

**SUMMARY OF MOTIONS
TOWN OF MOUNTAIN VILLAGE
JOINT TOWN COUNCIL & DESIGN REVIEW BOARD MEETING
THURSDAY, OCTOBER 5, 2017**

Call to Order

The Meeting of the Joint Town Council and Design Review Board was called to order by Mayor Laila Benitez at 9:00a.m on Thursday, October 5, 2017 in the Mountain Village Town Hall, 455 Mountain Village Boulevard, Mountain Village Colorado.

Attendance

The following Town Council members were present and acting:

Laila Benitez, Mayor
Dan Caton, Mayor Pro Tem
Dan Jansen
Jack Gilbride
Bruce MacIntire

The following Town Council members were absent:

Natalie Binder
Patrick Berry

The following DRB members/Alternates were present and acting:

David Craige
Dave Eckman
Greer Garner
Phil Evans
Jean Vatter
Liz Caton

The following Board members were absent:

Luke Trujillo
Banks Brown
Keith Brown

Town Staff in attendance:

Kim Montgomery, Town Manager
Susan Johnson, Deputy Town Clerk
Christina Lambert, Administrative Coordinator
Michelle Haynes, Director of Planning and Development Services
Jim Mahoney, Assistant Town Attorney
Dave Bangert, Town Forester/Senior Planner

Public in attendance:

Jeff Proteau
Stefanie Solomon
Neil Wiser
Robert Stenhammer

Bill Jensen
John Cheroske
Bill Masters
Mike Rozycki
Gregg Anderson
Matt Porter
David Ballode

DRB to Provide a Recommendation on a Second Amendment to a Previously Approved Conditional Use Permit for a 100 foot Communication Tower to be Located in Tract OSP 49-R (Resolution No. 2015-0423-08 & Amended by Resolution No. 2017-0216-04) to Amend Condition #1 to Allow for a Red-Light Beacon as Required by the Federal Aviation Administration.

Michelle Haynes presented the Design Review Application for an amendment to allow for a red-light beacon as required by the Federal Aviation Administration (FAA) on Tract OSP-49R. Neil Wiser of Fidelity Towers. presented on behalf of the applicant, and Jeff Proteau of Telluride Ski and Golf, Inc. presented on behalf of the property owner.

Public Comment was provided by Chris Broady, Chief of Mountain Village Police Department, who pointed out that the proposed tower on Tract OSP 49-R will be important for public safety.

Mike Rozycki, San Miguel County Planning Director, provided clarification on why San Miguel Board of County Commissioners decided to require a 1 year review of visual impact mitigation. Mr. Rozycki also demonstrated support for approval.

Bill Masters, San Miguel County Sherriff, echoed the comments of Chris Broady by insisting that the tower is important for public safety.

On a **Motion** made by Phil Evans and seconded by Dave Eckman, the DRB voted 7-0 to make a recommendation of approval to Town Council with the following conditions:

1. *The tower may include a red-light beacon if required by the Federal Aviation Administration ("FAA").*
2. *The proposed towers and antennas shall be painted to match the surrounding tree color below the tree line and a blue gray above the tree line to mitigate visual impacts. The applicant shall provide color samples to the Town and San Miguel County for review and approval prior to or concurrent with submitting for a building permit.*
3. *New antennas or equipment placed on the existing tower shall be painted to match the surrounding tree color below the tree line and a blue gray above the tree line to mitigate visual impacts, with the color reviewed and approved by the Town and San Miguel County.*
4. *The new tower shall be designed to co-locate the number of antennas shown on the Proposed Site Elevations plan, Sheet C-3. I dated 4/15/15.*
5. *The current and proposed towers shall be made available for colocation of new telecommunication equipment so long as: (A) there is enough room on the tower for the new equipment (given the vertical & horizontal separation requirements of the current users), (B) there is enough structural capacity for the new equipment, and (C) the new equipment will not cause interference to the current users.*
6. *Prior to issuing a building permit, the applicant shall submit long-term easements from The Ridge and/or TSO and any other intervening property owner's land is necessary for access, for (1) the access road to the tower site; (2) the tower site; and (3) utility routes for*

existing and new utilities to the site. Prior to executing such easements, the Town shall review and approve the easements to ensure long-term vehicular and utility access across intervening land and long-term tower siting.

- 7. Prior to issuing a building permit, the applicant shall submit a composite utility plan to show the planned routes for power, fiber and any other necessary utilities to the site.*
- 8. The approved conditional use permit application is for the benefit of the existing tower that is owned by Telluride Ski and Golf, LLC ("TSG") and the proposed new tower on TSG owned land. Therefore the conditional use permit is hereby granted to TSG and any successors or assigns.*
- 9. The conditional use permit shall be valid for a period of twenty (20) years from the Effective Date subject to meeting the conditions specified herein.*
- 10. The applicant, TSG, as the site owner/lessor, and/or the tower owner/operator/lessee who TSG enters into an agreement with to own/operate the Tower, enter into a legally binding written commitment with SMCo, both the BOCC and Sheriff, as well as with SMETSA, and the State of Colorado OIT, to allow the relocation of the State of Colorado's DTRS 800 Radio System equipment located on the existing 90' communication tower (KOTO tower) onto the proposed new 100' communication tower in a manner and at locations acceptable to the SMCoSO, SMETSA, and the Colorado Office of Information Technology.*
- 11. The applicant, TSG, and or its Tower Company shall commit to a one-year review after construction of the Tower is completed, and every three years thereafter, to provide an update to the Town of Mountain Village and the County Board of Commissioners to address possible lighting mitigation of the red light beacon. The update would include an assessment of available technology including but not limited to possible light shielding or light switching.*

See Approved Town Council Minutes for associated Town Council Action dated October 5, 2017

Adjourn

Town Council adjourned the joint meeting at 10:00 am.

Call to Order

Chairman David Craige called the meeting of the Design Review Board of the Town of Mountain Village to order at 10:20 a.m. on Thursday, October 5, 2017 in the Conference Room at 455 Mountain Village Boulevard Mountain Village, CO 81435.

Attendance

The following Board/Alternate members were present and acting:

Keith Brown
Phil Evans
Greer Garner
David Craige
Dave Eckman
Jean Vatter (Alternate)
Liz Caton (Alternate)

The following Board members were absent:

Luke Trujillo
Banks Brown

Town Staff in attendance:

Michelle Haynes, Planning & Development Services Director

Dave Bangert, Senior Planner/Forester
Sam Starr, Planner

Public in attendance:

Gregg Anderson
Matt Porter
David Ballode
Michael Barker
Steve Morton
Armando Coronado

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Reading and Approval of Summary of Motions of the August 31, 2017 and September 7, 2017 Design Review Board Meetings

On a **Motion** made by Phil Evans and seconded by Greer Garner, the DRB voted 7-0 to approve the Summary of Motions from the August 31, 2017 and September 7, 2017 Design Review Board Meetings.

Consideration of a Design Review application for driveway improvements with General Easement encroachments on Lot 254B, 115 Polecat Lane.

Dave Bangert presented the Design Review Application for driveway improvements and General Easement encroachment on Lot 254B, 115 Polecat Lane for review. Gregg Anderson of Alpine Land Consulting presented on behalf of the owner.

There was no public comment.

On a **Motion** made by David Eckman and seconded by Phil Evans, the DRB voted 7-0 to approve a Design Review Application for driveway improvements and a General Easement encroachment, 115 Polecat Lane with the following conditions:

1. *Applicable Town fees and taxes shall be paid prior to commencing the activity or prior to the Town issuing a permit, as applicable, including but not limited to the Town's use tax.*
2. *Owners of Lot 254B will enter into a new revocable General Easement encroachment agreement, with new Improvement Location Certificate, with the Town of Mountain Village.*
3. *Any additional exterior lighting for the auto court area will be reviewed by staff and raised to Staff/DRB Chair if the new lighting needs specific approval.*

Consideration of a Design Review application for new construction of a single-family home on lot 628D, 109 Double Eagle Way.

Sam Starr presented the Initial Architectural Site Review consideration of a Class 3 design review application for new construction of a single-family home on lot 628D, 109 Double Eagle Way. Michael Barker of Michael Barker Architects and David Ballode of Uncompahgre Engineering presented on behalf of the owner.

Public Comment was provided by Mike Shimkonis, a representative and owner of a neighboring property. Mr. Shimkonis requested that there be no General Encroachment Agreements, there is minimal lighting by the utility box, and that and the chimney caps be reduced in height.

On a **Motion** made by Greer Garner and seconded by Phil Evans, the DRB voted 7-0 to approve the Initial Architectural Site Review of the application for a single-family residence on lot 628D, 109 Double Eagle Way,

with the following conditions:

1. *A monumented land survey shall be prepared by a Colorado public land surveyor to establish the maximum building height and the maximum average building height. This condition shall be carried over to any Final Review Approval as it is a construction condition.*
2. *A monumented land survey of the footers will be provided prior to pouring concrete to determine there are no additional encroachments into the GE. This condition shall be carried over to any Final Review Approval as it is a construction condition.*
3. *Applicant shall submit detailed lighting plans within 14 days of approval.*
4. *Make all revisions to driveway per TFPD referral comments, if necessary.*
5. *The owners will enter in to a revocable General Easement encroachment agreement for the driveway and auto court prior to issuance of a Certificate of Occupancy.*
6. *Indicate the location and design of the address monument with the final DRB submittal.*
7. *Grading of the Northwest corner of the site be tapered to make the home design more sensitive to the natural slope of the property.*

Consideration of a Class 1 Design Review application, raised to a Class 3 application, for exterior changes to lot 18, 124 Yellow Brick Road.

Sam Starr presented the Consideration of a Class 1 Design Review application, raised to a Class 3 design review application for exterior changes to lot 18, 124 Yellow Brick Road. Armando Coronado of Pro Services presented on behalf of the owner.

There was no public comment.

On a **Motion** made by Phil Evans and seconded by Keith Brown, the DRB voted 7-0 to approve the exterior changes on lot 18, 124 Yellow Brick Road, with the following condition:

1. *The finish of a dark brown patina shall be completed prior to installation of the copper roof.*

Other Business

Planning and Development Services Director Michelle Haynes provided an update on the cedar shake roof rebate program recently approved by the Town Council.

Adjourn

On a **Motion** made by Greer Garner and seconded by Phil Evans, DRB voted 7-0 to adjourn the October 5, 2017 meeting of the Mountain Village Design Review Board at 12:50 p.m.

Prepared and Submitted by,



Sam Starr
Planner
Town of Mountain Village