

SUMMIT COUNTY BOARD OF COUNTY COMMISSIONERS
Tuesday, January 23, 2018, 1:30 p.m.
SUMMARY MINUTES

I. CALL TO ORDER

The Meeting of the Board of County Commissioners on Tuesday, January 23, 2018 was called to order by Chair, Dan Gibbs, at 1:30 p.m. in the County Commissioners' Meeting Room, Summit County Courthouse, 208 Lincoln Avenue, Breckenridge, Colorado.

II. ROLL CALL

Board Members present and answered to the roll call were:

Dan Gibbs, Chair
Thomas C. Davidson, Commissioner
Karn Stiegelmeier, Commissioner

Staff Present were as follows: Jeff Huntley, County Attorney; Keely Ambrose, Assistant County Attorney; Cameron Turpin, Assistant County Attorney; Thad Noll, Assistant County Manager; Sarah Vaine, Assistant County Manager; Julie Sutor, Director of Communications; Jim Curnutte, Community Development Director; Don Reimer, Planning Director; Stacey Campbell, Chief Deputy Clerk & Recorder; Eva Henson, Administrative Manager, and Sarah Vigil, Deputy Clerk.

Additional Attendees: Matthew Casey, John Cooney, Richard Himmelstein, Don Samuels, Eric Johnson, Robin Theobald, Morrison Hsieh, Drew Goldsmith, Jack Queen, John Nelson, Mark Foster, Bobby Craig, and Steve Mytczynsky

III. APPROVAL OF AGENDA

Jeff Huntley requested amending the agenda to add a new item under Consent as item F, Approval of Intergovernmental Agreement with Town of Frisco for Water Services (Attorney).

The agenda was approved, with suggested changes.

IV. CITIZEN COMMENT

Eric Johnson addressed the Commissioners to voice his support for regulating short term rentals, which he believes are creating a shortage of workforce housing. He stated that the current situation makes it particularly difficult for local businesses to hire workers, since they are unable to find a place to live.

Don Samuels presented several questions regarding the responsibilities of the Willowbrook

Metropolitan District to the County for rental property reporting, occupancy tax, code requirements and enforcement, and backcountry zoning boundaries.

Commissioner Gibbs stated that Don Reimer would follow up after the meeting with responses to the questions and concerns of Mr. Johnson and Mr. Samuels.

V. APPOINTMENTS

VI. CONSENT AGENDA

- A. Approval of Minutes from the 1-9-18 Regular Meeting. **Approved as presented; and**
- B. Warrant Lists of 1-1-18 to 1-15-18 (Finance). **Approved as presented by the Finance Department; and**
- C. Approval to execute option agreement to acquire a portion of the Golden Edge claims (Upper Blue) (Open Space & Trails). **Approved as presented; and**
- D. Approval of reappointments to the Open Space Advisory Committee (OSAC) (Open Space & Trails). **Approved as presented; and**
- E. Approval of requested Waterline Easement Agreement – Town of Breckenridge (Attorney). **Approved as presented; and**
- F. Approval of Intergovernmental Agreement with Town of Frisco for Water Services (Attorney). **Approved as present; and**

MOTION: A motion was made by Commissioner Davidson and seconded by Commissioner Stiegelmeier to approve the Consent Agenda, items A-F.

MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT

VII. NEW BUSINESS

VIII. PUBLIC HEARING

- A. Public Hearing regarding Modification of Liquor License for Powdr-Copper Mountain LLC dba WOODWARD AT COPPER; Resort Complex; Laura Hunter-Brubaker; located at 505 Copper Road, Copper Mountain, CO (Clerk) **Continued from the January 9, 2018 Regular Meeting**

Stacey Campbell reviewed the discussion concerning the modification of the liquor license for Powdr-Copper Mountain LLC, including the information that was presented at the previous meeting on January 9, 2018.

Morrison Hsieh, the general manager of Woodward at Copper, gave a brief digital presentation that covered the goals of the application, the layout of the premises and the implementation, operation and security measures to be taken at the new facility.

Commissioner Gibbs opened and closed the hearing with no public comment.

Commissioner Stiegelmeier noted her appreciation for the many safety measures the applicant indicated would be taken at the facility.

MOTION: A motion was made by Commissioner Davidson and seconded by Commissioner Stiegelmeier to approve the Modification of Liquor License for Powder-Copper Mountain LLC dba WOODWARD AT COPPER; Resort Complex; Laura Hunter-Brubaker; located at 505 Copper Road, Copper Mountain, CO (Clerk) including 5 findings.

MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT

- B. Amendments to Backcountry Zoning District Regulations Chapters 3 and 13 of the Summit County Land Use & Development Code to clarify purpose and intent of the regulations relative to permitted uses and structure size allowances. Such amendments include, but are not limited to: 1) §3514.01 Purpose and Intent; 2) §3514.02 Use Standards; 3) §3514.03 Road and Driveway Improvement and Maintenance Limitations; 4) §3514.04 Other Restrictions on Roads and Driveways; 5) §3514.05 Development Standards; 6) §3514.06 Public Trails / Recreation Access; 7) §3514.07 Site Plan Review Procedures; 8) §3815.02 Residential Outdoor Storage; and 9) §13000 Agendas; and other amendments to accomplish the foregoing. (PLN16-059) (Planning)

Mr. Reimer gave a brief history of the backcountry zone district. He thoroughly outlined the proposed development code amendments, including but not limited to: short term rentals, structure size, building design, road and driveway standards, storage, parking, and winter plowing. His summary of the changes included recommendations made by the Countywide Planning Commission.

Staff recommended consideration of the proposed amendments to Chapters 3 and 13 of the Summit County Land Use and Development Code and any public testimony received at the public hearing, and approval of the proposed code amendments, with possible further modifications following the public hearing.

Commissioner Gibbs opened the hearing for public comment.

Members of the public, including Richard Himmelstein, Drew Goldsmith, John Cooney, Matthew Casey, Robin Theobald, Steve Mytczynsky, Jay Nelson, and Bobby Craig, spoke to voice their opposition to proposed changes, which included but was not limited to: square footage limits, the building design and architectural standards, the ban of short term rentals, and the road and driveway standards.

Mr. Himmelstein, Mr. Goldsmith and Mr. Cooney all emphasized their belief that property owners of backcountry parcels should receive notification of the proposed changes.

Commissioner Gibbs closed the hearing for public comment.

The Commissioners inquired regarding the impact of a short-term rental ban on existing and future ski huts, parking requirements, and road and driveway standards. They also discussed the proposed graphics provided for design standards and how best to convey acceptable architectural designs within a certain set of standards.

Commissioner Davidson noted the proposed changes to the Code needed more consideration before a final decision.

MOTION: A motion was made by Commissioner Davidson and seconded by Commissioner Stiegelmeier to continue to the BOCC Regular Meeting on March 27, 2018, Amendments to Backcountry Zoning District Regulations Chapters 3 and 13 of the Summit County Land Use & Development Code to clarify purpose and intent of the regulations relative to permitted uses and structure size allowances. Such amendments include, but are not limited to: 1) §3514.01 Purpose and Intent; 2) §3514.02 Use Standards; 3) §3514.03 Road and Driveway Improvement and Maintenance Limitations; 4) §3514.04 Other Restrictions on Roads and Driveways; 5) §3514.05 Development Standards; 6) §3514.06 Public Trails / Recreation Access; 7) §3514.07 Site Plan Review Procedures; 8) §3815.02 Residential Outdoor Storage; and 9) §13000 Agendas; and other amendments to accomplish the foregoing. (PLN16-059) (Planning).

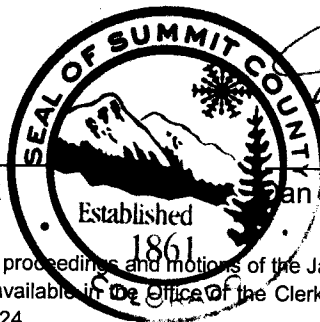
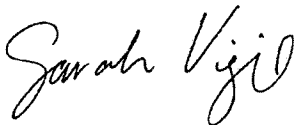
MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT

IX. ADJOURNMENT

The meeting was adjourned at 3:40 p.m.

Respectfully submitted,

Approved by:



Sarah Vigil, Deputy Clerk

Dan Gibbs, Chair

NOTE: These minutes are a summary of the proceedings and motions of the January 23, 2018 Board of County Commissioners' Regular Meeting. The complete digital recording is available in the Office of the Clerk & Recorder, Summit County Courthouse, 2nd Floor, 208 Lincoln Avenue, Breckenridge, Colorado 80424.