



## **AGENDA**

### **DOLORES COLORADO TOWN BOARD OF TRUSTEES MAY 8<sup>TH</sup> 2023, 6:30 P.M.**

THE MEETING WILL BE HELD AT TOWN HALL 420 CENTRAL AVENUE.

IF YOU WISH TO ATTEND VIRTUALLY, PLEASE VISIT THE TOWN WEBSITE UNDER GOVERNMENT TOWN BOARD MEETING FOR THE ZOOM LINK

<https://townofdolores.colorado.gov>

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. ACTION/APPROVAL OF THE AGENDA**
- 5. IDENTIFICATION OF ACTUAL OR PERCEIVED CONFLICTS OF INTEREST.**

**6. CITIZENS TO ADDRESS THE BOARD:** This is an opportunity for Citizens to address the Board at this time or during a Public Hearing. Each Person will have 5 minutes. The Town Board encourages public comment by the following sources: Live at the Town Hall, virtually via ZOOM (see the Town Website for the link), or by submitting your comments, via email, to the Town Clerk at [tammy@townofdolores.com](mailto:tammy@townofdolores.com) any time before the dated Board meeting.

**7. ACTION/APPROVAL OF THE CONSENT AGENDA:** The Consent Agenda is intended to allow the Board by a single motion approve matters that are considered routine or non-controversial. Here will be no separate discussion of these items unless a Board Member requests an item to be removed from the Consent Agenda and considered separately. Items removed from the Consent Agenda will be Considered under specific Agenda item numbers.

**7.1 Minutes from:** , Board meeting April 10<sup>th</sup>, 2023 and April 24<sup>th</sup> 2023.

**7.2 Proceedings** for the month of April 2023

#### **8. REMOVED CONSENT AGENDA ITEMS:**

#### **9. STAFF REPORTS/PRESENTATIONS:**

(For the record The Building Official, and Public Works have submitted reports to the packet).

**9.1 Municipal Judge** Beth Padilla: Quarterly report

**9.2 Managers' Report:**

**9.3 Sheriffs' Report:**

**9.4 Attorney's Report:**

**9.5 Treasurers Report:**

**9.6 Public Works:** Special Report on a CDPHE Tier II record management violation: Supplier has not met the annual backflow assembly testing compliance ratio.

**10. ADMINISTRATIVE BOARD BUSINESS:**

**10.1 Manager Search continued**

**10.2 Discussion:** Chamber of Commerce Events with Susin Lisak.

**Special Event Permit Required (Alcohol)**

- Dolores Summer-Fest July 15<sup>th</sup>, 2023, Flanders Park
- Boggy Draw Bike Races August 5<sup>th</sup>, Flanders Park (Rotary Club sponsored event)
- Escalante Days August 12, 2023, Flanders Park
- Dolores Harvest-Fest October 7<sup>th</sup>, 2023, Flanders Park

**Non-Special Events:**

- Farmers Market June-October, Flanders Park
- Community Yard sale & Flea Market, July 1<sup>st</sup>, 2023, Flanders Park, and Town

**10.3 Discussion:** Flood event and preparation

**11. BOARD/COMMISSIONS:**

**11.1 Parks/Playground Advisory Committee:**

**11.2 Planning and Zoning Committee:**

**11.3 Attainable Housing Task Force:**

**12. OUTSIDE ORGANIZATIONS:**

**12.1 Chamber of Commerce:** Susan Lisak (see item 10.2)

**12.2 Montezuma County Commissioner:** Jim Candelaria

**13. PUBLIC HEARINGS:** None at this time

**14. ACTION/APPROVAL ORDINANCES/RESOLUTIONS:**

**14.1 Discussion/Action Resolution R531 Series 2023:** Awarding contract to perform electrical, plumbing, HVAC, and roofing work related to the renovation of the Town Hall at 601 Central Avenue.

**14.2 Ordinance 564 Series 2023 First Reading** amending Title 8 Chapter 8.04 and Chapter 8.08 of the Dolores Municipal Code pertaining to nuisances.

**15. TRUSTEES REPORTS AND ACTIONS:**

**16. UPCOMING BOARD, COMMITTEE AND SPECIAL GROUP MEETING:**

**16.1 Parks/Playground Advisory,** May 11<sup>th</sup>, 2023.

**16.2 Planning & Zoning,** May 16<sup>th</sup>, 2023.

**16.3** Board/Workshop May 22<sup>nd</sup>, 2023.

**16.4** Historic Preservation Workforce Wednesday, June 7 1:30 p.m. to 3:00 p.m. at the Town Hall  
420 Central Ave. Dolores.

**17. ADJOURNMENT:**



## **AGENDA**

### **TOWN OF DOLORES COLORADO**

### **BOARD OF TRUSTEES MEETING**

**APRIL 10<sup>TH</sup>, 2023, 6:30 P.M.**

**THE MEETING WILL BE HELD AT TOWN HALL 420 CENTRAL AVENUE.**

**IF YOU WISH TO ATTEND VIRTUALLY, PLEASE VISIT THE TOWN WEBSITE UNDER GOVERNMENT TOWN BOARD MEETING FOR THE ZOOM LINK**

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#### **CALL TO ORDER**

#### **PLEDGE OF ALLEGIANCE**

#### **ROLL CALL:**

#### **AMEND THE AGENDA:**

**Omnibus Mutual Aid Agreement - Montezuma County and Town of Dolores.**

**Emergency Declaration**

#### **ACTION/APPROVAL OF THE AGENDA**

#### **IDENTIFICATION OF ACTUAL OR PERCEIVED CONFLICTS OF INTEREST.**

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**CONSENT AGENDA:** The Consent Agenda is intended to allow the Board by a single motion to approve matters that are considered routine or non-controversial. Here will be no separate discussion of these items unless a Board Member requests an item to be removed from the Consent Agenda and considered separately. Items removed from the Consent Agenda will be Considered under a specific Agenda item:

- Minutes from the Town Board meeting March 13<sup>th</sup>, 2023
- Minutes from the Town Board meeting March 27<sup>th</sup>, 2023

**REPORTS:** This is a time set aside for Staff reports, Committee reports, Chamber of Commerce, and County Commissioner.

- Discussion Weed Management Planning
- Manager Report

**Presentation** by the County Public Information Officer and the Sheriff regarding flood preparation.

**Action/Approval Resolution R529 Series 2023** Awarding the design contract to the American Ramp Company (ARC).

**Presentation** from the Chamber Director regarding 2023 festivals and events.

- Sheriff
- Attorney
- Building Official
- Treasurer
- Public Works
- County Commissioner
- Parks/Playground Advisory Committee
- Planning & Zoning Committee
- Housing Task Force

**ORDINANCE AND RESOLUTIONS:**

- **Action/Approval: Ordinance 562 Series 2023 first reading amending Title 12 of the Dolores Municipal Code to regulate the public use of the Towns escarpment properties.**

**ADMINISTRATIVE BUSINESS AND PRESENTATIONS:**

- Discussion: Building Officials Fire and Life Safety Inspection Process. Ref: mandatory US.

**FUTURE AGENDAS:**

**April 11- Planning commission meeting.**

**April 13- Parks Committee meeting.**

**April 24-Scheduled board meeting and workshop-I am suggesting we use the workshop to discuss and create a plan for the town manager's search.**

**ADJOURNMENT**

[illegible]

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- Minutes from the Town Board Meeting March 13<sup>th</sup>, 2023
- Minutes from the Town Board Meeting March 27<sup>th</sup>, 2023

*Trustee Holkestad moved to approve the consent agenda, seconded by Trust Wheeler. The motion was approved unanimously.*

**REPORTS:** This is a time set aside for Staff reports, Committee reports, Chamber of Commerce, and County Commissioner.

**Discussion of weed management planning:** Manager Charles discussed weed eradication and control. The County Extension office provided information on proper eradication, without spreading seeds. Problem areas will need to be identified. Trustee Youngquist mentioned conducting further research for weed eradication.

**Discussion:** Sheriff Steve Nowlin introduced Vicky Schaffer, County Public Information Officer and Jim Spratlin, County Emergency Manager. Sheriff Nowlin gave information on street flooding in Dolores. 2000 sandbags have been filled, by 73 Volunteers, with the bagging machine from the Salvation Army. Currently 14<sup>th</sup>, 15<sup>th</sup>, 17<sup>th</sup>, and 18<sup>th</sup>, street east of town are flooded. There are three major runoffs coming off of Granath Mesa. Approximately two feet of snowmelt is expected. Sandbags are being deployed to divert major problem areas as well as pumping. Due to culvert size and debris this tends dam up. Sheriff Nowlin appreciated the Town and volunteers in efforts of sand bagging. He reported that there is water diversion done by individuals that causes problems. Once this flooding is under control, attention will be turned towards the Dolores River. Vicky Schaffer County PIO announced information on flooding can be found through Nixle alert, county website and Facebook page, info boards are posted around town. The Ready, Set, Go Plan is in effect Ready meaning plan, where, and who. Get Set meaning secure your home, pets, livestock, and person belongings. Go meaning leave town in orderly manner. The Sheriff is concerned with private bridges up-river.

Attorney Jon Kelly added that a resolution of local flood disaster will be posted and delivered to the County. This gives the Town access to resources that otherwise could not be provided. Jim Spratlin EM added this will allow the town financial assistance for a disaster.

*Trustee Grigg moved to approve the Declaration of Local Flood Disaster Emergency, seconded by Trustee Holkestad. The motion was approved unanimously.*

Jon Kelly presents the Omnibus Natural Aid agreement for incurring expenses, volunteers, pump rentals, and material provided by the County. In case of emergencies this frees up funding from other municipalities and counties in the event of a declared emergency, if the County Attorney agrees with Mancos, Dolores, the Ute Mountain Ute Tribe to join Cortez and Montezuma County. Attorney Kelly will put together a resolution that gives a description of the agreement, for the town to adopt. The Board agreed to proceed.

**Resolution 529 Series 2023 awarding a design contract to the American Ramp Company.** A presentation from Dalton Vaughn of the American Ramp Company (ARC), and agreement to sign the agreement with ARC. Dalton Vaughn Project Development was on virtually to answer questions. He commented that ARC will implement design plans for a bike park, skate park, and children's bicycle playground. The design is around multi use purposes for all ages. It will typically take two months. He

provided a summary of services for this particular contract. The funding is secured by ONWARD! A Legacy Foundation/Lost Canyon Bike and Skate Park, ONWARD! Being the fiscal agent.

*Trustee Youngquist moved to approve Resolution R529 Series 2023, seconded by Trustee Wheeler. The motion was passed unanimously.*

**Presentation Dolores Chamber of Commerce** Director Susin Lisak addressed the Board on the Chambers upcoming events for 2023:

- Famers Market June-October 4:00 p.m. to 7:00 p.m.
- Food Truck Fridays
- Riverfest at JRP
- Dolores Arts and Crafts Bazar June 17<sup>th</sup> 8:00 a.m. to 4:00 p.m.
- Community Wide Yard Sale July 1<sup>st</sup>, 2023
- Summerfest/Car Show Flanders Park July 15<sup>th</sup>
- Chamber Banquet will be held October 23<sup>rd</sup>, 2023.

A discussion of parking and the issue of parking interfering with local businesses was addressed. How are businesses impacted when these events take place? The Board discussed different ways to find parking for visitors. Susin will talk to lot owners about parking.

**County Commissioner** Jim Candelaria updated the board with problems of runoff on county roads that affect the town. He also reported issues of flooding around the county and damage to the roads.

**Treasurer's Report:** Heather Robertson gave the financial reports for the Town. She briefly covered the sales tax report. She created a flood expense account and will be tracking flood mitigation expenses.

**Attorney Jon Kelly** reviewed SB=123 for housing. For Land use mandates to control standard for affordable housing. The State will create an overlay zoning law. Colorado Municipal League (CML) requested municipalities submit a letter of rejection of the proposed bill. Mayor Reeves has signed a letter of rejection. Attorney Kelly will monitor the progress of SB-123. Attorney Kelly talked about upgrading the nuisance ordinance as there are some problematic sections. Submitted for Board review was the proposed ordinance update. He plans to present an ordinance as a future agenda item.

**ORDINANCE 562 SERIES 2023 First Reading;** AMENDING Title 12 of the Dolores Municipal Code to regulate the public use of the Towns Escarpment Properties. The ordinance prohibits trespassers on the escarpment from the water tank to the edge of county road 30, where the towns limits end. This will allow the Sheriff to enforce trespassing.

*Trustee Holkestad moved to approve Ordinance 562 Series 2023 first reading, and set for second reading for April 24<sup>th</sup>, 2023, to be published, seconded by Trustee Wheeler. Motion was approved by roll call.*

**Building Official** David Doudy discussed the importance of life safety inspections in public spaces and businesses in the town. He reviewed the requirements, authorization, and policy of the building codes. The town's building department is authorized by the building codes both previous and current. In 2018 the Building Department established a policy to inspect premises for life, and safety inspections performed in the code. No ordinance was adopted, but the building codes authorize this action.



Where it is required: Building permits, life safety situations, fire suppression. When the Building Official has reasonable cause to believe there is a life-safety condition the premises are required to be inspected. This applies to:

- Public access facilities
- Private homes with due process

Compliance must be 100%. The benefit of inspections is to lower home-owners insurance rates, promote public safety, and enforcement.

**FUTURE AGENDAS.**

- Planning Commission meeting: May 9<sup>th</sup>, 2023
- Parks/Playground Advisory meeting May 11<sup>th</sup>, 2023
- Board Meeting May 15<sup>th</sup>, 2023

**ADJOURNMENT:** Mayor Reeves adjourned the meeting at 9:03 p.m.

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Mayor Leigh Reeves

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Clerk Tammy Neely



## **AGENDA**

### **TOWN OF DOLORES COLORADO**

#### **BOARD OF TRUSTEES MEETING/WORKSHOP**

**APRIL 24TH 2023, WORKSHOP 5:30-6:30 P.M./MEETING 6:30 P.M.**

**THE MEETING WILL BE HELD AT TOWN HALL 420 CENTRAL AVENUE.**

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#### **WORKSHOP 5:30 TO 6:30 P.M.**

**Succession planning:** Town Manager selection process

#### **BOARD MEETING 6:20 P.M.**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:**

**ACTION/APPROVAL OF THE AGENDA**

**IDENTIFICATION OF ACTUAL OR PERCEIVED CONFLICTS OF INTEREST.**

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#### **CONSENT AGENDA:**

**Special event Permit:** Greater Dolores Action for an event to be held June 3<sup>rd</sup>, 2023, at JRP, from 10:00 a.m. to 10:30 p.m.

#### **STAFF REPORTS:**

**Jessica Thurman** Community Economic Development Director Montezuma County ECODEVO

**Manager:** Ken Charles

**Attorney:** Jon Kelly

**PUBLIC HEARING AND ACTION:** Ordinance 562 Series 2023 2<sup>nd</sup> and final reading amending Title 12 of the Dolores Municipal Code to regulate the public use of the Town's Escarpment Properties.

**ORDINANCE AND RESOLUTIONS:**

- **Resolution R530 Series 2023:** Opposing to Statewide Land Use and Zoning preemptions in Senate Bill 23-213

**ADMINISTRATIVE BUSINESS AND PRESENTATIONS:**

- Presentation with Building Official: follow-up on life and safety inspections.
- Discussion of nuisance ordinance
- Flood Update: 2023 after the melt off

**FUTURE AGENDAS:**

**P&Z meeting;** May 2<sup>nd</sup>, 2023

**Parks meeting;** May 11<sup>th</sup>, 2023

**Board meetings;** May 8<sup>th</sup>, 2023, and May 22<sup>nd</sup> meeting/workshop

**ADJOURNMENT**



## MINUTES

### TOWN OF DOLORES COLORADO

#### BOARD OF TRUSTEES MEETING/WORKSHOP

APRIL 24TH 2023, WORKSHOP 5:30-6:30 P.M./MEETING 6:30 P.M.

THE MEETING WILL BE HELD AT TOWN HALL 420 CENTRAL AVENUE.

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#### WORKSHOP 5:30 TO 6:30 P.M.

**Succession planning:** Town Manager selection process. Manager Ken Charles laid out a plan for the selection of a new Town Manager. He hopes there will be a 90-day process from May 15<sup>th</sup> to August 15<sup>th</sup>. The review process will take approximately 30 days, with 2 separate reviews. Attorney Jon Kelly will begin the negotiation process. The Board discussed the compensation and training with Manager Charles.

Manager Charles gave his report at this time which consisted of:

- The SGM project
- Sirens
- 601 Central (New Town Hall)
- Fishing is Fun

#### BOARD MEETING 6:30 P.M.

**CALL TO ORDER:** Mayor Reeves called the meeting to order at 6:33 p.m.

#### PLEDGE OF ALLEGIANCE

**ROLL CALL: Board Members present:** Mayor Leigh Reeves, Trustees Duvall "Val" Truelsen, Andy Lewis, Kalin Grigg, Chris Holkestad, Mark Youngquist, and Sheila Wheeler.

Staff Present: Manager Ken Charles, Clerk Tammy Neely, Treasurer Heather Robertson, Building Official David Doudy, and Attorney Jon Kelly.

**ACTION/APPROVAL OF THE AGENDA:** *Mayor Reeves moved to approve the agenda amending to add Colorado Outdoor regional partnerships to administrative business, seconded by Trustee Grigg. The motion was approved unanimously.*

**IDENTIFICATION OF ACTUAL OR PERCEIVED CONFLICTS OF INTEREST.** No conflicts were identified.

**CITIZENS TO ADDRESS THE BOARD:** This is an opportunity for Citizens to address the Board at this time or during a Public Hearing. Each Person will have 5 minutes. The Town Board encourages public comment by the following sources: Live at the Town Hall, virtually via ZOOM (see the Town Website for the link), or by submitting your comments, via email, to the Town Clerk at [tammy@townofdolores.com](mailto:tammy@townofdolores.com) any time before the dated Board meeting. No comment from the public virtually or in person.

**CONSENT AGENDA:**

**Special event Permit:** Greater Dolores Action for an event to be held June 3<sup>rd</sup>, 2023, at JRP, from 10:00 a.m. to 10:30 p.m.

*Trustee Lewis moved to approve the consent agenda, seconded by Trustee Holkestad. Motion passed unanimously.*

**STAFF REPORTS:**

**Jessica Thurman** Community Economic Development Director Montezuma County ECODEVO addressed the Board about the Montezuma County Collective. There are three strategies the Collective is approaching as far as development and problem solving.:

- #1 MCC will create an environment for collaboration among partner organizations and community members.
- #2 MCC will prepare community leaders to solve local problems.
- #3 MCC will equip members to sustain community development work.

Strategies will be working towards housing, transportation, agriculture, business, and community health just to name a few. The goal will be to develop a strong Montezuma Leadership Network. She encouraged taking an active role.

**Manager:** Ken Charles updated the Board on the Forest Service mitigation in the Salter Y area. They have contracts to start cutting and activity will be picking up. Trustee Youngquist questioned which areas are currently being worked on, which was House Creek and the Lower Carlisle area.

**Attorney:** Jon Kelly updated the Board on the psychedelic law that was passed last fall. The State will not be having any rules in place for facilitators until the year 2024. This will give the Town time to prepare for rules and ordinances if needed.

**PUBLIC HEARING AND ACTION:** Ordinance 562 Series 2023 2<sup>nd</sup> and final reading amending Title 12 of the Dolores Municipal Code to regulate the public use of the Town's Escarpment Properties. Mayor Reeves opened the public hearing for Ordinance 562 series 2023. Attorney Kelly introduced the Ordinance. Sheriff Nowlin strongly supports the Ordinance for safety and criminal reasons. Mayor Reeves closed the hearing. Mayor Reeves requested action from the Board. Trustee Truelsen moved to approve Ordinance 562 Series 2023 second and Final reading, seconded by Trustee Lewis. The motion was approved unanimously.

**ORDINANCE AND RESOLUTIONS:**

- **Resolution R530 Series 2023:** Opposing to Statewide Land Use and Zoning preemptions in Senate Bill 23-213

## **ADMINISTRATIVE BUSINESS AND PRESENTATIONS:**

**Trustee Kalin Grigg** discussed with the Board the Colorado Partnership Wildlife Initiative (CORPI). Governor Polis, the Colorado Parks, and Wildlife, and GoCo, developed the plan to encourage the building of coalitions in local parts of the State. Montezuma and Dolores Counties do not have a coalition. Trustee Grigg explained that there is a need for a GoCo grant in the amount of \$150,000.00 to build and manage a coalition for this area. Recreation is overwhelming, the land and wildlife creating a need. The application must be submitted before May 28<sup>th</sup>, 2023. Trustee Grigg requested the Board's approval. *Trustee Truelsen moved to approve a grant in which he withdrew his motion. Mayor Reeves moved to approve applying for a grant for CORPI, seconded by Trustee Youngquist. The motion was approved unanimously.*

**Fire and Safety:** Building Official David Doudy presents part II of his findings of building code violations. In this segment he shows cased pictures of true safety hazards with buildings in the town. Explaining that these hazards were prevented by building inspections, this also keeps insurance rates down. The reason for the presentation is to make Trustees aware of building codes.

**Discussion of nuisance ordinance:** Attorney Jon Kelly reviewed the current nuisance code. He identified problems in the code, and recommended changes. He presented the code with proposed changes. Some of the nuisances defined in the current code are not clear and outdated, this makes it difficult to law enforcement to maintain control. Attorney Kelly will bring an Ordinance to the Board.

**Flood Update:** Manager Charles updated the Board on the current flood situation. Several streets in Dolores were flooded with the runoff. Several buildings and houses were flooded even though sandbags were distributed. The problem areas were 20<sup>th</sup>, and 21<sup>st</sup> streets. Another street that was affected was from 14<sup>th</sup> and up. Some of the land was in the county. In the recovery phase it is a good time to look at drainage areas. Parts of the drainage involved in the highway, the CDOT culverts, were found to be inadequate. Sandbags were placed to protect excessive water from further damage. The Board declared an emergency situation. A list of damages will be sent to Commissioner Candelaria to get funding for damages. Trustee Wheeler questioned the safety of the bridges and the amount of pressure they can take. The actual runoff has not begun.

## **FUTURE AGENDAS:**

**P&Z meeting;** May 2<sup>nd</sup>, 2023

**Parks meeting:** May 11<sup>th</sup>, 2023

**Board meetings:** May 8<sup>th</sup>, 2023, and May 22<sup>nd</sup> meeting/workshop

**ADJOURNMENT:** Mayor Reeves adjourned the meeting at 8:43 p.m.

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Mayor Leigh Reeves

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Clerk Tammy Neely



## Manager's Update

### Dolores Colorado

To: MAYOR AND TRUSTEES  
From: Ken Charles, Dolores Town Manager  
Dt: May 8, 2023  
RE: Meeting Information Update

#### **Monday/s Town Board Meeting**

On the agenda for our regular meeting Monday May 8, 2023:

1. Trustees will discuss and act on the first reading of an Ordinance amending Title 8.04 and Chapter 8.08 of the Dolores Municipal Code Pertaining to Nuisances.
2. Trustees will discuss the 2023 Festival event calendar with Chamber Director Susan Lisak. Rather than apply for park use permits and unique use permits individually, we have requested that all permits be requested to review the entire season's schedule. The sheriff will be discussing the meetings we have had with the chamber director for law enforcement issues.
3. Staff will present our recommendations for contracts for renovations to the 601 Central new town hall facility. These will be for a new HVAC system, electrical upgrades, a new membrane roof and plumbing upgrades. We continue to work with internet providers to design a solution for internet connectivity.
4. We will discuss updates to the manager search posting and schedule.
5. There will be a discussion regarding flood preparedness.

#### **General Updates**

1. The American Ramp Company is scheduling the week of June 5 for the on-site kick-off meetings with stakeholders.
2. On May 28, the town will present our application to CPW for the CO Outdoor Recreation Partnership grant funds.
3. I will be attending a Brownfields training hosted by Region 9 on May 10 preceded by a site visit by the trainers to discuss the town hall demolition project.
4. I will be attending a housing workshop on affordable housing on May 11 in Cortez.



5. The Parks committee has been researching funding for building elements of the Joe Rowell Park Master Plan. The decision by GOCO was disappointing, but it also resulted in people thinking of other methods to raise funds including other grants, but the subject of the town proposing to voters a one percent sales tax to fund improvements outright and use to leverage grant funds. A one percent increase would raise approximately \$225,000/year.

A municipality can craft sales tax ballot language with conditions or without. For example, the town could propose a sales tax increase that would be used exclusively for capital expenses or for park improvements only. Conversely, the town's previous sales tax questions had no conditions, meaning the funds went into the general fund and could be used for capital, for operations etc.

The town has needs for other purposes not just parks. To name a few, we just experienced flooding that revealed many weaknesses that will require capital to address. The town must also replace equipment, much of it expensive. The town also needs funds for street improvements. These are just a few. If the town considers a sales tax ballot question that it be written either for capital improvements or for any use and not limited to one purpose. Things change over time and the flexibility to move funds from one purpose to another is valuable.

## **PROJECTS AND GRANTS**

Fishing is Fun-The Army Corp of Engineers replied regarding what type and what level of details they will expect the town to provide to obtain the necessary permit to work in the river. This will result in costs the town did not plan on. I am getting estimates for this task from Ecosphere and from a hydrologist.

Water Treatment Plant Generator-the town will issue the RFP for the generator May 10 with proposals due June 5.

Early Warning Sirens-the town entered into an agreement with Sentry Sirens. The anticipated delivery date is mid-May. Installation has not yet been scheduled.

Phase II Water-Catherine Carella of SGM is making progress on the Project Needs Assessment required by CDPHE to proceed with financing the \$4.3 M project. Catherine is scheduled for the May 22 board meeting at which time we will review the Project Needs Assessment.

Workforce Housing-The town will be scheduling a meeting with Rural Homes (RH) and the Dolores Housing Task Force later in May. Subjects include an update on the progress and results of RHs consultants' work on the 19<sup>th</sup> street sites. This includes a soils geotechnical report, a land survey, and environmental soils review. RHs will also provide a detailed next steps report. Residents surrounding the 19<sup>th</sup> street properties will be invited.





Town Hall Demolition-As the improvements to 601 Central moves forward, it allows for a clearer picture of when the town would complete the move and when the current town hall could proceed to demolition. I have been collaborating with a consultant who provides services as an owner's representative on demolition, especially when it includes an environmental issue such as asbestos. Engaging with an experienced owner's rep is the method we should consider as there are nuances that we do not have the expertise for. I will be bringing additional information in June of you to consider.

### **Upcoming Events**

May 1-Parks meeting

May 16-Planning commission meeting

May 22-Scheduled board meeting and workshop-We are inviting the Chamber board of directors to have a joint meeting for the workshop this month

June 3-Riverfest

June 7-Historic Preservation Workshop 1:30-3:00 town hall

**Town of Dolores, CO**  
**Town Manager**

Hiring Range: \$80,000\$100,000 (DOQ)  
Plus Benefits

Seeking an experienced management professional  
To provide positive leadership and  
Sound direction to the Town.

Applications are to be submitted to:

Deadline: June 19, 2023

Logo

## The Town and Surrounding Area

The town of Dolores (pop. 895) is ...

## The Opportunity

### The Position

The Town Manager is a full-time, exempt, benefit -eligible and salaried position. The Manager oversees the day-to-day municipal operations and functions as the Chief Operating/Chief Administrative Officer. The Manger will work with the Mayor, Board of Trustees, Town Clerk and Town Staff, to carry out the day-to-day functions of the Town and implement the plans and projects set forth by the Trustees. The Manager reports to the Trustees and is responsible for the proper administration of the Town's business affairs.

## Town Manager Responsibilities

Provide professional administration, guidance, management and supervision/oversight of municipal departments and staff (excluding the Town Attorney and the Municipal Judge).

Provide leadership and administrative advice to the Trustees. Attend Trustee meetings and participate in discussions in an advisory capacity.

Be an effective leader who assists the staff in maintaining the effective and quality customer service practices that are currently in place. Generate, evaluate and implement new ideas, as appropriate, to ensure continued success utilizing the ever-evolving customer service practices and applications. Ensure that the Town employees extend quality service to all citizens, customers and stakeholders.

Attend meetings with federal, state and other local officials as directed by the Trustees.

Unless otherwise assigned, serve as the Land Use Planner. As such, the Town Manager is the primary staff for the Planning and Zoning Commission.

Develop an annual budget in conjunction with the Town Treasurer and in compliance with Colorado budget laws. Prepare and present the annual report of finances and administrative activities to the Trustees. Is responsible for ensuring that all town contracts and franchises are properly adhered to and enforced.

Manage, direct and develop a system for long-range planning. Prioritize projects and programs. Develop and implement comprehensive plans for the care and maintenance of the streets, parks and town facilities.

Serve as the Town's principle public relations, public information, and inter-governmental affairs officer.

Responsible for pursuing grant opportunities for the community

The Ideal Candidate ...

## Qualifications

A Bachelor's Degree in business administration, public administration, political science, community development, or a closely related field. A Master's degree in a related field of study is preferred.

A minimum of three (3) years of experience demonstrating progressive responsibilities in business and/or government, with a minimum of three (3) years of working in local government administration, finance, planning or a similar area; or any equivalent combination of education and experience.

Any equivalent combination of education and experience which provides the applicant with the knowledge, skills, and abilities required to perform the job may be considered.

Experience must be sufficient to thoroughly understand the diverse objectives and functions of the various administrative and operational departments of a municipality to plan, organize, staff, implement, direct, coordinate, budget, evaluate work, and report on results for the Town as a whole entity.

Must possess or be able to obtain a valid state driver's license prior to employment.

## Opportunities & Challenges Facing the New Manager

This is an opportunity for a professional to build on an established town manager form of government in this community.

The new Manager has the opportunity to

- Build on an established important leadership position under this structure;
- Facilitate project management activities to implement in process public works project (affordable housing, park improvements, a large water system project, complete the relocation of town hall, oversee the demolition and brownfields project of the present town hall, drainage improvements, finish the Fishing is Fund grant, etc.).
- Facilitate the development of a new Comprehensive Plan, a Watershed Protection Plan, etc.
- Support the vision of continuing a high level of customer service;
- Ensure community engagement;
- Provide supportive and strong leadership to a dedicated team, with a focus on continued staff development and succession planning;
- Continue to ensure public confidence in the integrity of Dolores.

## Compensation and Benefits

**Hiring Range:** \$80,000 - \$100,000- (depending on qualifications)

### **Summary of Benefits:**

- **Health Insurance-** The Town pays 100% of employee and family premium. (CEBT UMR PP04 Plan). An additional benefit is an HRA to cover the cost of the deductible.
- **Life Insurance-** \$20,000.00 term life insurance policy.
- **Dental and Vision Coverage-** 100% paid for employee/family premium.
- **Retirement Plans-** The Town offers a simple IRA plan under section 408(p), matching 4% of contributions only. The plan will start after 6 months of employment.
- **Vacation Leave:** Paid annual leave will start after 6 months of service, full-time will accrue one-half of leave hours.
- **Sick Leave:** The Town pays 4 hours of sick leave per pay period, bi-weekly.
- **Paid Holidays:** 13 Holidays per year paid.



To Apply

Questions

TREASURER'S REPORT  
TOWN OF DOLORES  
May 2, 2023

|                              |                       |
|------------------------------|-----------------------|
| Petty Cash                   | \$300.00              |
| Hi-Fi Savings Account        | \$629,500.85          |
| Checking Account             | \$122,897.94          |
| Conservation Trust Fund      | \$13,680.95           |
| ColoTrust                    | \$1,090,962.73        |
| Bonds                        | \$571,173.63          |
| Business Account (AFLAC)     | \$6,677.89            |
| Playground Account/Donations | \$3,192.33            |
| <b>TOTAL</b>                 | <b>\$2,438,386.32</b> |

# IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Town of Dolores

## Failure to Test Backflow Prevention Devices

Este informe contiene información muy importante sobre su agua potable. Tradúzcalo o hable con alguien que lo entienda bien.

Our water system recently violated a drinking water requirement. Although this situation is not an emergency, as our customers you have a right to know what happened, what you should do, and what we are doing to correct this situation.

The state drinking water program requires that all public drinking water systems test a percentage of the backflow prevention devices annually. We received a violation because our water system did not test the required percentage of the known backflow prevention devices within our water system. Our customers with the devices are responsible, according to local ordinance, for obtaining the inspections and tests and are required to deliver the test results to the town for tracking purposes.

### What does this mean? What should I do?

- **You do not need to boil your water or take other actions. However, if you have specific health concerns, consult your doctor.**
- Uncontrolled cross connections can lead to a back pressure or siphonage event that may allow contaminants or disease-causing organisms to enter the drinking water, which can cause diarrhea, nausea, cramps, and associated headaches.
- If you have an infant, severely compromised immune system, are pregnant, or are elderly, you may be at increased risk and should seek advice from your doctor about drinking this water. General guidelines on ways to lessen the risk of infection by bacteria and other disease-causing organisms are available from EPA's Safe Drinking Water Hotline at 1-800-426-4791.

### What is being done?

- Notices will be mailed out to all known customers who are required to submit reports to the town. The town will give the owners of the devices 45 days to submit inspection and test results to the town hall.

We anticipate resolving the problem by **July 30 2023**. For more information, please contact **Kenneth Charles at [manager@townofdolores.com](mailto:manager@townofdolores.com) or 970-882-7720 ext 4, or P O Box 630 Dolores, CO. 81323.**

*\*Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail. \**

This notice is being sent to you by: Town of Dolores - CO 0142400

Date distributed: **May 22, 2023**

**YELLOW AREAS CAN BE EDITED .**



**ORDINANCE NO. 528**

**SERIES 2016**

**AN ORDINANCE REQUIRING CROSS CONNECTIONS AND BACKFLOW PREVENTIONS**

WHEREAS, it is necessary for the Town of Dolores to control cross connections within the Town's water system as a matter of State Law and rules and regulations; and,

WHEREAS, this is a matter of immediate concern for the health, safety and welfare of the Town's citizen's and is adapted on an emergency basis.

NOW THEREFORE, be it ordained by the Town Board of Trustees of the Town of Dolores, Colorado the following ordinance at 1<sup>st</sup> reading with a public hearing at that time.

**ARTICLE 13.09.010 Cross-Connection Control**

Sec. 13-09-010. General policy.

Sec. 13-09-020. Public education.

Sec. 13-09-030. Purpose.

Sec. 13-09-040. Application.

Sec. 13-09-050. Interpretation

Sec. 13-09-060. Definitions.

Sec. 13-09-070. Cross-connections prohibited.

Sec. 13-09-080. Survey, investigations and right of entry.

Sec. 13-09-090. Type of protection required.

Sec. 13-09-100. Where protection required.

Sec. 13-09-110. Backflow prevention assemblies.

Sec. 13-09-120. Facilities representing cross-connection hazards.

Sec. 13-09-130. Installation.

Sec. 13-09-140. Inspection and maintenance.

## MAINTENANCE DAILY REPORT APRIL 2023

- 1-2 Plants. Randy
- 3 Plants. Finished the monthly turbidity report. Marked utility locates. Checked the water dock. Cleaned storm drains. Hauled gravel.
- 4 Plants. Pulled the monthly wastewater plant samples the bacti water samples and the weekly chlorine samples. Cleaned drains on Hillside and 17<sup>th</sup> street. Finished the DMRs. Worked on the new town hall.
- 5 Plants. Removed squares in the concrete floor and dug holes for piers at the new town hall. Put gravel berms on N 18<sup>th</sup> street for drainage control. Installed the rebar for the piers. Attended a weed control meeting.
- 6 Plants. Picked up trash. Worked on gopher control.
- 7-9 Plants. Landon, RJ flood control.
- 10-11 Plants. Flood control.
- 12 Plants. Checks drainage berms along Hillside. Fueled the emergency water pumps. Moved sandbags on pallets. Installed emergency eye wash station at the wastewater plant. Repaired communication system from water plant to water tank.
- 13 Plants. Refueled the emergency pumps and the tractor. Filled up the pump trench on 14<sup>th</sup> street. Hauled sand to the sand bagging station. Set up road closed signs on 15<sup>th</sup>, 16<sup>th</sup> 17<sup>th</sup> and Hillside at 18<sup>th</sup>. Dragged the gopher mounds in JRP.
- 14-16 Plants. RJ checks flood zones.
- 17 Plants. Opened the JRP restrooms. Swept the sidewalks and street on Railroad Ave. painted over graffiti on 4<sup>th</sup> street bridge. Used 1500 gallons of water.
- 18 Plants. Patched asphalt potholes. Swept streets. Cleaned up at the new town hall. Bladed streets. Used 2500gallons of water.
- 19 Plants. Pulled the weekly chlorine samples. Swept streets Used 4500 gallons of water. Serviced the ford pickup. Cleaned the shop. Opened Hillside Ave from 16<sup>th</sup> to 18<sup>th</sup> streets. Opened 14<sup>th</sup> street. Service the meters at the water tank.
- 20 Plants. Swept streets. Used 3200 gallons of water. Picked up trash and cleaned the restrooms. Put out gopher bait. Dragged the baseball fields. Filled potholes and bladed streets. Marked utility locates.
- 21-23 Plants. Randy

- 24 Plants. Picked up trash and cleaned the restrooms. Repaired Riverside Park restrooms. Swept streets. Used 1600 gallons of water. Put out gopher bait. Opened 15<sup>th</sup> and Hillside and N 15<sup>th</sup>. Cleared sandbags off N 14<sup>th</sup>. Lubed the backhoe and loader. Attended the board meeting.
- 25 Plants. Swept streets. Used 3200 gallons of water. Read meters. Bladed streets.
- 26 Plants. Swept streets. Used 10000 gallons of water. Cleaned the sweeper truck. Put out gopher bait. Check dog pot bags. Bladed streets. Poured concrete piers at the new town hall.
- 27 Plants. Picked up trash and cleaned the restrooms. Cleaned up Triangle Park. Serviced the mowers. Checked the meter at the preschool. Serviced the online meters at the water tank.
- 28-30 Plants. Landon

**Town board May 8, 2023**

**Building Official/Building Inspector report**

**Current projects:**

1. #1088 – Roofing inspection
2. #1088 – Structural steel installation inspection
3. #1090 – Roofing inspection
4. #1091 – Roofing inspection.

**New permits: Five permits for a total of \$1,250.00**

1. #1090 – 104 N 15<sup>th</sup> Street - Roofing
2. #1091 – 200 N 19<sup>th</sup> Street - Roofing
3. #1092 – 100 N 19<sup>th</sup> Street - Zircon
4. #1093 – 620 Railroad - Roofing
5. #1094 – 310 River side - windows

**Consultations - Phone and in person**

56 Phone and in-person

**Construction Inspections**

12 construction inspections of permits issued.

**Future projects on the horizon:**

None currently

**Business Inspections**

2 – Food Trailer inspections

**STR Inspections**

No inspections during this period

**Internet Technology**

No report for February

### **SPECIAL PROJECTS**

1. New Town Hall
  - a. We had seven contractors attend the mandatory walk-through.
  - b. Bids due at Town Hall on May 3, 2023, at 3:00 pm.
  - c. Bids will be awarded tonight.
  - d. Bids executed on May 10, 2023.
2. Structural support columns have been installed.
3. Working with Ting for a new fiber connection.

### **STR's**

No additional report on STR's.

### **Compliance issues**

Will be working on compliance issues regarding a Zircon on Railroad Avenue

### **Other items**

None at this time



## Billing Period Report

For 1 4/1/2023 - 4/30/2023

Include Write Off Accounts: True

| Account<br>Active Hold | Location<br>Hold End | Transaction Type | Amount*   | Transaction Date | EID | Last Reading | New Reading | Usage |
|------------------------|----------------------|------------------|-----------|------------------|-----|--------------|-------------|-------|
| <b>SEWER</b>           |                      |                  |           |                  |     |              |             |       |
|                        |                      |                  | 1,800     |                  |     |              |             |       |
|                        | Commercial           |                  | 817,100   |                  |     |              |             |       |
|                        | MultiFamily          |                  | 500       |                  |     |              |             |       |
|                        | Other                |                  | 0         |                  |     |              |             |       |
|                        | PublicGovt           |                  | 2,100     |                  |     |              |             |       |
|                        | Residential          |                  | 1,482,800 |                  |     |              |             |       |
|                        |                      |                  | 2,304,300 |                  |     |              |             |       |
| <b>WATER</b>           |                      |                  |           |                  |     |              |             |       |
|                        |                      |                  | 1,800     |                  |     |              |             |       |
|                        | Commercial           |                  | 857,100   |                  |     |              |             |       |
|                        | MultiFamily          |                  | 500       |                  |     |              |             |       |
|                        | Other                |                  | 0         |                  |     |              |             |       |
|                        | PublicGovt           |                  | 143,200   |                  |     |              |             |       |
|                        | Residential          |                  | 1,582,400 |                  |     |              |             |       |
|                        |                      |                  | 2,585,000 |                  |     |              |             |       |
| Total Usage            |                      |                  | 4,889,300 |                  |     |              |             |       |

## Negative Usage

No customers were billed for negative usage in this period.

## Other Receipts

| Description           | Amount       |
|-----------------------|--------------|
| BUILDING PERMIT       | \$995.00     |
| BUSINESS LICENSE      | \$75.00      |
| COMNET FRANCHISE      | \$754.26     |
| COURT FINES           | \$605.00     |
| DOG LICENSE           | \$120.00     |
| EMPIRE FRANCHISE      | \$4,548.74   |
| LIQUOR LICENSE        | \$100.00     |
| MARIJUANA LICENSE     | \$5,439.00   |
| MISC-GENERAL          | \$16,626.53  |
| PARKS AND REC REVENUE | \$435.00     |
| PROP TAX-OWNERSHIP    | \$1,375.03   |
| PROPERTY TAX          | \$8,738.97   |
| R&B TAX               | \$1,143.06   |
| WATER DOCK            | \$1,156.00   |
|                       | \$42,111.59  |
| Payment Type          | Amount       |
| Cash                  | \$-1,583.50  |
| Check                 | \$-40,528.09 |
|                       | \$-42,111.59 |

\* Indicates non-finalized charge

## Billing Period Report

For 1 4/1/2023 - 4/30/2023

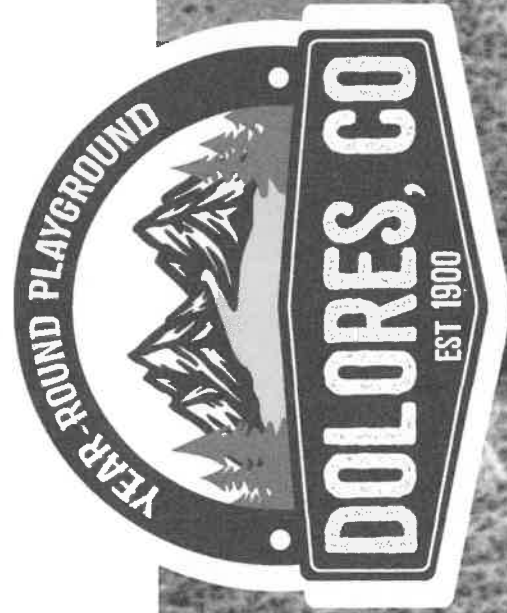
Include Write Off Accounts: True

| Account<br>Active Hold | Location<br>Hold End | Transaction Type | Amount*     | Transaction Date | EID | Last Reading | New Reading | Usage |
|------------------------|----------------------|------------------|-------------|------------------|-----|--------------|-------------|-------|
| Billing Period Totals  |                      |                  |             |                  |     |              |             |       |
| Balance Forward        |                      |                  | 38,118.86   | 566              |     |              |             |       |
| Payments & Credits     |                      |                  |             |                  |     |              |             |       |
| Balance Transfer       |                      |                  | -139.62     | 2                |     |              |             |       |
| Payment Cash           |                      |                  | -3,634.96   | 31               |     |              |             |       |
| Payment Check          |                      |                  | -38,217.02  | 399              |     |              |             |       |
| Payment Credit Card    |                      |                  | -3,306.13   | 30               |     |              |             |       |
| Payment E-Check        |                      |                  | -595.67     | 7                |     |              |             |       |
| SEWER ADJUSTMENT       |                      |                  | -396.30     | 3                |     |              |             |       |
| WATER ADJUSTMENT       |                      |                  | -384.55     | 3                |     |              |             |       |
| Payments & Credits     |                      |                  | -46,674.25  | 475              |     |              |             |       |
| SEWER                  |                      |                  |             |                  |     |              |             |       |
| SEWER                  |                      |                  | 18,868.69   | 488              |     |              |             |       |
| SEWER Balance Transfer |                      |                  | 72.64       | 3                |     |              |             |       |
| SEWER                  |                      |                  | 18,941.33   | 491              |     |              |             |       |
| WATER                  |                      |                  |             |                  |     |              |             |       |
| LATE CHARGE            |                      |                  | 412.58      | 58               |     |              |             |       |
| WATER                  |                      |                  | 24,812.24   | 556              |     |              |             |       |
| WATER Balance Transfer |                      |                  | 66.98       | 3                |     |              |             |       |
| WATER                  |                      |                  | 25,291.80   | 617              |     |              |             |       |
| Ending Balance         |                      |                  | \$35,677.74 | 2,149            |     |              |             |       |

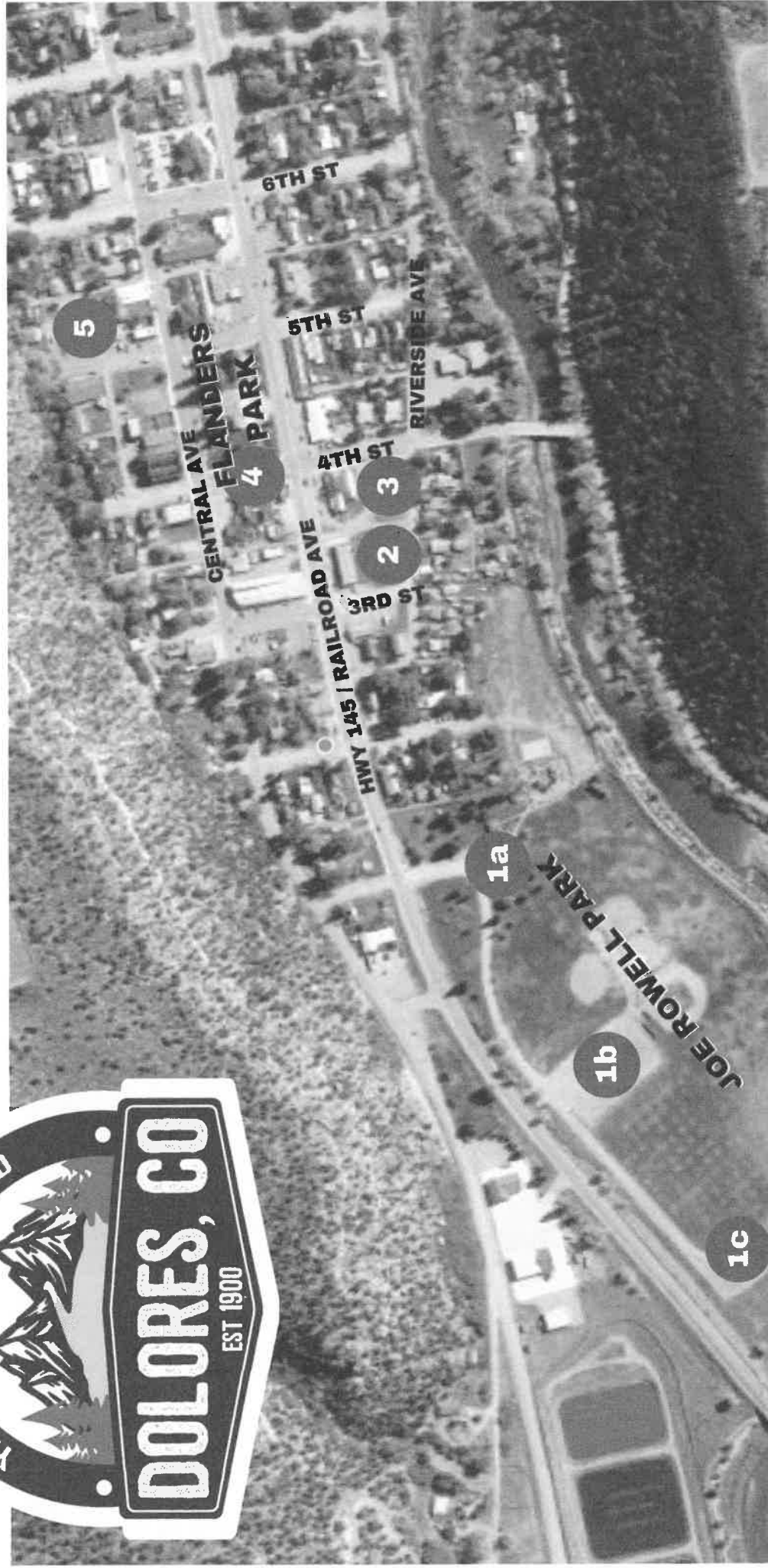
## Rate Code Totals

| Rate Code                           | Amount      | Usage   | Count |
|-------------------------------------|-------------|---------|-------|
| <b>SEWER</b>                        |             |         |       |
| CS1 COMM IN TOWN                    | \$2,376.82  | 243,100 | 61    |
| S01 RESIDENT IN TOWN                | \$11,932.80 | 992,100 | 330   |
| S02 RESIDENT OUT OF TOWN            | \$739.31    | 318,600 | 13    |
| S03 RESIDENT IN TOWN 1K             | \$289.28    | 36,000  | 8     |
| S1K COMMSEWER1KMETER                | \$2,282.96  | 625,000 | 30    |
| S90 SENIOR LI DISCOUNT              | \$1,247.52  | 89,500  | 46    |
| <b>WATER</b>                        |             |         |       |
| C05 COMM.TAP IN TOWN                | \$66.68     | 0       | 2     |
| CW1 COMM IN TOWN                    | \$2,505.72  | 203,800 | 63    |
| CW3 CM1K IN TOWN                    | \$1,528.50  | 234,000 | 25    |
| MF1 100 GAL MULTI FAMILY INTOWN     | \$700.30    | 69,400  | 20    |
| MF2 1K MULTI FAMILY INTOWN          | \$2,021.74  | 415,000 | 11    |
| MF3 1K OUT OF TOWN MULTI FAMILY     | \$401.18    | 61,000  | 2     |
| MF4 100 GAL MULTI FAMILY OUT OF TOV | \$519.19    | 22,900  | 10    |
| R01 RESIDENT IN TOWN                | \$11,777.64 | 964,600 | 316   |
| R02 RES. TOWN TAP                   | \$266.72    | 0       | 8     |
| R03 RESIDENT OUT TOWN               | \$3,688.21  | 369,000 | 34    |
| RK1 RESIDENT 1K METER               | \$136.36    | 12,500  | 4     |
| TW1 TOWN WATER                      | \$0.00      | 23,100  | 11    |
| TW2 TOWN WATER 1 K                  | \$0.00      | 0       | 2     |
| W90 SENIOR LI DISCOUNT              | \$1,164.86  | 91,100  | 46    |
| W95OUT                              | \$35.14     | 600     | 1     |
| WD WATER DOCK 1K                    | \$0.00      | 118,000 | 1     |

## Usage Totals



# FESTIVAL PARKING



## PUBLIC PARKING AREAS FOR FESTIVALS

There is also parallel parking all along Railroad and Central Avenue that is free public parking

**AREA 1 -** Parking lots at Joe Rowell Park

**AREA 2 -** Lot at 3rd Street & Riverside Ave

**AREA 3 -** Lot at 4th Street & Riverside Ave

**AREA 4 -** Spaces around Flanders Park

**AREA 5 -** Lot at 5th Street behind Central Ave

OFFICE OF THE SECRETARY OF STATE  
OF THE STATE OF COLORADO

**CERTIFICATE OF FACT OF GOOD STANDING**

I, Jena Griswold, as the Secretary of State of the State of Colorado, hereby certify that, according to the records of this office,

Dolores Chamber of Commerce

is a

Nonprofit Corporation

formed or registered on 07/02/1986 under the law of Colorado, has complied with all applicable requirements of this office, and is in good standing with this office. This entity has been assigned entity identification number 19871679667 .

This certificate reflects facts established or disclosed by documents delivered to this office on paper through 05/01/2023 that have been posted, and by documents delivered to this office electronically through 05/02/2023 @ 09:37:31 .

I have affixed hereto the Great Seal of the State of Colorado and duly generated, executed, and issued this official certificate at Denver, Colorado on 05/02/2023 @ 09:37:31 in accordance with applicable law. This certificate is assigned Confirmation Number 14927090 .



*Jena Griswold*

Secretary of State of the State of Colorado

\*\*\*\*\*End of Certificate\*\*\*\*\*

*Notice: A certificate issued electronically from the Colorado Secretary of State's website is fully and immediately valid and effective. However, as an option, the issuance and validity of a certificate obtained electronically may be established by visiting the Validate a Certificate page of the Secretary of State's website, <https://www.coloradosos.gov/biz/CertificateSearchCriteria.do> entering the certificate's confirmation number displayed on the certificate, and following the instructions displayed. Confirming the issuance of a certificate is merely optional and is not necessary to the valid and effective issuance of a certificate. For more information, visit our website, <https://www.coloradosos.gov> click "Businesses, trademarks, trade names" and select "Frequently Asked Questions."*




# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

04/06/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

|   |  |  |                        |
|---|--|--|------------------------|
| <b>PRODUCER</b><br><b>State Farm</b><br><br>KATRINA WEISS STATE FARM<br>15 N CHESTNUT<br>CORTEZ CO 81321 |  | <b>CONTACT NAME:</b> KATRINA WEISS<br><b>PHONE (A/C, No. Ext):</b> 970-565-3032<br><b>E-MAIL ADDRESS:</b> KATRINA@INSURE4CORNERS.COM<br><b>FAX (A/C, No):</b><br><b>INSURER(S) AFFORDING COVERAGE</b><br><b>INSURER A:</b> State Farm Fire and Casualty Company<br><b>INSURER B:</b><br><b>INSURER C:</b><br><b>INSURER D:</b><br><b>INSURER E:</b><br><b>INSURER F:</b> | <b>NAIC #</b><br>25143 |
| <b>INSURED</b><br>DOLORES CHAMBER OF COMMERCE<br>PO BOX 602<br>DOLORES CO 81323   |  |  |                        |

**COVERAGES****CERTIFICATE NUMBER:****REVISION NUMBER:**


THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

| INSR LTR                            | TYPE OF INSURANCE  | ADDL SUBR INSD WVD                  | POLICY NUMBER | POLICY EFF (MM/DD/YYYY) | POLICY EXP (MM/DD/YYYY) | LIMITS  |
|-------------------------------------|--|-------------------------------------|---------------|-------------------------|-------------------------|---|
| <input checked="" type="checkbox"/> | <b>COMMERCIAL GENERAL LIABILITY</b><br><input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR<br><br>GEN'L AGGREGATE LIMIT APPLIES PER:<br><input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC<br>OTHER: | Y                                   | 96-EB-F570-3  | 07/27/2022              | 07/27/2023              | EACH OCCURRENCE \$ 1,000,000<br>DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000<br>MED EXP (Any one person) \$ 1,000<br>PERSONAL & ADV INJURY \$<br>GENERAL AGGREGATE \$ 2,000,000<br>PRODUCTS - COMP/OP AGG \$<br>COMBINED SINGLE LIMIT (Ea accident) \$<br>BODILY INJURY (Per person) \$<br>BODILY INJURY (Per accident) \$<br>PROPERTY DAMAGE (Per accident) \$ |
|                                     | <b>AUTOMOBILE LIABILITY</b><br><input type="checkbox"/> ANY AUTO<br><input type="checkbox"/> OWNED AUTOS ONLY<br><input type="checkbox"/> HIRED AUTOS ONLY<br><input type="checkbox"/> SCHEDULED AUTOS<br><input type="checkbox"/> NON-OWNED AUTOS ONLY                                |                                     |               |                         |                         |   |
|                                     | <b>UMBRELLA LIAB</b> <input type="checkbox"/> OCCUR<br><b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE<br>DED RETENTION \$   |                                     |               |                         |                         | EACH OCCURRENCE \$<br>AGGREGATE \$  |
|                                     | <b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b><br>ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)<br>If yes, describe under DESCRIPTION OF OPERATIONS below  | Y/N<br><input type="checkbox"/> N/A |               |                         |                         | PER STATUTE OTH-ER<br>E.L. EACH ACCIDENT \$<br>E.L. DISEASE - EA EMPLOYEE \$<br>E.L. DISEASE - POLICY LIMIT \$  |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

COVERAGE EXTENDS TO ANY EVENTS HOSTED/ATTENDED BY THE DOLORES CHAMBER OF COMMERCE

**CERTIFICATE HOLDER****CANCELLATION**

|   |   |
|---|---|
| TOWN OF DELORES<br>420 CENRAL AVE<br>DOLORES CO 81323 | <b>SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.</b><br><br><b>AUTHORIZED REPRESENTATIVE</b><br> |
|---|---|

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FLANDERS' PARK CONTRACT



Town of Dolores  
420 Central Ave  
P O Box 630  
Dolores, CO. 81323  
Phone 970-882-7720  
Fax 970-882-7466

FLANDER'S PARK  
APPLICATION/AGREEMENT

DATE OF APPLICATION: 5/2/23

General Information

1) Will you be applying for a Special Event permit? Yes ☒ No ☐

If you are a non-profit and will be applying for a Special Events permit for alcohol there is a **minimum 60 day process**. Please inquire at the Dolores Town Hall 970-882-7720 (See page #4 for supplemental requirements.)

Describe area and provide a detailed drawing of location and layout for the event.

Flanders Park + Central Ave between 4th & 5th Street

Organization/ Group Name: Dolores Chamber of Commerce

Contact Person's Name: Susan Lisak

Mailing Address: P O Box 602, Dolores CO 81323

Phone Number: \_\_\_\_\_ E-mail: doloreschamber@gmail.com

Cell Number: (970)426-9902

Alternate Contact Person: Deanna Truelsen E-mail: dd.truelsen@gmail.com

Phone Number: \_\_\_\_\_ Cell Number: (970)394-9158

2) Date and Times of Use July 15, 2023 from: 10am to: 6pm

3) Purpose of Use

Dolores SummerFest

Activities:

Car Show, Music, food, vendors, kids games, beer tent

## FLANDERS' PARK CONTRACT

4) **Size of Group** ~1000 people

5) **Park use fees** (Damage deposit of \$500 required for all park reservations of groups over 100)

|                 |                   |                      |
|-----------------|-------------------|----------------------|
| Single day      | \$50              | \$ <u>\$50</u>       |
| Multi-day       | \$250             | \$ <u>          </u> |
| Damage Deposit: | \$100 small group | \$ <u>          </u> |
|                 | \$500 large group | \$ <u>\$500</u>      |

PAYMENT in Separate Checks Please to Town of Dolores: Fee \$50 Deposit \$500

Conditions of Use: Permit Holder shall agree to the following conditions selected:

☒ Proof of insurance in accordance with Town of Dolores Ordinance #497

☒ Clean up the area used

☒ Provide portable toilets (see page 4)

☒ Provide trash removal services (see page 4)

☒ Provide law enforcement

☒ Provide security

☒ Provide fencing

n/a Access to second street gate

n/a Permission to enter grass area with a vehicle (sprinklers to be marked in advance. NO ONE will enter until marking is done. NOTE- Town Staff requires 1 week notice minimum)

\* Dogs are not allowed in playground.

\*Dogs are required to be on leash at all times.

\*Town Ordinance #470

### Familiarity with the Law

Applicant acknowledges that he / she have been provided with a copy of the Town of Dolores Municipal Code Chapter 12.06 "Use of Public Places" and that Applicant has read and become familiar with such law. Further, by signing this Agreement, Applicant agrees to be bound by the terms, provisions and requirements of the said Chapter 12.06 of the Town of Dolores Municipal Code.

### Payment of Costs

The Applicant hereby agrees to pay the Town of Dolores upon request, or within 30 days hereafter, the actual costs incurred by the Town of Dolores in providing any additional municipal services that may be required as a result or which shall arise from the Applicant's use of the park. Such costs may include any regular or overtime salaries for town personnel, and the use of Town equipment and fuel for such equipment.

### Insurance

The applicant shall pay for and provide public liability and spectator's insurance in the following amounts: at least \$150,000 per occurrence / \$600,000 per aggregate occurrence. The Town of Dolores must be included as a named insured on your insurance policy, and a loss payable clause must be received prior to the event. Such coverage must be in full force and effect throughout the entire time Applicant uses the park. If, for any reason, the required insurance is not in full force and effect on the dates and times specified in this Section 9, the Town's permission to use the park shall be deemed to have been revoked and the Applicant shall not be permitted to use the park. Evidence of the required insurance shall be filed with and approved by the Town Manager at least one week prior to the commencement of Applicant's use of the park.

### Conduct of Applicant

July 15 - Summerfest

Applicant shall see that all members, guests, participants, spectators and others shall act in a responsible manner at all times while using the park, and the special event(s) sponsored by the Applicant shall be held in such a manner so as to cause the least amount of disturbance to those persons residing near the park and to minimize the damage to public property.

**Waste and Sanitation Facilities**

Applicant shall insure that sufficient waste containers and port - a - pots be supplied should the number of attendees exceed normal handling capacities of those facilities on site or provided by the Town.

**Damages**

Applicant hereby assumes financial responsibility for all damages done to public property during the time Applicant uses the park, and Applicant agrees to pay for any damages done to public property during such usage.

**Revocation of Permit**

This Permit may be revoked at any time by the Town.

**Authority**

The undersigned person represents and warrants to the Town and he / she is fully authorized to execute this Agreement on behalf of the Applicant. By signing this application the Applicant acknowledges their commitment to abide by the laws of the Town of Dolores and the conditions of this Agreement.

Signature Susan Lisak Printed Name SUSAN LISAK  
Date: 7/2/23

Town Manager Approval

Date

Sheriff: IIPS / Trained person on site  
at all times.

2 OFFICERS @ 50/Hour

PARKING REQUIREMENTS



# Application for a Special Events Permit

Departmental Use Only

In order to qualify for a Special Events Permit, You Must Be a Qualifying Organization Per 44-5-102 C.R.S. and One of the Following (See back for details.)

- |                                    |  |   |
|------------------------------------|--|---|
| <input type="checkbox"/> Social    | <input type="checkbox"/> Athletic                                    | <input type="checkbox"/> Philanthropic Institution          |
| <input type="checkbox"/> Fraternal | <input type="checkbox"/> Chartered Branch, Lodge or Chapter          | <input type="checkbox"/> Political Candidate                |
| <input type="checkbox"/> Patriotic | <input checked="" type="checkbox"/> National Organization or Society | <input type="checkbox"/> Municipality Owned Arts Facilities |
| <input type="checkbox"/> Political | <input type="checkbox"/> Religious Institution                       |   |

**LIAB** Type of Special Event Applicant is Applying for:  
2110 ☒ Malt, Vinous And Spirituous Liquor \$25.00 Per Day  
2170 ☐ Fermented Malt Beverage \$10.00 Per Day

**DO NOT WRITE IN THIS SPACE**  
Liquor Permit Number

1. Name of Applicant Organization or Political Candidate  
**Dolores Chamber of Commerce** State Sales Tax Number (Required)  
**84-1146629**

2. Mailing Address of Organization or Political Candidate (include street, city/town and ZIP)  
**201 Railroad Ave  
PO Box 602  
Dolores, CO 81323**

3. Address of Place to Have Special Event (include street, city/town and ZIP)  
**Flanders Park  
420 Central Avenue, Dolores CO 81323**

4. Authorized Representative of Qualifying Organization or Political Candidate  
**Susan Lisak** Date of Birth **11/8/1974** Phone Number **(970)426-9902**

Authorized Representative's Mailing Address (if different than address provided in Question 2.)  
**27933 Road P, Dolores CO 81323**

5. Event Manager  
**Susan Lisak** Date of Birth **11/8/1974** Phone Number **(970)426-9902**

Event Manager Home Address (Street, City, State, ZIP)  
**27933 Road P, Dolores CO 81323** Email Address of Event Manager  
**doloreschamber@gmail.com**

6. Has Applicant Organization or Political Candidate been issued a Special Event Permit this Calendar Year?  
☒ No ☐ Yes How many days? \_\_\_\_\_

7. Is the premises for which your event is to be held currently licensed under the Colorado Liquor or Beer codes?  
☒ No ☐ Yes License Number \_\_\_\_\_

8. Does the Applicant Have Possession or Written Permission for the Use of The Premises to be Licensed? ☒ Yes ☐ No

List Below the Exact Date(s) for Which Application is Being Made for Permit

| Date     | Hours | From     | To      | Date | Hours | From | To | Date | Hours | From | To | Date | Hours | From | To | Date | Hours | From | To |
|----------|-------|----------|---------|------|-------|------|----|------|-------|------|----|------|-------|------|----|------|-------|------|----|
| 07/15/23 |       | 10 a .m. | 6 p .m. |      |       |      |    |      |       |      |    |      |       |      |    |      |       |      |    |
|          |       |          |         |      |       |      |    |      |       |      |    |      |       |      |    |      |       |      |    |
|          |       |          |         |      |       |      |    |      |       |      |    |      |       |      |    |      |       |      |    |
|          |       |          |         |      |       |      |    |      |       |      |    |      |       |      |    |      |       |      |    |

## Oath of Applicant

I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.

Signature \_\_\_\_\_ Title \_\_\_\_\_ Date \_\_\_\_\_

## Report and Approval of Local Licensing Authority (City or County)

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the provisions of Title 44, Article 5, C.R.S., as amended.

**THEREFORE, THIS APPLICATION IS APPROVED.**

Local Licensing Authority (City or County) ☐ City ☐ County Telephone Number of City/County Clerk \_\_\_\_\_

Signature \_\_\_\_\_ Title \_\_\_\_\_ Date \_\_\_\_\_

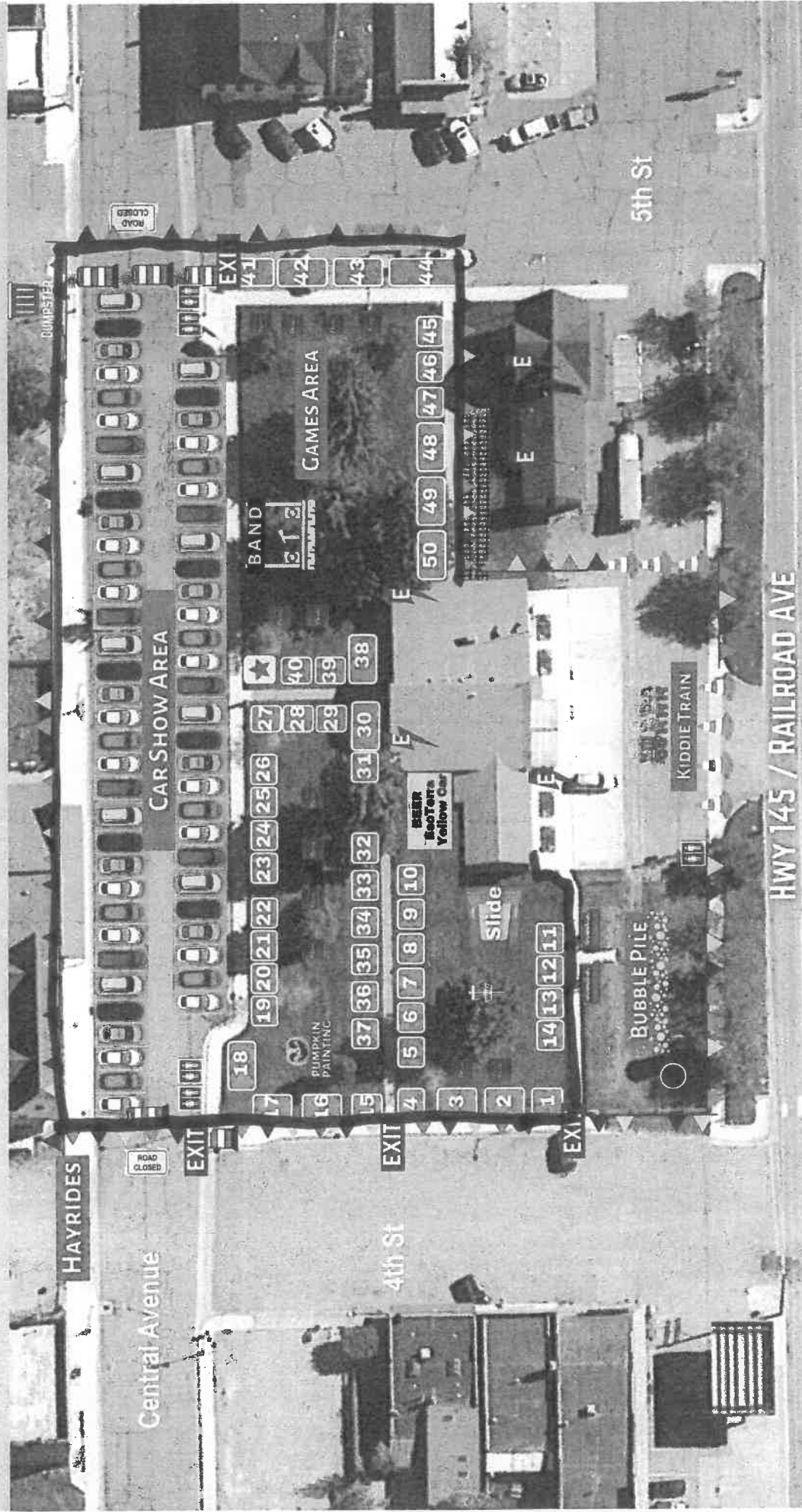
**DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY**

## Liability Information

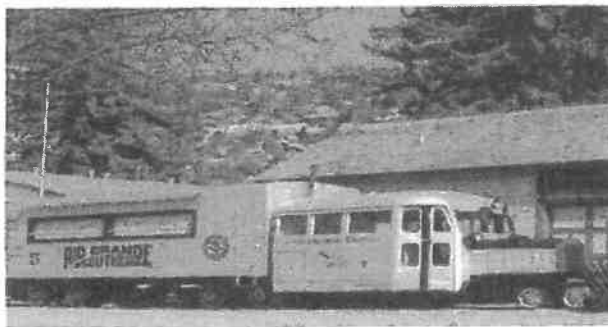
| License Account Number | Liability Date | State      | Total |
|------------------------|----------------|------------|-------|
|                        |                | -750 (999) | \$ .  |

(Instructions on Reverse Side)

# 2023 SUMMER FEST



FLANDERS' PARK CONTRACT



Town of Dolores  
420 Central Ave  
P O Box 630  
Dolores, CO. 81323  
Phone 970-882-7720  
Fax 970-882-7466

FLANDER'S PARK  
APPLICATION/AGREEMENT

DATE OF APPLICATION: 5/2/23

General Information

1) Will you be applying for a Special Event permit? Yes ☒ No ☐

If you are a non-profit and will be applying for a Special Events permit for alcohol there is a **minimum 60 day process**. Please inquire at the Dolores Town Hall 970-882-7720 (See page #4 for supplemental requirements.)

Describe area and provide a detailed drawing of location and layout for the event.

Flanders Park + Central Ave between 4th & 5th Street

Organization/ Group Name: Dolores Chamber of Commerce

Contact Person's Name: Susan Lisak

Mailing Address: PO Box 602, Dolores CO 81323

Phone Number: \_\_\_\_\_ E-mail: doloreschamber@gmail.com

Cell Number: (970) 426-9902

Alternate Contact Person: Deanna Truelsen E-mail: dd.truelsen@gmail.com

Phone Number: \_\_\_\_\_ Cell Number (970) 394-9158

2) Date and Times of Use August 12, 2023 from: 10am to: 7pm

3) Purpose of Use

Escalante Days

Activities:

Chain Saw competition, Arm Wrestling contest, parade, Music, food,  
vendors, kids games, beer tent

## FLANDERS' PARK CONTRACT

4) **Size of Group** ~1500 people

5) **Park use fees** (Damage deposit of \$500 required for all park reservations of groups over 100)

|                 |                   |                  |
|-----------------|-------------------|------------------|
| Single day      | \$50              | \$ <u>\$50</u>   |
| Multi-day       | \$250             | \$ <u>      </u> |
| Damage Deposit: | \$100 small group | \$ <u>      </u> |
|                 | \$500 large group | \$ <u>\$500</u>  |

PAYMENT in Separate Checks Please to Town of Dolores: Fee \$50 Deposit \$500

Conditions of Use: Permit Holder shall agree to the following conditions selected:

☒ Proof of insurance in accordance with Town of Dolores Ordinance #497

☒ Clean up the area used

☒ Provide portable toilets (see page 4)

☒ Provide trash removal services (see page 4)

☒ Provide law enforcement

☒ Provide security

☒ Provide fencing

☐ Access to second street gate

☐ Permission to enter grass area with a vehicle (sprinklers to be marked in advance. NO ONE will enter until marking is done. NOTE- Town Staff requires 1 week notice minimum)

\* Dogs are not allowed in playground.

\*Dogs are required to be on leash at all times.

\*Town Ordinance #470

### Familiarity with the Law

Applicant acknowledges that he / she have been provided with a copy of the Town of Dolores Municipal Code Chapter 12.06 "Use of Public Places" and that Applicant has read and become familiar with such law. Further, by signing this Agreement, Applicant agrees to be bound by the terms, provisions and requirements of the said Chapter 12.06 of the Town of Dolores Municipal Code.

### Payment of Costs

The Applicant hereby agrees to pay the Town of Dolores upon request, or within 30 days hereafter, the actual costs incurred by the Town of Dolores in providing any additional municipal services that may be required as a result or which shall arise from the Applicant's use of the park. Such costs may include any regular or overtime salaries for town personnel, and the use of Town equipment and fuel for such equipment.

### Insurance

The applicant shall pay for and provide public liability and spectator's insurance in the following amounts: at least \$150,000 per occurrence / \$600,000 per aggregate occurrence. The Town of Dolores must be included as a named insured on your insurance policy, and a loss payable clause must be received prior to the event. Such coverage must be in full force and effect throughout the entire time Applicant uses the park. If, for any reason, the required insurance is not in full force and effect on the dates and times specified in this Section 9, the Town's permission to use the park shall be deemed to have been revoked and the Applicant shall not be permitted to use the park. Evidence of the required insurance shall be filed with and approved by the Town Manager at least one week prior to the commencement of Applicant's use of the park.

### Conduct of Applicant

Aug 12 - E Days

Applicant shall see that all members, guests, participants, spectators and others shall act in a responsible manner at all times while using the park, and the special event(s) sponsored by the Applicant shall be held in such a manner so as to cause the least amount of disturbance to those persons residing near the park and to minimize the damage to public property.

**Waste and Sanitation Facilities**

Applicant shall insure that sufficient waste containers and port - a - pots be supplied should the number of attendees exceed normal handling capacities of those facilities on site or provided by the Town.

**Damages**

Applicant hereby assumes financial responsibility for all damages done to public property during the time Applicant uses the park, and Applicant agrees to pay for any damages done to public property during such usage.

**Revocation of Permit**


This Permit may be revoked at any time by the Town.

**Authority**

The undersigned person represents and warrants to the Town and he / she is fully authorized to execute this Agreement on behalf of the Applicant. By signing this application the Applicant acknowledges their commitment to abide by the laws of the Town of Dolores and the conditions of this Agreement.

Signature

Date:

  
5/2/23

Printed Name

SUSAN LISAK

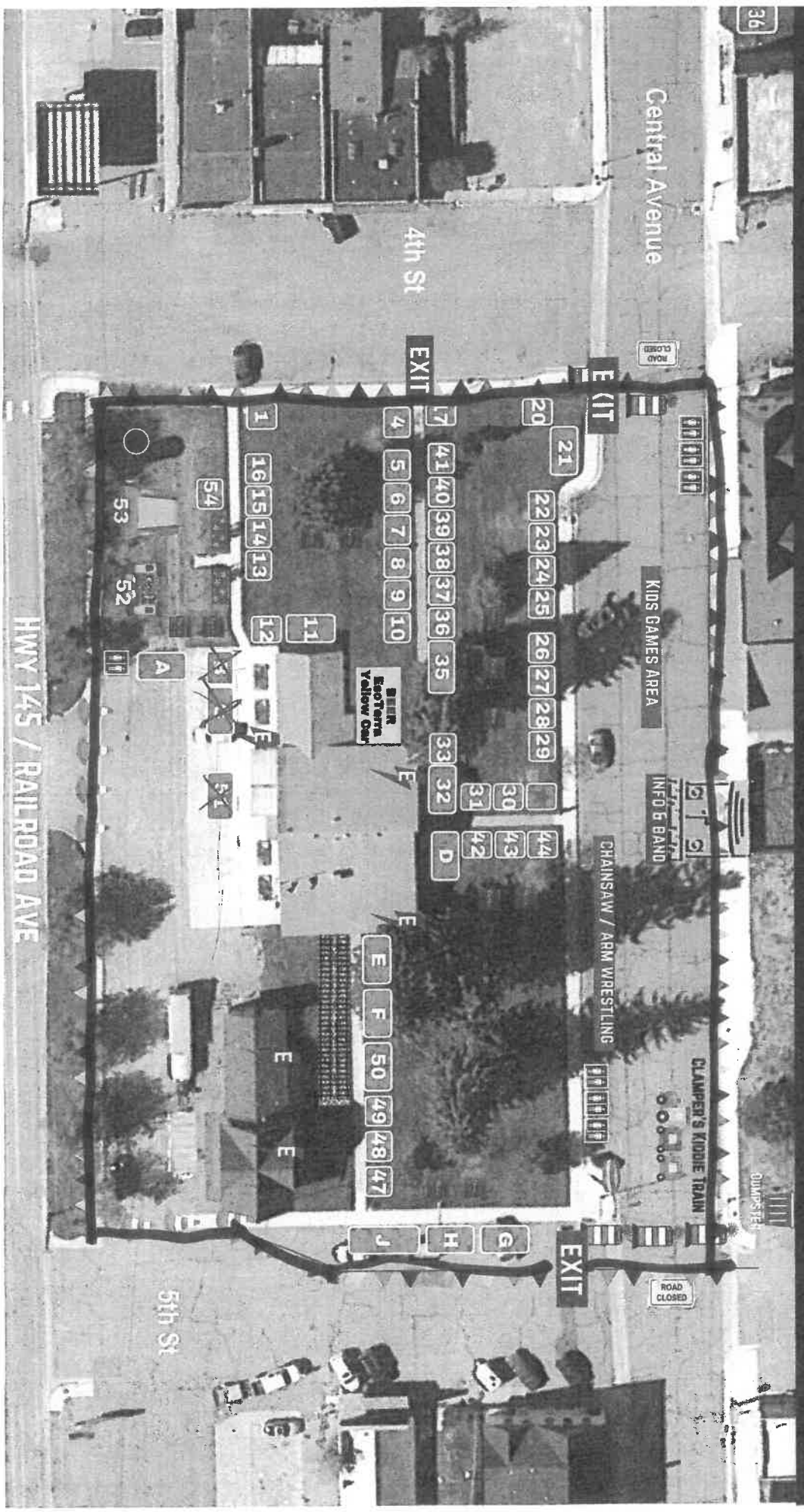
Town Manager Approval

Date

**ADDITIONAL :**

- 1 TIPS TRAINED PERSON ON SITE AT ALL TIMES
- 2 ADDITIONAL OFFICER @ 50.00 PER HOUR
3. PARKING REQUIREMENTS

# 2023 ESOCALANTE DAYS





# Application for a Special Events Permit

Departmental Use Only

In order to qualify for a Special Events Permit, You Must Be a Qualifying Organization Per 44-5-102 C.R.S. and One of the Following (See back for details.)

- |                                    |  |   |
|------------------------------------|--|---|
| <input type="checkbox"/> Social    | <input type="checkbox"/> Athletic                                    | <input type="checkbox"/> Philanthropic Institution          |
| <input type="checkbox"/> Fraternal | <input type="checkbox"/> Chartered Branch, Lodge or Chapter          | <input type="checkbox"/> Political Candidate                |
| <input type="checkbox"/> Patriotic | <input checked="" type="checkbox"/> National Organization or Society | <input type="checkbox"/> Municipality Owned Arts Facilities |
| <input type="checkbox"/> Political | <input type="checkbox"/> Religious Institution                       |   |

|  |   |
|--|---|
| <b>LIAB Type of Special Event Applicant is Applying for:</b><br>2110 <input checked="" type="checkbox"/> Malt, Vinous And Spirituous Liquor \$25.00 Per Day<br>2170 <input type="checkbox"/> Fermented Malt Beverage \$10.00 Per Day | <b>DO NOT WRITE IN THIS SPACE</b><br>Liquor Permit Number |
|--|---|

|  |  |
|--|--|
| <b>1. Name of Applicant Organization or Political Candidate</b><br>Dolores Chamber of Commerce | <b>State Sales Tax Number (Required)</b><br>84-1146629 |
|--|--|

|  |  |
|--|--|
| <b>2. Mailing Address of Organization or Political Candidate</b><br>(include street, city/town and ZIP)<br>201 Railroad Ave<br>PO Box 602<br>Dolores, CO 81323 | <b>3. Address of Place to Have Special Event</b><br>(include street, city/town and ZIP)<br>Flanders Park<br>420 Central Avenue, Dolores CO 81323 |
|--|--|

|  |                                   |                                      |
|--|-----------------------------------|--------------------------------------|
| <b>4. Authorized Representative of Qualifying Organization or Political Candidate</b><br>Susan Lisak | <b>Date of Birth</b><br>11/8/1974 | <b>Phone Number</b><br>(970)426-9902 |
|--|-----------------------------------|--------------------------------------|

Authorized Representative's Mailing Address (if different than address provided in Question 2.)  
 27933 Road P, Dolores CO 81323

|  |                                   |                                      |
|--|-----------------------------------|--------------------------------------|
| <b>5. Event Manager</b><br>Susan Lisak | <b>Date of Birth</b><br>11/8/1974 | <b>Phone Number</b><br>(970)426-9902 |
|--|-----------------------------------|--------------------------------------|

|  |   |
|--|---|
| <b>Event Manager Home Address (Street, City, State, ZIP)</b><br>27933 Road P, Dolores CO 81323 | <b>Email Address of Event Manager</b><br>doloreschamber@gmail.com |
|--|---|

|  |  |
|--|--|
| <b>6. Has Applicant Organization or Political Candidate been Issued a Special Event Permit this Calendar Year?</b><br><input type="checkbox"/> No <input checked="" type="checkbox"/> Yes How many days? 1 | <b>7. Is the premises for which your event is to be held currently licensed under the Colorado Liquor or Beer codes?</b><br><input checked="" type="checkbox"/> No <input type="checkbox"/> Yes License Number |
|--|--|

**8. Does the Applicant Have Possession or Written Permission for the Use of The Premises to be Licensed?** ☒ Yes ☐ No

List Below the Exact Date(s) for Which Application is Being Made for Permit

|   |   |   |   |
|---|---|---|---|
| <b>Date</b> 08/12/23<br>Hours From 10 a.m.<br>To 7 p.m. | <b>Date</b><br>Hours From .m.<br>To .m. | <b>Date</b><br>Hours From .m.<br>To .m. | <b>Date</b><br>Hours From .m.<br>To .m. |
| <b>Date</b><br>Hours From .m.<br>To .m.                 | <b>Date</b><br>Hours From .m.<br>To .m. | <b>Date</b><br>Hours From .m.<br>To .m. | <b>Date</b><br>Hours From .m.<br>To .m. |
| <b>Date</b><br>Hours From .m.<br>To .m.                 | <b>Date</b><br>Hours From .m.<br>To .m. | <b>Date</b><br>Hours From .m.<br>To .m. | <b>Date</b><br>Hours From .m.<br>To .m. |

## Oath of Applicant

I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.

|           |       |      |
|-----------|-------|------|
| Signature | Title | Date |
|-----------|-------|------|

## Report and Approval of Local Licensing Authority (City or County)

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the provisions of Title 44, Article 5, C.R.S., as amended.

**THEREFORE, THIS APPLICATION IS APPROVED.**

|  |  |                                       |
|--|--|---------------------------------------|
| Local Licensing Authority (City or County) | <input type="checkbox"/> City<br><input type="checkbox"/> County | Telephone Number of City/County Clerk |
|--|--|---------------------------------------|

|           |       |      |
|-----------|-------|------|
| Signature | Title | Date |
|-----------|-------|------|

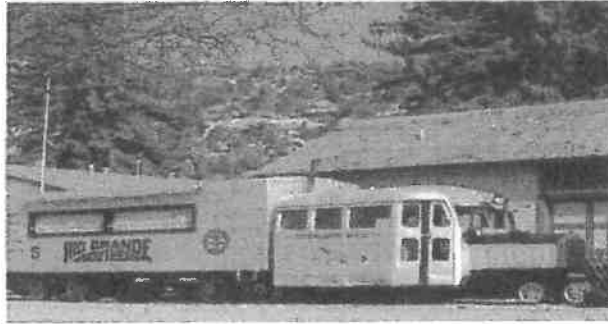
**DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY**

## Liability Information

|                        |                |            |       |
|------------------------|----------------|------------|-------|
| License Account Number | Liability Date | State      | Total |
|                        |                | -750 (999) | \$    |

(Instructions on Reverse Side)

FLANDERS' PARK CONTRACT



Town of Dolores  
420 Central Ave  
P O Box 630  
Dolores, CO. 81323  
Phone 970-882-7720  
Fax 970-882-7466

FLANDER'S PARK  
APPLICATION/AGREEMENT

DATE OF APPLICATION: 5/2/23

General Information

1) Will you be applying for a Special Event permit? Yes ☒ No ☐

If you are a non-profit and will be applying for a Special Events permit for alcohol there is a **minimum 60 day process**. Please inquire at the Dolores Town Hall 970-882-7720 (See page #4 for supplemental requirements.)

Describe area and provide a detailed drawing of location and layout for the event.

Flanders Park + Central Ave between 4th & 5th Street

Organization/ Group Name: Dolores Rotary Club

Contact Person's Name: Susan Lisak

Mailing Address: PO Box 1082, Dolores CO 81323

Phone Number: \_\_\_\_\_ E-mail: doloresrotary3256@gmail.com

Cell Number: (970) 426-9902

Alternate Contact Person: Jim Wootton

E-mail: yellowcarcountrywines@gmail.com

Phone Number: \_\_\_\_\_ Cell Number (970) 560-5752

2) Date and Times of Use August 5, 2023 from: 7am to: 3pm

3) Purpose of Use

Boggy Draw Beat Down Bike Races

Activities:

Bike Races, awards, vendors, beer tent



## FLANDERS' PARK CONTRACT

4) Size of Group ~~1000 people~~ 500 people

5) Park use fees (Damage deposit of \$500 required for all park reservations of groups over 100)

|                 |                   |                  |
|-----------------|-------------------|------------------|
| Single day      | \$50              | \$ <u>50</u>     |
| Multi-day       | \$250             | \$ <u>      </u> |
| Damage Deposit: | \$100 small group | \$ <u>      </u> |
|                 | \$500 large group | \$ <u>500</u>    |

PAYMENT in Separate Checks Please to Town of Dolores: Fee \$50 Deposit \$500

Conditions of Use: Permit Holder shall agree to the following conditions selected:

☒ Proof of insurance in accordance with Town of Dolores Ordinance #497

☒ Clean up the area used

☒ Provide portable toilets (see page 4)

☒ Provide trash removal services (see page 4)

☒ Provide law enforcement

☒ Provide security

☒ Provide fencing

☐ Access to second street gate

☐ Permission to enter grass area with a vehicle (sprinklers to be marked in advance. NO ONE will enter until marking is done. NOTE- Town Staff requires 1 week notice minimum)

\* Dogs are not allowed in playground.

\*Dogs are required to be on leash at all times.

\*Town Ordinance #470

### Familiarity with the Law

Applicant acknowledges that he / she have been provided with a copy of the Town of Dolores Municipal Code Chapter 12.06 "Use of Public Places" and that Applicant has read and become familiar with such law. Further, by signing this Agreement, Applicant agrees to be bound by the terms, provisions and requirements of the said Chapter 12.06 of the Town of Dolores Municipal Code.

### Payment of Costs

The Applicant hereby agrees to pay the Town of Dolores upon request, or within 30 days hereafter, the actual costs incurred by the Town of Dolores in providing any additional municipal services that may be required as a result or which shall arise from the Applicant's use of the park. Such costs may include any regular or overtime salaries for town personnel, and the use of Town equipment and fuel for such equipment.

### Insurance

The applicant shall pay for and provide public liability and spectator's insurance in the following amounts: at least \$150,000 per occurrence / \$600,000 per aggregate occurrence. The Town of Dolores must be included as a named insured on your insurance policy, and a loss payable clause must be received prior to the event. Such coverage must be in full force and effect throughout the entire time Applicant uses the park. If, for any reason, the required insurance is not in full force and effect on the dates and times specified in this Section 9, the Town's permission to use the park shall be deemed to have been revoked and the Applicant shall not be permitted to use the park. Evidence of the required insurance shall be filed with and approved by the Town Manager at least one week prior to the commencement of Applicant's use of the park.

### Conduct of Applicant

Aug 5<sup>th</sup> - Boggy Draw

Applicant shall see that all members, guests, participants, spectators and others shall act in a responsible manner at all times while using the park, and the special event(s) sponsored by the Applicant shall be held in such a manner so as to cause the least amount of disturbance to those persons residing near the park and to minimize the damage to public property.

**Waste and Sanitation Facilities**

Applicant shall insure that sufficient waste containers and port - a - pots be supplied should the number of attendees exceed normal handling capacities of those facilities on site or provided by the Town.

**Damages**

Applicant hereby assumes financial responsibility for all damages done to public property during the time Applicant uses the park, and Applicant agrees to pay for any damages done to public property during such usage.

**Revocation of Permit**

This Permit may be revoked at any time by the Town.

**Authority**

The undersigned person represents and warrants to the Town and he / she is fully authorized to execute this Agreement on behalf of the Applicant. By signing this application the Applicant acknowledges their commitment to abide by the laws of the Town of Dolores and the conditions of this Agreement.

Signature Susan Lisak Printed Name SUSAN LISAK  
Date: 5/2/23

\_\_\_\_\_  
Town Manager Approval

\_\_\_\_\_  
Date

TIPS TRAINED PERSON ON SITE AT ALL TIMES

1 OFFICER

PARKING REQUIREMENTS

# Application for a Special Events Permit

Departmental Use Only

In order to qualify for a Special Events Permit, You Must Be a Qualifying Organization Per 44-5-102 C.R.S. and One of the Following (See back for details.)

- |                                    |  |   |
|------------------------------------|--|---|
| <input type="checkbox"/> Social    | <input type="checkbox"/> Athletic                                    | <input type="checkbox"/> Philanthropic Institution          |
| <input type="checkbox"/> Fraternal | <input type="checkbox"/> Chartered Branch, Lodge or Chapter          | <input type="checkbox"/> Political Candidate                |
| <input type="checkbox"/> Patriotic | <input checked="" type="checkbox"/> National Organization or Society | <input type="checkbox"/> Municipality Owned Arts Facilities |
| <input type="checkbox"/> Political | <input type="checkbox"/> Religious Institution                       |   |

LIAB Type of Special Event Applicant is Applying for:

- 2110 ☒ Malt, Vinous And Spirituous Liquor \$25.00 Per Day  
2170 ☐ Fermented Malt Beverage \$10.00 Per Day

DO NOT WRITE IN THIS SPACE

Liquor Permit Number

1. Name of Applicant Organization or Political Candidate

Dolores Rotary Club

State Sales Tax Number (Required)

75-3233188

2. Mailing Address of Organization or Political Candidate  
(include street, city/town and ZIP)

PO Box 1082  
Dolores, CO 81323

3. Address of Place to Have Special Event  
(include street, city/town and ZIP)

Flanders Park  
420 Central Avenue, Dolores CO 81323

4. Authorized Representative of Qualifying Organization or Political Candidate

Susan Lisak

Date of Birth

11/8/1974

Phone Number

(970)426-9902

Authorized Representative's Mailing Address (if different than address provided in Question 2.)

27933 Road P, Dolores CO 81323

5. Event Manager

Susan Lisak

Date of Birth

11/8/1974

Phone Number

(970)426-9902

Event Manager Home Address (Street, City, State, ZIP)

27933 Road P, Dolores CO 81323

Email Address of Event Manager

doloresrotary3256@gmail.com

6. Has Applicant Organization or Political Candidate been  
Issued a Special Event Permit this Calendar Year?

☒ No ☐ Yes How many days? \_\_\_\_\_

7. Is the premises for which your event is to be held currently licensed under the  
Colorado Liquor or Beer codes?

☒ No ☐ Yes License Number \_\_\_\_\_

8. Does the Applicant Have Possession or Written Permission for the Use of The Premises to be Licensed? ☒ Yes ☐ No

List Below the Exact Date(s) for Which Application is Being Made for Permit

|   |                                  |                                  |                                  |                                  |
|---|----------------------------------|----------------------------------|----------------------------------|----------------------------------|
| Date<br>08/05/2023<br>Hours From 10 a.m.<br>To 3 p.m. | Date<br>Hours From .m.<br>To .m. | Date<br>Hours From .m.<br>To .m. | Date<br>Hours From .m.<br>To .m. | Date<br>Hours From .m.<br>To .m. |
| Date<br>Hours From .m.<br>To .m.                      | Date<br>Hours From .m.<br>To .m. | Date<br>Hours From .m.<br>To .m. | Date<br>Hours From .m.<br>To .m. | Date<br>Hours From .m.<br>To .m. |
| Date<br>Hours From .m.<br>To .m.                      | Date<br>Hours From .m.<br>To .m. | Date<br>Hours From .m.<br>To .m. | Date<br>Hours From .m.<br>To .m. | Date<br>Hours From .m.<br>To .m. |

## Oath of Applicant

I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.

Signature

Title

Date

## Report and Approval of Local Licensing Authority (City or County)

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the provisions of Title 44, Article 5, C.R.S., as amended.

**THEREFORE, THIS APPLICATION IS APPROVED.**

Local Licensing Authority (City or County)

☐ City  
☐ County

Telephone Number of City/County Clerk

Signature

Title

Date

DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY

## Liability Information

| License Account Number | Liability Date | State      | Total |
|------------------------|----------------|------------|-------|
|                        |                | -750 (999) | \$    |

(Instructions on Reverse Side)

**Kokopelli**

Central Avenue

**START  
FINISH**

## ENTRY 2

**ROAD  
CLOSED**

4th St

**TRY**

## ENTRY

E



10

5th St

HWY 145

FLANDERS' PARK CONTRACT



Town of Dolores  
420 Central Ave  
P O Box 630  
Dolores, CO. 81323  
Phone 970-882-7720  
Fax 970-882-7466

FLANDER'S PARK  
APPLICATION/AGREEMENT

DATE OF APPLICATION: 5/2/23

General Information

1) Will you be applying for a Special Event permit? Yes ☒ No ☐

If you are a non-profit and will be applying for a Special Events permit for alcohol there is a **minimum 60 day process**. Please inquire at the Dolores Town Hall 970-882-7720 (See page #4 for supplemental requirements.)

Describe area and provide a detailed drawing of location and layout for the event.

Flanders Park + Central Ave between 4th & 5th Street

Organization/ Group Name: Dolores Chamber of Commerce

Contact Person's Name: Susan Lisak

Mailing Address: PO Box 602, Dolores CO 81323

Phone Number: \_\_\_\_\_ E-mail: doloreschamber@gmail.com

Cell Number: (970)426-9902

Alternate Contact Person: Deanna Truelsen E-mail: dd.truelsen@gmail.com

Phone Number: \_\_\_\_\_ Cell Number (970)394-9158

2) Date and Times of Use October 7, 2023 from: 11am to: 7pm

3) Purpose of Use

Dolores HarvestFest

Activities:

Car show, hayrides, pumpkin painting, Music, food, vendors, kids  
games, beer tent

## FLANDERS' PARK CONTRACT

4) Size of Group ~1000 people

5) Park use fees (Damage deposit of \$500 required for all park reservations of groups over 100)

|                 |                   |                  |
|-----------------|-------------------|------------------|
| Single day      | \$50              | \$ <u>\$50</u>   |
| Multi-day       | \$250             | \$ <u>      </u> |
| Damage Deposit: | \$100 small group | \$ <u>      </u> |
|                 | \$500 large group | \$ <u>\$500</u>  |

PAYMENT in Separate Checks Please to Town of Dolores: Fee \$50 Deposit \$500

Conditions of Use: Permit Holder shall agree to the following conditions selected:

☒ Proof of insurance in accordance with Town of Dolores Ordinance #497

☒ Clean up the area used

☒ Provide portable toilets (see page 4)

☒ Provide trash removal services (see page 4)

☒ Provide law enforcement

☒ Provide security

☒ Provide fencing

☐ Access to second street gate

☐ Permission to enter grass area with a vehicle (sprinklers to be marked in advance. NO ONE will enter until marking is done. NOTE- Town Staff requires 1 week notice minimum)

\* Dogs are not allowed in playground.

\*Dogs are required to be on leash at all times.

\*Town Ordinance #470

### Familiarity with the Law

Applicant acknowledges that he / she have been provided with a copy of the Town of Dolores Municipal Code Chapter 12.06 "Use of Public Places" and that Applicant has read and become familiar with such law. Further, by signing this Agreement, Applicant agrees to be bound by the terms, provisions and requirements of the said Chapter 12.06 of the Town of Dolores Municipal Code.

### Payment of Costs

The Applicant hereby agrees to pay the Town of Dolores upon request, or within 30 days hereafter, the actual costs incurred by the Town of Dolores in providing any additional municipal services that may be required as a result or which shall arise from the Applicant's use of the park. Such costs may include any regular or overtime salaries for town personnel, and the use of Town equipment and fuel for such equipment.

### Insurance

The applicant shall pay for and provide public liability and spectator's insurance in the following amounts: at least \$150,000 per occurrence / \$600,000 per aggregate occurrence. The Town of Dolores must be included as a named insured on your insurance policy, and a loss payable clause must be received prior to the event. Such coverage must be in full force and effect throughout the entire time Applicant uses the park. If, for any reason, the required insurance is not in full force and effect on the dates and times specified in this Section 9, the Town's permission to use the park shall be deemed to have been revoked and the Applicant shall not be permitted to use the park. Evidence of the required insurance shall be filed with and approved by the Town Manager at least one week prior to the commencement of Applicant's use of the park.

### Conduct of Applicant

## FLANDERS' PARK CONTRACT

4) Size of Group ~1000 people

5) Park use fees (Damage deposit of \$500 required for all park reservations of groups over 100)

|                 |                   |          |
|-----------------|-------------------|----------|
| Single day      | \$50              | \$ \$50  |
| Multi-day       | \$250             | \$       |
| Damage Deposit: | \$100 small group | \$       |
|                 | \$500 large group | \$ \$500 |

PAYMENT in Separate Checks Please to Town of Dolores: Fee \$50 Deposit \$500

Conditions of Use: Permit Holder shall agree to the following conditions selected:

☒ Proof of insurance in accordance with Town of Dolores Ordinance #497

☒ Clean up the area used

☒ Provide portable toilets (see page 4)

☒ Provide trash removal services (see page 4)

☒ Provide law enforcement

☒ Provide security

☒ Provide fencing

☐ Access to second street gate

☐ Permission to enter grass area with a vehicle (sprinklers to be marked in advance. NO ONE will enter until marking is done. NOTE- Town Staff requires 1 week notice minimum)

\* Dogs are not allowed in playground.

\*Dogs are required to be on leash at all times.

\*Town Ordinance #470

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Applicant acknowledges that he / she have been provided with a copy of the Town of Dolores Municipal Code Chapter 12.06 "Use of Public Places" and that Applicant has read and become familiar with such law. Further, by signing this Agreement, Applicant agrees to be bound by the terms, provisions and requirements of the said Chapter 12.06 of the Town of Dolores Municipal Code.

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### Insurance

The applicant shall pay for and provide public liability and spectator's insurance in the following amounts: at least \$150,000 per occurrence / \$600,000 per aggregate occurrence. The Town of Dolores must be included as a named insured on your insurance policy, and a loss payable clause must be received prior to the event. Such coverage must be in full force and effect throughout the entire time Applicant uses the park. If, for any reason, the required insurance is not in full force and effect on the dates and times specified in this Section 9, the Town's permission to use the park shall be deemed to have been revoked and the Applicant shall not be permitted to use the park. Evidence of the required insurance shall be filed with and approved by the Town Manager at least one week prior to the commencement of Applicant's use of the park.

### Conduct of Applicant

Oct 7 - Harvest Fest

Applicant shall see that all members, guests, participants, spectators and others shall act in a responsible manner at all times while using the park, and the special event(s) sponsored by the Applicant shall be held in such a manner so as to cause the least amount of disturbance to those persons residing near the park and to minimize the damage to public property.

**Waste and Sanitation Facilities**

Applicant shall insure that sufficient waste containers and port – a – pots be supplied should the number of attendees exceed normal handling capacities of those facilities on site or provided by the Town.

**Damages**

Applicant hereby assumes financial responsibility for all damages done to public property during the time Applicant uses the park, and Applicant agrees to pay for any damages done to public property during such usage.

**Revocation of Permit**

This Permit may be revoked at any time by the Town.

**Authority**

The undersigned person represents and warrants to the Town and he / she is fully authorized to execute this Agreement on behalf of the Applicant. By signing this application the Applicant acknowledges their commitment to abide by the laws of the Town of Dolores and the conditions of this Agreement.

Signature Susan Lisak Printed Name SUSAN LISAK  
Date: 5/2/23

\_\_\_\_\_  
Town Manager Approval

\_\_\_\_\_  
Date

1 TIPS TRAINED PERSON ON SITE AT ALL TIMES

1 OFFICER

PARKING REQUIREMENTS



# Application for a Special Events Permit

Departmental Use Only

In order to qualify for a Special Events Permit, You Must Be a Qualifying Organization Per 44-5-102 C.R.S. and One of the Following (See back for details.)

- |                                    |  |   |
|------------------------------------|--|---|
| <input type="checkbox"/> Social    | <input type="checkbox"/> Athletic                                    | <input type="checkbox"/> Philanthropic Institution          |
| <input type="checkbox"/> Fraternal | <input type="checkbox"/> Chartered Branch, Lodge or Chapter          | <input type="checkbox"/> Political Candidate                |
| <input type="checkbox"/> Patriotic | <input checked="" type="checkbox"/> National Organization or Society | <input type="checkbox"/> Municipality Owned Arts Facilities |
| <input type="checkbox"/> Political | <input type="checkbox"/> Religious Institution                       |   |

LIAB Type of Special Event Applicant is Applying for:

- 2110 ☒ Malt, Vinous And Spirituous Liquor \$25.00 Per Day  
2170 ☐ Fermented Malt Beverage \$10.00 Per Day

**DO NOT WRITE IN THIS SPACE**

Liquor Permit Number

1. Name of Applicant Organization or Political Candidate

Dolores Chamber of Commerce

State Sales Tax Number (Required)

84-1146629

2. Mailing Address of Organization or Political Candidate  
(include street, city/town and ZIP)

201 Railroad Ave  
PO Box 602  
Dolores, CO 81323

3. Address of Place to Have Special Event  
(include street, city/town and ZIP)

Flanders Park  
420 Central Avenue, Dolores CO 81323

4. Authorized Representative of Qualifying Organization or Political Candidate

Susan Lisak

Date of Birth

11/8/1974

Phone Number

(970)426-9902

Authorized Representative's Mailing Address (if different than address provided in Question 2.)

27933 Road P, Dolores CO 81323

5. Event Manager

Susan Lisak

Date of Birth

11/8/1974

Phone Number

(970)426-9902

Event Manager Home Address (Street, City, State, ZIP)

27933 Road P, Dolores CO 81323

Email Address of Event Manager

doloreschamber@gmail.com

6. Has Applicant Organization or Political Candidate been  
Issued a Special Event Permit this Calendar Year?

☐ No ☒ Yes How many days? 2

7. Is the premises for which your event is to be held currently licensed under the  
Colorado Liquor or Beer codes?

☒ No ☐ Yes License Number

8. Does the Applicant Have Possession or Written Permission for the Use of The Premises to be Licensed? ☒ Yes ☐ No

List Below the Exact Date(s) for Which Application is Being Made for Permit

|                     |                |                |                |                |
|---------------------|----------------|----------------|----------------|----------------|
| Date<br>10/07/23    | Date           | Date           | Date           | Date           |
| Hours From 11 a .m. | Hours From .m. | Hours From .m. | Hours From .m. | Hours From .m. |
| To 7 p .m.          | To .m.         | To .m.         | To .m.         | To .m.         |
| Date                | Date           | Date           | Date           | Date           |
| Hours From .m.      | Hours From .m. | Hours From .m. | Hours From .m. | Hours From .m. |
| To .m.              | To .m.         | To .m.         | To .m.         | To .m.         |
| Date                | Date           | Date           | Date           | Date           |
| Hours From .m.      | Hours From .m. | Hours From .m. | Hours From .m. | Hours From .m. |
| To .m.              | To .m.         | To .m.         | To .m.         | To .m.         |

## Oath of Applicant

I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.

Signature

Title

Date

## Report and Approval of Local Licensing Authority (City or County)

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the provisions of Title 44, Article 5, C.R.S., as amended.

**THEREFORE, THIS APPLICATION IS APPROVED.**

Local Licensing Authority (City or County)

- ☐ City  
☐ County

Telephone Number of City/County Clerk

Signature

Title

Date

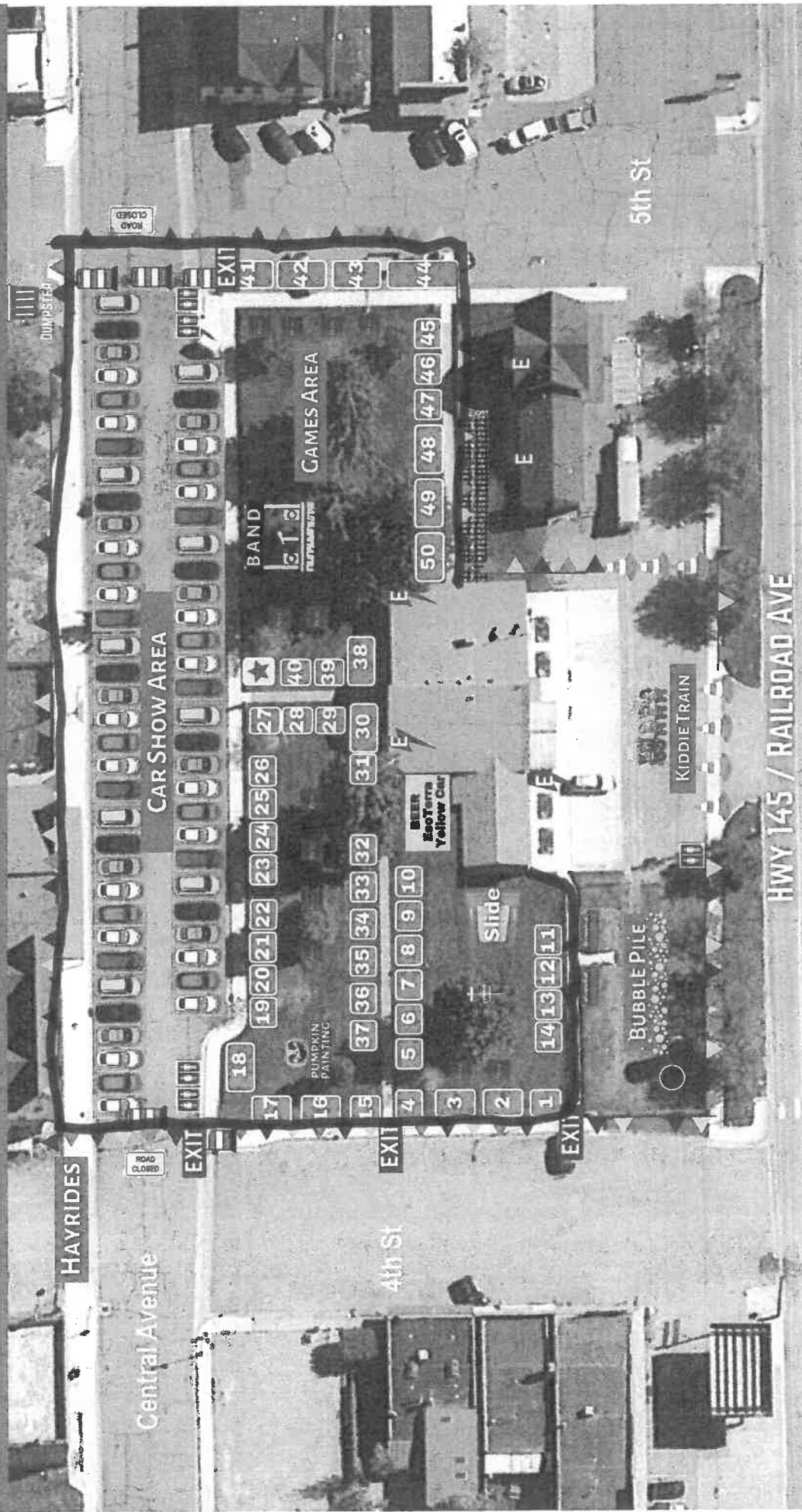
**DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY**

## Liability Information

| License Account Number | Liability Date | State      | Total |
|------------------------|----------------|------------|-------|
|                        |                | -750 (999) | \$    |

(Instructions on Reverse Side)

# 2023 HARVEST FEST





Town of Dolores  
420 Central Ave  
P O Box 630  
Dolores, CO. 81323  
Phone 970-882-7720  
Fax 970-882-7466

**FLANDER'S PARK**  
APPLICATION/AGREEMENT

DATE OF APPLICATION: 5/2/23

**General Information**

1) Will you be applying for a Special Event permit? Yes ☐ No ☒

If you are a non-profit and will be applying for a Special Events permit for alcohol there is a **minimum 60 day process**. Please inquire at the Dolores Town Hall 970-882-7720 (See page #4 for supplemental requirements.)

Describe area and provide a detailed drawing of location and layout for the event.

Flanders Park - Grassy area

Organization/ Group Name: Dolores Chamber of Commerce

Contact Person's Name: Susan Lisak

Mailing Address: PO Box 602, Dolores CO 81323

Phone Number: \_\_\_\_\_ E-mail: doloreschamber@gmail.com

Cell Number: (970)426-9902

Alternate Contact Person: Deanna Truelsen E-mail: dd.truelsen@gmail.com

Phone Number: \_\_\_\_\_ Cell Number (970)394-9158

2) Date and Times of Use July 1, 2023 from: 8am to: 4pm

3) Purpose of Use

Dolores Flea Market

Activities:

Flea market vendors & food

## FLANDERS' PARK CONTRACT

4) **Size of Group** ~1000 people

5) **Park use fees** (Damage deposit of \$500 required for all park reservations of groups over 100)

|                 |                   |          |
|-----------------|-------------------|----------|
| Single day      | \$50              | \$ \$50  |
| Multi-day       | \$250             | \$ _____ |
| Damage Deposit: | \$100 small group | \$ _____ |
|                 | \$500 large group | \$ \$500 |

PAYMENT in Separate Checks Please to Town of Dolores: Fee \$50 Deposit \$500

Conditions of Use: Permit Holder shall agree to the following conditions selected:

☒ Proof of insurance in accordance with Town of Dolores Ordinance #497

☒ Clean up the area used

☒ Provide portable toilets (see page 4)

☒ Provide trash removal services (see page 4)

☒ Provide law enforcement

☒ Provide security

☒ Provide fencing

☐ Access to second street gate

☐ Permission to enter grass area with a vehicle (sprinklers to be marked in advance. NO ONE will enter until marking is done. NOTE- Town Staff requires 1 week notice minimum)

\* Dogs are not allowed in playground.

\*Dogs are required to be on leash at all times.

\*Town Ordinance #470

### Familiarity with the Law

Applicant acknowledges that he / she have been provided with a copy of the Town of Dolores Municipal Code Chapter 12.06 "Use of Public Places" and that Applicant has read and become familiar with such law. Further, by signing this Agreement, Applicant agrees to be bound by the terms, provisions and requirements of the said Chapter 12.06 of the Town of Dolores Municipal Code.

### Payment of Costs

The Applicant hereby agrees to pay the Town of Dolores upon request, or within 30 days hereafter, the actual costs incurred by the Town of Dolores in providing any additional municipal services that may be required as a result or which shall arise from the Applicant's use of the park. Such costs may include any regular or overtime salaries for town personnel, and the use of Town equipment and fuel for such equipment.

### Insurance

The applicant shall pay for and provide public liability and spectator's insurance in the following amounts: at least \$150,000 per occurrence / \$600,000 per aggregate occurrence. The Town of Dolores must be included as a named insured on your insurance policy, and a loss payable clause must be received prior to the event. Such coverage must be in full force and effect throughout the entire time Applicant uses the park. If, for any reason, the required insurance is not in full force and effect on the dates and times specified in this Section 9, the Town's permission to use the park shall be deemed to have been revoked and the Applicant shall not be permitted to use the park. Evidence of the required insurance shall be filed with and approved by the Town Manager at least one week prior to the commencement of Applicant's use of the park.

### Conduct of Applicant

July 1 - Flea Market

Applicant shall see that all members, guests, participants, spectators and others shall act in a responsible manner at all times while using the park, and the special event(s) sponsored by the Applicant shall be held in such a manner so as to cause the least amount of disturbance to those persons residing near the park and to minimize the damage to public property.

**Waste and Sanitation Facilities**

Applicant shall insure that sufficient waste containers and port – a – pots be supplied should the number of attendees exceed normal handling capacities of those facilities on site or provided by the Town.

**Damages**

Applicant hereby assumes financial responsibility for all damages done to public property during the time Applicant uses the park, and Applicant agrees to pay for any damages done to public property during such usage.

**Revocation of Permit**

This Permit may be revoked at any time by the Town.

**Authority**

The undersigned person represents and warrants to the Town and he / she is fully authorized to execute this Agreement on behalf of the Applicant. By signing this application the Applicant acknowledges their commitment to abide by the laws of the Town of Dolores and the conditions of this Agreement.

Signature

Susan Lisak

Printed Name

SUSAN LISAK

Date:

5/2/23

\_\_\_\_\_  
Town Manager Approval

\_\_\_\_\_  
Date

PARKING REQUIREMENTS

**Town of Dolores  
Resolution N R531  
Series 2023**

**A RESOLUTION AWARDING CONTRACTS TO PERFORM ELECTRICAL,  
PLUMBING, HVAC AND ROOFING WORK RELATED TO THE RENOVATION OF  
THE TOWN HALL AT 601 CENTRAL AVENUE**

WHEREAS, the Town of Dolores (the “Town”) has the authority to enter into contracts for any lawful municipal purpose pursuant to C.R.S. § 31-15-101; and

WHEREAS, the Town of Dolores purchased property located at 601 Central in Dolores, Colorado for the purpose of converting the improvements at that location into a new Town Hall facility; and,

WHEREAS, the Town was awarded a grant from the Colorado Department of Local Affairs for the purpose renovating the building at 601 Central in the amount of \$311,000; and,

WHEREAS, the Town solicited competitive proposals from qualified, reliable, insured, and (as applicable) licensed, electricians, plumbers, HVAC and roofing contractors to perform portions of the renovation work on 601 Central with detailed requirements which are made part of the record supporting this resolution; and,

WHEREAS, these requests for proposals set forth detailed requirements for contractors in each of these categories, provided criteria on which successful applicants will be selected are made a part of the record on which this Resolution is based, and which have been reviewed and carefully considered by the Board of Trustees; and,

WHEREAS, after considering the selection criteria, the Town finds that the professional contractors in each of these categories as listed on Exhibit 1, attached hereto, have met the requirements as advertised to be awarded a contract, and have the best value suited to the Town’s situation and purposes in the amounts stated.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF DOLORES, THAT:

Section 1. The Town Board of Trustees hereby awards contracts for services to perform electrical, plumbing, HVAC and roofing work on 601 Central Ave., Dolores, Colorado to those contractors and in such amounts as set forth on Exhibit 1, attached hereto.

Section 2. The Town Board of Trustees appropriates and authorizes the expenditure of said funds set forth on Exhibit 1 and authorizes the Mayor and Manager to execute agreements such terms and conditions materially consistent with the award and bid requirements with the successful contractors.

Section 3. This resolution shall become effective immediately upon its adoption by the Board of Trustees.

Passed, adopted, and approved May 8, 2023

THE BOARD OF TRUSTEES OF THE TOWN OF DOLORES:

By: \_\_\_\_\_, Mayor Leigh Reeves

Attest: \_\_\_\_\_, Town Clerk Tammy Neely

### EXHIBIT 1

| Category   | Contactor                 | Amount      |
|------------|---------------------------|-------------|
| Electrical | Mathews Electric          | \$44,097.00 |
| Plumbing   | Montezuma Valley Plumbing | \$7,079.99  |
| HVAC       | Comfort Air Mechanical    | \$23,640.00 |
| Roofing    | Top Line Installers       | \$40,994.52 |



**ORDINANCE NO 564**

**SERIES 2023**

**AN ORDINANCE AMENDING TITLE 8, CHAPTER 8.04 AND CHAPTER 8.08 OF THE  
DOLORES MUNICIPAL CODE PERTAINING TO NUISANCES**

WHEREAS, Colorado Revised Statutes, § 31-15-401 grants general police powers to the Board of Trustees to promulgate ordinances for the health, safety, and welfare of the public, including regulation of nuisances that affect public safety within the Town's corporate boundaries; and,

WHEREAS Chapter 8.04 and 8.08 of Title 8 of the Dolores Municipal Code pertains to the Town's authority to regulate public nuisances; and,

WHEREAS the Board of Trustees have discussed the need to revise this Chapter 8.04 and Chapter 8.08 to address concerns over enforcement and the current conditions in the Town of Dolores; and,

WHEREAS the Board of Trustees wishes to revise its Municipal Code to modernize the requirements, eliminate inconsistencies, and streamline the enforcement of the Town's nuisance ordinance.

NOW THEREFORE, BE IT ORDAINED BY TOWN OF DOLORES BOARD OF TRUSTEES THAT Chapter 8.04 and 8.08 of Title 8 of the Dolores Municipal Code is amended as follows:

Section 1. Chapter 8.04 and Chapter 8.08 of the Dolores Municipal Code are hereby repealed and reenacted in their entirety as follows:

*Chapter 8.04 - NUISANCES*

*Sections:*

*8.04.010 - Definitions. As used in this chapter, the following terms shall have the meanings indicated:*

*"Action to abate a public nuisance" means any action authorized by this Chapter to restrain, remove, terminate, prevent, abate or perpetually enjoin a public nuisance.*

*"Author of nuisance". Where a nuisance exists upon property and is the outgrowth of the usual, natural or necessary use of the property, the owner or his or her agent, the tenant or his or her agent and all other persons having control of the property on which such nuisance exists shall be deemed to be authors thereof and shall be jointly and equally liable and responsible. Where any such nuisance shall arise from the unusual or unnecessary use of such property or from the business*

*thereon conducted, then the occupants and all other persons contributing to the continuance of such nuisance shall be deemed the authors.*

*"Building" means any dwelling, office building, commercial or industrial structure or any other structure of any kind including as defined by the adopted building codes, whether or not such building is permanently affixed to the ground upon which it is situated and includes any shipping container, shed, trailer, semi-trailer, trailer coach, mobile home, modular home, manufactured home or other vehicle designed or used for occupancy by persons for any purposes.*

*"Inoperable vehicle" means any automobile, truck or self-propelled vehicle, or any trailer, recreational vehicle, incapable of moving under its own power or which lacks a valid current license plate and registration as required by the state of Colorado or does not comply with the minimum safety requirements of the Colorado Motor Vehicle Law.*

*"Nuisance" means any substance, act, occupation, condition, or use of property declared a nuisance by this chapter or declared a nuisance by the state or by any court or agency thereof, or known as a nuisance at common law, or which is of such nature and duration as to:*

- 1. Substantially annoy, injure or endanger the comfort, health, repose or safety of the public;*
- 2. In any way render the public insecure in life or in the use of property;*
- 3. Unlawfully and substantially interfere with, obstruct, or tend to obstruct or render dangerous for passage any street, alley, highway or other public way.*

#### *8.04.020 – Public nuisances; policy.*

*A. No person, being the owner, agent tenant, or occupant or having under his control any building, lot or premises or unimproved real estate within the town limits shall maintain or allow any nuisance to be or remain therein.*

*B. It is the policy of the Town pursuant to Section 31-15-401(c), C.R.S., that every public nuisance shall be restrained, prevented, abated, and perpetually enjoined. It is the duty of the Town Attorney or his or her designee to bring and maintain an action, pursuant to the provisions of this Article, to restrain, prevent, abate and perpetually enjoin any such public nuisance. Nothing contained in this Article shall be construed as an amendment or repeal of any of the criminal laws of this Town or this State, but the provisions of this Article, insofar as they relate to those laws, shall be considered a cumulative right of the people in the enforcement of such laws.*

*B. The accumulation of weeds, brush and trash poses an immediate threat of fire and other hazard to public health and safety which are addressed through a summary abatement procedure under Chapter 8 in this Code.*

#### *8.04.030 - Authority to declare nuisances.*

*Nothing in this Chapter is intended to diminish the authority of the Board of Trustees to declare that any act, condition, substance, occupation or use of property which substantially meets the criteria of a nuisance as defined in Section 8.04.010 of this chapter may be so declared by the board of*

*trustees, and nothing in Section 8.04.040 of this chapter shall be construed to limit the power of the town to make such declaration.*

#### *8.04.040 - Nuisances designated.*

*A. Junkyards and Dumping Grounds. All places used or maintained as junkyards or dumping grounds or for the wrecking or disassembling of automobiles, trucks, tractors or machinery of any kind or for the storing or leaving of worn out, wrecked or abandoned automobiles, trucks, tractors, trailers, boats and house trailers or machinery of any kind, or of any of the parts thereof, or for the storing or leaving of any machinery or equipment used by contractors or builders or by other persons, which places essentially interfere with the comfortable enjoyment of life or property by others, are declared to be nuisances.*

*B. Discharge of Noxious Liquids. The discharge out of or from any house or place of foul or noxious liquid or substance of any kind whatsoever into or upon any adjacent ground or lot or into any street, alley or public place in the town is declared a nuisance.*

*C. Stale Matter. The accumulation of any stale, putrid or stinking fat or grease or other matter is declared to be a nuisance.*

*D. Sewer Inlet. Any article or materials accumulated in any sewer, sewer inlet or privy vault that shall have a sewer connection, which cause or might cause such sewer, sewer inlet or privy vault to become noxious or offensive to others or injurious to public health, are declared to be nuisances.*

*E. Dead Animal Removal. The body of any animal which has died, and which is undisposed of after twenty-four hours after death is declared to be a nuisance.*

*F. Stagnant Ponds. Any cellar, vault, drain, sewer, pond of water or other place in this town that shall be noxious or offensive to others, or injurious to public health, through an accumulation or deposit of noxious, offensive, or foul water or other substances shall be deemed a nuisance. This applies in all cases for which no other specific provisions are made in this chapter or any other ordinances of the town.*

*G. Open Wells, Cisterns or Excavations. It is declared that permanent excavations exceeding five feet in depth, cisterns and wells or any excavation used for storage of water are public nuisances unless the same are adequately covered with a locked lid or other covering weighing at least sixty pounds or are securely fenced with a solid fence to a height of at least five feet, and it is unlawful for any person to permit such nuisance to remain on premises owned or occupied by him. Any wall or cistern on any property within the limits of the town, whenever a chemical analysis or other proper test or the locations of the same shows that the water of the well or cistern is probably contaminated, impure or unwholesome, shall be deemed a nuisance. Any abandoned or unused well or cistern shall be filled with dirt and covered.*

*H. Handbills, Posters and Placards. Any handbill, poster, placard or painted or printed matter which shall be struck, posted, or pasted upon any public or private house, store or other building or upon any fence, power pole, telephone pole or other structure without the permission of the owner, agent or occupant of the house shall be deemed a nuisance.*

*I. Unused Appliances. Any unused refrigerator, washer, dryer, freezer, plumbing fixtures, or other appliance within any accessible yard or lot or carport or residential garage within the limits of the town.*

*J. Vacant Buildings. It is declared a nuisance for the owner of any vacant building to fail to replace any broken window or fail to secure any other means of entry into such building within seventy-two hours after notice is given by the town.*

*K. Transporting Garbage or Manure. The transport of manure, garbage, swill or offal upon any street in this town in a vehicle so as to allow such filth to be scattered or thrown into such street is declared a nuisance.*

*L. Removal of Inoperable or Abandoned Vehicle. Except as may expressly be permitted for lawful commercial activity under the Dolores Land Use Code, any inoperable or abandoned vehicle, or any abandoned vehicle, parked out-of-doors on any lot or piece of ground in the town not removed from the town within thirty days after the expiration of its registration, as determined by examining the license plate on the exterior of the vehicle, is a nuisance. Except that nothing herein shall prohibit a property owner from keeping no more than three inoperable motor vehicles on their private property provided the same are screened from public view.*

*M. Keeping a dog which individually, or in combination with another dog or dogs together, makes any noises or disturbances by barking, howling, yelping, whining or other utterance which is audible beyond the premises on which the dog is kept, in excess of twenty (20) consecutive minutes during the day (7 a.m. to 9 p.m.) or in excess of ten (10) consecutive minutes during the night (9:01 p.m. to 6:59 a.m.) and/or a cumulative period in excess of one-hundred twenty (120) minutes during any twenty-four (24) hour period shall be deemed to be a violation of this section.*

*N. Accumulation of Garbage, Refuse, Etc. Any accumulation of refuse, trash or other waste or discarded material outside of a designated landfill, including discarded building and construction materials, that endangers the public health and safety or which results in annoyance or discomfort to the public is declared to be a nuisance.*

*O. Smoke and Odor from Burning. Any smoke and odor resulting from the burning of refuse, trash or other materials outside of a solid fuel-burning device, including but not limited to those materials outlined in subsection P of this section, is declared to be a nuisance.*

*P. Accumulation of Manure. The accumulation of manure or other animal waste in quantities which endanger or tend to endanger the public health and safety, or which results in annoyance or discomfort to the public is declared a nuisance. This subsection does not apply to a light spread of manure upon lawns or gardens or which is plowed under the surface of the ground.*

*Q. Any place where people congregate which encourages the disturbance of the peace or where the conduct of persons in or about that place is such as to annoy or disturb the peace of the occupants of or persons attending such place, or the residents in the vicinity or the passersby on the public streets or highways.*

*R. Any public or private place or premises which encourages professional gambling, unlawful use*

*of drugs, unlawful sale or distribution of drugs, furnishing or selling intoxicating liquor or fermented malt beverages to persons under the legal drinking age, solicitation for prostitution or trafficking in stolen property.*

*S. Any building, fence, structure, tree or other vegetation or land within the Town, the condition of which presents a substantial danger or hazard to public health or safety, define this including any "dangerous building," as defined in the building codes, as adopted by reference by the Town.*

*T. Any unsafe structure or equipment as defined in the adopted building code of whatever kind which is unused by the owner or uninhabited because of deterioration or decay, which condition constitutes a fire hazard or subjects adjoining property to danger of damage by storm, soil erosion or rodent infestation or which becomes a place frequented by trespassers and transients seeking a temporary hideout or shelter;*

*U. Discharging, placing or tracking any offensive water, liquid waste, dirt, mud, construction debris or refuse of any kind into any street, alley, sidewalk, gutter, stream, wash, natural watercourse, ditch, canal or any vacant lot, or which as the result of continued discharge will render the place of discharge offensive or likely to become so;(13)Keeping any drinking vessel for public use without providing a method of decontamination between uses.*

*V. Corrupting or rendering unwholesome or impure any spring, stream, pond, or lake.*

*W. Any toilet or sanitary wastewater facilities not constructed and maintained in accordance with the ordinances of the Town or the laws and regulations of the State.*

*X. Keeping any animal or human fecal material, dead animal or other filthy or offensive substance upon any lot, street, alley, highway, park or other place.*

*Y. Neglecting or refusing to discontinue use of, clean out, disinfect, and fill up all privy vaults, septic tanks and cesspools or other individual wastewater disposal systems within twenty (20) days after notice from any enforcement officer or official of the Town.*

*Z. Obstructing or tending to obstruct or interfere with, excavating into the grade of, or render dangerous for passage any street or sidewalk, lake, stream, drainage canal or basin or any public park without first obtaining the written permission of the Town, specifically including the placement of portable toilets, construction Dumpsters, construction materials, construction debris, topsoil and/or landscaping material on Town streets or sidewalks.*

*AA. The obstruction or maintenance of any drainage system, drainage easement, canal, ditch, conduit or other watercourse of any kind or nature, natural or artificial, in a manner which will become obstructed and/or cause the water to back up and overflow therefrom or to become unsanitary;(20)Cross-connecting with the Town's water supply system by introducing into such system any foreign water not a part of the treated water supply system.*

*BB. Any use of premises or of building exteriors which are deleterious or injurious, noxious or unsightly, which includes, but is not limited to, keeping or depositing on, or scattering over the premises, lumber, junk, trash, debris or abandoned, discarded or unused objects or equipment such*

*as motor vehicle parts, machine parts, furniture, stoves, refrigerators, freezers, or other appliances, cans or containers.*

*CC. Continuous or repeatedly conducting or maintaining of any business, occupation, operation, activity, building, land, or premises in violation of provisions of this Code or a statute of this State, after receiving reasonable notice of such violation.*

*DD. Unsheltered storage of old, unused, stripped, and junked machinery implements or personal property of any kind which is no longer safely usable for the purposes for which it was manufactured, for a period of ten (10) days or more (except in licensed junkyards) within the Town.*

*EE. Outside storage or accumulation of: (a) Any new or marketable used tires that are not neatly stacked or displayed in a marketable manner and allowed in the applicable zone district; (b) Nonmarketable tires in any manner for a period of greater than one (1) month. Nonmarketable tires are defined as those tires which are incapable of holding air or which have less than 2 /32 of tread, or both. Any person charged with a violation of this Subparagraph may produce a receipt evidencing the removal and quartering of nonmarketable tires during the thirty-one (31) days prior to the notice of violation, which receipt shall create a rebuttable presumption that no such violation has occurred; (c) Any tires on property located in a residential district, except that up to two (2) tires per dwelling unit may be kept outside for up to one (1) week on any property within a residential zone district; or (d) Indoor personal items for more than seventy-two (72) hours, including but not limited to clothing, bedding, indoor toys, cooking and eating utensils, newspapers and magazines, furniture and appliances intended for indoor use. For the purposes of this Subparagraph, storage on decks, in carports and in open garages shall be considered outside storage.*

*FF. Outside storage or accumulation of building, construction, plumbing, electrical and mechanical materials and supplies for use on the premises for a period longer than six (6) months. Permitted materials shall be neatly stacked on the premises.*

*GG. Any building, lot, land, premises or business, occupation or activity, operation or condition which, after being ordered abated, corrected or discontinued by lawful order of the Town or any officer thereof, continues to be conducted or continues to exist in violation of: (a) Any ordinance of this Town; or (b) Any regulation enacted pursuant to the authority of an ordinance of this Town.*

*HH. Those offenses which are known to the common law of the land or the statutes of the State of Colorado as nuisances when the same exist within the Town limits or within any unincorporated areas of land entirely contained within the outer boundaries of the Town, such areas known as "enclaves".*

*II. Any graffiti or graffiti and/or related vandalism which shall mean any unauthorized inscription, symbol, design or configuration of letters, numbers or symbols or any combination thereof written, drawn, scribed, etched, marked, painted, stained, stuck on or adhered to any surface (public or private), including but not limited to trees, signs, poles, fixtures, utility boxes, walls, windows, roofs, paths, walks, streets, underpasses, overpasses, bridges, trestles, buildings and any other surface or surfaces, regardless of the material of the component, remaining on the subject property for a period greater than ten (10) days.*

*JJ. No person shall bring into the Town or keep therein for sale or otherwise, either for food or for any other purpose whatever, any animal, dead or alive, matter, substance or thing which shall be or which shall occasion a nuisance in the Town or which shall be dangerous or detrimental to health or which results in annoyance or discomfort to the public.*

*KK. "Weed" means construed to be any unsightly, useless, troublesome, or injurious herbaceous plant, and shall include rank vegetable growth which exhales unpleasant or noxious odors, and also high and rank vegetable growth that may conceal filthy deposits and any plant designated by the state of Colorado or Montezuma County as a noxious weed. The term shall also apply to dry vegetation which constitutes a fire hazard in the judgment of the Building Official or fire marshal.*

#### *8.04.050 – Complaint filing.*

*Complaints of nuisances may be made to the attention of the town clerk, marshal, or any other town official and should state the nature of such nuisance, the location, including street address, name of the owner, agent or occupant of the building or lot, if known, and the name and address of the complainant. Nothing herein shall prohibit the Town Manager or Building Official from initiating action under this Chapter without a complaint.*

#### *8.04.060 – Inspection—Right of entry—Emergencies.*

*A. Whenever necessary to make an inspection to enforce any of the provisions of this chapter or whenever an authorized representative of the town shall have reasonable cause to believe that there exists in any building or upon any premises any conditions which constitutes a nuisance hereunder, the town clerk, mayor, marshal or police officer, the Building code only authorizes the Building Official may enter such building or premises at all reasonable times to inspect the same or to perform any duty imposed on any of them. If such building or premises is occupied, such person shall first present proper credentials, state the nature of the complaint, and request entry; and if such building or premises is unoccupied, he shall first make a reasonable effort to locate the owner or occupant or other person or persons having charge or control of the building or premises and, upon locating said owner, occupant or other person or persons, shall present proper credentials, state the nature of the complaint, and request entry. If entry is refused, such person shall give the owner or occupant, or, if said owner or occupant cannot be located after a reasonable effort, he shall leave the building or premises, a twenty-four-hour written notice of intention to inspect. The notice given to the owner or occupant or left on the premises as aforesaid shall state that the property owner has the right to refuse entry and that in the event that such entry is refused, inspection may be made only upon issuance of a search warrant by the municipal judge of the town or a judge of any other court having jurisdiction.*

*B. After the expiration of said twenty-four-hour period from the giving or leaving of notice, the town clerk, mayor, marshal or police officer, or any of them, or their authorized representative, may appear before the municipal judge of the municipal court of the town and, upon a showing of probable cause, shall obtain a search warrant entitling him to enter the building or go upon such premises. Upon presentation of the search warrant and proper credentials, or possession of the same in the case of an unoccupied building or premises, said person may enter into the building or go upon the premises using such reasonable force as may be necessary to gain entry.*

*C. For the purpose of subsection B of this section, a determination of probable cause will be based upon reasonableness, and if a valid public interest justified the intrusion contemplated, then there is probable cause to issue a search warrant. The person applying for such warrant shall not be required to demonstrate specific knowledge of the condition of the particular structure or premises in issue on order to obtain a search warrant. It is unlawful for any owner or occupant of the building or premises to resist reasonable force used by any authorized agent acting pursuant to this section.*

*D. Whenever an emergency situation exists in relation to the enforcement of any of the provisions of this chapter, the town clerk, mayor, marshal or police officer, or the authorized representative of any of them, upon a presentation of proper credentials or identification and upon stating the nature of the complaint in the case of an occupied building or premises, or possession of said credentials in the case of an unoccupied building or premises, may enter into any building or go upon any premises within the jurisdiction of the town. In said emergency situation, such a person or his authorized representative may use such reasonable force as may be necessary to gain entry into the building or upon the premises.*

*E. For the purpose of subsection D of this section, an "emergency situation" includes, but is not limited to, any situation where there is imminent danger of loss of life, limb and/or property. It is unlawful for any owner or occupant of the building or premises to resist reasonable force used by the authorized official acting pursuant to this subsection.*

#### *8.04.070 - Abatement—Failure to comply.*

*A. Each and every nuisance declared or defined by any ordinance of the town or otherwise is prohibited, and the town manager, building official and town marshal are authorized, in their discretion, to cause the same to be abated in accordance with the procedures set forth in this Chapter. If any nuisance is found to exist upon public property, it shall be the duty of the town to abate such nuisance immediately.*

*B. Upon authorization of the town manager or marshal, if any nuisance found to exist shall cause imminent danger to the life, limb, property, or health as to require immediate abatement, any such nuisance may be abated without notice of abatement as set forth herein.*

*C. A summary abatement procedure applicable to weed, brush and the accumulation of trash under Chapter 8.08 may be applied at the Town's discretion.*

#### *8.04.080 - Notice to abate.*

*A. In the case of any nuisance not requiring summary abatement, it shall be the duty of the town manager, building official, town clerk or marshal to cause notice to be served upon the person responsible for or author of any nuisance which may be found, requiring said person to abate the same in a reasonable time and in such reasonable manner as prescribed, and such notice may be given or served by any officer directed or deputized to give or make the same. In causing notice to be served, the town manager, town clerk or marshal may authorize town officials, inspectors, or any other appropriate town employee to issue notice of abatement. The notice of abatement shall give the author of the nuisance or responsible party fourteen days to comply unless it appears to town staff from the facts and circumstances that compliance could not reasonably be made within fourteen*



*days. Town staff may grant an extension to comply when it appears that a good-faith attempt at compliance is being made. Such notice shall be in writing, signed by the official issuing the same and shall be personally served upon the author of the nuisance and the owner or occupant of the premises upon which said nuisance exists or, if not occupied, then by the posting of the same prominently at some place on the premises upon which said nuisance exists. If service is by posting as aforesaid, then a copy of said notice shall also be mailed by certified mail, return receipt requested, to the owner of such property as shown upon the tax rolls of Montezuma County, Colorado, at the address of such owner as therein shown.*

*B. A summary notice to abate procedure is applicable to weeds, brush and the accumulation of trash as provided under Chapter 8.08.*

#### *08.04.090 - Abatement by Town—Procedure.*

*If, after notification, a nuisance is not voluntarily abated, except for a summary abatement as defined by 8.04.070, the following procedures shall apply:*

*A. An action to abate a public nuisance under this Article may be brought in Municipal Court or District Court in the discretion of the Town Attorney*

*B. Except as otherwise may be provided in this Chapter, the practice and procedure in an action to abate a public nuisance shall be governed by the Colorado Rules of Civil Procedure.*

*C. An action to abate a public nuisance shall be brought by the Town Attorney or his or her designee in the name of the State and the Town.*

*D. An action to abate a public nuisance, and any action in which a temporary restraining order, temporary writ of injunction or preliminary injunction is requested, shall be commenced by the filing of a complaint, which shall be verified or supported by affidavit. A summons shall be issued and served as in civil cases.*

*E. If the existence of a public nuisance is shown in such action to the satisfaction of the Municipal Court or District Court, either by verified complaint or affidavit, the Court may issue a temporary restraining order to abate and prevent the continuance or reoccurrence of the nuisance. Such temporary restraining order may direct the Town Manager or his or her designee to seize and close the public nuisance and to keep the same effectually closed against its use for any purpose, until further order of the Court.*

*F. Within ten (10) days, or such greater or shorter time as may be allowed by the Court, following the filing of a motion of any person adversely affected by a temporary restraining order, the Court shall conduct a hearing and determine whether the temporary restraining order shall be continued pending final determination of the action.*

*G. The Court may, as part of a preliminary injunction, direct the town marshal or town manager to seize and close such public nuisance and to keep the same closed against its use for any purpose, until further order of the Court. While the preliminary injunction remains in effect, the building or place seized and closed shall be subject to the orders of the Municipal Court. Preliminary*

*injunctions may issue as provided by the Colorado Rules of Civil Procedure. No bond or security shall be required of the Town Attorney or the*

*H. The judgment in an action to abate a public nuisance may include a permanent injunction to restrain, abate and prevent the continuance or reoccurrence of the nuisance. The Court may grant declaratory relief, mandatory orders or any other relief deemed necessary to accomplish the purposes of the injunction and enforce the same, and the Court may retain jurisdiction of the case for the purpose of enforcing its orders.*

*I. The judgment in an action to abate a public nuisance may include an order directing the Town Manager or his or her designee to seize and close the public nuisance and to keep the same effectually closed until further order of the Court, not to exceed one (1) year.*

*J. The judgment in an action to abate a public nuisance may include, in addition to or in the alternative to other injunctive relief, an order requiring the removal, correction or other abatement of a public nuisance, in whole or in part by the author of the public nuisance. The judgment may include an order directing the town marshal or town manager to remove, correct or abate the public nuisance if the author of the nuisance fails or refuses to do so within a reasonable time as determined by the Court, at the cost of the author of the public nuisance.*

*K. If the owner or operator of a building or place seized and closed as a public nuisance has not been guilty of any contempt of court in the proceedings, and demonstrates by evidence satisfactory to the Court that the public nuisance has been abated and will not recur, the Court may require the posting of bond, in an amount fixed by order of the Court, for the faithful performance of the obligation of the owner or operator thereunder to prevent recurrence of or continuance of the public nuisance.*

*L. Any violation or disobedience of any injunction or order issued by the Court in an action to abate a public nuisance shall be punishable by a fine of up to four hundred ninety nine dollars (\$499.00) and each day on which the violation or disobedience of an injunction or order continues or recurs may be considered as a separate action of contempt of Court.*

*M. For seizing and closing any building or premises as provided in this Article, or for performing other duties pursuant to the direction of the Court in accordance with the provisions of this Article, the Town shall be entitled to a reasonable sum fixed by the Court, in addition to the actual costs incurred or expended to abate the nuisance.*

*N. All fees and costs allowed by the provisions of this Section, the costs of a Court action to abate any public nuisance and all fines levied by the Court in contempt proceedings incident to any action to abate a public nuisance shall be a first and prior lien upon any real property where the nuisance was located, and the same shall be enforceable and collectible by execution issued by order of the Court, from the property of any person liable therefor.*

*O. Nothing contained in this Article shall be construed in such a manner as to destroy the validity of a bona fide lien upon real or personal property appearing of record prior to the recording of Court orders involving real estate as authorized under this Chapter.*

*P. In addition to the remedies set forth herein, the assessment, together with up to fifteen percent (15%) of said assessment for inspection and other incidental costs in connection therewith, shall be a lien against each lot or tract of land until paid and shall have priority over all other liens except general taxes and prior special assessments. In accordance with Section 31-20-105, C.R.S., such assessment may be certified by the Town Manager or Town Clerk to the County Treasurer, to be placed on the tax list for the current year and collected and paid over in the same manner as provided by law for the collection of property taxes. Any amount charged on the tax roll of the succeeding year and any unpaid balance so carried over shall bear interest at the rate of eight percent (8%) per annum, until paid.*

#### *08.04.100 - Abatement by Town—Cost recovery.*

*A. The person or persons responsible for any nuisance within the town shall be liable for and pay and bear all costs and expenses of the abatement of the nuisance, which costs and expenses may be collected by the town in any action at law, referred for collection in connection with an action to abate a nuisance or assessed against the property as hereinafter provided.*

#### *08.04.110 - Remedies cumulative and nonexclusive.*

*A. No remedy provided herein shall be exclusive, but the same shall be cumulative, and the taking of any action hereunder, including charge or conviction of violation of this chapter in the municipal court of the town, shall not preclude or prevent the taking of other action hereunder to abate or enjoin any nuisance found to exist.*

*B. Whenever a nuisance exists, no remedy provided for herein shall be exclusive of any other charge or action, and, when applicable, the abatement provisions of this chapter shall serve and constitute a concurrent remedy over and above any charge or conviction of any municipal offense or any other provision of law. Any application of this chapter that is in the nature of a civil action shall not prevent the commencement or application of any other charges brought under the municipal ordinances or any other provision of law.*

#### *8.04.120 - Violation—Penalty.*

*Any person found guilty of authoring a nuisance in violation of this chapter or disobedience of any injunction or order issued by the Court in an action to abate a public nuisance shall be punishable by a fine of up to four hundred ninety nine dollars (\$499.00) and each day on which the violation or disobedience of an injunction or order continues or recurs may be considered as a separate action of contempt of Court.*

### *Chapter 8.08 – SUMMARY ABATEMENT PROCEDURE FOR WEEDS AND RUBBISH*

#### *Sections:*

#### *8.08.010 - Abatement—Generally.*

*A. No owner of any lot, block or parcel of ground within the town, nor any tenant or agent in charge thereof, shall allow or permit weeds or brush to grow or remain when grown, on such lot, block or parcel of ground, or along any sidewalk adjoining the same and to the middle of the alley behind same, but such weeds or brush shall be cut close to the ground and kept so cut. All lots, blocks or parcels of land, and sidewalks adjoining same shall also be kept free from brush, weeds, rubbish, trash, junk, and garbage.*

*B. After cutting, all such weeds and brush shall immediately be removed by the owner of such lot, tract, or parcel of land from the town.*

*C. A violation of this section shall be punished as set forth in Section 1.12.010 General Penalty.*

#### *8.08.020 - Definitions.*

*Terms used in this Chapter shall have the same meaning as those set forth in Section 8.04.010.*

#### *8.08.030 - Declared nuisance.*

*The growth of brush, weeds, and the accumulation of garbage, junk rubbish, or trash upon the lots, tracts, or parcels of ground, sidewalks adjoining same and to the middle of alley behind same within the town is found and declared to be a nuisance and poses an immediate threat of fire and other danger to the health, safety and welfare of the town inhabitants. Such conditions are therefore subject to a summary abatement procedure set forth in this Chapter.*

#### *8.08.040 - Failure to abate—Notice—Work by town clerk or town manager.*

*In case of the failure of any owner of such lot, tract or parcel of land to cut or remove the brush, weeds, garbage, junk, rubbish, or trash as set forth in this chapter after having had ten days' notice in writing from the town clerk/town manager, the town clerk/town manager shall order town crews to cut all weeds and brush and remove same, and/or to remove any brush, weeds, garbage, junk, rubbish, or trash from such lot tract, parcel alley, and sidewalk area. This written notice shall be sent certified mail, return receipt requested. If the notice is returned as refused, it shall be deemed delivered.*

#### *8.08.040 - Abatement by town—Statement of costs.*

*Upon the completion of the work as set forth in Section 8.08.090 of this chapter, the town clerk/town manager shall assess the amount properly chargeable against the owner of said property or parcel of land on whose account the cutting and/or removing of brush, weeds, garbage, junk, rubbish, or trash occurred. Said amount shall include all actual expenses incurred in said work together with any necessary costs of administration, expenses, and costs of an inspection, which may be collected as provided in Section 08.04.090.*

Section 3. The Town Trustees hereby finds, determine, and declare that this Ordinance is promulgated under the general police power of the Town of Dolores, 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 Trustees further determine that the ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 4. If any section, paragraph, clause or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

Section 5. This Ordinance shall take effect \_\_\_\_\_, 2023 or thirty (30) days after final publication whichever is later.

**PUBLIC HEARING.** This ordinance shall be considered for second or final reading on the 22<sup>nd</sup> day of May 2023, in the Town Board Chambers in Town Hall, Dolores, Colorado, at which time and place all persons may appear and be heard concerning the same.

Passed adopted and approved on the first reading on May 8, 2023.

**DOLORES BOARD OF TRUSTEES:**

By: \_\_\_\_\_

Mayor Leigh Reeves

Attest:

By: \_\_\_\_\_

Town Clerk Tammy Neely

Passed adopted and approved on the second and final reading this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

**DOLORES BOARD OF TRUSTEES:**

By: \_\_\_\_\_

Mayor Leigh Reeves

Attest:

By: \_\_\_\_\_

Town Clerk Tammy Neely