



CITY OF LEADVILLE

800 HARRISON AVE.
LEADVILLE, CO 80461

REGULAR COUNCIL MEETING AGENDA

Tuesday
May 16th, 2023

6:00 P.M.

Council Chambers & Zoom

<https://leadville-co-gov.zoom.us/j/83526944548?pwd=aEdjdGtpNIEyZmt5YVQ1bDBQbnN4dz09>

Meeting ID: 835 2694 4548

Passcode: 80461

Dial by your location

+1 719 359 4580 US

6:00 pm	1.	Call to order of Regular Meeting of City Council
	2.	Roll Call
	3.	Approval of Agenda
	4.	Housekeeping Matters
	5.	Public comments about items not on the agenda
		Citizens wishing to speak to Council on issues <u>not</u> on the agenda are requested to send a message in the chat section or raise their hand in the participant's section of Zoom or in person. Staff will call on the public in order. Comments are limited to three (3) minutes (not including council questions). Action, if required, will be assigned to city staff. For matters <u>on the agenda</u> , public input will be heard prior to a vote being taken on the matter.
6:15 pm	6.	Consent Agenda:
6:20 pm		A. Approval of May 2nd, 2023 Minutes
	7.	Department Reports:
		A. City Administrator's Report
		B. Human Resources
		C. Police
		D. Fire
		E. Streets
		F. Animal Shelter
		G. Deputy City Clerk - Licenses Report
		H. Building Department
		I. Planning Department
	J. Sales Tax Comparisons	
	K. Financials	
	L. Bills	

* These items may not have briefs or may have additional briefs Tuesday before the Council meeting.



7:20 pm	8.	Action Items: A. Leadville Race Series Temporary Use Permits B. Title 17 - Zoning, Definitions/Table of Uses Amendments - 1st reading
7:30 pm	9.	Presentations and Discussions: A. Homelessness Strategic Plan Presentation
8:00 pm	10.	Public Comments
	11.	Public Meetings Planner
	12.	Mayor's Report
	13.	Council Reports
8:15 pm	14.	Adjournment



**REGULAR COUNCIL
MEETING MINUTES**

**Tuesday,
May 2nd, 2023**

6:00 P.M.

Council Chambers & Zoom

1. Call to order of regular council meeting at 6:02 p.m.

2. Roll call:

- a. **Present:** 6 - Mayor Labbe, , CM Grant (joined via Zoom at 6:40pm), CM Luna-Leal, MPT Greene, CM Hill and CM Forgensi
- b. **Absent:** 1 - CM Lauritzen

Staff Members Present: Deputy City Clerk Hannah Scheer, City Administrator Laurie Simonson, Planning Director Chapin LaChance, Chief Dailey, Interim Chief Chavez, Street Department Head Tony Medina, Animal Shelter Manager Caitlin Kuczko, Administrative Assistant Lori Tye, and acting City Attorney Evin King

3. Approval of the agenda: MPT Hill **moved** to approve the agenda as amended, and CM Luna-Leal **seconded**. All present were in favor.

- a. **Agenda Revisions:** N/A

4. Housekeeping Matters:

- CM Hill asked about parking at Western Hardware, if there would be signage, paving, or striping.
- CM Forgensi asked about lighting behind the Tabor, as it would provide more security for evening hours.

5. Public comments for items not on the agenda:

- a. Steve Prestache:
 - i. Commented on city/county governments, quoting some writing that government should be to, “provide framework to solve social conflict.”
 - ii. Said that CM Lauritzen holding a position with the County and the City is a conflict of interest.

6. Consent Agenda:

CM Luna-Leal **moved** to approve the minutes of 4/18/2023; CM Hill **seconded**. All present were in favor.

- a. **Agenda Revisions:** None

7. Presentations & Discussions:**A. City Administrator Report – Laurie Simonson updated the City Council regarding the following:**

- a. The vacancy for CM Forgenski was advertised in the newspaper. The City will be accepting letters of interest until May 19th and a decision will be made at the June 6th City Council meeting.
- b. There is progress on cyber security at City Hall. 2 factor authentication has been implemented and a third-party company is conducting phishing testing with employees.
- c. The Street Department has been working on patching potholes. They are starting at the North and South ends of town and will meet in the middle. There is a new street sweeper that started today.
- d. Illness has hit City Hall pretty hard so we will need to reschedule the May 15th Town Hall regarding the Police Department. Administrative Assistant Lori Tye will be helping to organize this.
- e. Regarding the offensive speech on a vehicle that was brought up at a previous meeting, Chief Chavez looked into it and confirmed that the speech in question was misread and it is not hate speech.
- f. The Mayor's birthday is May 3rd

B. 2023 Wildfire Preparedness Month Proclamation:

- a. Mayor Labbe made the proclamation for Wildfire Preparedness Month

C. Dr. Zwerdinger and Advocates of Lake County Regarding Permanent Support of Housing:

- a. Jenny Abbot with the Advocates of Lake County and Dr. Zwerdinger are seeking support for permanent housing to help support their community-based work with survivors and other community members that need assistance.
- b. Dr. Zwerdinger has offered her building at 735 US Highway 24 as the property they can use for housing with free rent until funding can be sorted.
- c. Lake County Build a Generation created the Housing Coalition
- d. There is not always "unsheltered" homelessness in Leadville, it can look like living in a tent, living in a multifamily home, living in unsafe conditions.
- e. Taking a "housing first" approach, in which housing is provided before other support services. Using housing at the foundation, then building upon that with food support, mental/medical healthcare, addiction specialists, etc.
- f. They are actively pursuing funding opportunities. Currently will be using the DOLA Division of Housing and HUD.
- g. The Advocates are asking for support in the form of attending meetings, potential re-zoning on the part of the City, and writing letters of support.

D. Main Street Quarterly Presentation:

- a. Working of a 4-point approach, centering around: economic vitality, design, organization, and promotion
- b. There will be annual activities like Community Clean Up, Leadville in Bloom, Summer Nights music, Trick or Treat St., etc.

- c. Will be communicating with the community via website, newsletters, newspaper articles, and social media
- d. The majority of Main Street funding comes from the City and auctions/fundraisers

E. Leadville Race Series Presentation:

- a. Tamira Jenlink gave a presentation detailing the setup of the Leadville 100 Run and Bike series.
- b. Provided maps of the routes and re-routes of traffic.
- c. Added additional porter potties to make sure there are enough for everyone so it does not become a problem like last year.

F. Discussion Regarding the Mayor and City Council Salaries:

- a. Right now the Mayor’s salary is \$30,000/year. Discussing raising it to \$50,000 as a full time position.
- b. Discussion over whether Leadville should have a “weak Mayor system” or a “strong Mayor system.” Full time or part time mayor.
- c. Should there be more oversight by the Mayor of the Police Department
- d. A higher salary could broaden the pool of people interested in becoming Mayor
- e. Where does the Mayor sit? Aligned with strategic plan; half legislative half executive?
- f. The Mayor has little power, but does have influence. Does a lot of community outreach
- g. There needs to be clear lines of management and capacity. The City Administrator handles the day-to-day operations of the City
- h. The City Administrator commented that we want someone as the Mayor who is here to help and not just looking for the status of the position
- i. Our current Mayor works about 35-40 hours per week

8. Actionable Items:

- a. Resolution No. 9, Series of 2023: A Resolution Approving the Second Amended and Restated Lake County 911 Authority Intergovernmental Agreement and Bylaws of the Lake County Emergency Telephone Service Authority

CM Hill **moved** to approve Resolution No. 9, Series of 2023; CM Forgensì **seconded**. The resolution passed with a 4-2 vote and one absent.

	Yes	No	Absent	Abstain
CM Luna-Leal		*		
CM Lauritzen		*	*	
CM Grant				
MPT Greene	*			
CM Forgensì	*			
Mayor Labbe	*			
CM Hill	*			

9. Public Meetings Planner:

- a. The topic of the Mayor's salary will be added to the June 6th regular City Council meeting
- b. CM Hill will not attend the 5/9 work session, but will have a review to be read in
- c. CM Greene will not attend the 5/9 work session
- d. The City Administrator will be remote on the 5/9 work session
- e. LURA's next meeting is 5/4 at 6:00 pm

10. Mayor's Report:

- a. Wheelers celebration was great, there was a pre-showing of the Rocky Mountain PBS documentary about the Lost Irish Miners of Leadville
- b. Was looking into a solar solution for the City's streetlights, but the cost is way over budget
- c. Attended City of the Summit of the Americas – topic was mining issues in North and South America. Leadville and Climax has a positive story and relationship. There are over 700,000 inactive legacy mines in the US. Conversation around how we clean up the piles left.
- d. The Sound of Music will be performed at the high school 5/11-13.

11. Council Reports:

- a. CM Luna-Leal is leaving several trusts and coalitions in order to take on a full-time job. Will stay on with the Housing Coalition

12. Public Comments:

- a. Steve Prestash
 - i. Noted the refusal of the City government to acknowledge conflicts of interest within the City and County
 - ii. His truck and trailer were seized by the City, while other trailers and vehicles are being allowed to stay where they are
 - iii. Is concerned that there is interest in combining City and County government
 - iv. Is troubled that the City took CDOT funds, says it empowers realtors and developers, not the community
 - v. Thinks the Mayor system should be a full time strong mayor system at \$24,000/year
- b. Tim Bergman
 - i. BOCC passed a resolution to join the Jumpstart zone, so now if the City is interested they can also do so
 - ii. Angel Bujanda Gutierrez is the new Community Justice Coordinator
 - iii. Claire Skeen just graduated FEMA academy

13. Adjournment: 8:34 p.m.

APPROVED this 16th day of May 2023 by a vote of ___ in favor, ___ against, ___ abstaining, ___ and absent.

CITY OF LEADVILLE, COLORADO

ATTEST:

By

Deputy City Clerk

DRAFT

Leadville Police Department

800 Harrison Avenue
Leadville, CO 80461
(719) 486-1365



Kenneth Chavez, Interim Chief of
Police
Greg Labbe, Mayor

TO: The Honorable Mayor Greg Labbe and Members of Leadville City Council

FROM: Chief Ken Chavez

SUBJECT: Leadville Police Department: April, 2023

- **Staffing:**
 - The Police Department has one opening at this time for a full-time officer and are accepting applications.
- **Highlights:**
 - April, 21st-4th and 5th graders came to the Police Department for a tour of the station.

MONEY RECEIVED FOR THE MONTH:

\$150 .00	(6) Parking Tickets
\$314.00	(1) VIN Inspections / 5 th Judicial District Checks / (2) Records Requests / (3) Fingerprints/ (3) Sex Offender Registrations / (1) Vehicle Tow Fee
<u>\$45.00</u>	<u>(1) Police Surcharge – (1) VIN Convenience Fee</u>
\$509.00	Total

ACTIVITY:

- Registered Sexual Offenders that reside in The City of Leadville: 15
- Sex Offenders registered this month: 3
- Incident Reports: 30
- Citations/Tickets/Summons: 7
 - Municipal Court: 3
 - County Court: 4
- Number of Juveniles put into Diversion: 0
- Number of Persons Taken In-Custody: 3
 - **DUI: 1**
 - **Animal Cruelty: 1**
 - **VPO: 1**

LEADVILLE POLICE DEPARTMENT OFFICERS AND STAFF:

Perla Flores, Administrative Supervisor: Records/Getac/Sexual Offender Coordinator/fingerprints/(Certified) VIN Inspections

Joanna Lopez, Administrative Assistant: Records/Getac/Sexual Offender coordinator/fingerprints/(Certified)VIN Inspections

Interim Chief of Police Kenneth Chavez

Sergeant John Ortega/FTO

Sergeant Daniel Breyer – (Part-Time) Training and Compliance Specialist

Officer Daniel Hanson - Part-Time /FTO

Officer Maria Porzelt

Officer Aaron Barnett

Officer Brenda Caraveo (In FTO Training)

Community Service Officer Natalie Lopez

Community Service Officer Destiny Barraza

LPD Fleet

- (2) 2021 Ford Interceptor- Patrol/ 82-14, 82-15
- (3) 2020 Ford Interceptors- Patrol/ 82-11, 82-12, 82-13
- (3) 2016 Ford Interceptors – Patrol/ 82-1, 82-4, 82-5,
- (2) 2016 Ford Taurus/ 82-16, 82-17
- (1) 2005 Jeep Liberty – CSO / 82-7(**inoperable**)
- (1) 1999 Trailer – Evidence



Leadville Lake County Fire Rescue

816 Harrison Avenue. Leadville, CO 80461
Phone (719) 486-2990 Fax (719) 486-3113 Emergency – Dial 911
www.lakecountycolorado.com/fire - www.cityofleadville.colorado.gov

Monthly Report April, 2023

CALLS FOR SERVICE

- Please see attached statistics for the month of March

DEPARTMENT

- Station II (Multi-Use Facility); Finish is being completed. Ordering operational needs with community donation funds. A shift is putting together the gear locker storage area, B shift is assisting with VA furniture and C shift is assembling the gym with flooring
- Headwaters Training Facility, (HTC); SCBA confidence course container and one burn room, plans being worked on. Working towards a climate-controlled building with CMC, and plans to finish two sheds donated by CMC to become warming huts
- Apparatus; Type I Spartan is set for the end of June for delivery. Type III is operational and in service. We will have a ceremony in June.

GRANTS

- Awarded \$44,850.00 in February. AFG grant submitted for a micro grant for 10 sets of PPE, (Bunker Gear), in the amount of \$50,000.00. this grant was submitted on Dec 17th 2022
- Awarded! Firefighter Safety and Disease Prevention Grant submitted in the amount of \$15,613.00 for an extractor machine for Station II. Reimbursement has been submitted in the amount of \$14,475.00. This has not yet been installed at Station II
- Awarded! House Bill -1194 grant for an additional 5 sets of PPE in the amount of \$14,719.08
- TO DATE; GRANT AND OTHER REVENUE TOTALS FOR 2018, 2022= \$1,748,534.70
- TO DATE; GRANT AND OTHER REVENUE SINCE 2012= \$3,565,110.70
- This revenue does not include minor revenue for services such as the sign program and permits

RESIDENT/RESERVE STAFFING

- We currently have 7 Residents with one female in the hiring process and one Reserves
- Total of 6 living at Station II when it is open.

PREVENTION/MARSHAL

1. Short Term Rental Inspections: 3
2. 6th Street Gym fire systems test.
3. Public Events: Senior Center on Fire Safety and Disaster Preparedness
Elks Lodge fire prevention booth
4. Meetings: Poverty Flats on road dimensions
LLCFR Resident & Reserve Meeting
City Hall on STR updates

Planning and Zoning on upcoming developments

Housing Coalition monthly updates

Sheriff's Office continuous updates on investigation

5. Trainings:

Attended week-long conference in Loveland for annual ICC code classes.

Lexipol internet class on Evidence Collection on the Fire Scene.

Annual Wildfire refresher

6. Inspections/ Plans reviews:

Plan reviews: 37

Special Events: 25

OPERATIONS CHIEF/TRAINING/CMC

- Conducted 203 hours of training
- Performed 123 hours of shift/departments activities
- 7 firefighters obtained new CO state fire certifications
- Multiple firefighter state of CO re-certifications
- Deployed a type 6 engine to the Gageby Fire, providing an excellent training experience for firefighters and earning approximately \$8,000 for the Fire Fund
- Developed and implemented a system for tracking certifications
- Continued work on developing new department SOP's
- Continued work on setting up a LMS firefighting and EMS training system
- Worked with CMC on hiring a new Fire Science Instructor

DD - Monthly Incident Type Report (Summary)

Basic Incident Type Code And Description (FD1.21)	Total Incidents	Total Incidents Percent of Incidents	Total Property Loss	Total Content Loss	Total Loss	Total Loss Percent of Total
Incident Type Category (FD1.21): 1 - Fire						
100 - Fire, other	1	1.56%	0.00	0.00	0.00	
111 - Building fire	1	1.56%				
143 - Grass fire	1	1.56%				
	Total: 3	Total: 4.69%	Total: 0.00	Total: 0.00	Total: 0.00	Total: 0.00%
Incident Type Category (FD1.21): 3 - Rescue & Emergency Medical Service Incident						
300 - Rescue, EMS incident, other	6	9.38%				
311 - Medical assist, assist EMS crew	6	9.38%				
320 - Emergency medical service, other	7	10.94%	0.00	0.00	0.00	
321 - EMS call, excluding vehicle accident with injury	16	25.00%				
322 - Motor vehicle accident with injuries	5	7.81%				
323 - Motor vehicle/pedestrian accident (MV Ped)	1	1.56%				
324 - Motor vehicle accident with no injuries.	5	7.81%				
381 - Rescue or EMS standby	1	1.56%				
	Total: 47	Total: 73.44%	Total: 0.00	Total: 0.00	Total: 0.00	Total: 0.00%
Incident Type Category (FD1.21): 4 - Hazardous Condition (No Fire)						
412 - Gas leak (natural gas or LPG)	1	1.56%				
444 - Power line down	1	1.56%				
	Total: 2	Total: 3.13%	Total: 0.00	Total: 0.00	Total: 0.00	Total: 0.00%
Incident Type Category (FD1.21): 5 - Service Call						
551 - Assist police or other governmental agency	1	1.56%				
	Total: 1	Total: 1.56%	Total: 0.00	Total: 0.00	Total: 0.00	Total: 0.00%
Incident Type Category (FD1.21): 6 - Good Intent Call						
600 - Good intent call, other	1	1.56%				
611 - Dispatched and cancelled en route	3	4.69%				
	Total: 4	Total: 6.25%	Total: 0.00	Total: 0.00	Total: 0.00	Total: 0.00%
Incident Type Category (FD1.21): 7 - False Alarm & False Call						
700 - False alarm or false call, other	4	6.25%				
733 - Smoke detector activation due to malfunction	1	1.56%				
745 - Alarm system activation, no fire - unintentional	1	1.56%				
746 - Carbon monoxide detector activation, no CO	1	1.56%				
	Total: 7	Total: 10.94%	Total: 0.00	Total: 0.00	Total: 0.00	Total: 0.00%
	Total: 64	Total: 100.00%	Total: 0.00	Total: 0.00	Total: 0.00	Total: 0.00%

DD - NFIRS Run Data Report - Alarm to Arrival

Response Times	Number of Incidents	Percent of Total
0 - 1.0 Minutes	1	1.64%
1 - 2.0 Minutes	4	6.56%
2 - 3.0 Minutes	8	13.11%
3 - 4.0 Minutes	3	4.92%
4 - 5.0 Minutes	8	13.11%
5 - 6.0 Minutes	7	11.48%
6 - 7.0 Minutes	6	9.84%
7 - 8.0 Minutes	1	1.64%
8 - 9.0 Minutes	1	1.64%
9 - 10.0 Minutes	1	1.64%
10 - 11.0 Minutes	1	1.64%
11 - 12.0 Minutes	4	6.56%
12 - 13.0 Minutes	1	1.64%
13 - 14.0 Minutes	1	1.64%
14 - 15.0 Minutes	3	4.92%
16 - 17.0 Minutes	1	1.64%
18 - 19.0 Minutes	1	1.64%
19 - 20.0 Minutes	1	1.64%
20 - 21.0 Minutes	1	1.64%
21 - 22.0 Minutes	1	1.64%
22 - 23.0 Minutes	2	3.28%
24 - 25.0 Minutes	1	1.64%
26 - 27.0 Minutes	1	1.64%
31 - 32.0 Minutes	1	1.64%
35 - 36.0 Minutes	1	1.64%
	Total: 61	Total: 100.00%

Description

This Report Doesn't Include Times Greater Than 90 Minutes

Leaves

Twin Lakes General Store

Bob Mathes

Twin Lakes Inn

Mark Noel

Deanne Pierce

Dennis & Deb Couture

Lyle Williams

Teri & Ken Holland

Sonora Simion Rodgers

Kym & Keith Davick

Marge Hickman

Art Volk

Patricia & Robert Spence

Joan Weber

Bill Hollenbeck

Charles & Eliana Moore

EF Bill & Linda Hollenback

Donna Cornelia

Mike & Kathy O'leary

Judy Leaming

Dunk De Que

Jessica Adams

John & Malina Bennett

Michael R. Henry

Barb & Larry Marcum

Diana Slivka

Wayne Crome

Yvette & Lawson Gagnet

Randolph & Barbara Plymell

Mons & Mary Roll, David & Cathy Roll, Marla Roll

Doug Bruce & Connie Gable

Doriana & Steve Migliara

Ariele & Chris Hindes

Tom & Amanda Goehry

Beth & Daryl Manning

Greg Labbee

Carol & Mark Glenn

Dixie Pierce

Lauren Grady & Bill Noel

Marsha & Ralph Ridenhour

Eliana & Charlie Moore

Kim & Kevin White

Charles & Janice Baggs

James & Sandra Jo Fitzgerald

Joanna Carrerra

Twila & Barry Bowden

Ken & Terry Holland
Carolyn Abbott
John King
Mike O'Leary
Lawson & Yvette Gagnet
Mem. Of Former Chief Alex Michie Halkett-- Michael & Stacy Brown
Shalom Kaiser
Peter Busch
Donna & Phil Green
Donald & Karen Gardner
Anne & Brooks Bond
Connie King
Eric Gibb
Deborah Bailey Astroth & Jeffrey Astroth
Walter Williams
10100 Santa monica Team
Chris Taylor
Alix & Hans Berglund
Ray & Judy Kilmer
Susan Sams
Denise & Rick Hagarty
William Frey & Marshell Petersen
Chris KeelAn
Linda & Patrick Kelly
David Sigafos & Kay Sigafos
David & Sophie Mabry
Jeff Ashby
Janice Bennett Good
Hamilton Lokey, MD
Dr. R.C. Maestrelli
Susan & James Allen
Bruce & Maura Johnson
Mary Jean & Dan Wilke
Max Flink
Chris Tyler
Carrie Skluzak
William Frey & Mashell Petersen
Mai-Lan Huynh, David Smith , Cayden & Elysa
Balltown MiniMotors
Steven & Clara Kearns
Sharon Bennett
Gino Gori
Shawn & Kristen O'Rourke
Craig & Krisine Nowka
Steve & Constance Erickson
Fred Woodcock, Sr.

Bev Gunderman
Andrea & Johnathan Frykholm
Owen & Patricia Plymell
Peter & Darlene Stadler
Harold & Shirley Wheeler
Rita & Roy Sovine
Wayne & Christine Brasser
Robert Zachary
Denver Post
Audrey & Randy Shaneyfelt
Mt. Elbert Lodge
Mem. of Former Chief Alex Michie Halkett--Joann Halkett & Mary Branom
Melissa & Richard Meeker
Doug & Marji Nash
Lake County Community Fund
Daniel and Christine Kortsch
Chief Daniel L. Dailey
Dee Gross
Anita Mason
Phyllis Carnahan
Blank

BRANCHES

Golden Eagle Drilling
MK High Country Wood
Shelley Cook
Carl & Cathy Wagner
Tim & Judy McGraw
Gary & Cheryl Bush
Greg & Desiree Beilman
Red Bull Media House
Mr. & Mrs. Douglas Metzler
Susie & Bobbie Ramsdell
Colin & Sandra Perry
Steven Haydon & Jocelyn Ellis
Kathleen & Dave Sherman
Wes Duran
Carl & Cathy Wagner
Ahmad & Paula Ghais
Kurt & Colleen Schweigert
Mark & Annie Graff
Jeff Ashby
Kelly Sweeney & Robert Krehbiel
LT 100 Legacy Foundation
Jonathan Cran & Jessica Clark
JB Foundation (Beaubouef)
Lowe's

Bruce & Marylee Hix
Julian Henderson
Savannah Henderson
Finn Hix
Jon & Malia Floyd
Al & Laila Dawson
Sofia Hix
BLANK

Tree Trunk

Lake County Board of County Commissioners
Colorado Department of Local Affairs
Leadville Lake County Fire & Rescue
City of Leadville
Lake County Public Works
The Friends of Twin Lakes
Climax Community Fund
John & Susie Kester
Chris & Robin Huckabee
AngelView LLC
Jeffrey Johnson
Matrix Design Group, Inc.
Living Design Studios, Inc.

STREET DEPT MONTHLY REPORT FOR 2022

STREET DEPARTMENT MONTH REPORT FOR 2023

MAN HOURS

JAN FEB MAR APR MAY JUN JUL AUG SEP OCT NOV DEC YTD JAN FEB MAR APR MAY JUN JUL AUG SEP OCT NOV DEC YTD

STREET MAINT.

Snow Plowing	40	152	44	17						4	90	246	593	282	228	202	50
Snow Removal/Ice	718	502	632	25							64	608	2549	812	738	676	74
Sanding	12			16							12	34	16	90	14	8	42
Trash	76	40	76	68	56	110	66	108	60	84	106	38	888	32	28	24	40
Patching				240	196	40					166		642				80
Alley Work				16	37	20	60		84	94	40		351				6
Drainage Work				122	82	34	330	398	605	128			1699				7
Sweeping & Cleaning			24		196	100	60	10	36	20			446				10
Paving										40			40				
Gravel Streets													0				
Signage Repair				24	28	84	40	20		194		4	394				82
Light Repair			8	8		84							100				
Administrative Work	72		84	68	56	127	125	120	76	216	103	30	1077	48	74	104	83
Total Street Maintenance	918	694	868	604	651	599	681	656	901	918	437	942	8869	1174	1082	910	474

MISCELLANEOUS MAINT.

Park Maintenance						20	14	10					44				
Fence Repair													0				
Weed Control													0				
City Hall Maintenance			32			20			10		52		114				
Building Maintenance				144	34						63		241				76
Tree Maintenance							20						20				
Street Painting						20		40					60				
Light Repair		8											8				
Special Events Work			96			20		212		36			364	4		164	
Christmas Decorations											56		56				16
Cemetery				4	26	40		30					100				
Tabor Home													0				
Tabor Opera House									57				57				16
In Kind Help					4	98	93	14		34	72	4	319				34
Total Misc. Maintenance	0	8	128	148	64	218	127	306	67	70	243	4	1383	4	164	142	

SERVICE AND REPAIR

Equipment	8	66	108	56	86	10	69	50	26	172	448	86	1185	56	74	200	274
Police Vehicles	12			40	20	10			10	16		14	122				22
Other*													0				52
County Assistance				20		62		140					222				
Total Service and Repair	20	66	108	116	106	82	69	190	36	188	448	100	1529	56	74	200	348

STREET MATERIAL SUPPLY:

Street Materials													0				
Hauling					104			10		24			138				
Removal						17							17				
Out of County Truck	4			16			20			24			64				20
Total Street Material Supply	4	0	0	16	104	17	20	10	0	48	0	0	219				20

WORK RECAP:

Total Hours Worked	942	784	1104	900	925	912	899	1070	1014	1277	1162	1032	12021	1224	1176	1316	984
Add'l Asst. Supervisor Hrs													0				
Add'l Supervisor Hrs	108	84	124	124	124						16		580				
Total Work Recap	1050	868	1228	1024	1049	912	899	1070	1014	1277	1178	1032	12601			1316	

*Overtime			50		20	14	31	126	18				259				96
Vacation Hours	18	32	32	108	115	128	99	100	128	245	145	56	1206	48	32	120	189
Sick Leave Hours													0				
Other													0				
Funeral													0				
Jury Duty													0				
Personal Days (Hours)													0				
Comp Time													0				
Workman's Comp													0				
*Other:													0				



Leadville Lake County Animal Shelter April 2023 Department Report

Quick Stats

4 Adoptions

0 Surrenders

2 Unclaimed Strays

16 Total Impounds

7 City Impounds

9 County Impounds

11 Holds

0 Bite Quarantine

10 Repeat Offenders

0 Transfers In

0 Transfers Out

0 Euthanasias

Events

- April Rabies Clinic **9** vaccines and licenses
- date TBD June Vaccine Clinic with RezDawgs Rescue
- date TBD June fundraising event at Freight



DEPUTY CITY CLERK

April 2023 – LICENCES REPORT

BUSINESS

- In the process of reaching out to businesses who have not responded to the second notice.

LIQUOR

- Family Dollar wants to apply for a liquor license
- Vendors can call 303-205-2300 to verify the application is in process if they are unsure about selling to a licensee while their renewal is being processed.

MARIJUANA

- Elevated Quality Wholesale will be applying to add a Medical Marijuana Cultivation License
- RootsRx has sold their cultivation facility to David Wunderlich, who has submitted the documents needed for processing

SHORT TERM RENTAL

- 144 Licenses have been renewed
- 3 Licenses are pending updates that have been requested
- 16 homeowners on the waiting list

**City Permit Fee
Totals 2023**

2023	Building Permit Fee	Plumbing Permits	Mechanical Permits	Roofing Permits	Solar Permits	Plan Review Only	Total	County's 25%	CCC's 75%	CCC Misc.	City Misc.	Building Valuation
January	\$186.00	\$0.00	\$916.00	\$0.00	\$150.00		\$1,252.00			\$0.00	\$0.00	\$3,000.00
February	\$0.00	\$127.00	\$260.00	\$0.00	\$300.00	\$1,091.00	\$1,778.00			\$0.00	\$0.00	\$0.00
March	\$8,043.00	\$342.00	\$114.00	\$0.00	\$0.00	\$0.00	\$8,499.00			\$0.00	\$0.00	\$638,520.00
April	\$4,449.00	\$50.00	\$390.00	\$194.00	\$150.00	\$2,347.00	\$7,580.00			\$0.00	\$0.00	\$338,490.00
May							\$0.00					
June							\$0.00					
July							\$0.00					
August							\$0.00					
September							\$0.00					
October							\$0.00					
November							\$0.00					
December							\$0.00					
Totals	\$12,678.00	\$519.00	\$1,680.00	\$194.00	\$600.00	\$3,438.00	\$19,109.00	\$0.00	\$0.00	\$0.00	\$0.00	\$980,010.00

Total of all permits \$19,109.00

Total of Ancillary Permits \$2,993.00



MEMO

TO: Mayor Labbe and City Council

FROM: Chapin LaChance, Planning Director

MEETING DATE: May 16, 2023

SUBJECT: Planning Dept. Monthly Report

Mayor Labbe and City Council,

The Planning Dept. will briefly review the updates below at Tuesday's meeting.

Pre-application:

- Lake County Advocates regarding use of property at 735 Hwy. 24 for housing and emergency housing use.

New applications:

- **New:** Circle K Conditional Use Permit (CUP) application for EV Charging Stations; 108 Harrison Ave. (currently unlisted land use).

Pending applications:

- Railyard Planned Unit Development (PUD), Phase 1 4-Plex: An application for a 4-plex has been received by staff but is on hold until the requested Phase 1 Subdivision Improvement Agreement (SIA) extension is executed. **No update.**
- Community Justice Center Conditional Use Permit (CUP), Minor Plat, and Site Plan. Awaiting resubmittal, final public hearing continued at Planning and Zoning Commission (P&Z) on 4/12 to 8/9. **Update:** Staff has suggested the Monroe St. right-of-way legal issue be further evaluated prior to resubmittal for the final hearing.

Processed applications:

- **New:** Insubstantial Certificate of Appropriateness for 115 E. 5th St. window and siding replacement.

Construction:

- Railyard Phase 1
 - Subdivision Improvement Agreement (SIA):
 - Staff has received an updated Engineers Cost Estimate (ECE) for the remaining public improvements in Phase 1 to be completed next summer. Staff sent comments to the developer

on 12/20 regarding requested revisions to the submitted ECE, SIA Amendment, and a Phasing Plan, and is awaiting those revisions and Staff met with civil engineer from RG & Associates on 12/15 to begin inspection process for constructed improvements. **Update:** Staff has requested updates from RG & Associates civil engineers regarding their schedule for beginning inspections of the constructed public improvements. Staff is considering further enforcement to ensure the SIA is amended and extended and additional escrow funds are received.

- Sanitation District: The Leadville Sanitation District has informed the developer that the District will not be approving any further Building Permits or Certificates of Occupancy until the developer meets certain requirements of the District, including submitting inspection reports. **No update.**
- Railyard Phase 2: Only the Phase 1 Planned Unit Development (PUD) has been approved by Council, but not amended per conditions of approval and recorded as required. The developer is proposing to reduce the street right-of-way widths by 10 ft. in order to accommodate a 10 ft. utility easement required by Xcel. Staff has referred the proposed plans to the various referral agencies for preliminary comments. High Country Developers (HCD) is proposing to only use natural gas and solar energy for Phase 2, without grid electric supply. **No update.**
- Railyard Phase 3:
 - Railyard Phase 3 PUD: Pre-application meeting held with Fading West representatives on 1/5 to discuss Phase 3 street connections. Expecting PUD application in a few months. **No update.**

Code amendments:

- Title 17 – Zoning: National Historic Landmark (NHL) Overlay District (Demolition loophole, amended applicability, site visits): Proposed to proceed as two (2) separate ordinances processed concurrently: The first for the 6-month demolition loophole, the second for the amended applicability and site visits, which would include multiple public engagement sessions. **Update:** Expected ordinance schedule is as follows:
 - 4/11: Open House @ Historic Preservation Commission (HPC), seven (7) attendees
 - 5/9: Open House @ HPC, approx. 35 attendees
 - 5/23 HPC discussion of Open House comments
 - 6/6: City Council 1st reading
 - 6/14: P&Z public hearing
 - 6/20: City Council 2nd reading
- Title 17 – Zoning: Definitions, Categories of Uses, By-Right, Conditional and Prohibited Uses: **Update:** The P&Z held a public hearing on 4/26 and approved the amendments as presented. Expected remaining ordinance schedule is as follows:
 - 5/16: City Council 1st reading
 - 6/20: City Council 2nd reading
- Title 17 – Zoning: Policy Advisory Team (PAT) Recommendations: **Update:** P&Z Work Sessions held 5/10 for final direction prior to proceeding to redlines. Staff will be preparing redlines in August.

Other:

- SB23-213: This bill could implement state required zoning reform for affordable housing. **Update:** This bill was not approved by the end of the 2023 legislative session.

**City of Leadville
Schedule of Sales Tax
Fiscal Years 2019 to 2023**

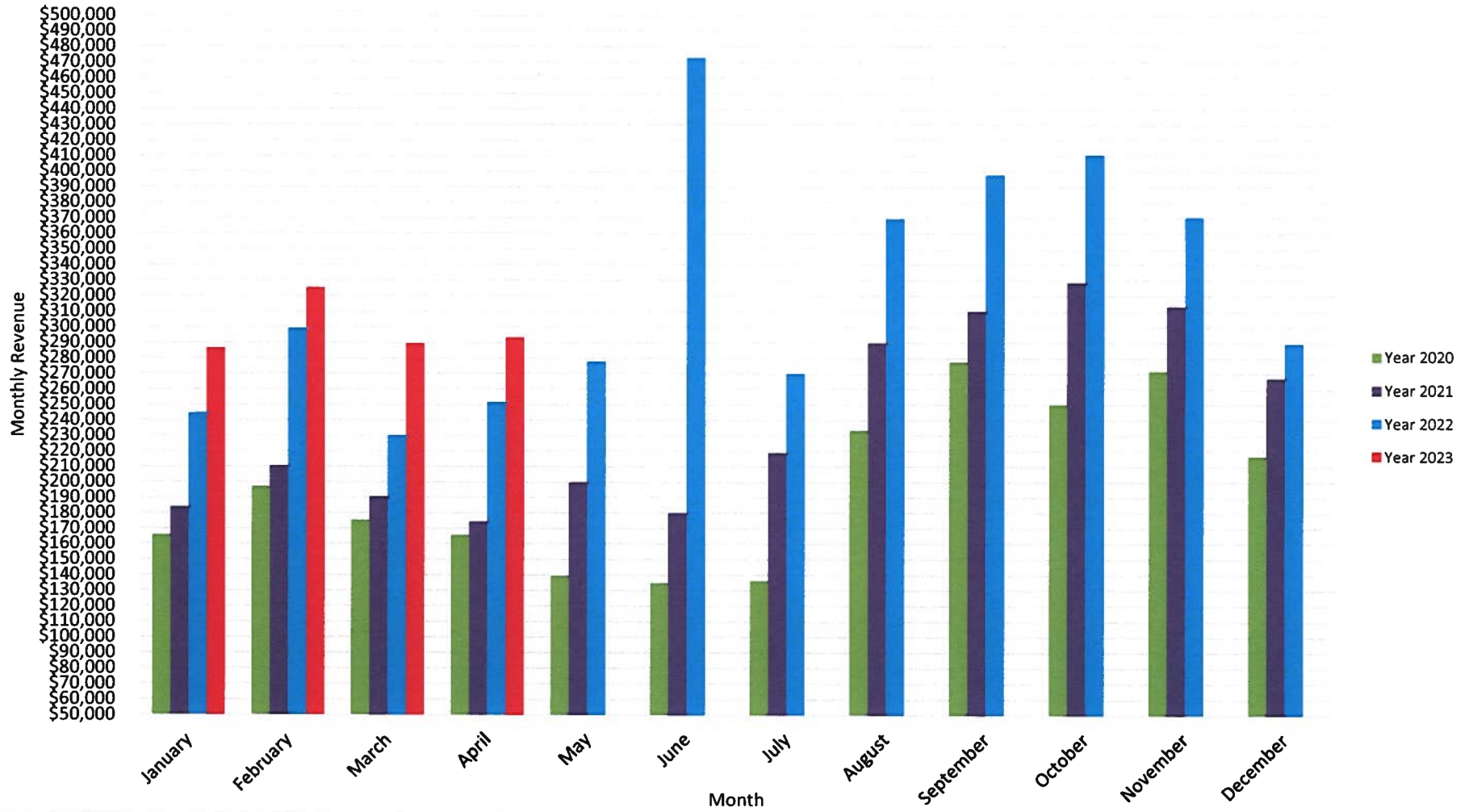
Month Sales Tax Received by City	2019 City Sales Tax*	2020 City Sales Tax*	2021 City Sales Tax**	2022 City Sales Tax***	2023 City Sales Tax***	2023 City Sales Tax Budget	2023 Actual vs Budget (\$ Cumulative)	2023 Actual vs Budget (% Cumulative)
January	\$ 94,784	\$ 165,390	\$ 183,535	\$ 244,378	\$ 286,289	\$ 211,392	\$ 74,897	35.4%
February	\$ 147,646	\$ 196,840	\$ 210,257	\$ 299,137	\$ 325,040	\$ 262,326	\$ 137,610	29.0%
March	\$ 140,007	\$ 175,076	\$ 190,416	\$ 229,788	\$ 289,482	\$ 225,893	\$ 201,199	28.8%
April	\$ 147,890	\$ 165,382	\$ 174,112	\$ 251,544	\$ 293,274	\$ 227,011	\$ 267,462	28.9%
May	\$ 157,256	\$ 139,192	\$ 199,485	\$ 277,788		\$ 237,700	\$ 29,762	2.6%
June	\$ 133,297	\$ 134,564	\$ 179,671	\$ 472,432		\$ 282,629	\$ (252,867)	-17.5%
July	\$ 139,346	\$ 136,093	\$ 218,714	\$ 270,030		\$ 234,770	\$ (487,637)	-29.0%
August	\$ 210,868	\$ 233,353	\$ 289,675	\$ 369,533		\$ 338,992	\$ (826,629)	-40.9%
September	\$ 147,674	\$ 277,551	\$ 310,213	\$ 397,446		\$ 348,041	\$ (1,174,670)	-49.6%
October	\$ 234,053	\$ 250,181	\$ 328,378	\$ 410,305		\$ 375,701	\$ (1,550,372)	-56.5%
November	\$ 226,419	\$ 271,507	\$ 313,217	\$ 370,354		\$ 362,976	\$ (1,913,348)	-61.6%
December	\$ 179,277	\$ 216,743	\$ 266,868	\$ 289,428		\$ 292,568	\$ (2,205,915)	-64.9%
Totals:	\$ 1,958,517	\$ 2,361,872	\$ 2,864,541	\$ 3,882,165	\$ 1,194,085	\$ 3,400,000	\$ (2,205,915)	-64.9%

* Includes Retail Sales Tax, State Retail Marijuana Special Sales Tax, and Motor Vehicle Sales Tax

** Includes Retail Sales Tax, State Retail Marijuana Special Sales Tax, and Motor Vehicle Sales Tax **State Marijuana Sales Tax was \$60,816.85 - 2.1% of the Total Number**

*** Includes Retail Sales Tax, Special Sales Tax, and Motor Vehicle Sales Tax **Does not include State Marijuana Sales Tax**

City of Leadville Retail Sales Tax 4-Year Comparison 2019-2022



CITY OF LEADVILLE
 COMBINED CASH INVESTMENT
 APRIL 30, 2023

COMBINED CASH ACCOUNTS

99-1002	GENERAL FUND CHECKING	3,262,243.06
	TOTAL COMBINED CASH	3,262,243.06
99-1000	CASH ALLOCATED TO OTHER FUNDS	(3,262,243.06)
	TOTAL UNALLOCATED CASH	.00

CASH ALLOCATION RECONCILIATION

1	ALLOCATION TO GENERAL FUND	3,302,970.09
5	ALLOCATION TO CONSERVATION TRUST FUND	(55,540.35)
6	ALLOCATION TO URA FUND	(325,889.90)
7	ALLOCATION TO ACCOMMODATINS TAX FUND	114,176.10
8	ALLOCATION TO HIGH COUNTRY DEVELOPERS	29,071.11
10	ALLOCATION TO FIRE DEPARTMENT FUND	197,456.01
	TOTAL ALLOCATIONS TO OTHER FUNDS	3,262,243.06
	ALLOCATION FROM COMBINED CASH FUND - 99-1000	(3,262,243.06)
	ZERO PROOF IF ALLOCATIONS BALANCE	.00

CITY OF LEADVILLE
BALANCE SHEET
APRIL 30, 2023

GENERAL FUND

ASSETS

01-1000	CASH ALLOCATED TO OTHER FUNDS	3,302,970.09	
01-1006	COMMUNITY GENERAL INVESTMENT	897,969.10	
01-1030	GENERAL FUND CD	68,714.45	
01-1060	CASH - BAIL BONDS	2,900.16	
01-1065	PETTY CASH - POLICE DEPT	(70.00)	
01-1070	PETTY CASH - ADMINISTRATIVE	250.00	
01-1080	PETTY CASH - ANIMAL SHELTER	100.00	
01-1082	PETTY CASH - MUNICIPAL COURT	100.00	
01-1090	POLICE/COURT SURCHARGE	5,455.83	
01-1094	SPRUCE ST DAMAGE DEPOSIT	(150.00)	
01-1400	PREPAID INSURANCE	.36	
01-1500	A/R COUNTY TREASURER	(.78)	
01-1501	PROPERTY TAXES RECEIVABLE	803,081.00	
01-1502	ACCOUNTS RECEIVABLE	(8,330.18)	
01-1510	DUE TO/FROM OTHER GOVERNMENTS	(8,005.38)	
01-1520	DUE TO/FROM COUNTY	(10,274.35)	
01-1535	DUE TO/FROM URA	44,795.00	
01-1550	GRANTS RECEIVABLE OWNER	(.20)	
	TOTAL ASSETS		5,099,505.10

LIABILITIES AND EQUITY

LIABILITIES

01-2000	ACCOUNTS PAYABLE	91,068.29	
01-2001	DEFERRED REVENUE	803,081.00	
01-2006	EXCAVATION BOND PAYABLE	150.00	
01-2010	DEFERRED GRANT REVENUE	246,676.00	
01-2011	DEFERRED MAIN ST PRGM REVENUE	8,165.40	
01-2200	FICA PAYABLE	(35.70)	
01-2210	UNEMPLOYMENT PAYABLE	281.83	
01-2215	HEALTH INSURANCE PAYABLE	1,115.40	
01-2220	DEFERRED PLAN PAYABLE	657.68	
01-2221	CO F & P PENSION PAYABLE	3.32	
01-2230	ACCRUED PAYROLL	18,302.32	
01-2240	FWT PAYABLE	(.03)	
01-2250	SWT PAYABLE	(5.00)	
01-2265	MISCELLANEOUS PAYROLL PAYABLE	2,165.03	
01-2280	BAIL BONDS FUND	3,263.03	
01-2283	PLANNING CASH DEPOSIT PAYABLE	8,125.00	
	TOTAL LIABILITIES		1,183,013.57

FUND EQUITY

CITY OF LEADVILLE
BALANCE SHEET
APRIL 30, 2023

GENERAL FUND

FUND BALANCE:			
01-2900	GENERAL FUND BALANCE	3,945,466.15	
01-2910	LEADVILLE PAVING FUND	185,682.15	
01-2915	ANIMAL SHELTER IMPROVEMENTS	30,006.50	
	REVENUE OVER EXPENDITURES - YTD	(244,663.27)	
		<u>3,916,491.53</u>	
	BALANCE - CURRENT DATE		<u>3,916,491.53</u>
	TOTAL FUND EQUITY		<u>3,916,491.53</u>
	TOTAL LIABILITIES AND EQUITY		<u><u>5,099,505.10</u></u>

CITY OF LEADVILLE
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2023

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
<u>GENERAL FUND REVENUES</u>					
01-300-3100	PROPERTY TAX	40,588.56	309,824.32	802,267.00	492,442.68 38.6
01-300-3120	SPECIFIC OWNERSHIP TAX	2,917.85	8,450.91	60,000.00	51,549.09 14.1
01-300-3130	SALES TAX	289,481.87	900,810.45	3,400,000.00	2,499,189.55 26.5
01-300-3135	MARIJUANA EXCISE TAX (CITY)	3,396.17	5,716.13	50,000.00	44,283.87 11.4
01-300-3140	CIGARETTE TAX	188.13	1,611.15	4,500.00	2,888.85 35.8
01-300-3150	SEVERANCE TAX	.00	.00	80,000.00	80,000.00 .0
01-300-3160	FRANCHISE TAX	19,733.40	46,942.98	120,000.00	73,057.02 39.1
01-300-3170	PENALTIES & INT DELIQUENT TAX	58.35	58.77	1,500.00	1,441.23 3.9
01-300-3210	BUSINESS LICENSES	775.00	8,870.00	15,000.00	6,130.00 59.1
01-300-3220	LIQUOR LICENSE	.00	1,566.25	6,000.00	4,433.75 26.1
01-300-3225	MARIJUANA APPLICATION FEE	2,500.00	6,000.00	21,000.00	15,000.00 28.6
01-300-3226	RETAIL MARIJUANA TAX/STATE	4,012.19	12,336.85	60,000.00	47,663.15 20.6
01-300-3240	EXCAVATION & ZONING PERMITS	550.00	1,300.00	20,000.00	18,700.00 6.5
01-300-3256	STR FEE CLASS 2	40,950.00	50,700.00	55,575.00	4,875.00 91.2
01-300-3258	STR CONVENIENCE FEE	315.94	413.38	500.00	86.62 82.7
01-300-3260	CONDITIONAL USE PERMITS	25.00	150.00	1,500.00	1,350.00 10.0
01-300-3270	SIGN PERMIT	50.00	75.00	300.00	225.00 25.0
01-300-3280	OTHER ZONING APPLICATION FEES	.00	175.00	2,000.00	1,825.00 8.8
01-300-3320	ANIMAL SHELTER FEES	1,265.00	4,331.00	25,000.00	20,669.00 17.3
01-300-3321	ANIMAL SHELTER (COUNTY)	10,219.56	10,219.56	130,378.00	120,158.44 7.8
01-300-3330	MOTOR VEHICLE 1.5	912.72	2,821.07	13,000.00	10,178.93 21.7
01-300-3340	STATE HIGHWAY MAINTENANCE	.00	5,250.00	18,000.00	12,750.00 29.2
01-300-3350	HIGHWAY USERS TAX	9,131.95	24,570.97	118,534.00	93,963.03 20.7
01-300-3400	POLICE SURCHARGE	105.00	480.00	3,000.00	2,520.00 16.0
01-300-3410	COURT FINES	130.00	520.00	1,000.00	480.00 52.0
01-300-3420	PARKING FINES	775.00	3,175.00	6,000.00	2,825.00 52.9
01-300-3430	TRAFFIC FINES	.00	(112.00)	6,000.00	6,112.00 (1.9)
01-300-3440	OTHER FINES	.00	150.00	1,000.00	850.00 15.0
01-300-3460	BOND FEES	.00	.00	100.00	100.00 .0
01-300-3470	WARRANT FEES	.00	.00	500.00	500.00 .0
01-300-3501	EARNINGS ON DEPOSIT-GF OPERATI	137.19	469.57	670.00	200.43 70.1
01-300-3505	EARNING ON DEPOSIT-PD SURCHARG	1.12	4.49	10.00	5.51 44.9
01-300-3506	EARNINGS ON DEPOSIT-GEN INVEST	184.48	737.68	2,000.00	1,262.32 36.9
01-300-3508	EARNING ON DEPOSIT-BAIL BONDS	.60	2.38	10.00	7.62 23.8
01-300-3510	MISCELLANEOUS	524.29	1,904.43	5,000.00	3,095.57 38.1
01-300-3518	CHARGE POINT/EV CHARGING	437.51	1,590.79	24,000.00	22,409.21 6.6
01-300-3519	SPRUCE ST HOUSE REIMBURSEMENTS	.00	2,775.00	30,000.00	27,225.00 9.3
01-300-3520	REIMBURSEMENTS	96.15	679.42	5,000.00	4,320.58 13.6
01-300-3523	CONTRACT SERVICE REIMBURSEMENT	.00	.00	3,000.00	3,000.00 .0
01-300-3524	CONSULTANT FEE REIMBURSEMENTS	.00	.00	5,000.00	5,000.00 .0
01-300-3552	TABOR HOME REVENUE	.00	.00	3,000.00	3,000.00 .0
01-300-3553	HOUSE WITH THE EYE REVENUE	.00	.00	2,000.00	2,000.00 .0
01-300-3605	CITY ADMINISTRATOR GRANT	22,763.05	22,763.05	62,400.00	39,636.95 36.5
01-300-3610	STATE GRANTS	.00	75.00	.00	(75.00) .0
01-300-3615	ANIMAL SHELTER GRANTS	.00	2,500.00	.00	(2,500.00) .0
01-300-3620	OTHER GRANTS	.00	.00	2,500.00	2,500.00 .0
01-300-3635	TABOR OPERA RENOVATION GRANTS	.00	141,422.23	546,869.00	405,446.77 25.9
01-300-3710	US DEPT OF JUSTICE GRANT (P/D)	.00	.00	85,915.00	85,915.00 .0
01-300-3900	ADMINISTRATIVE FEE - FIRE	2,333.37	9,333.48	28,000.00	18,666.52 33.3
01-300-5531	DONATION ANIMAL SHELTER	340.00	4,801.00	1,500.00	(3,301.00) 320.1
01-300-9001	SALE OF CAPITAL ASSET	.00	.00	1,000.00	1,000.00 .0

CITY OF LEADVILLE
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 4 MONTHS ENDING APRIL 30, 2023

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
TOTAL GENERAL FUND REVENUES	454,899.45	1,595,465.31	5,830,528.00	4,235,062.69	27.4
TOTAL FUND REVENUE	454,899.45	1,595,465.31	5,830,528.00	4,235,062.69	27.4

CITY OF LEADVILLE
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2023

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>EXECUTIVE EXPENDITURES:</u>					
01-40-1-5000 SALARY	1,707.71	13,661.68	44,400.00	30,738.32	30.8
01-40-1-5011 DISCRETIONARY EMPLOYEE BONUS'	.00	.00	14,000.00	14,000.00	.0
01-40-1-5120 FICA - EMPLOYER	105.86	846.88	2,753.00	1,906.12	30.8
01-40-1-5130 FICA MEDICARE - EMPLOYER	24.77	198.16	644.00	445.84	30.8
01-40-1-6202 SUPPLIES	.00	1,712.50	5,000.00	3,287.50	34.3
01-40-1-6203 OPERATING EXPENSES	.00	138.40	500.00	361.60	27.7
01-40-1-6310 EDUCATION & CONFERENCES	.00	.00	1,000.00	1,000.00	.0
01-40-1-6311 TRAVEL	.00	(25.00)	1,000.00	1,025.00	(2.5)
TOTAL EXECUTIVE EXPENDITURES	1,838.34	16,532.62	69,297.00	52,764.38	23.9
<u>ADMINISTRATIVE EXPENDITURES:</u>					
01-40-2-5000 SALARY	9,131.31	57,154.12	235,636.00	178,481.88	24.3
01-40-2-5007 OVERTIME	.00	201.34	500.00	298.66	40.3
01-40-2-5008 MISCELLANEOUS WAGES	.00	598.85	.00	(598.85)	.0
01-40-2-5120 FICA	526.15	3,408.32	14,640.00	11,231.68	23.3
01-40-2-5130 FICA MEDICARE	123.06	797.13	3,424.00	2,626.87	23.3
01-40-2-5140 DEFERRED PLAN	95.51	752.36	10,756.00	10,003.64	7.0
01-40-2-5150 HEALTH INSURANCE	3,747.44	9,063.32	29,396.00	20,332.68	30.8
01-40-2-5165 STATE UNEMPLOYMENT TAX	18.27	115.90	472.00	356.10	24.6
01-40-2-6202 SUPPLIES	.00	.00	100.00	100.00	.0
01-40-2-6310 EDUCATION & CONFERENCES	.00	900.00	2,000.00	1,100.00	45.0
01-40-2-6311 TRAVEL	.00	286.62	850.00	563.38	33.7
01-40-2-6312 DUES & MEMBERSHIP	.00	190.00	.00	(190.00)	.0
TOTAL ADMINISTRATIVE EXPENDITURES	13,641.74	73,467.96	297,774.00	224,306.04	24.7
<u>MUNICIPAL COURT EXPENDITURES:</u>					
01-40-3-5000 SALARY	1,705.17	8,533.96	29,380.00	20,846.04	29.1
01-40-3-5120 FICA	104.22	514.89	1,822.00	1,307.11	28.3
01-40-3-5130 FICA MEDICARE	24.38	120.43	426.00	305.57	28.3
01-40-3-5150 HEALTH INSURANCE	139.33	557.32	2,090.00	1,532.68	26.7
01-40-3-5165 STATE UNEMPLOYMENT TAX	3.41	17.07	59.00	41.93	28.9
01-40-3-6202 SUPPLIES	.00	.00	100.00	100.00	.0
01-40-3-6203 OPERATING EXPENSES	.00	.00	550.00	550.00	.0
01-40-3-6204 POSTAGE	7.50	7.50	162.00	154.50	4.6
01-40-3-6301 LEGAL FEES-PROS. ATTORNEY	750.00	3,000.00	10,000.00	7,000.00	30.0
01-40-3-6310 EDUCATION & CONFERENCES	.00	175.00	650.00	475.00	26.9
01-40-3-6311 TRAVEL	.00	.00	1,000.00	1,000.00	.0
01-40-3-6312 DUES & MEMBERSHIPS	.00	60.00	82.00	22.00	73.2
01-40-3-6550 COMPUTER EQUIPMENT/MAINTENANCE	.00	.00	500.00	500.00	.0
01-40-3-6570 INTERPRETER	.00	.00	1,200.00	1,200.00	.0
TOTAL MUNICIPAL COURT EXPENDITURES	2,734.01	12,986.17	48,021.00	35,034.83	27.0
<u>CITY CLERK EXPENDITURES:</u>					
01-40-4-5000 SALARY	1,804.61	14,440.78	43,350.00	28,909.22	33.3

CITY OF LEADVILLE
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2023

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
01-40-4-5120 FICA	105.86	838.31	2,688.00	1,849.69	31.2
01-40-4-5130 FICA MEDICARE	24.76	196.07	629.00	432.93	31.2
01-40-4-5150 HEALTH INSURANCE	557.31	2,229.24	6,270.00	4,040.76	35.6
01-40-4-5165 STATE UNEMPLOYMENT TAX	3.42	27.38	82.00	54.62	33.4
01-40-4-6304 CODIFICATION OF MUNICIPAL CODE	.00	.00	5,000.00	5,000.00	.0
01-40-4-6310 EDUCATION & CONFERENCES	.00	295.00	1,500.00	1,205.00	19.7
01-40-4-6501 OTHER EXPENSES	.00	.00	100.00	100.00	.0
01-40-4-6540 ELECTIONS	.00	.00	5,000.00	5,000.00	.0
01-40-4-6545 LEGAL PUBLICATIONS	35.60	228.06	6,500.00	6,271.94	3.5
TOTAL CITY CLERK EXPENDITURES	2,531.56	18,254.84	71,119.00	52,864.16	25.7

CITY TREASURER EXPENDITURES:

01-40-5-5000 SALARY	4,048.31	32,904.56	103,476.00	70,571.44	31.8
01-40-5-5120 FICA	235.80	1,954.01	6,416.00	4,461.99	30.5
01-40-5-5130 FICA MEDICARE	55.15	457.02	1,500.00	1,042.98	30.5
01-40-5-5140 DEFERRED PLAN	179.76	1,422.96	4,663.00	3,240.04	30.5
01-40-5-5150 HEALTH INSURANCE	1,365.80	3,511.49	8,583.00	5,071.51	40.9
01-40-5-5165 STATE UNEMPLOYMENT TAX	7.91	64.32	155.00	90.68	41.5
01-40-5-6310 EDUCATION AND CONFERENCES	.00	.00	500.00	500.00	.0
01-40-5-6311 TRAVEL	.00	.00	100.00	100.00	.0
01-40-5-6312 DUES & MEMBERSHIP	.00	.00	300.00	300.00	.0
TOTAL CITY TREASURER EXPENDITURES	5,892.73	40,314.36	125,693.00	85,378.64	32.1

CITY HALL EXPENDITURES:

01-40-6-5000 SALARY	454.08	3,780.87	47,449.00	43,668.13	8.0
01-40-6-5120 FICA	28.15	234.41	2,942.00	2,707.59	8.0
01-40-6-5130 FICA MEDICARE	6.59	54.85	688.00	633.15	8.0
01-40-6-5165 UNEMPLOYMENT TAX	.91	7.57	95.00	87.43	8.0
01-40-6-6202 SUPPLIES	812.76	2,978.43	8,000.00	5,021.57	37.2
01-40-6-6204 POSTAGE	200.00	567.46	4,000.00	3,432.54	14.2
01-40-6-6205 OPERATING EXPENSES	.00	.00	5,000.00	5,000.00	.0
01-40-6-6209 LEASE PAYMENTS	.00	.00	7,500.00	7,500.00	.0
01-40-6-6215 809 SPRUCE ST. MAINTENANCE	75.00	75.00	.00	(75.00)	.0
01-40-6-6216 BUILDING MAINTENANCE	.00	26,428.11	50,000.00	23,571.89	52.9
01-40-6-6301 PROFESSIONAL SERVICES - LEGAL	6,804.00	44,580.68	130,000.00	85,419.32	34.3
01-40-6-6302 PROFESSIONAL SERVICES - AUDIT	.00	.00	40,000.00	40,000.00	.0
01-40-6-6303 PROFESSIONAL SERVICES - OTHER	833.33	11,162.19	30,000.00	18,837.81	37.2
01-40-6-6306 TREASURERS FEES (PROPERTY TAX)	780.90	6,023.65	25,045.00	19,021.35	24.1
01-40-6-6307 SHORT TERM RENTAL MERCHANT FEE	184.32	598.32	1,000.00	401.68	59.8
01-40-6-6308 LURA PROPERTY TAX DISBURSEMENT	1,543.94	8,641.70	.00	(8,641.70)	.0
01-40-6-6312 DUES & MEMBERSHIP	.00	1,889.99	3,000.00	1,110.01	63.0
01-40-6-6330 TELEPHONE	605.84	2,122.07	9,500.00	7,377.93	22.3
01-40-6-6339 809 SPRUCE ST. UTILITIES	462.64	2,590.26	14,000.00	11,409.74	18.5
01-40-6-6340 UTILITIES	1,930.79	11,637.86	20,000.00	8,362.14	58.2
01-40-6-6341 STREET LIGHTING	3,072.27	13,907.87	40,000.00	26,092.13	34.8
01-40-6-6342 EV CHARGING STATION UTILITIES	820.97	5,267.41	24,000.00	18,732.59	22.0
01-40-6-6501 OTHER EXPENSES	323.25	2,509.46	8,000.00	5,490.54	31.4
01-40-6-6504 TABOR HOME EXPENSES	424.63	2,602.39	4,500.00	1,897.61	57.8
01-40-6-6511 HOUSE WITH THE EYE EXPENSES	159.06	906.36	4,500.00	3,593.64	20.1

CITY OF LEADVILLE
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2023

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
01-40-6-6520 INSURANCE	22,809.38	98,885.49	176,367.00	77,481.51	56.1
01-40-6-6523 TABOR OPERA HOUSE CONTRIBUTION	.00	140,000.00	140,000.00	.00	100.0
01-40-6-6531 TRANSFERS TO OTHER FUNDS	45,854.87	183,419.48	550,258.00	366,838.52	33.3
01-40-6-6535 MAIN STREET PRGM EXPENDITURES	.00	60,000.00	60,000.00	.00	100.0
01-40-6-6550 COMPUTER EQUIPMENT/MAINTENANCE	2,154.44	18,351.95	29,000.00	10,648.05	63.3
01-40-6-6551 COMPUTER SOFTWARE	297.20	537.08	12,000.00	11,462.92	4.5
01-40-6-6555 HOUSING ADMINISTRATOR FUND TRA	2,916.67	11,666.68	35,000.00	23,333.32	33.3
01-40-6-6565 DOLA TOH GRANT EXPENDITURES	18,017.95	65,287.76	546,869.00	481,581.24	11.9
01-40-6-6580 CDOT MAIN STREET GRANT	15,800.86	24,103.86	.00	(24,103.86)	.0
01-40-6-6820 THE AMERICAN RESCUE PLAN	.00	6,460.00	.00	(6,460.00)	.0
01-40-6-6905 OPERATING CONTINGENCY	39,000.00	47,914.89	161,837.00	113,922.11	29.6
01-40-6-7001 XEROX COPIER	217.22	1,225.71	6,000.00	4,774.29	20.4
01-40-6-9000 CAPITAL PURCHASE	.00	.00	75,492.00	75,492.00	.0
TOTAL CITY HALL EXPENDITURES	166,592.02	806,419.81	2,272,042.00	1,465,622.19	35.5
 <u>MAIN STREET EXPENDITURES:</u>					
TOTAL MAIN STREET EXPENDITURES	.00	.00	.00	.00	.0
 <u>PLANNING DEPARTMENT EXPENDITUR:</u>					
01-40-8-5000 SALARY - DIRECTOR - P&Z - HPC	4,564.65	32,001.21	109,665.00	77,663.79	29.2
01-40-8-5120 FICA	282.99	1,983.93	6,799.00	4,815.07	29.2
01-40-8-5130 FICA MEDICARE	66.20	464.09	1,590.00	1,125.91	29.2
01-40-8-5140 DEFERRED PLAN	190.80	763.20	4,996.00	4,232.80	15.3
01-40-8-5150 HEALTH INSURANCE	6.92	27.68	72.00	44.32	38.4
01-40-8-5165 STATE UNEMPLOYMENT TAX	9.10	63.78	219.00	155.22	29.1
01-40-8-6301 PROFESSIONAL SERVICES - LEGAL	5,733.00	11,802.00	7,400.00	(4,402.00)	159.5
01-40-8-6304 PROFESSIONAL SERVICES - ENGINE	.00	4,515.50	12,000.00	7,484.50	37.6
01-40-8-6310 EDUCATION AND CONFERENCES	.00	406.38	750.00	343.62	54.2
01-40-8-6311 TRAVEL	.00	.00	1,250.00	1,250.00	.0
01-40-8-6312 DUES & MEMBERSHIP	.00	.00	600.00	600.00	.0
01-40-8-6515 CODE AMENDMENTS - CONSULTANTS	.00	.00	5,000.00	5,000.00	.0
01-40-8-6526 HISTORIC PRESERVATION COMMISSI	26.00	1,099.63	5,000.00	3,900.37	22.0
01-40-8-6545 LEGAL PUBLICATIONS	.00	51.61	500.00	448.39	10.3
TOTAL PLANNING DEPARTMENT EXPENDIT	10,879.66	53,179.01	155,841.00	102,661.99	34.1
TOTAL GENERAL OPERATING EXPENDITUR	204,110.06	1,021,154.77	3,039,787.00	2,018,632.23	33.6

CITY OF LEADVILLE
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2023

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>POLICE DEPARTMENT</u>					
<u>POLICE DEPARTMENT EXPENDITURES:</u>					
01-60-0-5000 SALARY	27,240.83	234,485.70	718,979.00	484,493.30	32.6
01-60-0-5003 PART-TIME WAGES	200.34	9,436.01	17,822.00	8,385.99	53.0
01-60-0-5004 CONTRACT SERVICES	.00	.00	6,000.00	6,000.00	.0
01-60-0-5007 OVERTIME	1,037.73	15,751.91	15,000.00	(751.91)	105.0
01-60-0-5008 MISCELLANEOUS WAGES	175.78	532.72	.00	(532.72)	.0
01-60-0-5010 HOLIDAY PAY	.00	2,020.52	3,000.00	979.48	67.4
01-60-0-5015 PTO PAYOUT	.00	6,589.44	.00	(6,589.44)	.0
01-60-0-5016 FTO PAY	42.89	685.57	3,550.00	2,864.43	19.3
01-60-0-5032 SHIFT DIFFERENTIAL	142.71	1,535.75	3,500.00	1,964.25	43.9
01-60-0-5120 FICA	1,070.70	9,270.97	18,351.00	9,080.03	50.5
01-60-0-5130 FICA MEDICARE	413.52	3,884.79	11,134.00	7,249.21	34.9
01-60-0-5140 DEFERRED PLAN	.00	468.00	14,189.00	13,721.00	3.3
01-60-0-5145 CO F & P PENSION	939.93	9,053.58	42,163.00	33,109.42	21.5
01-60-0-5150 HEALTH INSURANCE	1,836.58	8,758.35	47,058.00	38,299.65	18.6
01-60-0-5165 STATE UNEMPLOYMENT TAX	57.68	542.06	1,536.00	993.94	35.3
01-60-0-6105 US DEPARTMENT OF JUSTICE GRANT	.00	84,178.86	85,915.00	1,736.14	98.0
01-60-0-6202 SUPPLIES	72.10	867.28	9,000.00	8,132.72	9.6
01-60-0-6204 POSTAGE	.00	.00	200.00	200.00	.0
01-60-0-6209 VEHICLE LEASE PAYMENTS	2,501.65	12,587.04	50,348.00	37,760.96	25.0
01-60-0-6210 VEHICLE REPAIRS	.00	2,419.00	5,000.00	2,581.00	48.4
01-60-0-6211 GAS AND OIL	1,244.65	6,317.94	20,000.00	13,682.06	31.6
01-60-0-6215 EQUIPMENT REPAIR & MAINTENANCE	.00	221.00	2,000.00	1,779.00	11.1
01-60-0-6310 EDUCATION & CONFERENCES	.00	2,292.15	30,000.00	27,707.85	7.6
01-60-0-6311 TRAVEL	142.74	2,909.51	4,000.00	1,090.49	72.7
01-60-0-6312 DUES & MEMBERSHIP	.00	315.04	1,100.00	784.96	28.6
01-60-0-6330 TELEPHONE	1,300.20	5,265.89	14,000.00	8,734.11	37.6
01-60-0-6340 UTILITIES	323.08	1,863.70	3,500.00	1,636.30	53.3
01-60-0-6401 UNIFORM ALLOWANCE	.00	48.00	8,000.00	7,952.00	.6
01-60-0-6403 PHYSICALS	.00	.00	6,500.00	6,500.00	.0
01-60-0-6404 PSYCHE EVALUATIONS	.00	250.00	3,500.00	3,250.00	7.1
01-60-0-6500 LEGAL SUPPORT FOR OFFICERS	.00	792.00	1,500.00	708.00	52.8
01-60-0-6501 OTHER EXPENSES	500.00	1,131.05	3,500.00	2,368.95	32.3
01-60-0-6505 ANIMAL CONTROL OFFICER EXPENDI	.00	.00	4,000.00	4,000.00	.0
01-60-0-6550 COMPUTER EQUIPMENT/MAINTENANCE	1,749.94	8,749.70	51,113.00	42,363.30	17.1
01-60-0-6551 COMPUTER SOFTWARE	.00	.00	4,500.00	4,500.00	.0
01-60-0-6615 TOWING	.00	775.00	3,000.00	2,225.00	25.8
01-60-0-6621 INVESTIGATIVE EXPENDITURES	140.54	1,529.70	10,000.00	8,470.30	15.3
01-60-0-6625 CRIME PREVENTION	.00	.00	17,000.00	17,000.00	.0
01-60-0-6640 BULLET RESISTANT VESTS	.00	.00	3,000.00	3,000.00	.0
01-60-0-6641 BIKE PATROL	.00	.00	3,000.00	3,000.00	.0
01-60-0-6642 TASERS	.00	.00	6,000.00	6,000.00	.0
01-60-0-6643 AMMUNITION	.00	532.63	4,000.00	3,467.37	13.3
01-60-0-6901 OFFICE EQUIPMENT EXPENDITURES	5.95	138.92	1,500.00	1,361.08	9.3
01-60-0-6902 SMALL EQUIPMENT	.00	.00	1,200.00	1,200.00	.0
01-60-0-7001 XEROX COPIER LEASE	173.95	695.80	2,600.00	1,904.20	26.8
01-60-0-7003 POLICE CAPITAL	.00	.00	8,000.00	8,000.00	.0
TOTAL POLICE DEPARTMENT EXPENDITUR	41,313.49	436,895.58	1,269,258.00	832,362.42	34.4

CITY OF LEADVILLE
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2023

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
TOTAL POLICE DEPARTMENT	41,313.49	436,895.58	1,269,258.00	832,362.42	34.4
<u>STREET DEPARTMENT</u>					
<u>STREET DEPARTMENT EXPENDITURES:</u>					
01-70-0-5000 SALARY	18,472.57	148,071.85	491,337.00	343,265.15	30.1
01-70-0-5007 OVERTIME	429.09	7,783.13	6,000.00	(1,783.13)	129.7
01-70-0-5010 HOLIDAY PAY	.00	.00	1,500.00	1,500.00	.0
01-70-0-5031 OUT-OF-POSITION PAY	21.00	195.00	900.00	705.00	21.7
01-70-0-5120 FICA	1,130.82	9,335.98	30,984.00	21,648.02	30.1
01-70-0-5130 FICA MEDICARE	264.46	2,183.36	7,246.00	5,062.64	30.1
01-70-0-5140 DEFERRED PLAN	154.90	1,243.39	11,465.00	10,221.61	10.9
01-70-0-5150 HEALTH INSURANCE	3,918.38	15,679.79	47,080.00	31,400.21	33.3
01-70-0-5165 STATE UNEMPLOYMENT TAX	37.83	312.05	999.00	686.95	31.2
01-70-0-6202 SUPPLIES	76.47	452.23	4,500.00	4,047.77	10.1
01-70-0-6209 VEHICLE LEASE PAYMENTS	15,228.67	60,914.68	228,315.00	167,400.32	26.7
01-70-0-6210 VEHICLE REPAIRS	38.92	1,776.31	4,000.00	2,223.69	44.4
01-70-0-6211 GAS AND OIL	906.04	19,894.51	35,000.00	15,105.49	56.8
01-70-0-6215 EQUIPMENT REPAIR & MAINTENANCE	.00	15,325.70	14,000.00	(1,325.70)	109.5
01-70-0-6216 BUILDING REPAIR & MAINTENANCE	.00	29.98	84,000.00	83,970.02	.0
01-70-0-6310 EDUCATION & CONFERENCES	360.00	360.00	2,000.00	1,640.00	18.0
01-70-0-6311 TRAVEL	.00	.00	2,000.00	2,000.00	.0
01-70-0-6330 TELEPHONE	228.22	913.50	2,000.00	1,086.50	45.7
01-70-0-6340 UTILITIES	1,167.89	7,149.30	8,200.00	1,050.70	87.2
01-70-0-6341 STREET LIGHTING	.00	.00	4,000.00	4,000.00	.0
01-70-0-6345 LANDFILL	.00	.00	500.00	500.00	.0
01-70-0-6401 UNIFORM ALLOWANCE	200.97	497.80	5,400.00	4,902.20	9.2
01-70-0-6403 PHYSICALS AND TESTS	.00	321.77	1,000.00	678.23	32.2
01-70-0-6404 SAFETY EQUIPMENT	.00	.00	800.00	800.00	.0
01-70-0-6501 OTHER EXPENSES	36.00	36.00	500.00	464.00	7.2
01-70-0-6550 COMPUTER EQUIPMENT/MAINTENANCE	225.24	1,278.04	2,000.00	721.96	63.9
01-70-0-6800 CONTRACT SNOW REMOVAL	.00	.00	1,500.00	1,500.00	.0
01-70-0-6902 SMALL EQUIPMENT	69.99	69.99	4,000.00	3,930.01	1.8
01-70-0-6910 WEED MITIGATION EXPENSE	.00	.00	1,000.00	1,000.00	.0
01-70-0-7200 STREET MAINTENANCE	1,486.55	1,486.55	200,000.00	198,513.45	.7
01-70-0-7210 STREET SIGNAGE	.00	.00	10,000.00	10,000.00	.0
01-70-0-7255 STREET MATERIALS	2,818.00	2,818.00	22,000.00	19,182.00	12.8
TOTAL STREET DEPARTMENT EXPENDITUR	47,272.01	298,128.91	1,234,226.00	936,097.09	24.2
TOTAL STREET DEPARTMENT	47,272.01	298,128.91	1,234,226.00	936,097.09	24.2

CITY OF LEADVILLE
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2023

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>ANIMAL SHELTER</u>					
<u>ANIMAL SHELTER EXPENDITURES:</u>					
01-80-0-5000 SALARY	7,294.84	59,370.41	211,326.00	151,955.59	28.1
01-80-0-5007 OVERTIME	.00	334.95	.00	(334.95)	.0
01-80-0-5010 HOLIDAY PAY	.00	221.18	1,000.00	778.82	22.1
01-80-0-5120 FICA	444.76	3,655.30	13,164.00	9,508.70	27.8
01-80-0-5130 FICA - MEDICARE	104.02	854.87	3,079.00	2,224.13	27.8
01-80-0-5140 DEFERRED PLAN	.00	.00	2,392.00	2,392.00	.0
01-80-0-5150 HEALTH INSURANCE	696.64	2,786.56	8,360.00	5,573.44	33.3
01-80-0-5165 STATE UNEMPLOYMENT TAX	14.60	119.86	425.00	305.14	28.2
01-80-0-6202 SUPPLIES	147.07	1,088.80	3,000.00	1,911.20	36.3
01-80-0-6210 VEHICLE REPAIRS	.00	42.24	2,050.00	2,007.76	2.1
01-80-0-6211 GAS AND OIL	42.68	287.23	800.00	512.77	35.9
01-80-0-6216 BUILDING MAINTENANCE	.00	.00	2,000.00	2,000.00	.0
01-80-0-6310 EDUCATION AND CONFERENCE	.00	.00	450.00	450.00	.0
01-80-0-6311 TRAVEL	.00	.00	582.00	582.00	.0
01-80-0-6312 MEMBERSHIPS	.00	660.89	650.00	(10.89)	101.7
01-80-0-6330 TELEPHONE	48.93	194.37	1,100.00	905.63	17.7
01-80-0-6331 INTERNET ANIMAL SHELTER	48.94	194.39	1,000.00	805.61	19.4
01-80-0-6340 UTILITIES	454.97	1,926.89	4,000.00	2,073.11	48.2
01-80-0-6401 UNIFORM ALLOWANCE	.00	.00	500.00	500.00	.0
01-80-0-6501 OTHER EXPENSES	.00	223.82	1,500.00	1,276.18	14.9
01-80-0-6505 ANIMAL EXPENSES	.00	3,936.61	16,000.00	12,063.39	24.6
01-80-0-6520 INSURANCE	815.90	4,960.70	10,425.00	5,464.30	47.6
01-80-0-6550 COMPUTER EQUIPMENT/MAINTENANCE	295.24	1,476.20	2,454.00	977.80	60.2
01-80-0-6562 ANIMAL ASSISTANCE FOUNDATION	.00	130.00	.00	(130.00)	.0
01-80-0-6901 OFFICE EQUIPMENT EXPENDITURES	.00	149.13	1,000.00	850.87	14.9
01-80-0-7003 ANIMAL SHELTER CAPITAL	.00	1,334.92	.00	(1,334.92)	.0
TOTAL ANIMAL SHELTER EXPENDITURES	10,408.59	83,949.32	287,257.00	203,307.68	29.2
TOTAL ANIMAL SHELTER	10,408.59	83,949.32	287,257.00	203,307.68	29.2
TOTAL FUND EXPENDITURES	303,104.15	1,840,128.58	5,830,528.00	3,990,399.42	31.6
NET REVENUE OVER EXPENDITURES	151,795.30	(244,663.27)	.00	244,663.27	.0
NET REVENUE OVER EXPENDITURES	.00	.00	.00	.00	.0
NET REVENUE OVER EXPENDITURES	.00	.00	.00	.00	.0
NET REVENUE OVER EXPENDITURES	.00	.00	.00	.00	.0

CITY OF LEADVILLE
 BALANCE SHEET
 APRIL 30, 2023

CONSERVATION TRUST FUND

ASSETS

05-1000	CASH ALLOCATED TO OTHER FUNDS	(55,540.35)	
05-1006	COMMUNITY CONSERVATION TRUST		60,245.07	
				<u>4,704.72</u>
	TOTAL ASSETS			<u>4,704.72</u>

LIABILITIES AND EQUITY

LIABILITIES

05-2000	ACCOUNTS PAYABLE - CONSERVE		880.29	
05-2200	FICA PAYABLE		20.51	
05-2210	UNEMPLOYMENT PAYABLE		1.83	
				<u>902.63</u>
	TOTAL LIABILITIES			902.63

FUND EQUITY

FUND BALANCE:				
05-2900	CONSERVATION TRST FUND BALANCE		17,820.62	
	REVENUE OVER EXPENDITURES - YTD	(14,018.53)	
				<u>3,802.09</u>
	BALANCE - CURRENT DATE			3,802.09
	TOTAL FUND EQUITY			<u>3,802.09</u>
	TOTAL LIABILITIES AND EQUITY			<u>4,704.72</u>

CITY OF LEADVILLE
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 4 MONTHS ENDING APRIL 30, 2023

CONSERVATION TRUST FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
<u>CONSERVATION TRUST FUND REVENUE</u>					
05-300-3506 EARNINGS ON DEPOSIT-CTF	12.37	49.49	600.00	550.51	8.3
05-300-3700 STATE LOTTERY	.00	10,792.53	30,000.00	19,207.47	36.0
05-300-3900 TRANSFER FROM CTF FUND BALANCE	.00	.00	18,118.00	18,118.00	.0
TOTAL CONSERVATION TRUST FUND REVE	12.37	10,842.02	48,718.00	37,875.98	22.3
TOTAL FUND REVENUE	12.37	10,842.02	48,718.00	37,875.98	22.3

CITY OF LEADVILLE
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2023

CONSERVATION TRUST FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>CONSERVATION TRUST FUND EXPEND:</u>					
05-40-1-5000 SALARY	1,059.52	8,494.42	19,210.00	10,715.58	44.2
05-40-1-5120 FICA	65.69	526.66	1,191.00	664.34	44.2
05-40-1-5130 FICA MEDICARE	15.36	123.16	279.00	155.84	44.1
05-40-1-5165 STATE UNEMPLOYMENT TAX	2.12	17.00	38.00	21.00	44.7
05-40-1-7301 PARKS MAINTENANCE	1,873.48	6,183.37	10,000.00	3,816.63	61.8
05-40-1-7302 TABOR HOME MUSEUM MAINTENANCE	.00	.00	2,500.00	2,500.00	.0
05-40-1-7303 HOUSE WITH THE EYE MAINTENANCE	.00	.00	2,500.00	2,500.00	.0
05-40-1-7310 MISC. CONSERVATION	9,439.10	9,515.94	13,000.00	3,484.06	73.2
TOTAL CONSERVATION TRUST FUND EXPE	12,455.27	24,860.55	48,718.00	23,857.45	51.0
TOTAL CONSERVATION TRUST FUND	12,455.27	24,860.55	48,718.00	23,857.45	51.0
TOTAL FUND EXPENDITURES	12,455.27	24,860.55	48,718.00	23,857.45	51.0
NET REVENUE OVER EXPENDITURES	(12,442.90)	(14,018.53)	.00	14,018.53	.0

CITY OF LEADVILLE
BALANCE SHEET
APRIL 30, 2023

URA FUND

ASSETS

06-1000	CASH ALLOCATED TO OTHER FUNDS	(325,889.90)	
06-1410	PREPAID LURA EXPENDITURES	(3,300.00)	
06-1510	DUE TO/FROM OTHER GOVERNMENTS	8,285.20	
06-1990	DUE TO/FROM GENERAL FUND	(44,795.00)	
	TOTAL ASSETS		(365,699.70)

LIABILITIES AND EQUITY

LIABILITIES

06-2000	ACCOUNTS PAYABLE	(13,094.22)	
	TOTAL LIABILITIES		(13,094.22)

FUND EQUITY

FUND BALANCE:			
06-2900	URA FUND BALANCE	(357,212.06)	
	REVENUE OVER EXPENDITURES - YTD	4,606.58	
	BALANCE - CURRENT DATE		(352,605.48)
	TOTAL FUND EQUITY		(352,605.48)
	TOTAL LIABILITIES AND EQUITY		(365,699.70)

CITY OF LEADVILLE
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 4 MONTHS ENDING APRIL 30, 2023

URA FUND

		<u>PERIOD ACTUAL</u>	<u>YTD ACTUAL</u>	<u>BUDGET</u>	<u>UNEARNED</u>	<u>PCNT</u>
<u>URA REVENUES</u>						
06-300-3900	TRANSFER FROM URA FUND BALANCE	.00	.00	30,000.00	30,000.00	.0
	TOTAL URA REVENUES	.00	.00	30,000.00	30,000.00	.0
	TOTAL FUND REVENUE	.00	.00	30,000.00	30,000.00	.0

CITY OF LEADVILLE
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2023

URA FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>URA EXPENDITURES</u>						
06-99-0-6301	PROFESSIONAL SVCS - URA LEGAL	924.00	(4,606.58)	30,000.00	34,606.58	(15.4)
	TOTAL SUB DEPARTMENT 0	924.00	(4,606.58)	30,000.00	34,606.58	(15.4)
	TOTAL URA EXPENDITURES	924.00	(4,606.58)	30,000.00	34,606.58	(15.4)
	TOTAL FUND EXPENDITURES	924.00	(4,606.58)	30,000.00	34,606.58	(15.4)
	NET REVENUE OVER EXPENDITURES	(924.00)	4,606.58	.00	(4,606.58)	.0

CITY OF LEADVILLE
 BALANCE SHEET
 APRIL 30, 2023

ACCOMMODATIONS TAX FUND

<u>ASSETS</u>			
07-1000	CASH ALLOCATED TO OTHER FUNDS		114,176.10
	TOTAL ASSETS		114,176.10
 <u>LIABILITIES AND EQUITY</u>			
 <u>LIABILITIES</u>			
07-2000	ACCOUNTS PAYABLE		350.00
	TOTAL LIABILITIES		350.00
 <u>FUND EQUITY</u>			
FUND BALANCE:			
07-2900	ACCOMMODATIONS TAX	29,755.77	
	REVENUE OVER EXPENDITURES - YTD	84,070.33	
	BALANCE - CURRENT DATE		113,826.10
	TOTAL FUND EQUITY		113,826.10
	TOTAL LIABILITIES AND EQUITY		114,176.10

CITY OF LEADVILLE
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 4 MONTHS ENDING APRIL 30, 2023

ACCOMMODATIONS TAX FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
<u>ACCOMMODATIONS TAX REVENUES</u>					
07-300-3710 CITY SHARE OF HOUSING DIRECTOR	2,916.67	11,666.68	35,000.00	23,333.32	33.3
07-300-3715 MERCHANT FEE REIMBURSEMENT	.00	.00	1,500.00	1,500.00	.0
07-300-3800 ACCOMMODATIONS TAX	73,701.74	73,803.65	215,000.00	141,196.35	34.3
TOTAL ACCOMMODATIONS TAX REVENUES	76,618.41	85,470.33	251,500.00	166,029.67	34.0
TOTAL FUND REVENUE	76,618.41	85,470.33	251,500.00	166,029.67	34.0

CITY OF LEADVILLE
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2023

ACCOMMODATIONS TAX FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>ACCOMMODATIONS TAX EXPENDITURE</u>					
07-40-0-5000 HOUSING DIRECTOR SERVICES	.00	.00	70,000.00	70,000.00	.0
07-40-0-6000 PROFESSIONAL SERVICES	350.00	1,400.00	6,400.00	5,000.00	21.9
07-40-0-6307 MERCHANT FEE	.00	.00	2,000.00	2,000.00	.0
07-40-0-6400 TOURISM PANEL SHARE	.00	.00	83,902.00	83,902.00	.0
07-40-0-6410 MISCELLANEOUS HOUSING PROJECTS	.00	.00	89,198.00	89,198.00	.0
TOTAL SUB DEPARTMENT 0	350.00	1,400.00	251,500.00	250,100.00	.6
TOTAL ACCOMMODATIONS TAX EXPENDITURE	350.00	1,400.00	251,500.00	250,100.00	.6
TOTAL FUND EXPENDITURES	350.00	1,400.00	251,500.00	250,100.00	.6
NET REVENUE OVER EXPENDITURES	76,268.41	84,070.33	.00	(84,070.33)	.0

CITY OF LEADVILLE
 BALANCE SHEET
 APRIL 30, 2023

HIGH COUNTRY DEVELOPERS

<u>ASSETS</u>			
08-1000	CASH ALLOCATED TO OTHER FUNDS	29,071.11	
08-1502	ACCOUNTS RECEIVABLE	159,031.00	
		<u> </u>	
	TOTAL ASSETS		<u>188,102.11</u>
 <u>LIABILITIES AND EQUITY</u>			
<u>LIABILITIES</u>			
08-2295	HIGH COUNTRY DEV DEPOSITS	88,493.36	
		<u> </u>	
	TOTAL LIABILITIES		88,493.36
 <u>FUND EQUITY</u>			
	FUND BALANCE:		
08-2900	HIGH COUNTRY DEVELOPERS	99,608.75	
	REVENUE OVER EXPENDITURES - YTD		
		<u> </u>	
	BALANCE - CURRENT DATE	99,608.75	
		<u> </u>	
	TOTAL FUND EQUITY		<u>99,608.75</u>
	TOTAL LIABILITIES AND EQUITY		<u>188,102.11</u>

CITY OF LEADVILLE
BALANCE SHEET
APRIL 30, 2023

FIRE DEPARTMENT FUND

ASSETS

10-1000	CASH ALLOCATED TO OTHER FUNDS	197,456.01	
10-1006	COMMUNITY FIRE DEPARTMENT	31,199.17	
10-1510	DUE FROM OTHER GOVERNMENTS	(.31)	
10-1520	DUE FROM COUNTY	4,172.60	
10-1545	GRANTS RECEIVABLE	(.01)	
	TOTAL ASSETS		232,827.46

LIABILITIES AND EQUITY

LIABILITIES

10-2000	ACCOUNT PAYABLE - FIRE	23,044.85	
10-2200	FICA PAYABLE	(146.28)	
10-2210	UNEMPLOYMENT PAYABLE	159.36	
10-2215	HEALTH INSURANCE PAYABLE	(90.42)	
10-2221	CO F & P PENSION PAYABLE	(1,289.05)	
10-2230	ACCRUED PAYROLL	10,496.68	
10-2240	FWT PAYABLE	(.05)	
10-2250	SWT PAYABLE	17.00	
10-2261	FIRE UNION DUES PAYABLE	(690.00)	
10-2265	MISCELLANEOUS PAYROLL PAYABLE	1,842.16	
	TOTAL LIABILITIES		33,344.25

FUND EQUITY

FUND BALANCE:			
10-2900	FIRE DEPARTMENT FUND BALANCE	158,012.44	
10-2901	FIRE FUND BAL - PROG & TNG	262,125.00	
	REVENUE OVER EXPENDITURES - YTD	(220,654.23)	
	BALANCE - CURRENT DATE	199,483.21	
	TOTAL FUND EQUITY		199,483.21
	TOTAL LIABILITIES AND EQUITY		232,827.46

CITY OF LEADVILLE
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 4 MONTHS ENDING APRIL 30, 2023

FIRE DEPARTMENT FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
<u>FIRE REVENUES</u>					
10-300-3300 COUNTY FIRE PROTECTION	213,989.00	213,989.00	1,283,934.00	1,069,945.00	16.7
10-300-3308 PREVENT & INSPEC PRGM FEES	40.00	606.00	.00	(606.00)	.0
10-300-3506 EARNINGS ON DEPOSIT-FIRE DEPT	6.41	25.63	.00	(25.63)	.0
10-300-3515 CMC TRAINING CONTRIBUTION	.00	13,500.00	13,500.00	.00	100.0
10-300-3621 SAFER GRANT REVENUE	.00	.00	198,320.00	198,320.00	.0
10-300-3900 TRANSFER FROM GENERAL FUND	45,854.87	183,419.48	550,258.00	366,838.52	33.3
10-300-4000 TRANSFER FROM FIRE FUND BALANC	.00	.00	98,072.00	98,072.00	.0
TOTAL FIRE REVENUES	259,890.28	411,540.11	2,144,084.00	1,732,543.89	19.2
TOTAL FUND REVENUE	259,890.28	411,540.11	2,144,084.00	1,732,543.89	19.2

CITY OF LEADVILLE
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2023

FIRE DEPARTMENT FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>FIRE OPERATING EXPENDITURES:</u>					
10-40-1-5000 SALARY	29,961.42	227,974.19	891,547.00	663,572.81	25.6
10-40-1-5001 SALARY - RESERVE PROGRAM	.00	456.18	3,000.00	2,543.82	15.2
10-40-1-5007 OVERTIME	1,276.42	9,350.08	20,000.00	10,649.92	46.8
10-40-1-5010 HOLIDAY PAY	707.36	3,284.51	6,000.00	2,715.49	54.7
10-40-1-5011 FIRE BONUS	.00	.00	10,000.00	10,000.00	.0
10-40-1-5012 SAFER GRANT OVERTIME	.00	1,016.28	.00	(1,016.28)	.0
10-40-1-5013 SAFER GRANT QUALIFICATIONS COS	310.70	1,926.35	16,506.00	14,579.65	11.7
10-40-1-5030 CALL OUT	1,681.47	3,237.96	3,000.00	(237.96)	107.9
10-40-1-5031 OUT-OF-POSITION PAY	1,391.60	11,193.92	15,000.00	3,806.08	74.6
10-40-1-5120 FICA	68.60	445.06	1,505.00	1,059.94	29.6
10-40-1-5130 FICA MEDICARE	503.43	3,663.84	13,993.00	10,329.16	26.2
10-40-1-5140 DEFERRED PLAN	504.91	4,210.87	18,422.00	14,211.13	22.9
10-40-1-5145 CO F & P PENSION	2,820.03	21,211.17	82,676.00	61,464.83	25.7
10-40-1-5146 FPPA OLD HIRE CONTRIBUTION	.00	.00	15,582.00	15,582.00	.0
10-40-1-5150 HEALTH INSURANCE	7,751.07	28,561.40	86,183.00	57,621.60	33.1
10-40-1-5165 STATE UNEMPLOYMENT TAX	72.17	524.39	1,930.00	1,405.61	27.2
10-40-1-6202 SUPPLIES	20.46	1,326.99	6,500.00	5,173.01	20.4
10-40-1-6204 POSTAGE	36.57	154.78	200.00	45.22	77.4
10-40-1-6209 VEHICLE LEASE PAYMENTS	.00	.00	72,865.00	72,865.00	.0
10-40-1-6210 VEHICLE REPAIRS	1,525.46	13,296.34	35,000.00	21,703.66	38.0
10-40-1-6211 GAS AND OIL	1,764.02	8,599.32	25,000.00	16,400.68	34.4
10-40-1-6215 EQUIPMENT REPAIR & MAINTENANCE	.00	419.81	3,000.00	2,580.19	14.0
10-40-1-6216 BUILDING REPAIR & MAINTENANCE	290.45	1,489.51	5,000.00	3,510.49	29.8
10-40-1-6217 STATION FURNITURE	.00	.00	1,000.00	1,000.00	.0
10-40-1-6301 PROFESSIONAL SERVICES - LEGAL	420.00	2,830.50	10,000.00	7,169.50	28.3
10-40-1-6307 ADMINISTRATIVE FEE	2,333.37	9,333.48	28,000.00	18,666.52	33.3
10-40-1-6308 VEHICLE UPGRADES FUND/TRANSFER	.00	.00	100,000.00	100,000.00	.0
10-40-1-6309 EQUIPMENT UPGRADES FUND/TRANSF	.00	.00	25,000.00	25,000.00	.0
10-40-1-6310 EDUCATION & CONFERENCES	50.00	5,044.00	13,000.00	7,956.00	38.8
10-40-1-6311 TRAVEL	.00	6,713.53	20,000.00	13,286.47	33.6
10-40-1-6312 DUES & MEMBERSHIP	.00	1,310.00	1,300.00	(10.00)	100.8
10-40-1-6330 TELEPHONE	252.74	1,122.32	3,500.00	2,377.68	32.1
10-40-1-6340 UTILITIES	1,258.06	7,236.34	31,000.00	23,763.66	23.3
10-40-1-6401 UNIFORM ALLOWANCE	705.20	4,191.60	8,000.00	3,808.40	52.4
10-40-1-6403 PHYSICALS	.00	.00	9,200.00	9,200.00	.0
10-40-1-6501 OTHER EXPENSES	.00	1,858.91	1,000.00	(858.91)	185.9
10-40-1-6520 INSURANCE	11,930.48	60,739.47	117,783.00	57,043.53	51.6
10-40-1-6533 COMMUNICATION EQUIPMENT	.00	.00	12,500.00	12,500.00	.0
10-40-1-6550 COMPUTER EQUIPMENT/MAINTENANCE	999.13	4,995.65	16,000.00	11,004.35	31.2
10-40-1-6551 COMPUTER SOFTWARE	7,034.75	31,694.90	10,400.00	(21,294.90)	304.8
10-40-1-6701 VOLUNTEER OTHER	2,760.30	15,597.39	49,000.00	33,402.61	31.8
10-40-1-6705 FIRE PREVENTION	.00	.00	2,500.00	2,500.00	.0
10-40-1-6715 PUBLICATIONS	.00	.00	300.00	300.00	.0
10-40-1-6720 FOAM ABC & ETC	.00	.00	1,000.00	1,000.00	.0
10-40-1-6721 RESCUE EQUIPMENT	.00	.00	2,500.00	2,500.00	.0
10-40-1-6725 LADDER & AIR TESTS	.00	.00	4,500.00	4,500.00	.0
10-40-1-6730 PHYSICAL PROTECTION EQUIPMENT	.00	17,987.75	19,500.00	1,512.25	92.2
10-40-1-6734 HAZMAT EQUIP/SUPPLIES	.00	17.99	1,900.00	1,882.01	1.0
10-40-1-6735 MEDICAL EQUIPMENT	650.84	1,037.83	3,000.00	1,962.17	34.6
10-40-1-6736 MINOR EQUIPMENT	157.18	485.46	4,000.00	3,514.54	12.1
10-40-1-6738 HOSE	.00	.00	3,500.00	3,500.00	.0
10-40-1-6901 OFFICE EQUIPMENT EXPENDITURES	.00	591.89	1,900.00	1,308.11	31.2

CITY OF LEADVILLE
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2023

FIRE DEPARTMENT FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
TOTAL FIRE OPERATING EXPENDITURES	79,238.19	515,131.96	1,834,192.00	1,319,060.04	28.1
TOTAL FIRE OPERATING EXPENDITURES	79,238.19	515,131.96	1,834,192.00	1,319,060.04	28.1
<u>FIRE CONTRACT SERVICE EXPENDIT:</u>					
10-50-1-5034 WILDFIRE DEPLOYMNT EMPLEE PMTS	.00	372.21	.00	(372.21)	.0
10-50-1-5130 FICA MEDICARE - EMPLR	.00	5.15	.00	(5.15)	.0
10-50-1-5165 SUTA	.00	.74	.00	(.74)	.0
10-50-1-6520 INSURANCE	4,549.71	4,549.71	.00	(4,549.71)	.0
10-50-1-6534 WILDFIRE DEPLOYMENT EXPENSES	80.02	320.08	.00	(320.08)	.0
10-50-1-6535 VFA GRANT EXPENDITURES	.00	10,008.25	.00	(10,008.25)	.0
10-50-1-6902 CAPITAL ASSET ACQUISITION	.00	10,972.20	42,600.00	31,627.80	25.8
TOTAL FIRE CONTRACT SERVICE EXPENDI	4,629.73	26,228.34	42,600.00	16,371.66	61.6
TOTAL FIRE CONTRACT SERVICE EXPENDI	4,629.73	26,228.34	42,600.00	16,371.66	61.6
<u>WILDLAND SUPPLEMENTAL PROGRAM:</u>					
10-60-1-6000 STATION II	.00	10,019.16	.00	(10,019.16)	.0
10-60-1-6305 TRAINING SUPPORT FOR INTERNSHI	.00	.00	40,000.00	40,000.00	.0
10-60-1-6902 CAPITAL ASSET ACQUISITION	.00	24,111.36	28,972.00	4,860.64	83.2
TOTAL WILDLAND SUPPLEMENTAL PROGRA	.00	34,130.52	68,972.00	34,841.48	49.5
TOTAL WILDLAND SUPPLEMENTAL PROGRA	.00	34,130.52	68,972.00	34,841.48	49.5
<u>SAFER GRANT EXPENDITURES:</u>					
10-70-1-5000 SALARY	5,578.97	44,631.76	151,164.00	106,532.24	29.5
10-70-1-5130 FICA MEDICARE	79.48	636.22	2,192.00	1,555.78	29.0
10-70-1-5140 DEFERRED PLAN	.00	.00	3,779.00	3,779.00	.0
10-70-1-5145 CO F & P PENSION	530.01	4,240.12	14,361.00	10,120.88	29.5
10-70-1-5150 HEALTH INSURANCE	649.40	2,597.60	18,826.00	16,228.40	13.8
10-70-1-5165 STATE UNEMPLOYMENT TAX (SUTA)	11.15	89.22	453.00	363.78	19.7
10-70-1-6520 INSURANCE - WORKERS' COMP	901.72	4,508.60	7,545.00	3,036.40	59.8
TOTAL SAFER GRANT EXPENDITURES	7,750.73	56,703.52	198,320.00	141,616.48	28.6
TOTAL SAFER GRANT EXPENDITURES	7,750.73	56,703.52	198,320.00	141,616.48	28.6
TOTAL FUND EXPENDITURES	91,618.65	632,194.34	2,144,084.00	1,511,889.66	29.5
NET REVENUE OVER EXPENDITURES	168,271.63	(220,654.23)	.00	220,654.23	.0

Report Criteria:

Report type: GL detail

Check Issue Date	Check Number	dept	Payee	Description	Invoice GL Account Title	Check Amount
Accommodations Tax Expenditure						
05/10/2023	77675	Acco	GovOS, Inc	LODGINGRevs Tax Collection	Professional Services	350.00
Total Accommodations Tax Expenditure:						350.00
Animal Shelter						
04/18/2023	77633	Anima	Animal Health International, Inc	Supplies for Proper Cleaning & Sanitation	Supplies	469.42
04/18/2023	77633	Anima	Animal Health International, Inc	Supplies for Proper Cleaning & Sanitation	Supplies	84.60
04/18/2023	77636	Anima	Comfort Gas Inc.	185.1 Gallons of Propane (2.15 a Gallon)	Utilities	397.97
04/18/2023	77645	Anima	Quill Corporation	Miscellaneous Cleaning Supplies/Animal She	Supplies	147.07
05/10/2023	77659	Anima	Acorn Petroleum	Fuel	Gas and Oil	42.68
05/10/2023	77665	Anima	Caselle	Monthly Support - A/S	Computer Equipment/M	70.00
05/10/2023	77667	Anima	Charter Communications	A/S - Internet	Internet Animal Shelter	48.94
05/10/2023	77667	Anima	Charter Communications	A/S - Telephone	Telephone	48.93
05/10/2023	77680	Anima	Leadville Sanitation District	Animal Shelter/499 E. 12th St. - 9375	Utilities	66.00
05/10/2023	77683	Anima	Parkville Water District	Animal Shelter - 2333	Utilities	57.00
05/10/2023	77685	Anima	Peak Performance Imaging Solutions	Monthly IT Support - A/S	Computer Equipment/M	225.24
05/10/2023	77686	Anima	Pinnacol Assurance	5 of 9 Payments - A/S	Insurance	386.64
05/10/2023	77686	Anima	Pinnacol Assurance	2022 Audit Adjustment - A/S	Insurance	429.26
05/10/2023	77693	Anima	Salida Fire Extinguishers, LLC	(2) Fire Extinguisher Inspections/AS	Building Maintenance	21.00
Total Animal Shelter:						2,494.75
Conservation Trust Fund						
04/18/2023	77634	Conse	Charter Communications	WiFi for Camera System at Zaitz Park	Parks Maintenance	94.98
04/18/2023	77644	Conse	Pro-Electric, Inc.	50% Deposit/TOH Knife Board Project	Misc. Conservation	9,437.31
05/10/2023	77662	Conse	BigHorn Hardware	Key for Zaitz Park	Misc. Conservation	1.79
05/10/2023	77680	Conse	Leadville Sanitation District	Zaitz Park Restroom - 610 Harrison	Parks Maintenance	66.00
05/10/2023	77683	Conse	Parkville Water District	Parks - 4	Parks Maintenance	71.50
05/10/2023	77683	Conse	Parkville Water District	Elm Street Park - 1086	Parks Maintenance	57.00
05/10/2023	77684	Conse	Paula Martinez	Zaitz Park Bathroom Cleaning Service	Parks Maintenance	750.00
05/10/2023	77693	Conse	Salida Fire Extinguishers, LLC	(1) New Fire Extinguisher/Tabor Home	Parks Maintenance	108.50
05/10/2023	77693	Conse	Salida Fire Extinguishers, LLC	(1) New Fire Extinguisher/House with the Ey	Parks Maintenance	100.50
05/10/2023	77693	Conse	Salida Fire Extinguishers, LLC	(16) Fire Extinguisher Inspections & Repair/T	Parks Maintenance	485.00
Total Conservation Trust Fund:						11,172.58
Fire Contract Service Expendit						
05/10/2023	77686	Fire C	Pinnacol Assurance	2022 Audit Adjustment - Wildfire Wages	Insurance	4,549.71
05/10/2023	77697	Fire C	Verizon Wireless	F/D WildLand Tablets	Wildfire Deployment Ex	80.02
Total Fire Contract Service Expendit:						4,629.73
Fire Operating Expenditures						
04/18/2023	77635	Fire O	CIRSA	Insurance Coverage on Type III Fire Engine	Insurance	2,527.19
04/18/2023	77642	Fire O	LH Foster Properties	May 2023 Resident Rental Payment	Volunteer Other	2,000.00
04/18/2023	77643	Fire O	Michow Cox & McAskin LLP	March 2023 Counsel on Station 2 MOU & IG	Professional Services -	357.00
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - 602	Gas and Oil	26.24
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Command 1	Gas and Oil	67.33
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Command 2	Gas and Oil	87.66
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Command 3	Gas and Oil	36.91
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Engine 1	Gas and Oil	442.74
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Engine 2	Gas and Oil	237.42
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Truck 1	Gas and Oil	53.25

Check Issue Date	Check Number	dept	Payee	Description	Invoice GL Account Title	Check Amount
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Command 1	Gas and Oil	53.67
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Command 2	Gas and Oil	77.82
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Command 3	Gas and Oil	43.51
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Engine 1	Gas and Oil	532.06
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Engine 2	Gas and Oil	33.65
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Truck 1	Gas and Oil	31.15
05/10/2023	77659	Fire O	Acorn Petroleum	Fuel - Ute 1	Gas and Oil	40.61
05/10/2023	77660	Fire O	Airpro, Inc	Plymo-Vent Repair at Station I	Building Repair & Maint	240.00
05/10/2023	77662	Fire O	BigHorn Hardware	Hardware for Type III Tool Mounting	Minor Equipment	157.18
05/10/2023	77662	Fire O	BigHorn Hardware	Hardware for Station II Chairs	Supplies	12.62
05/10/2023	77662	Fire O	BigHorn Hardware	Hardware for Headwaters Training Center M	Building Repair & Maint	50.45
05/10/2023	77663	Fire O	Bound Tree Medical LLC	Returned Items	Medical Equipment	8.12-
05/10/2023	77663	Fire O	Bound Tree Medical LLC	Patient Transporter & Heart Smart Pads	Medical Equipment	111.97
05/10/2023	77667	Fire O	Charter Communications	F/D - Internet	Utilities	80.61
05/10/2023	77667	Fire O	Charter Communications	F/D - Telephone	Telephone	80.60
05/10/2023	77669	Fire O	Colorado Division of Fire Prevention	Driver Operator Pumper/Dereck DePetro	Education & Conference	30.00
05/10/2023	77670	Fire O	Community First National Bank	Payment 2 of 5/BME Type 3 Wildland Fire En	Vehicle Lease Payment	72,408.95
05/10/2023	77672	Fire O	Denver Athletic	Uniform Shirts for Stock	Uniform Allowance	705.20
05/10/2023	77680	Fire O	Leadville Sanitation District	Firestation/816 Harrison - 1200	Utilities	237.60
05/10/2023	77681	Fire O	Michow Cox & McAskin LLP	April 2023 Counsel on Station 2 MOU & IGA	Professional Services -	420.00
05/10/2023	77682	Fire O	O'Reilly Automotive, Inc.	Tire Gauge for Type III & Car Soap	Supplies	15.83
05/10/2023	77682	Fire O	O'Reilly Automotive, Inc.	Wiper Fluid	Vehicle Repairs	8.52
05/10/2023	77682	Fire O	O'Reilly Automotive, Inc.	Returned Item	Supplies	7.99-
05/10/2023	77683	Fire O	Parkville Water District	Fire Dept - 1377	Utilities	97.08
05/10/2023	77685	Fire O	Peak Performance Imaging Solutions	Monthly IT Support - F/D	Computer Equipment/M	999.13
05/10/2023	77686	Fire O	Pinnacol Assurance	5 of 9 Payments - F/D	Insurance	5,955.12
05/10/2023	77686	Fire O	Pinnacol Assurance	2022 Audit Adjustment - F/D	Insurance	3,448.17
05/10/2023	77689	Fire O	RDW Shipping LLC	Return of Structure Boots to LN Curtis	Postage	36.57
05/10/2023	77692	Fire O	Safeway, Inc.	Intern Stipend Meals May 2023	Volunteer Other	1,441.65
05/10/2023	77693	Fire O	Salida Fire Extinguishers, LLC	(2) Fire Extinguisher Inspections/FD	Building Repair & Maint	72.00
05/10/2023	77694	Fire O	SeaWestern	Portable Compressor Repair/Bore Flange Mo	Vehicle Repairs	1,516.94
05/10/2023	77697	Fire O	Verizon Wireless	F/D Cell Phones & Toughbook	Telephone	172.14
05/10/2023	77698	Fire O	Waste Management JPMC	F/D - May 2023 Trash Pick Up	Utilities	452.95
05/10/2023	77699	Fire O	Witmer Public Safety Group, Inc.	Response Bag	Medical Equipment	546.99
05/10/2023	77700	Fire O	Xcel Energy	FD/816 Harrison Ave.	Utilities	627.42
Total Fire Operating Expenditures:						96,557.79

General Operating Expenditures

04/18/2023	77635	Gener	CIRSA	Personnel Issue/Deductible	Insurance	1,000.00
04/18/2023	77639	Gener	Hannah Scheer	Certified Mail for Municipal Court Operations	Postage	7.50
04/18/2023	77640	Gener	JER HR Group LLC	HR Position Recruiting Services	Other Expenses	33.75
04/18/2023	77643	Gener	Michow Cox & McAskin LLP	March 2023 General Counsel	Professional Services -	7,549.50
04/18/2023	77643	Gener	Michow Cox & McAskin LLP	March 2023 Counsel on Table of Uses	Professional Services -	3,948.00
04/18/2023	77645	Gener	Quill Corporation	Miscellaneous Office Supplies/City Hall	Supplies	194.02
04/18/2023	77645	Gener	Quill Corporation	Office Chairs/Erin & Michelle	Supplies	332.96
04/18/2023	77645	Gener	Quill Corporation	Miscellaneous Office Supplies/City Hall	Supplies	49.96
04/18/2023	77645	Gener	Quill Corporation	Miscellaneous Cleaning Supplies/City Hall	Supplies	10.78
04/18/2023	77645	Gener	Quill Corporation	(2) Space Heaters for City Hall	Supplies	93.28
04/18/2023	77646	Gener	SHI International Corp	Microsoft Office License/Michelle	Computer Software	297.20
04/18/2023	77647	Gener	Silver City Printing	Large Posters for HPC Open House	Historic Preservation Co	26.00
04/18/2023	77649	Gener	St. George Episcopal Church	Helping Feed Lake County/Request Approve	Operating Contingency	30,000.00
05/10/2023	77657	Gener	A Muse Artworks Signs and Graphic	Decals for City Hall Office Doors	Other Expenses	289.50
05/10/2023	77658	Gener	Aaron's Plumbing	Visitor's Center Parklet Plumbing/Final Paym	CDOT Main Street Gran	3,833.34
05/10/2023	77661	Gener	American Fence Company Inc	Fencing for Parklet Installation/Final/1 Dama	CDOT Main Street Gran	175.00
05/10/2023	77664	Gener	Carlos' Plumbing & Heating	Plumbing Repair/809 Spruce St.	809 Spruce St. Mainten	75.00
05/10/2023	77665	Gener	Caselle	Monthly Support - C/H	Computer Equipment/M	855.00

Check Issue Date	Check Number	dept	Payee	Description	Invoice GL Account Title	Check Amount
05/10/2023	77667	Gener	Charter Communications	Tabor Home/Telephone for Security System	Tabor Home Expenses	49.99
05/10/2023	77667	Gener	Charter Communications	Internet for Offices in Tabor Home	Telephone	49.99
05/10/2023	77667	Gener	Charter Communications	C/H Telephone & Internet (70%)	Telephone	273.44
05/10/2023	77671	Gener	Community Planning Strategies LLC	Land Use Table Update/Final Invoice	Code Amendments - Co	1,250.00
05/10/2023	77674	Gener	Employers Council	Employer Consulting Membership Dues 5.02.	Professional Services -	3,600.00
05/10/2023	77675	Gener	GovOS, Inc	LODGINGRevs STR Monitoring & Complianc	Professional Services -	833.33
05/10/2023	77678	Gener	Lake County Community Fund	Contribution to Distribute Grants to Outside A	Operating Contingency	9,000.00
05/10/2023	77680	Gener	Leadville Sanitation District	City Hall/800 Harrison - 1179	Utilities	429.00
05/10/2023	77680	Gener	Leadville Sanitation District	809 Spruce - 4394	809 Spruce St. Utilities	115.50
05/10/2023	77680	Gener	Leadville Sanitation District	Tabor Home/116 E. 5th St. - 4646	Tabor Home Expenses	66.00
05/10/2023	77681	Gener	Michow Cox & McAskin LLP	April 2023 General Counsel	Professional Services -	6,804.00
05/10/2023	77681	Gener	Michow Cox & McAskin LLP	April 2023 Counsel on Table of Uses & Planni	Professional Services -	5,733.00
05/10/2023	77683	Gener	Parkville Water District	Tabor - 1340	Tabor Home Expenses	57.00
05/10/2023	77683	Gener	Parkville Water District	City Hall - 1378	Utilities	71.50
05/10/2023	77683	Gener	Parkville Water District	809 Spruce St. - 1196	809 Spruce St. Utilities	57.00
05/10/2023	77685	Gener	Peak Performance Imaging Solutions	Monthly IT Support - C/H	Computer Equipment/M	1,299.44
05/10/2023	77686	Gener	Pinnacol Assurance	5 of 9 Payments - C/H	Insurance	6,274.52
05/10/2023	77686	Gener	Pinnacol Assurance	2022 Audit Adjustment - C/H	Insurance	15,534.86
05/10/2023	77687	Gener	Professional Document Solutions, Inc.	Monthly Copier Usage/April 2023	Xerox Copier	43.27
05/10/2023	77688	Gener	Purchase Power	Postage Meter Refill	Postage	200.00
05/10/2023	77690	Gener	Rocky Mountain Bottled Water	Bottled Water Service	Supplies	76.76
05/10/2023	77690	Gener	Rocky Mountain Bottled Water	Stainless Steel H/C	Supplies	10.00
05/10/2023	77691	Gener	Ronald W. Carlson	April 2023 Municipal Court Services	Legal Fees-Pros. Attorn	750.00
05/10/2023	77693	Gener	Salida Fire Extinguishers, LLC	(6) Fire Extinguisher Inspections/CH	Building Maintenance	113.00
05/10/2023	77693	Gener	Salida Fire Extinguishers, LLC	(5) Fire Extinguisher Inspections/PD	Building Maintenance	55.00
05/10/2023	77695	Gener	Statewide Internet Portal Authority	(70) Google Workspace Business Plus Licen	Computer Software	10,021.90
05/10/2023	77696	Gener	Tabor Opera House Preservation Founda	TOH Rehab per Resolution 17 Series 2022	DOLA TOH Grant Expe	18,017.95
05/10/2023	77697	Gener	Verizon Wireless	C/H Cell Phones	Telephone	282.41
05/10/2023	77698	Gener	Waste Management JPMC	C/H - May 2023 Trash Pick Up	Utilities	452.96
05/10/2023	77700	Gener	Xcel Energy	Area Lights Metered/104 E. 8th St.	Street Lighting	31.97
05/10/2023	77700	Gener	Xcel Energy	Area Lights Metered/105 W. 4th St.	Street Lighting	16.58
05/10/2023	77700	Gener	Xcel Energy	116 E. 5th St./Tabor Home	Tabor Home Expenses	317.64
05/10/2023	77700	Gener	Xcel Energy	Area Lights Metered/105 W. 8th St.	Street Lighting	31.06
05/10/2023	77700	Gener	Xcel Energy	CH/800 Harrison Ave./84%	Utilities	1,406.33
05/10/2023	77700	Gener	Xcel Energy	Area Lights Metered/104 E. 4th St.	Street Lighting	28.44
05/10/2023	77700	Gener	Xcel Energy	610 Harrison Ave/Zaitz Park	Street Lighting	118.06
05/10/2023	77700	Gener	Xcel Energy	127 W. 4th St./House with the Eye	House with the Eye Exp	159.06
05/10/2023	77700	Gener	Xcel Energy	Street Lights	Street Lighting	2,635.11
05/10/2023	77700	Gener	Xcel Energy	Traffic Light	Street Lighting	112.24
05/10/2023	77700	Gener	Xcel Energy	Street Light Maintenance/One Time Charge	Street Lighting	98.81
05/10/2023	77700	Gener	Xcel Energy	809 Spruce Street/Gas & Electric	809 Spruce St. Utilities	405.64
05/10/2023	77700	Gener	Xcel Energy	301 Harrison Ave./Electric	EV Charging Station Util	820.97
05/10/2023	77701	Gener	Xerox Financial Services	April 2023 Copier Lease Payment	Xerox Copier	173.95

Total General Operating Expenditures:

136,648.47

Police Department

04/18/2023	77637	Police	Ford Motor Credit Company LLC	Payment 25 of 60/(2) 2021 Interceptors	Vehicle Lease Payment	1,694.03
04/18/2023	77637	Police	Ford Motor Credit Company LLC	Payment 27 of 60/(3) 2020 Interceptors	Vehicle Lease Payment	2,501.65
04/18/2023	77638	Police	Freight	Venue for Police Town Hall Meeting	Other Expenses	500.00
04/18/2023	77648	Police	Kenneth Chavez	The UPS Store/Mailing for Invetigation/Case	Investigative Expenditur	140.54
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-11	Gas and Oil	49.97
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-12	Gas and Oil	34.75
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-13	Gas and Oil	32.91
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-14	Gas and Oil	93.75
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-15	Gas and Oil	39.38
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-4	Gas and Oil	217.06

Check Issue Date	Check Number	dept	Payee	Description	Invoice GL Account Title	Check Amount
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-5	Gas and Oil	67.96
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-7	Gas and Oil	78.06
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-10	Gas and Oil	19.07
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-11	Gas and Oil	92.92
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-13	Gas and Oil	77.82
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-14	Gas and Oil	65.42
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-15	Gas and Oil	26.99
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-4	Gas and Oil	167.34
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-5	Gas and Oil	86.82
05/10/2023	77659	Police	Acorn Petroleum	Fuel/82-7	Gas and Oil	94.43
05/10/2023	77666	Police	Century Link	P/D Direct Redundancy Line	Telephone	173.66
05/10/2023	77667	Police	Charter Communications	P/D - 2nd Modem/March 2023	Utilities	55.21
05/10/2023	77667	Police	Charter Communications	P/D Telephone & Internet (30%)	Telephone	117.19
05/10/2023	77673	Police	Destiny Barraza	244 Miles per Diem/AWAC Training/Barraza	Travel	142.74
05/10/2023	77682	Police	O'Reilly Automotive, Inc.	Vehicle Cleaning Supplies	Supplies	72.10
05/10/2023	77685	Police	Peak Performance Imaging Solutions	Monthly IT Support - P/D	Computer Equipment/M	1,749.94
05/10/2023	77687	Police	Professional Document Solutions, Inc.	Monthly Copier Usage/April 2023	Office Equipment Expen	5.95
05/10/2023	77697	Police	Verizon Wireless	P/D Cell Phones & Tablets	Telephone	1,009.35
05/10/2023	77700	Police	Xcel Energy	PD/800 Harrison Ave./16%	Utilities	267.87
05/10/2023	77701	Police	Xerox Financial Services	April 2023 Copier Lease Payment	Xerox Copier Lease	173.95
Total Police Department:						9,848.83

SAFER Grant Expenditures

05/10/2023	77686	SAFE	Pinnacol Assurance	5 of 9 Payments - SAFER	Insurance - Workers' Co	901.72
Total SAFER Grant Expenditures:						901.72

Street Department

04/18/2023	77641	Street	Lake County Treasurer	Qty 7/MSHA Refresher Course	Education & Conference	210.00
04/18/2023	77645	Street	Quill Corporation	Paper Towels/Street Department	Supplies	37.50
04/18/2023	77647	Street	Silver City Printing	Large Printed Google Maps of Leadville	Other Expenses	36.00
04/20/2023	77654	Street	Snap-On Credit LLC	Ethos Edge Diagnostic Software Update Fee	Vehicle Repairs	38.92
05/10/2023	77659	Street	Acorn Petroleum	Fuel - 03 Ford Pick Up	Gas and Oil	91.15
05/10/2023	77659	Street	Acorn Petroleum	Fuel - 2021 938 Loader	Gas and Oil	69.85
05/10/2023	77659	Street	Acorn Petroleum	Fuel - Plow Truck #1	Gas and Oil	151.60
05/10/2023	77659	Street	Acorn Petroleum	Fuel - Plow Truck #2	Gas and Oil	81.36
05/10/2023	77659	Street	Acorn Petroleum	Fuel - Plow Truck #3 F250	Gas and Oil	77.82
05/10/2023	77659	Street	Acorn Petroleum	Fuel - 2021 Mack Dump Truck	Gas and Oil	164.50
05/10/2023	77659	Street	Acorn Petroleum	Fuel - Cat #3 930K	Gas and Oil	71.26
05/10/2023	77659	Street	Acorn Petroleum	Fuel - Plow Truck #1	Gas and Oil	77.49
05/10/2023	77659	Street	Acorn Petroleum	Fuel - Plow Truck #2	Gas and Oil	121.01
05/10/2023	77662	Street	BigHorn Hardware	Tarps for Outside Equipment	Supplies	29.98
05/10/2023	77662	Street	BigHorn Hardware	Batteries for Garage Door Opener	Supplies	8.99
05/10/2023	77662	Street	BigHorn Hardware	Flame Burner for Melting Culvert Entrances	Small Equipment	69.99
05/10/2023	77667	Street	Charter Communications	S/D - Telephone & Internet	Telephone	106.09
05/10/2023	77668	Street	Colorado Asphalt Services, Inc.	14.09 Tons of Cold Patch Asphalt	Street Materials	2,818.00
05/10/2023	77676	Street	Hardline Equipment	Brooms/Brushes for Street Sweeper	Street Maintenance	1,486.55
05/10/2023	77677	Street	John Deere Financial	Work Boots/Tony Medina	Uniform Allowance	174.99
05/10/2023	77677	Street	John Deere Financial	Work Gloves/Marvin Osborn	Uniform Allowance	25.98
05/10/2023	77679	Street	Lake County Treasurer	Qty 2/MSHA Refresher Course	Education & Conference	150.00
05/10/2023	77680	Street	Leadville Sanitation District	Street Dept/6th St. & Hazel St. - 1178	Utilities	183.48
05/10/2023	77683	Street	Parkville Water District	Street Dept - 1033	Utilities	71.50
05/10/2023	77685	Street	Peak Performance Imaging Solutions	Monthly IT Support - S/D	Computer Equipment/M	225.24
05/10/2023	77693	Street	Salida Fire Extinguishers, LLC	(31) Fire Extinguisher Inspections/SD	Building Repair & Maint	918.50
05/10/2023	77697	Street	Verizon Wireless	S/D Cell Phones	Telephone	122.13
05/10/2023	77700	Street	Xcel Energy	SD/326 E. 6th St.	Utilities	133.32

Check Issue Date	Check Number	dept	Payee	Description	Invoice GL Account Title	Check Amount
05/10/2023	77700	Street	Xcel Energy	SD/330 E. 6th St.	Utilities	963.07
Total Street Department:						8,716.27
URA Expenditures						
04/18/2023	77643	URA E	Michow Cox & McAskin LLP	March 2023 LURA Expenditures	Professional Svcs - UR	1,596.00
05/10/2023	77681	URA E	Michow Cox & McAskin LLP	April 2023 LURA Expenditures	Professional Svcs - UR	924.00
Total URA Expenditures:						2,520.00
Grand Totals:						273,840.14

Report Criteria:
Report type: GL detail



AGENDA ITEM #8A

CITY COUNCIL COMMUNICATION FORM

MEETING DATE: May 16th, 2023

SUBJECT: TUP for Life Time Fitness Triathlon Series, LLC to Host Leadville Trail Marathon and Heavy Half

PRESENTED BY: Lori Tye

ORDINANCE
 RESOLUTION
 MOTION
 INFORMATION

- I. **REQUEST OR ISSUE:** Temporary Use Permit for LTF/LRS to host their annual Leadville Trail Marathon and Heavy Half on Friday, June 16th for the Expo and Saturday June 17th, 2023 for the Race .
- II. **BACKGROUND INFORMATION:** Tamira Jenlink, Life Time Fitness presented all Leadville Race Series 2023 events at the City Council meeting held on May 2nd, 2023. Council asked questions and gave feedback. Shuttles will be utilized again this year, to relieve City parking issues downtown.
This will be the 20th year of the Marathon and the 16th year of the Heavy Half. The Marathon will start at 7:00 am and the Heavy Half at 8:00 am, both with the same finish of 4:30 pm. The race course is an out and back through the historic mining district on the east side of Leadville. The course is primarily on old mining roads and trails, topping out at 13,185' at Mosquito Pass. The marathon climbs Adelaide then descends to California Gulch, prior to climbing the Venir. Athletes then descend back to Adelaide before climbing to Lincoln Gulch on the way to Mosquito Pass. Athletes then return via the same route to the finish.
Applicant is requesting the closure of **east ½ of the 100 block of East 6th St from the alley East to Poplar**. Applicant is requesting Leadville City Street Department to post this closing at 3:00 am on Thursday, June 15th for set-up. All other equipment to be set up by race official staff.
LLCFR Fire Marshal Steve Boyle approved, with the following comments:
At no time during the event is there to be any parking in front of hydrants or alleyways. Any parking on roads shall not obstruct emergency access. All other City agencies have approved with no comments.

III. **FISCAL IMPACTS:** N/A

IV. **LEGAL ISSUES:** N/A

V. **STAFF RECOMMENDATION:** Consider and Review Temporary Use Permit Application for LTF/LRS to host their annual Leadville Trail Marathon and Heavy Half on Saturday June 17th, 2023 from 5:00 am until 6:00 pm. Staff recommends approval, as the applicant has taken comments/concerns and addressed them, such as shuttles and extra port-johns.

VI. **COUNCIL OPTIONS:** Approve, Approve with Condition or Deny

VII. **PROPOSED MOTION:** I move to approve Temporary Use Permit for Life Time Fitness/Leadville Race Series to host their annual Leadville Trail Marathon/Heavy Half and Expo on Friday, June 16th, 2023 and Saturday June 17th, 2023.

VIII. **ATTACHMENTS:** Complete Temporary Use Permit Application, Operating Plan with venue and course map, and this cover sheet.



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

Temporary Use Permit Application (Event):

A **Temporary Use Permit** is required for any organized activity involving the use of, **or** having impact upon, **public property, public facilities, parks, sidewalks, paths, trails, streets or other public areas** or the **temporary use of private property in a manner that varies from its current land use**, that lies within the boundaries of the City of Leadville. This application does **not** apply to nor will it be reviewed by any state or federal entity; this is the applicant's responsibility.

Impact is defined as: *Any closure, impedance, damage, destruction, abnormal wear and tear, interference or use of any public facility, property, roadway, trail, structure, ingress, egress or business function that causes extraordinary or unusual expense, or deters or detracts from other duties for any governmental agency within the City of Leadville, Colorado.*

All Event Permit applications are handled through the Director of Administrative Services office. After the applicant completes the Application and attaches any required documents, it is to be returned to the Director of Administrative Services. Applications are available on line at www.cityofleadville.com. They can be printed and faxed or emailed back to the City.

Reasons that your application may be denied are:

- Agencies may not have the resources to dedicate to your event,
- Your event may be deemed as too intrusive to the community,
- Your event may be deemed as inappropriate for the community or
- Your event may be deemed to be too destructive to the community.
- Other reasons may be expressed in the denial.

Acceptance of your application should in no way be construed as final approval or confirmation of your request. You will be notified if your event requires any additional information, permits, licenses or certificates. During the initial application screening process you will be given time to provide us with all pending documents (e.g. certificate of insurance, secondary permits, etc.). All documentation must be received before a Special Event Permit will be issued.

Permit applications must be received no later than ninety (90) days prior to the actual date of your event if the event will require closure of Harrison Ave/HWY 24 (unless City Council agrees and approves to a less amount of time for the submission). For applications that will require a temporary closure of Harrison Ave/HWY 24, that would delay access to Harrison Ave for two hours or less, do not require a ninety (90) application submittal. Permit applications must be received no later than thirty (30) days prior to the actual date of your event for all other requests that do not require closure of Harrison Ave/HWY 24 or for temporary closure as noted above. **Information from your permit application is considered public information** and may be used in developing the calendar of community events or reviewed by the public under the Open Records Act.

Issuance of a Special Events Permit **does not create any liability** for the issuing entities outside of their normal responsibilities under Colorado Revised Statutes. **It does not create a contractual agreement** with you and the issuing entities to perform any duty, responsibility or to perform any function other than what is provided for under the permit. **The applicant will not have any fees returned after the permit has been issued due to weather, lack of participation or any other reason.**

The applicant is responsible to ensure appropriate porta-potties, trash receptacles, arrange for Fire, ambulance, or law enforcement to manage their event as needed. If the event is deemed by local officials that these needs have not been met and additional resources are called in, the event will pay for those costs.



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPLICATION

Event Title: Leadville Trail Marathon and Heavy Half

Description: (Describe what your event is about, who and what will be involved, how it will work and any special information that you feel is important to help us understand the details of the event)

This will be the 20th year of the Marathon and the 16th year of the Heavy Half. The marathon will start at 0700 and the Heavy Half at 0800, both with the same finish time of 16:30. The race course is an out and back through the historic mining district on the east side of Leadville. The course is primarily on old mining roads and trails, topping out at 13,185' at Mosquito Pass. The Marathon climbs Adelaide then descends to California Gulch. prior to climbing up the Venir. Athletes then descend back to Adelaide before climbing to Lincoln Gulch on the way to Mosquito pass. Athletes then return via the same route to the finish.

COVID-19 Protocols will be in place (if required at the time and will match local requirements at the time of the event; They will include but not limited to: masks required at Registration, start, finish, and aid stations, hand sanitizer readily available at Registration, Start, Aid Stations, Finish line, restrooms, etc, spectators highly discouraged, social distancing highly encouraged, different start times to keep athletes distanced throughout the day

Set up Date: June 15 th, 2023 Time 0600 Day of Week Thursday

Event Starts Date: June 16th , 2023 Time: 1300 Day of Week: **Friday-Expo Saturday-Race**

Event Ends Date: June 17th , 2023 Time: 1800 Day of Week: Saturday

Dismantle Date: June 17th & 18th, 2023 Time: 1200 Day of Week: Sunday

Location(s) requested: * Closure of east 1/2 of the 100 block of East 6th from Alley East to Poplar. Leadville City Streets requested to post closing at 0300 on Thursday June 15 for Set-up. All other equipment to be set up by race official staff.

See operating plan

Anticipated Attendance Total _1500

1000 Per Day 1000 (not including participants)

Anticipated Participants Total _1500_ Total: 1500__

Anticipated # of vehicles 1500

CONTACTS

Host Organization LTF Triathlon Series, LLC

Chief Officer of Host Organization Bahram Akradi

Applicant (Contact) Name Tamira Jenlink

Address 213 Harrison Avenue City Leadville State CO Zip 80461



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

Telephone Number Tamira 303-990-2559__ FAX Number _____ Pager/Cellular

_Above_____ E-Mail Address: tjenlink@lt.life_____



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPLICATION, CONTINUED

If your event will impact city services please give description:

Closure of east 1/2 of the 100 block of East 6th from east side of alley near 135 East 6th street to Poplar. All other equipment to be setup by race official staff. City Streets requested to sign advance notice of closure on Wednesday June 14th for closure of street by 0300 Thursday June 15th. Also Request PD leadout for Marathon at 0645 am and Heavy Half at 0845 am from 6th and Poplay to Fryers and over to 5th where runners head up and take dirt before mineral belt bridge. **If your event involves alcohol, weapons, speed activities, high speed vehicles, pyrotechnics, loud noise of any kind or any unusual activity please describe:** Race begins and ends with a shotgun blast. Emcee entertaining spectators throughout the day, and alcohol is planned to be served by the Leadville Sports Hall of Fame (separate permit)_____

Does your event require Harrison Ave/ HWY 24 to be closed? Please indicate in the box below. If it does require closure of Harrison/HWY 24 you will be required to adhere to the City of Leadville traffic control plan A or B. If you have comments related to this section please indicate in the space below.

YES NO

Does your event require Harrison Ave/ HWY 24 to be closed for a short term duration of up to a few hours? Please indicate in the box below. If it does require temporary closure of Harrison/HWY 24 you will be required to adhere to the City of Leadville traffic control plan C. If you have comments related to this section please indicate in the space below.

YES NO

Please see Operating Plan.

If required, an original Certificate of Insurance must be received by the City of Leadville prior to the approval and issuance of your Special Event Permit.

The applicant will need commercial general liability insurance that names as Additional Insured, the "City of Leadville its officers, employees, and agents" and any other public entities impacted by your event to which this permit applies. Insurance coverage must be maintained for the duration of the event including setup and dismantle dates.

Name of Insurance Agency ___Hays Companies_____

Address _80 South 8th Street Suite 700_City Minneapolis__ State _MN_ Zip _55402_____



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

Telephone Number 1-612-333-3323 Pager/Cellular _____

Contact Name Dawn Heinemann and Angela Whirley

Policy Type Commercial General Liability

Policy Amount \$1,000,000 Policy Number PHPK2073324

*** Please see attached COI



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPLICATION, CONTINUED

Please Provide an Event Map that includes the following information

If the item does not apply please write N/A in the box.

- Location of fencing, barriers and/or barricades. Indicate any removable fencing for emergency access.
- Provision of minimum twenty foot (20') emergency access lanes throughout the event venue.
- Location of first-aid facilities and ambulances.
- Location of all stages, platforms, scaffolding, bleachers, grandstands, canopies, tents, portable toilets, booths, beer gardens, cooking areas, trash containers and dumpsters, and other temporary structures.
- A detailed or close-up of the food booth and cooking area configuration including booth identification of all vendors cooking with flammable gases or barbecue grills.
- Generator locations and/or source of electricity.
- Placement of vehicles and/or trailers.
- Exit locations for outdoor events that are fenced and/or locations within tents and tent structures.
- Other related event components not listed above. _____

_____ Map Attached with all info included.

CERTIFICATION:

I/we certify that the information contained in the foregoing application is true and correct to the best of my/our knowledge and belief that I/we have read, understand and agree to abide by the requirements, rules and regulations governing the proposed Special Event Permit under the City of Leadville. I/we agree to comply with all other requirements of the City, County, State, Federal Government, and any other applicable entity which may pertain to the use of the Event venue and the conduct of the Event, I/we agree to pay all fees, taxes and the City shall not be liable for the payment of such taxes. I/we agree to abide by the requirements of the Special Events Permit, and further certify that I/we, on behalf of the Host Organization, am also authorized to commit that organization, and therefore agree to be financially responsible, in conjunction with the Host Organization, for any costs and fees that may be incurred by or on behalf of the Event to the City of Leadville.

Print Name Host Organization LTF Triathlon Series, LLC

Print Name of Authorized Agent Tamira Jenlink

Title Event Manager

Signature *Tamira Jenlink*

Date 3/6/2023

Approved by: _____



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPROVAL/DENIAL PAGE

(copy to be given to applicant along with the application, and filed with documentation)

REQUEST HAS BEEN:

Event approved: _____
Date

Event Denied: _____
Date

INSURANCE REQUIRED? YES
(Attach Certificate of Insurance to file copy)

NO

Special Events Permit Requirements:

Approval Granted by: _____

Date: _____

LEADVILLE TRAIL MARATHON AND HEAVY HALF MARATHON

2023 OPERATING PLAN

1. On site agents:

Events Manager: Tamira Jenlink

Cell:303-990-2559

Email: tjenlink@lt.life

Office: 303-990-2559

2. Dates:

Pre-Event Set-up:	Thurs June 15, 2023	6:00am – 10:00pm
Security:	Thurs June 15, 2023	8:00 pm – 7:00 am Sat.
Expo:	Friday June 16, 2023	1:00 pm – 7:00pm
Security	Friday June 16, 2023	8:00pm – 5:00am Sat.
Race:	Saturday June 17, 2023	5:00 am – 6:00 pm
Post Race Clean-up:	Saturday June 17, 2023	6:00pm – 10:00pm

3. Description of event:

- **Trail Marathon climbs 6th St. to Fryer**
- Fryer to CR 1
- CR 1 to connector below Mineral belt up to Adelaide
- Adelaide to California Gulch
- California Gulch / CR 2 up to dirt to Venir and back down to Adelaide
- Adelaide over to CR 1 up to CR 38A
- CR 38 A to Cr 3B/Lincoln Gulch up CR 3 to Mosquito Pass and back down.

- **The Heavy Half Marathon goes 6th to Fryer to CR 1**
- CR 1 to 38A
- CR 38 A to Cr 3B to Mosquito Pass and back down.

4. Location (map attached): See map

- **Expo:** 6th and Poplar
- **Start/Finish:** 100 Block of E. 6th to Poplar
- **Staff Locations** Throughout the course, and at all aid stations including Start/Finish

5. Services needed:

Street Closures

- **6th Street – ½ of 100 Block of East 6th** - starting at corner of LT property (135 E. 6th), leaving alley access between LT property/city ROW and the church, going to intersection of Poplar.
 - **Closure Time requested:** June 15, 2023 at 3:00am – Saturday June 17, 2023 at 10:00 pm
 - **City Streets Requested to Sign:** Wednesday June 14, 2023 by 12:00pm for residence and business owners in the area.

Police Lead out Requested

1. **Lead out Date and Time Requested:** Saturday June 17, 2023 at 0700 and 0900.
2. **Location:** From 135 E.6th St. up 6th to end of 6th South to 5th St. and up CR 1 to just before Mineral Belt as athletes turn onto dirt before MB.
3. Stage no later than 0645 am for the Marathon and 0845 am for the Heavy Half.
4. Lead out at Gun start at 0700 and 0900.

6. **Planned number of participants:** 1500 **Maximum number:** 1600

7. **Number of spectators anticipated:** 1500 **Maximum number:** 2000

8. **Duration of event:**

- June 14/15 – Trash receptacles, port-a-potties staged, tent installed
- June 15/16 - Expo set - up and Packet Pick-up in H&R block parking lot
- June 16 – Expo from 1:00 – 7:00pm
- June 17 - 0500 – 1700 Race
- June 17 – 1700 – 2200 Break down Start/ Finish line at 6th and 6th Street Gym area / and breakdown the Expo
- June 18/19 – Pick up port-a-potties (course picked up June 19)

9. **Overnight areas needed:** No

10. **After hour activities for multiple-day events** (music, food, etc.): Not applicable

11. **Notification of adjacent permit holders or landowners:** N/A

12. **Other permits required and coordination or cooperating agreements:**

- City of Leadville
- Lake County
- Dept. of the Interior: Bureau of Land Management
- Dept. of the Interior: Bureau of Reclamation
- U.S. Department of Agriculture, Forest Service
- City of Leadville Police Dept.
- Lake County Sheriffs Dept.

13. **Facilities provided:**

- Temporary facilities include tents, port-a-potties, dumpsters, water “buffalo”, and trail signage and markings.
 - The trail markings will include trail marking tape, signs, and flour arrows along course.

- Tents will be erected at aid stations, located at Adelaide, Venir, Resurrection and Mosquito Pass.
- Smaller tent if any will be erected at Mosquito Pass.
- Port-a-potties will be located as noted in section 16 of Sanitation Plan
- Cloud City Conservation staff located at all Aid Stations

14. Provisions for drinking water:

Filtered Water is available at all aid stations, and start / finish area. In addition, there will be single serve canned water available for all participants and staff.

15. Signing:

- Temporary race route marking will be put up the week of the race and removed within one week following the event.
- This signage will include Pre-Event and ‘Race in Progress’ Signage to alert public and residents to upcoming event and ensure safety of both motorists and athletes.
- Course signage will vary from ribbon on clothes/pins along trail (to decrease any harm to trees), to 3’x4’ sandwich board signage to draw appropriate attention to event end ensure safety.

16. Sanitation Overview:

- Port-a-potties will be located throughout the course from Start /Finish to the turn-around. Schedule included below.
- Dumpsters located at or near
 - 2 Dumpsters - The courthouse in Leadville
 - 1 Dumpster - Rodeo Grounds –
 - Work with County on Yellow bag program
 - Life Time property behind 6th street.
 - 1 Dumpster – Near USFS Toilets South of HWY 82 / across from general store
- C4 will handle all recycling and trash disposal.
 - Garbage boxes and recycling/compost at every aid station.

28	DXR	H&R Block Building - 135 E. 6th Street
1	ADA	H&R Block Building - 135 E. 6th Street
2	Dual Hand	H&R Block Building - 135 E. 6th Street
4	DXR	Resurrection aid station
4	DXR	Adelaide aid station
4	DXR	Lincoln Gulch aid station
1	DXR	6th and Fryer
2	DXR	CR 2A and CR 3

Recycling boxes and dumpster or other garbage receptacles located at LRS gravel lots. Recycling and garbage boxes at every aid station.

17. Accommodations for disabled visitors (i.e., parking, access):

Accommodations will be made on a per-case, as needed basis.

- Currently, Start/ Finish area has designated special accessibility parking
- ADA Toilets will be at all major aid station and toilet locations.
-

18. Power supply requirements:

Power needed for the announcer stand and timing system – portable generator will supply this need and be located at start/finish at 125 E. 6th St.

19. Public address system requirements: N/A

VENDORS

20. Will food or beverages be provided?

- Yes, they are required to have a single Dry Chemical Extinguisher accessible near the heat source.
- All aid stations will provide food and water per permitting required by Lake County Public Health.
- Food will also be served at or near the finish line by Silver Dollar Saloon which will also meet Lake County Public Health permitting requirements.

21. Included in price? Yes

22. Agreements with vendors or caterers: Yes

- Vendors within expo will be approved per Lake County Public Health requirements and permitting.
- They will have all public health requirements for wash stations and fire extinguisher etc and are licensed in Lake County.

23. Numbers of vendors or caterers: 2 / One Caterer and one Non-Profit for disseminating beer.

24. Location of food or beverage:

- 135 East 6th Street in expo area/ H& R block parking lot across from 6th street

25. Alcohol for sale: No

- But available for athletes at both expo and post-race through local non-profit if approved

- Sports Hall of Fame has submitted all permit apps for this.

26. **Insurance coverage for alcohol:** Yes

27. **Other products for sale:** N/A

28. **Other equipment for rental:** N/A

29. **Additional third party agreements:** N/A

PARKING AND VEHICLES

When planning for parking volunteers at aid stations, one lane will **always** be open for emergency vehicles. LRS plans to secure the community field for parking and provide additional shuttle resources to decrease burden on immediate parking within the community.

- Parking is temporary and moves with the race route.
- Amount of parking is dependent upon the location along the course and the time of day.
- Most impacted area and controlled area will be:
 - Start/Finish / Expo area
 - CR 3 and Resurrection Mine area

31. Locations:

- Racers and spectators will be advised of parking locations in town with specific focus on the community fields, Middle School and High School Parking areas.
- Shuttles will be made available to move people to and from Expo and Start/Finish
- Shuttles will also be looping from Start/Finish to Resurrection

32. Parking attendants and locations used:

Parking areas will be monitored by paid traffic control staff and volunteers, wearing safety vests.

- Rodeo Grounds / Community fields
- Middle School/High School Parking Lots
- Road to the South of the H.S.
- Parking Staff near Resurrection mine and Aid Station

33. Parking security: N/A

34. Traffic controls:

- Course Marshalls at all highway crossings or intersections.
- Course Marshalls will be required to wear safety vests.
- Traffic control need will be minimal on this course.

35. Shuttle service:

- Friday June 16th: 1:00 pm – 7:00pm Looping from Community Fields to Expo/135 E. 6th
- Saturday June 17th: 6:00am – 6:00pm Looping from Community Fields to Expo/135 E. 6th

- Saturday June 17th: 7:00am – 4:00pm Looping from Community Fields to Resurrection Aid

36. Will any road closures be needed?

1. East ½ of the 100 block of East 6th Street – From Corner of 135 E. 6th to Poplar St.

SAFETY/COMMUNICATIONS/MEDICAL

37. Medical Plan:

- Emergency vehicle access is always a top priority.
- All Major Aid Stations are also First Aid Stations
- SARS will be managing both Aid Stations and Mobile Response

Lake County Search and Rescue: Starting in 2022 LCSARS, became the primary medical response team on course and at all aid stations.

Contact: Becky Young – (815)-210-5477

Leadville Police Department (719) 486-1365

Lake County Sheriff’s Department :

Sheriff Heath Speckman /Undersheriff Caleb Cramer – (719) 486-1249

Colorado State Patrol – Sergeant Greg Muse – (720) 576-3893

St. Vincent’s Hospital – Jeremiah Grantham (719) 486-0230

38. Communication type and number of equipment:

Permit holder will use

- Cell phones
- Up to 25 hand-held radios with dedicated LRS channel
- Integrated / Unified Command and Communication Structure with Lake County Emergency Response and OEM as needed.

39. Safety closures for high risk areas and protection of spectators: N/A

ADVERTISING

40. Description of event advertising:

All event advertising includes, but not limited to –

- Entry forms
- Informational booklets
- Newspaper postings
- Radio announcements
- Magazine ads

- Social media
- Race website.
- Athlete Guides

41. Target audiences:

Local and regional/national and international participants.

42. Planned filming

At this time, there are no plans for filming.

43. What is the reason for filming: N/A

44. Type of advertising proposed for the event:

Aid Station signs, banners.

CLEANUP

45. Time frame to remove all facilities and garbage after the event:

- Clean up begins following last athlete
- Also dedicated trash/garbage team for day following event.
- All Course Markings to be completely removed the week following the event.

46. Garbage collection site location:

- We are partnering with Cloud City Conservation Center in an effort to move toward a Zero Waste event.
- Race volunteers are assigned to clean-up, remove trail marking, and police the trail.
- Each aid station is equipped with compost, recycling, and trash receptacles.
- C4 will further ensure that all recycling and garbage is appropriately managed and disposed of.
- **Special attention will be given to a final review of each aid station on Sunday afternoon and Monday to ensure all pieces and gear are removed.**

Leadville Trail Marathon and Heavy Half 2022

Event Schedule

Friday, June 16

- **Registration and Packet Pick Up - 1:00pm - 7:00pm**
 - 6th and Poplar Streets - LRS Gravel Lots
 - Outdoor Packet Pick Up
 - Athletes ONLY
 - Longer hours to spread out the field

- One way direction in and out
- Signage regarding social distancing
- Mask requirements
- Hand Sanitizer Stands
- NO Expo or Sponsor Tents/Activations

Saturday, June 17

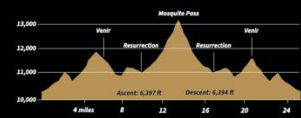
- **Registration and Packet Pick Up** - 5:45am-8:30am
 - Same as above
- **Race Start!** Marathon at 7:00am - Wave Start - 650 total athletes
 - Location: 6th and Poplar
 - Masks Required until out of Start Corral/Safely away from others
 - Waves of 100 every 5 minutes
 - Wave 1 - 7:00am
 - Wave 2 - 7:05am
 - Wave 3 - 7:10am
 - Wave 4 - 7:15am
 - Wave 5 - 7:20am
- **Race Start!** Heavy Half Marathon at 9:00am - Wave Start - 650 total athletes
 - Location: 6th and Poplar
 - Masks required until out of Start Corral/Safely away from others
 - Waves of 100 every 5 minutes
 - Wave 1 - 8:00am
 - Wave 2 - 8:05am
 - Wave 3 - 8:10am
 - Wave 4 - 8:15am
 - Wave 5 - 8:20am
- **Cut-Offs** - these will be implemented at the following times and locations
 - **Outbound**
 - Resurrection Aid Station: 11:20am
 - **Inbound**
 - Resurrection Aid Station: 1:30pm
 - Lincoln Gulch Aid Station: 2:00pm
 - Venir Aid Station: 3:00pm

Start/Finish Layout

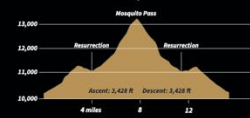


Course Map

Course Profile - Leadville Trail Marathon

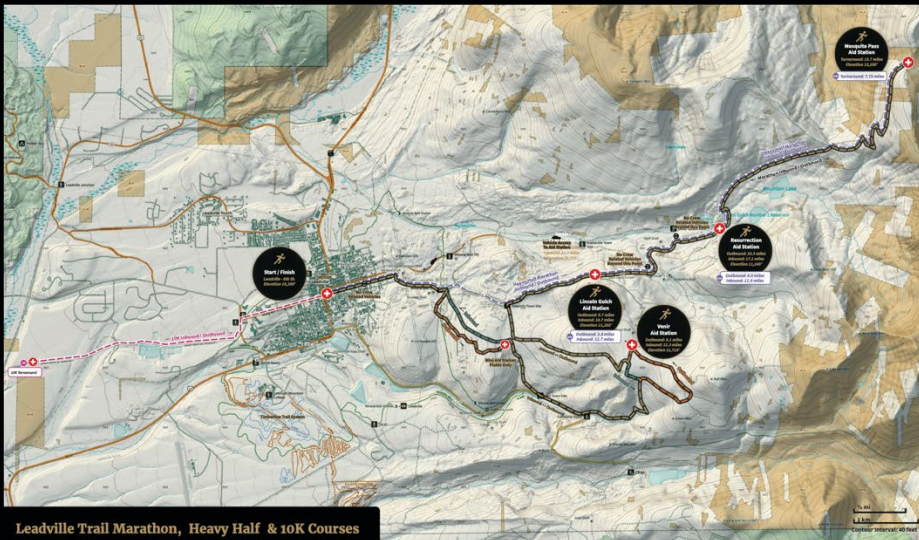


Course Profile - Leadville Heavy Half



Explanation of Symbols

- Aid Station
- Course Route (Bidirectional)
- Course Route (Outbound)
- Course Route (Inbound)
- Primary Road
- Secondary Road
- Dirt or Gravel Road
- Private Lands
- National Forest Lands
- Bureau of Land Management
- State Lands
- Bureau of Reclamation Lands

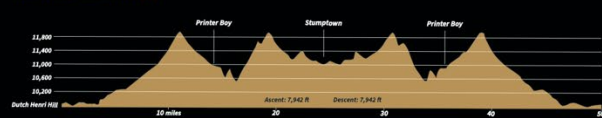


Leadville Trail Marathon, Heavy Half & 10K Courses



Leadville Silver Rush 50 & 15 Run Course

Course Profile - Silver Rush 50 MTB



LEADVILLE RACE SERIES
Silver Rush 50, Marathon, & Short Courses



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Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

FOR OFFICIAL USE ONLY: SIGN OFF REQUIRED FROM ALL CHECKED BOXES
*CAN BE EMAIL DIRECTED TO PLANNING OFFICAL BY DEPARTMENT HEAD
DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE *Chapin LaChance* APPROVED
By Chapin LaChance at 12:56 pm, Mar 30, 2023 DATE 03/30/2023

City Street Dept.: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____



Heavy
Hwy &
Marathon

Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

FOR OFFICIAL USE ONLY: SIGN OFF REQUIRED FROM ALL CHECKED BOXES
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DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

City Street Dept.: CONDITIONS / RESTRICTIONS/ COMMENTS

[Handwritten signature] *3/30/23*

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____



Email: adminservices@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

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DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

City Street Dept.: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

No concerns

SIGNATURE *K. D. Chauzy* _____ DATE *4-23-2023*

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____



LTR/LRS Marathon
Heavy Half TUP
2023

Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

FOR OFFICIAL USE ONLY: SIGN OFF REQUIRED FROM ALL CHECKED BOXES
**CAN BE EMAIL DIRECTED TO PLANNING OFFICAL BY DEPARTMENT HEAD*
DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

City Street Dept.: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

NO parking in front of hydrants or alleyways Any parking on roads shall not obstruct emergency access

SIGNATURE Steph Bay DATE 03/30/2023

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____



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DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

City Street Dept.: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS

Heavy Half / marathon

SIGNATURE *Rylin* DATE 3/29/23

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____



AGENDA ITEM #8A

CITY COUNCIL COMMUNICATION FORM

MEETING DATE: May 16th, 2022

SUBJECT: TUP for Life Time Fitness Triathlon Series, LLC to host Leadville Trail 100 Run & Expo Friday, August 18th through Sunday, August 20th, 2023

PRESENTED BY: Lori Tye

- ORDINANCE
 RESOLUTION
 MOTION
 INFORMATION

- I. **REQUEST OR ISSUE:** Temporary Use Permit for LTF/LRS to host their annual Leadville Trail 100 Run and Expo, with the Expo starting Friday, August 18th and the Trail 100 Run starting on Saturday, August 19th, 2023.
- II. **BACKGROUND INFORMATION:** Tamira Jenlink, Life Time Fitness, presented all Leadville Race Series 2023 events at the City Council meeting held on May 2nd, 2023. Council asked questions and gave feedback. Shuttles will be utilized again this year, to relieve City parking issues downtown.

This will be the 40th annual Leadville Trail 100 Run. Pre-race meeting and awards ceremony will be held at Lake County High School/Federico Football Field (if permitted by LCSD). The Start/Finish will be located on the east ½ of the 100 block of West 6th Street as well as the Lake County Courthouse. Expo and Registration will be located at 6th and Poplar in the expo lot at 135 E 6th St (Life Time property).

Street Closures Requested:

6th Street – ½ of 100 Block of East 6th St. Starting at corner of Life Time property (135 E 6th St), leaving alley access between LT property/City ROW and the church, going to intersection of Poplar. Thursday, August 17th, 2023 at 3:00 am – Saturday, August 19th at 10:00 pm. Request City Street Department to sign on Wednesday, August 16th, 2023 by 12:00 pm for residence and business owners in the area.

6th Street from Harrison to Pine – Friday, August 18th, 2023 at 3:00 am to Sunday, August 20th, 2023 at 5:00 pm. Request City Street Department to sign by Thursday,

August 17th, 2023 by 12:00 pm for residence and business owners in the area.

Harrison Avenue - Temporary closure from 3:15 am Saturday until 4:15 am due to the amount of pedestrian traffic near 6th & Harrison.

East 6th St - South lane from just east of the alley at 135 E 6th St to Poplar from 6:00 am Thursday, August 17th through Saturday, August 19th at 5:00 pm.

West 6th St - Harrison Ave to McWethy Dr twenty-minute soft closure from 3:50 am to 4:10 am for the start of the race.

West 6th - 100 block for the start/finish from noon on Friday until 5:00 pm Sunday.

Additional use of **West 6th** for runners making their way back to the finish from about **7:00 pm Saturday to 11:00 am Sunday**. Cleanup and breakdown until 5:00 pm Sunday night.

Police lead out requested for runners at the start of the race, 4am Saturday, August 19th, 2023 from 6th & Harrison through crossing on McWethy.

Race begins and ends with a shotgun blast. Beer will be available upon completion and the Sports Hall of Fame has secured a special event liquor license for this and will handle any alcohol service for athletes.

III. **FISCAL IMPACTS:** N/A

IV. **LEGAL ISSUES:** N/A

VI. **STAFF RECOMMENDATION:** Consider and Review Temporary Use Permit Application for LTF/LRS to host their annual Leadville Trail 100 Run and Expo. Staff recommends approval, as the applicant has taken comments/concerns and addressed them, such as shuttles and extra port-johns.

VII. **COUNCIL OPTIONS:** Approve, Approve with Condition or Deny

VIII. **PROPOSED MOTION:** I move to approve Temporary Use Permit for Life Time Fitness/Leadville Race Series to host their annual Leadville Trail 100 Run and Expo from Friday August 18th, 2023 through Sunday, August 20th, 2023.

IX. **ATTACHMENTS:** Complete Temporary Use Permit Application, Operating Plan with course and expo map, and this cover sheet.



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

Temporary Use Permit Application (Event):

A **Temporary Use Permit** is required for any organized activity involving the use of, **or** having impact upon, **public property, public facilities, parks, sidewalks, paths, trails, streets or other public areas** or the **temporary use of private property in a manner that varies from its current land use**, that lies within the boundaries of the City of Leadville. This application does **not** apply to nor will it be reviewed by any state or federal entity; this is the applicant's responsibility.

Impact is defined as: *Any closure, impedance, damage, destruction, abnormal wear and tear, interference or use of any public facility, property, roadway, trail, structure, ingress, egress or business function that causes extraordinary or unusual expense, or deters or detracts from other duties for any governmental agency within the City of Leadville, Colorado.*

All Event Permit applications are handled through the Director of Administrative Services office. After the applicant completes the Application and attaches any required documents, it is to be returned to the Director of Administrative Services. Applications are available on line at www.cityofleadville.com. They can be printed and faxed or emailed back to the City.

Reasons that your application may be denied are:

- Agencies may not have the resources to dedicate to your event,
- Your event may be deemed as too intrusive to the community,
- Your event may be deemed as inappropriate for the community or
- Your event may be deemed to be too destructive to the community.
- Other reasons may be expressed in the denial.

Acceptance of your application should in no way be construed as final approval or confirmation of your request. You will be notified if your event requires any additional information, permits, licenses or certificates. During the initial application screening process you will be given time to provide us with all pending documents (e.g. certificate of insurance, secondary permits, etc.). All documentation must be received before a Special Event Permit will be issued.

Permit applications must be received no later than ninety (90) days prior to the actual date of your event if the event will require closure of Harrison Ave/HWY 24 (unless City Council agrees and approves to a less amount of time for the submission). For applications that will require a temporary closure of Harrison Ave/HWY 24, that would delay access to Harrison Ave for two hours or less, do not require a ninety (90) application submittal. Permit applications must be received no later than thirty (30) days prior to the actual date of your event for all other requests that do not require closure of Harrison Ave/HWY 24 or for temporary closure as noted above. **Information from your permit application is considered public information** and may be used in developing the calendar of community events or reviewed by the public under the Open Records Act.

Issuance of a Special Events Permit **does not create any liability** for the issuing entities outside of their normal responsibilities under Colorado Revised Statutes. **It does not create a contractual agreement** with you and the issuing entities to perform any duty, responsibility or to perform any function other than what is provided for under the permit. **The applicant will not have any fees returned after the permit has been issued due to weather, lack of participation or any other reason.**

The applicant is responsible to ensure appropriate porta-potties, trash receptacles, arrange for Fire, ambulance, or law enforcement to manage their event as needed. If the event is deemed by local officials that these needs have not been met and additional resources are called in, the event will pay for those costs.



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPLICATION

Event Title: Leadville Trail 100 Run

Description: (Describe what your event is about, who and what will be involved, how it will work and any special information that you feel is important to help us understand the details of the event)

This will be the 40th annual Leadville Trail 100 Run. Pre-race meeting and awards ceremony will be held at the Lake County High School / Federico Football Field. (if permitted by LCSD). The Start/Finish will be located on the east 1/2 of the 100 block of W 6th Street as well as the Lake County Court House. Expo and Registration will be located at 6th and Poplar in our expo lot at 135 E. 6th St.

Set up	Date	Expo -	August 17th , 2023	Time: 0600	Day of Week: Thursday
		Start/Finish-	August 18th, 2023	Time: 0600	Day of Week: Friday
Event Starts	Date:		August 19th, 2023	Time: 0400	Day of Week Saturday
Event Ends	Date:		August 20th, 2023	Time : 1000	Day of Week Sunday
Dismantle	Date:		August 20th, 2023	Time 1700	Day of Week Sunday

Location(s) requested:

- * Closure of South lane of East 6th from just east of Alley at 135 E. 6thst to Poplar Ave. - from 0600 Thursday Aug. 17 - Saturday Aug. 19th at 1700.
- *Temporary closure of Harrison Avenue from 3:15am Saturday until 4:15am - For start of Race. (due to the amount of pedestrian traffic near 6th and Harrison.)
- *Twenty minute soft closure: W 6th Street from Harrison Ave to McWethy Dr from 0350 to 0410 Saturday, for start of race.
- * Closure of the 100 block of West 6th for the Start/Finish from noon on Friday until 5:00pm Sunday.
- * Additional use of W 6th Street for runners making their way back to the finish from about 7:00pm Saturday to 11:00am Sunday. Clean up and break down until 5:00pm Sunday night.

Anticipated Attendance

(not including participants) **Total:** 2000 (spread out on course)

Anticipated Participants **Total:** 750 **Total:** 2750

Anticipated # of vehicles: **Total:** 1500

CONTACTS

Host Organization: LTF Triathlon Series, LLC

Chief Officer of Host Organization: Bahram Akradi

Applicant (Contact) Name : Tamira Jenlink

Address: 213 Harrison Avenue **City:** Leadville **State:** CO **Zip:** 80461

Telephone Number: Tamira - 303-990-2559

Pager/Cellular: Above **E-Mail Address:** tjenlink@lt.life



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPLICATION, *CONTINUED*

If your event will impact city services please give description:

Requesting:

1. Temporary closure of Harrison Avenue and closure of W 6th as described above.
2. Police lead out of runner's at the start of the race, 4am Saturday August 21, 2021.

If your event involves alcohol, weapons, speed activities, high speed vehicles, pyrotechnics, loud noise of any kind or any unusual activity please describe:

- * Race begins and ends with a shotgun blast.
- * Sports Hall of Fame will submit for an alcohol permit for 135 E. 6th St. and for start finish area on 6th just west of Harrison in the chute.

Does your event require Harrison Ave/ HWY 24 to be closed? Please indicate in the box below. If it does require closure of Harrison/HWY 24 you will be required to adhere to the City of Leadville traffic control plan A or B. If you have comments related to this section please indicate in the space below.

YES NO

Four horizontal yellow bars for providing comments.

Does your event require Harrison Ave/ HWY 24 to be closed for a short term duration of up to a few hours? Please indicate in the box below. If it does require temporary closure of Harrison/HWY 24 you will be required to adhere to the City of Leadville traffic control plan C. If you have comments related to this section please indicate in the space below.

YES NO

One horizontal yellow bar for providing comments.

One hour closure due to the number of pedestrians at 6th and Harrison for the start of the race.

If required, an original Certificate of Insurance must be received by the City of Leadville prior to the approval and issuance of your Special Event Permit. (This has been sent over to Lori Tye)

The applicant will need commercial general liability insurance that names as Additional Insured, the "City of Leadville its officers, employees, and agents" and any other public entities impacted by your event to which this permit applies. Insurance coverage must be maintained for the duration of the event including setup and dismantle dates.

Name of Insurance Agency Hays Companies

Address 80 South 8th Street Suite 700 City Minneapolis State MN Zip 55402



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

Telephone Number 1-612-333-3323 Pager/Cellular _____

Contact Name Dawn Heinemann and Angela Whirley

Policy Type Commercial General Liability

Policy Amount \$1,000,000 Policy Number PHPK2073324



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPLICATION, CONTINUED

Please Provide an Event Map that includes the following information

If the item does not apply please write N/A in the box.

- Location of fencing, barriers and/or barricades. Indicate any removable fencing for emergency access.
- Provision of minimum twenty foot (20') emergency access lanes throughout the event venue.
- Location of first-aid facilities and ambulances.
- Location of all stages, platforms, scaffolding, bleachers, grandstands, canopies, tents, portable toilets, booths, beer gardens, cooking areas, trash containers and dumpsters, and other temporary structures.
- A detailed or close-up of the food booth and cooking area configuration including booth identification of all vendors cooking with flammable gases or barbecue grills.
- Generator locations and/or source of electricity.
- Placement of vehicles and/or trailers.
- Exit locations for outdoor events that are fenced and/or locations within tents and tent structures.
- Other related event components not listed above. _____

CERTIFICATION:

I/we certify that the information contained in the foregoing application is true and correct to the best of my/our knowledge and belief that I/we have read, understand and agree to abide by the requirements, rules and regulations governing the proposed Special Event Permit under the City of Leadville. I/we agree to comply with all other requirements of the City, County, State, Federal Government, and any other applicable entity which may pertain to the use of the Event venue and the conduct of the Event, I/we agree to pay all fees, taxes and the City shall not be liable for the payment of such taxes. I/we agree to abide by the requirements of the Special Events Permit, and further certify that I/we, on behalf of the Host Organization, am also authorized to commit that organization, and therefore agree to be financially responsible, in conjunction with the Host Organization, for any costs and fees that may be incurred by or on behalf of the Event to the City of Leadville.

Print Name Host Organization: LTF Triathlon Series, LLC

Print Name of Authorized Agent: Tamira Jenlink

Title: Event Manager

Signature Tamira Jenlink

Date 3/13/2023

Approved by: _____



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPROVAL/DENIAL PAGE

(copy to be given to applicant along with the application, and filed with documentation)

REQUEST HAS BEEN:

Event approved: _____
Date

Event Denied: _____
Date

INSURANCE REQUIRED? YES
(Attach Certificate of Insurance to file copy)

NO

Special Events Permit Requirements:

Approval Granted by: _____

Date: _____

2022 LEADVILLE TRAIL 100 RUN

OPERATING PLAN

1. On Site Agents

Event Manager: Tamira Jenlink

Cell: 303-990-2559

Email: tjenlink@lt.life

2. Dates:

Pre-Event Set-up:	Thurs Aug. 17, 2023	6:00am – 10:00pm
Security:	Thurs Aug. 17, 2023	8:00 pm – 7:00 am Sat.
Expo:	Friday Aug. 18, 2023	11:00 am – 5:00pm
Security	Friday Aug. 18, 2023	8:00pm – 5:00am Sat.
Race:	Saturday Aug. 19, 2023	4:00 am – Sunday Aug. 20 th @ 11:00 am
Post Race Clean-up:	Sunday Aug. 20, 2023	11:00am – 5:00pm

3. Description of event: 100-mile foot race

- 6th St. and Harrison west on 6th to Mcwethey
- Down the Boulevard
- Up Mini Powerline below the Dam at Turquoise Lake
- Along Single Track to Mayqueen turning on the Lake rd up to Timberline TH
- CT to Hagerman Pass
- Hagerman to sugar loaf to powerling to Hwy 300 to Outward Bound
- Outward Bound to Pipeline back to the Ct
- CT to Twin Lakes
- Twin Lakes to Hope Pass over to Winfield
- Turn around at Winfield and return along same route.

4. Location (map attached):

- Expo- 6th and Poplar,
- Start/Finish W 6th Street, See map for course
- Staff Locations:
 - Start/Finish - 3
 - Each Shuttle Stop - 3
 - 5 Shuttle Drivers on State Hwy 82
 - 4 Shuttle Drivers between Leadville, Outward Bound and Twin Lakes Drop
 - Twin Lakes Village - 2
 - Winfield – 3 + 20 Volunteers
 - Several Staff floating between venues and on course - 4
- **Number of acres needed:** 63 trail miles within the National Forest, 1.5 miles in BLM

5. Services needed:

Street Closures:

- **6th Street – ½ of 100 Block of East 6th** - starting at corner of LT property (135 E. 6th), leaving alley access between LT property/city ROW and the church, going to intersection of Poplar.
 - **Closure Time requested:** Thursday Aug. 15th, 2023 at 3:00am – Saturday Aug 17th at 10:00 pm
 - **City Streets Requested to Sign:** on Wednesday Aug. 14, 2023 by 12:00pm for residence and business owners in the area.
- **6th Street From Harrison to Pine**
 - **Closure Time Requested:** Friday Aug. 16th, 2023 at 3:00am to Sunday Aug. 20th at 5:00pm
 - **City Streets Requested To Sign:** By Thursday Aug. 15th, 2023, by 12:00pm for residence and business owners in the area.

Police Lead out Requested

- a. **Lead out Date and Time Requested:** Saturday Aug. 19, 2023 at 0400
- b. **Location:** From 6th and Harrison through crossing on McWethey to Boulevard
- c. Stage no later than 0345 Aug. 19 om Front of Start / Finish
- d. Lead out at Gun start at 0400

6. **Planned number of participants:** 765

Maximum number: 800

7. **Number of spectators anticipated:** 1500

Maximum number: 2000

8. Duration of event:

- Temporary race route marking will be put up the week of the race and removed within one week following the race.
- Tents will be erected the week prior to the event and taken down within one week following the event.
- Port-a-potties will be delivered to aid stations the week prior to the event and picked up by Monday following the event.
- Dumpster to be delivered the week prior to the event and removed the week following the event.
- Hope Pass Aid Station and self-contained camp toilets will be packed in the week prior to the event and packed back out by Monday following the event.
- All infrastructure for the race will be temporary, removed by Tuesday following the event.

9. Overnight areas needed: Yes

- Tents will be set up at the west end of May Queen Campground (not actually in the campground itself, but at the gated entrance the week prior to the event.

- That area will be in use overnight for the night prior to the event as well as the night of the race.
- Approximately two miles from FS 160 and conduit road will be the Half Pipe Aid Station, which will be set up the week prior to the event and will be in use overnight for three nights prior to the event, as well as the night of the race and one night following the event.
- The Hope Pass Aid Station supplies will be transported the week prior to the event and that area will be in use overnight two nights prior to the event, during the event as well as one night following the event.
- The supplies will be transported out the week following the event.

10. After hour activities for multiple-day events (music, food, etc.): None

11. Notification of adjacent permit holders or landowners: Yes

12. Other permits required and coordination or cooperating agreements:

- City of Leadville
- Lake County
- Dept. of the Interior: Bureau of Land Management
- Dept. of the Interior: Bureau of Reclamation
- U.S. Department of Agriculture, Forest Service
- Colorado State Patrol
- City of Leadville Police Dept.
- Lake County Sheriffs Dept.
- Alcohol Permit through State for permission on Courthouse Lawn.

13. Facilities provided:

- Temporary facilities include tents, port-a-potties, dumpsters, water “buffalo”, and trail signage and markings.
 - The trail markings will include trail marking tape, signs, and flour arrows along course.
 - Tents will be erected at aid stations, located at west end of May Queen Campground, Half Pipe , Twin Lakes Fire Station, and Winfield.
 - Smaller tents will be erected at Hope Pass.
 - Port-a-potties will be located at west end of May Queen Campground, Outward Bound, Pipeline, Half Pipe, Twin Lakes Fire Station, and Winfield.
 - Self-contained camp toilets will serve Hope Pass.
 - Cloud City Conservation staff located at May Queen Campground, Outward Bound, Half Pipe, Twin Lakes Fire Station, and Winfield.

14. Provisions for drinking water:

Filtered water will be available at all aid stations.

15. Signing:

- Temporary race route marking will be put up the week of the race and removed within one week following the event.
- This signage will include Pre-Event and ‘Race in Progress’ Signage to alert public and residents to upcoming event and ensure safety of both motorists and athletes.
- Course signage will vary from ribbon on clothes/pins along trail (to decrease any harm to trees), to 3’x4’ sandwich board signage to draw appropriate attention to event end ensure safety.

16. Sanitation Overview:

- Port-a-potties will be used at west end of May Queen Campground, Outward Bound, FS 160 at conduit road, Half Pipe, Twin Lakes Fire Station, Red Rooster parking area, and Winfield.
- Self-contained camp toilets to be used at Hope Pass.
- Dumpsters located at or near
 - 2 Dumpsters: The courthouse in Leadville with garbage boxes and recycling/compost at every aid station.
 - 1 Dumpster Rodeo Grounds
 - Life Time property behind 6th street.
 - 1 Dumpster – Near USFS Toilets South of HWY 82 / across from general store
- C4 will handle all recycling and trash disposal.

Toilet Schedule

9	DXR	<u>H&R Block Building</u>
1	ADA	<u>H&R Block Building</u>
1	Dual Hand	<u>H&R Block Building</u>
13	DXR	<u>Start/Finish</u>
1	ADA	<u>Start/Finish</u>
1	Dual Hand	<u>Start/Finish</u>
2	DXR	<u>CR4 and 9C (top of Mini powerline)</u>
8	DXR	<u>MayQueen (place four at each location)</u>
2	Dual Hand	<u>MayQueen aid station (two locations)</u>
8	DXR	<u>Outward Bound aid station</u>
1	Dual Hand	<u>Outward Bound aid station</u>
4	DXR	<u>Pipeline alternate crew zone</u>
4	DXR	<u>Halfpipe aid station</u>
1	dual hand	<u>Halfpipe aid station</u>
12	DXR	<u>Twin Lakes aid station</u>
1	Dual Hand	<u>Twin Lakes aid station</u>
12	DXR	<u>Next to the USFS Toilet South of Hwy 82 off parking area across from general store</u>
1	Dual Hand	<u>Next to the USFS Toilet South of Hwy 82 off parking area across from general store</u>

1	3-Yd Dumpst	<u>Next to the USFS Toilet South of Hwy 82 off parking area across from general store</u>
1	DXR - trailer	West Twin Lakes Trail Junction - LRS Staff to place
10	DXR	<u>Winfield aid station</u>
1	Dual Hand	<u>Winfield aid station</u>
8	DXR	<u>Moache Fish Site/HWY82 - shuttle P/U location</u>
1	Dual Hand	<u>Moache Fish Site/HWY82 - shuttle P/U location</u>
6	DXR	High School Football Field

17. Accommodations for disabled visitors (i.e., parking, access):

Accommodations will be made on a per-case, as needed basis.

- Currently, Twin Lakes Village has designated special accessibility parking
- Also provided near the expo and start / finish in town.
- Also provided at Mayqueen & Outward Bound Aid Stations.
- ADA Toilets will be at all major aid station and toilet locations.

18. Power supply requirements:

We use small, portable generators where required.

19. Public address system requirements: N/A

VENDORS

20. Will food or beverages be provided?

- Yes, they are required to have a single Dry Chemical Extinguisher accessible near the heat source.
- All aid stations will provide food and water per permitting required by Lake County Public Health.
- Food will also be served at or near the finish line by Silver Dollar Saloon which will also meet Lake County Public Health permitting requirements.

21. Included in price: yes

- Vendors within expo will be approved per Lake County Public Health requirements and permitting.
- They will have all public health requirements for wash stations and fire extinguisher etc and are licensed in Lake County.

22. Agreements with vendors or caterers: Yes

23. **Numbers of vendors or caterers:** 2

24. **Location of food or beverage:**

- 135 6th Street in expo area/ H& R block parking lot across from 6th street
- Start/ Finish area on or near the Courthouse Lawn.

25. **Alcohol for sale:** No –

- But available for athletes at both expo and post-race through local non-profit if approved
- Sports Hall of Fame is submitting all permit apps for this. We are requesting approval for courthouse lawn for alcohol for 100 Run and MTB.

26. **Insurance coverage for alcohol:** yes

27. **Other products for sale:** N/A

28. **Other equipment for rental:** N/A

29. **Additional third-party agreements:** N/A

PARKING AND VEHICLES

When planning for parking, one lane will always be open for emergency vehicles.

30. **Amount of parking needed:**

- Parking is temporary and moves with the race route.
- Amount of parking is dependent upon the location along the course and the time of day.
- Most impacted area and controlled area will be on State Hwy 82 coming into Twin Lakes.
- Bulk of traffic will be directed towards Outward Bound Property and shuttles provided to and from Outward Bound to decrease overall impact.
- Parking will not be permitted within the city limits of Twin Lakes to decrease impact on the village.

31. **Locations:**

Temporary dispersed parking at:

- **May Queen**
 - **MORNING: SHUTTLE SERVICE ONLY**
 - **Evening is proposed as follows:** Mandatory one way traffic. Parking on one side of the road only. All elements controlled by professional parking staff.
 - **For afternoon:** Hard Closure at CR 9 and CR 9C

- **All traffic routed towards Dam access.**
- Law enforcement at both locations to manage.



- **Hagerman Pass Road – NO PARKING** / except for volunteers to control this area
 - Increased efforts and staffing in this area to decrease impact.
- **Powerline** again only for staff and four volunteers at a time to maintain non - crew access.
- **Outward Bound** – Private property parking / permission granted by Outward bound
- **Pipeline Area** – As an overflow to Outward Bound
- **FS 160 and conduit road** (Half Pipe Aid station) –volunteer staff
- **Twin Lakes**
 - Will be professionally managed with no crew parking within the city limits,
 - Directed to Moache Angler parking
 - Along State Hwy 82 per permission from CDOT / and State Patrol
 - Shuttles will be provided to bring folks up to Twin lakes and decrease overall traffic and congestion in Twin Lakes Proper.
- **Winfield**
 - No crew access
 - Monitored by traffic control volunteers / access only for volunteers to the aid station
 - Shuttles moving up and down to collect athletes
 - All staff will brief all incoming public traffic of the race in progress at Winfield.

- And that no crew/race traffic is allowed.

32. Parking attendants and locations used:

- Parking areas will be monitored by traffic control staff and volunteers.
- Main areas we will utilize parking controls/attendants:
 - **MayQueen**
 - **Am** – Will be shuttle service only
 - As a result we will work closely with county and local law to determine best plan to mitigate parking in that area.
 - Signage will be increased also to enforce
 - Dedicated messaging within our website and athlete guide will indicate as well.
 - **PM** – Working with County and Local Law on best plan that will keep all people safe and guarantee:
 - Public access
 - As Well as Emergency Response Access
 - **Key Point in consideration specific to pm is:**
 - This is mile 87 on the return, and is a critical point for both athletes and emergency services.
 - Athletes forced to wait for a shuttle to be removed from the location could pose an additional threat and this will be discussed in depth with county, Sheriff and Search and Rescue to deem best plan to keep everyone safe and traffic moving.
 - At this point, runners are far more spread out and the numbers have significantly decreased from the am, resulting in less traffic overall.
 - If traffic is allowed in the evening, it will be strictly managed to:
 - One side of the road parking
 - One direction in and out of the lake road and MayQueen.
 - This is contingent on staffing, including law enforcement at the entrance to the Lake Road area and off of Leadville Junction area to ensure traffic is only able to move in one direction in and out of the area.
 - This is also subject to approval by the county and Sheriffs office
 - Alternate option is to have shuttle service only available in this area.
 - Again this is dependent on staffing and county/sheriffs decisions.

33. Parking lot security: N/A

34. Traffic controls:

We do not allow race vehicle traffic onto Hagerman Pass Road or past FS 160 and conduit road.

35. Shuttle service: **** WE RECOGNIZE THE IMPACT OF THE NUMBER OF PEOPLE AND TRAFFIC INVOLVED WITH THIS EVENT, AND ARE ACTIVELY PLANNING A LONG TERM SOLUTION, WITH BEGINNING IMPLEMENTATION IN 2022 AND CONTINUING TO BUILD THE CULTURE OF OUR ATHLETES AROUND ONUS AND RESPONSIBILITY FOR OUR PRESENCE IN LEADVILLE AND SYSTEMATICALLY DECREASING IMPACT OVER THE NEXT 3- 5 YEARS.**

- **Shuttle Service One:** Rodeo Grounds to Start/ Finish & Start Finish to Mayqueen
 - Looping from 3:00 am
 - Rodeo Grounds to Start / Finish
 - Start/ Finish to Rodeo Grounds to Mayqueen
- **Shuttle Service Two:** Rotating between Outward Bound Aid station, Leadville, and Twin Lakes on a loop.
 - For 2022, we saw a marked increase in usage of Outward Bound parking area.
 - Over next 2-4 years, we plan to minimize overall traffic in Leadville by
 - Maximizing use of the Outward Bound property
 - This is in partnership with permission from Outward Bound
 - Making Outward Bound a hub for transportation.
 - Service will begin rotating from Outward Bound at 4:00 am.
 - This is a process in motion currently, that we will continue to build on and continue to train and educate our athletes both to the “why” and the overall impact these events cause.

- **Shuttle Service Two:**
 - Twin Lakes to Winfield
 - Operational from 12:00 pm On Saturday until all racers are back to Twin Lakes (who choose to end their race at Winfield or do not make the cut off.)
 - This service will rotate on the half hour beginning at 12:00 pm between Twin Lakes and Winfield.

- Shuttles will be staged at Winfield Aid station no later than 12:30 to ensure all athletes have timely and efficient transport back to Twin Lakes.
- This is built around safety and decreasing overall impact and burden on Winfield and that
- **** THERE WILL BE NO PACERS / SPECTATORS OR CREWS ALLOWED INTO WINFIELD TO DECREASE IMPACT, AND INCREASE OVERALL SAFETY FOR ALL.**

36. Will any road closures be needed?

No closures needed. We close roads to race crew vehicles only.

SAFETY/COMMUNICATIONS/MEDICAL

37. Medical Plan:

Emergency vehicle access is always a top priority. All major aid stations are first aid stations, but mandatory medical checkpoints are located at Outward Bound (23 ½ miles and 76 ½ miles), Twin Lakes (39 ¼ miles and 60 miles), and Winfield (50 miles). In addition, we have a roving ambulance from St. Vincent’s Hospital. We have the support of the Leadville Police Department, Lake County Sheriff’s Department, Colorado State Patrol, Lake County Search and Rescue, and St. Vincent’s Hospital.

Lake County Search and Rescue: Starting in 2022 LCSARS became the primary medical response team on course and at all aid stations. Contact: Becky Young – (815)-210-5477

Leadville Police Department (719) 486-1365

Lake County Sheriff’s Department : Sheriff Heath Speckman /Undersheriff Caleb Cramer – (719) 486-1249

Colorado State Patrol – Sergeant Greg Muse – (720) 576-3893

St. Vincent’s Hospital – Jeremiah Grantham (719) 486-0230

38. Communication type and number of equipment:

- Permit holder will use cell phones,
- Up to 25 hand-held radios with dedicated LRS channel
- Amateur ham radio group that has been in use during previous Leadville Trail 100 events.

- Integrated / Unified Command and Communication Structure with Lake County Emergency Response and OEM.

39. Safety closures for high-risk areas and protection of spectators: N/A

ADVERTISING

40. Description of event advertising:

All event advertising includes, but not limited to –

- Entry forms
- Informational booklets
- Newspaper postings
- Radio announcements
- Magazine ads
- Social media
- Race website.
- Athlete Guides

41. Target audiences:

Local, national, and international participants.

42. *Planned filming*

At this time, there are no plans for filming, but in the event those plans change, we would request that the film or television company acquire their own special use permit.

43. What is the reason for filming: N/A

44. Type of advertising proposed for the event:

Aid station signs, banners.

CLEANUP

45. Time frame to remove all facilities and garbage after the event:

- Clean up begins following last athlete
- Also dedicated trash/garbage team for day following event.
- All Course Markings to be completely removed the week following the event.

46. Garbage collection site location:

- We are partnering with Cloud City Conservation Center in an effort to move toward a Zero Waste event.
- Race volunteers are assigned to clean-up, remove trail marking, and police the trail.
- Each aid station is equipped with compost, recycling, and trash receptacles.

- C4 will further ensure that all recycling and garbage is appropriately managed and disposed of.
- **Special attention will be given to a final review of each aid station on Sunday afternoon and Monday to ensure all pieces and gear are removed.**

47. Mitigation plan to rehabilitate resource damage:

Participants will stay on designated roads. Excessive disturbance and/or damage will be addressed by the Race Management, in coordination with the Forest Service and BLM.

48. Time frame to complete mitigation:

Mitigation will be performed in a timely manner by joint agreement with the Forest Service/BLM and Race Management.

EVENT SCHEDULE

FRIDAY, AUGUST 18

- **10:00am - Mandatory Athlete Meeting**
 - **Location:** [Lake County High School Football field](#) – outdoor venue
- **11:00am - 5:00pm – Packet Pickup / Expo / T-Shirt Pickup / Drop Bags**
 - **Location:** [135 E 6th Street](#)
 - **Photo ID is required**
 - Packets must be picked up in person
 - Packets will not be mailed or given to
- **11:00am - 5:00pm Drop Bags**
 - **Location:** *316 Harrison Ave*
 - *Only clear plastic bags are allowed*
 - *Clearly label bags with your name, race number and aid station in large letters*
 - **Drop Bag Return**
 - **~8:00am Sunday**
 - **Location:** [316 Harrison Ave](#)
 - **Note:** *Any bags not picked up by 5pm Sunday will be donated to local charities!*

SATURDAY, AUGUST 19 - RACE DAY!

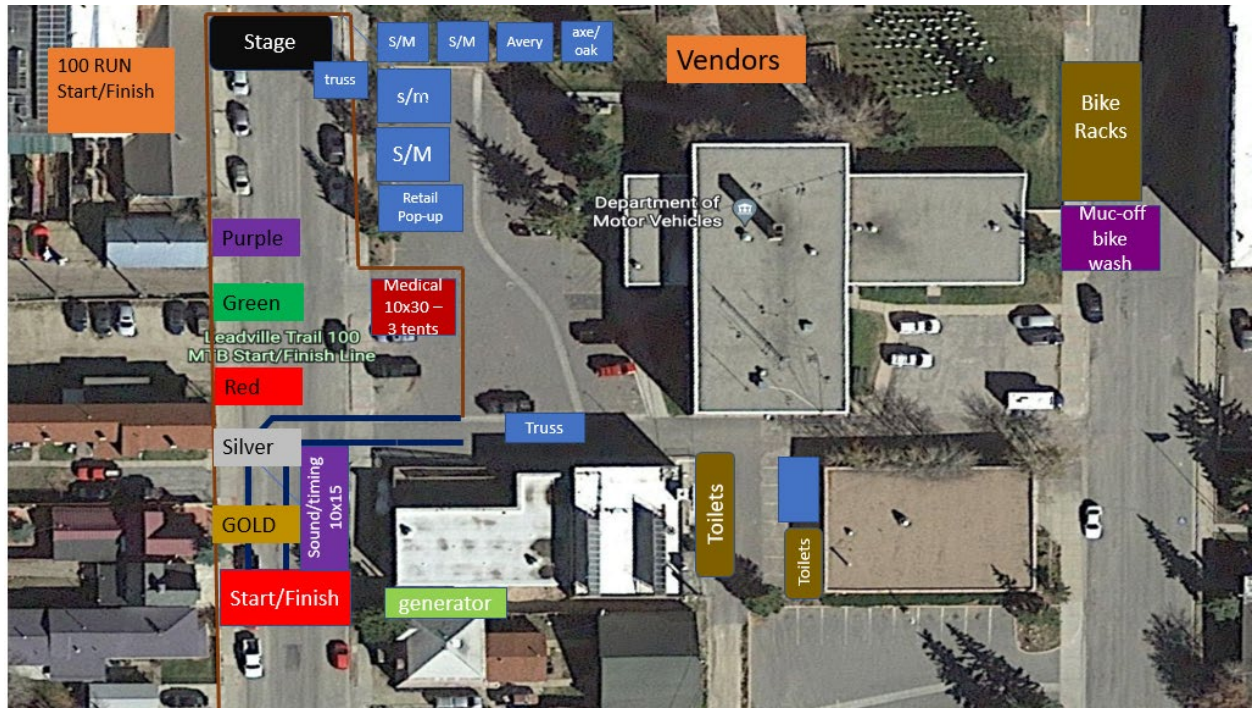
- **3:00am - 3:45am Starting Line Open**
 - **Location:** [Corner of 6th St & Harrison](#)

- **4:00am RACE START**
- **Cutoff Times - Saturday**
 - 7:45am - Mayqueen cutoff (outbound)
 - **10:00am - Outward Bound cutoff (outbound)**
 - 11:30am - Half Pipe cutoff (outbound)
 - **1:30pm - Twin Lakes Village cutoff (outbound)**
 - 4:00pm - Hope Pass cutoff (outbound)
 - **6:00pm - Winfield cutoff (turnaround)**
 - 10:00pm - Twin Lakes Village cutoff (inbound)
- **SHUTTLE - TBD**
- **FINISH LINE**
 - **Location:** [Corner of 6th St & Harrison](#)

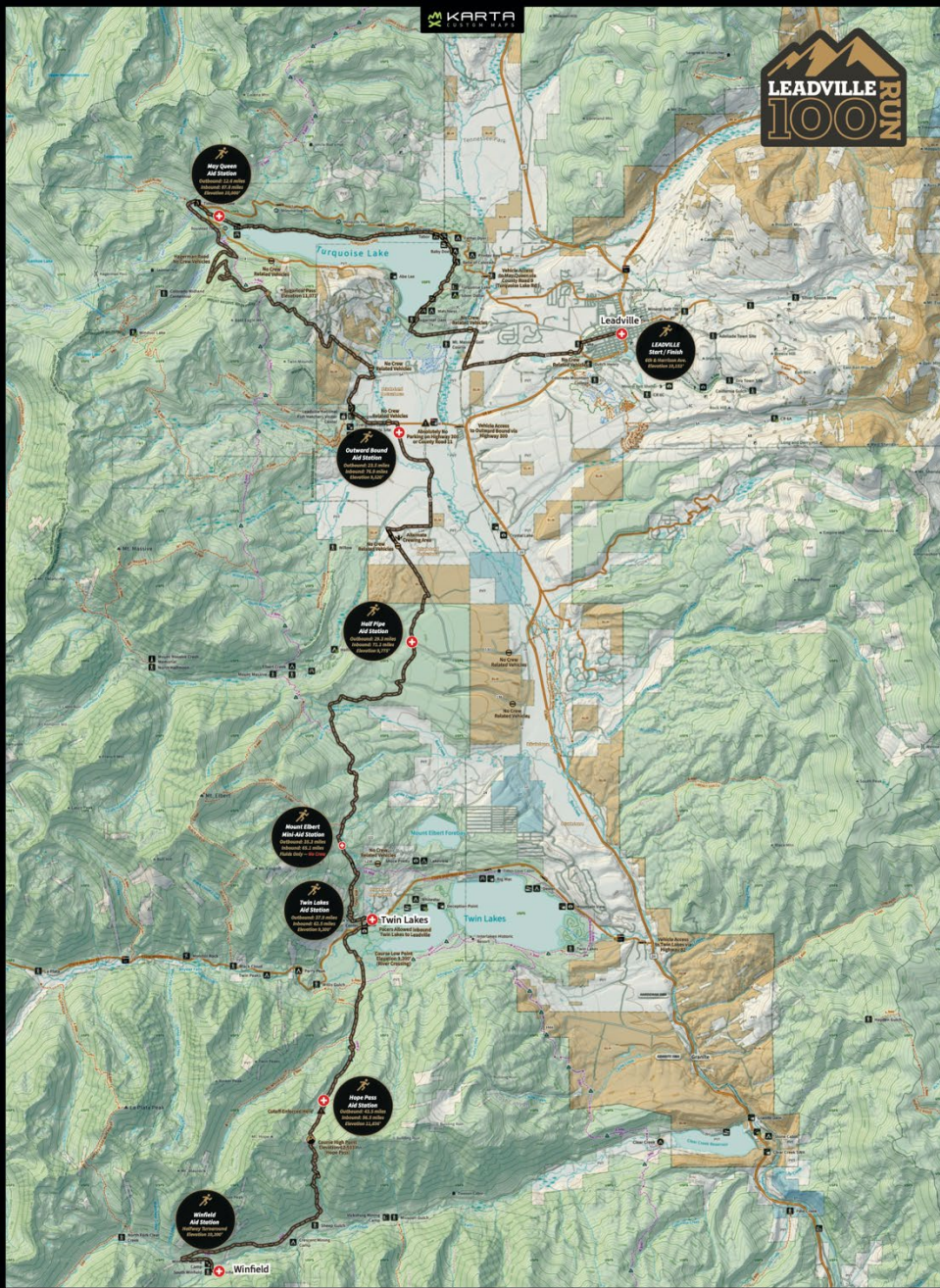
SUNDAY, AUGUST 20

- **FINISH LINE**
 - **Location:** [Corner of 6th St & Harrison](#)
- **Cutoff Times - Sunday**
 - 1:15am - Half Pipe (inbound)
 - 3:00am - Outward Bound (inbound)
 - **5:00am - 25 Hour Cutoff Time** - Runners that finish under 25hrs will get the BIG buckle (based on chip time)
 - 6:30am - Mayqueen (inbound)
 - **10:00am - 30 Hour Cutoff Time** - Runners that finish under 30hrs will get "small" buckle (based on chip time)
- **12:00pm Awards Ceremony**
 - **Location - Football Field**
 - All awards will be presented at this time and must be picked up in person.
 - Awards will not be given to others and will not be distributed before or after the awards ceremony.

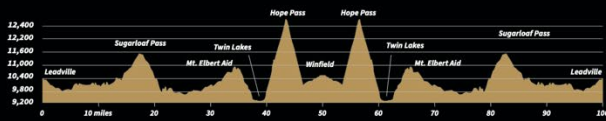
START / FINISH Layout



COURSE MAP



Course Profile - Leadville Trail 100 Run



RACE ACROSS THE SKY
Leadville Trail 100 Run Course



Email: adminservices@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

FOR OFFICIAL USE ONLY: SIGN OFF REQUIRED FROM ALL CHECKED BOXES
***CAN BE EMAIL DIRECTED TO PLANNING OFFICAL BY DEPARTMENT HEAD**
DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE *Cheryl LaChance* DATE 04/26/2023

City Street Dept.: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

City of Leadville

800 Harrison Avenue
Leadville, Colorado 80461
719-486-2092, Fax 719 486-1040

Email: admins@leadville-co.gov www.cityofleadville.com

MUST BE SIGNED BY THESE DEPARTMENTS BEFORE SUBMITTING APPLICATION

DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS/APPROVAL

SIGNATURE _____ DATE _____

City Street Dept: CONDITIONS / RESTRICTIONS/ COMMENTS/APPROVAL

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS/APPROVAL

SIGNATURE _____ DATE _____

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS/APPROVAL

SIGNATURE _____ DATE _____

Health Dept (food): CONDITIONS / RESTRICTIONS/ COMMENTS/APPROVAL

LT 100 Run

SIGNATURE  DATE 4/4/23

City of Leadville: (Council) CONDITIONS / RESTRICTIONS/COMMENTS/APPROVAL

SIGNATURE _____ DATE _____

To be filled out by the respective departments, if applicable: total costs to the City in labor hours and/or dollars.

Police Dept.: _____ labor hrs; at \$ _____ per hr plus \$ _____ in fuel & supplies for a total \$ _____

Street Dept.: _____ labor hrs; at \$ _____ per hr plus \$ _____ in fuel & supplies for a total \$ _____

Fire Dept.: _____ labor hrs; at \$ _____ per hr plus \$ _____ in fuel & supplies for a total \$ _____

Total Labor: _____ Total Fuel & Supplies: _____



AGENDA ITEM #8A

CITY COUNCIL COMMUNICATION FORM

MEETING DATE: May 16th, 2023

SUBJECT: TUP for Life Time Fitness Triathlon Series, LLC to host Leadville Trail 100 Bike (MTB), Saturday, August 12th & Leadville Trail 10k, Sunday, August 13th, 2023 with Expo August 10th & 11th, 2023

PRESENTED BY: Lori Tye

ORDINANCE
 RESOLUTION
 MOTION
 INFORMATION

- I. **REQUEST OR ISSUE:** Temporary Use Permit for LTF/LRS to host their annual Leadville Trail 100 Mountain Bike Race on Saturday, August 12th and the Trail 10k on Sunday, August 13th, with the Expo Thursday & Friday, August 10th & 11th, 2023.
- II. **BACKGROUND INFORMATION:** Tamira Jenlink, Life Time Fitness, presented all Leadville Race Series 2023 events at the City Council meeting held on May 2nd, 2023. Council asked questions and gave feedback. Shuttles will be utilized again this year, to relieve City parking issues downtown.

The 28th Annual Leadville Trail 100 Mountain Bike Race will be held on August 12th, 2023. The 10k will be on August 13th, 2023. The Expo (if permitted) will be located at the gravel lots on 6th & Poplar on the Life Time property. Expo dates are Aug 10th & 11th. Pre-race meetings will be held at Lake County High School Football Field (request has been submitted). The start/finish for BOTH races is proposed just West of Harrison on 6th Street. The 100 MTB is an out and back race to the Columbine mine area, returning on the same route to finish at the same location as the start. It is the same course as 2022.

Applicant is requesting Full and Partial closures – see last page of this Communication Form. As identified in the closures plan, the largest impact on city services is closure of 5th & 6th and partial closure of the courthouse parking area on Friday the 11th by 12:00 noon. Recognizing the burden on our city law enforcement agencies, applicant has currently only requested support for lead out on Saturday morning of the 100 race. Applicant is securing additional

security and traffic support from outside of our agencies but under the direction of their requests for appropriate added layers of protection.

Race begins and ends with a shotgun blast. Emcee entertaining spectators throughout the day, and alcohol is planned to be served by the Leadville Sports Hall of Fame (separate permit).

LLCFR Fire Marshal Steve Boyle approved, with the following comments:

At no time during the event is there to be any parking in front of hydrants or alleyways. Any parking on roads shall not obstruct emergency access. All other City agencies have approved with no comments.

III. FISCAL IMPACTS: N/A

IV. LEGAL ISSUES: N/A

V. STAFF RECOMMENDATION: Consider and Review Temporary Use Permit Application for LTF/LRS to host their annual Leadville Trail 100 Bike and Leadville Trail 10k and Expo. Staff recommends approval, as the applicant has taken comments/concerns and addressed them, such as shuttles and extra port-johns.

VI. COUNCIL OPTIONS: Approve, Approve with Condition or Deny

VII. PROPOSED MOTION: I move to approve Temporary Use Permit for Life Time Fitness/Leadville Race Series to host their annual Leadville Trail 100 Bike and Trail 10k and Expo Thursday, August 10th, 2023 through Sunday, August 13th, 2023.

VIII. ATTACHMENTS: Complete Temporary Use Permit Application with Operating Plan, venue map, course map, Traffic Control Plan and this cover sheet.

Street Closures Requested:

6th Street – ½ of 100 Block of East 6th St. Starting at corner of Life Time property (135 E 6th St), leaving alley access between LT property/City ROW and the church, going to intersection of Poplar. Wednesday, August 9th, 2023 at 3:00 am – Saturday, August 12th at 10:00 pm. Request City Street Department requested to sign on Tuesday, August 8th, 2023 by 12:00 pm for residence and business owners in the area.

6th Street from Harrison to Pine – Friday, August 11th, 2023 at 3:00 am to Sunday, August 13th, 2023 at 5:00 pm. Request City Street Department requested to sign by Thursday, August 10th, 2023 by 12:00 pm for residence and business owners in the area.

Harrison Ave – Closed by dump truck and PD officer from just north of 4th St to just north of 7th St from **5:00 am to 7:00 am, start of race only**. Poplar as a two-way street, for light traffic detour; heavy traffic detour will be via Mt View Drive to CR 5A; for the 5:00 am to 7:00 am detour.



Email: adminassistant@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

Temporary Use Permit Application (Event):

A **Temporary Use Permit** is required for any organized activity involving the use of, or having impact upon, **public property, public facilities, parks, sidewalks, paths, trails, streets or other public areas** or the **temporary use of private property in a manner that varies from its current land use**, that lies within the boundaries of the City of Leadville. This application does **not** apply to nor will it be reviewed by any state or federal entity; this is the applicant's responsibility.

Impact is defined as: *Any closure, impedance, damage, destruction, abnormal wear and tear, interference or use of any public facility, property, roadway, trail, structure, ingress, egress or business function that causes extraordinary or unusual expense, or deters or detracts from other duties for any governmental agency within the City of Leadville, Colorado.*

All Event Permit applications are handled through the Director of Administrative Services office. After the applicant completes the Application and attaches any required documents, it is to be returned to the Director of Administrative Services. Applications are available on line at www.cityofleadville.com. They can be printed and faxed or emailed back to the City.

Reasons that your application may be denied are:

- **Agencies may not have the resources to dedicate to your event,**
- **Your event may be deemed as too intrusive to the community,**
- **Your event may be deemed as inappropriate for the community or**
- **Your event may be deemed to be too destructive to the community.**
- **Other reasons may be expressed in the denial.**

Acceptance of your application should in no way be construed as final approval or confirmation of your request. You will be notified if your event requires any additional information, permits, licenses or certificates. During the initial application screening process, you will be given time to provide us with all pending documents (e.g. certificate of insurance, secondary permits, etc.). All documentation must be received before a Special Event Permit will be issued.

Permit applications must be received no later than ninety (90) days prior to the actual date of your event if the event will require closure of Harrison Ave/HWY 24 (unless City Council agrees and approves to a less amount of time for the submission). For applications that will require a temporary closure of Harrison Ave/HWY 24, that would delay access to Harrison Ave for two hours or less, do not require a ninety (90) application submittal. Permit applications must be received no later than thirty (30) days prior to the actual date of your event for all other requests that do not require closure of Harrison Ave/HWY 24 or for temporary closure as noted above. **Information from your permit application is considered public information** and may be used in developing the calendar of community events or reviewed by the public under the Open Records Act.

Issuance of a Special Events Permit **does not create any liability** for the issuing entities outside of their normal responsibilities under Colorado Revised Statutes. **It does not create a contractual agreement** with you and the issuing entities to perform any duty, responsibility or to perform any function other than what is provided for under the permit. **The applicant will not have any fees returned after the permit has been issued due to weather, lack of participation or any other reason.**

The applicant is responsible to ensure appropriate porta-potties, trash receptacles, arrange for Fire, ambulance, or law enforcement to manage their event as needed. If the event is deemed by local officials that these needs have not been met and additional resources are called in, the event will pay for those costs.



Email: adminassistant@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPLICATION

Event Title: Leadville Trail 100 Bike and Leadville Trail IOk

Description: (Describe what your event is about, who and what will be involved, how it will work and any special information that you feel is important to help us understand the details of the event)

The 28th Annual Leadville Trail 100 Mountain Bike Race will be held on August 12, 2023. The IOk will be on August 13, 2023. The expo (if permitted) will be located at the gravel lots on 6th and Poplar on the Life Time property. The expo dates are Aug. 11 and 12. Pre-Race meetings will be held at the Lake County High School Football Field (Request being submitted). The start and finish for BOTH races is proposed just West of Harrison on 6th St. The 100 MTB is an an out and back race to the Columbine mine area, returning on the same route to finish at the same location as the start. It is on the same course as 2022. Maps attached in Operations plan.

Set up	Date	Expo:8/9&10/23 Race:8/11/23	Time	Expo 0600 Race: 0600	Day of Week	Wed/Friday
Event Starts	Expo	Aug 10 & 11, 2023	@	1300 & 1000	Day of Week	Thurs/Fri
	Race	Aug 12 & 13, 2023	@	0500 & 0900	Day of Week	Saturday
Event Ends	Date	Aug. 13, 2023	@	1400	Day of Week	Sunday
Dismantle	Da	Aug. 13, 2023	Time	1800	Day of Week	Sunday

te Location(s) requested: Please see attached LRS Community Safety and Impact Plan

And specific section titled: Specific Road Closures Requested / Proposals for Discussion

Our hope is to have the opportunity to discuss the best plan for everyone and have laid out two plans that we believe help address ongoing safety and impact concerns.

Anticipated Attendance (not including participants)	Total	<u>4000</u>	Per Day	<u>4000</u>	
Anticipated Participants	Total	<u>1700</u>	Per Day	<u>1700</u>	Total: <u>5700</u>

Anticipated # of vehicles 2000 **CONTACTS**

Host Organization LTF Triathalon Series LLC

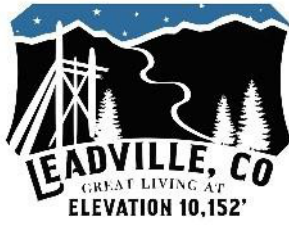
Chief Officer of Host Organization Bahram Akradi

Applicant (Contact) Name Tamira Jenlink

Address 540 CR 6B City Leadville State CO Zip 80461

Telephone Number 303-990-2559 FAX Number _____

Pager/Cellular 303-990-2559 E-Mail Address: tjenlink@lt.life



Email: adminassistant@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPLICATION, *CONTINUED*

If your event will impact city services please give description: PLEASE SEE OPERATIONS PLAN FOR FULL DETAIL

As identified in closures plan and above, the largest impact on city services is closure of 5th and 6th

and partial of the courthouse parking area on Friday the 12th by 12:00 noon. Recognizing the burden on our city law enforcement agencies, We have currently only requested support for lead out on Saturday morning of the 100 race. We are securing additional security and traffic support from outside of our agencies but under the direction of their requests for appropriate added layers of protection.

If your event involves alcohol, weapons, speed activities, high speed vehicles, pyrotechnics, loud noise of any kind or any unusual activity please describe:

Race begins and ends with a shotgun blast. Emcee entertaining spectators throughout the day, and alcohol is planned to be served by the Leadville Sports Hall of Fame (separate permit)

Does your event require Harrison Ave/ HWY 24 to be closed? Please indicate in the box below. If it does require closure of Harrison/HWY 24 you will be required to adhere to the City of Leadville traffic control plan A or B. If you have comments related to this section please indicate in the space below.

YES NO

Does your event require Harrison Ave/ HWY 24 to be closed for a short term duration of up to a few hours? Please indicate in the box below. If it does require temporary closure of Harrison/HWY 24 you will be required to adhere to the City of Leadville traffic control plan C. If you have comments related to this section please indicate in the space below.

YES NO All detailed in Operations Plan. ANd will be only for start of race from 0500 - 0700



Email: adminassistant@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

If required, an original Certificate of Insurance must be received by the City of Leadville prior to the approval and issuance of your Special Event Permit.

The applicant will need commercial general liability insurance that names as Additional Insured, the "City of Leadville its officers, employees, and agents" and any other public entities impacted by your event to which this permit applies. Insurance coverage must be maintained for the duration of the event including setup and dismantle dates.

Name of Insurance Agency Hays Companies

Address 0 South 8th Street Suite 700 City Minneapolis State MN Zip 55402

Telephone Number 1-612-333-3323 Pager/Cellular _____

Contact Name Dawn Heinemann and Angela Whirley

Policy Type Commercial General Liability

Policy Amount 1,000,000 Policy Number ---



Email: adminassistant@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPLICATION, CONTINUED

Please Provide an Event Map that includes the following information

If the item does not apply please write N/A in the box.

- Location of fencing, barriers and/or barricades. Indicate any removable fencing for emergency access.
- Provision of minimum twenty-foot (20') emergency access lanes throughout the event venue.
- Location of first-aid facilities and ambulances.
- Location of all stages, platforms, scaffolding, bleachers, grandstands, canopies, tents, portable toilets, booths, beer gardens, cooking areas, trash containers and dumpsters, and other temporary structures.
- A detailed or close-up of the food booth and cooking area configuration including booth identification of all vendors cooking with flammable gases or barbecue grills.
- Generator locations and/or source of electricity.
- Placement of vehicles and/or trailers.
- Exit locations for outdoor events that are fenced and/or locations within tents and tent structures.
- Other related event components not listed above. _____

CERTIFICATION:

I/we certify that the information contained in the foregoing application is true and correct to the best of my/our knowledge and belief that I/we have read, understand and agree to abide by the requirements, rules and regulations governing the proposed Special Event Permit under the City of Leadville. I/we agree to comply with all other requirements of the City, County, State, Federal Government, and any other applicable entity which may pertain to the use of the Event venue and the conduct of the Event, I/we agree to pay all fees, taxes and the City shall not be liable for the payment of such taxes. I/we agree to abide by the requirements of the Special Events Permit, and further certify that I/we, on behalf of the Host Organization, am also authorized to commit that organization, and therefore agree to be financially responsible, in conjunction with the Host Organization, for any costs and fees that may be incurred by or on behalf of the Event to the City of Leadville.

Print Name Host Organization LTF Triathlon Series LLC

Print Name of Authorized Agent Tamira Jenlink

Title Event Manager

Signature *Tamira Jenlink*

Date 04/15/2023

Approved by: _____



Email: adminassistant@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPROVAL/DENIAL PAGE

(copy to be given to applicant along with the application, and filed with documentation)

REQUEST HAS BEEN:

Event approved: _____
Date

Event Denied: _____
Date

INSURANCE REQUIRED? YES
(Attach Certificate of Insurance to file copy)

NO

Special Events Permit Requirements:

Approval Granted by: _____

Date: _____



Email: adminassistant@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

FOR OFFICIAL USE ONLY: SIGN OFF REQUIRED FROM ALL CHECKED BOXES
***CAN BE EMAIL DIRECTED TO PLANNING OFFICAL BY DEPARTMENT HEAD**
DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

City Street Dept.: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____



Email: adminassistant@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

OFFICIAL USE ONLY: SIGN OFF REQUIRED FROM ALL CHECKED BOXES
***CAN BE EMAIL DIRECTED TO PLANNING OFFICAL BY DEPARTMENT HEAD**
DEPARTMENT INPUT (to be attached to the permit file copy):

Colorado Department of transportation (HWY 24 Closure): CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

Lake County Road & Bridge (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Lake County Sheriff (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Lake County Emergency Services (HWY 24 Closure): CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

To be filled out by the respective departments, if applicable: total costs to the City in labor hours and/or dollars.

Police Dept.: _____ labor hrs; at \$ _____ per hr plus \$ _____ in fuel & supplies for a total \$ _____

Street Dept.: _____ labor hrs; at \$ _____ per hr plus \$ _____ in fuel & supplies for a total \$ _____

Fire Dept.: _____ labor hrs; at \$ _____ per hr plus \$ _____ in fuel & supplies for a total \$ _____

Total Labor: _____

Total Fuel & Supplies: _____

2023 LEADVILLE RACE SERIES 100 MOUNTAIN BIKE RACE

OPERATING PLAN

Events Manager: Tamira Jenlink

Cell: 303-990-2559

Email: tjjenlink@lt.life

2. Dates

- Expo
 - Aug. 10th 1:00pm – 7:00pm
 - Aug. 11th 11:00am – 5:00pm
- Race
 - August 12th – LT 100 MTB – Race start at 6:30am
 - Aug. 13th 10k - Race start at 9:00am

3. Description of event: The Annual Leadville 100 Mountain Bike Event. This is a race from 6th and Harrison Avenue to the summit of Columbine Mine in Chaffee County. Bike Expo and Registration to take place on August 10 and 11 at the 6th and Poplar gravel lots. 100 MTB on Aug. 12th, 2023, and 10k on Sunday Aug. 13th. Given current COVID status, we expect pre-post events, expo and finish festival activities to occur. However, we will adapt any and all application of our events to meet current requirements at the time of the event.

4. Location (map attached): 6th and Poplar (Expo area), Courthouse (start/finish), 6th Street, 100 Mile course

- Expo- 6th and Poplar,
- Start/Finish W 6th Street,
- On and throughout Course. See map attached for course
- Staff Locations:
 - Start/Finish – 3
 - Each Shuttle Stop – 2
 - 1-2 Staff at each Aid Station Location
 - Shuttle Drivers
 - From Leadville to Outward Bound and Pipeline areas
 - Outward Bound / Pipeline areas to Twin Lakes Dam
 - On and around Twin Lakes Dam and State Hwy 82
- Several Staff floating between venues and on course - 4

Number of acres needed: 44 ½ road miles within the National Forest, 2 miles in BLM

5. Services needed:

Street Closures:

- **6th Street – ½ of 100 Block of East 6th** - starting at corner of LT property (135 E. 6th), leaving alley access between LT property/city ROW and the church, going to intersection of Poplar.
 - **Closure Time requested:** Wednesday Aug. 9th, 2023 at 3:00am – Saturday Aug 12th 10:00 pm
 - **City Streets Requested to Sign:** on Tuesday Aug. 9th, 2023 by 12:00pm for residence and business owners in the area.

- **6th Street From Harrison to Pine**
 - **Closure Time Requested:** Friday Aug. 11th, 2023 at 3:00am to Sunday Aug. 13th at 5:00pm
 - **City Streets Requested To Sign:** By Thursday Aug. 10th, 2023, by 12:00pm for residence and business owners in the area.

Police Lead out Requested

- a. **Lead out Date and Time Requested:** Saturday Aug. 12th, 2023 at 0630
- b. **Location:** From 6th and Harrison to CR 4 to CR 9 to turn at CR 9 and CR99
- c. Stage no later than 0615 Aug. 12th, 2023 in Front of Start / Finish
- d. Lead out at Gun start at 0630

6. **Planned number of participants:** 1650 **Maximum number:** 1900

7. **Number of spectators anticipated:** 2500 **Maximum number:** 5000
 With the current impact on all levels of our community, we are working to minimize the number of spectators and will work closely with the city/county, USFS and BLM on this to insure we find an appropriate pathway that addresses all of our concerns.

8. Duration of event:

- Aid stations will be set up less than one week prior to the event.
- Trail marking will be put up the week of the race and removed immediately following the race.
- Port-a-potties will be delivered to aid stations the week of the race
- They will be picked up immediately following the race.
- Dumpsters will be delivered the week of the race.
- They will be removed immediately following the race.
- All infrastructures for the race will be temporary.

9. Overnight areas needed: Yes

- In the week leading up to the Race, temporary tents will be placed at all aid stations
- We will have staff in place at Twin Lakes Dam on Friday and Friday night to help manage crews and spectators.
- We will also have Staff in place at the Pipeline and Carter Summit Aid stations for the same purpose.
- We will continue to work closely with all stakeholders to ensure appropriate use of space and to manage impact on all outlying areas and communities.

10. After hour activities for multiple-day events (music, food, etc.):

- Live music and food vendors at Finish Fest located at 6th and Harrison from noon – 8:00pm
- This will be appropriately permitted and approved by both City and County entities as it will happen on both properties.

- The Race itself will run after dark with last riders expected back into town no later than 9:00pm.
- Final cut-off occurs at Carter Aid Station at 6:20pm – No athletes allowed to leave the aid station past 7:00pm.
- Again, we will be working closely with the city on the appropriate location, volume, security (from outside resources to decrease impact on our limit county/city law personnel) to insure we are in full compliance and collaboration on best path forward around these pieces

11. Notification of adjacent permit holders or landowners: Yes

12. Other permits required and coordination or cooperating agreements:

- City Leadville Lake County
- Lake County Public Health
- Recreation Department
- HS Facilities
- Chaffee County
- Colorado State Patrol
- Colorado Springs Bomb Squad K-9 unit
- Department of the Interior, Bureau of Reclamation
- Department of the Interior, Bureau of Land Management
- U.S. Department of Agriculture, Forest Service

13. Facilities provided:

- Temporary facilities include tents, port-a-potties, water tank, and trail signage and markings.
- Trail markings will include trail marking tape, signs, and arrows along the course.
- Small tents will be erected at aid stations, located at:
 - Carter Summit / Turquoise Lake
 - Along the Pipeline closest to intersection with FS 11A
 - Twin Lakes Dam
 - Columbine Mine Area
- Tow behind Port-a Pot for Columbine Mine
- Dumpsters located at Twin Lakes Dam and Pipeline Aid station.

14. Provisions for drinking water:

- Filtered water is available at all aid stations,
- It is filtered Parkville Water District water.

15. Signing:

- Temporary race route marking will be put up the week of the race and removed immediately following the last participant.
- Final sweep of course markings will be complete within the week following the race.
- For safety and awareness to visitors and public, and per BLM, NSFS and Turquoise Lake area,
- Pre-event signage of “RACE THIS WEEKEND” will be posted the week of the event.
- This signage will be shifted to “RACE IN PROGRESS” the day of the event where possible.
- Areas for signage will include:
 - CR 4
 - CR 9

- CR 9 D
- Turquoise Lake Road
- Hagerman Pass Rd
- HWY 300
- CR 10 – Specifically insuring signage for both athletes and residents between Pan Ark turn and State Hwy 82
- State Hwy 82
- Along 398 and the Lost Canyon area.
- All signage will all be removed immediately following the race.

16. Sanitation Plan:

Port-a-potties will be placed the week leading up to the race as follows:

12	DXR	<u>H&R Block Building - 135 E 6th St</u>
1	ADA	<u>H&R Block Building - 135 E 6th St</u>
1	Dual Hand	<u>H&R Block Building - 135 E 6th St</u>
20	DXR	<u>Start/Finish/Courthouse/confirm placement</u>
1	ADA	<u>Start/Finish/Courthouse/confirm placement</u>
2	Dual Hand	<u>Start/Finish/Courthouse</u>
4	DXR	<u>Carter Summit aid station</u>
		<u>Pipeline aid station - split in two spots (4 each spot)</u>
8	DXR	<u>Pipeline aid station - for the south 4 pod</u>
1	Dual Hand	<u>Pipeline aid station - for the south 4 pod</u>
8	DXR	<u>Twin Lakes Dam aid station</u>
1	ADA	<u>Twin Lakes Dam aid station</u>
1	Dual Hand	<u>Twin Lakes Dam aid station</u>
		<u>Mountain View Overlook Twin Lakes parking area</u>
4	DXR	<u>Mountain View Overlook Twin Lakes parking area</u>
1	Handwash dual	<u>Mountain View Overlook Twin Lakes parking area</u>
4	DXR	<u>Lost Canyon alternate crew area</u>
1	Handwash dual	<u>Lost Canyon alternate crew area</u>
1	Portable DXR	<u>Columbine</u>
10	DXR	<u>High school football - track</u>
1	Dual Hand	<u>High school football - track</u>
1	DXR	<u>Twin Lakes Dam - AAP</u>

17. Accommodations for disabled visitors (i.e., parking, access):

- Accommodations will be made on a per-case, as needed basis to include accessible parking etc.
- ADA bathrooms will be available at both start and finish each day.
- ADA Parking will be available at all aid stations and in town near start/finish and the expo area

18. Power supply requirements:

- We use small, portable generators where required.
- We will have a generator at the start / finish area along with at our Expo area.
- We will make further arrangements with the recreation department as needed.

19. **Public address system requirements:** N/A

VENDORS

20. **Will food or beverages be provided?** Yes

21. **Included in price?** Yes

22. **Agreements with vendors or caterers:** Yes

23. **Numbers of vendors or caterers:** 3

24. **Location of food or beverage:**

- Expo area – 6th and Poplar
- Start/Finish at 6th and Harrison
- All aid stations
- All F&B will be in accordance with Lake County Public Health

25. **Alcohol for sale:** No.

- Available from sponsor.
- These permits will be submitted by Sports Hall of Fame
- They will handle all beer upon approval of those permits.

26. **Insurance coverage for alcohol:** Yes

27. **Other products for sale:**

- Additional products for sale via vendors within the expo.
- They will all apply for their vendor permit and will be subject to approval by Public Health along with the city approval etc.

28. **Other equipment for rental:** N/A

29. **Additional third-party agreements:** N/A

PARKING AND VEHICLES

When planning for parking, one lane will **always** be open for emergency vehicles.

30. **Amount of parking needed:**

- With regard to the actual course, parking is temporary and moves with the race route.
- Amount of parking is dependent upon the location along the course and the time of day.
- We are working closely with the city, and all stakeholders and officials to determine restrictions on locations for parking along the course.
- Key Points we are addressing and restricting:

- Currently, we are strictly enforcing one vehicle, per racer bib for crewing in the following locations:
 - Pipeline,
 - Twin Lakes and
 - Lost Canyon
- IN addition, we will staff Hagerman Pass and Turquoise Lake Rd to inform
 - Racers direction they are traveling
 - Manage and restrict any crew/race traffic in this area
 - Increase safety between all motorists and racers
 - And to ensure public is able to access Hagerman Pass
- We will provide staffing and/or signage to re-direct and control attempts at crewing in other areas such as
 - Along Hagerman Pass road
 - Along other portions of Turquoise Lake Road
 - Powerline access from Hwy 300/ CR 5A

31. Locations:

See Above also

- **County Road 4 and Hagerman Pass Roads.** (Spectators/Crews will be directed away from this area.

- **Aid station #2 & #6** is Pipeline Aid
 - Parking is just south of the aid station on the pipeline right-of-way.
- **Aid station #3 & #5** is at Twin Lakes Dam.
- **Aid station #3 & #5** is at Twin Lakes Dam.
 - Parking will be along Lake County Road 25
 - The parking lot at the base of dam and the Lake View Overlook parking area
 - Additional crew access and parking will be along Chaffee County Road #398 at the south entrance to Lost Canyon Ranch.
 - **THIS ENTIRE AREA WILL BE STRONGLY ENFORCED AND CONTROLLED BY OUR PAID TRAFFIC OFFICIALS (RETAINED FROM OUTSIDE OF OUR LOCAL LAW ENFORCEMENT RESOURCES.)**

32. Parking attendants and locations used:

- Parking areas will be monitored by **professional paid** traffic control staff
- Each position will have additional volunteers supporting
- All staff will be wearing safety vests.
- We will have additional professional staff support at
 - Carter Summit
 - Twin Lakes Dam
 - Lost Canyon Road areas,
 - CR 4 and Hagerman Pass
 - And CR 10.

33. Parking lot security: N/A

34. Traffic controls:

- We stop all vehicles crossing Twin Lakes Dam towards the CT and above.
 - We will ensure public has access while eliminating Race / Crew traffic in this area.
 - We will have this area heavily staffed with professional parking crew.
- We will also manage all traffic going into Lost Canyon area
 - We will prohibit race-related vehicles from using the road.
 - We will absolutely ensure all public access while informing them of riders ascending and more importantly, descending.

35. Shuttle service:

- Shuttle related services will specifically be in place to move traffic congestion and parking from downtown area for the expo Thursday and Friday.
- In addition, we will provide a comprehensive shuttle service from Leadville to Twin Lakes, to decrease overall impact on the Dam and CO HWY 82. Service as follows:
 - Thursday / Friday of Expo - Race traffic will be directed to the community field and HS parking areas as well as the road between the Highschool and Federico Football Field
 - We will have this entire area staffed and will be seeking to collaborate with city roads and bridges and City Police / Sheriff's Office to develop comprehensive plan on supporting race traffic to move away from downtown area.
 - We recognize the impact this congestion can have, both on parking and overall movement through town

36. Will any road closures be needed?

SOFT CLOSURES TO INCLUDE:

- **CO HWY 82** - This area will be enforced by Colorado State Patrol (CSP) and traffic will be held as racers cross over 82 from CR 10 to Twin Lakes Dam area.
- **CR 10 and Pan Ark** - This will also be staffed by CSP to ensure the safety of racer/motorist interaction. CSP will hold traffic momentarily while racers move through safely.

ALSO PROPOSED IN THIS SECTION: Lanes coned around blind corners

Example of Section Under Concern



Proposed Solution



- **CR 300 at the Intersection of CR 11** - This will be staffed by CSP and they will hold traffic momentarily to ensure safe passage of both racers and motorists.
- **Base of Columbine Mine Road** –
 - While we will not request a hard closure of Columbine Mine Road(at the base of the climb), we will be strictly enforcing NO RACE TRAFFIC on this road while keeping it open and passable to all public.
 - Our staff will work closely with the public to ensure they are equally clear about the event and informing safety precautions for this specific area.

Specific Closure Requests:

- We are discussing with Sheriff's office Colorado State Patrol, and Office of Emergency Management about a race day closure on CR 10 between Pan Ark / CR 24 and State Hwy 8282
- In lieu of this, Race Series Officials will add a significant number of cones along blind curve areas of CR 10 between Pan Ark turn and State Hwy 82 along with significant signage to remind cyclist to stay right on the road (particularly inbound), to travel with caution, to slow down etc as needed.

SAFETY/COMMUNICATIONS/MEDICAL

37. Medical Plan- Lake County Search and Rescue will oversee all medical and formal med plans.

- As their plan is made available – we will ensure all coordinating agencies have a copy.
- **As such, Emergency vehicle access is always a top priority.**
- **All major aid stations are first aid stations also** - which includes:
 - Carter Summit Aid
 - Pipeline Aid Station
 - Twin Lakes Aid Station
 - Columbine Mine Aid Station
- In addition, we have a roving ambulance from St. Vincent's Hospital.
- We are working closely with the Office of Emergency Management, the City of Leadville Police dept. as well as Lake County Sheriff's Office on coordinating all elements with regard to Medical and Law.
- We will be working to establish a unified command again this year.
- We will be connecting with all local officials in the next few weeks to revisit our IAP from 2021 and address all key points for refinement together.
- As we all understand, we have had some transitions in multiple key positions within these crucial areas.
- The race series understands this, and has been working diligently to address these areas and will continue to do so, as some of these pieces become more solidified. Included (but not limited to/) within the unified command structure will be:

Leadville Police Department – (719) 486-1365

Lake County Sheriff's Department – Sheriff – (719) 486-1249

Colorado State Patrol –Corporal Greg Muse– (720) 576-3893

Lake County Search and Rescue - (719) 293-1244

St. Vincent's Hospital – (719) 486-0230

- LC OEM
- Lake County Public Health
- USFS
- BLM
- Lake County Recreation Dept
- County Roads and Bridges
- City Roads and Bridges
- Colorado State Patrol
- Twin Lakes Dam
- City of Twin Lakes

38. Communication type and number of equipment:

- Permit holder will use cell phones, and up to 25 hand-held radios (VHF) under LRS licensing,
- We will also be coordinating with local EMS on comms to ensure streamlined response.

39. Safety closures for high-risk areas and protection of spectators:

In accordance with Bureau of Reclamation procedures, the Twin Lakes Dam is no longer closed to foot traffic.

ADVERTISING

40. Description of event advertising:

All event advertising includes, but not limited to – entry forms, informational booklets, newspaper postings, radio announcements, magazine ads, social media, race website.

41. Target audiences:

Local, national, and international participants.

42. Planned filming:

At this time, there are no plans for filming, but in the event, those plans change, we would request that the film or television company acquire their own special use permit.

43. What is the reason for filming: N/A

44. Type of advertising proposed for the event:

Aid Station signs, banners.

CLEANUP

45. Time frame to remove all facilities and garbage after the event:

- All clean-ups will be completed at the completion of each day's ride.
- Final course clean-up within two days post final day of the camp.

46. Garbage collection site location:

- Race volunteers are assigned to clean-up, remove trail marking, and police the trail.
- Litter will be bagged and disposed of off National Forest/BLM lands at the Lake County Landfill and through C4.
- C4 will support to ensure all recycling and waste are appropriately disposed of.

47. Mitigation plan to rehabilitate resource damage:

- Participants will stay on designated roads/trails.
- Excessive disturbance and/or damage will be addressed by the Race Management, in coordination with the Forest Service and BLM.
- No parking will be permitted on any vegetation

48. Time frame to complete mitigation:

Mitigation will be performed in a timely manner by joint agreement with the Forest Service/BLM and Race Management.

3. Garbage collection site location:

- We are partnering with Cloud City Conservation Center for an effort to continue to move toward a Zero Waste event.
- In addition, Race volunteers are assigned to clean-up, remove trail marking, and police the trail.
- Dumpsters will be located at Twin Lakes and Pipeline.
- Additional litter will be bagged and disposed of, off National Forest/BLM lands at the Lake County Landfill.

4. Mitigation plan to rehabilitate resource damage:

Participants will stay on designated roads. Excessive disturbance and/or damage will be addressed by the Race Management, in coordination with the Forest Service and BLM.

5. Time frame to complete mitigation:

Mitigation will be performed in a timely manner by joint agreement with the Forest Service/BLM and Race Management.

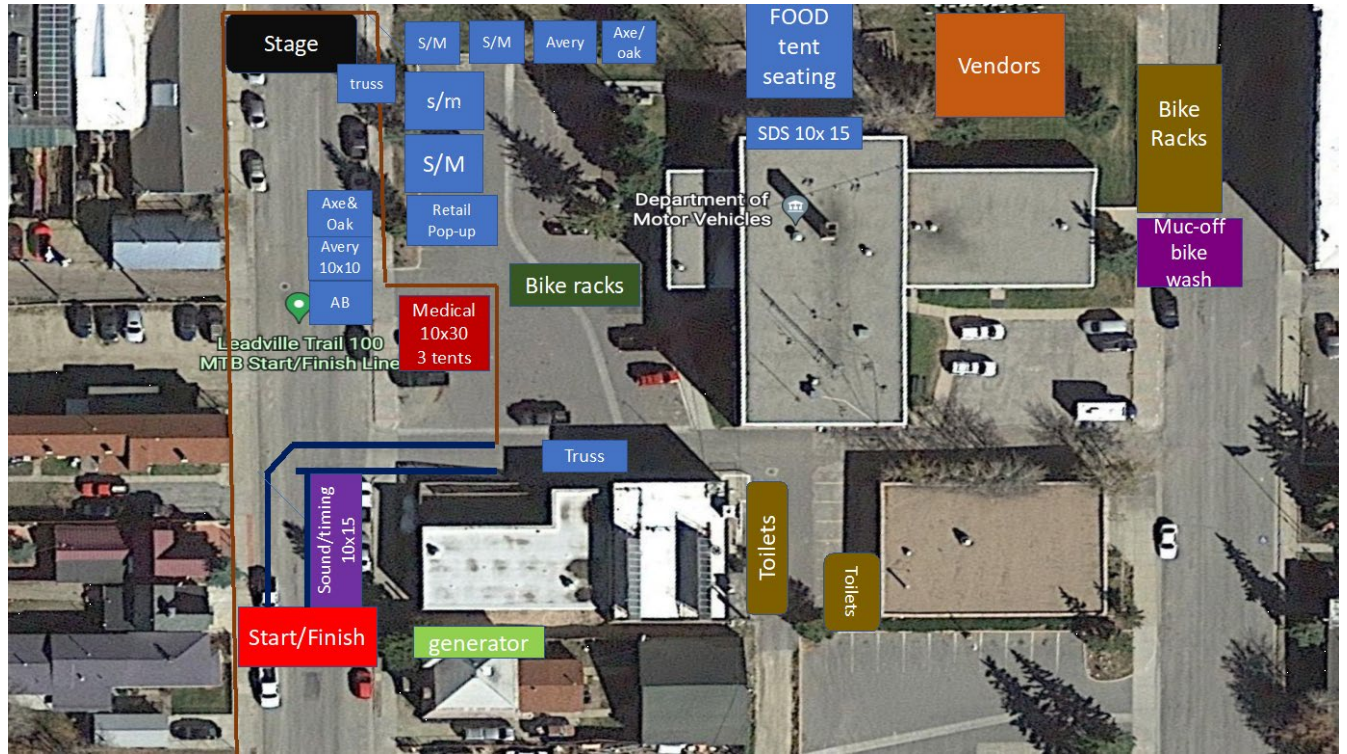
Venue Map – 6th and Poplar (Registration/Expo) *tentative based on CV19 regulations*



Traffic and Road Control Plan for East 6th

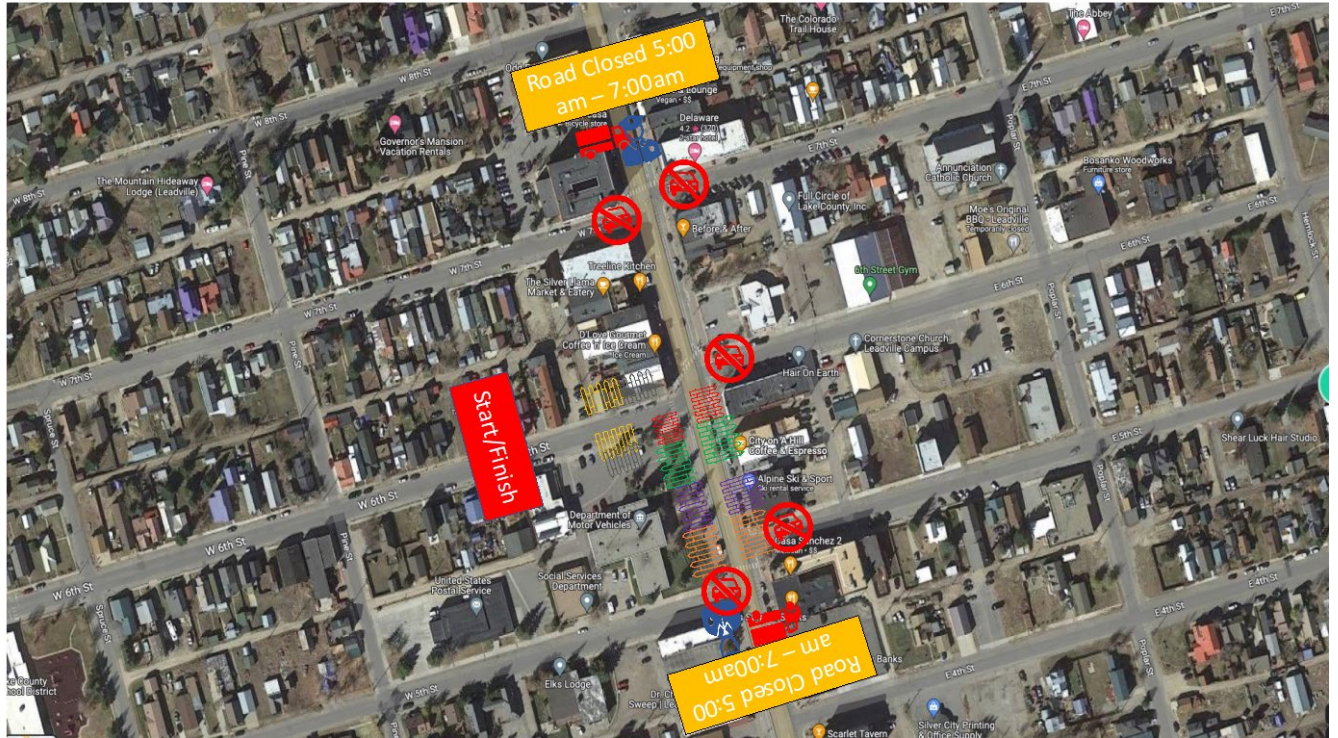
East 6th just east of the alley before 135 East 6th closed to Poplar from Wednesday Aug. 9th at 3:00am to Sunday at 2:00pm.

Venue Map – 6th and Harrison – Start/Finish/ Finish Fest



Traffic Control Plan for Harrison Avenue

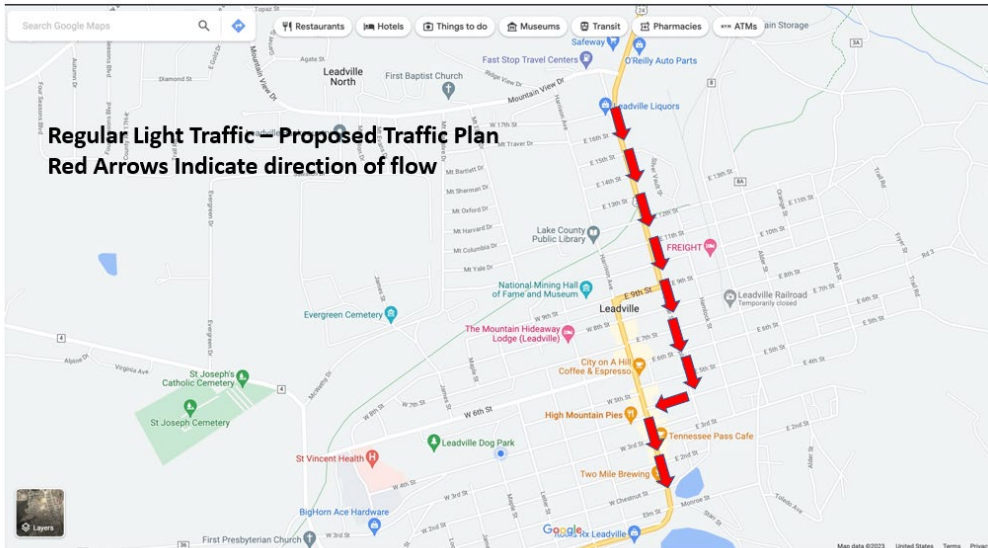
- Harrison Ave. Closed from 0500- 0700 for start of race only.
- Dump truck and PD officer north of 7th and just north of 4th to hold closure and protect large group gathering
- Barricade will extend along Harrison from 6th to just north of 5th street.
- Bikers will corral and leadout down Harrison for Start.
- Barricade and cones across E. 5th, 6th, and 7th as well as West 5th and West 7th
- Signage for no parking on West 6th between Harrison and Pine must be in place for closure on Friday Aug. 11th at 0300.



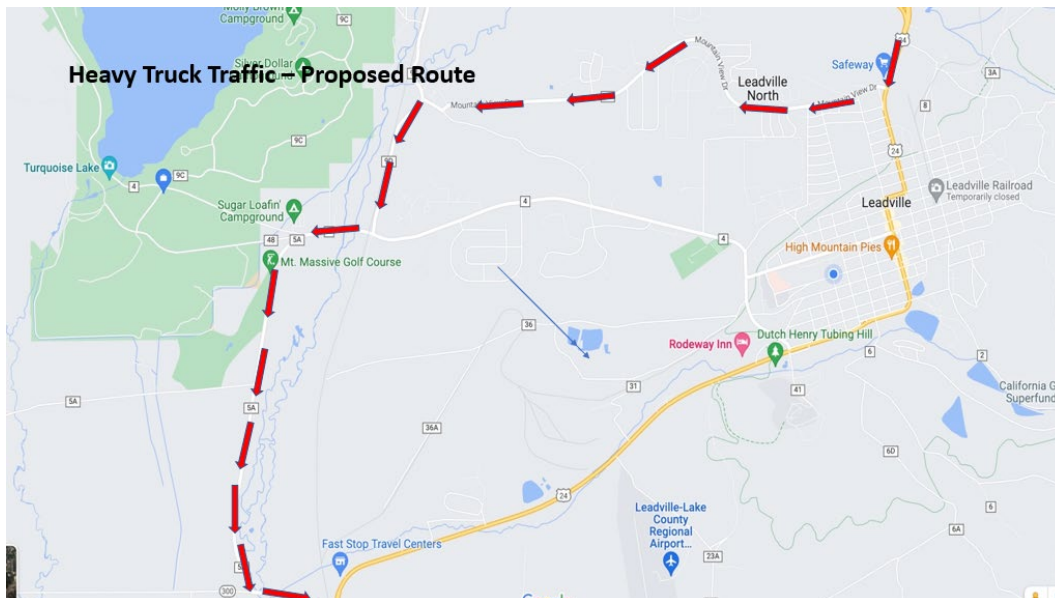
Traffic Control Plan for Moving Traffic through Harrison Closure from 0500 – 0700

Traffic Plan Request/ Proposal

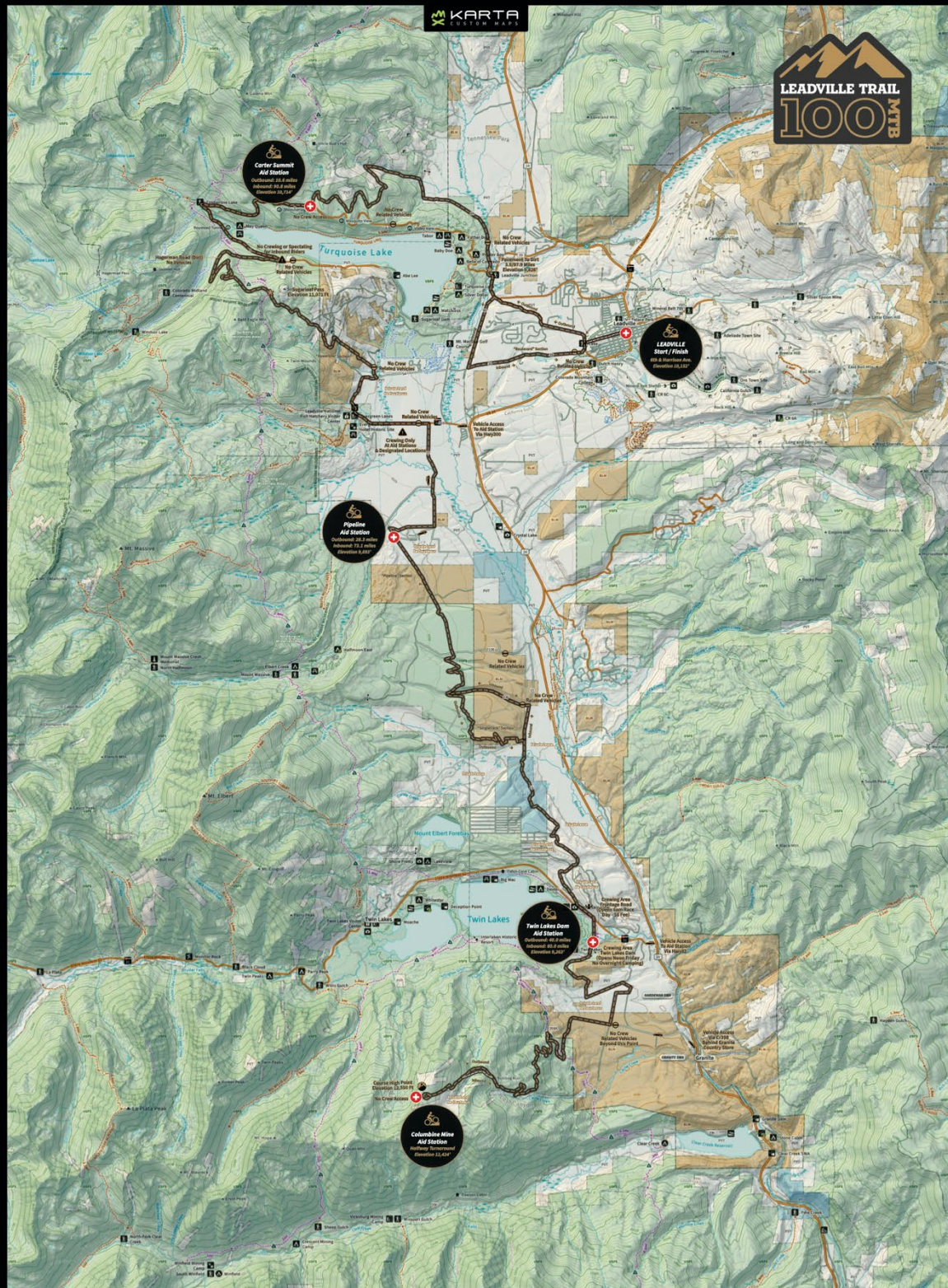
- Light Vehicle: Route all traffic from North on 24, directly across Poplar to 4th Street and Turn back East to Harrison
 - This would include Temporary Shift of Poplar from One-Way to dual direction traffic for 2 hour period solely on Aug. 12th.



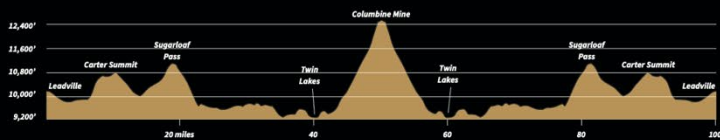
- Heavy Truck: Route around Mountain View to CR 9 to CR 9D to CR 4 West to CR 5A to St Hwy 300 and back to State Hwy 24
- (Subject to approval by local City Law Enforcement / City Streets and CDOT)



Course Map



Course Profile - Leadville Trail 100 MTB



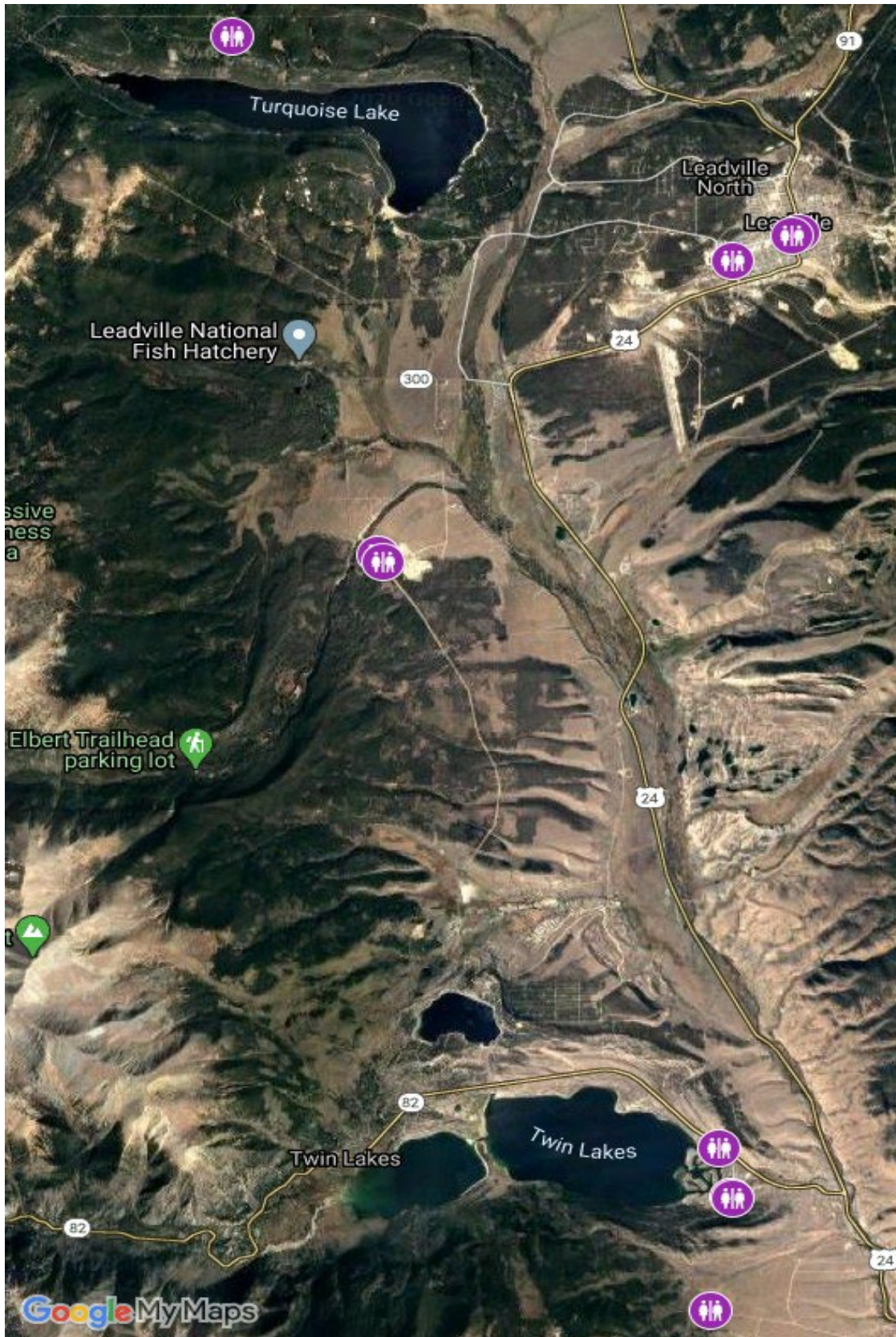
RACE ACROSS THE SKY
Leadville Trail 100 MTB



1:2 mi
1:2 km
1:50,000
Contour Interval: 40 feet



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Portable Toilet Locations



Email: adminassistant@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

FOR OFFICIAL USE ONLY: SIGN OFF REQUIRED FROM ALL CHECKED BOXES
***CAN BE EMAIL DIRECTED TO PLANNING OFFICAL BY DEPARTMENT HEAD**
DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE *Chayin LaChance* DATE 04/18/2023

City Street Dept.: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____



Email: adminassistant@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

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SIGNATURE _____ DATE _____

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SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS 100 MTB

SIGNATURE *[Signature]* DATE 4/18/23

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____



AGENDA ITEM # **8A**

CITY COUNCIL COMMUNICATION FORM

MEETING DATE: May 16th, 2023

SUBJECT: TUP for Life Time Fitness Triathlon Series, LLC to host the Leadville Trail 100 Run & MTB Camps Friday, June 23rd through Sunday, July 2nd, 2023

PRESENTED BY: Lori Tye

ORDINANCE
 RESOLUTION
 MOTION
 INFORMATION

- I. **REQUEST OR ISSUE:** Temporary Use Permit for Leadville Trail 100 Run Camp starting Friday, June 23rd, 2023 through Sunday, June 25th, 2023. Leadville MTB Camp starts June 29th through July 2nd, 2023.

Applicant is requesting police/CSO to help with light at 6th Street and Harrison Ave. as riders move out on Saturday, July 1st, 2023 for the start of Day two of the ride. Should only need the police/CSO for 15 minutes starting at 7:30 am.

- II. **BACKGROUND INFORMATION:** Tamira Jenlink, Life Time Fitness presented all Leadville Race Series 2023 events at the City Council meeting held on May 2nd, 2023. Council asked questions and gave feedback. Shuttles will be utilized again this year, to relieve City parking issues downtown.

Both Run and MTB Camps offer athletes an on-course experience for prep/training and to glean better overall experience/understanding of course to support in their full one-day race later in the season. In addition, this allows an opportunity for training at altitude. Both events are guided by elite and veteran athletes, to offer full spectrum of experience about the course.

Applicant is requesting City support for Lead out on Saturday, July 1st at 7:30 am – Just from 316 Harrison to the stoplight/support at the stoplight to hold traffic till riders move

through is all that is needed. They do not require any additional services for this event.

III. FISCAL IMPACTS:

N/A

V. LEGAL ISSUES:

N/A

VI. STAFF RECOMMENDATION: Consider and review the Temporary Use Permit Application for LTF/LRS to host their annual Leadville Trail 100 Run and MTB Camps June 23-July 2, 2023. Staff recommends approval, as the applicant has taken comments/concerns and addressed them, such as shuttles and extra port-johns.

VII. COUNCIL OPTIONS: Approve, Approve with Conditions or Disapprove

VIII. PROPOSED MOTION: I Move to Approve Temporary Use Permit for Leadville Race Series/Life Time Fitness to host the Leadville Trail 100 Run and MTB Camps Friday, June 23rd, 2023 through Sunday, July 2nd, 2023.

IX. ATTACHMENTS: Complete Temporary Use Permit Application, with operating plan, event map & schedule, as well as this cover sheet.



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

Temporary Use Permit Application (Event):

A **Temporary Use Permit** is required for any organized activity involving the use of, **or** having impact upon, **public property, public facilities, parks, sidewalks, paths, trails, streets or other public areas** or the **temporary use of private property in a manner that varies from its current land use**, that lies within the boundaries of the City of Leadville. This application does **not** apply to nor will it be reviewed by any state or federal entity; this is the applicant's responsibility.

Impact is defined as: *Any closure, impedance, damage, destruction, abnormal wear and tear, interference or use of any public facility, property, roadway, trail, structure, ingress, egress or business function that causes extraordinary or unusual expense, or deters or detracts from other duties for any governmental agency within the City of Leadville, Colorado.*

All Event Permit applications are handled through the Director of Administrative Services office. After the applicant completes the Application and attaches any required documents, it is to be returned to the Director of Administrative Services. Applications are available on line at www.cityofleadville.com. They can be printed and faxed or emailed back to the City.

Reasons that your application may be denied are:

- Agencies may not have the resources to dedicate to your event,
- Your event may be deemed as too intrusive to the community,
- Your event may be deemed as inappropriate for the community or
- Your event may be deemed to be too destructive to the community.
- Other reasons may be expressed in the denial.

Acceptance of your application should in no way be construed as final approval or confirmation of your request. You will be notified if your event requires any additional information, permits, licenses or certificates. During the initial application screening process you will be given time to provide us with all pending documents (e.g. certificate of insurance, secondary permits, etc.). All documentation must be received before a Special Event Permit will be issued.

Permit applications must be received no later than ninety (90) days prior to the actual date of your event if the event will require closure of Harrison Ave/HWY 24 (unless City Council agrees and approves to a less amount of time for the submission). For applications that will require a temporary closure of Harrison Ave/HWY 24, that would delay access to Harrison Ave for two hours or less, do not require a ninety (90) application submittal. Permit applications must be received no later than thirty (30) days prior to the actual date of your event for all other requests that do not require closure of Harrison Ave/HWY 24 or for temporary closure as noted above. **Information from your permit application is considered public information** and may be used in developing the calendar of community events or reviewed by the public under the Open Records Act.

Issuance of a Special Events Permit **does not create any liability** for the issuing entities outside of their normal responsibilities under Colorado Revised Statutes. **It does not create a contractual agreement** with you and the issuing entities to perform any duty, responsibility or to perform any function other than what is provided for under the permit. **The applicant will not have any fees returned after the permit has been issued due to weather, lack of participation or any other reason.**

The applicant is responsible to ensure appropriate porta-potties, trash receptacles, arrange for Fire, ambulance, or law enforcement to manage their event as needed. If the event is deemed by local officials that these needs have not been met and additional resources are called in, the event will pay for those costs.



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPLICATION

Event Title: Leadville Trail 100 RUN And MTB Camp

Description: (Describe what your event is about, who and what will be involved, how it will work and any special information that you feel is important to help us understand the details of the event)

Both run and mtb camp offer athletes an on course experience for prep/training and to glean better overall experience/ understanding of course to support in their full one-day race later in the season. In addition, this allows an opportunity for training at altitude. Both events are guided by elite and veteran athletes, to offer full spectrum of experience about the course.

Set up - RUN	Date:	June 22nd , 2023	Time:	0600	Day of Week:	Thursday
Set-up - MTB	Date:	June 29th, 2023				
Run Cmp Starts	Date:	June 23, 2023	Time:	1200	Day of Week:	Friday
MTB Cmp Start	Date:	June 29, 2023	Time:	1200	Day of Week	Saturday
Run Cmp Ends	Date:	June 25, 2023	Time:	1700	Day of Week	Sunday
MTB Ends	Date:	July 2, 2023	Time:	1200	Day of Week	Sunday
Dismantle	Date:		Time	1700		

Location(s) requested:

- * No specific needs here other than: CSO (Community Service Officer or other PD to help with Light at 6th and Harrison as we move MTB riders out on Saturday July 1, 2023 for the start of Day two of the ride. (Should be about 15 minutes max) and Start time should be 0730.)
- * All other needs will only effect county vs. City other than gatherings at 316 Harrison on our Pavers.

Anticipated Attendance
(not including participants)

Total: 100 max for each

Anticipated Participants

Total: 150 for each **Total:** 250

Anticipated # of vehicles:

Total: 100

CONTACTS

Host Organization: LTF Triathlon Series, LLC
Chief Officer of Host Organization: Bahram Akradi

Applicant (Contact) Name : Tamira Jenlink

Address: 213 Harrison Avenue **City:** Leadville **State:** CO **Zip:** 80461

Telephone Number: Tamira - 303-990-2559

Pager/Cellular: Above **E-Mail Address:** tjenlink@lt.life



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPLICATION, *CONTINUED*

If your event will impact city services please give description:

Requesting:

1. City Support for Lead Out on Saturday July 1 at 0730 - Just from 316 Harrison to the stoplight / Support at the stoplight to hold traffic till riders move through is all that is needed.

If your event involves alcohol, weapons, speed activities, high speed vehicles, pyrotechnics, loud noise of any kind or any unusual activity please describe:

* No extras here for these two events.

Does your event require Harrison Ave/ HWY 24 to be closed? Please indicate in the box below. If it does require closure of Harrison/HWY 24 you will be required to adhere to the City of Leadville traffic control plan A or B. If you have comments related to this section please indicate in the space below.

YES NO

[Redacted comment area]

Does your event require Harrison Ave/ HWY 24 to be closed for a short term duration of up to a few hours? Please indicate in the box below. If it does require temporary closure of Harrison/HWY 24 you will be required to adhere to the City of Leadville traffic control plan C. If you have comments related to this section please indicate in the space below.

YES NO

[Redacted comment area]

If required, an original Certificate of Insurance must be received by the City of Leadville prior to the approval and issuance of your Special Event Permit. (This has been sent over to Lori Tye)

The applicant will need commercial general liability insurance that names as Additional Insured, the "City of Leadville its officers, employees, and agents" and any other public entities impacted by your event to which this permit applies. Insurance coverage must be maintained for the duration of the event including setup and dismantle dates.

Name of Insurance Agency Hays Companies

Address 80 South 8th Street Suite 700 City Minneapolis State MN Zip 55402



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

Telephone Number 1-612-333-3323 Pager/Cellular _____

Contact Name Dawn Heinemann and Angela Whirley

Policy Type Commercial General Liability

Policy Amount \$1,000,000 Policy Number PHPK2073324



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPLICATION, CONTINUED

Please Provide an Event Map that includes the following information

If the item does not apply please write N/A in the box.

- Location of fencing, barriers and/or barricades. Indicate any removable fencing for emergency access.
- Provision of minimum twenty foot (20') emergency access lanes throughout the event venue.
- Location of first-aid facilities and ambulances.
- Location of all stages, platforms, scaffolding, bleachers, grandstands, canopies, tents, portable toilets, booths, beer gardens, cooking areas, trash containers and dumpsters, and other temporary structures.
- A detailed or close-up of the food booth and cooking area configuration including booth identification of all vendors cooking with flammable gases or barbecue grills.
- Generator locations and/or source of electricity.
- Placement of vehicles and/or trailers.
- Exit locations for outdoor events that are fenced and/or locations within tents and tent structures.
- Other related event components not listed above. _____

CERTIFICATION:

I/we certify that the information contained in the foregoing application is true and correct to the best of my/our knowledge and belief that I/we have read, understand and agree to abide by the requirements, rules and regulations governing the proposed Special Event Permit under the City of Leadville. I/we agree to comply with all other requirements of the City, County, State, Federal Government, and any other applicable entity which may pertain to the use of the Event venue and the conduct of the Event, I/we agree to pay all fees, taxes and the City shall not be liable for the payment of such taxes. I/we agree to abide by the requirements of the Special Events Permit, and further certify that I/we, on behalf of the Host Organization, am also authorized to commit that organization, and therefore agree to be financially responsible, in conjunction with the Host Organization, for any costs and fees that may be incurred by or on behalf of the Event to the City of Leadville.

Print Name Host Organization: LTF Triathlon Series, LLC

Print Name of Authorized Agent: Tamira Jenlink

Title: Event Manager

Signature Tamira Jenlink

Date 3/13/2023

Approved by: _____



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

APPROVAL/DENIAL PAGE

(copy to be given to applicant along with the application, and filed with documentation)

REQUEST HAS BEEN:

Event approved: _____
Date

Event Denied: _____
Date

INSURANCE REQUIRED? YES
(Attach Certificate of Insurance to file copy)

NO

Special Events Permit Requirements:

Approval Granted by: _____

Date: _____

LEADVILLE RACE SERIES CAMP OF CHAMPIONS OPERATING PLAN

On site agent:

Events Manager: Tamira Jenlink

Cell: 303-990-2559

Email: tjenlink@lt.life

Office: 303-990-2559

2. **Dates:** June 29 – July 2, 2023

3. **Description of event:** MTB camp

4. **Location :** See map at bottom

5. **Number of acres needed:** 44 ½ road miles within the National Forest, 2 miles in BLM

6. **Planned number of participants:** 125

Maximum number: 200

7. **Number of spectators anticipated:** 0

Maximum number: 0

8. **Duration of event:**

- Aid stations will be set up the morning of and cleaned up that afternoon of each day.
- Trail marking will be put up the week prior to the camp and removed within one week following camp.
- Port-a-potties will be delivered to aid stations the week before the camp and removed the week following camp.
- All infrastructure for the camp will be temporary with no construction or permanent structures.

9. **Overnight areas needed:** No

10. **After hour activities for multiple-day events (music, food, etc.):** None

11. **Notification of adjacent permit holders or landowners:** Yes

12. **Other permits required and coordination or cooperating agreements:**

- City of Leadville
- Lake County
- Dept. of the Interior: Bureau of Land Management
- Dept. of the Interior: Bureau of Reclamation
- U.S. Department of Agriculture, Forest Service
- Colorado State Patrol
- City of Leadville Police Dept.
- Lake County Sheriffs Dept.

13. Facilities provided:

- Temporary facilities include tents, port-a-potties, water tank, and trail signage and markings.
- Trail markings will include trail marking tape, signs, and arrows along the course.
- Small tents will be erected at aid stations, located at:
 - Pipeline
 - Lost Canyon Road.
 - And Back of a truck along Hagerman Pass and
 - Bottom of Powerline
 - Port-a-potties will be located at Pipeline and Lost Canyon Road.
 - Self-contained camp toilets will serve Columbine Mine.

14. Provisions for drinking water:

- Filtered water is available at all aid stations,
- It is filtered Parkville Water District water.

15. Signing:

- Temporary race route marking will be put up the week ahead of camp and removed within a day following camp.
- Signage will be along road to advise motorists of bikers on the roads

16. Sanitation Plan:

- Port-a-potties will be used at
 - 316 Harrison Ave. -LRS Pavers (6),
 - Pipeline
 - Lost Canyon Road.
- They will be placed the week leading up to the camp.

3	DXR	316 Harrison - behind retail store
1	Handwash	316 Harrison - behind retail store
2	DXR	Pipeline aid station
1	Handwash	Pipeline aid station
1	DXR	Lost Canyon aid station (trailer/LRS staff)

17. Accommodations for disabled visitors (i.e., parking, access):

Accommodations will be made on a per-case, as needed basis.

18. Power supply requirements:

We use small, portable generators where required.

19. Public address system requirements: N/A

VENDORS

20. Will food or beverages be provided?

- Yes, a dry chemical extinguisher is required near the heat source. Single serve meals for participants.
- Food will be served per Lake County Public Health Permitting – For aid stations for all days.
- **Day 1** – Food will be served on Leadville Race Series property / Freight for dinner – all licensing for Freight handled by them.
- **Day 2** – Breakfast served on LRS property per Lake County Health requirements.
- **Day 2** - Food will be served by Silver Dollar Saloon at Pipeline, per all Lake County Public Health Permits
- **Day 2** – Meals at Tennessee Pass Nordic Center – All Licensing and permitting in place through them according to Lake County Public Health requirements
- **Day 3** – Breakfast served on LRS property per Lake County Health requirements.
- **Day 3** – Sandwiches on LRS property per Lake County Public Health Permits.
- **Day 3** – Dinner at Freight – all licensing and permitting handled by them in accordance with Lake County Public Health requirements.

21. Included in price? Yes

22. Agreements with vendors or caterers: Yes

23. Numbers of vendors or caterers: 5

24. Location of food or beverage:

Pipeline Aid Station, Friday July 1, 2022 from 12 p.m. – 3 p.m.

25. Alcohol for sale: No

26. Insurance coverage for alcohol: N/A

27. Other products for sale: N/A

28. Other equipment for rental: N/A

29. Additional third party agreements: N/A

PARKING AND VEHICLES

When planning for parking, one lane will **always** be open for emergency vehicles.

30. Amount of parking needed:

- In general: parking is temporary and moves with the training camp route.
- **Day 1** – Riders meet by bike at LRS Pavers.
- **Day 2** – Riders Meet at Pipeline in their own vehicles
- **Day 3** – Riders meet at the pavers by bike. .

31. Locations:

- Temporary short-term LRS staff parking at
 - Pipeline mini-aid station
 - Lost Canyon Road mini-aid station.

32. Parking attendants and locations used: None

33. Parking lot security: N/A

34. Traffic controls:N/A

35. Shuttle service: N/A

36. Will any road closures be needed? No

SAFETY/COMMUNICATIONS/MEDICAL

37. Medical Plan:

- Emergency vehicle access is always a top priority.
- We have the support of and are working closely with the Leadville Police Department, Lake County Sheriff's Department, Colorado State Patrol, Lake County Search and Rescue, and St. Vincent's Hospital.
- As this is a training ride, these resources are alerted and ready for response but not on course.
- This is per collaboration with Lake County Search and Rescue and Lake County Sheriff's Office

Leadville Police Department – (719) 486-1365

Lake County Sheriff's Department – Sheriff – (719) 486-1249

Colorado State Patrol –Corporal Greg Muse– (720) 576-3893

Lake County Search and Rescue - (719) 293-1244

St. Vincent's Hospital – (719) 486-0230

38. Communication type and number of equipment:

Permit holders will use cell phones and hand-held radios by all staff to include up to 15 handheld radios under our own licensing.

39. Safety closures for high risk areas and protection of spectators: None

ADVERTISING

40. Description of event advertising:

All event advertising includes, but not limited to – entry forms, informational booklets, newspaper postings, radio announcements, magazine ads, social media, website.

41. Target audiences:

Local, regional, and national participants.

42. Planned filming

Any filming will seek the appropriate licenses / permits as is related to specifications per drone usage with the USFS etc. In addition, we will request that any independent film crews acquire their own permits and licensing in accordance with all areas involved.

43. What is the reason for filming: N/A

44. Type of advertising proposed for the event:

Aid Station signs, banners and web/email

CLEANUP

45. Time frame to remove all facilities and garbage after the event:

- All clean up will be completed at the completion of each day's ride.
- Final course clean-up within two days post final day of the camp.

46. Garbage collection site location:

- Race volunteers are assigned to clean-up, remove trail marking, and police the trail.
- Litter will be bagged and disposed of off National Forest/BLM lands at the Lake County Landfill and through C4.
- C4 will support to ensure all recycling and waste are appropriately disposed of.

47. Mitigation plan to rehabilitate resource damage:

- Participants will stay on designated roads/trails.
- Excessive disturbance and/or damage will be addressed by the Race Management, in coordination with the Forest Service and BLM.
- No parking will be permitted on any vegetation

48. Time frame to complete mitigation:

Mitigation will be performed in a timely manner by joint agreement with the Forest Service/BLM and Race Management.

Camp MTB 2023

Event Schedule

Thursday, June 29

- **Registration and Packet Pick Up - 11am - 2pm**
 - 316 Harrison Ave. -LRS Pavers
 - Outdoor Packet Pick Up
 - Athletes ONLY
 - Longer hours to spread out the field

- One way direction in and out
- Signage regarding social distancing
- Mask requirements
- Hand Sanitizer Stands
- NO Expo or Sponsor Tents/Activations
- **Descending Clinic and Camp: 2pm-5pm**
 - 316 Harrison Ave. -LRS Pavers
 - Printer Boy to CR2 - Descending Skills Route
- **Dinner - 6pm**
 - Freight

Friday, June 30

- **Breakfast - 6:30am** - single serve meals
 - 316 Harrison Ave. -LRS Pavers
- **Camp Route** - Pipeline to Columbine and back - 7:30am
 - Location: Pipeline to Columbine Summit
 - Athletes to drive themselves to location
- **Dinner: 6:00pm**
 - Freight

Saturday, July 1, 2022

- **Breakfast: 6:30am**
 - 316 Harrison Ave. -LRS Pavers
- **Camp Route** - 316 Harrison Ave. to Pipeline and back - 7:30am
 - Location: 316 Harrison Ave.
 - Law Enforcement Lead-Out vehicle requested at 7:30
 - 6th and Harrison to Harrison and McWethy Drive
- **Dinner: 6:00pm** - last day of Camp
 - Location: Freight

Sunday, July 2

- **Casual Shakeout Ride**
 - **Location:** 316 Harrison Ave. -LRS Pavers to CMC Trails
 - Usually only about **20** athletes participate; most have left town or do on Sunday

Course Map

LEADVILLE TRAIL 100MTB



LEADVILLE TRAIL 100 RUN TRAINING CAMP

OPERATING PLAN

1. On site agent:

Events Manager: Tamira Jenlink

Cell: 303-990-2559

Email: tjenlink@lt.life

Office: 303-990-2559

2. Dates: June 23 – 25, 2023

3. Description of event:

Training Camp – 3 runs on 3 separate days.

Dates and mileages

- **Day 1)** 13 mile at night from MayQueen Campground back to 316 Harrison Ave. - LRS Pavers
- **Day 2)** 26 miles from MayQueen Campground to Twin Lakes Fire Station
- **Day 3)** 24 miles from Llama Parking area to Winfield to Llama Parking area

4. Location (map attached): See map

5. Number of acres needed: 59 miles both within San Isabel National Forest and outside the boundaries of the National Forest, 1.5 miles in BLM.

6. Planned number of participants: 145

Maximum number: 150

7. Number of spectators anticipated: 0

Maximum number: 0

8. Duration of event:

- There will be no construction, no permanent or temporary structures.
- Roving aid stations will be set up from the back of vehicles and one for Day 2 & 3 that will only be in place for the event. Further description provided under Number 31 under Locations.
 - To include an aid station area at the following locations:
- Usage will be for a training run only, not a race. Groups will be small and will be accompanied by experienced Leadville Trail 100 finishers.

9. Overnight areas needed: No

10. After hour activities for multiple-day events (music, food, etc.): None

11. Notification of adjacent permit holders or landowners: Yes

12. Other permits required and coordination or cooperating agreements:

- City of Leadville
- Lake County
- Dept. of the Interior: Bureau of Land Management
- Dept. of the Interior: Bureau of Reclamation

- U.S. Department of Agriculture, Forest Service
- Colorado State Patrol
- City of Leadville Police Dept.
- Lake County Sheriffs Dept.

13. Facilities provided:

- Port-a-potties will be utilized at May Queen Campground, Outward Bound, Halfpipe, Twin Lakes and in the Llama Parking area off of State HWY 82 (Per USFS discussion on best location and further discussion / description given under Sanitation.)

14. Provisions for drinking water:

- Filtered water is available at all aid stations,
- It is filtered Parkville Water District water..

15. Signing:

- Temporary race route marking will be put up the week of the event on June 21/22 for the Day 1 course, and then on June 23/24 for the additional days.
- All Course markings will be removed no later than two days following the event.

16. Sanitation Plan:

Additional Port-a-potties will be placed at the MayQueen Campground, Outward Bound, Half Pipe Aid Station, and Twin Lakes. Trash, recycling, and compost bins available at all aid stations and disposed of properly by LRS staff.

RUN CAMP

NUMBER OF POTS	TYPE	LOCATION
4	DXR	MayQueen Aid
1	Handwash	MayQueen Aid
1	DXR	Top of Mini Powerline
1	DXR - portable	Half-Pipe/LRS staff& trailer
3	DXR	Llama Parking off SHwy 82
1	Handwash Dual	Llama Parking off SHwy 82
2	DXR	Twin Lakes Fire Station
1	Handwash Dual	Twin Lakes Fire Station

17. Accommodations for disabled visitors (i.e., parking, access):

Accommodations will be made on a per-case, as needed basis.

18. Power supply requirements:

We use small, portable generators where required.

19. **Public address system requirements:** N/A

VENDORS

20. **Will food or beverages be provided?**

- Yes, a dry chemical extinguisher is required near the heat source. Single serve meals for participants.
- Food will be served per Lake County Public Health Permitting – For aid stations for all days.
- **Day 1** – Food will be served on Leadville Race Series property
- **Day 2 & 3** – Food will be served at Freight and all licensing handled by them
- **Day 3** – Silver Dollar Saloon will serve food per Lake County Public Health Permits. We will stage them at the Llama Parking Area per USFS request.

21. **Included in price?** Yes

22. **Agreements with vendors or caterers:** Yes

23. **Numbers of vendors or caterers:** 3

24. **Location of food or beverage:** Outdoors at 316 Harrison Ave.

25. **Alcohol for sale:** No

26. **Insurance coverage for alcohol:** N/A

27. **Other products for sale:** N/A

28. **Other equipment for rental:** N/A

29. **Additional third party agreements:** N/A

PARKING AND VEHICLES

When planning for parking, one lane will always be open for emergency vehicles.

30. **Amount of parking needed:**

- In general: parking is temporary and moves with the training camp route.
- **Days 1 & 2** we will drop and pick up runners via shuttles.
- **Day 3** – Runners and shuttles will utilize the llama parking area.

31. **Locations:**

Temporary aid stations at Outward Bound, Half Pipe Aid Station, Twin Lakes Fire Station, Willis Gulch Trailhead / Llama Parking and Winfield.

- **Day 1:** Turquoise Dam area at the top of mini powerline on the east side of the dam road.

- **Day 2:** Briefly out of the back of a truck on Hagerman Pass road where they enter from the CT on CR 4/Hager Pass Road and head west towards 105 A.
- **Day 2:** Briefly at the bottom of power line where they enter onto CR 5A / State HW 300
- **Day 2** – Possible addition on Outward Bound Property per Outward Bound approval.
- **Day 2 :** Briefly at intersection of FS 130 and 130S where the Half Pipe Aid station is for run.
- **Day 2:** Twin Lakes Fire Station area – per Twin Lakes Village
- **Day 3:** Small table at the entrance to Willis Gulch TH
- **Day 3:** Winfield in approved Winfield location
- **Day 3:** Llama Parking area for

32. **Parking attendants and locations used:** N/A

33. **Parking lot security:** N/A

34. **Traffic controls:** N/A

35. **Shuttle service:**

We will shuttle participants to each day's starting location and pick them up from the end location.

36. **Will any road closures be needed?** No

SAFETY/COMMUNICATIONS/MEDICAL

37. **Medical Plan:**

Since this is a training run, rather than a race, there should be no specific medical needs. We have the support of the Leadville Police Department, Lake County Sheriff's Department, and St Vincent Hospital.

- As this is a training run, these resources are alerted and ready for response but not on course.
- This is per collaboration with Lake County Search and Rescue and Lake County Sheriff's Office

Leadville Police Department – (719) 486-1365

Lake County Sheriff's Department – Sheriff – (719) 486-1249

Colorado State Patrol – Corporal Greg Muse – (720) 576-3893

Lake County Search and Rescue – (719) 293-1244

St. Vincent's Hospital – (719) 486-0230

38. **Communication type and number of equipment:**

Permit holders will use cell phones and hand-held radios by all staff to include up to 15 handheld radios under our own licensing.

39. **Safety closures for high risk areas and protection of spectators:** N/A

ADVERTISING

40. Description of event advertising:

All event advertising includes, but not limited to – entry forms, informational booklets, newspaper postings, radio announcements, magazine ads, social media, and the race website.

41. Target audiences:

Local, national, and international participants.

42. Planned filming:

Any filming will seek the appropriate licenses / permits as is related to specifications per drone usage with the USFS etc. And we will request that any independent film crews acquire their on permits and licensing in accordance with all areas involved.

43. What is the reason for filming: N/A

44. Type of advertising proposed for the event:

Aid Station signs, banners and web/email

CLEANUP

45. Time frame to remove all facilities and garbage after the event:

All clean up will be completed at the completion of each day's run and final course clean-up within two days post final day of the camp.

46. Garbage collection site location:

- Race volunteers are assigned to clean-up, remove trail marking, and police the trail.
- Litter will be bagged and disposed of off National Forest/BLM lands at the Lake County Landfill an through C4/
- C4 will support to ensure all recycling and waste are appropriately disposed of.

47. Mitigation plan to rehabilitate resource damage:

- Participants will stay on designated roads/trails.
- Excessive disturbance and/or damage will be addressed by the Race Management, in coordination with the Forest Service and BLM.

- No parking will be permitted on any vegetation

48. Time frame to complete mitigation:

Mitigation will be performed in a timely manner by joint agreement with the Forest Service/BLM and Race Management.

Camp Run 2023

Event Schedule

Friday, June 23

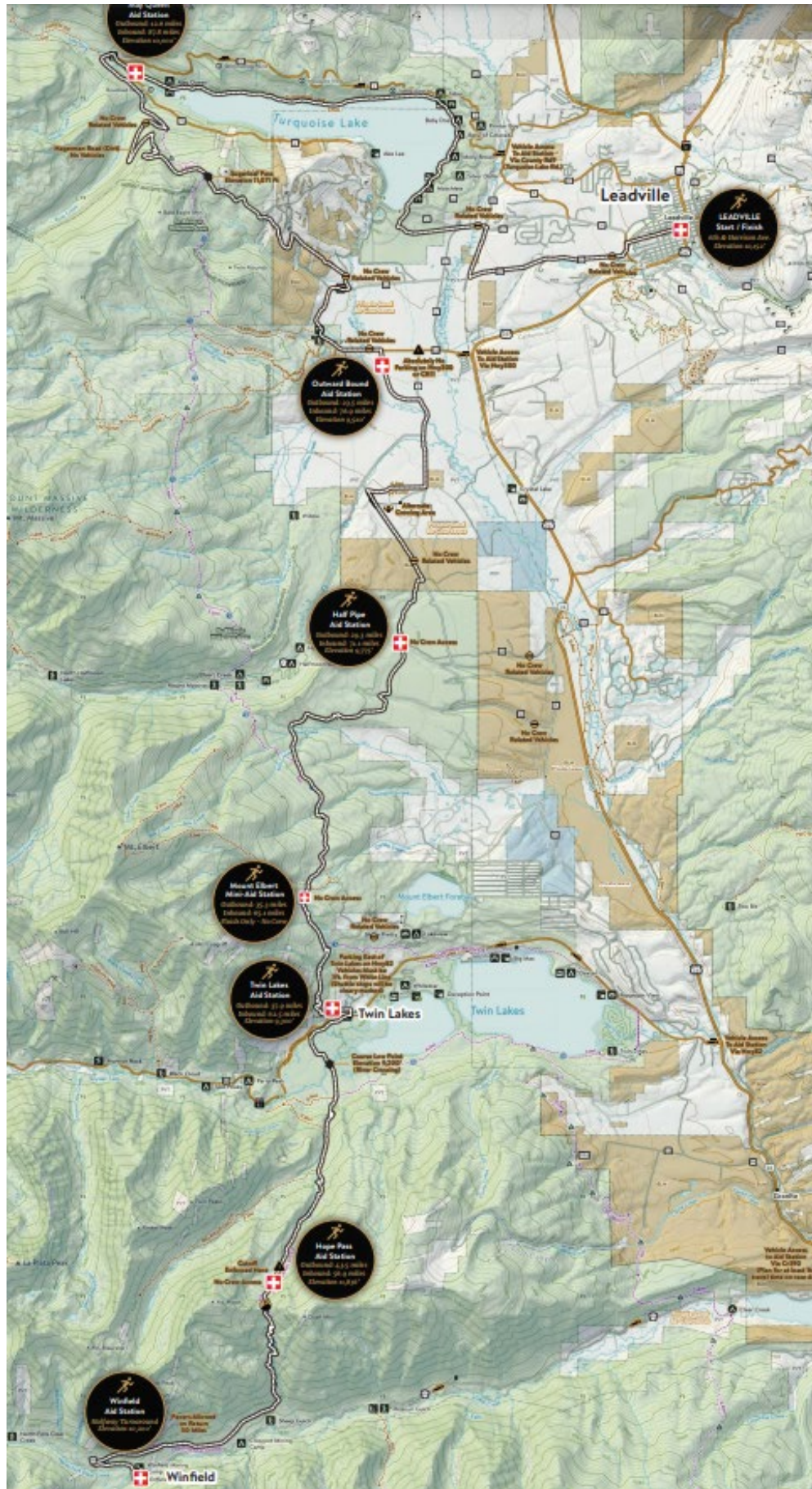
- **Registration and Packet Pick Up - 4pm-8:00pm**
 - 316 Harrison Ave. - LRS Pavers
 - Packet Pick Up
- **Night Run - 8pm**
 - Location: Mayqueen to 316 Harrison Ave. - LRS Pavers
- **Dinner - 10pm - until last athlete (12am)**
 - 316 Harrison Ave. - LRS Pavers

Saturday, June 24

- **Breakfast – 6:30am - single serve meals**
 - 316 Harrison Ave. - LRS Pavers
- **Camp Route - Mayqueen to Twin Lakes - 7:30am**
 - Location: Mayqueen to Twin Lakes
 - Athletes to drive themselves or shuttle bus
- **Dinner: 6:00pm**
 - Freight

Sunday, June 25

- **Breakfast: 6:30am**
 - 316 Harrison Ave. - LRS Pavers
- **Camp Route - Willis Gulch Trailhead to Winfield and back - 8:00am**
 - Location: Meet at Llama parking area and start at Willis Gulch Trailhead
 - Athletes to drive themselves or shuttle bus
- **Dinner: 5:00pm - last day of Camp**
 - Location: Freight





Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

FOR OFFICIAL USE ONLY: SIGN OFF REQUIRED FROM ALL CHECKED BOXES
***CAN BE EMAIL DIRECTED TO PLANNING OFFICAL BY DEPARTMENT HEAD**
DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE *Chapin LaChance* APPROVED
By Chapin LaChance at 12:56 pm, Mar 30, 2023 DATE 03/30/2023

City Street Dept.: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____



Camps

Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-581

FOR OFFICIAL USE ONLY: SIGN OFF REQUIRED FROM ALL CHECKED BOXES
***CAN BE EMAIL DIRECTED TO PLANNING OFFICAL BY DEPARTMENT HEAD**
DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

City Street Dept.: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____



100 Run + MTS
CAMP

Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

FOR OFFICIAL USE ONLY: SIGN OFF REQUIRED FROM ALL CHECKED BOXES
***CAN BE EMAIL DIRECTED TO PLANNING OFFICAL BY DEPARTMENT HEAD**
DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

City Street Dept.: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE *NO CONCERNS*
K O Conway DATE *4-23-2023*

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____



Email: admins@leadville-co.gov

Phone: 719-486-2092 Fax: 719 486-5813

FOR OFFICIAL USE ONLY: SIGN OFF REQUIRED FROM ALL CHECKED BOXES
***CAN BE EMAIL DIRECTED TO PLANNING OFFICIAL BY DEPARTMENT HEAD**
DEPARTMENT INPUT (to be attached to the permit file copy):

City of Leadville (Planning Official): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

City Street Dept.: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Police Department: CONDITIONS / RESTRICTIONS/COMMENTS

SIGNATURE _____ DATE _____

Fire Department: CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____

Health Dept. (food): CONDITIONS / RESTRICTIONS/ COMMENTS

MTB + Run Camp
SIGNATURE *KAP* DATE 3/29/23

Lake County Building & Land Use (HWY 24 Closure): CONDITIONS / RESTRICTIONS/ COMMENTS

SIGNATURE _____ DATE _____



AGENDA ITEM #8B

CITY COUNCIL COMMUNICATION FORM

MEETING DATE: May 16, 2022

SUBJECT: Ordinance No. 2, Series of 2023: An Ordinance Amending Various Sections of Chapters 5.12, 17.08, 17.48, 17.50, and 17.60 of the Leadville Municipal Code Concerning Updates to the Table of Uses and Land Use Definitions (First Reading)

PRESENTED BY: Chapin LaChance, AICP – Planning Director

- ORDINANCE
 RESOLUTION
 MOTION
 INFORMATION
-

I. REQUEST OR ISSUE:

Before City Council for consideration on first reading is Ordinance No. 2, Series of 2023 (“Ordinance”), which amends Title 17 (Zoning) of the Leadville Municipal Code to reorganize, streamline, and update its table of uses, land use definitions, and related provisions of the City’s Zoning Code, concerning administrative permits, accessory uses, and approval of certain short-term rental unit licenses.

II. BACKGROUND INFORMATION:

The attached memo from the City’s consultant, TJ Dlubac with Community Planning Strategies, explains the background of this code amendment project which began in 2018. These amendments have been reviewed by either the City Planning and Zoning Commission (P&Z) or City Council at the following public meetings:

- 11/29/2017 P&Z Work Session
- 3/28/2018 P&Z Work Session
- 2/27/2019 P&Z Work Session

3/27/2019 P&Z Work Session
12/18/2019 P&Z Work Session
8/24/2022 P&Z Work Session
11/15/2022 Joint Work Session, P&Z and City Council
1/25/2023 (P&Z public hearing, continued to 2/22/2023 meeting)
2/22/2023 (P&Z public hearing, continued to 04/26/2023 meeting)
04/26/2023 P&Z public hearing

The City Council last reviewed these code amendments at the 11/15/2022 Joint Work Session with P&Z.

Consultant Revisions

After the 11/15/2022 Joint Work Session, the City's consultant provided the documents listed below which are attached in this packet.

- Memo for public hearing (bottom of 2nd page explains most recent changes)
- Redline version of proposed amendments to Ch. 17.08 Definitions.
- Redline version of proposed amendments to Ch 17.48.010, Table of Uses

Minor revisions which have been made since the 11/15/2022 Joint Work Session, which are highlighted in green.

- A lot of minor technical, grammatical, and word choice changes to finalize the proposal and prepare the various documents for hearing. All changes can be seen in the redlined version of the Table of Uses.
- Allow multiple-family dwellings (3-4 units) by right (R) in the TR and C zone districts. Since the Policy Advisory Team (PAT) did not include the 5+ units line in their recommendation, the consultant reverted these back to Conditional Use (C) in the TR and C zone districts as well.
- A definition of "Rental Shop" was added.
- Reverted allowances for Accessory Dwelling Units (ADUs) back to the current status (prohibited in the RC district) since the proposed changes to the Table of Uses conflicted with Sec. 17.60.020.B.

City Attorney and Planning Director Revisions

After receiving the revisions from the consultant, the City Attorney and Planning Director conducted a review of the proposed amendments and made extensive additional revisions. Below is a description of the additional attached redlines made to each section.

17.08.020 - Use Categories and 17.08.030 - Definitions

Various amendments to animal, childcare, short-term rental, alcohol, marijuana, and formula businesses uses for consistency with Colorado Revised Statutes, the Table of Uses amendments, or

previously adopted City ordinances. These amendments also include:

- Added definitions for “commercial use”, “density”, “fence”, “hostel”, and “modular construction”.
- Clarification that any “dwelling unit” can include modular construction.

17.48.010 - Designation (Table of Uses)

- Changed introductory statement so that uses not listed in the table are reviewed for compliance with 17.48.20 “Uses not listed” instead of being prohibited.
- Made various amendments for consistency with 17.08.020 - Use Categories and 17.08.030 Definitions.
- Listed “Short Term Rental” use type under “Lodging Facilities” use category, and listed as requiring an Administrative Permit in all zones per the City Council direction at the 02/28/2023 Joint Work Session.
- Removed accessory use zoning allowances from 17.60 Accessory Buildings and Uses and listed them under the Accessory Uses section of the table.

17.48.020 - Uses not listed

- Changed title from “Uses not itemized” to “Uses not listed”.
- This is an entire “repeal and replace” of this section. The amendments allow the Planning Official, instead of the City Council, to decide whether a proposed use not listed in the table is comparable to a listed use, and provides criteria for making that decision.

17.48.030 - Manufactured Homes and Mobile Homes

- Removed zoning allowance from this section so that the zoning allowance is solely listed in the Table of Uses.

Chapter 17.50 - Administrative Permits

- Changed reviewer from P&Z chair and Planning Official to solely Planning Official.
- Allow for reclassification of application to a CUP by Planning Official.
- Removed requirement for adjacent property owner notice.
- Simplified violation and permit revocation process.

Chapter 17.60 – Accessory uses, buildings, and structures

- Changed title from “Accessory Building and Structures” to “Accessory Uses, Buildings, and Structures”.
- Removed use allowances by zone, leaving to be solely regulated by the Table of Uses, including accessory uses.
- Combined Accessory Dwelling Units (ADU) standards for all zones into section titled ADU Requirements.

- Clarified that an ADU counts as a unit of density, and that a maximum of 1 ADU is allowed, per direction from the 01/25/2023 P&Z meeting.

Chapter 5.12 – Short-Term Rentals:

- Added definition for “short-term rental unit”.
- Changed references to the Zoning permit requirement from a conditional use permit to an administrative permit per the City Council direction at the 02/28/2023 Joint Work Session.
- Clarifications for short-term rental licenses for condominiums.

III. FISCAL IMPACTS:

None.

IV. LEGAL ISSUES:

None.

VI. PLANNING AND ZONING COMMISSION, STAFF RECOMMENDATION:

At the 04/26/2023 public hearing, the Planning and Zoning Commission recommended the City Council adopt the attached Ordinance No. 2, Series of 2023. Staff also recommends the City Council adopt this ordinance on first reading and scheduling second reading for a date certain.

VII. COUNCIL OPTIONS:

Council may take one of the following actions:

1. Adopt the Ordinance.
2. Adopt the Ordinance with amendments.
3. Table for further discussion and consideration.

VIII. PROPOSED MOTION:

“I move to adopt Ordinance No. 2, Series of 2023, an Ordinance Amending Various Sections of Chapters 5.12, 17.08, 17.48, 17.50, And 17.60 of the Leadville Municipal Code Concerning Updates to the Table of Uses and Land Use Definitions on first reading. I further move to schedule second reading of this Ordinance for City Council’s regular meeting on June 20, 2023.”

IX. ATTACHMENTS:

- Consultant’s Memo for P&Z public hearing (bottom of 2nd page explains most recent changes)

- Consultant's redline version of proposed amendments to Ch. 17.08 Definitions.
- Consultant's redline version of proposed amendments to 17.48.010 - Designation (Table of Uses)
- City Attorney and Planning Director's additional redlines to Ch. 17.08 Definitions.
- City Attorney and Planning Director's additional redlines to 17.48.010 - Designation (Table of Uses)
- City Attorney and Planning Director's redlines to 17.48.020 - Uses Not Itemized
- City Attorney and Planning Director's redlines to 17.48.030 - Manufactured Homes and Mobile Homes
- City Attorney and Planning Director's redlines to Chapter 17.50 - Administrative Permits
- City Attorney and Planning Director's redlines to Chapter 17.60 - Accessory Buildings and Structures
- City Attorney and Planning Director's redlines to Chapter 5.12 - Short-Term Rentals

To: City of Leadville Planning and Zoning Commissioner's

Cc: Laurie Simonson, City of Leadville City Administrator
Lori Tye, City of Leadville Administrative Assistant
Chapin LaChance, City of Leadville Planning Director

Date: January 15, 2023

Subject: Planning & Zoning Commission Hearing Land Use Table Updates

BACKGROUND INFORMATION:

This project began back in 2018 and was put on hold in 2019 to allow the city to focus on Short-Term Rentals ("STR"). During the period the project was active, there were multiple work sessions and discussions with the Planning and Zoning Commission ("P&Z"). For purposes of background, update memos from the previous work on this project have been attached to this memo to provide some context to the previous edits suggested and some context as to why.

As outlined in the March 23, 2018, memo, there were five objectives identified that guided this project:

1. Re-organize the overall table to be more readable and usable.
2. Remove duplicate uses from the table.
3. Where able, consolidate items into more general terms.
4. Add new uses where applicable.
5. Establish appropriate approval processes for the level of review needed (i.e., By-Right, Administrative, Conditional, etc.)

To move towards these objectives, multiple rounds of revisions sought to address the following:

1. Generally, use the same terms as in the current code and recategorize them based on use type. The reorganization divided uses into four categories:
 - a. Residential Uses
 - b. Public, Institutional, and Civic Uses
 - c. Commercial Uses
 - d. Industrial Uses
2. Divide the four general categories into "Use Categories" to allow more flexibility in interpreting uses that may not be known at this time. The intent of moving to this structure is to allow the city to manage for impacts of uses rather than a definition of a specific term. An inventory of other municipal codes from peer communities was evaluated to determine the desired structure of the table.
3. Remove uses that could be grouped with other similar uses, or that were unnecessary. For example, many of the telecommunications facility sub-uses were removed since they all fall under the umbrella definition and review procedures outlined in Sec. 17.72.070.
6. A review of the definitions section to add, delete, and amend definitions to fit the intent of the terms used in the table of uses.
7. Create a new section entitled "Use Categories" to allow a broader category of uses which allows a broader ability to interpret proposed uses.
8. Evaluate the level of approval for each use in each zoning district to ensure the appropriate level of oversight and review was being conducted. For some uses, the P&Z desired to reduce the level

of oversight by moving things to administrative approval or use by right. In other cases, the desire was to apply additional scrutiny for specific situations resulting in a conditional use being required. The suggested changes can be seen in the redline version of the table of uses attached to this memo.

PLANNING & ZONING COMMISSION WORK SESSION:

CPS presented proposed updated documents to the Planning and Zoning Commission at a work session on August 24th. The memo provided to the Commission prior to that meeting is included in the background materials attached to this memo.

Based on the discussion at that meeting, CPS made a variety of changes to the definitions and table of uses. Changes made since that discussion are identified with yellow highlights throughout all documents. The redline drafts attached to this memo reflect proposed changes based on the version of the code currently adopted municipal code.

JOINT CITY COUNCIL AND PLANNING & ZONING COMMISSION WORK SESSION:

CPS presented proposed updated documents to a joint work session with the City Council and the Planning and Zoning Commission on November 15th. At this meeting, there was some discussion about possible next steps and additional code amendments, however, in general, there was consensus on the amendments and the proposed revisions. Guidance was provided to proceed with the hearing process.

SINCE JOINT WORK SESSION:

Minor changes which have been made since the joint work session and they are listed below:

1. A lot of minor technical, grammatical, and word choice changes to finalize the proposal and prepare the various documents for hearing. All changes can be seen in the redlined version of the table of uses.
2. Allow Multiple-family dwelling (3-4 units) by right (R) in the TR and C zone districts. Since PAT did not include the 5+ units line in their recommendation, CPS reverted these back to Conditional Use (C) in the TR and C zone districts as well.
3. A definition of "Rental Shop" was added.
4. Reverted allowances for ADU's back to the current status (prohibited in the RC district) since the proposed changes to the Table of Uses conflicted with Sec. 17.60.020.B.

**01/15/2023 Proposed red-lined amendments by City's
consultant, TJ Dlubac with Community Planning
Strategies**

Chapter 17.08 DEFINITIONS

17.08.010 Introduction.

As used in this title, unless the context requires otherwise, the following words and phrases shall be as stated below. Except as provided for in this title, the planning commission shall decide by a majority vote of the members present any questions or disputes regarding both the interpretation and the application of the definitions listed below and all words contained within this title but not specifically defined herein. Any such interpretation or application decided upon by the planning commission may be appealed by an applicant to the board of adjustment, which shall render a final decision by a concurring vote of four members.

17.08.020 ~~Definitions~~ Use Categories.

This section defines the general use categories listed in Table 1, By-Right, Conditional, and Prohibited Uses by Zoning District within Chapter 17.48. Definitions for specific use types are in alphabetical order in Section 17.08.030.

"Accessory use, building, or structure ~~or use~~" means a subordinate use, building, or structure ~~or use~~ customarily incidental and subordinate in function to the principal use, building, or structure ~~or use~~ and located on the same lot as the principal use, building, or structure ~~or use~~.

"Agricultural Uses" means Agricultural and farming activities, including nurseries and facilities for processing and selling agricultural products. Agricultural uses commonly involve farming, dairying, pasturage, apiculture, horticulture, floriculture, and viticulture.

"Child care facilities" means establishments that provide care for children on a regular basis away from their primary residence. Accessory uses commonly include offices, recreation areas, and parking. This category commonly does not include public or private schools or facilities operated in connection with an employment use, shopping center, or other principal use, where children are cared for while parents or guardians are occupied on the premises.

"Community and Cultural Facilities" means uses including buildings, structures, or facilities owned, operated, or occupied by a governmental entity or nonprofit organization to provide a service to the public.

"Educational Facilities" means public, private, and parochial institutions at the primary, elementary, middle, high school, or post-secondary level, or trade or business schools, that provide educational instruction to students. Accessory uses commonly include play areas, cafeterias, recreational and sport facilities, auditoriums, and before- or after-school day care.

"Food and Beverage" means establishments involved in serving prepared food or beverages for consumption on or off the premises. Accessory uses commonly include food preparation areas, offices, and parking.

"Group Living" means uses characterized by residential occupancy of a structure by a group of people who do not meet the definition of "household living." Tenancy is arranged on a monthly or longer basis, and the size of the group may be larger than a family. Group living structures commonly have a common eating area for residents. The residents may receive care, training, or treatment, and caregivers may or may not also reside at the site. Accessory uses commonly include recreational facilities and vehicle parking for occupants and staff.

“Healthcare Facilities” means any facility providing direct health care to the public such as hospitals, mental health institutions, sanitariums, special care centers, and clinics.

“Household Living” means uses characterized by residential occupancy of a dwelling unit as a household. The tenancy is arranged on a month-to-month or longer basis (lodging where tenancy may be arranged for a period of fewer than 30 days is classified under the “lodging facilities” category). Accessory uses commonly include recreational activities, raising of pets, gardens, personal storage buildings, hobbies, home occupations, and parking of the occupants’ vehicles.

“Industrial Service and Research” means uses including the repair or servicing of agricultural, industrial, business, or consumer machinery, equipment, products, or by-products. Contractors and similar users may perform services off-site with few customers coming to the site. Accessory activities commonly include offices, parking, and indoor or outdoor storage.

Commented [TD1]: Removed "sales" offices..

“Lodging Facilities” means for-profit facilities where lodging, meals, and the like are provided to transient visitors and guests for a defined period of time.

“Manufacturing and Production” means uses including all transformative processes, regardless of whether or not the new product is finished or semi-finished. Production is commonly for commercial wholesaling rather than for direct sales.

“Marijuana Industries” means any and all industries, uses, facilities, licenses, or other activities allowed under the Colorado Medical Marijuana Code (Article 43.3 of Title 12, C.R.S., as amended) and Colorado Retail Marijuana Code (Article 43.3 of Title 12, C.R.S., as amended), and further regulated under the Colorado Department of Revenue, Marijuana Enforcement Division’s Medical Marijuana Code, 1, C.C.R. 212-1, as amended and/or Retail Marijuana Code, 1 C.C.R. 212-2, as amended.

“Offices” means uses that provide executive, management, administrative, or professional services, but do not involve the sale of merchandise except as incidental to a principal use. Common uses include real estate, insurance, property management, investment, employment, travel, advertising, law, architecture, design, engineering, accounting, call centers, and similar offices. Accessory uses commonly include cafeterias, health facilities, parking, or other amenities primarily for the use of employees in the firm or building.

“Parking Facilities” means any parking lot or parking structure that is used primarily or habitually for the parking of vehicles (excluding street or alley rights-of-way).

“Parks and Open Space” means uses with a focus on natural areas, large areas consisting mostly of vegetative landscaping or outdoor recreation, community gardens, or public squares. Lands tend to have few structures. Accessory uses commonly include clubhouses, playgrounds, maintenance facilities, concessions, caretaker's quarters, and parking.

“Personal Services” means establishments that provide individual services related to personal needs directly to customers at the site of the business, or that receive goods from or return goods to the customer, which have been treated or processed at that location or another location. Examples commonly include beauty and barbershops, laundromats, shoe repair shops, and tailor shops.

Commented [TD2]: Removed "...but not limited to..."

“Public Utilities and Facilities” means all lines, buildings, easements, passageways, or structures used or intended to be used by any public or private utility related to the provision, distribution, collection, transmission, or disposal of power, oil, gas, water, sanitary sewage, communication signals, or other similar services at a local level.

Updates based on Aug. 24th discussion with P&Z are highlighted in yellow.
Green Highlights made on 1/11/2023

“Recreation and Entertainment” means uses that provide recreation or entertainment activities. Accessory uses commonly include concessions, snack bars, parking, and maintenance facilities.

“Retail” means uses involving the sale of a product directly to the final consumer for whatever purpose but not specifically or exclusively for the purpose of resale. Examples commonly include bookstores, antique stores, bakeries, grocery stores, household product stores, and similar uses.

“Temporary Use” means a use established for a limited duration of time with the intent to discontinue such use upon the expiration of the time period.

“Vehicles and Equipment” means a broad range of uses for the maintenance, sale, or rental of motor vehicles and related equipment. Accessory uses commonly include incidental repair, storage, and offices.

“Veterinary Services” means animal-related uses including the boarding and care of animals on a commercial basis. Accessory uses commonly include confinement facilities for animals, parking, and storage areas.

“Warehouse and Freight” means uses that are engaged in the storage or movement of goods for themselves or other firms. Goods are commonly delivered to other firms or the final consumer, except for some will call pickups. There is little on-site sales activity with the customer present. Accessory uses commonly include offices, truck fleet parking, and maintenance areas.

Section 17.08.030 Definitions

In this Title, the following terms shall have the following meanings unless a contrary meaning is required by the context or is specifically prescribed:

“Accessory dwelling unit” or “ADU” means an integrated attached or detached residential dwelling unit that is incidental and subordinate in function and size to the principal building which shall be located on the same parcel as the principal building. ADUs are independently habitable and provide the basic requirements of shelter, heating, cooking, and sanitation.

“Accessory use, building, or structure” means a subordinate use, building, or structure customarily incidental and subordinate in function to the principal use, building, or structure and located on the same lot as the principal use, building, or structure.

“Adjoining property and adjacent” includes all lots and parcels of land so long as any portion of the lot or parcel is located within one hundred (100) feet of the outer boundary or perimeter of the property in question.

“Adjoining property and adjacent specific to harboring of chickens” includes all lots and parcels of land so long as any portion of the lot or parcel is located within twenty (20) feet of the outer boundary or perimeter of the property in question.

“Administrative permit” is a permit issued by the building planning official after determining that the proposed use satisfies conditions specified in the municipal code for the particular use and does not run with the land. Permits may be denied or referred to the planning and zoning commission and city council with a conditional use permit application as described in Chapter 17.52.

Commented [TD3]: Removed "...but not limited to..."

Commented [TD4]: Removed "...uses include..."

Commented [TD5]: Cross reference with Sec. 16.04.170 of the Subdivision Regulations to ensure consistency.

Commented [TD6]: Changed "Chapter" to "Title" to cover entire Title 17 Zoning.

Commented [TD7]: Reordered

"Agricultural production" means the production of a plant ~~or animal~~ which will ultimately be sold at retail, and which utilizes the cultivating of soil, planting, raising, and harvesting crops: ~~rearing, feeding and managing animals.~~

"Alley" or "alleyway" means a minor public roadway upon which the rear of building lots generally abuts, and which is generally used for service purposes.

"Alteration" means any act or process that changes one or more of the exterior architectural features of a structure, including but not limited to, the erection, construction, reconstruction, or removal of any structure or substantial portion thereof. With regard to a mobile home park or travel trailer park, alteration would be any act or process that changes density, lot size, and boundaries.

"Alternative tower structure" means any man-made trees, clock towers, bell steeples, light poles, water towers, and similar alternative design mounting structures that camouflage or conceal the presence of antennas or towers.

"Animal boarding and training" means an establishment where domesticated animals other than household pets are housed, groomed, bred, boarded, trained, or sold. This term shall not include the operation of a kennel.

"Animal production related to the commercial production of animals" means raising or fattening animals for the sale of animals or animal products. The subsector comprises establishments, such as ranches, farms, and feedlots primarily engaged in keeping, grazing, breeding, or feeding animals. These animals are kept for the products they produce or for eventual sale.

"Antenna" means any exterior apparatus designed for telephone, radio, or television communications through the sending and/or receiving of wireless communications signals.

"Antenna, dish" means dish (parabolic or cylindrical) antennas used for microwave and satellite transmission and reception for commercial purposes. This definition shall not apply to wireless cable satellite dish antennas or dish antennas less than one meter in diameter or measured diagonally.

"Antennas, panel" means an array of antennas, rectangular in shape, used to transmit and receive telecommunication signals.

"Antenna, whip" means a single antenna that is cylindrical in shape and omni-directional.

"Applicant" means any person making application for a land use change or other action encompassed by this title. See also "Person."

~~"Approved foundation" means the ADU must be attached to a permanent foundation system in accordance with the manufacturer's requirements for anchoring, support, stability, and maintenance. The foundation system must be appropriate for the soil conditions for the site and meet local and state codes. The foundation system will have a stem wall, slab, diamond pier, or concrete pylon.~~

"Architectural feature salvage" means the storage yard of a dealer in interior or exterior architectural elements recovered from structures, and may include facilities, but not motor vehicles, for the administration or management of the business and for the maintenance of equipment used in the business. Such use shall not include unenclosed and/or exposed building materials on more than twenty-five (25) percent of the property.

“Art gallery” means an establishment engaged in the sale, loan, or display of paintings, photography, sculpture, or other works of art and may include art classes, art studio space, and special events. Art Gallery does not include libraries, museums, or non-commercial art galleries.

“Arts and entertainment facility” means a structure, complex, or facility for the presentation of performing arts. Arts and entertainment centers do not include any business defined as a sexually-oriented business by this title.

“Arts and entertainment facility, indoor” means a structure, complex, or facility for the presentation of exclusively indoor performing arts, including indoor motion picture theaters, theaters for indoor live performances, and studios for arts education, such as dance or painting. Arts and entertainment facilities do not include any business defined as a sexually-oriented business by this title.

“Athletic facilities” means a developed recreation area that may contain a playground as well as fields for competitive sports such as baseball, football, or soccer. Bleachers or grandstands may be provided.

“Automotive, recreational vehicles, or marine sales and service” means the use of any building or land for a business involving the sale, leasing, ~~and~~ or servicing of new or used motor vehicles, boats, snowmobiles, ATVs, OHVs, UTVs, or recreational vehicles. Such establishments may include office space, parking lots for the display and storage of vehicles available for sale, parking areas for customers and employees, vehicle repair facilities, facilities for body work, painting, or restoration, and sale of parts.

Commented [TD8]: Changed "and" to "or"

"Awning" means a movable shelter supported entirely from the exterior wall of a building and of a type that can be retracted, folded, or collapsed against the face of the supporting building.

Bars and lounges” mean a commercial enterprise whose primary activity is the sale of alcoholic beverages to be consumed on the premises. Bars and lounges include taverns, night clubs, private clubs, bottle clubs, and similar facilities serving alcoholic liquor.

"Bed and breakfast establishment" means a building or portion thereof with kitchen facilities for the customary service of breakfast at no additional cost to patrons and with sleeping rooms designed to be used, let, or hired for occupancy by persons on a temporary basis and containing not more than ~~ten (10)~~ five (5) such rooms.

"Block" means an area of land within a subdivision or proposed subdivision and bounded entirely by streets, roads, or other thoroughfares, except alleys or the external boundaries of the subdivision.

"Board of adjustment" means the board whose members are appointed by city council that is vested with the powers set forth in Chapter 17.88 of this title.

“Brewery” means an industrial use that brews ales, beers, meads, and/or similar beverages on site. Breweries are classified as a use that primarily manufactures beverages as defined herein and/or small breweries operated in conjunction with a bar, restaurant, or storage defined herein as an accessory use.

“Brewpub” means a restaurant that includes the brewing of beer as an accessory use. The brewing operation processes water, malt, hops, and yeast into beer or ale by mashing, cooking, and fermenting. The area used for brewing, including bottling and kegging, shall not exceed 25 percent of the total floor area of the commercial space and the facility shall have a capacity no more than that of a microbrewery.

"Buffer" means a screen which provides a visual barrier and noise abatement around the perimeter of mobile home parks and travel trailer parks excluding areas of ingress and egress. The screen can consist

of any combination of the following: a wood or masonry fence, essentially solid, with a minimum height of six feet; or landscaping or a landscaped berm consisting of trees, plants, flowers, or other natural vegetation. At no point can the screen be less than three feet in height. At the time of construction, sixty (60) percent of the perimeter area where the screen is to be placed must be at least six feet in height.

"Building" means any structure supported by columns and/or walls or other structures designed to enclose space.

"Building height" means the vertical distance as measured from the average finished grade to the point lying one-half the distance between the lowest and highest point on the roof of the building.

"Building official" means the city official(s) appointed or retained by the city to administer or enforce the building codes adopted by the city and other such codes and other regulations as the city may so designate.

"Café" means an informal restaurant primarily offering coffee, tea, and other beverages, where light refreshments and limited menu meals may also be sold.

"Campground" means an area to be used for transient occupancy by camping in tents, camp trailers, travel trailers, motor homes, recreational vehicles, and or similar movable or temporary sleeping quarters of any kind.

"Canopy" means a permanently roofed shelter wholly or partially covering a sidewalk, driveway, or ~~other similar area~~ another similar area, that may be wholly supported by a building or may be wholly or partially supported by columns, poles, or braces extended from the ground.

~~Church~~ "Cemetery" means land used or dedicated to the burial of the dead, including crematoriums, mausoleums, necessary sales, and maintenance facilities. Mortuaries shall be included when operated within the boundary of such cemetery.

"Child care center" means any facility providing less than 24-hour care for over six unrelated children during the daylight hours for compensation.

"Churches, places of worship or assembly " means any building which people regularly use to attend, participate in, or hold religious services, meetings, and other activities. This definition shall include buildings in which the religious services of any denomination are held.

"City" or "the city" means the city of Leadville, Colorado.

"Collector street" means a street of limited continuity serving or intended to serve as a feeder of local traffic into one or more major thoroughfares.

"Commercial greenhouse" means a greenhouse for agricultural production.

"Common open space" means a parcel of land, an area of water or a combination of land and water within the site designated for a planned unit development designed and intended primarily for the use or enjoyment of residents, occupants, and owners of the planned unit development.

The "commission" or the "planning commission" means the Leadville planning and zoning commission.

“Community Center” means a building or portion of a building used for nonprofit, cultural, educational, recreational, religious, or social activities which is open to the public or a designated part of the public, usually owned and operated by a public or nonprofit group or agency. Examples of community centers are learning centers, senior centers, and similar uses.

“Commercial cutting and storage of firewood” means the falling, chopping, cutting, splitting, or otherwise preparing timber or logs for commercial sales and/or storage of these products on the premises.

"Comprehensive plan" means a master plan or comprehensive plan adopted by the Leadville planning commission and/or the city council and all attachments and/or amendments to that plan.

"Conditional use permit" means a use as defined in Chapter 17.52 and may indefinitely run with the land rather than ceasing upon sale of the business as long as the land use remains the same and there are no violations of the municipal code.

"Construction" means the act of adding an addition or modifications to an existing structure or the erection of a new principal or accessory structure on a lot or parcel.

“Convalescent home”. See Nursing Home

"Cottage industry" means a commercial operation conducted within or adjacent to a dwelling unit, in which the dwelling unit is occupied as a residence. In order to qualify for treatment as a cottage industry, the dwelling unit must be continuously occupied as a residence; the absence or cessation of the occupation of the dwelling unit as a residence shall render the cottage industry a commercial operation, subject to all of the requirements of this title.

1. The cottage industry may offer articles for sale or delivery on the premises;
2. The cottage industry use must be contained within or adjacent to and integrated with the dwelling unit, but is not required to be operated entirely within the dwelling unit;
3. Up to three persons, in addition to those persons residing within the dwelling unit may be employed in the operation;
4. All signs must be in compliance with the applicable requirements for the zoning district in which the property is located;
5. No more than three motor vehicles, in addition to those owned and operated by the persons dwelling in the dwelling unit, may be parked or stored at or adjacent to the cottage industry premises for more than three hours continuously.

"Demolition" means any act or process that destroys in part or in whole a designated historic structure or a structure within the National Historic Landmark District. \

~~"Detached accessory dwelling unit" means detached units that are located inside of accessory buildings including spaces inside of garages.~~

“Detoxification center”. See “Substance Abuse Treatment Facility”.

"Development" means any construction or activity which changes the basic character or the use of the land on which the construction or activity occurs.

“Distillery” means a facility for the on-site distillation of spirits in quantities not to exceed 75,000 gallons per year. The distillery operation processes the ingredients to make spirits by mashing, cooking and fermenting. The distillery operation does not include the production of any other alcoholic beverage. A distillery may include a tasting room open to the public.

“Distribution facility” means a use where goods are received and/or stored for delivery to the ultimate customer at remote locations.

"District" means a physical or geographic area where a common set of land use regulations and/or development standards apply.

"Dwelling unit" or "dwelling" means a building or structure or portion therein designed to be used as the living quarters for one person, family or housekeeping unit.

“Dwelling, multifamily” ~~“Multifamily dwelling”~~ means a dwelling that was designed to house or houses more than two families, as defined herein.

“Dwelling, single-family detached” ~~“Single-family dwelling, detached”~~ means a dwelling designed for or occupied by a single-family as defined herein. Except as otherwise indicated, a "manufactured home" is also included within the definition of a "single-family dwelling, detached." However, a "mobile home" is not included within the definition of a single-family dwelling, detached."

“Dwelling, single-family attached” ~~“Single-family dwelling, attached”~~ means a dwelling designed for occupancy and ownership by one family that is connected by a common wall to another single-family dwelling, such as a ~~town home~~ townhome.

“Dwelling, two-family” ~~“Two-family dwelling”~~ means a dwelling designed for occupancy by two families, such as a duplex.

“Educational institution” means public, private, or ~~parochial~~ institution at the primary, elementary, middle, high school, or post-secondary level, or trade or business schools, that provide educational instruction to students. Accessory uses include play areas, cafeterias, recreational and sport facilities, auditoriums, and before- or after-school day care.

Commented [TD9]: Replaced "...and religious..."

“Electric vehicle (EV) charging station” means a motor vehicle parking lot where EVs can either recharge batteries for free or for a fee. EV charging stations may be allowed as an accessory use to any use where parking is required or provided.

“Electric vehicle (EV) charging station, private” means an EV charging station that is not open to the general public.

“Electric vehicle (EV) charging station, public” means an EV charging station that is accessible without restrictions on which drivers can utilize the station.

"Exterior architectural appearance" means the architectural character and general composition of the exterior of a structure, including but not limited to, the kind, color, and texture of the building material(s) and the type, design, and character of all windows, visible roof surfaces, doors, lighting fixtures, sign, and related elements.

"FAA" means the Federal Aviation Administration.

“Fabrication”. See “Manufacture of materials”.

"Family" means one or more persons occupying a dwelling unit and maintaining a common household but not including boarding or rooming houses, lodges, clubs, hotels or motels. Except as otherwise provided herein, "family" shall also include persons that are not related by blood, marriage, adoption, or legal custody occupying a residential dwelling unit and living as a single housekeeping unit if the occupants are handicapped persons as defined in Title VIII or the Civil Rights Act of 1968, as amended by the Fair Housing Amendments Act of 1988; or disabled persons as defined by Section 24-34-301, C.R.S.; additional necessary persons employed in the care and supervision of such handicapped or disabled persons.

“Family day care” means the use of a residence for the care of six or fewer children other than the occupant's own children for periods of less than 24 hours per day. Home child care is considered a home occupation.

“Farm stand” means a temporary building or structure, not to exceed a gross floor area of 500 square feet, from which agricultural products produced on the premises are sold.

"FCC" means the Federal Communication Commission.

“Frontage, ~~b~~Business”. “Business frontage” means the horizontal, linear dimension of that side of a building occupied by a single business or use which abuts a street, a mall, or other circulation area open to the general public and which has a public entrance to the building; in industrial districts, a building side with an entrance open to employees in a business frontage, where more than one business or use occupies a building, each such use having a public entrance (or, in industrial districts, an employee entrance) for its exclusive use is considered to have its own business frontage, which is the linear frontage of the portion of the building occupied by that business or use and containing the entrance.

“Garage—~~n~~Noncommercial” means a building designed for the shelter, storage or maintenance of motor vehicles owned and operated by the owner of such building which does not change the character of and is in harmony with the neighborhood and where no activity is carried out for profit.

“Gas pipeline” means any major pipeline and its appurtenant facilities designed for and capable of transporting gasses, excluding local distribution lines.

"Grade" means the mean point of elevation of the finished surface of the ground between a structure (whether a building, sign structure, or other) and a point five feet distant from the structure, or the mean point of elevation of the finished surface of the ground between the structure and the property lines if it is less than five feet distant from the structure. In case the structure is within five feet of a public sidewalk, alley or other public way, the grade shall be the elevation of the sidewalk, alley or public way.

“Greenhouse” means a building with a roof and sides constructed of glass or other transparent or translucent material and in which the temperature and humidity can be regulated for the cultivation of plants.

~~“Garage— Noncommercial” means a building designed for the shelter, storage or maintenance of motor vehicles owned and operated by the owner of such building which does not change the character of and is in harmony with the neighborhood and where no activity is carried out for profit.~~

"Gross density" means the average number of dwelling units per acre of a development or a proposed development.

"Gross floor area" means the total floor area of a structure as measured along the outside walls at floor level and including all floors but excluding open balconies and porches or enclosed parking areas and related features.

"Group homes" means a residential facility, whether or not licensed by the state, for the purpose of providing twenty-four-hour staff care, shelter, supervision, training and/or rehabilitation to eight or more developmentally disabled persons, mentally ill persons, or disabled persons, or a residential facility, whether or not licensed by the state, for any number of children, or for any number of persons sixty (60) years of age or older; provided, that such group home for elderly persons: (a) shall not be located within seven hundred fifty (750) feet of another such home; and (b) shall comply with any state, county, or municipal health, safety, and fire codes who do not need skilled and intermediate care facilities, plus no more than two live-in staff persons employed in the care and supervision of such elderly persons.

A group home or residential group home shall not include fewer than eight persons occupying a residential dwelling unit and living as a single housekeeping unit if the occupants are handicapped persons as defined in Title VIII or the Civil Rights Act of 1968, as amended by the Fair Housing Amendments Act of 1988; or disabled persons as defined by Section 24-34-501, C.R.S., and such additional necessary persons employed in the care and supervision of such handicapped or disabled persons.

~~"Guest unit" means any room, group of rooms, or other portion of a dwelling unit, accessory dwelling unit, hotel, motel, lodge, bed and breakfast establishment, time share estate, rooming or boarding house, or similar structure, that does not constitute the entire dwelling unit or other type of structure, is used or intended to be used for living and sleeping, has adequate egress, and is available for lease or rent as a single unit.~~

"Habitation" means occupancy of any dwelling unit, including dependent mobile homes, for more than twenty-four (24) hours in a seven-day period.

~~"Harboring of chicken" means activities, definitions, and regulations set forth in Section 6.04.020 if the Leadville Municipal Code.~~

~~1. "Adjoining property and adjacent specific to harboring of chickens" includes all lots and parcels of land so long as any portion of the lot or parcel is located within twenty (20) feet of the outer boundary or perimeter of the property in question.~~

"Historic district" means the Leadville National Historic Landmark (NHL) district designated by the National Park Service.

"Home occupation" means any use within a dwelling and carried on by the inhabitants, which use is clearly additional and secondary to the use of the dwelling for residential purposes and which does not change the character thereof, nor generate traffic or parking requirements which significantly or adversely affect the residential character of the neighborhood. A home occupation is an occupation or a profession ~~which that:~~

1. ~~_____~~ Is customarily carried on in a dwelling unit;
2. ~~_____~~ Is carried on by a member of the family residing in the dwelling unit with not more than one assistant who is not a resident of the premises;
3. ~~_____~~ Is clearly incidental and secondary to the use of the dwelling unit for residential purposes; occupying not more than twenty-five (25) percent of the total floor area of the dwelling;

4. ~~_____~~ _____ Conforms to the following additional conditions:

a. ~~_____~~ _____ The occupation or profession shall be carried on wholly within the principal building.

b. ~~_____~~ _____ A sign shall not be lit, not exceed two square feet, and be constructed of wood and nonreflective paint or other such materials as may be allowed by planning ~~official~~ officials.

c. ~~_____~~ _____ No offensive noise, vibrations, smoke, dust, odors, heat or glare shall be produced.

d. ~~_____~~ _____ No additions to or alterations of the exterior of the dwelling unit, including outside entrances for the purpose of the home occupation, shall be permitted.

e. ~~_____~~ _____ The conduct of the home occupation and its external effects must not interfere with the peace, quiet, and dignity of the neighborhood and adjoining properties.

"Hospice". See Nursing Home.

"Hospital" means an institution designed for the diagnosis, treatment, and care of human illness or infirmity and providing health services, primarily for inpatients, including as related facilities, laboratories, outpatient departments, training facilities, and staff offices.

"Hotel," ~~"motel" or "lodge"~~ means a building or portion thereof with guest units ~~sleeping rooms~~ used or designated for use by or hired for occupancy by persons on a temporary basis and ~~containing~~ including at least ~~six such guest rooms and shall include hostels~~ 275 square feet.

"Improvements" means any utility, roadway, survey monument, building, structural or other changes to the land as may be required by or provided for in this title.

~~"Integrated accessory dwelling unit" means units that are created by dividing space within a principal building, or by adding floor area to an existing building.~~

"Junkyard" means a building, structure, or parcel of land or any combination thereof used for the collection, storage or sale of waste paper, rags, scrap metal, or discarded or abandoned materials and equipment or parts thereof or for the collecting, disassembly, storage or salvaging or demolition of vehicles, machinery or other materials and including the commercial sale of whole items or parts thereof, but not including architectural feature salvage.

"Kennel" means:

1. ~~_____~~ _____ Any building, structure, area, or open space devoted wholly or partially to the raising, boarding or harboring of five or more ~~animals, domesticated,~~ animals that are over four months of age; or

2. ~~_____~~ _____ Any establishment for the boarding, raising or training of animals, domesticated, for which a fee is charged. ~~Such~~ The such establishment may include incidental grooming or the sale of pet supplies.

"Loading area" means a parking space other than a public street or alley for parking commercial vehicles for the purpose of loading or unloading materials or merchandise.

"Local street" means a street serving individual lots within a subdivision.

~~"Long term rental unit" means any dwelling unit, including an accessory dwelling unit, or guest unit that is available for lease for a term of thirty (30) consecutive days or more.~~

"Lot" means a portion or parcel of land, including a portion of a platted subdivision, occupied or intended to be occupied by a building or use and its accessories, together with such yards as required under the provisions of this title, that is an integral unit of land held under unified ownership in fee or co-tenancy, or under legal control tantamount to such ownership.

"Lot area" means the total horizontal area within the lot lines of a lot.

"Lot depth" means the average distance from the front to the rear lot lines of a lot.

"Lot width" means the average distance between the side lot lines of a lot.

"Lumbervard" means an area used for the storage, distribution, and sale of finished or rough-cut lumber and lumber products, but not including the manufacture or fabrication of lumber, lumber products, or firewood.

"Majority" means a majority of the members of the planning commission or city council present for a regular or special meeting to conduct business pursuant to this title, unless otherwise specified in state statute or city ordinance.

"Manufactured home" means a single-family dwelling which: (1) is partially or entirely manufactured in a factory; (2) is ~~not less than twenty four (24) feet in width and thirty six (36) feet in length;~~ (3) is installed on an engineered, permanent foundation; (4) ~~has~~ has brick, wood, or cosmetically equivalent siding and a pitched roof; (5) ~~is~~ is certified pursuant to the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 U.S.C. Section 5401, et seq., as amended; and (6) ~~is~~ is built for the Colorado climate and snow load according to the Department of Housing and Urban Development Standards established under the provisions of 42 U.S.C. Section 5401, et seq.

~~Master Plan. See "Comprehensive Plan."~~

"Manufacture of materials" means the mechanical or chemical transformation of materials or substances into new products, including the assembling of component parts, the manufacturing of products, and the blending of materials, such as lubricating oils, plastics, or resins.

"Mausoleum". See Cemetery.

"Medical Clinic" means a building or group of buildings in which the primary use is the provision of health care services to patients or clients. Examples include but are not limited to medical and dental laboratories, blood banks, oxygen providers, integrative medicine and holistic or homeopathic therapies, and other miscellaneous types of medical services.

"Medical marijuana center" has the same definition as set forth in Section 5.44.030 of the Leadville Municipal Code.

"Medical marijuana establishment" has the same definition as set forth in Section 5.44.030 of the Leadville Municipal Code.

"Medical marijuana optional premises cultivation operation" has the same definition as set forth in Section 5.44.030 of the Leadville Municipal Code.

“Membership clubs and lodges” means permanent, headquarters-type, and meeting facilities for organizations operating on a membership basis for the promotion of the interests of the members, including facilities for: business associations; civic, social, and fraternal organizations; country clubs (golf courses separately defined); labor unions and similar organizations; political organizations; professional membership organizations; other membership organizations.

“Microbrewery” means a facility for the production and packaging of malt beverages of low alcoholic content for distribution, retail, or wholesale, on or off-premise, with a capacity of not more than 15,000 barrels per year. The development may include other uses such as a standard restaurant, bar or live entertainment as otherwise permitted in the zoning district

“Mobile home, d~~e~~pendent”-“~~Dependent mobile home~~” means any vehicular camping unit, travel trailer unit or similar mobile vehicular unit, including buses, equipped with or without a working flush toilet and working bathtub or shower.

“Mobile home, i~~n~~dependent”-“~~Independent mobile home~~” means a structure ~~which~~that: (1) is transportable in one or more sections; (2) is less than twenty-four (24) feet in width or thirty-six (36) feet in length; (3) is built on a permanent chassis; (4) is designed to be used as a place of living for a single-family, with or without a permanent foundation, when connected to the required utilities; and (5) includes the plumbing, heating, air conditioning and electrical systems contained therein. “Manufactured home” is not included within the definition of “mobile home.” However, structures commonly called “single-wide mobile homes” (whether certified pursuant to the National Mobile home Construction and Safety Standards Act of 1974, 42 U.S.C. Section 5401, et seq., as amended, or not) and any other form of transportable housing which does not meet the definition of a “manufactured home” under this title is included within the definition of “mobile home.”

“Mobile home park” means a site or facility containing or proposed to contain two or more spaces for mobile homes.

“Mobile home space” means a plot of ground or a lot within a mobile home park designed to be occupied by one independent mobile home.

“Motel”. See “Hotel”.

“Motor vehicle parking lot” means an open space or an enclosed structure, exclusive of drives, turning areas or loading spaces, devoted to the parking of one or more motor vehicles.

“Museum” means an establishment operated as a repository for a collection of nature, scientific, literary curiosities, or objects of interest or works of art, not including the regular sale or distribution of the objects collected. Museums may include incidental retail and food/beverage sales.

“Nonconforming” means any preexisting building, structure or use conflicting with one or more provisions of this title applicable to the zoning district in which the building, structure or use is located.

“Nursery” means any land used to raise trees, shrubs, flowers, and other plants for sale or for transplanting.

“Nursing Home” means any facility which provides meals, lodging, and nursing care for compensation.

"Nudity" or "state of nudity" means:

- a. — The appearance of human bare buttocks, anus, male genitals, female genitals, or the areola or nipple of the female human breast; or
- b. — A state of dress ~~which that~~ fails opaquely and fully to cover the human buttocks, anus, male or female genitals, pubic region, or areola or nipple of the female breast.

"Open space" means the land area within a subdivision, proposed subdivision, or other development designated, reserved, and dedicated to outdoor uses, including but not limited to recreation, flood control, scenic uses, pathways, and related uses but excluding roadways.

"Orchard" means the establishment, care, and harvesting of more than 25 fruit-bearing trees for the purpose of selling the fruit to others.

"Outdoor Guiding" means a use where professional outdoor guides lead groups on outdoor activities such as hunting, fishing, skiing, camping, photography, or other outdoor recreational activities. This may include accessory retail or rental of equipment for the patrons participating in the outings. Outdoor guiding does not include outdoor recreational equipment rentals.

"Outdoor recreation equipment rental" means any use where motorized recreation equipment such as snowmobiles, off-highway vehicles, or utility vehicles are stored or displayed outdoors for rental purposes. This use may include office space and repair and maintenance of rental equipment."

"Outdoor storage" means the storage of materials, refuse, junk and/or other similar items outside of a building.

"Outdoor storage screened" means all outdoor storage of materials, supplies, equipment, trash, or similar items required to be screened from view from adjacent streets or the first floor of adjacent buildings.

"Outdoor storage, unscreened" means all outdoor storage not required to be screened from view from adjacent streets or the first floor of adjacent buildings.

"Outfitting". See Outdoor guiding.

"Owner" means any person with fee title to any parcel of land within the city who desires to permit the development of or to construct, install or erect a telecommunications facility upon such owner's property.

"Owner-occupied" has the same meaning as set forth in section 5.12.030 of this code.

"Parapet wall" means that part of a wall or railing which is entirely above the roof.

~~"Parking area" means an open space or an enclosed structure, exclusive of drives, turning areas or loading spaces, devoted to the parking of one or more motor vehicles. "Park" means an area or facility to be used for recreation, exercise, sports, education, rehabilitation, or similar activities, or an area intended to enhance the enjoyment of natural features or natural beauty.~~

"Parking area. See "Motor vehicle parking lot".

"Person" means any individual, partnership, corporation, association, company or other public or corporate body including the federal government and any political subdivision, agency, instrumentality or corporation of the state.

Pipeline, Gas--"Personal services" means establishments primarily engaged in providing services involving the care of a person or his/her personal goods, including but not limited to, dry cleaning, cosmetics, beauty and barbershops, funeral services, and domestic services.

~~"Gas pipeline" means any major pipeline and its appurtenant facilities designed for and capable of transporting gasses, excluding local distribution lines.~~

"Planned unit development" means an area of land, controlled by one or more landowners, to be developed or developed under unified control or a unified plan of development for a number of dwelling units, commercial, educational, recreational or industrial uses, or any combination of the foregoing, the plan for which does not necessarily correspond in lot size, bulk, or type of use, density, lot coverage, open space or other restriction to the provisions contained elsewhere in this chapter.

"Planning commission" means the Leadville planning and zoning commission.

"Planning official" means the city officials(s) appointed or retained by the city to administer or enforce this title and associated regulations and other such codes and regulations as the city may so designate.

"Playground". See Park.

"Playing field". See Athletic facility.

"Processing". See Manufacture of materials.

"Professional and business offices" means professional or government offices including accounting, auditing, and bookkeeping services; advertising agencies; architectural, engineering, planning, and surveying services; attorneys; counseling services; court reporting services; data processing and computer services; detective agencies and similar services; educational, scientific, and research organizations; employment, stenographic, secretarial, and word processing services; government offices including agency and administrative office facilities; management, public relations, and consulting services; photography and commercial art studios; writers and artists offices outside the home. This does not include medical offices or offices that are incidental and accessory to another business or sales activity that is the principal use.

"Public entrance" means an entrance to a building or premises that is customarily used or intended for use by the general public and excludes fire exits, special employee entrances, and loading dock entrances not generally used by the public.

"Public utility facility" means major buildings, structures, and facilities including but not limited to generating and switching stations, electrical substations, water or sewer pumping stations, and telephone exchanges, related to the furnishing (storage and transportation) of utility services, including but not limited to electric, gas, telephone, cable, water, sewer, and public transit, to the public. Major public utility facilities located in rights-of-way or easements are not uses required to be zoned.

"Recycling center" means a totally enclosed structure in which used materials are collected prior to shipment to others who will use those materials to manufacture new products.

"Referral agency" means an agency, organization, unit of government, political subdivision, group or organization to whom submittal materials and related text maps and graphic items are submitted for review, comment and/or recommendations to be returned to the Leadville ~~Planning Commission~~planning commission or the Leadville ~~City Council~~city council.

"Rental shop" means an establishment that conducts business with customers under conditions and terms agreed upon in a rental agreement or contract, which may be implied, explicit, or written.

"Restaurant" means an establishment where food and drink are prepared, table service is provided, and consumption takes place primarily within the principal structure.

"Restaurant with drive up windows" means a restaurant accommodating the patron's automobile from which the occupants may receive a service or in which products purchased from the restaurant may be received.

"Retail marijuana cultivation facility" has the same definition as set forth in Section 5.48.030 of the Leadville Municipal Code.

"Retail marijuana establishment" has the same definition as set forth in Section 5.48.030 of the Leadville Municipal Code.

"Retail marijuana products manufacturing facility" has the same definition as set forth in Section 5.48.030 of the Leadville Municipal Code.

"Retail marijuana store" has the same definition as set forth in Section 5.48.030 of the Leadville Municipal Code.

"Retail marijuana testing facility" has the same definition as set forth in Section 5.48.030 of the Leadville Municipal Code.

"Retail sales, general" means a facility or area for the retail sale of general merchandise or food to the general public for direct use and not for wholesale. This use includes but is not limited to sale of general merchandise, clothing and other apparel, flowers and household plants, dry goods, convenience and specialty foods, hardware, liquor, and similar consumer goods.

"Retail store, grocery" means a retail establishment that primarily sells food for off-site consumption, but also may sell other convenience and household goods for off-site consumption. Accessory uses may include but are not limited to sales of food or beverages for on-site consumption, grocery delivery services, florists, and pharmacy services.

"Retirement home". See Senior living facility.

"Riding Stables" means a structure or land use in or on which equines are kept for sale or hire to the public. Breeding, boarding, or training of equines may also be conducted.

"Roadway" means that portion of a street right-of-way designated for vehicular traffic.

"Roof line" means the highest portion on any building where an exterior wall encloses usable floor space (including roof areas for housing mechanical equipment) or the highest point on any parapet wall if the parapet wall extends around the entire perimeter of the building.

"Rooming or boarding house" means a building or portion thereof with guest units/sleeping rooms designed to be used, let or hired for occupancy by persons as long-term rental units or on a permanent/temporary basis and containing at least/between one and five such guest units-rooms.

"Sawmill" means an operation or facility which has, as its predominant purpose, the sawing or planning of logs or trees into rough slabs.

"Scenic railways" means a railway that, in provides opportunities for the enjoyment of natural and/or man-made scenic resources and access or direct views to areas or scenes of exceptional beauty or historic or cultural interest. The aesthetic values of scenic routes often are protected and enhanced by regulations governing the development of property or the placement of outdoor advertising.

"School" means a facility that provides a curriculum of academic instruction, including kindergartens, elementary schools, middle schools, junior high schools, high schools, or the campus of a college or university.

"Self-storage facility" means a building or group of buildings that are rented and designed, through individual compartments or controlled stalls, for self-service storage purposes.

"Senior living facility" means a multifamily dwelling or complex containing dwelling units designed for and principally occupied by senior citizens. Such facilities commonly include a congregate meals program in a common dining area but exclude institutional care facilities such as nursing homes as elsewhere defined.

"Service Station" means an establishment primarily engaged in the repair or maintenance of motor vehicles, trailers, and similar large mechanical equipment, including paint, body and fender, and major engine and engine part overhaul, provided it is conducted within a completely enclosed building.

"Service Station, Gasoline" means any building, structure, or area of land used for the retail sale of automobile fuels, oils, and accessories, where repair service, if any, is incidental. May include the sale of propane or kerosene as accessory uses.

"Setback" means the distance required by the provisions of this title between the face of a building and the lot line opposite that building face, measured perpendicular to the building. In computing the minimum setback requirement, the following architectural features shall not be considered: open fire escapes projecting up to a distance of four feet from the face of a building, walls, rails or fences. Setback distances shall be measured from the edge of the eaves of the structure. Where angled buildings or lots exist or streets are curved, setbacks shall be measured from the shortest distance to the lot line.

"Sexually oriented business" means any adult arcade, adult bookstore, adult novelty store, adult video store, adult cabaret, adult motel, adult motion picture theater, nude modeling studio, or sexual encounter center:

a. ——— "Adult arcade" means any commercial establishment to which the public is permitted or invited where, for any form of consideration, one or more still or motion picture projectors, or similar machines, or other image producing machines, for viewing by five or fewer persons per machine at any one time, are used to regularly show films, motion pictures, video cassettes, slides or other photographic, digital, or electronic reproductions depicting specified sexual activities or specified anatomical areas.

b. — "Adult bookstore, adult novelty store," or "adult video" store means a commercial establishment that devotes a significant or substantial portion of its business to any one or more of the following:

i. — The sale, rental or viewing (for any form of consideration) of books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes, slides, or other visual representations which are characterized by the depiction or description of specified sexual activities or specified anatomical areas; or

ii. — The sale or rental of instruments, devices, or paraphernalia which are designed for use or marketed primarily for engaging in specified sexual activities; or

iii. — A significant or substantial portion of its business is shown by characteristics including, but not limited to, some or all of the following:

1. — A significant or substantial portion of its stock in trade consists of the items listed in subsections a. and/or b. above; or

2. — A significant or substantial portion of its revenues is derived from the rental or sale of items listed in subsections a. and/or ~~(b.)~~ above; or

3. — A significant or substantial portion of its floor space, shelf space or storage space is devoted to the items listed in subsections a. and/or b. above; or

4. — A significant or substantial portion of its advertising is devoted to the items listed in subsections a. and/or b. above.

c. — "Adult cabaret" means a nightclub, bar, restaurant, concert hall, auditorium, or other commercial establishment which regularly features live performances that are characterized by the exhibition of specified sexual activities or the exposure of specified anatomical areas.

d. — "Adult motel" means a motel, hotel or similar commercial establishment which offers public accommodations, for any form of consideration, and provides patrons with closed circuit television transmissions, films, motion pictures, video cassettes, slides or other photographic reproductions which are characterized by the depiction or description of specified sexual activities or specified anatomical type of material by means of a sign visible from the public right-of-way, or by means of any off premises advertising including, but not limited to, newspapers, magazines, pamphlets or leaflets, radio or television, and offers a sleeping room for rent for a period of time less than five hours.

e. — "Adult motion picture theater" means any commercial establishment to which the public is permitted or invited, where for any form of consideration, films, motion pictures, video cassettes, slides or similar photographic reproductions are shown for more than one hundred (100) days annually that have an emphasis on depicting or describing specified sexual activities or specified anatomical areas. Any establishment meeting the definition of an adult arcade is not an adult motion picture theater.

f. — "Nude modeling studio" means any place where a person who appears in a state of nudity or displays specified anatomical areas is provided for money or any form of consideration to be observed, sketched, drawn, painted, sculpted, photographed, or similarly depicted by other persons. The provisions of this definition shall not apply to:

1. — A college, junior college, or university supported entirely or partly by taxation; or

2. — A private college or university that maintains and operates educational programs in which credits are transferable to a college, junior college, or university supported entirely or partly by taxation; or

3. — A business located in a structure that has no sign visible from the exterior of the structure and no other advertising that indicates a nude person is available for viewing.

g. — "Sexual encounter center" means a business or commercial enterprise that regularly offers, for any form of consideration, activities between male and female persons and/or persons of the same sex when one or more of the persons are in a state of nudity or ~~seminudity~~ semi nudity. This definition does not apply to any actions in compliance with any treatment or examination of another person for a bona fide medical purpose when such treatment or examination is conducted in a manner substantially consistent with reasonable medical practices, or to bona fide private parties not open to the general public.

h. — "Specified anatomical areas" means:

1. — Less than completely and opaquely covered human genitals, pubic region, buttocks, anus, or female breasts below a point immediately above the areola; or

2. — Human male genitals in a discernibly turgid state, even if completely and opaquely covered.

i. — "Specified sexual activities" means:

1. — Human genitals in a state of sexual stimulation or arousal, or tumescence;

2. — Masturbation, actual or simulated;

3. — Sex acts, normal or perverted, actual or simulated, including intercourse, oral copulation, or sodomy; and

4. — Fondling or other erotic touching of human genitals, pubic region, anus, buttocks, or female breasts.

~~"Short-Term Rental unit" shall have the same meaning as defined in Section 5.12.030 means a dwelling unit, including an accessory dwelling unit, or a guest unit within a dwelling unit or accessory dwelling unit that is available for lease for a term of less than thirty (30) consecutive days. The terms "vacation rental" and "short term vacation rental," if and as used elsewhere in this code, shall mean short term rental unit as defined in this section. The term "short term rental unit" shall not apply to hotels, motels, lodges, bed and breakfast establishments, hostels, or time share estates, or any guest units within such establishments.~~

"Solar energy device" means a facility, equipment or device, or structural design feature of a structure ~~which that~~ provides for the collection of sunlight and which comprises part of a system for the conversion of the sun's radiant energy into thermal, chemical, mechanical or electrical energy.

"Solar energy facility" means a solar energy conversion system with a nameplate generating capacity of 10 kW or greater including solar panels, arrays, and related equipment, pipes, batteries, and wiring that converts sunlight to heat or electricity for use either on-site or off-site for delivery to a power grid.

Commented [TD10]: Each power plant or generating facility has a "nameplate capacity" which indicates the maximum output that the generator can produce. Therefore, this terminology is correct.

“Special event” means an organized event or a group activity including, but not apply limited to hotels, motels, lodges, bed and breakfast establishments, hostels, or time share estates, or any guest units within such establishments, a performance, live music, broadcast music, commercial entertainment, assembly, contest, exhibit, ceremony, athletic competition, reading, or other similar gatherings where anything of value is exchanged in return for attendance or entry into the event. Special events do not include wedding events.

"Street" means a way for vehicular traffic, whether designated as or called a street, highway, road, avenue, parkway or however else named or designated.

"Structural alteration" means any addition to or subtraction of parts of a building or structure.

"Structure" means anything constructed or erected upon the ground except utility poles and like protrusions, flag poles or walls and fences up to six feet in height.

"Subdivision" means a tract of land which is divided into two or more lots, tracts, parcels, sites, separate interests (including leasehold interests), interests in common or other division for the purpose, whether immediate or future, of transfer of ownership or for building or other development or for street use by reference to such subdivision or recorded plat thereof; or a tract of land, including land to be used for condominiums, apartments or any other multiple-dwelling units, or for time-sharing dwelling units.

“Substance Abuse Treatment Facility” means a facility for the purposes of temporary or long-term inpatient treatment of victims of alcohol or drug use or addiction.

"Telecommunication facility" means a facility that transmits and/or receives electromagnetic signals. It includes antennas, cables, wires, conduit, microwave dishes, and other types of equipment for the transmission or receipt of such signals, telecommunication towers or similar structures supporting said equipment, equipment buildings, parking area, and other accessory development. A telecommunication facility operates at less than one thousand (1,000) watts of effective radiated power. A telecommunication facility does not include:

1. Residential television antennas;
2. Wireless cable satellite dish antennas;
3. Amateur radio antennas; or
4. Dish antennas less than one meter in diameter or measured diagonally.

"Telecommunication facility, accessory equipment" means equipment, including buildings and cabinets, used to protect and enable the operation of radio switching equipment, baek-upbackup power, and other devices, but not including antennas, that is-are necessary for the operation of a telecommunication facility.

"Telecommunication facility, building roof-mounted" means a telecommunication facility that is supported and/or projects above the roof of a legally existing building or transmission structure.

"Telecommunication facility, building wall, or facade-mounted" means a telecommunication facility that is supported and/or mounted on the wall of a legally existing building or transmission structure and does not project above the roof line. Facilities mounted on the side of a penthouse, mechanical screening, or other appurtenance, provided it would not project above the side of the appurtenance, and

facilities mounted on towers for high voltage electrical transmission shall also be considered wall-mounted telecommunication facilities.

"Telecommunication facility, freestanding" means a telecommunication facility that consists of a stand-alone support structure or tower, antennas, and accessory equipment.

"Temporary Use" means a use that may or may not be permitted under the regulations for a given zoning district but may be allowed on a nonpermanent and temporary basis following the procedures in Chapter 17.64, Temporary Buildings and Uses.

"Time share estate" means any interest in real property, including condominiums, owned or leased by five or more persons or other devices including ownership in a corporation, cooperative, partnership, or joint venture whereby the owners or lessees have formally or informally agreed that such owners or lessees shall have the preferred or exclusive use during specified periods of time. Any conveyance of a fractional fee estate or undivided interest by separate deed is within this definition and is hereby regulated within this title. A time share estate shall be deemed to be created upon the marketing, promotion, selling, or offering for sale a specified period or periods of time of occupancy in one or more residential units.

The issuance of a conditional use permit by city council is required prior to the creation of any time share estate in Leadville.

"Tower" means any structure that is designed and considered primarily for the purpose of supporting one or more antennas, including self-supporting lattice towers, guy towers, or monopole towers. The term includes radio and television transmission towers, microwave towers, ~~common carrier~~common-carrier towers, cellular telephone towers, alternative tower structures, and the like.

"Tower, lattice" means a tower or structure designed and constructed primarily to support antenna or antennae and comprised of interconnected poles, pipes, bars, beams, strips, wires, or cross-members. A lattice tower shall include any type or form of a tower that incorporates guy or supporting wires. A lattice tower is not a monopole tower.

"Tower, monopole" means a structure designed and constructed to support ~~antenna~~antennae or antennae for the purpose of providing telecommunications services and which consists solely of a stand-alone, ground-mounted support pole, pipe, or other solid structure. A monopole tower shall not include any tower supported or attached to ~~the~~ guy or support wires. A monopole tower is not a lattice tower.

"Tract" means a parcel of land or a contiguous combination thereof.

"Transmission line" means any electric transmission line and its related facilities which emanate from a power plant or from a substation and terminate at a substation and which are designed for or are capable of the transmission of electricity at sixty-nine (69) kilovolts (KV) or more.

"Travel trailer park" means a site or facility containing or proposed to contain two or more travel trailer ~~or camping~~ unit spaces.

"Travel trailer space" means a plot of ground or a lot within a travel trailer park or portion of a mobile home park designed to be occupied by one travel trailer unit or one camping unit.

"Travel trailer unit" means any pickup camper, a pickup with shell, motorhome, travel trailer, tent trailer, or similar mobile unit with sleeping quarters and not exceeding eight feet in body width at its widest

point or forty (40) feet in body length and designed and used principally for recreational purposes or for the support of recreational or commercial uses.

"Use" means the purpose or function for which any land, structure or building is designed, constructed, maintained, or occupied.

"Use, accessory". See Accessory Use, Building, or Structure.

"Use by right" means permitted uses designated as use by right are subject to all other applicable regulations of this code and state and federal law.

"Use, principal" means the main use to which the premises is devoted and the principal purpose for which the premises exists.

"Use variance" means a deviation from Chapter 17.48 listing of prohibited uses by zoning district whereby an otherwise prohibited use in a given zoning district may be treated as a conditional use, and processed accordingly, for purposes of historic conservation. See also "variance" and Sectionsection 17.44.080 and Chapters 17.48 and 17.52.

"Vacation Lodge". See Hotel.

"Vacation Rental". See Short Term Rental.

"Variance" means any deviation, except a use variance, from the requirements of this title as allowed for by the board of adjustment. See also "use variance."

"Veterinary clinic" means an establishment that provides medical treatment and care to animals, and which may include temporary or overnight boarding of animals that are recuperating from treatment. A veterinarian clinic or office shall not include a kennel.

"Wholesale" means the sale of goods and merchandise for resale instead of for direct consumption.

"Yard" means the space on the same lot as a building or structure that is usually unoccupied and open to the sky except for landscaping improvements.

Chapter 17.48 BY-RIGHT, CONDITIONAL AND PROHIBITED USES

Sections:

17.48.010 Designated.

The table on the following pages indicates which land-use(s) are allowed by right, which require an administrative permit, and which are conditional uses (that is, uses which the city may allow following detailed review) Any use not included in the list and/or identified as a by-right, administrative, or conditional use is prohibited and which are prohibited uses in each of the zoning districts listed in Section 17.12.010. Uses not listed are considered to be conditional uses.

TABLE 1
 By-Right, Conditional and Prohibited Uses by Zoning District

R = A uUse allowed by right

~~P~~ = Use prohibited

A = A use requiring an Administrative ~~conditional use~~/permit as defined in Chapter 17.50-required

C = A use requiring a Conditional ~~use~~/permit required as defined in Chapter 17.52

~~R/C~~ = Subject to use-specific conditions and review

	R-1	R-2	TR	RC	C	TC
1. Single-family dwelling- (attached and detached)	R	R	R	P	C	R
2. Two-family dwelling	R	R	R	P	C	R
3a. Multiple-family dwelling (3–4 units)	<u>CP</u>	<u>RC</u>	<u>P</u>	<u>P</u>	<u>C</u>	R
3b. Multiple-family dwelling (5+ units)	P	C	C	C	C	C
3c. Residential-d Dwellings above or below commercial use.	P	A	A	R	A	R
4. <u>Group Homes</u> Boarding and rooming houses and retirement homes	P	C	C	C	C	<u>R-C</u>
5a. Bed and breakfast establishments (3 or fewer guest units)	<u>A-C</u>	<u>CA</u>	<u>RA</u>	<u>CA</u>	<u>CA</u>	<u>RA</u>
5b. Bed and breakfast establishments (4 or more guest units)	P	C	C	C	C	C
6. <u>Hospitals, medical clinics,</u> <u>nursing homes</u> Rest, nursing, convalescent and hospices	P	C	C	<u>P-C</u>	<u>P-R</u>	C
7. <u>Group homes</u> <u>Family</u> <u>Dwelling</u>	R	R	C	P	P	C
8. <u>Hospitals, clinics, detoxification centers and mortuaries</u> <u>Child care</u> <u>Care</u>	<u>P-C</u>	C	C	C	<u>R-C</u>	C
9a. <u>Public and private schools and/or, child care facilities,</u> educational <u>institutes</u> institutions, and <u>training centers</u>	C	C	C	C	C	C
9b. Museums	C	C	C	R	R	R
10. Churches, <u>place of worship or assembly</u> <u>and</u> religious institutes including church camps	C	C	C	C	C	C
11. Private heliports	P	P	P	P	C	P
12. Cemeteries <u>and</u> mausoleums	P	P	P	P	C	P
13. Parks, playgrounds, <u>and</u> athletic facilities <u>and</u> playing fields	R	R	R	C	R	R
14. Essential public and government utility uses, facilities, services <u>and</u> <u>in</u> buildings, <u>excluding water storage and high</u>	C	C	C	C	<u>C-R</u>	C

Commented [TD1]: Per phone call with Chapin on 1/13, Changed from "R" to "C". PAT recommendation was only for 3-4 units.

Commented [TD2]: Per phone call with Chapin on 1/13, changed from "R" to "C". PAT recommendation was only for 3-4 units.

voltage electric transmission facilities and accessory uses to these facilities						
15. Agricultural production related to the commercial production of animals	P	P	P	P	C	P
15a. Orchards, nurseries, and other related uses for commercial purposes	P	P	C	P	C	C
15b. Commercial greenhouses < 500 square feet	A	A	A	C	A	A
15c. Commercial greenhouses > 500 square feet	P	C	C	P	C	C
15d. Agricultural Production					C	C
16a. Commercial cutting and storage of firewood	€	€	€	P	C	€
16b. Sales of firewood	P	P	€	€	R	€
17. Roadside outlets for the sale of agricultural products	P	P	C	C	R	C
18. Commercial riding stables	P	P	P	P	C	P
19. Kennels and veterinary clinics	P	P	€	P	C	C
20. Campgrounds and travel trailer parks (See Chapter 17.56)	P	P	P	P	C	C
21. Mobile home parks (See Chapter 17.56)	P	P	€	P	P	P
22. Individual mobile homes	P	P	P	P	P	P
23. Outdoor amusement and entertainment facilities including scenic railways	C	C	C	C	C	C
24. Membership clubs and lodges	P	C	C	R	R	R
24a. Membership clubs and lodges Community Center	A	A	A	R	R	R
25. Professional and business offices	P	C	€R	R	R	R
26. Personal services outlets such as beauty and barber shops, Laundromats, travel agencies, etc.	P	C	C	R	R	R
27. Cottage industry	A	A	A	A	R	R
27a. Home occupation	R	R	R	R	R	R
28. General retail sales stores > 1,500 sq. ft.	P	C	C	R	R	C
28a. General retail sales stores < 1,500 sq. ft.	P	C	C	R	R	R
29. Hotels, motels and lodges, including time share estates	P	P	€	€	€	€
29a. Time share estates (3 or fewer guest units)	A	A	A	A	A	A
29b. Hotels, motels, or vacation lodges (3 or more guest units)	P	€	C	€R	€R	C
30. Restaurants and cafes	P	€	C	R	R	R
31. Microbrewery, distillery			C	R	R	C
31. Restaurants, fast food with drive-up windows	P	P	P	P	€	€
32. Bars and lounges, Brewpub	€	€	C	R	R	C
32a. Retail marijuana store	P	P	P	P	C	C
32b. Retail marijuana cultivation facility	P	P	P	P	C	P
32c. Retail marijuana products manufacturing facility	P	P	P	P	C	C
32d. Retail marijuana testing facility	P	€	€	P	C	C
32e. Retail/medical marijuana combined facility	P	P	P	P	C	C
32f. Medical marijuana center	P	P	P	P	C	C
32g. Medical marijuana infused product manufacturer	P	P	P	P	C	C
32h. Medical marijuana optional premises cultivation operation	P	P	P	P	C	P
33. Outdoor storage	P R	P R	P R	P R	€ R	P R
33a. Outdoor Storage Un-Screened	P	€	€A	P	C	€A
33b. Outdoor Storage Screened	P	A	A	P	CA	A
33c. Outdoor Storage of snow and associated debris						

33d. Outdoor Storage for less than one year of dirt, stones, firewood or other natural materials but not construction or demolition debris.	R	R	R	A	R	R
33e. Outdoor Storage for more than one year of dirt, stones, firewood or other natural materials but not construction or demolition debris.	A	A	A	A	A	A
33f. Portable Storage Structures larger than 200 square feet	A	A	A	A	A	A
34. Automotive, recreational vehicles or marine sales and service, excluding service stations	P	P	C	C	R	C
35. Gasoline S service stations, gasoline	P	P	P	C	R	P
36. Bulk fuel sales and storage	P	P	P	P	C	P
37. Wholesale sales and/or distribution with outdoor open storage of goods	P	P	C	P	R	C
38. Wholesale sales and/or distribution without open outdoor storage of goods	P	C	C	R	R	C
39. Motor vehicle parking lots	C	C	C	C	R	C
40. Lumber yards or sawmills	P	P	P	P	C	P
41. High voltage (>69KV) electric transmission lines in existing transmission corridors and underground high pressure gas lines	C	C	C	P	C	C
42. High voltage electric transmission lines in new corridors	P	P	P	P	P	P
43. Reservoirs, towers and water storage facilities	C	C	C	P	C	C
44. Telecommunications facility	C	C	C	C	C	C
44a. Building roof mounted	C	C	R/C	R/C	R/C	R/C
44b. Building wall or facade mounted	C	C	R/C	R/C	R/C	R/C
44c. Dish antenna	C	C	R/C	R/C	R/C	R/C
44d. Telecommunication facility, freestanding	C	C	C	C	C	C
44e. Alternative tower structure	C	C	R/C	R/C	R/C	R/C
45. Recycling center	C	C	C	P	C	C
46. Landfills and disposal sites	P	P	P	P	P	P
47. Manufacture or storage of gases or above ground storage of flammable liquids such as gasoline for other than residential uses in bulk quantities	P	P	P	P	P	P
48. Railroad facilities including repair sheds and switch yards and trucking terminals, but excluding scenic railways	P	P	P	P	P	P
49. Junk or wrecking yards	P	P	P	P	P	P
50. Batch plants and hot mix plants and all accessory uses	P	P	P	P	P	P
51. Manufacture, fabrication or processing of all materials not otherwise listed and which will not cause noise, heat, dust, fumes excessive traffic or parking or other adverse consequences that will impact the neighborhood	P	C	C-A	C-A	C-R	C-R
51a. Manufacture, fabrication or processing of all materials not otherwise listed and which will not cause noise, heat, dust, fumes, excessive traffic or parking or other adverse consequences that will impact the neighborhood and occupying less than 500 square feet.	A	A	A	A	R	R
51b. Manufacture, fabrication or processing of all materials not otherwise listed and which will not cause noise, heat, dust, fumes, excessive traffic or parking or other adverse consequences that will impact the neighborhood and occupying more than 500 square feet.	P	C	C	C	A	C
52. Manufacture, fabrication or processing of all materials not otherwise listed and which will cause noise, heat, dust,	P	P	C	P	C	C

fumes or other consequences that will impact the neighborhood						
53. Self-storage and mini-warehouse facilities	R	C	C	C	R	C
54. Non commercial garages	C	C	C	C	C	C
55. Accessory dwelling units (Refer to Ch. 17.60)	R	R	R	P	C	R
56. Sexually oriented business	P	P	P	P	C	P
57. Harboring of chickens	A	A	A	P	A	A
58a. Short-term rental units (1 short-term rental unit on a single parcel)**	R	R	R	R	R	R
58b. Short-term rental units on parcels that are not owner-occupied (3 or more short-term rental units on a single parcel)**	C	C	C	C	C	C
58c. Short-term rental units on owner-occupied parcels (2 or more short-term rental units on a single parcel)**	C	C	C	C	C	C
59. Rooming and boarding house; or and retirement home		C	C	C	C	R
60. Art and entertainment facility, outdoor	C	C	C	C	C	C
61. Art and entertainment facility, indoor			C	C	C	C
62. Art Gallery			R	R	R	R
63. Outdoor recreation equipment rental, without outdoor storage			R	R	R	R
64. Outdoor recreation equipment rental, with outdoor storage			C	C	R	R
65. Service Stations					C	C
66. Brewery					C	
67. Screened or un-screened outdoor storage			R		R	R
68. Wholesale sales and/or distribution with outdoor storage			R		R	C
69. Wholesale sales and/or distribution without outdoor storage		R	R	R	R	R
70. Self-storage facilities					R	R
71. Accessory use, building, or structure (Refer to Ch. 17.60)	R	R	R	R	R	R
73. Solar energy facility			A		A	A
74. Short-Term Rentals (Refer to Sec. 5.12 of LMC)	R	R	R	R	R	R
78. Rental Shop (Recreation and Entertainment)		C	C	R	R	R
79. Outdoor Guiding			R	R	R	R
80. Electric Vehicle (EV) Charging Stations, Public or Private			C	C	R	R
Retirement Home, Senior living center		R	R		R	R
Times Share estate						

Commented [TD3]: Per phone call with Chapin on 1/13, allowing ADUs in the RC zone conflicts with standard in Sec. 17.60.020.B which prohibits ADUs in the RC zone district. Therefore, reverted table back to current status of not allowing ADUs in the RC zone district.

* See Chapter(s) 17.50 and 17.52 on administrative permits and conditional use provisions.

** The number of short-term rental licenses available, regardless of whether the use is a use by right or conditional use pursuant to this section, is subject to the maximum number of licenses available under Chapter 5.12 of this code.

**04/26/2023 Additional red-lined amendments proposed
by City Attorney and Planning Director**

Chapter 17.08 DEFINITIONS

17.08.010 Introduction.

As used in this title, unless the context requires otherwise, the following words and phrases shall be as stated below. Except as provided for in this title, the planning commission shall decide by a majority vote of the members present any questions or disputes regarding both the interpretation and the application of the definitions listed below and all words contained within this title but not specifically defined herein. Any such interpretation or application decided upon by the planning commission may be appealed by an applicant to the board of adjustment, which shall render a final decision by a concurring vote of four members.

17.08.020 Use Categories.

This section defines the general use categories listed in Table 1, By-Right, Conditional, and Prohibited Uses by Zoning District within Chapter 17.48. Definitions for specific use types are in alphabetical order in Section 17.08.030.

"Accessory ~~Uses, building, or structure~~" means a subordinate use, building, or structure customarily incidental and subordinate in function to the principal use, building, or structure and located on the same lot as the principal use, building, or structure.

~~"Agricultural Uses" means uses related to the commercial production of field crops for food, fiber, or energy. Agricultural uses commonly include farming, orchards, horticulture, dairying, pasturage, and aquaculture. Agricultural uses also include the raising or breeding of livestock such as cattle, horses, poultry, and the keeping of bees. The term includes the necessary accessory uses for storing the products and inputs needed to produce them. means Agricultural and farming activities, including nurseries and facilities for processing and selling agricultural products. Agricultural uses commonly involve farming, dairying, pasturage, apiculture, horticulture, floriculture, and viticulture.~~

~~"Animal Services" means animal-related uses including the boarding and care of animals on a commercial basis. Accessory uses commonly include confinement facilities for animals, parking, and storage areas.~~

~~"Child Care Facilities" means any and all facilities or other activities allowed under the Child Care Licensing Act (Article 5, Part 3 of Title 26.5, C.R.S., as amended), and further regulated under the Colorado Department of Human Services' General Rules for Child Care Facilities, 12 C.C.R. 2509-8, Section 7.701 et seq., as amended. "Child care facilities" means establishments that provide care for children on a regular basis away from their primary residence. Accessory uses commonly include offices, recreation areas, and parking. This category commonly does not include public or private schools or facilities operated in connection with an employment use, shopping center, or other principal use, where children are cared for while parents or guardians are occupied on the premises.~~

"Community and Cultural Facilities" means uses including buildings, structures, or facilities owned, operated, or occupied by a governmental entity or nonprofit organization to provide a service to the public.

"Educational Facilities" means public, private, and parochial institutions at the primary, elementary, middle, high school, or post-secondary level, or trade or business schools, that provide educational instruction to students. Accessory uses commonly include play areas, cafeterias, recreational and sport facilities, auditoriums, and before- or after-school day care.

Commented [CM1]: Child care definitions throughout this section and the next section have been revised for consistency with and to cross-reference current state law and regulations.

“Food and Beverage” means establishments involved in serving prepared food or beverages for consumption on or off the premises. Accessory uses commonly include food preparation areas, offices, and parking.

“Group Living” means uses characterized by residential occupancy of a structure by a group of people who do not meet the definition of “household living.” Tenancy is arranged on a monthly or longer basis, and the size of the group may be larger than a family. Group living structures commonly have a common eating area for residents. The residents may receive care, training, or treatment, and caregivers may or may not also reside at the site. Accessory uses commonly include recreational facilities and vehicle parking for occupants and staff.

“Healthcare Facilities” means any facility providing direct health care to the public such as hospitals, mental health institutions, sanitariums, special care centers, and clinics.

“Household Living” means uses characterized by residential occupancy of a dwelling unit as a household. The tenancy is arranged on a month-to-month or longer basis (lodging where tenancy may be arranged for a period of fewer than 30 days is classified under the “lodging facilities” category). Accessory uses commonly include recreational activities, raising of pets, gardens, personal storage buildings, hobbies, home occupations, and parking of the occupants’ vehicles.

“Industrial Service and Research” means uses including the repair or servicing of agricultural, industrial, business, or consumer machinery, equipment, products, or by-products. Contractors and similar users may perform services off-site with few customers coming to the site. Accessory activities commonly include offices, parking, and indoor or outdoor storage.

“Lodging Facilities” means for-profit facilities where lodging, ~~meals, and the like are is~~ provided to transient visitors and guests for a defined period of time and where meals and the like may be provided.

“Manufacturing and Production” means uses including all transformative processes, regardless of whether or not the new product is finished or semi-finished. Production is commonly for commercial wholesaling rather than for direct sales.

“Marijuana Industries” means any and all industries, uses, facilities, licenses, or other activities allowed under the Colorado ~~Medical~~ Marijuana Code (~~Article 10 of Title 44~~Article 43.3 of Title 12, C.R.S., as amended) ~~and Colorado Retail Marijuana Code (Article 43.3 of Title 12, C.R.S., as amended), and further regulated under the Colorado Department of Revenue, Marijuana Enforcement Division’s Medical Marijuana Code~~Colorado Marijuana Rules, 17 C.C.R. 212-31, as amended ~~and/or Retail Marijuana Code, 1 C.C.R. 212-2, as amended.~~

“Offices” means uses that provide executive, management, administrative, or professional services, but do not involve the sale of merchandise except as incidental to a principal use. Common uses include real estate, insurance, property management, investment, employment, travel, advertising, law, architecture, design, engineering, accounting, call centers, and similar offices. Accessory uses commonly include cafeterias, health facilities, parking, or other amenities primarily for the use of employees in the firm or building.

“Parking Facilities” means any parking lot or parking structure that is used primarily or habitually for the parking of vehicles (excluding street or alley rights-of-way).

“Parks and Open Space” means uses with a focus on natural areas, large areas consisting mostly of vegetative landscaping or outdoor recreation, community gardens, or public squares. Lands tend to have

Commented [CM2]: Updated citations to current state statutory sections.

few structures. Accessory uses commonly include clubhouses, playgrounds, maintenance facilities, concessions, caretaker's quarters, and parking.

"Personal Services" means establishments that provide individual services related to personal needs directly to customers at the site of the business, or that receive goods from or return goods to the customer, which have been treated or processed at that location or another location. Examples commonly include beauty and barbershops, laundromats, shoe repair shops, and tailor shops.

"Public Utilities and Facilities" means all lines, buildings, easements, passageways, or structures used or intended to be used by any public or private utility related to the provision, distribution, collection, transmission, or disposal of power, oil, gas, water, sanitary sewage, communication signals, or other similar services at a local level.

"Recreation and Entertainment" means uses that provide recreation or entertainment activities. Accessory uses commonly include concessions, snack bars, parking, and maintenance facilities.

"Retail" means uses involving the sale of a product directly to the final consumer for whatever purpose but not specifically or exclusively for the purpose of resale. Examples commonly include bookstores, antique stores, bakeries, grocery stores, household product stores, and similar uses.

~~"Temporary Use" means a use established for a limited duration of time with the intent to discontinue such use upon the expiration of the time period.~~

Commented [CM3]: Removed from this section, and definition for "temporary use" revised in next section.

"Vehicles and Equipment" means a broad range of uses for the maintenance, sale, or rental of motor vehicles and related equipment. Accessory uses commonly include incidental repair, storage, and offices.

~~"Veterinary Services" means animal related uses including the boarding and care of animals on a commercial basis. Accessory uses commonly include confinement facilities for animals, parking, and storage areas.~~

"Warehouse and ~~Freight Distribution~~" means uses that are engaged in the storage or movement of goods for themselves or other firms. Goods are commonly delivered to other firms or the final consumer, except for some will call pickups. There is little on-site sales activity with the customer present. Accessory uses commonly include offices, truck fleet parking, and maintenance areas.

Section 17.08.030 Definitions.

In this Title, the following terms shall have the following meanings unless a contrary meaning is required by the context or is specifically prescribed:

"Accessory dwelling unit" or "ADU" means an attached or detached residential dwelling unit that is incidental and subordinate in function and size to the principal building which ~~shall is~~ be located on the same parcel as the principal building.

"Accessory use, building, or structure" means a subordinate use, building, or structure customarily incidental and subordinate in function to the principal use, building, or structure and located on the same lot as the principal use, building, or structure.

"Adjoining property and adjacent" includes all lots and parcels of land so long as any portion of the lot or parcel is located within one hundred (100) feet of the outer boundary or perimeter of the property in question.

"Administrative permit" is a permit issued by the planning official after determining that the proposed use satisfies conditions specified in the municipal code for the particular use and does not run with the land. Permits may be denied or referred to the planning and zoning commission and city council with a conditional use permit application as described in Chapter 17.52.

"Agricultural production" means the production of a plant which will ultimately be sold at retail, and which utilizes the cultivating of soil, planting, raising, and harvesting crops.

"Alley" or "alleyway" means a minor public roadway upon which the rear of building lots generally abuts, and which is generally used for service purposes.

"Alteration" means any act or process that changes one or more of the exterior architectural features of a structure, including but not limited to, the erection, construction, reconstruction, or removal of any structure or substantial portion thereof. With regard to a mobile home park or travel trailer park, alteration would be any act or process that changes density, lot size, and boundaries.

"Alternative tower structure" means any man-made trees, clock towers, bell steeples, light poles, water towers, and similar alternative design mounting structures that camouflage or conceal the presence of antennas or towers.

~~"Animal boarding and training" means an establishment where domesticated animals other than household pets are housed, groomed, bred, boarded, trained, or sold. This term shall not include the operation of a kennel.~~

~~"Animal production related to the commercial production of animals" means raising or fattening animals for the sale of animals or animal products. The subsector This use comprises establishments, such as ranches, farms, and feedlots primarily engaged in keeping, grazing, breeding, or feeding animals. These animals are kept for the products they produce or for eventual sale.~~

~~"Animal shelter" means a facility used to house or contain stray, homeless, abandoned, or unwanted animals and that is owned, operated, or maintained by a public body, established humane society, animal welfare society (such as the Society for the Prevention of Cruelty to Animals), or other nonprofit organization devoted to the welfare protection and humane treatment of animals.~~

"Antenna" means any exterior apparatus designed for telephone, radio, or television communications through the sending and/or receiving of wireless communications signals.

"Antenna, dish" means dish (parabolic or cylindrical) antennas used for microwave and satellite transmission and reception for commercial purposes. This definition shall not apply to wireless cable satellite dish antennas or dish antennas less than one meter in diameter or measured diagonally.

"Antennas, panel" means an array of antennas, rectangular in shape, used to transmit and receive telecommunication signals.

"Antenna, whip" means a single antenna that is cylindrical in shape and omni-directional.

"Applicant" means any person making application for a land use change or other action encompassed by this title. See also "Person."

"Architectural feature salvage" means the storage yard of a dealer in interior or exterior architectural elements recovered from structures, and may include facilities, but not motor vehicles, for the administration or management of the business and for the maintenance of equipment used in the business. Such use shall not include unenclosed and/or exposed building materials on more than twenty-five (25) percent of the property.

"Art gallery" means an establishment engaged in the sale, loan, or display of paintings, photography, sculpture, or other works of art and may include art classes, art studio space, and special events. Art Gallery does not include libraries, museums, or non-commercial art galleries.

~~"Arts and entertainment facility" means a structure, complex, or facility for the presentation of performing arts. Arts and entertainment centers do not include any business defined as a sexually oriented business by this title.~~

~~"Arts and entertainment facility, indoor" means a structure, complex, or facility for the presentation of exclusively indoor performing arts, including indoor motion picture theaters, theaters for indoor live performances, and studios for arts education, such as dance or painting. Arts and entertainment facilities do not include any business defined as a sexually oriented business by this title.~~

Commented [CM4]: Changed to "entertainment facility". See below.

"Athletic facilities" means a developed recreation area that may contain a playground as well as fields for competitive sports such as baseball, football, or soccer. Bleachers or grandstands may be provided.

"Automotive, recreational vehicles, or marine sales and service" means the use of any building or land for a business involving the sale, leasing, and/or servicing of new or used motor vehicles, boats, snowmobiles, ATVs, OHVs, UTVs, or recreational vehicles. Such establishments may include office space, parking lots for the display and storage of vehicles available for sale, parking areas for customers and employees, vehicle repair facilities, facilities for body work, painting, or restoration, and sale of parts.

"Awning" means a movable shelter supported entirely from the exterior wall of a building and of a type that can be retracted, folded, or collapsed against the face of the supporting building.

~~"Bars and lounges" mean a commercial enterprise establishments whose primary activity is the sale of alcoholic beverages, as that term is defined in the Colorado Liquor Code, to be consumed on the premises. Bars and lounges include taverns, night clubs, private clubs, bottle clubs, and similar facilities serving alcohol beverages or liquor.~~

Commented [CM5]: Alcohol/liquor uses definitions updated for consistency with state law definitions where appropriate and updated to cross-reference applicable state laws where needed.

"Bed and breakfast establishment" means a building or portion thereof with kitchen facilities for the customary service of breakfast at no additional cost to patrons and with ~~sleeping rooms~~ guest units designed to be used, let, or hired for occupancy by persons on a temporary basis and containing not more than five (5) such rooms.

"Block" means an area of land within a subdivision or proposed subdivision and bounded entirely by streets, roads, or other thoroughfares, except alleys or the external boundaries of the subdivision.

"Board of adjustment" means the board whose members are appointed by city council that is vested with the powers set forth in Chapter 17.88 of this title.

"Brewery" means an establishment that manufactures malt liquors, as that term is defined in the Colorado Liquor Code, on site, industrial use that brews ales, beers, meads, and/or similar beverages on site. Breweries are classified as a use that primarily manufactures beverages as defined herein and/or small breweries operated in conjunction with Accessory uses may include but are not limited to a bars, restaurants, tasting rooms, or storage defined herein as an accessory use.

"Brewpub" means a restaurant that includes the brewing of beer the manufacturing of malt liquors, as that term is defined in the Colorado Liquor Code, as an accessory use. The brewing operation processes water, malt, hops, and yeast into beer or ale by mashing, cooking, and fermenting. The area used for brewing, including bottling and kegging, shall not exceed 25 percent of the total floor area of the commercial space, and the facility shall have a capacity no more than that of a microbrewery.

"Buffer" means a screen which provides a visual barrier and noise abatement around the perimeter of mobile home parks and travel trailer parks excluding areas of ingress and egress. The screen can consist of any combination of the following: a wood or masonry fence, essentially solid, with a minimum height of six feet; or landscaping or a landscaped berm consisting of trees, plants, flowers, or other natural vegetation. At no point can the screen be less than three feet in height. At the time of construction, sixty (60) percent of the perimeter area where the screen is to be placed must be at least six feet in height.

"Building" means any structure supported by columns and/or walls or other structures designed to enclose space.

"Building height" means the vertical distance as measured from the average finished grade to the point lying one-half the distance between the lowest and highest point on the roof of the building.

"Building official" means the city official(s) appointed or retained by the city to administer or enforce the building codes adopted by the city and other such codes and other regulations as the city may so designate.

"Café," See "Restaurant." means an informal restaurant primarily offering coffee, tea, and other beverages, where light refreshments and limited menu meals may also be sold.

"Campground" means an area to be used for transient occupancy by camping in tents, camp trailers, travel trailers, motor homes, recreational vehicles, and/or similar movable or temporary sleeping quarters of any kind.

"Canopy" means a permanently roofed shelter wholly or partially covering a sidewalk, driveway, or another similar area, that may be wholly supported by a building or may be wholly or partially supported by columns, poles, or braces extended from the ground.

"Cemetery" means land used or dedicated to the burial of the dead, including crematoriums, mausoleums, necessary sales, and maintenance facilities. Mortuaries shall be included when operated within the boundary of such cemetery.

"Child care center" means a facility, by whatever name known, which is maintained for the whole or part of the day for the care of five (5) or more children eighteen (18) years of age or younger and not related to the owner, operator or manager thereof, whether such facility is operated with or without compensation for such care and with or without stated education purposes. any facility providing less than 24 hour care for over six unrelated children during the daylight hours for compensation.

"Churches, places of worship or assembly " means any building which people regularly use to attend, participate in, or hold religious services, meetings, and other activities. This definition shall include buildings in which the religious services of any denomination are held. Accessory uses commonly include, but are not limited to, summer camps.

"City" or "the city" means the city of Leadville, Colorado.

"Collector street" means a street of limited continuity serving or intended to serve as a feeder of local traffic into one or more major thoroughfares.

"Commercial cutting and storage of firewood" means the falling, chopping, cutting, splitting, or otherwise preparing timber or logs for commercial sales and/or storage of these products on the premises.

"Commercial greenhouse" means a greenhouse for agricultural production.

"Commercial use" means ~~an~~ activity involving the sale of goods or services carried out for profit.

"Common open space" means a parcel of land, an area of water or a combination of land and water within the site designated for a planned unit development designed and intended primarily for the use or enjoyment of residents, occupants, and owners of the planned unit development.

The "commission" or the "planning commission" means the Leadville planning and zoning commission.

"Community ~~g~~Center" means a building or portion of a building used for nonprofit, cultural, educational, recreational, religious, or social activities which is open to the public, or a designated part of the public, usually owned and operated by a public or nonprofit group or agency. Examples of community centers are learning centers, senior centers, and similar uses.

~~"Commercial cutting and storage of firewood" means the falling, chopping, cutting, splitting, or otherwise preparing timber or logs for commercial sales and/or storage of these products on the premises.~~

"Comprehensive plan" means a master plan or comprehensive plan adopted by the Leadville planning commission and/or the city council and all attachments and/or amendments to that plan.

"Conditional use permit" means a use as defined in Chapter 17.52 and may indefinitely run with the land rather than ceasing upon sale of the business as long as the land use remains the same and there are no violations of the municipal code.

"Construction" means the act of adding an addition or modifications to an existing structure or the erection of a new principal or accessory structure on a lot or parcel.

"Convalescent home". See Nursing Home

"Cottage industry" means a commercial operation conducted within or adjacent to a dwelling unit, in which the dwelling unit is occupied as a residence. In order to qualify for treatment as a cottage industry, the dwelling unit must be continuously occupied as a residence; the absence or cessation of the occupation of the dwelling unit as a residence shall render the cottage industry a commercial operation, subject to all of the requirements of this title.

1. The cottage industry may offer articles for sale or delivery on the premises;

2. The cottage industry use must be contained within or adjacent to and integrated with the dwelling unit, but is not required to be operated entirely within the dwelling unit;

3. Up to three persons, in addition to those persons residing within the dwelling unit may be employed in the operation;

4. All signs must be in compliance with the applicable requirements for the zoning district in which the property is located;

5. No more than three motor vehicles, in addition to those owned and operated by the persons dwelling in the dwelling unit, may be parked or stored at or adjacent to the cottage industry premises for more than three hours continuously.

"Demolition" means any act or process that destroys in part or in whole a designated historic structure or a structure within the National Historic Landmark District. ~~A~~

~~"Density" means the number of dwelling units per acre of land.~~

"Detoxification center". See "Substance Abuse Treatment Facility".

"Development" means any construction or activity which changes the basic character or the use of the land on which the construction or activity occurs.

~~"Distillery" means a facility for the on-site distillation of spirits in quantities not to exceed 75,000 gallons per year. The distillery operation processes the ingredients to make spirits by mashing, cooking, and fermenting. The distillery operation does not include the production of any other alcoholic beverage. A distillery an establishment where spiritous liquors, as that term is defined in the Colorado Liquor Code, are manufactured. Accessory uses may include but are not limited to a tasting rooms open to the public.~~

~~"Distillery pub" means a restaurant that includes the manufacturing of spiritous liquors, as that term is defined in the Colorado Liquor Code, as an accessory use.~~

"Distribution facility" means a use where goods are received and/or stored for delivery to the ultimate customer at remote locations.

"District" means a physical or geographic area where a common set of land use regulations and/or development standards apply.

"Dwelling unit" or "dwelling" means a building or structure or portion therein, including a modular structure, designed to be used as the living quarters for one person, family or ~~housekeeping unit~~ household.

"Dwelling, multifamily" means a dwelling, which may be a modular structure, that was designed to house or houses more than two families, as defined herein.

"Dwelling, single-family detached" means a dwelling, which may be a modular structure, designed for or occupied by a single-family as defined herein. Except as otherwise indicated, a "manufactured home" is also included within the definition of a "single-family dwelling, detached." However, a "mobile home" is not included within the definition of a single-family dwelling, detached."

"Dwelling, single-family attached" means a dwelling, which may be a modular structure, designed for occupancy and ownership by one family that is connected by a common wall to another single-family dwelling, such as a townhome.

"Dwelling, two-family" means a dwelling, which may be a modular structure, designed for occupancy by two families, such as a duplex.

"Educational institution" means public, private, or parochial institution at the primary, elementary, middle, high school, or post-secondary level, or trade or business schools, that provide educational instruction to students. Accessory uses include play areas, cafeterias, recreational and sport facilities, auditoriums, and before- or after-school day care.

"Electric vehicle (EV) charging station" means a motor vehicle parking lot where EVs can either recharge batteries for free or for a fee. EV charging stations may be allowed as an accessory use to any use where parking is required or provided.

"Electric vehicle (EV) charging station, private" means an EV charging station that is not open to the general public.

"Electric vehicle (EV) charging station, public" means an EV charging station that is accessible without restrictions on which drivers can utilize the station.

"Entertainment facility" means a structure, complex, or facility used for entertainment and amusement activities. Entertainment facilities, either indoor or outdoor, do not include any business defined as a sexually-oriented business by this title or athletic facilities.

"Entertainment facility, indoor" means a structure, complex, or facility for the presentation of exclusively indoor amusement and entertainment, including indoor motion picture theaters, theaters for indoor live performances, studios for arts education, such as dance or painting, bowling alleys, video arcades, and shooting ranges or arcades.

"Entertainment facility, outdoor" means a structure, complex, or facility used for amusement and entertainment that is fully or partially outdoors, including concert facilities, rodeos, racing facilities, golf courses or golf driving ranges, fairgrounds, and amusement parks.

"Exterior architectural appearance" means the architectural character and general composition of the exterior of a structure, including but not limited to, the kind, color, and texture of the building material(s) and the type, design, and character of all windows, visible roof surfaces, doors, lighting fixtures, sign, and related elements.

"FAA" means the Federal Aviation Administration.

"Fabrication". See "Manufacture of materials".

"Family" means one or more persons occupying a dwelling unit and maintaining a common household but not including boarding or rooming houses, lodges, clubs, hotels or motels. Except as otherwise provided herein, "family" shall also include persons that are not related by blood, marriage, adoption, or legal custody occupying a residential dwelling unit and living as a single ~~housekeeping unit~~ household if the occupants are handicapped persons as defined in Title VIII or the Civil Rights Act of 1968, as amended by the Fair Housing Amendments Act of 1988; or disabled persons as defined by Section

24-34-301, C.R.S.; additional necessary persons employed in the care and supervision of such handicapped or disabled persons.

"Family day care" means the use of a residence for the care of six or fewer children other than the occupant's own children for periods of less than 24 hours per day. Home child care is considered a home occupation. "Family child care home" means a facility for child care operated with or without compensation or educational purposes in a place of residence of a family or person for the purpose of providing less than twenty-four-hour care for children under the age of eighteen years who are not related to the head of such home. "Family child care home" may include infant-toddler child care homes, large child care homes, experienced provider child care homes, and such other types of family child care homes designated under the General Rules for Child Care Facilities, 12 C.C.R. 2509-8, Section 7.701 et seq., as amended. For purposes of this definition, the term "place of residence" means the place or abode where a person actually lives and provides child care.

Commented [CM6]: Revised to be consistent with the definition and rules for family child care homes that the city adopted when it passed Ordinance No. 5, Series 2022.

"Farm stand" means a temporary building or structure, not to exceed a gross floor area of 500 square feet, from which agricultural products produced on the premises are sold.

"Fence" means: aAn artificially constructed barrier of any material or combination of materials erected to enclose, screen, or separate areas.

"FCC" means the Federal Communication Commission.

"Formula business" means any restaurant, café, bar and lounge, hotel, rooming or boarding house, any retail business, automotive sales and services, and any personal services that has seven or more other establishments in operation, or with local land use or permit entitlements already approved and effective, located anywhere in the United States. Electric vehicle charging stations shall not be considered formula businesses. In addition to the seven establishments either in operation or with local land use or permit entitlements approved for operation, the business maintains two or more of the following features: A standardized array of merchandise, standardized array of services, a standardized facade, a standardized decor and color scheme, uniform apparel, standardized sign, a trademark, or a service mark.

1. "Standardized array of merchandise" means fifty (50) percent or more of in-stock merchandise from a single distributor bearing uniform markings.
2. "Standardized array of services" means as a common menu or set of services priced and performed in a consistent manner.
3. "Trademark" means a word, phrase, symbol or design, or a combination of words, phrases, symbols or designs that identifies and distinguishes the source of the goods from one party from those of others.
4. "Service mark" means a word, phrase, symbol or design, or a combination of words, phrases, symbols or designs that identifies and distinguishes the source of a service from one party from those of others.
5. "Facade" means the face or front of a building, including awnings, looking onto a street or an open space.
6. "Décor" means the style of interior furnishings, which may include but is not limited to, style of furniture, wall coverings or permanent fixtures.

7. "Color scheme" means a selection of colors used throughout the establishments, such as on the furnishings, permanent fixtures, and wall coverings, or as used on the facade.

8. "Uniform apparel" means standardized items of clothing including but not limited to standardized aprons, pants, shirts, smocks or dresses, hats, and pins (other than name tags), and standardized colors of clothing.

Commented [CM7]: Definition for "formula business" added back in from adoption of formula business overlay district ordinance (Ordinance No. 3, Series 2022).

"Frontage, business" means the horizontal, linear dimension of that side of a building occupied by a single business or use which abuts a street, a mall, or other circulation area open to the general public and which has a public entrance to the building; in industrial districts, a building side with an entrance open to employees in a business frontage, where more than one business or use occupies a building, each such use having a public entrance (or, in industrial districts, an employee entrance) for its exclusive use is considered to have its own business frontage, which is the linear frontage of the portion of the building occupied by that business or use and containing the entrance.

"Garage—noncommercial" means a building designed for the shelter, storage or maintenance of motor vehicles owned and operated by the owner of such building ~~which does not change the character of and is in harmony with the neighborhood and~~ where no activity is carried out for profit.

~~"Gas pipeline" means any major pipeline and its appurtenant facilities designed for and capable of transporting gasses, excluding local distribution lines.~~

"Grade" means the mean point of elevation of the finished surface of the ground between a structure (whether a building, sign structure, or other) and a point five feet distant from the structure, or the mean point of elevation of the finished surface of the ground between the structure and the property lines if it is less than five feet distant from the structure. In case the structure is within five feet of a public sidewalk, alley or other public way, the grade shall be the elevation of the sidewalk, alley or public way.

"Greenhouse" means a building with a roof and sides constructed of glass or other transparent or translucent material and in which the temperature and humidity can be regulated for the cultivation of plants.

"Gross density" means the average number of dwelling units per acre of a development or a proposed development.

"Gross floor area" means the total floor area of a structure as measured along the outside walls at floor level and including all floors but excluding open balconies and porches or enclosed parking areas and related features.

"Group homes" means a residential facility, whether or not licensed by the state, for the purpose of providing twenty-four-hour staff care, shelter, supervision, training and/or rehabilitation to eight or more developmentally disabled persons, mentally ill persons, or disabled persons, or a residential facility, whether or not licensed by the state, for any number of children, or for any number of persons sixty (60) years of age or older; provided, that such group home for elderly persons: (a) shall not be located within seven hundred fifty (750) feet of another such home; and (b) shall comply with any state, county, or municipal health, safety, and fire codes who do not need skilled and intermediate care facilities, plus no more than two live-in staff persons employed in the care and supervision of such elderly persons.

A group home or residential group home shall not include fewer than eight persons occupying a residential dwelling unit and living as a single ~~housekeeping unit~~household if the occupants are handicapped persons as defined in Title VIII or the Civil Rights Act of 1968, as amended by the Fair

Housing Amendments Act of 1988; or disabled persons as defined by Section 24-34-501, C.R.S., and such additional necessary persons employed in the care and supervision of such handicapped or disabled persons.

"Guest unit" means any room, group of rooms, or other portion of a dwelling unit, accessory dwelling unit, hotel, motel, lodge, bed-and-breakfast establishment, time share estate, rooming or boarding house, or similar structure, that does not constitute the entire dwelling unit or other type of structure, is used or intended to be used for living and sleeping, has adequate egress, and is available for lease or rent as a single unit.

"Habitation" means occupancy of any dwelling unit, including dependent mobile homes, for more than twenty-four (24) hours in a seven-day period.

"Harboring of chickens" means activities, definitions, and regulations set forth in Section 6.04.020 of the Leadville Municipal Code.

1. "Adjoining property and adjacent specific to harboring of chickens" includes all lots and parcels of land so long as any portion of the lot or parcel is located within twenty (20) feet of the outer boundary or perimeter of the property in question.

"Historic district" means the Leadville National Historic Landmark (NHL) district designated by the National Park Service.

"Home occupation" means any use within a dwelling and carried on by the inhabitants, which use is clearly additional and secondary to the use of the dwelling for residential purposes and which does not change the character thereof, nor generate traffic or parking requirements which significantly or adversely affect the residential character of the neighborhood. A family child care home is not considered a home occupation. A home occupation is an occupation or a profession that:

1. Is customarily carried on in a dwelling unit;
2. Is carried on by a member of the family residing in the dwelling unit with not more than one assistant who is not a resident of the premises;
3. Is clearly incidental and secondary to the use of the dwelling unit for residential purposes; occupying not more than twenty-five (25) percent of the total floor area of the dwelling;
4. Conforms to the following additional conditions:
 - a. The occupation or profession shall be carried on wholly within the principal building.
 - b. A sign shall not be lit, not exceed two square feet, and be constructed of wood and nonreflective paint or other such materials as may be allowed by planning officials.
 - c. No offensive noise, vibrations, smoke, dust, odors, heat or glare shall be produced.
 - d. No additions to or alterations of the exterior of the dwelling unit, including outside entrances for the purpose of the home occupation, shall be permitted.
 - e. The conduct of the home occupation and its external effects must not interfere with the peace, quiet, and dignity of the neighborhood and adjoining properties.

"Hospice". See Nursing Home.

"Hospital" means an institution designed for the diagnosis, treatment, and care of human illness or infirmity and providing health services, primarily for inpatients, including as related facilities, laboratories, outpatient departments, training facilities, and staff offices.

~~"Hostel" means an establishment providing transient, overnight accommodations, typically characterized by low cost, shared use of a self-service kitchen, common areas, sleeping rooms, guest units (either private or shared) and bathroom facilities.~~

"Hotel" means a building or portion thereof with ~~sleeping rooms, guest units~~ used or designated for use by or hired for occupancy by persons on a temporary basis and including at least 275 square feet.

"Improvements" means any utility, roadway, survey monument, building, structural or other changes to the land as may be required by or provided for in this title. "Junkyard" means a building, structure, or parcel of land or any combination thereof used for the collection, storage or sale of waste paper, rags, scrap metal, or discarded or abandoned materials and equipment or parts thereof or for the collecting, disassembly, storage or salvaging or demolition of vehicles, machinery or other materials and including the commercial sale of whole items or parts thereof, but not including architectural feature salvage.

"Kennel" means ~~an establishment in which animals are boarded, groomed, bred, or trained for commercial gain. This does not include stables.~~

~~1. Any building, structure, area, or open space devoted wholly or partially to the raising, boarding or harboring of five or more domesticated animals that are over four months of age; or~~

~~2. Any establishment for the boarding, raising or training of animals, domesticated, for which a fee is charged. The such establishment may include incidental grooming or the sale of pet supplies.~~

"Loading area" means a parking space other than a public street or alley for parking commercial vehicles for the purpose of loading or unloading materials or merchandise.

"Local street" means a street serving individual lots within a subdivision.

~~"Long-term rental unit" means any dwelling unit, including an accessory dwelling unit, or guest unit that is available for lease for a term of thirty (30) consecutive days or more.~~

"Lot" means a portion or parcel of land, including a portion of a platted subdivision, occupied or intended to be occupied by a building or use and its accessories, together with such yards as required under the provisions of this title, that is an integral unit of land held under unified ownership in fee or co-tenancy, or under legal control tantamount to such ownership.

"Lot area" means the total horizontal area within the lot lines of a lot.

"Lot depth" means the average distance from the front to the rear lot lines of a lot.

"Lot width" means the average distance between the side lot lines of a lot.

"Lumberyard" means an area used for the storage, distribution, and sale of finished or rough-cut lumber and lumber products, but not including the manufacture or fabrication of lumber, lumber products, or firewood.

"Majority" means a majority of the members of the planning commission or city council present for a regular or special meeting to conduct business pursuant to this title, unless otherwise specified in state statute or city ordinance.

"Manufactured home" means a single-family dwelling which: (1) is partially or entirely manufactured in a factory; (2) is installed on an engineered, permanent foundation; (3) has brick, wood, or cosmetically equivalent siding and a pitched roof; (4) is certified pursuant to the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 U.S.C. Section 5401, et seq., as amended; and (5) is built for the Colorado climate and snow load according to the Department of Housing and Urban Development Standards established under the provisions of 42 U.S.C. Section 5401, et seq.

"Manufacture of materials" means the mechanical or chemical transformation of materials or substances into new products, including the assembling of component parts, the manufacturing of products, and the blending of materials, such as lubricating oils, plastics, or resins.

~~"Marijuana hospitality business" means a facility, which may be mobile, licensed pursuant to the Colorado Marijuana Code to permit the consumption of marijuana in accordance with the Colorado Marijuana Code and the city's Code.~~

Commented [CM8]: Marijuana terms added or revised to be consistent with state marijuana laws and definitions where appropriate.

~~"Marijuana hospitality and sales business" means a facility, which cannot be mobile, licensed under the Colorado Marijuana Code to permit the consumption of only the retail marijuana or retail marijuana products it has sold pursuant to the provisions of the city's Code.~~

~~"Marijuana research and development facility" means a facility licensed pursuant to and used for the purposes set forth in the Colorado Marijuana Code at C.R.S. 44-10-507.~~

"Mausoleum". See Cemetery.

"Medical Clinic" means a building or group of buildings in which the primary use is the provision of health care services to patients or clients. Examples include but are not limited to medical and dental laboratories, blood banks, oxygen providers, integrative medicine and holistic or homeopathic therapies, and other miscellaneous types of medical services.

~~"Medical marijuana center" has the same definition as set forth in Section 5.44.030 of the Leadville Municipal Code.~~

~~"Medical marijuana establishment" has the same definition as set forth in Section 5.44.030 of the Leadville Municipal Code.~~

~~"Medical marijuana optional premises cultivation operation" has the same definition as set forth in Section 5.44.030 of the Leadville Municipal Code.~~

~~"Medical marijuana store" means a facility, licensed pursuant to C.R.S. 44-10-501, where medical marijuana is sold to registered patients or primary caregivers as defined in section 14 of article XVIII of the Colorado constitution. This definition does not include primary caregivers.~~

~~"Medical marijuana products manufacturer" means a facility licensed pursuant to and described in the Colorado Marijuana Code at C.R.S. 44-10-503.~~

"Medical marijuana cultivation facility" means a facility licensed pursuant to and used for the purposes set forth in the Colorado Marijuana Code at C.R.S. 44-10-502.

"Medical marijuana testing facility" means a facility licensed pursuant to and used for the purposes set forth in the Colorado Marijuana Code at C.R.S. 44-10-504.

"Medical marijuana transporter premises" means the premises permitted under C.R.S. 44-10-505 to be maintained and operated by a person licensed pursuant to the Colorado Marijuana Code to operate a business as described in C.R.S. 44-10-505.

"Membership clubs and lodges" means permanent, headquarters-type, and meeting facilities for organizations operating on a membership basis for the promotion of the interests of the members, including facilities for: business associations; civic, social, and fraternal organizations; country clubs (golf courses separately defined); labor unions and similar organizations; political organizations; professional membership organizations; other membership organizations.

~~"Microbrewery" means a facility for the production and packaging of malt beverages of low alcoholic content for distribution, retail, or wholesale, on or off premise, with a capacity of not more than 15,000 barrels per year. The development may include other uses such as a standard restaurant, bar or live entertainment as otherwise permitted in the zoning district~~

"Mobile home, dependent" means any vehicular camping unit, travel trailer unit or similar mobile vehicular unit, including buses, equipped with or without a working flush toilet and working bathtub or shower.

"Mobile home, independent" means a structure that: (1) is transportable in one or more sections; (2) is less than twenty-four (24) feet in width or thirty-six (36) feet in length; (3) is built on a permanent chassis; (4) is designed to be used as a place of living for a single-family, with or without a permanent foundation, when connected to the required utilities; and (5) includes the plumbing, heating, air conditioning and electrical systems contained therein. "Manufactured home" is not included within the definition of "mobile home." However, structures commonly called "single-wide mobile homes" (whether certified pursuant to the National Mobile home Construction and Safety Standards Act of 1974, 42 U.S.C. Section 5401, et seq., as amended, or not) and any other form of transportable housing which does not meet the definition of a "manufactured home" under this title is included within the definition of "mobile home."

"Mobile home park" means a site or facility containing or proposed to contain two or more spaces for mobile homes.

"Mobile home space" means a plot of ground or a lot within a mobile home park designed to be occupied by one independent mobile home.

"Modular structure" means a structure consisting of prefabricated modules that are primarily built off-site in a factory and are assembled on-site. Modular structures may be any type of residential structure or commercial structure. Modular structures may comprise an entire structure or a portion of a structure. A modular structure is not a manufactured home or a mobile home.

Commented [CM9]: Added to expressly allow for this type of structure within the city.

"Motel". See "Hotel".

“Motor vehicle parking lot” means an open space or an enclosed structure, exclusive of drives, turning areas or loading spaces, devoted to the parking of one or more motor vehicles.

“Museum” means an establishment operated as a repository for a collection of nature, scientific, literary curiosities, or objects of interest or works of art, not including the regular sale or distribution of the objects collected. Museums may include incidental retail and food/beverage sales.

“Nonconforming” means any preexisting building, structure or use conflicting with one or more provisions of this title applicable to the zoning district in which the building, structure or use is located.

“Nursery” means any land used to raise trees, shrubs, flowers, and other plants for sale or for transplanting.

“Nursing Home” means any facility which provides meals, lodging, and nursing care for compensation.

“Nudity” or “state of nudity” means:

a. The appearance of human bare buttocks, anus, male genitals, female genitals, or the areola or nipple of the female human breast; or

b. A state of dress that fails opaquely and fully to cover the human buttocks, anus, male or female genitals, pubic region, or areola or nipple of the female breast.

“Open space” means the land area within a subdivision, proposed subdivision, or other development designated, reserved, and dedicated to outdoor uses, including but not limited to recreation, flood control, scenic uses, pathways, and related uses but excluding roadways.

“Orchard” means the establishment, care, and harvesting of more than 25 fruit-bearing trees for the purpose of selling the fruit to others.

“Outdoor ~~g~~Guiding” means a use where professional outdoor guides lead groups on outdoor activities such as hunting, fishing, skiing, camping, photography, or other outdoor recreational activities. This may include accessory retail or rental of equipment for the patrons participating in the outings. Outdoor guiding does not include outdoor recreational equipment rentals.

“Outdoor recreation equipment rental” means any use where motorized recreation equipment such as snowmobiles, off-highway vehicles, or utility vehicles are stored or displayed outdoors for rental purposes. This use may include office space and repair and maintenance of rental equipment.”

“Outdoor storage” means the storage of materials, refuse, junk and/or other similar items outside of a building.

~~“Outdoor storage of snow”~~; means the storage of snow outside a building.

“Outdoor storage screened” means all outdoor storage required to be screened from view from adjacent streets or the first floor of adjacent buildings.

“Outdoor storage, unscreened” means all outdoor storage not required to be screened from view from adjacent streets or the first floor of adjacent buildings.

“Outfitting”. See Outdoor guiding.

"Owner" means any person with fee title to any parcel of land within the city who desires to permit the development of or to construct, install or erect a telecommunications facility upon such owner's property.

"Parapet wall" means that part of a wall or railing which is entirely above the roof.

"Park" means an area or facility to be used for recreation, exercise, sports, education, rehabilitation, or similar activities, or an area intended to enhance the enjoyment of natural features or natural beauty.

"Parking area. See “Motor vehicle parking lot”.

"Person" means any individual, partnership, corporation, association, company or other public or corporate body including the federal government and any political subdivision, agency, instrumentality or corporation of the state.

"Personal services" means establishments primarily engaged in providing services involving the care of a person or his/her personal goods, including but not limited to, dry cleaning, cosmetics, beauty and barbershops, funeral services, and domestic services.

"Pet store" means an establishment primarily engaged in the retail sale of household pets.

"Planned unit development" means an area of land, controlled by one or more landowners, to be developed or developed under unified control or a unified plan of development for a number of dwelling units, commercial, educational, recreational or industrial uses, or any combination of the foregoing, the plan for which does not necessarily correspond in lot size, bulk, or type of use, density, lot coverage, open space or other restriction to the provisions contained elsewhere in this chapter.

"Planning commission" means the Leadville planning and zoning commission.

"Planning official" means the city officials(s) appointed or retained by the city to administer or enforce this title and associated regulations and other such codes and regulations as the city may so designate.

“Playground”. See Park.

“Playing field”. See Athletic facility.

“Processing”. See Manufacture of materials.

“Professional and business offices” means professional or government offices including accounting, auditing, and bookkeeping services; advertising agencies; architectural, engineering, planning, and surveying services; attorneys; counseling services; court reporting services; data processing and computer services; detective agencies and similar services; educational, scientific, and research organizations; employment, stenographic, secretarial, and word processing services; government offices including agency and administrative office facilities; management, public relations, and consulting services; photography and commercial art studios; writers and artists offices outside the home. This does not include medical offices or offices that are incidental and accessory to another business or sales activity that is the principal use.

"Public entrance" means an entrance to a building or premises that is customarily used or intended for use by the general public and excludes fire exits, special employee entrances, and loading dock entrances not generally used by the public.

"Public utility facility" means major buildings, structures, and facilities including but not limited to generating and switching stations, electrical substations, water or sewer pumping stations, and telephone exchanges, related to the furnishing (storage and transportation) of utility services, including but not limited to electric, gas, telephone, cable, water, sewer, and public transit, to the public. Major public utility facilities located in rights-of-way or easements are not uses required to be zoned.

~~"Public and government facility, service, or building" means: the use of a property for a public purpose by any department or branch of government. Examples include but are not limited to libraries, post offices, law enforcement, and emergency services.~~

"Recycling center" means a totally enclosed structure in which used materials are collected prior to shipment to others who will use those materials to manufacture new products.

"Referral agency" means an agency, organization, unit of government, political subdivision, group or organization to whom submittal materials and related text maps and graphic items are submitted for review, comment and/or recommendations to be returned to the Leadville planning commission or the Leadville city council.

"Rental shop" means an establishment that conducts business with customers under conditions and terms agreed upon in a rental agreement or contract, which may be implied, explicit, or written.

"Restaurant" means an establishment where food and drink are prepared, table service is provided, and consumption takes place primarily within the principal structure, including but not limited to cafés.

"Restaurant with drive up windows" means a restaurant accommodating the patron's automobile from which the occupants may receive a service or in which products purchased from the restaurant may be received.

~~"Retail marijuana cultivation facility" has the same definition as set forth in Section 5.48.030 of the Leadville Municipal Code.~~

~~"Retail marijuana establishment" has the same definition as set forth in Section 5.48.030 of the Leadville Municipal Code.~~

~~"Retail marijuana products manufacturing facility" has the same definition as set forth in Section 5.48.030 of the Leadville Municipal Code.~~

~~"Retail marijuana store" has the same definition as set forth in Section 5.48.030 of the Leadville Municipal Code.~~

~~"Retail marijuana testing facility" has the same definition as set forth in Section 5.48.030 of the Leadville Municipal Code.~~

"Retail marijuana cultivation facility" has the same meaning as "marijuana cultivation facility" as defined in section 16(2)(h) of article XVIII of the Colorado constitution.

“Retail marijuana products manufacturer” has the same meaning as “marijuana product manufacturing facility” as defined in section 16(2)(j) of article XVIII of the Colorado constitution.

“Retail marijuana store” has the same meaning as defined in section 16(2)(n) of article XVIII of the Colorado constitution.

“Retail marijuana testing facility” means “marijuana testing facility” as defined in section 16(2)(l) of article XVIII of the Colorado constitution and that is licensed pursuant to the Colorado Marijuana Code.

“Retail marijuana transporter premises” means the premises permitted under C.R.S. 44-10-605 to be maintained and operated by a person licensed by the Colorado Marijuana Code to operate a business as described in C.R.S. 44-10-605.

“Retail sales, general” means a facility or area for the retail sale of general merchandise or food to the general public for direct use and not for wholesale. This use includes but is not limited to sale of general merchandise, clothing and other apparel, flowers and household plants, dry goods, convenience and specialty foods, hardware, ~~liquor~~ alcohol beverages, and similar consumer goods.

~~“Retail store, grocery” means a retail establishment that primarily sells food for off site consumption, but also may sell other convenience and household goods for off site consumption. Accessory uses may include but are not limited to sales of food or beverages for on site consumption, grocery delivery services, florists, and pharmacy services.~~

“Retirement home”. See Senior living facility.

~~“Riding Stables” means a structure or land use in or on which equines are kept for sale or hire to the public. Breeding, boarding, or training of equines may also be conducted.~~

“Roadway” means that portion of a street right-of-way designated for vehicular traffic.

“Roof line” means the highest portion on any building where an exterior wall encloses usable floor space (including roof areas for housing mechanical equipment) or the highest point on any parapet wall if the parapet wall extends around the entire perimeter of the building.

“Rooming or boarding house” means a building or portion thereof with ~~sleeping rooms~~ guest units designed to be used, let or hired for occupancy by persons ~~on a temporary basis~~ long-term rental units or on a permanent basis and containing between one and five such guest ~~rooms~~ units.

“Sawmill” means an operation or facility which has, as its predominant purpose, the sawing or planning of logs or trees into rough slabs.

“Scenic railways” means a railway that, in provides opportunities for the enjoyment of natural and/or man-made scenic resources and access or direct views to areas or scenes of exceptional beauty or historic or cultural interest. The aesthetic values of scenic routes often are protected and enhanced by regulations governing the development of property or the placement of outdoor advertising.

“School” means a facility that provides a curriculum of academic instruction, including kindergartens, elementary schools, middle schools, junior high schools, high schools, or the campus of a college or university.

Commented [CM10]: Revised to be consistent with the city's definition of "rooming and boarding house" adopted in Ordinance No. 6, Series 2020.

“Self-storage facility” means a building or group of buildings that are rented and designed, through individual compartments or controlled stalls, for self-service storage purposes.

“Senior living facility” means a multifamily dwelling or complex containing dwelling units designed for and principally occupied by senior citizens. Such facilities commonly include a congregate meals program in a common dining area but exclude institutional care facilities such as nursing homes as elsewhere defined.

“Service Station” means an establishment primarily engaged in the repair or maintenance of motor vehicles, trailers, and similar large mechanical equipment, including paint, body and fender, and major engine and engine part overhaul, provided it is conducted within a completely enclosed building.

“Service Station, Gasoline” means any building, structure, or area of land used for the retail sale of automobile fuels, oils, and accessories, where repair service, if any, is incidental. May include the sale of propane or kerosene as accessory uses.

“Setback” means the distance required by the provisions of this title between the face of a building and the lot line opposite that building face, measured perpendicular to the building. In computing the minimum setback requirement, the following architectural features shall not be considered: open fire escapes projecting up to a distance of four feet from the face of a building, walls, rails or fences. Setback distances shall be measured from the edge of the eaves of the structure. Where angled buildings or lots exist or streets are curved, setbacks shall be measured from the shortest distance to the lot line.

“Sexually oriented business” means any adult arcade, adult bookstore, adult novelty store, adult video store, adult cabaret, adult motel, adult motion picture theater, nude modeling studio, or sexual encounter center:

a. “Adult arcade” means any commercial establishment to which the public is permitted or invited where, for any form of consideration, one or more still or motion picture projectors, or similar machines, or other image producing machines, for viewing by five or fewer persons per machine at any one time, are used to regularly show films, motion pictures, video cassettes, slides or other photographic, digital, or electronic reproductions depicting specified sexual activities or specified anatomical areas.

b. “Adult bookstore, adult novelty store,” or “adult video” store means a commercial establishment that devotes a significant or substantial portion of its business to any one or more of the following:

i. The sale, rental or viewing (for any form of consideration) of books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes, slides, or other visual representations which are characterized by the depiction or description of specified sexual activities or specified anatomical areas; or

ii. The sale or rental of instruments, devices, or paraphernalia which are designed for use or marketed primarily for engaging in specified sexual activities; or

iii. A significant or substantial portion of its business is shown by characteristics including, but not limited to, some or all of the following:

1. A significant or substantial portion of its stock in trade consists of the items listed in subsections a. and/or b. above; or

2. A significant or substantial portion of its revenues is derived from the rental or sale of items listed in subsections a. and/or (b) above; or

3. A significant or substantial portion of its floor space, shelf space or storage space is devoted to the items listed in subsections a. and/or b. above; or

4. A significant or substantial portion of its advertising is devoted to the items listed in subsections a. and/or b. above.

c. "Adult cabaret" means a nightclub, bar, restaurant, concert hall, auditorium, or other commercial establishment which regularly features live performances that are characterized by the exhibition of specified sexual activities or the exposure of specified anatomical areas.

d. "Adult motel" means a motel, hotel or similar commercial establishment which offers public accommodations, for any form of consideration, and provides patrons with closed circuit television transmissions, films, motion pictures, video cassettes, slides or other photographic reproductions which are characterized by the depiction or description of specified sexual activities or specified anatomical type of material by means of a sign visible from the public right-of-way, or by means of any off premises advertising including, but not limited to, newspapers, magazines, pamphlets or leaflets, radio or television, and offers a sleeping room for rent for a period of time less than five hours.

e. "Adult motion picture theater" means any commercial establishment to which the public is permitted or invited, where for any form of consideration, films, motion pictures, video cassettes, slides or similar photographic reproductions are shown for more than one hundred (100) days annually that have an emphasis on depicting or describing specified sexual activities or specified anatomical areas. Any establishment meeting the definition of an adult arcade is not an adult motion picture theater.

f. "Nude modeling studio" means any place where a person who appears in a state of nudity or displays specified anatomical areas is provided for money or any form of consideration to be observed, sketched, drawn, painted, sculpted, photographed, or similarly depicted by other persons. The provisions of this definition shall not apply to:

1. A college, junior college, or university supported entirely or partly by taxation; or

2. A private college or university that maintains and operates educational programs in which credits are transferable to a college, junior college, or university supported entirely or partly by taxation; or

3. A business located in a structure that has no sign visible from the exterior of the structure and no other advertising that indicates a nude person is available for viewing.

g. "Sexual encounter center" means a business or commercial enterprise that regularly offers, for any form of consideration, activities between male and female persons and/or persons of the same sex when one or more of the persons are in a state of nudity or semi nudity. This definition does not apply to any actions in compliance with any treatment or examination of another person for a bona fide medical purpose when such treatment or examination is conducted in a manner substantially consistent with reasonable medical practices, or to bona fide private parties not open to the general public.

h. "Specified anatomical areas" means:

1. Less than completely and opaquely covered human genitals, pubic region, buttocks, anus, or female breasts below a point immediately above the areola; or

2. Human male genitals in a discernibly turgid state, even if completely and opaquely covered.
 - i. "Specified sexual activities" means:
 1. Human genitals in a state of sexual stimulation or arousal, or tumescence;
 2. Masturbation, actual or simulated;
 3. Sex acts, normal or perverted, actual or simulated, including intercourse, oral copulation, or sodomy; and
 4. Fondling or other erotic touching of human genitals, pubic region, anus, buttocks, or female breasts.

"Short-Term Rental" or "short-term rental unit" shall have the same meaning as defined in Section 5.12.030.

~~"Solar energy device" means a facility, equipment or device, or structural design feature of a structure that provides for the collection of sunlight and which comprises part of a system for the conversion of the sun's radiant energy into thermal, chemical, mechanical or electrical energy.~~

"Solar energy ~~facility~~system" means an energy system, including but not limited to a ground-mounted solar energy system, which converts solar energy to usable thermal, mechanical, chemical, or electrical energy to meet all or a significant part of a structure's energy requirements ~~Solar energy systems may be comprised of devices such as a solar energy conversion system with a nameplate generating capacity of 10 kW or greater including solar panels, arrays, and related equipment, pipes, batteries, and wiring that converts sunlight to heat or electricity for use either on site or off site for delivery to a power grid.~~

"Special event" means an organized event or a group activity including, but not limited to a performance, live music, broadcast music, commercial entertainment, assembly, contest, exhibit, ceremony, athletic competition, reading, or other similar gatherings where anything of value is exchanged in return for attendance or entry into the event. Special events do not include wedding events.

"Stable" means an establishment designed for feeding, housing, and exercising of horses not owned by the owner of the premises and for which the owner of the premises may receive compensation.

"Street" means a way for vehicular traffic, whether designated as or called a street, highway, road, avenue, parkway or however else named or designated.

"Structural alteration" means any addition to or subtraction of parts of a building or structure.

"Structure" means anything constructed or erected upon the ground except utility poles and like protrusions, flag poles or walls and fences up to six feet in height.

"Subdivision" means a tract of land which is divided into two or more lots, tracts, parcels, sites, separate interests (including leasehold interests), interests in common or other division for the purpose, whether immediate or future, of transfer of ownership or for building or other development or for street use by reference to such subdivision or recorded plat thereof; or a tract of land, including land to be used for condominiums, apartments or any other multiple-dwelling units, or for time-sharing dwelling units.

"Substance ~~a~~Abuse ~~T~~Treatment ~~F~~Facility" means a facility for the purposes of temporary or long-term inpatient treatment of victims of alcohol or drug use or addiction.

"Telecommunication facility" means a facility that transmits and/or receives electromagnetic signals. It includes antennas, cables, wires, conduit, microwave dishes, and other types of equipment for the transmission or receipt of such signals, telecommunication towers or similar structures supporting said equipment, equipment buildings, parking area, and other accessory development. A telecommunication facility operates at less than one thousand (1,000) watts of effective radiated power. A telecommunication facility does not include:

1. Residential television antennas;
2. Wireless cable satellite dish antennas;
3. Amateur radio antennas; or
4. Dish antennas less than one meter in diameter or measured diagonally.

"Telecommunication facility, accessory equipment" means equipment, including buildings and cabinets, used to protect and enable the operation of radio switching equipment, backup power, and other devices, but not including antennas, that are necessary for the operation of a telecommunication facility.

"Telecommunication facility, building roof-mounted" means a telecommunication facility that is supported and/or projects above the roof of a legally existing building or transmission structure.

"Telecommunication facility, building wall, or facade-mounted" means a telecommunication facility that is supported and/or mounted on the wall of a legally existing building or transmission structure and does not project above the roof line. Facilities mounted on the side of a penthouse, mechanical screening, or other appurtenance, provided it would not project above the side of the appurtenance, and facilities mounted on towers for high voltage electrical transmission shall also be considered wall-mounted telecommunication facilities.

"Telecommunication facility, freestanding" means a telecommunication facility that consists of a stand-alone support structure or tower, antennas, and accessory equipment.

"Temporary ~~u~~Use" means a use established for a limited duration of time with the intent to discontinue such use upon the expiration of the time period. Such use ~~a use that~~ may or may not be permitted under the regulations for a given zoning district but may be allowed on a nonpermanent and temporary basis following the procedures in Chapter 17.64, Temporary Buildings and Uses.

"Time share estate" means any interest in real property, including condominiums, owned or leased by five or more persons or other devices including ownership in a corporation, cooperative, partnership, or joint venture whereby the owners or lessees have formally or informally agreed that such owners or lessees shall have the preferred or exclusive use during specified periods of time. Any conveyance of a fractional fee estate or undivided interest by separate deed is within this definition and is hereby regulated within this title. A time share estate shall be deemed to be created upon the marketing, promotion, selling, or offering for sale a specified period or periods of time of occupancy in one or more residential units.

~~The issuance of a conditional use permit by city council is required prior to the creation of any time share estate in Leadville.~~

Commented [CM11]: Removed because it conflicts with table of uses, which shows time shares approved via administrative permit.

"Tower" means any structure that is designed and considered primarily for the purpose of supporting one or more antennas, including self-supporting lattice towers, guy towers, or monopole towers. The term includes radio and television transmission towers, microwave towers, common-carrier towers, cellular telephone towers, alternative tower structures, and the like.

"Tower, lattice" means a tower or structure designed and constructed primarily to support antenna or antennae and comprised of interconnected poles, pipes, bars, beams, strips, wires, or cross-members. A lattice tower shall include any type or form of a tower that incorporates guy or supporting wires. A lattice tower is not a monopole tower.

"Tower, monopole" means a structure designed and constructed to support antennae or antennae for the purpose of providing telecommunications services and which consists solely of a stand-alone, ground-mounted support pole, pipe, or other solid structure. A monopole tower shall not include any tower supported or attached to the guy or support wires. A monopole tower is not a lattice tower.

"Tract" means a parcel of land or a contiguous combination thereof.

"Transmission line" means any electric transmission line and its related facilities which emanate from a power plant or from a substation and terminate at a substation and which are designed for or are capable of the transmission of electricity at sixty-nine (69) kilovolts (KV) or more.

"Travel trailer park" means a site or facility containing or proposed to contain two or more travel trailer unit spaces.

"Travel trailer space" means a plot of ground or a lot within a travel trailer park or portion of a mobile home park designed to be occupied by one travel trailer unit or one camping unit.

"Travel trailer unit" means any pickup camper, a pickup with shell, motorhome, travel trailer, tent trailer, or similar mobile unit with sleeping quarters and not exceeding eight feet in body width at its widest point or forty (40) feet in body length and designed and used principally for recreational purposes or for the support of recreational or commercial uses.

"Use" means the purpose or function for which any land, structure or building is designed, constructed, maintained, or occupied.

"Use, accessory". See Accessory Use, Building, or Structure.

"Use by right" means permitted uses designated as use by right are subject to all other applicable regulations of this code and state and federal law.

"Use, principal" means the main use to which the premises is devoted and the principal purpose for which the premises exists.

"Use variance" means a deviation from Chapter 17.48 listing of prohibited uses by zoning district whereby an otherwise prohibited use in a given zoning district may be treated as a conditional use, and processed accordingly, for purposes of historic conservation. See also "variance" and section 17.44.080 and Chapters 17.48 and 17.52.

"Vacation ~~H~~odge". See Hotel.

"Vacation ~~R~~ental". See Short-~~T~~erm ~~R~~ental.

"Variance" means any deviation, except a use variance, from the requirements of this title as allowed for by the board of adjustment. See also "use variance."

~~"Veterinary clinic" means an establishment that provides medical treatment and care to animals, and which may include temporary or overnight boarding of animals that are recuperating from treatment. A veterinarian clinic or office shall not include a kennel. "Veterinary hospital" means an establishment that provides medical treatment and care to animals and which may include temporary or overnight boarding of animals that are recuperating from treatment. Common accessory uses may include but are not limited to kennels, parking, and storage.~~

-"Wholesale" means the sale of goods and merchandise for resale instead of for direct consumption.

"Winery" means an establishment where vinous liquors, as that term is defined in the Colorado Liquor Code, are manufactured. Accessory uses may include but are not limited to bars, restaurants, tasting rooms, or storage.

"Yard" means the space on the same lot as a building or structure that is usually unoccupied and open to the sky except for landscaping improvements.

17.48 – BY-RIGHT, CONDITIONAL, AND PROHIBITED USES

17.48.010 – Designated

The table on the following pages below indicates which principal use(s) are allowed by right, which require an administrative permit, and which uses are conditional uses (that is, uses which the city may allow following detailed review). Any use not included in the table list shall reviewed for compliance with 17.48.20. A blank square in the table below indicates that a use is prohibited and/or identified as a by-right, administrative, or conditional use is prohibited.

TABLE 1
 By-Right, Conditional and Prohibited Uses by Zoning District

R = A use allowed by Right

A = A use requiring an Administrative Permit as defined in Chapter 17.50

C = A use requiring a Conditional Permit as defined in Chapter 17.52

Use Category	Use Type	Zoning Districts					
		R-1	R-2	TR	RC	C	TC
Residential Uses							
Household Living	Dwellings above or below commercial use		A	A	R	A	R
	Multifamily dwelling (3-4 units)	C	R	R		R	R
	Multifamily dwelling (5+ units)		C	C	C	C	C
	Single-family dwelling (attached and detached)	R	R	R		C	R
	Two-family dwelling	R	R	R		C	R
	<u>Mobile home park</u>			<u>C</u>			
Group Living	Group h Homes		C	C			C
	Retirement h Home, s Senior living facility center		R	C		C	C
<u>Lodging Facilities</u>	<u>Short-term Rentals (Refer to ChSee. 5.12)</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>
Public, Institutional, and Civic uses							
Community and Cultural Facilities	Cemeteries or mausoleums					C	
	Churches, place of worship or assembly, or religious institutes including church camps	C	C	C	C	C	C
	Community Center	A	A	A	R	R	R
	Membership clubs and lodges		C	C	R	R	R
	Museums	C	C	C	R	R	R

Use Category	Use Type	Zoning Districts					
		R-1	R-2	TR	RC	C	TC
Child Care Facilities	Childcare center	C	C	C	C	C	C
Educational Facilities	School and/or educational institutions	C	C	C	C	C	C
Parks and Open Space	Parks, Playgrounds, athletic facilities	R	R	R	C	R	R
Public Utilities and Facilities	PEssential public and government-utility-uses, facilities, services or buildings.	C	C	C	C	C	C
	<u>Public and government, facilities, services or buildings.</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>
	Recycle Center					C	C
	Solar energy facility			A		A	A
	Telecommunication facility	C	C	C	C	C	C
Healthcare Facilities	Hospitals, medical clinics, or nursing homes, <u>or substance abuse treatment facilities</u>		C	C	C	R	C
<u>Animal Services</u>	<u>Animal shelter</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>
Commercial Uses							
Agricultural Uses	Agricultural production					C	C
	Agricultural production related to the commercial production of animals					C	
	Commercial cutting and storage of firewood					C	
	Commercial greenhouses <500sf	A	A	A	C	A	A
	Commercial greenhouses >500sf		C	C		C	C
	Lumber yard or sawmill					C	
	Orchards, nurseries, and/or related uses for commercial purposes			C		C	C
	Roadside outlets for the sale of agricultural products <u>Farm stand</u>			C	C	C	C
Food and Beverage	Bars and lounges, Brew pub, <u>Distillery pub</u>			C	R	R	C
	Microbrewery, Distillery			C	R	R	C
	-Restaurants			C	R	R	R
	<u>Restaurant with drive up windows</u>					<u>C</u>	<u>C</u>
Lodging Facilities	Bed and Breakfast establishments	C	C	R	C	C	R
	<u>Hotels and, motels, or vacation lodges</u> hostels			C	R	R	C
	Rooming and boarding house or retirement home		C	C	C	C	R

Use Category	Use Type	Zoning Districts					
		R-1	R-2	TR	RC	C	TC
	Time share estate	A	A	A	A	A	A
Marijuana Industries	Medical marijuana center <u>Medical and/or retail marijuana store</u>					C	C
	Medical marijuana infused product manufacturer <u>Marijuana hospitality business</u>					C	C
	Medical marijuana optional premises cultivation operation <u>Marijuana hospitality and sales business</u>					C	<u>C</u>
	Retail marijuana cultivation facility					C	
	Retail marijuana products manufacturing facility					C	C
	Retail marijuana store					C	C
	Retail marijuana testing facility					C	C
	Retail/medical marijuana combined facility					C	C
Offices	Professional and business offices		C	R	R	R	R
Parking Facilities	Motor vehicle parking lots		C	C	C	R	C
Personal Services	Personal services		C	C	R	R	R
Recreation and Entertainment	Art and Entertainment facility, indoor			C	C	C	C
	Art and Entertainment facility, outdoor	C	C	C	C	C	C
	Art Gallery			R	R	R	R
	Outdoor Guiding			R	R	R	R
	Outdoor recreation equipment rental, with outdoor storage			C	C	R	C
	Outdoor recreation equipment rental, without outdoor storage			R	R	R	R
	Riding Stables <i>(not permitted per Sec. 6.04.030)</i>					C	
	Scenic railways	C	C	C	C	C	C
	Campgrounds and <u>Travel trailer park</u> (See Ch. 17.56)					C	C
Retail	General retail sales >1500sf		C	C	R	R	C
	General retail sales <1500sf		C	C	R	R	R
	<u>Architectural feature salvage</u>					<u>C</u>	<u>C</u>
	Rental Shop		C	C	R	R	R
	Sexually oriented business					C	
Vehicles and Equipment	Automotive, recreational vehicles, or marine sales and service, excluding service stations				C	R	C

Use Category	Use Type	Zoning Districts					
		R-1	R-2	TR	RC	C	TC
	EV Charging Station, Public or Private			C	C	R	R
	Motor vehicle parking lot		C	C	C	R	C
	Service Station					C	C
	Service station, gasoline					R	
Veterinary Animal Services	Kennels, and veterinary clinics <u>hospitals and pet stores</u>					C	C
Industrial Uses							
Manufacturing and Production	<u>Brewery, Distillery, Winery</u>					C	
	Cottage Industry	A	A	A	A	R	R
	Manufacture of materials not otherwise listed and which will cause noise, heat, dust, fumes or other adverse consequences that will impact the neighborhood.			C		C	C
	Manufacture of materials not otherwise listed and which will not cause noise, heat, dust, fumes, excessive traffic or parking or other adverse consequences that will impact the neighborhood.			A	A	R	R
<u>Industrial Service and Research</u>	<u>Repair or servicing of agricultural, industrial, business, or consumer machinery, equipment, products, or by-products</u>			<u>C</u>		<u>C</u>	<u>C</u>
Warehouse and Distribution	Non-commercial garages	C	C	C	C	C	C
	Outdoor storage of snow	R	R	R	A	R	R
	Screened or un-screened outdoor storage			A		C	A
	Self-storage facilities					R	C
	Wholesale sales and/or distribution <u>facility</u> with outdoor storage			C		R	C
	Wholesale sales and/or distribution <u>facility</u> without outdoor storage		C	C	R	R	C
<u>Marijuana Industries</u>	<u>Medical and/or retail marijuana cultivation facility</u>					<u>C</u>	
	<u>Medical and/or retail marijuana products manufacturer</u>					<u>C</u>	
	<u>Medical and/or retail marijuana testing facility</u>					<u>C</u>	
	<u>Marijuana research and development facility</u>					<u>C</u>	

Use Category	Use Type	Zoning Districts					
		R-1	R-2	TR	RC	C	TC
	<u>Medical and/or retail marijuana transporter premises</u>					<u>C</u>	
Accessory Uses							
Accessory Uses	Accessory dwelling unit (Refer to Ch. 17.60)	R	R	R		C	R
	Accessory use, building, or structure (Refer to Ch. 17.60)	R	R	R	R	R	R
	Harboring of chickens	A	A	A		A	A
	Home occupation	R	R	R	R	R	R
	Outdoor Storage	R	R	R	R	R	R
	Short-Term Rentals (Refer to Sec. 5.12 of LMC)	R	R	R	R	R	R
	Solar energy facility system	A	A	A	A	A	A
	<u>Family child care home</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>
	<u>Garages, noncommercial</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>
	<u>Greenhouses</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>
	<u>Swimming pools and hot tubs</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>
	<u>Satellite dishes</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>A</u>	<u>R</u>	<u>R</u>
	<u>Fences up to 6 ft. in height</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>A</u>	<u>R</u>	<u>R</u>
	<u>Fences exceeding 6 ft. in height</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>
	<u>Amateur radio and television towers</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>A</u>	<u>R</u>	<u>R</u>
<u>Individual storage sheds</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	
<u>Fallout shelters for personal uses</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>	<u>R</u>	

17.48.020- Uses not ~~itemized~~ listed.

Upon petition by any individual or organization or on its own initiative, the city council may, by ordinance, following review and recommendation by the planning commission, add to the itemized list of uses in Table 1, Section 17.48.010, any additional uses which conform to the following criteria:

- A. ~~That the use by right, conditional use or prohibited use conforms to the basic characteristics and purpose of the district to which it would be added;~~
- B. ~~That if there are zoning districts to which the additional use would be equally or more appropriate, such use shall also be added to those districts.~~

~~(Ord. 99-8 § 1 (part); prior code § 17.13.010)~~

A. Purpose. The purpose of this section is to promote the health, safety, convenience, and welfare of the present and future inhabitants of the city by protecting and enhancing the character of the city's zoning districts and providing for efficient and fair development that respect property rights and ensure quality development.

B. Generally. If a proposed use is not listed in section 17.48.010, then the planning official shall decide whether the proposed use is either functionally comparable to, or a subcategory of, a by-right, conditional, administratively permitted, or prohibited use. The planning official shall apply the following criteria to decide how the use will be regulated by this title:

- 1. A proposed use is a subcategory of a by-right, conditional, or administratively permitted use if, with regard to each of the decision criteria enumerated in subsection B, the proposed use's impacts are not materially greater than the by-right, conditional, or administratively permitted use with the more general NAICS code.
- 2. A proposed use is functionally comparable to a by-right, conditional, administratively permitted use if it is reasonably comparable to the by-right, conditional, or administratively permitted use, and with regard to each of the decision criteria enumerated in subsection B., the proposed use has no greater impacts than the by-right, conditional, or administratively permitted use with which it is functionally comparable.

C. Decision Criteria. The following decision criteria shall be evaluated when the planning official decides whether a proposed use is a subcategory of, or is functionally comparable to, a by-right, conditional, or administratively permitted use:

- 1. Parking demand;
- 2. Average daily and peak hour trip generation (cars and trucks);
- 3. Impervious surface;
- 4. Noise;

5. Lighting;

6. Dust;

7. Odors;

8. Potentially hazardous conditions, such as projectiles leaving the site;

9. Use and storage of hazardous materials;

10. Character of buildings and structures;

11. Character of operation; and

12. Hours of operation.

D. Effect of Determination.

1. If the planning official approves an application for a decision pursuant to this section, then the use is allowed as a by-right, conditional, or administratively permitted use, with the same restrictions as the use to which it was compared for the purposes of the favorable decision.

If the planning official determines that a proposed use is not a subcategory of, or functionally comparable to, a by-right, conditional, or administratively permitted use, then the proposed use is a prohibited use.

17.48.030 Manufactured homes and mobile homes.

- A. **Manufactured Homes.** A manufactured home, as defined in Section 17.08.020, is treated as a single-family dwelling. A manufactured home is a permitted use in any zoning district where a single-family dwelling is a permitted use. A manufactured home is a prohibited use in those zoning districts in which a single-family dwelling is prohibited, and the installation of a manufactured home requires a conditional use permit or certificate of appropriateness in those zoning districts where one is required for a single-family dwelling. In all respects, a manufactured home is to be treated as a single-family dwelling for the purposes of this section. C.R.S. 31-23-301(5) applies.
- B. **Mobile homes.**
1. Independent mobile homes, as defined in Section 17.08.020, are allowed to be placed only in approved mobile home parks ~~or in the industrial zoning district by a conditional use permit pursuant to Chapter 17.36.~~
 2. Dependent mobile homes as defined in Section 17.08.020, shall be occupied only in approved travel trailer parks and city-designated time limited travel trailer parking areas. Dependent mobile homes shall not be parked for the purposes of storage or habitation (see the definition of habitation in Section 17.08.020) on any city street, alley, or roadway. All cooking apparatus, utilities, and heating systems in dependent mobile homes must be fueled by liquid propane or natural gas. Solid or other liquid fuels are specifically prohibited.

(Ord. 99-8 § 1 (part): prior code §§ 17.15.010, 17.15.020)

Chapter 17.50 ADMINISTRATIVE PERMITS

17.50.010 Introduction.

The administrative permit enumerated in Chapter 17.48 may be allowed in an eligible zoning district upon review ~~and recommendation by the planning commission chair~~ and action by the planning official to issue an administrative permit. Issuance of an administrative permit shall be subject to such reasonable conditions and safeguards in order that the administrative permit compliey'-s with the general intent and specific provisions of this chapter and be in harmony with the character of the surrounding area. Specific decision-making criteria are contained below.

Administrative permits shall be permitted ~~indefinitely, unless otherwise for a duration of time, up to indefinite,~~ specified by the planning official or until the land use changes or is terminated, whichever occurs first. ~~The planning official may reclassify the application to a Conditional Use Permit as deemed necessary by the Planning Official.~~ Each administrative permit approved by the planning official is subject to review as often as city council deems appropriate and reasonable. In addition, city council may, for proper cause, revoke an ~~administrative permit-CUP.~~

(Ord. No. 2016-6, § 1, 7-5-16)

17.50.020 Submittal requirements.

Application for an administrative permit shall require submission of: (a) an application on a form provided by the city; (b) submission of a letter of intent; (c) submission of written answers to the ~~approval~~ criteria ~~points~~; and (d) submission of site plan.

The appropriate filing fees (see Chapter 17.96) shall accompany the submission of the above materials.

(Ord. No. 2016-6, § 1, 7-5-16)

17.50.030 Procedures for review and action on administrative permit applications.

- A. Administrative permit applications, with all supporting documents and fees, shall be submitted to the planning official to review for compliance with the requirements of this title.
- B. ~~After a~~An application is determined to be complete by the planning official, ~~it will be forwarded to the commission chair for second review. If the commission chair finds the application incomplete, it will be returned to the planning official for appropriate action. If the commission chair finds the application complete and adequate, it will authorize the planning official to move forward with issuing an administrative permit.~~shall be reviewed for compliance with the criteria for approval stated below.
- C. ~~The applicant shall provide the city with the names and addresses of all adjacent property owners, as shown in the records of the Lake County assessor's office, and shall provide the planning official with a certificate of mailing.~~
- D. ~~The applicant shall notify all adjacent property neighbors within a twenty (20) foot radius of the chicken administrative permit request by sending the City of Leadville Notice of Consent Form by certified mail.~~
- E. A letter typed or printed on city stationary and signed by the planning official shall be considered to be a formal permit authorizing an administrative permit under this chapter.

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- F. An administrative permit will be revoked if the use has not been established within two years of the approval.

(Ord. No. 2016-6, § 1, 7-5-16)

17.50.040 Criteria for ~~action-approval of~~ an administrative permit application.

All actions by the ~~planning commission chair and~~ planning official in reviewing and approving an administrative permit application shall be based in general upon the provisions of this chapter and specifically on the following criteria:

- A. That the proposed administrative permit use conforms to the requirements and provisions of this zoning regulation;
- B. That the proposed administrative permit use is consistent with and in compliance with the Leadville comprehensive plan, as amended;
- C. That the proposed administrative permit use is consistent with and in harmony with neighboring land uses and future intended land uses in the area;
- D. That the proposed administrative permit use will not result in overly intensive use of the land relative to the surrounding land;
- E. That the proposed administrative permit use will not result in excessive traffic congestion or hazards to vehicular or pedestrian traffic;
- F. That the proposed administrative permit use will not unnecessarily scar the land on which such use would be located and that the site be free from loose piles of soil or other materials and open, unprotected pits or holes;
- G. That the proposed administrative permit use will not be likely to prove detrimental to the public health, safety or welfare of city residents nor cause hardship for neighboring persons;
- H. That the proposed site of the administrative permit use is and will be free from natural and manmade hazards or such hazards as have been identified can and will be adequately mitigated;
- I. That all roadway systems and access roads will be open and readily accessible to police, fire and other emergency and public safety vehicles on a year-round basis.

(Ord. No. 2016-6, § 1, 7-5-16)

17.50.050 Review and revocation of an administrative permit.

At such intervals as the planning official ~~and the planning and zoning chair~~ may have specified in its initial decision, or when there is an alleged violation of the provisions of an administrative permit, the planning official shall review the terms, conditions or other provisions of the issued administrative permit. If the Planning Official determines that a violation exists, the Planning Official shall provide written notice of the violation to the property owner. Such notice shall ~~Upon review of the permit provisions, the planning official may~~ specify time period(s) in which any violations ~~of the terms or conditions~~ shall be corrected.

~~Review of alleged violations of the terms, conditions or other provisions of an administrative permit shall occur at time of notification and be completed within in thirty (30) business days.~~

~~The planning official shall forward all recommendations, the reasons for such recommendations, and specific time period(s) in which violations of the provisions of the permit, if any, must be corrected to planning and zoning chair and the permit holder within five days of the review. In the event the planning official recommends revocation of~~

~~any administrative permit, or if the violations of the terms or conditions are not corrected within the time period(s) specified by the planning official, such recommendation, the reasons for it, or a notice of noncompliance shall be forwarded to the planning and zoning chair within five days of the review. Within thirty (30) days the planning official shall render a decision.~~

~~Following the review and recommendation to the permit holder the planning official shall act to revoke, not to revoke or to impose additional or amended conditions or sanctions on the administrative permit holder. Failure of the administrative permit holder to comply within the stipulated time period(s) with any of the conditions under which the permit was issued, or to comply with the original application provisions, shall be adequate reason for revocation of any administrative permit. If the violation is not corrected within the required time period, the Planning Official shall revoke the permit by providing written notice to the property owner of revocation and the effective date of revocation.~~

(Ord. No. 2016-6, § 1, 7-5-16)

17.50.060 Administrative permit fees.

- A. Fee Structure. The fee structure for the processing of administrative filing and application fees is available in the planning and zoning office.

(Ord. No. 2016-6, § 1, 7-5-16)

17.50.070 Appeals procedure.

- A. Appeals to city council may be made by any person(s) aggrieved by an inability to obtain an administrative permit or by the decision of any administrative officer or agency based upon or made in the course of the administration or enforcement of the provisions of this title. Appeals shall be made within thirty (30) days of the order, requirement, decision or refusal alleged to have occurred or to be in error.
- B. The concurring vote of four members of the council shall be necessary to reverse any order, requirement, decision or determination of any administrative official or agency or otherwise to decide in favor of an applicant or an appellant appearing before the council.
- C. City council shall set a public hearing date on all appeals. A notice of public hearing shall be published in a legal publication in the city at least seven days prior to the hearing with notification of the hearing date and subject of the hearing.

A copy of the notice shall be deposited in the United States mail by the applicant, first class postage prepaid, postmarked at least fifteen (15) days prior to the scheduled hearing date, and to all listed owners of record of all property owners within in a two hundred (200) foot radius. This mailed notice shall also be sent to all adjacent mineral rights owners and lessees and easement holders, as shown on the records of the office of the Lake County assessor. The notice shall include a short narrative describing the relief sought and an announcement of the date, time and location of the scheduled hearing. The applicant shall submit a signed affidavit, in a city-approved form, to the city prior to the date of the hearing evidencing that the required mailing was performed in accordance with this section. Failure to mail such notice shall not affect the validity of any hearing or determination by planning commission or city council, as applicable.

In addition, the applicant shall cause to have posted on the property in question, in a conspicuous location, a sign supplied by the city, stating the time, date, location and subject of the hearing. Such sign(s) shall be posted at least fourteen (14) days before the scheduled date of the hearing.

- D. All appeals shall be in writing and on such forms as shall be prescribed by city council. The appropriate filing fee shall accompany the application. Every appeal shall state what provision(s) of the zoning regulation is/are

involved, what relief from the provision(s) is being sought, and the grounds on which the relief should be granted to the applicant. The mayor shall call a meeting of the city council scheduled to take place within thirty (30) days of the submission of the appropriate materials, including proof of notification of a public hearing, and at the same time city council may transmit a copy of the appeal to the planning commission or other appropriate public bodies for review and comment.

- E. Appeal applications submitted to city council shall include a full and accurate legal description of the land involved.
- F. Upon reaching a decision in the manner described above, the city council shall notify the applicant(s) in writing within ten (10) working days after city council takes action on an appeal.

(Ord. No. 2016-6, § 1, 7-5-16)

Chapter 17.60 ACCESSORY USES, BUILDINGS AND USESSTRUCTURES

Sections:

17.60.010 Introduction.

~~Integrated and detached accessory buildings must meet the same setback requirements as principal buildings. The following accessory uses are permitted in the following zoning districts, provided that they are incidental to and on the same premises as a permitted or conditional use. The following sections provide requirements for accessory uses, buildings, and structures in the City's zoning districts.~~

(Amended during 2002 codification: Ord. 99-8 § 1 (part): prior code § 17.20)

(Ord. No. 2016-8, § 3, 11-1-16)

17.60.020 Accessory Dwelling Unit (ADU) Requirements~~R-1, R-2, TR and TC zoning districts.~~

Unless otherwise stated, the following requirements shall apply to all zoning districts.

A. ~~Garages for the storage and owner maintenance of automobiles light trucks and recreational vehicles.~~

~~B. Accessory buildings, structures or uses normally required in addition to or in conjunction with any use by right or approved conditional use in the district, including but not limited to accessory dwelling units in the R-1, R-2, TR, and TC zoning districts as a use by right but only with a conditional use permit in the C zoning district. Accessory dwelling units are prohibited in the RC zoning district.~~

- ~~CA.~~ Detached ~~accessory dwelling units~~ADUs shall be placed on an approved foundation in compliance with applicable adopted building codes and regulations.
- ~~DB.~~ ~~Accessory dwelling units~~ADUs shall be no larger than fifty (50) percent of the size of the principal building and no smaller than one hundred (100) square feet.
- ~~EC.~~ ~~Design Standards. An~~ In all zoning districts except the C zoning district, ADUs, either integrated or detached, shall be consistent in design and appearance with the primary structure. Specifically, the roof pitch, siding materials, color and window treatment of the ADU shall be complementary with the primary structure. In the C zoning district, any exterior treatments of an ADU shall complement the principal building.
- ~~FD.~~ Each ~~accessory dwelling unit~~ADU shall have a bathroom with a sink, toilet, and shower or bath at a minimum.
- ~~GE.~~ Each ~~accessory dwelling unit~~ADU shall have a kitchen with an oven, stove (two-burner minimum), refrigerator and sink at a minimum.
- ~~HF.~~ Each ~~accessory dwelling unit~~ADU shall have a maximum of two bedrooms.
- ~~IG.~~ The owners of property upon which an ~~accessory dwelling unit~~ADU is located shall have an obligation to notify the applicable water and sanitation district of the existence and occupation of the accessory dwelling unit and shall comply at all times with the regulations of such water and sanitation district.

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- ~~H.~~ Each accessory dwelling unit must pass the inspection of the building official, ~~and~~ any subsequent structural standards which may be adopted by the City of Leadville.
 - ~~K.~~ Setbacks and heights of buildings that contain detached ADUs must adhere to applicable zoning regulations of the zoning district.
 - ~~J.~~ For the purposes of allowed density, each ADU shall be counted as one (1) unit of density.
 - ~~K.~~ A maximum of one (1) ADU shall be permitted per primary building.

(Ord. 99-8 § 1 (part): prior code § 17.20.010)

(Ord. No. 08-3, § 2; Ord. No. 2009-3, § 4, 9-1-09; Ord. No. 2016-8, § 3, 11-1-16; Ord. No. 2020-6, § 4, 2-2-21)

~~17.60.030 C zoning districts.~~

- ~~A.~~ ~~Garages as allowed in other districts.~~
- ~~B.~~ ~~Any accessory buildings, structures or uses required in addition to and in conjunction with any use by right or approved conditional use, including, but not limited to accessory dwelling units necessary to the maintenance or protection of a facility in the TC zoning district as a use by right but only with a conditional use permit in the C zoning district.~~
- ~~C.~~ ~~Solar energy devices shall maintain the same setbacks as are required for principal buildings, shall not be located within the front yard, and, if freestanding, shall not exceed ten (10) feet in height.~~
- ~~D.~~ ~~Detached accessory dwelling units shall be placed on an approved foundation in compliance with applicable adopted building codes and regulations.~~
- ~~E.~~ ~~Accessory dwelling units shall be no larger than fifty (50) percent of the size of the principal building and no smaller than one hundred (100) square feet.~~
- ~~F.~~ ~~Any exterior treatments of an accessory dwelling unit shall complement the principal building.~~
- ~~G.~~ ~~Each accessory dwelling unit shall have a bathroom with a sink, toilet, and shower or bath at a minimum.~~
- ~~H.~~ ~~Each accessory dwelling unit shall have a kitchen with an oven, stove (two-burner minimum), refrigerator and sink at a minimum.~~
- ~~I.~~ ~~Each accessory dwelling unit shall have a maximum of two bedrooms.~~
- ~~J.~~ ~~The owners of property upon which an accessory dwelling unit is located shall have an obligation to notify the applicable water and sanitation district of the existence and occupation of the accessory dwelling unit and shall comply at all times with the regulations of such water and sanitation district.~~
- ~~K.~~ ~~Each accessory dwelling unit must pass the inspection of the building official, or any subsequent structural standards which may be adopted by the City of Leadville.~~
- ~~L.~~ ~~Setbacks and heights of buildings that contain detached ADUs must adhere to applicable zoning regulations of the zoning district.~~

(Ord. 99-8 § 1 (part): prior code § 17.20.020)

(Ord. No. 08-3, § 3; Ord. No. 2009-3, § 5, 9-1-09; Ord. No. 2016-8, § 3, 11-1-16; Ord. No. 2020-6, § 4, 2-2-21)

17.60.0430 Requirements for other accessory uses, buildings, and structures.

~~No additional accessory uses are permitted in any district except that household pets, private greenhouses, swimming pools and hot tubs, satellite dishes, fences, amateur radio and television towers, individual storage sheds and fallout shelters for personal uses are allowable accessory uses in all zoning districts so long as such accessory uses pose no threat to human health, safety and welfare to owners, users or adjacent residents and so long as they meet all applicable building, electrical and plumbing codes and have received all required permits. Integrated and detached accessory buildings and structures must meet the same setback requirements as principal buildings.~~

~~Fences which are not over six feet in height, and living fences of any height so long as they are not a traffic obstruction shall be considered permitted accessory uses in all districts. Taller fences are permitted accessory use upon inspection by the building official, who shall issue a permit for such fences upon determination that they would Fences exceeding six (6) feet in height shall not block light, sun, air, vision, or otherwise pose a health or safety hazard or a nuisance to adjacent properties.~~

~~No fence, shrubs, trees, sign or any other obstruction shall be permitted in any setback area if it obstructs the sight of drivers at any intersection. Cut firewood stacked in rows ~~shall not be defined as a fence for the purposes of this chapter and shall not be so regulated so long as it does not~~ obstruct the sight of drivers at an intersection.~~

~~Any accessory building, the floor area of which is two hundred (200) square feet in size or less, shall not require a building permit.~~

~~Any accessory dwelling structure, integrated or detached, intended for habitation shall require a building permit. Solar energy devices systems shall maintain the same setbacks as are required for principal buildings, shall not be located within the front yard, and, if freestanding, shall not exceed ten (10) feet in height.~~

(Ord. 05-7 § 1; Ord. 99-8 § 1 (part): prior code § 17.20.030)

(Ord. No. 2016-8, § 3, 11-1-16)

17.60.0570 Rentals in all zone districts.

Accessory dwelling units in all zone districts where permitted may be used as long-term rental units of thirty (30) consecutive days or more and as short-term rental units of less than thirty (30) consecutive days. Such rentals shall be subject to the requirements of Chapter 17.48 and Chapter 5.12 of this code, as applicable.

(Ord. No. 2020-6, § 4, 2-2-21)

Chapter 5.12 SHORT-TERM RENTALS

Sections:

5.12.010 Purpose.

The purpose of this chapter is to safeguard the public health, safety and welfare by establishing regulations to control the licensing, use, occupancy, and maintenance of short-term rental units in the city.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

5.12.020 Applicability and interpretation.

This chapter applies to short-term rental units only, as that term is hereinafter defined, within any zone district where such use is permitted. This chapter does not apply to hotels, motels, lodges, bed-and-breakfast establishments, or long-term rental units, as those terms are defined in Chapter 17.08 of this code. This chapter does not supersede any private covenants or restrictions prohibiting short-term rental units. This chapter shall not regulate a short-term rental unit during periods when the property is not being used as a short-term rental unit and is instead being used solely for personal use by the owner of such property. This chapter shall not be construed to prohibit the leasing of properties within the city for more than thirty (30) days.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

5.12.030 Definitions.

"Accessory dwelling unit" has the same meaning as set forth in Chapter 17.08 of this code.

"Dwelling unit" has the same meaning as set forth in Chapter 17.08 of this code.

"Guest unit" has the same meaning as set forth in Chapter 17.08 of this code.

"Local agent" means a management company or individual who is identified by an applicant as the responsible agent in the application for a short-term rental license and who is available twenty-four (24) hours per day, seven days per week to respond as the initial point of contact for the short-term rental unit and who is able to respond to emergencies at the short-term rental unit within one hour of the agent's receipt of notice of the emergency. The local agent may be the owner of the short-term rental unit and must have access to the short-term rental unit, authority to assume management of the short-term rental unit, and the ability to take remedial measures as necessary.

"Owner" means the owner of a property within the city who intends to lease or leases the property or a portion thereof as a short-term rental unit.

"Owner-occupied" means a property on which an owner uses a dwelling unit of any kind, or portion thereof, as the owner's legal, primary residence.

"Parcel" means an area of land which is capable of being described with such specificity that its location and boundaries may be established and which has been or may be developed as a single unit of land.

"Renter" shall mean the party to a lease that has obtained the temporary right to use and occupy a short-term rental unit.

"Short-term rental" unit means a dwelling unit, including an accessory dwelling unit, or a guest unit within a dwelling unit or accessory dwelling unit that is available for lease for a term of less than thirty (30) consecutive days. The term "short-term rental unit" shall not apply to hotels, motels, lodges, bed-and-breakfast establishments, hostels, or time share estates, or any guest units within such establishments. has the same meaning as set forth in Chapter 17.08 of this code.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

5.12.040 License required.

It is unlawful to lease, advertise for lease, or permit the leasing of any short-term rental unit within the city without a valid license issued by the city pursuant to this chapter. No person who has obtained a license pursuant to this chapter shall be required to obtain a general business license pursuant to Chapter 5.04 of this code for the same business activity.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

5.12.050 Classes of licenses.

An owner must obtain a license for each short-term rental unit within the city. There shall be two separate classes of licenses available for owners to operate short-term rental units within the city:

- A. Class 1: A Class 1 License is required to operate any dwelling unit, including an accessory dwelling unit, or portion thereof as a short-term rental unit on an owner-occupied property within the city.
- B. Class 2: A Class 2 License is required to operate any dwelling unit, including an accessory dwelling unit, or portion thereof as a short-term rental unit on a property within the city that is not owner-occupied.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

5.12.060 Application requirements.

- A. Contents of Application. A complete application for a short-term rental license must be submitted to the city. The application shall be in writing on forms provided and approved by the city. The following documents and information must be included with the application for the application to be considered complete:
 - 1. The name, address and other contact information of the owner of the short-term rental unit;
 - 2. The address of the proposed short-term rental unit;
 - 3. A description of the property and dwelling unit or portion thereof that will be available for lease;
 - 4. The name, address, and contact information of the local agent for the proposed short-term rental unit;
 - 5. A site plan that identifies the location of the trash receptacles and available parking for the proposed short-term rental unit;
 - 6. An acknowledgement, signed by the owner and local agent, that the owner and local agent have read and understand all regulations pertaining to the operation of short-term rental units within the city and that, following issuance of a license, the city may contact the owner if the city deems it necessary or appropriate even if there is a separate local agent for the short-term rental unit;

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7. Proof of ownership of the proposed short-term rental unit;
 8. For owners that are business entities, proof of authorization signed by all applicable members of the business entity showing the applicant may submit a short-term rental license application on behalf of the business entity;
 9. A copy of a current and valid state sales tax license issued to the owner or local agent for the proposed short-term rental unit;
 10. A copy of a current and valid Lake County sales and lodging tax license issued to the owner or local agent for the proposed short-term rental unit;
 11. Proof that all property tax payments for the property on which the proposed short-term rental unit is located are current;
 12. An affidavit, on forms provided and approved by the city, signed by the owner attesting that the short-term rental unit has appropriate safety features;
 13. Proof of insurance covering the proposed short-term rental unit sufficient to operate a short-term rental unit;
 14. A copy of ~~a conditional~~ an administrative use permit issued by the city, if required under Section 5.12.070 of this chapter or Title 17 of this code;
 15. The applicable fee(s) as set forth in the city's fee schedule; and
 16. Such other information determined necessary or desirable by the city to evaluate the compliance of the application, licensed premises or proposed short-term rental activity with the requirements of this code, including but not limited to proof of primary residence acceptable to the city for Class 1 license applications.
- B. License Fee. All fees and fines set forth in this chapter shall be set by the city council by resolution and shall be included in the city's fee schedule.
- C. Parking. Each site plan must show the parking available for the short-term rental unit, which may be on-street parking, off-street parking, or a combination of both, for the purpose of indicating to renters where parking is available during their stay. The requirement to include available parking in the site plan does not obligate the owner to provide off-street parking for renters.
- D. Application Meeting. The city may require a meeting with the applicant prior to approval or denial of the license to address any issues or questions regarding the application and assist the applicant in resolving any application deficiencies.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

5.12.070 Application approval.

- A. Approval Criteria. Short-term rental license applications shall be reviewed and approved administratively by the city designee. The city designee is the city staff person designated by city council to review applications and administer short-term rental licenses. The city designee shall not approve an application for a short-term rental license or issue a short-term rental license unless:
1. The applicant has submitted a complete application, including the payment of all applicable fees, as set forth in Section 5.12.060 of this chapter;
 2. The proposed short-term rental unit is within a zone district that allows short-term rental units;

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3. The site plan and other information provided with the application show that the property is in compliance with all applicable city ordinances and all applicable regulations regarding safety, parking and trash collection; and
 4. The applicant has obtained an ~~an administrative conditional use~~ permit, if and as required by this code.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

5.12.080 Term of license, renewal, and show cause hearings.

- A. Term. Short-term rental licenses shall be effective from May 1 until April 30 each year. Applicants who apply for and obtain a short-term rental license any time on or after May 1 shall be responsible for paying the entire license fee. Any license issued after May 1 shall expire on the April 30 following the date of issuance regardless of the issuance date.
- B. Renewal. All short-term rental licenses must be renewed annually. All renewal applications must be submitted prior to April 30 each year on forms provided and approved by the city. For short-term rental licenses subject to the annual cap set forth in Section 5.12.090 of this code, all renewal applications meeting the requirements herein and submitted by the deadline set forth in this paragraph, with applicants who are in good standing, will be approved. Notwithstanding the foregoing, any license renewal applications received after the deadline set forth in this paragraph will be considered on a first-come, first-served basis. The city shall approve a renewal application if:
 1. The renewal form is complete and does not omit any required information;
 2. The renewal fee has been paid;
 3. The owner or local agent has submitted a new, current safety affidavit;
 4. Neither the owner, the local agent, nor the short-term rental unit is currently in violation of any applicable law, rule, or regulation, including the provisions of this code;
 5. The owner has not been cited by the city for or convicted by the Leadville Municipal Court or other court of competent jurisdiction of more than one violation related to the owner's short-term rental unit in the last twelve (12) months; and
 6. For any licenses subject to the annual license cap set forth in this chapter, the short-term rental unit was rented for at least fourteen (14) days during the previous license term. If the short-term rental unit was not rented for at least fourteen (14) days during the previous term, the renewal application shall not be approved. Notwithstanding the foregoing, an owner or local agent may complete an affidavit of non-use declaring the reasons for failing to rent the short-term rental unit as required in this paragraph. If a renewal application including such affidavit meets all other requirements of this code, then the city will approve the renewal application. Affidavits of non-use will not be allowed for subsequent renewal applications.
- C. Show Cause Hearings.
 1. At any time during the term of a license, if the city's records show that a licensee has had at least three complaints, with each complaint related to a separate incident, concerning the operation or maintenance of the short-term rental unit brought to the attention of the city during the current license term, which complaints would each constitute a violation of this code and have been substantiated or verified by the city, the city may notify the licensee in writing of the date and time established for a show cause hearing before the city council. At the show cause hearing, the licensee shall be required to show cause why its license should not be suspended or revoked. Notice of such hearing shall contain a brief description of the grounds for conducting the hearing, which shall include

the list of code violations charged. The hearing shall be held no sooner than ten (10) business days after notice has been delivered to the licensee.

2. At the hearing, the city shall present matters into evidence, and the licensee shall have an opportunity to present evidence on the licensee's behalf and to comment upon the evidence. The city shall furnish the licensee its decision in writing within thirty (30) days following the hearing. In the event of suspension or revocation of the license, no portion of any licensing fees paid shall be refunded.
3. In all cases where the evidence presented at a show cause hearing demonstrates that a violation of this code occurred, the city shall consider evidence and statements in mitigation and in aggravation of the violation prior to determining the appropriate penalty. Such evidence and statements may relate to and include, but shall not be limited to, the following factors:
 - a. Seriousness of the violation;
 - b. Corrective action taken by the licensee after the violation;
 - c. Prior violations at the short-term rental unit by the owner, local agent or renters and the effectiveness of prior corrective action;
 - d. Whether the violation is part of a repeated course of conduct or is an isolated occurrence;
 - e. Likelihood of recurrence;
 - f. All circumstances surrounding the violation;
 - g. Willfulness of the violation;
 - h. Length of time the license has been held by the licensee;
 - i. Previous sanctions imposed against the licensee; and
 - j. Other factors making the situation with respect to the licensee or the licensed premises unique.
4. The licensee shall be permitted to give evidence and statements in defense, explanation and mitigation at the show cause hearing if then prepared to do so. If such evidence is not available at the show cause hearing but can be obtained by the licensee, the licensee shall state the substance of such evidence and, upon the licensee's request, the hearing may be continued for not more than ten (10) business days to a date certain.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

5.12.090 Limitations and requirements.

- A. **Local Agent.** The local agent for a short-term rental unit shall have access to and authority to assume management of the short-term rental unit and take remedial measures as necessary. The local agent shall be available to respond to tenant or neighbor concerns regarding the property twenty-four (24) hours a day, seven days a week. Local agents must respond to complaints, regardless of the source of the complaint, involving the short-term rental unit within twenty-four (24) hours.
- B. **Renter Information Notice.** Each short-term rental unit shall have a sign displayed in a conspicuous place within the short-term rental unit that contains the following information:
 1. Name and contact information of the local agent;
 2. The short-term rental license number;
 3. The physical address of the short-term rental unit;
 4. The occupancy limit for the short-term rental unit;

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5. The available parking for the short-term rental unit;
 6. A statement that all vehicles must be parked in the indicated available parking spaces unless such spaces are unavailable;
 7. Contact information for police, fire and ambulance service in case of an emergency; and
 8. The location of all fire extinguishers, fire escape routes, and contact information for renters to report safety concerns.
- C. Occupancy Limits. The occupancy limit for each short-term rental unit shall be two persons per bedroom available for lease within the short-term rental unit and two additional persons. By way of example and not limitation, a short-term rental that has three bedrooms available for lease has an occupancy limit of six persons plus two additional persons for a total occupancy limit of eight persons.
- D. Parking.
1. Good Neighbor Parking Information. Upon license issuance, the city will provide to the owner "good neighbor" parking information that outlines, among other things, information on parking limitations and best practices for parking recreational vehicles, trailers, and other similar vehicles. The owner shall post this information in the short-term rental unit in a conspicuous place and, if possible, shall provide this information to renters prior to their arrival at the short-term rental unit.
 2. Parking Notice in Advertising. The owner shall include in all official listings of a short-term rental unit a reference to the available parking for the short-term rental unit and the location of any designated parking area or spaces.
 3. Limitations. Parking is prohibited in any landscaped area, in any manner that blocks ingress or egress for adjacent properties, or in any manner that blocks access to mailboxes of adjacent properties.
- E. Trash Receptacles. Each short-term rental unit shall provide trash receptacles to accommodate all garbage generated by renters. Owners shall be responsible for ensuring that all garbage is placed in covered, secured trash receptacles within twenty-four (24) hours of the end of a rental period and shall ensure that all trash is removed from the short-term rental unit within seven calendar days of the end of any rental period.
- F. Safety Features. All short-term rental units must have an appropriate number of functional smoke detectors, carbon monoxide detectors, and fire extinguishers and must have adequate egress and other required safety features pursuant to applicable fire or building codes, as determined by the city's fire marshal and set forth in the city's short-term rental safety checklist.
- G. Change in Information. An owner shall notify the city of any change in ownership of the property, a change in the owner's address or contact information, or any change in local agent or local agent name or contact information within five days of such change.
- H. Taxes. Owners shall be responsible for making timely property tax payments for all short-term rental units, as applicable for each property. Owners shall also be responsible for keeping all applicable sales and lodging tax licenses current.
- I. Notices. Any notices or communications required or reasonably implied by this chapter may be sent to the owner and local agent by the city via U.S. mail or via electronic mail.
- J. Safety Checks. An owner or local agent of a short-term rental unit shall allow the city access to a licensed short-term rental unit once per year for the purpose of verifying the information set forth in the safety features affidavit submitted with the owner's license application or renewal application. An owner or local agent shall also allow the city access to a short-term rental unit to investigate a safety complaint about the short-term rental unit. Each safety check shall be subject to a fee set forth in the city's fee schedule. Following a safety check, the city may provide the owner or local agent instructions on how to bring the property into compliance with this code and a deadline for such compliance. If the city determines that the

owner or local agent has not complied with the instructions by the compliance deadline, the owner may be subject to the suspension or revocation or denial of a renewal application, as appropriate and in accordance with this code, of the owner's short-term rental license.

K. Maximum Number of Licenses Per Year. There shall be a maximum number of certain licenses available per year (from May 1 through April 30), which shall equal twelve (12) percent of the total number of residential parcels within the city. The total number of residential parcels shall be as determined by the city using information from the Lake County Assessor. The following types of licenses shall be subject to the cap set forth in this paragraph:

1. All Class 2 licenses, and
2. Class 1 licenses for parcels with two or more short-term rental units on a single parcel.

Class 1 licenses for parcels with only one short-term rental unit are not subject to the cap set forth in this paragraph. Licenses issued for owner-occupied parcels with two or more short-term rental units on a single parcel shall count as one license toward the license cap set forth in this paragraph. Notwithstanding the foregoing, owners or local agents must obtain a license for each proposed short-term rental unit in accordance with Section 5.12.050 of this chapter.

L. Maximum Number of Licenses Per Parcel.

1. The city shall issue no more than one license per parcel, subject to the provisions of this chapter.
2. Parcels may be eligible for more than one license on a case-by-case basis if the additional licenses are approved through the ~~conditional-use permit~~ permitting process set forth in Chapter ~~17-52~~ 17.50 of this code prior to issuance of a license in accordance with this chapter. Applicants seeking two or more licenses for a single owner-occupied parcel and applicants seeking three or more licenses for a single parcel that is not owner-occupied must obtain ~~a conditional-use~~ an administrative permit from the city before the city will process any such short-term rental license application.
3. The operation of two short-term rental units on a single parcel that is not owner-occupied is prohibited. In accordance with the requirements of this chapter, the city permits the operation and licensure of one short-term rental unit on a parcel that is not owner-occupied or may permit, following the issuance of ~~a conditional-use~~ an administrative permit as set forth in this section, the operation and licensure of three or more short-term rental units on a single parcel that is not owner-occupied. The operation of two or more short-term rental units on a single parcel that is owner-occupied is permitted.

M. Large Gatherings. Short-term rental units shall not be used to host large gatherings, which shall mean a gathering of people that exceeds the maximum occupancy limits set forth in this chapter.

N. Nuisances. All owners, local agents, and renters are prohibited from creating, operating, maintaining or conducting any nuisance as defined in Title 8 or in other sections of this code.

O. Eligibility. Only dwelling units and accessory dwelling units, or guest units within a dwelling unit or accessory dwelling unit, may be eligible for a short-term rental license. No vehicle shall be eligible for a short-term rental license.

P. Signs. Signs installed on a property related to the operation or management of a short-term rental unit must comply with the requirements of the Leadville Sign Code set forth in Chapter 17.80 of this code.

Q. License Non-Transferable. No license granted pursuant to this chapter shall be transferable from one person to another or from one location to another. An owner that is a business entity with a short-term rental license whose membership or ownership changes must notify the city of such change and apply for a new license within thirty (30) days of such change.

R. Limited Application of Certain Regulations to Condominium Units. Notwithstanding any provision to the contrary set forth in this chapter, the following regulations apply to condominium units:

1. Each condominium unit is eligible for one short-term rental license and is required to obtain an administrative permit for such use in accordance with title 17 of this code.
2. Subsection 5.12.090(L) of this chapter does not apply to parcels containing condominium unit developments, ~~and applicants seeking a short-term rental license for a condominium unit shall not be required to obtain a conditional use permit if other condominium units on the same parcel have obtained short-term rental licenses.~~
3. All condominium units licensed as short-term rental units that are not owner-occupied are subject to the maximum number of licenses available per year set forth in subsection 5.12.090(K).
4. Condominium units are subject to all other provisions of this code, as applicable.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

5.12.100 Denial of application.

The city designee shall deny a short-term rental license application or renewal application for any one or more of the following reasons:

- A. The applicable provisions of the Leadville Municipal Code have not been met;
- B. The required application fees have not been paid;
- C. The application is incomplete or contains false, misleading or fraudulent statements;
- D. The owner, local agent or other agent of the owner is currently in violation of this code or has failed to comply with any applicable requirement of this code; or
- E. For renewal applications only, the owner or local agent has been found guilty of more than one code violation regarding the short-term rental unit within the twelve (12) months preceding the renewal application.

Upon determining that an application must be denied, the city designee shall send a notice of denial to the address provided by the owner. Such notice of denial shall state the reasons for denial and inform the owner of his or her right to appeal the decision.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

5.12.110 Suspension or revocation of license.

- A. Suspension. The city designee may suspend a short-term rental license upon a determination that an owner or local agent has:
 1. Been found guilty by the Leadville Municipal Court of violating any provision of this chapter on more than one occasion during the term of the current license; or
 2. Operated a short-term rental unit during the term of the current license in violation of a building, fire, health or safety code adopted by the city, which finding of violation shall be determined by an investigation by the department, division or agency charged with enforcing said code, and has failed to timely cure such violation after receipt of and in accordance with a notice of violation issued by the city.

Upon making a determination that one or more of the above reasons for suspension has occurred, the city designee may suspend a short-term rental license for a period not to exceed one year. The city designee shall send the owner a notice of suspension. Such notice of suspension shall state the reasons for suspension, the dates during which the suspension will be effective, and inform the owner of his or her right to appeal the decision. The suspension shall remain in effect until and including the last day in the notice of suspension or until such time as the violation at issue has been corrected, whichever is later. No license shall be suspended past the license expiration date. Any owners whose licenses have been suspended until the expiration of the license must apply for renewal of the license per the renewal provisions of this chapter.

- B. Revocation. The city designee shall revoke a short-term rental license upon determining that:
1. A short-term rental license has been suspended more than once during the preceding twelve (12) months;
 2. An owner or local agent gave the city false, misleading or fraudulent information in the materials submitted during the application process;
 3. An owner or local agent knowingly operated a short-term rental unit during a time when the short-term rental license was suspended; or
 4. Any fact or condition exists that, if it had existed or had been known to exist at the time of the application for the license or renewal of the license, would have warranted the denial of the license application.

When the city designee revokes a short-term rental license, the revocation shall continue for one year from the date of revocation, the owner shall not be issued a short-term rental license during the time such revocation is effective, and must submit a new license application after the revocation expires. The city designee shall send the owner a notice of revocation. Such notice of revocation shall state the reasons for revocation, the time period during which the revocation is effective, and inform the owner of his or her right to appeal the decision.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

5.12.120 Appeal of denial, suspension or revocation.

- A. Appeal. An owner may appeal a denial of his or her application or suspension or revocation of his or her short-term rental license to the city council and shall be entitled to a public hearing before the city council. An appeal must be made in writing, stating the grounds for appeal, and delivered to the city within five business days of the date of the notice of denial, suspension or revocation by the city designee. In the event of an appeal of a suspension or revocation decision, the owner may continue to operate the short-term rental unit during the hearing process unless the continued operation of the short-term rental unit pending resolution of the appeal will endanger the public health, safety or welfare, as determined by the city.
- B. Hearing. A public hearing on the appeal shall be held within thirty (30) days of the date the appeal was submitted to the city. At the hearing, the city council shall hear such statements and consider such evidence as is offered that is relevant to the reasons alleged for denial, suspension or revocation. The city council shall make findings of fact from the statements and evidence offered at the hearing as to whether such reasons exist. The city council shall issue a written order either affirming or overturning the denial, suspension or revocation and stating the findings on which the council's decision is based. A copy of the order shall be sent to the owner within thirty (30) days of the date of the hearing.
- C. No Refund. In the event of suspension or revocation of a short-term rental license, no portion of the short-term rental license fee shall be refunded.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

5.12.130 Violation, penalty and enforcement.

- A. It is unlawful for any owner, local agent, other agent of the owner or renter to violate any provision of this chapter.
- B. In addition to the suspension and revocation actions set forth in this chapter, violations of this chapter are subject to the penalties set forth in Chapter 1.20 of this code.
- C. Any violation of this chapter shall constitute a nuisance under Chapter 8.08 of this code and may be subject to the abatement procedures set forth in Chapter 8.08.
- D. This Section 5.12.130 shall not be construed to prohibit the city from taking any action permitted by law or in equity to remedy a violation of this chapter, including but not limited to seeking an injunction in any court of competent jurisdiction.

(Ord. No. 2019-1, § 1, 4-2-19; Ord. No. 2020-6, § 2, 2-2-21)

**CITY OF LEADVILLE, COLORADO
ORDINANCE NO. 2
SERIES OF 2023**

**AN ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTERS
5.12, 17.08, 17.48, 17.50, AND 17.60 OF THE LEADVILLE MUNICIPAL
CODE CONCERNING UPDATES TO THE TABLE OF USES AND LAND
USE DEFINITIONS**

WHEREAS, the City Council of the City of Leadville (“City Council”) possesses the authority pursuant to C.R.S. § 31-15-401 and its general police powers to pass and enforce regulations which may be necessary or expedient for the promotion of the health, safety and welfare of the citizens of Leadville; and

WHEREAS, the City has authority to enact, enforce, and amend land use regulations pursuant to Title 31, Article 23 and Title 29, Article 20 of the Colorado Revised Statutes; and

WHEREAS, the City desires to reorganize, streamline, and update its table of uses, land use definitions, related provisions of the City’s Zoning Ordinance, codified as Title 17 of the Leadville Municipal Code (“LMC”), concerning administrative permits, accessory uses, and related provisions concerning approval of certain short-term rental unit licenses; and

WHEREAS, making such updates requires repealing and replacing Chapter 17.08 and Section 17.48.010 of the LMC, and amending Sections 17.48.020, 17.48.030, 17.50.010 through 17.50.050, 5.12.030, 5.12.060, 5.12.070, 5.12.090, and Chapter 17.60 of the LMC; and

WHEREAS, the City’s Planning and Zoning Commission has carefully reviewed and considered this Ordinance in accordance with Chapter 17.92 of the Leadville Municipal Code and recommends that this Ordinance be adopted by City Council; and

WHEREAS, City Council has held the properly noticed public hearings required by Chapter 17.92 of the Leadville Municipal Code and has reviewed the recommendation of the Planning and Zoning Commission; and

WHEREAS, the City Council finds that adoption of this Ordinance is in the best interests of the public health, safety and welfare.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF CITY OF LEADVILLE, COLORADO, AS FOLLOWS:

Section 1. Recitals. The foregoing recitals are hereby adopted as findings of the City Council and are incorporated herein by this reference.

Section 2. Amendments to Chapter 5.12 of the Leadville Municipal Code. Chapter 5.12 of the Leadville Municipal Code, titled Short-Term Rentals, is hereby amended as follows in

the sections shown below, with ~~strikethrough text~~ showing deletions and **bold, underlined text** showing additions:

5.12.030 – Definitions.

[...]

"Short-term rental" unit” **means a dwelling unit, including an accessory dwelling unit, or a guest unit within a dwelling unit or accessory dwelling unit that is available for lease for a term of less than thirty (30) consecutive days. The term "short-term rental unit" shall not apply to hotels, motels, lodges, bed-and-breakfast establishments, hostels, or time share estates, or any guest units within such establishments.** ~~has the same meaning as set forth in Chapter 17.08 of this code.~~

5.12.060 – Application requirements.

A. Contents of Application. A complete application for a short-term rental license must be submitted to the city. The application shall be in writing on forms provided and approved by the city. The following documents and information must be included with the application for the application to be considered complete:

[...]

14. A copy of a ~~conditional use~~ **an administrative** permit issued by the city, if required under Section 5.12.070 of this chapter or Title 17 of this code;

[...]

5.12.070 – Application approval.

A. Approval Criteria. Short-term rental license applications shall be reviewed and approved administratively by the city designee. The city designee is the city staff person designated by city council to review applications and administer short-term rental licenses. The city designee shall not approve an application for a short-term rental license or issue a short-term rental license unless:

[...]

4. The applicant has obtained **an administrative** ~~a conditional use~~ permit, if and as required by this code.

5.12.090 – Limitations and requirements.

[...]

L. Maximum Number of Licenses Per Parcel.

1. The city shall issue no more than one license per parcel, subject to the provisions of this chapter.
2. Parcels may be eligible for more than one license on a case-by-case basis if the additional licenses are approved through the ~~conditional use permit~~ **permitting** process set forth in Chapter ~~17.52~~**17.50** of this code prior to issuance of a license in accordance with this chapter. Applicants seeking two or more licenses for a single owner-occupied parcel and applicants seeking three or more licenses for a single parcel that is not owner-occupied must obtain a ~~conditional use~~ **an administrative** permit from the city before the city will process any such short-term rental license application.
3. The operation of two short-term rental units on a single parcel that is not owner-occupied is prohibited. In accordance with the requirements of this chapter, the city permits the operation and licensure of one short-term rental unit on a parcel that is not owner-occupied or may permit, following the issuance of a ~~conditional use~~ **an administrative** permit as set forth in this section, the operation and licensure of three or more short-term rental units on a single parcel that is not owner-occupied. The operation of two or more short-term rental units on a single parcel that is owner-occupied is permitted.

Section 3. Repeal and Replace Chapter 17.08 of the Leadville Municipal Code.

Chapter 17.08 of the Leadville Municipal Code is hereby repealed and replaced to read in full as follows:

17.08.010 - Introduction.

As used in this title, unless the context requires otherwise, the following words and phrases shall be as stated below. Except as provided for in this title, the planning commission shall decide by a majority vote of the members present any questions or disputes regarding both the interpretation and the application of the definitions listed below and all words contained within this title but not specifically defined herein. Any such interpretation or application decided upon by the planning commission may be appealed by an applicant to the board of adjustment, which shall render a final decision by a concurring vote of four members.

17.08.020 Use Categories.

This section defines the general use categories listed in Table 1, By-Right, Conditional, and Prohibited Uses by Zoning District within Chapter 17.48. Definitions for specific use types are in alphabetical order in Section 17.08.030.

"Accessory Uses" means a subordinate use, building, or structure customarily incidental and subordinate in function to the principal use, building, or structure and located on the same lot as the principal use, building, or structure.

“Agricultural Uses” means uses related to the commercial production of field crops for food, fiber, or energy. Agricultural uses commonly include farming, orchards, horticulture, dairying, pasturage, and aquaculture. Agricultural uses also include the raising or breeding of livestock such as cattle, horses, poultry, and the keeping of bees. The term includes the necessary accessory uses for storing the products and inputs needed to produce them..

“Animal Services” means animal-related uses including the boarding and care of animals on a commercial basis. Accessory uses commonly include confinement facilities for animals, parking, and storage areas.

"Child Care Facilities" means any and all facilities or other activities allowed under the Child Care Licensing Act (Article 5, Part 3 of Title 26.5, C.R.S., as amended), and further regulated under the Colorado Department of Human Services' General Rules for Child Care Facilities, 12 C.C.R. 2509-8, Section 7.701 et seq., as amended. “Community and Cultural Facilities” means uses including buildings, structures, or facilities owned, operated, or occupied by a governmental entity or nonprofit organization to provide a service to the public.

“Educational Facilities” means public, private, and parochial institutions at the primary, elementary, middle, high school, or post-secondary level, or trade or business schools, that provide educational instruction to students. Accessory uses commonly include play areas, cafeterias, recreational and sport facilities, auditoriums, and before- or after-school day care.

“Food and Beverage” means establishments involved in serving prepared food or beverages for consumption on or off the premises. Accessory uses commonly include food preparation areas, offices, and parking.

“Group Living” means uses characterized by residential occupancy of a structure by a group of people who do not meet the definition of “household living.” Tenancy is arranged on a monthly or longer basis, and the size of the group may be larger than a family. Group living structures commonly have a common eating area for residents. The residents may receive care, training, or treatment, and caregivers may or may not also reside at the site. Accessory uses commonly include recreational facilities and vehicle parking for occupants and staff.

“Healthcare Facilities” means any facility providing direct health care to the public such as hospitals, mental health institutions, sanitariums, special care centers, and clinics.

“Household Living” means uses characterized by residential occupancy of a dwelling unit as a household. The tenancy is arranged on a month-to-month or longer basis (lodging where tenancy may be arranged for a period of fewer than 30 days is classified under the “lodging facilities” category). Accessory uses commonly include recreational activities, raising of pets, gardens, personal storage buildings, hobbies, home occupations, and parking of the occupants’ vehicles.

“Industrial Service and Research” means uses including the repair or servicing of agricultural, industrial, business, or consumer machinery, equipment, products, or by-products. Contractors and similar users may perform services off-site with few customers coming to the site. Accessory activities commonly include offices, parking, and indoor or outdoor storage.

“Lodging Facilities” means for-profit facilities where lodging is provided to transient visitors and guests for a defined period of time and where meals and the like may be provided.

“Manufacturing and Production” means uses including all transformative processes, regardless of whether or not the new product is finished or semi-finished. Production is commonly for commercial wholesaling rather than for direct sales.

“Marijuana Industries” means any and all industries, uses, facilities, licenses, or other activities allowed under the Colorado Marijuana Code (Article 10 of Title 44, C.R.S., as amended), and further regulated under the Colorado Department of Revenue, Marijuana Enforcement Division’s Colorado Marijuana Rules, 1 C.C.R. 212-3, as amended.

“Offices” means uses that provide executive, management, administrative, or professional services, but do not involve the sale of merchandise except as incidental to a principal use. Common uses include real estate, insurance, property management, investment, employment, travel, advertising, law, architecture, design, engineering, accounting, call centers, and similar offices. Accessory uses commonly include cafeterias, health facilities, parking, or other amenities primarily for the use of employees in the firm or building.

“Parking Facilities” means any parking lot or parking structure that is used primarily or habitually for the parking of vehicles (excluding street or alley rights-of-way).

“Parks and Open Space” means uses with a focus on natural areas, large areas consisting mostly of vegetative landscaping or outdoor recreation, community gardens, or public squares. Lands tend to have few structures. Accessory uses commonly include clubhouses, playgrounds, maintenance facilities, concessions, caretaker's quarters, and parking.

“Personal Services” means establishments that provide individual services related to personal needs directly to customers at the site of the business, or that receive goods from or return goods to the customer, which have been treated or processed at that location or another location. Examples commonly include beauty and barbershops, laundromats, shoe repair shops, and tailor shops.

“Public Utilities and Facilities” means all lines, buildings, easements, passageways, or structures used or intended to be used by any public or private utility related to the provision, distribution, collection, transmission, or disposal of power, oil, gas, water, sanitary sewage, communication signals, or other similar services at a local level.

“Recreation and Entertainment” means uses that provide recreation or entertainment activities. Accessory uses commonly include concessions, snack bars, parking, and maintenance facilities.

“Retail” means uses involving the sale of a product directly to the final consumer for whatever purpose but not specifically or exclusively for the purpose of resale. Examples commonly include bookstores, antique stores, bakeries, grocery stores, household product stores, and similar uses.

“Vehicles and Equipment” means a broad range of uses for the maintenance, sale, or rental of motor vehicles and related equipment. Accessory uses commonly include incidental repair, storage, and offices.

“Warehouse and Distribution” means uses that are engaged in the storage or movement of goods for themselves or other firms. Goods are commonly delivered to other firms or the final consumer, except for some will call pickups. There is little on-site sales activity with the customer present. Accessory uses commonly include offices, truck fleet parking, and maintenance areas.

Section 17.08.030 Definitions.

In this title, the following terms shall have the following meanings unless a contrary meaning is required by the context or is specifically prescribed:

"Accessory dwelling unit" or "ADU" means an attached or detached residential dwelling unit that is incidental and subordinate in function and size to the principal building which is located on the same parcel as the principal building.

"Accessory use, building, or structure" means a subordinate use, building, or structure customarily incidental and subordinate in function to the principal use, building, or structure and located on the same lot as the principal use, building, or structure.

"Adjoining property and adjacent" includes all lots and parcels of land so long as any portion of the lot or parcel is located within one hundred (100) feet of the outer boundary or perimeter of the property in question.

"Administrative permit" is a permit issued by the planning official after determining that the proposed use satisfies conditions specified in the municipal code for the particular use and does not run with the land. Permits may be denied or referred to the planning and zoning commission and city council with a conditional use permit application as described in Chapter 17.52.

"Agricultural production" means the production of a plant which will ultimately be sold at retail, and which utilizes the cultivating of soil, planting, raising, and harvesting crops.

"Alley" or "alleyway" means a minor public roadway upon which the rear of building lots generally abuts, and which is generally used for service purposes.

"Alteration" means any act or process that changes one or more of the exterior architectural features of a structure, including but not limited to, the erection, construction, reconstruction, or removal of any structure or substantial portion thereof. With regard to a mobile home park or travel trailer park, alteration would be any act or process that changes density, lot size, and boundaries.

"Alternative tower structure" means any man-made trees, clock towers, bell steeples, light poles, water towers, and similar alternative design mounting structures that camouflage or conceal the presence of antennas or towers.

“Animal production” means raising or fattening animals for the sale of animals or animal products. This use comprises establishments, such as ranches, farms, and feedlots primarily engaged in keeping, grazing, breeding, or feeding animals. These animals are kept for the products they produce or for eventual sale.

“Animal shelter” means a facility used to house or contain stray, homeless, abandoned, or unwanted animals and that is owned, operated, or maintained by a public body, established humane society, animal welfare society (such as the Society for the Prevention of Cruelty to Animals), or other nonprofit organization devoted to the welfare protection and humane treatment of animals.

"Antenna" means any exterior apparatus designed for telephone, radio, or television communications through the sending and/or receiving of wireless communications signals.

"Antenna, dish" means dish (parabolic or cylindrical) antennas used for microwave and satellite transmission and reception for commercial purposes. This definition shall not apply to wireless cable satellite dish antennas or dish antennas less than one meter in diameter or measured diagonally.

"Antennas, panel" means an array of antennas, rectangular in shape, used to transmit and receive telecommunication signals.

"Antenna, whip" means a single antenna that is cylindrical in shape and omni-directional.

"Applicant" means any person making application for a land use change or other action encompassed by this title. See also "Person."

"Architectural feature salvage" means the storage yard of a dealer in interior or exterior architectural elements recovered from structures, and may include facilities, but not motor vehicles, for the administration or management of the business and for the maintenance of equipment used in the business. Such use shall not include unenclosed and/or exposed building materials on more than twenty-five (25) percent of the property.

“Art gallery” means an establishment engaged in the sale, loan, or display of paintings, photography, sculpture, or other works of art and may include art classes, art studio space, and special events. Art Gallery does not include libraries, museums, or non-commercial art galleries.

“Athletic facilities” means a developed recreation area that may contain a playground as well as fields for competitive sports such as baseball, football, or soccer. Bleachers or grandstands may be provided.

“Automotive, recreational vehicles, or marine sales and service” means the use of any building or land for a business involving the sale, leasing, and/or servicing of new or used motor vehicles, boats, snowmobiles, ATVs, OHVs, UTVs, or recreational vehicles. Such establishments may include office space, parking lots for the display and storage of vehicles available for sale, parking areas for customers and employees, vehicle repair facilities, facilities for body work, painting, or restoration, and sale of parts.

"Awning" means a movable shelter supported entirely from the exterior wall of a building and of a type that can be retracted, folded, or collapsed against the face of the supporting building.

"Bars and lounges" mean establishments whose primary activity is the sale of alcohol beverages, as that term is defined in the Colorado Liquor Code, to be consumed on the premises. Bars and lounges include taverns, night clubs, private clubs, bottle clubs, and similar facilities serving alcohol beverages.

"Bed and breakfast establishment" means a building or portion thereof with kitchen facilities for the customary service of breakfast at no additional cost to patrons and with guest units designed to be used, let, or hired for occupancy by persons on a temporary basis and containing not more than five (5) such rooms.

"Block" means an area of land within a subdivision or proposed subdivision and bounded entirely by streets, roads, or other thoroughfares, except alleys or the external boundaries of the subdivision.

"Board of adjustment" means the board whose members are appointed by city council that is vested with the powers set forth in Chapter 17.88 of this title.

"Brewery" means an establishment that manufactures malt liquors, as that term is defined in the Colorado Liquor Code, on site. Accessory uses may include but are not limited to bars, restaurants, tasting rooms, or storage.

"Brewpub" means a restaurant that includes the manufacturing of malt liquors, as that term is defined in the Colorado Liquor Code, as an accessory use.

"Buffer" means a screen which provides a visual barrier and noise abatement around the perimeter of mobile home parks and travel trailer parks excluding areas of ingress and egress. The screen can consist of any combination of the following: a wood or masonry fence, essentially solid, with a minimum height of six feet; or landscaping or a landscaped berm consisting of trees, plants, flowers, or other natural vegetation. At no point can the screen be less than three feet in height. At the time of construction, sixty (60) percent of the perimeter area where the screen is to be placed must be at least six feet in height.

"Building" means any structure supported by columns and/or walls or other structures designed to enclose space.

"Building height" means the vertical distance as measured from the average finished grade to the point lying one-half the distance between the lowest and highest point on the roof of the building.

"Building official" means the city official(s) appointed or retained by the city to administer or enforce the building codes adopted by the city and other such codes and other regulations as the city may so designate.

"Café." See "Restaurant."

“Campground” means an area to be used for transient occupancy by camping in tents, camp trailers, travel trailers, motor homes, recreational vehicles, and/or similar movable or temporary sleeping quarters of any kind.

"Canopy" means a permanently roofed shelter wholly or partially covering a sidewalk, driveway, or another similar area, that may be wholly supported by a building or may be wholly or partially supported by columns, poles, or braces extended from the ground.

“Cemetery” means land used or dedicated to the burial of the dead, including crematoriums, mausoleums, necessary sales, and maintenance facilities. Mortuaries shall be included when operated within the boundary of such cemetery.

“Child care center” means a facility, by whatever name known, which is maintained for the whole or part of the day for the care of five (5) or more children eighteen (18) years of age or younger and not related to the owner, operator or manager thereof, whether such facility is operated with or without compensation for such care and with or without stated education purposes..

"Churches, places of worship or assembly " means any building which people regularly use to attend, participate in, or hold religious services, meetings, and other activities. This definition shall include buildings in which the religious services of any denomination are held. Accessory uses commonly include, but are not limited to, summer camps.

"City" or "the city" means the city of Leadville, Colorado.

"Collector street" means a street of limited continuity serving or intended to serve as a feeder of local traffic into one or more major thoroughfares.

“Commercial cutting and storage of firewood” means the falling, chopping, cutting, splitting, or otherwise preparing timber or logs for commercial sales and/or storage of these products on the premises.

"Commercial greenhouse" means a greenhouse for agricultural production.

“Commercial use” means activity involving the sale of goods or services carried out for profit.

"Common open space" means a parcel of land, an area of water or a combination of land and water within the site designated for a planned unit development designed and intended primarily for the use or enjoyment of residents, occupants, and owners of the planned unit development.

The "commission" or the "planning commission" means the Leadville planning and zoning commission.

“Community center” means a building or portion of a building used for nonprofit, cultural, educational, recreational, religious, or social activities which is open to the public, or a designated part of the public, usually owned and operated by a public or nonprofit group or agency. Examples of community centers are learning centers, senior centers, and similar uses.

"Comprehensive plan" means a master plan or comprehensive plan adopted by the Leadville planning commission and/or the city council and all attachments and/or amendments to that plan.

"Conditional use permit" means a use as defined in Chapter 17.52 and may indefinitely run with the land rather than ceasing upon sale of the business as long as the land use remains the same and there are no violations of the municipal code.

"Construction" means the act of adding an addition or modifications to an existing structure or the erection of a new principal or accessory structure on a lot or parcel.

"Convalescent home". See Nursing Home

"Cottage industry" means a commercial operation conducted within or adjacent to a dwelling unit, in which the dwelling unit is occupied as a residence. In order to qualify for treatment as a cottage industry, the dwelling unit must be continuously occupied as a residence; the absence or cessation of the occupation of the dwelling unit as a residence shall render the cottage industry a commercial operation, subject to all of the requirements of this title.

1. The cottage industry may offer articles for sale or delivery on the premises;
2. The cottage industry use must be contained within or adjacent to and integrated with the dwelling unit, but is not required to be operated entirely within the dwelling unit;
3. Up to three persons, in addition to those persons residing within the dwelling unit may be employed in the operation;
4. All signs must be in compliance with the applicable requirements for the zoning district in which the property is located;
5. No more than three motor vehicles, in addition to those owned and operated by the persons dwelling in the dwelling unit, may be parked or stored at or adjacent to the cottage industry premises for more than three hours continuously.

"Demolition" means any act or process that destroys in part or in whole a designated historic structure or a structure within the National Historic Landmark District.

"Density" means the number of dwelling units per acre of land.

"Detoxification center". See "Substance Abuse Treatment Facility".

"Development" means any construction or activity which changes the basic character or the use of the land on which the construction or activity occurs.

"Distillery" means an establishment where spiritous liquors, as that term is defined in the Colorado Liquor Code, are manufactured. Accessory uses may include but are not limited to tasting rooms open to the public.

"Distillery pub" means a restaurant that includes the manufacturing of spiritous liquors, as that term is defined in the Colorado Liquor Code, as an accessory use.

"Distribution facility" means a use where goods are received and/or stored for delivery to the ultimate customer at remote locations.

"District" means a physical or geographic area where a common set of land use regulations and/or development standards apply.

"Dwelling unit" or "dwelling" means a building or structure or portion therein, including a modular structure, designed to be used as the living quarters for one person, family or household.

"Dwelling, multifamily" means a dwelling, which may be a modular structure, that was designed to house or houses more than two families, as defined herein.

"Dwelling, single-family detached" means a dwelling, which may be a modular structure, designed for or occupied by a single-family as defined herein. Except as otherwise indicated, a "manufactured home" is also included within the definition of a "single-family dwelling, detached." However, a "mobile home" is not included within the definition of a single-family dwelling, detached."

"Dwelling, single-family attached" means a dwelling, which may be a modular structure, designed for occupancy and ownership by one family that is connected by a common wall to another single-family dwelling, such as a townhome.

"Dwelling, two-family" means a dwelling, which may be a modular structure, designed for occupancy by two families, such as a duplex.

"Educational institution" means public, private, or parochial institution at the primary, elementary, middle, high school, or post-secondary level, or trade or business schools, that provide educational instruction to students. Accessory uses include play areas, cafeterias, recreational and sport facilities, auditoriums, and before- or after-school day care.

"Electric vehicle (EV) charging station" means a motor vehicle parking lot where EVs can either recharge batteries for free or for a fee. EV charging stations may be allowed as an accessory use to any use where parking is required or provided.

"Electric vehicle (EV) charging station, private" means an EV charging station that is not open to the general public.

"Electric vehicle (EV) charging station, public" means an EV charging station that is accessible without restrictions on which drivers can utilize the station.

"Entertainment facility" means a structure, complex, or facility used for entertainment and amusement activities. Entertainment facilities, either indoor or outdoor, do not include any business defined as a sexually oriented business by this title or athletic facilities.

“Entertainment facility, indoor” means a structure, complex, or facility for the presentation of exclusively indoor amusement and entertainment, including indoor motion picture theaters, theaters for indoor live performances, studios for arts education, such as dance or painting, bowling alleys, video arcades, and shooting ranges or arcades.

“Entertainment facility, outdoor” means a structure, complex, or facility used for amusement and entertainment that is fully or partially outdoors, including concert facilities, rodeos, racing facilities, golf courses or golf driving ranges, fairgrounds, and amusement parks.

"Exterior architectural appearance" means the architectural character and general composition of the exterior of a structure, including but not limited to, the kind, color, and texture of the building material(s) and the type, design, and character of all windows, visible roof surfaces, doors, lighting fixtures, sign, and related elements.

"FAA" means the Federal Aviation Administration.

“Fabrication”. See “Manufacture of materials”.

"Family" means one or more persons occupying a dwelling unit and maintaining a common household but not including boarding or rooming houses, lodges, clubs, hotels or motels. Except as otherwise provided herein, "family" shall also include persons that are not related by blood, marriage, adoption, or legal custody occupying a residential dwelling unit and living as a single household if the occupants are handicapped persons as defined in Title VIII or the Civil Rights Act of 1968, as amended by the Fair Housing Amendments Act of 1988; or disabled persons as defined by Section 24-34-301, C.R.S.; additional necessary persons employed in the care and supervision of such handicapped or disabled persons.

“Family child care home” means a facility for child care operated with or without compensation or educational purposes in a place of residence of a family or person for the purpose of providing less than twenty-four-hour care for children under the age of eighteen years who are not related to the head of such home. “Family child care home” may include infant-toddler child care homes, large child care homes, experienced provider child care homes, and such other types of family child care homes designated under the General Rules for Child Care Facilities, 12 C.C.R. 2509-8, Section 7.701 et seq., as amended. For purposes of this definition, the term “place of residence” means the place or abode where a person actually lives and provides child care.

“Farm stand” means a temporary building or structure, not to exceed a gross floor area of 500 square feet, from which agricultural products produced on the premises are sold.

“Fence” means an artificially constructed barrier of any material or combination of materials erected to enclose, screen, or separate areas.

"FCC" means the Federal Communication Commission.

"Formula business" means any restaurant, café, bar and lounge, hotel, rooming or boarding house, any retail business, automotive sales and services, and any personal services that has seven or

more other establishments in operation, or with local land use or permit entitlements already approved and effective, located anywhere in the United States. Electric vehicle charging stations shall not be considered formula businesses. In addition to the seven establishments either in operation or with local land use or permit entitlements approved for operation, the business maintains two or more of the following features: A standardized array of merchandise, standardized array of services, a standardized facade, a standardized decor and color scheme, uniform apparel, standardized sign, a trademark, or a service mark.

1. "Standardized array of merchandise" means fifty (50) percent or more of in-stock merchandise from a single distributor bearing uniform markings.
2. "Standardized array of services" means as a common menu or set of services priced and performed in a consistent manner.
3. "Trademark" means a word, phrase, symbol or design, or a combination of words, phrases, symbols or designs that identifies and distinguishes the source of the goods from one party from those of others.
4. "Service mark" means a word, phrase, symbol or design, or a combination of words, phrases, symbols or designs that identifies and distinguishes the source of a service from one party from those of others.
5. "Facade" means the face or front of a building, including awnings, looking onto a street or an open space.
6. "Décor" means the style of interior furnishings, which may include but is not limited to, style of furniture, wall coverings or permanent fixtures.
7. "Color scheme" means a selection of colors used throughout the establishments, such as on the furnishings, permanent fixtures, and wall coverings, or as used on the facade.
8. "Uniform apparel" means standardized items of clothing including but not limited to standardized aprons, pants, shirts, smocks or dresses, hats, and pins (other than name tags), and standardized colors of clothing.

"Frontage, business" means the horizontal, linear dimension of that side of a building occupied by a single business or use which abuts a street, a mall, or other circulation area open to the general public and which has a public entrance to the building; in industrial districts, a building side with an entrance open to employees in a business frontage, where more than one business or use occupies a building, each such use having a public entrance (or, in industrial districts, an employee entrance) for its exclusive use is considered to have its own business frontage, which is the linear frontage of the portion of the building occupied by that business or use and containing the entrance.

"Garage, noncommercial" means a building designed for the shelter, storage or maintenance of motor vehicles owned and operated by the owner of such building where no activity is carried out for profit.

"Grade" means the mean point of elevation of the finished surface of the ground between a structure (whether a building, sign structure, or other) and a point five feet distant from the structure, or the mean point of elevation of the finished surface of the ground between the structure and the property lines if it is less than five feet distant from the structure. In case the structure is within five feet of a public sidewalk, alley or other public way, the grade shall be the elevation of the sidewalk, alley or public way.

"Greenhouse" means a building with a roof and sides constructed of glass or other transparent or translucent material and in which the temperature and humidity can be regulated for the cultivation of plants.

"Gross density" means the average number of dwelling units per acre of a development or a proposed development.

"Gross floor area" means the total floor area of a structure as measured along the outside walls at floor level and including all floors but excluding open balconies and porches or enclosed parking areas and related features.

"Group homes" means a residential facility, whether or not licensed by the state, for the purpose of providing twenty-four-hour staff care, shelter, supervision, training and/or rehabilitation to eight or more developmentally disabled persons, mentally ill persons, or disabled persons, or a residential facility, whether or not licensed by the state, for any number of children, or for any number of persons sixty (60) years of age or older; provided, that such group home for elderly persons: (a) shall not be located within seven hundred fifty (750) feet of another such home; and (b) shall comply with any state, county, or municipal health, safety, and fire codes who do not need skilled and intermediate care facilities, plus no more than two live-in staff persons employed in the care and supervision of such elderly persons.

A group home or residential group home shall not include fewer than eight persons occupying a residential dwelling unit and living as a single household if the occupants are handicapped persons as defined in Title VIII or the Civil Rights Act of 1968, as amended by the Fair Housing Amendments Act of 1988; or disabled persons as defined by Section 24-34-501, C.R.S., and such additional necessary persons employed in the care and supervision of such handicapped or disabled persons.

"Guest unit" means any room, group of rooms, or other portion of a dwelling unit, accessory dwelling unit, hotel, motel, lodge, bed-and-breakfast establishment, time share estate, rooming or boarding house, or similar structure, that does not constitute the entire dwelling unit or other type of structure, is used or intended to be used for living and sleeping, has adequate egress, and is available for lease or rent as a single unit.

"Habitation" means occupancy of any dwelling unit, including dependent mobile homes, for more than twenty-four (24) hours in a seven-day period.

"Harboring of chickens" means activities, definitions, and regulations set forth in section 6.04.020 of the Leadville Municipal Code.

1. "Adjoining property and adjacent specific to harboring of chickens" includes all lots and parcels of land so long as any portion of the lot or parcel is located within twenty (20) feet of the outer boundary or perimeter of the property in question.

"Historic district" means the Leadville National Historic Landmark (NHL) district designated by the National Park Service.

"Home occupation" means any use within a dwelling and carried on by the inhabitants, which use is clearly additional and secondary to the use of the dwelling for residential purposes and which does not change the character thereof, nor generate traffic or parking requirements which significantly or adversely affect the residential character of the neighborhood. A family child care home is not considered a home occupation. A home occupation is an occupation or a profession that:

1. Is customarily carried on in a dwelling unit;
2. Is carried on by a member of the family residing in the dwelling unit with not more than one assistant who is not a resident of the premises;
3. Is clearly incidental and secondary to the use of the dwelling unit for residential purposes; occupying not more than twenty-five (25) percent of the total floor area of the dwelling;
4. Conforms to the following additional conditions:
 - a. The occupation or profession shall be carried on wholly within the principal building.
 - b. A sign shall not be lit, not exceed two square feet, and be constructed of wood and nonreflective paint or other such materials as may be allowed by planning officials.
 - c. No offensive noise, vibrations, smoke, dust, odors, heat or glare shall be produced.
 - d. No additions to or alterations of the exterior of the dwelling unit, including outside entrances for the purpose of the home occupation, shall be permitted.
 - e. The conduct of the home occupation and its external effects must not interfere with the peace, quiet, and dignity of the neighborhood and adjoining properties.

"Hospice". See Nursing Home.

"Hospital" means an institution designed for the diagnosis, treatment, and care of human illness or infirmity and providing health services, primarily for inpatients, including as related facilities, laboratories, outpatient departments, training facilities, and staff offices.

"Hostel" means an establishment providing transient, overnight accommodations, typically characterized by low cost, shared use of a self-service kitchen, common areas, guest units (either private or shared) and bathroom facilities.

"Hotel" means a building or portion thereof with guest units used or designated for use by or hired for occupancy by persons on a temporary basis and including at least 275 square feet.

"Improvements" means any utility, roadway, survey monument, building, structural or other changes to the land as may be required by or provided for in this title. "Junkyard" means a building, structure, or parcel of land or any combination thereof used for the collection, storage or sale of waste paper, rags, scrap metal, or discarded or abandoned materials and equipment or parts thereof or for the collecting, disassembly, storage or salvaging or demolition of vehicles, machinery or other materials and including the commercial sale of whole items or parts thereof, but not including architectural feature salvage.

"Kennel" means an establishment in which animals are boarded, groomed, bred, or trained for commercial gain. This does not include stables.

"Loading area" means a parking space other than a public street or alley for parking commercial vehicles for the purpose of loading or unloading materials or merchandise.

"Local street" means a street serving individual lots within a subdivision.

"Long-term rental unit" means any dwelling unit, including an accessory dwelling unit, or guest unit that is available for lease for a term of thirty (30) consecutive days or more.

"Lot" means a portion or parcel of land, including a portion of a platted subdivision, occupied or intended to be occupied by a building or use and its accessories, together with such yards as required under the provisions of this title, that is an integral unit of land held under unified ownership in fee or co-tenancy, or under legal control tantamount to such ownership.

"Lot area" means the total horizontal area within the lot lines of a lot.

"Lot depth" means the average distance from the front to the rear lot lines of a lot.

"Lot width" means the average distance between the side lot lines of a lot.

"Lumberyard" means an area used for the storage, distribution, and sale of finished or rough-cut lumber and lumber products, but not including the manufacture or fabrication of lumber, lumber products, or firewood.

"Majority" means a majority of the members of the planning commission or city council present for a regular or special meeting to conduct business pursuant to this title, unless otherwise specified in state statute or city ordinance.

"Manufactured home" means a single-family dwelling which: (1) is partially or entirely manufactured in a factory; (2) is installed on an engineered, permanent foundation; (3) has brick, wood, or cosmetically equivalent siding and a pitched roof; (4) is certified pursuant to the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 U.S.C. Section 5401, et seq., as amended; and (5) is built for the Colorado climate and snow load according to the Department

of Housing and Urban Development Standards established under the provisions of 42 U.S.C. Section 5401, et seq.

“Manufacture of materials” means the mechanical or chemical transformation of materials or substances into new products, including the assembling of component parts, the manufacturing of products, and the blending of materials, such as lubricating oils, plastics, or resins.

“Marijuana hospitality business” means a facility, which may be mobile, licensed pursuant to the Colorado Marijuana Code to permit the consumption of marijuana in accordance with the Colorado Marijuana Code and the city's Code.

“Marijuana hospitality and sales business” means a facility, which cannot be mobile, licensed under the Colorado Marijuana Code to permit the consumption of only the retail marijuana or retail marijuana products it has sold pursuant to the provisions of the city's Code.

“Marijuana research and development facility” means a facility licensed pursuant to and used for the purposes set forth in the Colorado Marijuana Code at C.R.S. 44-10-507.

“Mausoleum”. See Cemetery.

“Medical Clinic” means a building or group of buildings in which the primary use is the provision of health care services to patients or clients. Examples include but are not limited to medical and dental laboratories, blood banks, oxygen providers, integrative medicine and holistic or homeopathic therapies, and other miscellaneous types of medical services.

“Medical marijuana store” means a facility, licensed pursuant to C.R.S. § 44-10-501, where medical marijuana is sold to registered patients or primary caregivers as defined in section 14 of article XVIII of the Colorado constitution. This definition does not include primary caregivers.

“Medical marijuana products manufacturer” means a facility licensed pursuant to and described in the Colorado Marijuana Code at C.R.S. § 44-10-503.

“Medical marijuana cultivation facility” means a facility licensed pursuant to and used for the purposes set forth in the Colorado Marijuana Code at C.R.S. § 44-10-502.

“Medical marijuana testing facility” means a facility licensed pursuant to and used for the purposes set forth in the Colorado Marijuana Code at C.R.S. § 44-10-504.

“Medical marijuana transporter premises” means the premises permitted under C.R.S. § 44-10-505 to be maintained and operated by a person licensed pursuant to the Colorado Marijuana Code to operate a business as described in C.R.S. § 44-10-505.

“Membership clubs and lodges” means permanent, headquarters-type, and meeting facilities for organizations operating on a membership basis for the promotion of the interests of the members, including facilities for: business associations; civic, social, and fraternal organizations; country clubs (golf courses separately defined); labor unions and similar organizations; political organizations; professional membership organizations; other membership organizations.

“Mobile home, dependent” means any vehicular camping unit, travel trailer unit or similar mobile vehicular unit, including buses, equipped with or without a working flush toilet and working bathtub or shower.

“Mobile home, independent” means a structure that: (1) is transportable in one or more sections; (2) is less than twenty-four (24) feet in width or thirty-six (36) feet in length; (3) is built on a permanent chassis; (4) is designed to be used as a place of living for a single-family, with or without a permanent foundation, when connected to the required utilities; and (5) includes the plumbing, heating, air conditioning and electrical systems contained therein. "Manufactured home" is not included within the definition of "mobile home." However, structures commonly called "single-wide mobile homes" (whether certified pursuant to the National Mobile home Construction and Safety Standards Act of 1974, 42 U.S.C. Section 5401, et seq., as amended, or not) and any other form of transportable housing which does not meet the definition of a "manufactured home" under this title is included within the definition of "mobile home."

"Mobile home park" means a site or facility containing or proposed to contain two or more spaces for mobile homes.

"Mobile home space" means a plot of ground or a lot within a mobile home park designed to be occupied by one independent mobile home.

"Modular structure” means a structure consisting of prefabricated modules that are primarily built off-site in a factory and are assembled on-site. Modular structures may be any type of residential structure or commercial structure. Modular structures may comprise an entire structure or a portion of a structure. A modular structure is not a manufactured home or a mobile home.

"Motel”. See “Hotel”.

“Motor vehicle parking lot" means an open space or an enclosed structure, exclusive of drives, turning areas or loading spaces, devoted to the parking of one or more motor vehicles.

“Museum” means an establishment operated as a repository for a collection of nature, scientific, literary curiosities, or objects of interest or works of art, not including the regular sale or distribution of the objects collected. Museums may include incidental retail and food/beverage sales.

"Nonconforming" means any preexisting building, structure or use conflicting with one or more provisions of this title applicable to the zoning district in which the building, structure or use is located.

“Nursery” means any land used to raise trees, shrubs, flowers, and other plants for sale or for transplanting.

“Nursing Home” means any facility which provides meals, lodging, and nursing care for compensation.

"Nudity" or "state of nudity" means:

1. The appearance of human bare buttocks, anus, male genitals, female genitals, or the areola or nipple of the female human breast; or
2. A state of dress that fails opaquely and fully to cover the human buttocks, anus, male or female genitals, pubic region, or areola or nipple of the female breast.

"Open space" means the land area within a subdivision, proposed subdivision, or other development designated, reserved, and dedicated to outdoor uses, including but not limited to recreation, flood control, scenic uses, pathways, and related uses but excluding roadways.

"Orchard" means the establishment, care, and harvesting of more than 25 fruit-bearing trees for the purpose of selling the fruit to others.

"Outdoor guiding" means a use where professional outdoor guides lead groups on outdoor activities such as hunting, fishing, skiing, camping, photography, or other outdoor recreational activities. This may include accessory retail or rental of equipment for the patrons participating in the outings. Outdoor guiding does not include outdoor recreational equipment rentals.

"Outdoor recreation equipment rental" means any use where motorized recreation equipment such as snowmobiles, off-highway vehicles, or utility vehicles are stored or displayed outdoors for rental purposes. This use may include office space and repair and maintenance of rental equipment."

"Outdoor storage" means the storage of materials, refuse, junk and/or other similar items outside of a building.

"Outdoor storage of snow" means the storage of snow outside a building.

"Outdoor storage screened" means all outdoor storage required to be screened from view from adjacent streets or the first floor of adjacent buildings.

"Outdoor storage, unscreened" means all outdoor storage not required to be screened from view from adjacent streets or the first floor of adjacent buildings.

"Outfitting". See "Outdoor guiding."

"Owner" means any person with fee title to any parcel of land within the city who desires to permit the development of or to construct, install or erect a telecommunications facility upon such owner's property.

"Parapet wall" means that part of a wall or railing which is entirely above the roof.

"Park" means an area or facility to be used for recreation, exercise, sports, education, rehabilitation, or similar activities, or an area intended to enhance the enjoyment of natural features or natural beauty.

"Parking area." See "Motor vehicle parking lot."

"Person" means any individual, partnership, corporation, association, company or other public or corporate body including the federal government and any political subdivision, agency, instrumentality or corporation of the state.

"Personal services" means establishments primarily engaged in providing services involving the care of a person or his/her personal goods, including but not limited to, dry cleaning, cosmetics, beauty and barbershops, funeral services, and domestic services.

"Pet store" means an establishment primarily engaged in the retail sale of household pets.

"Planned unit development" means an area of land, controlled by one or more landowners, to be developed or developed under unified control or a unified plan of development for a number of dwelling units, commercial, educational, recreational or industrial uses, or any combination of the foregoing, the plan for which does not necessarily correspond in lot size, bulk, or type of use, density, lot coverage, open space or other restriction to the provisions contained elsewhere in this chapter.

"Planning commission" means the Leadville planning and zoning commission.

"Planning official" means the city officials(s) appointed or retained by the city to administer or enforce this title and associated regulations and other such codes and regulations as the city may so designate.

"Playground." See "Park."

"Playing field." See "Athletic facility."

"Processing." See "Manufacture of materials."

"Professional and business offices" means professional or government offices including accounting, auditing, and bookkeeping services; advertising agencies; architectural, engineering, planning, and surveying services; attorneys; counseling services; court reporting services; data processing and computer services; detective agencies and similar services; educational, scientific, and research organizations; employment, stenographic, secretarial, and word processing services; government offices including agency and administrative office facilities; management, public relations, and consulting services; photography and commercial art studios; writers and artists offices outside the home. This does not include medical offices or offices that are incidental and accessory to another business or sales activity that is the principal use.

"Public entrance" means an entrance to a building or premises that is customarily used or intended for use by the general public and excludes fire exits, special employee entrances, and loading dock entrances not generally used by the public.

"Public utility facility" means major buildings, structures, and facilities including but not limited to generating and switching stations, electrical substations, water or sewer pumping stations, and telephone exchanges, related to the furnishing (storage and transportation) of utility services, including but not limited to electric, gas, telephone, cable, water, sewer, and public transit, to the

public. Major public utility facilities located in rights-of-way or easements are not uses required to be zoned.

“Public and government facility, service, or building” means the use of a property for a public purpose by any department or branch of government. Examples include but are not limited to libraries, post offices, law enforcement, and emergency services.

"Recycle center" means a totally enclosed structure in which used materials are collected prior to shipment to others who will use those materials to manufacture new products.

"Referral agency" means an agency, organization, unit of government, political subdivision, group or organization to whom submittal materials and related text maps and graphic items are submitted for review, comment and/or recommendations to be returned to the Leadville planning commission or the Leadville city council.

“Rental shop” means an establishment that conducts business with customers under conditions and terms agreed upon in a rental agreement or contract, which may be implied, explicit, or written.

“Restaurant” means an establishment where food and drink are prepared, table service is provided, and consumption takes place primarily within the principal structure, including but not limited to cafés.

“Restaurant with drive up windows” means a restaurant accommodating the patron’s automobile from which the occupants may receive a service or in which products purchased from the restaurant may be received.

“Retail marijuana cultivation facility” has the same meaning as “marijuana cultivation facility” as defined in section 16(2)(h) of article XVIII of the Colorado constitution.

“Retail marijuana products manufacturer” has the same meaning as “marijuana product manufacturing facility” as defined in section 16(2)(j) of article XVIII of the Colorado constitution.

“Retail marijuana store” has the same meaning as defined in section 16(2)(n) of article XVIII of the Colorado constitution.

“Retail marijuana testing facility” means “marijuana testing facility” as defined in section 16(2)(l) of article XVIII of the Colorado constitution and that is licensed pursuant to the Colorado Marijuana Code.

"Retail marijuana transporter premises" means the premises permitted under C.R.S. § 44-10-605 to be maintained and operated by a person licensed by the Colorado Marijuana Code to operate a business as described in C.R.S. § 44-10-605.

“Retail sales, general” means a facility or area for the retail sale of general merchandise or food to the general public for direct use and not for wholesale. This use includes but is not limited to

sale of general merchandise, clothing and other apparel, flowers and household plants, dry goods, convenience and specialty foods, hardware, alcohol beverages, and similar consumer goods.

“Retirement home.” See “Senior living facility.”

"Roadway" means that portion of a street right-of-way designated for vehicular traffic.

"Roof line" means the highest portion on any building where an exterior wall encloses usable floor space (including roof areas for housing mechanical equipment) or the highest point on any parapet wall if the parapet wall extends around the entire perimeter of the building.

"Rooming or boarding house" means a building or portion thereof with guest units designed to be used, let or hired for occupancy by persons as long-term rental units or on a permanent basis and containing between one and five such guest units.

“Sawmill” means an operation or facility which has, as its predominant purpose, the sawing or planning of logs or trees into rough slabs.

“Scenic railways” means a railway that, in provides opportunities for the enjoyment of natural and/or man-made scenic resources and access or direct views to areas or scenes of exceptional beauty or historic or cultural interest. The aesthetic values of scenic routes often are protected and enhanced by regulations governing the development of property or the placement of outdoor advertising.

"School" means a facility that provides a curriculum of academic instruction, including kindergartens, elementary schools, middle schools, junior high schools, high schools, or the campus of a college or university.

“Self-storage facility” means a building or group of buildings that are rented and designed, through individual compartments or controlled stalls, for self-service storage purposes.

“Senior living facility” means a multifamily dwelling or complex containing dwelling units designed for and principally occupied by senior citizens. Such facilities commonly include a congregate meals program in a common dining area but exclude institutional care facilities such as nursing homes as elsewhere defined.

“Service station” means an establishment primarily engaged in the repair or maintenance of motor vehicles, trailers, and similar large mechanical equipment, including paint, body and fender, and major engine and engine part overhaul, provided it is conducted within a completely enclosed building.

“Service station, gasoline” means any building, structure, or area of land used for the retail sale of automobile fuels, oils, and accessories, where repair service, if any, is incidental. May include the sale of propane or kerosene as accessory uses.

"Setback" means the distance required by the provisions of this title between the face of a building and the lot line opposite that building face, measured perpendicular to the building. In computing the minimum setback requirement, the following architectural features shall not be

considered: open fire escapes projecting up to a distance of four feet from the face of a building, walls, rails or fences. Setback distances shall be measured from the edge of the eaves of the structure. Where angled buildings or lots exist or streets are curved, setbacks shall be measured from the shortest distance to the lot line.

"Sexually oriented business" means any adult arcade, adult bookstore, adult novelty store, adult video store, adult cabaret, adult motel, adult motion picture theater, nude modeling studio, or sexual encounter center:

1. "Adult arcade" means any commercial establishment to which the public is permitted or invited where, for any form of consideration, one or more still or motion picture projectors, or similar machines, or other image producing machines, for viewing by five or fewer persons per machine at any one time, are used to regularly show films, motion pictures, video cassettes, slides or other photographic, digital, or electronic reproductions depicting specified sexual activities or specified anatomical areas.
2. "Adult bookstore, adult novelty store," or "adult video" store means a commercial establishment that devotes a significant or substantial portion of its business to any one or more of the following:
 - a. The sale, rental or viewing (for any form of consideration) of books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes, slides, or other visual representations which are characterized by the depiction or description of specified sexual activities or specified anatomical areas; or
 - b. The sale or rental of instruments, devices, or paraphernalia which are designed for use or marketed primarily for engaging in specified sexual activities; or
 - c. A significant or substantial portion of its business is shown by characteristics including, but not limited to, some or all of the following:
 - i. A significant or substantial portion of its stock in trade consists of the items listed in subsections a. and/or b. above; or
 - ii. A significant or substantial portion of its revenues is derived from the rental or sale of items listed in subsections a. and/or (b) above; or
 - iii. A significant or substantial portion of its floor space, shelf space or storage space is devoted to the items listed in subsections a. and/or b. above; or
 - iv. A significant or substantial portion of its advertising is devoted to the items listed in subsections a. and/or b. above.
3. "Adult cabaret" means a nightclub, bar, restaurant, concert hall, auditorium, or other commercial establishment which regularly features live performances that are

characterized by the exhibition of specified sexual activities or the exposure of specified anatomical areas.

4. "Adult motel" means a motel, hotel or similar commercial establishment which offers public accommodations, for any form of consideration, and provides patrons with closed circuit television transmissions, films, motion pictures, video cassettes, slides or other photographic reproductions which are characterized by the depiction or description of specified sexual activities or specified anatomical type of material by means of a sign visible from the public right-of-way, or by means of any off premises advertising including, but not limited to, newspapers, magazines, pamphlets or leaflets, radio or television, and offers a sleeping room for rent for a period of time less than five hours.
5. "Adult motion picture theater" means any commercial establishment to which the public is permitted or invited, where for any form of consideration, films, motion pictures, video cassettes, slides or similar photographic reproductions are shown for more than one hundred (100) days annually that have an emphasis on depicting or describing specified sexual activities or specified anatomical areas. Any establishment meeting the definition of an adult arcade is not an adult motion picture theater.
6. "Nude modeling studio" means any place where a person who appears in a state of nudity or displays specified anatomical areas is provided for money or any form of consideration to be observed, sketched, drawn, painted, sculpted, photographed, or similarly depicted by other persons. The provisions of this definition shall not apply to:
 - a. A college, junior college, or university supported entirely or partly by taxation; or
 - b. A private college or university that maintains and operates educational programs in which credits are transferable to a college, junior college, or university supported entirely or partly by taxation; or
 - c. A business located in a structure that has no sign visible from the exterior of the structure and no other advertising that indicates a nude person is available for viewing.
7. "Sexual encounter center" means a business or commercial enterprise that regularly offers, for any form of consideration, activities between male and female persons and/or persons of the same sex when one or more of the persons are in a state of nudity or semi nudity. This definition does not apply to any actions in compliance with any treatment or examination of another person for a bona fide medical purpose when such treatment or examination is conducted in a manner substantially consistent with reasonable medical practices, or to bona fide private parties not open to the general public.
8. "Specified anatomical areas" means:
 - a. Less than completely and opaquely covered human genitals, pubic region, buttocks, anus, or female breasts below a point immediately above the areola; or

- b. Human male genitals in a discernibly turgid state, even if completely and opaquely covered.
9. "Specified sexual activities" means:
- a. Human genitals in a state of sexual stimulation or arousal, or tumescence;
 - b. Masturbation, actual or simulated;
 - c. Sex acts, normal or perverted, actual or simulated, including intercourse, oral copulation, or sodomy; and
 - d. Fondling or other erotic touching of human genitals, pubic region, anus, buttocks, or female breasts.

"Short-term rental" or "short-term rental unit" shall have the same meaning as defined in Section 5.12.030.

"Solar energy system" means an energy system, including but not limited to a ground-mounted solar energy system, which converts solar energy to usable thermal, mechanical, chemical, or electrical energy to meet all or a significant part of a structure's energy requirements. Solar energy systems may be comprised of devices such as solar panels, arrays, and related equipment, pipes, batteries, and wiring.

"Special event" means an organized event or a group activity including, but not limited to a performance, live music, broadcast music, commercial entertainment, assembly, contest, exhibit, ceremony, athletic competition, reading, or other similar gatherings where anything of value is exchanged in return for attendance or entry into the event. Special events do not include wedding events.

"Stable" means an establishment designed for feeding, housing, and exercising of horses not owned by the owner of the premises and for which the owner of the premises may receive compensation.

"Street" means a way for vehicular traffic, whether designated as or called a street, highway, road, avenue, parkway or however else named or designated.

"Structural alteration" means any addition to or subtraction of parts of a building or structure.

"Structure" means anything constructed or erected upon the ground except utility poles and like protrusions, flag poles or walls and fences up to six feet in height.

"Subdivision" means a tract of land which is divided into two or more lots, tracts, parcels, sites, separate interests (including leasehold interests), interests in common or other division for the purpose, whether immediate or future, of transfer of ownership or for building or other development or for street use by reference to such subdivision or recorded plat thereof; or a tract of land, including

land to be used for condominiums, apartments or any other multiple-dwelling units, or for time-sharing dwelling units.

“Substance abuse treatment facility” means a facility for the purposes of temporary or long-term inpatient treatment of victims of alcohol or drug use or addiction.

"Telecommunication facility" means a facility that transmits and/or receives electromagnetic signals. It includes antennas, cables, wires, conduit, microwave dishes, and other types of equipment for the transmission or receipt of such signals, telecommunication towers or similar structures supporting said equipment, equipment buildings, parking area, and other accessory development. A telecommunication facility operates at less than one thousand (1,000) watts of effective radiated power. A telecommunication facility does not include:

1. Residential television antennas;
2. Wireless cable satellite dish antennas;
3. Amateur radio antennas; or
4. Dish antennas less than one meter in diameter or measured diagonally.

"Telecommunication facility, accessory equipment" means equipment, including buildings and cabinets, used to protect and enable the operation of radio switching equipment, backup power, and other devices, but not including antennas, that are necessary for the operation of a telecommunication facility.

"Telecommunication facility, building roof-mounted" means a telecommunication facility that is supported and/or projects above the roof of a legally existing building or transmission structure.

"Telecommunication facility, building wall, or facade-mounted" means a telecommunication facility that is supported and/or mounted on the wall of a legally existing building or transmission structure and does not project above the roof line. Facilities mounted on the side of a penthouse, mechanical screening, or other appurtenance, provided it would not project above the side of the appurtenance, and facilities mounted on towers for high voltage electrical transmission shall also be considered wall-mounted telecommunication facilities.

"Telecommunication facility, freestanding" means a telecommunication facility that consists of a stand-alone support structure or tower, antennas, and accessory equipment.

“Temporary use” means a use established for a limited duration of time with the intent to discontinue such use upon the expiration of the time period. Such use may or may not be permitted under the regulations for a given zoning district but may be allowed on a nonpermanent and temporary basis following the procedures in Chapter 17.64, Temporary Buildings and Uses.

"Time share estate" means any interest in real property, including condominiums, owned or leased by five or more persons or other devices including ownership in a corporation, cooperative,

partnership, or joint venture whereby the owners or lessees have formally or informally agreed that such owners or lessees shall have the preferred or exclusive use during specified periods of time. Any conveyance of a fractional fee estate or undivided interest by separate deed is within this definition and is hereby regulated within this title. A time share estate shall be deemed to be created upon the marketing, promotion, selling, or offering for sale a specified period or periods of time of occupancy in one or more residential units.

"Tower" means any structure that is designed and considered primarily for the purpose of supporting one or more antennas, including self-supporting lattice towers, guy towers, or monopole towers. The term includes radio and television transmission towers, microwave towers, common-carrier towers, cellular telephone towers, alternative tower structures, and the like.

"Tower, lattice" means a tower or structure designed and constructed primarily to support antenna or antennae and comprised of interconnected poles, pipes, bars, beams, strips, wires, or cross-members. A lattice tower shall include any type or form of a tower that incorporates guy or supporting wires. A lattice tower is not a monopole tower.

"Tower, monopole" means a structure designed and constructed to support antennae or antennae for the purpose of providing telecommunications services and which consists solely of a stand-alone, ground-mounted support pole, pipe, or other solid structure. A monopole tower shall not include any tower supported or attached to the guy or support wires. A monopole tower is not a lattice tower.

"Tract" means a parcel of land or a contiguous combination thereof.

"Transmission line" means any electric transmission line and its related facilities which emanate from a power plant or from a substation and terminate at a substation and which are designed for or are capable of the transmission of electricity at sixty-nine (69) kilovolts (KV) or more.

"Travel trailer park" means a site or facility containing or proposed to contain two or more travel trailer unit spaces.

"Travel trailer space" means a plot of ground or a lot within a travel trailer park or portion of a mobile home park designed to be occupied by one travel trailer unit or one camping unit.

"Travel trailer unit" means any pickup camper, a pickup with shell, motorhome, travel trailer, tent trailer, or similar mobile unit with sleeping quarters and not exceeding eight feet in body width at its widest point or forty (40) feet in body length and designed and used principally for recreational purposes or for the support of recreational or commercial uses.

"Use" means the purpose or function for which any land, structure or building is designed, constructed, maintained, or occupied.

"Use, accessory". See "Accessory use, building, or structure."

"Use by right" means permitted uses designated as use by right are subject to all other applicable regulations of this code and state and federal law.

"Use, principal" means the main use to which the premises is devoted and the principal purpose for which the premises exists.

"Use variance" means a deviation from Chapter 17.48 listing of prohibited uses by zoning district whereby an otherwise prohibited use in a given zoning district may be treated as a conditional use, and processed accordingly, for purposes of historic conservation. See also "variance" and section 17.44.080 and Chapters 17.48 and 17.52.

"Vacation lodge". See Hotel.

"Vacation rental". See Short-term rental.

"Variance" means any deviation, except a use variance, from the requirements of this title as allowed for by the board of adjustment. See also "use variance."

"Veterinary hospital" means an establishment that provides medical treatment and care to animals and which may include temporary or overnight boarding of animals that are recuperating from treatment. Common accessory uses may include but are not limited to kennels, parking, and storage.

"Wholesale" means the sale of goods and merchandise for resale instead of for direct consumption.

"Winery" means an establishment where vinous liquors, as that term is defined in the Colorado Liquor Code, are manufactured. Accessory uses may include but are not limited to bars, restaurants, tasting rooms, or storage.

"Yard" means the space on the same lot as a building or structure that is usually unoccupied and open to the sky except for landscaping improvements.

Section 4. Repeal and Replace of Section 17.48.010 and 17.48.020 of the Leadville Municipal Code. Section 17.48.010 of the Leadville Municipal Code, titled Designated, and Section 17.48.020, titled Uses Not Itemized, are hereby repealed and replaced to read in full as follows:

(begins on next page)

17.48.010 – Designated

The table below indicates which principal use(s) are allowed by right, which require an administrative permit, and which uses are conditional uses (that is, uses which the city may allow following detailed review). Any use not included in the table shall reviewed for compliance with 17.48.20. A blank square in the table below indicates that a use is prohibited.

TABLE 1

By-Right, Conditional and Prohibited Uses by Zoning District

R = A use allowed by Right

A = A use requiring an Administrative Permit as defined in Chapter 17.50

C = A use requiring a Conditional Permit as defined in Chapter 17.52

Use Category	Use Type	Zoning Districts					
		R-1	R-2	TR	RC	C	TC
Residential Uses							
Household Living	Dwellings above or below commercial use		A	A	R	A	R
	Multifamily dwelling (3-4 units)	C	R	R		R	R
	Multifamily dwelling (5+ units)		C	C	C	C	C
	Single-family dwelling (attached and detached)	R	R	R		C	R
	Two-family dwelling	R	R	R		C	R
	Mobile home park			C			
Group Living	Group Homes		C	C			C
	Retirement Home, Senior living facility		R	C		C	C
Lodging Facilities	Short-Term Rentals (<i>Refer to Sec. 5.12</i>)	A	A	A	A	A	A

Use Category	Use Type	Zoning Districts					
		R-1	R-2	TR	RC	C	TC
Public, Institutional, and Civic uses							
Community and Cultural Facilities	Cemeteries or mausoleums					C	
	Churches, place of worship or assembly	C	C	C	C	C	C
	Community Center	A	A	A	R	R	R
	Membership clubs and lodges		C	C	R	R	R
	Museums	C	C	C	R	R	R
Child Care Facilities	Childcare center	C	C	C	C	C	C
Educational Facilities	School and/or educational institutions	C	C	C	C	C	C
Parks and Open Space	Parks, Playgrounds, athletic facilities	R	R	R	C	R	R
Public Utilities and Facilities	Public utility facility	C	C	C	C	C	C
	Public and government, facilities, services or buildings.	C	C	C	C	C	C
	Recycle Center					C	C
	Solar energy facility			A		A	A
	Telecommunication facility	C	C	C	C	C	C
Healthcare Facilities	Hospitals, medical clinics, nursing homes, or substance abuse treatment facilities		C	C	C	R	C
Animal Services	Animal shelter	C	C	C	C	C	C
Commercial Uses							
Agricultural Uses	Agricultural production					C	C
	Agricultural production related to the commercial production of animals					C	
	Commercial cutting and storage of firewood					C	
	Commercial greenhouses <500sf	A	A	A	C	A	A
	Commercial greenhouses >500sf		C	C		C	C
	Lumber yard or sawmill					C	
	Orchards, nurseries, and/or related uses for			C		C	C

Use Category	Use Type	Zoning Districts					
		R-1	R-2	TR	RC	C	TC
	commercial purposes						
	Farm stand			C	C	C	C
Food and Beverage	Bars and lounges, Brew pub, Distillery pub			C	R	R	C
	Restaurants			C	R	R	R
	Restaurant with drive up windows					C	C
Lodging Facilities	Bed and Breakfast establishments	C	C	R	C	C	R
	Hotels and hostels			C	R	R	C
	Rooming and boarding house or retirement home		C	C	C	C	R
	Time share estate	A	A	A	A	A	A
Marijuana Industries	Medical and/or retail marijuana store					C	C
	Marijuana hospitality business					C	C
	Marijuana hospitality and sales business					C	C
Offices	Professional and business offices		C	R	R	R	R
Parking Facilities	Motor vehicle parking lots		C	C	C	R	C
Personal Services	Personal services		C	C	R	R	R
Recreation and Entertainment	Entertainment facility, indoor			C	C	C	C
	Entertainment facility, outdoor	C	C	C	C	C	C
	Art Gallery			R	R	R	R
	Outdoor Guiding			R	R	R	R
	Outdoor recreation equipment rental, with outdoor storage			C	C	R	C
	Outdoor recreation equipment rental, without outdoor storage			R	R	R	R
	Stables (not permitted per Sec. 6.04.030)						
	Scenic railways	C	C	C	C	C	C
	Campgrounds and travel trailer park (See Ch. 17.56)					C	C
Retail	General retail sales >1500sf		C	C	R	R	C
	General retail sales <1500sf		C	C	R	R	R
	Architectural feature salvage					C	C
	Rental Shop		C	C	R	R	R

Use Category	Use Type	Zoning Districts					
		R-1	R-2	TR	RC	C	TC
	Sexually oriented business					C	
Vehicles and Equipment	Automotive, recreational vehicles, or marine sales and service, excluding service stations				C	R	C
	EV Charging Station, Public or Private			C	C	R	R
	Motor vehicle parking lot		C	C	C	R	C
	Service Station					C	C
	Service station, gasoline					R	
Animal Services	Kennels, veterinary hospitals and pet stores					C	C
Industrial Uses							
Manufacturing and Production	Brewery, Distillery, Winery					C	
	Cottage Industry	A	A	A	A	R	R
	Manufacture of materials not otherwise listed and <i>which will cause</i> noise, heat, dust, fumes or other adverse consequences that will impact the neighborhood.			C		C	C
	Manufacture of materials not otherwise listed and <i>which will not cause</i> noise, heat, dust, fumes, excessive traffic or parking or other adverse consequences that will impact the neighborhood.			A	A	R	R
Industrial Service and Research	Repair or servicing of agricultural, industrial, business, or consumer machinery, equipment, products, or by-products			C		C	C
Warehouse and Distribution	Non-commercial garages	C	C	C	C	C	C
	Outdoor storage of snow	R	R	R	A	R	R
	Screened or un-screened outdoor storage			A		C	A
	Self-storage facilities					R	C
	Wholesale and/or distribution facility with outdoor storage			C		R	C

Use Category	Use Type	Zoning Districts					
		R-1	R-2	TR	RC	C	TC
	Wholesale and/or distribution facility without outdoor storage		C	C	R	R	C
Marijuana Industries	Medical and/or retail marijuana cultivation facility					C	
	Medical and/or retail marijuana products manufacturer					C	
	Medical and/or retail marijuana testing facility					C	
	Marijuana research and development facility					C	
	Medical and/or retail marijuana transporter premises					C	
Accessory Uses							
Accessory Uses	Accessory dwelling unit (Refer to Ch. 17.60)	R	R	R		C	R
	Accessory use, building, or structure (Refer to Ch. 17.60)	R	R	R	R	R	R
	Harboring of chickens	A	A	A		A	A
	Home occupation	R	R	R	R	R	R
	Outdoor Storage	R	R	R	R	R	R
	Short-Term Rentals (Refer to Sec. 5.12 of LMC)	R	R	R	R	R	R
	Solar energy system	A	A	A	A	A	A
	Family child care home	R	R	R	R	R	R
	Garages, noncommercial	R	R	R	R	R	R
	Greenhouses	R	R	R	R	R	R
	Swimming pools and hot tubs	R	R	R	R	R	R
	Satellite dishes	R	R	R	A	R	R
	Fences up to 6 ft. in height	R	R	R	A	R	R
	Fences exceeding 6 ft. in height	A	A	A	A	A	A
	Amateur radio and television towers	R	R	R	A	R	R
	Individual storage sheds	A	A	A	A	A	A
Fallout shelters for personal uses	R	R	R	R	R	R	

17.48.020 Uses not listed.

- A. Purpose. The purpose of this section is to promote the health, safety, convenience, and welfare of the present and future inhabitants of the city by protecting and enhancing the character of the city's zoning districts and providing for efficient and fair development that respect property rights and ensure quality development.
- B. Generally. If a proposed use is not listed in section 17.48.010, then the planning official shall decide whether the proposed use is either functionally comparable to, or a subcategory of, a by-right, conditional, administratively permitted, or prohibited use. The planning official shall apply the following criteria to decide how the use will be regulated by this title:
1. A proposed use is a subcategory of a by-right, conditional, or administratively permitted use if, with regard to each of the decision criteria enumerated in subsection B, the proposed use's impacts are not materially greater than the by-right, conditional, or administratively permitted use with the more general NAICS code.
 2. A proposed use is functionally comparable to a by-right, conditional, administratively permitted use if it is reasonably comparable to the by-right, conditional, or administratively permitted use, and with regard to each of the decision criteria enumerated in subsection B., the proposed use has no greater impacts than the by-right, conditional, or administratively permitted use with which it is functionally comparable.
- C. Decision Criteria. The following decision criteria shall be evaluated when the planning official decides whether a proposed use is a subcategory of, or is functionally comparable to, a by-right, conditional, or administratively permitted use:
1. Parking demand;
 2. Average daily and peak hour trip generation (cars and trucks);
 3. Impervious surface;
 4. Noise;
 5. Lighting;
 6. Dust;
 7. Odors;
 8. Potentially hazardous conditions, such as projectiles leaving the site;
 9. Use and storage of hazardous materials;
 10. Character of buildings and structures;
 11. Character of operation; and
 12. Hours of operation.

D. Effect of Determination.

1. If the planning official approves an application for a decision pursuant to this section, then the use is allowed as a by-right, conditional, or administratively permitted use, with the same restrictions as the use to which it was compared for the purposes of the favorable decision.
2. If the planning official determines that a proposed use is not a subcategory of, or functionally comparable to, a by-right, conditional, or administratively permitted use, then the proposed use is a prohibited use.

Section 5. Amendments to Section 17.48.030 of the Leadville Municipal Code. Section 17.48.030 of the Leadville Municipal Code, titled Manufactured Homes and Mobile Homes, is hereby amended as follows with ~~striketrough text~~ showing deletions and **bold, underlined text** showing additions:

17.48.030 – Manufactured homes and mobile homes.

[...]

B. Mobile homes.

1. Independent mobile homes, as defined in Section 17.08.020, are allowed to be placed only in approved mobile home parks ~~or in the industrial zoning district by a conditional use permit pursuant to Chapter 17.36.~~

[...]

Section 6. Amendments to Chapter 17.50 of the Leadville Municipal Code. Chapter 17.50 of the Leadville Municipal Code, titled Administrative Permits, is hereby amended as follows with ~~striketrough text~~ showing deletions and **bold, underlined text** showing additions:

17.50.010 – Introduction.

The administrative permit enumerated in Chapter 17.48 may be allowed in an eligible zoning district upon review ~~and recommendation by the planning commission chair~~ and action by the planning official to issue an administrative permit. Issuance of an administrative permit shall be subject to such reasonable conditions and safeguards in order that the administrative permit comply' s with the general intent and specific provisions of this chapter and be in harmony with the character of the surrounding area. Specific decision-making criteria are contained below.

Administrative permits shall be permitted ~~for a duration of time, up to indefinite,~~ **indefinitely unless otherwise** specified by the planning official or until the land use changes or is terminated, whichever occurs first. **The planning official may reclassify the application to a conditional use permit as deemed necessary by the planning official.** Each administrative permit approved by the planning official is subject to review as often as city council deems appropriate and reasonable. In addition, city council may, for proper cause, revoke a ~~CUP~~ **an administrative permit.**

17.50.020 – Submittal requirements.

Application for an administrative permit shall require submission of: (a) an application on a form provided by the city; (b) submission of a letter of intent; (c) submission of written answers to the **approval** criteria ~~points~~; and (d) submission of site plan.

The appropriate filing fees (see Chapter 17.96) shall accompany the submission of the above materials.

17.50.030 – Procedures for review and action on administrative permit applications.

- A. Administrative permit applications, with all supporting documents and fees, shall be submitted to the planning official to review for compliance with the requirements of this title.
- B. **After** an application **is** determined to be complete by the planning official, **it shall be reviewed for compliance with the criteria for approval stated below** ~~will be forwarded to the commission chair for second review. If the commission chair finds the application incomplete, it will be returned to the planning official for appropriate action. If the commission chair finds the application complete and adequate, it will authorize the planning official to move forward with issuing an administrative permit.~~
- ~~C. The applicant shall provide the city with the names and addresses of all adjacent property owners, as shown in the records of the Lake County assessor's office, and shall provide the planning official with a certificate of mailing.~~
- ~~D. The applicant shall notify all adjacent property neighbors within a twenty (20) foot radius of the chicken administrative permit request by sending the City of Leadville Notice of Consent Form by certified mail.~~
- CE.** A letter, **which shall include any conditions of approval**, typed or printed on city stationary and signed by the planning official shall be considered to be a formal permit authorizing an administrative permit under this chapter.
- DE.** An administrative permit will be revoked if the use has not been established within two years of the approval.

17.50.040 – Criteria for approval of action on an administrative permit application.

All actions by the ~~planning commission chair and~~ planning official in reviewing and approving an administrative permit application shall be based in general upon the provisions of this chapter and specifically on the following criteria:

[...]

17.50.050 – Review and revocation of an administrative permit.

At such intervals as the planning official ~~and the planning and zoning chair~~ may have specified in its initial decision, or when there is an alleged violation of the provisions of an administrative permit, the planning official shall review the terms, conditions or other provisions of the issued administrative permit. **If the planning official determines that a violation exists, the planning official shall provide written notice of the violation to the property owner.** ~~Upon review of the permit provisions, the planning official may~~ **Such notice shall** specify time period(s) in which any violations ~~of the terms or conditions~~ shall be corrected.

~~Review of alleged violations of the terms, conditions or other provisions of an administrative permit shall occur at time of notification and be completed within in thirty (30) business days.~~

~~The planning official shall forward all recommendations, the reasons for such recommendations, and specific time period(s) in which violations of the provisions of the permit, if any, must be corrected to planning and zoning chair and the permit holder within five days of the review. In the event the planning official recommends revocation of any administrative permit, or if the violations of the terms or conditions are not corrected within the time period(s) specified by the planning official, such recommendation, the reasons for it, or a notice of noncompliance shall be forwarded to the planning and zoning chair within five days of the review. Within thirty (30) days the planning official shall render a decision.~~

~~Following the review and recommendation to the permit holder the planning official shall act to revoke, not to revoke or to impose additional or amended conditions or sanctions on the administrative permit holder. Failure of the administrative permit holder to comply within the stipulated time period(s) with any of the conditions under which the permit was issued, or to comply with the original application provisions, shall be adequate reason for revocation of any administrative permit. **If the violation is not corrected within the required time period, the planning official shall revoke the permit by providing written notice to the property owner of revocation and the effective date of revocation.**~~

[...]

Section 7. Amendments to Chapter 17.60 of the Leadville Municipal Code. Chapter 17.60 of the Leadville Municipal Code, titled Accessory Buildings and Uses, is hereby amended as follows with ~~strikethrough text~~ showing deletions and **bold, underlined text** showing additions:

Chapter 17.60 – ACCESSORY USES, BUILDINGS AND ~~USES~~STRUCTURES

17.60.010 – Introduction.

~~Integrated and detached accessory buildings must meet the same setback requirements as principal buildings. The following accessory uses are permitted in the following zoning districts, provided that they are incidental to and on the same premises as a permitted or conditional use. The following sections provide requirements for accessory uses, buildings, and structures in the city's zoning districts.~~

17.60.020 – ~~R-1, R-2, TR and TC zoning districts~~ Accessory dwelling unit (ADU) requirements.

Unless otherwise stated, the following requirements shall apply to all zoning districts:

- ~~A. Garages for the storage and owner maintenance of automobiles light trucks and recreational vehicles.~~
- ~~B. Accessory buildings, structures or uses normally required in addition to or in conjunction with any use by right or approved conditional use in the district, including but not limited to accessory dwelling units in the R-1, R-2, TR, and TC zoning districts as a use by right but only with a conditional use permit in the C zoning district. Accessory dwelling units are prohibited in the RC zoning district.~~
- AC.** Detached accessory dwelling units **ADUs** shall be placed on an approved foundation in compliance with applicable adopted building codes and regulations.
- BD.** Accessory dwelling units **ADUs** shall be no larger than fifty (50) percent of the size of the principal building and no smaller than one hundred (100) square feet.
- CE.** Design Standards. An **In all zoning districts except the C zoning district,** ADUs, either integrated or detached, shall be consistent in design and appearance with the primary structure. Specifically, the roof pitch, siding materials, color and window treatment of the ADU shall be complementary with the primary structure. **In the C zoning district, any exterior treatments of an ADU shall complement the principal building.**
- ~~**DE.** Each accessory dwelling unit **ADU** shall have a bathroom with a sink, toilet, and shower or bath at a minimum.~~
- ~~**EG.** Each accessory dwelling unit **ADU** shall have a kitchen with an oven, stove (two-burner minimum), refrigerator and sink at a minimum.~~

~~FH.~~ Each accessory dwelling unit ADU shall have a maximum of two bedrooms.

~~GI.~~ The owners of property upon which an accessory dwelling unit ADU is located shall have an obligation to notify the applicable water and sanitation district of the existence and occupation of the accessory dwelling unit and shall comply at all times with the regulations of such water and sanitation district.

~~HJ.~~ Each accessory dwelling unit must pass the inspection of the building official, **and** any subsequent structural standards which may be adopted by the City of Leadville.

~~IK.~~ Setbacks and heights of buildings that contain detached ADUs must adhere to applicable zoning regulations of the zoning district.

J. For purposes of allowed density, each ADU shall be counted as one (1) unit of density.

K. A maximum of one (1) ADU shall be permitted per primary building.

~~17.60.030 C zoning districts.~~

~~A. Garages as allowed in other districts.~~

~~B. Any accessory buildings, structures or uses required in addition to and in conjunction with any use by right or approved conditional use, including, but not limited to accessory dwelling units necessary to the maintenance or protection of a facility in the TC zoning district as a use by right but only with a conditional use permit in the C zoning district.~~

~~C. Solar energy devices shall maintain the same setbacks as are required for principal buildings, shall not be located within the front yard, and, if freestanding, shall not exceed ten (10) feet in height.~~

~~D. Detached accessory dwelling units shall be placed on an approved foundation in compliance with applicable adopted building codes and regulations.~~

~~E. Accessory dwelling units shall be no larger than fifty (50) percent of the size of the principal building and no smaller than one hundred (100) square feet.~~

~~F. Any exterior treatments of an accessory dwelling unit shall complement the principal building.~~

~~G. Each accessory dwelling unit shall have a bathroom with a sink, toilet, and shower or bath at a minimum.~~

~~H. Each accessory dwelling unit shall have a kitchen with an oven, stove (two burner minimum), refrigerator and sink at a minimum.~~

~~I. Each accessory dwelling unit shall have a maximum of two bedrooms.~~

- ~~J. The owners of property upon which an accessory dwelling unit is located shall have an obligation to notify the applicable water and sanitation district of the existence and occupation of the accessory dwelling unit and shall comply at all times with the regulations of such water and sanitation district.~~
- ~~K. Each accessory dwelling unit must pass the inspection of the building official, or any subsequent structural standards which may be adopted by the City of Leadville.~~
- ~~L. Setbacks and heights of buildings that contain detached ADUs must adhere to applicable zoning regulations of the zoning district.~~

17.60.040030 – Requirements for Other accessory uses, buildings, and structures.

~~No additional accessory uses are permitted in any district except that household pets, private greenhouses, swimming pools and hot tubs, satellite dishes, fences, amateur radio and television towers, individual storage sheds and fallout shelters for personal uses are allowable accessory uses in all zoning districts so long as such accessory uses pose no threat to human health, safety and welfare to owners, users or adjacent residents and so long as they meet all applicable building, electrical and plumbing codes and have received all required permits.~~ **Integrated and detached accessory buildings and structures must meet the same setback requirements as principal buildings.**

~~Fences which are not over six feet in height, and living fences of any height so long as they are not a traffic obstruction shall be considered permitted accessory uses in all districts. Taller fences are permitted accessory use upon inspection by the building official, who shall issue a permit for such fences upon determination that they would~~ **Fences exceeding six (6) feet in height shall not block light, sun, air, vision, or otherwise pose a health or safety hazard or a nuisance to adjacent properties.**

~~No fence, shrubs, trees, sign or any other obstruction shall be permitted in any setback area if it obstructs the sight of drivers at any intersection. Cut firewood stacked in rows shall not be defined as a fence for the purposes of this chapter and shall not be so regulated so long as it does not obstruct the sight of drivers at an intersection.~~

~~Any accessory building, the floor area of which is two hundred (200) square feet in size or less, shall not require a building permit.~~

~~Any accessory dwelling structure, integrated or detached, intended for habitation shall require a building permit.~~ **Solar energy systems shall maintain the same setbacks as are required for principal buildings, shall not be located within the front yard, and, if freestanding, shall not exceed ten (10) feet in height.**

17.60.070040 – Rentals in all zone districts.

Accessory dwelling units in all zone districts where permitted may be used as long-term rental units of thirty (30) consecutive days or more and as short-term rental units of less than thirty (30) consecutive days. Such rentals shall be subject to the requirements of Chapter 17.48 and Chapter 5.12 of this code, as applicable.

Section 8. Remaining provisions. Except as specified in this Ordinance, all other provisions of the Leadville Municipal Code shall continue in full force and effect. This Ordinance makes no amendments to the Leadville Municipal Code and temporarily suspends the provisions specified herein only.

Section 9. Severability. Should any one or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, the intention being that the various sections and provisions are severable.

Section 10. Repeal. Any and all ordinances or codes or parts thereof in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such ordinance or code or part thereof shall not revive any other section or part of any ordinance or code provision heretofore repealed or superseded and this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance or code hereby repealed prior to the taking effect of this ordinance.

Section 11. Safety Clause. The City Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Leadville, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The City Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 12. Effective Date. This Ordinance shall become effective thirty (30) days after publication following final passage.

INTRODUCED, READ, APPROVED AND ORDERED PUBLISHED in full on first reading this ____ day of _____, 2023 by a vote of ____ in favor and ____ against.

CITY OF LEADVILLE, COLORADO:

Greg Labbe, Mayor

ATTEST:

Deputy City Clerk

PUBLISHED in full in The Herald Democrat, a newspaper of general circulation in the

City of Leadville, Colorado, on this _____ day of _____, 2023.

**PASSED AND ADOPTED ON FINAL READING AND ORDERED PUBLISHED,
with any amendments, this ____ day of _____, 2023.**

CITY OF LEADVILLE, COLORADO:

Greg Labbe, Mayor

ATTEST:

Deputy City Clerk

PUBLISHED by title only in The Herald Democrat, a newspaper of general circulation in the City of Leadville, Colorado, following final reading on this _____ day of _____, 2023.



Homelessness Strategic Plan

May 2023



LAKE COUNTY BUILD A GENERATION

Building a movement for community health and well-being

Homelessness Subcommittee

- Robust service provider participation
- Our process thus far



LAKE COUNTY BUILD A GENERATION

Building a movement for community health and well-being

Homelessness Subcommittee

- **Mission:** Increase the health and safety of Lake County residents by providing culturally appropriate homeless prevention, crisis response and long-term housing solutions.
- **Vision:** Homelessness in Lake County is rare and brief.
- **Key Terms:**
 - Person-Centered
 - Trauma-Informed
 - Evidence-Based
 - Collaboration
 - Stewardship
 - Point-In-Time Count
 - Coordinated Entry
 - Permanent Supportive Housing



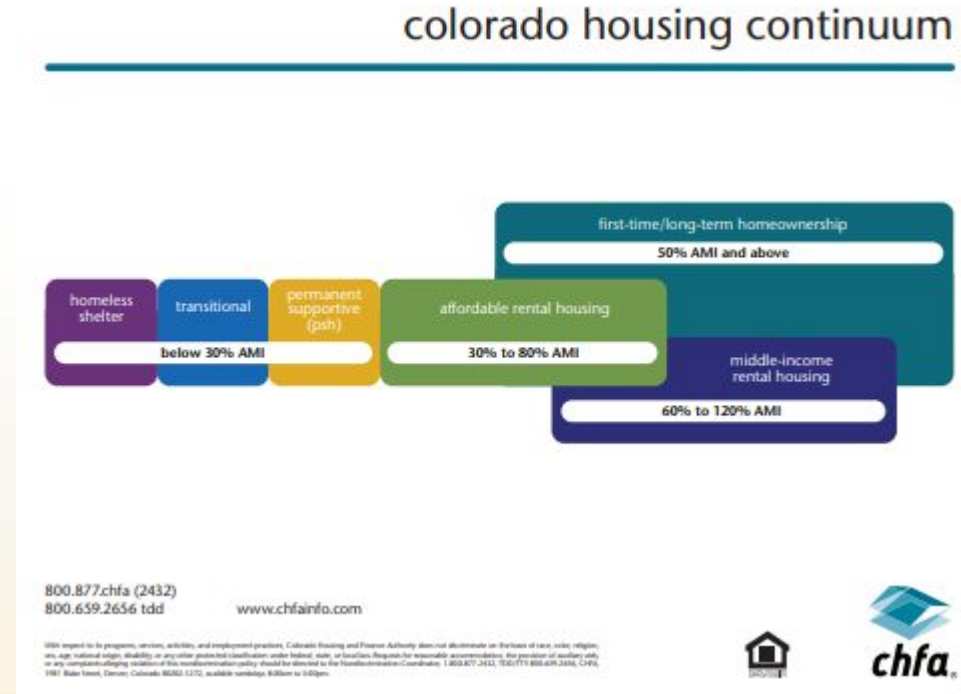
LAKE COUNTY BUILD A GENERATION

Building a movement for community health and well-being

Why Expand Homelessness Services Now?

- **Service providers sighting increasing needs**
- **2023 PIT Count Confirmed**
- **Prop 123 Funding Opportunities**
- **14.8% of Lake County households fall in the homelessness services portion of the Housing Continuum***

*According to Census Data



LAKE COUNTY BUILD A GENERATION

Building a movement for community health and well-being

Prevention Strategies

Strategy	Existing Resource	Future Goal
Provide temporary rental assistance	X	
Offer free pantry food	X	
Provide prepared meals	X	
Distribute food gift cards	X	X
Provide Transportation assistance	X	X
Offer basic supplies	X	
Supply flexible funds	X	
Provide utility assistance	X	
Increase number of long-term rent vouchers (non-psh)	X	X
Access to Physical Healthcare	X	



LAKE COUNTY BUILD A GENERATION

Building a movement for community health and well-being

Prevention Strategies Continued

Strategy	Existing Resource	Future Goal
Access to Mental Healthcare	X	X
Provide Case Management	X	X
Provide Relationship Support	X	
Offer Legal Assistance		X
Assist with Access to Childcare		x
Maximize Utilization of DHS Services	X	X
Install Countywide Data Collection System		X
Create Landlord Recruiting and Support Program		X
Assist with institutional reentry		x
Support Housing Coalition in policy advocacy	x	



LAKE COUNTY BUILD A GENERATION

Building a movement for community health and well-being

Crisis Response

Strategy	Existing Resource	Future Goal
Provide temporary beds for those fleeing violence	X	
Provide short-term hotel/hostel vouchers	X	
Offer informal overnight parking and outreach to users	X	X
Provide free prepared meals	X	
Provide basic supplies	X	
Ensure access to showers and laundry facilities	X	
Offer daytime refuge and resources	X	
Create new overnight shelter for adults		X
Implement countywide coordinated entry		X
Coordinated crisis response information among providers		X
Support Housing Coalition in policy advocacy	X	



LAKE COUNTY BUILD A GENERATION

Building a movement for community health and well-being

Long-term Homeless Solutions

Strategy	Existing Resource	Future Goal
Continue housing at Tabor Grand Apartments	X	
Continue Senior Housing @ Mt. Massive Manor	X	
Support Lake County housing action plan	X	
Support Housing Coalition in policy advocacy	X	
Begin program homeless set-aside units		X
Increase the number of units dedicated to PSH		X
Grow the number of PSH rent vouchers		X
Create supportive services for PSH		X
Create Landlord recruiting program		X



LAKE COUNTY BUILD A GENERATION

Building a movement for community health and well-being

Now What?

- *Next Steps*
- *What is needed from you*
- *Questions*



LAKE COUNTY BUILD A GENERATION

Building a movement for community health and well-being

Lake County Homeless Strategic Plan

May, 2023

Draft, three-year Plan

Vision (What is possible):

Homelessness in Lake County is rare and brief.

Mission (What we do to reach our Vision):

Increase the health and safety of Lake County residents by providing culturally appropriate homeless prevention, crisis response and long-term housing solutions.

Core Values: (How we approach the work)

1. Deliver **Person-Centered** services
2. Use an **Evidence-Based** approach
3. Achieve Results through **Collaboration**
4. Practice Responsible **Stewardship**

Core Value Definitions

1. **Person-Centered:** Ensuring that people's preferences, needs and values guide service decisions. This includes using tools such as Trauma-Informed Care and Motivational Interviewing and adjusting services to reflect the unique needs of the individual, such as people with disabilities, non-English speakers or LGBTQ+ clients.
2. **Evidence-Based:** Improved outcomes by applying, locally, the best available scientific research and data. This would include the use of Permanent Supportive Housing, which is a highly evidenced approach to ending homelessness.
3. **Collaboration:** Willingly working with others who we do not have a primary connection. An example is the creation of a countywide service delivery system that integrates multiple agency offerings so that participants see one system.
4. **Stewardship:** The careful and responsible management of that which is entrusted to our care. Stewardship includes ensuring the people in our care are safe and supported, and that limited local resources are prioritized for the highest impact.

Acronyms

CCAP	Colorado Child Care Assistance Program
CMC	Colorado Mountain College
FTE	Full Time Equivalents
LLCR	Leadville Lake County Regional Housing Authority
LEAP	Low Emissions Analysis Platform
PSH	Permanent Supportive Housing
RAE	Regional Accountable Entities
Set-Aside Units	Of units developed by a public agency a certain number that are allocated for a certain AMI range. In this case for below 30% AMI.
SNAP	Supplemental Nutrition Assistance Program
TANF	Temporary Assistance for Needy Families
UAACOG	Upper Arkansas Area Council of Governments

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Homeless Prevention

Desired Outcomes	Strategies	Existing Resources	Future Goals/Timing/Cost	Owners & Secondary Owners *
1. Reduce the number of people becoming homeless in Lake County	A. Provide Temporary Economic Assistance 1. Provide temporary rental assistance	<ul style="list-style-type: none"> ● Provide \$35K/year ● Support 54 people/year 		<ul style="list-style-type: none"> ● Advocates of LC ● Full Circle
	2. Offer free pantry food	<ul style="list-style-type: none"> ● 400,000 lbs./year 		<ul style="list-style-type: none"> ● St. George's Church
	3. Provide walkup and delivered, prepared meals	<ul style="list-style-type: none"> ● Community meal, 4 days/week ● Lunch, 4 days/week, 351 meals/month for seniors ● 20 meals/ week for seniors 		<ul style="list-style-type: none"> ● St. George's Church ● Senior Center-Meals on Wheels ● Catholic Church
	4. Distribute food gift cards	<ul style="list-style-type: none"> ● \$1,000/month ● \$5,000/ year 	<ul style="list-style-type: none"> ● TBD 	<ul style="list-style-type: none"> ● Coordinated Entry ● Wraparound ● St. George's Church ● Lake County School District
	5. Provide transportation assistance	<ul style="list-style-type: none"> ● Youth up to 21 	<ul style="list-style-type: none"> ● Free bus by 3/2024 ● TBD 	<ul style="list-style-type: none"> ● Lake County ● Coordinated Entry ● Wrap Around
	6. Offer basic supplies	<ul style="list-style-type: none"> ● 100 families/ year ● XX/year 		<ul style="list-style-type: none"> ● Wraparound ● Advocates of LC

	7. Supply flexible funds	<ul style="list-style-type: none"> As Available 		<ul style="list-style-type: none"> Cornerstone & Presbyterian Churches
	8. Provide utility assistance	<ul style="list-style-type: none"> 100% asks are served, 100 people/year 		<ul style="list-style-type: none"> Cloud City Conservation Center
	B. Increase number of long-term rent vouchers (non-PSH)	<ul style="list-style-type: none"> 11 vouchers currently 	<ul style="list-style-type: none"> Increase to X by 12/2025 	<ul style="list-style-type: none"> UAACOG/LLCR Housing Authority*
	C. Ensure access to affordable health care 1. Access to physical health care	<ul style="list-style-type: none"> Clinic & hospital Public health Dental office Dental office 		<ul style="list-style-type: none"> St. Vincent Health LC Public Health Summit County Public Health Leadville Dental Center
	2. Access to mental health care	<ul style="list-style-type: none"> Clinicians & 24/7 crisis hotline 	<ul style="list-style-type: none"> 2.5 FTE by 12/2024 TBD 	<ul style="list-style-type: none"> Sol Vista Health Advocates of LC
	D. Provide Case Management	<ul style="list-style-type: none"> 2.0 FTE 2.0 FTE 7.0 FTE 	<ul style="list-style-type: none"> 3.0 FTE by 12/2024 	<ul style="list-style-type: none"> Advocates of LC Full Circle Wraparound Sol Vista Health
	E. Provide Relationship support	<ul style="list-style-type: none"> 9:30-1:30, 4 days/week As available 1.0 FTE 		<ul style="list-style-type: none"> St. George's Church Cornerstone Church Full Circle

		<ul style="list-style-type: none"> • 100% ask are served, 100 people/year • 2.0 FTE • Normal hours 		<ul style="list-style-type: none"> • Cloud City Conservation Center • Wraparound • LC Library
F. Offer legal assistance		<ul style="list-style-type: none"> • XX/year 	<ul style="list-style-type: none"> • 0.5 FTE Legal Coord. by 12/2024 	<ul style="list-style-type: none"> • Advocates of LC • Colorado Legal Services (Legal Aid)
G. Assist with access to childcare			<ul style="list-style-type: none"> • Refer to existing licensed providers 	<ul style="list-style-type: none"> • Wraparound, Full Circle, Advocates of Lake County, LCBAG, Rocky Mountain Early Childhood Council
H. Develop collaboration opportunities to maximize the utilization of Department of Human Services programs		<ul style="list-style-type: none"> • .5 FTE Currently serving community members with SNAP, Medicaid, CCAP, LEAP, TANF, Old age pension, Child support, CSBG • Medicare enrollment assistance 	<ul style="list-style-type: none"> • 100% of identified community members experiencing homelessness are referred to the 2 FTE who provide assistance to community members seeking application support assistance for programs 	<ul style="list-style-type: none"> • LC Department of Human Services, Sol Vista*, Health Colorado RAE for Region 4* • Senior Center/Health Navigator
I. Install a countywide data collection system			<ul style="list-style-type: none"> • By 12/2024 	<ul style="list-style-type: none"> • Coordinated Entry

	J. Create a landlord recruiting and support program		<ul style="list-style-type: none"> • 0.2 FTE by 12/2024 	<ul style="list-style-type: none"> • Advocates of LC
	K. Assist with institutional reentry		<ul style="list-style-type: none"> • By 12/2024 	<ul style="list-style-type: none"> • Coordinated Entry
	L. Support Housing Coalition policy development	<ul style="list-style-type: none"> • Ongoing 		<ul style="list-style-type: none"> • All stakeholders

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Homeless Crisis Response

Desired Outcomes	Strategies	Existing Resources	Future Goals/Timing/Cost	Owners & Secondary Owners *
2. Provide safety, shelter and services to those experiencing homelessness as a bridge to housing	A. Provide temporary beds for those fleeing violence	<ul style="list-style-type: none"> ● 16 beds, 75 people/year 		<ul style="list-style-type: none"> ● Advocates of LC
	B. Provide short-term hotel/hostel vouchers	<ul style="list-style-type: none"> ● As available ● As available ● \$15K/year ● As available for youth 21 and under 		<ul style="list-style-type: none"> ● Cornerstone Church ● LC Sherriff ● Advocates of LC ● Wraparound
	C. Offer outreach and informal overnight parking	<ul style="list-style-type: none"> ● City not ticketing folks 	<ul style="list-style-type: none"> ● TBD 	<ul style="list-style-type: none"> ● TBD
	D. Provide free prepared meals, to-go and pantry food	<ul style="list-style-type: none"> ● Lunch, 4 days/week + pantry access 		<ul style="list-style-type: none"> ● St. George's Church
	E. Provide basic supplies	<ul style="list-style-type: none"> ● School supplies, etc. ● Clothing, toiletries, etc. ● Dog food, etc. ● Help 60 families/year 		<ul style="list-style-type: none"> ● Wraparound ● Advocates of LC ● St. George's Church ● Matchless Treasures Thrift store
	F. Ensure access to showers and laundry facilities	<ul style="list-style-type: none"> ● Laundry, showers for clients ● Pay laundry/showers 		<ul style="list-style-type: none"> ● Advocates of LC ● Inn the Clouds Hostel ● Mountain Laundry

		<ul style="list-style-type: none"> • Showers 		<ul style="list-style-type: none"> • St. Georges Church
	G. Offer daytime refuge and resources	<ul style="list-style-type: none"> • 9:30-1:30, 4 days/week • Normal hours • Normal hours 		<ul style="list-style-type: none"> • St. George's Church • LC Library • CMC library
	H. Create new overnight shelter for adults		<ul style="list-style-type: none"> • 30 spots by 12/2025 	<ul style="list-style-type: none"> • Advocates of LC
	I. Implement countywide Coordinated Entry, including resource list and diversion services		<ul style="list-style-type: none"> • 2.5 FTE by 12/2024 • 1.5 FTE by 12/2024 	<ul style="list-style-type: none"> • Advocates of LC • Wraparound
	J. Coordinated crisis response information among providers		<ul style="list-style-type: none"> • By 12/2024 	<ul style="list-style-type: none"> • Advocates of LC
	K. Support Housing Coalition policy development	<ul style="list-style-type: none"> • Ongoing 		<ul style="list-style-type: none"> • All stakeholders

Long-term Homeless Solutions				
Desired Outcomes	Strategies	Existing Resources	Future Goals/Timing/Cost	Owners & Secondary Owners *
3. Reduce the number of people experiencing homelessness in Lake County	A. Continue housing at Tabor Grand Apartments	<ul style="list-style-type: none"> • 37 Units 		<ul style="list-style-type: none"> • Overland Property
	B. Continue senior housing at Mt. Massive Manor	<ul style="list-style-type: none"> • 24 units 		<ul style="list-style-type: none"> • Leadville Housing Authority
	C. Begin program homeless set-aside units		<ul style="list-style-type: none"> • X% of LLCRHA developed parcels by 12/2026 	<ul style="list-style-type: none"> • LLCR Housing Authority
	D. Increase the number of units dedicated to PSH		<ul style="list-style-type: none"> • 8 units by 12/2025 	<ul style="list-style-type: none"> • Advocates of LC
	E. Support Lake County housing plan	<ul style="list-style-type: none"> • Ongoing 		<ul style="list-style-type: none"> • All Stakeholders
	F. Support Housing Coalition policy development	<ul style="list-style-type: none"> • Ongoing 		<ul style="list-style-type: none"> • All Stakeholders
	G. Grow the number of PSH rent vouchers		<ul style="list-style-type: none"> • 12 by 12/2025(including for units in 3.D above) 	<ul style="list-style-type: none"> • Advocates of LC
	H. Create supportive services for PSH		<ul style="list-style-type: none"> • 1.0 FTE by 12/2025 	<ul style="list-style-type: none"> • Advocates of LC
	I. Create Landlord recruiting program		<ul style="list-style-type: none"> • 0.2 FTE by 12/2024 	<ul style="list-style-type: none"> • Advocates of LC • Wraparound

*Secondary owners

Acronyms

CCAP	Colorado Child Care Assistance Program
CMC	Colorado Mountain College
FTE	Full Time Equivalents
LLCR	Leadville Lake County Regional Housing Authority
LEAP	Low Emissions Analysis Platform
PSH	Permanent Supportive Housing
RAE	Regional Accountable Entities
Set-Aside Units	Of units developed by a public agency a certain number that are allocated for a certain AMI range. In this case for below 30% AMI.
SNAP	Supplemental Nutrition Assistance Program
TANF	Temporary Assistance for Needy Families
UAACOG	Upper Arkansas Area Council of Governments

DRAFT

Person-Centered: Ensuring that people's preferences, needs, and values guide service decisions. This includes using tools such as Trauma-Informed Care and Motivational Interviewing and adjusting services to reflect the unique needs of the individual, such as people with disabilities, non-English speakers or LGBTQ+ clients.

Trauma-Informed: Recognizing and responding to clients' previous trauma, approaching clients through a strengths-based lens, and providing clients with safety, respect, and choice.

Evidence-Based: Improved outcomes by applying, locally, the best available scientific research and data. This would include the use of Permanent Supportive Housing, which is a highly evidenced approach to ending homelessness.

Collaboration: Willingly working with others with whom we do not have a primary connection. An example is the creation of a countywide service delivery system that integrates multiple agency offerings so that participants see one system.

Stewardship: The careful and responsible management of that which is entrusted to our care. Stewardship includes ensuring the people in our care are safe and supported, and that limited local resources are prioritized for the highest impact.

Point-In-Time Count: A Housing and Urban Development (HUD) initiated count of sheltered and unsheltered people experiencing homelessness on a single night in January. Each state selects the night in January then each community conducts their own count.

Coordinated Entry: The coordinated entry (CE) process is an approach to coordination and management of a crisis response system's resources that allows users to make consistent decisions from available information to efficiently and effectively connect people to housing and service interventions that will rapidly end their homelessness.

Permanent Supportive Housing: A permanent housing unit in which housing assistance (e.g., long-term leasing or rental assistance) and supportive services are provided to assist households with at least one member (adult or child) with achieving housing stability.

May 2023

City Calendar

Sun	Mon	Tue	Wed	Thu	Fri	Sat
30	1	2	3	4	5	6
		11am - BOCC @ 505 6pm - Regular CC Mtg		6pm - LURA Board		
7	8	9	10	11	12	13
		4pm - HPC OPEN HOUSE 6pm - City Council Work	5pm - Sanitation @ 6pm - P&Z Meeting @	1pm - Leadville Municipal 5:15pm - Parkville Water		
14	15	16	17	18	19	20
		8:30am - Tourism Panel 11am - BOCC @ 500 6pm - Regular CC Mtg @				
21	22	23	24	25	26	27
		4pm - HPC - Regular Mtg	6pm - P&Z Meeting @			
28	29	30	31	1	2	3
	Memorial Day - City Hall			6pm - LURA Board		

June 2023

City Calendar

Sun	Mon	Tue	Wed	Thu	Fri	Sat
28	29 Memorial Day - City Hall	30	31	1 6pm - LURA Board	2	3
4	5	6 11am - BOCC @ 505 6pm - Regular CC Mtg	7	8 1pm - Leadville Municipal 5:15pm - Parkville Water	9	10 Main Street - Community
11	12	13 4pm - HPC Meeting @	14 5pm - Sanitation @ 6pm - P&Z Meeting @	15	16	17 4pm - Leadville Pride
18	19	20 8:30am - Tourism Panel 11am - BOCC @ 500 6pm - Regular CC Mtg @	21	22	23	24
25	26	27 4pm - HPC - Regular Mtg	28 6pm - P&Z Meeting @	29	30	1

July 2023

Sun	Mon	Tue	Wed	Thu	Fri	Sat
25	26	27 4pm - HPC - Regular Mtg	28 6pm - P&Z Meeting @	29	30	1
2	3	4 Independence Day - City 11am - BOCC @ 505 6pm - Regular CC Mtg	5	6 6pm - LURA Board	7	8
9	10	11 4pm - HPC Meeting @	12 5pm - Sanitation @ 6pm - P&Z Meeting @	13 1pm - Leadville Municipal 5:15pm - Parkville Water	14	15
16	17	18 8:30am - Tourism Panel 11am - BOCC @ 500 6pm - Regular CC Mtg @	19	20	21	22
23	24	25 4pm - HPC - Regular Mtg	26 6pm - P&Z Meeting @	27	28	29
30	31	1 11am - BOCC @ 505 6pm - Regular CC Mtg	2	3 6pm - LURA Board	4	5