



**TOWN OF
BRECKENRIDGE**

Town Council Regular Meeting
Tuesday, September 10, 2019, 7:00 PM
Council Chambers
150 Ski Hill Road
Breckenridge, Colorado

I. CALL TO ORDER, ROLL CALL

II. APPROVAL OF MINUTES

A. TOWN COUNCIL MINUTES - AUGUST 27, 2019

III. APPROVAL OF AGENDA

IV. COMMUNICATIONS TO COUNCIL

- A. CITIZEN'S COMMENT (NON-AGENDA ITEMS ONLY; 3-MINUTE TIME LIMIT PLEASE)
- B. BRECKENRIDGE TOURISM OFFICE UPDATE

V. CONTINUED BUSINESS

- A. SECOND READING OF COUNCIL BILLS, SERIES 2019 - PUBLIC HEARINGS
 - 1. *COUNCIL BILL NO. 25, SERIES 2019 - AN ORDINANCE AMENDING CHAPTER 3H OF TITLE 6 OF THE BRECKENRIDGE TOWN CODE CONCERNING THE SALE OF DOGS AND CATS BORN OR RAISED IN INHUMANE COMMERCIAL BREEDING FACILITIES*
 - 2. *COUNCIL BILL NO. 26, SERIES 2019 - AN ORDINANCE AUTHORIZING THE GRANTING OF AN EASEMENT TO CHRISTIE HEIGHTS PARTNERSHIP AND CUCUMBER CREEK ASSOCIATES LLC (Tract A, Christie Heights Subdivision Filing No. 2)*

VI. NEW BUSINESS

- A. FIRST READING OF COUNCIL BILLS, SERIES 2019
 - 1. *COUNCIL BILL NO. 27, SERIES 2019 - AN ORDINANCE AMENDING CHAPTER 1 OF TITLE 4 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE TOWN OF BRECKENRIDGE "BUSINESS AND OCCUPATIONAL LICENSES AND TAX ORDINANCE," CONCERNING OCCUPANCY LIMITS FOR ACCOMMODATION UNITS*
 - 2. *COUNCIL BILL NO. 28, SERIES 2019 - AN ORDINANCE AMENDING SECTION 11-6-2 OF THE BRECKENRIDGE TOWN CODE CONCERNING THE EXCEPTIONS TO THE REQUIREMENT THAT A LICENSE AGREEMENT MUST BE OBTAINED TO USE TOWN-OWNED REAL PROPERTY*
- B. RESOLUTIONS, SERIES 2019
- C. OTHER

VII. PLANNING MATTERS

A. PLANNING COMMISSION DECISIONS

VIII. REPORT OF TOWN MANAGER AND STAFF

IX. REPORT OF MAYOR AND COUNCIL MEMBERS

A. CAST/MMC (MAYOR MAMULA)

B. BRECKENRIDGE OPEN SPACE ADVISORY COMMITTEE (MR. BERGERON)

C. BRECKENRIDGE TOURISM OFFICE (MS. WOLFE)

D. BRECKENRIDGE HERITAGE ALLIANCE (MS. OWENS)

E. BRECKENRIDGE CREATIVE ARTS (MR. GALLAGHER)

F. BRECKENRIDGE EVENTS COMMITTEE (MS. GIGLIELLO)

G. WATER TASK FORCE (MR. GALLAGHER)

X. OTHER MATTERS

XI. SCHEDULED MEETINGS

A. SCHEDULED MEETINGS FOR SEPTEMBER AND OCTOBER

XII. ADJOURNMENT

D) CALL TO ORDER, ROLL CALL

Mayor Mamula called the meeting of August 27, 2019 to order at 7:00pm. The following members answered roll call: Mr. Bergeron, Ms. Owens, Mr. Gallagher, Mr. Carleton, Ms. Wolfe, Ms. Gigliello and Mayor Mamula.

II) APPROVAL OF MINUTES

A) TOWN COUNCIL MINUTES - AUGUST 13, 2019

Mayor Mamula stated there was a typo under Citizen's Comments, in the section referring to the new merchants' association. With no further changes or corrections to the meeting minutes of July 23, 2019, Mayor Mamula declared they would stand corrected with the aforementioned change.

III) APPROVAL OF AGENDA

Mr. Holman stated there were no changes to the agenda. Mayor Mamula declared the agenda approved as presented.

IV) COMMUNICATIONS TO COUNCIL

A) CITIZEN'S COMMENT (NON-AGENDA ITEMS ONLY; 3-MINUTE TIME LIMIT PLEASE)

Mayor Mamula opened Citizen's Comment.

There were no comments and Citizen's Comment was closed.

B) BRECKENRIDGE SKI RESORT UPDATE

Mr. John Buhler, COO of Breckenridge Ski Resort, stated Epic Discovery will end the 8th of September. He further stated Epic Promise volunteers recently removed 300 pounds of trash and 100 pounds of recycling from the mountain, and assisted with outdoor work at the Breckenridge Montessori School. Mr. Buhler stated the Resort will open in 73 days, and there are only 50 days until snowmaking begins. He further stated an upgrade in snowmaking equipment and lines at the resort will make it more efficient, and the resort will be replacing the haul rope on the gondola this fall. Mr. Buhler stated the Peak 8 Base Area skier services will include escalators, and a new ski school and ticket office area. He also stated the Peak 9 Base Area with the Gravity Haus hotel will open in December. Mr. Buhler then stated there have been leadership changes throughout the company with the departure of Chris Jarnot, and Bill Rock will now be over the mountain region resorts in Colorado and Utah. He also thanked Council for the site visit on Peak 7 last week and stated he hopes the Forest Service can address the Council's concerns for a better guest experience. He stated Epic Promise Grant Applications are open until September 11.

Mayor Mamula thanked Vail Resorts for involving Chris Jarnot in the negotiations for the Gondola Lot.

V) CONTINUED BUSINESS

A) SECOND READING OF COUNCIL BILLS, SERIES 2019 - PUBLIC HEARINGS

1) COUNCIL BILL NO. 23, SERIES 2019 - AN ORDINANCE AMENDING ARTICLE F OF CHAPTER 3 OF TITLE 6 OF THE BRECKENRIDGE TOWN CODE CONCERNING TOBACCO PRODUCTS

Mayor Mamula read the title into the minutes. Mr. Berry stated the only change to this ordinance from first reading is in the last section, which has the ordinance become effective after 35 days.

Mayor Mamula opened the public hearing.

Dr. Don Parsons, a Dillon resident, thanked Council for this ordinance.

Mr. Tim Gallagher, a Summit High School student, thanked Council for their support of Summit County youth.

There were no additional comments and the public hearing was closed.

Mr. Bergeron thanked the students for their involvement.

Mr. Carleton asked about the Frisco ordinances, and Mayor Mamula explained those are up for a vote tonight.

Mr. Bergeron moved to approve COUNCIL BILL NO. 23, SERIES 2019 - AN ORDINANCE AMENDING ARTICLE F OF CHAPTER 3 OF TITLE 6 OF THE BRECKENRIDGE TOWN CODE CONCERNING TOBACCO PRODUCTS. Mr. Carleton seconded the motion.

The motion passed 7-0.

- 2) COUNCIL BILL NO. 24, SERIES 2019 - AN ORDINANCE AMENDING TITLE 4 OF THE BRECKENRIDGE TOWN CODE BY ADDING A NEW CHAPTER 18 ENTITLED "RETAIL TOBACCO BUSINESS LICENSING"

Mayor Mamula read the title into the minutes. Mr. Berry stated there were several changes to the ordinance detailed in the memo, and also a revision to the section about employees ages 18-21 years who must be supervised by someone 21 years and older, which was modeled after the alcohol ordinances.

Mr. Berry further stated page 4 of the ordinance defines tobacco products in broad terms and it matches State Statute in that regard.

Mayor Mamula opened the public hearing.

There were no comments and the public hearing was closed.

Mr. Bergeron moved to approve COUNCIL BILL NO. 24, SERIES 2019 - AN ORDINANCE AMENDING TITLE 4 OF THE BRECKENRIDGE TOWN CODE BY ADDING A NEW CHAPTER 18 ENTITLED "RETAIL TOBACCO BUSINESS LICENSING". Ms. Gigliello seconded the motion.

The motion passed 7-0.

VI) NEW BUSINESS

- A) FIRST READING OF COUNCIL BILLS, SERIES 2019

- 1) COUNCIL BILL NO. 25, SERIES 2019 - AN ORDINANCE AMENDING CHAPTER 3H OF TITLE 6 OF THE BRECKENRIDGE TOWN CODE CONCERNING THE SALE OF DOGS AND CATS BORN OR RAISED IN INHUMANE COMMERCIAL BREEDING FACILITIES

Mayor Mamula read the title into the minutes. Ms. Haynes stated this ordinance would ban all businesses from selling dogs and cats raised in the manner defined in this ordinance.

Mayor Mamula opened the public hearing.

Ms. Joyce Callahan, a Summit County resident, asked about adding some definitions for second reading. Ms. Haynes stated staff would look into her request.

There were no additional comments and the public hearing was closed.

Mr. Bergeron moved to approve COUNCIL BILL NO. 25, SERIES 2019 - AN ORDINANCE AMENDING CHAPTER 3H OF TITLE 6 OF THE BRECKENRIDGE TOWN CODE CONCERNING THE SALE OF DOGS AND CATS BORN OR RAISED IN INHUMANE COMMERCIAL BREEDING FACILITIES. Ms. Wolfe seconded the motion.

The motion passed 7-0.

- 2) COUNCIL BILL NO. 26, SERIES 2019 - AN ORDINANCE AUTHORIZING THE GRANTING OF AN EASEMENT TO CHRISTIE HEIGHTS PARTNERSHIP AND CUCUMBER CREEK ASSOCIATES LLC (Tract A, Christie Heights Subdivision Filing No. 2)

Mayor Mamula read the title into the minutes. Mr. Berry stated this ordinance would authorize the granting of an easement to benefit the Cucumber Gulch natural area. He

further stated the Town will abandon the current easement and relocate it through this action for this purpose.

Mayor Mamula opened the public hearing. There were no comments and the public hearing was closed.

Mr. Bergeron moved to approve COUNCIL BILL NO. 26, SERIES 2019 - AN ORDINANCE AUTHORIZING THE GRANTING OF AN EASEMENT TO CHRISTIE HEIGHTS PARTNERSHIP AND CUCUMBER CREEK ASSOCIATES LLC (Tract A, Christie Heights Subdivision Filing No. 2). Mr. Gallagher seconded the motion.

The motion passed 7-0.

B) RESOLUTIONS, SERIES 2019

1) RESOLUTION NO. 21, SERIES 2019 - A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR PARTICIPATION IN THE ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC. REGIONAL GOVERNMENT ENTERPRISE LICENSE AGREEMENT

Mayor Mamula read the title into the minutes. Mr. Berry stated this resolution would authorize the Town to participate in a joint software-mapping program with other Summit County municipalities and would give staff the tools needed to do their jobs.

Mayor Mamula opened the public hearing. There were no comments and the public hearing was closed.

Mr. Bergeron moved to approve RESOLUTION NO. 21, SERIES 2019 - A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR PARTICIPATION IN THE ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC. REGIONAL GOVERNMENT ENTERPRISE LICENSE AGREEMENT. Ms. Gigliello seconded the motion.

The motion passed 7-0.

C) OTHER

VII) PLANNING MATTERS

A) PLANNING COMMISSION DECISIONS

Mayor Mamula declared the Planning Commission Decisions would stand approved as presented.

VIII) REPORT OF TOWN MANAGER AND STAFF

Mayor Mamula stated the County Commissioners have been discussing with Town Council members the process of putting a non-binding question on the ballot this fall regarding minimum wage increases. He stated the Town's partnership with the County is important, and he honors the process to garner support for joint issues. Mayor Mamula further stated the County Commissioners will push back the issue until next week, and Commissioner Lawrence said they would pull the advisory question from the ballot as long as the towns sign an LOI for a path forward for minimum wage conversations. He also stated the LOI would commit us to a focus group or other method for these conversations.

Mr. Carleton stated he was okay with the LOI as a compromise. He further stated there is urgency with the State statute change beginning January 1, 2020, and the set limit of participating municipalities (10%). Mr. Holman stated the fall will be a good time to look at this issue and proceed with the process. Ms. Wolfe stated she appreciates the restaurant perspective on this issue. Ms. Owens stated she likes that the County is willing to change mid-stride on this issue and remove the question from the ballot in favor of more discussions.

Mr. Holman stated Judge Allen agreed to set a \$150 fine for first offense trash issues. He also stated the Liquor and Marijuana Licensing Authority (LMLA) wants the Council to consider mandatory TIPS training for all liquor licensees. He noted this has not been a desire of the Council in the past. Mr. Carleton stated the Restaurant

Association has trained thousands of employees over the years, and this has worked well. He further stated the problem establishments aren't involved in the Association and he would encourage the LMLA to have a heavy hand on the offenders. Mayor Mamula agreed with Mr. Carleton and stated those restaurants would likely not comply with a mandatory training anyway. Council agreed not to mandate TIPS training at this time.

IX) REPORT OF MAYOR AND COUNCIL MEMBERS

- A. Cast/MMC
Mayor Mamula stated CAST discussed Dark Sky initiatives, and the Park City Mayor was present to promote a sustainability conference being hosted by that community at the end of September.
- B. Breckenridge Open Space Advisory Committee
Mr. Bergeron stated the Redpig trail is under construction, and the committee evaluated post-race conditions after the Breck Epic (which were good). He further stated a Boreal Toad was seen in Cucumber Gulch, and the Fairy Forest has been heavily used this summer resulting in a lot of trash and destruction to the trail. He stated BOSAC agreed to have additional fencing and monitoring of that trail next summer.
- C. Breckenridge Tourism Office
Ms. Wolfe stated Oktoberfest will be rolling out responsible tourism messaging, and she has encouraged the BTO to "blur the lines" with this initiative and work across all Town departments on these efforts. Mr. Holman stated CAST is also pushing this message.
- D. Breckenridge Heritage Alliance
Ms. Owens stated the BHA is considering Council's comments on Milne Park and evaluating what they can do for that project. Mr. Holman stated he would like Council to look at all of their requests together for the CIP budget process. He further stated Modern Breckenridge is the other big BHA initiative. Ms. Owens stated the Keystone Drill is currently at Country Boy Mine and it may need an indoor space for preservation in the future.
- E. Breckenridge Creative Arts
Mr. Gallagher stated there was no update.
- F. Breckenridge Events Committee
Ms. Gigliello stated there was no update.
- G. Water Task Force
Mayor Mamula stated he would like this group to meet to discuss water rates.

X) OTHER MATTERS

Mr. Carleton stated representatives from the new Breckenridge Retail Association are actively seeking members. He further stated they have a board and have filed for non-profit status, and he believes they will be positive and collaborative.

Mr. Gallagher stated he would be prepared to talk more about e-cigarettes and vaping in Breckenridge, and the new health concerns for young people make this an especially important issue. Mayor Mamula stated the Town could potentially ban flavored vaping products. Ms. Wolfe expressed concern that those products would still be easy to order online. Ms. Owens stated she would like to see Breckenridge consider banning vaping.

Mr. Holman stated the wind events over the weekend took out some large trees around Town.

Mayor Mamula stated the service for Mark Burke is this Saturday and it would be nice to show support there.

XI) SCHEDULED MEETINGS

- A) SCHEDULED MEETINGS FOR AUGUST, SEPTEMBER AND OCTOBER

XII) ADJOURNMENT

With no further business to discuss, the meeting adjourned at 8:08pm. Submitted by Helen Cospolich, CMC, Town Clerk.

ATTEST:

Helen Cospolich, CMC, Town Clerk

Eric S. Mamula, Mayor

DRAFT



Memo

To: Breckenridge Town Council Members
From: Shannon Haynes, Assistant Town Manager
Date: 9/3/2019
Subject: Sale of Dogs and Cats from Inhumane Breeding Facilities

The second reading of the Sale of Dogs and Cats from Inhumane Breeding Facilities is scheduled for September 10th. As noted at the August 27th meeting, the ordinance as drafted for first reading referenced definitions for “Animal Care Facility” and “Animal Rescue Organization”. Those definitions were not included in the first draft and have been added for second reading. There are no additional changes from first reading.

Tim Berry and I will be present at the work session on Tuesday, September 10th to answer any questions.

1 ***FOR WORKSESSION/SECOND READING – SEPT. 10***

2
3 Additions To The Ordinance As Approved on First Reading Are
4 Indicated By **Bold + Double Underline**; Deletions By ~~Strikeout~~

5
6 COUNCIL BILL NO. 25

7
8 Series 2019

9
10 AN ORDINANCE AMENDING CHAPTER 3H OF TITLE 6 OF THE BRECKENRIDGE
11 TOWN CODE CONCERNING THE SALE OF DOGS AND CATS BORN OR RAISED IN
12 INHUMANE COMMERCIAL BREEDING FACILITIES

13
14 WHEREAS, the Town of Breckenridge has an interest in maintaining the public safety
15 and welfare of the citizens of the Town; and

16
17 WHEREAS, Section 31-15-501, C.R.S., authorizes municipalities to prohibit any
18 offensive or unwholesome business practice; and

19 WHEREAS, the Humane Society of the United States has determined that puppy and
20 kitten mills are inhumane commercial breeding facilities which disregard the animals’ health -
21 both physical and emotional - in order to maximize profits; and

22 WHEREAS, according to the Humane Society of the United States, these mills produce
23 animals for sale, oftentimes at retail stores; and

24 WHEREAS, the Town Council finds and determines that the sale of dogs and cats from
25 these mills is an unwholesome business practice and not in the best interest of the public welfare
26 of the Town; and

27 WHEREAS, the Town Council desires to exercise its authority to address the sale of dogs
28 and cats in retail stores that come from these mills, all as more fully provided in this ordinance.

29 NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF
30 BRECKENRIDGE, COLORADO:

31
32 Section 1. Chapter 3H of Title 6 of the Breckenridge Town Code is amended by the
33 addition of a new Section 6-3H-10, which shall read in its entirety as follows:

34
35 6-3H-10 SALE OF ANIMALS FROM INHUMANE COMMERCIAL BREEDING
36 FACILITIES:

37
38 A. As used in this Section the following words shall have the following meanings:

39
ANIMAL CARE
FACILITY:

An animal control center or
animal shelter, maintained by
or under contract with any
state, county or municipality,

whose mission and practice is, in whole, or significant part, the rescue and placement of animals in permanent homes.

ANIMAL RESCUE ORGANIZATION:

Any not-for-profit organization which has tax-exempt status under Section 501(c)(3) of the United States Internal Revenue Code, whose mission and practice is, in whole or in significant part, the rescue and placement of animals in permanent homes.

CAT: Has the meaning provided in Section 6-2-2 of this Code.

DOG: Has the meaning provided in Section 6-2-2 of this Code.

OFFER FOR SALE: To sell, offer for sale or adoption, advertise for sale of, barter, auction, give away, or otherwise dispose of a dog or cat.

PET SHOP: A retail establishment where dogs and/or cats are sold, exchanged, bartered, or offered for sale as pet animals to the general public at retail. Such definition does not include an animal care facility or animal rescue organization as defined in this Section.

PERSON: Has the meaning provided in Section 1-3-2 of this Code.

- 1
- 2 B. No pet shop shall sell, deliver, offer for sale, barter, auction, or otherwise dispose of a
- 3 dog or a cat.
- 4
- 5 C. A pet shop that offers space for the adoption of dogs or cats shall post, in a conspicuous
- 6 location on the enclosure of each such animal, a sign listing the name of the animal care
- 7 facility or animal rescue organization from which the pet shop acquired each dog or cat.
- 8
- 9 D. Each violation of this Section shall constitute a separate offense.

1
2 E. It is unlawful and a misdemeanor offense for any person to violate any provision of this
3 Section. Any person convicted of violating any provision of this Section shall be
4 punished as provided in chapter 4, title 1 of this code.
5

6 F. The operation of a pet shop in violation of this Section is declared to be a public
7 nuisance, and is subject to abatement as provided by law. In any case in which the Town
8 prevails in a nuisance abatement action initiated pursuant to this Section, the Town may
9 recover its reasonable attorney fees plus costs of the proceeding.
10

11 Section 2. Except as specifically amended hereby, the Breckenridge Town Code, and the
12 various secondary codes adopted by reference therein, shall continue in full force and effect.
13

14 Section 3. The Town Council hereby finds, determines and declares that this ordinance is
15 necessary and proper to provide for the safety, preserve the health, promote the prosperity, and
16 improve the order, comfort and convenience of the Town of Breckenridge and the inhabitants
17 thereof.
18

19 Section 4. The Town Council hereby finds, determines and declares that it has the power
20 to adopt this ordinance pursuant to: (i) Section 31-15-103, C.R.S. (concerning municipal police
21 powers); (ii) Section 31-15-501, C.R.S. (concerning municipal power to regulate businesses);
22 (iii) Section 31-15-401, C.R.S. (concerning municipal police powers); (iv) the authority granted
23 to home rule municipalities by Article XX of the Colorado Constitution; and (v) the powers
24 contained in the Breckenridge Town Charter.
25

26 Section 5. This ordinance shall be published and become effective as provided by
27 Section 5.9 of the Breckenridge Town Charter.
28

29 INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED
30 PUBLISHED IN FULL this ____ day of _____, 2019. A Public Hearing shall be held at the
31 regular meeting of the Town Council of the Town of Breckenridge, Colorado on the ____ day of
32 _____, 2019, at 7:00 P.M., or as soon thereafter as possible in the Municipal Building of the
33 Town.
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35 TOWN OF BRECKENRIDGE, a Colorado
36 municipal corporation
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40 By: _____
41 Eric S. Mamula, Mayor
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1 ATTEST:

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Helen Cospolich, CMC,

7 Town Clerk

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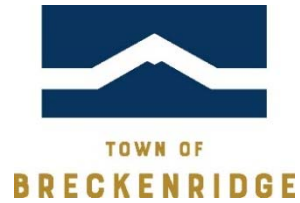
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500-414\Puppy Mill Ordinance_3 (08-30-19)(Second Reading)



Memo

To: Breckenridge Town Council Members
From: Town Attorney
Date: 9/4/2019
Subject: Council Bill No. 26 (Ordinance Approving Relocation of Drainage and Detention Pond Easement Over Town's Tract A, Christie Heights Subdivision #2)

The second reading of the ordinance approving the relocation of the existing Drainage and Detention Pond Easement over the Town's Tract A, Christie Heights Subdivision #2 parcel is scheduled for your meeting on September 10th. There are no changes proposed to ordinance from first reading.

The Council inquired about the size of the existing Drainage and Detention Pond Easement compared to the size of the new easement. The existing easement contains 0.85 acres, all of which is located on the Town's Tract A, Christie Heights Subdivision. The new easement contains a total of 1.28 acres, but only 0.91 acres is on the Town's Tract A parcel. The remaining 0.37 acres is on private property owned by Christie Heights Partnership (Tim Casey). Therefore, as far as the Town's property is concerned, the new easement is 0.06 acres (2,613 square feet) larger than the existing easement.

I will be happy to discuss this matter with you on Tuesday.

FOR WORKSESSION/SECOND READING – SEPT. 10

NO CHANGE FROM FIRST READING

COUNCIL BILL NO. 26

Series 2019

AN ORDINANCE AUTHORIZING THE GRANTING OF AN EASEMENT TO CHRISTIE HEIGHTS PARTNERSHIP AND CUCUMBER CREEK ASSOCIATES LLC
(Tract A, Christie Heights Subdivision Filing No. 2)

WHEREAS, the Town owns the following described real property:

Tract “A”, Christie Heights Subdivision Filing No. 2, according to the plat thereof filed January 31, 2001 under Reception No. 644114 of the records of the Clerk and Recorder of Summit County, Colorado, Town of Breckenridge, County of Summit, and State of Colorado

(Tract “A”)

; and

WHEREAS, Tract A is burdened by certain drainage and detention pond easements that benefit certain properties adjacent to or near Tract A; and

WHEREAS, Christie Heights Partnership, a California general partnership, and Cucumber Creek Associates LLC, a Colorado limited liability company, being the owners of the properties benefited by the existing drainage and detention pond easements, have requested that the existing easements be terminated and replaced with a new drainage and detention pond easement over, across, and through Tract A; and

WHEREAS, the Town Council of the Town of Breckenridge has determined that it should grant the requested easement; and

WHEREAS, the Town Attorney has informed the Town Council that, in his opinion, Section 15.3 of the Breckenridge Town Charter requires that granting of the easement be authorized by ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE, COLORADO:

Section 1. The Town Manager is authorized, empowered, and directed to execute, acknowledge, and deliver to Christie Heights Partnership, a California general partnership, and

1 Cucumber Creek Associates LLC, a Colorado limited liability company, an easement
2 substantially in the form marked **Exhibit "A"**, attached hereto, and incorporated herein by
3 reference.
4

5 Section 2. The Town Manager is further authorized, empowered, and directed to execute
6 an agreement terminating: (i) the 25' Drainage Easement" and a "Drainage & Detention Pond
7 Easement" over and across portions of the Town's Tract "A" as shown on the recorded plat for
8 Christie Heights Subdivision Filing No. 2; and (ii) the Grant of Easement (Drainage and
9 Detention Easement) dated January 18, 2001 and recorded January 31, 2001 at Reception No.
10 644117 of the records of the Clerk and Recorder of Summit County, Colorado.
11

12 Section 3. The Town Council finds, determines, and declares that it has the power to
13 adopt this ordinance pursuant to the authority granted to home rule municipalities by Article XX
14 of the Colorado Constitution and the powers contained in the Breckenridge Town Charter.
15

16 Section 4. This ordinance shall be published and become effective as provided by Section
17 5.9 of the Breckenridge Town Charter.
18

19 INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED
20 PUBLISHED IN FULL this ____ day of _____, 2019. A Public Hearing shall be held at the
21 regular meeting of the Town Council of the Town of Breckenridge, Colorado on the ____ day of
22 _____, 2019, at 7:00 P.M., or as soon thereafter as possible in the Municipal Building of the
23 Town.
24

25 TOWN OF BRECKENRIDGE, a Colorado
26 municipal corporation
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29 By: _____
30 Eric S. Mamula, Mayor
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32 ATTEST:
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35 _____
36 Helen Cospolich, CMC,
37 Town Clerk
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39 APPROVED IN FORM
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42 _____
43 Town Attorney
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**GRANT OF EASEMENT
(Drainage and Detention Pond Easement)**

This GRANT OF EASEMENT (“Grant”) is dated _____, 2019 and is between the TOWN OF BRECKENRIDGE, a Colorado municipal corporation, whose address is P. O. Box 168, Breckenridge, CO 80424 (“Grantor”), CHRISTIE HEIGHTS PARTNERSHIP, a California general partnership, whose address is P.O. Box 2340, Breckenridge, CO 80424 (“Christie Heights”), and CUCUMBER CREEK ASSOCIATES LLC, a Colorado limited liability company, whose address is P.O. Box 7, Breckenridge, CO 80424 (“CCA”). Christie Heights and CCA are collectively referred to in this Grant as the “Grantees.”

WITNESSETH THAT:

In consideration of Ten Dollars and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the following grants, agreements, covenants and restrictions are made:

1. Grant Of Easement. Grantor grants to Grantees, as tenants in common, their successors and assigns, a perpetual nonexclusive easement (“Easement”) for the purposes described in Paragraph 2, below, over, upon, across and through the following real property situate in the Town of Breckenridge, County of Summit and State of Colorado:

That portion of Tract “A”, Christie Heights Subdivision Filing No. 2, according to the plat thereof recorded January 31, 2001 at Reception No. 644114 of the records of the Clerk and Recorder of Summit County, Colorado described on the attached Exhibit “A” and depicted on the attached Exhibit “B”, which are both incorporated herein by reference.

2. Use Of Easement. The Easement shall be used only for: (i) drainage and detention of drainage from Cucumber Creek Estates Subdivision, including the natural flow of drainage from Cucumber Creek Estates Subdivision into the detention pond and other structures; and (ii) the construction, operation, and maintenance of drainage or detention structures constructed therein, together with the right of ingress and egress across the Easement for purposes of maintenance and repair of the drainage or detention structures by the Grantees, and their respective agents, employees, officers, contractors, licensees, invitees, lessees, successors, and assigns. No other use of the Easement shall be made or permitted by Grantees. Grantees shall not use or permit the use of the Easement in any manner that will interfere with Grantor’s use thereof as described in Paragraph 3.

3. Grantor’s Use Of Easement. Grantor shall have the right to use and occupy the Easement for any purpose not inconsistent with Grantee’s full and complete enjoyment of the rights hereby granted.

4. Improvements. Grantees shall not improve or construct any permanent improvement within the Easement without Grantor’s prior permission.

5. Maintenance Of Easement. Grantees, at their sole cost, shall maintain and repair the detention pond and drainage structures within the Easement so that they remain in a good and safe condition and state of repair and in accordance with all applicable laws, orders, rules and regulations. After any maintenance, upkeep or repair, Grantees, at their sole cost, shall restore Grantor's property (other than the Easement itself) to the condition it was in prior to such maintenance, upkeep, or repair. All such maintenance, repair, and other work on the Easement shall be done in a manner which will not unreasonably interfere with the Grantor's use of the Easement as described in Paragraph 3. All work on or to the Easement shall be completed in the shortest reasonable time with the least obstruction to and disturbance of the surface of the Easement.

6. Indemnification. Grantees, or their successors and assigns in title to any real property in Cucumber Creek Estates Subdivision, or any interest therein, jointly and severally, shall indemnify, defend, and hold Grantor harmless from all liability, damage, costs, claims, demands, judgments and causes of action (including without limitation, Grantor's reasonable attorney's fees) arising out of or related to the use or maintenance of the Easement by Grantees or their agents, employees, officers, contractors, licensees, invitees, lessees, successors or assigns, including, without limitation, any mechanic's liens which may be asserted or recorded against Grantor's property for services performed or materials supplied in connection with any work performed on the Easement by or at the request of Grantees; provided, however, Grantees shall have no obligation under this Paragraph 6 to the extent any such claim, demand, liability, damage, judgment, or cause of action is caused by the negligence of Grantor, its agents, employees, officers, contractors, licensees, lessees, successors, or assigns.

7. Non-Use Of Easement. Non-use or limited use of the Easement shall not prevent Grantees from thereafter making use of such Easement to the full extent herein authorized.

8. Termination Of Easement. The Easement shall be terminated automatically at such time and in the event that the Easement is abandoned by Grantees as evidenced by written documentation demonstrating an unequivocal intent to abandon the Easement. Upon request by Grantor, Grantees shall execute and deliver to Grantor any appropriate instruments to reflect the termination of the Easement.

9. Binding Effect. This Grant shall be placed of record in the real property records of Summit County, Colorado, and the covenants and conditions contained herein shall run with the land and shall bind, and the benefits shall inure to, respectively, Grantees, its successors and assigns, and all subsequent owners of real property located in Cucumber Creek Estates Subdivision, or any interest therein, and Grantor, its successors and assigns, and all subsequent owners of Tract A or any interest therein, in perpetuity.

10. Notices. All notices required or permitted under the terms of this Grant shall be in writing and shall be deemed given when a copy thereof, addressed as provided herein, is actually delivered, either personally, by overnight courier, or by certified or registered mail, return receipt requested, to a party at the address stated in the first paragraph of this Grant, and to any successors of a party, at the address for such successor shown on the recorded conveyance to such successor, or at such other address as Grantor, Grantees or such successor may notify the

other party of in writing in the manner provided in this paragraph.

11. Construction. The rule of strict construction does not apply to this Grant. This Grant shall be given a reasonable construction so that the intention of the parties to confer to Grantees a private easement as described in this Grant is carried out.

12. Governing Law. This Grant shall be governed by and construed in accordance with the laws of the State of Colorado.

GRANTOR:

TOWN OF BRECKENRIDGE, a Colorado
municipal corporation

By: _____
Rick G. Holman, Town Manager

ATTEST:

Helen Cospolich, CMC,
Town Clerk

GRANTEES:

CHRISTIE HEIGHTS PARTNERSHIP, a
California general partnership

By: _____
Timothy J. Casey, Managing Partner

CUCUMBER CREEK ASSOCIATES, LLC, a
Colorado limited liability company

By: _____

Title: _____

STATE OF COLORADO)
) ss.
COUNTY OF SUMMIT)

The foregoing instrument was acknowledged before me this ___ day of _____, 2019, by Rick G. Holman, as Town Manager, and Helen Cospolich, CMC, as Town Clerk, of the Town of Breckenridge, a Colorado municipal corporation.

WITNESS my hand and official seal.

My commission expires: _____.

Notary Public

STATE OF COLORADO)
) ss.
COUNTY OF SUMMIT)

The foregoing instrument was acknowledged before me this _____ day of _____, 2019, by Timothy J. Casey, as Managing Partner, of Christie Heights Partnership, a California General Partnership.

WITNESS my hand and official seal.

My commission expires: _____.

Notary Public

STATE OF COLORADO)
) ss.
COUNTY OF SUMMIT)

The foregoing instrument was acknowledged before me this ____ day of _____, 2019, by _____, as _____ of Cucumber Creek Associates, LLC, a Colorado limited liability company.

WITNESS my hand and official seal.

My commission expires: _____.

Notary Public

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Exhibit "A"

Legal Description of Easement

A PARCEL OF LAND LOCATED WITHIN TRACT A, CHRISTIE HEIGHTS SUBDIVISION FILING NO. 2 AS RECORDED JANUARY 31, 2001 UNDER RECEPTION No. 644114 AND TRACT A, CUCUMBER CREEK ESTATES SUBDIVISION AS RECORDED JUNE 19, 2018 UNDER RECEPTION No. 1172546 AT THE SUMMIT COUNTY CLERK AND RECORDER'S OFFICE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWESTERLY PROPERTY CORNER OF TRACT A, CUCUMBER CREEK ESTATES SUBDIVISION, SAID POINT ALSO BEING THE NORTHEASTERLY PROPERTY CORNER OF TRACT A, CHRISTIE HEIGHTS SUBDIVISION FILING NO. 2.

THENCE CONTINUING ALONG THE NORTHERLY PROPERTY LINE OF SAID TRACT A, CUCUMBER CREEK ESTATES S84°56'55"E A DISTANCE OF 30.21 FEET; THENCE DEPARTING SAID NORTHERLY PROPERTY LINE THE FOLLOWING (3) THREE COURSES :

- 1) S11°46'43"W A DISTANCE OF 126.08'
- 2) S43°51'27"W A DISTANCE OF 379.03'
- 3) 87.02 FEET ALONG A CURVE TURNING TO THE RIGHT HAVING A CENTRAL ANGLE OF 9°52'22", A RADIUS OF 505.00 FEET, AND A CHORD WHICH BEARS S48°47'38"W A DISTANCE OF 86.91 FEET.

SAID THREE COURSES ALSO BEING THE 30.00 FOOT REAR SETBACK LINE FOR TRACT A, CUCUMBER CREEK ESTATES SUBDIVISION.

THENCE CONTINUING N63°02'30"W A DISTANCE OF 33.88 FEET TO THE WESTERLY ANGLE POINT OF TRACT A, CUCUMBER CREEK ESTATES SUBDIVISION, SAID POINT ALSO BEING THE EASTERLY PROPERTY LINE OF TRACT A, CHRISTIE HEIGHTS SUBDIVISION FILING NO. 2 .

THENCE CONTINUING THE FOLLOWING (7) SEVEN COURSES:

- 1) N01°32'32"E A DISTANCE OF 125.58'
- 2) N47°41'38"E A DISTANCE OF 235.86'
- 3) N44°40'18"W A DISTANCE OF 68.05
- 4) N45°00'59"E A DISTANCE OF 30.00'
- 5) S44°53'39"E A DISTANCE OF 76.56'
- 6) N47°42'19"E A DISTANCE OF 109.58'
- 7) N63°49'24"E A DISTANCE OF 66.31' TO A POINT ON THE WESTERLY PROPERTY LINE OF TRACT A, CUCUMBER CREEK ESTATES, SAID POINT ALSO BEING THE EASTERLY PROPERTY LINE OF TRACT A, CHRISTIE HEIGHTS SUBDIVISION FILING NO. 2.

THENCE CONTINUING N11°46'43"E A DISTANCE OF 39.48 FEET TO THE TRUE POINT OF BEGINNING.

SAID EASEMENT CONTAINING 56,028 SQUARE FEET OR 1.29 ACRES MORE OR LESS.

Exhibit "A"

Legal Description of Easement

A PARCEL OF LAND LOCATED WITHIN TRACT A, CHRISTIE HEIGHTS SUBDIVISION FILING NO. 2 AS RECORDED JANUARY 31, 2001 UNDER RECEPTION No. 644114 AND TRACT A, CUCUMBER CREEK ESTATES SUBDIVISION AS RECORDED JUNE 19, 2018 UNDER RECEPTION No. 1172546 AT THE SUMMIT COUNTY CLERK AND RECORDER'S OFFICE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWESTERLY PROPERTY CORNER OF TRACT A, CUCUMBER CREEK ESTATES SUBDIVISION, SAID POINT ALSO BEING THE NORTHEASTERLY PROPERTY CORNER OF TRACT A, CHRISTIE HEIGHTS SUBDIVISION FILING NO. 2.

THENCE CONTINUING ALONG THE NORTHERLY PROPERTY LINE OF SAID TRACT A, CUCUMBER CREEK ESTATES S84°56'55"E A DISTANCE OF 30.21 FEET;THENCE DEPARTING SAID NORTHERLY PROPERTY LINE THE FOLLOWING (3) THREE COURSES :

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2) S43°51'27"W A DISTANCE OF 379.03'
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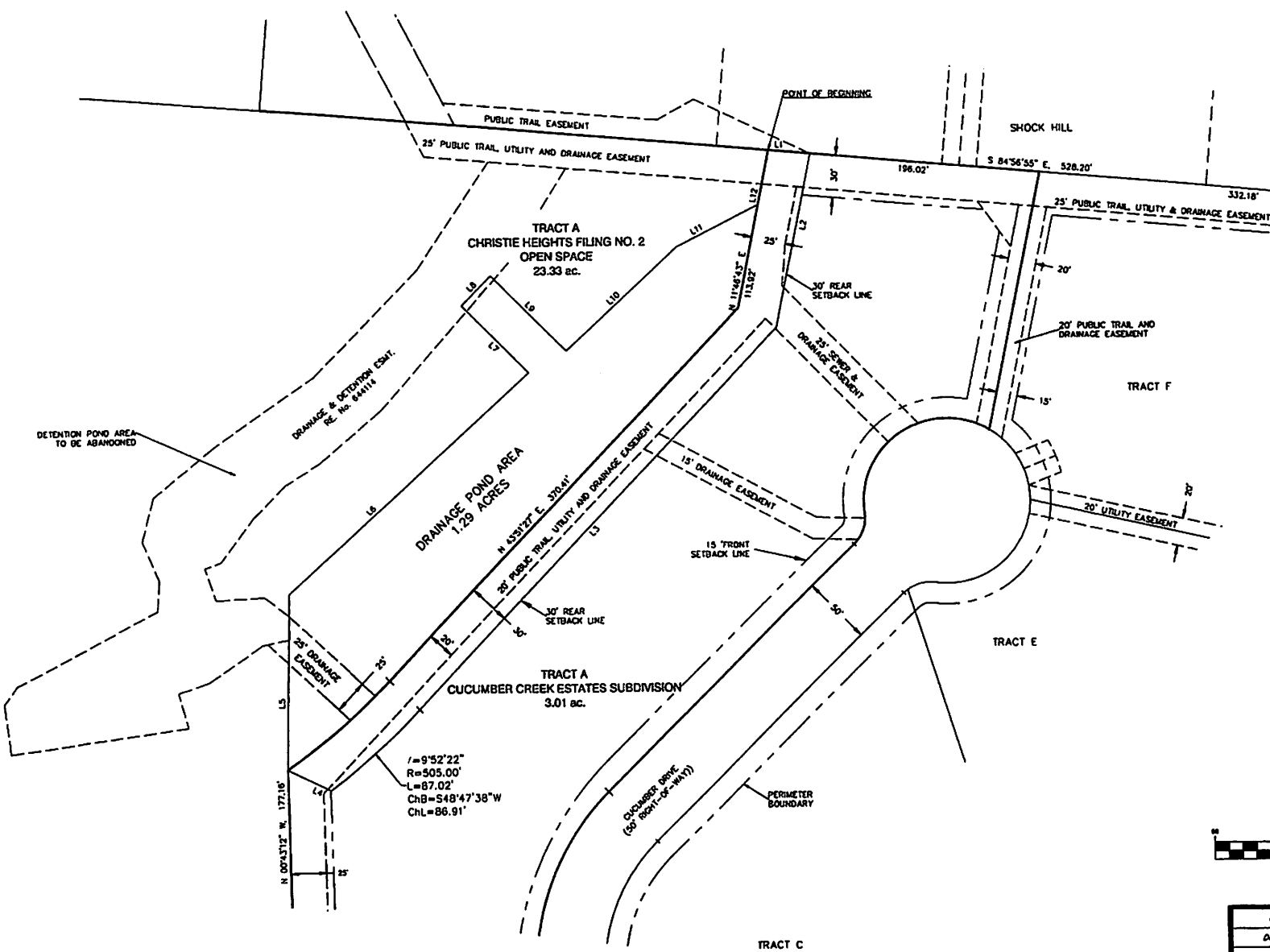
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THENCE CONTINUING N11°46'43"E A DISTANCE OF 39.48 FEET TO THE TRUE POINT OF BEGINNING.

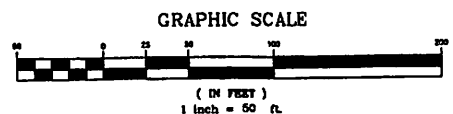
SAID EASEMENT CONTAINING 56,028 SQUARE FEET OR 1.29 ACRES MORE OR LESS.

EXHIBIT - DETENTION POND
TRACT A, CHRISTIE HEIGHTS SUBDIVISION FILING NO. 2 AND TRACT A, CUCUMBER CREEK ESTATES SUBDIVISION
 LOCATED IN SECTION 36, TOWNSHIP 6 SOUTH, RANGE 78 WEST OF THE SIXTH PRINCIPAL MERIDIAN
 TOWN OF BRECKENRIDGE, COUNTY OF SUMMIT, STATE OF COLORADO




LINE TABLE		
LINE #	BEARING	DISTANCE
L1	S84°56'55"E	30.21
L2	S11°46'43"W	128.08
L3	S43°31'27"W	378.03
L4	N63°02'30"W	33.86
L5	N01°32'32"E	125.58
L6	N47°41'38"E	235.88
L7	N44°40'18"W	68.05
L8	N45°00'58"E	30.00
L9	S44°53'39"E	78.56
L10	N47°42'19"E	109.58
L11	N65°49'24"E	66.31
L12	N11°46'43"E	39.48

EXHIBIT "B"



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

Drawn EKS	Draw 1985 POND.dwg	Project 1985
Date 7/29/2019	Scale 1" = 50'	Sheet 1 of 1


SCHMIDT
 LAND SURVEYING, INC.
 P.O. Box 5761
 FRISCO, CO 80443 970-409-9963



Memo

To: Breckenridge Town Council
From: Brian Waldes, Finance Director
Date: 9.3.19
Subject: Short Term Rental Regulations

The purpose of this memo is to present to Council for consideration on first reading an ordinance that would impose standardized occupancy limits for short term rental (STR) properties in Breckenridge.

Background

Breckenridge Town Council and staff have been seeking to ensure that STR properties are managed in a manner that minimizes impacts to our residential neighborhoods. The attached ordinance is designed to minimize those impacts by capping the number of occupants based on the number of bedroom in a particular licensed STR.

Staff used the Summit County occupancy rules currently in effect as a starting point.

Occupancy Ordinance

The attached ordinance establishes;

1. Occupancy limits are set at 2 persons per bedroom plus 4, with the exception of studios, which shall be considered 0 bedrooms and as such allowed 4 persons.
2. Advertisements for STR units are required to display the occupancy limit
3. A revised fine schedule for violations of this ordinance.

There are two differences from the Summit County rules. The first is that ours does not allow for the "1 person per 200 square feet" occupancy calculation. That provision could lead to very high occupancy numbers. For example, a 10,000 square foot residence would allow for 50 occupants.

The second difference is the fact that the Town's ordinance does not allow for additional capacity for lofts. The "plus four" allocation is meant to account for lofts and other sleeping arrangements that are not bedrooms.

The accommodations compliance administrator will amend business license invoices and the business licenses form for accommodations units to show the number of bedrooms for a particular unit per Summit County Assessor's. This will eliminate any confusion as far as what occupancy number the licensee should post on their advertisement per (2) above. Our invoices to license holders will clearly display both the number of bedrooms listed on the Assessor's website and the resulting number of overnight occupants permitted.

If the ordinance is approved, we will bring to Council administrative rules and regulation to establish some of the required enforcement mechanisms, such as the use of the assessor's site as the system of record for bedroom counts. The admin regs will also address the fact that any dispute over the number of bedrooms for a particular residence must be addressed with the County.

1 ***FOR FIRST READING – SEPTEMBER 10***

2
3 Additions To The Current Breckenridge Town Code Are
4 Indicated By **Bold + Double Underline**; Deletions By ~~Strikeout~~

5
6 COUNCIL BILL NO. _____

7
8 Series 2019

9
10 AN ORDINANCE AMENDING CHAPTER 1 OF TITLE 4 OF THE BRECKENRIDGE
11 TOWN CODE, KNOWN AS THE TOWN OF BRECKENRIDGE “BUSINESS AND
12 OCCUPATIONAL LICENSES AND TAX ORDINANCE,” CONCERNING OCCUPANCY
13 LIMITS FOR ACCOMMODATION UNITS

14
15 BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE,
16 COLORADO:

17
18 Section 1. Section 4-1-2 of the Breckenridge Town Code is amended by the addition of
19 the following definition:

<u>OCCUPANCY LIMIT:</u>	<u>The maximum number of persons permitted to reside overnight in an accommodation unit.</u>
--------------------------------	---

20
21
22 Section 2. Section 4-1-8-1A9 of the Breckenridge Town Code is amended to read as
23 follows:

24
25 **9. The occupancy limit for all accommodation units except studios shall be**
26 **two (2) persons per bedroom plus four (4) additional persons. The occupancy**
27 **limit for studio accommodation units shall be a total of four (4) persons. The**
28 **number of bedrooms in an accommodation unit shall be based upon the**
29 **records of the Summit County Assessor used for general property tax**
30 **assessment. Accommodation units described in section 4-1-4-1B of this**
31 **chapter are exempt from the limits of this section.**

32
33 Section 3. Section 4-1-8-3A3 of the Breckenridge Town Code is amended to read as
34 follows:

35
36 3. An advertisement offering to rent an accommodation unit must prominently
37 display: **(i)** the Town’s business and occupational license number in the
38 advertisement as, “Breckenridge Business License No. [insert number]”; **and (ii)**
39 **the occupancy limit for the accommodation unit as, “Maximum overnight**
40 **occupancy [insert number].** The failure to prominently display the required
41 information in any advertisement of accommodation shall be a violation of this
42 section. **Accommodation units described in section 4-1-4-1B of this chapter**

1 **are exempt from the requirements of this section.**

2
3 Section 4. Section 4-1-10-1D of the Breckenridge Town Code is amended to read as
4 follows:

5
6 D1. **Except as provided in subsection D2, below,** ~~if~~ the Finance Director
7 determines after a hearing that cause exists for the imposition of a sanction
8 against a licensee of an accommodation unit pursuant to section 4-1-8-1 of this
9 chapter, the Finance Director shall impose the following sanction against the
10 licensee:
11

First violation within 12 months	Suspension of license for 30 days. Licensee may pay administrative fine of \$200.00 within 3 days of entry of suspension order in lieu of serving suspension.
Second violation within 12 months	Suspension of license for 60 days. Licensee may pay administrative fine of \$500.00 within 3 days of entry of suspension order in lieu of serving suspension.
Third violation within 12 months	Suspension of license for 90 days. Licensee may pay administrative fine of \$999.00 within 3 days of entry of suspension order in lieu of serving suspension.
Fourth and each subsequent violation within 12 months	Suspension for such period of time as Finance Director may determine, not to exceed 1 year, or revocation of license. In determining what sanction to impose, the Finance Director shall consider the factors set forth in subsection C of this section. For a fourth and each subsequent violation occurring within a 12 month period, no administrative fine may be accepted by the Finance Director in lieu of the licensee serving a suspension or revocation.

12
13 **2. If the Finance Director determines after a hearing that cause exists for the**
14 **imposition of a sanction against a licensee of an accommodation unit for a**
15 **violation of section 4-1-8-1A9 of this chapter, the Finance Director shall**
16 **impose the following sanction against the licensee:**
17

<u>First violation within 12 months</u>	= <u>Suspension of license for 30 days. Licensee may pay administrative fine of \$999.00 within 3 days of entry of suspension order in lieu of serving suspension.</u>
<u>Second violation within 12 months</u>	= <u>Suspension of license for 60 days. Licensee may pay administrative fine of \$1,999.00 within 3 days of entry of suspension order in lieu of serving suspension.</u>
<u>Third violation</u>	= <u>Suspension of license for 90 days. Licensee may pay</u>

within 12 months

administrative fine of \$2,650.00 within 3 days of entry of suspension order in lieu of serving suspension.

Fourth and each subsequent violation within 12 months

Suspension for such period of time as Finance Director may determine, not to exceed 1 year, or revocation of license. In determining what sanction to impose, the Finance Director shall consider the factors set forth in subsection C of this section. For a fourth and each subsequent violation occurring within a 12 month period, no administrative fine may be accepted by the Finance Director in lieu of the licensee serving a suspension or revocation.

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Section 5. The Town Council finds, determines, and declares that it has the power to adopt this ordinance pursuant to the authority granted to home rule municipalities by Article XX of the Colorado Constitution, and, particularly, Section 12.1 of the Breckenridge Town Charter.

Section 6. This ordinance shall be published as required by Section 5.9 of the Breckenridge Town Charter and shall become effective on January 1, 2020.

INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED PUBLISHED IN FULL this ____ day of _____, 2019. A Public Hearing shall be held at the regular meeting of the Town Council of the Town of Breckenridge, Colorado on the ____ day of _____, 2019, at 7:00 P.M., or as soon thereafter as possible in the Municipal Building of the Town.

TOWN OF BRECKENRIDGE, a Colorado municipal corporation

By: _____
Eric S. Mamula, Mayor

ATTEST:

Helen Cospolich
Town Clerk



Memo

To: Breckenridge Town Council Members
From: Rick Holman, Town Manager
Date: 9/5/2019
Subject: Requirement for License Agreement to Use Town-Owned Property

Staff was recently made aware of a local lodging company that was, at times, valet parking customer's cars at the Ice Rink parking lot overnight. As a result, staff reviewed the current Town Code (11-6-2), which requires, with some exceptions, a license agreement for any public or nonpublic use of Town real property. One of those exceptions states, "Use of Town real property when such property is made available by the Town for use by the general public." Staff is recommending we make this exception clearer and callout that an actual license agreement is needed to conduct business activity on Town real property even if such property is open to the general public. The Town needs to retain the right to control and limit how much, if any, business activity should occur on Town real property.

Attached is an ordinance that would amend the existing code to address this issue. Tim Berry and I will be present at the work session on Tuesday, September 10th to answer any questions.

1 **FOR WORKSESSION/FIRST READING – SEPT. 10**

2
3 Additions To The Current Breckenridge Town Code Are
4 Indicated By **Bold + Double Underline**; Deletions By ~~Strikeout~~

5
6 COUNCIL BILL NO. ____

7
8 Series 2019

9
10 AN ORDINANCE AMENDING SECTION 11-6-2 OF THE BRECKENRIDGE TOWN CODE
11 CONCERNING THE EXCEPTIONS TO THE REQUIREMENT THAT A LICENSE
12 AGREEMENT MUST BE OBTAINED TO USE TOWN-OWNED
13 REAL PROPERTY

14
15 BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE,
16 COLORADO:

17
18 Section 1. Section 11-6-1 of the Breckenridge Town Code is amended by the addition of
19 the following definitions:

20
BUSINESS ACTIVITY:

Means conduct of any aspect of a business, concession, or service in order to provide goods or services to any person for compensation. Business activity is a nonpublic use of town real property.

21
22 Section 2. Section 11-6-2 of the Breckenridge Town Code is amended to read as follows:

23
24 B. This Section A ~~section~~ does not apply to:

- 25
26 1. Use of Town real property by the Town.
27 2. Landscaping materials, including, but not limited to, grass, trees, shrubs and flowers,
28 which materials may be placed within a Town right-of-way without a license agreement
29 or other authorization. The Town shall have no liability to any person for the loss,
30 damage or destruction of any landscaping materials placed within Town right-of-way.
31 3. Use of Town real property pursuant to a valid agreement, including, but not limited to,
32 an easement, a lease, or a permit issued by the Town.
33 4. Use of Town real property when such property is made available by the Town for use
34 by the general public; **provided, however, a license agreement is required to conduct**
35 **a business activity on Town real property, even if such property is open to the**
36 **general public.**
37 5. Use of Town real property as permitted by law.
38
39

1 Section 3. Except as specifically amended hereby, the Breckenridge Town Code, and the
2 various secondary codes adopted by reference therein, shall continue in full force and effect.

3
4 Section 4. The Town Council hereby finds, determines and declares that it has the power
5 to adopt this ordinance pursuant to the authority granted to home rule municipalities by Article
6 XX of the Colorado Constitution and the powers contained in the Breckenridge Town Charter.

7
8 Section 5. This ordinance shall be published and become effective as provided by Section
9 5.9 of the Breckenridge Town Charter.

10
11 INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED
12 PUBLISHED IN FULL this ____ day of _____, 2019. A Public Hearing shall be held at the
13 regular meeting of the Town Council of the Town of Breckenridge, Colorado on the ____ day of
14 _____, 2019, at 7:00 P.M., or as soon thereafter as possible in the Municipal Building of the
15 Town.

16
17 TOWN OF BRECKENRIDGE, a Colorado
18 municipal corporation

19
20
21
22 By: _____
23 Eric S. Mamula, Mayor

24
25 ATTEST:

26
27
28
29 _____
30 Helen Cospolich, CMC,
31 Town Clerk



Memo

To: Breckenridge Town Council Members
From: Mark Truckey, Director of Community Development
Date: September 4, 2019
Subject: Planning Commission Decisions of the September 3, 2019 Meeting

DECISIONS FROM THE PLANNING COMMISSION MEETING, September 3, 2019:

CLASS A APPLICATIONS: None.

CLASS B APPLICATIONS: None.

CLASS C APPLICATIONS: None.

TOWN PROJECT HEARINGS: None.

OTHER: None.



East Peak 8 Hotel,
1599 Ski Hill Rd.



Breckenridge South



PLANNING COMMISSION MEETING

The meeting was called to order at 5:30 p.m. by Chair Giller.

ROLL CALL

Christie Mathews-Leidal	Jim Lamb-Absent	Ron Schuman
Mike Giller	Steve Gerard	
Dan Schroder	Lowell Moore	

APPROVAL OF MINUTES

With no changes, the August 20, 2019 Planning Commission Minutes were approved.

APPROVAL OF AGENDA

With no changes, the September 3, 2019 Planning Commission Agenda was approved.

PUBLIC COMMENT ON HISTORIC PRESERVATION ISSUES:

- No comments.

PRELIMINARY HEARINGS

1. East Peak 8 Hotel, PL-2018-0576; 1599 Ski Hill Rd.

Mr. Kulick presented a proposal to construct a hotel and condominium project consisting of 49 for-sale condominiums and a 137 guest room hotel. The project will also include amenity spaces, back of house support spaces, common areas, restaurant, bar, commercial kitchen, pool and spa, ski lockers and outdoor dining and seating. The following specific questions were asked of the Commission:

1. Does the Commission believe the design meets the intent of the conceptual view corridor exhibit?
2. Does the Commission find the design meets the Master Plan's "transitional mountain style", requirement, based on the proposed materials, design and if the amount of glazing is appropriate?
3. Does the Commission support awarding positive two (+2) points for providing additional onsite parking beyond the required minimum?
4. Does the Commission support awarding positive three (+3) points for providing a public access easement?
5. Does the Commission agree with the remaining points in the Preliminary Point Analysis?

Commissioner Questions / Comments:

Ms. Liedal: I had a couple of questions on the parking and also the architecture. On the floor plans, a couple of the parking spaces were double deep... were those counted as one or two parking spaces?

Mr. Kulick: I believe one space.

Brent Carr: They were counted as two.

Ms. Leidal: How are the extra parking spaces going to be used? Could someone just come up and park in those spaces? Is it serving as a parking garage? Did the traffic analysis take those extra uses into account?

Mr. Kulick: They did, it is maybe not quite as specific as what you are asking. They broke it out and tailored to the exact specifications of the proposed uses. When it was reviewed by engineering in 2018 there was a lot of follow up questions from the Engineering staff. The blending of uses for parking. The number of hotel rooms, restaurants, bars. The original development agreement request was to take it to .85 spaces per unit but ultimately withdrew that request in favor of abiding with the Master Plan requirement of 1 space per lodging unit.

Ms. Leidal: I thought it was 1.5 spaces per unit in the code?

Mr. Kulick: It is consistent with the master plan, which is different from the parking code. We follow

- the master plan in this case.
- Ms. Leidal: It is a unique situation, the total number is referred to in the traffic analysis.
- Mr. Kulick: Precisely why we are asking whether it is eligible for the +2.
- Ms. Leidal: Have we given positive points before under this policy?
- Chris: I believe we have, I don't know off the top of my head. In this case, in terms of the total points, it probably doesn't matter that much since they will likely have a passing point analysis with or without the +2 points.
- Ms. Leidal: I did have questions on the architecture. Could you please review the locations of the materials and color packet? I was having trouble understanding where these were located?
- Sarah Broughton: I will be cover that in my presentation.
- Mr. Gerard: With respect to the diagram we've been presented. P1 parking floor, there are a series of private condo/garages on Page 37.
- Sarah Broughton: Those are counted as parking spaces.
- Mr. Giller: I have a small parking question. I think it is great BOEC is there, I wonder if some of those users or guests may be physically challenged, and I wonder if we can accommodate that?
- Brent Carr: Spaces closest to the elevator would be van accessible.
- Mr. Giller: My guess is they need more than two spots.
- Matt Stais: We have met with them multiple times.
- Mr. Giller: Whatever it is, let's have the points reflect that accordingly. On the view corridor, we've gone round and round on this but we've seen more of three units rather than the original one building. The view corridor between the townhomes that has been reduced to 24 feet- I would like to hear your thoughts on that. Christy had spoken to the color pallet, and I think the information on the pallet is vague. Chris mentioned materials above 30 feet would be fire resistant, but we are not seeing that in your elevations.

Ricardo Dunin, Owner/Applicant: I've been a skier coming to Colorado for years, and this is a passion project of mine. I was asked to keep this to a minimum. We were very careful in choosing our team. I am excited to work with them and also not being from Breck, I wanted to have locals here.

Sarah Broughton, Architect: We are a Colorado based architecture firm with studios in Denver and Aspen. We are very passionate about this project and are honored to be working for the applicant. We have a team of 40 professionals and have had our company for 16 years. We wanted to first thank staff, we appreciate their hard work and collaboration. The majority of our presentation will be addressing those comments from the January 15th Preliminary Hearing. Those comments included "the building appears contemporary rather than transitional, reduce amount of glass on the building façade, and explain the material pallet."

Since January, we have been working to reduce the overall height. What is shaded (rendering presented on the screen) has been reduced. We have removed mass and scale off the north side of the building. These reductions to the north side represent an overall 92,000 square feet reduction. The building has been further stepped back from the Four O'Clock neighborhood. We eliminated an entire parking level. We've been spending a lot of time understanding the rest of the buildings at Peak 8 and 7. With the Grand Lodge and Crystal Peak on Peak 7 being 5.5 stories, the Grand Colorado has a combination of 5.5 and 6 stories and One Ski Hill place at 6.5 stories above grade. Our project is deliberately designed with three modules, and less height and density compared to other projects on Peak 8. In the center it is between 5.5 stories and 4 stories, along ski hill road is 3 stories, and the cabins coming up the hill are 2.5 stories.

Elena Scott, Norris Design: Neighborhood context and compatibility is very important to us. We've reached out to our neighbors to see what their concerns and excitements are. We've had open houses, and heard a lot about pedestrian connectivity. The red dashed lines on the graphic are showing pedestrian circulation. We believe we've achieved a better circulation plan here compared to the master plan. An additional pedestrian access we've provided is across the western part of the property. It links down to Ski Hill Road. Also you're

able to go through the lobby of the hotel as well. Importantly, connections to neighborhoods on either side link people through. Pedestrian connections we think are very important. Meaningful public spaces, plazas and open space are important. We have exceeded the requirement for these types of spaces. There is some excitement about the restaurants, beer hall, etc. Hotel amenities are also important spaces, dining and ski locker rooms. Lastly, on the view corridors, I'm going to touch a little on the Master Plan changing significantly over time. In the original, we have buildings in the location of the ski slope. The view corridors are maintained, at our closest point we have a 10 foot offset from the property line, and most significantly we have a 63' offset at our furthest point. The other view corridor on the east side by the cabins is aided by the cabins being limited to 2.5 stories. All the decisions we've made have been in an attempt to increase view corridors and provide connections for pedestrians.

Sarah Broughton, Architect: Chris showed this slide earlier, this is a rendering of the base area from the Peak 8 terrain park. Looking at the public south facing courtyard (rendering shown on screen) we see the 24 foot view corridor. Overall, in between One Ski Hill Place we will see a view corridor of 34-63 feet. Overall, as I've mentioned we have been working very hard to present architecture that is a compliment to the master plan and buildings on Peak 8. Part of our process is to go backwards and look at historic precedent. In doing so, that has informed the architecture you are seeing tonight. Some historic photos are visible here, early sketches of the architecture associated with dredge mining. A lot of work has been done to increase things such as eaves so it is even more of a mountain alpine style. Another part of our process is really understanding the context. Here are images of Peak 7 and Peak 8, Grand Lodge, One Ski Hill Place, Grand Colorado, and we will point out some similarities to these buildings in our architecture. Starting with architectural features, as we went through, this is a comparison sheet between East Peak 8 to One Ski Hill Place. So some similarities, similar roof slopes, both buildings feature gabled roof forms with deep eaves, dark roof forms, heavy timber, exposed structure and detailing. We brought in heavy timber beams into our window walls and roof rafters. The project features wood siding and a combination of wood and metal balconies. The other thing here is the use of dark wood shingles on gabled walls.

Mr. Giller: Can you expand on this?

Sarah Broughton, Architect: Going into architectural features, this is a view of East Peak 8 and Grand Colorado on the right. Dark roof forms, heavy timber exposed structure and detailing. We brought those elements into our building. The use of metal and wood railings, heavy timber siding and the use of a natural stone base. Chris touched on glazing, and mentioned that overall we have reduced the amount of glazing by 8,000 square feet. We did a comparison as well and used Grand Colorado to compare. Staff recommended using Grand Colorado to compare. Overall, Grand Colorado's average gable has 36% of glazing, ours also has 36%. Grand Colorado's solid walls have 33% glazing, at East Peak 8, we have 14% glazing in the same area. For the overall palette, we brought some physical samples with. Stone base, rough wood siding, between a more natural and darker stain. Wood shingles which are in the solid portions of the gables, and a combination of wood and metal guardrails. One clarification, we have to have fire retardant material between 40-60 feet, and non-combustible materials above 60 feet. They will appear natural from that distance. Going back to the terrain park rendering, on Peak 8, you can see the building in context to the full hill. Good view of view corridor, tightest area is 34.10 feet, 63 feet at widest. The loading dock is placed carefully to shield view and noise. This is a closer view from Ski Hill Road, this is the vehicular access that drops you into the middle of the building, where you take an elevator to the main lobby. You can also see in this rendering where the architecture steps down to the east toward the Four O'Clock neighborhood. We want to reinforce that we intentionally brought down the height of the cabins while still maintaining a generous view corridor. You were asking about the link between the center of the main module and that is a wood screen over glazing, that is meant to be less formal and designed to visually go away. That is what is depicted here between the two sides of the hotel. We kept the roof height as low as possible in that area. This is a view of our public south courtyard, with ski access to the Four O'Clock. The lobby, restaurant, and beer hall all depicted here. And with that I am happy to answer more questions. We have floor plans if anyone has questions on those.

- Mr. Giller: Thank you Sarah. Any questions?
- Ms. Leidal: In our packets it calls out heavy logs, where are those?
- Sarah Broughton: Those will be in between the gables and at the ends and sidewalls.
- Mr. Giller: Continuing on what materials go where, our copy in the packet varied a bit from what you showed us. What should we go with?
- Mr. Giller: Can you speak to the metal in the railings?
- Sarah Broughton: We will have a wood top, and underneath it will be metal, not determined whether vertical, or horizontal.
- Mr. Giller: Low luster finish?
- Sarah Broughton: Yes, it will be dark bronze, matte finish.
- Mr. Giller: Rough wood screen, is it now dark shingles? Page 12 of material packet, page 68 of 104 of the PDF.
- Sarah Broughton: Correct.
- Mr. Giller: How much of the metal roof should we expect below the slope?
- Sarah Broughton: Until the non-combustible sixty foot line.
- Mr. Giller: When the metal goes to the wall, the luster or sheen really matters. If you're going to wrap that metal on the walls from the gable, make it a flat finish.
- Sarah Broughton: It is our intent that it is a dark bronze matte and non-reflective.
- Mr. Schuman: On page 43, south looking at the view where you see the ski lift to the right side, you are showing what appears to be a generous view corridor, but I don't think that is right because if you look at page 5, (plan view) I don't see.
- Elena Scott: Because of that wedge we incorporate, it looks a little different than it does on a plan view.
- Mr. Schuman: I don't think you can see that view corridor in the rendering you showed versus what is on the actual plan. The view doesn't appear to have any space here whatsoever on the site plan.
- Mr. Giller: What is the elevation of that deck over the loading dock?
- Sarah Broughton: That plaza level is over a story above the loading dock. I can guarantee these renderings are the same as the plans.
- Mr. Giller: Any members of the public who wish to speak to the project?
- Ms. Puester: The planning commission also received copies of 7 letters since the packet was released on this project. Wanted that on the record.

The hearing was opened for public comments.

Sacha Lori Mosca, Glenwild HOA: Two questions and concerns. An exciting project, my concerns are related to the local community and the potential negative impact that this project might have on our homes. I noticed you have plans for evergreens and shrubbery, our view will now be a construction site. Number two, my concern is related to traffic. Real life impact experience, when there is backed up traffic up on ski hill and down, traffic is at a standstill and it impacts emergency vehicle access. I think left turns into the project are going to become a big problem for you, I wish there was a turn lane for access. I would hope my town representatives would consider this strongly, I don't know if there is precedent for this, but I think there needs to be a local impact points.

Dan Gralla, Resident of One Ski Hill Place: Can we look at the first presentation again? I would like to see the three picture vie corridor diagram we've seen several times. I think this picture is a bit misleading. It was stated the setback on One Ski Hill Place is 10 feet. It sounds like twenty feet to me. When you look at the width of the access road, I imagine it will be 40-50 feet wide. It fits in there quite easily, if we go to page 19 and look at the actual plan? So you look at this particular diagram and you can see there is no way the proposed road will fit. The two diagrams don't jive. It in no way represents what is being built. Where do the commercial vehicles turn? (Mr. Giller: There is a hammerhead turning area.) Will we hear the beep beep

beep (backing warning signals) the whole time. What is the purpose of the pedestrian corridor leading to ski hill road? Do they want to be picked up by a car on the side of the road? The gondola was built to bring people up and down the mountain. They shouldn't be going to the street at all. What is the purpose of it? The setback is again daunting to me, the cartoon diagrams do not match that picture. I think further to the parking spaces, there is concern about traffic on the road, it doesn't matter what it is zoned for, if there is parking, there they will use it. Spaces will be used by anyone, so if we are really concerned about traffic on Ski Hill Road we shouldn't be encouraging providing additional spaces. It would be nice if the building was stepped down. Architecturally it looks like urban Denver today.

Alex Foroglou, 452 Highpoint Drive: (Reading email verbatim from what was submitted to the Planning Commission via staff on 9/3/2019). Her concerns included: 1. Location of service entrance, 2. View corridor, 3. Height and step down, 4. Parking. (Full email is in the project file in the Community Development Department.)

Jane Hamilton, 172 Sawmill Run Road: Very appreciative of your prior applicant who worked really well with pedestrian access. They were very helpful and met with me. That access for us is huge but it is far-reaching to the whole community. Graham and Mike did a great job with that and that carried through with the current applicants so thank you.

Tim Casey, 108 S. Harris Street: We are pleased with the commitment made by the applicant. It includes BOEC space and parking space, and will expand our ability to serve our clients. We've asked the applicant to memorialize and put that into a lease that will survive the development permit and allow us to work in that space free of charge. The applicant is more than willing to do that, we are into a lot of details of how the BOEC would function in that space. Thank you for your consideration.

Trisha Hyon, 110 N High Street: I have worked up at Peak 8 and around beautiful ski towns around the world. I think that finishing the Master Plan here in Breck is so important. Important for the town and to have a flagship hotel. To finish the vision and have a complete master base village that is well thought out is incredibly important. I think timing is very important. I think we all intended years ago to finish. I appreciate all the hard work and finishing the vision for our town.

David Hartman, Sawmill Run Road: I want to thank the developers for a number of things that helped our Four O'Clock sub. We have been looking at for 12 years, 500 car trips down our residential road every day. You have reduced the parking lot which will make a big difference in traffic volumes. That road (Sawmill Run Road), 14 years ago, we were promised Vail would use that parking lot just for staging of One Ski Hill Place, then they were going to install that road (proposed service access of East Peak 8) and they promised us they wouldn't use our road for continuous use. I had senior executives tell me they didn't build that road because they didn't want employees driving in front of their lodging property. I want to reinforce that road should have been there for the last 12 years and it was never installed by Vail Resorts. I do appreciate the public access that has been put along the east side of the project. I wanted to put a bug in the ear that there is a public access easement through boulder ridge and there needs to be a connection there. I know it exists, I think it should be looked at because other neighborhoods would benefit from that public access too. Overall thanks for taking in neighbor's concerns.

Public comment was closed.

Ms. Puester: I was able to look up past precedent for parking overage in 18/R. I can only find one instance where we assigned +2 points for 505 S Main, Building D, Phase 2. They received +2 points, required to provide 51 spaces per the master plan and they provided 80. The project was approved in the year 2000.

Commissioner Questions / Comments:

Mr. Moore: Still a little concerned about the master plan calling for 'transitional mountain style'. Not sure this design is there quite yet, some of that comes down to not seeing detail with this proposal. I would like to see more detail, specifically on the railings and trim work and what the shingles look like/material. That ties into the neighborhood context, trying to weave the four large structures together, that make sense. The other thing I've been concerned about, is the access up there between the two buildings. The service access. All the service trucks have to wrap around almost a 180 turning left. In the letters, people have concerns about that. Looking at the topography, it may not be possible to cut that angle. I definitely understand and sympathize with the people saying they are going to hear a lot of beeping. I get that and am concerned about that for the neighborhood. 1. View corridor, I am concerned about this, in the original master plan those buildings were different shapes. Some of these pictures are hard to tell. I think it is real tight between One Ski Hill and the proposed project. 2. Not quite there on the architecture but glazing is appropriate. 3. Apparently have done that in the past, I think it is more of a negative here, I guess you get two points. 4. Absolutely. 5. I agree with remaining point analysis.

Mr. Schuman: 1. I'm not convinced it is right on with what was presented today. I'm not hard and fast against it, unless the views are incorrect. Some of the pictures presented seemed to indicate a better view corridor. 2. Agree with Lowell, seemed very plain jane, but again maybe it is the photos. One seems to glow more than the other, some of the presentations are tough to gauge. Not there yet on transitional mountain style. 3. In favor. 4. In favor. 5. Agree with remaining points. We've got a stack of papers here from One Ski Hill Place, and I think you might need to educate them that you have development rights just like One Ski Hill Place did. Clearly a lot of disgruntled concern from One Ski Hill Place.

Ms. Leidal: Thank you for the changes you've made. And working with the Four O'Clock subdivision. I still have some concerns with the project: 1: Do not believe we are meeting the intent of the view corridor with the master plan. Between the cabins and the main hotel, last time it was 62 feet, and now it's 24, that's less than half of what was previously presented. I understand and appreciate you dropping the height of the cabins. The Master Plan also showed stepping down. My concern is the Master Plan staggered buildings, and now you are running the cabins and the hotel more N to S rather than E to W. 2. I'm okay, we are moving in the right direction. I don't think the floor to ceiling windows are appropriate up here. Anyway you can break that up would be greatly appreciated. 3. Do not support any points for parking overage. I don't think tandem spaces should count as two. It also conflicts with Master Plan, you provide spaces and they will come. 4. Yes, support, and thank you again for working with Four O'Clock. 5. I support except for the positive two points for parking.

Mr. Schroder: As a prelim it is nice to see it coming together. Something is going to occur here. I'm very pleased with the changes. A lot of emotion and feeling with some of these, especially congestion on Ski Hill Road. We can't change what is occurring down the road, but thank you for stating that concern. 1. View corridor isn't to create big gaps between buildings, I do believe arrows at the highest part of our screen here is compressed beyond what it should be. The arrows are laying on top of proposed buildings. View corridors on other two meet intent of what view corridors are supposed to be. All of this is about compromise. We gained a loss of a full story, even though view corridors are a little squeezed, we've gained. 2. Transitional mountain style is combining mountain and modern. I believe the trouble we are having is the pallet of grey, and we are used to seeing more of a light tannish wood color tones. The deviation in color is really the problem here, that is something to take in mind. It's more HGTVish. I do believe it meets the master plan's requirement. 3. Don't support. Always short parking, trying to limit cars that go up there, people will still drive. Under parking units isn't going to help us in the future. No two points. 4. Absolutely, the

- project isn't an exclusive members only resort. 5. Support it as presented by staff. Under relative code they can go higher, but they have to offset points.
- Mr. Gerard: 1: East side is okay, as Dan pointed out, lowering the cabins was significant. You might gain some ground if you would do a mock up from that sub into the cabins. On the west, I think a lot of people have raised questions, in some of the mock ups it looks like a nice view, but as pointed out it is just to provide separation between buildings. 2. Maybe. We all got hung up on the materials and if we could put that together that would answer a lot of questions. Some of the stone looks too bright, maybe some texture and browns mixed in. If you could paint up your mockups to use the actual colors, that would help. 3. I objected to the extra parking last time around, I don't think there should be two extra points. Increase traffic is contrary to the Master Plan. No positive points. 4. Yes, three positive points. Maybe we should look at Boulder Ridge and put that in the next packet. 5. I agree with the point analysis with the exception as pointed out by Christie about the fireplaces.
- Mr. Giller: I want to thank the applicant and their agents. I think you've worked hard. We judge this project against the master plan and the five questions here. Thank you for your interest and comments. 1. A lot of positive things about this massing, view corridors are acceptable, also like some of the touches of the massing like the vertical screen. 2. W hotel in Aspen is more traditional than this... devil is in the details. It is acceptable, but we need to see more details on railings roofing lighting, etc. We could be okay. Keep going in the direction you're going. 3. Reluctant positive 2 points. I see both sides. 4. Yes. 5. Just the fire pit comment to check on the points and plan consistency. Thank you to everyone.
- Sarah Broughton: Are we allowed to go into the final hearing as of today or what are the next steps? (Mr. Kulick: Some of the big issues are on the fence. If you keep moving in the right direction we could move to a final.)
- Mr. Truckey: I'd be concerned about going to final at this point. We need to have things nailed down pretty well. We will need an additional Preliminary Hearing.
- Ricardo Dunin: We will really listen and do what was requested. Ideally we would like to go to final because of the timing on our Development Agreement.
- Mr. Truckey: I'm not sure what the timing for the Development Agreement is but we can be flexible, but do want another preliminary hearing.
- Matt Stais: February.
- Mr. Truckey: I understand it is a time crunch, but we want the Commission to be comfortable with this before we go to a final hearing. I think you have time for another prelim if your deadlines is February.
- Ms. Puester: There are other things that come into play if you go to final and don't get an approval. For example you would not be able to reapply for six months.

OTHER MATTERS:

1. Town Council Summary (Memo Only)
 - a. Fiber connectivity meeting coming up for those interested-on the 12th.
 - b. Conferences are covered.
 - c. Ms. Puester introduced Luke Sponable, our new Planner I. Started today.

ADJOURNMENT:

The meeting was adjourned at 7:51 pm.

Mike Giller, Chair



Scheduled Meetings

Shading indicates Council required attendance – others are optional

The Council has been invited to the following meetings and events. A quorum may be in attendance at any or all of them.

September 2019

Sept. 6th - 8th, 2019	All Day	Main Street	Oktoberfest
September 9th, 2019	3:00pm - 5:00pm	Keystone Lodge	Launch of Peak Health Alliance
Tuesday, September 10, 2019	3:00pm / 7:00 pm	Town Hall Chambers	First Meeting of the Month
September 10th, 2019	9:00am	Transit Center	Electric Bus Ribbon Cutting
September 12th, 2019	5:30pm - 7:00pm	Council Chambers	Fiber Forum
Sept. 12th - 15th, 2019	All Day	Throughout Town	Breckenridge Wine Classic
September 19th, 2019	3:00pm - 5:30pm	B&B Trailhead then RMU at 4:30pm	Mtn Bike with the Mayor, followed by Happy Hour
Sept. 19th - 22nd, 2019	All Day	Throughout Town	Breckenridge Film Festival
September 23rd, 2019	6:00pm - 10:00pm		FIRC Dinner
Tuesday, September 24, 2019	3:00pm / 7:00 pm	Town Hall Chambers	Second Meeting of the Month
September 26th, 2019	7:30am - 11:00am	Copper Mtn Resort	COO Breakfast
Sept. 30th - Oct. 4th	All Day	Park City Resort	MT2030 Conference

October 2019

Tuesday, October 8, 2019	3:00pm / 7:00 pm	Town Hall Chambers	First Meeting of the Month
Oct. 18th - 20th, 2019	All Day	Riverwalk Center	Still on the Hill / Craft Spirits Fest
Tuesday, October 22, 2019	3:00pm / 7:00 pm	Town Hall Chambers	Second Meeting of the Month
Oct. 31st - Nov. 2nd, 2019	All Day	Old Masonic Hall	Dia de los Muertos

Other Meetings

September 10th, 2019	Board of County Commissioners Meeting Workforce Housing Committee	9:00am / 1:30pm Noon
September 11th, 2019	Breckenridge Heritage Alliance	Noon
September 16th, 2019	Breckenridge Creative Arts	4:00pm
September 17th, 2019	Board of County Commissioners Meeting Liquor & Marijuana Licensing Authority Planning Commission Meeting	9:00am 9:00am 5:30pm
September 20th, 2019	Water Task Force Meeting	8:30am
September 23rd, 2019	Open Space & Trails Meeting	5:30pm
September 24th, 2019	Board of County Commissioners Meeting	9:00am / 1:30pm
September 25th, 2019	Summit Stage Transit Board Meeting Summit Combined Housing Authority	8:15am 9:00am
September 26th, 2019	Transit Advisory Council Meeting Breckenridge Tourism Office Board Meeting RW&B Board Meeting	8:00am 8:30am 3:00pm



Scheduled Meetings

Shading indicates Council required attendance – others are optional

The Council has been invited to the following meetings and events. A quorum may be in attendance at any or all of them.

October 1st, 2019	Board of County Commissioners Meeting Planning Commission Meeting	9:00am 5:30pm
October 2nd, 2019	Police Advisory Committee Breckenridge Events Committee Childcare Advisory Committee	7:30am 9:00am 3:00pm
October 3rd, 2019	Upper Blue Sanitation District	5:30pm
October 8th, 2019	Board of County Commissioners Meeting Workforce Housing Committee	9:00am / 1:30pm 1:30pm
October 10th, 2019	I-70 Coalition	10:00am
October 15th, 2019	Board of County Commissioners Meeting Liquor & Marijuana Licensing Authority Planning Commission Meeting	9:00am 9:00am 5:30pm
October 17th, 2019	QQ - Quality and Quantity - Water District	9:00am
October 21st, 2019	Open Space & Trails Meeting	5:30pm
October 22nd, 2019	Board of County Commissioners Meeting	9:00am / 1:30pm
October 23rd, 2019	Summit Stage Transit Board Meeting Summit Combined Housing Authority	8:15am 9:00am
October 24th, 2019	Transit Advisory Council Meeting Breckenridge Tourism Office Board Meeting Northwest CO Council of Governments RW&B Board Meeting	8:00am 8:30am 10:00am 3:00pm
October 24th - 25th, 2019	CAST	Noon
November 5th, 2019	Board of County Commissioners Meeting Planning Commission Meeting	9:00am 5:30pm
November 6th, 2019	Police Advisory Committee Breckenridge Events Committee Childcare Advisory Committee	7:30am 9:00am 3:00pm
TBD	Troll Committee Meeting	9:00am