all summer! WE can not let this happen again!

936 loader, 14 hours.

#2-772G grader, 6 hours.

D6T tractor, 10 hours

Pickup trucks, 4 hours.

County road #25A Midway/ South Fork, tree removal the avalanches in 2019 wrecked this road. Worked on road and channeled creek.

936 loader. 1 hour.

D6T tractor, 4 hours.

County road #30 Little Molas Lake, blade and cut washboards and clean ditch.

#1-772G grader, 3 hours.

County road #31 Pittsburg Mine, snow removal, road repairs from Mineral creek running down and damaging the road.

772G grader, 3 hours.

Pickups, 2 hours.

County road #35 Prospect Gulch, road repairs, rock and slough removal. Blade road and cut and fill.

#1-772G grader, 3 hours.

936 loader, 2 hour.

Pickups, 2 hours.

County road #35A Red Mt. #3 /Dry Gulch, clean slough and rocks fill two washouts.

D6T tractor, 5 hours.

Pickup truck, 1 hour.

County road #22 Animas River road, open and close closures, Will hire contractor to install gates in the spring. Rock and mudslide removal.

936 loader, 3 hours. D6T tractor, 3 hours. Pickups, 2 hours.

County road #51 Minnehaha Basin/ Gold King Basin, snow removal, rock and tree removal. Clean ditches. EPA does some maintenance on road for the Gold King access. Road opened to cabins on 5/14/21.

D6N tractor, 10 hours.

772G grader, 2 hours.

Pickups, 2 hours.

Peterbilt truck, 2 hours, hauling tractor.

County road #51A Black Hawk mine, snow removal.

D6N tractor, 2 hours. Pickup 1 hour, shovel out culvert.

County road #52 Colorado/ Velocity Basin, snow removal. Rock and tree removal. Repair runoff damage from culverts plugging. Blade road fill holes.

936 loader, 3 hours.

772G grader, 4 hours.

Pickup truck, 2 hours.

County road #53 Cement Creek/ Mogul mine CR-2 to CR-10. Snow removal, rock and tree removal and road repair.

D6N tractor, 2 hours.

D6T tractor, 3 hours.

Pickups, 3 hours.

County road #61 Monarch Mine/ Porcupine Gulch, rock and tree removal. Bladed part of road. Several large trees removed from wind.

936 loader, 2 hours.

772G grader, 3 hours.

Pickup, 1 hour.

County road #62 Georgia Gulch/ Kansas City Mine, rock and tree removal and clean slough. Clean small mudslides out on upper part of road.

D6T tractor, 6 hours.

Pickups, 2 hours.

Peterbilt truck, 2 hours haul tractor.

County road #63 Fairview Lane, rock mudslide., snow removal.

936 loader, 3 hours.

772G grader, 1 hour.

County road #65 Soda Gulch, clean creek crossing and rocks.

772G grader, 1 hour.

County road #69 Niagara Gulch/ Irene trail, tree removal.

Pickup and labor, 2 hours.

County road #70 Hancock Gulch, tree removal. Clean Culvert.

Pickup and Labor, 2 hours.

County road #1 Lime Creek, Blading and repairs on the 1.1 miles on the Southern end for the homes and property owners, blade road twice a year and maybe go down in the winter to push back snow and widen out road in needed. Remove downed trees and rock removal down through the cliffs. The other 11 miles of this road should be abandoned by the County and all jurisdictions go back to the Forest Service! San Juan County will never be able to maintain this road properly!

772G graders, 15 hours.

Pickup trucks, 9 hours.

Snow removal contract raised to \$1,350.00 a month for five months. With Rod Sweet of Blown Away Snow removal.

County road #2D Denver Pass on Engineer Pass road. Snow removal.

D6T tractor, 1 hour.

County road #17A San Juan Chief/Mineral Point. Check road for some maintenance and repairs in 2021!

Pickups, 2 hours.

County road #9A Burns Gulch, opened after the Grouse Gulch slide melted away. Needs to be reworked after two years of closure.

Pickup, 1 hour.

Snow Removal for the Town of Silverton, on 15th and Greene Street at the Fire House to the Town limits to C-110 and CR-2 and the residences along upper Greene Street. Plowing pushing banks, clean the intersection and the bridge off. The County should be reimbursed for this because the Town make NO effort to take care of their responsibilities.

936 loader, 31 hours.

772G grader/ plows, 21hours.

County Courthouse, County Shops, Pre-School, snow removal of parking areas and yards and other County related snow removal and maintenance.

936 loader, 101 hours.

772G graders/plows, 20 hours.

Anvil Mt. Rose Smelter Housing, snow removal and grading and road maintenance. 120 tons of gravel hauled and spread.

936 loader, 45 hours.

772G graders/plows, 17 hours.

772G grader, 15 hours.

Pickups, 5 hours.

Equipment maintenance and repairs, Shop, Maintenance and repairs. Regular equipment maintenance, oil changes, tire repairs and Change cutting edges and repair hoses and weld when needed. Weld on ice cleats. Did 2000 hour warranty service on both motor graders. Replaced rock guards on D6T tractor twice!

Equipment	Hours/ Miles
#1-2018 JD 772G Motor grader	2240 hours
#2-2018 JD 772G motor grader	2120 hours
1990 Cat 936 loader	16,500 hours
2016 Cat D6T tractor,	3,900 hours
2019 D6N tractor	550 hours
1994 9400 INT. dump truck,	610,000 miles
1987 Peterbilt dump truck,	1,305,000 miles
2006 GMC 2500 pickup,	83,000miles
2012 Chevy pickup, Totaled out!!	65,000 miles

2018 Chevy 2500HD .18,000 miles

Hyster 20 ton tilt deck trailer, wore out has to be replaced is illegal to use as is on the highway! Have been looking a 25-30 ton tilt deck is between \$43,000 and \$29,000 new and have looked at some used price and condition varies \$30,000 and \$14,000!

The 936 Loader should be replaced it is 32 years old and is starting to having issues.

Road Department Overtime/Comp time hours for 2021 and Comp time hours as of 12/31/2021.

Comp-time Hours	Accumulated	Taken	Balance
Louis Girodo	318	212	106
Dave Andrews,	210	208	2
Mike Maxfield,	220	240	-20

balance taken out of 2020.

Sick days taken 2020, Only allowed to accumulate 30 days.

L .Girodo, 7 days.

D. Andrews, 3 days.

M. Maxfield, 22 days. Had covid had to isolate.

Vacation Days Taken 2021 we all few weeks due to Comp hours needed taken over the years

Louis Girodo, 3 days.

Dave Andrews, 4 days,

Mike Maxfield, 2 days.

**San Juan Development Association
Economic Diversification & Resiliency Coordinator Report
March 2022**

This report covers activities and project updates done by the SJDA Economic Coordinator during the time above.

Participated Meetings

- Community Builders
 - Project Management Team Weekly update meetings
 - Economy Action Planning Team, 3/3
 - Housing Action Planning Team, 3/3
 - Community Project Workshop, 3/3
- Regional & Local connections
 - Region 9 – Heather Otter, monthly check-ins
 - ToS Staff Housing Meetings (Thursdays, weekly)
 - Silverton Strong Organization – Dayna Kranker (monthly)
 - SCAPE luncheon with OEDIT on business funding, 3/9
 - Region 9.5 High Alpine sessions, 3/18
 - ToS Trustee Meet & Greet, 3/24

Activities

- MSOB Grant Administration
 - Ongoing support to Silverton’s 8 awardees
 - MSOB Monthly Check in call, 3/8
 - Silverton MSOB walk about to businesses for check ins, 3/18
 - MSOB Check in call to Silverton, 3/25
- Business & local support
 - Scheduling a Marketing Class by SBDC
- Prospectus update is pending livable wage data

Projects

- Grants
 - Met with Region 9’s new Grant Writer, Tiffany Brodersen, 3/9
- Fiber
 - “Onboarded” citizen volunteer Keith Kranker to assist for broadband efforts and projects in Silverton and San Juan County
 - Attended SW Regional Broadband Coordination meeting, 3/10
 - Met with Clearnetworx about in town fiber build out plan, 3/17
 - Met with Vero Broadband (new owners of Forethought) about plans, 3/17
 - Gave fiber update to Town of Silverton, 3/18
 - Regional fiber discussion with Laura Lewis Marchino/Region 9, 3/31
- Workforce Housing
 - DOH Application

Resolution 96 - 8

A RESOLUTION AUTHORIZING AN ELECTION ON A PROPOSAL CALLING FOR ADOPTION OF A COUNTY LODGING TAX FOR THE PURPOSE OF ADVERTISING AND MARKETING LOCAL TOURISM.

WHEREAS, representatives of the Silverton Chamber of Commerce have submitted to the Board of County Commissioners a proposal for adoption of a lodging tax pursuant to C.R.S. 30-11-107.5 for the purpose of advertising and marketing local tourism; and

WHEREAS, because of the current lack of any such tax or other significant sources of revenues for advertising and marketing tourism, San Juan County and its businesses and citizens presently are at a competitive disadvantage by virtue of the ability of surrounding towns and counties to advertise and market tourism in their areas utilizing funds generated from lodging taxes; and

WHEREAS, the Board of County Commissioners therefore deem it adviseable to submit to the electorate the question of whether to adopt a lodging tax in order to advertise and market tourism in San Juan County;

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of San Juan County as follows:

ARTICLE I - PURPOSE

The purpose of the Resolution is to authorize the holding of an election to determine whether San Juan County shall levy a lodging tax for the purpose of advertising and marketing tourism in San Juan County as authorized by C.R.S. 30-11-107.5.

ARTICLE II - LODGING TAX LEVY

Section 1: Amount of Tax and Schedule

1-1 Conditioned on approval by the electorate as provided herein, there is hereby levied, and there shall be collected and paid by all persons or entities subject hereto, a lodging tax of two percent (2%), in addition to any sales or use taxes currently levied by San Juan County, the Town of Silverton and the State of Colorado, upon the purchase price paid by, or charged to, any person for rooms or accommodations of any type or sort in any hotel, motel, apartment hotel, lodging house, motor hotel, guesthouse, condominium, guest ranch, trailer coach, mobile home, auto camp, campground, trailer court, or trailer park located within the County on which sales tax is also assessed pursuant to C.R.S. 39-26-104 or any amendment thereto enacted either before or after the date of this proposal and resolution, which provisions are incorporated herein by reference.

1-2 The imposition of this tax shall be in accordance with any applicable schedules set forth in the Rules and Regulations of the Department of Revenue and in accordance with any regulations adopted, or which may hereafter be adopted, by the Board of County Commissioners of San Juan County.

Section 2: Property and Services Taxed

2-1 The lodging tax imposed pursuant to this resolution shall be levied on the sale or purchase of all rooms and lodging accommodations which are taxable under C.R.S. 39-26-104.

2-2 The amount subject to tax shall not include the amount of any sales or use tax imposed by Title 39, Section 26 of the Colorado Revised Statutes.

Section 3 - Collection, Administration and Enforcement

3-1 The collection, administration and enforcement of this resolution shall be performed by the Colorado Department of Revenue, or its designee, in the same manner as the collection, administration and enforcement of the Colorado State sales tax and the collection, administration and enforcement provisions of state law, as the same may be amended from time to time, are incorporated herein.

3-2 Any person or entity providing rooms or accommodations subject to this tax as provided herein shall be liable and responsible for the payment of an amount equal to two percent of all such sales and shall at least quarterly, unless otherwise provided by law or regulation, make a return to the executive director of the Department of Revenue, on whatever form may be prescribed by the Department of Revenue, for the preceeding tax-reporting period and further, shall remit to the Department of Revenue with such return, an amount equivalent to two percent of such sales during the reporting period.

ARTICLE III - DISTRIBUTION OF REVENUES

All lodging tax revenues collected pursuant to this resolution, less any amount which the Department of Revenue may retain as provided by law, shall be credited to a special fund designated as the County Lodging Tax Tourism Fund, which fund is hereby established. Said Fund shall be utilized solely and exclusively to advertise and market tourism within San Juan County, Colorado, including the Town of Silverton, except that an amount equal to the costs of conducting the election on adoption of the lodging tax shall be paid into the County General Fund out of proceeds collected in the first year. No revenue collected from the County lodging tax shall be used for any capital expenditures except that

such revenues may be used for capital expenditures on any tourist information centers which now exist or which may hereafter be established.

There is hereby created the San Juan County Tourism Fund Board, consisting of not less than three persons to be appointed by resolution of the Board of County Commissioners at a later date, to administer the County Lodging Tax Tourism Fund. Said Board shall use the services and expertise of the Silverton Chamber of Commerce to advise regarding the making of expenditures from the fund and to advise regarding the appropriate means of advertising and marketing San Juan County tourism. The Board shall make reports on its activities and further shall give its accounting of all receipts and expenditures to the Board of County Commissioners at such times and places as the Board of County Commissioners may direct. In no event shall such reports be made any less frequently than quarterly.

ARTICLE V - AUTHORIZATION OF EXPENDITURES

Voter approval of this proposal shall constitute approval to collect, retain and expend in 1997 and in each and every year thereafter the full proceeds of such lodging tax notwithstanding any revenue or other caps or restrictions or limits on County taxes or spending under Colorado law, specifically including but not limited to Article 10, Section 20 of the Colorado Constitution and C.R.S. 29-1-301.

ARTICLE VI - GENERAL PROVISIONS

Section 1 - Administration

The Board of County Commissioners of San Juan County may adopt such uniform rules and regulations as may be necessary for the administration and enforcement of this resolution. The Board of County Commissioners of San Juan County or its authorized representatives are hereby empowered to enter into and execute on behalf of San Juan County any agreements necessary for the administration and enforcement of this resolution.

Section 2 - Repeal and Amendment

Once approved by the voters of San Juan County, the levy established hereby shall not be repealed or amended except by resolution of the Board of County Commissioners of San Juan County approved by a vote of the electors of San Juan County in the same manner as required for the approval of this resolution.

Section 3 - Severability/Legal Challenges

3-1 If any provision of this resolution, or if the application of this resolution to any person, entity or circumstance, is held

invalid, such invalidity shall not affect any other provision or application of this resolution which can be given effect without the invalid provision or application, and to this end, the provisions of this resolution are to be severable.

3-2 If this Resolution, or any provision contained therein, is challenged, the tax authorized herein shall continue to be collected until such collection is prohibited by order of a court of competent jurisdiction. Further, in the event of such an order, no refund shall be made of moneys already collected.

Section 4 - Submission to Electorate

4-1 This resolution shall be referred to the electors of San Juan County for approval at the November, 1996 general election. The question to be submitted shall be stated as follows:

Shall San Juan County taxes be increased by a projected total amount of \$55,000 annually through adoption of a County lodging tax at a rate of two percent (2%) on the purchase price paid or charged to persons for rooms or accommodations in any hotel, motel, apartment hotel, lodging house, motor hotel, guesthouse, condominium, guest ranch, trailer coach, mobile home, auto camp, campground, trailer court, or trailer park located within the County on which sales tax is also assessed and shall the County be permitted to collect, retain and expend the full proceeds of such tax, notwithstanding any restrictions on fiscal year spending or revenue raising under state law, said tax revenues to be used solely for advertising and marketing local tourism?

For the County
lodging tax _____

Against the County
lodging tax _____

4-2 The County Clerk of San Juan County, as the designated election official, shall comply with all constitutional and statutory requirements for the submission of this issue to the electorate. The County Clerk shall cause the text of the lodging tax proposal to be published in the official newspaper of San Juan County, Colorado four separate times. The County Clerk shall prepare and mail to all registered electors resident within San Juan County all ballot notices and other materials as required by state law.

Section 5 - Effective Date

The Board of County Commissioners of San Juan County hereby declare that this resolution is necessary for the preservation of the public peace, health, safety and welfare and that it therefore shall become effective on January 1, 1997 if approved by the electorate at the November, 1996 general election.

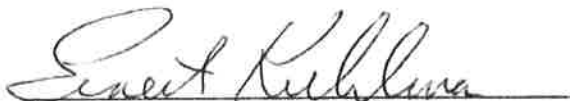
Section 6 - Modification by Adoption of Statewide Lodging Tax

If any additional lodging tax or statewide tax on lodging facilities is enacted or levied after adoption of this resolution, which in combination with the levy prescribed hereunder exceeds two percent, the tax imposed hereunder shall automatically, and without further action by the Board of County Commissioners or the electorate, be reduced by that amount that the total lodging tax exceeds two percent.

Section 7 - Compliance With Constitutional Requirements

In passing this Resolution, the Board of County Commissioners have made every effort to comply with the requirements of the TABOR Amendment, Section 20 of Article 10 of the Colorado Constitution and with the statutory provisions which implement said provision and with the requirements of C.R.S. 29-1-301 and all related provisions. In the event, despite such effort, this Resolution fails to comply in any non-substantive or technical way with the requirements of said section, such noncompliance may be corrected by supplemental Resolution adopted by the Board of County Commissioners. In the event such a supplemental Resolution is adopted, this Resolution shall be read as though such changes had been incorporated in its original text.


READ, PASSED AND ADOPTED this 8th day of July, 1996
by the Board of County Commissioners of San Juan County, Colorado.


Ernest Kuhlman, Chairman


Richard Perino


Terry Rhoades

Attest:


Dorothy Zahoni, Clerk & Recorder

Funding Requests	Approved 2014-2015	Approved 2015-2016	Approved 2016-2017	Approved 2017-2018	Approved 2018-2019	Approved 2019-2020	Approved 2020-2021
Blair St Assoc.	125.00	475.00	505.00	643.00	829.00	-	-
Buy Local Silverton							500.00
Cascade Village			4,000.00	7,500.00	10,500.00	10,500.00	10,500.00
Chamber of Commerce	40,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00
Historical Society		425.00	1,495.00	1,485.00		-	
Mountain Studies Institute					250.00	1,250.00	
Silverton 4th of July Assoc.			600.00			-	
Silverton Ski-Joring	1,000.00	2,000.00	2,000.00	2,000.00	3,000.00	4,800.00	10,000.00
Silverton Standard	1,100.00	2,000.00	2,200.00	2,200.00	2,000.00	2,500.00	
Silverton Threads	350.00	500.00	500.00	500.00	1,000.00	-	
Silverton Whiteout				1,100.00	1,100.00	1,100.00	-
SJDA/TOS/COC	15,000.00				30,000.00	18,000.00	18,000.00
The Theatre Mine						500.00	
Town of Silverton		1,600.00			7,500.00	7,500.00	10,000.00
Silverton Creative District							
KRSJ Music Festival							
4X4 Mudbog		500.00					
TOTAL	57,575.00	57,500.00	61,300.00	65,428.00	106,179.00	96,150.00	99,000.00

LODGING TAX

2020

2021

	Town	\$84,473.00	77%		Town	\$148,591.00	72%
1	AIRBNB INC			1	AGODA INTERNATIONAL USA LLC		
2	AMERICAN HERITAGE RAILWAYS HOTELS, LLC			2	AIRBNB INC		
3	AMY C. MARTIN			3	AMERICAN HERITAGE RAILWAYS HOTELS, LLC		
4	AVALANCHE BREWING CO LLC			4	AMY C. MARTIN		
5	BLAIR STREET HOSTEL			5	ANGELA DEMARSE		
6	BRI OPPORTUNITIES FUND, LLC			6	BRI OPPORTUNITIES FUND, LLC		
7	CANYON VIEW MOTEL			7	CANYON VIEW MOTEL		
8	CAROL L. WILKINS			8	CAROL L. WILKINS		
9	CASSANDRA LANCE ROOF			9	CASSANDRA LANCE ROOF		
10	CLEAR MOUNTAIN ENTERPRISES INC			10	CLEAR MOUNTAIN ENTERPRISES INC		
11	COLEMAN THOMAS COLEMAN JAYNIE			11	COLEMAN THOMAS COLEMAN JAYNIE		
12	DEMAREE PROPERTIES LLC			12	CVL OPERATING, LLC		
13	DONALD J. GURULE			13	DONALD J. GURULE		
14	DOUGLAS M WALL			14	DOUGLAS M WALL		
15	EGENCIA LLC			15	DURANGO RED CLIFF PROPERTIES LLC		
16	ELEVATED FINE FOODS LLC			16	EGENCIA LLC		
17	GRAHAM JUDITH ELLEN			17	ELEVATED FINE FOODS LLC		
18	GROSS ART GROSS JOY ETAL			18	GRAHAM JUDITH ELLEN		
19	GUY GROVER			19	GROSS ART GROSS JOY ETAL		
20	HENRY WENDLANDT			20	HEIM HUMMINGBIRD LLC		
21	HISTORIC BOTTLING COMPANY LLC			21	HENRY WENDLANDT		
22	HOMEAWAY.COM INC			22	HISTORIC BOTTLING COMPANY LLC		
23	HOTELS.COM LP			23	HOMEAWAY.COM INC		
24	HOTWIRE INC			24	HOTELS.COM LP		
25	J DAHLQUIST			25	HOTWIRE INC		
26	JOHN M NEUBERT			26	JOHN M NEUBERT		
27	KENDALL MOUNTAIN LODGE, LLC			27	KENDALL MOUNTAIN LODGE, LLC		
28	LOW OCTANE LLC			28	LOW OCTANE LLC		
29	M & D, LLC			29	M & D, LLC		
30	MICHAEL DEAN MILLER			30	MICHAEL DEAN MILLER		
31	MICHAEL R. CROSETTI			31	MICHAEL R. CROSETTI		
32	ORBITZ LLC			32	ORBITZ LLC		
33	PROSPECTOR MOTEL			33	PROSPECTOR MOTEL		
34	RIVER HOUSE RENTAL			34	RIVER HOUSE RENTAL		
35	SAN JUAN CAPITOL, LLC			35	SAN JUAN CAPITOL, LLC		
36	SAN JUAN SANCTUARY LLC			36	SAN JUAN SANCTUARY LLC		
37	SILVER FOX VACATION RENTAL			37	SILVER FOX VACATION RENTAL		
38	SILVER SUMMIT INC			38	SILVER SUMMIT INC		
39	SILVERTON ADVENTURE HOUSE, LLC			39	SILVERTON ADVENTURE HOUSE, LLC		
40	SILVERTON LAKES RV RESORT, LLC			40	SILVERTON LAKES RV RESORT, LLC		
41	SILVERTON STUDIO			41	SILVERTON'S INN OF THE ROCKIES		
42	SILVERTON'S INN OF THE ROCKIES			42	TELLER HOUSE LLC		
43	TELLER HOUSE LLC			43	THE AVON		
44	THE PICKLE BARREL			44	THE PICKLE BARREL		
45	THOMAS W. HARMS			45	THE WYMAN HOTEL		
46	TOM J RICHEY			46	THOMAS W. HARMS		

LODGING TAX

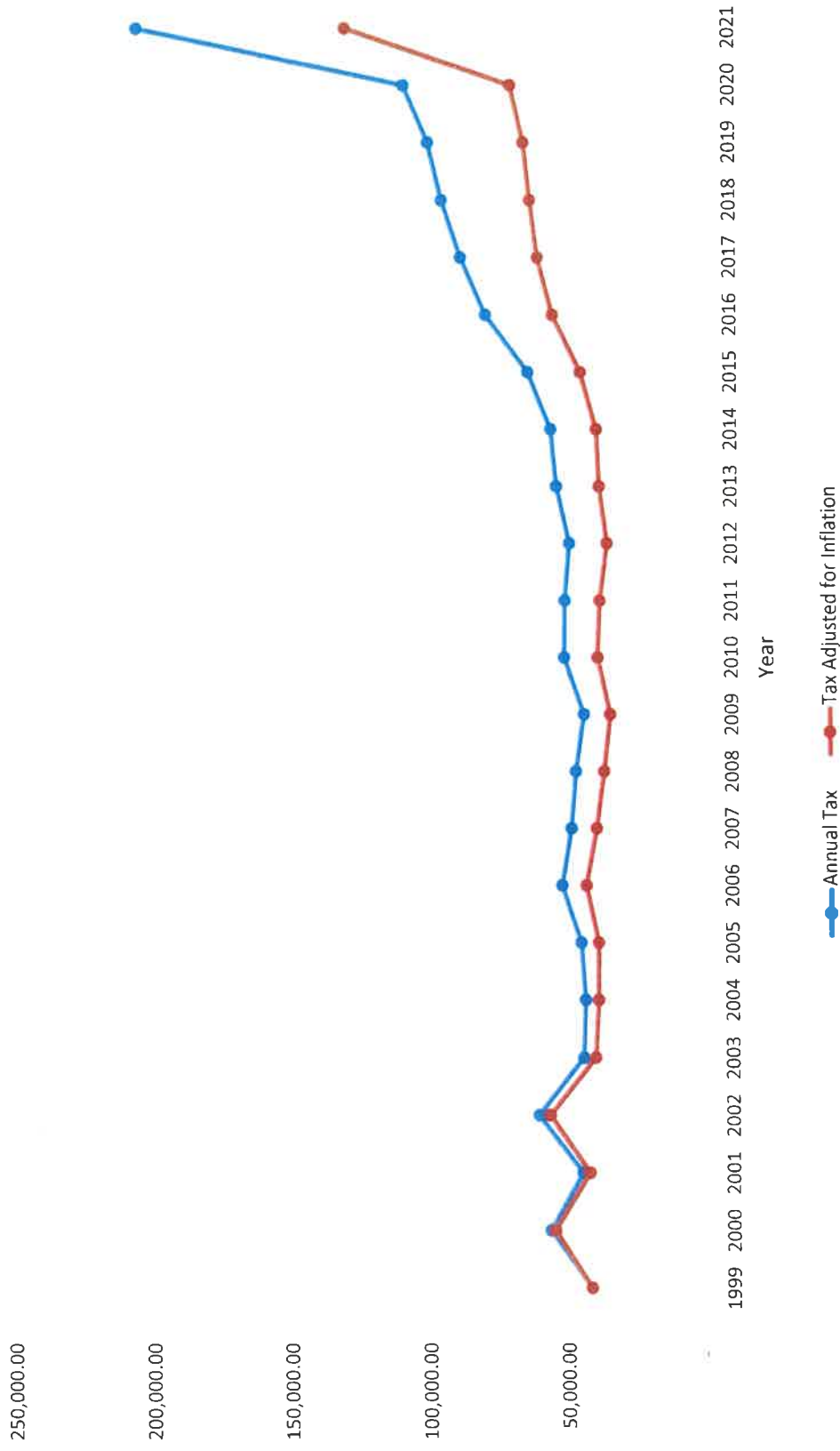
Revenue	2017	2018	2019	2020	2021	2022	5 yr. Average
January	35.05	126.80	885.93	3,729.44	543.94	1,034.65	90.21%
February	10,406.98	8,318.23	10,816.00	14,088.47	20,282.97	17,982.00	-11.34%
March	786.00	3,097.25	145.07	454.00	660.00	11,775.69	1684.20%
April	1,543.39	2,002.98	33.00	0.00	1,489.56	1,091.00	-26.76%
May	13,776.57	11,375.54	17,612.98	14,069.00	30,651.70		117.87%
June	1,094.30	1,356.34	952.07	300.40	1,007.32		235.33%
July	309.00	2,702.84	170.21	573.00	11,854.90		1968.92%
August	10,799.07	11,477.00	14,372.43	13,978.56	57,659.81		312.49%
September	5,661.40	7,956.78	2,738.12	162.39	248.50		53.03%
October	2632.10	666.79	2848.73	780.48	1346.59		72.53%
November	38,017.00	43,574.04	47,263.00	58,396.70	76,493.41		30.99%
December	2,839.96	2,029.95	1,790.37	1,918.52	3,364.85		75.39%
Total	87,900.82	94,684.54	99,627.91	108,450.96	205,603.55	31,883.34	119,253.56
Expenditures	37,566.05	78,664.01	91,756.24	72,390.77	55,355.31	17,945.23	

Lodging Tax

Fund Balance

12/31/2020	\$ 225,586.04
12/31/2021	\$ 381,136.59
3/31/2022	\$ 391,929.22

LODGING TAX



LODGING TAX
1999-2021

	1999	2000	2001	2002	2003	2004	2005	2006	2007.00	2008	2009	2010
January	0.00	6,540.01	861.86	814.06	83.51	99.41	45.39	93.54	141.65	20.00	234.49	15.66
February	7,073.69	6,108.65	5,870.30	1,510.51	8,526.73	4,945.51	2,008.26	6,157.01	8885.44	7,542.44	5,591.25	5,004.90
March	0.00	0.00	749.12	16,537.81	172.41	1,052.22	35.23	389.27	122.72	3,350.16	22.00	515.44
April	0.00	0.00	42.65	0.00	21.92	101.45	3.49	98.62	53.31	219.32	709.86	685.45
May	12,519.20	13,145.08	16,048.84	15,577.81	16,083.88	10,414.29	15,278.78	1,864.50	11028.16	11,668.50	10,376.89	10,166.91
June	0.00	0.00	21.31	0.00	167.14	0.00	6.56	10,187.20	451.89	-4.98	473.53	1,224.00
July	0.00	0.00	97.85	146.46	0.00	0.00	40.62	231.32	67.23	261.00	102.46	262.84
August	6,861.16	7,111.54	6,716.89	6,386.51	3,903.57	7,320.90	6,388.94	6,694.27	6364.73	5,868.65	5,939.87	6,109.86
September	0.00	323.01	88.79	156.63	0.00	156.61	153.71	510.39	898.37	345.00	65.76	2,440.08
October	0.00	190.60	0.00	50.57	5.15	823.96	184.83	521.06	183.45	787.51	427.40	5.78
November	15,300.07	23,011.26	11,046.92	19,634.26	0.00	18,270.41	20,000.26	16,467.71	20197.77	16,200.03	18,477.15	22,820.87
December	0.00	251.49	3,500.70	8.26	15,538.03	551.67	1,021.84	8,803.30	140.88	623.54	1,455.15	1,684.00
Total	41,754.12	56,681.64	45,045.23	60,822.88	44,502.34	43,736.43	45,167.91	52,018.19	48,535.60	46,881.17	43,875.81	50,935.79
Adjusted for Inflation	41,754.12	54,981.54	42,342.30	56,565.39	40,051.80	38,925.04	38,844.48	43,174.94	39,313.84	36,567.18	34,223.28	38,711.36

	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021
January	237.50	1,091.83	251.56	426.18	701.10	1,083.78	35.05	126.80	885.93	3,729.44	543.94
February	5,491.24	5,012.33	5,367.95	2,668.48	4,077.00	7,581.19	10,406.98	8,318.23	10,816.00	14,088.47	20,282.97
March	567.99	378.92	124.84	2,154.07	1,562.49	1,544.89	786.00	3,097.25	145.07	454.00	660.00
April	800.60	985.68	1,804.04	244.26	1,628.77	195.49	1,543.39	2,002.98	33.00	0.00	1,489.56
May	9,324.75	9,467.27	10,422.11	9,156.90	7,663.37	7,263.06	13,776.57	11,375.54	17,612.98	14,069.00	30,651.70
June	4,371.59	1,701.14	923.22	3,501.09	5,081.21	4,849.00	1,094.30	1,356.34	952.07	300.40	1,007.32
July	6.78	1,365.60	1,578.77	485.15	701.40	1,394.08	309.00	2,702.84	170.21	573.00	11,854.90
August	5,167.88	6,869.78	8,558.57	7,668.43	7,553.08	9,590.21	10,799.07	11,477.00	14,372.43	13,978.56	57,659.81
September	365.04	1,523.95	750.84	42.85	1,142.83	1,354.94	5,661.40	7,956.78	2,738.12	162.39	248.50
October	1,939.43	417.00	2,018.28	1,401.72	955.14	3,733.58	2632.10	666.79	2848.73	780.48	1346.59
November	18,706.90	19,130.67	20,776.80	26,608.93	30,235.35	39,304.00	38,017.00	43,574.04	47,263.00	58,396.70	76,493.41
December	3,583.59	839.10	836.11	1,021.84	2,306.73	1,011.00	2,839.96	2,029.95	1,790.37	1,918.52	3,364.85
Total	50,563.29	48,783.27	53,413.09	55,379.90	63,608.47	78,905.22	87,900.82	94,684.54	99,627.91	108,450.96	205,603.55
Adjusted for Inflation	37,922.25	35,123.76	37,923.23	38,766.00	44,525.60	54,444.45	59,772.68	62,491.80	64,758.14	69,408.61	129,530.24

An Act

HOUSE BILL 22-1117

BY REPRESENTATIVE(S) Roberts and Catlin, Bird, Boesenecker, Exum, Froelich, Gray, Hooton, Kipp, Lindsay, McCluskie, Michaelson Jenet, Ricks, Snyder, Titone, Valdez D.;
also SENATOR(S) Coram and Donovan, Bridges, Buckner, Gonzales, Hansen, Hinrichsen, Kolker, Lee, Moreno, Rankin, Winter.

CONCERNING THE USE OF REVENUE FROM A LOCAL TAX ON LODGING.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. Legislative declaration. (1) The general assembly hereby finds and declares that:

(a) In recent years, the role of destination marketing and management organizations in Colorado has evolved to not only support economic growth through tourism, but also to address the social, cultural, and environmental issues related to tourism. In addition to inspiring travel to and within a destination and enhancing a visitor's experience, destination marketing and management organizations now use their expertise to protect our destinations' cultural and natural assets and improve our residents' quality of life. For example, the Colorado tourism office has embedded destination stewardship and sustainable travel principles into its strategic

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

plans, annual campaigns, and key programming.

(b) Destination marketing and management organizations across the state are increasingly using their marketing budgets and robust communication channels to disperse travelers and educate visitors on how to travel responsibly and lessen their impact. With values-based marketing campaigns and educational programs like the Colorado tourism office's "Care for Colorado" and "Do Colorado Right", these organizations are well-positioned to deliver messages that encourage the positive change our communities ask all visitors--local, domestic, and international--to adopt while in Colorado.

(c) The strides and responsive nature of this marketing approach play a key role in ensuring that visitors responsibly enjoy their stays in the state. A visitor's experience is also heavily influenced by the host community's ability to support their residents and local workforce with housing and other essential services, as well as a strong quality of life that comes with our amazing natural and cultural assets. A thriving community ensures more positive visitor interactions and experiences in our restaurants, on our trails, and throughout our main streets. This, in turn, increases the likelihood that a visitor will return and continue to support our local businesses. Robust support for our residents' needs is essential to the long-term health of both our communities and our economy.

SECTION 2. In Colorado Revised Statutes, 29-25-111, amend (1)(e) as follows:

29-25-111. General powers of district. (1) The district has the following powers, except as limited by the operating plan:

(e) (I) To provide any of the following services within the district:

(A) Organization, promotion, marketing, and management of public events;

(B) Activities in support of business recruitment, management, and development;

(C) Coordinating tourism promotion activities;

(D) HOUSING AND CHILDCARE FOR THE TOURISM-RELATED WORKFORCE, INCLUDING SEASONAL WORKERS, AND FOR OTHER WORKERS IN THE COMMUNITY; OR

(E) FACILITATING AND ENHANCING VISITOR EXPERIENCES.

(II) No revenue collected from the marketing and promotion tax levied under section 29-25-112 may be used for any capital expenditures, with the exception of:

(A) CAPITAL EXPENDITURES FOR HOUSING AND CHILDCARE FOR THE TOURISM-RELATED WORKFORCE, INCLUDING SEASONAL WORKERS, AND FOR OTHER WORKERS IN THE COMMUNITY;

(B) CAPITAL EXPENDITURES RELATED TO FACILITATING AND ENHANCING VISITOR EXPERIENCES; OR

(C) Tourist information centers.

SECTION 3. In Colorado Revised Statutes, 29-25-112, **amend** (1)(a) as follows:

29-25-112. Power to levy tax. (1) (a) In addition to any other means of providing revenue for a district, the board has the power within the district to levy a marketing and promotion tax on the purchase price paid or charged to persons for rooms or accommodations as included in the definition of "sale" in section 39-26-102 (11). ~~C.R.S.~~ Such tax shall be specified in the petition organizing the district under section 29-25-105. No such tax shall take effect unless approved by a majority of the eligible electors voting thereon at a general election or a special election called for such purpose. IF A DISTRICT SEEKS TO USE THE TAX REVENUE FOR A PURPOSE SPECIFIED IN SUBSECTION (1)(e)(I)(D) OR (1)(e)(I)(E) OF THIS SECTION, THEN THE BALLOT ISSUE AUTHORIZING THE USE MUST SPECIFY HOW THE DISTRICT WILL SPEND THE TAX REVENUE UNDER EITHER SUBSECTION. IF THE ALLOWABLE USES OF REVENUE FROM A TAX APPROVED BY VOTERS PRIOR TO JANUARY 1, 2022, DO NOT INCLUDE AN ADDITIONAL AUTHORIZED USE ADDED TO SECTION 29-25-111 (1)(e) AFTER JANUARY 1, 2022, THE DISTRICT SHALL NOT USE THE TAX REVENUE FOR THE ADDITIONAL USE UNLESS SUBSEQUENTLY APPROVED BY VOTERS AT A GENERAL ELECTION OR A SPECIAL ELECTION. IF, AFTER JANUARY 1, 2022, THERE IS A NEW TAX

CREATED OR THE ALLOWABLE USES OF AN EXISTING TAX ARE EXPANDED, AT LEAST TEN PERCENT OF THE TAX REVENUE MUST BE USED FOR PURPOSES THAT WERE AUTHORIZED UNDER SECTION 29-25-111 (1)(e) PRIOR TO JANUARY 1, 2022. Elections held pursuant to this section shall be conducted in substantially the same manner as municipal or county elections and in accordance with the provisions of section 20 of article X of the state constitution. The municipal or county clerk and recorder of each local government in which the election is conducted shall assist the district in conducting the election. The district shall pay the costs incurred by each local government in conducting such an election. No ~~moneys~~ MONEY of the district may be used to urge or oppose passage of an election required under this section.

SECTION 4. In Colorado Revised Statutes, 30-11-107.5, **amend** (1), (3)(b)(I), (3)(e), (3)(f)(I), (4)(a), and (4)(b); and **add** (1.5), (3)(a.5), and (3)(g) as follows:

30-11-107.5. Lodging tax. (1) In accordance with the procedures set forth in this section, the board of county commissioners of each county, ~~for the purpose of advertising and marketing local tourism~~ ONE OR MORE OF THE PURPOSES SPECIFIED IN SUBSECTION (1.5) OF THIS SECTION, may levy a county lodging tax of not more than two percent on the purchase price paid or charged to persons for rooms or accommodations as included in the definition of "sale" in section 39-26-102 (11). ~~C.R.S.~~ No tax shall apply within any municipality levying a lodging tax.

(1.5) (a) SUBJECT TO THE LIMITATION SET FORTH IN SUBSECTION (1.5)(b) OF THIS SECTION, A COUNTY BOARD OF COMMISSIONERS MAY LEVY THE TAX SPECIFIED IN SUBSECTION (1) OF THIS SECTION FOR THE PURPOSE OF:

(I) ADVERTISING AND MARKETING LOCAL TOURISM;

(II) HOUSING AND CHILDCARE FOR THE TOURISM-RELATED WORKFORCE, INCLUDING SEASONAL WORKERS, AND FOR OTHER WORKERS IN THE COMMUNITY; OR

(III) FACILITATING AND ENHANCING VISITOR EXPERIENCES.

(b) IF, AFTER JANUARY 1, 2022, THERE IS A NEW LODGING TAX CREATED OR THE ALLOWABLE USES OF AN EXISTING LODGING TAX ARE

EXPANDED IN ACCORDANCE WITH SUBSECTION (3)(a.5) OF THIS SECTION, AT LEAST TEN PERCENT OF THE LODGING TAX REVENUE MUST BE USED FOR THE PURPOSE OF ADVERTISING AND MARKETING LOCAL TOURISM.

(3) (a.5) IF, PRIOR TO JANUARY 1, 2022, THE VOTERS OF A COUNTY APPROVED A COUNTY LODGING TAX FOR THE PURPOSE OF ADVERTISING AND MARKETING LOCAL TOURISM, THE BOARD OF COUNTY COMMISSIONERS MAY, BY RESOLUTION, APPROVE A PROPOSAL TO ALLOW THE COUNTY LODGING TAX REVENUES TO ALSO BE USED FOR ANY OF THE ADDITIONAL PURPOSES SPECIFIED IN SUBSECTION (1.5) OF THIS SECTION. THE COUNTY SHALL REFER THE PROPOSAL TO THE REGISTERED ELECTORS OF THE UNINCORPORATED AREAS AND THE MUNICIPALITIES SUBJECT TO THE LODGING TAX AT THE NEXT GENERAL ELECTION.

(b) (I) ~~SUCH~~ A PROPOSAL ~~SHALL~~ FOR A COUNTY LODGING TAX UNDER SUBSECTION (3)(a) OF THIS SECTION MUST contain a description of the proposed county lodging tax, including its purposes, and ~~shall~~ MUST state the amount to be imposed, and ~~shall~~ MUST describe any municipality within the county ~~which~~ THAT has such a tax and ~~which shall~~ IS therefore ~~be~~ excluded from the election proposed in ~~paragraph (a) of this subsection (3)~~ SUBSECTION (3)(a) OF THIS SECTION and any resulting lodging tax.

(e) Upon the adoption of the resolution by the board of county commissioners approving ~~such~~ A county lodging tax proposal IN ACCORDANCE WITH SUBSECTION (3)(a) OR (3)(a.5) OF THIS SECTION, the county clerk and recorder shall publish the text of ~~such county lodging tax~~ THE proposal four separate times, a week apart, in a newspaper of general circulation within the county. The cost of the election ~~shall~~ MUST be initially paid out of the general fund of the county. If the county lodging tax is approved, the general fund of the county ~~shall~~ MUST be reimbursed out of the county lodging tax ~~tourism~~ fund described in ~~paragraph (a) of subsection (4)~~ SUBSECTION (4)(a) of this section. The conduct of the election shall conform, so far as practicable, to the general election laws of the state.

(f) (I) IF A PROPOSAL FOR A COUNTY LODGING TAX UNDER SUBSECTION (3)(a) OF THIS SECTION IS approved by a majority of the registered electors from the municipality or unincorporated area subject to the lodging tax voting thereon, the county lodging tax ~~shall become~~ BECOMES effective as provided in section 29-2-106 (2). ~~C.R.S. IF A~~

PROPOSAL TO EXPAND THE ALLOWABLE USES UNDER SUBSECTION (3)(a.5) OF THIS SECTION IS APPROVED BY A MAJORITY OF THE REGISTERED ELECTORS FROM THE MUNICIPALITY OR UNINCORPORATED AREA VOTING THEREON, THE COUNTY MAY ALSO USE THE LODGING TAX REVENUE FOR ANY OF THE ADDITIONAL APPROVED USES AS SPECIFIED IN SUBSECTION (1.5) OF THIS SECTION.

(g) IF A COUNTY SEEKS TO USE LODGING TAX REVENUE FOR A PURPOSE SPECIFIED IN SUBSECTION (1.5)(a)(II) OR (1.5)(a)(III) OF THIS SECTION, THEN THE BALLOT ISSUE AUTHORIZING THE USE MUST SPECIFY HOW THE COUNTY WILL SPEND THE LODGING TAX REVENUE UNDER EITHER SUBSECTION.

(4) (a) All revenue collected from such county lodging tax, except the amounts retained under subsection (2) of this section, shall be credited to a special fund designated as the county lodging tax ~~tourism~~ fund, hereby created. The fund shall be used only ~~to advertise and market tourism in accordance with paragraphs (b) and (c) of this subsection (4)~~ FOR THE PURPOSES APPROVED BY VOTERS and to reimburse the general fund of the county for the cost of the election in accordance with ~~paragraph (d) of subsection (3)~~ SUBSECTION (3)(d) of this section. No revenue collected from such county lodging tax shall be used for any capital expenditures, with the exception of:

(I) CAPITAL EXPENDITURES FOR HOUSING AND CHILDCARE FOR THE TOURISM-RELATED WORKFORCE, INCLUDING SEASONAL WORKERS, AND FOR OTHER WORKERS IN THE COMMUNITY;

(II) CAPITAL EXPENDITURES RELATED TO FACILITATING AND ENHANCING VISITOR EXPERIENCES; OR

(III) Tourist information centers.

(b) Upon approval of a lodging tax FOR THE PURPOSE OF ADVERTISING AND MARKETING LOCAL TOURISM by the electors pursuant to this section, the county commissioners shall select a panel of no less than three citizens to administer the ~~tourism~~ LODGING TAX fund; EXCEPT THAT, IF THE MONEY IN THE FUND MAY ALSO BE USED FOR ANY OTHER PURPOSE, THEN THE PANEL SHALL ONLY ADMINISTER THE PORTION OF THE FUND THAT THE BOARD OF COUNTY COMMISSIONERS IDENTIFIES AS BEING AVAILABLE

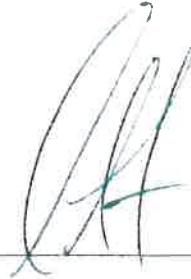
FOR ADVERTISING AND MARKETING LOCAL TOURISM. THE COUNTY COMMISSIONERS SHALL APPOINT ~~members of the panel shall be appointed~~ from the tourism industry within the municipalities or unincorporated areas from which the lodging tax is collected. Where there is an established and proven marketing entity within the county formed for the purpose of advertising and marketing tourism, the panel is encouraged to use that entity, and that entity shall provide an accounting to the panel and to the county commissioners.

SECTION 5. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect

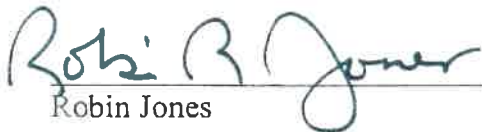
unless approved by the people at the general election to be held in November 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.



Alec Garnett
SPEAKER OF THE HOUSE
OF REPRESENTATIVES



Steve Fenberg
PRESIDENT OF
THE SENATE



Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES



Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED March 31, 2022 at 4:35 pm
(Date and Time)



Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO





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Colorado mountain towns can now use tourism tax to deal with visitors, housing



Bill signed into law after passing the Colorado legislature with bipartisan support

By Jason Blevins The Colorado Sun

Friday, Apr 1, 2022 12:59 Updated Friday, Apr. 1, 2022 1:01



Customers wait for tables and service at Secret Stash Pizza on July 23. On busy days the wait this summer was more than an hour long. (Dean Kraker/Special to The Colorado Sun)



Voters in mountain towns could soon redirect lodging taxes traditionally collected to lure visitors toward housing and recreational infrastructure.

marketing districts to spend as much as 90% of lodging taxes previously collected for tourism on affordable housing, child care for local workers and “enhancing visitors experiences,” which includes investment in recreational infrastructure such as trails.

It’s the kind of proposal that tourism officials in Colorado traditionally have opposed. But after the last couple years, with a pandemic-driven real estate frenzy fueling a housing crisis and labor shortage that is threatening rural communities overwhelmed by visitors, many of Colorado’s tourism boosters support the plan to repurpose marketing dollars.

“There’s been a lot of consternation around this. A lot of hard conversations. But tourism is not opposing this,” said Lucy Kay, the president and CEO of the Breckenridge Tourism Office. Her office in 2016 changed its mission from “come here!” marketing to include managing visitor impacts. “We all need housing. This helps us support issues that are critical to the hospitality industry. We would love these places to be better by having tourism and not have tourism considered as just an impact.”

Many of Colorado’s strongest regional tourism organizations – including in Aspen, Breckenridge, Telluride and Vail – shifted away from pure marketing several years ago. Those groups are now in the business of lessening the impacts of visitors, spending lodging taxes on things like luring new businesses to town and training workers and tourism campaigns that educate visitors about taking care of natural resources and respecting local communities.

But Colorado’s laws for marketing districts that collect lodging taxes prevented spending on capital projects other than tourist information centers. House Bill 1117 changes that, marking a fundamental shift in tourism spending, with focus not just on visitors, but locals. The bill allows voters to decide how to divide lodging tax revenue between tourism promotion, housing, childcare and recreational improvements, but it requires that at least 10% remain dedicated to tourism marketing.

“A visitor’s experience is also heavily influenced by the host community’s ability to support their residents and local workforce with housing and other essential services, as well as a strong quality of life that comes with our amazing natural and cultural assets,” the bill reads. “Robust support for our residents’ needs is essential to the long-term health of both our communities and our economy.”





Gunnison County changed the name of its tourism association to the Tourism and Prosperity Partnership in 2019, using a 4% lodging tax collected by the county's marketing district to support economic development, Western Colorado University, and local entrepreneurs and businesses, while also promoting visitor-friendly events.

But when the county needed to expand a trailhead parking lot, install new signs or build a pit toilet near a popular trail, TAPP could not help.

"So we see this as a shot in the arm, helping us better manage visitation," said TAPP boss John Norton, who last year suspended summer tourism marketing as crowds hammered understaffed Crested Butte businesses. "It's tough to argue that affordable housing in the valley – or really anywhere in Colorado – is not a worthwhile use of these funds. Hopefully more affordable housing brings visitor demand and our employee situation into balance, which it has not been in."

Gunnison County Commissioner Jonathan Houck worked with other counties to make sure recreational infrastructure investment was part of House Bill 1117. He said he hopes voters will approve expanded spending on things like trail signs, apps for visitors and trailheads.

"If you want people to keep coming back, you've got to take care of the resources you have and you've got to be able to put some money back into it," he said.

Lodging tax revenue is not enough to build affordable housing. But it's enough to get it started. Gunnison County, for example, spent \$250,000 for utilities and engineering that allowed a private developer, Gary Gates, to build the 77-unit Paintbrush apartment complex in Gunnison that opened late last year.

"It's like a \$40 million project and we spent \$250,000. That to me is the sweet spot for expanded local marketing district dollars," Houck said. "We can have cash to leverage larger investment for housing."

There are 29 counties in Colorado and six local marketing districts that collect lodging taxes for regional tourism promotion, including Alamosa County, Estes Park, Gunnison County, Moffat County, Steamboat Springs and Vail.

Visit Estes Park is planning to protect its tourism marketing budget while using extra lodging tax revenue to work with partners on housing projects. Kara Franke, the CEO of Visit Estes Park, said her group is pursuing "destination stewardship," which seeks a balance in resident quality of life and a vibrant visitor economy "while protecting our cultural and natural resources."

"What better way to champion this values-based approach, than to work with the community on important issues like workforce housing and child care," Franke said. "We want to be a part of the solution."

Tourism officials admit that smaller communities could see tourism marketing budgets reduced under the reshuffling of lodging tax dollars. The legislation requires that at least 10% of lodging taxes remain in the tourism promotion bucket.

The reduction of support for groups that are transitioning into destination management could slow progress on helping communities better educate and handle visitors, said Cathy Ritter, the former head of the Colorado Tourism Office whose Better Destinations group now consults for many tourist-dependent communities.

"Places where people are frustrated with, say, waiting longer than usual to get seated at their favorite restaurant should be prepared for some of those restaurants to go away if the tourists go away," said Ritter, who champions sustainable tourism with campaigns that target what she calls "low-impact travelers."

About every decade or so, a lawmaker or group will propose cutting Colorado's tourism promotion funding, thinking that the state's mountains and attractions don't need campaigns because visitors will naturally flock. That notion was tested in 1993, when voters declined to support a statewide tourism marketing tax and tourism campaigns went dark. The state's share of the U.S. vacation market collapsed and it took 20 years for the state to regain that share of American travelers. There's even a case study – "The Rise and Fall of Colorado Tourism" – that shows what happens when tourism promotion ends.

Ritter sees whispers of 1993 in House Bill 1117's hobbling of tourism marketing power. She fears lawmakers and even tourism-dependent communities may be making long-term decisions based on the surge of visitors making up for a couple years of lost travel during the pandemic lockdown.

“Communities that hamstring their destination organizations ability to do their jobs suddenly may be looking around and saying what happened to our economy? What happened to all those tax receipts we had back in 2021?” Ritter said. “The sad fact is that a whole lot of other places and states are seeing the value in supporting their tourism economies. Those are the places that will be the winners when the going gets tough.”



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